

**Notice of Hearing**  
**Applicant: Connecticut Port Authority**  
**Application No. 201905859-SDF WQC TW**  
**City: New London**

On December 16, 2020, the Department of Energy & Environmental Protection (“DEEP”) gave notice that a tentative determination had been reached to approve the following application submitted under Section 401 of the Federal Clean Water Act, as amended, for a Water Quality Certificate and Sections 22a-32 and 22a-361 of the Connecticut General Statutes (“CGS”) for a permit to conduct work waterward of the coastal jurisdiction line in tidal, coastal or navigable waters of the state and in tidal wetlands. The proposed activity includes site improvements, dredging, the installation of a sheet pile bulkhead between the existing Admiral Shear State Pier and the Central Vermont Railroad Pier, placement of the dredged material within this area located between the pier with additional placement of on-site upland soils for the creation of a central wharf to be used for marine commercial and industrial use. The proposed activities will affect aquatic and coastal resources of the Thames River.

Applicant’s Name and Address: Connecticut Port Authority, c/o John Henshaw, 455 Boston Post Road, Suite 204, Old Saybrook, CT 06745

Contact: Michael Garbolski, AECOM, [Michael.garbolski@aecom.com](mailto:Michael.garbolski@aecom.com), 860-263-5821

Site Location: 200 State Pier Road, New London

The Commissioner of the Department of Energy and Environmental Protection hereby gives notice that a public hearing is being held based upon a request made by the Applicant pursuant to Conn. Gen. Stat. §§ 22a-32 and 22a-361(b)(A).

**PUBLIC HEARING LOCATION, DATE AND TIME**

The portion of the hearing to receive public comment will be held using the Zoom virtual meeting platform on March 23, 2021 at 3:00 PM. Written public comments may be submitted to the hearing officer at [brendan.schain@ct.gov](mailto:brendan.schain@ct.gov) and will be accepted until the close of business on March 26, 2021. To register for the public comment session on Zoom, go to:  
[https://ctdeep.zoom.us/webinar/register/WN\\_FSd3ok\\_kTrCsajxj-gprmw](https://ctdeep.zoom.us/webinar/register/WN_FSd3ok_kTrCsajxj-gprmw)


The hearing will then be continued for the collection of evidence on March 30, 2021 at 9:30 A.M. The evidentiary hearing will continue on March 31, April 6, and April 7, 2021, as needed. All hearing sessions will be held remotely using Zoom; and all hearing sessions will begin at 9:30 A.M. There is one zoom link to register to attend any/all days of the evidentiary hearing (you do not need to register for each individually):  
[https://ctdeep.zoom.us/webinar/register/WN\\_bluOAtC-RFmSQY5j1LfTbw](https://ctdeep.zoom.us/webinar/register/WN_bluOAtC-RFmSQY5j1LfTbw)

These links are also available on the Department's calendar, which is also a source of up to date information: [www.ct.gov/deep/calendar](http://www.ct.gov/deep/calendar).

Interested persons may obtain a copy of the application and other relevant documents at <https://statepiernewlondon.com/documents/> or may obtain more information by contacting Micheal Grzywinski of the Land and Water Resources Division at [micheal.grzywinski@ct.gov](mailto:micheal.grzywinski@ct.gov). Due to the ongoing COVID-19 emergency, the DEEP office located at 79 Elm Street, Hartford, is closed to the public until further notice.

Members of the public should also refer to the DEEP Calendar of Events at [www.ct.gov/deep/calendar](http://www.ct.gov/deep/calendar) for the official schedule in this matter, including cancellations, or other schedule alterations.

**Publication Date:** February 18, 2021

Approved By:   
Graham J. Stevens, Bureau Chief  
Bureau of Water Protection & Land Reuse

#### **ADA PUBLICATION STATEMENT**

The Connecticut Department of Energy & Environmental Protection is an Affirmative Action/Equal Opportunity Employer that is committed to complying with the Americans with Disabilities Act. Please contact [micheal.grzywinski@ct.gov](mailto:micheal.grzywinski@ct.gov) if you are seeking a communication aid or service, have limited proficiency in English, or require some other accommodation. If you wish to file an ADA or Title VI discrimination complaint, you may submit your complaint to Barbara Viadella or Cenit Mirabal, DEEP Office of Diversity and Equity at 860-418-5910 or via email at [deep.accomodations@ct.gov](mailto:deep.accomodations@ct.gov). In order to facilitate efforts to provide an accommodation, please request all accommodations as soon as possible following notice of any agency hearing, meeting, programs or event.

## **Connecticut Department of Energy and Environmental Protection License\***

### **Structures, Dredging & Fill and Tidal Wetlands Permit Section 401 Water Quality Certification**

<b>Licensee(s):</b>	Connecticut Port Authority, c/o John Henshaw
<b>Licensee Address(s):</b>	455 Boston Post Road, Suite 204 Old Saybrook, CT 06475
<b>License Number(s):</b>	201905859-SDF TW WQC
<b>Municipality:</b>	City of New London
<b>Project Description:</b>	Conduct dredging with on site disposal, install a bulkhead, place fill and conduct other site improvements for marine industrial use.
<b>Project Address/Location:</b>	200 State Pier Road
<b>Waters:</b>	Thames River
<b>Authorizing CT Statute(s) and/or Federal Law:</b>	CGS Section 22a-359 to 363g; CGS Section 22a-90 to 112; Section 401 CWA (33 USC 1341); CGS Section 22a-28 to 35
<b>Applicable Regulations of CT State Agencies:</b>	22a-426-1 to 9, 22a-30-1 to 17
<b>Agency Contact:</b>	Land & Water Resources Division, Bureau of Water Protection & Land Reuse, 860-424-3019
<b>License Expiration:</b>	Seven (7) years from the date of issuance of this license.
<b>Project Site Plan Set:</b>	Thirty-five (35) Sheets of plans dated October 23, 2020, signed October 27 and October 28, 2020.
<b>License Enclosures:</b>	Compliance Certification Form, LWRD Dredging Report Form, Land Record Filing, LWRD Dredging and General Conditions, Site Plan Set, Work Commencement Form

\*Connecticut's Uniform Administrative Procedure Act defines License to include, "the whole or part of any agency permit, certificate, approval, registration, charter or similar form of permission required by law . . ."

**Authorized Activities:**

The Licensee is hereby authorized to conduct the following work as described in application # 201905859-SDF TW WQC and as depicted on any site plan sheets / sets cited herein:

1. demolition of approximately 420 linear feet and approximately 84,000 square feet of the Admiral Shear State Pier (“State Pier”) to facilitate construction of the pile-supported East Face Heavy Lift Area;
2. demolition of approximately 34,000 square feet of select segments of the west face of State Pier concrete deck to facilitate fill placement;
3. demolition of approximately 1,500 square feet at the east face and approximately 1,500 square feet at the southeast corner of State Pier to facilitate mooring bollard installation identified below;
4. conduct dredging using mechanical or hydraulic dredging means approximately 55,000 cubic yards of material from an approximately 241,000 square foot area within the areas identified as the Turning Basin, including approaches to both berths to a depth of -36’ MLLW, with a 2’ allowable over-dredge;
5. conduct dredging using mechanical or hydraulic dredging means approximately 222,000 cubic yards of material from an approximately 240,000 square foot area within an area identified as the Northeast Bulkhead area to a depth of -38’ MLLW, with a 2’ allowable over-dredge for berthing layout and to -63’ MLLW with a 2’ allowable over-dredge for the seabed preparation work described below;
6. conduct dredging using mechanical or hydraulic dredging means approximately 122,000 cubic yards of material from an approximately 210,000 square foot area within an area identified as the East Berth area to a depth of -63’ MLLW, with a 2’ allowable over-dredge for berthing and seabed preparation work identified below;
7. conduct seabed preparation along the Northeast Bulkhead and East Berth rock pads, located adjacent to their respective Heavy Lift Areas for installation of crushed gravel areas to allow for berthing of vessels with jack up legs. Placement of up to 107,000 cubic yards of gravel in each dredged jack-up pocket area to a maximum thickness of 27’;
8. using either land or water-based equipment install longitudinal steel sheeting or protected slope at the Central Vermont Railroad (“CVRR”) Pier;
9. install a king pile bulkhead between the State Pier and the CVRR Pier, tying into the new longitudinal sheet pile wall/slope along the CVRR pier identified above;
10. place a total of approximately 400,000 cubic yards of fill material consisting of the dredged material identified above and upland fill material over an approximately 322,000 square foot area (approximately 7.4 acres) located between the CVRR Pier and State Pier to create the new Central Wharf with a finish grade of +9’ NAVD88;
11. install approximately 1,000 linear feet of steel sheet pile along the State Pier East Face;
12. remove or relocate existing stone riprap and place approximately 15,600 cubic yards of fill, consisting of pile structures, over an approximately 33,600 square foot area (0.77 acres) at the existing State Pier east Face;
13. install a series of approximately 3’ wide stone columns, or comparable technology, within the newly created Central Wharf and East Face Heavy Lift areas;
14. install approximately 1,115 linear feet of steel toewall at and adjacent to the base of the new State Pier East Face heavy Lift Area;
15. install upgraded energy-absorbing fender system and two (2) new mooring bollards at the State Pier;

16. install approximately 170 linear of steel sheetpile toewall along the waterward limit of an existing area of existing eelgrass bed with the height of the toewall extending approximately 1 foot above mudline;
17. install high mast lights with the limits of the new facility;
18. install cold ironing infrastructure;
19. construct a 16' wide by 16' long reinforced concrete pad immediately landward of an existing seawall and install four (4) 36" diameter pipe piles and associated gangway to support ConnDOT Chester-Hadlyme ferry overwintering at the Northwest Bulkhead area;
20. install three (3) 60' diameter and one (1) 54" diameter stormwater outfall pipes with one-way check valves discharging to the Thames River and associated bedding stone and stormwater treatment systems located on the upland; and
21. construct a living shoreline consisting of stone riprap, energy-dissipating concrete "reef balls", suitable organic sediment, and tidal wetland plantings located at the northern corner of the subject property.

***Failure to comply with the terms and conditions of this license shall subject the Licensee and / or the Licensee's contractor(s) to enforcement actions and penalties as provided by law.***

**This license is subject to the following Terms and Conditions:**

1. **License Enclosure(s) and Conditions.** The Licensee shall comply with all applicable terms and conditions as may be stipulated within the License Enclosure(s) listed above.
2. Prior to the commencement of the work authorized herein, the Licensee shall submit a copy of the FINAL Remedial Action Plan for the Commissioner's review and written approval. Upon receipt of the Commissioner's approval, the Licensee shall place the dredged sediment and upland soil between the existing State Pier and CVRR Pier in accordance with the FINAL Remedial Action Plan Connecticut State Pier, New London, Connecticut, dated June 2020 prepared for the Connecticut Department of Transportation by TRC Environmental Corporation. The Remedial Action Plan (RAP) is incorporated herein by reference.
3. The work authorized herein shall not commence until the US Army Corps of Engineers Federal Navigation Project Long Dock Branch Channel has been Congressionally deauthorized. The Licensee shall provide the Commissioner with a copy of the deauthorization.
4. Prior to the commencement of the work authorized herein, the Licensee shall file a Conditional Letter of Map Revision (CLOMR) with FEMA. Upon completion of the work authorized herein, the Licensee shall file a Letter of Map Revision (LOMR) with FEMA.
5. Prior to the commencement of the work authorized herein, the Licensee shall submit to the Commissioner for her review and written approval a Water Quality Monitoring Plan and a Turbidity Control Plan. The Licensee shall implement the measures of each plan upon receiving written approval by the Commissioner.
6. The Licensee shall assist the City of New London Port Authority in finding a suitable location for the existing commercial fishermen.
7. Within one hundred twenty (120) days following the issuance of this license, the Licensee shall sign the Escrow Agreement ("Agreement") identified in Exhibit A of this License and

- provide a signed copy of the Agreement to the Commissioner for her review and written approval.
8. Prior to the commencement of the work authorized herein, the Licensee shall demarcate the area of existing eelgrass and provide a 10' buffer around the area. The Licensee shall maintain the demarcation in optimal condition for the duration of the construction activities identified herein and shall avoid any work within this area.
  9. All unconfined in-water work shall be prohibited between June 1<sup>st</sup> through September 30<sup>th</sup>, inclusive, of any calendar year in order to protect spawning shellfish unless otherwise authorized in writing from the Commissioner.
  10. All work authorized herein shall not be conducted between April 1<sup>st</sup> through June 30<sup>th</sup> to protect Peregrine Falcons or the work shall be conducted in accordance with the DEEP NDDB Project Peregrine Falcon Protection Plan.
  11. Prior to the commencement of the work authorized herein the Licensee shall obtain all necessary local, state and federal authorizations for the work authorized by this license.
  12. The Licensee shall install and maintain floating turbidity curtains around the work area identified in **Authorized Activities** paragraphs 1. through 21., with the exception of the activities identified in paragraphs 4. through 7, above.
  13. Prior to the commencement of the work authorized herein, the Licensee shall submit to the Commissioner for her review and written approval a Living Shoreline Wetland Creation Plan. Such plan shall include a narrative description of the proposed living shoreline, methodology for construction, quantities of stone riprap for a proposed sill, volume and area of organic sediment, tidal wetland identification and plant density and associated plans. The Licensee shall implement the measures of each plan upon receiving written approval by the Commissioner.
  14. The Licensee shall conduct a minimum of a 3-year monitoring program which shall include the submission of an annual monitoring report on or before October 30<sup>th</sup> of each growing season for the Commissioner's review and comment. Such annual report shall contain at a minimum the following information: 1.) remedial actions taken during the monitoring year, such as: slope stabilization, replanting of upland vegetation, and controlling invasive plant species; 2.) visual estimates of percent cover of surviving vegetation; 3.) general health and vigor of the surviving plants; 4.) site photographs; and 5.) remedial measures recommended to achieve or maintain the slope stabilization of the restoration area. The Licensee shall immediately implement any additional remedial recommendations that may be prescribed by the Commissioner in writing. If the Commissioner determines following the 3-year monitoring program that the approved restoration plan has not been successful, the Licensee shall submit for review and written approval of the Commissioner a revised plan to achieve restoration at this site.
  15. The Licensee shall install and maintain water quality improvement measures on the upland and the one-way check valves on the outfall pipes authorized herein and shall maintain these improvements and valves in optimal condition for the life of the structures.
  16. All waste material generated by the performance of the work authorized herein shall be disposed of by the Licensee at an upland site approved for the disposal of such waste materials, as applicable. The Licensee shall ensure that no waste material enters the Thames River and must immediately remove any debris that enters the water.

17. On or before ninety (90) days after completion of the work authorized herein, the Licensee shall submit to the Commissioner an “as-dredged” survey of the work area showing contours, bathymetries, tidal datums, including any proposed elevation views and cross sections included in the license. Such plans or survey shall be the originals and be signed and sealed by an engineer, surveyor or architect, as applicable, who is licensed in the State of Connecticut.

Issued under the authority of the Commissioner of Energy and Environmental Protection on:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Betsey Wingfield  
Deputy Commissioner  
Department of Energy & Environmental Protection

### **LWRD Dredging and General Conditions**

1. **Time-of-Year Restriction.** Unless otherwise noted in the License, unconfined in-water excavation, dredging, filling or removal of debris or other material is prohibited, inclusive, in any year from June 1 through September 30 in order to protect spawning shellfish in the area unless otherwise authorized in writing by the Commissioner.
2. **Dredging Report.** Not later than two (2) weeks subsequent to the completion of any dredging activity authorized herein, the Licensee shall submit to the Commissioner a completed Dredging Report. A separate form shall be submitted by the Licensee for each distinct dredging activity conducted pursuant to this license.
3. **Bottom Disturbance.** Dragging the bottom with a spoil barge, scow, vessel, beam or similar equipment outside of any authorized area is prohibited.
4. **Material Handling.** Sidecasting or in-water rehandling of dredged or excavated material is prohibited.
5. **Barge Control.** Spoil scows or barges shall be loaded and navigated in a manner which prevents uncontrollable motion or spillage and washout of dredged or excavated materials.
6. **Sale of Sediment.** Sediment dredged pursuant to the license shall not be sold nor shall any fee for its use be charged without the express prior written authorization of the Commissioner and payment of a \$4.00 per yard royalty to the state of Connecticut Department of Energy & Environmental Protection, pursuant to CGS section 22a-361(e).
7. **Sediment Disposal.** The Licensee shall dispose of aquatic sediments in accordance with the terms and conditions of the license.
8. **Submission of As-Dredged Plans.** On or before ninety (90) days after completion of the work authorized herein, the Licensee shall submit to the Commissioner an “as-dredged” survey of the work area showing contours, bathymetries, tidal datums and structures, as applicable. Such survey shall be the original one and be signed and sealed by an engineer, surveyor or architect, as applicable, who is licensed in the State of Connecticut.

### **Open Water Disposal, if authorized in Project Description**

1. **Material Disposal.** The Licensee shall dispose of dredged or excavated material in accordance with the requirements of the United States Army Corps of Engineers-New England District, except that if the authorized disposal site is modified, the Licensee shall submit a request for modification of the location to the Commissioner and shall not dispose of the material until such location modification has been approved in writing by the Commissioner.



2. **Disposal Site / Use Modification.** The Commissioner may modify the authorized disposal site and direct dredged sediment to an alternate site for use as cap material, provided that no modification will take effect if such modification imposes uncompensated additional costs solely attributable to such modification on the Licensee.
3. **Disposal Monitoring.** The Licensee shall not dispose of dredged or excavated material unless said disposal is supervised and witnessed by an on-board inspector or documented by an automated disposal monitoring program approved by the United States Army Corps of Engineers-New England District.
4. **Barge Navigation.** Spoil scows or barges used by the Licensee for disposal of dredged or excavated material shall travel to and from the authorized disposal site utilizing sea lanes defined by the United States Army Corps of Engineers-New England District.
5. **Point Dumping.** The Licensee shall point-dump dredged or excavated materials at a specified buoy or set of coordinates identified by United States Army Corps of Engineers-New England District within the authorized disposal site.

**LWRD General Conditions**

1. **Land Record Filing.** The Licensee shall file the Land Record Filing on the land records of the municipality in which the subject property is located not later than thirty (30) days after license issuance pursuant to Connecticut General Statutes (CGS) Section 22a-363g. A copy of the Notice with a stamp or other such proof of filing with the municipality shall be submitted to the Commissioner no later than sixty (60) days after license issuance. If a Land Record Filing form is not enclosed and the work site is not associated with an upland property, no filing is required.
2. **Contractor Notification.** The Licensee shall give a copy of the license and its attachments to the contractor(s) who will be carrying out the authorized activities prior to the start of construction and shall receive a written receipt for such copy, signed and dated by such contractor(s). The Licensee's contractor(s) shall conduct all operations at the site in full compliance with the license and, to the extent provided by law, may be held liable for any violation of the terms and conditions of the license. At the work site, the contractor(s) shall, whenever work is being performed, have on site and make available for inspection a copy of the license and the authorized plans.
3. **Work Commencement.** Not later than two (2) weeks prior to the commencement of any work authorized herein, the Licensee shall submit to the Commissioner, on the Work Commencement Form attached hereto, the name(s) and address(es) of all contractor(s) employed to conduct such work and the expected date for commencement and completion of such work, if any.
  - For water diversion activities authorized pursuant to 22a-377(c)-1 of the Regulations of Connecticut State Agencies, the Licensee shall also notify the Commissioner in writing two weeks prior to initiating the authorized diversion.
  - For emergency activities authorized pursuant Connecticut General Statutes Section

22a-6k, the Licensee shall notify the Commissioner, in writing, of activity commencement at least one (1) day prior to construction and of activity completion no later than five (5) days after conclusion.

4. **License Notice.** The Licensee shall post the first page of the License in a conspicuous place at the work area while the work authorized therein is undertaken.
5. **Unauthorized Activities.** Except as specifically authorized, no equipment or material, including but not limited to, fill, construction materials, excavated material or debris, shall be deposited, placed or stored in any wetland or watercourse on or off-site. The Licensee may not conduct work within wetlands or watercourses other than as specifically authorized, unless otherwise authorized in writing by the Commissioner. Tidal wetlands means “wetland” as defined by section 22a-29 and “freshwater wetlands and watercourses” means “wetlands” and “watercourses” as defined by section 22a-38.
6. **Excavated Materials.** Unless otherwise authorized, all excavated material shall be staged and managed in a manner which prevents additional impacts to wetlands and watercourses.
7. **Best Management Practices.** The Licensee shall not cause or allow pollution of any wetlands or watercourses, including pollution resulting from sedimentation and erosion. In constructing or maintaining any authorized structure or facility or conducting any authorized activity, or in removing any such structure or facility, the Licensee shall employ best management practices to control storm water discharges, to prevent erosion and sedimentation, and to otherwise prevent pollution of wetlands and other waters of the State. For purposes of the license, “pollution” means “pollution” as that term is defined by CGS section 22a-423. Best Management Practices include, but are not limited, to practices identified in the *Connecticut Guidelines for Soil Erosion and Sediment Control* as revised, *2004 Connecticut Stormwater Quality Manual*, Department of Transportation’s *ConnDOT Drainage Manual* as revised, and the Department of Transportation Standard Specifications as revised.
8. **Work Site Restoration.** Upon completion of any authorized work, the Licensee shall restore all areas impacted by construction, or used as a staging area or accessway in connection with such work, to their condition prior to the commencement of such work.
9. **Inspection.** The Licensee shall allow any representative of the Commissioner to inspect the project location at reasonable times to ensure that work is being or has been conducted in accordance with the terms and conditions of this license.
10. **Change of Use. (Applies only if a use is specified within the License “Project Description”)**
  - a. The work specified in the license is authorized solely for the purpose set forth in the license. No change in purpose or use of the authorized work or facilities as set forth in the license may occur without the prior written approval of the Commissioner. The Licensee shall, prior to undertaking or allowing any change in use or purpose from that which is authorized by this license, request permission from the Commissioner for such change. Said request shall be in writing and shall describe the proposed change and the reason for the change.

b. A change in the form of ownership of any structure authorized herein from a rental/lease commercial marina to a wholly-owned common interest community or dockominium may constitute a change in purpose as specified in paragraph (a) above.

**11. De Minimis Alteration.** The Licensee shall not deviate from the authorized activity without prior written approval from the Commissioner. The Licensee may request a de minimis change to any authorized structure, facility, or activity. A de minimis alteration means a change in the authorized design, construction or operation that individually and cumulatively has minimal additional environmental impact and does not substantively alter the project as authorized.

- For diversion activities authorized pursuant to 22a-377(c)-2 of the Regulations of Connecticut State Agencies, a de minimis alteration means an alteration which does not significantly increase the quantity of water diverted or significantly change the capacity to divert water.

**12. Extension Request.** The Licensee may request an extension of the license expiration date. Such request shall be in writing and shall be submitted to the Commissioner at least thirty (30) days prior to the license expiration. Such request shall describe the work done to date, what work still needs to be completed, and the reason for such extension. It shall be the Commissioner's sole discretion to grant or deny such request.

**13. No Work After License Expiration.** Work conducted after the license expiration date is a violation of the license and may subject the licensee to enforcement action, including penalties, as provided by law.

**14. License Transfer.** The license is not transferable without prior written authorization of the Commissioner. A request to transfer a license shall be submitted in writing and shall describe the proposed transfer and the reason for such transfer. The Licensee's obligations under the license shall not be affected by the passage of title to the license site to any other person or municipality until such time as a transfer is approved by the Commissioner.

**15. Document Submission.** Any document required to be submitted to the Commissioner under the license or any contact required to be made with the Commissioner shall, unless otherwise specified in writing by the Commissioner, be directed to:

Regulatory Section  
Land & Water Resources Division  
Department of Energy and Environmental Protection  
79 Elm Street  
Hartford, Connecticut 06106-5127  
860-424-3019

**16. Date of Document Submission.** The date of submission to the Commissioner of any document required by the license shall be the date such document is received by the Commissioner. The date of any notice by the Commissioner under the license, including but not limited to notice of approval or disapproval of any document or other action, shall be the date such notice is personally delivered or the date three (3) days after it is mailed by the

Commissioner, whichever is earlier. Except as otherwise specified in the license, the word “day” as used in the license means calendar day. Any document or action which is required by the license to be submitted or performed by a date which falls on a Saturday, Sunday or a Connecticut or federal holiday shall be submitted or performed on or before the next day which is not a Saturday, Sunday, or a Connecticut or federal holiday.

- 17. Certification of Documents.** Any document, including but not limited to any notice, which is required to be submitted to the Commissioner under the license shall be signed by the Licensee and by the individual or individuals responsible for actually preparing such document, each of whom shall certify in writing as follows: “I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense.”
- 18. Accuracy of Documentation.** In evaluating the application for the license, the Commissioner has relied on information and data provided by the Licensee and on the Licensee’s representations concerning site conditions, design specifications and the proposed work, including but not limited to representations concerning the commercial, public or private nature of the work or structures, the water-dependency of said work or structures, its availability for access by the general public, and the ownership of regulated structures or filled areas. If such information proves to be false, deceptive, incomplete or inaccurate, the license may be modified, suspended or revoked, and any unauthorized activities may be subject to enforcement action.
- 19. Limits of Liability.** In granting the license, the Commissioner has relied on all representations of the Licensee, including information and data provided in support of the Licensee’s application. Neither the Licensee’s representations nor the issuance of the license shall constitute an assurance by the Commissioner as to the structural integrity, the engineering feasibility or the efficacy of such design.
- 20. Reporting of Violations.** In the event that the Licensee becomes aware that they did not or may not comply, or did not or may not comply on time, with any provision of this license or of any document incorporated into the license, the Licensee shall immediately notify the agency contact specified within the license and shall take all reasonable steps to ensure that any noncompliance or delay is avoided or, if unavoidable, is minimized to the greatest extent possible. In so notifying the agency contact, the Licensee shall provide, for the agency’s review and written approval, a report including the following information:
  - a. the provision(s) of the license that has been violated;
  - b. the date and time the violation(s) was first observed and by whom;
  - c. the cause of the violation(s), if known;
  - d. if the violation(s) has ceased, the duration of the violation(s) and the exact date(s) and times(s) it was corrected;

- e. if the violation(s) has not ceased, the anticipated date when it will be corrected;
- f. steps taken and steps planned to prevent a reoccurrence of the violation(s) and the date(s) such steps were implemented or will be implemented; and
- g. the signatures of the Licensee and of the individual(s) responsible for actually preparing such report.

If the violation occurs outside of normal business hours, the Licensee shall contact the Department of Energy and Environmental Protection Emergency Dispatch at 860-424-3333. The Licensee shall comply with any dates which may be approved in writing by the Commissioner.

- 21. Revocation/Suspension/Modification.** The license may be revoked, suspended, or modified in accordance with applicable law.
- 22. Other Required Approvals.** License issuance does not relieve the Licensee of their obligations to obtain any other approvals required by applicable federal, state and local law.
- 23. Rights.** The license is subject to and does not derogate any present or future property rights or powers of the State of Connecticut, and conveys no property rights in real estate or material nor any exclusive privileges, and is further subject to any and all public and private rights and to any federal, state or local laws or regulations pertinent to the property or activity affected hereby.
- 24. Condition Conflicts.** In the case where a project specific special condition listed on the license differs from, or conflicts with, one of the general conditions listed herein, the project specific special condition language shall prevail. It is the licensee's responsibility to contact the agency contact person listed on the license for clarification if needed prior to conducting any further regulated activities.

**Land Record Filing\***

**To:** City of New London Clerk

**Signature and**

**NOTE: Due to the electronic delivery of this license and the legal requirement to have a live signature on this document, the “Land Record Filing” as detailed in General Condition #1 will be sent to you via U.S. Mail.**

**Date:**

**Subject:** State Pier , 200 State Pier Road, New London  
License #201905859-SDF TW WQC

If you have any questions pertaining to this matter, please contact the Land & Water Resources Division at 860-424-3019.

Return to:

Land & Water Resources Division  
State of Connecticut  
Department of Energy & Environmental Protection  
79 Elm Street  
Hartford, CT 06106-5127

\*The Licensee shall file the Land Record Filing on the land records of the municipality in which the subject property is located not later than thirty (30) days after license issuance pursuant to Connecticut General Statutes (CGS) Section 22a-363g. A copy of the Notice with a stamp or other such proof of filing with the municipality shall be submitted to the Commissioner no later than sixty (60) days after license issuance.



**Work Commencement Form**

**To:** Regulatory Section  
Department of Energy and Environmental Protection  
Land & Water Resources Division  
79 Elm Street  
Hartford, CT 06106-5127

**Licensee Name:** \_\_\_\_\_

**Municipality in which the project is occurring:** \_\_\_\_\_

**DEEP License No(s):** \_\_\_\_\_

**CONTRACTOR(s):**

# 1 Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
E-mail: \_\_\_\_\_

# 2 Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
E-mail: \_\_\_\_\_

# 3 Name: \_\_\_\_\_  
Address: \_\_\_\_\_  
Telephone: \_\_\_\_\_  
E-mail: \_\_\_\_\_

Date Contractor(s) received a copy  
of the license and approved plans: \_\_\_\_\_

EXPECTED DATE OF COMMENCEMENT OF WORK: \_\_\_\_\_

EXPECTED DATE OF COMPLETION OF WORK: \_\_\_\_\_

LICENSEE: \_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Date)



## Compliance Certification Form

The following certification must be signed by the licensee working in consultation with a Connecticut-licensed design professional and must be submitted to the address indicated at the end of this form within ninety (90) days of completion of the authorized work.

1. Licensee Name: _____ DEEP License Number(s): _____ Municipality in which project is occurring: _____	
2. <b>Check one:</b> (a) <input type="checkbox"/> "I certify that the final site conditions and / or structures are in general conformance with the approved site plans". Identify and describe any deviations and attach to this form. (b) <input type="checkbox"/> "The final site conditions and / or structures are not in general conformance with the approved site plans. The enclosed "as-built" plans note the modifications".	
3. "I understand that any false statement in this certification is punishable as a criminal offence under section 53a-157b of the General Statutes and under any other applicable law."	
_____ Signature of Licensee	_____ Date
_____ Name of Licensee (print or type)	
_____ Signature of CT-Licensed Design Professional	_____ Date
_____ Name of CT-Licensed Design Professional (print or type)	
_____ Professional License Number (if applicable)	Affix Stamp Here
<ul style="list-style-type: none"> <li>As-built plans shall include: elevations or tidal datums, as applicable, and structures, including any proposed elevation views and cross sections included in the approved license plans. Such as-built plans shall be the original ones and be signed and sealed by an engineer, surveyor or architect, as applicable, who is licensed in the State of Connecticut.</li> <li>The Licensee will be notified by staff of the Land and Water Resources Division (LWRD) if further compliance review is necessary. Lack of response by LWRD staff does not imply compliance.</li> </ul>	
Submit this completed form to : <b>Regulatory Section</b> <b>Department of Energy and Environmental Protection</b> <b>Land &amp; Water Resources Division</b> <b>79 Elm Street</b> <b>Hartford, CT 06106-5127</b>	



