



US Army Corps
of Engineers®
New England District

696 Virginia Road
Concord, MA 01742-2751

PUBLIC NOTICE

Date: February 17, 2004

Comment Period Ends: March 18, 2004

File Number: 2004-00163

In Reply Refer To: Michael J. Elliott

e-mail: michael.j.elliott@usace.army.mil

Town of North Kingstown, RI; 80 Boston Neck Road; North Kingstown, Rhode Island 02879; has requested a Corps of Engineers permit under Section 10 of the Rivers and Harbors Act to add 55 boat slips to the existing authorized Allen Harbor Marina. The municipally owned marina is located on the eastern shore of Allen Harbor in North Kingstown, RI. The work is described on the enclosed plans titled "MARINA EXPANSION" dated "DECEMBER 16, 2003" and is described below:

- Install new pile-secured floats to expand the marina from 80 to 135 boat slips.
- Specifically, install 205 linear feet (LF) of 5-ft wide floats, 336 LF of 6-ft wide floats, 220 LF of 8-ft wide floats and twenty-three 4-ft wide finger floats ranging from 20-ft long to 32-ft long. Also, install two 8' x 20' landing floats and three ramps.
- Expand the marina perimeter to encompass the new floats.

The project will impact approximately 7375 square feet (0.17 acre) of Essential Fish Habitat (EFH) – see attached sheets 3 and 4 for a list of the species and life stages. Loss of this habitat may adversely affect these species by the shading effects of the floats. Shading could result in a decrease of primary productivity and, consequently, a reduction in availability of food source. However, the District Engineer has made a preliminary determination that the site-specific adverse effect will not be substantial. Further consultation with NMFS regarding EFH conservation recommendations is being conducted and will be concluded prior to the final decision.

The project site is at lat/long coordinates N 41°-37'-15"; W 71°-24'-41". To properly evaluate the proposal, we are seeking public comment. Anyone wishing to comment is encouraged to do so. Comments should be submitted in writing by the above date. If you have any questions, please contact Michael Elliott at (978) 318-8131 or use our toll free number (800) 343-4789 or (800) 362-4367 if calling within MA.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider the application. Requests for a public hearing shall specifically state the reasons for holding a public hearing. The Corps holds public hearings for the purpose of obtaining public comments, when that is the best means for understanding a wide variety of concerns from a diverse segment of the public.

SEE NEXT PAGE FOR
DETAILS OF EVALUATION
FACTORS

Robert J. DeSista
Chief, Permits & Enforcement Section
Regulatory Branch

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity in the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which may reasonably 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 those are: conservation, economics, aesthetics, general environmental concerns, wetlands, cultural value, fish and wildlife values, flood hazards, flood plain value, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food production and, in general, the needs and welfare of the people.

Where the activity involves the discharge of dredged or fill material into waters of the United States or the transportation of dredged material for the purpose of disposing it in ocean waters, the evaluation of the impact of the activity in the public interest will also 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, and/or Section 103 of the Marine Protection Research and Sanctuaries Act of 1972 as amended.

Based on his initial review, the District Engineer has determined that little likelihood exists for the proposed work to impinge upon properties listed in, or eligible for listing in, the National Register of Historic Places, and no further consideration of the requirements of Section 106 of the National Historic Preservation Act of 1966, as amended, is necessary. This determination is based upon one or more of the following:

- a. The permit area has been extensively modified by previous work.
- b. The permit area has been recently created.
- c. The proposed activity is of limited nature and scope.
- d. Review of the latest published version of the National Register shows that no presence of registered properties listed as being eligible for inclusion therein are in the permit area or general vicinity.

Pursuant to the Endangered Species Act, the District Engineer is hereby requesting that the appropriate Federal Agency provide comments regarding the presence of and potential impacts to listed species or its critical habitat.

The initial determinations made herein will be reviewed in light of facts submitted in response to this notice.

The following authorizations have been applied for, or have been, or will be obtained:

- Permit, License or Assent from State.
- Permit from Local Wetland Agency or Conservation Commission.
- Water Quality Certification in accordance with Section 401 of the Clean Water Act.

The States of Connecticut, Maine, Massachusetts, New Hampshire and Rhode Island have approved Coastal Zone Management Programs. Where applicable the applicant states that any proposed activity will comply with and will be conducted in a manner that is consistent with the approved Coastal Zone Management Program. By this Public Notice, we are requesting the State concurrence or objection to the applicant's consistency statement.

All comments will be considered a matter of public record. Copies of letters of objection will be forwarded to the applicant who will normally be requested to contact objectors directly in an effort to reach an understanding.

THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.

If you would prefer not to continue receiving public notices, please check here () and return this portion of the public notice to: U.S. Army Corps of Engineers – New England District, ATTN: Regulatory Branch, 696 Virginia Road, Concord, MA 01742-2751.

NAME:

ADDRESS:

Summary of Essential Fish Habitat (EFH) Designation

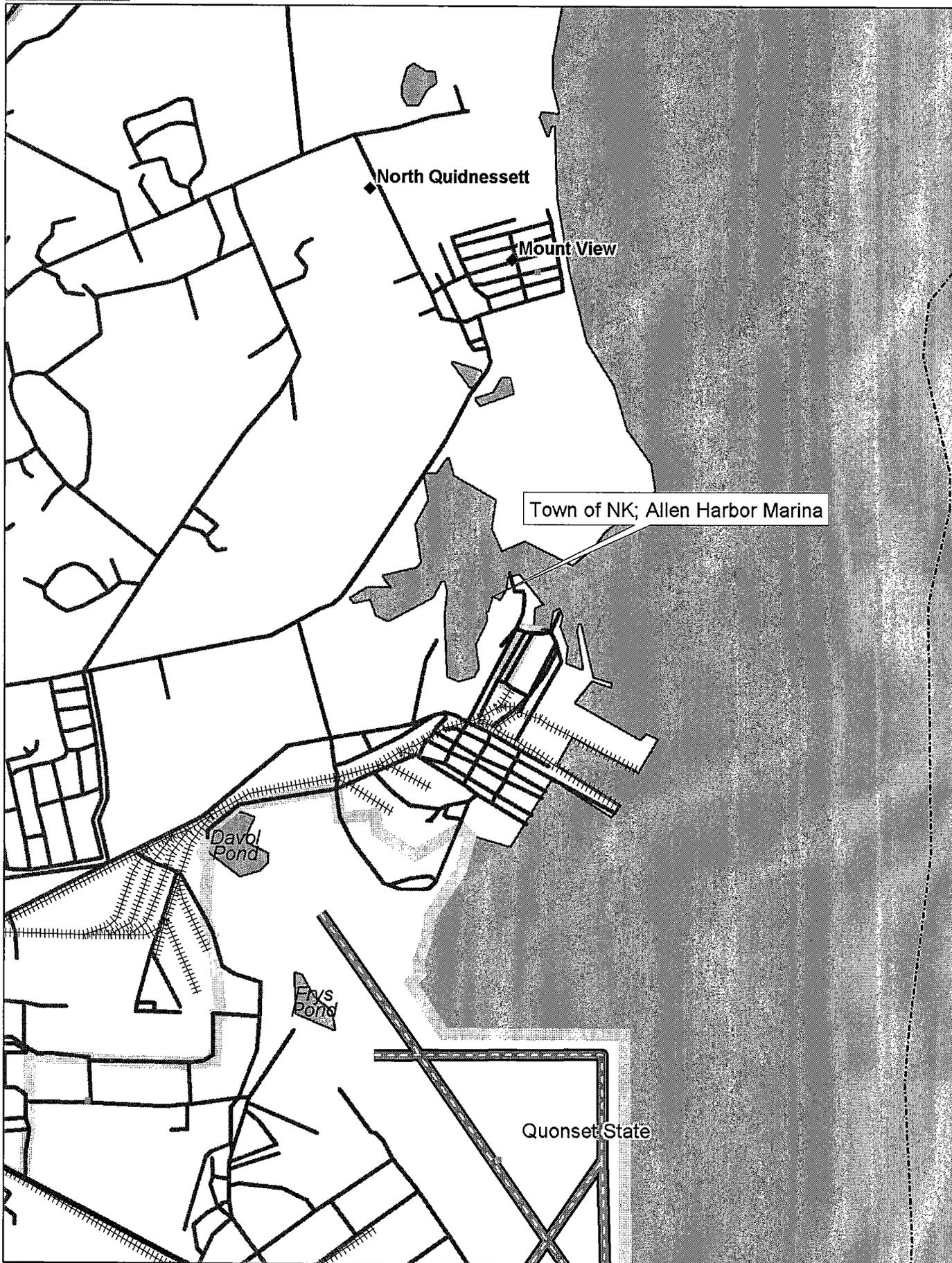
10' x 10' Square Coordinates:

Boundary	North	East	South	West
Coordinate	41° 40.0' N	71° 20.0' W	41° 30.0' N	71° 30.0' W

Square Description (i.e. habitat, landmarks, coastline markers): Waters within the square within Narragansett Bay affecting the following: south of Rhode I., including the western half of the East Passage the West Passage, and the northern half of Conanicut Island. Also affected are: Calf Pasture Pt., Allen Harbor, Davisville Depot, Sauga Pt. and Poplar Pt. on Fishing Cove east of Wickford, RI., Lone Tree Pt., Wild Goose Pt., Fox I., Bissel Cove, Rome Pt, Green Pt., Plum Beach east of Barber Heights, RI., Casey Pt., Saunderstown, RI., and Dutch I., all on the mainland, and on Conanicut I., from Sand Pt., south to Jamestown, RI., west of the island along with Potter Cove and Taylor Pt. northeast of Jamestown, RI. on the east side of the island. Other important areas affected: National Estuarine Sanctuaries around Hope I., Despair I., and Gooseberry I., and around the northwest portion of Prudence I., including Potter Cove, Gull Pt., Bear Pt., Providence Pt., Coggeshall Cove, Sheep Pen Cove, and Pine Hill Pt. Also affected are, Patience I. and the very tip of Warwick Pt. on Warwick Neck, south of Warwick, RI., the waters within and around Greenwich Cove east of East Greenwich, RI., and waters around Potowomut Neck on Greenwich Bay, including on the Potowomut River" Sandy Pt., Marsh Pt., Pojac Pt., and Bluff Pt, the Potowomut River, Tibbets Creek, Mount View, RI., Cold Spring Rock, Round Rock, Hunt Ledge, and Flat Rock, Old Sargent, and the Annaquatacut River.

Species	Eggs	Larvae	Juveniles	Adults
Atlantic cod (<i>Gadus morhua</i>)				
haddock (<i>Melanogrammus aeglefinus</i>)		X		
pollock (<i>Pollachius virens</i>)				
whiting (<i>Merluccius bilinearis</i>)				
red hake (<i>Urophycis chuss</i>)		X	X	X
white hake (<i>Urophycis tenuis</i>)				
redfish (<i>Sebastes fasciatus</i>)	n/a			
witch flounder (<i>Glyptocephalus cynoglossus</i>)				
winter flounder (<i>Pleuronectes americanus</i>)	X	X	X	X
yellowtail flounder (<i>Pleuronectes ferruginea</i>)				
windowpane flounder (<i>Scopthalmus aquosus</i>)	X	X	X	X
American plaice (<i>Hippoglossoides platessoides</i>)		X	X	X
ocean pout (<i>Macrozoarces americanus</i>)				
Atlantic sea scallop (<i>Placopecten magellanicus</i>)				
Atlantic sea herring (<i>Clupea harengus</i>)		X	X	X
monkfish (<i>Lophius americanus</i>)				
bluefish (<i>Pomatomus saltatrix</i>)			X	X
long finned squid (<i>Loligo pealei</i>)	n/a	n/a		

short finned squid (<i>Illex illecebrosus</i>)	n/a	n/a		
Atlantic butterfish (<i>Peprilus triacanthus</i>)				
Atlantic mackerel (<i>Scomber scombrus</i>)	X	X	X	X
summer flounder (<i>Paralichthys dentatus</i>)		X	X	X
scup (<i>Stenotomus chrysops</i>)	X	X	X	X
black sea bass (<i>Centropristus striata</i>)	n/a		X	X
surf clam (<i>Spisula solidissima</i>)	n/a	n/a		
ocean quahog (<i>Artica islandica</i>)	n/a	n/a		
spiny dogfish (<i>Squalus acanthias</i>)	n/a	n/a		
tilefish (<i>Lopholatilus chamaeleonticeps</i>)				
king mackerel (<i>Scomberomorus cavalla</i>)	X	X	X	X
Spanish mackerel (<i>Scomberomorus maculatus</i>)	X	X	X	X
cobia (<i>Rachycentron canadum</i>)	X	X	X	X
sand tiger shark (<i>Odontaspis taurus</i>)		X		



Town of NK; Allen Harbor Marina

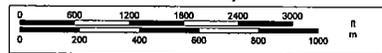
North Quiddnessett

Mount View

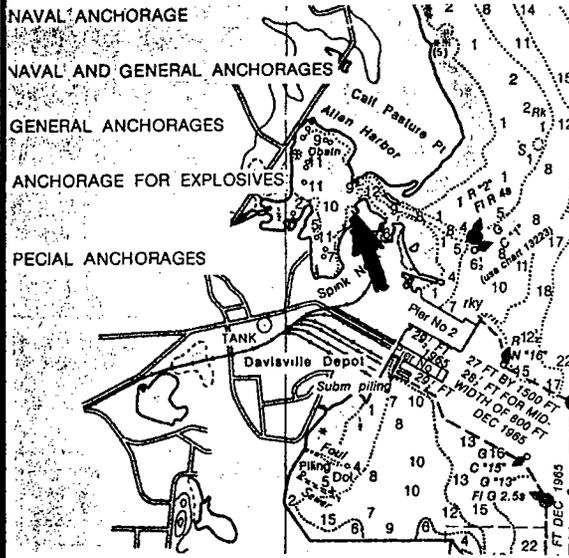
Daval Pond

Frys Pond

Quonset State







6. ADJOINING PROPERTY OWNERS:

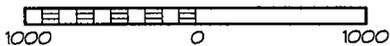
NORTH:
 UNITED STATES FOOD AND
 DRUG ADMINISTRATION
 5600 FISHERS LANE
 ROCKVILLE, MD 20857

SOUTHEAST:
 RHODE ISLAND ECONOMIC
 DEVELOPMENT CORPORATION
 1300 DAVISVILLE ROAD
 NORTH KINGSTOWN, RI 02852

SOUTHWEST:
 DEPARTMENT OF NAVY
 ENGINEERING FIELD ACTIVITY NORTHEAST
 NAVAL FACILITY ENGINEERING COMPOUND
 10 INDUSTRIAL HIGHWAY
 MAIL STOP #82
 LESTER, PA 19113-2090

WEST:
 TOWN OF NORTH KINGSTOWN
 80 BOSTON NECK ROAD
 NORTH KINGSTOWN, RI 02882

LOCATION MAP

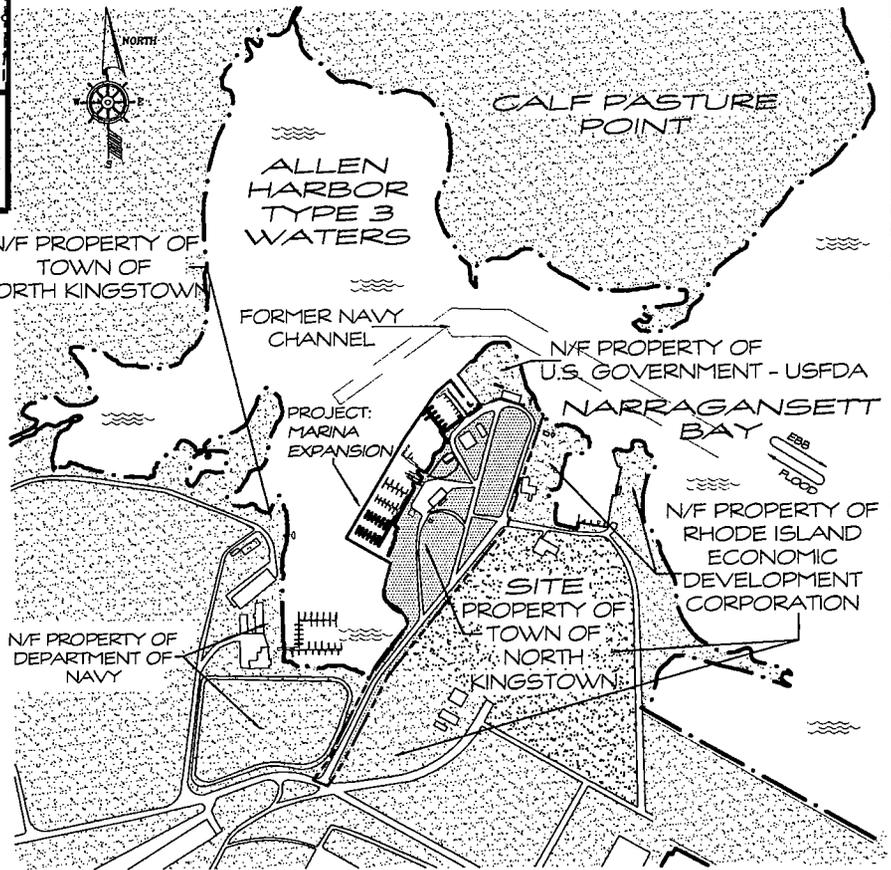


REFERENCE
 CHART : 12372
 GRAPHIC SCALE
 IN YARDS

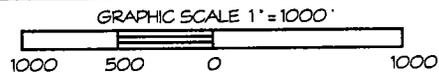
NOTES:

- ELEVATION DATUM IS MEAN LOW WATER.
- TIDE DATA IS TAKEN FROM 2003 NOAA TIDE TABLES.
- PROJECT DESCRIPTION:**
 EXPAND MARINA PERIMETER AND CONSTRUCT NEW DOCKING FACILITIES INCLUDING 336± LF OF 6 FT WIDE WALKWAY FLOATS, 205± LF OF 5 FT WIDE WALKWAY FLOATS, 220± LF OF 8 FT WIDE ACCESS WALKWAY AND "T" END DOCK, 4 FT WIDE FINGER PIERS INCLUDING 5 AT 30 FT, 2 AT 32 FT, 5 AT 24 FT, 6 AT 22 FT, AND 5 AT 20 FT LONG, THREE HINGED 4 FT WIDE RAMPS WITH TWO 8 FT X 20 FT LANDING FLOATS ALL WITH ASSOCIATED RESTRAINT PILES AND ALL WATERWARD OF THE HIGH TIDE LINE.
- PROJECT PURPOSE:**
 THIS IS AN EXPANSION OF A MUNICIPALLY OWNED MARINA FOR RECREATIONAL AND COMMERCIAL BOATING INCLUDING DINGHY ACCESS FROM THE MOORING FIELD.
- THESE APPLICATION DRAWINGS REPRESENT A COMPILATION OF SURVEYS FOR PERMIT PURPOSES. THEY ARE NOT CONSTRUCTION CONTRACT DOCUMENTS.

N/F PROPERTY OF
 TOWN OF
 NORTH KINGSTOWN



OVERALL PLAN



KEITH B. NEILSON



1-16-04 D.G.A
 MARINA PERIMETER
 ABUTTERS

PROJECT: MARINA EXPANSION

LOCATION: ALLEN HARBOR, TOWN OF NORTH KINGSTOWN
 WASHINGTON COUNTY, RHODE ISLAND

WATERWAY: ALLEN HARBOR

DATE: DECEMBER 16, 2003

APPLICANT: TOWN OF
 NORTH KINGSTOWN

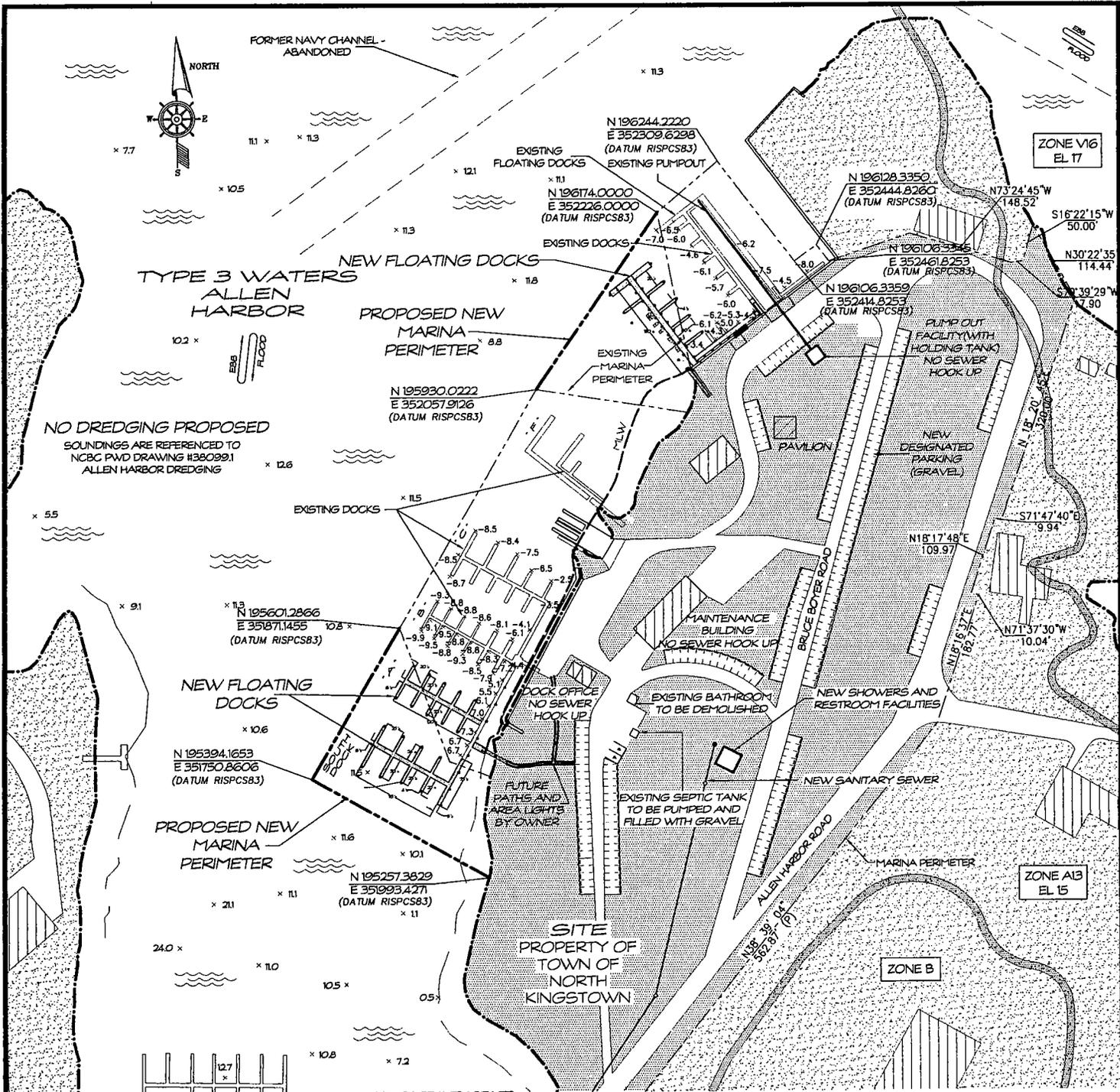
AGENT: SHEET 1 OF 5

DOCKO, INC.

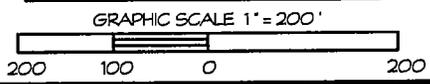
Keith B. Neilson, PE
 Mystic, CT 06355
 860 572 8939 FAX 860 572 7569
 EMAIL: docko@snet.net



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PLAN VIEW



DOCK COORDINATE SURVEY BY:
DAVID GARDNER AND ASSOCIATES, INCORPORATED

PROJECT: MARINA EXPANSION

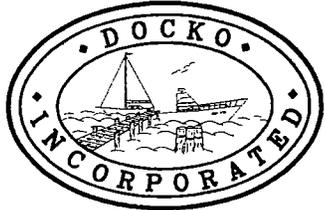
LOCATION: ALLEN HARBOR, TOWN OF NORTH KINGSTOWN
WASHINGTON COUNTY, RHODE ISLAND

WATERWAY: ALLEN HARBOR

DATE: DECEMBER 16, 2003

APPLICANT: TOWN OF NORTH KINGSTOWN
SHEET 2 OF 5

AGENT: DOCKO, INC.
Keith B. Neilson, PE
Mystic, CT 06355
860 572 8939 FAX 860 572 7569
EMAIL: docko@snet.net



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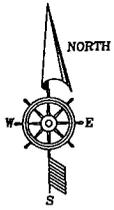
KEITH B. NEILSON

No. 5601



REGISTERED PROFESSIONAL ENGINEER

1-16-04 D.G.A
MARINA PERIMETER



N 195601.2866
E 351871.1455
(DATUM RISPCS83)

ALLEN HARBOR
TYPE 3 WATERS



NEW PERIMETER PERMIT LINE

NEW "A" DOCK

NEW 6' WIDE MAIN WALKWAY

NEW 4' WIDE FINGER PIER (TYP)

NEW SOUTH DOCK

EXISTING MARINA PERIMETER TO BE ABANDONED

N 195394.1653
E 351750.8606
(DATUM RISPCS83)

NEW 6' WIDE MAIN WALKWAY

NEW FLOAT RESTRAINT PILE (TYP)

PROPOSED NEW MARINA PERIMETER

NEW 5' WIDE ACCESS WALKWAY AND FINGER PIER TO PERIMETER END

NEW 4' X 40' RAMP
NEW PATH

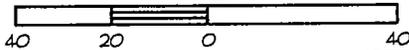
NEW 8' X 20' LANDING PLATFORM

SITE PROPERTY OF TOWN OF NORTH KINGSTOWN

APPROXIMATE MHW LINE

PLAN VIEW

GRAPHIC SCALE 1" = 40'



KEITH B. NELSON

No. 5601



1-16-04 D.G.A
MARINA PERIMETER

PROJECT: MARINA EXPANSION

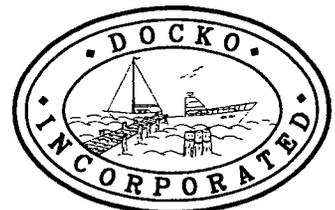
LOCATION: ALLEN HARBOR, TOWN OF NORTH KINGSTOWN
WASHINGTON COUNTY, RHODE ISLAND

WATERWAY: ALLEN HARBOR
DATE: DECEMBER 16, 2003

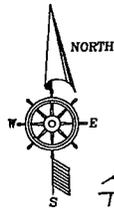
APPLICANT: TOWN OF NORTH KINGSTOWN
SHEET 3 OF 5

AGENT: DOCKO, INC.

Keith B. Nelson, PE
Mystic, CT 06355
860 572 8939 FAX 860 572 7569
EMAIL: docko@snet.net



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ALLEN HARBOR
TYPE 3 WATERS

N 196174.0000
E 352226.0000
(DATUM RISPCS83)

EXISTING MARINA PERIMETER

PUMPOUT
SLIP

"H" DOCK

EXISTING MARINA PERIMETER
TO BE RETAINED

NEW "G" DOCK
8' WIDE "T" END

PROPOSED NEW
MARINA PERIMETER

NEW 4' WIDE
FINGER PIER (TYP)

NEW
TIE-OFF PILE

NEW DINGHY
TIE-OFF AREA

NEW FLOAT
RESTRAINT PILE (TYP)

NEW 8' WIDE
MAIN WALKWAY

NEW 10' X 20' LANDING
FLOAT WITH RAIL

EXISTING MARINA
PERIMETER TO BE
ABANDONED

APPROXIMATE M/LWL

NEW 4' X 50'
RAMP

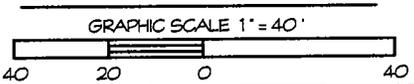
NEW 10' X 10'
CONCRETE LANDING

NEW 3' X 20' RAMP
NEW 6' WIDE
MAIN WALKWAY

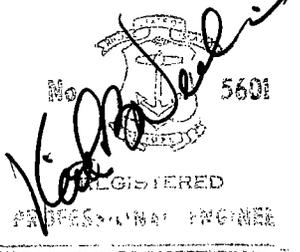
EXISTING DOCKS
EXISTING MARINA
PERIMETER TO BE
ABANDONED

EXISTING FIXED WOOD PIER

PLAN VIEW



KEITH B. NELSON



1-16-04 D.G.A
MARINA PERIMETER

PROJECT: MARINA EXPANSION

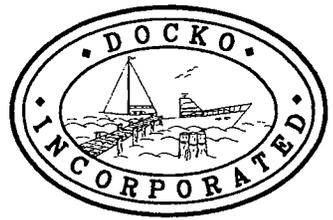
LOCATION: ALLEN HARBOR, TOWN OF NORTH KINGSTOWN
WASHINGTON COUNTY, RHODE ISLAND

WATERWAY: ALLEN HARBOR
DATE: DECEMBER 16, 2003

APPLICANT: TOWN OF
NORTH KINGSTOWN
SHEET 4 OF 5

AGENT: DOCKO, INC.

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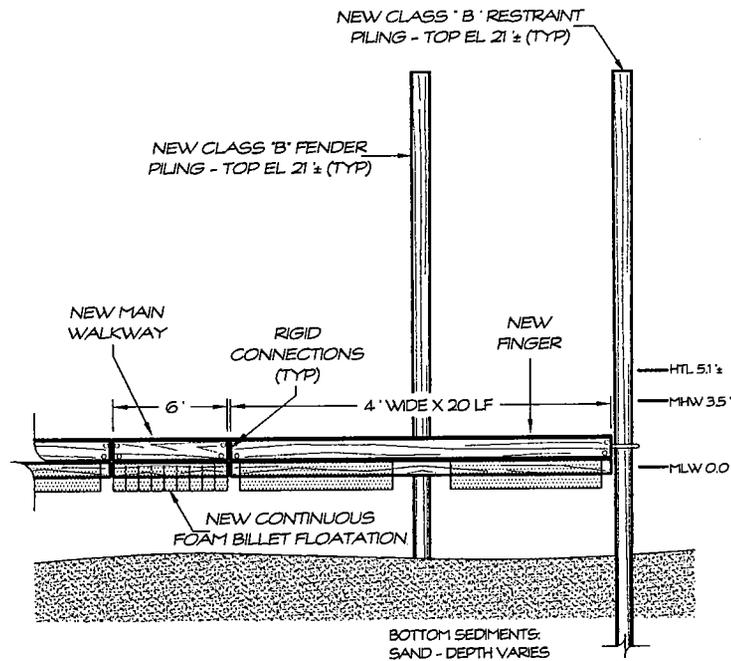
* NOTES - DESIGN LIVE LOADS FOR FLOAT AND RAMP DECKING IS 50 PSF.

WOOD - NO.2 SOUTHERN YELLOW PINE OR BETTER (MIN.) W/ 1.0 PCF CCA
PRESSURE TREATMENT FOR TIMBERS & PILES, SIZES AS SHOWN.
DECKING 2X8 OR 2X6 NO. 1 MIN. (MAY USE DOUGLAS FIR,
WATER PROOFING RECOMMENDED).

BOLTS - 3/4" DIA. W/WASHERS, HOT DIPPED AMERICAN GALVANIZED NAILS
AND SPIKES - CONNECTIONS PER NDS, LATEST EDITION.

FLOATATION - CLOSED CELL EXPANDED POLYSTYRENE(EPS) FOAM BILLETS

PILES - 12 INCH BUTT DIAMETER 8 INCH TIP PRESSURE TREATED
SYP TO 2.5 PCF RETENSION OR GREEN UNTREATED PILES OF SAME NOMINAL DIMENSIONS
10 FT MINIMUM EMBEDMENT REQUIRED INTO BEARING STRATUM



FLOAT PROFILE



PROJECT: MARINA EXPANSION

LOCATION: ALLEN HARBOR, TOWN OF NORTH KINGSTOWN
WASHINGTON COUNTY, RHODE ISLAND

WATERWAY: ALLEN HARBOR

DATE: DECEMBER 16, 2003

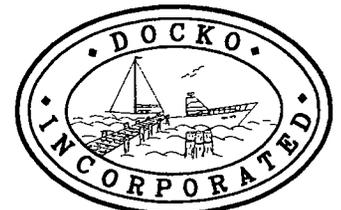
APPLICANT: TOWN OF

NORTH KINGSTOWN

AGENT: SHEET 5 OF 5

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