

# DEPARTMENT OF THE ARMY PERMIT

**Permittee:** City of St. Petersburg  
P.O. Box 2842  
St. Petersburg, Florida 33731

**Permit No:** SAJ-2013-00697(SP-LDD)

**Issuing Office: U.S. Army Engineer District, Jacksonville**

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 U.S. Army Corps of Engineers (Corps) 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 project will construct a new municipal pier with 4.09 acres of over-water concrete and pervious structures, associated infrastructure, and amenities. The project will be constructed from uplands and also from barges within Tampa Bay. The structures will be supported by approximately 435 24-inch by 24-inch square concrete pilings driven into the bay bottom. The structures will be constructed 10 to 11 feet above MHWL and will extend approximately 1,265 feet from the shoreline into Tampa Bay. The pier deck will be a cast-in-place supported structural slab. In general, the pier will consist of three areas: The Western Pathways, the Event Plaza, and the Pier Head.

**Western Pathways:** The Western Pathways will be a triangularly shaped system of paths extending from the western shoreline to about a third the length of the pier structure. This area will include the Welcome Plaza, a multi-modal Transit Hub, Tilted Lawn, Splash Pad, Spa Beach, and beach restrooms. The two main circulation elements will be the south walkway and the north walkway. The 25-foot wide south walkway will be the main thoroughfare for pedestrian traffic, part of the tram route, and the primary path for emergency vehicle and delivery access. There will be multiple crossings from the south walkway to the north walkway. The 20-foot wide north walkway will also be part of the tram circulation route. Both the north and south walkways originate at the Pier Approach and converge at the event plaza. No roads will be open to private vehicles. A concrete plane Tilted Lawn will extend eastward from the sea wall and be supported from below with pilings. A Splash Pad will be located in the northeast corner of the Welcome Plaza.

The existing Spa Beach will be re-graded by excavating the lawn to proposed elevations and then allowing the tides to reshape the beach naturally. The Spa Beach expansion will include removal of approximately 615 linear feet of existing seawall, including cap and any anchors. A new seawall or revetment will be installed upland of the removed seawall. The new seawall or revetment will tie in to the north end of the remaining seawall to stabilize the remaining seawall. Excavation will be required adjacent to the seawall removal to develop the Spa Beach shoreline. Basic grading would remove 9,500 cubic yards of material to shape the beach area. All construction for Spa Beach will be above mean sea level and no additional sand fill will be required. The excavated material from the existing Spa Beach lawn will be stockpiled and used for fill on site.

A 50-foot long Spur will be constructed at the northern end of the expanded Spa Beach to retain the grade and protect the beach and near shore resources from wave energy. The Spur will be constructed to a depth of -9 feet with an elevation of +6.0' NAVD at the crest and side slopes at 1V:2H. The Spur will require fill of 0.05 acres of unvegetated bay bottom. Construction of the Spur will remove approximately 0.06 acres of rock rubble Essential Fish Habitat (EFH) located along the existing seawall. This rubble will be replaced with construction of the Spur. The Spur will consist of an inner core of rock or clean recycled materials overlaid by a rock armor stone layer of native Florida dense limestone. The Spur will be constructed on filter fabric and geogrid under a layer of bedding stone. On the beach side, the Spur will transition into a rock revetment that will be partially buried. The rock revetment will extend a total length of 140 feet and taper along its length.

Event Plaza: The Event Plaza section will encompass the central one third of the pier and connect the Western pathways to the Pier Head. The actual Event Plaza is an open section approximately 100 ft. wide. A coastal thicket boardwalk with native plants will be located along the north edge of the north walkway extending from the uplands to the Event Plaza. Three platforms will extend from the northern side of the north walkway to provide entrances and support for the coastal thicket. The coastal thicket will be a pile-supported concrete tray structure tied to the pier deck. An Education Center will be located at the apex of the north and south walkways. The Education Center will consist of a post-tensioned concrete and aluminum trellis roof supported on columns that align with piles below. The Center will have indoor and outdoor classrooms. The outdoor wet classroom will have amphitheater seating and connect to the floating docks at the kayak building.

A Kayak Launch, storage building, and floating dock will be located mid-pier and run north-south, passing below the walkways and in front of the wet classroom. The roof of the Kayak Launch will be a lounge space connected to the north pier deck with two

gangways. The deck will have wooden lounge chair type seating built in across a sloped plane. The Kayak Lounge will be manufactured as pre-fabricated panels of pultruded fiberglass grating. The floating dock will extend north along the length of the breakwater for reef observation.

A two-segment breakwater will be constructed on unvegetated bay bottom ranging from -10 ft. to -12 ft. in depth. Construction will consist of two rubble mound structures, approximately 140 feet long and 12 feet wide at the crest, with top elevation of +2.0 ft. NAVD and side slopes of 1V:2H. The total basal area will be 0.55 acres. The breakwater will sit on a foundation of geogrid and filter fabric under cobble sized bedding stones. The structure will be comprised of an inner core of rock or clean recycled materials overlaid by a rock armor stone layer of native Florida dense limestone. The design includes intertidal hard bottom levels and sloped areas on the lee side of the structure providing habitat for oyster beds and essential fish habitat areas. The oyster bed area will be approximately 10 feet wide and 130 feet long at elevation -1.0'NAVD. The breakwater will reduce on-shore wave energy and provide protection to the expanded Spa Beach shoreline and near-shore seagrass beds.

**Pier Head:** The terminal pier head is a trapezoidal section of pier 220 ft. by 370 ft. covering the easterly one third of the pier. The pier head will be constructed of concrete beams and slabs supported on 24-inch rectangular precast, prestressed concrete piles or circular concrete prestressed spun cast piles. The pier head building will include a deck level and a five story building including a restaurant space, general assembly overlook, and roof level with an aluminum trellis roof. The first floor will open to the east adjacent to the tram stop. The second floor will open to the west and support events at the Lawn. Stairs will link these two floors, as well as the floors above, and provide mid-point lookout landings. A restaurant will be located on Level 3. On the east side, a large seating terrace will connect the restaurant level and the upper deck level.

A Lawn area built up utilizing geo foam will be constructed to the west of the pier head building. The Lawn will be utilized for passive recreation and will be the primary event space on the pier.

At the east end of the pier head building an accessible ramp will be interwoven with a set of steps that doubles as seating and leads down to a designated fishing deck.

A Water Lounge will be located adjacent to the fishing deck. The bottom of the Water Lounge will sit below the water and will have a fiberglass grate bottom to allow wading. At night, a motorized mechanism will raise the fiberglass grate and seating assembly in order to dry it and restrict algal and bacterial growth and close off water lounge access.

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The Kayak Launch and Water Lounge floating docks will be anchored to the sea bottom using helical screw anchors tethered to the floating structures. Four bottom anchors will be required for each 50 linear feet of dock. The proposed 350 linear feet of dock will require 28 bottom anchors.

In the transition from the over water structural components to the upland components, approximately 715 linear feet of seawall under the previously demolished St. Petersburg Municipal Pier approach will be reconfigured, including a reinforced concrete cap and tiebacks. The seawall cap will be at existing grade and the wall sheets will require a minimum of 12 feet of embedment. This reconfiguring will remove 0.11 acres of historic fill and return that area to natural bay bottom. Approximately 0.06 acres of adjacent unvegetated bay bottom will be filled.

The project will result in approximately 0.0009 acres (40 square feet) of seagrasses impacts for the installation of up to 10 support pilings associated with two of the three pier access areas. These areas have been minimized to the greatest practicable extent while still providing the necessary vehicular (i.e. tram, deliveries, and emergency vehicles only) and pedestrian access for operation of the proposed pier structure. The three access areas would be constructed within the less dense or patchy areas of seagrass coverage mapped within the project site; however, secondary impacts from shading (totaling up to 0.06 acres or 2,538 square feet) may also still occur.

No dredging is proposed for this project. No mooring of vessels would be allowed at the facility. All above ground structures would be provided with lightning protection. Navigation lights would be installed on the breakwater and the spur structure and the far ends of the floating docks for safety.

The work described above is to be completed in accordance with the 90 pages of drawings dated 30 March 2016, and 10 attachments affixed at the end of this permit instrument.

**Project Location:** The project would affect waters of the U.S. associated with Tampa Bay. The project site is located at 800 2nd Avenue NE, in St. Petersburg, Pinellas County, Florida. The site is located in Section 20, Township 31 South, and Range 17 East

**Directions to site:** From Interstate-275 in St. Petersburg, travel east on Interstate-375 toward Sundial and continue on 4<sup>th</sup> Avenue N. Turn right on Beach Drive NE then left on 2<sup>nd</sup> Avenue NE. The project site is located at 800 2<sup>nd</sup> Avenue NE.

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**Approximate Central Coordinates:** Latitude: 27.7735°North  
Longitude: 82.6260°West

### **Permit Conditions**

#### **General Conditions:**

1. The time limit for completing the work authorized ends on *May 31, 2022*. 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 and the mailing address 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.

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**Special Conditions:**

1. **Reporting Address:** All reports, documentation and correspondence required by the conditions of this permit shall be submitted to the following email address [CESAJ-ComplyDocs@usace.army.mil](mailto:CESAJ-ComplyDocs@usace.army.mil) (not to exceed 10 MB). The Permittee shall reference this permit number, SAJ-2013-00697(SP-LDD), on all submittals.
2. **Commencement Notification:** 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. This notification shall be sent to [CESAJ-ComplyDocs@usace.army.mil](mailto:CESAJ-ComplyDocs@usace.army.mil).
3. The applicant will utilize existing unvegetated areas within the project site for necessary construction vessel egress/ingress including the corridor of the existing pier. The applicant will prohibit construction barges and other associated vessels from working or anchoring within 20 feet of the existing seagrass beds.
4. The applicant would notify the NMFS HCD of the scheduled pre-construction meeting that would occur no later than one week prior to the start of the construction activities.
5. **Turbidity Barriers:** Prior to the initiation of any in-water work authorized by this permit, the Permittee shall install floating turbidity barriers with weighted skirts 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 suspended and erodible materials have been stabilized. Turbidity barriers shall be removed upon stabilization of the work area.
6. **Fill Material:** The Permittee shall use only clean fill material for this project. The fill material shall be free from items such as trash, debris, automotive parts, asphalt, construction materials, concrete with exposed reinforcement bars, and soils contaminated with any toxic substance, in toxic amounts in accordance with Section 307 of the Clean Water Act.
7. Compensatory mitigation shall be provided for impacts resulting from this project of approximately 0.0009 acres (40 square feet) of seagrass impacts resulting from the installation of up to 10 support pilings. Compensatory mitigation for proposed seagrass impacts would be accomplished through the construction of a breakwater and a spur structure. These structures have been specifically engineered to reduce excessive wave energy exposure to the shallow waters immediately adjacent to the pier and to provide additional protection to the near shore resources from onshore wave energy

generated by north-northeast fetch as well as boat wakes from vessel traffic entering the adjacent marina. The reduced wave energy behind the breakwater combined with the additional protection from the spur structure would create quiescent conditions which would support the expansion of the existing seagrass beds and the recruitment of new seagrasses within the project site. If the expansion and recruitment of new seagrasses does not meet the required 2:1 mitigation ratio for direct impacts to approximately 0.0009 acres (40 square feet) of seagrasses resulting from the installation of up to 10 support pilings, the applicant shall complete the process as outlined in the attached Quality Assurance Plan.

**8. Manatee Conditions:** The Permittee shall comply with the "Standard Manatee Conditions for In-Water Work – 2011".

**9. Manatee Protection:** In the event that large barges or vessels are utilized in construction, a fendering system shall be employed when there is the potential for crushing manatees between vessels moored together, or between vessels and wharves or bulkheads. Fenders must provide a minimum standoff distance of 4 feet under maximum compression.

**10.** All culverts 8 inches to 8 feet in diameter must be grated to prevent manatee entrapment. To effectively prevent manatee access, grates must be permanently fixed, spaced a maximum of 8 inches apart (may be less for culverts smaller than 16 inches in diameter) and may be installed diagonally, horizontally or vertically. For new culverts, grates must be attached prior to installation of the culverts. Culverts less than 8 inches or greater than 8 feet in diameter are exempt from this requirement.

**11.** Signs should be erected instructing fishermen and other visitors not to feed birds or other wildlife. Feeding birds acclimates them to humans, encourages nuisance behavior, and increases their chances of entanglement. It is especially problematic when fishermen provide bait or caught fish to birds, either intentionally or by disposal in the water without regard to attracting birds. On site personnel should be present and ensure compliance with this provision.

**12.** A fish cleaning station would be installed in the fishing area of the pier away from the edge of the pier. This station would be posted with signage reinforcing the prohibition on feeding wildlife and disposal of fish carcasses, debris, or remains in the water. A trash can or other covered disposal method will be provided at the fish cleaning station. It is noted that Audubon Florida suggested the use of a "carcass tube" that would convey fish remains into the water column. While this may prove helpful in discouraging most birds, the National Marine Fisheries Service Protected Resources

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Division should be contacted regarding the potential issue of attracting protected species including dolphins and sea turtles.

13. The applicant shall install and maintain trash receptacles at the pier to reduce the probability of trash and debris entering the water. Tubes or bins shall be provided for the recycling or disposal of monofilament line or other used fishing gear. Educational signs encouraging the use of these tubes or bins should also be installed and maintained.

14. Educational signage and brochures should be provided directing fishermen how to safely release a pelican or other bird hooked or entangled by fishing equipment.

15. Bird proofing of structures (light poles, posts, roofs of buildings) using bird-safe deterrent measures should be incorporated into project construction where feasible.

16. During pile-driving activities, the following measures shall be followed:

a. At least one observer shall be onsite at all times and dedicated to the task of watching for manatees during the in-water construction work. Observers must have prior on-the-job experience as a dedicated manatee observer, observing for manatees during similar in-water work and shall perform no other duties that may interfere with their ability to observe for protected marine species. All pile-driving activity shall be confined to daylight hours.

b. The pile driving activities will use a ramp-up measure. At the start of pile driving, hammers would initially be operated at low levels, then gradually increase to minimum necessary power required for pile installation. Monitoring for protected marine species will occur for 30 minutes prior to pile driving, during pile driving, and for 30 minutes after pile driving ends.

17. An educational sign shall be installed at an appropriate public access point on or near Spa Beach citing the importance of beach habitat for red knots, piping plover, and other shorebirds, and the importance of minimizing human disturbance. If the project area has a pet or dog regulation, the provisions of the regulation shall be included along with the educational sign. The location and content of the sign must be approved in advance by the U.S. Fish and Wildlife Service.

18. **Sea Turtle and Smalltooth Sawfish Conditions:** The Permittee shall comply with National Marine Fisheries Service's "Sea Turtle and Smalltooth Sawfish Construction Conditions" dated March 23, 2006.



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19. The applicant shall report all confirmed hook-and-line captures of sea turtles and smalltooth sawfish at the proposed pier to the NMFS's Southeast Regional Office.

a. Within 24 hours, the applicant must notify NMFS by email (takereport.nmfsser@noaa.gov) that the capture has occurred. Emails must reference this Opinion by the respective identifier number SER-2016-18030 (St. Petersburg Pier) and date of issuance. If available, the email shall also state the type of species captured, date and time of capture, location and activity resulting in capture (i.e., fishing from the pier by hook-and-line), condition of the sea turtle or smalltooth sawfish (i.e., alive, dead, turtle sent to rehabilitation), size of the individual, behavior, identifying features (i.e., presence of tags, scars, or distinguishing marks), and any photos that may have been taken.

b. Reports must also be provided on an annual basis. These reports shall be emailed to the applicable lead action agency and to NMFS's Southeast Regional Office (takereport.nmfsser@noaa.gov) with the following information: the total number of sea turtle and smalltooth sawfish captures, entanglements, and strandings that occurred at or adjacent to the pier included in this Opinion. The report must include the same details listed in 1a above.

20. Impacts to incidentally captured sea turtles and smalltooth sawfish would be minimized by ensuring that incidentally captured sea turtles and smalltooth sawfish are appropriately handled and released or injured sea turtles are sent to rehabilitation facilities.

21. The applicant shall ensure that incidentally captured sea turtles that are injured are sent to a rehabilitation facility that holds an appropriate U.S. Fish and Wildlife Native Endangered and Threatened Species Recovery permit. If a sea turtle is captured at the pier, the applicant has agreed that it or its agents or employees will contact the hotline number on the educational signs and follow directions to ensure turtles are properly handled and transported to a rehabilitation center, if necessary. The applicant shall send an annual report to the USACE and to NMFS's Southeast Regional Office (takereport.nmfsser@noaa.gov) documenting captures and results of capture (e.g., released alive, sent to rehabilitation, died).

22. The applicant shall install NMFS protected species educational signs including the "Save the Sea Turtles, Sawfish, and Dolphins" sign. The signage should be placed in the designated fishing area of the St. Petersburg Pier where the view of these signs is unobstructed. These signs should contain information on the possibility of sea turtle captures by hook-and-line and what to do in the event of a capture. The applicant stated that informational signs will be displayed on the pier educating the public on safe

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fishing practices that will reduce or prevent sea turtle and smalltooth sawfish injuries and who to notify in the event a dead, injured, or entangled sea turtle and smalltooth sawfish is located. Sign designs and installation methods are provided on the NMFS PRD website at:

[http://sero.nmfs.noaa.gov/protected\\_resources/section\\_7/protected\\_species\\_educational\\_s](http://sero.nmfs.noaa.gov/protected_resources/section_7/protected_species_educational_s)

[igns/index.html](http://sero.nmfs.noaa.gov/protected_resources/section_7/protected_species_educational_s). The applicant shall send a photo of the installed signs to the USACE and to NMFS's Southeast Regional Office ([takereport.nmfs@noaa.gov](mailto:takereport.nmfs@noaa.gov)) to confirm installation is complete prior to the opening of the new pier.

23. The bait shop would be located in the fishing area of the pier. This shop would have a pier attendant equipped with a large net able to lift sea turtles accidentally hooked out of the water and tools to unhook captured sea turtles or smalltooth sawfish while still in the water. Bait shop staff would be directed to assist in handling captured ESA listed species by first calling the contact number on the educational sign and second following the directions on the sign if unable to reach someone.

24. The applicant shall ensure that annual underwater fishing debris cleanup around the subject fishing piers is implemented. The applicant has agreed to coordinate with local organizations to support and encourage annual underwater cleanups at the pier. The applicant shall send confirmation of cleanup to the USACE and to NMFS's Southeast Regional Office ([takereport.nmfs@noaa.gov](mailto:takereport.nmfs@noaa.gov)) including dates of cleanup efforts and results of the clean-up.

25. The bottom separation distance between the oyster breakwater structures would be a minimum of 10 feet. The structures will have a separation of 40 to 50 ft +/- at the mean water level.

26. All fishing will be restricted to a specific area at the end of the proposed pier.

27. The permit authorization does not authorize the Permittee to 'take' a federally listed threatened or endangered species. In order to legally take a listed species, the Permittee must have separate authorization under the Endangered Species Act (ESA). This permit authorization does not include conditions that would prevent the 'take' of a state-listed fish or wildlife species. These species are protected under Sec. 379.411, Florida Statutes, and listed under Rule 68A-27, Florida Administrative Code. With regard to fish and wildlife species designated as species of special concern or threatened by the State of Florida, the Permittee is responsible for coordinating directly with the Florida Fish and Wildlife Conservation Commission (FWC). You can visit the FWC license and permitting webpage (<http://www.myfwc.com/license/wildlife/>) for more information, including a list of those fish and wildlife species designated as species of

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special concern or threatened. The Florida Natural Areas Inventory (<http://www.fnai.org/>) also maintains updated lists, by county, of documented occurrences of those species.

**28. Posting of Permit:** The Permittee shall have available and maintain for review a copy of this permit and approved plans at the construction site.

**29. Assurance of Navigation and Maintenance:** 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.

**30. As-Built Certification:** Within 60 days of completion of the work authorized by this permit, the Permittee shall submit as-built drawings of the authorized work and a completed "As-Built Certification By Professional Engineer" form to the Corps. The as-built drawings shall be signed and sealed by a registered professional engineer and include the following:

a. A plan view drawing of the location of the authorized work footprint, as shown on the permit drawings, with transparent overlay of the work as constructed in the same scale as the permit drawings on 8½-inch by 11-inch sheets. The plan view drawing should show all "earth disturbance," including wetland impacts and water management structures.

b. A list of any deviations between the work authorized by this permit and the work as constructed. In the event that the completed work deviates, in any manner, from the authorized work, describe on the attached "As-Built Certification By Professional Engineer" form the deviations between the work authorized by this permit and the work as constructed. Clearly indicate on the as-built drawings any deviations that have been listed. Please note that the depiction and/or description of any deviations on the drawings and/or "As-Built Certification By Professional Engineer" form does not constitute approval of any deviations by the Corps.

c. Include the Department of the Army permit number on all sheets submitted.

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31. Should any other regulatory agency require changes to the work authorized or obligated by this permit, the Permittee will be advised that a modification to this permit instrument is required prior to initiation of those changes. It is the Permittee's responsibility to request a modification of this permit from the Tampa Regulatory Office.

**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 projects.

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.

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- 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 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.

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

Michael Ryle  
(PERMITTEE)

5-31-2017  
(DATE)

MICHAEL RYLE  
(PERMITTEE NAME-PRINTED)

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

for  
Jason A. Kirk  
(DISTRICT ENGINEER)  
Jason A. Kirk, P.E.  
Colonel, U.S. Army  
District Commander

5-31-2017  
(DATE)

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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.

\_\_\_\_\_  
(TRANSFEREE-SIGNATURE)

\_\_\_\_\_  
(DATE)

\_\_\_\_\_  
(NAME-PRINTED)

\_\_\_\_\_  
(ADDRESS)

\_\_\_\_\_  
(CITY, STATE, AND ZIP CODE)

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***Attachments to Department of the Army  
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1. PERMIT DRAWINGS: 90 pages, dated 30 March 2016
2. WATER QUALITY CERTIFICATION: Specific Conditions of the water quality permit/certification in accordance with General Condition number 5 on page 5 of this DA permit.
3. MANATEE CONDITIONS: *Standard Manatee Conditions for In-Water Work – 2011*
4. MANATEE EDUCATION CONDITIONS: *A guide to manatee educational signs – 2009*
5. SEA TURTLE – SAWFISH CONDITIONS: *Sea Turtle and Smalltooth Sawfish Construction Conditions, revised March 23, 2006*
6. National Marine Fisheries Service Protected Resources Division Biological Opinion
7. National Marine Fisheries Service Protected Resources Division
8. U.S. Fish and Wildlife Service Wrack Community Sign and Share The Shore Sign
9. MITIGATION PROCEDURES: Mitigation Plan and Quality Assurance Plan
10. AS-BUILT CERTIFICATION FORM