

Public Notice

In Reply to Application Number NAB-2022-61295-M07 (USCG/Curtis Creek/Dredging)

Baltimore District PN 23-39

Comment Period: September 25, 2023 to October 25, 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 modification 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:

United States Coast Guard Facilities Engineering, Coast Guard Yard Attn: LT Holly Moore 2401 Hawkins Point Road, Baltimore, MD 21226

WATERWAY AND LOCATION OF THE PROPOSED WORK:

The proposed project is located in Curtis Creek, 2401 Hawkins Point Road, Baltimore, Anne Arundel County, Maryland. Latitude: 39.207296; Longitude: -76.580547.

OVERALL PROJECT PURPOSE:

To dredge the existing federal channel, turning basin, vessel berths and shiplift area for improved navigable access within Curtis Creek, 2401 Hawkins Point Road, Baltimore, Anne Arundel County, Maryland.

PROJECT DESCRIPTION:

To mechanically dredge approximately 53.04 acres of the federal channel, turning basin, and vessel berths to -28.75 feet below mean low water; hydraulically dredge approximately 1.28 acres of shiplift area to -35.50 feet below mean low water; and deposit approximately 479,117 cubic yards of dredged material at Masonville or Cox Creek Dredged Material Containment Facility (DMCF). The work is proposed within Curtis Creek, Anne Arundel County, Maryland. USCG is requesting a 10-year maintenance dredging clause to be included in the authorization. All work is proposed in accordance with the attached plans dated July 2023.

- Hydraulic dredging (shiplift): To hydraulically dredge the approximate 1.28-acre shiplift area to an approximate depth of -35.50 feet below mean low water and deposit approximately 9,294 cubic yards of material to the above DMCFs.
- Mechanical dredging (channel): To mechanically dredge the approximate 21.79-acre federal channel to an approximate depth of -28.75 feet below mean low water and deposit approximately 180,389 cubic yards of material to the above DMCFs.
- Mechanical dredging (turning basin): To mechanically dredge the approximate 26.81-acre turning basin to an approximate depth of -28.75 feet below mean low water and deposit approximately 273,508 cubic yards of material to the above DMCFs.
- Mechanical dredging (berths): To mechanically dredge the approximate 4.44- acre berthing areas to an approximate depth of -28.75 feet below mean low water and deposit approximately 15,926 cubic yards of material to the above DMCFs.

EFFECTS ON AQUATIC RESOURCES:

Activity	WoUS Impact (Acres)	Authority	
Mechanical Dredging	53.04	Section 10	
Hydraulic Dredging	1.28	Section 10/404	

LEAD FEDERAL AGENCY:

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

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

As part of the planning process for the proposed project, steps were taken to ensure avoidance and minimization of impacts to aquatic resources to the maximum extent practicable based on the existing site conditions. The proposed project purpose is to improve navigable access. The applicant designed the project to the minimal footprint necessary to achieve the project purpose successfully. No compensatory mitigation is proposed. No wetlands or SAV will be impacted as a result of the proposed project.

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 have no 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 adverse 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 USACE. 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/section408/.

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-2022-61295-M07.

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:

Ms. Maria N. Teresi

maria.teresi@usace.army.mil

U.S. Army Corps of Engineers, Baltimore District

Regulatory Branch

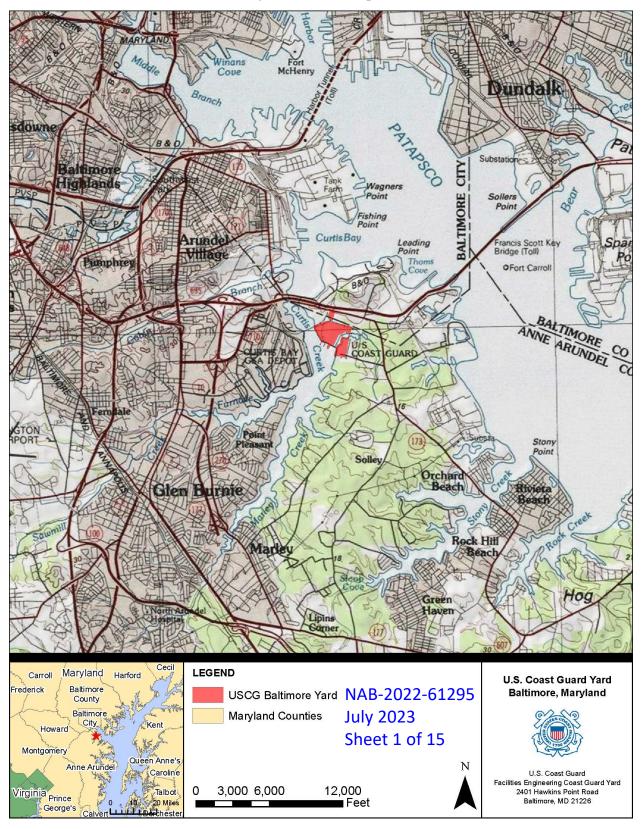
2 Hopkins Plaza

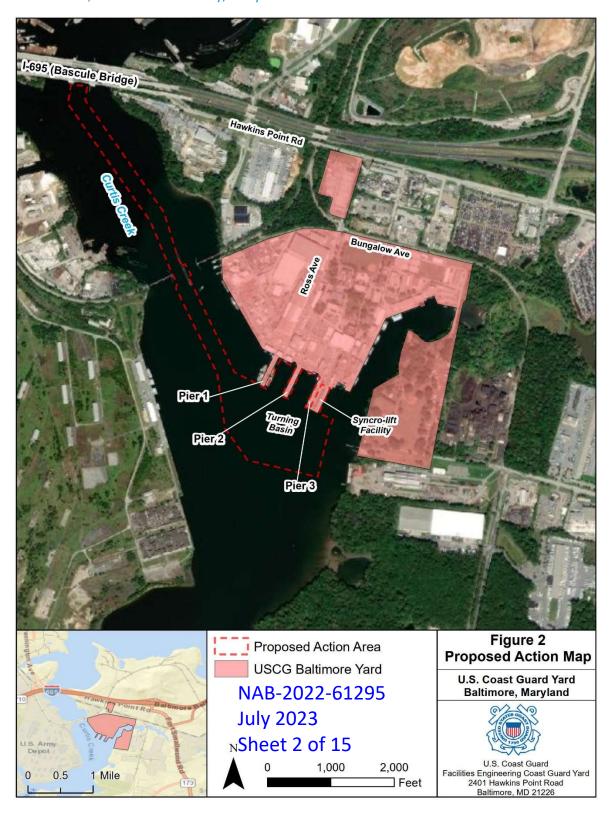
Baltimore, Maryland 21201

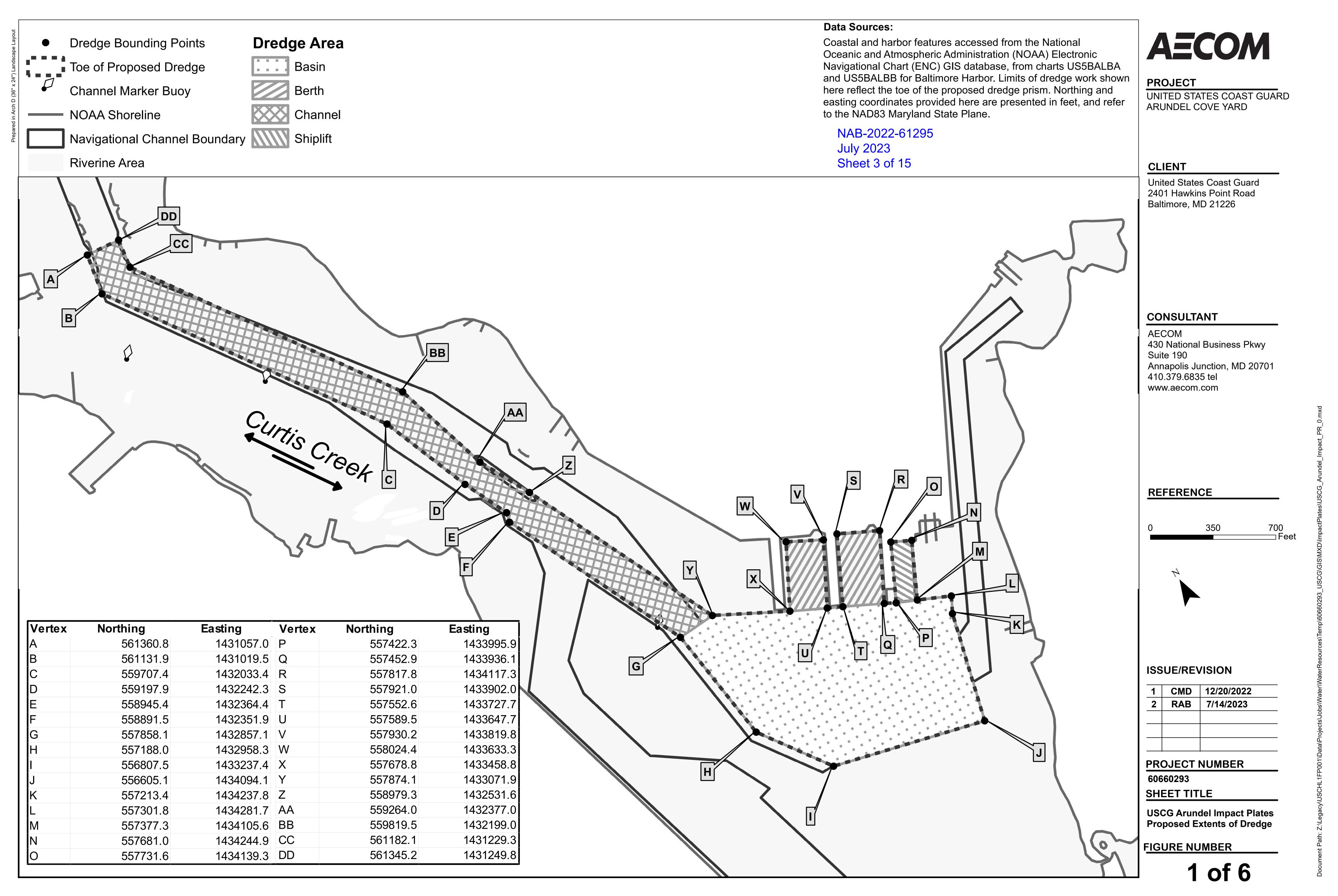
It is requested that you communicate this information concerning the proposed work to any persons known by you to be interested, who did not receive a copy of this notice. General information regarding the Corps' permitting process can be found on our website at https://www.nab.usace.army.mil/Missions/Regulatory.aspx. 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. Maria N. Teresi at 410-962-4501 or maria.teresi@usace.army.mil. This public notice is issued by the Chief, Regulatory Branch.

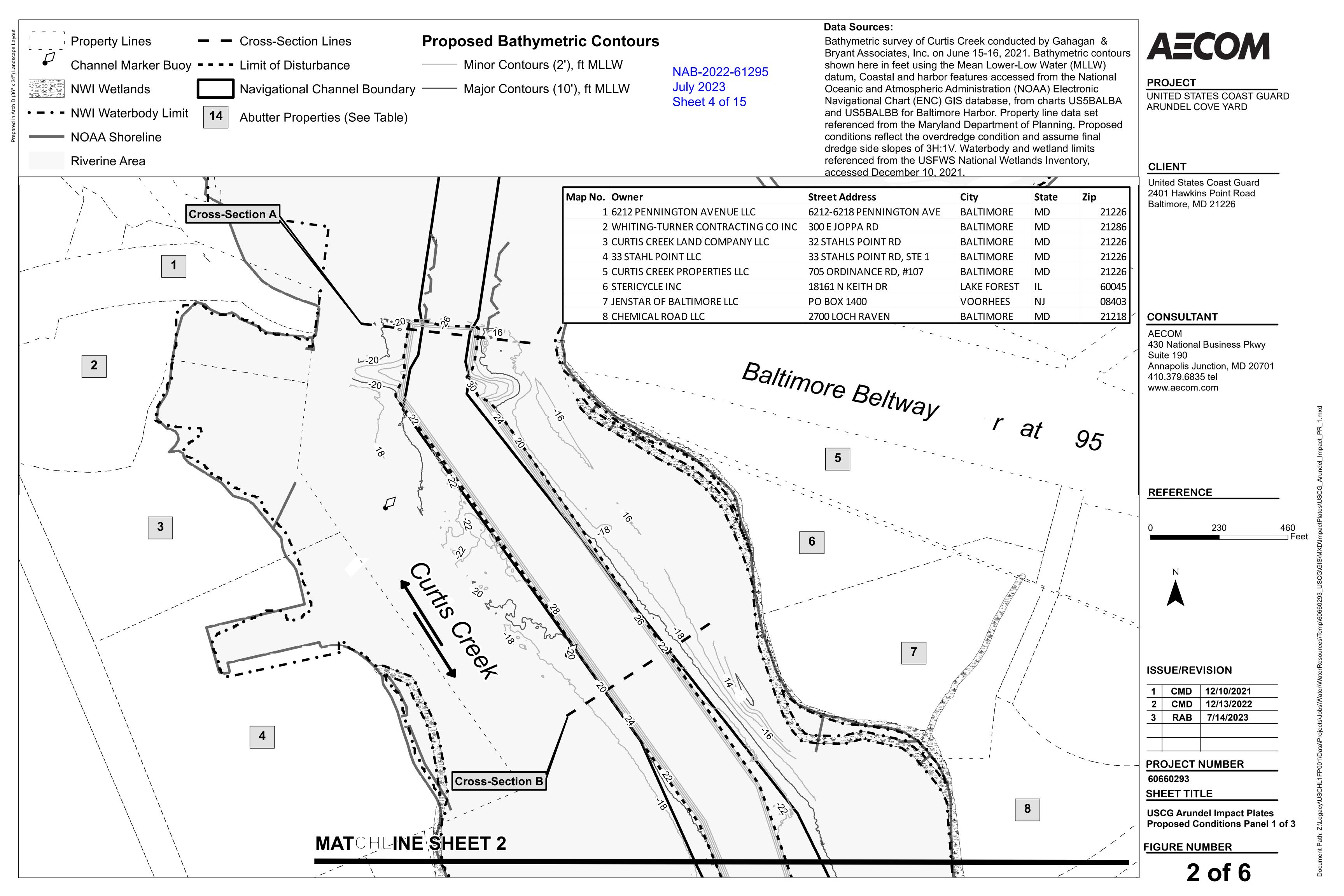


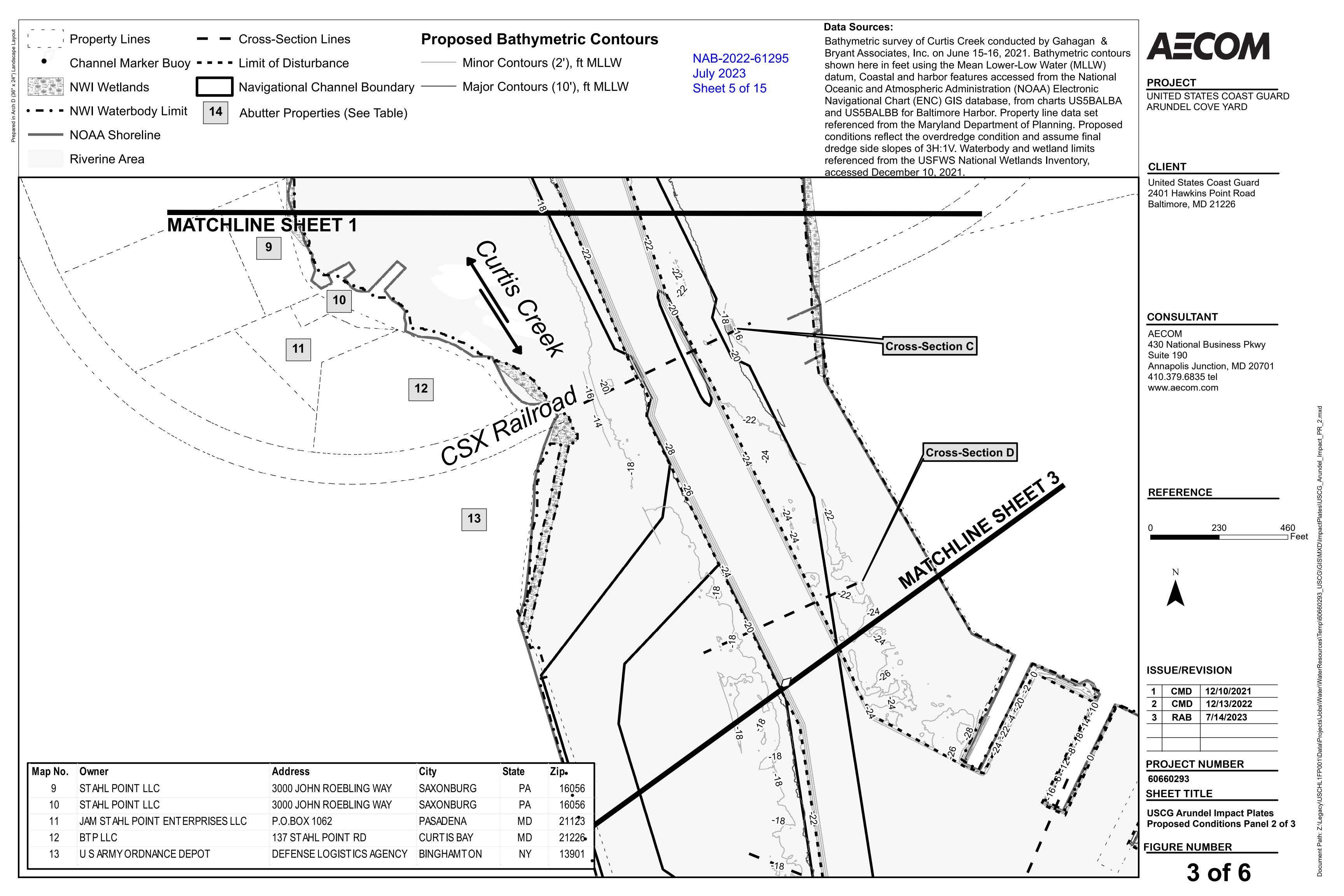
Project Location Map

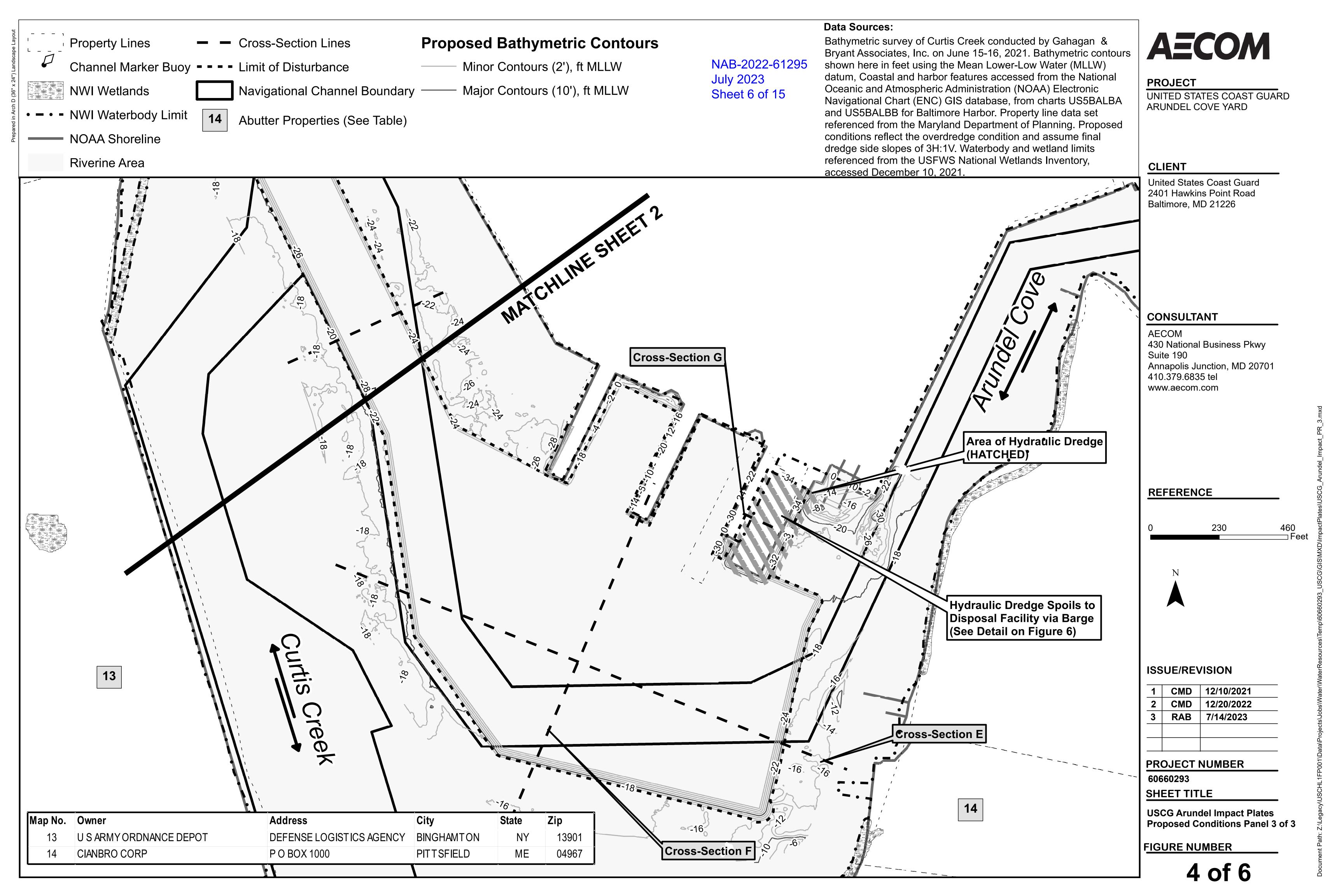












1' Overdredge Scenario

1.28

21.79

26.81

4.44

54.32

AC

55,690

949,099

CY

9,294

180,389

273,508

15,926

479,117

Target Dredge Scenario

1.18

21.18

26.56

4.44

53.35

AC

51,341

922,677

193,216

2,324,032

SF

Shiplift

Channel

Turning Basin 1,156,798

Berths

CY

SF

231,931 1,167,892

11,872 193,348

397,395 2,366,029

7,449

146,143

NAB-2022-61295 July 2023 Sheet 7 of 15

AECOM

PROJECT

UNITED STATES COAST GUARD ARUNDEL COVE YARD

CLIENT

United States Coast Guard 2401 Hawkins Point Road Baltimore, MD 21226

CONSULTANT

AECOM 430 National Business Pkwy Suite 190 Annapolis Junction, MD 20701 410.379.6835 tel www.aecom.com

REFERENCE

ISSUE/REVISION

	1	CMD	12/15/2022
	2	RAB	7/14/2023
•			

PROJECT NUMBER

60660293

SHEET TITLE

USCG Arundel Impact Plates WOTUS Impact Table

FIGURE NUMBER

5 of 6

Water of the U.S. Impact Summary Table Permanent Impacts Hydraulic Dredge

Total

Mechanical Dredge

Data Sources:

NAB-2022-61295 July 2023 Sheet 8 of 15 AECOM

PROJECT

UNITED STATES COAST GUARD ARUNDEL COVE YARD

CLIENT

United States Coast Guard 2401 Hawkins Point Road Baltimore, MD 21226

CONSULTANT

AECOM
430 National Business Pkwy
Suite 190
Annapolis Junction, MD 20701
410.379.6835 tel
www.aecom.com

REFERENCE

ISSUE/REVISION

_	1	RAB	7/14/2023
-			
-			
-			
-			

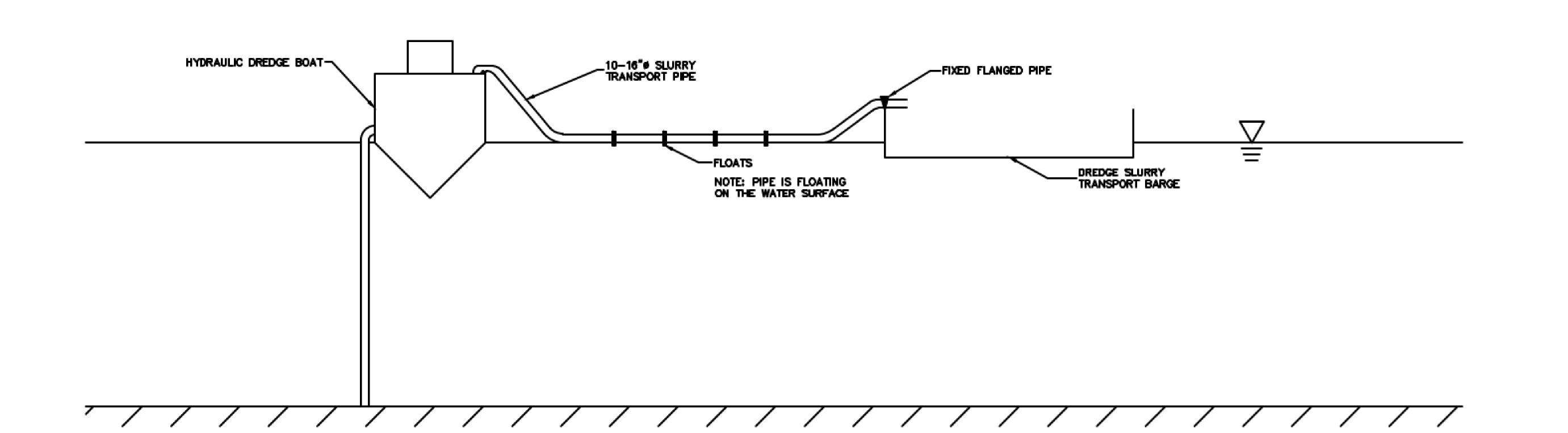
PROJECT NUMBER

60660293

SHEET TITLE

USCG Arundel Impact Plates Hydraulic Dredge Figure

FIGURE NUMBER



Legend . THE INFORMATION DEPICTED ON THIS MAP REPRESENTS THE RESULTS OF SURVEYS MADE ON THE DATES SHOWN AND CAN ONLY INDICATE THE GENERAL CONDITION EXISTING AT THAT - EXISTING CHANNEL BOTTOM TIME. **PROJECT** PROPOSED DREDGE DEPTH (STANDARD): -27.50' MLLW (-27.75' MLW) 2. SURVEY DATA COLLECTED BY GAHAGAN & BRYANT ASSOCIATES, INC. ON JUNE 15-16, 2021 ■ 1-FOOT OVERDREDGE: -28.50' MLLW (-28.75' MLW) USING SURVEY VESSEL 'SEA FIX'. NAB-2022-61295 3. DESIGN DREDGE PRISMS REFLECT TARGET DREDGE ELEVATIONS OF -27.5 AND OVERDREDGE July 2023 ELEVATIONS OF -28.5 FEET IN THE MLLW DATUM. Sheet 9 of 15 4. INFORMATION SHOWN HERE IS FOR PERMITTING PURPOSES ONLY, AND MAY NOT BE USED FOR CONSTRUCTION. CLIENT SECTION A: HIGHWAY BRIDGE CONSULTANT **AECOM** -MHW (1.07') Suite 190 \sim MLW (0.00') REFERENCE VATION, -20 ISSUE/REVISION -3060660293 SHEET TITLE 3+'00 2+'00 5+'00 4+'00 0+'00 1+'00 6+'00

STATION, FT

AECOM

UNITED STATES COAST GUARD ARUNDEL COVE YARD

United States Coast Guard 2401 Hawkins Point Road Baltimore, MD 21226

430 National Business Pkwy Annapolis Junction, MD 20701 410.379.6835 tel www.aecom.com

1	CMD	12/02/2021
2	CMD	12/13/2022

PROJECT NUMBER

USCG Arundel Impact Plates Proposed Cross-Section Panel 1 of 7

FIGURE NUMBER

Legend NOTES: . THE INFORMATION DEPICTED ON THIS MAP REPRESENTS THE RESULTS OF SURVEYS MADE ON THE DATES SHOWN AND CAN ONLY INDICATE THE GENERAL CONDITION EXISTING AT THAT - EXISTING CHANNEL BOTTOM TIME. **PROJECT** PROPOSED DREDGE DEPTH (STANDARD): -27.50' MLLW (-27.75' MLW) 2. SURVEY DATA COLLECTED BY GAHAGAN & BRYANT ASSOCIATES, INC. ON JUNE 15-16, 2021 NAB-2022-61295 ■ 1-FOOT OVERDREDGE: -28.50' MLLW (-28.75' MLW) USING SURVEY VESSEL 'SEA FIX'. July 2023 3. DESIGN DREDGE PRISMS REFLECT TARGET DREDGE ELEVATIONS OF -27.5 AND OVERDREDGE Sheet 10 of 15 ELEVATIONS OF -28.5 FEET IN THE MLLW DATUM. 4. INFORMATION SHOWN HERE IS FOR PERMITTING PURPOSES ONLY, AND MAY NOT BE USED FOR CONSTRUCTION. CLIENT SECTION B: CHANNEL CONSULTANT ∠MHW (1.07') **AECOM** Suite 190 ~MLW (0.00') -10REFERENCE VATION, -20-30

5+'00

6+'00

4+'00

2+'00

3+'00

STATION, FT

1+'00

0+'00

AECOM

UNITED STATES COAST GUARD ARUNDEL COVE YARD

United States Coast Guard 2401 Hawkins Point Road Baltimore, MD 21226

430 National Business Pkwy Annapolis Junction, MD 20701 410.379.6835 tel www.aecom.com

ISSUE/REVISION

1	CMD	12/02/2021
2	CMD	12/13/2022

PROJECT NUMBER

60660293

SHEET TITLE

USCG Arundel Impact Plates Proposed Cross-Section Panel 2 of 7

FIGURE NUMBER

Legend AECOM NOTES: . THE INFORMATION DEPICTED ON THIS MAP REPRESENTS THE RESULTS OF SURVEYS MADE ON THE DATES SHOWN AND CAN ONLY INDICATE THE GENERAL CONDITION EXISTING AT THAT - EXISTING CHANNEL BOTTOM TIME. **PROJECT** PROPOSED DREDGE DEPTH (STANDARD): -27.50' MLLW (-27.75' MLW) 2. SURVEY DATA COLLECTED BY GAHAGAN & BRYANT ASSOCIATES, INC. ON JUNE 15-16, 2021 NAB-2022-61295 1-FOOT OVERDREDGE: -28.50' MLLW (-28.75' MLW) USING SURVEY VESSEL 'SEA FIX'. July 2023 ARUNDEL COVE YARD 3. DESIGN DREDGE PRISMS REFLECT TARGET DREDGE ELEVATIONS OF -27.5 AND OVERDREDGE Sheet 11 of 15 ELEVATIONS OF -28.5 FEET IN THE MLLW DATUM. 4. INFORMATION SHOWN HERE IS FOR PERMITTING PURPOSES ONLY, AND MAY NOT BE USED FOR CONSTRUCTION. **CLIENT United States Coast Guard** 2401 Hawkins Point Road SECTION C: CSX BRIDGE Baltimore, MD 21226 ~MHW (1.07') CONSULTANT **AECOM** 430 National Business Pkwy \sim MLW (0.00') Suite 190 Annapolis Junction, MD 20701 410.379.6835 tel www.aecom.com -10REFERENCE TION, -20ISSUE/REVISION -30PROJECT NUMBER 60660293 SHEET TITLE **USCG Arundel Impact Plates** 2+'00 4+'00 5+'00 1+'00 3+'00 6+'00 0+00FIGURE NUMBER STATION, FT

UNITED STATES COAST GUARD

1	CMD	12/02/2021
2	CMD	12/13/2022

Proposed Cross-Section Panel 3 of 7

Legend AECOM NOTES: . THE INFORMATION DEPICTED ON THIS MAP REPRESENTS THE RESULTS OF SURVEYS MADE ON THE DATES SHOWN AND CAN ONLY INDICATE THE GENERAL CONDITION EXISTING AT THAT ---- EXISTING CHANNEL BOTTOM **PROJECT** PROPOSED DREDGE DEPTH (STANDARD): -27.50' MLLW (-27.75' MLW) NAB-2022-61295 2. SURVEY DATA COLLECTED BY GAHAGAN & BRYANT ASSOCIATES, INC. ON JUNE 15-16, 2021 UNITED STATES COAST GUARD July 2023 ■ 1-FOOT OVERDREDGE: -28.50' MLLW (-28.75' MLW) USING SURVEY VESSEL 'SEA FIX'. ARUNDEL COVE YARD 3. DESIGN DREDGE PRISMS REFLECT TARGET DREDGE ELEVATIONS OF -27.5 AND OVERDREDGE Sheet 12 of 15 ELEVATIONS OF -28.5 FEET IN THE MLLW DATUM. 4. INFORMATION SHOWN HERE IS FOR PERMITTING PURPOSES ONLY, AND MAY NOT BE USED FOR CONSTRUCTION. CLIENT **United States Coast Guard** 2401 Hawkins Point Road Baltimore, MD 21226 SECTION D: CHANNEL ∠MHW (1.07') CONSULTANT **AECOM** 430 National Business Pkwy \sim MLW (0.00') Suite 190 Annapolis Junction, MD 20701 410.379.6835 tel www.aecom.com REFERENCE ISSUE/REVISION CMD 12/02/2021 -30CMD 12/13/2022 **PROJECT NUMBER** 60660293 SHEET TITLE **USCG Arundel Impact Plates Proposed Cross-Section Panel 4 of 7** 3+'00 2+'00 5+'00 1+'00 4+'00 6+'00 FIGURE NUMBER STATION, FT 4 of 7

Legend — EXISTING CHANNEL BOTTOM — PROPOSED DREDGE DEPTH (STANDARD): -27.50' MLLW (-27.75' MLW) — 1-FOOT OVERDREDGE: -28.50' MLLW (-28.75' MLW) NAB-2022-61295 July 2023 Sheet 13 of 15

NOTES:

- THE INFORMATION DEPICTED ON THIS MAP REPRESENTS THE RESULTS OF SURVEYS MADE ON THE DATES SHOWN AND CAN ONLY INDICATE THE GENERAL CONDITION EXISTING AT THAT TIME.
- 2. SURVEY DATA COLLECTED BY GAHAGAN & BRYANT ASSOCIATES, INC. ON JUNE 15-16, 2021 USING SURVEY VESSEL 'SEA FIX'.
- 3. DESIGN DREDGE PRISMS REFLECT TARGET DREDGE ELEVATIONS OF -27.5 AND OVERDREDGE ELEVATIONS OF -28.5 FEET IN THE MLLW DATUM.
- 4. INFORMATION SHOWN HERE IS FOR PERMITTING PURPOSES ONLY, AND MAY NOT BE USED FOR CONSTRUCTION.

AECOM

PROJECT

UNITED STATES COAST GUARD ARUNDEL COVE YARD

CLIENT

United States Coast Guard 2401 Hawkins Point Road Baltimore, MD 21226

CONSULTANT

AECOM
430 National Business Pkwy
Suite 190
Annapolis Junction, MD 20701
410.379.6835 tel
www.aecom.com

REFERENCE

ISSUE/REVISION

1	CMD	12/02/2021
2	CMD	12/13/2022

PROJECT NUMBER

60660293

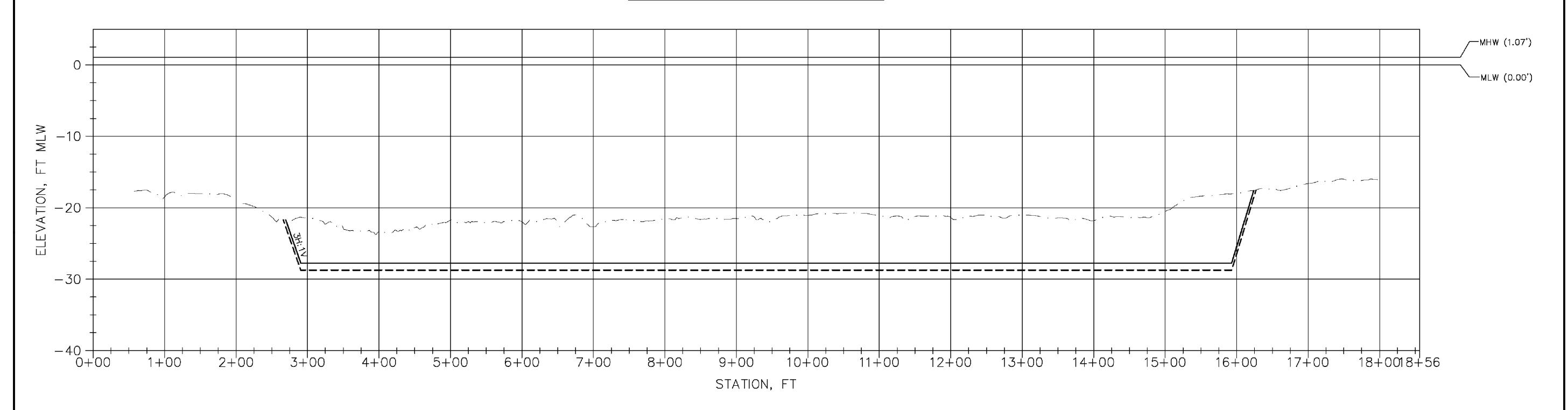
SHEET TITLE

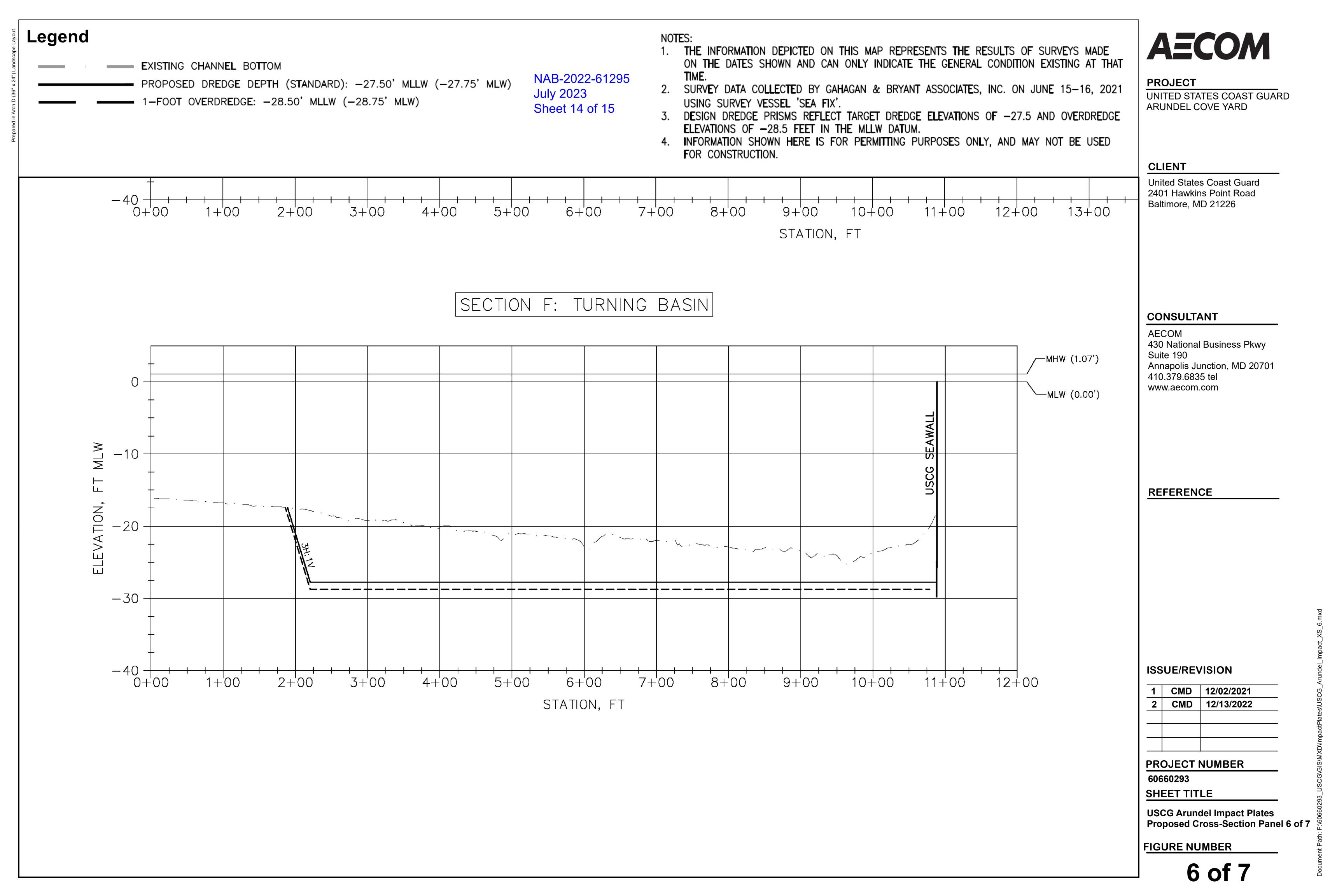
USCG Arundel Impact Plates
Proposed Cross-Section Panel 5 of 7

FIGURE NUMBER

5 of 7

SECTION E: TURNING BASIN





Legend AECOM NOTES: . THE INFORMATION DEPICTED ON THIS MAP REPRESENTS THE RESULTS OF SURVEYS MADE ON THE DATES SHOWN AND CAN ONLY INDICATE THE GENERAL CONDITION EXISTING AT THAT ---- EXISTING CHANNEL BOTTOM TIME. **PROJECT** PROPOSED DREDGE DEPTH (STANDARD): -27.50' MLLW (-27.75' MLW) SURVEY DATA COLLECTED BY GAHAGAN & BRYANT ASSOCIATES, INC. ON JUNE 15-16, 2021 NAB-2022-61295 UNITED STATES COAST GUARD 1-FOOT OVERDREDGE: -28.50' MLLW (-28.75' MLW) USING SURVEY VESSEL 'SEA FIX'. ARUNDEL COVE YARD July 2023 3. DESIGN DREDGE PRISMS REFLECT TARGET DREDGE ELEVATIONS OF -27.5 AND OVERDREDGE Sheet 15 of 15 ELEVATIONS OF -28.5 FEET IN THE MLLW DATUM. 4. INFORMATION SHOWN HERE IS FOR PERMITTING PURPOSES ONLY, AND MAY NOT BE USED FOR CONSTRUCTION. CLIENT **United States Coast Guard** 2401 Hawkins Point Road Baltimore, MD 21226 SECTION G: SHIPLIFT CONSULTANT **AECOM** 430 National Business Pkwy Suite 190 Annapolis Junction, MD 20701 410.379.6835 tel CL www.aecom.com SHIPLIFT EXISTING PIER NO. 3 ----48'-0" +10 — -MHW (1.07') - MLW (0.00') REFERENCE - APPROX. MUDLINE (1995) ELEVATION, -20 -30 ISSUE/REVISION CMD 12/02/2021 CMD 12/13/2022 -40 - 13'-0'' - - | 35'-0" 38'-0" PROJECT NUMBER -50 <u></u> 60660293 SHEET TITLE **USCG Arundel Impact Plates Proposed Cross-Section Panel 7 of 7** FIGURE NUMBER