



# 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. 2013-561

Date: April 2, 2015

Notice No. 15-14

Closing Date: May 2, 2015

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 Rivers and Harbors Act of 1899.
2. **APPLICANT:** Pennsylvania Department of Conservation and Natural Resources  
Bureau of Facility Design and Construction  
P.O. Box 8451  
Harrisburg, PA 17105-8451
3. **LOCATION:** Lake Erie -Presque Isle Bay in Millcreek Township and City of Erie, and Elk Creek, Girard Township, Erie County, Pennsylvania.
4. **PURPOSE AND DESCRIPTION OF WORK:** Low lake levels and the accumulation of sediments have created hazardous boating conditions at Presque Isle and Erie Bluffs State Parks in Erie County, Pennsylvania. The Pennsylvania Department of Conservation and Natural Resources proposes to conduct periodic maintenance dredging at the following locations over the next 10 years within Presque Isle State Park:
  1. Vista 3 boat launch – dredging from land to pull back sediment that has eroded from the concrete base of the boat launch.
  2. Boat landing 1 – dredging from the land to remove sediment that has filled in around the bridge abutments.
  3. Niagara boat launch – dredging of sediment from the launch area by commercial hydraulic dredge.
  4. West Pier boat launch – dredging of sediment from the launch area by commercial hydraulic dredge.
  5. Marina lift well – dredging of sediment from the lift well area by commercial hydraulic dredge
  6. Perry Monument shoreline – dredging of built up sediment adjacent to the Monument from land using mechanized bucket equipment.
  7. Lagoons boat launch – dredging from the land to pull back sediment that has eroded from the concrete base of the boat launch.
  8. Pontoon dock and boat livery docks - dredging of sediment from the launch area by commercial hydraulic dredge.
  9. Horseshoe Pond channel – dredging of built up sediment from the land to maintain the

channel from Misery Bay into Horseshoe Pond.

10. Horseshoe Pond shoreline docks – dredging from the land to remove sediment within the area of the docks.
11. East of Pier C – dredging of sediment by commercial hydraulic dredge
12. Marina channel area – dredging of built up sediment by commercial hydraulic dredge to keep the channel open between the Marina bay and Presque Isle Bay
13. Perry Monument Bridge area – maintenance dredging by commercial hydraulic dredge to maintain the original opening dimensions to extend 50 feet on each side of the bridge.
14. Marina bridge area - maintenance dredging by commercial hydraulic dredge to maintain the original opening dimensions to extend 50 feet on each side of the bridge.
15. Ferry Slip Docks – dredging of sediment from the dock area by commercial hydraulic dredge.

Two disposal areas have been identified within the state park to dispose of the dredged material: Beach #5 and Misery Bay which are located in upland areas. Beach #5 will be used as a part of a sand dune creation project. This is an on-going project in which dunes are created to prevent erosion. Beach grasses are then planted within them to hold them in place. The Misery Bay disposal site is an area of eroded shoreline that will be built up and allowed to re-vegetate naturally.

In addition to these proposed maintenance dredging areas in Presque Isle State Park the Pennsylvania Department of Conservation and Natural Resources also proposes to conduct maintenance dredging at the Elk Creek Access Area boat launch in Erie Bluffs State Park. Dredging of sediment from the boat launch will be conducted from the land in order to maintain proper depth of the launch area. The sediment will be removed from the park and disposed in an upland area.

Maps showing the location of the proposed dredging and dredge disposal locations are located at the following website by clicking on them just below the Public Notice number 15-14  
<http://www.lrp.usace.army.mil/Missions/Regulatory/PublicNotices.aspx>

5. ENCROACHMENT PERMIT AND COASTAL ZONE CONSISTENCY: The applicant has obtained a Water Obstruction and Encroachment Permit E10-9998 which includes 401 Water Quality Certification from the Pennsylvania Department of Environmental Protection - Northwest Regional Office.

COASTAL ZONE CONSISTENCY: The applicant must obtain Coastal Zone Consistency from the Pennsylvania Department of Environmental Protection – Coastal Resource Management Program.

6. IMPACT ON NATURAL RESOURCES: The District Engineer has consulted the most recently available information and has determined that the project will have no effect on federally listed endangered or threatened species, or result in destruction or adverse modification of habitat of such species which has been determined to be critical. Coordination has been conducted with the Pennsylvania Fish and Boat Commission, Pennsylvania Department of Conservation and Natural Resources, and Pennsylvania Game Commission. The Pennsylvania Fish and Boat Commission has requested that the following restrictions be followed: In water work restriction between April 1 to August 31 for the following sites: Boat launch 1, Horseshoe Pond channel, Marina channel area, and the Perry Monument Bridge area; and the area East of Pier C has a in water work restriction of April 1 to August 1. In addition, the Pennsylvania Fish and Boat Commission has requested that a freshwater mussel survey and relocation be conducted in the Marina Bridge area prior to any in disturbance. 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. The evaluation of the impact of the activity on the public interest will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency, under the authority of Section 404(b) of the Clean Water Act (40 CFR Part 230).

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 Matt Mason at the above address, by telephoning (412) 395-7129, or by e-mail at Matthew.R.Mason@usace.army.mil Please refer to CELRP-OP-F 2013-561 in all responses.

FOR THE DISTRICT ENGINEER:

**// Signed//**

Nancy Mullen  
Chief, Northern Section, Regulatory Branch

1	Vista 3 Boat Launch	90 cu yd
2	Boat Landing 1	125 cu yd
3	Niagara Boat Launch	170 cu yd
4	West Pier Boat Launch	400 cu yd
5	Marina Lift Well	125 cu yd
6	Perry Monument Shoreline	1000 cu yd
7	Lagoons Boat Launch	150 cu yd
8	Pontoon Boat Livery Docks	1000 cu yd
9	Horseshoe Pond Channel	1500 cu yd
10	Horseshoe Pond Shoreline Docks	100 cu yd
11	East of Pier C	125 cu yd
12	Marina Channel Area	1000 cu yd
13	Perry Monument Bridge	550 cu yd
14	Marina Bridge	325 cu yd
15	Ferry Slip Docks	4500 cu yd



PRESQUE ISLE STATE PARK  
Dredge Locations

● Potential Dredge Locations  
 Road



