

Section 1: Applicant Identification

1. Applicant's Name: BRION GIESE Telephone #: _____
 Mailing Address: PO BOX 12 TRUST Fax #: _____
190 LAFAYETTE AVE. E-mail: _____
ANNAPOLIS, MD 21401
2. Consultant's Name: _____ Company Name: _____
 Mailing Address: PRECISION MARINE Telephone #: _____
202 WOODBRIDGE HILLS Fax #: _____
REHOBOTH BEACH, DE 19971 E-mail: _____
3. Contractor's Name: _____ Company Name: _____
 Mailing Address: PRECISION MARINE Telephone #: _____
202 WOODBRIDGE HILLS Fax #: _____
REHOBOTH BEACH, DE 19971 E-mail: _____

Section 2: Project Description

4. Check those that apply:
 New Project/addition to existing project? Repair/Replace existing structure? (If checked, must answer #16)
5. Project Purpose (attach additional sheets as necessary):

INSTALL A PIER & DOCK FOR THE PURPOSE OF MOORING A BOAT

6. Check each Appendix that is enclosed with this application:

<input checked="" type="checkbox"/> A. Boat Docking Facilities	<input type="checkbox"/> G. Bulkheads	<input type="checkbox"/> N. Preliminary Marina Checklist
<input type="checkbox"/> B. Boat Ramps	<input type="checkbox"/> H. Fill	<input type="checkbox"/> O. Marinas
<input type="checkbox"/> C. Road Crossings	<input type="checkbox"/> I. Rip-Rap Sills and Revetments	<input type="checkbox"/> P. Stormwater Management
<input type="checkbox"/> D. Channel Modifications/Dams	<input type="checkbox"/> J. Vegetative Stabilization	<input type="checkbox"/> Q. Ponds and Impoundments
<input type="checkbox"/> E. Utility Crossings	<input type="checkbox"/> K. Jetties, Groins, Breakwaters	<input type="checkbox"/> R. Maintenance Dredging
<input type="checkbox"/> F. Intake or Outfall Structures	<input type="checkbox"/> M. Activities in State Wetlands	<input type="checkbox"/> S. New Dredging

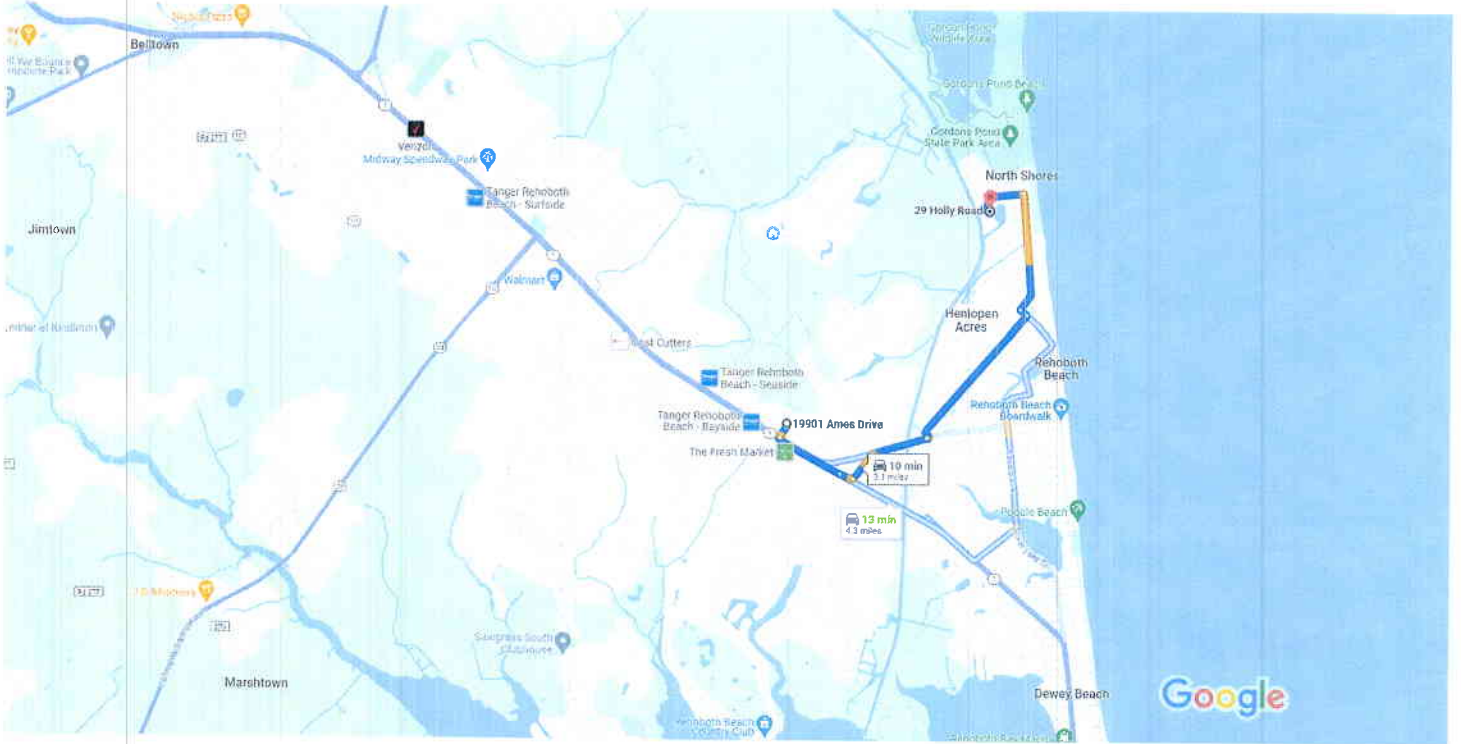
Section 3: Project Location

7. Project Site Address: 29 Holly Rd County: N.C. Kent Sussex
REHOBOTH BEACH DE Site owner name (if different from applicant): _____
19971 Address of site owner: _____
8. Driving Directions: SEE ATTACHED

(Attach a vicinity map identifying road names and the project location)

9. Tax Parcel ID Number: 334-8,17-127,02 Subdivision Name: NORTH SHORES

WLS Use Only:	Permit #s: _____
Type	SP <input type="checkbox"/> SL <input type="checkbox"/> SU <input type="checkbox"/> WE <input type="checkbox"/> WQ <input type="checkbox"/> LA <input type="checkbox"/> SA <input type="checkbox"/> MP <input type="checkbox"/> WA <input type="checkbox"/>
Corps Permit: SPGP 18 <input type="checkbox"/> 20 <input type="checkbox"/> Nationwide Permit #:	Individual Permit # _____
Received Date: _____	Project Scientist: _____
Fee Received? Yes <input type="checkbox"/> No <input type="checkbox"/> Amt: \$ _____	Receipt #: _____
Public Notice #:	Public Notice Dates: ON _____ OFF _____



Map data ©2023 Google 2000 ft

19901 Ames Dr
Rehoboth Beach, DE 19971

Take Sea Blossom Blvd to DE-1 S


- 53 sec (495 ft)
- ↑ 1. Head southwest on Ames Dr toward Turnstone Cir
128 ft
- ↑ 2. Continue onto Sea Blossom Blvd
367 ft
- ← 3. Use the left 2 lanes to turn left onto DE-1 S
1 min (0.4 mi)

Take Church St to DE-1A/Rd 15/Rehoboth Ave


- 2 min (0.3 mi)
- ↶ 4. Slight left toward Church St
453 ft
- ↑ 5. Continue onto Church St
0.2 mi
- ↗ 6. Slight right onto DE-1A/Rd 15/Rehoboth Ave
1 min (0.3 mi)

Continue on Columbia Ave. Take Ocean Dr to Holly Rd


7 min (2.0 mi)

 7. At the traffic circle, take the 3rd exit onto Columbia Ave

1.0 mi


 8. Turn left onto N Surf Ave

279 ft

 9. Turn right onto Henlopen Ave/Ocean Dr

 Continue to follow Ocean Dr

0.7 mi

 10. Turn left onto Holly Rd

 Destination will be on the left

0.3 mi

29 Holly Rd

Rehoboth Beach, DE 19971

Section 3: Project Location (Continued)

10. Name of waterbody at Project Location: NORTH SHORES YACHT BASIN waterbody is a tributary to: L & R CANAL
11. Is the waterbody: Tidal Non-tidal Waterbody width at mean low or ordinary high water 300 + FT
12. Is the project: On public subaqueous lands? On private subaqueous lands?*
- In State-regulated wetlands? In Federally-regulated wetlands?

*If the project is on private subaqueous lands, provide the name of the subaqueous lands owner:

SEE ATTACHED LEASE

(Written permission from the private subaqueous lands owner must be included with this application)

13. Present Zoning: Agricultural Residential Commercial Industrial Other

Section 4: Miscellaneous

14. A. List the names and complete mailing addresses of the immediately adjoining property owners on all sides of the project (attach additional sheets as necessary):

SEE ATTACHED LIST

- B. For wetlands and marina projects, list the names and complete mailing addresses of property owners within a 1,000 foot radius of the project (attach additional sheets as necessary):

15. Provide the names of DNREC and/or Army Corps of Engineers representatives whom you have discussed the project with:

A. Have you had a State Jurisdictional Determination performed on the property? Yes No

B. Has the project been reviewed in a monthly Joint Permit Processing Meeting? Yes No

*If yes, what was the date of the meeting? _____

16. Are there existing structures or fill at the project site in subaqueous lands? Yes No

*If yes, provide the permit and/or lease number(s): _____

*If no, were structures and/or fill in place prior to 1969? Yes No

17. Have you applied for or obtained a Federal permit from the Army Corps of Engineers?

No Pending Issued Denied Date: _____

Type of Permit: _____ Federal Permit or ID #: _____

18. Have you applied for permits from other Sections within DNREC?

No Pending Issued Denied Date: _____ Permit or ID #: _____

Type of permit (circle all that apply): Septic Well NPDES Storm Water

Other: _____

Adjacent Property Owners

FULLNAME NUSSBAUM WILLIAM C & SUSAN E
Second_Owner_Name SPANGLER
MAILINGADDRESS 5000 BALTON RD
CITY BETHESDA
STATE MD 20816

FULLNAME KING MARY LOUISE
MAILINGADDRESS 1001 MIDDLEFORD RD
CITY SEAFORD
STATE DE 19973

Wetlands and Subaqueous Lands Section Basic Application Form **6**

Section 5: Signature Page

19. Agent Authorization:

If you choose to complete this section, all future correspondence to the Department may be signed by the duly authorized agent. In addition, the agent will become the primary point of contact for all correspondence from the Department.

I do not wish to authorize an agent to act on my behalf

I wish to authorize an agent as indicated below

I, Brian Giese Trustee of Eagle 12 Trust, hereby designate and authorize Precision Marine 202 Woodbridge Hills Rehoboth Beach, DE 19971 to act on my behalf in the processing of this application and to furnish any additional information requested by the Department.

Authorized Agent's Name: _____ Telephone #: _____
Mailing Address: Precision Marine Fax #: _____
202 Woodbridge Hills E-mail: _____
Rehoboth Beach, DE 19971

20. Agent's Signature:

I hereby certify that the information on this form and on the attached plans are true and accurate to the best of my knowledge. I further understand that the Department may request information in addition to that set forth herein if deemed necessary to appropriately consider this application.

[Signature] 12/13/23
Agent's Signature Date

21. Applicant's Signature:

I hereby certify that the information on this form and on the attached plans are true and accurate to the best of my knowledge and that I am required to inform the Department of any changes or updates to the information provided in this application. I further understand that the Department may request information in addition to that set forth herein if deemed necessary to appropriately consider this application. I grant permission to authorized Department representatives to enter upon the premises for inspection purposes during working hours.

Brian Giese 12/18/23 3:45 PM EST
Applicant's Signature Date
LSJL-YX5E-Y9FL-TWDD

Brian W. Giese, Trustee of Eagle 12 Trust
Print Name

22. Contractor's Signature:

I hereby certify that the information on this form and on the attached plans are true and accurate to the best of my knowledge, and that I am required to inform the Department of any changes or updates to the information provided in this application. I further understand that the Department may request information in addition to that set forth herein if deemed necessary to appropriately consider this application.

Contractor's Name _____ Date _____
Precision Marine
202 Woodbridge Hills
Rehoboth Beach, DE 19971
Print Name

BOAT DOCKING FACILITIES

Any boat docking facility for more than four (4) vessels is considered a marina facility (see definitions and explanations section) and requires the applicant to complete Appendices N and O, and make application to the U. S. Army Corps of Engineers for approval.

Please make sure answers to all of the questions in this appendix correspond with information on the application drawings.

1. Briefly describe the project. (Attach additional sheets as necessary.)

INSTALL A MOORING FACILITY

2. Please provide numbers and dimensions as follows:

Structure Type	Number of Support Pilings	Dimensions (Channelward of MHW or OHW)		Dimensions (Channelward of MLW- n/a for non-tidal water)		New, repair or maintain
		Width ft.	Length ft.	Width ft.	Length ft.	
Dock, Pier, Lift, gangway						
PIER	3	4	40	4	35	NEW
DOCK	4	6	25	6	25	NEW
BOATLIFT	2	10	13	10	13	NEW
PWC(2)	-	4	4	4	4	
Freestanding Pilings	Number					

Mooring Buoy: How many moorings will be installed? _____
 What will be used for the anchor(s)? _____
 Anchor/Mooring Block Weight _____
 Anchor Line Scope (Length or Ratio) _____
 Water Depth at Mooring Location _____

- Approximately how wide is the waterway at this project site? 300+ ft. (measured from MLW to MLW)
- What will be the mean low water depth at the most channelward end of the mooring facility? 2.5 ft.
- What type of material(s) will be used for construction of the mooring facility (e.g. salt treated wood, aluminum, fiberglass floats, etc.) Use of creosote-treated wood is prohibited. 1.5" x 4" PILES
- Circle any of the following items that are proposed over subaqueous lands:
 Fish Cleaning Stations/Benches/Ladders/Water Lines/Satellite/Electric Lines/Handrails/Other (Describe)

If any of the items are circled above, include their dimensions and location on the application drawings.

7. What will be the distance from the most channelward end of the docking facility to the edge of any natural or man-made channel? _____ ft.

8. Describe the vessels that will be berthed at the docking facility. Please draw proposed vessel locations on plans and drawings.

APPLICANT PLANS TO PURCHASE THE FOLLOWING

Make/model	<u>C.C.</u>	length	<u>25</u>	width	<u>8</u>	draft	<u>2</u>
Make/model	<u>PWC</u>	length	<u>12</u>	width	<u>4</u>	draft	<u>1</u>
Make/model	<u>PWC</u>	length	<u>12</u>	width	<u>4</u>	draft	<u>1</u>
Make/model	_____	length	_____	width	_____	draft	_____

9. Please provide a copy of the current state registration or Coast Guard Certificate of Documentation for each motorized vessel listed above.

10. Give the number and type of each Marine Sanitation Device (e.g. MSD III, Portable toilet) that will be used on vessels to be docked at the facility. NONE

11. Is there currently a residence on the property? Yes No

12. Do you plan to reach the boat docking facility from your own upland property? Yes No If "No", explain your proposed means of access and provide documentation of easement or documentation authorizing access if you intend to cross someone else's property.

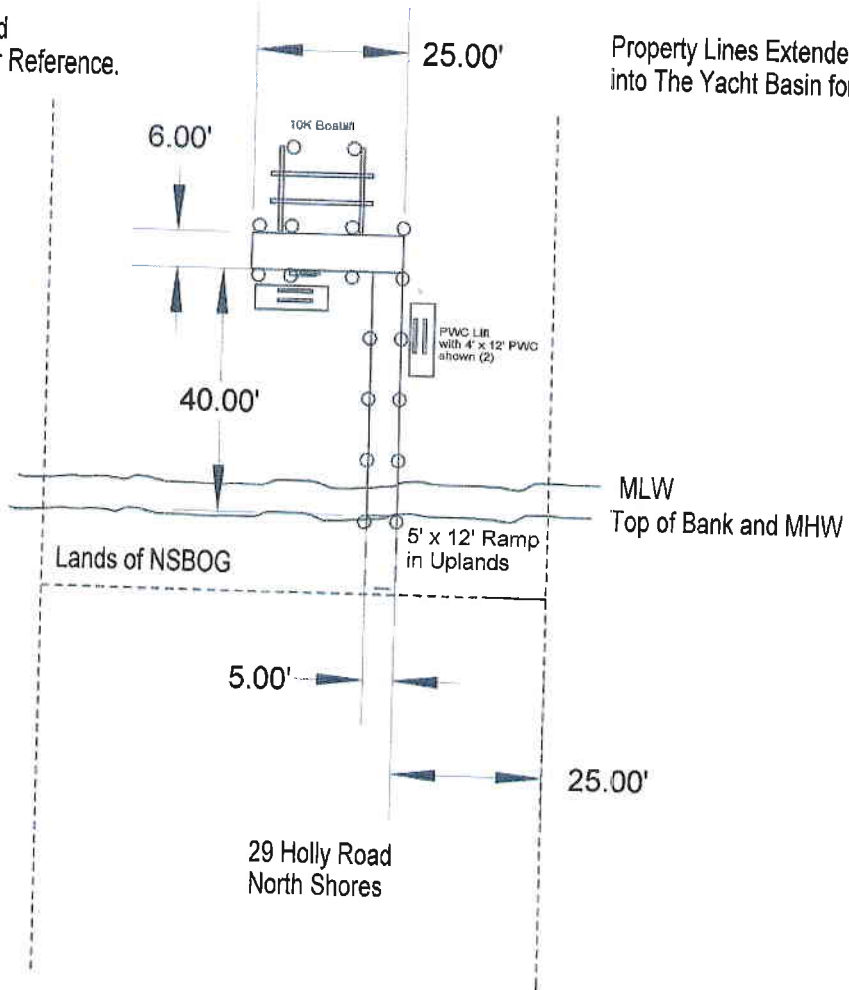
13. Will any portion of the structure be located in privately owned underwater land (such as a pond or lagoon) owned by someone other than the applicant? Yes No.
 If yes, written permission of the underwater land owner must be provided with this application.
SEE ATTACHED

14. What is the width of the waterfront property frontage adjacent to subaqueous lands? 85.33 ft.
 Will any portion of the structure or any vessel be placed within 10 feet of your neighbor's property line?
 Yes No
 If yes, a letter of no objection from the adjacent property owner must be included with this application.

YACHT BASIN
Private Man Made Lagoon

Property Lines Extended
into The Yacht Basin for Reference.

Property Lines Extended
into The Yacht Basin for Reference.

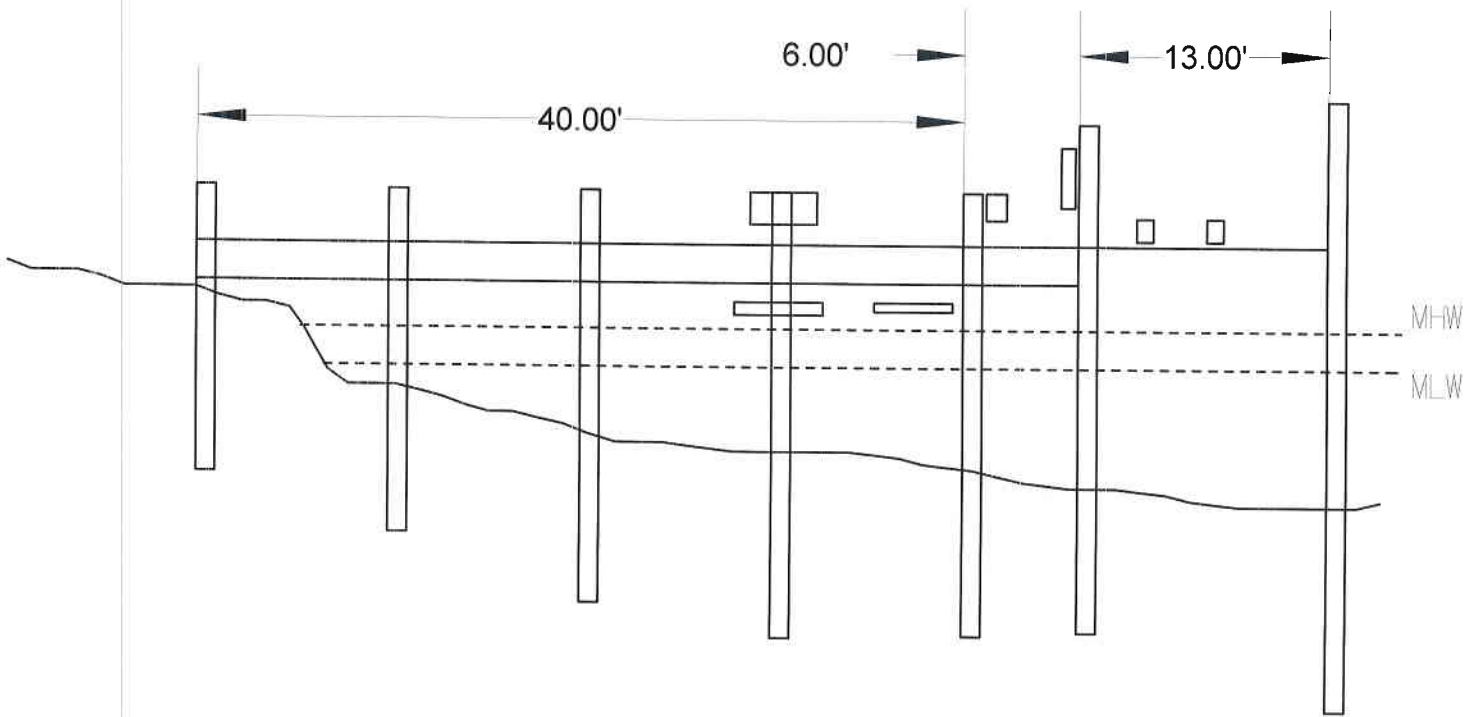


Proposed Dock and Boatlifts
29 Holly Rd.
Rehoboth Beach DE

PRECISION MARINE CONSTRUCTION INC.

202 Woodbridge Hills
Rehoboth Beach, DE 19971

Scale: 1" = 30' Date: 10-19-2023



Proposed Dock and Boatlifts
 29 Holly Rd.
 Rehoboth Beach DE

PRECISION MARINE CONSTRUCTION INC.

202 Woodbridge Hills
 Rehoboth Beach, DE 19971

Scale: 1" = 10' Date: 10-19-2023

TAX MAP #: 3-34 8.17 127.02
PREPARED BY:
Hudson, Jones, Jaywork & Fisher
309 Rehoboth Avenue
Rehoboth Beach, DE 19971
File No. EAGLE12TRUST-23/CCM

RETURN TO:
Eagle12 Trust
140 Lafayette Avenue
Annapolis, MD 21401

THIS DEED, made this 30th day of October, 2023,

- BETWEEN -

CHRISTOPHER S. MOODY and **SUSAN MOODY**, of 29 Holly Road, Rehoboth Beach, DE 19971, parties of the first part,

- AND -

BRIAN WILLIAM GIESE AND PATRICIA ENDSLEY GIESE, TRUSTEES OF THE EAGLE12 TRUST, of 140 Lafayette Avenue, Annapolis, MD 21401, party of the second part.

WITNESSETH: That the said parties of the first part, for and in consideration of the sum of **TEN DOLLARS (\$10.00)**, lawful money of the United States of America and other good and valuable consideration, the receipt whereof is hereby acknowledged, hereby grant and convey unto the party of the second part, and its heirs and assigns, in fee simple, the following described lands, situate, lying and being in Sussex County, State of Delaware:

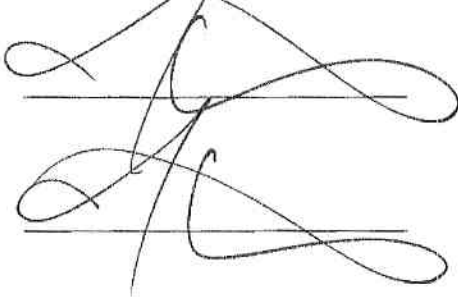
All that certain lot, piece and parcel of land situate, lying and being in North Shores, Lewes and Rehoboth Hundred, Sussex County, Delaware, generally known as Lot Number 67 of North Shores and so designated upon a certain Revised Plot No. 1 of North Shores as prepared by Wingate & Eschenbach, Surveyors, October 6, 1959 which is now of record in the Office of the Recorder of Deeds, in and for Sussex County, Georgetown, Delaware in Plot Book 3, Page 20, as reference there unto being and will more fully and at large appear.

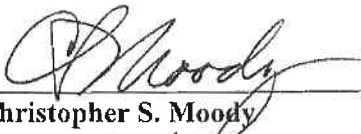
BEING the same lands conveyed to Christopher S. Moody and Susan Moody from Mary Louise King, by Deed dated September 11, 2009, recorded in the Office of the Recorder of Deeds in and for Sussex County, Delaware, on September 16, 2009, in Deed Book 3713, Page 230.

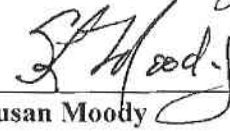
SUBJECT to any and all applicable restrictions, reservations, conditions, easements and agreements of record in the Office of the Recorder of Deeds in and for Sussex County, Delaware.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered
in the presence of:



 (SEAL)
Christopher S. Moody

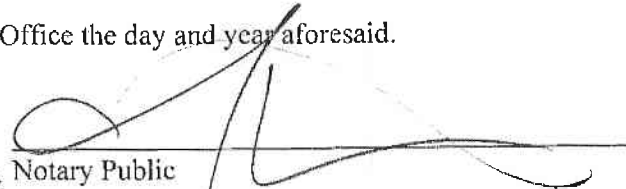
 (SEAL)
Susan Moody

STATE OF DELAWARE, COUNTY OF SUSSEX: to-wit

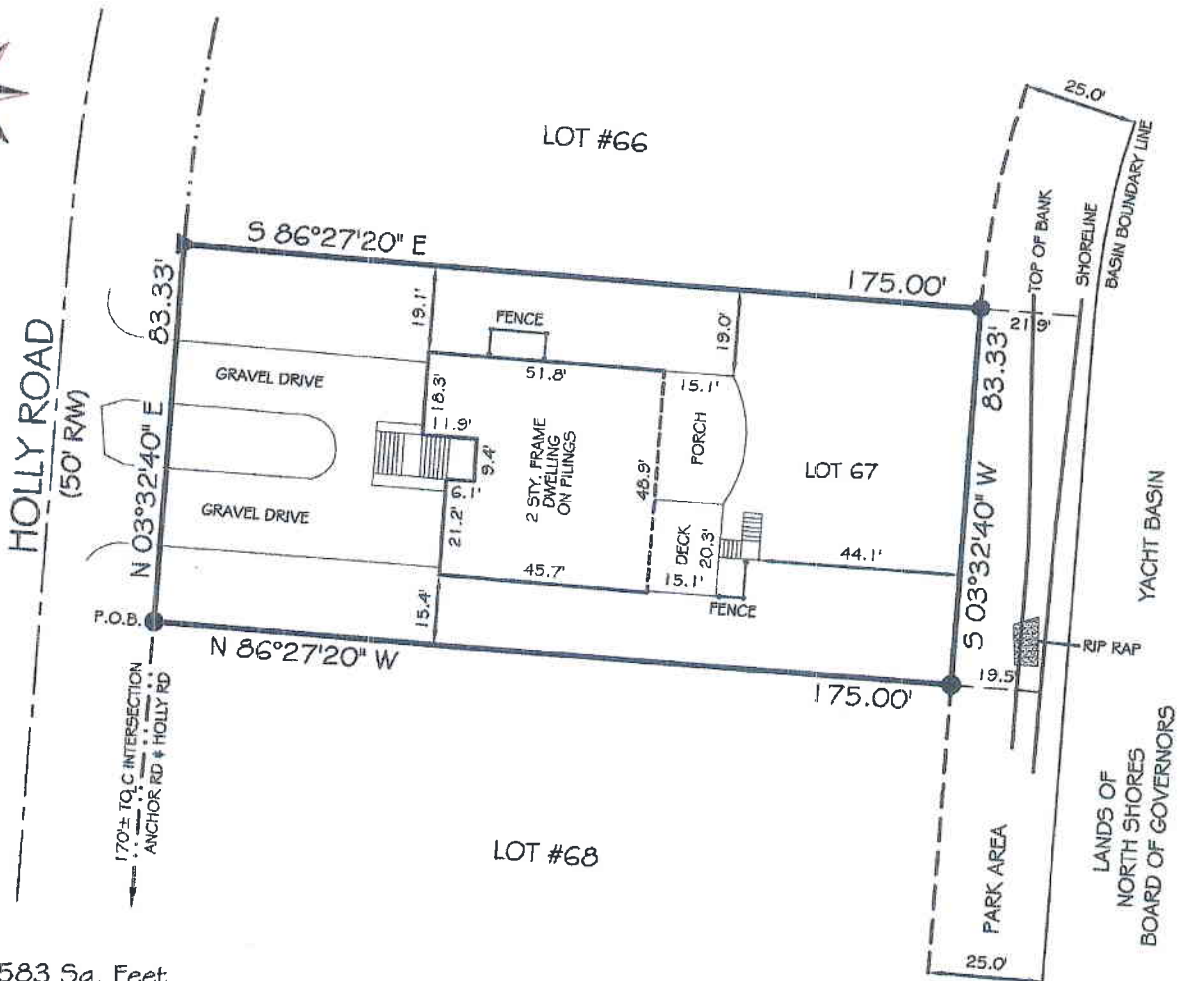
BE IT REMEMBERED, that on October 30, 2023, personally came before me, the subscriber, Christopher S. Moody and Susan Moody, parties of the first part to this Indenture, known to me personally to be such, and acknowledged this Indenture to be their act and deed.

GIVEN under my Hand and Seal of Office the day and year aforesaid.




Notary Public

My Commission Expires: N/A



AREA: 14,583 Sq. Feet

- PIPE (FD)
- ▲ REBAR (FD)

DEED REF: 3713-230

SEE PLOT BOOK & PAGE 830 FOR EASEMENT RESERVATIONS. THIS SURVEY AND PLAT DOES NOT VERIFY THE EXISTENCE OR NON-EXISTENCE OF RIGHTS-OF-WAY OR EASEMENTS CROSSING THIS PROPERTY OTHER THAN THOSE SHOWN. NO TITLE SEARCH PROVIDED OR STIPULATED.

I, STEPHEN M. SELLERS REGISTERED AS A PROFESSIONAL LAND SURVEYOR IN THE STATE OF DELAWARE, HEREBY STATE THAT THE INFORMATION SHOWN ON THIS PLAN HAS BEEN PREPARED UNDER MY SUPERVISION AND MEETS THE STANDARDS OF PRACTICE AS ESTABLISHED BY THE STATE OF DELAWARE BOARD OF PROFESSIONAL LAND SURVEYORS. ANY CHANGES TO THE PROPERTY CONDITIONS, IMPROVEMENTS, BOUNDARY OR PROPERTY CORNERS AFTER THE DATE SHOWN HEREON SHALL NECESSITATE A NEW REVIEW AND CERTIFICATION FOR ANY OFFICIAL OR LEGAL USE.

Stephen M. Sellers
 STEPHEN M. SELLERS PLS 566
 10/25/2023
 DATE
 SURVEY CLASS: SUBURBAN

BOUNDARY SURVEY PLAN FOR

CHRISTOPHER S. & SUSAN MOODY

29 HOLLY ROAD, REHOBOTH BEACH 19971
 LOT #67 OF "REVISED PLOT NO. 3 OF NORTH SHORES" SUBDIV.
 LEWES & REHOBOTH HUNDRED SUSSEX COUNTY
 STATE OF DELAWARE

SCALE 1" = 40' OCTOBER 25, 2023

PREPARED BY:

PH: 302-629-9895
 FAX: 302-629-2391

MILNER
LEWIS, INC.
 LAND SURVEYING

1560 MIDDLEFORD RD.

• SEAFORD, DE. 19973



NORTH SHORES BOARD OF GOVERNORS

P.O. BOX 625 – REHOBOTH BEACH, DE 19971

PHONE: 302-227-6136 FAX: 302-227-7294

WEB: WWW.NORTHSHORES.NET – EMAIL: office@northshores.net

October 23, 2023

Mr. and Mrs. Christopher Moody
21108 Cozy Court
Gaithersburg, MD 20882

Mr. Brian Giese
C/O Eagle 12 Trust
140 Lafayette Avenue
Annapolis, MD 21401

VIA EMAIL: csm1@me.com, brigiese@gmail.com

Re: Construction Application 29 Holly Road, Rehoboth Beach

Dear Mr. and Mrs. Moody and Mr. Giese,

The North Shores Board of Governors, Inc. has approved the application submitted on September 25, 2023 for permission to construct a new dock in the marina behind the property at 29 Holly Road. This approval will be valid for one year from the above date and will renew automatically for one additional year. Construction must begin during the validity of the NSBG approval, and must be completed in a timely period, and as specified in the covenants, without delay. The Board presumptively considers a maximum of one year from start to finish of construction to be a timely period.

This detailed letter constitutes a binding agreement between you and North Shores Board of Governors, Inc., concerning your proposed construction project. Please review the letter carefully, and do not hesitate to ask any questions if the terms of this letter are unclear.

In approving your application, the Board has considered the details submitted with your application as well as the language and standards set forth in the North Shores deeded covenants and associated Architectural Requirements incorporated thereby (hereafter collectively referred to as the "Covenants"). Under the Covenants, approval and consent of the Board is required before homeowners can undertake construction in the neighborhood. In turn, the Board's required consent and approval issued hereby is contingent upon and strictly subject to each and all of the following terms and conditions:

1. Any deviation of the final construction drawings submitted for DNREC permitting from the plans submitted to the Board must be re-submitted to the Board for approval prior to the commencement of construction. **Any revision to the plans submitted to the Board will require resubmission for covenant compliance review and approval.**
2. This approval is contingent upon (and will not become effective prior to) the valid issuance of a DNREC permit, a copy of which is required to be provided to the North Shores office.

Mr. and Mrs. Moody
Mr. Brian Giese (Eagle 12 Trust)
October 23, 2023
Page - 2 -

3. It is understood that this work is being performed on North Shores common property, and that the North Shores Board of Governors is licensing you to install a new dock. However, in consideration of the grant of this permit, you agree that (i) you are undertaking to install the dock at your own expense; (ii) you acquire no rights in the North Shores common property bordering the marina as the result of your construction; (iii) you remain responsible to North Shores for the work conducted by your contractor(s); and (iv) you bear liability for any damages arising as a consequence of the work.
4. Project specific precautions should be taken for the following;
 - a) a silt fence and erosion/ mud control must be installed to protect the adjoining properties before and during construction;
 - b) the contractor must provide protection during construction from damages to the North Shores existing drainage system;
5. The finished dock structure as constructed (the "*as built*" dock) must:
 - a) conform in all respects to the revised plans dated October 19, 2023 and conditionally approved by the Board;
 - b) comply fully with all Covenants; and
 - c) comply fully (to the extent not inconsistent with or superseded by the requirements of the Covenants or the express terms of this approval letter) all applicable DNREC and Sussex County zoning, building and other standards, including without limitation the terms of the required Sussex County building permit(s).
6. You are advised that North Shores Board of Governors, Inc., reserves the right to inspect (or retain the services of a qualified third party to inspect) all property during construction to confirm the compliance and conformity of the structure/improvements as built with:
 - a) any and all conditions set forth in this approval letter;
 - b) the terms of the Covenants and this approval letter; and
 - c) the Revised Plans and associated specifications as submitted to and approved by the Board.

Infractions may be subject to fines and/or "Stop Work" orders pending remediation.

7. All homeowners and their contractors must remain in compliance during the project with North Shores rules governing construction hours, in particular those prohibiting pile driving from Thursday 5:00 pm just before Memorial Day weekend until 9:00 am of the Tuesday following Labor Day weekend).

Mr. and Mrs. Moody
Mr. Brian Giese (Eagle 12 Trust)
October 23, 2023
Page - 3 -

- 8. It is understood that repair of any damage to the North Shores private road(s), including grass, utility cuts, and/or damage to the drainage system during this project will be your responsibility. All common property must be returned to its original condition. You also expressly assume liability for any damage to North Shores rights of way, beach dunes, or any other common or private property caused by your construction.
- 9. Parking of construction and contractor vehicles should be limited to the property under construction at 29 Holly Road unless other arrangements have been made in advance. North Shores Security generally will not permit construction vehicle parking along adjacent properties. In enforcing these parking rules, the Board tries to strike a balance between the quiet enjoyment of community neighbors and the legitimate needs of constructing homeowners to afford parking access to their contractors. Again, neighbor discussion of these issues tends to be the most productive, but homeowners should understand that enforcement of these parking restrictions is incumbent upon the homeowner.

If you have any questions regarding the application of this letter or the terms of our approval of your renovation plans, please let us know.

Respectfully,

Jeffrey H Sellman

Jeffrey H. Sellman
Community Executive
North Shores Board of Governors

cc: Shaun Tull, file

Your countersignatures below, evidencing your agreement to the terms hereof, are an express condition precedent to the approval granted hereby, and constitute (i) your acknowledgement of the terms and conditions of the foregoing letter agreement, and (ii) your agreement to comply with the North Shores Community covenants and the terms hereof. ***The required North Shores consent to your project under the Covenants will be deemed to have been granted and become effective only upon receipt by the North Shores Office of this letter fully countersigned by you as indicated below.***

<i>Christopher S. Moody</i>	dotloop verified 10/23/23 5:17 PM EDT JLRI-V1WE-VBQA-U9SJ
Mr. Christopher Moody	

<i>Susan Moody</i>	dotloop verified 10/23/23 5:25 PM EDT NWUR-EXOV-9FH6-FKEA
Mrs. Susan Moody	

<i>Brian Giese</i>	dotloop verified 10/23/23 4:18 PM EDT SRCV-70E2-USLQ-ESQX
Mr. Brian Giese	

