



May 21, 2008

Ms. Betsy Cain  
Mr. David Kaminsky  
1021 Welch Street  
Savannah, GA 31410

**RE: Letter of Permission (LOP), Placement of a Removable Line of Bamboo Poles, Toms Creek, Wilmington Island, Chatham County, Georgia (ACOE No. 200800628)**

Dear Ms. Cain and Mr. Kaminski,

This Letter of Permission (LOP) acknowledges your recent request to hand place a removable line of bamboo poles in jurisdictional coastal marshlands. The bamboo poles will be placed every 2' to 3' in a line parallel to the shore beginning just to the north of the existing dock originating from the property currently owned by Dana and continuing north adjacent to Toms Creek and other unnamed tidal tributaries for a distance of approximately 1,200 feet terminating at the existing dock originating from the property currently owned by Welch. There will be no connection between the bamboo poles and they will not be placed in navigable waters. The intent of the placement of these bamboo poles is to prohibit the passing of floating marsh wrack to the shoreline along an area that had experienced an unusually heavy accumulation of wrack buildup during 2007. In the event that the bamboo poles begin to "take root" and propagate, they will be considered an "invasive" plant species and will be removed immediately by the parties to whom this LOP and Revocable License (RL) are issued.

The Department authorizes the placement of bamboo poles as described in the attached description and drawings. Any change in the use, location, dimensions, or configuration of the approved project without prior notification and approval from this office could result in the revocation of this authorization and in required removal of the materials and related structures.

This LOP is not meant to exempt the above referenced activity from future environmental laws. No equipment, materials or debris may be placed, disposed of, or stored in jurisdictional areas. Any incidental impacts associated with this project must be rectified by fully restoring areas to their pre-operational topographic and vegetative states.

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This authorization does not relieve you from obtaining any other required federal (Army Corps of Engineers), state, or local permits. Tidal water bottoms and marshlands of coastal Georgia are public trust lands controlled by the State, except for such lands where a validated Crown Grant or State Grant exists.

The Program concurs with the applicant's consistency certification to the extent that the project adheres to all conditions and restrictions of the LOP and RL issued for this project. Issuance of a federal permit that does not contain the same conditions and/or restrictions, as any issued state permit does not alleviate the permittee from adhering to all components of state permits.

If you have any questions you may contact John Wynne at 912.262.3134 or via email at [John\\_Wynne@dnr.state.ga.us](mailto:John_Wynne@dnr.state.ga.us).

Sincerely,



Brad Gane  
Assistant Director  
Ecological Services Section

Enclosures: Project Drawings & Description

cc: Mark Padgett, U.S. Army Corps of Engineers  
File

BG/jw