

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina
29403

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

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 SAC-2008-01729

June 7, 2016

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 of the Clean Water Act (33 U.S.C. 1344), 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 S.C. Department of Health and Environmental Control by

Mr. William Hood
Edisto Marina Association
3702 Dockside Road
Edisto Island, South Carolina 29438

for the modification of an existing permit to upgrade the existing Marina at Edisto Beach in

Big Bay Creek

at a location adjacent to 3702 Dockside Road on Edisto Beach, Colleton County, South Carolina (Latitude: 32.4947 °N, Longitude: -80.3411 °W), Edisto 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 work consists of upgrading the facilities at the existing Marina at Edisto Beach. In detail the changes to the work previously authorized consist of adding a 6 foot by 26 foot approach walkway to B dock with a 6 foot by 66 foot extension creating two finger docks, adding a 6 foot by 27 foot approach walkway with a 6 foot by 86 foot dock extension creating two finger docks on A dock, and adding an 8 foot by 105 foot approach walkway with three 4.5 by 52 foot fingers docks on the existing fuel dock. These changes are not on a Federal channel, do not extend into Big Bay Creek further than other existing elements of the Edisto Marina, and do not impede navigation in Big Bay Creek. The opposing bank of Big Bay Creek currently has no docks and there is no chance docks will be constructed in this marsh area in the future. No mitigation is proposed. The project purpose is to increase access to Big Bay Creek and to provide a safe harbor for those transiting the Intracoastal Waterway and the Atlantic Ocean.

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
69A Hagood Avenue
Charleston, South Carolina
29403**

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 0.07 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 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.

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)), 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

June 7, 2016

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 David Chamberlain, Biologist, at 843-329-8025 or toll free at 1-866-329-8187.



DIRECTIONS TO SITE FROM CHARLESTON:

- TAKE US 17 SOUTH TO SC 174
- TURN RIGHT ON SC 174 TOWARDS EDISTO BEACH
- TURN RIGHT ON JUNGLE RD ON EDISTO BEACH
- TURN RIGHT ONTO LYBRAND ST
- CONTINUE TO DOCKSITE RD
- MARINA IS LOCATED AT 3702 DOCKSITE RD



PROJECT VICINITY

SCALE: 1" = 5000'

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 1
VICINITY MAP
1"=5000'



APPLICANT
EDISTO MARINA ASSOCIATION
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: MARINA UPGRADES

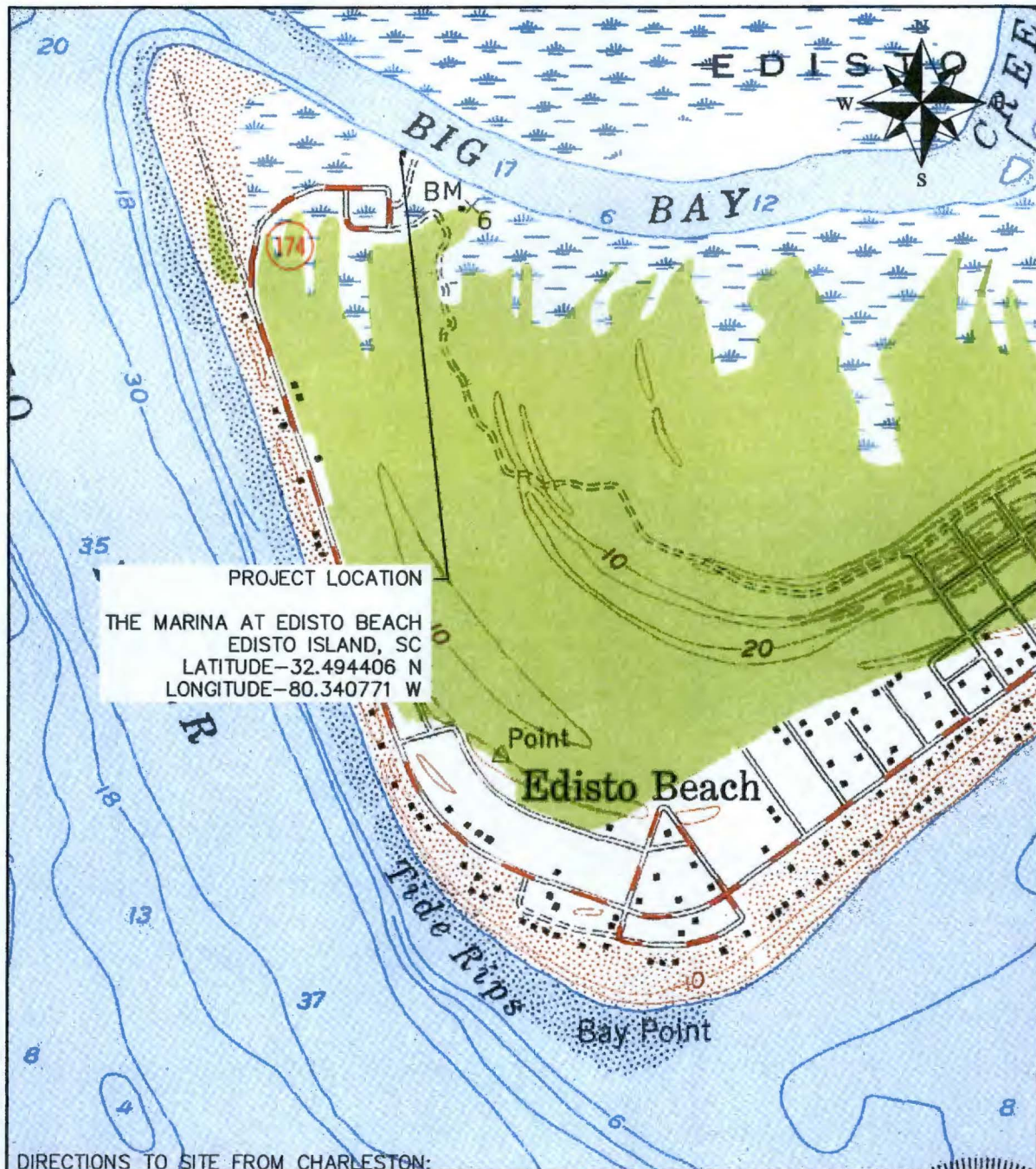
WATERWAY: BIG BAY CREEK
ON: EDISTO ISLAND

COUNTY OF: COLLETON, SC

APPLICATION NO. TBD

SHEET: 1 OF 8 **DATE:** 5/23/16

SAC 2008-01729



DIRECTIONS TO SITE FROM CHARLESTON:

- TAKE US 17 SOUTH TO SC 174
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PROJECT LOCATION

SCALE: 1" = 1000'

FIGURE 2
LOCATION MAP
1"=1000'



APPLICANT
EDISTO MARINA ASSOCIATION
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: MARINA UPGRADES

WATERWAY: BIG BAY CREEK
ON: EDISTO ISLAND

COUNTY OF: COLLETON, SC

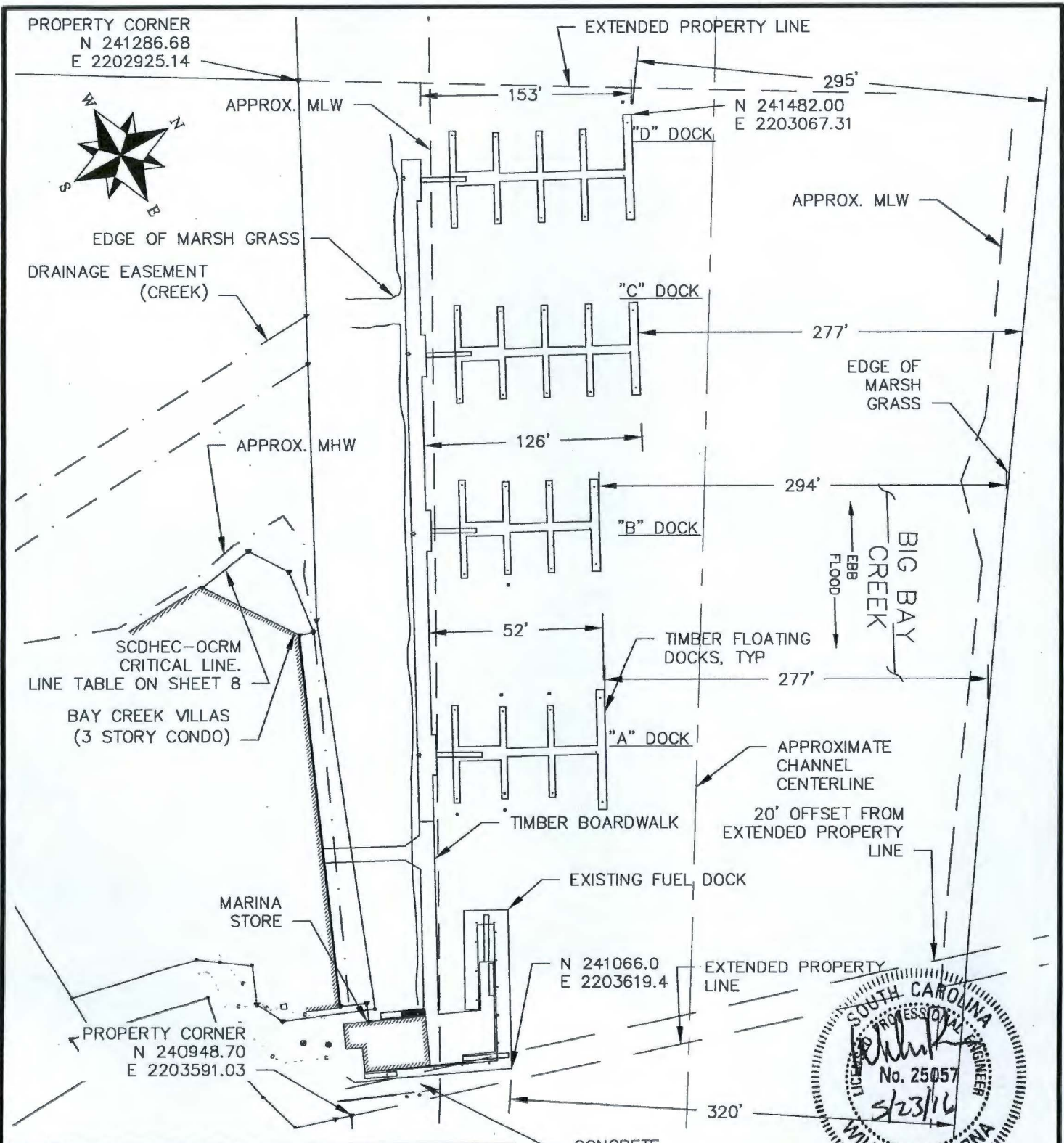
APPLICATION NO. TBD

SHEET: 2 OF 8 **DATE:** 5/23/16

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

SAC 2008-01729



NOTES:
CRITICAL LINE CERTIFIED BY FRED MALLET OF OCRM ON 5/11/16.
LAND SURVEY PLAT PERFORMED BY GRICE SURVEYING, INC. ON 4/4/16.
DRAWING IS FOR PERMITTING ONLY.

EXISTING SITE PLAN 1
SCALE: 1:100

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

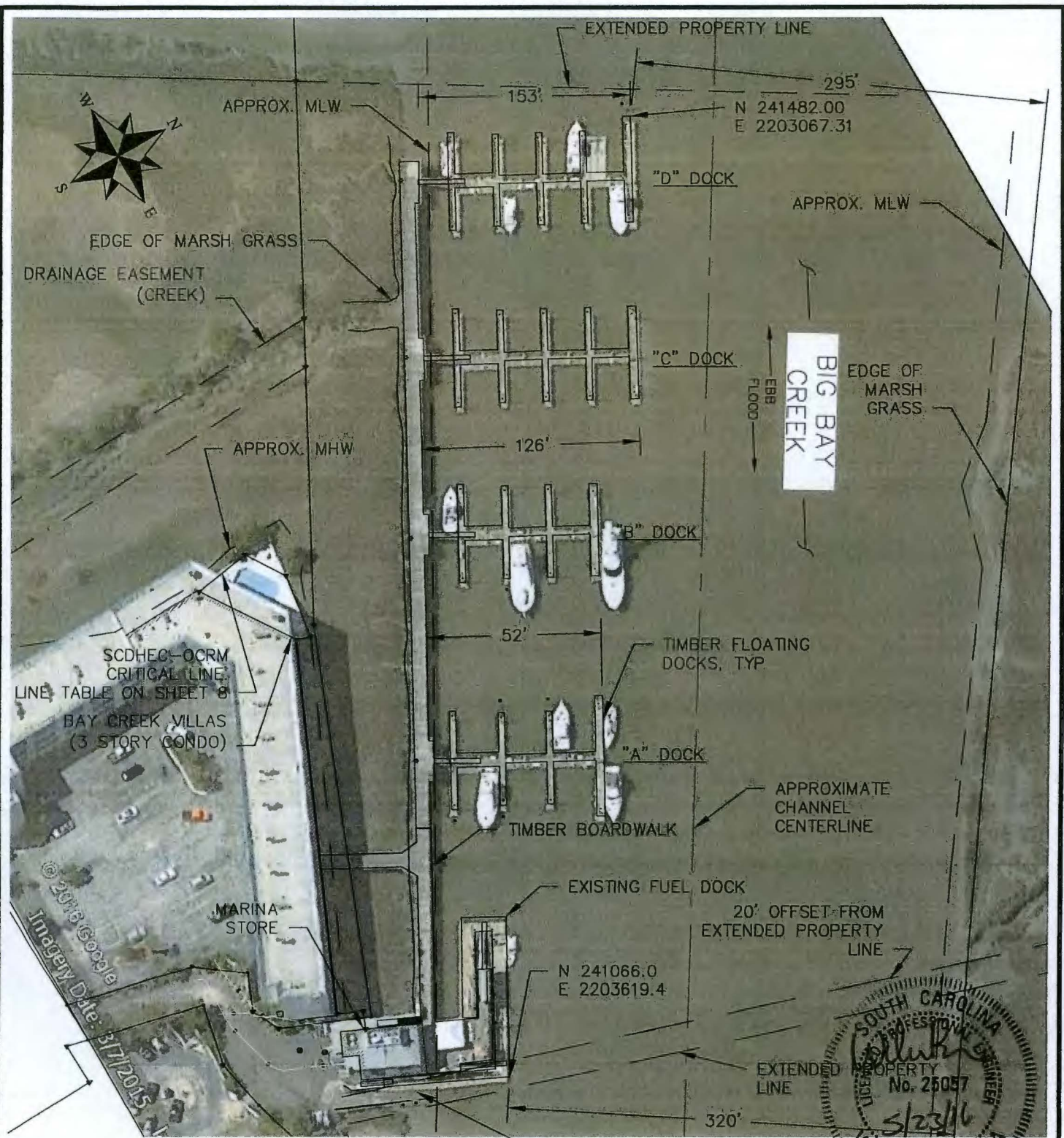
FIGURE 3
EXISTING SITE PLAN 1
1:100

APPLICANT
EDISTO MARINA ASSOCIATION
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: MARINA UPGRADES

WATERWAY: BIG BAY CREEK
ON: EDISTO ISLAND
COUNTY OF: COLLETON, SC
APPLICATION NO. TBD
SHEET: 3 OF 8 **DATE:** 5/23/16

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EXISTING SITE PLAN 2
 SCALE: 1" = 100'

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
 SEE ATTACHED SCHEDULES

FIGURE 4
 EXISTING SITE PLAN 2
 1:100

APPLICANT
 EDISTO MARINA ASSOCIATION

AGENT
 MCSWEENEY ENGINEERS, LLC

PROPOSED: MARINA UPGRADES

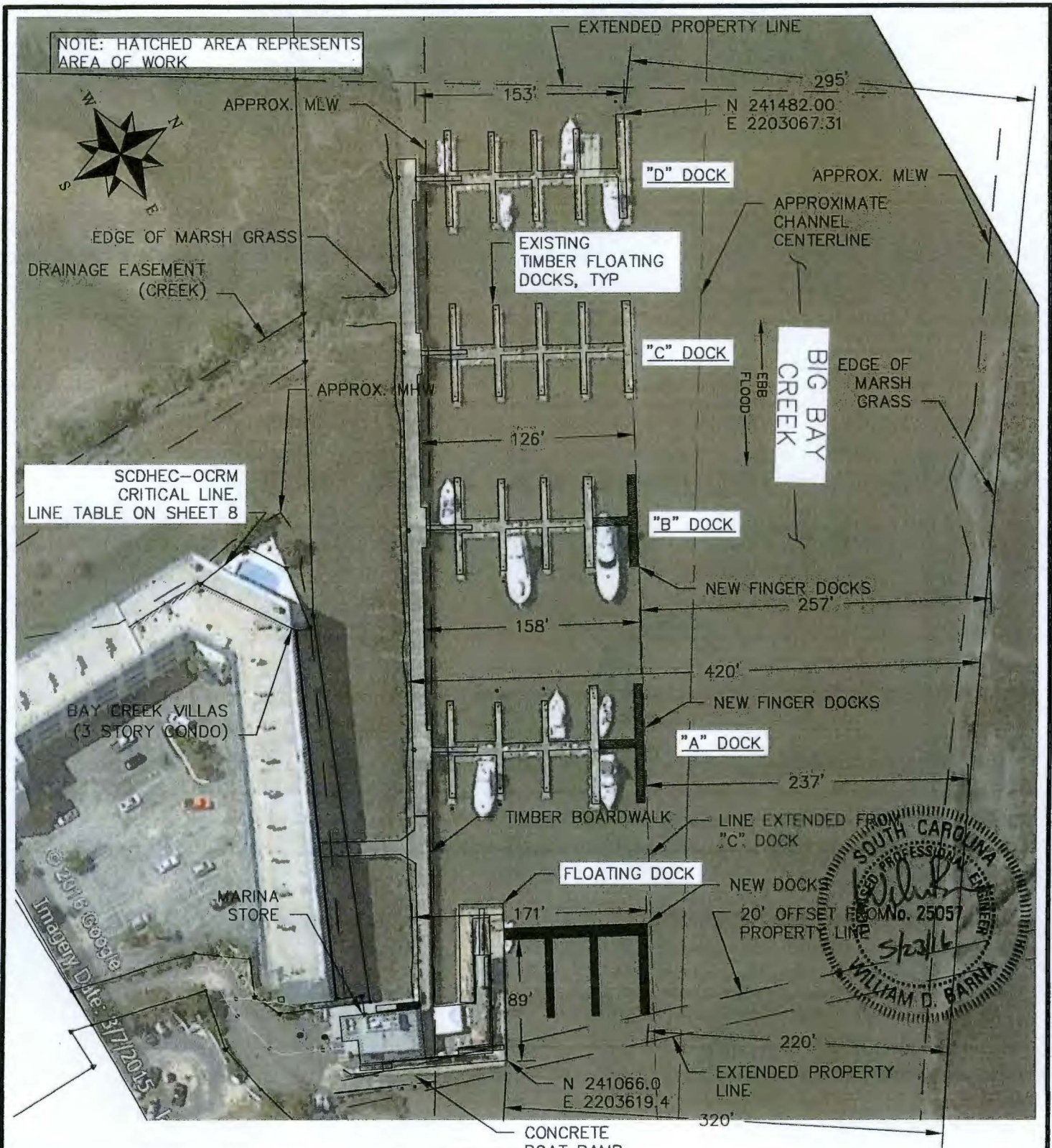
WATERWAY: BIG BAY CREEK
ON: EDISTO ISLAND

COUNTY OF: COLLETON, SC

APPLICATION NO. TBD

SHEET: 4 OF 8 **DATE:** 5/23/16

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NOTES:
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PROPOSED SITE PLAN 1
 SCALE: 1:100

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
 SEE ATTACHED SCHEDULES

FIGURE 5
 PROPOSED SITE PLAN 1
 1:100

APPLICANT
 EDISTO MARINA ASSOCIATION

AGENT
 McSWEENEY ENGINEERS, LLC

PROPOSED: MARINA UPGRADES

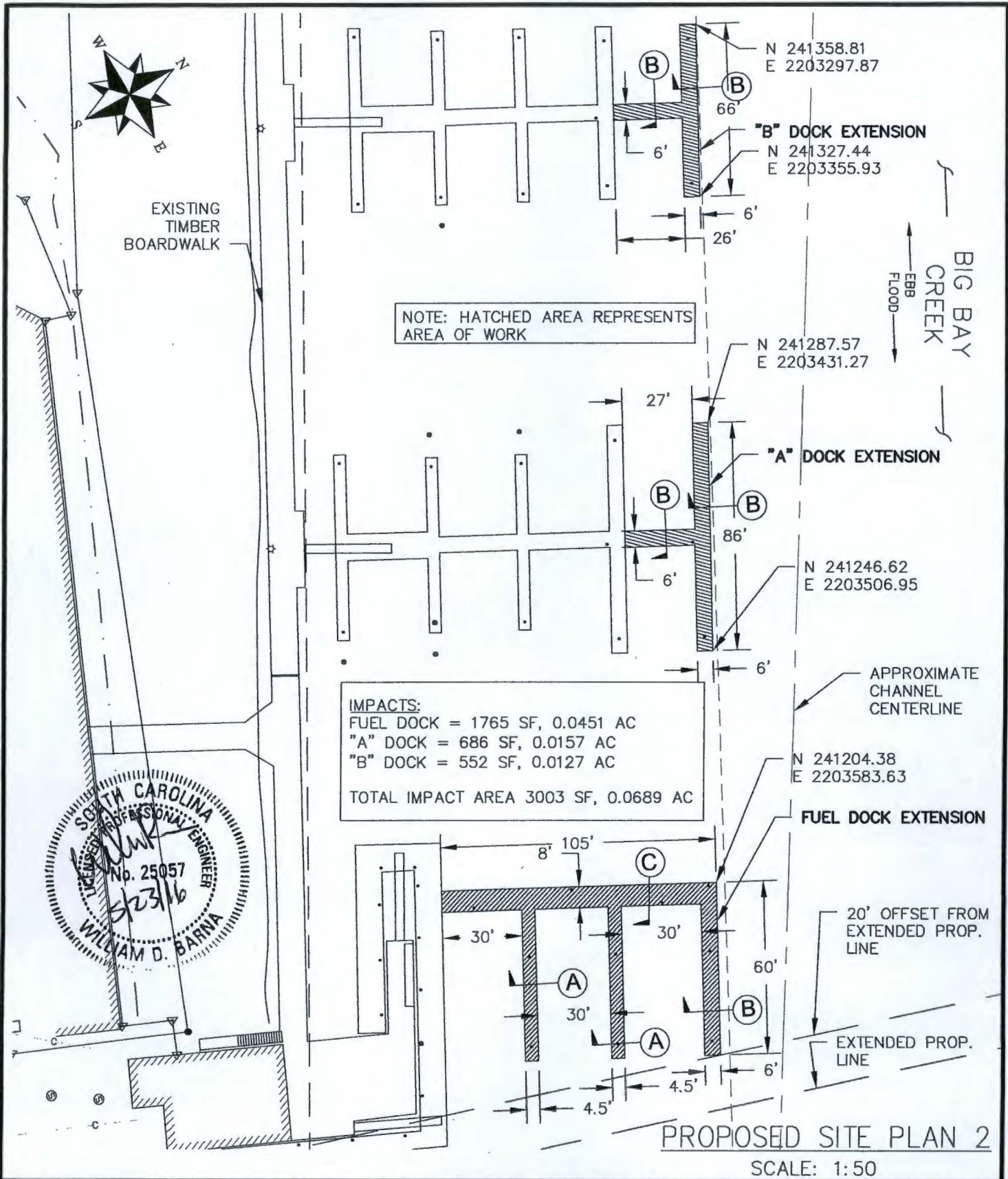
WATERWAY: BIG BAY CREEK
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COUNTY OF: COLLETON, SC

APPLICATION NO. TBD

SHEET: 5 OF 8 **DATE:** 5/23/16

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IMPACTS:
 FUEL DOCK = 1765 SF, 0.0451 AC
 "A" DOCK = 686 SF, 0.0157 AC
 "B" DOCK = 552 SF, 0.0127 AC
 TOTAL IMPACT AREA 3003 SF, 0.0689 AC

PROPOSED SITE PLAN 2
 SCALE: 1:50

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
 SEE ATTACHED SCHEDULES

FIGURE 6
 EXISTING SITE PLAN 1
 1:50

APPLICANT
 EDISTO MARINA ASSOCIATION

AGENT
 McSWEENEY ENGINEERS, LLC

PROPOSED: MARINA UPGRADES

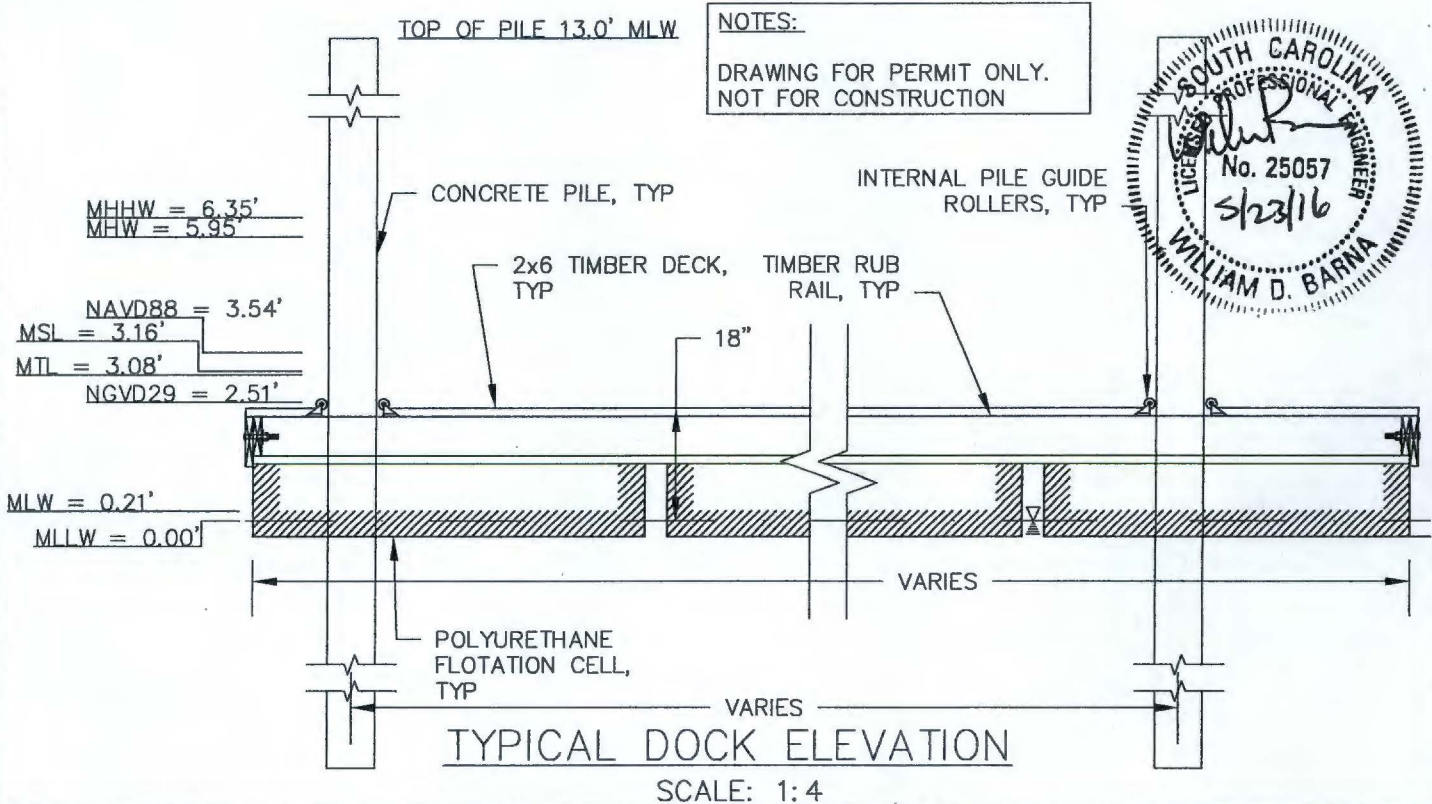
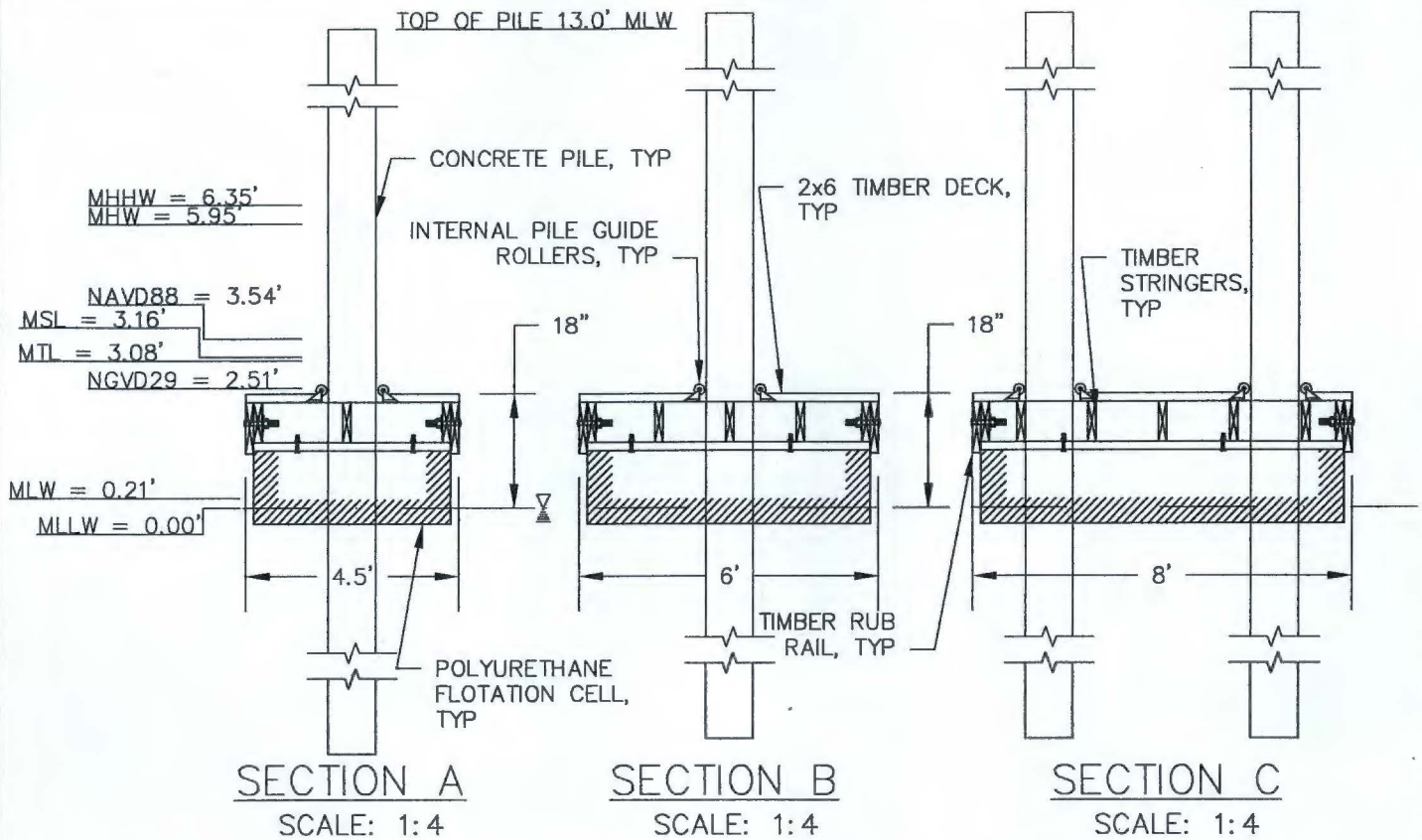
WATERWAY: BIG BAY CREEK
ON: EDISTO ISLAND

COUNTY OF: COLLETON, SC

APPLICATION NO. TBD

SHEET: 6 OF 8 **DATE:** 5/23/16

SAC 2008-01729



<p>PURPOSE: COASTAL ACCESS</p> <p>ADJACENT PROPERTY OWNERS: SEE ATTACHED SCHEDULES</p>	<p align="center">FIGURE 7 CROSS SECTIONS 1:4</p> <p align="center">APPLICANT EDISTO MARINA ASSOCIATION AGENT McSWEENEY ENGINEERS, LLC</p>	<p>PROPOSED: MARINA UPGRADES</p> <p>WATERWAY: BIG BAY CREEK ON: EDISTO ISLAND COUNTY OF: COLLETON, SC APPLICATION NO. TBD SHEET: 7 OF 8 DATE: 5/23/16</p>
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MHHW = 6.35 FT

MHW = 5.95 FT

NAVD88 = 3.54 FT

MSL = 3.16 FT

MTL = 3.08 FT

NGVD29 = 2.51 FT

TIDAL DATUM RELATIONSHIPS
BENCHMARK 86676630
PID: CK1806
VM: 6964

MLW = 0.21 FT

MLLW = 0.00 FT

CRITICAL LINE TABLE		
LINE	LENGTH	BEARING
L1	42.35	N08°21'25"W
L2	32.96	N57°07'03"E
L3	46.74	S82°37'42"E
L4	10.15	S16°44'11"W
L5	268.87	S66°31'42"E
L6	18.73	N23°09'51"E
L7	13.32	S67°49'20"E



ADDITIONAL INFORMATION

SCALE: 1" = 1'

PURPOSE: COASTAL ACCESS

ADJACENT PROPERTY OWNERS:
SEE ATTACHED SCHEDULES

FIGURE 8
ADDITIONAL INFORMATION
1"=1'

APPLICANT
EDISTO MARINA ASSOCIATION
AGENT
McSWEENEY ENGINEERS, LLC

PROPOSED: MARINA UPGRADES

WATERWAY: BIG BAY CREEK
ON: EDISTO ISLAND

COUNTY OF: COLLETON, SC

APPLICATION NO. TBD

SHEET: 8 OF 8 **DATE:** 5/23/16

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