Floodplain 8-Step Process in accordance with Executive Order 11988: Floodplain Management

New Jersey Economic Development Authority,

Neighborhood and Community Revitalization (NCR) Program

Channel Drive Streetscape Improvements Project

Borough of Point Pleasant Beach (NCR40120)

Ocean County

July 2015

This Floodplain 8-Step Process document addresses the requirements of Executive Order 11988, "Floodplain Management" and has been completed for the Borough of Point Pleasant Beach (NCR40120), 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 Zone) as delineated on the latest FEMA floodplain maps, whether advisory, preliminary, or final.

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

The New Jersey Department of Community Affairs (DCA) is proposing to conduct activities within the 100-year Floodplain, as determined by current Flood Insurance Rate Maps (FIRM) for Ocean County. The 4.69-acre proposed project site incorporates the entire five-block length of Channel Drive in Point Pleasant Beach, NJ and is entirely within the Special Flood Hazard Area Zone "AE", as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel 206 of 611, Map Number 34029C0206F, effective September 29, 2006. Additionally, the FEMA Preliminary FIRM layer shows the entire project area within an SFHA Zone A. This flood map incorporates all "A" categories, including in this case, category "AE". Therefore, the proposed action is subject to 24 CFR §55.20. The proposed project includes significant streetscape improvements which are designed to redevelop and rebrand the working waterfront district. Asphalt and concrete work along the entire length of Channel Drive will include the milling and repaving of the roadway, replacing the existing curb with a six inch concrete curb, and lane striping. New crossing signage and concrete pavers will be installed at crosswalks and concrete pavers will be installed at intersections of Channel Drive at Broadway (two intersections), St. Louis Avenue, Chicago Avenue, Baltimore Avenue, and Boston Avenue. On the north side of Channel Drive, streetscape improvements will include the demolition and reconstruction of 13,095 square feet of sidewalk, the installation of concrete paver driveway aprons, two feet of concrete paver verge between sidewalks and curbs, fifty-four decorative light fixtures, five bus shelters, ten benches, and the resetting of existing storm water drainage inlets. On the south side of Channel Drive, streetscape improvements will include the demolition of existing sidewalk, the reconstruction of sidewalk only at the six road intersections, the resetting of existing storm water drainage inlets, and the planting of forty-four shade trees. Subgrade preparation in the areas of sidewalk installation will require shallow excavation. Additional deeper excavation will be required for the installation of streetscape fixture foundations for light poles, benches, bus shelters, and other structures, as well as for any proposed electrical conduit for the proposed lighting. Minimal existing trees are proposed to be removed from the proposed project area. One parcel at each intersection of Channel Drive and Broadway (west and east end) will be used for new signage,

fiberglass signature sculptures, landscaping, and lighting to highlight the entrances to the working waterfront district. Rights to use portions of these two properties will be acquired, with the possibility of purchasing the west end parcel. The project will result in less than 0.25 acres of additional impervious cover. There are no mapped/potential wetlands located on or near the proposed project site; consequently, this project will have no direct or indirect effect on coastal or freshwater wetlands.

The project site is located in the Coastal Area Facility Review Act (CAFRA) boundary and therefore required a Coastal Jurisdictional Determination. Upon the review of plans for the proposed project, the NJDEP Department of Land Use Regulation (DLUR), in their letter dated June 16, 2015, stated that a CAFRA permit was not required per N.J.A.C. 7:7-2.1(a). The DLUR determination finally states that the project is "presumed to be consistent with the New Jersey Coastal Zone Management Program and a Water Quality Certificate is authorized" (see Attachment 3). Similarly, the DLUR determined that a Waterfront Development Permit and a Coastal Wetlands Permit were also not required.

This project comprises of significant streetscape improvements which are designed to redevelop and rebrand the working waterfront district with minimal change in land use. For these reasons, E.O. 11988-Floodplain Management applies. 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. Therefore, this analysis will consider impacts to the floodplain along with concerns for loss of life and property.

The proposed activity may have some direct and indirect impacts on the floodplain as a result of the excavation for concrete reconstruction, concrete pavers, installation of bus shelters, benches, sculptures, installation of streetscape fixture foundations for light poles, benches, bus shelters, signage, and other items, as well as for any associated electrical conduit for the proposed lighting, etc. However, most of the excavated soils are expected to be replaced by a comparable amount of soil fill resulting in no or insignificant loss of flood storage capacity, and areas replaced by impervious material is proposed to be less than 0.25 acres. Therefore, any impacts to the floodplain are anticipated to be temporary and minor.

Additionally, these improvements, including the resetting of the existing storm water drainage inlets, do not involve any change in land use, will allow for the continued safe use of these roadways during future potential flooding events, and facilitate storm water flow that will reduce damage to any infrastructure already in place and will also effectively reduce damage from flooding to nearby public and private infrastructure by allowing for proper and timely storm water drainage. Further, Best Management Practices (BMPs) and good housekeeping practices will be utilized to minimize any potential impacts to the floodplain that may result from construction worker and vehicular traffic, the use of equipment during project activities, and materials temporarily placed in staging areas on the premises, and to restore and preserve natural and beneficial floodplain values to the greatest extent feasible. Therefore, any direct or indirect impacts to the floodplain are anticipated to be temporary and minor, and upon completion, no adverse impacts to the floodplain are anticipated as a result of this activity. 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 floodplain, result in a significant increase in floodplain development in comparison to pre-storm conditions, and would not increase floodplain occupancy or increase the risk of the loss of life or property.

As part of the 8-step process, Steps 2 and 7 will disseminate information on the project activities and funding to the public and interested individuals/entities and invite their involvement and comments. The early notice in Step 2 will provide opportunities for early public involvement and the final notice in Step 7

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 accordance with Executive Order 11988 or 24 CFR Part 55.

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 and El Diario on June 5, 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 June 22, 2015.

In a letter dated June 22, 2015, the US EPA, Region 2 commented on the difficulties of obtaining documents pertaining to the project for review from the website provided by the link in the notice (see Attachment 3). The EPA requested either a direct e-mailing of the environmental documents or a direct link to the project-specific documents to facilitate their review. Based on the difficulties accessing documents in the website, the EPA also expressed their concerns of the lack of availability of information to the general public and other agencies. Additionally, the EPA offered the following recommendations to the project:

- Recycled rubberized and porous concrete surfaces that have been used around the country provide a porous surface that absorb runoff, is less slippery, reduce heat by staying cooler and could provide a dry surface on flood prone areas;
- Benches made of recycled material that are highly durable and maintenance free;
- Installation of solar panels to provide electrical service for lights fixture can reduce carbon foot print of the project and the referenced fixtures are less invasive;
- Rain gardens incorporated into the sidewalks can add beauty and flood functionality; and
- Complete Streets and Green Streets are design approaches that complement the recommendations mentioned above should be considered in order to achieve the purpose of the project.

The DCA received no other comments on this notice (see Attachment 3).

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

The following project alternatives were considered:

- Construction of the streetscape improvements as proposed in accordance with all applicable local, state and federal floodplain requirements.
- Relocation of the project to a different location outside the 100-Year Floodplain.
- Utilizing Alternative Design Strategies.
- No Action.

Construction of the streetscape improvements as proposed in accordance with all applicable local, state and federal floodplain requirements. The proposed project is comprised of the streetscape improvements of Channel Drive in which the roadway will be repaved, the existing curb replaced, the lane restriped, and other associated improvements such as sidewalk replacement, storm drain improvements, lighting, bus shelters, benches and planting of shade trees. The improvements will greatly enhance the

conditions of the roadway for the citizens in the working waterfront district and surrounding area and the sidewalks would provide a much-needed paved stretch for walking and other recreational use. The street improvements will allow for the continued safe use of these roadways during future potential flooding events, and the resetting of the storm drainage inlets will effectively reduce damage from flooding to nearby public and private infrastructure by allowing for proper and timely storm water drainage. Shade trees and benches that complement the proposed sidewalk paving along the street will be aesthetically pleasing for the entire area, as well as the installation of new signage, fiberglass signature sculptures, landscaping, and lighting that highlight the entrances for the area. Funding the proposed project would address the vital infrastructure and recreational needs of the area, and would aid in the recovery of nearby businesses and the community as a whole in the Borough of Point Pleasant Beach, New Jersey. Finally, it will serve the community by becoming an attraction and acting as a compliment to the city and surrounding neighborhoods.

Relocation of the project to a different location outside the 100-Year Floodplain. Relocating the infrastructure improvements to a site outside of a 100-year Floodplain is not financially feasible and would be contrary to the purpose and function of the proposed activities. Additionally, the roads are located in an area where the project is intended to improve public and private infrastructure and improve the storm water management system. Due to the devastating damages sustained from extensive flooding caused by Superstorm Sandy, the borough is in need of such improvements that would prevent future flooding during storms and thus, prevent future loss of life for the citizens in the area. Therefore, there are no relocation alternatives which would be as beneficial to the nearby community as a whole.

Utilizing Alternative Design Strategies. Alteration of the design and the use of alternative construction materials in place of the typical impermeable surfaces (asphalt and concrete) were considered as ways to potentially enhance or restore the natural and beneficial values of the floodplain. As suggested by the US EPA, these alterations could include the incorporation of materials with permeable surfaces that allow water percolation such as recycled rubberized and porous concrete surfaces, rain gardens within the sidewalks to enhance flood functionality, and utilization of Complete Streets and Green Streets design approaches to complement the suggested designs. Some of these approaches, such as landscaping and tree planting, have already been included in the design. However, based on the nature of the project, i.e., repaving of street and sidewalks and drainage replacement for one street, the use of materials other than asphalt and concrete would have an insignificant beneficial effect on the floodplain as a whole and would be cost prohibitive, which would be more of a financial burden.

No Action Alternative. The "No Action Alternative" means that the proposed project would not be implemented and Channel Drive would likely remain in its current storm-damaged condition and may not receive funding to make the needed repairs and improvements to revitalize the working waterfront district that would largely benefit the surrounding area. Without the streetscape repairs and improvements, the street would remain in a state of disrepair and may potentially deteriorate and decline, and instead contribute to the continued lack of revitalization in communities most affected by Superstorm Sandy. Taking no action would not address the vital infrastructure needs of the area and would not aid in community and recovery in the Borough of Point Pleasant Beach, 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 the reconstruction of Channel Drive that is designed to redevelop and

rebrand the working waterfront district. Asphalt and concrete work along the entire length of Channel Drive will include the repaving the roadway, replacing the curbs and lane striping. Proposed associated work include demolition and reconstruction of sidewalks, new crossing signage, concrete pavers at crosswalks and intersections, light fixtures, bus shelters, benches, resetting of existing storm water drainage inlets, landscaping, shade tree planting, etc. One parcel at each intersection of Channel Drive and Broadway (west and east end) will be used for new signage, fiberglass signature sculptures, landscaping, and lighting to highlight the entrances to the working waterfront district. Rights to use portions of these two properties will be acquired, with the possibility of purchasing the west end parcel.

The proposed activity may have some direct and indirect impacts on the floodplain as a result of the excavation for concrete reconstruction, concrete pavers, and installation of bus shelters, benches, and sculptures. However, most of the excavated soils are expected to be replaced by a comparable amount of soil fill resulting in no or insignificant loss of flood storage capacity. Subgrade preparation in the areas of sidewalk installation will require shallow excavation. Additional deeper excavation will be required for the installation of streetscape fixture foundations for light poles, benches, bus shelters, signage, and other structures, as well as for any proposed electrical conduit for the proposed lighting. However, these are expected to have temporary and minor impacts during project construction activities, as well as overall minor impacts after project implementation is complete. Furthermore, the project will result in less than 0.25 acres of additional impervious cover.

The project is designed to address streetscape improvements and drainage needs, and as such there are potential impacts to the floodplain as a result of the necessary transport of storm water out of road surfaces and infrastructure. The proposed project addresses this potential impact by the resetting of the existing storm water drainage inlets, thereby facilitating the sheet flow into the underground storm drains. Subsequently, this will help reduce damage to any infrastructure already in place. Therefore, any 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 working waterfront district and provide improved amenities to its entrance. 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.

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

The proposed activity may have some direct and indirect impacts on the floodplain as a result of the excavation for concrete reconstruction, concrete pavers, and installation of bus shelters, benches, and sculptures. However, the excavated soils are expected to be replaced by a comparable amount of soil fill resulting in no or insignificant loss of flood storage capacity. The project is designed to address streetscape improvements and drainage needs, and as such there are potential impacts to the floodplain as a result of the necessary transport of storm water out of road surfaces and infrastructure. All excavated soils will be relocated or stored outside the floodplain. Therefore, any impacts to the floodplain are anticipated to be temporary and minor.

The repairs and new streetscape improvements, resetting of existing storm water drainage inlets, shade

tree planting, landscaping, etc. will assist in preserving the natural and beneficial purposes of the area as well as an increase in community involvement with new amenities put in place. With the repairs and new improvements to the working waterfront project, overall impacts to the floodplain and surrounding area are intended to only be positive in nature. The drainage improvements will facilitate the storm water sheet flow that will prevent destruction of vegetation and other natural habitat associated with flooding and preserves the natural floodplain values. Additionally, as suggested by the US EPA's June 22, 2015 correspondence, some of the approaches such as landscaping and tree planting already included in the designs will also help preserve the natural floodplain values.

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. The project site is located in the CAFRA boundary and therefore required a Coastal Jurisdictional Determination. Upon the review of plans for the proposed project, the NJDEP DLUR, in their letter dated June 16, 2015, stated that a CAFRA permit was not required per N.J.A.C. 7:7-2.1(a). The DLUR determination states that the project is "presumed to be consistent with the New Jersey Coastal Zone Management Program and a Water Quality Certificate is authorized." (see Attachment 3). Similarly, the DLUR determined that a Waterfront Development Permit and a Coastal Wetlands Permit were also not required. The jurisdictional determination received 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 accordance with existing regulation.

Additionally, BMPs and good housekeeping practices will be utilized to minimize any potential impacts to the floodplain that may result from construction worker and vehicular traffic, the use of equipment during project activities, and materials temporarily placed in staging areas on the premises, and to restore and preserve natural and beneficial floodplain values to the greatest extent feasible. Therefore, any direct or indirect impacts to the floodplain are anticipated to be temporary and minor, and upon completion, no adverse impacts to the floodplain are anticipated as a result of this activity. 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 floodplain, result in a significant increase in floodplain development in comparison to pre-storm conditions, and would not increase floodplain occupancy or increase the risk of the loss of life or property.

As discussed above, there are no mapped/potential wetlands located on or near the proposed project site; consequently, this project will have no direct or indirect effect on coastal or freshwater wetlands.

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.

Construction of the streetscape improvements as proposed in accordance with all applicable local, state and federal floodplain requirements will greatly enhance the conditions of the roadway for the citizens in the working waterfront district and surrounding area and the sidewalks would provide a much-needed paved stretch for walking and other recreational use. The street improvements will allow for the continued safe use of these roadways during future potential flooding events, and the resetting of the storm drainage inlets will effectively reduce damage from flooding to nearby public and private infrastructure by allowing

for proper and timely storm water drainage. Shade trees, benches, lighting landscaping, signage, sculpturing, etc. will be aesthetically pleasing for the entire area. Funding the Channel Drive project would address the vital infrastructure and recreational needs of the area, and would aid in the community uplift and recovery in the Borough of Point Pleasant Beach, New Jersey. Finally, it will serve the community by becoming an attraction and acting as a compliment to the city and surrounding neighborhoods. This alternative meets the goal of the NCR program, which is designed to promote the long-term revitalization of communities and has been selected.

The alternative to relocate the project to a different location outside the 100-Year Floodplain was determined to be financially infeasible and contrary to the purpose and function of the proposed project. Due to the devastating damages sustained from extensive flooding caused by Superstorm Sandy, the proposed project site is in need of such improvements that would prevent future flooding during storms and thus, prevent future loss of life for the citizens in the area. It would eliminate the effort of revitalizing the area that is beneficial to the surrounding residents and would not serve to fully accomplish the goals of the NCR program, which is designed to promote the long-term revitalization of communities. Therefore, the relocation alternative was considered and rejected.

The alternative of utilizing substitute design and construction materials in place of the typical impermeable surfaces (asphalt and concrete) was considered, as a way to potentially enhance or restore the natural and beneficial values of the floodplain. Some of these approaches, such as landscaping and tree planting, have already been included in the design. However, based on the nature of the project, i.e., repaving of street and sidewalks and drainage replacement for one street, the use of materials other than asphalt and concrete would have an insignificant beneficial effect on the floodplain as a whole, and would be cost prohibitive which would be more of a financial burden. Therefore, this alternative was considered and also rejected.

The 'No Action' alternative means that the proposed project would not be implemented and the proposed project site 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 street 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 7-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
June 5, 2015

To: All Interested Agencies, Groups & Individuals

This Notice is related to Federal assistance provided in response to the Presidentially-declared disaster, Superstorm Sandy. This is to give notice that 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, developed by the state to fund commercial or mixed use projects that contribute to economic revitalization throughout New Jersey by Superstorm Sandy, is located in the 100-year floodplain. DCA will be identifying and evaluating practicable alternatives to locating the action in the floodplain and analyzing 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.

Project Description

Application ID number: NCR40120

The 4.69 acre property site incorporates the entire five-block length of Channel Drive in Point Pleasant Beach, NJ and is entirely within the Special Flood Hazard Area Zone "AE" Zone floodplain, as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel 206 of 611, Map Number 34025C0206F, effective September 29, 2006. Additionally, both FEMA DFIRM Flood Zone and Preliminary FIRM layers show the entire parcel within an SFHA Zone A. These flood maps incorporates all "A" categories, including in this case category "AE". The proposed project includes significant streetscape improvements which are designed to redevelop and rebrand the working waterfront district. Asphalt and concrete work along the entire length of Channel Drive will include the milling and repaving of the roadway, replacing the existing curb with a six inch concrete curb, and lane striping. New crossing signage and concrete pavers will be installed at crosswalks and concrete pavers will be installed at intersections of Channel Drive at Broadway (two intersections), St. Louis Avenue, Chicago Avenue, Baltimore Avenue, and Boston Avenue. On the north side of Channel Drive, streetscape improvements will include the demolition and reconstruction of 13,095 square feet of sidewalk, the installation of concrete paver driveway aprons, two feet of concrete paver verge between sidewalks and curbs, fifty-four decorative light fixtures, five bus shelters, ten benches, the resetting of existing storm water drainage inlets, and the planting of sixty-four shade trees. On the south side of Channel Drive, streetscape improvements will include the demolition of existing sidewalk, the reconstruction of sidewalk only at the six road intersections, the resetting of existing storm water drainage inlets, and the planting of forty-four shade trees. Subgrade preparation in the areas of sidewalk installation will require shallow excavation. Additional deeper excavation will be required for the installation of streetscape fixture foundations for light poles, benches, bus shelters, and other structures, as well as for any proposed electrical conduit for the proposed lighting. Minimal existing trees are proposed to be removed from the proposed project area. The project will result in less than 0.25 acres of additional impervious cover.

STATE OF NEW JERSEY
COUNTY OF ESSEX } SS

Camillia Ramsey

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 5 day of June, 2015 and continued therin for ____ successively, at least once in each ____ for ____

Camillia Ramsey

Sworn to and subscribed before me this 8 day of June, 2015

NOTARY PUBLIC of NEW JERSEY

REGINAH V. JONES
Notary Public, State of New Jersey
My Commission Expires
January 18, 2018

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 education tool. Commenters are encouraged to offer 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 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 DCA on or before June 22, 2015, or fifteen (15) days from the actual date of publication, whichever is later. DCA 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. .

Acting Commissioner Charles A. Richman

New Jersey Department of Community Affairs 6/5/2015 $235.60

STATE OF NEW JERSEY
COUNTY OF ESSEX } SS

Camillia Ramsey

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 5 day of June 2015 and continued therin for 1 Day successively, at least once in each for 1 Day

Camillia Ramsey

Sworn to and subscribed before me this 8 day of June 2015

NOTARY PUBLIC of NEW JERSEY

MEDINAH Y. JONES
Notary Public State of New Jersey
My Commission Expires
January 18, 2019

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

June 5, 2015

To: All Interested Agencies, Groups & Individuals

This Notice is related to Federal assistance provided in response to the Presidentially-declared disaster, Superstorm Sandy. This is to give notice that 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, developed by the state to fund commercial or mixed use projects that contribute to economic revitalization throughout New Jersey by Superstorm Sandy, is located in the 100-year floodplain. DCA will be identifying and evaluating practicable alternatives to locating the action in the floodplain and analyzing 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.

Project Description
Application ID number: NCR40120
The 4.69 acre property site incorporates the entire five-block length of Channel Drive in Point Pleasant Beach, NJ and is entirely within the Special Flood Hazard Area Zone "AE" Zone floodplain, as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel 206 of 611, Map Number 34029C0206F, effective September 29, 2006. Additionally, both FEMA DFIRM Flood Zone and Preliminary FIRM layers show the entire parcel within an SFHA Zone A. These flood maps incorporates all "A" categories, including in this case category "AE". The proposed project includes significant streetscape improvements which are designed to redevelop and rebrand the working waterfront district. Asphalt and concrete work along the entire length of Channel Drive will include the milling and repaving of the roadway, replacing the existing curb with a six inch concrete curb, and lane striping. New crossing signage and concrete pavers will be installed at crosswalks and concrete pavers will be installed at intersections of Channel Drive at Broadway (two intersections), St. Louis Avenue, Chicago Avenue, Baltimore Avenue, and Boston Avenue. On the north side of Channel Drive, streetscape improvements will include the demolition and reconstruction of 13,095 square feet of sidewalk, the installation of concrete paver driveway aprons, two feet of concrete paver verge between sidewalks and curbs, fifty-four decorative light fixtures, five bus shelters, ten benches, the resetting of existing storm water drainage inlets, and the planting of sixty-four shade trees. On the south side of Channel Drive, streetscape improvements will include the demolition of existing sidewalk, the reconstruction of sidewalk only at the six road intersections, the resetting of existing storm water drainage inlets, and the planting of forty-four shade trees. Subgrade preparation in the areas of sidewalk installation will require shallow excavation. Additional deeper excavation will be required for the installation of streetscape fixture foundations for light poles, benches, bus shelters, and other structures, as well as for any proposed electrical conduit for the proposed lighting. Minimal existing trees are proposed to be removed from the proposed project area. The project will result in less than 0.25 acres of additional impervious cover.

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 education tool. Commenters are encouraged to offer 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 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 DCA on or before June 22, 2015, or fifteen (15) days from the actual date of publication, whichever is later. DCA 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.

Acting Commissioner Charles A. Richman
New Jersey Department of Community Affairs

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

MARTHA CITY
NOTARY PUBLIC-STATE OF NEW YORK
No. 01CI6147323
Qualified in Queens County
Certificate Filed in New York County
My Commission Expires May 30, 2018

Publication was published on

Friday, June 5, 2015

Subscribed and sworn to before me this
day of Friday, June 5, 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 UNA ACTIVIDAD PROPUESTA EN UNA PLANICIE DE INUNDACIÓN CORRESPONDIENTE A UNA PRECIPITACIÓN DE 100 AÑOS

FECHA: 5 de junio de 2015

Para: Todas las Agencias, Grupos y Personas Interesados

Este Aviso está relacionado a la asistencia Federal proporcionada en respuesta al desastre declarado por el Presidente, Súper Tormenta Sandy. Esto es para dar aviso que 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 Stronger New Jersey (NCR, por sus siglas en inglés), desarrollado por el estado para financiar los proyectos de uso comercial o mixto que contribuyan a la revitalización económica por todo New Jersey por la Súper Tormenta Sandy, está ubicada en la planicie de inundación correspondiente a una precipitación de 100 años. DCA identificará y evaluará alternativas viables para ubicar la acción en la planicie de inundación y analizar los impactos potenciales sobre la planicie de inundación de la acción propuesta, como es requerido por la Orden Ejecutiva 11988, de conformidad con las regulaciones del 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 Sub-parte C Procedimientos para Tomar Determinaciones en cuanto al Manejo de Planicies de Inundación y la Protección de Humedales.

Descripción del Proyecto

Número de Identificación de la Aplicación: NCR40120

El sitio de la propiedad de 4.69 acres incorpora toda la longitud de cinco cuadras de Channel Drive en Point Pleasant Beach, NJ y está totalmente dentro del planicie de inundación de la Zona "AE" del Área Especial de Riesgo de Inundación, 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 206 de 611, Mapa Número 34029C0206F, efectivo el 29 de septiembre de 2006. Adicionalmente, tanto la Zona de Inundación DFIRM de FEMA y las capas preliminares de FIRM muestran la parcela entera dentro de una Zona A de SFHA. Estos mapas de inundaciones incorporan todas las categorías "A", incluyendo en este caso la categoría "AE". El proyecto propuesto incluye mejoras al paisaje urbano significativas que están diseñadas para reconstruir y renombrar el distrito portuario de trabajo. El trabajo de asfalto y concreto al lado de toda la longitud de Channel Drive incluirá el acordonamiento y repavimentación de la calzada, remplazará el borde de la acera existente con un borde de seis pulgadas de concreto, y franjeado de líneas. Se instalarán nuevas señalizaciones de cruce y adoquines de concreto en pasos peatonales y adoquines de concreto serán instalados en las intersecciones de Channel Drive en Broadway (dos intersecciones), St. Louis Avenue, Chicago Avenue, Baltimore Avenue, y Boston Avenue. En el lado norte de Channel Drive, las mejoras al paisaje urbano incluirán la demolición y reconstrucción de 13,095 pies cuadrados de aceras, la instalación de accesos a pistas de adoquín de concreto, dos pies de bordes de adoquín de concreto entre las aceras y bordes, cincuenta y cuadro lámparas decorativas, cinco paradas de autobuses, diez bancas, la reposición de entradas de drenaje de agua de tormenta existentes, y la plantación de sesenta y cuatro árboles de sombra. En el lado sur de Channel Drive, las mejoras al paisaje urbano incluirán la demolición de las aceras existentes, la reconstrucción de la acera solo en las seis intersecciones viales, la reposición de las entradas de drenaje de agua de tormenta existentes, y la plantación de cuarenta y cuatro árboles de sombra. La preparación del subsuelo en las áreas de instalación de las aceras requerirán de excavación poco profunda. La excavación más profunda adicional será requerida para la instalación de las bases accesorias para los postes de luz, bancas, paradas de autobús, y otras estructuras, así como para cualquier conducto eléctrico propuesto para la iluminación propuesta. Se propone retirar los árboles mínimos existentes del área del proyecto propuesto. El proyecto traerá consigo menos de 0.25 acres de cubierta impermeable adicional.

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 métodos alternativos para servir al mismo propósito del proyecto, y métodos para minimizar y mitigar los 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 DCA en o antes del 22 de junio de 2015, o quien (15) días a partir de la fecha efectiva de la publicación, la que sea posterior. DCA 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, Departamento de Asuntos Comunitarios de New Jersey, 101 South Broad Street, PO Box 800, Trenton, NJ 08625-08000.

Charles A. Richman, Comisionado Suplente
Departamento de Asuntos Comunitarios de New Jersey

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"

Qualls, Ying

From: Qualls, Ying
Sent: Friday, June 05, 2015 1:36 PM
To: 'Musumeci.grace@epa.gov'; 'Clark.Maria@epa.gov'; 'Sharla.azizi@fema.dhs.gov'; 'Megan.Jadrosich@fema.dhs.gov'; 'Michael.r.furda@hud.gov'; 'paul_kenney@nps.gov'; 'Colleen.Keller@dep.nj.gov'; 'Ryan.Anderson@dep.nj.gov'; 'dave.fanz@dep.nj.gov'; 'Dan.Saunders@dep.state.nj.us'; 'Karen.greene@noaa.gov'; 'jennifer.goebel@noaa.gov'; 'Richard.shaw@nj.usda.gov'; 'Carlo_Popolizio@fws.gov'; 'Jodi.m.mcdonald@usace.army.mil'; 'James.w.haggerty@usace.army.mil'; 'Samuel.l.reynolds@usace.army.mil'; 'chris.pettit@icfi.com'; 'cblock@co.ocean.nj.us'; 'david.caulfield@dep.nj.gov'; 'Robert.Greene@icfi.com'; 'Nick.Malmi@icfi.com'; 'Steven.Sherman@icfi.com'
Cc: Harrison, Karyn; Ortlieb, Erich; DeVoe, Lauren
Subject: Early Notice and Public Review of a Proposed Activity in a 100-Year Floodplain (NCR40120)
Attachments: NCR40120_EarlyFloodplainNotice.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 site in the table below is 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 **June 5, 2015** in "The Star Ledger" and "El Diario".

Application ID	Location	Municipality	County	FIRM Panel	Map Number	Effective Date	Zone
NCR40120	Channel Drive	Point Pleasant Beach	Ocean	Panel 206 of 611	34029C0206F	September 29, 2006	AE

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 this project upon the floodplain to the New Jersey Department of Community Affairs at the following address on or before **June 22, 2015**: New Jersey Department of Community Affairs, 101 South Broad Street, PO Box 800, Trenton, NJ 08625-0800, Attention: Stacy Bonnaffons, Assistant Commissioner, Sandy Recovery Division.
Comments may also be e-mailed to notifications@renewjerseystronger.org found at http://www.nj.gov/dca/divisions/sandyassistance.html.

Thank you,

1

Ying Qualls
Senior Staff Scientist
D 1-225-922-5760
ying.qualls@aecom.com

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

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

June 5, 2015

To: All Interested Agencies, Groups & Individuals

This Notice is related to Federal assistance provided in response to the Presidentially-declared disaster, Superstorm Sandy. This is to give notice that 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, developed by the state to fund commercial or mixed use projects that contribute to economic revitalization throughout New Jersey by Superstorm Sandy, is located in the 100-year floodplain. DCA will be identifying and evaluating practicable alternatives to locating the action in the floodplain and analyzing 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.

Project Description
Application ID number: NCR40120
The 4.69 acre property site incorporates the entire five-block length of Channel Drive in Point Pleasant Beach, NJ and is entirely within the Special Flood Hazard Area Zone "AE" Zone floodplain, as shown on the Federal Emergency Management Agency (FEMA) Flood Insurance Rate Map (FIRM) Panel 206 of 611, Map Number 34029C0206F, effective September 29, 2006. Additionally, both FEMA DFIRM Flood Zone and Preliminary FIRM layers show the entire parcel within an SFHA Zone A. These flood maps incorporates all "A" categories, including in this case category "AE". The proposed project includes significant streetscape improvements which are designed to redevelop and rebrand the working waterfront district. Asphalt and concrete work along the entire length of Channel Drive will include the milling and repaving of the roadway, replacing the existing curb with a six inch concrete curb, and lane striping. New crossing signage and concrete pavers will be installed at crosswalks and concrete pavers will be installed at intersections of Channel Drive at Broadway (two intersections), St. Louis Avenue, Chicago Avenue, Baltimore Avenue, and Boston Avenue. On the north side of Channel Drive, streetscape improvements will include the demolition and reconstruction of 13,095 square feet of sidewalk, the installation of concrete paver driveway aprons, two feet of concrete paver verge between sidewalks and curbs, fifty-four decorative light fixtures, five bus shelters, ten benches, the resetting of existing storm water drainage inlets, and the planting of sixty-four shade trees. On the south side of Channel Drive, streetscape improvements will include the demolition of existing sidewalk, the reconstruction of sidewalk only at the six road intersections, the resetting of existing storm water drainage inlets, and the planting of forty-four shade trees. Subgrade preparation in the areas of sidewalk installation will require shallow excavation. Additional deeper excavation will be required for the installation of streetscape fixture foundations for light poles, benches, bus shelters, and other structures, as well as for any proposed electrical conduit for the proposed lighting. Minimal existing trees are proposed to be removed from the proposed project area. The project will result in less than 0.25 acres of additional impervious cover.

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 education tool. Commenters are encouraged to offer 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 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 DCA on or before June 22, 2015, or fifteen (15) days from the actual date of publication, whichever is later. DCA 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.

Acting Commissioner Charles A. Richman
New Jersey Department of Community Affairs

Attachment 3
Public Comments Received and NJDEP Response

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

Lauren Bahlinger
AECOM
7389 Florida Blvd., Suite 300
Baton Rouge, LA 70806

JUN 16 2015

Re: JURISDICTIONAL DETERMINATION
Environmental Review - EDA and DCA/NEP Programs
DLUR File Number: 1525-15-0004.1
DLUR Activity Number: CDT150001
Grant Application ID Number: NCR40120
Applicant: Point Pleasant Beach Borough
Block(s) and Lot(s): [Channel Drive ROW] [164, 19] [168, 5]
Point Pleasant Beach Borough, Ocean County

Dear Ms. Bahlinger:

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 Affair's Neighborhood Enhancement Program (NEP), and/or the Reconstruction, Rehabilitation, Elevation and Mitigation (RREM) Program. This jurisdictional determination is for a proposed streetscape improvement project within the CAFRA zone along the entire length of Channel Drive in the Borough of Point Pleasant Beach, a non-qualifying municipality. In total, the proposed project includes:

Channel Drive:
- Milling and repaving, curb replacement, and lane striping
- Installation of new crossing signage and concrete pavers at crosswalks and the intersections at Broadway (two intersections), St. Louis Avenue, Chicago Avenue, Baltimore Avenue, and Boston Avenue
- Sidewalk reconstruction, the installation of concrete paver driveway aprons, fifty-four decorative light fixtures, five bus shelters, ten benches, the resetting of existing storm water drainage inlets, and the planting of sixty-four shade trees (North side)
- Sidewalk reconstruction at the six intersections, the resetting of existing storm water drainage inlets, and the planting of forty-four shade trees (South side)

Block 168, Lot 5 and Block 164, Lot 19:
- Installation of new signage, fiberglass signature sculptures, landscaping, and lighting to highlight the entrances to the working waterfront district

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.), Coastal Area Facility Review Act, CAFRA, (N.J.S.A. 13:9-1 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.).

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Based on a review of the information submitted and a review of information as maintained on the Department's Geographic Information System, the following determination is made:

Based on a review of the Coastal Permit Program Rules, the following determination is made:

(x) **A Waterfront Development permit is not required.**

( ) **A Waterfront Development Permit will be required because**:

( ) Work will be performed at or below (outshore) the Mean High Water Line.

( ) Work will be performed within 100/500 feet of the MHWL outside the coastal area.

Based on a review of the Coastal Permit Program Rules, the following determination is made:

( ) **A CAFRA permit is required.**

(x) **A CAFRA permit is not required. Per N.J.A.C. 7:7-2.1(c)6 a CAFRA permit is not required for services provided within an existing public-right-of-way by a government entity. Per N.J.A.C. 7:7-2.1(a), a CAFRA permit is not required for the proposed development located at Block 168, Lot 5 and Block 164, Lot 19 as the work is located more than 150' from the mean high water line.**

Based on a review of the Coastal Wetlands Maps, the following determination is made:

( ) **Coastal Wetlands permit is required**. Coastal Wetlands are mapped on this site. Activity is proposed at or below the Upper Wetlands Boundary.

(x) **Coastal Wetlands permit is not required.** Based on a review of the Coastal Wetlands Maps it is determined that there are not mapped wetlands on the site.

( ) **Coastal Wetlands permit is not required**. Coastal Wetlands are mapped on this site. However, no activity is proposed at or below the Upper Wetlands Boundary.

In addition, this project will take place within a tidal floodplain regulated under the Flood Hazard Area Control Act rules at N.J.A.C. 7:13-1.1. The proposed project appears to meet the criteria for a Flood Hazard Area Permit-by-Rule pursuant to N.J.A.C. 7:13-7.2(b)6.

Based on the information provided to the Division, it does not appear that the proposed project will impact freshwater wetlands and associated transition areas regulated under the Freshwater Wetlands Protection Act Rules at N.J.A.C. 7:7A. Therefore, a permit is not required.

Please be advised that the Army Corps of Engineers (Corps) has jurisdiction over any activity that results in a discharge of fill below the mean high water line or within Federally regulated wetlands. It does not appear that the proposed project will result in discharge of fill regulated by the Corps.

The project may be presumed to be consistent with the New Jersey Coastal Zone Management Program and a Water Quality Certificate is authorized.

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 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

to Kevin
eal

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

JUN 2 2 2015

Stacy Bonnaffons
Assistant Commissioner, Sandy Recovery Division
New Jersey Department of Community Affairs
101 South Broad Street
PO Box 800
Trenton, NJ 08625-0800

Re: NCR40120- Channel Drive Point Pleasant Beach

Dear Ms. Bonnaffons:

This is in reference to the June 5, 2015 electronic message to the U.S. Environmental Protection Agency (EPA) regarding the Early Notice and Public Review of a Proposed Activity in a 100-year floodplain. The project is a 4.69-acre site which includes five-block length of Channel Drive in Point Pleasant Beach, New Jersey. It is our understanding that the proposed project will involve funding from the Community Development Block Grant Disaster Recovery federal program.

The notice provided a link to the NJ Department of Community Affairs website for additional information. However, the specified link takes us to a general page where one has to scroll among hundreds of documents in search of a project. After this back-and-forth scrolling, we were able to find the same notice we already have for this project and nothing else. As such, EPA would like a direct e-mailing of the environmental documents or a direct link to the project-specific documents, so that we may provide expedient and thorough comments. We are concerned that the lack of availability of information to the general public and other agencies may be preventing a fair and transparent process.

The project involves significant streetscape improvements including asphalt and concrete work along the entire length of Channel Drive, new crossing signage and concrete pavers at crosswalks and multiple intersections, concrete paver driveway aprons, two feet of concrete paver verge between sidewalks and curbs, fifty-four decorative light fixtures, five bus shelters, ten benches, the resetting of existing storm water drainage inlets, and the planting of over 100 shade trees. Subgrade preparation in the areas of sidewalk installation will require shallow excavation. Additional deeper excavation will be required for the installation of streetscape fixture foundations for light poles, benches, bus shelters, and other structures, as well as for any proposed electrical conduit for the proposed lighting. Minimal existing trees are proposed to be removed from the proposed project area. The project will result in less than 0.25 acre of additional impervious cover.

The project purpose is streetscape improvements which are designed to redevelop and rebrand the working waterfront district. Based on this statement, the geographical and environmental conditions of the project site, EPA offers the following recommendations:

- Recycled rubberized and porous concrete surfaces have been used around the country. These materials provide a porous surface that would absorb runoff, is less slippery, reduce heat by staying cooler and could provide a dry surface on flood prone areas.
- Benches made of recycled material are highly durable and maintenance free.
- The installation of solar panels to provide electrical service for lights fixture can reduce the carbon foot print of the project. Further, installation of these fixtures is less invasive.
- Rain gardens incorporated into the sidewalks can add beauty and flood functionality.
- Complete Streets and Green Streets are design approaches that together with the above recommendations should be considered in order to achieve the purpose of the project.

Please send EPA any additional environmental documents associated with this project for a more thorough review. Please note that this does not constitute a Sole Source Aquifer review. If you have any questions concerning this matter or would like additional information, please contact Maria Clark at 212-637-3789 or clark.maria@epa.gov.

Sincerely,



Grace Musumeci, Chief
Environmental Review Section

cc: M.R. Furda, HUD

Qualls, Ying

From: Russell, Deonna <Deonna.Russell@dca.nj.gov>
Sent: Tuesday, June 23, 2015 9:06 AM
To: Greene, Robert; Ryan, Lisa
Cc: Caulfield, David; Pettit, Chris; Malmi, Nick
Subject: RE: NCR40120 Public Comments

Good morning Robert,

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

Do have a great day now.

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: Tuesday, June 23, 2015 9:57 AM
To: Russell, Deonna; Ryan, Lisa
Cc: Caulfield, David; Pettit, Chris; Malmi, Nick
Subject: NCR40120 Public Comments

Good Morning Deonna and Lisa,

Please confirm that no public comments were received for NCR40120.

Thank you,

Robert Greene | Environmental Planner | 609.403.7439
ICF INTERNATIONAL | Robert.Greene@icfi.com | icfi.com | Connect with us on social media.

Qualls, Ying

From: Petty, Tammori <Tammori.Petty@dca.nj.gov>
Sent: Tuesday, June 23, 2015 11:09 AM
To: Greene, Robert
Cc: Ryan, Lisa
Subject: RE: NCR40120 Public Comments

Hi Robert:

No public comments were received for NCR40120.

Tammori

Tammori C. Petty
Director of Communications
NJ Department of Community Affairs
Phone: 609-292-6055
Fax: 609-984-6696
tammori.petty@dca.nj.gov

From: Greene, Robert [mailto:Robert.Greene@icfi.com]
Sent: Tuesday, June 23, 2015 9:58 AM
To: Petty, Tammori
Subject: FW: NCR40120 Public Comments

Good Morning Tammori,

I just received Lisa's out of office reply. Would you be able to confirm that no public comments were received for NCR40120?

Thank you,

Robert Greene | Environmental Planner | 609.403.7439
ICF INTERNATIONAL | Robert.Greene@icfi.com | icfi.com | Connect with us on social media.

From: Greene, Robert
Sent: Tuesday, June 23, 2015 9:57 AM
To: 'deonna.russell@dca.state.nj.us'; 'Ryan, Lisa'
Cc: Caulfield, David; Pettit, Chris; Malmi, Nick
Subject: NCR40120 Public Comments

Good Morning Deonna and Lisa,

Please confirm that no public comments were received for NCR40120.

Thank you,

Robert Greene | Environmental Planner | 609.403.7439
ICF INTERNATIONAL | Robert.Greene@icfi.com | icfi.com | Connect with us on social media.