



**AGENDA
MARINA ADVISORY BOARD
REGULAR MEETING
OCTOBER 28, 2019
6:00 PM
CITY HALL COMMISSION CHAMBERS
204 ASH STREET
FERNANDINA BEACH, FL 32034**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. APPROVAL OF MINUTES**
 - 3.1 MAB Regular Meeting 09/23/2019
- 4. PUBLIC COMMENT REGARDING ITEMS NOT ON THE AGENDA**
 - 4.1 Bronson Lamb - City Project Manager
 - 4.2 Richard Ballard - Dockmaster
 - 4.3 Jeff Malone - Marina Accountant
- 5. OLD BUSINESS**
 - 5.1 Kevin McCarthy - OHPA Meeting
 - 5.2 Joe Blanchard - Federal Channel
 - 5.3 Cathy Chapman - Marina Aesthetics, Observations and Ideas
- 6. NEW BUSINESS**
 - 6.1 Allen Mills - 101 N Front Street Shoreline Stabilization
 - 6.2 Allen Mills - Weight restriction on ramp
 - 6.3 Scott Stewart - South Green Space Pole Barn

7. MARINA MANAGER REPORT

7.1 FIND 2019-2020 Status

8. BOARD MEMBER REPORTS/COMMENTS

9. NEXT MEETING DATE

10. ADJOURNMENT

All members of the public are invited to be present and be heard. Persons with disabilities requiring accommodations in order to participate in this program or activity should contact the City Clerk at (904) 310-3115 or TTY/TDD 711 (for the hearing or speech impaired). All interested parties may appear at said meeting and be heard as to the advisability of any action, which may be considered with respect to such matter. For information regarding this matter, please contact the Marina Manager.



MARINA ADVISORY BOARD
REGULAR MEETING MINUTES
September 23rd 2019
6:00 PM
City Hall Commission Chambers

1. CALL TO ORDER 6:01 PM

2. ROLL CALL

VOTING MEMBERS PRESENT:

Chairperson Kevin McCarthy, Vice-Chair Cathy Chapman, Recording Secretary Coleman Langshaw, Scott Stewart, Joe Blanchard, Allen Mills, Paul Lore, Terry Lacoss (non-voting member)

VOTING MEMBERS ABSENT: none

3. APPROVAL OF MINUTES

3.1 MAB Regular Meeting Minutes for August 26th, 2019

ACTION: *Approve Minutes*

Motion: Joe Blanchard; Second: Cathy Chapman

APPROVED: 8-0

4. PUBLIC COMMENT

Commissioner Mike Lednovich, 1586 Canopy Drive, Fernandina regarding project schedule

5. OLD BUSINESS

5.1 Report by MAB Chair Kevin McCarthy regarding MAB presentation of revenue options to the City Manager.

5.2 Item added to the agenda with approval of the MAB, by Member Scott Stewart, requesting information regarding updated construction schedule and completion date.

6. NEW BUSINESS

Member Scott Stewart inquired about expanding dock at boat ramp to accommodate more launched vessels.

7. MARINA MANAGER REPORT

Marina Manager Springer provided an update on marina operations and staffing as follows: 1. Bid process has commenced regarding the walkway repair; 2. The new Dockmaster and Accountant have been hired and will commence work on 10/1/19 (Dockmaster) and 9/26/19 (Accountant); 3. Joe Blanchard and Scott Stewart have been re-appointed by the City Commission; 4. At the next MAB meeting (10/28/19), new officers need to be appointed by the MAB; 5. The proposed water taxi service is being reviewed.

8. BOARD MEMBER REPORTS/COMMENTS

Member Terry Lacoss inquired about the marina policy regarding fishing on the docks; Member Scott Stewart inquired about nighttime security at the marina; Secretary Coleman Langshaw asked for consideration of changing the MAB meeting time; Chair Kevin McCarthy discussed the Federal Channel Realignment, and several MAB members expressed interest in attending the next Ocean, Highway and Port Authority meeting (WEDNESDAY, OCTOBER 9, 2019 @ 6:00PM AT THE NASSAU COUNTY COMMISSION CHAMBERS, James S. Page Governmental Complex at 96135 Nassau Place, Yulee)

9. NEXT MEETING DATE

October 28th, 2019

10. ADJOURNMENT: 6:56 PM

Coleman Langshaw, Secretary

Kevin McCarthy, Chairperson

JEB T. BRANHAM

Attorney at Law

October 4, 2019

Dale Martin, City Manager
City of Fernandina Beach
204 Ash Street
Fernandina Beach, Florida 32034

Re: Federal channel realignment

Dear Mr. Martin:

This letter follows up on yours of July 25, 2019 to Chairman Sturgess asking for OHPA to consent to the realignment of the federal channel to the west. We have reviewed your correspondence and supporting documents, discussed the issue in several meetings, and heard from Commissioner Ross and FIND Commissioner Williams regarding the realignment.

We do not understand why the City of Fernandina Beach has asked OHPA to consent to a westward realignment of the federal channel. According to our understanding, based on the materials that you provided to us, on March 21, 2019, the Army Corps of Engineers authorized the City of Fernandina Beach to proceed with the construction of the proposed northern attenuator, according to the City's modified application. As a condition of that authorization, the Corps told the City that if, in the future, the Corps finds that the project poses an obstruction to the navigable capacity of waters of the United States, then the City would have to remove the obstruction. One option the Corps suggested as a way to remove the obstruction – if one is ever found to exist in the first place – is to realign the federal channel to the west. The Corps, to our knowledge, has not suggested that a realignment is presently necessary.

Both Captain Hardee Kavanaugh and Chris Ragucci have reviewed the documentation and do not believe a realignment will be necessary at all. Thus far, no one has been able to explain the present need for OHPA's consent to a realignment. If the Corps one day finds, after construction is complete, that the northern attenuator in fact obstructs the navigable capacity of the waters of the United States, then OHPA would certainly cooperate with the City to resolve the obstruction at the time an actual need presents itself. If westward realignment is the best solution, OHPA would want the City to enter

Dale Martin, City Manager

October 4, 2019

Page 2

into an interlocal agreement under which the City bears the cost of the realignment and maintaining the channel at its current width.

If there is in fact a present need for OHPA to consent to the westward realignment before construction can proceed, please let us know, and explain the need. Similarly, if we have misunderstood something, please let us know.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jeb T. Branham", with a long horizontal flourish extending to the right.

Jeb T. Branham

cc: Tammi Bach, Esq.

JTB/dlw



City of Fernandina Beach
Office of the City Manager

Mr. Dale L. Martin
dmartin@fbfl.org

July 25, 2019

Honorable Robert Sturgess
Chairman, Ocean Highway & Port Authority
86130 License Rd, Suite 9
Fernandina Beach, FL 32034

Dear Chairman Sturgess:

As you are aware, the City's efforts to restore its marina following Hurricane Matthew were hampered by the marina facilities location in proximity to the federal navigation channel. Special permits were required to replace both the southern and northern attenuators in their previous (original) location. The City thanks the Ocean Highway & Port Authority for its letter of support in pursuit of the special permit.

The first enclosed correspondence (dated Mar 21, 2019) is authorization to modify the original application for the northern attenuator with an amended special condition:

5.0 Assurance That Project Will Not Be an Obstruction to Navigable Capacity of Waters of the United States that is Contrary to the Public Interest

The terms of the special condition state:

If the District Engineer makes a written determination that the project has become an obstruction to the navigable capacity of waters of the United States, the Permittee agrees that it will take action to remove the obstruction within six months of the District Engineer's written determination and without expense to the United States. Options for removing the obstruction may include the Permittee (1) causing the project to be removed, relocated, or altered, or (2) causing the channel to be realigned consistent with federal authorization.

The federal authorization referred to is the Water Resources Development Act of 2000 (Public Law 106-541- Dec. 11, 2000):

SEC. 308. FERNANDINA HARBOR, FLORIDA

The project for navigation, Fernandina Harbor, Florida, authorized by the first section of the Act entitled "An Act making appropriations for the construction, repair, completion, and preservation of certain works on rivers and harbors, and for other purposes", approved June 14, 1880 (21 Stat. 186), is modified to authorize the Secretary to realign the access channel in the vicinity of the Fernandina Beach Municipal Marina 100 feet to the west. The cost of the realignment, including acquisition of lands, easements, rights-of-way, and dredged material disposal areas and relocations, shall be a non-Federal expense."

The modification presented in Sec. 308 above was the result of the collaborative effort of the City of Fernandina Beach, the Ocean Highway & Port Authority, and Rayonier to have the federal channel realigned. Copies of 1998 documents demonstrating this effort are attached.

Despite this significant support and with the appropriate Congressional authorization, no further action was ever taken by United States Army Corps of Engineers (USACE) to realign the channel.

With the regulatory challenges associated with repairing the City's Marina following Hurricane Matthew and the Mar 21, 2019, language offered by USACE officials, the City wishes again to pursue the realignment of the channel. To the best of my knowledge, the authorization specified in the Water Resources Development Act of 2000 remains in effect, having not expired or been repealed or amended.

The City requested USACE direction on re-initiating the channel realignment and the final attached document was provided (although undated, was received via email Jul 10, 2019). The correspondence instructs the non-Federal sponsor to request the USACE to act on the authorized realignment.

Therefore, on behalf of the City of Fernandina Beach, the City hereby requests that the Ocean Highway & Port Authority again support and request the channel realignment authorized by the Water Resources Development Act of 2000. Since the realignment will be a non-Federal expense, no Federal appropriation is necessary.

Thank you for your efforts and assistance to complete this nearly twenty-year process. If you have any questions, please contact me.

Sincerely,



Dale L. Martin
City Manager

Cc:

Honorable J. Rutherford (U.S. Representative, FL-4)
City Commission
City Attorney
City Clerk
Marina Advisory Board
A. Jacobs (Jacobs Scholz & Wyler, LLC.)

Enclosures:

Correspondence, A. Kelly, USACE, to D. Martin, City of Fernandina Beach (Mar 21, 2019)
Resolution 98-1, Ocean Highway Port Authority (Jan 22, 1998)
Correspondence, J. Shroads, Rayonier, to Ocean Highway & Port Authority (Feb 6, 1998)
Correspondence, T. Williams, OHPA, to Rep. T. Fowler, U.S. Congress (Feb 13, 1998)
Water Resources Development Act of 2000 (portion)
Correspondence, J. Murphy, USACE, to D. Martin, City of Fernandina Beach (Jul 10, 2019)

204 Ash Street • Fernandina Beach, FL 32034 • (904) 310-3100 • Fax (904) 310-3452 • TDD/TTY 711

www.fbfl.us

Equal Opportunity Employer



REPLY TO
ATTENTION
OF

DEPARTMENT OF THE ARMY
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
P.O. BOX 4970
JACKSONVILLE, FLORIDA 32232-0019

March 21, 2019

Regulatory Division
North Permits Branch
Jacksonville Permits Section
SAJ-1997-02063 (SP-SCW)
Modification-2

City of Fernandina Beach
Mr. Dale L. Martin
204 Ash Street
Fernandina Beach, Florida 32034

Dear Mr. Martin:

The U.S. Army Corps of Engineers (Corps) has completed the review and evaluation of your modification request, received on September 28, 2018, in which you asked to revise the plans authorized by Department of the Army (DA) permit number SAJ-1997-2063. The DA permit, dated August 31, 2018, authorized the removal and replacement of the existing 14-foot by 810-foot floating southern wave attenuator dock and 92 associated concrete pilings. A permit modification, dated February 19, 2019, authorized the construction of an Americans with Disabilities Act (ADA) compliant 6-foot by 80-foot gangway to a 17-foot by 30-foot floating platform landward of the floating southern wave attenuator dock. The project site is located in the Amelia River, at the Fernandina Harbor Marina, at 3 South Front Street, in Sections 17, 22, and 23, Township 3 North, Range 28 East, Fernandina Beach, Nassau County, Florida.

The proposed modification would result in the removal and replacement of the existing 14-foot by 300-foot floating northern wave attenuator dock and 15 concrete pilings, removal and replacement of the existing 10-foot by 30-foot gangway, removal of the existing 28-foot by 72-foot floating fuel/boater check-in building dock and 4 pilings, and construction of a 16-foot by 30-foot floating fuel/boater check-in dock with 8 concrete pilings. The modification must be completed in accordance with the five pages of enclosed construction drawings and the special conditions, which are incorporated in, and made a part of the permit.

Special Conditions: The following special condition replaces special condition number five.

5. Assurance That Project Will Not Be an Obstruction to Navigable Capacity of Waters of the United States that is Contrary to the Public Interest: The projects (southern wave attenuator dock and northern wave attenuator dock) authorized by this permit are located within 44.8 feet and 6.6 feet, respectively, of the Fernandina Harbor

Deep Draft Navigation Channel. The Corps has determined and the Permittee acknowledges that new information may become available or circumstances relating to the authorized activity may change after permit issuance, including operations of the United States, use of the Fernandina Harbor Deep Draft Navigation or Intracoastal Waterway channels, and/or the need for maintenance dredging. If the District Engineer makes a written determination that the project has become an obstruction to the navigable capacity of waters of the United States, the Permittee agrees that it will take action to remove the obstruction within six months of the District Engineer's written determination and without expense to the United States. Options for removing the obstruction may include the Permittee (1) causing the project to be removed, relocated, or altered, or (2) causing the channel to be realigned consistent with federal authorization. Any plans, investments and actions that the permittee reasonably makes or takes in reliance on this permit should take into account this permit condition and that circumstances relating to the authorized activity may change. No claim shall be made against the United States on account of any such removal, relocation, or alteration of the project that is needed to ensure the project is not contrary to the public interest. This permit condition does not alter the Corps' authority to modify, suspend, or revoke this permit in accordance with 33 C.F.R. § 325.7.

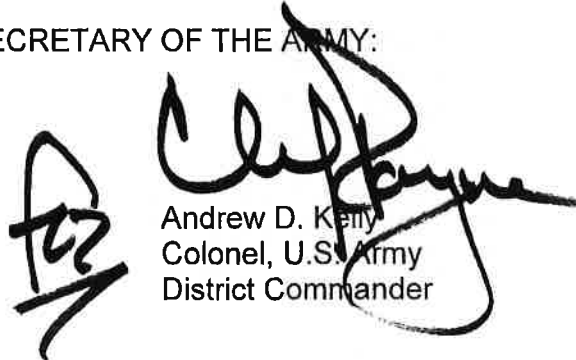
The impact of your proposal on navigation and the environment has been reviewed and found to be insignificant. The permit is hereby modified in accordance with your request. You should attach this letter to the permit. All other conditions of the permit remain in full force and effect.

If you have any questions concerning this permit modification, please contact the project manager Shannon White at the letterhead address, by telephone at 904-232-1681 or by electronic mail at shannon.c.white@usace.army.mil.

Thank you for your cooperation with our permit program. The Corps' Jacksonville District Regulatory Division is committed to improving service to our customers. We strive to perform our duty in a friendly and timely manner while working to preserve our environment.

We invite you to complete our automated Customer Service Survey at http://corpsmapu.usace.army.mil/cm_apex/f?p=regulatory_survey. Please be aware this Internet address is case sensitive; and, you will need to enter it exactly as it appears above. Your input is appreciated – favorable or otherwise.

BY AUTHORITY OF THE SECRETARY OF THE ARMY:



Andrew D. Kelly
Colonel, U.S. Army
District Commander

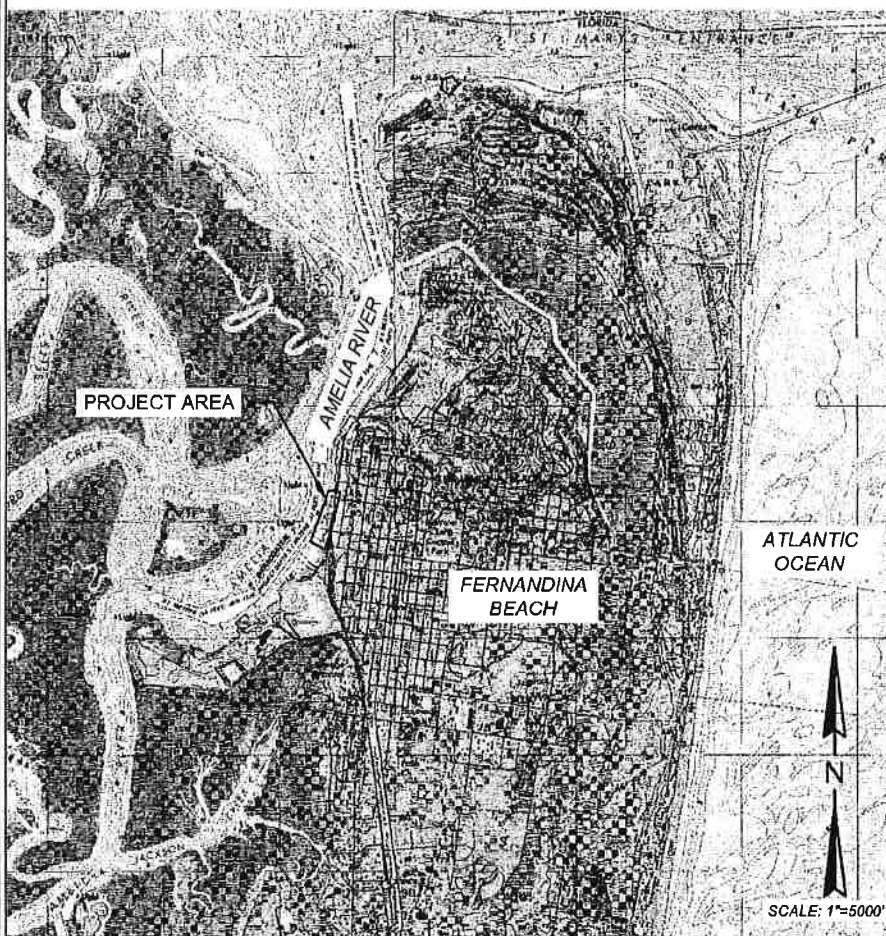
Enclosures

Copies Furnished:

Applied Technology and Management, 2201 NW 40th Terrace, Gainesville, FL 32605
CESAJ-RD-PE

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

3 SOUTH FRONT STREET
FERNANDINA BEACH, FLORIDA 32034



1. COVER SHEET & LOCATION MAP
2. EXISTING CONDITIONS
3. EXISTING CONDITIONS "ZOOMED IN"
4. PROPOSED IMPROVEMENTS
5. BOATER CHECK-IN/FUEL BUILDING
FLOATING FOUNDATION DETAILS
6. TYPICAL ADA RAMP PROFILE

FDEP BENCHMARK & DATUM ELEV. STATION 872-0030		
TIDAL DATUM	ABBREVIATION	FEET, NAVD88
MEAN HIGHER HIGH WATER	MHHW	2.74
MEAN HIGH WATER	MHW	2.39
NORTH AMERICAN VERTICAL DATUM, 1988	NAVD88	0
MEAN LOW WATER	MLW	-3.64
MEAN LOWER LOW WATER	MLLW	-3.82

1. IMAGE WAS DOWNLOADED FROM LABINS.ORG WEBSITE.
2. TIDAL DATUM INFORMATION FOUND ON LABINS.ORG.



2201 NW 40th Terrace
Gainesville, FL 32605
(386) 256-1477
Certificate of Authorization #4689

Cover Sheet
& Location Map
Project: Northern Attenuator Repair/Replacement

Fernandina Harbor Marina
3 South Front St., Fernandina Beach, Florida 32034

County: Nassau
Section: 17, 22 & 23
Township: 3 North
Range: 28 East

JOB NO: 18-3170

CHECKED BY:

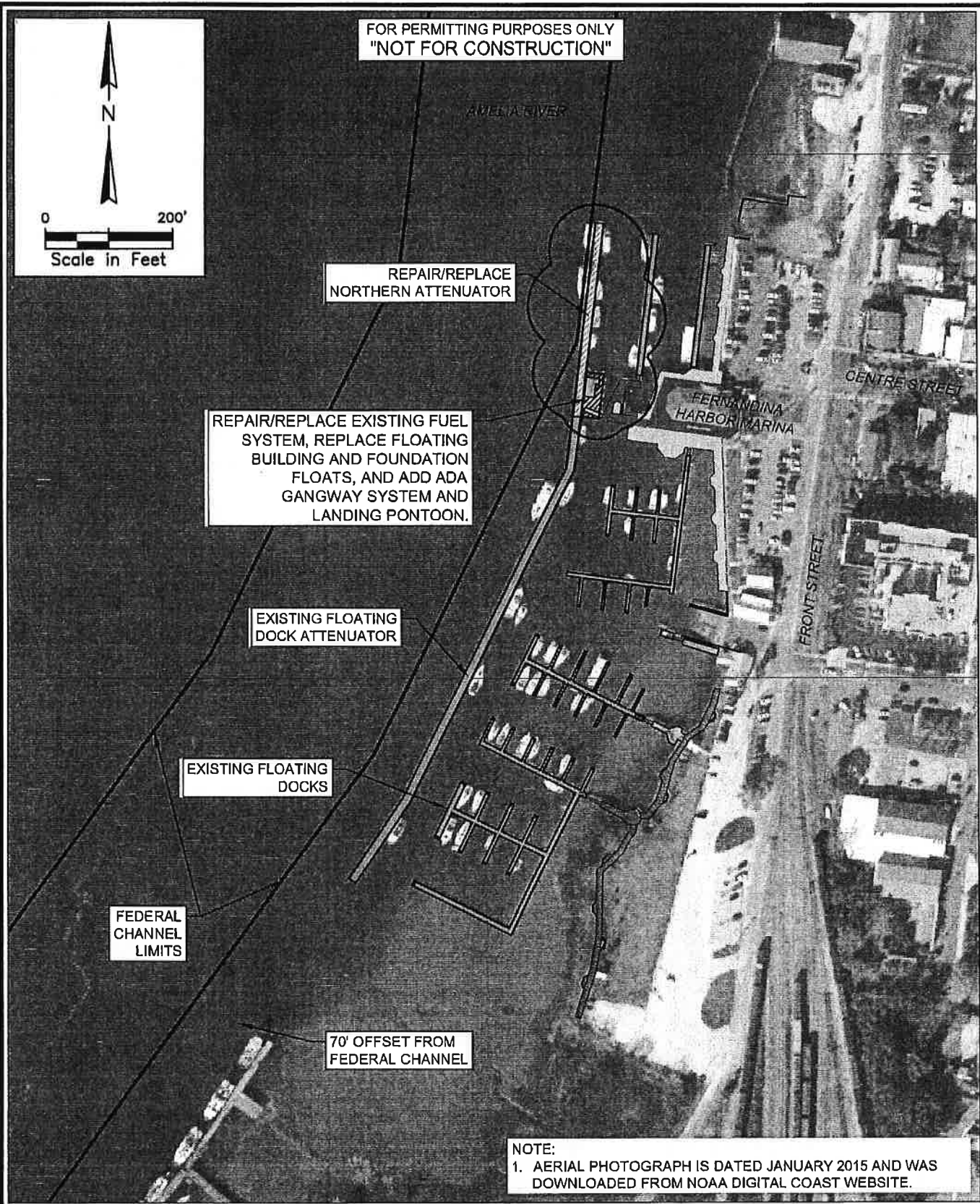
DATE: 09/28/2018

DRAWN BY: MM

SCALE: Shown

SHEET: 1

C:\Projects\18-3170 US-FL FernandinaDWG\Fuel_dock\FH-fuel-dock-Permit PlansREV02.dwg (2) 9/28/18
 NOTE: THESE DRAWINGS AND DESIGNS ARE STRICTLY CONFIDENTIAL AND PROTECTED BY INTERNATIONAL COPYRIGHT LAW. DETAILS MUST NOT BE DISCLOSED, REPRODUCED OR COMMUNICATED TO A 3rd PARTY IN ANY FORM OR MANNER WITHOUT THE PRIOR WRITTEN APPROVAL OF APPLIED TECHNOLOGY & MANAGEMENT.



2201 NW 40th Terrace
 Gainesville, FL 32605
 (386) 256-1477
 Certificate of Authorization #4669

Existing Conditions

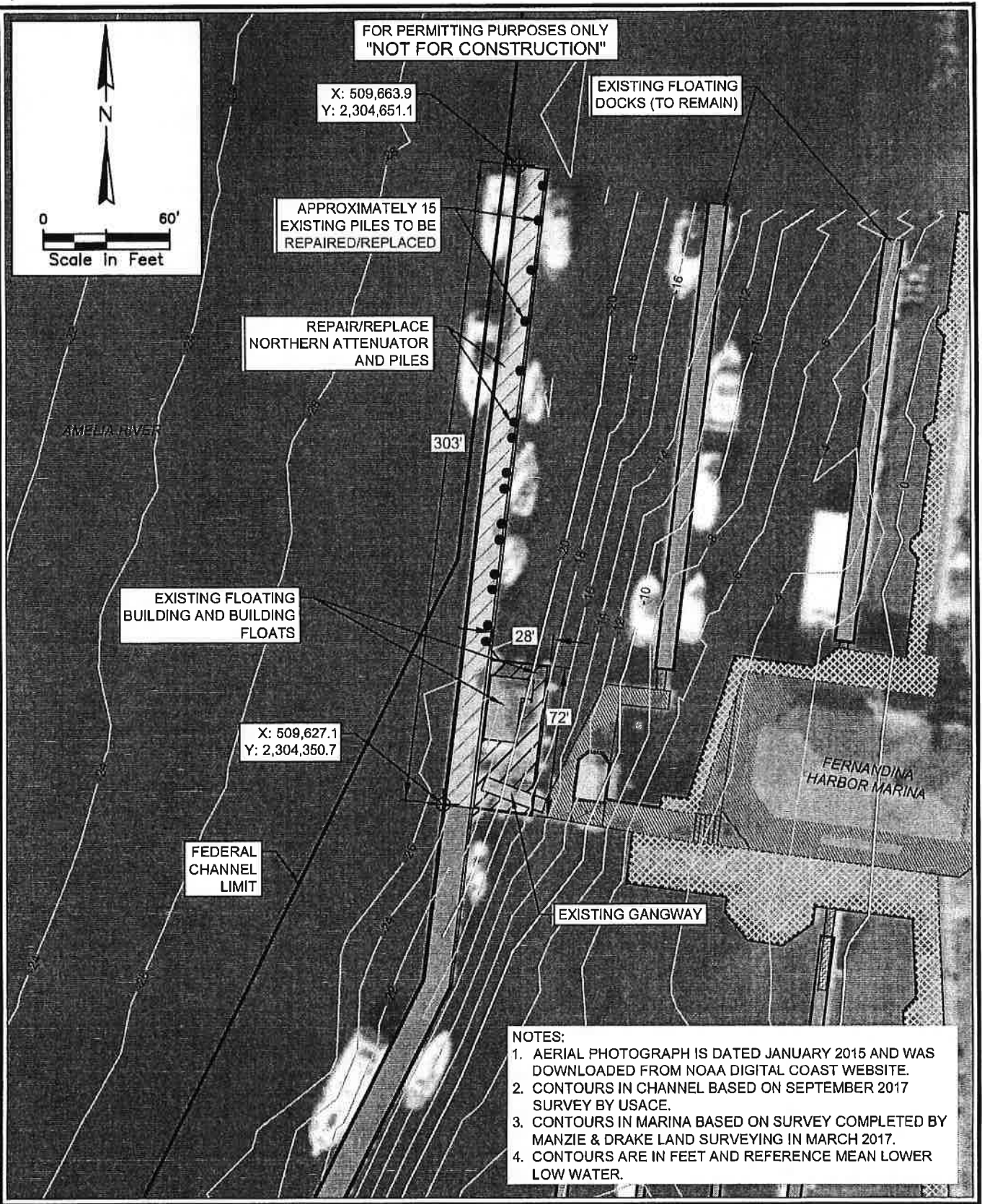
Project: Northern Attenuator Repair/Replacement

Fernandina Harbor Marina
 3 South Front St., Fernandina Beach, Florida 32034

County: Nassau
 Section: 17, 22 & 23
 Township: 3 North
 Range: 28 East

JOB NO: 18-3170	CHECKED BY:
DATE: 09/28/2018	DRAWN BY: MM
SCALE: 1"=200'	SHEET: 2

O:\Projects\18-3170 US-FL Fernandina\DWG\Fuel_dock\FH-Aul-dock-Permit_PlanesREV02.dwg (3) 9/28/18
 NOTE: THESE DRAWINGS AND DESIGNS ARE STRICTLY CONFIDENTIAL AND PROTECTED BY INTERNATIONAL COPYRIGHT LAW. DETAILS MUST NOT BE DISCLOSED, REPRODUCED OR COMMUNICATED TO A 3rd PARTY IN ANY FORM OR MANNER WITHOUT THE PRIOR WRITTEN APPROVAL OF
 APPLIED TECHNOLOGY & MANAGEMENT.



- NOTES:**
1. AERIAL PHOTOGRAPH IS DATED JANUARY 2015 AND WAS DOWNLOADED FROM NOAA DIGITAL COAST WEBSITE.
 2. CONTOURS IN CHANNEL BASED ON SEPTEMBER 2017 SURVEY BY USACE.
 3. CONTOURS IN MARINA BASED ON SURVEY COMPLETED BY MANZIE & DRAKE LAND SURVEYING IN MARCH 2017.
 4. CONTOURS ARE IN FEET AND REFERENCE MEAN LOWER LOW WATER.



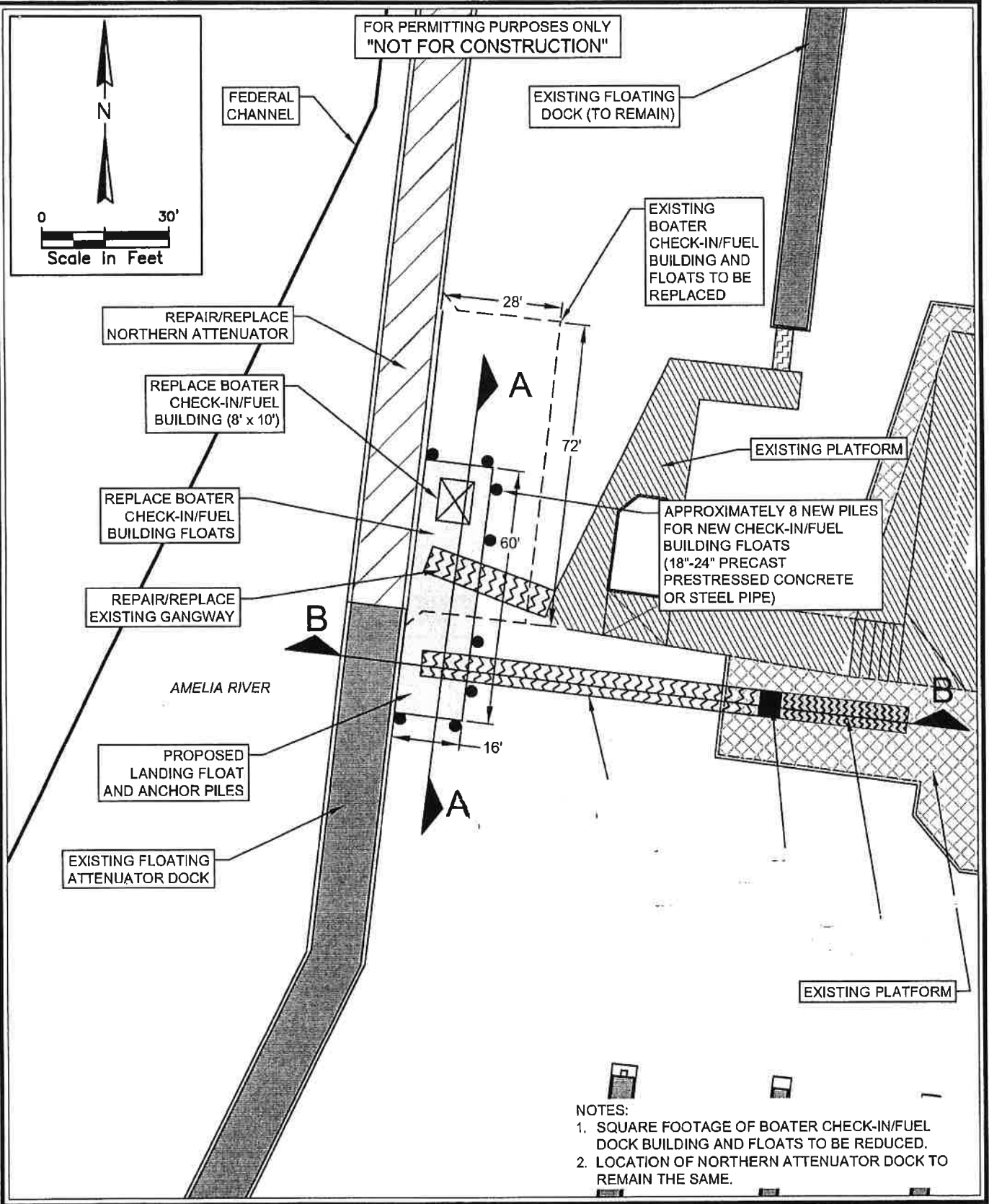
2201 NW 40th Terrace
 Gainesville, FL 32605
 (386) 256-1477
 Certificate of Authorization #4689

Existing Conditions
 "Zoomed In"
 Project: Northern Attenuator Repair/Replacement
 Fernandina Harbor Marina
 3 South Front St., Fernandina Beach, Florida 32034

County: Nassau
 Section: 17, 22 & 23
 Township: 3 North
 Range: 28 East

JOB NO: 18-3170	CHECKED BY:
DATE: 09/28/2018	DRAWN BY: MM
SCALE: 1"=60'	SHEET: 3

O:\Projects\18-3170 US-FL FernandinaDWG\Fuel_dock\FH-fuel-dock-Permit Plans\REV02.dwg (4) 9/28/18
 NOTE: THESE DRAWINGS AND DESIGNS ARE STRICTLY CONFIDENTIAL AND PROTECTED BY INTERNATIONAL COPYRIGHT LAW. DETAILS MUST NOT BE DISCLOSED, REPRODUCED OR COMMUNICATED TO A 3rd PARTY IN ANY FORM OR MANNER WITHOUT THE PRIOR WRITTEN APPROVAL OF APPLIED TECHNOLOGY & MANAGEMENT.



- NOTES:
1. SQUARE FOOTAGE OF BOATER CHECK-IN/FUEL DOCK BUILDING AND FLOATS TO BE REDUCED.
 2. LOCATION OF NORTHERN ATTENUATOR DOCK TO REMAIN THE SAME.



2201 NW 40th Terrace
 Gainesville, FL 32605
 (386) 255-1477
 Certificate of Authorization #4689

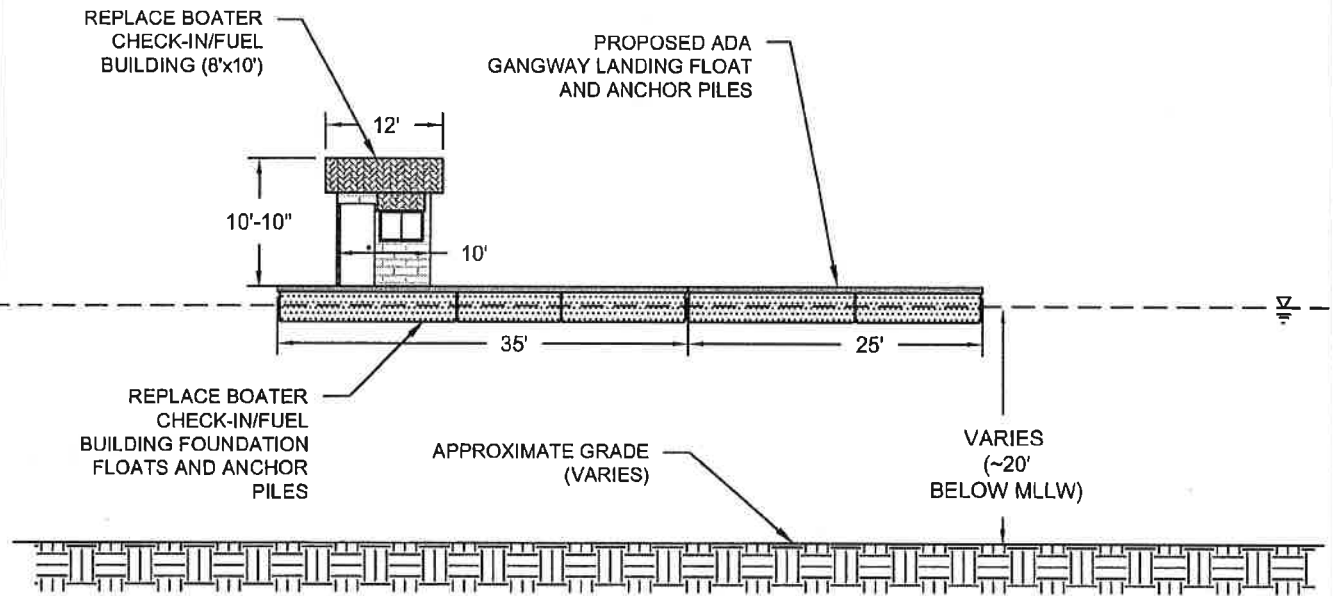
Proposed Improvements
 Project: Northern Attenuator Repair/Replacement
 Fernandina Harbor Marina
 3 South Front St., Fernandina Beach, Florida 32034

County: Nassau
 Section: 17, 22 & 23
 Township: 3 North
 Range: 28 East

JOB NO: 18-3170	CHECKED BY:
DATE: 09/28/2018	DRAWN BY: MM
SCALE: 1"=30'	SHEET: 4

FOR PERMITTING PURPOSES ONLY
"NOT FOR CONSTRUCTION"

SECTION A-A - TYPICAL BOATER CHECK-IN/FUEL
BUILDING FOUNDATION FLOATS CROSS SECTION



NOTE:

1. BOATER CHECK-IN/FUEL BUILDING IS DRAWN FOR ILLUSTRATIVE PURPOSES AND MAY VARY AT TIME OF CONSTRUCTION.



2201 NW 40th Terrace
Gainesville, FL 32605
(386) 256-1477

Certificate of Authorization #4689

Boater Check-In/Fuel Building
Floating Foundation Details
Project: Northern Attenuator Repair/Replacement

Fernandina Harbor Marina
3 South Front St., Fernandina Beach, Florida 32034

County: Nassau
Section: 17, 22 & 23
Township: 3 North
Range: 28 East

JOB NO: 18-3170

CHECKED BY:

DATE: 09/28/2018

DRAWN BY: MM

SCALE: NTS

SHEET: 5

RESOLUTION NUMBER 98-1

A RESOLUTION OF THE OCEAN HIGHWAY AND PORT AUTHORITY, NASSAU COUNTY

WHEREAS, The City of Fernandina Beach is in the process of redesigning and renovation of the City of Fernandina Beach Marina; and

WHEREAS, The redesign and renovation of the marina necessitates the realignment of the Amelia River Channel; and

WHEREAS, The City of Fernandina Beach requires the cooperation of the Ocean Highway And Port Authority, as the sponsoring agency for the Amelia River Navigation Channel, to realign the navigational channel; and

WHEREAS, The Ocean Highway And Port Authority desires to assist the City of Fernandina Beach in securing the realignment of the Amelia River Channel and further supports the redesign and renovation of the City of Fernandina Beach Marina.

NOW THEREFORE, BE IT RESOLVED THAT:

The Ocean Highway and Port Authority supports the redesign and renovation of the City of Fernandina Beach Marina, and agrees to assist the City of Fernandina Beach in the realignment of the Amelia River Channel, subject to the following:

A. The realignment of the Amelia River Channel results in no cost to the Ocean Highway And Port Authority.

B. The consent and approval obtained in writing by ITT Rayonier to abandon its "turn basin" currently located in the channel of the Amelia River adjacent to ITT Rayonier property.

DATED this 22nd day of January, 1998.

OCEAN HIGHWAY AND PORT AUTHORITY

By: Ther S. Wilson
Its Chairman

Attest: Teresa Powell
Its Secretary

Rayonier

Law Department

February 6, 1998

Nassau County Ocean
Highway and Port Authority
910 South 8th Street
Fernandina Beach, FL 32034

Dear Commissioners.

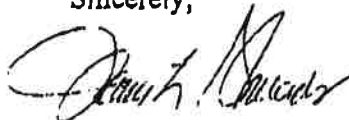
Rayonier appreciates the leadership role you have assumed as local sponsor of the deep-draft project in the Amelia River. We believe that the improvements you are sponsoring will resolve the concerns for safe navigability, which arose from the proposal to re-construct the City Marina with a new Pier C at the edge of the existing channel.

The proposal you are sponsoring, as we understand it, is to move "Cut 6" of the Channel 100 feet westerly from its present location and to eliminate the turning basin adjacent to the Rayonier mill. Moving Cut 6 westerly by 100 feet will eliminate the bend in the channel immediately adjacent to the proposed City Marina Pier C.

If the channel can be relocated as proposed, Rayonier's objection to the proposed construction of "Pier C" will be resolved. If the channel can be relocated as proposed, then the turning basin adjacent to the Rayonier mill becomes less useful, and can be abandoned without significantly impacting the safe accessibility to the mill by ocean going vessels. Since Rayonier objected to proposed Permit Application No. 199702063, in which the City of Fernandina Beach sought approval from the US Army Corps of Engineers to reconfigure the City Marina with Pier C, Rayonier's objection can be withdrawn if this proposal is approved and implemented.

We believe the channel realignment you are sponsoring will adequately serve the interests of all parties who use the Amelia River, and who rely upon its safe navigability. We extend our best regards in your efforts, and look forward to approval of the improvement package you are sponsoring.

Sincerely,



James L. Shroads
Southeast Regional Counsel

cc: J. Kricsel

OCEAN HIGHWAY and PORT AUTHORITY
Nassau County

February 13, 1998

Honorable Tillie Fowler
U.S. Representative, Fourth District of Florida
4452 Hendricks Avenue
Jacksonville, FL 32207 and,
109 Cannon House Office Building
Washington, D.C. 20515

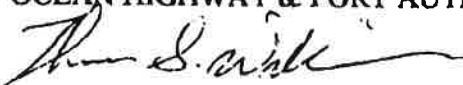
Dear Representative Fowler:

This letter is being written to you, on behalf of the City of Fernandina Beach (City) by the Ocean Highway and Port Authority of Nassau County. The City has requested us, as the local sponsoring authority, to petition the U.S. Army Corp of Engineers (USACE) for improvements to the Deep Draft Federal Project that includes a realignment of a portion of the Federal channel adjacent to the City's Marina.

Included under the sub-section of "Relevant Correspondence" of the Proposed Changes to Fernandina Harbor Deep-Draft Channel (enclosed) is a letter from the USACE dated January 6, 1998. Paragraph three, sentence four (highlighted for your convenience) instructs our agency to contact you concerning this matter.

Should you or your office have any questions concerning this request, you may contact the City's Marina Director, Coleman Langshaw at 904-277-2565, or the consulting engineers, Applied Technology and Management (Messrs. Sam Phlegar or Rob Semmes) at 803-884-8750.

Thank you for your assistance with this matter.

Sincerely,
OCEAN HIGHWAY & PORT AUTHORITY

Thomas S. Williams, Chairman

TSW/cr

c: Mr. Beril Heimer, Chief, Atlantic Permits Section, USACE
Mr. Robert H. Semmes, Engineer, Applied Technology & Mgmt.
Mr. Coleman C. Langshaw, Marina Director, City of Fernandina Beach

PUBLIC LAW 106-541—DEC. 11, 2000

WATER RESOURCES DEVELOPMENT ACT
OF 2000

SEC. 306. DELAWARE RIVER MAINSTEM AND CHANNEL DEEPENING, DELAWARE, NEW JERSEY, AND PENNSYLVANIA.

The project for navigation, Delaware River Mainstem and Channel Deepening, Delaware, New Jersey, and Pennsylvania, authorized by section 101(6) of the Water Resources Development Act of 1992 (106 Stat. 4802) and modified by section 308 of the Water Resources Development Act of 1999 (113 Stat. 300), is further modified to authorize the Secretary to credit toward the non-Federal share of the cost of the project under section 101(a)(2) of the Water Resources Development Act of 1986 (33 U.S.C. 2211(a)(2)) the costs incurred by the non-Federal interests in providing additional capacity at dredged material disposal areas, providing community access to the project (including such disposal areas), and meeting applicable beautification requirements.

SEC. 307. REHOBOTH BEACH AND DEWEY BEACH, DELAWARE.

The project for storm damage reduction and shoreline protection, Rehoboth Beach and Dewey Beach, Delaware, authorized by section 101(b)(6) of the Water Resources Development Act of 1996 (110 Stat. 3667), is modified to authorize the project to be carried out at a total cost of \$13,997,000, with an estimated Federal cost of \$9,098,000 and an estimated non-Federal cost of \$4,899,000, and an estimated average annual cost of \$1,320,000 for periodic nourishment over the 50-year life of the project, with an estimated annual Federal cost of \$858,000 and an estimated annual non-Federal cost of \$462,000.

SEC. 308. FERNANDINA HARBOR, FLORIDA.

The project for navigation, Fernandina Harbor, Florida, authorized by the first section of the Act entitled "An Act making appropriations for the construction, repair, completion, and preservation of certain works on rivers and harbors, and for other purposes", approved June 14, 1880 (21 Stat. 186), is modified to authorize the Secretary to realign the access channel in the vicinity of the Fernandina Beach Municipal Marina 100 feet to the west. The cost of the realignment, including acquisition of lands, easements, rights-of-way, and dredged material disposal areas and relocations, shall be a non-Federal expense.

SEC. 309. GASPARILLA AND ESTERO ISLANDS, FLORIDA.

The project for shore protection, Gasparilla and Estero Island segments, Lee County, Florida, authorized under section 201 of the Flood Control Act of 1965 (79 Stat. 1073) by Senate Resolution dated December 17, 1970, and by House Resolution dated December 15, 1970, is modified to authorize the Secretary to enter into an agreement with the non-Federal interest to carry out the project in accordance with section 206 of the Water Resources Development Act of 1992 (33 U.S.C. 426i-1) if the Secretary determines that the project is technically sound, environmentally acceptable, and economically justified.

SEC. 310. EAST SAINT LOUIS AND VICINITY, ILLINOIS.

The project for flood protection, East Saint Louis and vicinity, Illinois (East Side levee and sanitary district), authorized by section 204 of the Flood Control Act of 1965 (79 Stat. 1082), is modified to include ecosystem restoration as a project purpose.



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, JACKSONVILLE DISTRICT
701 SAN MARCO BOULEVARD
JACKSONVILLE, FLORIDA 32207-8175

Programs and Project Management Division
Water Resources Branch

Mr. Dale Martin
City Manager
204 Ash Street
Fernandina Beach, FL 32034

Dear Mr. Martin:

Please contact the non-Federal sponsor for Fernandina Harbor, the Nassau County, Ocean, Highway and Port Authority, regarding realignment of the channel as authorized by Water Resources Development Act, 2000; Public Law 106-541; Sec. 308 as the cost of the realignment shall be a non-Federal expense. The non-Federal sponsor must request the U.S. Army Corps of Engineers act on the authorized realignment.

If you have any further questions regarding this or need additional information, please feel free to contact me or you may contact the Project Manager, Mr. Beau J. Corbett at 904-232-1463 or by e-mail at beau.j.corbett@usace.army.mil.

Sincerely,

Tim Murphy

Jerry T. Murphy, P.E., PMP
Deputy District Engineer
for Programs and Project Management

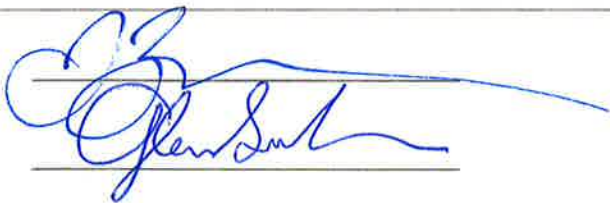
PROJECT AGREEMENT AMENDMENT

In consideration of the continuing mutual promises and covenants contained in PROJECT AGREEMENT #NA-FB-17-20, Southern Basin Dock Realignment, PH IB, between the FLORIDA INLAND NAVIGATION DISTRICT (F.I.N.D.) and the City of Fernandina Beach hereafter known as the PROJECT SPONSOR. The parties hereby agree that Paragraph 2 of said certain PROJECT AGREEMENT be deleted and the following be substituted therefore:

2. **TERM** - The PROJECT SPONSOR shall not commence work on the PROJECT prior to the execution of this Agreement unless specifically authorized by the DISTRICT Board and **shall complete the PROJECT on or before September 30, 2020 and submit all required payment reimbursement information by November 30, 2020.** Pursuant to Chapter 374.976(2) F. S., the PROJECT period cannot extend beyond three (3) years from October 1, 2017 and therefore this PROJECT must be completed by September 30, 2020, unless the completion of the PROJECT has been delayed by a declared State of Emergency and the F.I.N.D. Board authorizes an extension of the completion date based upon this delay.

In WITNESS WHEREOF, the parties have hereunto set their hands and seals this 30th of September, 2019.

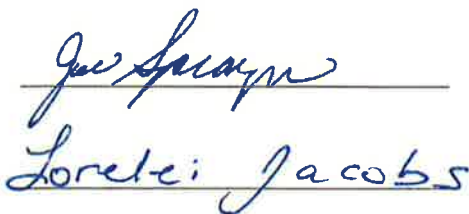
Attest:



F.I.N.D.


EXECUTIVE DIRECTOR

Attest:


Lorelei Jacobs

City of Fernandina Beach


CITY MANAGER