

Permit Class  
NEW

Permit Number  
15-21

STATE OF NORTH CAROLINA  
Department of Environmental Quality  
and  
Coastal Resources Commission

# Permit

for

Major Development in an Area of Environmental Concern  
pursuant to NCGS 113A-118

Excavation and/or filling pursuant to NCGS 113-229

Issued to Eric E. Pollard, 246 Sailor St., Sneads Ferry, NC 28460

Authorizing development in Onslow County at adj. to Alligator Bay, at 110 Sea Level Ln., near Sneads Ferry, as requested in the permittee's application dtd 9/8/20 (MP-1) and 11/4/20 (MP-4), incl att workplan drawings (6), Sheets 1,3,5 of 5 dtd 9/1/20, Sheets 2,4 of 5 dtd "Rev 11/4/20" and Sheet 4a of 5 dtd 1/13/20.

This permit, issued on February 5, 2021, is subject to compliance with the application (where consistent with the permit), all applicable regulations, special conditions and notes set forth below. Any violation of these terms may be subject to fines, imprisonment or civil action; or may cause the permit to be null and void.

### Docking Facility

- 1) This permit authorizes only the docks, piers, and other structures and uses located in or over the water that are expressly and specifically set forth in the permit application. No other structure, whether floating or stationary, shall become a permanent part of this docking facility without permit modification. No non-water dependent uses of structures shall be conducted on, in or over Public Trust waters without permit modification.
- 2) Any portion of the permitted access pier and docking facilities built over wetlands shall not exceed six feet in width and shall be elevated a minimum of three feet above the wetland substrate as measured from the bottom of the decking.

**(See attached sheets for Additional Conditions)**

This permit action may be appealed by the permittee or other qualified persons within twenty (20) days of the issuing date.

Signed by the authority of the Secretary of DEQ and the Chair of the Coastal Resources Commission.

This permit must be accessible on-site to Department personnel when the project is inspected for compliance.



Any maintenance work or project modification not covered hereunder requires further Division approval.

**Braxton C. Davis, Director**  
Division of Coastal Management

All work must cease when the permit expires on

This permit and its conditions are hereby accepted.

**December 31, 2024**

In issuing this permit, the State of North Carolina agrees that your project is consistent with the North Carolina Coastal Management Program.

\_\_\_\_\_  
Signature of Permittee

**ADDITIONAL CONDITIONS**

- 3) The permittee shall install and maintain at his expense any signal lights or signals prescribed by the U.S. Coast Guard, through regulation or otherwise, on the authorized facilities. At minimum, permanent reflectors shall be attached to the structure in order to make it more visible during hours of darkness or inclement weather.
- 4) The authorized pier spanning the navigable shore parallel slough shall provide a minimum vertical navigational clearance of 6 feet, as measured from the normal high water level to the lowest portion of the pier structure. The authorized pier shall provide a minimum horizontal navigational clearance of 6 feet.
- 5) This permit authorizes a maximum of two (2) formalized boat slips.
- 6) The pier and associated structures shall have a minimum setback distance of 15 feet between any parts of the structure and the adjacent property owner's area of riparian access.
- 7) The boathouse shall not be completely enclosed or have side coverage more than one half the height of the side, from the roof waterward. The footprint of the boathouse shall not exceed the dimensions on the authorized workplans.
- 8) The authorized boathouse shall be single story, and shall not be designed to allow for second story use.
- 9) The authorized covered platform shall not be enclosed. Any material used on the sides shall not obstruct view and shall be permeable to air and water. Screen or wire on the sides along with benches are permitted. Lattice is specifically excluded from being used under this authorization.
- 10) The roof of the covered platform shall not be designed for second story use.
- 11) No attempt shall be made by the permittee to prevent the full and free use by the public of all navigable waters at or adjacent to the authorized work.
- 12) The authorized structure and associated activity shall not cause an unacceptable interference with navigation and shall not exceed the dimensions shown on the attached permit drawings.
- 13) This permit does not authorize the interference with any existing or proposed Federal project, and the permittee shall not be entitled to compensation for damage to the authorized structure or work, or injury which may be caused from existing or future operations undertaken by the United States in the public interest.

**NOTE:** The permittee is advised that a commercial shellfish lease is approximately 150 feet to the west of the authorized docking facility. All available precautions should be taken to not interfere with the authorized commercial shellfish lease during construction and operation of the docking facility.

**ADDITIONAL CONDITIONS**

**USACE Conditions**

- 14) In order to further protect the endangered West Indian Manatee, *Trichechus manatus*, the applicant must implement the U.S. Fish & Wildlife Service's Guidelines, and strictly adhere to all requirements therein. The guidelines can be found at <https://www.fws.gov/raleigh/pdfs/ManateeGuidelines2017.pdf>.

**General**

- 15) This permit shall not be assigned, transferred, sold, or otherwise disposed of to a third party without the written approval of the Division of Coastal Management.
- 16) All debris associated with the removal or construction of the permitted docking facility shall be contained within the authorized project area and removed to an appropriate upland location.
- 17) The permittee and/or his or her contractor shall meet with a representative of the Division prior to project initiation.

**NOTE:** This permit does not eliminate the need to obtain any additional state, federal or local permits, approvals or authorizations that may be required, including but not limited to any authorizations required from the local government and Onslow County.

**NOTE:** The U.S. Army Corps of Engineers authorized the project by way of Programmatic General Permit 198000291 (Action ID SAW-2020-02225).

**NOTE:** The N.C. Division of Water Resources authorized the proposed project by way of General Water Quality Certification 4175 and assigned the project DWR Project No. 2020-1979.

**NOTE:** Future development of the permittee's property may require a modification of this permit. Contact a representative of the Division at (252) 808-2808 prior to the commencement of any such activity for this determination. The permittee is further advised that many non-water dependent activities are not authorized within 30 feet of the normal high water level.

**NOTE:** An application processing fee of \$250 was received by DCM for this project.