

NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION

Division of Environmental Permits, Region 1

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

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www.dec.ny.gov

FAQs for the Regulated Public Regarding the Replacement Bulkhead General Permit GP-1-18-001

1. In what geographic areas is General Permit authorization available?

General Permit Authorization is available for bulkheads within Tidal Wetlands jurisdiction in Nassau and Suffolk Counties. Important exclusions include any bulkheads within Coastal Erosion Hazard Areas, such as the Atlantic Ocean and Long Island Sound shorelines. Bulkheads adjacent to submerged aquatic vegetation and vegetated tidal wetlands, as well as those located on marsh island communities with the bays of Nassau and Suffolk Counties are also excluded. Individual permits are required for proposals within these excluded areas.

2. What projects are eligible for coverage?

The General Permit is available for the routine replacement of existing functional bulkheads, including returns and parallel capping boardwalks. Bulkheads may be re-sheathed within 3” of the existing bulkhead face, or replaced in-place or landward of the existing structure, with no more than an 18” increase in height. Maintenance dredging to -4’ MLLW is covered 10’ seaward of the bulkhead in bulkheaded canals and creeks. On the open bays and river fronts the dredging is more restricted, limited to 5’ offshore for "recovery" dredging and is limited by a prohibition on the time of year to protect finfish and/or spawning shellfish.

3. Is there an application fee?

There is no fee associated with the request for authorization under the General Permit.

4. How do I request authorization for my project under the General Permit?

Read General Permit 1-18-001 to determine if your project is covered. If your project can be completed within the scope of the work authorized under the General Permit, submit two copies of the following:

- Request for Authorization form
- Project plans showing all applicable details and measurements to clearly define the extent and nature of your work. Project plans must show proposed structures in relation to existing structures.
- Property survey depicting the bulkhead
- Three representative color photographs which clearly depict the site of the proposed activity
- Site location map
- Permission to Inspect form

Submit all information to:

NYS DEC REGION 1
Regional Permit Administrator
SUNY @ Stony Brook
50 Circle Road
Stony Brook, NY 11790-3409

You must receive written confirmation from DEC approving your request for authorization to work under the General Permit before starting the project.

5. Can the authorization I receive under the General Permit be transferred, modified, or renewed?

No. Authorization is specific to projects that comply with the conditions of the General Permit. If a project requires modification or renewal, then an individual Tidal Wetlands permit is required.

6. Who may I contact with additional questions?

You may call the Region 1 Duty Analyst on Wednesdays and Fridays from 8:30 AM to 3:00 PM at 631-444-0355, or email dep.r1@dec.ny.gov

Be advised: Local municipalities and the U.S. Army Corps of Engineers (USACE) regulate dredging, the discharge of fill or dredge material, and the construction of certain structures within the waterway. Obtaining authorization from DEC to work under the General Permit does not relieve you from complying with all municipal and federal regulations. Prior to starting your project you must contact your local municipality and USACE to satisfy their regulatory requirements.

Additionally, it is the applicant's responsibility to ensure that contractors and/or individuals performing the work understand and comply with the General Permit conditions.