

From: [Reynolds, Samuel L NAP](#)
To: [Sollenberger, Chris](#)
Cc: [Donna Mahon](#); [Ryan Anderson](#); [Watson, Keith D NAP](#)
Subject: RE: HUD CDBG-DR Environmental Review - EDA and DCA/NEP Programs - Project NCR 39808 - Wetland Review (UNCLASSIFIED)
Date: Monday, December 01, 2014 4:31:10 PM

Classification: UNCLASSIFIED
Caveats: NONE

Chris,

I have reviewed the information that was submitted to the Corps to determine if a Department of the Army permit is required for the replacement of existing beach access with new beach access from 10th Street to Vernon Place in Brigantine, NJ. The project also includes drainage improvements within the beach and dune at 4th Street South. Based upon the information provided, I have made a preliminary determination that a Department of the Army permit may be required from the Corps of Engineers. My preliminary determination is based upon the limited descriptive information that is provided for the proposed project site, my review of available aerial photography, a field inspection that I carried out on November 7, 2014, and additional information in our office. While the information provided did not include a delineation of wetlands within the proposed limits of the project, my field visit did not indicate a distinct presence or absence of wetlands within the existing interdunal swales where the project is to take place. In addition, the information provided did not include information with regard to the specific location of the existing mean high water line, or high tide line on the beach. These items are relevant jurisdictional limits for the Corps' regulatory jurisdiction under Section 10 of the Rivers and Harbors Act and Section 404 of the Clean Water Act, and should be delineated prior to the initiation of any work on the project. My preliminary determination is also based upon the limited description of the work that would take place to replace the existing beach access with new beach access, and make the proposed drainage improvement. Once plans are developed that more clearly identify the scope of the project, the extent of the Corps' jurisdiction (under Section 10 of the Rivers and Harbors Act, and Section 404 of the Clean Water Act) should be placed on the plan. The plans can then be submitted to the Corps for a more project specific determination regarding the need for a Department of the Army permit.

In addition to the issue of whether a Department of the Army permit is required for the project, it should be noted that this portion of Brigantine includes a Corps of Engineers shore stabilization (beach nourishment) project. Before project plans are finalized and any work is initiated, it is highly recommended that contact be made with Mr. Keith Watson the Corps project manager for the shore stabilization project. Specific constraints may exist with regard to work that can take place on the dune and beach, and the design of the project should be discussed directly with Mr. Watson. Mr. Watson can be contacted at 215-656-6287, or by email at Keith.D.Watson@usace.army.mil.

I'm copying representatives of NJDEP who are involved in the review of HUD-CDBG-DR projects so that they have my preliminary determination for their records. I'm also copying Keith Watson, the project manager for the Corps' Federal shore stabilization project. If you have any questions regarding my preliminary determination, or what may be required to receive a more project specific determination please feel free to contact me directly.

Sam Reynolds
Chief, Application Section II
Regulatory Branch
Philadelphia District, USACE

-----Original Message-----

From: Sollenberger, Chris [<mailto:Chris.Sollenberger@tetrattech.com>]
Sent: Thursday, October 23, 2014 9:46 AM
To: Reynolds, Samuel L NAP
Subject: [EXTERNAL] HUD CDBG-DR Environmental Review - EDA and DCA/NEP Programs - Project NCR 39808 - Wetland Review

Dear Mr. Reynolds,

During the Environmental Record Review for the Wetland Protection the following project was determined to intersect the mean high water level line and mean high water line buffer zone and therefore possibly impact coastal wetlands:

Application ID Number: NCR39808

Applicant: City of Brigantine

Project Location: Beach access at 10th Street to Vernon Place

Project Description: Replacement of existing beach access with new beach access

I am contacting you to conduct a review of the proposed project activities at this location to determine what permits may be required due to the proximity of the site to areas which are likely considered coastal wetlands. Your evaluation will enable us to complete the Environmental Review for the Activity/Project and include any appropriate project specific conditions. Your response will also be attached to the form as supporting documentation.

The project includes dune path restoration to include ten walkways from Vernon Place to 10th Street South inclusive. The scope will include the installation of gravel and split rail fencing to delineate the path and protect the dune system. This work will provide easier ADA accessible paths for the general public as well as fortify the dune system for greater protection from coastal storms. In addition, drainage improvements will be completed at 4th Street South and the beach. The scope includes the installation of perforated pipe and inlets.

I have attached maps of project location and the property in relation to wetlands and coastal zone to assist in your review. If you require any additional information, please let me know.

Should you have any questions about this request, please contact me by email or at the telephone number or address below.

Thank you for your assistance in this matter.

Sincerely,

Chris Sollenberger

Chris Sollenberger, P.G. | Project Geologist

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