

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 # 2014-01066-3B

December 15, 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

MIKE RAY
C/O G. ALAN WOOD
THE EARTHWORKS GROUP
11655 HIGHWAY 707
MURRELLS INLET, SOUTH CAROLINA 29576

for a permit to construct a private boat docking area in the

ATLANTIC INTRACOASTAL WATERWAY (AIWW)

at a location described as Lot 50 Bellasera Circle at Grande Dunes, in the City of Myrtle Beach, Horry County, South Carolina (Latitude: 33.776368°N; Longitude: -78.799620°W; Quad Sheet: Hand).

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 constructing a boat docking area within the AIWW. In detail, the applicant proposes to excavate approximately 2,030 square feet (471 cubic yards) of uplands adjacent to the AIWW and install 66 linear feet of bulkhead (14 cubic yards of fill placed below the high tide line) for erosion control. In addition, approximately 156 cubic yards of material will be dredged from 1,432 square feet (0.03 acre) of the AIWW to allow adequate depths to access the upland excavated area. A 12' x 20' floating dock will also be installed within the excavated area and attached to high ground by a 3' x 26' walkway. The material will be removed from the AIWW and uplands utilizing a land based long reach excavator and placed into a temporary spoil containment area located within the uplands on the applicant's property. The spoil containment area is 70' x 25' and will be enclosed with a double row of silt fence and graded to dewater back into the AIWW. According to the applicant, the spoil containment area is designed for a capacity of 180 cubic yards when maintained with a 2:1 slope. According to the applicant, the project as proposed has avoided and minimized impacts to waters of the United States by limiting dredging/excavation activities to the smallest area possible to complete the proposed project. The applicant offered no compensatory mitigation due to the nature and small size of 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. As stated by the applicant, the purpose of the proposed project is to provide private recreational access to 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> . For those unable to access the website, a copy of this notice and the associated plans will be provided, upon receipt of a written request. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided. Your request should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
1949 Industrial Park Road, Room 140
Conway, South Carolina 29526**

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 (0.03) acre 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 that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species 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)(f)(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.

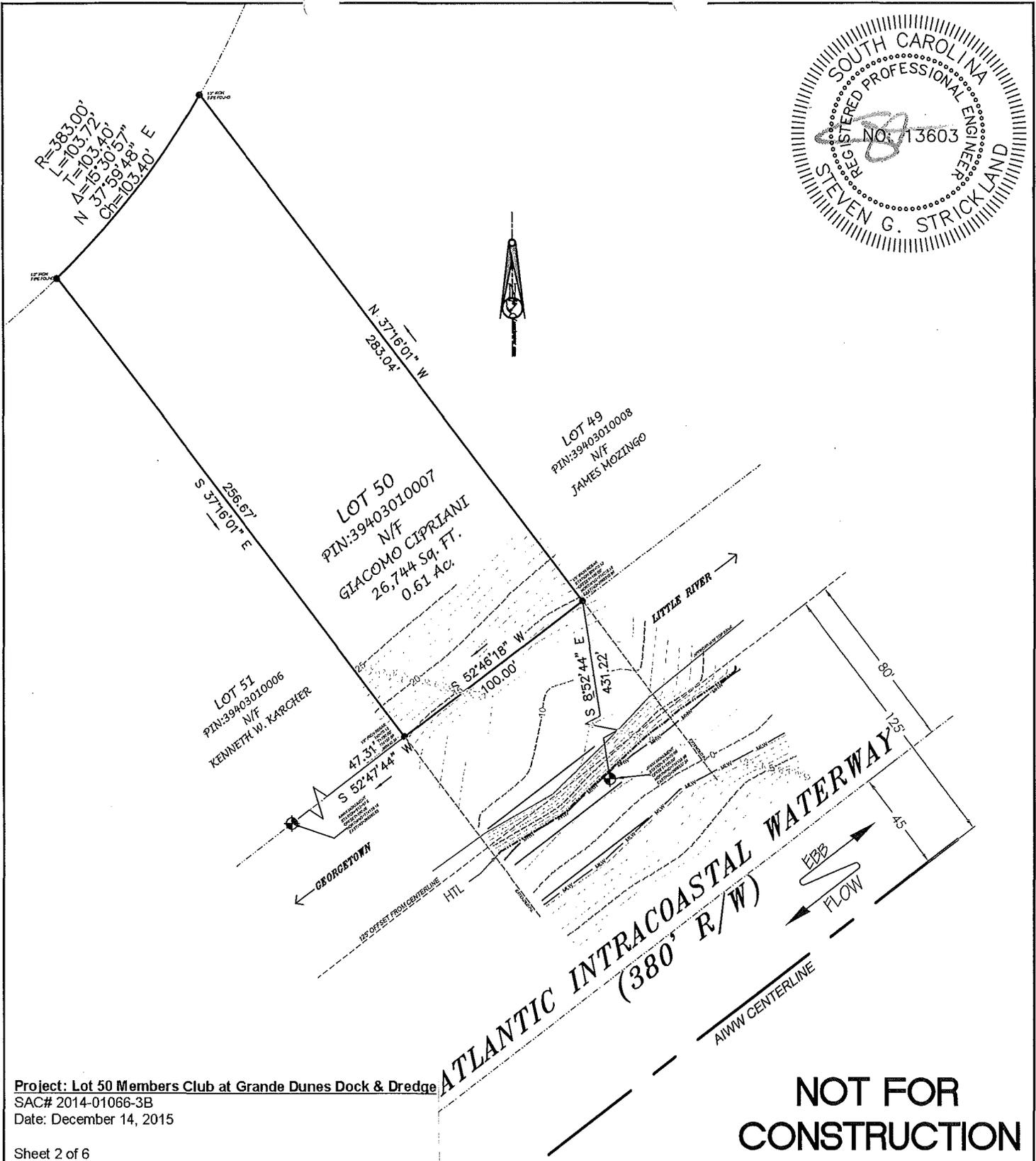
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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.

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



Project: Lot 50 Members Club at Grande Dunes Dock & Dredge
 SAC# 2014-01066-3B
 Date: December 14, 2015

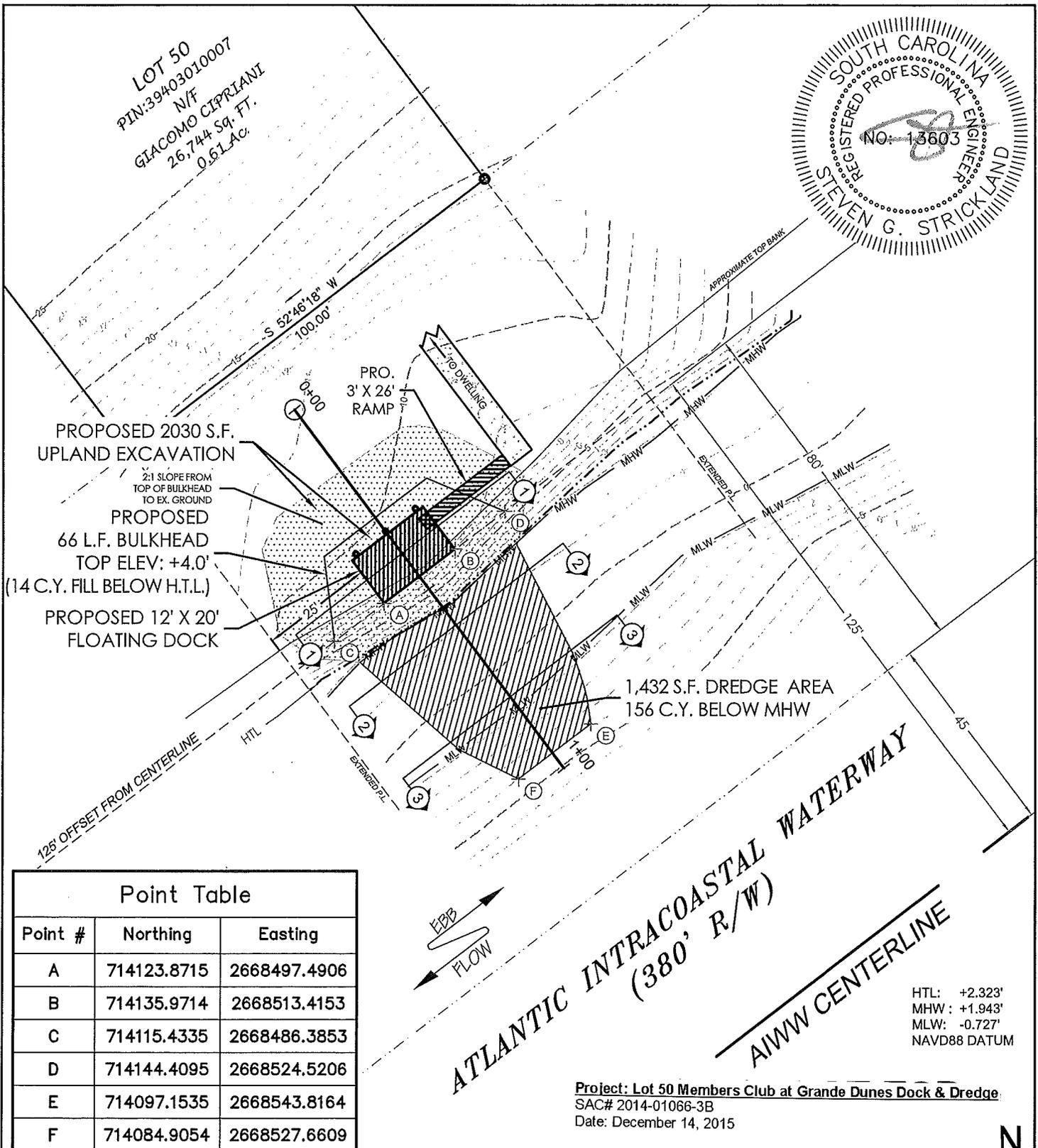
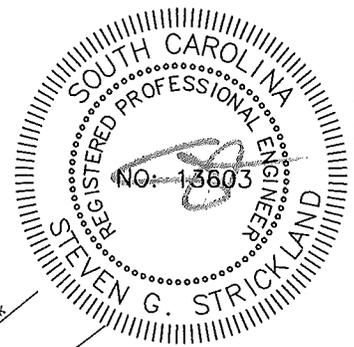
NOT FOR CONSTRUCTION

Sheet 2 of 6

SHEET TITLE: SITE EXISTING CONDITION		APPLICANT: MONTEREY BAY HOMES, LLC C/O MIKE RAY 1113 48th AVENUE PLAZA, SUITE 118 MYRTLE BEACH, SC 29577 TMS# : 165-28-01-062	
USACE DOCK & DREDGE PERMITTING		PROJECT LOCATION: 9521 BELLASERA CIRCLE, Horry County, SOUTH CAROLINA	DOCUMENT #:
AGENT: 11655 HIGHWAY 707 MURRELLS INLET, SC 29576 phone - 843.651.7900 fax - 843.651.7903 www.earthworksgroup.com		SCALE: 1" = 60' 	DATE: XXXX TEG P/N: 131151:E AUTHOR: AWOOD
LAT/LONG: 33.777031 by -78.799908		REVISION SCHEDULE:	
USGS QUAD NAME:		NO DATE BY	
HAND			
SHEET: 2			

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LOT 50
 PIN:39403010007
 N/F
 GIACOMO CIPRIANI
 26,744 Sq. FT.
 0.61 Ac.



PROPOSED 2030 S.F. UPLAND EXCAVATION

2:1 SLOPE FROM TOP OF BULKHEAD TO EX. GROUND

PROPOSED 66 L.F. BULKHEAD
 TOP ELEV: +4.0'
 (14 C.Y. FILL BELOW H.T.L.)

PROPOSED 12' X 20' FLOATING DOCK

1,432 S.F. DREDGE AREA
 156 C.Y. BELOW MHW

Point Table

Point #	Northing	Easting
A	714123.8715	2668497.4906
B	714135.9714	2668513.4153
C	714115.4335	2668486.3853
D	714144.4095	2668524.5206
E	714097.1535	2668543.8164
F	714084.9054	2668527.6609

HTL: +2.323'
 MHW: +1.943'
 MLW: -0.727'
 NAVD88 DATUM

Project: Lot 50 Members Club at Grande Dunes Dock & Dredge
 SAC# 2014-01066-3B
 Date: December 14, 2015

Sheet 3 of 6

SHEET TITLE:
SITE - PROPOSED

APPLICANT:
 MONTEREY BAY HOMES, LLC C/O MIKE RAY
 1113 48th AVENUE PLAZA, SUITE 118
 MYRTLE BEACH, SC 29577
 TMS# : 165-28-01-062

PROJECT LOCATION:
 9521 BELLASERA CIRCLE,
 HORRY COUNTY, SOUTH CAROLINA

DOCUMENT #:

DATE:
 NO DATE
 TEQ P/N: 131151:E
 AUTHOR: AWOOD

LOT 50 MEMBERS CLUB
 USACE DOCK & DREDGE PERMITTING

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



SCALE:
 1" = 30'

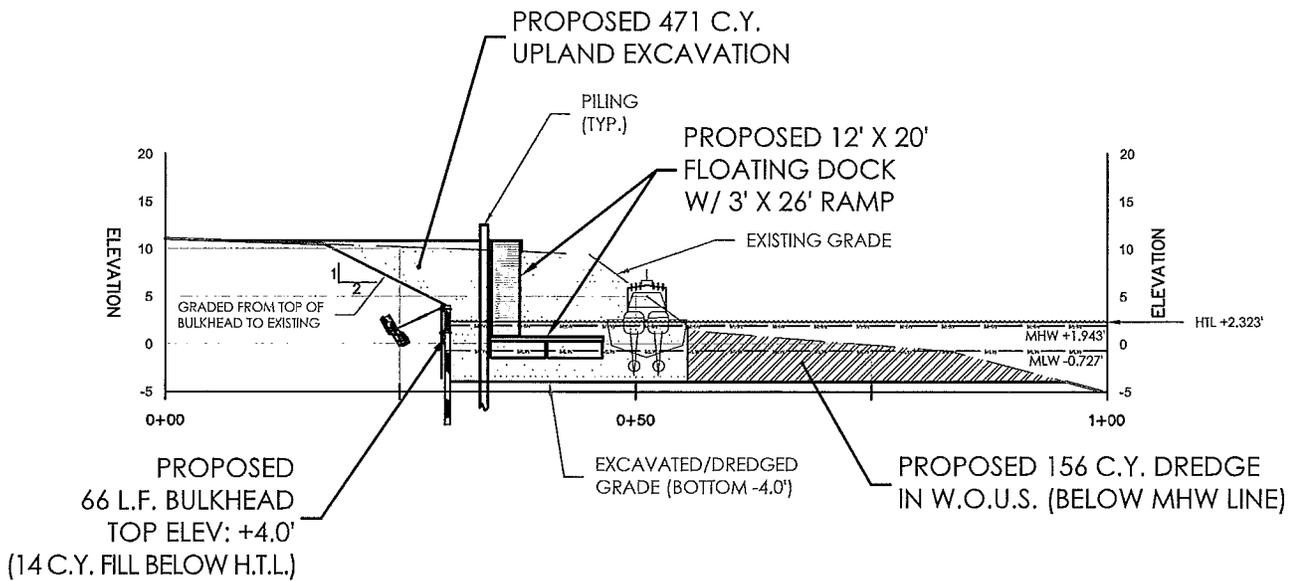
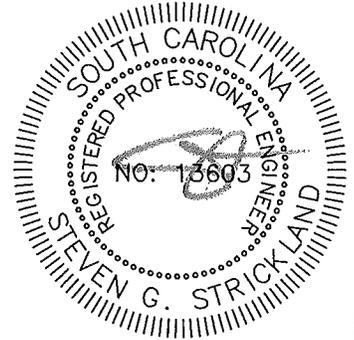


LAT/LONG: 33.777031
 by -78.799908
 USGS QUAD NAME:
 HAND
 SHEET: 3

REVISION SCHEDULE:

NO	DATE	BY
1		GAW

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PROPOSED - PROFILE

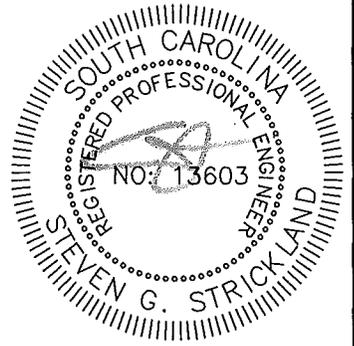
HTL: +2.323'
 MHW: +1.943'
 MLW: -0.727'
 NAVD88 DATUM

Project: Lot 50 Members Club at Grande Dunes Dock & Dredge
 SAC# 2014-01066-3B
 Date: December 14, 2015

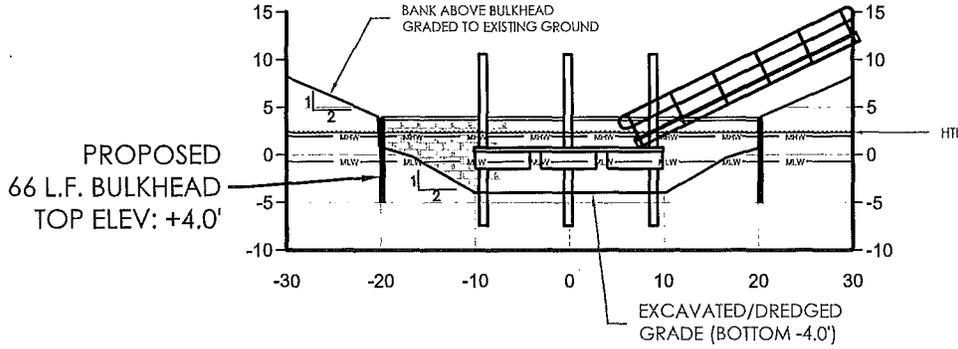
Sheet 4 of 6

SHEET TITLE: PROPOSED PROFILE VIEW		APPLICANT: MONTEREY BAY HOMES, LLC C/O MIKE RAY 1113 48th AVENUE PLAZA, SUITE 118 MYRTLE BEACH, SC 29577 TMS# : 165-28-01-062		DOCUMENT #:		DATE: [REDACTED]	
USACE DOCK & DREDGE PERMITTING		PROJECT LOCATION: 9521 BELLASERA CIRCLE, Horry COUNTY, SOUTH CAROLINA				TEG P/N: 131151:E AUTHOR: AWOOD	
AGENT: EARTHWORKS <i>planning and design consultants</i> 11655 HIGHWAY 707 MURRELLS INLET, SC 29576 phone - 843.651.7900 fax - 843.651.7903 www.earthworksgroup.com		 NORTH		SCALE: 1:20 		LAT/LONG: 33.777031 by -78.799908 USGS QUAD NAME: HAND	
						REVISION SCHEDULE:	
						NO DATE BY	
						1 [REDACTED] GAW	
						SHEET: 4	

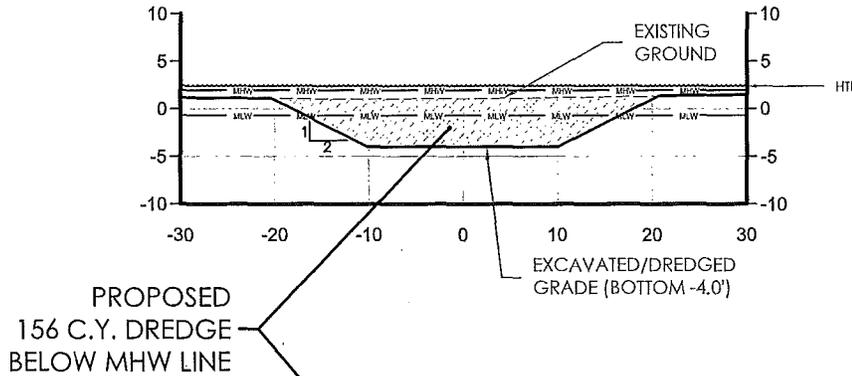
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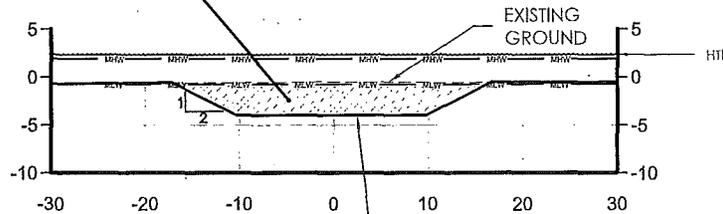
SECTION 1 - 1



SECTION 2 - 2



SECTION 3 - 3



HTL: +2.323'
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 NAVD88 DATUM

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NOT FOR CONSTRUCTION

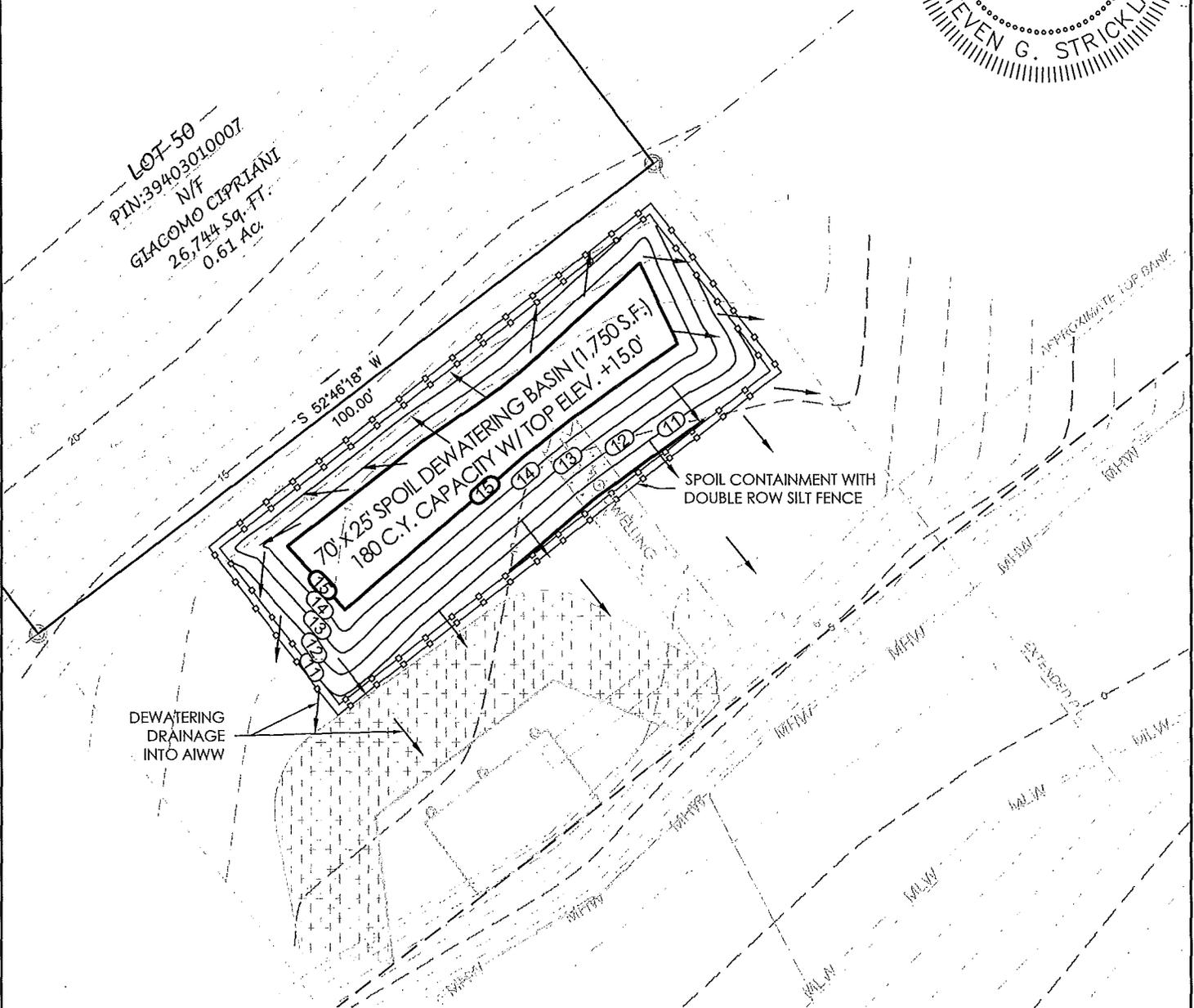
Sheet 5 of 6

SHEET TITLE: PROPOSED DOCK AND DREDGE SECTION VIEW		APPLICANT: MONTEREY BAY HOMES, LLC C/O MIKE RAY 1113 48th AVENUE PLAZA, SUITE 118 MYRTLE BEACH, SC 29577 TMS# : 165-28-01-062	
USACE DOCK & DREDGE PERMITTING		PROJECT LOCATION: 9521 BELLASERA CIRCLE, HORRY COUNTY, SOUTH CAROLINA	
AGENT: EARTHWORKS planning and design consultants 11655 HIGHWAY 707 MURRELLS INLET, SC 29576 phone - 843.651.7900 fax - 843.651.7903 www.earthworksgroup.com		DOCUMENT #:	
		SCALE: 1" = 20' 	
DATE: 12/14/15 TEG P/N: 131151:E AUTHOR: AWOOD		LAT/LONG: 33.777031 by -78.799908	
REVISION SCHEDULE:		USGS QUAD NAME:	
NO DATE BY		HAND	
SHEET: 5		SHEET: 5	

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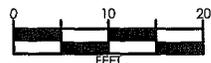
LOT 50
 PIN: 39403010007
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 GIACOMO CIPRIANI
 26,744 Sq. FT.
 0.61 Ac.



Project: Lot 50 Members Club at Grande Dunes Dock & Dredge
 SAC# 2014-01066-3B
 Date: December 14, 2015

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Sheet 6 of 6

SHEET TITLE: SPOIL CONTAINMENT		APPLICANT: MONTEREY BAY HOMES, LLC C/O MIKE RAY 1113 48th AVENUE PLAZA, SUITE 118 MYRTLE BEACH, SC 29577 TMS# : 165-28-01-062	
PROJECT LOCATION: 9521 BELLASERA CIRCLE, HORRY COUNTY, SOUTH CAROLINA		DOCUMENT #:	DATE:
USACE DOCK & DREDGE PERMITTING		TEG P/N: 131151:E AUTHOR: AWOOD REVISION SCHEDULE:	
AGENT:  11655 HIGHWAY 707 MURRELLS INLET, SC 29576 phone-843.651.7900 fax-843.651.7903 www.earthworksgroup.com		SCALE: 1:20 	LAT/LONG: 33.777031 by -78.799908 USGS QUAD NAME: HAND SHEET: 6

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