



U.S. Army Corps
of Engineers
Buffalo District
CELRB-TD-R

Public Notice

Applicant: Miller Boat
Line Incorporated

Published: May 29, 2019
Expires: June, 28, 2019

Application No: 2019-00227
Section: OH

All written comments should reference the above Application No. and be addressed to:
US Army Corps of Engineers, Buffalo District
Regulatory Branch (Attn: Joseph W. Krawczyk)
1776 Niagara Street
Buffalo, NY 14207

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: Miller Boat Line, Incorporated, P.O. Box 239, Put-In-Bay, Ohio 43456

WATERWAY & LOCATION: The project site is located in Lake Erie, at 5174 Water Street, in the City of Port Clinton, Ottawa County, Ohio.

LATITUDE & LONGITUDE: Latitude North: 41.587
Longitude West: 82.837

EXISTING CONDITIONS: The Miller Boat Line Catawba Island ferry pier, located on the north side of Catawba Island, extends into Lake Erie.

PROPOSED WORK: To widen an existing, undersized, pedestrian walkway located at the Miller Boat Line Catawba Island ferry pier. In order to widen the pedestrian walkway, the Applicant proposes to relocate the existing armor stone revetment lakeward and to fill the new area behind the relocated revetment with quarry run stone.

The proposed work would require the placement of the following fills, below the Lake Erie Ordinary High Water (OHW) elevation of 573.4' IGLD 1985 (see attached drawings 2 through 4 of 8):

- 555 cubic yards of quarry run stone fill (358 cubic yards below OHW)
- 400 cubic yards of 0.5 - 1 ton armor stone (216 cubic yards below OHW)
- 11 cubic yards of 1 tone armor stone (11 cubic yards below OHW)

PROJECT PURPOSE:

Basic: Pier widening

Overall: Widen the existing Miller Boat Line pier, in order to then widen the existing concrete and asphalt pedestrian walkway (located between the Miller Boat Line ticket building and waiting pavilion). The proposed work would alleviate walkway overcrowding and improve pedestrian and traffic safety (i.e., during busy ferry boat periods the walkway becomes overcrowded and pedestrians are backed-up onto North Crogran Avenue, causing a dangerous traffic situation).

Water Dependency Determination: The proposed project will not impact a Special Aquatic Site.

AVOIDANCE AND MINIMIZATION INFORMATION: The slope of the relocated revetment has been designed to a 1.5:1 slope, to minimize the area of the fill.

PROPOSED MITIGATION: No mitigation is proposed for the project.

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 reference the Application Number **2019-00227** and be directed to the attention of Joseph W. Krawczyk, who can be contacted at the above address, by calling (716) 879-4186, or by e-mail at: joseph.w.krawczyk@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 Ohio'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 Ohio's Coastal Zone Management Program should be forwarded to:

Mr. John Kessler
Ohio Department of Natural Resources
Office of Real Estate
2045 Morse Rd.
Columbus, OH 43229-6605
phone: 614-265-6621
email: john.kessler@dnr.state.oh.us

The following authorization is required for this project:

Water Quality Certification (or waiver thereof) from the Ohio Environmental Protection Agency

Based on preliminary findings, there do not appear to be any properties listed in, or eligible for listing in, the National Register of Historic Places within the permit area as shown on attached drawings 2 through 4 of 8). This notice constitutes initiation of consultation with the Ohio Historic Preservation Office (SHPO) per Section 106 of the National Historic Preservation Act. All currently available historic resource information pertaining to this proposed project if any will be provided to the SHPO. Additional information concerning historic properties should be submitted to the Corps before the end of the comment period of this notice. The Corps will forward that information to the SHPO for their review.

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 the: endangered Indiana Bat (*Myotis sodalis*); threatened Northern Long-eared Bat (*Myotis septentrionalis*); endangered Kirtland's Warbler (*Setophaga kirtlandii*); endangered Piping Plover (*Charadrius melodus*); threatened Eastern prairie fringed orchid (*Platanthera leucophaea*); threatened Lakeside daisy (*Hymenoxys acaulis var. glabra*); the threatened Rufa Red Knot (*Calidris canutus rufa*), and the threatened Eastern Massasauga (*Sistrurus catenatus*), 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

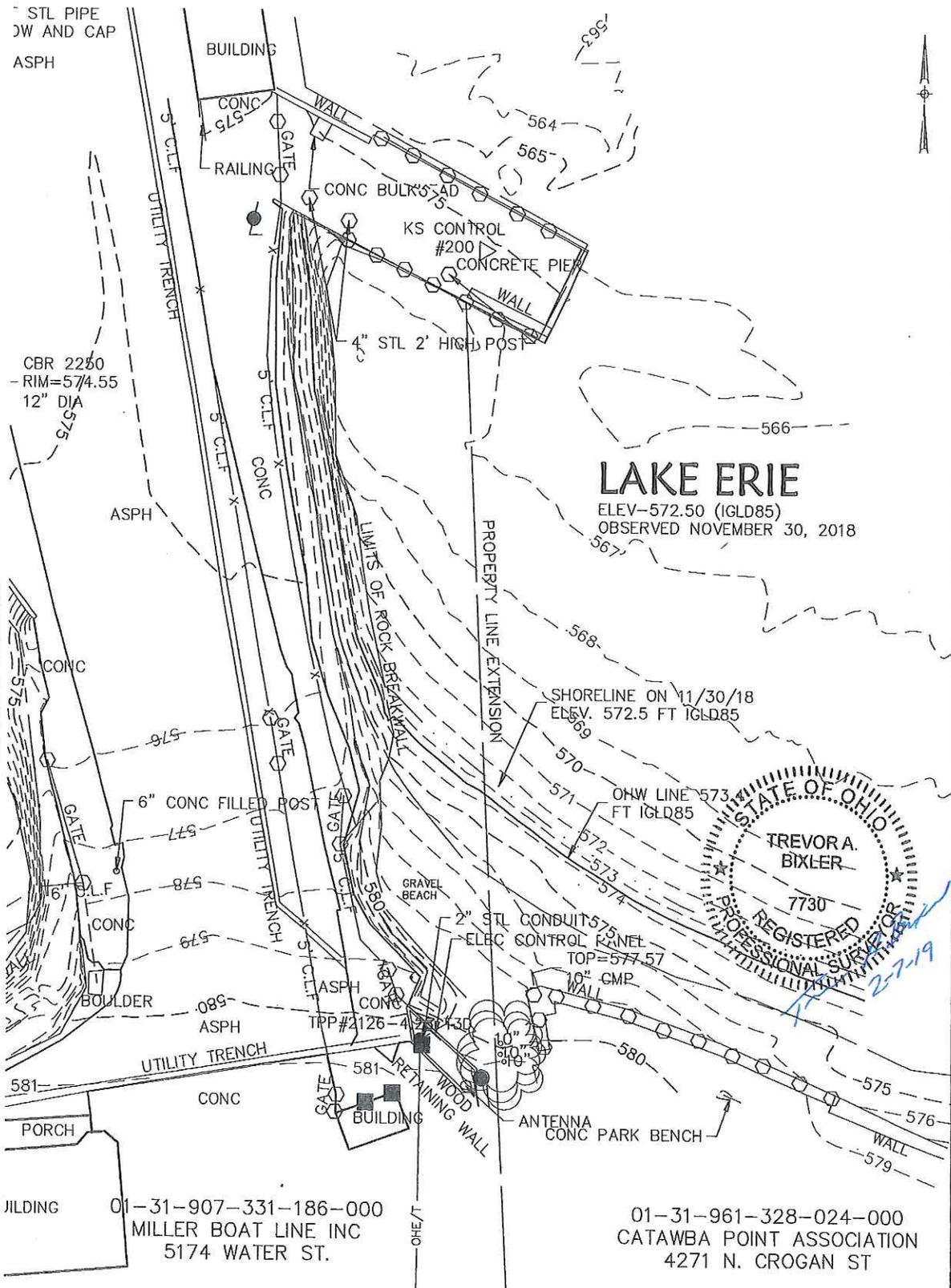
NOTICE TO POSTMASTER: It is requested that this notice be posted continuously and conspicuously for 30 days from the date of issuance.

PERMIT DRAWINGS
NOT FOR CONSTRUCTION

STL PIPE
JW AND CAP
ASPH



CBR 2250
RIM=574.55
12" DIA



01-31-907-331-186-000
MILLER BOAT LINE INC
5174 WATER ST.

01-31-961-328-024-000
CATAWBA POINT ASSOCIATION
4271 N. CROGAN ST



SHEET 2 OF 4
JOB NO. 18130-2

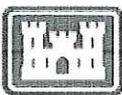
EXISTING SITE PLAN
PEDESTRIAN WALKWAY EXPANSION
MILLER BOAT LINE, CATAWBA ISLAND
OTTAWA COUNTY
5174 WATER STREET, PORT CLINTON
OHIO 43452

KS Associates, Inc.
260 Burns Road, Suite 100
Elyria, OH 44035
P 440 365 4730
F 440 365 4790
www.kssociates.com

DATE	
CONTRACT NO.	
CDR NO.	
DRAWING NO.	
PARC.	
F.I.L.	

DATE	BY	ADJACENT PROPERTY OWNERS
		CATAWBA POINT ASSOCIATION 4271 NORTH CROGAN STREET
		BRENDAN J. ASTLEY 4259 N. CONVERSE STREET
DATUM: 0.0 LVD = 569.2 FEET IGLD 1985		

Miller Boat Line, Incorporated
D/A Processing No. 2019-00227
Quad: Gypsum
Ottawa County, Ohio
Sheet 2 of 8

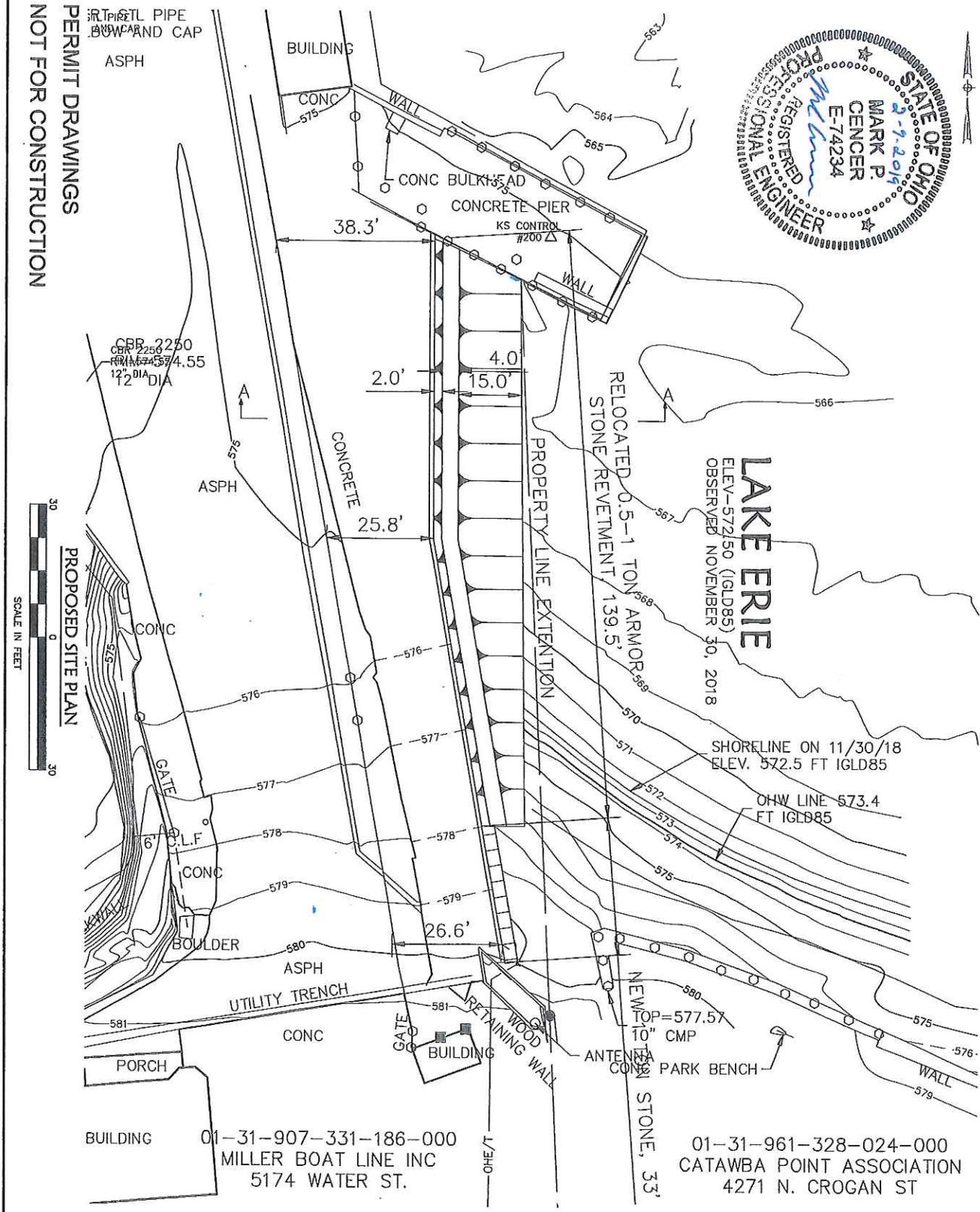


NOT FOR CONSTRUCTION

PIPE
BOW AND CAP

ASPH

PERMIT DRAWINGS



LAKE ERIE
ELEV-572.50 (IGLD85)
OBSERVED NOVEMBER 30, 2018

SHORELINE ON 11/30/18
ELEV. 572.5 FT IGLD85

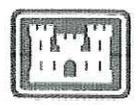
OHW LINE 573.4
FT IGLD85

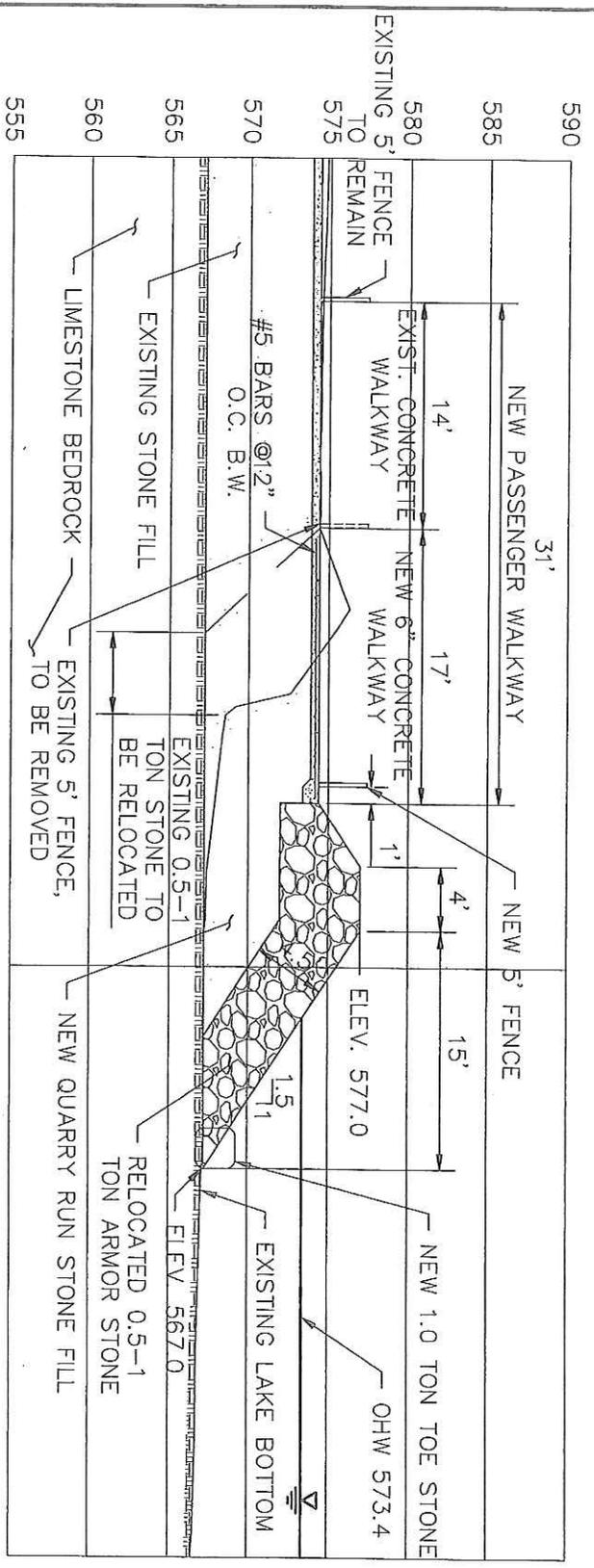
01-31-907-331-186-000
MILLER BOAT LINE INC
5174 WATER ST.

01-31-961-328-024-000
CATAWBA POINT ASSOCIATION
4271 N. CROGAN ST

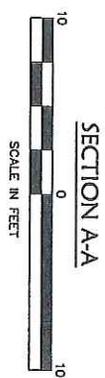
JOB NO. 18130-2	SHEET 3 OF 4	PROPOSED SITE PLAN PEDESTRIAN WALKWAY EXPANSION MILLER BOAT LINE, CATAWBA ISLAND OTTAWA COUNTY 5174 WATER STREET, FORT CLINTON OHIO 43452		 KS ASSOCIATES KS Associates, Inc. 260 Burns Road, Suite 100 Elyria, OH 44035 P 440 365 4730 F 440 365 4790 www.ksassociates.com	DATE: _____	DATE	BY	ADJACENT PROPERTY OWNERS
		DESIGNED BY: _____	DATE: _____		CATAWBA POINT ASSOCIATION 4271 NORTH CROGAN STREET			
					DRAWN BY: _____			BRENDAN J. ASTLEY 4259 N. CONVERSE STREET
					CHECKED BY: _____			DATUM: 0.0 LWD = 569.2 FEET IGLD 1985
					DATE: _____			

Miller Boat Line, Incorporated
D/A Processing No. 2019-00227
Quad: Gypsum
Ottawa County, Ohio
Sheet 3 of 8





PERMIT DRAWINGS
NOT FOR CONSTRUCTION



SHEET 4 OF 4 JOB NO. 18130-2	SECTIONS PEDESTRIAN WALKWAY EXPANSION MILLER BOAT LINE, CATAWBA ISLAND OTTAWA COUNTY 5174 WATER STREET, FORT CLINTON OHIO 43452	KS Associates, Inc. 260 Burns Road, Suite 100 Elyria, OH 44035 P 440 365 4730 F 440 365 4790 www.kssassociates.com	DATE: _____ QUANTITY: _____ CITY: _____ DIST. HOUR: _____ PART: _____ P.A.: _____	DATE BY: _____ 1. _____ REVISIONS: _____ _____ _____	ADJACENT PROPERTY OWNERS CATAWBA POINT ASSOCIATION 4271 NORTH CROGAN STREET BRENDAN J. ASTLEY 4259 N. CONVERSE STREET DATUM: 0.0 LWD = 569.2 FEET IGLD 1985

Miller Boat Line, Incorporated
D/A Processing No. 2019-00227
Quad: Gypsum
Ottawa County, Ohio
Sheet 4 of 8



Photo Sheet: Miller Boat Line



Photo 1: Looking north at east side of existing revetment from east property line at water street (1/8/19)





Photo 2: Looking north at existing pedestrian walkway from ticket booth (1/8/19)





Photo 3: Looking north at east side revetment from shoreline (1/8/19)





Photo 4: Looking south at east side revetment from existing pier (1/8/19)

