



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**

John Woodhead  
1276 N. Wayne Street #707  
Arlington, VA 22201

CORPS PERMIT # NAE-2014-02471  
CORPS PGP ID# non-screen  
STATE ID# L-

**DESCRIPTION OF WORK:**

place fill below MHW in 303 SF (0.006 acres) of intertidal area in conjunction with stabilizing 110' of eroding shoreline with riprap off 60 Sullivan Street Portland, Maine as shown on the attached plans entitled "Slope Stabilization 60 Sullivan Street Portland, Maine, by Land Design Solutions" in 3 sheets dated 8/5/2014.

See Attached Conditions:

LAT/LONG COORDINATES : 43.68326 N 70.25119 W USGS QUAD: ME Portland West

**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 41 of the GP (page 18) 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, 2015. You will need to apply for reauthorization for any work within Corps jurisdiction that is not completed by October 12, 2016.

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 [ ], ISSUED [ ], DENIED [ ] DATE \_\_\_\_\_**

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

**III. FEDERAL ACTIONS:**

JOINT PROCESSING MEETING: N/A LEVEL OF REVIEW: CATEGORY 1: X CATEGORY 2: \_\_\_\_\_

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

Rodney A Howie  
RODNEY A. HOWE  
SENIOR PROJECT MANAGER  
MAINE PROJECT OFFICE

Frank J Del Giudice 12/15/2014  
FRANK J. DEL GIUDICE DATE  
CHIEF, PERMITS & ENFORCEMENT BRANCH  
REGULATORY DIVISION



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

**PLEASE NOTE THE FOLLOWING GENERAL CONDITIONS FOR  
DEPARTMENT OF THE ARMY  
GENERAL PERMIT  
NO. NAE-2014-02471**

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. Please note General Condition 17. Heavy Equipment in Wetlands on page 9 and General Condition 18. Temporary Fill on page 10 of the attached Programmatic General Permit.
4. Please note General Condition 20 Bank Stabilization on page 11 and appendix A (a) Fill, 2. Work conducted in the intertidal zone must be conducted in-the-dry during low water, or between Nov.8 – Apr. 9 on page 4 of the attached Programmatic General Permit.

# APPLICATION FOR A NATURAL RESOURCES PROTECTION ACT PERMIT

→ PLEASE TYPE OR PRINT IN **BLACK INK ONLY**

1. Name of Applicant:		John M. Woodhead		5. Name of Agent:		Land Design Solutions Contact: Peter Biegel	
2. Applicant's Mailing Address:		1276 N Wayne Street #707 Arlington, VA 22201		6. Agent's Mailing Address:		P.O. Box 316 Cumberland, ME 04021	
3. Applicant's Daytime Phone #:				7. Agent's Daytime Phone #:		(207) 939-1717	
4. Applicant's Email Address (Required from either applicant or agent):			8. Agent's Email Address:			pbiegel@landdesignsolutions.com	
9. Location of Activity: (Nearest Road, Street, Rt.#)		60 Sullivan Street		10. Town:		Portland	
				11. County:		Cumberland	
12. Type of Resource: (Check all that apply)		<input type="checkbox"/> River, stream or brook <input type="checkbox"/> Great Pond <input checked="" type="checkbox"/> Coastal Wetland <input type="checkbox"/> Freshwater Wetland <input type="checkbox"/> Wetland Special Significance <input type="checkbox"/> Significant Wildlife Habitat <input type="checkbox"/> Fragile Mountain		13. Name of Resource:		Casco Bay (Atlantic Ocean)	
				14. Amount of Impact: (Sq.Ft.)		Fill: approximately 303 s.f.	
						Dredging/Veg Removal/Other:	
15. Type of Wetland: (Check all that apply)		<input type="checkbox"/> Forested <input type="checkbox"/> Scrub Shrub <input type="checkbox"/> Emergent <input type="checkbox"/> Wet Meadow <input type="checkbox"/> Peatland <input type="checkbox"/> Open Water <input checked="" type="checkbox"/> Other <u>Inter-tidal area</u>		<b>FOR FRESHWATER WETLANDS</b>			
				<i>Tier 1</i>		<i>Tier 2</i>	
				<i>Tier 3</i>			
		<input type="checkbox"/> 0 - 4,999 sq ft. <input type="checkbox"/> 5,000-9,999 sq ft <input type="checkbox"/> 10,000-14,999 sq ft		<input type="checkbox"/> 15,000 – 43,560 sq. ft.		<input type="checkbox"/> > 43,560 sq. ft. or <input type="checkbox"/> smaller than 43,560 sq. ft., not eligible for Tier 1	
16. Brief Activity Description:		Proposed slope stabilization for an eroding embankment.					
17. Size of Lot or Parcel & UTM Locations:		<input type="checkbox"/> 5,317 square feet, or <input type="checkbox"/> 0.122 acres		UTM Northing: _____ UTM Easting: _____			
18. Title, Right or Interest:		<input checked="" type="checkbox"/> own <input type="checkbox"/> lease <input type="checkbox"/> purchase option <input type="checkbox"/> written agreement					
19. Deed Reference Numbers:		Book#: 13549 Page: 285		20. Map and Lot Numbers:		Map #: 432A Lot #: A-6001	
21. DEP Staff Previously Contacted:		David Cherry		22. Part of a larger project:		<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
23. Resubmission of Application?:		<input type="checkbox"/> Yes → <input checked="" type="checkbox"/> No		If yes, previous application #		Previous project manager: _____	
24. Written Notice of Violation?:		<input type="checkbox"/> Yes → <input checked="" type="checkbox"/> No		If yes, name of DEP enforcement staff involved:		25. Previous Wetland Alteration: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	
26. Detailed Directions to the Project Site:		Washington Ave. headed south, take left on Veranda Street, take a Right on Kensington Street, take a left on Windsor Terrace/Island Street. Destination is intersection of Island Street and Sullivan Street.					
27. TIER 1		TIER 2/3 AND INDIVIDUAL PERMITS					
<input type="checkbox"/> Title, right or interest documentation <input type="checkbox"/> Topographic Map <input type="checkbox"/> Narrative Project Description <input type="checkbox"/> Plan or Drawing (8 1/2" x 11") <input type="checkbox"/> Photos of Area <input type="checkbox"/> Statement of Avoidance & Minimization <input type="checkbox"/> Statement/Copy of cover letter to MHPC		<input checked="" type="checkbox"/> Title, right or interest documentation <input checked="" type="checkbox"/> Topographic Map <input checked="" type="checkbox"/> Copy of Public Notice/Public Information Meeting Documentation <input checked="" type="checkbox"/> Wetlands Delineation Report (Attachment 1) that contains the Information listed under Site Conditions <input checked="" type="checkbox"/> Alternatives Analysis (Attachment 2) including description of how wetland impacts were Avoided/Minimized		<input checked="" type="checkbox"/> Erosion Control/Construction Plan <input type="checkbox"/> Functional Assessment (Attachment 3), if required <input type="checkbox"/> Compensation Plan (Attachment 4), if required <input checked="" type="checkbox"/> Appendix A and others, if required <input checked="" type="checkbox"/> Statement/Copy of cover letter to MHPC <input type="checkbox"/> Description of Previously Mined Peatland, if required			
28. FEES Amount Enclosed:		\$379 processing Fee + \$95 Licensing Fee = \$474					

**CERTIFICATIONS AND SIGNATURES LOCATED ON PAGE 2**

**IMPORTANT: IF THE SIGNATURE BELOW IS NOT THE APPLICANT'S SIGNATURE, ATTACH LETTER OF AGENT AUTHORIZATION SIGNED BY THE APPLICANT.**

By signing below the applicant (or authorized agent), certifies that he or she has read and understood the following :

**DEP SIGNATORY REQUIREMENT**

**PRIVACY ACT STATEMENT**

Authority: 33 USC 401, Section 10; 1413, Section 404. Principal Purpose: These laws require permits authorizing activities in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters. Disclosure: Disclosure of requested information is voluntary. If information is not provided, however, the permit application cannot be processed nor a permit be issued.

**CORPS SIGNATORY REQUIREMENT**

USC 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. I authorize the Corps to enter the property that is subject to this application, at reasonable hours, including buildings, structures or conveyances on the property, to determine the accuracy of any information provided herein.

**DEP SIGNATORY REQUIREMENT**

"I certify under penalty of law that I have personally examined the information submitted in this document and all attachments thereto and that, based on my inquiry of those individuals immediately responsible for obtaining the information, I believe the information is true, accurate, and complete. I authorize the Department to enter the property that is the subject of this application, at reasonable hours, including buildings, structures or conveyances on the property, to determine the accuracy of any information provided herein. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment.

Further, I hereby authorize the DEP to send me an electronically signed decision on the license I am applying for with this application by emailing the decision to the address located on the front page of this application (see #4 for the applicant and #8 for the agent)."

*Peter B. Brigal* (Agent)  
SIGNATURE OF AGENT/APPLICANT

Date: 11/28/2014

*NOTE: Any changes in activity plans must be submitted to the DEP and the Corps in writing and must be approved by both agencies prior to implementation. Failure to do so may result in enforcement action and/or the removal of the unapproved changes to the activity.*

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043° 43' 47.09" N

(CUMBERLAND CENTER)

PORTLAND WEST QUADRANGLE

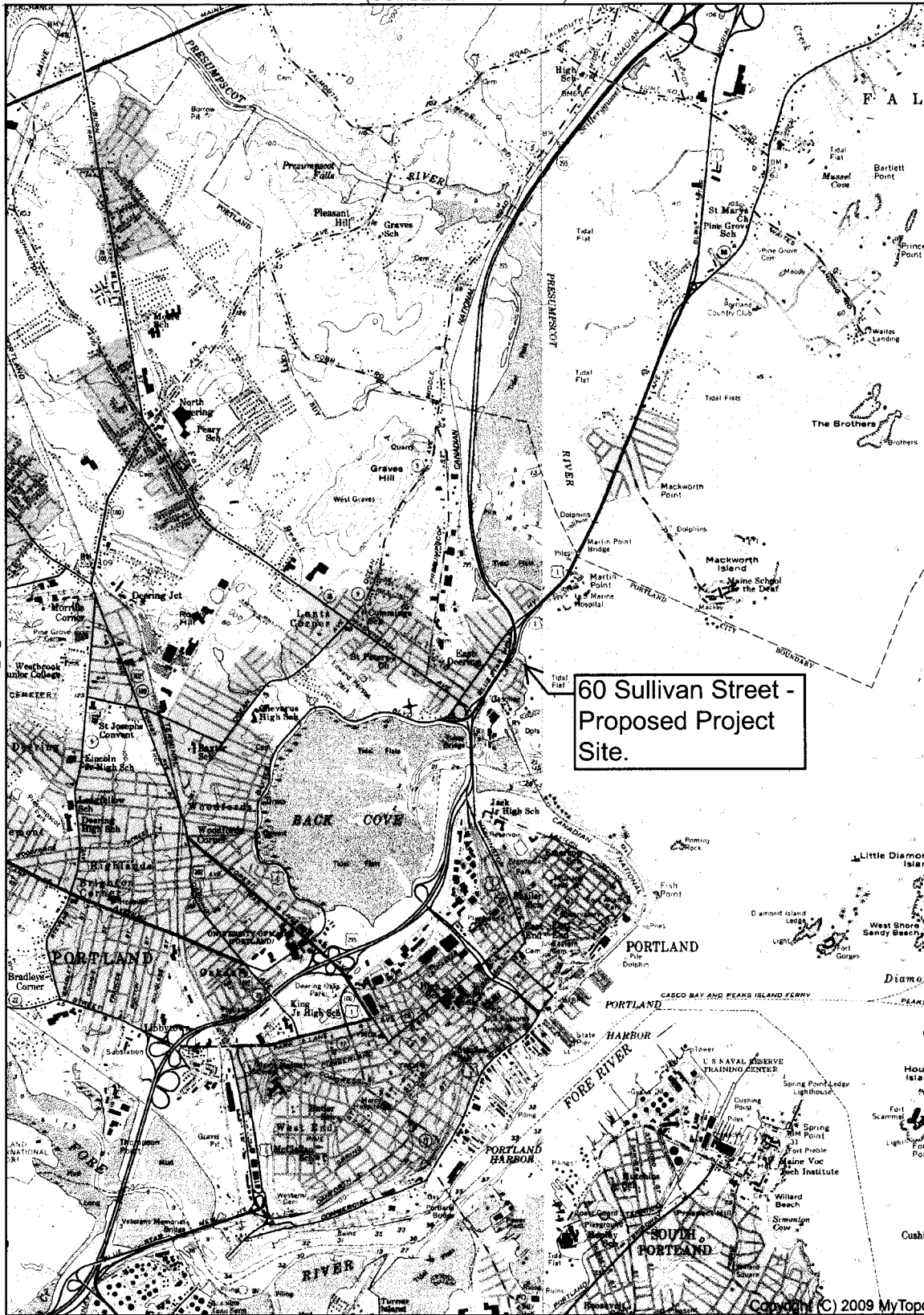
MAINE

TOPOGRAPHIC SERIES

(FREEPORT)

070° 12' 41.10" W

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(PORTLAND WEST)

(SOUTH HARPSWELL)

60 Sullivan Street - Proposed Project Site.

043° 38' 11.95" N  
070° 18' 08.22" W

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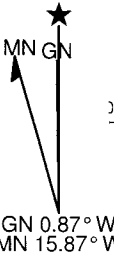
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043° 38' 11.95" N  
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Declination

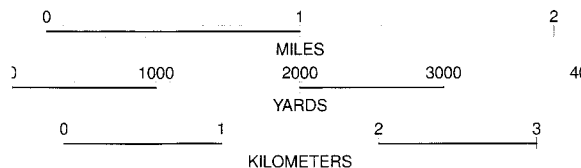


Produced by MyTopo Terrain Navigator  
Topography based on USGS 1:24,000  
Maps

North American 1983 Datum (NAD83)  
Polyconic Projection

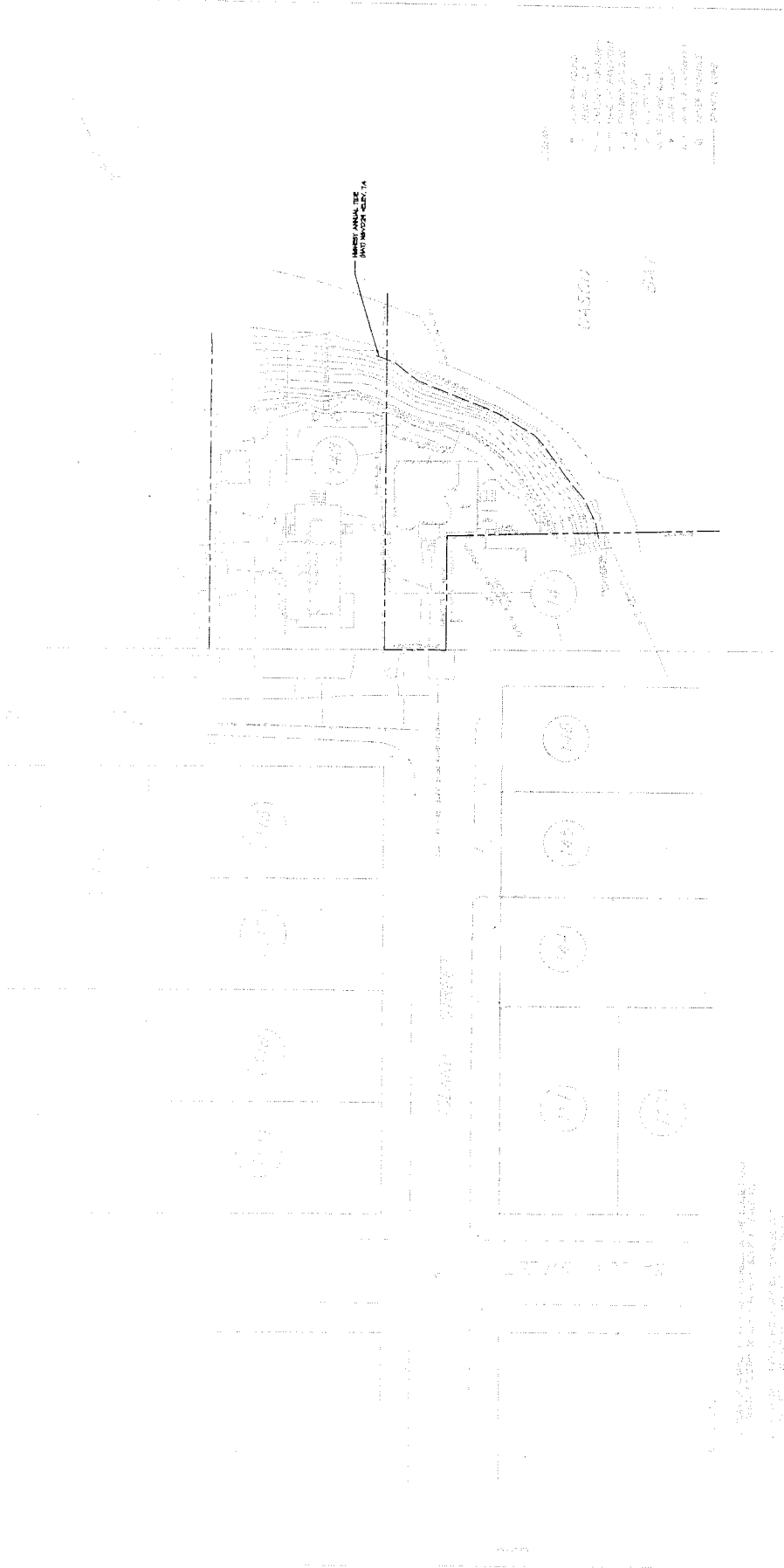
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PORTLAND WEST, ME  
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CONTOUR INTERVAL 20 FEET  
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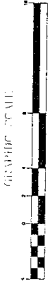
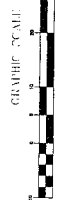
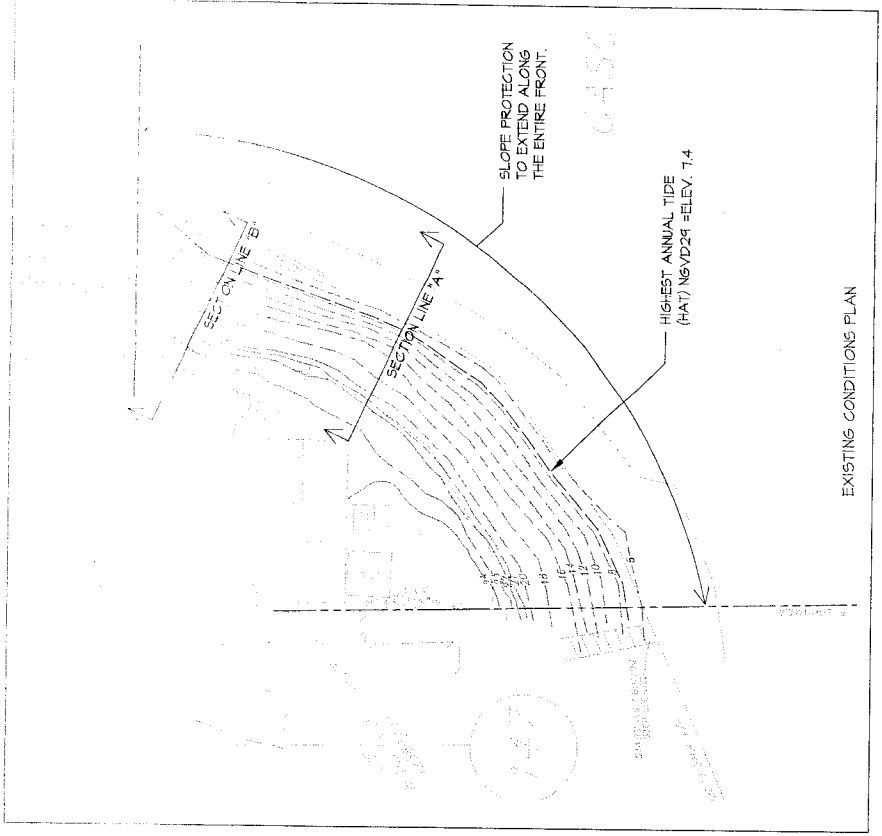
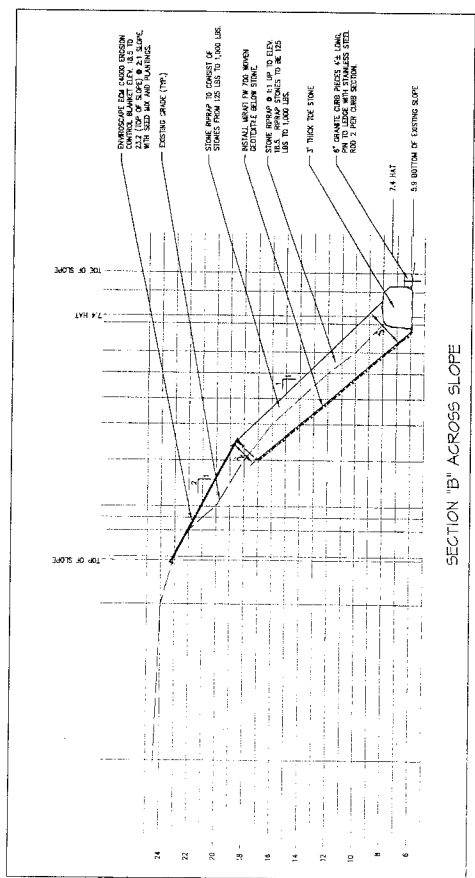
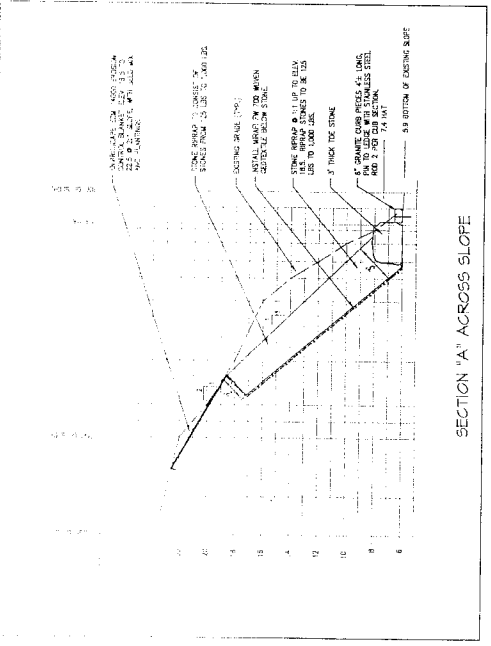
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REV	DATE	BY	CHKD	DATE	BY	STATUS	BY	STATUS
A	8/27/14	BRW	BRW	8/27/14	BRW	ISSUED FOR MAKE UP DRAWING		
<b>LAND DESIGN SOLUTIONS</b> LAND PLANNING, SITE PLANNING & LANDSCAPE ARCHITECTURE 225 BOSTON BLVD, SUITE 300, BOSTON, MA 02116 CLIENT: CHALLENGER PROJECT MANAGEMENT 75 LEGGERS DRIVE, FALMOUTH, MAINE 04103		DESIGN: 7/11 DRAWN: 7/20 CHECK: 7/21 DATE: MAY 2014 SCALE: AS NOTED		<b>SLOPE STABILIZATION</b> 80 SULLIVAN STREET, PORTLAND, MAINE STABILIZATION SECTIONS		PROJ. NO.: NO. 1: NO. 2:		REV. 1: A C-102