



Public Notice

**U.S. Army Corps
of Engineers**
Pittsburgh District

In Reply Refer to
Notice No. below

US Army Corps of Engineers, Pittsburgh District
1000 Liberty Avenue
Pittsburgh, PA 15222-4186

Application No. 200501405

Date: August 3, 2005

Notice No. 05-51

Closing Date: August 23, 2005

1. TO ALL WHOM IT MAY CONCERN: The following application has been submitted for a Department of the Army Permit under the provisions of Section 10 of the River and Harbors Act of 1899.
2. APPLICANT: Point Marion Borough
420 Ontario Street
Point Marion, PA 15474
3. LOCATION: Monongahela River, right bank, Mile 90.1, in Point Marion, Fayette County, Pennsylvania.
4. PURPOSE AND DESCRIPTION OF WORK: The applicant proposes to construct a floating boat dock for public recreational use. The dock would be straight, with no finger docks on either side, so as to minimize obstructions to the flow of the river and the resulting forces on the dock structure. The dock would be parallel to the bank, would be 250-300 feet in length, and would be located no more than 50 feet from the shoreline at normal pool elevation 778.0. The dock would be stabilized by pilings and would be accessed by means of a gangway extending from a landing at the top of the bank at the downstream end of the dock. The gangway would be stabilized at each end and would be hinged to allow for fluctuations in the river level. The river would be dredged to a depth of six feet in the area of the proposed docks to allow adequate depth for docking of boats. Drawings of the proposed dock are attached to this notice.
5. ENCROACHMENT PERMIT: The applicant is required to obtain an encroachment permit from the:

Pennsylvania Department of Environmental Protection
Southwest Regional Office
Soils and Waterways Section
400 Waterfront Drive
Pittsburgh, PA 15222-4745

Telephone: 412-442-4000
6. IMPACT ON NATURAL RESOURCES: The District Engineer has consulted the most recently available information and has determined that the project is not likely to affect the

continued existence of any endangered species or threatened species, or result in the destruction or adverse modification of habitat of such species which has been determined to be critical. This Public Notice serves as a request to the U. S. Fish and Wildlife Service for any additional information they may have on whether any listed or proposed to be listed endangered or threatened species may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1972 (as amended).

7. IMPACT ON CULTURAL RESOURCES: The National Register of Historic Places has been consulted, and it has been determined that there are no properties currently listed on the register which would be directly affected by the proposed work. If we are made aware, as a result of comments received in response to this notice, or by other means, of specific archeological, scientific, prehistorical, or historical sites or structures which might be affected by the proposed work, the District Engineer will immediately take the appropriate action necessary pursuant to the National Historic Preservation Act of 1966 - Public Law 89-665 as amended (including Public Law 96-515).

8. PUBLIC INVOLVEMENT: Any person may request, in writing, within the comment period specified in the paragraph below entitled "RESPONSES," that a public hearing be held to consider this application. The requests for public hearing shall state, with particularity, the reasons for holding a public hearing.

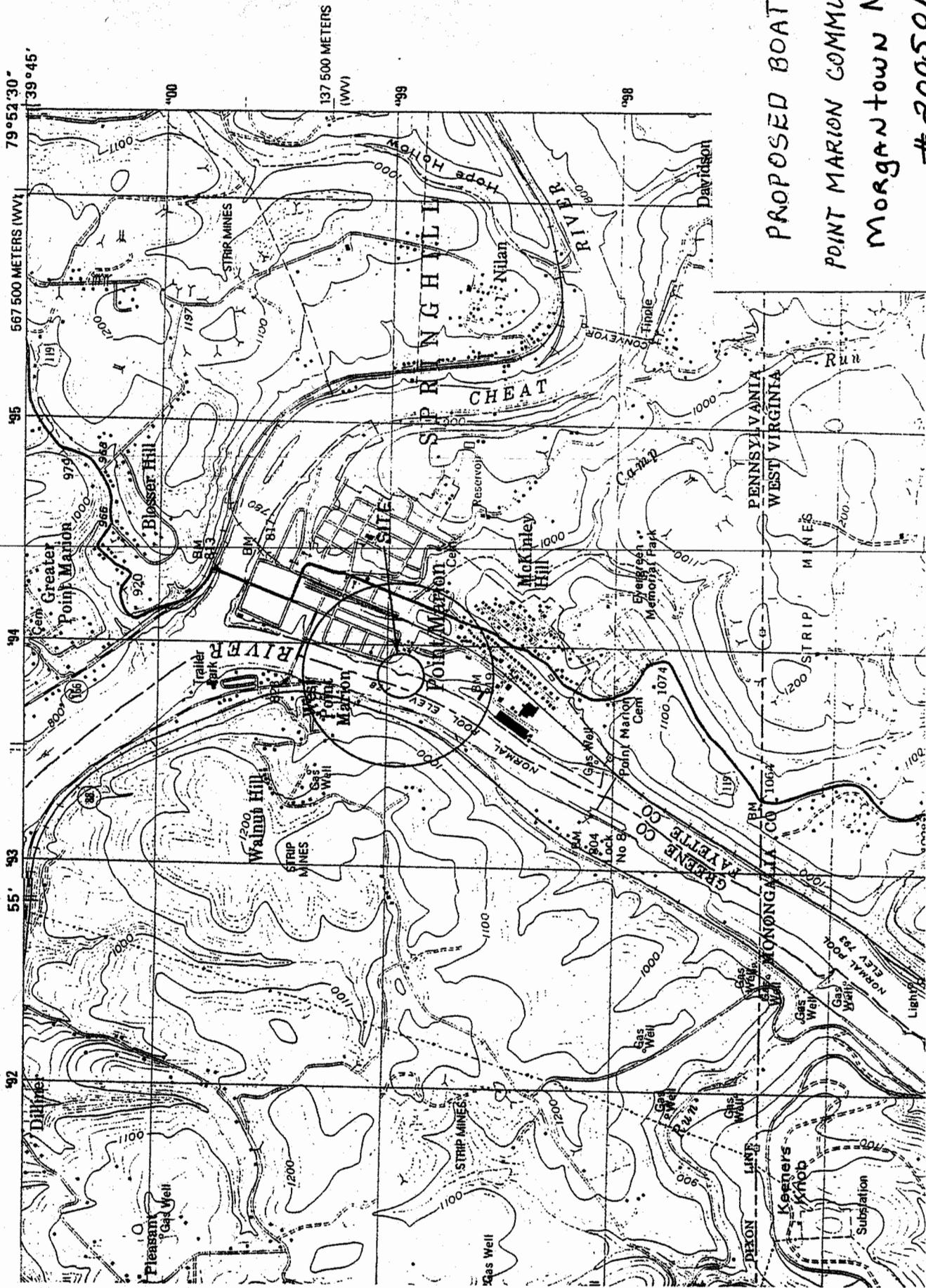
9. EVALUATION: Interested parties are invited to state any objections they may have to the proposed work. The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposals 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, historic properties, 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, considerations 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 are also used to determine the overall public interest of the proposed activity.

10. RESPONSES: A permit will be granted unless its issuance is found to be contrary to the public interest. Written statements concerning the proposed activity should be received in this office on or before the closing date of this Public Notice in order to become a part of the record and to be considered in the final determination. Any objections which are received during this period may be forwarded to the applicant for possible resolution before the determination is made whether to issue or deny the requested DA Permit. All responses to this notice should be directed to the Regulatory Branch, attn Linda Malsch, at the above address, by telephoning (412) 395-7392, or by e-mail at linda.m.malsch@usace.army.mil. Please refer to CELRP-OP-F 200501405 in all responses.

FOR THE DISTRICT ENGINEER:

Michael J. Cummings, Jr.
Chief, Regulatory Branch

MORGANTOWN NORTH QUADRANGLE
WEST VIRGINIA-PENNSYLVANIA
7.5-MINUTE SERIES (TOPOGRAPHIC)



PROPOSED BOAT DOCK
POINT MARION COMMUNITY PARK
MORGANTOWN N. QUAD
#200501405

North

Monongahela River

GANGWAY

250'-300'

PIILINGS

DOCK

260.28' N26°33'15"E

361.04'

790

Rip Rap Embankment

WALKWAY

Grass

River Beacon

Grass

Top 804.27

Pavilion

Pavilion

Bit. Pave.

Horseshoes

GLM

Pavilion

Play Structure

Slide

Swings

Tennis Courts

Basketball Court

Bench

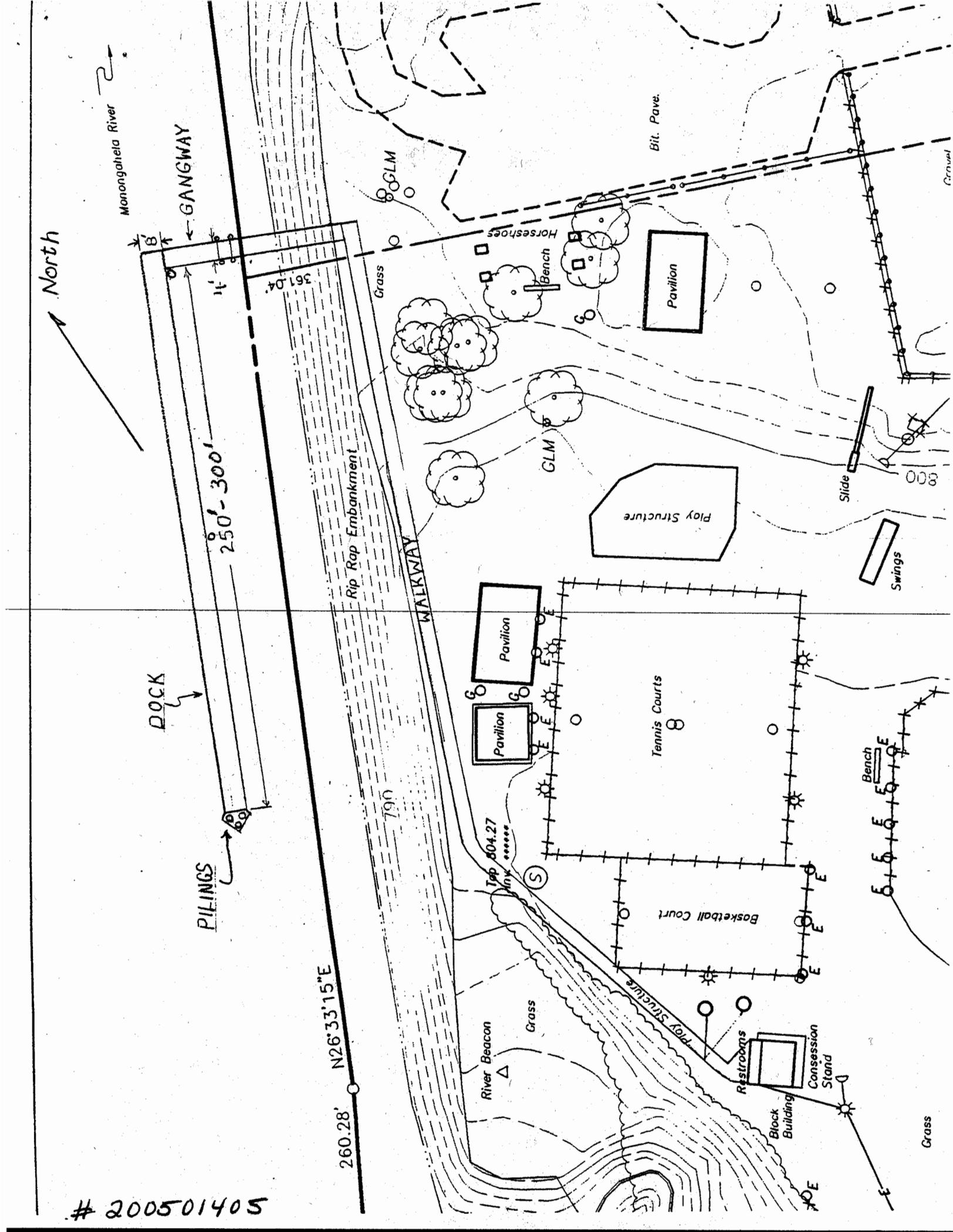
Restrooms

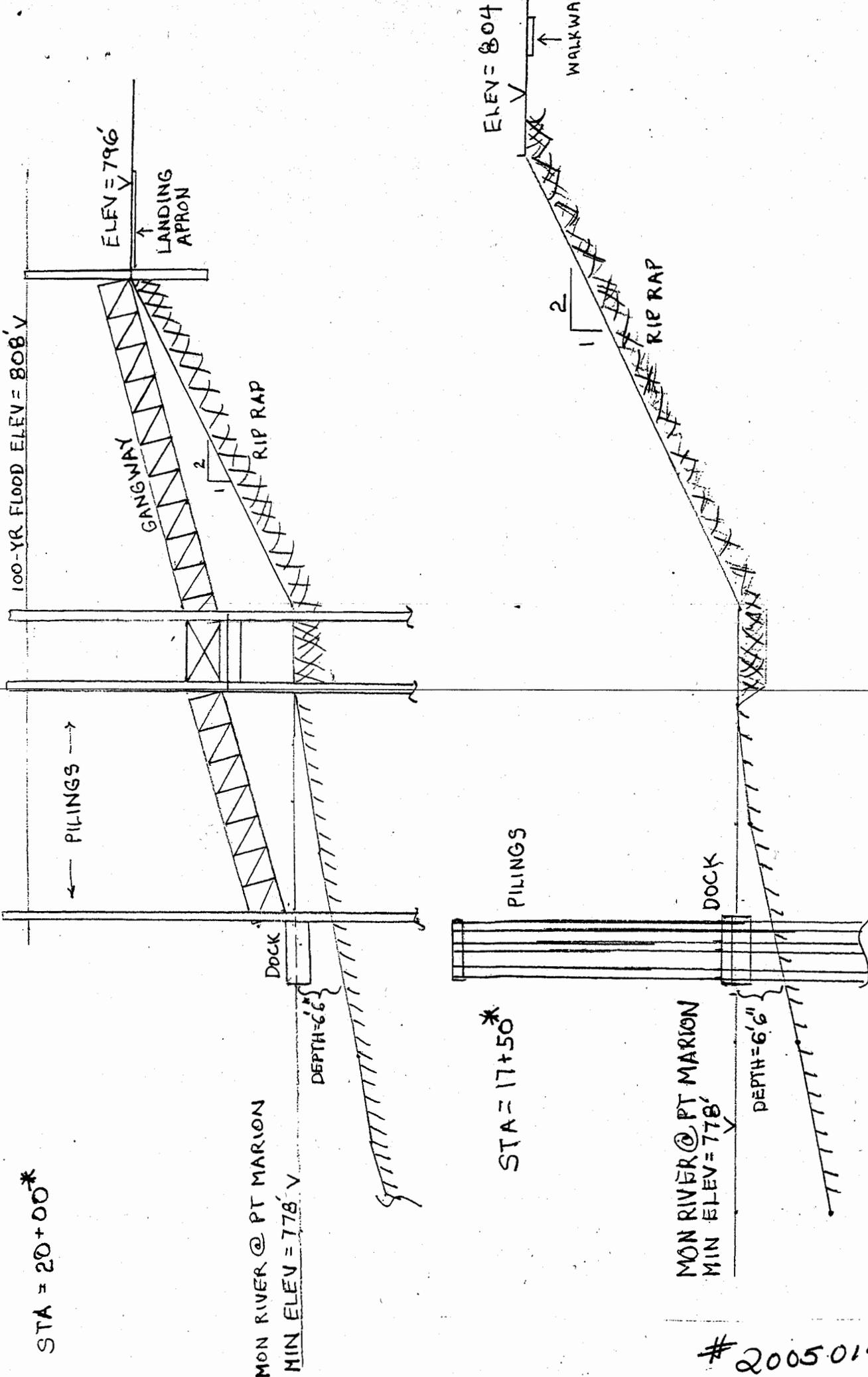
Block Building

Concession Stand

Grass

200501405





*NOTE: STATIONS, DEPTHS, & ELEVATIONS ARE TAKEN FROM ARMY CORPS ENGRS DRAWINGS FOR RIP RAP PLACEMENT (DCN 59-97-D-011/SHEETS 1-2, APR 1998)

Pt Marion Dock
 Proposed X-Sections
 Scale: 1 inch = 15 feet
 Applct: Pt Marion Boro/Joe Murphy
 Prep by: D. Groce, 1/30/2005

2005.01405