



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
PENSACOLA REGULATORY OFFICE
41 NORTH JEFFERSON STREET, SUITE 301
PENSACOLA, FLORIDA 32502

Regulatory Division
North Permits Branch
SAJ-2011-00783 (LOP-HMM)

June 3, 2011

Escambia County Board of County Commissioners
c/o Robert Turpin
3363 West Park Place
Pensacola, FL 32505

Dear Mr. Turpin:

This is in reference to your request for a Department of the Army (DA) permit to perform work in or affecting waters of the United States. If you determine that the permit provided is acceptable in its entirety and you have chosen to proceed with the authorized activity, then upon recommendation of the Chief of Engineers, pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), as amended, you are authorized under a Letter of Permission to remove and replace three access piers associated with the Galvez Landing Boat Launch. The new construction consists of a 3.7' x 40' central access pier, a 6' x 32' eastern access pier with an 8' x 94' terminal platform, and a 6' x 32' western access pier with an 8' x 75' terminal platform. Additionally, vinyl sheet piles will be placed on the waterward edge of the structures to provide wave attenuation. The total area footprint over waters below the MHWL is 1,624 square feet. The proposed project is located at the south end of Galvez Drive on Innerarity Point, Intracoastal Waterway at the Galvez Landing Boat Launch in Pensacola, Section 14, Township 3 South, Range 32 West, Escambia County, Florida. The project must be completed in accordance with the enclosed construction drawings, and the general and special conditions which are incorporated in, and made a part of, the permit.

Special Conditions:

1. All reports, documentation and correspondence required by the conditions of this permit shall be submitted to the following address: U.S. Army Corps of Engineers, Regulatory Division, Enforcement Section, 41 North Jefferson Street, Suite 301, Pensacola, FL 32502. The Permittee shall reference this permit number, SAJ-2011-00783 (LOP-HMM), on all submittals.
2. Within 10 days from the date of initiating the authorized work, the Permittee shall provide to the Corps a written notification of the date of commencement of work authorized by this permit.
3. Immediately upon completion of the activity authorized, the Permittee shall complete the attached "Self-Certification Statement of Compliance" form and submit the form to the Corps. In the event that the completed work deviates, in any manner, from the authorized work, the Permittee shall describe, on the Self-Certification Form, the deviations between the work authorized by the permit and the work as constructed. Please note that the description of any deviations on the Self-Certification Form does not constitute approval of any deviations by the Corps.

4. Prior to the initiation of any of the work authorized by this permit the Permittee shall install floating turbidity barriers with weighted skirts that extend to within 1 foot of the bottom around all work areas that are in, or adjacent to, surface waters. The turbidity barriers shall remain in place and be maintained until the authorized work has been completed and all erodible materials have been stabilized.
5. The Permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structures or work herein authorized, or if in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the Permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
6. The permittee shall comply with the following conditions intended to protect manatees from direct project effects:

STANDARD MANATEE CONDITIONS FOR IN-WATER WORK

2011

- a. All personnel associated with the project shall be instructed about the presence of manatees and manatee speed zones, and the need to avoid collisions with and injury to manatees. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing manatees, which are protected under the Marine Mammal Protection Act, the Endangered Species Act, and the Florida Manatee Sanctuary Act.
 - b. All vessels associated with the construction project shall operate at "Idle Speed/No Wake" at all times while in the immediate area and while in water where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will follow routes of deep water whenever possible.
 - c. Siltation or turbidity barriers shall be made of material in which manatees cannot become entangled, shall be properly secured, and shall be regularly monitored to avoid manatee entanglement or entrapment. Barriers must not impede manatee movement.
 - d. All on-site project personnel are responsible for observing water-related activities for the presence of manatee(s). All in-water operations, including vessels, must be shutdown if a manatee(s) comes within 50 feet of the operation. Activities will not resume until the manatee(s) has 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. Any collision with or injury to a manatee shall be reported immediately to the Florida Fish and Wildlife Conservation Commission (FWC) Hotline at 1-888-404-3922. Collision and/or injury should also be reported to the U.S. Fish and Wildlife Service in Jacksonville (1-904-731-3336) for north Florida or Vero Beach (1-772-562-3909) for south Florida, and emailed to FWC at impeniledSpecies@myFWC.com.
7. The permittee shall comply with the National Marine Fisheries Service's "Sea Turtle and Smalltooth Sawfish Construction Conditions" dated March 23, 2006 and provided as an attachment to this permit.
 8. No building or fill materials, tools or other equipment shall be stockpiled within waters of the United States.

9. All contractors involved in this permitted activity shall be provided copies of this permit in its entirety. A copy shall remain on site at all times during construction.
10. No structure or work shall adversely affect or disturb properties listed in the National Register of Historic Places or those eligible for inclusion in the National Register. Prior to the start of work, the Permittee or other party on the permittee's behalf, shall conduct a search in the National Register Information System (NRIS). Information can be found at: <http://www.cr.nps.gov/nr/research/nris.htm> Information on properties eligible for inclusion in the National Register can be identified by contacting the Florida Master File Office by email at fmsfile@dos.state.fl.us or by telephone at 850-245-6440.

If unexpected cultural resources are encountered at any time within the project area that was not the subject of a previous cultural resource assessment survey, work should cease in the immediate vicinity of such discoveries. The permittee, or other party, should notify the SHPO immediately, as well as the appropriate Army Corps of Engineers office. After such notifications, project activities should not resume without verbal and/or written authorization from the SHPO.

If unmarked human remains are encountered, all work shall stop immediately, and the proper authorities notified in accordance with Section 872.05, Florida Statutes, unless on Federal lands. After such notifications, project activities on non-Federal lands shall not resume without verbal and/or written authorization from the Florida State Archaeologist for finds under his or her jurisdiction.

If the work authorized is not completed on or before **June 3, 2016** this authorization, if not previously revoked or specifically extended, shall cease and be null and void.

This letter contains a proffered permit for your proposed project. If you object to this determination/decision, you may request an administrative appeal under Corps' regulations at 33 CFR Part 331. Enclosed you will find a Notification of Appeal Process fact sheet and Request for Appeal (RFA) form. If you request to appeal this determination/decision, you must submit a completed RFA form to the South Atlantic Division Office at the following address:

Mr. Jason Steele
South Atlantic Division
U.S. Army Corps of Engineers
CESAD-CM-CO-R, Room 9M15
60 Forsyth St., SW
Atlanta, Georgia 30303-8801

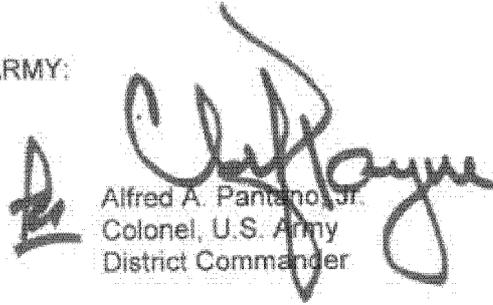
Mr. Steele can be reached by telephone number at 404-562-5137, or by facsimile at 404-562-5138.

In order for an RFA to be accepted by the Corps, the Corps must determine that it is complete, that it meets the criteria for appeal under 33 CFR Part 331.5, and that it has been received by the Division office within 60 days of the date of the RFA. Should you decide to submit an RFA form, it must be received at the above address by **August 2, 2011**. It is not necessary to submit an RFA form to the Division office, if you do not object to the determination/decision in this letter.

Should you have any questions regarding this letter, please contact the project manager, Holly Millsap in writing at our Pensacola Regulatory Office, 41 North Jefferson Street, Suite 301, Pensacola, Florida 32502, by email at Holly.M.Millsap@usace.army.mil or by telephone at 850-470-9823.

The Corps Jacksonville District Regulatory Division is committed to improving service to our customers. We strive to perform our duty in a friendly and timely manner while working to preserve our environment. We invite you to take a few minutes to visit the following link and complete our automated Customer Service Survey:
http://www.saj.usace.army.mil/permit/forms/customer_service.htm. Your input is appreciated – favorable or otherwise.

BY AUTHORITY OF THE SECRETARY OF THE ARMY:


Alfred A. Pantano, Jr.
Colonel, U.S. Army
District Commander

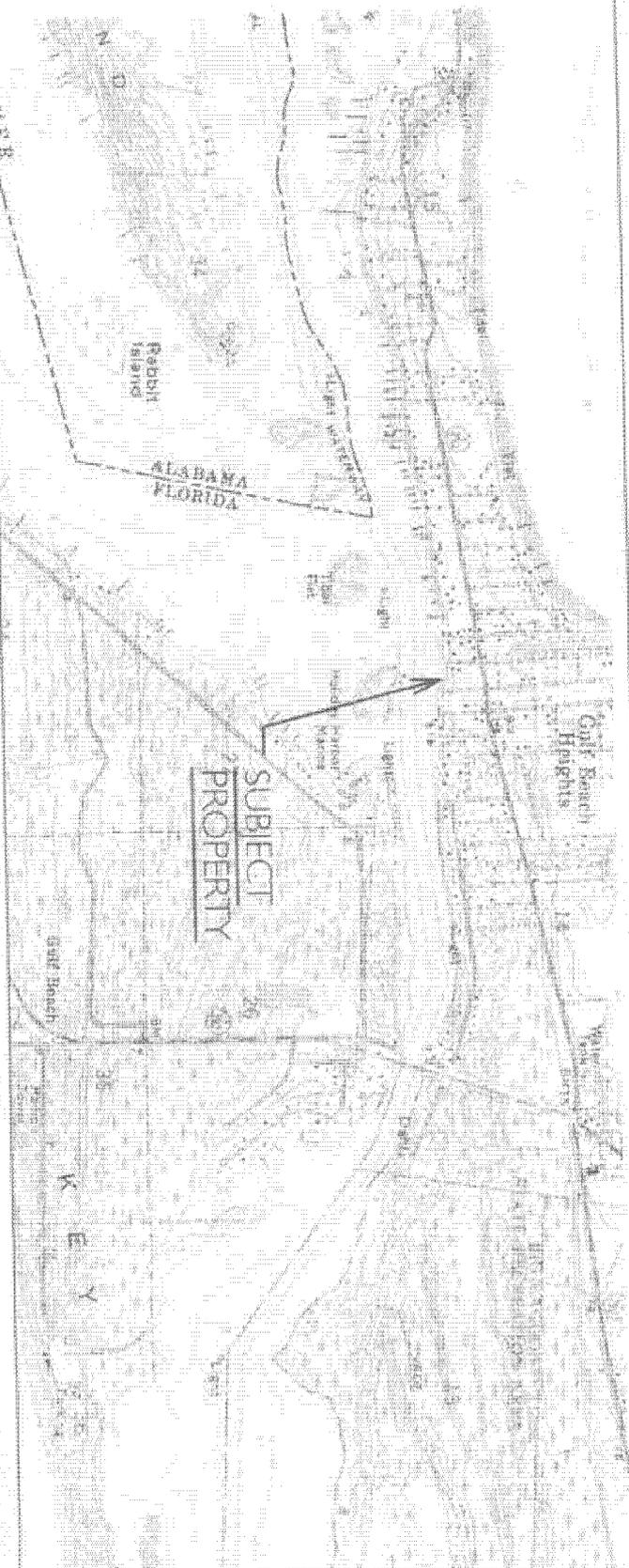
Enclosures:

Permit Drawings
General Conditions
Compliance Certification Form
Transfer Request Form
Administrative Appeals Form
Sea Turtle and Smalltooth Sawfish Construction Conditions

Copies Furnished:

Wetland Sciences, Inc., Agent
DEP, SLERP, Pensacola
CESAJ-RD-PE (Enforcement Branch)

PLEASE DRAWINGS ARE FOR PRELIMINARY INFORMATION AND NOT BE RELIED UPON



DIRECTIONS TO THE SITE FROM DOMINI OWN FERNANDEZ: DEPART W GOVERNMENT STREET TOWARD S SPRING STREET. TURN RIGHT ONTO S SPRING ST. TURN RIGHT ONTO US 90 BUSINESS EAST ON GARDEN STREET. MAKE A U TURN AT N BAYLEN STREET. KEEP STRAIGHT ONTO US 90 BUSINESS. STAY ON US 90 BUSINESS. PASS THE JUNCTION BETWEEN TURN LEFT ONTO SR 173 S BLUE ANGEL PARKWAY. TURN RIGHT ONTO S SPRING STREET ROAD. TURN RIGHT ONTO INDEPENDENT POINT ROAD ON 200'. TURN LEFT ONTO GALVEZ BOYCA. AT THE DEAD END OF GALVEZ TURN RIGHT. ARRIVE AT BOAT RAMP. PLEASE CALL 904-451-7700 WITH ANY QUESTIONS.

APPLICANT NAME AND ADDRESS

ESCAMBIA COUNTY
 GOVERNMENT & PLANNING DEPARTMENT, BUREAU 1
 FINESTREET BUILDING
 1243 WEST PARK ROAD
 FERNANDEZ, ALABAMA 36828

PROJECT LOCATION

LOT 2008, INLAND SCOUT TRAIL
 (PLOT 001) VENDED TO 01/15/97, KARLADONOR
 (PLOT 002) VENDED TO 01/15/97, KARLADONOR

SECTION 14, TOWNSHIP 3 SOUTH, RANGE 22 WEST
 ESCAMBIA COUNTY, ALABAMA

INDEX OF SHEETS

SHEET NO.	DESCRIPTION
1	SITE LOCATION MAP AND PARCEL LAYOUTS
2	OVERVIEW SITE OPERATIONS
3	CLOSE UP PLAN VIEW OF EAST AND WEST PORTALS
4	OVERVIEW PLAN VIEW OF PROPOSED ACTIVITY
5	CLOSE UP PLAN VIEW OF PROPOSED ACTIVITY
6	MOBILE CELESTIAL ACCESS PLAN (TYPICAL)
7	LANDSCAPE ARCHITECTURE PLAN (TYPICAL)
8	CONCRETE DETAIL OF TOWER (TYPICAL)

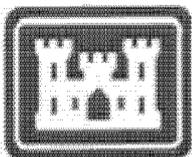
LOCATION MAP AND INDEX OF SHEETS

PROJECT #2011-027
 DATE: FEBRUARY 10, 2011
 DRAWN BY: KDJ
 SCALE: NTS

WELT AND SCOTT INCORPORATED



APPLICANT: ESCAMBIA COUNTY
 PAGE 1 OF 8



Applicant: Escambia Co BOCC/Galvez
 File: 2011-00783 (LOP-HMM)
 Date: 3 June 2011
 Page: 1 of 8

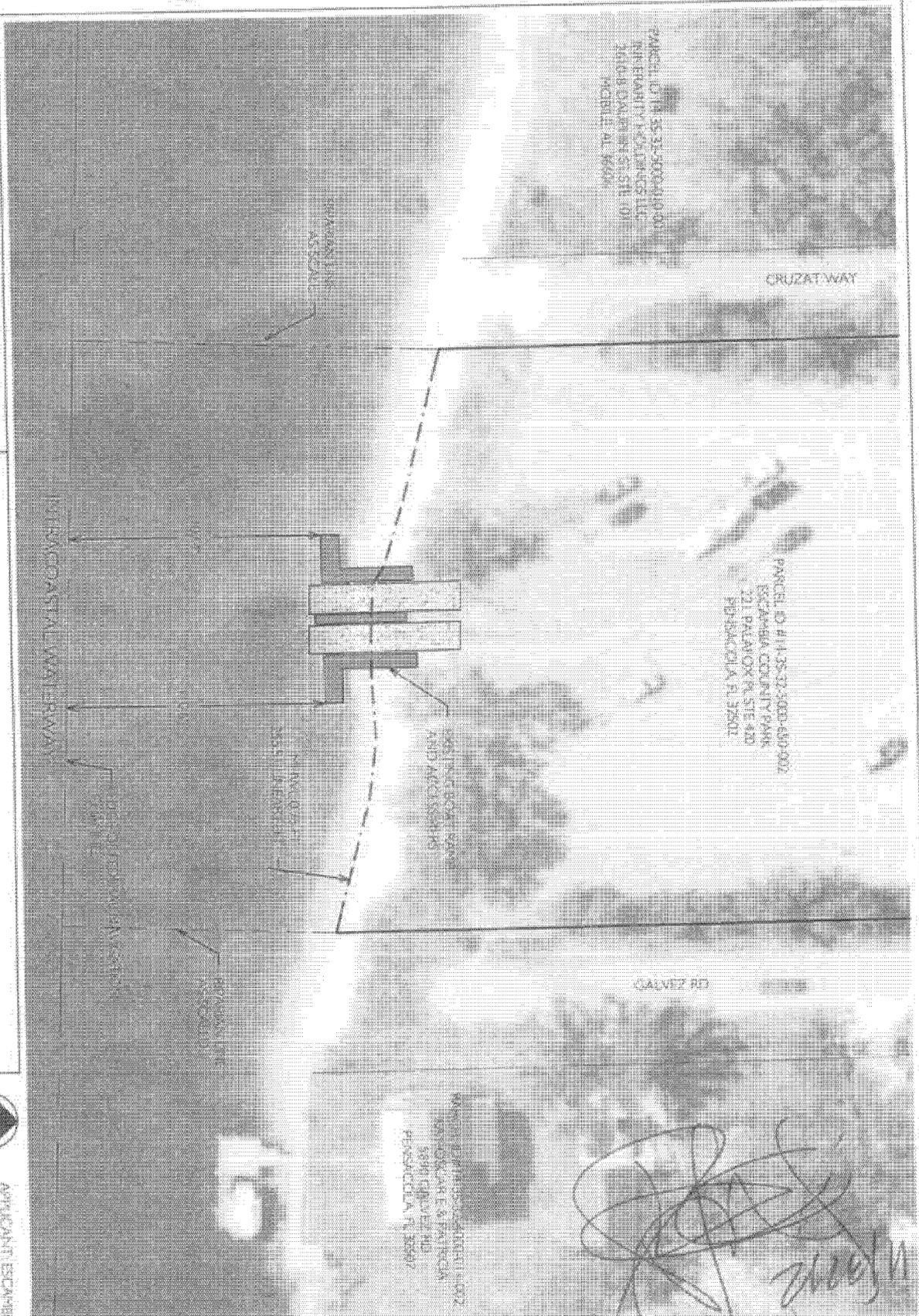
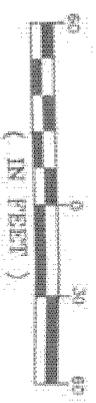
WETLANDS
SCIENTIFICS
 INCORPORATED

EXISTING SITE CONDITIONS

PROJECT #2011-027
 DATE: FEBRUARY 08, 2010
 DRAWN BY: KDJ
 SCALE: 1" = 60'



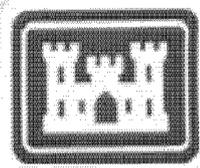
APPLICANT: ESCAMBIA COUNTY
 PAGE 2 OF 8



PANCEL ID: 14-35-30-000-010-00
 NINEBAY COASTAL LLC
 2100 OAKHURST ST. #101
 MOBILE AL 36688

PANCEL ID: 14-35-30-000-000-002
 ESCAMBIA COUNTY PARK
 221 PALM OAK STE 400
 PENSACOLA FL 32501

APPLICANT: ESCAMBIA COUNTY
 2011-00783 (LOP-HMM)
 DATE: 3 JUNE 2011
 PAGE: 2 OF 8



Applicant: Escambia Co BOCC/Galvez
 File: 2011-00783 (LOP-HMM)
 Date: 3 June 2011
 Page: 2 of 8

THESE DRAWINGS ARE FOR INFORMATION AND NOT RELEASED FOR

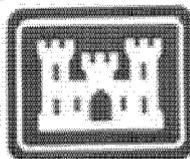
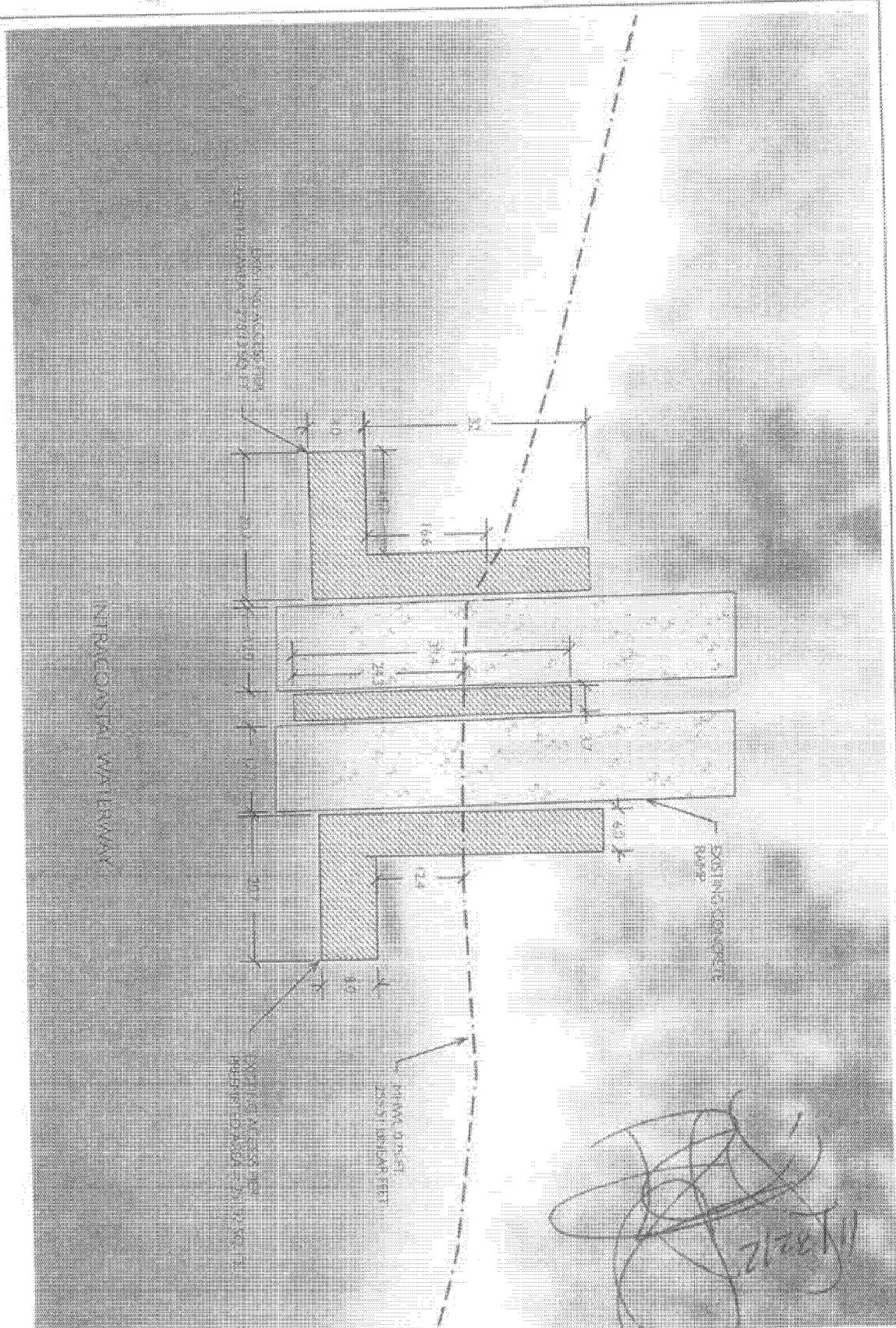
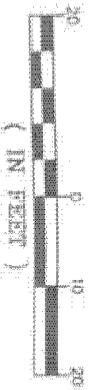
**CLOSE UP PLAN VIEW OF
 EXISTING SITE CONDITIONS**

PROJECT #2011-037
 DRAWN BY: JAT

DATE: FEBRUARY 08, 2010
 SCALE: 1" = 20'



APPLICANT: ESCAMBIA COUNTY
 PAGE 3 OF 8

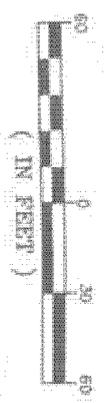


Applicant: Escambia Co BOCC/Galvez
 File: 2011-00783 (LOP-HMM)
 Date: 3 June 2011
 Page: 3 of 8

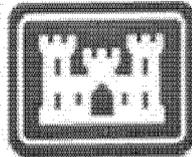
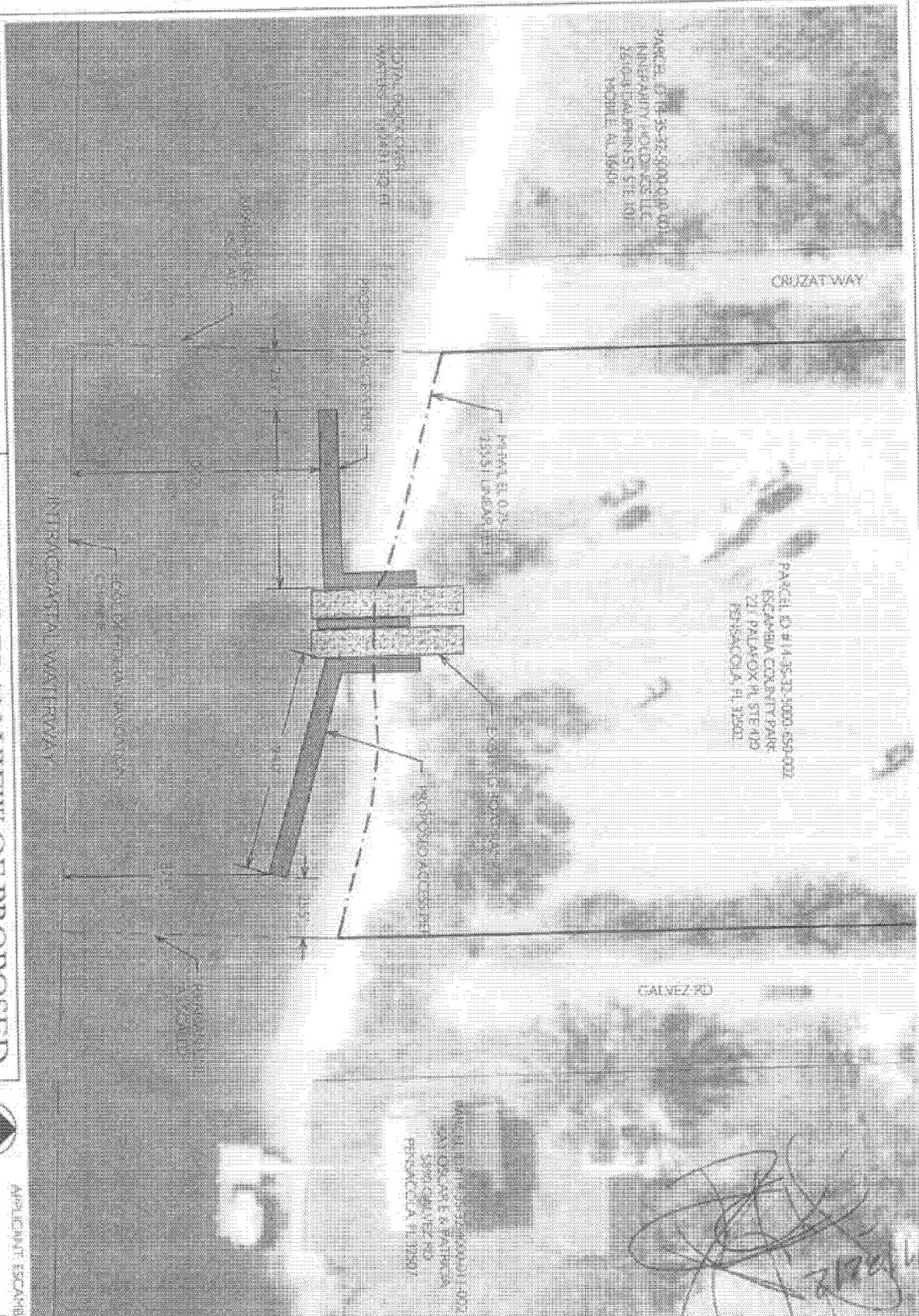
WETLANDS
SCIENTIFICS
 INCORPORATED

**OVERALL PLAN VIEW OF PROPOSED
 ACTIVITY**

PROJECT #2011-027
 DATE: FEBRUARY 08, 2010
 DRAWN BY: JAT
 SCALE: 1" = 60'



APPLICANT: ESCAMBIA COUNTY
 PAGE 4 OF 8



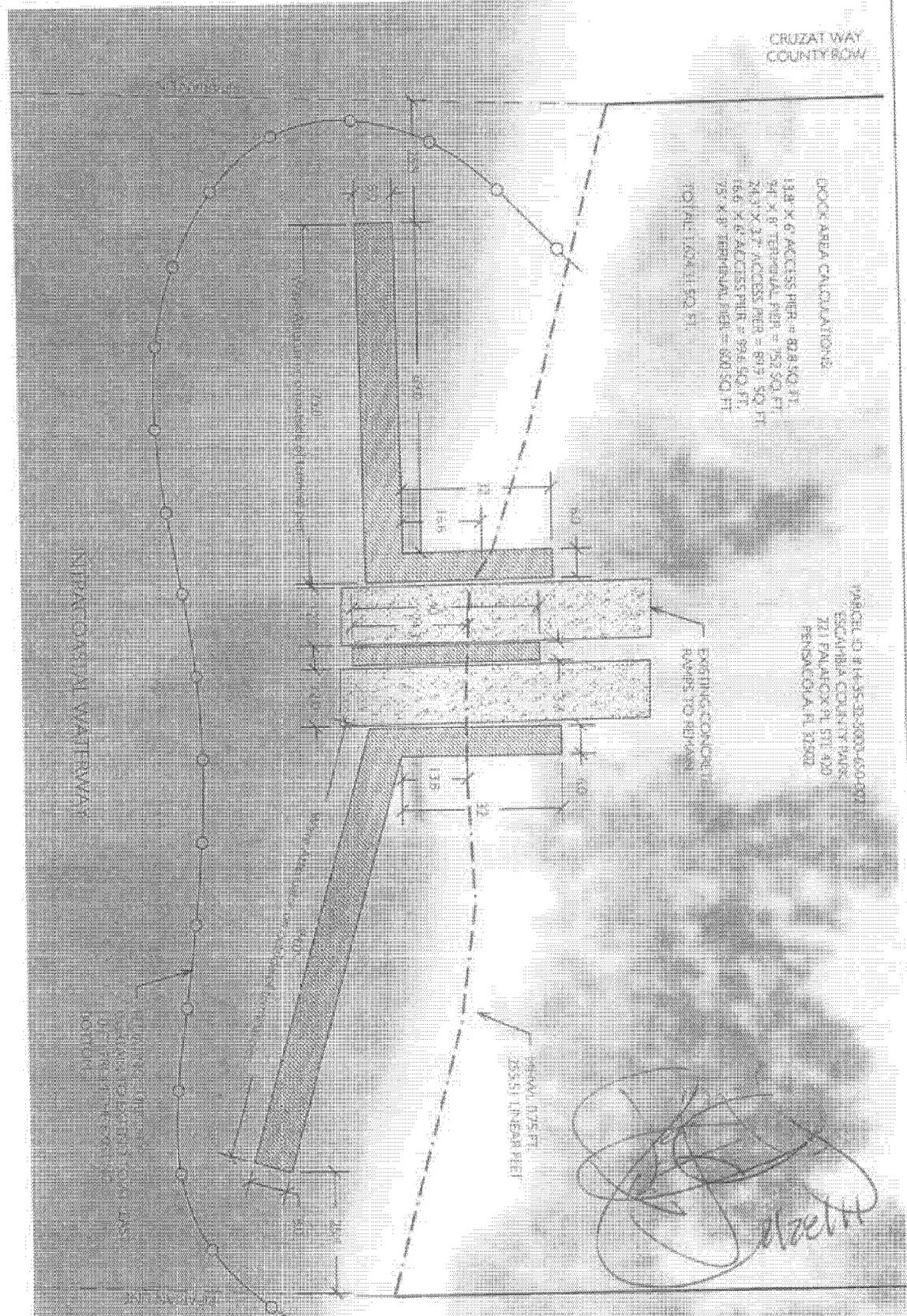
Applicant: Escambia Co BOCC/Galvez
 File: 2011-00783 (LOP-HMM)
 Date: 3 June 2011
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THIS DOCUMENT AND ANY HEREBY REVIEWED ARE NOT RELEASED TO THE PUBLIC.

CRUZAT WAY
COUNTY ROW

DOCK AREA CALCULATION:
 1.8' X 6' ACCESS PIER = 62.8 SQ FT
 5.4' X 8' TERMINAL PIER = 75.5 SQ FT
 2.0' X 3.7' ACCESS PIER = 69.3 SQ FT
 6.6' X 6.2' ACCESS PIER = 99.6 SQ FT
 7.5' X 4' TERMINAL PIER = 60.0 SQ FT
 TOTAL DOCK AREA = 367.2 SQ FT

PARCEL ID # 14-35-32-3001-650-921
 ESCAMBIA COUNTY PAWS
 721 PALMCOX PL, ST. 400
 PENSACOLA, FL 32502



WETLANDS
 SCHEMATIC
 INCORPORATED

CLOSE UP PLAN VIEW OF PROPOSED
 ACTIVITY

PROJECT #2011-027
 DRAWN BY: JAT

DATE: FEBRUARY 3, 2011
 SCALE: 1" = 20'



APPLICANT: ESCAMBIA COUNTY
 PAGE 5 OF 8



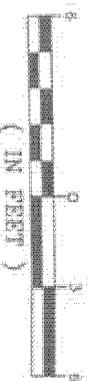
Applicant: Escambia Co BOCC/Galvez
 File: 2011-00783 (LOP-HMM)
 Date: 3 June 2011
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WETLANDS
SCIENTIFICS
 INCORPORATED

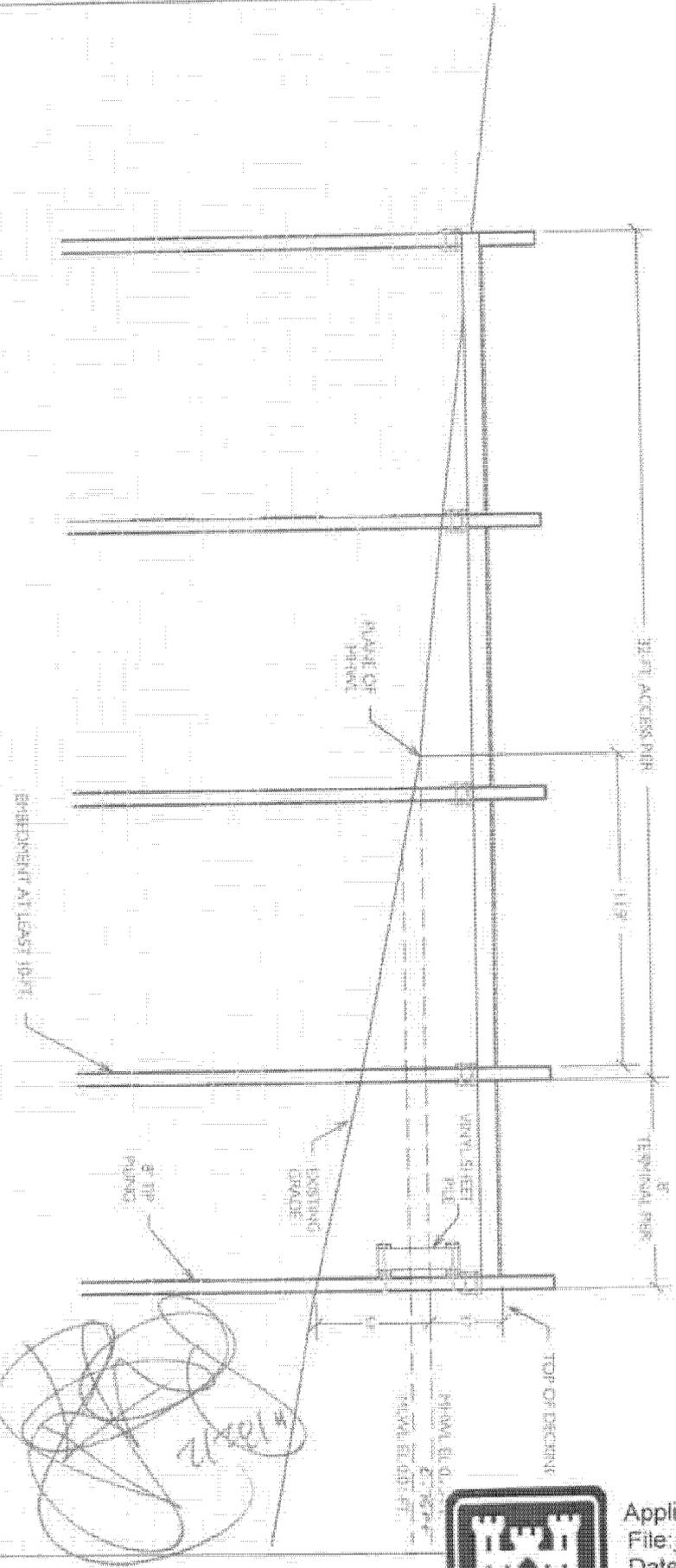
PROFILE OF EASTERN ACCESS PIER
 (TYPICAL)

PROJECT #2011-027
 DRAWN BY: KDJ

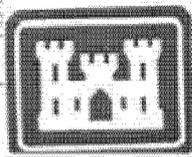
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APPLICANT: ESCAMBIA COUNTY
 PAGE 6 OF 8

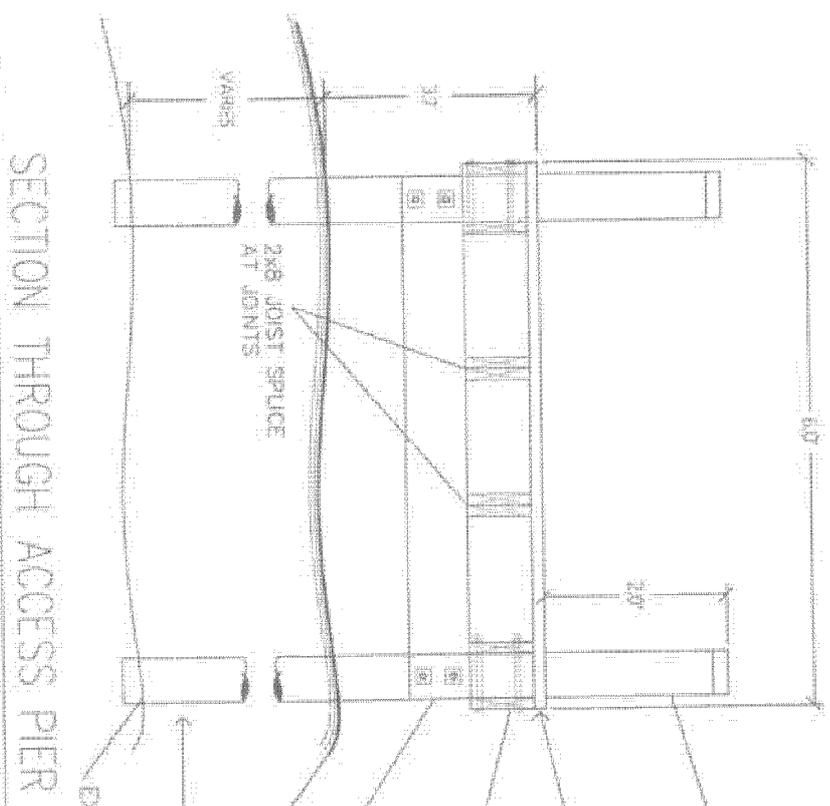


Handwritten scribble and signature



Applicant: Escambia Co BOCC/Gaive
 File: 2011-00783 (LOP-HMM)
 Date: 3 June 2011
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PLEASE REVISIONS ARE FOR PRELIMINARY REVIEW ONLY AND NOT RELIABLE FOR CONSTRUCTION



SECTION THROUGH ACCESS PIER

PILGINGS TO BE LEFT APPROX. 2'-FT ABOVE DECKING AND CAPPED WITH WHITE FLAT PILING CAP, FASTENED W/ S.S. SCREWS. PILING SPACING 10-FT O.C. ADD HEAVY DUTY RUB RAIL FASTENED W/ S.S. ROOFING NAILS @ 3" O.C. TO ALL POSTS IN CONTACT W/ VESSELS.

2x8 0.25 S4S RADIUS EDGE DECKING FASTENED W/ 3" S.S. DECK SCREWS

DOUBLE 2x8 STRINGERS LAP AT POST BOLTED TO POSTS WITH 5/8" HDG CARRIAGE BOLTS (COUNTER-SUNK). INSIDE STRINGERS WILL BE STAGGERED AT SPLICES.

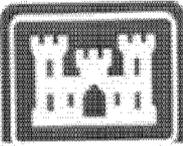
2-2x8 CROSS BRACES DOUBLE BOLTED WITH 5/8" HDG CARRIAGE BOLTS

M/M/N/L

2.5" O.C. TREATED 8" MARINE TIP PILING

EXISTING GRADE

[Handwritten signature]



Applicant: Escambia Co BOCC/Galvez
 File: 2011-00783 (LOP-HMM)
 Date: 3 June 2011
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CROSS SECTION OF ACCESS
 PIER (TYPICAL)

WETLAND
SCIENTISTS

INCORPORATED

PROJECT #2011-027

DRAWN BY: KDJ

DATE: FEBRUARY 11, 2011

SCALE: 1"=2'



APPLICANT: ESCAMBIA COUNTY
 PAGE 7 OF 8



UNITED STATES DEPARTMENT OF COMMERCE
National Oceanic and Atmospheric Administration
NATIONAL MARINE FISHERIES SERVICE
Southeast Regional Office
263 13th Avenue South
St. Petersburg, FL 33701

SEA TURTLE AND SMALLTOOTH SAWFISH CONSTRUCTION CONDITIONS

The permittee shall comply with the following protected species construction conditions:

- a. The permittee shall instruct all personnel associated with the project of the potential presence of these species and the need to avoid collisions with sea turtles and smalltooth sawfish. All construction personnel are responsible for observing water-related activities for the presence of these species.
- b. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing sea turtles or smalltooth sawfish, which are protected under the Endangered Species Act of 1973.
- c. Siltation barriers shall be made of material in which a sea turtle or smalltooth sawfish cannot become entangled, be properly secured, and be regularly monitored to avoid protected species entrapment. Barriers may not block sea turtle or smalltooth sawfish entry to or exit from designated critical habitat without prior agreement from the National Marine Fisheries Service's Protected Resources Division, St. Petersburg, Florida.
- d. All vessels associated with the construction project shall operate at "no wake/idle" speeds at all times while in the construction area and while in water depths where the draft of the vessel provides less than a four-foot clearance from the bottom. All vessels will preferentially follow deep-water routes (e.g., marked channels) whenever possible.
- e. If a sea turtle or smalltooth sawfish is seen within 100 yards of the active daily construction/dredging operation or vessel movement, all appropriate precautions shall be implemented to ensure its protection. These precautions shall include cessation of operation of any moving equipment closer than 50 feet of a sea turtle or smalltooth sawfish. Operation of any mechanical construction equipment shall cease immediately if a sea turtle or smalltooth sawfish is seen within a 50-ft radius of the equipment. Activities may not resume until the protected species has departed the project area of its own volition.
- f. Any collision with and/or injury to a sea turtle or smalltooth sawfish shall be reported immediately to the National Marine Fisheries Service's Protected Resources Division (727-824-5312) and the local authorized sea turtle stranding/rescue organization.
- g. Any special construction conditions, required of your specific project, outside these general conditions, if applicable, will be addressed in the primary consultation.

Revised: March 23, 2006

O:\forms\Sea Turtle and Smalltooth Sawfish Construction Conditions.doc

THESE CONDITIONS APPLY TO GULF AND SHORTNOSE STURGEON



GENERAL CONDITIONS
33 CFR PART 320-330
PUBLISHED FR DATED 13 NOVEMBER 1986

1. The time limit for completing the work authorized ends on *the above mentioned date*. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least one month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and state coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.
4. If you sell the property associated with this permit you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.
5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.
6. You must allow a representative from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

DEPARTMENT OF THE ARMY PERMIT TRANSFER REQUEST

PERMIT NUMBER SAJ-2011-00783 (LOP-HMM)

When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. Although the construction period for works authorized by Department of the Army permits is finite, the permit itself, with its limitations, does not expire.

To validate the transfer of this permit and the associated responsibilities associated with compliance with its terms and conditions, have the transferee sign and date below and mail to the U.S. Army Corps of Engineers, Enforcement Section, 41 North Jefferson Street, Suite 301, Pensacola, FL 32502.

(TRANSFEEE-SIGNATURE)

(SUBDIVISION)

(DATE)

(LOT)

(BLOCK)

(NAME-PRINTED)

(MAILING ADDRESS)

(CITY, STATE, ZIP CODE)

Compliance Certification
Number SAJ-2011-00783 (LOP-HMM)

Name and Address:

Telephone Number:

Location of the Work:

Description of the Work (e.g. bank stabilization, residential fill etc.):

Type and acreage (or square feet) of the loss of Waters of the United States
(jurisdictional wetlands) (e.g. 1/10 acre of marsh and 50 square feet of a stream):

Description of Mitigation Completed (if applicable):

I, _____, certify that the work was done as described in the
authorization letter dated _____ and all work and required mitigation (if
applicable) was completed in accordance with the permit conditions.

Signature of Permittee

Date

Mail to: Corps of Engineers
Pensacola Regulatory Office
41 North Jefferson Street, Suite 301
Pensacola, Florida 32502