



# TOWN OF YARMOUTH

200 Main Street  
Yarmouth, Maine 04096

(207)846-2401

WWW.YARMOUTH.ME.US

Fax: (207)846-2438

## SHORELAND ZONING PERMIT APPLICATION

PERMIT # 19-06 ISSUE DATE \_\_\_\_\_ FEE AMOUNT \_\_\_\_\_  
Date: 12/15/2018 Zoning District 12 Map \_\_\_\_\_ Lot \_\_\_\_\_ Ext \_\_\_\_\_ Map 54 Lot 27  
APPLICANT NAME: Denise/Craig Benson PHONE NO: (603) 502-2900  
MAILING ADDRESS: 3 Merrymeeting Lane Rye, NH 03870 e-mail craigrbenson@gmail.com  
OWNER (other than applicant)  
NAME: \_\_\_\_\_ PHONE NO: \_\_\_\_\_  
MAILING ADDRESS: \_\_\_\_\_ e-mail \_\_\_\_\_  
CONTRACTOR  
NAME: Falls Point Marine, Inc. PHONE NO: 207-865-4567  
MAILING ADDRESS: PO Box 61, So. Freeport, Me 04078 e-mail info@fallspoint.com  
PROPERTY LOCATION: 104 Spruce Point Rd. Yarmouth

*Applicant must also include a narrative of the project including a description of all proposed construction, (E.G. Land clearing, road building, septic systems and wells – Please note: A site plan sketch is required on a separate sheet of paper no less than 11" x 17" or greater than 24"x36"*

**Please note: Plan set must be bound (not rolled) with a cover sheet and index.**

Proposed use of project: Residential Dock

Estimated cost of construction 150,000

Lot area (sq. ft.) 2.6 acres

Frontage on Road (FT) 292'

SQ. FT. of lot to be covered by non-vegetated surfaces \_\_\_\_\_

Elevation above 100 YR Flood Plain 0

Frontage on water body (FT.) 130'

Height of proposed structure 28'

Existing use of property Residential

Proposed use of property Residential

*Note: NEXT Questions apply only to expansions of portions of existing structures that are less than the required setback.*

- A) Total building footprint area of portion of structure that is less than required setback as of 1/1/89: \_\_\_\_\_ SQ.FT.
- B) Actual shore setback of existing structure proposed for expansion (measured as required in SOD, e.g.: Highest Annual Tide; Upland Edge of Coastal Wetland; Top of Bank (RP); Normal High Water Line of rivers and streams; as applicable): \_\_\_\_\_
- C) Building footprint area of expansions of portion of structure that is less than required setback from 1/1/89 to present: \_\_\_\_\_ SQ.FT.
- D) Building footprint area of proposed expansion of portion of structure that is less than required setback: \_\_\_\_\_ SQ.FT.
- E) % Increase of building footprint of previous and proposed expansions of portion of structure that is less than required setback since 1/1/89: % increase =  $((C+D) \times 100) / A =$  \_\_\_\_\_ %
- F) Floor Area and Market Value of Structure prior to improvements: (a) Area: \_\_\_\_\_ Value: \_\_\_\_\_. Floor Area and Market Value of portions of Structure removed, damaged or destroyed: (b) Area: \_\_\_\_\_ Value: \_\_\_\_\_. If the floor area or market value of (b) exceeds 50% of the area or value of (a), then the Relocation provisions of Article IV.R.5.a.(3) and (4) shall apply. **Note:** A value appraisal may be required or submitted in close cases where the applicant asserts that that 50% trigger and relocation assessment provision is not met. **Any plan revisions after initial approvals to replace rather than renovate building components (foundations, framing, etc.) shall be required to re-calculate the extent of removal, damage or destruction relative to retained structure.**
- ☒ Please provide a site plan to include lot lines, area to be cleared of trees and other vegetation; the exact position of proposed structures, including decks, porches, and out buildings with accurate setback distances from the shoreline, side and rear property lines; the location of proposed wells, septic systems, and driveways; and areas and amounts to be filled or graded. If the proposal is for the expansion of an existing structure, please distinguish between the existing structure and the proposed expansion.
- ☒ Note: For all projects involving filling, grading, or other soil disturbance you must provide a soil erosion control plan describing the measures to be taken to stabilize disturbed areas before, during and after construction.
- ☐ Draw a simple sketch showing both the existing and proposed structures with dimensions.

## SHORELAND ZONING PERMIT CHECKLIST

Please note that this checklist is intended to help applicants identify major submittal components but it is the applicant's responsibility to review the SOD/RP provisions outlined in Chapter 701 of the Yarmouth Code and provide all required information as well as conform to all design components. Copies of Chapter 701 are available at the Yarmouth Town Hall or can be downloaded on the Town website which is [www.yarmouth.me.us](http://www.yarmouth.me.us).

- ☒ Complete Shoreland Zoning Permit application including signatures of property owners and agents.
- ☒ Appropriate fee.
- ☒ Square footage of lot area within the 250' SOD
- ☒ Square footage and % of lot covered by non-vegetated surfaces within the SOD
- ☒ Square footage and % of cleared area within lot area within the SOD
- ☒ Delineation of 75' setback from upland edge of the coastal wetland
- ☒ Delineation of 250' SOD line from upland edge of the coastal wetland.
- ☒ Delineation of Resource Protection District
- ☒ Height of any proposed structures as measured between the mean original grade at the downhill side of the structure and the highest point of the structure
- ☒ Building elevations of any proposed structures as viewed from side and rear lot lines
- ☒ % Increase of expansions of portion of structure which is less than the required setback (if applicable)
- ☒ Floor Area and Market Value of Structure prior to improvements: (a) Area: \_\_\_\_\_  
Value: \_\_\_\_\_. Floor Area and Market Value of portions of Structure removed, damaged or destroyed: (b) Area: \_\_\_\_\_ Value: \_\_\_\_\_.
- ☒ Elevation of lowest finished floor to 100 year flood elevation
- ☒ Evidence of submission of the application to the Maine Historic Preservation Commission (MHPC) at least twenty (20) days prior to the Planning Board meeting as required in Article IV.R.O
- ☒ Copy of additional permit(s) if applicable:
  - Planning Board (e.g. Subdivision, Site Plan Review)
  - Board of Appeals
  - Flood Hazard
  - Exterior plumbing permit (Approved HHE 200 Application Form)
  - Interior plumbing permit
  - DEP permit (Site Location, Natural Resources Protection Act)
  - Army Corps of Engineers Permit (e.g. Sec. 404 of Clean Waters Act)
- ☒ Please circle all habitat types, marine organisms and shoreline elements present:  
(Sand beach) (boulder/cobble beach) (sand flat) (mixed coarse & fines) (salt marsh)  
(ledge) (rocky shore) (mudflat) (sediment depth if known) (Bluff/bank) (Mussels) (clams)  
(marine worms) (rockweed) (eelgrass) (lobsters) (other \_\_\_\_\_)
- ☒ Signs of intertidal erosion? (Yes) (no)
- ☒ Energy: (protected) (semi-protected) (partially exposed) (exposed)

- ☒ Copy of deed
- ☒ Soil erosion control plan
- ☒ Photographs
- ☒ Plan view

NOTE: Applicant is advised to consult with the CEO and appropriate state and federal agencies to determine whether additional permits, approvals, and reviews are required.

### CONDITIONS OF APPROVAL

The property shown on this plan may be developed and used only as depicted on this approved plan. All elements and features of the plan and all representations made by the applicant concerning the development and use of the property which appear in the record of the Planning Board proceedings are conditions of approval. No change from the conditions of approval is permitted unless an amended plan is first submitted to and approved by the Planning Board.

I certify that all information given in this application is accurate. All proposed uses shall be in conformance with this application and the Town of Yarmouth Shoreland Regulations in the Zoning Ordinance. I agree to future inspections by the Code Enforcement Officer / Planning Director / Planning Board members (as applicable) at reasonable hours and with advance notice.

"I authorize appropriate staff within the Yarmouth Planning Department to enter the property that is the subject of this application, at reasonable hours, including buildings, structures or conveyances on the property, to collect facts pertaining to my application."

Applicant Signature \_\_\_\_\_ see attached Letter Of Authorization \_\_\_\_\_ Date \_\_\_\_\_

Agent Signature \_\_\_\_\_ *KM Keegan* \_\_\_\_\_ Date 1/10/2019  
(if applicable)

DATE OF APPROVAL / DENIAL OF APPLICATION \_\_\_\_\_  
(by either staff or planning board)



Benson, Yarmouth DEP NRPA  
TIER 3 INDIVIDUAL NATURAL RESOURCE PROTECTION ACT PERMIT  
BASIC ATTACHMENTS FOR TIER 3 NRPA PERMIT

☐ Attachment 1, Activity Description

The project proposes to extend an existing residential dock at 104 Spruce Point Road on Cousins Island in Yarmouth, Maine. The applicants have recently purchased the property, one of the main reasons being the access to deeper water. The applicants require an increased ~4 more feet of water to safely tie up their vessels. The existing dock was permitted under PBR in 2005 and there is ~1' of water under the float at MLW. The dock lies in a cove on the SW shore of Cousins Island and could easily extend to reach this goal. The project proposes to add a granite crib 50' seaward of where the existing permanent pier head terminates. This outer granite crib along with the addition of 2 floats will extend the system for a total of 108' seaward. The system will not extend into a channel or throughway.

The existing dock is constructed with timber pile bents supporting an aluminum superstructure. An additional granite crib will extend the permanent portion of the dock 58' (4.5x50' aluminum pier extension + 8x8' crib top). The granite was chosen specifically to defend against winter ice flows. The winter ice flows of 2017-2018 caused significant damage to docks in the waters around Cousins Island. The applicants wish for a solid system which will withstand these elements.

The 4.5'x50' pier extension superstructure will be the same aluminum construction as the existing. The new substructure will be a square granite crib. An 8x8' platform will rest atop this crib with an oak gallow frame to assist in stowing the gangway for the winter. The gangway as proposed is 3'x55'. The existing gangway is 3x45'. ~~The proposed additional timber floats are 480 ft<sup>2</sup>.~~ The aluminum pier head (50') and gangway (55') are lighter and stronger than wood. The elevation of the walking surface continues at 12'. The gangway will be stored on the pier head in the winter. The float will be stored off site.

Footprint	Structure	Existing	Proposed	Total Proposed
Permanent:	pier head, crib	675 ft <sup>2</sup>	add 289 ft <sup>2</sup>	964 ft <sup>2</sup>
Seasonal:	gangway, floats	477.5 ft <sup>2</sup>	replace with 965 ft <sup>2</sup>	965 ft <sup>2</sup>

Total direct Impact intertidal, below MHW: 165 ft<sup>2</sup>

- 1 Granite Crib 11x11 = 121 ft<sup>2</sup>
- 6" Stone ballast = 44 ft<sup>2</sup>

□ Attachment 2, Alternatives Analysis Report

1. All docks create some environmental impact. The intent is also to minimize the cumulative impact of such situations on the marine environment, scenic character, and navigation.

The purpose of the project is a safe and steady transition from the float to a vessel. The vessel needs to have enough water to reach the float at all tides. Currently, the applicant's vessels can not reach the float without disturbing the substrate. Several alternatives were considered in determining the need and the placement of the proposed structures. Such factors considered were shoreline characteristics, substrates, vegetation, tidal heights, identified protected resources and existing facilities.

The project proposes a depth of water under the float that would be accessible by a powerboat. There are no feasible launch or marina alternatives in the vicinity. Madeleine Point, the closest public facility is on the opposite side of Cousins Island has no power and water. This current system does. This crescent shaped cove provides shoreline characteristics amenable to residential docks with single point moorings. This is a small residential cove/anchorage.

Waterfront access points in this anchorage must be strong enough to withstand winter ice flows and a long fetch in a strong SW breeze. The applicants have chosen to place one outer granite crib with an aluminum framed walking surface. This method is visually preferable to wood which is bulkier and requires additional structural bents to span the same distance. Like Madeleine Point, a granite crib with an aluminum gangway can span a much great length than wood and is lighter and stronger. This composite of materials and strength will allow for the current character of the cove to remain intact. A longer gangway which is seasonal allows the permanent pier head to be as short as possible. An extended system keeps activity away from the shallows therefore minimizing substrate disturbance.

The proposed crib lands within the footprint of the existing float. The current float is a 320 ft<sup>2</sup>. ~~The new floats will extend an additional 480 ft<sup>2</sup> with a width reduction from 16' to 12' seaward.~~ One option considered was adding two granite cribs which would lessen the seasonal portion in square footage of floats but would have a greater direct impact overall.

The applicant has 3 approved moorings in the cove/anchorage between Doyle Point and Spruce Point. No navigational hazards are expected and there will be no interference with the Madeleine Pt/Cousins Island throughways.

System Footprint:

- Pier head - (4) sections 4.5' x 50' (3 existing +1 proposed)
- Granite Crib - 11x11=121 ft<sup>2</sup> (proposed)
- Gangway - 3'x 55' (replaces 3.5x45' existing)
- Float - ~~800 ft<sup>2</sup>~~ (320 existing + ~~480 proposed~~)

- ☐ Attachment 3, See attached CalTopo Map
- ☐ Attachment 4, See attached Photos
- ☐ Attachment 5, See attached overhead and side view plan drawing
- ☐ Attachment 6, Additional plans: crib overlay
- ☐ Attachment 7, Construction Plan

The system will be transported and installed via crane barge. The entire installation should span three weeks requiring minimal activity shoreside.

The new system will be transported by barge in sections:

- (1) 4.5x50' pier head, gallows frame
- (1) 3x55' gangway
- ~~(2) 240 sq ft float~~
- Float Anchoring: 4 point anchoring system set at 45° angles from the float
  - 2 block anchors out with 1/2" x ~50' chain each
  - 2 inner ledge pins with 1/2" x ~50' chain each
- Granite crib to be installed onsite. 3/4" stone base for leveling

The granite crib blocks will be delivered individually and installed by crane barge. Stone ballast will be placed in the interior of the crib. The float will be constructed with marine grade lumber and black molded flotation. The float fasteners are 1/2" galvanized steel. The crib pins are 1" stainless steel. The 8'x8' fixed pier head crib top will have a wood gallows frame for seasonal service and winter gangway storage inside the pier handrails.

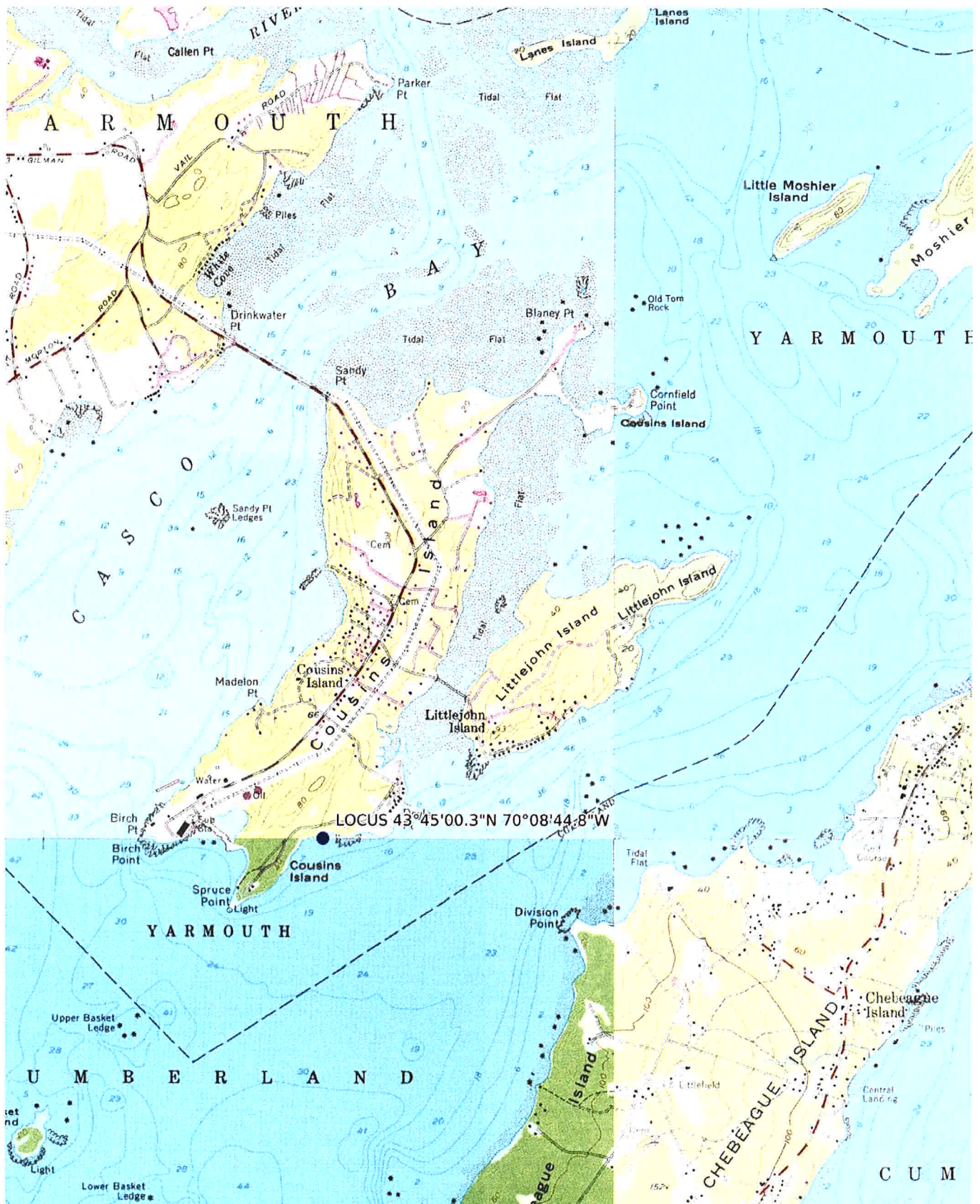
All sections will be lowered and set via barge crane. The barge will enable the crew to work continually throughout the tidal cycle over multiple days with no need for over road deliveries.

- ☐ Attachment 8, Erosion Control Plan.

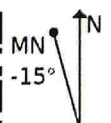
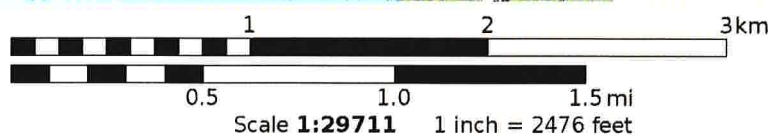
As the pier system exists. No further vegetation or trees will be removed.

We refer to Maine DEP Best Management Practices for Erosion and Sedimentation Control.





Mercator Projection  
 WGS84  
 USNG Zone 19TDJ  
 CalTopo





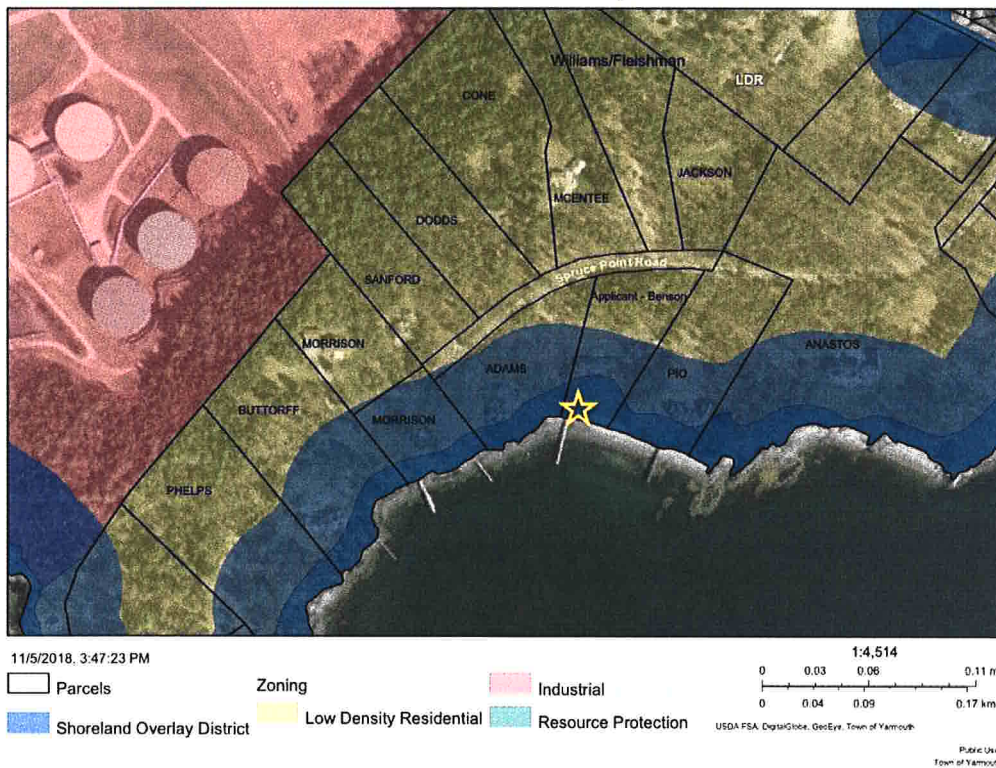
Benson, Yarmouth DEP NRPA □ Attachment 4 Photos



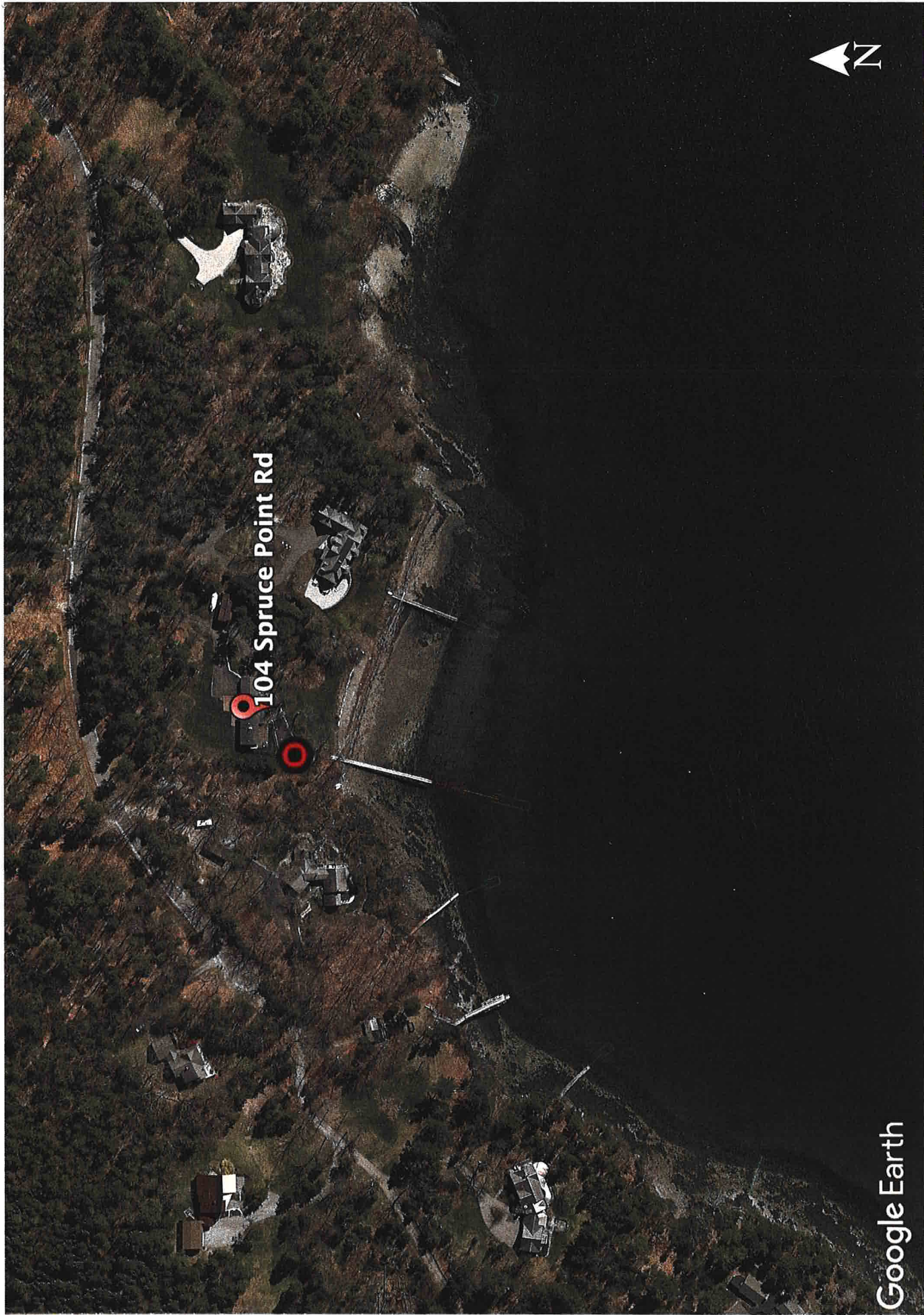




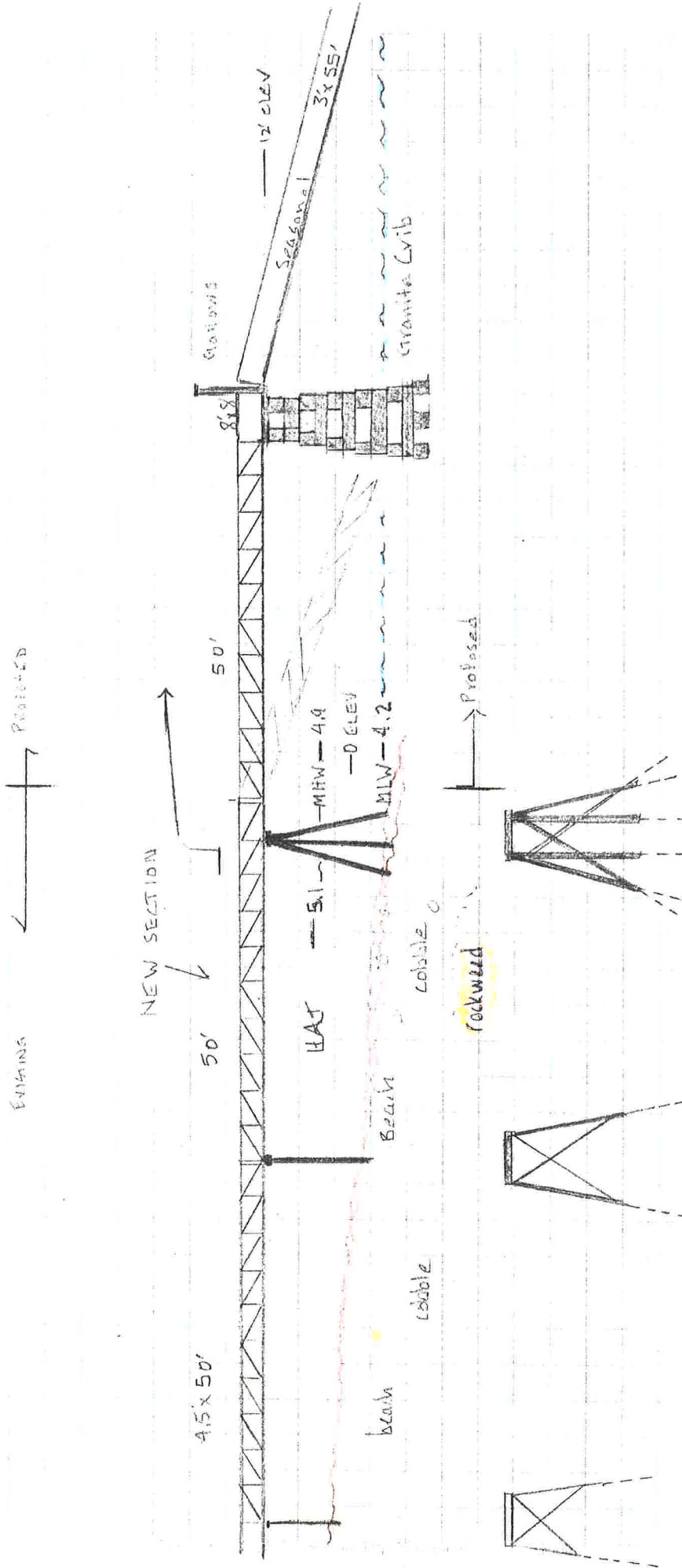
Town of Yarmouth Public Map Viewer



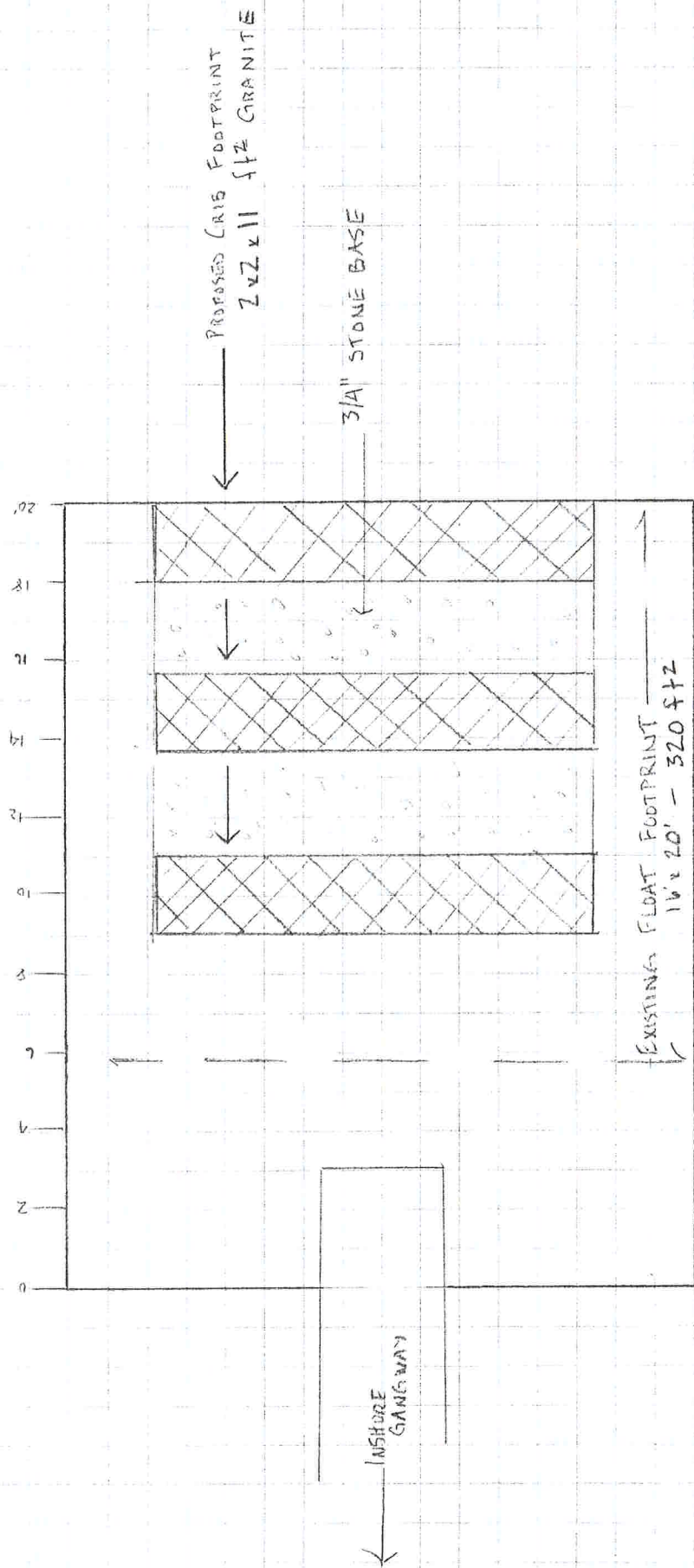








Job BENSON  
Date JAN 2019  
Scale 40



# CRIB SIDE VIEW

(2) 2'x2'x 6'

(2) 2'x2'x 6'

(2) 2'x2'x 7'

(2) 2'x2'x 7'

(2) 2'x2'x 8'

(2) 2'x2'x 8'

(2) 2'x2'x 9'

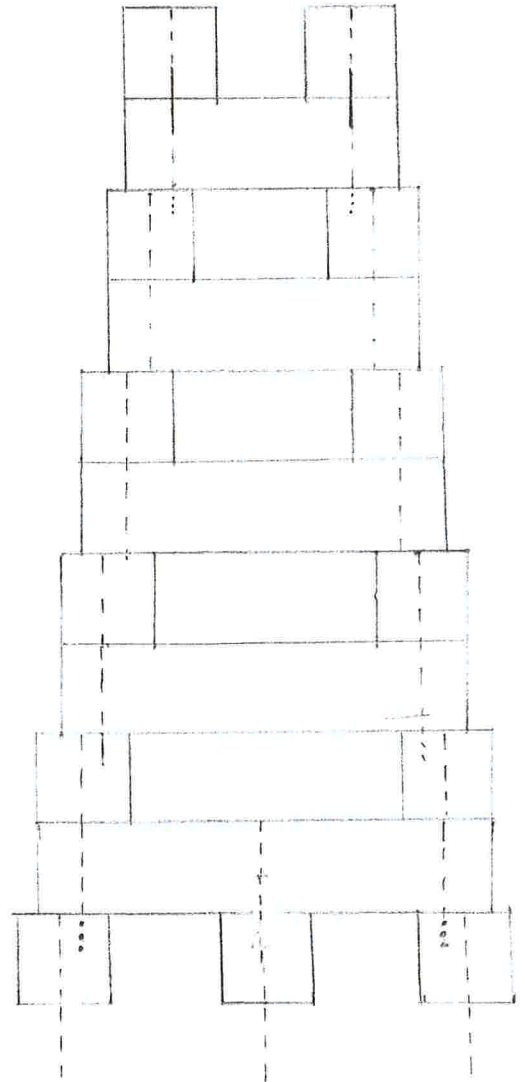
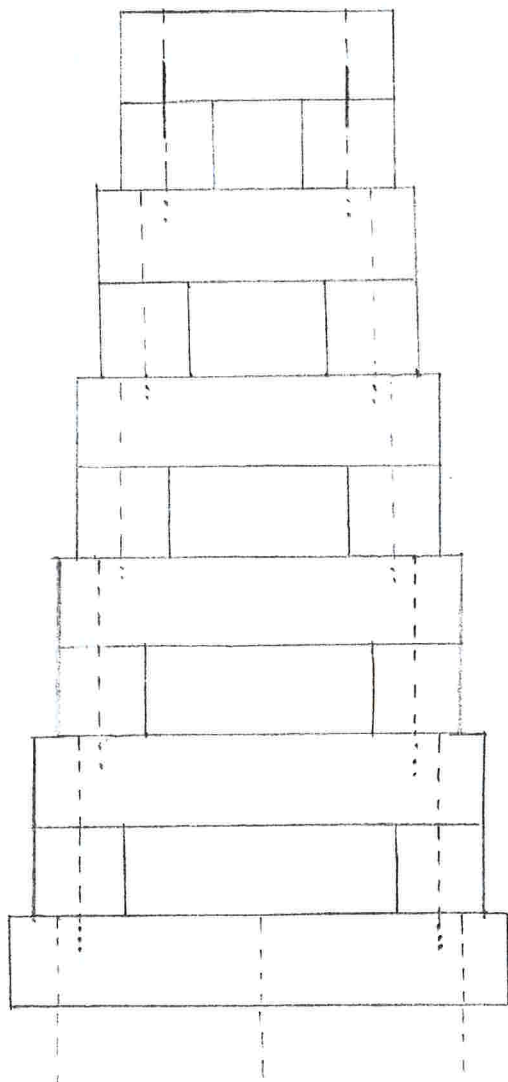
(2) 2'x2'x 9'

(2) 2'x2'x 10'

(2) 2'x2'x 10'

(3) 2'x2'x 11'

720 CF



Falls Point Marine  
Date: JAN 2019  
Site: BENSON  
Scale: 1" = 4'



MAINE REAL ESTATE TAX-Paid

**DLN: 1001840030286 WARRANTY DEED**

KNOW ALL PERSONS BY THESE PRESENTS, that **Marcel C. Nadeau and Deborah J. Nadeau** of 104 Spruce Point Road Yarmouth, ME for consideration paid grant to **Denise Benson** of Rye, NH with WARRANTY COVENANTS, the premises in the Town of Yarmouth, County of Cumberland and State of Maine, being more particularly described in Exhibit A attached hereto and made a part hereof.

IN WITNESS WHEREOF, the said **Marcel C. Nadeau and Deborah J. Nadeau** have caused this instrument to be signed this 19<sup>th</sup> day of June, 2018

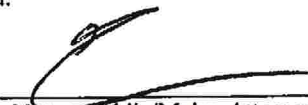
  
 \_\_\_\_\_  
 Marcel C. Nadeau

  
 \_\_\_\_\_  
 Deborah J. Nadeau

  
 \_\_\_\_\_  
 Witness

State of Maine  
 County of Cumberland

Then personally appeared before me this 19<sup>th</sup> day of June, 2018 the said **Marcel C. Nadeau and Deborah J. Nadeau** and acknowledged the foregoing to be their voluntary act and deed.

  
 \_\_\_\_\_  
 Notary Public/Maine Attorney at Law  
 Commission Expiration: \_\_\_\_\_

Charles H. McLaughlin  
 Attorney At Law

**EXHIBIT "A"**

**LEGAL DESCRIPTION**

**Lot 1, Spruce Point Road, Yarmouth, Maine**

A certain lot or parcel of land, together with the buildings and improvements thereon, situated on both sides of the Spruce Point Road, Cousins Island, in the Town of Yarmouth, County of Cumberland, and State of Maine, more particularly bounded and described as follows:

Being Lot 1 as shown on "Plan of Subdivision for James Brown, Cousins Island, Maine" dated August 2, 1972 and recorded in the Cumberland County Registry of Deeds in Plan Book 93, Page 33, to which plan reference is hereby made, and as amended.

Also hereby conveying a right of way from Wharf Road to Spruce Point Road over the 50-foot private right of way shown on said Plan, together with a right of way over the private 20-foot right of way leading to Casco Bay as shown on said Plan. There is further conveyed as appurtenant to Lot 1 in common with other lot owners on said Plan the use of any beach or bathing area on Casco Bay located between land now or formerly of one Waters and land now or formerly of one Conner. The use shall not include the right to store or maintain (but does include the right to launch) boats on the shore.

Also conveying all my right, title and interest in and to the fee to the land lying between Lot 1 and Casco Bay bounded on the northwest by the dividing line between Lots 1 and 2 as extended to Casco Bay and on the southeast by land now or formerly of Waters, as extended to Casco Bay. Subject to the use by others for beach and bathing purposes (including the right to launch boats) and subject to the 20-foot right of way as shown on said Plan.

The above-described premises are conveyed subject to the following:

1. Grantees shall pay their pro rata share, along with other land owners, of road maintenance and snow plowing costs for the 50-foot right of way leading from Wharf Road and for Spruce Point Road to the extent the Town of Yarmouth does not.
2. No right of way is granted over the area entitled "Existing Travelled Way" on said Plan.
3. No lot shall be subdivided for the purpose of creating another residential lot.

Being the same premises conveyed to Marcel C. Nadeau and Deborah J. Nadeau by virtue of divorce decree dated June 12, 2017, an abstract of which is recorded in the Cumberland County Registry of Deeds in Book 34093, Page 21. Further reference is made to deed dated June 30, 2005 and recorded in said Registry in Book 22829, Page 211.



# FallsPoint Marine

Waterfront Businesses & Care & Beyond

To Whom It May Concern:

I, Katharine Lyngan and/or Esther Becker of Falls Point Marine, Inc. are authorized to apply for and obtain such permits as necessary from all permitting authorities (local, state and federal) to permit a grant of title extension to an existing dock at 104 Spruce Point Road in Yarmouth, Maine. Sigsbee Lot 10.

Signed

Denise A. Benson

Print Name

DENISE BENSON

Date

1/2/19

Mailing Address

3 MERRY MEETING LN  
KYE ME 03970



<b>U.S. Army Corps of Engineers (USACE)</b> <b>APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT</b> 33 CFR 325. The proponent agency is CECW-CO-R.		<b>Form Approved -</b> <b>OMB No. 0710-0003</b> <b>Expires: 01-08-2018</b>	
The public reporting burden for this collection of information, OMB Control Number 0710-0003, is estimated to average 11 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or burden reduction suggestions to the Department of Defense, Washington Headquarters Services, at <a href="mailto:whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil">whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil</a> . Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number. PLEASE DO NOT RETURN YOUR APPLICATION TO THE ABOVE EMAIL.			
<b>PRIVACY ACT STATEMENT</b>			
Authorities: Rivers and Harbors Act, Section 10, 33 USC 403; Clean Water Act, Section 404, 33 USC 1344; Marine Protection, Research, and Sanctuaries Act, Section 103, 33 USC 1413; Regulatory Programs of the Corps of Engineers; Final Rule 33 CFR 320-332. Principal Purpose: Information provided on this form will be used in evaluating the application for a permit. Routine Uses: This information may be shared with the Department of Justice and other federal, state, and local government agencies, and the public and may be made available as part of a public notice as required by Federal law. Submission of requested information is voluntary, however, if information is not provided the permit application cannot be evaluated nor can a permit be issued. One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see sample drawings and/or instructions) and be submitted to the District Engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned. System of Record Notice (SORN). The information received is entered into our permit tracking database and a SORN has been completed (SORN #A1145b) and may be accessed at the following website: <a href="http://dpcl.dod.mil/Privacy/SORNsIndex/DOD-wide-SORN-Article-View/Article/570115/a1145b-ce.aspx">http://dpcl.dod.mil/Privacy/SORNsIndex/DOD-wide-SORN-Article-View/Article/570115/a1145b-ce.aspx</a>			
<b>(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)</b>			
1. APPLICATION NO.	2. FIELD OFFICE CODE	3. DATE RECEIVED	4. DATE APPLICATION COMPLETE
<b>(ITEMS BELOW TO BE FILLED BY APPLICANT)</b>			
5. APPLICANT'S NAME First - Craig/Denise      Middle -      Last - Benson Company - E-mail Address - craigrbenson@gmail.com		8. AUTHORIZED AGENT'S NAME AND TITLE (agent is not required) First - Carter      Middle -      Last - Becker Company - Falls Point Marine E-mail Address - info@fallspoint.com	
6. APPLICANT'S ADDRESS: Address- 3 Merry Meeting Ln Rye, NH 03870-2325 City - Yarmouth      State - Me      Zip - 04032      Country - USA		9. AGENT'S ADDRESS: Address- PO Box 61 City - So Freeport      State - Me      Zip - 04078      Country - USA	
7. APPLICANT'S PHONE NOs. w/AREA CODE a. Residence      b. Business      c. Fax (603) 502-2900		10. AGENTS PHONE NOs. w/AREA CODE a. Residence      b. Business      c. Fax 207-865-6001	
<b>STATEMENT OF AUTHORIZATION</b>			
11. I hereby authorize, <u>Falls Point Marine</u> to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application.			
_____ SIGNATURE OF APPLICANT		_____ DATE	
<b>NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY</b>			
12. PROJECT NAME OR TITLE (see instructions) Granite Crib Dock Extension			
13. NAME OF WATERBODY, IF KNOWN (if applicable) Casco Bay		14. PROJECT STREET ADDRESS (if applicable) Address 104 Spruce Point Road	
15. LOCATION OF PROJECT Latitude: °N 43.750092, -70.145779      Longitude: °W 43°45'00.3"N70°08'44		City - Yarmouth      State- Me      Zip- 04096	
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) State Tax Parcel ID Yarmouth Tax Map 54 Lot 27      Municipality Yarmouth Section - Cousins Island      Township -      Range -			

17. DIRECTIONS TO THE SITE

Main Street Yarmouth to Lafayette Road. Left onto Gilman Road (1.3 mi) which becomes Cousins Street (1.8 mi.). Take left onto Wharf Road, Right onto Spruce Point Road. Follow ~300' to #104 - 3rd house on left.

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

The property has an existing dock system which was constructed in 2006. The applicants wish to extend the system by adding an outer granite crib 50 feet seaward of the existing pier head.

The 45' gangway will then be replaced with a 55' gangway and relocated seaward 58'.

~~Two 480 sq ft of float will extend from the current 320 sq ft float.~~

The total increase seaward as proposed is 108'.

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

The project proposes to extend the existing dock to provide a more useful depth of water. Currently there is not enough water for the applicant to reach the float with his boats.

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)

Reconfiguring an existing dock to accommodate the new owner is avoiding unnecessary new construction. The applicants have chosen a property which has the possibility of deep water access for their boats. The harbormaster has approved three outer moorings which will be the normal location to store the vessels.

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- 54-33 WILLIAMS G/ FLEISHMAN CAROL 4000 NORTH CHARLES ST BALTIMORE MD 21218

City - State - Zip -  
54-20 ANASTOS PETER/LORI 56 SPRUCE POINT ROAD YARMOUTH ME 04096

b. Address- 54-26 PIO KATHERINE/JOSEPH 92 SPRUCE POINT ROAD YARMOUTH ME 04096

54-31 CONE CORNELIA 127 SPRUCE POINT RD YARMOUTH ME 04096  
City - State - Zip -

c. Address- 54-28 PAMELIA ADAMS 160 SPRUCE POINT RD YARMOUTH ME 04096

54-32 MCENTEE FAMILY TRUST 854 PROSPECT HEIGHTS SANTA CRUZ CA 95065  
City - State - Zip -

d. Address- 54-34 JACKSON JAMES/JULIE D 99 SPRUCE POINT ROAD YARMOUTH ME 04096

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
DEP	NRPA		1/10/2019		
YARMOUTH	SZ		1/10/2019		

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

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

SIGNATURE OF APPLICANT DATE SIGNATURE OF AGENT DATE  
1/10/2019

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.





1/10/2019

Maine Historic Preservation Commission  
65 State House Station  
Augusta, Maine 04333-0065

To Whom It May Concern:

At the request of the US Dept of the Army, Falls Point Marine, Inc. is forwarding information regarding a proposal for an outer granite crib extension to an existing dock. This installation, which extends from Mean Low Water is for Denise and Craig Benson of 104 Spruce Point Road in Yarmouth, Me 04096 Tax Map 57 Lot 27.

Enclosed you will find a map, drawing, and photos of the project.

There are no shipwrecks in the area. We hope that this project will not affect any historic resources and meets with your approval.

Please do not hesitate to call if you require any further information.

Sincerely,

Kathleen Keegan

Falls Point Marine, Inc.  
PO Box 61  
So. Freeport, Me 04078  
207-865-4567  
[kathy@fallspoint.com](mailto:kathy@fallspoint.com)

cc:

Aroostook Band of Micmacs  
Passamaquoddy Tribe of Indians (x2)  
Houlton Band of Maliseet Indians  
Penobscot Indian Nation  
MHPC

Applicant's vessels:

1. 34' LOA 1'10" draft
2. 40' LOA 2'3" draft
3. 58' LOA 3' draft

