

Initial Review: _____
Updated On: _____
Complete: _____
Official Use Only**Coastal Zone Management Act
Federal Consistency Form**

This document provides the Delaware Coastal Management Program (DCMP) with a Federal Consistency Determination or Certification for activities regulated under the Coastal Zone Management Act of 1972, as amended, and NOAA's Federal Consistency Regulations, 15 C.F.R. Part 930. Federal agencies and other applicants for federal consistency are not required to use this form; it is provided to applicants to facilitate the submission of a Consistency Determination or Consistency Certification. In addition, federal agencies and applicants are only required to provide the information required by NOAA's Federal Consistency Regulations.

Project/Activity Name:	201 Anglers Road piers/lifts
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I. Federal Agency or Non-Federal Applicant Contact Information:Contact Name/Title: Evelyn Maurmeyer, CER, Inc. (applicant's agent)Federal Agency Contractor Name (if applicable): n/aFederal Agency: IP application submitted to US Army Corps of Engineers
(either the federal agency proposing an action or the federal agency issuing a federal license/permit or financial assistance to a non-federal applicant)Mailing Address: PO Box 674City: LewesState: DEZip Code: 19958E-mail: maurmeye@udel.eduTelephone #: (302) 645-9610**II. Federal Consistency Category:**☒ Federal Activity or Development Project
(15 C.F.R. Part 930, Subpart C)☐ Outer Continental Shelf Activity
(15 C.F.R. Part 930, Subpart E)☐ Federal Financial Assistance
(15 C.F.R. Part 930, Subpart F)☐ Federal License or Permit Activity
(15 C.F.R. Part 930, Subpart D)☐ Federal License or Permit Activity which occurs
wholly in another state (interstate consistency
activities identified in DCMP's Policy document)**III. Detailed Project Description (attach additional sheets if necessary):**

See attached sheets

IV. General Analysis of Coastal Effects (attach additional sheets if necessary):
SEE ATTACHED SHEETS

V. Detailed Analysis of Consistency with DCMP Enforceable Policies (attach additional sheets if necessary):
SEE ATTACHED SHEETS

Policy 5.1: Wetlands Management

Policy 5.2: Beach Management

Policy 5.3: Coastal Waters Management (includes wells, water supply, and stormwater management. Attach additional sheets if necessary)

Policy 5.4: Subaqueous Land and Coastal Strip Management

Policy 5.5: Public Lands Management

Policy 5.6: Natural Lands Management

Policy 5.7: Flood Hazard Areas Management

Policy 5.8: Port of Wilmington

Policy 5.9: Woodlands and Agricultural Lands Management

Policy 5.10: Historic and Cultural Areas Management

Policy 5.11: Living Resources

Policy 5.12 Mineral Resources Management

Policy 5.13: State Owned Coastal Recreation and Conservation

Policy 5.14: Public Trust Doctrine

Policy 5.15: Energy Facilities

Policy 5.16: Public Investment

Policy 5.17: Recreation and Tourism

Policy 5.18: National Defense and Aerospace Facilities

Policy 5.19: Transportation Facilities

Policy 5.20: Air Quality Management

Policy 5.21: Water Supply Management

Policy 5.22: Waste Disposal Management

Policy 5.23: Development

Policy 5.24: Pollution Prevention

Policy 5.25: Coastal Management Coordination

VI. JPP and RAS Review (Check all that apply):

Has the project been reviewed in a monthly Joint Permit Processing and/or Regulatory Advisory Service meeting?

☐ JPP

☐ RAS

☐ None

*If yes, provide the date of the meeting(s): _____

VII. Statement of Certification/Determination and Signature (Check one and sign below):

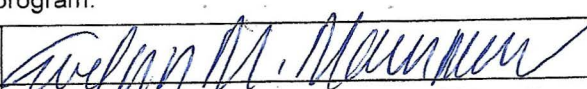
☐ **FEDERAL AGENCY CONSISTENCY DETERMINATION.** Based upon the information, data, and analysis included herein, the federal agency, or its contracted agent, listed in (I) above, finds that this proposed activity is consistent to the maximum extent practicable with the enforceable policies of the Delaware Coastal Management Program.

OR

☐ **FEDERAL AGENCY NEGATIVE DETERMINATION.** Based upon the information, data, and analysis included herein, the federal agency, or its contracted agent, listed in (I) above, finds that this proposed activity will not have any reasonably foreseeable effects on Delaware's coastal uses or resources (Negative Determination) and is therefore consistent with the enforceable policies of the Delaware Coastal Management Program.

OR

☒ **NON-FEDERAL APPLICANT'S CONSISTENCY CERTIFICATION.** Based upon the information, data, and analysis included herein, the non-federal applicant for a federal license or permit, or state or local government agency applying for federal funding, listed in (I) above, finds that this proposed activity complies with the enforceable policies of the Delaware Coastal Management Program and will be conducted in a manner consistent with such program.

Signature:			
Printed Name:	Evelyn M. Maurmeyer, CER, Inc.	Date:	7/15/2021

Pursuant to 15 C.F.R. Part 930, the Delaware Coastal Management Program must provide its concurrence with or objection to this consistency determination or consistency certification in accordance with the deadlines listed below. Concurrence will be presumed if the state's response is not received within the allowable timeframe.

Federal Consistency Review Deadlines:

Federal Activity or Development Project (15 C.F.R. Part 930, Subpart C)	60 days with option to extend an additional 15 days or stay review (15 C.F.R. § 930.41)
Federal License or Permit (15 C.F.R. Part 930, Subpart D)	Six months, with a status letter at three months. The six month review period can be stayed by mutual agreement. (15 C.F.R. § 930.63)
Outer Continental Shelf Activity (15 C.F.R. Part 930, Subpart E)	Six months, with a status letter at three months. If three month status letter not issued, then concurrence presumed. The six month review period can be stayed by mutual agreement. (15 C.F.R. § 930.78)
Federal Financial Assistance to State or Local Governments (15 C.F.R. Part 930, Subpart F)	State Clearinghouse schedule

OFFICIAL USE ONLY:

Reviewed By:	Fed Con ID:	Date Received:
Public notice dates: _____ to _____	Comments Received: <input type="checkbox"/> NO <input checked="" type="checkbox"/> YES [attach comments]	
Decision type: <small>(objections or conditions attach details)</small>	Decision Date: _____	



COASTAL & ESTUARINE RESEARCH, INC.

Marine Studies Complex
P.O. Box 674
Lewes, Delaware 19958
302-645-9610

July, 2021

III. Detailed Project Description:

Applicant

Joseph Reed
201 Anglers Road LLC
28855 Lewes-Georgetown Highway
Lewes, DE 19958
[REDACTED]

Project Location

The proposed project site is 201 Anglers Road, Lewes, Sussex County, Delaware (Tax Map Parcel #3-35-8.08-10.00), adjacent to the Lewes and Rehoboth Canal. See Figures 1, 2, and 3 for location maps and directions to site; Figure 4 for site location on U.S.G.S. topographic map, Lewes, Delaware quadrangle. The site is depicted on State of Delaware DNREC Wetland Map #066, 1988 photobase (Figure 5), and is mapped W (water). A 6' x 50' boardwalk; a 50' wooden bulkhead and two piers, each 15' x 3', are present. See Figure 6 for aerial photograph, and Figure 7 for ground-level photograph.

Proposed Project

The applicant proposes the following activities (see Figures 8 and 9 for plan view and cross-section sketches):

- Removal of two existing 15' x 3' piers and two free-standing mooring pilings.
- Construction of one 39' x 4' fixed pier with a 6-piling Golden Sea Drive 20K boat lift (including two 30' x 16" catwalks).
- Construction of a 32' x 4' fixed pier with a 4-piling Golden Sea Drive 7.5K double PWC lift (including two 16' x 12" catwalks and one 16' x 16" catwalk).

Purpose of the project is to provide mooring facilities for a 34' Regulator Marine open motorboat; an 18' Grady White; and two personal watercraft.

IV. General Analysis of Coastal Effects.

The dimensions of the piers and associated structures (boat lift; double PWC lift; catwalks) are in compliance with DNREC WSLS Guidelines. Materials (salt-treated wood; aluminum/steel lifts) are non-toxic and safe for use in marine/estuarine environments. The structures will extend a maximum of 10% of the width of the waterway (less than the 20% maximum allowed by DNREC WSLS), and will not extend into the Corps' buffer zone (see Figure 10).

V. Detailed Analysis of Consistence with DCMP Enforceable Policies

Policy 5.1: Wetlands Management. The project will take place in the waters of the Lewes and Rehoboth Canal; there are no DNREC-regulated wetlands mapped on site (see Figure 5).

Policy 5.2: Beach Management. The project site is not within the area of DNREC-regulated beaches.

Policy 5.3: Coastal Waters Management. The proposed project will assure continued availability of the waterway (Lewes and Rehoboth Canal) for public recreational purposes. The project will maintain beneficial uses of the waterway for the public (including secondary contact recreation such as boating and fishing). Moreover, the project will not result in pollution which may threaten the safety and health of the public. The waterway is not designated for use as a public water supply. Approved materials will be utilized for construction of the docking facilities (salt-treated wood pilings and decking, galvanized hardware; aluminum/steel lifts); no creosote-treated timber or other harmful materials will be utilized. It is not anticipated that the proposed project will degrade the waterway.

Policy 5.4: Subaqueous Land and Coastal Strip Development. The proposed project does not involve industrial nor manufacturing facilities. There is no deposition of material (filling) nor extraction of materials (dredging) associated with the proposed project in subaqueous lands. The coastal strip will continue to be protected for public use for recreation, including boating, fishing, and crabbing; as well as commercial activities (charter fishing boats). The proposed project will not impact these activities. No additional supporting facilities will be required for the project.

Policy 5.5: Public Lands Management. The applicant has submitted a permit application to the Wetlands and Subaqueous Lands Section, DNREC, for which a Subaqueous Lands Permit will be issued.

Policy 5.6: Natural Lands Management. The project site does not lie within a State Natural Heritage site nor within a Delaware National Estuarine Research Reserve.

Policy 5.7: Flood Hazard Areas Management. The proposed project is not anticipated to contribute to increased flood hazards.

Policy 5.8: Port of Wilmington. The project site is not located in the Port of Wilmington.

Policy 5.9: Woodlands and Agricultural Lands Management. The project site is located within the City of Lewes, in a residential community, not in woodlands nor agricultural lands.

Policy 5.10: Historic and Cultural Areas Management. There are no known archaeological, historical, nor cultural resources at the project site. US Army Corps of Engineers Public Notice CENAP-OP-R-2019-801-85, dated August 22, 2019) for a nearby property, Anglers Marina, 400 Anglers Road, Lewes, DE (1,000' to the west) stated that there are no sites eligible for or listed on the National Register of Historic Places. It is anticipated that the same conclusion will be reached during review of this application.

Policy 5.11: Living Resources. US Army Corps of Engineers Public Notice CENAP-OP-R-2019-801-85, dated August 22, 2019) for a nearby property, Anglers Marina, 400 Anglers Road, Lewes, DE (1,000' to the west) stated that a preliminary review indicates that there would be no effect on listed species or their critical habitat pursuant to Section 7 of the Endangered Species Act as amended. It is anticipated that the same conclusion will be reached during review of this application. A preliminary review of the Anglers Marina project indicates that Essential Fish effects Habitat (EFH) is present within the project area, and potential effects will be evaluated by the Corps in consultation with NOAA Fisheries as appropriate. It is anticipated that the same consultation will be conducted during review of this application.

Policy 5.12: Mineral Resource Management. No mineral extraction proposed.

Policy 5.13: State-Owned Coastal Recreation and Conservation. The site is not State-owned. However, public recreational opportunities in the Lewes and Rehoboth Canal will be maintained.

Policy 5.14: Public Trust Doctrine. The public's right to navigation will not be impeded by the proposed project.

Policy 5.15: Energy Facilities. The proposed project does not involve energy facilities.

Policy 5.16: Public Investment. The project is entirely private; no public investment involved.

Policy 5.17: Recreation and Tourism. The proposed docking facilities will improve recreational boating opportunities for the applicant, his family and friends, and allow increased participation in water-based recreational activities.

Policy 5.18: National Defense and Aerospace Facilities. The proposed activity does not involve national defense not aerospace facilities.

Policy 5.19: Transportation Facilities. The proposed project does not involve commercial transportation facilities.

Policy 5.20: Air Quality Management. Air pollution resulting from the proposed project will be minimal. There may be minor, temporary, localized effects during construction from equipment used.

Policy 5.21: Water Supply Management. The site is not located in a water supply area.

Policy 5.22: Waste Disposal Management. No waste disposal is associated with the proposed project.

Policy 5.23: Development. The proposed project is not associated with new community development.

Policy 5.24: Pollution Prevention. There will be no pollution associated with the proposed project.

Policy 5.25: Coastal Management Coordination. Coordination among State and Federal agencies will take place in review of the proposed project. The public will have the opportunity to comment of the project in response to Public Notices issued by the US Army Corps of Engineers; DNREC Wetlands and Subaqueous Lands Section; and Delaware Coastal Management Program.

**REMOVAL OF 2 EXISTING 15' X 3' PIERS AND 2 MOORING PILINGS;
CONSTRUCTION OF A NEW 39' X 4' PIER WITH 6-PILING BOAT LIFT,
AND A NEW 32' X 4' PIER WITH A 4-PILING DOUBLE PWC LIFT**

IN: Lewes and Rehoboth Canal

AT: 201 Anglers Road, Lewes, Sussex County, DE 19958

Tax Map Parcel #3-35-8.08-10.00

APPLICANT: Joseph Reed, 201 Anglers Road LLC

DATE: July 19, 2021

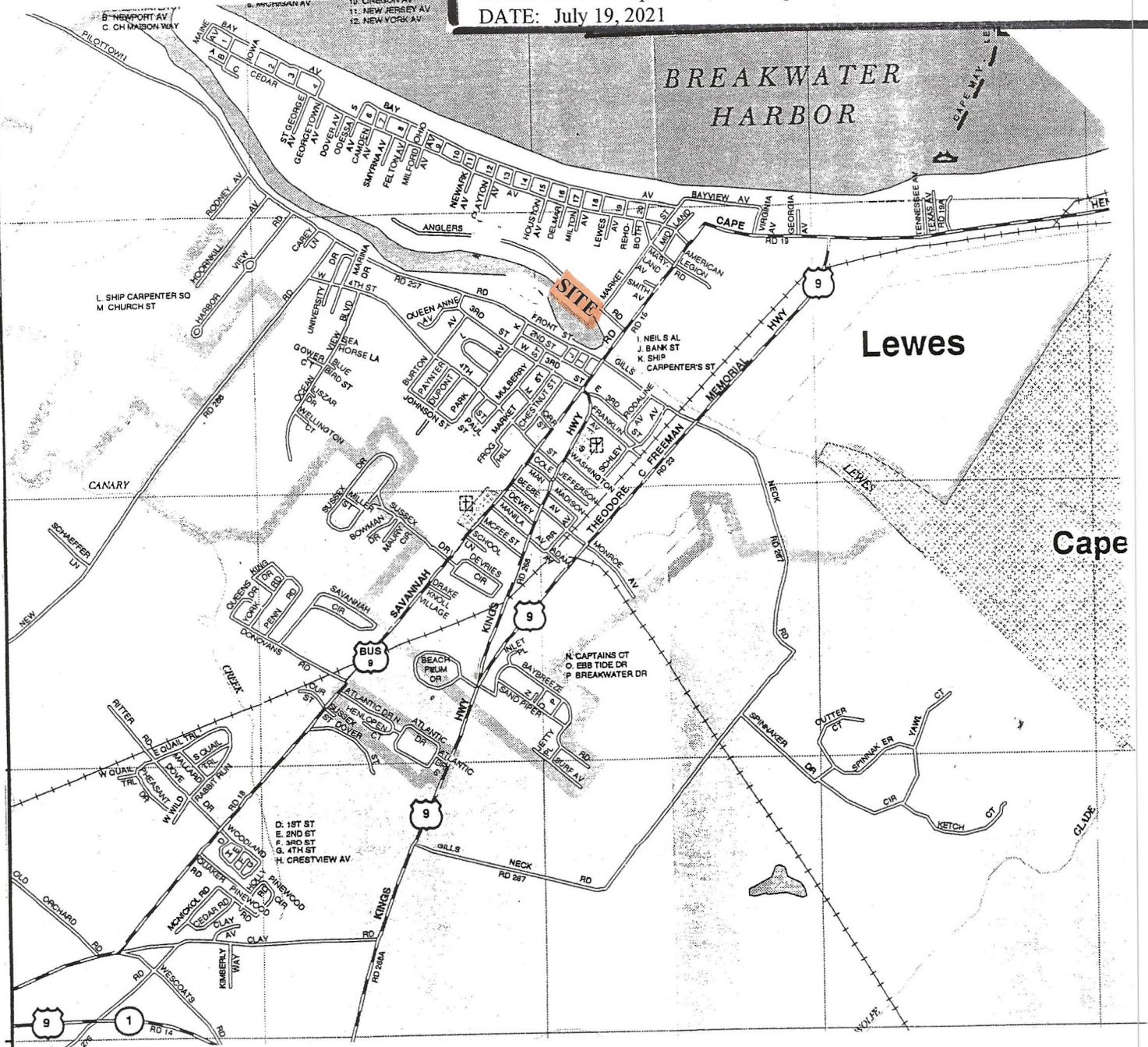
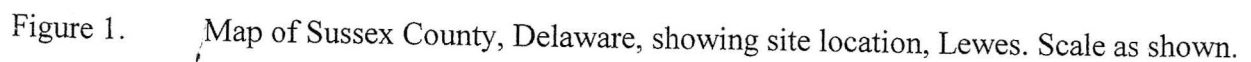


Figure 2.

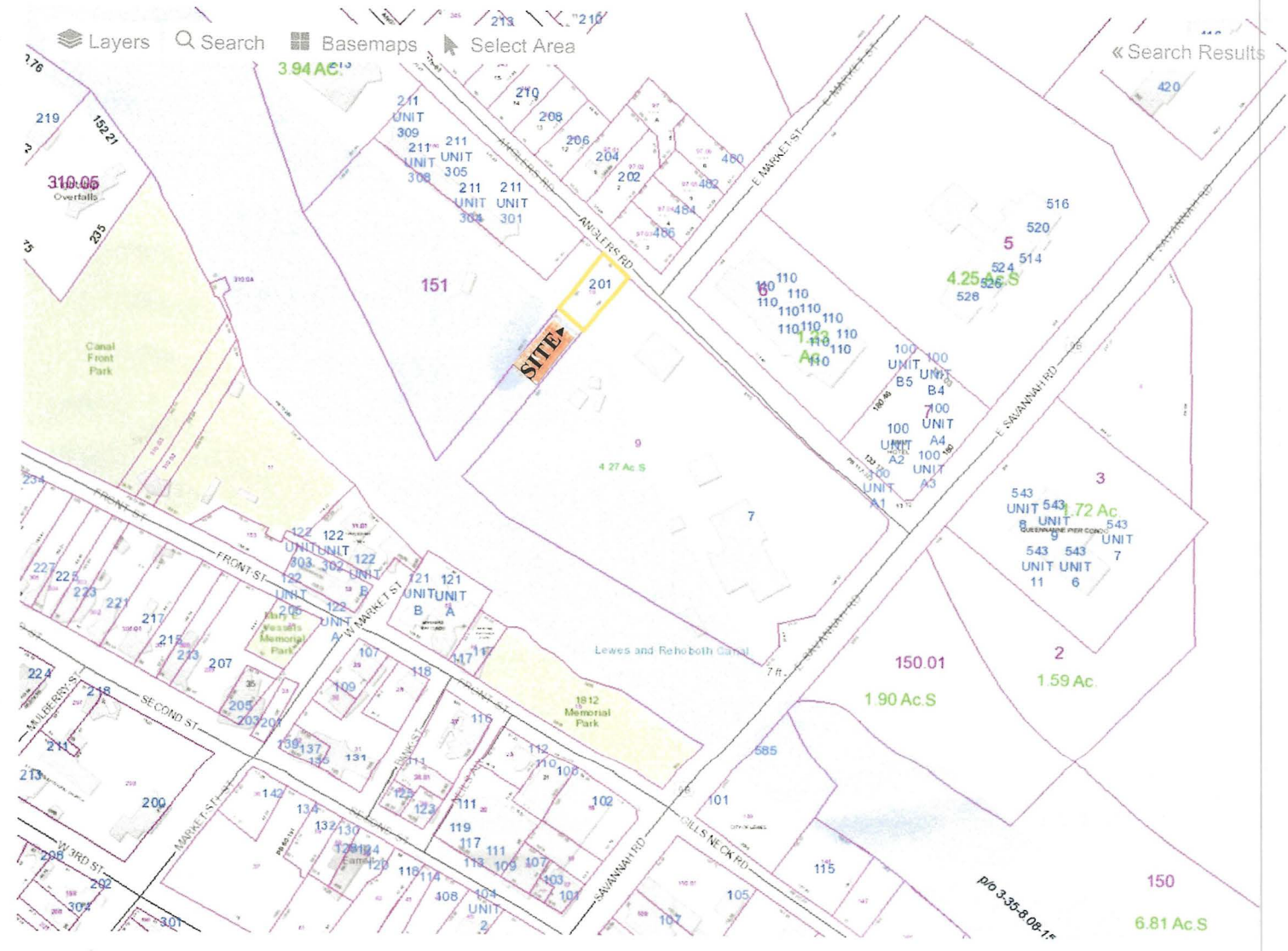
Map of Lewes, Sussex County, Delaware, showing site location, 201 Anglers Road. Directions to site (From Dover, DE): SR-1 southbound to Lewes; left turn at Five Points traffic signal onto Route 9 Business Route (Savannah Road) into Lewes; continue over Lewes and Rehoboth Canal drawbridge; left onto Anglers Road; pass Market Street intersection (on right), site is on left, clamshell/gravel parking area adjacent to Lewes and Rehoboth Canal. Also see Figure 3.

DATE: July 19, 2021



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SUSSEX COUNTY
DELAWARE



#3-35-8.08-9.00

**REMOVAL OF 2 EXISTING 15' X 3' PIERS AND 2 MOORING PILINGS;
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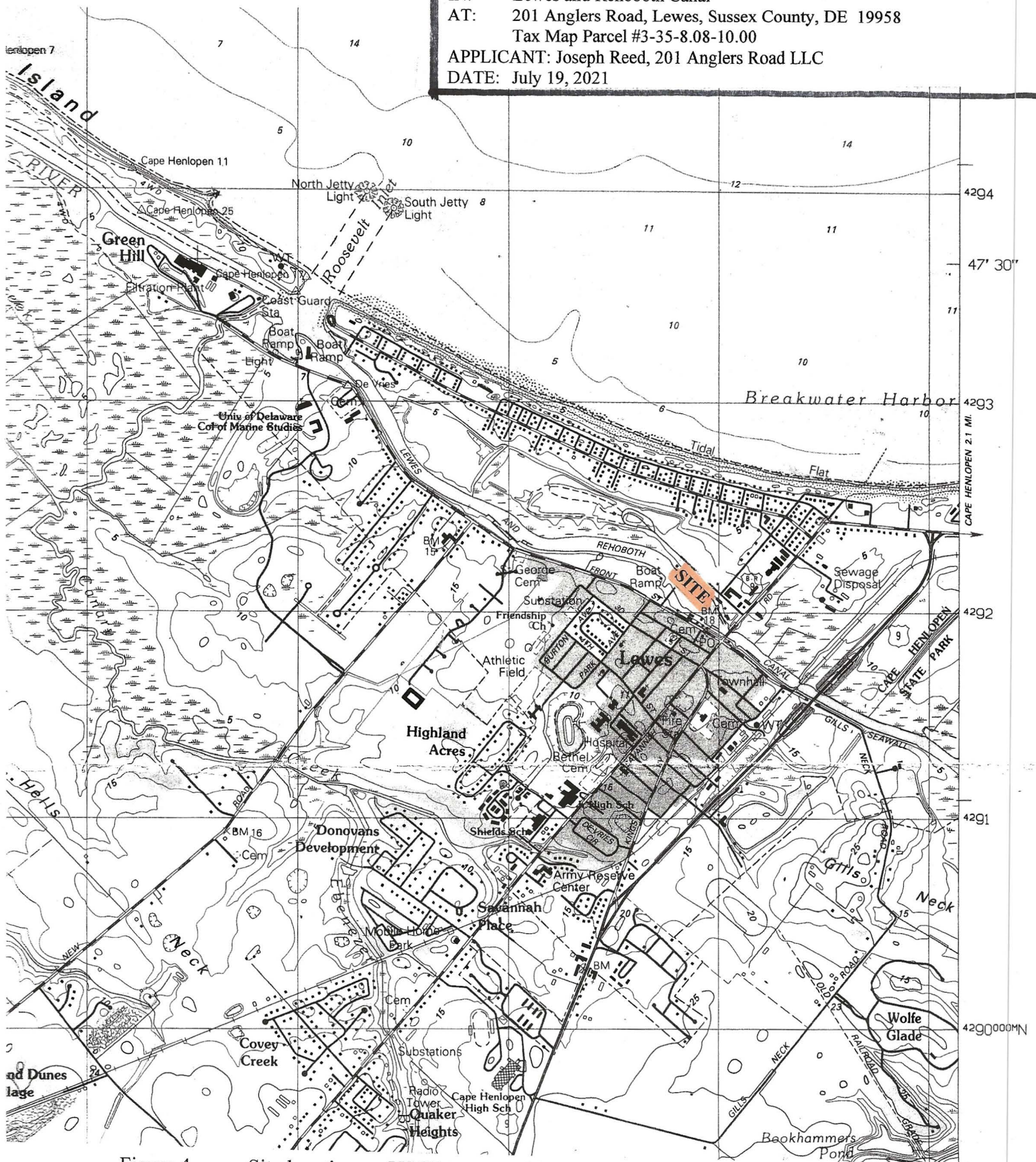


Figure 4.

Site location on USGS topographic map, Lewes, Delaware. Site is adjacent to the Lewes and Rehoboth Canal, Lewes, Delaware. Scale: 1" = 2,000'.

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Figure 5. Site location on State of Delaware DNREC Wetland Map #DNR066 (1988 photobase). Site is mapped W (water). Scale: 1" = 300'.

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Tax Map Parcel #3-35-8.08-10.00

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Figure 7. Photograph of site, 201 Anglers Road, Lewes, Sussex County, Delaware (Tax Map Parcel #3-35-8.08-10.00), adjacent to the Lewes and Rehoboth Canal. A 6' x 50' boardwalk, 50' bulkhead, two (2) 15' x 3' fixed piers, and two free-standing pilings are present on site. Applicant proposes to remove the existing piers and pilings, and to install a new 39' x 4' fixed pier with a 6-piling Golden Sea Drive 20K boat lift (including two 30' x 16" catwalks); and a 32' x 4' fixed pier with a 4-piling Golden Sea Drive 7.5K double PWC lift (including two 16' x 12" catwalks and one 16' x 16" catwalk). See Figures 8 and 9 for plan view and cross-section sketches.

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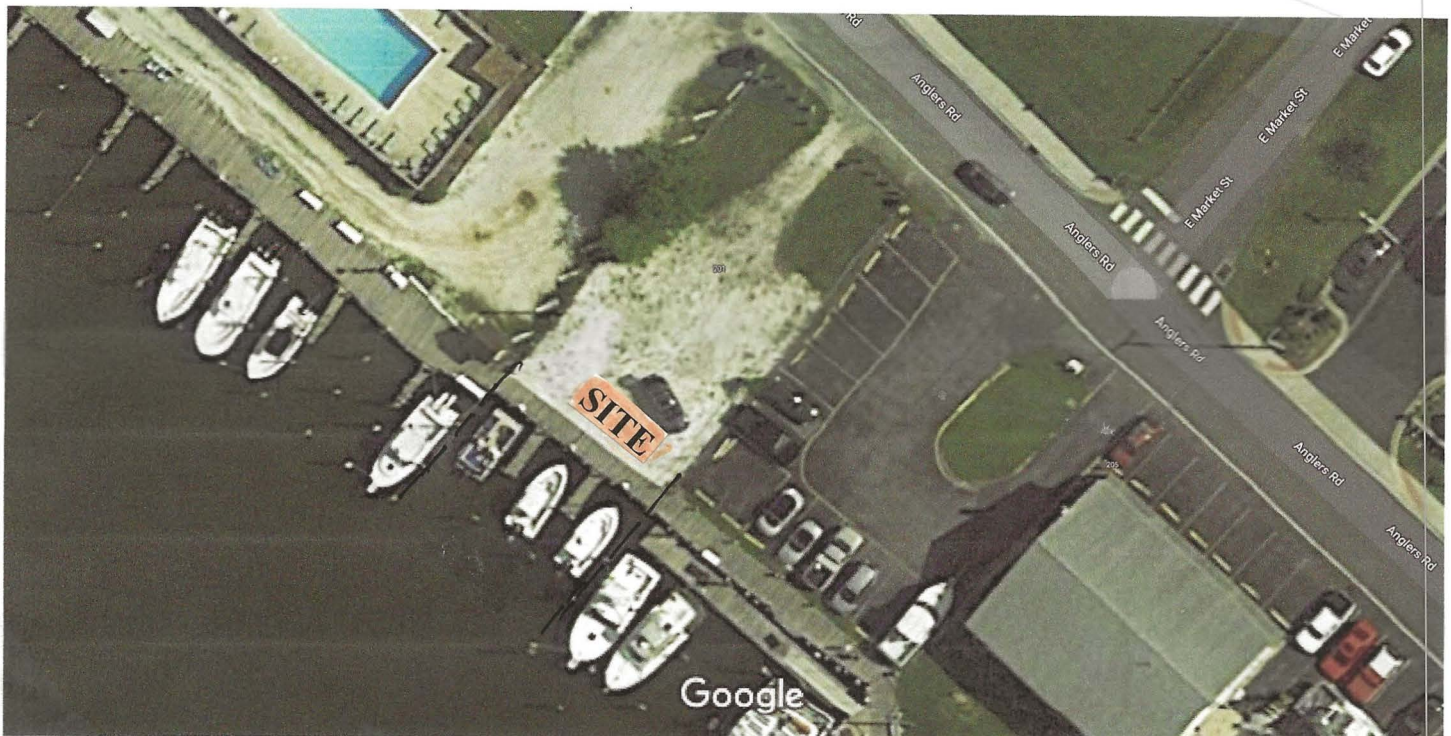
IN: Lewes and Rehoboth Canal

AT: 201 Anglers Road, Lewes, Sussex County, DE 19958

Tax Map Parcel #3-35-8.08-10.00

APPLICANT: Joseph Reed, 201 Anglers Road LLC

DATE: July 19, 2021



Map data ©2021, Map data ©2021 20 ft

Figure 6. Aerial photograph of site, 201 Anglers Road, Lewes, Sussex County, Delaware (Tax Map Parcel #3-35-8.08-10.00), adjacent to the Lewes and Rehoboth Canal. Width of waterway at project site is 390'±. A 6' x 50' boardwalk, 50' bulkhead, two (2) 15' x 3' fixed piers, and two free-standing pilings are present on site. Applicant proposes to remove the existing piers and pilings, and to install a new 39' x 4' fixed pier with a 6-piling Golden Sea Drive 20K boat lift (including two 30' x 16" catwalks); and a 32' x 4' fixed pier with a 4-piling Golden Sea Drive 7.5K double PWC lift (including two 30' x 16" catwalks); and a 32' x 4' fixed pier with a 4-piling Golden Sea Drive 7.5K double PWC lift (including two 16' x 12" catwalks and one 16' x 16" catwalk). See Figures 8 and 9 for plan view and cross-section sketches.

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PLAN VIEW SKETCH (1"=10'±):

LEWES AND REHOBOTH CANAL
Flood ← → Ebb

← APPROX. edge of channel

10'

BUFFER ZONE

← APPROX. edge

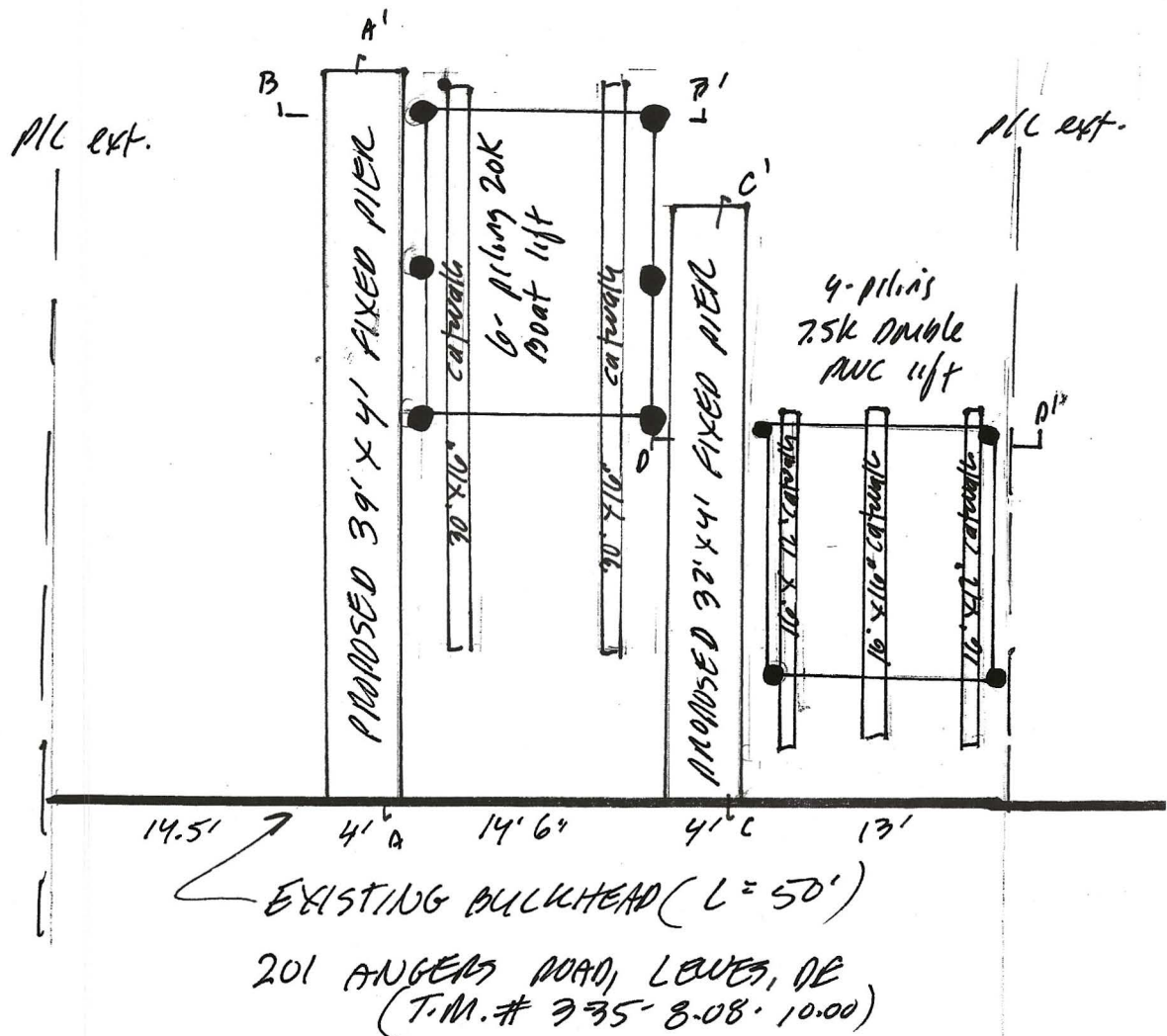


Figure 8.

Plan view sketch of proposed project. Sketch for permit application purposes only.

CROSS-SECTION SKETCHES (1"=10'±)

REMOVAL OF 2 EXISTING 15' X 3' PIERS AND 2 MOORING PILINGS;
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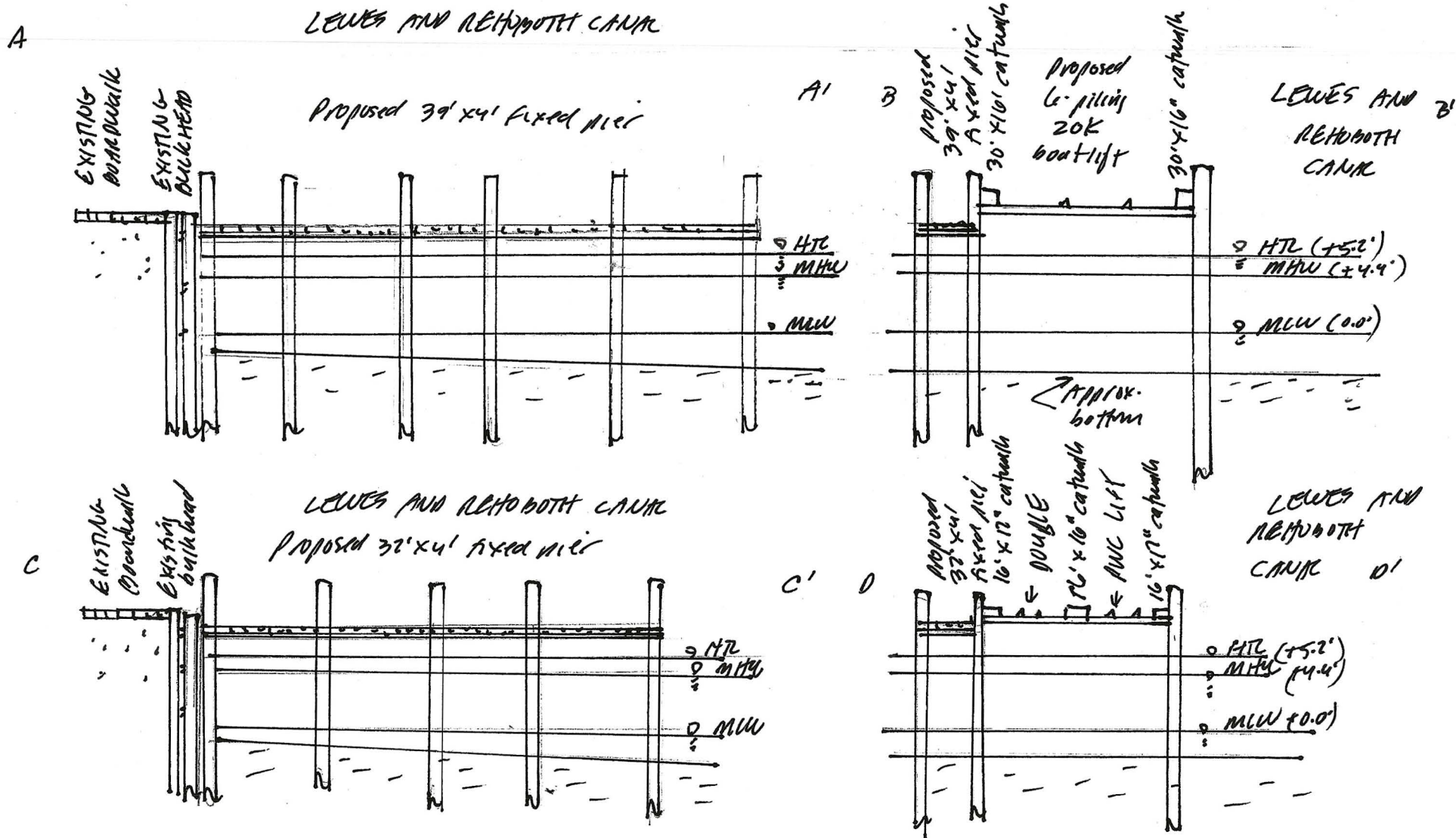


Figure 9. Cross-section sketches of proposed project. Sketch for permit application purposes only.

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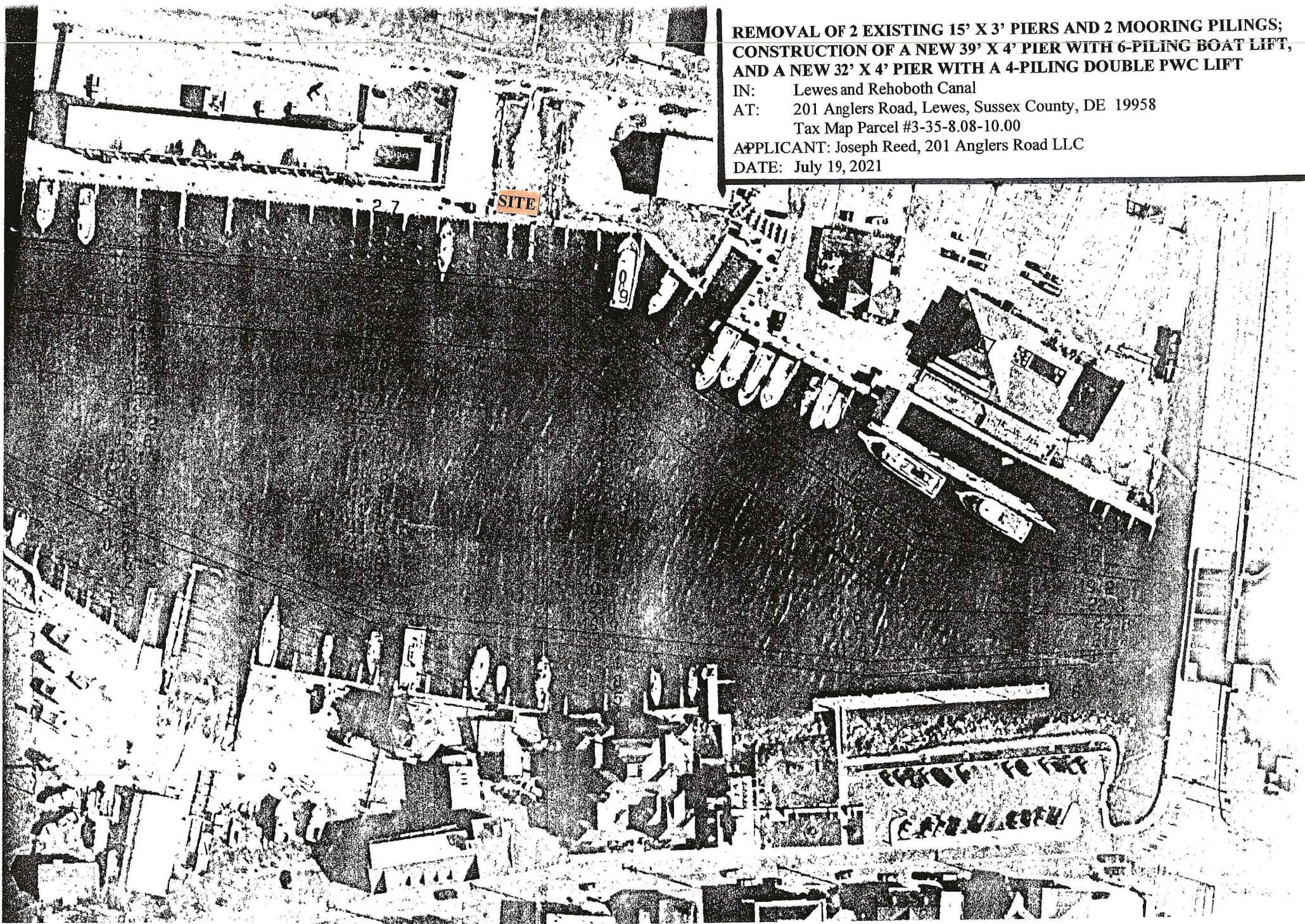


Figure 10. Portion of Lewes and Rehoboth Canal Survey showing site location, buffer zone, and navigational channel. Scale: 1" = 100'.

TAX PARCEL #: 3-35-8.08-10.00

PREPARED BY & RETURN TO:

Parkowski, Guerke & Swayze, P.A.
19354C Miller Road
Rehoboth Beach, DE 19971
File No. 235-20/VGR

NO SURVEY WAS PERFORMED OR
REQUESTED

THIS DEED, made this 30th day of December, 2020,

- BETWEEN -

CLARE FAMILY, LLC, a Delaware limited liability company, **SUCCESSOR TO CLARE FAMILY PARTNERSHIP**, of 56-13 Revere Road, Drexel Hill, PA 19026-5338, party of the first part,

- AND -

201 ANGLERS ROAD, LLC, a Delaware limited liability company, of 28855 Lewes-Georgetown Highway, Lewes, DE 19958, parties of the second part.

WITNESSETH: That the said party of the first part, for and in consideration of the sum of Ten Dollars and 00/100 (\$10.00), lawful money of the United States of America, the receipt whereof is hereby acknowledged, hereby grants and conveys unto the parties of the second part, and their heirs and assigns, in fee simple, the following described lands, situate, lying and being in Sussex County, State of Delaware:

ALL that certain tract, piece or parcel of land situate and lying in Lewes and Rehoboth Hundred, Sussex County, Delaware, being more particularly described as follows, to wit:

BEGINNING at a pipe lying on the Westerly right of way line of Anglers Road (40 feet wide) said pipe being North 38 degrees 52 minutes West, a distance of 85.73 feet from the intersection of the said Westerly right of way line of Anglers Road and the Northerly right of way line of Market Street (60 feet wide); thence South 47 degrees 46 minutes West along line of lands of the Atlantic Coast Development, Inc. for a distance of 95.71 feet more or less to the westerly edge of a boat dock and bulkhead and thence continuing along the same course south 47 degrees 46 minutes West for an approximate distance of 305 feet more or less to a point presently in the Lewes and Rehoboth Canal, which in 1882 was a point on what was the Easterly shore of the Lewes Canal (or creek) as it existed in 1882; thence in a Southeasterly direction

along what was the Easterly shore line of Lewes Canal or Creek in 1882, the approximate distance of 50 feet more or less to a point or corner of lands of H. Dale and Olde Parsons and thence continuing North 47 degrees 46 minutes East along the line of lands of H. Dale and Ole Parsons for an approximate distance of 305 feet more or less to the Westerly edge of a boat dock and bulkhead; thence continuing North 47 degrees 46 minutes East for a distance of 95.71 feet more or less to a point on the Westerly right of way line of Anglers road (40 feet wide) being a corner of lands of H. Dale and Olde Parsons; thence along and with the said Westerly right of way line of Anglers Road (40 feet wide) North 38 degrees 52 minutes West for a distance of 50 feet more or less to the point and place of beginning.

This tract contains 4,750 square feet of dry land and undetermined amount of land now under the waters of the Lewes and Rehoboth Canal, as surveyed and plotted by Wingate and Eschenbach, registered surveyors, on November 15, 1960 for Ethel C. Deakyne and revised on November 28, 1960 and on December 5, 1960.

BEING Tract 2 of the lands conveyed to Clare Family Partnership by deed from Basil C. Clare and Edna H. Clare, his wife, dated May 18, 1993, and recorded December 29, 1993, in the Office of the Recorder of Deeds, in and for Sussex County, Delaware, in Deed Book 1954, Page 22.

A certificate of formation of Clare Family, LLC and a certificate of conversion to limited liability company of Clare Family Partnership to Clare Family, LLC was filed with the Delaware Secretary of State on April 6, 2000.

SUBJECT to any and all 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 said Clare Family, LLC, a Delaware limited liability company, Successor to Clare Family Partnership, has caused its name to be hereunto set, by its Manager, the day and year first above written.

**CLARE FAMILY, LLC, SUCCESSOR TO
CLARE FAMILY PARTNERSHIP**


Witness

By: Suzanne Clare (SEAL)
Suzanne Clare, Manager

STATE OF DELAWARE, COUNTY OF SUSSEX: to-wit

BE IT REMEMBERED, that on this 23rd day of December, 2020, personally appeared before me, the Subscriber, a Notary Public in and for the State and County aforesaid, Suzanne Clare, Manager of Clare Family, LLC, a Delaware limited liability company, Successor to Clare Family Partnership, party to this Indenture, known to me personally to be such, and acknowledged this Indenture to be her act and deed and the act and deed of said limited liability company.

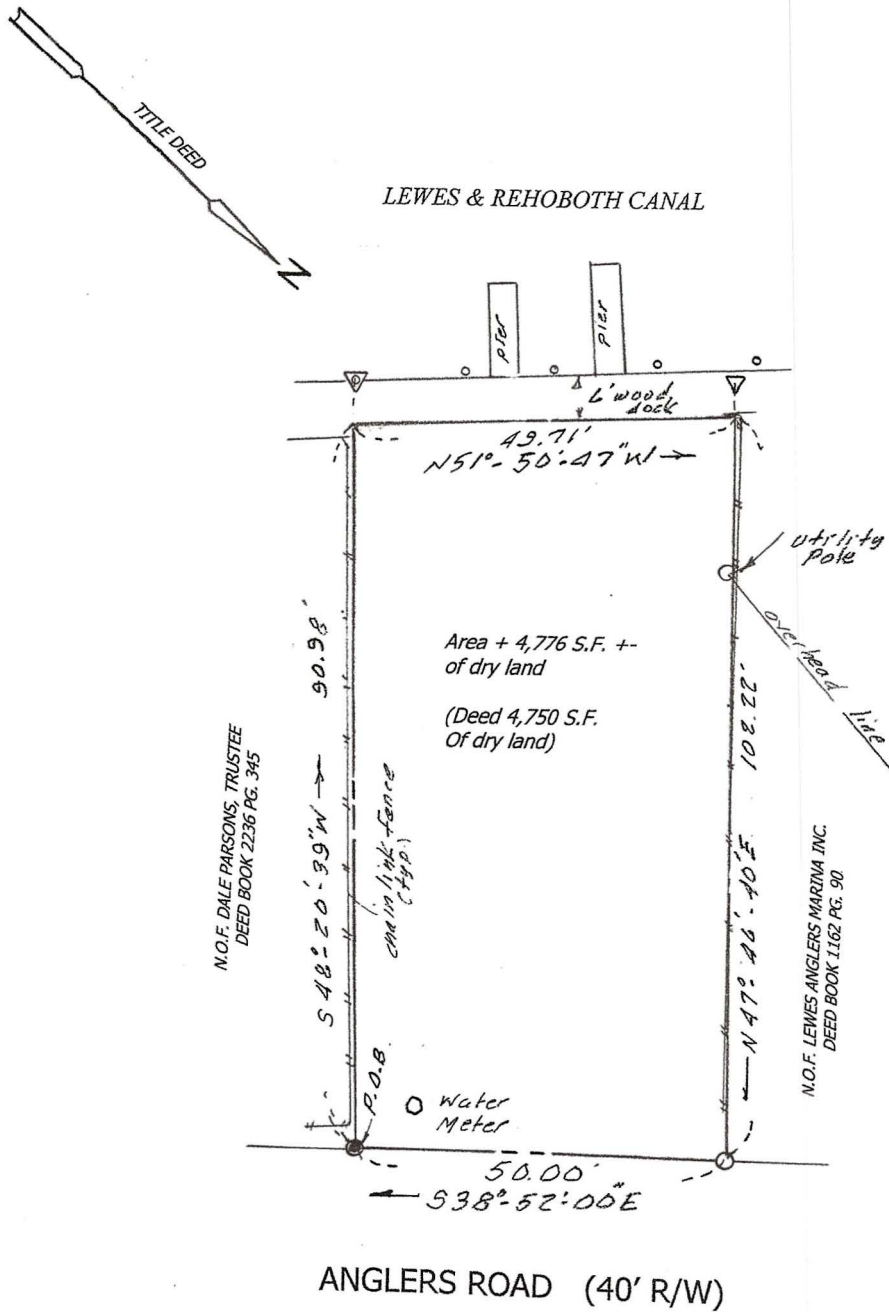
GIVEN under my Hand and Seal of Office the day and year aforesaid.



Notary Public

My Commission Expires: 1-16-2022

Commonwealth of Pennsylvania - Notary Seal
John L. Danese, Notary Public
Delaware County
My commission expires January 16, 2022
Commission number 1034988
Member, Pennsylvania Association of Notaries



No title search provided. No rights-of-way or easements provided other than shown hereon.

URBAN SURVEY (TITLE DEED: BOOK 1954 PG. 022);

- = FOUND CAPPED 1/2" PIPE "COAST"
- = FOUND CAPPED REBAR
- ▽ = FOUND NAIL IN PILING
- ▽ = FOUND NAIL IN DOCK

65521 6/6/2019

BOUNDARY & IMPROVEMENT SURVEY PLAN
prepared for
CLARE FAMILY PARTNERSHIP

LAND KNOWN AS 201 ANGLERS ROAD,
CITY OF LEWES,
SUSSEX COUNTY, DELAWARE

WINGATE & ESCHENBACH, LLC, REGISTERED SURVEYORS
PO BOX 142, REHOBOTH BEACH, DE 19971

SCALE: 1" = 20'

6 JUNE 2019

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: 01-08-2018

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 whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil. 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://dpcid.defense.gov/Privacy/SORNsIndex/DOD-wide-SORN-Article-View/Article/570115/a1145b-ce.aspx>

(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)

1. APPLICATION NO. 2. FIELD OFFICE CODE 3. DATE RECEIVED 4. DATE APPLICATION COMPLETE

(ITEMS BELOW TO BE FILLED BY APPLICANT)

5. APPLICANT'S NAME First - Joseph Middle - Last - Reed Company - 201 Anglers Road LLC E-mail Address - [REDACTED]		8. AUTHORIZED AGENT'S NAME AND TITLE (agent is not required) First - Evelyn Middle - M. Last - Maurmeyer Company - CER, Inc. E-mail Address - maurmeyer@udel.edu	
6. APPLICANT'S ADDRESS: Address - 28855 Lewes-Georgetown Highway City - Lewes State - DE Zip - 19958 Country - USA		9. AGENT'S ADDRESS: Address - PO Box 674 City - Lewes State - DE Zip - 19958 Country - USA	
7. APPLICANT'S PHONE NOS. w/AREA CODE a. Residence [REDACTED] b. Business [REDACTED] c. Fax [REDACTED]		10. AGENTS PHONE NOS. w/AREA CODE a. Residence [REDACTED] b. Business (302) 645-9610 c. Fax (302) 645-4332	

STATEMENT OF AUTHORIZATION

11. I hereby authorize, Evelyn Maurmeyer to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application.

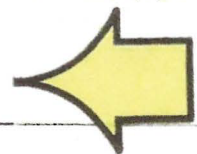
SIGNATURE OF APPLICANT

DATE

7/2/21

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions) 201 ANGLERS ROAD PIERS/LIFTS		14. PROJECT STREET ADDRESS (if applicable) Address 201 Anglers Road	
13. NAME OF WATERBODY, IF KNOWN (if applicable) Lewes and Rehoboth Canal		15. LOCATION OF PROJECT City - Lewes State - DE Zip - 19958	
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) State Tax Parcel ID #3-35-8.08-10.00 Municipality The City of Lewes Section - -- Township - -- Range - --			



**SIGN
& DATE**

17. DIRECTIONS TO THE SITE

See Figures 1, 2, and 3 for maps and directions.

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

Applicant proposes to remove two existing 15' x 3' fixed piers, and to construct a new 39' x 4' fixed pier with a 6-piling boat lift (including two catwalks), and a 32' x 4' fixed pier with a 4-piling double PWC lift (with three catwalks). See enclosed Project Description for details.

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

Purpose is to provide mooring facilities for a 34' Regulator Marine open motorboat, an 18' Grady White, and two personal watercraft (Seadoos).

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

20. Reason(s) for Discharge

No discharge proposed.

21. Type(s) of Material Being Discharged and the Amount of Each Type in Cubic Yards: None proposed.

Type Amount in Cubic Yards	Type Amount in Cubic Yards	Type Amount in Cubic Yards
-------------------------------	-------------------------------	-------------------------------

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

Acres No wetlands nor waters to be filled.

or

Linear Feet

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

See attached sheet.

24. Is Any Portion of the Work Already Complete? ☐ Yes ☒ No IF YES, DESCRIBE THE COMPLETED WORK

25. Addresses of Adjoining Property Owners, Lessees, Etc., Whose Property Adjoins the Waterbody¹ (If more than can be entered here, please attach a supplemental list).

See Figure 3.

a. Address-

City -

State -

Zip -

b. Address-

City -

State -

Zip -

c. Address-

City -

State -

Zip -

d. Address-

City -

State -

Zip -

e. Address-

City -

State -

Zip -

26. List of Other Certificates or Approvals/Denials received from other Federal, State, or Local Agencies for Work Described in This Application.

AGENCY	TYPE APPROVAL*	IDENTIFICATION NUMBER	DATE APPLIED	DATE APPROVED	DATE DENIED
DE WSLs	Subaq. Lease	Not yet available	July 2021	pending	
DE DCMP	CZM Consistency	"	"	"	
USACE Balt. Dist.	RE License	"	"	"	

* Would include but is not restricted to zoning, building, and flood plain permits

27. Application is hereby made for permit or permits to authorize the work described in this application. I certify that this information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

SIGNATURE OF APPLICANT

DATE

SIGNATURE OF AGENT

DATE

The Application must be signed by the person who desires to undertake the proposed activity (applicant) or it may be signed by a duly authorized agent if the statement in block 11 has been filled out and signed.

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.

BLOCK 23.

Avoidance. Avoidance ("no action") is not feasible. Two fixed piers @ 15' x 3' are present, but are deteriorating and unsafe, and too short to accommodate the applicant's larger boats, a 34' Regulator Marine open motorboat, and an 18' Grady White. The applicant proposes to construct two new piers, one 39' x 4', the other 20' x 4', each with an associated lift, for the 34' vessel and PWCs.

Minimization. The applicant has designed the length of the piers to provide the length necessary to accommodate the vessels proposed to be moored alongside the structures. The structures will extend only 10% of the width of the waterway (much less than the DNREC WSLS limit of 20%), and will not extend into the Corps' buffer zone.

Compensation. There will be no impacts in wetlands, therefore, no compensation is proposed.

BLOCK 25.

Names and addresses of adjoining property owners:

Project Site: Tax Map Parcel #3-35-8.08-10.00, 201 Anglers Road LLC, owner/applicant.

Tax Map Parcel #

Name, address of owner

#3-35-8.08-151.00

Lewes Harbor Marina, PO Box 148, Lewes DE 19958

#3-35-8.08-9.00

[REDACTED]



COASTAL & ESTUARINE RESEARCH, INC.

Marine Studies Complex
P.O. Box 674
Lewes, Delaware 19958
302-645-9610

July 19, 2021

PROJECT DESCRIPTION

Applicant

Joseph Reed
201 Anglers Road LLC
28855 Lewes-Georgetown Highway
Lewes, DE 19958
[REDACTED]
[REDACTED]

Project Location

The proposed project site is 201 Anglers Road, Lewes, Sussex County, Delaware (Tax Map Parcel #3-35-8.08-10.00), adjacent to the Lewes and Rehoboth Canal. See Figures 1, 2, and 3 for location maps and directions to site; Figure 4 for site location on U.S.G.S. topographic map, Lewes, Delaware quadrangle. The site is depicted on State of Delaware DNREC Wetland Map #066, 1988 photobase (Figure 5), and is mapped W (water). A 6' x 50' boardwalk; a 50' wooden bulkhead and two piers, each 15' x 3', are present. See Figure 6 for aerial photograph, and Figure 7 for ground-level photograph.

Proposed Project

The applicant proposes the following activities (see Figures 8 and 9 for plan view and cross-section sketches):

- Removal of two existing 15' x 3' piers and two free-standing mooring pilings.
- Construction of one 39' x 4' fixed pier with a 6-piling Golden Sea Drive 20K boat lift (including two 30' x 16" catwalks).
- Construction of a 32' x 4' fixed pier with a 4-piling Golden Sea Drive 7.5K double PWC lift (including two 16' x 12" catwalks and one 16' x 16" catwalk).

Purpose of the project is to provide mooring facilities for a 34' Regulator Marine open motorboat; an 18' Grady White; and two personal watercraft.

Buffer Zone

The location of the Corps' navigational channel and buffer zone are shown in Figure 10. The edge of the buffer zone is approximately 45' from the bulkhead; the edge of the channel is 55' from the bulkhead. The proposed structures will not extend into the buffer zone nor channel.

Construction Methods

Pilings will be 12" diameter salt-treated wood, and will be installed from the water using barge-mounted equipment. Pilings will be driven by a vibratory tamper. Pier walers, stringers, and decking will be installed manually. Once the piers are completed, the lifts (including catwalks) will be transported to the site from the water and installed manually.

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.

Project site is located in State of Delaware, Sussex County, adjacent to the Lewes and Rehoboth Canal.

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

Project site is 201 Anglers Road, Lewes, DE 19958 (Tax Map Parcel #3-35-8.08-10.00), 201 Anglers Road, LLC (owner).

- C. Description of Proposed Action: 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.

Applicant proposes to remove two 15' x 3' fixed piers, and to construct a new 39' x 4' fixed pier with 6-piling boat lift (with 2 catwalks), and a 32' x 4' fixed pier with a 4-piling double PWC lift (with 3 catwalks). See Project

- D. Purpose of Proposed Action: Define the purpose of the proposed structure or work. For example, the purpose of bulkheading may be to stabilize an eroding bank; whereas, the (attached) 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.

Purpose is to moor a 34' Regulator; an 18' Grady White, and 2 personal watercraft (Seadoos).

- 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.

See Figure 6 for aerial photograph, and Figure 7 for ground-level photograph.

PART II - ENVIRONMENTAL IMPACT CHECKLIST			
ENVIRONMENTAL IMPACT	YES	NO	QUALIFYING REMARKS
A. Physical			
1. Topography	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No impacts anticipated
2. Geological Elements and Leaching	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
3. Air	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
4. Transportation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Will improve recreational boating
5. Handling of Hazardous Materials	<input type="checkbox"/>	<input checked="" type="checkbox"/>	None involved
6. Spoil Disposal	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
7. Sewage and Solid Wastes	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
8. Water Resources			
a. Water Quality	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Possible minor, localized turbidity during construction
b. Hydrography, Circulation, Littoral Drift	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Possible localized, minor effects
c. Ground Water	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No impacts anticipated
B. Biological			
1. Vegetation			
a. Terrestrial	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No impacts anticipated
b. Aquatic	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
2. Fish and Wildlife			
a. Mammals	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No impacts anticipated
b. Birds	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
c. Amphibians	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
d. Reptiles	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
e. Fish	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Possible minor disturbance during construction
f. Shellfish	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No impacts (area closed to shellfish harvesting)
g. Invertebrates	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Possible minor impacts
3. Rare or Endangered Species	<input type="checkbox"/>	<input checked="" type="checkbox"/>	None known on site

ENVIRONMENTAL IMPACT	YES	NO	QUALIFYING REMARKS
C. Cultural			
1. Land Use	<input type="checkbox"/>	<input checked="" type="checkbox"/>	Similar structures in vicinity
2. Population Density and Trends	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No impacts anticipated
3. Regional Development	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
4. Historic Places	<input type="checkbox"/>	<input checked="" type="checkbox"/>	None known on site
5. Archaeological Sites	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
6. Aesthetics	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Will improve aesthetics
7. Utilities	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No impacts anticipated
8. Transportation Systems	<input checked="" type="checkbox"/>	<input type="checkbox"/>	Will improve recreational boating
9. Recreation	<input checked="" type="checkbox"/>	<input type="checkbox"/>	"
10. Public Health	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No impacts anticipated
D. Other Factors			
1. Secondary Effects	<input type="checkbox"/>	<input checked="" type="checkbox"/>	None anticipated
2. Controversiality	<input type="checkbox"/>	<input checked="" type="checkbox"/>	"
3. Is significant dredging involved?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No dredging involved
4. Is significant filling involved?	<input type="checkbox"/>	<input checked="" type="checkbox"/>	No filling involved



REPLY TO
ATTENTION OF

CENAP-OP-R

DEPARTMENT OF THE ARMY
PHILADELPHIA DISTRICT, CORPS OF ENGINEERS
WANAMAKER BUILDING, 100 PENN SQUARE EAST
PHILADELPHIA, PENNSYLVANIA 19107-3390

PUBLIC NOTICE

The Philadelphia District of the Corps of Engineers requests that applicants for Department of the Army permits for work in waters of the United States provide in their permit application the following information:

- a. street address, lot and block number, latitude and longitude of the proposed project site;
- b. names and addresses of adjoining property owners, lessees, etc. to the proposed project site;
- c. mailing addresses of post office, city and county governments, and local newspapers in the vicinity of the proposed project site.

The more the applicant provides, the easier it is to understand and process an application. The above information is necessary in order to initiate processing of the permit application. Failure to provide the information will result in the withdrawal of the permit application without prejudice.

A handwritten signature in black ink, appearing to read "Frank J. Cianfrani".

Frank J. Cianfrani
Chief, Regulatory Branch

INFORMATION FOR PUBLIC NOTICE

Applicant

Joseph Reed
201 Anglers Road LLC
28855 Lewes-Georgetown Highway
Lewes, DE 19958
[REDACTED]

a. Project Location:

Street Address: 201 Anglers Road, Lewes, DE 19958
Tax Map Parcel: #3-35-8.08-10.00
Latitude: 38.777388° North; Longitude: -75.138647° West

b. Adjoining Property Owners:

Tax Map Parcel #

Name, address of owner

#3-35-4.20-151.00	Lewes Harbor Marina, PO Box 148, Lewes DE 19958
#3-35-8.08-9.00	[REDACTED]

c. Mailing Addresses

1. U.S. Post Office, 116 Front Street, Lewes, DE 19958
2. The City of Lewes, P.O. Box 227, Lewes, DE 19958
3. Sussex County, The Courthouse, P.O. Box 589, Georgetown, DE 19947
4. News Journal Newspaper, 950 West Basin Road, New Castle, DE 19720
5. Delaware State News, PO Box 737, 110 Galaxy Drive, Dover, DE 19903



DEPARTMENT OF THE ARMY
PHILADELPHIA DISTRICT CORPS OF ENGINEERS
WANAMAKER BUILDING, 100 PENN SQUARE EAST
PHILADELPHIA, PENNSYLVANIA 19107-3390

REPLY TO
ATTENTION OF

OCT 02 2018

CENAP-OP-R-Coastal Zone Management (Delaware)

Public Notice

SUBJECT: "Consistency Certification" with Approved State Coastal Zone Management Programs

Federal regulations require that applicants for Department of the Army permits to perform work in waters of the United States, which fall under the jurisdiction of a State with a Coastal Zone Management (CZM) Program approved by the Secretary of Commerce, must provide a signed consistency certification statement to the Corps of Engineers with their application for a Department of the Army permit.

On August 21, 1979, a CZM Program was approved for the State of Delaware by the U.S. Department of Commerce. Therefore, all applications for Department of the Army permits for work in Delaware's designated Coastal Zone, which is the entire state of Delaware, **MUST CONTAIN A SIGNED CONSISTENCY CERTIFICATION** stating that: "The proposed activity complies with and will be conducted in a manner that is consistent with the approved State Coastal Zone Management (CZM) Program."

Furthermore, concurrent with the application for a Department of the Army permit, the applicant **MUST ALSO PROVIDE A SIGNED CONSISTENCY CERTIFICATION STATEMENT DIRECTLY TO THE Delaware Coastal Management Program (DCMP)** for their review and concurrence. This certification must be accompanied by the following information:

- A copy of the Federal application for the Department of the Army permit.
- A detailed description of the proposed activity and its associated facilities which is adequate to assess the activity's probable coastal zone effects. Including but not limited to, maps, diagrams, technical data, etc.
- A brief assessment of the probable coastal zone effects of the proposal and their relation to the relevant policies of the DCMP. A DCMP Policy Document may be obtained by contacting the DCMP at (302) 739-9283.
- A brief set of findings, derived from the above assessment, indicating that the proposed activity and the effects are all consistent with the provisions of the DCMP.

The above information should be sent to:

Delaware Coastal Management Program
Delaware Department of Natural Resources and Environmental Control
100 W. Water Street, Suite 7B
Dover, Delaware 19904
(302) 739-9283 (V)
(302) 739-2048 (F)

A handwritten signature in black ink, appearing to read "Edward E. Bonner". The signature is fluid and cursive, with the first and last names being more prominent.

Edward E. Bonner
Chief, Regulatory Branch



COASTAL & ESTUARINE RESEARCH, INC.

Marine Studies Complex
P.O. Box 674
Lewes, Delaware 19958
302-645-9610

**DELAWARE COASTAL MANAGEMENT PROGRAM
CONSISTENCY CERTIFICATION**

"The proposed activity, removal of two 15' x 3' fixed piers, and construction of 39' x 4' fixed pier with a 6-piling Golden Sea Drive 20K boat lift (including two 30' x 16" catwalks); and a 32' x 4' fixed pier with a 4-piling Golden Sea Drive 7.5K double PWC lift (including two 16' x 12" and one 16' x 16" catwalk) adjacent to the Lewes and Rehoboth Canal at 201 Anglers Road, Lewes, Sussex County, Delaware, Tax Map Parcel #3-35-8.08-10.00 (Joseph Reed, 201 Anglers Road LLC, applicant) complies with and will be conducted in a manner that is consistent with the approved Delaware Coastal Zone Management Program."

Evelyn M. Maurmeyer, Ph. D.
Agent for applicant