DEPARTMENT OF THE ARMY
BALTIMORE DISTRICT, U.S. ARMY CORPS OF ENGINEERS
P.O. BOX 1715
BALTIMORE, MD 21203-1715

REPLY TO
ATTENTION OF

CENAB-OP-N

17 February 2012

SUBJECT: Maintenance Dredging and Construction of Dredged Material Placement Site on the Nanticoke River, Sussex County, Delaware

PUBLIC NOTICE CENAB-OP-N-12-02

TO WHOM IT MAY CONCERN:

Pursuant to Sections 313 and 404 of the Clean Water Act of 1977 (33 USC 1323 and 1344) NOTICE IS HEREBY GIVEN THAT pending availability of funds the Baltimore District, U.S. Army Corps of Engineers is planning to perform maintenance dredging for the Federal navigation channel in Nanticoke River, Sussex County, Delaware.

The proposed work consists of dredging the upper Nanticoke River near Seaford, Delaware to its authorized depth of 12 feet (MLLW), plus one foot of allowable overdepth, and a width of 100 feet. The Corps plans to hydraulically dredge approximately 86,000 cubic yards of material consisting of clay, mud, sand, silt, and shell and combinations thereof. (Map 1) The dredged material will be placed at an upland site located on 21 acres of the former Woodland Park Golf Course.

A review of data generated for preparation of the Environmental Assessment, including a preliminary 404(b)(1) evaluation, indicates that no significant environmental impacts are expected and that preparation of an Environmental Impact Statement is not warranted. National Environmental Policy Act (NEPA) documentation addressing the environmental issues of the placement site construction is being prepared. The proposed placement site construction complies with and will be conducted in a manner consistent with the approved Delaware Coastal Zone Management Program. The project will comply with the Endangered Species Act, and provisions of the Magnuson-Stevens fishery Conservation and Management act, as amended, and will not have any adverse affect on endangered species\or essential fish habitat for Federally managed species.

The Corps will coordinate the project with the following Federal, State and local agencies: U.S. Environmental Protection Agency; U.S. Department of Interior, Fish and Wildlife Service; U.S. Department of Commerce, National Marine Fisheries Service; State of Delaware, Department of Natural Resources and Environmental Control; Department of Archeology and Historic Preservation, and Sussex County, Department of Economic Development.

The decision whether to accomplish the work proposed in this public notice will be based on an evaluation of the probable impact of the proposed work on the public interest. The decision will reflect the national concern for the protection and utilization of important resources. The benefit,

which reasonably 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; among those are conservation, aesthetics, fish and wildlife values, general environmental concerns, economics, historic values, navigation, energy needs, recreation, safety, water quality, food production, and in general, the needs and welfare of the people. The work will not be accomplished unless it is found to be in the public's interest.

Designation of the proposed placement site for dredged material associated with this Federal project shall be made through the application of guidelines promulgated by the Administrator, Environmental Protection Agency, in conjunction with the Secretary of the Army. If these guidelines alone prohibit the designation of the proposed placement site, any potential impairment to the maintenance of navigation including any economic impact on navigation and anchorage which would result from the failure to use the placement site will also be considered.

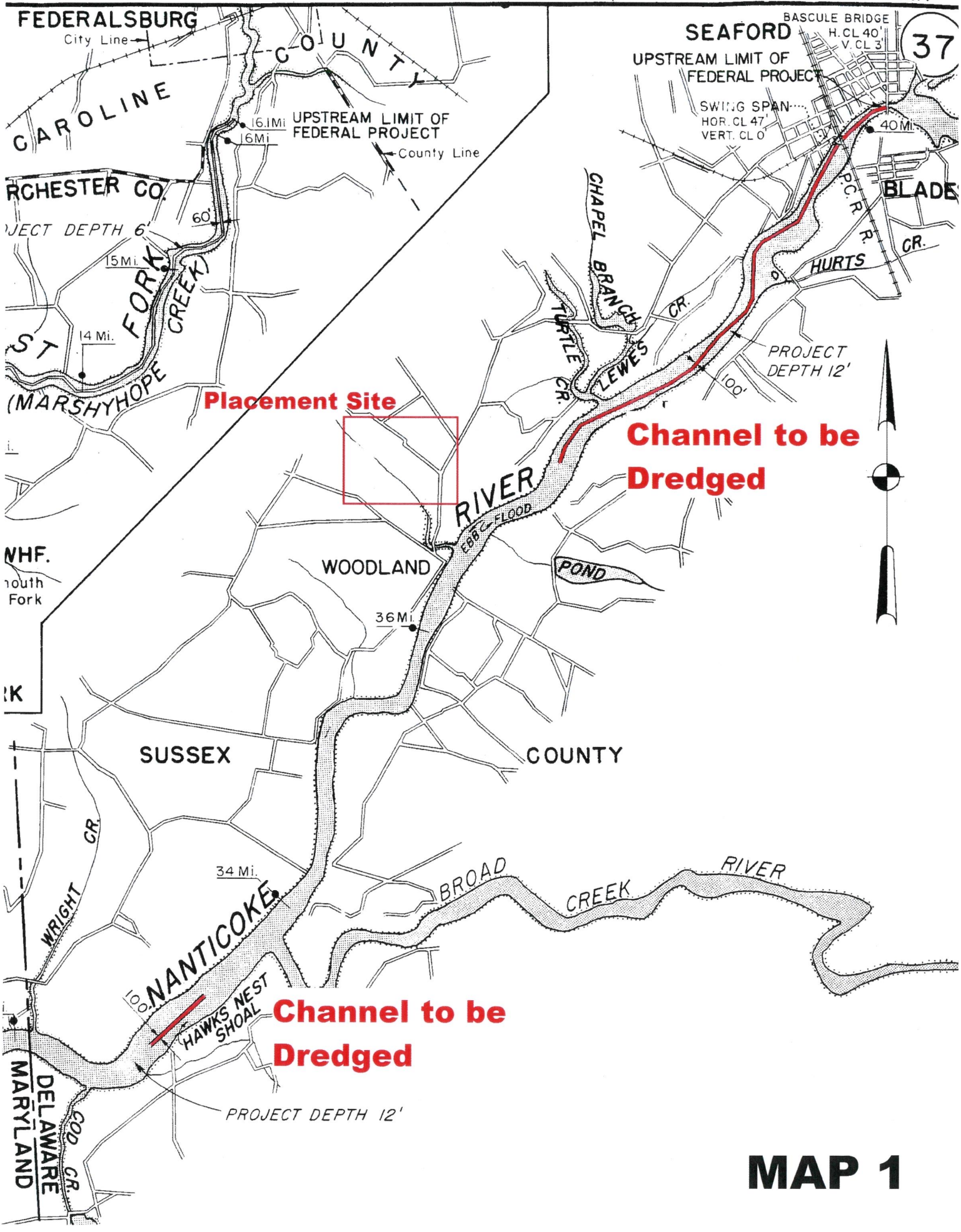
Any person who has an interest that may be affected by the placement of this dredged material may request a public hearing. The request must be submitted in writing to the District Engineer, US Army Corps of Engineers, Baltimore District, PO Box 1715, Baltimore, Maryland 21203-1715, within 30 days of the date of this notice and must clearly set forth the interest that may be affected and the manner in which the interest may be affected by this activity. The Corps will complete environmental documentation for this project, which will be available upon request.

The U.S. Army Corps of Engineers, Baltimore District, will apply for Water Quality Certification from the State of Delaware, which is required by Section 401 of the Clean Water Act. Any comments relating to water quality concerns should also be forwarded to the Delaware Department of Natural Resources and Environmental Control, 89 Kings Highway Dover, DE 19901 within 30 days of the date of this notice.

Since we are not aware of all persons interested in the project, we request that you provide this information to anyone whom has interest. If you have any questions, please contact Ms. Danielle Aloisio at (410) 962-6064 or Danielle.m.aloisio@usace.army.mil.

Marie G. Burns
Chief, Operations Division

Enclosures


FEDERALSBURG
City Line
COUNTY
CAROLINE
16.1Mi
16Mi
UPSTREAM LIMIT OF FEDERAL PROJECT
County Line
RCHESTER CO.
JECT DEPTH 6'
60'
15Mi.
ST FORK
(MARSHYHOPE CREEK)
14 Mi.
SEAFORD
BASCULE BRIDGE
H. CL 40'
V. CL 3'
37
UPSTREAM LIMIT OF FEDERAL PROJECT
SWING SPAN
HOR. CL 47'
VERT. CL 0'
40Mi.
BLADE
P.C.R.R.
CR.
HURTS
CHAPEL BRANCH
TURTLE CR.
LEWES
CR.
PROJECT DEPTH 12'
100'
Placement Site
Channel to be Dredged
RIVER
EBB FLOOD
WOODLAND
POND
36Mi.
NWHF.
South Fork
SUSSEX
COUNTY
WRIGHT CR.
34 Mi.
BROAD CREEK
RIVER
NANTICOKE
100'
HAWKS NEST SHOAL
Channel to be Dredged
PROJECT DEPTH 12'
DELAWARE
MARYLAND
COD CR.

MAP 1

Upland Placement Site

MAP 2