BRIDGE PERMIT

(7-13-1)

WHEREAS by Title V of an act of Congress approved August 2, 1946, entitled "General Bridge Act of 1946," as amended (33 U.S.C. 525-533), the consent of Congress was granted for the construction, maintenance and operation of bridges and approaches thereto over the navigable waters of the United States;

AND WHEREAS the Secretary of Homeland Security has delegated the authority of Section 502(b) of that act to the Commandant, U. S. Coast Guard by Department of Homeland Security Delegation Number: 0170.1;

AND WHEREAS before construction is commenced, the Commandant must approve the location and plans of any such bridge and may impose any specific conditions relating to the construction, maintenance and operation of the structure deemed necessary in the interest of public navigation, such conditions to have the force of law;

AND WHEREAS the STATE OF NEW YORK has submitted for approval the location and plans indicating a design-build concept of a bridge to be constructed across Newtown Creek between the Boroughs of Brooklyn and Queens, New York;

NOW THEREFORE, This is to certify that the location and plans dated 23 August 2012 are hereby approved by the Commandant, subject to the following conditions:

1. No deviation from the approved plans may be made either before or after completion of the structure unless the modification of said plans has previously been submitted to and received the approval of the Commandant.

2. The construction of falsework, cofferdams or other obstructions, if required, shall be in accordance with plans submitted to and approved by the Commander, First Coast Guard District, prior to construction of the bridge. All work shall be so conducted that the free navigation of the waterway is not unreasonably interfered with and the present navigable depths are not impaired. Timely notice of any and all events that may affect navigation shall be given to the District Commander during construction of the bridge. The channel or channels through the structure shall be promptly cleared of all obstructions placed therein or caused by the construction of the bridge to the satisfaction of the District Commander, when in the judgment of the District Commander the construction work has reached a point where such action should be taken.
3. Issuance of this permit does not relieve the permittee of the obligation or responsibility for compliance with the provisions of any other law or regulation as may be under the jurisdiction of the New York State, Department of Environmental Conservation, or any other federal, state or local authority having cognizance of any aspect of the location, construction or maintenance of said bridge.

4. Prior to commencement of construction, the permittee shall submit to the District Commander for approval, plans showing the final design chosen for the construction of the bridge. The final design chosen shall, at a minimum, provide the navigational clearances as shown on the approved plan sheets 3 and 4 (of 5) dated 23 August 2012. Failure by the permittee to adhere to any part of this condition renders this permit null and void.

5. All parts of the existing to-be-replaced Kosciuszko Bridge across Newtown Creek, mile 2.1, not utilized in the new bridge shall be removed to a minimum of two feet below the natural ground line or bottom of the waterway. The waterway shall be cleared to the satisfaction of the District Commander when in the judgment of the District Commander the construction of the new bridge, mile 2.1, has reached a point where such action should be taken.

6. When the proposed bridge is no longer used for transportation purposes, it shall be removed in its entirety or to an elevation deemed appropriate by the District Commander and the waterway cleared to the satisfaction of the District Commander. Such removal and clearance shall be completed by and at the expense of the owner of the bridge upon due notice from the District Commander.

7. The approval hereby granted shall cease and be null and void unless construction of the bridge is commenced within three years and completed within seven years after the date of this permit.

[Signature]
Brian L. Dunn
Chief, Office of Bridge Programs
U.S. Coast Guard
By direction of the Commandant
PROPOSED PLAN

PROPOSED ELEVATION - SOUTH FASCIA

LEGEND

- Proposed riprap

NOTES:
1. Existing main span foundations to be removed to 2' below creek bed.
3. The volume of new fill/riprap within waterway is approximately 166 CY.
4. Depth varies 8.4 feet to 16.6 feet at new within limits of channel.

CREEK BOTTOM ELEVATION VARIES FROM -12.5 TO -21.7
NOTES:
1. EXISTING MAIN SPAN FOUNDATIONS TO BE REMOVED TO 2' BELOW CREEK BED.
2. WATER DEPTHS BASED ON USACE BATHYMETRIC SURVEY-2009.
3. THE VOLUME OF NEW FILL/ABRASION WITHIN WATERTABLE IS APPROXIMATELY 166 CY.
4. DEPTHS RANGE FROM 9.4 FEET TO 18.6 FEET AT MLW INETWEEN LIMITS OF CHANNEL.
NOTE:
1. THE NEW MAIN SPAN WILL CARRY ELECTRICAL SUPPLY FOR ROADWAY LIGHTING AND AN INTELLIGENT TRANSPORTATION SYSTEM (ITS)

TYPICAL PROPOSED CROSS SECTION AT MAIN SPAN