



REPLY TO ATTENTION OF

DEPARTMENT OF THE ARMY
NEW ENGLAND DISTRICT, CORPS OF ENGINEERS
696 VIRGINIA ROAD
CONCORD, MASSACHUSETTS 01742-2751

MAINE GENERAL PERMIT (GP)
AUTHORIZATION LETTER AND SCREENING SUMMARY

DIMILLO'S OLD PORT MARINA
ONE LONG WHARF
PORTLAND, MAINE 04101

CORPS PERMIT # NAE-2014-00948
CORPS PGP ID# 16-333
STATE ID# NRPA

DESCRIPTION OF WORK:

Install and maintain a series of floats around the stern of an existing floating restaurant and connecting existing marina floats in the Fore River (Portland Harbor) at Portland, Maine. This work is shown on the attached plans entitled "DIMILLO'S MARINA, PORTLAND, MAINE" in six sheets dated "3/29/16".

LAT/LONG COORDINATES : 43.654252° N -70.250734° W USGS QUAD: PORTLAND WEST, ME

I. CORPS DETERMINATION:

Based on our review of the information you provided, we have determined that your project will have only minimal individual and cumulative impacts on waters and wetlands of the United States. Your work is therefore authorized by the U.S. Army Corps of Engineers under the enclosed Federal Permit, the Maine General Permit (GP). Accordingly, we do not plan to take any further action on this project.

You must perform the activity authorized herein in compliance with all the terms and conditions of the GP [including any attached Additional Conditions and any conditions placed on the State 401 Water Quality Certification including any required mitigation]. Please review the enclosed GP carefully, including the GP conditions beginning on page 5, to familiarize yourself with its contents. You are responsible for complying with all of the GP requirements; therefore you should be certain that whoever does the work fully understands all of the conditions. You may wish to discuss the conditions of this authorization with your contractor to ensure the contractor can accomplish the work in a manner that conforms to all requirements.

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.

Condition 37 of the GP (page 16) provides one year for completion of work that has commenced or is under contract to commence prior to the expiration of the GP on October 12, 2020. You will need to apply for reauthorization for any work within Corps jurisdiction that is not completed by October 12, 2021.

This authorization presumes the work shown on your plans noted above is in waters of the U.S. Should you desire to appeal our jurisdiction, please submit a request for an approved jurisdictional determination in writing to the undersigned.

No work may be started unless and until all other required local, State and Federal licenses and permits have been obtained. This includes but is not limited to a Flood Hazard Development Permit issued by the town if necessary.

II. STATE ACTIONS: PENDING [ X ], ISSUED[ ], DENIED [ ] DATE: \_\_\_\_\_

APPLICATION TYPE: PBR: \_\_\_\_, TIER 1: \_\_\_\_, TIER 2: \_\_\_\_, TIER 3: X, LURC: \_\_\_\_, DMR LEASE: \_\_\_\_, NA: \_\_\_\_

III. FEDERAL ACTIONS:

JOINT PROCESSING MEETING: 6/16/16 LEVEL OF REVIEW: CATEGORY 1: \_\_\_\_\_ CATEGORY 2: X

AUTHORITY (Based on a review of plans and/or State/Federal applications): SEC 10 X, 404 \_\_\_\_\_, 10/404 \_\_\_\_\_, 103 \_\_\_\_\_

EXCLUSIONS: The exclusionary criteria identified in the general permit do not apply to this project.

FEDERAL RESOURCE AGENCY OBJECTIONS: EPA\_NO \_\_\_\_, USF&WS\_NO \_\_\_\_, NMFS\_NO \_\_\_\_

If you have any questions on this matter, please contact my staff at 207-623-8367 at our Manchester, Maine Project Office. 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

Jay L. Clement
JAY L. CLEMENT
SENIOR PROJECT MANAGER
MAINE PROJECT OFFICE

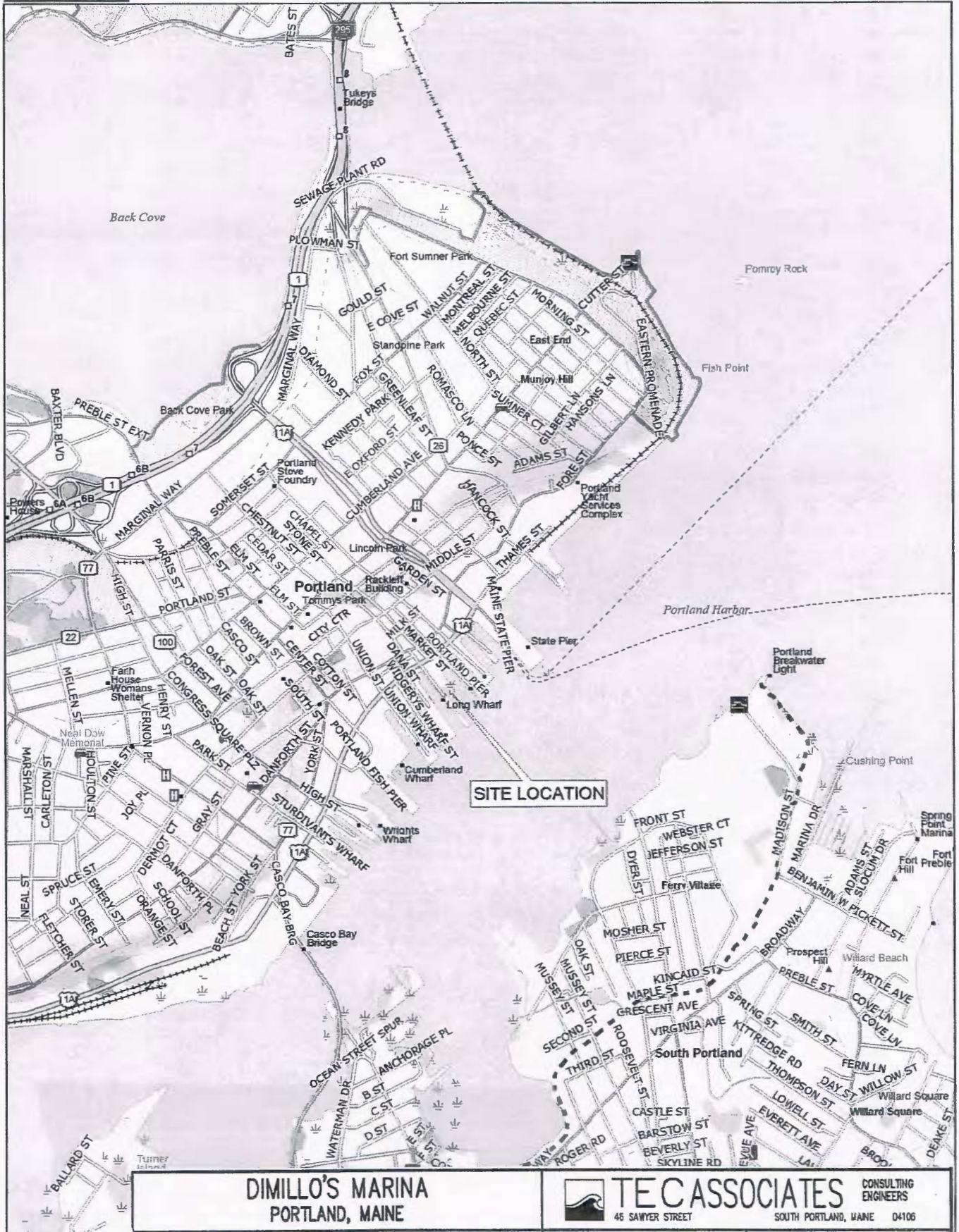
Frank J. Del Giudice
FRANK J. DEL GIUDICE
CHIEF, PERMITS & ENFORCEMENT BRANCH
REGULATORY DIVISION
8-12-2016
DATE



**US Army Corps  
of Engineers**®  
New England District

**PLEASE NOTE THE FOLLOWING GENERAL CONDITIONS FOR  
DEPARTMENT OF THE ARMY  
GENERAL PERMIT  
NO. NAE-2014-00948**

1. This authorization requires you to 1) notify us before beginning work so we may inspect the project, and 2) submit a Compliance Certification Form. You must complete and return the enclosed Work Start Notification Form(s) to this office at least two weeks before the anticipated starting date. You must complete and return the enclosed Compliance Certification Form within one month following the completion of the authorized work and any required mitigation (but not mitigation monitoring, which requires separate submittals).
2. The permittee shall assure that a copy of this permit is at the work site whenever work is being performed and that all personnel performing work at the site of the work authorized by this permit are fully aware of the terms and conditions of the permit. This permit, including its drawings and any appendices and other attachments, shall be made a part of any and all contracts and sub-contracts for work which affects areas of Corps of Engineers' jurisdiction at the site of the work authorized by this permit. This shall be done by including the entire permit in the specifications for the work. If the permit is issued after construction specifications but before receipt of bids or quotes, the entire permit shall be included as an addendum to the specifications. The term "entire permit" includes permit amendments. Although the permittee may assign various aspects of the work to different contractors or sub-contractors, all contractors and sub-contractors shall be obligated by contract to comply with all environmental protection provisions of the entire permit, and no contract or sub-contract shall require or allow unauthorized work in areas of Corps of Engineers jurisdiction.
3. This permit for does not eliminate the need to obtain local harbormaster approval or conform to local harbor management plans.
4. The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
5. Pile Driving operations shall conform to the Category 2 provisions of the Maine General Permit (Appendix A, Page 9).



**DIMILLO'S MARINA**  
 PORTLAND, MAINE

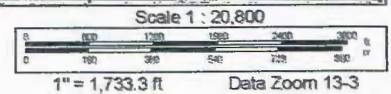
**TEC ASSOCIATES** CONSULTING ENGINEERS  
 46 SAWYER STREET SOUTH PORTLAND, MAINE 04106

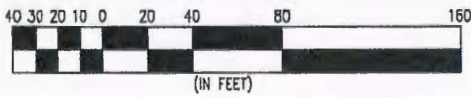
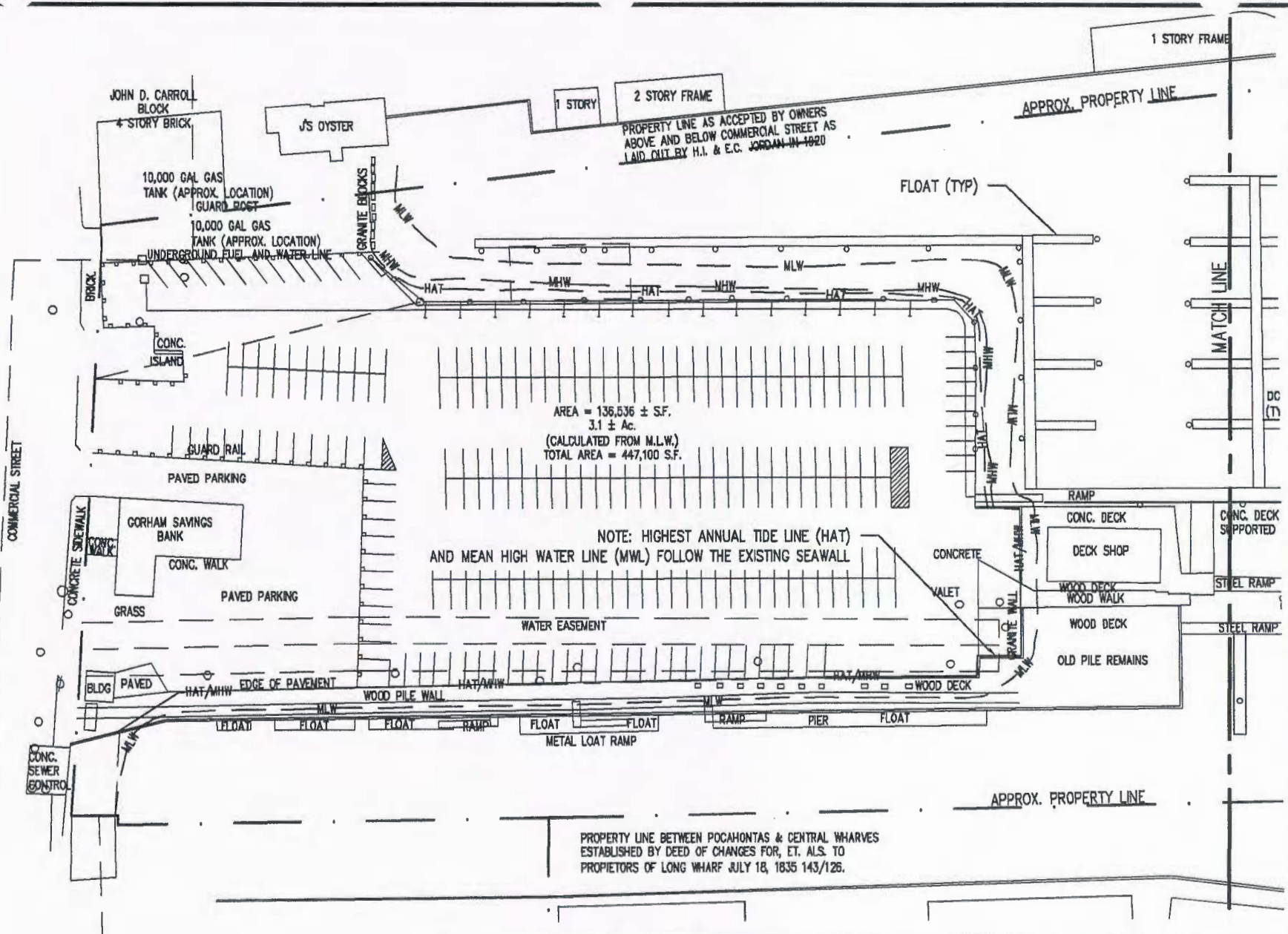
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PORW  
 43.654252  
 -70.250734





**DIMILLO'S MARINA**  
PORTLAND, MAINE

**EXISTING CONDITIONS**  
**DIMILLO'S PROPOSED FLOAT SYSTEM IMPROVEMENTS**

**TEC ASSOCIATES** CONSULTING ENGINEERS  
46 SAWYER STREET SOUTH PORTLAND, MAINE 04106

SCALE SEE GRAPHIC		DATE 3/29/2016	
JOB NUMBER 1626-1	DRAWN BY JDL	DESIGNED BY WWD	DRAWING NO. 1 OF 5

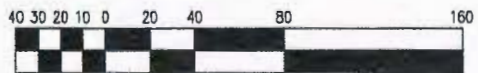
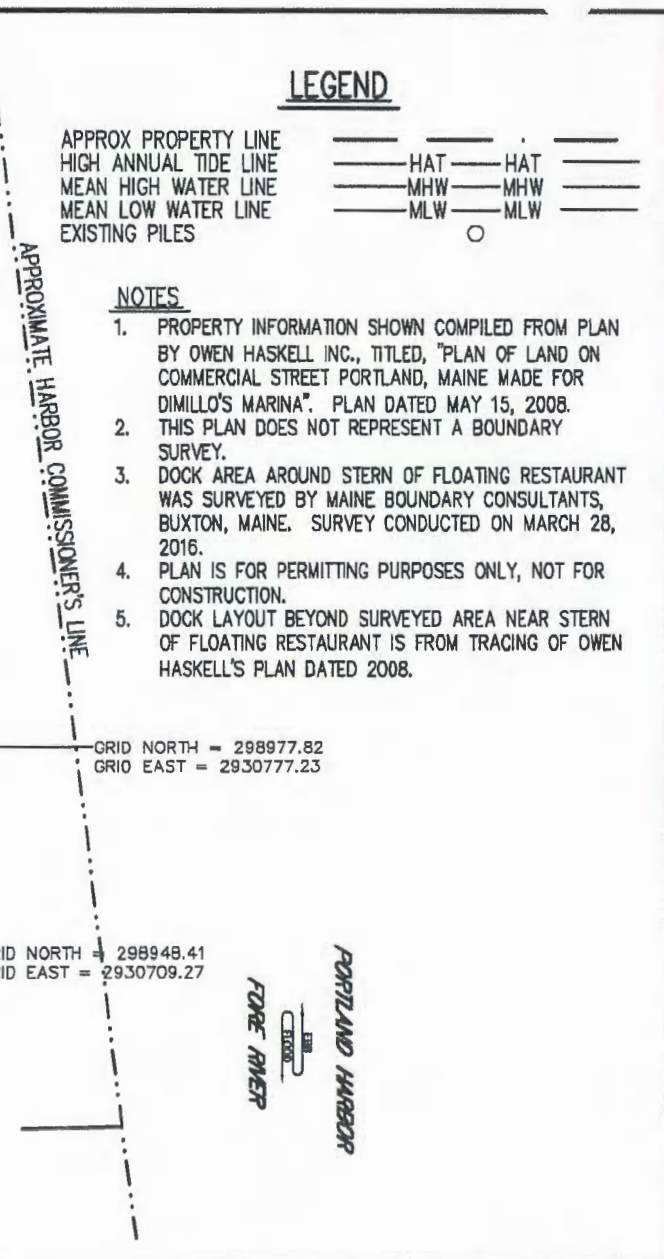
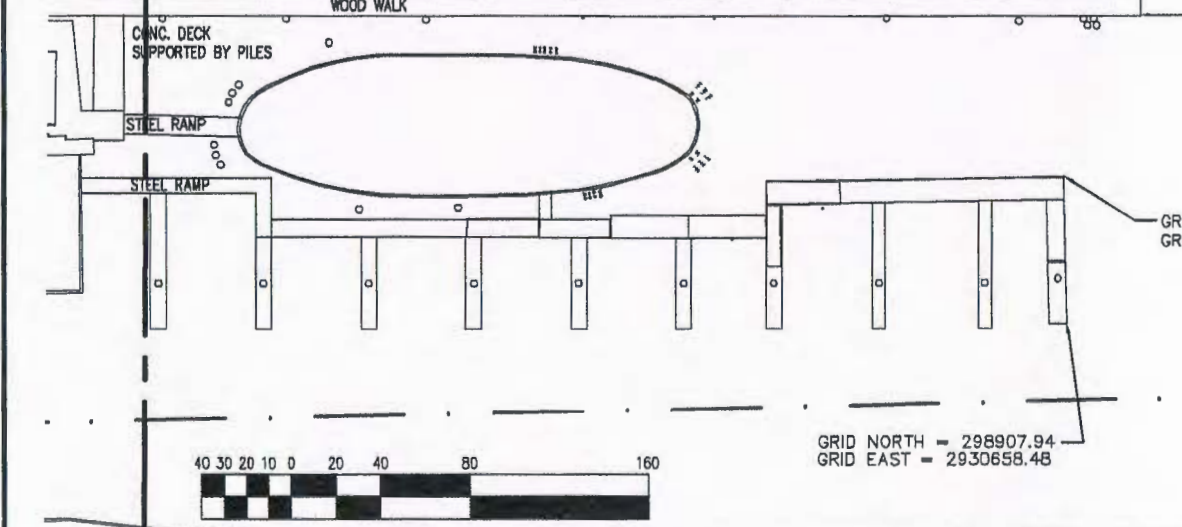
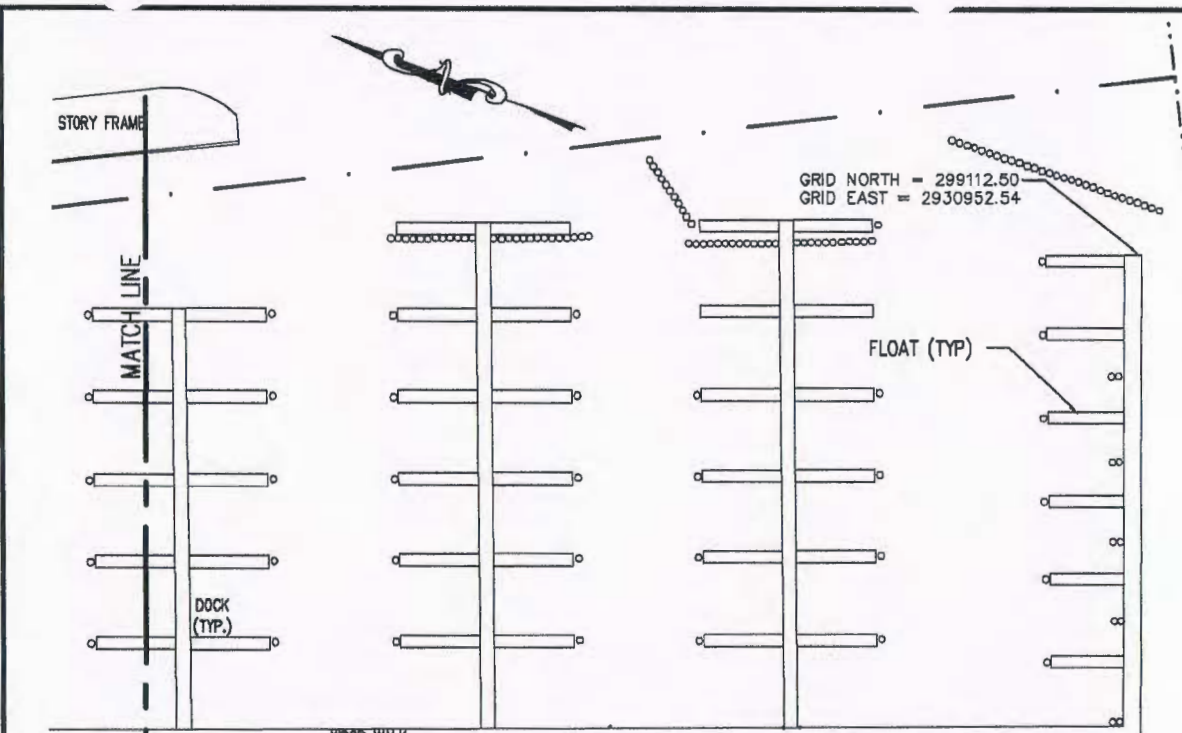
### LEGEND

APPROX PROPERTY LINE  
 HIGH ANNUAL TIDE LINE  
 MEAN HIGH WATER LINE  
 MEAN LOW WATER LINE  
 EXISTING PILES



### NOTES

1. PROPERTY INFORMATION SHOWN COMPILED FROM PLAN BY OWEN HASKELL INC., TITLED, "PLAN OF LAND ON COMMERCIAL STREET PORTLAND, MAINE MADE FOR DIMILLO'S MARINA". PLAN DATED MAY 15, 2008.
2. THIS PLAN DOES NOT REPRESENT A BOUNDARY SURVEY.
3. DOCK AREA AROUND STERN OF FLOATING RESTAURANT WAS SURVEYED BY MAINE BOUNDARY CONSULTANTS, BUXTON, MAINE. SURVEY CONDUCTED ON MARCH 28, 2016.
4. PLAN IS FOR PERMITTING PURPOSES ONLY, NOT FOR CONSTRUCTION.
5. DOCK LAYOUT BEYOND SURVEYED AREA NEAR STERN OF FLOATING RESTAURANT IS FROM TRACING OF OWEN HASKELL'S PLAN DATED 2008.

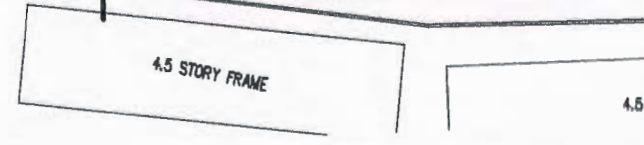


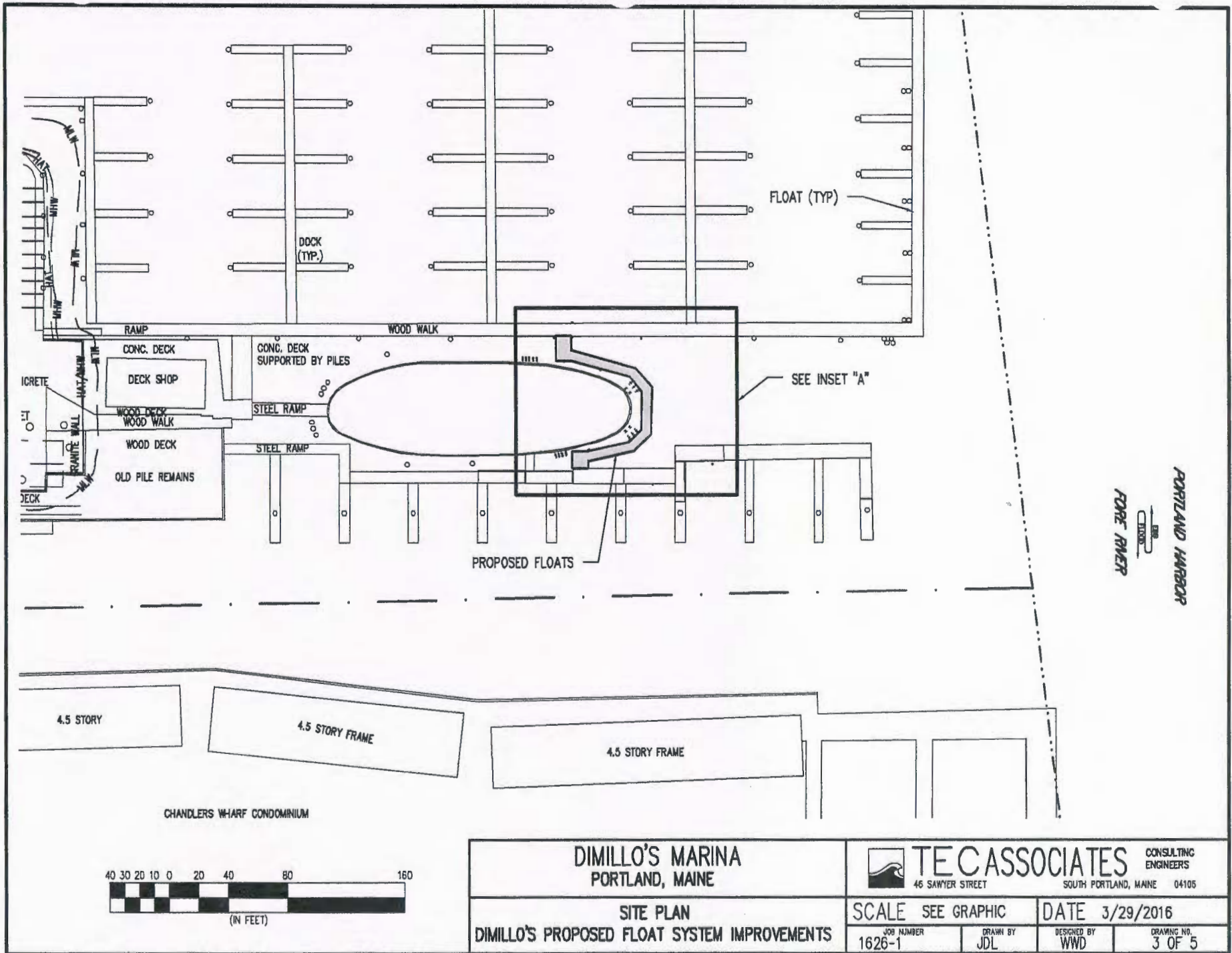
**DIMILLO'S MARINA**  
 PORTLAND, MAINE

**TEC ASSOCIATES** CONSULTING ENGINEERS  
 48 SAWYER STREET SOUTH PORTLAND, MAINE 04106

EXISTING CONDITIONS  
 DIMILLO'S PROPOSED FLOAT SYSTEM IMPROVEMENTS

SCALE SEE GRAPHIC DATE 3/29/2016  
 JOB NUMBER 1626-1 DRAWN BY JDL DESIGNED BY WWD DRAWING NO. 2 OF 5

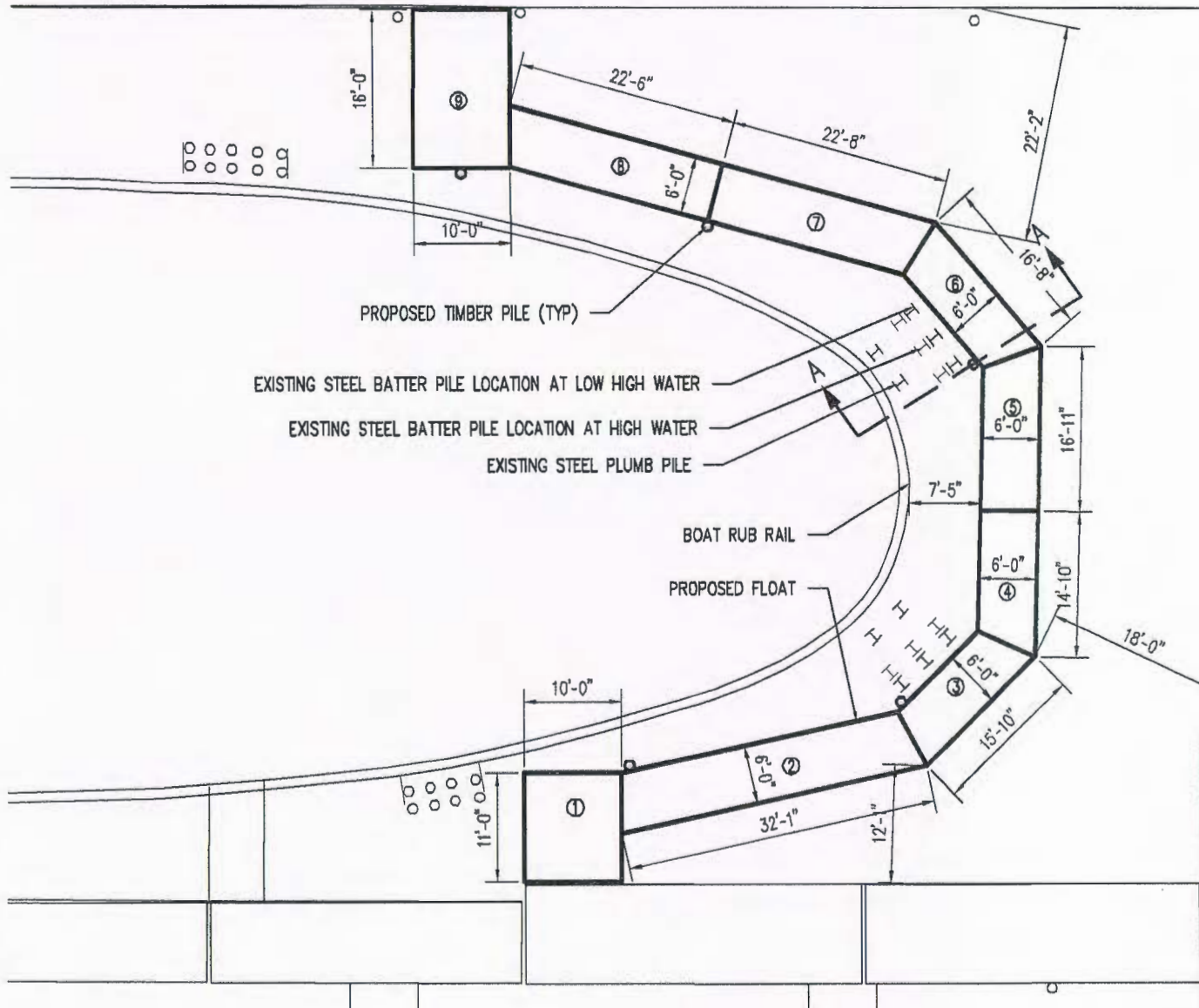




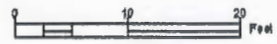
PORTLAND HARBOR  
 FORE RIVER




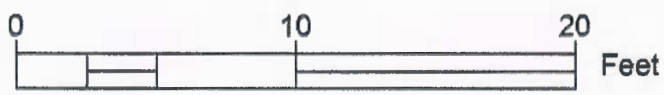
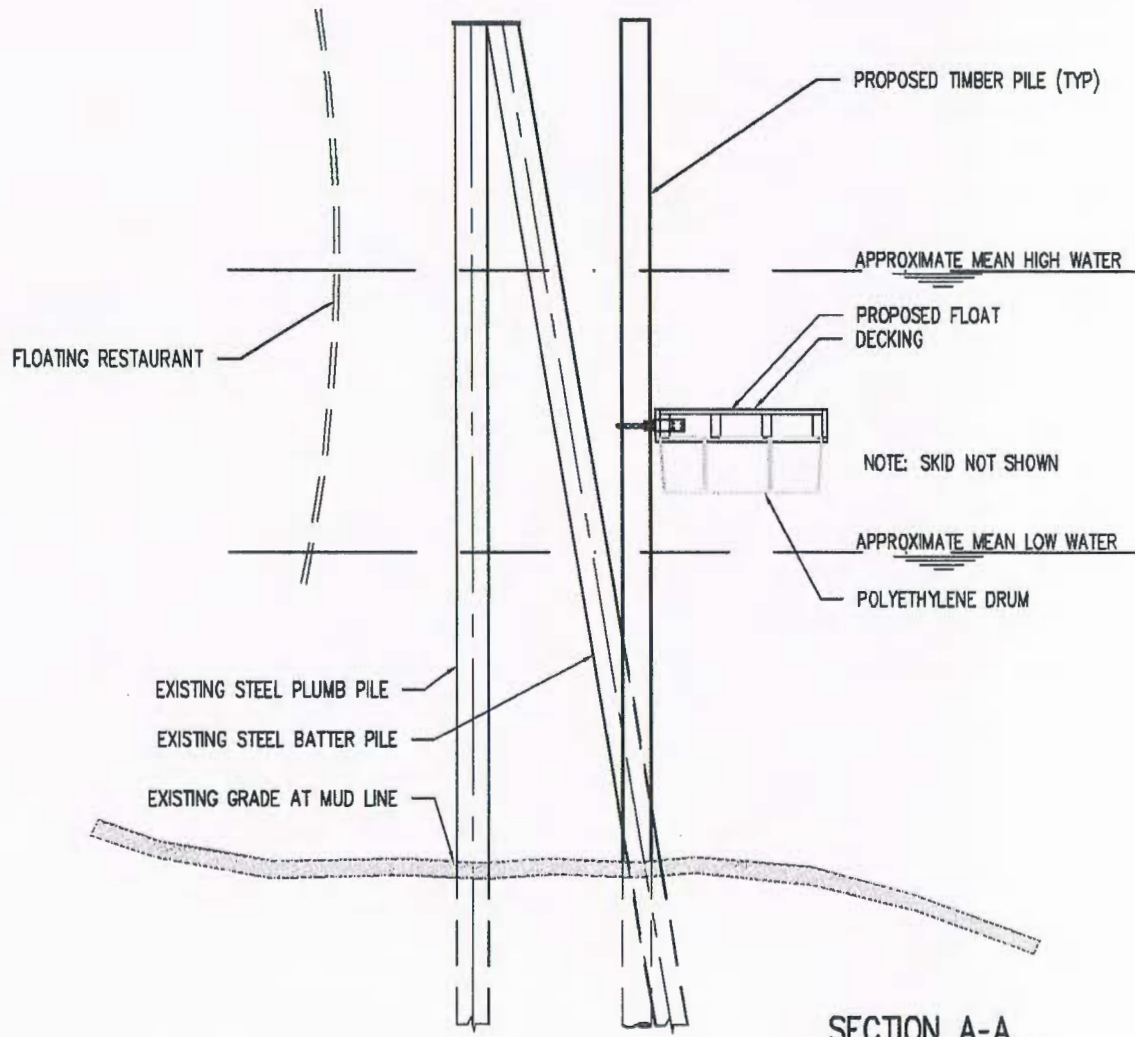
<b>DIMILLO'S MARINA</b> PORTLAND, MAINE		<b>TEC ASSOCIATES</b> <small>46 SAWYER STREET SOUTH PORTLAND, MAINE 04105</small>		<small>CONSULTING ENGINEERS</small> <small>04105</small>
<b>SITE PLAN</b> <b>DIMILLO'S PROPOSED FLOAT SYSTEM IMPROVEMENTS</b>		<b>SCALE</b> SEE GRAPHIC	<b>DATE</b> 3/29/2016	
<small>JOB NUMBER</small> 1626-1	<small>DRAWN BY</small> JDJL	<small>DESIGNED BY</small> WWD	<small>DRAWING NO.</small> 3 OF 5	




**LEGEND**  
 EXISTING PILES ○  
 NEW PILES ○



<b>DIMILLO'S MARINA</b> PORTLAND, MAINE		 <b>TEC ASSOCIATES</b> CONSULTING ENGINEERS 46 SAWYER STREET SOUTH PORTLAND, MAINE 04106	
<b>INSET "A"</b> DIMILLO'S PROPOSED FLOAT SYSTEM IMPROVEMENTS		SCALE SEE GRAPHIC	DATE 3/29/2016
JOB NUMBER 1626-1	DRAWN BY JDL	DESIGNED BY WWD	DRAWING NO. 4 OF 5



**SECTION A-A**

<b>DIMILLO'S MARINA</b> PORTLAND, MAINE		 <b>TEC ASSOCIATES</b> <small>48 SAWYER STREET</small>		<small>CONSULTING ENGINEERS</small> <small>SOUTH PORTLAND, MAINE 04108</small>
<b>SECTION A-A</b> <b>DIMILLO'S PROPOSED FLOAT SYSTEM IMPROVEMENTS</b>		<b>SCALE</b> SEE GRAPHIC	<b>DATE</b> 3/29/2016	
		<small>JOB NUMBER</small> 1626-1	<small>DRAWN BY</small> JDL	<small>DESIGNED BY</small> WWD
				<small>DRAWING NO.</small> 5 OF 5





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New England District

(Minimum Notice: Permittee must sign and return notification  
within one month of the completion of work.)

**COMPLIANCE CERTIFICATION FORM**

**Permit Number:** NAE-2014-00948

**Project Manager** Clement

**Name of Permittee:** Dimillo's Old Port Marina

**Permit Issuance Date:** \_\_\_\_\_

Please sign this certification and return it to the following address upon completion of the activity and any mitigation required by the permit. You must submit this after the mitigation is complete, but not the mitigation monitoring, which requires separate submittals.

\*\*\*\*\*  
 \* MAIL TO: U.S. Army Corps of Engineers, New England District \*  
 \* Permits and Enforcement Branch C \*  
 \* Regulatory Division \*  
 \* 696 Virginia Road \*  
 \* Concord, Massachusetts 01742-2751 \*  
 \*\*\*\*\*

Please note that your permitted activity is subject to a compliance inspection by an U.S. Army Corps of Engineers representative. If you fail to comply with this permit you are subject to permit suspension, modification, or revocation.

**I hereby certify that the work authorized by the above referenced permit was completed in accordance with the terms and conditions of the above referenced permit, and any required mitigation was completed in accordance with the permit conditions.**

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date of Work Completion

(\_\_\_\_\_) \_\_\_\_\_  
Telephone Number

(\_\_\_\_\_) \_\_\_\_\_  
Telephone Number



**US Army Corps  
of Engineers**®  
New England District

**GENERAL PERMIT  
WORK-START NOTIFICATION FORM**  
(Minimum Notice: Two weeks before work begins)

\*\*\*\*\*  
 \* MAIL TO: U.S. Army Corps of Engineers, New England District \*  
 \* Permits and Enforcement Branch \*  
 \* Regulatory Division \*  
 \* 696 Virginia Road \*  
 \* Concord, Massachusetts 01742-2751 \*  
 \*\*\*\*\*

Corps of Engineers Permit No. NAE-2014-00948 was issued to Dimillo's Old Port Marina on \_\_\_\_\_ . This work is located the Fore River (Portland Harbor) at Portland, Maine. The permit authorized the permittee to install and maintain a series of floats around the stern of an existing floating restaurant and connecting existing marina floats.

The people (e.g., contractor) listed below will do the work, and they understand the permit's conditions and limitations.

**PLEASE PRINT OR TYPE**

**Name of Person/Firm:** \_\_\_\_\_

**Business Address:** \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

**Telephone Numbers:** ( ) \_\_\_\_\_ ( ) \_\_\_\_\_

**Proposed Work Dates:** Start: \_\_\_\_\_ Finish: \_\_\_\_\_

**Permittee/Agent Signature:** \_\_\_\_\_ **Date:** \_\_\_\_\_

**Printed Name:** \_\_\_\_\_ **Title:** \_\_\_\_\_

**Date Permit Issued:** \_\_\_\_\_ **Date Permit Expires:** \_\_\_\_\_

\*\*\*\*\*

**FOR USE BY THE CORPS OF ENGINEERS**

**PM:** Clement **Submittals Required:** No

**Inspection Recommendation:** Inspect as convenient

\_\_\_\_\_  
 \_\_\_\_\_