

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

INSTRUCTIONS FOR SUBMITTING APPLICATION:

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

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

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

1. Application No. _____ 2. Date _____ 3. For Official Use Only _____

4. Name and address of applicant.

Mr. Christian Demere
GKT Properties, Inc.
P.O Box 576
Savannah, Georgia 31402

5. Location where the proposed activity exists or will occur. Lat. 32.10206° N Long. 81.11644° W

<u>Chatham</u> County	<u>8th</u> Military District	<u>Savannah</u> In City or Town
<u>Near Savannah</u> Near City or Town	<u>N/A</u> Subdivision	<u>N/A</u> Lot No.
<u>GKT-14.85 Ac., CLIC-59.185 Ac.</u> Lot Size	<u>+/- 15 Feet</u> Approximate Elevation of Lot	<u>Georgia</u> State
<u>Savannah River</u> Name of Waterway CESAS Form 19	<u>Savannah River</u> Name of Nearest Creek, River, Sound, Bay or Hammock	

RECEIVED

JUL 25 2022

GA DNR

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

Sligh Environmental Consultants, Inc.
Attn: Brandon W. Wall
31 Park of Commerce Way, Suite 200B
Savannah, GA 31405

phone (912) 232-0451
fax (912) 232-0453

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.


Signature of Applicant

07/21/22
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.)

To add a new breakbulk berth at the existing Georgia Kaolin Terminal by extending the existing dock 810' upstream and dredging in front of it. The project will satisfy a growing need for a breakbulk facility on the Savannah Harbor. No fill is required. See attached Project Description for details.

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

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

Southern Region Industrial Realty
c/o Norfolk Southern
650 Peachtree Street, NW
Atlanta, GA 30308

International Matex Tank Terminals
400 Poydras Street, Suite 3000
New Orleans, LA 70130

10. Date activity is proposed to commence. Upon receipt of authorization to proceed

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

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

A. If answer is "Yes", give reasons in the remarks in the remarks section.

Indicate the existing work on the drawings.

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

C. If not completed, indicate percentage completed.

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

<u>Issuing Agency</u>	<u>Type Approval</u>	<u>Identification No.</u>	<u>Date/Application</u>	<u>Date/Approval</u>
GADNR-CRD	CMPA Permit	N/A	N/A	N/A

13. Has any agency denied approval for the activity described herein or for any activity directly related to the activity described herein? ___Yes___ X NO (If "yes", explain).

RECEIVED

JUL 25 2022

GA DNR

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 to construct a new breakbulk berth on the Savannah Harbor. No fill is required.

1. Access channel	length	depth	width
2. Boat basin	length <u>810'</u>	depth <u>45' MLLW</u>	width <u>150'</u>
3. Fill area	length	depth	width
4. Other	length	depth	width

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

B. 1. If bulkhead, give dimensions

2. Type of bulkhead construction (material

Backfill required: Yes No X Cubic yards

Where obtained

C. Excavated material

1. Cubic yards N/A

2. Type of material N/A

15. Type of construction equipment to be used Waterborne barge and crane, upland crane, impact hammer, hydraulic dredge

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

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

C. Location of disposal area GPA's Hutchinson Tract B CDF

D. Maintenance dredging, estimated amounts, frequency, and disposal sites to be utilized: 100,000 cubic yards annual maintenance dredging to be conducted in accordance with terms and conditions of SAS-2001-12670 (existing maintenance permit). If desired, SAS-2001-12670 will be modified upon approval of the proposed permit action to reflect new dredging areas and depths for maintenance events moving forward.

E. Will dredged material be entrapped or encased? No

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

G. Present rate of shoreline erosion (if known) None

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

A. Please submit the following:

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

B. Please provide the following statements:

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

RECEIVED

JUL 25 2022

GA DNR

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


Signature of Applicant

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

PRIVACY ACT NOTICE

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

SUPPORTING REMARKS:

RECEIVED

JUL 25 2022

GA DNR

STATE OF GEORGIA

REQUEST FOR A REVOCABLE LICENSE FOR THE USE OF TIDAL WATERBOTTOMS

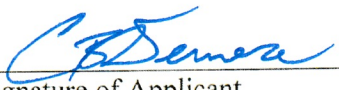
APPLICANT NAME(S): GKT Properties, Inc - Mr. Christian Demere
MAILING ADDRESS: P.O. Box 576 Savannah GA 31402
(Street) (City) (State) (Zip)
PROJECT ADDRESS/LOCATION: Georgia Kaolin Terminal - 509 Foundation Dr.
COUNTY: Chatham WATERWAY: Savannah River
LOT, BLOCK & SUBDIVISION NAME FROM DEED: N/A

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:  Date: 07/21/22
Signature of Applicant

Title, if applicable

By: _____ Date: _____
Signature of Applicant

Title, if applicable

Attachments

RECEIVED

JUL 25 2022

GA DNR

FEDERAL CONSISTENCY CERTIFICATION STATEMENT

Printed Name of Applicant(s): GKT Properties, Inc. - Christian Demere

Applicant Email: Cdemere@colonialgroupinc.com Phone: _____

Agent Name (if applicable): SECI - Brandon Wall Phone: (912) 232-0451

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:  Date: 07/21/22

FOR AGENCY INTERNAL USE ONLY: Date Received (Commencement Date): _____
USACE Authorization/Permit Number (assigned by USACE): _____
USACE Authorization Type (select one): ☐ Individual Permit ☐ General Permit # _____ ☐ 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.

Revised April 11, 2022

RECEIVED

JUL 25 2022

GA DNR

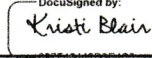
STATE OF GEORGIA
CHATHAM COUNTY

Permission from Adjoining Highland Owner to Carry Out a Coastal Marshlands Protection Act of 1970, as amended, Permitted Project, as Required by Official Code of Georgia Annotated Section 12-5-286(b)(4).

The undersigned, in my capacity as an officer of Southern Region Industrial Realty, Inc. (hereinafter "Southern") having a street address of c/o Norfolk Southern Tax Department, 650 W. Peachtree Street, NW, Atlanta, Georgia 30308, do on behalf of Southern, as owner of Chatham County, Georgia Tax Parcel 10606-01001 located at 16 Foundation Road in Savannah, Georgia (the "Property")¹, hereby give permission to GKT Properties, Inc., whose mailing address for the purpose of the permit application is: 101 North Lathrop Avenue, Savannah, GA 31415, Attention: Pratt Summers, to use riparian areas adjacent to and associated with the Property for the purposes and as described in the application for a Coastal Marshlands Protection Committee Permit dated July 21, 2022 as submitted by GKT Properties, Inc. I have reviewed and am familiar with the permit application and the proposed activity which includes the construction and operation of a pile-supported wharf and dredging at coordinates Lat. 32.1143', Long. -81.1282' and understand that the project and related activities requires a Coastal Marshlands Protection Act of 1970, as amended, permit and my concurrence thereto.

This 22nd day of November 2022.

Southern Region Industrial Realty, Inc.

By: 
Print Name: Kristi Blair
Title: Real Estate Manager

¹ The vesting deed into Southern is attached hereto.