



FLORIDA DEPARTMENT OF Environmental Protection

Southeast District
3301 Gun Club Road, MSC 7210-1
West Palm Beach, FL 33406
561-681-6600

Ron DeSantis
Governor

Jeanette Nuñez
Lt. Governor

Shawn Hamilton
Secretary

August 28, 2024

Robert Hammond
4205 S Ocean Drive
Boca Raton FL 33487
Sent via e-mail: darrin@seadarbuilders.com

Re: File No.: 50-452420-001,002,003-EE
File Name: Hammond Residence

Dear Robert Hammond:

On August 21, 2024, we received your request for verification of exemption to perform the following activities; 1) the remove the existing dock, piles, and batter piles, to install 135 linear feet of new seawall within 18 inches waterward (wet face to wet face) of the currently existing seawall; 2) construct a new associated seawall cap with nine (9) new associated batter piles and; 3) to construct a new 5' by 85' concrete dock incorporated into the new seawall cap with a new associated boatlift for a total of 425 square feet of overwater structure. The project is located in the residential canal, Class III Waters, adjacent to 4203 Tranquility Drive, Highland Beach (Section 4, Township 47 South, Range 43 East), in Palm Beach County (Latitude N 26°24'3.6850", Longitude W 80°4'0.4189").

Your request has been reviewed to determine whether it qualifies for (1) regulatory exemption, (2) proprietary authorization (related to state-owned submerged lands), and (3) federal approval that may be necessary for work in wetlands or waters of the United States.

Your project qualifies for all three. However, this letter does not relieve you from the responsibility of obtaining other federal, state, or local authorizations that may be required for the activity.

If you change the project from what you submitted, the authorization(s) granted may no longer be valid at the time of commencement of the project. Please contact us prior to beginning your project if you wish to make any changes.

If you have any questions regarding this matter, please contact **Matthew Field** at the letterhead address or at Matthew.Field@FloridaDEP.gov.

deadline for filing a petition. On the filing of a timely and sufficient petition, this action will not be final and effective until a subsequent order of the Department. Because the administrative hearing process is designed to formulate final agency action, the hearing process may result in a modification of the agency action or even denial of the application.

Petition for Administrative Hearing

A person whose substantial interests are affected by the Department's action may petition for an administrative proceeding (hearing) under Sections 120.569 and 120.57, F.S. Pursuant to Rules 28-106.201 and 28-106.301, F.A.C., a petition for an administrative hearing must contain the following information:

- (a) The name and address of each agency affected and each agency's file or identification number, if known;
- (b) The name, address, any e-mail address, any facsimile number, and telephone number of the petitioner, if the petitioner is not represented by an attorney or a qualified representative; the name, address, and telephone number of the petitioner's representative, if any, which shall be the address for service purposes during the course of the proceeding; and an explanation of how the petitioner's substantial interests will be affected by the agency determination;
- (c) A statement of when and how the petitioner received notice of the agency decision;
- (d) A statement of all disputed issues of material fact. If there are none, the petition must so indicate;
- (e) A concise statement of the ultimate facts alleged, including the specific facts that the petitioner contends warrant reversal or modification of the agency's proposed action;
- (f) A statement of the specific rules or statutes that the petitioner contends require reversal or modification of the agency's proposed action, including an explanation of how the alleged facts relate to the specific rules or statutes; and
- (g) A statement of the relief sought by the petitioner, stating precisely the action that the petitioner wishes the agency to take with respect to the agency's proposed action.

The petition must be filed (received by the Clerk) in the Office of General Counsel of the Department at 3900 Commonwealth Boulevard, Mail Station 35, Tallahassee, Florida 32399-3000, or via electronic correspondence at Agency_Clerk@dep.state.fl.us. Also, a copy of the petition shall be mailed to the applicant at the address indicated above at the time of filing.

Time Period for Filing a Petition

In accordance with Rule 62-110.106(3), F.A.C., petitions for an administrative hearing by the applicant and persons entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of receipt of this written notice. Petitions filed by any persons other than the applicant, and other than those entitled to written notice under Section 120.60(3), F.S., must be filed within 21 days of publication of the notice or within 21 days of receipt of the written notice, whichever occurs first. You cannot justifiably rely on the finality of this decision unless notice of this decision and the right of substantially affected persons to challenge this decision has been duly published or otherwise provided to all persons substantially affected by the decision. While you are not required to publish notice of this action, you may elect to do so pursuant Rule 62-110.106(10)(a).

1. Regulatory Review – VERIFIED

Based on the information submitted, the Department has verified that the activities as proposed are exempt, under Chapter 62-330.051 (5)(b), (12)(b), (12)(d), Florida Administrative Code, from the need to obtain a regulatory permit under Part IV of Chapter 373 of the Florida Statutes.

This exemption verification is based on the information you provided the Department and the statutes and rules in effect when the information was submitted. This verification may not be valid if site conditions materially change, the project design is modified, or the statutes or rules governing the exempt activity are amended. In the event you need to re-verify the exempt status for the activity, a new request and verification fee will be required. Any substantial modifications to the project design should be submitted to the Department for review, as changes may result in a permit being required.

2. Proprietary Review- NOT REQUIRED

The activity does not require further authorization under chapter 253 of the Florida Statutes, or chapters 18-20 or 18-21 of the Florida Administrative Code.

3. Federal Review - APPROVED

Your proposed activity as outlined in your application and attached drawings qualifies for Federal authorization pursuant to the State Programmatic General Permit VI-R1, and a **SEPARATE permit or authorization will not be required** from the U.S. Army Corps of Engineers. Please note that the Federal authorization expires on July 27, 2026. However, your authorization may remain in effect for up to 1 additional year, if provisions of Special Condition 15 of the SPGP VI-R1 permit instrument are met. You, as permittee, are required to adhere to all General Conditions and Special Conditions that may apply to your project. Special conditions required for your project are attached. A copy of the SPGP VI-R1 with all terms and conditions and the General Conditions may be found online in the Jacksonville District Regulatory Division Sourcebook (<https://www.saj.usace.army.mil/Missions/Regulatory/Source-Book/>).

Authority for review - an agreement with the USACOE entitled "Coordination Agreement Between the U. S. Army Corps of Engineers (Jacksonville District) and the Florida Department of Environmental Protection (or Duly Authorized Designee), State Programmatic General Permit", Section 10 of the Rivers and Harbor Act of 1899, and Section 404 of the Clean Water Act.

Additional Information

Please retain this letter. The activities may be inspected by authorized state personnel in the future to ensure compliance with appropriate statutes and administrative codes. If the activities are not in compliance, you may be subject to penalties under Chapter 373, F.S., and Chapter 18-14, F.A.C.

NOTICE OF RIGHTS

This action is final and effective on the date filed with the Clerk of the Department unless a petition for an administrative hearing is timely filed under Sections 120.569 and 120.57, F.S., before the

EXECUTION AND CLERKING

Executed in Palm Beach County, Florida

STATE OF FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION



John Tracey
Environmental Consultant
Southeast District

Enclosures:

Attachment A- Specific Exemption Rule
Special Conditions for Federal Authorization for SPGP VI-R1
General Conditions for Federal Authorization for SPGP VI-R1
Project drawings, 6 pages

CERTIFICATE OF SERVICE

The undersigned duly designated deputy clerk hereby certifies that this document and all attachments were sent on the filing date below to the following listed persons:

FDEP – Norva Blandin, Danielle Sattelberger, John Tracey, Matthew Field
Mitchell Scavone, Ray Qualmann Marine Construction Inc, permits@qualmannmarine.com

Additional mailings:

SPGP, nmfs.scr.statewideprogrammatic@noaa.gov ; spgp@usace.army.mil
Matt Mitchell, Palm Beach County, Environmental Resources, mmitchell@pbcgov.org

FILING AND ACKNOWLEDGMENT

FILED, on this date, pursuant to Section 120.52, F. S., with the designated Department Clerk, receipt of which is hereby acknowledged.

Vanessa Osborne
Clerk

08-28-2024
Date



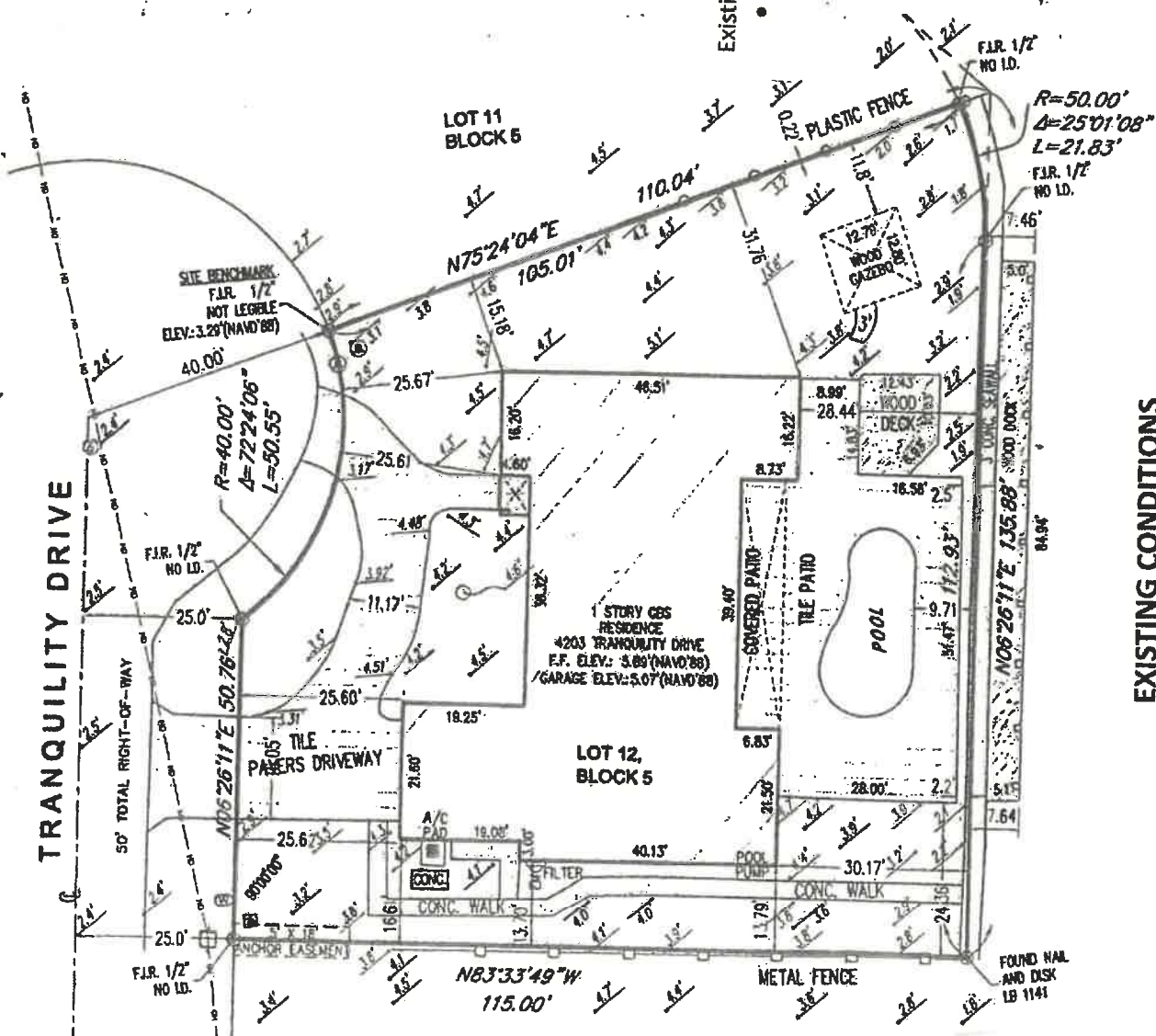
Hammond, 4203 "Tranquility Drive, Highland Beach



ESTABLISHED IN 1948

ALAN GARCIA, P.E.
4202 NW 54th Street
Coconut Creek, FL
LICENSE #42564

EXISTING CONDITIONS



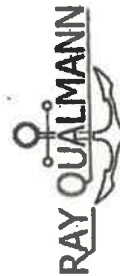


Permit Number
50-452420-001,002,003-EE
Southeast District

Scope of Work:

- Remove existing dock, piles & batter piles.
- Construct 135 lin.ft pile & panels seawall (no more than 18" waterward from existing wall)
- Construct 135 lin.ft concrete seawall cap overpour incorporating King & batter piles.
- Install (9) concrete dock piles
- Construct new 5' x 85' concrete dock incorporated into new seawall cap.
- Install (1) 16,000 lbs boatlift

Hammond, 4203 Tranquility Drive, Highland Beach

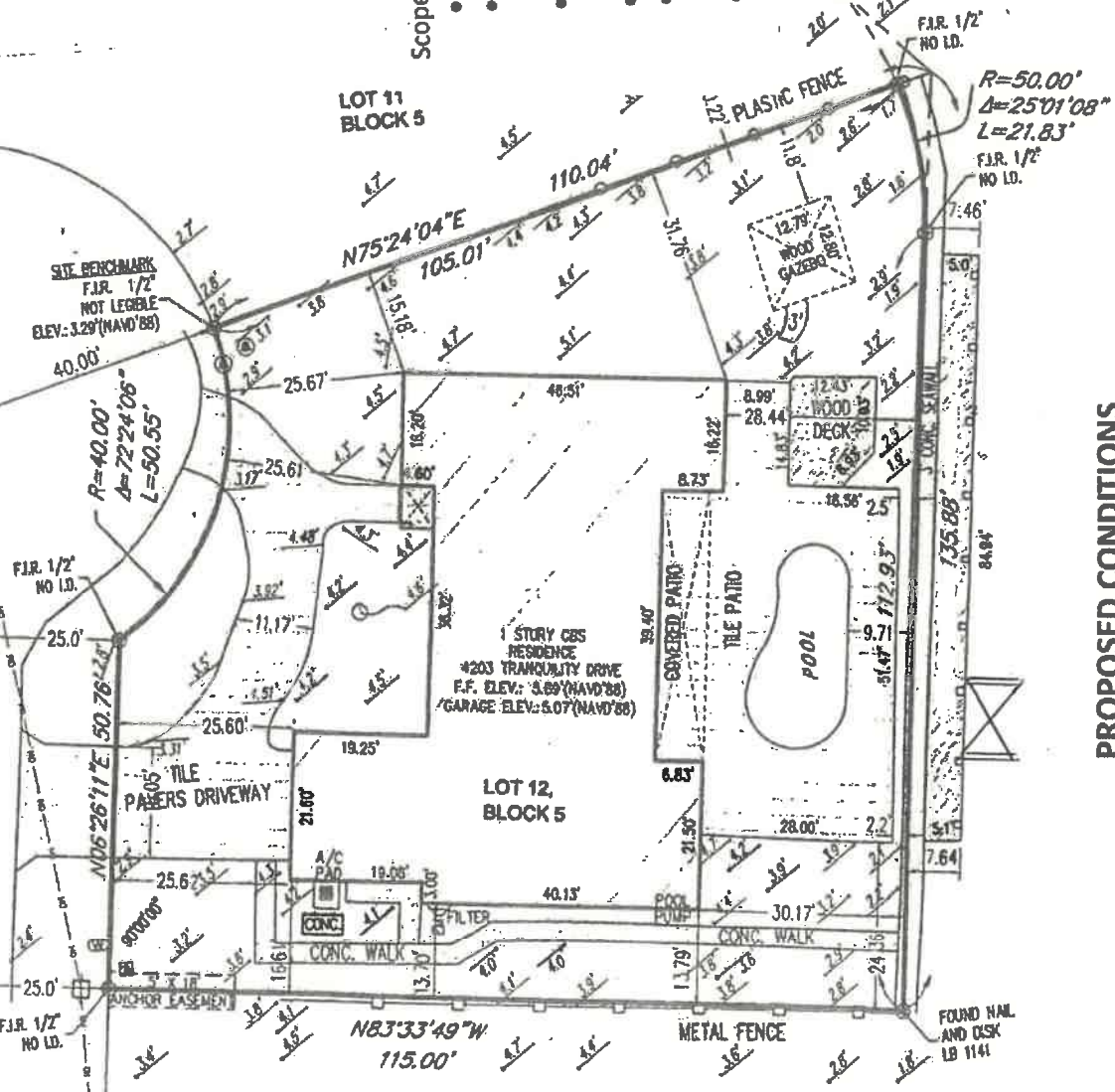


ESTABLISHED IN 1948

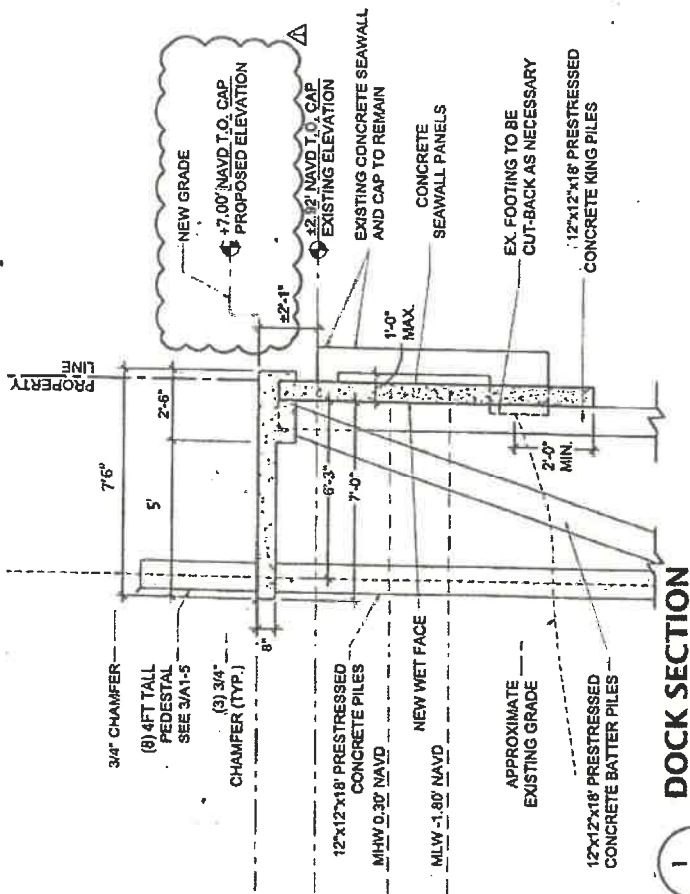
ALAN GARCIA, P.E.
4202 NW 54th Street
Coconut Creek, FL
LICENSE #42564

TRANQUILITY DRIVE

50' TOTAL RIGHT-OF-WAY



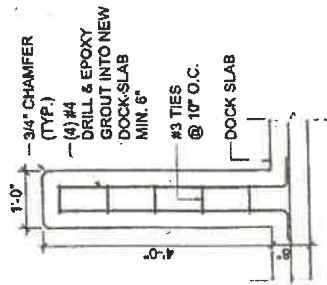
PROPOSED CONDITIONS



1 DOCK SECTION

Scale: 1/4" = 1'-0"

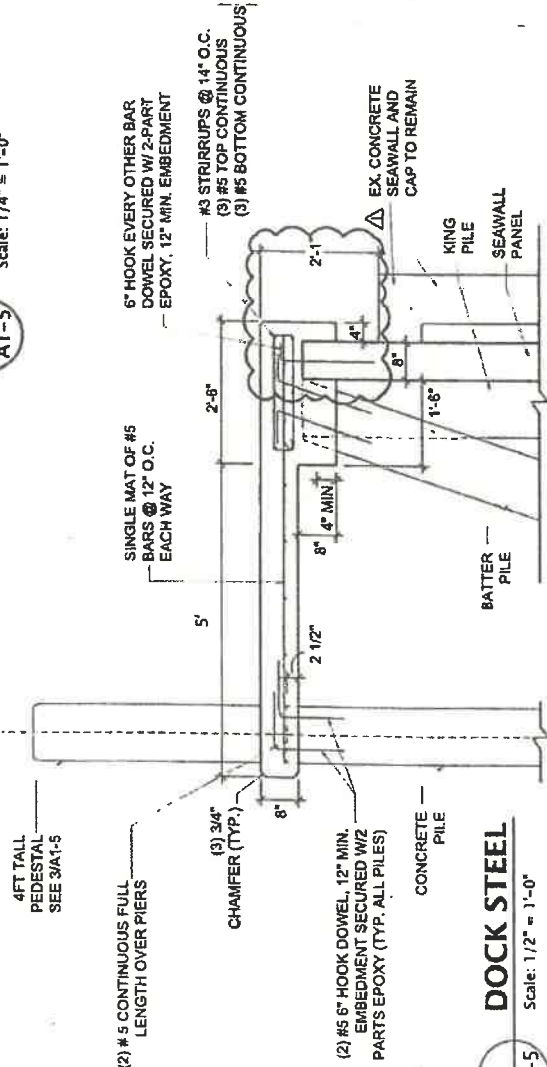
A1-5



2 DOCK STEEL

Scale: 1/2" = 1'-0"

A1-5



3 PEDESTAL STEEL

Scale: 1/2" = 1'-0"

A1-5

Hammond, 4203 Tranquility Drive, Highland Beach



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Coconut Creek, FL
LICENSE #42564



BOAT LIFT SECTION

AA
A1-5

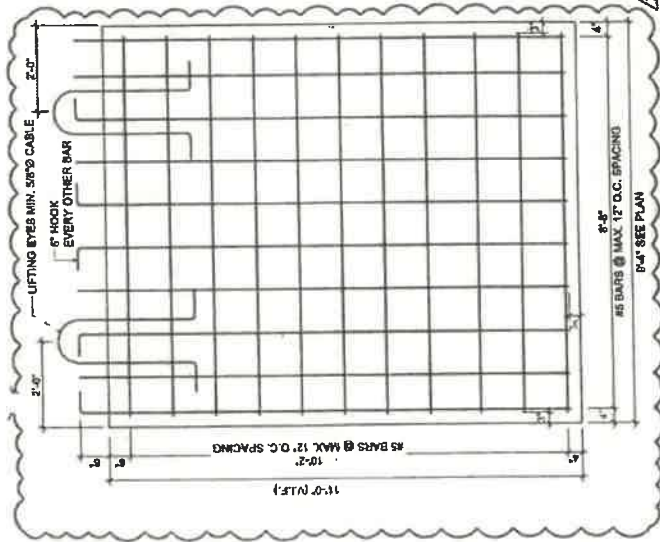
Scale: 1/4" = 1'-0"

SEAWALL & DOCK KEY PLAN

1
A1-2

Scale: 3/32" = 1'-0"

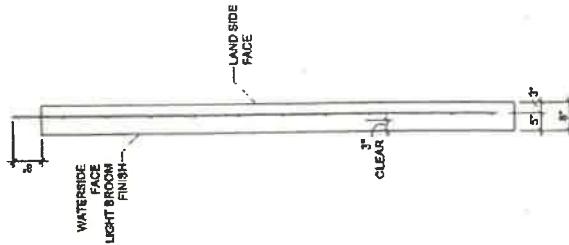
NOTE:
PANEL HEIGHT TO BE VERIFIED ON SITE BY CONTRACTOR
BEFORE CONSTRUCTION, TO PROVIDE A MINIMUM OF 2"
EMBEDMENT INTO EXISTING GRADE.



PANEL DETAIL

2
A1-2

Scale: 3/8" = 1'-0"



PANEL SECTION

3
A1-2

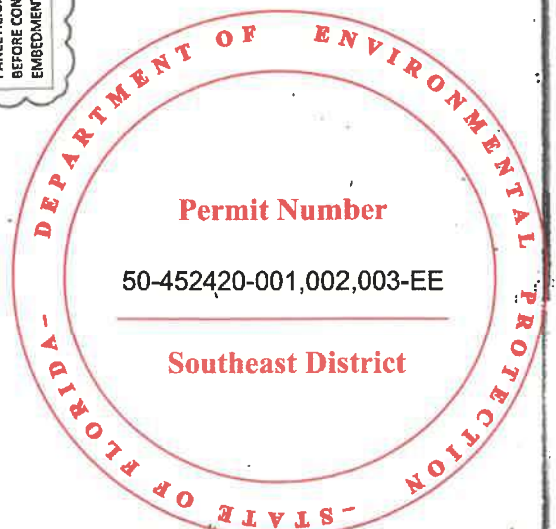
Scale: 3/8" = 1'-0"

Hammond, 4203 Tranquility Drive, Highland Beach



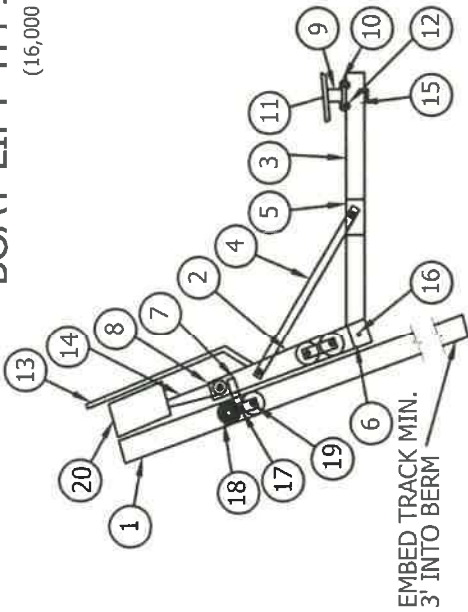
ALAN GARCIA, P.E.
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Coconut Creek, FL
LICENSE #42564

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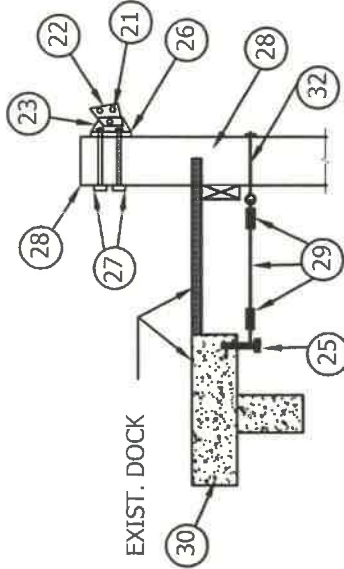


BOAT LIFT TM 16,000 SE CUSTOM LIFT

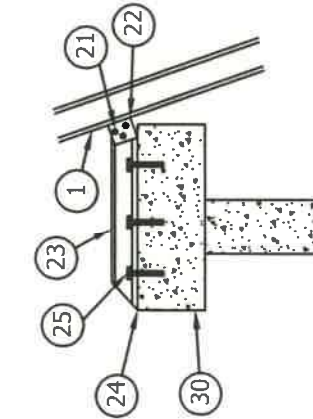
(16,000 lb LIFT) N.T.S.



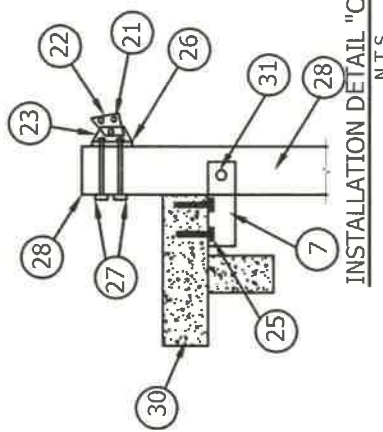
PROFILE VIEW OF ELEVATOR LIFT
N.T.S.



INSTALLATION DETAIL "B"
N.T.S.



INSTALLATION DETAIL "A"
N.T.S.



INSTALLATION DETAIL "C"
N.T.S.

GENERAL NOTES:

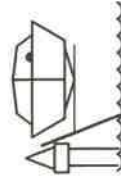
1. ALL CONNECTIONS ARE WELDED UNLESS OTHERWISE NOTED.
2. ALL MATERIALS TO BE 6061 T6 UNLESS OTHERWISE NOTED.
3. ALTERNATIVE INSTALLATION W/ 30° ANGLE (PART #7)
4. CONTRACTOR TO OBTAIN UTILITY CLEARANCE PRIOR TO PILE DRIVING. CALL 1-800-432-4770.
5. CONTRACTOR SHALL INSPECT EXIST. CONC. PILES FOR SPALLS & CRACKS
6. SHALL NOTIFY ENGINEER IN WRITING OF PILE DAMAGE OR DETERIORATION.
7. DESIGN PER FBC 6th EDITION, W/WIND LOADS PER ASCE 7-10, 170 MPH BROWARD COUNTY.
8. 9"-12" MIN. BUTT DIA. PILINGS, 10' EMBEDMENT W/ 10 TON BEARING CAPACITY

	16000
1	I-Beam 10"x 8.65 lb/ft
2	10" x 6.00" AS Channel
3	I-Beam 8"x 6.18 lb/ft
4	1/2" x 3" x 58" flat stock
5	1/2" x 7 3/4" x 12" flat plate
6	3/8" x 3" x 4" x 12" angle
7	3/8" x 3" x 6" x 13 1/2" angle
8	Pulley Box
9	4" x 1.58 x 12" Channel
10	1/2" x 4" x 6" Alum. mounting plate
11	Aluminum Or Wood Bunks
12	(4) 1/2" SS bolts and clips
13	2 1/2" PVC Sch. 40 pipe
14	3/8" SS Cable
15	1/2" x 4 1/2" SS bolt and nut
16	3/8" x 3" SS bolt and nut
17	7/8" x 2" SS bolt
18	6" and 8" wheel
19	1 3/16" Aluminum pin
20	1 HP Model 6500 Aqua motors
21	5/8" x 6" SS bolt, nut, lock washer
22	Track mounting clip
23	6061 T6 Aluminum Channel
24	1/2" x 12" x 16" Angle
25	5/8" SS wedge anchor bolts
26	Pile mount brackets
27	5/8" ThreadRod SS bolt, nut, lw, fw
28	10" Wood or Concrete pile
29	5/16" SS cable, Cable clamps
30	Existing seawall cap
31	5/8" x 6" Lag Bolt
32	EyeHook Welded to 5/8" Thread Rod nut, lw, fw

**CONTRACTOR HAS OPTION OF USING WOOD OR CONCRETE PILES IN AREAS WHERE REGULATORY POLICY APPLIES.

OWNER: Hammond

ADDRESS: 4203 Tranquility Drive, Highland Beach



S.E. CUSTOM LIFT
SYSTEMS INC.

ALAN GARCIA, P.E.
LICENSE #42564
4202 NW 54TH STREET
COCONUT CREEK, FL 33073