

### DEPARTMENT OF THE ARMY

NEW YORK DISTRICT, CORPS OF ENGINEERS JACOB K. JAVITS FEDERAL BUILDING NEW YORK, N.Y. 10278-0090

## **Regulatory Branch**

SUBJECT: DEPARTMENT OF THE ARMY PERMIT Number NAN-2012-00090 Originally Issued to New York State Thruway Authority on 25 April 2013 Authorizing Regulated Work to Facilitate Construction of The New NY Bridge in the Hudson River between Tarrytown and Nyack, New York

PERMITTEE:

New York State Thruway Authority ATTN: Peter Sanderson, Project Director 555 White Plains Rd, 4th Floor Tarrytown, NY 10591 (518) 436-2810 (914) 789-3200

#### 1. Reference is made to:

- a. Subject Department of the Army (DA) permit issued 25 April 2013;
- b. Subject DA Permit Modification #1 issued 24 June 2013;
- c. Subject DA Permit Modification #2 issued 14 January 2014;
- d. Subject DA Permit Modification #3 issued 3 April 2014;
- e. Subject DA Permit Modification #4 issued 17 October 2014;
- f. Subject DA Permit Modification #5 issued 10 December 2014;
- g. The subject permittee's permit modification request dated 6 January 2015 for the construction of a new outfall DR-666 and the reconstruction of an existing outfall DR-612, to include stone rip-rap protection for the outfalls located at the Westchester Landing.
- 2. In accordance with the provisions of Section 10 of the River & Harbors Act of 1899 (33 USC 403) and Section 404 of the Clean Water Act (33 USC 1344), the New York District of the U.S. Army Corps of Engineers issued the subject Department of the Army permit [Reference 1(a)] on 25 April 2013 to New York State Thruway Authority; issued the first permit modification [Reference 1(b)] on 24 June 2013; issued the second permit modification [Reference 1(c)] on 14 January 2014; issued the third permit modification [Reference 1(d)] on 3 April 2014; issued the fourth permit modification [Reference 1(e)] on 17 October 2014; and issued the fifth permit modification [Reference 1(f)] on 10 December 2014.

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3. The modified regulated work requested at this time includes the reconstruction of the existing outfall DR-612 (a 36-inch Reinforced Concrete Pipe [RCP]) with a new concrete end section and stone rip-rap outlet protection. The proposed stone fill for DR-612 will impact approximately 229 square feet (SF) of stream bed below the ordinary high water mark (OHWM) of an unnamed non-navigable intermittent stream. Approximately 19.08 cubic yards (CY) of stone (27-inch thickness) will be discharged below the OHWM of the stream.

In addition, the proposed regulated work includes the construction of a new 36-inch RCP outfall, DR-666, with an end section and stone rip-rap outlet protection. The proposed stone fill for DR-666 will impact approximately 207 SF of federally regulated wetlands. Approximately 13.42 CY of stone (21-inch thickness) will be discharged into the wetland. Outfall DR-666 will convey stormwater from a Micropool Extended Detention Pond into the existing wetlands.

Total fill material to be discharged into waters of the United States, including wetlands, below the OHWM is approximately 436 SF (0.01 acre) and 32.5 CY. The appropriate soil erosion and sediment control measures will be employed during construction.

The two subject outfalls are owned by the New York State Thruway Authority (NYSTA) and are located within a NYSTA right-of-way south of Fisher Drive (Maintenance Road) in the Town of Tarrytown, Westchester County, New York.

- 4. Based upon an evaluation of the administrative record supporting the issuance of the subject permit, a review of the permittee's submitted materials in support of their permit modification request [Reference 1(g)], and the incorporation of the aforementioned special condition, the subject permit is hereby modified to include the previously described proposed activities and the Drawing Sheet Numbers H16R-06 Figures 1 to 6, dated July 7, 2014, and titled "The New NY Bridge, Unit 16 Westchester Landing" are included as part of the previously authorized permit drawings.
- 5. All other terms, General Conditions, and Special Conditions of the subject issued permit shall remain in effect, including the permit expiration date of  $\underline{24}$  MARCH 2019.
- 6. This modified permit shall be known as Permit Number NAN-2012-00090-M6.

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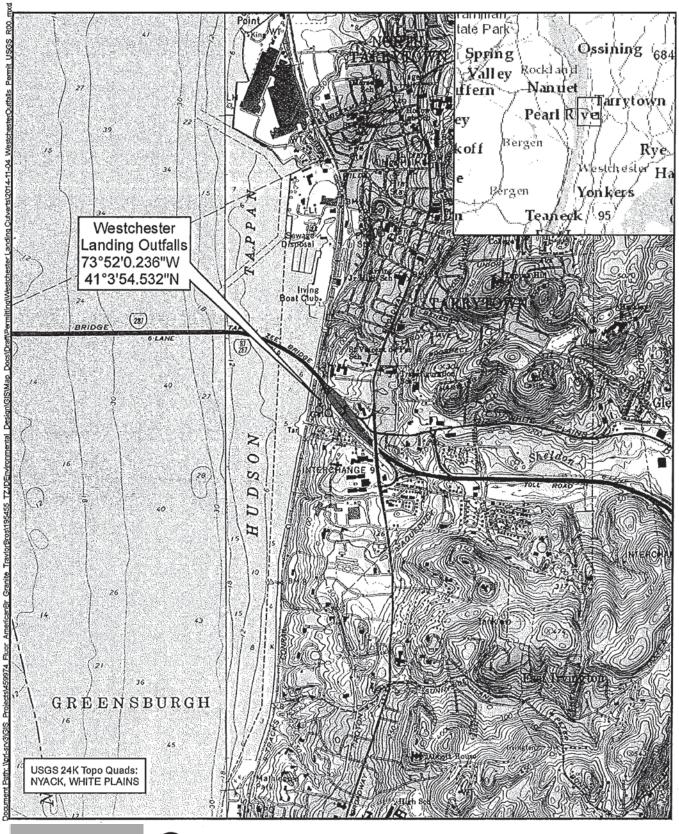
7. This modified subject DA permit shall be available at project offices and regulated work sites.

For and in behalf of

PAUL E. OWEN Colonel, U.S. Army Commander

#### Enclosures

CF: (w/encl)
CENAN-OP-R
NYSDEC Region 3 Permit Administrator
Tappan Zee Constructors, LLC







The New NY Bridge Westchester Landing Outfalls Project Location Map

DATE	11/14/2014
FIGURE	1

