

David L Silverman
9901 Emmaus
St John, VI 00830
DLSILVERMAN@YAHOO.COM

The Honorable President Novelle E. Francis, Jr.
Legislature of the Virgin Islands
Capitol Building, Charlotte Amalie
P.O. Box 1690
St Thomas, VI 00804

August 16, 2019

re: **CZM Major Water Permit CZJ-04-14(W) for the Summers End Group LLC**

Dear President Francis,

I wrote to you on August 8, 2019 regarding a CZM Major Water Permit for the Summers End Group LLC, permit number CZJ-04-14(W). In that letter I requested that the Legislature wait until Virgin Islands Superior Court has had an opportunity to adjudicate on the merits of the permit and the procedures by which it was granted, before the Legislature takes any action to ratify the permit.

The permit in question was not on the agenda of the Committee of the Whole meeting this past Tuesday, August 13, and I want to thank you for this. The project proposed under the Summers End Group application will affect everyone who lives in Coral Bay, and virtually nobody was aware of the possible consideration of this permit by the Legislature.

My single goal in this entire process is to ensure transparency. I believe that all of those individuals concerned about the possible impacts of this project deserve to know what is happening with the permit. I am aware that two property owners wrote to the Senate regarding their concerns about private property rights, but the depth of concern extends far beyond those two individuals.

For example, I am attaching to this letter a statement that was signed by 40 (forty) small business owners in Coral Bay, all opposed to the Summers End Group marina project. Their concern was that the impacts of the construction and operation of such a project would be detrimental to their business, that it would drive visitors away and it would be damaging to the overall economy of Coral Bay. This letter was sent to the Army Corps of Engineers in 2015 and the sentiments expressed in it are even more valid today as we are emerging from the impacts of Hurricanes Irma and Maria.

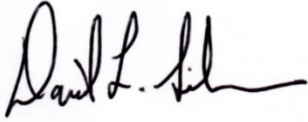
Today I am respectfully requesting two things:

1. If your office has received additional correspondence from the Summer's End Group and/or their advisors regarding this permit and its ratification, I would greatly appreciate it if you could forward copies of that correspondence to me. This is critically important so that we can offer additional perspectives on any comments made by the applicant, and so that we can maintain the transparency of the entire process.
2. If, contrary to our request, you should decide to bring this CZM permit before the Committee of the Whole prior to the resolution of pending litigation, we respectfully request that we be given ample notice to prepare for a hearing, that the hearing be held on St John and that it be held at a time when working people are able to attend.

David L Silverman
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Thank you for your service to the people of the Virgin Islands, and thank you for your consideration of these requests.

Respectfully yours,

A handwritten signature in black ink, appearing to read "David L. Silverman". The signature is fluid and cursive, with a long horizontal stroke at the end.

David L Silverman
Coral Bay, St John
email: DLSILVERMAN@YAHOO.COM
phone: 340.244.9875

Attachment: Letter signed by Coral Bay small business owners

LETTER FROM CORAL BAY SMALL BUSINESS OWNERS AND MANAGERS

The undersigned owners and managers of small businesses located in Coral Bay wish to express their opposition to the application by the Summers End Group to construct a 145-slip marina in Coral Bay harbor, St John, USVI. This project bears US Army Corps of Engineers application number SAJ-2004-12518 (SP-JCM).

As owners and managers of small businesses we interact almost every day of the year with local residents, part-time residents and tourists who come to Coral Bay to enjoy the "quiet side" of St John island. Many of our customers rent the several hundred rental properties surrounding the waters of Coral Bay and the East End of St John. These people come to Coral Bay to avoid the congestion and noise of Cruz Bay.

We are deeply concerned that the construction of a marina built on 1,333 steel pilings and covering 28 acres of Coral Bay harbor would create a multi-year disruption to our business. The construction noise, incessant pile driving, debris, dust, and impacts on air and water quality would drive away visitors, who are our customers. As a small business we cannot sustain a significant drop in sales over a period as long as this.

Nor do we believe this project could ever be successfully completed in Coral Bay. We have seen numerous failed attempts at large-scale construction on St John. Projects are started only to be left in a half-completed and unusable state, creating a blight on the landscape. This would cause permanent damage to the appeal of Coral Bay.

Coral Bay has extremely limited available public infrastructure – electricity, solid waste disposal – and no infrastructure whatsoever for other essential elements such as potable water and waste water treatment. Police presence is very limited and the nearest public health facility is several miles away. A project such as this would deplete the very resources that our businesses depend on for survival.

We believe this project will be damaging to the economy of Coral Bay – its small businesses, its rental properties, and its ecotourism appeal. We urge you in the strongest term to deny the permit requested by the Summers End Group.

Business Name (Please Print)

Signature / Date

Keep Me Posted

[Signature] 7/23/15

YOLMAN DESIGN BUILD

[Signature] 7/23/15

Decisions Interiors

Kathleen B. Nicholas

CRABBY'S WATER SPORTS

[Signature]

THE TOURIST TRAP
Tail Step Trading Co

NW Ten

CONNECTIONS EAST

ISLAND MUSE BOUTIQUE

LOVE CITY M.M.

MAHOBAI CLAY WORK @ Pickles

PICKLES

calbash market

Out De Gate / Triple B

Wind Spree

AWL MADE HERE

Allison Indigo Grill

Skinny Leg

Shipwreck Landing

Layman 7-23-2015

Elmer C. Hooper 7/23/15

Emily Brutto 7/23/15

Jennifer S. Robinson 7/23/15

~~Theresa~~ 7/23/15

~~Justin~~ 7-23-15

C. BRADY 7-23-15

B. MILICIA 7-23-15

lyh 7/25/15

D. G. 7/25/15

Zo Baruch 7/25/15

Tracy Keating 7/25/15

Allison Sorjoney

D. B.

Dennis Pizzo 7/27/15

CORAL BAY COMPUTERS

John 27 JUL 15

ST. JOHN SOLUTIONS

Mike 27 July 15

Pirate Girl Charters

Robert Mayin 27 July 15

ISLAND LIFE CHIROPRACTIC CTR.

Robert de Bona 29 JULY 15

Sloop Jones

JTU 8/3/15

STEIN * WORKS

Sandi Stein 8/5/15

Coral Bay Organic Gardens

Josephine & Ken 8/5/15

COLOMBO'S SMOOTHIES

J. Brown 8/5/15

AQUABISTRO

~~[Signature] 8/12/15~~

Full Moon

~~[Signature] 8/12/15~~

Carolina Corral

Dana Sanders 8/12/15

[Signature]

Amppgrounds 8-17-15

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Business Name (Please Print)

Signature / Date

STEVEN BOND CUSTOM WOODWORK

Steven E Bond 23 JULY 2015

HIGH HOUSE CORPORATION

Maitha Black 23 JULY 2015

CORAL BAY MARINE

Alan Mahler JUL 24, 2015

St John Secluded Villas

Leroy Witham July 24, 2015

Island Breeze Property Mgmt.

MIND Your Business

Toury Sea Ltd

Mambo Jumbo

Virgin Magic Charters

Lu Audis July 27, 2015

Margie Jones 7-28-2015

~~John~~ 8/3/15

~~John~~ 8/6/15

~~John~~ 8/7/15