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# Public Notice

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ISSUED: November 6, 2012  
EXPIRES: December 5, 2012

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U.S. Army Corps  
Of Engineers  
Buffalo District

**APPLICATION NO: 2012-01056**  
**SECTION: NY**

All written comments should reference the above Application No. and be addressed to: U.S. Army Corps of Engineers, Buffalo District, 1776 Niagara Street Buffalo, NY 14207

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**THE PURPOSE OF THIS PUBLIC NOTICE IS TO SOLICIT COMMENTS FROM THE PUBLIC REGARDING THE WORK DESCRIBED BELOW. NO DECISION HAS BEEN MADE AS TO WHETHER OR NOT A PERMIT WILL BE ISSUED AT THIS TIME.**

**Application for Permit under Authority of Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act (33 U.S.C. 1344).**

**APPLICANT:** Nancy Bryant-Herget, 30 Tower Lane, Darien, CT 06820.

**WATERWAY & LOCATION:** The St. Lawrence River at Rock Island, Town of Hammond, St. Lawrence County, New York.

**LATITUDE & LONGITUDE:** Latitude North: 44.44228  
Longitude West: -75.78496

**EXISTING CONDITIONS:** The applicant presently has an existing timber crib-supported boathouse and dock system with two boat slips, at the waterfront property. The boathouse does have living space in it presently.

Description of delineation of waters of the US, if applicable: The St. Lawrence River is a Traditional Navigable Waterway.

**PROPOSED WORK:** The applicant is proposing to reconfigure an existing boathouse and dock system with two slips facing north and a living space, to create a three boat slip area facing east with no living space in the boathouse, in Chippewa Bay, in the Town of Hammond, St. Lawrence County, New York.

The existing cribbing supports for the existing boathouse will be dismantled, with the timbers from these cribs hauled to an upland site. The stone fill from these cribs, which totals about 104 cubic yards, will be spread on the river bed underneath of the boathouse structure. The applicant will be repairing some of the existing dock and decking at the reconfigured boathouse area.

The applicant shall be removing existing decking and docks which form the two existing boat slips. A

series of pile-supported docks will then be installed to create three boat slips at the site. This dock reconfiguration will take place within the existing boathouse, and will extend 12 feet, 8 inches further into the waterway past the existing boathouse.

The applicant will install a steel sheet baffle at the extended finger dock at the southeast corner of the boathouse addition. This baffle will be installed underneath of the dock in the upper eight feet of water, in order to dampen wave action at the structure.

### **PROJECT PURPOSE**

Basic: To create additional boat slip areas.

Overall: To create additional safe boat docking areas for the applicant's extended family when they come to visit the island.

Water Dependency Determination (*describe only if project affecting Special Aquatic Site*):

Avoidance and Minimization Information: The applicant does not have an upland site on the island where the crib stone can be placed. Therefore, the applicant is proposing to discharge the stone fill material from the cribs along the river bed, underneath of the boathouse.

Proposed Mitigation: None.

Location and details of the above described work are shown on the attached maps and drawings.

Comments or questions pertaining to the work described in this notice should be reference the Application Number and be directed to the attention of Mel Schroeder, who can be contacted at the above address, by calling (716) 879-4307, or by e-mail at: [mel.r.schroeder@usace.army.mil](mailto:mel.r.schroeder@usace.army.mil) A lack of response will be interpreted as meaning that there is no objection to the work as proposed.

The applicant has certified that the proposed activity complies with New York's approved Coastal Zone Management Program and will be conducted in a manner consistent with that program. Any comments on the consistency of the proposed activity with New York State's Coastal Zone Management Program should be forwarded to:

New York Department of State  
Division of Coastal Resources  
Coastal Management Program  
One Commerce Plaza  
99 Washington Avenue  
Albany, NY 12231  
Attn: Consistency Review  
Telephone (518) 486-3200

The following authorization is required for this project:

Water Quality Certification (or waiver thereof) from the New York State Department of Environmental Conservation.

There are no registered historic properties or properties listed as being eligible for inclusion in the National Register of Historic Places that will be affected by this project.

Pursuant to Section 7 of the Endangered Species Act (16 U.S.C. 1531), the Corps of Engineers is consulting, under separate cover, with the USFWS to evaluate any potential impacts to Indiana bats (*Myotis sodalists*) and to ensure that the proposed activity is not likely to jeopardize their continued existence or result in the destruction or adverse modification of critical habitat.

This notice is promulgated in accordance with Title 33, Code of Federal Regulations, parts 320-330. Any interested party desiring to comment on the work described herein may do so by submitting their comments, in writing, so that they are received no later than 4:30 pm on the expiration date of this notice.

Comments submitted in response to this notice will be fully considered during the public interest review for this permit application. All written comments will be made a part of the administrative record which is 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 individual may request a public hearing by submitting their written request, stating the specific reasons for holding a hearing, in the same manner and time period as other comments.

Public hearings for the purposes of the Corps permit program will be held when the District Commander determines he can obtain additional information, not available in written comments, that will aid him in the decision making process for this application. A Corps hearing is not a source of information for the general public, nor a forum for the resolution of issues or conflicting points of view (witnesses are not sworn and cross-examination is prohibited). Hearings will not be held to obtain information on issues unrelated to the work requiring a permit, such as property ownership, neighbor disputes, or the behavior or actions of the public or applicant on upland property not regulated by the Department of the Army. Information obtained from a public hearing is given no greater weight than that obtained from written comments. Therefore, you should not fail to make timely written comments because a hearing might be held.

The decision to approve or deny this permit request 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 benefits 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 these are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain 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 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.

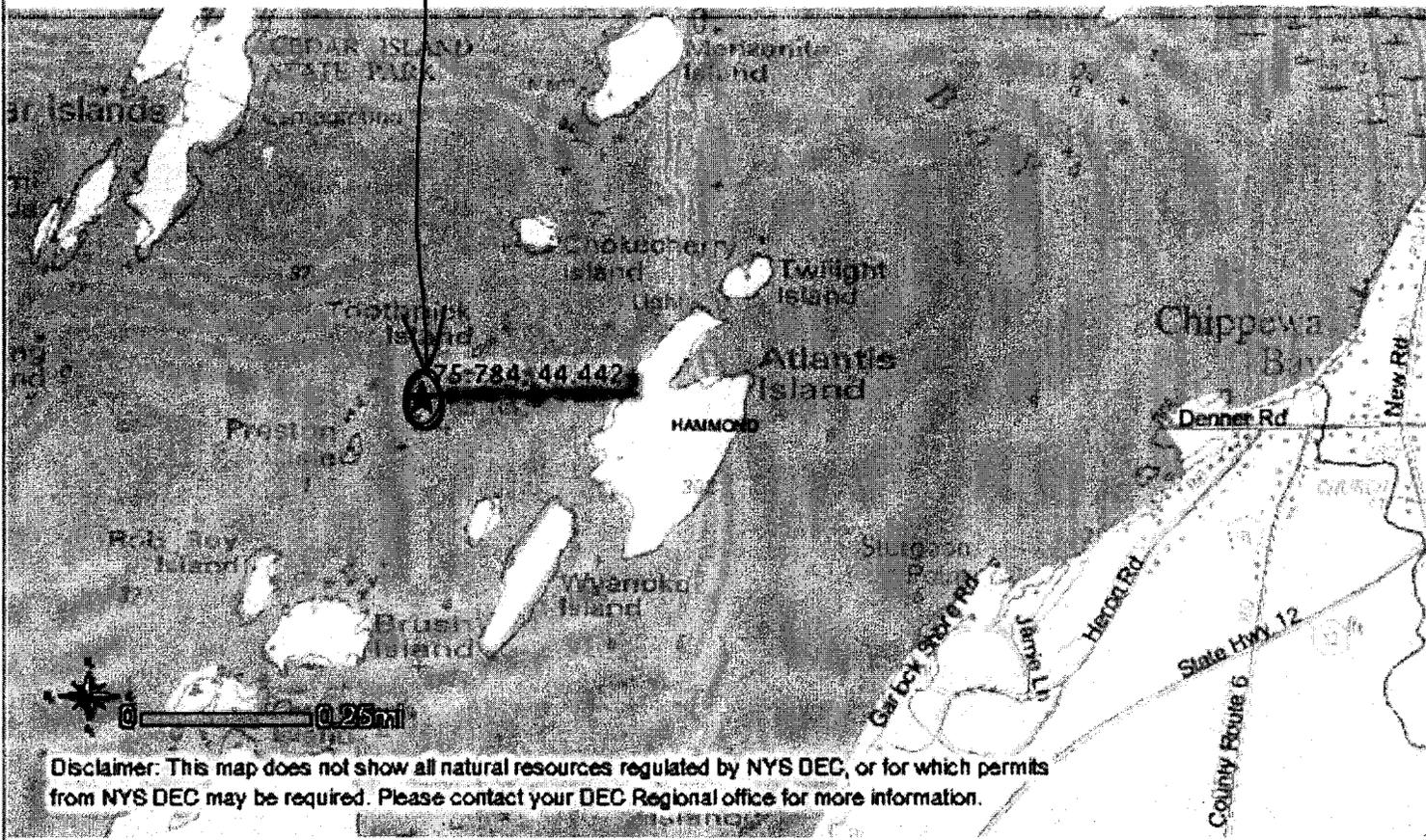
## **SIGNED**

Diane C. Kozlowski  
Chief, Regulatory Branch

**NOTICE TO POSTMASTER:** It is requested that this notice be posted continuously and conspicuously for 30 days from the date of issuance.

Identify Map

Wortt Site



Disclaimer: This map does not show all natural resources regulated by NYS DEC, or for which permits from NYS DEC may be required. Please contact your DEC Regional office for more information.

MinX: 437023, MaxX: 439473, MinY: 4922213, MaxY: 4920284

NYTM	E: 437558	Longitude/Latitude	W: 75 784
	N: 4921305		N: 44.442

**Rare Plants and Rare Animals**  
 This location is in the vicinity of one or more:  
 Rare Animals

**Significant Natural Communities**

Natural Community Name	Location	Ecological System
Great Lakes aquatic bed	Chippewa Bay	Lakes and Ponds

**Natural Communities Near This Location:**

Natural Community Name	Location	Ecological System
Great Lakes aquatic bed	Chippewa Bay	Lakes and Ponds

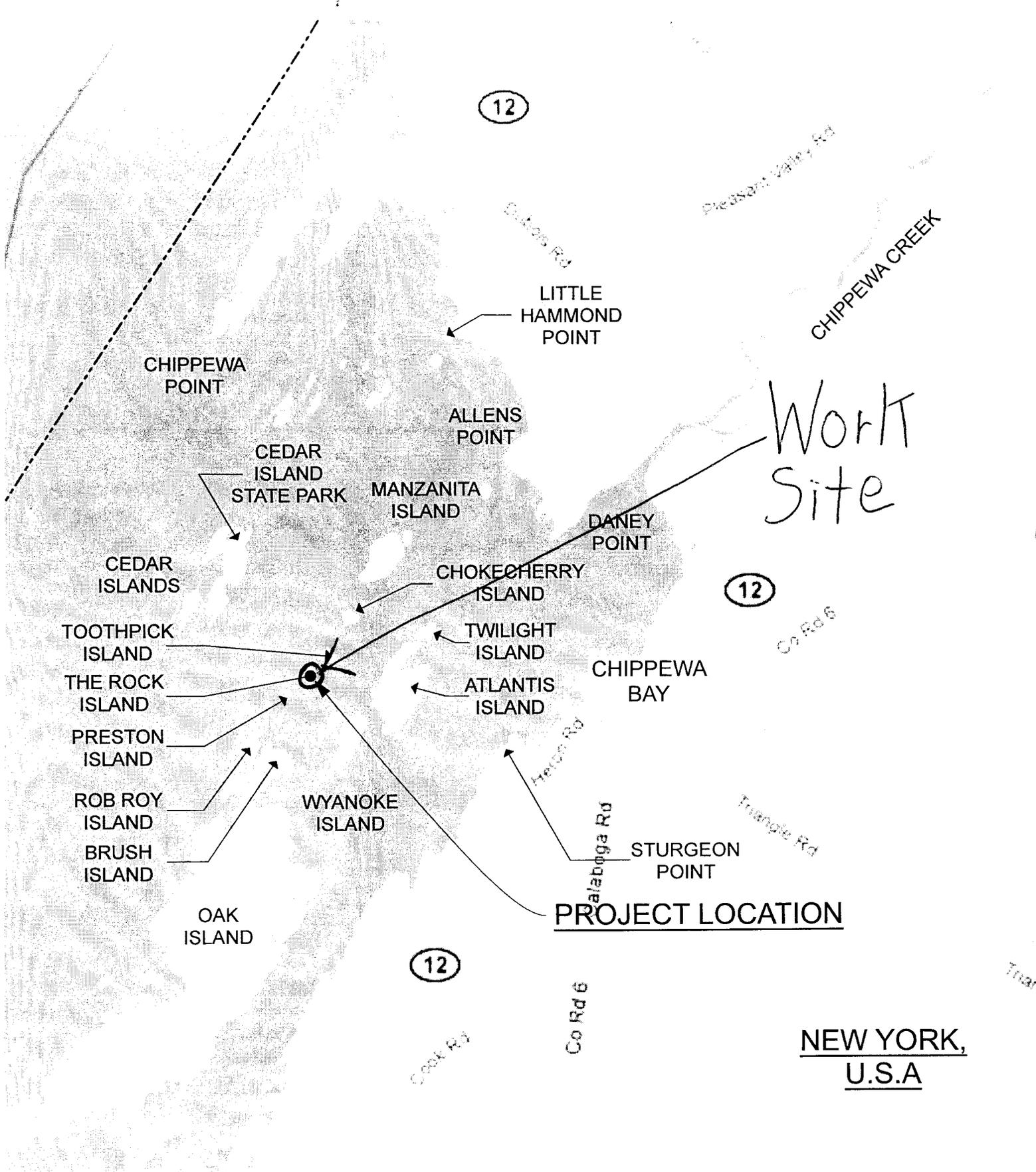
Old or Potential Records (these records are not displayed on the map)

Common Name	Scientific Name	Date Last Documented	Location	Habitat Where Last Seen	Animal, Plant, or other	NYS Protected Status
American Dragonhead	Dracocephalum parviflorum	1689-07-15	Saint Lawrence River		Rare Plant	Endangered

**USGS Quadrangle**  
 USGS Quadrangle Name  
 CHIPPEWA BAY

Nancy Bryant-Herget  
 DA Processing No.: 2012-01056  
 Saint Lawrence County, New York  
 Quad: Chippewa Bay  
 Sheet 1 of 9



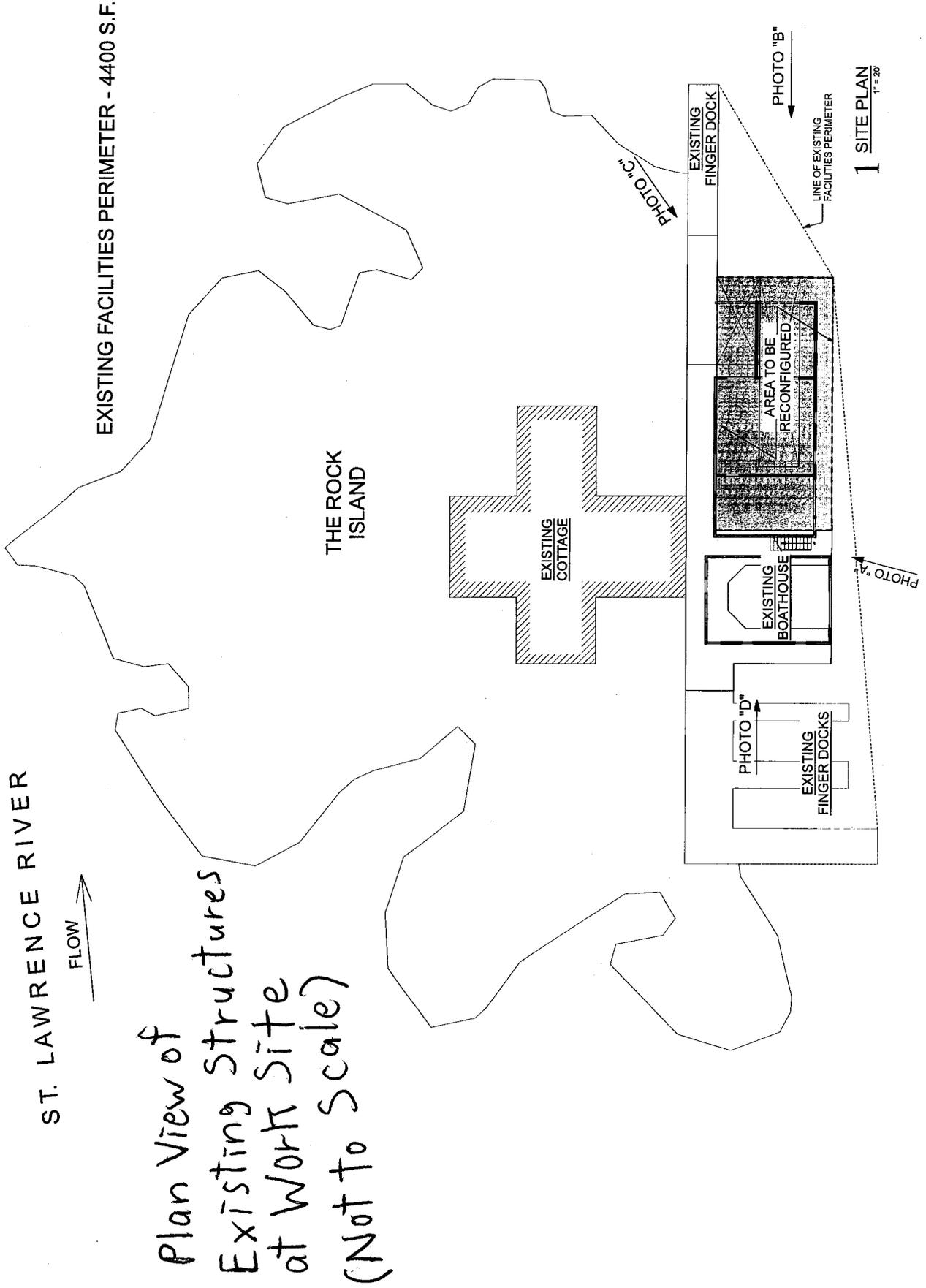


NEW YORK,  
U.S.A

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 Saint Lawrence County, New York  
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 Sheet 2 of 9



Nancy Bryant-Herget  
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Quad: Chippewa Bay  
Sheet 3 of 9



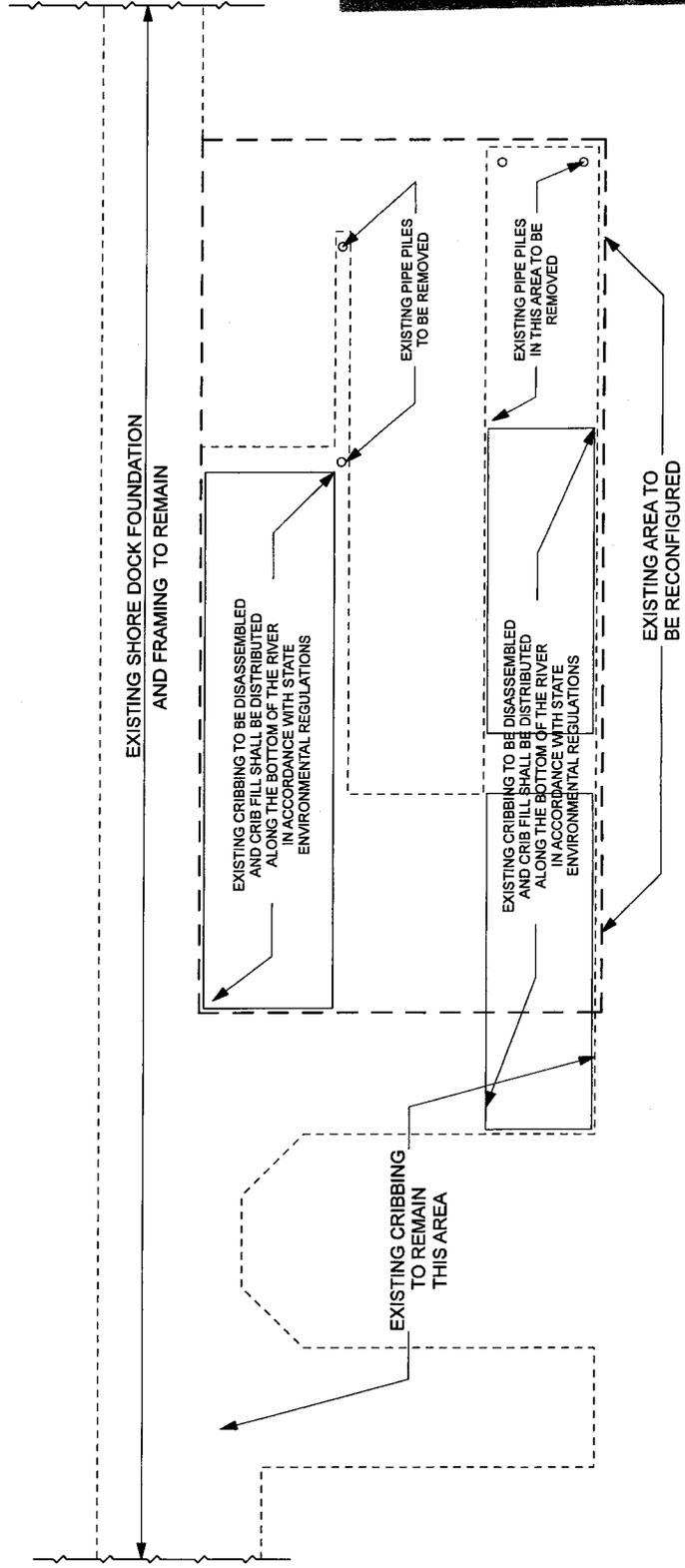
NOTES:

ISSUE DATES:  
10 AUG 2012 JOINT APPLICATION

SCALE: AS NOTED  
PLAN NORTH  
C 13

Plan View of Existing Cribbing  
to be Removed, with the Existing  
Crib Stone to be Distributed on  
the River Bed (Not to Scale)

CRIBBING AREA TO BE REMOVED - 600 S.F.



NOTES:

ISSUE DATES:

REVISIONS:

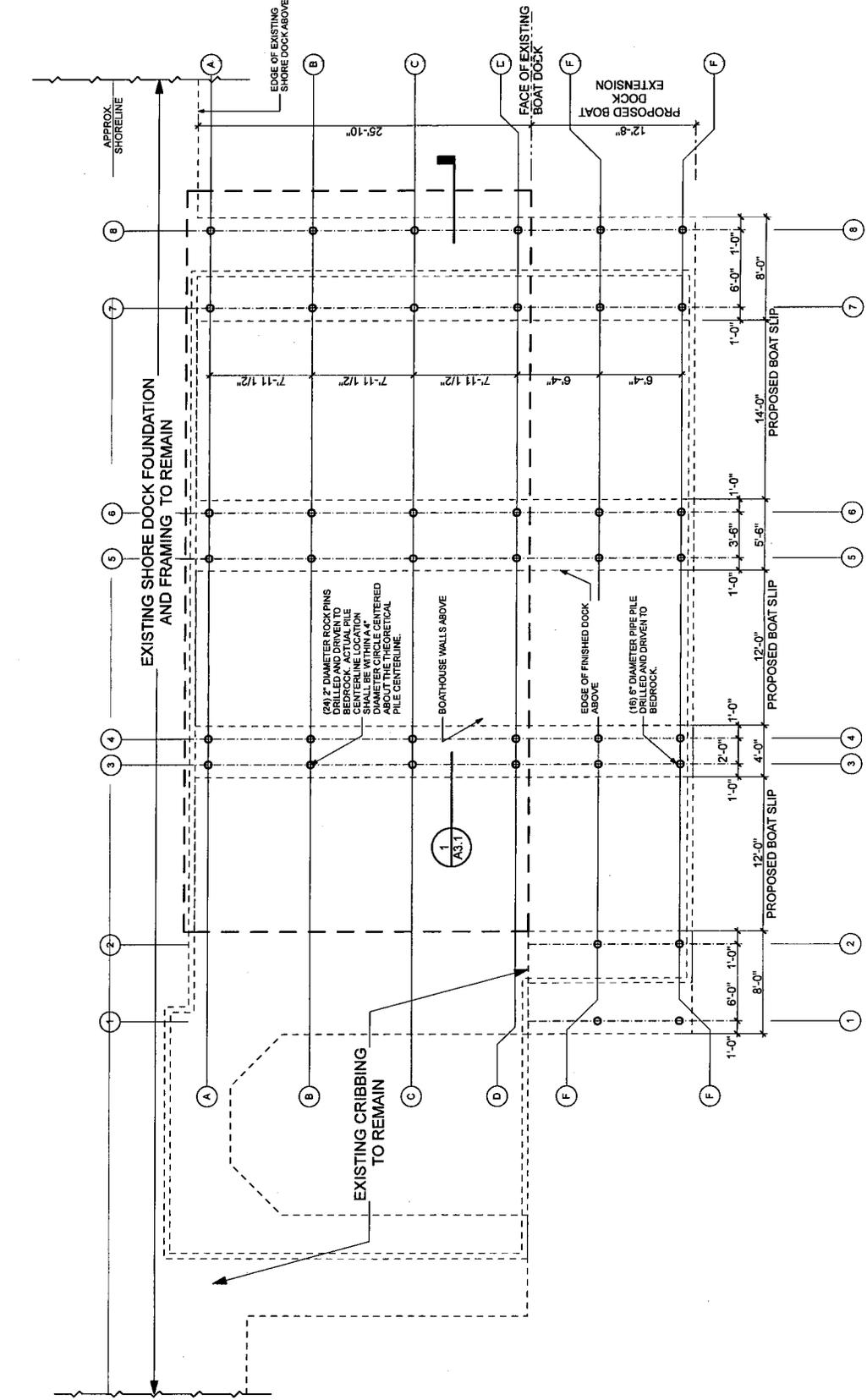
DATE: 11/13/96

Nancy Bryant-Herget  
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Saint Lawrence County, New York  
Quad: Chippewa Bay  
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Plan View of Proposed Pile-Supported Dock Installations to Form New Boat Slips (Not to Scale)

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 Sheet 5 of 9



ISSUE DATES:  
 10 AUG 2012 JOINT APPLICATION



PROPOSED PILING PLAN  
 SCALE AS NOTED  
 A  
 1.1b  
 PLAN NORTH

A PROPOSED PILING PLAN  
 1/8" = 1'-0"

Plan View of Existing Decks  
and Docks to be Removed  
(Not to Scale)

NOTES:

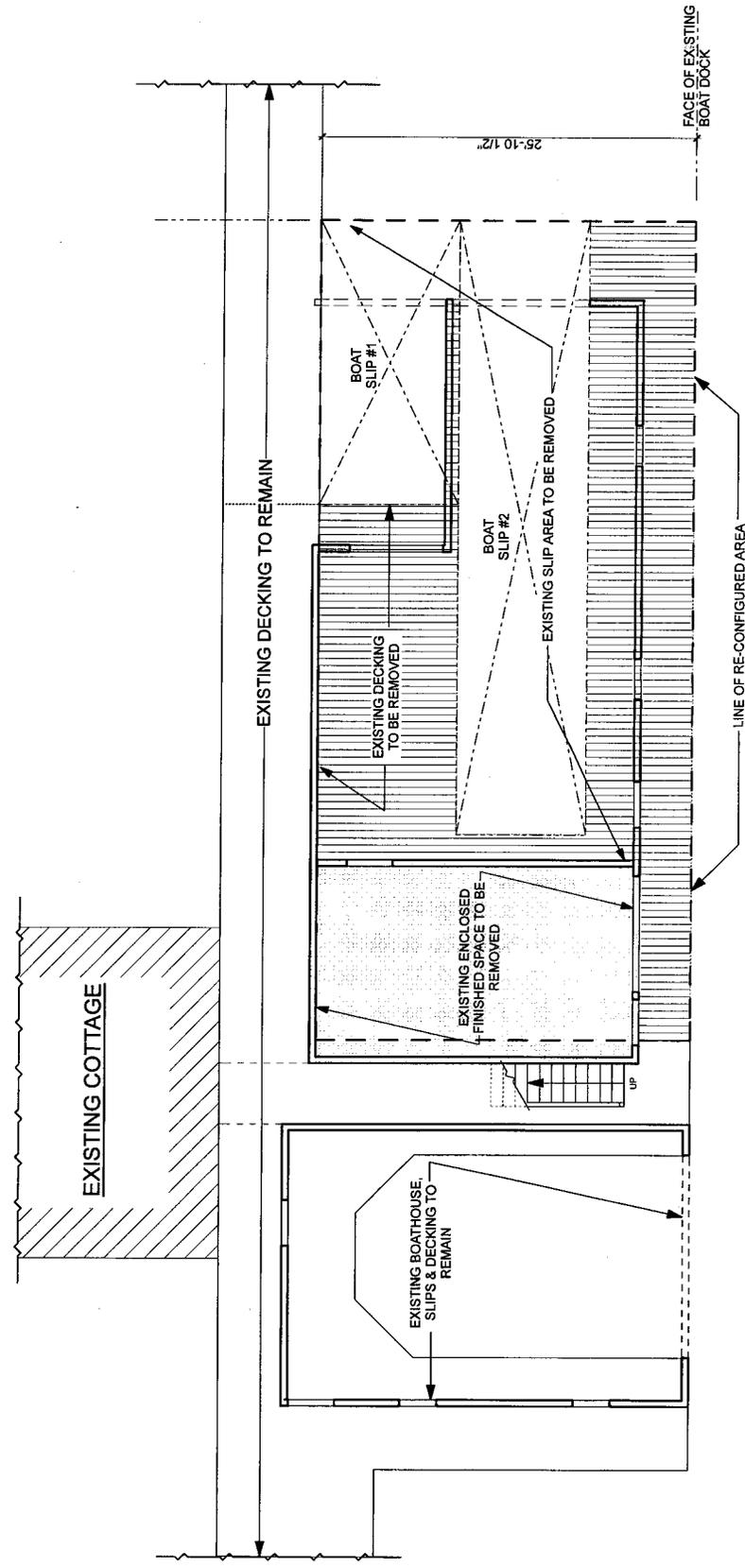
THE ROCK ISLAND  
HAMMOND, NY 13666

EXISTING BOAT DOCK AREA TO BE RECONFIGURED:

EXISTING DECK AREA TO BE REMOVED: 960 SF

EXISTING SLIP AREA TO BE REMOVED: 555 SF

TOTAL EXISTING BOAT DOCK AREA TO BE RECONFIGURED: 1515 SF



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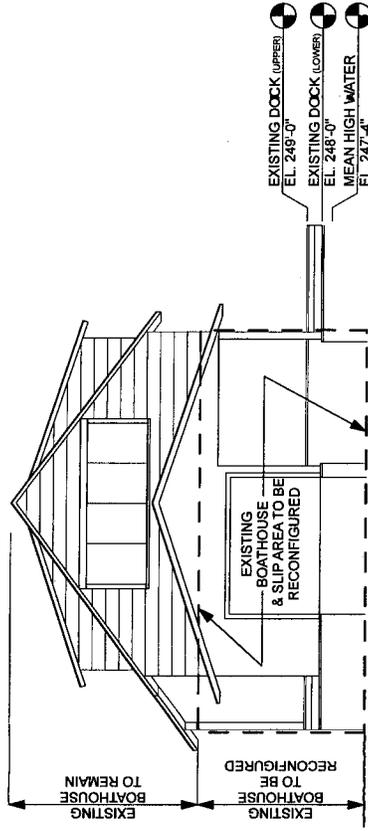


Section Views of Existing  
Boathouse to be Reconfigured  
(Not to Scale)

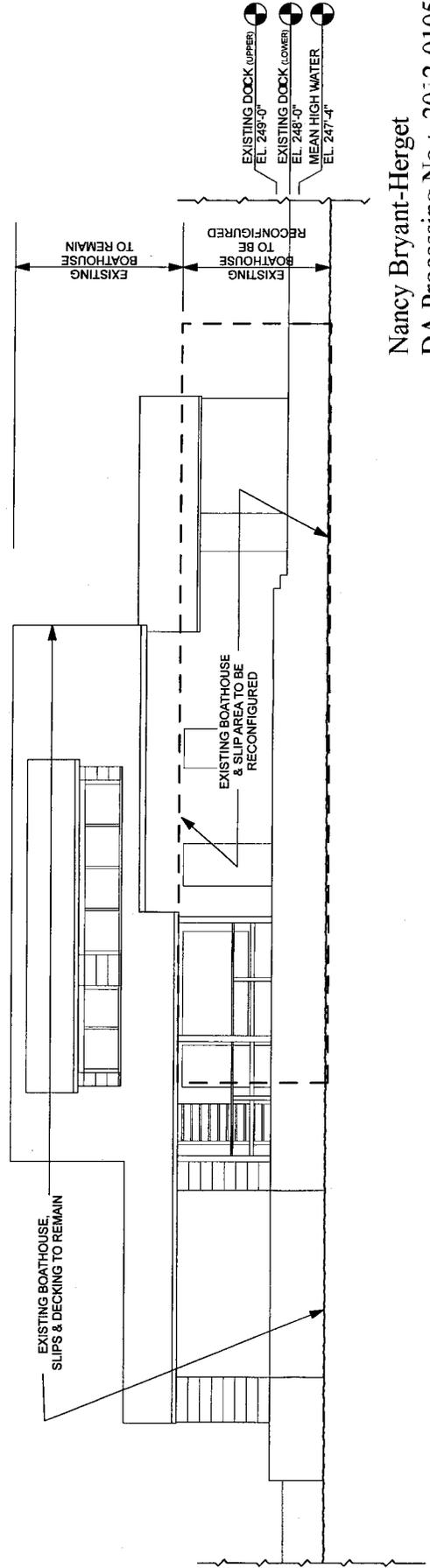
NOTES:

ISSUE DATES:

HAMMOND, NY 13546



2 NORTH ELEVATION  
1/8" = 1'-0"

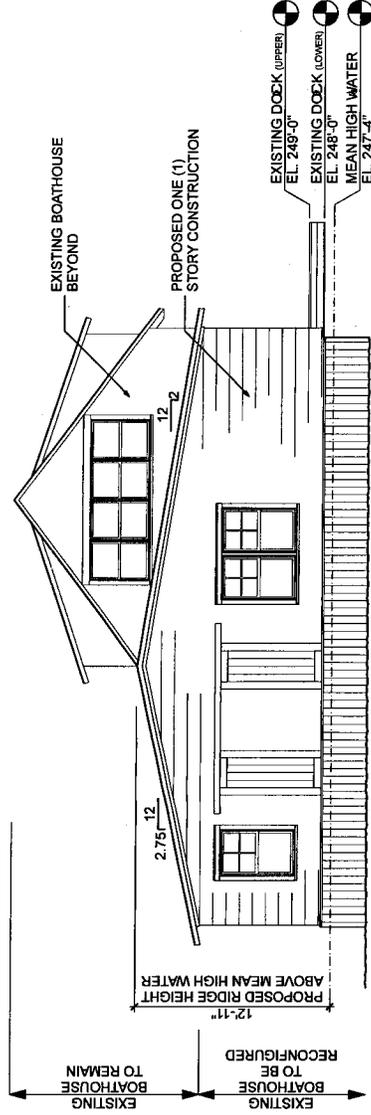


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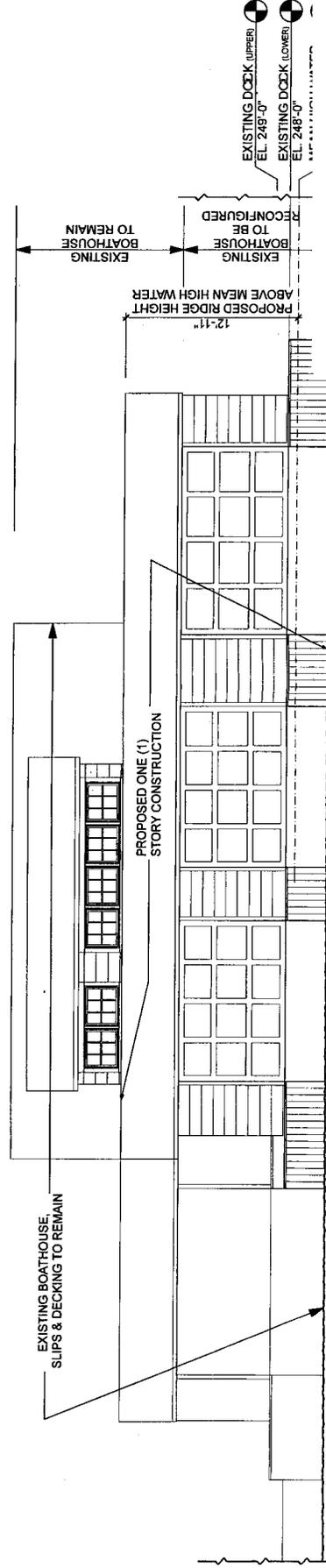


Section Views of  
Proposed Reconfigured  
Boathouse (Not to Scale)

NOTES:	ISSUE DATES:
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2 NORTH ELEVATION  
1/8" = 1'-0"



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Quad: Chippewa Bay  
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