



PUBLIC NOTICE

US Army
Corps
of Engineers
Baltimore
District

In Reply to Application Number
CENAB-OP-RMN(AA DPW/SLOOP & ELI
COVES/DREDGING)01-66337-21,20

Comment Period: January 14, 2002 to February 4, 2002

THE PURPOSE OF THIS PUBLIC NOTICE IS TO SOLICIT COMMENTS FROM THE PUBLIC ABOUT THE WORK DESCRIBED BELOW. AT THIS TIME, NO DECISION HAS BEEN MADE AS TO WHETHER OR NOT A PERMIT WILL BE ISSUED.

The Baltimore District has received an application for a Department of the Army permit pursuant to Section 10 of the Rivers and Harbors Act of 1899 and State authorization pursuant to the Tidal Wetlands Act and/or Nontidal Wetlands Protection Act, as described below:

APPLICANT *Anne Arundel County Dept of Public Works
Attn: John Scarborough
2662 Riva Rd
Annapolis, MD 21401*

LOCATION: *Sloop and Eli Coves, Anne Arundel County, Maryland*

WORK: *The applicant proposes, in accordance with the enclosed plans, to dredge by hydraulic or mechanical method 2 main channels in Sloop and Eli Coves totaling 109,548 square feet along with 12 private spur channels totaling 23,340 square feet in Eli Cove and 13 private spur channels totaling 32,262 square feet in Sloop Cove, Anne Arundel County, Maryland, to depths of -4 feet and -3 feet below mean low water (MLW). Approximately 8,509 cubic yards of dredge material from the main channels will be deposited together with 4,675 cubic yards of dredge material from the private spur channels at the Rock Creek DMP Site located on Water Oak Point Road, Anne Arundel County, Maryland.*

PURPOSE: The purpose of the project is to improve navigable access.

Associated with the dredging of the main and spur channels are pier additions of the following applicants as indicated:

Sloop Cove: Mr. Peter Castruccio and Ms. Sadie Castruccio propose to construct a new L-shaped pier, 110 feet long by 6 feet wide, with an L-head, 10 feet long by 10 feet wide, and to install 3 mooring piles. None of the work will extend beyond 150-foot channelward of the mean high water shoreline (MHW). Ms. Patricia Braun proposes to replace a 48-foot by 6-foot pier, not extending more than 84-foot channelward from the existing bulkhead. Mr. William Slusher proposes to extend the existing pier 50 feet by 6 feet and install 4 mooring piles--none of the work will extend more than 83-foot channelward of the existing bulkhead. Ms. Bettina Reeder proposes to construct a 160-foot by 6-foot pier with 4 mooring piles, which will not extend more than 150-foot channelward of the existing bulkhead. Ms. Bernadette Collins Patton proposes to extend the existing pier 40 feet by 6 feet and install 4 mooring pilings, which will not extend more than 90-foot channelward of the existing bulkhead. Mr. and Mrs. Alan Lee Bartlett propose to construct a 130-foot by 5-foot pier with 2 mooring pilings which will not extend more than 285-foot channelward of the existing bulkhead.

Eli Cove: Mr. William Willis proposes to construct a 10-foot by 6-foot pier extension and to install 4 mooring piles--none of the construction work is to extend more than 90-feet channelward of an existing bulkhead. Ms. Jill Hansen proposes to construct a 60-foot by 5-foot new pier and to install 3 mooring piles--none of the construction work is to extend more than 60-feet channelward of an existing bulkhead. Mr. John Distad proposes to construct a 10-foot by 6-foot pier extension--none of the construction work is to extend more than 40 feet from the mean high water shoreline. Ms. Madeleine Vetra proposes to construct a 100-foot by 6-foot new pier and to install 4 mooring piles--none of the construction work is to extend more than 110-feet channelward from the mean high water shoreline. Ms. Vicki Vaughn and Mr. Charles Tufts propose to construct a 20-foot by 6-foot pier extension and to install 4 mooring piles--none of the construction work is to extend more than 70-feet channelward from the mean high water shoreline. Mr. Dean Raymond proposes to construct a 60-foot by 6-foot pier extension and to install 4 mooring piles--none of the construction work is to extend more than 85 feet from an existing bulkhead. Mr. Josh Reedy and Mrs. Shannon Reedy propose to extend the existing pier 15 feet by 5 feet and add 4 mooring pilings, which will not extend more than 120-feet channelward of the existing bulkhead.

Permits for these projects would authorize periodic maintenance dredging for 10 years subject to the prior notification of the District Engineer.

Anne Arundel County, Maryland Department of Public Works proposes the following projects for remediation:

The Eli Cove waterway retrofit project consists of making storm drain improvements at 209 street and Mayford Avenue where they propose to install a modern device to trap sediment and to dissipate the energy of storm water flows before delivery to the stream. In addition, repairs to the stream channel will be made.

The Sloop Cove waterway retrofit project consists of two separate projects and two different sites. At the Aspen Woods Subdivision off Solley Road, it is proposed to conduct a stream channel restoration and bank stabilization, impacting approximately 600 linear feet of stream. On West Drive in the Silver Sands community, they propose to conduct stream restoration and bank stabilization of eroded areas, impacting approximately 200 linear feet of stream.

Essential Fish Habitat (EFH) Assessment: The Magnuson-Stevens Fishery Conservation and Management Act (MSFCMA), 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 EFH. The EFH includes a number of species in various life stages. A review of the appropriate literature indicates that this waterway has EFH listed for adult and juvenile Paralichthys dentatus (summer flounder), adult and juvenile Scophthalmus aquosus (windowpane flounder), adult and juvenile Peprilis triacanthus (Atlantic butterfish), adult and juvenile Pomatomus saltatrix (bluefish), and adult and juvenile Centropristus striata (black sea bass). These are managed species under the MSFCMA. A preliminary assessment indicates that the proposed project may have an adverse effect on EFH based on potential disturbance of a species which use the project area as a foraging area and as a nursery area, on a seasonal basis, primarily during summer. The project has the potential to adversely effect the managed species and/or their EFH quality and/or quantity and their prey species. No EFH measures have been developed for these projects. However, it is expected that conservation measures may include time of year restrictions on when the proposed work may be performed. As the evaluation of these applications continues, additional information may become available, which could modify this preliminary determination.

All work is to be completed in accordance with the enclosed plan(s). If you have any questions concerning this matter, please contact Ms. Jennifer M. Keane at (410) 962-5675 or Ms. Sybille Vega at (410) 962-6011.

The decision whether to issue a permit 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 benefit 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 those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, 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, 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.

The applicant has certified in this application that the proposed activity complies with and will be conducted in a manner consistent with the Maryland Coastal Zone Program. This certification statement is available for inspection in the District Office; however, public comments relating to consistency must be received by the Coastal Zone Division, Maryland Department of the Environment, 2500 Broening Highway, Baltimore, Maryland, 21224, within the comment period as specified above. It should be noted that CZ Division has a statutory limit of 6 months in which to make its consistency determination.

The applicant must obtain any State or local government permits which may be required.

A preliminary review of this application indicates that the proposed work will not affect listed species or their critical habitat pursuant to Section 7 of the Endangered Species Act as amended. As the evaluation of this application continues, additional information may become available which could modify this preliminary determination.

Review of the latest published version of the National Register of Historic Places indicates that no registered properties listed as eligible for inclusion therein are located at the site of the proposed work. Currently unknown archeological, scientific, prehistoric, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

It is requested that you communicate the foregoing information concerning the proposed work to any persons known by you to be interested and not being known to this office, who did not receive a copy of this notice.

<u>Spur #</u>	<u>Applicant</u>	<u>Area Sq. Feet</u>	<u>Vol. Cu. Yards</u>	<u>Depth MLW</u>	
<u>Eli Cove:</u>					
1	01-66338	Vetra, Madeleine	4,630	257	-4.5
2	01-66339	Hansen, Jill	1,980	147	-4.5
3	01-66340	Anderson, Robert	600	67	-4.5
4	01-66341	Dring, Lawrence	580	73	-4.5
5	01-66342	Hofert, Robert	670	92	-4.5
6	01-66343	Dove, Dewey	4,500	333	-4.5
7	01-66344	Dunn, Mr. and Ms. Elmer	2,375	238	-4.5
8	01-66345	Willis, William	1,625	120	-4.5
9	01-66346	Distad, John	1,625	130	-4.5
10	01-66347	Tufts, Mr. and Ms Charles	1,255	130	-4.5
11	01-66348	Dean, Raymond	1,700	189	-4.5
12	01-66349	Reedy, Josh	1,800	133	-4.5
26	02-61212	Bononato, Gustavo	1,745	213	-4.5
<u>Sloop Cove</u>					
13	01-66350	Patton, Bernadette	4,630	136	-4.5
14	01-66351	Bartlett, Alan	3,750	296	-4.5
15	01-66352	Goodman, Dan, Capt.	4,630	348	-4.5
16	01-66353	Hutchinson, John	1,521	169	-4.5
17	01-66354	Braun (Harrison), Patricia	1,852	206	-4.5
18	01-66355	Hook, Mr. and Ms. Jim	3,372	375	-4.5
19	01-66356	Reeder (Guy), Bettina	1,231	137	-4.5
20	01-66357	Roda, Russ	1,706	190	-4.5
21	01-66358	Slusher, William	1,125	142	-4.5
22	01-66359	Anello, Mary	3,370	374	-4.5
23	01-66360	Tyson, Robert	1,690	212	-4.5
24	01-66361	Hopson, Louis Jr.	540	40	-4.5
25	01-66362	Castruccio, Peter	3,800	141	-4.5