

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. SAS-2021-00431

2. Date 9/30/2021

3. For Official Use Only _____

4. Name and address of applicant. City of Darien, GA. 106 Washington Street. P.O. Box 453 Darien, GA 31305

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

Lat. 31.37deg Long. -81.44deg

McIntosh

County

Military District

Darien

In City or Town

Near City or Town

Subdivision

Lot No.

Lot Size

Approximate Elevation of Lo

State

Darien River

Altamaha Estuary

Name of Waterway

Name of Nearest Creek, River, Sound, Bay or Hammock

GA

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

Steven Partin, Business Support Analyst, Georgia Dept. of Nat. Resources

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.

See Letter of Permission from City of Darien
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.)

Gangway will be lengthened approx. 15-feet to allow adequate water depth beneath floating dock sitting on bottom. Pilings will be moved channel-ward also, configured in the same way. Pilings will be wooden, 12-inch diameter, and will be driven with a crane and barge. There will be no materials staging, work will be done from the waterway.

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

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

Downtown Darien Development Authority - 86 Screven Street, Darien, GA 31305 / Bobbie Brown - 92 Screven Street, Darien, GA 31305

10. Date activity is proposed to commence. Upon Approval
Date activity is expected to be completed. 1 Day of work

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

- a. If answer is "Yes", give reasons in the remarks in the remarks section. Indicate the existing work on the drawings.
- b. If the fill or work is existing, indicate date of commencement and completion.
- c. If not completed, indicate percentage completed.

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

<u>Issuing Agency</u>	<u>Type Approval</u>	<u>Identification No.</u>	<u>Date/Application</u>	<u>Date/Approval</u>
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13. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein?
 Yes 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 _____.

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 _____

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.

Observers will be present to watch for protected species. Work will stop if they are present, and resume on their departure from the project area. This project does not add any in-water features. It is merely an extension that should reduce impacts as it relieves the floating dock from sitting on the bottom at low tide.

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.

2. A plan of the existing or proposed project and your adjacent property for which permits are being requested.

3. A plan showing the location of all points where petro-chemical products (gasoline, oils, cleaners) used and stored. Any 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.

4. A contingency plan delineating action to be taken by you in the event of spillage of petro-chemical products or other materials from your operation.

5. Plan and profile drawings showing limits of areas to be dredged, areas to be used for placement of spoil, locations of any dikes to be constructed showing locations of any weir(s), and typical cross sections of the dikes.

b. Please provide the following statements:

1. A statement that all activities will be performed in a manner to minimize turbidity in the stream.

2. A statement that there will be no oils or other pollutants released from the proposed activities which will reach the stream.

3. A statement that all work performed during construction will be done in a manner to prevent interference with any 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

* See Letter of Permission from City of Darien

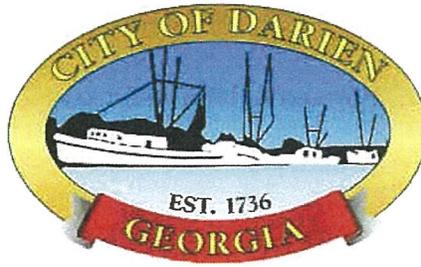
19. U.S.C. Section 1001 provides that: Whoever, in any matter within the jurisdiction of any department or agency of the United States, knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious, or fraudulent statements or 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:

Hugh "Bubba" Hodge, Mayor
Augustus Skeen, Mayor Pro-Tem
Morris Butler, Councilmember
Marcy H. Goodyear, Councilmember
Griffin Lotson Councilmember



Richard Braun, City Manager
Priscilla Taylor, City Clerk
Richard Braun, City Attorney

Paul Medders
Coastal Resources Division
Georgia Department of Natural Resources
1 Conservation Way
Brunswick, GA 31520

14 June 2021

Subject: Repair/Maintenance/Upgrade of City Dock at the South end of Screven Street

Dear Sir,

Screven Street, in the City of Darien, extends from the intersection of US Hwy 17 and Fifth Street West, South to the Darien River and is a city owned Right of Way.

Please contact me if you have any questions regarding the matter.

Sincerely,

A handwritten signature in blue ink that reads 'Kieran McMullen'.

Kieran McMullen
Planning Director
City of Darien, GA
912-437-6686

106 Washington Street
PO Box 452
Darien, GA 31305

Phone: 912.437.6686
Fax: 912.437.2208
www.cityofdarienga.com

MCINTOSH COUNTY, GEORGIA
CLERK OF SUPERIOR COURT

02 MAY 22 AM 11:56

Ann M. Poppell
CLERK OF SUPERIOR COURT

**THOMAS G. SMITH
P.O. BOX 1450
DARIEN, GEORGIA 31305**

ASSIGNMENT

State of Georgia
McIntosh County
I hereby certify that this instrument was filed
for record in the Clerk of Superior Court Office
of McIntosh County on the 22 day
of May, 2002 at
11:56 A.M. and recorded in Deed
Book 312 Page 465 on the 22
day of May, 2002
Sandra D. Tillman
Deputy Clerk *DSC*

FOR VALUE RECEIVED, and intending to be legally bound the undersigned **Downtown Development Authority of the City of Darien** hereby assigns to the **One Georgia Authority** and grants a security interest in, conveys, bargains, pledges, transfers and assigns to the One Georgia Authority and to its successors and assigns, and to any subsequent owner or owners of the Note (hereinafter described), all of the undersigned's right, title, interest and remedies in and all rentals to be received pursuant to that certain Lease Agreement between the Downtown Development Authority of the City of Darien, as Landlord and Chajimike, Inc., a Georgia corporation, as Tenant, dated as of April 19, 2002 (the "Lease"), The Lease is for certain real and personal property more particularly described on **Exhibit "A"**, which is attached hereto and made a part hereof. This assignment is made in order to secure (i) the due and punctual payment of the principal of and the interest on the \$34,000 Promissory Note from the undersigned to the One Georgia Authority dated April 19, 2002, award number 02Q-095-3-4052 (the "Note") and (ii) the due performance and observance by the undersigned of all terms and agreements contained in the Note and the Intergovernmental Services Contract between the undersigned and the One Georgia Authority, dated April 19, 2002 (the "Contract").

TO HAVE AND TO HOLD the privileges and appurtenances hereby conveyed, assigned and pledged to the One Georgia Authority, and any permitted subsequent owner or owners of the Note, forever.

The undersigned represents that it lawfully holds the Lease as Landlord and that the pledge and assignment thereof is valid and lawful. The undersigned agrees that it will defend the title to the Lease and all rental payments to be received thereunder against the claims and demands of all persons claiming by, through or under the undersigned.

The undersigned represents that its rights assigned hereby are not subject to any lien, charge, mortgage, pledge, security interest or encumbrance (other than as provided herein). The undersigned does hereby constitute and appoint the One Georgia Authority or any subsequent Noteholder as its true and lawful attorney with full power to act for and in the name of the undersigned for the purpose of collecting and receiving payment or all of the payments required to be made under the Lease and enforcing the rights and remedies or taking any other action permitted to be taken by the undersigned under the Lease.

If the undersigned shall well and truly pay or cause to be paid to the One Georgia Authority or any subsequent Noteholder the principal of and interest due or to become due on the Note in accordance with the terms thereof, and if the undersigned shall keep, perform and observe all and singular the agreements in the Note and in the Contract to be kept or performed by it or on its part, then this Assignment and the rights hereby granted shall cease, determine and be void. Otherwise, this Assignment shall be and remain in full force and effect. (The remedies

**DECISION
DOCUMENT**

provided herein shall not be deemed exclusive, but shall be cumulative and in addition to all other remedies existing at law or equity.

This 19th day of April, 2002.

DOWNTOWN DEVELOPMENT AUTHORITY
OF THE CITY OF DARIEN

By: _____
Chairperson

(SEAL)

Attest: Karen F. Moore
~~Assistant Secretary-Treasurer~~
Executive Director

Signed, sealed and delivered in the presence of:

Thomas G. Smith

Witness

Candy L. Howard
Notary Public

W. Fred Stutz, Jr.
CHAIRMAN

My commission expires _____

(NOTARIAL SEAL)



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ACKNOWLEDGMENT OF ASSIGNMENT

The undersigned hereby acknowledges receipt of notice of, and hereby consents to, the foregoing Assignment and, intending to be legally bound, hereby agrees that upon receipt of notification and demand from One Georgia Authority (the "Noteholder") undersigned will pay directly to the One Georgia Authority or any subsequent Noteholder, all sums due and to become due from the undersigned under the Lease and to perform for the benefit of the Noteholder all of the duties and undertakings of the undersigned under the Lease. By reason of said Assignment the Noteholder shall not be obligated for or be responsible for the performance of any of the duties, undertakings to obligations of Downtown Development Authority under the Lease.

IN WITNESS WHEREOF, the undersigned has caused this instrument to be duly executed as of April 19, 2002.

CHAJIMIKE, INC.

By: [Signature]
President

(SEAL)

Attest: [Signature]

Secretary

Signed, sealed and delivered in the presence of:

[Signature]

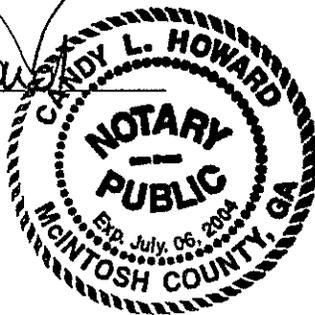
Witness

[Signature]

Notary Public

My commission expires:

(NOTARIAL SEAL)



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The undersigned represents that its rights assigned hereby are not subject to any lien, charge, mortgage, pledge, security interest or encumbrance (other than as provided herein). The undersigned does hereby constitute and appoint the One Georgia Authority or any subsequent Noteholder as its true and lawful attorney with full power to act for and in the name of the undersigned for the purpose of collecting and receiving payment or all of the payments required to be made under the Lease and enforcing the rights and remedies or taking any other action permitted to be taken by the undersigned under the Lease.

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OF THE CITY OF DARIEN

By: _____
Chairperson

(SEAL)

Attest: Karen F. Moore
~~Assistant Secretary-Treasurer~~
Executive Director

Signed, sealed and delivered in the presence of:

Thomas M. Smith

Witness

Candy L. Howard
Notary Public

W. Lee Stuebel, Jr.
CHAIRMAN

My commission expires

(NOTARIAL SEAL)



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All that tract or parcel of land lying and being in the City of Darien, 1771st General Milita District, McIntosh County, Georgia, consisting of 0.98 acres, and being more particularly shown on a plat of survey dated March 1, 2001, prepared by C.M. German, Georgia R.L.S. # 1838, recorded in Plat Cabinet One, Slide 177E, McIntosh County, Georgia, records, said plat of survey being incorporated herein for all purposes.

From said plat of survey the above described property is more particularly described as follows: Beginning at a point located at the intersection of the northwestern margin of Scriven Street and the southwestern margin of West Broad Street, thence proceeding south 29 degrees 16 minutes 42 seconds west along the northwest margin of Scriven Street a distance of 101.62 feet to the TRUE POINT OF BEGINNING; thence south 29 degrees 16 minutes 42 seconds west a distance of 233.64 feet to a point; thence south 82 degrees 43 minutes 08 seconds west a distance of 151.62 feet to a point; thence south 85 degrees 52 minutes 40 seconds west a distance of 31.34 feet to a point; thence north 29 degrees 16 minutes 42 seconds east a distance of 341.66 feet to a point; thence south 60 degrees 32 minutes 46 seconds east a distance of 147.95 feet to the POINT OF BEGINNING.

Located upon the above described premises and included within this conveyance are a single story building, outbuildings, piers, and docks.

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6.

Lender acknowledges that this agreement is subject to the rights of the One Georgia Authority as set forth in an Intergovernmental Services Agreement with Landlord dated April 19, 2002.

IN WITNESS WHEREOF, the said parties have hereunto set their hands and affixed their seals this the 3RD day of JULY, 2002.

DOWNTOWN DEVELOPMENT
AUTHORITY, CITY OF DARIEN

By: W. L. Stutz, Jr.
Chairperson

Attest: Charles J. [Signature]

(SEAL)

SOUTHEASTERN BANK

By: Rodney P. C. Gurney SRVP

Attest: Ward D. Pitts

(CORPORATE SEAL)

DECISION
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STATE OF GEORGIA

REQUEST FOR A REVOCABLE LICENSE FOR THE USE OF TIDAL WATERBOTTOMS

APPLICANT NAME(S): Georgia DNR, Coastal Resources Division

MAILING ADDRESS: 1 Conservation Way Brunswick, GA 31520
(Street) (City) (State) (Zip)

PROJECT ADDRESS/LOCATION: Screven Street, Darien, GA 31-37°/-81.44

COUNTY: McIntosh WATERWAY: Darien River

LOT, BLOCK & SUBDIVISION NAME FROM DEED: _____

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: April 13, 2022

Business Support Analyst
Title, if applicable

By: _____
Signature of Applicant

Date: _____

Title, if applicable

Attachments