

**JOINT**  
**PUBLIC NOTICE**

**CHARLESTON DISTRICT, CORPS OF ENGINEERS**  
1949 Industrial Park Road, Room 140  
Conway, South Carolina 29526  
and  
**THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL**  
Office of Environmental Quality Control  
Water Quality Certification and Wetlands Programs Section  
2600 Bull Street  
Columbia, South Carolina 29201

REGULATORY DIVISION

Refer to: P/N #2013-00869-3B

Date: April 9, 2015

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), the South Carolina Coastal Zone Management Act (48-39-10 et. seq.), and the S.C. Construction in Navigable Waters Permit Program (R. 19-450, et. seq., 1976 S.C. Code of Laws, as amended), an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

**THOMAS BOOTH**  
**C/O BRITT FELDNER**  
**THE BRIGMAN COMPANY**  
**P.O. BOX 1532**  
**CONWAY, SOUTH CAROLINA 29528**

for a permit to modify a previously authorized dock, construct a bulkhead, and dredge in the

**ATLANTIC INTRACOASTAL WATERWAY (AIWW)**

at a location described as Cedarwood Circle (TMS# 155-08-25-101), in the City of North Myrtle Beach, Horry County, South Carolina (Latitude: 33.794718°N; Longitude: -78.764354°W).

In order to give all interested parties an opportunity to express their views

**NOTICE**

is hereby given that written statements regarding the proposed work will be received by the **Corps** until

**15 Days from the Date of this Notice,**

and **SCDHEC** will receive written statements regarding the proposed work until

**30 Days from the Date of this Notice**

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of modifying an existing, previously authorized dock, constructing a bulkhead and dredging. The dock was previously authorized on September 12, 2013 under SAC# 2013-00869-3B. A compliance inspection was performed on the existing dock on February 3, 2015 and was considered compliant. In detail, the dock modification includes the addition of a 10' x 13.6' fixed pierhead, a 12.5' x 12.5' covered boat lift, and the conversion of the existing boat lift to a dual PWC lift utilizing the existing pilings. A bulkhead will also

be constructed along 44 linear feet of shoreline, of which only 24 linear feet (3 c.y.) will be placed below the high tide line (HTL). In addition, the applicant proposes to dredge approximately 200 c.y. (2,630 s.f.) of material from the AIWW to a depth of -4' below mean low water (MLW). The material will be removed by mechanical means utilizing a long-reach excavator from a 20' x 50' barge lined with silt fence and straw bales. The dredged material will dewater back into the AIWW through the straw bales and silt fence from the barge before it is offloaded. The dredged material will then be offloaded into containment bags and transported by dump truck to the final disposal site known as the "Vereen Site" (TMS# 144-03-01-002). On August 14, 2014, the final disposal site was determined to be uplands under SAC# 2014-00216-3B. As stated by the applicant, measures taken to avoid and minimize impacts to Waters of the United States include limiting dredging activities to the minimal amount possible to provide access to the docking structure during all tides. The applicant offered no compensatory mitigation due to the minimal amount of impacts associated with the proposed project. It is understood that this work is to be conducted on/or adjacent to an area subject to a prism and/or disposal area held by the United States. Appropriate provisions will be included in the permit to ensure the interests of the Federal Government are understood. The purpose of the project is to provide private recreational boat mooring within the AIWW and bank stabilization.

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the South Carolina Department of Health and Environmental Control in accordance with provisions of Section 401 of the Clean Water Act. As such, this notice constitutes a request, on behalf of the applicant, for certification that this project will comply with applicable effluent limitations and water quality standards. The work shown on this application must also be certified as consistent with applicable provisions of the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certifications are received. This activity may also require evaluation for compliance with the S.C. Construction in Navigable Waters Permit Program. State review, permitting and certification is conducted by the S.C. Department of Health and Environmental Control. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to State certification or the navigable waters permit must submit all comments in writing to the S.C. Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact (0.06) acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the shrimp, and snapper-grouper management complexes. Our initial determination is that the proposed action would not have a substantial individual or cumulative adverse impact on EFH or fisheries managed by the South Atlantic Fishery Management Council and the National Marine Fisheries Service (NMFS). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely effect any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service and the National Marine Fisheries Service for any additional information they may have on whether any listed or proposed endangered or threatened species or designated or proposed critical habitat may be present in the area which would be affected by the activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

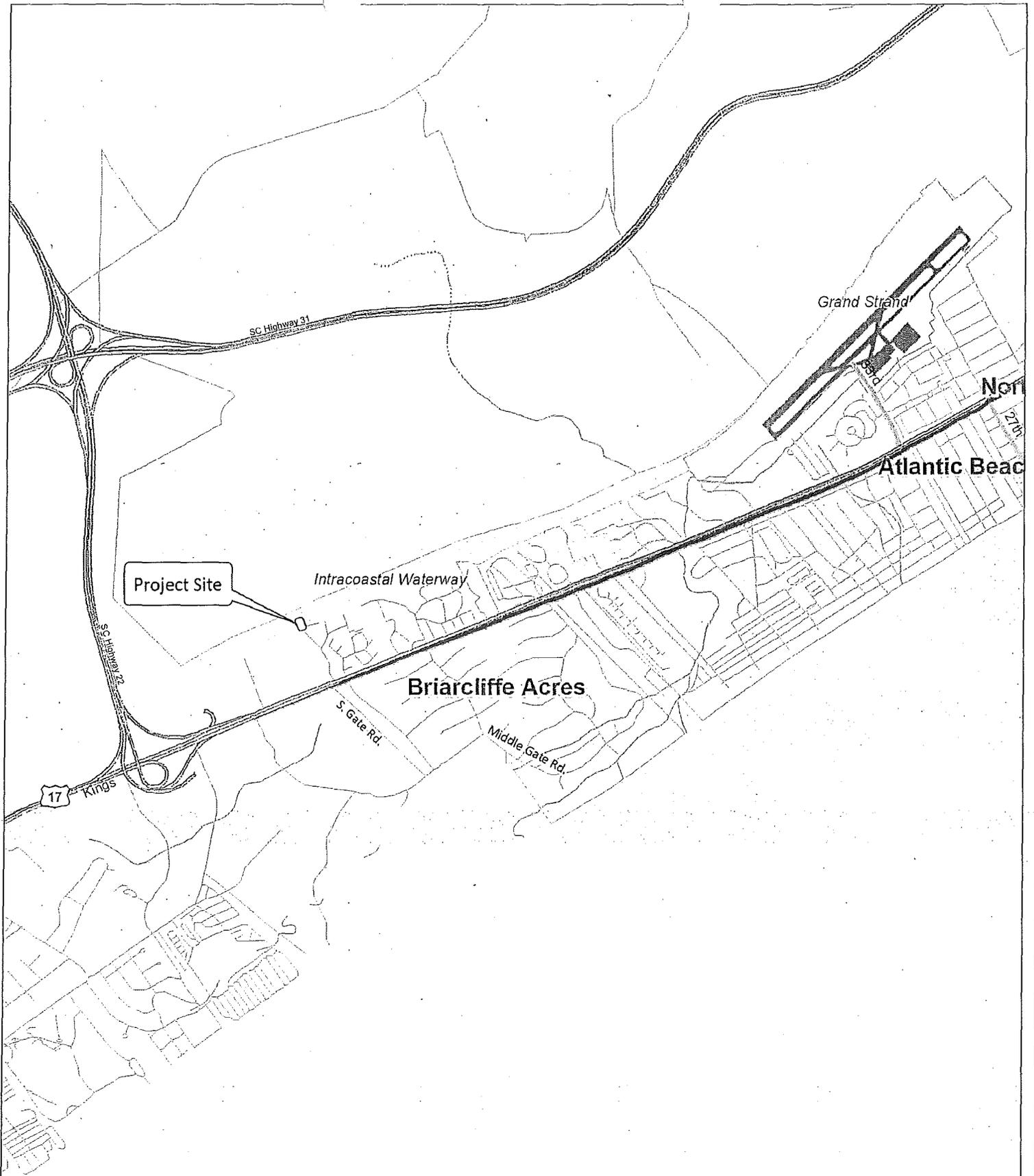
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both

protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the project will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that it would be contrary to the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this project. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact Wiley Bracey at 843-365-1707.

# Vicinity Map



## Booth Dock Permit Modification

Horry County

Date: 12-29-14

Date Revised:

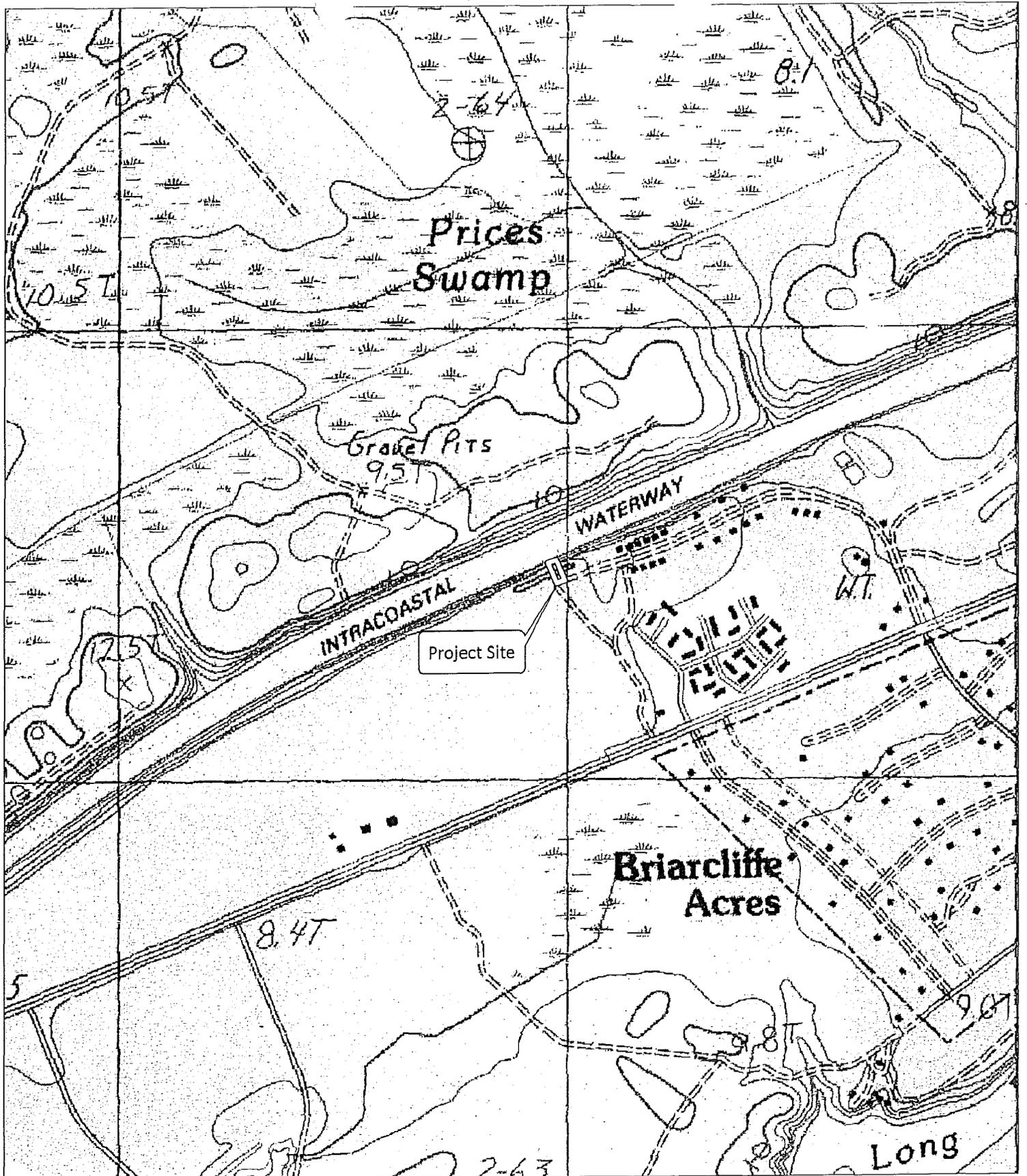
Application No. SAC# 2013-00869-3B

PROPOSED ACTIVITY: additional fixed pierhead, conversion of boat lift to PWC lift, addition of new boat lift, and dredging

APPLICANT: Tommy Booth

FIGURE  
1 of 7

# USGS Topographic Map



## Booth Dock Permit Modification

Horry County

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Date Revised:

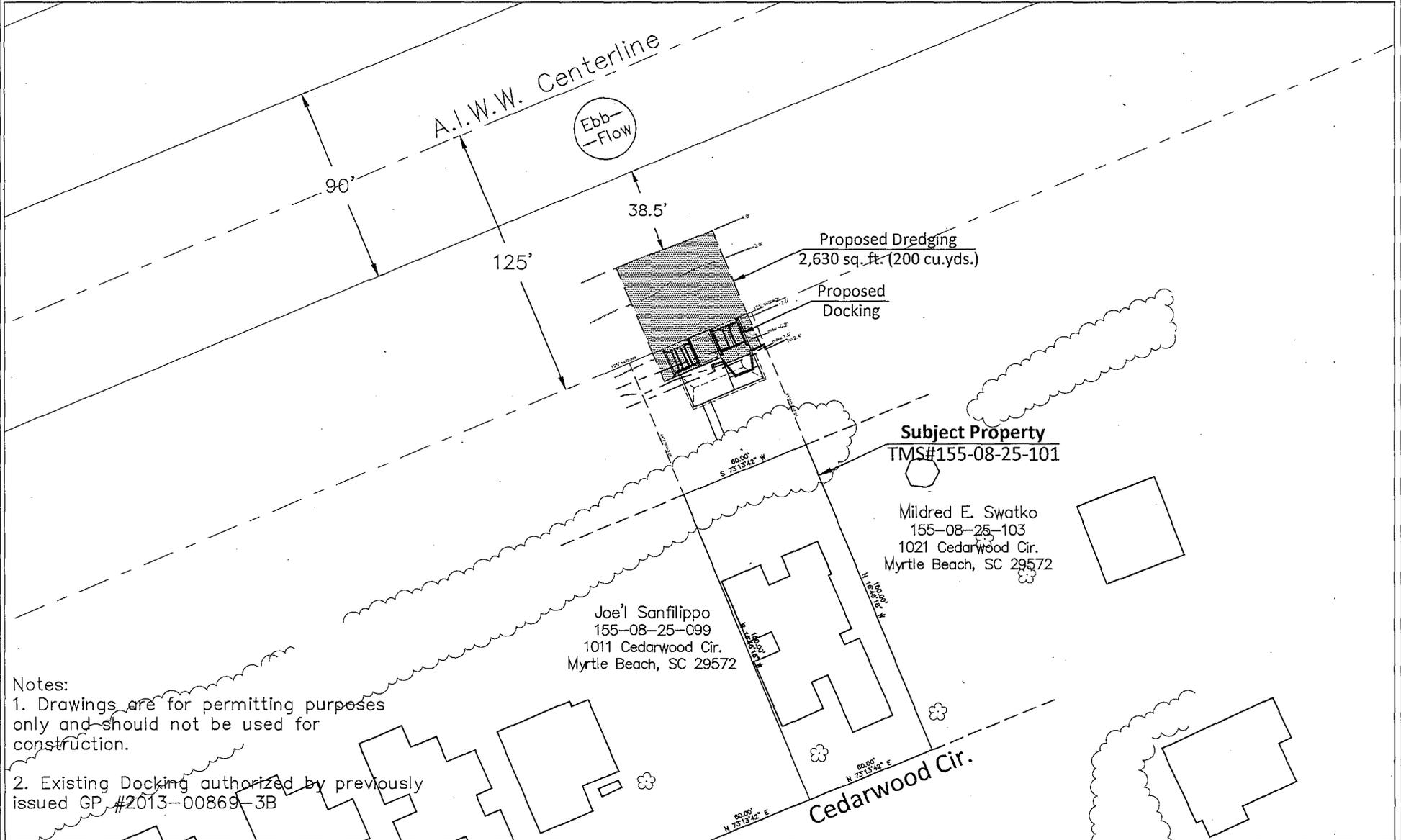
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FIGURE  
2 of 7

# Overall Plan View



**Notes:**

1. Drawings are for permitting purposes only and should not be used for construction.
2. Existing Docking authorized by previously issued GP #2013-00869-3B

## Booth Dock Permit Modification

Horry County

Date: 12-29-14

Date Revised:

Application No. SAC# 2013-00869-3B



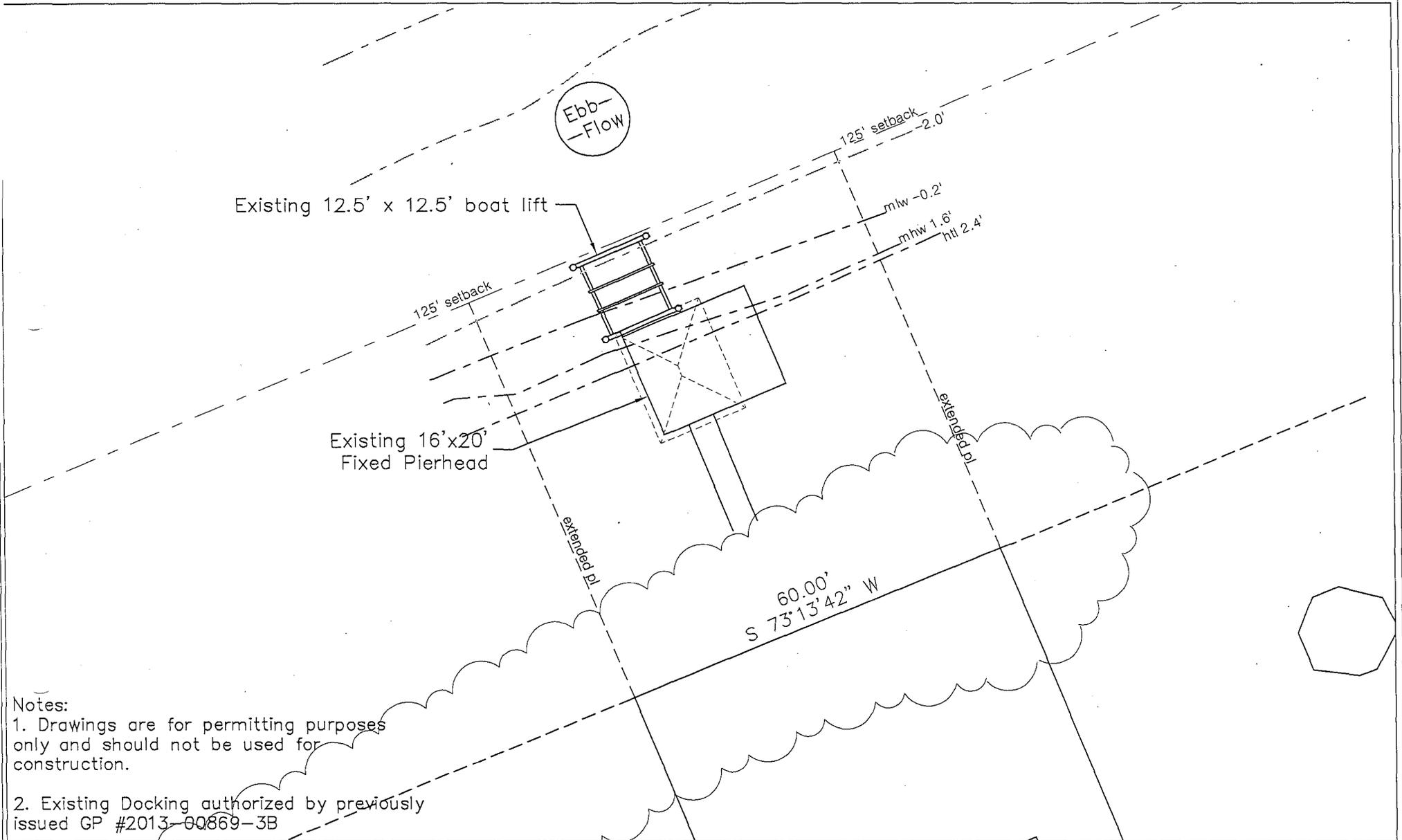
FIGURE  
3 of 7

PROPOSED ACTIVITY: additional fixed pierhead, conversion of boat lift to PWC lift, addition of new boat lift, and dredging

APPLICANT: Tommy Booth



# Existing Dock



- Notes:
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## Booth Dock Permit Modification

Horry County  
Date: 12-29-14  
Date Revised:  
Application No. SAC# 2013-00869-3B



FIGURE  
4 of 7

PROPOSED ACTIVITY: additional fixed pierhead, conversion of boat lift to PWC lift, addition of new boat lift, and dredging

APPLICANT: Tommy Booth



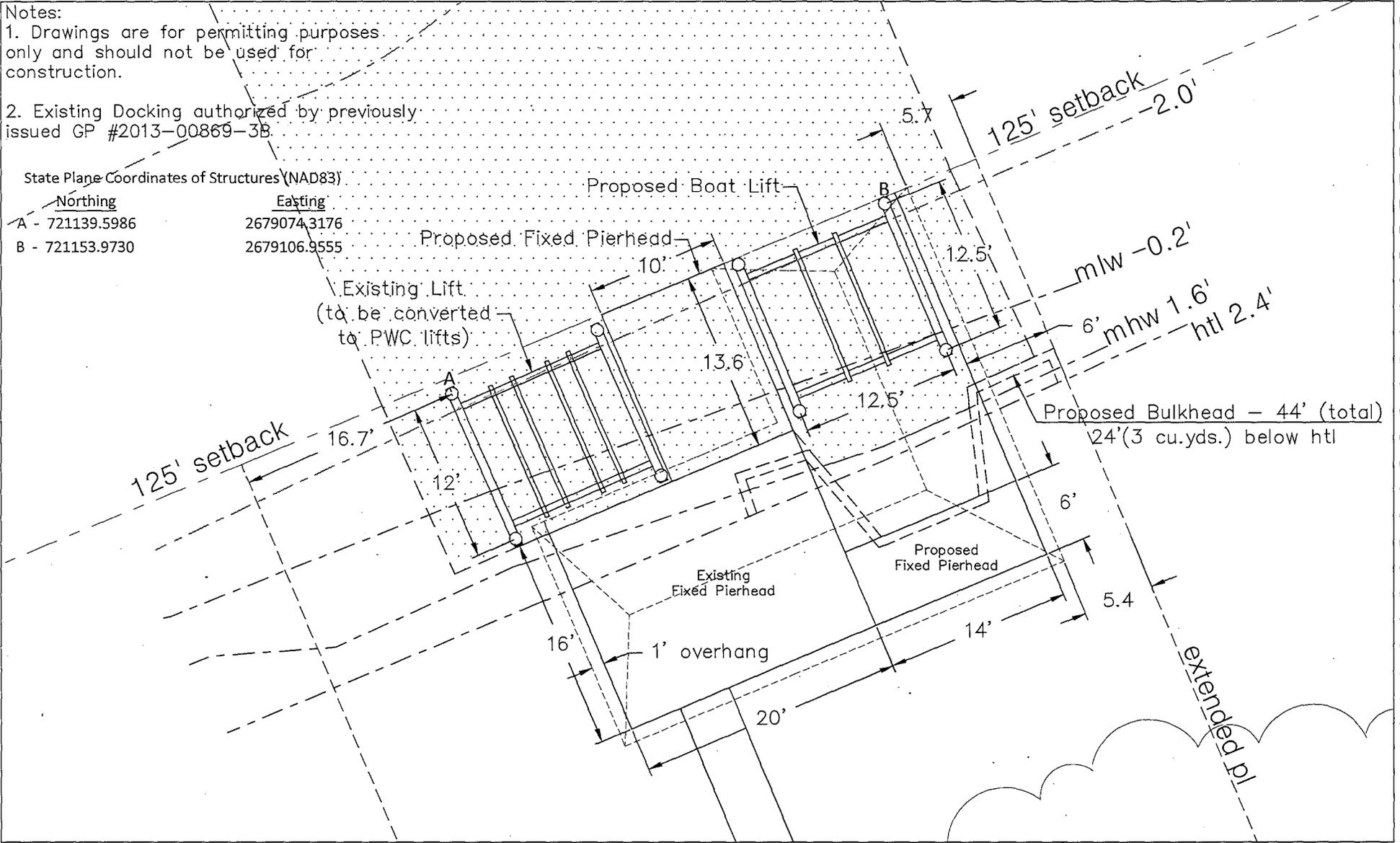
# Proposed Docking

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State Plane Coordinates of Structures (NAD83)

Northing	Easting
A - 721139.5986	2679074.3176
B - 721153.9730	2679106.9555



## Booth Dock Modification

Horry County

Date: 12-1-14

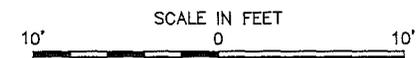
Date Revised:

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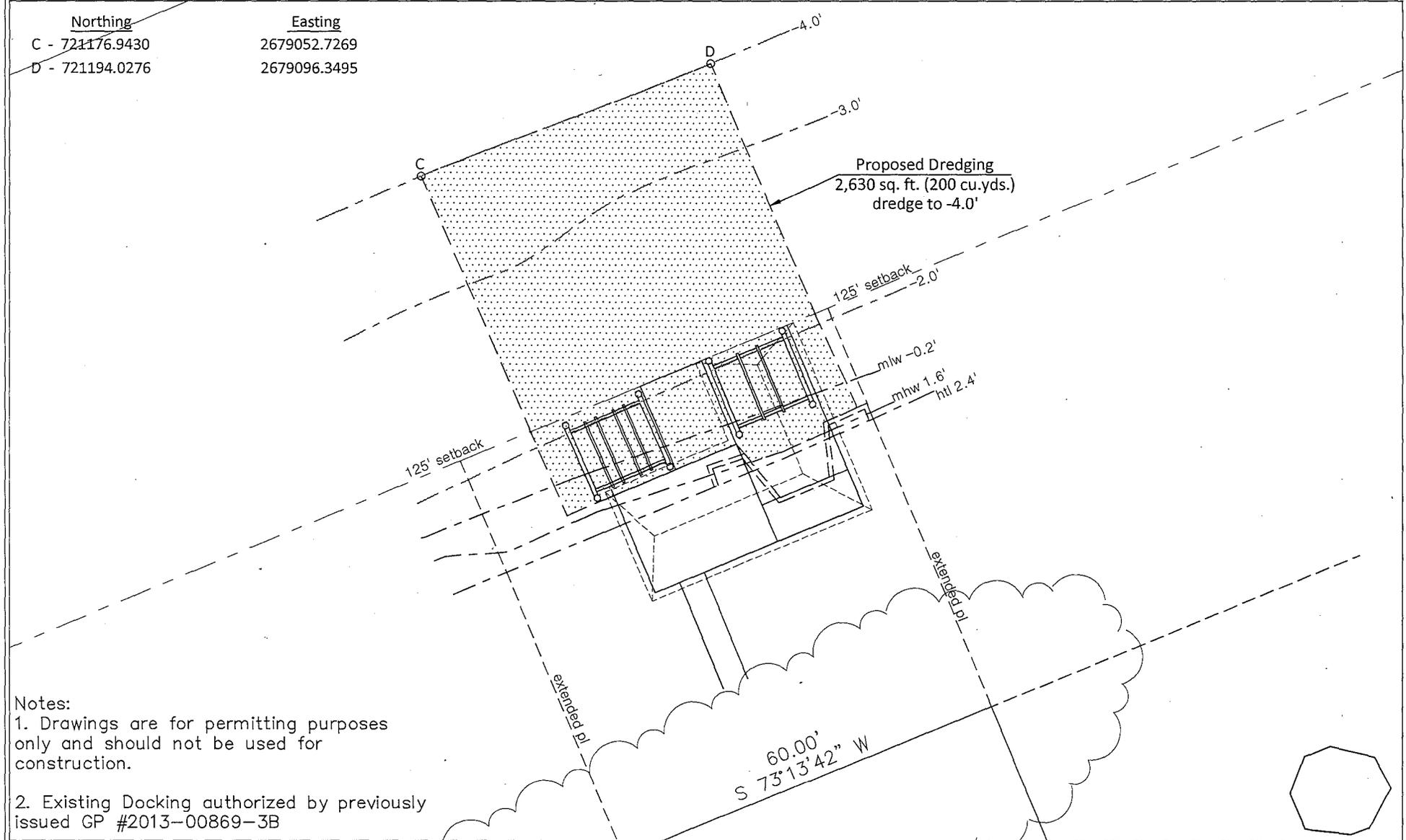
APPLICANT: Tommy Booth

FIGURE  
5 of 7



# Dredging Detail

Northing	Easting
C - 721176.9430	2679052.7269
D - 721194.0276	2679096.3495



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Date: 12-29-14

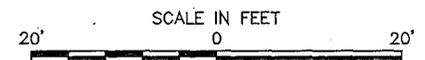
Date Revised:

Application No. SAC# 2013-00869-3B

PROPOSED ACTIVITY: additional fixed pierhead, conversion of boat lift to PWC lift, addition of new boat lift, and dredging

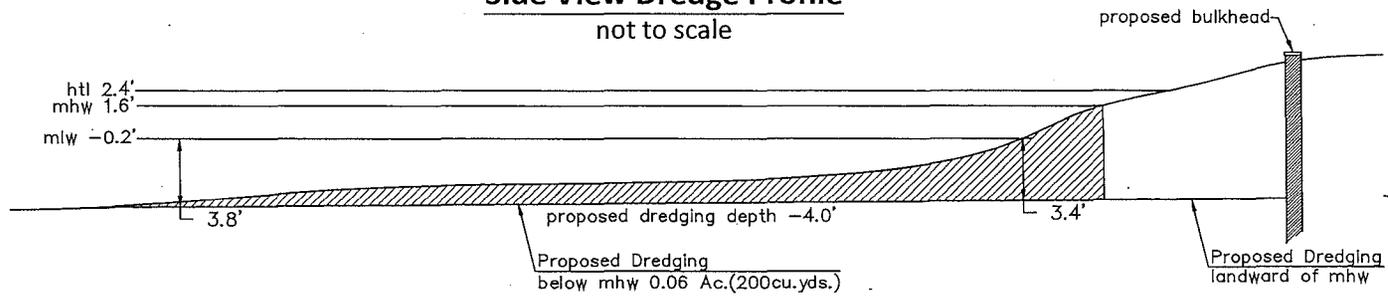
APPLICANT: Tommy Booth

FIGURE  
**6 of 7**

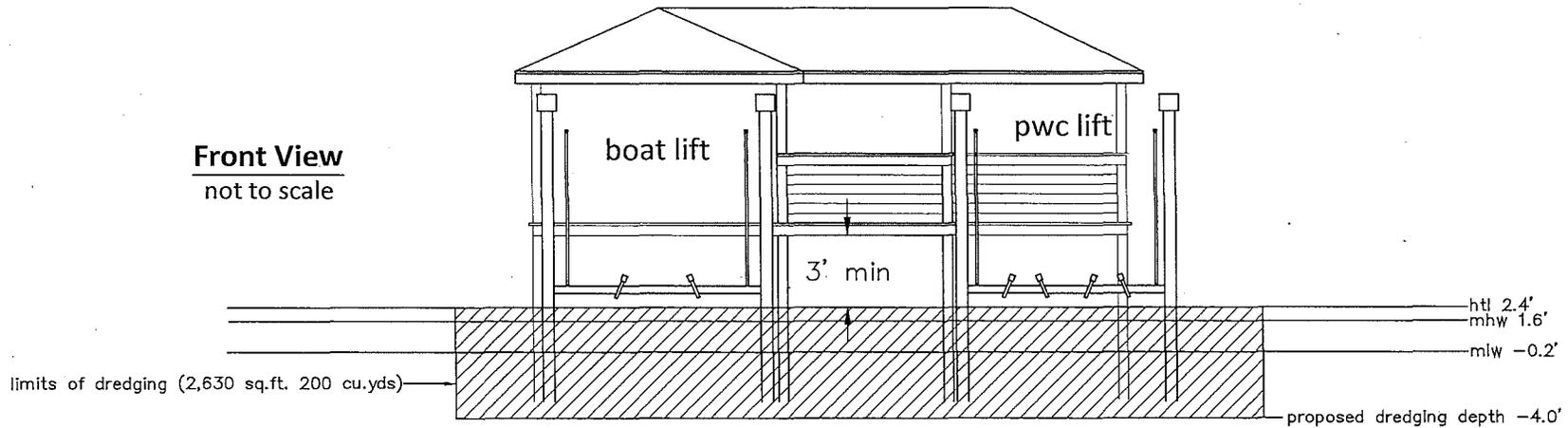


# Section View

## Side View Dredge Profile not to scale



## Front View not to scale



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## Booth Dock Permit Modification

Horry County

Date: 12-29-14

Date Revised: 3-13-2015

Application No. SAC# 2013-00869-3B

PROPOSED ACTIVITY: additional fixed pierhead, conversion of boat lift to PWC lift, addition of new boat lift, and dredging

APPLICANT: Tommy Booth

FIGURE  
7 of 7

