



A.C.

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
DIVISION OF LAND USE REGULATION
Mail Code 501-02A, P.O. Box 420, Trenton, New Jersey 08625-0420
Fax: (609) 777-3656 or (609) 292-8115
www.state.nj.us/dep/landuse

PERMIT



In accordance with the laws and regulations of the State of New Jersey, the Department of Environmental Protection hereby grants this permit to perform the activities described below. This permit is revocable with due cause and is subject to the limitations, terms and conditions listed below and on the attached pages. For the purpose of this document, "permit" means "approval, certification, registration, authorization, waiver, etc." Violation of any term, condition or limitation of this permit is a violation of the implementing rules and may subject the permittee to enforcement action.

Approval Date

SEP 11 2013

Expiration Date

SEP 10 2018

Permit Number(s)
0501-13-0008.1 WFD130001

Type of Approval(s)
Waterfront Development,
Water Quality Certificate

Enabling Statute(s)
N.J.S.A. 12:5-3
N.J.S.A. 58:10A-1

Applicant

Avalon Fishing Club
P.O. Box 294
Avalon, NJ 08202

Site Location

Block: 81 Lot: 3
Municipality: Borough of Avalon
County: Cape May County

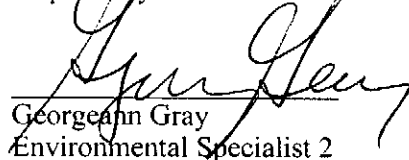
This permit grants permission to: construct a 12' x 175' extension to the existing fishing pier with a 25' x 40' landing as shown on the approved site plan.

The proposed project is shown on plans in one (1) sheet entitled "PLAN TO ACCOMPANY CAFRA PERMIT APPLICATION FOR AVALON FISHING CLUB BLOCK 81 LOT 3 BOROUGH OF AVALON CAPE MAY COUNTY, NEW JERSEY", dated March 25, 2013, last revised September 9, 2013 and prepared by Gary Lee Thomas, P.L.S., P.P. of Thomas Amey Shaw, Inc.

This permit is authorized under, and in compliance with the Rules on Coastal Zone Management (N.J.A.C. 7:7E-1.1 et seq.) as amended, specifically Recreational Docks and Piers (N.J.A.C. 7:7E-4.5).

The Permittee must receive approval from the Department of the Army.

Prepared by


Georgeann Gray
Environmental Specialist 2

Received or Recorded by County Clerk

THIS PERMIT IS NOT EFFECTIVE AND NO CONSTRUCTION APPROVED BY THIS PERMIT, OR OTHER REGULATED ACTIVITY, MAY BE UNDERTAKEN UNTIL THE APPLICANT HAS SATISFIED ALL PRE-CONSTRUCTION CONDITIONS AS SET FORTH IN THIS PERMIT.

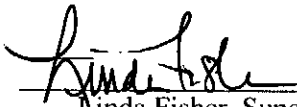
This permit is not valid unless authorizing signature appears on the last page.

STANDARD CONDITIONS:

1. **Extent of approval:**
 - a. This document grants permission to perform certain activities that are regulated by the State of New Jersey. The approved work is described by the text of this permit and is further detailed by the approved drawings listed herein. All work must conform to the requirements, conditions and limitations of this permit and all approved drawings.
 - b. If you alter the project without prior approval, or expand work beyond the description of this permit, you may be in violation of State law and may be subject to fines and penalties. Approved work may be altered only with the prior written approval of the Department.
 - c. You must keep a copy of this permit and all approved drawings readily available for inspection at the work site.
2. **Acceptance of permit:** If you begin any activity approved by this permit, you thereby accept this document in its entirety, and the responsibility to comply with the terms and conditions. If you do not accept or agree with this document in its entirety, **do not begin** construction. You are entitled to request an appeal within a limited time as detailed on the *Administrative Hearing Request Checklist and Tracking Form* which is available on the Department's website at www.state.nj.us/dep/landuse/forms/index.html.
3. **Recording with County Clerk:** This permit shall be RECORDED in the office of the County Clerk (the REGISTRAR OF DEEDS AND MORTGAGES in the applicable counties) in the county wherein the lands included in the permit are located within ten (10) days after receipt of the permit by the applicant and verified notice shall be emailed to Georgeann Gray, at georgeann.gray@dep.state.nj.us immediately thereafter.
4. **Notice of Construction:** You must notify the NJDEP, Bureau of Coastal and Land Use Compliance and Compliance and Enforcement, in writing, at 1510 Hooper Avenue, Toms River, NJ 08753, at least three working days prior to beginning any construction on the site or any site preparation.
5. **Expiration date:** All activities authorized by this permit must be completed by the expiration date shown on the first page unless otherwise extended by the Division. At that time, this permit will automatically become invalid and none of the approved work may begin or continue until a replacement permit is granted. (Some permits may qualify for an extension of the expiration date. Please contact the Department for further information.)
6. **Rights of the State:**
 - a. This permit is revocable and subject to modification by the State with due cause.
 - b. Representatives from the State have the statutory authority to enter and inspect this site to confirm compliance with this permit and may suspend construction or initiate enforcement action if work does not comply with this permit.
 - c. This permit does not grant property rights. The issuance of this permit shall not affect any action by the State on future applications, nor affect the title or ownership of property, nor make the State a party in any suit or question of ownership.
7. **Other responsibilities:** You must obtain all necessary local, Federal and other State approvals before you begin work. All work must be stabilized in accordance with the *Standards for Soil Erosion and Sediment Control in New Jersey*, and all fill material must be free of toxic pollutants in toxic amounts as defined in section 307 of the Federal Act.

SPECIAL CONDITIONS IN ADDITION TO THE STANDARD CONDITIONS:

1. **Prior to any waterfront construction, the Permittee must receive authorization for the above work by the Army Corps of Engineers pursuant to Section 404 of the Clean Water Act and Section 10 of the Rivers and Harbors Act of 1899. The Army Corp of Engineers should be contacted directly at 215-656-6728.**
2. **All structures shall be constructed of nonpolluting materials such as plastic, natural cedar or other untreated wood, concrete, or other inert products. Creosote and CCA-treated lumber (a.k.a. pressure treated or wolmanized lumber) which is susceptible to leaching are considered polluting materials and are not acceptable.**
3. **Prior to construction, the Permittee shall remove the existing covered shelter and relocate it to the end of the new pier as shown on the approved plan.**
4. The proposed dock structures are not to exceed the dimensions as specified on the approved plans. All structures and mooring areas shall be within the permittee's property line extension and/or limit of Tidelands Instrument.
5. Consistent with Assembly Bill, No. 2804, P.L. 2007, CHAPTER 113 the use of creosote treated material (or other descriptive term from the law) in the construction of the authorized structure(s) is prohibited.
6. Manufacturer's recommendations shall be followed for the field patching of all cuts, drilled holes or any tears in the surface of the structural members used for dock construction.
7. For the dock structures, the space between horizontal planking shall be maximized and width of horizontal planking minimized to the maximum extent practicable. Under normal circumstances, a minimum of 3/8 inch, 1/2 inch, 3/4 inch, or one inch space it to be provided for four inch, six inch, eight to 10 inch, or 12 inch plus wide planks, respectively.
8. The clearance between the proposed dock/pier and the water surface at mean high tide (as measured from the bottom of the stringers) shall be a minimum of one-half the width of the proposed structure. Floating docks are not subject to the height requirement however, the floating dock shall be constructed such that it does not rest on the bottom of the waterbody during the low tide event.
9. All debris generated from the proposed project is to be disposed of at an approved disposal site.
10. The permittee shall immediately inform the Department of any unanticipated adverse effects on the environment not described in the application or in the conditions of this permit.



Linda Fisher, Supervisor
Bureau of Coastal Regulation
Division of Land Use Regulation

9/11/13

Date

- C: Agent (original approval sent to agent to facilitate condition compliance)
Municipal Clerk and Construction Official (w/plan)
ACOE, Philadelphia District (w/plan)