

**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 Ocean and Coastal Resource Management**  
**1362 McMillan Avenue, Suite 400**  
**Charleston, South Carolina 29405**

REGULATORY DIVISION

Refer to: P/N SAC-2018-01336

August 23, 2018

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), and the South Carolina Coastal Zone Management Act (48-39-10 et.seq.), an application has been submitted to the Department of the Army and the South Carolina Department of Health and Environmental Control by

**Mr. Michael Caldwell**  
**c/o Trudy Smith**  
**The Earthworks Group**  
**P.O. Box 201**  
**Murrells Inlet, SC 29576**

for a permit to construct a recreational docking structure in the

**SAMPIT RIVER BYPASS CHANNEL**

at 701 Front Street in the City of Georgetown , Georgetown County, South Carolina (Latitude: 33.3655 °N, Longitude: -79.2827 °W), Georgetown South 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 work consists of the construction of a recreational docking structure. In detail, the work consist of the construction of a 865 square foot fixed deck, a 4' x 10' walkway, and an 8' x 36' floating dock to be accessed via a 3' x 16' ramp.

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 that the interests of the Federal Government are understood. The project purpose is to provide the public recreational access to the Sampit River Bypass Channel.

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

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 0.02 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 West Indian Manatee (*Trichechus manatus*) Atlantic Sturgeon (*Acipenser oxyrinchus*) and Shortnose Sturgeon (*Acipenser brevirostrum*) have the potential to occur within the vicinity of the project area. However, it has been determined that the project will have no effect on Atlantic Sturgeon (*Acipenser oxyrinchus*) and Shortnose Sturgeon (*Acipenser brevirostrum*) and will not result in the destruction or adverse modification of their 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)(j)(1)), and has initially determined that there are historic properties present, but

they will not be affected; 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 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.

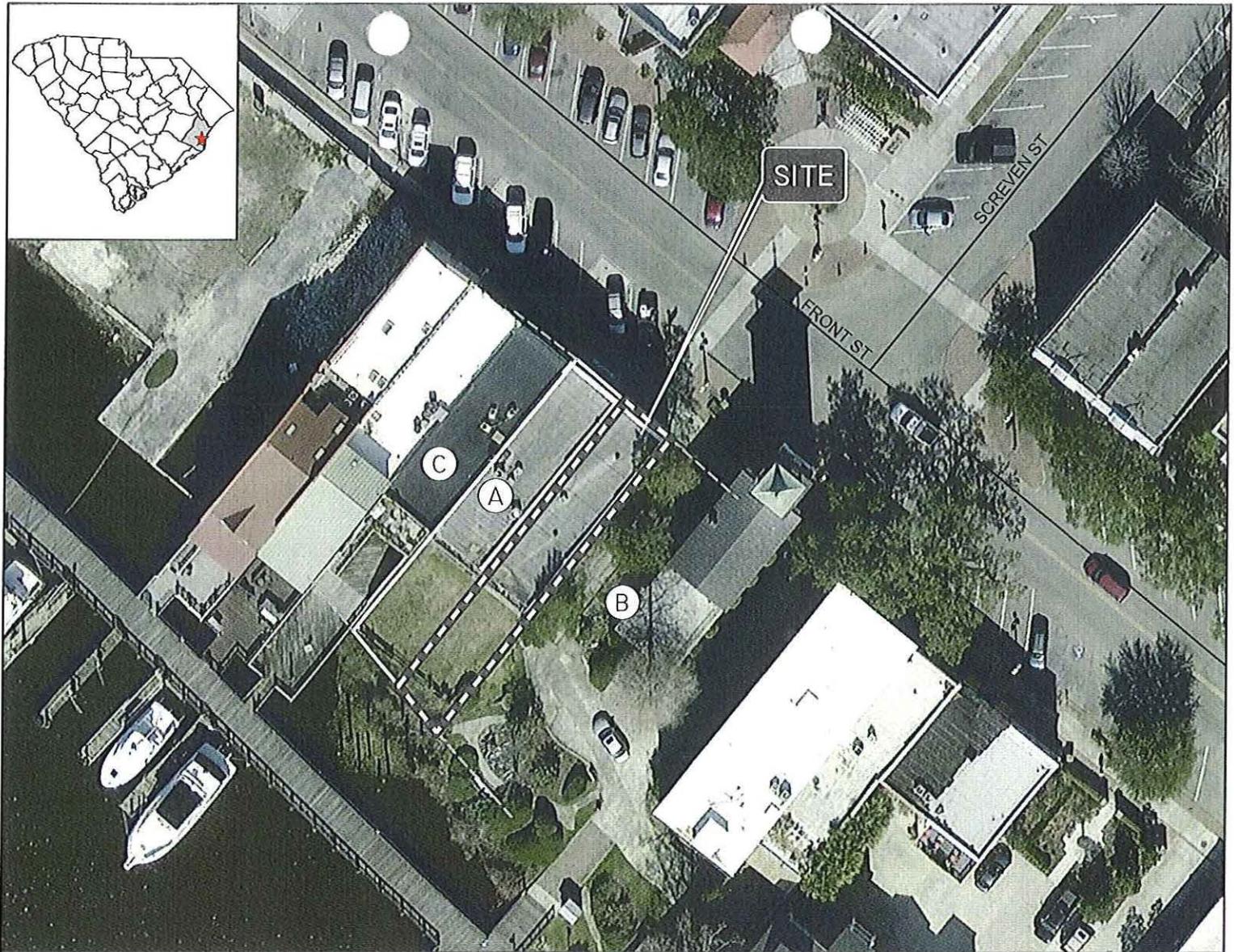
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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 Erica L. Stone, Project Manager, at (843) 365-4239 or toll free at 1-866-329-8187.



	TMS#	Owner	Address	City, State & ZIP
A	05-0029-106-00-00	Indigo Fina, LLC	6130 Monterey Hwy #142	San Jose, CA 95138
B	05-0029-108-00-00	Georgetown Co. Historical Community	PO Drawer 1270	Georgetown, SC 29442
C	05-0029-105-00-00	Hopetown Villas, LLC	442 Sportsman Drive	Pawleys Island, SC 29585



**SITE / VICINITY**  
 701 FRONT STREET DOCK  
 CRITICAL AREA PERMITTING



0 25 50  
 FEET

SCALE  
 1" = 600'  
 1" = 50'

**EARTHWORKS**  
 planning and design consultants

11655 HIGHWAY 707  
 MURRELLS INLET, SC 29576  
 P: 843-651-7900 F: 843-651-7903  
 WWW.EARTHWORKSGROUP.COM

APPLICANT: INDIGO FINA, LLC  
 703 B FRONT STREET  
 GEORGETOWN, SC 29440  
 THS: 05-0029-107-00-00

LOCATION: 701 FRONT STREET  
 CITY OF GEORGETOWN, GEORGETOWN CO.

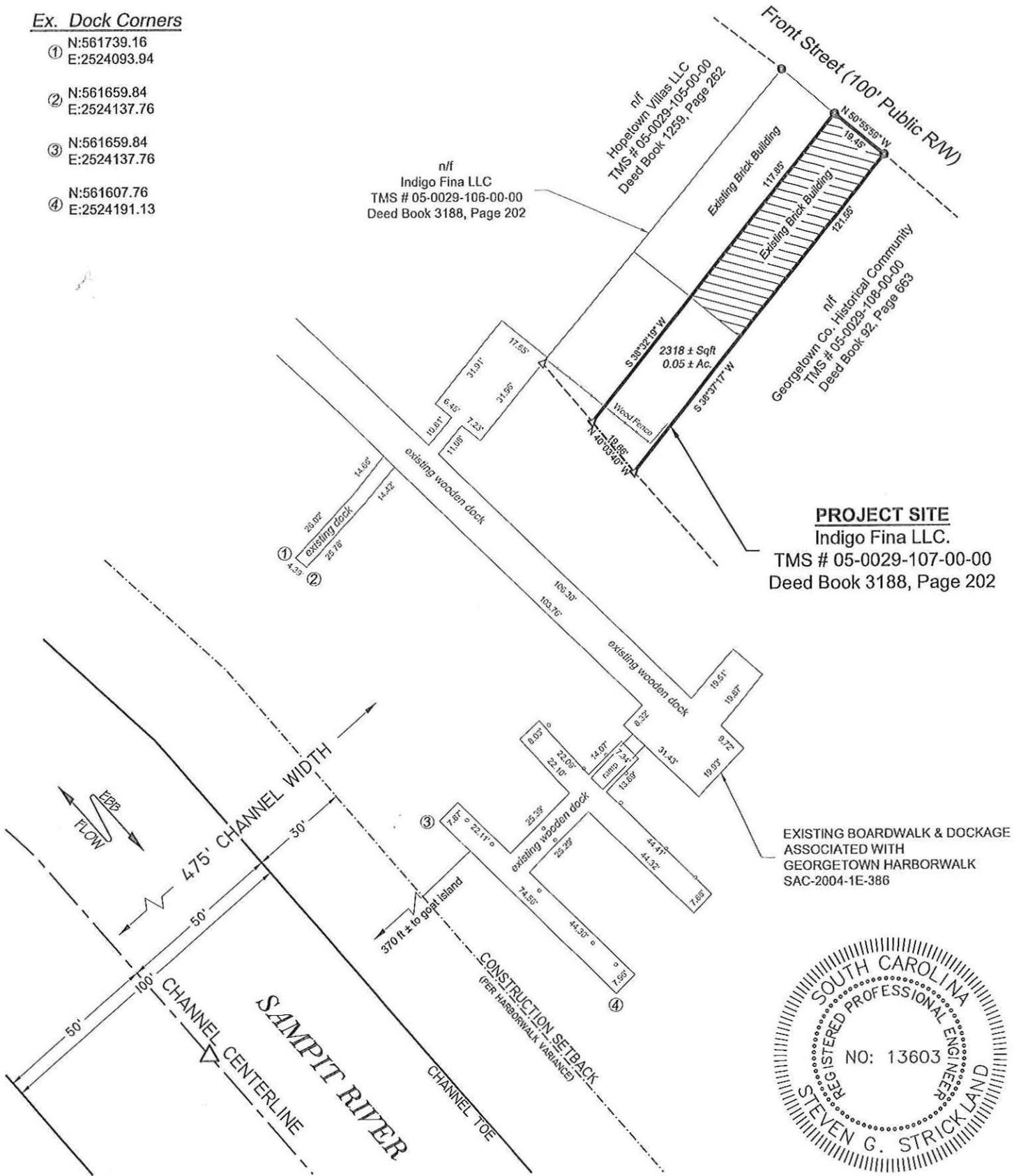
LAT/LONG: 33.365578, -79.282728  
 USGS QUAD: GEORGETOWN SOUTH

DATE: 5/17/2018

SHEET  
 1

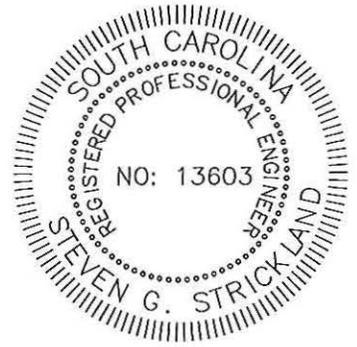
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E:2524093.94
- ② N:561659.84  
E:2524137.76
- ③ N:561659.84  
E:2524137.76
- ④ N:561607.76  
E:2524191.13



**PROJECT SITE**  
**Indigo Fina LLC.**  
 TMS # 05-0029-107-00-00  
 Deed Book 3188, Page 202

EXISTING BOARDWALK & DOCKAGE  
 ASSOCIATED WITH  
 GEORGETOWN HARBORWALK  
 SAC-2004-1E-386



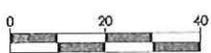
FOR PERMITTING PURPOSES ONLY - NOT FOR CONSTRUCTION

**EARTHWORKS**  
 planning and design consultants  
 11655 HIGHWAY 707  
 MURRELLS INLET, SC 29576  
 phone - 843.651.7900  
 fax - 843.651.7903  
 earthworksgroup.com

**EXISTING CONDITIONS**

**701 FRONT STREET DOCK**

COMMERCIAL DOCK PERMIT



SCALE  
 1" = 40'

APPLICANT: INDIGO FINA, LLC  
 703-B FRONT STREET  
 GEORGETOWN COUNTY, SC 29440

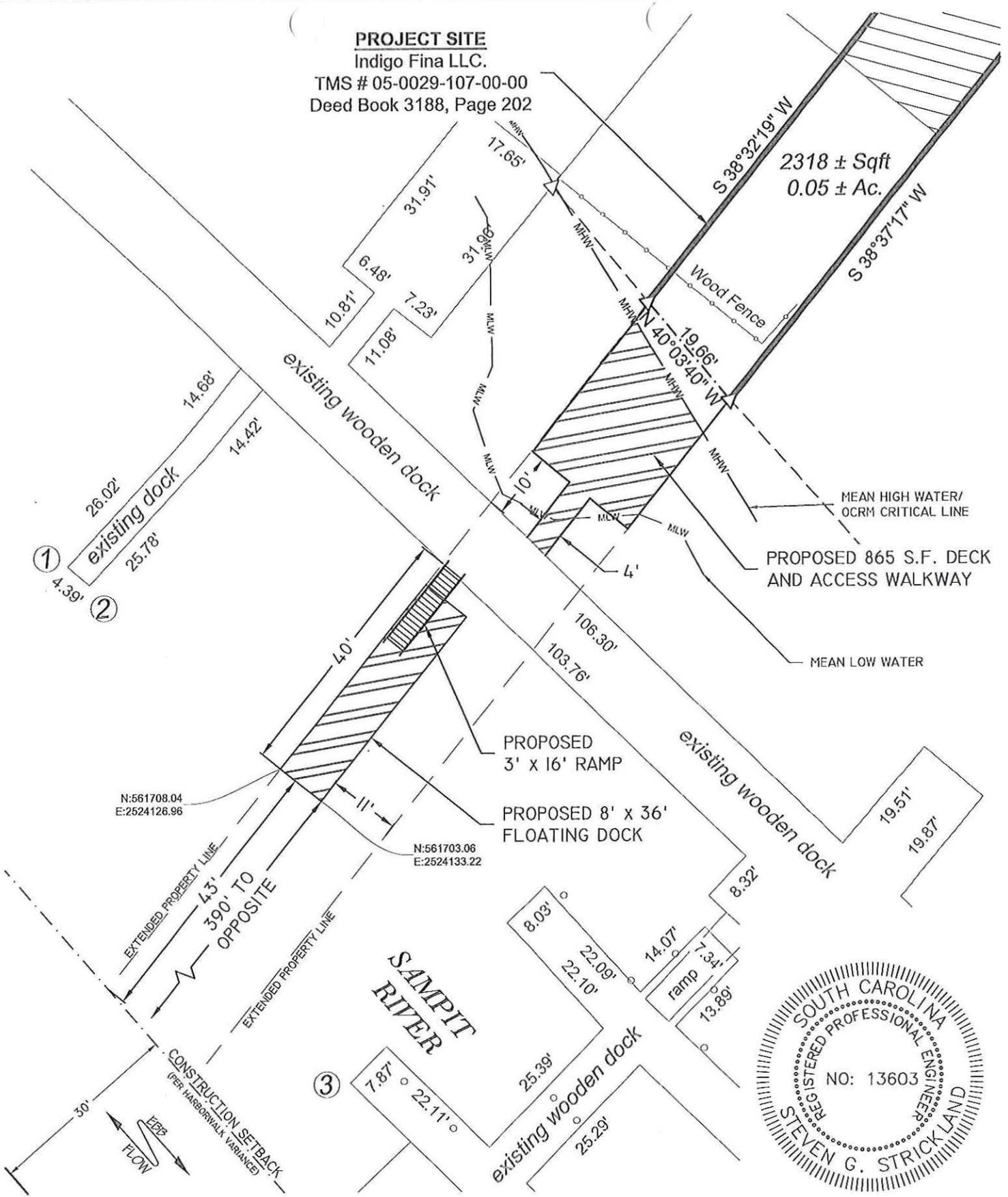
LOCATION: 701 FRONT STREET, GEORGETOWN  
 GEORGETOWN COUNTY, SC  
 LAT/LONG: 33.365578, -79.282728  
 USGS QUAD: GEORGETOWN SOUTH

DATE: 5/22/18

SHEET  
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**PROJECT SITE**  
 Indigo Fina LLC.  
 TMS # 05-0029-107-00-00  
 Deed Book 3188, Page 202

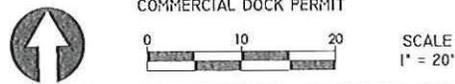


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**PROPOSED ADDITIONS**

701 FRONT STREET DOCK  
 COMMERCIAL DOCK PERMIT

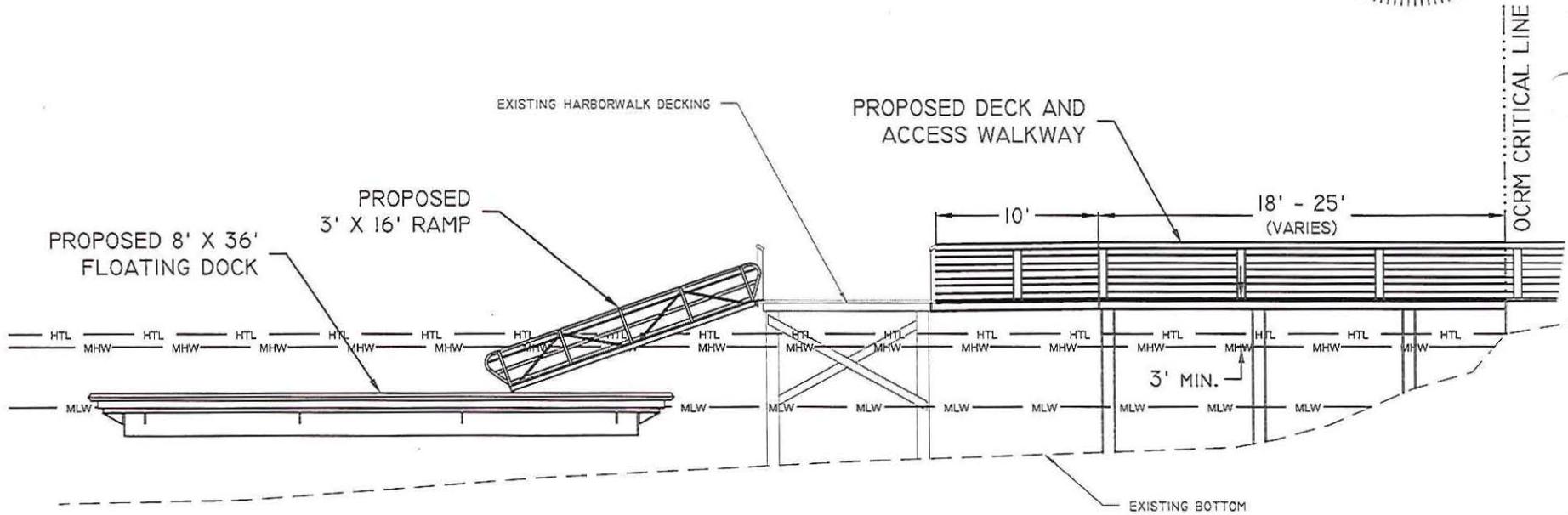
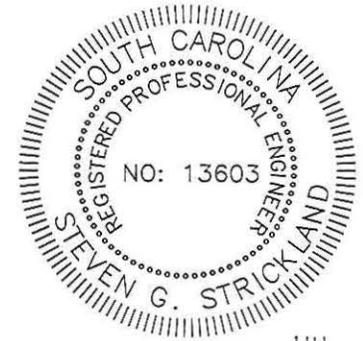


APPLICANT: INDIGO FINA, LLC  
 703-B FRONT STREET  
 GEORGETOWN COUNTY, SC 29440

LOCATION: 701 FRONT STREET, GEORGETOWN  
 GEORGETOWN COUNTY, SC  
 LAT/LONG: 33.365578, -79.282728  
 USGS QUAD: GEORGETOWN SOUTH

DATE: 5/22/18  
 TEG PN: 181056

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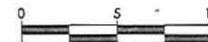
HTL: +2.51  
 MHW: +1.71'  
 MLW: -2.01'  
 DATUM: NAVD88



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 MURRELLS INLET, SC 29576  
 PHONE - 843.651.7900  
 FAX - 843.651.7903  
 EARTHWORKSGROUP.COM

FOR PERMITTING PURPOSES ONLY  
 NOT FOR CONSTRUCTION

**PROPOSED  
 PROFILE VIEW**  
 701 FRONT STREET DOCK  
 COMMERCIAL DOCK PERMIT



SCALE  
 1" = 10'

APPLICANT: INDIGO FINA, LLC  
 703-B FRONT STREET  
 GEORGETOWN COUNTY, SC 29440

LOCATION: 701 FRONT STREET, GEORGETOWN  
 GEORGETOWN COUNTY, SC  
 LAT/LONG: 33.365578, -79.282728  
 USGS QUAD: GEORGETOWN SOUTH

DATE: 5/22/18

TEG PN: 181056

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