

**U.S. Army Corps
of Engineers**
Baltimore District
PN-23-48

Public Notice

**In Reply to Application Number
NAB-2023-60790-P33 (Tucker Street Boat Ramp)**

Comment Period: November 2, 2023 to December 2, 2023

THE PURPOSE OF THIS PUBLIC NOTICE IS TO INFORM INTERESTED PARTIES OF THE PROPOSED ACTIVITY AND TO SOLICIT COMMENTS. NO DECISION HAS BEEN MADE AS TO WHETHER OR NOT A PERMIT WILL BE ISSUED AT THIS TIME.

This District has received an application for a Department of the Army permit pursuant to Section 10 of the Rivers and Harbors Act (33 USC 403) and Section 404 of the Clean Water Act (33 USC 1344), as described below:

APPLICANT:

City of Annapolis Department of Public Works
c/o Mr. Burr M. Vogel PE
145 Gorman Street, 2nd Floor
Annapolis, Maryland 21401

WATERWAY AND LOCATION OF THE PROPOSED WORK:

The proposed project is located in Weems Creek, in Annapolis, Anne Arundel County, Maryland (38.992898, -76.504958)

OVERALL PROJECT PURPOSE:

To improve navigable access that is compatible with the Americans with Disabilities Act.

PROJECT DESCRIPTION:

The applicant proposes to replace an existing 480-square-foot geo-grid boat ramp with a 55' x 22' (1,210 square feet) concrete boat ramp; to install a 73' x 6' (438 square feet) floating pier, a 15' x 5' (75 square feet) floating kayak launch, and a 15' x 7' (105 square feet) concrete abutment to latch the floating pier to land.

LEAD FEDERAL AGENCY:

The United States Army Corps of Engineers, as the lead federal agency, is responsible for all coordination pursuant to applicable federal authorities.

APPLICANT'S PROPOSED AVOIDANCE, MINIMIZATION, AND COMPENSATORY MITIGATION:

The Corps has determined the applicant has designed the project to be the minimal footprint required to achieve the essential project purpose. The boat ramp was designed using guidelines proposed by Maryland Department of Natural Resources and allows standard size trailered vessels to launch and load from the ramp with a gentler and wider slope. The improved boat launch would allow patrons to safely launch their boats and the Americans with Disabilities Act accessible floating pier would allow the patrons to moor their boats temporarily. All proposed structures are less than 25% the width of the waterway leaving ample room for safe navigation passage.

CORPS EVALUATION REQUIREMENTS:

This project will be evaluated pursuant to Corps Regulatory Program Regulations (33 CFR Parts 320-332). The decision whether to issue a permit will be based on an evaluation of the probable impacts, 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 reasonable 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, economic, 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, mineral needs, and consideration of property ownership and in general, the needs and welfare of the people. The evaluation of the impact of this project will also include application of the Clean Water Act Section 404(b)(1) Guidelines promulgated by the Administrator, United States Environmental Protection Agency.

ENDANGERED SPECIES:

A preliminary review of this application indicates that the proposed work is not likely to adversely affect federally listed threatened or endangered 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.

ESSENTIAL FISH HABITAT:

The Magnuson-Stevens Fishery Conservation and Management Act (MSFCMA), as amended by the Sustainable Fisheries Act of 1996 (Public Law 04-267), 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), including species of concern, life cycle habitat, or Habitat Areas of Particular Concern. The project site lies in or adjacent to EFH as described under MSFCMA for managed species under the MSFCMA. The Baltimore District has made a preliminary determination that the project will not have a substantial adverse effect on EFH. The Baltimore District has made a preliminary determination that mitigative measures are not required to minimize adverse effects on EFH at this time. This determination may be modified if additional information indicates otherwise.

HISTORIC RESOURCES:

Pursuant to Section 106 of the National Historic Preservation Act of 1966 and applicable guidance, the Corps has reviewed the latest published version of the National Register of Historic Places and initially determined that no registered properties listed as eligible for inclusion, therein, are located at the site of the proposed work. The Corps has made the preliminary determination that the proposed project would have no effect on historic properties. The Corps final eligibility and effect determination will be based on coordination with the State Historic Preservation Office as appropriate and required, and with full consideration given to the proposed undertaking's potential direct and indirect effects on historic properties within the Corps' identified permit area.

TRIBAL RESOURCES:

Section 106 of the National Historic Preservation Act also requires federal agencies to consult with federally recognized American Indian tribes that attach religious and cultural significance to historic properties that may be affected by the agency's undertaking. Corps Tribal Consultation Policy mandates an open, timely, meaningful, collaborative, and effective deliberative communication process that emphasizes trust, respect, and shared responsibility. The policy further emphasizes that, to the extent practicable and permitted by law, consultation works toward mutual consensus and begins at the earliest planning stages before decisions are made and actions taken. The Corps final eligibility and effect determination will be based on coordination with interested tribes, in accordance with the Corps current tribal standard operating procedures as appropriate and required, and with full consideration given to the proposed undertaking's potential direct and indirect effects on tribal resources.

MODIFICATION OF CIVIL WORKS PROJECTS: 33 USC 408 (SECTION 408):

All Section 408 proposals will be coordinated internally at the United States Army Corps of Engineers. The Section 408 decision will be issued along with the Section 404 and/or Section 10 decision. Please see the following link for more information regarding Section 408: <https://www.nab.usace.army.mil/Missions/Regulatory/Section-408-Requests/>.

WATER QUALITY CERTIFICATION:

The applicant is required to obtain a water quality certification in accordance with Section 401 of the Clean Water Act.

COASTAL ZONE MANAGEMENT PROGRAMS:

Where applicable, the applicant has certified in this application that the proposed activity complies with and will be conducted in a manner 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 applicant must obtain any state or local government permits which may be required.

SUBMISSION OF COMMENTS:

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 provided will become part of the public record for this action and are subject to release to the public through the Freedom of Information Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Written comments concerning the work described above related to the factors listed above or other pertinent factors must be received by the United States Army Corps of Engineers, Baltimore District within the comment period specified above through postal mail at the address below or electronic submission to the project manager email address below. Written comments should reference the Application Number NAB-2023-60790-P33.

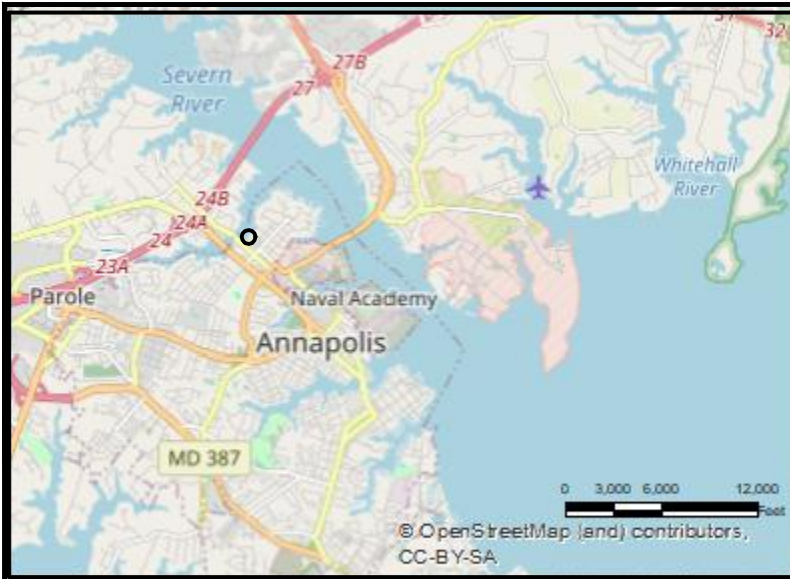
PUBLIC HEARING REQUESTS:

Any person who has an interest which may be adversely affected by the issuance of this permit may request a public hearing. The request, which must be in writing, must be received within the comment period as specified above to receive consideration. Also, it must clearly set forth the interest which may be adversely affected by this activity and the manner in which the interest may be adversely affected. The public hearing request may be submitted by electronic mail or mailed to the following address:

Alicia Palmer
alicia.e.palmer@usace.army.mil
U.S. Army Corps of Engineers, Baltimore District
Regulatory Branch
1631 South Atherton Street
Suite 101
State College, Pennsylvania 16801

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

General information regarding the Corps' permitting process can be found on our website at <https://www.nab.usace.army.mil/Missions/Regulatory.aspx>. This public notice has been prepared in accordance with Corps implementing regulations at 33 CFR 325.3. If you have any questions concerning this specific project or would like to request a paper copy of this public notice, please contact Ms. Alicia Palmer at 814-235-1764 or alicia.e.palmer@usace.army.mil. This public notice is issued by the Chief, Regulatory Branch.



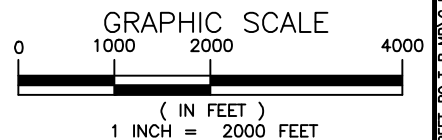
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**TUCKER STREET BOAT RAMP
AT
TUCKER STREET
ANNAPOLIS, ANNE ARUNDEL COUNTY**

APPL. BY: CITY OF ANNAPOLIS DPW C/O BURR M. VOGEL

VICINITY MAP

DATE: OCTOBER 2023 SHEET 1 OF 6

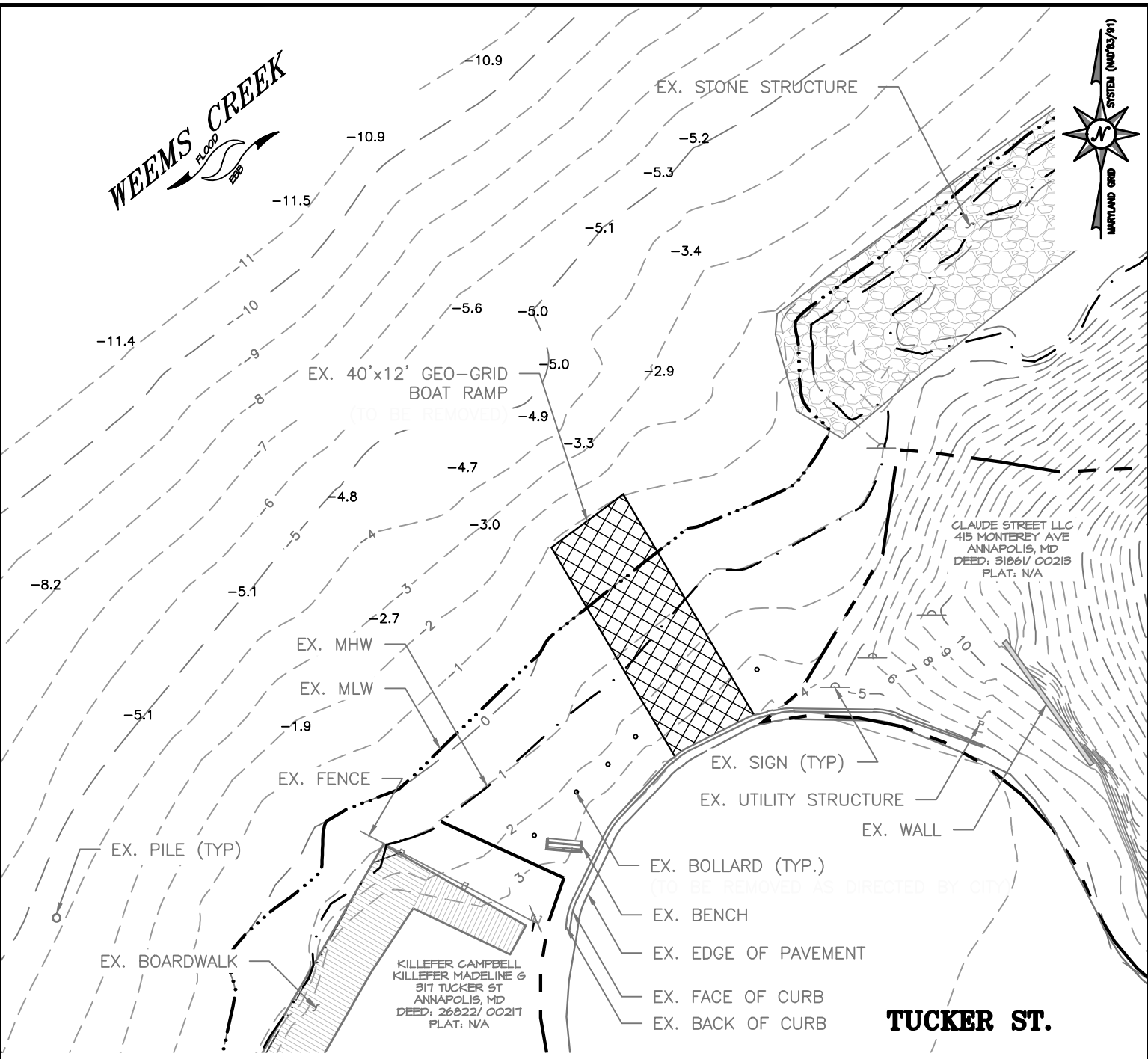


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WEEMS CREEK
FLOOD EBB

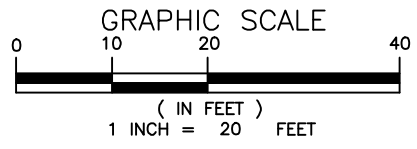


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EXISTING CONDITIONS

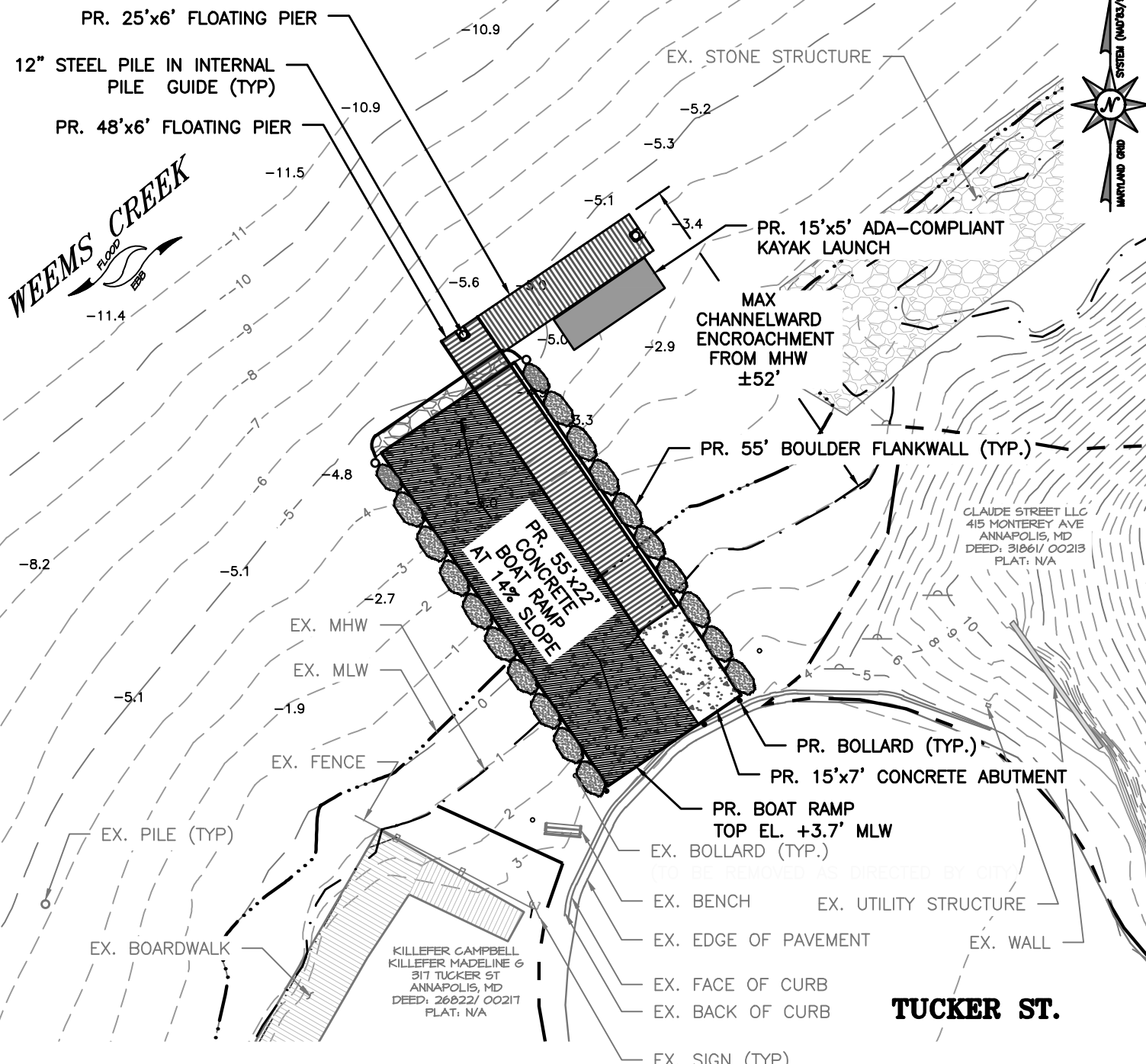
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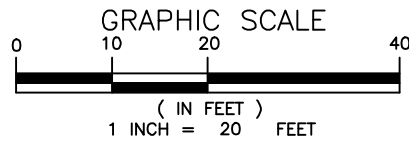


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SITE PLANS

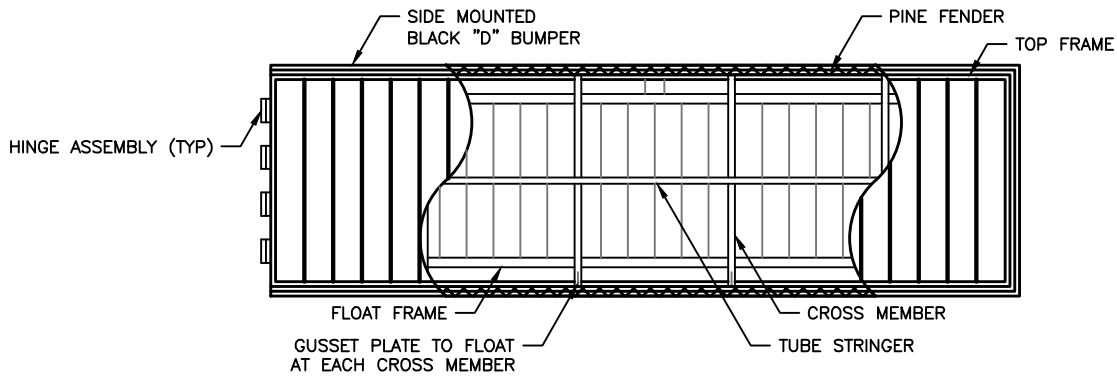
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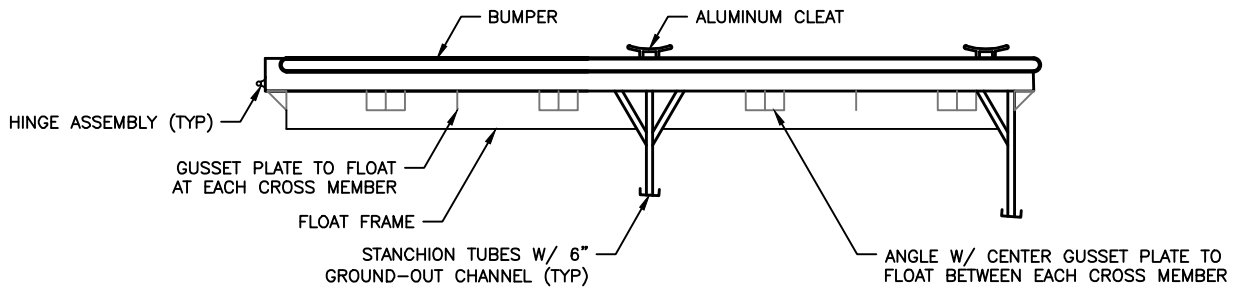
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PLAN



PROFILE

TYPICAL FLOATING PIER DETAILS

SCALE: NTS



PHOTO OF FLOATING KAYAK LAUNCH

SCALE: NTS

TUCKER STREET BOAT RAMP
AT
TUCKER STREET
ANNAPOLIS, ANNE ARUNDEL COUNTY

APPL. BY: CITY OF ANNAPOLIS DPW C/O BURR M. VOGEL

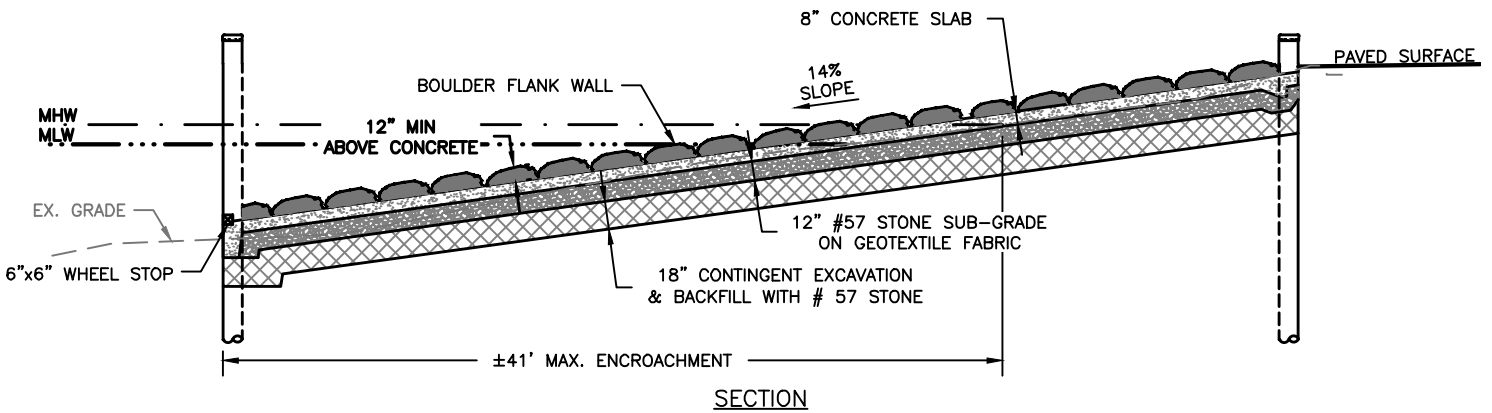
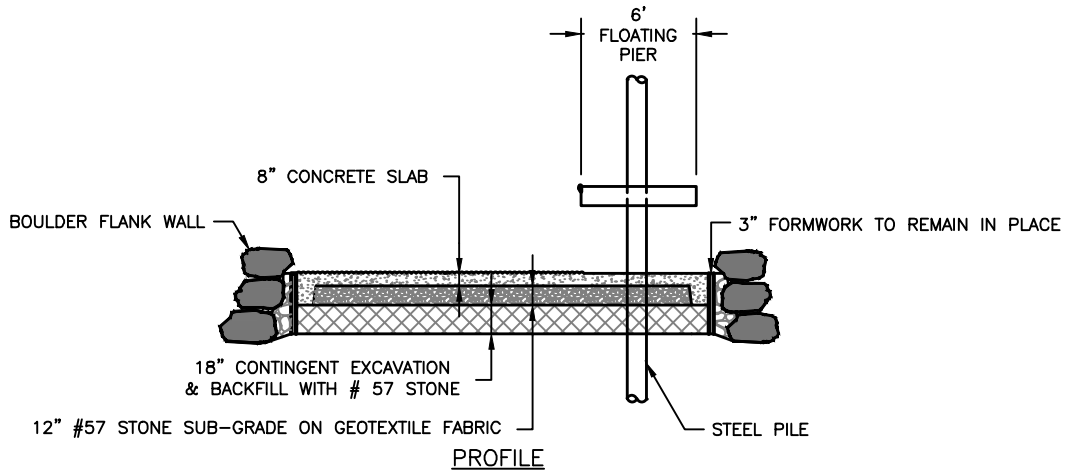
FLOATING PIER DETAILS

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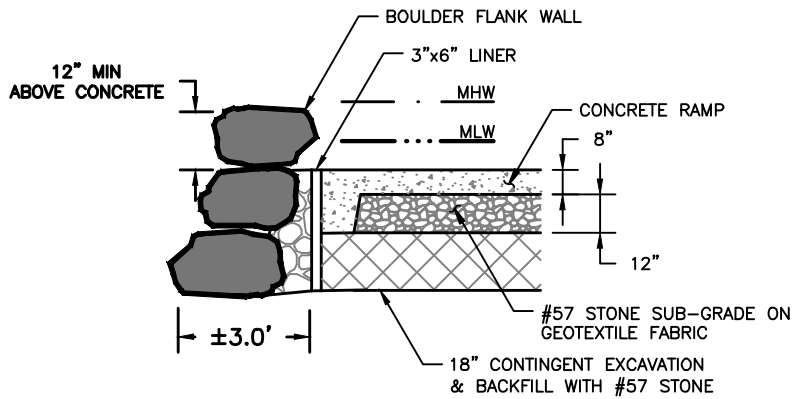
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TYPICAL BOAT RAMP DETAILS

SCALE: NTS



SCALE: NTS

TUCKER STREET BOAT RAMP
AT
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APPL. BY: CITY OF ANNAPOLIS DPW C/O BURR M. VOGEL

BOAT RAMP DETAILS & FLANK WALL SECTION

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PROJECT SUMMARY

PROPOSED STRUCTURES:

FLOATING PIERS – 438 SF (438 SF SEAWARD OF MHW, 239 SF OVERLAP WITH BOAT RAMP)

LENGTH : 73 LF
AVG. WIDTH : 6 LF

BOAT RAMP – 1,210 SF (895 SF SEAWARD OF MHW)

LENGTH : 55 LF
AVG.WIDTH : 22 LF

CONCRETE ABUTMENT – 105 SF (13 SF SEAWARD OF MHW)

LENGTH : 15 LF
AVG.WIDTH : 7 LF

KAYAK LAUNCH – 75 SF (75 SF SEAWARD OF MHW)

LENGTH : 15 LF
AVG.WIDTH : 5 LF

BOULDER FLANK WALL – 330 SF (246 SF SEAWARD OF MHW)

LENGTH: 55 LF
AVG. WIDTH : 3 LF

IMPACT SUMMARY

TOTAL AREA OF IMPACT FROM MHW INTO TIDAL WATERS = 1,428 SF

TOTAL AREA OF PERMANENT IMPACT TO SHALLOW WATER HABITAT = 1,428 SF

TOTAL AREA OF IMPACT TO PRIVATE TIDAL WETLANDS = 0 SF

NOTES

1. BASEMAP COMPILED FROM ANNE ARUNDEL COUNTY 2018 PLANIMETRICS AND AERIAL PHOTOGRAPHY.
2. SOUNDINGS AND CONTOURS ARE IN FEET AND REFER TO MLW.
3. TIDAL RANGE IS 0.97'
4. BATHYMETRIC & TOPOGRAPHIC SURVEY PERFORMED BY BAYLAND CONSULTANTS & DESIGNERS MARCH 15TH 2023.
5. THESE ARE PERMIT DRAWINGS ONLY AND SUBJECT TO CHANGE DURING THE PERMIT PROCESS. DESIGN DRAWINGS ARE TO BE PREPARED SEPARATELY.

TUCKER STREET BOAT RAMP AT TUCKER STREET ANNAPOLIS, ANNE ARUNDEL COUNTY

APPL. BY: CITY OF ANNAPOLIS DPW C/O BURR M. VOGEL

SITE NOTES

DATE: OCTOBER 2023 SHEET 6 OF 6

