

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: SAC#2010-01308-2IR (Revised)

April 3, 2013

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 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

ODFJELL TERMINALS (CHARLESTON), LLC
ATTN: BILL BISPECK
12211 PORT ROAD
SEABROOK, TEXAS 77586

for a permit to revise authorization for reconstructing and expanding an existing terminal in the

COOPER RIVER

at a location southeast of the intersection of East Montague Avenue and Virginia Avenue at 1003 Virginia Avenue, in the City of North Charleston, Charleston County, South Carolina,
Latitude: 32.879860 N; Longitude: -79.967672 W.

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 revised construction and expansion will include one new breasting dolphin, one new mooring dolphin, one new anchor buoy, new decking, and new catwalks. In detail, the project will include:

- Add one new breasting dolphin to supplement two existing breasting dolphins.
- Add one new concrete mooring dolphin to supplement the existing mooring dolphins.
- Add one new anchor buoy to allow a Fire Protection Boast to anchor away from the dock if necessary.
- Add approximately 6,810 square feet of new decking.
- Add approximately 1,840 square feet of catwalk to provide safe access to the dolphins in all weather conditions.

The proposed new revised dock structure will be supported by approximately 210 new 18" x 18" or 24" x 24" concrete piles. Mitigation is not proposed since this is a revision to previously authorized work and there are no significant impacts to the proposal. The purpose of the proposed revised project is to provide a docking facility for land/sea access for deep draft vessels calling on the Odfjell Terminals (Charleston) LLC facility.

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. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (15 CFR 930). 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 revision would result in 0.15 acres of shading impacts on 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.

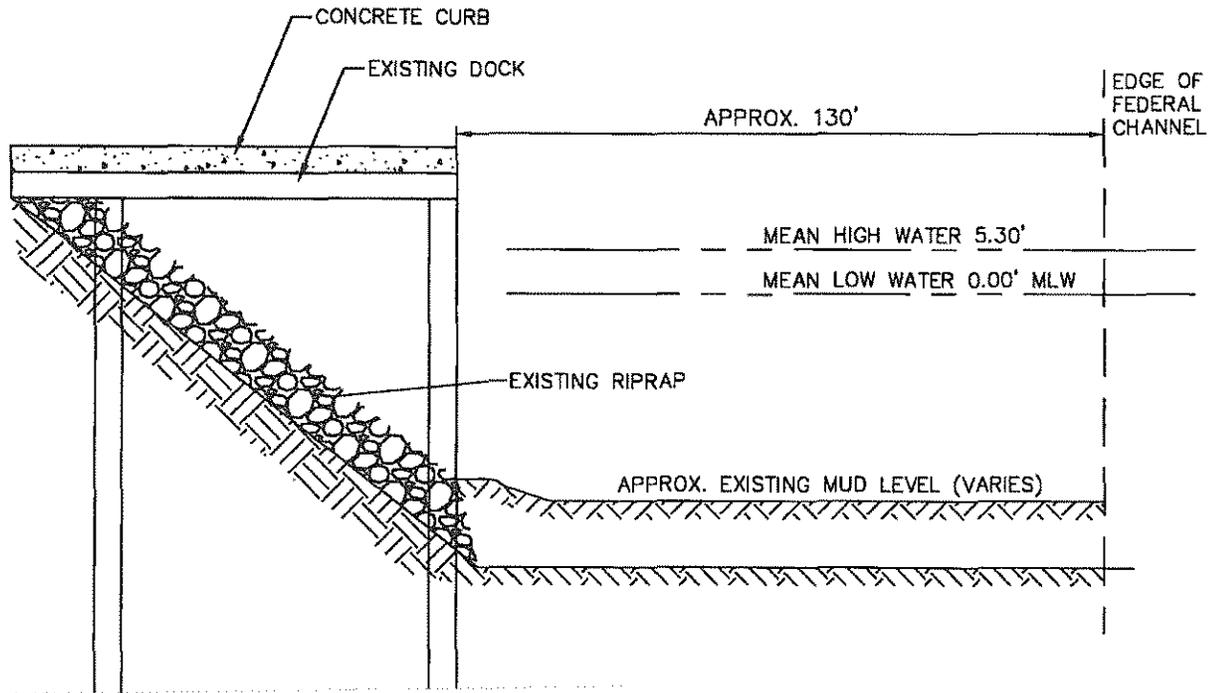
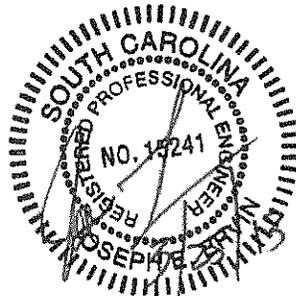
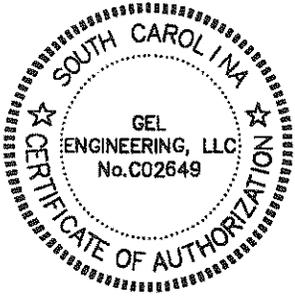
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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. 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 Robin Coller-Socha at 843-329-8044 or toll free at 1-866-329-8187.

h:\consulting client files\k-r\odfj-odfj\odfj00110-dock and dredge permitting\dredge&dock permitting\odfj00110 cad\odf00110_f1-f3_2011-03-28.dwg : Cross-section (1) (Plotted: 3/25/2013 3:09:02 PM)



Odfjell Terminals (Charleston) LLC
SAC#2010-01308-2IR (Revised)
March 26, 2013
Sheet 3 of 9

PURPOSE: COMMERCIAL DOCK RECONSTRUCTION

ADJACENT PROPERTY OWNERS

CHEM-MARINE CORPORATION
 HESS CORPORATION

SURVEY DATUM: NGVD 29

FIGURE 3
EXISTING DOCK
CROSS SECTION

NOT TO SCALE

ODFJELL TERMINALS
(CHARLESTON) LLC

NORTH CHARLESTON
SOUTH CAROLINA

DATE	DESCRIPTION
12/15/10	ISSUED FOR PERMIT APPLICATION REVIEW
02/14/13	ISSUED PERMIT PUMP HOUSE AND WALKWAY
02/26/2013	DOCK PERMIT MODIFICATION
03/25/2013	DOCK PERMIT DRAWING MODIFICATION

PROPOSED: DOCK RECONSTRUCTION/EXPANSION

AT: NORTH CHARLESTON

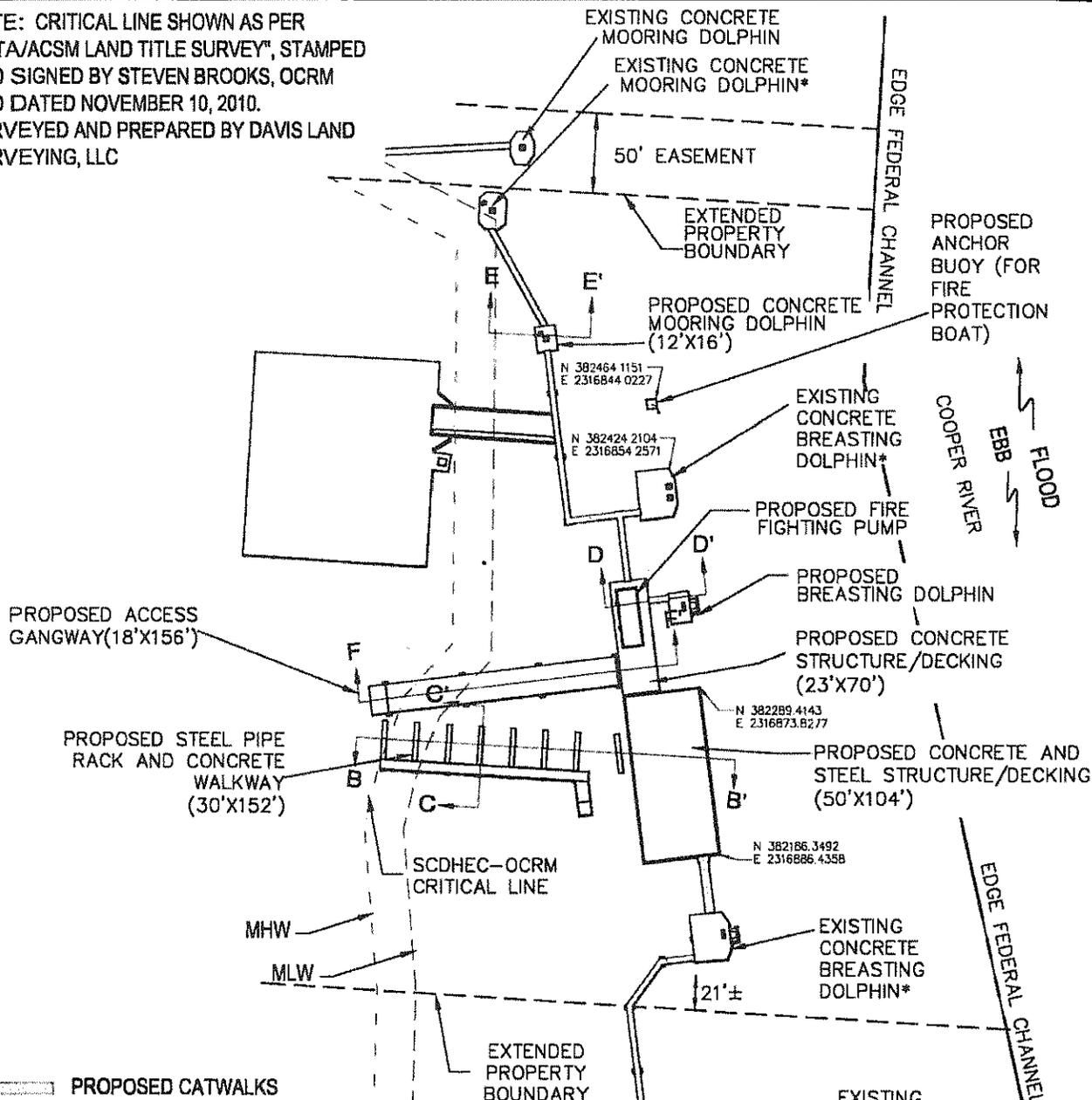
IN: COOPER RIVER

COUNTY OF: CHARLESTON
 SOUTH CAROLINA

SHEET: 3 OF 9

REV: 03/25/2013
 DATE: 12/15/10

NOTE: CRITICAL LINE SHOWN AS PER "ALTA/ACSM LAND TITLE SURVEY", STAMPED AND SIGNED BY STEVEN BROOKS, OCRM AND DATED NOVEMBER 10, 2010. SURVEYED AND PREPARED BY DAVIS LAND SURVEYING, LLC



c:\plott\2013-02\pssr00112_f4-10.dwg : f4 (Plotted: 3/25/2013 2:16:12 PM)



***PERMITTED UNDER PERMIT NO. 88-3D-325**

DATE	DESCRIPTION
12/15/10	ISSUED FOR PERMIT APPLICATION REVIEW
12/20/10	REVISED PER COMMENTS FROM USACE
08/07/2011	REVISED AT APPLICANT'S REQUEST
02/14/13	ADDED FIRE PUMP HOUSE AND PIPE RACK
02/26/2013	DOCK PERMIT MODIFICATION

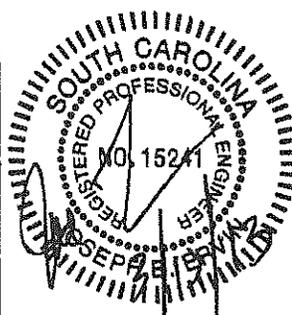
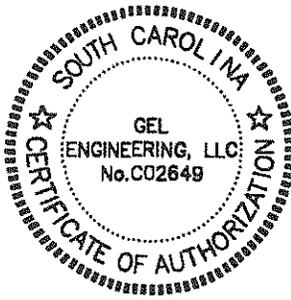
Odfjell Terminals (Charleston) LLC
 SAC#2010-01308-2IR (Revised)
 March 26, 2013
 Sheet 4 of 9

FIGURE 4
 PLAN VIEW
 PROPOSED DOCK CONSTRUCTION

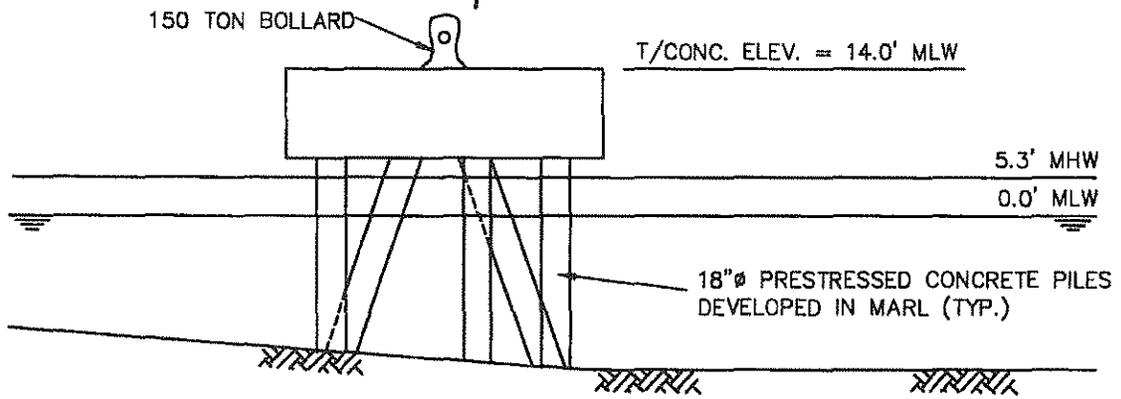
NOT TO SCALE
 ODFJELL TERMINALS
 (CHARLESTON) LLC
 NORTH CHARLESTON
 SOUTH CAROLINA

PROPOSED: DOCK RECONSTRUCTION/EXPANSION
 AT: NORTH CHARLESTON
 IN: COOPER RIVER
 COUNTY OF: CHARLESTON
 SOUTH CAROLINA
 SHEET: 4 OF 9
 REV: 02/26/2013
 DATE: 03/28/2011

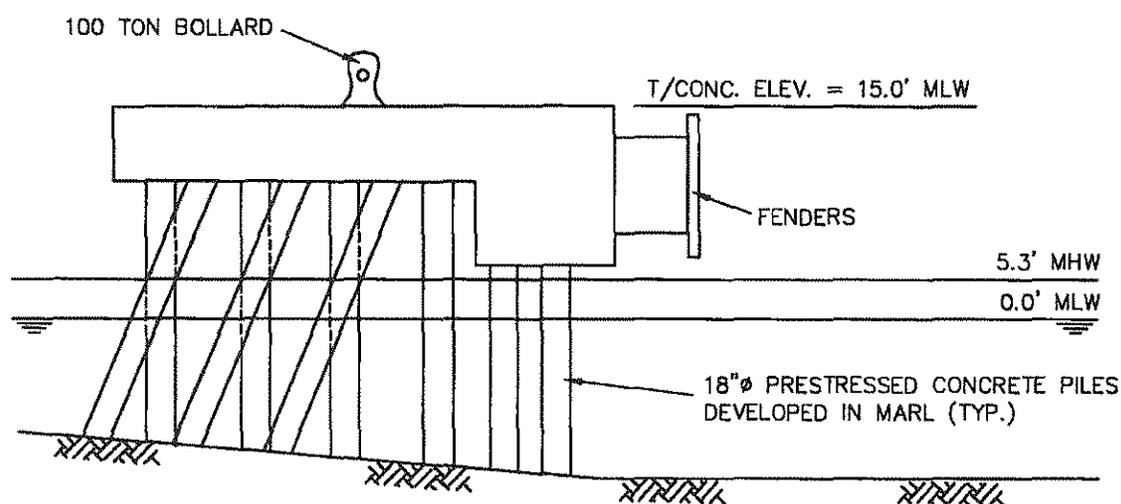
HESS CORPORATION
 SURVEY DATUM: NGVD 29



Odfjell Terminals (Charleston) LLC
 SAC#2010-01308-2IR (Revised)
 March 26, 2013
 Sheet 5 of 9



EXISTING CONCRETE MOORING DOLPHIN (PERMIT NO. 88-3D-325)



EXISTING CONCRETE BREASTING DOLPHIN (PERMIT NO. 88-3D-325)

DATE	DESCRIPTION
12/15/10	ISSUED FOR PERMIT APPLICATION REVIEW
02/14/13	ISSUED PERMIT PUMP HOUSE AND WALKWAY
02/26/2013	DOCK PERMIT MODIFICATION

PURPOSE: COMMERCIAL DOCK RECONSTRUCTION

ADJACENT PROPERTY OWNERS
 CHEM-MARINE CORPORATION
 HESS CORPORATION

SURVEY DATUM: NGVD 29

FIGURE 5
 EXISTING MOORING AND BREASTING
 DOLPHINS CROSS SECTIONS

NOT TO SCALE

ODFJELL TERMINALS
 (CHARLESTON) LLC

NORTH CHARLESTON
 SOUTH CAROLINA

PROPOSED: DOCK RECONSTRUCTION/EXPANSION

AT: NORTH CHARLESTON

IN: COOPER RIVER

COUNTY OF: CHARLESTON
 SOUTH CAROLINA

SHEET: 5 OF 9

REV: 02/26/2013
 DATE: 12/15/10

g:\i-p\p\ps\p\psr00112 - odfjell construction\2013-02\psr00112_14-10.dwg .:is (Plotted: 3/13/2013 2:32:31 PM)

