

THIS IS NOT A PERMIT

**New York State Department of Environmental Conservation
Notice of Complete Application**

Date: 11/10/2022

Applicant: NYC ECONOMIC DEVELOPMENT CORP
1 Liberty Plz
NEW YORK, NY 10006

Facility: NYC EDC - BUSH TERMINAL PIERS 5, 6, & 7
43RD ST AND MARGINAL ST
BROOKLYN, NY 11232

Application ID: 2-6102-00617/00012

Permits(s) Applied for: 1 - Article 15 Title 15 Long Island Well Temporary Dewatering
1 - Article 17 Titles 7 & 8 Industrial SPDES - Surface Discharge

Project is located: in KINGS COUNTY

Project Description:

The Department has prepared a draft permit and has made a tentative determination, subject to public comment or other information, to approve a proposed withdrawal and discharge of up to 2,304,000 gallons per day of treated groundwater into Upper New York Bay (Class I) from a treatment system consisting of sedimentation, filtration and carbon absorption at the applicant's project site located in Brooklyn. The applicant proposes to install and operate a temporary construction dewatering and groundwater treatment system to facilitate excavation work activities associated with the installation of new sewers and utility lines. Pumped and treated groundwater is to be directed to an existing combined sewer on 43rd St, which discharges into Upper New York Bay via an existing NYCDEP Outfall (OH-004).

The draft SPDES permit with fact sheet is available online at <https://dec.ny.gov/fs/projects/draftpermits>. The draft permit files are contained within regional folders and named by the SPDES number contained in this notice.

Requests for a legislative (public statement) hearing must be sent in writing to the DEC contact person below by the comment deadline. The Department assesses such requests pursuant to 6 NYCRR Section 621.8. Refer to this application by the application number listed above and SPDES Number NY NY0277215.

Availability of Application Documents:

Filed application documents, and Department draft permits where applicable, are available for inspection during normal business hours at the address of the contact person. To ensure timely service at the time of inspection, it is recommended that an appointment be made with the contact person.

This project is subject to the Department's Environmental Justice Policy and an enhanced public participation plan has been prepared and accepted as a component of application completeness. As part of the plan, a document repository has been established near the project area that contains application and project related materials. Information on the repository location and other outreach components of the plan is available from the identified DEC contact.

State Environmental Quality Review (SEQR) Determination

Project is a Type I action and will not have a significant effect on the environment. A coordinated review with other involved agencies was performed and a Negative Declaration is on file.

SEQR Lead Agency

NYC Dept of Small Business Services

State Historic Preservation Act (SHPA) Determination

A cultural resources survey has been completed and cultural resources were identified. Based on information provided in the survey report, the New York State Office of Parks, Recreation and Historic Preservation (OPRHP) has determined that the proposed activity will have no adverse impact on registered or eligible archaeological sites or historic structures. No further review in accordance with SHPA is required.

Coastal Management

This project is located in a Coastal Management area and is subject to the Waterfront Revitalization and Coastal Resources Act.

DEC Commissioner Policy 29, Environmental Justice and Permitting (CP-29)

The proposed action is subject to CP-29. An enhanced public participation plan was submitted by the applicant and has become part of the complete application.

Availability For Public Comment

Comments on this project must be submitted in writing to the Contact Person no later than 12/16/2022 or 30 days after the publication date of this notice, whichever is later.

Contact Person

Caitlyn P Nichols
NYSDEC
47-40 21st St
Long Island City, NY 11101-5401
(718) 482-4997

CC List for Complete Notice

ENB