

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
Water Quality Certification and Wetlands Section
2600 Bull Street
Columbia, South Carolina 29201

REGULATORY DIVISION

Refer to: P/N SAC-2017-00488

18 April 2017

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

Eddie McGee
c/o The EARTHWORKS Group
P.O. Box 201
Murrells Inlet, South Carolina 29576

for a permit to dredge and construct a private use docking facility in the

ATLANTIC INTRACOASTAL WATERWAY (AIWW)

at 5236 Nightingale Drive, in Myrtle Beach, Horry County, South Carolina (Latitude: 33.7281°N, Longitude: -78.8946°W), Myrtle Beach Quad.

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 project involves the construction of a covered pierhead and boat lift, walkway, floating dock, and associated dredging. In detail, the work consists of the construction of a 16' X 16' (256 SF) fixed pierhead with a roof that will be accessed from a 4' X 60' walkway

attached to a proposed bulkhead. The proposed bulkhead will be located landward, above the High Tide Line (HTL) and therefore will not require a Department of the Army permit. On the northeast side of the pierhead will be a 3' X 16' ramp leading to an 8' X 16' (128 SF) floating dock. On the southwest side of the pierhead will be a 14' X 14' (196 SF) four pile boatlift with a 40' X 16' (640 SF) roof.

The proposed dredging will encompass approximately 4,768 S.F. of open water area in the AIWW and will remove 335 cubic yards of bottom material. The bottom will be dredged to a depth of -5.0' (MLW) with landward and side margins graded at a 2:1 slope to the existing elevations. Dredging will be completed by a barge mounted long reach excavator and spoil material will be dewatered on site behind the proposed bulkhead within uplands. Dredged material will be allowed to dewater behind the bulkhead, draining down through a layer of #57 stone and jet filters. The applicant offered no compensatory mitigation for impacts associated with the 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 project purpose as stated by the applicant is to provide private recreational boating access and mooring within the AIWW.

NOTE: This public notice and associated plans are available on the Corps' website at:
<http://www.sac.usace.army.mil/Missions/Regulatory/PublicNotices>.

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). 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 District Engineer will not process this application to a conclusion until such certifications are received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review.

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 0.11 acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the shrimp, and snapper-grouper management complexes. The District Engineer's 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). The District Engineer's final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to the Section 7 of the Endangered Species Act of 1973 (as amended), the Corps has reviewed the project area, examined all information provided by the applicant, and the District Engineer has determined, based on the most recently available information that the West Indian Manatee (*Trichechus manatus*), Shortnose Sturgeon (*Acipenser brevirostrum*), and Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*), Federally *endangered* species are present in the

vicinity of the project. However, it has been determined that the project will have no effect on Shortnose Sturgeon (*Acipenser brevirostrum*), or Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*), and will not result in the destruction or adverse modification of designated or proposed critical habitat. Additionally, the District Engineer has determined that the project is not likely to adversely affect the West Indian Manatee (*Trichechus manatus*) or result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

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.

In accordance with Section 106 of the NHPA, the District Engineer has consulted South Carolina ArchSite (GIS), for the presence or absence of historic properties (as defined in 36 C.F.R. 800.16)(1)(1)), and has initially determined that no historic properties are present; therefore, there will be no effect on historic properties. To ensure that other historic properties that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office and any other interested parties to provide any information they may have with regard to historic properties. This public notice serves as a request for concurrence within 30 days from the SHPO (and/or Tribal Historic Preservation Officer).

The District Engineer's final eligibility and effect determination will be based upon coordination with the SHPO and/or THPO, as appropriate and required and with full consideration given to the proposed undertaking's potential direct and indirect effects on historic properties within the Corps-identified permit area.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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. 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 cannot undertake to adjudicate rival claims.

The Corps 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 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. **Please submit comments in writing, identifying the project of interest by public notice number, to the following address:**

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
1949 INDUSTRIAL PARK ROAD, ROOM 140
CONWAY, SOUTH CAROLINA 29526**

If there are any questions concerning this public notice, please contact Rob Huff, Project Manager, at (843) 365-4239.



Lot 29 Plantation Point Dock & Dredge
SAC-2017-00488
Horry County, South Carolina
Dated April 12, 2017
Sheet 1 of 6

ID PIN	Owner Name	Address	City, State, ZIP
A 419-14-02-0061	William F. Doyle, Jr.	5232 Nightingale Dr.	Myrtle Beach, SC 29577
B 419-14-02-0063	Christopher D. St. John	2845 Old Bryan Dr.	Myrtle Beach, SC 29577

EARTHWORKS
planning and design consultants
 11655 HIGHWAY 707
 MURRELLS INLET, SC 29576
 phone - 843-651-7900
 fax - 843-651-7903
www.earthworksgroup.com

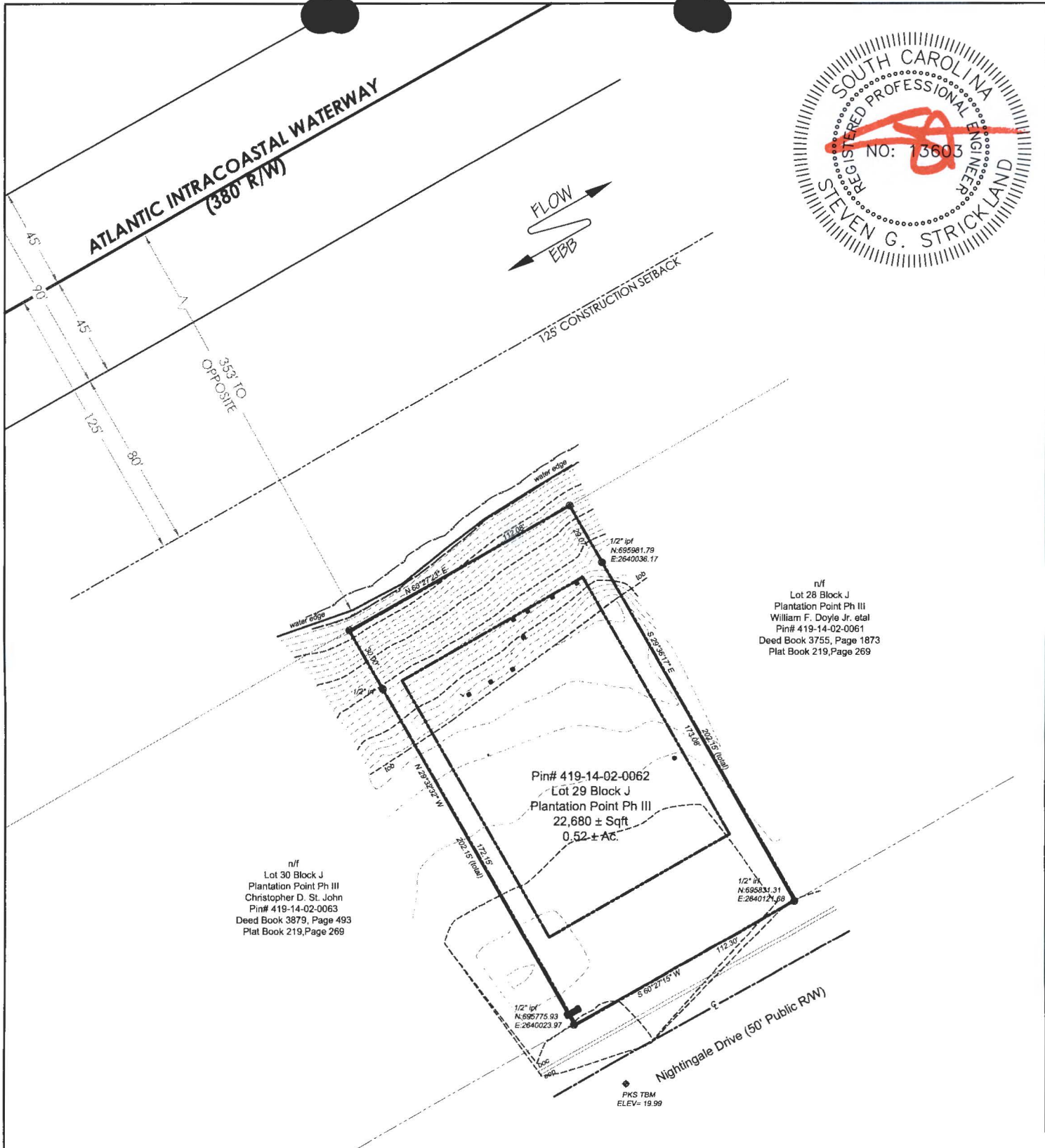
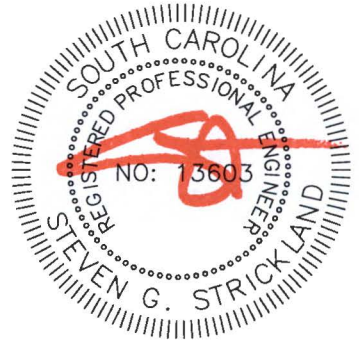
SITE/VICINITY MAP
LOT 29 PLANTATION POINT
DOCK & DREDGE PERMITTING

SCALE
 1" = 2,400'
 1" = 200'

APPLICANT: **EDDIE & MICHELLE McGEE**
 978 FOLLY ROAD
 MYRTLE BEACH, SC 29588
 LOCATION: 5236 NIGHTINGALE DR., MYRTLE BEACH
 HORRY COUNTY, SOUTH CAROLINA
 LAT/LONG: 33.728083, -78.894518
 USGS QUAD: MYRTLE BEACH

SHEET
1

DATE: 2/6/2017



n/f
 Lot 28 Block J
 Plantation Point Ph III
 William F. Doyle Jr. et al
 Pin# 419-14-02-0061
 Deed Book 3755, Page 1873
 Plat Book 219, Page 269

n/f
 Lot 30 Block J
 Plantation Point Ph III
 Christopher D. St. John
 Pin# 419-14-02-0063
 Deed Book 3879, Page 493
 Plat Book 219, Page 269

Pin# 419-14-02-0062
 Lot 29 Block J
 Plantation Point Ph III
 22,680 ± Sqft
 0.52 ± AC.

Nightingale Drive (50' Public R/W)

PKS TBM
 ELEV= 19.99

FOR PERMITTING PURPOSES ONLY - NOT FOR CONSTRUCTION

Lot 29 Plantation Point Dock & Dredge
SAC-2017-00488
Horry County, South Carolina
Dated April 12, 2017
Sheet 2 of 6

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SITE EXISTING
LOT 29 PLANTATION POINT
DOCK & DREDGE PERMITTING

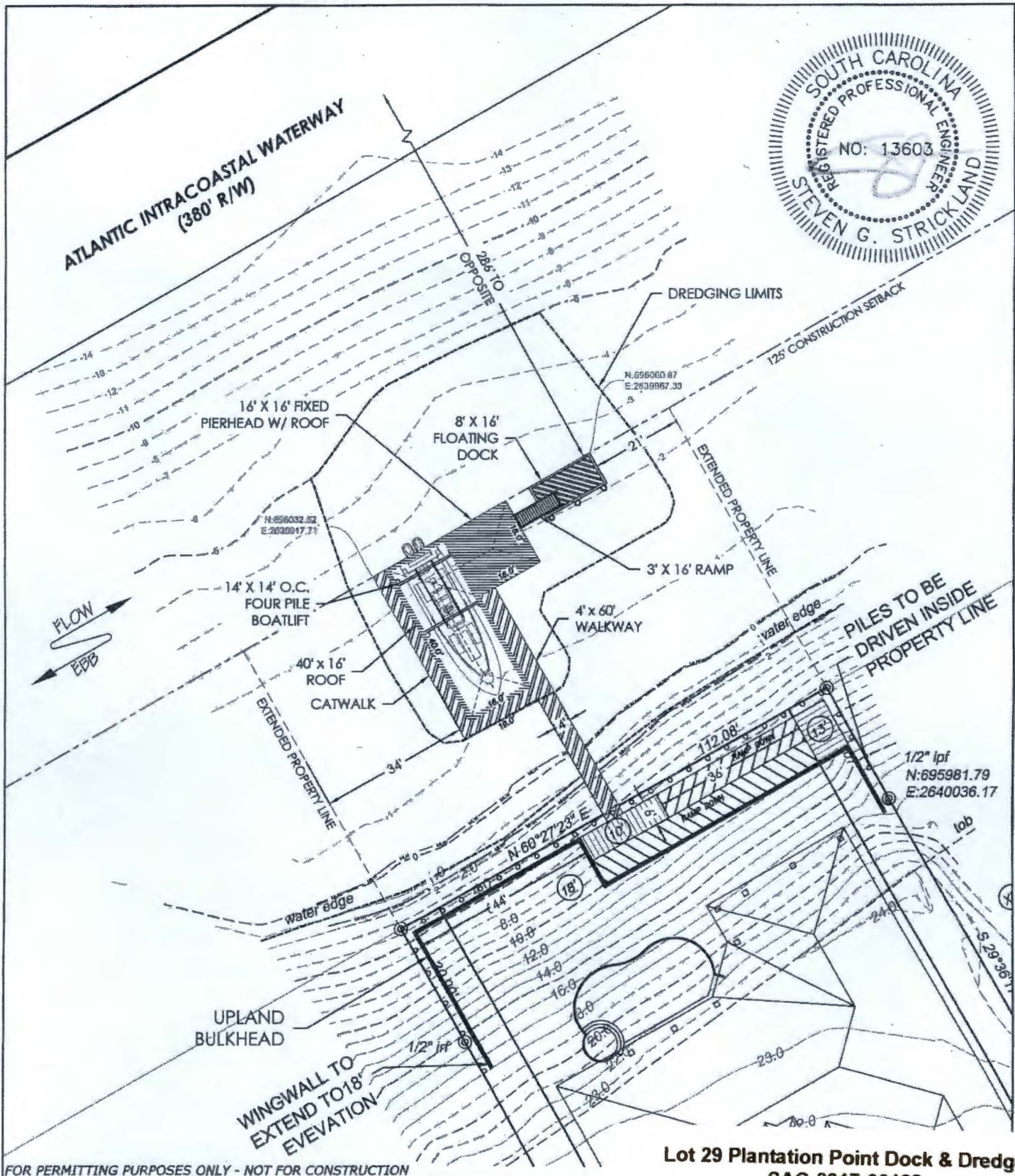
SCALE
 1" = 60'

LOCATION: 5236 NIGHTINGALE DR., MYRTLE BEACH
 HORRY COUNTY, SOUTH CAROLINA
 LAT/LONG: 33.728083, -78.894518
 USGS QUAD: MYRTLE BEACH

DATE: 4/03/17

TEG PN: 171029

SHEET
2



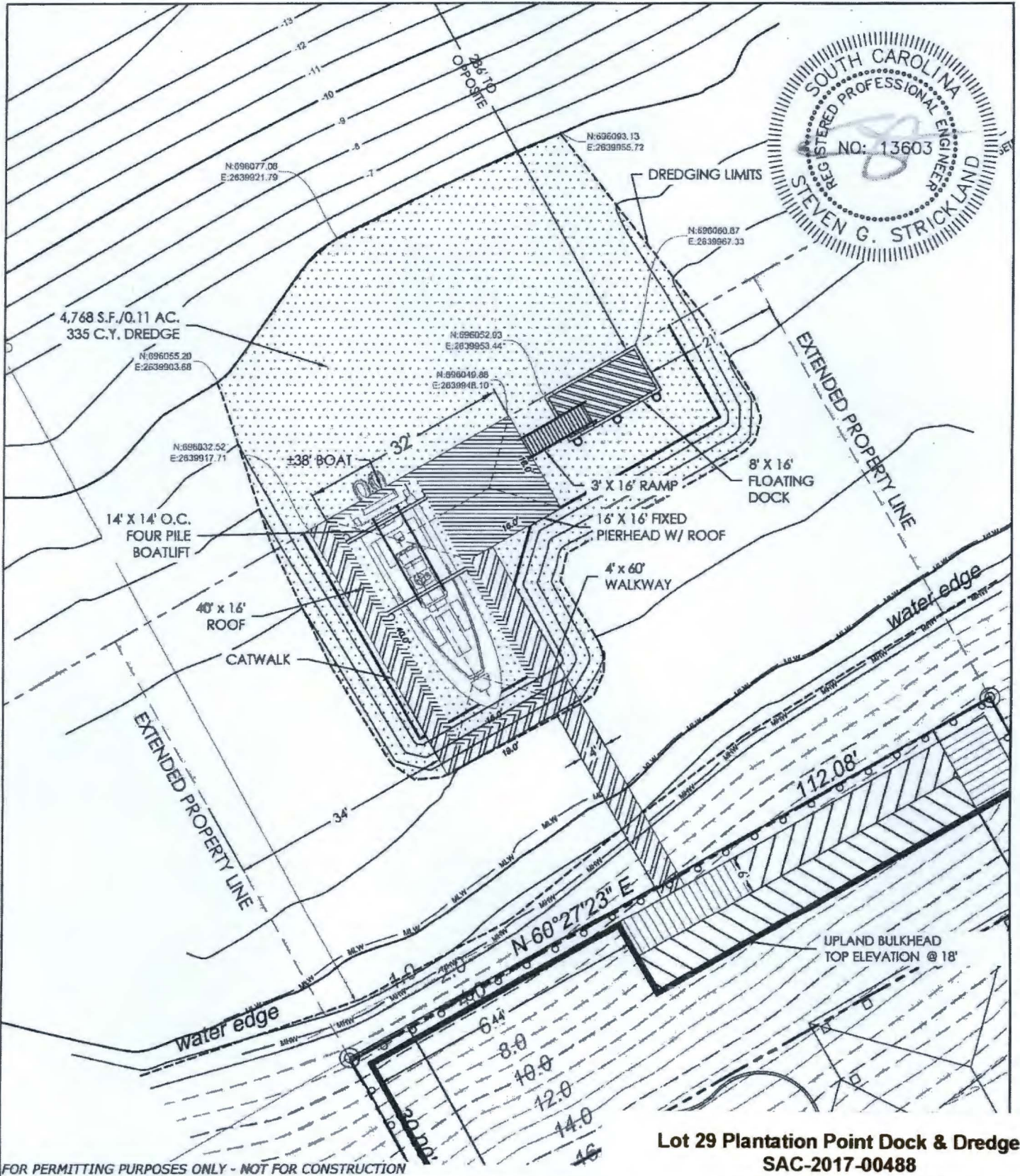
Lot 29 Plantation Point Dock & Dredge
SAC-2017-00488
Horry County, South Carolina
Dated April 12, 2017
Sheet 3 of 6

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PROPOSED DOCK
LOT 29 PLANTATION POINT
DOCK & DREDGE PERMITTING

SCALE
 1" = 30'

Horry County, South Carolina
 LAT/LONG: 33.728083, -78.894518
 USGS QUAD: MYRTLE BEACH
 DATE: 4/11/17
 SHEET
3
 TEG PN: 171029



FOR PERMITTING PURPOSES ONLY - NOT FOR CONSTRUCTION

Lot 29 Plantation Point Dock & Dredge
SAC-2017-00488
Horry County, South Carolina
Dated April 12, 2017
Sheet 4 of 6

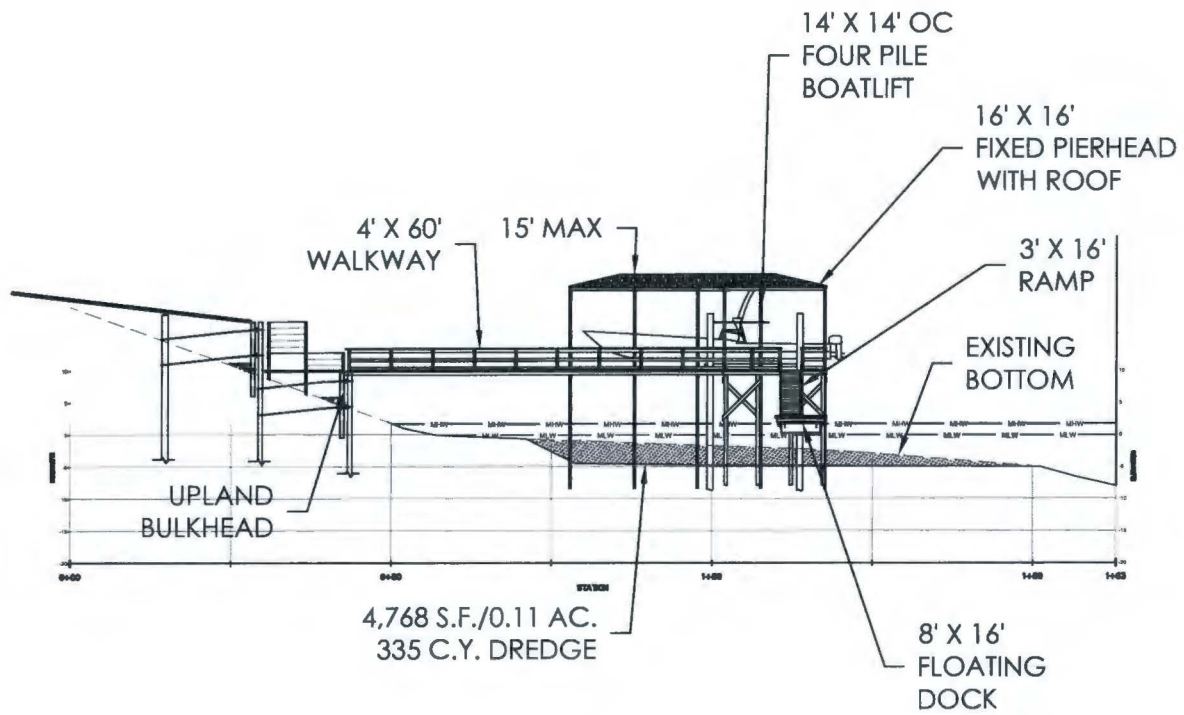
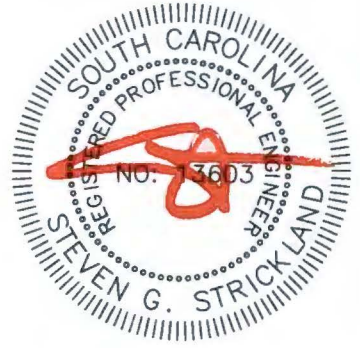
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**PROPOSED DOCK
 DETAILS**
 LOT 29 PLANTATION POINT
 DOCK & DREDGE PERMITTING

0 10 20 SCALE 1" = 20'

LOCATION: 5236 NIGHTINGALE DR., MYRTLE BEACH
 HORRY COUNTY, SOUTH CAROLINA
 LAT/LONG: 33.728083, -78.894518
 USGS QUAD: MYRTLE BEACH
 DATE: 4/11/17
 TEG PN: 171029

SHEET 4



FOR PERMITTING PURPOSES ONLY - NOT FOR CONSTRUCTION

Lot 29 Plantation Point Dock & Dredge
SAC-2017-00488
Horry County, South Carolina
Dated April 12, 2017
Sheet 5 of 6

EARTHWORKS
planning and design consultants

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 MURRELLS INLET, SC 29576
 phone - 843.651.7900
 fax - 843.651.7903
 earthworksgroup.com

PROPOSED DOC
PROFILE VIEW
LOT 29 PLANTATION POINT
 DOCK & DREDGE PERMITTING

SCALE
 1" = 30'

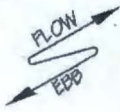
LOCATION: 5236 NIGHTINGALE DR., MYRTLE BEACH
 HORRY COUNTY, SOUTH CAROLINA
 LAT/LONG: 33.728083, -78.894518
 USGS QUAD: MYRTLE BEACH

DATE: 4/4/17

TEG PN: 171029

SHEET
5

ATLANTIC INTRACOASTAL WATERWAY
(380' R/W)



UPLAND
BULKHEAD
18 FT TOP
ELEVATION

SPOIL DEWATERING AREA

500+ CY
SPOIL CAPACITY

SITE
BOUNDARY

*DREDGE SPOIL PLACED
ON UPLAND SIDE OF BULKHEAD.
DRAINS OUT TO AIWW THROUGH
BULKHEAD VIA #57 STONE AND JET
FILTERS

FOR PERMITTING PURPOSES ONLY - NOT FOR CONSTRUCTION

Lot 29 Plantation Point Dock & Dredge
SAC-2017-00488
Horry County, South Carolina
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Sheet 6 of 6

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**DREDGE SPOIL
DEWATERING AREA**
LOT 29 PLANTATION POINT

DOCK & DREDGE PERMITTING



SCALE
1" = 50'

LAT/LONG: 33.728083, -78.894518
USGS QUAD: MYRTLE BEACH

SHEET

DATE: 4/12/17

6

TEG PN: 171029