



COASTAL RESOURCES DIVISION

ONE CONSERVATION WAY · BRUNSWICK, GA 31520 · 912-264-7218

WALTER RABON  
COMMISSIONER

DOUG HAYMANS  
DIRECTOR

November 15, 2023

Chuck LaPorte  
Brunswick Cellulose, LLC  
1400 West 9<sup>th</sup> Street  
Brunswick, GA 31520

**Re: Letter of Permission (LOP) and Revocable License (RL) for the Removal and Replacement of the River Tank Foundation, Temporary Installation of Sheet Piles, and Temporary Fill, Brunswick, Glynn County, Georgia (GPS: 31.16875N, -81.52083W)**

Dear Mr. LaPorte,

A Letter of Permission (LOP) was issued on March 26, 2022, for removal and replacement of the River Tank foundation within the existing footprint at the location. The LOP authorized replacing pilings, pile caps and surface concrete in their existing footprint and configuration located over coastal marshlands. After further evaluation of the project, it was determined that the work could not be done from the upland or barge and crane. Therefore, it was determined that a temporary access area would need to be constructed to replace the River Tank foundation.

This Letter of Permission (LOP) is in response to your request, received November 6, 2023, on behalf of Brunswick Cellulose LLC, for additional construction of a temporary sheet pile barrier to contain temporary fill material to provide access to the River Tank foundation for removal and replacement of the River Tank foundation within the existing project footprint, as previously authorized. The project will begin no sooner than fifteen (15) days from the receipt of this letter and be completed within six (6) months.

The existing structure consists of an irregularly shaped concrete slab and foundation totaling approximately 2,847sq.ft. extending from the existing No. 5 Recovery Boiler Building on the upland as depicted in the request. The remaining portions of the River Tank foundation including pilings, pile caps, and surface concrete will be removed, and a new concrete slab and foundation will be installed to replace the failed foundation within the same footprint. In order to remove the old River Tank foundation approximately 90 linear feet of sheet pile wall will be installed to contain approximately 126cu.yds. of fill material needed for equipment to access the project site. The temporary impacts resulting from the placement of fill and sheet piles will be approximately 2,690sq.ft. Cap beams will be poured in-place over the new pilings and new pre-cast concrete slabs will be installed to replace the deck. Upon completion of the work, the temporary sheet-pile containment wall and temporary fill will be removed from coastal marshlands and the work footprint restored to its pre-construction condition.

Per the request, the new concrete slab will be designed for a uniform live load capacity of 200lbs. per sq.ft. which is what is considered Light Manufacturing Use and a Heavy Manufacturing Use as defined by ASCE 7 "Minimum Design Loads for Buildings and Other Structures" Standard. The existing 3ft. high concrete wall, serving as the perimeter of the River Tank foundation, will remain to identify a demarcation line between the existing higher capacity loading area and the

new River Tank foundation designed for lighter loading. The lighter loading design for the new River Tank foundation is based upon an intended use of staging and laydown area and could accept small mobile equipment that does not exceed the design load capacity. The new River Tank foundation will not be designed for heavy equipment loads such as large cranes, etc.

The Department authorizes the removal and replacement of the River Tank foundation in the current footprint as depicted in the attached description and drawings. No unauthorized equipment, materials, or debris may be placed in, disposed of, or stored in jurisdictional areas. All material removed must be disposed of at an appropriate upland disposal area. Any visible alterations in marsh topography will be restored immediately using low-impact hand tools. Any damage to the marsh vegetation that has not recovered naturally during the next growing season will be repaired by a method acceptable to the Department.

Please find enclosed a fully executed Revocable License (RL) for the project described above. This license serves as an authorization to utilize state owned tidal water bottoms for your project. Any change in the use, location, dimensions, or configuration of the approved project, without prior notification and approval from this office could result in revocation of this permission and in the required removal of the related structures. Tidal water bottoms and marshlands of coastal Georgia are public trust lands controlled by the State, except for such lands where a validated Crown Grant or State Grant exists.

This authorization does not relieve you from obtaining any other federal, state, or local permits. If you have any further questions or concerns regarding this or any other projects, please feel free to contact Paul Tobler at (912) 264-7218.

Sincerely,



Doug Haymans  
Director

Enclosures: Project Description, Drawings, and LOP20220033

Cc: Glynn County Building Department  
[jared.k.chrisp@usace.army.mil](mailto:jared.k.chrisp@usace.army.mil)

File: LOP20230084



STATE OF GEORGIA


REVOCABLE LICENSE FOR THE USE OF TIDAL WATERBOTTOMS

APPLICANT NAME(S): Brunswick Cellulose, LLC  
MAILING ADDRESS: P.O. Box 1438, Brunswick, GA 31521  
(Street) (City) (State) (Zip)  
PROJECT ADDRESS/LOCATION: 1400 West 9th Street, Brunswick, GA 31520  
COUNTY: Glynn WATERWAY: Turtle River  
LOT, BLOCK & SUBDIVISION NAME FROM DEED: NA

The State of Georgia hereby grants you a revocable license not coupled with an interest<sup>1</sup>. 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/or by any other remedy available at law to the Georgia Department of Natural Resources.

Attached hereto as Attachments A and B and made a part of this license are the project description, drawing(s), and terms and conditions that are the subject of this license. The project approved for this license must be constructed and completed within the specified timeframe noted in the terms and conditions and must be maintained in serviceable condition. Otherwise, action will be initiated to revoke this license and all structures must be removed immediately at the licensee's expense.

STATE OF GEORGIA  
Office of the Governor

By:   
For: Walter Rabon  
Commissioner-DNR

Date: NOV 15 2023

Enclosures: Attachment A: Project Description, Terms and Conditions  
Attachment B: Project Drawing(s)  
Attachment C: Post Construction Notification Form

<sup>1</sup> Tidal water bottoms and marshlands of coastal Georgia are public trust lands owned by the State, except where ownership of such lands is demonstrated through an unbroken chain of title to a valid Crown or State Grant, which explicitly conveys the beds of such tidewaters. The Revocable License authorizes use of lands presumed to be owned by the State of Georgia, and which are under control of the State. This Revocable License is issued with the understanding and condition that it could be rendered invalid should another person demonstrate ownership to such lands pursuant to a valid Crown Grant or State Grant. This Revocable License is issued with the understanding that such lands are subject to the public trust doctrine.

# FEDERAL CONSISTENCY CERTIFICATION STATEMENT

Printed Name of Applicant(s): Brunswick Cellulose LLC c/o Chuck Laporte

Applicant Email: charles.laporte@gapac.com Phone: 912-717-1801

Agent Name (if applicable): Daniel Bucey / RLC Phone: 912-443-5896

To Whom It May Concern:

This is to certify that I have made application to the U.S. Army Corps of Engineers (USACE) for authorization to impact Waters of the United States and that such proposed work is, to the best of my knowledge, consistent with Georgia's Coastal Management Program.

I understand I must provide this Consistency Certification Statement, along with a copy of my permit application submitted to USACE, to the Georgia Department of Natural Resources Coastal Resources Division (CRD) before they can begin evaluating my proposed project for consistency with Georgia's enforceable policies. I understand additional information may be required to facilitate review.

Once any required authorizations or permits from CRD have been issued, and CRD has concurred with my findings by signing this Consistency Certification Statement, CRD must submit it to USACE in order for them to issue any required federal permits or authorizations, or to validate any provisional authorizations they have already issued. A USACE provisional authorization or permit will not be valid until they receive this Certification Statement signed by CRD.

Attached is a copy of my application to USACE (required)

Signature of Applicant: Chuck Laporte Date: 2/10/23

FOR AGENCY INTERNAL USE ONLY:	Date Received (Commencement Date): <u>1/8/2023</u>
USACE Authorization/Permit Number (assigned by USACE):	<u>SAS-2011-00864</u>
USACE Authorization Type (select one):	<input type="checkbox"/> Individual Permit <input type="checkbox"/> General Permit # <input checked="" type="checkbox"/> NWP # <u>3a</u>
USACE Project Manager:	<u>Jared Chrisp</u>
CRD Authorization/Permit Number (assigned by CRD):	<u>LOP20230084</u>
CRD Project Manager:	<u>Paul D. Tobler</u>

**CRD CONCURS WITH THIS CONSISTENCY CERTIFICATION STATEMENT TO THE EXTENT THAT USACE AUTHORIZATION IS CONSISTENT WITH THE PROJECT AS DESCRIBED IN ANY CRD AUTHORIZATION.**

CRD Signature: [Signature] Date: NOV 15 2023  
Printed Name: Doug Thomas Title: Director

For questions regarding consistency with the Georgia Coastal Management Program, please contact the Federal Consistency Coordinator at (912) 264-7218 or visit [www.CoastalGA.DNR.org](http://www.CoastalGA.DNR.org).





November 3, 2023

Mr. Josh Noble  
Program Manager  
Georgia Department of Natural Resources  
Coastal Resources Division  
One Conservation Way, Suite 300  
Brunswick, Georgia 31520-8687

**Subject: Letter of Permission: Brunswick Cellulose LLC River Tank Deck Repair  
Glynn County, Georgia**

Dear Mr. Noble:

As you may recall, Brunswick Cellulose LLC obtained a letter of permission from your office dated March 26, 2022 (attached) for removal and replacement of the river tank foundation within the existing footprint of the facility located on the Turtle River, in Glynn County, Georgia (31.1687 N, -81.5208 W).

Upon further review of the extent and location of the proposed work, the applicant has determined that the replacement of the deck cannot be accomplished from barge and/or uplands and requires the temporary placement of clean fill material in the project footprint to allow access for heavy equipment to remove and replace the support pilings. Due to federal regulations to protect manatees that prohibit the placement of silt curtains for in-water work, the temporary fill would be contained by the placement of temporary sheet piling installed around the perimeter of the work area and tie into existing sheet pile walls.

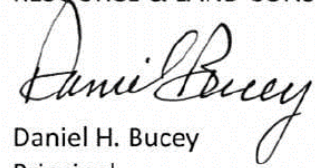
As depicted on the attached project drawings, approximately 90 L.F. of sheet pilings would be installed temporarily to contain approximately 126 CU YD of temporary fill below the high tide line for equipment access. The work area would temporarily affect +/- 2,690 ft<sup>2</sup> of jurisdictional tidal waters. The existing pilings would be removed and disposed of at an upland location, and pre-cast concrete pilings would be installed. Cap beams would be poured in-place over the new pilings and new pre-cast concrete slabs would be installed to replace the deck. Upon completion of the work, the temporary sheet-pile containment wall and temporary fill would be removed from jurisdiction and the work footprint would be restored to its former condition.

The applicant has obtained provisional authorization from the Savannah District U.S. Army Corps of Engineers to conduct the work under Nationwide Permit 3(a) via letter of November 3, 2023 (attached). The NWP verification is subject to obtaining certification from your office under the Georgia Coastal

Management Program, which will require a letter of Permission from your office in accordance with the Coastal Marshlands Protection Act O.C.G.A. § 12-5-284(a)(4).

We trust that this information is sufficient for you to issue a LOP for the proposed work located in jurisdiction. If you have any questions or require additional information, please contact me at your earliest convenience.

Sincerely,  
RESOURCE & LAND CONSULTANTS

A handwritten signature in black ink that reads "Daniel Bucey". The signature is written in a cursive style with a large initial "D".

Daniel H. Bucey  
Principal

cc: Mr. Chuck LaPorte; Brunswick Cellulose LLC



## FEDERAL CONSISTENCY CERTIFICATION STATEMENT

Printed Name of Applicant(s): Brunswick Cellulose LLC c/o Chuck Laporte

Applicant Email: charles.laporte@gapac.com Phone: 912-717-1801

Agent Name (if applicable): Daniel Bucey / RLC Phone: 912-443-5896

To Whom It May Concern:

This is to certify that I have made application to the U.S. Army Corps of Engineers (USACE) for authorization to impact Waters of the United States and that such proposed work is, to the best of my knowledge, consistent with Georgia's Coastal Management Program.

I understand I must provide this Consistency Certification Statement, along with a copy of my permit application submitted to USACE, to the Georgia Department of Natural Resources Coastal Resources Division (CRD) before they can begin evaluating my proposed project for consistency with Georgia's enforceable policies. I understand additional information may be required to facilitate review.

Once any required authorizations or permits from CRD have been issued, and CRD has concurred with my findings by signing this Consistency Certification Statement, CRD must submit it to USACE in order for them to issue any required federal permits or authorizations, or to validate any provisional authorizations they have already issued. A USACE provisional authorization or permit will not be valid until they receive this Certification Statement signed by CRD.

Attached is a copy of my application to USACE (required)

Signature of Applicant: Chuck Laporte Date: 2/10/23

FOR AGENCY INTERNAL USE ONLY: Date Received (Commencement Date): _____
USACE Authorization/Permit Number (assigned by USACE): _____
USACE Authorization Type (select one): <input type="checkbox"/> Individual Permit <input type="checkbox"/> General Permit # _____ <input type="checkbox"/> NWP # _____
USACE Project Manager: _____
CRD Authorization/Permit Number (assigned by CRD): _____
CRD Project Manager: _____

**CRD CONCURS WITH THIS CONSISTENCY CERTIFICATION STATEMENT TO THE EXTENT THAT USACE AUTHORIZATION IS CONSISTENT WITH THE PROJECT AS DESCRIBED IN ANY CRD AUTHORIZATION.**

CRD Signature: \_\_\_\_\_ Date: \_\_\_\_\_  
Printed Name: \_\_\_\_\_ Title: \_\_\_\_\_

For questions regarding consistency with the Georgia Coastal Management Program, please contact the Federal Consistency Coordinator at (912) 264-7218 or visit [www.CoastalGADNR.org](http://www.CoastalGADNR.org).

STATE OF GEORGIA

REQUEST FOR A REVOCABLE LICENSE FOR THE USE OF TIDAL WATERBOTTOMS

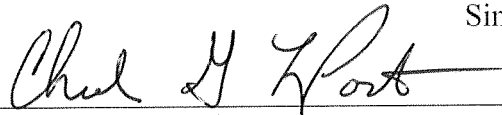
APPLICANT NAME(S): Brunswick Cellulose, LLC c/o Chuck LaPorte  
 MAILING ADDRESS: P.O. Box 1438 Brunswick Georgia 31521  
(Street) (City) (State) (Zip)  
 PROJECT ADDRESS/LOCATION: 1400 West 9th Street Brunswick GA 31520  
 COUNTY: Glynn WATERWAY: Turtle River  
 LOT, BLOCK & SUBDIVISION NAME FROM DEED: Plant Site

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

I am requesting that I be granted a revocable license from the State of Georgia to encroach on the beds of tidewaters, which are state owned property. 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 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 or his/her designee has executed a revocable license in accordance with this request.

Sincerely,

By:   
 Signature of Applicant

Date: 11/06/23

VP and General Manager  
 Title, if applicable

By: \_\_\_\_\_  
 Signature of Applicant

Date: \_\_\_\_\_

\_\_\_\_\_  
 Title, if applicable

Attachments





**DEPARTMENT OF THE ARMY**  
**U.S. ARMY CORPS OF ENGINEERS, SAVANNAH DISTRICT**  
**100 W. OGLETHORPE AVENUE**  
**SAVANNAH, GEORGIA 31401-3604**

November 3, 2023

Regulatory Division  
SAS-2011-00864

Mr. Chuck Laporte  
Brunswick Cellulose, LLC  
1400 West 9<sup>th</sup> Street  
Brunswick, Georgia 31525

Dear Mr. Laporte:

I refer to the Pre-Construction Notification submitted on your behalf by Mr. Dan Bucey with Resource and Land Consultants, requesting verification for use of Nationwide Permit (NWP) No. 3 (a) for temporary impacts to 0.06 acres of wetland for maintenance of the River Tank foundation. The project will include the temporary installation of a 90 linear foot sheet metal coffer dam within tidal open waters under an existing failed dock structure. The 2,690 square foot (0.06 acre) area will be temporarily filled to complete piling replacement. The cofferdam and associated fill material will be removed upon completion of the project. All fill material and sheet metal will be removed upon completion. The project site is located at 1400 West 9<sup>th</sup> Street, Brunswick, Georgia (Latitude 31.1687, Longitude -81.5208). This project has been assigned number SAS-2011-00864 and it is important that you refer to this number in all communication concerning this matter.

The delineation included herein has been conducted to identify the location and extent of the aquatic resource boundaries and/or the jurisdictional status of aquatic resources for purposes of the Clean Water Act for the particular site identified in this request. This delineation and/or jurisdictional determination may not be valid for the Wetland Conservation Provisions of the Food Security Act of 1985, as amended. If you or your tenant are U.S. Department of Agriculture (USDA) program participants, or anticipate participation in USDA programs, you should discuss the applicability of a certified wetland determination with the local USDA service center, prior to starting work.

We have completed coordination with other federal and state agencies as described in Part C (32)(d) of our NWP Program, published in the January 13, 2021, Federal Register, Vol. 86, No. 8, Pages 2744-2877 (86 FR) and/or the December 27, 2021, Federal Register, Vol. 86, No. 245, Pages 73522-73583 (86 FR). The NWPs and

Savannah District's Regional Conditions for NWP's can be found on our website at <http://www.sas.usace.army.mil/Missions/Regulatory/Permitting/GeneralPermits/NationwidePermits.aspx>. During our coordination procedure, no adverse comments regarding the proposed work were received.

As a result of our evaluation of your project, we have determined that your proposed activity is authorized under NWP 3(a), as described in Part B of the NWP Program. However, at this time, the Georgia Department of Natural Resources, Coastal Resources Division (Georgia CRD), has not issued a Georgia Coastal Management Program (GCMP) certification, pursuant to the Coastal Zone Management Act, of 1972 (16 U.S.C. § 1455), as amended, for use of a NWP for your project.

This letter is the U.S. Army Corps of Engineers' provisional verification for your use of NWP 3(a), and does not authorize work in aquatic resources on the project site. Prior to beginning work in aquatic resources, you must obtain GCMP certification from the Georgia CRD for your project and submit a copy of this certification to this office.

Once you submit a copy of the GCMP Certification for your project to this office, you will have fulfilled this prerequisite for use of the NWP. You will not receive confirmation of receipt of the required certification from this office.

Please be advised that if you fail to obtain and submit the necessary GCMP Certification prior to beginning work, this action would be considered a willful and knowing violation of Section 404 of the Clean Water Act and appropriate enforcement action will be taken.

Your use of this NWP is valid only if you comply with all of the following conditions:

1. . The activity is conducted in accordance with the information submitted and meets the conditions applicable to the NWP, as described at Part C of the NWP Program and the Savannah District's NWP Regional Conditions.
2. You shall notify the Corps, in writing, at least 10 days in advance of commencement of work authorized by this permit.
3. You fill out and sign the enclosed certification and return it to our office within 30 days of completion of the activity authorized by this permit.
4. All work shall be completed in accordance with the enclosed plans, "New River Tank Foundation Cast-in-Place Concrete Cap Beam and Precast Concrete Slab Layout",



dated June 7, 2022; Sheets 1 and "New River Tank Foundation Sheet Piling and Temporary Fill Profile", dated September 9, 2023; Sheets 1.

5. To ensure the protection of the West Indian manatee (*Trichechus manatus*) that have the potential to be in the vicinity of the project, the permittee shall comply with the following special condition(s):

a. The permittee shall ensure that all personnel associated with construction of the authorized dock facility are informed of the civil and criminal penalties for harming, harassing or killing manatees, which are protected under the Endangered Species Act of 1973 (ESA) and the Marine Mammal Protection Act of 1972. The permittee and the permittee's contractor(s) (contractor) would be held responsible for any manatee harmed, harassed or killed as a result of construction activities.

b. The use of siltation barriers in waters of the United States, below the high tide line, is not allowed in association with the construction of the authorized dock facility.

c. All vessels associated with project construction shall operate at "no wake/idle" speeds at all times while in the project area. All vessels will follow routes of deep water when entering or exiting the project area, and while operating in the project area, whenever possible. For the purposes of compliance with manatee conditions, the project area is defined as all areas of shoreline, marsh and open waters within 100 feet of the outermost perimeter of the authorized dock facility.

d. All contractors and other on-site personnel are responsible for observing for the presence of manatees in or near the project area. All in-water construction activities shall cease upon sighting of a manatee within 50 feet of any ongoing work in the marsh or open waters. Activities will not resume until the manatee(s) have moved beyond the 50-foot radius of the project operation, or until 30 minutes elapses if the manatee(s) has not reappeared within 50 feet of the operation. Animals must not be herded away or harassed into leaving.

e. Extreme care will be taken when lowering equipment and materials below the water surface and/or to the water bottom. Equipment and materials include, but are not limited to: piles; sheet piles; casings for drilled shaft construction; spuds; pile templates; and anchors. All such equipment/material shall be lowered as slow as possible, to avoid injury to any manatee that may have entered the project area undetected.

f. In the event of injury to or mortality of a manatee in the project area, the permittee or contractor shall immediately notify the Georgia Department of Natural Resources

(Georgia DNR) at 912-264-7218 or 1-800-272-8363 on weekdays between 8:00 a.m. to 4:30 p.m., or 1-800-241-4113 on nights and weekends. Within one hour of a manatee injury or mortality the permittee or contractor shall notify the Corps at 1-800- 448-2402 and the US Fish and Wildlife Service, Georgia Ecological Services Field Office at 912-832-8739. Any dead manatee found in the project area shall be secured to a stable object to prevent the carcass from moving with the current. In the event of a manatee injury or mortality, all open water construction activity shall cease pending completion of consultation between the Corps and the USFWS, pursuant to Section 7 of the ESA.

g. The permittee shall ensure that the contractor keeps a log of sightings, collisions or injury to manatees that occur during construction of the dock facility.

h. Within 30 days of project completion, the permittee shall submit a report summarizing manatee sightings or incidents that occurred during project construction, to the FWS, Ecological Services Field Office, Coastal Georgia Sub-Office, 4980 Wildlife Drive NE, Townsend, Georgia 31331. Submission of a negative report is not required.

i. All temporary or unused construction materials shall be removed from the project area upon completion of the work, and any impacted area of salt marsh shall be restored. No construction debris or trash is to be discarded in project area.

j. The permittee shall regularly inspect and maintain all hoses, faucets, and other potential sources of freshwater, to ensure that any freshwater leak is stopped and immediately repaired. Manatees are attracted to freshwater leaking from dock facilities, where boats are concentrated and there is an increased risk for manatee collisions.

k. Prior to initiating authorized construction activities, the permittee shall contact Georgia DNR at 912-264-7218 for assistance with development of temporary manatee awareness sign plan for the project area. The plan will include the types and number of signs; and locations where signs will be installed to be prominently visible to contractors entering the project area from uplands and from the water. The permittee shall install temporary manatee awareness signs in accordance with the Georgia DNR approved plan. See attached Appendix A for information about the size and appearance of temporary manatee awareness signs. Within 30 days of project completion, the permittee shall remove all temporary manatee signs.

l. Once construction activities are completed, and prior to use of the facility, the permittee shall contact Georgia DNR at 912-264-7218 for assistance with development of permanent manatee awareness sign plan. The plan will include the types and number of signs; and locations where signs will be installed to be prominently visible to all facility



users entering the project area from uplands and from the water. The permittee shall install permanent manatee awareness signs in accordance with the Georgia DNR approved plan. See attached Appendix A for information about the size and appearance of permanent manatee awareness signs.

m. Within 30 days of installation, the permittee shall submit a notarized letter to the Corps confirming that required permanent manatee signs have been installed in compliance with the Georgia DNR approved plan. The permittee shall maintain all permanent manatee signs in a clearly visible condition for the life of the facility.

n. The permittee shall utilize the Georgia DNR video, "Georgia Wildlife - Sharing the Coast- Manatee" as a manatee education awareness program; available at [www.youtube.com/watch?v=whD8KX4PBNA](http://www.youtube.com/watch?v=whD8KX4PBNA). This video program focuses on educating boaters on manatee biology, how watercraft can adversely affect the manatee, and detail actions that boaters can take to avoid impacts to the manatee. The permittee shall insure that all boat operators view this video before using the permitted facility. The permittee shall continue a manatee education awareness program for the life of the facility. The permittee may develop and use a comparable manatee education awareness program upon approval by the Corps, FWS, and Georgia DNR.

o. After project completion, the permittee shall identify the individual, facility operator or homeowner's association representative to be responsible for reporting manatee sightings, boat strikes or other manatee concerns to the FWS and Georgia DNR.

p. For facilities with oil/gas pumps and/or sewage pump-out equipment, the permittee shall develop and maintain spill contingency plans in accordance with the requirements of the Georgia DNR, Coastal Resources Division.

This proposal was reviewed in accordance with Section 7 of the Endangered Species Act. Based on the information we have available, we have determined that the project may affect, but is not likely to adversely affect the West Indian manatee (*Trichechus manatus*), Eastern indigo snake (*Drymarchon corais couperi*), and wood stork (*Mycteria americana*) and/or would have no effect on any other threatened or endangered species nor any critical habitat for such species. Authorization of an activity by a NWP does not authorize the "take" of threatened or endangered species. In the absence of separate authorization, both lethal and non-lethal "takes" of protected species are in violation of the Endangered Species Act. See Part (C) of 86 FR for more information.

This verification is valid until the NWP is modified, reissued or revoked. All of the existing NWPs are scheduled to expire on March 14, 2026. It is incumbent upon you to

remain informed of changes to the NWP. Furthermore, if you commence or are under contract to commence this activity before the date that the relevant NWP is modified or revoked, you will have 12 months from the date of the modification or revocation of the NWP to complete the activity under the present terms and conditions of this NWP.

This authorization should not be construed to mean that any future projects requiring Department of the Army authorization would necessarily be authorized. Any new proposal, whether associated with this project or not, would be evaluated on a case-by-case basis. Any prior approvals would not be a determining factor in making a decision on any future request.

Revisions to your proposal may invalidate this authorization. In the event changes to this project are contemplated, I recommend that you coordinate with us prior to proceeding with the work.

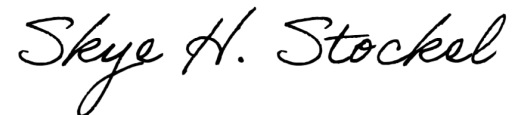
This communication does not relieve you of any obligation or responsibility for complying with the provisions of any other laws or regulations of other federal, state or local authorities. It does not affect your liability for any damages or claims that may arise as a result of the work. It does not convey any property rights, either in real estate or material, or any exclusive privileges. It also does not affect your liability for any interference with existing or proposed federal projects. If the information you have submitted and on which the Corps bases its determination/decision of authorization under the NWP is later found to be in error, this determination may be subject to modification, suspension, or revocation.

An electronic copy of this letter is being provided to the following party: Mr. Daniel Bucey, Resource and Land Consultants.

Thank you in advance for completing our on-line Customer Survey Form located at <https://regulatory.ops.usace.army.mil/customer-service-survey/> . We value your comments and appreciate your taking the time to complete a survey each time you have interaction with our office.

If you have any questions, please call Mr. Jared Chrisp, Regulatory Specialist, Coastal Branch, 912-293-1055.

Sincerely,

A handwritten signature in black ink that reads "Skye H. Stockel". The signature is written in a cursive style with a large, looping initial 'S'.

Skye H. Stockel  
Team Lead, Coastal Branch

Enclosures



Regulatory Division

CERTIFICATION OF COMPLIANCE  
WITH  
DEPARTMENT OF THE ARMY  
NATIONWIDE PERMIT

PERMIT FILE NUMBER: SAS-2011-00864

PERMITTEE/ADDRESS: Mr. Chuck LaPorte, Brunswick Cellulose, LLC, 1400 West 9<sup>th</sup> Street, Brunswick, Georgia, 31525.

LOCATION OF WORK: The project site is located at 1400 West 9<sup>th</sup> Street, Brunswick, Georgia (Latitude 31.1687, Longitude -81.5208).

PROJECT DESCRIPTION: The project will include the temporary installation of a 90 linear foot sheet metal coffer dam within tidal open waters under an existing failed dock structure. The 2,690 square foot (0.06 acre) area will be temporarily filled to complete piling replacement. The cofferdam and associated fill material will be removed upon completion of the project. All fill material and sheet metal will be removed upon completion.

ACRES AND/OR LINEAR FEET OF WATERS OF THE UNITED STATES IMPACTED:  
0.06 acres of tidal open water

DATE WORK IN WATERS OF UNITED STATES COMPLETED: \_\_\_\_\_

COMPENSATORY MITIGATION REQUIRED: No

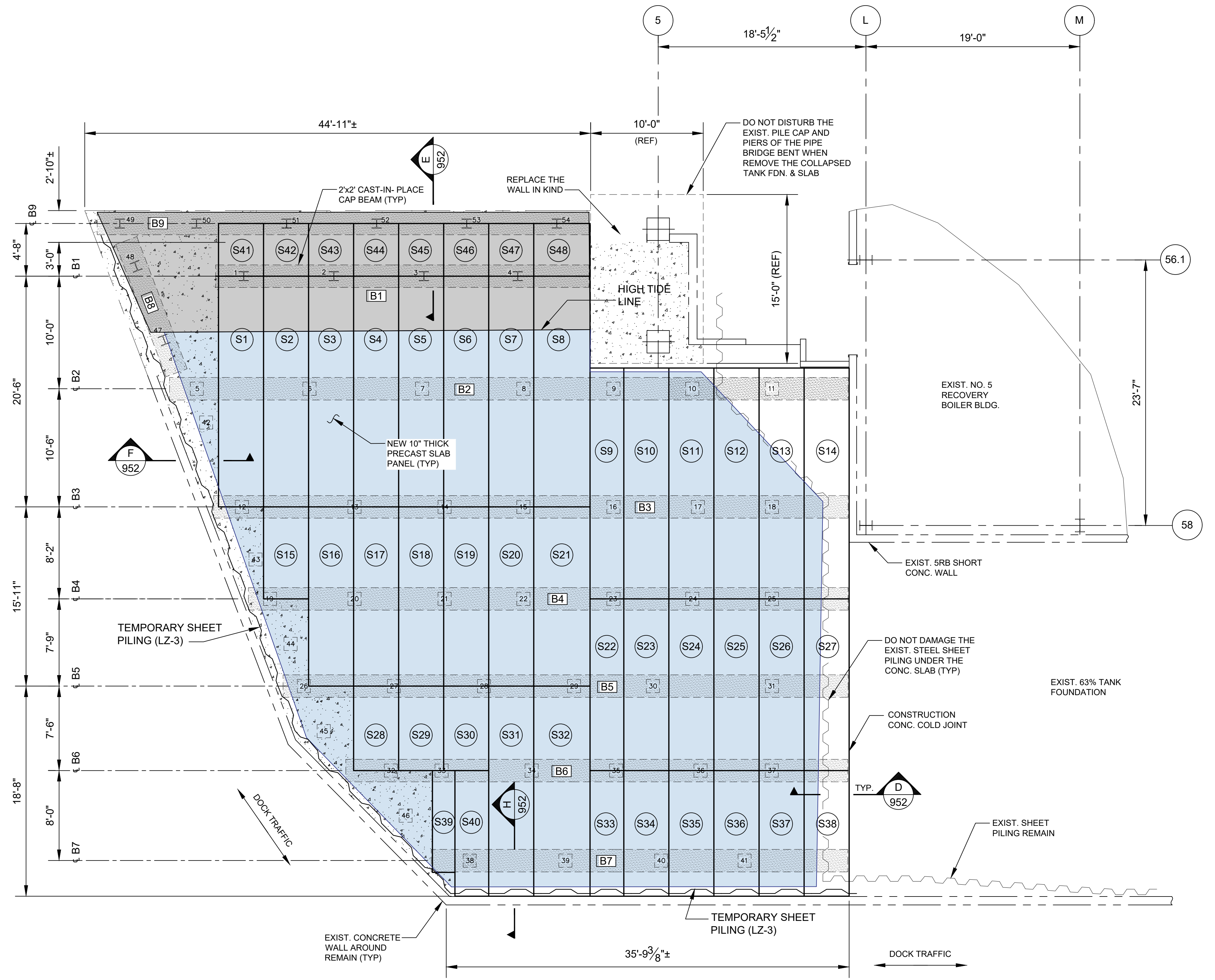
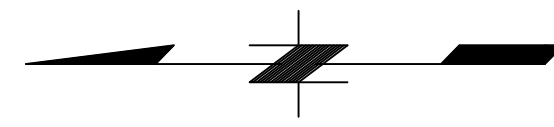
DATE MITIGATION COMPLETED OR PURCHASED (include name of bank):  
\_\_\_\_\_

I understand that the permitted activity is subject to a U.S. Army Corps of Engineers' Compliance Inspection. If I fail to comply with the permit conditions at Part C of the Nationwide Permit Program, published in the January 13, 2021, Federal Register, Vol. 86, No. 8, Pages 2744-2877 (86 FR) and/or the December 27, 2021, Federal Register, Vol. 86, No. 245, Pages 73522-73583 (86 FR), it may be subject to suspension, modification or revocation.

I hereby certify that the work authorized by the above referenced permit as well as any required mitigation (if applicable) has been completed in accordance with the terms and conditions of the said permit.

\_\_\_\_\_  
Signature of Permittee

\_\_\_\_\_  
Date



**NOTES**

1. FOR GENERAL, STEEL, CONCRETE NOTES AND LEGENDS, SEE DWG. D-301-934.
2. FOR NEW PRECAST CONCRETE PILE LAYOUT, REFER TO DWG. D-301-937
3. FOR PPC AND STEEL PILE LENGTH AND CAPACITY REQUIREMENTS, SEE NOTE DWG. D-301-934 & 939.
4. FOR PRECAST SLAB DETAILS, REFER TO THE TABLE ON DWG. D-301-939 AND "TYPICAL PRECAST CONCRETE SLAB SECTION" ON DWG. D-261-949.
5. FOR CAST-IN-PLACE CONCRETE CAP BEAM DETAILS, REFER TO TABLE ON DWG. D-261-939 AND TYPICAL SECTION & DETAILS ON DWG. D-261-941.
6. FOR THE LOCATIONS OF PILE #42 TO #46, SEE DWG. D-261-937.

**LEGENDS**

- XX - PRECAST CONCRETE SLAB
- BX - CAST IN PLACE CAP BEAMS

TOTAL TEMPORARY FILL AREA 2,690 SQ. FT.

TOTAL TEMPORARY FILL BELOW HIGH TIDE LINE +/- 126 CU. YDS.

TEMPORARY SHEET PILE = +/- .90'

**NEW CAST-IN-PLACE CONC. CAP BEAM & PRECAST CONC. SLAB LAYOUT**  
SCALE: 3/16" = 1'-0"

NO.	REVISIONS	MADE	CKD	APPD	DATE	DRAWING NO.	REFERENCES	EQUIP. NO.
1	SHEET PILING LAYOUT FOR REFERENCE	QG			07/27/23			
0	ISSUED FOR CONSTRUCTION	QG	JCT		4/25/23			

This document is the property of and contains confidential information of Brunswick Cellulose LLC. Not to be copied or contents disclosed without prior permission of Brunswick Cellulose LLC.

DESIGN BY: .  
 DRAWN BY: .  
 CHECKED BY: .  
 SUPV BY: .  
 SUBMIT'D BY: .  
 APP'D BY: .  
 APP'D BY: .  
 APP'D BY: .

**EGS**  
ENGINEERING GROUP  
of the SOUTHEAST

GA Lic. #: PEF004964  
2431 West Main Street, Suite 901  
Dothan, AL 36301  
Phone: (334)677-7775 Fax: (334)677-7765  
EGS PROJECT: 22BRW-002

**GP**  
Cellulose  
Georgia-Pacific

**Brunswick Cellulose LLC**

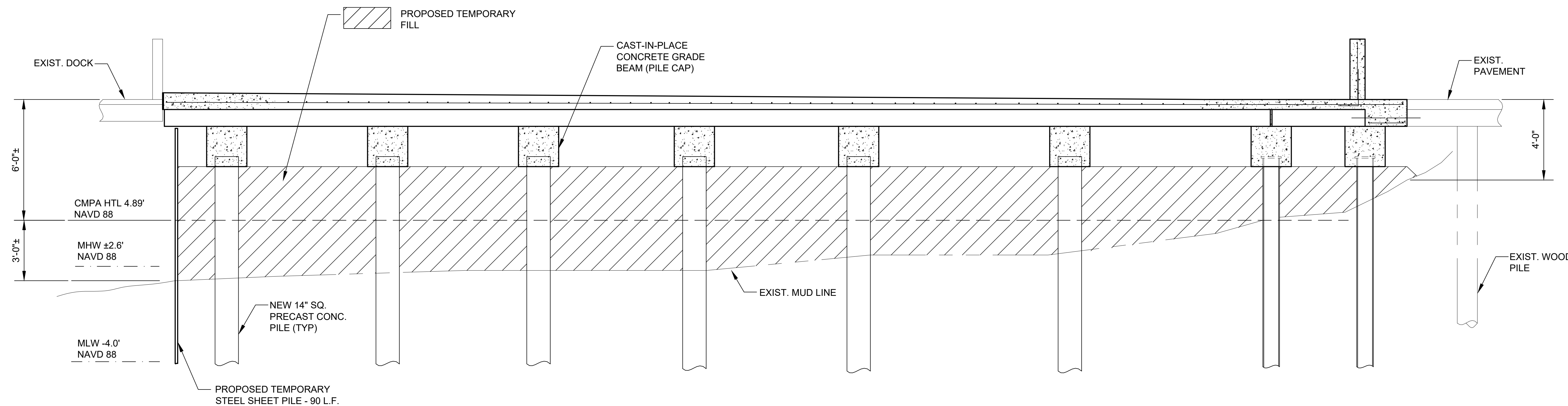
NEW RIVER TANK FOUNDATION  
CAST-IN-PLACE CONCRETE CAP BEAM  
AND PRECAST CONCRETE SLAB  
LAYOUT

SCALE	AS SHOWN	DATE	07/07/22	DRAWING NUMBER	REV
APP'D BY:	E.J. NO. 026-0524	W.O. NO. 794380		D-261-938	1
APP'D BY:	CAD FILENAME	D261938.DWG			



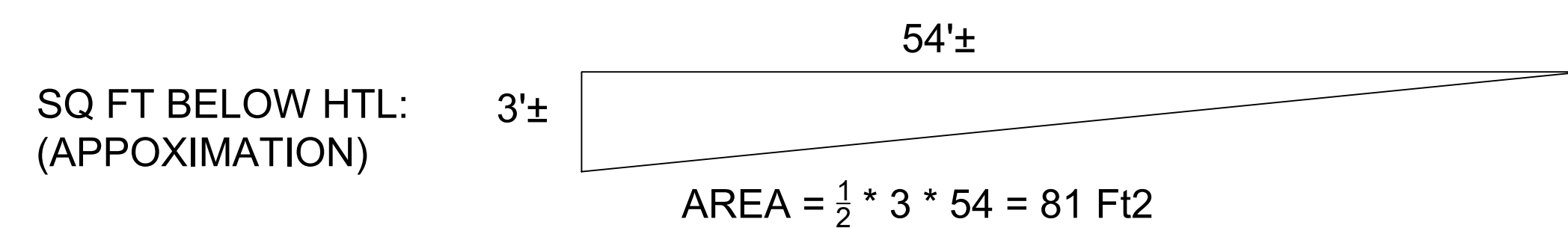
NOTES

- FOR GENERAL, STEEL, CONCRETE NOTES AND LEGENDS, SEE DWG. D-261-934.



NEW TANK FOUNDATION PROFILE

SCALE: 3/8" = 1'-0"



APPROX. FILL BELOW HTL: 126 CU YD

**EGS**  
ENGINEERING GROUP  
of the SOUTHEAST

GA Lic. #: PEP004964  
2431 West Main Street, Suite 801  
Dorham, N.C. 28521  
Phone: (334)577-7775 Fax: (334)577-7765  
EGS PROJECT: 23BRW-019



Brunswick Cellulose LLC

NEW RIVER TANK FOUNDATION  
SHEET PILING AND TEMPORARY FILL  
PROFILE

NO.	REVISIONS	MADE	CKD	APPD	DATE	DRAWING NO.	REFERENCES	EQUIP. NO.
A	ISSUED FOR REFERENCE	QC	-		9/6/23			

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DESIGN BY: -  
DRAWN BY: -  
CHECKED BY: -  
SUPV BY: -  
SUBMIT'D BY: -  
APP'D BY: -  
APP'D BY: -  
APP'D BY: -

SCALE AS SHOWN	DATE 9/6/2023	DRAWING NUMBER	REV
E.J. NO. 026-0524	W.O. NO. 794380	D-261-954	A
CAD FILENAME D261954.DWG			





COASTAL RESOURCES DIVISION  
ONE CONSERVATION WAY • BRUNSWICK, GA 31520 • 912.264.7218  
COASTALGADNR.ORG

MARK WILLIAMS  
COMMISSIONER

DOUG HAYMANS  
DIRECTOR

March 26, 2022

Brunswick Cellulose LLC  
c/o Jay Wright  
1400 West 9<sup>th</sup> Street  
Brunswick, GA 31520

**Re: Letter of Permission (LOP) and Revocable License (RL) for the Removal and Replacement of the River Tank Foundation, Brunswick, Glynn County, Georgia (GPS: 31.16875N, - 81.52083W)**

Dear Mr. Wright,

This Letter of Permission (LOP) is in response to your request, received April 1, 2022, on behalf of Brunswick Cellulose LLC, for removal and replacement of the River Tank foundation within the existing footprint at the location specified in the request. The project consists of replacing pilings, pile caps and surface concrete in their existing footprint and configuration located over coastal marshlands. The project will begin no sooner than fifteen (15) days from the receipt of this letter and be completed within six (6) months.

The existing structure consists of an irregular shaped concrete slab and foundation totaling approximately 2,847 square feet extending from the existing No. 5 Recovery Boiler Building on the upland as depicted in the request. The remaining portions of the River Tank foundation including pilings, pile caps, and surface concrete will be removed, and a new concrete slab and foundation will be designed and installed to replace the failed foundation within the same footprint.

Per the request, the new concrete slab will be designed for a uniform live load capacity of 200 pounds per square foot which is in between what is considered Light Manufacturing Use and a Heavy Manufacturing Use as defined by ASCE 7 "Minimum Design Loads for Buildings and Other Structures" Standard. The existing 3ft. high concrete wall, serving as the perimeter of the River Tank foundation, will remain to identify a demarcation line between the existing higher capacity loading area and the new River Tank foundation designed for lighter loading. The lighter loading design for the new River Tank foundation is based upon an intended use of staging and laydown area and could accept small mobile equipment that does not exceed the design load capacity. The new River Tank foundation will not be designed for heavy equipment loads such as large cranes, etc.

The Department authorizes the removal and replacement of the River Tank foundation in the current footprint as depicted in the attached description and drawings. No unauthorized equipment, materials, or debris may be placed in, disposed of, or stored in jurisdictional areas. All material removed must be disposed of at an appropriate upland disposal area. Any visible alterations in marsh topography will be restored immediately using low-impact hand tools. Any damage to the marsh vegetation that has not recovered naturally during the next growing season will be repaired by a method acceptable to the Department.

Please find enclosed a fully executed Revocable License (RL) for the project described above. This license serves as an authorization to utilize state owned tidal water bottoms for your project. Any change in the use, location, dimensions, or configuration of the approved project, without prior notification and approval from this office could result in revocation of this permission and in the required removal of the related structures. Tidal water bottoms and marshlands of coastal Georgia are public trust lands controlled by the State, except for such lands where a validated Crown Grant or State Grant exists.

This authorization does not relieve you from obtaining any other federal, state, or local permits. If you have any further questions or concerns regarding this or any other projects, please feel free to contact Beth Byrnes at (912) 264-7218.

Sincerely,



Doug Haymans  
Director

Enclosures: Project Description, Photos, and Drawings  
Cc: Glynn County Building Department  
File: LOP20220033

STATE OF GEORGIA

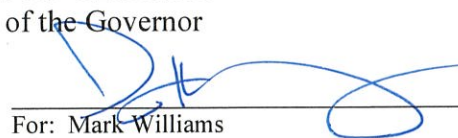
REVOCABLE LICENSE FOR THE USE OF TIDAL WATERBOTTOMS

APPLICANT NAME(S): Brunswick Cellulose, LLC  
MAILING ADDRESS: P.O. Box 1438, Brunswick, GA 31521  
(Street) (City) (State) (Zip)  
PROJECT ADDRESS/LOCATION: 1400 West 9th Street, Brunswick, GA 31520  
COUNTY: Glynn WATERWAY: Turtle River  
LOT, BLOCK & SUBDIVISION NAME FROM DEED: \_\_\_\_\_

The State of Georgia hereby grants you a revocable license not coupled with an interest<sup>1</sup>. 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/or by any other remedy available at law to the Georgia Department of Natural Resources.

Attached hereto as Attachments A and B and made a part of this license are the project description, drawing(s), and terms and conditions that are the subject of this license. The project approved for this license must be constructed and completed within the specified timeframe noted in the terms and conditions and must be maintained in serviceable condition. Otherwise, action will be initiated to revoke this 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: MAY 26 2022

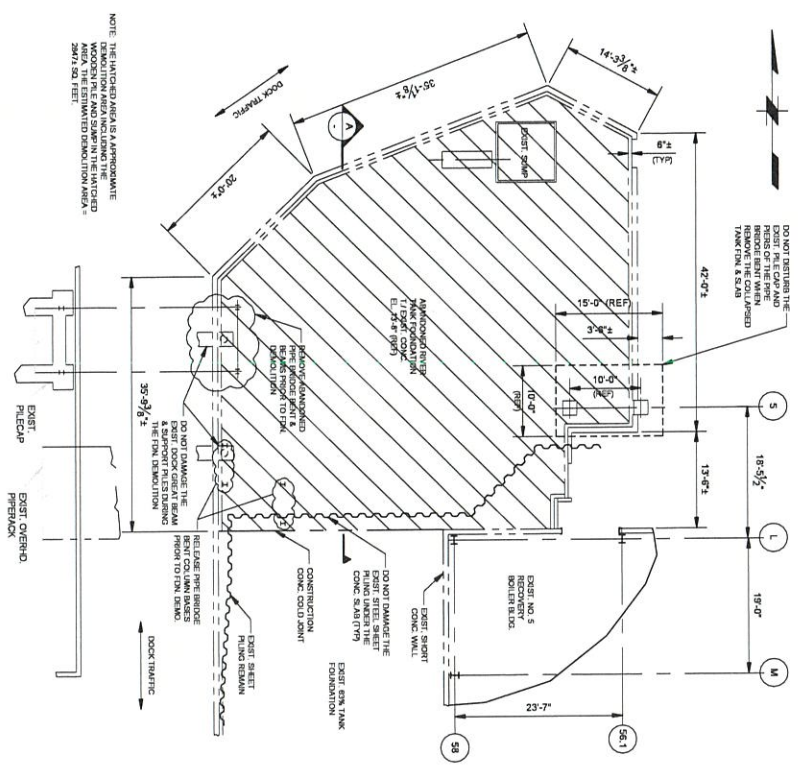
Enclosures: Attachment A: Project Description, Terms and Conditions  
Attachment B: Project Drawing(s)

<sup>1</sup> Tidal water bottoms and marshlands of coastal Georgia are public trust lands owned by the State, except where ownership of such lands is demonstrated through an unbroken chain of title to a valid Crown or State Grant, which explicitly conveys the beds of such tidewaters. The Revocable License authorizes use of lands presumed to be owned by the State of Georgia, and which are under control of the State. This Revocable License is issued with the understanding and condition that it could be rendered invalid should another person demonstrate ownership to such lands pursuant to a valid Crown Grant or State Grant. This Revocable License is issued with the understanding that such lands are subject to the public trust doctrine.



516-197-D

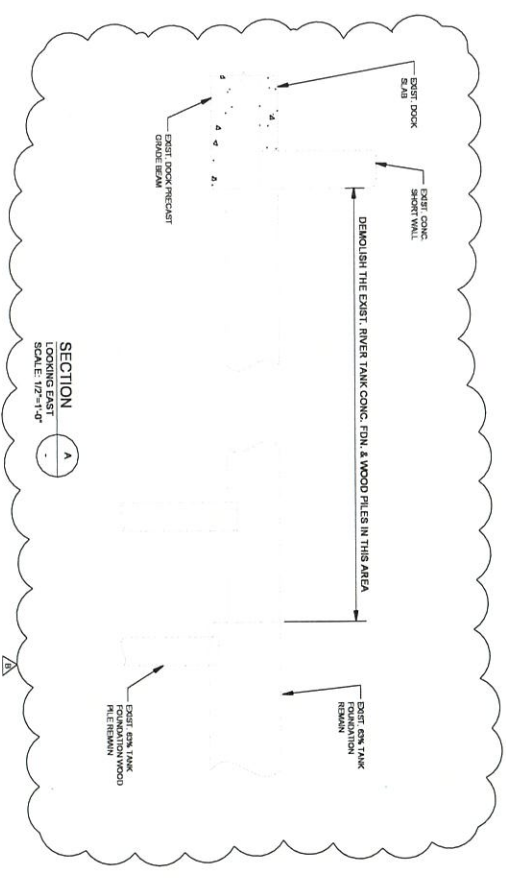
A B C D E F G H I J K L



NOTE: THE HATCHED AREA IS AN APPROXIMATE ESTIMATE OF THE LOCATION OF THE REMOVED WOODEN PILES AND SHAPES IN THE HATCHED AREA = 28'11.50 FEET

ABANDONED TANK FOUNDATION DEMOLITION PLAN  
SCALE: X" = X'-X"

**PRELIMINARY INFORMATION ONLY!**  
**Do Not Use For Construction**



- NOTES
- FOR GENERAL, STEEL, CONCRETE, DEMOLITION NOTES AND LEGENDS, SEE DWG. D-261-934.
  - THE ESTIMATED DEMOLITION QUANTITIES ON THE PLAN AND SECTIONS ARE APPROXIMATE. THE CONTRACTOR MUST VERIFY THE DEMOLITION AREA PRIOR TO DEMOLITION.
  - CONTRACTOR MUST BUILD TEMPORARY SUPPORT TO THE EXISTING PIPE BRIDGE SYSTEM PRIOR TO DEMOLITION OF THE EXISTING PIPE BRIDGE. SEE DWGS. D-261-935 AND D-261-936 FOR THE TEMPORARY SUPPORT SYSTEM.
  - CONTRACTOR MUST PAY EXTREME ATTENTION TO THE EXISTING PIPE BRIDGE SYSTEM DURING THE EXISTING DOCK SYSTEM - SLAB, GRADE BEAMS AND GRADE BEAM SUPPORT PILES.

NO.	REVISIONS	DATE	BY	CHKD.	APP'D.	SCALE	REF.	NO.	REVISIONS	DATE	BY	CHKD.	APP'D.	SCALE	REF.
A	ISSUED FOR DEMOLITION ONLY	03/11/22													
B	ADDED DEMOLITION SECTION & NOTE	03/11/22													



**ENS** ENGINEERING GROUP  
OF THE SOUTHEAST  
1101 W. STATE ST. SUITE 400  
MEMPHIS, TN 38103  
TEL: 901.523.8800  
FAX: 901.523.8801  
WWW.ENS-SE.COM

**GP** Cellulose  
Bannockburn Cellulose LLC  
1101 W. STATE ST. SUITE 400  
MEMPHIS, TN 38103  
TEL: 901.523.8800  
FAX: 901.523.8801  
WWW.ENS-SE.COM

ABANDONED RIVER TANK FOUNDATION  
CONCRETE AND WOOD PILE DEMOLITION  
PLAN AND SECTIONS

SCALE: AS SHOWN DATE: 03/11/22 DRAWING NUMBER: D-261-935  
L1: 04/01/2024 DATE: 04/01/2024  
CD: 03/28/2024 03/28/2024

REV 8



**From:** Wright, Jay B <[Jay.Wright@GAPAC.com](mailto:Jay.Wright@GAPAC.com)>  
**Sent:** Friday, April 1, 2022 9:04 AM  
**To:** Tobler, Paul <[paul.tobler@dnr.ga.gov](mailto:paul.tobler@dnr.ga.gov)>  
**Subject:** Foundation replacement

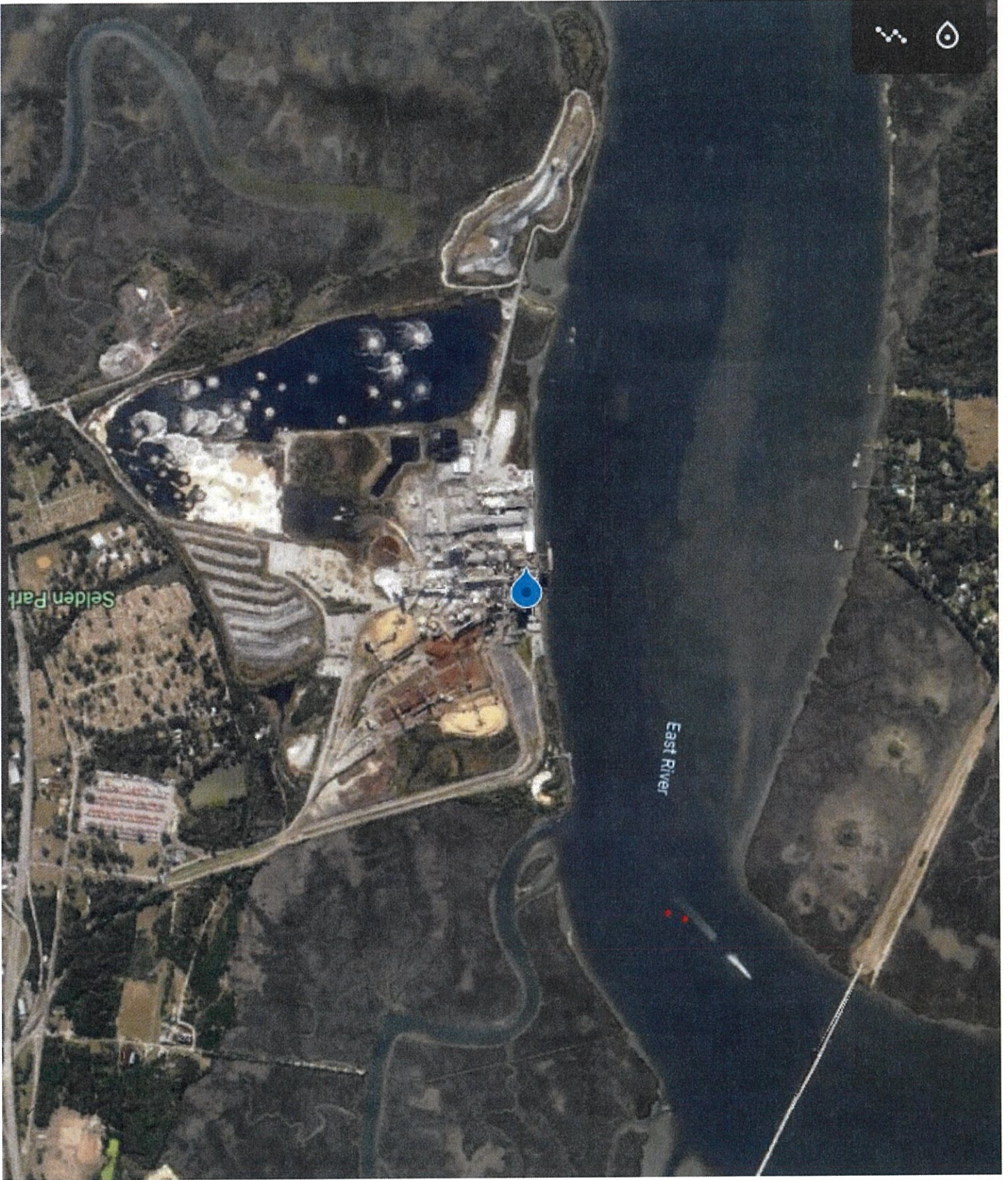
**CAUTION:** This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

It is planned to demolish the remaining portions of the River Tank foundation, including piling, pile cap, and surface concrete. A new concrete slab and foundation will be designed and installed to replace the failed foundation and will be located in the same footprint as the old foundation. The new concrete slab will be designed for a uniform live load capacity of 200 psf (lbs. per square foot) which is in between what is considered a Light Manufacturing Use and a Heavy Manufacturing Use as defined by the ASCE 7 “Minimum Design Loads for Buildings and Other Structures” Standard. The existing ~3’ high concrete wall that currently is around the perimeter of the River Tank foundation will remain to identify a demarcation line between the “dock” area that is designed for a higher loading, and the new River Tank foundation/slab area which will be designed for a lighter loading. The lighter loading design for the new River Tank foundation/slab area is based upon an intended use of being a staging/laydown area and could also accept small mobile equipment that does not exceed the design load capacity of the new foundation. The new foundation will not be designed for heavy equipment loads such as large cranes, etc.











August 17, 2023

US Army Corps of Engineers  
Savannah District / Regulatory Division  
Attention: CESAS-RD (William M. Rutlin, Coastal Branch Chief)  
100 West Oglethorpe Avenue  
Savannah, Georgia 31401-3640

**Subject:           Modification of PCN (NWP #3)  
                      GP Brunswick Cellulose River Tank Maintenance  
                      Glynn County, Georgia  
                      SAS-2011-00864**

**RLC# 22-452**

Dear Mr. Rutlin:

Resource & Land Consultants (RLC), on behalf of GP Brunswick Cellulose LLC, is submitting the attached modified Pre-construction notification requesting verification to use of Nationwide Permit #3 for the maintenance of a concrete deck and foundation on a portion of the Georgia Pacific Brunswick Cellulose facility located at 1400 W. 9<sup>th</sup> Street, in Brunswick, Glynn County, Georgia (31.16875, -81.52083).

The original NWP 3 verification was issued by your office in a letter dated May 22, 2023 (SAS-2011-00864). Prior to commencing work, the contractor determined that access to the numerous pilings for removal and replacement could not be accomplished from either barge or upland locations. Temporary filling of the work area will be required to allow the required pile removal and installation machinery to access the site. Since silt curtains cannot be used for in-water work due to manatees, temporary sheet piling will be installed to contain the temporary fill. The attached modified NPW #3 PCN requests ±90 feet of sheet pile to be temporarily placed around the perimeter of the existing concrete perimeter. Temporary fill (2,690 Square Feet, ±126 Cubic Yards below high tide line) will be placed to access the work area. All fill and sheet piling will be removed upon completion of the piling replacement and disposed of in an upland location, and the area will be restored to pre-construction conditions.

The attached information includes the following:

- 2020 Pre-Construction Notification Form
- RLC Prepared Figures
- Impact drawings by EGS
- IPaC Threatened and Endangered Species Report
- NHRP Database Query
- DFIRM Map
- GADNR CMPA Letter of Permission
- Copy of SAS-2011-00864, May 22, 2023

We greatly appreciate your assistance with this project. If you have any questions or require a site inspection, please contact us at (912) 443-5896.

Sincerely,  
RESOURCE & LAND CONSULTANTS

Daniel H. Bucey  
Principal

cc:       Mr. Tom Meadows; Brunswick Cellulose LLC  
          Mr. Josh Noble; GADNR/CRD  
          Mr. Bradley Smith; GADNR/EPD



U.S. Army Corps of Engineers (USACE)  
**NATIONWIDE PERMIT PRE-CONSTRUCTION NOTIFICATION (PCN)**  
33 CFR 330. The proponent agency is CECW-CO-R.

Form Approved -  
OMB No. 0710-0003  
Expires: 02-28-2022

**DATA REQUIRED BY THE PRIVACY ACT OF 1974**

**Authority** Rivers and Harbors Act, Section 10, 33 USC 403; Clean Water Act, Section 404, 33 USC 1344; Regulatory Program of the Corps of Engineers (Corps); Final Rule 33 CFR 320-332.  
**Principal Purpose** Information provided on this form will be used in evaluating the nationwide permit pre-construction notification.  
**Routine Uses** This information may be shared with the Department of Justice and other federal, state, and local government agencies, and the public and may be made available as part of the agency coordination process.  
**Disclosure** Submission of requested information is voluntary, however, if information is not provided the permit application cannot be evaluated nor can a permit be issued.

The public reporting burden for this collection of information, 0710-0003, is estimated to average 11 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or burden reduction suggestions to the Department of Defense, Washington Headquarters Services, at [whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil](mailto:whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil). Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number.

**PLEASE DO NOT RETURN YOUR RESPONSE TO THE ABOVE EMAIL.**

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/or 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)**

<b>5. APPLICANT'S NAME</b> First - Chuck Middle - Last - Laporte Company - Brunswick Cellulose LLC Company Title - VP & General Manager E-mail Address - charles.laporte@gapac.com	<b>8. AUTHORIZED AGENT'S NAME AND TITLE (<i>agent is not required</i>)</b> First - Daniel Middle - Last - Bucey Company - Resource and Land Consultants E-mail Address - DBucey@rlandc.com
<b>6. APPLICANT'S ADDRESS</b> Address- 1400 West 9th Street City - Brunswick State - GA Zip - 31525 Country - US	<b>9. AGENT'S ADDRESS</b> Address- 41 Park of Commerce Way City - Savannah State - GA Zip - 31405 Country - US
<b>7. APPLICANT'S PHONE NOs. with AREA CODE</b> a. Residence b. Business c. Fax d. Mobile 912-717-1801	<b>10. AGENT'S PHONE NOs. with AREA CODE</b> a. Residence b. Business c. Fax d. Mobile 912-443-5896

**STATEMENT OF AUTHORIZATION**

11. I hereby authorize,           Daniel Bucey           to act in my behalf as my agent in the processing of this nationwide permit pre-construction notification and to furnish, upon request, supplemental information in support of this nationwide permit pre-construction notification.

<u>Charles LaPorte</u> Digitally signed by Charles LaPorte Date: 2022.11.17 14:26:07 -05'00'	<u>2022-11-17</u>
SIGNATURE OF APPLICANT	DATE

**NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY**

12. PROJECT NAME or TITLE (*see instructions*)  
GP Brunswick Cellulose River Tank Maintenance

**NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY**13. NAME OF WATERBODY, IF KNOWN *(if applicable)*

East River

14. PROPOSED ACTIVITY STREET ADDRESS *(if applicable)*

1400 W 9th Street

15. LOCATION OF PROPOSED ACTIVITY *(see instructions)*

Latitude	°N	Longitude	°W
31.16875		-81.52083	

City:

Brunswick

State: Zip:

GA 31525

16. OTHER LOCATION DESCRIPTIONS, IF KNOWN *(see instructions)*

State Tax Parcel ID

03-04993

Municipality

Section

Township

Range

17. DIRECTIONS TO THE SITE

I95 South to New Jesup Hwy south to Norwich Street Extension south to West 9th Street

18. IDENTIFY THE SPECIFIC NATIONWIDE PERMIT(S) YOU PROPOSE TO USE

Nationwide 3(a)

19. DESCRIPTION OF PROPOSED NATIONWIDE PERMIT ACTIVITY *(see instructions)*

Replacement of River Tank foundation to include removal of foundation, pilings, pile caps, and concrete surface. A new concrete slab and foundation will be constructed within the existing footprint of the existing facility. Approximately 90' of temporary sheet piling will be installed to contain 2,690 sq. ft. (+/-126 CY below HTL) of temporary fill to provide access to the work area to remove and install the necessary support pilings. All sheet pile and temporary fill will be removed upon completion of the work.

20. DESCRIPTION OF PROPOSED MITIGATION MEASURES *(see instructions)*

The proposed project will not result in the loss of Waters of the U.S. No compensatory mitigation is proposed.

21. PURPOSE OF NATIONWIDE PERMIT ACTIVITY *(Describe the reason or purpose of the project, see instructions)*

The applicant proposes to replace the existing River Tank foundation and slab which recently experienced structural failure.

22. QUANTITY OF WETLANDS, STREAMS, OR OTHER TYPES OF WATERS DIRECTLY AFFECTED BY PROPOSED NATIONWIDE PERMIT ACTIVITY *(see instructions)*

Acres

Linear Feet

Cubic Yards Dredged or Discharged

0.07

**Each PCN must include a delineation of wetlands, other special aquatic sites, and other waters, such as lakes and ponds, and perennial, intermittent, and ephemeral streams, on the project site.**

23. List any other NWP(s), regional general permit(s), or individual permit(s) used or intended to be used to authorize any part of the proposed project or any related activity. *(see instructions)*

N/A

24. If the proposed activity will result in the loss of greater than 1/10-acre of wetlands and requires pre-construction notification, explain how the compensatory mitigation requirement in paragraph (c) of general condition 23 will be satisfied, or explain why the adverse environmental effects are no more than minimal and why compensatory mitigation should not be required for the proposed activity.

N/A

25. Is any portion of the nationwide permit activity already complete?  Yes  No If Yes, describe the completed work:  
 The foundation and slab are existing but must be replaced. No work associated with the replacement have been initiated.

26. List the name(s) of any species listed as endangered or threatened under the Endangered Species Act that might be affected by the proposed NWP activity or utilize the designated critical habitat that might be affected by the proposed NWP activity. (see instructions)  
 Coordination with US Fish and Wildlife Service's (USFWS) Information for Planning and Consultation (IPaC) was conducted to assess potential impacts to federally protected species on the project site. The results of this consultation, the Official Species List, is attached to this document. In addition to the database query, a pedestrian survey was conducted onsite. The project MA NLAA manatees; sheet piles will be used to contain temporary fill in lieu of silt curtains to prevent entanglement.

27. List any historic properties that have the potential to be affected by the proposed NWP activity or include a vicinity map indicating the location of the historic property or properties. (see instructions)  
 The National Historic Register was reviewed, and no listed properties are present within the proposed project area. This project will have no potential to cause effects to any historic properties listed on, determined to be eligible for listing on, or potentially eligible for listing on the National Register of Historic Places.

28. For a proposed NWP activity that will occur in a component of the National Wild and Scenic River System, or in a river officially designated by Congress as a "study river" for possible inclusion in the system while the river is in an official study status, identify the Wild and Scenic River or the "study river":  
 The proposed project does not occur within a component of the National Wild and Scenic River System or a river officially designated as a "study river" for possible inclusion in the National Wild and Scenic River System.

29. If the proposed NWP activity also requires permission from the Corps pursuant to 33 U.S.C. 408 because it will alter or temporarily or permanently occupy or use a U.S. Army Corps of Engineers federally authorized civil works project, have you submitted a written request for section 408 permission from the Corps district having jurisdiction over that project?  Yes  No  
 If "yes", please provide the date your request was submitted to the Corps district:

30. If the terms of the NWP(s) you want to use require additional information to be included in the PCN, please include that information in this space or provide it on an additional sheet of paper marked Block 30. (see instructions)  
 N/A

31. Pre-construction notification is hereby made for one or more nationwide permit(s) to authorize the work described in this notification. I certify that the information in this pre-construction notification is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

<b>Charles LaPorte</b> <small>Digitally signed by Charles LaPorte Date: 2022.11.17 14:26:24 -05'00'</small>	2022-11-17	<b>Daniel H. Bucey</b> <small>Digitally signed by Daniel H. Bucey Date: 2022.06.03 13:40:37 -04'00'</small>	2022-06-03
SIGNATURE OF APPLICANT	DATE	SIGNATURE OF AGENT	DATE

The pre-construction notification must be signed by the person who desires to undertake the proposed activity (applicant) and, if the statement in Block 11 has been filled out and signed, the authorized agent.

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.

**Instructions for Preparing a  
Department of the Army  
Nationwide Permit (NWP) Pre-Construction Notification (PCN)**

**Blocks 1 through 4.** To be completed by the Corps of Engineers.

**Block 5. Applicant's Name.** Enter the name and the e-mail address of the responsible party or parties. If the responsible party is an agency, company, corporation, or other organization, indicate the name of the organization and responsible officer and title. If more than one party is associated with the preconstruction notification, please attach a sheet of paper with the necessary information marked Block 5.

**Block 6. Address of Applicant.** Please provide the full address of the party or parties responsible for the PCN. If more space is needed, attach an extra sheet of paper marked Block 6.

**Block 7. Applicant's Telephone Number(s).** Please provide the telephone number where you can usually be reached during normal business hours.

**Blocks 8 through 11.** To be completed, if you choose to have an agent.

**Block 8. Authorized Agent's Name and Title.** Indicate name of individual or agency, designated by you, to represent you in this process. An agent can be an attorney, builder, contractor, engineer, consultant, or any other person or organization. Note: An agent is not required.

**Blocks 9 and 10. Agent's Address and Telephone Number.** Please provide the complete mailing address of the agent, along with the telephone number where he / she can be reached during normal business hours.

**Block 11. Statement of Authorization.** To be completed by the applicant, if an agent is to be employed.

**Block 12. Proposed Nationwide Permit Activity Name or Title.** Please provide a name identifying the proposed NWP activity, e.g., Windward Marina, Rolling Hills Subdivision, or Smith Commercial Center.

**Block 13. Name of Waterbody.** Please provide the name (if it has a name) of any stream, lake, marsh, or other waterway to be directly impacted by the NWP activity. If it is a minor (no name) stream, identify the waterbody the minor stream enters.

**Block 14. Proposed Activity Street Address.** If the proposed NWP activity is located at a site having a street address (not a box number), please enter it in Block 14.

**Block 15. Location of Proposed Activity.** Enter the latitude and longitude of where the proposed NWP activity is located. Indicate whether the project location provided is the center of the project or whether the project location is provided as the latitude and longitude for each of the "corners" of the project area requiring evaluation. If there are multiple sites, please list the latitude and longitude of each site (center or corners) on a separate sheet of paper and mark as Block 15.

**Block 16. Other Location Descriptions.** If available, provide the Tax Parcel Identification number of the site, Section, Township, and Range of the site (if known), and / or local Municipality where the site is located.

**Block 17. Directions to the Site.** Provide directions to the site from a known location or landmark. Include highway and street numbers as well as names. Also provide distances from known locations and any other information that would assist in locating the site. You may also provide a description of the location of the proposed NWP activity, such as lot numbers, tract numbers, or you may choose to locate the proposed NWP activity site from a known point (such as the right descending bank of Smith Creek, one mile downstream from the Highway 14 bridge). If a large river or stream, include the river mile of the proposed NWP activity site if known. If there are multiple locations, please indicate directions to each location on a separate sheet of paper and mark as Block 17.

**Block 18. Identify the Specific Nationwide Permit(s) You Propose to Use.** List the number(s) of the Nationwide Permit(s) you want to use to authorize the proposed activity (e.g., NWP 29).

**Block 19. Description of the Proposed Nationwide Permit Activity.** Describe the proposed NWP activity, including the direct and indirect adverse environmental effects the activity would cause. The description of the proposed activity should be sufficiently detailed to allow the district engineer to determine that the adverse environmental effects of the activity will be no more than minimal. Identify the materials to be used in construction, as well as the methods by which the work is to be done.

Provide sketches when necessary to show that the proposed NWP activity complies with the terms of the applicable NWP(s). Sketches usually clarify the activity and result in a quicker decision. Sketches should contain sufficient detail to provide an illustrative description of the proposed NWP activity (e.g., a conceptual plan), but do not need to be detailed engineering plans.

The written descriptions and illustrations are an important part of the application. Please describe, in detail, what you wish to do. If more space is needed, attach an extra sheet of paper marked Block 19.



**Block 20. Description of Proposed Mitigation Measures.** Describe any proposed mitigation measures intended to reduce the adverse environmental effects caused by the proposed NWP activity. The description of any proposed mitigation measures should be sufficiently detailed to allow the district engineer to determine that the adverse environmental effects of the activity will be no more than minimal and to determine the need for compensatory mitigation or additional mitigation measures.

**Block 21. Purpose of Nationwide Permit Activity.** Describe the purpose and need for the proposed NWP activity. What will it be used for and why? Also include a brief description of any related activities associated with the proposed project. Provide the approximate dates you plan to begin and complete all work.

**Block 22. Quantity of Wetlands, Streams, or Other Types of Waters Directly Affected by the Proposed Nationwide Permit Activity.** For discharges of dredged or fill material into waters of the United States, provide the amount of wetlands, streams, or other types of waters filled, flooded, excavated, or drained by the proposed NWP activity. For structures or work in navigable waters of the United States subject to Section 10 of the Rivers and Harbors Act of 1899, provide the amount of navigable waters filled, dredged, or occupied by one or more structures (e.g., aids to navigation, mooring buoys) by the proposed NWP activity.

For multiple NWPs, or for separate and distant crossings of waters of the United States authorized by NWPs 12 or 14, attach an extra sheet of paper marked Block 21 to provide the quantities of wetlands, streams, or other types of waters filled, flooded, excavated, or drained (or dredged or occupied by structures, if in waters subject to Section 10 of the Rivers and Harbors Act of 1899) for each NWP. For NWPs 12 and 14, include the amount of wetlands, streams, or other types of waters filled, flooded, excavated, or drained for each separate and distant crossing of waters or wetlands. If more space is needed, attach an extra sheet of paper marked Block 22.

**Block 23. Identify Any Other Nationwide Permit(s), Regional General Permit(s), or Individual Permit(s) Used to Authorize Any Part of Proposed Activity or Any Related Activity.** List any other NWP(s), regional general permit(s), or individual permit(s) used or intended to be used to authorize any part of the proposed project or any related activity. For linear projects, list other separate and distant crossings of waters and wetlands authorized by NWPs 12 or 14 that do not require PCNs. If more space is needed, attach an extra sheet of paper marked Block 23.

**Block 24. Compensatory Mitigation Statement for Losses of Greater Than 1/10-Acre of Wetlands When Pre-Construction Notification is Required.** Paragraph (c) of NWP general condition 23 requires compensatory mitigation at a minimum one-for-one replacement ratio will be required for all wetland losses that exceed 1/10-acre and require pre-construction notification, unless the district engineer determines in writing that either some other form of mitigation is more environmentally appropriate or the adverse environmental effects of the proposed NWP activity are no more than minimal without compensatory mitigation, and provides an activity-specific waiver of this requirement. Describe the proposed compensatory mitigation for wetland losses greater than 1/10 acre, or provide an explanation of why the district engineer should not require wetland compensatory mitigation for the proposed NWP activity. If more space is needed, attach an extra sheet of paper marked Block 24.

**Block 25. Is Any Portion of the Nationwide Permit Activity Already Complete?** Describe any work that has already been completed for the NWP activity.

**Block 26. List the Name(s) of Any Species Listed As Endangered or Threatened under the Endangered Species Act that Might be Affected by the Nationwide Permit Activity.** If you are not a federal agency, and if any listed species or designated critical habitat might be affected or is in the vicinity of the proposed NWP activity, or if the proposed NWP activity is located in designated critical habitat, list the name(s) of those endangered or threatened species that might be affected by the proposed NWP activity or utilize the designated critical habitat that might be affected by the proposed NWP activity. If you are a Federal agency, and the proposed NWP activity requires a PCN, you must provide documentation demonstrating compliance with Section 7 of the Endangered Species Act.

**Block 27. List Any Historic Properties that Have the Potential to be Affected by the Nationwide Permit Activity.** If you are not a Federal agency, and if any historic properties have the potential to be affected by the proposed NWP activity, list the name(s) of those historic properties that have the potential to be affected by the proposed NWP activity. If you are a Federal agency, and the proposed NWP activity requires a PCN, you must provide documentation demonstrating compliance with Section 106 of the National Historic Preservation Act.

**Block 28. List the Wild and Scenic River or Congressionally Designated Study River if the Nationwide Permit Activity Would Occur in such a River.** If the proposed NWP activity will occur in a river in the National Wild and Scenic River System or in a river officially designated by Congress as a "study river" under the Wild and Scenic Rivers Act, provide the name of the river. For a list of Wild and Scenic Rivers and study rivers, please visit <http://www.rivers.gov/>.

**Block 29. Nationwide Permit Activities that also Require Permission from the Corps Under 33 U.S.C. 408.** If the proposed NWP activity also requires permission from the Corps under 33 U.S.C. 408 because it will temporarily or permanently alter, occupy, or use a Corps federal authorized civil works project, indicate whether you have submitted a written request for section 408 permission from the Corps district having jurisdiction over that project.

**Block 30. Other Information Required For Nationwide Permit Pre-Construction Notifications.** The terms of some of the Nationwide Permits include additional information requirements for preconstruction notifications:

- \* NWP 3, Maintenance –information regarding the original design capacities and configurations of the outfalls, intakes, small impoundments, and canals.
- \* NWP 31, Maintenance of Existing Flood Control Facilities –a description of the maintenance baseline and the dredged material disposal site.
- \* NWP 33, Temporary Construction, Access, and Dewatering –a restoration plan showing how all temporary fills and structures will be removed and the area restored to pre-project conditions.
- \* NWP 44, Mining Activities –if reclamation is required by other statutes, then a copy of the final reclamation plan must be submitted with the pre-construction notification.
- \* NWP 45, Repair of Uplands Damaged by Discrete Events –documentation, such as a recent topographic survey or photographs, to justify the extent of the proposed restoration.
- \* NWP 48, Commercial Shellfish Aquaculture Activities –(1) a map showing the boundaries of the project area, with latitude and longitude coordinates for each corner of the project area; (2) the name(s) of the species that will be cultivated during the period this NWP is in effect; (3) whether canopy predator nets will be used; (4) whether suspended cultivation techniques will be used; and (5) general water depths in the project area (a detailed survey is not required).
- \* NWP 49, Coal Remining Activities –a document describing how the overall mining plan will result in a net increase in aquatic resource functions must be submitted to the district engineer and receive written authorization prior to commencing the activity.
- \* NWP 50, Underground Coal Mining Activities –if reclamation is required by other statutes, then a copy of the reclamation plan must be submitted with the pre-construction notification.

If more space is needed, attach an extra sheet of paper marked Block 30.

**Block 31. Signature of Applicant or Agent.** The PCN must be signed by the person proposing to undertake the NWP activity, and if applicable, the authorized party (agent) that prepared the PCN. The signature of the person proposing to undertake the NWP activity shall be an affirmation that the party submitting the PCN possesses the requisite property rights to undertake the NWP activity (including compliance with special conditions, mitigation, etc.).

#### **DELINEATION OF WETLANDS, OTHER SPECIAL AQUATIC SITES, AND OTHER WATERS**

Each PCN must include a delineation of wetlands, other special aquatic sites, and other waters, such as lakes and ponds, and perennial, intermittent, and ephemeral streams, on the project site. Wetland delineations must be prepared in accordance with the current wetland delineation manual and regional supplement published by the Corps. The permittee may ask the Corps to delineate the special aquatic sites and other waters on the project site, but there may be a delay if the Corps does the delineation, especially if the project site is large or contains many wetlands, other special aquatic sites, and other waters. The 45 day PCN review period will not start until the delineation is submitted or has been completed by the Corps.

#### **DRAWINGS AND ILLUSTRATIONS**

##### **General Information.**

Three types of illustrations are needed to properly depict the work to be undertaken. These illustrations or drawings are identified as a Vicinity Map, a Plan View or a Typical Cross-Section Map. Identify each illustration with a figure or attachment number. For linear projects (e.g. roads, subsurface utility lines, etc.) gradient drawings should also be included. Please submit one original, or good quality copy, of all drawings on 8½x11 inch plain white paper (electronic media may be substituted). Use the fewest number of sheets necessary for your drawings or illustrations. Each illustration should identify the project, the applicant, and the type of illustration (vicinity map, plan view, or cross-section). While illustrations need not be professional (many small, private project illustrations are prepared by hand), they should be clear, accurate, and contain all necessary information.

#### **ADDITIONAL INFORMATION AND REQUIREMENTS**

For proposed NWP activities that involve discharges into waters of the United States, water quality certification from the State, Tribe, or EPA must be obtained or waived (see NWP general condition 25). Some States, Tribes, or EPA have issued water quality certification for one or more NWPs. Please check the appropriate Corps district web site to see if water quality certification has already been issued for the NWP(s) you wish to use. For proposed NWP activities in coastal states, state Coastal Zone Management Act consistency concurrence must be obtained, or a presumption of concurrence must occur (see NWP general condition 26). Some States have issued Coastal Zone Management Act consistency concurrences for one or more NWPs. Please check the appropriate Corps district web site to see if Coastal Zone Management Act consistency concurrence has already been issued for the NWP(s) you wish to use.