A DIVISION OF DAVIS, BOWEN & FRIEDEL, INC.

July 12, 2024

ERI Project No. 1034#1178

Mr. Todd Schaible, Chief Regulatory Branch, Philadelphia District U.S. Army Corps of Engineers Wanamaker Building 100 Penn Square East Philadelphia, PA 19107-3390

Attn: Mr. Michael Yost, Dover, Delaware Field Office, Philadelphia District

RE: Department of the Army Permit

Meoli Boat Docking Facility

Tax Map Parcel 334-13.00-1318.00, Lewes Rehoboth Canal Lewes Rehoboth Hundred, Lewes, Sussex County, Delaware

Applicant: Michael Meoli

Dear Mr. Schaible,

Environmental Resource Insights (ERI) is writing to you on behalf of the applicant, Michael Meoli (TMP 334-13.00-1318.00) in order to request an Individual Department of the Army Permit for the installation of a boat docking facility located on the stern bank of the Lewes Rehoboth Canal. The existing docking facility consists of a 4'x28' pier and a 6'x48'dock fitted with a boat lift. A pierhead area will be created by a 24' long vinyl sheet retaining wall along the existing top of bank.

I have applied for a DNREC Subaqueous Lands Permit and a Section 401 Water Quality Certification Prefiling Meeting request has been submitted to the Wetlands and Subaqueous Lands Section. I have also submitted a Coastal Zone Consistency Request to DNREC's Coastal Zone Management Program.

Upon your review of the enclosed application, please let me know if you or your staff need any additional information in support of this request. On behalf of the applicant thank you in advance for your time and attention to this request.

Sincerely,

ENVIRONMENTAL RESOURCE INSIGHTS

Edward M. Launay

Cc: Mr. Michael Meoli

A DIVISION OF DAVIS, BOWEN & FRIEDEL, INC.

July 12, 2024

Kimberly B. Cole, Administrator Delaware Coastal Management Program Department of Natural Resources & Environmental Control 100 W. Water Street, Suite 7B Dover, Delaware 19904

RE: Meoli Boat Docking Facility

**Delaware Costal Zone Consistency Determination** 

Coastal Management Program - Department of Army Individual Permit

Tax Map Parcel 334-13.00-1318.00

Lewes Rehoboth Hundred, Sussex County, Delaware

**Applicant: Michael Meoli** 

Dear Ms. Cole,

Environmental Resource Insights (ERI) is writing on behalf of Michael Meoli to provide you with the Department of the Army Permit Application and plans for a proposed boat docking facility in the waters of the Lewes Rehoboth Canal. The Corps of Engineers advised me that a Coastal Zone Consistency Determination from your Program is required for this project. The project description and a response to applicable Coastal Zone Management Program Policies is provided in the attached Coastal Zone Management Act Federal Consistency Form. Mr. Meoli requests the issuance of a Coastal Zone Consistency Determination from your program. Upon your review of this information, I am available at your convenience should you have any additional questions.

Sincerely,

ENVIRONMENTAL RESOURCE INSIGHTS

Edward M. Launay

Senior Professional Wetland Scientist No. 875, Society of Wetland Scientists

Enclosures:

Department of Army Application

8 1/2" x 11" Project Plans

CZMA Federal Consistency Form

Cc: Michael Meoli Mike Yost, ACOE A DIVISION OF DAVIS, BOWEN & FRIEDEL, INC.

July 12, 2024

ERI Project No. 1034#1178

Mr. Matthew Jones, Program Manager Delaware Department of Natural Resources and Environmental Control Division of Water Resources, Wetlands and Subaqueous Lands Section 89 Kings Highway Dover, Delaware 19901

RE:

Section 401 Water Quality Certification - Prefiling Meeting Request

Proposed Boat Docking Facility Tax Map Parcel 334-13.00-1318.00

Lewes Rehoboth Hundred, Lewes, Sussex County, Delaware

Applicant: Michael Meoli

Dear Mr. Jones,

Environmental Resource Insights (ERI) recently submitted an application for a Subaqueous Lands Permit on behalf of Mr. Michael Meoli. ERI also recently submitted an application for a Department of the Army Permit to the Philadelphia District Corps of Engineers. An Individual Department of the Army Permit is required for the installation of the proposed docking facility since the Lewes Rehoboth Canal is a federal channel and a Public Works project.

In accordance with the Clean Water Act Section 401 Certification Rule published in the Federal Register on July 13, 2020, I am writing the Wetlands and Subaqueous Lands Section today as a procedural requirement to request a prefiling meeting related to issuance of a Section 401 Water Quality Certification for this project. I recognize that the WSLS will be reviewing the Subaqueous Lands Permit application for the project and a pre-filing meeting for a project of this nature may not be necessary. However, Mr. Meoli and I are available to have a prefiling request meeting for Section 401 Water Quality Certification at your convenience.

In the event the WSLS would prefer that we move forward with our formal Section 401 Water Quality Certification request without waiting 30 days, please let me know. I will be in position to make that request promptly since all of the needed information is included in the Subaqueous Lands Permit application currently under review.

Upon your review of this Section 401 Water Quality Certification Prefiling Meeting request, please let me know if you or your staff have any questions or need any additional information.

Sincerely

ENVIRONMENTAL RESOURCE INSIGHTS

Edward M. Launay

Cc: Mr. Michael Meoli

Mr. Michael Yost, USACOE, Dover Field Office

Print Form

Save As

U.S. Army Corps of Engineers (USACE)

## APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT

33 CFR 325. The proponent agency is CECW-CO-R.

Form Approved -OMB No. 0710-0003 Expires: 02-28-2022

The public reporting burden for this collection of information, OMB Control Number 0710-0003, is estimated to average 11 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or burden reduction suggestions to the Department of Defense, Washington Headquarters Services, at <a href="whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil">whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil</a>. Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number. PLEASE DO NOT RETURN YOUR APPLICATION TO THE ABOVE EMAIL.

#### PRIVACY ACT STATEMENT

Authorities: Rivers and Harbors Act, Section 10, 33 USC 403; Clean Water Act, Section 404, 33 USC 1344; Marine Protection, Research, and Sanctuaries Act, Section 103, 33 USC 1413; Regulatory Programs of the Corps of Engineers; Final Rule 33 CFR 320-332. Principal Purpose: Information provided on this form will be used in evaluating the application for a permit. Routine Uses: This information may be shared with the Department of Justice and other federal, state, and local government agencies, and the public and may be made available as part of a public notice as required by Federal law. Submission of requested information is voluntary, however, if information is not provided the permit application cannot be evaluated nor can a permit be issued. One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see sample drawings and/or instructions) and be submitted to the District Engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned. System of Record Notice (SORN). The information received is entered into our permit tracking database and a SORN has been completed (SORN #A1145b) and may be accessed at the following website: http://dpcld.defense.gov/Privacy/SORNsIndex/DOD-wide-SORN-Article-View/Article/570115/a1145b-ce aspx

and be submitted to the District Engineer havin System of Record Notice (SORN). The information of the control of the following and the second of the seco	ation received is entered into our	permit tracking	database and a SORN h	as been completed (SORN #A1145b)		
and may be accessed at the following website:				View/Article/5/0115/a1145b-ce.aspx		
4 APPLICATION NO	(ITEMS 1 THRU 4 TO BE	FILLED BY IF				
APPLICATION NO.	2. FIELD OFFICE CODE		3. DATE RECEIVED	4. DATE APPLICATION COMPLETE		
	(ITEMS BELOW TO BE	FILLED BY AP	PLICANT)			
5. APPLICANT'S NAME		8. AUTHORIZ	ED AGENT'S NAME AN	ND TITLE (agent is not required)		
First - Michael Middle - A Last - Meoli		First - Edward Middle - M. Last - Launay				
Company -		Company - E	nvironmental Reso	urce Insights		
E-mail Address - mmeoli@meolicompanies.com		E-mail Addres	s - elaunay@ericons	sultants.com		
6. APPLICANT'S ADDRESS:		9. AGENT'S	ADDRESS:			
Address- 7 Johnson Court		Address- P.O. Box 169 / 38173 DuPont Blvd.				
City - Rehoboth Beach State - DE	City - Selbyville State - DE Zip - 19975 Country - U.S.A.					
7. APPLICANT'S PHONE NOs. w/AREA COD	10. AGENTS PHONE NOs. w/AREA CODE					
a. Residence b. Business 302-245-2646	a. Residence b. Business c. Fax 302-436-9639					
11. I hereby authorize, Edward M. Launay supplemental information in support of this		my agent in the	processing of this applic	ation and to furnish, upon request,		
12. PROJECT NAME OR TITLE (see instruction						
Meoli Dock & Boat Lift	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,			6 000-0-9810		
13. NAME OF WATERBODY, IF KNOWN (if a)	14. PROJECT STREET ADDRESS (if applicable)					
Lewes Rehoboth Canal	Address 50 Thompson Court					
15. LOCATION OF PROJECT	City - Rehoboth Beach State- DE Zip- 19971					
Latitude: N 38.721361 Longitu						
16. OTHER LOCATION DESCRIPTIONS, IF K	NOWN (see instructions)					
State Tax Parcel ID 334-13.00-1318.00	Municipality Lew	es Rehoboth	n Canal			
Section - Township -	a short short the comments	Range				

# 18. Nature of Activity - Project Description

The proposed project involves the construction of a 6'x48' dock fitted with a boat lift extending into the Lewes Rehoboth Canal accessed from a 4'x28' pier. The proposed project is within Lands of the United States located east of Sussex County Tax Map Parcel 334-13.00-1318.00 which is owned by Michael Meoli. The tax parcel is an approved residential lot in the Canal Corkran subdivision and a home is under construction. As is typical with other residential lots in Canal Corkran and along both sides of this section of the Lewes-Rehoboth Canal, Mr. Meoli is requesting a Real Estate License from the Baltimore District Corps of Engineers to construct the proposed docking facility. The docking facility will provide the Meoli family with recreational water access.

The Lewes-Rehoboth Canal is a federal channel and public works project. An Individual Department of the Army (DOA) Permit will be required from the Philadelphia District Corps of Engineers. Accordingly, a Section 404 Water Quality Certification and a Subaqueous Lands Permit issued by the DNREC Wetlands & Subaqueous Lands Section is required. In addition, a Coastal Zone Consistency Determination is also required from the DNREC Coastal Zone Program.

No state regulated wetlands are present on the site and WSLS Subaqueous Lands Permit is limited to the portion of the docking facility channelward of the mean high-water line (4'x24' pier, 6'x48' dock and 12'x14' boat lift as described herein).

The docking facility is situated 2.5 feet landward of the 10-foot federal channel buffer. No impact to the 50-foot-wide navigation channel or buffer will occur. Project elements are described as follows:

Construct a pile supported 4'x28' long pier extending from uplands (24' of which is landward of mean high water). The pier crosses over a narrow area of federally regulated emergent scrub shrub wetlands. The pier accesses a pile supported 6'x48' long dock located 4' channelward of mean high water. The north end of the dock will be fitted with a 12,000 lbs. capacity aluminum boat lift. The boat lift will be supported by four independent 12" diameter pilings spaced 12'x14'. The channelmost piling is 2.5' landward of the federal channel buffer. The dock will have water and electric service.

The dock and pier will be of standard marine construction. All pilings and timber will be salt treated and secured with galvanized hardware. The elevation of the dock and pier will be 4.0 feet NAVD88 datum.

A 24' long vinyl sheet pile retaining wall is proposed landward of the mean high-water line and this is an activity only regulated by the Corps of Engineers. No WSLS authorization is required for this project element. The vinyl retaining wall will be secured with 12" timber piles and 6"x6" whalers. Ther retaining wall will be located along the upland top of bank.

The construction of the retaining wall will impact 48 square feet of federally regulated nontidal wetlands consisting of some emergent and scrub shrub vegetation and unvegetated shoreline. A total of 27 cubic yards of bulkheading material and clean gravel backfill will be placed. The retaining wall will provide for a secured, stabilized pierhead area for accessing the pier and dock.

1000		THE PERSON	
Dri	nt	For	m

Save As

17 D	IRECT	CIONS	TO	THE	SIT	F

From the intersection of Canal Crossing Road and Corkran Blvd. proceed 0.08 miles, turn right onto Eleanor Lee Lane west, proceed 0.48 miles, turn right onto Thompson Court and proceed 0.09 miles to project site on easterly side of road.

Nature of Activity (Description of project, include all features)

Construct a 6' wide x 48' long dock with a 12,000 lb. boat lift mounted on four pilings, landward of the Lewes-Rehoboth Canal navigation channel buffer (10' wide). The pier will be accessed by a 28' long pier connecting with the upland bank of the canal. Pier and dock will be of typical marine construction using 10" salt treated pilings and timbers fastened with galvanized hardware. The project also involves the installation of a 24 foot long vinyl sheet pile retaining wall supported by timber piles and whalers along the upland edge of bank to create a stabilized pierhead. Two five foot upland returns are proposed. A total of 48 square feet of emergent nontidal wetland and intertidal flat will be impacted.

Project Purpose (Describe the reason or purpose of the project, see instructions)

Provide landowner abutting Lewes-Rehoboth Canal riparian access for a recreational dock and boat lift. A Corps of Engineers Real Estate License is required.

#### USE BLOCKS 20-23 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. Reason(s) for Discharge

Recreational riparian access and boat docking for landowner abutting the Lewes-Rehoboth Canal.

21. Type(s) of Material Being Discharged and the Amount of Each Type in Cubic Yards:

Type

Amount in Cubic Yards

Type

Amount in Cubic Yards

27 cu. yds. of vinyl bulkhead & clean

gravel backfill

22. Surface Area in Acres of Wetlands or Other Waters Filled (see instructions)

Acres 48 sq. ft.

Amount in Cubic Yards

or

Linear Feet

23. Description of Avoidance, Minimization, and Compensation (see instructions)

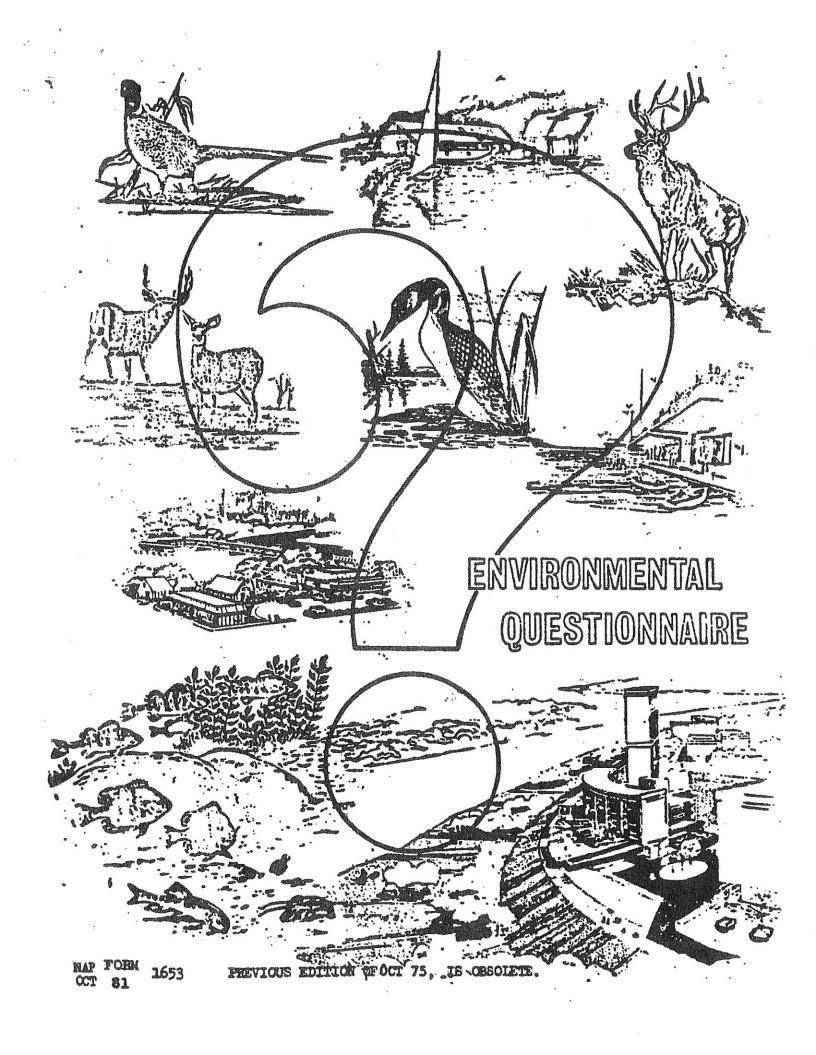
Project designed to avoid all encroachment to 50 foot federal navigation channel & its 10 foot wide buffer.

ENG FORM 4345, FEB 2019

24. Is Any Portion of	the Work Already Complete?	Yes X No IF YES,	DESCRIBE THE COMPLE	TED WOR	<	
25. Addresses of Adj	oining Property Owners, Lessees	s, Etc., Whose Property A	djoins the Waterbody (if mor	re than can be e	entered here, please atta	ach a supplemental list).
a. Address- Micha	iel A. Meoli 7 Johnson Brai	nch Court				
City - Rehoboth E	Beach	State -	DE	Zip -	19971	
b. Address- Canal C	Corkran Homeowners Asso	ociation P.O. Box 60	5			
City - Rehoboth E	Beach	State -	DE	Zip -	19971	
c. Address-						
City -		State -		Zip -		
d. Address-						
City -		State -		Zip -		
e. Address-						
City -		State -		Zip -		
26. List of Other Certi	ificates or Approvals/Denials rece		State, or Local Agencies fo	or Work Des	cribed in This App	olication.
AGENCY	TYPE APPROVAL*	IDENTIFICATION NUMBER	DATE APPLIED	DATE	APPROVED	DATE DENIED
DNREC	Subaqueous Land		pending			
DNREC	CZM Consistency		pending			
ACOE	Real Estate License		pending			
* Would include but is	not restricted to zoning, building,	, and flood plain permits				
27. Application is here complete and accurate applicant.	eby made for permit or permits to e. I further certify that I possess t	authorize the work desc the authority to undertake	ribed in this application. I detection this the work described herein	ertify that the	s information in t g as the duly auth	his application is norized agent of the
CSIGNAT	ure of APPLICANT	en 6/24/24	SIGNATU	UP JRE OF AG	ENT	7/10/2024 DATE
	st be signed by the person whether the statement in block 11 has		e the proposed activity	/ /		ned by a duly
				/		

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.

ENG FORM 4345, FEB 2019



# ENVIRONMENTAL QUESTIONNAIRE FOR CORPS OF ENGINEERS PERMIT APPLICATIONS

Philadelphia District, Corps of Engineers Philadelphia, Pennsylvania 19107 CENAP-OP-R

## INTRODUCTION AND INSTRUCTIONS

The District Engineer is required by law to assess the initial, cumulative, and long-term effects of any proposed permit on all aspects of the environment.

To speed the analysis of the probable impact of the proposed work, each applicant is required to submit appropriate environmental data as part of a permit application. We ask that you provide a thorough description of your proposed project and answer each question as it applies to the work and the results of that work. Complete and accurate answers will prevent unnecessary delays in processing your permit application

Parts I and II will be filled out by all applicants. Part I is self-explanatory. In Part II, the Environmental Impact Checklist, you should indicate the impacts of your project on all aspects of the environment that are listed. Use the space under "Qualifying Remarks" to indicate the specific impacts that your project will have. This may include types of plants or animals affected, specific adverse, beneficial, or mitigative effects, changes to existing conditions, etc. Although space for answers has been provided, you may wish to supply additional information on attached pages. If you do not anticipate an impact on a certain item, simply place a check in the "No" column.

Part III will be filled out by all applicants applying for a permit to perform dredging.

Part IV will be filled out by all applicants applying for a permit to perform filling operations. This includes activities such as filling behind bulkheads.

Refer any questions you may have concerning this supplemental form to the Regulatory Branch at (215) 656-6728.

#### PART I

## I. PROJECT DESCRIPTION:

A. General Site Location: Accurately locate the project site with respect to State, county, or

other subdivision, and in relation to streams and rivers.

The project lies in an unincorporated area of Sussex County in the Baltimore Hundred near the City of Rehoboth Beach. It is located within the Canal Corkran residentail subdivision which borders Lands of the United States of America bordering the Lewes Rehoboth Canal. A Corps of Engineers Real Estate License will be required to construct the proposed dock.

B. <u>Specific Site Locations:</u> Completely locate the project site with respect to cove, creek, property owner, plot number, etc.

The subject parcel adjoining the canal is identified in Sussex County records as tax map parcel 334-13.00-1318.00. The address is 50 Thompson Court Rehoboth Beach, DE 19971. As is common practice along the canal, the lot owner will seek a Real Estate Division License to construct a dock along the canal landward of the federal navigation and its buffer.

C. <u>Description of Proposed Action</u>: Carefully describe the action proposed, including the method of construction, equipment, and materials to be used. Details in your description are important. Attach additional sheets if necessary.

Within Lands of the United States of America, the applicant proposes to construct a 4'x48' pier from uplands accessing a 6'x48' dock fitted with a 12,000 lbs. boat lift mounted on four 12" diameter piles landward of the federal channel & buffer. A 24 foot vinyl retaining wall is proposed to create a stabilized pierhead area. A total of 48 square feet of nontidal wetlands will be impacted. See attached sheet for detailed project description.

D. <u>Purpose of Proposed Action</u>: Define the purpose of the proposed structure or work. For example, the purpose of bulkheading may be to stabilize an eroding bank; whereas, the purpose for a pier may be for the mooring of a private boat, for access to a public or private facility, for a marina, or for another purpose.

The purpose of the project is to provide the Meoli family with a dock and a boat lift for recreational water access. Similar access has been provided to landowners along the Canal in the Canal Corkran Subdivision, Rehoboth Beach and nearby surroundings.

E. Submit color photographs of the site, with explanations of the views shown (prints only). Photographs help us to better understand your project. The more photographs you provide, the easier it is to understand and process your application.

Photographs have been provided.

# **Project Description**

The proposed project involves the construction of a 6'x48' dock fitted with a boat lift extending into the Lewes Rehoboth Canal accessed from a 4'x28' pier. The proposed project is within Lands of the United States located east of Sussex County Tax Map Parcel 334-13.00-1318.00 which is owned by Michael Meoli. The tax parcel is an approved residential lot in the Canal Corkran subdivision and a home is under construction. As is typical with other residential lots in Canal Corkran and along both sides of this section of the Lewes-Rehoboth Canal, Mr. Meoli is requesting a Real Estate License from the Baltimore District Corps of Engineers to construct the proposed docking facility. The docking facility will provide the Meoli family with recreational water access.

The Lewes-Rehoboth Canal is a federal channel and public works project. An Individual Department of the Army (DOA) Permit will be required from the Philadelphia District Corps of Engineers. Accordingly, a Section 404 Water Quality Certification and a Subaqueous Lands Permit issued by the DNREC Wetlands & Subaqueous Lands Section is required. In addition, a Coastal Zone Consistency Determination is also required from the DNREC Coastal Zone Program.

No state regulated wetlands are present on the site and WSLS Subaqueous Lands Permit is limited to the portion of the docking facility channelward of the mean high-water line (4'x24' pier, 6'x48' dock and 12'x14' boat lift as described herein).

The docking facility is situated 2.5 feet landward of the 10-foot federal channel buffer. No impact to the 50-foot-wide navigation channel or buffer will occur. Project elements are described as follows:

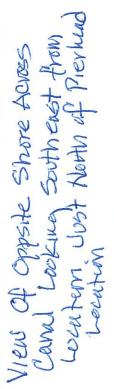
Construct a pile supported 4'x28' long pier extending from uplands (24' of which is landward of mean high water). The pier crosses over a narrow area of federally regulated emergent scrub shrub wetlands. The pier accesses a pile supported 6'x48' long dock located 4' channelward of mean high water. The north end of the dock will be fitted with a 12,000 lbs. capacity aluminum boat lift. The boat lift will be supported by four independent 12" diameter pilings spaced 12'x14'. The channelmost piling is 2.5' landward of the federal channel buffer. The dock will have water and electric service.

The dock and pier will be of standard marine construction. All pilings and timber will be salt treated and secured with galvanized hardware. The elevation of the dock and pier will be 4.0 feet NAVD88 datum.

A 24' long vinyl sheet pile retaining wall is proposed landward of the mean high-water line and this is an activity only regulated by the Corps of Engineers. No WSLS authorization is required for this project element. The vinyl retaining wall will be secured with 12" timber piles and 6"x6" whalers. Ther retaining wall will be located along the upland top of bank.

The construction of the retaining wall will impact 48 square feet of federally regulated nontidal wetlands consisting of some emergent and scrub shrub vegetation and unvegetated shoreline. A total of 27 cubic yards of bulkheading material and clean gravel backfill will be placed. The retaining wall will provide for a secured, stabilized pierhead area for accessing the pier and dock.







View of pierhead location for Medi Dacking Facility & NTW. Wetland Flag A7 (row) Tide)

PART II – ENVIRONMENTAL IMPACT CHECKLIST							
ENVIRONMENTAL IMPACT	YES	NO	QUALIFYING REMARKS				
A. Physical							
1. Topography		X	No significant alteration to topography is proposed.				
2. Geological Elements and Leaching		×					
3. Air		X					
4. Transportation		X					
5. Handling of Hazardous Materials		X					
6. Spoil Disposal		X	No dredging is proposed.				
7. Sewage and Solid Wastes		$\boxtimes$	The applicants home is serviced by public sewer.				
8. Water Resources							
a. Water Quality		X	Only salt treated timber and pilings will be used and the applicant will protect the pier head area with a vinyl bulkhead.				
b. Hydrography, Circulation, Littoral Drift.		×					
c. Ground Water		X					
B. Biological	•						
1. Vegetation							
a. Terrestrial		×	The location of the pier has been sited to avoid any disturbance of large trees.				
b. Aquatic		X	No SAV present.				
2. Fish and Wildlife							
a. Mammals		X	The subject parcel is within an established subdivision which retains a wooded, less urbanized character. Many residential docks are present in this area of the canal and the addition of				
b. Birds		×	the proposed dock will not have any significant impact.				
c. Amphibians		X					
d. Reptiles		X					
e. Fish		×					
f. Shellfish		X	Canal closed to shellfishing.				
g. Invertebrates		X					
3. Rare or Endangered Species		X	No suitable habitat present. Very little wetlands is found along this section of canal.				

ENVIRONMENTAL IMPACT	VEC	NIO	
EN VIRONWENTAL IMPACT	YES	NO	QUALIFYING REMARKS
C. Cultural			
1. Land Use		X	The project serves a lot in an approved subdivision. Docks are a permitted use.
2. Population Density and Trends		X	and an permitted doc.
3. Regional Development		X	
4. Historic Places		X	
5. Archaeological Sites		X	
6. Aesthetics		X	Many similar residential docks exist along this portion of canal.
7. Utilities		×	The community is serviced by public sewer, water and electric.
8. Transportation Systems		X	
9. Recreation	X		The applicant and his family will be provided with water access commonly enjoyed by neighboring
10. Public Health		X	properties.
D. Other Factors			
1. Secondary Effects		X	
2. Controversiality		X	
3. Is significant dredging involved?		X	
4. Is significant filling involved?		1	Construction of a 24' vinyl sheet pile retaining wall along the upland edge of bank impacts 48 sq. ft. of nontidal scrub shrub/emergent wetland

## Part III

# Considerations of a Dredging Proposal:

A. Describe characteristics and locations of the proposed dredged material disposal site. Provide photographs.

No dredging is proposed.

- B. Is there a comprehensive plan for disposal sites that takes into account the accumulative effect over time and the decreasing amount of suitable sites for disposal?
- C. Describe the present land use of the disposal site.
- D. Describe characteristics of the material to be disposed, including:
  - 1. Physical source of material (i.e. sand, silt, clay, etc.) Give percentages of the various fractions if available.
  - 2. Chemical composition of material: Many areas, especially marinas, highly industrialized areas, etc., have sediments with high concentrations of pollutants (chemicals, organic material, etc.). These materials may be re-suspended or reintroduced into the water and result in serious environmental damage. If your proposed dredging is in an area such as described above, a chemical analysis of the material to be dredged should be provided.
  - 3. Dewatering properties of the material to be disposed.
  - 4. Compactability of material and settling rates of material to be disposed.
  - 5. Dredging and disposal schedule to insure that operations do not degrade water quality during times of anadromous fish migration.
- E. When the project involves land disposal, discuss the following:
  - 1. Method of disposal to be utilized, i.e., pipeline discharge, barge, hopper (underway or stationary).
  - 2. Describe method of dredged material containment (i.e. embankment, behind bulkhead, etc.)

- 3. What type of leachates will be produced from the spoil material and what is planned for protection of the groundwater?
- 4. Methods to insure that spoil water does not adversely affect water quality, both during construction and after completion of the project.
- 5. Provisions for monitoring during discharge: water quality, sediment transport, and precautions to prevent "short-circuiting" dumping.
- F. Consider and discuss the following for water disposal:
  - 1. Describe methods to be used for water disposal, including volumes and site selection.
  - 2. Describe the existing water characteristics at the site, including chemical analysis for water quality.
- G. Discuss the frequency and amount of maintenance dredging which will be required; discuss the resulting impacts.

## H. Alternatives.

- Discuss all alternatives to the project, including the "no action" alternative.
   A "no action" alternative will preclude the homeowner to enjoy riparian access commonly enjoyed by neighboring properties.
  - 2. Discuss alternative types and methods of dredging and disposal, such as pipeline discharge, barging, or hopper method.
  - 3. Discuss alternatives to dredging.
  - 4. Discuss alternative areas of sites for spoil disposal.
  - 5. Discuss impact of port docking patterns upon the demand for dredging. Can alternative patterns reduce the amount of dredging required to support port operations?
  - 6. Support alternative means of construction that would prevent or minimize water quality degradation using EPA standards for guidance.
  - 7. State in detail impacts resulting in alternative locations for the proposed project.

## Part IV

## CONSIDERATIONS OF A FILLING PROPOSAL:

- A. Describe in detail the existing characteristics of the area proposed for filling (i.e. aquatic area, marsh, mudflat, swamp, etc.). In your description, be sure to include the types of vegetation present and the types of animals that use the area. Provide photographs.
- B. Give the following information in regard to the project size:
  - Total area to be filled.

48 square feet

Size of underwater area to be filled.

0

Area of intertidal zone to be filled.

0

Area of wetlands to be filled.

A 48 square foot open area with some emergent wetlands and scrub shrub vegetation will be impacted and backfilled for a 24 foot long vinyl retaining wall.

5. Proposed height of fill.

+/- 2.5'

Volume of material that will be used in filling.

27 cubic yard of bulkhead materials & backfill

- C. Describe in detail the material to be used as fill including as follows:
  - Type of fill to be used (sand, stone, rubble, etc.). If the material is a composite (i.e., rubble), list the types of materials it will contain. clean sand and loamy sand backfill
  - 2. Give the specific location of the source of this material. local commercial quarry
  - What types of leachates will be produced from the fill material and what is planned for protection of surface and groundwater?

none, salt treated timber will be used to secure vinvl sheet piling.

- D. Carefully describe the method of fill, including the following:
  - Method of fill placement, including equipment used in deposition and grading. retaining will be consturcted along upland bank and void behind wall will be backfilled by small track loader.
  - Method of stabilization of banks from erosion, sloughing, wave action, boat wakes, etc. vinvl sheet pile wall
  - Method of stabilization of the surface of the fill. The bare ground landward of retaining wall will be seeded with cool season grass.

4. Length of time needed for completion of the project. State if filling will be continuous, intermittent, etc.

No more than thirty days to complete the entire project.

5. Method of controlling turbidity when filling an underwater area. No underwater filling is proposed.

# E. Purpose of the Project:

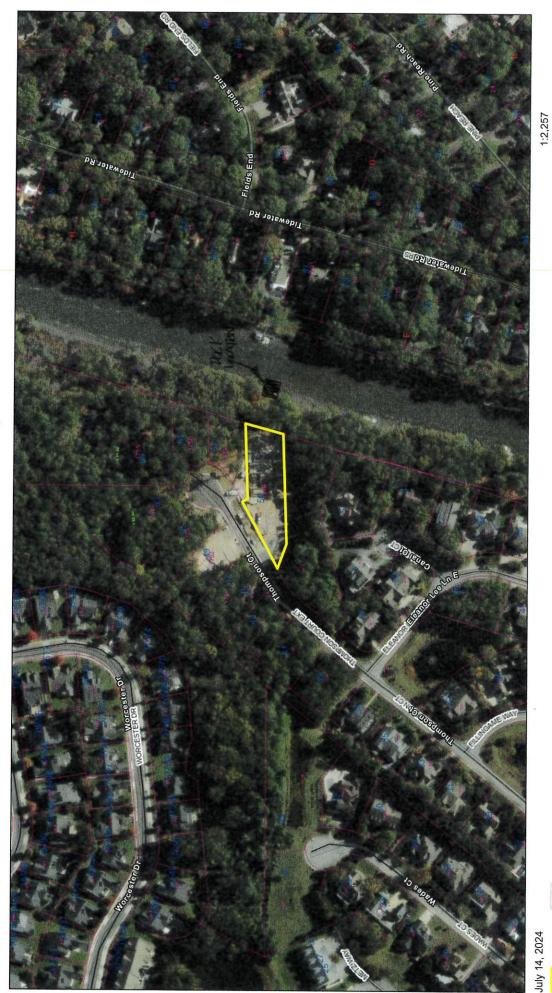
- What is the intended use of the filled area?
   Create a stable pier head area with a secure bank.
- 2. What structures, if any, will be constructed on the fill? Pier head area for pier accessing proposed dock.
- What benefits would you gain from the proposed fill?
   Landowner benefits from having secure, stable pier head area to access dock.

## F. Alternatives

would be difficult to import.

- Discuss the "no action" alternative and how this would affect your present and future plans for the development of the area.
   With "No Action" erosion might occur, negatively impacting pier head area.
- Discuss alternative locations for the proposed fill.
   None. The location is fixed by dock position which has been placed to minimize impacts to wetlands.
- Discuss the use of elevated structures (i.e. causeways, elevated platforms, etc.) in place of the proposed fill. Not Applicable.
- Discuss any other alternatives you have considered prior to formulating the presently submitted proposal.
   Use of riprap stone & geotextile fabric would impact a larger wetland area and stone





Tax Parcels Override 1 Override 1

Streets

911 Address County Boundaries

FASILITY FIRE TAX MAP

0.14 km 0.08 mi

0.07 0.04

0.02

LEWES-REHOBOTH HUNDRED SUSES OF DE -13.00-13.18.00

