

NEW YORK STATE DEPARTMENT OF STATE
COASTAL MANAGEMENT PROGRAM

Federal Consistency Assessment Form

An applicant, seeking a permit, license, waiver, certification or similar type of approval from a federal agency which is subject to the New York State Coastal Management Program (CMP), shall complete this assessment form for any proposed activity that will occur within and/or directly affect the State's Coastal Area. This form is intended to assist an applicant in certifying that the proposed activity is consistent with New York State's CMP as required by U.S. Department of Commerce regulations (15 CFR 930.57). It should be completed at the time when the federal application is prepared. The Department of State will use the completed form and accompanying information in its review of the applicant's certification of consistency.

A. APPLICANT (please print)

1. Name: Village of Mamaroneck
2. Address: 123 Mamaroneck Avenue, Mamaroneck, NY 10543
3. Telephone: Area Code () 914 777-7744

B. PROPOSED ACTIVITY:

1. Brief description of activity:

Replace 21 docks in kind that are eroded.

2. Purpose of activity:

Safety of our Marina customers that are walking the docks to get to vessels.

3. Location of activity:

<u>Westchester</u>	<u>Village of Mamaroneck</u>	<u>Harbor Island Park Marii</u>
County	City, Town, or Village	Street or Site Description

4. Type of federal permit/license required: Nationwide Permit #3

5. Federal application number, if known: _____

6. If a state permit/license was issued or is required for the proposed activity, identify the state agency and provide the application or permit number, if known:

DEC, Department of State

C. COASTAL ASSESSMENT Check either "YES" or "NO" for each of these questions. The numbers following each question refer to the policies described in the CMP document (see footnote on page 2) which may be affected by the proposed activity.

1. Will the proposed activity result in any of the following: YES/NO
 - a. Large physical change to a site within the coastal area which will require the preparation of an environmental impact statement? (11, 22, 25, 32, 37, 38, 41, 43) ☐ ☒
 - b. Physical alteration of more than two acres of land along the shoreline, land under water or coastal waters? (2, 11, 12, 20, 28, 35, 44) ☐ ☒
 - c. Revitalization/redevelopment of a deteriorated or underutilized waterfront site? (1) ☐ ☒
 - d. Reduction of existing or potential public access to or along coastal waters? (19, 20) ☐ ☒
 - e. Adverse effect upon the commercial or recreational use of coastal fish resources? (9,10) ☐ ☒
 - f. Siting of a facility essential to the exploration, development and production of energy resources in coastal waters or on the Outer Continental Shelf? (29) ☐ ☒
 - g. Siting of a facility essential to the generation or transmission of energy? (27) ☐ ☒
 - h. Mining, excavation, or dredging activities, or the placement of dredged or fill material in coastal waters? (15, 35) ☐ ☒
 - i. Discharge of toxics, hazardous substances or other pollutants into coastal waters? (8, 15, 35) ☐ ☒
 - j. Draining of stormwater runoff or sewer overflows into coastal waters? (33) ☐ ☒
 - k. Transport, storage, treatment, or disposal of solid wastes or hazardous materials? (36, 39) ☐ ☒
 - l. Adverse effect upon land or water uses within the State's small harbors? (4) ☐ ☒

2. Will the proposed activity affect or be located in, on, or adjacent to any of the following: YES/NO
 - a. State designated freshwater or tidal wetland? (44) ☐ ☒
 - b. Federally designated flood and/or state designated erosion hazard area? (11, 12, 17) ☐ ☒
 - c. State designated significant fish and/or wildlife habitat? (7) ☐ ☒
 - d. State designated significant scenic resource or area? (24) ☐ ☒
 - e. State designated important agricultural lands? (26) ☐ ☒
 - f. Beach, dune or Barrier Island? (12) ☐ ☒
 - g. Major ports of Albany, Buffalo, Ogdensburg, Oswego or New York? (3) ☐ ☒
 - h. State, county, or local park? (19, 20) ☐ ☒
 - i. Historic resource listed on the National or State Register of Historic Places? (23) ☐ ☒

3. Will the proposed activity require any of the following: YES/NO
 - a. Waterfront site? (2, 21, 22) ☐ ☒
 - b. Provision of new public services or infrastructure in undeveloped or sparsely populated sections of the coastal area? (5) ☐ ☒
 - c. Construction or reconstruction of a flood or erosion control structure? (13, 14, 16) ☐ ☒
 - d. State water quality permit or certification? (30, 38, 40) ☐ ☒
 - e. State air quality permit or certification? (41, 43) ☐ ☒

4. Will the proposed activity occur within and/or affect an area covered by a State-approved local waterfront revitalization program, or State-approved regional coastal management program? (see policies in program document*) ☐ ☒

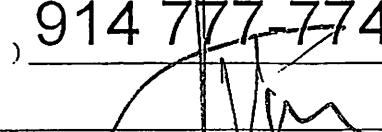
D. ADDITIONAL STEPS

1. If all of the questions in Section C are answered "NO", then the applicant or agency shall complete Section E and submit the documentation required by Section F.
2. If any of the questions in Section C are answered "YES", then the applicant or agent is advised to consult the CMP, or where appropriate, the local waterfront revitalization program document*. The proposed activity must be analyzed in more detail with respect to the applicable state or local coastal policies. On a separate page(s), the applicant or agent shall: (a) identify, by their policy numbers, which coastal policies are affected by the activity, (b) briefly assess the effects of the activity upon the policy; and, (c) state how the activity is consistent with each policy. Following the completion of this written assessment, the applicant or agency shall complete Section E and submit the documentation required by Section F.

E. CERTIFICATION

The applicant or agent must certify that the proposed activity is consistent with the State's CMP or the approved local waterfront revitalization program, as appropriate. If this certification cannot be made, the proposed activity shall not be undertaken. If this certification can be made, complete this Section.

"The proposed activity complies with New York State's approved Coastal Management Program, or with the applicable approved local waterfront revitalization program, and will be conducted in a manner consistent with such program."

Applicant/Agent's Name: Jerry Barberio
Address: 123 Mamaroneck Avenue, Mamaroneck, NY 10543
Telephone: Area Code (914) 777-7744
Applicant/Agent's Signature:  Date: 3-24-21

F. SUBMISSION REQUIREMENTS

1. The applicant or agent shall submit the following documents to the New York State Department of State, Office of Planning and Development, Attn: Consistency Review Unit, One Commerce Plaza-Suite 1010, 99 Washington Avenue, Albany, New York 12231.

- a. Copy of original signed form.
- b. Copy of the completed federal agency application.
- c. Other available information which would support the certification of consistency.

2. The applicant or agent shall also submit a copy of this completed form along with his/her application to the federal agency.

3. If there are any questions regarding the submission of this form, contact the Department of State at (518) 474-6000.

*These state and local documents are available for inspection at the offices of many federal agencies, Department of environmental Conservation and Department of State regional offices, and the appropriate regional and county planning agencies. Local program documents are also available for inspection at the offices of the appropriate local government.



Department of
Environmental
Conservation

Office of
General Services

Department
of State



US Army Corps
of Engineers

JOINT APPLICATION FORM

For Permits for activities affecting streams, waterways, waterbodies, wetlands, coastal areas, sources of water, and endangered and threatened species.

You must separately apply for and obtain Permits from each involved agency before starting work. Please read all instructions.

1. Applications To:	
>NYS Department of Environmental Conservation	<input type="checkbox"/> Check here to confirm you sent this form to NYSDEC.
Check all permits that apply:	
<input type="checkbox"/> Stream Disturbance	<input type="checkbox"/> Dams and Impoundment Structures
<input type="checkbox"/> Excavation and Fill in Navigable Waters	<input type="checkbox"/> 401 Water Quality Certification *
<input checked="" type="checkbox"/> Docks, Moorings or Platforms	<input type="checkbox"/> Freshwater Wetlands
<input checked="" type="checkbox"/> Tidal Wetlands	<input type="checkbox"/> Wild, Scenic and Recreational Rivers
<input type="checkbox"/> Coastal Erosion Management	<input type="checkbox"/> Water Withdrawal
	<input type="checkbox"/> Long Island Well
	<input type="checkbox"/> Incidental Take of Endangered / Threatened Species
* See Instructions Page 3	
>US Army Corps of Engineers	<input type="checkbox"/> Check here to confirm you sent this form to USACE.
Check all permits that apply:	<input type="checkbox"/> Section 404 Clean Water Act
Is the project Federally funded?	<input type="checkbox"/> Section 10 Rivers and Harbors Act
<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
If yes, name of Federal Agency:	
General Permit Type(s), if known:	Nationwide Permit 3
Preconstruction Notification:	<input type="checkbox"/> Yes <input type="checkbox"/> No
>NYS Office of General Services	<input type="checkbox"/> Check here to confirm you sent this form to NYSOGS.
Check all permits that apply:	
<input checked="" type="checkbox"/> State Owned Lands Under Water	
<input type="checkbox"/> Utility Easement (pipelines, conduits, cables, etc.)	<input checked="" type="checkbox"/> Docks, Moorings or Platforms
>NYS Department of State	<input type="checkbox"/> Check here to confirm you sent this form to NYSDOS.
Check if this applies:	<input checked="" type="checkbox"/> Coastal Consistency Concurrence

2. Name of Applicant		Taxpayer ID (if applicant is NOT an individual)	
Village Of Mamaroneck		13-6007303	
Mailing Address		Post Office / City	State Zip
123 Mamaroneck Ave.		Mamaroneck	NY 10543
Telephone	914 777 7744	Email	jlarusso@vomny.org
Applicant Must be (check all that apply): <input checked="" type="checkbox"/> Owner <input checked="" type="checkbox"/> Operator <input type="checkbox"/> Lessee			

3. Name of Property Owner (if different than Applicant)			
Harbor Island Park			
Mailing Address		Post Office / City	State Zip
1 Harbor Island Park		Mamaroneck	NY 10543
Telephone	914 777 7744	Email	jlarusso@vomny.org

For Agency Use Only	Agency Application Number:
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4. Name of Contact / Agent

Jeff La Russo

Mailing Address

123 Mamaroneck Ave.

Post Office / City

Mamaroneck

State Zip

NY

10543

Telephone 914 777 7744

Email jlarusso@vomny.org

5. Project / Facility Name

Village of Mamaroneck Municipal

Property Tax Map Section / Block / Lot Number:

9-19-1

Project Street Address, if applicable

East Basin

Post Office / City

Mamaroneck

State Zip

NY

10543

Provide directions and distances to roads, intersections, bridges and bodies of water

☐ Town ☒ Village ☐ City

County

Westchester

Stream/Waterbody Name

Long Island Sound

Project Location Coordinates: Enter Latitude and Longitude in degrees, minutes, seconds:

Latitude: 40 ° 56 ' 816 " Longitude: 73 ° 43 ' 891 "

6. Project Description: Provide the following information about your project. Continue each response and provide any additional information on other pages. Attach plans on separate pages.

a. Purpose of the proposed project:

To replace floating docks that are past there service life.

b. Description of current site conditions:

Floating docks attached to pilings, placement will be the same.

c. Proposed site changes:

None

d. Type of structures and fill materials to be installed, and quantity of materials to be used (e.g., square feet of coverage, cubic yards of fill material, structures below ordinary/mean high water, etc.):

None

e. Area of excavation or dredging, volume of material to be removed, location of dredged material placement:

None

f. Is tree cutting or clearing proposed? ☐ Yes If Yes, explain below. ☒ No

Timing of the proposed cutting or clearing (month/year): None

Number of trees to be cut: None Acreage of trees to be cleared: None

g. Work methods and type of equipment to be used:

Village owned crane used to launch docks. Docks towed into place with Village of Mamaroneck work boats.

h. Describe the planned sequence of activities:

Build docks, launch with crane, towed into place with Village work boats, secured on currently placed pilings.

i. Pollution control methods and other actions proposed to mitigate environmental impacts:

Old docks will be disassembled and recycled.

j. Erosion and silt control methods that will be used to prevent water quality impacts:

None

k. Alternatives considered to avoid regulated areas. If no feasible alternatives exist, explain how the project will minimize impacts:

None

l. Proposed use: ☐ Private ☒ Public ☐ Commercial

m. Proposed Start Date: Estimated Completion Date:

n. Has work begun on project? ☒ Yes If Yes, explain below. ☐ No

Docks constructed indoors over the winter.

o. Will project occupy Federal, State, or Municipal Land? ☒ Yes If Yes, explain below. ☐ No

Municipal Land - in the Village of Mamaroneck Municipal Marina

p. List any previous DEC, USACE, OGS or DOS Permit / Application numbers for activities at this location:

Unknown

q. Will this project require additional Federal, State, or Local authorizations, including zoning changes?

☐ Yes If Yes, list below. ☒ No

7. Signatures.

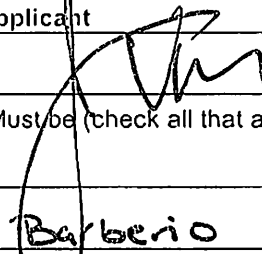
Applicant and Owner (If different) must sign the application. If the applicant is the landowner, the landowner attestation form can be used as an electronic signature as an alternative to the signature below, if necessary. Append additional pages of this Signature section if there are multiple Applicants, Owners or Contact/Agents.

I hereby affirm that information provided on this form and all attachments submitted herewith is true to the best of my knowledge and belief.

Permission to Inspect - I hereby consent to Agency inspection of the project site and adjacent property areas. Agency staff may enter the property without notice between 7:00 am and 7:00 pm, Monday - Friday. Inspection may occur without the owner, applicant or agent present. If the property is posted with "keep out" signs or fenced with an unlocked gate, Agency staff may still enter the property. Agency staff may take measurements, analyze site physical characteristics, take soil and vegetation samples, sketch and photograph the site. I understand that failure to give this consent may result in denial of the permit(s) sought by this application.

False statements made herein are punishable as a Class A misdemeanor pursuant to Section 210.45 of the NYS Penal Law. Further, the applicant accepts full responsibility for all damage, direct or indirect, of whatever nature, and by whomever suffered, arising out of the project described herein and agrees to indemnify and save harmless the State from suits, actions, damages and costs of every name and description resulting from said project. In addition, Federal Law, 18 U.S.C., Section 1001 provides for a fine of not more than \$10,000 or imprisonment for not more than 5 years, or both where an applicant knowingly and willingly falsifies, conceals, or covers up a material fact; or knowingly makes or uses a false, fictitious or fraudulent statement.

Signature of Applicant



Date

3/24/2021

Applicant Must be (check all that apply): ☐ Owner ☐ Operator ☐ Lessee

Printed Name

Jerry Barberio

Title

Village Manager

Signature of Owner (if different than Applicant)

Date

Printed Name

Title

Signature of Contact / Agent

Date

Printed Name

Title

For Agency Use Only

DETERMINATION OF NO PERMIT REQUIRED

Agency Application Number

(Agency Name) has determined that No Permit is required from this Agency for the project described in this application.

Agency Representative:

Printed Name

Title

Signature

Date

Dock Sketch	Main Dock	No Gangway
Dimensions:	6' x 20'	n/a
# Size of Stringers:	(9) 2" x 6" Stringers	n/a
Decking Size:	2" x 6" Decking	n/a
Decking Type:	Pressure Treated Lumber	n/a
Float Size	(6) 24" x 48" x 12" Dock Float	

