



U.S. Army Corps
of Engineers
Baltimore District

Public Notice

In Reply to Application Number
CENAB-OPR-P (Talbot County DPW/Knapps Narrows)
2018-60663

PN 18-48

Comment Period: July 27, 2018 to August 26, 2018

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: Ray Clarke
Talbot County Department of Public Works
215 Bay Street, Suite #6
Easton, Maryland 21601

LOCATION: The project is located in the Knapps Narrows, Tongers Basin at 7381 Tilghman Island Road, Tilghman Maryland.

WORK: To maintenance dredge by either hydraulic or mechanical method, approximately 45,512 square feet of channel, maximum depth of -6.0 feet deep mean low water (MLW). The dredged materials are proposed to be placed at an approved site located at Tax Map 38, Parcel 9 and 43, 21579 Donnell Jones Road Sherwood, Maryland 21665. The applicant has also requested authorization for subsequent maintenance dredging for a period of 10 years.

If you have any questions concerning this matter, please contact Ms. Brittany Seguin of this office at (717) 249-8822 or via email at Brittany.seguin@usace.army.mil.

The purpose of the project is to improve navigable access.

As part of the planning process for the proposed project, steps were taken to ensure avoidance and minimization of impacts to waters of the United States to the maximum extent practicable. Compensatory mitigation is not being proposed by the applicant for impacts to open water (deep water) habitat, and no wetland impacts are proposed.

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 affect Essential Fish Habitat (EFH). The project site lies in or adjacent to EFH as described under Magnuson-Stevens Fishery Conservation and Management Act (MSFCMA) for Juvenile and adult Red hake (*Urophycis chuss*) and Windowpane flounder (*Scopthalmus aquosus*); Adult Atlantic sea herring (*Clupea harengus*); Juvenile and adult Bluefish (*Pomatomus saltatrix*); Eggs, larvae, juvenile and adult Atlantic butterfish

(*Peprilus triacanthus*); Larvae, juvenile and adult Summer flounder (*Paralichthys dentatus*); Juvenile and adult Scup (*Stenotomus chrysops*) and Red Drum (*Sciaenops ocellatus*); Eggs, larvae, juveniles and adult King mackerel (*Scomberomorus cavalla*), Spanish mackerel (*Scomberomorus maculatus*), Cobia (*Rachycentron canadum*), Black sea bass (*Centropristus striata*) and all managed species under the MSFCMA.

The project has the potential to adversely affect EFH or the species of concern by the alteration of spawning, nursery, forage and/or shelter habitat. The project may have an adverse effect on an approximate total of 45,512 square feet area of EFH as described under the MSFCMA for the species and life stages identified above. This habitat consists of a mostly sand and silt substrate which does not support SAV. According to the Virginia Institute of Marine Science (VIMS) survey maps, there was no SAV within the area. 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. No mitigative measures are recommended at this time to minimize adverse effects on EFH. This preliminary determination may be modified if additional information indicates otherwise and could change the Corps' preliminary determination.

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 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, State College Field Office, 1631 South Atherton Street, Suite 102, State College, Pennsylvania, 16801 within the comment period specified above.

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 Environment (MDE). The Section 401 certifying agency has a statutory limit of one year from the date of this public notice to make its decision.

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.

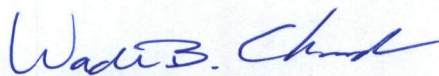
A preliminary review of this application indicates that the proposed work will have no effect on Federal listed threatened or endangered species or their critical habitat, pursuant to Section 7 of the Endangered Species Act, as amended. As the evaluation of this application continues, additional information 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, State College Field Office, 1631 South Atherton Street, Suite 102, State College, Pennsylvania, 16801 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.

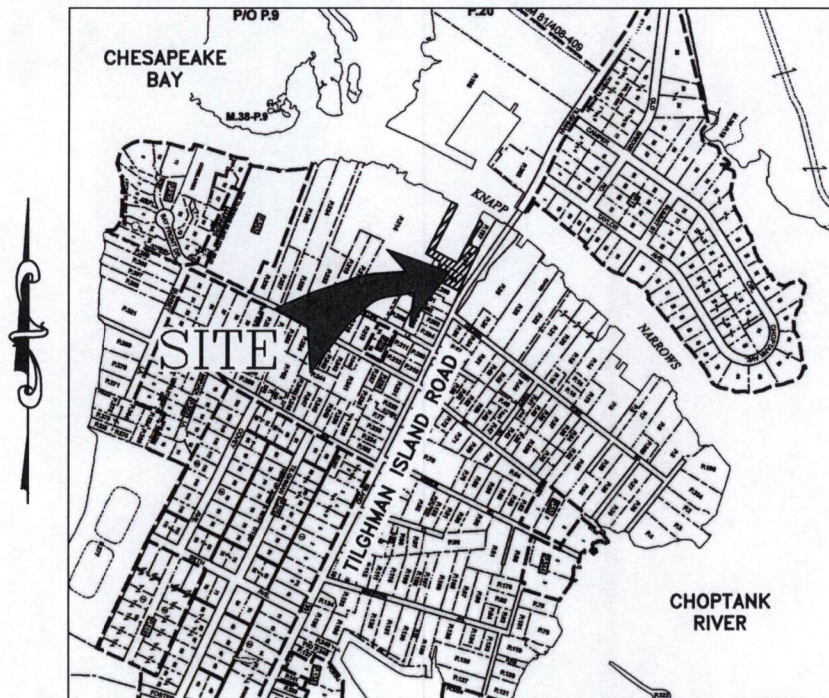
It is requested that you communicate this information concerning the proposed work to any persons known by you to be interested and not being known to this office, who did not receive a copy of this notice.

FOR THE DISTRICT ENGINEER:



Wade B. Chandler
Chief, Pennsylvania Section
Regulatory Branch

TIDAL WETLAND PERMIT DRAWINGS
PREPARED FOR
TALBOT COUNTY
DEPARTMENT OF PUBLIC WORKS
IN THE FIFTH ELECTION DISTRICT
TALBOT COUNTY, MARYLAND



VICINITY MAP
SCALE: 1" = 1,000'

ENGINEER

Lane Engineering, LLC
117 BAY STREET
EASTON, MARYLAND 21601
(410) 822-8003

OWNER

COMMISSIONERS OF TALBOT COUNTY
11 N. WASHINGTON STREET
EASTON, MD 21601-3195

PROJECT LOCATION

7381 TILGHMAN ISLAND ROAD
TILGHMAN ISLAND, MD

DEVELOPER

TALBOT COUNTY
DEPARTMENT OF PUBLIC WORKS
215 BAY STREET, SUITE #6
EASTON, MD 21601

ISSUE FOR:	DATE:	BY:	No.	DATE:	REVISION:	BY:
MDE SUBMITTAL	03/20/18	DSW				
MDE SUBMITTAL	06/20/18	DSW				

SHEET No. **1 OF 9**
 DATE: AS NOTED
 SCALE: AS NOTED
 JOB No. 180008
 FILE No. D173

TITLE SHEET
PREPARED FOR
TALBOT COUNTY
DEPARTMENT OF PUBLIC WORKS
 IN THE FIFTH ELECTION DISTRICT, TALBOT COUNTY
 TAX MAP 44A, PARCEL 198

Lane Engineering, LLC

Established 1986
Civil Engineers • Land Planning • Land Surveyors



E-mail: general@leinc.com
 117 Bay St. Easton, MD 21601 (410) 822-8003
 15 Washington St. Cambridge, MD 21613 (410) 221-0818
 354 Pennsylvania Ave. Centreville, MD 21617 (410) 758-2095

LEGEND & ABBREVIATIONS

MLW MEAN LOW WATER
MHW MEAN HIGH WATER

PROPERTY LINE _____
EXISTING CONTOUR LINE - - - - -24- - - - -
PROPOSED CONTOUR LINE _____ 24 _____

PROJECT NOTES:

1. TIDAL DATUM, I.E. MEAN LOW WATER ELEVATION, IS ESTIMATED FROM ENVIRONMENTAL INDICATORS SUCH AS RACK LINES, WATER MARKS, PLANT COMMUNITY COMPOSITIONS.
2. UNLESS OTHERWISE NOTED, ELEVATIONS SHOWN HEREIN ARE REFERENCED TO MEAN LOW WATER (MLW) = 0.0'.
3. MEAN TIDAL RANGE = 1.11' (ASSUME POPLAR ISLAND TIDAL RANGE)
4. LOT SIZE = .84 AC.±
5. LOT DEPTH = 315'±
6. LOT WIDTH AT SHORELINE = 213'±
7. DISTANCE TO CHANNEL CENTERLINE = 91'±
8. MAXIMUM CHANNELWARD ENCROACHMENT = 329'±
9. ZONING CLASSIFICATION = VC
10. 911 ADDRESS = 7381 TILGHMAN ISLAND ROAD TILGHMAN ISLAND, MD 21671

AT THE APPLICANT'S REQUEST, THE PROPERTY LINE AND SHORELINE INFORMATION SHOWN HEREON WAS TAKEN FROM A CHRIS WATERS PLAT 01/52. A PROPERTY LINE SURVEY WAS PERFORMED BY CHRIS WATERS ON 06/10/09. LANE ENGINEERING IS NOT RESPONSIBLE FOR ANY INACCURACIES ASSOCIATED WITH THE LOCATION OF ABOVE REFERENCED EXISTING FEATURES AND RELATED LATERAL LINES, SETBACKS, ETC. THIS SKETCH IS FOR PERMIT PURPOSES ONLY. SOUNDINGS SHOWN HEREON WERE TAKEN FROM A DEPARTMENT OF NATURAL RESOURCES CONDITIONS SURVEY DATED ON JULY 12, 2016.

SITE & PROJECT NOTES
PREPARED FOR
TALBOT COUNTY
DEPARTMENT OF PUBLIC WORKS
IN THE FIFTH ELECTION DISTRICT, TALBOT COUNTY
TAX MAP 44A, PARCEL 198

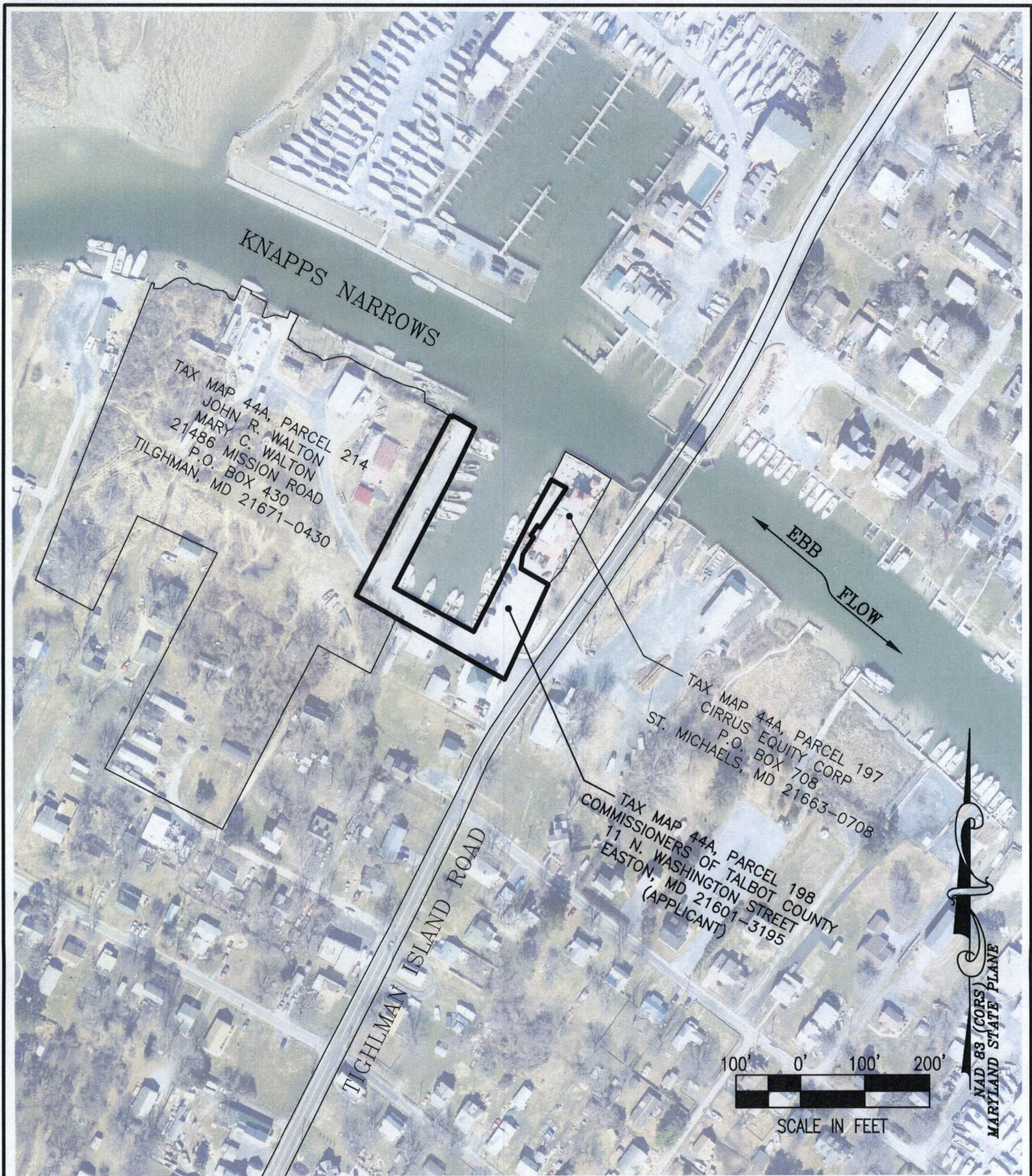
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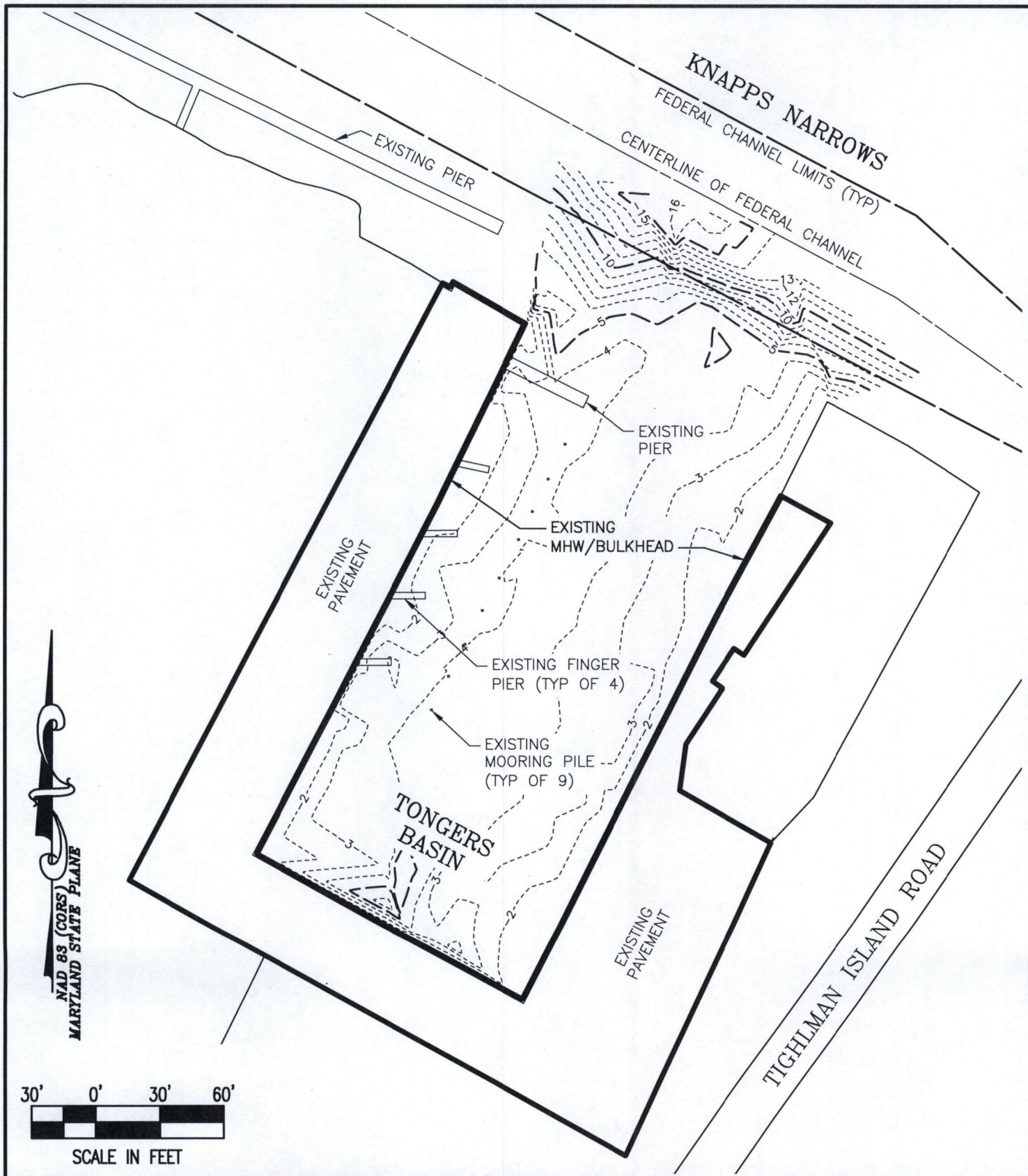



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SHEET No.
2 OF 9
DATE: AS NOTED
SCALE: AS NOTED
JOB No. 180008
FILE No. D173



SHEET No. 3 OF 9 DATE: AS NOTED SCALE: AS NOTED JOB No. 180008 FILE No. D173	SITE OVERVIEW		Lane Engineering, LLC	
	PREPARED FOR		Established 1986 Civil Engineers • Land Planning • Land Surveyors	
	TALBOT COUNTY			
	DEPARTMENT OF PUBLIC WORKS		E-mail: general@leinc.com 117 Bay St. Easton, MD 21601 (410) 822-8003 15 Washington St. Cambridge, MD 21613 (410) 221-0818 354 Pennsylvania Ave. Centreville, MD 21617 (410) 758-2095	
IN THE FIFTH ELECTION DISTRICT, TALBOT COUNTY		© LANE ENGINEERING, LLC		
TAX MAP 44A, PARCEL 198		Date: 06/20/2018 - 3:53pm User: dwalton Project Manager: JSC Drawing Path: C:\swap\AcPublish_9636\HMP-PLTS-180008.dwg Sheet3 XREF File(s): GBS-BASE-LTTR-180008/RD-BASE-180008/RAR-BASE-180008/CSF-BASE-180008/VSF-BASE-180008/RAR-BASE-DMPS-180008/CPR-SRCE-180008		



SHEET No. 4 OF 9 DATE: AS NOTED SCALE: AS NOTED JOB No. 180008 FILE No. D173	EXISTING CONDITIONS PREPARED FOR TALBOT COUNTY DEPARTMENT OF PUBLIC WORKS IN THE FIFTH ELECTION DISTRICT, TALBOT COUNTY TAX MAP 44A, PARCEL 198	Lane Engineering, LLC Established 1986 Civil Engineers • Land Planning • Land Surveyors  E-mail: general@leinc.com 117 Bay St. Easton, MD 21601 (410) 822-8003 15 Washington St. Cambridge, MD 21613 (410) 221-0818 354 Pennsylvania Ave. Centreville, MD 21617 (410) 758-2095 © LANE ENGINEERING, LLC

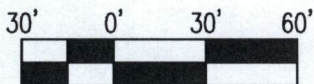
TOTAL LIMITS OF DREDGING: 45,512 SF±/4,364 CY±

AREA TO BE DREDGED TO -6.0'

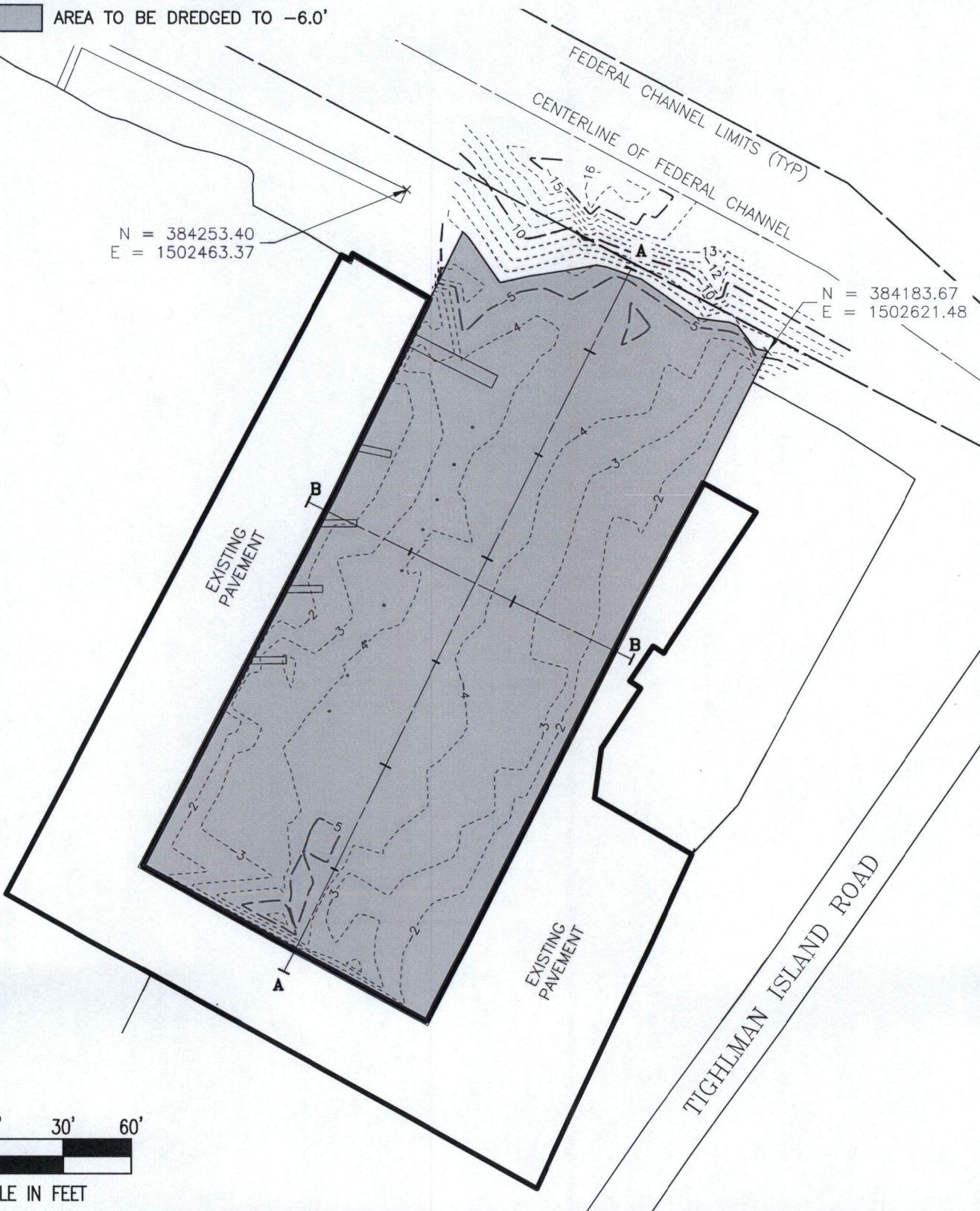
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E = 1502463.37

N = 384183.67
E = 1502621.48

NAD 83 (CORS)
MARYLAND STATE PLANE



SCALE IN FEET



PROPOSED CONDITIONS

PREPARED FOR
TALBOT COUNTY
DEPARTMENT OF PUBLIC WORKS

IN THE FIFTH ELECTION DISTRICT, TALBOT COUNTY
TAX MAP 44A, PARCEL 198

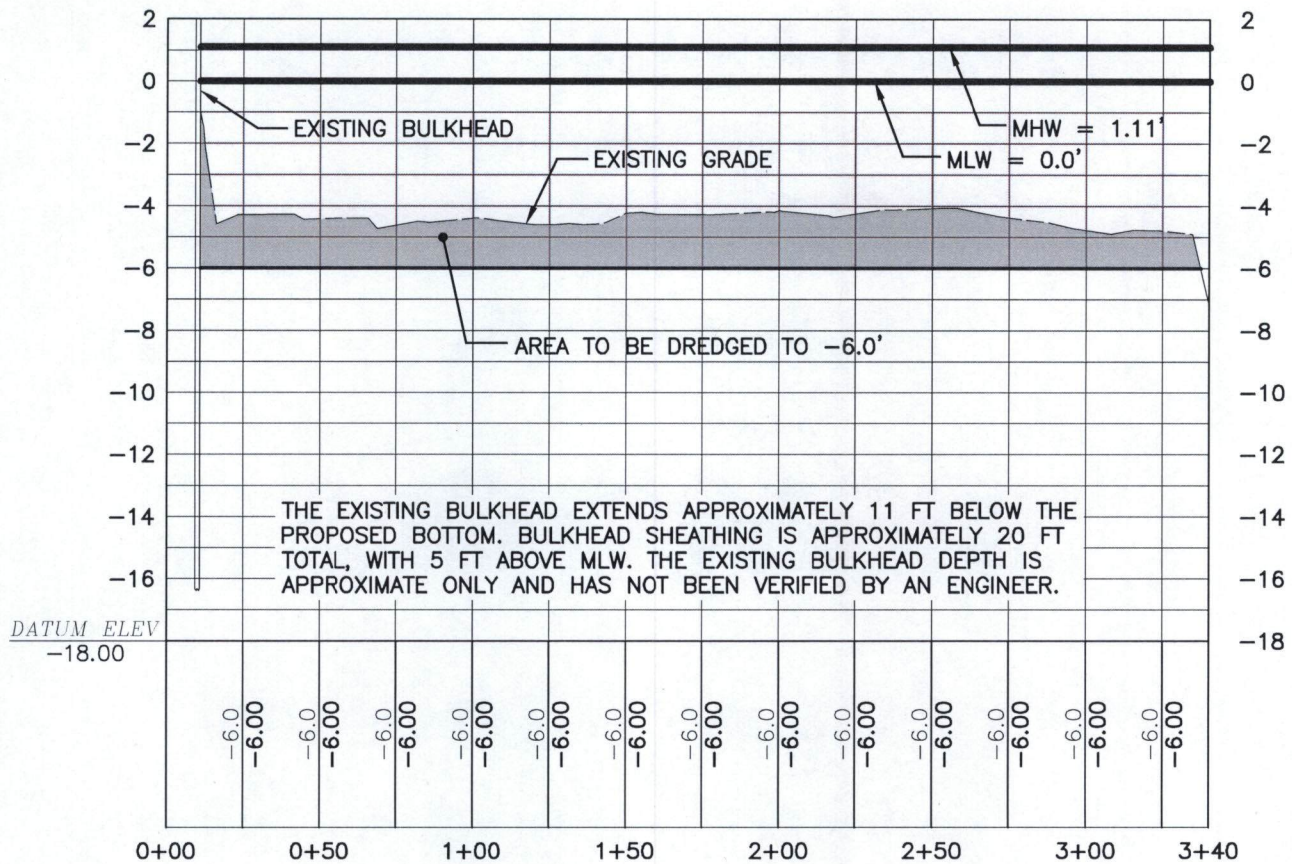
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SHEET No.
5 OF 9
DATE: AS NOTED
SCALE: AS NOTED
JOB No. 180008
FILE No. D173



SECTION A
HORIZONTAL SCALE: 1" = 60'
VERTICAL SCALE: 1" = 6'

FILE NO. D173
JOB NO. 180008
SCALE: AS NOTED
DATE: AS NOTED
SHEET NO.
6 OF 9

DETAILS

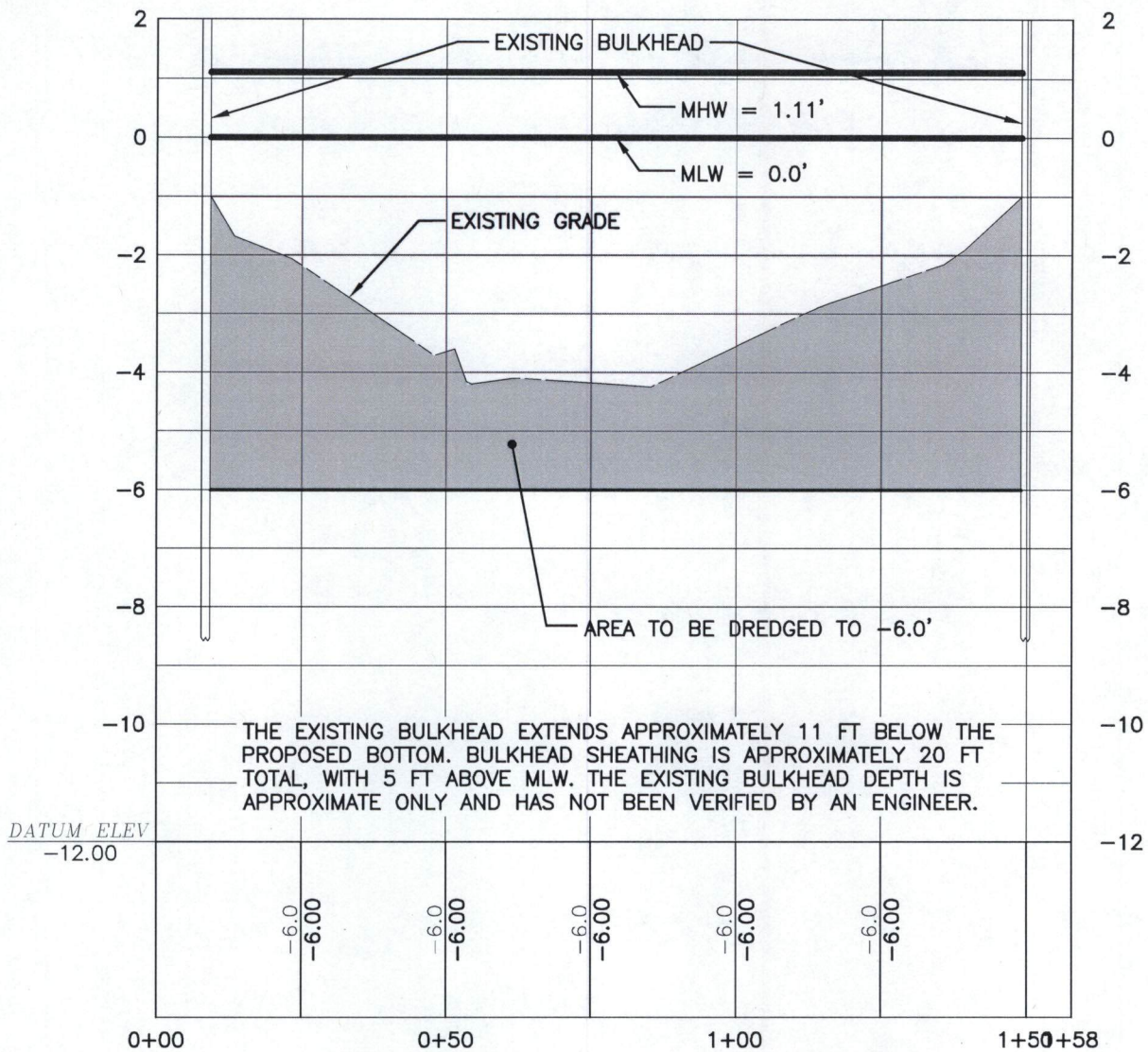
PREPARED FOR
TALBOT COUNTY
DEPARTMENT OF PUBLIC WORKS

IN THE FIFTH ELECTION DISTRICT, TALBOT COUNTY
TAX MAP 44A, PARCEL 198

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SECTION B
 HORIZONTAL SCALE: 1" = 30'
 VERTICAL SCALE: 1" = 3'

FILE No. D173
 JOB No. 180008
 SCALE: AS NOTED
 DATE: AS NOTED
 SHEET No.
 7 OF 9

DETAILS
PREPARED FOR
TALBOT COUNTY
DEPARTMENT OF PUBLIC WORKS
 IN THE FIFTH ELECTION DISTRICT, TALBOT COUNTY
 TAX MAP 44A, PARCEL 198

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VICINITY MAP SCALE: 1" = 1,000'

DREDGE MATERIAL PLACEMENT SITE

TAX MAP 38, PARCEL 9 & 43
21579 DONNELL JONES ROAD
SHERWOOD, MD 21665

OWNER

DOUGLAS J. RAYMOND, JR.
LISA E. JONES-RAYMOND
21455 DONNELL JONES RD
SHERWOOD, MD 21665

FILE NO. D173
JOB NO. 180008
SCALE: AS NOTED
DATE: AS NOTED
SHEET NO. 8 OF 9

DREDGE MATERIAL PLACEMENT SITE
PREPARED FOR
TALBOT COUNTY
DEPARTMENT OF PUBLIC WORKS
IN THE FIFTH ELECTION DISTRICT, TALBOT COUNTY
TAX MAP 44A, PARCEL 198

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