

Commander (dpb)
First Coast Guard District
1 South Street
Battery Park Building
New York, NY 10004-1466

August 25, 2021

PUBLIC NOTICE (1-189)

Subject: PROPOSED CONSTRUCTION OF THE TREMLEY POINT CONNECTOR ROAD (TPCR) OVER THE RAHWAY RIVER BETWEEN THE BOROUGH OF CARTERET, MIDDLESEX COUNTY AND THE CITY OF LINDEN, UNION COUNTY, NEW JERSEY

All interested parties are notified that the Commander, First Coast Guard District, has received an application from the New Jersey Turnpike Authority (NJTA) for approval of the proposed location and plans for the construction of a fixed bridge over the Rahway River, a navigable waterway of the United States.

WATERWAY AND LOCATION: Rahway River 1.3 miles above the mouth of the waterway.

CHARACTER OF WORK: The project involves the construction of a new 1.1 mile long, roadway primarily built as a multi-span fixed span bridge. NJTA proposes to construct the TPCR primarily on two bridges predominantly drilled shaft supported with an elevated portion of the roadway and the two ends of the TPCR constructed on an embankment contained between retaining walls. The typical section of the proposed TPCR roadway consists of two 12-foot wide lanes in each direction and 3-foot wide right shoulders. The southern limit of the proposed TPCR will connect to Peter J. Sica Industrial Highway in Carteret, Middlesex County, New Jersey. Progressing northward, the TPCR will cross over the Rahway River and connect to Tremley Point Road in the City of Linden, Union County at the northern limit. The proposed TPCR is approximately 2, 500 feet east of Mile post 97.2 on the New Jersey Turnpike and north of Interchange 12.

The proposed bridge over the Rahway River will cross at approximately mile point 1.3 and will span over the 100-foot-wide channel.

MINIMUM NAVIGATIONAL CLEARANCES:

Existing Channel Proposed Navigational Span

Horizontal: 100 feet 165 feet

(normal to axis of the channel)

Existing Channel Proposed Navigational Span

Vertical:

(above MHW) Not Applicable approximately 37 feet (To exceed

(NAVD88) clearance of upstream NJ

Turnpike bridges)

ENVIRONMENTAL CONSIDERATION:

The Coast Guard (USCG), as the lead Federal agency for the proposed project, has reviewed the environmental report prepared by the applicant for the project between 2006 and 2010 when the application was first submitted in 2010. At that time, the USCG issued a Mitigated Finding of No Significant Impact, (FONSI) on November 15, 2013, for the Preferred Alternative presented in the Environmental Assessment (EA). The USCG determined that the proposed action will not have a significant impact on the environment for purposes of the National Environmental Policy Act (NEPA) under the criteria given in the USCG's NEPA implementation instruction. Due to the length of time that passed, the USCG is requesting public comments for any new significant impacts to be revealed by this public notification. The EA will be supplemented by NJTA for additional environmental documentation. The EA, including the prior public and agency comments, will be re-evaluated by the USCG and additional comments from the public and agencies considered. The supplemented EA is pending. The supplemental EA once received will be provided for viewing upon request: email Donna Domenica Leoce, at donna.d.leoce@uscg.mil to set up an appointment.

The project is not considered an encroachment on the 100-year floodplain. The 100-year flood elevation is + 13 feet mean sea level. The low steel of the navigational span of the proposed bridge is approximately 37 feet above mean sea level. Portions of the project where retaining walls are proposed, Industrial Highway and Tremley Point Road are within the 10-year flood plain of Rahway River and the Arthur Kill waterway.

An application to the New Jersey Department of Environmental Protection (NJDEP) authorizing the permanent disturbance of approximately 4.3 acres of freshwater wetlands under an Individual Freshwater Wetlands Permit for the construction of the TPCR over the Rahway River as well as a Water Quality Certificate are pending.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson –Stevens Fishery Conservation and Management Act. TPCR EA EFH Analysis concluded that the construction and operation of the TPCR will result in no more than minor impacts to designated species or designated species' EFH. Our initial determination was that implementation of the proposed wetland mitigation plan will offset any minor impacts and may provide a net increase in EFH for designated species in the region. NJTA will file a NOAA Essential Fish Habitat Assessment Worksheet because the EA is more than 5 years old. Our final determination relative

to project impacts and pending stand-alone mitigation measures is subject to review and further consultation and coordination with the U.S. Army Corps of Engineers (USACE), U.S. Environmental Protection Agency, Region 2, the New Jersey Department of Environmental Protection (NJDEP), National Oceanic Atmospheric Administration, U.S. Fish and Wildlife Services the National Marine Fisheries Service, Habitat Conservation. and the National Marine Fisheries Services.

This notice initiates consultation requirements with the USACE under section 404 of the Clean Water Act and Section 10 of the Rivers and Harbor Act of 1988. Additionally, consultation with the USACE on pier placement is pending. Further, a wetland delineation in 2017 indicated approximately the same area of wetlands as the 2010 delineation. Further consultation is required with USACE and NJDEP for the permanent wetland disturbance of 4.3 acres and temporary wetland disturbance. Potential additional disturbances related to the addition of tolling equipment to the project have not yet been determined.

The applicant performed a Stage IA Archeological and Intensive Level Historic Architectural Survey for the proposed bridge project during the initial environmental review process and this survey determined that there are no known archaeological sites within the proposed TPCR area. The environmental review process also determined that a Stage 1B Survey should be completed now that a preferred alignment has been selected. USCG has initially determined that the proposed bridge constitutes an undertaking under Section 106 of the National Historic Preservation Act of 1966 (54 U.S.C. § 306101 *et seq*) (NHPA), as amended and re-codified. The NJTA will reinitiate consultation with the New Jersey State Historic Preservation Officer (NJ SHPO), regarding the scope and content of the Stage 1B Survey.

An air conformity applicability study would be performed under the General Conformity rule established in 40 CFR 93.153: by demonstrating that project-related emissions would not exceed allowable *de minimis* criteria in the year during which emissions from the Project is expected to be greatest on an annual basis. The general conformity requirements under 40 CFR 93.158 / 40 CFR 51.858 have been satisfied for mobile source emissions by the inclusion of the TPCR in the North Jersey Transportation Planning Authority (NJTPA) Transportation Improvement Program (TIP) and Transportation Conformity Determination. Emissions of NOx, VOC, CO and PM 2.5 are accounted for in the State Implementation Plan (SIP) mobile source emission projections, which were determined by the NJTPA and NJDEP to be in compliance with the mobile source emission budgets of the SIP.

The applicant, as the Coast Guard's designated Federal representative, will consult with the National Oceanic and Atmospheric Administration (NOAA), and the Marine Fisheries Service (NMFS), Habitat Conservation. Our final determination relative to project impacts is subject to review and coordination with NOAA, the National Marine Fisheries Service, Habitat Conservation.

Based upon environmental documentation submitted for this project, it appears that the proposed bridge project will have no adverse environmental justice impacts upon minority and low-income populations. Factual information and data contrary to this no adverse impact position should be submitted in response to this notice.

SOLICITATION OF COMMENTS:

Mariners are requested to comment on navigation safety issues. Interested parties are requested to express their views, in writing, on the proposed bridge project possible environmental impacts, giving sufficient detail to establish a clear understanding of their reasons for support of or opposition to this proposal.

Comments will be received at the office of the Commander (dpb), First Coast Guard District, Battery Park Building, 1 South Street, New York, NY 10004-1466 through September 27, 2021 or by email to donna.d.leoce@uscg.mil.

It is requested that this information be brought to the attention of any person having an interest in this who may not have received a copy of this public notice.

Plans of the proposed project are included in this public notice.

FOR THE DISTRICT COMMANDER:

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D.A. Fisher Bridge Management Program Supervisor First Coast Guard District By direction

This is a web-searchable copy and is not the official, signed version; however, other than the signature being omitted, it is a duplicate of the official version.

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