## WETLANDS AND SUBAQUEOUS LANDS SECTION PERMIT APPLICATION FORM

## For Subaqueous Lands, Wetlands, Marina and 401 Water Quality Certification Projects

## State of Delaware Department of Natural Resources and Environmental Control Division of Water

#### Wetlands and Subaqueous Lands Section



APPLICATION FOR APPROVAL OF SUBAQUEOUS LANDS, WETLANDS, MARINA AND WATER QUALITY CERTIFICATION PROJECTS

#### PLEASE READ THE FOLLOWING INSTRUCTIONS CAREFULLY

#### **Application Instructions:**

- 1. Complete each section of this basic application and appropriate appendices as thoroughly and accurately as possible. Incomplete or inaccurate applications will be returned.
- 2. All applications must be accompanied by a scaled plan view and cross-section view plans that show the location and design details for the proposed project. Full construction plans must be submitted for major projects.
- 3. All applications must have an original signature page and proof of ownership or permitted land use agreement.
- 4. Submit an original and two (2) additional copies of the application (total of 3) with the appropriate application fee and public notice fee\* (prepared in separate checks) to:

#### **Department of Natural Resources and Environmental Control** Wetlands and Subaqueous Lands Section 89 Kings Highway Dover, Delaware 19901

\*Application and public notice fees are non-refundable regardless of the Permit decision or application status.

5. No construction may begin at the project site before written approval has been received from this office.

#### **Helpful Information:**

1.	Tax Parcel Information:	New Castle County Kent County Sussex County	(302) 395-5400 (302) 736-2010 (302) 855-7878
2.	Recorder of Deeds:	New Castle County Kent County Sussex County	(302) 571-7550 (302) 744-2314 (302) 855-7785

- 3. A separate application and/or approval may be required through the Army Corps of Engineers. Applicants are strongly encouraged to contact the Corps for a determination of their permitting requirements. For more information, contact the Philadelphia District Regulator of the Day at (215) 656-6728 or visit their website at: http://www.nap.usace.army.mil/Missions/Regulatory.aspx.
- 4. For questions about this application or the Wetlands and Subaqueous Lands Section, contact us at (302) 739-9943 or visit our website at: http://www.dnrec.delaware.gov/wr/Services/Pages/WetlandsAndSubaqueousLands.aspx. Office hours are Monday through Friday 8:00 AM to 4:30 PM, except on State Holidays.

#### APPLICANT'S REVIEW BEFORE MAILING

DID TOO	COMIT ELLE TI	ELI OLLO WING.
	_ Yes	BASIC APPLICATION
	_ Yes	SIGNATURE PAGE (Page 3)
	_ Yes	APPLICABLE APPENDICES
	_ Yes	SCALED PLAN VIEW
	_ Yes	SCALED CROSS-SECTION OR ELEVATION VIEW PLANS
	_ Yes	VICINITY MAP
	_ Yes	COPY OF THE PROPERTY DEED & SURVEY
	_ Yes	THREE (3) COMPLETE COPIES OF THE APPLICATION PACKET
	_ Yes	APPROPRIATE APPLICATION FEE & PUBLIC NOTICE FEE (Separate checks made payable to the State of Delaware)

#### Submit 3 complete copies of the application packet to:

DID YOU COMPLETE THE FOLLOWING?

**Department of Natural Resources and Environmental Control** Wetlands and Subaqueous Lands Section 89 Kings Highway Dover, Delaware 19901

#### Before signing and mailing your application packet, please read the following:

The Department requests that the contractor or party who will perform the construction of your proposed project, if other than the applicant, sign the application signature page along with the applicant in the spaces provided. When the application is signed by the contractor as well as the applicant, the Department will issue the Permit to both parties. For Leases, the contractor will receive a separate construction authorization that will make them subject to all of the terms and conditions of the Lease relating to the construction

#### **Section 1: Applicant Identification**

1.	Applicant's Name: Christopher Staub &	Shannon Staub			<b>#</b> :				
	Mailing Address: 9409 Poplar Creek Ct		_ Fax #: _	Fax #:					
	Gaithersburg, MD 2088	2	E-mail:						
2.	Consultant's Name: Sarah Freund	Consultant's Name: Sarah Freund				eering, LLC	·		
	Mailing Address: 117 Bay Street				#: <u>(410)</u> 822-8003				
	Easton, MD 21601		_ Fax #:		ınd@leinc.com		<del> </del>		
			_ E-mail:	sfreu	ind@leinc.com				
3.	Contractor's Name: Joshua Boyer		_ Compar	ıy N	Jame: Big Wave C	Construction, LLC			
	Mailing Address: 38205 Dupont Blvd				#: <u>(302) 381-0506</u>				
	Selbyville, DE 19975		Fax #: _		avecanate estimale 20				
			_ E-mail:	bigw	aveconstructionIIc22	2@gmail.com	<del></del>		
Sec	ction 2: Project Description	NO PROPERTY OF THE PARTY OF THE					No.		
5.	New Project/addition to existing project  Project Purpose (attach additional sh s project proposes to construct a 3' wide walkway	eets as necessary):	iir/Replace existinş		ucture. (ii enec	Acu, must uns			
6. <b>✓</b>	Check each Appendix that is enclose  A. Boat Docking Facilities	ed with this application	on:		N. Preliminar	y Marina Chec	cklist		
İ	B. Boat Ramps	H. Fill			O. Marinas	<i>y</i>			
	C. Road Crossings	I. Rip-Rap Sills a	and Revetments		P. Stormwater	r Management	;		
	D. Channel Modifications/Dams	J. Vegetative Sta			O. Ponds and	Impoundment	S		
	E. Utility Crossings	K. Jetties, Groins			R. Maintenar				
	F. Intake or Outfall Structures	M. Activities in S			S. New Dred	<u> </u>			
Soc	ction 3: Project Location			VV- (14)	1				
	Project Site Address: 938 Heron Dr  Bethany Beach, DI	≣ 19930	County: Site owner name Address of site o	(if		pplicant):			
8.	Driving Directions: 1. DE-1 N/Coastal Hv			View	Dr 4. Continue onto	Heron Dr			
(At	ttach a vicinity map identifying road n	ames and the project	location)						
9.	Tax Parcel ID Number: 134-13.00-943.	00	Subdivision Nan	ne: _	Lake Bethany				
WS	SLS Use Only: Permit #s:						_		
Ty	pe SP $\square$ SL $\square$ SU	J 🗆 WE 🗆	$\mathbf{WQ} \square \qquad \mathbf{L}A$	<b>\</b> \	SA $\square$	$\mathbf{MP}\ \Box$	$\mathbf{W}\mathbf{A}$		
	rps Permit: SPGP 18 □ 20 □ Naticeived Date:						<del></del>		
	e Received? Yes \( \simeq \text{No} \( \simeq \text{Amt:} \)		t:						
		Notice Dates: ON	Receipt #: OFF						

#### **Section 3: Project Location (Continued)**

10. Name of waterbody	at Project Location	n: Salt Pond	waterboo	dy is a tribu	tary to: _	ssawoman	Canal
11. Is the waterbody:	Tidal □ No	on-tidal Wa	nterbody width at	mean low	or ordinar	y high wa	ater <u>165'</u>
12. Is the project:	☐ On public sub☐ In State-regula		<ul><li>□ On private</li><li>□ In Federall</li></ul>			?	
*If the project is on priv	ate subaqueous land	ds, provide the n	ame of the subaq	ueous lands	owner:		
(Written permission from	n the private subaq	ueous lands own	er must be includ	led with this	s applicat	ion)	
13. Present Zoning:	☐ Agricultural	✓ Residential	□ Commercia	ıl 🗆 Ind	ustrial	□ Other	•
Section 4: Miscellaneo	ıs	1000000	in a transfer of the control of the				0000
14. A. List the names project (attach addir John & Joan Gordon 936 Her	tional sheets as nece on Dr, Bethany Beach, D	essary): DE 19930		y adjoining	property	owners	on all sides of the
Calvin Cobb, III & Charlotte Yo	oung 5080 Yacht Harbo	or Cir, Naples, FL 341	12				
foot radius of the projec  15. Provide the names of				ves whom y	ou have d	iscussed tl	he project with:
A. Have you had a B. Has the project b		nonthly Joint Per				□ Yes □ Yes	⊻ No ☑ No
16. Are there existing s *If yes, provide	tructures or fill at the the permit and/or			s?	□ Yes	<b>✓</b> No	
*If no, were str	uctures and/or fill i	n place prior to 1	969?	□ Yes	□ No		
17. Have you applied for ✓ No □ Pen				of Enginee			
Type of Permit:		<del></del>	Federal Permi	t or ID #: _			
18. Have you applied for ✓ No □ Pen				:	Perm	it or ID#	:
Type of permit (circle a	ll that apply): Se	eptic Well	NPDES Sto	orm Water			
Other							

#### **Section 5: Signature Page**

19. Agent Authorization:	
If you choose to complete this section, all future correspond agent. In addition, the agent will become the primary point	dence to the Department may be signed by the duly authorized of contact for all correspondence from the Department.
I do not wish to authorize an agent to act on my behalf $\ \square$	
I wish to authorize an agent as indicated below $\checkmark$	
I, Christopher Staub , hereby desig	nate and authorize Lane Engineering, LLC c/o Sarah Freund
(Name of Applicant)	(Name of Agent)
to act on my behalf in the processing of this application and Department.	to furnish any additional information requested by the
Authorized Agent's Name: Lane Engineering, LLC c/o Sarah Freund	Telephone #: (410) 822-8003
Mailing Address: 117 Bay Street	Fax #: E-mail: sfreund@leinc.com
Easton, MD 21601	E-mail: sfreund@leinc.com
20. Agent's Signature:	-
	e attached plans are true and accurate to the best of my knowledge mation in addition to that set forth herein if deemed necessary to
Sarah Fraund	10/28/24
Sarah Fraund Agent's Signature	Date
21. Applicant's Signature:	
and that I am required to inform the Department of any char	e attached plans are true and accurate to the best of my knowledge nges or updates to the information provided in this application. I ation in addition to that set forth herein if deemed necessary to to authorized Department representatives to enter upon the
Christopher Staub	11/14/24
Applicant's Signature	
Christopher Staub	
Print Name	
22. Contractor's Signature:	
and that I am required to inform the Department of any char	e attached plans are true and accurate to the best of my knowledge nges or updates to the information provided in this application. I ation in addition to that set forth herein if deemed necessary to
Big Wave Construction LLC	11/19/2024
Contractor's Name	Date
Print Name	

Appendix A Page | 1

#### **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.)

This project proposes to construct a walkway over wetlands and a dock

2. Please provide numbers and dimensions as follows:

· · · · · · · · · · · · · · · · · · ·	- Hallibers and	difficitions as to		T		т.	
Structure Type	Number of	Dimensions (C	mensions (Channelward of		Dimensions (Channelward of		
	Support	MHW or OHW	IHW or OHW)		for non-tidal	or maintain	
	Pilings			water)			
Dock, Pier, Lift,		Width	Length	Width	Length		
gangway		ft.	ft.	ft.	ft.		
Walkway over wetlands		3'	80'			New	
Dock	5	15'	5'	15'	5'	New	
Freestanding	Number						
Pilings							
_							

РII	IIIIgs						
М	ooring Buoy: H	ow many moorin	gs will be instal	led? <u>0</u>			
	W	hat will be used	for the anchor(s	s)?			
	A	nchor/Mooring B	lock Weight				
	A	nchor Line Scope	(Length or Rati	0)			
		ater Depth at M					
		·	· ·		<del></del>		
3.	Approximatel	y how wide is the	waterway at th	nis project site?	165' ft. (me	easured from M	LW to MLW)
4.	What will be t	the mean low wa	ter depth at the	most channelw	ard end of the m	nooring facility?	_1ft.
5.		f material(s) will erglass floats, etc			_	cility (e.g. salt	treated wood,
6.		he following iten	ns that are prop	osed over subag	ueous lands:		

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.

Appendix A Page | 2

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? N/A ft.					
8.	Describe the vessels that will be berthed at the docking facility. Please draw proposed vessel locations on plans and drawings.					
	Make/model       length       width       draft         Make/model       length       width       draft         Make/model       length       width       draft         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.					
11.	Is there currently a residence on the property? Yes No					
12.	<ol> <li>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.</li> </ol>					
13.	3. 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.					
14.	What is the width of the waterfront property frontage adjacent to subaqueous lands? 63' ft.  Will any portion of the structure or any vessel be placed within 10 feet of your neighbor's property line?  Yes Volume No  If yes, a letter of no objection from the adjacent property owner must be included with this application.					

Appendix M Page | 1

#### **ACTIVITIES IN STATE WETLANDS**

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

1. Project description and explanation of need.

This project proposes a walkway over wetlands to reach open water for a dock on a property with riparian access

2. What is area of impact for each activity in state wetlands?

Wetlands Walkways/Other Structures: Length  $\frac{75}{26}$  ft. Width  $\frac{3}{3}$  ft.  $\frac{1}{1}$  Height  $\frac{3}{3}$  minimum ft. over marsh

3. What is volume of fill or excavated material involved in this project?

Fill 0 cubic yards Excavation 0 cubic yards

4. Map number of state wetland map where project is located: DNR # \_\_\_\_\_\_

### ENVIRONMENTAL SUMMARY - PLEASE SUBMIT AN EVALUATION OF IMPACT OF THE PROPOSED ACTIVITY (ATTACH ADDITIONAL SHEETS AS NEEDED):

5. State reasons that structures cannot feasibly be located on lands other than wetlands.

There is no route to access the open water that would not impact the wetlands

6. Detail temporary and permanent changes which would be caused by the proposed project and the impact of these changes on the project area and adjacent areas.

Marsh matting for construction would temporarily impact the wetlands. No permanent impacts are proposed.

7. Describe alternatives to the proposed action which would reduce or avoid environmental damage.

There is no route to access the open water that would avoid impacts.

8. Describe all measures to be taken during and after the completion of the proposed project to reduce detrimental effects.

Marsh matting will protect the marsh during construction.

9. Describe all permanent environmental impacts which cannot be avoided.

Piles driven in the marsh cannot be avoided.

Appendix M Page | 2

#### 10. Submit detailed evaluation of impact of the proposed project on the following:

#### a. Value of tidal ebb and flow

- i. Production Value: carrying organic matter to adjacent estuaries and coastal waters which serve as breeding areas for certain animal species (especially fish and shellfish).
- ii. Value as a natural protective system of absorption of storm wave energy, flood waters, and heavy rainfall, thereby decreasing flood and erosion damage.
- iii. The prevention of silting in certain harbors and inlets thereby reducing dredging.
- iv. Removal and recycling of inorganic nutrients.
- v. Effect on the estuarine waters.

The proposed structure should not cause significant impact to tidal ebb and flow

#### b. Habitat Value

- i. Habitat for resident species of wildlife including furbearers, invertebrates, finfish.
- ii. Habitat for migratory wildlife species including waterfowl, wading birds, shorebirds, shorebirds, passerines, finfish, shrimp.
- iii. Rearing area, nesting area, breeding grounds for various species.
- iv. Habitat for rare or endangered plants.
- v. Presence of plants or animals known to be rare generally, or unique to the particular location.
- vi. Presence of plants or animals near the limits of their territorial range.
- vii. Presence of unique geological or wetland features.

The proposed structure causes a slight reduction of available marsh habitat due to piles, which is minimal

- c. Aesthetic Effect Consideration of the aesthetic effect may include:
  - i. Presence of plants or animals of a high visual quality.
  - ii. The presence of an associated water body.
  - iii. Wetland type of topographic diversity.

The proposed structure will be aesthetically appealing and will allow the homeowner to access the associated water body, as well as better visualization of the marsh habitat

#### d. Impact of Supporting Facilities

The supporting facilities to be considered include any public or private construction, whether or not the construction occurs in the wetlands, which would be required for construction or operation of the proposed wetlands activity, such as roads, sewage disposal facilities, electric lines, water supply systems, and schools. Effects shall be separately determined for the lands neighboring such facilities.

No additional facilities are proposed.

Appendix M Page | 3

- e. Effect on Neighboring Land Uses
  - i. The effects of the proposed wetland activity on neighboring land use are to be considered whether or not the neighboring lands are wetlands.
  - ii. The environmental, aesthetic and economic effects of the proposed wetlands activity on land uses neighboring the lands on which supporting facilities will be located may be considered.

No impacts to neighboring land use are proposed.

f. Federal, State, Regional, County and Municipal Comprehensive Plans.

Compliance of the proposed activities with the plans of the jurisdiction in which it is proposed to take place, and its impact on the plans of other affected jurisdictions.

The project will comply with regulations.

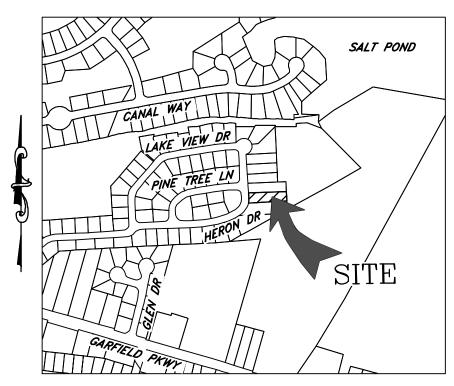
#### g. Economic Impact

Economic Impact shall include a short and long-term evaluation of the following factors to the extent the effect is directly attributable to the proposed activity:

- i. Jobs created or lost and the net income effect of jobs.
- ii. Increases in revenues to or increases in expenditure by State, County and local governments (e.g., increased taxes from an increased tax base and increased expenditure for maintaining supporting facilities).
- iii. Increases or decreases in the value attributable to the wetland as a source of nutrients to finfish, crustacea and shellfish and as habitats of such species or other flora or fauna of significant actual or potential economic value.
- iv. Increases or decreases in the value of the land as a recreational area.
- v. Increases or decreases in the cost of flood control or expected flood damage which might be caused by the effect of the activity on the natural capacity of the wetland to reduce flood damage.
- vi. Increases or decreases the costs of maintaining navigable harbors and waterways which would result from altering the capacity of the wetlands to absorb silt.
- vii. The net economic effect, both public and private, or any contemplated supporting facilities.
- viii. The net economic effect, both public and private, of the proposed activity on neighboring land uses.

The proposed structure will increase the value of the homeowners land, which is beneficial to associated property values as well.

# DOCK PERMIT DRAWINGS PREPARED FOR CHRISTOPHER & SHANNON STAUB IN THE BALTIMORE HUNDRED SUSSEX COUNTY, DELAWARE



VICINITY MAP
SCALE: 1" = 600'

ENGINEER

Lane Engineering, LLC

117 BAY STREET
EASTON, MARYLAND 21601
(410) 822-8003

#### OWNER/DEVELOPER

CHRISTOPHER STAUB & SHANNON STAUB 9409 POPLAR CREEK COURT GAITHERSBURG, MD 20882

#### PROJECT LOCATION

938 HERON DRIVE BETHANY BEACH, DE 19930

ISSUE	FC	R:		DATE: BY	<u>':                                    </u>	No.	DATE:	REVISION: BY:
FILE BOP	SCAL	DATE	HE <b>1</b>	TITLE SHEE	ET_			<u>Lane Engineering, LLC</u>
No. No. No.	No. 2	: AS I	OF	ON THE LANDS CHRISTOPHER MICHAE SHANNON MICHELI	EL S	STAU	B &	Established 1986 Civil Engineers • Land Planning • Land Surveyor
240393 DE14	NOTED	NOTED	ග	IN THE BALTIMORE HUNDRED, 134—13.00—943.		ΕΧ COU	INTY	E-mail: general@leinc.com 117 Bay St. Easton, MD 21601 (410) 822-8003 15 Washington St. Cambridge, MD 21613 (410) 221-0818 354 Pennsylvania Ave. Centreville, MD 21617 (410) 758-2095

134-13.00-943.00 354 Pennsylvania Ave

Date: 02/28/2025 - 3:57pm User: sfreund Project Manager: SJF Drawing Path: C:\swap\AcPublish\_21600\HMP-PLTS-240393.dwg | Sheet1

XREF File(s): GBS-BASE-LETR-240393/RAR-BASE-240393/CSP-BASE-MARINE-240393/RLD-BASE-240393

#### LEGEND & ABBREVIATIONS

MHW MEAN HIGH WATER (APPROXIMATE)
MLW MEAN LOW WATER (APPROXIMATE)

PROPERTY LINE -

SPOT ELEVATION/SOUNDING  $\chi$  -2.15

#### PROJECT NOTES

PROPERTY OWNER: CHRISTOPHER & SHANNON STAUB

PROPERTY ADDRESS: 938 HERON DR

BETHANY BEACH, DE 19930

DEED REFERENCE: 134–13.00–943.00

BOOK 5700, PAGE 311

SITE AREA: 10,773 SF (PER PLAT)

ZONING CLASSIFICATION: VRR (VACATION, RETIRE, RESIDENT)

THE PROPERTY BOUNDARY AND EXISTING CONDITIONS SHOWN HEREON WERE TAKEN FROM GENERAL MAPS, DEED, PLAT, SITE SKETCH AND AERIAL PHOTO INTERPRETATION. THESE MAPS ARE BELIEVED TO BE THE BEST, READILY AVAILABLE SOURCE OF INFORMATION FOR MARINE PERMITTING PURPOSES. A BOUNDARY AND/OR EXISTING CONDITIONS SURVEY HAS NOT BEEN COMPLETED. LANE ENGINEERING IS NOT RESPONSIBLE FOR ANY INACCURACIES ASSOCIATED WITH THE LOCATION OF THE ABOVE REFERENCED EXISTING FEATURES AND RELATED LATERAL LINES, SETBACKS, ETC.

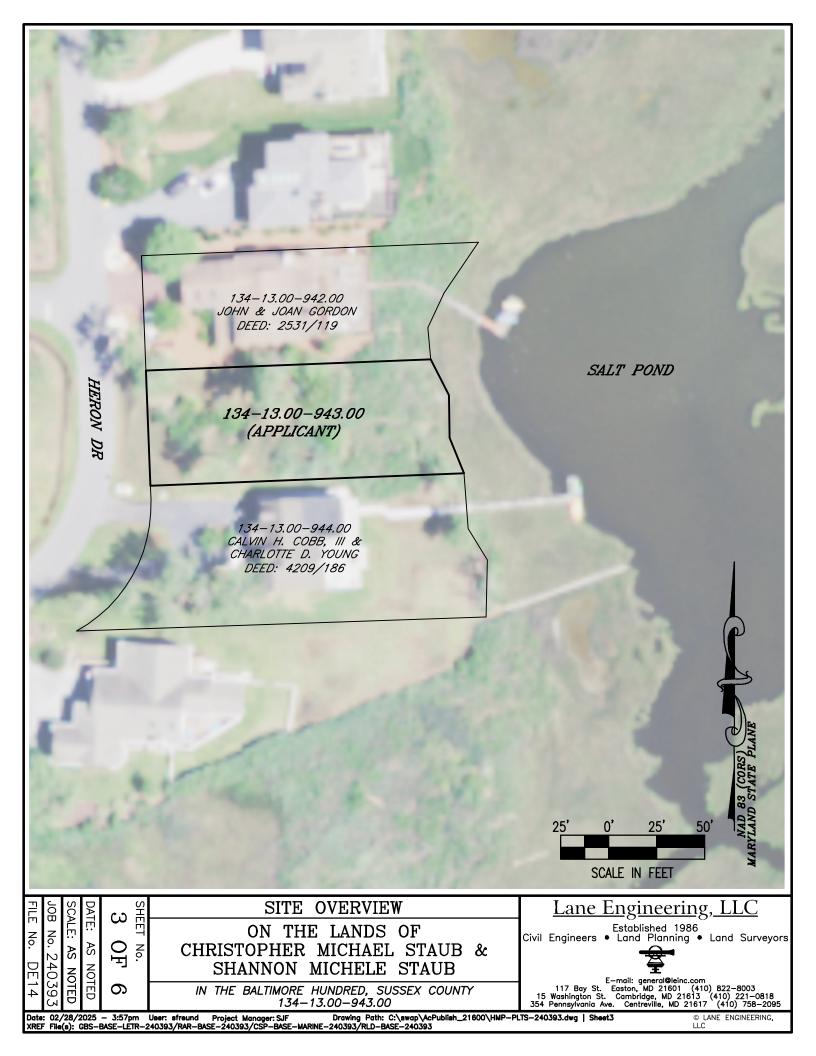
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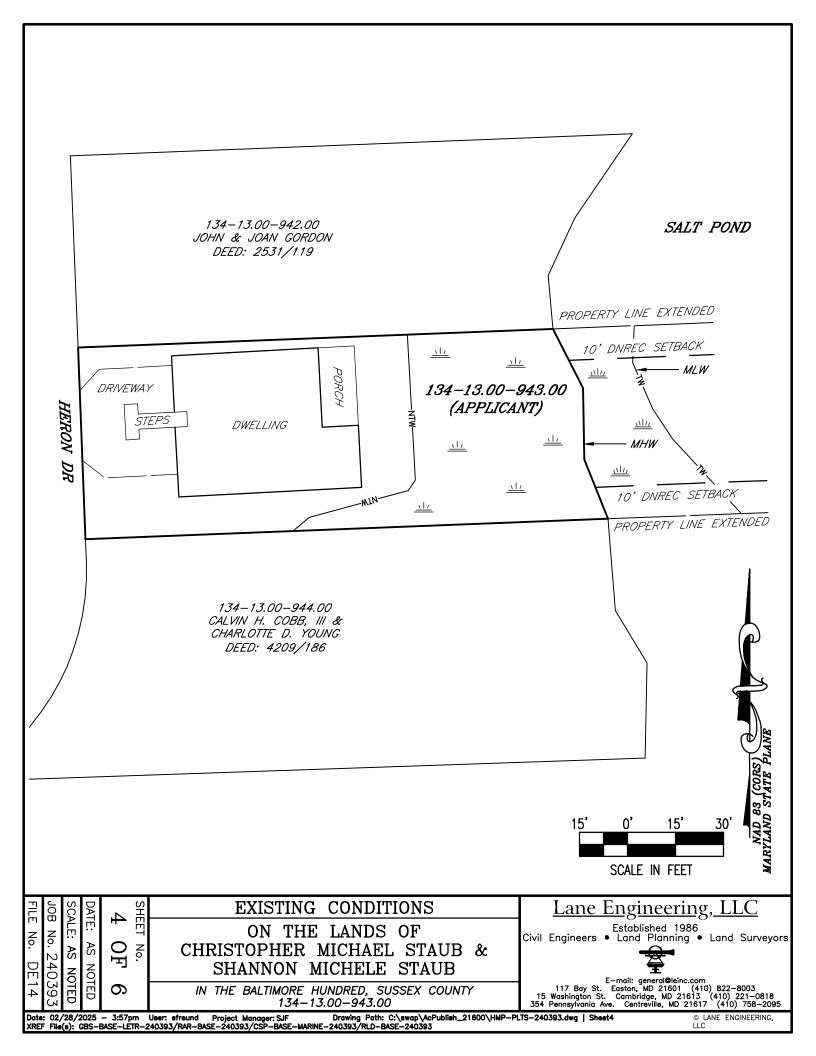
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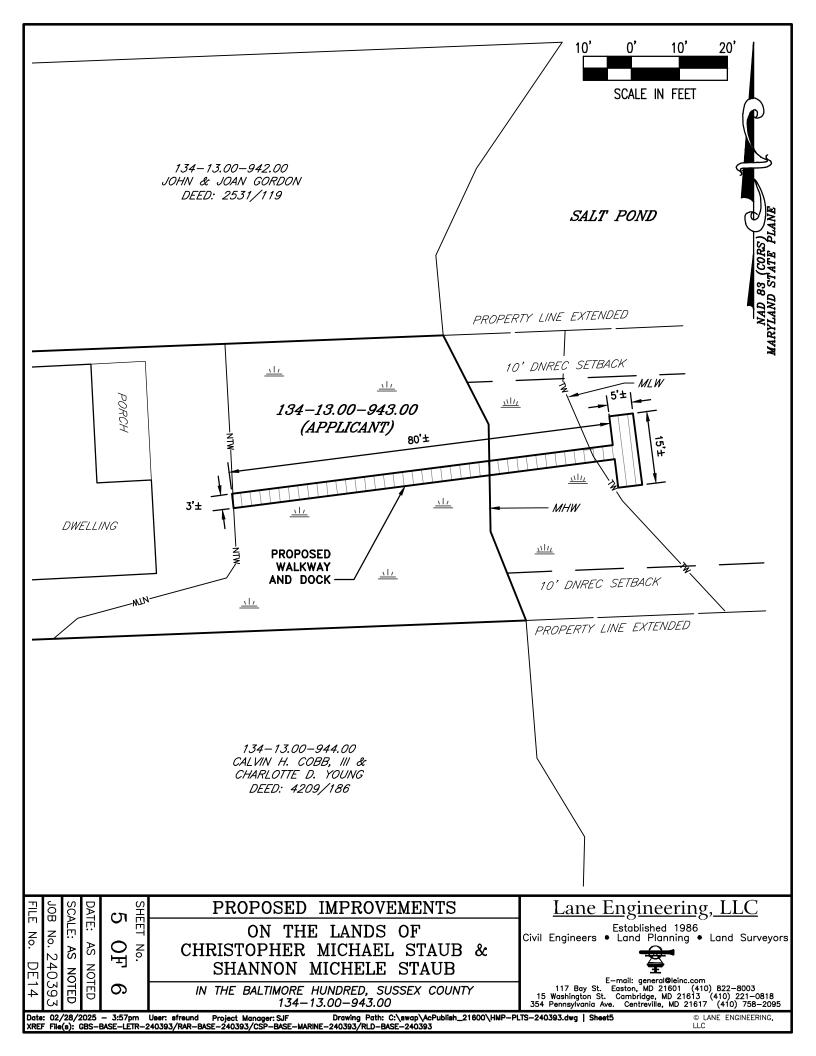
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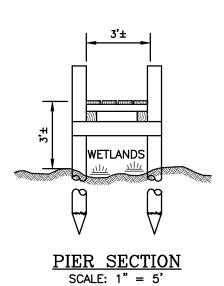


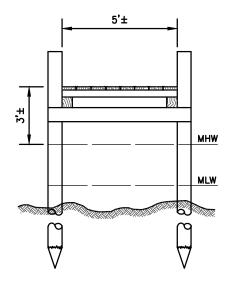
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117 Bay St. Easton, MD 21601 (410) 822-8003
15 Washington St. Cambridge, MD 21613 (410) 221-0818
354 Pennsylvania Ave. Centreville, MD 21617 (410) 758-2095











DOCK SECTION
SCALE: 1" = 5'

	DAT	Э	DETAILS	<u>Lane Engineering, LLC</u>
ZZZ			ON THE LANDS OF	Established 1986 Civil Engineers • Land Planning • Land Surveyors
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DE 4	N N		SHANNON MICHELE STAUB	E-mail: general@leinc.com
14	TED TED	ဝ	IN THE BALTIMORE HUNDRED, SUSSEX COUNTY 134—13.00—943.00	117 Bay St. Easton MD 21601 (410) 822-8003 15 Washington St. Cambridge, MD 21613 (410) 221-0818 354 Pennsylvania Ave. Centreville, MD 21617 (410) 758-2095

Date: 02/28/2025 - 3:57pm User: sfreund Project Manager: SJF Drawing Path: C:\swap\AcPublish\_21600\HMP-PLTS-240393.dwg | Sheet6 XREF File(s): GBS-BASE\_LETR-240393/RAR-BASE-240393/CSP-BASE-MARINE-240393/RLD-BASE-240393

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