



**US Army Corps
of Engineers**
Philadelphia District
Wanamaker Building
100 Penn Square East
Philadelphia, PA 19107-3390
ATTN: CENAP-OP-R

Public Notice

Public Notice No. CENAP-OP-R-2012-804-24	Date MAY 10 2013
Application No.	File No.
In Reply Refer to: REGULATORY BRANCH	

This District 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).

The purpose of this notice is to solicit comments and recommendations from the public concerning issuance of a Department of the Army permit for the work described below.

APPLICANT: Lawrence and Mary Ann Zazzera

AGENT: Shoreland Environmental Consulting, LLC
P. O. Box 1729
Absecon, New Jersey 08201-1117

WATERWAY: Little Egg Harbor

LOCATION: The proposed project site is situated along the eastern shore of Little Egg Harbor, at 31 Harrington Avenue, Block 15.01, Lot 1, in the Brant Beach section of Long Beach Township, Ocean County, New Jersey.

ACTIVITY: The applicant proposes to construct a 4' wide, 176' long fixed pier, extending from an existing bulkhead to a 6' X 20' fixed dock, with two (2) 12' X 12' open type boat lifts (one on either side). Non-polluting materials are proposed to be used for construction. The 6' wide section would be in water that is 4' deep at mean low water. The end of the structure would be more than 500 feet from the federal navigation channel (New Jersey Intracoastal Waterway). The applicant has received a Waterfront Development Permit and Water Quality Certificate for the proposed work from the State of New Jersey, Department of Environmental Protection (NJDEP file number 1517-07-0003.1, issued May 23, 2012).

PURPOSE: The applicant's statement of purpose for the proposed action is "...to access the Little Egg Harbor Bay."

A preliminary review of this application indicates that the proposed work would not affect listed species or their critical habitat pursuant to Section 7 of the Endangered Species Act as amended. As the evaluation of this application continues, additional information may become available which could modify this preliminary determination.

The decision whether to issue a permit will be based on an evaluation of the activity's probable impact including its cumulative impacts on the public interest. The decision will reflect the national concern for both protection and utilization of important resources. The benefits which reasonably may be expected to accrue from the work must be balanced against its

reasonably foreseeable detriments. All factors which may be relevant to the work will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs and welfare of the people. A Department of the Army permit will be granted unless the District Engineer determines that it would be contrary to the public interest.

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 the 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.

Comments on the proposed work should be submitted, in writing, within 15 days to the District Engineer, U.S. Army Corps of Engineers, Philadelphia District, Wanamaker Building, 100 Penn Square East, Philadelphia, Pennsylvania 19107-3390.

The proposed work and/or structures are of such limited nature and scope that little likelihood exists for the proposed project to impact a historic property.

The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act 1996 (Public Law 104-267), requires all Federal agencies to consult with the National Marine Fisheries Service on all actions, or proposed actions, permitted, funded, or undertaken by the agency that may adversely affect Essential Fish Habitat (EFH). A preliminary assessment of the species listed in the "Guide to Essential Fish Habitat Designations in the Northeastern United States, Volume IV: New Jersey and Delaware," dated March 1999, specifically page 33, indicates that the proposed work would not have a substantial adverse effect on any managed species. We have determined that winter flounder (Pseudopleuronectes americanus), clearnose skate (Raja eglanteria) and little skate (Leucoraja erinacea) are the only managed species with EFH that would potentially be adversely affected by the project.

Analysis of the Effects: Effects would occur primarily as a result of the physical disturbance by the placement of pilings. Significant cumulative impacts are not anticipated, since the effects would be mostly temporary except for the actual physical placement of pilings, and the effects would not be more than minimal. The site is mapped as shellfish habitat (moderate value for hard clams). The applicant proposes to use non-polluting materials for construction. No adverse effects on prey species are anticipated.

Corps of Engineers View: Based upon the above analysis, the Corps of Engineers has determined that the proposed project would not have a substantial adverse effect (i.e. not more than minimal adverse effect) on the EFH of managed species, or upon their life stages listed in the above referenced EFH guide, either individually, cumulatively or synergistically. This includes direct, indirect, site-specific and/or habitat-wide impact on EFH. The proposed project

would not eliminate, diminish, nor disrupt the functions of EFH. No conservation recommendations are proposed at this time to further minimize the adverse effect on these species (besides the use of non-polluting materials as proposed). This determination may change as a result of consultation with the National Marine Fisheries Service.

In accordance with Section 307(c) of the Coastal Zone Management Act of 1972, applicants for Federal Licenses or Permits to conduct an activity affecting land or water uses in a State's coastal zone must provide certification that the activity complies with the State's Coastal Zone Management Program. The applicant has stated that the proposed activity complies with and will be conducted in a manner that is consistent with the approved State Coastal Zone Management (CZM) Program. No permit will be issued until the State has concurred with the applicant's certification or has waived its right to do so. Comments concerning the impact of the proposed and/or existing activity on the State's coastal zone should be sent to this office, with a copy to the State's Office of Coastal Zone Management. The State of New Jersey, Department of Environmental Protection, has issued a Waterfront Development Permit and Water Quality Certificate for the proposed work (NJDEP file number 1522-05-0002.3).

Compensatory Mitigation: The proposed project does include placement of dredged or fill material in waters or wetlands. As such, compensatory mitigation has not been proposed, and it is not anticipated.

Any person may request, in writing, to the District Engineer, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state in writing, with particularity, the reasons for holding a public hearing.

Additional information concerning this permit application may be obtained by contacting James Boyer at (215) 656-5826, by electronic mail to James.N.Boyer@usace.army.mil, or by writing to this office at the above address.


Frank J. Cianfrani
Chief, Regulatory Branch

BEACH HAVEN

(U.S.G.S. QUADRANGLE)

UNITED STATES
DEPARTMENT OF COMMERCE
COAST AND GEODETIC SURVEY

6163 1. NW
(SHIP BOTTOM) 570

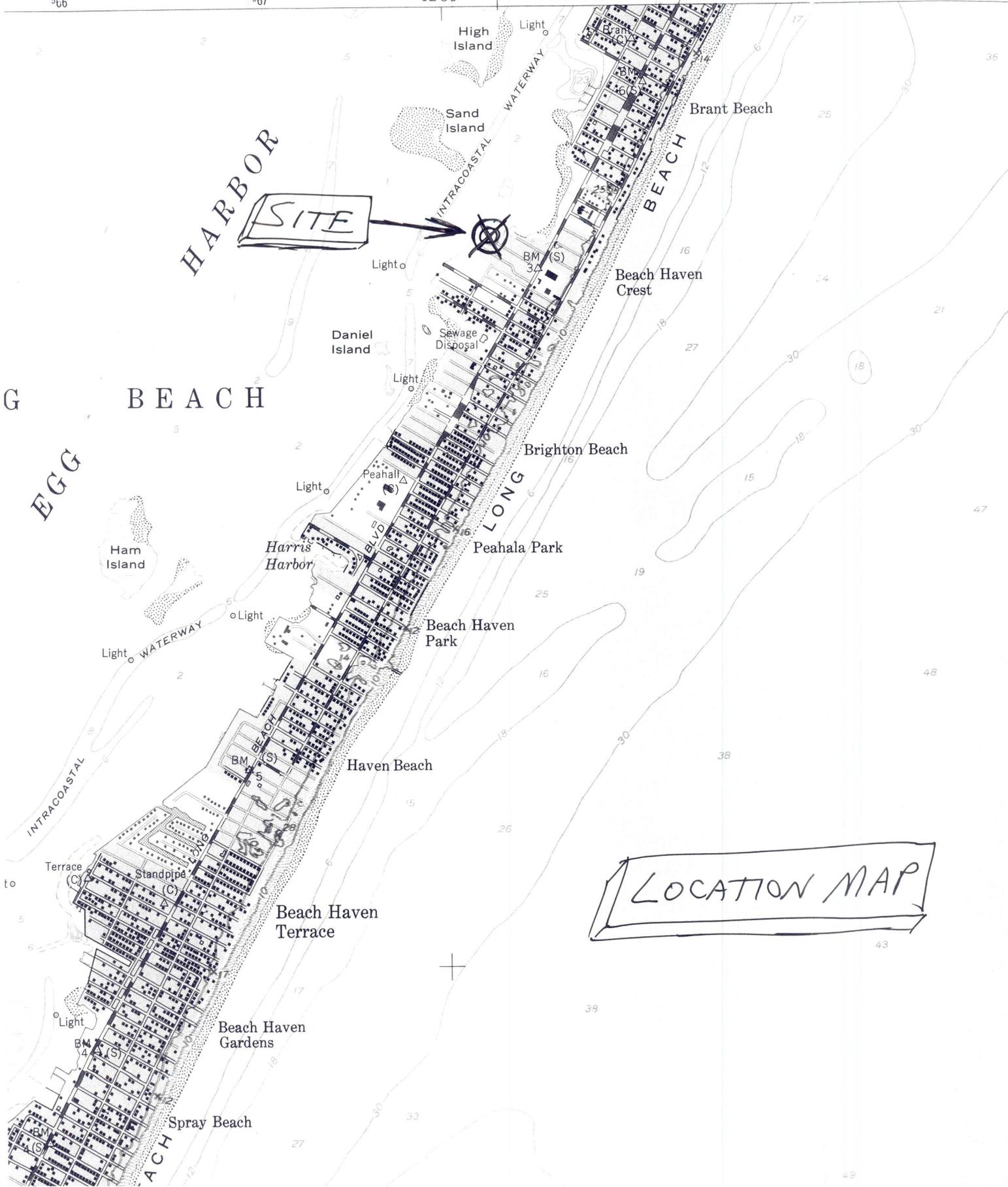
INTERIOR
KEY

566

567

12'30"

BARNEGAT LIGHT 10 MI.
SHIP BOTTOM 1.6 MI.



HARBOR

SITE

G BEACH

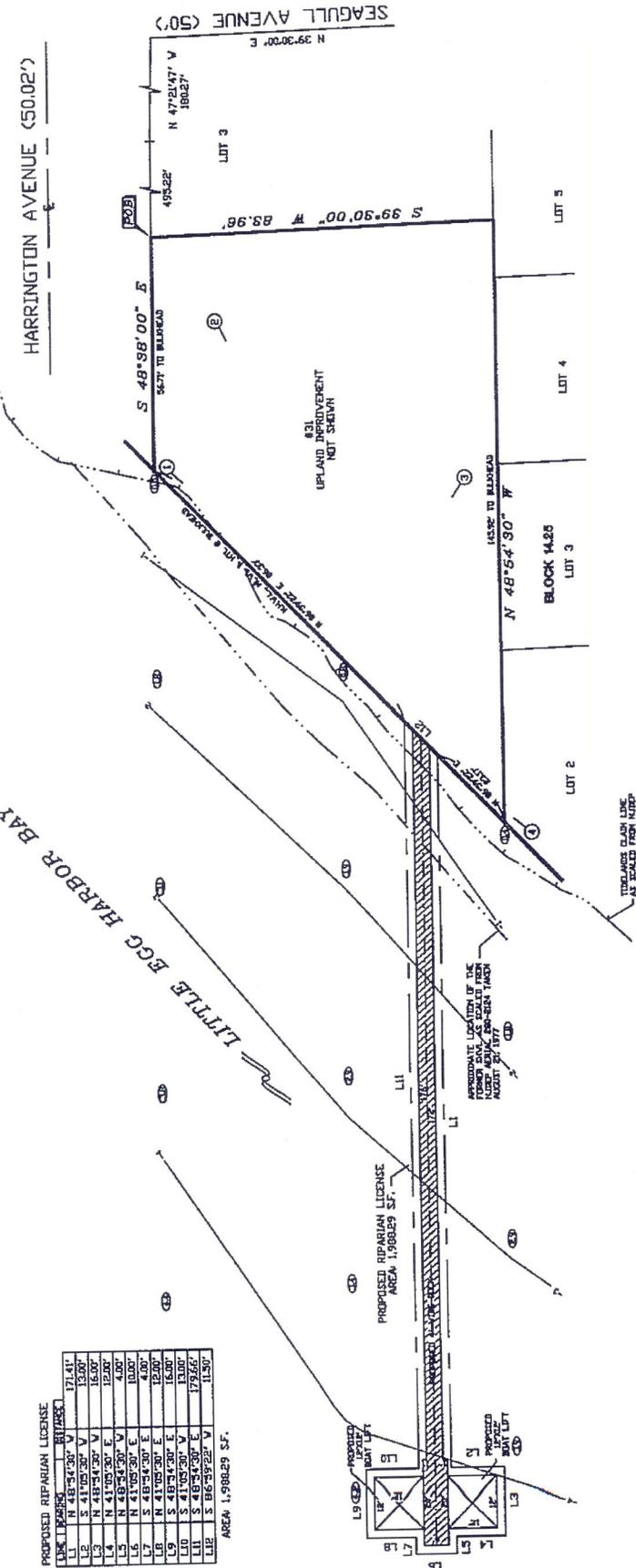
EGG

LOCATION MAP

- LEGEND**
- POB = POINT OF BEGINNING
 - ⊙ = CENTERLINE
 - ②③ = SOUNDINGS
 - ① = PHOTO POINT
 - 4 - = ISOBATH < DEPTH CONTOUR >

LINE	BEARING	DISTANCE	AREA
L1	N 48°54'30" W	171.41'	
L2	S 41°05'30" W	16.00'	
L3	N 41°05'30" E	12.00'	
L4	N 41°05'30" E	12.00'	
L5	N 48°54'30" W	4.00'	
L6	N 41°05'30" E	10.00'	
L7	S 48°34'30" E	4.00'	
L8	N 41°05'30" E	12.00'	
L9	S 48°34'30" E	13.00'	
L10	S 48°34'30" E	13.00'	
L11	S 48°34'30" E	173.66'	
L12	S 86°58'22" W	11.30'	

AREA: 1,908.29 SF.



- NOTES:**
1. A.K.A. LOT 16, BLOCK A, FILED MAP #F-295, FILED 2/7/1966, "SEA GULL COVE".
 2. FLOOD ZONE AE, BASE FLOOD ELEVATION 9, AS SHOWN ON FIRM #34029C0602F.
 3. VERTICAL DATUM NAVD (1988).

OWNER/APPLICANT:
 MARYANN AND LARRY ZAZZERA
 5145 DANEN'S DRIVE S.
 EDINA, MN 55439

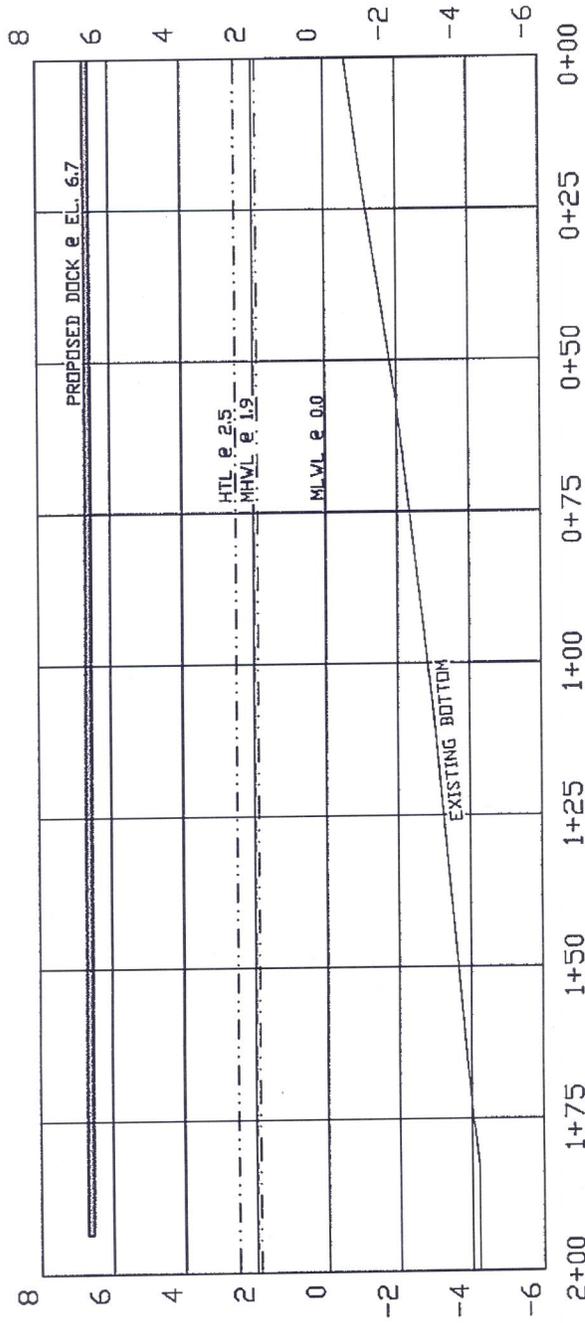
HORN, TYSON & YODER, INC.
 CONSULTING ENGINEERS, SURVEYORS-PLANNERS
 CERTIFICATE 24GAT951700 - ISSUED SEPTEMBER 1, 2010
 8510 LONG BEACH BOULEVARD
 LONG BEACH TOWNSHIP, NEW JERSEY 08008-3424
 PHONE (609) 492-5050
 FAX (609) 492-4163

James D. Brzozowski
 JAMES D. BRZOZOWSKI, P.E., P.P.
 Professional Engineer, License Number CE44223
 Professional Planner, License Number 33L10065400

Robert G. deBlouis
 ROBERT G. deBLOUIS, P.L.B.
 Professional Land Surveyor, License Number 35357

MAP TO ACCOMPANY A WATERFRONT DEVELOPMENT APPLICATION
 LOT 1, BLOCK 15.01
 TAX MAP SHEET # 17
 LONG BEACH TOWNSHIP
 OCEAN COUNTY, NEW JERSEY

SCALE: 1" = 200'	DRAWN BY: KAK	JNI 06-239
DATE: 9/24/2009		
4/6/2013	ADD HTL	
4/11/2012	EXTEND ROCK TO 175'	
4/75/2012	REMOVE EXISTING SOUNDING; SHOW ISOBATHS	
2/21/2012	LOCATE EXISTING BULKHEAD	
7/29/2008	TIDELANDS CLAIM LINE	



PROFILE ALONG DOCK

SCALE
HORIZONTAL: 1"=30'
VERTICAL: 1"=5'

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1. A.K.A. LOT 16, BLOCK A, FILED MAP #F-295, FILED 2/7/1966, 'SEA GULL COVE'.
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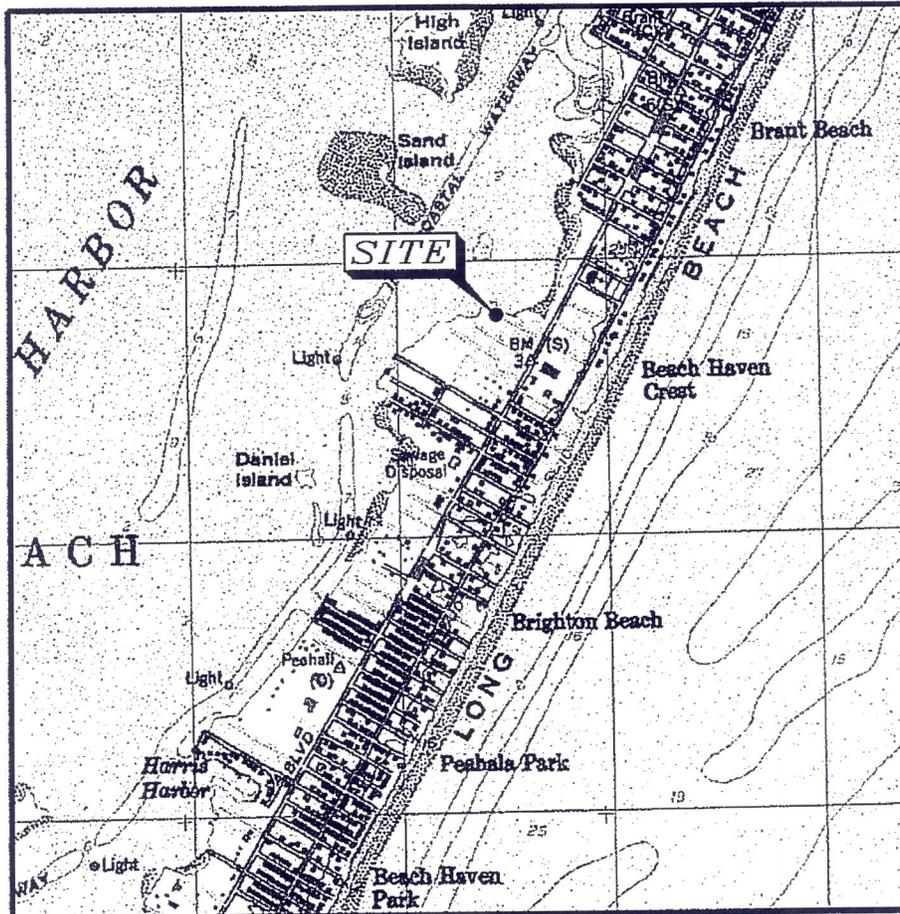
MAP TO ACCOMPANY A WATERFRONT DEVELOPMENT APPLICATION

LOT 1, BLOCK 15.01
TAX MAP SHEET # 17
LONG BEACH TOWNSHIP
OCEAN COUNTY, NEW JERSEY

SCALE: 1"=30'	JN: 06-239
DATE: 9/24/2009	
4/11/2012 EXTEND DOCK TO 175'	
4/5/2012 REMOVE ERRANT SOUNDING SHOW ISOBATHS	
2/21/2012 LOCATE EXISTING BULKHEAD	
7/29/2008 TIDELANDS CLAIN LINE	
DRAWN BY: KAK	

HORN, TYSON & YODER, INC.
CONSULTING ENGINEERS, SURVEYORS-PLANNERS
CERTIFICATE 24GAE7951700 - ISSUED SEPTEMBER 1, 2010
8510 LONG BEACH BOULEVARD
LONG BEACH TOWNSHIP, NEW JERSEY 08008-3424
PHONE (609) 492-5050
FAX (609) 492-4163

[Signature]
JAMES D. BRZOZOWSKI, P.E., P.P.
Professional Engineer, N.J. License Number: 3321223
Professional Surveyor, N.J. License Number: 33210606400
ROBERT G. DEBLONG, P.L.S.
Professional Land Surveyor, N.J. License Number: 33357



LATITUDE

N 41°17'11"

LONGITUDE

W 69°25'28"

HORN, TYSON & YODER, INC.

CONSULTING ENGINEERS, SURVEYORS-PLANNERS
 CERTIFICATE 24GA27951700 - ISSUED SEPTEMBER 1, 2010

8510 LONG BEACH BOULEVARD
 LONG BEACH TOWNSHIP, NEW JERSEY 08008-3424
 PHONE (609) 492-5050
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KEY MAP

LOT 1, BLOCK 15.01

TAX MAP SHEET # 17

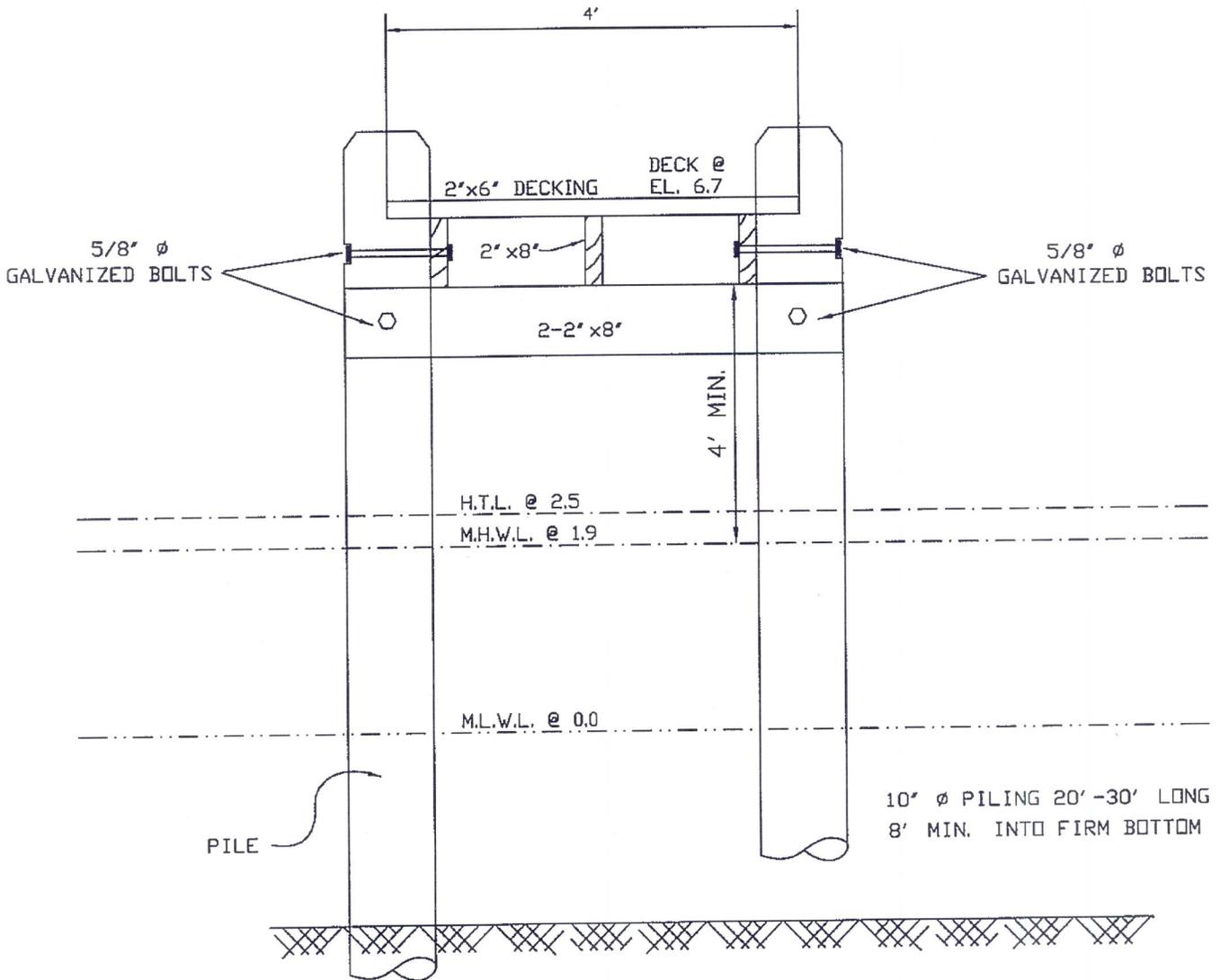
LONG BEACH TOWNSHIP

OCEAN COUNTY, NEW JERSEY

SHEET 3 OF 4

Robert G. deBlois
ROBERT G. deBLOIS, P.L.S.
 Professional Land Surveyor, N.J. License Number 35357

DATE: 11/15/2012	SCALE: 1"=20'	DRAWN BY: KAK	JOB NUMBER: 06-239
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HORN, TYSON & YODER, INC.

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JAMES D. BRZOZOWSKI, P.E., P.P.
 Professional Engineer, N.J. License Number GE44223
 Professional Planner, N.J. License Number 33LI00606400

DOCK DETAIL
 LOT 1, BLOCK 15.01
 TAX MAP SHEET # 17
 LONG BEACH TOWNSHIP
 OCEAN COUNTY, NEW JERSEY

SHEET 4 OF 4

DATE: 11/15/2012	SCALE: NTS	DRAWN BY: KAK	JOB NUMBER: 06-239
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