

RE: [Non-DoD Source] Re: DEP 50-196034-008-EM SAJ-2007-01043

From: Mallett, Kaitlyn M CIV USARMY CESAJ (USA) (kaitlyn.m.mallett@usace.army.mil)

To: nutt3839@bellsouth.net; gabriela.munoz@floridadep.gov; Danielle.Sattelberger@FloridaDEP.gov

Cc: kande@bocahighland.com

Date: Thursday, October 19, 2023 at 08:04 AM EDT

David,

The slight shift for the piles can be shown in the self-cert survey at the close of the project. The shift does not invalidate the USACE Corps authorization. Please let me know if there is anything else I can help you with. Thank you again



**US Army Corps
of Engineers**
Jacksonville District

Kaitlyn Mallett

Biologist, Regulatory Division
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Palm Beach Gardens, FL 33410

From: david nutter <nutt3839@bellsouth.net>

Sent: Monday, October 16, 2023 2:06 PM

To: Munoz, Gabriela <gabriela.munoz@floridadep.gov>; Sattelberger, Danielle <Danielle.Sattelberger@FloridaDEP.gov>; Mallett, Kaitlyn M CIV USARMY CESAJ (USA) <Kaitlyn.M.Mallett@usace.army.mil>

Cc: Kande bocahighland.com <kande@bocahighland.com>

Subject: [Non-DoD Source] Re: DEP 50-196034-008-EM SAJ-2007-01043

Danielle and Kaitlyn,

Once again I need to reach out to you due to a slight discrepancy between the building plans I submitted to the Town of Highland Beach and the plans Isiminger submitted the DEP and ACOE. This one concerns the position of the lift to be re-installed.

Please see pages 1, 2 and 9 of our plans, pages 10, 11 and 13 of the Corps authorization, and pages 14, 15 and 17 of the DEP authorization (all attached here).

Referring to the aerial view sheets, the Existing and Proposed Conditions -

- The Existing Conditions in all three (Page 1 in our plans, page 10 in the Corps and page 14 in the DEP) all show the existing lift at a slight rotation to the existing pier.

- The Proposed Conditions in the environmental authorizations (Page 11 in the Corps and page 15 in the DEP) continue to show the lift at this slight rotation to the rebuilt pier, but that is not how a lift would be installed.
- The Proposed Conditions in our plans (Page2) show the lift rotated to be parallel with the pier, as this would be the proper and professional way to position the lift.
- The first lift pile, closest to the end of the pier will be in the same footprint as its existing position, with the lift and the remaining three piles rotated around that first pile, so the other inside pile is adjacent to the pier as well. This rotation shifts the piles approximately 11 to 16 inches.
 - 2nd lift pile (the 2nd one along the pier)- 11 inch shift
 - 3rd lift pile (the 1st outside pile) - 11.625 inch shift
 - 4th lift pile (the 2nd outside pile) - 16 inch shift - this shift is greater because it is the farthest one from the first pile

Referring to the cross sections -

- Page 13 in the Corps and page 17 in the DEP show the lift piles closer to the second and third pier piles and shows the lift piles 12 feet apart.
- Page 9 in our plans show the lift farther out along the pier and show the lift piles 11 feet, 6.75 inches apart.
- The cross section for the lift in our plans is based on the position of the first lift pile and the distance between the lift piles and shown in the Proposed Conditions.
- The position of the first lift pile from the end of the pier and the distance between the lift piles as shown in the our cross section is exactly matches that shown in all three of the Proposed Conditions pages.

The Town is requesting that the DEP and ACOE both respond as to whether the discrepancies described above are sufficient enough to invalidate your respective authorizations or are minor enough to be not be of a concern or to be handled with an as-built survey/plan/explanation at the close of the project.

Please let me know what your responses are. And feel free to call or contact me if you need any additional information.

David Nutter

B & M Marine Construction

nutt3839@bellsouth.net

On Tuesday, October 10, 2023 at 06:16:01 PM EDT, Sattelberger, Danielle <danielle.sattelberger@floridadep.gov> wrote:

Hi David,

The elevation of the grade landward of the cap will not impact the validity of DEP's permit.

Thank you,



Danielle C. Sattelberger

Environmental Administrator

Florida Department of Environmental Protection

Southeast District – West Palm Beach

3301 Gun Club Road, MSC 7210-1

West Palm Beach, FL 33406

Danielle.Sattelberger@FloridaDEP.gov

Office: (561) 681-6783



From: david nutter <nutt3839@bellsouth.net>
Sent: Tuesday, October 10, 2023 5:25 PM
To: Munoz, Gabriela <Gabriela.Munoz@FloridaDEP.gov>; Sattelberger, Danielle <Danielle.Sattelberger@FloridaDEP.gov>; Kaitlyn Mallett <kaitlyn.mallett@floridadep.gov>
Cc: Kande bocahighland.com <kande@bocahighland.com>
Subject: DEP 50-196034-008-EM SAJ-2007-01043

EXTERNAL MESSAGE

This email originated outside of DEP. Please use caution when opening attachments, clicking links, or responding to this email.

Kaitlyn, Gabriela, and Danielle,

Please see the attached comments from the Town of Highland Beach regarding the seawall and dock at Boca Highlands. Also attached are the DEP and ACOE modifications and the latest signed plans.

Please see Comment #5 regarding the grade behind the new cap and respond at to whether the elevation of the grade landward of the cap will impact the validity of your authorizations for the seawall and dock work.

Feel free to call me on my cell (954-868-8476) if you have any questions or concerns.

David Nutter

B & M Marine Construction

nutt3839@bellsouth.net

