

**COMMONWEALTH OF VIRGINIA  
MARINE RESOURCES COMMISSION  
PERMIT**

The Commonwealth of Virginia, Marine Resources Commission, hereinafter referred to as the Commission, on this 17th day of December, 2002, hereby grants unto: **U. S. Army Transportation Center, Ft. Eustis**  
**Attn: DPW Master Planner(ATZF-PW)**  
**Fort Eustis, Va. 23604-5306**

hereinafter referred to as the Permittee, permission to:

- Encroach in, on, or over State-owned subaqueous bottoms pursuant to Chapter 12, Subtitle III, of Title 28.2 of the Code of Virginia.
- Use or develop tidal wetlands pursuant to Chapter 13, Subtitle III, of Title 28.2 of the Code of Virginia.

Permittee is hereby authorized to construct a 48-foot wide by 1,045 foot long three lane highway bridge, to provide access to Fort Eustis Military Reservation, impacting up to 15,600 square feet of State-owned subaqueous bottomland, and to construct a 33-foot wide construction bridge, temporarily impacting up to 10,725 square feet of State-owned subaqueous bottomland of the Warwick River in the City of Newport News. All activities authorized herein shall be accomplished in conformance with plans and drawings dated August 20, 2001, September 2002 and undated drawings dated received December 16, 2002 which are attached and made a part of this permit.

This permit is granted subject to the following conditions:

- (1) The work authorized by this permit shall be completed by **December 17, 2005**. The Permittee shall notify the Commission when the project is completed. The completion date may be extended by the Commission in its discretion. Any such application for extension of time shall be in writing prior to the above completion date and shall specify the reason for such extension and the expected date of completion of construction. All other conditions remain in effect until revoked by the Commission or the General Assembly.
- (2) This permit grants no authority to the Permittee to encroach upon the property rights, including riparian rights, of others.
- (3) The duly authorized agents of the Commission shall have the right to enter upon the premises at reasonable times, for the purpose of inspecting the work being done pursuant to this permit.
- (4) The Permittee shall comply with the water quality standards as established by the Department of Environmental Quality, Water Division, and all other applicable laws, ordinances, rules and regulations affecting the conduct of the project. The granting of this permit shall not relieve the Permittee of the responsibility of obtaining any and all other permits or authority for the projects.
- (5) This permit shall not be transferred without written consent of the Commissioner.
- (6) This permit shall not affect or interfere with the right vouchsafed to the people of Virginia concerning fishing, fowling and the catching of and taking of oysters and other shellfish in and from the bottom of acres and waters not included within the terms of this permit.
- (7) The Permittee shall, to the greatest extent practicable, minimize the adverse effects of the project upon adjacent properties and wetlands and upon the natural resources of the Commonwealth.
- (8) This permit may be revoked at any time by the Commission upon the failure of the Permittee to comply with any of the terms and conditions hereof or at the will of the General Assembly of Virginia.
- (9) There is expressly excluded from the permit any portion of the waters within the boundaries of the Baylor Survey.
- (10) This permit is subject to any lease of oyster planting ground in effect on the date of this permit. Nothing in this permit shall be construed as allowing the Permittee to encroach on any lease without the consent of the leaseholder. The Permittee shall be liable for any damages to such lease.
- (11) The issuance of this permit does not confer upon the Permittee any interest or title to the beds of the waters.
- (12) All structures authorized by this permit which are not maintained in good repair shall be completely removed from State-owned bottom within three (3) months after notification by the Commission.
- (13) The Permittee agrees to comply with all of the terms and conditions as set forth in this permit and that the project will be accomplished within the boundaries as outlined in the plans attached hereto. Any encroachment beyond the limits of this permit shall constitute a Class 1 misdemeanor.
- (14) This permit authorizes no claim to archaeological artifacts which may be encountered during the course of construction. If, however, archaeological remains are encountered, the Permittee agrees to notify the Commission, who will, in turn notify the Department of Historic Resources. The Permittee further agrees to cooperate with agencies of the Commonwealth in the recovery of archaeological remains if deemed necessary.
- (15) If any loss or damage to the Commonwealth is caused or contributed to, in whole or in part, by the Permittee arising from the establishment, operation, or maintenance of said project, the liability of the Permittee therefore shall be determined in accordance with the applicable provisions of the Federal Tort Claims Act or August 2, 1946, as amended.

The following special conditions are imposed on this permit:

- (16) The yellow placard accompanying this permit document must be conspicuously displayed at the work site throughout the construction phase of the authorized activity.
- (17) Permittee agrees to notify the Commission a minimum of 15 days prior to the start of the construction activities authorized by this permit.
- (18) Permittee agrees to remove the temporary construction bridge upon completion of the permanent highway bridge and restore all areas to preconstruction conditions.

A permit issuing fee of: \$ 100.00

and a royalty of: \$ N/A

for a total of \$ 100.00 This permit consists of 12 sheets.

PERMITTEE

Permittee's signature is affixed hereto as evidence of acceptance of all of the terms and conditions herein.

In cases where the Permittee is a corporation, agency or political jurisdiction, please assure that the individual who signs for the Permittee has proper authorization to bind the organization to the financial and performance obligations which result from activity authorized by this permit.

PERMITTEE

Accepted for U. S. Army Transportation Center, Fort Eustis

day of , 20

By (Name) (Title)

State of

City (or County) of , to-wit:

I, a Notary Public in and for said City (or County) and State hereby certify that , Permittee, whose name is signed to the foregoing, has acknowledged the same before me in my City (or County) and State aforesaid.

Given under my hand this day of , 20

My Commission Expires:

Notary Public

COMMISSION

IN WITNESS WHEREOF, the Commonwealth of Virginia, Marine Resources Commission has caused these presents to be executed in its behalf by

(Name) (Title) Marine Resources Commission

day of , 20

by

State of Virginia

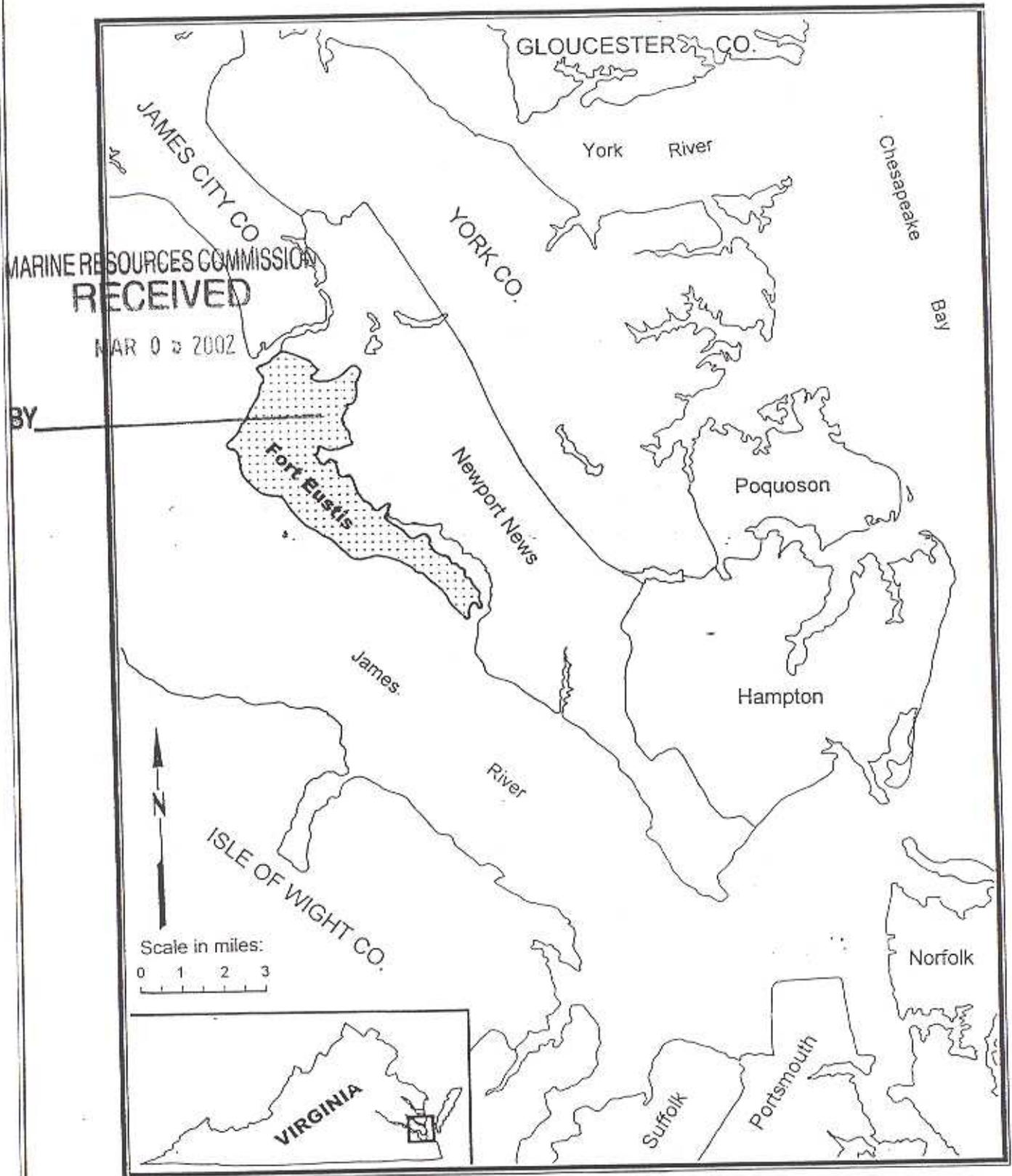
City of Newport News, to wit:

I, a Notary Public within and for said City, State of Virginia, hereby certify that , whose name is signed to the foregoing, bearing the 17th day of December, 2002, has acknowledged the same before me in City aforesaid.

Given under my hand this day of , 20

My Commission Expires:

Notary Public



Adjacent Property Owners:  
 See attachment:  
 Adjacent Property Owners

**LOCATION PLAN**

NOT TO SCALE

Second Access Road  
 Fort Eustis  
 Newport News, VA

Applicant: Fort Eustis  
 Military Reservation

Owners:  
 City of Newport News  
 U.S. Army, Fort Eustis

MARINE RESOURCES COMMISSION  
RECEIVED

MAR 05 2002

STREAM W/ BOX CULVERT  
(SHTS. 7, 8)

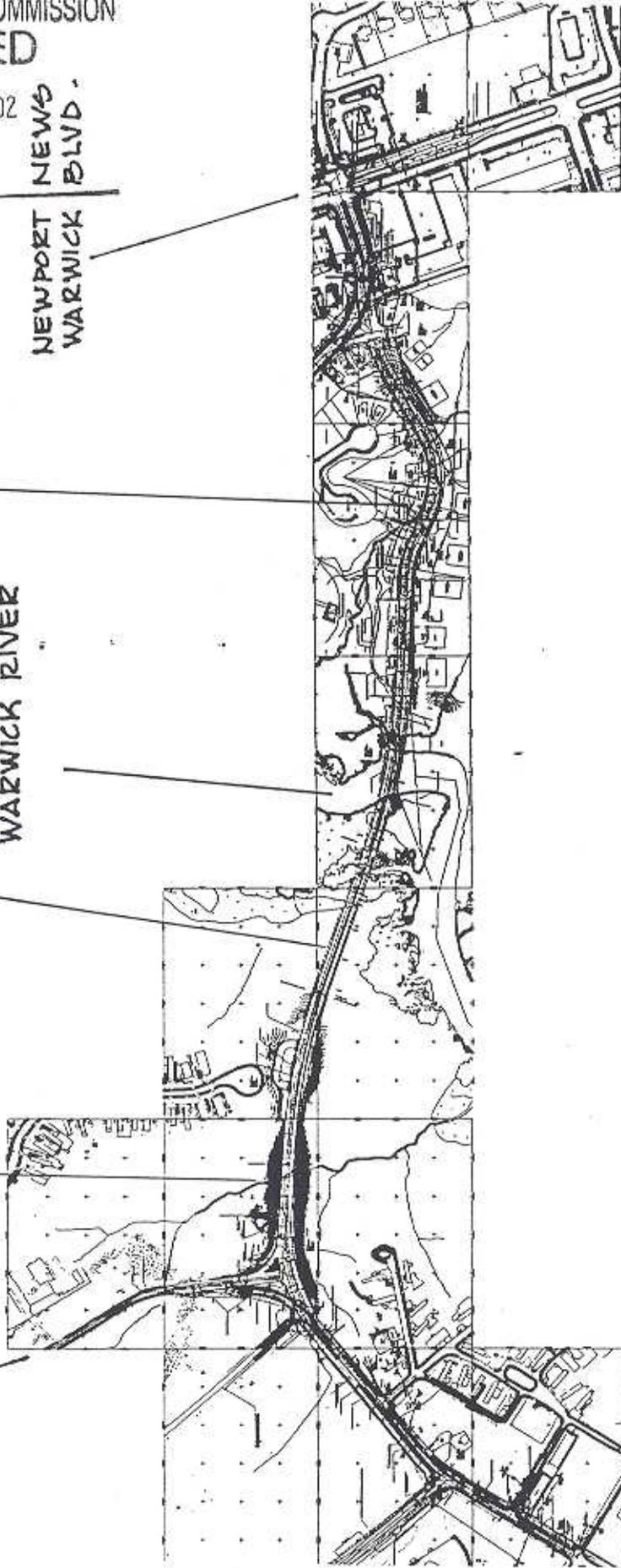
RAVINE W/ RETAINING WALLS  
(SHTS. 6, 10)

FT. BUSTIS  
MADISON AVE.

BRIDGE OVER WARWICK RIVER  
(SHTS. 5, 9)

WARWICK RIVER

NEWPORT NEWS  
WARWICK BLVD.



Adjacent Property Owners:  
See attachment:  
Adjacent Property Owners

SITE PLAN  
NOT TO SCALE

Second Access Road  
Fort Eustis  
Newport News, VA

Applicant: Fort Eustis  
Military Reservation  
Owners:  
City of Newport News  
U.S. Army, Fort Eustis  
Sheet 4 of 12 20 Aug 2001

MARINE RESOURCES COMMISSION  
**RECEIVED**

MAR 05 2002

BY \_\_\_\_\_

**SITE PLAN : BRIDGE STRUCTURE OVER WARWICK RIVER**

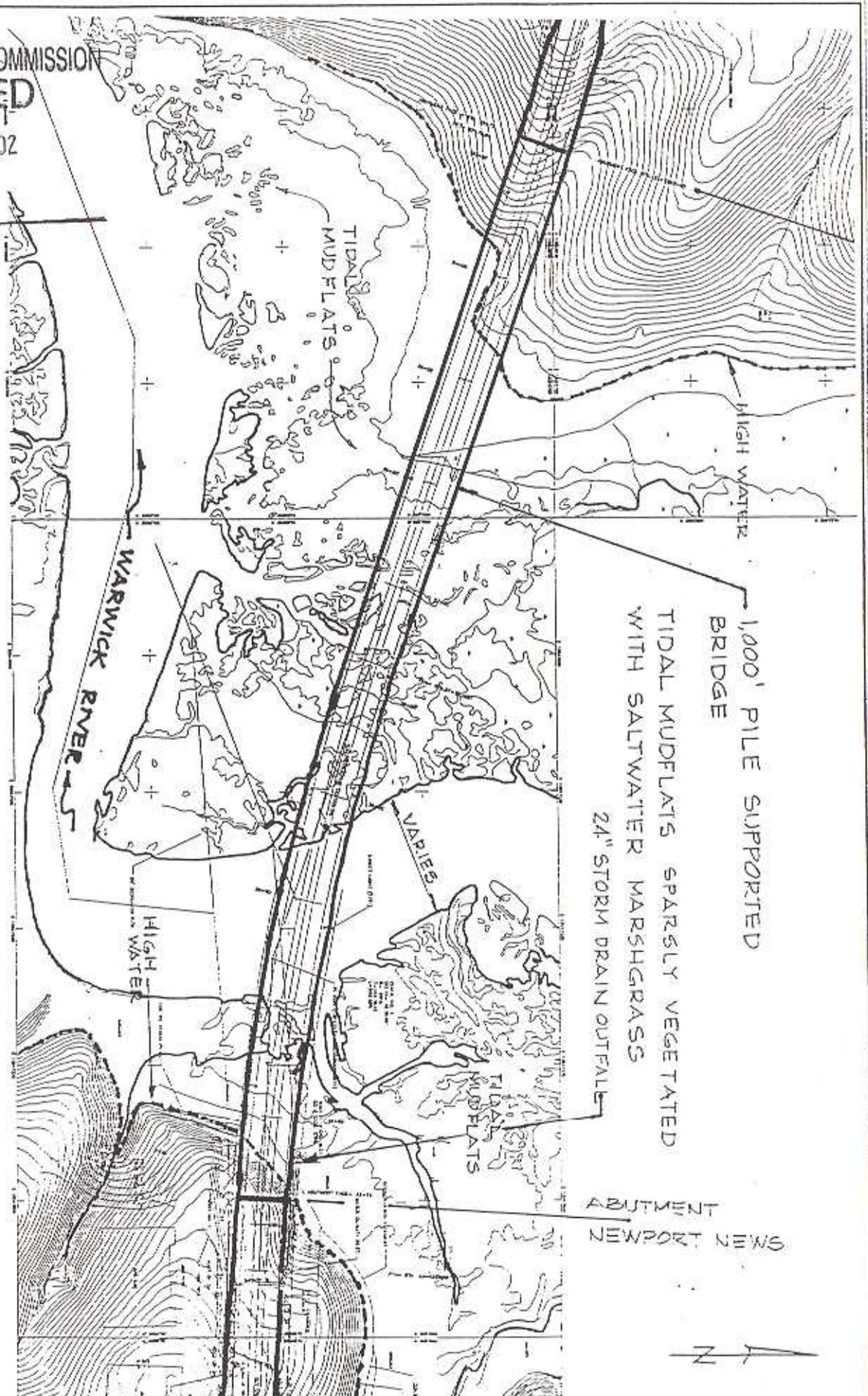
Adjacent Property Owners:  
See attachment  
Adjacent Property Owners

**SITE PLAN**  
NOT TO SCALE

Second Access Road  
Fort Eustis  
Newport News, VA

Applicant: Fort Eustis  
Military Reservation

Owner:  
City of Newport News  
U.S. Army, Fort Eustis  
Sheet **5** of **12** 20 Aug 2001



1,000' PILE SUPPORTED  
BRIDGE

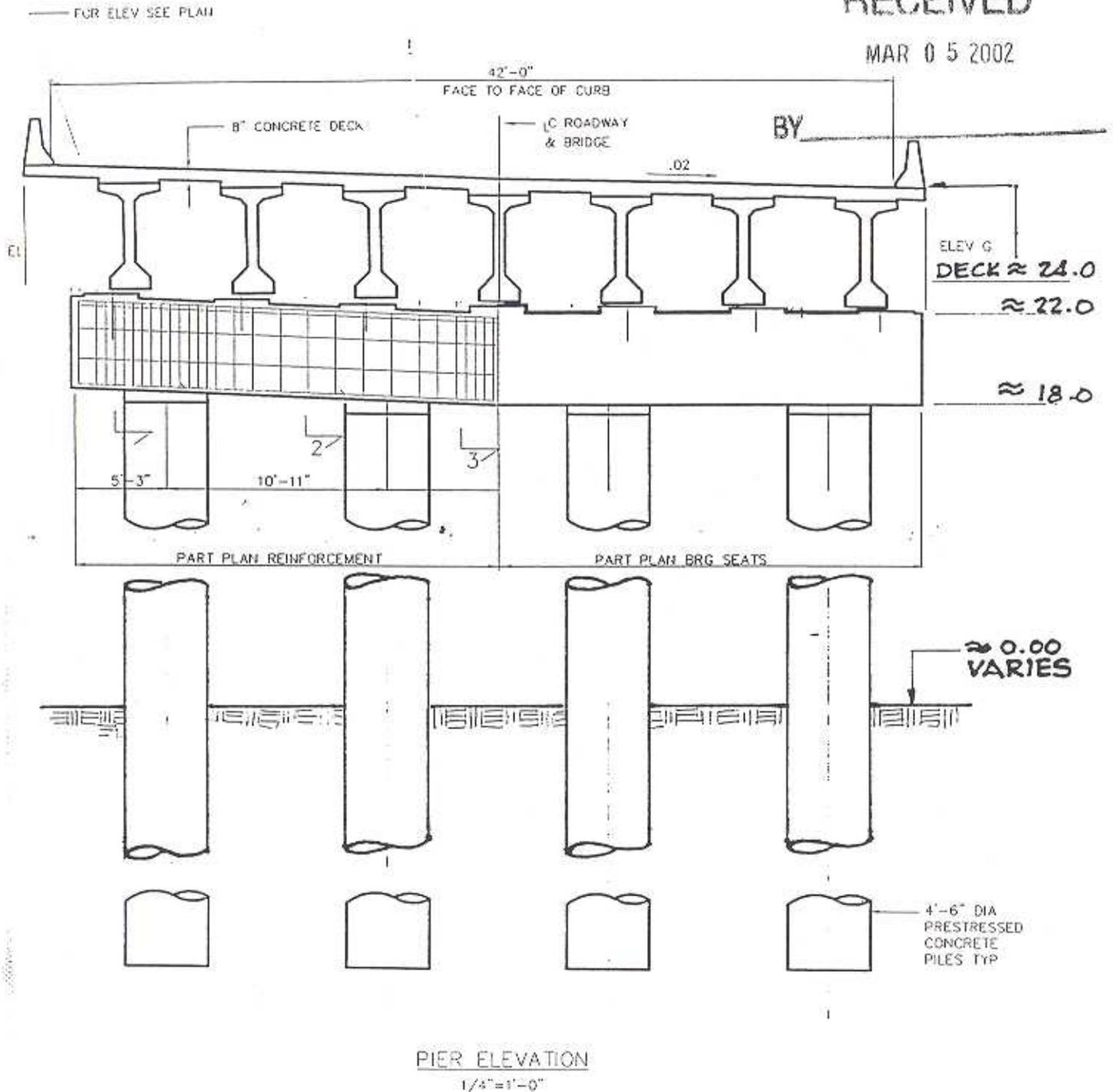
TIDAL MUDFLATS SPARSILY VEGETATED  
WITH SALTWATER MARSHGRASS

24" STORM DRAIN OUTFALL

ABUTMENT  
NEWPORT NEWS

MARINE RESOURCES COMMISSION  
RECEIVED

MAR 05 2002



**SECTION : BRIDGE STRUCTURE OVER WARWICK RIVER**

Adjacent Property Owners:  
See attachment:  
Adjacent Property Owners

**CROSS SECTION**

NOT TO SCALE

Second Access Road  
Fort Eustis  
Newport News, VA

Applicant: Fort Eustis  
Military Reservation

Owners:  
City of Newport News  
U.S. Army, Fort Eustis

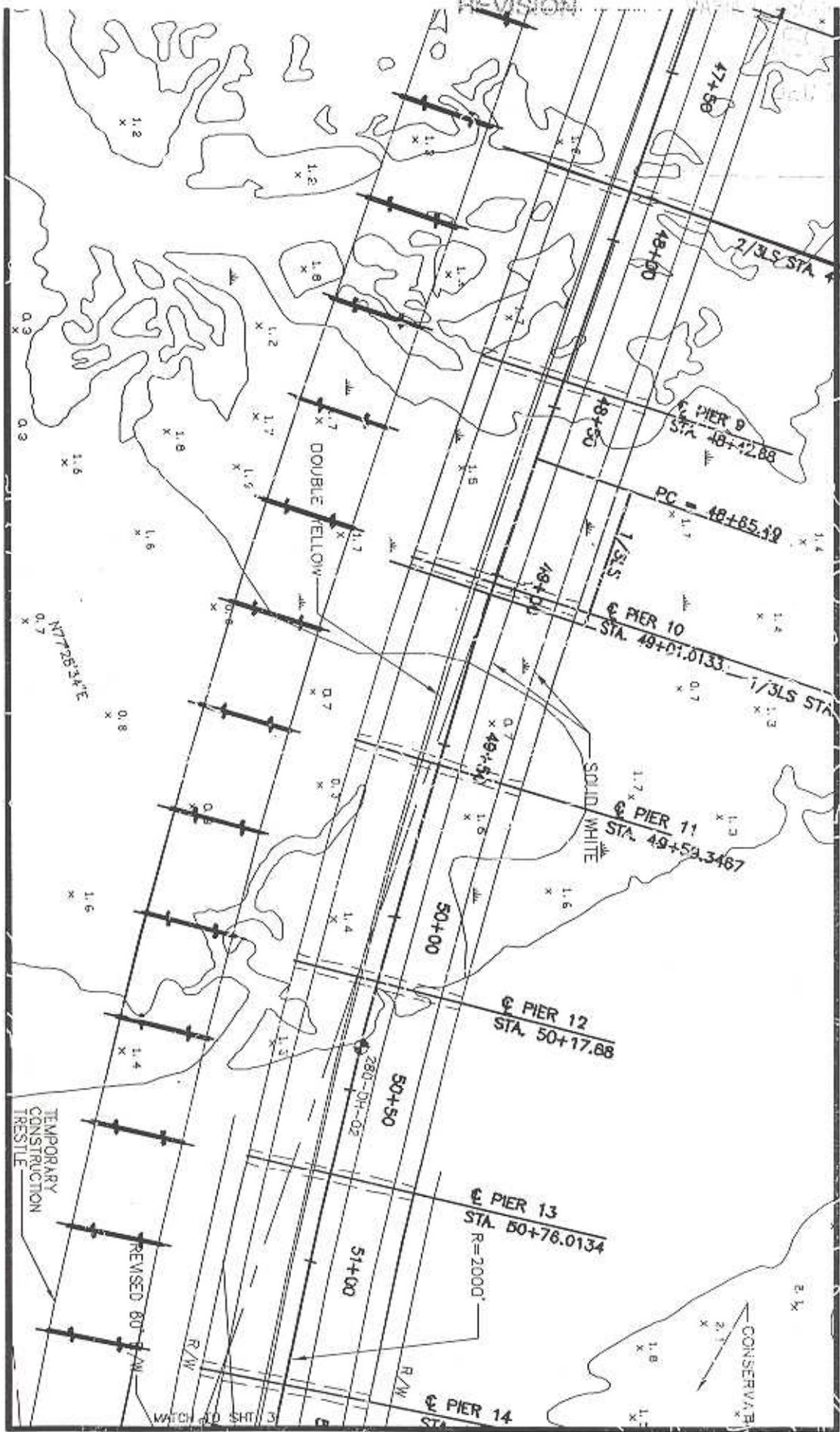
Sheet 9 of 12 20 Aug 2001





ADDITIONAL INFO  
REVISION:

RECEIVED  
6 2002



**TEMPORARY CONSTRUCTION TRESTLE (SHT. 2)**

NOT TO SCALE

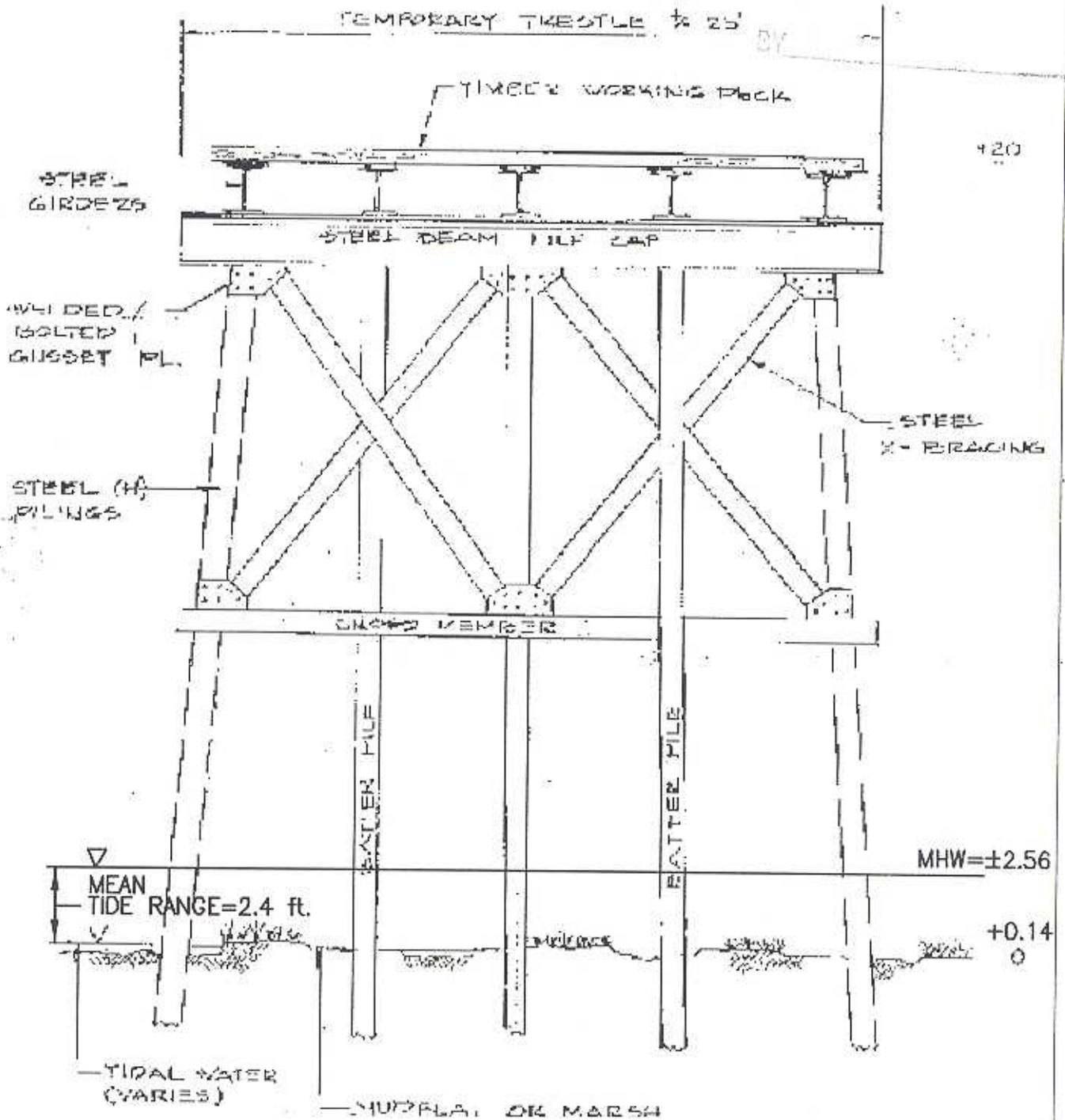
TEMPORARY  
CONSTRUCTION  
TRESTLE

REVISED 80' R/W

WATCH AD SHT. 3



ADDITIONAL INFO  
REVISION



- CONCEPTUAL DESIGN -  
 TEMPORARY CONSTRUCTION TRESTLE  
 SECOND ACCESS RD., FT. EUSTIS