

**PERMIT ISSUED BY
BOARD OF TRUSTEES OF THE FREEHOLDERS AND COMMONALTY
TOWN OF SOUTHAMPTON, SUFFOLK COUNTY, N.Y.
116 Hampton Road, Southampton, N.Y. 11968**

PERMIT NO. 10646

Amount of Fee Rec'd: \$4,504.00
\$500. app. fee + \$3,100. docks + \$644. Bulkhead
+ \$260. piling

Person to whom permit was sent:

Inter-Science Research Associates, Inc.
P. O. Box 1201
Southampton, NY 11969

An application having been made to this Board of Trustees of the Freeholders and Commonalty of the Town of Southampton,

PERMIT NO. 10646 is issued to Inter-Science Research Associates, Inc. as agent for 94 DUNE ROAD HOLDING CORP., 94 Dune Road, East Quogue, NY (SCTM# 900-385-01-36.3) To renew Permit 10387 for one year, to reconstruct (in kind/ in place) on west side 147' bulkhead and 23' return, using vinyl sheathing. To construct (in kind/ in place) on east side of site, 61' bulkhead and 21' return, using vinyl sheathing. To construct (on west side of site) a 3' x 12' access ramp to a 6' x 149' drop walkway seaward of and attached to existing bulkhead using Thru-Flow decking. To construct (on east side of site) 6' x 61' walkway, seaward of and attached to existing bulkhead, using Thru-Flow decking. To remove existing ramp and create basin area by reconstructing (within basin) 70' bulkhead using vinyl sheathing. To construct, around basin, a 5' x 70' walkway, landward of and attached to bulkhead. To install off bulkhead, a 3' x 14' ramp leading to two (2) existing relocated 6' x 20' floating docks secured by four (4) 8" diameter piles perpendicular to bulkhead. To install, seaward of relocated floats, a 25' x 30' kayak float, secured by four (4) 8" diameter piles, parallel to bulkhead. To construct 12.5' x 53' floating dock (personal watercraft), seaward of and attached parallel to bulkhead (on west side). To install ten (10) 8" diameter tie-off piles off west side to create nine (9) seasonal slips. To install eight (8) 8" diameter tie-off piles off east side to create seven (7) transient slips for restaurant patrons. This permit includes minimal sediment reclamation seaward of bulkhead, not to exceed a distance of 5', not to exceed a depth of 2.5' below MLW.

THE FOLLOWING SPECIAL CONDITIONS APPLY TO THE BULKHEAD:

1. The Trustees' office (631-287-5717) shall be notified within 24 hours prior to the commencement of any project subject to an approved permit. Commencement and Completion notice must be mailed to Trustee's office.
2. All new bulkheads, retaining walls or reconstruction of existing structures must provide a minimum 10-foot setback for all fertilized vegetation to prevent the lateral movement of silts and fertilizers into the marine environment.
3. To hinder siltation, **THE FINAL GRADING OF DISTURBED SOILS BEHIND THE NEW BULKHEAD SHALL BE A MINIMUM OF FOUR INCHES BELOW THE FINISHED HEIGHT OF THE WALL.**
4. Should it be deemed necessary to add backfill after grading has begun, only clean sand or gravel will be permitted. No organic topsoils are to be placed along the inside of the new bulkhead.
5. Property owner must agree to give and maintain a public passing way, on the upland, not less than five (5) feet in width to enable persons to pass and repass around said bulkhead.
6. Bulkhead being rebuilt in kind/in place.

THE FOLLOWING SPECIAL CONDITIONS APPLY TO THE DOCK FACILITY:

1. The nine (9) seasonal boat slips are limited to boats of a size of Twenty five (25') feet or less
2. Sleeping is prohibited at any and all times on the boats located in both the seasonal and transient slips
3. Signage must be provided and displayed at all times **PROHIBITING** sleeping at any and all times on the boats located within both the seasonal and transient slips
4. The rental contracts for the seasonal slips shall include a clause clearly prohibiting sleeping on the vessels at any and all times.
5. Docking at the seven (7) transient boat slips may only occur during the hours when the restaurant/bar is open (11:00 a.m. to 2:00 a.m.) and all transient slips shall remain vacant between the hours of 2:00 a.m. to 11:00 a.m.
6. The seven (7) transient slips shall have eight (8') foot spacing between piles as per the submitted plans

BOARD OF TRUSTEES OF THE FREEHOLDERS & COMMONALTY OF THE TOWN OF SOUTHAMPTON
RULES & REGULATIONS - ARTICLE VII REGULATING DREDGING, DOCKS, BULKHEADING AND CHANNELS

Section 1 - Permit required

- A. No person shall dig, dredge or change the bottom of any of the waters in the Town of Southampton, nor drive or place therein any bulkheading, dock, mooring or obstruction, nor deposit any material whatsoever nor empty any drain or sewage, in said waters, nor dig any boat channel or basin in any upland to afford access to any of said waters, nor cause same to be done unless authorized by a permit issued by the Trustees. In making its determination under an application for permit, the Board may consider the objection or lack thereof, of abutting landowners.
- B. Permits will be issued in duplicate under the seal of this Board, and are good for a period of one year; said permit shall be made out to the owner of the property involved. Original shall be filed with the Clerk of the Board, and a copy shall be kept in the possession of the person in charge of the work at the site thereof, and by such person displayed upon demand. The Trustees Permit shall be conspicuously posted along with copies of the Applicant's New York State D.E.C. Permit, and U.S. Army Corps of Engineers permit as applicable, at the job site, and in a location visible from the nearest access road. In the event of any dispute arising, the form of the permit filed with the Clerk of the Board shall control.
- C. Permits will only be issued upon written application addressed to and filed with this Board, setting forth in detail the purpose for which a permit is desired, the exact location of the bottom or waters to be affected, and the maximum duration of the work and if the permit is for digging, dredging and removing the bottom of any waters for the purpose of making a fill, the application must state the maximum yardage to be taken.
- D. The application shall be signed by the owner of the property to be benefited, improved or in any manner served by the project for which a permit is sought, or by the person, firm or corporation by whom the work is to be performed acting as agent for the owner of the land.
- E. In conjunction with the application for new work, reconstruction and replacement, the Trustees require two (2) copies of a survey, done by a licensed surveyor, and updated no more than one (1) year prior to application date, showing work proposed drawn to scale on survey. Survey submitted must bear the original seal of licensed surveyor or engineer.
- F. A minimum inspection/application fee of Two-Hundred Fifty Dollars (\$250.00) shall be charged on applications for permits, non-refundable, with additional fees on docks, ramps, catwalks, tie-off poles, bulkheading, rip rap, rock revetments, retaining walls, sand fencing, groins and dredging to be set by resolution of the Board.
- G. One renewal, provided there has been no change in the description of the work, will be approved by the Board for good cause, if applied for within three (3) months of date of expiration of original permit, upon payment of application fee in the amount of Two-Hundred Fifty Dollars (\$250.00)
- H. In the event there are changes proposed after a Board of Trustees pre-construction inspection then there shall be an additional Two-Hundred Fifty Dollar, non-refundable application fee, plus all other applicable fees.
- I. All work for which a permit is issued shall at all times be subject to the inspection by this Board or its designated agent, during the process thereof, and the right to revoke, any permit for a violation of any of the statements in the application thereof; or any provision of the permit, or for any operation outside the limits shown on surveys accompanying the application, is at all times reserved, whether or not set forth in express terms in any permit. The Board reserves the right to cancel any permit when they find it is in the public interest to do so. A copy of these rules is to form a part of every permit issued.

Section 2 - Dredging

- A. Any person, firm or corporation making application for a permit to dredge a channel or basin or to afford boat access to upland, shall agree to place, and at all times maintain, a legible sign not less than eighteen inches (18") square on the upland and within ten (10) feet of the shore, opposite said channel or boat-way, warning of the depth of water therein & the extend thereof along shore, and shall cause a white stake or stone to be placed and maintained on the upland marking the lines of such channel or boat-way. The applicant further agrees to promptly place and maintain such signs and upon failure to do so, authorizes said Trustees, their employees or agent to obtain, place and maintain same with the right to recover the cost of making, placing, and maintaining such signs.
- B. All digging or dredging for filling shall be done in the area most reasonable and likely to aid navigation and shall be done so that the depth of the water in such area shall not be increased more than five (5) feet in each twenty-five (25) feet. All areas dug or dredged shall be left with shelving sides at a grade of 1-5.
- C. New dredging in the bottoms of waters of the Town of Southampton shall be authorized upon the vote of a majority plus one of the Board of Trustees.
- D. Upon application for dredging in an area that has been previously dredged, the applicant shall have the burden of proving to the satisfaction of the Trustees, that the area has been previously dredged.
- E. The Trustees reserve the right to make a yardage charge for material in all cases that a direct public benefit does not result by reason of such dredging. Any dispute over yardage shall be determined by an engineer appointed by this Board, at the expense of the applicant.

Section 3- Docks, Channels, Basins and Bulkheads

- A. All applicants shall be required to agree to give and maintain a public passing way, on the upland, not less than five (5) feet in width, to enable persons to pass and repass around said channel, basin, dock, bulkheads and sand fencing.
- B. Any person erecting a dock/bulkhead or causing a dock/bulkhead to be erected shall be at all times liable for any damage or injury sustained by reason of the erection and maintenance of said dock/bulkhead. All applicants are required to maintain the structural integrity of the dock/bulkhead so as not to cause a threat to the person or property of others.
- C. Docks must be kept at least ten (10) feet inside property lines so as not to interfere with neighbor's access to water.
- D. Any application for a dock to be constructed at the end of a right of way will require written consent from all parties having an interest in the right of way.
- E. If a dock is to be permitted on a right-of-way or easement, permission shall be obtained by the owner of the described pre-existing buildable lot, along with a signed covenant recognizing that said owner is relinquishing his or her rights to berth additional vessels and construct other docking facilities on the subject parcel.
- F. For all fixed docks fifty (50) feet or longer in length the seaward end of pier must be equipped with an all-weather dock light which gives off a steady all-around white light from sunset to sunrise.
- G. All seasonal dock structures must be removed from water by December 1st each year.
- H. No treated lumber is to be used on any structure. Absolutely no CCA or ACQ is allowed

7. The entire catwalk must be of a light-penetrating open grid system (see typical specification sheet). It shall be six (6') feet wide and constructed with untreated materials including the pilings.
8. There shall be no dredging allowed except for the retrieval of material within five (5') feet and not to exceed a depth of two and one half (2.5') feet below mean low water from the bulkhead reconstruction.
9. The entire bulkhead shall be reconstructed using vinyl sheathing and untreated lumber in kind and in place
10. There shall be no fuel dock, no fueling, no pump out station and no servicing of boats on or at any of the boat slips or on the entire property
11. Should the NYS DEC Bureau of Shellfisheries determine that the "as-built" conditions at the site have definitely precipitated a closure to shell fishing in the waters adjacent to the facility, the Board of Trustees reserves the right to modify this permit.
12. All new bulkheads, retaining walls or reconstruction of existing structures must provide a minimum ten (10') foot setback for all fertilized vegetation to prevent the lateral movement of silts and fertilizers into the marine environment
13. The final grading of disturbed soils behind the new bulkhead shall be a minimum of four (4") inches below the finished height of the wall in order to hinder siltation
14. Should it be deemed necessary to add backfill after grading has begun, only clean sand or gravel will be permitted. No organic topsoils are to be placed along the inside of the new bulkhead
15. Property owner must agree to give and maintain a public passing way, on the upland, not less than five (5') feet in width to enable persons to pass and re-pass around said bulkhead
16. Maximum pile size for all slips shall be eight (8") inch piles.
17. No fertilizers are to be used on grass buffer zone

NO CHEMICALLY TREATED WOOD OR PRESERVATIVE MAY BE USED ON THIS STRUCTURE.

Project is located on owner's property off dug lagoon off Shinnecock Bay, as per application and survey submitted.

Permission is hereby granted to perform or install said work subject at all times to the plans or maps filed with this Board and the rules of this Board, now in force or hereafter enacted.

This permit shall be subject to cancellation at any time by the Board of Trustees. No work shall be done after the date of expiration. No extension of this permit shall be granted except for good cause shown and upon written application.

This permit is made in duplicate and in the event of any discrepancy between the copy in the files of this Board and the copy held by the applicant, the copy so filed shall control.

No permit shall be valid unless signed by the authorized officers of this Board and sealed with its seal.

This permit void if not used within one year from date of issue.

DATED Southampton, N.Y., this 4th day of November, 2013.

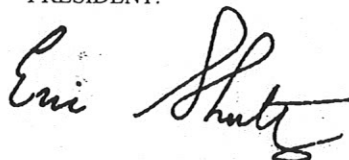
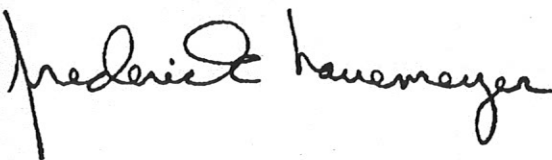
Attest

BOARD OF TRUSTEES
FREEHOLDERS AND COMMONALTY OF
TOWN OF SOUTHAMPTON

(Seal)

SECRETARY:

PRESIDENT:



BOARD OF TRUSTEES OF THE FREEHOLDERS & COMMONALTY OF THE TOWN OF SOUTHAMPTON
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- G. All seasonal dock structures must be removed from water by December 1st each year.
- H. No treated lumber is to be used on any structure. Absolutely no CCA or ACQ is allowed

BOARD OF TRUSTEES, Town of Southampton
116 Hampton Road, Southampton, NY 11968
Phone (631) 287-5717 / Fax (631) 287-5723

Re: Permit No. 10646

BC: _____

Issued to: 94 Dune Road Holding Corp.

Address of Project: 94 Dune Road, East Quogue NY 11942

Contractor's Name/Phone: _____ / _____

Contractor's Address: _____

Dear Trustee Shultz:

This is to notify you that the activity authorized by the referenced permit will commence on _____.

The permit sign will be posted at the site and copy of permit will be available at site for inspection.

Submitted By: _____ Date: _____

THIS NOTICE IS TO BE SENT TO ABOVE ADDRESS PROMPTLY UPON COMMENCEMENT OF PROJECT.
FAILURE TO NOTIFY OR POST SIGN WILL LEAVE OWNER AND/OR CONTRACTOR SUBJECT TO APPLICABLE PENALTIES FOR NON-COMPLIANCE WITH PERMIT CONDITION.

BOARD OF TRUSTEES, Town of Southampton
116 Hampton Road, Southampton, NY 11968
Phone (631) 287-5717 / Fax (631) 287-5723

Re: Permit No. 10646

BC: _____

Issued to: 94 Dune Road Holding Corp.

Address of Project: 94 Dune Road East Quogue NY 11942

Contractor's Name/Phone: _____ / _____

Contractor's Address: _____

Dear Trustee Shultz

This is to notify you that the activity authorized by the referenced permit was completed on _____.

Submitted By: _____ Date: _____

THIS NOTICE IS TO BE SENT TO ABOVE ADDRESS PROMPTLY UPON COMPLETION OF PROJECT.
FAILURE TO NOTIFY OR POST SIGN WILL LEAVE OWNER AND/OR CONTRACTOR SUBJECT TO APPLICABLE PENALTIES FOR NON-COMPLIANCE WITH PERMIT CONDITION.



BOARD OF TRUSTEES

OF THE FREEHOLDERS & COMMONALTY
OF THE TOWN OF SOUTHAMPTON

TRUSTEES PERMIT

PERMIT NO. 10646 EXPIRES - One Year from 1/04/2013

THIS PERMIT IS ISSUED FOR WORK TO BE DONE ON THESE PREMISES AS SPECIFIED IN THE PERMIT FILED IN THE TRUSTEES OFFICE, SUBJECT TO ALL CONDITIONS OF SAID PERMIT. SUCH WORK TO BE DONE IN ACCORDANCE WITH THE TERMS OF THE TOWN CODE AND THE BOARD OF TRUSTEES RULE AND REGULATION FOR THE MANAGEMENT AND PRODUCTS OF THE WATERS OF THE TOWN OF SOUTHAMPTON.

AGENT: Inter-Science Research Associates, Inc.

OWNER: 94 Dune Road Holding Corp.

LOCATION: 94 DUNE ROAD EAST QUOGUE NY 11942

BODY OF WATER: Moriches Bay

SCTM#: 900-385-1-36.3

PROJECT: To renew Permit 10387 for one year, to reconstruct (in kind/ in place) on west side 147 bulkhead and 23 remain using vinyl sheathing. To construct (in kind/ in place) on east side of site, 6' bulkhead and 21' remain using vinyl sheathing. To construct (on west side of site) a 3' x 12' access ramp to a 6' x 149' drop walkway seaward of and attached to existing bulkhead using Thru-Flow decking. To construct (on east side of site) 6' x 61' walkway seaward of and attached to existing bulkhead, using Thru-Flow decking. To remove existing ramp and create basin area by reconstructing (within basin) 70' bulkhead using vinyl sheathing. To construct around basin a 5' x 70' walkway landward of and attached to bulkhead. To install off bulkhead a 3' x 14' ramp leading to two (2) existing relocated 6' x 20' floating docks secured by four (4) 8" diameter piles perpendicular to bulkhead. To install seaward of relocated floats a 25' x 30' kayak float secured by four (4) 8" diameter piles parallel to bulkhead. To construct 12.5' x 53' floating dock (personal watercraft), seaward of and attached parallel to bulkhead (on west side). To install ten (10) 8" diameter tie-off piles off west side to create nine (9) seasonal slips. To install eight (8) 8" diameter tie-off piles off east side to create seven (7) transient slips for restaurant patrons. This permit includes minimal sedimentation seaward of bulkhead, not to exceed a distance of 5', not to exceed a depth of 2.5' below MLW.

NO CHEMICALLY TREATED WOOD OR PRESERVATIVE MAY BE USED ON THIS STRUCTURE.

THIS PERMIT MUST BE KEPT IN A CONSPICUOUS PLACE ON THE PREMISES FOR WHICH IT IS ISSUED.

CONTRACTOR MUST READ
PERMIT SPECIFICATIONS
BEFORE BEGINNING WORK

BY ORDER OF THE BOARD OF TRUSTEES
OF THE FREEHOLDERS AND COMMONALTY
OF THE TOWN OF SOUTHAMPTON, NY
LINDA L. BURNHAM
Trustees & Board of Freeholders

WARNING

This Trustees Permit Code must be displayed at all times while the project is under construction.

