



THE COUNTY OF ESCAMBIA
PENSACOLA, FLORIDA

NEIGHBORHOOD AND ENVIRONMENTAL
SERVICES DEPARTMENT

Marine Resources
Mosquito Control
Environmental Quality
Community Redevelopment Agency
Soil and Water Conservation District
Neighborhood Enterprise Foundation, Inc.

KEITH WILKINS
Director

February 16, 2007

Mr. Clif Payne
Department of the Army
Jacksonville District Corps of Engineers
Pensacola Regulatory Office
41 North Jefferson St, Suite 104
Pensacola, FL 32501-5794

RE: Renewal of LAARS Permit 199402365 IP-CP

Dear Mr. Payne:

Please accept this letter to initiate renewal of LAARS permit 119402365 IP-CP. Per my signature on 25 January 2007 on the Permit Transfer Form (copy attached), Escambia County now holds the above-referenced permit.

Since the original Corps permit was issued, use of the two sites "East" and "West" has evolved. In the past five years, there has been minimal use of the East site for "private" reef deployment. In comparison, we have put all public reef deployments in the East site. By separating public and private deployments, we hope to reduce user conflicts. Individuals deploying private reefs in the West site are not in the pathway of boaters heading to and from our public reefs. A notable exception is the deployment of I-10 bridge rubble in the northern sector of the Escambia West LAARS. This was an unavoidable and unfortunate exception to our policy, but was permitted in order to prevent the loss of valuable reef materials.

Because of significant differences between future uses of the two sites, Escambia County requests separate permit renewals with different permit conditions for the Escambia East and Escambia West LAARS. For example, Escambia County public reefs consist of heavier, more durable materials. We respectfully request ability to make multiple deployments under a single authorization in cases where large quantities of nearly identical materials are used. Presently, we must make separate and individual deployment permits for each load of bridge sections. For example, we have made 22 deployments of Pensacola Bay Fishing Bridge materials, and foresee additional deployments. Reefing the I-10 bridge will result in as many as 75-100 individual deployments. The amounts of staff time expended on these duplicative tasks represent substantial resources that could be productively expended elsewhere. A single authorization, with 24-hour predeployment notifications and post-deployment reports for each deployment would provide the information necessary for management.

Page 2

The enclosed Application pertains only to Escambia East LAARS. Our application for renewal of Escambia West LAARS is under development, and will be submitted separately. Please advise at your earliest opportunity if this approach cannot be utilized.

Escambia County Marine Resources Division has purchased and deployed artificial reef materials representative of commonly used "private" reef materials and construction techniques. Marine Resources Division continues to acquire examples of these reefs, and will monitor these and future "representative reefs" to determine stability and durability.

To increase efficiency of permit administration by Escambia County and Army Corps of Engineers, we respectfully request a 10-year permit duration. In the interim, please grant an extension to allow continued use of the existing permit under existing conditions.

Please contact Robert Turpin if you need additional documentation, or if we can assist with any additional information to expedite your review.

Sincerely,



Keith Wilkins, Director

Enclosures

C: George Touart, County Administrator
Bob McLaughlin, Assistant County Administrator
Jon Dodrill, Florida Fish and Wildlife Conservation Commission

Joint Application for Works in the Waters of Florida

Department of the Army (Corps/Florida Department of Environmental Protection (DEP)/
Water Management District (WMD))

Corps Application Number (official use only)	DEP Application Number (official use only)
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Type or Print Legibly

1. Applicant's Name and Address	
Name Escambia County, Florida	
<small>Last Name, First Name (if individual); Corporate Name; Name of Govt. Agency</small>	
Street 1190 West Leonard Street	
City Pensacola	State: FL
Zip: 32501	
Telephone	(Day) (Night)
2. Name, Address, Zip Code, Telephone Number and Title of Applicant's Authorized Agent	
Name Wilkins, Keith	
<small>Last Name, First Name</small>	
Corporate Name; Name of Govt. Agency Escambia County Neighborhood and Environmental Services Department	
Street 1190 West Leonard Street	
City Pensacola	State FL
Zip 32501	
Telephone 850-595-3496	(Day) 850-595-3496 (Night)
3. Name of Waterway at Work Site: Gulf of Mexico	
4. Street, Road or Other Location of Work N/A	
Incorporated City or Town	
Section	Township - Range
Section	Township - Range
Section	Township - Range
County(ies)	
Coordinates in Center of Project:	
Latitude 30 ° 03 ' 30 "	Federal Projects Only: x y
Lot Block Subd Plat Bk Pg	Longitude 87 ° 06 ' 15 "
Directions to Locale Site: From Pens. Pass Buoy #1: 16 nautical miles @ 153 degrees to center of Escambia East LAARS	
5. Names, Addresses, and Zip Codes of Adjacent Property Owners Whose Property Also Adjoins the Water (Excluding Applicant). Show Numbers or Names of These Owners on Plan Views. If More Than Six (6) Owners Adjoin the Project, You May Be Required to Publish a Public Notice for the DEP.	
1. N/A	2.
3.	4.
5.	6.

6. Proposed Use (Check one or more as applicable) Private: Single Family Multi-Family
 Public Commercial New Work Alteration of Existing Works Maintenance Other (Explain): Renewal

7. Desired Permit Duration (see Fee Schedule): 5 Yr. 10 Yr Other (Specify)

8. General Permit or Exemption Requested: 199402365 IP-CP renewal

DEP General Permit FAC Rule 17-312. DEP Exemption FAC Rule 17-312. Section 403. FS.

9. Total Extent of Work in Jurisdictional Open Waters or Wetlands: (Use additional sheets and provide complete breakdown of each category if more space is needed.)

a. Within Corps Jurisdiction:

Fill:	Sq. Ft.	Acres	Cu. Yds
Excavation:	Sq. Ft.	Acres	Cu. Yds.

b. Within DEP Jurisdiction:

Fill:	Sq. Ft.	Acres	Cu. Yds.
Excavation:	Sq. Ft.	Acres	Cu. Yds.
Excavation Waterward of MHW			cu. yds (information needed for DEP)

c. DEP Jurisdictional Area Severed (Area Landward of Fill Structures which will be Severed):
 Sq. Ft. Acres

d. DEP Jurisdictional Area Created (New Excavation from Uplands, Exclusive of Mitigation):
 Sq. Ft. Acres

e. Docks, Piers, and Over Water Structures:

Total Number of Slips:		Total Number of Mooring Pilings:		
Length	Width	Height above MHW		
Length	Width	Height above MHW		
Number of Finger Piers		Length	Width	Height
Number of Finger Piers		Length	Width	Height
Total area of structure over waters & wetlands		sq. ft.		
Use of structure				

Will the docking facility provide: No Yes Number

Live-aboard Slips

Fueling Facilities

Sewage Pump-out Facilities

Other Supplies or Services Required for Boating
 (Excluding refreshments, bait and tackle)

f. Seawall length: ft. Seawall material:
 Riprap revetment length: ft. Slope H: V Toe width
 Riprap at toe of seawall length ft. Slope H: V Toe width
 Size of riprap:

Type of riprap or seawall material:

g. Other (See item 10).X

10. Description of Work (be specific; use additional sheets as necessary). This application seeks renewal of DA Permit 199402365 IP-CP formerly issued to Florida Fish and Wildlife Conservation Commission, and transferred to Escambia County, Florida on 25 January 2007. Escambia County seeks renewal of the "Escambia East" Large Area Artificial Reef Site (LAARS) for the purpose of constructing public artificial reefs. The vast majority of artificial reef deployments in Escambia East over the past 5-year permit period consist of: concrete bridge rubble, concrete and concrete/steel prefabricated artificial reef modules, and large steel vessels cleaned in accordance with EPA and Coast Guard Standards. Although personal (a.k.a. "private") reefs were previously authorized for deployment within Escambia East LAARS, this request seeks modification to allow only public reefs and replicates of "personal" reefs to be monitored as required.

11. Turbidity, Erosion, and Sedimentation Controls Proposed:
 Only clean materials will be deployed, therefore no such controls are planned.

12. Date Activity is Proposed to Commence Immediately upon approval to be Completed upon permit expiration date
 Total Time Required to Construct Request 10-year permit period

13. Previous Applications for this Project have been: DEP No. N/A Corps no. 199402365 IP-CP
 A. Denied (date)
 B. issued (date) Originally issued to DEP in 1995; Renewed in 2001 by FWC
 C Other (please explain) Transfer Request (to Esc.Co.) signed 25 January 2007
 Differentiate between existing work and proposed work on the drawings.

14. Certification. Application is hereby made for a permit or permits to authorize the activities described herein.
 A. I Certify That: (Please check appropriate space)
 1. I am the record owner ; lessee , or the record easement holder of the property on which the proposed project is to be undertaken, as described in the attached legal document.
 2. I am not the record owner, lessee or record easement holder of the property on which the proposed project is to be undertaken, as described in the attached legal document, but I will have, before undertaking the proposed work the requisite property interest. (Please explain what the interest will be and how it will be acquired.)
 Attach legal description of property or copy of deed to the property on which project is to occur (must be provided).
 B. I understand I may have to provide any additional information/data that may be necessary to provide reasonable assurance or evidence that the proposed project will comply with the applicable State Water Quality Standards or other environmental standards both before construction and after the project is completed.
 C In addition, I agree to provide entry to the project site for inspectors with proper identification or documents as required by law from the environmental agencies for the purpose of inspecting the site. Further, I agree to provide entry to the project site for such inspectors to monitor permitted work, if a permit is granted.
 D. This is a Joint Application and is not a Joint Permit. I hereby acknowledge the obligation and responsibility for obtaining all of the required state federal or local permits before commencement of construction. I also understand that before commencement of this proposed project, I must be granted separate permits or authorizations from the U.S. Corps of Engineers, the U.S. Coast Guard, the Department of Environmental Protection and the Delegated Water Management District (where applicable), as necessary.

E. I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete and accurate, I further certify that I possess the authority to undertake the proposed activities or am acting as the duly

authorized agent of the applicant. I understand that knowingly making any false statement or representation in this application is a violation of Section 403.161, ES. and Chapter 837, FS.

Typed/Printed Name of Applicant or Agent Keith Wilkins, Director
 Escambia County Neighborhood and Environmental Services Department


 Signature of Applicant or Agent

Date 2/14/07

(Corporate Title if applicable) AN AGENT MAY SIGN ABOVE IF APPLICANT COMPLETES THE FOLLOWING:

I hereby designate and authorize the agent listed above to act on my behalf as my agent in the processing of this permit application and to furnish on request, supplemental information in support of the application.

Typed/Printed Name of Applicant _____ Signature of Applicant _____ Date _____

(Corporate Title if applicable)

15. For your information: Section 370.034, Florida Statutes, requires that all dredge and fill equipment owned, used, leased, rented or operated in the state shall be registered with the Department of Natural Resources. Before selecting your contractor or equipment you may wish to determine if this requirement has been met. For further information, contact the Chief of the Bureau of Saltwater Licenses and Permits, Department of Natural Resources, 3900 Commonwealth Blvd, Tallahassee- Florida 32399. Telephone No. (904) 487-3122. This is not a requirement for a permit from the Department of Environmental Regulation.

18 U.S.C. Section 1001 provides that, Whoever, in any manner within the jurisdiction of any department or agency of The United States knowingly and willfully falsifies, conceals, or covers up by any trick, scheme, or device a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both.

16. Please submit this completed form, with attached drawings and the complete DEP processing fee to the appropriate DEP or Delegated WMD office with jurisdiction over the project site.

Permittee: Florida Fish and Wildlife Conservation Commission
Permit No: 19402365 (IP-CP)

DEPARTMENT OF THE ARMY PERMIT TRANSFER REQUEST

PERMIT NUMBER: 199402365 (IP-CP)

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

To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below and mail to the U.S. Army Corps of Engineers, Pensacola Regulatory Office, 41 North Jefferson Street Suite 111, Pensacola, Florida 32502-5794.

Keith Wilkins
(TRANSFEREE-SIGNATURE)

(SUBDIVISION)

25 JAN 2007
(DATE)

(LOT) (BLOCK)

Keith Wilkins
(NAME-PRINTED)

1190 West Leonard St
(ADDRESS)

Pensacola, FL 32501
(CITY, STATE, AND ZIP CODE)



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
PENSACOLA REGULATORY OFFICE
41 North Jefferson Street, Suite 111
PENSACOLA, FLORIDA 32502-5794

Regulatory Division
North Permits Branch
SAJ-1994-2365 (IP-CP)

February 22, 2007

Escambia County
Keith Wilkins, Director
Neighborhood and Environmental Services Department
C/O Captain Robert Turpin
1190 West Leonard Street
Pensacola, Florida 32501

Dear Captain Turpin:

This office is in receipt of the county's request dated and hand delivered on February 16, 2007, to modify and extend the Department of the Army authorization which allows deployment of artificial reef material within the boundaries of what is termed the Escambia East Large Area Artificial Reef Site (LAARS). The Escambia East LAARS is located south of Pensacola in the Gulf of Mexico. The permit and associated responsibilities were transferred on January 25, 2007 from the Florida Fish and Wildlife Conservation Commission (FWCC) to Escambia County.

A very cursory review of the request has been completed and a more detailed review will be required and completed in the near future. As discussed on the 16th, the Corps does support, with proper documentation, flexibility regarding the use and management of the pre-deployment notification required by the permit. It is understood that this matter is time sensitive considering the demolition of the Pensacola Bay Fishing Pier and Interstate 10 bridge over Escambia Bay which result in a large number of deployments of the concrete rubble within Escambia East LAARS.

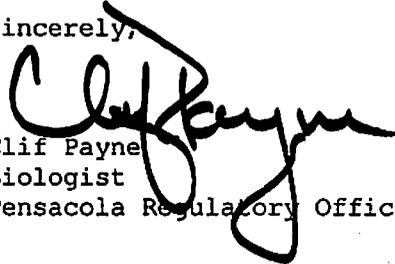
As you have noted in your correspondence of the 16th, the rubble is basically of uniform dimension and condition which supports your request as does the very large quantity which is available for deployment. As I mentioned during our conversation on the 16th, what is needed is more detail regarding the methods and procedures you desire to implement. For example, how often would the pre-deployment forms be submitted? How will the information provided on the form correlate to deployments addressed by the form? Would Latitude and Longitude coordinates be listed on the form and if so how would the coordinates correlate to the deployments to be addressed by the form? Would the points of contact remain the same for all deployments addressed by a pre-deployment notification? Will detailed photos of the material on each barge continue to be provided to the Corps and when would the photos be provided in relation to departure of the barge from the staging site? Will a county employee be present on each deployment voyage to monitor the transportation and deployment of the material? What is the projected number of barge loads of rubble to be deployed each week? What is the projected date to complete deployment of the I-10 bridge rubble?

Please advise if there are complications with the Escambia LAARS forms attached to the permit transfer letter dated November 22, 2007. If there are no complications with the forms, please initiate their use.

If the requested information is not received within 45 days of the date of this letter the Corps of Engineers will assume you have no further interest in obtaining a Department of the Army permit and will place your request in an inactive status. If we have not heard from you within the specified time, this letter will constitute final action by the Department of the Army.

If you have any questions, please contact the undersigned at the letterhead address or by telephone (850) 433-8732.

Sincerely,

A handwritten signature in black ink, appearing to read "Clif Payne", written over the typed name and title.

Clif Payne
Biologist
Pensacola Regulatory Office



THE COUNTY OF ESCAMBIA
PENSACOLA, FLORIDA

NEIGHBORHOOD AND ENVIRONMENTAL
SERVICES DEPARTMENT

KEITH WILKINS
Director

Marine Resources
Mosquito Control
Environmental Quality
Community Redevelopment Agency
Soil and Water Conservation District
Neighborhood Enterprise Foundation, Inc.

February 25, 2007

Mr. Clif Payne
Department of the Army
Jacksonville District Corps of Engineers
Pensacola Regulatory Office
41 North Jefferson St, Suite 104
Pensacola, FL 32501-5794

RE: Clarification of Escambia County request to modify notification procedures for Escambia East LAARS

Dear Mr. Payne:

Thank you for your quick response to Escambia County's request to modify and extend DA permit 199402365 (IP-CP) for Escambia East LAARS. I appreciate your willingness to consider the request to modify paperwork and notification procedures for the reefing of Pensacola Bay Fishing Bridge and the I-10 Bridge.

In an email sent on 16 February, 2007 I sent the following overview of the request:

... please consider the following proposal to reduce paperwork, man-hours, and confusion associated with 'single-authorization' procedures.

An alternative:

I would submit the LAARS Authorization form #2007-00? for bridge rubble of relatively consistent description (e.g., roadbed sections of approx. 25-30 ft lengths (1-5-17 tons each); concrete pilings & caps (12-24 tons each)). At the end of the 5-day waiting period, I would have an authorization for the next 30 days. I'd send a 24-hr Predeployment Form #2007-00?-A the day before the first deployment (per existing procedures); I'd send a Post Deployment Form #2007-00?-A (per existing procedures).

Within that 30-day period that 2007-00? is in effect, I could make deployments 2007-00?-B (submitting 24-Hr & Post deployment forms), as well as 2007-00?-C, 2007-00?-D, and so forth until the 30th day.

At around day #24, I would submit a second LAARS Authorization Form to initiate a 5-day waiting period, then enter a 30-day deployment period for that Authorization # (making discrete deployments A, B, C, ...).

At the end of each 30-day period, I could compile a summary report similar to the Powerpoint I just sent you on CD.

Page 2

I think this would be a much-improved system, with less chances for confusion as opposed to the present situation of having multiple active 30-day deployment windows (required to maintain the 5-day waiting periods).

Of course, this would only work for projects like these two bridge reefings, where multiple deployments of almost identical materials are utilized. Each deployment would still be tracked with 24-Hr & Post-Deployment forms.

In addition to the above, I will provide answers to your questions in the order asked.

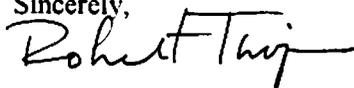
1. How often would the pre-deployment forms be submitted? Answer: Approximately every 30 days. Because each Pre-Deployment Form (Pages 1, 2 and 3 of 5) essentially opens a 30 -day period in which the deployment may be conducted, this timeline would be followed under my new proposal.
2. How will the information provided on the form correlate to deployments addressed by the form? Answer: Each Pre-deployment Form is issued a discreet number (e.g., 2007-005). For each deployment made under the 30-day deployment period of 2007-005, they would be identified thus: 2007-005A, 2007-005B, 2007-005C...
3. Would Latitude and Longitude coordinates be listed on the form and if so how would the coordinates relate to the deployments addressed by the form? Answer: For each barge-load deployed (e.g., 2007-005A), we will send a 24-Hour Pre-deployment and a Post Deployment Notification (page 4 of 5 and 5 of 5, respectively). Precise coordinates will be used on each form, per existing protocol.
4. Answer: All points of contact would remain the same; no change in procedure.
5. Will detailed photos of the materials on each barge continue to be provide to the Corps and when would the photos be provided in relation to the departure of the barge from the staging site? Answer: Each 24-Hour Pre-Deployment Notification (Page 4 of 5) should be accompanied by a photograph. At present, after 5 deployments of I-10 bridge materials, this continues to challenge MRD ability to keep pace with demolition activities. I must rely on other NESD staff to make photographs and transmit them in a timely manner when I am offshore on a previous deployment. I ask your patience as I strive to meet this challenge. Brad Bane is expecting his first child in the next week or so, therefore I will be further "ham-strung"!
6. Will a county employee be present on each deployment voyage to monitor the transportation and deployment of the material? Answer: Absolutely!! Although the hours required to accomplish this are frequently 12 or more, I am personally and professionally committed to ensuring these materials are placed according to permit. Moreover, I work tirelessly to ensure these materials are deployed in such a manner to maximize the marine life habitat created, and to ensure longevity of the reefs.
7. What is the projected number of barge loads of rubble to be deployed each week? Answer: Based on the previous deployments of I-10 materials, I expect to deploy a load every day of suitable weather. The operation is running 7 days per week, therefore as many as 7 loads may be deployed each week.
8. Answer: I cannot estimate a time of completion of I-10 bridge deployment.

The new Forms, Pages 1-5 of 5 seem to be working well, and I will continue their use. Please find the enclosed CD-ROM containing a Powerpoint presentation of an overview of the I-10 Bridge Reef Site #1: Deployments 1-5. I intend to continue to use this method to supplement reporting of I-10 Bridge reefing.

The Pensacola Bay Fishing Bridge (Escambia County section) reefing is nearly completed. I anticipate the reefing of the Gulf Breeze (southern) portion when that demolition begins.

Thank you for considering this proposal.

Sincerely,



Robert Turpin, Manger
Escambia County Marine Resources Division

Enclosure