



REPLY TO

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

January 14, 2016

Regulatory Branch

SUBJECT: Coordination Prior to Letter of Permission Authorization, Processing No. 1995-047923, Location: Spinnaker Bay Condominium Association, Port Clinton, Ottawa County, Ohio.

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

Mr. John Kessler, P.E.
Environmental Services Administrator
Office of Real Estate
Ohio Department of Natural Resources
2045 Morse Rd., Columbus, OH 43229-6605

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

Mr. Roger Noblit
Spinnaker Bay
PO Box 235
Port Clinton, Ohio 43452

Authorizing work as follows: to dredge approximately 5,600 cubic yards (CY) from the marina at the Spinnaker Bay Condominium Association including approximately 1,600 CY from the marina entrance channel and approximately 4,000 CY from a sand bar that has formed across the access channel. The area is to be dredged to a depth of approximately 566.0 International Great Lakes Datum (IGLD) 1985 to allow sufficient water depth for navigation (Sheets 1 to 3 of 14). The dredge material from northern portion of the entrance channel and access channel will be sidecasted into the nearshore area of Lake Erie east of the existing marina (Sheet 4 and 5 of 14). Three sediment samples were tested for grain size and Total Organic Carbon (TOC). The TOC Sample 2 was reported to be 3.24g/kg and comprised of 77.2 percent sand (Sheet 6 to 7 of 14). The TOC of Sample 3 from the eastern edge of the sand bar was reported to 3.01g/kg and comprised of 74.1 percent sand and the TOC of Sample 4 from the western edge of the access channel was reported to 5.17 g/kg and comprised of 71.4 percent sand (Sheets 8 to 9 of 14).

The applicant also requested authorization to dredge sediment from the southern portion of the entrance channel to a depth of 566.0 IGLD. Sample 1 from collected from this portion area consisted of 321 g/kg TOC and comprised of 62.3 % sand, and 37.7 % silt and clay. The sampling indicates the material from samples 1 is unsuitable for nearshore disposal and therefore it will be discharged in upland disposal area (Sheet 10 to 14 of 14). The dredging of the marina

basin is being evaluated under Nationwide Permit No. 35 *Maintenance Dredging of an Existing Marina*.

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

Questions pertaining to this matter should be directed to me at (419) 898-3491, by writing to the following address: Brian Swartz, U.S. Army Corps of Engineers, 240 Lake Street, Unit D, Oak Harbor, Ohio 43449, or by e-mail at: brian.p.swartz@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.**

**U.S. ARMY CORPS OF ENGINEERS
APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT**
33 CFR 325. The proponent agency is CECW-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 - Roger Middle - Last - Noblit Company - Spinnaker Bay E-mail Address - rogernoblit@yahoo.com			8. AUTHORIZED AGENT'S NAME AND TITLE (agent is not required) First - Bryan Middle - Last - Baugh Company - Northcoast Property Management E-mail Address - bbaugh@ncpmgt.com		
6. APPLICANT'S ADDRESS: Address- PO Box 235 City - Port Clinton State - Ohio Zip - 43452 Country -			9. AGENT'S ADDRESS: Address- PO Box 235 City - Port Clinton State - Ohio Zip - 43452 Country -USA		
7. APPLICANT'S PHONE NOs. w/AREA CODE a. Residence b. Business c. Fax N/A 419-734-6139 419-734-1114			10. AGENTS PHONE NOs. w/AREA CODE a. Residence b. Business c. Fax N/A 419-734-6139 419-734-1114		

STATEMENT OF AUTHORIZATION

11. I hereby authorize, Bryan Baugh 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 12-10-15 DATE

NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions) Spinnaker Bay Condominium Association		
13. NAME OF WATERBODY, IF KNOWN (if applicable) Lake Erie	14. PROJECT STREET ADDRESS (if applicable) Address N Schooner Point Dr	
15. LOCATION OF PROJECT Latitude: +N 41.31.31.06 Longitude: +W 82.58.4.75	City - Port Clinton State- Ohio Zip- 43452	
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) State Tax Parcel ID Municipality Section - See Attached Township - Erie Range -		

17. DIRECTIONS TO THE SITE

From Ohio State Route 2 go east onto West Lakeshore Drive, approximately 2 miles to North Schooner Point Drive; Left onto North Schooner Point Drive to Harbor

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

1) Maintenance dredging of the channel between open Lake Erie waters and protected marina. Dredging area to be approximately 50 feet wide and 370 feet long to a depth of 565.0 IGLD 1985.

2) Dredging of approximately 4,000 cubic yards of sand from a sand bar in Lake Erie. Sand to be deposited back into Lake Erie's littoral drift system.

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

To maintain navigable waterways to and from Lake Erie to a private harbor that consists of 68 boat slips.

USE BLOCKS 20-23 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. Reason(s) for Discharge

1) To remove silted material from the lake into the marina channel to allow a water depth in the channel for safe boat navigation. Discharge and dredged material to be side cast to the east into the Lake Erie littoral drift system.

2) To remove sand bar material to allow a water depth in the channel for safe boat navigation. Discharge and dredged material to be discharged into the Lake Erie littoral drift system.

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
Sand, silt, gravel: +/- 1600 cu yds	Sand: +/- 4,000 cu yds	

22. Surface Area in Acres of Wetlands or Other Waters Filled (see instructions)

Acres N/A
or
Linear Feet

23. Description of Avoidance, Minimization, and Compensation (see instructions)

The impact to the waters of the U.S. Lake Erie are being avoided by minimizing the amount of material removed, the time of year the material is removed and the method of removal by using barge and crane. All materials removed are placed back into the littoral drift system of the Lake.

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- 0 SR 163 (Oak Harbor Corporation)

City - Port Clinton State - OH Zip - 43452

b. Address- 155 N Clinton

City - Port Clinton State - OH Zip - 43452

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

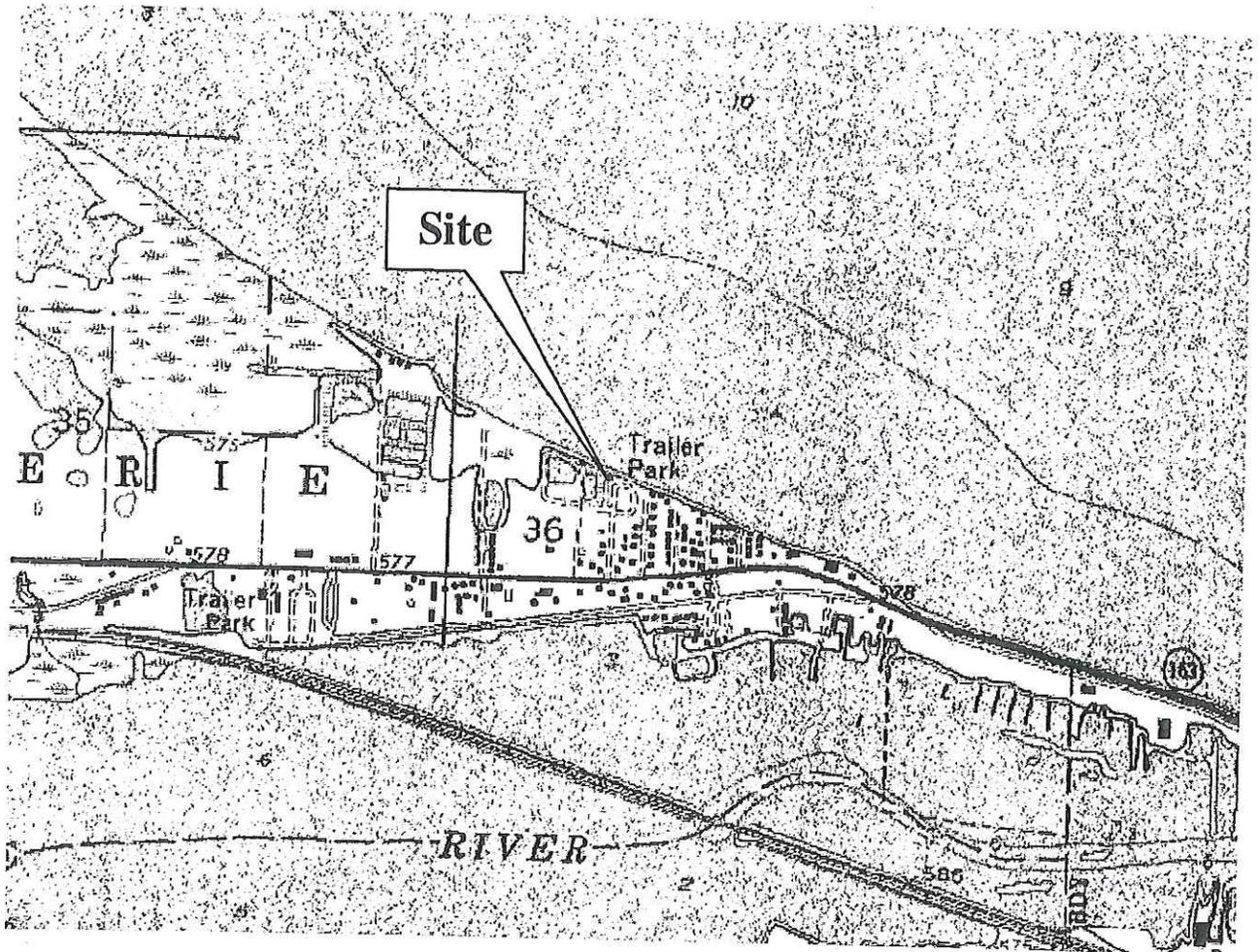
* Would include but is not restricted to zoning, building, and flood plain permits

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.

→ Wesley Z. Wohl 12-10-15  12/16/15
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 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.



Spinnaker Bay Condominium Association
D/A Processing No. 1995-47923
Ottawa County, Ohio
Quad: Port Clinton
Sheet 1 of 3



LAKE ERIE

material
Dredged From
mouth of MARINA
TO BE side CAST
(900 sq ft)

50' CHANNEL WIDTH

EXISTING
BREAKWALL

370'±

EXISTING
BREAKWALL

SWORE?

EXISTING
MARINA

Dredged Disposal
Area Within the
Littoral Drift

VILLAGE OF
OAK HARBOR

Condominiums

1170'

1046'

303.09'

ST. RT. 163

EXISTING

SCALE 1" = 200'

Spinnaker Bay Condominium Association
D/A Processing No. 1995-47923
Ottawa County, Ohio Quad: Ottawa
Sheet 4 of 14

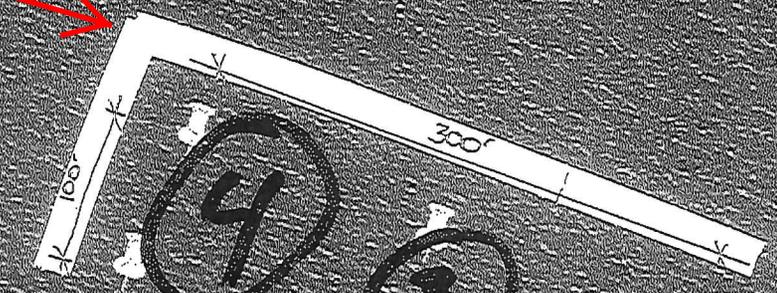
Sand Samples 12/11/15

Spinnaker Bay Condominium Association
D/A Processing No. 1995-47923
Ottawa County, Ohio Quad: Port Clinton
Sheet 5 of 14

Dredging of Sand Bar
Across the Access
Channel

Sediment Sampling
Locations

Dredging from this
area will be
disposed in an
upland location



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Spinnaker Bay Condominium Association
D/A Processing No. 1995-47923
Ottawa County, Ohio Quad: Port Clinton
Sheet 14 of 14

Upland Dredge Disposal
Location:
Quikstire
2105 W Lakshore Dr.
Port Clinton, Ohio 43452

Spinnaker Bay





Ohio Coastal Management Program Consistency Certification Statement



I, Roger Noblit, 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 (16 U.S.C. § 1456 and O.R.C. §1506.03).

Address: P.O. Box 235, 140 Buckeye Blvd. Suite A

City: Port Clinton State: Ohio Zip Code: 43452

Telephone Number: 419-734-6139

Applicant's Signature: *Roger Noblit* Date: 1/23/16

Project Name/Description: Spinnaker Bay Condominium Marina

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

- 1)
- 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 or submit to:

Federal Consistency Coordinator
 Ohio Department of Natural Resources
 Office of Coastal Management
 105 West Shoreline Drive
 Sandusky, Ohio 44870