



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

Public Notice

Applicant: First Island
Company

Published: October 2, 2019
Expires: November 1, 2019

Application No: LRB 2019-01052
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:) Brian Swartz
240 Lake Street, Unit D
Oak Harbor, Ohio 43449

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: First Island Company

WATERWAY & LOCATION: 366 State Route 357 (Bay View Ave) Put-in-Bay, Ottawa,
County, Ohio (Sheets 1 of 5).

LATITUDE & LONGITUDE: Latitude North: 41.65392
Longitude West: -82.8203

EXISTING CONDITIONS:

The project is located in Lake Erie along the north shore of Put-in-Bay (South Bass Island). The project area currently contains an approximate 11 foot (FT.) wide by 100 FT. long crib dock. Additional docks are located approximately 50 feet to the east, 197 to the north and 135 feet to the west. (Sheet 2 of 5).

Description of delineation of waters of the US, if applicable:
Approximately 0.0092 acres of open water within Lake Erie. This is the only delineated waters of the U.S. located on site.

PROPOSED WORK:

To extend the existing 11 FT wide by 100 FT. long crib dock by constructing an approximate 10 FT. wide by 40 FT. long stone filled crib dock approximately 10 FT. to the north (Sheets 3 to 5 of 5). The proposed concrete top of the structure is to be at an elevation of 573.3 International Great Lakes Datum (IGLD), 1985 which is 0.10 FT below the ordinary high water (OHW) of Lake Erie (573.4 IGLD, 1985). Fourteen exterior mounted mooring bollards will be constructed around the new pier. Six of these bollards will be abutting the outside of the pier, three will be located approximately 1.33 feet to the west, three approximately 1.33 FT. to the east and one bollard will be located approximate 2.83 feet off each corner of the structure. The new structure will require the placement of approximately 104.2 cubic yards (CY) of ODOT C rock, 7.4 CY of No. 2 stone and 12.7 cubic yards of concrete below the OHW of Lake Erie. The existing pier will be connected to the new structure by a new 3 FT. wide by 10 FT. long gangway.

PROJECT PURPOSE

Basic: Additional docking space

Overall: Improve existing access to Lake Erie at 366 State Route 357 (Bay View Ave) Put-in-Bay, Ottawa, County, Ohio.

AVOIDANCE AND MINIMIZATION INFORMATION:

No minimization or avoidance has been proposed.

PROPOSED MITIGATION:

No mitigation is proposed.

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 Brian Swartz, who can be contacted at the above address, by calling (419) 898-3491, or by e-mail at: brian.p.swartz@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 Road
Columbus, OH 43229-6605
Phone: 614-265-6621
E-mail: 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 does not appear to be properties listed in, or eligible for listing in, the National Register of Historic Places within the permit area as shown on Sheet 2 of 5. The project area is reported to be located within 0.25 miles of approximately 45 historic structures and within approximately 0.3 miles of two properties listed on the National Register. No historic shipwrecks were identified within 1 mile of site. 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 has been 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 Indiana bat (*Myotis sodalis*) - endangered, Piping plover (*Charadrius melodus*) – endangered, Kirtland's warbler (*Setophaga kirtlandii*) - endangered species, Eastern prairie fringe (*Platanthera leucophaea*) - threaten, Lakeside daisy (*Hymenoxys herbacea*), Eastern massasauga (*Sistrurus catenatus*) - candidate species, northern long-eared bat (*Myotis septentrionalis*) – potential endangered, and the Rufa red knot (*Calidris canutus rufa*) – potential threatened 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.

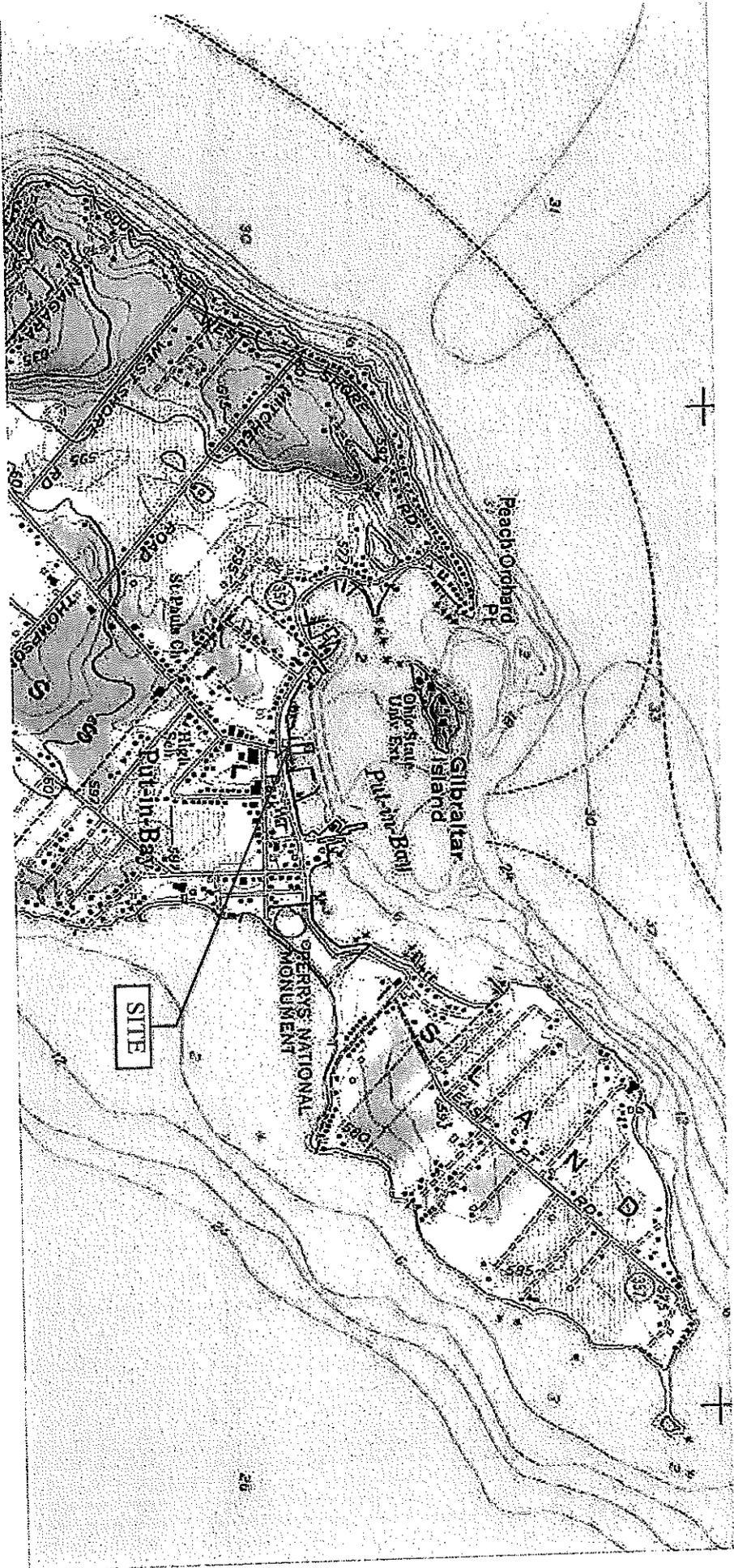
The decision to approve or deny this permit request will be based on an evaluation of the probable impact, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits 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

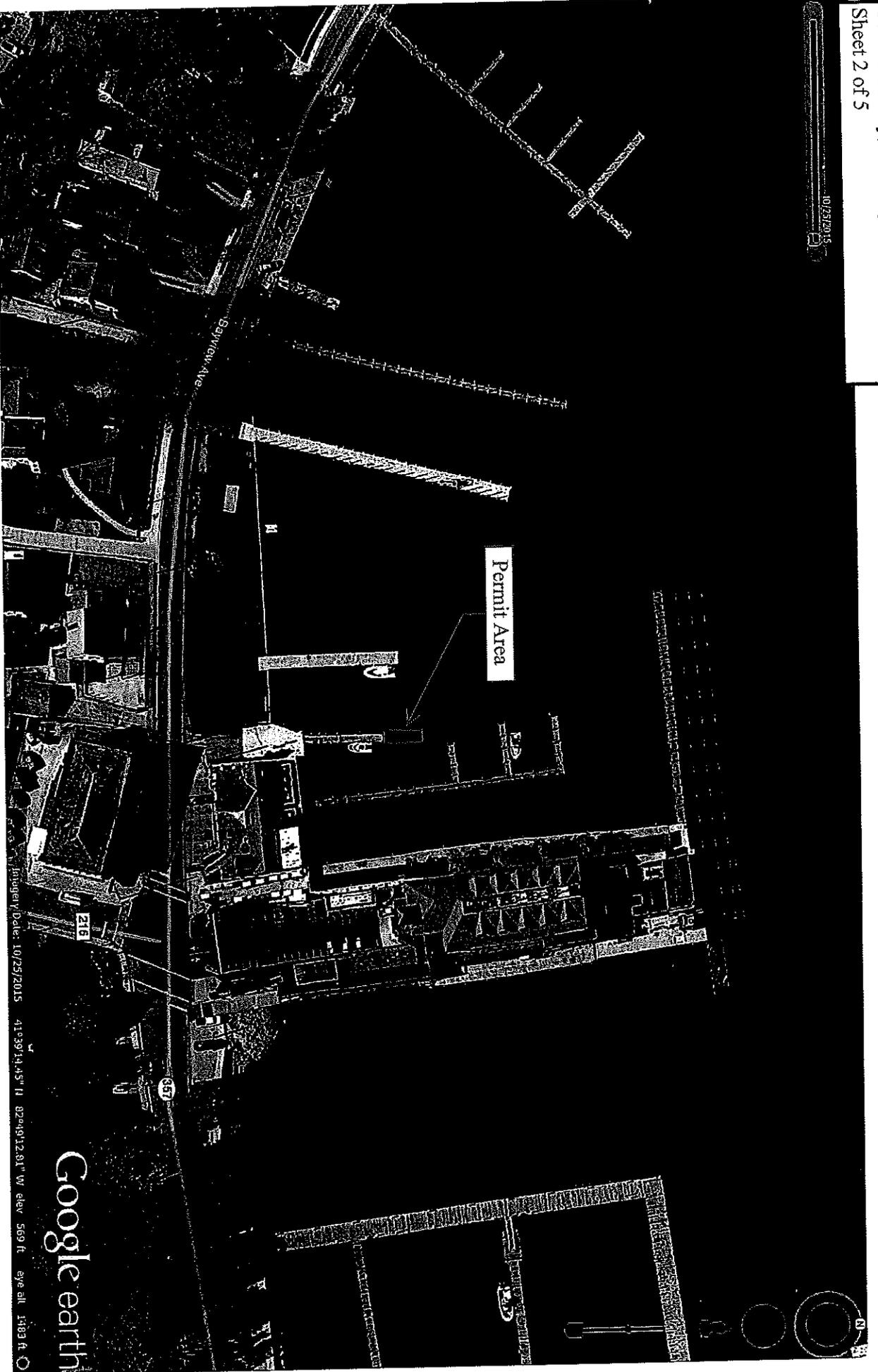
Diane C. Kozłowski
Chief, Regulatory Branch

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



First Island Company - Put-In-Bay
 D/A Processing No. LRB 2019-01052
 Ottawa County, Ohio Quad: Put-in-Bay
 Sheet 1 of 5

10/25/2015



Imagery Date: 10/25/2015

4193974.45" N 8294912.81" W elev 569 ft eye alt 1483 ft

Google earth

