

JOINT PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107
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 #1995-10583 (f/k/a 95-1D-093) Modification

12 July 2013

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. 1341), 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

**CITY OF THE ISLE OF PALMS
1207 PALM BOULEVARD
ISLE OF PALMS, SC 29451**

for the modification of an existing permit for a public community dock on

THE ATLANTIC INTRACOASTAL WATERWAY

at the end of 41St Avenue at the Isle of Palms Marina in the City of Isle of Palms, Charleston County, South Carolina (Latitude 32.8061 North, Longitude -79.7614 West)

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 is a modification of an issued permit and consists of removing an existing dock and constructing a 10' x 10' fixed platform with a handrail adjacent to the existing bulkhead, a 6' x 100' walkway leading to a 24' x 24' covered pierhead with a 4' x 40' aluminum gangway leading to a 10' x 80' floating dock with a 10' x 16' gangway landing. The purpose of the proposed project is to replace an existing dock to improve operations, berthing and navigational safety at a public marina.

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NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, South Carolina 29403-5107**

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 (Section 401 of the Clean Water Act). The District Engineer will not process this application to a conclusion until such certification is received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to Water Quality Certification must submit all comments in writing to the S.C. Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

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 acres of estuarine substrates utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our 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). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined 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 7(c) of the Endangered Species Act of 1973 (as amended).

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.

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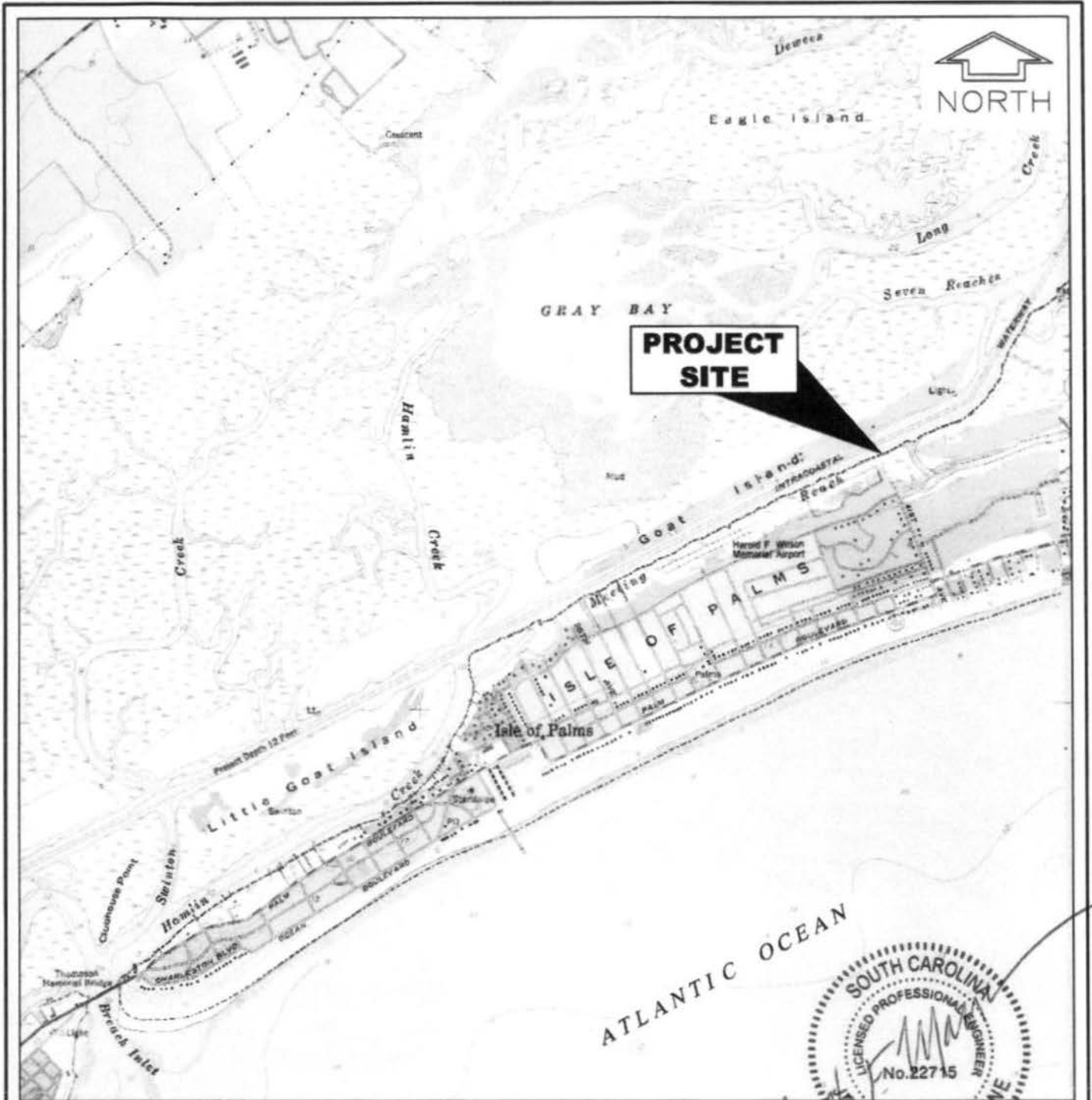
In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources 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 to provide any information it may have with regard to historic and cultural resources.

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. That decision will reflect the national concern for both protection and utilization of important resources. 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 of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers 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 of Engineers 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 David Chamberlain at 843-329-8044 or toll free at 1-866-329-8187.



**PROJECT
SITE**

ATLANTIC OCEAN



USGS QUAD SHEET
(FORT MOULTRIE)

NOT TO SCALE

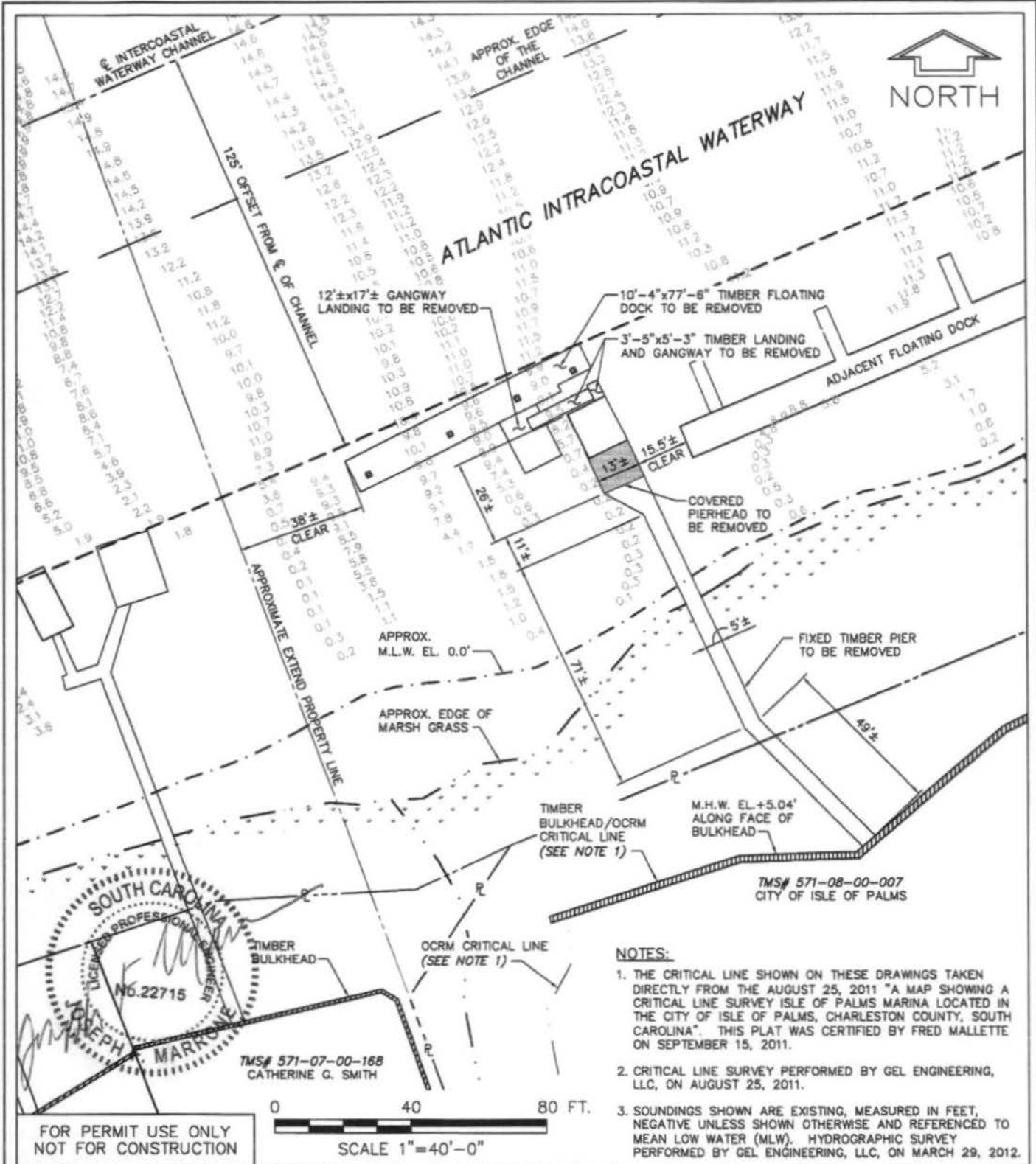
FOR PERMIT USE ONLY
NOT FOR CONSTRUCTION

PURPOSE: REPLACE EXISTING DOCKING FACILITY
 DATUM: MEAN LOW WATER (M.L.W.)
 APPLICATION BY: CITY OF ISLE OF PALMS
 USACE #:
 ADJACENT PROPERTY OWNERS:
 SEE APPLICATION
 AGENT: OCEAN AND COASTAL CONSULTANTS, INC.

LOCATION MAP

CITY OF ISLE OF PALMS
 1207 PALM BOULEVARD
 ISLE OF PALMS, SC 29451

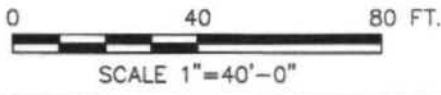
PROPOSED: DOCKING FACILITY REPLACEMENT
 AT: ISLE OF PALMS MARINA,
 ATLANTIC INTRACOASTAL WATERWAY
 COUNTY OF: CHARLESTON
 STATE: SOUTH CAROLINA
 DATE: 5/24/2013 SHEET: 1 OF 7



NOTES:

1. THE CRITICAL LINE SHOWN ON THESE DRAWINGS TAKEN DIRECTLY FROM THE AUGUST 25, 2011 "A MAP SHOWING A CRITICAL LINE SURVEY ISLE OF PALMS MARINA LOCATED IN THE CITY OF ISLE OF PALMS, CHARLESTON COUNTY, SOUTH CAROLINA". THIS PLAT WAS CERTIFIED BY FRED MALLETTE ON SEPTEMBER 15, 2011.
2. CRITICAL LINE SURVEY PERFORMED BY GEL ENGINEERING, LLC, ON AUGUST 25, 2011.
3. SOUNDINGS SHOWN ARE EXISTING, MEASURED IN FEET, NEGATIVE UNLESS SHOWN OTHERWISE AND REFERENCED TO MEAN LOW WATER (MLW). HYDROGRAPHIC SURVEY PERFORMED BY GEL ENGINEERING, LLC, ON MARCH 29, 2012.

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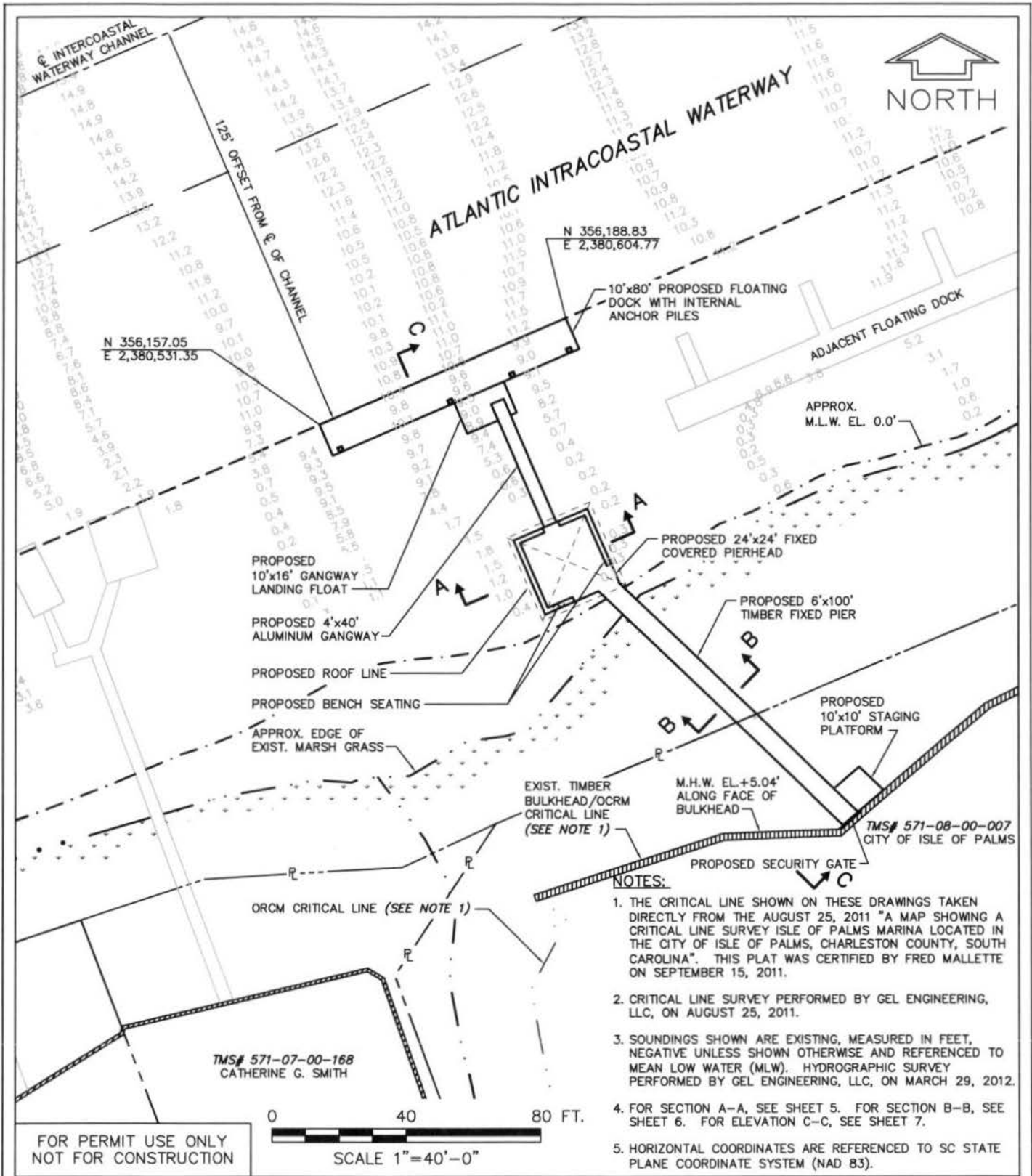


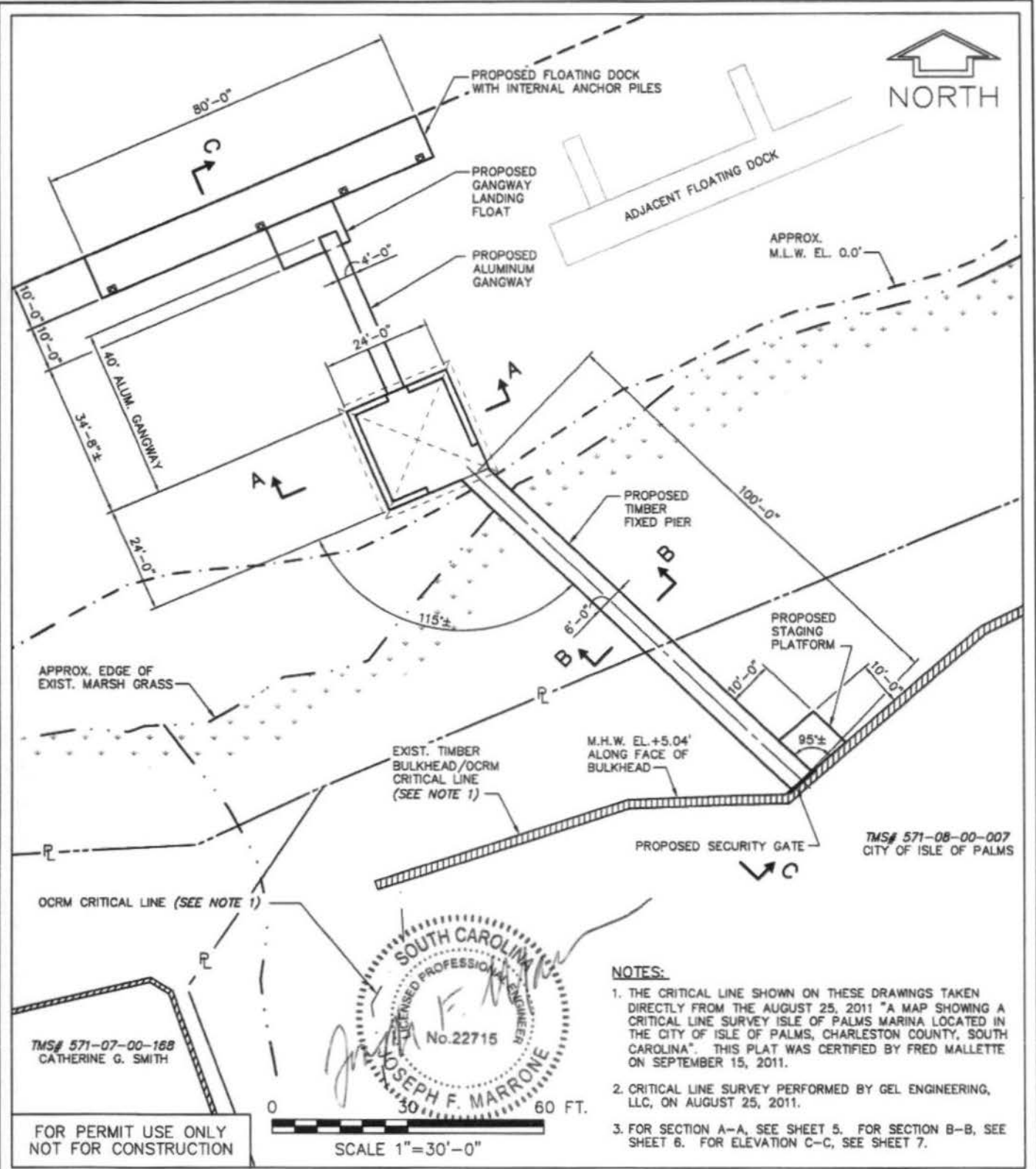
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**EXISTING CONDITIONS
AND DEMOLITION PLAN**

CITY OF ISLE OF PALMS
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 ISLE OF PALMS, SC 29451

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 ATLANTIC INTRACOASTAL WATERWAY
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TMS# 571-07-00-168
CATHERINE G. SMITH



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 3. FOR SECTION A-A, SEE SHEET 5. FOR SECTION B-B, SEE SHEET 6. FOR ELEVATION C-C, SEE SHEET 7.

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**PROPOSED DOCK
REPLACEMENT PLAN**

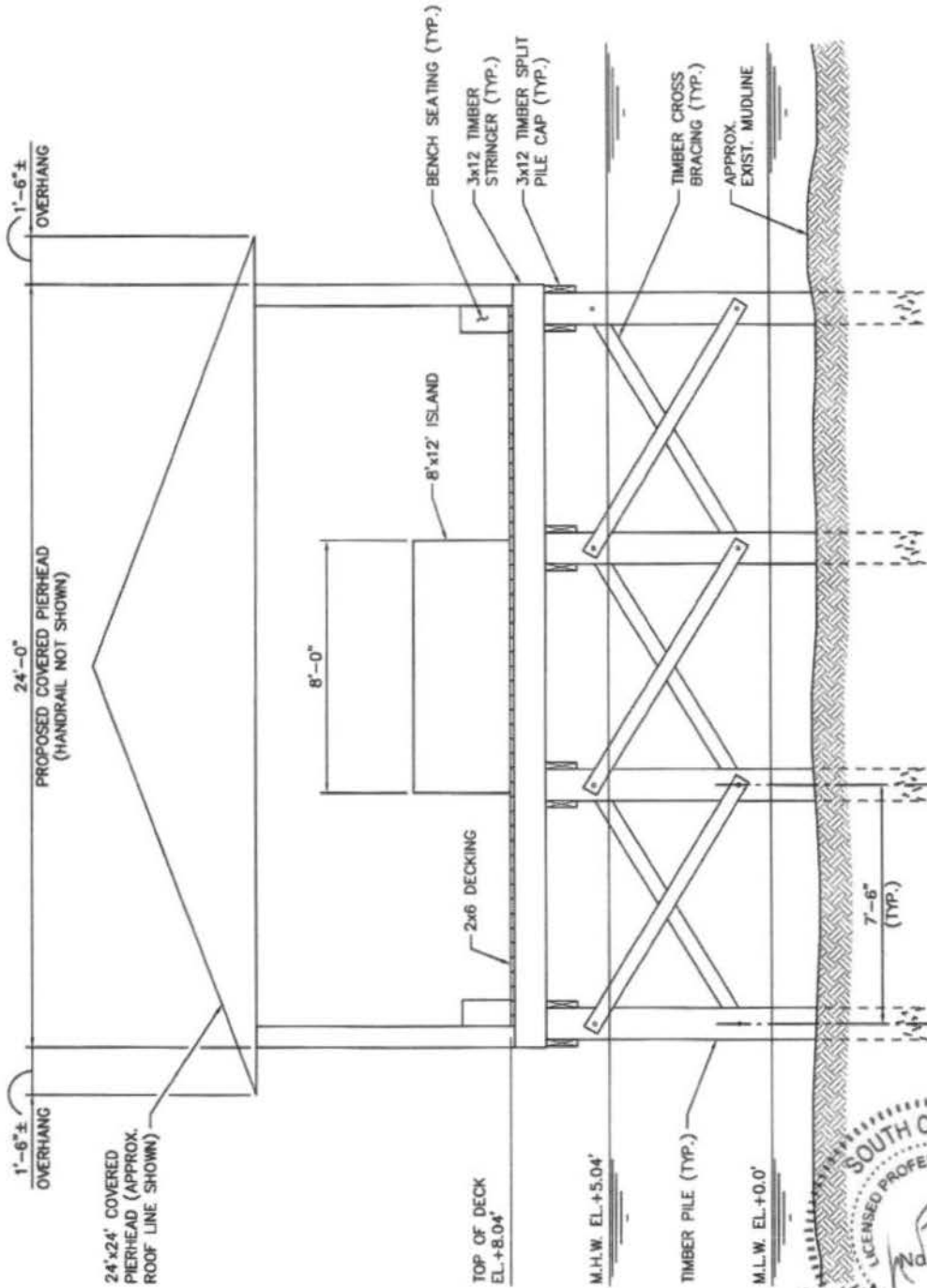
CITY OF ISLE OF PALMS
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PROPOSED: DOCKING FACILITY REPLACEMENT

AT: ISLE OF PALMS MARINA,
ATLANTIC INTRACOASTAL WATERWAY

COUNTY OF: CHARLESTON
 STATE: SOUTH CAROLINA

DATE: 5/24/2013 SHEET: 4 OF 7

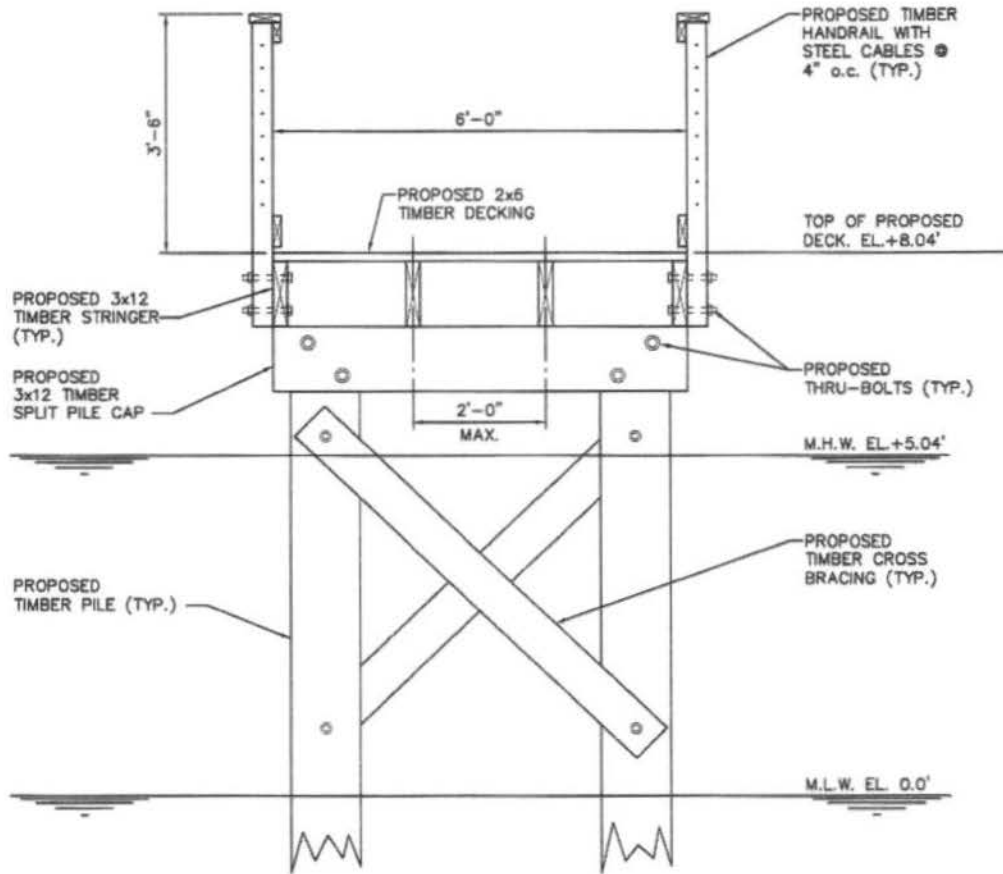


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SECTION A-A
 CITY OF ISLE OF PALMS
 1207 PALM BOULEVARD
 ISLE OF PALMS, SC 29451

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 COUNTY OF: CHARLESTON
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0 1 2 3 4 5 FT.
SCALE 3/8" = 1'-0"



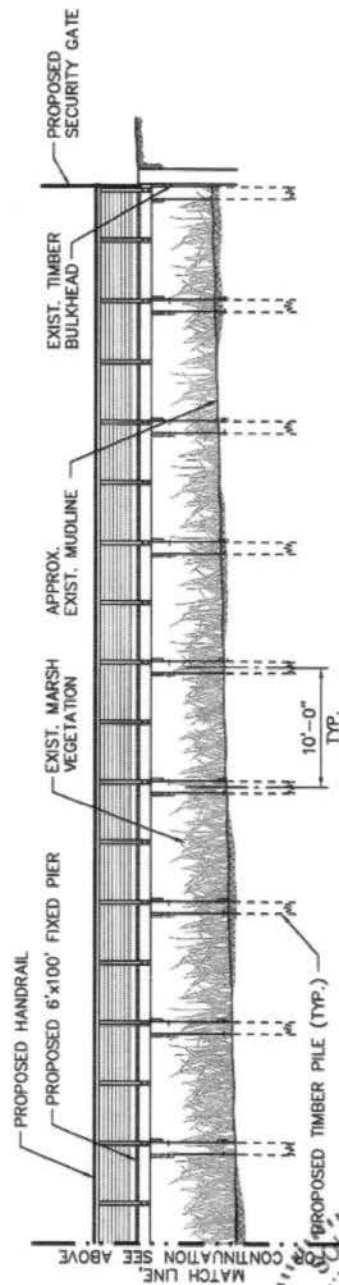
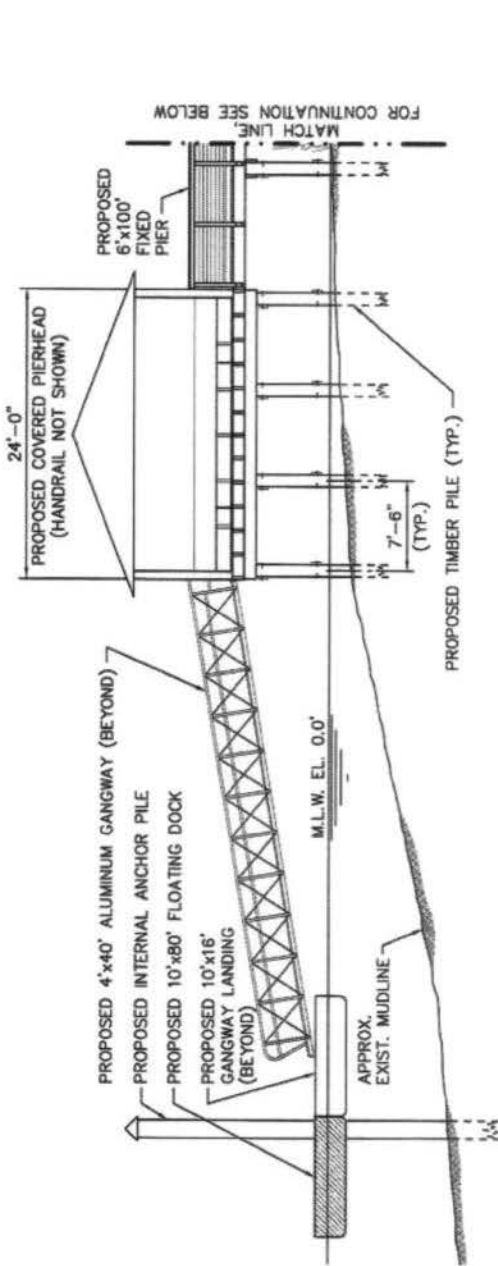
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SECTION B-B

CITY OF ISLE OF PALMS
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ISLE OF PALMS, SC 29451

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JOSEPH F. MARRONE

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**DEVELOPED
 ELEVATION C-C**

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