

ANNEX 1



January 12, 2001

Mr. Eduardo Ferrer
P.O. Box 485
San Juan, Puerto Rico 00902

Federal Consistency Determination
CZ-2000-0523-078
Villa Marina Yacht Harbor
Barrio Sardinera, Fajardo, Puerto Rico

Dear Mr. Ferrer:

This letter is in response to your application for Certification of Consistency with the Puerto Rico Coastal Management Program (PRCMP) for the expansion of Villa Marina Yacht Harbor by constructing a new pier in the water at Playa Sardinera Ward, Fajardo, Puerto Rico. These new pier will provide docking accommodation for 125 medium sized boats. The pier will extend approximately 500 feet in water from the existing shoreline, north of the existing entrance channel of the marina. In the outermost section of the new pier, a breakwater will be build with rocks.

Pursuant to 15 CFR 930.64 (d), the information submitted, and based on the Federal Consistency Procedures with the PRCMP, the Puerto Rico Planning Board (PRPB) objects to your consistency certification.

The consistency certification was submitted for an U.S. Army Corps of Engineers permit for the above mentioned project. The review process of the certification began on July 12, 2000 when it was accepted complete. The certification was sent for comments to the Department of Natural and Environmental Resources (DRNA), Environmental Quality Board (EQB), State Historic Preservation Office (SHPO), Sub aquatic Archaeology Council, and Fish & Wildlife Service (FWS).

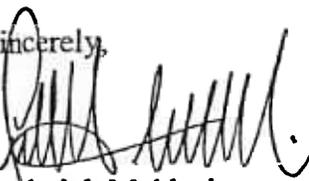
After reviewing the consistency certification, accompanying documents and information provided by pertinent consulted agencies, the PRPB has found that the commentaries of the agencies reflects there are many concerns that require more information and study to be resolved. The Environmental Quality Board notified on September, 18, 2000 that the document of Environmental Impact Assessment had not been submitted. The Process of Environmental Impact Assessment has to be completed to comply with the Environmental Policy Law (Law Number 9 of June 18. 1970).

Following the procedures listed in 15 CFR Part 930.64, the PRPB sent you a letter to the on October 10, 2000, including the comments presented up to that moment by the consulted agencies. You and your agent assisted to a meeting on December 20, 2000, with the Subprogram of Land Use Plans. In this meeting you reacted to the comments of the agencies and the opposition of Mr. Richard Vito, submitting a letter with your arguments. The information provided in this letter resolved some concerns but leaves many others unresolved, and the Process of Environmental Impact Assessment established by Law Number 9 had not been completed to this time.

Given the above findings, the proposed project is not consistent with the PRCMP. We would reconsider the project through a new Joint Permit Application if the Environmental Quality Board gives the approval to the document of Environmental Impact Assessment.

Pursuant to 15 CFR 930.64 you have the right to appeal the Planning Board Consistency objection by filling a Notice of Appeal with the Secretary of the U.S. Department of Commerce within thirty (30) days of receipt of this letter. Your appeal must be based on one or both of the grounds that the proposed activity (1) is consistent with the objectives or purposes of the Coastal Zone Management Act (15 CFR 930.121) or (2) is necessary in the interest of National Security (15 CFR 930.122). Copy of the notice and supporting information must be sent to the Planning Board.

Sincerely,



Frederick Muhlach
Chairperson

c: OCRM, NOAA, Maryland
U.S. CoE, San Juan
FWS, Boquerón
PRCZMO, DNER, San Juan
DNER, San Juan
EQB, San Juan

**FEDERAL AND COMMONWEALTH JOINT PERMIT APPLICATION FORM FOR
WATER RESOURCE ALTERATIONS IN WATERS, INCLUDING WETLANDS,
OF PUERTO RICO**

FOR AGENCY USE ONLY

USACE Application # _____ Date Application Received _____
 PRPB CZM Application # 92-200-0523-08 Date Application Received _____
 EQB WQC Application # _____ Date Application Received _____
 DNER SLUC Application # _____ Date Application Received _____
 DNER WF Application # _____ Date Application Received _____
 DNER WC&WI Application # _____ Date Application Received _____
 DNER ECEFP Application # _____ Date Application Received _____

Government Agency Acting as Sponsor in accordance with Section 4C of Law: _____

1 Type of Permit or Certification Requested (check all that apply):

- U.S. Army Corps of Engineers Permit to place Fill in Waters of the U.S. (Section 404), Work in Navigable Waters of the U.S. (Section 10) and/or Transport Dredged Material for Ocean Disposal (Section 103)
- CZM Certification
- Water Quality Certification
- Submerged Land Use Concession
- Water Franchises
- Well Construction and Water Intakes
- Earth Crust Extraction Formal Permit - include information requested in Enclosure A

2. Type of activity for which you are applying (check all that apply)

- New construction or work including dredging or filling in, on or over waters of the U.S., including wetlands, navigable waters and/or other surface waters.
- Alteration or operation of an existing work, construction or system which was not previously permitted.
- Modification of previously permitted project. Provide previous permit numbers.
- Removal, Extraction, Excavation and dredging of earth crust components.
- Extraction of water

3. Applicant's Name and Address

Name VILLA MARINA YACHT HARBOR INC.

Last Name, First Name (if individual). Corporate Name. Name of Government Agency

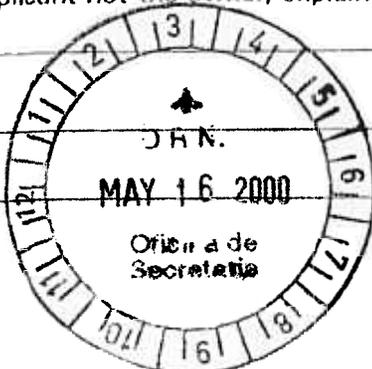
Address PO BOX 9020485

Municipality SAN JUAN, PR, Zip 00902-0485

Telephone 787) 721-8062 Fax _____

Name of the Property Owner (If different from applicant): _____

(If applicant not the owner, explain contractual relationships. Include Owner's address): _____



JOINT PERMIT APPLICATION – Puerto Rico

4. Agent's Name and Address

Name ENG. PEDRO CRUZ AYALA

Address PO BOX 9434

Municipality CAGUAS PR Zip 00726

Telephone (787) 747-6585 Fax (787) 747-6585

5. Name of Waterway at Work

Site

BAHIA DE FAJARDO

PLAYA SARDINERA

6. Name of project, including phase if applicable:

EXPANSION OF VILLA MARINA

Is this application a part of a multi-phase project? yes no

Project location (Indicate Wards, Municipality, etc. Use additional sheets, if needed);

Ward and Municipality (ies) FAJARDO

"Finca" PLAYA SARDINERA

Road P.R. 987, Km. 1, Hm. 3

Street address, road, or other location

Coordinates in Center of Project: Latitude: 18° 20' 40"

Longitude: 65° 38' 10"

Lambert Coordinates: X 236750

Y 57100

Directions to locate Site:

JOINT PERMIT APPLICATION – Puerto Rico

7. If there have been any pre-application meetings, including at the project site, with regulatory staff, please list the date(s), location(s), and names of key staff and project representatives.

AUGUST 4, 1999 INTERAGENCY MEETING AT USACE

8. Please identify by number any Commonwealth and/or Federal permit pending, issued or denied for projects at the location, and any related enforcement actions. (Provide Copies)

Agency	Date	No. \ Type of Application	Action Taken
USACE	7 feb. 1989	88 IPM- 20516	PERMIT AUTHORIZED
USACE	20 feb. 2000	198800516 (IP-DD)	PERMIT DENIED

9. Please provide the names, addresses and zip codes of property owners whose property directly adjoins the project (excluding applicant). Please attach a plan view showing the owner's names and adjoining property lines. Attach additional sheets if necessary.

- a. SEA LOVERS MARINA
 - MR. RICHARD A. VITO
 - P.O. BOX 1064
 - FAJARDO, PR 00738.
- b. MARINA PUERTO CHICO
 - PO BOX 488
 - PUERTO REAL PR 00740-0488
- e. CONDOMINIO DOS MARINAS II
 - PO BOX 408
 - PUERTO REAL, PR 00740-0408
- g. ASOCIACION CONDOMINES
 - CONDOMINIO DOS MARINAS I
 - OFICINA ADMINISTRACION
 - FAJARDO, PR 00758

10. Proposed Use (Check one or more as applicable) Private Public Commercial
 Industrial Agricultural

Explain: NEW PIER FOR BOATS

11. Description of Work (Be specific, use additional sheets as necessary; Include Purpose and Need of the Project

PLEASE REFER TO ATTACHED EXPLANATORY MEMO.

JOINT PERMIT APPLICATION – Puerto Rico

12. Total Extent of Work in USACE Jurisdictional Open Waters or Wetlands: (Use additional sheets and provide complete breakdown of each category if more space is needed)

- Fill: _____ acres _____ cuerdas _____ cubic yards _____ cubic meters
- Excavation: _____ acres _____ cuerdas _____ cubic yards _____ cubic meters
- Dredging: _____ acres _____ cuerdas _____ cubic yards _____ cubic meters
- Docks, Piers, and Over Water Structures:
 Dimensions TYPICAL DOCK IS 10 FEET WIDE AND 20 FEET LONG. MAIN BOARD-

WALK WILL BE 10 FEET WIDE.

- Total Number of Slips 125 Total Number of Mooring Pilings 250
- Total area of structure over water and wetlands/seagrasses 73 677 SQUARE FEET
- Seawall length _____ ft (mts) Seawall material _____
- Riprap length _____ ft (mts) Type of riprap material _____

13. Proposed Submerged Land Use: EXISTING AND PROPOSED

PROPOSED 73 677
 Submerged Land _____ sf _____ sm Maritime Zone _____ sf _____ sm
 Length of use requested (months, years, ect.): 50 YEARS

507 806 s.f. (existing) + 73677 s.f. (proposed) = 581483 s.f. Total

14. Proposed Mining: Sand Gravel Stone Fill Other None
- Excavation: _____ cuerdas/acres Rate: _____ m³ _____ day _____ week _____ month
- Total amount:: _____ m³ Duration: _____ years Slope: _____ V: _____ H Depth: _____ mts
- Equipment: _____

15. Water Extraction: None

Amount of proposed extraction: _____ MGD _____ GPD
 _____ hrs/day _____ days/week _____ weeks/year

Safe Yield (Q 99): _____ MGD

Method of extraction: Surface Water: _____ pipe diameter (in) _____ pump capacity(gpm)

Source: River Sea Stream

Name of the Source: _____ Number of people served: _____

Other Water extractions located upstream and downstream from proposed intake:

15. (Continued)

Water Discharges/Outfalls located upstream and downstream from proposed intake: _____

None

Proposed use of Water: Domestic Government Fisheries Commercial Institutional
 Industrial Agricultural Recreational Other

Brief Description of the proposed use of the water. Specify as applicable the type of crop, acreage number of animals, products, merchandize, number of dwellings, number of employees, etc:

For water intakes include the following information:

Intake Dimensions: Height _____ (ft) Width _____ (ft)

Pipe Diameter _____ (inches)

Type of Structure: Dam Gallery Other _____

Note (Hydraulic - Hydrology Study (H&H): For intake structures, dam or gallery, etc, which alters the natural water level, the applicant should submit an H&H study describing the actual water level and the projected change in water levels after the work is completed.

16. Indicate the zoning of the project site: _____ P. Public

Indicate the current land use of the project site: _____ Water Bay

Indicate the current floodzone classification of the project site: _____

No inundable

Specify if the proposed project is in compliance with the Puerto Rico Planning Board Regulation Number 13: _____ It complies with the regulation.

17. Indicate the proponent Agency with respect to compliance with Article 4(c) of Law #9 of June 18, 1970: P.R. PLANNING BOARD-CONSULTA #86-24-2211-JPU

(Please provide evidence of compliance with Article 4(c) to expedite the process)

18. Indicate if any of the following natural or artificial systems are locate within the proposed project site or in the sites adjacent to the project (Use Additional Sheets as necessary):

<u>System</u> <u>project)</u>	<u>Location (Indicate distance from proposed</u>
Rivers and streams with continuous flow	
Rivers and/or streams with intermittent flow	
Maritime Zone/ Submerged Lands	INSIDE PROJECT
Lakes or Lagoons	
State and Federal Natural Reserves	
Coral Reefs	
Mangroves and Salt Flats	
Seagrasses	
Other Wetlands (Swamps, bogs, marshes)	
Mudflats, riffles, pools	
Wildlife Refuges	
Areas of Special Interest	
Springs	
Estuaries	
Artificial ponds	
Irrigation Systems	
Dams	
Bridges	
Cultural Resources	
Coastal Dunes/Barriers	
Other:	

Describe those systems identified that are located within the proposed project site or adjacent to the project site (Use additional sheets as Necessary):

PLAYA SARDINERA

JOINT PERMIT APPLICATION – Puerto Rico

By signing this application form, I am applying, or I am applying on behalf of the applicant, for the permit and any proprietary authorizations identified above, according to the supporting data and other incidental information filed with this application. I am familiar with the information contained in this application and represent that such information is true, complete and accurate. I understand this is an application and not a permit, and that work prior to approval is a violation. I understand that this application and any permit issued or proprietary authorization issued pursuant thereto, does not relieve me of any obligation for obtaining any other required Federal or Commonwealth permit prior to commencement of construction. I agree, or I agree on behalf of my corporation, to operate and maintain the permitted system unless the permitting agency authorizes transfer of the permit to a responsible operation entity. I understand that knowingly making any false statement or representation in this application is a violation of 18 U.S.C. Section 1001.

PEDRO CRUZ AYALA

Typed/Printed Name of Applicant (If no Agent is used) or Agent (If one is so authorized below)



15 May 2000

Signature of Applicant/Agent

Date

NONE- EXTERNAL CONSULTANT

(Corporate Title if applicable)

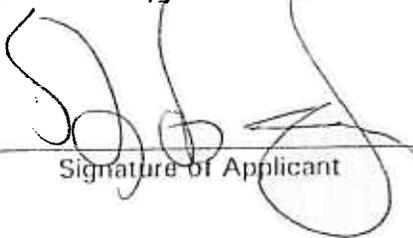
Page 6 of 8

AN AGENT MAY SIGN ABOVE ONLY IF THE APPLICANT COMPLETES THE FOLLOWING:

I hereby designate and authorize the agent listed above to act on my behalf, or on behalf of my corporation, as the agent in the processing of this application for the permit and/or proprietary authorization indicated above; and to furnish, on request, supplemental information in support of the application. In addition, I authorize the above-listed agent to bind me, or my corporation, to perform any requirement which may be necessary to procure the permit or authorization indicated above. I understand that knowingly making any false statement or representation in this application is a violation of 18 U.S.C. Section 1001.

EDUARDO FERRER BOLIVAR

Typed/Printed Name of Applicant



Signature of Applicant

May 15, 2000

Date

PRESIDENT

(Corporate Title if applicable)

**CERTIFICATION OF CONSISTENCY WITH THE PUERTO RICO COASTAL ZONE
MANAGEMENT PROGRAM**

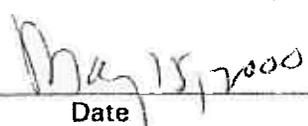
I certify that the proposed activity complies with the enforceable policies of the Puerto Rico approved coastal management program and will be conducted in a manner consistent with such program.

EDUARDO FERRER BOLIVAR

Typed/Printed Name of Applicant



Signature of Applicant/Agent



Date

PRESIDENT

(Corporate Title if applicable)

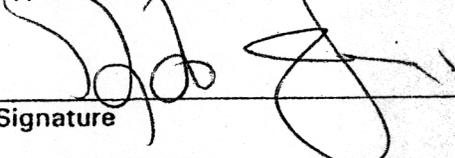
Please note: The applicant's original signature (not a copy) is required above.

PERSON AUTHORIZING ACCESS TO THE PROPERTY MUST COMPLETE THE FOLLOWING:

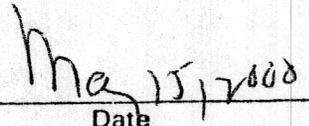
I either own the property described in this application or I have legal authority to allow access to the property, and I consent, after receiving prior notification, to any site visit on the property by agents or personnel from the PRPB, EQB, DNER, and the USACE necessary for the review and inspection of the proposed project specified in this application. I authorize these agents or personnel to enter the property as many times as may be necessary to make such review and inspection. Further, I agree to provide entry to the project site for such agents or personnel to monitor permitted work if a permit is granted.

EDUARDO FER

Typed/Printed Name



Signature



Date

PRESIDENT

Corporate Title (If applicable)



REQUISITOS PARA SOLICITUD DE PERMISOS CONJUNTA DE EXTRACCION DE MATERIALES DE LA CORTEZA TERRESTRE

P.O Box 9066600

Pta. de Tierra Station

San Juan P.R. 00906-6600

Tel. (787) 724-8774

Fax (787) 723-4255

La Ley Número 132 del 25 de junio de 1968, según enmendada, conocida como "Ley de Arena, Grava y Piedra", confiere jurisdicción al Secretario del Departamento de Recursos Naturales para reglamentar el otorgamiento de permisos para la extracción, excavación, remoción y dragado de los componentes de la corteza terrestre que no esté reglamentado como mineral económico en terrenos públicos y privados, dentro de los límites geográficos del Estado Libre Asociado de Puerto Rico. Para comenzar el trámite de su solicitud de permiso de extracción deberá cumplir con la radicación de los documentos que apliquen, que se enumeran a continuación. Los mismos deben someterse en la Oficina de Secretaría personalmente, ubicada en el primer piso de la sede del Departamento de Recursos Naturales y Ambientales, Parada 3 ½, Avenida Muñoz Rivera, Puerta de Tierra, San Juan o por correo al Box 9066600, Puerta de Tierra Station, San Juan, PR 00906-6600.

Toda solicitud que no venga acompañada de los documentos correspondientes será devuelta y se entenderá que no ha sido presentada ante este Departamento, según lo establece la Ley Número 170 conocida como "Ley de Procedimiento Administrativo Uniforme" y el reglamento promulgado a su amparo (formularios con encasillados en blancos serán devueltos). Para cualquier información adicional, pueden comunicarse con la Oficina de Secretaría a través del 724-8774 extensiones 4010, 4011.

Toda solicitud de permiso debe cumplir con los siguientes requisitos para radicarse;

REQUISITOS PARA RADICAR UNA SOLICITUD DE PERMISO BAJO SOLICITUD CONJUNTA

1. Llenar en todas sus partes del formulario "Joint Permit". Radicar 13 copias.
2. Cheque certificado o giro postal por la cantidad de \$250 a favor del Secretario de Hacienda.

ENCLOSURE A

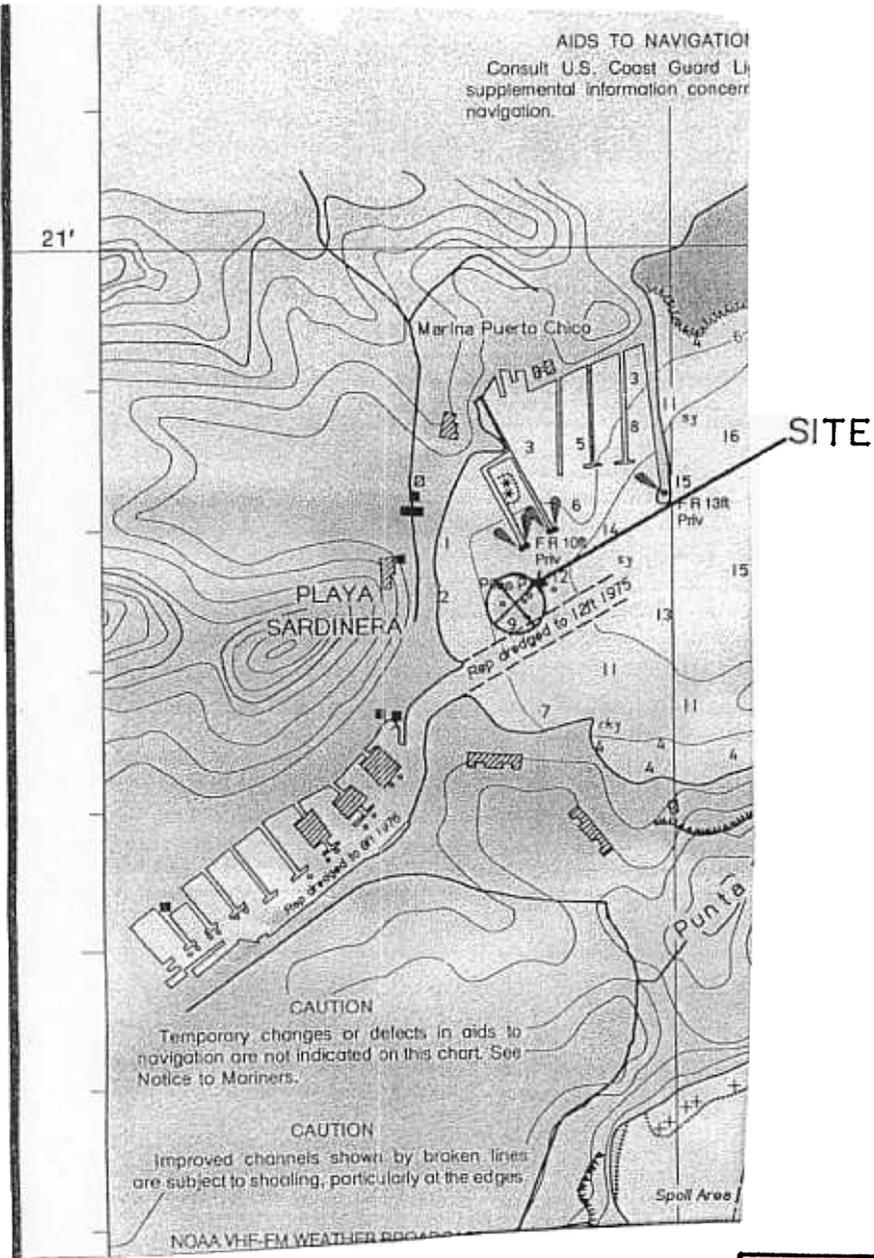
3. Cinco (5) copias del sector correspondiente del cuadrángulo topográfico del USGS (escala 1:20,000). Habiendo resaltado clara y exactamente el sitio propuesto en cada una de las copias. Favor de identificar el nombre del cuadrángulo de referencia. El mismo puede ser adquirido en la Autoridad de Carreteras.
4. Evaluación Ambiental que cumpla con las disposiciones de la Sección 3 del Reglamento sobre Declaraciones de Impacto Ambiental, de 1 de junio de 1984 de la Junta de Calidad Ambiental o una DIA cuando el caso lo amerita.
5. En caso de que el área dónde se propone la extracción sea adyacente a las aguas costaneras se incluirá una carta marina del área indicando el deslinde marítimo terrestre, las elevaciones del terreno sumergido, configuraciones de las costas adyacentes, localización de arrecifes, dirección de las corrientes marinas, estructuras costeras adyacentes, días de navegación y facilidades portuarias.
6. Croquis detallado indicando elevaciones del área a excavar, estructuras cercanas o colindantes, perfiles de ríos o de aguas sumergidas, localización exacta de la maquinaria a utilizarse, áreas de almacenaje, áreas de distribución o cualesquiera otras facilidades requeridas para la operación, tales como: instalación de tuberías, muelles, caminos, accesos, tomas de agua, pozos, desagües, depósitos de desperdicios.
7. Si el área de extracción colinda con la zona marítimo terrestre deberá acompañar plano indicando el deslinde de la zona marítimo terrestre.
8. Si la extracción propuesta es en ríos deberá acompañar plano de deslinde que incluya:
 - a. un punto bien monumentado (BM) como referencia vertical en el proyecto.
 - b. deberá marcar debidamente los perfiles transversales en sus extremos para ser revisados en cualquier momento.
9. De ser el proponente una corporación deberá acompañar lo siguiente:
 - a. facultades corporativas o certificación de incorporación.

- b. Nombre, dirección postal y seguro social de todos y cada uno de los directores y accionistas de la corporación peticionaria.
 - c. Certificación de vigencia de la corporación emitida por el Secretario de Estado referente a la existencia y al cumplimiento de haber radicado los informes corporativos anuales. La misma no podrá tener más de treinta (30) días de haber sido expedida. Este documento es mejor conocido como "Good Standing".
10. ___ Si la extracción propuesta es en río deberá someter documento notariado del dueño de la finca que servirá de acceso, autorizando el mismo.
11. ___ De ser el proponente una sociedad deberá acompañar lo siguiente:
- a. Documento donde informe nombre, dirección postal y seguro social de todos y cada uno de los miembros de la sociedad.
 - b. Copia certificada de la escritura pública mediante la cual se creó la sociedad peticionaria.
 - c. Certificación del Departamento de Hacienda sobre radicación de planilla contributiva.
12. x Memorial explicativo indicando lo siguiente:
- a. Descripción de las áreas destinadas a almacenaje, procesamiento y distribución de los componentes de la corteza terrestre que sean removidos, excavados y/o dragados. Si hubiese áreas alternas deberán incluirse.

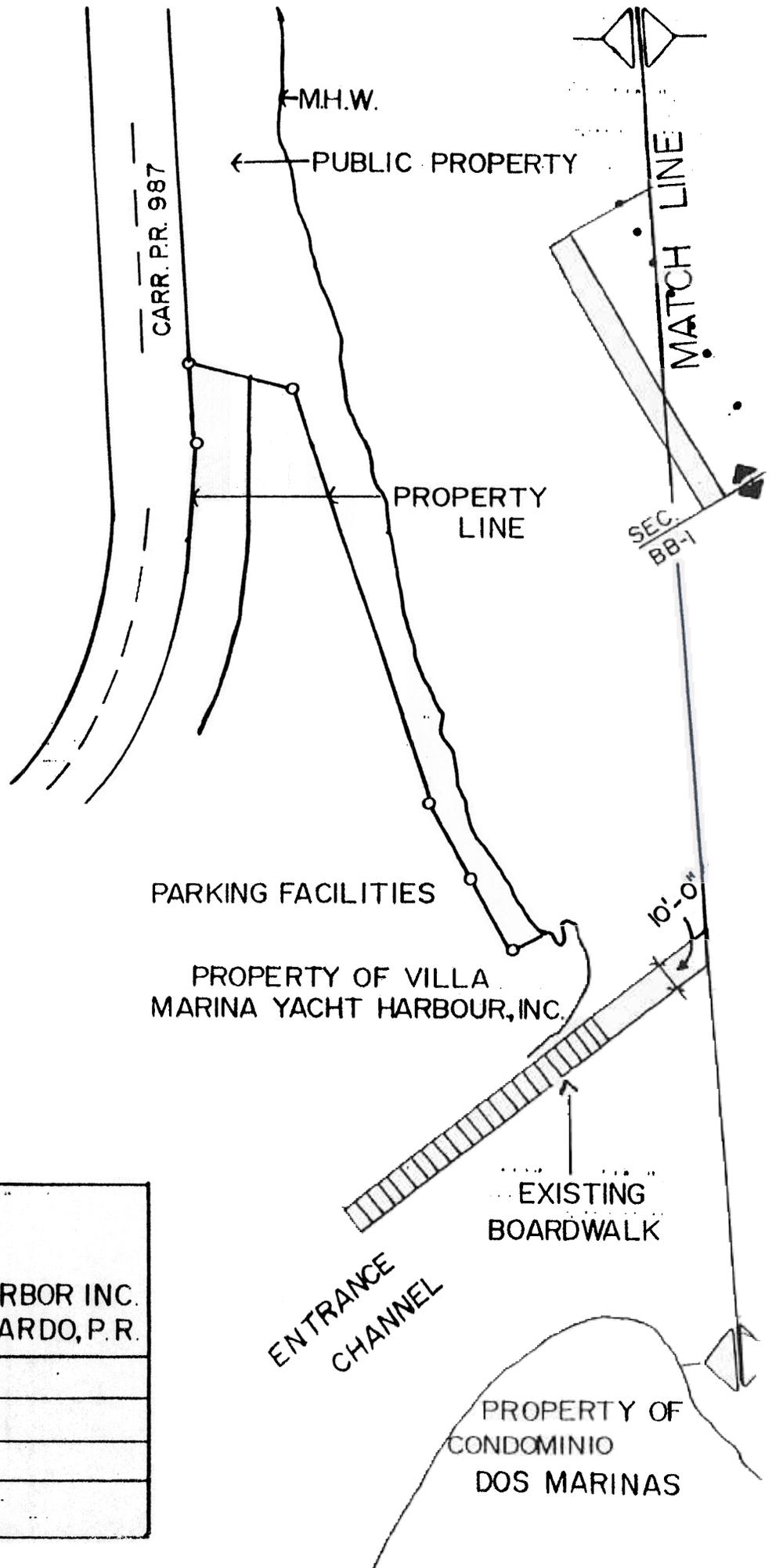
De ser la solicitud una renovación deberá acompañar los documentos enumerados en los incisos número 1, 2, 4, 9C. El inciso 3, deberá ser actualizado.

De no existir cambios en los demás incisos deberá acompañar Declaración Jurada que así lo exprese.

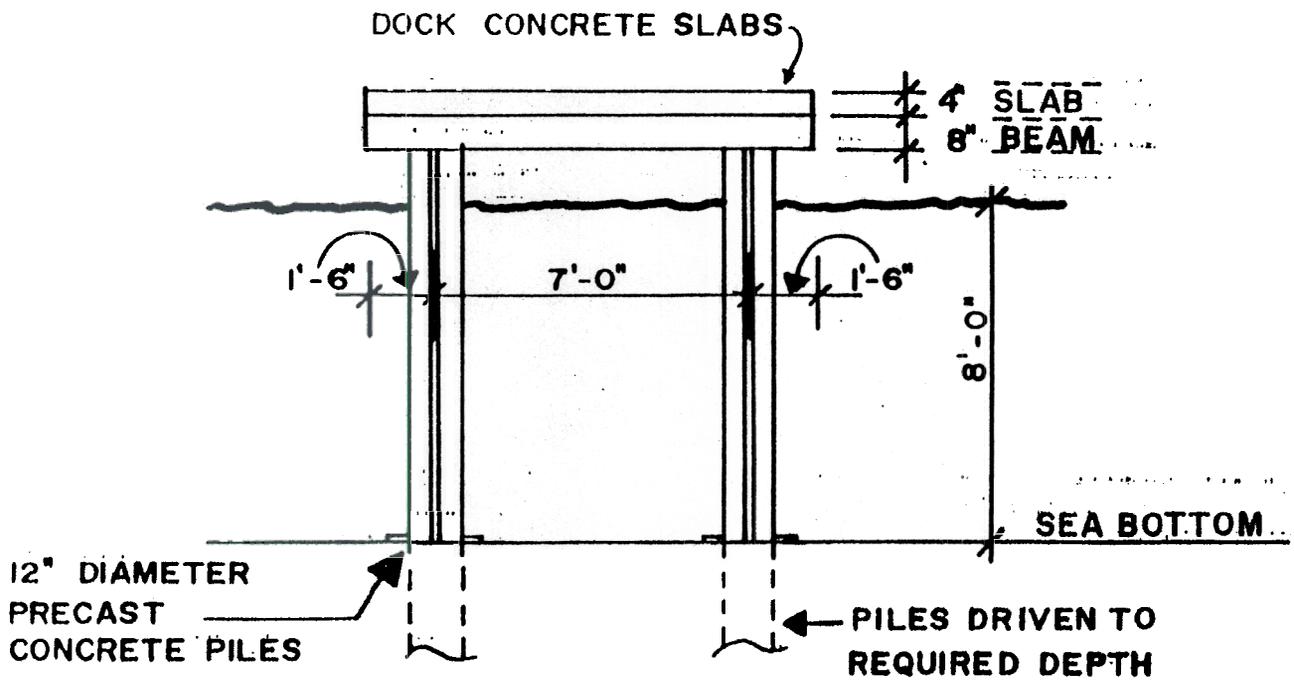
En caso de renovación de permiso en ríos las transversales deberán ser trazados (dibujados sobre las transversales del pasado año y referidas al mismo "DATUM". Este requisito debe ser certificado por un agrimensor y/o ingeniero admitido a ejercer la agrimensura en Puerto Rico (deberá presentar evidencia de ésto).



NEW BREAKWATER AND ADDITIONAL PIERS OF VILLA MARINA YACHT HARBOR INC. IN PLAYA SARDINERA, FAJARDO, P.R.
OCTOBER 1999
NORA COAST SURVEY
SHEET 3 OF 10



NEW BREAWATER AND ADDITIONAL PIERS FOR VILLA MARINA YACHT HARBOR INC. IN PLAYA SARDINERA, FAJARDO, P.R.
OCTOBER 1999
SITE VIEW
SCALE = 1:750
SHEET 5 OF 10



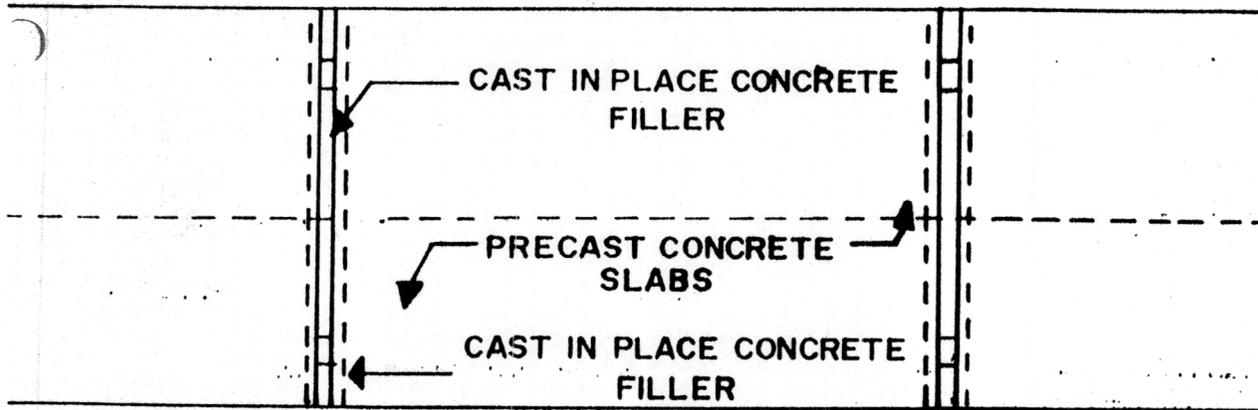
SECTION A-A

NEW BREAKWATER AND
 ADDITIONAL PIERS FOR
 VILLA MARINA YACHT HARBOR INC.
 IN PLAYA SARDINERA, FAJARDO, P.R.

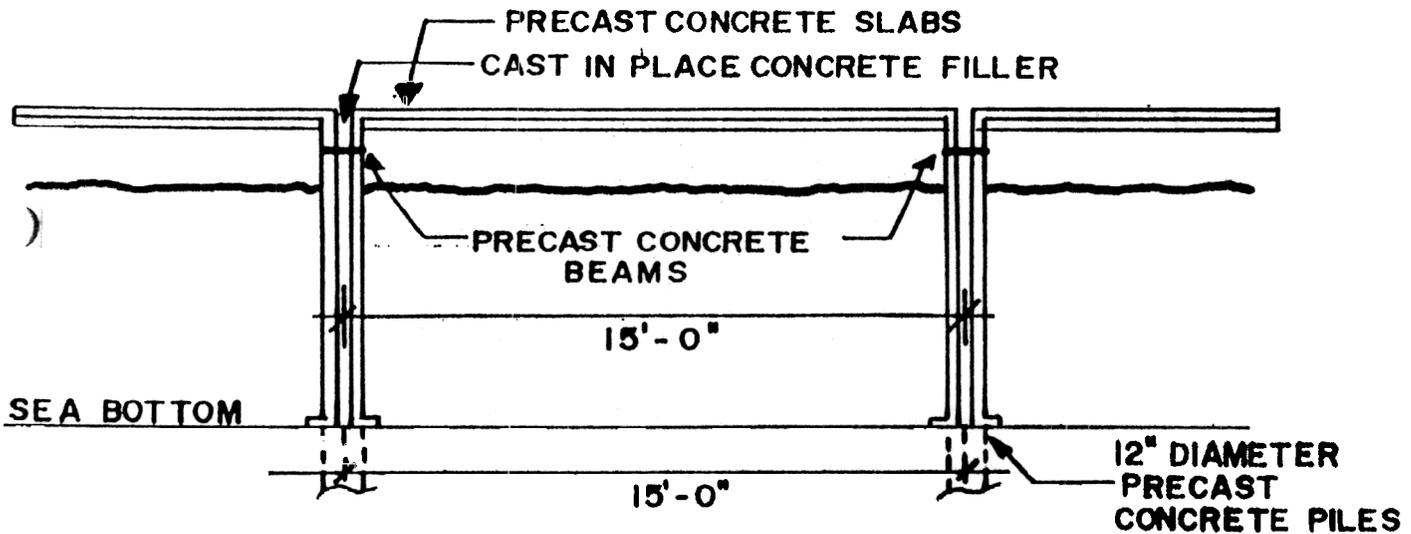
OCTOBER 1999

SECTION VIEW

SHEET 6 OF 10



PARTIAL DOCK PLAN (SECTION A-A)



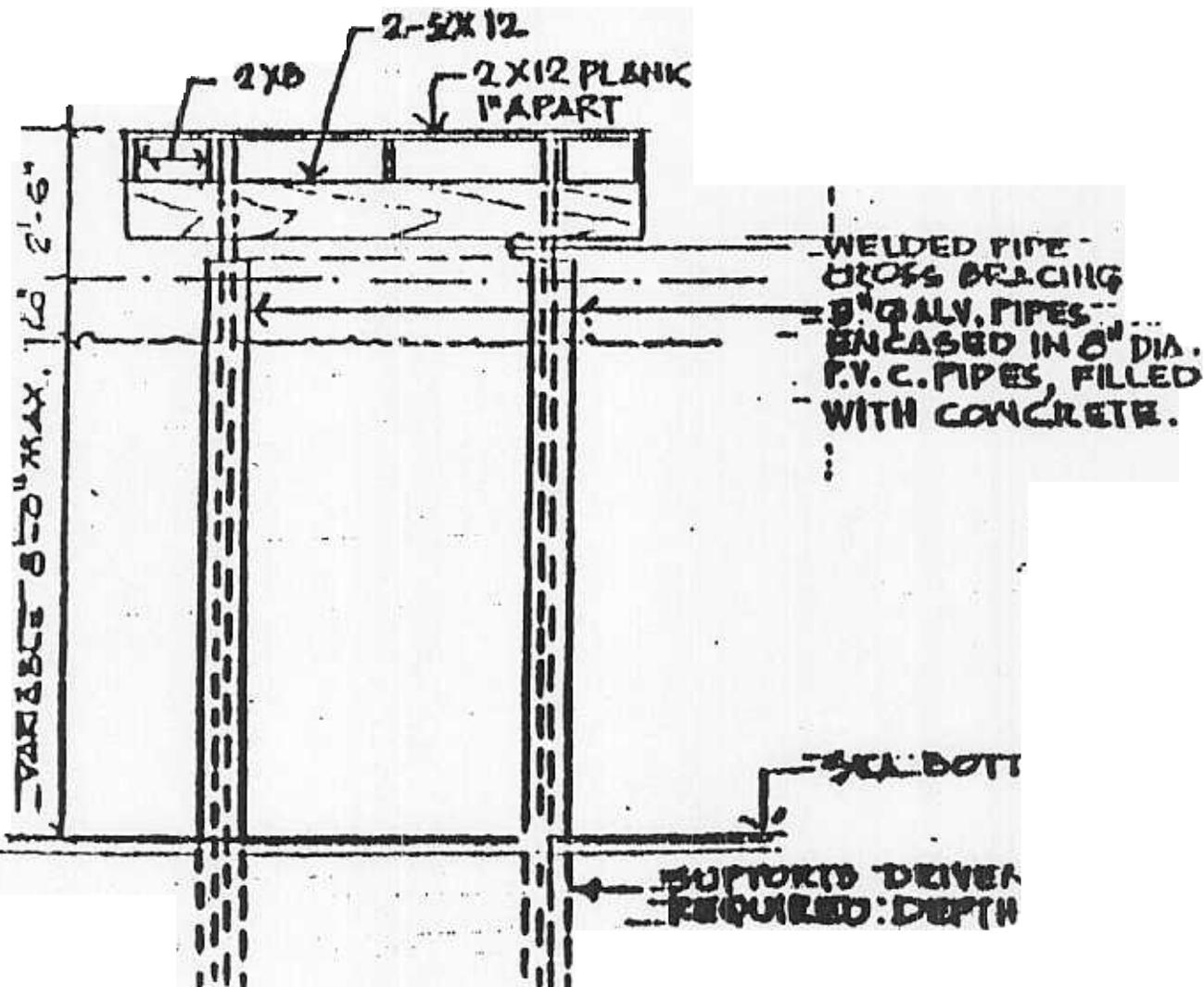
PARTIAL LONGITUDINAL SECTION (SECTION A-A)

NEW BREAKWATER AND
 ADDITIONAL PIERS FOR
 VILLA MARINA YACHT HARBOR INC.
 IN PLAYA SARDINERA, FAJARDO, P.R.

OCTOBER 1999

SECTION VIEW

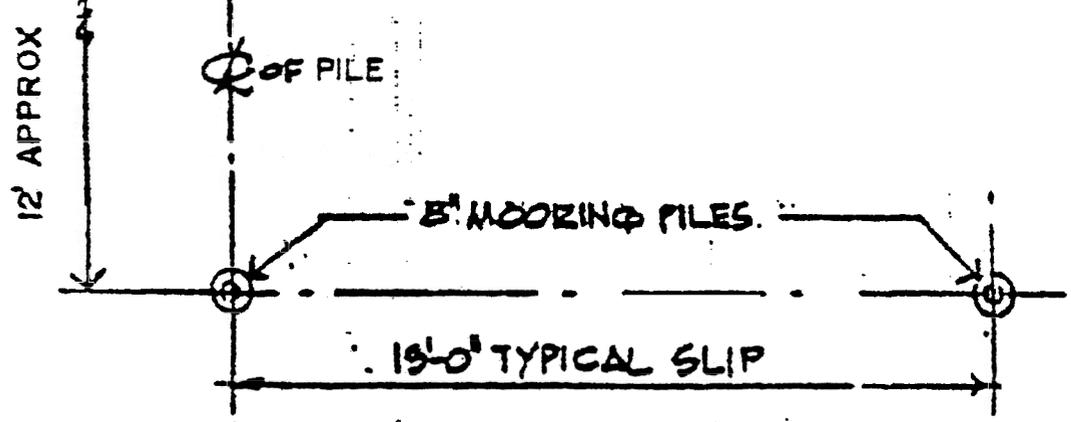
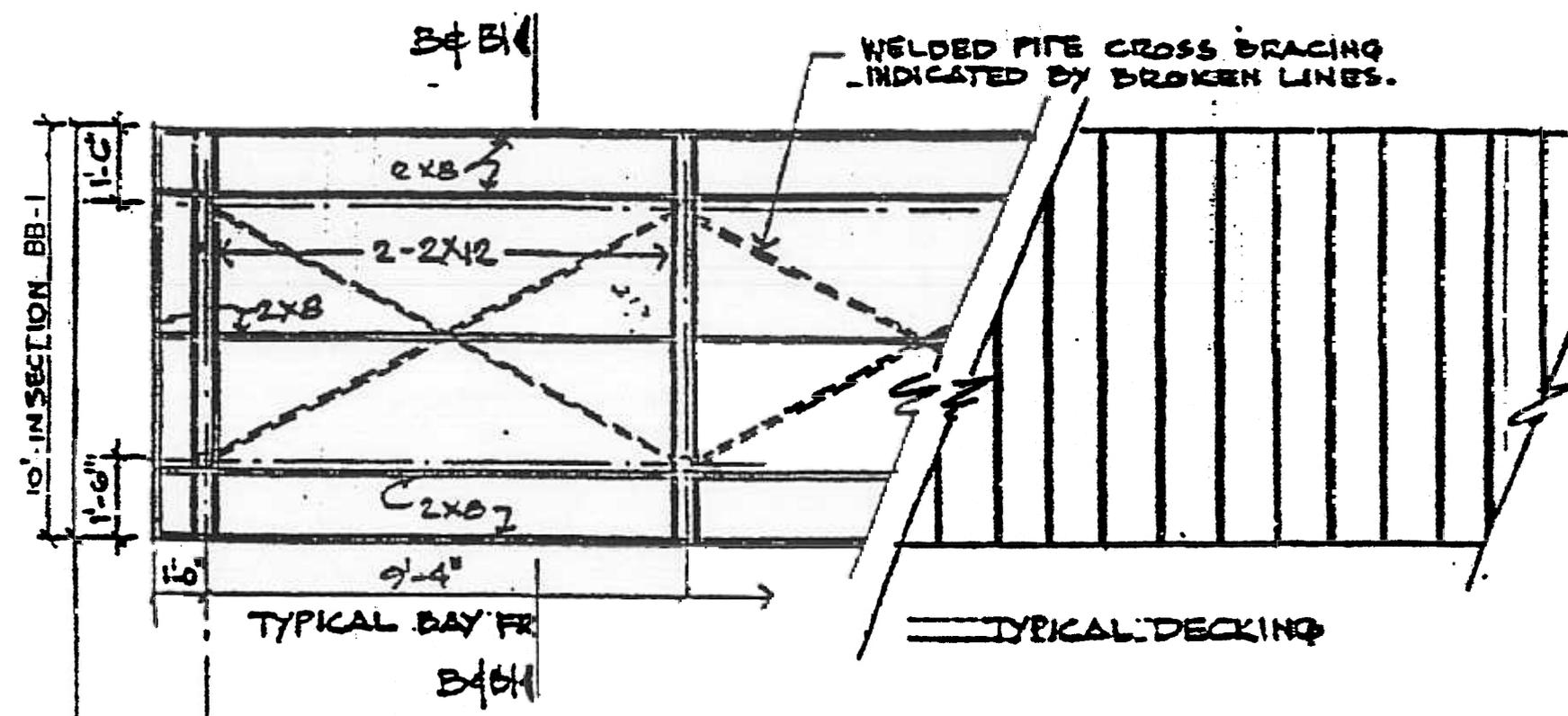
SHEET 7 OF 10



SECTION BB (8' WIDTH)

SECTION BB-1 (10' WIDTH)

NEW BREAKWATER AND ADDITIONAL PIERS FOR VILLA MARINA YACHT HARBOR INC. IN PLAYA SARDINERA, FAJARDO, P.R.
OCTOBER 1999
SECTION VIEW
SCALE 1/4" = 1'
SHEET 8 OF 10

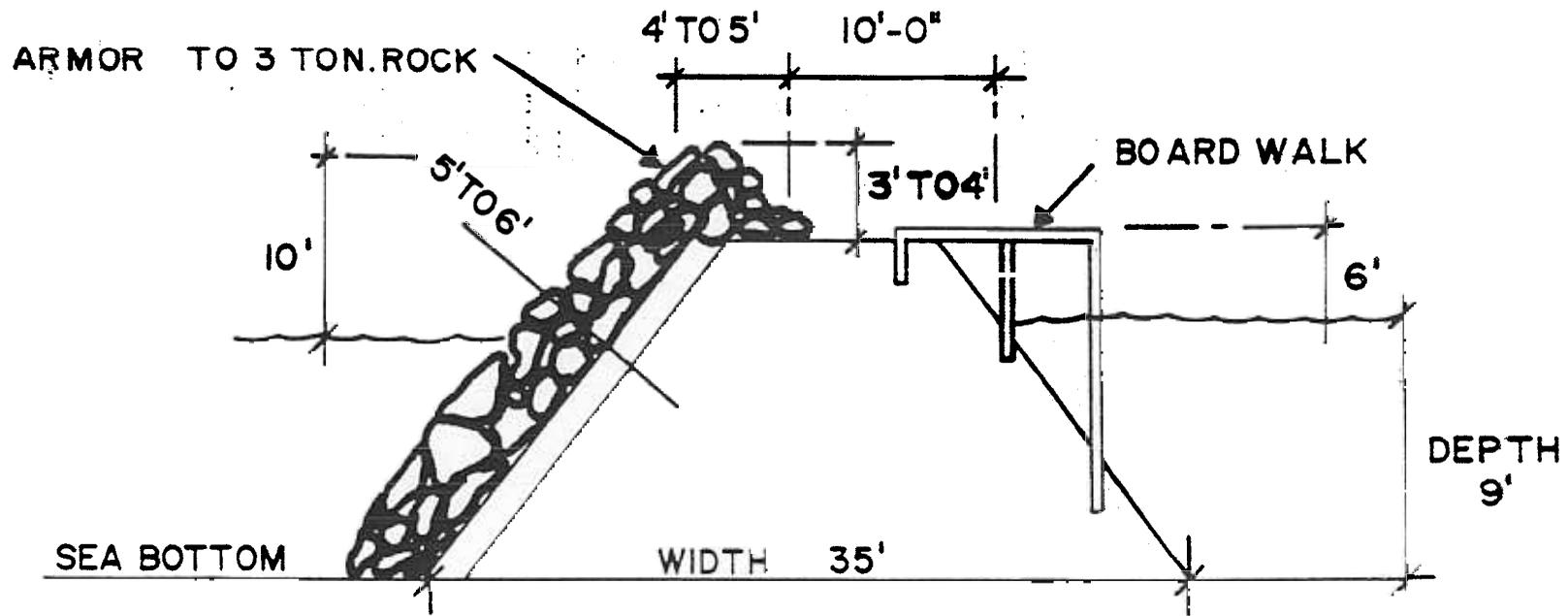


PARTIAL PLAN OF PIERS

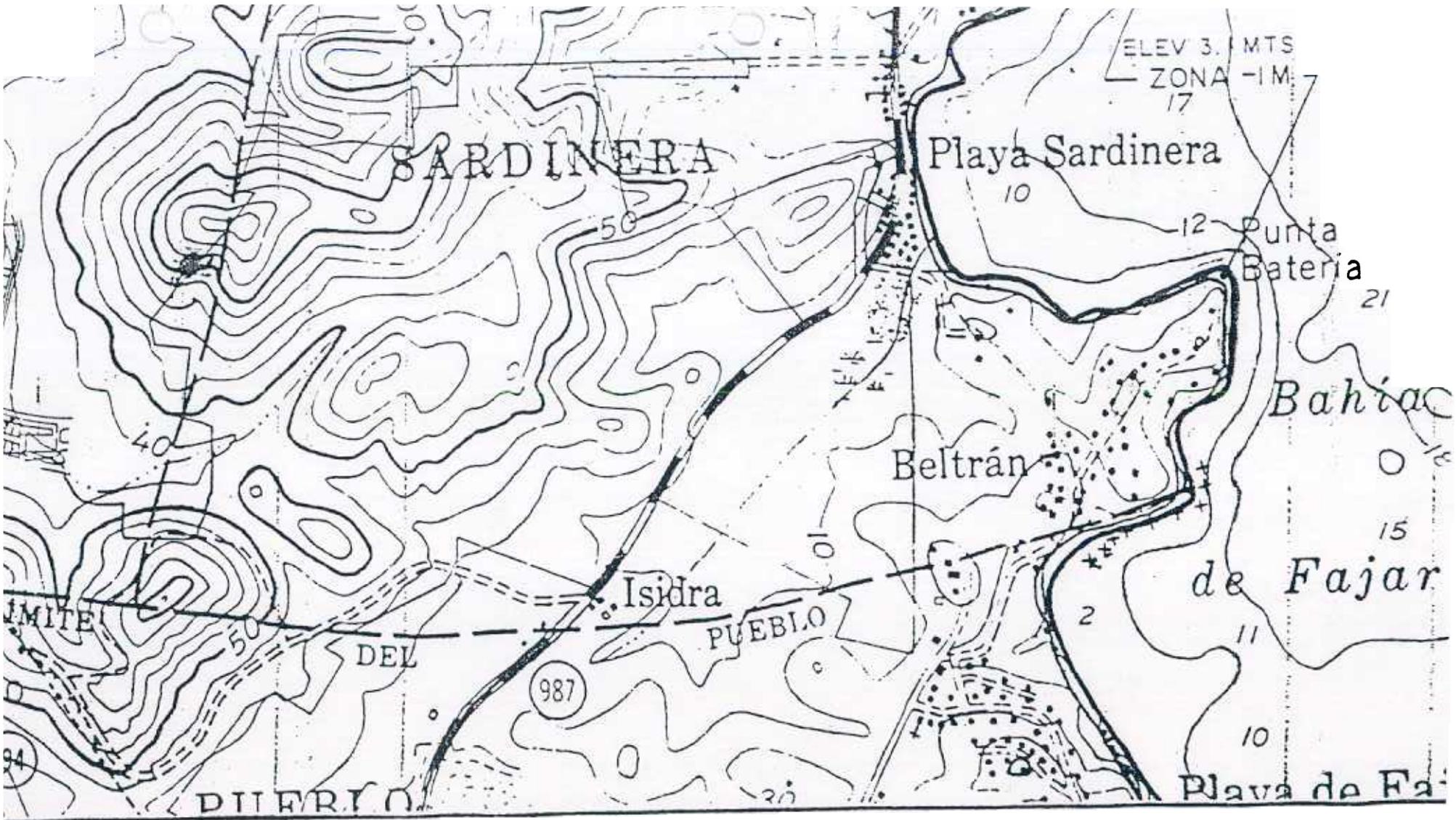
SECTION BB (8' WIDTH)
SECTION BB-1 (10' WIDTH)

NEW BREAKWATER AND ADDITIONAL PIERS FOR VILLA MARINA YACHT HARBOR INC. IN PLAYA SARDINERA, FAJARDO, P.R.
OCTOBER 1999
SECTION VIEW
SCALE 1/4" = 1'
SHEET 9 OF 10

SECTION C-C



NEW BREAKWATER AND ADDITIONAL PIERS FOR VILLA MARINA YACHT HARBOR INC. IN PLAYA SARDINERA, FAJARDO, P.R.
OCTOBER 1999
SECTION VIEW
SHEET 10 OF 10



S A INUNDACIONES

HOJA NUMERO 12 B

SEGUN ENMENDADA EN 10 DE FEBRERO DE 198

CERTIFICACION DE ENMIENDA
RESOLUCION JP-026 ZI

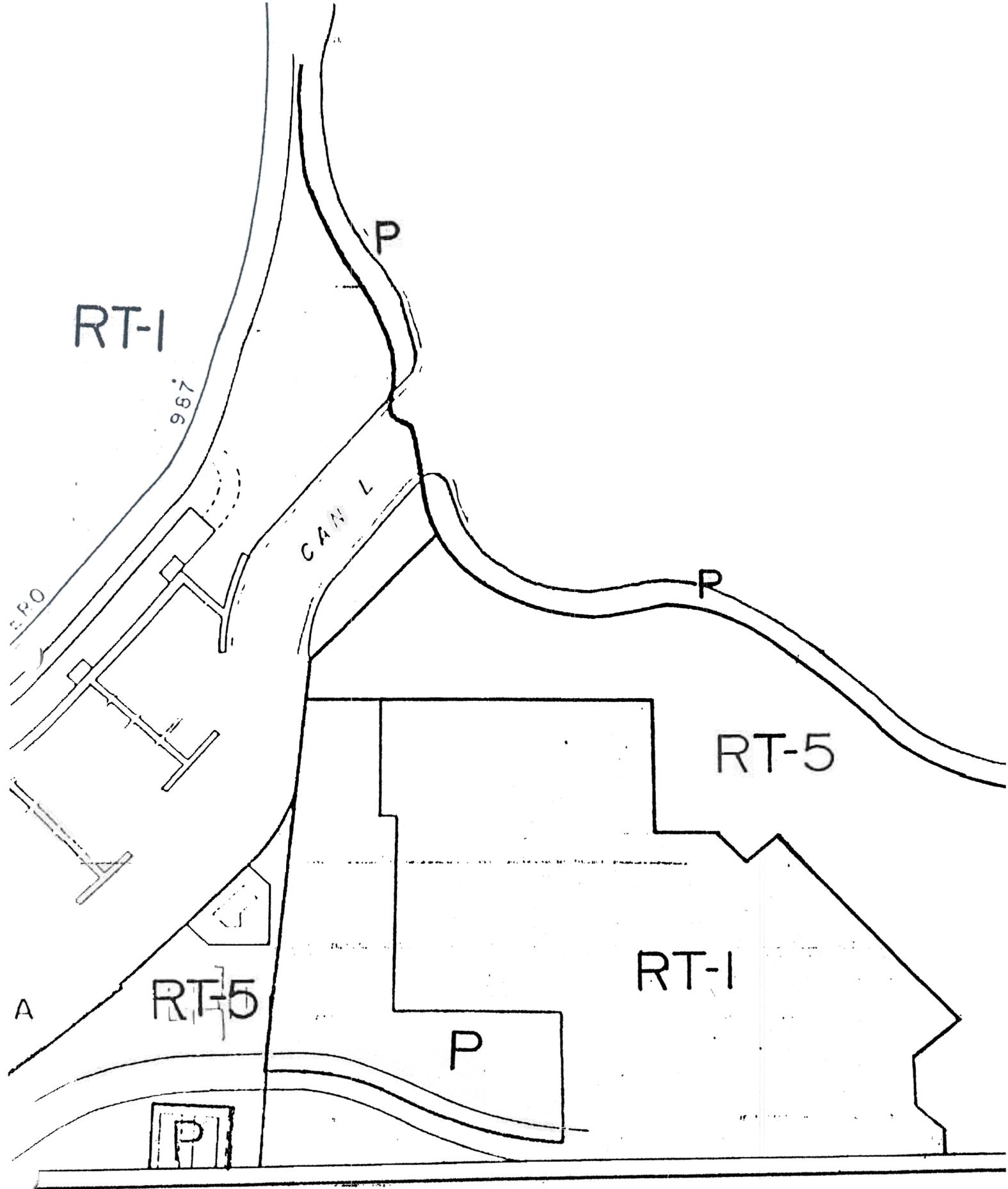
VIGENCIA 4 DE MARZO DE 1988

Miriam Almodovar

MIRIAM ALMODOVAR
Secretaria

50

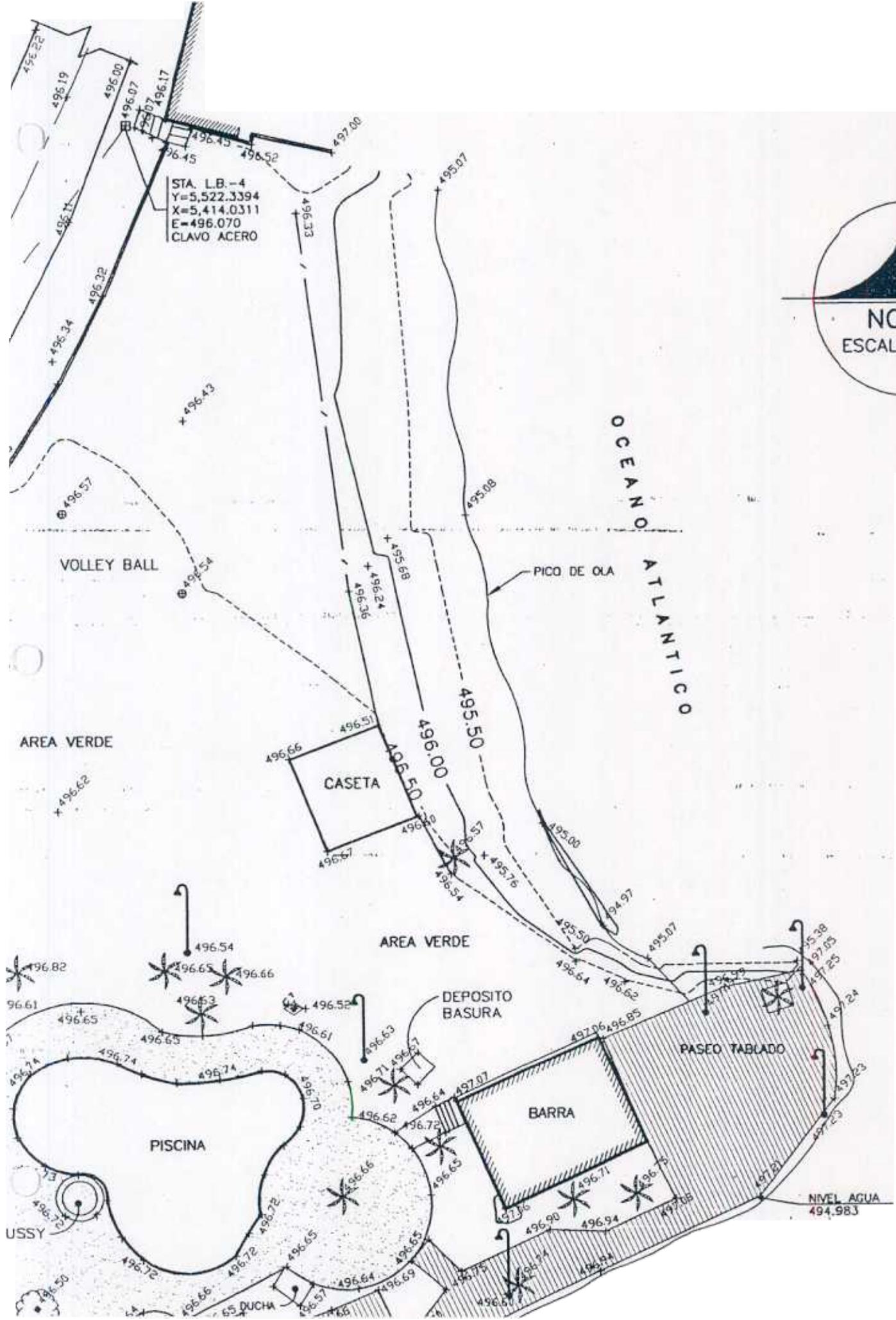




PA DE ZON F CAC ON DE FA

EPO

STA. L.B.-4
Y=5,522.3394
X=5,414.0311
E=496.070
CLAVO ACERO





February 7, 2000

Mr. Eduardo Ferrer
Villa Marina Yacht Harbor, Inc.
P.O. Box 1071
Fajardo, Puerto Rico 00738

Federal Consistency Determination
CZ-2,000-0825-010, Expansion of Villa Marina
Sardinera Ward, Fajardo, Puerto Rico

Dear Mr. Ferrer :

This letter is in response to your application for Certification of Consistency with the Puerto Rico Coastal Management Program (PRCMP) submitted for the expansion of Villa Marina at Sardinera Ward, Fajardo, Puerto Rico. The proposed expansion consisted of the extension of a 500 feet long pier, the construction of a main boardwalk of 20 feet long by 10 feet wide and three piers with different lengths, a breakwater with 35 feet wide in the bottom and 15 feet wide on the top, and the deposit of 48,000 cubic yards of fill material to construct the breakwater. The proposed facilities will provide docking accommodation for 125 medium sized boats. Pursuant to 15 CFR 930.64 (d), the information submitted and based on the Federal Consistency Procedures with the PRCMP, the Puerto Rico Planning Board (PRPB) objects to your consistency certification.

The consistency certification was submitted for an U.S. Army Corps of Engineers permit for the above mentioned project. The review period of this consistency certification began on September 20, 1999, when it was accepted as complete. The certification was sent to the Department of Natural and Environmental Resources, the Fish and Wildlife Service, the State Historic Preservation Office, the Council of Underwater Archaeology and the Environmental Quality Board for comments.

The Environmental Quality Board requested an environmental study according to Section 4 (C) of the Environmental Public Policy Law. The Fish and Wildlife Service requested a benthic survey, a description of other marina services that would be included, marine studies prepared for that area and information about the potential impacts of the proposed project on listed species such as the endangered Antillean manatee.

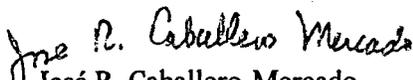


The Department of Natural and Environmental Resources requested an environmental assessment due to the extension of this project. The document shall discuss, among others: an evaluation of the impacts of the footprint of this project, the impacts on endangered and extinction species, cumulative impacts among the existing marinas in the area, an study of the marine currents and changes on erosion and sedimentation process, protection measures during the construction phase, compliance with the federal Clean Vessel Act, the need of the works and a study of the marine flora and fauna. In addition, this agency requested a map illustrating the limits of the property regarding to the maritime terrestrial zone and the existing and proposed works, and an amendment to the concession for the use of the maritime-terrestrial zone, territorial waters and submerged lands. The State Historic Preservation Office requested additional information.

Pursuant to section 930.58 of the Federal Consistency Procedures, on December 6, 1999 and December 15, 1999, the PRPB sent two letters to the applicant requesting the above information necessary to review the project. No response was submitted by the applicant within the granted period. Due to the extension of this project, the requested information is extremely important for assessing the probable effects of the activity in the Coastal Zone. Therefore, the PRPB objects the project for insufficient information which is necessary to determine the consistency of the activity with the PRCMP.

Pursuant to 15 CFR 930.64 you have the right to appeal the Planning Board Consistency objection by filing a Notice of appeal with the Secretary of the U.S. Department of Commerce at the Office of the Coastal Zone Management of the National Oceanic and Atmospheric Administration, at Maryland within thirty days of receipt of this letter. Your appeal must be based on one or both of the grounds that the proposed activity (1) is consistent with the objectives or purposes of the Coastal Zone Management Act (15 CFR 930.121), or (2) is necessary in the interest of national security (15 CFR 930.122). Copy of the notice and supporting information must be sent to the Planning Board.

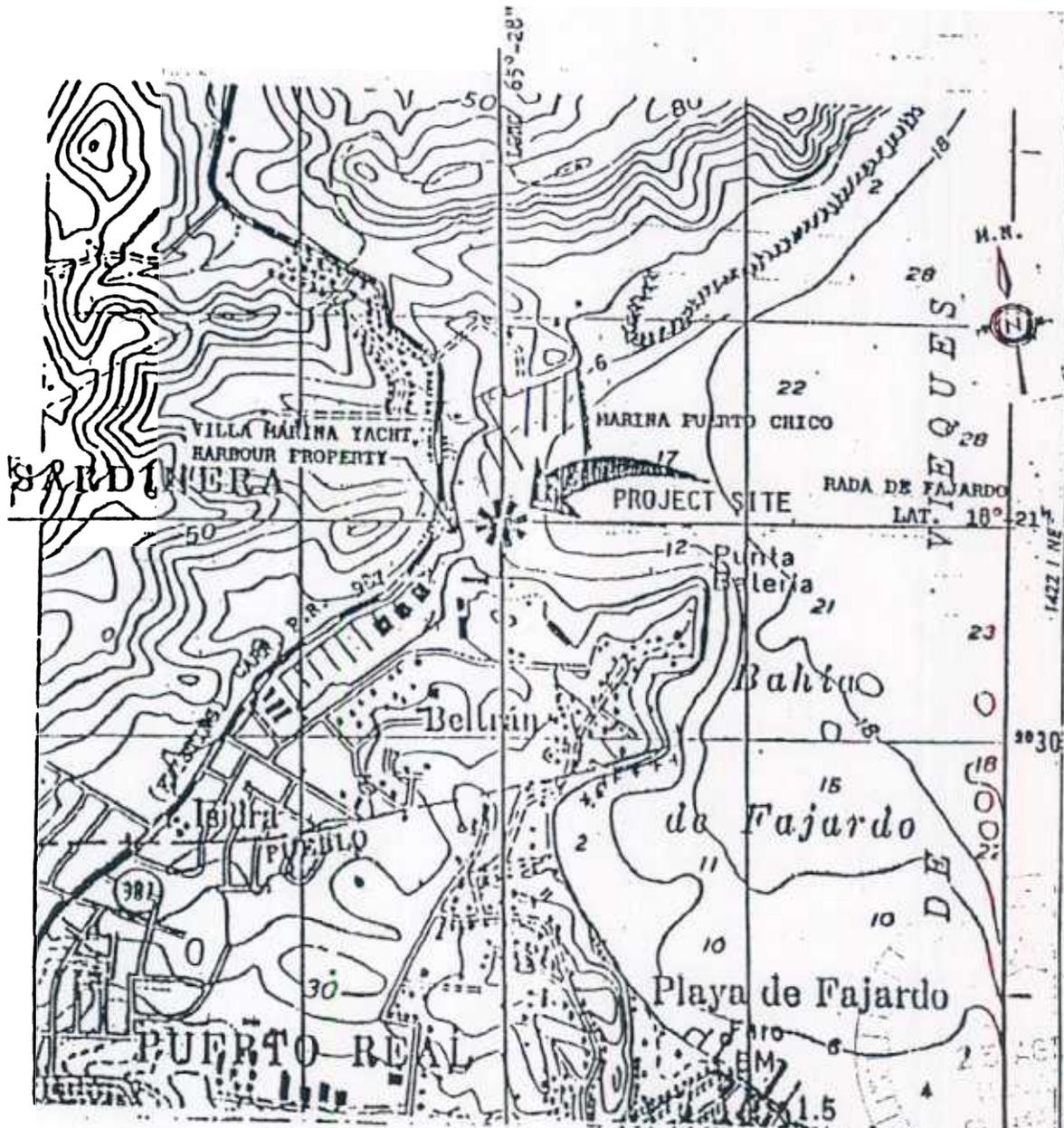
Sincerely,


José R. Caballero-Mercado
Chairman

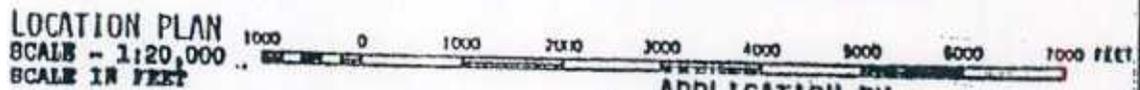
Enclosure: Site plan

c: OCRM, Maryland
CoE, San Juan
PRCMO, DNER, San Juan
FWS, Boquerón

BAM/EJ/cgr

FROM: MAP, EDITED AND PUBLISHED BY THE GEOLOGICAL SURVEY CONTROL
 BY USGS AND NOS/NOAA-MAP EDITED 1902 - SHORELINE
 SHOWN REPRESENTS THE APPROXIMATE LINE OF MEAN HIGH WATER



APPLICATION BY:

VILLA MARINA YACHT HARBOUR, INC.

AT PLAYA GARDINERA, BAHIA DE FAJARDO

FAJARDO, PUERTO RICO

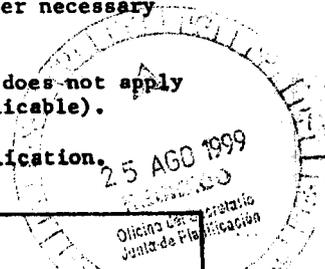
COMMONWEALTH OF PUERTO RICO
OFFICE OF THE GOVERNOR
PUERTO RICO PLANNING BOARD
PHYSICAL PLANNING AREA
LAND USE PLANNING BUREAU

COORDENADAS LAMBERT
CENTROIDE DEL PROYECTO
COORDENADA X 236750 m EAST
COORDENADA Y 57100 m NORTH

APPLICATION FOR CERTIFICATION OF CONSISTENCY WITH THE
PUERTO RICO COASTAL MANAGEMENT PROGRAM

General Instructions:

- A. Attach a 1:20,000 scale, U.S. Geological Survey topographic quadrangular base map of the site.
- B. Attach a reasonably scaled plan or schematic design of the proposed project, indicating the following:
 - 1. Peripheral areas
 - 2. Bodies of water, tidal limit and natural systems
- C. You may attach any further information you consider necessary for proper evaluation of the proposal.
- D. If any information requested in the questionnaire does not apply in your case, indicate by writing "N/A" (not applicable).
- E. Submit a minimum of seven (7) copies of this application.



DO NOT WRITE IN THIS BOX

Type of application: _____ Application number: 07-200-0675-010

Date received: _____ Date of certification: _____

Evaluation result: objection acceptance negotiation

Technician: _____ Supervisor: _____

Comments: _____

- 1. Name of Federal Agency: US ARMY CORPS OF ENGINEERS
- 2. Federal Program Catalog Number:
- 3. Type of Action:
 Federal Activity License or permit federal assistance
- 4. Name of Applicant: VILLA MARINA YACHT HARBOR INC.
 Postal Address: PO BOX 1071 FAJARDO PR 00738
 Telephone: (787) 721-8062
- 5. Project Name: EXPANSION OF VILLA MARINA
- 6. Physical Description of Project Location:

(area, facilities such as vehicular access, drainage, storm and sanitary sewer placement, etc.)

VILLA MARINA IS LOCATED AT PLAYA SARDINERA IN FAJARDO, PR. THE VEHICULAR ACCESS IS THRU P.R. ROAD 987 KM 1.3. THE PROJECT INVOLVES THE EXPANSION OF AN EXISTING MARINA BY CONSTRUCTING A NEW PIER TO PROVIDE 125 ADDITIONAL DOCKING FACILITIES FOR BOATS. THE NEW PIER WILL EXTEND 500 FEET OUT FROM THE EXISTING SHORE LINE NORTH OF THE EXISTING CHANNEL TO THE MARINA. THE OUTER MOST SECTION OF THE PIER WILL ALSO SERVE AS A BREAKWATER BUILT FROM ROCKS.

Type of construction or other work proposed:

drainage () channeling () landfill () sand extraction () pier (X)
 bridge () residential () tourist (X)
 Other (specify and explain)

Description of proposed work: THE PROJECT INVOLVES THE EXPANSION OF AN EXISTING MARINA.

8. Natural, artificial, historic or cultural systems likely to be affected by the project

Place an X opposite any of the systems indicated below that are in the project area or its surroundings which are likely to be affected by the activity. Indicate the distance from the project to any outside system that would likely be affected.

System	Within Project	Outside Project	Distance (meters)	Local name of affected system
beach, dunes	x		1	Playa Sardinera
marshes				
coral, reefs				
river, estuary				
bird sanctuary				
pond, lake, lagoon				
agricultural unit				
forest, wood				
cliff, breakwater				
cultural or tourist area				
other (explain)				



Describe the likely impact of the project on the identified system (s)

Positive Negative

Explain: THIS PROJECT WILL STIMULATE TOURISM IN THE PLAYA SARDINERA SECTOR OF FAJARDO.

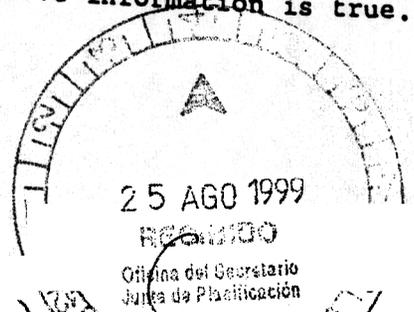
9. Indicate permits, approvals and endorsements of the proposal by Federal and Puerto Rican government agencies. Evidence of such support should be attached to the proposal.

	<u>Yes</u>	<u>No</u>	<u>Pending</u>	<u>Application Number</u>
a. Planning Board **	()	()	(X)	
b. Regulation and Permits Administration	()	()	()	

	<u>Yes</u>	<u>No</u>	<u>Pending</u>	<u>Application Number</u>
c. Environmental Quality Board	()	()		
d. Department of Natural Resources)	()		
e. State Historic Preservation Office	(()	()	
f. U. S. Army Corps of Engineers	()	()	(X)	
g. U. S. Coast Guard	()	()	()	
h. Other (s) (specify)	()	()	()	

**"This project was previously authorized and Coastal Zone Management Certification was issued on August 28, 1989 (copy attached). USACE required a new submittal so the present request is being resubmitted, as an amendment to the CZM issued." Coastal Zone Application Identifier: (CZ-89-0502-121)

CERTIFICATE: I certify that (project name) EXPANSION OF VILLA MARINA is consistent with the Puerto Rico Coastal Zone Management Program, and that to the best of my knowledge the above information is true.



(Signed) _____
 (Position) PRESIDENT
EDURDO FERRER BOLIVAR

DATE: 8/25/99



CERTIFICATE OF PROJECT CONSISTENCY WITH THE
PUERTO RICO COASTAL MANAGEMENT PROGRAM

DATE: August 28, 1989

NAME OF APPLICANT: Villa Marina Yacht Harbour
c/o Gutierrez & Gutierrez

ADDRESS: P.O. Box 13171
Santurce, P.R. 00908

PROJECT DESCRIPTION: Installation of new piles to support building footing and construction of a bulkhead. Boat slips are proposed under the building

PROJECT LOCATION: Sardinera Bay
Fajardo, Puerto Rico

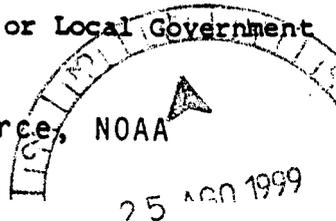
TYPE OF PROJECT: Federal activity
 Activity requiring a federal license or permit
 Federal assistance to State or Local Government

FEDERAL ADMINISTERING AGENCY: Department of Commerce, NOAA

PROGRAM IDENTIFICATION: 5 CFR Part 930

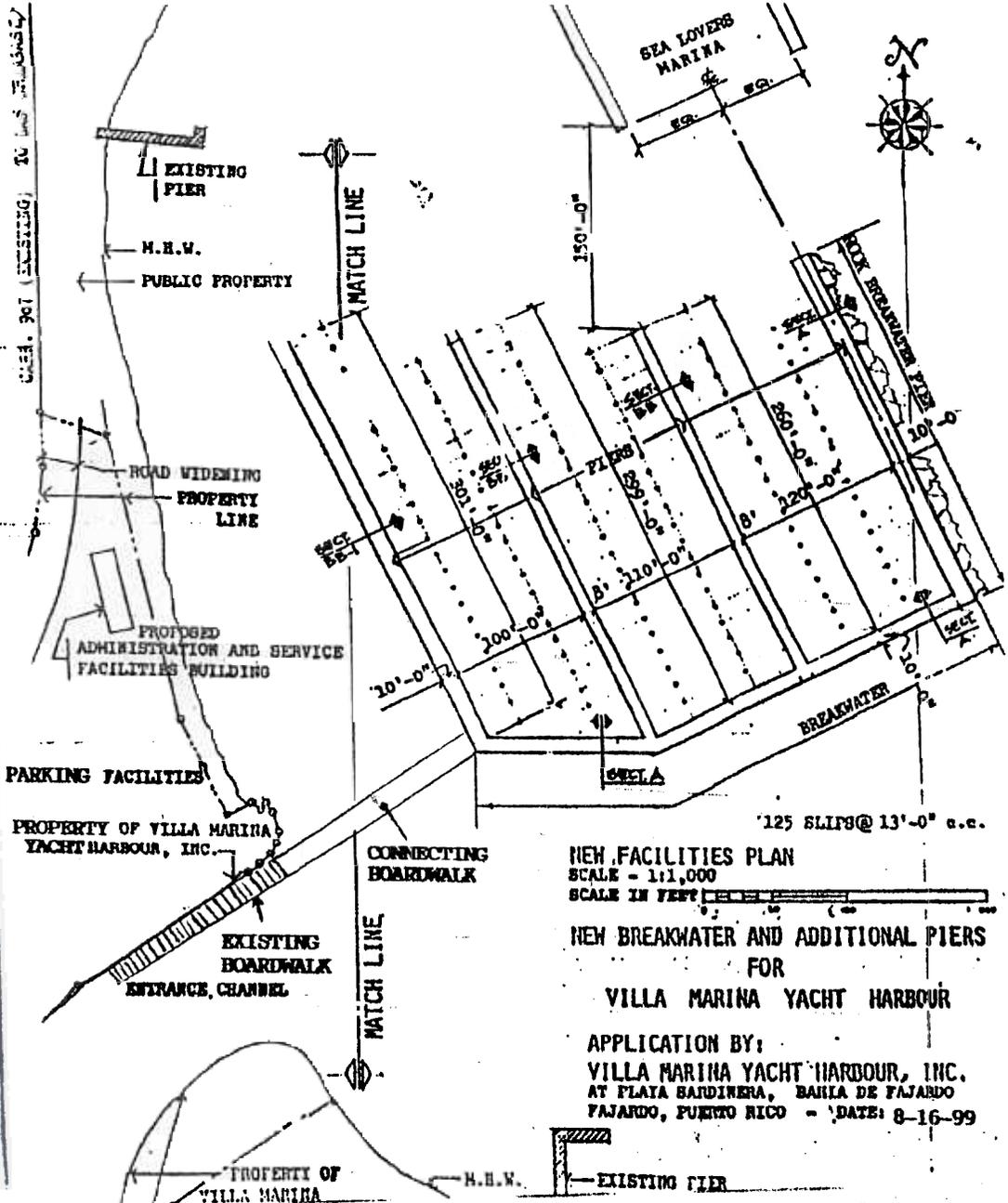
COASTAL ZONE APPLICATION IDENTIFIER: CZ-89-0502-12

CLEARINGHOUSE CERTIFICATION:



The Puerto Rico Planning Board, the designated state agency for administering Federal consistency procedures in Puerto Rico, CERTIFIES that it has received the notification and supporting documents related to the above project. As a result of an analysis of the comments by relevant agencies of the Government of Puerto Rico, the Planning Board concurs with objects to the consistency determination relating to the proposed project.

CASE. 901 (EXISTING) TO LAND SURVEY



125 SLIPS @ 13'-0" c.c.

NEW FACILITIES PLAN
SCALE - 1:1,000
SCALE IN FEET

NEW BREAKWATER AND ADDITIONAL PIERS
FOR
VILLA MARINA YACHT HARBOUR

APPLICATION BY:
VILLA MARINA YACHT HARBOUR, INC.
AT PLAYA BAUDINERA, BAHIA DE FAJARDO
FAJARDO, PUERTO RICO - DATE: 8-16-99



APPLICATION BY:
VILLA MARINA YACHT HARBOUR, INC.
AT PLAYA SARDINERA, BAHIA DE FAJARDO
FAJARDO, PUERTO RICO - DATE: 8-16-99

NOTE: NO DREDGING WILL BE PERFORMED INCIDENTAL
TO THE CONSTRUCTION

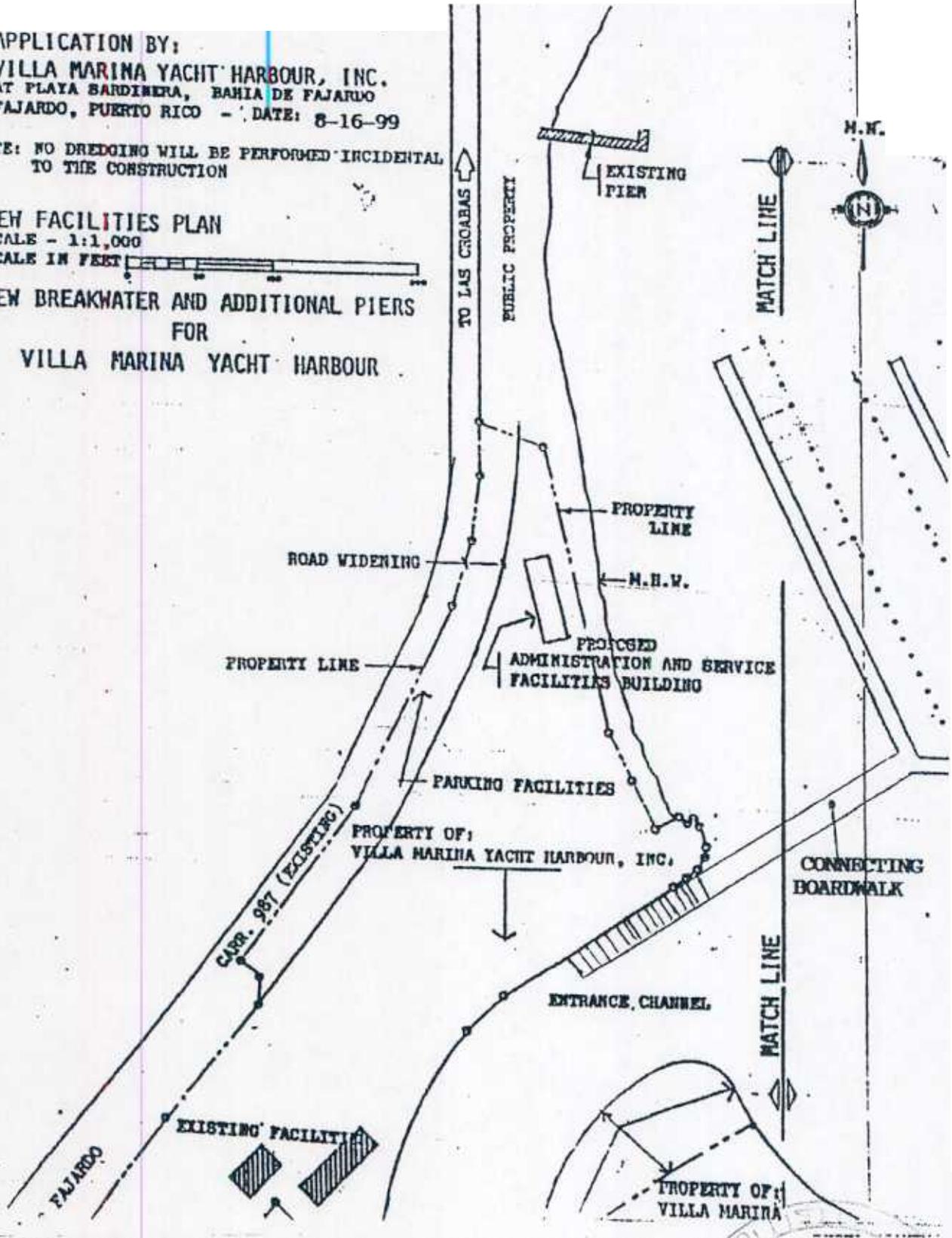
NEW FACILITIES PLAN

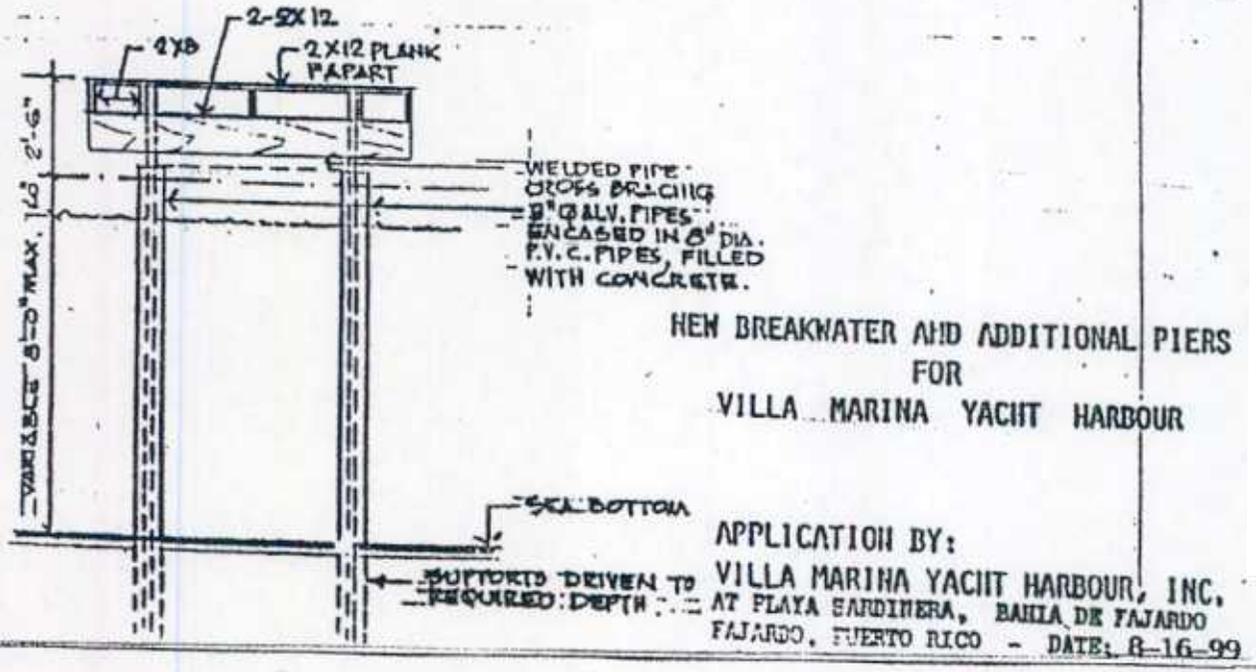
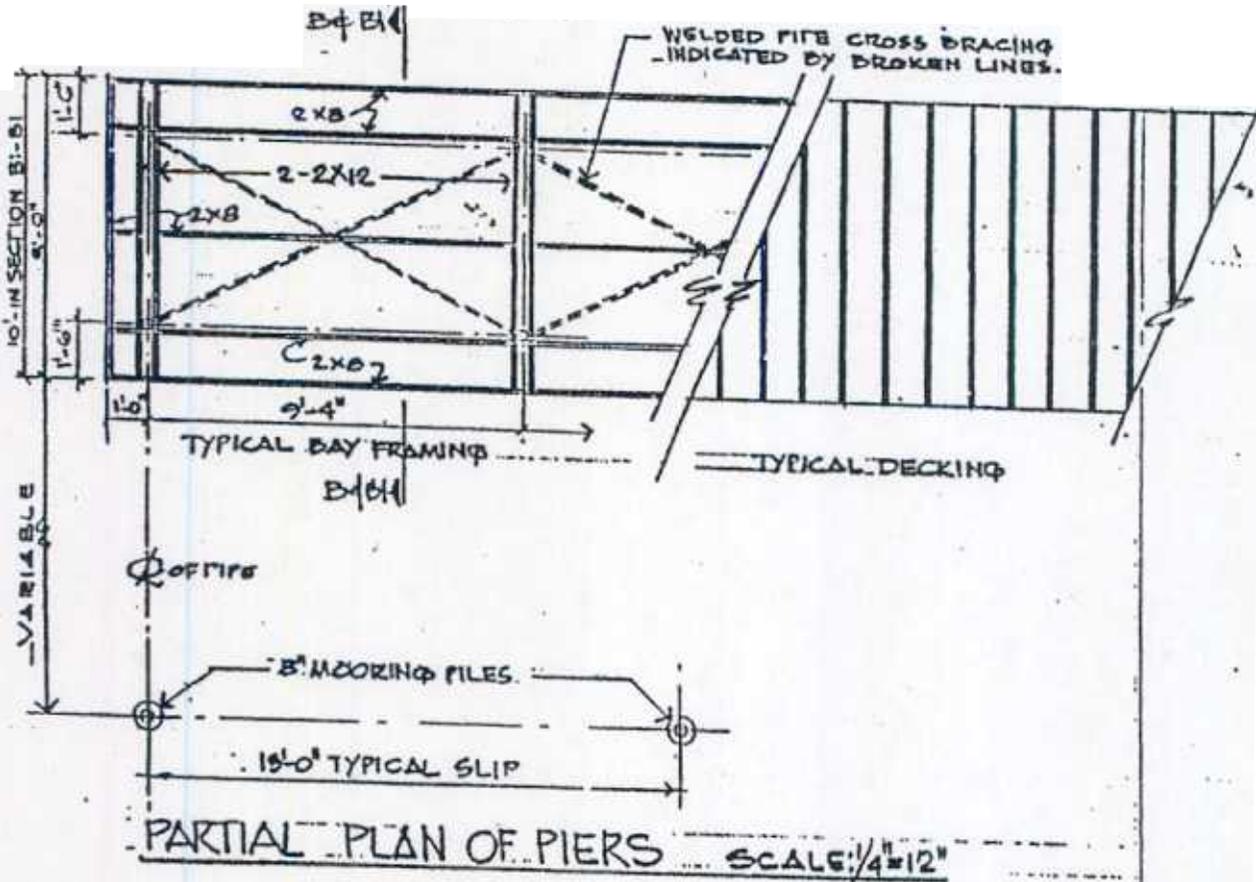
SCALE - 1:1,000

SCALE IN FEET

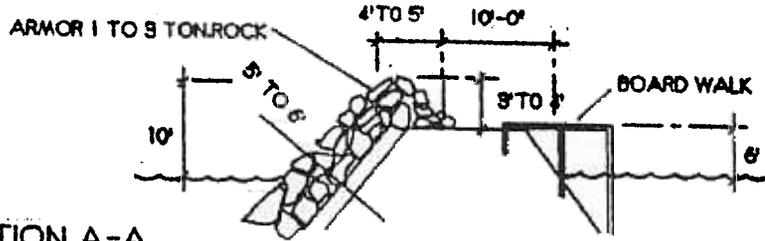


NEW BREAKWATER AND ADDITIONAL PIERS
FOR
VILLA MARINA YACHT HARBOUR

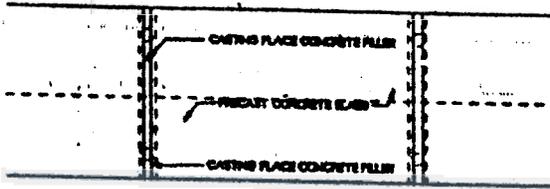




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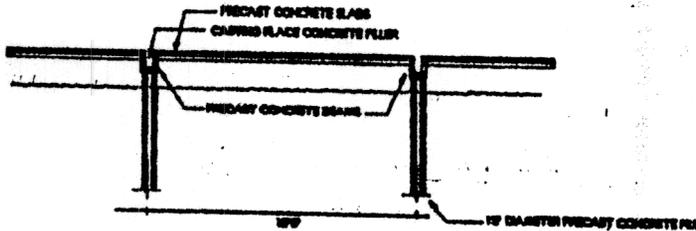
SECTION A-A



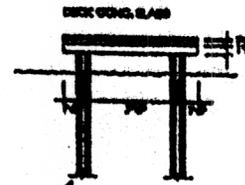
PARTIAL DOCK PLAN

NEW BREAKMASTER AN ADDITIONAL
PIERS FOR VILLA MARINA YACHT HARBOUR

APPLICATION BY:
VILLA MARINA YACHT HARBOUR, INC
AT PLAYA SARDINERA, BAHIA DE FAJARDO
FAJARDO, PUERTO RICO



PARTIAL LONGITUDINAL SECTION



SECTION A-A



gathering existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Defense, Washington Headquarters Service Directorate of Information Operations and Reports, 1215 Jefferson Davis Highway, Suite 1204, Arlington, VA 22202-4302; and to the Office of Management and Budget, Paperwork Reduction Project (0710-0003), Washington, DC 20503. Please DO NOT RETURN your form to either of those addresses. Completed applications must be submitted to the District Engineer having jurisdiction over the location of the proposed activity.

PRIVACY ACT STATEMENT

Authority: 33 USC 401, Section 10; 1413, Section 404. Principal Purpose: These laws require permits authorizing activities in, or affecting, navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters. Routine Uses: Information provided on this form will be used in evaluating the application for a permit. Disclosure: Disclosure of requested information is voluntary. If information is not provided, however, the permit application cannot be processed nor can a permit be issued.

One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see sample drawings and instructions) and be submitted to the District Engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned.

(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)

1. APPLICATION NO.	2. FIELD OFFICE CODE	3. DATE RECEIVED	4. DATE APPLICATION COMPLETE
--------------------	----------------------	------------------	------------------------------

(ITEMS BELOW TO BE FILLED BY APPLICANT)

5. APPLICANT'S NAME VILLA MARINA YACHT HARBOR INC. C/O EDUARDO FERRER	8. AUTHORIZED AGENT'S NAME AND TITLE (an agent is not required) ENG. PEDRO CRUZ
6. APPLICANT'S ADDRESS PO BOX 1071 FAJARDO, PR 00738	9. AGENT'S ADDRESS PO BOX 9434 CAGUAS, PR 00726
7. APPLICANT'S PHONE NOS. W/AREA CODE a. Residence b. Business - (787) 771-8062	10. AGENT'S PHONE NOS. W/AREA CODE a. Residence (787) 741-1326 b. Business (787) 747-6585

STATEMENT OF AUTHORIZATION

I hereby authorize PEDRO CRUZ to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application.

APPLICANT'S SIGNATURE 8/17/99
DATE

NAME, LOCATION AND DESCRIPTION OF PROJECT OR ACTIVITY

2. PROJECT NAME OR TITLE (see instructions)
NEW PIER FOR VILLA MARINA

3. NAME OF WATERBODY, IF KNOWN (if applicable) BAHIA DE FAJARDO (PLAYA SARDINERA)	14. PROJECT STREET ADDRESS (if applicable) P.R. ROAD 987 KM 1.3 BARRIO SARDINERA PLAYA FAJARDO, PR
5. LOCATION OF PROJECT FAJARDO COUNTY PUERTO RICO STATE	

6. OTHER LOCATION DESCRIPTIONS, IF KNOWN, (see instructions) LAMBERT COORDINATES
X = 236750 m EAST
Y = 57100 m NORTH

7. DIRECTIONS TO THE SITE
FROM THE TOWN OF FAJARDO IN PUERTO RICO TAKE STATE ROAD 987 APPROXIMATELY 1.3 KILOMETER TOWARD SARDINERA BEACH.

25 AUG 1999
OFFICE OF THE DISTRICT ENGINEER (Proponent: CECW-01)

Explanatory Memo

Re: Permit Request #198800516
Expansion of Villa Marina
Yacht Harbor, Inc.
Sardinera Bay, Fajardo, PR

Description of Project

Villa Marina Yacht Harbor, Inc. wants to expand its existing facilities by constructing a new pier in the water at Sardinera Bay in Fajardo. These new pier facilities will provide docking accommodation for 125 medium sized boats. This pier will extend approximately 500 feet in the water from the existing shoreline, North of the existing entrance channel of the marina. In the outermost section of this new pier a breakwater will be build with rocks.

Dredging

No dredging will be necessary for this project.

Depth

The mean depth from sea floor to water surface in the project area is eight(8) feet. Please refer to attached drawing form the National Oceanic and Atmospheric Administration.

Coastal Zone Management

A request was made to the P.R. Planning Board for a Coastal zone Management permit. A copy is attached.

Breakwater

A breakwater will be built in the outermost section of this new pier. This breakwater will be 35 feet wide in the bottom and 15 feet wide on the top. It will have a height of 18 feet from the sea bottom and will be 260 feet wide. The volume of rock needed for this breakwater is 48,000 cubic yards.

Sewage Facilities

No sewage facilities will be built on the new pier. Boat owner will be allowed to use the existing Marina washroom facilities.

Fueling Facilities

No fueling facilities will be built on this new pier. Boat owner will be allowed to use the existing Marina fueling facilities.

Contingency Plan for Possible Oil Spills

In the event of an oil spill, proper authorities will be notified and appropriate steps of containment with the existing equipment at the Marina will be taken.

Dimensions and Materials of Typical Dock

The typical dock is to serve a medium sized boat. The width of this dock is 13 feet as limited by the mooring piles on each side. This mooring piles will be of a eight(8) inches diameter and 16 feet long. These mooring piles will be made of concrete.

Dimension and Material of Decking to Access Boats

The typical decking will be made of galvanized steel framing and wood planks on the top. It will be from 8 to 10 feet wide. For support it will have piles made of 3 inches galvanized pipe encased in 8 inches PVC pipes filed with concrete. They will be 20 feet long.

Dimensions and Material of Main Board walk

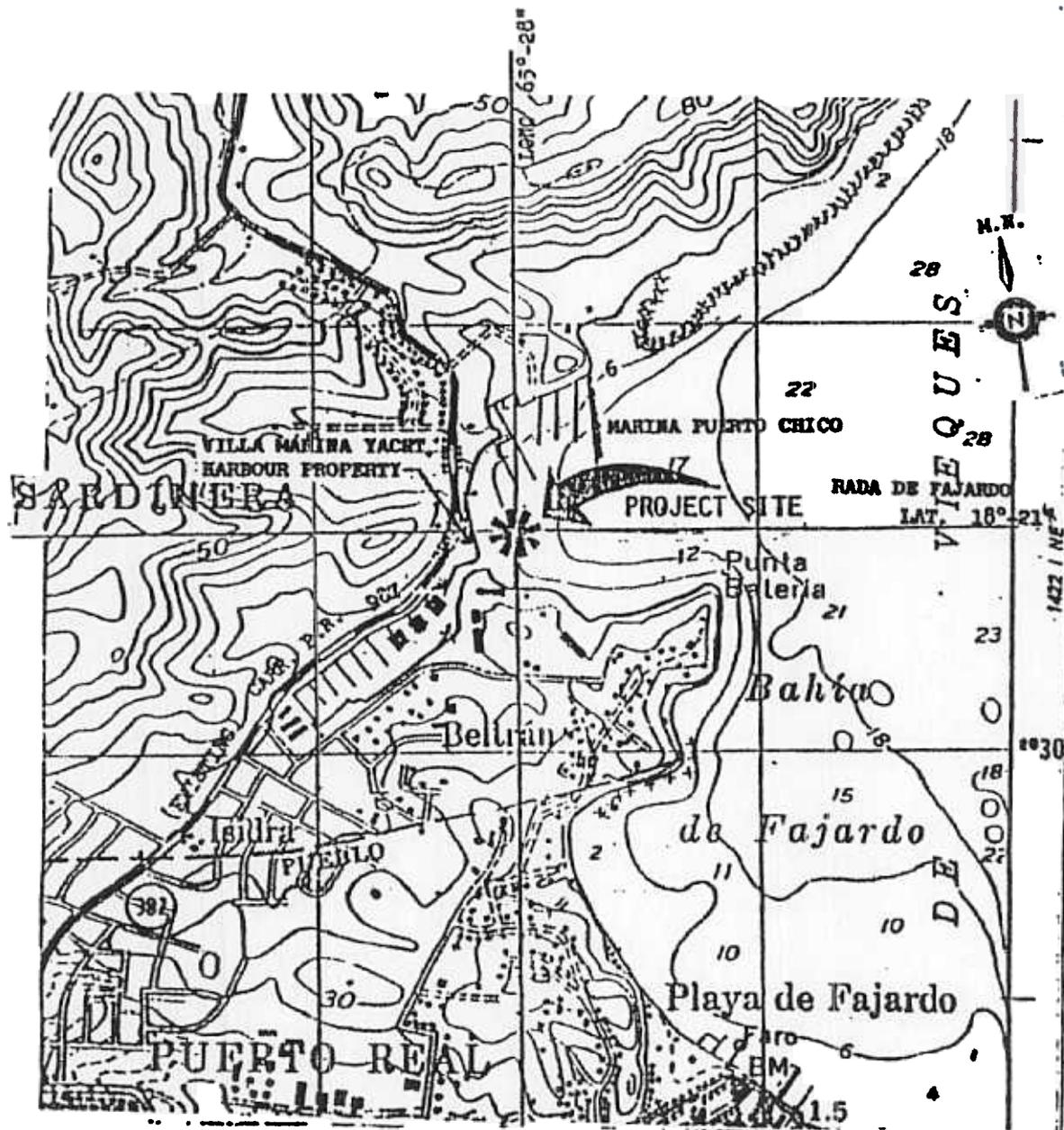
The main boardwalk will be 10 feet wide. It will be built of precast concrete slabs and precast concrete beams with cast in place concrete filler. For support it will have piles of 12 inches diameter and a length of 20 feet.

Benefits to the community

This project will provide needed docking facilities for medium sized boats. It will provide recreational facilities and will help increase tourism in the area.

Marine communities in Project Area

Many studies have been made at Sardinera Bay in Fajardo that have concluded that there are no reefs, aquatic plants or other aquatic communities of significance in the area.



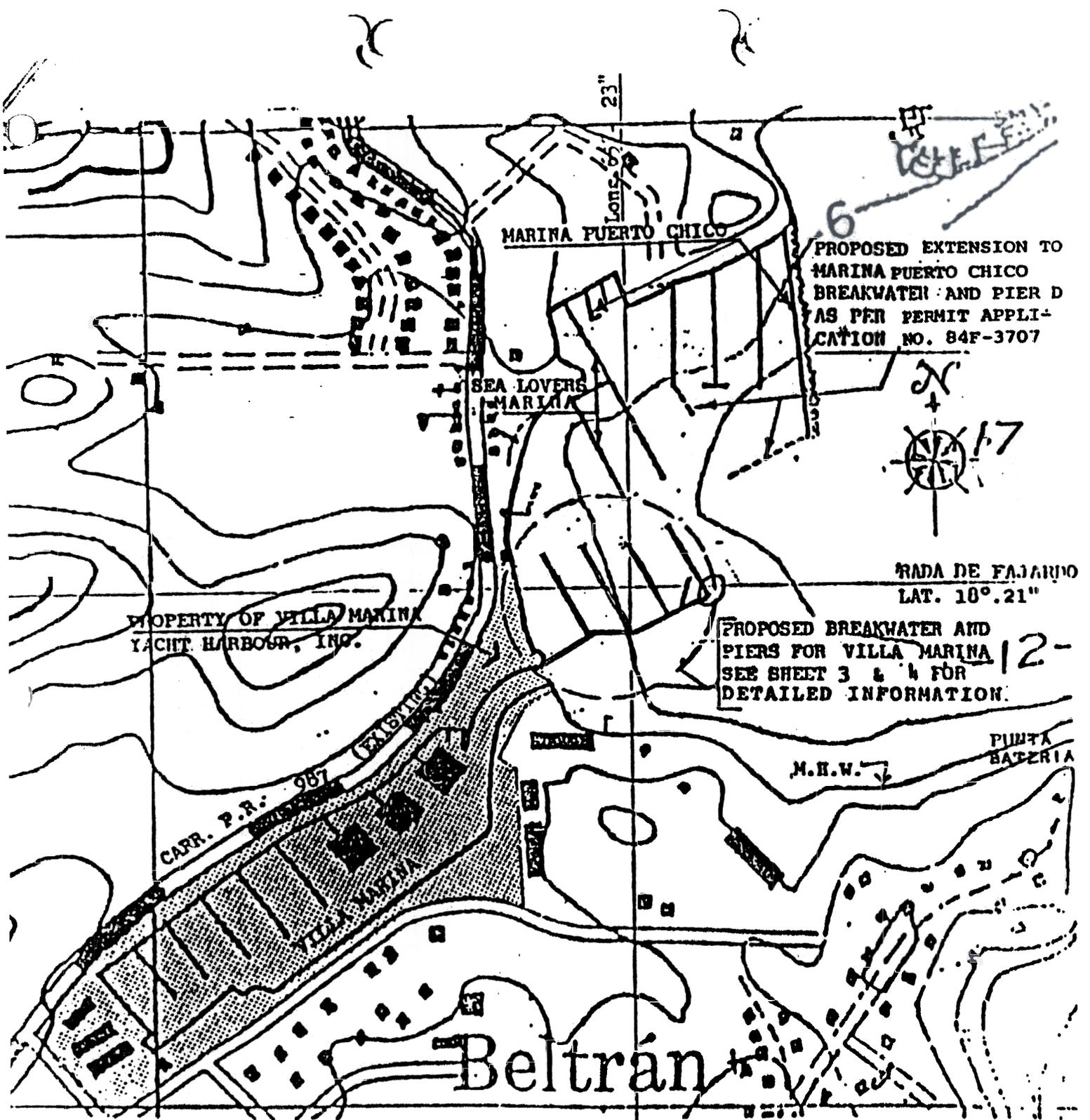
FROM: MAP, EDITED AND PUBLISHED BY THE GEOLOGICAL SURVEY CONTROL
 BY USGS AND NOS/NOAA-MAP EDITED 1982- — SHORELINE
 SHOWN REPRESENTS THE APPROXIMATE LINE OF MEAN HIGH WATER

LOCATION PLAN
 SCALE - 1:20,000
 SCALE IN FEET



NEW BREAKWATER AND ADDITIONAL PIERS
 FOR
 VILLA MARINA YACHT HARBOUR

APPLICATION BY:
 VILLA MARINA YACHT HARBOUR, INC.
 AT PLAYA SARDINERA, BAHIA DE FAJARDO
 FAJARDO, PUERTO RICO - DATE: 8-16-99



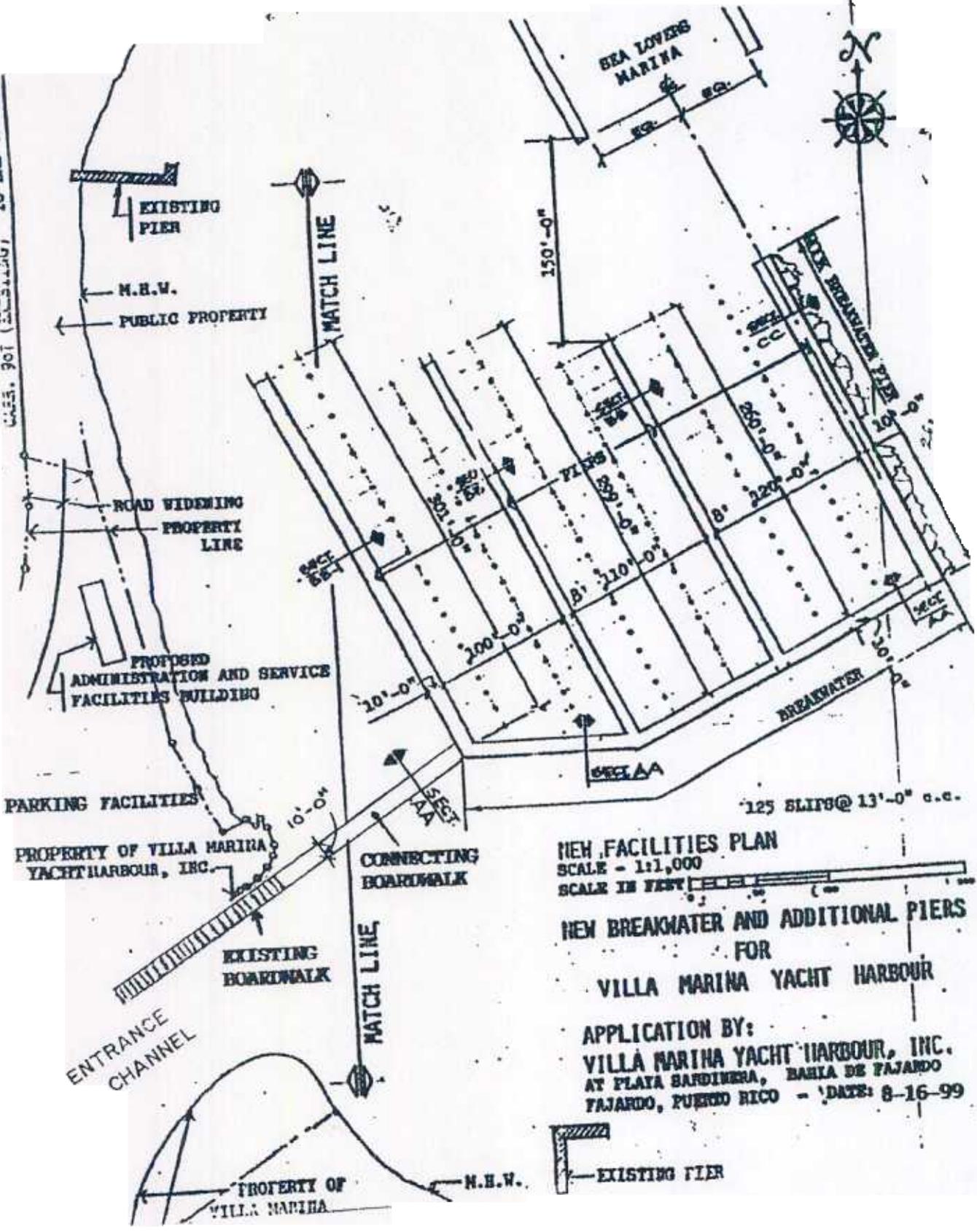
SITE PLAN
 SCALE - 1:5,000
 SCALE IN FEET

100 0 100 300 500 700 900 1,100 FEET

BREAKWATER AND ADDITIONAL PIERS
 FOR
 VILLA MARINA YACHT HARBOUR

APPLICATION BY:
 VILLA MARINA YACHT HARBOUR, INC.
 AP PLAYA SANDIEGA, BAHIA DE FAJARDO
 FAJARDO, PUERTO RICO - Date: 04/20/88
 88IPG-20516 SHEET 2 OF 7

CASE 901 (EXISTING) TO LOS FUNDOS



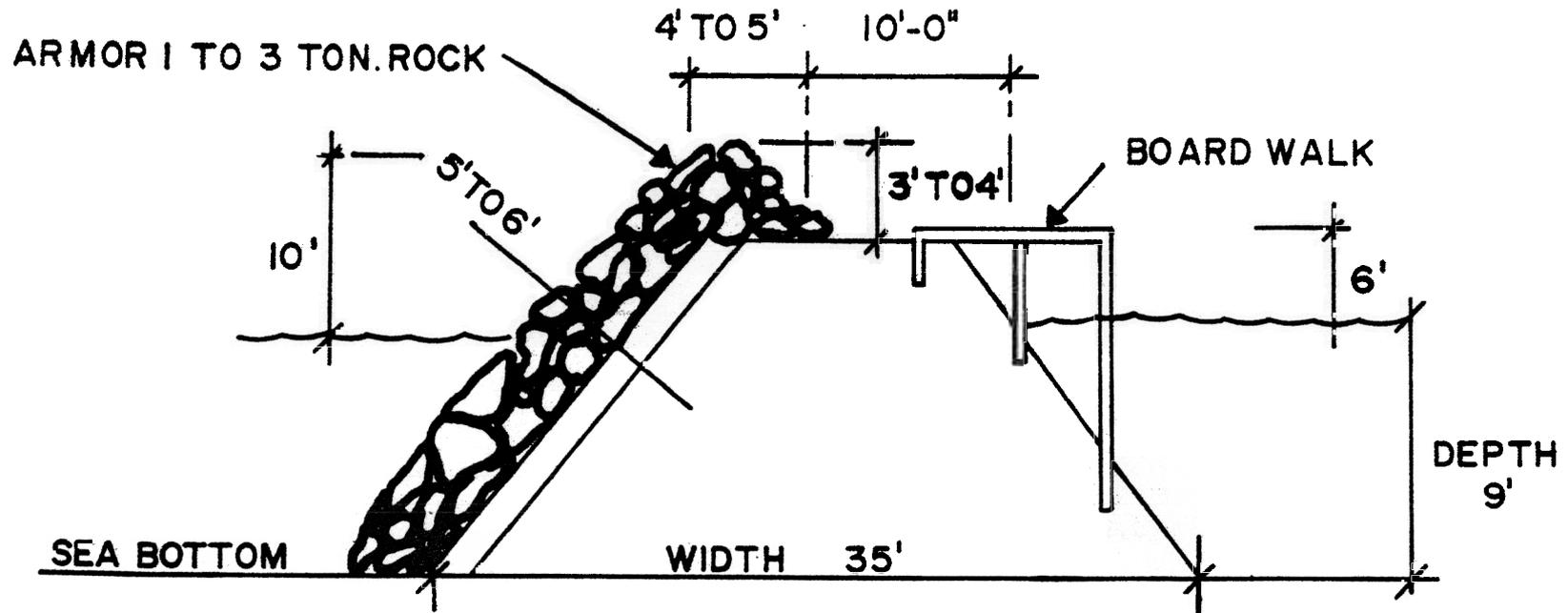
NEW FACILITIES PLAN
 SCALE - 1:1,000
 SCALE IN FEET

NEW BREAKWATER AND ADDITIONAL PIERS
 FOR
 VILLA MARINA YACHT HARBOUR

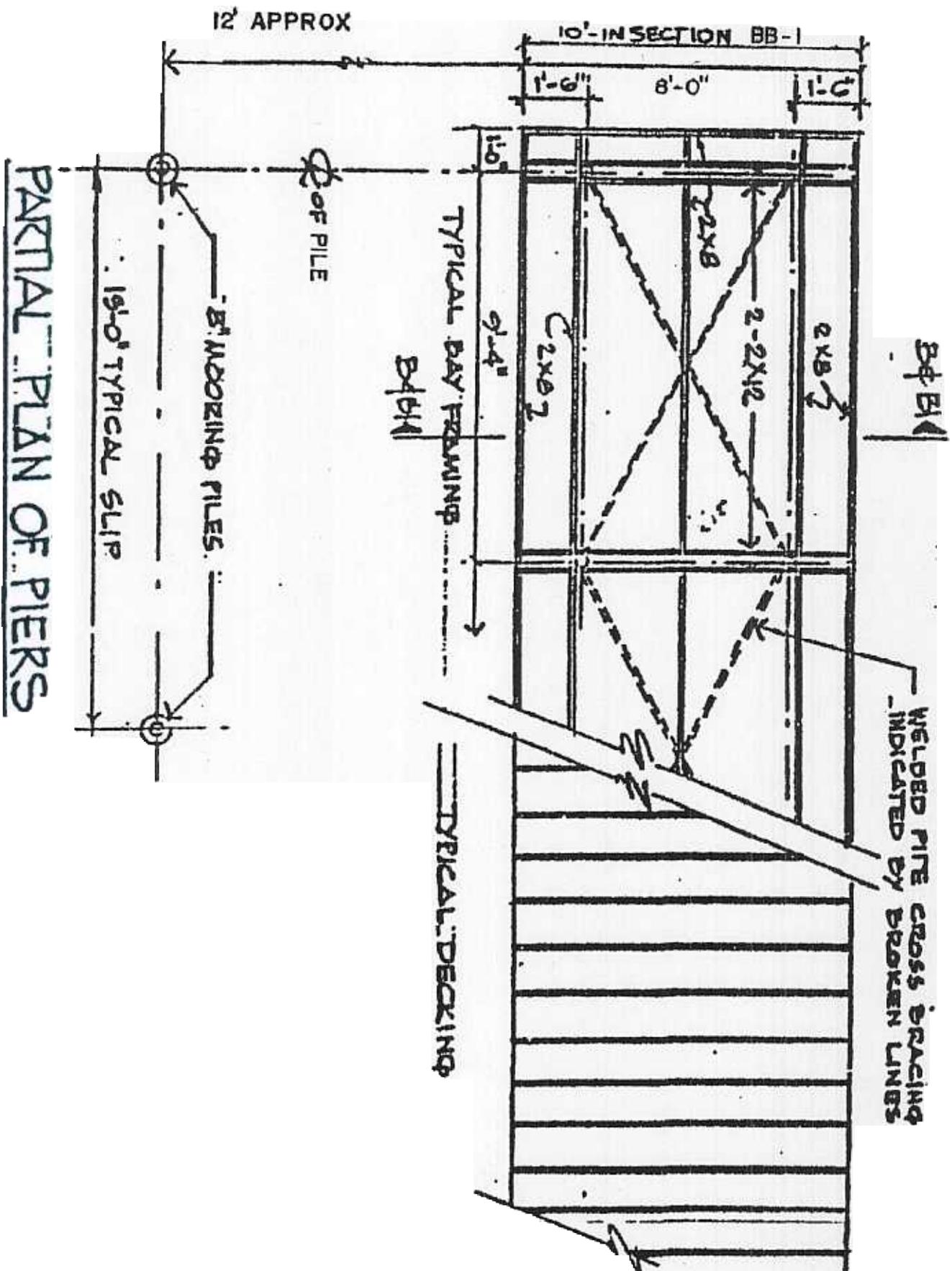
APPLICATION BY:
 VILLA MARINA YACHT HARBOUR, INC.
 AT PLAYA BARDINERA, BAHIA DE FAJARDO
 FAJARDO, PUERTO RICO - DATE: 8-16-99

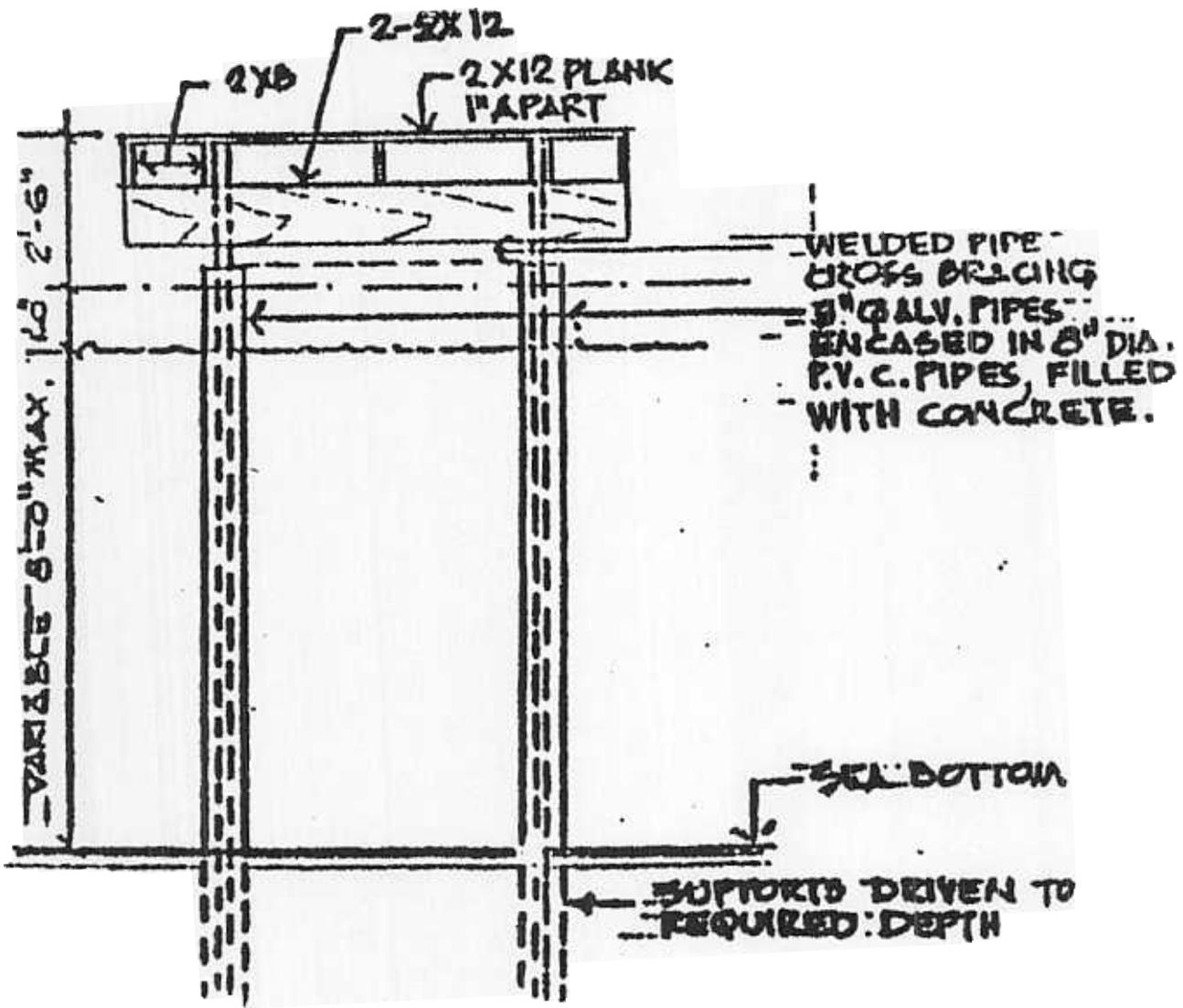


SECTION C-C

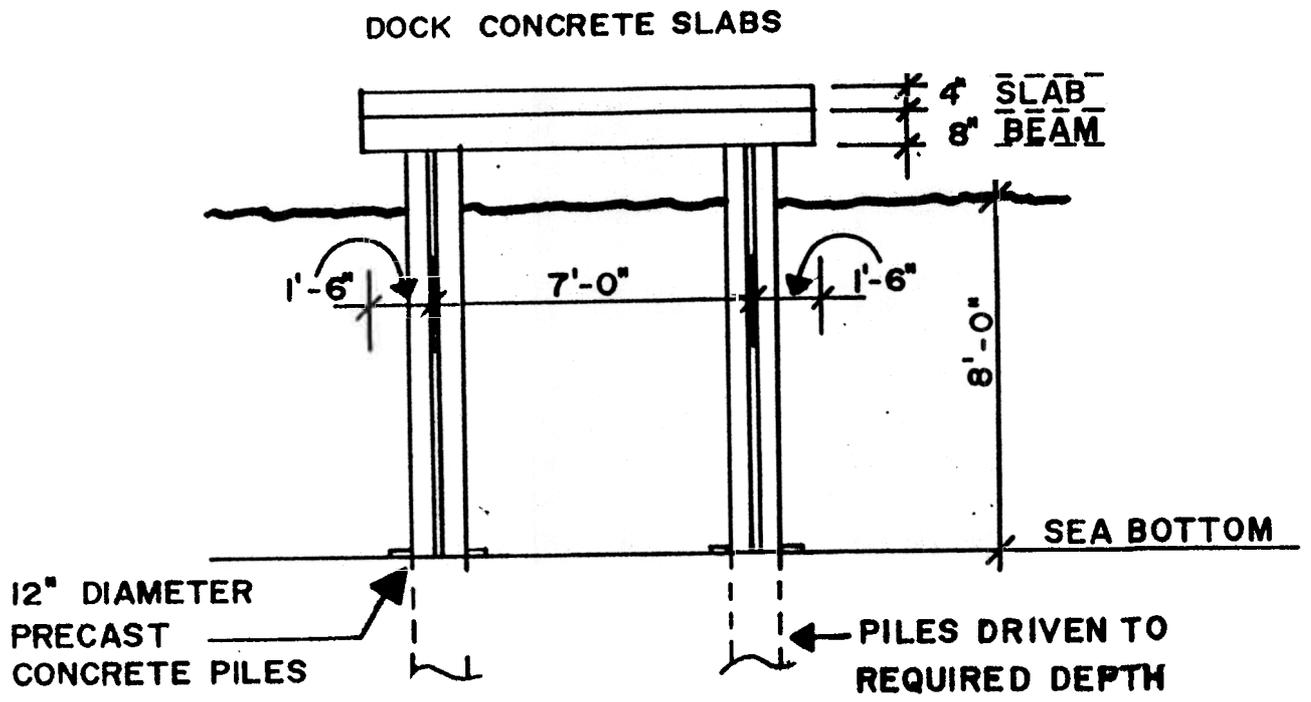


NEW BREAKWATER AND ADDITIONAL
PIERS FOR VILLA MARINA YACHT
HARBOUR

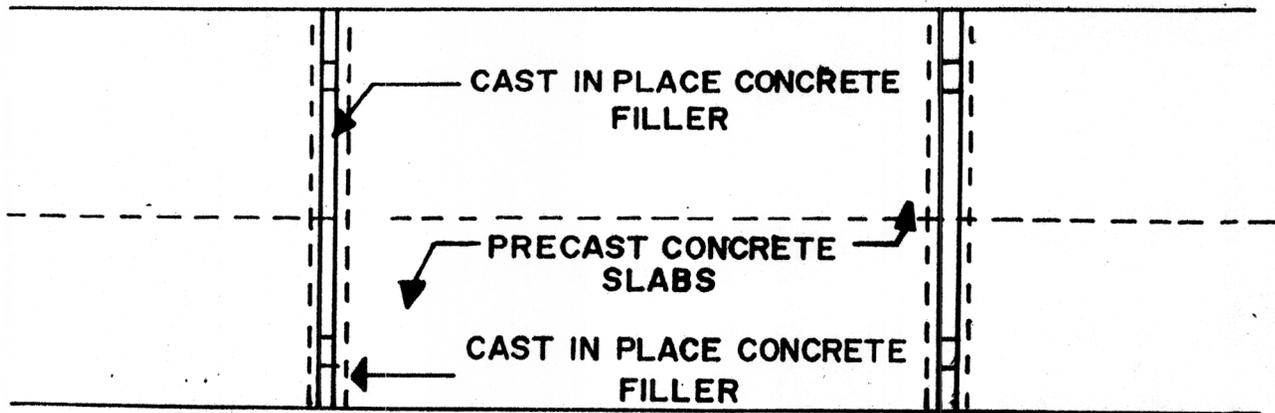




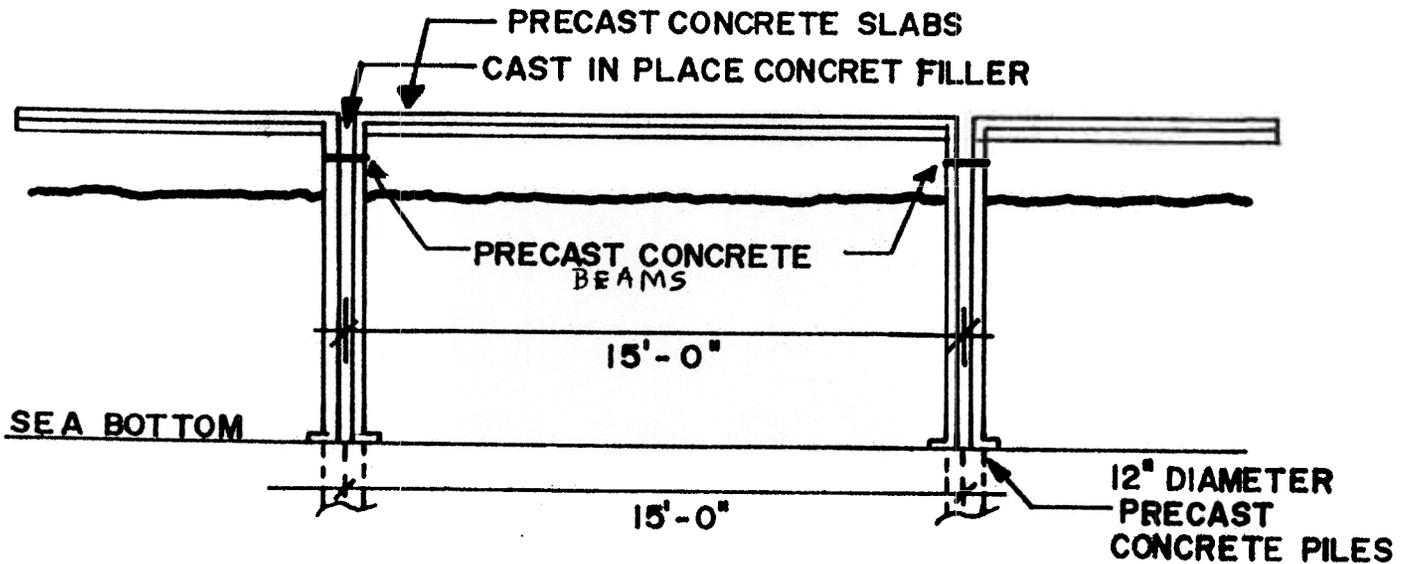
SECTION BB (8' WIDTH)



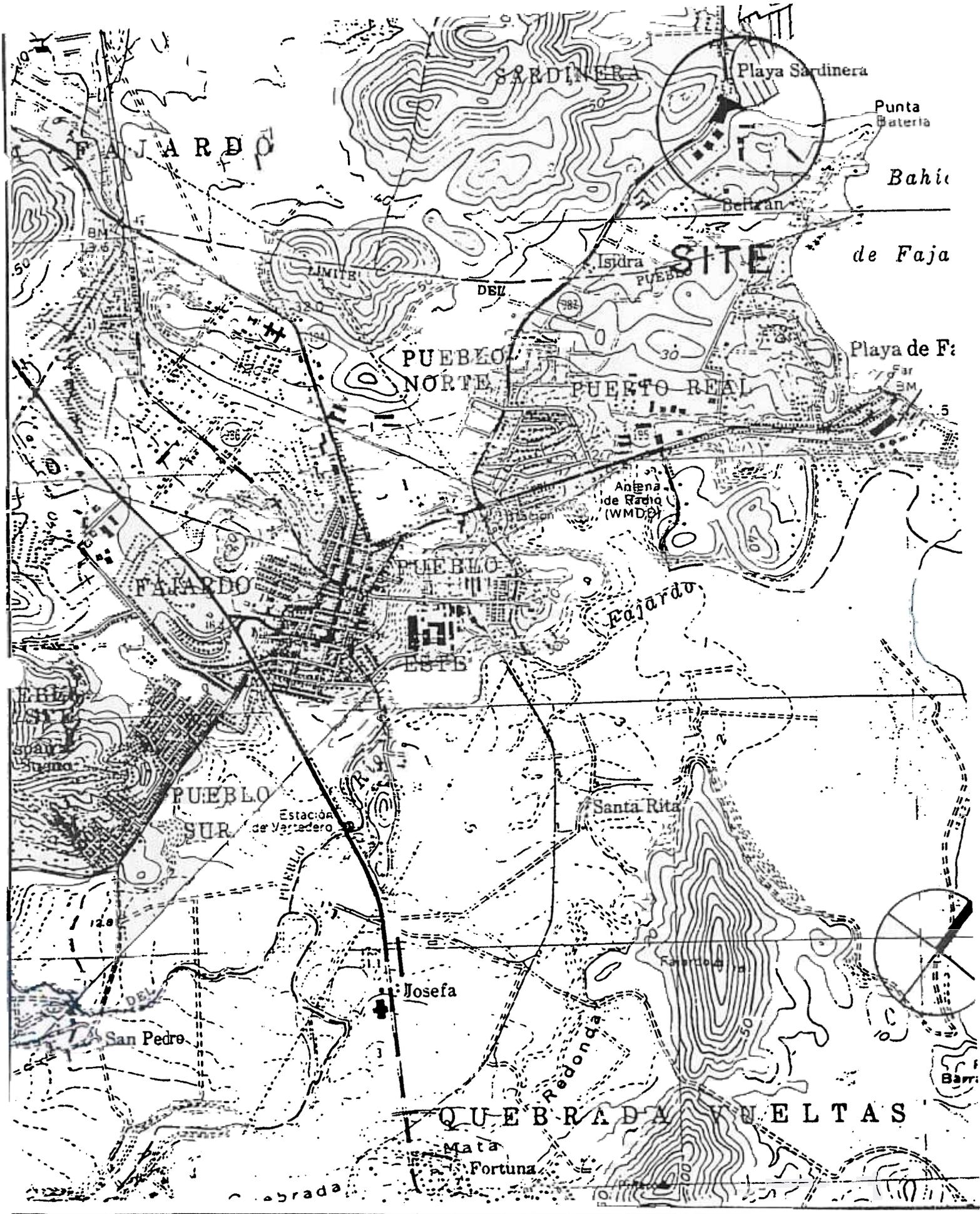
SECTION A-A



PARTIAL DOCK PLAN (SECTION A-A)



PARTIAL LONGITUDINAL SECTION (SECTION A-A)



LOCATION PLAN



November 5, 1998

Mr. Enrique H. Gutiérrez
Villa Marina Yacht Harbour, Inc.
P.O. Box 485
San Juan, Puerto Rico 00902

Federal Consistency Determination
CZ-95-0127-040 Villa Marina Expansion
Sardinera Ward, Fajardo, Puerto Rico.

Dear Mr. Gutiérrez:

This letter is in response to your application for Certification of Consistency with the Puerto Rico Coastal Management Program (PRCMP) for the expansion of Villa Marina Yacht Harbour at Sardinera Ward, Fajardo, Puerto Rico. Pursuant to 15 CFR 930.64 (d), the information submitted and based on the Federal Consistency Procedures with the PRCMP, the Puerto Rico Planning Board (PRPB) objects to your consistency certification.

The consistency certification was submitted for a U.S. Army Corps of Engineers permit for the above mentioned project. The consistency certification was submitted on January 27, 1995 at this Board. After reviewing it, the Planning Board found that the certification was incomplete. Pursuant to section 930.58 of the Federal Consistency Procedures, on February 6, 1995 the PRPB sent a letter to the applicant requesting the following information necessary to complete this certification:

A detailed description of the proposed activities and its associate facilities in order to assess the impacts of them on coastal, cultural and historic resources. The dimensions (length and width) and volume of fill material should be indicated.

Copy of the application submitted at the Corps of Engineers including supporting materials (diagrams, maps, etc.).

Diagrams illustrating technical data about the proposed works, including cross-sections.

Page 2

Mr. Enrique H. Gutiérrez

The applicant did not answer our letter. The requested information is extremely important for assessing the probable effects of the activity in the Coastal Zone. Therefore, the PRPB objects the project for insufficient information which is necessary to determine the consistency of the activity with the PRCMP.

Pursuant to 15 CFR 930.64 you have the right to appeal the Planning Board Consistency objection by filing a Notice of appeal with the Secretary of the U.S. Department of Commerce within thirty days of receipt of this letter. Your appeal must be based on one or both of the grounds that the proposed activity (1) is consistent with the objectives or purposes of the Coastal Zone Management Act (15 CFR 930.121), or (2) is necessary in the interest of national security (15 CFR 930.122). Copy of the notice and supporting information must be sent to the Planning Board.

Sincerely,

José R. Caballero Mercado
José R. Caballero-Mercado
Chairman

c: OCRM, Maryland
CoE, San Juan
PRCMO, DNER, San Juan

BAM/ET/cgr
ET

7. Type of construction or other work proposed:

- drainage () channeling () landfill () sand extraction () pier (X)
 bridge () residential () tourist (X)
 Other (specify and explain)

Description of proposed work:

CONSTRUCTION OF AN EXPANSION TO AN EXISTING MARINA INCLUDING A HOTEL.

8. Natural, artificial, historic or cultural systems likely to be affected by the project

Place an X opposite any of the systems indicated below that are in the project area or its surroundings which are likely to be affected by the activity. Indicate the distance from the project to any outside system that would likely be affected.

System	Within Project	Outside Project	Distance (meters)	Local name of affected system
beach, dunes		YES	50	SARDINERA BEACH
marshes	NO			
coral, reefs	NO			
river, estuary	NO			
bird sanctuary	NO			
lake, lagoon	NO			
agricultural unit	NO			
forest, wood	NO			
cliff, breakwater	NO			
cultural or tourist area (explain	YES			

Describe the likely impact of the project on the identified system (s)

Positive

Negative

Explain: THE PILES OF THE PILER AND THE BREAKWATER WOULD PROVIDED HABITAT FOR FISH AND WILD LIFE. THEY WALD PROVIDE SURFACE AREA ON THE WATER COLUMN FOR BENTIC COMMUNITIES TO GROW.

9. Indicate permits, approvals and endorsements of the proposal by Federal and Puerto Rican government agencies. Evidence of such support should be attached to the proposal.

	Yes	No	Pending	Application Number
a. Planning Board	()	()	(X)	
b. Regulation and Permits Administration	()	()	(X)	

	<u>Yes</u>	<u>No</u>	<u>Pending</u>	<u>Application Number</u>
c. Environmental Quality Board	()	()	(X)	_____
d. Department of Natural Resources	()	()	(X)	_____
e. State Historic Preservation Office	()	()		_____
f. U. S. Army Corps of Engineers	()	()	(X)	_____
g. U. S. Coast Guard	()	()		_____
h. Other (s) (specify)	()	()		_____

CERTIFICATE: I certify that (project name) VILLA MARINA EXPANSION
is consistent with the Puerto Rico Coastal Zone Management Program,
and that to the best of my knowledge the above information is true.

(Signed) _____
(Position) Architect



DATE: ENERO 11, 1995



COMMONWEALTH OF PUERTO RICO
OFFICE OF THE GOVERNOR
PUERTO RICO PLANNING BOARD

Minillas Governmental Center, North Bldg.
De Diego Ave, Stop 22
P.O. Box 41119, San Juan, P.R. 000940 - 9985

CERTIFICATE OF PROJECT CONSISTENCY WITH THE
PUERTO RICO COASTAL MANAGEMENT PROGRAM

DATE: **NOV 10 1988**

NAME OF APPLICANT: Villa Marina Yacht Harbour, Inc.

ADDRESS: P.O. Box 485
San Juan, Puerto Rico 00902

PROJECT DESCRIPTION: Expansion of an existing marina facilities:
Construction of a breakwater and additional
125 slips

PROJECT LOCATION: Sardinera Beach
Sardinera Ward
Fajardo, Puerto Rico

TYPE OF PROJECT: Federal activity
 Activity requiring a federal license or permit
 Federal assistance to State or Local Government

FEDERAL ADMINISTERING AGENCY: NOAA, Department of Commerce

PROGRAM IDENTIFICATION: 15 CFR Part 930

COASTAL ZONE APPLICATION IDENTIFIER: CZ-88-0512-172

CLEARINGHOUSE CERTIFICATION:

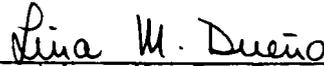
The Puerto Rico Planning Board, the designated state agency for administering Federal consistency procedures in Puerto Rico, CERTIFIES that it has received the notification and supporting documents related to the above project. As a result of an analysis of the comments by relevant agencies of the Government of Puerto Rico, the Planning Board concurs with objects to the consistency determination relating to the proposed project.

Coastal Zone Application
Identifier Number CZ-88-0512-172

COMMENTS AND ADDITIONAL INFORMATION

The concurrence of the Puerto Rico Planning Board with this consistency determination does not substitute the required Planning Board consideration of the project and/or others government permits. This will entail an in-depth analysis of other factors beside those considered in the coastal zone management process.

PUERTO RICO PLANNING BOARD
EXECUTIVE ORDER 12372



Lina M. Dueño
Vice-President

cc: CoE, San Juan

JP-833
Sept. 84



COMMONWEALTH OF PUERTO RICO
OFFICE OF THE GOVERNOR
PUERTO RICO PLANNING BOARD
PHYSICAL PLANNING AREA
LAND USE PLANNING BUREAU

57,000
234,000

APPLICATION FOR CERTIFICATION OF CONSISTENCY WITH THE
PUERTO RICO COASTAL MANAGEMENT PROGRAM

General Instructions:

- A. Attach a 1:20,000 scale, U.S. Geological Survey topographic quadrangular base map of the site.
- B. Attach a reasonably scaled plan or schematic design of the proposed project, indicating the following:
 - 1. Peripheral areas
 - 2. Bodies of water, tidal limit and natural systems
- C. You may attach any further information you consider necessary for proper evaluation of the proposal.
- D. If any information requested in the questionnaire does not apply in your case, indicate by writing "N/A" (not applicable).
- E. Submit a minimum of seven (7) copies of this application.

111

DO NOT WRITE IN THIS BOX

Type of application: _____ Application number: 0295-0127-040

Date received: _____ Date of certification: _____

Evaluation result: objection acceptance negotiation

Technician: _____ Supervisor: _____

Comments: _____

- 1. Name of Federal Agency: U. S. ARMY CORPS OF ENGINEERS
- 2. Federal Program Catalog Number:
- 3. Type of Action:
 Federal Activity License or permit federal assistance

4. Name of Applicant: VILLA MARINA YACHT HARBOUR, INC.
 Postal Address: POST OFFICE BOX 485, SAN JUAN, P.R. 00902
 Telephone: 721-8260

5. Project Name: VILLA MARINA EXPANSION

6. Physical Description of Project Location: P.R. 767 KM. 1.7 Bo. SARDIENAS
 FAJARDO

(area, facilities such as vehicular access, drainage, storm and sanitary sewer placement, etc.)

THE SITE IS PROVIDED WITH ALL NECESSARY INFRASTRUCTURE FOR THE EXPANSION OF VILLA MARINA.

