



STATE OF DELAWARE  
**DEPARTMENT OF NATURAL RESOURCES AND  
ENVIRONMENTAL CONTROL**

DIVISION OF WATER  
RICHARDSON & ROBBINS BUILDING  
89 KINGS HIGHWAY  
DOVER, DELAWARE 19901

**WETLANDS &  
WATERWAYS SECTION**

PHONE  
(302) 739-9943

August 19, 2024

DNREC, Division of Watershed Stewardship  
c/o: Stephen Williams  
285 Beiser Boulevard, Suite 102  
Dover, DE 19904

Waiver Authorization No.: WA-134/24  
Date of Issuance: August 19, 2024

RE: Emergency Waiver – WA-134/24  
Emergency Repairs-Beach Renourishment, Indian River Inlet, Sussex County, Delaware

Dear Mr. Williams,

By this letter, the Wetlands and Waterways Section (WWS) grants DNREC – Division of Watershed Stewardship an Emergency Waiver to conduct beach renourishment activities along the north side of Indian River Inlet, Sussex County, Delaware.

This Emergency Waiver is granted in accordance with Section 7205 (c3) of the Subaqueous Lands Act, which authorizes the waiver of certain provisions of the regulations when imminent or catastrophic damage or loss of major infrastructure is likely if all provisions of the regulations are adhered to. Portions of the application and the public notice typically required by the Subaqueous Lands Act have been hereby waived to expedite this activity.

**Emergency Waiver  
Granted to DNREC – Division of Watershed Stewardship  
Authorizing Emergency Repairs-Beach Renourishment  
Indian River Inlet, Sussex County, Delaware**

Sincerely,

A handwritten signature in blue ink that reads "Matthew Jones".

Matthew R. Jones  
Division of Water-Wetlands and Waterways Section  
Section Manager

## Emergency Waiver of IP

Williams, Stephen N. (DNREC) <Stephen.Williams@delaware.gov>

Sun 8/18/2024 9:20 PM

To:Garvin, Shawn M. (DNREC) <Shawn.Garvin@delaware.gov>

Cc:;BorinOgden, Lisa (DNREC) <Lisa.BorinOgden@delaware.gov>; Reese, Leslie (DNREC) <Leslie.Reese@delaware.gov>; Davis, Amanda (DNREC) <AmandaL.Davis@delaware.gov>; Smailer, Steven M. (DNREC) <Steven.Smailer@delaware.gov>; Jones, Matthew R. (DNREC) <Matthew.Jones@delaware.gov>; French, Joanna (DNREC) <Joanna.French@delaware.gov>

Shawn,

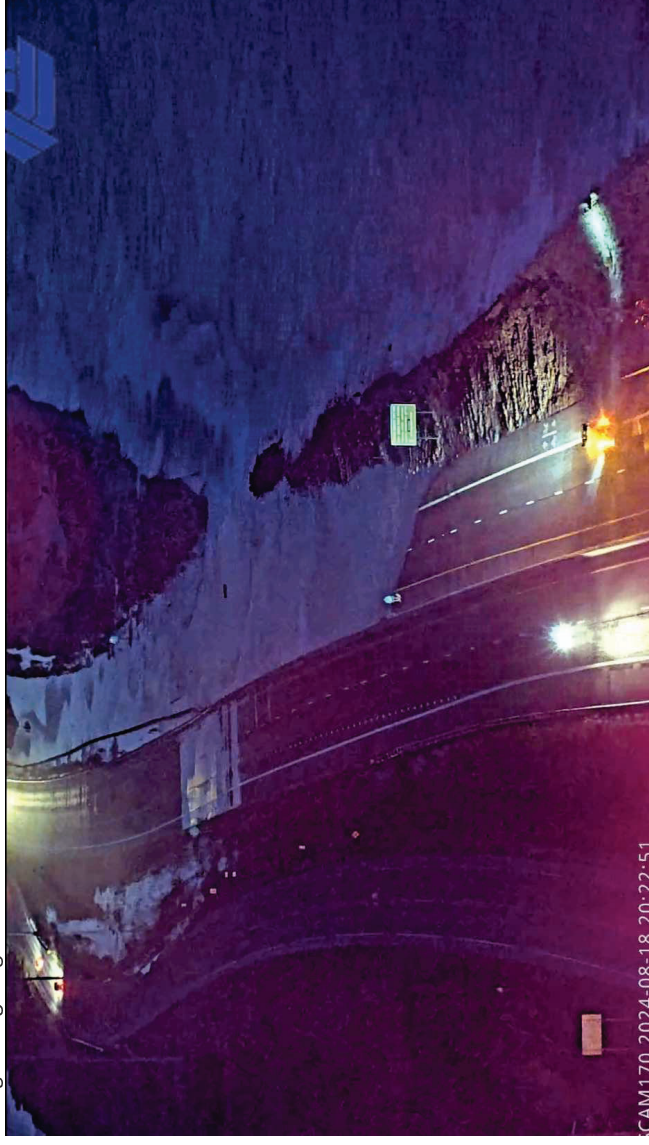
In talking with Matt and Steve, we need the Army Corps to issue an emergency waiver of the Individual Permit that would be required for a nourishment project because of the imminent threats being posed to a major transportation route (SR-1 is a major highway and emergency evacuation route) and highway/bridge infrastructure. If the IP is waived, then a Water Quality Certification would not be required by the state as it is triggered when a federal action is taken.

### Other Updates:

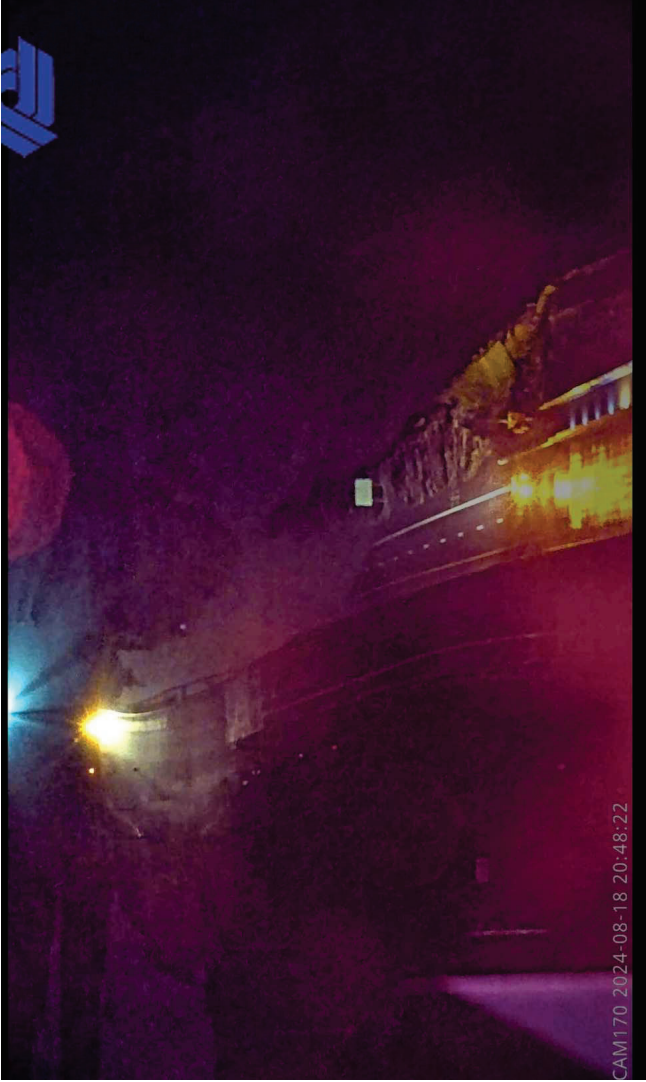
- Katie is working with Alastair to have sand deliveries tomorrow from Melvin Joseph and David Horsey and Sons.
- Our Beach Crew has been mobilized and is on-site; Katie expects them to work through the night.
- Joanna will be contacting Anchor QEA tomorrow to get the sediment sampling done ASAP (I told her we can have phone calls placed by whomever it takes to expedite the process).
- Joanna will be calling Pete Gori with the Corps for dredging contractor info and she will be placing calls to other contractors that she has worked with.
- Matt said that he is able to issue an emergency Subaqueous Permit very quickly.

Steve

Going through high tide now and looks like northbound and southbound SR-1 are closed.



CAM170\_2024-08-18\_20:22:51



Stephen N. Williams, P.G.  
Director

DNREC Division of Watershed Stewardship  
285 Beiser Boulevard, Suite 102, Dover Delaware 19904  
Ph: 302-739-9921







