



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
CHARLESTON, SOUTH CAROLINA 29403-5107

June 9, 2016

Regulatory Division

City of Beaufort
Mr. William Prokop
c/o McSweeney Engineers, LLC
Attn: Mr. William Barna
123 Cannon Street
Charleston, South Carolina 29403

Dear Mr. Barna:

This is in response to your application requesting a Department of the Army permit.

Enclosed is your Department of the Army permit 2015-01625. It authorizes you to perform the work specified on the attached drawings. This permit is issued under the provisions of the Federal laws for the protection and preservation of the navigable waters of the United States.

Please notify this office promptly, in writing, when you start and complete the work. The enclosed cards may be used for that purpose. You should also be aware that a special condition has been included in this permit which requires that a copy of the permit and drawings must be available at the work site during the entire time of construction.

Respectfully,

A handwritten signature in black ink, appearing to read "Matthew W. Luzzatto".

Matthew W. Luzzatto, P.E., PMP
Lieutenant Colonel, U.S. Army
Commander and District Engineer

or his Designee
Travis G. Hughes
Chief, Regulatory Division

Enclosures

DEPARTMENT OF THE ARMY PERMIT

Permittee: **CITY OF BEAUFORT**
C/O WILLIAM PROKOP

1911 BOUNDARY STREET
BEAUFORT, SC 29902

Permit No: 2015-01625

Issuing Office: CHARLESTON DISTRICT

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps of Engineers having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

Project Description:

The proposed work consists of the construction of a public boat access dock to increase coastal access for those visiting the park by land and increase park access for those visiting the park by vessel in accordance with the attached drawings entitled: Proposed: Floating Day Dock and Gangway; Waterway: Beaufort River; On: Beaufort; County Of: Beaufort, South Carolina. Sheets 1 thru 9 of 9 dated December 2, 2015.

Project Location:

The proposed project is located on the Beaufort River at 1004 Bay Street in the City of Beaufort, Beaufort County, South Carolina.

Permit Conditions:

General Conditions:

1. The time limit for completing the work authorized ends on **30 June 2021**. 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 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.

Special Conditions:

SEE PAGES 4 & 5.

Further Information:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:

Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).

Section 404 of the Clean Water Act (33 U.S.C. 1344).

Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. 1413).

2. Limits of this authorization.

a. This permit does not obviate the need to obtain other Federal, state, or local authorizations required by law.

b. This permit does not grant any property rights or exclusive privileges.

c. This permit does not authorize any injury to the property or rights of others.

d. This permit does not authorize interference with any existing or proposed Federal project.

3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:

a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.

b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.

c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.

d. Design or construction deficiencies associated with the permitted work.

e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.

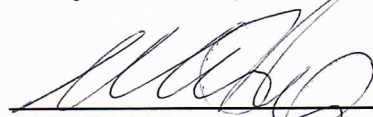
5. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

- a. You fail to comply with the terms and conditions of this permit.
- b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (See 4 above).
- c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

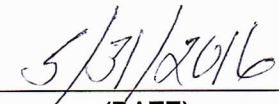
6. Extensions. General condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.




 (PERMITTEE)
CITY OF BEAUFORT
C/O WILLIAM PROKOP
 William A Prokop

 PRINT NAME



 (DATE)

This permit becomes effective when the Federal official, designated to act for the Secretary of the Army, has signed below.



 (DISTRICT ENGINEER)
MATTHEW W. LUZZATTO, P.E., PMP, LTC
 or his Designee
Travis G. Hughes
Chief, Regulatory Division

JUN - 9 2016

 (DATE)

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. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below.

 (TRANSFEEE)

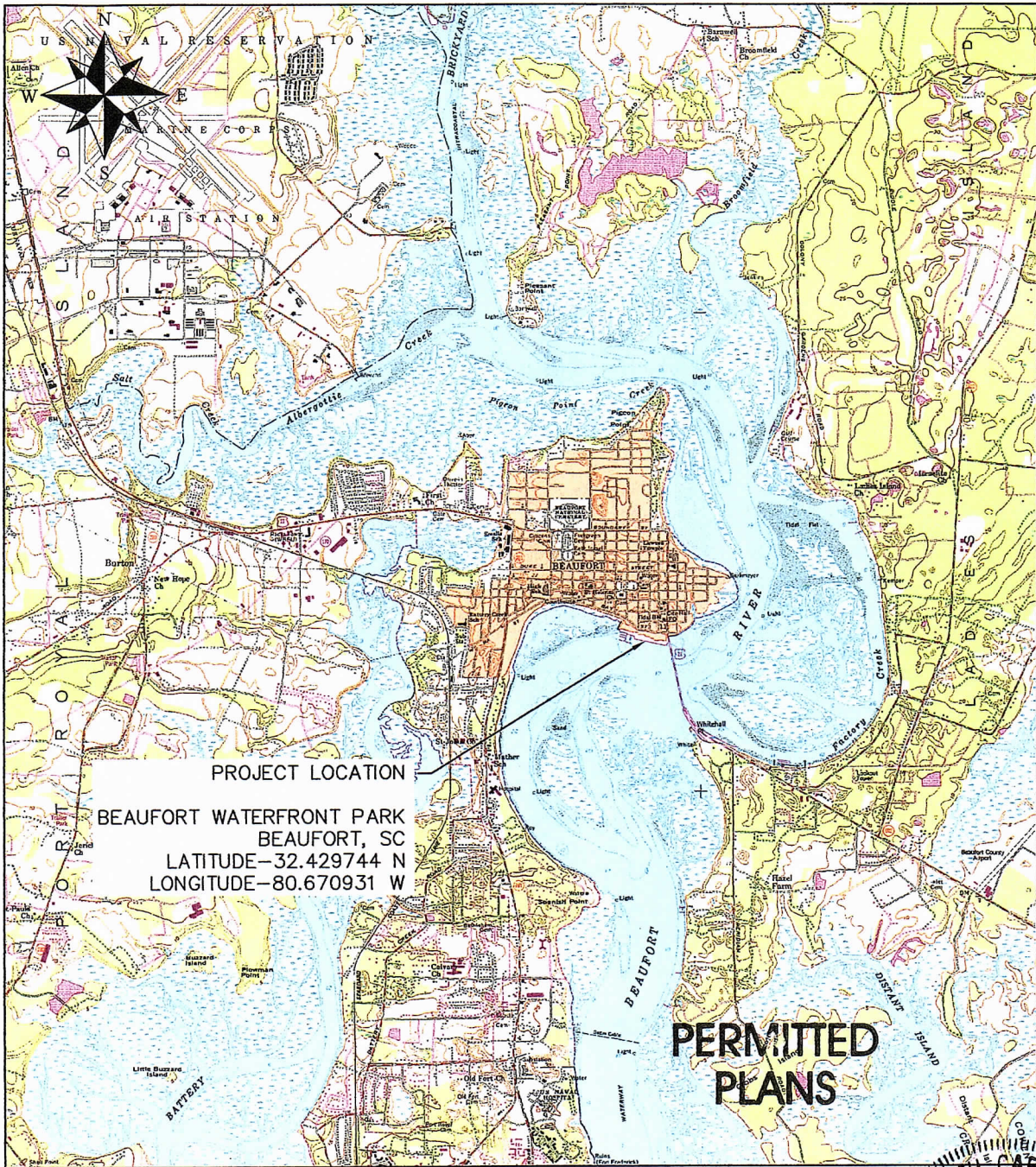
 (DATE)

SPECIAL CONDITIONS FOR PERMIT #: 2015-01625

- a. That 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 will be available at the construction site at all times.*
- b. That 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;
 3. A statement that any required mitigation was completed in accordance with the permit conditions;
 4. The signature of the permittee certifying the completion of the work and mitigation.*
- c. 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 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.*
- d. 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.
- e. 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.
- f. 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.
- g. 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.
- h. 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 centerline of the Atlantic Intracoastal

Waterway, a Federal channel, and the waterward edge of the authorized structure. These drawings must be prepared by a registered land surveyor and submitted within sixty (60) days of the completion of the structure.

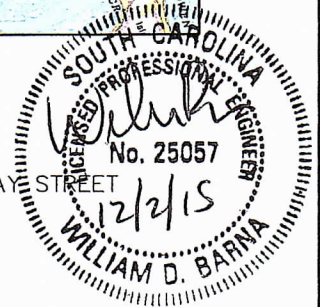
- i. The permittee agrees to provide all contractors associated with construction of the authorized activity a copy of the permit and drawings. A copy of the permit must be available at the construction site at all times.
- j. Use of the permitted activity must not interfere with the public's right to free navigation on all navigable waters of the U.S.
- k. 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.



**PERMITTED
PLANS**

DIRECTIONS TO SITE FROM CHARLESTON:

- TAKE US 21 TO BEAUFORT, SC
- TURN RIGHT ON BAY STREET IN BEAUFORT
- HENRY C. CHAMBERS WATERFRONT PARK IS LOCATED ON THE LEFT SIDE OF BAY STREET
- PROJECT IS LOCATED ALONG THE EAST END OF THE EXISTING SEAWALL.



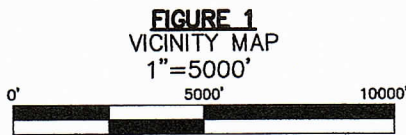
PROJECT VICINITY

SCALE: 1" = 5000'

SAC 2015-01625-2EY

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES



APPLICANT
CITY OF BEAUFORT
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: FLOATING DAY DOCK AND GANGWAY

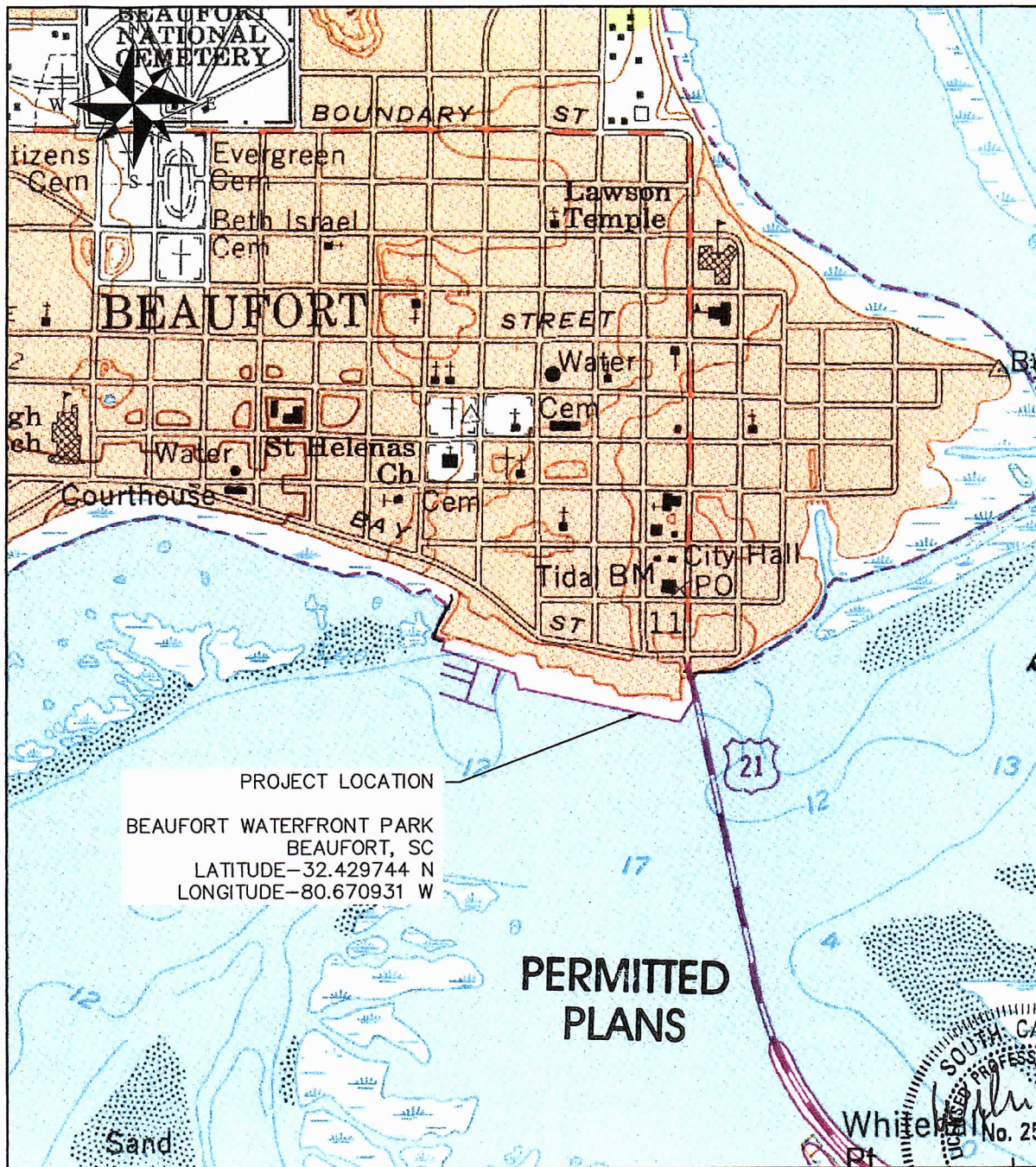
WATERWAY: BEAUFORT RIVER
ON: BEAUFORT

COUNTY OF: BEAUFORT, SC

APPLICATION NO. TBD

SHEET: 1 OF 9

DATE: 12/2/15



DIRECTIONS TO SITE FROM CHARLESTON:

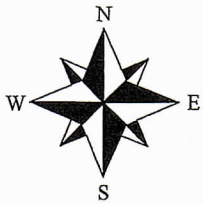
- TAKE US 21 TO BEAUFORT, SC
- TURN RIGHT ON BAY STREET IN BEAUFORT
- HENRY C. CHAMBERS WATERFRONT PARK IS LOCATED ON THE LEFT SIDE OF BAY STREET
- PROJECT IS LOCATED ALONG THE EAST END OF THE EXISTING SEAWALL.

PROJECT LOCATION

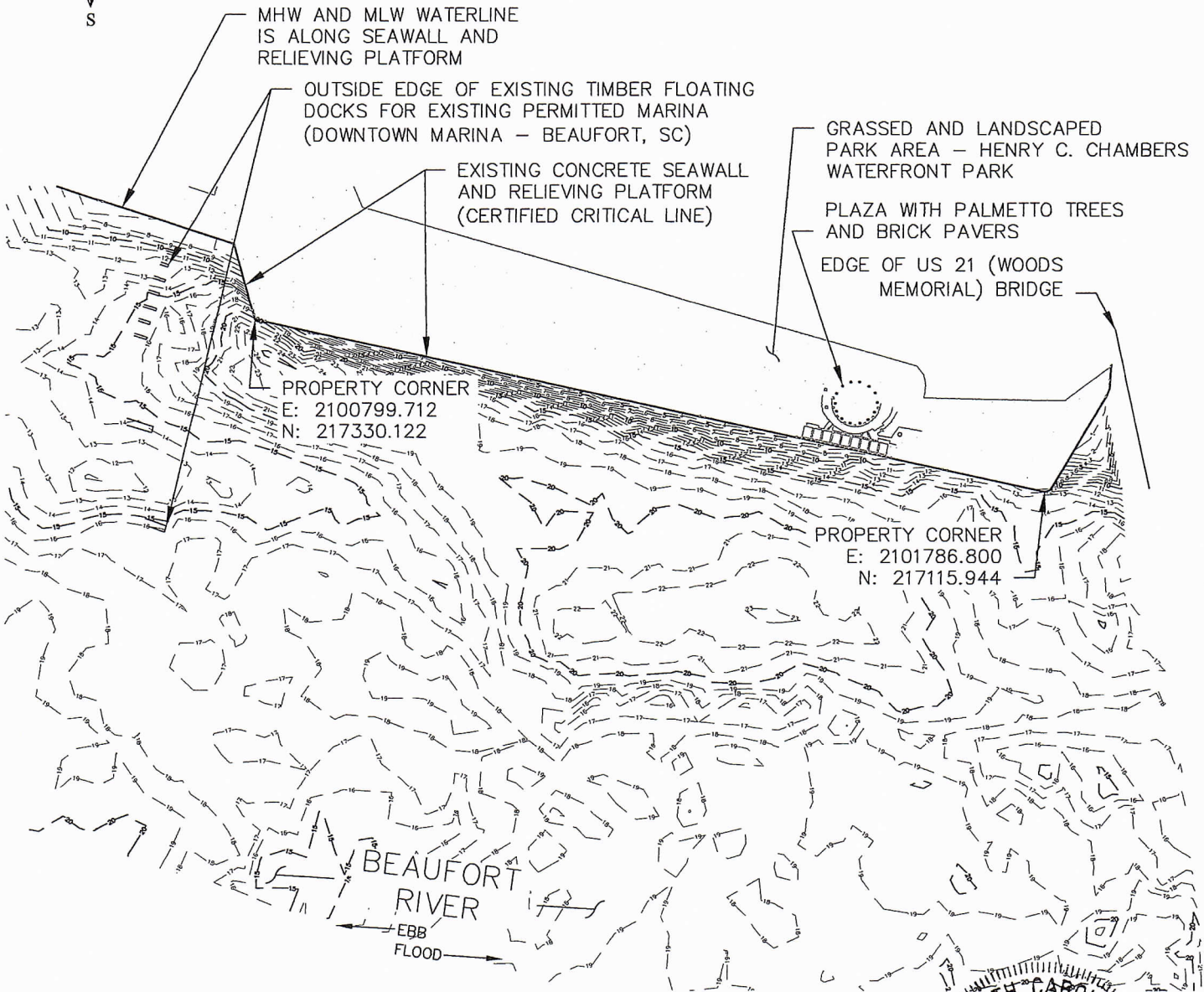
SCALE: 1" = 1000'

SAC 2015-01625-2.IV

<p>PURPOSE: COASTAL ACCESS</p> <p>ADJACENT PROPERTY OWNERS: SEE ATTACHED SCHEDULES</p>	<p>FIGURE 2 LOCATION MAP 1"=1000'</p> <p>APPLICANT CITY OF BEAUFORT AGENT MCSWEENEY ENGINEERS, LLC</p>	<p>PROPOSED: FLOATING DAY DOCK AND GANGWAY</p> <p>WATERWAY: BEAUFORT RIVER ON: BEAUFORT</p> <p>COUNTY OF: BEAUFORT, SC</p> <p>APPLICATION NO. TBD</p> <p>SHEET: 2 OF 9 DATE: 12/2/15</p>
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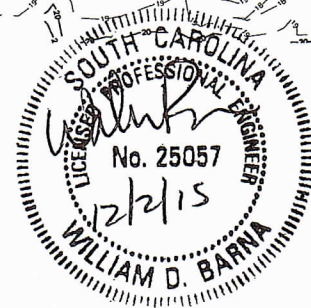
CRITICAL LINE WAS CERTIFIED BY GEORDIE MADLINGER OF OCRM ON 11/2/15 AS SHOWN ON THE ATTACHED PLAT PERFORMED BY BEAUFORT SURVEYING, INC.



NOTES:
BATHYMETRIC INFORMATION IS FROM A HYDROGRAPHIC SURVEY PERFORMED JULY 2, 2015.

CONTOURS ARE REFERENCED TO MEAN LOW WATER.

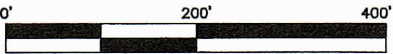
**PERMITTED
PLANS**

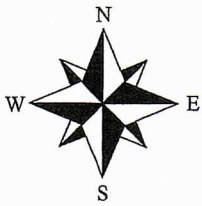


EXISTING SITE PLAN 1

SCALE: 1" = 200'

SAC 2015-01625-254

<p>PURPOSE: COASTAL ACCESS</p> <p>ADJACENT PROPERTY OWNERS: SEE ATTACHED SCHEDULES</p>	<p>FIGURE 3 EXISTING SITE PLAN 1 1"=200'</p>  <p>APPLICANT CITY OF BEAUFORT AGENT McSWEENEY ENGINEERS, LLC</p>	<p>PROPOSED: FLOATING DAY DOCK AND GANGWAY</p> <p>WATERWAY: BEAUFORT RIVER ON: BEAUFORT</p> <p>COUNTY OF: BEAUFORT, SC</p> <p>APPLICATION NO. TBD</p> <p>SHEET: 3 OF 9 DATE: 12/2/15</p>
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MHW AND MLW WATERLINE IS ALONG SEAWALL AND RELIEVING PLATFORM

OUTSIDE EDGE OF EXISTING TIMBER FLOATING DOCKS FOR EXISTING PERMITTED MARINA (DOWNTOWN MARINA - BEAUFORT, SC)

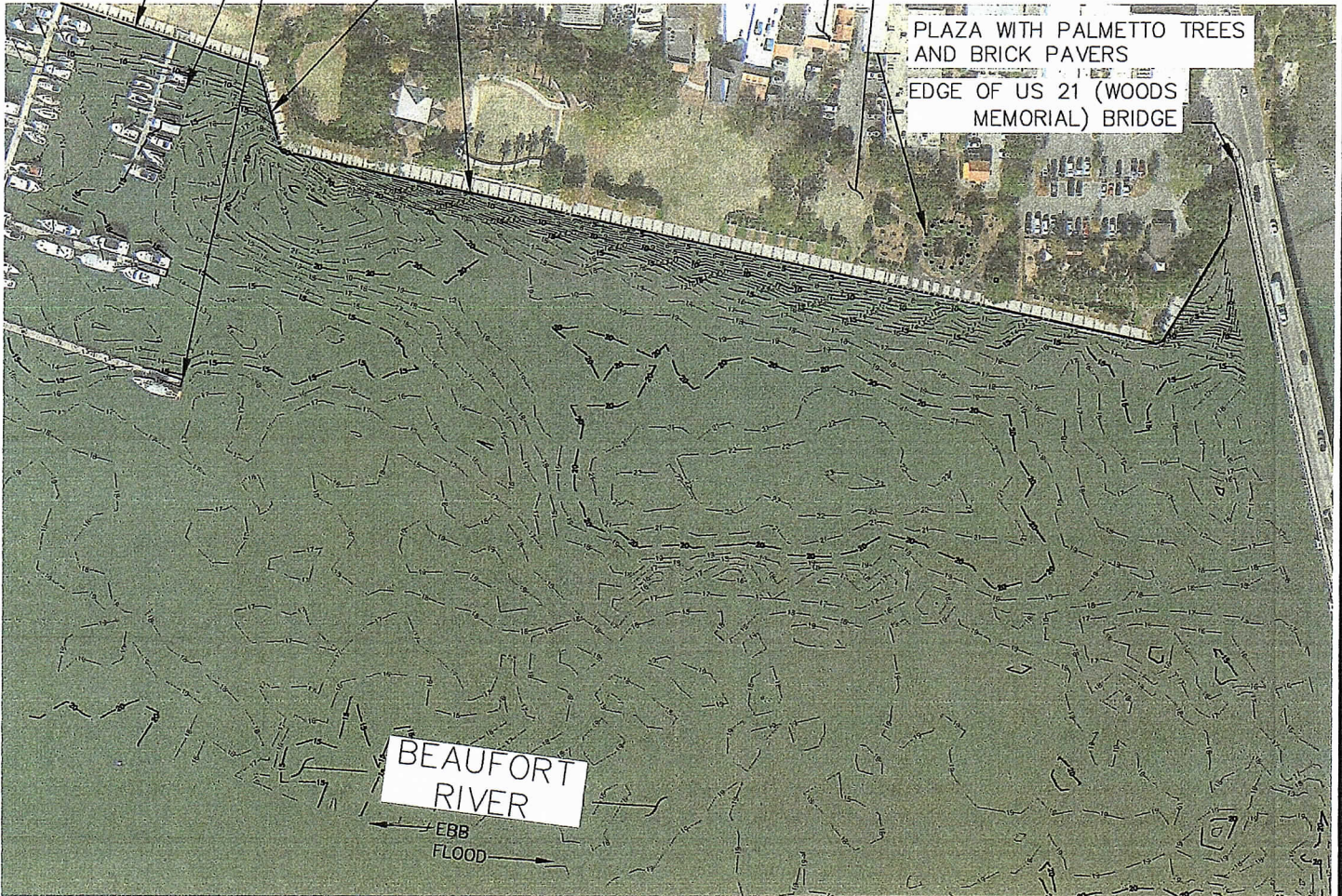
EXISTING CONCRETE SEAWALL AND RELIEVING PLATFORM (CERTIFIED CRITICAL LINE)

ADJACENT PROPERTY OWNERS LISTED ON SHEET 7.

GRASSED AND LANDSCAPED PARK AREA - HENRY C. CHAMBERS WATERFRONT PARK

PLAZA WITH PALMETTO TREES AND BRICK PAVERS

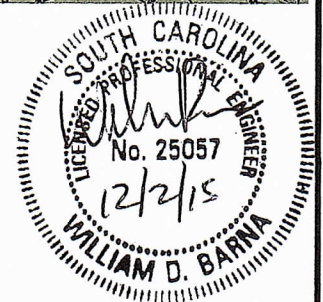
EDGE OF US 21 (WOODS MEMORIAL) BRIDGE



NOTES:
BATHYMETRIC INFORMATION IS FROM A HYDROGRAPHIC SURVEY PERFORMED JULY 2, 2015.

CONTOURS ARE REFERENCED TO MEAN LOW WATER.

PERMITTED PLANS



EXISTING SITE PLAN 2

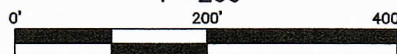
SCALE: 1" = 200'

SAC 2015-01625-21Y

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 4
EXISTING SITE PLAN 2
1"=200'



APPLICANT
CITY OF BEAUFORT
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: FLOATING DAY DOCK AND GANGWAY

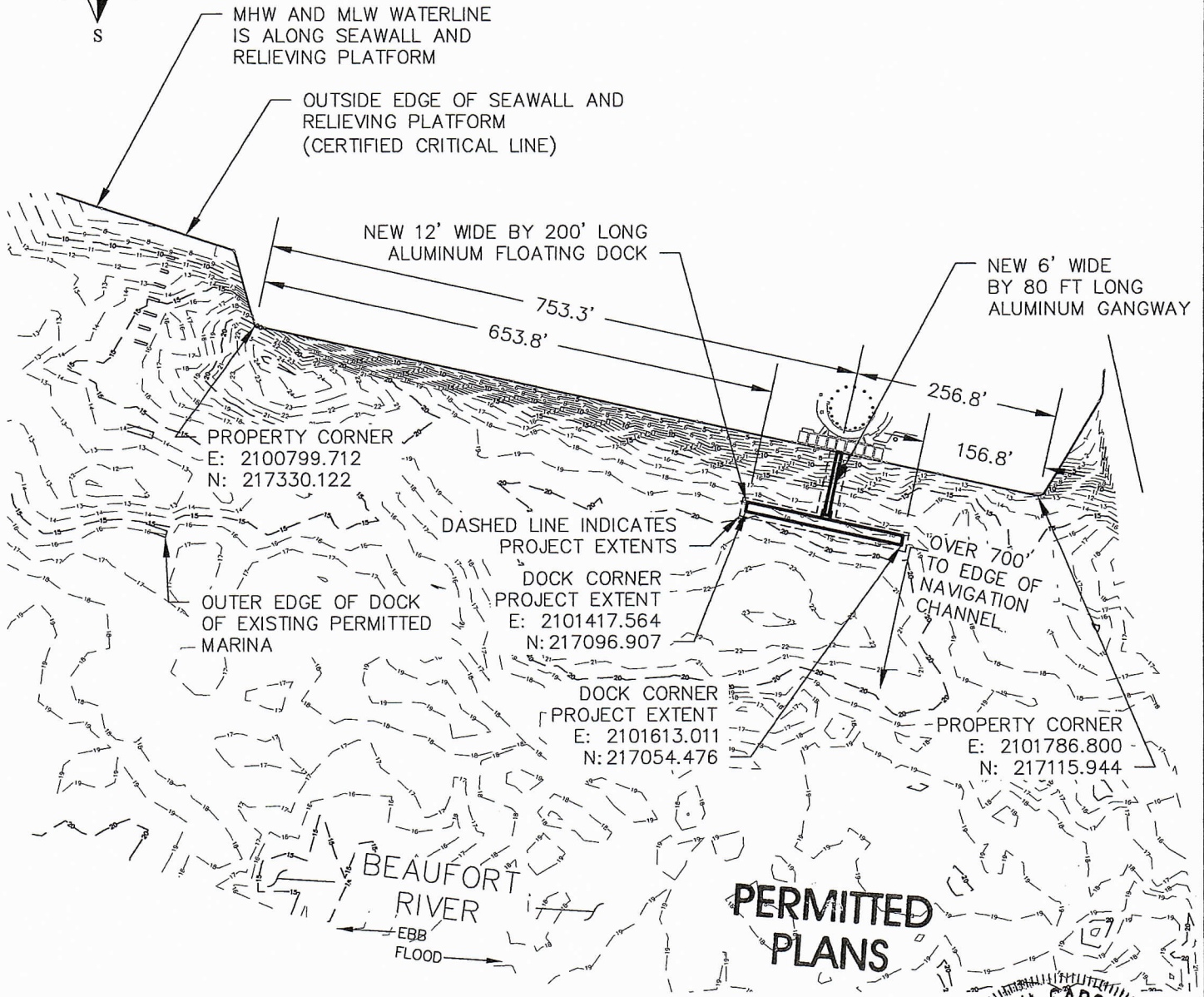
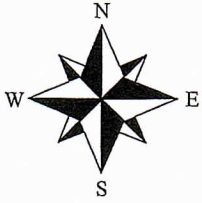
WATERWAY: BEAUFORT RIVER
ON: BEAUFORT

COUNTY OF: BEAUFORT, SC

APPLICATION NO. TBD

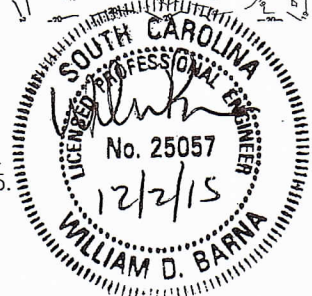
SHEET: 4 OF 9

DATE: 12/2/15



NOTES:

- ADJACENT PROPERTY OWNERS LISTED ON SHEET 7
- DRAWING FOR PERMIT ONLY. NOT FOR CONSTRUCTION
- LAND SURVEY WAS PERFORMED BY BEAUFORT SURVEYING, INC ON OCT. 2, 2015
- CRITICAL LINE CERTIFIED BY GEORDIE MADLINGER OF SCDHEC-OCRM ON NOV. 2, 2015.
- HYDROGRAPHIC SURVEY PERFORMED BY McSWEENEY ENGINEERS, LLC ON JULY 2, 2015.
- CONTOURS ARE REFERENCED TO MEAN LOW WATER.



PROPOSED SITE PLAN

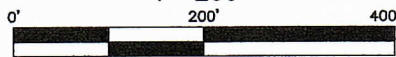
SCALE: 1" = 200'

SAC 2015-01625-2TY

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 5
PROPOSED SITE PLAN
1"=200'



APPLICANT
CITY OF BEAUFORT
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: FLOATING DAY DOCK AND GANGWAY

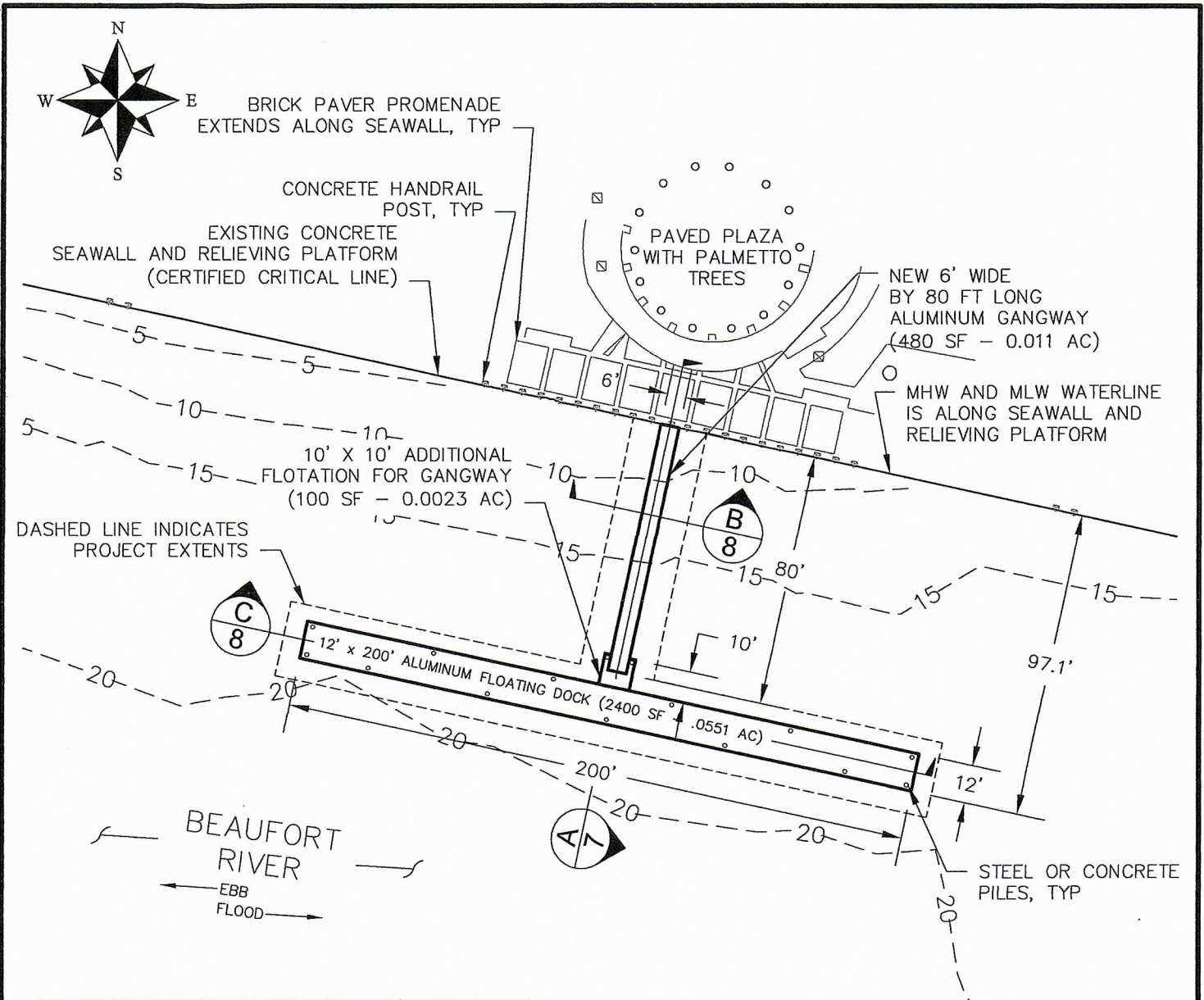
WATERWAY: BEAUFORT RIVER
ON: BEAUFORT

COUNTY OF: BEAUFORT, SC

APPLICATION NO. TBD

SHEET: 5 OF 9

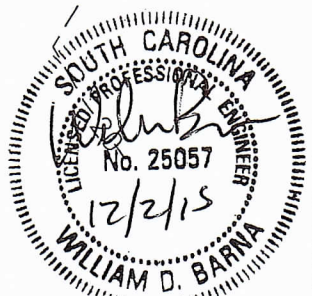
DATE: 12/2/15



IMPACTS:
 FLOATING DOCK = 0.0551 AC
 GANGWAY = 0.011 AC
 ADDITIONAL FLOAT FOR GANGWAY = 0.0023 AC
 TOTAL IMPACT AREA 0.0684 AC, 2980 SF

- NOTES:**
- ADJACENT PROPERTY OWNERS LISTED ON SHEET 7
 - DRAWING FOR PERMIT ONLY. NOT FOR CONSTRUCTION
 - LAND SURVEY WAS PERFORMED BY BEAUFORT SURVEYING, INC ON OCT. 2, 2015
 - CRITICAL LINE CERTIFIED BY GEORDIE MADLINGER OF SCDHEC-OCRM ON NOV. 2, 2015.
 - HYDROGRAPHIC SURVEY PERFORMED BY McSWEENEY ENGINEERS, LLC ON JULY 2, 2015.
 - CONTOURS ARE REFERENCED TO MEAN LOW WATER.

PERMITTED PLANS



ENLARGED SITE PLAN AND IMPACTS

SCALE: 1" = 50'

SAC 2015-01625-2TY

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 6
 PROPOSED SITE PLAN 2
 1"=50'

APPLICANT
 CITY OF BEAUFORT
AGENT
 McSWEENEY ENGINEERS, LLC

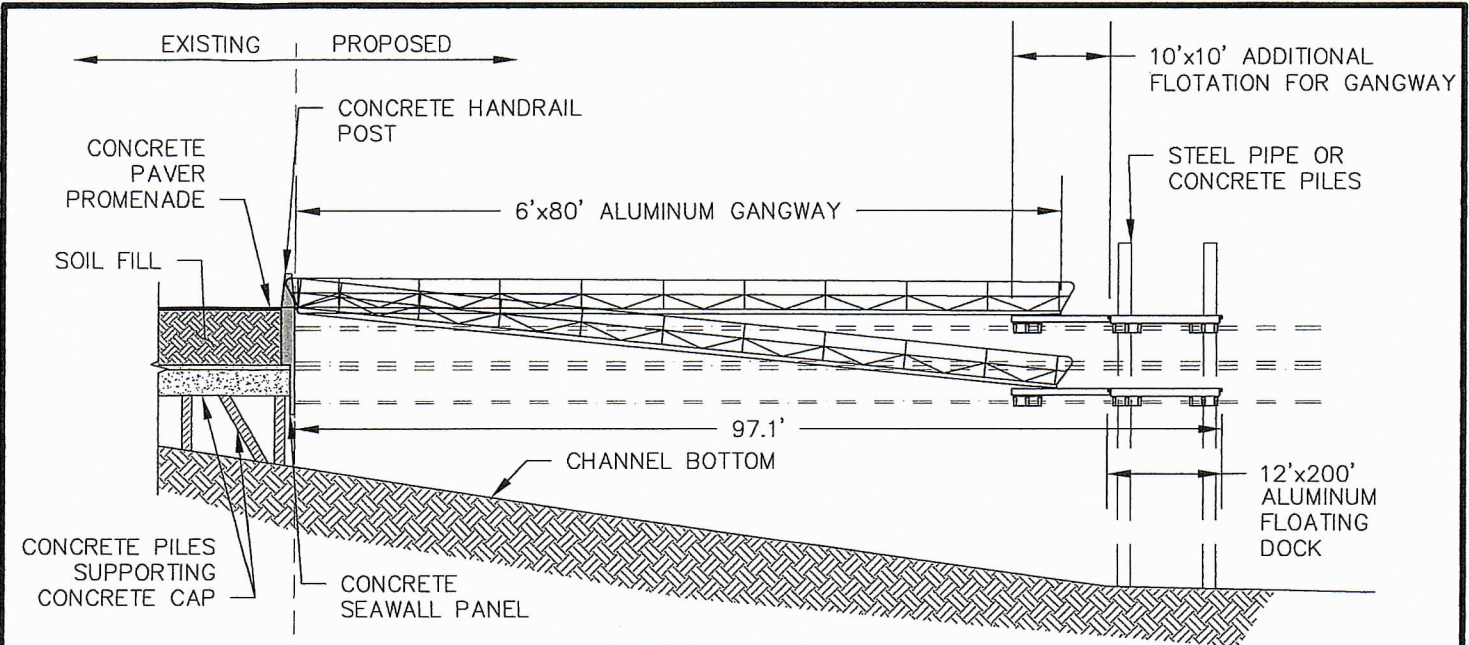
PROPOSED: FLOATING DAY DOCK AND GANGWAY

WATERWAY: BEAUFORT RIVER
ON: BEAUFORT

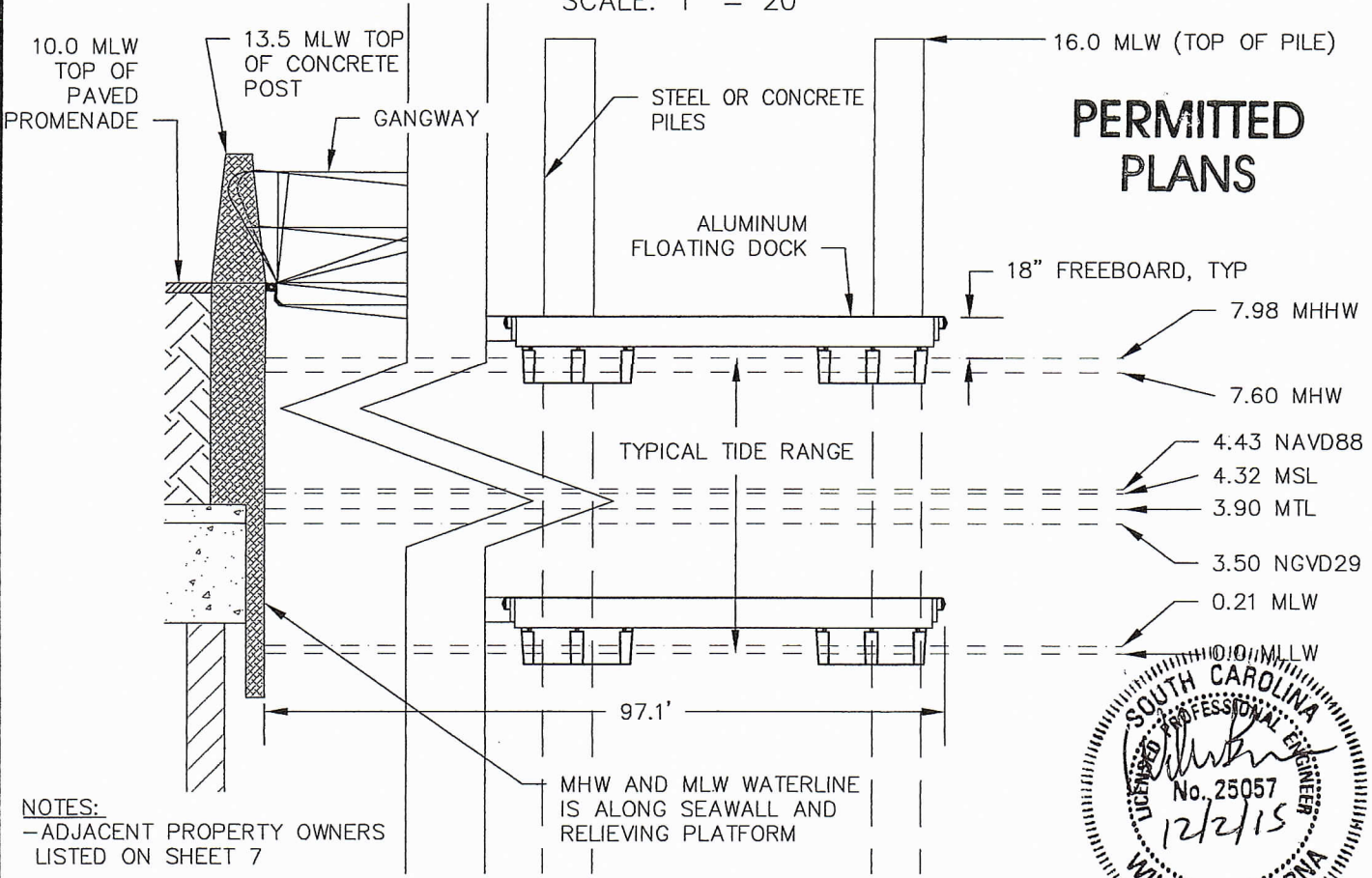
COUNTY OF: BEAUFORT, SC

APPLICATION NO. TBD

SHEET: 6 OF 9 **DATE:** 12/2/15



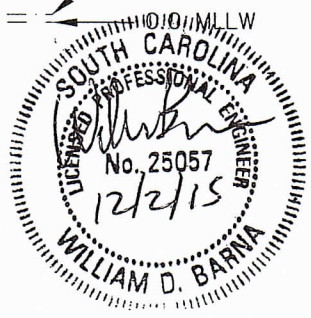
SECTION A
SCALE: 1" = 20'



PERMITTED PLANS

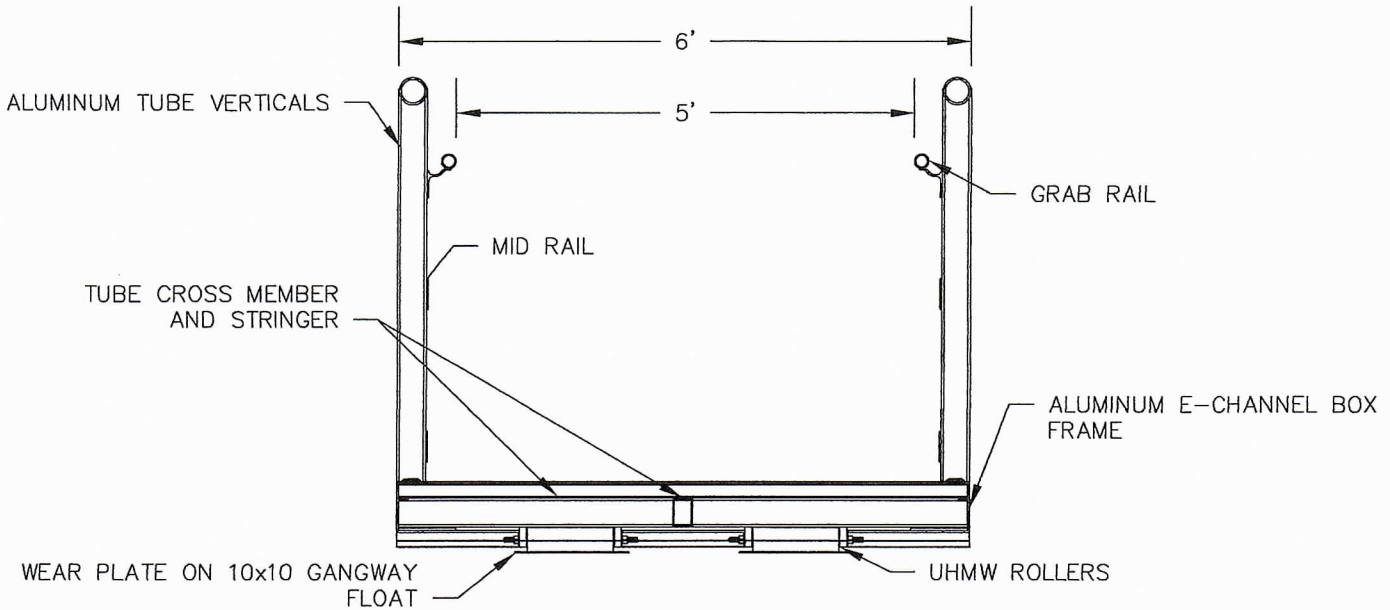
ELEVATIONS
SCALE: 1" = 10'

NOTES:
-ADJACENT PROPERTY OWNERS LISTED ON SHEET 7
-DRAWING FOR PERMIT ONLY. NOT FOR CONSTRUCTION



SAC 2015-01625-2-IV

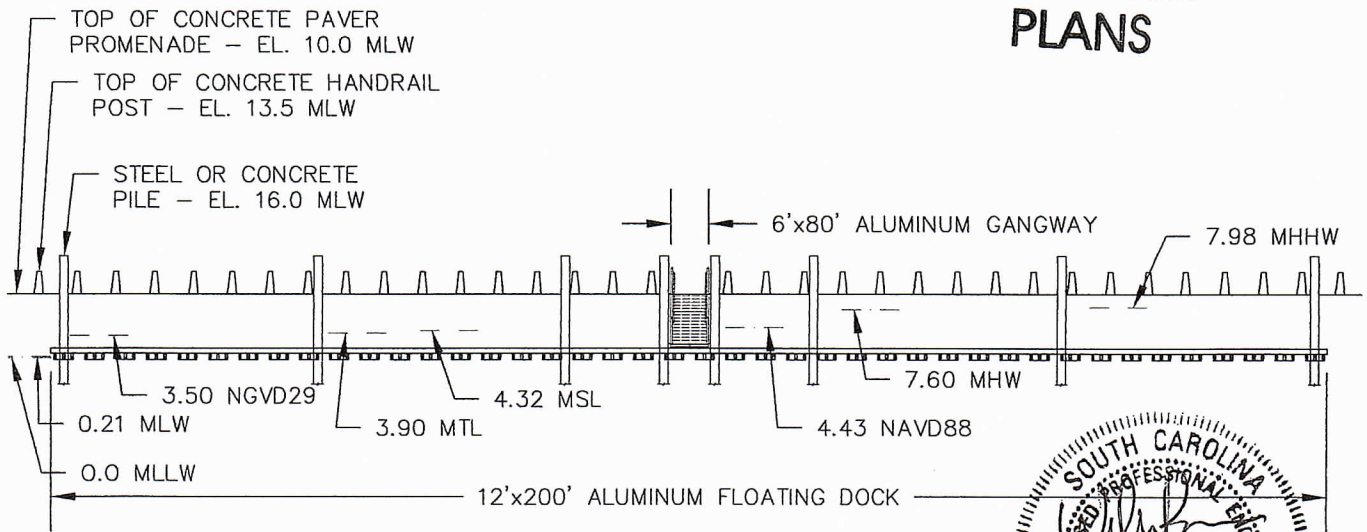
<p>PURPOSE: COASTAL ACCESS</p> <p>ADJACENT PROPERTY OWNERS: SEE ATTACHED SCHEDULES</p>	<p align="center">FIGURE 7 CROSS SECTIONS 1"=1'</p> <p align="center">APPLICANT CITY OF BEAUFORT AGENT McSWEENEY ENGINEERS, LLC</p>	<p>PROPOSED: FLOATING DAY DOCK AND GANGWAY</p> <p>WATERWAY: BEAUFORT RIVER ON: BEAUFORT</p> <p>COUNTY OF: BEAUFORT, SC</p> <p>APPLICATION NO. TBD</p> <p>SHEET: 7 OF 9 DATE: 12/2/15</p>
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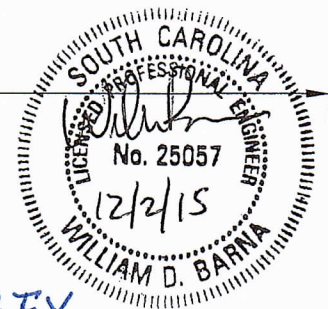
SECTION B
SCALE: 1" = 2'

- NOTES:**
- ADJACENT PROPERTY OWNERS LISTED ON SHEET 7
 - DRAWING FOR PERMIT ONLY. NOT FOR CONSTRUCTION

PERMITTED PLANS



SECTION C
SCALE: 1" = 30'

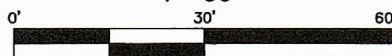


SAC 2015-01625-2IY

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 8
CROSS SECTIONS 2
1"=30'



APPLICANT
CITY OF BEAUFORT
AGENT
McSWEENEY ENGINEERS, LLC

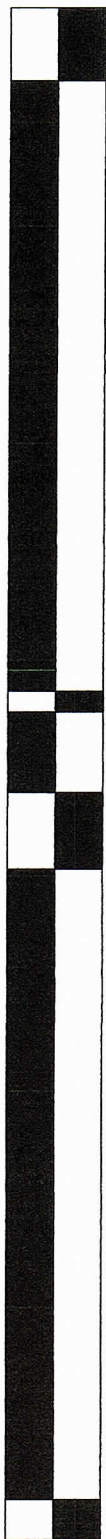
PROPOSED: FLOATING DAY DOCK AND GANGWAY

WATERWAY: BEAUFORT RIVER
ON: BEAUFORT

COUNTY OF: BEAUFORT, SC

APPLICATION NO. TBD

SHEET: 8 OF 9 **DATE:** 12/2/15



MHHW = 7.98 FT

MHW = 7.60 FT

NAVD88 = 4.43 FT

MSL = 4.32 FT

MTL = 3.90 FT

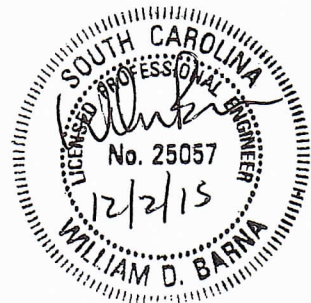
NGVD29 = 3.50 FT

MLW = 0.21 FT

MLLW = 0.00 FT

**PERMITTED
PLANS**

TIDAL DATUM RELATIONSHIPS
BENCHMARK 8667999
PID: CK2243
VM: 4433



ADDITIONAL INFORMATION

SCALE: 1" = 1'

SAC 2015-01625-2.IY

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 10
ADDITIONAL INFORMATION
1"=1'

APPLICANT
CITY OF BEAUFORT
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: FLOATING DAY DOCK AND GANGWAY
WATERWAY: BEAUFORT RIVER
ON: BEAUFORT
COUNTY OF: BEAUFORT, SC
APPLICATION NO. TBD
SHEET: 9 OF 9 **DATE:** 12/2/15

MAJOR ACTIVITY

Please sign & return this copy.

MAY - 5 2016

**SOUTH CAROLINA DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
OFFICE OF OCEAN AND COASTAL RESOURCE MANAGEMENT**

CRITICAL AREA PERMIT & COASTAL ZONE CONSISTENCY CERTIFICATION

Permittee(s): City of Beaufort

Permit Number(s): 2015-01625-2IY

Date of Issuance: April 26, 2016

Expiration Date: April 26, 2021

Location: On and adjacent to Beaufort River at 1004 Bay Street, City of Beaufort, Beaufort County, South Carolina

SEE SPECIAL CONDITION(S)

This permit is issued under the provisions of S. C. Code Ann. Section 48-39-10, *et seq.*, and 23A S.C. Code Ann. Regs. 30-1 through 30-18 (Supp. 2005). **Please carefully read the project description and special conditions that appear on this permit/certification as they will affect the work that is allowed and may modify the work from that shown on the submitted plans. All special conditions attached to the permit will take precedent over submitted plans.** The general conditions are also a part of this permit/certification and should be read in their entirety. The S. C. Contractor's Licensing Act of 1999, enacted as S.C. Code Ann. Section 40-11-5 through 430, requires that all construction with a total cost of \$5,000 or more be performed by a licensed contractor with a valid contractor's license for marine class construction, except for construction performed by a private landowner for strictly private purposes. Your signature on and acceptance of this permit denotes your understanding of the stated law regarding use of licensed contractors. **All listed special and general conditions will remain in effect for the life of the permit. This applies to permittee, future property owners, or permit assignees.**

DESCRIPTION OF THE PROJECT, AS AUTHORIZED

The work, as authorized, consists of constructing a transient dock. Specifically, the applicant is approved to build a 6' x 80' ADA compliant gangway from the waterfront park to access a 12' x 200' floating dock. The work, as described, is to increase access to the Waterfront Park and surrounding amenities by providing a safe, aesthetically pleasing and environmentally friendly transient boater facility along the seawall.

RECEIVED
MAY - 2 2016

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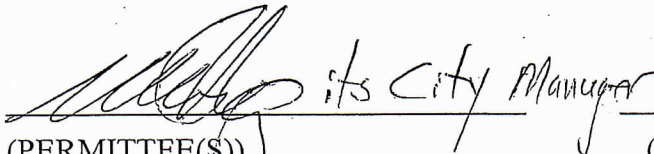
MAJOR ACTIVITY

PERMITTEE'S ATTENTION IS DIRECTED TO GENERAL CONDITIONS NUMBERS FOUR (4) AND FIVE (5). BY ACCEPTANCE OF THIS PERMIT, PERMITTEE IS PLACED ON NOTICE THAT THE STATE OF SOUTH CAROLINA, BY ISSUING THIS PERMIT, DOES NOT WAIVE ITS RIGHTS TO REQUIRE PAYMENT OF A REASONABLE FEE FOR USE OF STATE LANDS AT A FUTURE DATE IF SO DIRECTED BY STATUTE.

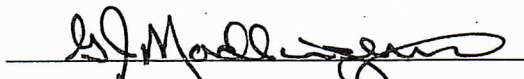
THE PERMITTEE, BY ACCEPTANCE OF THIS PERMIT AGREES TO ABIDE BY THE TERMS AND CONDITIONS CONTAINED HEREIN AND TO PERFORM THE WORK IN STRICT ACCORDANCE WITH THE PLANS AND SPECIFICATIONS ATTACHED HERETO AND MADE A PART HEREOF. ANY DEVIATION FROM THESE CONDITIONS, TERMS, PLANS AND SPECIFICATIONS SHALL BE GROUNDS FOR REVOCATION, SUSPENSION OR MODIFICATION OF THIS PERMIT AND THE INSTITUTION OF SUCH LEGAL PROCEEDINGS AS THE DEPARTMENT MAY CONSIDER APPROPRIATE.

Permit Number: 2015-01625-2IY

Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

 its City Manager 4/29/2016
(PERMITTEE(S)) (DATE)
City of Beaufort

This permit becomes effective when the State official, designated to act for the Office of Ocean and Coastal Resource Management, has signed below.

 April 26, 2016
(SENIOR WETLAND PROJECT MANAGER) (DATE)

George J. Madlinger, III
Or Other Authorized State Official

**SEE SPECIAL
CONDITION(S)**

MAJOR ACTIVITY

welfare, or if any activity is inconsistent with the public trust doctrine. Modification or removal under this condition shall be ordered only after reasonable notice stating the reasons therefore and provision to the permittee of the opportunity to respond in writing. When the Permittee is notified that OCRM intends to revoke the permit, Permittee agrees to immediately stop work pending resolution of the revocation.

13. OCRM shall have the right to revoke, suspend, or modify this permit in the event it is determined the permitted structure (1) significantly impacts the public health, safety and welfare, and/or is violation of Section 48-39-150, (2) adversely impacts public rights, (3) that the information and data which the permittee or any other agencies have provided in connection with the permit application is either false, incomplete or inaccurate, or (4) that the activity is in violation of the terms and/or conditions, including any special conditions of the permit. That the permittee, upon receipt of OCRM's written intent to revoke, suspend, or modify the permit has the right to a hearing. Prior to revocation, suspension, or modification of this permit, OCRM shall provide written notification of intent to revoke to the permittee, and permittee can respond with a written explanation to OCRM. (South Carolina Code Section 1-23-370 shall govern the procedure for revocation, suspension or modification herein described).
14. Any modification, suspension or revocation of this permit shall not be the basis of any claim for damages against OCRM or the State of South Carolina or any employee, agent, or representative of OCRM or the State of South Carolina.
15. All activities authorized herein shall, if they involve a discharge or deposit into navigable waters or ocean waters, be at all times consistent with all applicable water quality standards, effluent limitations and standards of performance, prohibitions, and pretreatment standards established pursuant to applicable federal, state and local laws.
16. Extreme care shall be exercised to prevent any adverse or undesirable effects from this work on the property of others. This permit authorizes no invasion of adjacent private property, and OCRM assumes no responsibility or liability from any claims of damage arising out of any operations conducted by the permittee pursuant to this permit.

**SEE SPECIAL
CONDITION(S)**

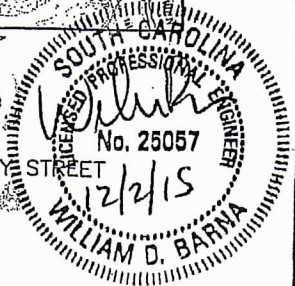
MAJOR ACTIVITY



DIRECTIONS TO SITE FROM CHARLESTON:

- TAKE US 21 TO BEAUFORT, SC
- TURN RIGHT ON BAY STREET IN BEAUFORT
- HENRY C. CHAMBERS WATERFRONT PARK IS LOCATED ON THE LEFT SIDE OF BAY STREET
- PROJECT IS LOCATED ALONG THE EAST END OF THE EXISTING SEAWALL

SEE SPECIAL
CONDITION(S)



PROJECT VICINITY
SCALE: 1" = 5000'

SAC 2015-01625-2 IY

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 1
VICINITY MAP
1"=5000'

APPLICANT
CITY OF BEAUFORT
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: FLOATING DAY DOCK AND GANGWAY

WATERWAY: BEAUFORT RIVER
ON: BEAUFORT

COUNTY OF: BEAUFORT, SC

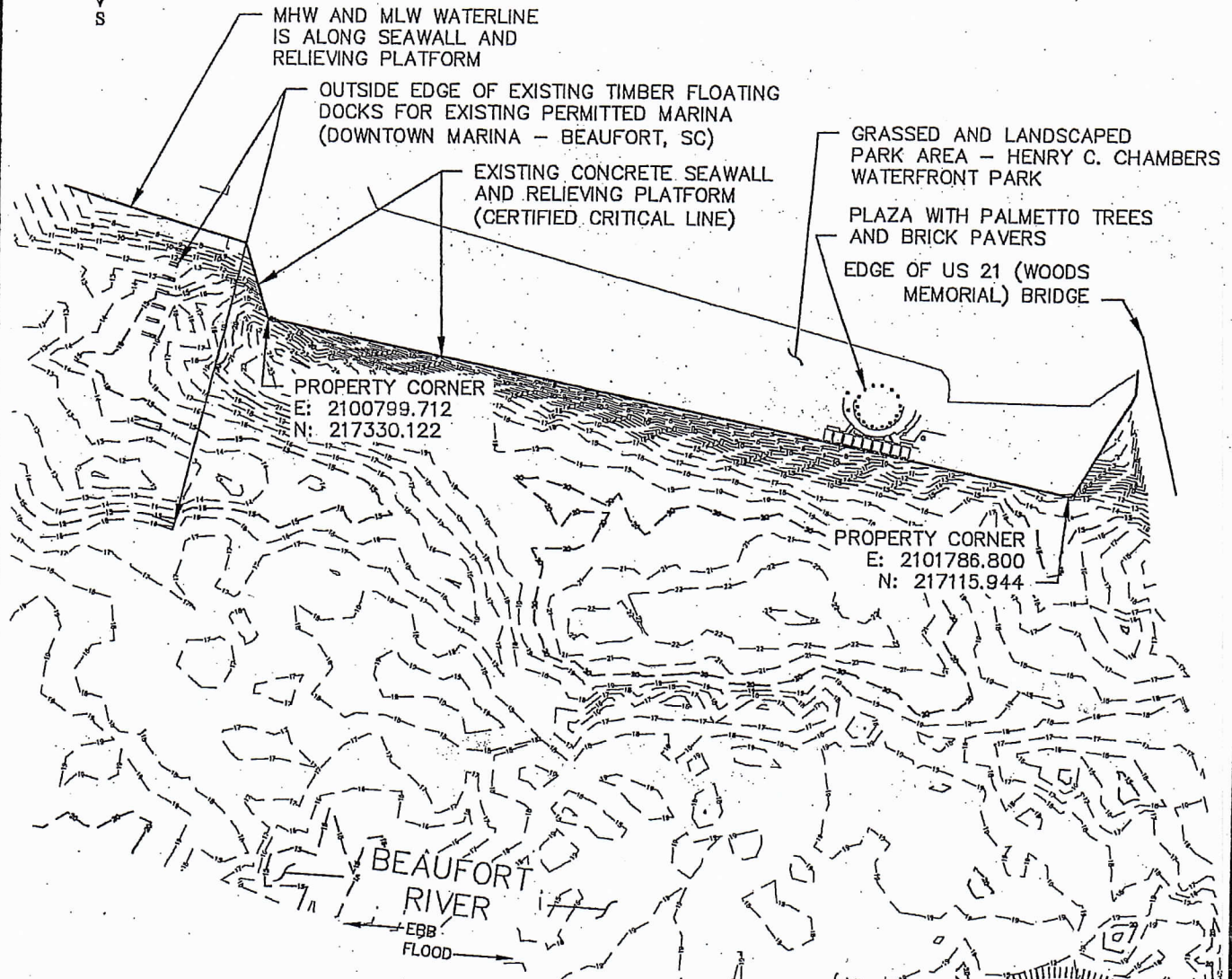
APPLICATION NO. TBD

SHEET: 1 OF 9 **DATE:** 12/2/15

MAJOR ACTIVITY

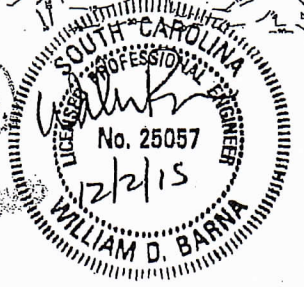


CRITICAL LINE WAS CERTIFIED BY GEORDIE MADLINGER OF OCRM ON 11/2/15 AS SHOWN ON THE ATTACHED PLAT PERFORMED BY BEAUFORT SURVEYING, INC.



NOTES:
 BATHYMETRIC INFORMATION IS FROM A HYDROGRAPHIC SURVEY PERFORMED JULY 2, 2015.
 CONTOURS ARE REFERENCED TO MEAN LOW WATER.

SEE SPECIAL CONDITION(S)

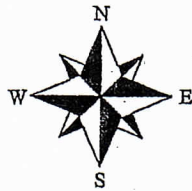


EXISTING SITE PLAN 1
 SCALE: 1" = 200'

SA 2015-01625-254

<p>PURPOSE: COASTAL ACCESS</p>	<p>FIGURE 3 EXISTING SITE PLAN 1 1"=200'</p> <p>APPLICANT CITY OF BEAUFORT AGENT McSWEENEY ENGINEERS, LLC</p>	<p>PROPOSED: FLOATING DAY DOCK AND GANGWAY</p> <p>WATERWAY: BEAUFORT RIVER ON: BEAUFORT</p> <p>COUNTY OF: BEAUFORT, SC</p> <p>APPLICATION NO. TBD</p> <p>SHEET: 3 OF 9 DATE: 12/2/15</p>
<p>ADJACENT PROPERTY OWNERS: SEE ATTACHED SCHEDULES</p>		

9817



MAJOR ACTIVITY

MHW AND MLW WATERLINE IS ALONG SEAWALL AND RELIEVING PLATFORM

OUTSIDE EDGE OF SEAWALL AND RELIEVING PLATFORM (CERTIFIED CRITICAL LINE)

NEW 12' WIDE BY 200' LONG ALUMINUM FLOATING DOCK

NEW 6' WIDE BY 80 FT LONG ALUMINUM GANGWAY

753.3'
653.8'

256.8'

156.8'

PROPERTY CORNER
E: 2100799.712
N: 217330.122

DASHED LINE INDICATES PROJECT EXTENTS

OUTER EDGE OF DOCK OF EXISTING PERMITTED MARINA

DOCK CORNER PROJECT EXTENT
E: 2101417.564
N: 217096.907

OVER 700' TO EDGE OF NAVIGATION CHANNEL

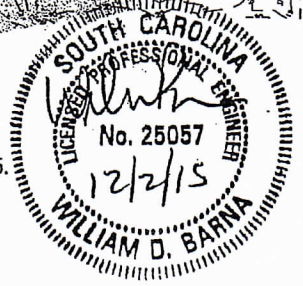
DOCK CORNER PROJECT EXTENT
E: 2101613.011
N: 217054.476

PROPERTY CORNER
E: 2101786.800
N: 217115.944

BEAUFORT RIVER

EBB FLOOD

SEE SPECIAL CONDITIONS



NOTES:

- ADJACENT PROPERTY OWNERS LISTED ON SHEET 7
- DRAWING FOR PERMIT ONLY. NOT FOR CONSTRUCTION
- LAND SURVEY WAS PERFORMED BY BEAUFORT SURVEYING, INC ON OCT. 2, 2015
- CRITICAL LINE CERTIFIED BY GEORDIE MADLINGER OF SCDHEC-OCRM ON NOV. 2, 2015.
- HYDROGRAPHIC SURVEY PERFORMED BY McSWEENEY ENGINEERS, LLC ON JULY 2, 2015.
- CONTOURS ARE REFERENCED TO MEAN LOW WATER.

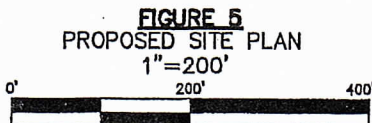
PROPOSED SITE PLAN

SCALE: 1" = 200'

SAC 2015-01625-2TV

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS: SEE ATTACHED SCHEDULES



APPLICANT
CITY OF BEAUFORT
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: FLOATING DAY DOCK AND GANGWAY

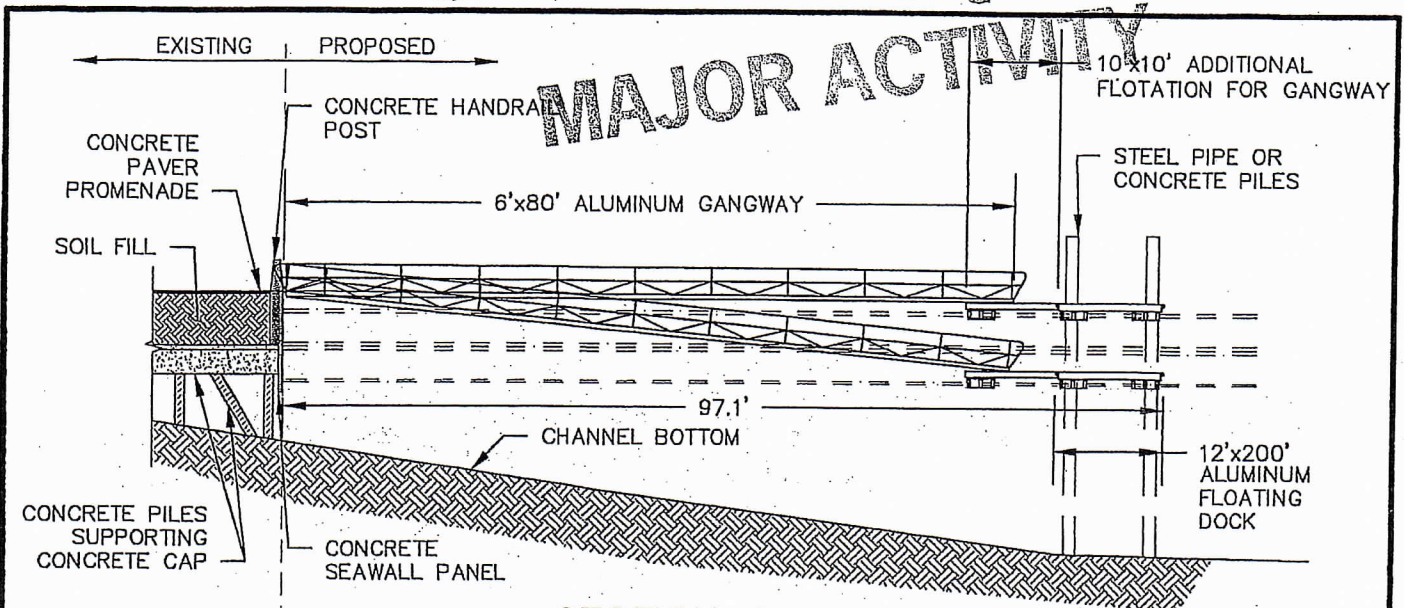
WATERWAY: BEAUFORT RIVER
ON: BEAUFORT

COUNTY OF: BEAUFORT, SC

APPLICATION NO. TBD

SHEET: 5 OF 9 **DATE:** 12/2/15

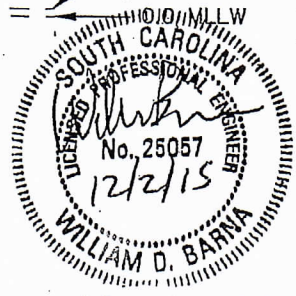
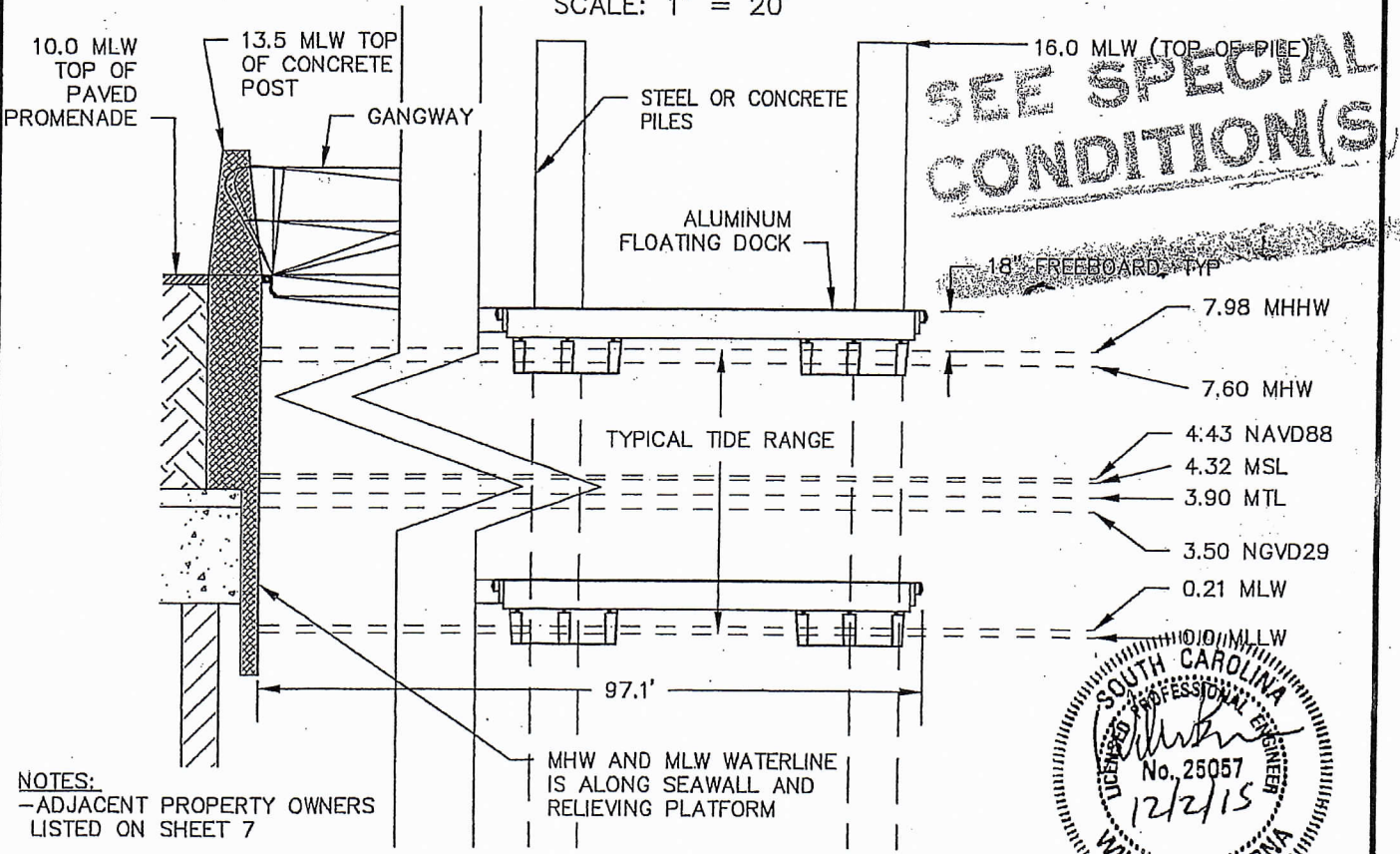
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MAJOR ACTIVITY

SECTION A

SCALE: 1" = 20'



NOTES:
 -ADJACENT PROPERTY OWNERS LISTED ON SHEET 7
 -DRAWING FOR PERMIT ONLY. NOT FOR CONSTRUCTION

ELEVATIONS

SCALE: 1" = 10'

SAC 2015-01625-2 IV

<p>PURPOSE: COASTAL ACCESS</p> <p>ADJACENT PROPERTY OWNERS: SEE ATTACHED SCHEDULES</p>	<p>FIGURE 7 CROSS SECTIONS 1"=1'</p> <p>APPLICANT CITY OF BEAUFORT. AGENT McSWEENEY ENGINEERS, LLC</p>	<p>PROPOSED: FLOATING DAY DOCK AND GANGWAY</p> <p>WATERWAY: BEAUFORT RIVER</p> <p>ON: BEAUFORT</p> <p>COUNTY OF: BEAUFORT, SC</p> <p>APPLICATION NO. TBD</p> <p>SHEET: 7 OF 9 DATE: 12/2/15</p>
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MHHW = 7.98 FT

MHW = 7.60 FT

MAJOR ACTIVITY

NAVD88 = 4.43 FT

MSL = 4.32 FT

MTL = 3.90 FT

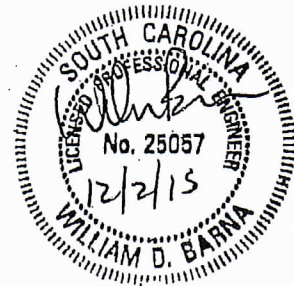
NGVD29 = 3.50 FT

**SEE SPECIAL
CONDITION(S)**

TIDAL DATUM RELATIONSHIPS
BENCHMARK 8667999
PID: CK2243
VM: 4433

MLW = 0.21 FT

MLLW = 0.00 FT



ADDITIONAL INFORMATION

SCALE: 1" = 1'

SAC 2015-01625-2 IV

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 10
ADDITIONAL INFORMATION
1"=1'



APPLICANT
CITY OF BEAUFORT
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: FLOATING DAY DOCK AND GANGWAY

WATERWAY: BEAUFORT RIVER
CN: BEAUFORT

COUNTY OF: BEAUFORT, SC

APPLICATION NO. TBD

SHEET: 9 OF 9 **DATE:** 12/2/15

respond to the Clerk's email within forty-eight (48) hours and will request further review. If no Board member requests further review of the RFR within the forty-eight (48) hour period, the Clerk will send a letter by certified mail to the Requestor, with copy by regular mail to the applicant, permittee, or licensee, if not the Requestor, stating the Board will not hold a Final Review Conference. Contested case guidance will be included within the letter.

NOTE: If the time periods described above end on a weekend or State holiday, the time is automatically extended to 5:00 p.m. on the next business day.

9. If the RFR is to be considered by the RFR Committee, the Clerk will notify the Presiding Member of the RFR Committee and the Chairman that further review is requested by the Board. RFR Committee meetings are open to the public and will be public noticed at least 24 hours in advance.
10. Following RFR Committee or Board consideration of the RFR, if it is determined no Conference will be held, the Clerk will send a letter by certified mail to the Requestor, with copy by regular mail to the applicant, permittee, or licensee, if not the Requestor, stating the Board will not hold a Conference. Contested case guidance will be included within the letter.

II. Final Review Conference Scheduling

1. If a Conference will be held, the Clerk will send a letter by certified mail to the Requestor, with copy by regular mail to the applicant, permittee, or licensee, if not the Requestor, informing the Requestor of the determination.
2. The Clerk will request Department staff provide the Administrative Record.
3. The Clerk will send Notice of Final Review Conference to the parties at least ten (10) days before the Conference. The Conference will be publically noticed and should:
 - include the place, date and time of the Conference;
 - state the presentation times allowed in the Conference;
 - state evidence may be presented at the Conference;
 - if the conference will be held by committee, include a copy of the Chairman's order appointing the committee; and
 - inform the Requestor of his or her right to request a transcript of the proceedings of the Conference prepared at Requestor's expense.
4. If a party requests a transcript of the proceedings of the Conference and agrees to pay all related costs in writing, including costs for the transcript, the Clerk will schedule a court reporter for the Conference.

III. Final Review Conference and Decision

1. The order of presentation in the Conference will, subject to the presiding officer's discretion, be as follows:
 - Department staff will provide an overview of the staff decision and the applicable law to include [10 minutes]:
 - Type of decision (permit, enforcement, etc.) and description of the program.
 - Parties.
 - Description of facility/site
 - Applicable statutes and regulations
 - Decision and materials relied upon in the administrative record to support the staff decision.
 - Requestor(s) will state the reasons for protesting the staff decision and may provide evidence to support amending, modifying, or rescinding the staff decision. [15 minutes] *NOTE: The burden of proof is on the Requestor(s)*
 - Rebuttal by Department staff [15 minutes]
 - Rebuttal by Requestor(s) [10 minutes]

Note: Times noted in brackets are for information only and are superseded by times stated in the Notice of Final Review Conference or by the presiding officer.
2. Parties may present evidence during the conference; however, the rules of evidence do not apply.
3. At any time during the conference, the officers conducting the Conference may request additional information and may question the Requestor, the staff, and anyone else providing information at the Conference.
4. The presiding officer, in his or her sole discretion, may allow additional time for presentations and may impose time limits on the Conference.
5. All Conferences are open to the public.
6. The officers may deliberate in closed session.
7. The officers may announce the decision at the conclusion of the Conference or it may be reserved for consideration.
8. The Clerk will mail the written final agency decision (FAD) to parties within 30 days after the Conference. The written decision must explain the basis for the decision and inform the parties of their right to request a contested case hearing before the Administrative Law Court or in matters pertaining to decisions under the South Carolina Mining Act, to request a hearing before the South Carolina Mining Council. The FAD will be sent by certified mail, return receipt requested.
9. Communications may also be sent by electronic mail, in addition to the forms stated herein, when electronic mail addresses are provided to the Clerk.

The above information is provided as a courtesy; parties are responsible for complying with all applicable legal requirements.



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
CHARLESTON DISTRICT, CORPS OF ENGINEERS
69-A Hagood Avenue
CHARLESTON, SOUTH CAROLINA 29403-5107

JUN - 9 2016

REGULATORY DIVISION

To WHOM IT MAY CONCERN:

In issuing this permit, this office has acted with reliance on the plans which you submitted. As you proceed with your project, please exercise every caution to ensure the work is performed exactly as shown on the approved plans and specifications, as deviations of any nature are expressly prohibited without the "prior" authorization of this office.

With this in mind, you will find this office cooperative in authorizing minor deviations if they are clearly within the scope of the original permit; however, you are placed on notice that any "unauthorized" deviation from the approved plans will be construed as a violation of Federal law and, at a minimum, you will be required to submit as-built plans of any deviations. These as-built plans will have to be prepared by professionals and endorsed by a registered land surveyor. You will not be required to submit as-built drawings unless an "unauthorized" deviation is detected by this office or such submittals are required by a special condition in the permit (i.e., certified as-built plans are commonly required for utility crossings). If, upon demand, you fail to provide this office with such drawings in the requisite format, this office will request the U. S. Attorney to seek appropriate civil or criminal sanctions in order to maintain the integrity of the Department of the Army permit program.

I trust the foregoing has made the position of this office clear in regards to deviations from the approved plan. Inclosing, let me reiterate that you will find the Corps of Engineers receptive to minor deviations from the approved plans as long as such deviations are approved prior to commencement of work.

NOTICE OF COMMENCEMENT OR COMPLETION
OF WORK AUTHORIZED BY PERMIT

DATE

WORK AUTHORIZED BY DEPARTMENT OF THE ARMY PERMIT

2015-01625

DATED _____

PERFORM WORK IN _____

(WATERBODY NAME)

WAS COMMENCED

ON _____

WAS COMPLETED

(DATE)

(check appropriate box)

SIGNATURE

FL 130

5 MAR. 79

NOTICE OF COMMENCEMENT OR COMPLETION
OF WORK AUTHORIZED BY PERMIT

DATE

WORK AUTHORIZED BY DEPARTMENT OF THE ARMY PERMIT

2015-01625

DATED _____

PERFORM WORK IN _____

(WATERBODY NAME)

WAS COMMENCED

ON _____

WAS COMPLETED

(DATE)

(check appropriate box)

SIGNATURE

FL 130

5 MAR. 79