PA-000989-2019



NOTE:

MOBILE CITY PLANNING COMMISSION



Mailing Address: Urban Development Department Planning Section P. O. Box 1827 Mobile, Alabama 36633

Phone: (251) 208-5895; Fax: (251) 208-5896

Mobile Government Plaza 205 Government Street Third Floor - South Tower Mobile, AL 36644

submitted	al	C

SEVEN (7) COPIES of all the necessary information as required by the Zoning Ordinance, INCLUDING THE SITE PLAN, must be submitted along with SEVEN (7) COPIES of this application by NOON on the deadline filing date. Otherwise this application will not be accepted. Separate application packets are required for each application type.

(If other than owner, must furnish written authorization from owner) Full Address: 1231 Cochrane Bridge Causeway Telephone: 251.439.7246	Typ	e of Application and Fees:
Applicant: Martin Energy Services (if other than owner, must furnish written authorization from owner) Full Address: 1231 Cochrane Bridge Causeway Telephone: 251.439.7246 Email: Brad.Justice@martinmlp.com Owner: AFD CO, LLC; BLIC, LLC; and RG Company, LLC (submit evidence, such as dead or tax assessment, that the above person clearly has right of possession to the land area and any structures thereon) Attach a brief description of property location. Site is approximately 1.7 miles north of the Bankhead Tunnel Attach a copy of the legal description and parcel number of the property in question. Proposed Zoning: 1-2 Area of property, sq. ft. or acres: 8.081 acres Description: Attach a description of the contemplated use and character of improvements, existing or to be constructed, on this property and a time schedule for development plasmed for each stage). PLAN CONSISTENCY ANALYSIS: Attach a document that illustrates how the application is or is not consistent with the Comprehensive Plan (Map for Mobile: Framework for Growth). The document should include a narrative, a matrix, and any graphics that may help illustrate consistency with the plan, or justify any inconsistences. PLAN CONSISTENCY ANALYSIS: Attach a document should include a narrative, a matrix, and any graphics that may help illustrate consistency with the plan, or justify any inconsistences. PLAN CONING applications: Attach a statement explaining the condition(s) that make the passage of the zoning amendment necessary, and what is the probable effect of this proposed amendment on the surrounding land uses and properties. The Zoning Ordinance states that an amendment is to be made only when one or more of the following conditions prevail. I) there is a manifest error the ordinance; 2) changes in conditions in a particular area make a change in the ordinance necessary and desirable. Planned Unit Developme		Zoning Change \$ 100.00 Planning Approval \$ 150.00 Planned Unit Development \$ 150.00 \$ 150.00
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DATE: 7/10/19 APPLICANT'S SIGNATURE:

Kon Justini

AGREEMENT ALLOWING THE CITY OF MOBILE TO POST PUBLIC NOTICE SIGNS ON PROPERTY PENDING BEFORE THE MOBILE CITY PLANNING COMMISSION

I hereby agree to allow the City of Mobile to post on my property, which is under consideration for rezoning or Planning Approval, a sign notifying the general public of said request. I understand that the City of Mobile will erect and maintain said sign for the prescribed period of time.

DATE: 7/10/19

APPLICANT'S SIGNATURE: Bustin

JUL24 '19 1:23PM

CHECKLIST (ZON, PUD, PLA)

\mathbf{V}	SEVEN (7) COPIES OF COMPLETED APPLICATION
	LEGAL DESCRIPTION OF SITE IN QUESTION (FROM DEED OR SURVEY, NOT A TAX ASSESSMENT DESCRIPTION) (See Attachment A)
V	PARCEL NUMBER OF SITE IN QUESTION
	DETAILED DESCRIPTION OF PROPOSAL (See Attachment B)
	PLAN CONSISTENCY ANALYSIS (See Attachment C)
ing 🗸 is.	SEVEN (7) COPIES OF SITE PLAN SHOWING ALL INFORMATION LISTED ON THE APPLICATION (DRAWN TO SCALE)
	DIGITAL COPY OF SITE PLAN (DXF or DWG - AutoCAD 2007 compatible)
	ALL TREES 24" AND LARGER SHOWN ON PLAN
√	ADDRESS LABELS FOR PROPERTY OWNERS WITHIN 300 FT.; ADDRESS LABEL FOR APPLICANT; AND, <u>IF APPLICANT</u> AND OWNER DIFFER, ADDRESS LABEL FOR OWNER
- 1 1 T	FIRST-CLASS POSTAGE FEE FOR EACH PROPERTY OWNER, APPLICANT AND/OR OWNER. (PLEASE DO NOT SUBMIT ADDRESSED ENVELOPES OR POSTAGE STAMPS)
\checkmark	NOTIFICATION FEE (\$ 1.00) PER MAILING LABEL
√	ONE PHOTOCOPY OF ADDRESS LABELS
	SIGNATURE OF PROPERTY OWNER OR LETTER AUTHORIZING APPLICANT TO SUBMIT APPLICATION

ALL OF THE ABOVE DOCUMENTS MUST BE SUBMITTED FOR AN APPLICATION TO BE PROCESSED. INCOMPLETE OR INACCURATE INFORMATION WILL DELAY THE PROCESSING OF YOUR REQUEST.

IF YOU HAVE ANY QUESTIONS PLEASE CALL (251) 208-5895

"NOTIFICATION REQUIREMENTS

JUL24 '19 1:23PM

Effective January 1, 2007, ALL property ownership information provided for notification MUST be verified through Probate Court records. This new policy, which is the result of an Alabama Court Decision, will ensure proper legal notification of the current owner if the property has sold since the last assessment records. It is the applicant's responsibility to verify this information; and failure to do so may cause delays in processing or a decision by the Planning Commission or Board of Zoning Adjustment."

ATTACHMENT A

Legal Description of Site

COMMENCING AT THE INTERSECTION OF THE NORTH LINE OF LOT 4 OF A SUBDIVISION OF LOT 15, BLAKELEY ISLAND TRACT, RECORDED IN MAP BOOK 3, PAGE 77-78, MOBILE COUNTY RECORDS, AND THE WESTERLY RIGHT OF WAY OF US HIGHWAY 90 (120' RIGHT OF WAY); THENCE ALONG SAID RIGHT OF WAY A DISTANCE OF 701.19 FEET TO A CAPPED IRON ROD FOUND, BEING THE POINT OF BEGINNING; THENCE CONTINUING ALONG SIAD RIGHT OF WAY SOUTH 18°36'57" EAST A DISTANCE OF 305.77 FEET TO AN IRON PIN SET; THENCE LEAVING SAID RIGHT OF WAY AND ALONG PROPERTY NOW OR FORMERLY SHELL CHEMICAL LP NORTH 89°50'35" WEST A DISTANCE OF 1222.49 FEET TO A POINT ON THE PIERHEAD AND BULKHEAD LINE PER USACE CONTROL TRAVERSE 1958; THENCE ALONG SAID PIERHEAD AND BULKHEAD LINE NORTH 15°02'25" WEST A DISTANCE OF 301.66 FEET TO A POINT, THENCE LEAVING SAID PIERHEAD AND BULKHEAD LINE AND ALONG PROPERTY NOW OR FORMERLY CENTER POINT TERMINAL BLAKELEY ISLAND LLC SOUTH 89°46'00" EAST A DISTANCE OF 1203.17 FEET TO A CAPPED IRON FOUND, BEING THE POINT OF BEGINNING.

SAID TRACT CONTAINS 8.081 ACRES, OR 352019 SQUARE FEET.

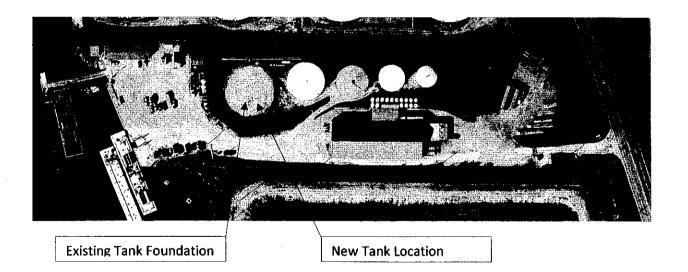
ATTACHMENT B

Detailed Description of Proposal

Martin Energy Services plans to install a new 3,360,000 gallon, 120ft diameter by 40ft tall tank on an existing tank foundation at the subject property. The new tank will replace an existing tank that was demolished in 2012. The new tank will store Ultra Low Sulfur Diesel, which is a Class III liquid. No civil-site work is planned for this project. There will be minor structural work to repair cracks and to level the existing tank foundation.

The subject property is located in Flood Zone AE with a base flood elevation of +12ft. The finished floor elevation of the existing tank foundation is +12.5ft which will be the same for the new tank. The tank will be located within a closed berm with a top of berm elevation of approximately +18.5ft which exceeds the flood elevation.

Tank construction is estimated to take approximately 30 weeks once building permits are issued.



JUL 24 19 1823PM

ATTACHMENT C

Plan Consistency Analysis

Martin Energy Services site at 1231 Cochrane Bridge Causeway is currently zoned as I-2, Heavy Industrial. The proposed future zoning for the property is listed as IH- Heavy Industrial. The current and future zoning is consistent for the subject property.

Chapter 64- Zoning/ Sec. 64-4 – Supplementary Regulations allows the construction of aboveground storage tanks in in I-2, Heavy Industrial. The subject property is current zoned I-2 therefore it is consistent with the permitted uses.

STATE OF ALABAMA, COUNTY OF MOBILE.



Mobile County, Alabama
I hereto certify this instrument
filed on: 97/31/2010 18:36:69 AM
Don Davis, Probate Judges
Peed Tax: \$ 99
Mortgage Tax: \$ 99
Mineral Tax: \$ 99
Mortgage Tax: \$ 90
Mortgage Tax: \$ 9

MEMORANDUM OF LEASE

THIS MEMORANDUM OF LEASE is made this day of the property of t

NOTICE IS HEREBY GIVEN that:

- Lessor and Lessee entered into that certain First Amendment to Lease dated July 16, 2018 (hereinafter called the "Amendment") with regard to that certain parcel of real property situated in the State of Alabama, County of Mobile, and more particularly described on Exhibit A hereto.
- Pursuant to the Amendment, the underlying Lease amended thereby, which Lease
 is presently in effect, is extended for a term three (3) years commencing November 1, 2018 and
 expiring October 31, 2021.

JUL24 '19 1124PM

{04511383,2}

Page 1 of 4

IN WITNESS WHEREOF, the Lessor and Lessee, respectively, have caused this Memorandum of Lease to be executed by their respective undersigned representatives thereunto duly authorized, the day and year first above written.

LESSOR:
BLIC, L.L.C.,
An Alabama Limited Liability Company
By: B. Shan Radius
By: B Record Redcliff
Title: Member
Tiue, include
RG COMPANY, L.L.C.,
an Alabama Limited Liability Company
By Sarfare Ann Lauthans
Name: Barbara Ann T. Guthans
Title: Sole Member
AFD CO., L.L.C.,
An Alabama Limited/Liability Company
By: ALM RYNCOLA O
Name: James VI. Horne
Title Manager, Dantzler Family, L.L.C., Sole Member
V
LESSEE:
LICANIE:
MARTIN ENERGY SERVICES LLC,
An Alabama Limited Liability Company
By: Jugue Fores
Name: Damon King
Title: ORV. P.

JUL 24 '19 1:24PM

(04511383.2)

Page 2 of 4

STATE OF ALABAMA, COUNTY OF MOBILE.

I, the undersigned Notary Public in and for said County in said State, hereby certify that B. GREER RADCLIFF, whose name as Member of BLIC, L.L.C., an Alabama limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such member and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand this the 3 day of July, 2018.

My Commission expires:

Karen C. Chavis
Notary Public Alabama State At Large
My Commission Expires 02/22/2020

STATE OF ALABAMA, COUNTY OF MOBILE.

I, the undersigned Notary Public in and for said County in said State, hereby certify that BARBARA ANN T. GUTHANS, whose name as Sole Member of RG COMPANY, L.L.C., an Alabama limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she, as such sole member and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand this the 31th day of July, 2018.

My Commission expires:

Commission expires: Karen C.

Karen C. Chavis Notary Public Alabama State At Large My Commission Expires 02/22/2020

(04511383.2)

Page 3 of 4

JUL 24 '19 1124PM

MISSISS IAP/ STATE OF ALABAMA, COUNTY OF MODILE: HARPISON

I, the undersigned Notary Public in and for said County in said State, hereby certify that JAMES H. HORNE, whose name as Manager of Dantzler Family, L.L.C, an Alabama limited liability company, Sole Member of AFD CO., L.L.C., an Alabama limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand this the 200 day of July, 2018.

NOTARY PUBLIC

My Commission expires 5

WANDAT ONE
COMMITTEE LEADING
03/06/2020

STATE OF TEXAS
COUNTY OF HARRIS

I, the undersigned Notary Public in and for said County in said State, hereby certify that Tawa King , whose name as 5A V. P of MARTIN ENERGY SERVICES, LLC, an Alabama limited liability company, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, he/she, as such officer and with full authority, executed the same voluntarily for and as the act of said limited liability company.

Given under my hand this the 24th day of July

ELIZABETH ANN HONEY
Notery Public, State of Texas
Comm. Expires 06-21-2022
Notery ID 6337655

NOTARY PUBLIC

My Commission Expires:

THIS INSTRUMENT PREPARED BY:

C. Richard Wilkins
MAYNARD, COOPER & GALE, P.C.
RSA Battle House Tower
11 North Water Street, Suite 24290
Mobile, Alabama 36602-5024
Telephone: (251) 432-0001
Facsimile: (251) 432-0007

(04511383.2)

Page 4 of 4

JUL 24 '19 1424PM

EXHIBIT A

From the intersection of the North line of Lot 4 of a Subdivision of Lot 15, Blakeley Island Tract, as recorded in Map Book 3, Pages 77-78. Probate Court records, Mobile county, Alabama, and the present West right-of-way line of U.S. Highway 90, run South 18° 35' 14" East along the West right-of-way line of U.S. Highway 90 a distance of 698.23 feet to the POINT OF BEGINNING of the property herein described; the second of the Point West 1166 feet, more or less, to the East margin of Mobile River 360 feet, the second of Lot 15, Blakeley Island Tract; thence South 197-121-121.

But the West right-of-way line of U.S. Highway 90; thence North 197-121-121.

West large add right of my line 305. The feet to the POINT OF BEGINNING.

JUL 24 '19 1824PM

{04511959.1}

Tom Nelson

From:

Brad Justice < Brad. Justice@martinmlp.com>

Sent:

Friday, July 12, 2019 10:44 AM

To:

Tom Nelson Brad Justice

Subject:

FW: Blakely Island Tank Update - Planning & Zoning Request

[EXTERNAL EMAIL]

Please report any suspicious attachments, links, or requests for sensitive information to CyberSecurityTeam@hargrove-epc.com.

See below from Greer Radcliff. This is the best we can do for BLIC until 7/22. Go ahead and submit this one to the City with a note that it will be properly signed upon his return.

Thanks,

-Brad

Brad Justice | VP - Strategic Business Management

Martin Energy Services | Martin Midstream Partners L.P. (NASDAQ: MMLP)

Three Riverway, Suite 400 | Houston, TX 77056

Office: 713-350-6838 | Mobile: 713-859-1557 | Fax: 713-350-2838

brad.justice@martinmlp.com

JULES 19 1124194

From: Greer [mailto:radcliffg@bellsouth.net]

Sent: Friday, July 12, 2019 10:30 AM

To: Brad Justice < Brad. Justice @martinmlp.com>

Cc: Richard Wilkins rwilkins@maynardcooper.com; Damon King Damon.King@martinmlp.com; Jim Horne

<ihorne0209@aol.com>

Subject: Re: Blakely Island Tank Update - Planning & Zoning Request



The undersigned of BLIC LLC gives Brad Justice(Martin Energy Services) permission to sign the attached application for planning approval concerning the property(Parcel RO22901000007007) and submit the application on my behalf.

B.Greer Radcliff

Managing Partner

B Greer Radcliff 251-510-8338

On Jul 12, 2019, at 9:49 AM, Brad Justice < Brad. Justice @martinmlp.com > wrote:

Good morning Richard. Do you know if the updated letters will be ready today or Monday? Hargrove just inquired as the next submittal date is by COB on Monday.

Thanks,

-Brad

City of Mobile
Urban Development Department
Planning Section
Third Floor - South Tower
Mobile Government Plaza
205 Government Street
Mobile, Alabama 36602

RE:

Application of Martin Energy Services, LLC

1231 Cochran Causeway

Mobile, Alabama

anrsa la risabl

Ladies and Gentlemen:

The undersigned, being the owners of all interests in the real property situated at the above address, by this letter, hereby authorize the applicant, Martin Energy Services, LLC, to submit for approval the above referenced application to the City of Mobile.

Very truly yours,

AFD CO., LLC
An Alabama Limited Liability Company

By:

James H. Horne, Manager
Dantzler Family, L.L.C.
Its Sole Member

BLIC, L.L.C.,
An Alabama Limited Liability Company

By:

B. Greer Radcliff
Its Member

By:

Barbara Ann T. Guthans Its Sole Member

RG COMPANY, L.L.C.,

An Alabama Limited Liability Company

City of Mobile Urban Development Department Planning Section Third Floor - South Tower Mobile Government Plaza 205 Government Street Mobile, Alabama 36602

RE:

Application of Martin Energy Services, LLC

1231 Cochran Causeway

Mobile, Alabama

Ladies and Gentlemen:

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JUL24 19 1424PM

Very truly yours,

AFD CO., LLC

An Alabama Limited Liability Company

By:

James IV. Horne, Manager Dantzler Family, L.I..C. Its Sole Member

BLIC, L.L.C.,

An Alabama Limited Liability Company

By:

B. Greer

Radeliff Member

Its

RG COMPANY, L.L.C., An Alabama Limited Liability Company

By:

Barbara Ann T.

Guthans

Its Sole

Member

City of Mobile
Urban Development Department
Planning Section
Third Floor - South Tower
Mobile Government Plaza
205 Government Street
Mobile, Alabama 36602

JUL 24 '19 1:24PM

KL:

Application of Martin Energy Services, LLC

1231 Cochran Causeway

Mobile, Alabama

Ladies and Gentlemen:

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Very truly yours,

AFD CO., LLC
An Alabama Limited Liability Company

By:

James II. Horne, Manager Dantzler Family, L.L.C. Its Sole Member

BLIC, L.L.C., An Alabama Limited Liability Company

By:

B. Greer Radeliff Its Member

RG COMPANY, L.I..C.,

An Alabama Limited Liability Company

Barbara Ann T. Guthans

Its Sole Member

ATTACHMENT E

Description of Any Applicable Vapor, Emissions, or Odor Regulations

The proposed Tank is not subject to federal or state best management practices regulations with respect to vapor, missions, and/or odor control. Martin Energy will submit the ADEM Notification (UST/AST Trust Fund Program) when appropriate.

JUL 24 '19 1422PM



ALABAMA STATE DOCKS PO BOX 1588 MOBILE, AL 36601

ALABAMA STATE DOCKS DEPT PO BOX 1588 MOBILE, AL 36652

ALABAMA STATE OF PO BOX 1588 MOBILE. AL 36601 ALABAMA STATE OF ACTING PO BOX 1588 MOBILE, AL 36601

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PO BOX 1705 MOBILE, AL 36633 BENDER THOMAS B JR C/O EAST BANK INDUSTRIES PO BOX 1705 MOBILE, AL 36633

BLAKELEY LOGISTICS LLC 3000 RESEARCH FOREST DR #250 THE WOODLANDS, TX 77381 JULIA 19 LIZIPH

CHIPPEWA LAKES LLC, A LIMITED LIABILITY CORPORATION PO BOX 2672 MOBILE, AL 36602 CENTER POINT TERMINAL BLAKELEY ISLAND LLC 8235 FORSYTH BLVD STE 400 CLAYTON, MO 63105

SHELL CHEMICAL LP TAX DEPARTMENT-PROPERTY PO BOX 4369 HOUSTON, TX 77002 HENRY PROPERTIES LLC AN PO BOX 7650 SPANISH FORT, AL 36577

SHELL CHEMICAL LP PROPERTY TAX DEPARTMENT PO BOX 4369 HOUSTON, TX 77002

PA 3000 FOOT LIST

BRAD JUSTICE MARTIN ENERGY SERVICES Three Riverway Suite 400 HOUSTON, TX 77056

> Control Bandard Control Control Canada

AND WARRAGEN

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