



DEPARTMENT OF THE ARMY
BUFFALO DISTRICT, CORPS OF ENGINEERS
1776 NIAGARA STREET
BUFFALO, NEW YORK 14207-3199

REPLY TO
ATTENTION OF:

February 5, 2015

Regulatory Branch

SUBJECT: Coordination Prior to Letter of Permission Authorization, Processing No. 2012-00265, Location: The Flats East Bank located along the eastern bank of the Cuyahoga River, in the City of Cleveland, Cuyahoga County, Ohio.

Email to: john.kessler@dnr.state.oh.us

Mr. John Kessler
Ohio Department of Natural Resources
2045 Morse Road
Columbus, OH 43229

The U.S. Army Engineer District, Buffalo, is considering the issuance of a **LETTER OF PERMISSION** to:

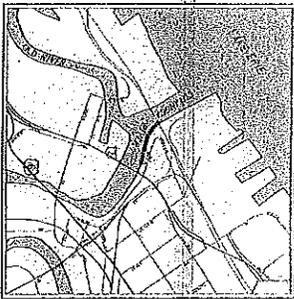
Adam Fishman
FED/Main Street, LLC
1138 W. 9th Street, 2nd Floor
Cleveland, Ohio 44113

Authorizing work as follows: construction of approximately 135 linear feet (LF) of new steel sheet pile. An approximately 8 LF wide board walk will be constructed over the Cuyahoga River along the entire length of the sheet pile. A wood patio will be constructed over the Cuyahoga River along approximately 70 LF of the sheet pile. The boardwalk and patio will be fastened to the sheet pile and will be reinforced using H-piles driven into bedrock. The portion of sheet pile where the patio and boardwalk are proposed will extend into the Cuyahoga River approximately 26 LF from the existing shoreline. The portion of sheet pile where only the boardwalk is proposed will extend approximately 8 LF waterward of the existing shoreline. No dredging or placement of fill material is proposed.

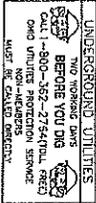
Please review and comment on the enclosed copy of the applicant's submittal.

Questions pertaining to this matter should be directed to me at 716-879-4339, by writing to the following address: Keith C. Sendziak, U.S. Army Corps of Engineers, 1776 Niagara Street, Buffalo, NY 14207, or by e-mail at: keith.c.sendziak@usace.army.mil

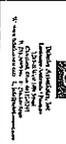
****IMPORTANT NOTE** -- PLEASE RESPOND WITHIN 15 DAYS OF THE ABOVE DATE OR WE WILL ASSUME YOU HAVE NO OBJECTION TO THE ISSUANCE.**



LOCATION MAP
 LATITUDE: 41° 39' 31" LONGITUDE: 81° 42' 38"
 SCALE: 1/4" = 100'
 PROJECT AREA: 1000 2000 3000 4000
 STATE OF CUYAHOGA
 RAILROAD
 OTHER ROADS



THIS DRAWING IS THE PROPERTY OF B E H N K E. IT IS TO BE USED ONLY FOR THE PROJECT AND SITE SPECIFICALLY IDENTIFIED HEREON. IT IS NOT TO BE REPRODUCED, COPIED, OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, WITHOUT THE WRITTEN PERMISSION OF B E H N K E.



CITY OF CLEVELAND PORT AUTHORITY CUY-CLEVELAND RIVERWALK CITY OF CLEVELAND CUYAHOGA COUNTY

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PROJECT DESCRIPTION:
 NEW LINEN PARK ALONG THE CUYAHOGA RIVER AT OLD RIVER ROAD IN THE CITY OF CLEVELAND, CUYAHOGA COUNTY, OHIO, IDENTIFIED AS CUY-CLEVELAND RIVERWALK.

PROJECT SPAN DISTURBED AREA: 0.80 ACRES
 ESTIMATED CONTRACTOR CAMP DISTURBED AREA: 0.60 ACRES

RAILROAD INVOLVEMENT:
 NONE

2013 SPECIFICATIONS
 THE STANDARD SPECIFICATIONS OF THE STATE OF OHIO, DEPARTMENT OF TRANSPORTATION, INCLUDING CHANGES AND SUPPLEMENTAL SPECIFICATIONS LISTED IN THE PROPOSAL SHALL GOVERN THIS IMPROVEMENT.

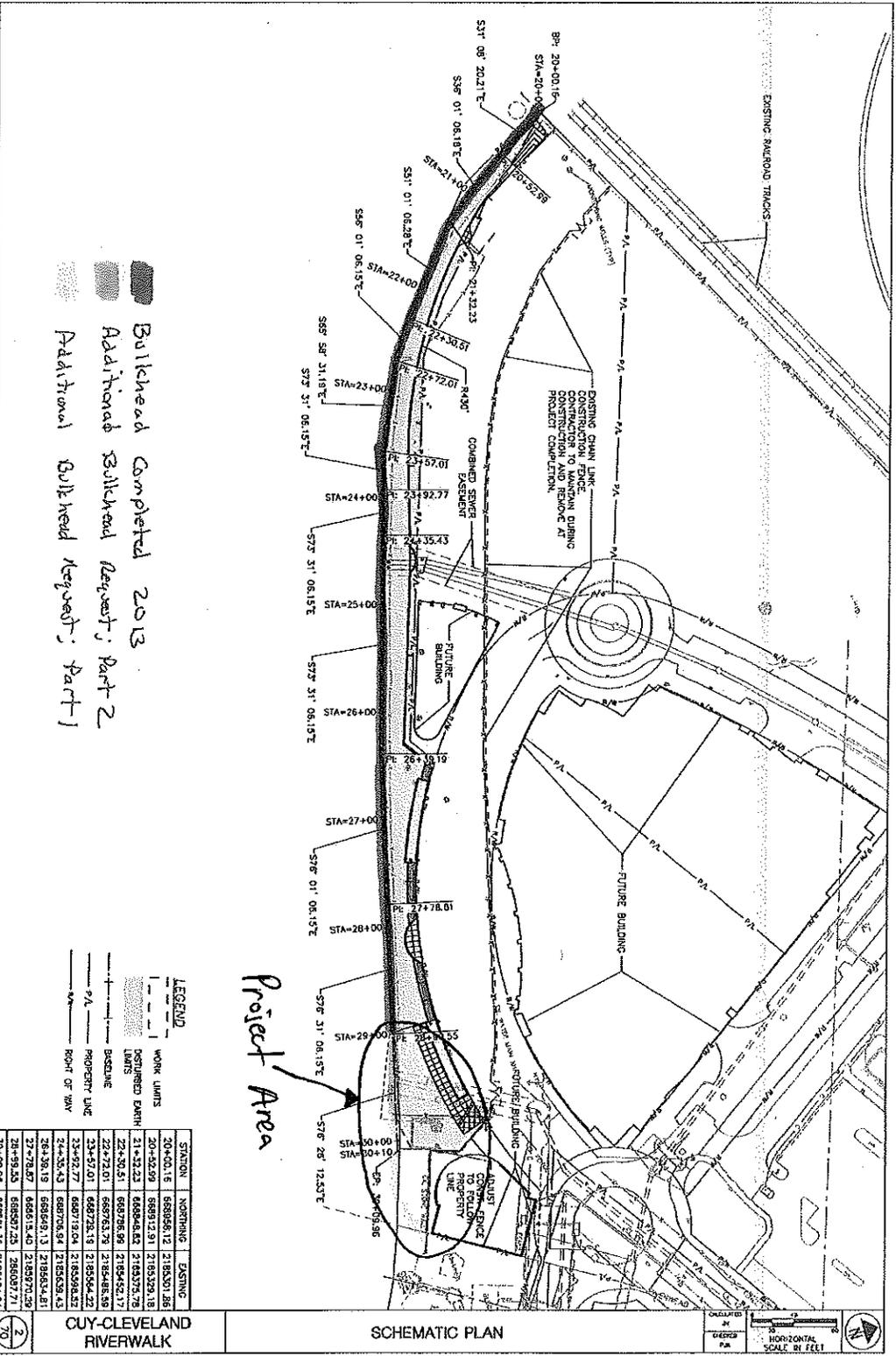
I HEREBY APPROVE THESE PLANS AND DECLARE THAT THE MAKING OF THIS IMPROVEMENT WILL NOT REQUIRE THE CLOSING TO TRAFFIC OF THE HIGHWAY AND THAT PROVISIONS FOR THE MAINTENANCE AND SAFETY OF TRAFFIC WILL BE AS SET FORTH ON THE PLANS AND ESTIMATES.

APPROVED: *William J. Sbrul*
 DATE: 11/11/15
 PRESIDENT/CEO
 CLEVELAND - CUYAHOGA COUNTY
 PORT AUTHORITY

1-70	CUY-CLEVELAND RIVERWALK	PROJ. NO. 88443	FEDERAL PROJECT NO. E100(532)
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FED/Main Street, LLC
 D/A Processing No. 2012-00265
 Cuyahoga County, Ohio
 Quad: Cleveland North
 Sheet 1 of 4





- Bulkhead Completed 2013
- Additional Bulkhead Request; Part 2
- Additional Bulkhead Request; Part 1

LEGEND

	WORK LIMITS
	DISTURBED EARTH LIMITS
	BASELINE
	PROPERTY LINE
	PA
	RIGHT OF WAY

STATION	NORTHING	EASTING
20+00.00	658038.12	2185301.86
20+10.00	658038.12	2185301.86
20+20.00	658038.12	2185301.86
20+30.00	658038.12	2185301.86
20+40.00	658038.12	2185301.86
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20+60.00	658038.12	2185301.86
20+70.00	658038.12	2185301.86
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FED/Main Street, LLC
 D/A Processing No. 2012-00265
 Cuyahoga County, Ohio
 Quad: Cleveland North
 Sheet 2 of 4



**U.S. ARMY CORPS OF ENGINEERS
APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT
33 CFR 325. The proponent agency is CECV-CO-R.**

OMB APPROVAL NO. 0710-0003
EXPIRES: 28 FEBRUARY 2013

Public reporting for this collection of information 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 this burden estimate or any other aspect of the collection of information, including suggestions for reducing this burden, to Department of Defense, Washington Headquarters, Executive Services and Communications Directorate, Information Management Division and to the Office of Management and Budget, Paperwork Reduction Project (0710-0003). 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 form to either of those addresses. Completed applications must be submitted to the District Engineer having jurisdiction over the location of the proposed activity.

PRIVACY ACT STATEMENT

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.

(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)

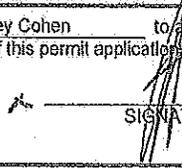
1. APPLICATION NO.	2. FIELD OFFICE CODE	3. DATE RECEIVED	4. DATE APPLICATION COMPLETE
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(ITEMS BELOW TO BE FILLED BY APPLICANT)

5. APPLICANT'S NAME First - Adam Middle - Street Last - Fishman Company - FED/Main Street LLC E-mail Address - afishman@fairmountproperties.com			8. AUTHORIZED AGENT'S NAME AND TITLE (agent is not required) First - Harley Middle - Last - Cohen Company - Harlan & Associates E-mail Address - harlan@siteconsult.com		
6. APPLICANT'S ADDRESS: Address- 1138 W. 9th Street; 2nd Floor City - Cleveland State - Ohio Zip - 44113 Country - USA			9. AGENT'S ADDRESS: Address- 30699 Sterncrest Dr City - Orange Village State - Ohio Zip - 44022 Country - USA		
7. APPLICANT'S PHONE NOS. w/AREA CODE a. Residence 216-906-8700 b. Business 216-514-8700 c. Fax 216-514-1484			10. AGENTS PHONE NOS. w/AREA CODE a. Residence 216-409-7555 b. Business 440-498-9559 c. Fax n/a		

STATEMENT OF AUTHORIZATION

11. I hereby authorize, Harley Cohen 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 1/23/15
 DATE
FED/Main Street LLC, Adam Fishman, V.P.

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions) Flats East Bank South Bulkhead			
13. NAME OF WATERBODY, IF KNOWN (if applicable) Cuyahoga River		14. PROJECT STREET ADDRESS (if applicable) Address	
15. LOCATION OF PROJECT Latitude: -N Longitude: -W		City -	State - Zip -
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) State Tax Parcel ID Municipality Section - Township - Range -			

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- City Boardwalk

City - City of Cleveland State - Ohio Zip -

b. Address- Metroparks Water Taxi

City - City of Cleveland State - Ohio Zip -

c. Address-

City - State - Zip -

d. Address-

City - State - Zip -

e. Address-

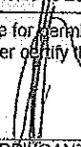
City - State - Zip -

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
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* 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.


11/23/15
 SIGNATURE OF APPLICANT DATE SIGNATURE OF AGENT DATE

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 disguise 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.



**Ohio Coastal Management Program
Consistency Certification Statement**



I, Harley Cohen, do certify that the proposed activity complies with the enforceable policies of Ohio's approved coastal management program and will be conducted in a manner consistent with such program (U.S.C. § 1456 and O.R.C. §1506.03).

Address: 30699 Stremcrest Dr.

City: Orange Vly State: OH Zip Code: 44022

Telephone Number: (440) 498-9559

Applicant's Signature: [Signature] Date: 4/23/15

Project Name/Description: Flats East Bank South Bulwark
and Boardwalk

Please list all local, State, and Federal permits, licenses, leases, and/or other authorizations required for this project:

- 1) US Corps of Engineers
- 2) _____
- 3) _____
- 4) _____
- 5) _____

Please submit an original copy of this document signed by the applicant (not an agent or representative) with your Federal permit application.