

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.

Date

CENAP-OP-R-2016-00979-86

June 14, 2018

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: Seaview Harbor Marina

P.O. Box 612

Longport, NJ 08403

AGENT: Junetta N. Dix Consulting, Inc.

213 E. Seaview Avenue Linwood, NJ 08221

WATERWAY: Great Egg Harbor Bay

LOCATION: The marina facility is located along Somers Point – Longport Boulevard in Egg Harbor Township, Atlantic County, New Jersey. Coordinates for the project site are: Lat. 39.312281⁰ N, and Long. 74.537389⁰ W

ACTIVITY: Seaview Harbor is an active full-service marina, with complete amenities and many boat slips available for various sized vessels. The applicant is proposing to perform maintenance dredging of 5,580 cubic yards of sediment from within the marina. Dredging of the marina will not exceed a depth of 6 feet below mean low water. Dredging would be conducted by mechanical method with the dredged material transferred from barges to a temporary on-site upland containment area where the sediments would be allowed to de-water and then trucked offsite to a recycling facility located at 3025 Ocean Heights Avenue, Egg Harbor Township, New Jersey for final disposal. Additional details of the proposed work are shown on the attached plans.

PURPOSE: The purpose of the proposed project is to provide continued navigation into, and through, the existing marina facilities.

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 30 days to the District Engineer, U.S. Army Corps of Engineers, Philadelphia District, Wanamaker Building, 100 Penn Square East, Philadelphia, Pennsylvania 19107-3390.

The USACE Cultural Resource Specialist has reviewed the proposed permit action for potential impacts to Historic Properties eligible for or listed on the National Register of Historic Places. The permit area has been so extensively modified that little likelihood exists for the proposed project to impact a historic property, therefore, there a no effect determination has been reached for historic properties eligible or listed on the National Register of Historic Places.

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, indicated that the project may have an adverse effect on EFH and the species of concern.

Analysis of the Effects: The Corps of Engineers will initiate consultation with the National Marine Fisheries Service to ensure that any action taken will not have a substantial effect on EFH.

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 already received State approval from the New Jersey Department of Environmental Protection, which included concurrence with New Jersey's Coastal Zone Management Program. This State authorization will remain valid until March 17, 2019.

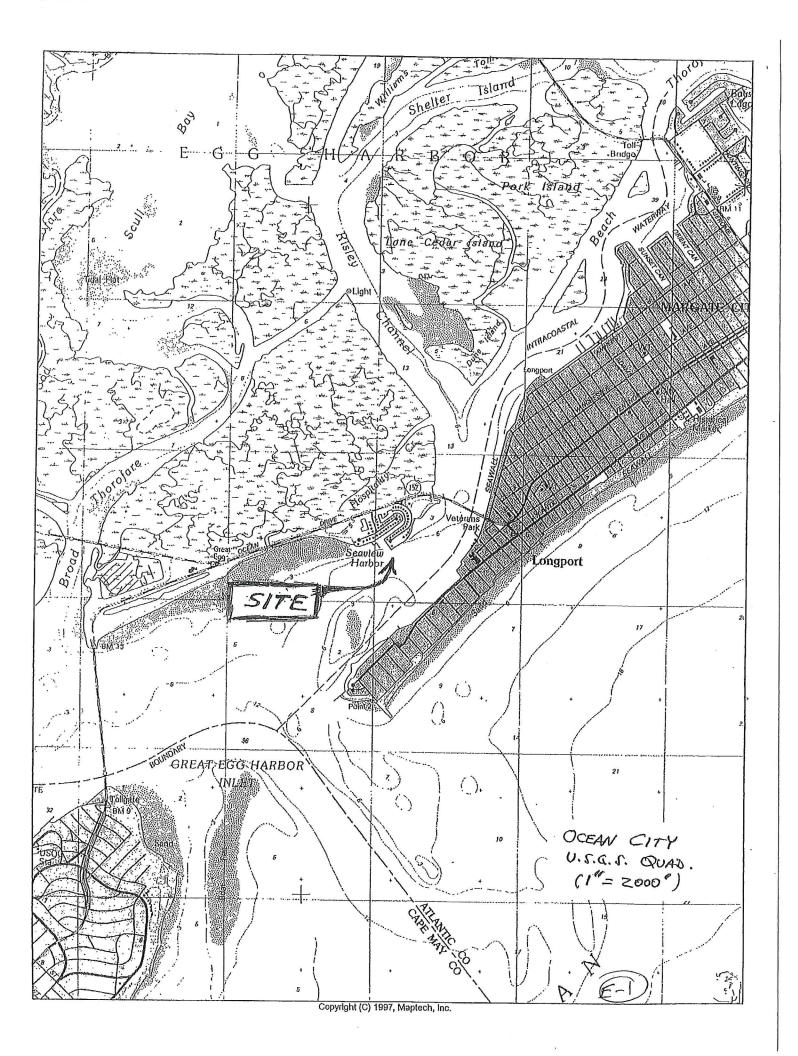
In accordance with Section 401 of the Clean Water Act, a Water Quality Certificate is necessary from the State government in which the work is located. The applicant has already received State approval from the New Jersey Department of Environmental Protection, which included Water Quality Certification for the return water from the on-site temporary dredged material dewatering area. This State authorization will remain valid until March 17, 2019.

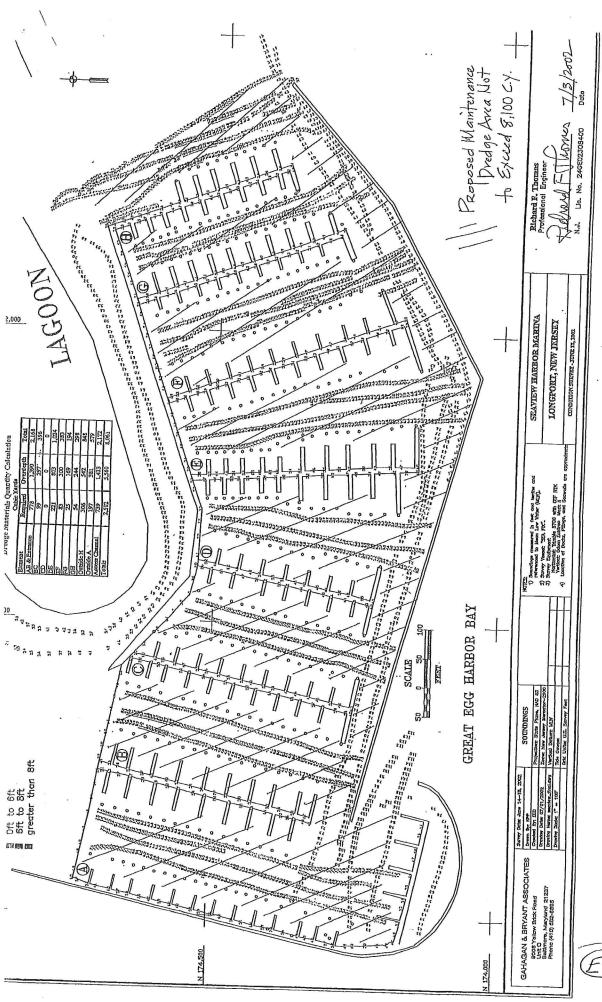
The evaluation of the impact of the work described above on the public interest will include application of the guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404(b) of the Clean Water Act.

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.

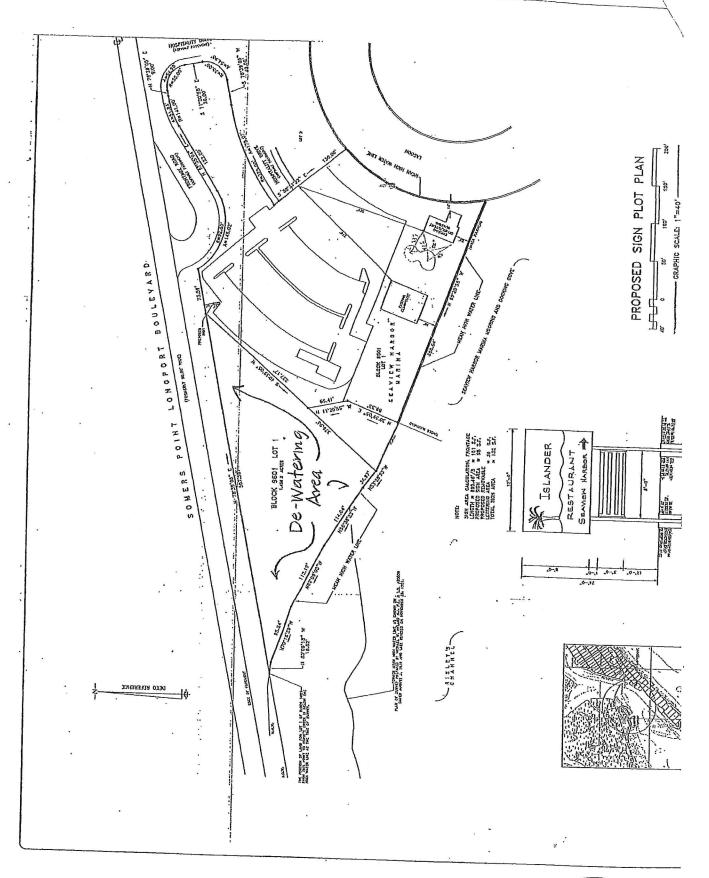
Additional information concerning this permit application may be obtained by calling Genevieve Rybicki at (856) 656-8597, via email at Genevieve.T.Rybicki@usace.army.mil, or writing this office at the above address.

Edward E. Bonner Chief, Regulatory Branch

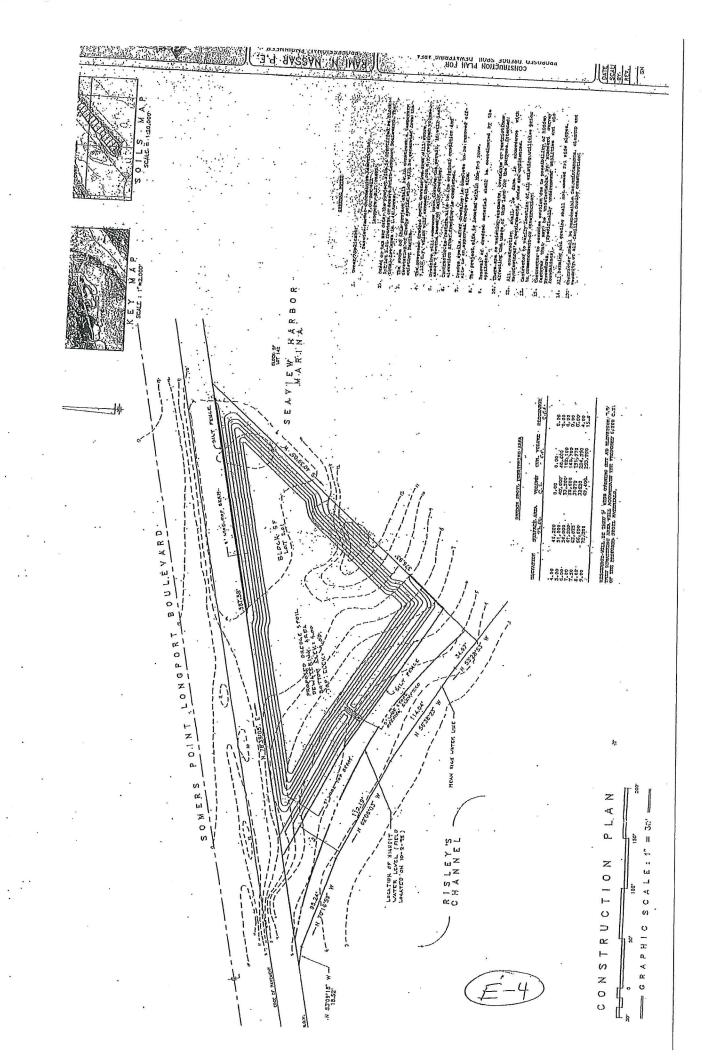


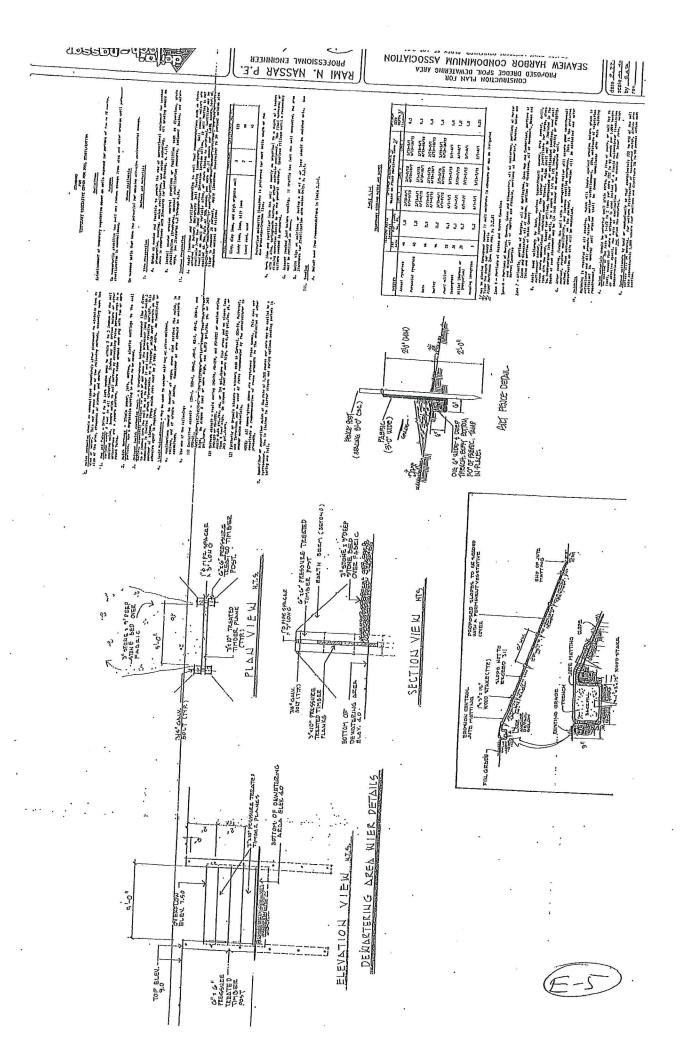


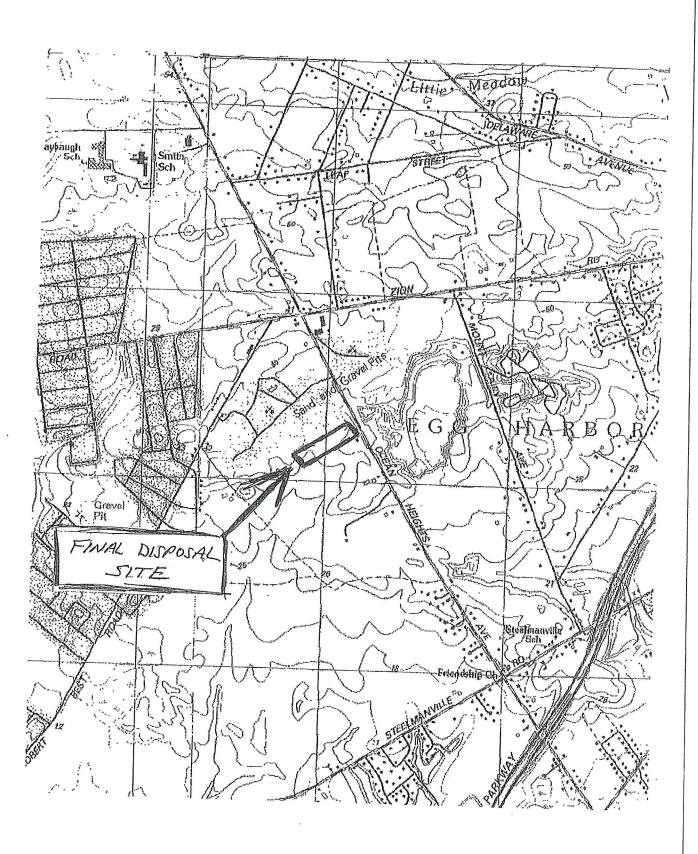
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