



## REGULAR MEETING – HARBOR MANAGEMENT COMMISSION AGENDA

AUGUST 27, 2025, 6:00 PM  
BY ZOOM VIRTUAL MEETING

To allow public access, anyone may access a meeting by telephone and/or Zoom, or a recording in the City of Norwalk YouTube channel. Specific instructions and links can be found at [norwalkct.gov/meetings](https://norwalkct.gov/meetings).



Members of the public may call in to participate. Callers will not be able to see the meeting participants. All participants will be muted upon entering the meeting. To speak, dial \*9 on the phone and you will be called on by the host of the meeting during the public comment section. All speakers must state their name and address. Comments must be on a topic on the agenda, and are limited to three minutes. Anyone disrupting the orderly conduct of the meeting, including by using threatening, hateful, or sexually-explicit language, will be removed. Please find the information using the link above.



Members of the public who wish to provide "live comments" may also use the Zoom meeting platform. All participants will be muted upon entering the meeting. To speak, click the "raise your hand indicator" and you will be called by the host of the meeting during the public comment section. All speakers must state their name and address. Comments must be on a topic on the agenda, and are limited to three minutes. Anyone disrupting the orderly conduct of the meeting, including by using threatening, hateful, or sexually-explicit language, will be removed. Please find the information using the link above.



Members of the public who wish to provide public comment are encouraged to submit those via email in advance of the meeting. For these comments to be included into the record, they must be submitted by 12:00 p.m. the day of the meeting. Please email Amelia Williams at [amelia.williams@norwalkct.gov](mailto:amelia.williams@norwalkct.gov) with the subject line "Public Comment" to provide written public comment prior to the meeting.

- I. **CALL TO ORDER**
- II. **ROLL CALL**
- III. **PUBLIC PARTICIPATION**
- IV. **ACCEPTANCE OF MINUTES**
  - A. Regular Meeting: July 23, 2025
- V. **APPLICATION REVIEW COMMITTEE**
  - A. 108 Water Street - **CAM Referral**: Construction of a 4.5 story, 59-unit, mixed-use building, continued from last meeting
  - B. 15 Seabreeze Place - COP: Modify pier, pierhead, and boat lift
  - C. Text Amendment **Referral**: Allow for a "pocket park" to be a permissible private

frontage type for through lots within the CD-4 zone (which abuts the Harbor).

- D. 5 Gregory Ct - [CAM Referral](#): Raise an existing single family residence to be FEMA flood compliant

**VI. REPORTS**

A. Chairperson

B. Shellfish Commission

C. Staff

- 1. Harbor Master
- 2. Consultant

D. Committee

- 1. Mooring and Harbor Safety
- 2. Finance
- 3. Plans and Recommendations
- 4. Newsletter/Website
- 5. Water Quality

**VII. ADJOURNMENT**

**CITY OF NORWALK  
HARBOR MANAGEMENT COMMISSION  
REGULAR MEETING  
JULY 23, 2025**

**ATTENDANCE:** Alan Kibbe (Chair), Matt Gifford, Jeffrey Mangels (Vice-Chair), Michael Matthews, Dr. John Pinto, Don Remson

**ABSENT:** Chris MacDonnell, Laurie Jones, Chris White

**STAFF:** Amelia Williams

**OTHER:** Geoff Steadman, Consultant; Robert Stowers, Norwalk Recs and Parks

**APPLICATION REPRESENTATIVES:**

Adam Blank, Wofsey Rosen; Seelan Pather, Beinfield Architects; Vincent Hines, Redniss & Mead; Azure Dee Sleicher, Race Coastal Engineering; Henry Conroy, Spinnaker Real Estate Partners; Eric Raines, landscape architect; Liz Suchy, Carmody, Torrance, Sandak & Hennessey. Christina Angilokis, Plant Court LLC; Oliver Cope and Olivia Rowan, Oliver Cope Architecture; Andy Soumelidis, LandTech; Tom Ryder, LandTech

**I. CALL TO ORDER**

Chair Kibbe called the meeting to order at 6:15 PM with a quorum of six commissioners present.

**II. ROLL CALL**

Chair Kibbe performed roll call.

**III. PUBLIC PARTICIPATION**

There was no one present who wished to address the Commission.

**IV. ACCEPTANCE OF MINUTES**

Chair Kibbe reviewed the minutes from the June 25, 2025 regular HMC meeting with a suggested amended language highlighted.

**\*\*MR. GIFFORD MOVED THAT THE MINUTES OF THE JUNE 25, 2025 MEETING BE ACCEPTED AS AMENDED.**

**\*\*MR. PINTO SECONDED THE MOTION.**

**\*\*THE MOTION PASSED UNANIMOUSLY.**

CITY OF NORWALK  
HARBOR MANAGEMENT COMMISSION  
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**PLANS AND RECOMMENDATIONS COMMITTEE REPORT**

**This item was presented out of order. Mr. Kibbe gave Laurie Jones’ report in her absence.**

**Plans and Recommendations**

Harbor Master Bruce Lovallo and HMC Commissioner Jeff Mangels are reviewing the Harbor Management Plan for policy updates, and the legislative decision on the authority of the HMC is still pending in bill form. Chairman Kibbe is reaching out to the ACOE regarding the dredging project.

**V. APPLICATION REVIEW COMMITTEE**

**A. 66 Calf Pasture Beach Road - Pre-Submission Consultation**

Dr. Pinto noted this matter is being tabled again for next month due to lack of updated information.

**B. 108 Water Street - CAM Referral: Construction of a Mixed-Use Development**

Mr. Blank of Wofsey Rosen, representative of contract purchaser Spinnaker Acquisitions, introduced the proposed 4.5-story, 59-unit mixed-use development including plans for open public space, boat slips (up to 14 pending DEEP approval), boardwalk, restaurant, offices, retail, and water-dependent uses. He reviewed the alignment of the project with the specific goals laid out in the Norwalk Harbor Management Plan.

The project architect, civil engineer, and coastal engineer also presented including: Seelan Pather, Beinfield Architects; Vincent Hines, Redniss & Mead; Azure Dee Sleicher, Race Coastal Engineering; Henry Conroy, Spinnaker Real Estate Partners; Eric Raines, landscape architect.

Comments were made by Deputy Harbor Master Owen Lee highlighting the site's importance for harbor-dependent activities including hazardous material staging, fireworks, and marine construction, with concerns about alternative locations for these uses. Further discussion ensued regarding site uses, public access hours and flooding potential.

**\*\* MR. MANGELS MOVED THAT THE COMMISSION TABLE THE DISCUSSION OF THE 108 WATER STREET CAM APPLICATION UNTIL THE NEXT HMC MEETING IN ORDER TO RECEIVE FURTHER COMMENTS FROM DEEP.**

**\*\* MR. GIFFORD SECONDED THE MOTION.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

**C. 46 South Beach Drive - CAM Referral: Residence Elevation and Additions**

**Atty. Suchy of Carmody**, Torrence, Sandak & Hennessey, represented the property owner Plant Court, LLC and described plans to raise the existing single-family home to meet FEMA flood

elevation requirements, with minor additions and relocation of a pool. Vincent Hines, Redniss & Mead also presented.

**\*\* MR. MATTHEWS MOVED THAT THE 46 SOUTH BEACH DRIVE CAM APPLICATION IS CONSISTENT WITH THE HARBOR MANAGEMENT PLAN, INCLUDING REDUCTION OF IMPERVIOUS SURFACE, AND WATER QUALITY IMPROVEMENTS.**

**\*\* MR. MANGELS SECONDED THE MOTION.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

**D. 36 Shorefront Park - CAM Referral: New Residence Construction**

Atty. Suchy of Carmody, Torrence, Sandak & Hennessey, property representative, presented the proposal for a new single-family residence, compliant with flood elevation criteria, plus landscaping and stormwater management. Andy Soumelidis of LandTech also presented.

**\*\* MR. GIFFORD MOVED THAT THE 36 SHOREFRONT PARK CAM APPLICATION IS CONSISTENT WITH THE HARBOR MANAGEMENT PLAN, INCLUDING WATER QUALITY IMPROVEMENTS AND FLOOD HAZARD MITIGATION.**

**\*\* MR. MANGELS SECONDED THE MOTION.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

**E. 10 Nathan Hale Drive - CAM Referral: Repair of Flood and Erosion Control Structure**

Mr. Ryder of LandTech summarized the repair of an existing seawall and deck, noting no changes from prior submission and that DEEP review is nearly complete.

**\*\* MR. PINTO MOVED THAT THE 10 NATHAN HALE DRIVE CAM APPLICATION IS CONSISTENT WITH THE HARBOR MANAGEMENT PLAN, AS REPAIR OF AN EXISTING FLOOD AND EROSION CONTROL STRUCTURE.**

**\*\* MR. MANGELS SECONDED THE MOTION.**

**\*\* THE MOTION PASSED UNANIMOUSLY**

**F. 32 Shorehaven Road - CAM Referral: Residential Dock Construction**

Mr. Ryder of LandTech updated the proposed dock design to “dogleg” further into the center of the property to satisfy neighboring property concerns. DEEP and ACOE approvals have been received.

Mr. Gifford expressed concern about the dock’s exposure to storm waves; Mr. Ryder noted seasonal removal of floats and ramps.

**\*\* MR. GIFFORD MOVED THAT THE 32 SHOREHAVEN ROAD DOCK CONSTRUCTION CAM APPLICATION IS CONSISTENT WITH THE HARBOR**

**MANAGEMENT PLAN, WITH THE CONDITION THAT FLOATS AND RAMPS BE REMOVED IN THE OFF SEASON DUE TO EXPOSURE TO STORM WAVES.**

**\*\* MR. MANGELS SECONDED THE MOTION.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

## **VI. REPORTS**

### **A. Chairperson Report (Mr. Kibbe)**

Encouraged commissioners to use official city email accounts to simplify FOIA compliance and centralize records.

Emphasized that all Harbor Commission documents and communications be routed through City Hall to maintain public records.

Noted this is not Harbor Commission business but shared that he serves on the Advisory Committee of the Route 7/Merritt Parkway interchange project that will involve major redesign to traffic flow. Mr. Kibbe expressed his concern about emergency egress during coastal storms in Norwalk given the increase in population. Further information can be found on the 7/15 website at the CT DOT.

### **B. Shellfish Commission**

In Mr. Bartush's absence, no report given.

### **C. Staff Reports**

#### **1. Harbor Master Report (Mr. Lovallo)**

Discussed balancing rowing activities with commercial oyster boat traffic; noted that Harbor Marine Police presence improves compliance.

Addressed marine construction activities and mooring permits issued for crane barge staging.

Detailed efforts to recover construction buoys and moorings near Greens Ledge Lighthouse and announced that they will be removed for now

Mentioned minor propeller damage and imminent repair for his vessel. Expressed commitment to increased island inspections and litter enforcement.

Thanked HMC Commissioner Don Remson for getting the re-painting of the water level scale marker on ~~the Stroffolino~~ **Stroffolino Bridge**.

#### **2. Consultant Report (Mr. Steadman)**

Provided updates on several matters including that a committee has been established of members from various Harbor Commissions to work on amending the Harbor Management Act; the Route 7 project's potential impact on stormwater management and the Norwalk River suggesting the Harbor Commission should be involved; ongoing developments with the Manresa Island proposal and the need for clarity on the regulatory process; update on the Norwalk Watershed Plan rewrite; his 17 years of expertise in the dredging process; renaming the Veterans Park Marina after Tony Mobilia and suggested formalizing this recommendation to the mayor; and informed about the passing of Fairfield's First Selectman, Bill Gerber.

Robert Stowers from Recs and Parks said that a formal proposal is necessary to rename the Veterans Park Marina. Dr. Pinto said he would submit a proposal to the Commission.

#### **D. Committees**

**1. Finance – Chris MacDonnell**

A report was not provided in Mr. MacDonnell's absence.

**2. Plans and Recommendations – Laurie Jones**

(see under "IV. Acceptance of Minutes")

**3. Mooring and Harbor Safety – Jeff Mangels**

Dockwa – have repeat visitors and enthusiastic reviews for positive Norwalk experience.

Moorings - Active management and enforcement underway as per Harbor Master and Mr. Mangels' reports.

Transient Moorings – expressed huge thanks to Deputy Harbormaster Lee, Officer Figueroa and Harbor Master Lovallo for ensuring compliance. New barrel floats received and installed.

Harbor Master Boat needs new propeller. Will have old propeller repaired so will have an extra on hand. Boat needs to be hauled ~~on~~ and painted by Edwards Marine.

Harbor and Island Safety - Highlighted successful joint effort with Boy Scout Troop 222 executing a significant cleanup and improvement project (cut brush, built firepits, removed trash, installed new signage, etc.) on July 20, 2025 on Shea Island as an Eagle Scout initiative by Jamie Cohen, involving coordination with Recreation and Parks, Norwalk Police Marine Unit, and Harbor Master Lovallo. A letter of appreciation will be sent to Jamie Cohen by Jeff Mangels on behalf of the Norwalk HMC. Robert Stowers underscored the importance of volunteer appreciation by the City. Bruce Lovallo expressed his commitment to periodically checking on the islands, especially Shea and Chimon.

Confirmed that the large buoys at Greens Ledge Lighthouse have been removed.

Robert Stowers left the meeting at approximately 8:10 pm.

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**4. Newsletter/Website**

No new updates.

**5. Water Quality**

Inactive pending new mayoral appointments.

**VII. ADJOURNMENT**

**\*\* MR. MANGELS MOVED TO ADJOURN THE MEETING.**

**\*\* MR. PINTO SECONDED THE MOTION.**

**\*\* THE MOTION PASSED UNANIMOUSLY.**

Meeting adjourned at approximately 8:19 PM.

Respectfully Submitted,  
Courtney Baldwin



Connecticut Department of  
**Energy & Environmental Protection**  
 Bureau of Water Protection & Land Reuse  
 Land & Water Resources Division

## LWRD License Application Transmittal Form

CPPU USE ONLY	
App #s:	_____
	_____
	_____ -DIV
	_____ -FM/E
Doc #:	_____
Check #:	_____

The Land & Water Resources Division (LWRD) License Application\* consists of this Transmittal Form and the program-specific form. All application forms can be found on the Department of Energy & Environmental Protection (DEEP) website at [www.ct.gov/deep/lwrddpermitapps](http://www.ct.gov/deep/lwrddpermitapps). Submit application forms per instructions provided in Part VII of this transmittal form.

### Part I: License Type and Fee Information

The table below lists various License types issued by DEEP LWRD. If more than one license is necessary for a project, complete only one Transmittal Form. Complete as many Program Forms as applicable for the project. Check the boxes below that correspond with the LWRD license(s) being requested.

Type of License	Program Form	Fee
<b>Licenses for Activities in Aquifer Protection Areas</b>		
<input type="checkbox"/> <b>Aquifer Protection Area Registration</b> Check one: <input type="checkbox"/> New <input type="checkbox"/> Modification <sup>1</sup> of # _____ (no fee) <input type="checkbox"/> Renewal of # _____	A	\$625
<input type="checkbox"/> <b>Aquifer Protection Area Permit</b> Check one: <input type="checkbox"/> New <input type="checkbox"/> Modification <sup>1</sup> of # _____ (no fee) <input type="checkbox"/> Renewal of # _____	B	\$1,250
<sup>1</sup> Note that if you are seeking a <i>modification</i> , you should consult the Aquifer Protection Program at 860-424-3019 prior to application submittal to determine whether a registration form is necessary.		
<b>Licenses for Activities in Tidal Waters</b>		
<input type="checkbox"/> <b>Structures, Dredging &amp; Fill<sup>2</sup></b>	C	\$660
<input type="checkbox"/> <b>Structures, Dredging &amp; Fill<sup>2</sup> and Tidal Wetlands (TW)</b>	C	\$660
<input type="checkbox"/> <b>Structures, Dredging &amp; Fill<sup>2</sup> and Section 401 Water Quality Certificate (WQC)<sup>3</sup></b>	C	\$660
<input type="checkbox"/> <b>Structures, Dredging &amp; Fill<sup>2</sup>; TW; and Section 401 WQC<sup>3</sup></b>	C	\$660
<input checked="" type="checkbox"/> <b>Certificate of Permission (if applicable, WQC will be included)</b> <sup>2</sup> For projects larger than 825 square feet, provide Attachment A with an additional fee. Refer to the <a href="#">instructions</a> (page 4) for fee calculations. <sup>3</sup> For activities requiring a Sec.404 Permit from United States Army Corps of Engineers (USACE).	D	\$375
<b>General Permit Registration for Coastal Maintenance</b>		
<input type="checkbox"/> <b>Marina and Mooring Field Reconfiguration</b>	E	\$700
<input type="checkbox"/> <b>Remedial Activities Required by Order</b>	F	\$700
<input type="checkbox"/> <b>Residential Modification to FEMA Standards</b>	G	\$100
<input type="checkbox"/> <b>Reconstruction of Permitted Structures</b>	H	\$300
<b>General Permit Registration for Minor Coastal Structures</b>		
<input type="checkbox"/> <b>4/40 Docks/Access Stairs</b>	I	\$700
<input type="checkbox"/> <b>Non-Harbor Moorings</b>	J	\$250
<b>General Permit Registration for Dolphin Cove</b>		
<input type="checkbox"/> <b>Structures, Fill, Obstructions, or Encroachments in Dolphin Cove Lagoon, Stamford</b>	K	\$100

**Part I: License Type and Fee Information (continued)**

Type of License	Program Form	Fee
<b>For Federal Agency Activities Only:</b>		
<input type="checkbox"/> Section 401 Water Quality Certificate (Tidal)	C	None
<b>Licenses for Activities in Non-Tidal Waters</b>		
<input type="checkbox"/> Section 401 Water Quality Certificate (Individual) <sup>3</sup>	L	None
<input type="checkbox"/> Pre-Construction Notification, USACE General Permits for CT <sup>3</sup>	L	None
<input type="checkbox"/> Inland Wetlands and Watercourses <sup>4</sup>	L	None
<input type="checkbox"/> Inland Wetlands and Watercourses <sup>4</sup> and WQC <sup>3</sup>	L	None
<sup>3</sup> For activities requiring a Sec.404 Permit from USACE.		
<sup>4</sup> For State Agency Activities OR Activities Conducted on State Owned/Controlled Lands.		
<b>For State Agency Activity Conducted on State Owned/Controlled Lands Only: General Permit Registration for Water Resources Construction Activities</b>		
<input type="checkbox"/> Activities 1-4: Maintenance Plans	M	\$2,500
<input type="checkbox"/> Activities 5-7: Infrastructure and Public Works Projects	N	\$2,500
<input type="checkbox"/> Activity 8: Activities Authorized Under a Corps General Permit (Must be submitted after receiving PCN approvals and Flood Management, if applicable.)	O	\$1,250
<input type="checkbox"/> Activity 9: Conservation Activities	O	\$1,250
<b>Additional Licenses for Activities</b> <b>These licenses may be combined with Tidal or Non-Tidal Waters licenses.</b>		
<b>Water Diversion – Non-consumptive</b>		
<input type="checkbox"/> Watershed < 0.5 sq. mi.	L	\$2,050
<input type="checkbox"/> Watershed ≥ 0.5 sq. mi and < 2.0 sq. mi.	L	\$4,000
<input type="checkbox"/> Watershed ≥ 2.0 sq. mi.	L	\$6,250
<b>For State Agency Activity/Activities Receiving Funding Through a State Agency:</b>		
<input type="checkbox"/> Flood Management Certification	P	None
<input type="checkbox"/> Flood Management Certification with Exemption Request	P	None
Fee from Attachment A, if applicable		
<b>Total</b>		

\*For processing purposes, the terms Application and Applicant are synonymous with the terms Registration and Registrant.

In addition to applicable boxes above, check here if your application is:

- eligible for a municipal 50% discount;
- for work in tidal waters and being submitted pursuant to CGS section 22a-361(a)(2)(d) to address a violation; or
- receiving state funding including federal funding administered by the state (to help determine need for Flood Management Certification).

## Part II: Project and Site Information

### 1. Site Name and Location

Name of Site: David Kucher Dock Modification

Address of Site: 15 Seabreeze Place City/Town: Norwalk State: CT Zip Code: 06854

Parcel Location/Tax Assessor's Reference: Map 16SE Block 90 Lot 96

GPS Coordinates/Latitude and Longitude: Provide the exact location of proposed activity, in degrees/minutes/seconds or in decimal degrees: Latitude: 41.086120° N Longitude: 73.410860° W

Parcel/Easement size: If the project is located on a parcel, indicate parcel acreage: 0.1380 acres

If the project is located on a utility/transportation right-of-way or easement, indicate dimensions or acres: \_\_\_\_\_

### 2. Project: Provide a brief description of project/activity/work: **Modify authorized pier, pierhead and boat lift in Norwalk Harbor**

## Part III: Applicant Information

- If an applicant is a corporation, limited liability company, limited partnership, limited liability partnership, or a statutory trust, they must be registered with the Secretary of State. If applicable, the applicant's name shall be stated **exactly** as it is registered with the Secretary of State. Please note, for those entities registered with the Secretary of State, the registered name will be the name used by DEEP. This information can be accessed at the Secretary of State's database (CONCORD) at [portal.ct.gov/SOTS](http://portal.ct.gov/SOTS).
- If an applicant is an individual, provide the legal name (include suffix) in the following format: First Name; Middle Initial; Last Name; Suffix (Jr, Sr., II, III, etc.).
- Once an authorization has been received, if there are any changes or corrections to your company/facility or individual mailing or billing address or contact information, please complete and submit the [Request to Change Company/Individual Information](#) to the address indicated on the form.

### 1. Applicant/Registrant\* Information

Name: Mr. David Kucher

Mailing Address: 15 Seabreeze Place

City/Town: Norwalk State: CT Zip Code: 06854

Business Phone: 914-714-2782 Ext.: \_\_\_\_\_

Contact Person: \_\_\_\_\_ Phone: \_\_\_\_\_ Ext: \_\_\_\_\_

E-mail Address<sup>†</sup>: dkucher@sascoriver.com

<sup>†</sup>Email is Required. By providing this e-mail address you are agreeing to receive official correspondence from DEEP, at this electronic address, concerning the subject application. Please remember to check your security settings to be sure you can receive e-mails from "ct.gov" addresses. Also, please notify DEEP if your e-mail address changes.

If co-applicant(s), check this box and attach co-applicant information as Attachment B following this form.

a) Applicant Type (check one):

individual  federal agency  state agency  municipality  tribal

business entity (if a business entity, complete i through iii below):

i) business type:  corporation  limited liability company  limited partnership  
 limited liability partnership  statutory trust  Other: \_\_\_\_\_

ii) provide Secretary of the State business ID #: \_\_\_\_\_  
This information can be accessed at database (CONCORD): [portal.ct.gov/SOTS](http://portal.ct.gov/SOTS)

iii)  check here if your business is **NOT** registered with the Secretary of State's Office.

\*For processing purposes, the terms Application and Applicant are synonymous with the terms Registration and Registrant.

**Part III: Applicant Information (continued)**

b) Applicant's interest in property at which the proposed activity is located:

- site owner       option holder       lessee       facility owner  
 easement holder       operator       other (specify): \_\_\_\_\_

**2. List billing contact, if different than the applicant:**

Name: \_\_\_\_\_  
Mailing Address: \_\_\_\_\_  
City/Town: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Business Phone: \_\_\_\_\_ Ext.: \_\_\_\_\_  
Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_  
E-mail: \_\_\_\_\_

**3. Primary contact for departmental correspondence and inquiries if different than applicant:**

Name: Mr. John Hilts  
Mailing Address: Post Office Box 47  
City/Town: Rowayton State: CT Zip Code: 06853-0047  
Business Phone: 475-441-1244 Ext.: \_\_\_\_\_  
Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_  
E-mail: mrhilts@erols.com

**4. Site/Property Owner\*, if different than applicant:**

Name: \_\_\_\_\_  
Mailing Address: \_\_\_\_\_  
City/Town: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Business Phone: \_\_\_\_\_ Ext.: \_\_\_\_\_  
Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_  
E-mail: \_\_\_\_\_

**\*If the applicant is not the owner, submit written permission from the owner as Attachment C**

**5. Facility Owner, if different than applicant:**

Name: \_\_\_\_\_  
Mailing Address: \_\_\_\_\_  
City/Town: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Business Phone: \_\_\_\_\_ Ext.: \_\_\_\_\_  
Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_  
E-mail: \_\_\_\_\_

**6. Facility Operator, if different than applicant:**

Name: \_\_\_\_\_  
Mailing Address: \_\_\_\_\_  
City/Town: \_\_\_\_\_ State: \_\_\_\_\_ Zip Code: \_\_\_\_\_  
Business Phone: \_\_\_\_\_ Ext.: \_\_\_\_\_  
Contact Person: \_\_\_\_\_ Title: \_\_\_\_\_  
E-mail: \_\_\_\_\_

### Part III: Applicant Information (continued)

#### 7. Attorney or other representative, if applicable.

Firm Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City/Town: \_\_\_\_\_

State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Business Phone: \_\_\_\_\_

Ext.: \_\_\_\_\_

Attorney: \_\_\_\_\_

Title: \_\_\_\_\_

E-mail: \_\_\_\_\_

#### 8. Engineer(s), surveyor(s) and/or other consultant(s) employed or retained to assist in preparing the application and designing or constructing the activity.

Name: \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City/Town: \_\_\_\_\_

State: \_\_\_\_\_ Zip Code: \_\_\_\_\_

Business Phone: \_\_\_\_\_

Ext.: \_\_\_\_\_

Contact Person: \_\_\_\_\_

Title: \_\_\_\_\_

E-mail: \_\_\_\_\_

Service Provided: \_\_\_\_\_

### Part IV: Pre-Application Coordination

If pre-application coordination occurred, provide DEEP LWRD staff contact information:

Staff Name: Ms. Susan Jacobson

Date: 7/02/25



### Part V: Supporting Documents

As applicable, check the box by the attachments listed to indicate that they have been submitted. When submitting any supporting documents, please label the documents as indicated in this part (e.g., Attachment A, etc.) and be sure to include the applicant's name as indicated on this application form. Attach the materials below following this transmittal form.

- Attachment A Structures, Dredging and Fill fee calculation worksheet (if applicable)
- Attachment B Co-applicant information sheet (if applicable)
- Attachment C Written permission from land owner (if applicant is not the owner)
- Attachment D Additional signature sheet (if applicable)

## Part VI: Applicant Certification

The applicant(s) *and* any individual(s) responsible for actually preparing the application must sign this section. An application will be considered insufficient unless *all* required signatures are provided.

<p>"I have personally examined and am familiar with the information submitted in the LWRD application and all attachments thereto, and I certify that based on reasonable investigation, including my inquiry of the individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief.</p> <p>I understand that a false statement in the submitted information may be punishable as a criminal offense, in accordance with section 22a-6 of the General Statutes, pursuant to section 53a-157b of the General Statutes, and in accordance with any other applicable statute.</p> <p>I certify that the LWRD application is on complete and accurate forms as prescribed by the commissioner without alteration of the text.</p> <p>I certify that I have complied with all notice requirements, if applicable, as listed in Section 22a-6g of the General Statutes."</p>	
<p>                  _____                  Signature of Applicant</p>	<p style="text-align: right; font-size: 1.2em;">7/15/25</p> <p>_____                  Date</p>
<p><b>Mr. David Kucher</b>                  _____                  Name of Applicant (print or type)</p>	<p><b>Applicant</b>                  _____                  Title (if applicable)</p>
<p>                  _____                  Signature of Preparer (if different than above)</p>	<p style="text-align: right;">15 July 2025</p> <p>_____                  Date</p>
<p><b>Mr. John Hilts</b>                  _____                  Name of Preparer (print or type)</p>	<p><b>Application Preparer</b>                  _____                  Title (if applicable)</p>
<p><input type="checkbox"/> Check here if additional signatures are required. If so, please reproduce this sheet and attach signed copies to this sheet as Attachment D. You must include signatures of any person preparing any report or parts thereof required in this application (i.e., professional engineers, surveyors, soil scientists, consultants, etc.).</p>	

## Part VII: Application Submission

Instructions for submitting an application to DEEP LWRD:

1. Please submit a hardcopy of **only** this completed License Application Transmittal Form and fee, to:
 

**CENTRAL PERMIT PROCESSING UNIT  
 DEPARTMENT OF ENERGY & ENVIRONMENTAL PROTECTION  
 79 ELM STREET  
 HARTFORD, CT 06106-5127**

Applications will not be processed without the fee. Fee shall be non-refundable and shall be paid by check or money order to the Connecticut Department of Energy & Environmental Protection.
2. Upon receipt of the Transmittal Form and fee, the Central Permit Processing Unit (CPPU) will e-mail a confirmation receipt letter to you containing the DEEP assigned application number.
3. Upon receipt of the email from CPPU, electronically submit the full application package with the remaining required forms:
  - a. Send an empty/blank email to [DEEP.LWRDRegulatorySubmittals@ct.gov](mailto:DEEP.LWRDRegulatorySubmittals@ct.gov)
  - b. An automated email response will contain instructions for uploading this Transmittal Form and applicable Program Forms, management plans, or additional supporting documents of your application to the LWRD File Transfer Protocol (FTP) website.
  - c. Follow directions contained in the email for uploading the application sections.

If you are not capable of submitting the application electronically or if you have other questions or concerns regarding application submittals, please contact LWRD staff at 860-424-3019.



Connecticut Department of  
Energy & Environmental Protection  
Bureau of Water Protection & Land Reuse  
Land & Water Resources Division

## LWRD License Application Form D

### Certificate of Permission

All sections of the LWRD application, when applicable, must be posted to the DEEP LWRD FTP site as instructed on Part VII of the LWRD Transmittal Form. See [LWRD Application Instructions](#) for general guidance.

Application Number (as assigned in CPPU e-mail): 202505496

Applicant Name (same name used on Part III of the LWRD Transmittal Form): Mr. David Kucher

#### Part I: Pre-Submission Consultations

The application process requires preliminary coordination and input from other agencies/groups depending on the activity and the location. Consultations with other agencies must occur prior to application submission. Please allow 6-8 weeks for the necessary coordination. For this application, the applicant should start with these consultations, as applicable (See Part VII for further guidance).

**Attachments:**

- |                      |   |
|----------------------|---|
| 20 NDDB              | 23 Fisheries (dredging project only)    |
| 21 Wildlife- osprey  | 24 Aquaculture (dredging projects only) |
| 22 Dredging Projects |   |

#### Part II: Notifications

If your town has a [Harbor Management Commission](#), submit a copy of this completed application by certified mail to the Commission and submit the certified mail receipt as Attachment 6 following this form.

#### Part III: Site and Resource Information

**1. SITE ADDRESS**

Address: 15 Seabreeze Place City/Town: Norwalk State: CT 06854 Zip Code:

**Part III: Site and Resource Information (continued)**

**2. MUNICIPAL ZONING**

Is the proposed work consistent with municipal zoning requirements?

Yes  No If no, explain: \_\_\_\_\_

**3. WATERBODY/WATERCOURSES/WETLANDS**

List names of all waters impacted by the proposed activity: Norwalk Harbor

**4. INDIAN LANDS**

Is the activity that is the subject of this application located on federally recognized Indian lands?  Yes  No

**5. AQUIFER PROTECTION AREAS**

Is the site located within a mapped Level A or Level B [Aquifer Protection Area](#), as defined in CGS section 22a-354a through 22a-354bb?

Yes  No If yes, check one:  Level A or  Level B

If Level A, are any of the [regulated activities](#), as defined in RCSA section 22a-354i-1(34), conducted on this site?  Yes  No If yes, and your business is **not** already registered with the Aquifer Protection Program, contact the [aquifer protection agent](#) or DEEP to take appropriate action.

For more information on the Aquifer Protection Area Program, contact the program at 860-424-3019 or visit the website at [www.ct.gov/deep/aquiferprotection](http://www.ct.gov/deep/aquiferprotection). See [LWRD Application Instructions](#) for further guidance.

**6. CONSERVATION OR PRESERVATION RESTRICTIONS**

Will the activity which is the subject of this application be located within a conservation or preservation restriction area?  Yes  No

If yes, provide proof of written notice of this application to the holder of such restriction, and/or a letter from the holder of such restriction verifying that this application is in compliance with the terms of the restriction, as Attachment 8.

**7. LICENSE HISTORY**

Indicate the number and date of issuance of any previous state permits or certificates issued by DEEP or USACE which authorized work at the site, and the names to whom they were issued.

<i>License/Permit/COP Authorization Number and Name of Agency</i>	<i>Date Issued</i>	<i>Name of Permittee/ Certificate Holder</i>	<i>Brief Description of Work Authorized</i>
<u>No. 201000874-SJ</u>	<u>2010</u>	<u>Richard Scalise, Jr.</u>	<u>Pier, pierhead &amp; boat lift</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

**8. SOIL AND/OR GROUNDWATER REMEDIATION**

Does the site work include soil and/or groundwater remediation?  Yes  No

If yes, please provide reference documentation including a) plan views of the site showing the area of contamination and b) a summary of remediation with chemical analysis, clean-up status, and remediation program identification, as Attachment 9.

**Part III: Site and Resource Information (continued)**

**9. ENFORCEMENT HISTORY**

Is this application associated with a formal or informal enforcement action that is pending with DEEP?

Yes  No

If yes, please provide the enforcement action reference number and name of the DEEP staff contact:

Enforcement Action #: \_\_\_\_\_

DEEP Division/Program: \_\_\_\_\_

DEEP Staff Contact: \_\_\_\_\_

If the property was the subject of any historical enforcement actions known to the applicant, explain:

\_\_\_\_\_

**10. Regulatory Limit** – See [Reference Guide for Regulatory Jurisdiction](#) for further explanation if necessary.

Indicate the landward extent of the State’s regulatory jurisdiction by checking one box:

**Coastal Jurisdiction Line (CJL)**– for CJL information, refer to the [Coastal Jurisdiction Fact Sheet and Chart](#).

**Mean High Water (MHW)** – for projects located upstream of a tide gate, dam or weir (structure must be shown on project plans).

**Tidal Wetland Boundary** – To be used if tidal wetlands are located landward of CJL or MHW. Include one foot above local extreme high water, if applicable.

**11. Tidal Elevations**

Provide site elevations for CJL, MHW, Mean Low Water (MLW) and the High Tide Line (HTL)\* in NAVD88.

For general elevation reference, refer to [USACE Tidal Flood Profiles](#):

CJL = +5.4'      MHW = +3.3'      MLW = -3.7'      HTL = +4.7'

\*The HTL is necessary for USACE jurisdiction and required as part of the USACE application.

**Part III: Site and Resource Information (continued)**

<b>12. Coastal Resource Impact Table</b>				
Check the applicable boxes below to identify coastal resources to be impacted by the proposed activity at the project site. Describe the impacts, as applicable. For definitions, refer to the <a href="#">Connecticut Coastal Management Manual</a> .				
Resource Type	square feet			Describe Impacts
	Permanent impact	Temporary impact	Mitigation	
<input type="checkbox"/> Beaches/Dunes below HTL below CJL				
<input type="checkbox"/> Tidal Wetlands				
<input checked="" type="checkbox"/> Nearshore waters		160 s.f.		Floating dock - can be removed
Resource Type	Describe Impacts (temporary and permanent)			
<input checked="" type="checkbox"/> Benthic Habitat	Avoid impacts by means of float stops.			
<input checked="" type="checkbox"/> Intertidal Flats	Avoid impacts by means of float stops.			
<input type="checkbox"/> Submerged Aquatic Vegetation (SAV)				
<input type="checkbox"/> Rocky Shorefront				
<input checked="" type="checkbox"/> Finfish	None.			
<input checked="" type="checkbox"/> Wildlife	None			
<input checked="" type="checkbox"/> Shellfish Areas	Avoid impacts by means of float stops.			
<input checked="" type="checkbox"/> Coastal Hazard Area	No increase in risks to life or property.			
<input type="checkbox"/> Bluffs/Escarpments				
<input type="checkbox"/> Islands				
<input checked="" type="checkbox"/> Coastal Flooding	No increase in risks associated with flooding.			
<input checked="" type="checkbox"/> Water Circulation Patterns	None.			
<input checked="" type="checkbox"/> Drainage Patterns	None.			
<input checked="" type="checkbox"/> Visual Quality	None.			
<input checked="" type="checkbox"/> Water Quality	None.			

## Part IV: Project Information

1. Describe, briefly, the *existing* structures within state regulatory jurisdiction, and their conditions and uses at the site of the proposed work. **Provide photographs showing resources and existing site conditions as Attachment 10.**

The site contains a pre-1980 seawall, a piling-supported timber pier, pierhead, and boat lift.

- 2a. Describe the proposed regulated work and activities in a detailed narrative, including the number and dimensions of structures and the volume and area of fill or excavations. See [LWRD Application Instructions](#) for required information.

Remove a 14.5' long section of the 4' wide timber pier, the 7' by 14' pierhead, the unauthorized 3' by 10' - 09" extension of the pier head, the unauthorized 10' - 09" by 12' - 02" timber platform atop the boat lift, and the boat lift. Install a 32" by 25' aluminum ramp, 8' by 20' timber floating dock, two timber float anchor pilings, two timber float stop pilings, and four 3" by 8" timber float stops.

- b. Describe the construction activities involved for the project in detail, including methods, sequencing, equipment, and any alternative construction methods that might be employed. For coastal dredging projects, identify the type of equipment with bucket and barge capacity and, for upland disposal, provide containment facility details (See [Reference for Coastal/Tidal Dredging](#)).

Equipment and materials (lumber, pilings, aluminum ramp and floating dock) will be brought to the site by barge. The pier section, pierhead, platform and boat lift will be hoisted by barge-borne derrick, placed aboard the barge, and off-loaded at the contractor's yard for disposal.

The new ramp hinge will be mounted to the terminus of the shortened pier. Timber pilings for anchoring and supporting the floating dock will be driven by barge-borne derrick using a vibratory hammer. Workers operating from work floats will install the float stops. The floating dock and aluminum ramp will be installed, and the barge will demobilize via the adjacent waterway upon completion of work.

- c. Describe any erosion and sedimentation or turbidity control installation and maintenance schedule and plans in detail. Such plans should be prepared in accordance with the [2002 Connecticut Guidelines for Soil Erosion and Sediment Control](#), as revised, established pursuant to CGS section 22a- 328.

The barge will access the site on a coming tide of sufficient depth to avoid grounding, and will withdraw to deeper waters on the outgoing tide.

- d. Anticipated date of project initiation: Winter 2025/2026

Indicate the length of time needed to complete the project and identify any anticipated time restrictions:  
One week. No time restrictions are anticipated.

3. After all measures to eliminate or minimize adverse resource impacts have been incorporated in the proposed project, describe why any adverse impacts that remain should be deemed acceptable by the Land & Water Resources Division. For projects involving stormwater management, low-impact development practices should be incorporated to the greatest extent practicable. Explain any reasons for not using a low-impact development practice. See [LWRD Application Instructions](#) for further guidance.

There should be no adverse impacts associated with the proposed work.

4. The proposed work is associated with which of the following uses? (Check all that apply.)

- |   |   |
|---|---|
| <input type="checkbox"/> Marine commercial/industrial use including aquaculture | <input type="checkbox"/> Flood and erosion control  |
| <input checked="" type="checkbox"/> Residential boating access                  | <input type="checkbox"/> Public access              |
| <input type="checkbox"/> Shared residential boating access                      | <input type="checkbox"/> Infrastructure improvement |
| <input type="checkbox"/> Other – explain: _____                                 |   |

## Part IV: Project Information (continued)

5. If the site is a marina or yacht club, provide the following:
- Number of boat slips and moorings: \_\_\_\_\_ (should be consistent with plans submitted as Attachment 14)
  - Type of marine sanitation service provided at the facility. \_\_\_\_\_
  - Check here to confirm that at least one plan view notes the location of upland support including adequate parking, a marina office, and restrooms.
  - Check the applicable services provided:

<input type="checkbox"/> boat repair/maintenance	<input type="checkbox"/> winter storage
<input type="checkbox"/> gas/fuel hook-up	<input type="checkbox"/> electric hook-up
<input type="checkbox"/> fishing amenities	<input type="checkbox"/> boating and/or equipment sales
6. If local/municipal review has or will require a Coastal Site Plan Review for activities at this site, please explain the associated upland work. \_\_\_\_\_
7. If modifications are proposed to a pre-1995 flood and erosion control structure (FECS), please confirm:
- |                          |   |
|--------------------------|---|
| N/A                      | Confirm   |
| <input type="checkbox"/> | <input type="checkbox"/> FECS modifications will not support an increase in upland fill   |
| <input type="checkbox"/> | <input type="checkbox"/> If FECS consists of riprap or revetment, no more than 10% volume of new stone is proposed  |
| <input type="checkbox"/> | <input type="checkbox"/> No more than 12"-18" of new waterward encroachment for bulkhead replacement/repair with appropriate justification for the encroachment in Item 3, above. New encroachment should be measured from the outermost bulkhead whaler or piling. |
8.  Check here if the proposed work is related to a pre-1939, pre-1987 (installed above MHW), and/or pre-1995 structure, and provide photographs, including dates, to document the date of installation as Attachment 11 following this form.

## Part V: Engineering Support Documentation and Certification

Certain types of projects require documentation of engineering design. If you answer yes to questions 1 or 2 below, you must submit a completed [Engineering Report Cover Sheet](#) (DEEP-LWRD-APP-001R) as Attachment 18 along with the relevant engineering report(s).

- Does the proposed activity include engineered structures such as bridges, culverts, stormwater management systems, detention basins, and/or flood & erosion control structures?  
 Yes  No
- Is the proposed activity located in a FEMA flood zone?  Yes  No
  - If yes, indicate the type of zone:  
 Floodway  Riverine Floodplain  New Engineered Structure in Coastal Floodplain
  - If yes, provide documentation in the Engineering Report to demonstrate that the relevant hydraulic analysis has been found to be in compliance with FEMA's National Flood Insurance Program requirements and the local flood ordinance for the municipality.
  - For activity in a Floodway, the Engineering Report must include a copy of a No-Rise Certification signed by a registered professional engineer. The No-rise Certification must be supported by technical data that is derived from a standard step-backwater computer model utilizing source data from the Flood Insurance Rate Map (FIRM) or Flood Boundary and Floodway Map (FBFM)

The *Engineering Report Cover Sheet* shall be signed and sealed by a Professional Engineer licensed in the State of Connecticut. Supporting documentation as identified in the checklist may consist of engineering studies and other documentation, as appropriate, in order to describe the hydrologic and hydraulic effects of the proposed actions.

## Part VI: Certificate of Permission Eligibility

Check all applicable boxes to confirm eligibility.

Pursuant to Connecticut General Statutes (CGS) Section 22a-363b(a) and (b):

### Previously Authorized Structures or Activities

- 1. Substantial maintenance or repair of existing structures, fill, obstructions or encroachments authorized pursuant to CGS section 22a-33 or 22a-361.
- 2. Maintenance dredging of areas which have been dredged and continuously maintained and serviceable as authorized pursuant to section 22a-33 or 22a-361.
- 3. Activities allowed pursuant to a perimeter permit and requiring authorization by the Commissioner of the Department of Energy & Environmental Protection.
- 4. Minor alterations or amendments to permitted activities consistent with the original permit.
- 5. Placement or reconfiguration of piers, floats, docks, and moorings within existing waterward boundaries of recreational marinas or yacht clubs which have been authorized pursuant to CGS section 22a-33 or 22a-361.

### Pre-1995 Structures or Activities

- 6. Retention of activities completed prior to January 1, 1995.
- 7. Minor alterations to activities completed prior to January 1, 1995.
- 8. Substantial maintenance of any structures, fill, obstructions or encroachments in place prior to January 1, 1995, and continuously maintained and serviceable since such time.

### Pre-1987 Structures

- 9. Substantial maintenance or repair of structures, fill, obstructions or encroachments placed landward of the mean high waterline and waterward of the coastal jurisdiction line, completed prior to October 1, 1987, and continuously maintained and serviceable since said date.

### Other Activities

- 10. The removal of derelict structures or vessels.
- 11. Placement of temporary structures for water-dependent uses as defined in CGS section 22a-93.
- 12. Open water marsh management, tidal wetland restoration, resource restoration or enhancement activity, as defined in subsection (a) of section 22a-361, including beach nourishment, and conservation activities undertaken by or under the supervision of the Department of Energy & Environmental Protection.

Pursuant to CGS Sec. 22a-363h:

- 13. Living shoreline projects with consent from LWRD staff.

## Part VII: Supporting Documents

The following attachments correspond to Form D. **If the Attachment name is followed by “REQUIRED”, the attachment must be submitted with every application.** When submitting any supporting documents, please label the documents as indicated in this part (e.g., Attachment 6, etc.) and be sure to include the same applicant name used on Page 1 of this application form. Please check the box next to the attachments listed to indicate that they have been submitted, and provide the applicable attachments following this form. NOTE: Attachment numbering is NOT consecutive as the attachments relate to multiple LWRD program applications.

Attachment I.D.	Attachment Description
<input checked="" type="checkbox"/> Attachment 6	<p><b>Harbor Management Notification</b>            If your town has a <a href="#">Harbor Management Commission</a>, submit the certified mail receipt as proof that this completed application was sent by certified mail to the Commission.</p>
<input type="checkbox"/> Attachment 8	<b>Conservation or Preservation Restriction</b> Information, if applicable.
<input type="checkbox"/> Attachment 9	<b>Remediation Documentation</b> , if applicable.
<input checked="" type="checkbox"/> Attachment 10	<b>Photographs showing existing conditions of the site REQUIRED</b>
<input type="checkbox"/> Attachment 11	<b>Photographic Documentation</b> of pre 1939, pre-1987 (above MHW) and/or pre-1995 installation.
<input checked="" type="checkbox"/> Attachment 14	<b>Project Plans</b> , use <a href="#">Project Plan Checklist</a> for requirements <b>REQUIRED</b>
<input type="checkbox"/> Attachment 18	<a href="#">Engineering Report Cover Sheet</a> (DEEP-LWRD-APP-001R)
<input checked="" type="checkbox"/> Attachment 20	<p><b>Natural Diversity Data Base (NDDB)</b>            If the proposed activity is within an NDDB area, complete and submit a <a href="#">Request for NDDB State Listed Species Review Form</a> (DEEP-APP-007) to the address specified on the form, <b>prior</b> to submitting this application. For NDDB maps and more information, visit the DEEP website at <a href="http://www.ct.gov/deep/nddbrequest">www.ct.gov/deep/nddbrequest</a> or call the NDDB staff at 860-424-3011.</p> <p>Please note NDDB review generally takes 4 to 6 weeks and may require the applicant to produce additional documentation, such as ecological surveys, which must be completed prior to submitting this permit application. A copy of the NDDB Final Determination response letter that has not expired <b>must</b> be submitted as Attachment 20. Include a copy of any mitigation measures or management plan developed for this activity and approved by NDDB. Be aware that you must renew your NDDB Determination if it expires before project work commences.</p>
<input type="checkbox"/> Attachment 21	<p><b>DEEP Wildlife Division – Osprey Consultation</b></p> <p>If the proposed activity will occur within 300 feet of an osprey platform, please note that work will be prohibited between May 1<sup>st</sup> and July 31<sup>st</sup> unless a DEEP waiver is obtained. If this seasonal prohibition conflicts with the proposed work schedule, please contact the DEEP Wildlife Division’s Wildlife Diversity Program staff at <a href="mailto:deep.wildlife@ct.gov">deep.wildlife@ct.gov</a> or 860-424-3011 for technical assistance before submitting your application. If you are seeking a seasonal prohibition waiver, documentation of the waiver issued by Wildlife Diversity Program staff must be submitted as Attachment 21. For known nesting locations, reference the Osprey Map at:</p> <p><a href="https://www.google.com/maps/d/viewer?mid=1GyxnB-UAGxmselecH9Zj4UdH1ug&amp;usp=sharing">https://www.google.com/maps/d/viewer?mid=1GyxnB-UAGxmselecH9Zj4UdH1ug&amp;usp=sharing</a> or <a href="https://www.ctaudubon.org/citizen-science">https://www.ctaudubon.org/citizen-science</a>.</p>

## Part VI: Supporting Documents (continued)

- |                                     |                      |  |
|-------------------------------------|----------------------|--|
| <input type="checkbox"/>            | <b>Attachment 22</b> | <b>Dredging Consultation Form</b><br>( <i>REQUIRED</i> for dredging activities only.)<br>If dredging is proposed, please refer to <a href="#">Reference for Coastal/Tidal Dredging</a> and submit a completed <a href="#">Dredging Consultation Form</a> .   |
| <input type="checkbox"/>            | <b>Attachment 23</b> | <b>Fisheries Consultation Form</b><br>If your project involves maintenance dredging, submit a completed <a href="#">Fisheries Consultation Form</a> (DEEP-FISH-APP-007).   |
| <input type="checkbox"/>            | <b>Attachment 24</b> | <b>Department of Agriculture/Bureau of Aquaculture Consultation</b><br>If your project involves maintenance dredging, submit a completed <a href="#">Department of Agriculture/Bureau of Aquaculture Consultation Form</a> . Consultation is not required for towns north of: Orange and Derby/Ansonia on the Housatonic River system; Lyme and Essex on the Connecticut River; and Norwich and Preston on the Thames River. |
| <input checked="" type="checkbox"/> | <b>Attachment 41</b> | <a href="#">Applicant Compliance Information Form</a> (DEEP-APP-002) <b>REQUIRED</b>   |
| <input checked="" type="checkbox"/> | <b>Attachment 42</b> | <a href="#">Applicant Background Information Form</a> (DEEP-APP-008) <b>REQUIRED</b>   |
| <input checked="" type="checkbox"/> | <b>Attachment 43</b> | <b>Other Information:</b> Any other applicable information the applicant deems relevant or is required by DEEP.  |

**MR. DAVID KUCHER 15 SEABREEZE PLACE, NORWALK, CT  
CERTIFICATE OF PERMISSION APPLICATION - ATTACHMENT 10 – SITE PHOTOGRAPHS**



1. VIEW FROM ATOP SEAWALL LOOKING SOUTHEAST TOWARDS PIER TO BE MODIFIED. NOTE EXTENT OF INTERTIDAL WETLAND VEGETATION.



2. VIEW LOOKING NORTH TOWARDS PIERHEAD AND BOAT LIFT. NOTE UNAUTHORIZED PLATFORM ATOP BOAT LIFT, LIMIT OF TIDAL WETLAND VEGETATION, AND TYPE OF SUBSTRATE BELOW.

**MR. DAVID KUCHER 15 SEABREEZE PLACE, NORWALK, CT  
CERTIFICATE OF PERMISSION APPLICATION - ATTACHMENT 10 – SITE PHOTOGRAPHS**



3. VIEW LOOKING LANDWARD FROM WATERWARD TERMINUS OF UNAUTHORIZED PLATFORM ATOP BOAT LIFT. NOTE UNAUTHORIZED EXTENSION OF PIERHEAD BETWEEN BOAT LIFT PILINGS.



4. VIEW FROM APPLICANT'S UPLAND LOOKING WATERWARD TOWARDS PIER TO BE MODIFIED. NOTE EXTENT OF INTERTIDAL WETLAND VEGETATION AND DISTANCE TO CHANNEL IN NORWALK HARBOR.



# VICINITY MAP

FROM U.S.G.S. NORWALK SOUTH QUADRANGLE MAP

SCALE: 1:24000

PURPOSE: SMALL CRAFT LAUNCHING AND LANDING  
 DATUM: NORTH AMERICAN VERTICAL DATUM OF 1988  
 ADJACENT PROPERTY OWNERS: JOHN SEIBERT, CITY OF NORWALK  
 APPLICATION PREPARED BY: JOHN HILTS, P.O. BOX 47, ROWAYTON, CT 06853

PROPOSED REPLACEMENT OF AUTHORIZED PIER, PIERHEAD AND BOATLIFT IN  
 NORWALK HARBOR AT 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CT  
 APPLICANT: MR. DAVID KUCHER  
 DATE: 7/08/25 SHEET 1 OF 4 REVISION NO. DATE:



# A S S E S S O R ' S M A P

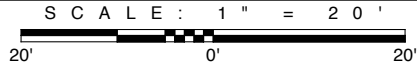
FROM NORWALK ASSESSOR'S MAP 16SE

BLOCK 90 PARCEL 96

*PURPOSE: SMALL CRAFT LAUNCHING AND LANDING*  
*DATUM: NORTH AMERICAN VERTICAL DATUM OF 1988*  
*ADJACENT PROPERTY OWNERS: JOHN SEIBERT, CITY OF NORWALK*  
*APPLICATION PREPARED BY: JOHN HILTS, P.O. BOX 47, ROWAYTON, CT 06853*

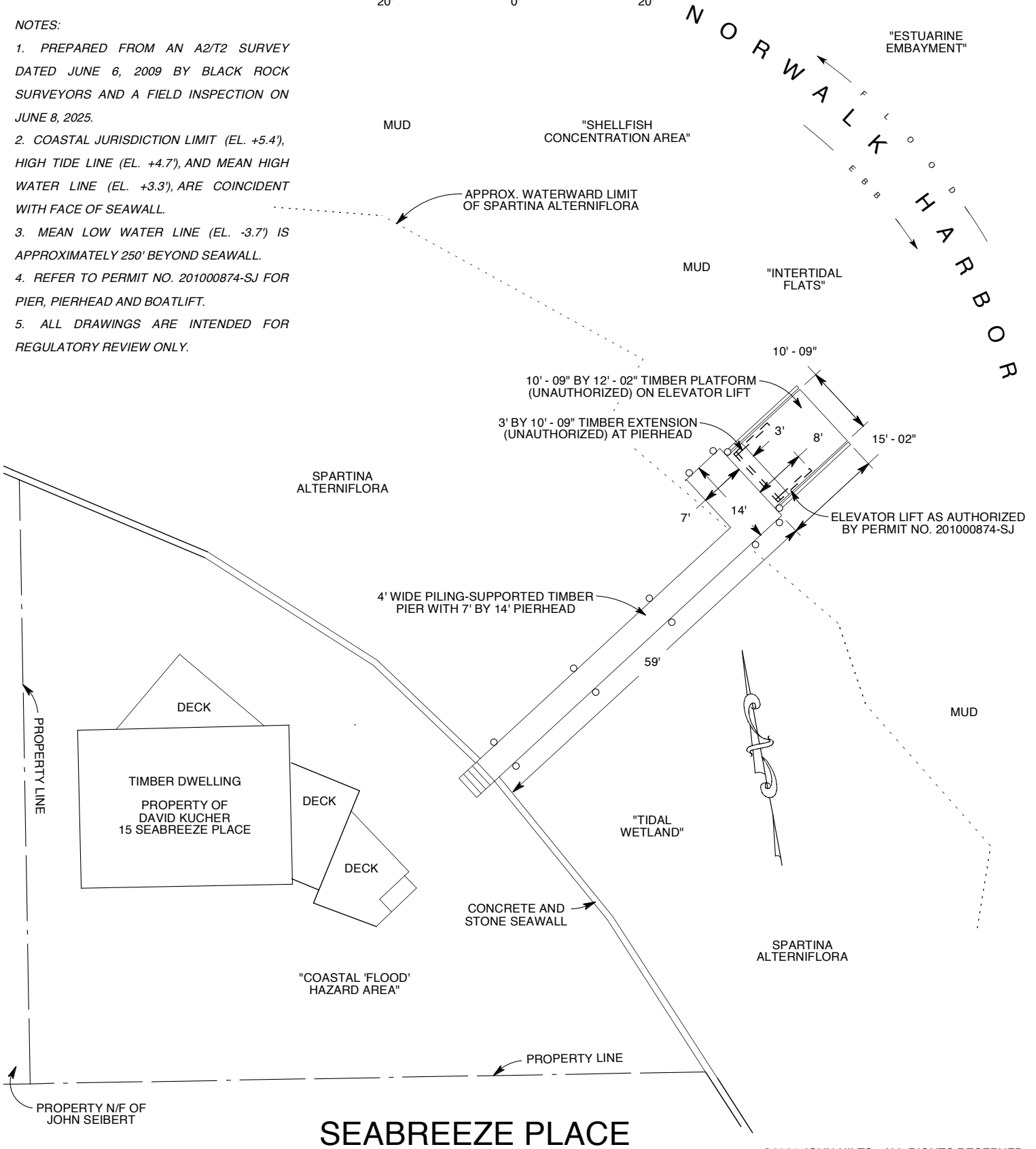
*PROPOSED REPLACEMENT OF AUTHORIZED PIER, PIERHEAD AND BOATLIFT IN NORWALK HARBOR AT 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CT*  
*A P P L I C A N T : M R . D A V I D K U C H E R*  
*DATE: 7/08/25 SHEET 2 OF 4 REVISION NO. DATE:*

# EXISTING DETAIL PLAN VIEW



**NOTES:**

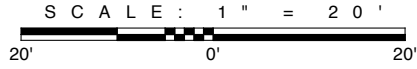
1. PREPARED FROM AN A2/T2 SURVEY DATED JUNE 6, 2009 BY BLACK ROCK SURVEYORS AND A FIELD INSPECTION ON JUNE 8, 2025.
2. COASTAL JURISDICTION LIMIT (EL. +5.4'), HIGH TIDE LINE (EL. +4.7'), AND MEAN HIGH WATER LINE (EL. +3.3'), ARE COINCIDENT WITH FACE OF SEAWALL.
3. MEAN LOW WATER LINE (EL. -3.7') IS APPROXIMATELY 250' BEYOND SEAWALL.
4. REFER TO PERMIT NO. 201000874-SJ FOR PIER, PIERHEAD AND BOATLIFT.
5. ALL DRAWINGS ARE INTENDED FOR REGULATORY REVIEW ONLY.



PURPOSE: SMALL CRAFT LAUNCHING AND LANDING  
 DATUM: NORTH AMERICAN VERTICAL DATUM OF 1988  
 ADJACENT PROPERTY OWNERS: JOHN SEIBERT, CITY OF NORWALK  
 APPLICATION PREPARED BY: JOHN HILTS, P.O. BOX 47, ROWAYTON, CT 06853

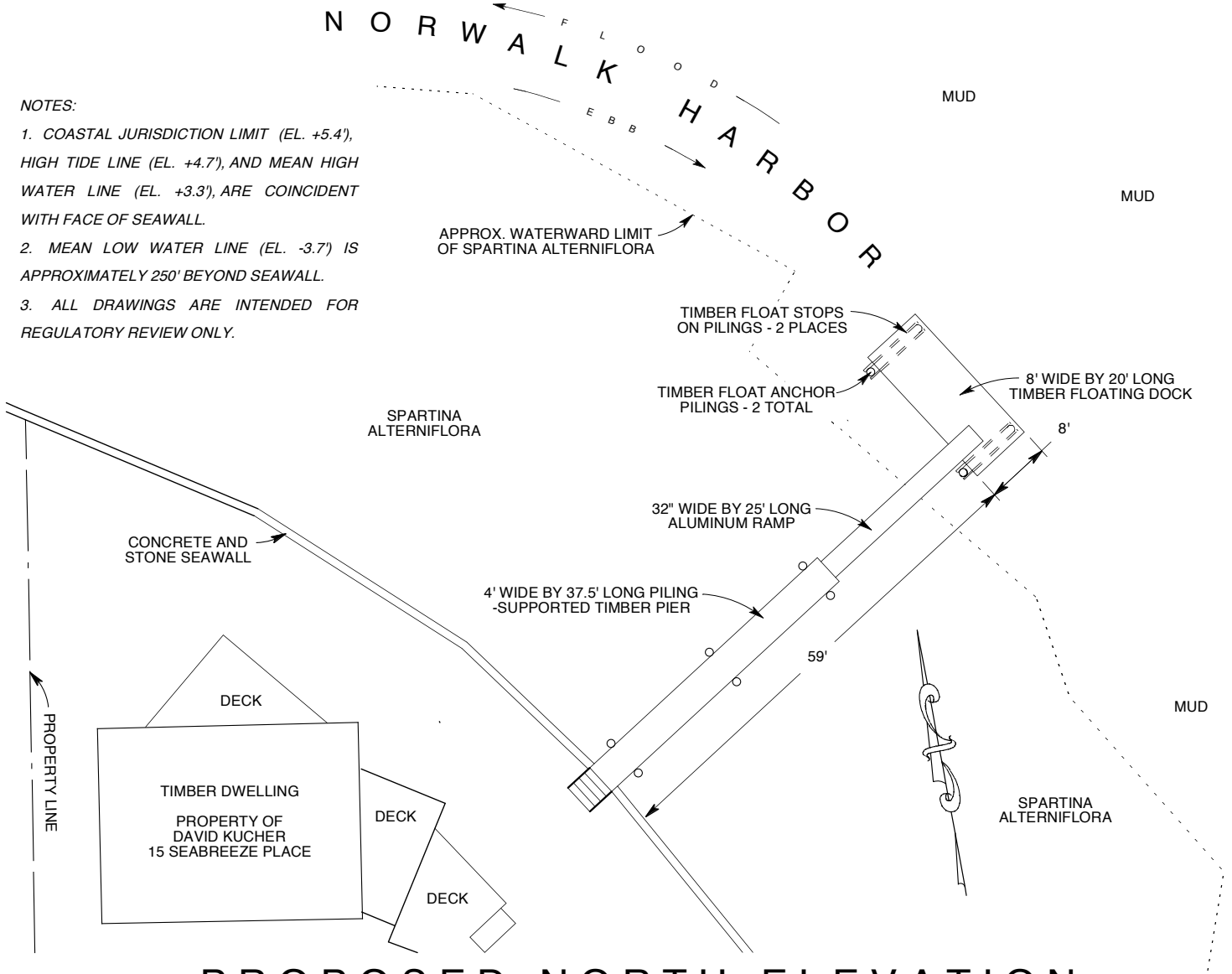
PROPOSED REPLACEMENT OF AUTHORIZED PIER, PIERHEAD AND BOATLIFT IN NORWALK HARBOR AT 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CT  
 APPLICANT: MR. DAVID KUCHER  
 DATE: 7/08/25 SHEET 3 OF 4 REVISION NO. DATE:

# PROPOSED DETAIL PLAN VIEW

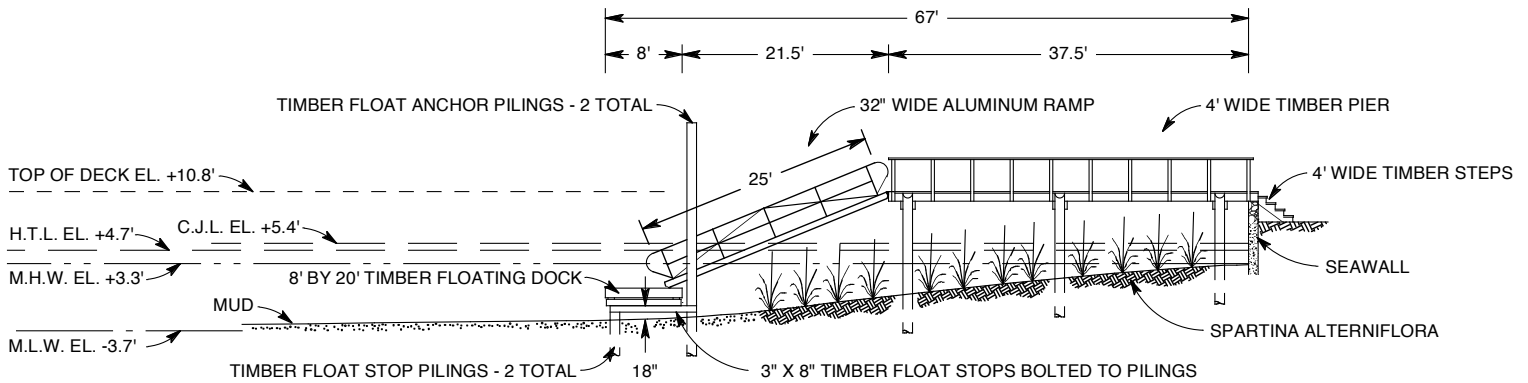
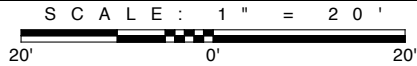


**NOTES:**

1. COASTAL JURISDICTION LIMIT (EL. +5.4'), HIGH TIDE LINE (EL. +4.7'), AND MEAN HIGH WATER LINE (EL. +3.3'), ARE COINCIDENT WITH FACE OF SEAWALL.
2. MEAN LOW WATER LINE (EL. -3.7') IS APPROXIMATELY 250' BEYOND SEAWALL.
3. ALL DRAWINGS ARE INTENDED FOR REGULATORY REVIEW ONLY.



# PROPOSED NORTH ELEVATION



PURPOSE: SMALL CRAFT LAUNCHING AND LANDING  
 DATUM: NORTH AMERICAN VERTICAL DATUM OF 1988  
 ADJACENT PROPERTY OWNERS: JOHN SEIBERT, CITY OF NORWALK  
 APPLICATION PREPARED BY: JOHN HILTS, P.O. BOX 47, ROWAYTON, CT 06853

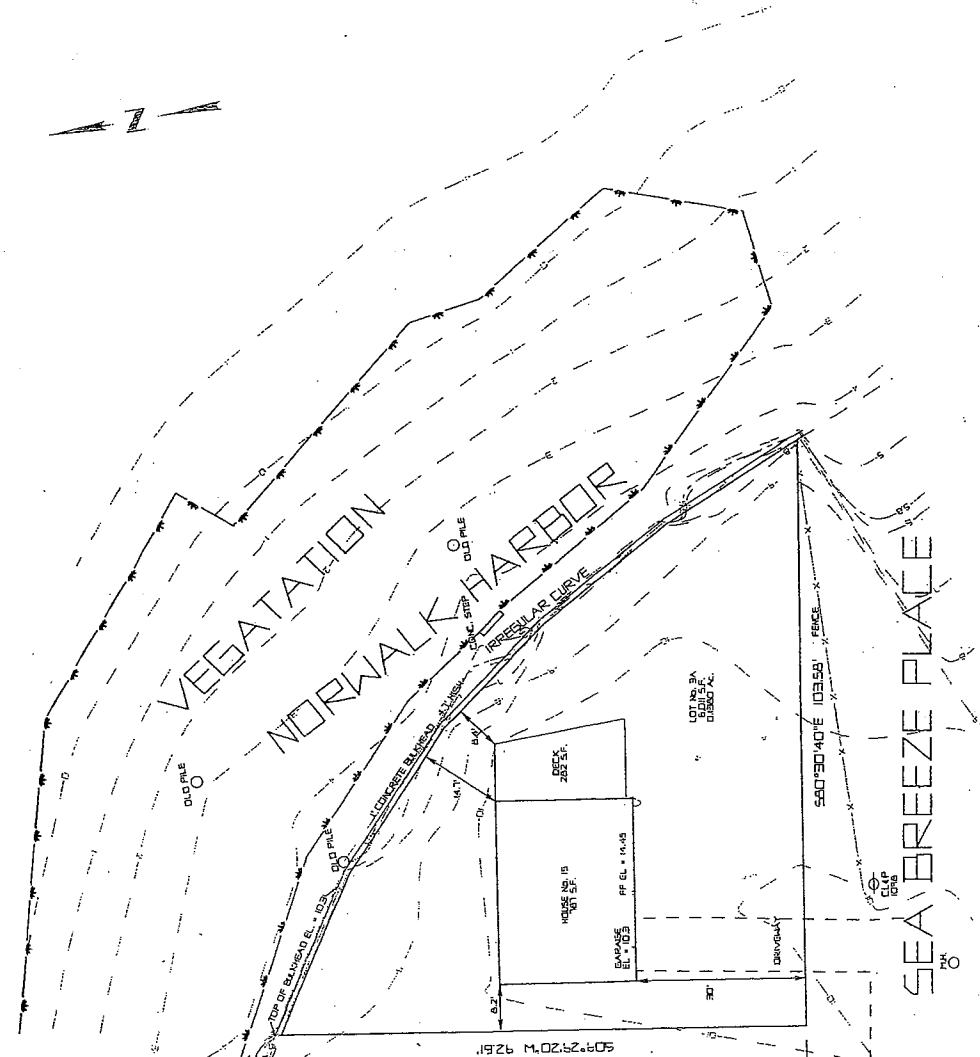
PROPOSED REPLACEMENT OF AUTHORIZED PIER, PIERHEAD AND BOATLIFT IN  
 NORWALK HARBOR AT 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CT  
 APPLICANT: MR. DAVID KUCHER  
 DATE: 7/08/25 SHEET 4 OF 4 REVISION NO. DATE:

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ITEM	REQUIRED	EXISTING	PROPOSED
ZONE	"C"	"C"	NC
FRONT	30'	30'	NC
SIDE	10/25'	8.2'	NC
REAR	15'	14.7'	NC
BUILDING COVERAGE	95%	17.18%	NC
AREA	5000 S.F.	6,011 S.F.	NC

REFER TO LOT NO. 2A ON MAP NO. 4993 ON FILE AT THE NORWALK TOWN CLERK'S OFFICE.  
 P.E.M.A. ZONE AS SHOWN IN COMMUNITY PANEL NO. DP0002 0002C  
 MAP REVISED: 8-11-86

INCLUDES FORMERLY LAND OF GARY BURFORD



DEPENDENT RESURVEY

THIS SURVEY WAS PREPARED FOR A SPECIFIC PURPOSE. ANY USE OTHER THAN THAT FOR WHICH IT WAS PREPARED IS AT THE USER'S RISK. THE USER SHALL BE RESPONSIBLE FOR OBTAINING ALL NECESSARY RECORDS AND INFORMATION TO VERIFY THE ACCURACY OF THIS SURVEY. ANY CHANGES OR IMPROVEMENTS OR INTERFERING ENCROACHMENTS IF ANY, UNAUTHORIZED ALTERATIONS OR ADDITIONS TO THIS SURVEY WHICH BEGINS WITH THIS SURVEY SHALL BE THE USER'S RESPONSIBILITY AND SHALL BE AT THE USER'S RISK AND VOID.

THIS SURVEY AND DECLARATION SHALL BE VALID AND VOID WITHOUT THE LICENSED SURVEYOR'S ORIGINAL STAMP OR SIGNED SEAL.

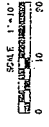
THIS MAP DOES NOT CONSTITUTE EITHER A SUBDIVISION OR A RESUBDIVISION AND IS NOT TO BE USED FOR ANY SUCH PURPOSE.

THIS SURVEY AND MAP HAVE BEEN PREPARED IN ACCORDANCE WITH THE STANDARDS AND PRACTICES OF THE PROFESSION OF SURVEYING AND MAPPING AS SET FORTH IN THE CONSTITUTION AND LAWS OF THE STATE OF CONNECTICUT AND THE REGULATIONS OF THE BOARD OF LAND SURVEYORS AND MAPPERS.



*Michael L. McElroy*  
 MICHAEL L. MCELROY, L.L.S., NO. 17230

PLOT PLAN  
 OF  
 15 SEA BREEZE PLACE  
 PREPARED FOR  
 RICHARD SCALISE  
 JANUARY 6, 2004 SCALE: 1" = 10'  
 NORWALK, CONNECTICUT  
 BLACK ROCK SURVEYORS  
 1095 CHURCH HILL ROAD  
 FAIRFIELD, CONNECTICUT  
 12059 514-0005





CPPU USE ONLY	
App #:	_____
Doc #:	_____
Check #: No fee required	
Program: Natural Diversity Database Endangered Species	
Hardcopy _____	Electronic _____

## Request for Natural Diversity Data Base (NDDDB) State Listed Species Review

This form was auto-populated with information provided through the DEEP ezFile portal NDDDB review application. **There are no fees associated with NDDDB Reviews.**

### Part I: Preliminary Screening & Request Type

Before submitting this request, you must review the most current Natural Diversity Data Base "State and Federal Listed Species and Significant Natural Communities Maps" found on the [DEEP website](#). These maps are updated twice a year, usually in June and December.

This form is being submitted for a:

<input checked="" type="checkbox"/> New NDDDB request  <input type="checkbox"/> <i>Renewal</i> of a NDDDB Request <b>without modifications and within two years</b> of issued NDDDB determination (no attachments required)  <small>[CPPU Use Only - NDDDB-Listed Species Determination # 1736]</small>	<input type="checkbox"/> <b>New Safe Harbor Determination</b> ; must be associated with an application for a GP for the Discharge of Stormwater and Dewatering Wastewaters from Construction Activities (Attachment D of this form is required)  <input type="checkbox"/> <i>Renewal/Extension</i> of an existing Safe Harbor Determination <input type="checkbox"/> With modifications <input type="checkbox"/> Without modifications (no attachments required)  <small>[CPPU Use Only - NDDDB-Safe Harbor Determination # 1736]</small>
---	---

Enter NDDDB Determination Number for Renewal:

Enter Safe Harbor Determination Number for Renewal/Extension:

1. Does your project utilize federal funds or require a federal permit?     Yes     No

If yes, your project may be subject to Federal rules regarding the Northern long-eared bats or other federally listed species. Information on the Northern long-eared bat and the 4-D rule may be found at:

<http://www.fws.gov/midwest/endangered/mammals/nleb/>

Information on other federally listed species and Section 7 consultations may be found at:

<https://www.fws.gov/newengland/EndangeredSpec-Consultation.htm>

2. Does your project utilize state funding, involve state agency actions, or relate to a CEPA request?

Yes     No

3. Does your project require state permits, licenses, registrations or authorizations?  Yes     No

If yes, list permit type(s): Coastal Permit or Authorization

If an active enforcement action exists regarding this project, enter number:

If known, enter DEEP analysts reviewing this project: Ms. Emily Herz

## II: Requester Information

*\*If the requester is a corporation, limited liability company, limited partnership, limited liability partnership, or a statutory trust, it must be registered with the Secretary of the State. If applicable, the name shall be stated **exactly** as it is registered with the Secretary of the State. Please note, for those entities registered with the Secretary of the State, the registered name will be the name used by DEEP. This information can be accessed at the Secretary of the State's Business Records Search. (<https://service.ct.gov/business/s/onlinebusinesssearch>)*

*If the requester is an individual, provide the legal name (include suffix) in the following format: First Name; Middle Initial; Last Name; Suffix (Jr, Sr., II, III, etc.).*

*If there are any changes or corrections to your company/facility or individual mailing or billing address or contact information, please complete and submit the [Request to Change company/Individual Information](#) to the address indicated on the form.*

### 1. Requester\*

Company Name: HILTS JOHN

Contact Name: .

Address: PO BOX 47

City/Town: NORWALK

State: CT

Zip Code: 06853

Business Phone: 4754411244    Ext:

\*\*E-mail: mrhills@erols.com

**\*\*By providing this email address you are agreeing to receive official correspondence from the department, at this electronic address, concerning this request. Please remember to check your security settings to be sure you can receive emails from "ct.gov" addresses. Also, please notify the department if your e-mail address changes**

a) Requester can best be described as:

Individual             Federal Agency     State agency

Municipality         Tribal     \*business entity (\* if a business entity complete i through iii):

i) Check type  corporation

limited liability company

limited partnership

limited liability partnership

statutory trust

Other:

ii) Provide Secretary of the State Business ID #: This information can be accessed at the Secretary of the State's Business Records Search (<https://service.ct.gov/business/s/onlinebusinesssearch>)

iii)  Check here if your business is **NOT** registered with the Secretary of the State's office.

b) Acting as (Affiliation), pick one:

Property owner

Consultant

Engineer

Facility owner

Applicant

Biologist

Pesticide Applicator

Other representative:

### Part III: Site Information

This request can only be completed for one site. A separate request must be filed for each additional site.

#### SITE NAME AND LOCATION

Project Name (for use in correspondence): David Kucher Dock Modification

If your Project site has a street address, please enter below:

Street Address: 15 Seabreeze P1

Town(s): Norwalk

If your Project has no street address, please enter a description of the site location:

Location Description:

Town(s):

Size in acres, or site dimensions: 0.01

Describe existing land conditions:

### Part IV: Project Information

1. **Project Type:**

Choose Project Category: Construction, Development

Choose Project Type: Docks/Piers/Boat Launches and Aquaculture

Choose Project Subtype: In-water structures only (docks,boat launches, aquaculture)

2. Brief Project Description:

3. Provide a schedule for all phases of the project including the year, the month that the proposed activity will be initiated and the duration of the activity.

4. Is the subject activity limited to the maintenance, repair, or improvement of an existing structure within the existing footprint?       Yes       No      If yes, add explanation in No. 4 below.

5. Give a detailed description of the activity which is the subject of this request and describe the methods and equipment that will be used. Include a description of steps that will be taken to minimize impacts to any known listed species.

6. If this is a renewal or extension of an existing Safe Harbor request *with* modifications, explain what about the project has changed.

## Part VI: Supporting Documents

Check each attachment submitted as verification that *all* applicable attachments have been supplied with this request form. Label each attachment as indicated in this part (e.g., Attachment A, etc.) and be sure to include the requester's name, site name and the date. **Please note that Attachments A and B are required for all new requests. Attachment C is required for requests associated with: new state or federal permit applications, modifications of existing permits, permit enforcement actions, site management/planning that requires details species recommendations, and state funded projects, state agency activities, and CEPA requests.** Renewals/Extensions with no modifications do not need to submit any attachments. Attachments C and D are supplied at the end of this form.

<input checked="" type="checkbox"/> Attachment A:	<b>Project Detail Map:</b> an 8 1/2" X 11" print/copy of the relevant portion of a USGS Topographic Quadrangle Map clearly indicating the exact location of the site.
<input checked="" type="checkbox"/> Attachment B:	<b>GIS file (for uploaded GIS polygons):</b> fine scaled map showing site boundary and area of work details on aerial imagery with relevant landmarks labeled. (Site and work boundaries in GIS [ESRI ArcView shapefile, in NAD83, State Plane, feet] format can be substituted for detailed maps, see instruction document)
<input checked="" type="checkbox"/> Attachment C:	<b>Supplemental Information (attached, DEEP-APP-007C):</b> Site plans, photographs and biological reports
<input type="checkbox"/> Attachment D:	<b>Safe Harbor Report Requirements (attached, DEEP-APP-007D)</b>

## Part VII: Requester Certification

The requester *and* the individual(s) responsible for actually preparing the request must sign this part. A request will be considered incomplete unless all required signatures are provided.

<p>"I have personally examined and am familiar with the information submitted in this document and all attachments thereto, and I certify that based on reasonable investigation, including my inquiry of the individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief."</p>	
<p>Hilts John</p>	<p>7/15/2025</p>
<p>Signature of Preparer (a typed name will substitute for a handwritten signature)</p>	<p>Date</p>
<p>Hilts John</p>	
<p>Name of Preparer (print or type)</p>	<p>Title (if applicable)</p>
<p>Signature of Preparer (if different than above)</p>	<p>Date</p>
<p>Name of Preparer (print or type)</p>	<p>Title (if applicable)</p>

Note: Please submit the completed Request Form and all Supporting Documents to:

CENTRAL PERMIT PROCESSING UNIT  
 DEPARTMENT OF ENERGY & ENVIRONMENTAL PROTECTION  
 79 ELM STREET  
 HARTFORD, CT 06106-5127

Or email request to: [deep.nddbrequest@ct.gov](mailto:deep.nddbrequest@ct.gov)

## Attachment C: Supplemental Information and Attachments

### 1. Existing & Proposed Conditions

If available provide site plans, drawings or imagery showing existing conditions and proposed changes. If not available, describe all natural and man-made features including wetlands, watercourses with direction of flow, fish and wildlife habitat, floodplains and any existing structures potentially affected by the subject activity. Such features should be depicted and labeled on the site plan.

**Annotated Site Plan(s) attached**

### 2. Photographs depicting site conditions can be helpful to reviewers. Provide and label photographs, if available.

**Site Photographs (optional) attached**

### 3. Biological Surveys

Has a biologist visited the site and conducted a biological survey to determine the presence of any endangered, threatened or special concern species  Yes  No

If yes, submit any reports of biological surveys, documentation of the biologist's qualifications, and any NDDB survey forms. Reports should include biologist(s) name, habitat and/or species targeted by survey, plant and animal species observed, dates when surveys were conducted.

**Reports of biological surveys attached**

**Documentation of biologist's qualifications attached**

**[NDDB Survey forms](#) for any listed species observations attached**

## Attachment D: Safe Harbor Report Requirements

Submit a report, as Attachment D, that synthesizes and analyzes the information listed below. Those providing synthesis and analysis need appropriate qualifications and experience. A request for a safe harbor determination shall include:

### 1. Habitat Description and Map(s), including GIS mapping overlays, of a scale appropriate for the site, identifying:

- wetlands, including wetland cover types;
- plant community types;

- topography;
- soils;
- bedrock geology;
- floodplains, if any;
- land use history; and
- water quality classifications/criteria.

2. **Photographs** - The report should include photographs of the site taken from the ground and also all reasonably available aerial or satellite photographs and an analysis of such photographs.
3. **Inspection** - A visual inspection(s) of the site should be conducted, preferably when the ground is visible, and described in the report. This inspection can be helpful in confirming or further evaluating the items noted above.
4. **Biological Surveys** - The report should include all biological surveys of the site where construction activity will take place that are reasonably available to a registrant. A registrant shall notify the Department's Wildlife Division of biological studies of the site where construction activity will take place that a registrant is aware of but are not reasonably available to the registrant.
5. **Based on items #1 through 4 above, the report shall include a Natural Resources Inventory of the site of the construction activity.** This inventory should also include a review of reasonably available scientific literature and any recommendations for minimizing adverse impacts from the proposed construction activity on listed species or their associated habitat.
6. **In addition, to the extent the following is available at the time a safe harbor determination is requested, a request for a safe harbor determination shall include and assess:**
  - Information on Site Disturbance Estimates/Site Alteration information
  - Vehicular Use
  - Construction Activity Phasing Schedules, if any; and
  - Alteration of Drainage Patterns

Generated by eNDDDB on:  
7/15/2025

John Hilts  
HILTS  
PO BOX 47  
NORWALK, CT 06853  
[mrhilts@erols.com](mailto:mrhilts@erols.com)

Subject: Filing # 129669  
David Kucher Dock Modification  
NDDDB – New Determination Number: 202505301  
15 Seabreeze Pl  
Norwalk

Expiration Date: 7/15/2027

Based on current data maintained by the Natural Diversity Database (NDDDB) and housed in the DEEP ezFile portal, negative impacts to populations of Federal or State Endangered, Threatened, or Special Concern species (RCSA Sec. 26-306) are not anticipated from the proposed Docks/Piers/Boat Launches and Aquaculture / In-water structures only (docks,boat launches, aquaculture), David Kucher Dock Modification.

This NDDDB – New determination may be utilized to fulfill the Endangered and Threatened Species requirements for state-issued permit applications, licenses, registration submissions, and authorizations. However, please be aware of the following limitations and conditions:

- This determination does not preclude the possibility that listed species may be encountered on site. Should this occur, a report must be submitted to the Natural Diversity Database promptly and additional action may be necessary to remain in compliance with certain state permits. Please fill out the [appropriate survey form](#) and follow the instructions for submittal.
- If your project involves preparing an Environmental Impact Assessment, this NDDDB consultation and determination should not be substituted for conducting biological field surveys assessing on-site habitat and species presence.
- This determination applies only to the project as described in the submission and summarized at the end of this letter. Please re-submit an updated Request for Review if the project's scope of work and/or timeframe changes, including if work has not begun by 7/15/2027.

The NDDDB – New determination for the David Kucher Dock Modification at 15 Seabreeze Pl, Norwalk as described in the submitted information and summarized at the end of this document is valid for two years from the date on this letter.

Natural Diversity Database information includes all information regarding listed species available to us at the time of the request. This information is a compilation of data collected over the years by the Department of Energy and Environmental Protection's Natural History Survey and cooperating units of DEEP, land owners, private conservation groups and the scientific community. This information is not necessarily the result of comprehensive or site-specific field investigations. Current research projects and new contributors continue to identify additional populations of species and locations of habitats of concern, as well as, enhance existing data. Such new information is incorporated into the Database and accessed through the ezFile portal as it becomes available.

This letter is computer generated and carries no signature. If however, any clarification is needed, or if you have further questions, please contact the following:

CT DEEP Bureau of Natural Resources  
Wildlife Division  
Natural Diversity Database  
79 Elm Street, 6<sup>th</sup> floor  
Hartford, CT 06106-5127  
(860) 424-3011  
[deep.nddbrequest@ct.gov](mailto:deep.nddbrequest@ct.gov)

Please reference the Determination Number provided in this letter when you e-mail or write. Thank you for submitting your project through DEEP's ezFile portal for Natural Diversity Database reviews.

Application Details:

Project involves federal funds or federal permit:	Yes
Project involves state funds, state agency action, or relates to CEPA request:	No
Project requires state permit, license, registration, or authorization:	Yes
DEEP enforcement action related to project:	
Project Type:	Docks/Piers/Boat Launches and Aquaculture
Project Sub-type:	In-water structures only (docks,boat launches, aquaculture)
Project Name:	David Kucher Dock Modification
Project Description:	



Connecticut Department of Energy & Environmental Protection

Applicant Compliance Information

DEEP ONLY
App. No.
Co./Ind. No.

Applicant Name: Mr. David Kucher

Mailing Address: 15 Seabreeze Place

City/Town: Norwalk

State: CT

Zip Code: 06854

Business Phone: 914-714-2782

ext.:

Fax:

Contact Person:

Phone:

ext.

\*E-mail: dkucher@sascoriver.com

If you answer yes to any of the questions below, you must complete the Table of Enforcement Actions on the reverse side of this sheet as directed in the instructions for your permit application.

A. During the five years immediately preceding submission of this application, has the applicant been convicted in any jurisdiction of a criminal violation of any environmental law?

[ ] Yes [X] No

B. During the five years immediately preceding submission of this application, has a civil penalty been imposed upon the applicant in any state, including Connecticut, or federal judicial proceeding for any violation of an environmental law?

[ ] Yes [X] No

C. During the five years immediately preceding submission of this application, has a civil penalty exceeding five thousand dollars been imposed on the applicant in any state, including Connecticut, or federal administrative proceeding for any violation of an environmental law?

[ ] Yes [X] No

D. During the five years immediately preceding submission of this application, has any state, including Connecticut, or federal court issued any order or entered any judgement to the applicant concerning a violation of any environmental law?

[ ] Yes [X] No

E. During the five years immediately preceding submission of this application, has any state, including Connecticut, or federal administrative agency issued any order to the applicant concerning a violation of any environmental law?

[ ] Yes [X] No

**Table of Enforcement Actions**

<b>(1) Type of Action</b>	<b>(2a) Date Commenced</b>	<b>(2b) Date Terminated</b>	<b>(3) Jurisdiction</b>	<b>(4) Case/Docket/ Order No.</b>	<b>(5) Description of Violation</b>



## Applicant Background Information

Check the box by the entity which best describes the applicant and complete the requested information.  
**You must choose one of the following: corporation, limited liability company, limited partnership, general partnership, voluntary association and individual or business type.**

### Corporation

Check the box if additional sheets are necessary. If so, label and attach additional sheet(s) to this sheet with the required information.

1. Parent Corporation

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

Contact Person:

Phone:

ext.

E-mail:

2. Subsidiary Corporation:

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

Contact Person:

Phone:

ext.

E-mail:

3. Directors:

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

E-mail:

4. Officers:

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

E-mail:

## Applicant Background Information (continued)

**Limited Liability Company**

Check the box if additional sheets are necessary. If so, label and attach additional sheet(s) to this sheet with the required information.

1. List each member.

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

E-mail:

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

E-mail:

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

E-mail:

2. List any manager(s) who, through the articles of organization, are vested the management of the business, property and affairs of the limited liability company.

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

E-mail:

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

E-mail:

Name:

Mailing Address:

City/Town:

State:

Zip Code:

Business Phone:

ext.:

E-mail:

## Applicant Background Information (continued)

**Limited Partnership**

Check the box if additional sheets are necessary. If so, label and attach additional sheet(s) to this sheet with the required information.

1. General Partners:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			
2. Limited Partners:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			

## Applicant Background Information (continued)

**General Partnership**

Check the box if additional sheets are necessary. If so, label and attach additional sheet(s) to this sheet with the required information.

1. General Partners:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			
Name:			
Mailing Address:			
City/Town:	State:	Zip Code:	
Business Phone:	ext.:		
Contact Person:	Phone:	ext.	
E-mail:			

## Applicant Background Information (continued)

**Voluntary Association**

Check box if additional sheets are necessary. If so, label and attach additional sheet(s) to this sheet with the required information.

1. List authorized persons of association or list all members of association.

Name:  
Mailing Address:  
City/Town: State: Zip Code:  
Business Phone: ext.:  
E-mail:

Name:  
Mailing Address:  
City/Town: State: Zip Code:  
Business Phone: ext.:  
E-mail:

Name:  
Mailing Address:  
City/Town: State: Zip Code:  
Business Phone: ext.:  
E-mail:

Name:  
Mailing Address:  
City/Town: State: Zip Code:  
Business Phone: ext.:  
E-mail:

**Individual or Other Business Type**

Check the box, if additional sheets are necessary. If so, label and attach additional sheet(s) to this sheet with the required information.

1. Name: **Mr. David Kucher**  
Mailing Address: 15 Seabreeze Place  
City/Town: Norwalk State: CT Zip Code: 06854  
Business Phone: 914-714-2782 ext.:  
E-mail: dkucher@sascoriver.com

2. State other names by which the applicant is known, including business names.  
Name:



17. DIRECTIONS TO THE SITE

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

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

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

20. Reason(s) for Discharge

21. Type(s) of Material Being Discharged and the Amount of Each Type in Cubic Yards:

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  
or  
Linear Feet

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

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).

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

\* 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.

*[Handwritten Signature]*

7/15/25

*[Handwritten Signature]*

15 July 2025

SIGNATURE OF APPLICANT

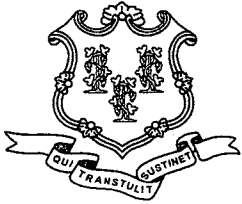
DATE

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.



STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION



PERMIT

Permit No: 201000874-SJ
Municipality: Norwalk
Work Area: 15 Seabreeze Place
Permittee: Richard Scalise
15 Seabreeze Place
Norwalk, CT 06854

Pursuant to sections 22a-359 through 22a-363f and sections 22a-28 through 22a-35 of the Connecticut General Statutes ("CGS") and in accordance with the Connecticut Water Quality Standards dated December 2002, a permit is hereby granted by the Commissioner of Environmental Protection ("Commissioner") to retain an existing seawall for flood and erosion control and install a dock for recreational boating access as is more specifically described below in the SCOPE OF AUTHORIZATION, in Norwalk Harbor off property identified as the "work area" above.

\*\*\*\*\*NOTICE TO PERMITTEES AND CONTRACTORS\*\*\*\*\*

UPON INITIATION OF ANY WORK AUTHORIZED HEREIN, THE PERMITTEE ACCEPTS AND AGREES TO COMPLY WITH ALL TERMS AND CONDITIONS OF THIS PERMIT. FAILURE TO CONFORM TO THE TERMS AND CONDITIONS OF THIS PERMIT MAY SUBJECT THE PERMITTEE AND ANY CONTRACTOR TO ENFORCEMENT ACTIONS, INCLUDING INJUNCTIONS AS PROVIDED BY LAW AND PENALTIES UP TO \$1,000.00 PER DAY PURSUANT TO THE ADMINISTRATIVE CIVIL PENALTY POLICY DESCRIBED IN SECTIONS 22a-6b-1 THROUGH 22a-6b-15 OF THE REGULATIONS OF CONNECTICUT STATE AGENCIES.

SCOPE OF AUTHORIZATION

The Permittee is hereby authorized to conduct the following work as described in application 201000874-SJ including five sheets of plans with sheets 1, 4 and 5 dated July 27, 2009 and sheets 2 and 3 revised December 8, 2009, submitted by the Permittee to the Commissioner and attached hereto, as follows:

- 1. retain 147 linear feet of concrete seawall;
2. remove concrete steps and miscellaneous blocks from below the high tide line; and
3. install a 4' x 52' fixed pier with a 7' x 14' pierhead and a boat elevator.

SPECIAL TERMS AND CONDITIONS

- 1. The Permittee shall, prior to installing the dock authorized in SCOPE OF AUTHORIZATION, paragraph 3., above, remove the concrete step and blocks as authorized in SCOPE OF

AUTHORIZATION, paragraph 2., above.

2. The Permittee shall install the boat elevator or other such device to prevent any vessel from resting on the bottom at low water. Such structure shall be maintained in optimal operating condition for the life of the structure.
3. The Permittee shall ensure that all work associated with the driving of piles by a water-based barge be conducted during periods of high water only in order to ensure that the barge does not rest on or come in contact with bottom substrates. Any such barge must move to deeper waters during periods of low water. It shall not be a defense to this provision for the Permittee to assert that they have no control over the operation of the barge.
4. The fixed pier authorized in SCOPE OF AUTHORIZATION, paragraph 3., above, shall be installed so that the lowest horizontal member is a minimum of 5' above the substrate.
5. Except as specifically authorized by this permit, no equipment or material, including but not limited to, fill, construction materials, excavated material or debris, shall be deposited, placed or stored in any wetland or watercourse on or off-site, nor shall any wetland or watercourse be used as a staging area or accessway other than as provided herein.
6. Not later than two weeks prior to the commencement of any work authorized herein, the Permittee shall submit to the Commissioner, on the form attached hereto as Appendix A, the name(s) and address(es) of any contractor(s) employed to conduct such work and the expected date for commencement and completion of such work.
7. The Permittee shall give a copy of this permit to the contractor(s) who will be carrying out the activities authorized herein prior to the start of construction and shall receive a written receipt for such copy, signed and dated by such contractor(s). The Permittee's contractor(s) shall conduct all operations at the site in full compliance with this permit and, to the extent provided by law, may be held liable for any violation of the terms and conditions of this permit.
8. On or before (a) 90 days after completion of the work authorized herein, or (b) upon expiration of the work completion date or any authorized one year extension thereof, whichever is earlier, the Permittee shall submit to the Commissioner "as-built" plans prepared and sealed by a licensed engineer, licensed surveyor or licensed architect, as applicable, of the work area showing all tidal datums and structures.

#### **GENERAL TERMS AND CONDITIONS**

1. All work authorized by this permit shall be completed within five years from date of issuance of this permit ("work completion date") in accordance with all conditions of this permit and any other applicable law.
  - a. The Permittee may request a one-year extension of the work completion date. Such request shall be in writing and shall be submitted to the Commissioner at least 30 days prior to said work completion date. Such request shall describe the work done to date, work which still needs to be completed and the reason for such extension. The Commissioner shall grant or deny such request at her sole discretion.

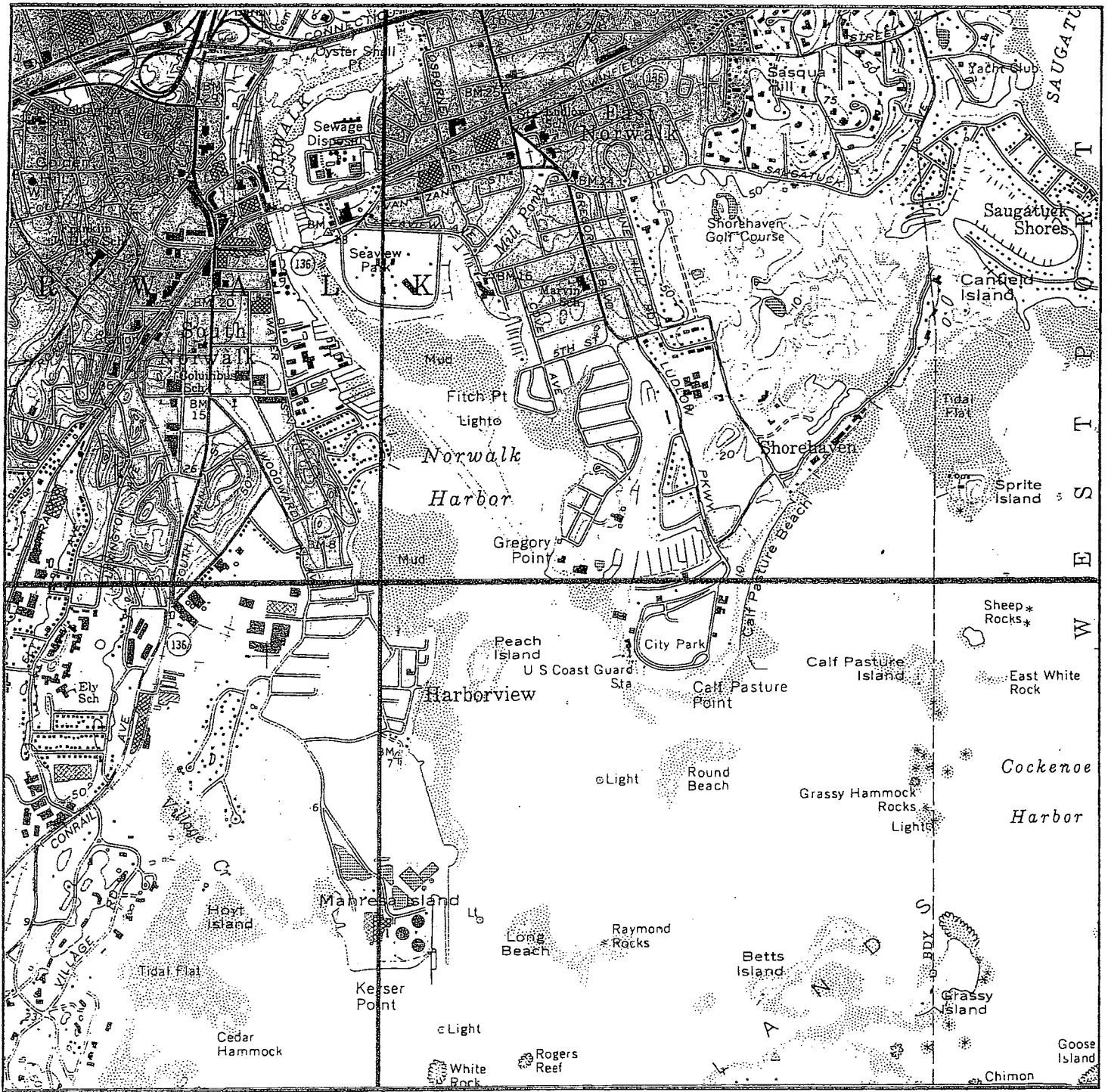
- b. Any work authorized herein conducted after said work completion date or any authorized one-year extension thereof is a violation of this permit and may subject the Permittee to enforcement action, including penalties, as provided by law.
2. In conducting the work authorized herein, the Permittee shall not deviate from the attached plans, as may be modified by this permit. The Permittee shall not make de minimis changes from said plans without prior written approval of the Commissioner.
3. The Permittee shall maintain all structures or other work authorized herein in good condition. Any such maintenance shall be conducted in accordance with applicable law including, but not limited to, CGS sections 22a-28 through 22a-35 and CGS sections 22a-359 through 22a-363f.
4. Prior to the commencement of any work authorized hereunder, the Permittee shall cause a copy of this permit to be given to any contractor(s) employed to conduct such work. At the work area the Permittee shall, whenever work is being performed, make available for inspection a copy of this permit and the final plans for the work authorized herein.
5. The Permittee shall notify the Commissioner in writing of the commencement of any work and completion of all work authorized herein no later than three days prior to the commencement of such work and no later than seven days after the completion of such work.
6. All waste material generated by the performance of the work authorized herein shall be disposed of by the Permittee at an upland site approved for the disposal of such waste material, as applicable.
7. In undertaking the work authorized hereunder, the Permittee shall not cause or allow pollution of wetlands or watercourses, including pollution resulting from sedimentation and erosion. For purposes of this permit, "pollution" means "pollution" as that term is defined by CGS section 22a-423.
8. Upon completion of any work authorized herein, the Permittee shall restore all areas impacted by construction, or used as a staging area or accessway in connection with such work, to their condition prior to the commencement of such work.
9. Any document required to be submitted to the Commissioner under this permit or any contact required to be made with the Commissioner shall, unless otherwise specified in writing by the Commissioner, be directed to:  
  
Permit Section  
Office of Long Island Sound Programs  
Department of Environmental Protection  
79 Elm Street  
Hartford, Connecticut 06106-5127  
(860) 424-3034  
Fax # (860) 424-4054
10. The date of submission to the Commissioner of any document required by this permit shall be the date such document is received by the Commissioner. The date of any notice by the Commissioner

under this permit, including but not limited to notice of approval or disapproval of any document or other action, shall be the date such notice is personally delivered or the date three days after it is mailed by the Commissioner, whichever is earlier. Except as otherwise specified in this permit, the word "day" as used in this permit means calendar day. Any document or action which is required by this permit to be submitted or performed by a date which falls on a Saturday, Sunday or a Connecticut or federal holiday shall be submitted or performed on or before the next day which is not a Saturday, Sunday, or a Connecticut or federal holiday.

11. The work specified in the SCOPE OF AUTHORIZATION is authorized solely for the purpose set out in this permit. No change in the purpose or use of the authorized work or facilities as set forth in this permit may occur without the prior written authorization of the Commissioner. The Permittee shall, prior to undertaking or allowing any change in use or purpose from that which is authorized by this permit, request authorization from the Commissioner for such change. Said request shall be in writing and shall describe the proposed change and the reason for the change.
12. This permit may be revoked, suspended, or modified in accordance with applicable law.
13. This permit is not transferable without prior written authorization of the Commissioner. A request to transfer a permit shall be submitted in writing and shall describe the proposed transfer and the reason for such transfer. The Permittee's obligations under this permit shall not be affected by the passage of title to the work area to any other person or municipality until such time as a transfer is authorized by the Commissioner.
14. The Permittee shall allow any representative of the Commissioner to inspect the work authorized herein at reasonable times to ensure that it is being or has been accomplished in accordance with the terms and conditions of this permit.
15. In granting this permit, the Commissioner has relied on representations of the Permittee, including information and data provided in support of the Permittee's application. Neither the Permittee's representations nor the issuance of this permit shall constitute an assurance by the Commissioner as to the structural integrity, the engineering feasibility or the efficacy of such design.
16. In the event that the Permittee becomes aware that he did not or may not comply, or did not or may not comply on time, with any provision of this permit or of any document required hereunder, the Permittee shall immediately notify the Commissioner and shall take all reasonable steps to ensure that any noncompliance or delay is avoided or, if unavoidable, is minimized to the greatest extent possible. In so notifying the Commissioner, the Permittee shall state in writing the reasons for the noncompliance or delay and propose, for the review and written approval of the Commissioner, dates by which compliance will be achieved, and the Permittee shall comply with any dates which may be approved in writing by the Commissioner. Notification by the Permittee shall not excuse noncompliance or delay and the Commissioner's approval of any compliance dates proposed shall not excuse noncompliance or delay unless specifically stated by the Commissioner in writing.
17. In evaluating the application for this permit the Commissioner has relied on information and data provided by the Permittee and on the Permittee's representations concerning site conditions, design specifications and the proposed work authorized herein, including but not limited to representations concerning the commercial, public or private nature of the work or structures authorized herein, the water-dependency of said work or structures, its availability for access by the general public, and the

ownership of regulated structures or filled areas. If such information proves to be false, deceptive, incomplete or inaccurate, this permit may be modified, suspended or revoked, and any unauthorized activities may be subject to enforcement action.

18. The Permittee may not conduct work waterward of the high tide line or in tidal wetlands at this permit site other than the work authorized herein, unless otherwise authorized by the Commissioner pursuant to CGS section 22a-359 et. seq. and/or CGS section 22a-32 et. seq.
19. The issuance of this permit does not relieve the Permittee of his obligations to obtain any other approvals required by applicable federal, state and local law.
20. Any document, including but not limited to any notice, which is required to be submitted to the Commissioner under this permit shall be signed by the Permittee and by the individual or individuals responsible for actually preparing such document, each of whom shall certify in writing as follows: "I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense."
21. This permit is subject to and does not derogate any present or future property rights or powers of the State of Connecticut, and conveys no property rights in real estate or material nor any exclusive privileges, and is further subject to any and all public and private rights and to any federal, state or local laws or regulations pertinent to the property or activity affected hereby.



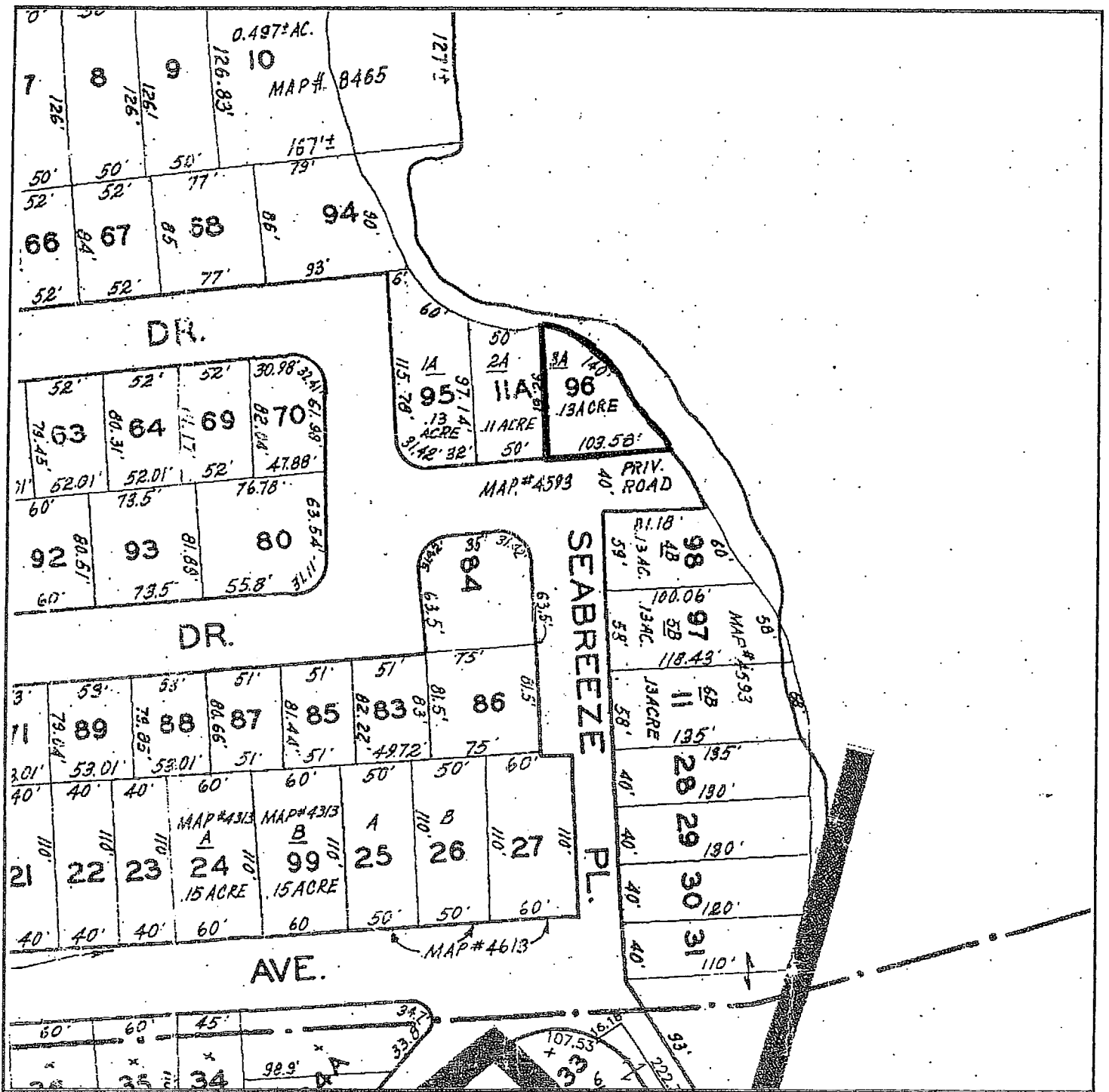
# VICINITY MAP

FROM U.S.G.S. NORWALK SOUTH QUADRANGLE MAP

SCALE: 1:24000

PURPOSE: PRIVATE RECREATIONAL BOAT DOCK  
 ALL DATUM: MEAN SEA LEVEL - NGVD OF 1929  
 ADJACENT PROPERTY OWNERS: GARY BURFOOT, CITY OF NORWALK  
 APPLICATION PREPARED BY: JOHN HILTS, P.O. BOX 47, ROWAYTON, CT 06853

PROPOSED PILE-SUPPORTED TIMBER PIER  
 IN: NORWALK HARBOR, OFF LONG ISLAND SOUND  
 AT: 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CONNECTICUT  
 APPLICANT: RICHARD SCALISE, JR. SHEET 4 OF 5 7/27/09 REV. NO.



# ASSESSOR'S MAP

FROM CITY OF NORWALK ASSESSOR'S MAP 16SE

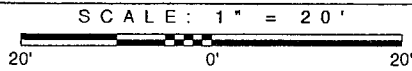
SITE: BLOCK 90 LOT 96

PURPOSE: PRIVATE RECREATIONAL BOAT DOCK  
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 APPLICANT: RICHARD SCALISE, JR. SHEET 5 OF 5 7/27/09 REV. NO.

# EXISTING PLAN VIEW

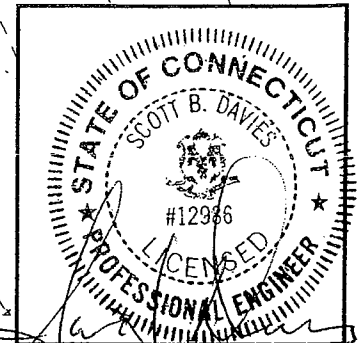
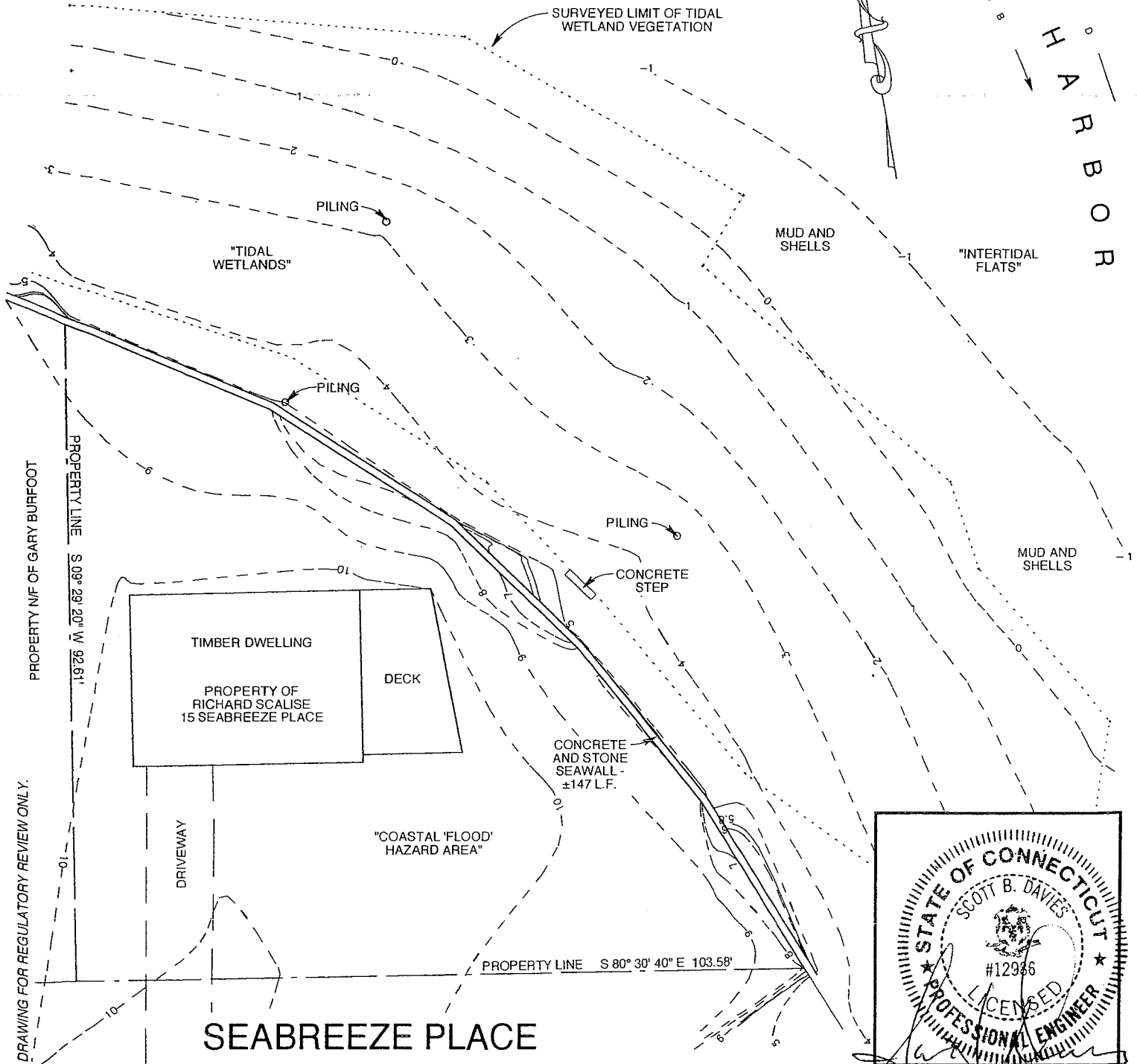
"ESTUARINE EMBAYMENT"



- NOTES:
1. DRAWING PREPARED USING AN A2/T2 SURVEY DATED JUNE 6, 2009 PROVIDED BY BLACK ROCK SURVEYORS, 1089 CHURCH HILL ROAD, FAIRFIELD, CT AND FROM FIELD OBSERVATIONS DURING SITE VISIT ON JULY 25, 2009.
  2. MEAN LOW WATER (EL. -3.0') IS ±100' BEYOND LIMIT OF WETLAND VEGETATION.

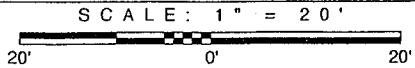
"SHELLFISH CONCENTRATION AREA"

NORWALK HARBOR



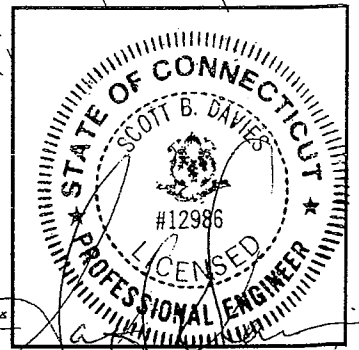
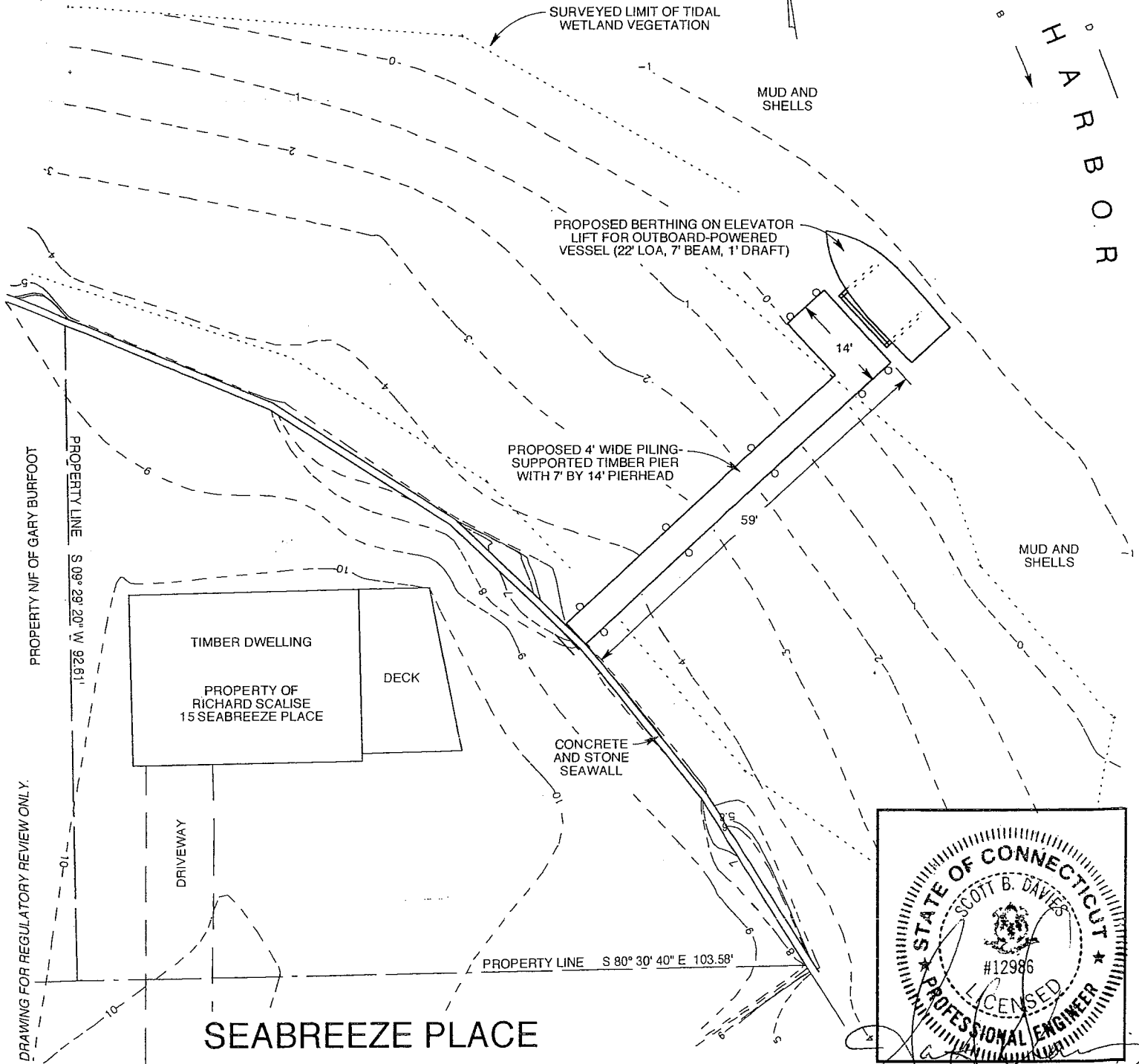
<p>PURPOSE: PRIVATE RECREATIONAL BOAT DOCK          ALL DATUM: MEAN SEA LEVEL - NGVD OF 1929          ADJACENT PROPERTY OWNERS: GARY BURFOOT, CITY OF NORWALK          APPLICATION PREPARED BY: JOHN HILTS, P.O. BOX 47, ROWAYTON, CT 06853</p>	<p>PROPOSED PILE-SUPPORTED TIMBER PIER          IN: NORWALK HARBOR, OFF LONG ISLAND SOUND          AT: 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CONNECTICUT          APPLICANT: RICHARD SCALISE, JR. SHEET 1 OF 5 7/27/09 REV. NO.</p>
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# PROPOSED PLAN VIEW



**NOTES:**

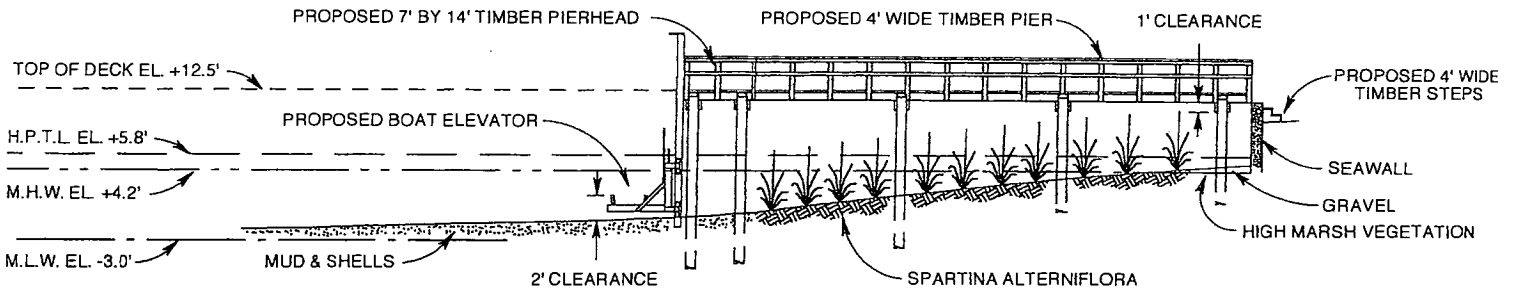
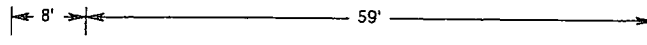
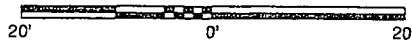
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2. MEAN LOW WATER (EL. -3.0') IS ±100' BEYOND LIMIT OF WETLAND VEGETATION.



<p>PURPOSE: PRIVATE RECREATIONAL BOAT DOCK          ALL DATUM: MEAN SEA LEVEL - NGVD OF 1929          ADJACENT PROPERTY OWNERS: GARY BURFOOT, CITY OF NORWALK          APPLICATION PREPARED BY: JOHN HILTS, P.O. BOX 47, ROWAYTON, CT 06853</p>	<p>PROPOSED PILE-SUPPORTED TIMBER PIER          IN: NORWALK HARBOR, OFF LONG ISLAND SOUND          AT: 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CONNECTICUT          APPLICANT: RICHARD SCALISE, JR. SHEET 2 OF 5 7/02/09 REV. NO.: 3 (12/08/09)</p>
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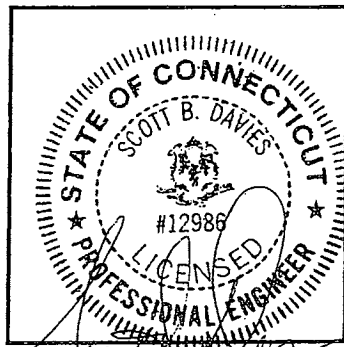
# PROPOSED PIER ELEVATION

SCALE: 1" = 20'



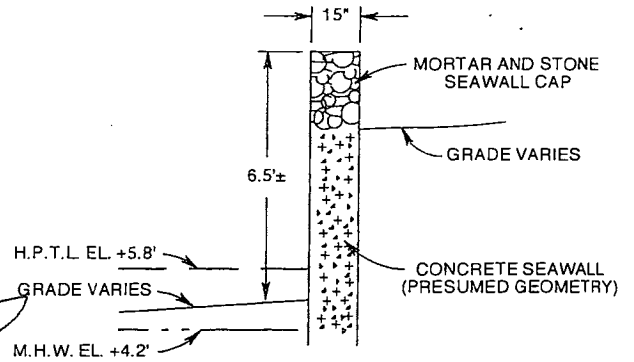
**NOTES:**

1. ALL STRUCTURAL TIMBERS WILL BE CHEMICAL PRESSURE TREATED SOUTHERN YELLOW PINE OR SUITABLE EQUIVALENT.
2. ALL HARDWARE WILL BE HOT-DIPPED GALVANIZED OR STAINLESS STEEL OR SUITABLE EQUIVALENT.
3. ALL PILINGS WILL BE CCA TREATED 2.5 LBS. MINIMUM RETENTION AND WILL BE DRIVEN TO REFUSAL OR A MINIMUM EMBEDMENT OF 9'.
4. BOAT ELEVATOR WILL BE DAVIDMASTER ELEVATOR LIFT WITH 0° TRACK OR SUITABLE EQUIVALENT.



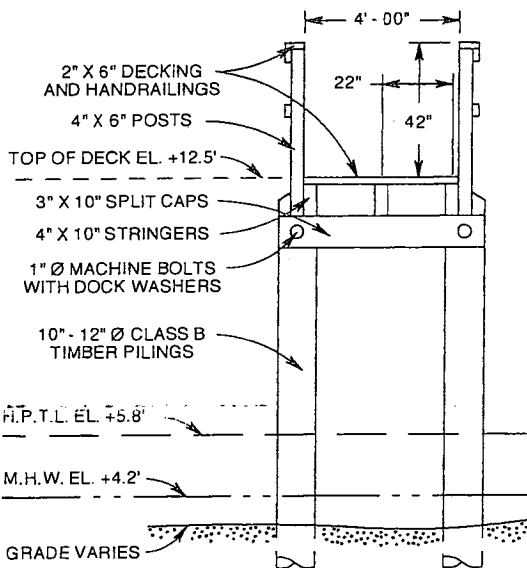
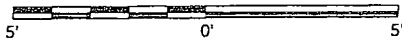
## SEAWALL SECTION

SCALE: 1" = 5'



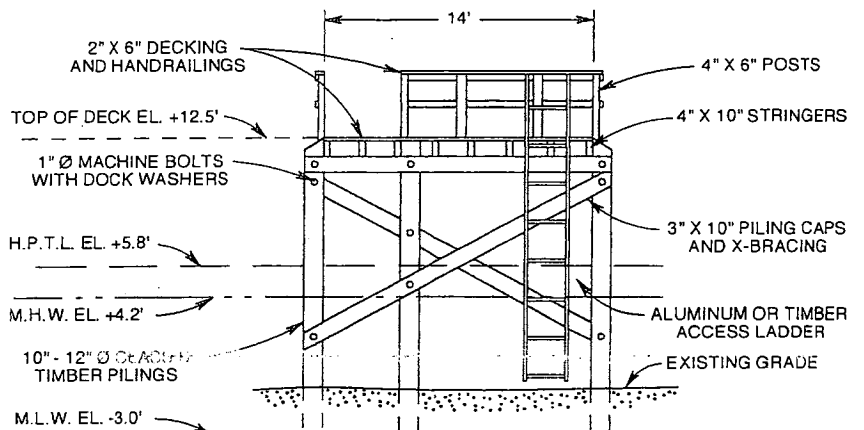
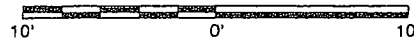
## PROPOSED PIER SECTION

SCALE: 1" = 5'



## PROPOSED PIERHEAD SECTION

SCALE: 1" = 10'



NOTE: PROPOSED BOAT ELEVATOR NOT SHOWN FOR CLARITY

DRAWING FOR REGULATORY REVIEW ONLY.

<p>PURPOSE: PRIVATE RECREATIONAL BOAT DOCK                  ALL DATUM: MEAN SEA LEVEL - NGVD OF 1929                  ADJACENT PROPERTY OWNERS: GARY BURFOOT, CITY OF NORWALK                  APPLICATION PREPARED BY: JOHN HILTS, P.O. BOX 47, ROWAYTON, CT 06853</p>	<p>PROPOSED PILE-SUPPORTED TIMBER PIER                  IN: NORWALK HARBOR, OFF LONG ISLAND SOUND                  AT: 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CONNECTICUT                  APPLICANT: RICHARD SCALISE, JR. SHEET 3 OF 5 7/27/09 REV. NO.: 3 (12/08/09)</p>
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**DEPARTMENT OF THE ARMY**  
NEW ENGLAND DISTRICT, CORPS OF ENGINEERS  
696 VIRGINIA ROAD  
CONCORD, MASSACHUSETTS 01742-2751

REPLY TO  
ATTENTION OF

May 24, 2010

Regulatory Division  
CENAE-R-PEB  
Permit Number: **NAE-2009-2102**  
CT DEP File Number: 201000874-SJ

Richard Scalise  
15 Seabreeze Place  
Norwalk, Connecticut 06854

Dear Mr. Scalise:

We have reviewed your application to retain a pre-1980 concrete seawall measuring 15'-wide by 6.5'-tall by 147'-long. Also, to install and maintain a 52'-long by 4'-wide pier with a 14'-wide by 7'-long pierhead, with a boat elevator attached at the waterward end. The boat elevator will extend approximately 8 feet beyond the pierhead. The work will take place in Norwalk Harbor at property located at 15 Seabreeze Place, Norwalk, Connecticut, as shown on the attached plans, entitled "PROPOSED PILE-SUPPORTED TIMBER PIER; NORWALK HARBOR, OFF LONG ISLAND SOUND; 15 SEABREEZE PLACE, NORWALK, FAIRFIELD COUNTY, CONNECTICUT; RICHARD SCALISE, JR.," in five (5) sheets, with sheets 1 and 3 through 5 dated "JULY 27, 2009"; and with sheet 2 dated "JULY 2, 2009" and REVISED, dated "DECEMBER 8, 2009"; and with sheet 3 REVISED, dated "DECEMBER 8, 2009". The structures (including boat elevator) will extend approximately 67' beyond Mean High Water (MHW).

Based on the information you have provided, we have determined that the proposed activity will have only minimal individual or cumulative impacts on waters of the United States, including wetlands. Therefore, this work is authorized under the attached Federal permit known as the Connecticut Programmatic General Permit (PGP). This work must be performed in accordance with the terms and conditions of the PGP.

You are responsible for complying with all of the PGP's requirements. Please review the attached PGP carefully, in particular the PGP conditions beginning on Page 10. You should ensure that whoever does the work fully understands the requirements and that a copy of the permit document and this authorization letter are at the project site throughout the time the work is underway.

This authorization expires on May 31, 2011, unless the PGP is modified, suspended, or revoked. You must commence or have under contract to commence the work authorized herein by May 31, 2011, and complete the work by May 31, 2012 or you must contact this office to determine the need for further authorization before beginning or continuing the activity. We recommend you contact us *before* this permit expires to discuss a time extension or permit reissuance.

If you change the plans or construction methods for work within our jurisdiction, please contact us immediately to discuss modification of this authorization. This office must approve any changes before you undertake them.

This authorization requires you to complete and return the attached **Work Start Notification Form** to this office at least two weeks before the anticipated starting date. You must also complete and return the enclosed **Compliance Certification Form** within one month following the completion of the authorized work.

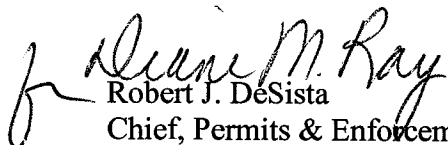
This determination becomes valid only after the Connecticut Department of Environmental Protection (DEP) issues or waives the following applicable State permits: Certificate of Permission (COP); General Permit (LIS-GP); Tidal Wetlands Permit; Structures and Dredging and Filling Permit; Water Quality Certification (WQC) as required under Section 401 of the Clean Water Act; and/or a Section 307 Coastal Zone Management Act consistency determination. In the event the DEP denies any of these permits, this determination becomes null and void. The address of the DEP office for your area is provided in the attached PGP.

This permit does not obviate the need to obtain other Federal, state, or local authorizations required by law, as listed on Page 2 of the PGP. Performing work not specifically authorized by this determination or failing to comply with any special condition(s) provided above or all the terms and conditions of the PGP may subject you to the enforcement provisions of our regulations.

We continually strive to improve our customer service. In order for us to better serve you, we would appreciate your completing our Customer Service Survey located at <http://per2.nwp.usace.army.mil/survey.html>

Please contact Paula Kullberg, of my staff, at (978) 318-8170 if you have any questions.

Sincerely,



Robert J. DeSista  
Chief, Permits & Enforcement Branch  
Regulatory Division

Attachments

Copy Furnished:

Connecticut DEP, Office of Long Island Sound Programs, 79 Elm Street, Hartford, Connecticut 06106

National Marine Fisheries Service, Attn: Jenna Flynn, 55 Great Republic Drive, Gloucester, Massachusetts 01930

John Hilts, P.O. Box 47, Rowayton, Connecticut 06853