

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 Environmental Quality Control
Water Quality Certification and Wetlands Programs Section
2600 Bull Street
Columbia, South Carolina 29201

REGULATORY DIVISION
Refer to: P/N # 2007-2409-6IF

May 3, 2013

Pursuant to Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1341), an application has been submitted to the Department of the Army and the South Carolina Department of Health and Environmental Control by

Lexington County
c/o Charles Oates
S&ME, Inc.
1330 Highway 501 Business
Conway, SC 29526

for a permit to place fill material in wetlands abutting and adjacent to

Dry Creek

At a location along 12th Street Extension, between Interstate 77 and Old Wire Road, Lexington County, South Carolina (Latitude 33.905913 Longitude -81.04362)

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 placement of fill material for a road widening. In detail, the work consists of placing fill material in 0.38 acres of waters of the U.S. to widen an existing two lane road to a four lane road. 12th Street Extension is an approximate 2.5 mile road. There have been two previous Corps authorizations for this road. A Nationwide Permit 14 for 0.49 acres of fill in 2007 and an Individual Permit for 2.09 acres of fill in 2010. The applicant has provided a conceptual mitigation plan that includes buying two wetland restoration credits from Congaree Creek Mitigation Bank and 1.9 wetland preservation credits from Francis Beidler Forest Mitigation Bank. According to the applicant, the project purpose is to better serve the existing industrial facilities in the Saxe Gotha Industrial Park.

May 3, 2013

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

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 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 freshwater habitat upstream of estuarine substrates and emergent wetlands 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.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and 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.

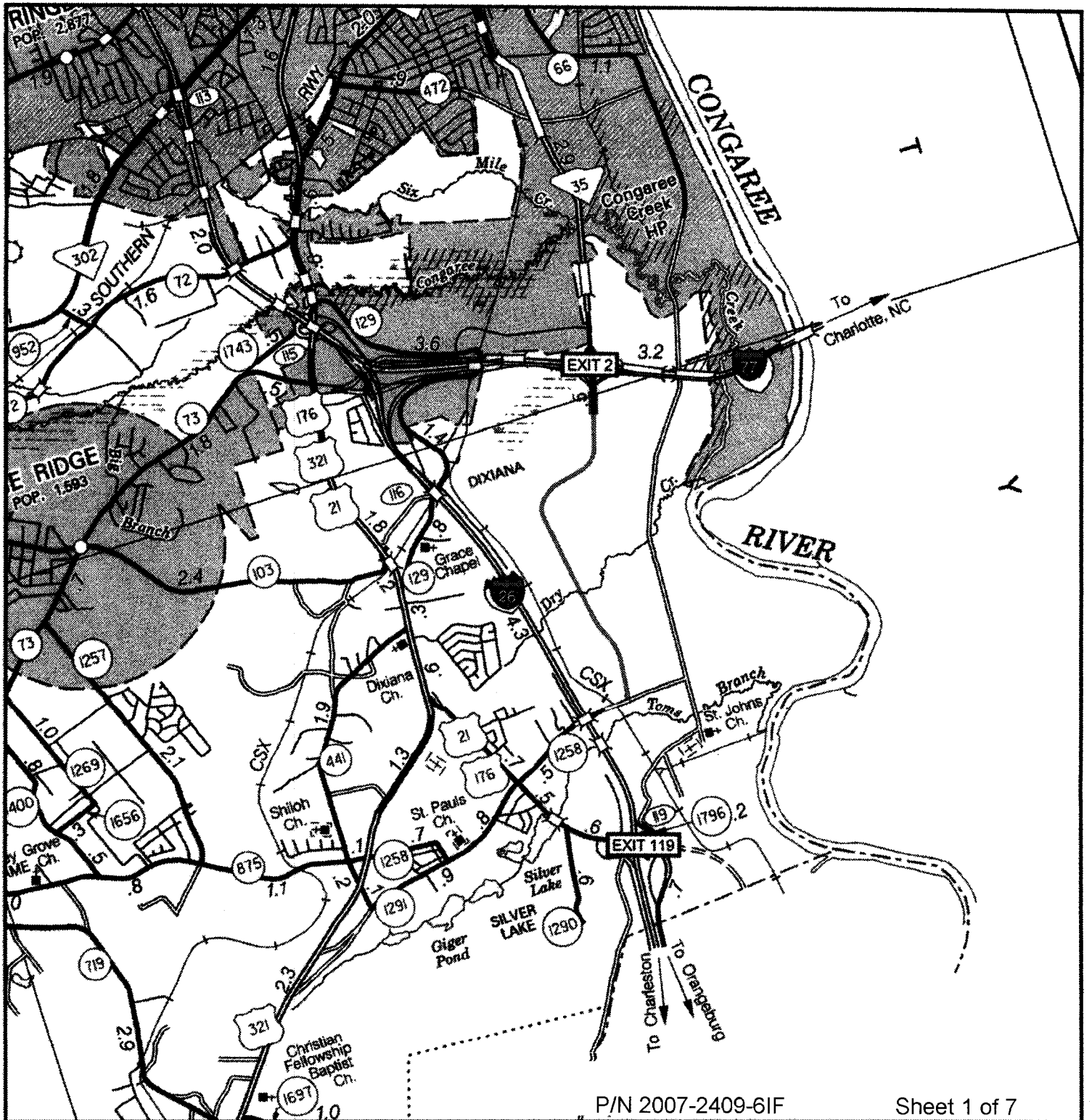
In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered 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 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 and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. 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 **Kristin Riegel at 803-253-3903**.



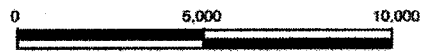
P/N 2007-2409-61F

Sheet 1 of 7

REFERENCE:
 LEXINGTON COUNTY
 HIGHWAY MAP
 DATED 2006

Location Map

Project Title: Phase I Roadway Improvements (Widening)
 12th Street Extension at the Saxe Gotha Industrial Park
 Applicant: Lexington County
 Location: Lexington County, SC
 Date: April 8, 2013
 Permit Number: SAC-2007-2409



GRAPHIC SCALE IN FEET

Sheet: ___ of ___



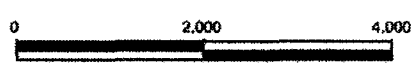
P/N 2007-2409-61F

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REFERENCE:
 USGS QUAD MAP
 SOUTHWEST COLUMBIA, SC
 7.5 MINUTE SERIES
 DATED 1982


USGS Topographic Map

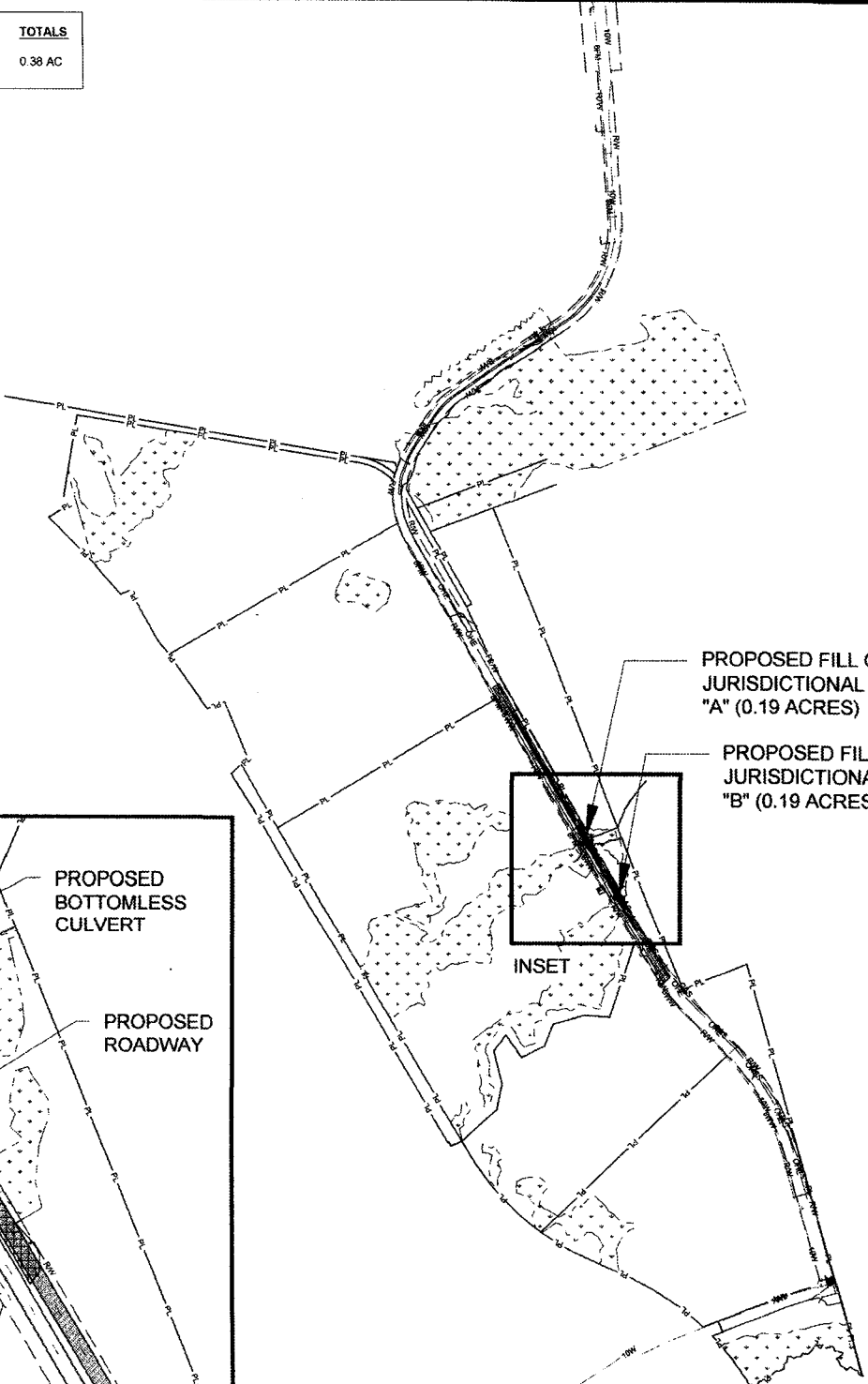
Project Title: Phase I Roadway Improvements (Widening)
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Sheet: ____ of ____

GRAPHIC SCALE IN FEET

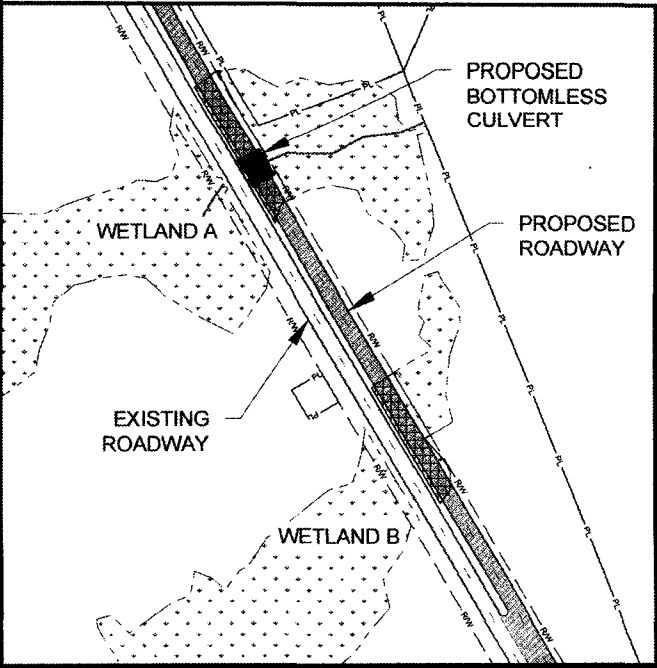
LABEL	TOTALS
 PROPOSED WETLAND FILL	0.38 AC



PROPOSED FILL OF JURISDICTIONAL WETLAND "A" (0.19 ACRES)

PROPOSED FILL OF JURISDICTIONAL WETLAND "B" (0.19 ACRES)



INSET SCALE: 1"=300'



INSET

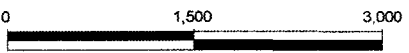
P/N 2007-2409-6IF

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 JURISDICTIONAL WETLANDS
 PROPOSED WETLAND FILL

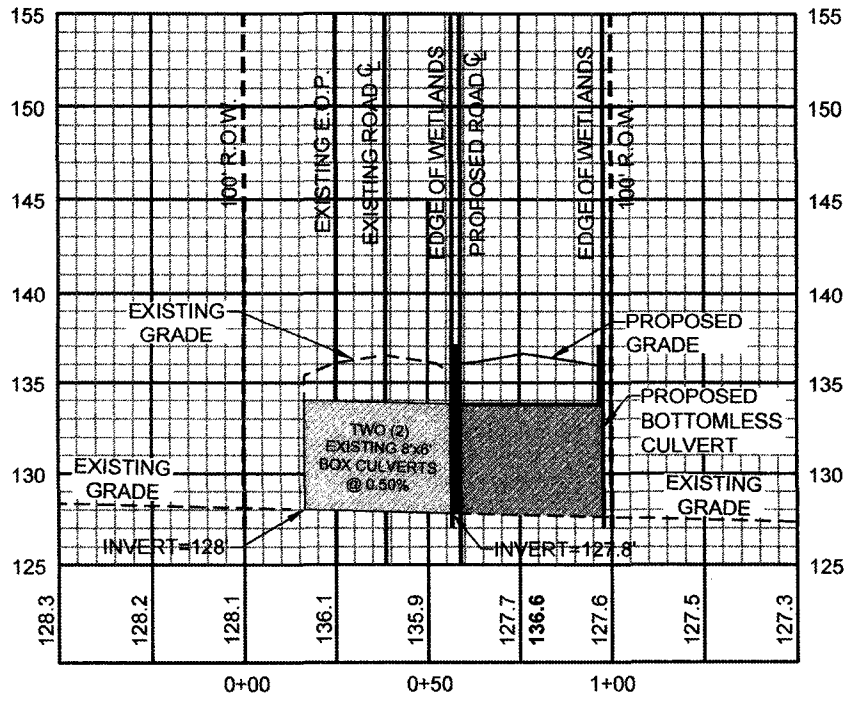
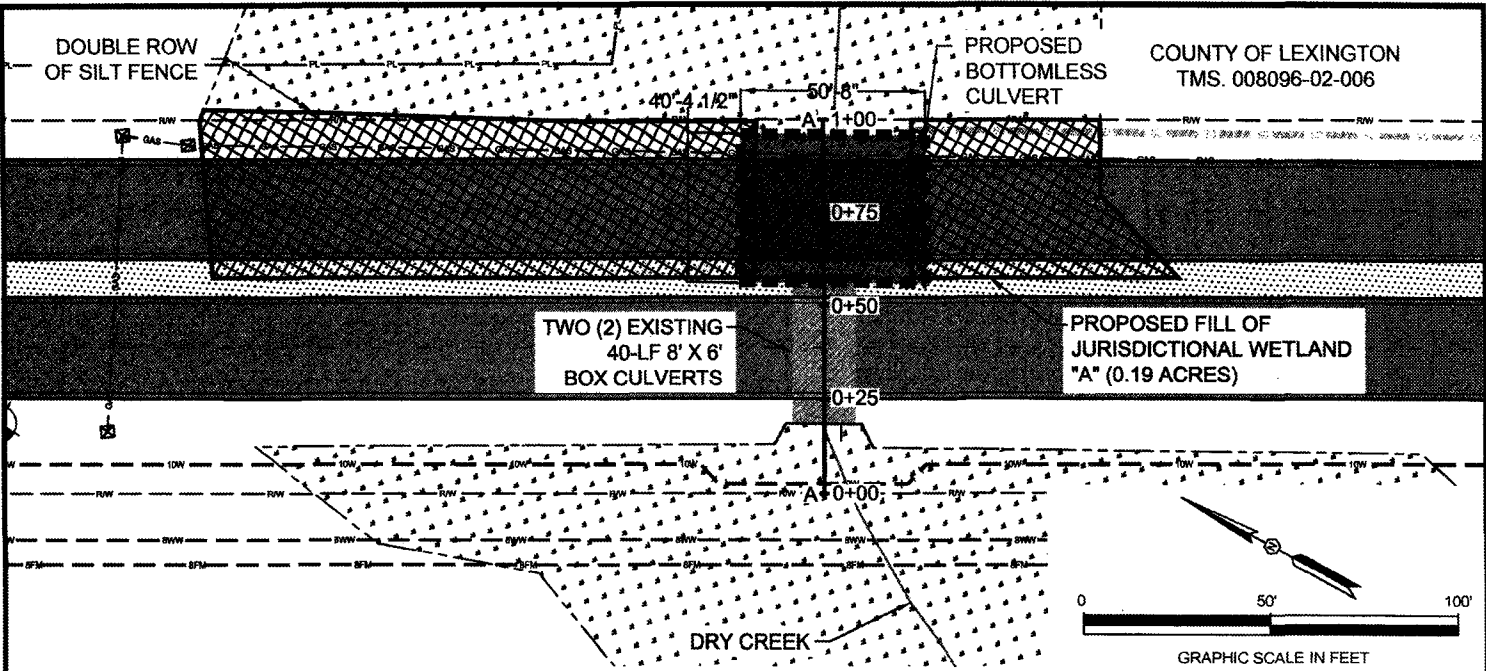
Overall Site Plan

Project Title: Phase I Roadway Improvements (Widening)
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GRAPHIC SCALE IN FEET



ROADWAY CROSS-SECTION A-A

HORIZONTAL SCALE: 1" = 50'
VERTICAL SCALE: 1" = 10'

P/N 2007-2409-6IF

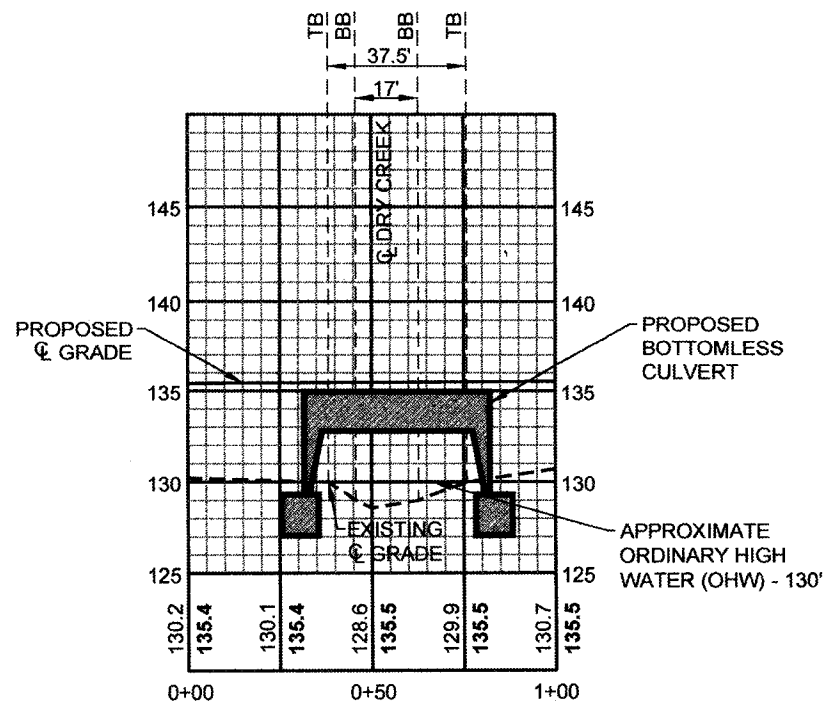
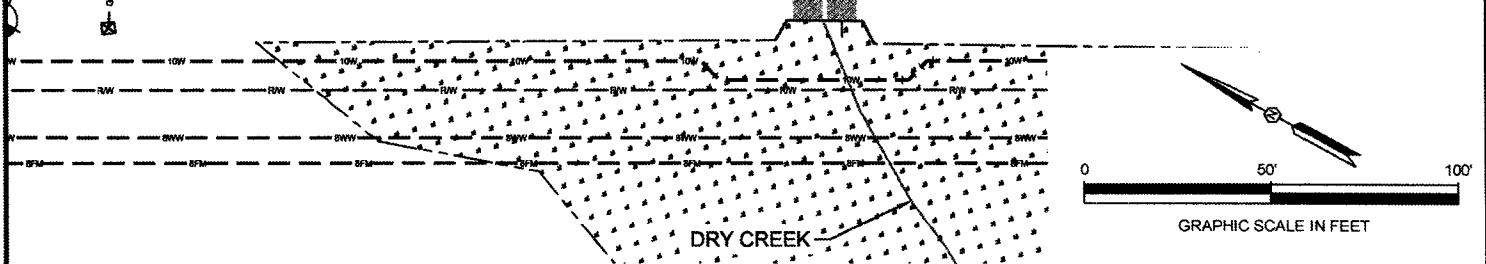
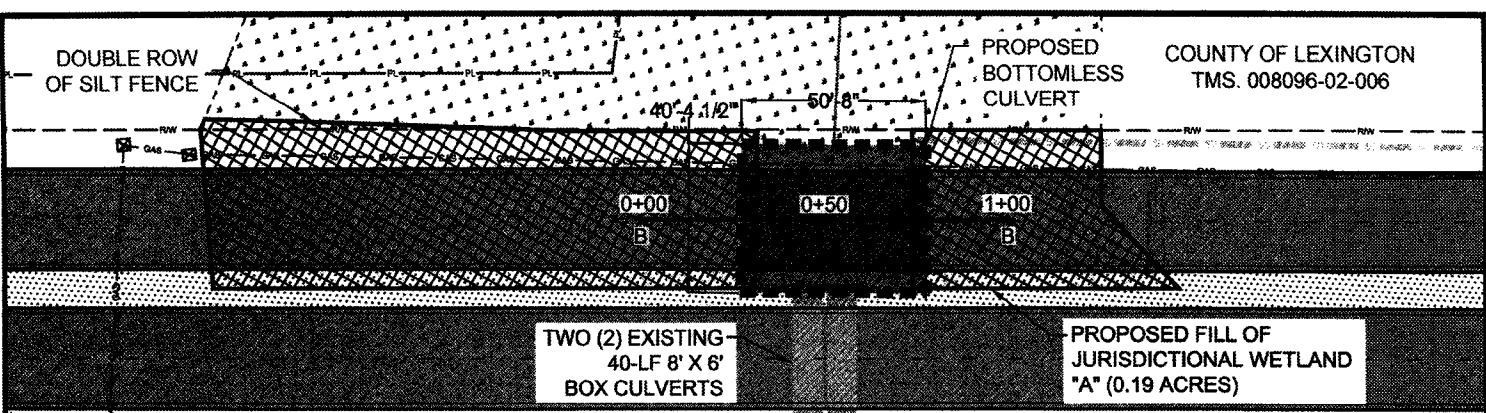
Sheet 4 of 8

Proposed Wetland Fill "A" Cross-Section

- JURISDICTIONAL WETLANDS
- PROPOSED WETLAND FILL
- GRASS MEDIAN

Project Title: Phase I Roadway Improvements (Widening)
12th Street Extension at the Saxe Gotha Industrial Park
Applicant: Lexington County
Location: Lexington County, SC
Date: April 8, 2013
Permit Number: SAC-2007-2409

Sheet: ___ of ___



BOTTOMLESS CULVERT SECTION B-B

HORIZONTAL SCALE: 1" = 50'
VERTICAL SCALE: 1" = 10'

P/N 2007-2409-6IF

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Proposed Wetland Fill "A"

Profile

Project Title: Phase I Roadway Improvements (Widening)
12th Street Extension at the Saxe Gotha Industrial Park
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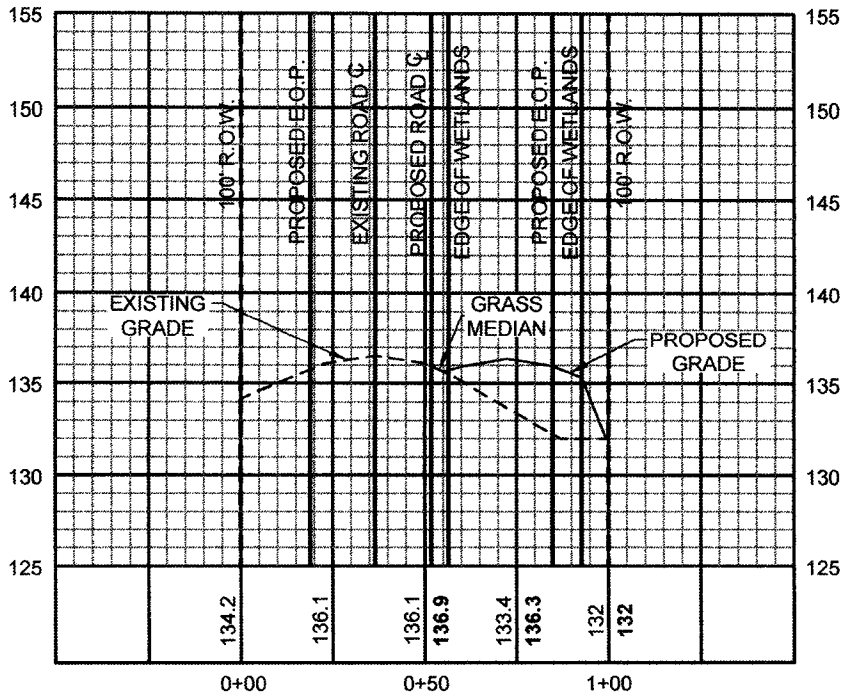
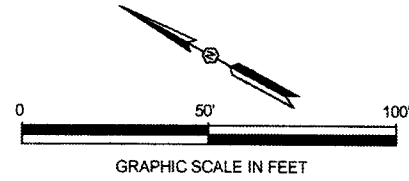
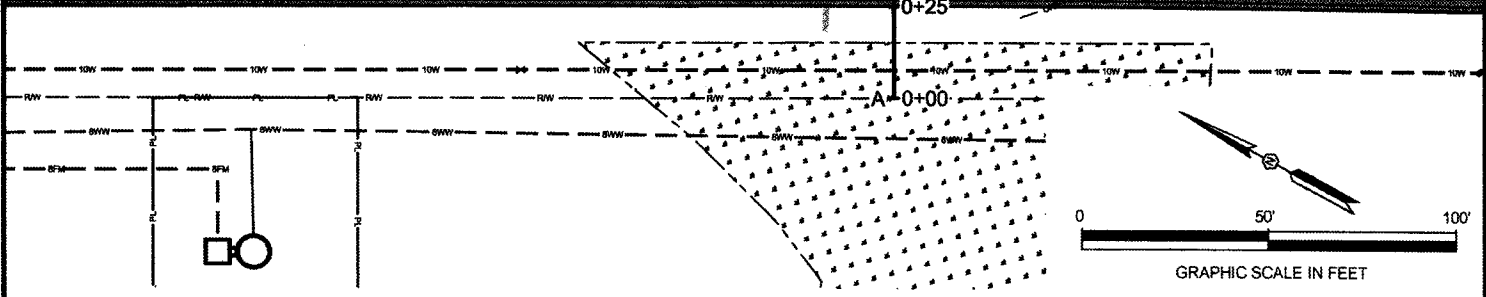
Sheet: ____ of ____

- JURISDICTIONAL WETLANDS
- PROPOSED WETLAND FILL
- GRASS MEDIAN
- BB** BOTTOM BANK
- TB** TOP BANK

DOUBLE ROW
OF SILT FENCE

PROPOSED FILL OF
JURISDICTIONAL WETLAND
"B" (0.19 ACRES)

EXISTING 78-LF
OF 18" Ø RCP



ROADWAY CROSS-SECTION A-A




HORIZONTAL SCALE: 1" = 50'
VERTICAL SCALE: 1" = 10'

P/N 2007-2409-6IF

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**Proposed Wetland Fill "B"
Cross-Section**

Project Title: Phase I Roadway Improvements (Widening)
12th Street Extension at the Saxe Gotha Industrial Park
Applicant: Lexington County
Location: Lexington County, SC
Date: April 8, 2013
Permit Number: SAC-2007-2409

-  JURISDICTIONAL WETLANDS
-  PROPOSED WETLAND FILL
-  GRASS MEDIAN

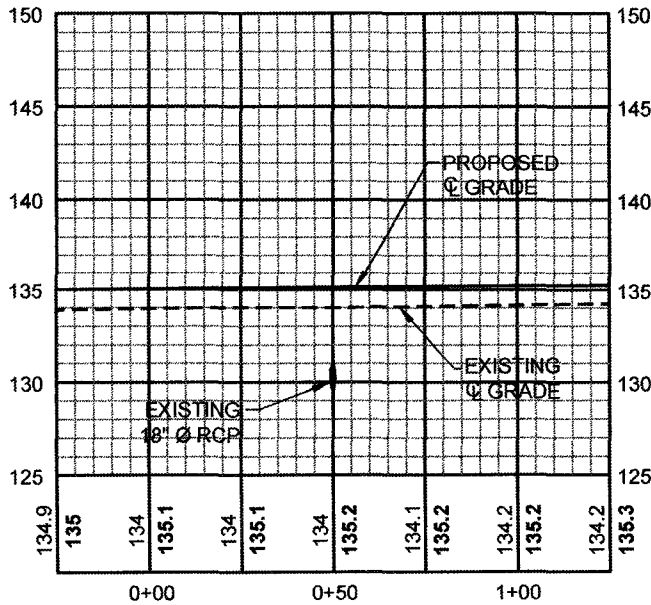
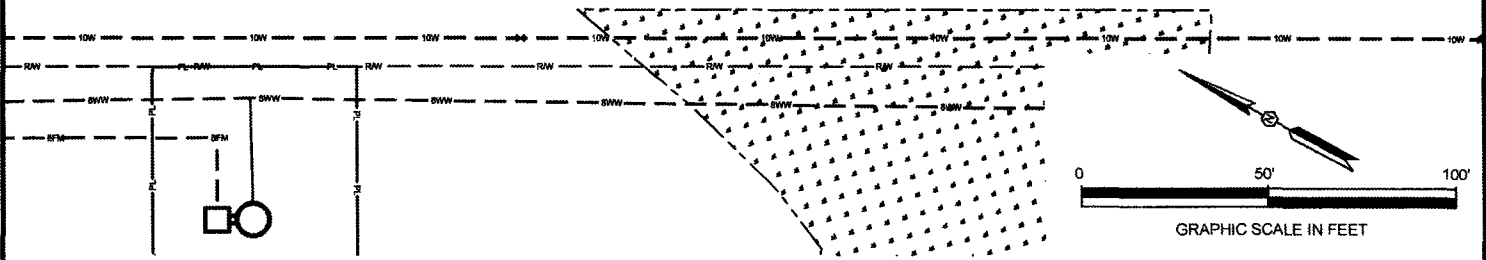
Sheet: ___ of ___

COUNTY OF LEXINGTON
TMS. 008096-02-006

DOUBLE ROW
OF SILT FENCE

PROPOSED FILL OF
JURISDICTIONAL WETLAND
"B" (0.19 ACRES)

EXISTING 78-LF
OF 18" Ø RCP






ROADWAY PROFILE B-B

HORIZONTAL SCALE: 1" = 50'
VERTICAL SCALE: 1" = 10'

P/N 2007-2409-6IF

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**Proposed Wetland Fill "B"
Profile**

-  JURISDICTIONAL WETLANDS
-  PROPOSED WETLAND FILL
-  GRASS MEDIAN

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