



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:	Hayward Bulkhead replacement/new pier and dock
-------------------------------	--

I. Federal Agency or Non-Federal Applicant Contact Information:

Contact Name/Title: Evelyn Maurmeyer

Federal Agency Contractor Name (if applicable): _____

Federal Agency: _____
(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: CER, Inc., PO Box 674

City: Lewes State: DE Zip Code: 19958

E-mail: maurmeye@udel.edu Telephone #: (302) 645-9610

II. Federal Consistency Category:

- | | |
|--|--|
| <p><input type="radio"/> Federal Activity or Development Project
(15 C.F.R. Part 930, Subpart C)</p> <p><input type="radio"/> Outer Continental Shelf Activity
(15 C.F.R. Part 930, Subpart E)</p> <p><input type="radio"/> Federal Financial Assistance
(15 C.F.R. Part 930, Subpart F)</p> | <p><input checked="" type="radio"/> Federal License or Permit Activity
(15 C.F.R. Part 930, Subpart D)</p> <p><input type="radio"/> Federal License or Permit Activity which occurs wholly in another state (interstate consistency activities identified in DCMP's Policy document)</p> |
|--|--|

III. Detailed Project Description (attach additional sheets if necessary):

Applicant (Krista Hayward) proposes to repair/replace an existing 100' bulkhead, and to install a new 12' x 4' pier and 5' x 25' dock adjacent to the Lewes and Rehoboth Canal at 63 Anchor Road, North Shores, Rehoboth Beach, Sussex County, DE 19971 (Taz map Parcel #3-34-8.17-75.00).

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

See attached sheets for IV and V.

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

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

[Empty rectangular box for Policy 5.6 content]

Policy 5.7: Flood Hazard Areas Management

[Empty rectangular box for Policy 5.7 content]

Policy 5.8: Port of Wilmington

[Empty rectangular box for Policy 5.8 content]

Policy 5.9: Woodlands and Agricultural Lands Management

[Empty rectangular box for Policy 5.9 content]

Policy 5.10: Historic and Cultural Areas Management

[Empty rectangular box for Policy 5.10 content]

Policy 5.11: Living Resources

[Empty rectangular box for Policy 5.11 content]

Policy 5.12 Mineral Resources Management

[Empty rectangular box for Policy 5.12 content]

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):

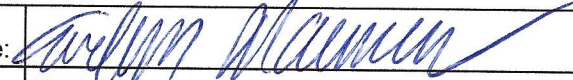
FEDERAL AGENCY CONSISTENCY DETERMINATION. Based upon the information, data, and analysis included herein, the federal agency, or its contracted agent, listed in (I) above, finds that this proposed activity is consistent to the maximum extent practicable with the enforceable policies of the Delaware Coastal 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 Maurmeyer	Date:	11/2/2020

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 type="checkbox"/> YES <i>[attach comments]</i>	
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

November, 2020

Applicant

Krista M. Hayward
63 Anchor Road
Rehoboth Beach DE 19971
(717) 968-3427
Bills2hayward@gmail.com

III. Detailed Project Description

The applicant proposes to repair/replace 100' of bulkheading, and to install a new 12' x 4' pier and 5' x 25' dock adjacent to the Lewes and Rehoboth Canal at 63 Anchor Road, North Shores, Rehoboth Beach, Sussex County, Delaware (Tax Map Parcel #3-34-8.17-75.00). Latitude: 38.734716° North. Longitude: -75.085621° West. 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, Rehoboth Beach, Delaware quadrangle; Figure 5 for site location on State of Delaware DNREC Wetland Maps #016; Figure 6 for aerial and ground-level photographs of site; and Figures 7 and 8 for project plan view and cross-section (prepared by contractor, Rob Whitford, Precision Marine Construction, Inc.).

IV. General Analysis of Coastal Effects.

Purpose of bulkhead repair/replacement is bank stabilization. Existing structure will be removed and replaced in same footprint. Purpose of pier and dock is to provide mooring facilities for applicant's boat, to be purchased upon receipt of permits (anticipated to be a motor boat or pontoon boat). The docking facility will not extend more than 20% of the width of the waterway, nor will it extend into the Corps' buffer zone.

V. Detailed Analysis of Consistency with DCMP Enforceable Policies

Policy 5.1: Wetlands Management. No DNREC-regulated wetlands are mapped at the 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 (salt-treated wood pilings, galvanized hardware); 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, fishing, and crabbing; 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/Lease 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 for a nearby property at 75 Anchor Road (CENAP-OP-R-2014-559-23, Steven Hollman, permittee) stated that no registered properties or properties listed as eligible for inclusion in the National Register of Historic Places are located within the permitted area of work. It is anticipated that the same conclusion will be reached during review of this application.

Policy 5.11: Living Resources. The proposed project is not anticipated to adversely affect living resources. US Army Corps of Engineers Public Notice for a nearby property at 75 Anchor Road (CENAP-OP-R-2014-559-23, Steven Hollman, permittee) identified several managed species of fish as occurring in the vicinity of the project. The Corps' analysis of effects of the project stated that "the proposed work...would occur in a small area of waters within an active navigational canal (L&R Canal) subject to regular boating activity and substantial wake energy. For these reasons the proposed work area is an unlikely spawning or nursery area for the managed species. Consequently, concentrations of sessile life stages (eggs and larva) of the listed species are not expected to be within the area under review... The pelagic adults and juveniles of the listed species are highly mobile and capable of avoiding such impacts as may be associated with the work." It is anticipated that the same conclusion will be reached 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 project will improve recreational boating for the applicant, her family, and friends, and allow increased participation in water-based recreational activities (boating, fishing, crabbing, etc.).

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

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.

**U.S. ARMY CORPS OF ENGINEERS
APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT**
33 CFR 325. The proponent agency is CECW-CO-R.

OMB APPROVAL NO. 0710-0003
EXPIRES: 28 FEBRUARY 2013

Public reporting for this collection of information 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 this burden estimate or any other aspect of the collection of information, including suggestions for reducing this burden, to Department of Defense, Washington Headquarters, Executive Services and Communications Directorate, Information Management Division and to the Office of Management and Budget, Paperwork Reduction Project (0710-0003). 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 form to either of those addresses. Completed applications must be submitted to the District Engineer having jurisdiction over the location of the proposed activity.

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.

(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)

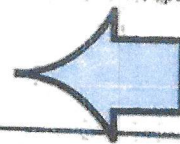
5. APPLICANT'S NAME First - <i>Krista</i> Middle - <i>M</i> Last - <i>Hayward</i> Company - E-mail Address - [REDACTED]		8. AUTHORIZED AGENT'S NAME AND TITLE (agent is not required) First - <i>Evelyn</i> Middle - <i>M.</i> Last - <i>Maurmeyer</i> Company - <i>CER, Inc.</i> E-mail Address - <i>maurmeye@udel.edu</i>	
6. APPLICANT'S ADDRESS Address - <i>63 Anchor Rd</i> City - <i>Rehoboth</i> State - <i>DE</i> Zip - <i>19971</i> Country - <i>USA</i>		9. AGENT'S ADDRESS: Address - <i>CER, Inc., PO Box 674</i> City - <i>Lewes</i> State - <i>DE</i> Zip - <i>19958</i> Country - <i>USA</i>	
7. APPLICANT'S PHONE NOS. w/AREA CODE a. [REDACTED] b. Business <i>Same</i> c. Fax <i>N/A</i>		10. AGENT'S PHONE NOS. w/AREA CODE a. Residence b. Business <i>(302) 645-9610</i> c. Fax <i>(302) 645-4332</i>	

STATEMENT OF AUTHORIZATION

11. I hereby authorize, Evelyn Maurmeyer, CER, Inc. 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.

Krista M Hayward
SIGNATURE OF APPLICANT

8/3/2020
DATE



NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions) <i>Hayward dock/bulkhead</i>	
13. NAME OF WATERBODY, IF KNOWN (if applicable) <i>Lewes and Rehoboth Canal</i>	14. PROJECT STREET ADDRESS (if applicable) Address <i>63 Anchor Road</i> City - <i>Rehoboth Beach</i> State - <i>DE</i> Zip - <i>19971</i>
15. LOCATION OF PROJECT Latitude: <i>N38.734716</i> Longitude: <i>W -75.085621</i>	
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) State Tax Parcel ID# <i>3-34-8.17-75.00</i> Municipality <i>North Shores</i> Section - <i>--</i> Township - <i>--</i> Range - <i>--</i>	

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 repair/replace 100' bulkheading, and to construct a 12' x 4' pier and 5' x 25' dock.

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

Purpose of bulkhead repair is bank stabilization. Purpose of pier/dock is to provide mooring facilities for applicant's boat (to be purchased upon receipt of permits).

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

22. Surface Area in Acres of Wetlands or Other Waters Filled (see instructions) No fill proposed

Acres
or
Linear Feet

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

See attached sheet.

BLOCK 23. Description of avoidance minimization, and compensation.

Avoidance. Avoidance (no action) alternative (no structure) is not feasible. The existing bulkhead is deteriorating and will eventually fail if no action is taken to repair/replace the structure. There are no mooring structures present at the property, avoidance of installation of the pier and dock would not allow the applicant to moor a vessel in sufficiently deep water off of her property along the Lewes and Rehoboth Canal.

Minimization. The proposed bulkhead replacement will be in the same "footprint" as the existing structure, the minimum required to protect the applicant's 100' of water frontage. The proposed pier (12' x 4') and dock (5' x 25') have been minimized to the greatest extent feasible to provide adequate mooring facilities for the vessel to be berthed at the structure (one power boat or pontoon boat, to be purchased upon receipt of permits). The dimensions comply with the State of Delaware DNREC Wetlands and Subaqueous Lands Section 2005 Docking Facility Guidance Document, and will be similar to those on the vicinity (see photographs, Figure 6).

Compensation. Since there is no fill in waters of the U.S., including wetlands, associated with the project, no compensation is proposed.

BLOCK 25. Names and addresses of adjoining property owners.

<u>Parcel #</u>	<u>Name, address of owner</u>
3-34-8.17-74.00	James & Bonnie May, 65 Anchor Road, Rehoboth Beach DE 19971
3-34-8.17-76.00	Malcolm & Elizabeth McCune, Sharill Dittman, Trustee, 7 Tapiola Ct., Rockville MD 20850
3-34-19.00-173.00*	United States of America, PO Box 2000, Georgetown DE 19947

* Lewes and Rehoboth Canal

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 Waterbody (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	10/21/2020	pending	
DE DCMP	CZM Consistency	"	11/2/2020	"	
USACE Balt. Dist.	RE License	"	11/2/2020	"	

* 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

4/2/2020
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.

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 63 Anchor Road, North Shores, Rehoboth Beach DE 19971, Tax Map Parcel #3-34-8.17-75.00 (Krista Hayward, 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 repair/replace 100' bulkheading and to construct a 12' x 4' pier and a 5' x 25' dock.

- 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 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 of bulkhead repair is bank stabilization. Purpose of pier and dock is to provide mooring facilities for applicant's boat.

- 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 and 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

Krista M. Hayward
63 Anchor Road
Rehoboth Beach DE 19971
(717) 968-3427
Bills2hayward@gmail.com

Proposed Project

The applicant proposes to repair/replace 100 ' of bulkheading, and to install a new 12' x 4' pier and 5' x 25' dock adjacent to the Lewes and Rehoboth Canal at 63 Anchor Road, North Shores, Rehoboth Beach, Sussex County, Delaware (Tax Map Parcel #3-34-8.17-75.00).
Latitude: 38.734716° North. Longitude: -75.085621° West.

Adjoining Property Owners

<u>Parcel #</u>	<u>Name, address of owner</u>
3-34-8.17-74.00	James & Bonnie May, 65 Anchor Road, Rehoboth Beach DE 19971
3-34-8.17-76.00	Malcolm & Elizabeth McCune, Sharill Dittman, Trustee, 7 Tapiola Ct., Rockville MD 20850
3-34-19.00-173.00*	United States of America, PO Box 2000, Georgetown DE 19947

* Lewes and Rehoboth Canal

Mailing Addresses

1. U.S. Post Office, 179 Rehoboth Avenue, Rehoboth Beach, DE 19971
2. Sussex County, The Courthouse, P.O. Box 589, Georgetown, DE 19947
3. News Journal Newspaper, 950 West Basin Road, New Castle, DE 19720
4. Delaware State News, 429 Webbs Lane, Dover, DE 19901



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
PHILADELPHIA DISTRICT, CORPS OF ENGINEERS
WANAMAKER BUILDING, 100 PENN SQUARE EAST
PHILADELPHIA, PENNSYLVANIA 19107-3391

DEC 23 1994

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 relating the probable coastal zone effects of the proposal and its associated facilities to the relevant policies of the DCMP. A DCMP Policy Document may be obtained by contacting the DCMP at (302) 739-3451.
- A brief set of findings, derived from the above assessment, indicating that the proposed activity, its associated facilities and their effects are all consistent with the provisions of the DCMP.

The above information should be sent to:

Delaware Coastal Management Program
Department of Natural Resources and Environmental Control
Division of Soil and Water Conservation
89 Kings Highway, P.O. Box 1401
Dover, Delaware 19903
Telephone Number - (302) 739-3451


Frank J. Cianfrani
Chief, Regulatory Branch

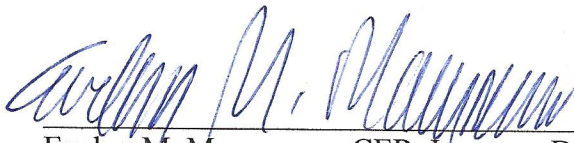


COASTAL & ESTUARINE RESEARCH, INC.

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

CONSISTENCY CERTIFICATION

“The project proposed by Krista M. Hayward (applicant), repair/replacement of 100’ of bulkheading, and installation of a new 12’ x 4’ pier and 5’ x 25’ dock adjacent to the Lewes and Rehoboth Canal at 63 Anchor Road, North Shores, Rehoboth Beach, Sussex County, Delaware (Tax Map Parcel #3-34-8.17-75.00) complies with and will be conducted in a manner that is consistent with the approved Delaware Coastal Management Program (DCMP).”


Evelyn M. Maurmeyer, CER, Inc. Date 11/6/2000
Agent for applicant