

U.S. Army Corps
of Engineers
Baltimore District

Public Notice

In Reply to Application Number:
CENAB-OP-RMN (TANYARD COVE ASSOCIATES, LLC/
MARINA) 2012-61822-M18

PN 13-31

Comment Period: May 21, 2013 to June 20, 2013

THE PURPOSE OF THIS PUBLIC NOTICE IS TO SOLICIT COMMENTS FROM THE PUBLIC REGARDING THE WORK DESCRIBED BELOW. 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 of 1899 and/or Section 404 of the Clean Water Act (33 U.S.C. 1344) as described below:

APPLICANT: Tanyard Cove Associates, LLC
1355 Beverly Road Suite 240
McLean, Virginia 22101

LOCATION AND WATERWAY: In Tanyard Cove/Marley Creek off Marley Neck Road, Glen Burnie, Anne Arundel County, Maryland 21060.

WORK: To construct a 40 slip community marina by installing a 159' x 8' access pier; 654' x 8' T-pier section; 17' x 8' timber walkway; 20, 15' x 3' finger piers; 30' x 8' floating platform with 30' x 4' access ramp; 61 mooring piles; 458' x 10.5' x 3.5' high stone sill with 8, 5' wide tidal vents; 12' x 3.5' x 2.5' high stone revetment; 30' x 6' x 4' high stone revetment; create approximately 8,380 square feet of tidal marsh and eradicate 1,270 s.f. of Phragmites. The project will extend a maximum of 200 feet channelward of the approximate mean high water shoreline. The purpose of the proposed project is to provide community recreational boating access and shoreline erosion control.

All work is to be completed in accordance with the enclosed revised plans dated March 1, 2013. If you have any questions concerning this matter, please contact Mr. Richard Kibby at 410-962-0694 or at richard.kibby@usace.army.mil.

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 the work described above on the public interest will include

application of the Clean Water Act Section 404(b)(1) Guidelines promulgated by the Administrator, U.S. Environmental Protection Agency, under authority of Section 404 of the Clean Water Act.

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. 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 District Engineer, U.S. Army Corps of Engineers, Baltimore District, [Attn: Mr. Richard Kibby, CENAB-OP-RMN], P.O. Box 1715, Baltimore, Maryland, 21203-1715 or richard.kibby@usace.army.mil, within the comment period specified above.

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 (NMFS) on all actions, or proposed actions, permitted, funded, or undertaken by the agency that may adversely effect Essential Fish Habitat (EFH).

The project site is adjacent to EFH as described under MSFCMA for windowpane flounder (*Scopthalmus aquosus*) juvenile and adult; blue fish (*Pomatomus saltatrix*) juvenile and adult; summer flounder (*Paralichthys dentatus*) juvenile and adult; and egg, larvae, juvenile and adult stages of red drum (*Sciaenops ocellatus*), king mackerel (*Scomberomorus cavalla*), spanish mackerel (*Scomberomorus maculatus*), and cobia (*Rachycentron canadum*), all managed species under the MSFCMA. The project site lies within EFH for juvenile life stages of bluefish and juvenile and adult life stages of summer flounder. The project has the potential to adversely affect EFH or the species of concern by loss of spawning, nursery, forage and/or shelter habitat as described under the MSFCMA for the species and life stages identified above. The Baltimore District has made a preliminary determination that site-specific impacts would not be substantial and an abbreviated consultation will be conducted with NMFS. This determination may be modified if additional information indicates otherwise and would change the preliminary determination.

SECTION 401 WATER QUALITY CERTIFICATION: The applicant is required to obtain a water quality certification in accordance with Section 401 of the Clean Water Act from the Maryland Department of the Environment. Any written comments concerning the work described above which relate to water quality certification must be received by the Maryland Department of

the Environment, Tidal Wetlands Division, Wetlands and Waterways Program, Montgomery Park Business Center, 1800 Washington Boulevard, Suite 430, Baltimore, Maryland 21230-1708 within the comment period as specified above to receive consideration. The Section 401 certifying agency has a statutory limit of one year from the date of this public notice to make its decision.

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 (CZM) Program. By this public notice, we are requesting the State concurrence or objection to the applicant's consistency statement. It should be noted that the CZM Program has a statutory limit of 6 months 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 Federal 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.

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 request permit.

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 by the District Engineer, U.S. Army Corps of Engineers, Baltimore District, [Attn: Mr. Richard Kibby, CENAB-OP-RMN], P.O. Box 1715, Baltimore, Maryland 21203-1715, 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.

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

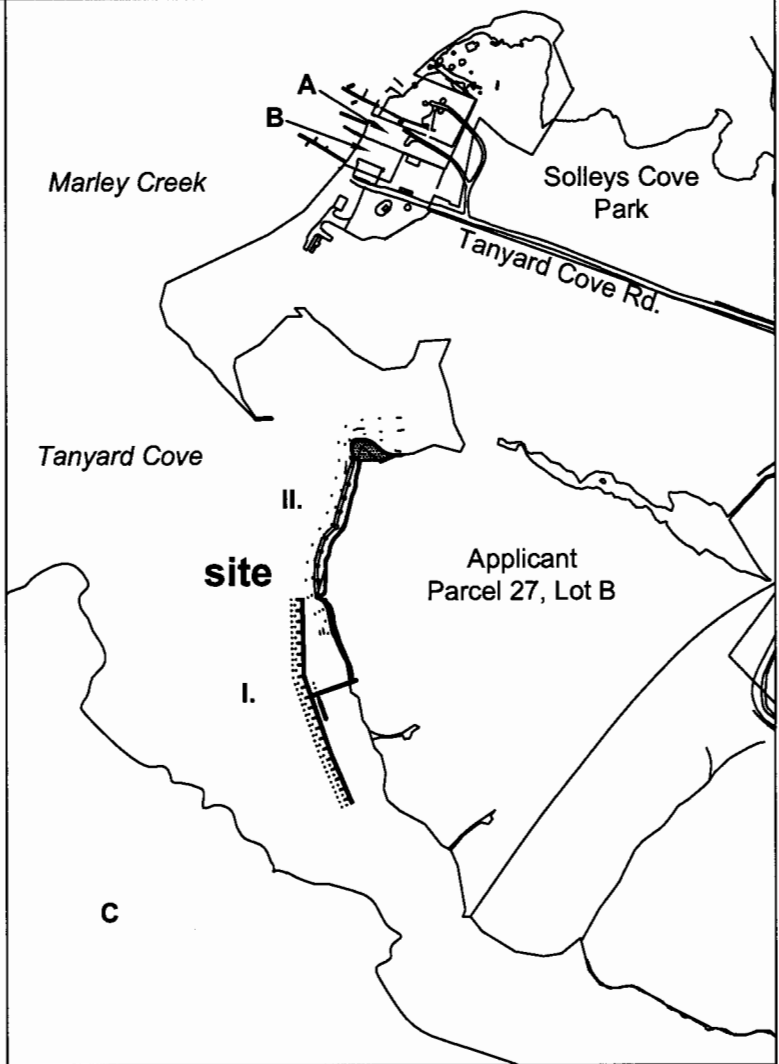
FOR THE DISTRICT ENGINEER:

Joseph P. DaVia
Chief, Maryland Section Northern

Area View
Prop. 40 Slip Marina and
Stone Sill / Marsh Creation



Scale: 1" = 600'



Proposed:

I. 40 Slip Marina

- 1) 159' L x 8' W access pier section
- 2) 654' L x 8' W T-pier section
- 3) 17' L x 8' W walkway
- 4) 20 - 15' L x 3' W finger piers
- 5) 40 boat lifts w/ 82 boat lift pilings.
- 6) 61 mooring pilings
- 7) 30' L x 8' W fixed platform
- 8) 30' x 8' floating platform
w/ 30' L x 4' W access ramp

II. Stone Sill / Marsh Creation

Total Length at MHW = 485'

- 1) 8,380 s.f. Intertidal Marsh
Length = 460', Ave. Width = 18'
Smooth Cordgrass on 1' grid
- 2) 136 c.y. Sand Fill
- 3) 458' L x 10.5' W x 3.5' H Stone Sill
w/ 8 - 5' W vents, 286 c.y.

All stone 50 lb. to 150 lb., total 286 c.y.

Mailing Addresses: Waterfront Landowners w/in 175'

- A. Original Laurel Assmb. CL
611 Tanyard Cove Rd., Glen Burnie, MD 21060
- B. Lloyd G., Jr. and Anna F. Hoke
609 Tanyard Cove Rd., Glen Burnie, MD 21060
- C. CSX Realty Development, LLC, C/O CSX Tax Dept., J910
500 Water St., Jacksonville, FL 32202

Proposed: 40 Slip Marina and
Stone Sill / Marsh Creation

Purpose: Recreational Access and
Erosion Control

Location: Marley Neck Rd.
Glen Burnie, MD 21060
Anne Arundel County

Waterway: Tanyard Cove, Marley Creek

**Flood Bros.
Marine Consultants, Inc.**
3265 Harness Creek Rd.
Annapolis, MD 21403
410-267-9692
floodbros@yahoo.com

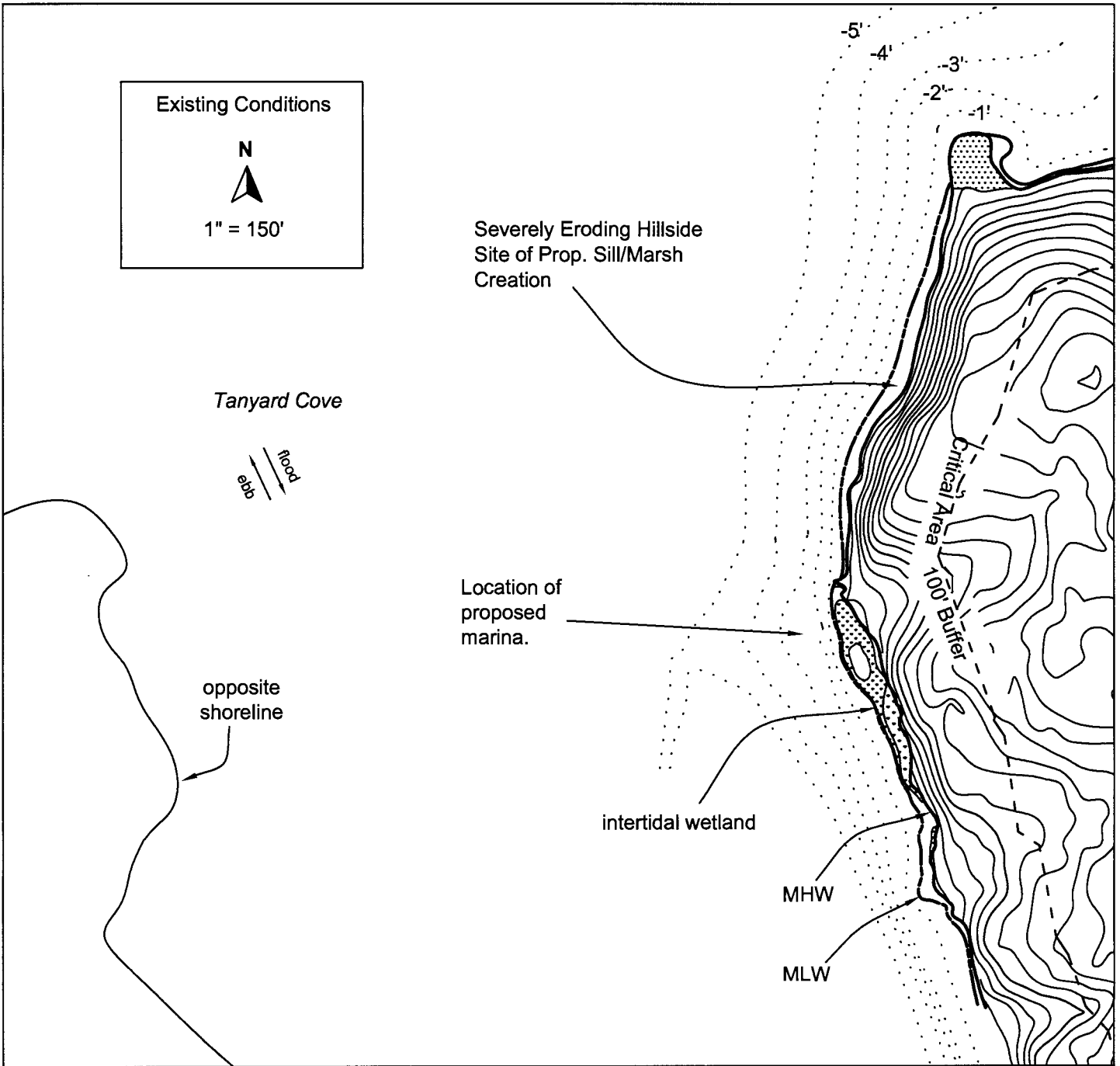
Sheet 1 of 24

Applicants: Tanyard Cove Associates, LLC
1355 Beverly Rd., Suite 240
McClean, VA 22101

Revision Date: March 1, 2013

Scale: As Shown Datum: MLW

Drawings for Permit Purposes Only



Proposed: 40 Slip Marina and Stone Sill / Marsh Creation

Purpose: Recreational Access and Erosion Control

Location: Marley Neck Rd.
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Sheet 2 of 24

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Drawings for Permit Purposes Only

Plan View
Prop. Marina

N



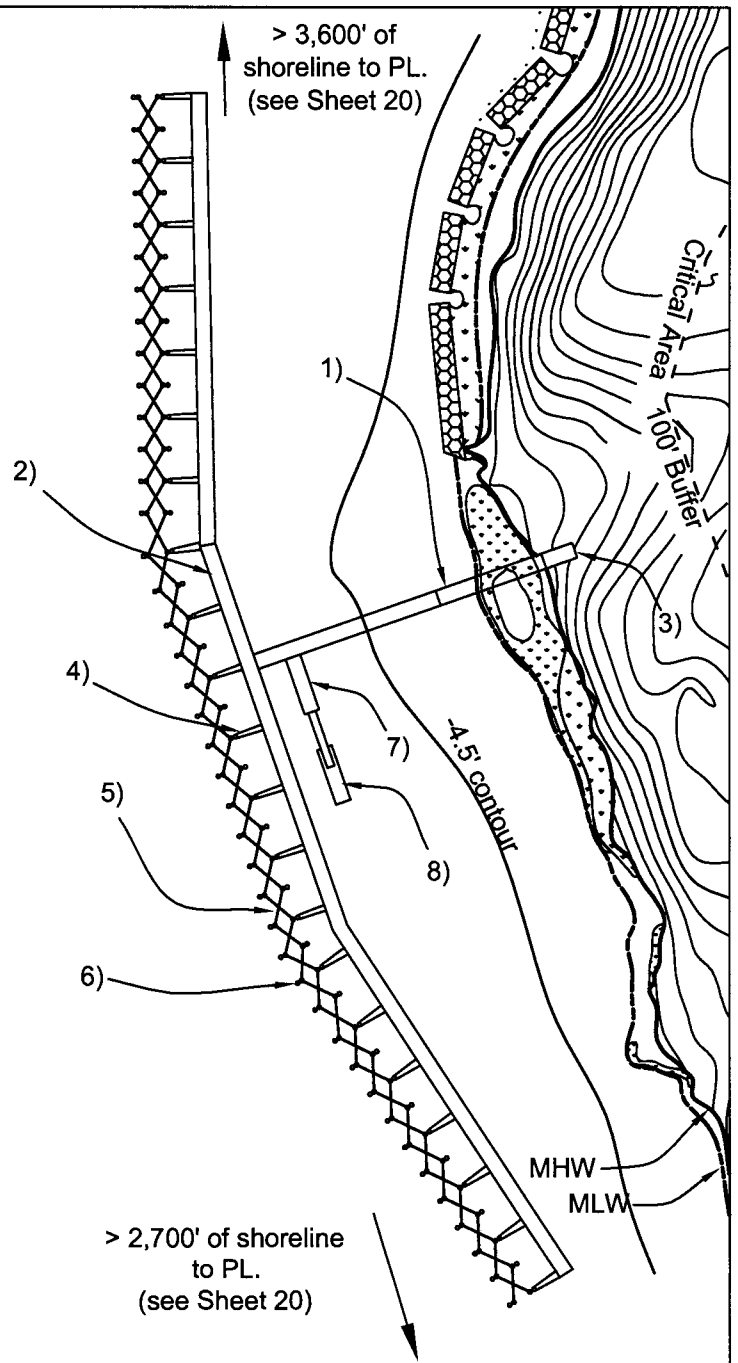
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Tanyard Cove



I. 40 Slip Marina

- 1) 159' L x 8' W access pier section
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- 3) 17' L x 8' W walkway
- 4) 20 - 15' L x 3' W finger piers
- 5) 40 boat lifts w/ 82 boat lift pilings.
- 6) 61 mooring pilings
- 7) 30' L x 8' W fixed platform
- 8) 30' x 8' floating platform w/ 30' L x 4' W access ramp



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Drawings for Permit Purposes Only

Plan View
 Prop. Marina
 Depth Contours

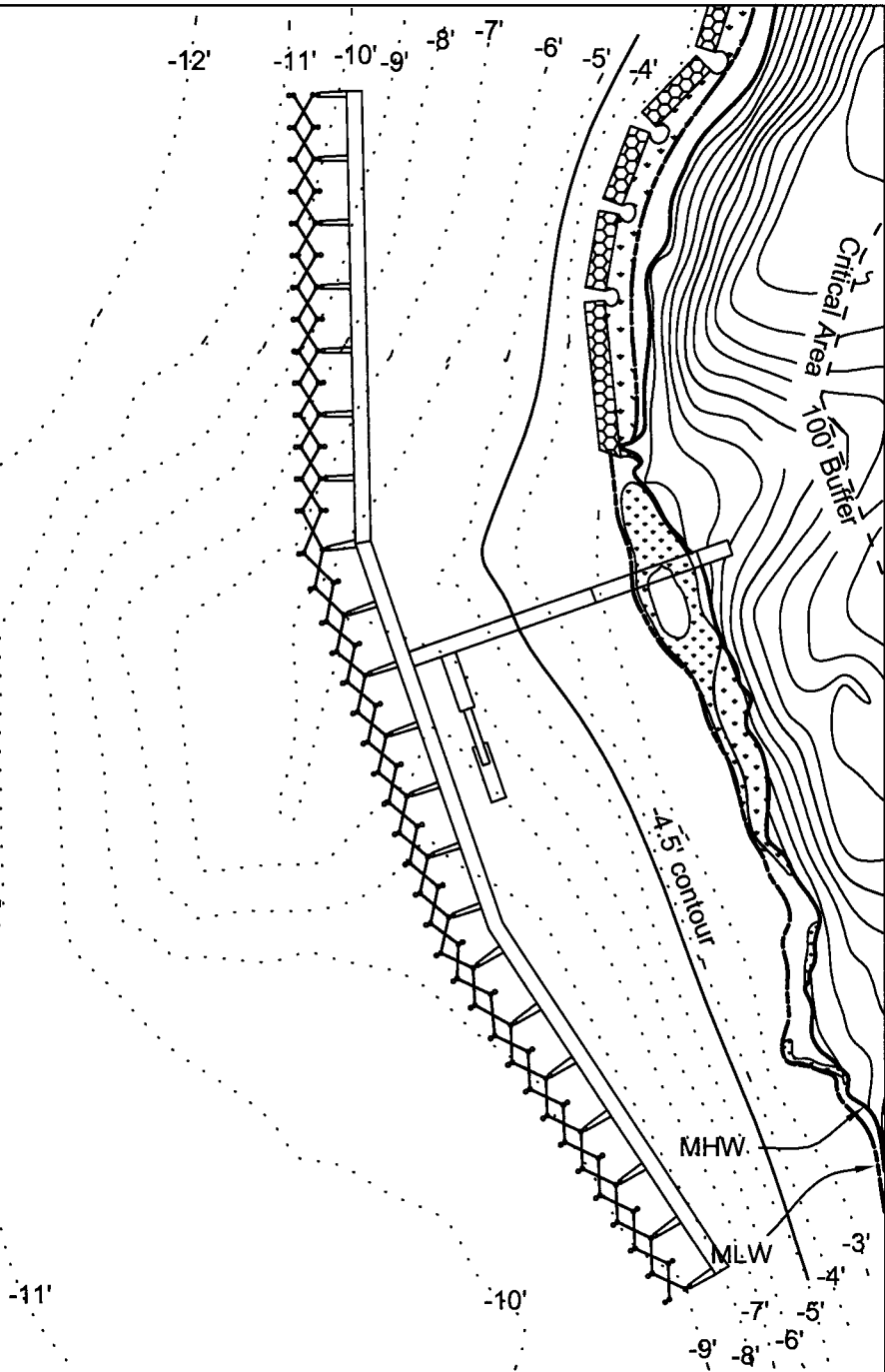
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Scale: 1" = 100'

Tanyard Cove

ebb
 flood

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Purpose: Recreational Access and Erosion Control

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 Glen Burnie, MD 21060
 Anne Arundel County

Waterway: Tanyard Cove, Marley Creek

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 floodbros@yahoo.com

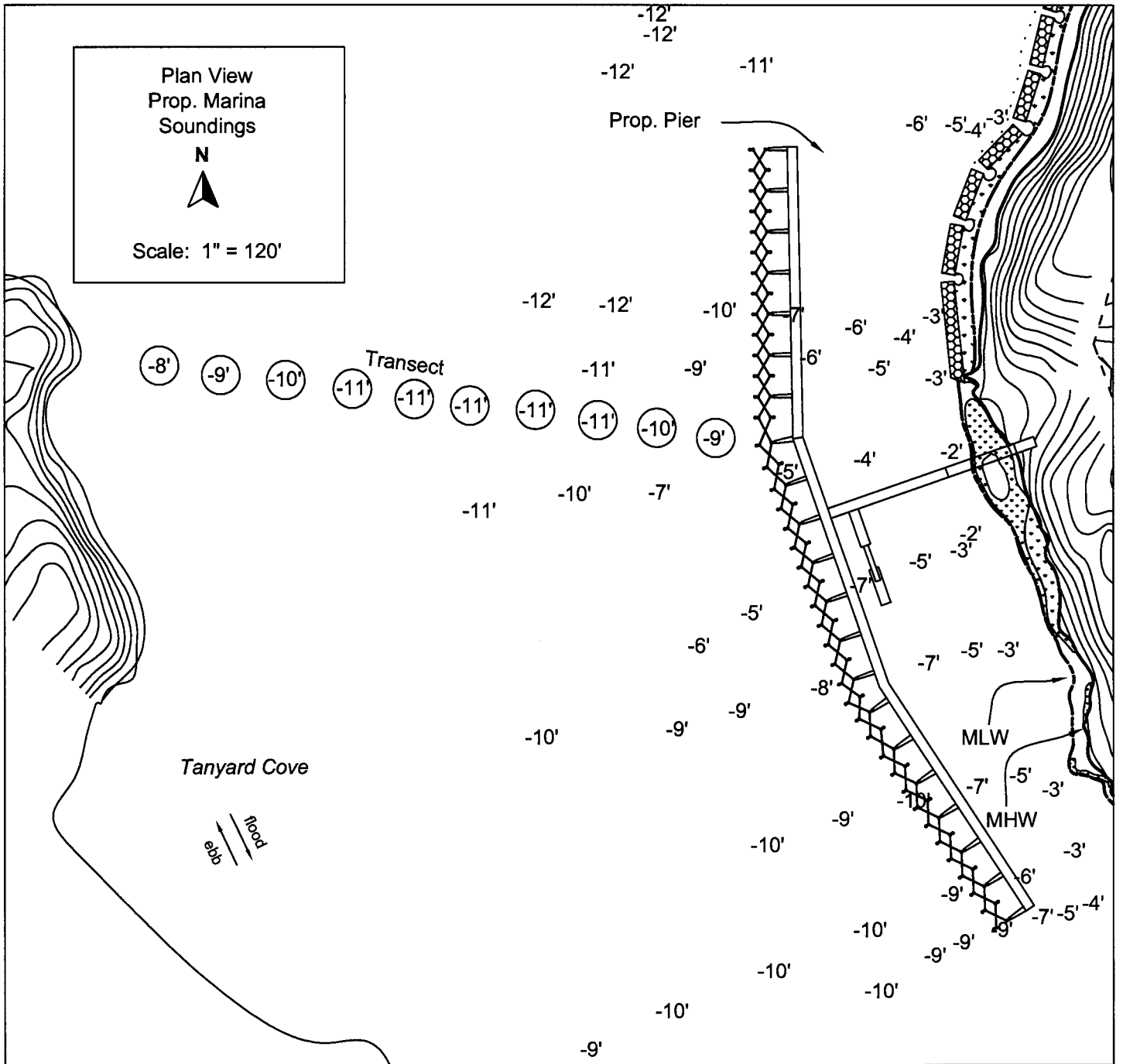
Sheet 4 of 24

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 1355 Beverly Rd., Suite 240
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Proposed: 40 Slip Marina and Stone Sill / Marsh Creation

Purpose: Recreational Access and Erosion Control

Location: Marley Neck Rd.
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Anne Arundel County

Waterway: Tanyard Cove, Marley Creek

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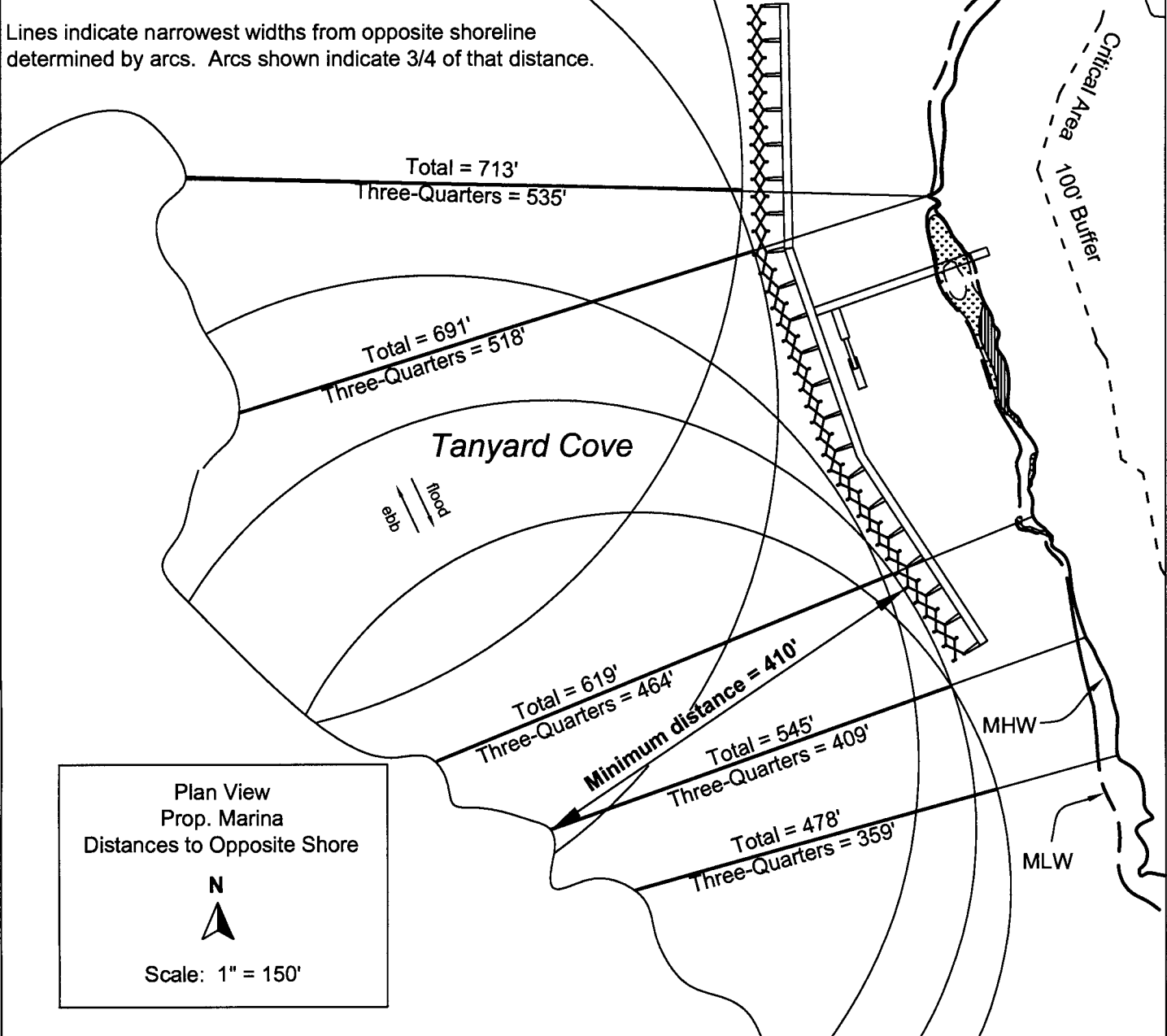
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Drawings for Permit Purposes Only

Determination of 1/4 Distance to Opposite Shoreline

Lines indicate narrowest widths from opposite shoreline determined by arcs. Arcs shown indicate 3/4 of that distance.



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Drawings for Permit Purposes Only

Proposed Marina

- A) 40 - Boatslips 30' L x 16.5' W w/ Boat Lifts including 82 - Boat Lift Piles. (Sheet 11)
- B) 21 - Finger Piers 15' L x 3' to 2' W.
- C) 61 - Mooring Piles
- D) 1 - Fixed platform (30' L x 8' W) and floating platform (30' L x 8' W) with access ramp (30' L x 4' W). (Sheet 12)
- E) 2 - Throwable life rings w/ boarding ladders located at end of pier. (Sheet 14)

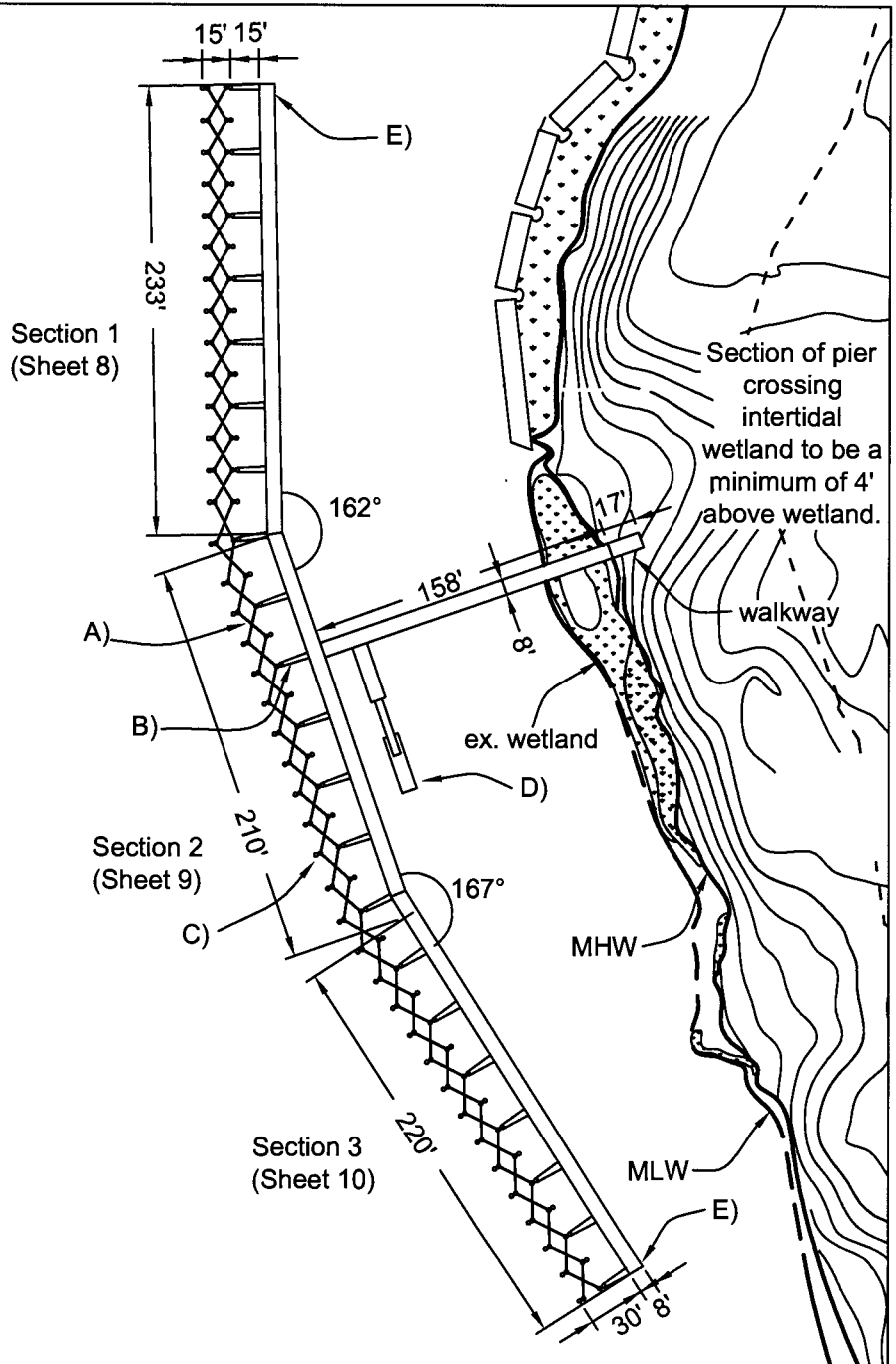
Tanyard Cove



Plan View
Marina Layout

N
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Scale: 1" = 100'



Proposed: 40 Slip Marina and Stone Sill / Marsh Creation

Purpose: Recreational Access and Erosion Control

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Drawings for Permit Purposes Only

Plan View Detail
Marina Layout
Section 1

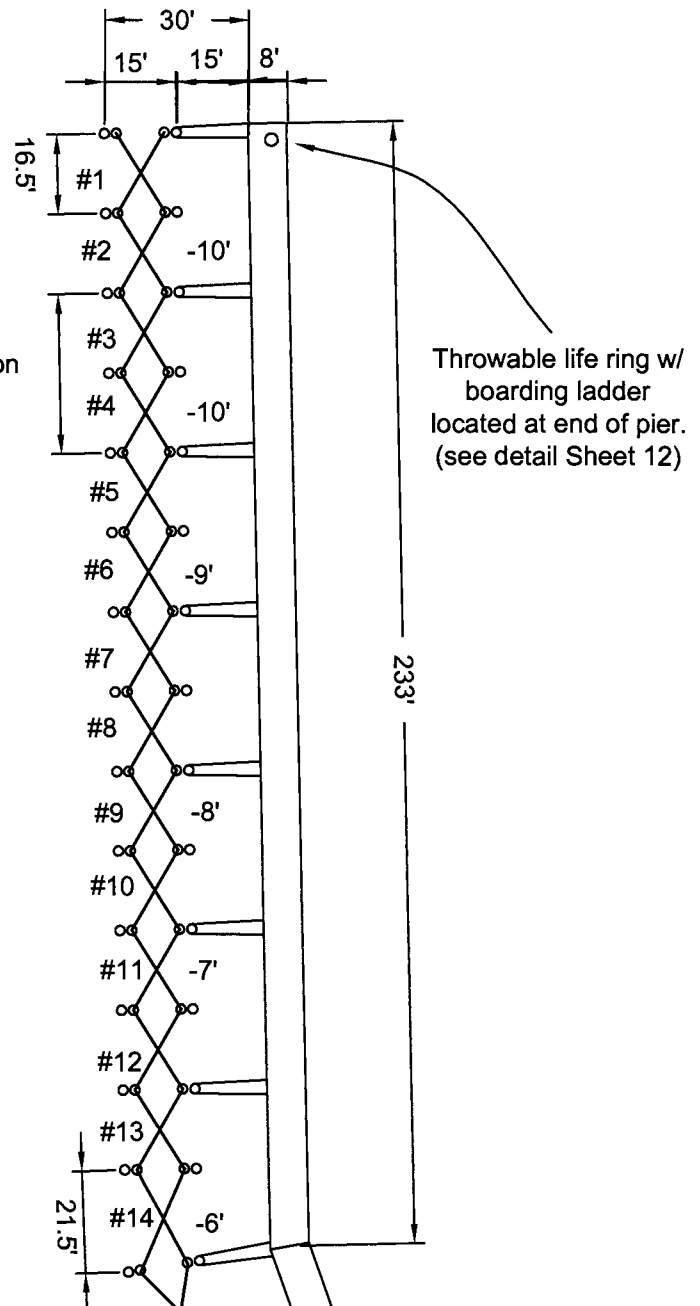


Scale: 1" = 40'

Typical Slip
w/ Boat Lift
(see detail
Sheet 11)

finger piers on
33' centers

Tanyard Cove



Proposed: 40 Slip Marina and
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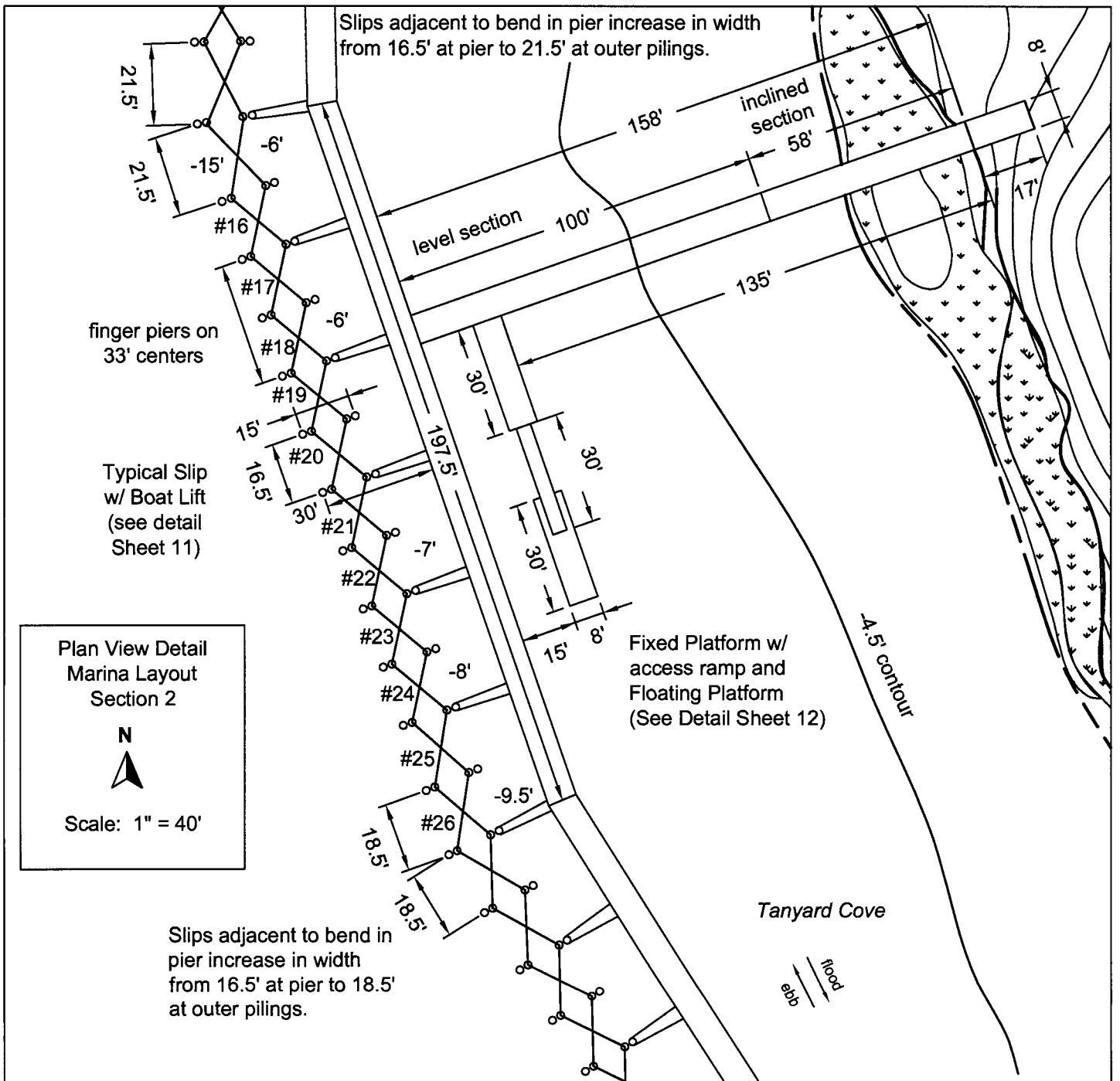
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Drawings for Permit Purposes Only



Plan View Detail
Marina Layout
Section 2

N

Scale: 1" = 40'

Proposed: 40 Slip Marina and Stone Sill / Marsh Creation

Purpose: Recreational Access and Erosion Control

Location: Marley Neck Rd.
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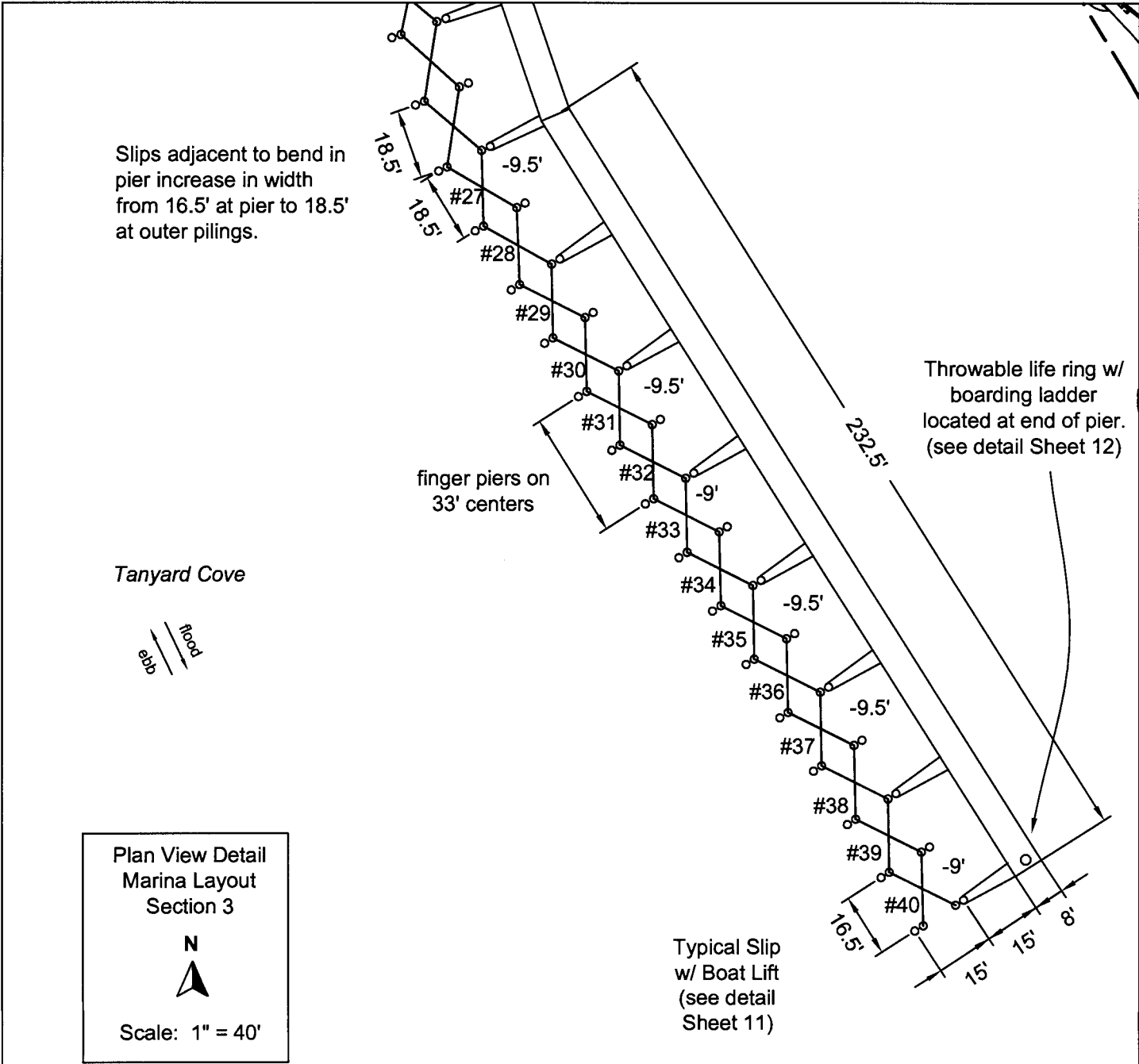
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Drawings for Permit Purposes Only



Plan View Detail
Marina Layout
Section 3

N

Scale: 1" = 40'

Proposed: 40 Slip Marina and Stone Sill / Marsh Creation

Purpose: Recreational Access and Erosion Control

Location: Marley Neck Rd.
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Anne Arundel County

Waterway: Tanyard Cove, Marley Creek

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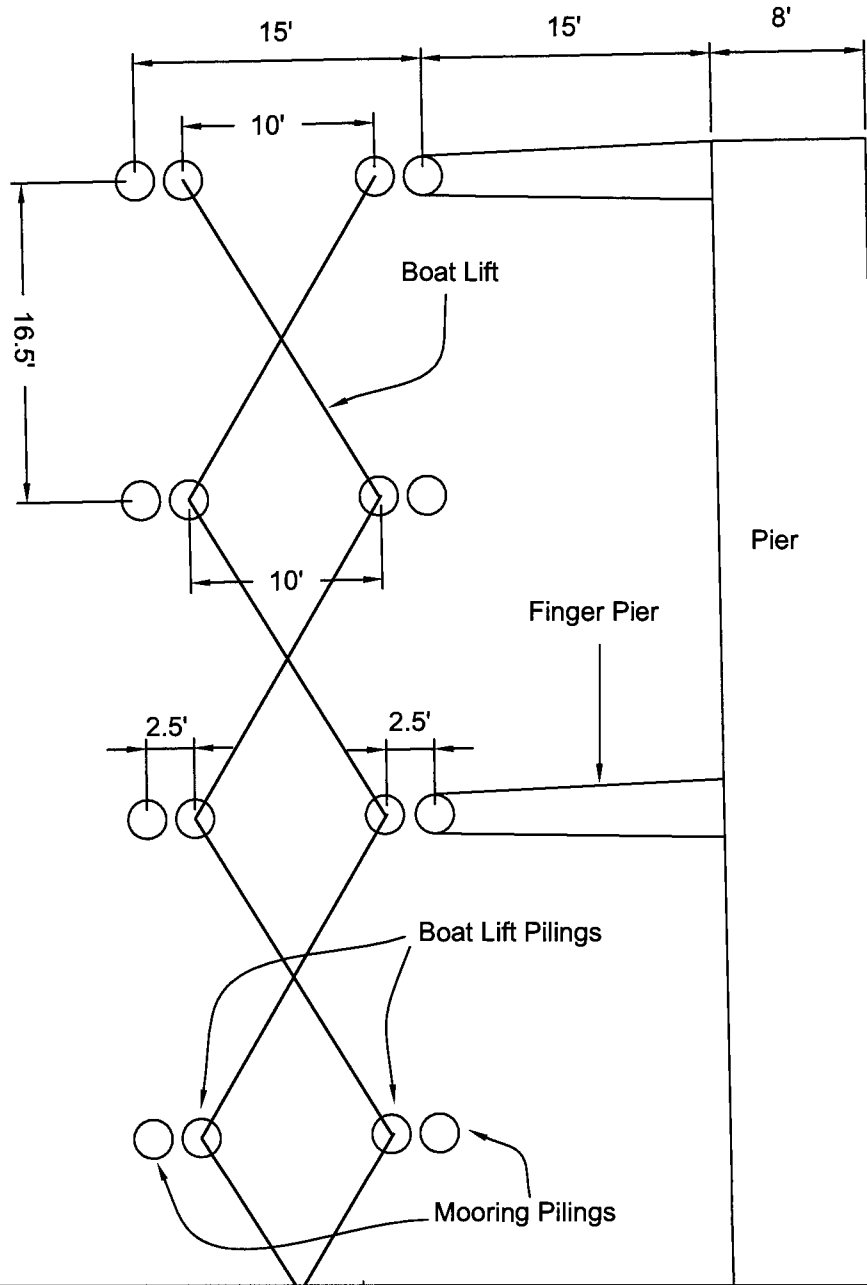
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Finger Pier / Slip Detail
Scale: 1" = 10'

Typical Boat Lift



Proposed: 40 Slip Marina and
Stone Sill / Marsh Creation

Purpose: Recreational Access and
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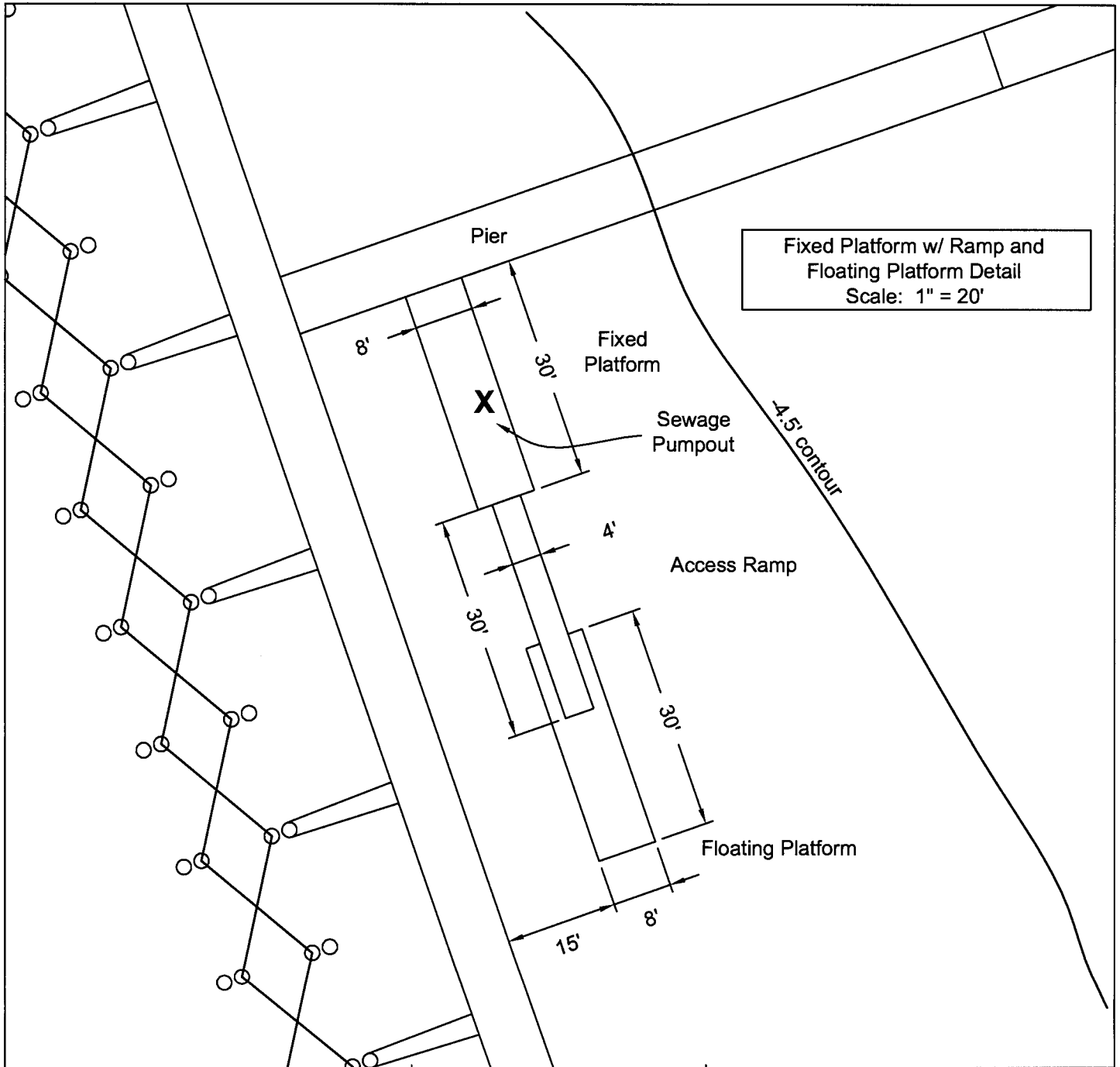
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Fixed Platform w/ Ramp and
Floating Platform Detail
Scale: 1" = 20'

Proposed: 40 Slip Marina and
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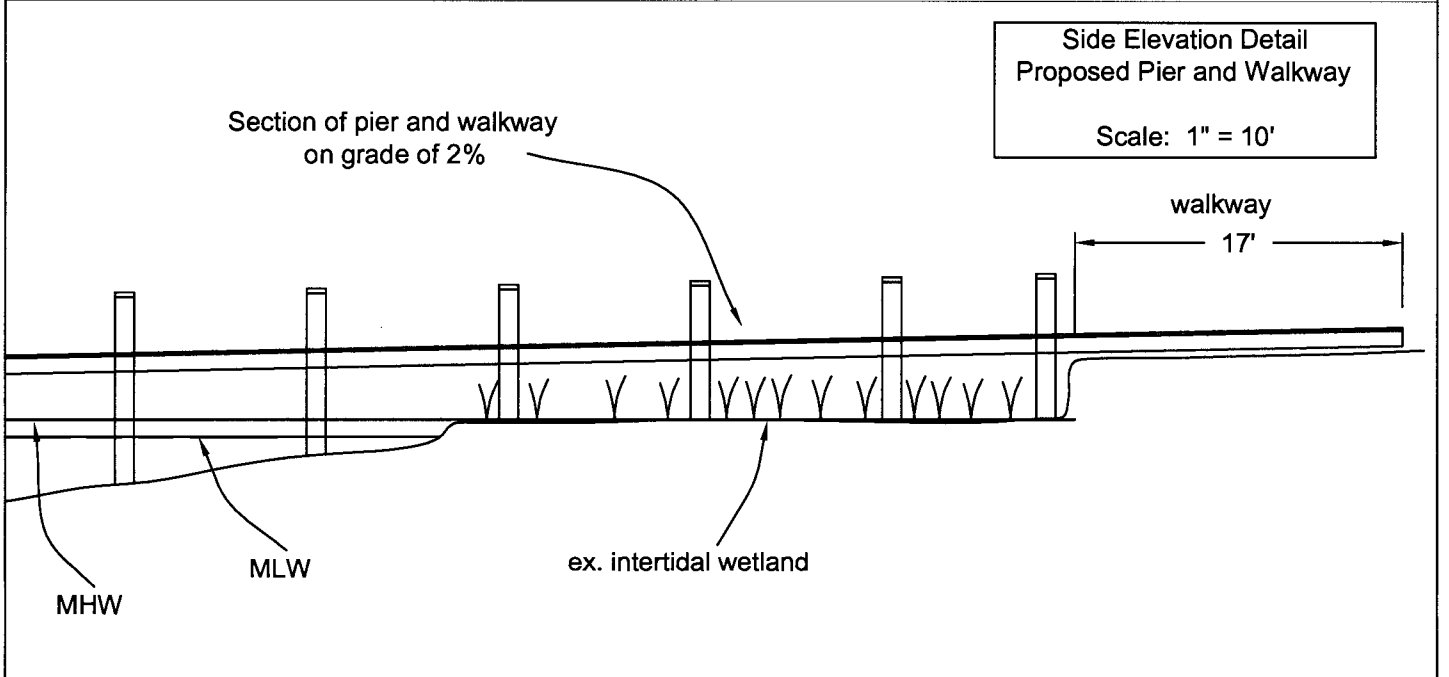
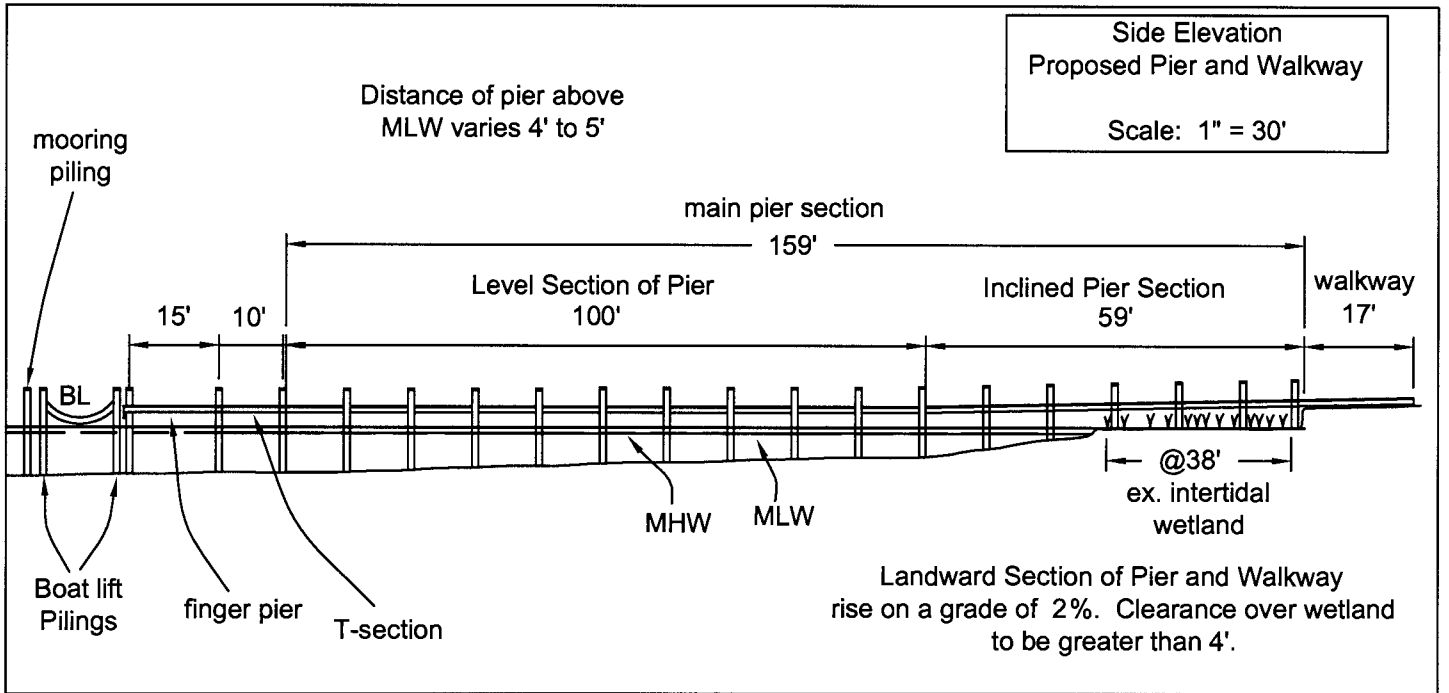
Sheet 12 of 24

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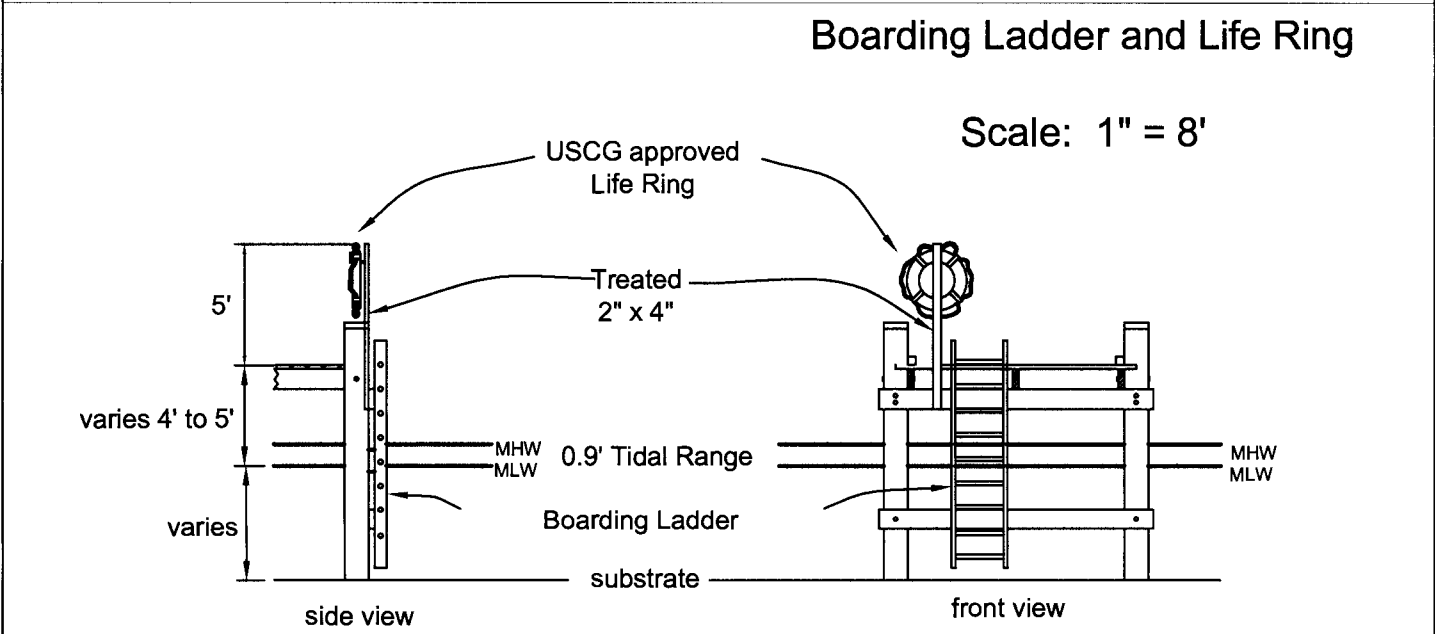
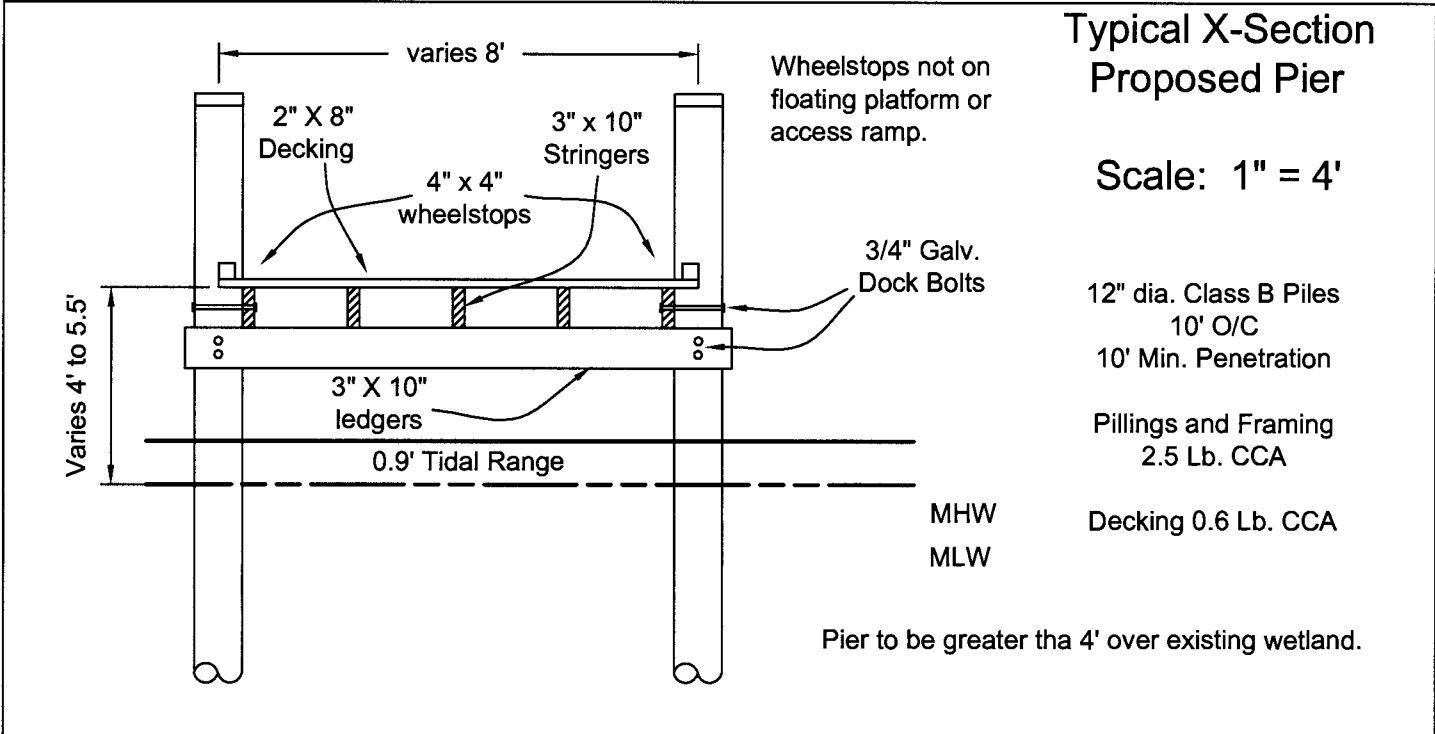
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<p>Proposed: 40 Slip Marina and Stone Sill / Marsh Creation</p> <p>Purpose: Recreational Access and Erosion Control</p> <p>Location: Marley Neck Rd. Glen Burnie, MD 21060 Anne Arundel County</p> <p>Waterway: Tanyard Cove, Marley Creek</p>	<p>Flood Bros. Marine Consultants, Inc. 3265 Harness Creek Rd. Annapolis, MD 21403 410-267-9692 <i>floodbros@yahoo.com</i></p> <p>Sheet 13 of 24</p>	<p>Applicants: Tanyard Cove Associates, LLC 1355 Beverly Rd., Suite 240 McClellan, VA 22101</p> <p>Revision Date: March 1, 2013</p> <p>Scale: As Shown Datum: MLW</p> <p>Drawings for Permit Purposes Only</p>
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Purpose: Recreational Access and Erosion Control

Location: Marley Neck Rd.
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Anne Arundel County

Waterway: Tanyard Cove, Marley Creek

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Plan View
Stone Sill / Marsh Creation

N

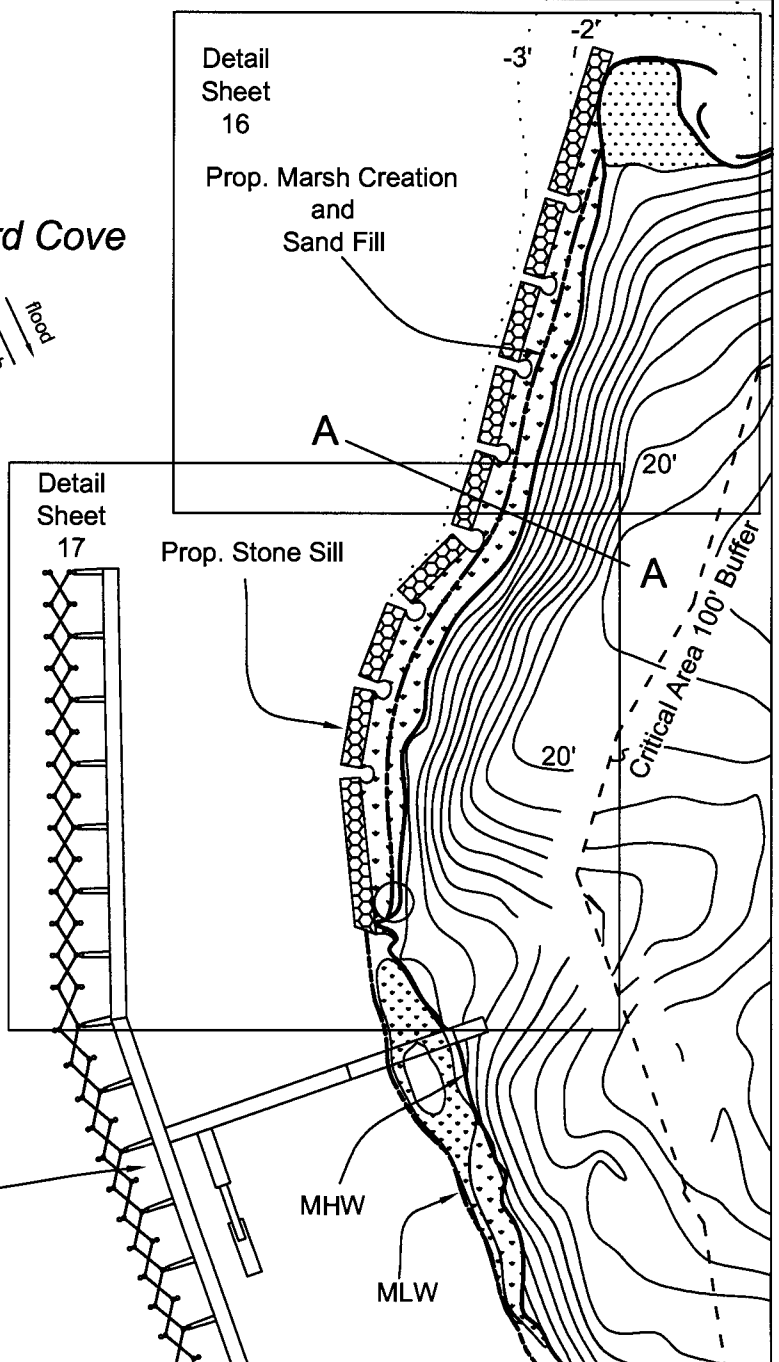


Scale: 1" = 100'

Tanyard Cove

II. Stone Sill / Marsh Creation
Total Length at MHW = 485'

- 1) 8,380 s.f. Intertidal Marsh
Length = 460', Ave. Width = 18'
Smooth Cordgrass on 1' grid
 - 2) 136 c.y. Sand Fill
 - 3) 458' L x 10.5' W x 3.5' H Stone Sill
w/ 8 - 5' W vents, 286 c.y.
- All stone 50 lb. to 150 lb., total 286 c.y.



Prop. Marina
(see sheet 3)

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Purpose: Recreational Access and Erosion Control

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Sheet 15 of 24

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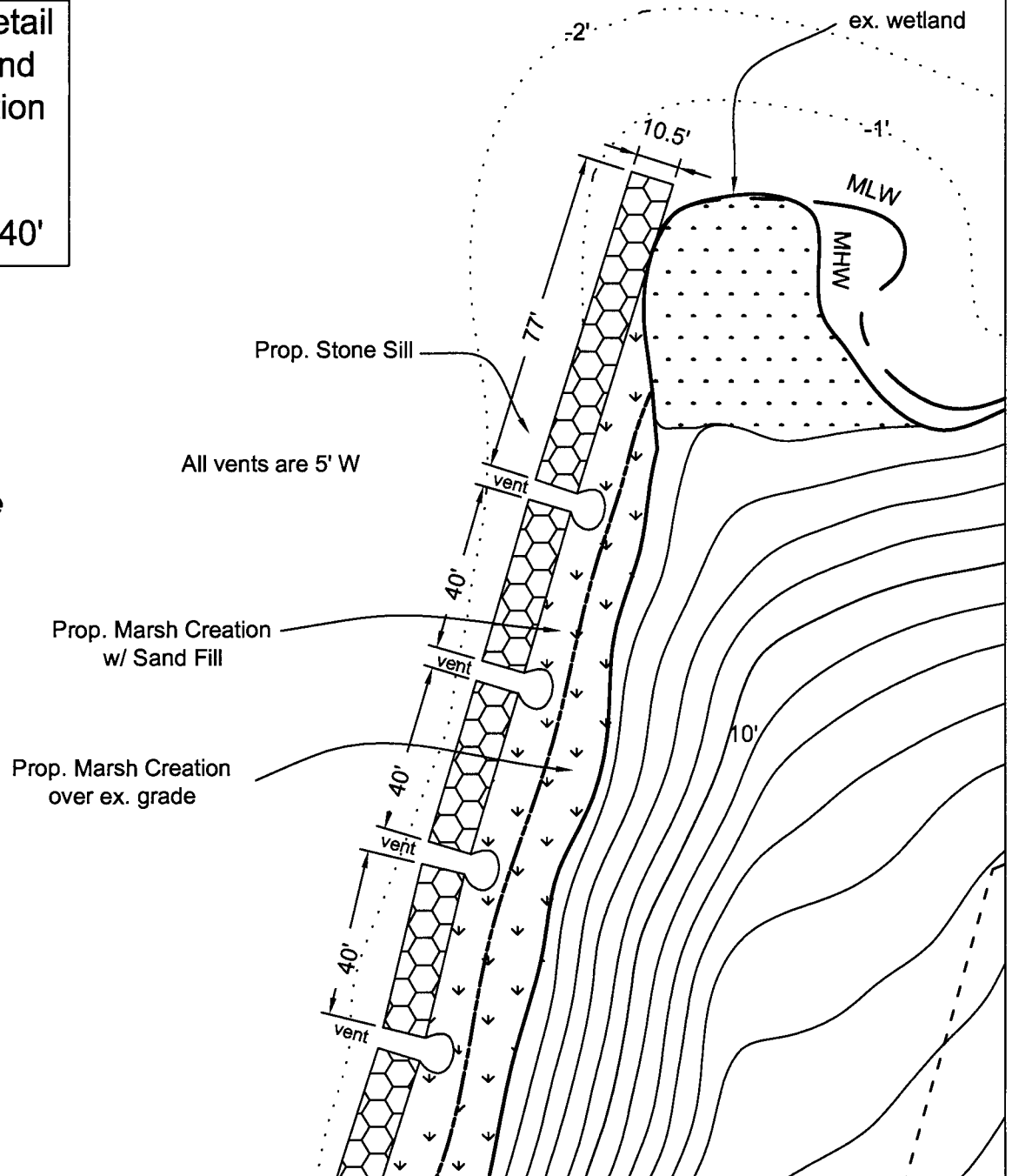
Drawings for Permit Purposes Only

**Plan View Detail
Stone Sill and
Marsh Creation**



Scale: 1" = 40'

Tanyard Cove



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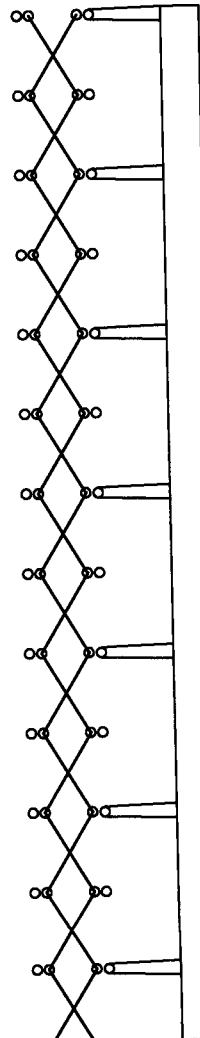
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Drawings for Permit Purposes Only

**Plan View Detail
Stone Sill and Marsh Creation**



Scale: 1" = 40'



Tanyard Cove

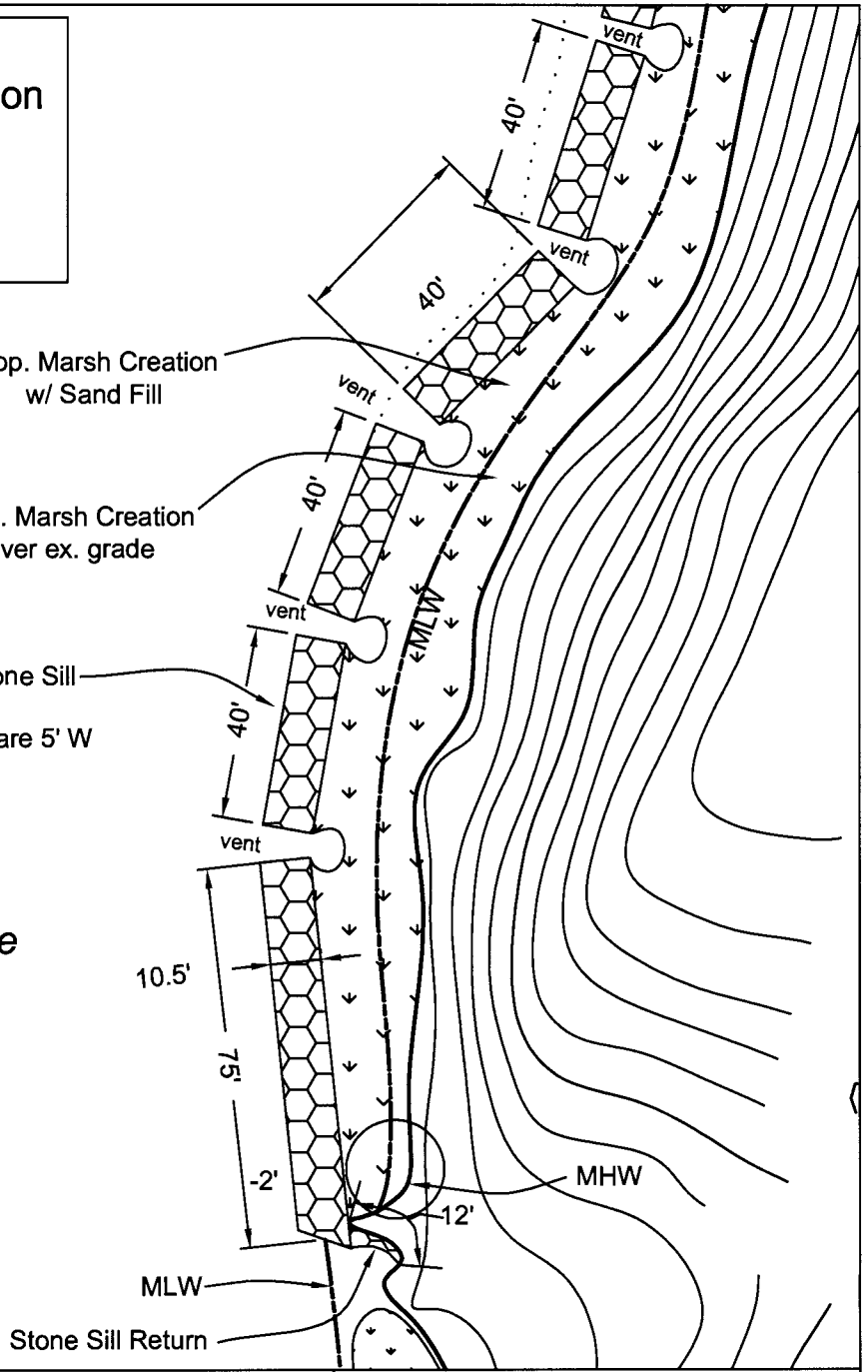


Prop. Marsh Creation
w/ Sand Fill

Prop. Marsh Creation
over ex. grade

Prop. Stone Sill

All vents are 5' W



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410-267-9692
floodbros@yahoo.com

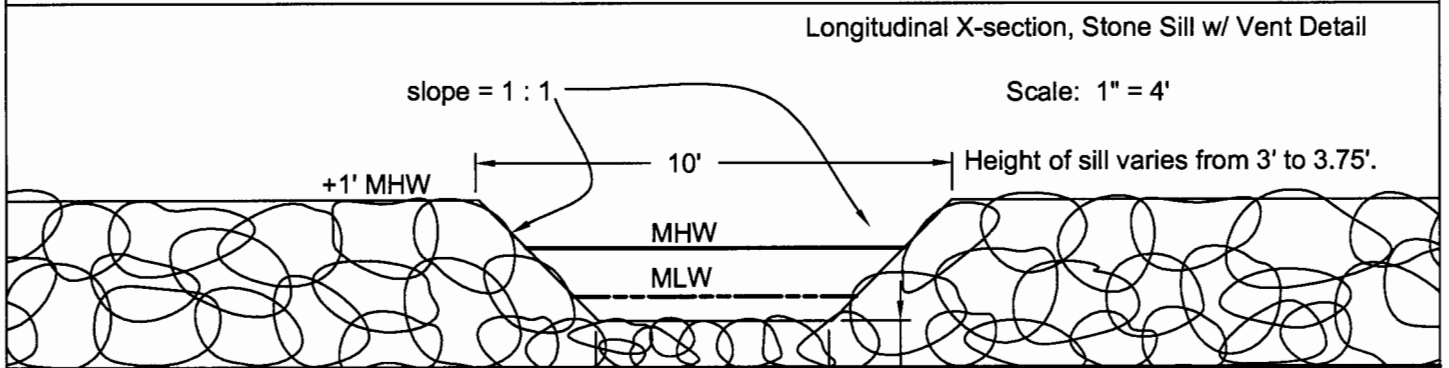
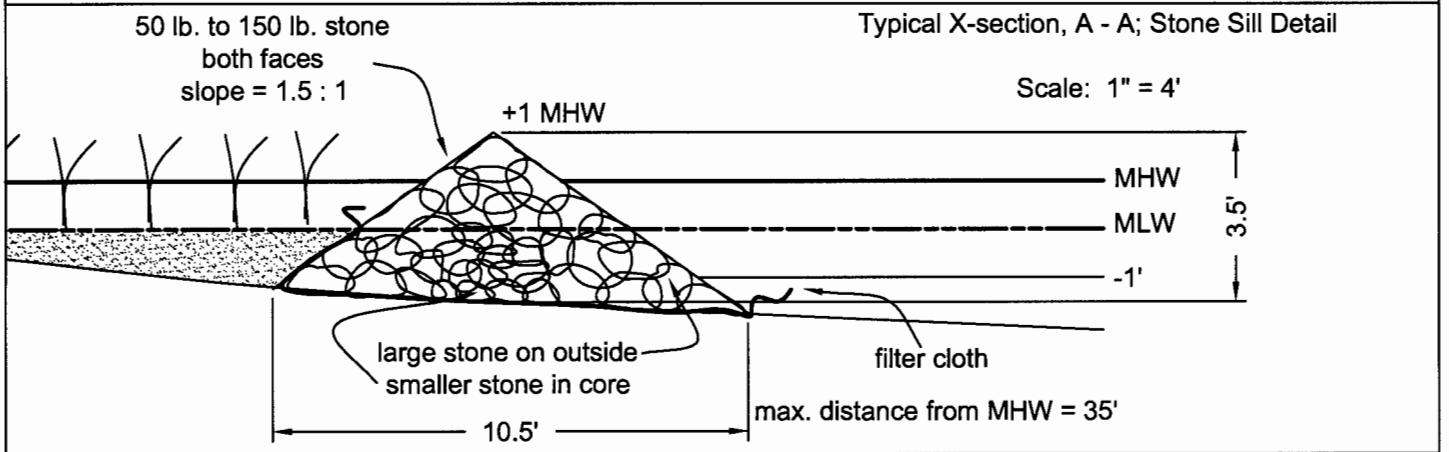
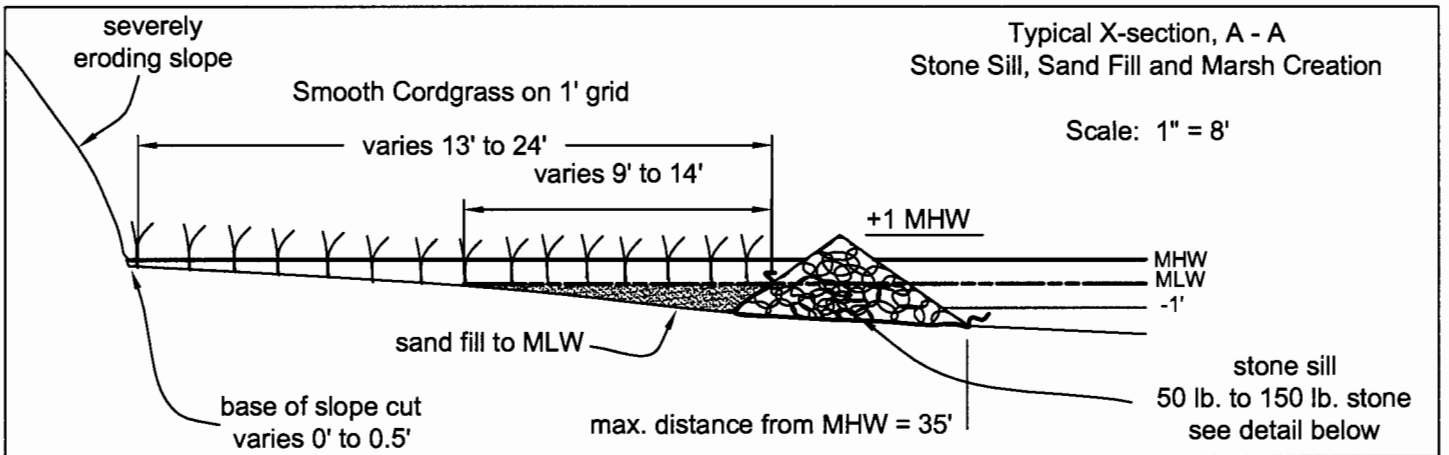
Sheet 17 of 24

Applicants: Tanyard Cove Associates, LLC
1355 Beverly Rd., Suite 240
McClean, VA 22101

Revision Date: March 1, 2013

Scale: As Shown Datum: MLW

Drawings for Permit Purposes Only



<p>Proposed: 40 Slip Marina and Stone Sill / Marsh Creation</p> <p>Purpose: Recreational Access and Erosion Control</p> <p>Location: Marley Neck Rd. Glen Burnie, MD 21060 Anne Arundel County</p> <p>Waterway: Tanyard Cove, Marley Creek</p>	<p>Flood Bros. Marine Consultants, Inc. 3265 Harness Creek Rd. Annapolis, MD 21403 410-267-9692 floodbros@yahoo.com</p> <p>Sheet 18 of 24</p>	<p>Applicants: Tanyard Cove Associates, LLC 1355 Beverly Rd., Suite 240 McClean, VA 22101</p> <p>Revision Date: March 1, 2013</p> <p>Scale: As Shown Datum: MLW</p> <p>Drawings for Permit Purposes Only</p>
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