

**JOINT**  
**PUBLIC NOTICE**

**CHARLESTON DISTRICT, CORPS OF ENGINEERS**  
**1835 Assembly Street**  
**Strom Thurmond Federal Building**  
**Room 865 B-1**  
**Columbia, South Carolina 29201**

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 # 2012-560-610

September 17, 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) an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

**Shealy's Landing**  
**C/O: Mr. Johnny Shealy**  
**320 Shadowood Drive**  
**Irmo, South Carolina 29063**

for an After the Fact permit for the addition to an existing dock and the construction of three additional docks in

**Lake Murray**

Located just south of Shadowood Drive, in the City of Columbia, Richland County, South Carolina (Latitude 33.995127 Longitude -81.049628)

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 **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**

The work consisted of adding an additional 65' x 6' floating section anchored by galvanized posts to the previously permitted dock "1". The applicant is also seeking authorization of three previously installed docks:

- Dock "3" has a 20' x 6' floating section attached to a 2.5' x 9' walkway
- Dock "4" has a 23.5' X 8' floating dock attached to a 10.5' X 3' walkway
- Dock "5" has a 16' X 6' floating dock attached to a 9.5' X 2' walkway

The purpose of the work is to provide customers of Shealy's Landing additional moorage.

The work shown on this application must be determined consistent with applicable provisions of the South Carolina Construction in Navigable Waters Permit Program. 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 State navigable waters permit 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.

Preliminary review of the scope of work sought by this application indicates that State and Federal permits should be processed concurrently. If the Federal permit is issued in advance of the State's a special provision will be included in the Federal permit expressing the endorsement of the District Engineer to any revisions or conditions subsequently imposed by the State permit.

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 well inland 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. 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 Chip Ridgeway at 803-253-3906.

BENCHMARK "CHLOE"

STATE GRID NORTH  
BY GPS  
FROM SCVRS  
NAD83 (2011)

S 40-1680 66' R/W  
SHADOWOOD DRIVE

66' R/W

PRESENT 362' CONTOUR

PRESENT 360' CONTOUR

ZONE A  
ZONE AE

PREVIOUSLY PERMITTED DOCK "1"

NEW ADDITION TO BE PERMITTED ATF

3" CONCRETE RAMP (POURED NOVEMBER, 2011)

PLATTED 360' CONTOUR (PROPERTY LINE)

DOCK "2"

PREVIOUSLY PERMITTED LANDING SITE 1 OLD CONCRETE RAMP (PRIOR TO NOVEMBER, 2011)

WOOD TIMBER HEADWALL

TO BE REMOVED

SCE&G  
LAKE MURRAY  
ZONE AE

EXISTING FACILITY LANDING SITE 2 CONCRETE RAMP

EXISTING FACILITY DOCK "6"

DOCK "5" TO BE PERMITTED ATF

DOCK "4" TO BE PERMITTED ATF

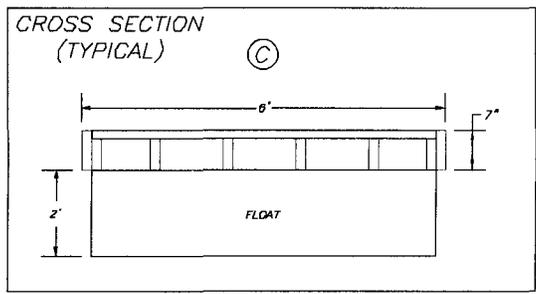
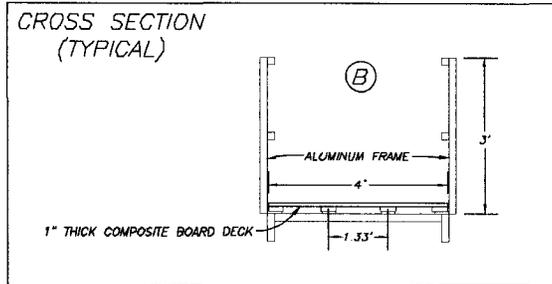
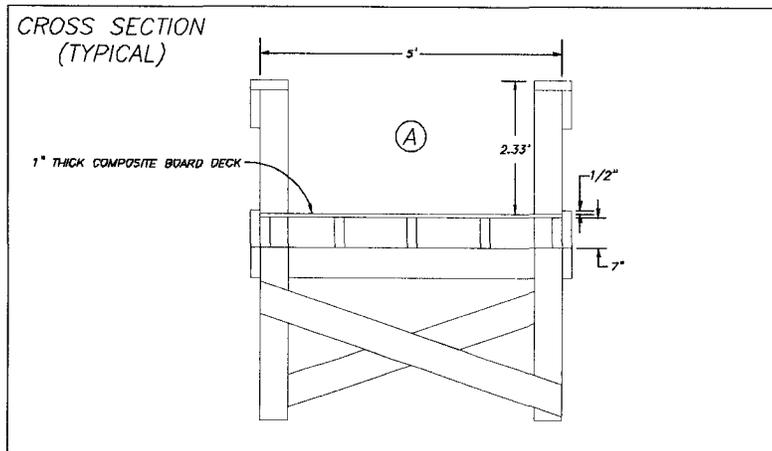
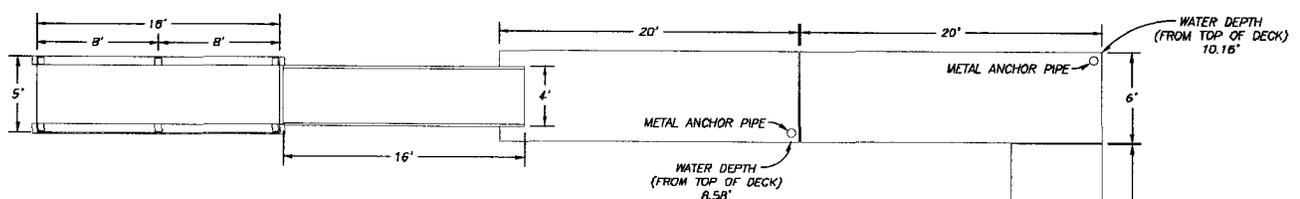
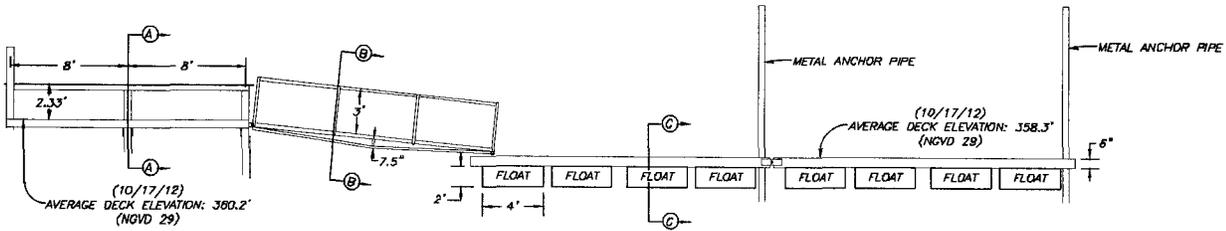
DOCK "3"

P/N # 2012-560-610  
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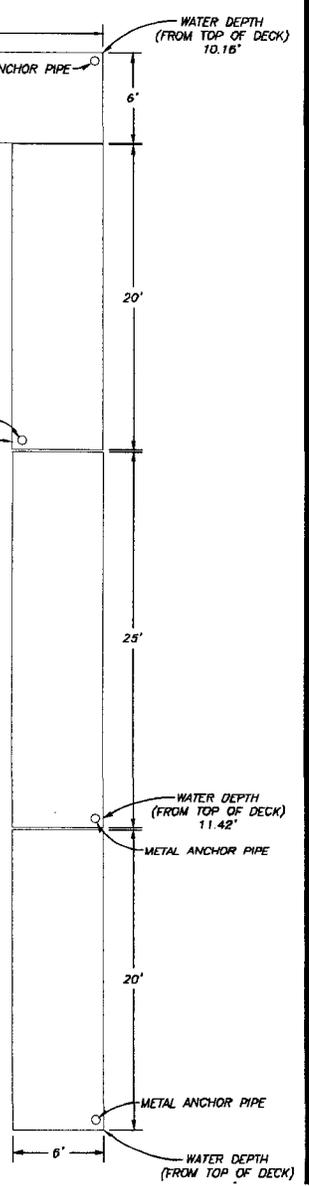
Page 1 of 5

SCALE: 1 INCH = 100 FEET





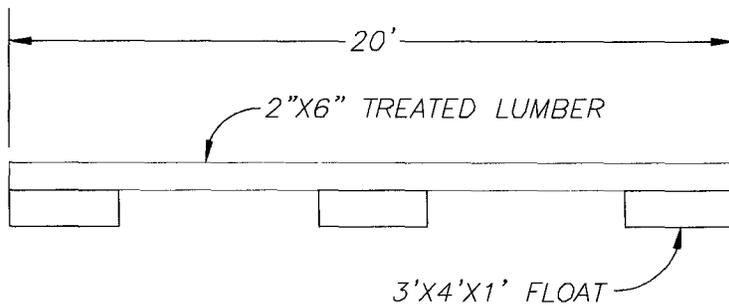
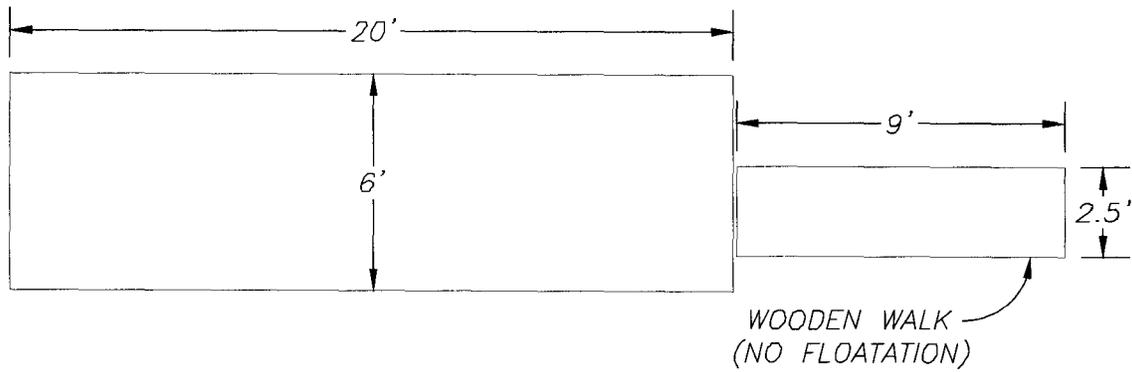
- NOTES:**
1. GRAY COMPOSITE BOARDS USED ON THE DECK OF DOCKS.
  2. METAL BUCKLES USED TO CONNECT EACH 20' SECTION AND THE 25' SECTION TOGETHER.
  3. 2X6 BOARDS USED TO CONNECT EACH FLOAT TO THE UNDERSIDE OF DOCK.
  4. EACH 20' SECTION AND THE 25' SECTION HELD IN PLACE BY A 4" DIAMETER X 21' LONG GALVANIZED METAL PIPE.



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SHEALY'S LANDING  
 DOCK 1

DOCK FOR "SPIRIT OF LAKE MURRAY" TOUR BOAT

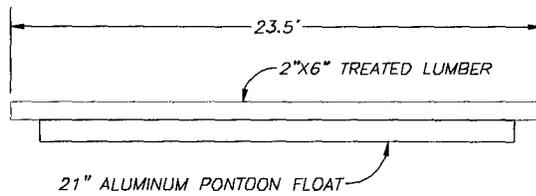
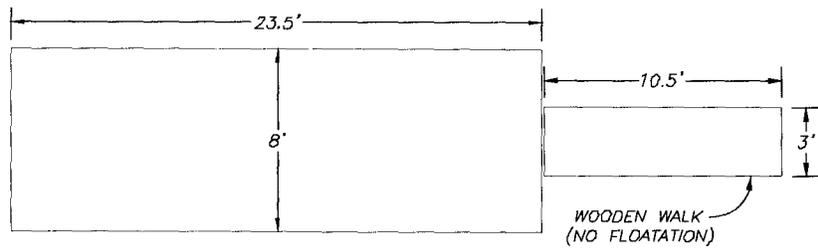


NOTES:

1. 2"X6" TREATED LUMBER ON DECK
2. 3'X4'X1' ENCAPALATED FLOATS

P/N # 2012-560-610  
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SHEALY'S LANDING  
 DOCK 3 - TO BE PERMITTED ATF

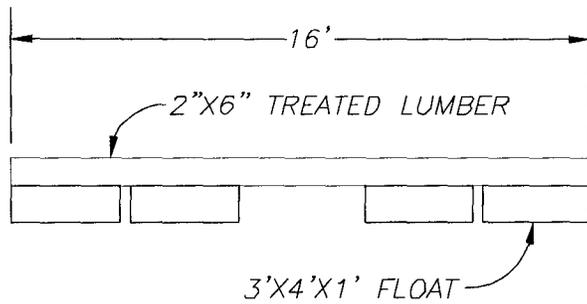
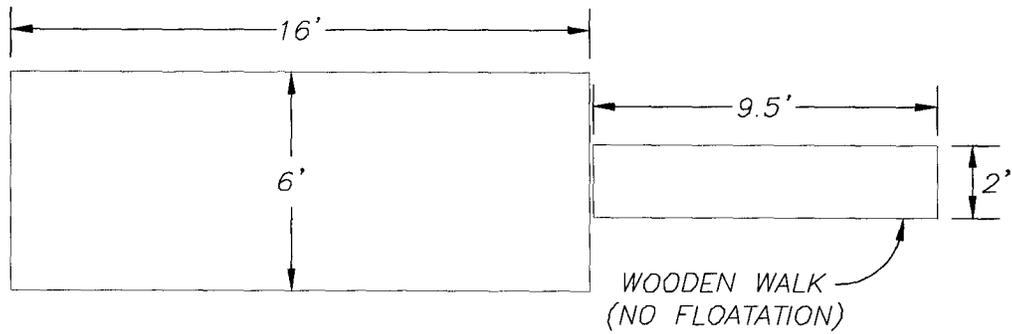


NOTES:

1. 2"x6" TREATED LUMBER ON DECK
2. 21" PONTOON FLOATS

SHEALY'S LANDING  
DOCK 4 - TO BE PERMITTED ATF

P/N # 2012-560-610  
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NOTES:

1. 2"X6" TREATED LUMBER ON DECK
2. 3'X4'X1' ENCALPALATED FLOATS

SHEALY'S LANDING  
DOCK 5 - TO BE PERMITTED ATF

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