

## **SUMMARY CONSISTENCY DETERMINATION**

### **DRAFT ENVIRONMENTAL ASSESSMENT, TANGIER ISLAND JETTY SECTION 107, TANGIER ISLAND, ACCOMACK COUNTY, VIRGINIA**

**CONSISTENCY REVIEW:** Information presented in this summary consistency determination can be found in the accompanying Draft Environmental Assessment, dated June 2016.

**PROJECT DESCRIPTION:** This project will involve the construction of a single stone jetty at the western limit of North Channel. This straight, stone structure will key into the southern shoreline of Uppards Island and extends southward into the navigation channel. The length, crest elevation, and crest width of the structure are 494ft (151 m), 3.3 ft (1 m, MTL) and 13 ft (4 m), respectively. A small area, 0.07 acres terrestrial land, 0.09 acres inter-tidal habitat, 0.6 acres subaquatic, and open shallow water habitat, will be affected by the placement of the stone. An additional acre may be required during the construction phase. Due to its isolation and lack of development, the Uppards has considerable value to various waterfowl species and other fish and wildlife. The navigation channel between the Uppards and the Town of Tangier on the main island of Tangier will be protected by the proposed project. Maintenance dredging may need to be done less often, and seafood industry structures, facilities and vessels will be protected as a result of project implementation. The southeast corner of Uppards island will also receive some protection against erosive forces due to the proposed project.

**PROPERTY CLASSIFICATION:** The project would occur upon lands included in the Commonwealth of Virginia's coastal zone.

**IMPACTS TO RESOURCES/USES OF THE COASTAL ZONE:** See attached table.

**DETERMINATION:** Based upon evaluation of impacts analyzed in the Draft Environmental Assessment, the Norfolk District Corps of Engineers has determined that the proposed project will be undertaken in a manner consistent to the maximum extent practicable with the Commonwealth of Virginia's Coastal Zone Management Program.

**DRAFT ENVIRONMENTAL ASSESSMENT,  
TANGIER ISLAND, VIRGINIA  
FEDERAL CONSISTENCY DETERMINATION  
COASTAL ZONE MANAGEMENT ACT OF 1972, AS AMENDED  
VIRGINIA COASTAL RESOURCES MANAGEMENT PROGRAM**

Enforceable Program	Effect/Action
1. Fisheries Management	<u>Finfish and Shellfish</u> : No significant impact. Will obtain VMRC Permit. <u>TBT Regulatory Program</u> : No TBT possession, sale, or use related to project (N/A).
2. Subaqueous Lands Management	Will obtain VMRC Permit to encroach upon state-owned bottom for jetty construction below MLW.
3. Wetlands Management	<u>No</u> significant negative wetlands impacts (N/A). Project will protect wetlands.
4. Dunes Management	<u>No</u> destruction or alteration of primary dunes related to this project (N/A).
5. Non-point Source Pollution Control	Corps NEPA document dated June 2016 will be coordinated with DCR. Implementation of BMP's during construction.
6. Point Source Pollution Control	No VPDES impact. Will obtain DEQ Permit, if required.
7. Shoreline Sanitation	No activities related to installation of septic tanks (N/A).
8. Air Pollution Control	Although there will be minor air pollution increases during construction, these increases will be short-term and below <i>de minimus</i> levels. No Clean Air Act conformity determination required.
9. Coastal Lands Management	Project does occur along a tidal shore, a Resource Protection Area that is presently open shallow water. The purpose of the project is to construct a jetty to protect the navigation channel and port of refuge of the Town of Tangier, along with seafood industry infrastructure.