

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, Savannah District, US Army Corps of Engineers, ATTN: CESAS-RD, 100 W. Oglethorpe Avenue, Savannah, Georgia 31401-3640. 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. **Benjamin and Katherine Neufeld**
503 Herb River Drive
Savannah, GA 31406

5. Location where the proposed activity exists or will occur.

Lat. 32.009870 Long. -81.040079

| | | |
|--|--|------------------------------------|
| <u>Chatham</u> County | <u>GMD 6</u> Military District | <u>Savannah</u> In City or Town |
| <u>Savannah</u> Near City or Town | <u>Dutch Island</u> Subdivision | <u>N/A</u> Lot No. |
| <u>1.597 ac.</u> Lot Size | <u>7'</u> Approximate Elevation of Lot | <u>Georgia</u> State |
| <u>Marsh of Grimball Creek</u> Name of Waterway | <u>Grimball Creek</u> Name of Nearest Creek, River, Sound, Bay or Hammock | |

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

**Resource & Land Consultants LLC
Attn.: Mr. Russell Parr
41 Park of Commerce Way, Suite 303
Savannah, GA 31405**

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.

Benjamin Herfeld 5/8/17
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.) Install 56 lf of 42"RCP, 770 ft2 of rip-rap, and 2015 ft2 of fill material into tidal ditch to facilitate access to subject property. Existing access is on northern portion of property that is being sold to Glynn Co. Board of Education.

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

9. Names and addresses of adjoining property owners whose property also adjoins the waterway.
William Bromber & Meghan McGovern Frederick & Adele Muller Dutch Island HOA
505 Herb River Drive 501 Herb River Drive 102 Dutch Island Drive
Savannah, GA 31406 Savannah, GA 31406 Savannah, GA 31406

10. Date activity is proposed to commence. Upon authorization

Date activity is expected to be completed. Within 5 years of authorization

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

- 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> |
|-----------------------|----------------------|---------------------------|-------------------------|----------------------|
| GADNR | Revocable License | N/A; | date concurrent | Pending |
| CMPC | CMPA | N/A; | date concurrent | Pending |
| GA EPD | 401 Certification | N/A; | date concurrent | Pending |

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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 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 Installation of a pedestrian bridge

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. If bulkhead, give dimensions _____

-- Type of bulkhead construction (material) _____

1. Backfill required: Yes _____ No _____ Cubic yards _____

2. Where obtained _____

c. Excavated material

1. Cubic yards _____

2. Type of material _____

15. Type of construction equipment to be used excavator, backhoe, bulldozer, compactor

a. Does the area to be excavated include any wetland? Yes ___ No ___

b. Does the disposal area contain any wetland? Yes ___ No ___

c. Location of disposal area _____

d. Maintenance dredging, estimated amounts, frequency, and disposal sites to be utilized: _____

e. Will dredged material be entrapped or encased? _____

f. Will wetlands be crossed in transporting equipment to project site? _____

g. Present rate of shoreline erosion (if known) _____

16. Description of Avoidance, Minimization and Compensation: Provide a brief explanation describing how impacts to waters of the United States are being avoided and minimized on the project site. Also, provide a brief description of how impacts to waters of the United States will be compensated for, or a brief statement explaining why compensatory mitigation should not be required for those impacts.

The proposed activity includes the installation of a pedestrian walkway that will provide access to an upland portion of the lot that is currently inaccessible through the owner's property. Currently access is only afforded through the adjacent property driveway. The applicant has proposed a timber boardwalk that will not restrict the tide or significantly disturb aquatic life movements. With no impact to tidal or aquatic life movements no compensatory mitigation is proposed.

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17. 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. N/A
2. A plan of the existing or proposed project and your adjacent property for which permits are being requested. **The pedestrian walkway exhibits are included**
3. A plan showing the location of all points where petro-chemical products (gasoline, oils, cleaners) used and stored. Any aboveground storage areas must be diked, and there should be no storm drain catch basins within the dike areas. All valving arrangements on any petro-chemical transfer lines should be shown. N/A
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. N/A
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. N/A

b. Please provide the following statements:

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

18. 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 undertake the proposed activities.


Signature of Applicant

19. 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 fills 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: Applicant is seeking CMPA authorization from Coastal Marshlands Protection Committee and verification from Savannah District Corps of Engineers to utilize Nationwide Permit 18 for the proposed activities. Applicant is selling a portion of his property to the Glynn County board of education, and as a result will lose the only existing access to the remainder of the property.

STATE OF GEORGIA
5-YEAR REVOCABLE LICENSE REQUEST

APPLICANTS NAME(S): Benjamin & Katherine Neufeld

MAILING ADDRESS: 503 Herb River Drive Savannah GA 31406
(Street) (City) (State) (Zip)

PROJECT ADDRESS/LOCATION: 503 Herb River Drive, Savannah, GA 31406

COUNTY: Chatham WATERWAY: Marshes of Grimball Creek DATE: 05/08/17

LOT, BLOCK & SUBDIVISION NAME FROM DEED: LT35 RESUB OF LTS 35+PT OF LT 36 GNANN HAMMOCK SUB PHASE 2

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 that 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 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 acknowledge that I will have no liveaboards, 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 DNR has signed a copy of this request.

Sincerely,

By: Benjamin Neufeld
Benjamin Neufeld

By: Katherine Neufeld
Katherine Neufeld

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 this license and all structure must be removed immediately at the licensee's expense.

STATE OF GEORGIA
Office of the Governor

By: _____
For: Mark Williams, Commissioner-DNR

DATE: _____

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