

**JOINT APPLICATION  
FOR  
A DEPARTMENT OF THE ARMY, CORPS OF ENGINEERS PERMIT,  
STATE OF GEORGIA MARSHLAND PROTECTION PERMIT,  
REVOCABLE LICENSE AGREEMENT  
AND REQUEST FOR  
WATER QUALITY CERTIFICATION  
AS APPLICABLE**

**INSTRUCTIONS FOR SUBMITTING APPLICATION:**

Every Applicant is Responsible to Complete The Permit Application and Submit as Follows: One copy each of application, location map, drawings, copy of deed and any other supporting information to addresses 1, 2, and 3 below. If water quality certification is required, send only application, location map and drawing to address No. 4.

1. For Department of the Army Permit, mail to: Commander, U.S. Army Engineer District, Savannah ATTN: CESAS-OP-F, P.O. Box 889, Savannah, Georgia 31402-0889. Phone (912)652-5347 and/or toll free, Nationwide 1-800-448-2402.
2. For State Permit - State of Georgia (six coastal counties only) mail to: Habitat Management Program, Coastal Resources Division, Georgia Department of Natural Resources, 1 Conservation Way, Brunswick, Georgia 31523. Phone (912) 264-7218.
3. For Revocable License - State of Georgia (six coastal counties plus Effingham, Long, Wayne, Brantley and Charlton counties only) - Request must have State of Georgia's assent or a waiver authorizing the use of State owned lands. All applications for dock permits in the coastal counties, or for docks located in tidally influenced waters in the counties listed above need to be submitted to Real Estate Unit. In addition to instructions above, you must send two signed form letters regarding revocable license agreement to: Ecological Services Coastal Resources Division, Georgia Department of Natural Resources, 1 Conservation Way, Brunswick, Georgia 31523. Phone (912) 264-7218.
4. For Water Quality Certification State of Georgia, mail to: Water Protection Branch, Environmental Protection Division, Georgia Department of Natural Resources, 4220 International Parkway, Suite 101, Atlanta, Georgia 30354 (404) 675-1631.

The application must be signed by the person authorized to undertake the proposed activity. The applicant must be the owner of the property or be the lessee or have the authority to perform the activity requested. Evidence of the above may be furnished by copy of the deed or other instrument as may be appropriate. The application may be signed by a duly authorized agent if accompanied by a statement from the applicant designating the agent. See item 6, page 2.

1. Application No. \_\_\_\_\_ 2. Date \_\_\_\_\_ 3. For Official Use Only \_\_\_\_\_

4. Name and address of applicant.

Mr. Mark Smith  
141 Fairwind Road  
Savannah, GA 31410

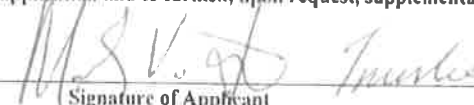
5. Location where the proposed activity exists or will occur. Lat. 32.015606 Long. -81016744

<u>Chatham</u> County	<u>G.M.D. 5</u> Military District	<u>Whitemarsh Island</u> In City or Town
<u>Savannah</u> Near City or Town	<u>Commodore Point</u> Subdivision	_____ Lot No.
<u>3.23 acres</u> Lot Size	_____ Approximate Elevation of Lot	<u>Georgia</u> State
<u>Wilmington River</u> Name of Waterway	<u>Wilmington River</u> Name of Nearest Creek, River, Sound, Bay or Hammock	

6. Name, address, and title of applicant's authorized agent for permit application coordination.

Sligh Environmental Consultants, Inc.  
Attn: Stuart F. Sligh  
31 Park of Commerce Way, Suite 200B  
Savannah, GA 31405 (912) 232-0451  
s\_sligh@slighec.com

Statement of Authorization: I Hereby designate and authorize the above named person to act in my behalf as my agent in the processing of this permit application and to furnish, upon request, supplemental information in support of this application.

 12-12-16  
Signature of Applicant Date

7. Describe the proposed activity, its purpose and intended use, including a description of the type of structures, if any to be erected on fills, piles, of float-supported platforms, and the type, composition and quantity of materials to be discharged or dumped and means of conveyance. If more space is needed, use remarks section on page 4 or add a supplemental sheet. (See Part III of the Guide for additional information required for certain activities.)

(See Attached Project Description)

8. Proposed use: Private  Public  Commercial  Other  (Explain)

9. Names and addresses of adjoining property owners whose property also adjoins the waterway.

Roberta B. Thompson  
149 Fairwind Road  
Savannah, GA 31410

Eugene E. Lyons, Jr.  
182 Fairwind Road  
Savannah, Ga 31410

10. Date activity is proposed to commence. Upon Permit Authorization to Proceed

Date activity is expected to be completed. Approximately 2 Years from Start Date depending on the permit issuance date with respect to dredge schedule.

11. Is any portion of the activity for which authorization is sought now complete Y X N

A. If answer is "Yes", give reasons in the remarks in the remarks section.  
Indicate the existing work on the drawings.

B. If the fill or work is existing, indicate date of commencement and completion.

C. If not completed, indicate percentage completed.

12. List of approvals or certifications required by other Federal, State or local agencies for any structures, construction discharges, deposits or other activities described in this application. Please show zoning approval or status of zoning for this project.

<u>Issuing Agency</u>	<u>Type Approval</u>	<u>Identification No.</u>	<u>Date/Application</u>	<u>Date/Approval</u>
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13. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein?  
Yes X NO (If "yes", explain).

Note: Items 14 and 15 are to be completed if you want to bulkhead, dredge or fill.

14. Description of operation: (If feasible, this information should be shown on the drawing).

A. Purpose of excavation or fill Maintenance Dredging for Dock and Marina Access – Total Dredge Area is 1.29 acres.

1. Access channel	length _____	depth _____	width _____
2. Boat basin	length _____	depth _____	width _____
3. Fill area	length _____	depth _____	width _____
4. Other _____	length _____	depth _____	width _____

(Note: If channel, give reasons for need of dimensions listed above.)

B. 1.If bulkhead, give dimensions N/A

2.Type of bulkhead construction (material) \_\_\_\_\_

Backfill required: Yes \_\_\_\_\_ No \_\_\_\_\_ Cubic yards \_\_\_\_\_

Where obtained \_\_\_\_\_

C. Excavated material

1.Cubic yards Approximately 6,400 Cubic Yards proposed to be dredged

2.Type of material Fine Silt to Silty Clay

15.Type of construction equipment to be used Cutter Head Dredge

A. Does the area to be excavated include any wetland? Yes \_\_\_\_\_ No X

B. Does the disposal area contain any wetland? Yes \_\_\_\_\_ No X

C. Location of disposal area The proposed disposal site (an existing spoil area) is located across Longfield Creek from the Savannah Yacht Club immediately adjacent to the dredging site.

D. Maintenance dredging, estimated amounts, frequency, and disposal sites to be utilized: None.

E. Will dredged material be entrapped or encased? The dredged material will be contained in the upland spoil area.

F. Will wetlands be crossed in transporting equipment to project site? No.

G. Present rate of shoreline erosion (if known) N/A

16. WATER QUALITY CERTIFICATION: In some cases, Federal law requires that a Water Quality Certification from the State of Georgia be obtained prior to issuance of a Federal license or permit. Applicability of this requirement to any specific project is determined by the permitting Federal agency. The information requested below is generally sufficient for the Georgia Environmental Protection Division to issue such a certification if required. Any item which is not applicable to a specific project should be so marked. Additional information will be requested if needed.

A. Please submit the following:

1. A plan showing the location and size of any facility, existing or proposed, for handling any sanitary or industrial waste waters generally on your property.
2. A plan of the existing or proposed project and your adjacent property for which permits are being requested.
3. A plan showing the location of all points where petro-chemical products (gasoline, oils, cleaners) used and stored. Any above-ground storage areas must be diked, and there should be no storm drain catch basins within the diked areas. All valving arrangements on any petro-chemical transfer lines should be shown.
4. A contingency plan delineating action to be taken by you in the event of spillage of petro-chemical products or other materials from your operation.
5. Plan and profile drawings showing limits of areas to be dredged, areas to be used for placement of spoil, locations of any dikes to be constructed showing locations of any weir(s), and typical cross sections of the dikes.

B. Please provide the following statements:

1. A statement that all activities will be performed in a manner to minimize turbidity in the stream.  
See Attached Project Description
2. A statement that there will be no oils or other pollutants released from the proposed activities which will reach the stream.  
See Attached Project Description
3. A statement that all work performed during construction will be done in a manner to prevent interference with any legitimate water uses.  
See Attached Project Description

17. Application is hereby made for a permit or permits to authorize the activities described herein, Water Quality Certification from the Georgia Environmental Protection Division is also requested if needed. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief such information is true, complete and accurate. I further certify that I possess the authority to under take the proposed activities.



Signature of Applicant

18. U.S.C. Section 1001 provides that: Whoever, in any matter within the jurisdiction of any department or agency of the United States, knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or representations, or makes or uses false writing or document knowing same to contain any false, fictitious or fraudulent statement or entry, shall be fined no more than \$10,000 or imprisoned not more than 5 years or both.

#### PRIVACY ACT NOTICE

The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act and Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972. These laws require permits authorizing structures and work 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. Information provided will be used in evaluating the application for a permit. Information in the application is made a matter of public record through issuance of a public notice. Disclosure of the information requested is voluntary, however, the data requested are necessary in order to communicate with the applicant and to evaluate the permit application. If necessary information is not provided, the permit application cannot be processed nor can a permit be issued.

**SUPPORTING REMARKS:**

STATE OF GEORGIA  
5-YEAR REVOCABLE LICENSE REQUEST

APPLICANTS NAME(S): Mark V. Smith Revocable Trust, Mr. Mark V. Smith as Trustee

MAILING ADDRESS: 141 Fairwind Road Savannah Georgia 31410  
(Street) (City) (State) (Zip)

PROJECT ADDRESS/LOCATION: Same as listed above


COUNTY: Chatham WATERWAY: Wilmington River DATE: February 1, 2016

LOT, BLOCK & SUBDIVISION NAME FROM DEED: Lot 2-A-2, 141 Fairwind Road, Whitmarsh Island

Georgia Department of Natural Resources  
Coastal Resources Division  
One Conservation Way  
Brunswick, Georgia 31520-8687

I am making application for a permit with the U.S. Department of the Army, Corps of Engineers, Savannah District. I understand that the issuance of such a permit will not relieve me of the obligation to obtain authorization from the State of Georgia since the proposed project would constitute an encroachment on the beds of tidewaters which are State-owned property. Accordingly, I hereby request that I be granted a revocable license from the State of Georgia. Attached hereto and made a part of this request is a copy of the plans and description of the project which will be the subject of such a license. I certify that all information submitted is true and correct to the best of my knowledge and understand that the willful misrepresentation or falsification is punishable by law.

I understand that if permission from the State is granted, it will be a revocable license and will not constitute a license coupled with an interest. I acknowledge that this revocable license does not resolve any actual or potential disputes regarding the ownership of, or rights in, or over the property upon which the subject project is proposed, and shall not be construed as recognizing or denying any such rights or interests. I acknowledge that such a license would relate only to the property interests of the State and would not obviate the necessity of obtaining any other State license, permit or authorization required by State law. I further recognize that I will have no liveboards, nor allow them to occur, at this structure. I recognize that I waive my right of expectation of privacy and I do not have the permission of the State of Georgia to proceed with such project until the Commissioner of the DNR has signed a copy of this request.

Sincerely,  
  
By: Mark V. Smith Revocable Trust, Mark V. Smith, Trustee  
(Applicant), title if applicable

Attachment \*\*\*\*\*

The State of Georgia hereby grants you a revocable license not coupled with an interest as provided in your request. This area may now or in the future be utilized by boats employing power drawn nets under the provisions for commercial or sport bait shrimping. In its occupancy and use of the premises, licensee shall not discriminate against any person on the basis of race, gender, color, national origin, religion, age, or disability. This covenant by licensee may be enforced by termination of this license, by injunction, and by any other remedy available at law to the Department. The project proposed for this license must be completed within 5 years of the date of issuance of the license and must be maintained in serviceable condition. Otherwise, action will be initiated to revoke the license and all structures must be removed immediately at the licensee's expense.

STATE OF GEORGIA  
Office of the Governor

By: \_\_\_\_\_  
For: Mark Williams, Commissioner-DNR

DATE: \_\_\_\_\_

# Coastal Marina, Community or Commercial Dock Checklist

(fill in the blanks as indicated or answer yes or no)

## LOCATION:

County Chatham Landmarks Whitemarsh, Island  
Municipality Savannah, GA Waterway Wilmington River

## FACILITY:

Facility Type  Private  Public  Commercial  Other  
Dock Space  Leased  Sold  Rented  Other

Size of Upland Area (sq. ft.) Approx 2.39 Acres Size of Submerged Area (sq. ft) 1.29 acres

## WATERWAY INFORMATION:

open water  river  creek  basin

Tidal Range (ft MLW) +/- 7 feet Water Depth (ft. MLW) +/-3 feet  
Channel Width (ft. MLW) +/- 1,300 feet Depth of Dredging (ft. MLW) - 8 feet

Distance facility will extend into the waterway beyond MLW Approx 260 feet

## EXISTING OR PLANNED SERVICES IN JURISDICTION:

<input type="checkbox"/> boat ramp	<input type="checkbox"/> hoist	<input type="checkbox"/> mobile lift	<input type="checkbox"/> vessel TV hookup
<input type="checkbox"/> railway	<input type="checkbox"/> fuel	<input type="checkbox"/> propeller repair	<input type="checkbox"/> electrical repair
<input type="checkbox"/> pump-out vessels	<input type="checkbox"/> hull repair	<input type="checkbox"/> engine repair	<input type="checkbox"/> vessel electric hookup
<input type="checkbox"/> boat building	<input type="checkbox"/> ship's store	<input type="checkbox"/> dockmaster's office	<input type="checkbox"/> fire protection
<input type="checkbox"/> restrooms	<input type="checkbox"/> showers	<input type="checkbox"/> restaurant	<input type="checkbox"/> laundromat
<input type="checkbox"/> hotel	<input type="checkbox"/> # of vehicle parking spaces	<input type="checkbox"/>	<input type="checkbox"/> # of trailer parking spaces

## DREDGING/FILLING/ShORELINE STABILIZATION:

NO Will dredging be required for the access channel?  
 YES Will dredging be required for boat basin? *Maintenance Dredging for Access to existing dock.*  
 NO Is filling proposed in tidal wetlands?  
 NO Is filling proposed in open water?  
 YES Will dredge disposal sites be required?  
 N/A Have future dredge disposal sites been identified?  
 N/A Have future dredge spoil sites been set aside with deeds or easements?  
 NO Is shoreline stabilization proposed? If so, what type?  
 YES Is the project in or near a US Army Corps of Engineers maintained channel or basin with an authorization depth of 12 feet or greater? (if so, contact the Corps of Engineers) *Section 408 review Completed.*

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MAR 17 2017

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**HABITAT/WILDLIFE/CULTURAL RESOURCES:** (contact GADNR Wildlife Resources Division, US Fish & Wildlife Service, National Marine Fisheries Service, GADNR Coastal Resources Division Marine Fisheries, OR GADNR Historic Resources Division)

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NO Is this site located near a wildlife refuge, wilderness area, special management area, or other area specifically located for the protection of fish and wildlife?  
If yes, what is the distance? \_\_\_\_\_

YES Is this project in an area identified as “**essential fish habitat**”? (contact GADNR CRD Marine Fisheries). The proposed dredging is within areas that could be considered essential fish habitat; however, because the project only includes dredging during the winter months, the project should not result in an adverse effect to essential fish habitat.

YES Are rare, threatened, endangered or otherwise designated unique or outstanding aquatic or terrestrial species or their habitats known to be present at or near the project site? *Manatee copnditions will apply to the proposed dredging activity, so adverse impacts to this species should not occur.*

NO Do oyster or clam beds occur in or near the project site or access channels?  
If yes, what is the distance? \_\_\_\_\_ If yes, what is the acreage? \_\_\_\_\_

YES Is the project site near active crabbing areas? (contact GADNR CRD Marine Fisheries)

NO Is the project site in designated bait zones? (contact GADNR CRD Marine Fisheries)

NO Is the project site in or near an area of historic, archeological, or scenic value?  
If yes, explain \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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**RECEIVED**

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