



**US Army Corps
of Engineers**®
New England District
696 Virginia Road
Concord, MA 01742-2751

PUBLIC NOTICE

Comment Period Begins: July 13, 2021
Comment Period Ends: August 12, 2021
File Number: NAE-2007-00493
In Reply Refer To: Christina M. Comeau
Phone: (978) 318-8705
E-mail: christina.m.comeau@usace.army.mil

The District Engineer has received a permit application to conduct work in waters of the United States from SHM Dauntless, LLC, c/o Matt Beer, 37 Pratt Street, Essex, CT 06426. This work is proposed in Connecticut River at 11 Ferry Street, Essex, Connecticut. The site coordinates are: Latitude 41.353669, Longitude - 72.384761.

The project involves the following work at SHM Essex Island Marina:

A-Dock:

1. The addition of a 10' wide by 50' long section of floating dock to the existing main dock.
2. The relocation on an existing 10' wide by 90' long floating dock section to the end of the extended main dock.
3. The installation of a new 6' wide by 70' long floating dock.

D-Dock:

1. The addition of an 8' wide by 26' long floating dock section and relocate the main dock north of its current position.
2. The replacement of a 4.4' wide by 52' long and 5.7' wide by 82' long finger piers with (2) 6' wide by 80' long finger piers.

E-Dock:

1. The removal of a 5-9' wide by 119' long fixed wooden pier.
2. The installation of a 10' wide by 247' long fixed pier and a 6' wide by 28' long access ramp.

The purpose of this project is to provide greater recreational service to the area by increasing the number of slips at the marina.

The work is shown on the enclosed plans entitled "MARINA PERIMETER PLAN, SHM ESSEX ISLAND MARINA, 11 FERRY STREET, MIDDLESEX COUNTY, ESSEX, CONNECTICUT" on 12 sheets, and dated "NOV. 15, 2020."

No compensatory mitigation has been proposed for this project. Special conditions will be included in the permit authorization to minimize impacts to Endangered Species Act listed species and essential fish habitat in the project area.

AUTHORITY

Permits are required pursuant to:

- Section 10 of the Rivers and Harbors Act of 1899
- Section 404 of the Clean Water Act
- Section 103 of the Marine Protection, Research and Sanctuaries Act.

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.

The U.S. Army Corps of Engineers, New England District (USACE), 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. The USACE will consider all comments received 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.

ESSENTIAL FISH HABITAT

The Magnuson-Stevens Fishery Conservation and Management Act, as amended by the Sustainable Fisheries Act of 1996 (Public Law 104-267), requires all federal agencies to consult with the National Marine Fisheries Service on all actions, or proposed actions, permitted, funded, or undertaken by the agency, that may adversely affect Essential Fish Habitat (EFH). Essential Fish Habitat describes waters and substrate necessary for fish for spawning, breeding, feeding or growth to maturity.

This project will impact .16 acres of EFH. This habitat consists of sand and silts. Loss of this habitat may adversely affect species that use these waters and substrate. However, the District Engineer has made a preliminary determination that the 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.

NATIONAL HISTORIC PRESERVATION ACT

Based on his initial review, the District Engineer has determined that little likelihood exists for the proposed work to impinge upon properties with cultural or Native American significance, or listed in, or eligible for listing in, the National Register of Historic Places. Therefore, 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:

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- 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.
- e. Coordination with the State Historic Preservation Officer and/or Tribal Historic Preservation Officer(s).

ENDANGERED SPECIES CONSULTATION

The USACE has reviewed the application for the potential impact on Federally-listed threatened or endangered species and their designated critical habitat pursuant to section 7 of the Endangered Species Act as amended. It is our preliminary determination that the proposed activity for which authorization is being sought is designed, situated or will be operated/used in such a manner that it is not likely to adversely affect a listed species or their critical habitat. We are coordinating with the National Marine Fisheries Service and/or U.S. Fish and Wildlife Service on listed species under their jurisdiction and the ESA consultation will be concluded prior to the final decision.

OTHER GOVERNMENT AUTHORIZATIONS

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 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.

COMMENTS

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 Christina M. Comeau at (978) 318-8705, (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 USACE 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.

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

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THIS NOTICE IS NOT AN AUTHORIZATION TO DO ANY WORK.

Kevin R Kotelly

Kevin R. Kotelly, P.E.
Chief, Permits and Enforcement Branch
Regulatory Division

If you would prefer not to continue receiving Public Notices by email, please contact Ms. Tina Chaisson at (978) 318-8058 or e-mail her at bettina.m.chaisson@usace.army.mil.

MARINA PERIMETER PLAN

SHM ESSEX ISLAND MARINA

11 FERRY ST
MIDDLESEX COUNTY
ESSEX, CONNECTICUT

GENERAL NOTES:

1. BASE MAP COMPILED FROM THE FOLLOWING REFERENCE MAPS:
A2/T2 SURVEY BY ANGUS MCDONALD / GARY SHARPE & ASSOCIATES, INC. 233 BOSTON
POST ROAD OLD SAYBROOK CT

1.1. "TOWN OF ESSEX, OFFICE OF THE ASSESSOR, TAX PARCEL MAP" – MAPS 47 &
30, SCALE: 1"=200'; UPDATED: OCTOBER, 2016 AND PREPARED BY APPGEO

2. PROJECT LOCATION MAP TAKEN FROM TERRAIN NAVIGATOR PRO

3. THIS PLAN SHOULD ONLY BE USED FOR GENERAL PRESENTATION AND NOT FOR
CONSTRUCTION PURPOSES. ALL STRUCTURES, UTILITIES AND ELEVATIONS SHOULD BE
FIELD VERIFIED PRIOR TO THE START OF ANY WORK.

Drawing List

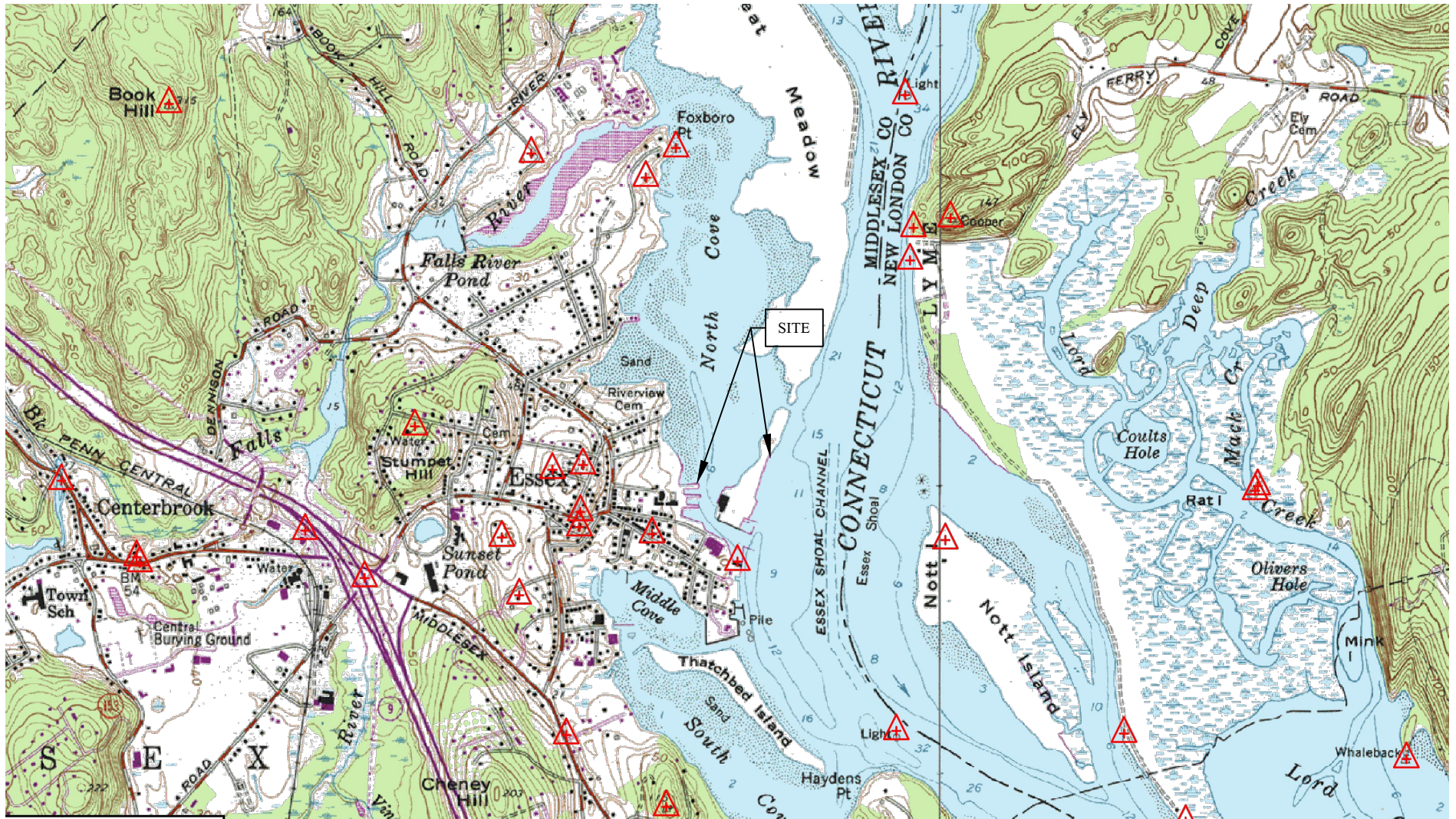
- 1 of 12 - Cover Sheet
- 2 of 12 - Site Location Map
- 3 of 12 - Assessor Map
- 4 of 12 - Overall Existing Conditions - Property View
- 5 of 12 - Overall Proposed Conditions - Property View
- 6 of 12 - Existing & Proposed Conditions - Plan View
- 7 of 12 - Existing & Proposed Conditions - Plan View
- 8 of 12 - Existing Conditions E DOCK - Plan View
- 9 of 12 - Proposed Conditions E DOCK - Plan View
- 10 of 12 - Existing & Proposed Conditions - Plan View
- 11 of 12 - Existing & Proposed Conditions - Plan View
- 12 of 12 - Existing & Proposed Profile View - AA

Date: Nov. 15, 2020

Revised:

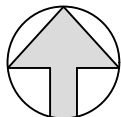
Permitting Agent: John B. Lust

Sheet: 1 of 12



SITE LOCATION MAP

Scale: 1" = 2000'

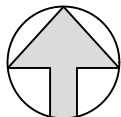


NORTH



PROJECT LOCATION MAP TAKEN FROM TERRAIN NAVIGATOR PRO

Applicant	SHM ESSEX ISLAND MARINA
	11 FERRY ST
	MIDDLESEX COUNTY
	ESSEX, CONNECTICUT
SITE LOCATION MAP Sheet: 2 of 12	

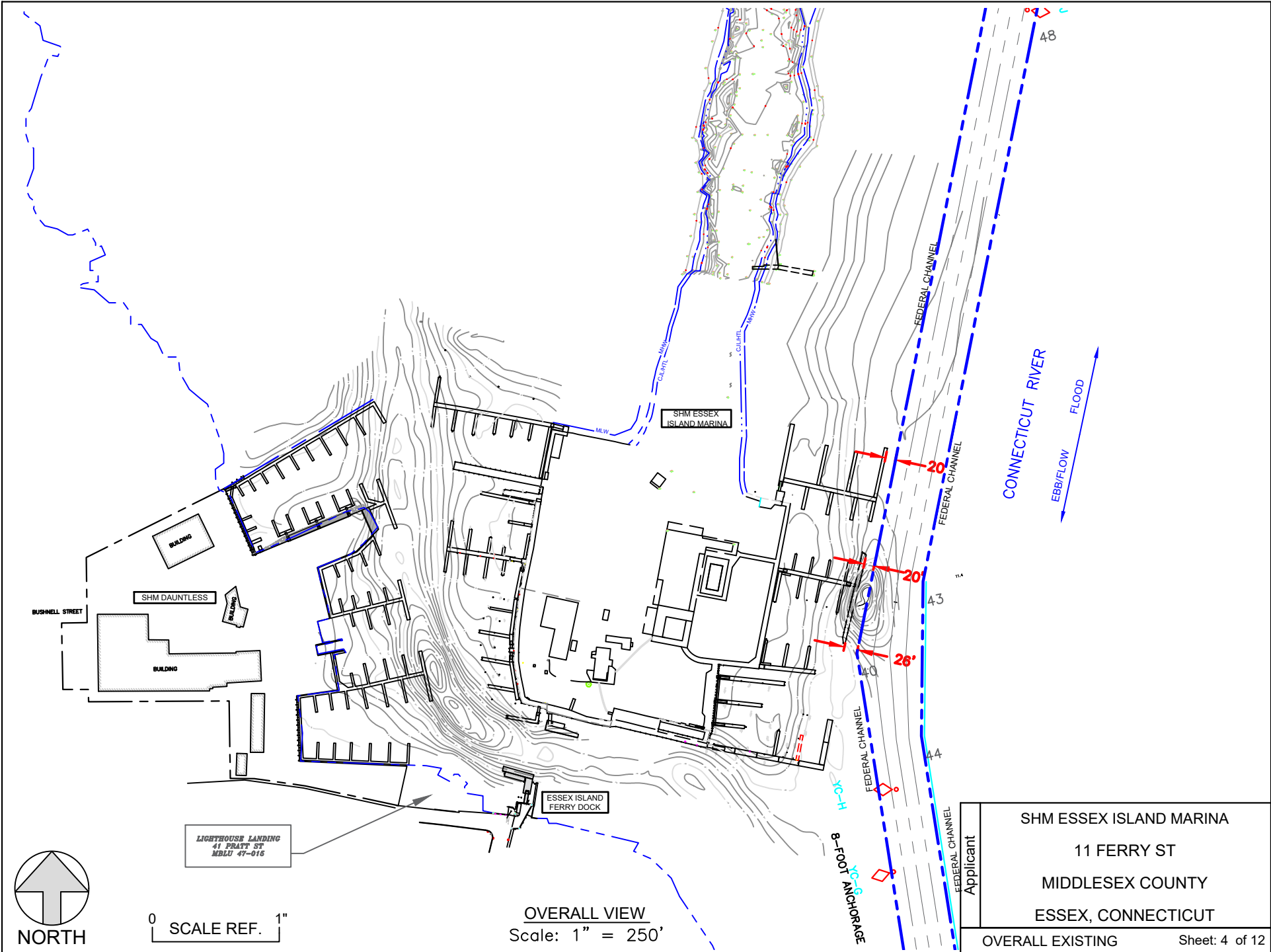


NORTH

TAX ASSESSOR MAP

ASSESSOR MAP TAKEN FROM TOWN OF ESSEX APPGEO GIS

Applicant	SHM ESSEX ISLAND MARINA
	11 FERRY ST
	MIDDLESEX COUNTY
	ESSEX, CONNECTICUT
ASSESSOR MAP	Sheet: 3 of 12

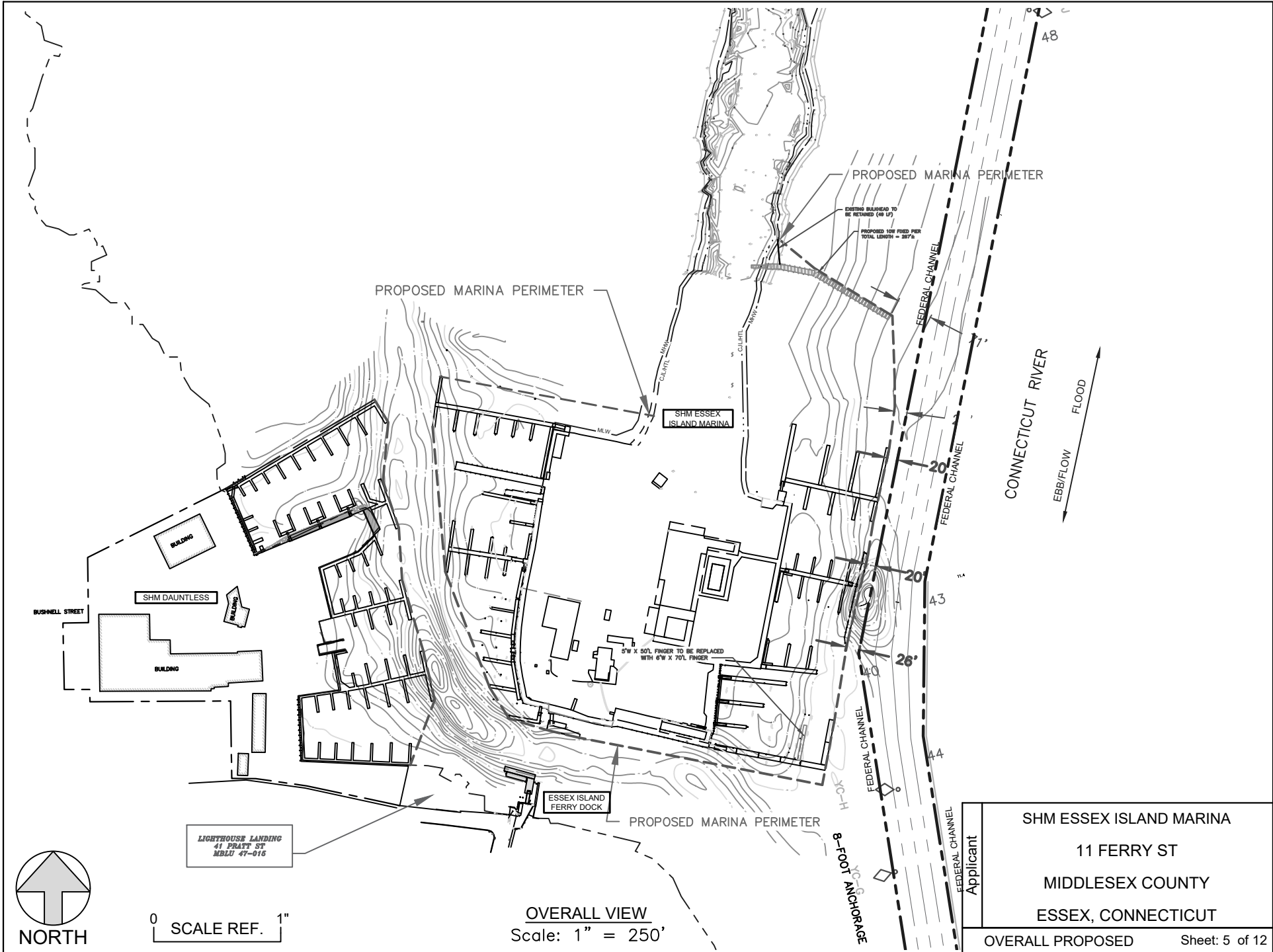


NORTH

0 SCALE REF. 1"

OVERALL VIEW
Scale: 1" = 250'

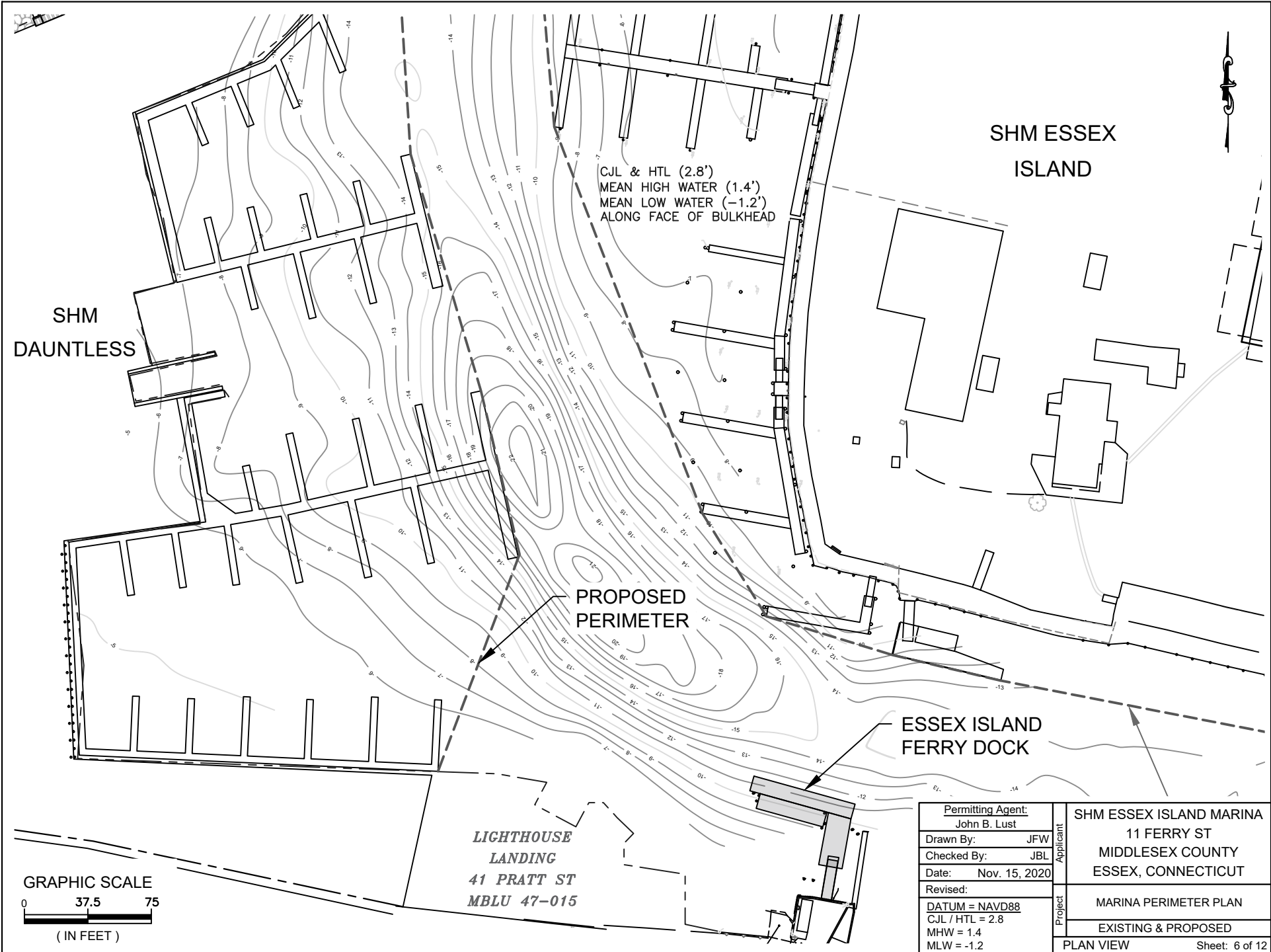
Applicant	SHM ESSEX ISLAND MARINA
	11 FERRY ST
	MIDDLESEX COUNTY
	ESSEX, CONNECTICUT
OVERALL EXISTING	Sheet: 4 of 12



0 SCALE REF. 1"

OVERALL VIEW
Scale: 1" = 250'

Applicant	SHM ESSEX ISLAND MARINA
	11 FERRY ST
	MIDDLESEX COUNTY
	ESSEX, CONNECTICUT
	OVERALL PROPOSED



Permitting Agent:
 John B. Lust

Drawn By: JFW

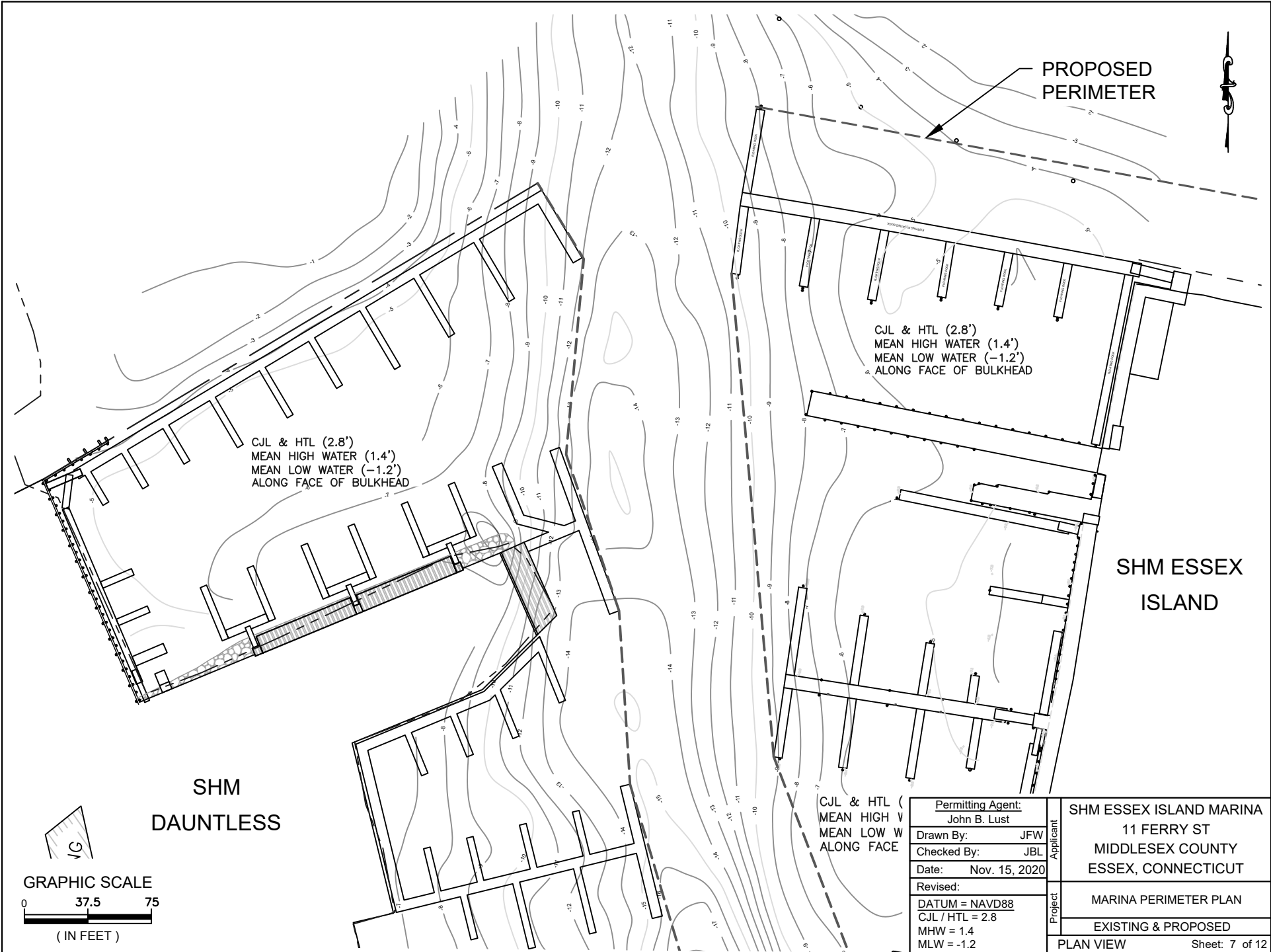
Checked By: JBL

Date: Nov. 15, 2020

Revised:

DATUM = NAVD88
 CJL / HTL = 2.8
 MHW = 1.4
 MLW = -1.2

Applicant	SHM ESSEX ISLAND MARINA 11 FERRY ST MIDDLESEX COUNTY ESSEX, CONNECTICUT
	MARINA PERIMETER PLAN
Project	EXISTING & PROPOSED
PLAN VIEW	



PROPOSED PERIMETER

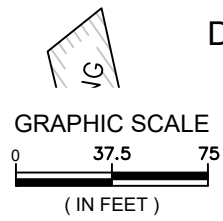
CJL & HTL (2.8')
MEAN HIGH WATER (1.4')
MEAN LOW WATER (-1.2')
ALONG FACE OF BULKHEAD

CJL & HTL (2.8')
MEAN HIGH WATER (1.4')
MEAN LOW WATER (-1.2')
ALONG FACE OF BULKHEAD

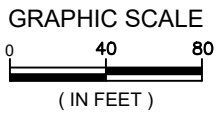
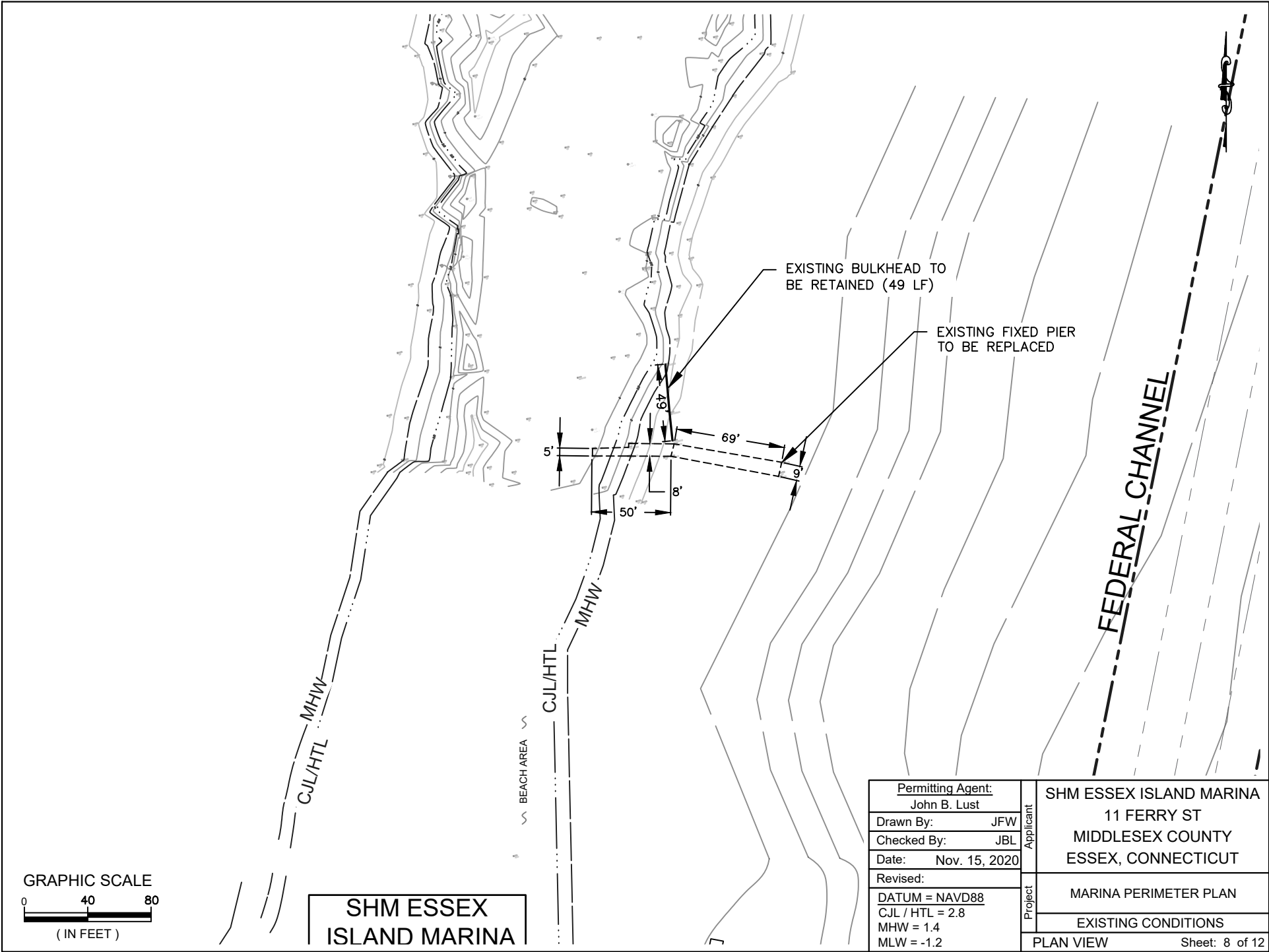
SHM ESSEX ISLAND

SHM DAUNTLESS

CJL & HTL (2.8')
MEAN HIGH WATER (1.4')
MEAN LOW WATER (-1.2')
ALONG FACE OF BULKHEAD



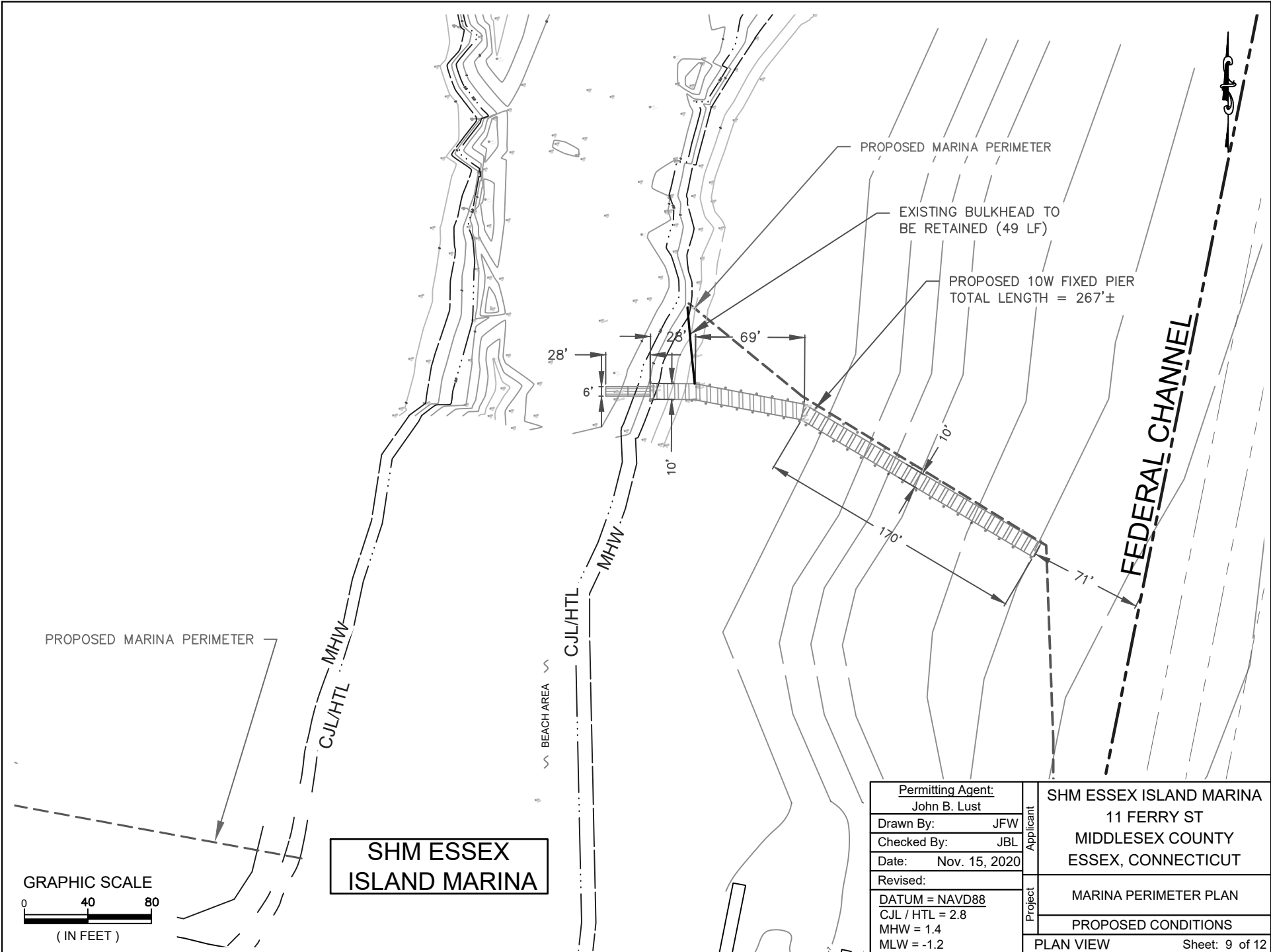
Permitting Agent: John B. Lust		Applicant	SHM ESSEX ISLAND MARINA 11 FERRY ST MIDDLESEX COUNTY ESSEX, CONNECTICUT
Drawn By: JFW			
Checked By: JBL			
Date: Nov. 15, 2020		Project	MARINA PERIMETER PLAN
Revised:			EXISTING & PROPOSED
DATUM = NAVD88 CJL / HTL = 2.8 MHW = 1.4 MLW = -1.2			PLAN VIEW
		Sheet: 7 of 12	



**SHM ESSEX
 ISLAND MARINA**

Permitting Agent: John B. Lust	
Drawn By:	JFW
Checked By:	JBL
Date:	Nov. 15, 2020
Revised:	
DATUM = NAVD88	
CJL / HTL = 2.8	
MHW = 1.4	
MLW = -1.2	

Applicant	SHM ESSEX ISLAND MARINA 11 FERRY ST MIDDLESEX COUNTY ESSEX, CONNECTICUT
	MARINA PERIMETER PLAN
Project	EXISTING CONDITIONS
PLAN VIEW	
Sheet: 8 of 12	



PROPOSED MARINA PERIMETER

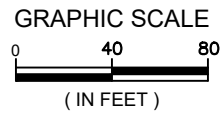
PROPOSED MARINA PERIMETER

EXISTING BULKHEAD TO BE RETAINED (49 LF)

PROPOSED 10W FIXED PIER TOTAL LENGTH = 267'±

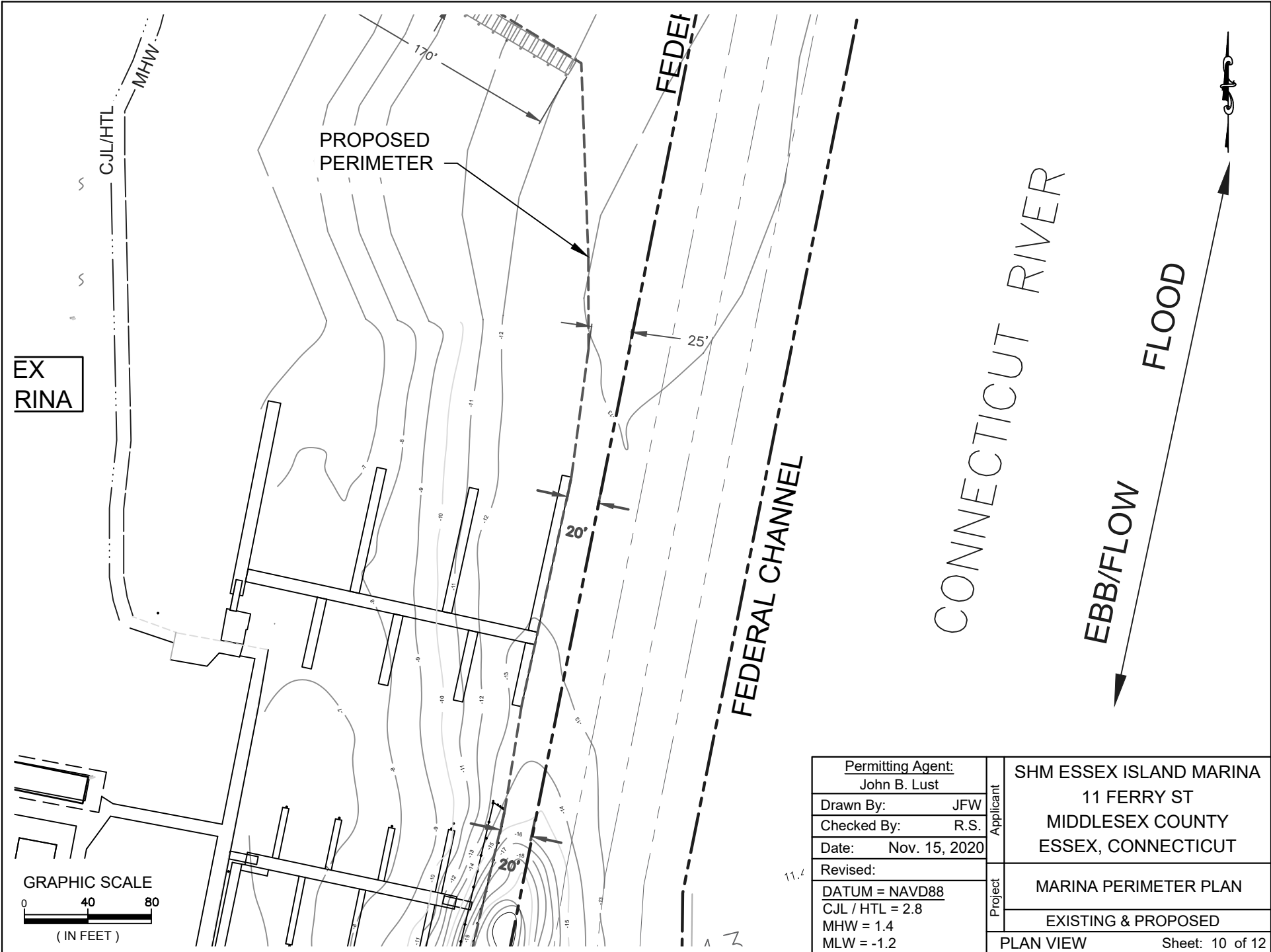
FEDERAL CHANNEL

SHM ESSEX ISLAND MARINA



Permitting Agent:	John B. Lust
Drawn By:	JFW
Checked By:	JBL
Date:	Nov. 15, 2020
Revised:	
DATUM = NAVD88	
CJL / HTL = 2.8	
MHW = 1.4	
MLW = -1.2	

Applicant	SHM ESSEX ISLAND MARINA 11 FERRY ST MIDDLESEX COUNTY ESSEX, CONNECTICUT
	MARINA PERIMETER PLAN
Project	PROPOSED CONDITIONS
	PLAN VIEW



EX
RINA

CJL/HTL

MHW

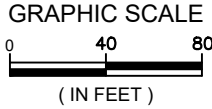
PROPOSED PERIMETER

FEDEI

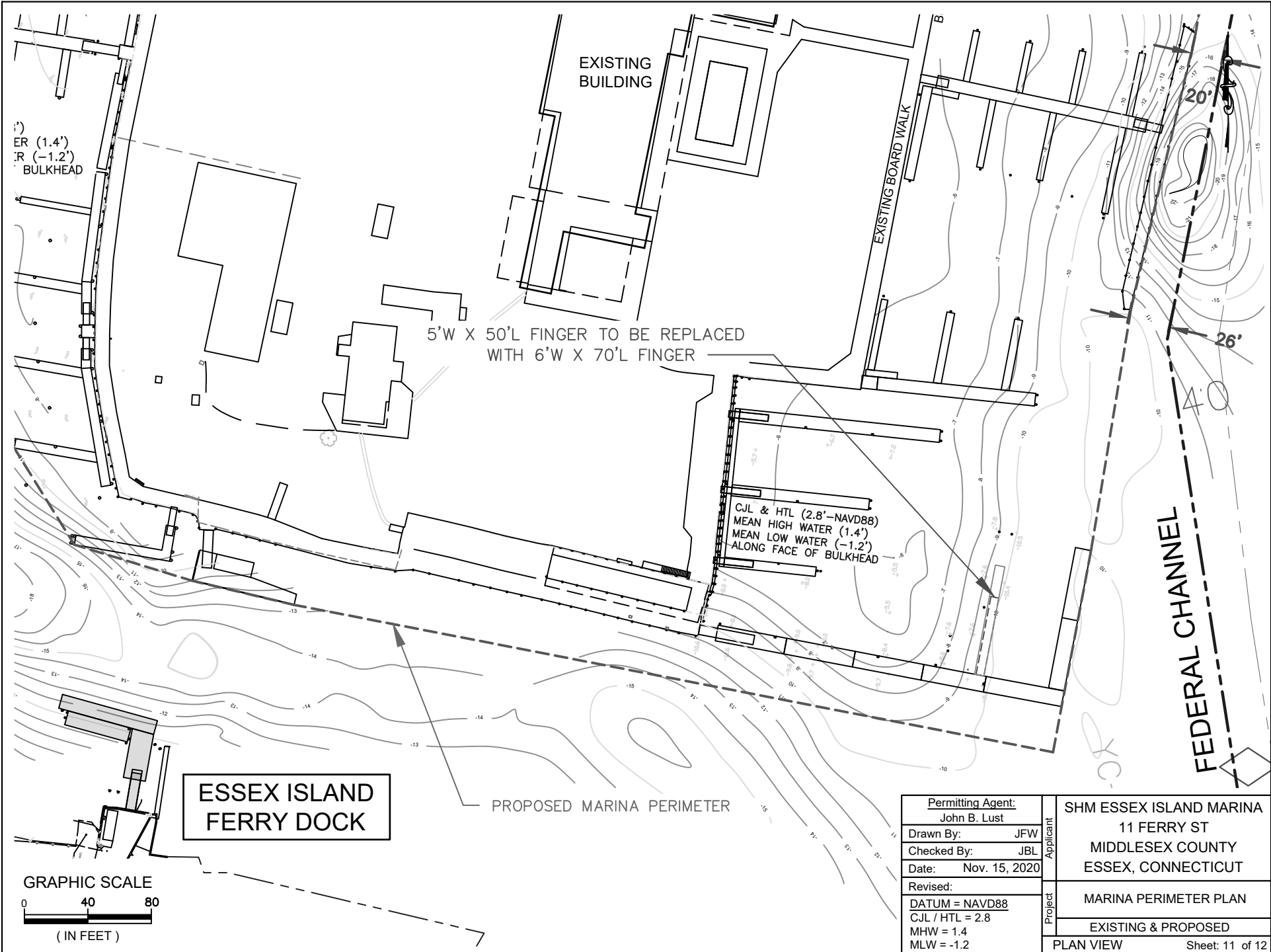
FEDERAL CHANNEL

CONNECTICUT RIVER

EBB/FLOW
FLOOD

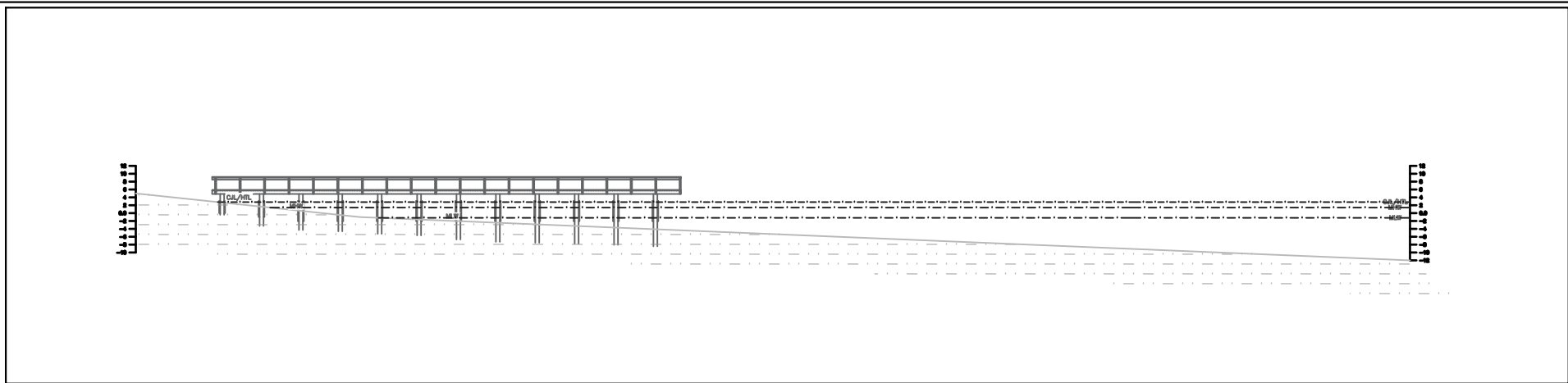


Permitting Agent: John B. Lust		Applicant SHM ESSEX ISLAND MARINA 11 FERRY ST MIDDLESEX COUNTY ESSEX, CONNECTICUT
Drawn By: JFW Checked By: R.S. Date: Nov. 15, 2020		
Revised: DATUM = NAVD88 CJL / HTL = 2.8 MHW = 1.4 MLW = -1.2		Project MARINA PERIMETER PLAN EXISTING & PROPOSED
PLAN VIEW		Sheet: 10 of 12

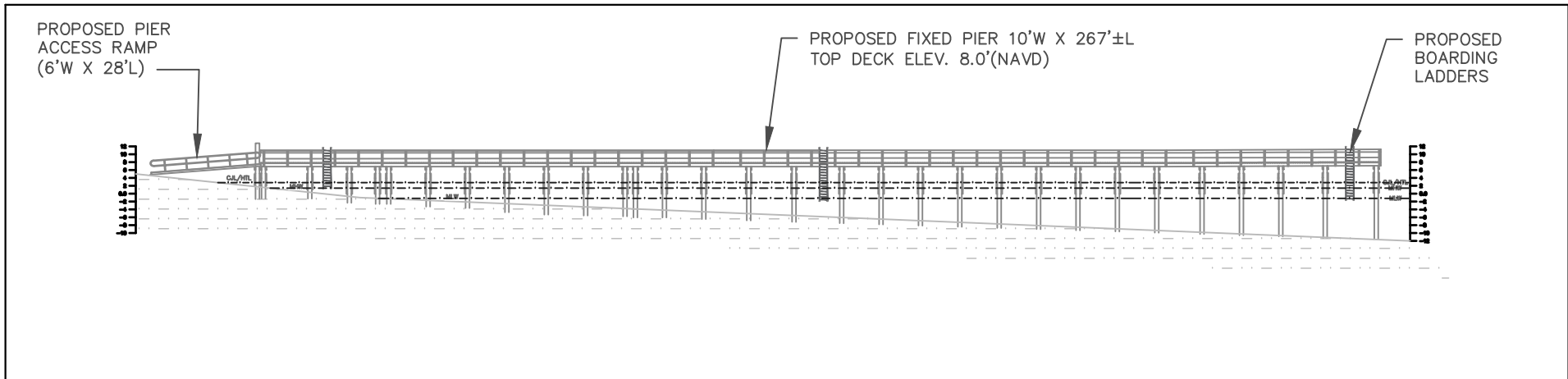


Permitting Agent: John B. Lust	Applicant	SHM ESSEX ISLAND MARINA 11 FERRY ST MIDDLESEX COUNTY ESSEX, CONNECTICUT
Drawn By: JFW		
Checked By: JBL		
Date: Nov. 15, 2020		
Revised:	Project	MARINA PERIMETER PLAN EXISTING & PROPOSED PLAN VIEW
DATUM = NAVD88		
CJL / HTL = 2.8		
MHW = 1.4 MLW = -1.2		

Sheet: 11 of 12

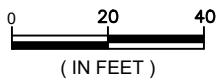


EXISTING PROFILE: E DOCK



PROPOSED PROFILE: E DOCK

GRAPHIC SCALE



Permitting Agent: John B. Lust		Applicant SHM ESSEX ISLAND MARINA 11 FERRY ST MIDDLESEX COUNTY ESSEX, CONNECTICUT
Drawn By:	JFW	
Checked By:	JBL	
Date:	Nov. 15, 2020	
Revised: DATUM = NAVD88 CJL / HTL = 2.8 MHW = 1.4 MLW = -1.2		Project E-DOCK EXPANSION PROFILE VIEW AA SECTION VIEW
		Sheet: 12 of 12