DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, CHARLESTON DISTRICT
69A HAGOOD AVE, CHARLESTON, SC 29403

October 16, 2024

Regulatory Division

Mr. Jeremiah Zamora
USDA-Forest Service
4931 Broad River Road
Columbia, South Carolina 29063
jeremiah.zamora@usda.gov

Dear Mr. Zamora:

This is in reference to your February 15, 2024, request for a Department of the Army (DA) permit (SAC-2023-00443), which was considered complete on March 13, 2024, to perform work in or affecting waters of the United States; specifically, to construct a new kayak launch and extend an existing fishing pier. The work affecting waters of the United States is part of an overall project known as Buck Hall Recreation Area and Boat Landing improvements. The activities in waters of the US include the construction of a new kayak launch consisting of an 8-foot by 80-foot gangway leading to a 14-foot by 15-foot fixed deck and 12-foot by 40-foot floating dock, as well as an extension to an existing fishing pier consisting of a new 6-foot by 20.9-foot walkway leading waterward from the existing structure to a new 12.7-foot by 27.2-foot fixed pierhead. The project is located on the Atlantic Intracoastal Waterway (AIWW) at 8443 Highway 17 (TMS #7120000001) in McClellanville, Charleston County, South Carolina (Latitude: 33.0375°, Longitude: -79.5619°).

A review of the provided information indicates the work proposed is minor in nature, will not have significant individual or cumulative impacts, and is not contrary to the public interest; therefore, under the provisions of Section 10 of the Rivers and Harbors Act of March 3, 1899 (U.S.C. 403), this Letter of Permission (SAC-2023-00443) is issued to authorize the performance of the work in accordance with the attached drawing sheets 1-11 of 11 titled" Buck Hall Recreation Area Fishing Pier Extension and Kayak Launch" and dated March 26, 2024.

As of the date of this Letter of Permission, the U.S. Army Corps of Engineers, Charleston District (Corps) has not received a Coastal Zone Management Act (CZMA) consistency determination from the State of South Carolina for the work; therefore, **this Letter of Permission is <u>provisional</u>. In accordance with Special Condition 'a' below, the permittee must obtain and provide the Corps with an individual Coastal Zone Management Act concurrence from the State prior to beginning the authorized work.**

For this Letter of Permission to be valid, the project must comply with the following General Conditions:

a. **The time limit for completing the work authorized ends on October 16, 2029. 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.**

b. **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 'd' 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.**

c. **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.**

d. **If you sell the property associated with this permit, you must obtain documentation from the new owner that they accept the transfer of this permit. Submit a copy of this documentation with a copy of the permit to this office to validate the transfer of this authorization.**

e. **You must allow representatives 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.**

Additionally, for this Letter of Permission to be valid, the project must comply with the following Special Conditions:

a. **That prior to beginning the authorized work, the permittee must obtain and provide the Corps with a copy of all requisite state authorizations (e.g., State Coastal Zone Management Act concurrence, State Navigable Waters Permit, etc.). This PROVISIONAL Letter of Permission is NOT VALID until the permittee obtains and provides the requisite state authorization(s) in accordance with this special condition.**

b. It is recognized that this structure is to be constructed on/or adjacent to an area subject to a prism and/or disposal easement held by the United States in perpetuity in conjunction with a Congressionally authorized project for the maintenance and improvement of the Atlantic Intracoastal Waterway. This permit does not convey any property rights either in real estate or material or any exclusive use privileges; nor does it relinquish any right the United States has for the use of its easement or the maintenance and future widening or deepening of the Atlantic Intracoastal Waterway pursuant to its easement rights.

c. It is understood and agreed that if the District Commander determines this structure shall in any way in the future conflict with the improvement, operation, maintenance and widening or deepening of the Atlantic Intracoastal Waterway, the owners themselves, their heirs, successors and assigns will remove said structure within 45 days from the date that written notice is given by the District Commander, and there shall be no entitlement to compensation from the United States for damage or injury.

d. Conveyance of this permit applies only to the structure authorized and does not authorize the construction of any permanent structure or any structure suitable for habitation or any utility leading either to permanent structures suitable for habitation or to permanent structures within the bounds of areas on which the Corps of Engineers enjoys easement rights.

e. The permittee agrees that no permanent structures, beyond those authorized by this document, will be placed on the prism easement or on any adjacent disposal easement without written approval of the District Commander.

f. That the Secretary of the Army, representing the United States of America, hereby consents to the herein authorized facilities or structures to be located on or across easement lands vested in the United States of America for the construction and operation of the Atlantic Intracoastal Waterway. The permittee shall not engage in any act which may interfere with or abridge the easement interests of the United States, except those specifically authorized herein.

g. That the permittee agrees to provide, as a part of the completion notification, as-built drawings which indicate all dimensions of the structure as well as the distance between the edge of the federal channel, and the waterward edge of the authorized structure. The drawings should also include the State Plane Coordinates, NAD 1983, for a minimum of two corners on each structure where it is closest to the federal channel. These

drawings must be prepared by a registered land surveyor and submitted within sixty (60) days of the completion of the structure. Failure to provide these drawings will result in non-compliance with the permit and further enforcement action will be taken.

h. The permittee agrees to provide all contractors associated with construction of the authorized activity a copy of the permit and drawings. A copy of the permit must be available at the construction site at all times.

i. The permittee shall submit a signed compliance certification to the Corps within 60 days following completion of the authorized work and any required mitigation. The certification will include:

1. A copy of this permit.

2. A statement that the authorized work was done in accordance with the Corps authorization, including any general or specific conditions.

4. The signature of the permittee certifying the completion of the work and mitigation.

j. The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein authorized, or if, in the opinion of the Secretary of the Army or their 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.

k. Use of the permitted activity must not interfere with the public's right to free navigation on all navigable waters of the U.S.

l. The permittee must install and maintain, at their expense, any safety lights and signals prescribed by the U.S. Coast Guard (USCG), through regulations or otherwise, on authorized facilities. The USCG may be reached at the following address and telephone number: (as of February 2013) U. S. Coast Guard District Seven, Waterways Management Branch, 909 SE 1st Ave, Suite 406, Miami, FL. 33131, and 305-415-6755 or 305-415-6750.

m. Floating docks shall be located in areas of adequate depth to ensure that clearance between the float and the bottom is maintained at all times. In areas where the depth is not adequate to maintain clearance, floating docks shall be fitted with structures (i.e. float stops) that prevent the float from contacting the bottom.

n. If any previously unknown historic, cultural or archeological remains and artifacts are discovered while accomplishing the activity authorized by this permit, the permittee must immediately notify the district engineer of what has been found, and to the maximum extent practicable, avoid construction activities that may affect the remains and artifacts until the required coordination has been completed. The district engineer will initiate the Federal, Tribal and state coordination required to determine if the items or remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.

o. In order to ensure protection of any threatened or endangered species, and designated critical habitat that may be present in the vicinity of the project area during construction activities, the permittee will comply with the following:

1. The permittee shall instruct all personnel associated with the project of the potential presence of and the need to avoid collisions with protected species, which may include but is not limited to West Indian manatees, Atlantic sturgeon, shortnose sturgeon, sea turtles, wood stork, blue whale, fin whale, humpback whale, North Atlantic right whale, sei whale and sperm whale.

2. The permittee shall advise all construction personnel that there are civil and criminal penalties for harming, harassing, or killing protected species, to include manatee(s), which are protected under the Marine Mammal Protection Act of 1972 and/or the Endangered Species Act of 1973.

3. Any siltation barriers used during the project shall be made of material in which protected species, to include manatee(s), cannot become entangled and must be properly secured, and regularly monitored to avoid protected species entrapment.

4. All vessels associated with the project shall operate at "no wake/idle" speeds at all times while in the construction 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.

5. If protected species, to include manatee(s), are seen within 100 yards of the active construction area all appropriate precautions shall be implemented to ensure protection of the protected species, to include manatee(s). These precautions shall include the operation of all moving equipment no closer than 50 feet to a protected species, to include manatee(s). Operation of any equipment closer than 50 feet to a protected species, to include manatee(s), shall necessitate immediate shutdown of that equipment. Activities will not resume until the protected species, to include manatee(s), has departed the project area of its own volition.

6. Incidents where any individuals of sea turtles, Atlantic sturgeon, shortnose sturgeon, blue whale, fin whale, humpback whale, North Atlantic right whale, sei whale and sperm whale listed by NOAA Fisheries under the Endangered Species Act appear to be injured or killed as a result of discharges of dredged or fill material into waters of the United States or structures or work in navigable waters of the United States authorized by this DA permit shall be reported to NOAA Fisheries, Office of Protected Species at (727) 824-5312, the SCDNR Hotline at 1-800-922-5431, and the Regulatory Office of the Charleston District of the U.S. Army Corps of Engineers at (843) 329-8044. The finder should leave the animal alone, make note of any circumstances likely causing the death or injury, note the location and number of individuals involved and, if possible, take photographs. Adult animals should not be disturbed unless circumstances arise where they are obviously injured or killed by discharge exposure, or some unnatural cause. The finder may be asked to carry out instructions provided by NOAA Fisheries, Office of Protected Resources, to collect specimens or take other measures to ensure that evidence intrinsic to the specimen is preserved.

7. The permittee understands and agrees that all in-water lines (rope, chain, and cable, including the lines to secure turbidity curtains) must be stiff, taut, and non-looping. Examples of such lines are heavy metal chains or heavy cables that do not readily loop and tangle. Flexible in-water lines, such as nylon rope or any lines that could loop or tangle, must be enclosed in a plastic or rubber sleeve/tube to add rigidity and prevent the line from looping and tangling. In all instances, no excess line is allowed in the water. Where appropriate, in water wires should be fitted with PVC sleeve from the surface to the bottom to prevent any potential scraping of the passing manatees.

8. The permittee understands and agrees that pilings will be installed using a water jet or vibratory hammer, to the maximum extent practicable. In the event standard pile driving (impact hammer) is utilized, the permittee understands and agrees that a soft-strike procedure (three strikes at 40%-

60% energy level once a minute for 3 minutes) must be conducted prior to beginning pile driving activities and after any pile driving interruptions of more than 30 minutes.

9. That the permittee understands and agrees that pile driving activities must be limited to 12 hours per day with a 12-hour rest period between pile driving activities to avoid potential cumulative noise impacts to Federally-listed Threatened and Endangered (T&E) species.

p. In order to ensure protection and reduce potential construction-related impacts to West Indian manatees that may be in the vicinity of the project area during construction activities, to discountable and insignificant levels, the permittee will comply with the following for all projects affecting the coastal waters of South Carolina:

1. The permittee shall instruct all personnel associated with the project of the potential presence of manatees and the need to avoid collisions with manatees. All construction personnel MUST monitor water-related activities for the presence of manatee(s).

2. Any collision with and/or injury to a manatee shall be reported immediately to the U.S. Fish and Wildlife Service contacts: Melanie Olds, South Carolina Manatee Lead, Charleston Field Office, at 843-727-4707 ext. 205; or Terri Calleson, Manatee Recovery Coordinator, North Florida Field Office, at 904-731-3286.

q. That the permittee understands consultation pursuant to Section 7 of the Endangered Species Act of 1973, as amended was conducted using the U.S. Fish and Wildlife Service's (USFWS) Interim Consultation Framework Guidance for Northern Long-Eared Bat (Interim Guidance). Therefore, if this Interim Guidance is modified or revoked before certain activities, including but not limited to tree cutting, limbing, trimming, and/or topping activities associated with this Department of the Army permit have been completed, additional consultation with the USFWS may be required and this DA Authorization may be suspended until consultation with USFWS has concluded.

This Letter of Permission does not obviate the necessity of obtaining any other state or local approvals that may be required by law. You should contact the South Carolina Department of Environmental Services (SCDES) to ascertain any additional requirements (beyond the requirement per Special Condition ‘a’. above) they may have before performing any work that may be subject to their jurisdiction. By copy of this letter, I am forwarding all relevant information to the SCDES for necessary action.

The proposed activity authorized by this letter of permission must be completed by the date referenced in General Condition 'a'. Per Special Condition 'i', please promptly submit the attached Compliance Certification Form when work is completed.

In all future correspondence, please refer to file number SAC-2023-00443. A copy of this letter is forwarded to State and/or Federal agencies for their information. If you have any questions, contact Kristopher Maedke-Russell, Project Manager, at 912-856-8203, or by email at kristopher.d.maedke-russell@usace.army.mil.

FOR THE DISTRICT ENGINEER, Sincerely,

Emily B. Thompson

Emily B. Thompson
Team Lead
SAD Technical Regional Execution Center

Attachments:
Project Drawings
Compliance Certification Form
Notification of Appeal Options

Copy Furnished:

Mr. Kirby Marshall
Applied Technology & Management, Inc.
941 Houston Northcutt Blvd, Ste 201
Mt. Pleasant , South Carolina #RECIPIENT_ZIPCODE#
kmarshall@appliedtm.com

SCDES – Bureau of Coastal Management
1362 McMillan Avenue, Suite 400
North Charleston, South Carolina 29405
OCRMPermitting@des.sc.gov

US Coast Guard Sector Charleston
Attention: Waterways Management
1050 Register Street
North Charleston, SC 29405
D07-PF-SECTORCHASN-WWM@uscg.mil

FOR PERMITTING PURPOSES ONLY
"NOT FOR CONSTRUCTION"

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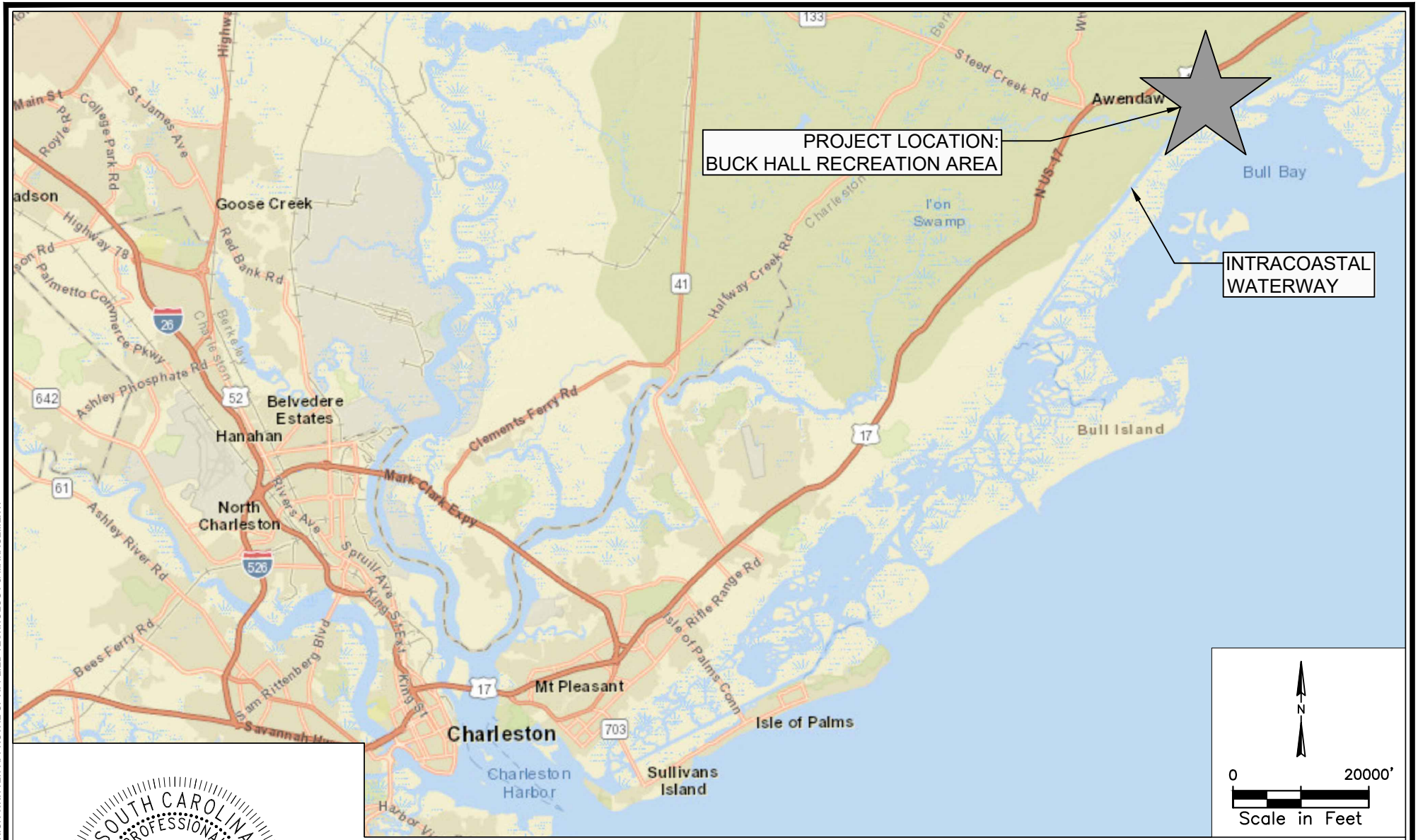
NOTE: THESE DRAWINGS AND DESIGNS ARE STRICTLY CONFIDENTIAL AND PROTECTED BY INTERNATIONAL COPYRIGHT LAW. DETAILS MUST NOT BE DISCLOSED, REPRODUCED OR COMMUNICATED TO A 3rd PARTY IN ANY FORM OR MANNER WITHOUT THE PRIOR WRITTEN APPROVAL OF APPLIED TECHNOLOGY & MANAGEMENT.



SOUTH CAROLINA PROFESSIONAL ENGINEER
LICENSE
No. 28181
03/26/2024
JUSTIN DREW DAVIS

WATERBODY: ATLANTIC INTRACOASTAL WATERWAY PARCEL ID: 7120000001 SITE LOCATION: 8443 HIGHWAY 17, MCCLELLANVILLE COUNTY: CHARLESTON STATE: SOUTH CAROLINA LATITUDE: 32d 02m 18s N; LONGITUDE: 79d 33m 39s W	LOCATION MAP PROJECT: BUCK HALL RECREATION AREA FISHING PIER EXTENSION AND KAYAK LAUNCH APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE APPLICANT ADDRESS: 4931 BROAD RIVER ROAD COLUMBIA, SOUTH CAROLINA 29063

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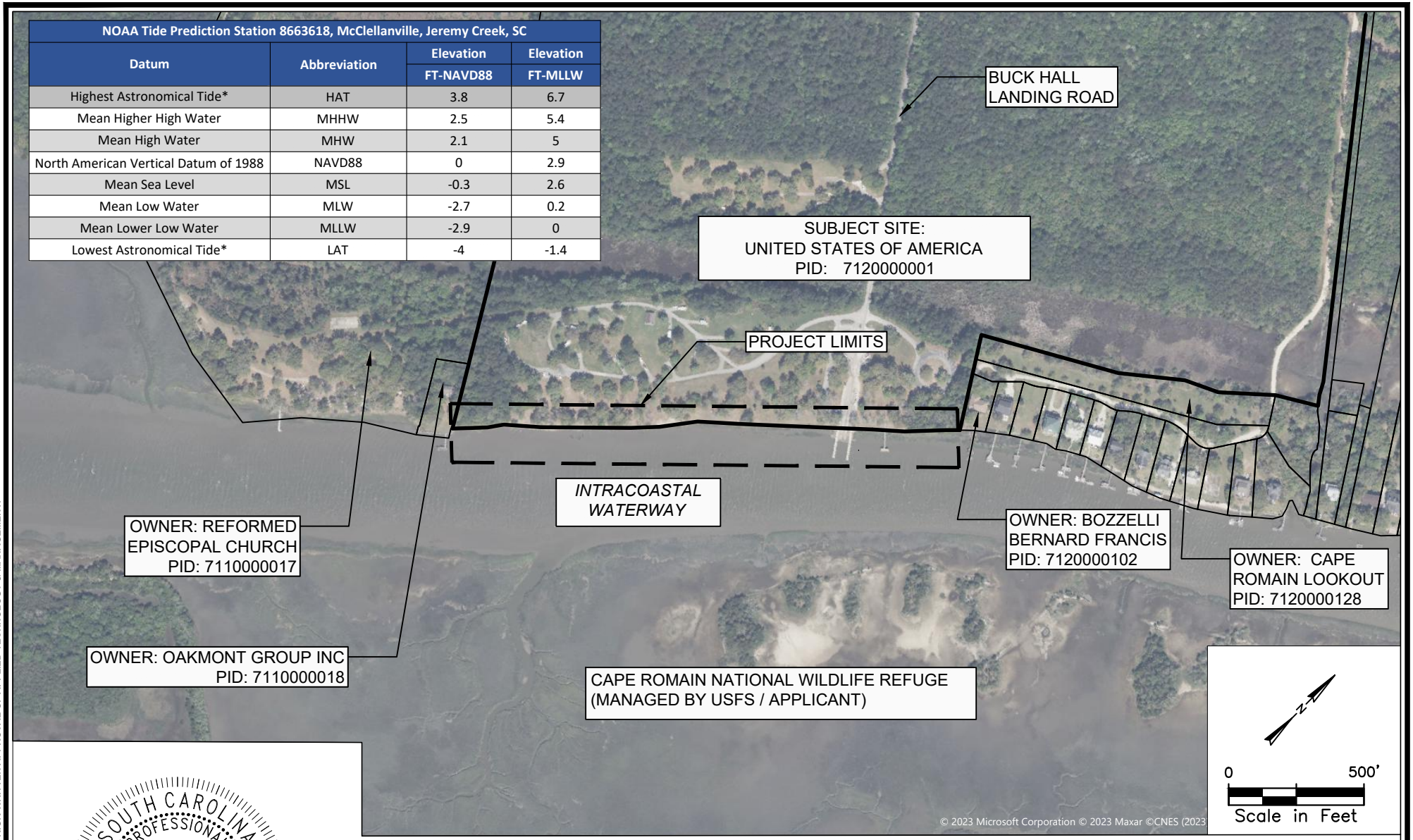
NOAA Tide Prediction Station 8663618, McClellanville, Jeremy Creek, SC			
Datum	Abbreviation	Elevation FT-NAVD88	Elevation FT-MLLW
Highest Astronomical Tide*	HAT	3.8	6.7
Mean Higher High Water	MHHW	2.5	5.4
Mean High Water	MHW	2.1	5
North American Vertical Datum of 1988	NAVD88	0	2.9
Mean Sea Level	MSL	-0.3	2.6
Mean Low Water	MLW	-2.7	0.2
Mean Lower Low Water	MLLW	-2.9	0
Lowest Astronomical Tide*	LAT	-4	-1.4



SOUTH CAROLINA LICENSED PROFESSIONAL ENGINEER
No. 28181
03/26/2024
JUSTIN DREW DAVIS

WATERBODY: ATLANTIC INTRACOASTAL WATERWAY
PARCEL ID: 7120000001
SITE LOCATION: 8443 HIGHWAY 17, MCCLELLANVILLE
COUNTY: CHARLESTON
STATE: SOUTH CAROLINA
LATITUDE: 32d 02m 18s N;
LONGITUDE: 79d 33m 39s W

ADJACENT PROPERTY OWNERS

PROJECT: BUCK HALL RECREATION AREA
FISHING PIER EXTENSION AND KAYAK LAUNCH

APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE

APPLICANT ADDRESS: 4931 BROAD RIVER ROAD
COLUMBIA, SOUTH CAROLINA 29063

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26-MARCH-2024
SHEET 02

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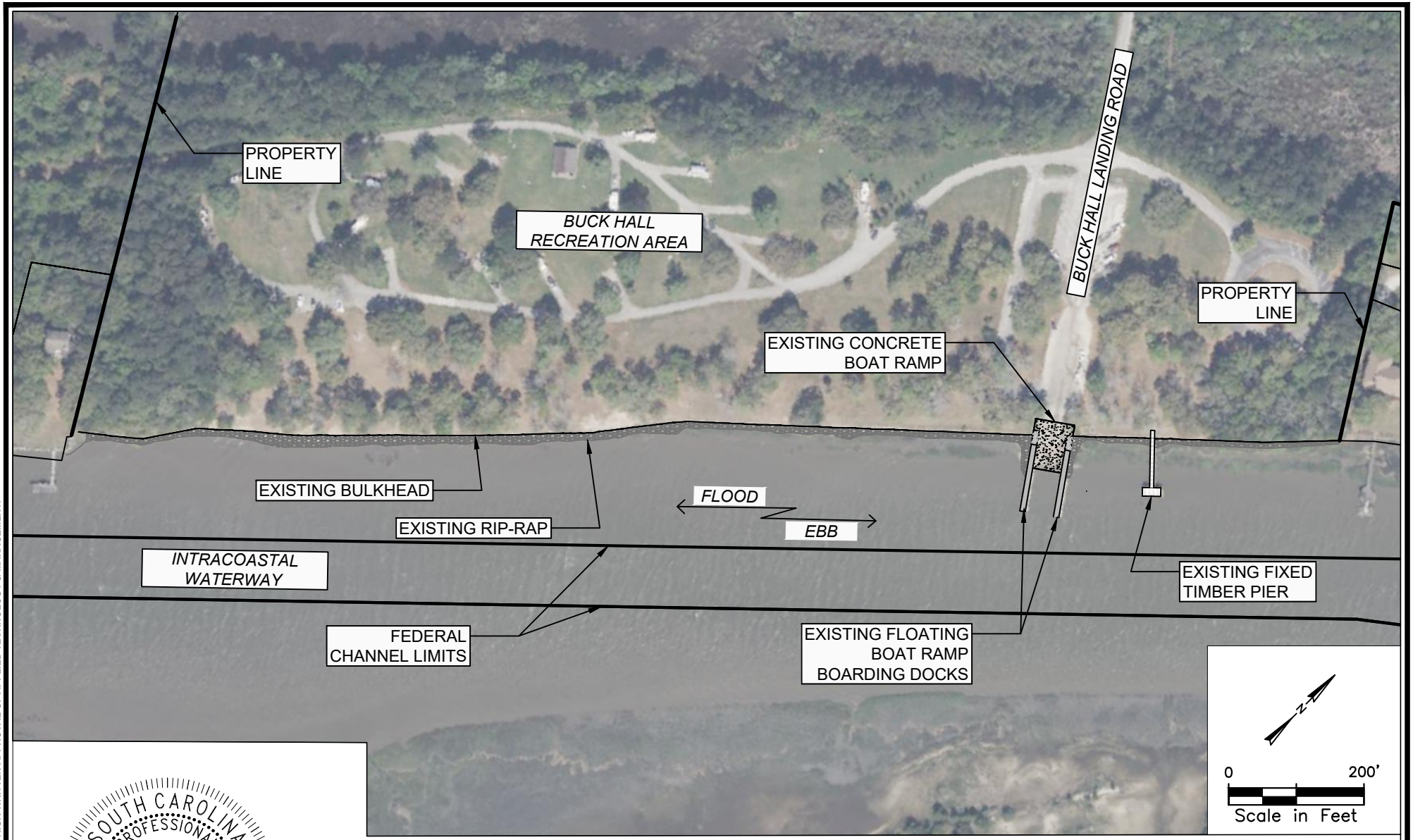

SOUTH CAROLINA
PROFESSIONAL ENGINEER
No. 28181
03/26/2024
LUCAS JUSTIN DREW DAVIS

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EXISTING CONDITIONS

PROJECT: BUCK HALL RECREATION AREA
FISHING PIER EXTENSION AND KAYAK LAUNCH

APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE

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SHEET 03

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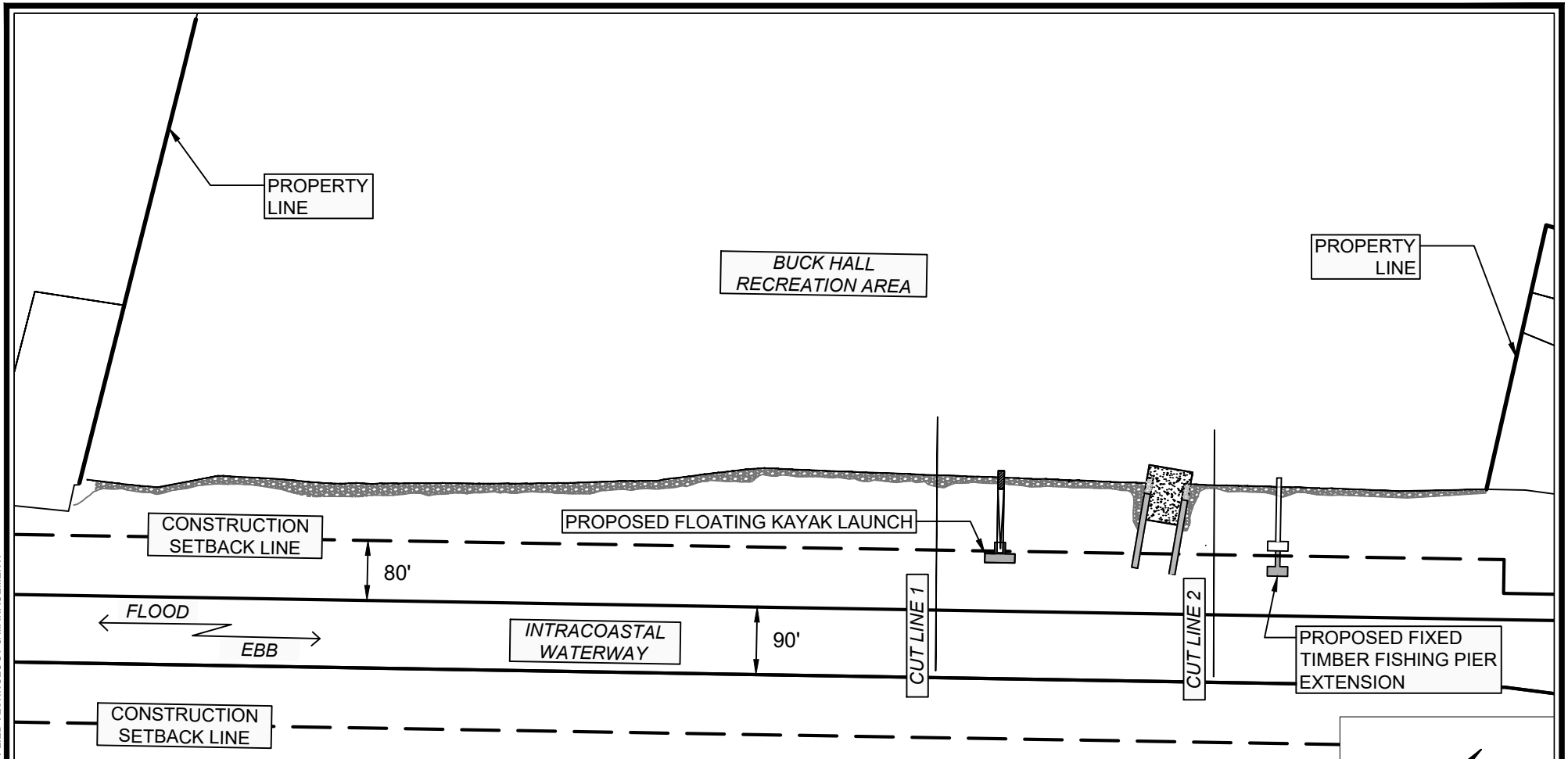

SOUTH CAROLINA LICENSED PROFESSIONAL ENGINEER
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JUSTIN DREW DAVIS

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PROPOSED IMPROVEMENTS OVERVIEW

PROJECT: BUCK HALL RECREATION AREA
FISHING PIER EXTENSION AND KAYAK LAUNCH

APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE

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SHEET 04

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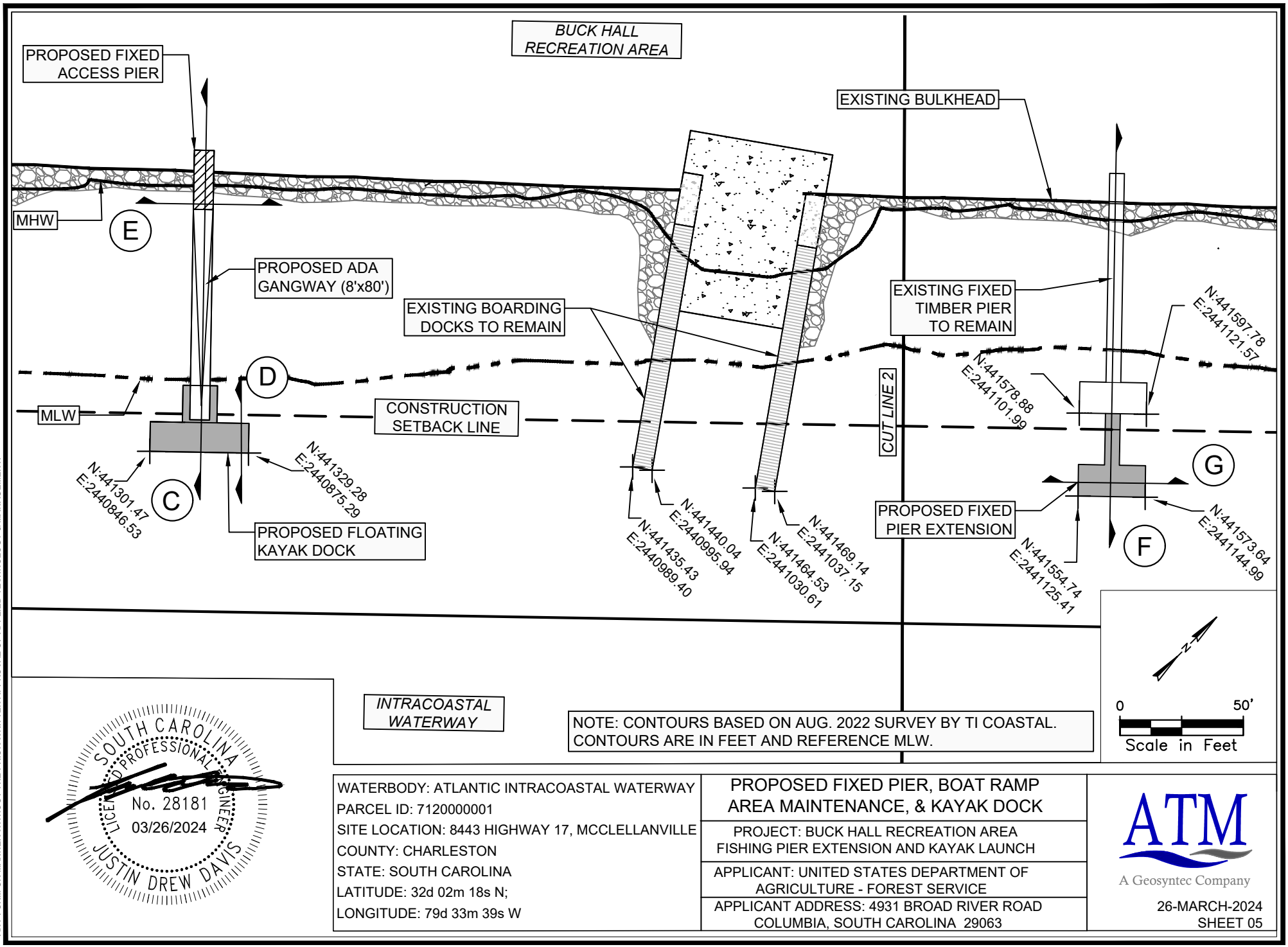

NOTE: CONTOURS BASED ON AUG. 2022 SURVEY BY TI COASTAL. CONTOURS ARE IN FEET AND REFERENCE MLW.

SOUTH CAROLINA LICENSED PROFESSIONAL ENGINEER
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JUSTIN DREW DAVIS

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LONGITUDE: 79d 33m 39s W

PROPOSED FIXED PIER, BOAT RAMP AREA MAINTENANCE, & KAYAK DOCK

PROJECT: BUCK HALL RECREATION AREA FISHING PIER EXTENSION AND KAYAK LAUNCH

APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE

APPLICANT ADDRESS: 4931 BROAD RIVER ROAD COLUMBIA, SOUTH CAROLINA 29063

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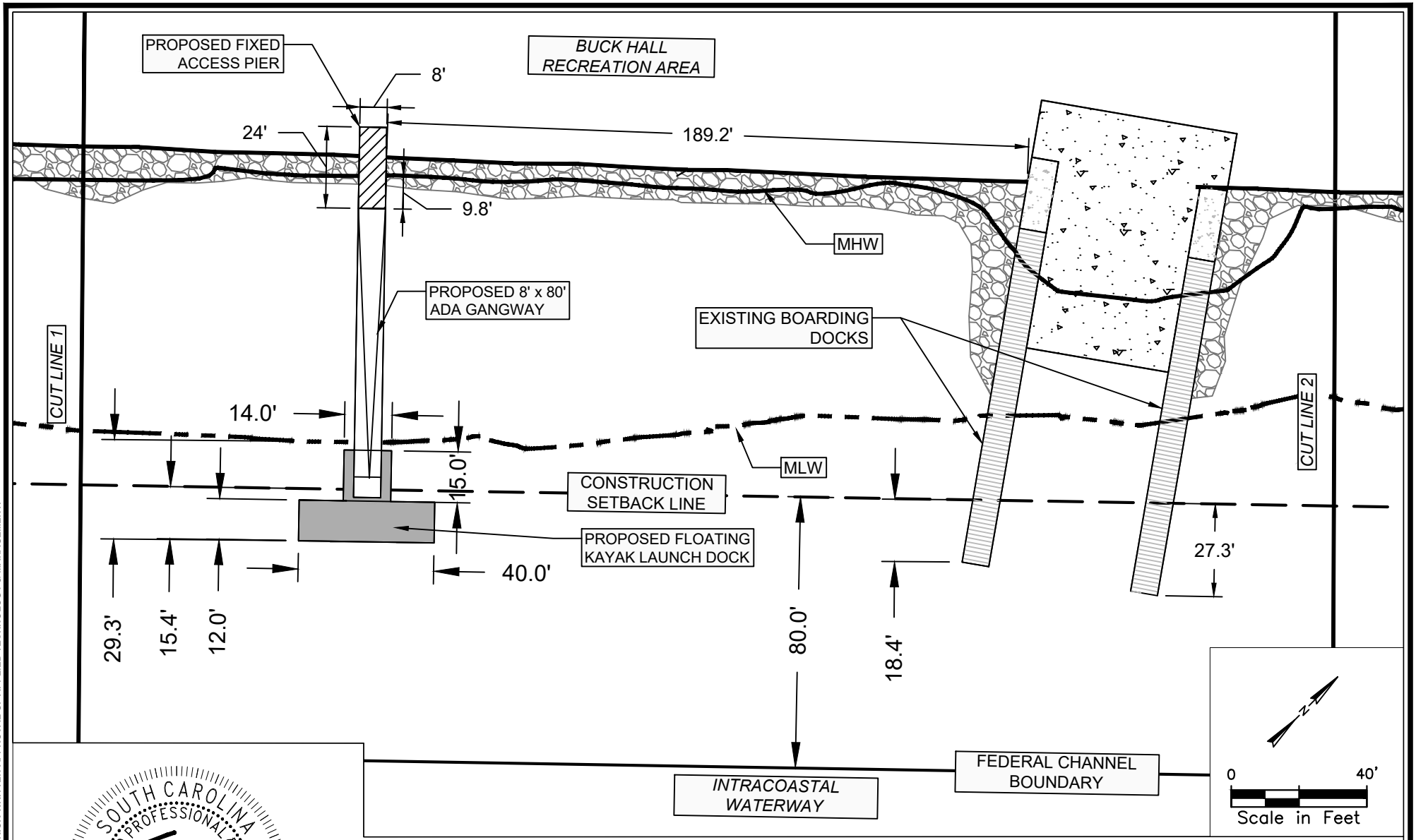

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PROPOSED KAYAK LAUNCH

PROJECT: BUCK HALL RECREATION AREA
FISHING PIER EXTENSION AND KAYAK LAUNCH

APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE

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26-MARCH-2024
SHEET 06

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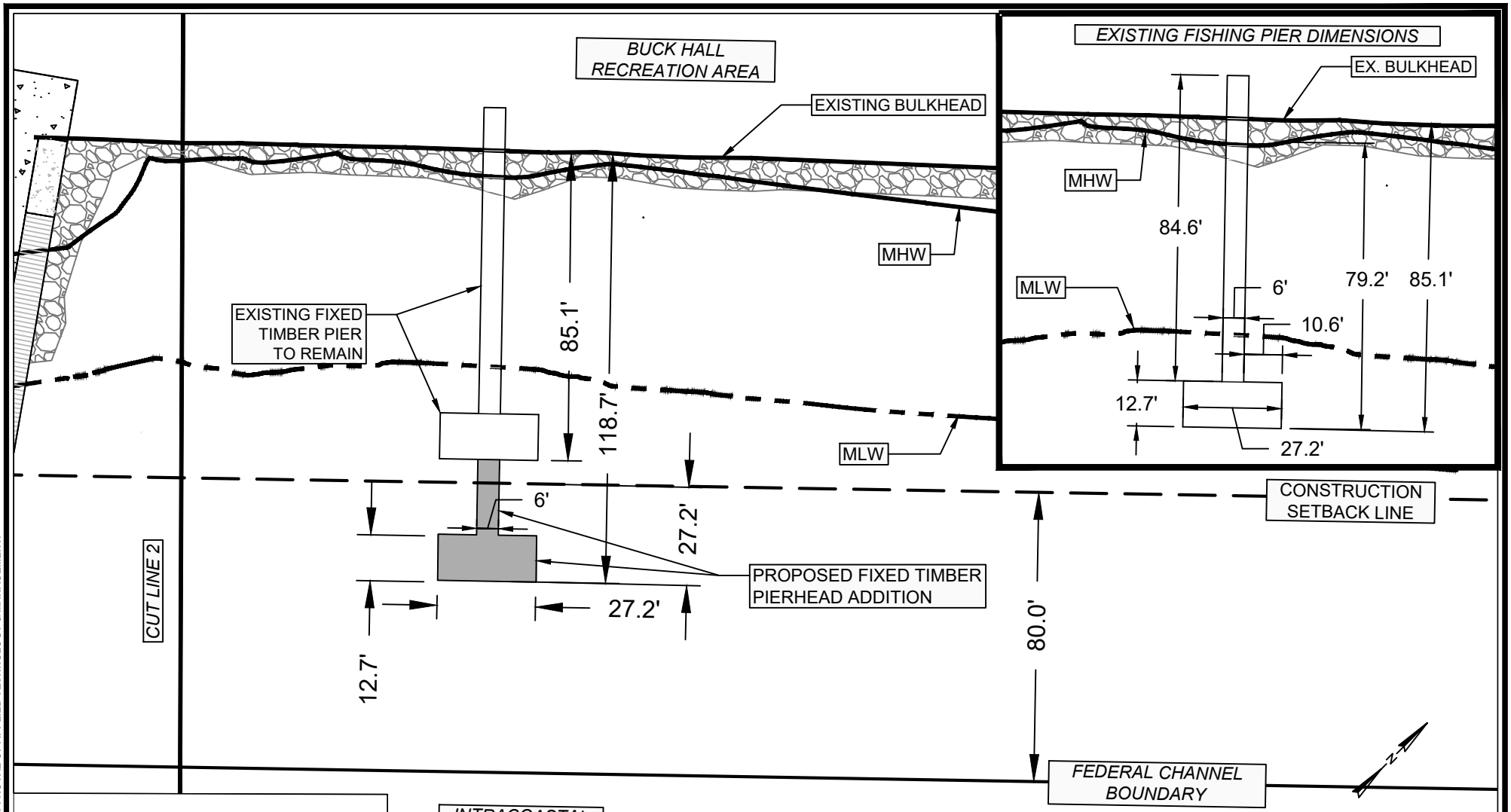

NOTE: CONTOURS BASED ON AUG. 2022 SURVEY BY TI COASTAL. CONTOURS ARE IN FEET AND REFERENCE MLW.

0 40'
Scale in Feet

SOUTH CAROLINA PROFESSIONAL ENGINEER
No. 28181
03/26/2024
JUSTIN DREW DAVIS

27.2'

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FISHING PIER EXTENSION

PROJECT: BUCK HALL RECREATION AREA
FISHING PIER EXTENSION AND KAYAK LAUNCH

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26-MARCH-2024
SHEET 07

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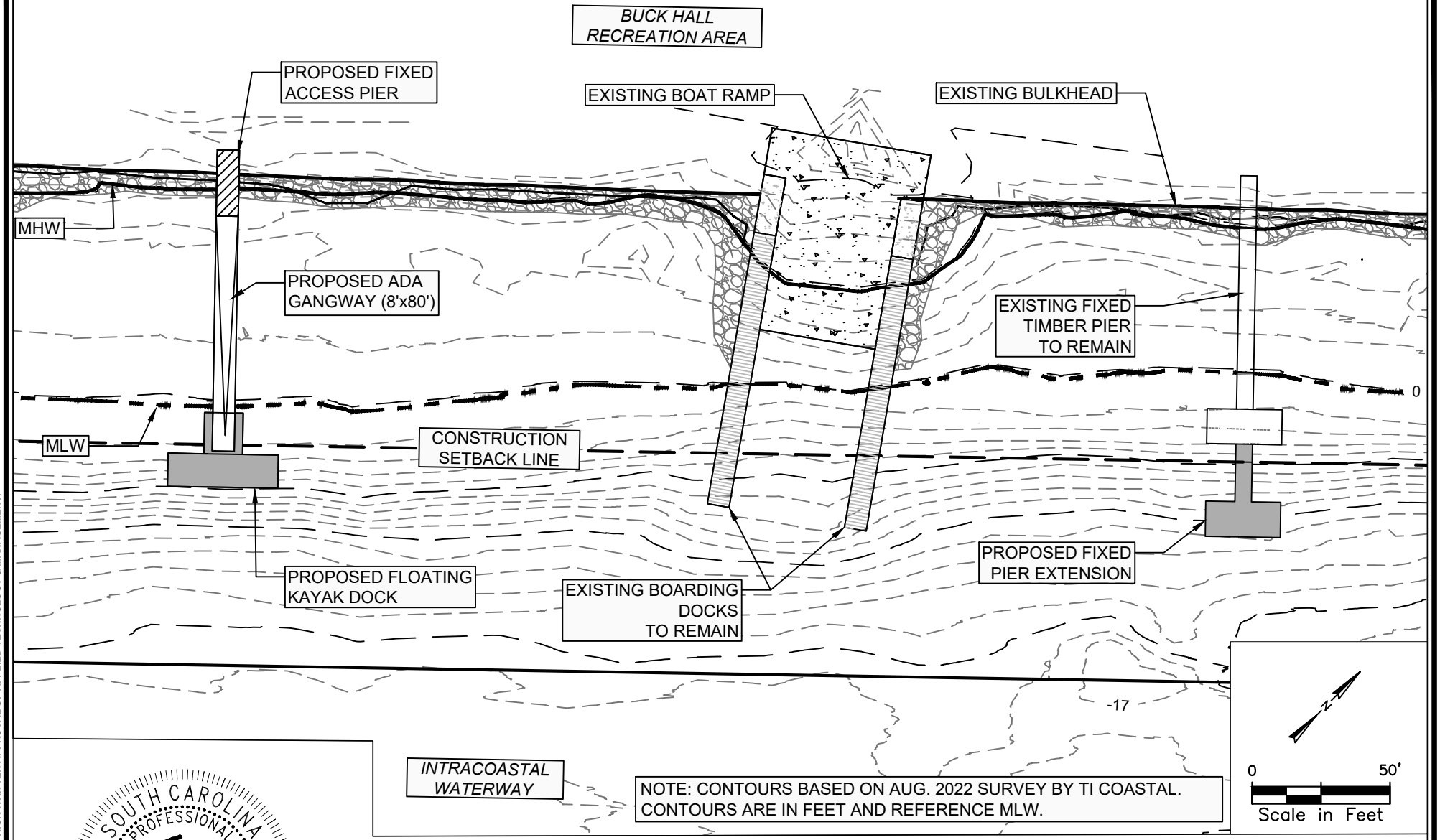

NOTE: CONTOURS BASED ON AUG. 2022 SURVEY BY TI COASTAL. CONTOURS ARE IN FEET AND REFERENCE MLW.

SOUTH CAROLINA PROFESSIONAL ENGINEER
No. 28181
03/26/2024
JUSTIN DREW DAVIS

WATERBODY: ATLANTIC INTRACOASTAL WATERWAY	PROPOSED IMPROVEMENTS & WATER DEPTHS
PARCEL ID: 7120000001	PROJECT: BUCK HALL RECREATION AREA FISHING PIER EXTENSION AND KAYAK LAUNCH
SITE LOCATION: 8443 HIGHWAY 17, MCCLELLANVILLE	APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE
COUNTY: CHARLESTON	APPLICANT ADDRESS: 4931 BROAD RIVER ROAD COLUMBIA, SOUTH CAROLINA 29063
STATE: SOUTH CAROLINA	
LATITUDE: 32d 02m 18s N;	
LONGITUDE: 79d 33m 39s W	

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SHEET 08

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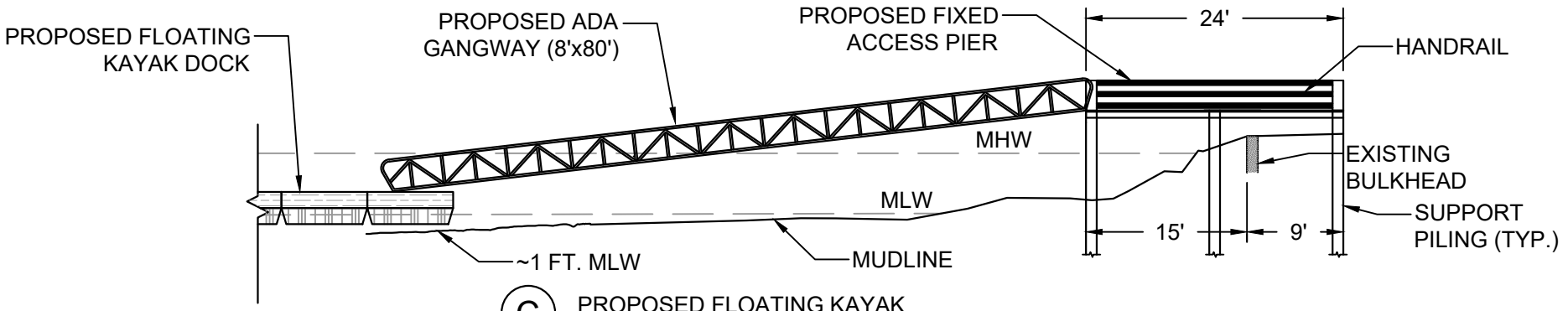
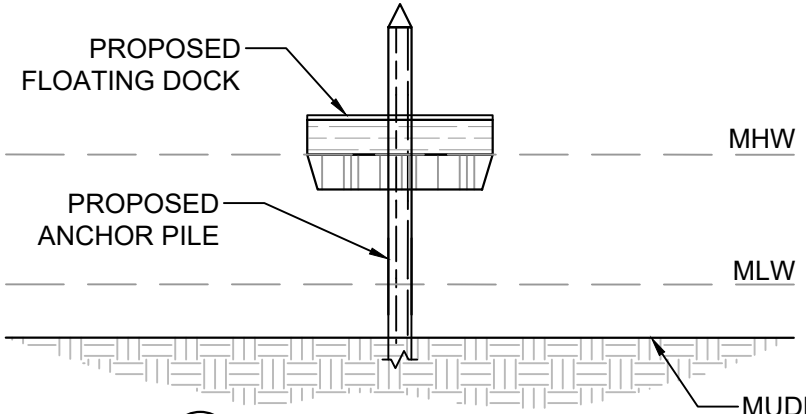
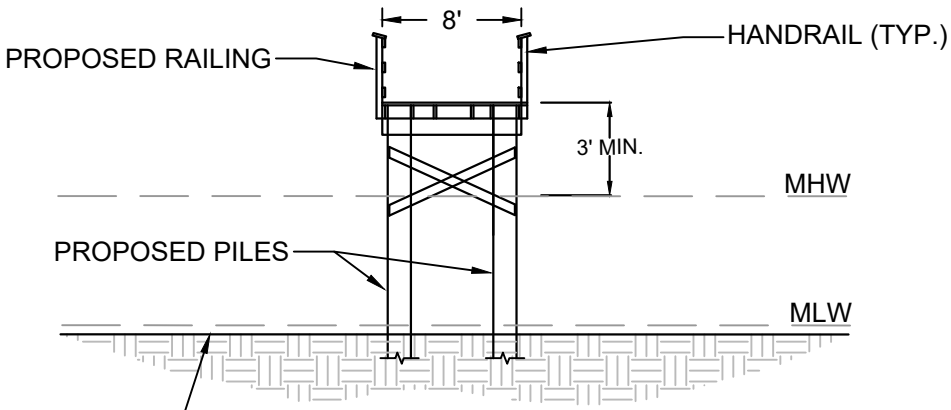


C PROPOSED FLOATING KAYAK DOCK ACCESS PROFILE (NOT TO SCALE)



D FLOATING KAYAK DOCK SECTION (NOT TO SCALE)



E FIXED ACCESS PIER SECTION (NOT TO SCALE)

WATERBODY: ATLANTIC INTRACOASTAL WATERWAY	PROPOSED KAYAK DOCK TYPICAL DETAILS
PARCEL ID: 7120000001	PROJECT: BUCK HALL RECREATION AREA FISHING PIER EXTENSION AND KAYAK LAUNCH
SITE LOCATION: 8443 HIGHWAY 17, MCCLELLANVILLE	APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE
COUNTY: CHARLESTON	APPLICANT ADDRESS: 4931 BROAD RIVER ROAD COLUMBIA, SOUTH CAROLINA 29063
STATE: SOUTH CAROLINA	
LATITUDE: 32d 02m 18s N;	
LONGITUDE: 79d 33m 39s W	

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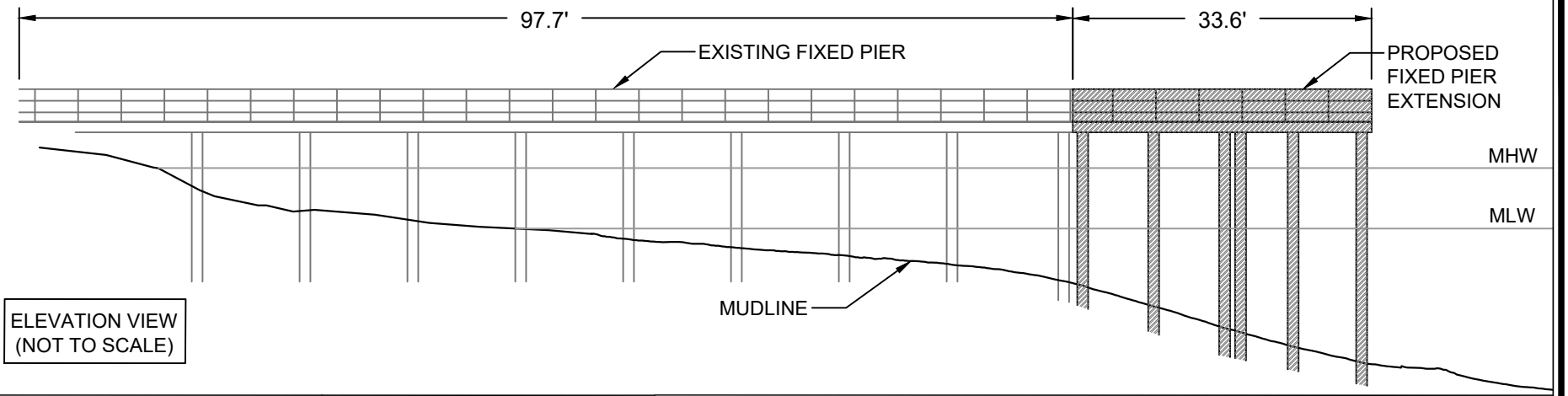
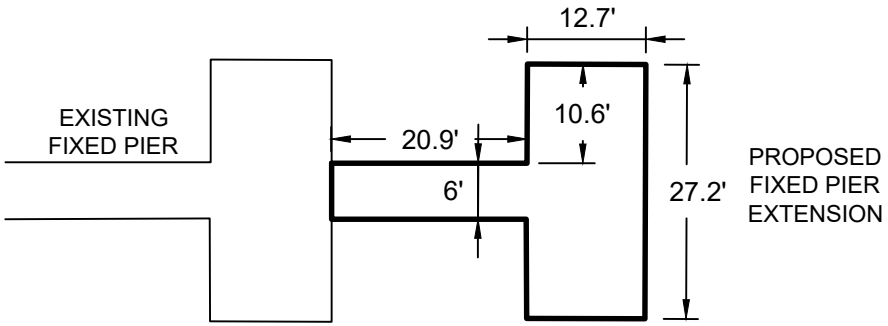
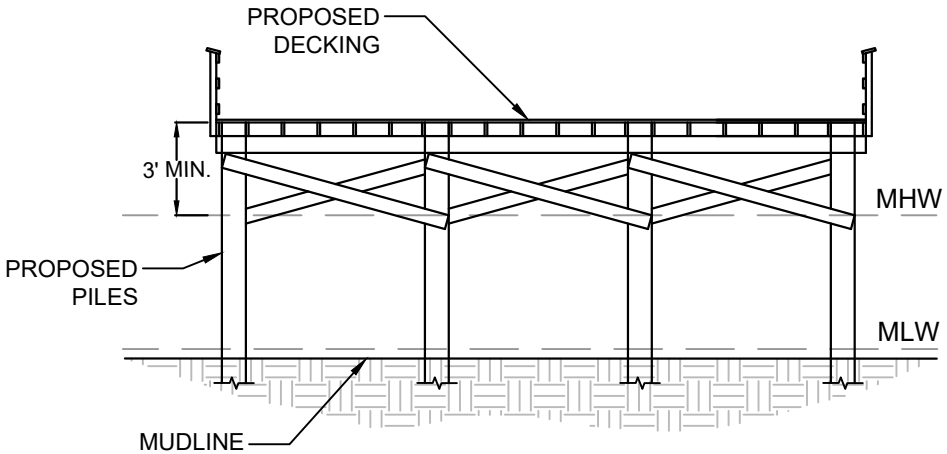


F ELEVATION VIEW (NOT TO SCALE)



PLAN VIEW (NOT TO SCALE)



G SECTION VIEW (NOT TO SCALE)

WATERBODY: ATLANTIC INTRACOASTAL WATERWAY
PARCEL ID: 7120000001
SITE LOCATION: 8443 HIGHWAY 17, MCCLELLANVILLE
COUNTY: CHARLESTON
STATE: SOUTH CAROLINA
LATITUDE: 32d 02m 18s N;
LONGITUDE: 79d 33m 39s W

PROPOSED FISHING PIER EXTENSION
TYPICAL DETAILS

PROJECT: BUCK HALL RECREATION AREA
FISHING PIER EXTENSION AND KAYAK LAUNCH

APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE

APPLICANT ADDRESS: 4931 BROAD RIVER ROAD
COLUMBIA, SOUTH CAROLINA 29063

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SHEET 10

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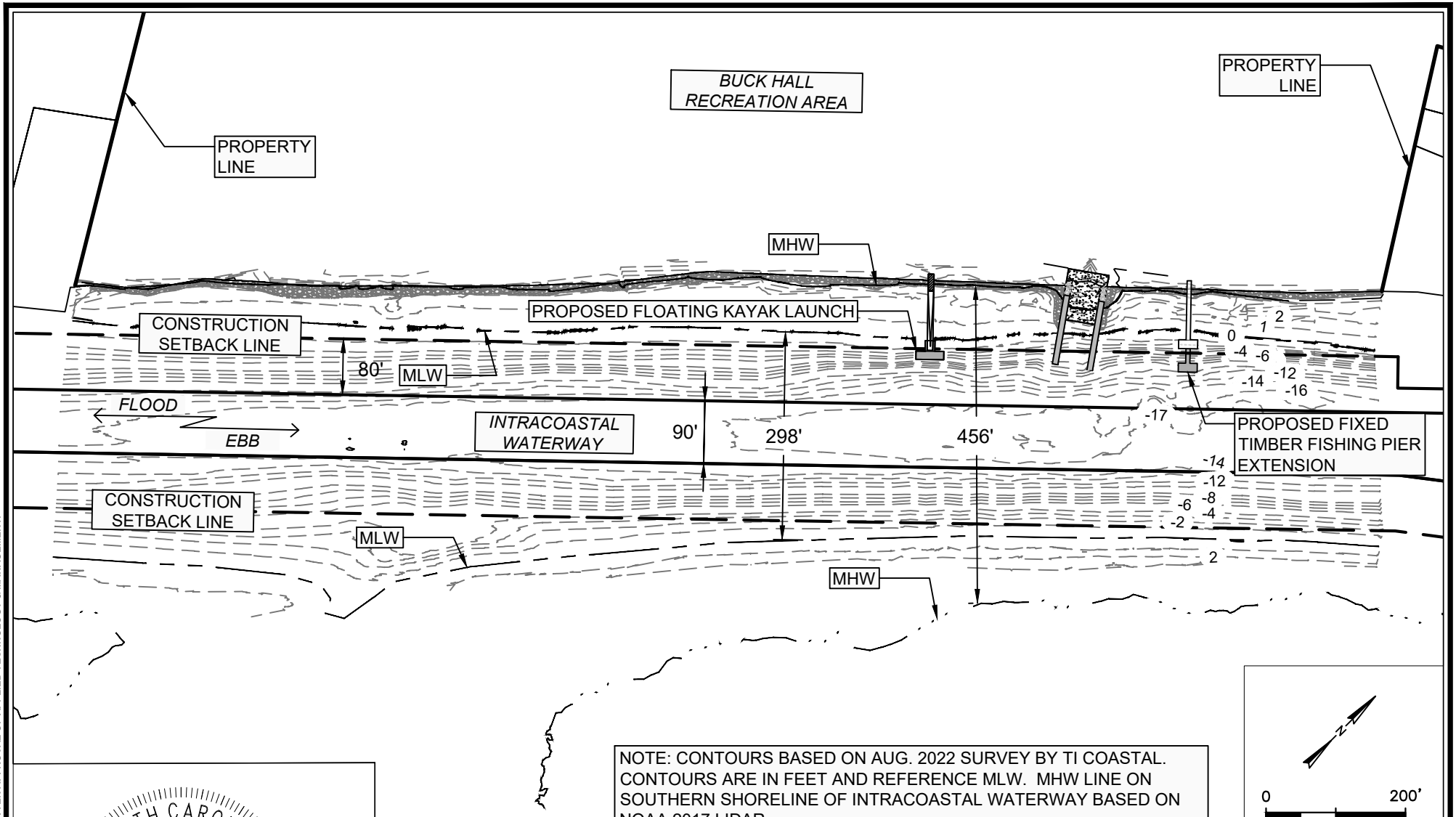

NOTE: CONTOURS BASED ON AUG. 2022 SURVEY BY TI COASTAL. CONTOURS ARE IN FEET AND REFERENCE MLW. MHW LINE ON SOUTHERN SHORELINE OF INTRACOASTAL WATERWAY BASED ON NOAA 2017 LIDAR.

SOUTH CAROLINA PROFESSIONAL ENGINEER
No. 28181
03/26/2024
LICENSED
JUSTIN DREW DAVIS

WATERBODY: ATLANTIC INTRACOASTAL WATERWAY	PROPOSED IMPROVEMENTS OVERVIEW
PARCEL ID: 7120000001	PROJECT: BUCK HALL RECREATION AREA FISHING PIER EXTENSION AND KAYAK LAUNCH
SITE LOCATION: 8443 HIGHWAY 17, MCCLELLANVILLE	APPLICANT: UNITED STATES DEPARTMENT OF AGRICULTURE - FOREST SERVICE
COUNTY: CHARLESTON	APPLICANT ADDRESS: 4931 BROAD RIVER ROAD COLUMBIA, SOUTH CAROLINA 29063
STATE: SOUTH CAROLINA	
LATITUDE: 32d 02m 18s N;	
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26-MARCH-2024
SHEET 11

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Permit Number: SAC-2023-00443

Name of Permittee: Jeremiah Zamora

Date of Issuance: October 16, 2024

Upon completion of the activity authorized by this permit and any mitigation required by the permit, sign this certification and return it to the following address:

U.S. Army Corps of Engineers
Regulatory Division
69A Hagood Avenue
Charleston, South Carolina 29403-5107

Please note that your permitted activity is subject to a compliance inspection by an U.S. Army Corps of Engineers representative. If you fail to comply with this permit you are subject to permit suspension, modification, or revocation.

==========

I hereby certify that the work authorized by the above referenced permit has been completed in accordance with the terms and conditions of the said permit, and required mitigation was completed in accordance with the permit conditions.

_____
Signature of Permittee

NOTIFICATION OF ADMINISTRATIVE APPEAL OPTIONS AND PROCESS AND REQUEST FOR APPEAL		
Applicant: Jeremiah Zamora	File Number: SAC-2024-00443	Date: October 16, 2024
Attached is:		See Section below
X INITIAL PROFFERED PERMIT (Standard Permit or Letter of permission)		A
PROFFERED PERMIT (Standard Permit or Letter of permission)		B
PERMIT DENIAL		C
APPROVED JURISDICTIONAL DETERMINATION		D
PRELIMINARY JURISDICTIONAL DETERMINATION		E

SECTION I - The following identifies your rights and options regarding an administrative appeal of the above decision. Additional information may be found at http://www.usace.army.mil/CECW/Pages/reg_materials.aspx or Corps regulations at 33 CFR Part 331.

A: INITIAL PROFFERED PERMIT: You may accept or object to the permit.

ACCEPT: If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.

OBJECT: If you object to the permit (Standard or LOP) because of certain terms and conditions therein, you may request that the permit be modified accordingly. You must complete Section II of this form and return the form to the district engineer. Your objections must be received by the district engineer within 60 days of the date of this notice, or you will forfeit your right to appeal the permit in the future. Upon receipt of your letter, the district engineer will evaluate your objections and may: (a) modify the permit to address all of your concerns, (b) modify the permit to address some of your objections, or (c) not modify the permit having determined that the permit should be issued as previously written. After evaluating your objections, the district engineer will send you a proffered permit for your reconsideration, as indicated in Section B below.

B: PROFFERED PERMIT: You may accept or appeal the permit.

ACCEPT: If you received a Standard Permit, you may sign the permit document and return it to the district engineer for final authorization. If you received a Letter of Permission (LOP), you may accept the LOP and your work is authorized. Your signature on the Standard Permit or acceptance of the LOP means that you accept the permit in its entirety, and waive all rights to appeal the permit, including its terms and conditions, and approved jurisdictional determinations associated with the permit.

APPEAL: If you choose to decline the proffered permit (Standard or LOP) because of certain terms and conditions therein, you may appeal the declined permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

C: PERMIT DENIAL: You may appeal the denial of a permit under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. This form must be received by the division engineer within 60 days of the date of this notice.

D: APPROVED JURISDICTIONAL DETERMINATION: You may accept or appeal the approved JD or provide new information.

ACCEPT: You do not need to notify the Corps to accept an approved JD. Failure to notify the Corps within 60 days of the date of this notice means that you accept the approved JD in its entirety and waive all rights to appeal the approved JD.

APPEAL: If you disagree with the approved JD, you may appeal the approved JD under the Corps of Engineers Administrative Appeal Process by completing Section II of this form and sending the form to the division engineer. The division engineer must receive this form within 60 days of the date of this notice.

E: PRELIMINARY JURISDICTIONAL DETERMINATION: You do not need to respond to the Corps regarding the preliminary JD. The Preliminary JD is not appealable. If you wish, you may request an approved JD (which may be appealed), by contacting the Corps district for further instruction. Also, you may provide new information for further consideration by the Corps to reevaluate the JD.

SECTION II - REQUEST FOR APPEAL or OBJECTIONS TO AN INITIAL PROFFERED PERMIT

REASONS FOR APPEAL OR OBJECTIONS: (Describe your reasons for appealing the decision or your objections to an initial proffered permit in clear concise statements. You may attach additional information to this form to clarify where your reasons or objections are addressed in the administrative record.)

ADDITIONAL INFORMATION: The appeal is limited to a review of the administrative record, the Corps memorandum for the record of the appeal conference or meeting, and any supplemental information that the review officer has determined is needed to clarify the administrative record. Neither the appellant nor the Corps may add new information or analyses to the record. However, you may provide additional information to clarify the location of information that is already in the administrative record.

POINT OF CONTACT FOR QUESTIONS OR INFORMATION:

If you have questions regarding this decision and/or the appeal process, you may contact: Kristopher Maedke-Russell U.S. Army Corps of Engineers, Savannah District 100 W. Oglethorpe Avenue, Savannah, Georgia 31401 Phone: (912) 856-8203 Email: kristopher.d.maedke-russell@usace.army.mil	If you only have questions regarding the appeal process, you may also contact: Mr. Philip Shannin Administrative Appeal Review Officer CESAS-PDS-O 60 Forsyth Street Southwest, Floor M9 Atlanta, Georgia 30303-8803 Phone: (404) 562-5136; Fax: (404) 562-5138 Email: philip.a.shannin@usace.army.mil

RIGHT OF ENTRY: Your signature below grants the right of entry to Corps of Engineers personnel, and any government consultants, to conduct investigations of the project site during the course of the appeal process. You will be provided a 15-day notice of any site investigation and will have the opportunity to participate in all site investigations.

_____ Signature of appellant or agent.	Date:	Telephone number: