

Floodplain 8-Step Process in accordance with Executive Order 11988: Floodplain Management
New Jersey Economic Development Authority,
Neighborhood and Community Revitalization (NCR) Program
City of Perth Amboy – Waterfront Revitalization Project (NCR39567)
Middlesex County
March 2015

This Floodplain 8-Step Process document addresses the requirements of Executive Order 11988, “Floodplain Management” and has been completed for the City of Perth Amboy (NCR39567), an applicant for HUD-CDBG funding under the New Jersey Economic Development Authority’s Stronger New Jersey Neighborhood and Community Revitalization (NCR) Program. This document pertains to proposed activities in the 100-year floodplain (AE and VE Zones) as delineated on the latest FEMA floodplain maps, whether advisory, preliminary, or final.

The Stronger NJ Neighborhood and Community Revitalization (NCR) Program supports the long-term recovery of small businesses and communities by funding projects that contribute to the economic revitalization throughout New Jersey, but focusing on the nine most impacted counties. NCR supports projects that retain or hire new employees, contribute to the State’s economy, serve Low or Moderate Income (LMI) areas, create or maintain LMI jobs, remove slum or blight, or address an urgent need related to Superstorm Sandy. These projects are commercial or mixed use projects, typically development and public improvement or streetscape revitalization.

The proposed project, repairs and new improvements to a public facility with no change in land use, consists of approximately 47.87 acres which has been separated into Area 1 and Area 2 for ease of review purposes. Area 1 will include a beachfront, fishing piers, a public park and esplanade, and five tennis courts. Repairs and improvements to Area 1 will include refurbishing the boat ramp and installing a new rack for kayaks and canoes near Second Street as well as a new installation of six volleyball courts and bleachers on the beach. A new public restroom will be constructed on the park area adjacent from the beach in addition to two seasonal open beach wash-down stations installed at the ramps. Other improvements include four drinking fountains and five new tennis courts to replace five of the existing courts. Bayview Park comprises Area 2. Bayview Park improvements include terracing the park to mitigate future erosion, installing ADA access ramps, and reconstructing a 6’ wide and 6” thick sidewalk on Front Street. New curbs, striping, signage, and landscaping with drip irrigation will be installed. Damaged public lighting will be replaced. A Tideflex valve will be installed on a pipe discharging into the Staten Island Sound which will prevent water from entering during high tide or storm surges. A bicycle path in the park area adjacent to the beach will be installed, but will be considered future work at the proposed project site, will be funded through separate sources, and will not be a part of this proposed project. The final product will result in a new and improved waterfront. The improvements will greatly increase attraction to the new amenities and will become a protection for waterfront communities.

Step ONE: Determine whether the action is located in a 100-year floodplain (or a 500-year floodplain for critical actions) or wetland

The City of Perth Amboy – Waterfront Revitalization project (NCR39567) on the Perth Amboy Beach, Middlesex County, New Jersey encompasses approximately 47.87 acres, in which approximately 41.61 acres are situated within the Special Flood Hazard Area, Zones “AE” (7.62 acres) and “VE” (33.99 acres) as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel 69 of 286, Map Number 34023C0069F, effective July 6, 2010, and FEMA FIRM Panel 157 of 286, Map Number 34023C0157F, effective July 6, 2010.

There are no mapped/potential Wetlands located on or near the proposed project site. However, based on the location of the project site within a beach front with a mapped Mean High Water Line (MHWL), renovation activities down gradient of the MHWL (i.e., the existing boat ramp) must adhere to the general and regional conditions listed in USACE Nationwide Permit #3 (NWP3) for Maintenance, which includes submitting a pre-construction notification to the district engineer prior to commencing the activity. There should be no construction activities (including staging areas), dredging or placement of fill (excavated material) conducted down gradient of the MHWL. Additionally, all other planned construction activities included in the project must remain upland of the MHWL in order to remain in compliance with USACE jurisdiction. If project activities (with the exception of the boat ramp) are located down gradient of the MHWL additional consultation with the USACE will be required.

Furthermore, due to the complexity of the project, the New Jersey Division of Land Use Regulation (DLUR) was unable to make a determination on whether the project will impact areas regulated under the Freshwater Wetlands Protection Act rules (N.J.A.C. 7:7A). The DLUR recommends that a meeting be held prior to any permit applications are submitted. This will allow the DLUR to further review the project activities and determine whether a permit as required for the Freshwater Wetlands Protection Act will be necessary.

This project is repairs and new improvements to a public facility with no change in land use, for these reasons, E.O. 11988- Floodplain Management and E.O. 11990- Wetlands Protection apply. This project does not meet any of the exceptions at 24 CFR 55.12 and therefore requires an 8-step analysis of the direct and indirect impacts associated with the construction, occupancy, and modification of the floodplain and wetland. Therefore, this analysis will consider impacts to the floodplain along with concerns for loss of life and property.

All proposed project repairs and new improvements are expected to have temporary and minor impacts during project activities, as well as, overall minor impacts after project implementation is complete. The proposed project will prevent water from entering during high tide or storm surges by installing a Tideflex valve. The Tideflex valve will positively impact the final project and surrounding areas by routing storm water efficiently into an existing surface water body (Staten Island Sound) and preventing water from entering the pipe during high tide and storm surges. Therefore, any negative impacts to the floodplain are anticipated to be temporary and minor.

Step TWO: Early Public Review

A 15-day “Notice for Early Public Review of a Proposed Activity in a 100-Year Floodplain” was published in The Star-Ledger on February 26, 2015 and El Diario on February 25, 2015 (see Attachment 1). The ad targeted local residents, including those in the floodplain. The notice was also sent electronically to interested Federal, State, local agencies and posted to DCA’s website <http://www.nj.gov/dca/divisions/sandyrecovery/review/> for review (see Attachment 2). The 15-day comment period expired on March 13, 2015 for The Star-Ledger and March 12, 2015 for El Diario.

The New Jersey Department of Environmental Protection, Division of Land Use Regulation responded via email affirming the need for a Flood Hazard Area Permit which resulted from consultation on December 18, 2014; however, no formal comments resulted. DCA received no public comments on this notice (see Attachment 3).

Step THREE: Identify and Evaluate Practicable Alternatives to Locating in the Base Floodplain

The Stronger New Jersey Neighborhood and Community Revitalization (NCR) Program supports the long-term recovery of small businesses and communities by funding projects that contribute to the economic revitalization throughout New Jersey, but focusing on the nine most impacted counties. NCR supports projects that retain or hire new employees, contribute to the State's economy, serve Low or Moderate Income (LMI) areas, create or maintain LMI jobs, remove slum or blight, or address an urgent need related to Superstorm Sandy. These projects are commercial or mixed use projects, typically development and public improvement or streetscape revitalization.

New Jersey is the most densely populated state in the country and therefore a policy to prohibit the repair and new improvements to a recreational public facility in the floodplain is not considered practicable due to the great number of parcels located within the floodplain in the counties most affected by Superstorm Sandy.

The following alternatives to locating in the base floodplain were considered:

- Relocation of the project to a different location outside the 100-Year Floodplain.
- Limiting project activities to only include areas located outside the 100-Year Floodplain.
- No Action.

Relocation of the project to a different location outside the 100-Year Floodplain. Relocating the waterfront repairs and new improvement project to a site outside the floodplain is not financially feasible and would be contrary to the purpose and function of the proposed activities. The proposed project site is within the SFHA and relocating to a site outside the 100-Year Floodplain would not address the dilapidated waterfront issues that are currently in need of repairs and improvements. Additionally, this recreational area is located immediately adjacent to the community that would be best served by the intended repairs and improvements. The surrounding areas are heavily developed and densely populated and revitalization of the damages to the waterfront that resulted from Superstorm Sandy would serve residents' and visitors' recreational needs. Therefore, there are no relocation alternatives where the waterfront project could be beneficial to the nearby businesses and community as a whole.

Limiting project activities to only include areas located outside the 100-Year Floodplain. The only planned project activities located outside the 100-Year Floodplain include the repairs to the tennis courts, repairs to a portion of the sidewalk system, and the repairs and improvements to portions of Bayview Park located in the northernmost portion. The repairs and improvements to the portions of Bayview Park located outside the 100-Year Floodplain would not include the planned refurbishments to the adjacent street. Because of the restrictions of the alternative action, only a small portion of the intended project can be accomplished outside the 100-Year Floodplain. While this would serve some of the immediate needs of the surrounding communities, this alternative action would only solve a few short-term goals. The long-term goals intended by the repair and improvements to the entire proposed waterfront area would not be addressed by this scaled-down project. Additionally, the scaled-down project would not serve to fully

accomplish the goals of the NCR program, which is designed to promote the long-term revitalization of communities. Therefore, this alternative is rejected.

No Action Alternative. The “No Action Alternative” means that the proposed project would not be implemented and the waterfront would likely remain in its current storm-damaged condition and may not receive funding to make the needed repairs and improvements to revitalize the area. Without these repairs and new improvements, the waterfront would remain in a state of disrepair and may potentially deteriorate, and instead contribute to the continued lack of revitalization in communities most affected by Superstorm Sandy. The proposed project repairs and new improvements will enhance and restore the value of the floodplain by the continuing usage and expanded amenities of the waterfront as a recreational area. The No Action Alternative was considered and rejected because taking no action would not address the vital infrastructure needs of the area, and would not aid in the community recovery in the City of Perth Amboy, New Jersey.

Implementation of the proposed action will require local and state permits, which may place additional mitigation requirements on the project.

Step FOUR: Identify the Impacts of the Proposed Action

The proposed project will facilitate repairs and new improvements to the waterfront in the City of Perth Amboy. Repairs and new improvement activities will take place in various areas at the waterfront and surrounding areas that will create an overall new and improved waterfront recreational facility for neighboring communities. Repairs and improvements will include refurbishing the boat ramp and installing a new rack for kayaks and canoes near Second Street as well as the installation of six volleyball courts and bleachers on the beach. These repairs are expected to have temporary and minor impacts to the floodplain. A new public restroom will be constructed in the park adjacent to the beach in addition to two seasonal open beach wash-down stations installed at the ramps. These new improvements are expected to have temporary and minor impacts during project activities, as well as, overall minor impacts after project implementation is complete. Other improvements include four drinking fountains and five new tennis courts to replace five of the existing courts. Impacts on the floodplain during the repair and improvements of the tennis courts and drinking fountains will also be temporary. Improvements taking place at the northern portion of the proposed action site, Bayview Park, will include terracing the park to mitigate future erosion, installing ADA access ramps, and reconstructing a 6’ wide and 6” thick sidewalk on Front Street. New curbs, striping, signage, and landscaping with drip irrigation will be installed. Damaged public lighting will also be replaced. Impacts on the floodplain of the repairs and new improvements to the Bayview Park area are expected to be temporary and minor. A Tideflex valve will be installed on a pipe discharging into Staten Island Sound which will prevent water from entering during high tide or storm surges. Subsequently, this will help reduce damage to any infrastructure already in place.

The proposed activity may have some direct and indirect impacts on the floodplain as a result of the repairs and new improvements to the waterfront located in the floodplain. However, all activities are expected to only disturb the floodplain for a minimal amount of time during project activities. The proposed project will prevent water from entering during high tide or storm surges by installing a Tideflex valve. The Tideflex valve will positively impact the final project and surrounding areas by routing storm water efficiently into an existing surface water body (Staten Island Sound) and preventing water from entering the pipe during high tide and storm surges. Therefore, any negative impacts to the floodplain are anticipated to be temporary and minor.

Additionally, these improvements do not involve any change in land use, and will allow for the continued safe use and utilization of the waterfront. These activities are not anticipated to negatively impact flood levels, flood risk, or the flow of floodwaters on the project site or surrounding areas. Additionally, the project will not result in an increase in floodplain development in comparison to pre-storm conditions and would not increase floodplain occupancy.

The City of Perth Amboy is a member of the National Flood Insurance Program and structures that are a part of this project and are located in the flood zone must comply with the local flood ordinance. Accordingly, NFIP insurance is required except in cases where a nonresidential structure foundation is elevated above the base flood elevation. Project activities only include one building, a proposed public restroom in Area 1. This building will be constructed in the 100-year floodplain; thus it must be covered by flood insurance and the flood insurance must be maintained for the economic life of the structure. No funding will be provided to any entity who previously received federal flood disaster assistance conditioned on obtaining and maintaining flood insurance, but failed to obtain and maintain the insurance [24 CFR 58.6(b)]. Proof of flood insurance, in accordance with 24 CFR 58.6(a), must be provided to the Department of Community Affairs in order for this site to remain eligible for this program.

Step FIVE: Minimize Threats to Life and Property and to Natural and Beneficial Floodplain Values. Restore and Preserve Natural and Beneficial Floodplain Values.

As a result of damage to the waterfront park and recreational area in the City of Perth Amboy, from accumulation of debris and lack of repairs to damaged areas of the waterfront, the damaged and dilapidated remains of the waterfront in the aftermath of Superstorm Sandy, residents and visitors have been less interested in utilizing the proposed action site for their entertainment and recreation. The repairs and new improvements to the waterfront described in the scope of the project will assist in preserving the natural and beneficial purposes of the waterfront as well as an increase in community involvement with new amenities put in place. After project repairs and improvements are complete, there is expected to be an increase in both land and water recreational activities available to the public; the result will benefit both residents and visitors to the immediate area and will attract people to Perth Amboy as a whole. The new improvements, specifically the installation of the Tideflex valve will assist in preventing water from entering the area during high tide and storm surges while regulating flow through piping that will discharge into Staten Island Sound. With the repairs and new improvements to the waterfront project, overall impacts to the floodplain and surrounding area are intended to only be positive in nature.

As required by the Stronger New Jersey Neighborhood and Community Revitalization (NCR) Program, the project must obtain all necessary permits and comply with all applicable local, State and Federal requirements, which will further mitigate any potential direct or indirect floodplain impacts and help to preserve and restore natural and beneficial floodplain values where practicable. As required by the New Jersey Department of Environmental Protection, Division of Land Use Regulation, from consultation dated December 18, 2014, a Flood Hazard Area Permit is required for the proposed project activities. Due to the complexity of the project, the Department recommends that a pre-application meeting be held with Division of Land Use Regulation staff to discuss the project prior to permit application submission. Additionally, BMPs and mitigation measures will be incorporated during project activities to minimize any potential adverse impacts and to restore and preserve natural and beneficial floodplain values where to the greatest extent feasible. Based on the scope of the project, the proposed project would not result in significant adverse impacts to flood levels, flood risk, or the flow of waters on the project or to surrounding sensitive areas. The repairs and new improvements described in this project will not adversely impact the floodway and or increase the risk of the loss of life or property.

Step SIX: Reevaluate Alternatives

DEP has reevaluated the project alternatives identified in Step 3, as required by Executive Order 11988, in accordance with HUD regulations at 24 CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain Management and Wetlands Protection.

The alternative to relocating the project by relocating the waterfront project outside the 100-Year Floodplain was determined to be financially infeasible and contrary to the purpose and function of the proposed project; therefore, the relocation alternative was considered and rejected.

The alternative of a scaled-down scope by conducting repairs and improvements to include only areas outside the 100-Year Floodplain would only serve some immediate needs of the surrounding communities and only solve a few short-term goals. The long-term goals of this project that align with the goals of the NCR program, which is designed to promote the long-term revitalization of communities, would not be met. Therefore, this alternative was considered and also rejected. The 'No Action' alternative would not be implemented and the waterfront would likely remain in its current storm-damaged condition and may not receive funding to make the needed repairs and improvements to revitalize the area. Without these repairs and new improvements, the waterfront would remain in a state of disrepair and may potentially deteriorate, and instead contribute to the continued lack of revitalization in areas and communities most affected by Superstorm Sandy. This option would not meet the program's objectives to reduce the impact of the development on floodplains. Additionally, taking no action would not address the vital needs of this community and would not aid in this community's recovery. Therefore, the 'No-Action' alternative was also considered and rejected.

DEP has determined that it has no practicable alternative and has decided to proceed with the proposed project and to minimize any potential adverse impacts through the use of BMPs and mitigation measures.

Step SEVEN: Issue Findings and a Public Explanation

A final public notice will be published in The Star-Ledger and El Diario in accordance with 24 CFR Part 55 for a minimum 15-day comment period. The notice shall state the reasons why the project must be located in the floodplain, provide a list of alternatives considered, and all mitigation measures to be taken to minimize adverse impacts and preserve natural and beneficial floodplain values. All comments received during the comment period will be responded to and fully addressed prior to funds being committed to the proposed project, in compliance with Executive Order 11988 or 24 CFR Part 55.

Step EIGHT: Implement the Proposed Action

Step Eight is implementation of the proposed action. BMPs and mitigation measures will be incorporated into the proposed project to minimize any potential adverse impacts and to restore and preserve natural and beneficial floodplain values where possible. Implementation of the proposed action may require additional local and state permits, which could place additional design modifications or mitigation requirements on the project.

Attachment 1
Early Notice and Public Review of a Proposed Activity in a 100-Year Floodplain
Affidavit
Proof of Publication

**EARLY NOTICE AND PUBLIC REVIEW OF A PROPOSED
ACTIVITY IN A 100-YEAR FLOODPLAIN**

February 26, 2015

To: All interested Agencies, Groups and Individuals

This is to give notice that the New Jersey Department of Environmental Protection (NJDEP) on behalf of the Responsible Entity, the New Jersey Department of Community Affairs (DCA), has determined that the following proposed action under the Stronger New Jersey Neighborhood and Community Revitalization (NCR) program is located in the 100-year floodplain. NJDEP will be identifying and evaluating practicable alternatives to locating the action in the floodplain along with the potential impacts on the floodplain from the proposed action, as required by Executive Order 11988, in accordance with HUD regulations at 24 CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain Management and Protection of Wetlands. The NCR program funds projects that contribute to economic revitalization throughout New Jersey. These projects are commercial or mixed use projects, typically development and public improvement or streetscape revitalization.

NCR39567 Perth Amboy Beach Revitalization Project:

The 47.87 acre proposed action site is located at the City of Perth Amboy Beach, Perth Amboy City, Middlesex County, New Jersey and is located within the Special Flood Hazard Area, Zones "AE" and "VE" as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel 69 of 286, Map Number 34023C0069F, effective July 6, 2010, and FEMA FIRM Panel 157 of 286, Map Number 34023C0157F, effective July 6, 2010. The proposed project will involve repairs and new improvements to a public facility with no change in land use. Repairs and improvements will include refurbishing the boat ramp and installing a new rack for kayaks and canoes near Second Street as well as a new installation of six volleyball courts and bleachers on the beach. A new public restroom will be constructed on the park area adjacent to the beach in addition to two seasonal open beach wash-down stations installed at the ramps. Other improvements include four drinking fountains and five new tennis courts to replace five of the existing courts. Improvements taking place at the northern portion of the proposed action site, Bayview Park, will include terracing the park to mitigate future erosion, installing ADA access ramps, and reconstructing a 6' wide and 6" thick sidewalk on Front Street. New curbs, striping, signage, and landscaping with drip irrigation will be installed. Damaged public lighting will also be replaced. A Tideflex valve will be installed on the pipes discharging into Staten Island South which will prevent water from entering during high tide or storm surges. The result of project activities will be a new and improved waterfront.

There are three primary purposes for this notice. First, people who may be affected by activities in floodplains and those who have an interest in the protection of the natural environment should be given an opportunity to express their concerns and provide information about these areas. Second, an adequate public notice program can be an important public educational tool. Commenters are encouraged to offer alternative sites outside of the floodplain, alternative methods to serve the same project purpose, and methods to minimize and mitigate impacts. The dissemination of information and request for public comment about floodplains can facilitate and

enhance Federal efforts to reduce the risks and impacts associated with the occupancy and modification of these special areas. Third, as a matter of fairness, when the Federal government determines it will participate in actions taking place in floodplains, it must inform those who may be put at greater or continued risk.

Written comments must be received by NJDCA on or before March 13, 2015. NJDCA encourages electronic submittal of comments at <http://www.nj.gov/dca/divisions/sandyrecovery/review/>. In the alternative, comments may be submitted on paper to – Stacy Bonnaffons, Assistant Commissioner, Sandy Recovery Division, New Jersey Department of Community Affairs, 101 South Broad Street, PO Box 800, Trenton, NJ 08625-0800. The full file may also be reviewed at NJDCA from 9:00 AM to 5:00 PM. Further information can be found on the DCA website: www.nj.gov/dca/divisions/sandyrecovery/review/.

Bob Martin, Commissioner, NJDEP

EARLY NOTICE AND PUBLIC REVIEW OF A PROPOSED ACTIVITY IN A 100-YEAR FLOODPLAIN

February 26, 2015

To: All Interested Agencies, Groups and Individuals

This is to give notice that the New Jersey Department of Environmental Protection (NJDEP) on behalf of the Responsible Entity, the New Jersey Department of Community Affairs (DCA), has determined that the following proposed action under the Stronger New Jersey Neighborhood and Community Revitalization (NCR) program is located in the 100-year Floodplain. NJDEP will be identifying and evaluating practicable alternatives to locating the action in the floodplain along with the potential impacts on the floodplain from the proposed action, as required by Executive Order 11988, in accordance with 35-20 Subpart C Procedures on Floodplain Management and Protection of Wetlands. The NCR program funds projects that contribute to economic revitalization throughout New Jersey. These projects are commercial or mixed use projects, typically development and public improvement or streetscape revitalization.

NCR39567 Perth Amboy Beach Revitalization Project: The 47.87 acre proposed action site is located at the City of Perth Amboy Beach, Perth Amboy City, Middlesex County, New Jersey and is located within the Special Flood Hazard Area, Zones "AE" and "VE" as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel 69 of 286, Map Number 34023C0069P, effective July 6, 2010, and FEMA FIRM Panel 157 of 286, Map Number 34023C0157P, effective July 6, 2010. The proposed project will involve repairs and new improvements to a public facility with no change in land use. Repairs and improvements will include refurbishing the boat ramp for kayaks and canoes near Second Street as well as a new installation of six volleyball courts and bleachers on the beach. A new public restroom will be constructed on the beach area adjacent to the beach in addition to two seasonal open beach wash-down ramps. Other improvements include four drinking fountains and five new tennis courts to replace five of the existing courts. Improvements tak-

ing place at the northern portion of the proposed action site, Bayview Park, will include terracing the park to mitigate future erosion, installing ADA access ramps, and reconstructing a 6' wide and 6" thick sidewalk on Front Street. New curbs, striping, signage, and landscaping will be installed. Damaged public lighting will also be replaced. A Tideflex valve will be installed on the pipes discharging into Staten Island South which will prevent water from entering during high tide or storm surges. The result of project activities will be a new and improved waterfront.

There are three primary purposes for this notice. First, people who may be affected by activities in floodplains and those who have an interest in the protection of the natural environment should be given an opportunity to express their concerns and provide information about these areas. Second, an adequate public notice program can be an important public educational tool. Commenters are encouraged to offer alternative sites outside of the floodplain, alternative project purpose, and methods to minimize and mitigate impacts. The dissemination of information and request for public comment about floodplains can facilitate and enhance Federal efforts to reduce the risks and impacts associated with the occupancy and modification of these special areas. Third, as a matter of fairness, when the federal government determines it will participate in actions taking place in floodplains, it must inform those who may be put at greater or continued risk.

Written comments must be received by NJDEP on or before March 13, 2015. NJDEP encourages electronic submittal of comments at <http://www.nj.gov/dca/divisions/sandyrecovery/review/>. In the alternative, comments may be submitted on paper to - Stacy Bonafant, Assistant Commissioner, Sandy Recovery Division, New Jersey Department of Community Affairs, 101 South Broad Street, PO Box 800, Trenton, NJ 08625-0800. The full file may also be reviewed at NJDEP from 9:00 AM to 5:00 PM. Further information can be found on the DCA website: www.nj.gov/dca/divisions/sandyrecovery/review/.

Bob Martin, Commissioner, NJDEP 2/26/2015 \$222.72

STATE OF NEW JERSEY } SS
COUNTY OF ESSEX

Kerisha Blackmon

Being duly sworn, according to law, on his/her oath sayeth that he/she is CLERK of the Star-Ledger, in the County of Essex, and that the notice, of which the attached is a copy, was published in said paper on the 26th day of February 2015 and continued therein for _____ successively, at least once in each _____ for 1 day Kerisha Blackmon

Sworn to and subscribed before me this 13th day of March, 2015

Maryanne Uldrich
NOTARY PUBLIC of NEW JERSEY



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Affidavit of Publication State of New York, County of New York, ss:
The undersigned, Miriam Nieto is the Account Executive of
EL DIARIO/LA PRENSA a company of Impremedia located at
1 Metro Tech Center 18th Floor, Brooklyn, NY 11201

This is a daily newspaper published in New York State.
The text of AECOM / COMBINED PUBLIC NOTICE
NCR39567

7389 Florida Boulevard Suite #300 Baton Rouge, Louisiana 70806
was published in said newspaper as set forth below, or in the annexed exhibit.

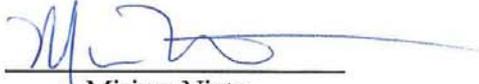
This newspaper has been
designated by the Clerk of New York County for this purpose.


MARTHA CITY
NOTARY PUBLIC-STATE OF NEW YORK
No. 01C16147323
Qualified in Queens County
Certificate Filed in New York County
My Commission Expires May 30, 2018

Publication was published on

Wednesday, February 25, 2015

Subscribed and sworn to before me this
day of Wednesday, February 25, 2015


Miriam Nieto
Account Executive

Notary Public, New York County, N.Y.

1 Metro Tech Center Brooklyn, NY 11201

AVISO ANTICIPADO Y REVISIÓN PÚBLICA DE ACTIVIDADES PROPUESTAS EN UNA PLANICIE DE INUNDACIÓN CORRESPONDIENTE A UNA PRECIPITACIÓN DE 100 AÑOS

25 de febrero de 2015

Para: Todas las Agencias, Grupos y Personas Interesadas

Sirva la presente para dar aviso de que el Departamento de Protección Ambiental (NJDEP, por sus siglas en inglés) en representación de la Entidad Responsable, el Departamento de Asuntos Comunitarios de New Jersey (DCA, por sus siglas en inglés), ha determinado que la siguiente acción propuesta bajo el programa de Revitalización de Vecindarios y Comunidades New Jersey Más Fuerte (NCR, por sus siglas en inglés) está ubicada en la planicie de inundación de 100 años. NJDEP identificará y evaluará alternativas practicables para ubicar la acción en la planicie de inundación junto con los posibles impactos sobre la planicie de inundación de la acción propuesta, como es requerido por la Orden Ejecutiva 11988, de conformidad con las regulaciones de el Departamento de Desarrollo Urbano y de la Vivienda de Estados Unidos (HUD, por sus siglas en inglés) de acuerdo al título 24 del Código de las Regulaciones Federales, Parte 55.20 (24 CFR 55.20) Sub-parte C Procedimientos para Tomar Determinaciones en cuanto al Manejo de Planicies Inundadas y la Protección de Humedales. El programa NCR financia proyectos que contribuyen a la revitalización económica a través de New Jersey. Estos proyectos son de uso comercial o mixto, típicamente desarrollo y mejora pública o revitalización del paisaje urbano.

NCR39567 Proyecto de Revitalización Perth Amboy Beach:

El sitio de acción propuesto de 47.87 acres está ubicado en la ciudad de Perth Amboy Beach, Perth Amboy City, Condado de Middlesex, New Jersey y se encuentra en el Área Especial de Riesgo de Inundación, Zona "AE" y "VE" como se muestra en el Mapa de Tasas de Seguro contra Inundaciones (Flood Insurance Rate Map o FIRM) de la Agencia Federal para el Manejo de Emergencias (Federal Emergency Management Agency o FEMA) Panel 69 de 286, Mapa Número 34023C0069F, efectivo a partir del 6 de julio de 2010, y FEMA FIRM Panel 157 de 286, Mapa Número 34023C0157F, efectivo a partir del 6 de julio de 2010. El proyecto propuesto incluirá reparaciones y nuevas mejoras para una instalación pública sin cambios en el uso de suelo. Reparaciones y mejoras incluirán la renovación de la rampa de barco y la instalación de un nuevo aparcadero para kayaks y canoas cerca de Second Street, así como una nueva instalación de seis canchas de voleibol y gradas en la playa. Un nuevo baño público será construido en el área del parque adyacente a la playa además de dos estaciones de limpieza de playa abiertas en temporada instaladas en las rampas. Otras mejoras incluyen cuatro fuentes de agua potable y cinco nuevas canchas de tenis para reemplazar las cinco canchas existentes. Las mejoras que se realizan en la parte norte del sitio de acción propuesto, Bayview Park, incluirá terrazas en el parque para mitigar la erosión futura, instalación de rampas de acceso de ADA, y la reconstrucción de banquetas de 6' de ancho y 6' de grosor en Front Street. Se instalarán nuevos bordes, rayas, y jardinería con riego por goteo. También será reemplazado el alumbrado público dañado. Se instalará una válvula Tidedflex en las tuberías que descargan en Staten Island South lo que evitará que el agua entre durante la marea alta o mareas de tormenta. El resultado de las actividades del proyecto serán una nueva y mejorado paseo marítimo.

Hay tres propósitos principales para este aviso. Primero, las personas que pueden verse afectadas por las actividades en las planicies de inundación y aquellos que tienen un interés en la protección del medio ambiente natural se les debe de dar la oportunidad de expresar sus inquietudes y proporcionar información acerca de estas áreas. En segundo lugar, un programa adecuado de avisos públicos puede ser una herramienta educativa pública importante. Se anima a los comentaristas a ofrecer sitios alternativos fuera de la planicie de inundación, métodos alternativos para servir el mismo propósito del proyecto, y métodos para minimizar y mitigar los impactos. La difusión de información y el pedido de opiniones públicas acerca de las planicies de inundación pueden facilitar y mejorar los esfuerzos federales para reducir los riesgos e impactos asociados con la ocupación y modificación de estas áreas especiales. En tercer lugar, como una cuestión de justicia, cuando el gobierno Federal determina que participará en acciones que tienen lugar en las planicies de inundación, debe informar a aquellos que puedan ponerse en riesgos mayores o continuos.

Los comentarios escritos deben ser recibidos por NJDCA en o antes del 12 de marzo de 2015. NJDCA anima la presentación electrónica de los comentarios en <http://www.nj.gov/dca/divisions/sandyrecovery/review/>. Alternativamente, los comentarios pueden ser presentados en papel a – Stacy Bonnaffons, Comisionada Adjunta, División de Recuperación de Sandy. Una descripción completa del proyecto puede ser revisada también de 8:00 AM a 5:00 PM en 101 South Broad Street, PO Box 800, Trenton, NJ 08625-0800. El archivo completo también puede ser revisado en NJDCA de 9:00 AM a 5:00 PM. Más información se puede encontrar en el sitio web de DCA: www.nj.gov/dca/divisions/sandyrecovery/review.

Bob Martín, Comisionado, NJDEP

Attachment 2
Electronic Notification to State and Federal Agencies of the “Early Notice and Public Review of a
Proposed Activity in a 100-Year Floodplain”

Lasher, Sara

From: Blalock, Brad
Sent: Wednesday, February 25, 2015 4:27 PM
To: paul_kenney@nps.gov; Carlo_Popolizio@fws.gov; Ron_Popowski@fws.gov; ryan.anderson@dep.nj.gov; Samuel.l.reynolds@usace.army.mil; Jodi.m.mcdonald@usace.army.mil; Christopher.s.mallery@usace.army.mil; Musumeci.grace@epa.gov; Karen.greene@noaa.gov; Megan.jadrosich@fema.dhs.gov; William.Mcdonnell@fema.dhs.gov; Michael.r.furda@hud.gov; Jerri.Weigand@dep.state.nj.us; jennifer.goebel@noaa.gov; daniel.marrone@noaa.gov; dan.saunders@dep.state.nj.us; clark.maria@epa.gov
Cc: Harrison, Karyn; DeVoe, Lauren; Lasher, Sara; Ortlieb, Erich
Subject: NCR39567_Early Notice and Public Review of Proposed Activities in a 100-Year Floodplain
Attachments: NCR39567_EarlyFloodplainNotice.docx; NCR39567SiteLocationMap.pdf

Good afternoon,

The New Jersey Department of Environmental Protection (NJDEP), on behalf the Department of Community Affairs (DCA), is assisting with the Environmental Review portion of the Department of Housing and Urban Development's (HUD) Community Development Block Grant Disaster Relief Assistance Funding Program for the following programs: Neighborhood and Community Revitalization (NCR), Neighborhood Enhancement Program (NEP), Landlord Rental Repair Program (LRRP), Reconstruction, Rehabilitation, Elevation and Mitigation (RREM), and Stronger NJ Business Loan (SBL), and is thereby obligated to follow Executive Order (EO) 11988, Floodplain Management and HUD regulations found in 24 CFR § 55.20 prior to conducting any activities affecting the Floodplain. This Notice of Proposed Intent to take action is being provided in fulfillment of the aforementioned EO and regulations. It has been determined, using current data from the Federal Emergency Management Agency (FEMA) digital Flood Insurance Rate Map (FIRM) as well as preliminary FIRM data provided by NJDEP, that the proposed action sites in the table below are situated within the Special Flood Hazard Area (SFHA).

Attached is the "Early Notice and Public Review of a Proposed Activity in a 100-Year Floodplain" for the following project site published on **February 25, 2015** in "El Diario", and on **February 26, 2015** in "The Record".

Application ID	Location	Municipality	County	FIRM Panel	Map Number	Effective Date
NCR39567	City of Perth Amboy Beach	Perth Amboy City	Middlesex	Panels 69 and 157 of 286	34023C0069F and 34023C0157F	July 6, 2015

The floodplain notices and maps are available for review and are posted on the Department of Community Affairs website: <http://www.nj.gov/dca/divisions/sandyrecovery/review/>.

Please send any written comments that you may have concerning the effect of these projects upon the floodplain to the New Jersey Department of Community Affairs at the following address on or before **March 13, 2015**: New Jersey Department of Community Affairs, 101 South Broad Street, PO Box 800, Trenton, NJ 08625-0800, Attention: Stacy Bonaffons, Assistant Commissioner, Sandy Recovery Division. Comments may also be submitted via email at <http://www.nj.gov/dca/divisions/sandyassistance.html>.

Thank you,

Brad Blalock
Environmental Scientist
D 1-225-922-5778
brad.blalock@aecom.com

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7389 Florida Boulevard, Suite 300, Baton Rouge, Louisiana 70806
T 1-225-922-5700 F 1-225-922-5701
www.aecom.com

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**EARLY NOTICE AND PUBLIC REVIEW OF A PROPOSED
ACTIVITY IN A 100-YEAR FLOODPLAIN**

February 26, 2015

To: All interested Agencies, Groups and Individuals

This is to give notice that the New Jersey Department of Environmental Protection (NJDEP) on behalf of the Responsible Entity, the New Jersey Department of Community Affairs (DCA), has determined that the following proposed action under the Stronger New Jersey Neighborhood and Community Revitalization (NCR) program is located in the 100-year floodplain. NJDEP will be identifying and evaluating practicable alternatives to locating the action in the floodplain along with the potential impacts on the floodplain from the proposed action, as required by Executive Order 11988, in accordance with HUD regulations at 24 CFR 55.20 Subpart C Procedures for Making Determinations on Floodplain Management and Protection of Wetlands. The NCR program funds projects that contribute to economic revitalization throughout New Jersey. These projects are commercial or mixed use projects, typically development and public improvement or streetscape revitalization.

NCR39567 Perth Amboy Beach Revitalization Project:

The 47.87 acre proposed action site is located at the City of Perth Amboy Beach, Perth Amboy City, Middlesex County, New Jersey and is located within the Special Flood Hazard Area, Zones "AE" and "VE" as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel 69 of 286, Map Number 34023C0069F, effective July 6, 2010, and FEMA FIRM Panel 157 of 286, Map Number 34023C0157F, effective July 6, 2010. The proposed project will involve repairs and new improvements to a public facility with no change in land use. Repairs and improvements will include refurbishing the boat ramp and installing a new rack for kayaks and canoes near Second Street as well as a new installation of six volleyball courts and bleachers on the beach. A new public restroom will be constructed on the park area adjacent to the beach in addition to two seasonal open beach wash-down stations installed at the ramps. Other improvements include four drinking fountains and five new tennis courts to replace five of the existing courts. Improvements taking place at the northern portion of the proposed action site, Bayview Park, will include terracing the park to mitigate future erosion, installing ADA access ramps, and reconstructing a 6' wide and 6" thick sidewalk on Front Street. New curbs, striping, signage, and landscaping with drip irrigation will be installed. Damaged public lighting will also be replaced. A Tideflex valve will be installed on the pipes discharging into Staten Island South which will prevent water from entering during high tide or storm surges. The result of project activities will be a new and improved waterfront.

There are three primary purposes for this notice. First, people who may be affected by activities in floodplains and those who have an interest in the protection of the natural environment should be given an opportunity to express their concerns and provide information about these areas. Second, an adequate public notice program can be an important public educational tool. Commenters are encouraged to offer alternative sites outside of the floodplain, alternative methods to serve the same project purpose, and methods to minimize and mitigate impacts. The dissemination of information and request for public comment about floodplains can facilitate and

enhance Federal efforts to reduce the risks and impacts associated with the occupancy and modification of these special areas. Third, as a matter of fairness, when the Federal government determines it will participate in actions taking place in floodplains, it must inform those who may be put at greater or continued risk.

Written comments must be received by NJDCA on or before March 13, 2015. NJDCA encourages electronic submittal of comments at <http://www.nj.gov/dca/divisions/sandyrecovery/review/>. In the alternative, comments may be submitted on paper to – Stacy Bonnaffons, Assistant Commissioner, Sandy Recovery Division, New Jersey Department of Community Affairs, 101 South Broad Street, PO Box 800, Trenton, NJ 08625-0800. The full file may also be reviewed at NJDCA from 9:00 AM to 5:00 PM. Further information can be found on the DCA website: www.nj.gov/dca/divisions/sandyrecovery/review/.

Bob Martin, Commissioner, NJDEP

Attachment 3
Public Comments Received and NJDEP Response

Ortlieb, Erich

From: Ryan, Lisa <Lisa.Ryan@dca.nj.gov>
Sent: Monday, March 16, 2015 3:27 PM
To: Greene, Robert; Russell, Deonna; egold@njeda.com
Cc: Jerri Weigand; Pettit, Chris; Malmi, Nick
Subject: RE: Public Comments

Hi Robert,

DCA Communications has received no public comments. Thanks.

Lisa

Lisa M. Ryan
Director, Strategic Communications
Sandy Recovery Division
New Jersey Department of Community Affairs
PO Box 823
Trenton, NJ 08625-0823
(609) 292-7083
lisa.ryan@dca.state.nj.us

From: Greene, Robert [<mailto:Robert.Greene@icfi.com>]
Sent: Monday, March 16, 2015 1:25 PM
To: Russell, Deonna; Ryan, Lisa; egold@njeda.com
Cc: Jerri Weigand; Pettit, Chris; Malmi, Nick
Subject: Public Comments

Good Afternoon,

Please confirm that no public comments were received for:

NCR39811
NCR39997

Deonna and Lisa,

Please confirm that no public comments were received for the Early Floodplain notice for:

NCR39567

Thank you,

Robert Greene | Environmental Planner | 609.403.7439
ICF INTERNATIONAL | Robert.Greene@icfi.com | icfi.com | Connect with us on [social media](#).

Ortlieb, Erich

From: Russell, Deonna <Deonna.Russell@dca.nj.gov>
Sent: Tuesday, March 17, 2015 8:04 AM
To: Greene, Robert; Ryan, Lisa; egold@njeda.com
Cc: Jerri Weigand; Pettit, Chris; Malmi, Nick
Subject: RE: Public Comments

Good morning Robert,

Assistant Commissioner Stacy Bonnaffons has not received any public comments on the applications named below. Thank you.

Best regards,
Deonna

Deonna Russell
Administrative Assistant to the Assistant Commissioner, Stacy Bonnaffons, Sandy Recovery
NJ Department of Community Affairs
PO Box 823
101 South Broad Street
Trenton, NJ 08625
Office #: 609-633-7308
Fax #: 609-984-6696
Email: deonna.russell@dca.nj.gov

From: Greene, Robert [<mailto:Robert.Greene@icfi.com>]
Sent: Monday, March 16, 2015 1:25 PM
To: Russell, Deonna; Ryan, Lisa; egold@njeda.com
Cc: Jerri Weigand; Pettit, Chris; Malmi, Nick
Subject: Public Comments

Good Afternoon,

Please confirm that no public comments were received for:

NCR39811
NCR39997

Deonna and Lisa,

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NCR39567

Thank you,

Robert Greene | Environmental Planner | 609.403.7439
ICF INTERNATIONAL | Robert.Greene@icfi.com | icfi.com | Connect with us on [social media](#).

Blalock, Brad

From: Ryan Anderson <Ryan.Anderson@dep.nj.gov>
Sent: Thursday, February 26, 2015 7:43 AM
To: Blalock, Brad
Subject: RE: NCR39567_Early Notice and Public Review of Proposed Activities in a 100-Year Floodplain
Attachments: 666870_1216-03-0005.4_CDT140001_1_1216-03-0005.4 CDT140001.pdf.pdf
Follow Up Flag: Follow up
Flag Status: Completed

Brad
See our previous comments on this project.
Thanks

Ryan J. Anderson
Supervising Environmental Specialist
Bureau of Coastal Regulation
Division of Land Use Regulation
(609) 292-1230

From: Blalock, Brad [<mailto:brad.blalock@aecom.com>]
Sent: Wednesday, February 25, 2015 5:27 PM
To: paul.kenney@nps.gov; Carlo.Popolizio@fws.gov; Ron.Popowski@fws.gov; Ryan Anderson; Samuel.I.reynolds@usace.army.mil; Jodi.m.mcdonald@usace.army.mil; Christopher.s.mallery@usace.army.mil; Grace Musumeci; Karen.greene@noaa.gov; Megan.jadrosich@fema.dhs.gov; William.Mcdonnell@fema.dhs.gov; Michael.r.furda@hud.gov; Jerri Weigand; jennifer.goebel@noaa.gov; daniel.marrone@noaa.gov; Dan Saunders; clark.maria@epa.gov
Cc: Harrison, Karyn; DeVoe, Lauren; Lasher, Sara; Ortlieb, Erich
Subject: NCR39567_Early Notice and Public Review of Proposed Activities in a 100-Year Floodplain

Good afternoon,

The New Jersey Department of Environmental Protection (NJDEP), on behalf the Department of Community Affairs (DCA), is assisting with the Environmental Review portion of the Department of Housing and Urban Development's (HUD) Community Development Block Grant Disaster Relief Assistance Funding Program for the following programs: Neighborhood and Community Revitalization (NCR), Neighborhood Enhancement Program (NEP), Landlord Rental Repair Program (LRRP), Reconstruction, Rehabilitation, Elevation and Mitigation (RREM), and Stronger NJ Business Loan (SBL), and is thereby obligated to follow Executive Order (EO) 11988, Floodplain Management and HUD regulations found in 24 CFR § 55.20 prior to conducting any activities affecting the Floodplain. This Notice of Proposed Intent to take action is being provided in fulfillment of the aforementioned EO and regulations. It has been determined, using current data from the Federal Emergency Management Agency (FEMA) digital Flood Insurance Rate Map (FIRM) as well as preliminary FIRM data provided by NJDEP, that the proposed action sites in the table below are situated within the Special Flood Hazard Area (SFHA).

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Thank you,

Brad Blalock
Environmental Scientist
D 1-225-922-5778
brad.blalock@aecom.com

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State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Division of Land Use Regulation
Mail Code 501-02A, P. O. Box 420
Trenton, New Jersey 08625-0420
www.state.nj.us/dep/landuse

CHRIS CHRISTIE
Governor
KIM GUADAGNO
Lt. Governor

BOB MARTIN
Commissioner

Sara Lasher
URS Corporation
7389 Florida Blvd.
Baton Rouge, LA 70806

December 18, 2014

Re: JURISDICTIONAL DETERMINATION
Environmental Review - EDA and DCA/NEP Programs
DLUR File Number: 1216-03-0005.4
DLUR Activity Number: CDT140001
Grant Application ID Number: NCR39567
Applicant: City of Perth Amboy
Block(s) and Lot(s): [1.01, 1] [1.01, 1.01] [1.01, 2] [1.01, 2.01] [1.01, 3] [1.01, 3.01] [1.01, 4] [1.01, 4.01] [1.01, 5] [1.01, 5.01] [27, 1.01] [27, 1.02] [27, 1.03] [27, 1.04] [27, 1.05] [27, 2.01] [27, 3] [27, 4] [27, 5.01] [27, 5.02] [27, 6] [27, 6.01] [27, 7] [27, 8] [50, 10] [51, 1.01] [51, 3] [51, 4] [51, 4.01] [51, 5] [52, 1] [52, 2] [52, 2.01] [52, 3] [52, 3.01] [52, 4] [52, 4.01] [52, 5] [52, 5.01] [52, 6] [52, 6.01] [52, 7] [52, 7.01] [53, 1] [7, 1] [8, 1] [9.01, 1] [9.01, 1.01] [9.02, 1] [9.02, 1.01] [9.03, 1] [9.03, 1.01]
City of Perth Amboy, Middlesex County

Dear Ms. Lasher:

This letter is in response to an application submitted by the above referenced applicant for funding under the Economic Development Authority's Neighborhood & Community Revitalization (NCR), Small Business Loans (SBL) Programs, the Department of Community Affairs' Neighborhood Enhancement Program (NEP), and/or the Reconstruction, Rehabilitation, Elevation and Mitigation (RREM) Program. This jurisdictional determination is for proposed repairs and new improvements to an approximate 47.87 acre area comprised of the above referenced parcels. The project is located within the waterfront area of the City of Perth Amboy, a qualifying municipality. Potentially applicable statutes include Waterfront Development Act (N.J.S.A. 12:5-3 et seq.), Wetlands Act of 1970 (N.J.S.A. 13:9A-1 et seq.), Flood Hazard Area Control Act (N.J.S.A. 58:16A et seq.) and the Freshwater Wetlands Protection Act (N.J.S.A. 13:9B et seq.).

Based on the information provided, a Waterfront Development Individual Permit and a Flood Hazard Area Permit are required for the proposed project. Due to the complexity of the project, the Department recommends that a pre-application meeting be held with Division of Land Use Regulation staff to discuss the project prior to permit application submission. The Department is unable to determine whether the project will impact areas regulated under the Freshwater Wetlands Protection Act rules (N.J.A.C. 7:7A). Should additional information be provided to the Department regarding wetlands, further guidance can be provided.

This letter does not relieve the applicant of the responsibility of obtaining any other required State, Federal or local permits or approvals as required by law and is based on the information submitted in

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DLUR File No. 1216-03-0005.4 CDT140001

accordance with existing regulation. This determination shall be considered null and void if the submitted information is incorrect, site conditions or regulations change.

Please contact Jessica Cobb by e-mail at Jessica.Cobb@dep.nj.gov or (609) 633-2289 should you have any questions regarding this letter. Be sure to indicate the Department's file number in all communication.

Sincerely,



Ryan J. Anderson, Supervisor
Bureau of Coastal Regulation
Division of Land Use Regulation