Marine Permitting & Consulting, LLC
[redacted]

# Cover Letter

## Daniel and Cheri Lawruk

Marine Permitting & Consulting, LLC is pleased to submit an application on behalf of Daniel and Cheri Lawruk to construct a new pier, dock, and boatlift in the Indian River. Bathymetry was accomplished at low tide by using a survey rod to measure the depth every 10 feet channelward from the mean high-water line to the 250-foot mark with measurable depth starting at 60 feet. The depth is shallow in this area; therefore, this proposal is requesting to use the maximum channelward extent possible to reach the greatest depth possible.

- The DNREC WWS Basic Application and Boat Docking Appendix.
- A vicinity map
- Scaled plans depicting the structure in plan and cross-sectional views
- An addition to the plans showing the width of the waterbody
- The property deed, survey, and Sussex County parcel layer depicting the subject property
- Vessel registration
- Site Photograph
- Aerial Photograph

Please contact me if you have any questions.

Sincerely,

Kelly Louise Figurski

# 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

Last Revised on: March 28, 2017

## 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 | (302) 395-5400 |
| | | Kent County | (302) 736-2010 |
| | | Sussex County | (302) 855-7878 |
| 2. | Recorder of Deeds: | New Castle County | (302) 571-7550 |
| | | Kent County | (302) 744-2314 |
| | | Sussex County | (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 YOU COMPLETE THE FOLLOWING?**

| | | |
|---|---|---|
| X | Yes | BASIC APPLICATION |
| X | Yes | SIGNATURE PAGE (Page 3) |
| X | Yes | APPLICABLE APPENDICES |
| X | Yes | SCALED PLAN VIEW |
| X | Yes | SCALED CROSS-SECTION OR ELEVATION VIEW PLANS |
| X | Yes | VICINITY MAP |
| X | Yes | COPY OF THE PROPERTY DEED & SURVEY |
| X | Yes | THREE (3) COMPLETE COPIES OF THE APPLICATION PACKET |
| X | 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:**

**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: Daniel and Cheri Lawruk
   Mailing Address: 2394 Red Lion Road, Bear, DE 19701
   Telephone #: [redacted]
   Fax #: N/A
   E-mail:

2. Consultant's Name: Kelly L. Figurski
   Mailing Address: 9 Creek Drive, Millsboro, DE 19966
   Company Name: Marine Permitting & Consulting, LLC
   Telephone #: [redacted]
   Fax #: N/A
   E-mail: [redacted]

3. Contractor's Name: Troy Messick
   Mailing Address: 25245 Banks Road, Millsboro, DE 19966
   Company Name: J.T. Rogers Marine Construction
   Telephone #: [redacted]
   Fax #: N/A
   E-mail: [redacted]

**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):
Remove an unserviceable pier, dock, and associated pilings and construct a new pier, dock, and boatlift.

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

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

**Section 3: Project Location**

7. Project Site Address: 32364 River Road
   Millsboro, DE 19966
   County: ☐ N.C. ☐ Kent ☑ Sussex
   Site owner name (if different from applicant):
   Address of site owner:

8. Driving Directions: From Dover, South on Rt.1, turn right onto Hudson Rd., turn left onto Log Cabin Road, then right onto Coolspring Rd., turn left onto Harbeson Rd. turn right onto Cannon Rd., left onto Mt. Joy Rd., cross Rt. 24 onto Oak Orchard Rd. right onto Chief Rd. left onto River Rd. follow to 32364.
(Attach a vicinity map identifying road names and the project location)

9. Tax Parcel ID Number: 234-34.12-41.00
   Subdivision Name: N/A

**WSLS Use Only:** **Permit #s:** _____ _____ _____ _____

**Type** **SP** ☐ **SL** ☐ **SU** ☐ **WE** ☐ **WQ** ☐ **LA** ☐ **SA** ☐ **MP** ☐ **WA** ☐

**Corps Permit: SPGP 18** ☐ **20** ☐ **Nationwide Permit #:** _____ **Individual Permit #** _____
**Received Date:** _____ **Project Scientist:** _____
**Fee Received? Yes** ☐ **No** ☐ **Amt: $** _____ **Receipt #:** _____
**Public Notice #:** _____ **Public Notice Dates: ON** _____ **OFF** _____

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

10. Name of waterbody at Project Location: Indian River waterbody is a tributary to: Atlantic Ocean

11. Is the waterbody: ☑ Tidal ☐ Non-tidal Waterbody width at mean low or ordinary high water 3,685'

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:

(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):
James Santangelo, 32368 River Road, Millsboro, DE 19966
Tamara Cohee, 32358 River Road, Millsboro, DE 19966

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):
Existing structure to be removed

*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:

**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, Daniel and Cheri Lawruk (Name of Applicant), hereby designate and authorize Kelly L. Figurski (Name of Agent) 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: Kelly L. Figurski
Mailing Address: 9 Creek Drive, Millsboro, DE 19966

Telephone #: [redacted]
Fax #: N/A
E-mail: [redacted]

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.

Kelly Figurski
Agent's Signature

August 25, 2026
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.

Daniel Lawruk Cheri Lawruk
Applicant's Signature

9-28-2026
Date

Daniel and Cheri Lawruk
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.

Troy Messick
Troy Messick (Sep 16, 2026 08:53 EDT)
Contractor's Name

09/16/26
Date

Troy Messick
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.)
   Remove an existing unserviceable structure and construct a new pier, dock, and boatlift.

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 |
|---|---|---|---|---|---|---|
| Dock, Pier, Lift, gangway | | Width ____ ft. | Length ___ ft. | Width ____ ft. | Length ___ ft. | |
| Pier | 64 | 4 | 224 | 4 | 175 | New |
| Dock | 12 | 6 | 26 | 6 | 26 | New |
| Boatlift | 4 | 13 | 13 | 13 | 13 | New |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| | | | | | | |
| Freestanding Pilings | Number | | | | | |
| | 0 | | | | | |

Mooring Buoy: How many moorings will be installed? 0
What will be used for the anchor(s)? _____
Anchor/Mooring Block Weight _____
Anchor Line Scope (Length or Ratio) _____
Water Depth at Mooring Location _____

3. Approximately how wide is the waterway at this project site? 3,685 ft. (measured from MLW to MLW)

4. What will be the mean low water depth at the most channelward end of the mooring facility? 1'4" ft.

5. 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. Marine Grade Treated Lumber

6. 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? 880 ft.

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

| | | | | | | | |
|---|---|---|---|---|---|---|---|
| Make/model | Carolina Skiff | length | 21' | width | 8' | draft | 16" |
| 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. Attached.

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. No facility on this vessel.

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

12. Do you plan to reach the boat docking facility from your own upland property? X 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.

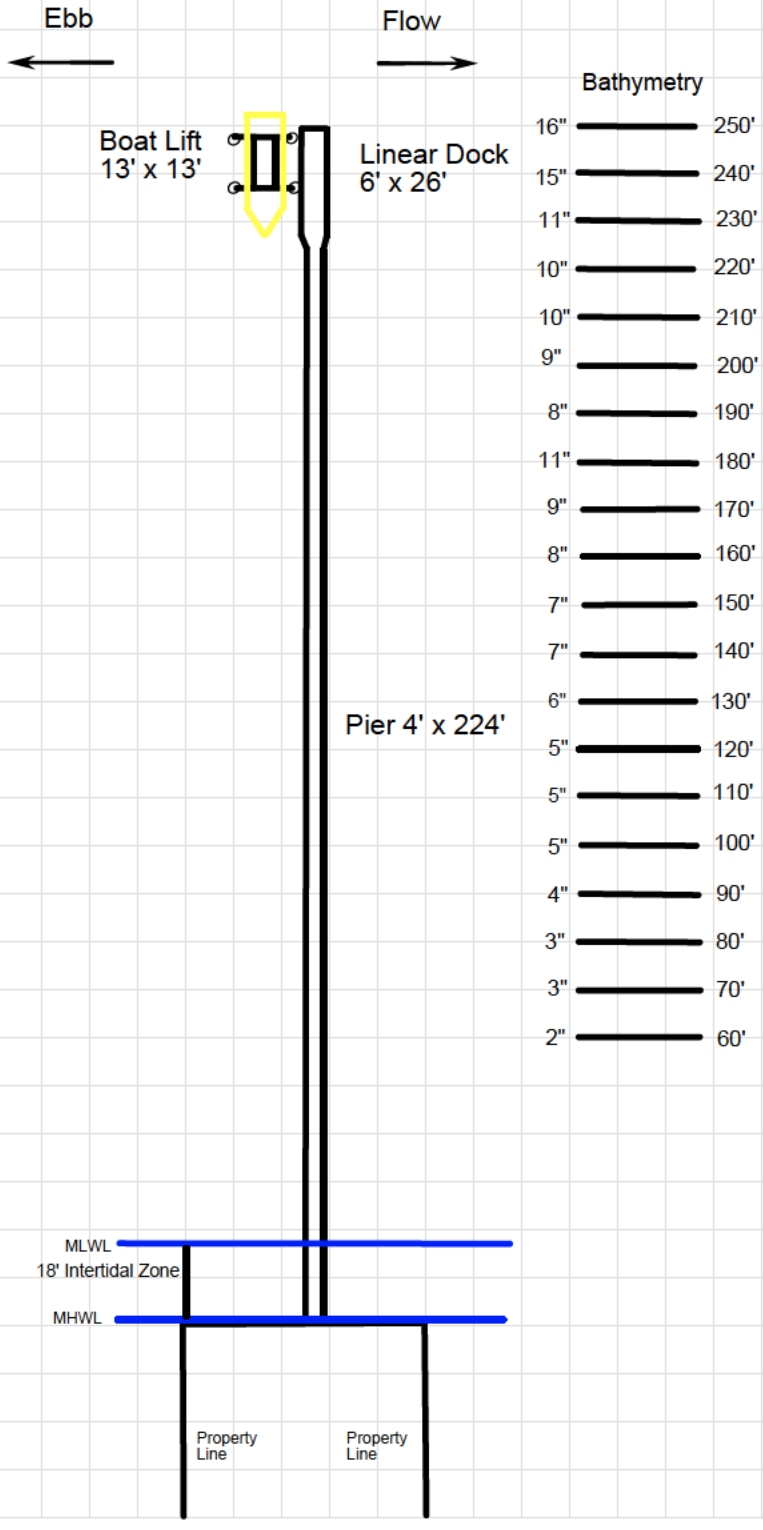
13. Will any portion of the structure be located in privately owned underwater land (such as a pond or lagoon) owned by someone other than the applicant? ____Yes ✓ No.
If yes, written permission of the underwater land owner must be provided with this application.

14. What is the width of the waterfront property frontage adjacent to subaqueous lands? 50 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.

Plan View
Scale 1/4" = 10'

Daniel & Cheri Lawruk
32364 River Road
Millsboro, DE 19966

North

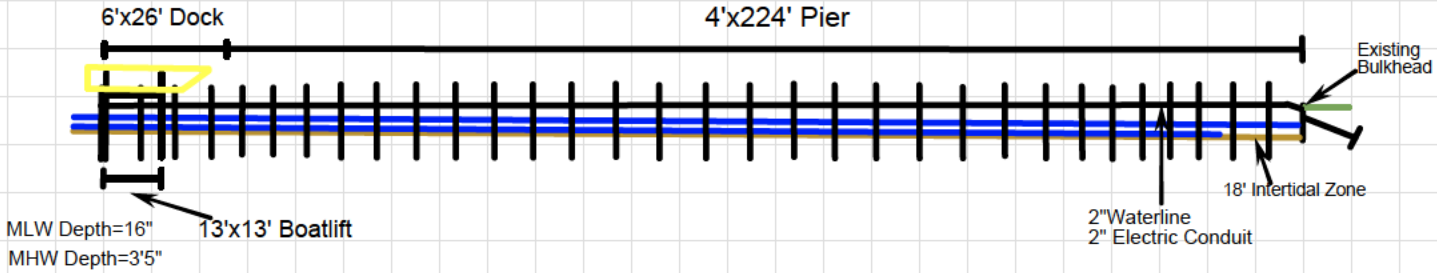



PrintFreeGraphPaper.com

PrintFreeGraphPaper.com

Daniel & Cheri Lawruk
32364 River Road
Millsboro, DE 19966

Cross Section View
Scale 1/4" = 10'




Oak Orchard
North Ave
Nanticoke Ave
Clark Ave
Okwaw Ave
Chippewa Ave
River Rd
Serendipity Restaurant | Italia
er Yacht Club Inc
he Riverside Grill
River Rd
Yellowbank Point
32364 River Rd
Short's Marine Canvas Shop
Frames Cove
Frames Point
Waterbody Width=3,685 Feet
Three Points
Data SIO, NOAA, U.S. Navy, NGA, GEBCO

7447 BOOK 1780 PAGE 175 Parcel No. 2-34-34.12-41.00

prepared by:
GEORGE A. BRANCATI, ESQ.
1324 King St., Wilm., DE
DEED-TYPEWRITER

(No. 44 B)

Printed and Sold by Hugh George Co., Stationers

# This Deed, Made this

30th day of April in the year of our LORD one thousand nine hundred and ninety-one

BETWEEN, JOHN WILLIAM PARSONS, of the State of Maryland, party of the first part,

AND

DANIEL C. LAWRUK and CHERI A. LAWRUK, his wife, of New Castle County, State of Delaware, parties of the second part,

Witnesseth, That the said party of the first part, for and in consideration of the sum of SEVENTY THOUSAND DOLLARS----($70,000.00)---lawful money of the United States of America, the receipt whereof is hereby acknowledged, hereby grants and conveys unto the said parties of the second part,

ALL that certain lot, piece or parcel of land situate, lying and being in Indian River Hundred, Sussex County, State of Delaware, lying on the northerly side of Indian River, and designated as Lot No. 5 on a plot of lots of RIVERDALE PARK, said plot of record in the Office of the Recorder of Deeds, in and for Sussex County, Delaware, in Deed Book 229, Page 102, said lot facing 50 feet on Indian River and extending in a northwesterly direction between parallel lines approximately 200 feet to a county road laid out in the year 1915.

BEING the same lands and premises which Elizabeth L. Parsons, by Deed dated January 15, 1988 and recorded in the Office of the Recorder of Deeds in and for Sussex County, Delaware, in Deed Book 1545, Page 280, did grant and convey unto John William Parsons, in fee.

REFERENCE to said deeds, plats and to preceding deeds of the property hereby conveyed, and to the references contained therein, is hereby made for a more particular description of the property hereby conveyed.

TOGETHER WITH the improvements thereon and all the rights, ways, roads, privileges, appurtenances and advantages thereto belonging or in any wise appertaining.

TO HAVE AND TO HOLD the above granted property unto the said parties of the second part, their heirs and assigns, forever in fee simple.

AND the said Grantor does hereby covenant that he will warrant specially the property hereby conveyed and that he will execute such other and further assurances of the same as may be requisite.

7433 333 5/ 8/91 TR-TX ST 1400.00

0135 111 5/ 8/91 CTX-EX SU .00

PP

Grantees Address
2394 Red Lion Road
Bear, DE 19701

In Witness Whereof, the said party of the first part has hereunto set his hand and seal, the day and year aforesaid.

Sealed and Delivered in the Presence of

JOHN WILLIAM PARSONS (SEAL)

(SEAL)

PURCHASERS REPORT
MADE THIS DATE
MAY 09 1991
ASSESSMENT DIVISION
OF SUSSEX CTY.

State of Delaware,
New Castle County, } ss.

Be It Remembered, That on this 30th day of April in the year of our LORD, one thousand nine hundred and ninety-one personally came before me

John William Parsons

party to this Indenture, known to me personally to be such, and acknowledged this Indenture to be his Deed.

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

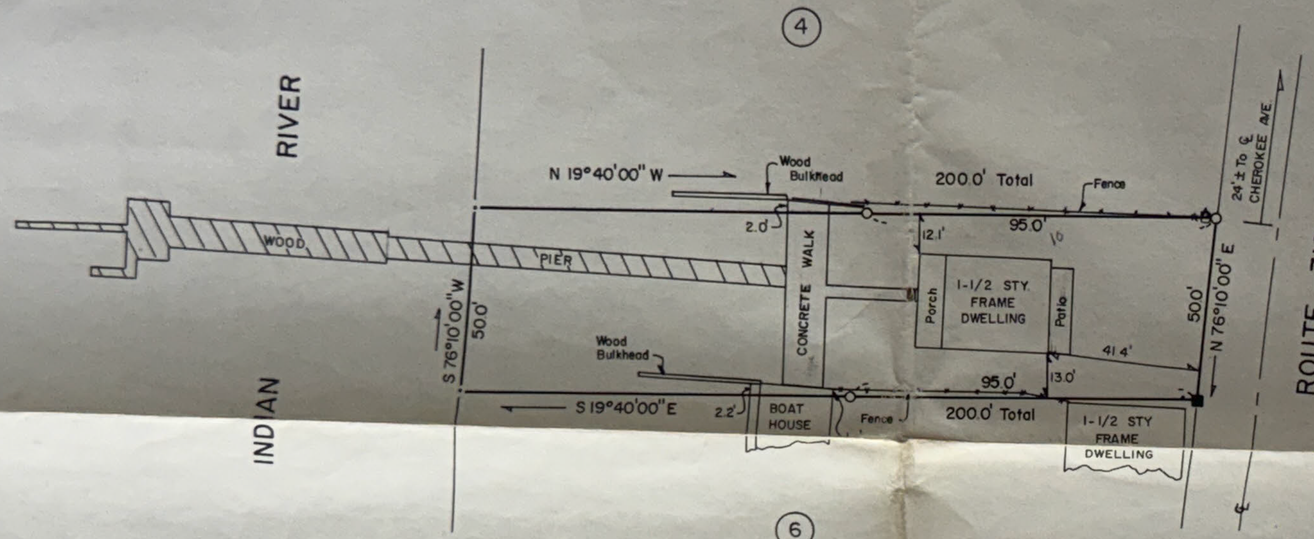
DALLAS D. GREEN
DOC. SURCHARGE PAID

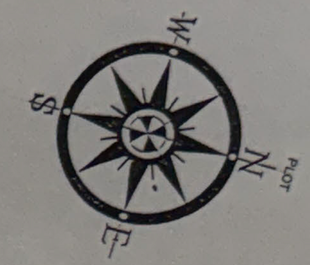
91 MAY -8 PM 3:51

RECORDER OF DEEDS
SUSSEX COUNTY

GEORGE A. BRANCATI Notary Public
ATTORNEY-AT-LAW
Admitted by Supreme Court of Delaware to practice law and authorized to perform notarial acts pursuant to 29 Del. Code, Ch. 43.

George A. Brancati, Esq
1324 King Street
Wilmington, DE 19801 5/20/91




SET BACK FROM ROAD 40'-0"
" " ON SIDE 10'-0"

LOT & LOCATION SURVEY

■ = CONCRETE MONUMENT FOUND
□ = FENCE POST
○ = IRON PIPE TO BE SET

PLOT REF. D.B 229, p. 102
CLASS "C" SURVEY

"DO NOT SCALE THESE DRAWINGS"

"THIS SURVEY AND PLOT DOES NOT VERIFY THE EXISTENCE OR NON-EXISTENCE OF RIGHT-OF-WAYS OR EASEMENTS CROSSING PROPERTY."

"NO TITLE SEARCH PROVIDED OR STIPULATED."

# LOT 5
# RIVERDALE PARK

INDIAN RIVER HUNDRED - SUSSEX COUNTY - DELAWARE


McCann, Inc.
Architecture • Engineering • Surveying
GEORGETOWN, DE. • CLARKSVILLE, DE. • DOVER, DE.
[redacted]


DONALD J. McCANN REGISTERED No. 341 DELAWARE PROFESSIONAL LAND SURVEYOR

| | | | |
|---|---|---|---|
| WORK ORDER | 91-G-10374 | TAX MAP | 2-34-34.12-41 |
| DRAWN BY: PKG | DATE 4-25-91 | AREA | 9,948 sq. ft. ± |
| CHECKED BY: DJM | DATE 4-26-91 | SCALE | 1" = 30' |
| REVISIONS | DATE | SHEET | |
| | | DRAWING NUMBER | IF-194 |
| F.B. 77/31 | | | |

# STATE OF DELAWARE

BOAT REGISTRATION CERTIFICATE

| HULL ID NO | REG NO | MAKE | YEAR |
|---|---|---|---|
| EKH2J483J112 | DL8313AE | CAROLINA SKIFF | 2012 |
| LENGTH | HULL MATERIAL | PROPULSION | OPERATION |
| 21' 0" | Fiberglass | Propeller | Pleasure |
| VESSEL TYPE | FUEL | ENGINE TYPE | EXPIRATION |
| Open Motorboat | Gasoline | Outboard | 2028 |
| OWNER | BOAT NAME | | |

MICHAEL LAWRUK

125 CARLOTTA DR
BEAR, DE 19701

NOTICE TO OWNERS

- Always carry this certificate on vessel when in use
- The owner shall within 15 days thereof, report changes of ownership or address, or the destruction or abandonment of the vessel
- Stop and render aid or assistance if involved in boating accident
- Report every accident involving death or injury to person or property damage over $500
- Certificate expires December 31st of designated year

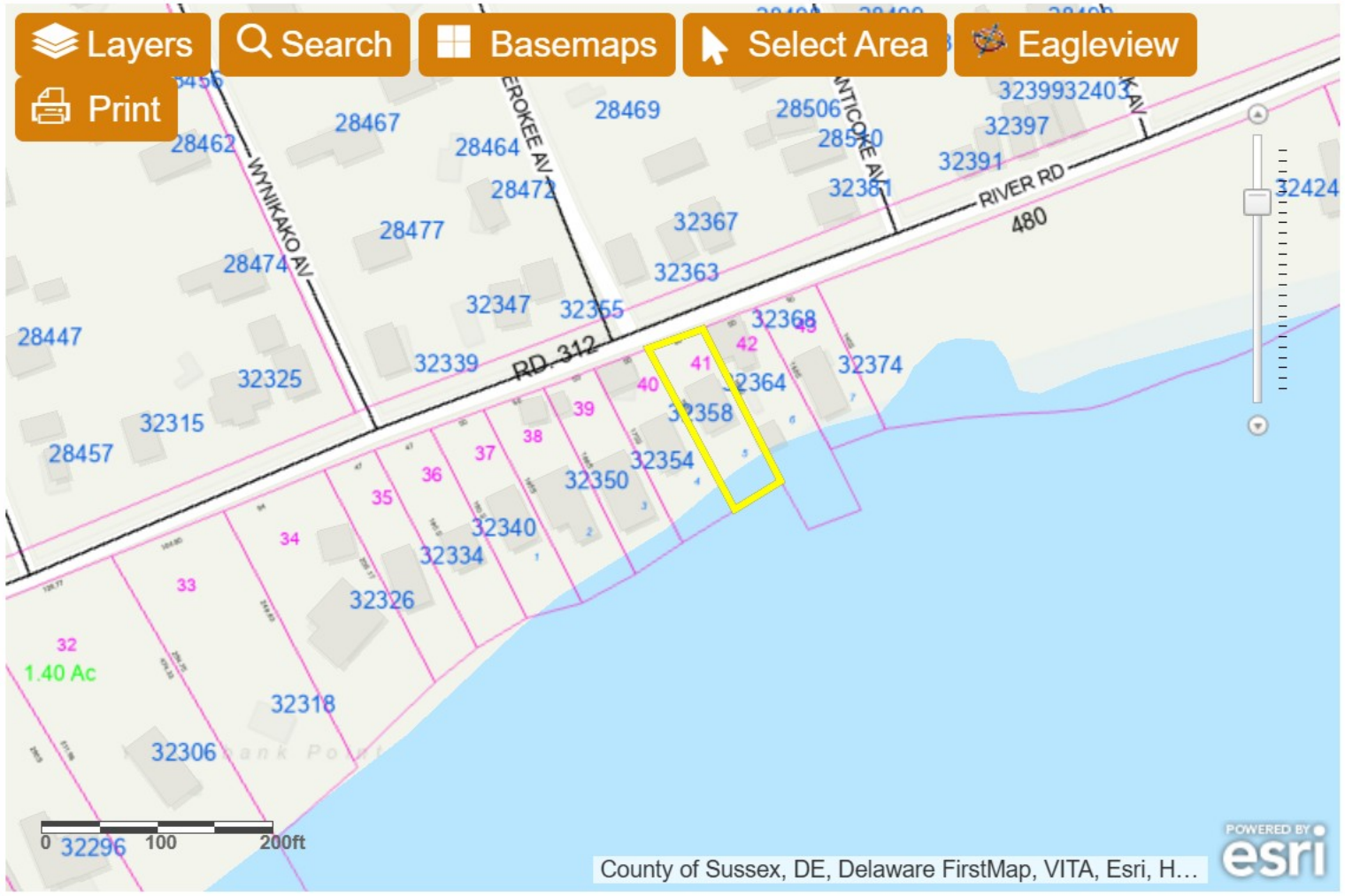
SIGN HERE
USE BALL POINT PEN


Lawruck


BOATHOUSE

SUSSEX COUNTY
DELAWARE

Help




Eagleview | Search Results

Selected Features: Parcels (1)

**1) 234-34.12-41.00** Zoom

| | |
|---|---|
| *BOOK* | 1780 |
| *PAGE* | 175 |
| *FULLNAME* | LAWRUK DANIEL C & CHERI A |
| *MAILINGADDRESS* | 2394 RED LION RD |
| *CITY* | BEAR |
| *STATE* | DE |
| *a_account* | 15-06-041 |
| *DESCRIPTION* | NINDIAN RIVER |
| *DESCRIPTION2* | RIVERDALE PARK |
| *DESCRIPTION3* | LOT 5 |
| *LUC* | 101 |

Selected Features (1)

Clear Selected


Tidewater Utilities
ORCHARD MANOR
Bowden St
Forest Dr
Basin Rd
Rose Ln
Rd 297
Elizabeth St
Paul St
Pearl St
Delaware Ave
Hughes & Sons
Clark Ave
Chippewa Ave
Training with Karen
Chief Rd
North Ave
Cherokee Ave
Nanticoke Ave
Okwaw Ave
Pocohontas Ave
Cerise Ln
River Rd
Serendipity Restaurant | Italian
Lawruk
32364 River Rd
Wynikako Ave
Shorts Marine Canvas Shop