



PUBLIC NOTICE

US Army Corps
of Engineers
New York District
Jacob K. Javits Federal Building
New York, N.Y. 10278-0090
ATTN: Regulatory Branch

In replying refer to:
Public Notice Number: **NAN-2024-00035-EMI**
Issue Date:
Expiration Date:

To Whom It May Concern:

The New York District, Corps of Engineers has received an application for a Department of the Army permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344). Additionally, the New York District has received a request for permission to alter a U.S. Army Corps of Engineers project under Section 14 of the Rivers and Harbors Act of 1899 (33 U.S.C. 408).

APPLICANT: Transcontinental Gas Pipe Line Company, LLC
Park Place Corporate Center 2
2000 Commerce Drive
Pittsburgh, Pennsylvania 15275

ACTIVITY: Gas Pipeline Maintenance

WATERWAY: Hackensack River

LOCATION: Between Jersey City and Town of Kearny, Hudson County, New Jersey

A detailed description and plans of the applicant's activity are enclosed to assist in your review.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

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ALL COMMENTS REGARDING THE PERMIT APPLICATION MUST BE PREPARED IN WRITING AND EMAILED TO REACH THIS OFFICE BEFORE THE EXPIRATION DATE OF THIS NOTICE, otherwise, it will be presumed that there are no objections to the activity.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. Comments provided will become part of the public record for this permit application. All written comments, including contact information, will be made a part of the administrative record, available to the public under the Freedom of Information Act. The Administrative Record, or portions thereof, may also be posted on a Corps of Engineers internet web site. Due to resource limitations, this office will normally not acknowledge the receipt of comments or respond to individual letters of comment.

Any person may request, in writing, before this public notice expires, that a public hearing be held to collect information necessary to consider this application. Requests for public hearings shall state, with particularity, the reasons why a public hearing should be held. It should be noted that information submitted by email is considered just as carefully in the permit decision process and bears the same weight as that furnished at a public hearing.

Our preliminary determination is that the activity for which authorization is sought herein is not likely to affect any Federally endangered or threatened species or their critical habitat. However, pursuant to Section 7 of the Endangered Species Act (16 U.S.C. 1531), the District Engineer is consulting with the appropriate Federal agency to determine the presence of and potential impacts to listed species in the project area or their critical habitat.

The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act (Public Law 104-267), requires all Federal agencies to consult with the National Oceanic and Atmospheric Administration Fisheries Service (NOAA/FS) on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). The proposed work, fully described in the attached work description, could cause the disruption of habitat for various lifestages of some EFH-designated species as a result of a temporary increase in turbidity during construction. However, the New York District has made the preliminary determination that the site-specific adverse effects are not likely to be substantial because it is expected that fish populations would avoid the small area of disturbance. Further consultation with NOAA/FS regarding EFH impacts and conservation recommendations is being conducted and will be concluded prior to the final decision.

Based upon a review of the latest published version of the National Register of Historic Places, there are no known sites eligible for, or included in, the Register within the permit area. Presently unknown archeological, scientific, prehistorical, or historical data may be lost by work accomplished under the required permit.

Reviews of activities pursuant to Section 404 of the Clean Water Act will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 (b) of the Clean Water Act and the applicant will obtain a water quality certificate or waiver from the appropriate state agency in accordance with Section 401 of the Clean Water Act prior to a permit decision.

Pursuant to Section 307 (c) of the Coastal Zone Management Act of 1972 as amended [16 U.S.C. 1456 (c)], for activities under consideration that are located within the coastal zone of a state which has a federally approved coastal zone management program, the applicant has certified in the

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permit application that the activity complies with, and will be conducted in a manner that is consistent with, the approved state coastal zone management program. By this public notice, we are requesting the state's concurrence with, objection to, or waiver of the applicant's certification. No permit decision will be made until one of these actions occurs. For activities within the coastal zone of New Jersey State, the applicant's certification and accompanying information is available from the New Jersey Department of Environmental Protection, Coastal Management Program, P.O. Box 418, 401 E. State Street, Trenton, NJ, 08625, Telephone (609) 633-2201. Comments regarding the applicant's certification, and copies of any letters to this office commenting upon this proposal, should be so addressed.

In addition to any required water quality certificate and coastal zone management program concurrence, the applicant has obtained or requested the following governmental authorization for the activity under consideration:

- New Jersey Department of Environmental Protection

It is requested that you communicate the foregoing information concerning the activity to any persons known by you to be interested and who did not receive a copy of this notice. Please send all comments and questions concerning this application to Christopher.W.Minck@usace.army.mil.

In order for us to better serve you, please complete our Customer Service Survey located at <http://www.nan.usace.army.mil/Missions/Regulatory/CustomerSurvey.aspx>.

For more information on New York District Corps of Engineers programs, visit our website at <http://www.nan.usace.army.mil>.

FOR AND IN BEHALF OF

Stephan A. Ryba
Chief, Regulatory Branch

Enclosures

WORK DESCRIPTION

The permit applicant, Transcontinental Gas Pipe Line Company, LLC, has requested Department of the Army (DA) authorization for pipeline maintenance located in the Hackensack River between Jersey City and the Town of Kearny, Hudson County, New Jersey.

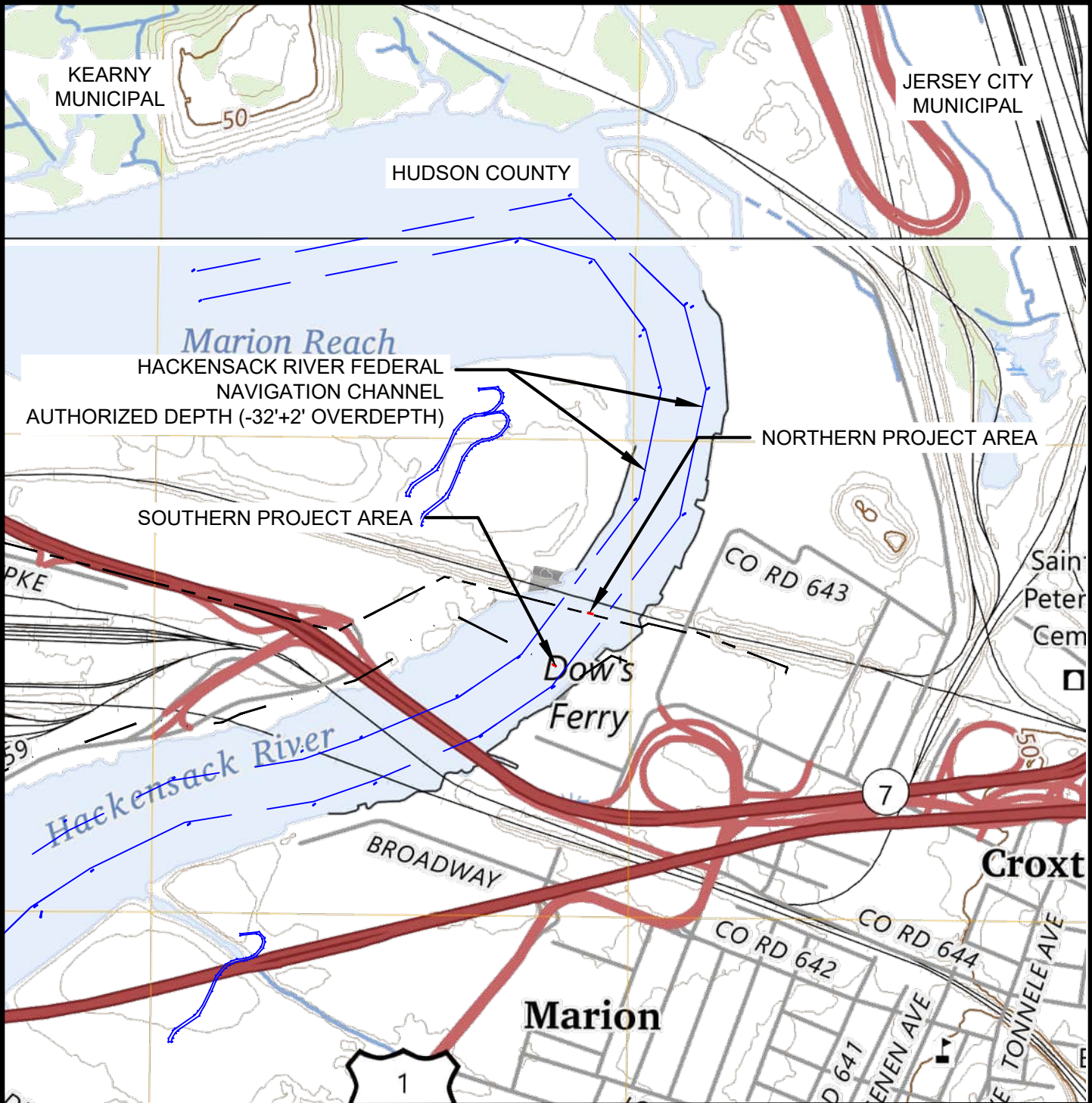
The proposed work would involve the following:

Maintenance on two (2) sections of exposed natural gas pipeline laterals. The maintenance work would include excavation around the exposed pipeline area, encasement of the exposed pipe in a protective outer wrap, and placement of concrete cinder blocks and articulated mats enclosing the exposed section of pipeline, and then the excavated material would be used to back fill the area as needed. In total approximately 512 square feet of riverbed will be disturbed to protect a 21-foot exposure on the 12-inch West End Lateral and a 13-foot exposure on the 24-inch Hudson-West End Lateral.

The proposed activities are located within the boundaries of the Hackensack River reach of the Newark Bay, Hackensack & Passaic Rivers, N.J. Federal Navigation Project.

The applicant has avoided, minimized, and mitigated for potential impacts proposed to the maximum extent practicable by limiting the project area to the minimum necessary to provide adequate pipeline cover.

The purpose of the project is to repair two locations of exposed pipeline per the U.S. Department of Transportation (USDOT) Pipeline and Hazardous Materials Safety Administration (PHMSA) regulation 49 CFR 195.248, which requires a pipeline crossing through inland bodies of water with a width of at least 100 feet from high water mark to high water mark, is required to have at least 48-inches of cover.

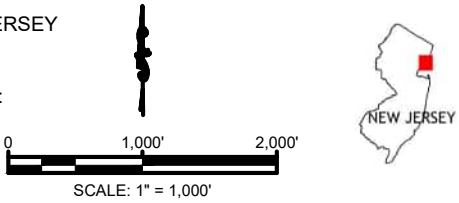


LEGEND:

- EXISTING 12-INCH WEST END LATERAL PIPELINE
- ... EXISTING 24-INCH HUDSON-WEST END LATERAL PIPELINE

NAD 1983 STATE PLANE NEW JERSEY

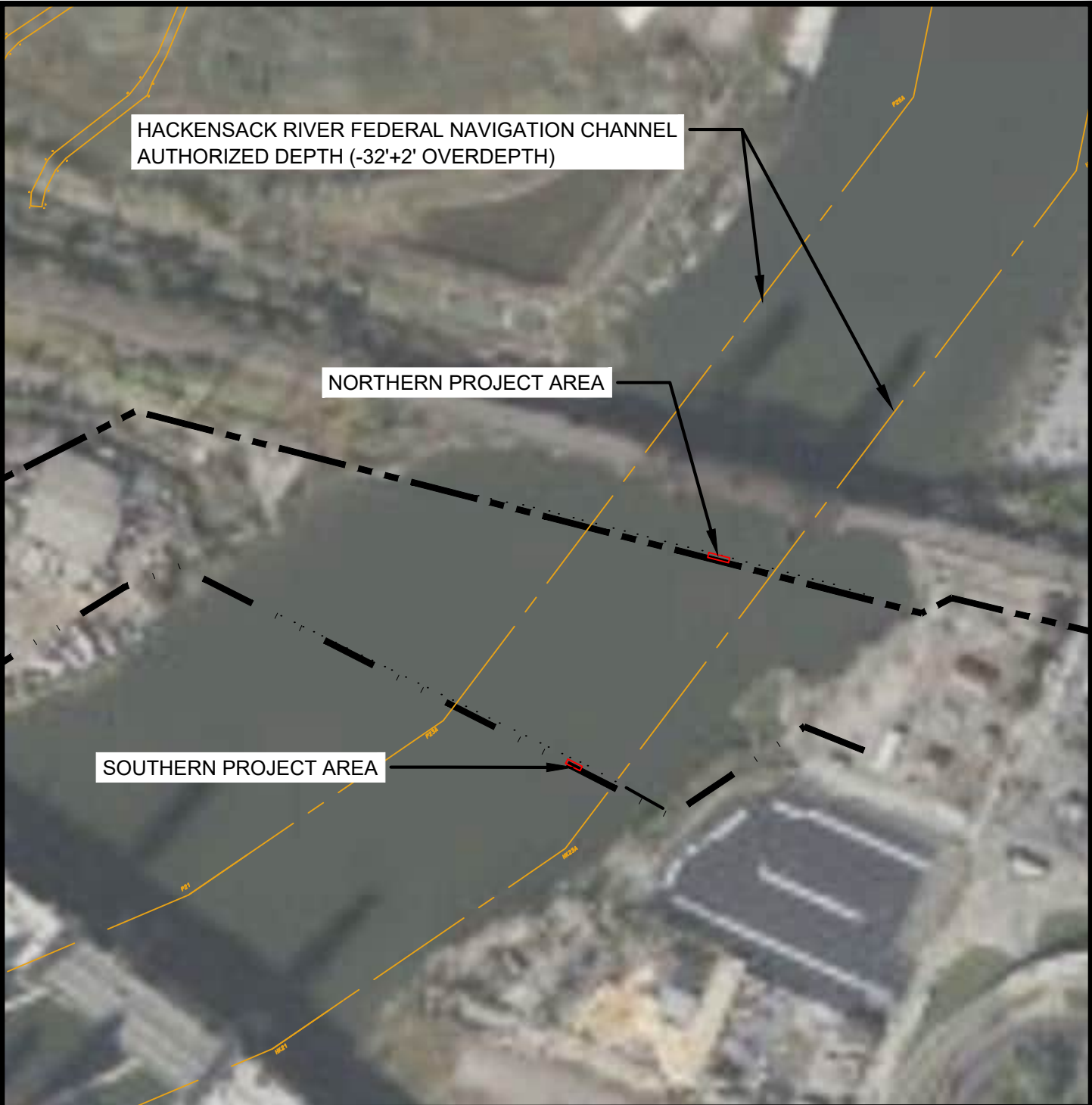
REFERENCES:
USGS 7.5' TOPOGRAPHIC MAPS:
JERSEY CITY, NJ, NY (2023)
WEEHAWKEN, NJ (2023)



AECOM
625 WEST RIDGE PIKE, SUITE E-100
CONSHOHOCKEN, PA 19428
610.234.5402 tel
www.aecom.com

PROJECT NUMBER:
60704394
PREPARED BY: LS
CHECKED BY: HB
DATE: 9/6/2024

FIGURE 1
USGS SITE LOCATION MAP
HACKENSACK RIVER
PIPELINE EXPOSURE PROJECT
TRANSCONTINENTAL GAS PIPE LINE
COMPANY, LLC
ESSEX COUNTY, NEW JERSEY

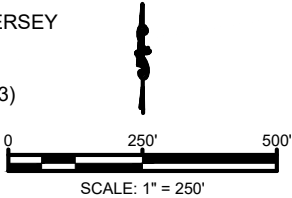


LEGEND:

- EXISTING 12-INCH WEST END LATERAL PIPELINE
- . - EXISTING 24-INCH HUDSON-WEST END LATERAL PIPELINE

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REFERENCES:
GOOGLE EARTH IMAGERY (2023)



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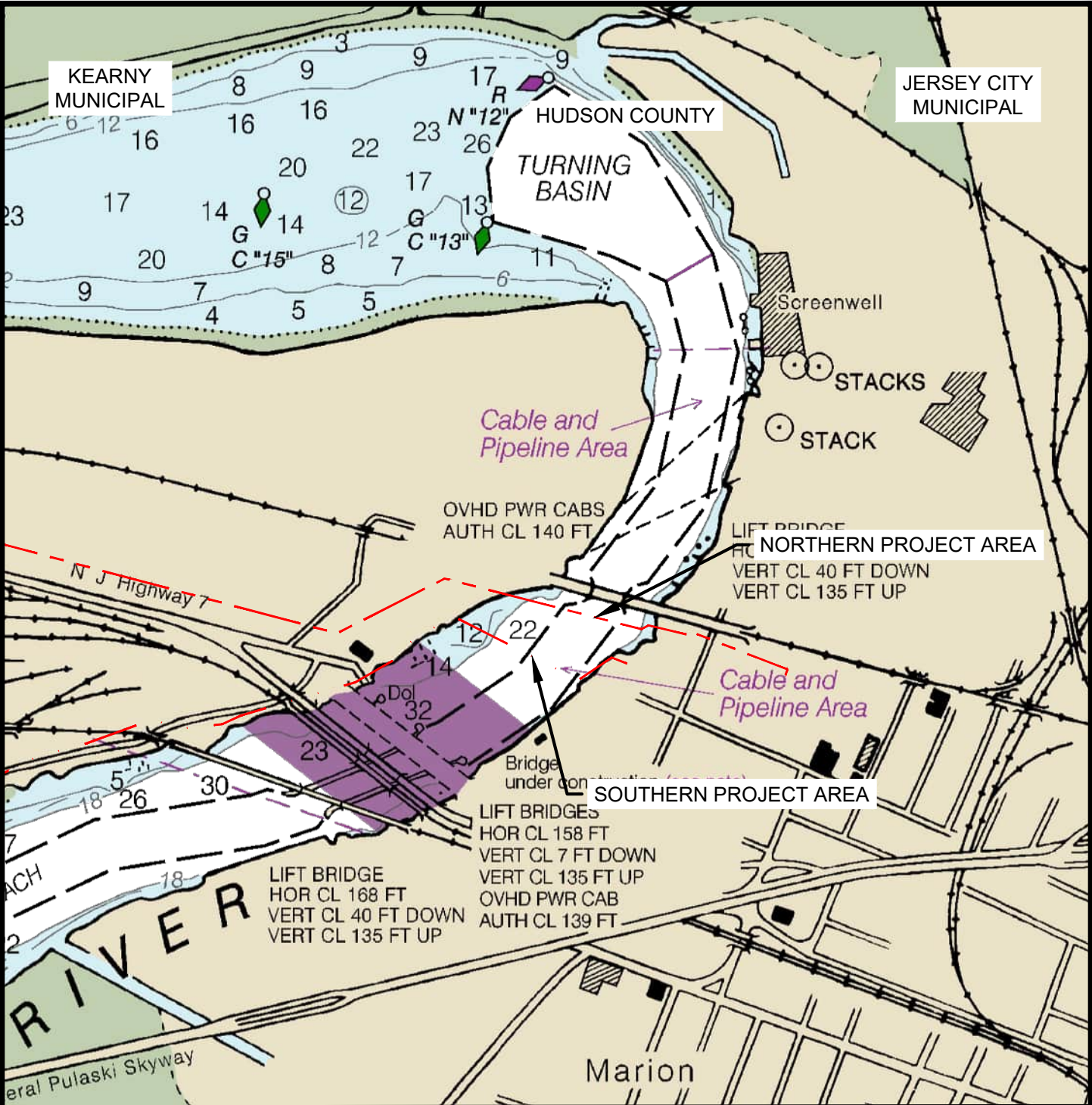
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FIGURE 2
AERIAL OVERVIEW MAP
HACKENSACK RIVER
PIPELINE EXPOSURE PROJECT
TRANSCONTINENTAL GAS PIPE LINE
COMPANY, LLC
ESSEX COUNTY, NEW JERSEY



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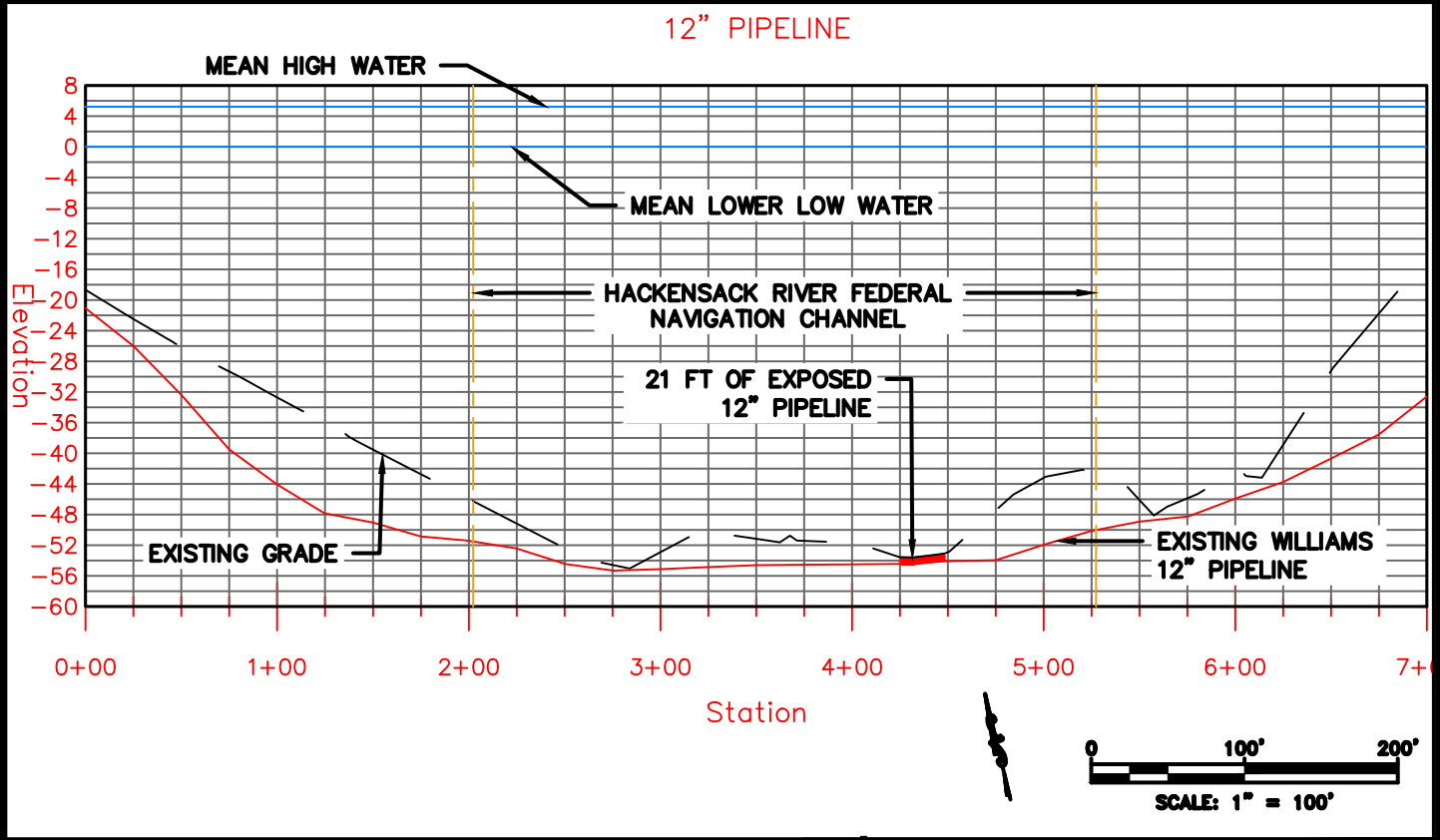
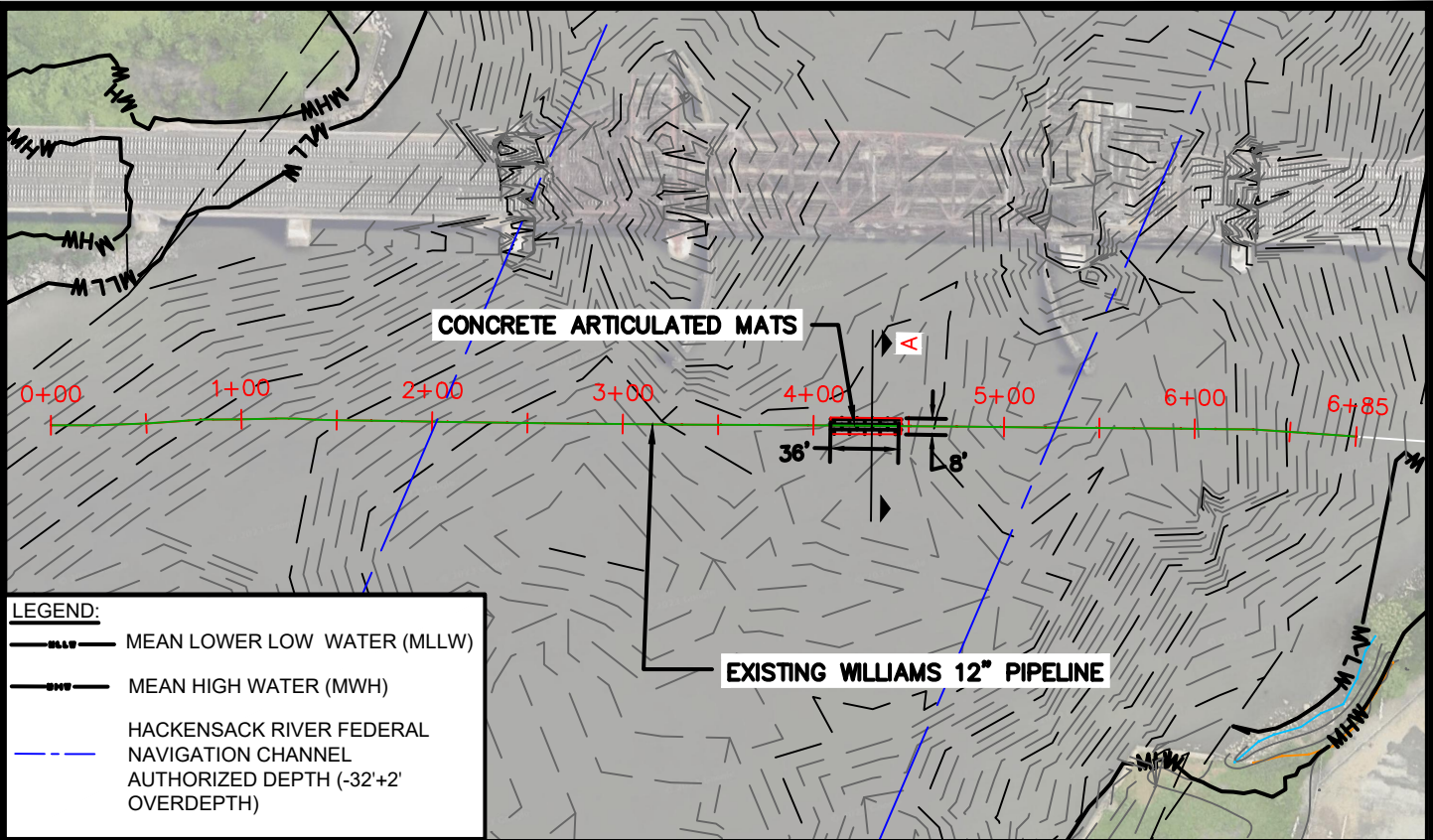
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FIGURE 3
NOAA CHART 12337 LOCATION MAP
HACKENSACK RIVER
PIPELINE EXPOSURE PROJECT
TRANSCONTINENTAL GAS PIPE LINE
COMPANY, LLC
ESSEX COUNTY, NEW JERSEY



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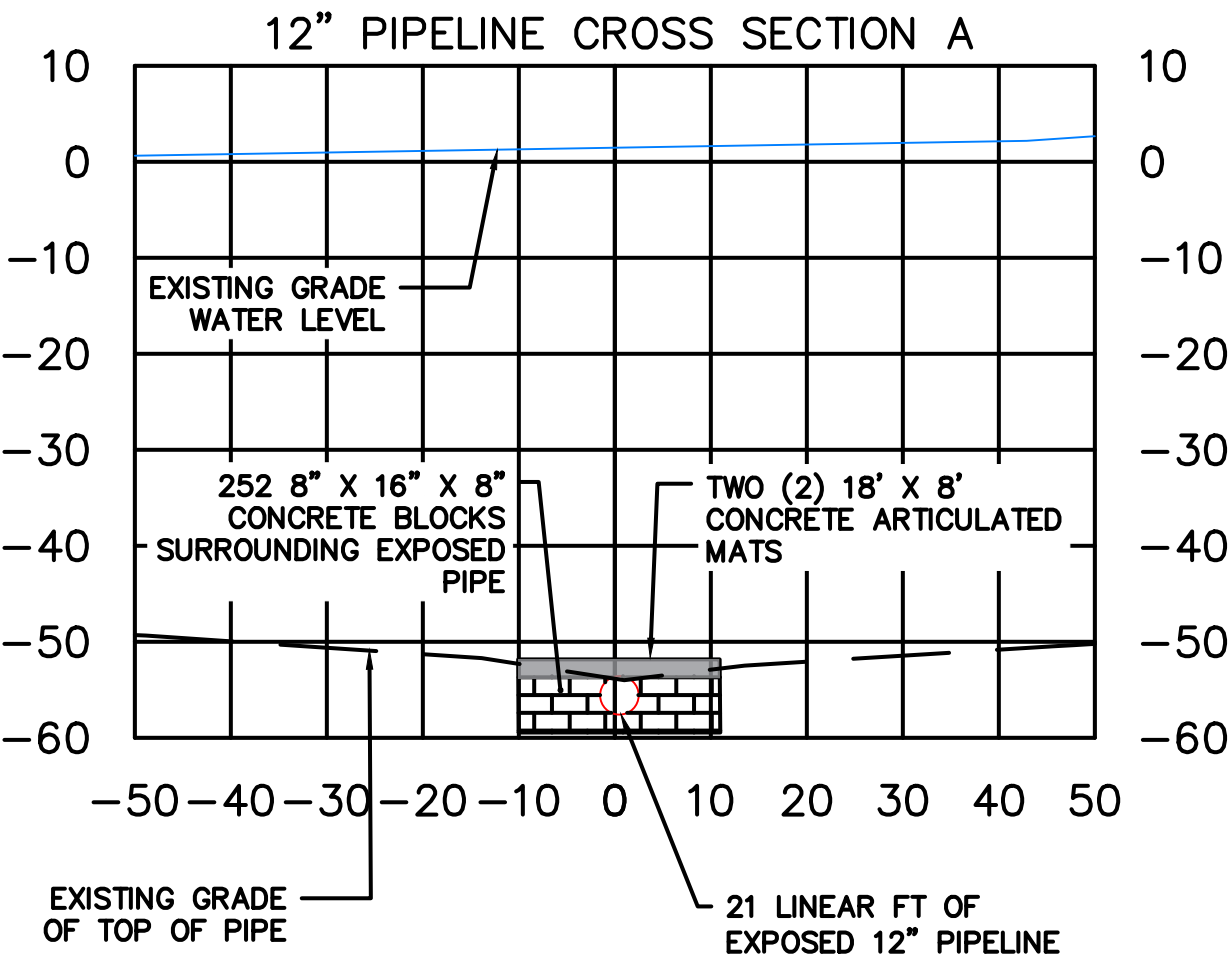
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12-INCH WEST END LATERAL
NORTHERN PROJECT AREA
PLAN AND PROFILE
HACKENSACK RIVER
PIPELINE EXPOSURE PROJECT
TRANSCONTINENTAL GAS PIPE LINE
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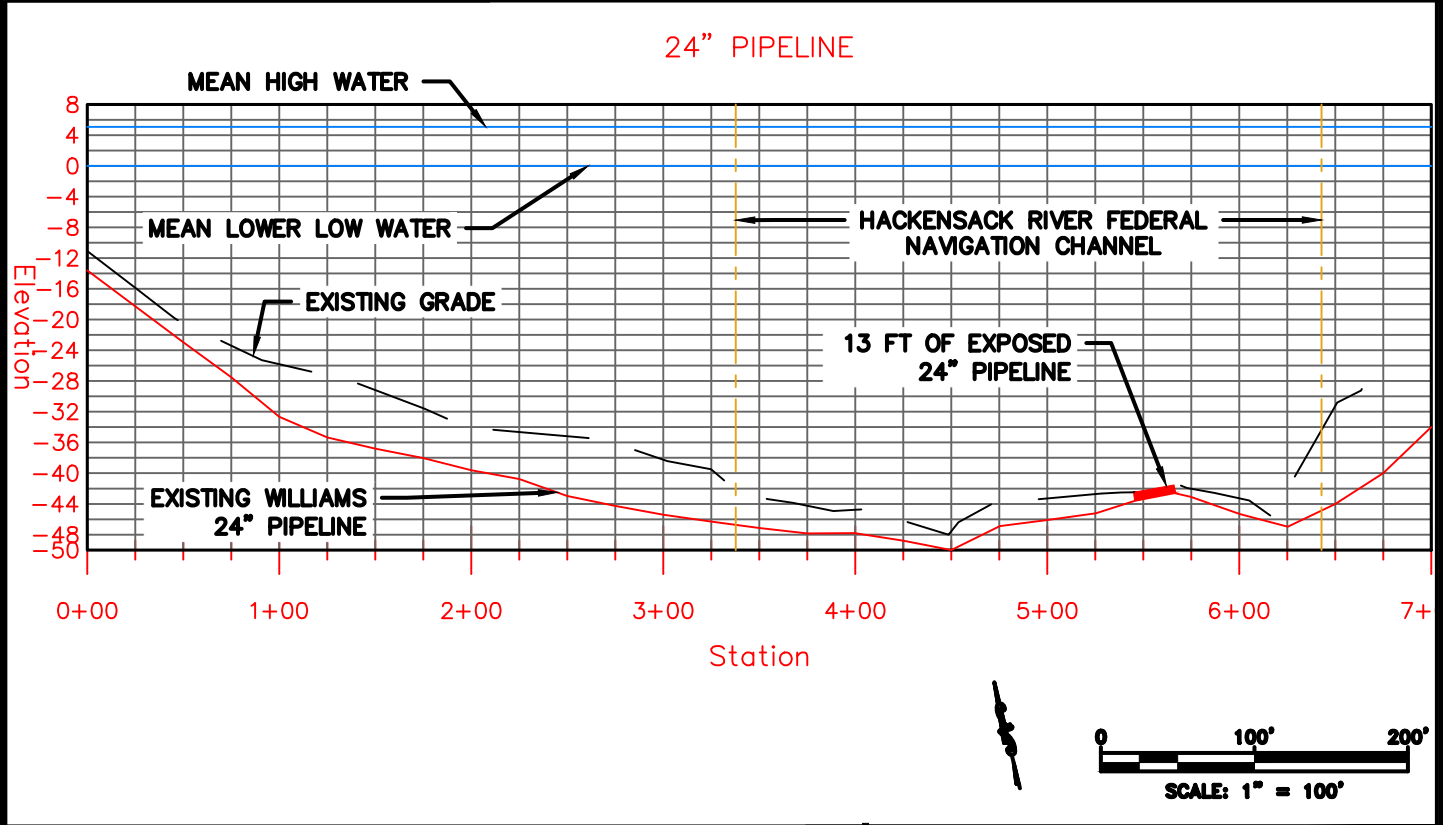
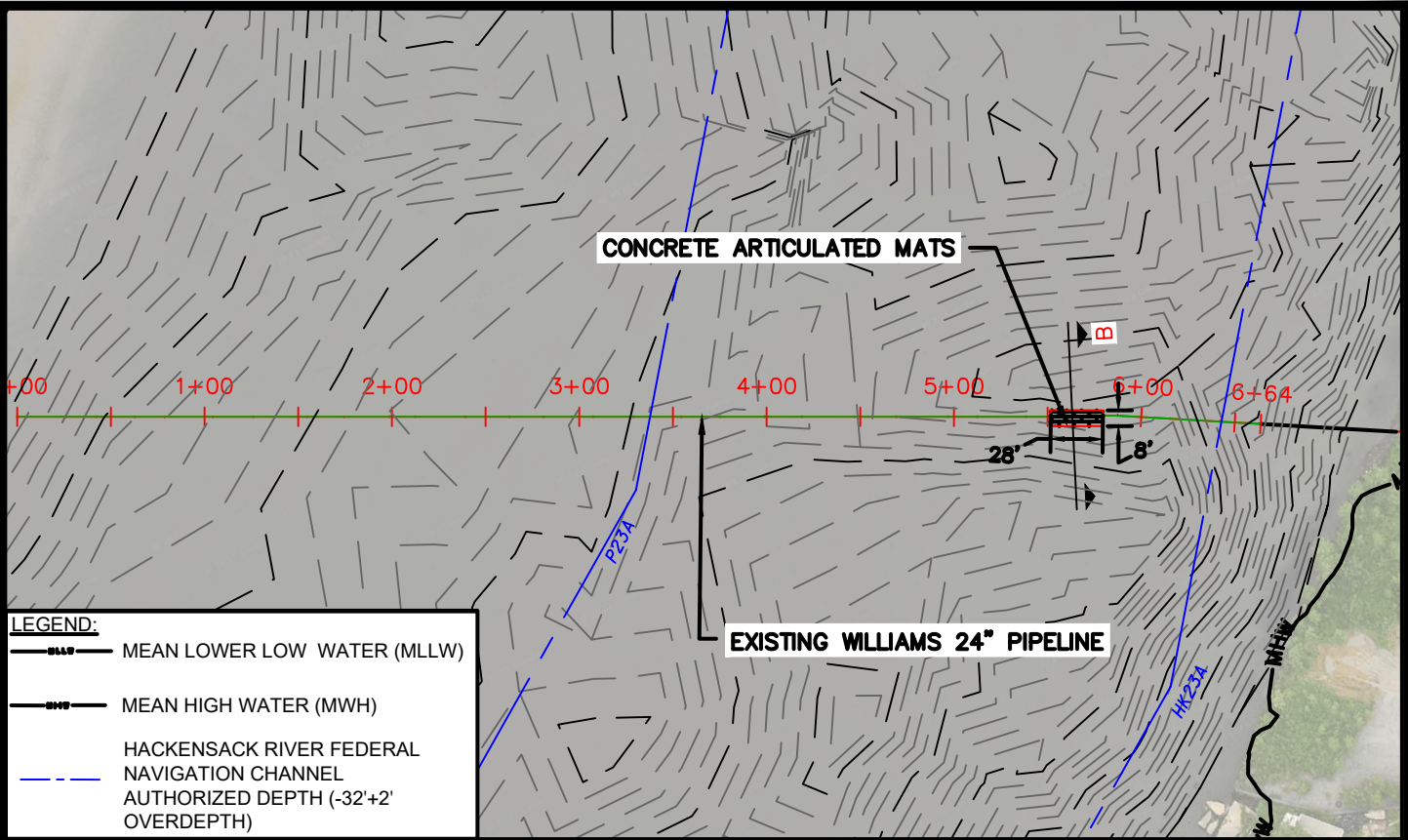
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12-INCH WEST END LATERAL
NORTHERN PROJECT AREA
CROSS SECTION A
HACKENSACK RIVER
PIPELINE EXPOSURE PROJECT
TRANSCONTINENTAL GAS PIPE LINE
COMPANY, LLC
ESSEX COUNTY, NEW JERSEY



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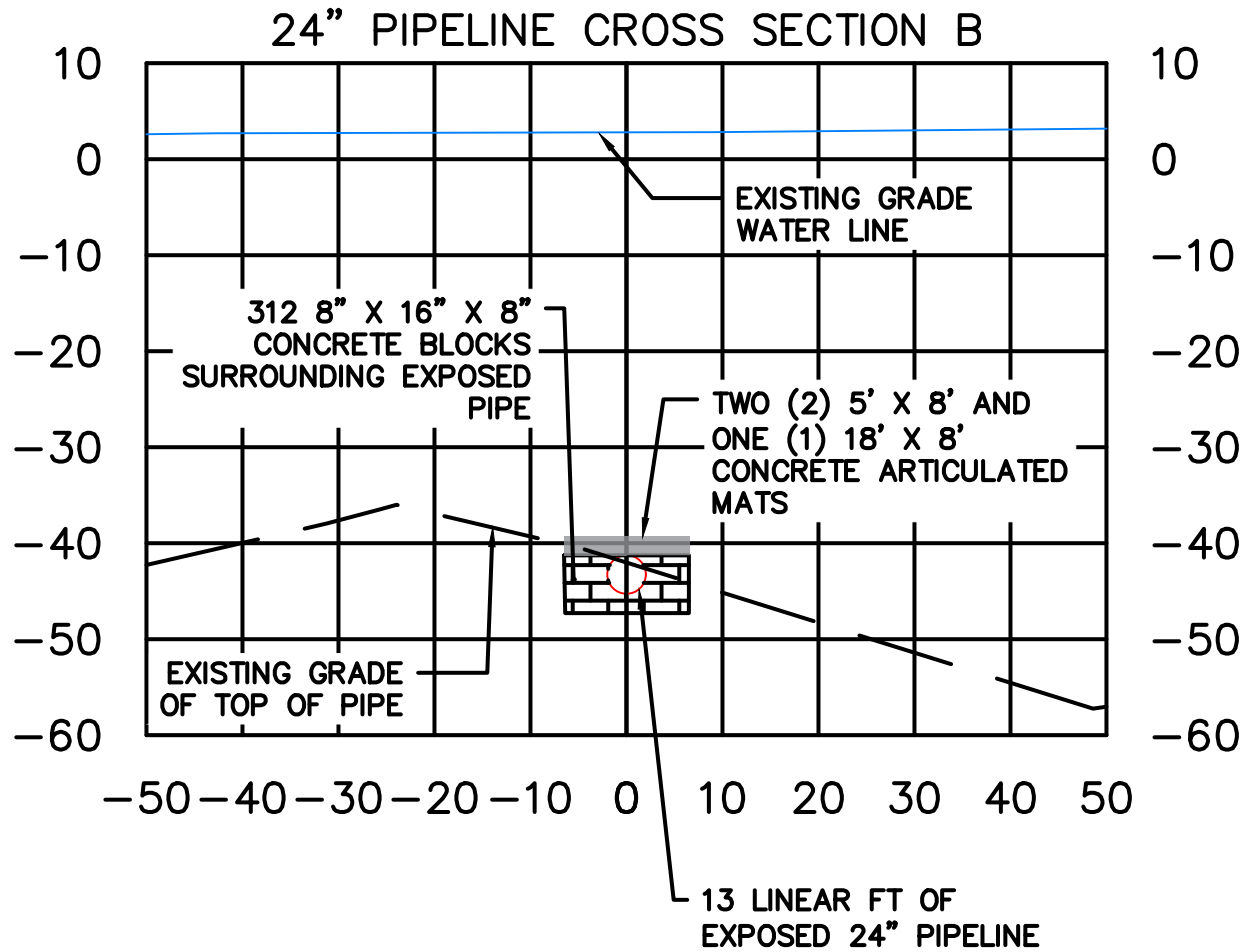
PROJECT NUMBER:
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PREPARED BY: LS

CHECKED BY: HB

DATE: 9/6/2024

24-INCH HUDSON-WEST END LATERAL
SOUTHERN PROJECT AREA
PLAN AND PROFILE
HACKENSACK RIVER
PIPELINE EXPOSURE PROJECT
TRANSCONTINENTAL GAS PIPE LINE
COMPANY, LLC
ESSEX COUNTY, NEW JERSEY



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CHECKED BY: HB

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24-INCH HUDSON-WEST END LATERAL
SOUTHERN PROJECT AREA
CROSS SECTION B
HACKENSACK RIVER
PIPELINE EXPOSURE PROJECT
TRANSCONTINENTAL GAS PIPE LINE
COMPANY, LLC
ESSEX COUNTY, NEW JERSEY