



**US Army Corps  
of Engineers**  
Philadelphia District

Wanamaker Building  
100 Penn Square East  
Philadelphia, PA 19107-3390  
ATTN: CENAP-OP-R

# Public Notice

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| Public Notice No.<br><b>CENAP-OP-R-2007-0553</b> | Date<br><b>August 31, 2018</b> |
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|                 |          |
|-----------------|----------|
| Application No. | File No. |
|-----------------|----------|

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In Reply Refer to:  
**REGULATORY BRANCH**

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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) and Section 404 of the Clean Water Act (33 U.S.C. 1344).

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:** Canal Place LC

**AGENT:** McCrone Engineering

**WATERWAY:** Chesapeake and Delaware Canal

**LOCATION:** Dredging area located at Tax Map 43, Parcels 89 and 107; the disposal site is located at Tax Map 43, Parcel 283, in Chesapeake City, Cecil County, Maryland.

**ACTIVITY:** The applicant proposes to perform maintenance dredging within an existing tug boat basin located adjacent to the canal. This office previously authorized work at the site, via Department of the Army Permit Number CENAP-OP-R-199800518-51 on July 7, 1998, and under this current file number noted above in 2008. Approximately 15,784 cubic yards of material, composed primarily of fine sand, would be removed from approximately 1.9 acres of the basin. The material would be removed using a hydraulic dredge, with the material being disposed of at an adjoining upland disposal site. A portion of the pipelines from the dredging equipment would be placed within Long Creek. Approximately 900 linear feet of the pipeline would be located within the Long Creek. Return water from the disposal would flow over land and return to the Long Creek. The limit of dredging would be no closer than 90 feet from the edge of the Federal navigation channel. The applicant has stated that no fills, within areas of Federal jurisdiction, would be performed as a result of the project. The applicant has requested that any permit issued by this office include a provision that authorizes maintenance dredging for 10 years.

**PURPOSE:** The applicant's stated purpose is to allow for access to the site for an ocean going tug boat operation.

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 USACE Cultural Resource Specialist is currently reviewing the proposed permit and determined that "The permit area has been so extensively modified 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). The site in question does not show up on in the "Guide to Essential Fish Habitat Designations in the Northeastern United States, Volume IV: New Jersey and Delaware", dated March 1999. This office will coordinate with the National Marine Fisheries Service to ensure impacts to fishery resources are minimal.

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.

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. Any comments concerning the work described above which relate to Water Quality considerations should be sent to this office with a copy to the State.

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.

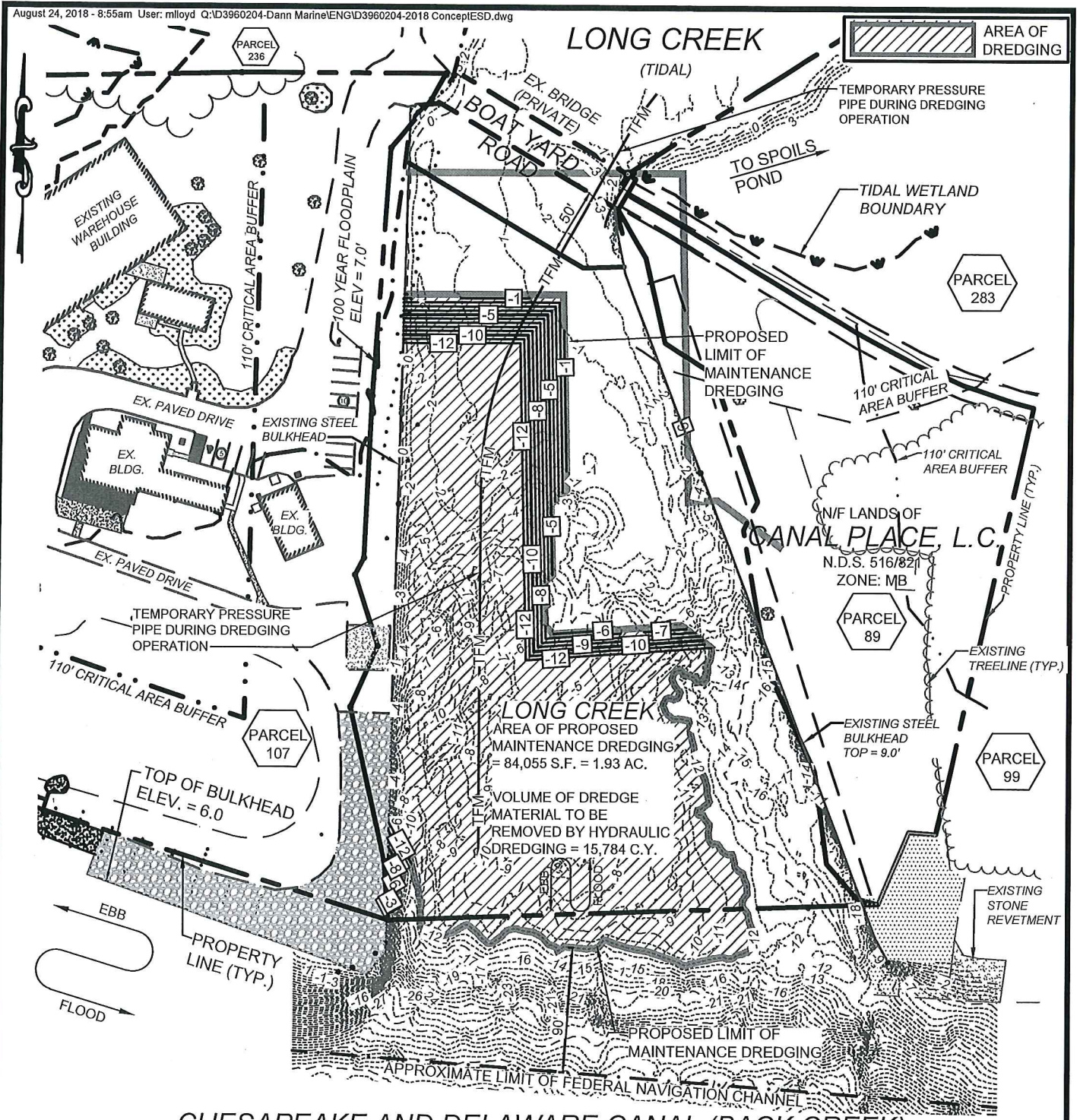
Additional information concerning this permit application may be obtained by calling Lawrence Slavitter at 215-656-6734, via email at [lawrence.m.slavitter@usace.army.mil](mailto:lawrence.m.slavitter@usace.army.mil), or writing this office at the above address.



Edward E. Bonner  
Chief, Regulatory Branch







**CHESAPEAKE AND DELAWARE CANAL (BACK CREEK)**

**MAINTENANCE DREDGING PLAN VIEW**

**McCRONE**

ENGINEERING  
ENVIRONMENTAL SCIENCES  
LAND PLANNING & SURVEYING  
CONSTRUCTION SERVICES  
UPPER CHESAPEAKE CORPORATE CENTER  
107 CHESAPEAKE BOULEVARD, SUITE 104  
ELKTON, MARYLAND  
(410) 398-1550

**PROPOSED MAINTENANCE DREDGING**

APPLICANT:  
CANAL PLACE L.C.  
P.O. BOX 250  
CHESAPEAKE CITY, MD 21915

ACTIVITIES:

1. MAINTENANCE DREDGE:  
AREA = 1.93 AC.±  
CY'S = 15,784 ±  
DEPTH = -12' MLW
2. ENLARGE EX. SPOILS POND
3. TRIBUTARY: LONG CREEK

SCALE: 1" = 100'

COUNTY: CECIL

PERMIT NO.

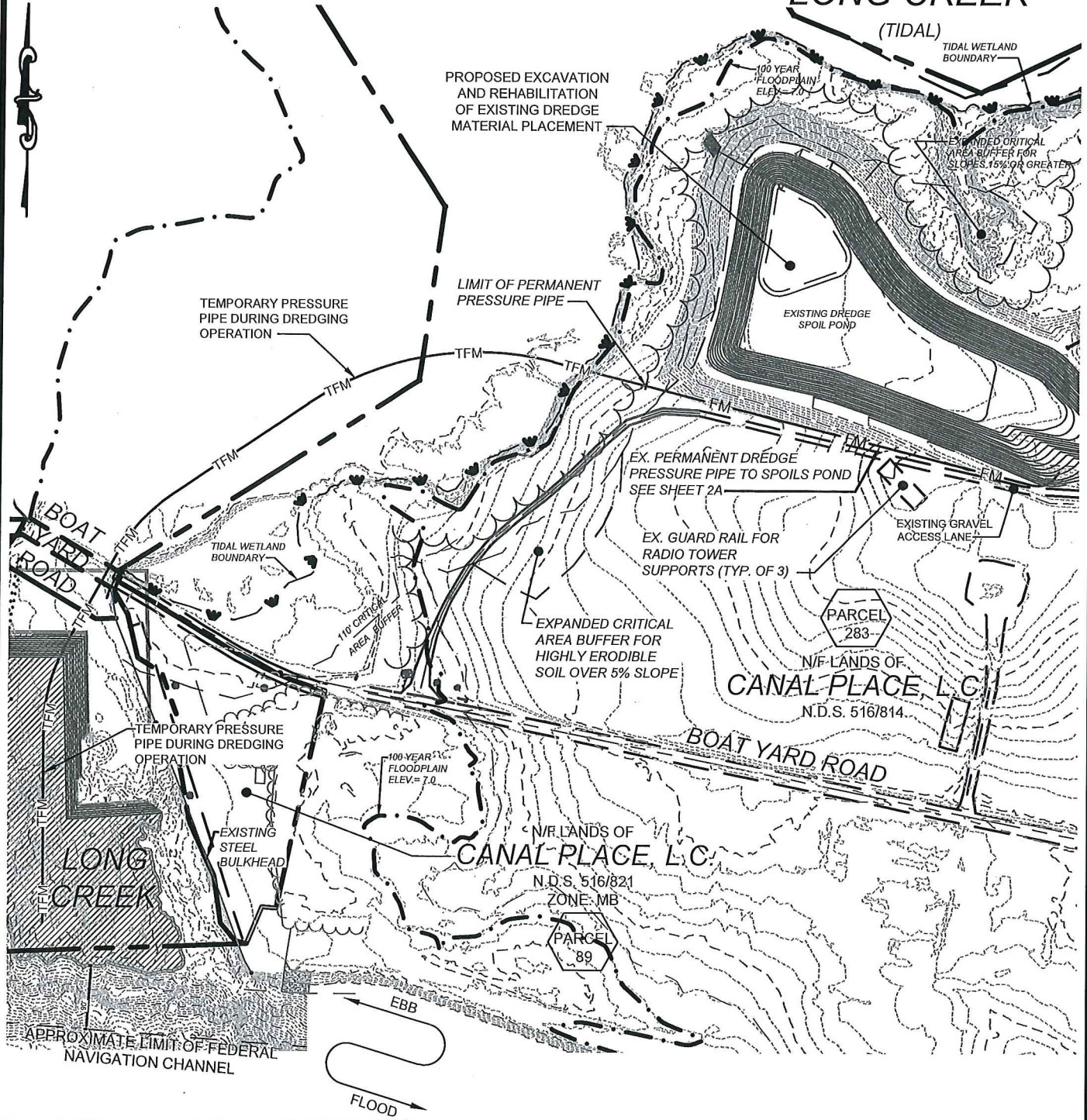
DATE: AUG. 2018

SH. NO. 2 OF 6



# LONG CREEK

(TIDAL)



## PRESSURE PIPE LAYOUT

**McCRONE**

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 CONSTRUCTION SERVICES  
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3. TRIBUTARY: LONG CREEK

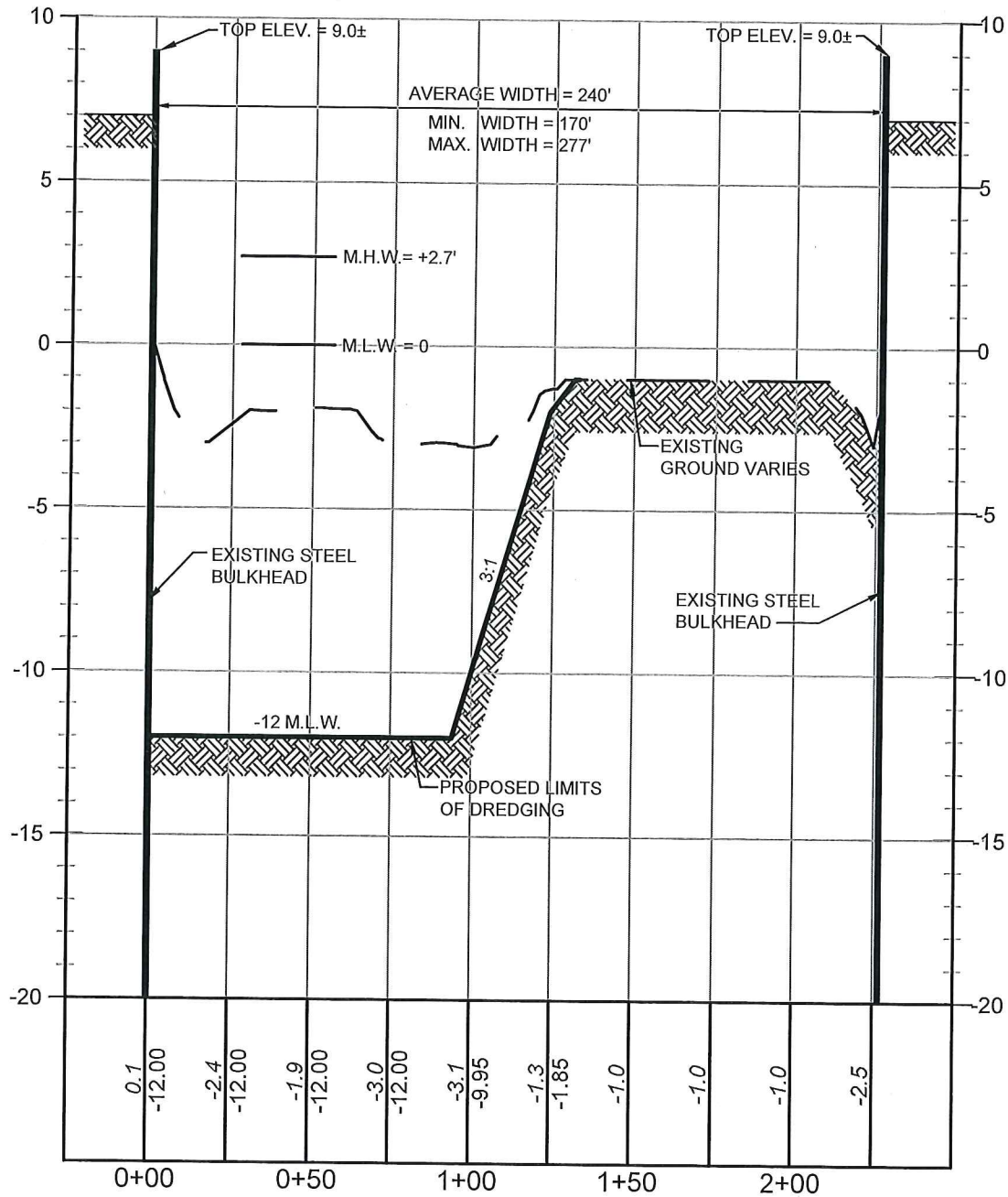
SCALE: 1" = 200'

COUNTY: CECIL

PERMIT NO.

DATE: AUG. 2018

SH. NO. 2A OF 6



**DREDGING SECTION**

SCALE: H. 1" = 50'  
V. 1" = 5'

**MAINTENANCE DREDGING SECTION**



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2. ENLARGE EX. SPOILS POND
3. TRIBUTARY: LONG CREEK

SCALE: AS SHOWN

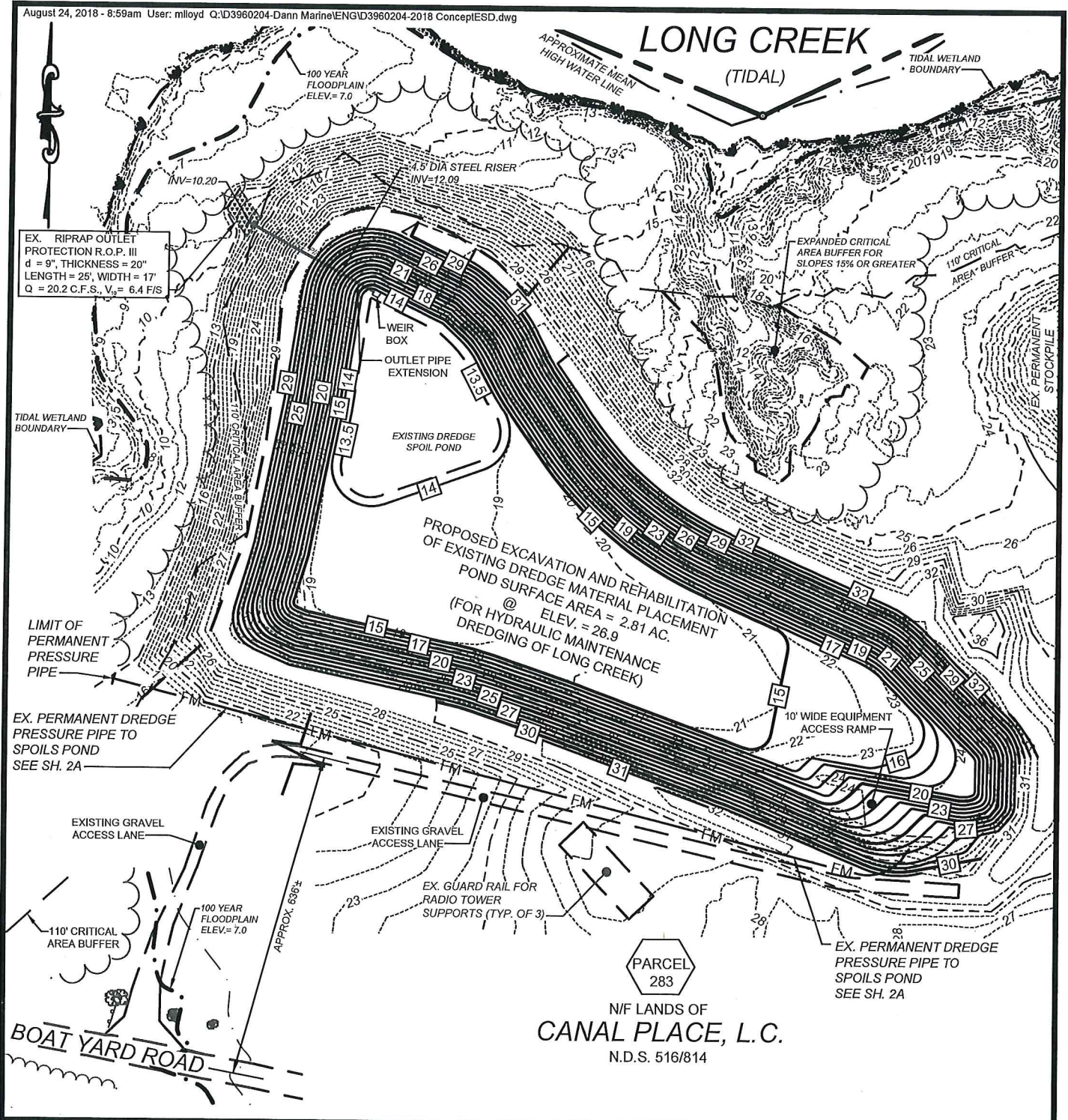
COUNTY: CECIL

PERMIT NO.

DATE: AUG. 2018

SH. NO. 3 OF 6





**ENLARGED DREDGE SPOILS POND PLAN VIEW**

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 CANAL PLACE L.C.  
 P.O. BOX 250  
 CHESAPEAKE CITY, MD 21915

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 DEPTH = -12' MLW
2. ENLARGE EX. SPOILS POND
3. TRIBUTARY: LONG CREEK

SCALE: 1" = 100'

COUNTY: CECIL

PERMIT NO.

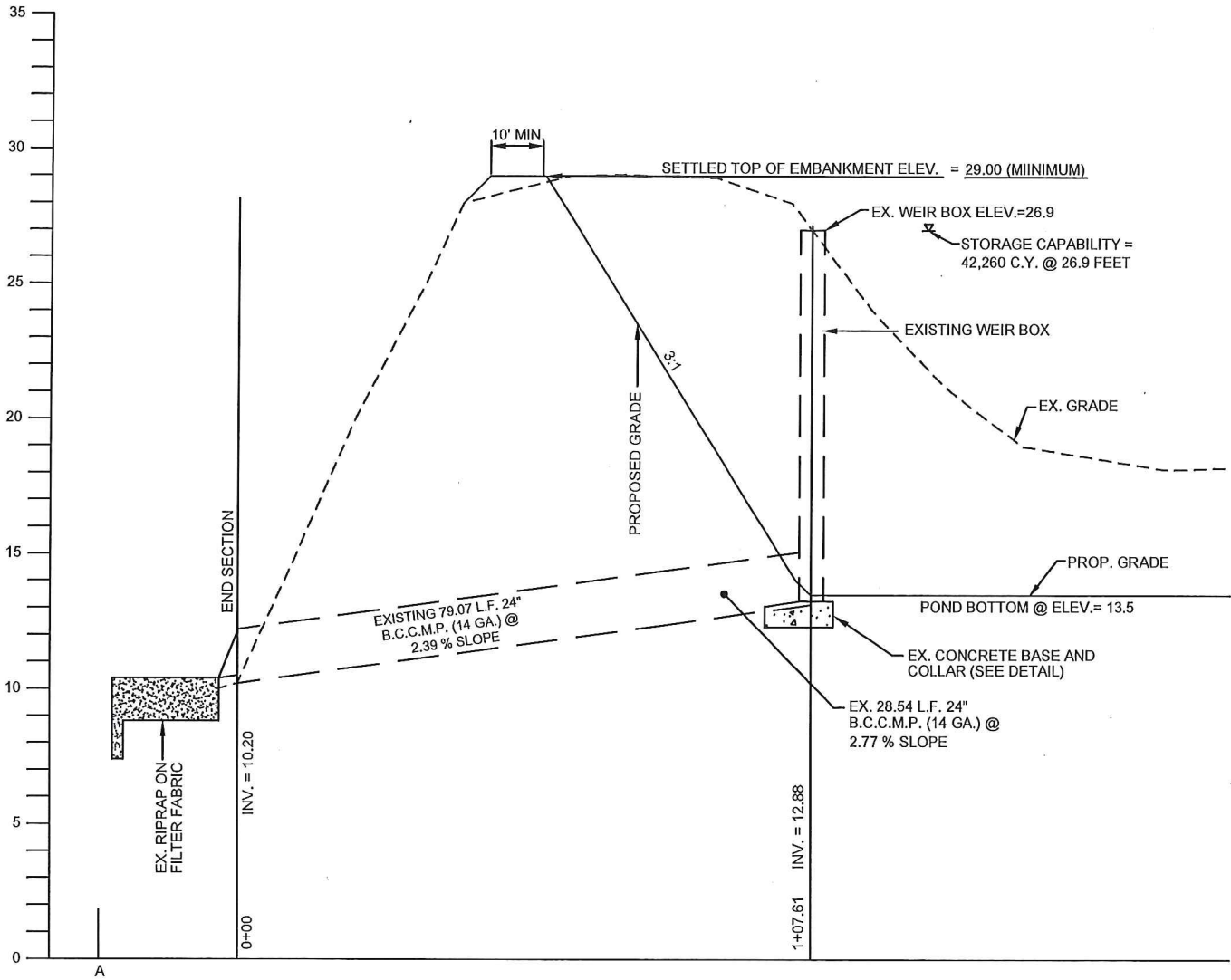
DATE: AUG. 2018

SH. NO. 4 OF 6



NOTE: PRIOR TO BEGINNING HYDRAULIC DREDGING OPERATION, AN ENGINEER'S REPORT SHALL BE PROVIDED TO MDE STATING THE FOLLOWING:

1. THE FACILITY IS CAPABLE OF ACCEPTING THE VOLUME OF MATERIAL TO BE DREDGED.
2. AN EVALUATION IS PERFORMED REGARDING THE SAFETY OF THE FACILITY TO IMPOUND THE HYDRAULICALLY DREDGED MATERIAL RELATIVE TO THE EMBANKMENTS AND THE OUTFALL STRUCTURE.



**PRINCIPAL SPILLWAY PROFILE**

SCALE: H. 1" = 30'  
V. 1" = 6'

**POND SPILLWAY PROFILE**



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DEPTH = -12' MLW
2. ENLARGE EX. SPOILS POND
3. TRIBUTARY: LONG CREEK

SCALE: AS SHOWN

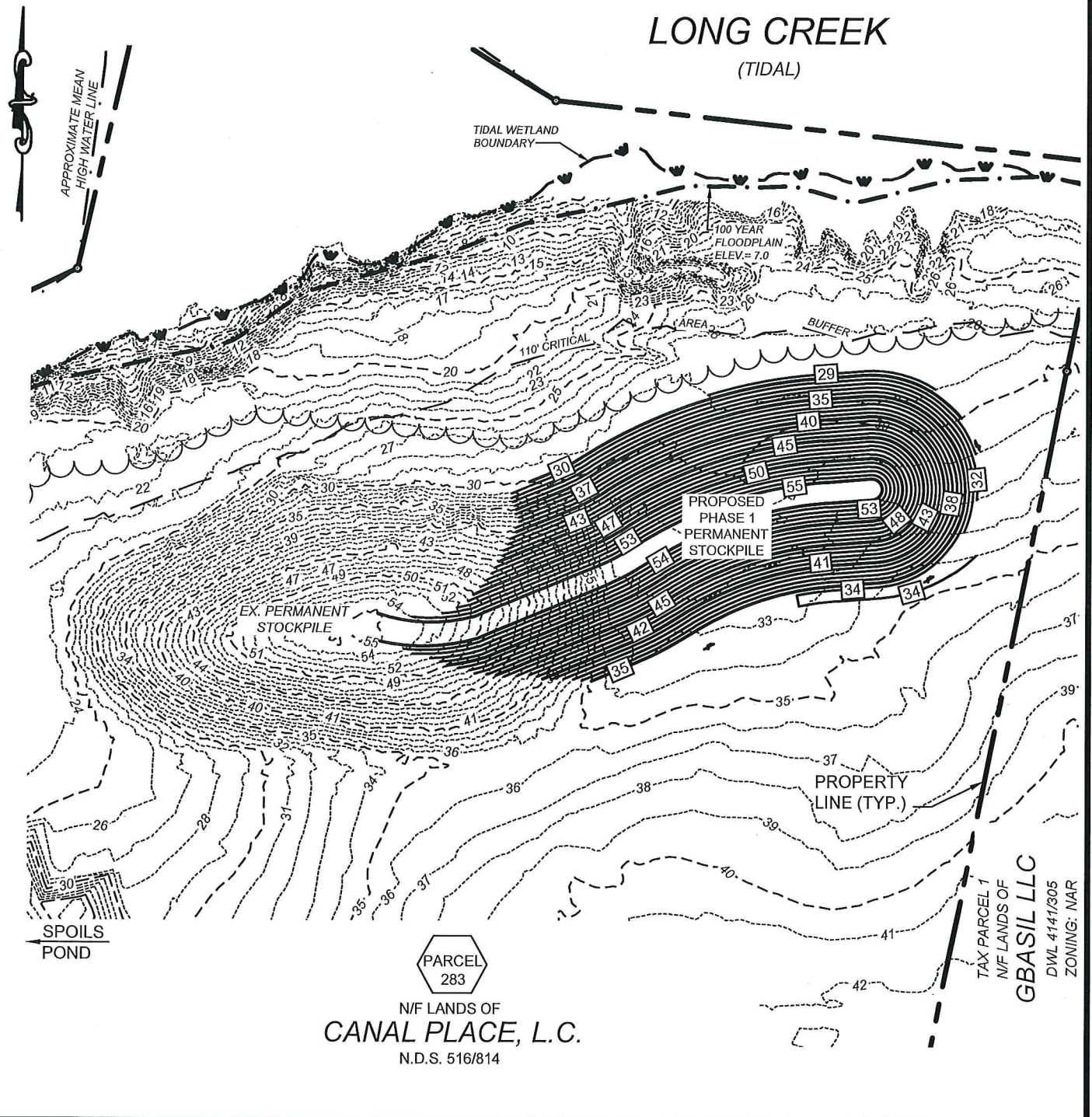
COUNTY: CECIL

PERMIT NO.

DATE: AUG. 2018

SH. NO. 5 OF 6

# LONG CREEK (TIDAL)



  
 PARCEL  
 283  
 N/F LANDS OF  
**CANAL PLACE, L.C.**  
 N.D.S. 516/814

TAX PARCEL 1  
 N/F LANDS OF  
**GBASIL LLC**  
 DWL 4141/305  
 ZONING: NAR

## PERMANENT STOCKPILE PLAN VIEW

**MCRONE**  
 ENGINEERING  
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 LAND PLANNING & SURVEYING  
 CONSTRUCTION SERVICES  
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|                  |               |            |                 |                |
|------------------|---------------|------------|-----------------|----------------|
| SCALE: 1" = 100' | COUNTY: CECIL | PERMIT NO. | DATE: AUG. 2018 | SH. NO. 6 OF 6 |
|------------------|---------------|------------|-----------------|----------------|