

JOINT  
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS  
1835 Assembly Street Room 865B-1  
Columbia, South Carolina 29201

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-2017-00619

July 13, 2017

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), 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

**Mr. Warren Eastham**  
**339 Cedarwood Lane**  
**Anderson, South Carolina 29626**

For a permit to excavate accumulated sediment in

**Lake Hartwell**

at a location at the residence of 339 Cedarwood Lane extending into Lake Hartwell, Anderson, Anderson County, South Carolina (Latitude: 34.4308 °N, Longitude: 82.8094 °W)- **USGS Hartwell NE 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 removal of accumulated sediment from the cove. The original slope of the cove bottom will be maintained. In detail, the work consists of the removal of 2,464 cubic yards of accumulated sediment from the bottom of the cove in 4 sections. Sediment

will be removed and placed off-site at a SCDHEC-permitted landfill approximately 3.4 miles from the project site. The work will not go below the hard pan, and all work will be done in the dry. According to the applicant, the project purpose is to restore cove depth to enhance recreational use.

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

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 freshwater habitat well-inland 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 project will have no effect on 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.

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  
1835 Assembly Street Room 865B-1  
Columbia, South Carolina 29201**

If there are any questions concerning this public notice, please contact Jordan E. Jessop, Project Manager, at (803) 253-3400.

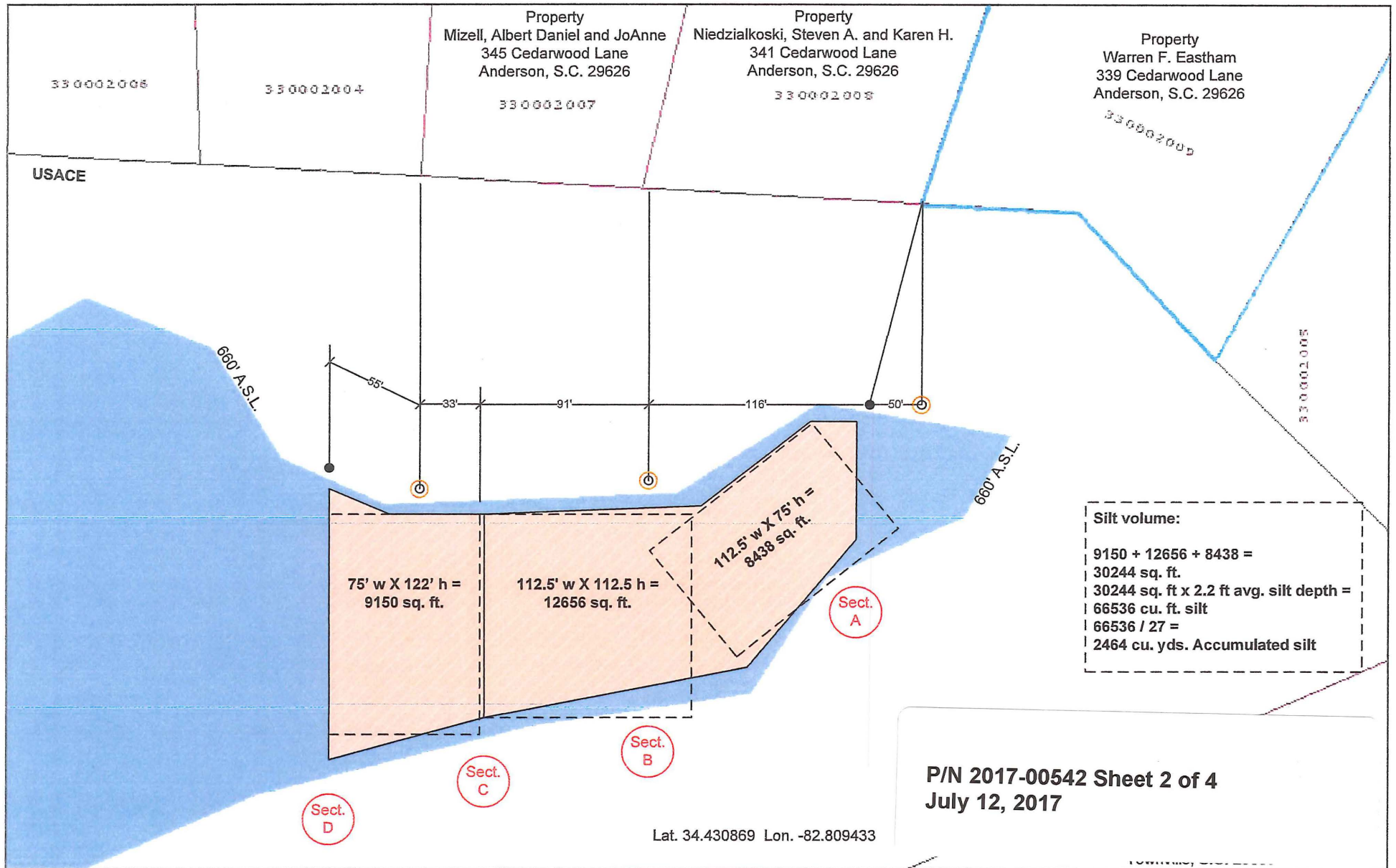


**Cedarwood Lane Anderson, S.C. 29626**

**P/N 2017-00542 Sheet 1 of 4  
July 12, 2017**

Drawings and Illustrations		Figure 1
Project:	Cedarwood Dredge	
Applicant:	Warren F. Eastham	
Type:	Vicinity Map	
Date:	2/25/2017	Sheet 1 of 4

# Anderson County South Carolina Property Map (Partial)

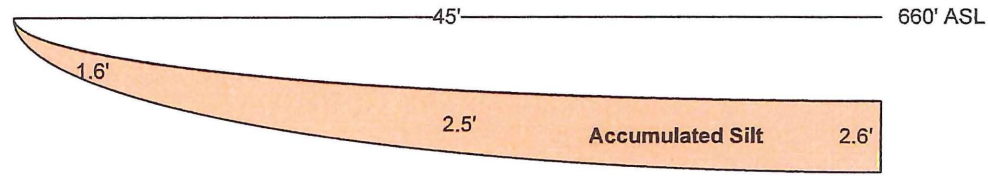


Scale 1" = 75'	Projection Survey Peg	Other Peg	Dredge Area
Reference to Section View		Calculations	<div style="border: 1px dashed black; padding: 2px; display: inline-block;">nnn' w X nnn' h = nnn sq. ft.</div>



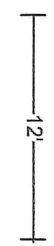
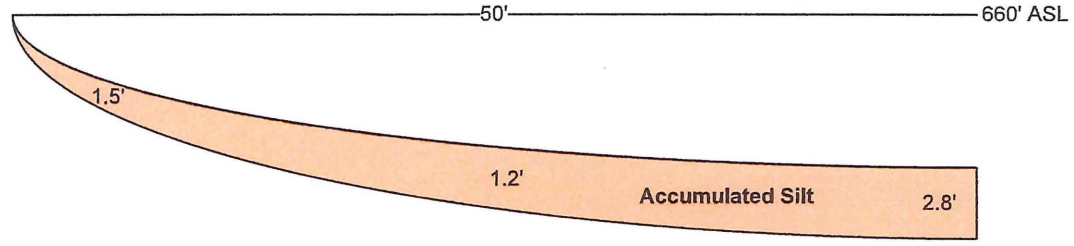
<b>Drawings and Illustrations</b>	<b>Figure 2</b>
Project: Cedarwood Dredge	
Applicant: Warren F. Eastham	
Type: Plan View	
Date: 2/23/2017	Sheet 2 of 4

Note:  
 1. Silt depths probed with 3/8" steel rod pushed down by hand  
 2. Average silt Accumulation 2.2'

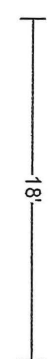
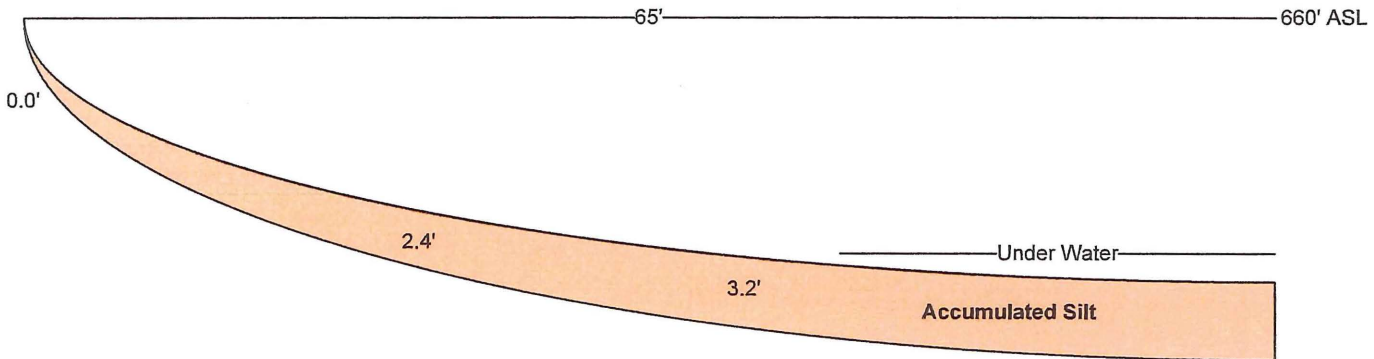


For Section Reference, see Figure 2

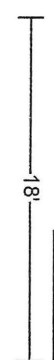
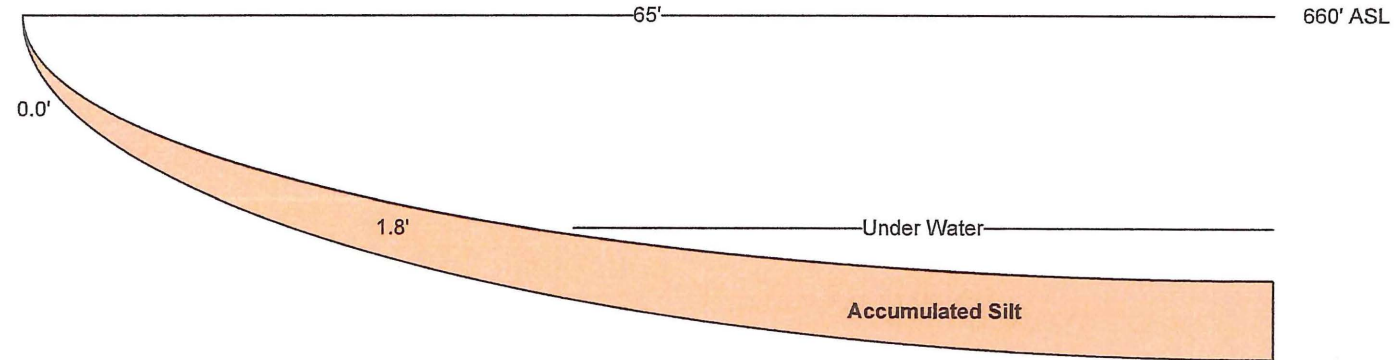
Sect. A



Sect. B



Sect. C

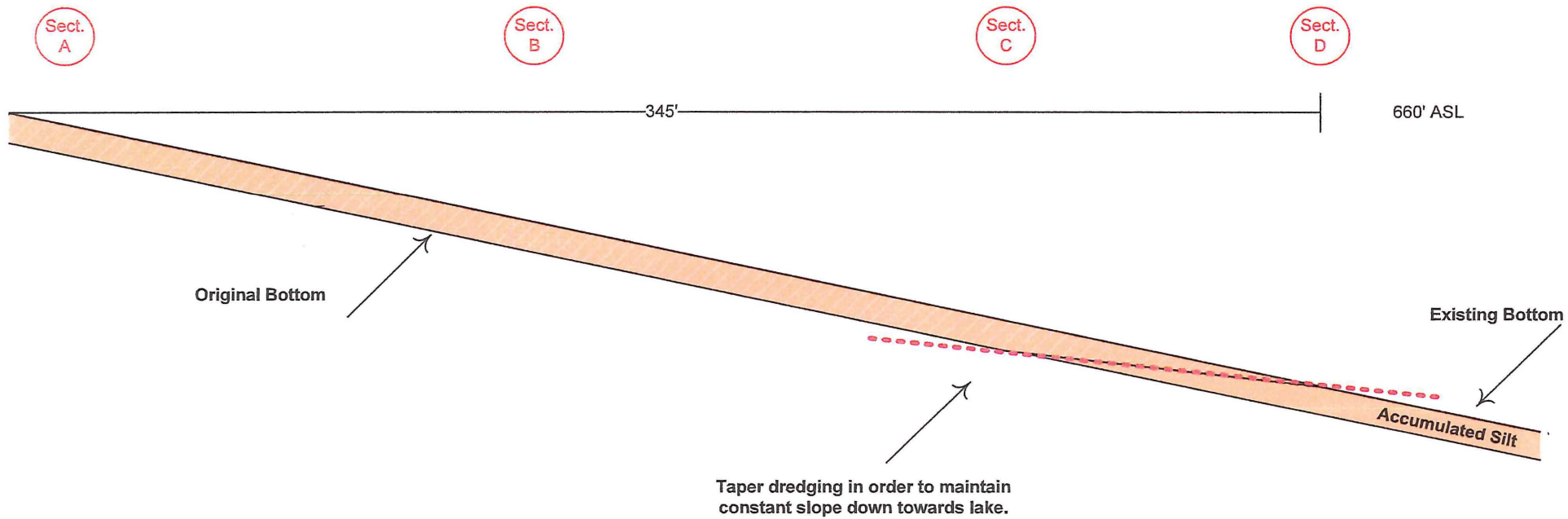


Sect. D

P/N 2017-00542 Sheet 3 of 4  
 July 12, 2017

1" = 10'


Drawings and Illustrations		Figure 3
Project:	Cedarwood Dredge	
Applicant:	Warren F. Eastham	
Type:	Section View (half sections)	
Date:	2/23/2017	Sheet 3 of 4



P/N 2017-00542 Sheet 4 of 4  
 July 12, 2017

No Scale  
 Reference to Section View (on Figure 2)

Sect. A

Dredge Area 

Drawings and Illustrations		Figure 4
Project:	Cedarwood Dredge	
Applicant:	Warren F. Eastham	
Type:	Section View (long section)	
Date	2/28/2017	Sheet 4 of 4