

# COSTELLO MARINE CONTRACTING CORP

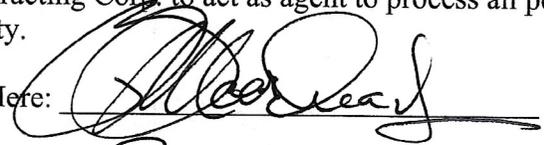
DOCKS • BULKHEADS • ROCK REVETMENTS • JETTY REPAIR • DECKS • BLUFF STAIRS • PILE INSTALLATION

To: Shelter Island Town Board  
New York State Department of Environmental Conservation  
New York State Department of State  
Army Corps of Engineers

## AUTHORIZATION

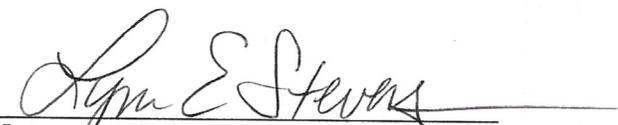
The undersigned, as Property Manager of property located at 6 Bluff Avenue, Shelter Island, NY 11964 SCTM #700-5-4-1, here by authorizes Costello Marine Contracting Corp. to act as agent to process all permit applications needed to construct a dock at my property.

Dated: 12/12/2023

Sign Here: 

Printed Name: BRIAN MOORHEAD

SWORN TO BEFORE ME THIS 12<sup>th</sup> DAY OF December 2023

  
Notary Public Signature

**LYNN E STEVENS**  
Notary Public- State of New York  
NO. 01ST6269424  
Qualified in Suffolk County  
Commission Expires 9-24-2024



**TOWN OF SHELTER ISLAND**  
**38 North Ferry Road**  
**P.O. Box 1549**  
**Shelter Island, New York 11964**

**AMBER WILSON**  
TOWN CLERK  
REGISTRAR OF VITAL STATISTICS  
FREEDOM OF INFORMATION OFFICER  
RECORDS ACCESS OFFICER  
NOTARY PUBLIC

OFFICE (631) 749-1166  
FAX NUMER (631) 749-3436  
[townclerk@shelterislandtown.gov](mailto:townclerk@shelterislandtown.gov)  
[www.shelterislandtown.us](http://www.shelterislandtown.us)

**APPLICATION FOR PERMIT**

Docks, Dredging, Bulkheads, Groins, Repairs, & Water Control Structures (excluding moorings)

**Fees:** Repairs - \$500.00, New Construction - \$1,000.00, Per Piling - \$100.00

Name Chad Pike c/o Brion Moorhead Telephone Number(s) [REDACTED]

Mailing Address P.O. Box 300, Shelter Island Heights, NY 11965

Email [REDACTED]

Description of work to be done Construct a 5'x110' main pier leading to a 5'x27' "L" section at seaward end.

Install a 70' splashboard system. Install one 2-pile dolphin. Install three ladders. Install one bench.

Total Number of Pilings 48 (pier construction & dolphin)

Property Location/Street Address 6 Bluff Avenue, Shelter Island, NY 11964

Tax Map Number 700-5-4-1

Name, Address, Telephone # of Contractor Costello Marine Contracting Corp.

P.O. Box 2124, Greenport, NY 11944 PHONE: 631-477-1199 FAX: 631-477-0005

Applicant agrees that when said permit is issued, it is on the express condition that the work to be performed pursuant thereto will not obstruct the right of the public to pass along the foreshore between the high and low water mark. In the event that such work shall interfere with or obstruct such right of the public, the permittee hereby expressly agrees that (s)he will provide and allow suitable passageway around or over the same so that the public will be given free and unobstructed passage along said foreshore.

It is expressly understood and agreed that the applicant hereby agrees to hold the Town of Shelter Island and its authorized representatives completely blameless for any liability in connection with property or bodily damages arising out of or incidental to the performance of the work involved in said permit.

12/12/2023  
Date

[Signature]  
Signature of Applicant

## INSTRUCTIONS & REGULATIONS

### Docks

A permit shall be required for the construction, alteration or modification of a dock. A permit shall not be required for the repair of a dock, except in any of the following circumstances:

- when the total cost for such repair of an existing dock exceeds ten thousand (\$10,000.00) dollars;
- when the repair is other than in kind and in place;
- when no previous permit has been issued for the construction of the dock;
- when less than thirty (30%) percent of the original structure remains in a structurally sound condition;
- extension of utilities (including water, electric, cable and telephone) to a dock requires a building permit issued by the Town Building Department.

The dock permit shall be issued by the Town Board and will be valid for a period of twelve (12) months from the date of issuance and is conditioned on the issuance of permits from other governmental or municipal authorities as may be required. A permit may be extended by resolution of the Town Board for an additional period of six (6) months without a public hearing provided that the request for same is submitted no later than thirty (30) days prior to the expiration date. No dock construction may be commenced under the permit until the Building Department is notified by the dock contractor of the date construction will commence.

### **Sixteen (16) copies of the dock application shall be accompanied by sixteen (16) copies of the following:**

- A certified survey of the owner's property on which the proposed dock is to be located, indicating the zoning district and showing property lines, exact location of the proposed dock and other structures, any unusual natural features on the property and adjacent waters, and depths to the nearest foot at ten (10) foot intervals to the end of the dock, measured at mean low water.
- An accurately dimensioned scale drawing of the proposed dock in plan and elevation format showing the structural design details of the dock, including the location and type of services and utilities (including water, electric, cable and telephone).
- Specifications for the construction materials to be used.
- The following proof of insurance in force: (a) from the owner, a certificate of insurance for at least \$300,00 liability on the location and operations covered by said permit; and (b) from the contractor performing the operations covered by said permit, an owner's/contractor's policy issued in favor of the Town of Shelter Island for the liability limits of at least \$500,000 covering operations of the contractor pursuant to said permit.
- Any copies of applications and permits related to other agencies as may be required.
- Owner's Endorsement Form

In addition to the above, it shall be a prerequisite for a complete application that the off-shore location for the proposed structure shall be clearly delineated by a minimum of four stakes and that additional stakes be placed at the property boundaries nearest the dock. The location of these stakes should correspond exactly to the configuration of the proposed structure on the scale drawing accompanying this application.

Applications for the alteration, modification or repair of an existing dock which do not change the configuration of the dock are exempt from the requirements of a certified survey and accurately dimensioned scale drawing, and six (6) copies of the application and supporting documentation.

A dock shall not be an impediment nor a menace to navigation. The location of a dock shall cross the water frontage of a lot with the same setback requirements from the extremes of that water frontage as apply for the principal dwelling on that lot, but in no case less than twenty-five (25) feet. The dock shall extend seaward in a direction and configuration that does not intrude on neighboring lots' equivalent rights to current or future dock location.

### Length and Depth of Docks:

- At mean low water, a private dock may not extend into the waterway farther than the equivalent of fifteen (15%) percent of the shortest distance at mean low water from the shoreline where the dock is located to the opposite shoreline.
- A private dock may not extend either: (i) more than one hundred (100) feet offshore from the mean high water mark on the owner's upland property, or (ii) beyond the point where mean low water depth reaches four (4) feet, whichever of these two conditions occurs sooner.

-A private dock may not extend in total linear measure of all walkways, ramps, floats, and distance to tie-off pilings more than one and one-half (1.5x) times the specified maximum off shore distance of the dock.

-A commercial dock may not extend either: (i) more than three hundred (300) feet offshore from the mean high water mark of the owner's upland property, or (ii) beyond the point where the mean low water depth reaches six (6) feet, whichever of these two alternative conditions occurs sooner.

**Width of Docks**

-A private dock, exclusive of floats, but including walkways and ramps shall be no wider than five (5) feet; the deck area of floats shall be no greater than two hundred (200) square feet.

-A commercial dock, exclusive of floats, but including walkways and ramps shall be no wider than ten (10) feet; floats shall be no wider than twelve (12) feet.

Any waterways illumination whether dock mounted or shore mounted, shall be focused downward and shall not directly light an area more than ten (10) feet beyond the foreshore or the footprint of the dock.

Private dock installations to store or convey fuel or sewage shall not be permitted.

Acceptance of a permit shall constitute an agreement that it shall be the owner's responsibility to ensure proper usage of the dock at all times, and to maintain the dock and all appurtenances and equipment in conformance with the Town of Shelter Island Dock Law and in the interests of public safety and protection of the waterways.

**Other Water Control Structures**

No person shall construct, repair, replace or reconstruct or place any bulkhead, pile, float, building, pier, wharf, jetty, groin, dolphin, dike, dam or other water control device or other structure, any part of which is embedded in or attached to land above or below water, in or on any Town waters, Town lands under water, foreshore or state or county lands under water within the geographical limits of the Town, nor shall any person remove or move any sand, gravel or other material from such lands in the Town of Shelter Island without first obtaining a permit from the Shelter Island Town Board.

The validity of any permits issued shall be conditioned on the issuance of permits from other governmental or municipal authorities as may be required.

In issuing a permit, the Town Board may impose such reasonable conditions and restrictions as will prevent the obstruction or interference with navigation, the public use of Town waters or lands under Town waters, or shall be in furtherance of the public interest.

**Dock Application Statement**

(Must be signed by applicant, not agent or contractor)

The undersigned certifies the following:

1. The materials and design of the dock will meet all pertinent federal, state, county and town regulations.
2. Acceptance of the permit shall constitute an agreement that the permittee:
  - a) will indemnify and hold the Town of Shelter Island and its authorized representatives harmless from any liability in connection with any property damage or bodily injury that may occur as a result of the issuance of a permit under the Town of Shelter Island Dock Local Law, nor is the Town responsible for the loss, damage or theft to boats and/or their contents;
  - b) Consents to the entry on the property by the Dock Inspector or other authorized representative of the Town in order to make such inspections as the Town may deem necessary to ensure compliance with the terms and conditions of the permit.

12/12/2023

Date  
(Rev. 11/23)

  
Signature of Applicant

**OWNER'S ENDORSEMENT  
(TO BE SIGNED IF APPLICANT IS NOT THE OWNER)**

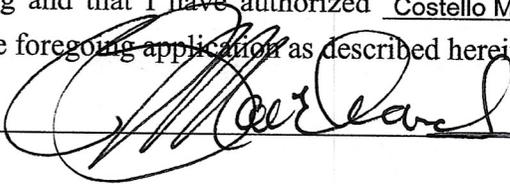
STATE OF NEW YORK)

) ss.:

COUNTY OF SUFFOLK)

Brion Moorhead, Property Manager, being duly sworn, deposes and says:

I reside at 6 Bluff Avenue, Shelter Island, NY 11964, in the  
County of Suffolk and the State of New York, and I am the (owner in  
fee) (officer of the Corporation which is the owner in fee) of the premises described in the  
foregoing and that I have authorized Costello Marine Contracting Corp. to  
make the foregoing application as described herein.



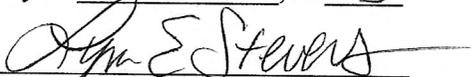
Signature

Signature

If Corporation, name of Corporation

Officer's Title

Sworn to before me this 12<sup>th</sup>  
day of December, 2023

  
Notary Public

**LYNN E STEVENS**  
Notary Public- State of New York  
NO. 01ST6269424  
Qualified in Suffolk County  
Commission Expires 9-24-2024



# EVIDENCE OF PROPERTY INSURANCE

Cert ID 33354

DATE (MM/DD/YYYY)

3/31/2025

THIS EVIDENCE OF PROPERTY INSURANCE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE ADDITIONAL INTEREST NAMED BELOW. THIS EVIDENCE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS EVIDENCE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE ADDITIONAL INTEREST.

AGENCY Aon Private Risk Mgmt - New York 199 Water Street New York NY 10038		PHONE (A/C, No, Ext): (212) 441-1000	COMPANY AIG Specialty Insurance Company 70 Pine Street New York NY 10270	
FAX (A/C, No):	E-MAIL ADDRESS:			
CODE: NEX11	SUB CODE:			
AGENCY CUSTOMER ID #: 23947		LOAN NUMBER		POLICY NUMBER 11633691
INSURED Chad Rustan Pike 2012 Revocable Trust 221 N. Hogan St. Ste. 404 Jacksonville, FL 32202		EFFECTIVE DATE 07/01/2024	EXPIRATION DATE 07/01/2025	<input type="checkbox"/> CONTINUED UNTIL TERMINATED IF CHECKED
THIS REPLACES PRIOR EVIDENCE DATED:				

## PROPERTY INFORMATION

LOCATION/DESCRIPTION 6 Bluff Ave. Shelter Island, NY 11964
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THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS EVIDENCE OF PROPERTY INSURANCE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

## COVERAGE INFORMATION

PERILS INSURED	BASIC	BROAD	SPECIAL	COVERED	AMOUNT OF INSURANCE	DEDUCTIBLE
Personal Liability					\$1,000,000	

## REMARKS (Including Special Conditions)

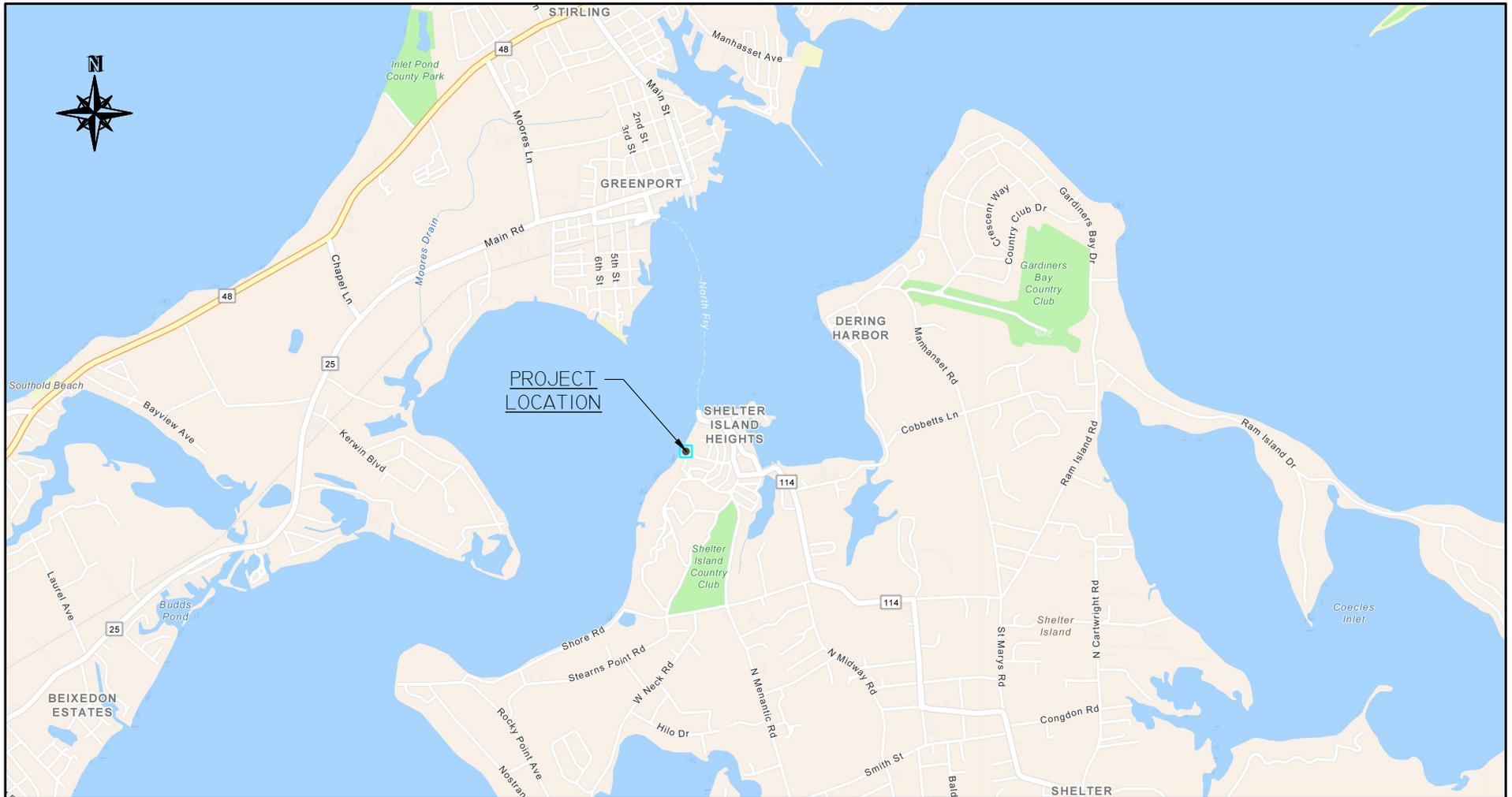
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## CANCELLATION

SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.

## ADDITIONAL INTEREST

NAME AND ADDRESS  Town of Shelter Island	<input checked="" type="checkbox"/> ADDITIONAL INTEREST	<input type="checkbox"/> LENDER'S LOSS PAYABLE	<input type="checkbox"/> LOSS PAYEE
	<input type="checkbox"/> MORTGAGEE		
	LOAN #		
AUTHORIZED REPRESENTATIVE  <i>Aon Private Risk Management Insurance Agency, Inc.</i>			



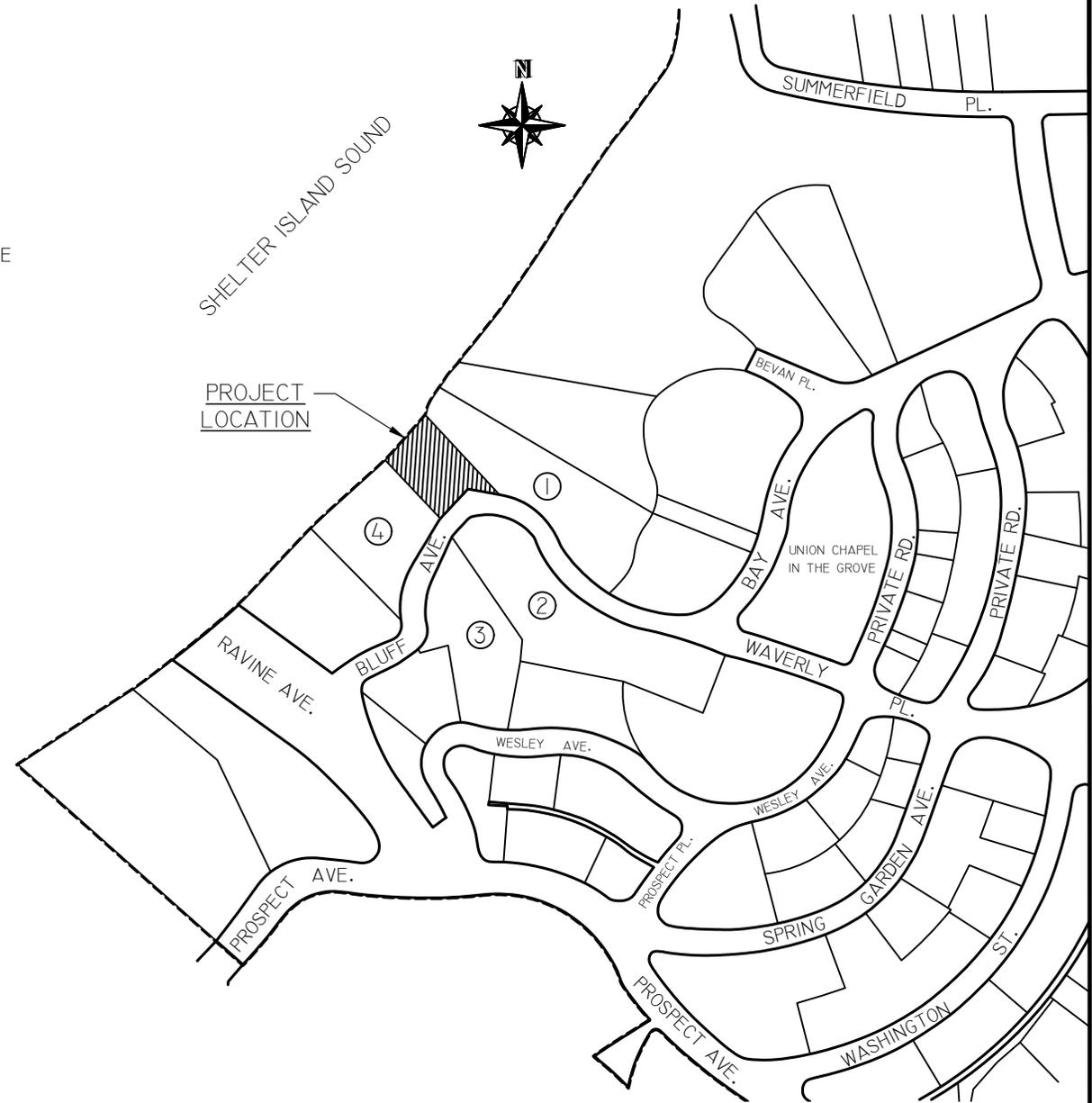
PREPARED BY: KS REVISD BY: KS  
 COSTELLO MARINE CONTRACTING CORP.  
 P.O. BOX 2124, GREENPORT, N.Y. 11944  
 (631)477-1199

**VICINITY MAP**  
 N41° 05' 06" W72° 21' 33"  
 (SHEET 1 OF 7)

**APPLICANT:** CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
 ALAN PIKE, TRUSTEE  
**ADDRESS:** 221 N HOGAN STREET SUITE 403  
 JACKSONVILLE, FL 32202  
**JOB SITE:** 6 BLUFF AVENUE  
 SHELTER ISLAND, NY 11964  
**SCTM#:** 700-5-4-1  
**DATE:** 01/09/24, 11/30/23

ADJACENT PROPERTY OWNERS

- ① RICHARD L. THIERINGER & JAMES S. THIERINGER, TRUSTEE  
P.O. Box 1610  
FOLLY BEACH, SC 29439  
(4 BLUFF AVENUE)  
(SCTM# 700-5-2-6)
  
- ② CHAD RUSTAN PIKE 2012 REV. TRUST  
C/O ALAN PIKE, TRUSTEE  
221 N. HOGAN STREET, STE. 403  
JACKSONVILLE, FL 32202  
(1 BLUFF AVENUE)  
(SCTM# 700-5-4-9)
  
- ③ STEPHEN & LORRAINE ARADO WALKER  
128 OLD FULTON STREET, APT. 3E  
BROOKLYN NY 11201  
(3 BLUFF AVENUE)  
(SCTM# 700-5-4-26.1)
  
- ④ SHARON L. EDWARDS & TIMOTHY J. PURTELL  
3541 KINGSBORO  
ATLANTA, GA 30319  
(8 BLUFF AVENUE)  
(SCTM# 700-5-4-2)



APPLICANT: CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
ALAN PIKE, TRUSTEE  
ADDRESS: 221 N HOGAN STREET SUITE 403  
JACKSONVILLE, FL 32202  
JOB SITE: 6 BLUFF AVENUE  
SHELTER ISLAND, NY 11964  
SCTM#: 700-5-4-1  
DATE: 01/09/24, 11/30/23

PREPARED BY: KS REVISD BY: KS  
COSTELLO MARINE CONTRACTING CORP.  
P.O. BOX 2124, GREENPORT, N.Y. 11944  
(631)477-1199

LOCATION MAP

N41° 05' 06" W72° 21' 33"

(SHEET 2 OF 7)

## PROPOSED

- CONSTRUCT A 5'x110' MAIN PIER LEADING TO A 5'x27' "L" SECTION AT SEAWARD END.
- INSTALL A 70' SPLASHBOARD SYSTEM
- INSTALL ONE 2-PILE DOLPHIN
- INSTALL THREE LADDERS
- INSTALL ONE BENCH

### MATERIALS:

#### PIER & "L"

PILING: 12"Ø - GREENHEART  
STRINGERS: 8"x8" - CCA  
CAP: 6"x12" - CCA  
DECKING: 5/4"x6" - PURPLEHEART  
HARDWARE: H.D. GALV & STN. STL. FASTENERS

#### SPLASHBOARD:

SPLASHBOARDS: 3"x10" - GREENHEART  
STRINGERS: 6x8" - CCA  
CLAMPS: 4"x8" - CCA  
HARDWARE: H.D. GALV & STN. STL. FASTENERS

#### ACCESS:

BY WATER VIA BARGE

PREPARED BY: KS REVISED BY: KS  
COSTELLO MARINE CONTRACTING CORP.  
P.O. BOX 2124, GREENPORT, N.Y. 11944  
(631)477-1199

(SHEET 3 OF 7)

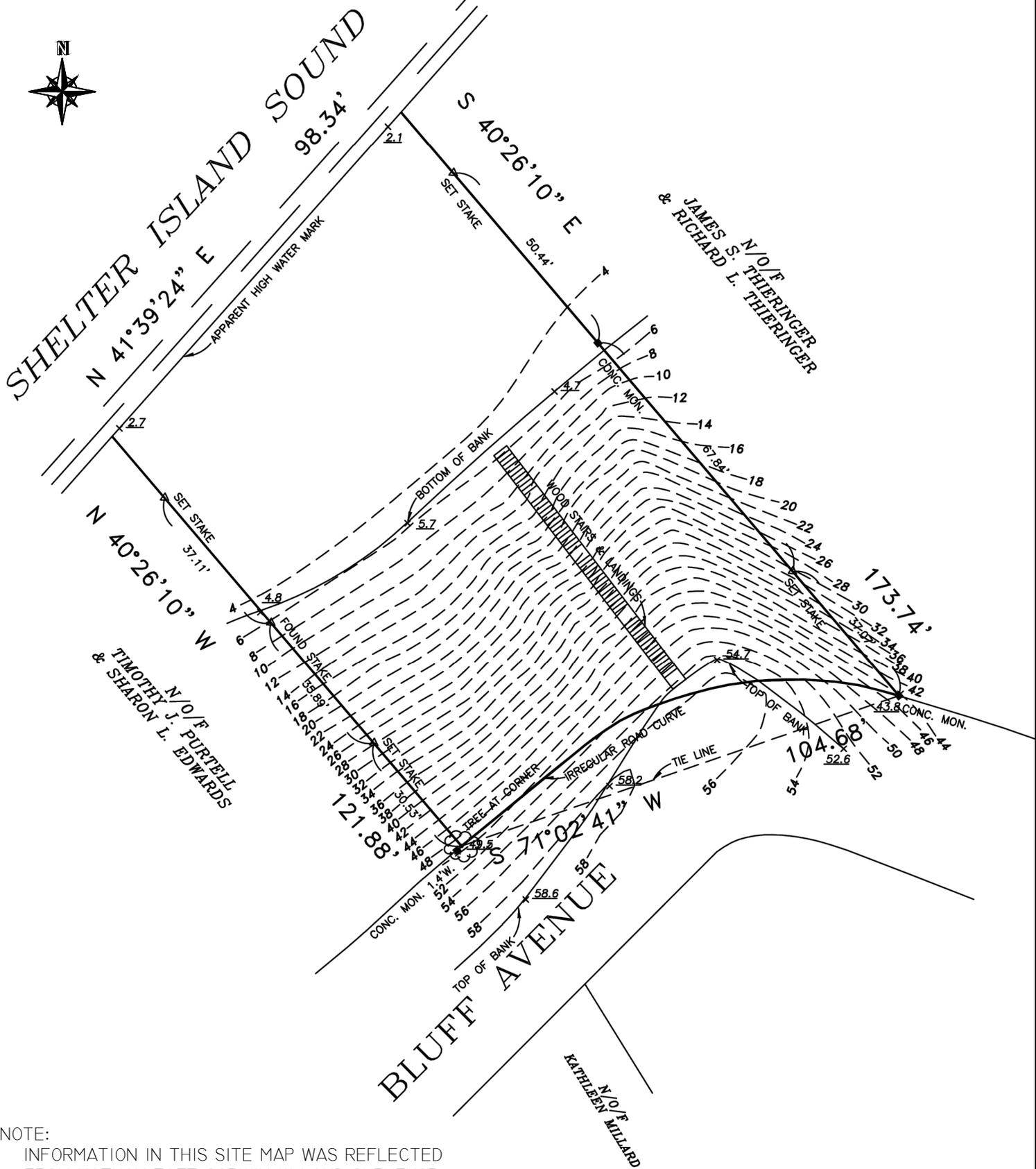
APPLICANT: CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
ALAN PIKE, TRUSTEE

ADDRESS: 221 N HOGAN STREET SUITE 403  
JACKSONVILLE, FL 32202

JOB SITE: 6 BLUFF AVENUE  
SHELTER ISLAND, NY 11964

SCTM#: 700-5-4-1

DATE: 01/09/24, 11/30/23

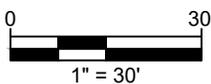


NOTE:  
 INFORMATION IN THIS SITE MAP WAS REFLECTED  
 FROM NATHAN TAFT CORWIN III LAND SURVEYOR  
 DATED MAY 2, 2011

ELEVATIONS ARE REFERENCES TO  
 N.G.V.D. 1929 DATUM

PREPARED BY: KS  
 COSTELLO MARINE CONTRACTING CORP.  
 P.O. BOX 2124, GREENPORT, N.Y. 11944  
 (631)477-1199

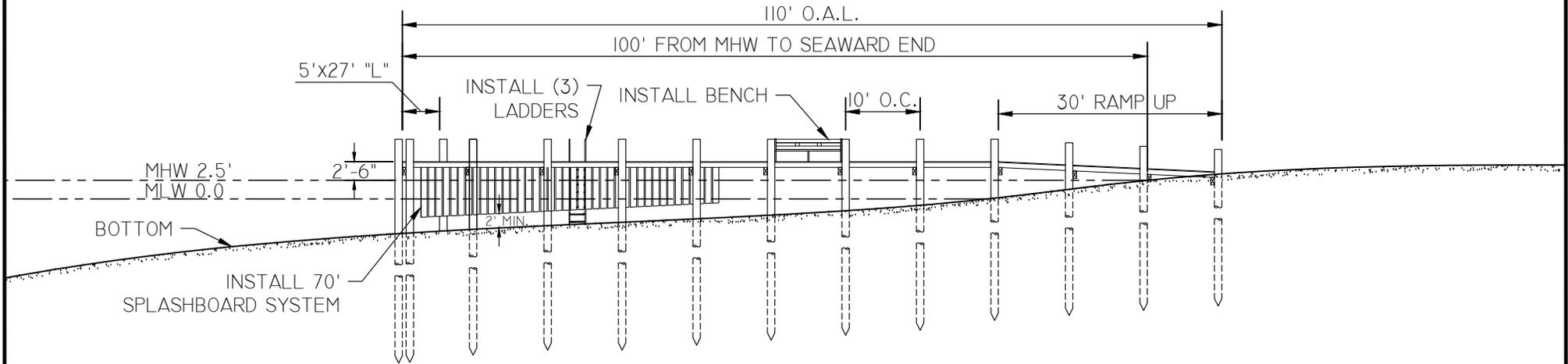
**SITE MAP**



(SHEET 4 OF 7)

APPLICANT: CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
 ALAN PIKE, TRUSTEE  
 ADDRESS: 221 N HOGAN STREET SUITE 403  
 JACKSONVILLE, FL 32202  
 JOB SITE: 6 BLUFF AVENUE  
 SHELTER ISLAND, NY 11964  
 SCTM#: 700-5-4-1  
 DATE: 01/09/24, 11/30/23





PREPARED BY: KS  
COSTELLO MARINE CONTRACTING CORP.  
P.O. BOX 2124, GREENPORT, N.Y. 11944  
(631)477-1199

### ELEVATION



(SHEET 6 OF 7)

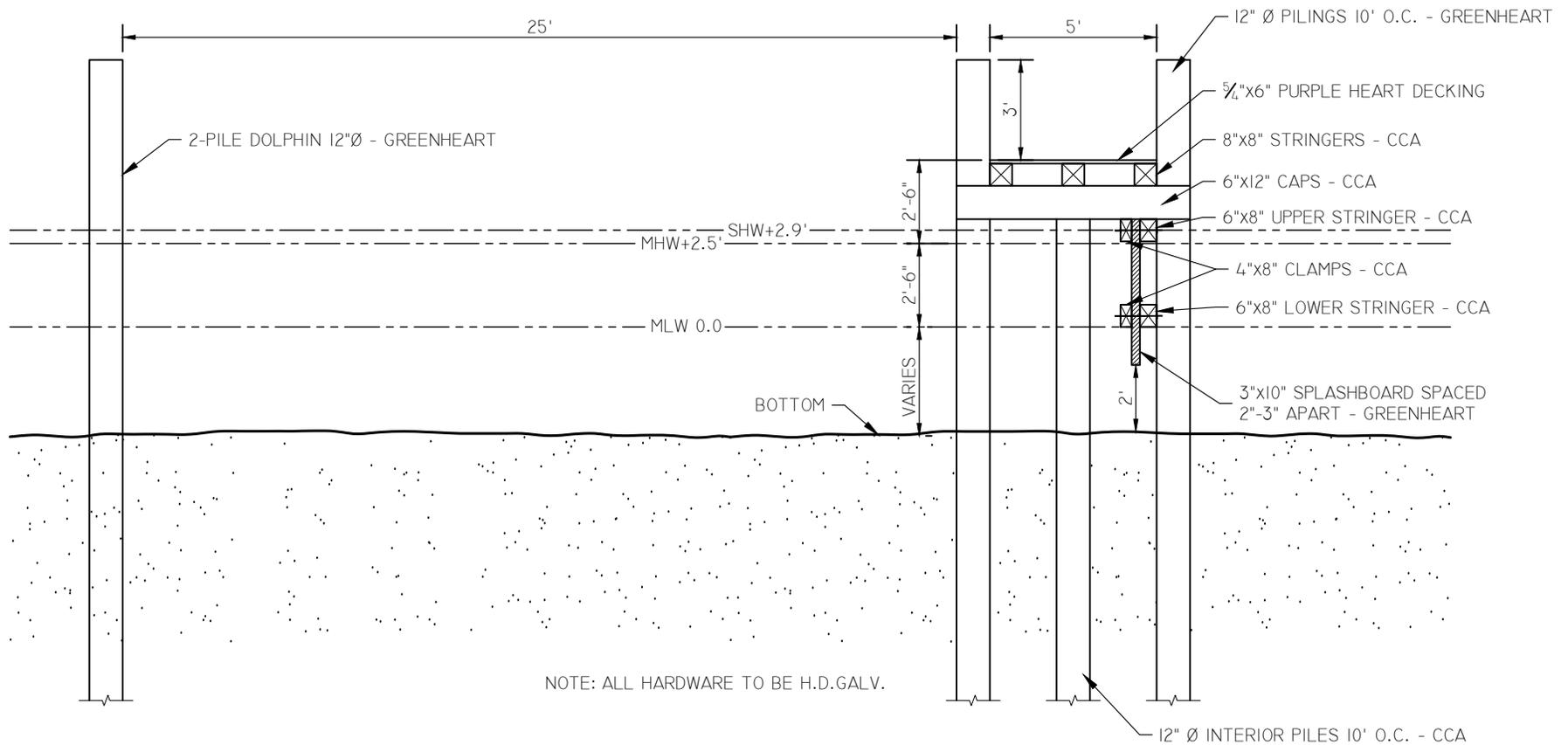
APPLICANT: CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
ALAN PIKE, TRUSTEE

ADDRESS: 221 N HOGAN STREET SUITE 403  
JACKSONVILLE, FL 32202

JOB SITE: 6 BLUFF AVENUE  
SHELTER ISLAND, NY 11964

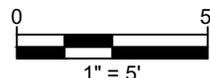
SCTM#: 700-5-4-1

DATE: 01/09/24, 11/30/23



PREPARED BY: KS  
 COSTELLO MARINE CONTRACTING CORP.  
 P.O. BOX 2124, GREENPORT, N.Y. 11944  
 (631)477-1199

**DETAIL**



(SHEET 7 OF 7)

APPLICANT: CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
 ALAN PIKE, TRUSTEE

ADDRESS: 221 N HOGAN STREET SUITE 403  
 JACKSONVILLE, FL 32202

JOB SITE: 6 BLUFF AVENUE  
 SHELTER ISLAND, NY 11964

SCTM#: 700-5-4-1

DATE: 01/09/24, 11/30/23





# NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

## Division of Environmental Permits, Region 1

SUNY @ Stony Brook, 50 Circle Road, Stony Brook, NY 11790

P: (631) 444-0365 | F: (631) 444-0360

www.dec.ny.gov

January 18, 2024

Chad Rustan Pike 2012 Rev Trust  
c/o Brion Moorhead  
PO Box 300  
Shelter Island Heights, NY 11965

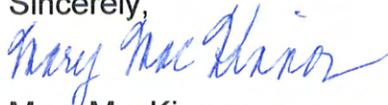
Re: Permit No. 1-4732-00968/00002  
Facility: 6 Bluff Ave, Shelter Island, NY  
SCTM# 700-50401  
TW Shelter Island Sound

Dear Permittee:

In conformance with the requirements of the State Uniform Procedures Act (Article 70, ECL) and its implementing regulations (6NYCRR, Part 621) we are enclosing your permit for the referenced activity. Please carefully read all permit conditions and special permit conditions contained in the permit to ensure compliance during the term of the permit. If you are unable to comply with any conditions, please contact us at the above address.

Also enclosed is a permit sign which is to be conspicuously posted at the project site and protected from the weather and a Notice of Commencement/Completion of Construction.

Sincerely,



Mary MacKinnon  
Permit Administrator

cc: Costello Marine Contracting Corp, Bureau of Marine Habitat, File



**PERMIT**  
**Under the Environmental Conservation Law (ECL)**

**Permittee and Facility Information**

**Permit Issued To:**

CHAD RUSTAN PIKE 2012 REVOCABLE  
TRUST  
C/O BRION MOORHEAD  
PO BOX 300  
SHELTER ISLAND HEIGHTS, NY 11965-0300  
(631) 926-5639

**Facility:**

CHAD RUSTAN PIKE 2012 REVOCABLE  
TRUST PROPERTY  
6 BLUFF AVE|SCTM #0700-5-4-1  
SHELTER ISLAND HEIGHTS, NY 11965

**Facility Application Contact:**

COSTELLO MARINE CONTRACTING CORP  
PO BOX 2124  
GREENPORT, NY 11944-0976  
(631) 477-1199

**Facility Location:** in SHELTER ISLAND in SUFFOLK COUNTY

**Facility Principal Reference Point:** NYTM-E: 721.806 NYTM-N: 4551.5528

Latitude: 41°05'06.0" Longitude: 72°21'33.8"

**Project Location:** 6 BLUFF AVE, SHELTER ISLAND SCTM#700-5-4-1 TW: SHELTER ISLAND SOUND

**Authorized Activity:** Construct a 5'x110' main pier leading to a 5'x27' "L" section at seaward end. Install a 70' splashboard system, one 2-pile dolphin, three ladders and a bench. All work must be done in strict accordance with the 7 page plan prepared by Costello Marine Contracting Corp last revised 1/9/2024 and stamped NYSDEC approved 1/18/2024.

**Permit Authorizations**

**Tidal Wetlands - Under Article 25**

Permit ID 1-4732-00968/00002

New Permit

Effective Date: 1/18/2024

Expiration Date: 1/17/2029



**NYSDEC Approval**

**By acceptance of this permit, the permittee agrees that the permit is contingent upon strict compliance with the ECL, all applicable regulations, and all conditions included as part of this permit.**

Permit Administrator: MARY A MACKINNON, DEPUTY REGIONAL PERMIT ADMINISTRATOR  
Address: NYSDEC Region 1 Headquarters  
SUNY @ Stony Brook|50 Circle Rd  
Stony Brook, NY 11790 -3409

Authorized Signature: Mary A MacKinnon Date 1/18/2024

**Distribution List**

COSTELLO MARINE CONTRACTING CORP  
Bureau of Marine Habitat Protection  
File  
Mary MacKinnon

**Permit Components**

NATURAL RESOURCE PERMIT CONDITIONS

GENERAL CONDITIONS, APPLY TO ALL AUTHORIZED PERMITS

NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

**NATURAL RESOURCE PERMIT CONDITIONS - Apply to the Following Permits: TIDAL WETLANDS**

- 1. Post Permit Sign** The permit sign enclosed with this permit shall be posted in a conspicuous location on the worksite and adequately protected from the weather.
- 2. Notice of Commencement** At least 48 hours prior to commencement of the project, the permittee and contractor shall sign and return the top portion of the enclosed notification form certifying that they are fully aware of and understand all terms and conditions of this permit. Within 30 days of completion of project, the bottom portion of the form must also be signed and returned, along with photographs of the completed work.



**3. Conformance With Plans** All activities authorized by this permit must be in strict conformance with the approved plans submitted by the applicant or applicant's agent as part of the permit application. Such approved plans were prepared by Costello Marine Contracting Corp last revised 1/9/2024 and stamped NYSDEC approved 1/18/2024.

**4. No Construction Debris in Wetland or Adjacent Area** Any debris or excess material from construction of this project shall be completely removed from the adjacent area (upland) and removed to an approved upland area for disposal. No debris is permitted in wetlands and/or protected buffer areas.

**5. Materials Disposed at Upland Site** Any demolition debris, excess construction materials, and/or excess excavated materials shall be immediately and completely disposed of in an authorized solid waste management facility. These materials shall be suitably stabilized as not to re-enter any water body, wetland or wetland adjacent area.

**6. No Disturbance to Vegetated Tidal Wetlands** There shall be no disturbance to vegetated tidal wetlands or protected buffer areas as a result of the permitted activities.

**7. Storage of Equipment, Materials** The storage of construction equipment and materials shall be confined within the project work area and/or upland areas greater than 100 linear feet from the tidal wetland boundary. In-water construction equipment (e.g. barge) should only access work area near shore during high tide.

**8. Seeding Disturbed Areas** All areas of soil disturbance resulting from the approved project shall be stabilized with appropriate vegetation (grasses, etc.) immediately following project completion or prior to permit expiration, whichever comes first. If the project site remains inactive for more than 48 hours or planting is impractical due to the season, then the area shall be stabilized with straw or hay mulch or jute matting until weather conditions favor germination.

**9. Installation of Splashguards** The splashguard shall be constructed a minimum of 2 feet above the bottom grade with a minimum of 2 inch gaps between the slats or sheathing, as shown on the approved cross-section.

**10. Use of Treated Wood** The use of wood treated with Pentachlorophenol or other wood treatment not specifically approved by the Department for use in wetlands and/or marine waters, is strictly prohibited in the construction of structures that will be in contact with tidal waters.

**11. Wood Preservatives**

- a. Pressure treated wood used for construction of in-water structures must have undergone a treatment process approved (stamped or otherwise marked as certified) by the American Wood Preservative Association.
- b. Wood treated with Pentachlorophenol (PCP) must not be used in marine or brackish waters. Wood treated with PCP must be aged in the open air for at least three months prior to in-water use.
- c. The use of creosote treated wood is prohibited both in the water and upland areas.



- d. Chromated Copper Arsenate (CCA) pressure treated wood must be clean and free of CCA surface deposits. Wood with surface deposits must be washed for at least 5 minutes under running water prior to use. The washing must occur greater than 100 feet landward of any regulated wetland and/or water body. (Note "E." below for handling wash water.)
- e. Any wood debris such as sawdust or wash water must not enter any water body, including wetlands or protected buffer areas.

12. **No Floats** This permit does not authorize the installation of floats.

13. **No Dredging or Excavation** No dredging, excavating or other alteration of shoreline or underwater areas is authorized by this permit, nor shall issuance of this permit be construed to suggest that the Department will issue a permit for such activities in the future.

14. **Pilings at Property Lines** Pilings shall not:

- a. extend laterally beyond property lines,
- b. interfere with navigation, or
- c. interfere with other landowners riparian rights.

15. **No Structures on Pilings** No structures, other than structures specifically authorized by this permit, shall be constructed on pilings without further authorization from the department (permit, modification or amendment).

16. **Activities Consistent with Approved Plans** All activities and marsh alterations must be consistent with the approved plan. Activities or alterations beyond the scope of the approved project and/or not explicitly authorized by the permit will require further written approval of the Regional Habitat - TW office prior to commencement.

17. **State Not Liable for Damage** The State of New York shall in no case be liable for any damage or injury to the structure or work herein authorized which may be caused by or result from future operations undertaken by the State for the conservation or improvement of navigation, or for other purposes, and no claim or right to compensation shall accrue from any such damage.

18. **State May Order Removal or Alteration of Work** If future operations by the State of New York require an alteration in the position of the structure or work herein authorized, or if, in the opinion of the Department of Environmental Conservation it shall cause unreasonable obstruction to the free navigation of said waters or flood flows or endanger the health, safety or welfare of the people of the State, or cause loss or destruction of the natural resources of the State, the owner may be ordered by the Department to remove or alter the structural work, obstructions, or hazards caused thereby without expense to the State, and if, upon the expiration or revocation of this permit, the structure, fill, excavation, or other modification of the watercourse hereby authorized shall not be completed, the owners, shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may require, remove all or any portion of the uncompleted structure or fill and restore to its former condition the navigable and flood capacity of the watercourse. No claim shall be made against the State of New York on account of any such removal or alteration.



**19. State May Require Site Restoration** If upon the expiration or revocation of this permit, the project hereby authorized has not been completed, the applicant shall, without expense to the State, and to such extent and in such time and manner as the Department of Environmental Conservation may lawfully require, remove all or any portion of the uncompleted structure or fill and restore the site to its former condition. No claim shall be made against the State of New York on account of any such removal or alteration.

**20. Precautions Against Contamination of Waters** All necessary precautions shall be taken to preclude contamination of any wetland or waterway by suspended solids, sediments, fuels, solvents, lubricants, epoxy coatings, paints, concrete, leachate or any other environmentally deleterious materials associated with the project.

**GENERAL CONDITIONS - Apply to ALL Authorized Permits:**

**1. Facility Inspection by The Department** The permitted site or facility, including relevant records, is subject to inspection at reasonable hours and intervals by an authorized representative of the Department of Environmental Conservation (the Department) to determine whether the permittee is complying with this permit and the ECL. Such representative may order the work suspended pursuant to ECL 71- 0301 and SAPA 401(3).

The permittee shall provide a person to accompany the Department's representative during an inspection to the permit area when requested by the Department.

A copy of this permit, including all referenced maps, drawings and special conditions, must be available for inspection by the Department at all times at the project site or facility. Failure to produce a copy of the permit upon request by a Department representative is a violation of this permit.

**2. Relationship of this Permit to Other Department Orders and Determinations** Unless expressly provided for by the Department, issuance of this permit does not modify, supersede or rescind any order or determination previously issued by the Department or any of the terms, conditions or requirements contained in such order or determination.

**3. Applications For Permit Renewals, Modifications or Transfers** The permittee must submit a separate written application to the Department for permit renewal, modification or transfer of this permit. Such application must include any forms or supplemental information the Department requires. Any renewal, modification or transfer granted by the Department must be in writing. Submission of applications for permit renewal, modification or transfer are to be submitted to:

Regional Permit Administrator  
NYSDEC Region 1 Headquarters  
SUNY @ Stony Brook|50 Circle Rd  
Stony Brook, NY11790 -3409

**4. Submission of Renewal Application** The permittee must submit a renewal application at least 30 days before permit expiration for the following permit authorizations: Tidal Wetlands.



**5. Permit Modifications, Suspensions and Revocations by the Department** The Department reserves the right to exercise all available authority to modify, suspend or revoke this permit. The grounds for modification, suspension or revocation include:

- a. materially false or inaccurate statements in the permit application or supporting papers;
- b. failure by the permittee to comply with any terms or conditions of the permit;
- c. exceeding the scope of the project as described in the permit application;
- d. newly discovered material information or a material change in environmental conditions, relevant technology or applicable law or regulations since the issuance of the existing permit;
- e. noncompliance with previously issued permit conditions, orders of the commissioner, any provisions of the Environmental Conservation Law or regulations of the Department related to the permitted activity.

**6. Permit Transfer** Permits are transferrable unless specifically prohibited by statute, regulation or another permit condition. Applications for permit transfer should be submitted prior to actual transfer of ownership.



## NOTIFICATION OF OTHER PERMITTEE OBLIGATIONS

### **Item A: Permittee Accepts Legal Responsibility and Agrees to Indemnification**

The permittee, excepting state or federal agencies, expressly agrees to indemnify and hold harmless the Department of Environmental Conservation of the State of New York, its representatives, employees, and agents ("DEC") for all claims, suits, actions, and damages, to the extent attributable to the permittee's acts or omissions in connection with the permittee's undertaking of activities in connection with, or operation and maintenance of, the facility or facilities authorized by the permit whether in compliance or not in compliance with the terms and conditions of the permit. This indemnification does not extend to any claims, suits, actions, or damages to the extent attributable to DEC's own negligent or intentional acts or omissions, or to any claims, suits, or actions naming the DEC and arising under Article 78 of the New York Civil Practice Laws and Rules or any citizen suit or civil rights provision under federal or state laws.

### **Item B: Permittee's Contractors to Comply with Permit**

The permittee is responsible for informing its independent contractors, employees, agents and assigns of their responsibility to comply with this permit, including all special conditions while acting as the permittee's agent with respect to the permitted activities, and such persons shall be subject to the same sanctions for violations of the Environmental Conservation Law as those prescribed for the permittee.

### **Item C: Permittee Responsible for Obtaining Other Required Permits**

The permittee is responsible for obtaining any other permits, approvals, lands, easements and rights-of-way that may be required to carry out the activities that are authorized by this permit.

### **Item D: No Right to Trespass or Interfere with Riparian Rights**

This permit does not convey to the permittee any right to trespass upon the lands or interfere with the riparian rights of others in order to perform the permitted work nor does it authorize the impairment of any rights, title, or interest in real or personal property held or vested in a person not a party to the permit.



Department of  
Environmental  
Conservation

# NOTICE

The Department of Environmental Conservation (DEC) has issued permit(s) pursuant to the Environmental Conservation Law for work being conducted at this site. For further information regarding the nature and extent of work approved and any Departmental conditions on it, contact the Regional Permit Administrator listed below. Please refer to the permit number shown when contacting the DEC.

Regional Permit Administrator  
**SHERRI AICHER**

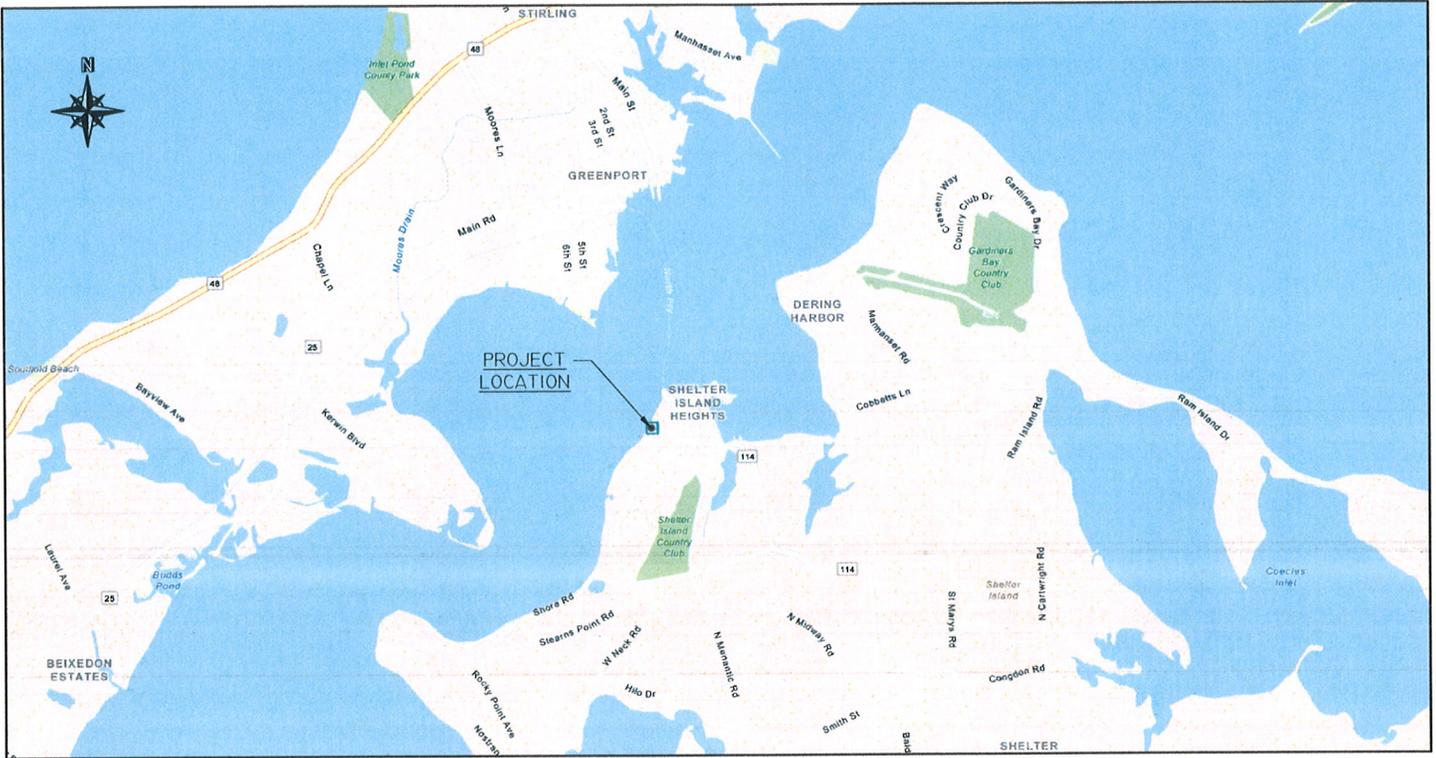
Permit Number: 1-4732-00968/00002

Expiration Date: 1/17/2029

NYSDEC Region 1 Environmental Permits  
50 Circle Road  
Stony Brook, NY 11790-3409  
Email: [dep.r1@dec.ny.gov](mailto:dep.r1@dec.ny.gov)

Note: This notice is **NOT** a permit





PREPARED BY: KS REVISD BY: KS  
 COSTELLO MARINE CONTRACTING CORP.  
 P.O. BOX 2124, GREENPORT, N.Y. 11944  
 (631)477-1199

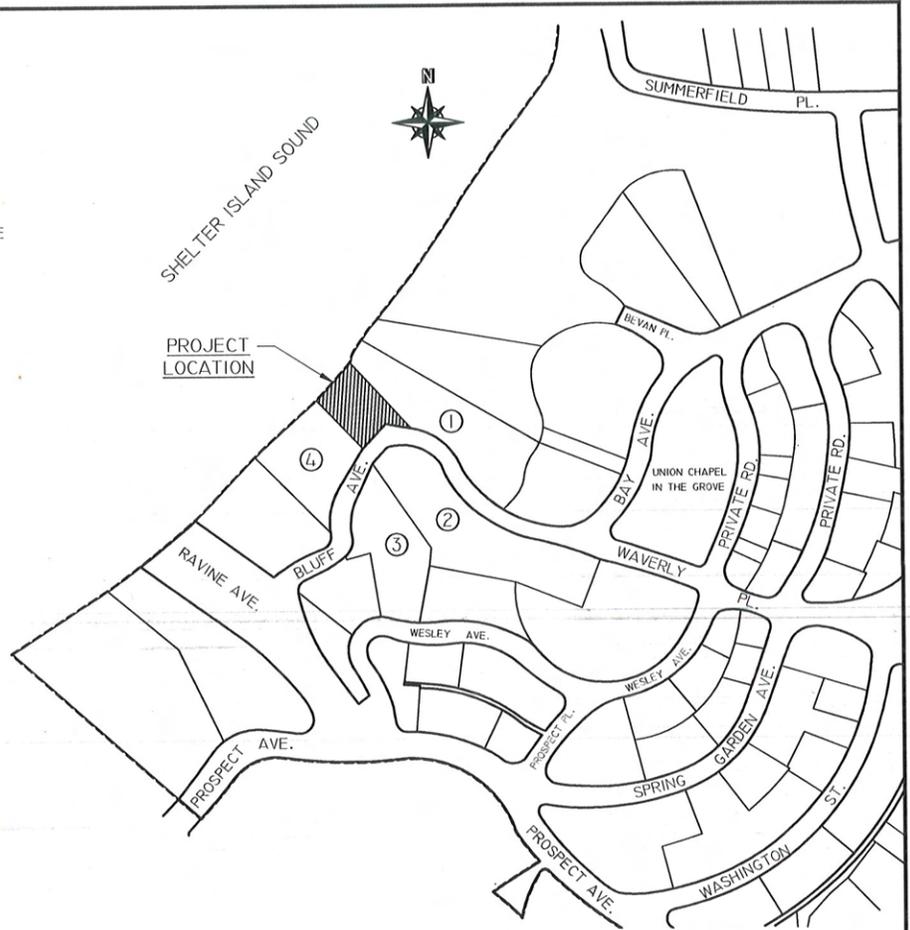
**VICINITY MAP**  
 N41° 05' 06" W72° 21' 33"  
 (SHEET 1 OF 7)

APPLICANT: CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
 ALAN PIKE, TRUSTEE  
 ADDRESS: 221 N HOGAN STREET SUITE 403  
 JACKSONVILLE, FL 32202  
 JOB SITE: 6 BLUFF AVENUE  
 SHELTER ISLAND, NY 11964  
 SCTM#: 700-5-4-1  
 DATE: 01/09/24, 11/30/23

*7 page plan*  
**NYSDEC**  
**APPROVED AS PER TERMS**  
**AND CONDITIONS OF**  
 PERMIT NO. 1-4732-00968/0002  
 DATE 1/18/2024  
*Mary MacKinnon*

ADJACENT PROPERTY OWNERS

- ① RICHARD L. THIERINGER & JAMES S. THIERINGER, TRUSTEE  
P.O. Box 1610  
FOLLY BEACH, SC 29439  
(4 BLUFF AVENUE)  
(SCTM# 700-5-2-6)
  
- ② CHAD RUSTAN PIKE 2012 REV. TRUST  
c/o ALAN PIKE, TRUSTEE  
221 N. HOGAN STREET, STE. 403  
JACKSONVILLE, FL 32202  
(1 BLUFF AVENUE)  
(SCTM# 700-5-4-9)
  
- ③ STEPHEN & LORRAINE ARADO WALKER  
128 OLD FULTON STREET, APT. 3E  
BROOKLYN NY 11201  
(3 BLUFF AVENUE)  
(SCTM# 700-5-4-26.1)
  
- ④ SHARON L. EDWARDS & TIMOTHY J. PURTELL  
3541 KINGSBORO  
ATLANTA, GA 30319  
(8 BLUFF AVENUE)  
(SCTM# 700-5-4-2)



PREPARED BY: KS REVISD BY: KS  
COSTELLO MARINE CONTRACTING CORP.  
P.O. BOX 2124, GREENPORT, N.Y. 11944  
(631)477-1199

LOCATION MAP

N41° 05' 06" W72° 21' 33"

(SHEET 2 OF 7)

APPLICANT: CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
ALAN PIKE, TRUSTEE  
ADDRESS: 221 N HOGAN STREET SUITE 403  
JACKSONVILLE, FL 32202  
JOB SITE: 6 BLUFF AVENUE  
SHELTER ISLAND, NY 11964  
SCTM#: 700-5-4-1  
DATE: 01/09/24, 11/30/23

2/7

**NYSDEC**  
**APPROVED AS PER TERMS**  
**AND CONDITIONS OF**  
PERMIT NO. 1-4732-00968/0001  
DATE 11/18/2024  
*Nancy MacKinnon*

PROPOSED

- CONSTRUCT A 5'x110' MAIN PIER LEADING TO A 5'x27' "L" SECTION AT SEAWARD END.
- INSTALL A 70' SPLASHBOARD SYSTEM
- INSTALL ONE 2-PILE DOLPHIN
- INSTALL THREE LADDERS
- INSTALL ONE BENCH

MATERIALS:

PIER & "L"

PILING: 12"Ø - GREENHEART  
STRINGERS: 8"x8" - CCA  
CAP: 6"x12" - CCA  
DECKING: 5/4"x6" - PURPLEHEART  
HARDWARE: H.D. GALV & STN. STL. FASTENERS

SPLASHBOARD:

SPLASHBOARDS: 3"x10" - GREENHEART  
STRINGERS: 6x8" - CCA  
CLAMPS: 4"x8" - CCA  
HARDWARE: H.D. GALV & STN. STL. FASTENERS

ACCESS:

BY WATER VIA BARGE

PREPARED BY: KS REVISED BY: KS  
COSTELLO MARINE CONTRACTING CORP.  
P.O. BOX 2124, GREENPORT, N.Y. 11944  
(631)477-1199

(SHEET 3 OF 7)

APPLICANT: CHAD RUSTAN PIKE 2012 REVOCABLE TRUST  
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NYSDEC  
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DATE 1/18/2024  
*Mary MacPhee*



SHELTER ISLAND SOUND  
 N 41°39'24" E  
 98.34'

S 40°26'10" E  
 50.44'

JAMES S. THIERINGER  
 & RICHARD L. THIERINGER  
 N/O/F

N 40°26'10" W  
 37.11'  
 TIMOTHY J. PURTELL  
 & SHARON L. EDWARDS  
 N/O/F

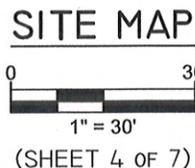
BLUFF AVENUE  
 71°02'41" W  
 KATHLEEN MULLARD  
 N/O/F

4/7  
 NYSDEC  
 APPROVED AS PER TERMS  
 AND CONDITIONS OF  
 PERMIT NO. 1-4732-00968/00002  
 DATE 11/18/2024  
*Mary Mac*

NOTE:  
 INFORMATION IN THIS SITE MAP WAS REFLECTED  
 FROM NATHAN TAFT CORWIN III LAND SURVEYOR  
 DATED MAY 2, 2011

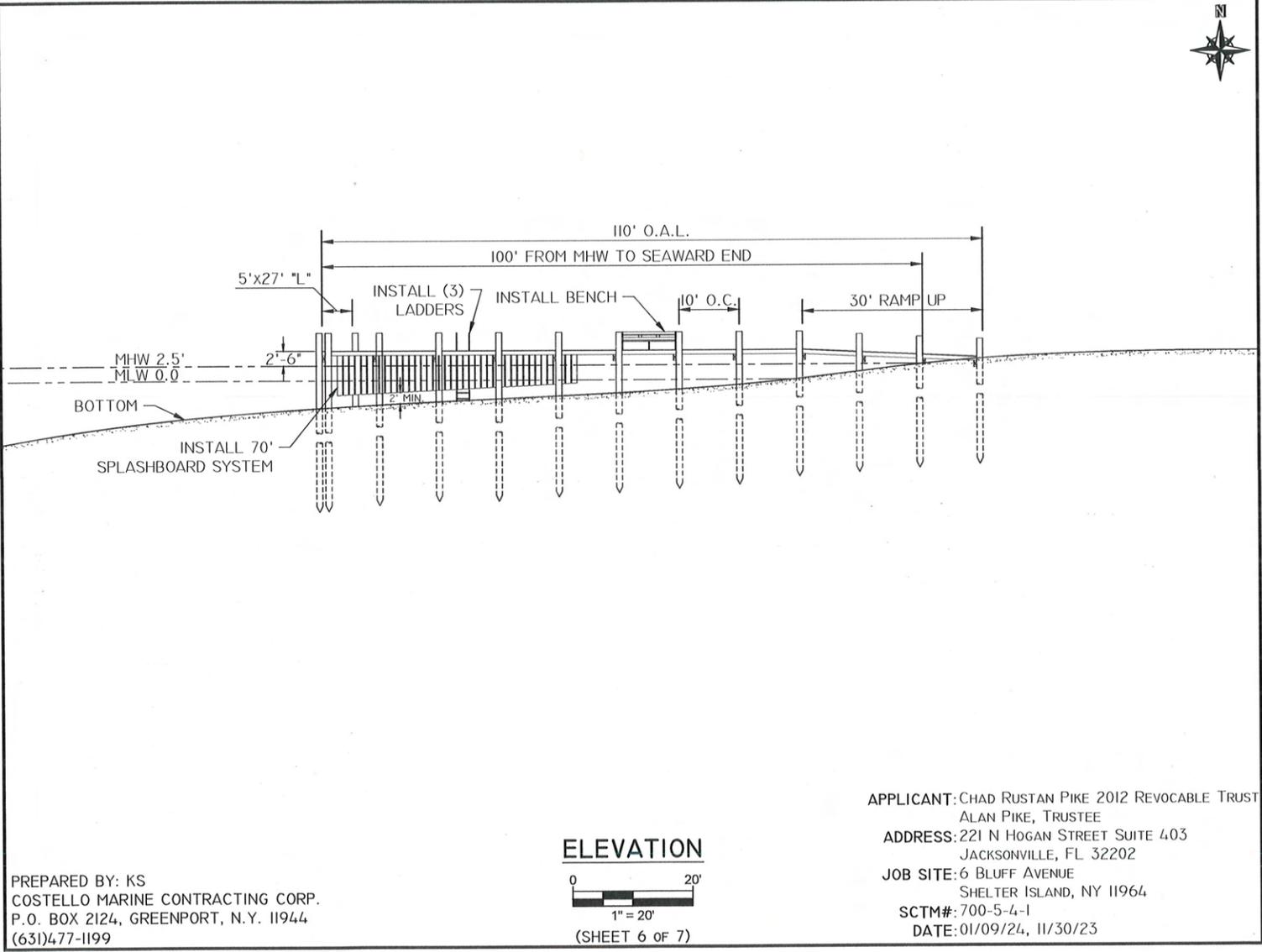
ELEVATIONS ARE REFERENCES TO  
 N.G.V.D. 1929 DATUM

PREPARED BY: KS  
 COSTELLO MARINE CONTRACTING CORP.  
 P.O. BOX 2124, GREENPORT, N.Y. 11944  
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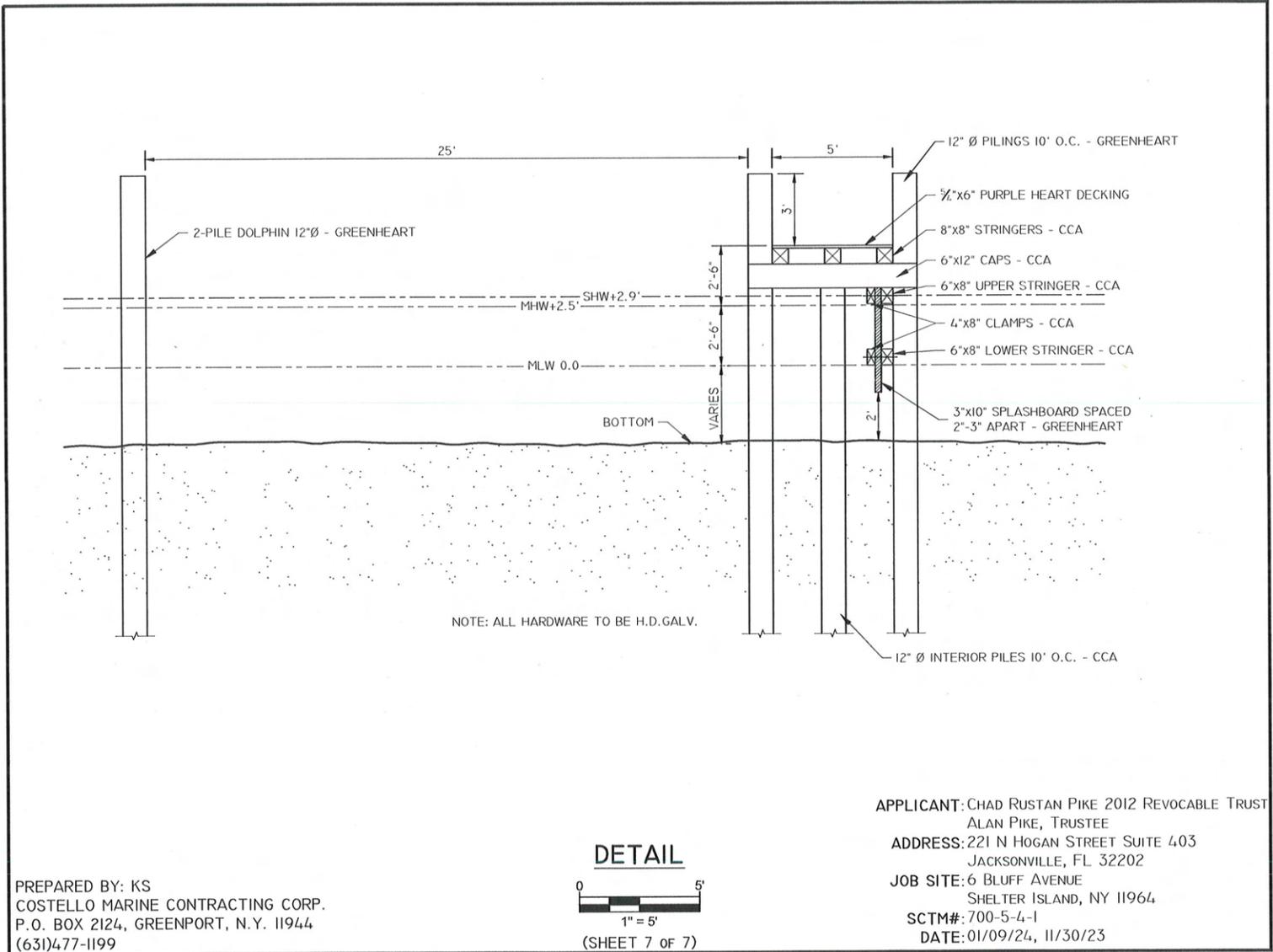


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**ELEVATION**  
 0 20'  
 1" = 20'  
 (SHEET 6 OF 7)

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6/7  
 NYSDEC  
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7/7  
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