PUBLIC NOTICE

US Army Corps
of Engineers ®
New England District

696 Virginia Road
Concord, MA 01742-2751

Date: June 15, 2004
Comment Period Ends: July 15, 2004
File Number: NAE-2004-649
In Reply Refer To: Zina Cassulo-Henderson
Or by e-mail: zina.d.cassulo@usace.army.mil

Wilson's Marina, C/O Mr. John B. Lust, P.O. Box 615, Branford, Connecticut 06405-0615, has requested a Corps of Engineers permit, under Section 10 of the Rivers and Harbors Act of 1899, to perform the following work at an existing marina in the Thames River at 265 Massapeag Side Road, in Uncasville, CT.

The current dock system will be reconfigured and expanded to provide a total of approximately 104 slips. The new marina will consist of a pile-supported system running parallel to the shoreline that can be accessed by a 33.8' timber pier as follows:

To the north of the pier will be an 8' x 48' main dock, accessed by way of a 15' x 3' ramp, paralleling the shore with one 162' x 8' perpendicular dock extension. This extension, A-Dock, will support six 25' x 4' fingers, two 25' x 8' fingers and two 20' x 4' fingers.

To the south of the pier, an 8' x 361' main dock, accessed by way of a 15' x 3' ramp, parallels the shore to the South of the pier. This main dock has four perpendicular dock extensions:
B-Dock: 162' x 8' supporting six 25' x 4' fingers, two 25' x 8' fingers and two 20' x 4' fingers
C-Dock: 162' x 8' supporting eight 25' x 4' fingers and two 25' x 8' fingers
D-Dock: 162' x 8' supporting eight 25' x 4' fingers and two 25' x 8' fingers
E-Dock: 139' x 8' supporting one 35' x 8' finger, one 25' x 8'finger, one 35' x 6' finger, one 30' x 6' finger, two 25' x 6' fingers, and two 25' x 4' fingers

All docks will be equipped with utilities. Navigational safety lights will be located at their waterward extremities. The structure is 973' to the Federal Channel. The work is shown on the attached plans entitled "**Wilson's Marina**", on six sheets, and dated "**10 February 2004**".

This project will impact approximately 15,907 square feet. The land based portion of the project is situated on an eastern facing, relatively steep slope that is underlain by deep deposits of glacial meltwater sand and gravel deposits. Metamorphic rocks of geneiss and schist underlie this portion of the site but have no significant affect on its conditions or use. Most of the land has been disturbed and the excessively drained soils support plants adapted to dryer conditions. The coastal resources consist of estuarine embankment. Except for a few scattered tidal wetland plants at the high tide line, the intertidal zone is unvegetated and very rocky with cobble and gravel sized stones. Essential Fish Habitat (EFH) designations within the area are provided on the attached list. Loss of this habitat will not have an adverse affect on any of the species listed due to the lack of any significant vegetation. The intertidal area consists of a sediment-based ecosystem with a warm water brackish habitat that is characterized by periods of low dissolved oxygen and limited vegetation. The fish population consists of mainly bluefish, striped bass, eel, and carp. The District Engineer has made a preliminary determination that any site-specific adverse effect will not be substantial. Further consultation with the National Marine Fisheries Service regarding EFH conservation recommendations is being conducted and will be concluded prior to the final decision.

This project is located on the USGS Uncasville, Connecticut quadrangle sheet at UTM coordinates 041 28 21.78 N and 072 04 33.53 W.

In order 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 Zina Cassulo-Henderson at (978) 318-8382, (800) 343-4789 or (800) 362-4367, if calling from within Massachusetts.

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 Branch
Regulatory Division

The decision whether to issue a permit will be based on an evaluation of the probable impact of the proposed activity on 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.

106 REVIEW ONGOING

Based on his initial review, the District Engineer has determined that the proposed work may impact properties listed in, or eligible for listing in, the National Register of Historic Places. Additional review and consultation to fulfill requirements under Section 106 of the National Historic Preservation Act of 1966, as amended, will be ongoing as part of the permit review process.

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

(x) 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.

The initial determinations made herein will be reviewed in light of facts submitted in response to this notice. 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 contact Ms. Tina Chaisson at (978) 318-8058 or e-mail her at bettina.m.chaisson@usace.army.mil. You may also check here ( ) and return this portion of the Public Notice to: Bettina Chaisson, Regulatory Division, U.S. Army Corps of Engineers, 696 Virginia Road, Concord, MA 01742-2751.

NAME: _____

ADDRESS: _____

Summary of Essential Fish Habitat (EFH) Designation

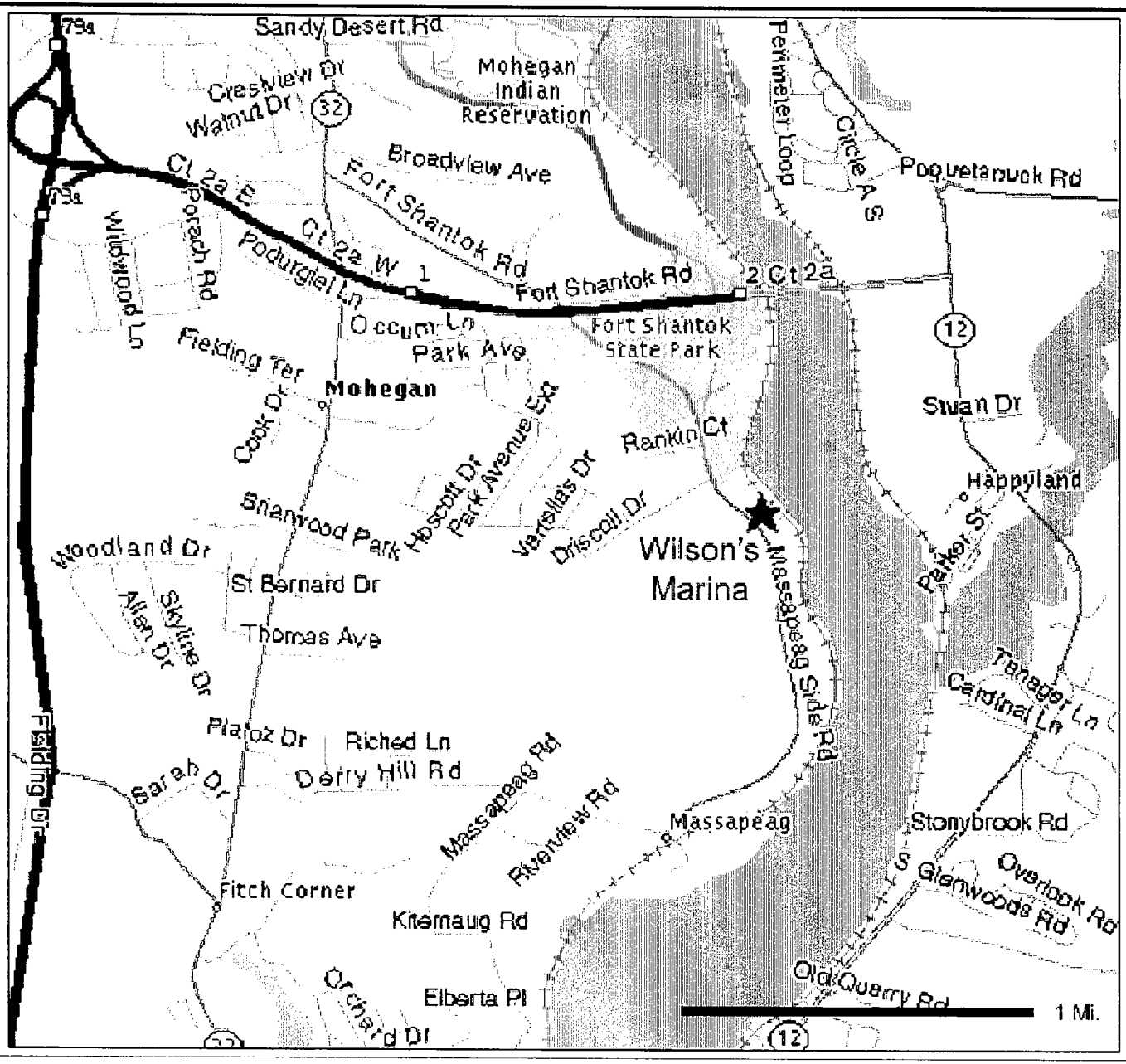
10' x 10' Square Coordinates:

Boundary	North	East	South	West
Coordinate	41° 30.0' N	72° 00.0' W	41° 20.0' N	72° 10.0' W

Square Description (i.e. habitat, landmarks, coastline markers): The waters within the square within the Connecticut River estuary affecting the following: within New London Harbor from Long Island Sound on the south, north up to just north of Smith Cove within the Thames River. These waters affect the following: Greens Harbor, Hog Back, White Rock, Melton Ledge, Groton, CT., and New London CT., Winthrop Pt., Jacobs Rock, Bailey Pt., Mamacoke River, and Harrison, CT. Also, the waters within this square are found within the Poquonock River north of the Groton – New London Airport, and affect waters within northern Jordan Cove, Jordan Brook, and North Wing Brook, near Jordan CT.

Species	Eggs	Larvae	Juveniles	Adults
Atlantic salmon *(Salmo salar)*			X	X
Atlantic cod *(Gadus morhua)*				
haddock *(Melanogrammus aeglefinus)*				
pollock *(Pollachius virens)*			X	X
whiting *(Merluccius bilinearis)*				
offshore hake *(Merluccius albidus)*				
red hake *(Urophycis chuss)*	X	X	X	X
white hake *(Urophycis tenuis)*				
redfish *(Sebastes fasciatus)*	n/a			
witch flounder *(Glyptocephalus cynoglossus)*				
winter flounder *(Pleuronectes americanus)*				
yellowtail flounder *(Pleuronectes ferruginea)*				
windowpane flounder *(Scopthalmus aquosus)*	X	X	X	X
American plaice *(Hippoglossoides platessoides)*				

ocean pout *(Macrozoarces americanus)*				
Atlantic halibut *(Hippoglossus hippoglossus)*				
Atlantic sea scallop *(Placopecten magellanicus)*				
Atlantic sea herring *(Clupea harengus)*			X	X
monkfish *(Lophius americanus)*				X
bluefish *(Pomatomus saltatrix)*			X	X
long finned squid *(Loligo pealei)*	n/a	n/a		
short finned squid *(Illex illecebrosus)*	n/a	n/a		
Atlantic butterfish *(Peprilus triacanthus)*				
Atlantic mackerel *(Scomber scombrus)*				
summer flounder *(Paralicthys dentatus)*				
scup *(Stenotomus chrysops)*	n/a	n/a		
black sea bass *(Centropristus striata)*	n/a			
surf clam *(Spisula solidissima)*	n/a	n/a		
ocean quahog *(Artica islandica)*	n/a	n/a		
spiny dogfish *(Squalus acanthias)*	n/a	n/a		
tilefish *(Lopholatilus chamaeleonticeps)*				
king mackerel *(Scomberomorus cavalla)*	X	X	X	X
Spanish mackerel *(Scomberomorus maculatus)*	X	X	X	X
cobia *(Rachycentron canadum)*	X	X	X	X
sand tiger shark *(Odontaspis taurus)*		X		



Prepared by: John B. Lust

Date: 08/25/2003

Project: Wilson's Marina

View: Location

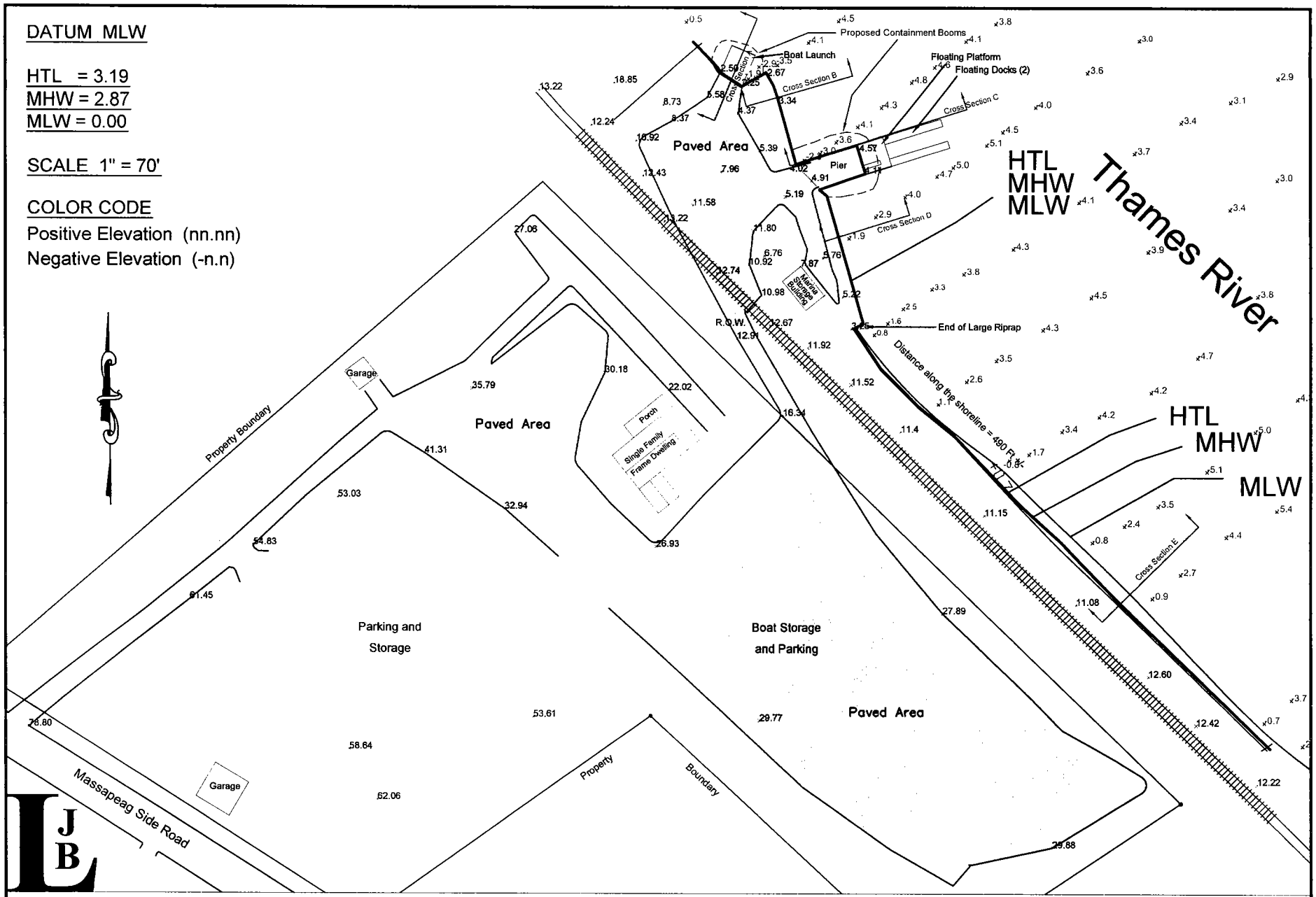
Location: Wilson's Marina
265 Massapeag Side Road
Uncasville, CT 06382

DATUM MLW

HTL = 3.19
MHW = 2.87
MLW = 0.00

SCALE 1" = 70'

COLOR CODE
Positive Elevation (nn.nn)
Negative Elevation (-n.n)



Permitting Agent: John B. Lust
Drawn by: J.M. Kardos
Date: 10 February 2004

Project: Wilson's Marina

View: Plan View - All Property Existing

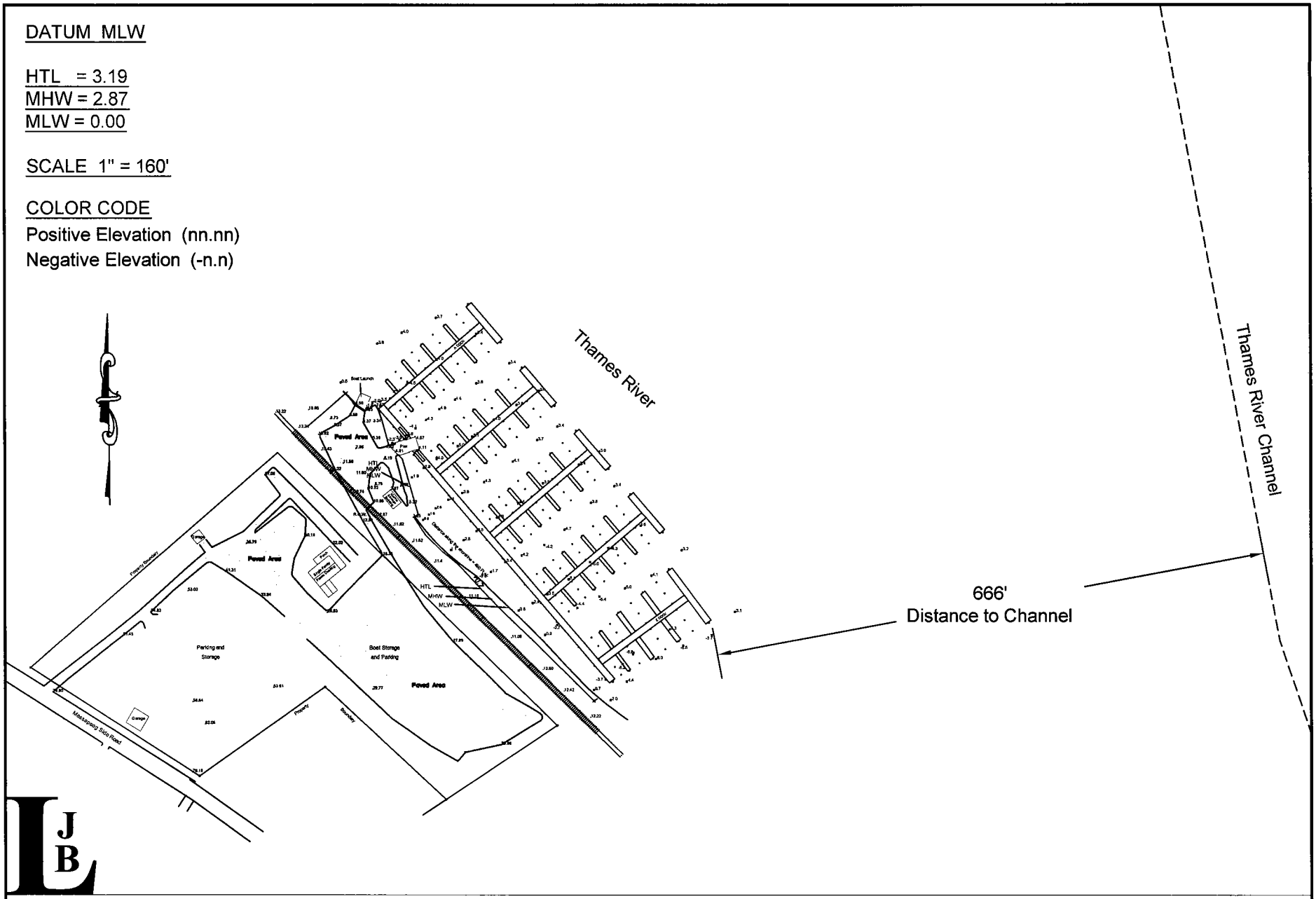
Location: Wilson's Marina
265 Massapeag Side Road
Uncasville, CT 06382

DATUM MLW

HTL = 3.19
MHW = 2.87
MLW = 0.00

SCALE 1" = 160'

COLOR CODE
Positive Elevation (nn.nn)
Negative Elevation (-n.n)



Permitting Agent: John B. Lust
Drawn by: J.M. Kardos
Date: 5 March 2004

Project: Wilson's Marina
Plan View
View: All Property to Channel Proposed

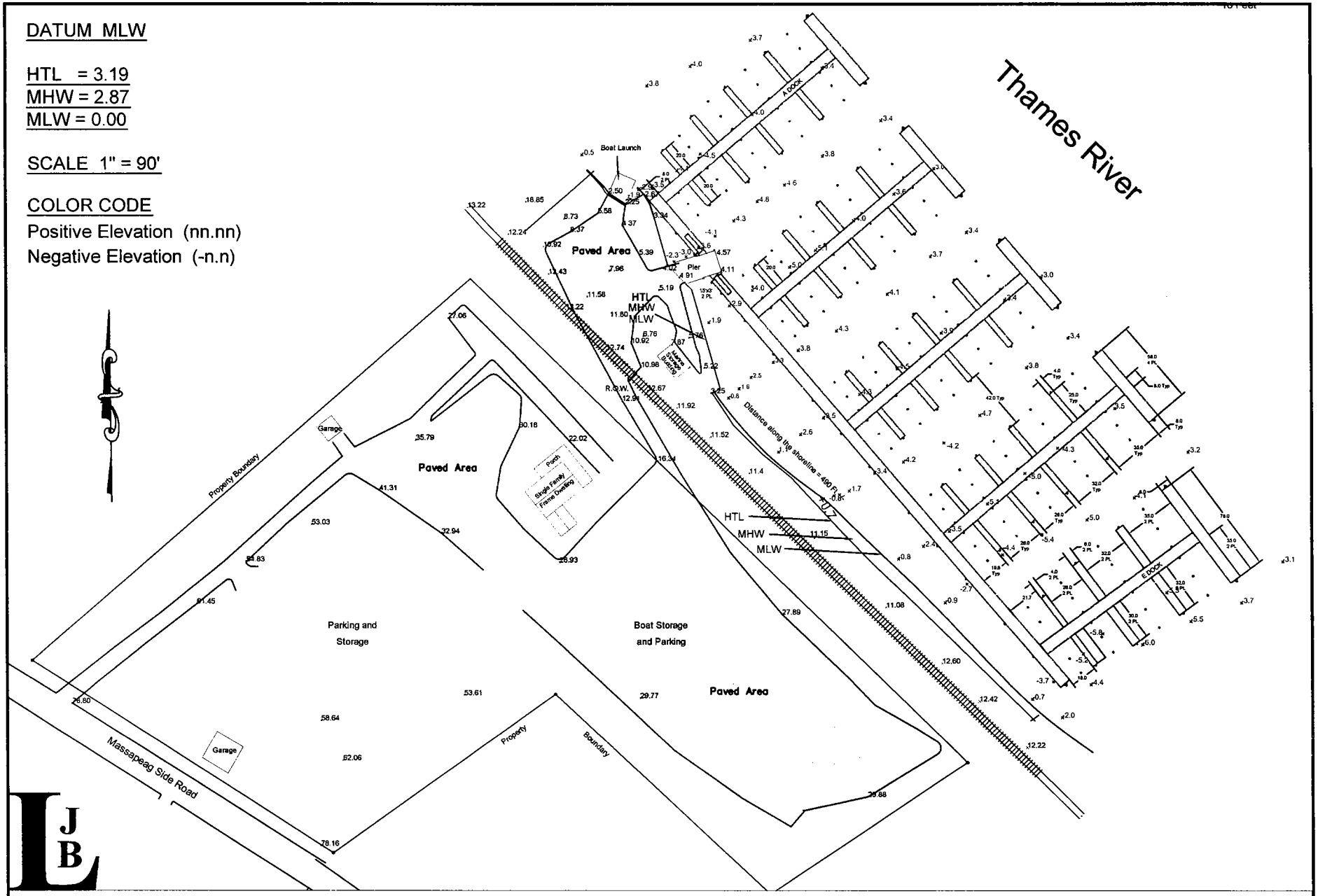
Location: Wilson's Marina
265 Massapeag Side Road
Uncasville, CT 06382

DATUM MLW

HTL = 3.19
MHW = 2.87
MLW = 0.00

SCALE 1" = 90'

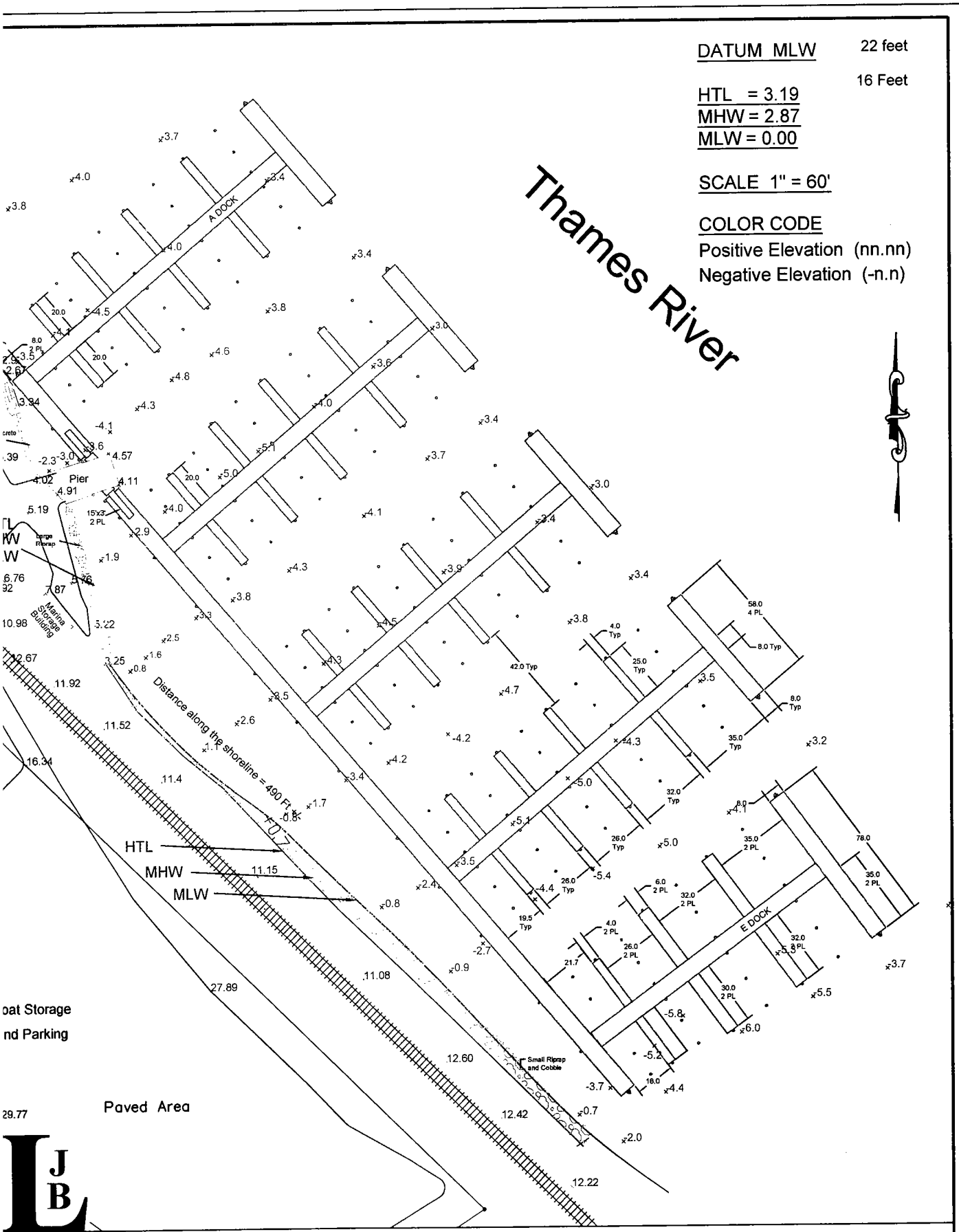
COLOR CODE
Positive Elevation (nn.nn)
Negative Elevation (-n.n)



Permitting Agent: John B. Lust
Drawn by: J.M. Kardos
Date: 10 February 2004

Project: Wilson's Marina
View: Plan View - All Property Proposed

Location: Wilson's Marina
265 Massapeag Side Road
Uncasville, CT 06382



Permitting Agent: John B. Lust
Drawn By: J.M. Kardos
Date: 10 February 2004

Project: Wilson's Marina
View: Plan View Proposed Docks

Location: Wilson's Marina
265 Massapeag Side Rd
Uncasville, CT 06382

COLOR CODE

Positive Elevation (nn.nn)

Negative Elevation (-n.n)

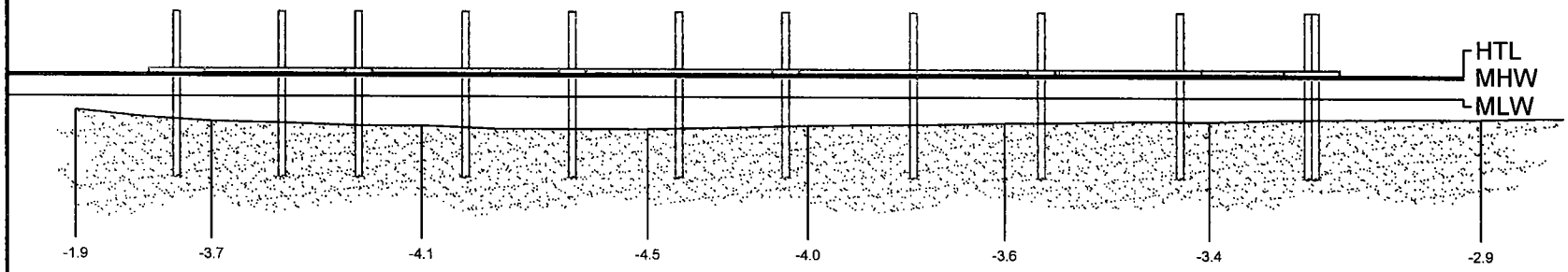
DATUM MLW

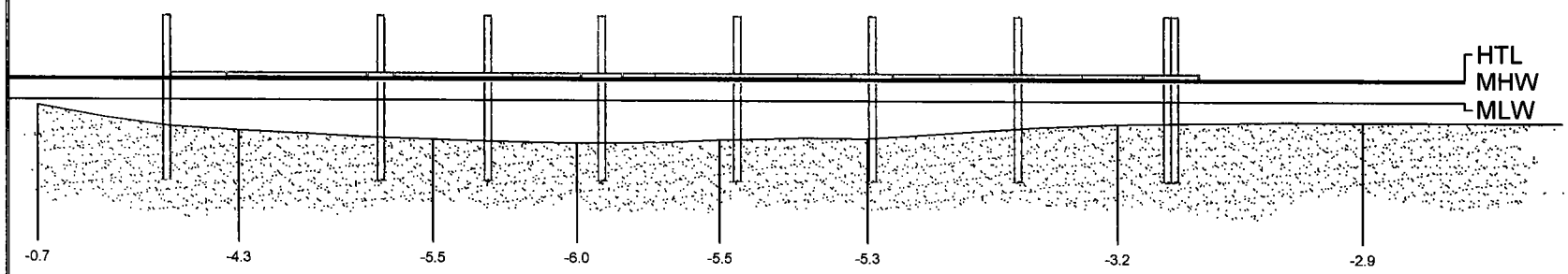
HTL = 3.19

MHW = 2.87

MLW = 0.00

SCALE 1" = 25'





Permitting Agent: John B. Lust
Drawn by: J.M. Kardos
Date: 10 February 2004

Project: Wilson's Marina

View: Elevation - A & E Docks

Location: Wilson's Marina
265 Massapeag Side Road
Uncasville, CT 06382