

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 24903-5107
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-2017-00340 (f.k.a. 92-3T-280-P)

June 29, 2017

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. Richard Inglis
Haig Point Club & Community Association
10 Haig Point Circle
Hilton Head Island, South Carolina 29928

for a permit to add additional floating docks to an existing community docking facility, to serve the Haig Point Club and Community Association, in

Calibougue Sound

located on River Place Crossing, on Daufuskie Island, South Carolina (Latitude: 32.147712°N, Longitude: -80.840153°W), Bluffton quadrangle map.

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 an existing 12-foot by 72.73-foot floating pier and ramp and a 11.65-foot by 44.56-foot floating pier and the construction of a 4-foot by 28.5-foot ramp leading to a 12-foot by 20-foot landing with a 10-foot by 100-foot floating pier and a 10-foot by

80-foot floating pier, and an 8-foot by 60-foot floating walkway leading to a 10-foot by 200-foot floating pier. The remainder of the existing structure will not change. The applicant has not proposed mitigation for impacts to waters of the United States. The project purpose is to construct additional dock space at suitable water depths to serve the Haig Point Community Association.

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 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 proposed project will have **no effect** on the frosted flatwoods salamander (*Ambystoma cingulatum*), American wood stork (*Mycteria Americana*), red-cockaded woodpecker (*Picoides borealis*), piping plover (*Charadrius melodus*), red knot (*Calidris canutus rufa*), Atlantic sturgeon (*Acipenser oxyrinchus*), shortnose sturgeon (*Acipenser brevirostrum*), finback whale (*Balaenoptera physalus*), humpback whale (*Megaptera novaengliae*), right whale (*Balaena glacialis*), Northern long-eared bat (*Myotis septentrionalis*), green sea turtle (*Chelonia mydas*), Kemp's ridley sea turtle (*Lepidochelys kempii*), leatherback sea turtle (*Dermochelys coriacea*), loggerhead sea turtle (*Caretta caretta*), Canby's dropwort (*Oxypolis canbyi*), and pondberry (*Lindera melissifolia*), and will not result in the destruction or adverse modification of designated or proposed critical habitat. However, the Corps has determined that the proposed project **is not likely to adversely effect**, 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 historic properties, are present; moreover, these historic properties may be affected by the undertaking. This public notice serves to notify the State Historic Preservation Office that the Corps plans to initiate Section 106 consultation on these historic properties. Individuals or groups who would like to be consulting parties for the purposes of the NHPA should make such a request to the Corps in writing within 30 days of this public notice. 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.

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 and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act. 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:**

REGULATORY DIVISION
SAC-2017-00340

June 29, 2017

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 24903-5107**

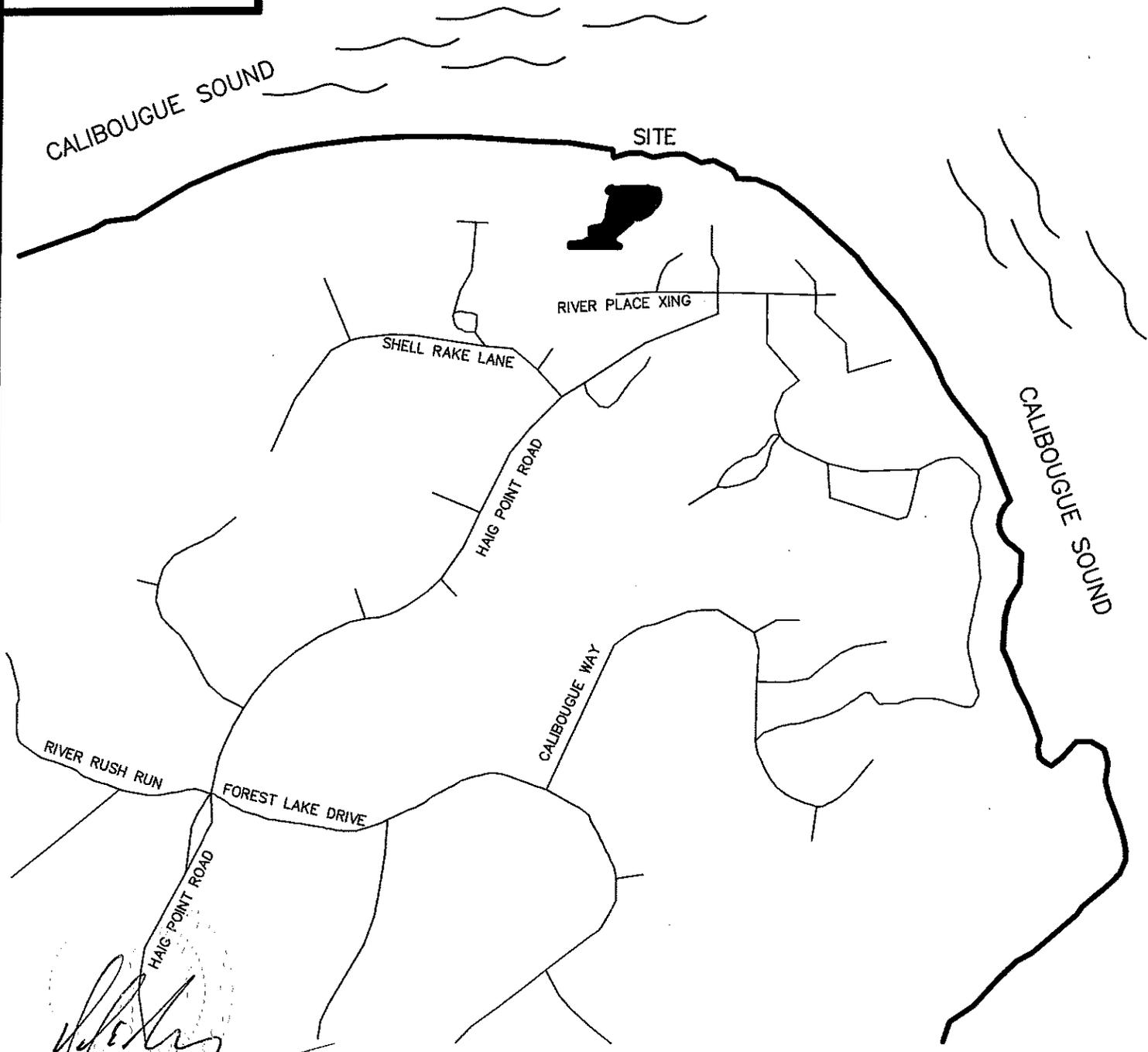
If there are any questions concerning this public notice, please contact Tracy D. Sanders
Project Manager, at (843) 329-8190 or toll free at 1-866-329-8187.



**GASQUE & ASSOCIATES INC.
LAND SURVEYORS & PLANNERS**

SHEET # 4 OF 4

28 PROFESSIONAL VILLAGE CIRCLE, BEAUFORT, S.C.
P.O. BOX 1363, BEAUFORT, S.C.
PHONE (843) 522-1798



ADJACENT PROPERTY OWNERS:

1. SIX ESS CORPORATION INC.
R800 022 00B 0082 0000
1000 BRICKELL AVENUE SUITE 500
MIAMI, FL 33131-3047
2. BUTLER CHRISTOPHER D
R800 022 00B 0075 0000
790 AVONWOOD DRIVE
WAYNE, PA 19087

NOT TO SCALE

R800 022 00B 0041 0000
HAIG POINT CLUB & COMMUNITY
ASSOC. INC.
COMMUNITY DOCK
DAUFUSKIE ISLAND, SC 29915

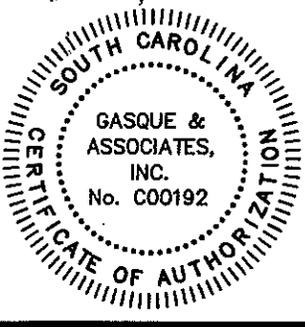
DOCK PERMIT SURVEY

IN: CALIBOUGUE SOUND
AT: HAIG POINT, COMMUNITY DOCK

COUNTY OF: BEAUFORT
STATE: SOUTH CAROLINA

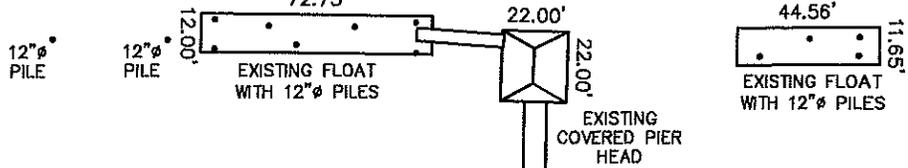
JOB# 45911 DSGN 6

DATE: 01/25/2017



GASQUE & ASSOCIATES INC.
LAND SURVEYORS & PLANNERS

28 PROFESSIONAL VILLAGE CIRCLE, BEAUFORT, S.C.
 P.O. BOX 1363, BEAUFORT, S.C.
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DHEC-OCRM CRITICAL LINE

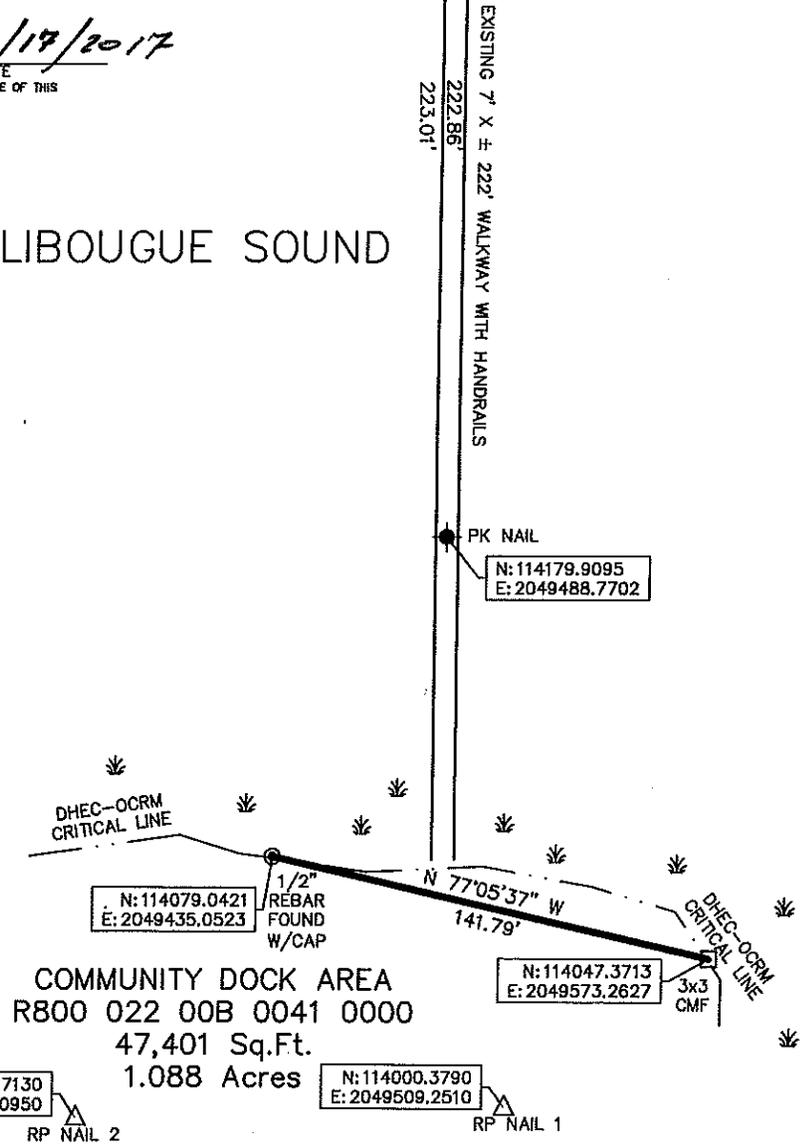
THE AREA SHOWN ON THIS PLAT IS A REPRESENTATION OF DEPARTMENT PERMIT AUTHORITY ON THE SUBJECT PROPERTY. CRITICAL AREAS BY THEIR NATURE ARE DYNAMIC AND SUBJECT TO CHANGE OVER TIME. BY DELINEATING THE PERMIT AUTHORITY OF THE DEPARTMENT, THE DEPARTMENT IN NO WAY WAIVES ITS RIGHT TO ASSERT PERMIT JURISDICTION AT ANY TIME IN ANY CRITICAL AREA ON THE SUBJECT PROPERTY, WHETHER SHOWN HEREON OR NOT.

Paul W. Gasque 1/19/2017
 SIGNATURE DATE
 THE CRITICAL LINE SHOWN ON THIS PLAT IS VALID FOR FIVE YEARS FROM THE DATE OF THIS SIGNATURE, SUBJECT TO THE CAUTIONARY LANGUAGE ABOVE.



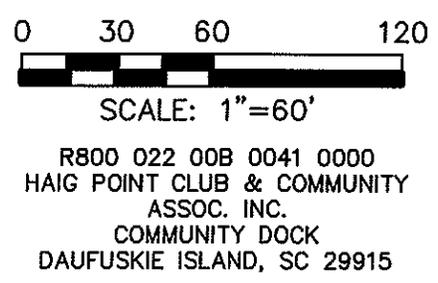
CALIBOUGUE SOUND

Paul W. Gasque 2-1-17
 SURVEYOR SIGNED HEREOF IS CHARGED WITH SURVEY MATTERS AND THE PHYSICAL DRAWING ON A COMPUTER DRAFTING SYSTEM ONLY. THIS IS NOT A DESIGN OR INTENDED TO BE ONE. ALL DEPICTIONS THAT ARE NOT SURVEY MATTERS IS PROVIDED BY OTHERS.



COMMUNITY DOCK AREA
 R800 022 00B 0041 0000
 47,401 Sq.Ft.
 1.088 Acres

- ADJACENT PROPERTY OWNERS:**
- SIX ESS CORPORATION INC.
 R800 022 00B 0082 0000
 1000 BRICKELL AVENUE SUITE 500
 MIAMI, FL 33131-3047
 - BUTLER CHRISTOPHER D
 R800 022 00B 0075 0000
 790 AVONWOOD DRIVE
 WAYNE, PA 19087



DOCK PERMIT SURVEY

IN: CALIBOUGUE SOUND
 AT: HAIG POINT, COMMUNITY DOCK

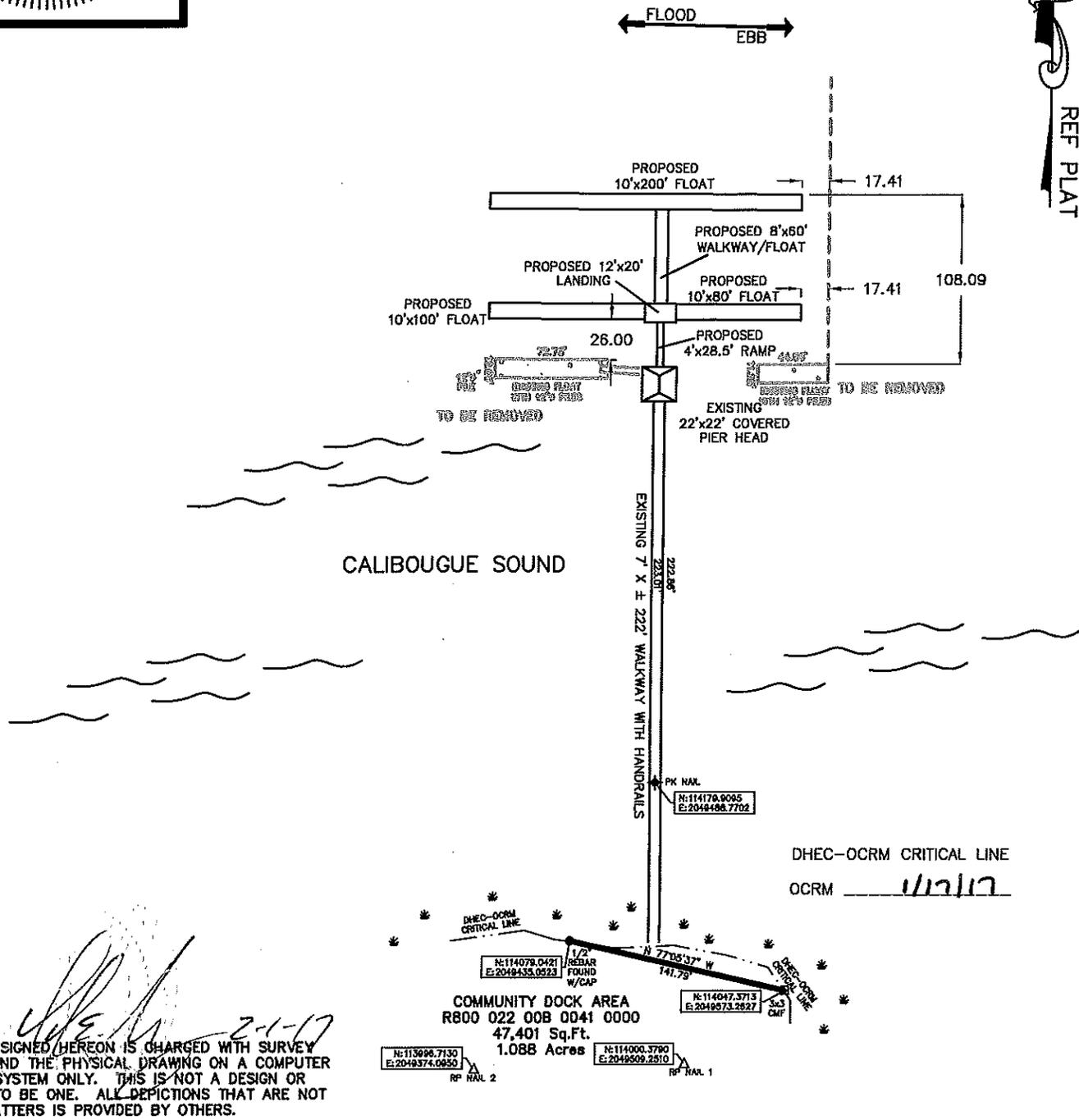
COUNTY OF: BEAUFORT
 STATE: SOUTH CAROLINA

JOB# 45911 DSGN 6 DATE: 12/14/2016



GASQUE & ASSOCIATES INC.
LAND SURVEYORS & PLANNERS

28 PROFESSIONAL VILLAGE CIRCLE, BEAUFORT, S.C.
 P.O. BOX 1363, BEAUFORT, S.C.
 PHONE (843) 522-1798



[Signature] 2-1-17
 SURVEYOR SIGNED/HEREON IS CHARGED WITH SURVEY MATTERS AND THE PHYSICAL DRAWING ON A COMPUTER DRAFTING SYSTEM ONLY. THIS IS NOT A DESIGN OR INTENDED TO BE ONE. ALL DEPICTIONS THAT ARE NOT SURVEY MATTERS IS PROVIDED BY OTHERS.

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0 50 100 200

SCALE: 1"=100'

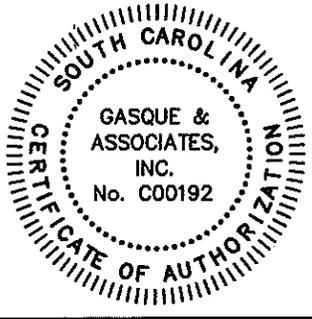
R800 022 00B 0041 0000
 HAIG POINT CLUB & COMMUNITY ASSOC. INC.
 COMMUNITY DOCK
 DAUFUSKIE ISLAND, SC 29915

DOCK PERMIT SURVEY

IN: CALIBOUGUE SOUND
 AT: HAIG POINT, COMMUNITY DOCK

COUNTY OF: BEAUFORT
 STATE: SOUTH CAROLINA

JOB# 45911 DSGN 6 DATE: 01/25/2017



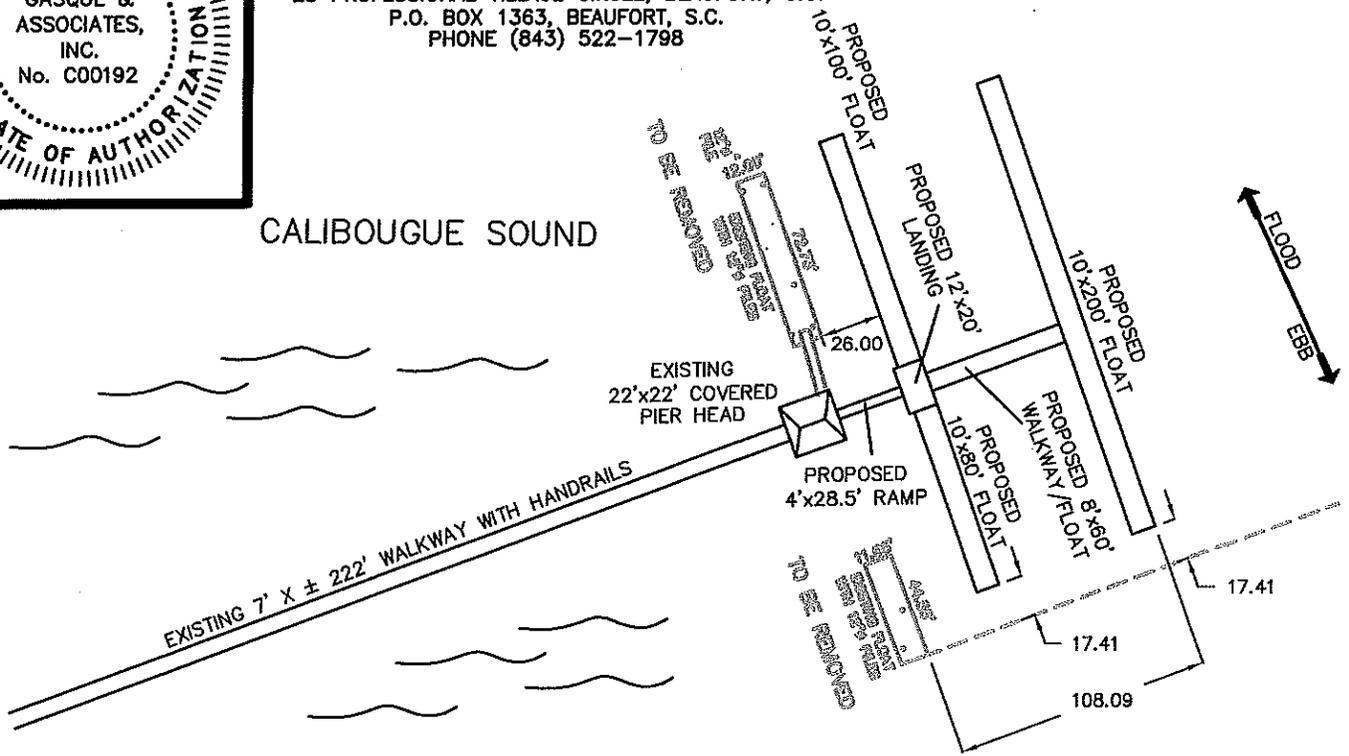
GASQUE & ASSOCIATES INC.
LAND SURVEYORS & PLANNERS

PLAN VIEW

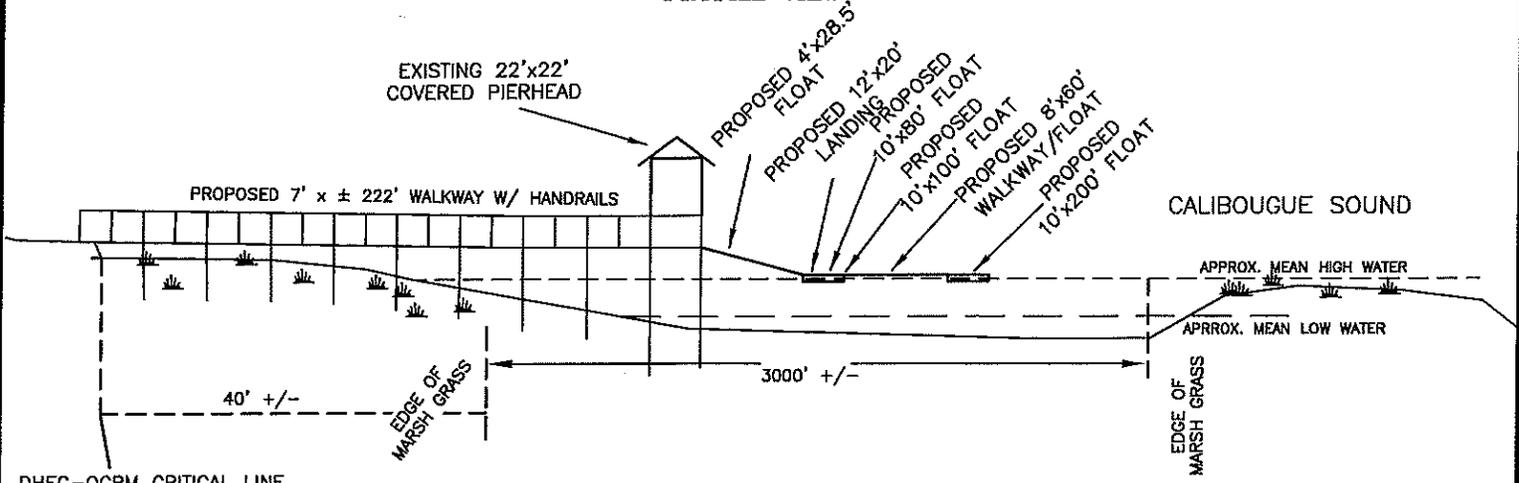
SHEET # 2 OF 4

28 PROFESSIONAL VILLAGE CIRCLE, BEAUFORT, S.C.
 P.O. BOX 1363, BEAUFORT, S.C.
 PHONE (843) 522-1798

CALIBOUGUE SOUND



PROFILE VIEW



DHEC-OCRM CRITICAL LINE

OCRM 11/2/17

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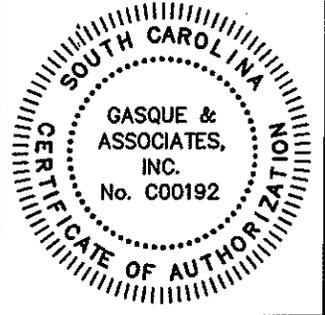
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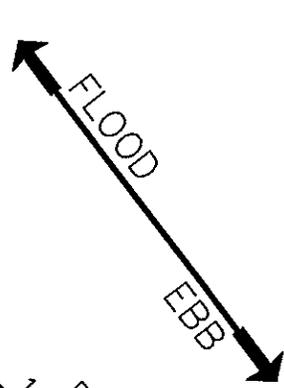
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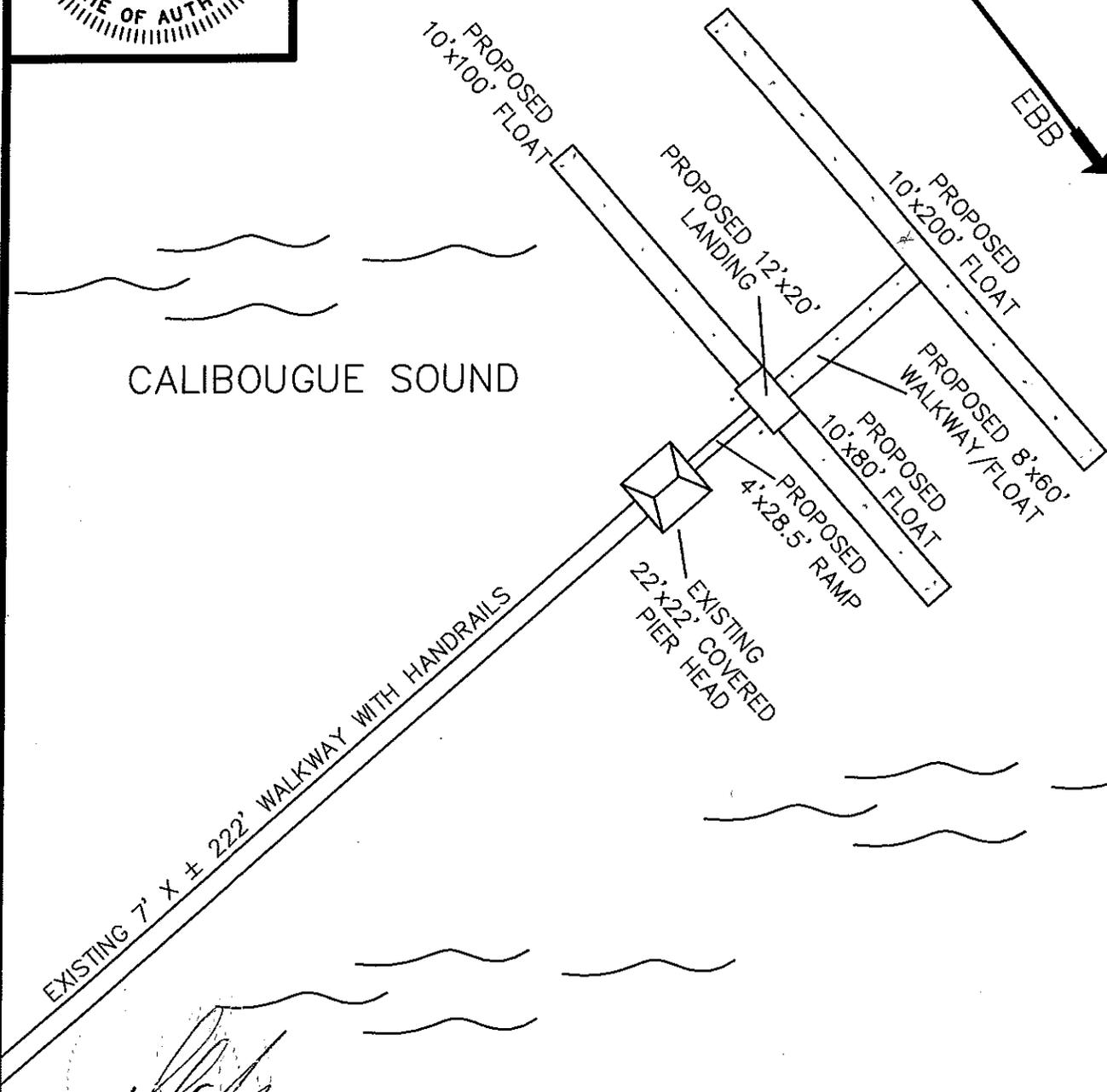


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CALIBOUGUE SOUND



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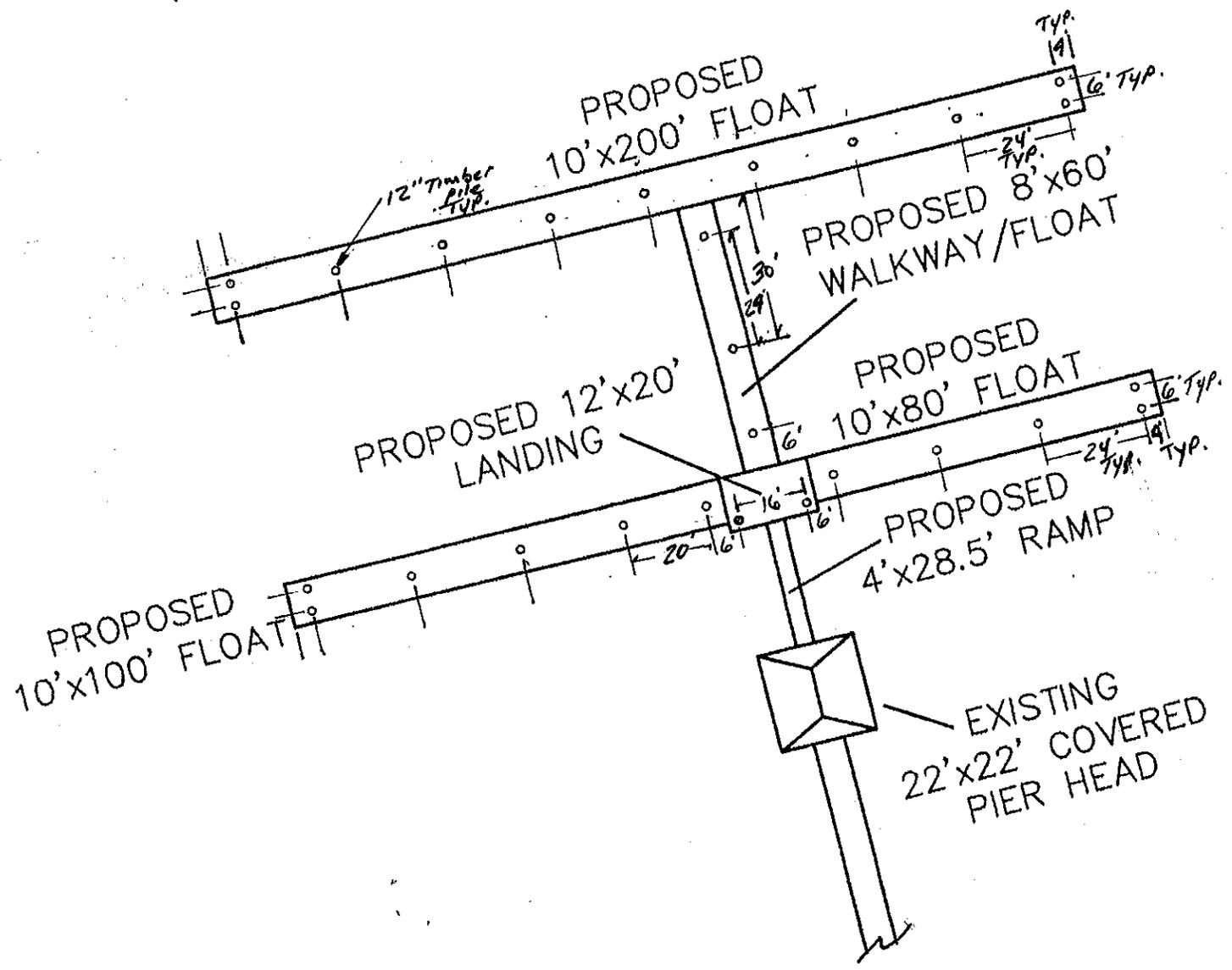
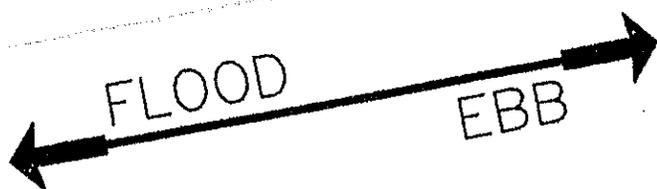
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JOB# 45911 DSGN 6 DATE: 01/25/2017



Proposed Floating

Dock Pile Layout Plan

27 ea, $\phi = 12"$ Timber Pile To be water Jetted & Driven To $-20'$ Bottom of River

Hair Pt Club Community Assoc.
Community Dock, Daufuskie Isl.

6/1/17, AMC, DWS