

**RESOLUTION NO. 20-05-16**

**A RESOLUTION OF THE TOWN COMMISSION OF THE TOWN OF LAKE PARK, FLORIDA, AUTHORIZING THE TOWN MANAGER TO SIGN AND SUBMIT A REQUEST FOR VERIFICATION OF EXEMPTION TO THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION IN ACCORDNACE WITH SECTION 373.406(6).**

**WHEREAS**, the Town of Lake Park (Town) has made a “Request for Verification of Exemption” application to the Florida Department of Environmental Protection (FDEP) which proposes a “de minimis” exemption permitting the Town to make improvements to 5 existing wet boat dockage slips to add five boat lifts at the Lake Park Harbor Marina (the Marina); and

**WHEREAS**, the location of the five boat lifts are near the two existing Boat Launch Ramps, as shown and designated in Exhibit A, which is attached hereto and incorporated herein; and

**WHEREAS**, the location of the slips which will contain the five boat lifts are in an area of the Marina that is difficult for 25’-30’ vessels to use because the finger piers are at a high elevation; and

**WHEREAS**, the Town has applied for a grant from the Florida Inland Navigation District (FIND) which would reimburse the Town 50% of the estimated cost of the instillation of said boat lifts; and

**WHEREAS**, each boat lift would require the removal of the existing mooring piles and the jetting-in of four new treated wood piles to support the cradle and lift mechanisms at each of the five proposed locations shown in Exhibit A; and

**WHEREAS**, the Town Commission has approved a business plan for the Marina that calls for the instillation of the five boat lifts; and

**WHEREAS**, the instillation of the five new boat lifts would provide a unique and safe boat storage option to the boating public using the Intracoastal Waterway.

**NOW THEREFORE, BE IT RESOLVED BY THE TOWN COMMISSION OF THE TOWN OF LAKE PARK:**

**Section 1.** The whereas clauses are true and correct and are incorporated herein.

**Section 2.** The Town Commission hereby authorizes the Town Manager to sign the Request for Verification of an Exemption application and to submit same to the Florida Department of Environmental Protection.


**Section 3:** This Resolution shall become effective immediately upon adoption.

The foregoing Resolution was offered by Commissioner O'Rourke who moved its adoption. The motion was seconded by Commissioner Lynch and upon being put to a roll call vote, the vote was as follows:

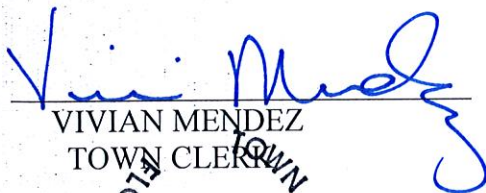
|                                 | AYE      | NAY |
|---------------------------------|----------|-----|
| MAYOR JAMES DUBOIS              | <u>/</u> | ___ |
| VICE-MAYOR KIMBERLY GLAS-CASTRO | <u>/</u> | ___ |
| COMMISSIONER ERIN FLAHERTY      | <u>/</u> | ___ |
| COMMISSIONER ANNE LYNCH         | <u>/</u> | ___ |
| COMMISSIONER MICHAEL O'ROURKE   | <u>/</u> | ___ |

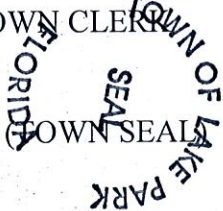
The Town Commission thereupon declared the foregoing Resolution NO. 20-05-16 duly passed and adopted this 18<sup>th</sup> day of May, 2016.

TOWN OF LAKE PARK, FLORIDA

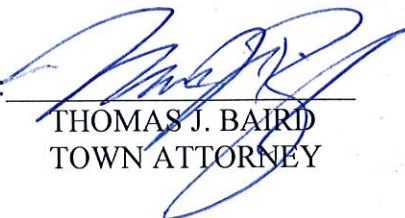
BY:   
JAMES DUBOIS  
MAYOR

ATTEST:

  
VIVIAN MENDEZ  
TOWN CLERK



Approved as to form and legal sufficiency:

BY:   
THOMAS J. BAIRD  
TOWN ATTORNEY



# REQUEST FOR VERIFICATION OF AN EXEMPTION

**Instructions:** submit this form to request verification whether an activity qualifies for an exemption from the Environmental Resource Permit (ERP) requirements of Part IV of Chapter 373, F.S., and Chapter 62-330.050-0511, F.A.C. With some exceptions, notice is **not required** to conduct an activity that qualifies for an exemption from permitting under Sections 373.406, 373.4145, or 403.813, F.S., or Rules 62-330.050 through 62-330.0511, F.A.C. Exceptions where prior notice to the Agency is required prior to conducting an exempt activity are:

- Activities having minimal impact under Section 373.406(6), F.S., often referred to as a "de minimis" exemption.
- Section 403.813(1)(f), F.S., when maintenance dredging within previously dredged portions of natural water bodies within drainage rights-of-way or drainage easements which have been recorded in the public records of the county.
- Section 403.813(1)(t), F.S., for the repair, stabilization, or paving of existing county maintained roads and the repair or replacement of bridges that are part of the roadway.
- Section 403.813(1)(u), F.S., for an individual, residential property owner to remove organic detrital material from freshwater rivers or lakes that have a natural sand or rocky substrate and that are not located in an Aquatic Preserve.
- Section 403.813(3), F.S., for maintenance dredging at seaports.
- Rule 62-330.0511, F.A.C., for minor silvicultural surface water management systems

In accordance with Chapter 253, F.S., and Chapter 18-21, F.A.C., (April 14, 2008) activities conducted on state-owned submerged lands also must be authorized by the Board of Trustees of the Internal Improvement Trust Fund (BOT). Certain activities on state-owned submerged lands may qualify for Consent by Rule under paragraph 18-21.005(1)(b), F.A.C. All authorized activities on state-owned submerged lands must comply with the General Conditions for Authorizations under subsection 18-21.004(7), F.A.C. The Agency will use this form to determine if an additional authorization to perform works on these lands is required.

Requests to "self certify" a private, single-family dock must be submitted to the Department's Internet site at: <http://www.dep.state.fl.us/secretary/portal/permit.htm> and CANNOT be made using this notice. However requests to verify construction of a dock that does not qualify for self certification may be made using this form.

In addition to the information described in this form, any submittal requesting verification of an exemption, must also include:

- Location map(s) of sufficient detail to allow someone who is unfamiliar with the site to travel to and locate the specific site of the activity.
- One set of plans and drawings, calculations, environmental information, and other supporting documents that clearly and legibly depict and describe the proposed activities in sufficient detail to demonstrate that the work qualifies for the exemption.
- The required fee.

| Please identify the exemption you are requesting to use: |   |
|--|---|
| <input type="checkbox"/>                                 | Subsection/Paragraph 62-330.____ (____), F.A.C.   |
| <input checked="" type="checkbox"/>                      | Section 373.406(6), F.S. (known as the "de minimis" exemption — see section 3.4.3.7(c) of Applicant's Handbook Volume I for additional information) |
| <input type="checkbox"/>                                 | Section 373.4145(6) (____), F.S. (for certain "grandfathered" activities)   |
| <input type="checkbox"/>                                 | Section 403.813(1)(____), F.S. (generally, "dredge and fill" exemptions)  |
| <input type="checkbox"/>                                 | I do not know the exemption number  |



# REQUEST FOR VERIFICATION OF AN EXEMPTION

Please provide numbers for additional Exemptions if you are requesting to use more than one:

None as no dredging is anticipated. Jetting of piling will be required.



**PART 1: GENERAL INFORMATION**

| A. CONTACT  |                |   |
|---|----------------|---|
| Name: Last: D'Agostino  | First: John    | Middle: O.                                    |
| Title: Town Manager   |                | Company: Town of Lake Park (Municipal Agency) |
| Address: 535 Park Avenue  |                |   |
| City: Lake Park   | State: Florida | Zip: 33403                                    |
| Home Telephone:   |                | Work Telephone: (561) 881-3300                |
| Cell Phone:   |                | Fax: (561) 881-3314                           |
| E-mail Address: jd'agostino@lakeparkflorida.gov   |                |   |
| Preferred correspondence method: <input checked="" type="checkbox"/> email <input type="checkbox"/> US Mail |                |   |

|  |                         |                                   |                   |
|--|-------------------------|-----------------------------------|-------------------|
| <b>B. Location of proposed activities:</b> |                         | Tax Parcel Identification Number: | 36434221000040010 |
| Address: 105 Lake Shore Drive              |                         |                                   |                   |
| City: Lake Park, Fl.                       | County: Palm Beach      | Zip: 33403                        |                   |
| Latitude (DMS) 26 ° 47 ' 38.34 "           |                         | Longitude (DMS) 80 ° 3 ' 8.48 "   |                   |
| <b>C. Date activity is proposed:</b>       | To Commence: 02/01/2017 | To be Completed: 03/31/2017       |                   |

|  |
|--|
| <b>D. Proposed Activities (be specific; use additional sheets as necessary)</b>  |
| Describe in general terms the proposed project, system, or activity (including materials to be used and construction methods):   |
| The project proposes to retrofit five(5) wet boat dockage slips to lifts.  |
| The Lake Park Harbor Marina has 26 boat slips which are configured in a manner which make them difficult for the public to use. The difficulty in use is due to the finger piers being at a high fixed elevation and short for boats 25'-30' in length. The Town has applied for FIND grant funding of 50% of the project cost to retrofit five existing boat slips with boat lifts which will provide a unique and safe boat storage option to the boating public who use the Intracoastal Waterway. Each proposed lift will require the removal of existing mooring pile and the jetting-in of four new treated wood pile to support the cradle and lift mechanism. Boat lifts capable of lifting 16,000 lb. are being proposed. |

E. Is any work proposed in wetlands or other surface waters?  Yes  No. If yes, please specifically describe, with specific references as to how the limits of the proposed work will comply with the terms and conditions of the above exemption:

The Lake Park Harbor Marina is an existing operational marina on submerged lands deeded to the Town by the Trustees of the Internal Improvement Fund. Boat slips currently exist. The proposed retrofit of five existing boat slips to boat lifts will be within the confines of the Marina property and in particular, effectively within the areas currently used as boat slips.

A marine contractor will be retained to remove existing piling, install new piling and install the boat lift equipment. Jetting of twenty plus piling will most likely require the installation of turbidity screen.

F. Please provide a description of all sediment and erosion controls to be used during the completion of this activity (such as use of turbidity and erosion controls):

See comment above regarding use of marine contractor.


## PART 2: ACKNOWLEDGEMENT

I understand this notice is being provided solely to seek verification of qualification to use this exemption(s), and that I am NOT requesting the Agency to process this notice as an application for a permit.

I hereby understand that the Agency will undertake reasonable efforts to determine, within 30 days of receipt of this notice, whether the activity contained in this notice qualifies for the above exemption. If it does not, the Agency will provide its determination that the requested activity does not meet the terms and conditions of the exemption, at which time I may provide a new notice with additional or modified information, or I may submit an application for an Environmental Resource Permit. In either case, denial of qualification to use an exemption will be made without prejudice, pending submittal of clarification of any errors or omissions contained in this notice or other information that demonstrates compliance with the terms and conditions of the exemption.

John D'Agostino

Typed/Printed Name



Signature

5-20-16

Date

Reset Form

Save & Print

## SUBMITTAL AND FEES

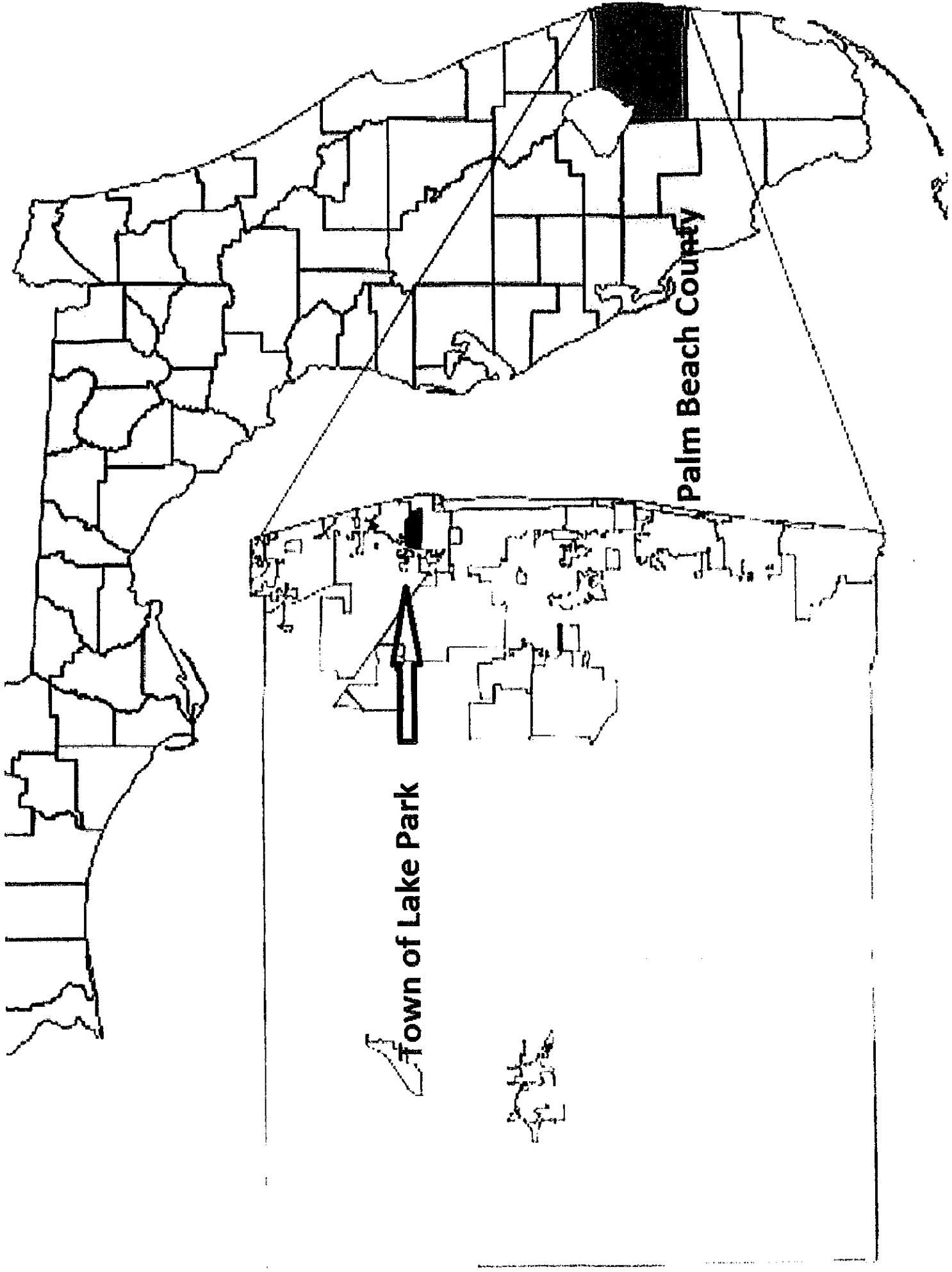
This notice and the appropriate fee, should be submitted to the agency having regulatory authority for the activity. Operating Agreements between the Department and the water management districts spell out which agency will process any given application. For more information go to <http://www.dep.state.fl.us/water/wetlands/erp/wmd.htm>.

Several agencies now allow this application form to be submitted electronically on the Internet; in those cases, follow the on-line submittal requirements of that agency:

- **Northwest Florida Water Management District:**  
[http://www.nwfwmd.state.fl.us/permits/erp/epermit\\_home.html](http://www.nwfwmd.state.fl.us/permits/erp/epermit_home.html)
- **St. Johns River Water Management District:**  
<https://permitting.sjrwmd.com/epermitting/jsp/AccountOverview.do?command=init>
- **Southwest Florida Water Management District:**  
<http://www.swfwmd.state.fl.us/permits/epermitting/>
- **South Florida Water Management District:** <http://my.sfwmd.gov/ePermitting/MainPage.do>

If submitting a paper application, please see (Appendix A) of the Environmental Resource Permit Applicant's Handbook Volume I for submittal locations.





Palm Beach County

Town of Lake Park

LAKE PARK HARBOR MARINA

105 Lake Shore Drive  
Lake Park, FL 33304

To ICW



PROJECT SITE

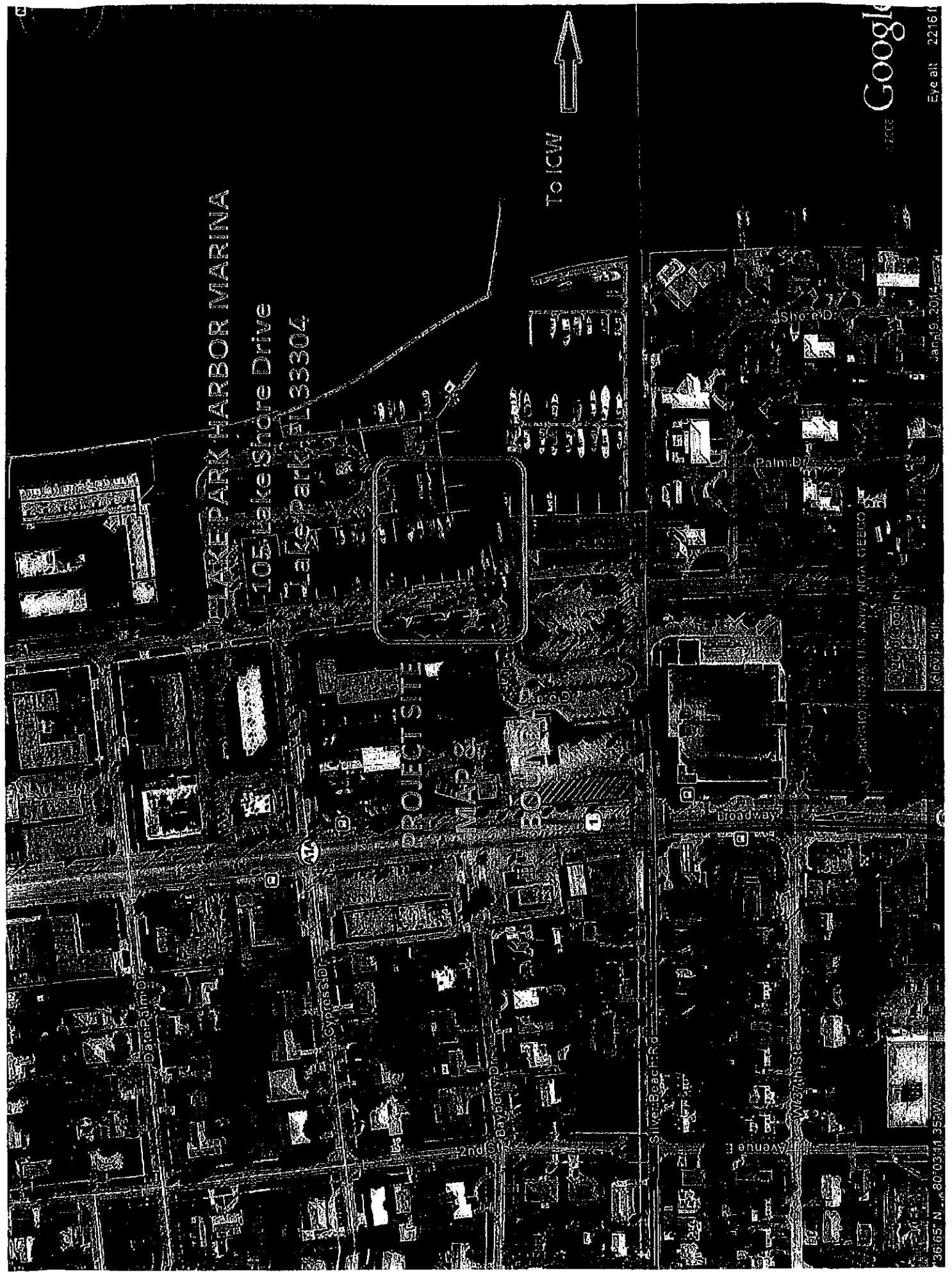
Google

Eye alt 22161

Jan 9, 2014

© 2014

36°03'11.35"N 80°03'11.35"W



Lake Shore Dr

North

# Site Development Plan Map Lake Park Harbor Marina

RAISED QUAYS

Public Boat Ramps

DATE: 10/10/14  
DRAWN BY: [illegible]

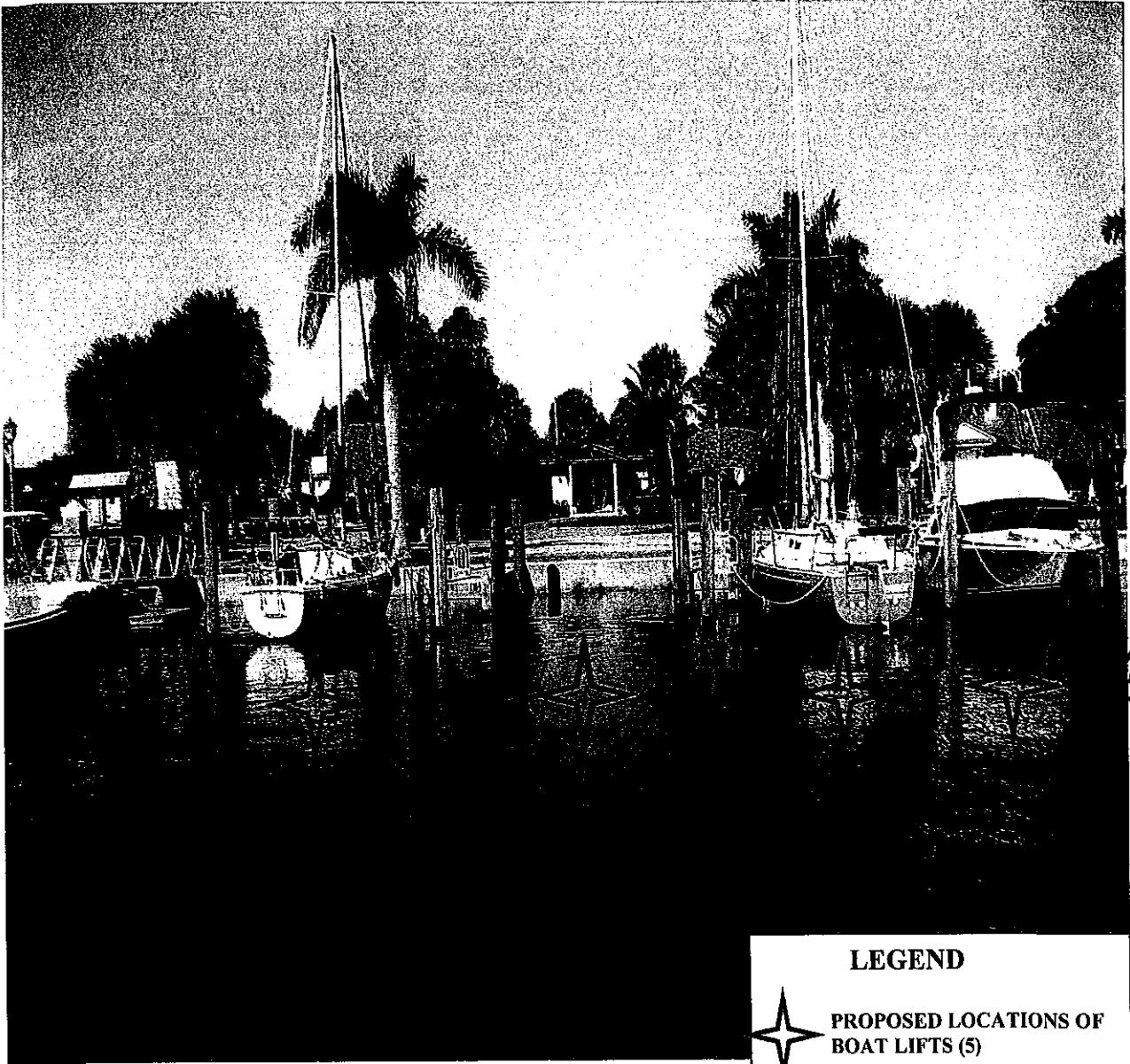
37°07' N 20°03'02" W

10/10/14

Jan 19, 2014

Google

415704173318



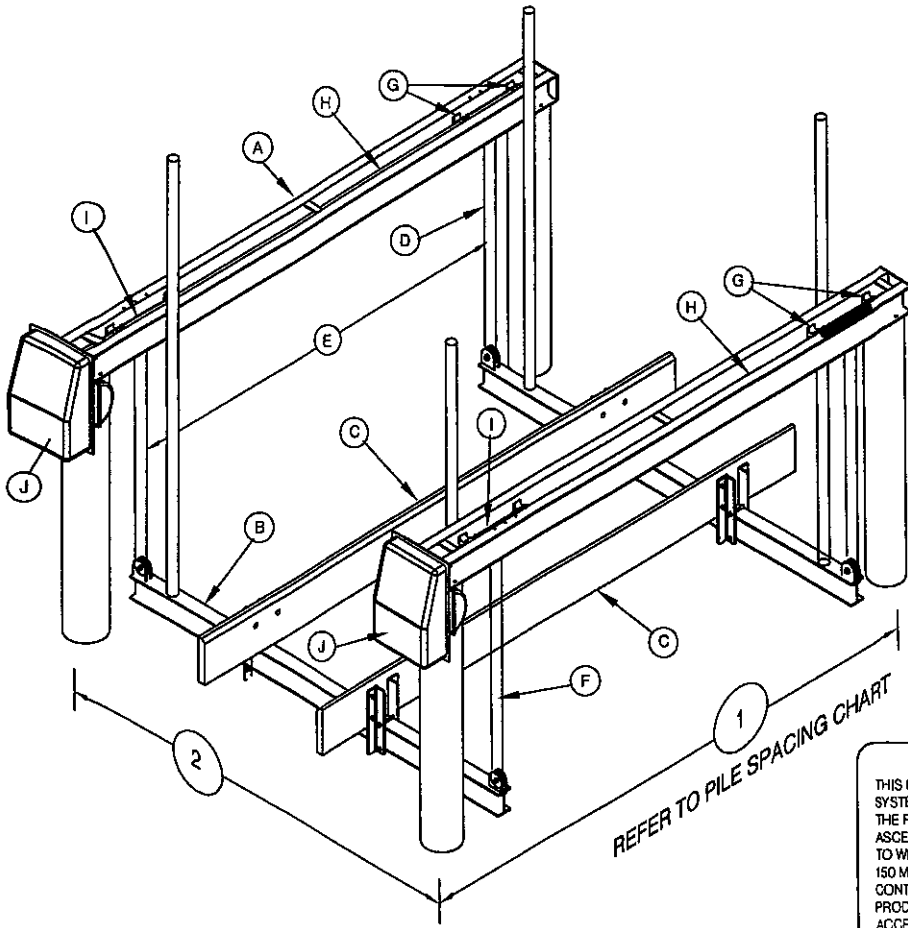
**LEGEND**



**PROPOSED LOCATIONS OF  
BOAT LIFTS (5)**

**LOCATION  
PROPOSED BOAT LIFTS  
LAKE PARK HARBOR MARINA**

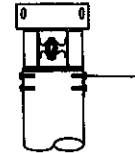
# GOLDEN ENGINEERED "RUN ABOUT" 4 POST, 2 MOTOR BOAT LIFTS



**PILE SPACING CHART**  
The boat center of gravity needs to be set in the center of the top beam

| Lift Capacity | 1" Dimension | 2" Dimension | Recommended Pile Diameters |
|---------------|--------------|--------------|----------------------------|
| 4,500 #       | 8'-4"        | 10'-0"       | (4) 8"Ø<br>(min)           |
| 5,500 #       |              | 12'-0"       |                            |
| 9,000 #       | 11'-9"       | 12'-6"       |                            |
| 12,000 #      |              | 12'-6"       |                            |

STAINLESS STEEL PILING MOUNT BRACKET, 4 - 3/8" STAINLESS STEEL LAG SCREWS USED TO CONNECT THE BRACKETS TO THE PILING AND 2 - 3/8" CARRIAGE BOLTS USED TO CONNECT THE BRACKETS TO THE LIFT CHANNELS



REFER TO PILE SPACING CHART

**NOTE:** THIS STRUCTURE WILL WITHSTAND WIND LOADS ASSOCIATED WITH BASIC WIND SPEEDS OF 150MPH CALCULATED PER F.B.C. 2004 AND ASCE 7-02. BOATS SHALL NOT BE STORED ON LIFT DURING HIGH WIND EVENTS

IN GENERAL, PILING PENETRATION TO BE 10' INTO THE SAND BOTTOM OR 5' INTO THE ROCK STRATA. SUB-SURFACE CONDITIONS CAN VARY GREATLY, THE CONTRACTOR SHALL VERIFY ALL PILE CAPACITIES. ALL PILINGS TO BE 2.5 C.C.A. TREATED

### STRUCTURAL ENGINEERING REVIEW

THIS CONSTRUCTION HAS BEEN DESIGNED AS A MAIN WIND FORCE RESISTING SYSTEM, WITH CALCULATED GRAVITY AND WIND LOADS IN COMPLIANCE WITH THE FLORIDA BUILDING CODE 2004, WITH 2006 REVISIONS, SECTION 1609 AND ASCE 7-02 "MINIMUM DESIGN LOADS FOR BUILDINGS AND OTHER STRUCTURES" TO WITHSTAND THE WIND LOADS ASSOCIATED WITH A BASIC WIND SPEED OF 150 MPH, EXPOSURE 'C'. ARNOLD/SANDERS CONSULTING ENGINEERS HAS NO CONTROL OF THE MANUFACTURING, PERFORMANCE, OR INSTALLATION OF THIS PRODUCT. THESE GENERIC PLANS WERE ENGINEERED IN ACCORDANCE WITH ACCEPTED ENGINEERING PRACTICES AND DATA PROVIDED BY THE MANUFACTURER.

Trevor Johnson  
Reg. Florida No. 65624

Date:

Arnold/Sanders Consulting Engineering, Inc.  
Certificate of Authorization 9451  
16681 McGregor Blvd, Suite 102, Ft. Myers, FL 33908  
239-267-3666 Fax: 239-267-2771  
SIGNATURE NOT VALID WITHOUT RAISED SEAL

|               | A  | B   | C                               | D                               | E               | F                     | G                                 | H   | I                                    | J                      |                              |                          |
|---------------|--|---|---------------------------------|---------------------------------|-----------------|-----------------------|-----------------------------------|---|--------------------------------------|------------------------|------------------------------|--------------------------|
| LIFT CAPACITY | TOP BEAM CHANNEL<br>2 EACH                   | CRADLE I-BEAM<br>2 EACH                   | BUNK<br>BOARDS<br>(PT)          | STAINLESS<br>STEEL<br>CABLE     | CABLE<br>SPREAD | GUIDE<br>POST<br>HGTH | BRGS                              | DRIVE<br>SHAFT                              | WINDER                               | MOTOR<br>HP<br>VOLTAGE | INCHES<br>OF LIFT<br>PER MIN | RECOM<br>PILING<br>SIZES |
| 4,500 #       | 4" H x 0.15<br>2" W x 0.23<br>108" O.A.L.    | 6" H x 0.19<br>4" W x 0.29<br>120" O.A.L. | 2x8 x 12'-0"<br>CARPETED ON CAP | (4) 1/4"Ø<br>x 15'-0"<br>1 PART | 78"             | 80"                   | (8) 1.5" EXTENDED<br>6061-T ALUM. | 1-1/2" SCHEDULE 80<br>GALVANIZED STEEL PIPE | 2" SCHEDULE 80<br>6061-T6 ALUM. PIPE | 3/2 HP<br>1725 RPM     | 48"                          | (4) 8"Ø<br>(min)         |
| 5,500 #       |  | 6" H x 0.19<br>4" W x 0.29<br>144" O.A.L. |                                 | 24"                             |                 |                       |                                   |   |                                      |                        |                              |                          |
| 9,000 #       | 5" H x 0.15<br>2.25" W x 0.26<br>150" O.A.L. | 6" H x 0.21<br>4" W x 0.35<br>144" O.A.L. |                                 | 13.5"                           |                 |                       |                                   |   |                                      |                        |                              |                          |
| 12,000 #      | 6" H x 0.17<br>2.25" W x 0.29<br>150" O.A.L. | 8" H x 0.23<br>5" W x 0.35<br>150" O.A.L. |                                 | 13.5"                           |                 |                       |                                   |   |                                      |                        |                              |                          |

**EXHIBIT "A"**

**LEGAL DESCRIPTION**

LAKE PARK ADDITION NO 2 LOT 5 BLOCK 132, LAKE PARK, FLORIDA, according to the Plat thereof on file in the Office of the Clerk of the Circuit Court in and for Palm Beach County, Florida, recorded in Plat Book 25, Page 214.