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 # 2006-2442-6IF

November 17, 2006

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

Louis P. Gangarosa
3210 Summerchase Circle
Augusta, GA 30909

for a permit to place fill material in

an unnamed tributary of Ryan Branch

At a location northwest of the intersection of Woodhaven Drive and State Highway 28 in McCormick County, South Carolina (Latitude 33.640833 Longitude -82.147594)

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 both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, DECEMBER 18, 2006

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of placing fill material in a stream bed to build a pond. In detail, the applicant proposes to construct an approximately 24 foot high embankment to make a pond. The embankment will have a top width of 15 feet and a bottom width of 138 feet. A pipe will be installed for water level control. Approximately 122 linear feet of stream will be flooded and 2,926 linear feet of stream will be filled. 3,300 square feet of land will be cleared for the pond. The purpose of the work is for recreation.

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 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 riverbed 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 applicant has provided a protected species survey for the property associated with the activity described above. Based upon this report, the District Engineer 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.

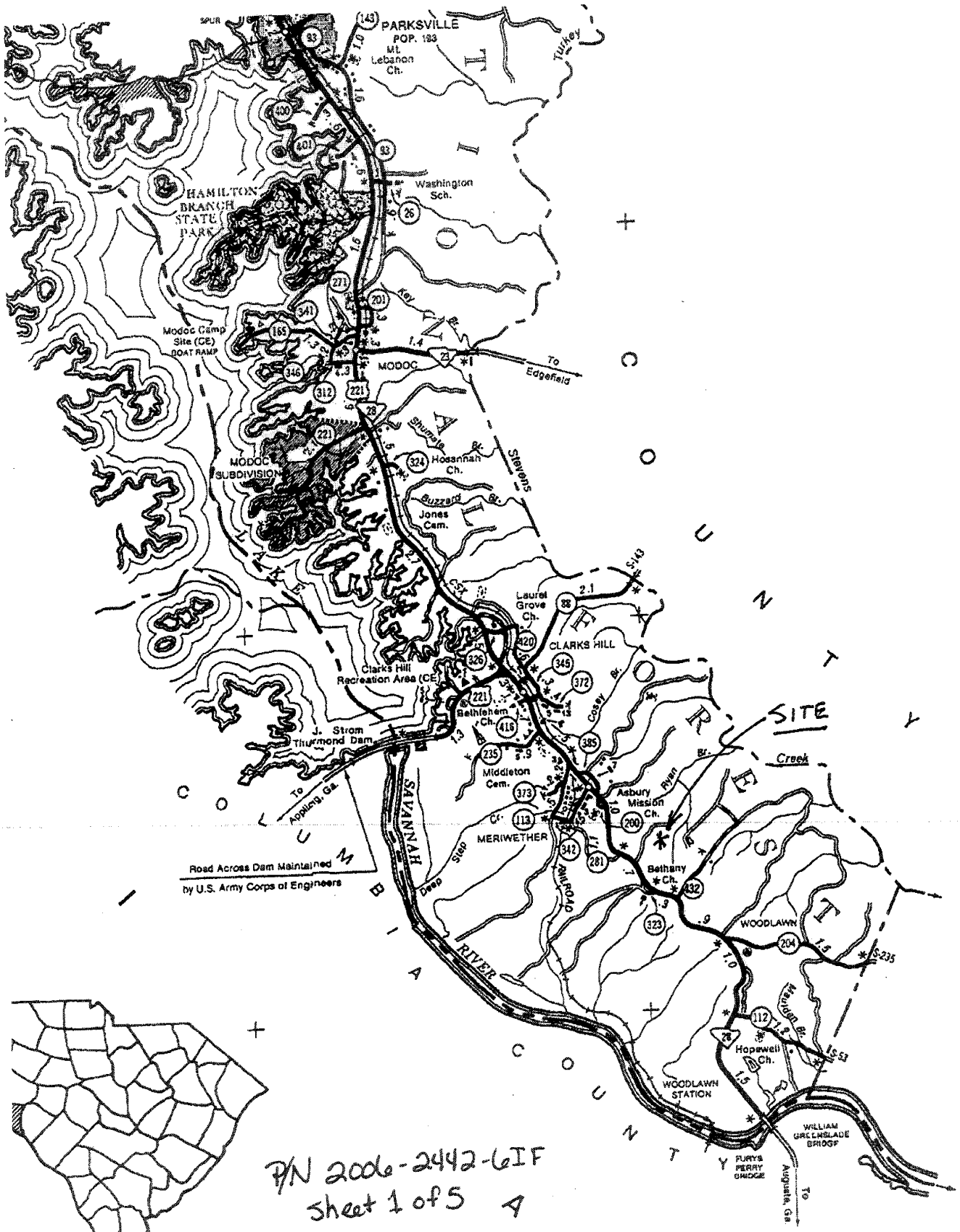
In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered 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.

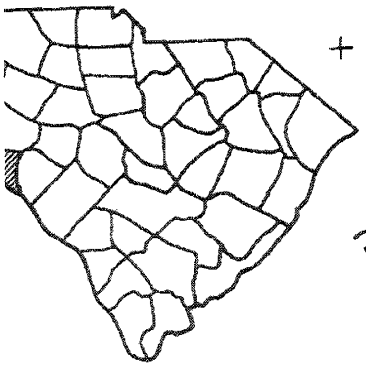
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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.

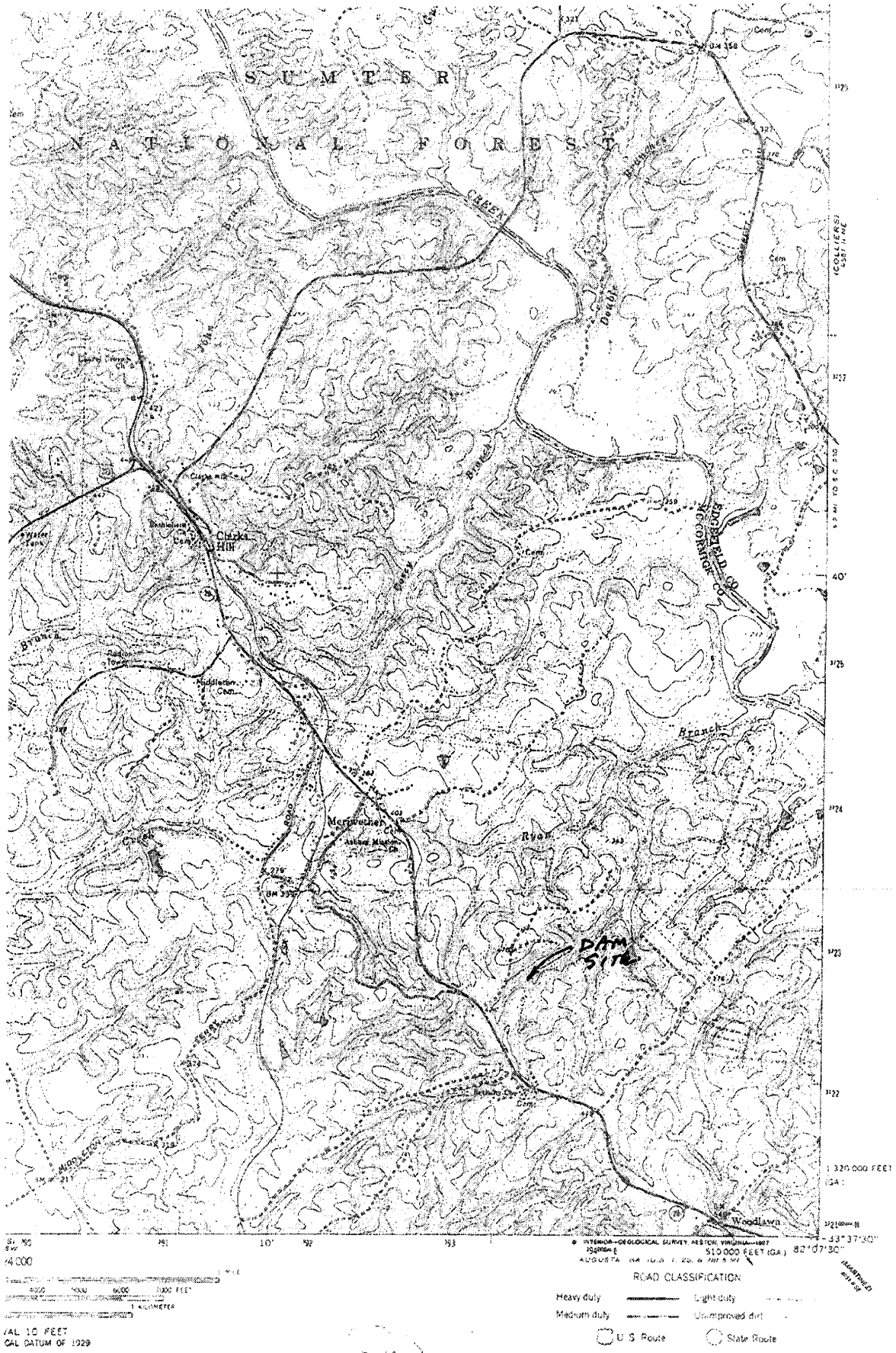
If there are any questions concerning this public notice, please contact Kristin Riegel at 803-253-3903.





MAP SHOWING LOCATION OF ORMICK COUNTY IN SOUTH CAROLINA

P/N 2006-2442-6IF
Sheet 1 of 5 A



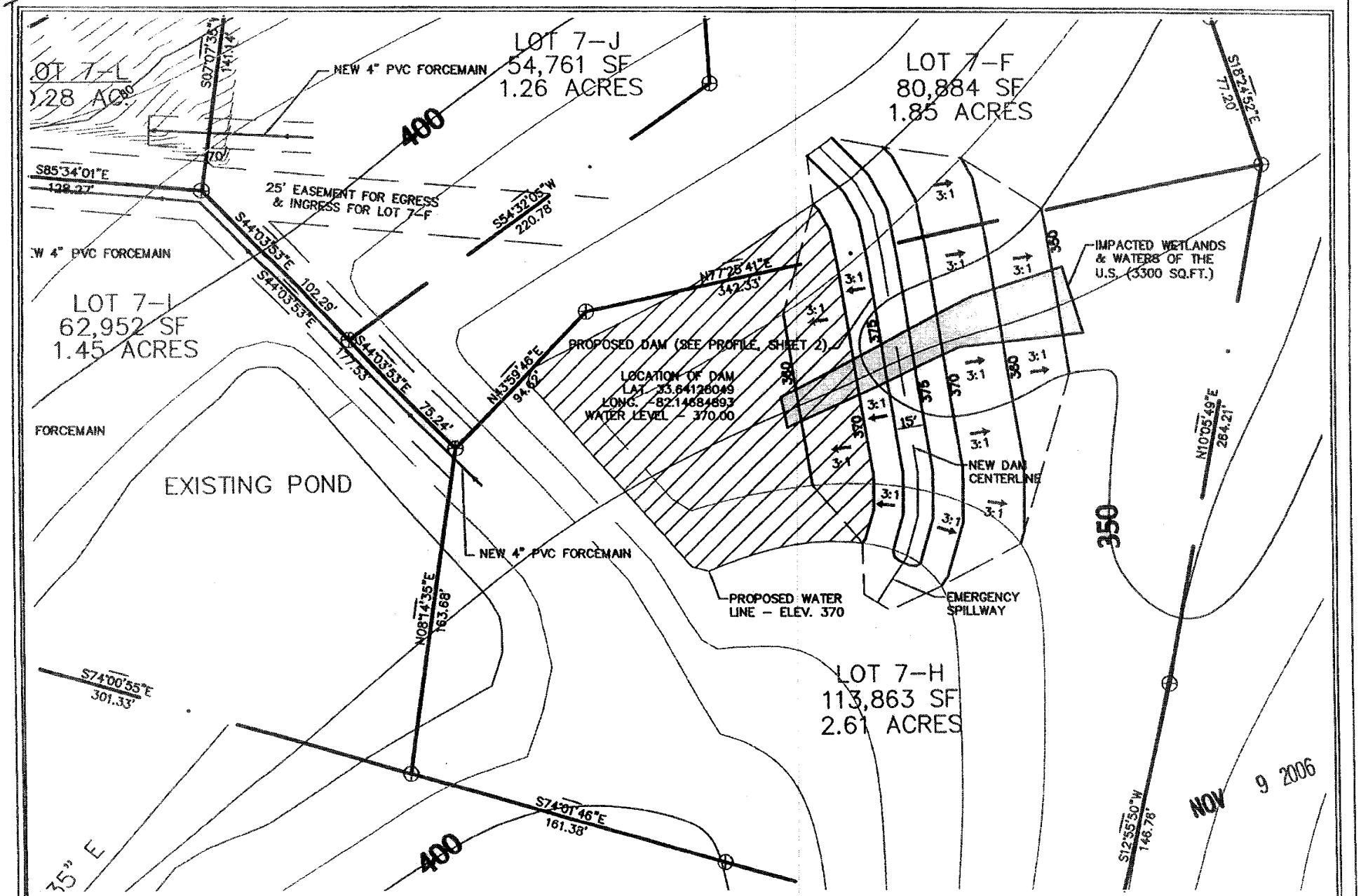
VAL 10 FEET
OAL DATUM OF 1929

L MAP ACCURACY STANDARDS
OLOGICAL SURVEY
RESTON, VIRGINIA 22092
ND SYMBOLS IS AVAILABLE ON REQUEST

P/N 2006-2442-6IF
Sheet 2 of 5

CLARKS HILL, S. C. - GA.
33082-F2-TF-024

1964
PHOTOREVISED 1986
DMA 4551 II NW-SERIES V846



GODEFROY & ASSOCIATES
Consulting Civil Engineering
701 Montrose Court
Augusta, Georgia 30904

SOUTH CAROLINA
SCOTT P. M. GODEFROY

OWNER & 24 HR CONTACT:
DR. LOUIS P.GANGAROSA
3304 Somerset Place
AUGUSTA, GA. 30909
706-733-4343

DRAWING TITLE:
PLAN-PROPOSED DAM
LOTS 7-F & 7-H
WOODHAVEN S/D
McCORMICK COUNTY, SC

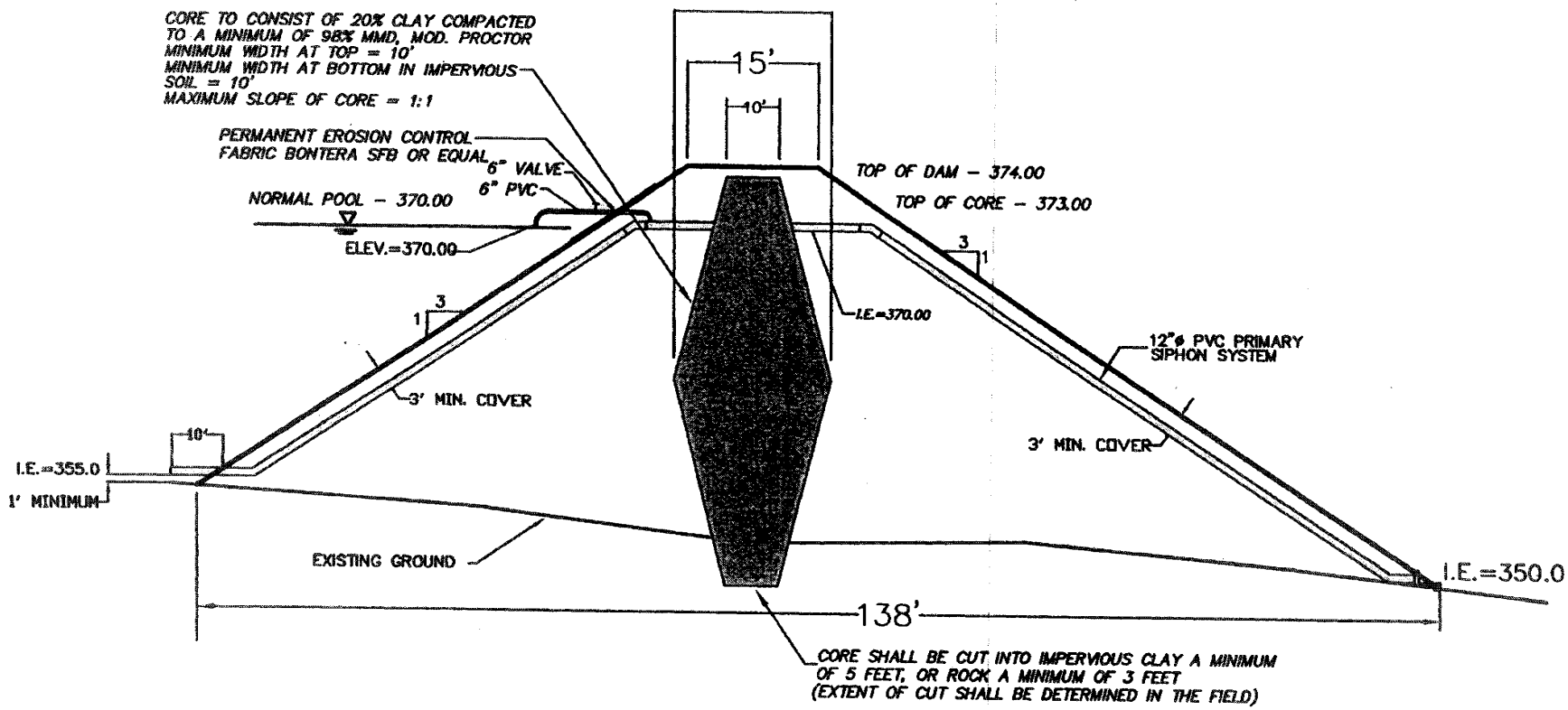
DATE: 09/11/06 (rev. 11/6/06)

60 30 0 60 120
SCALE IN FEET
SCALE: 1"=60'-0"

SHEET NO.
1

PROJ. NO.: 2005-004

P/N 2006-2442-6IF Sheet 3 of 5



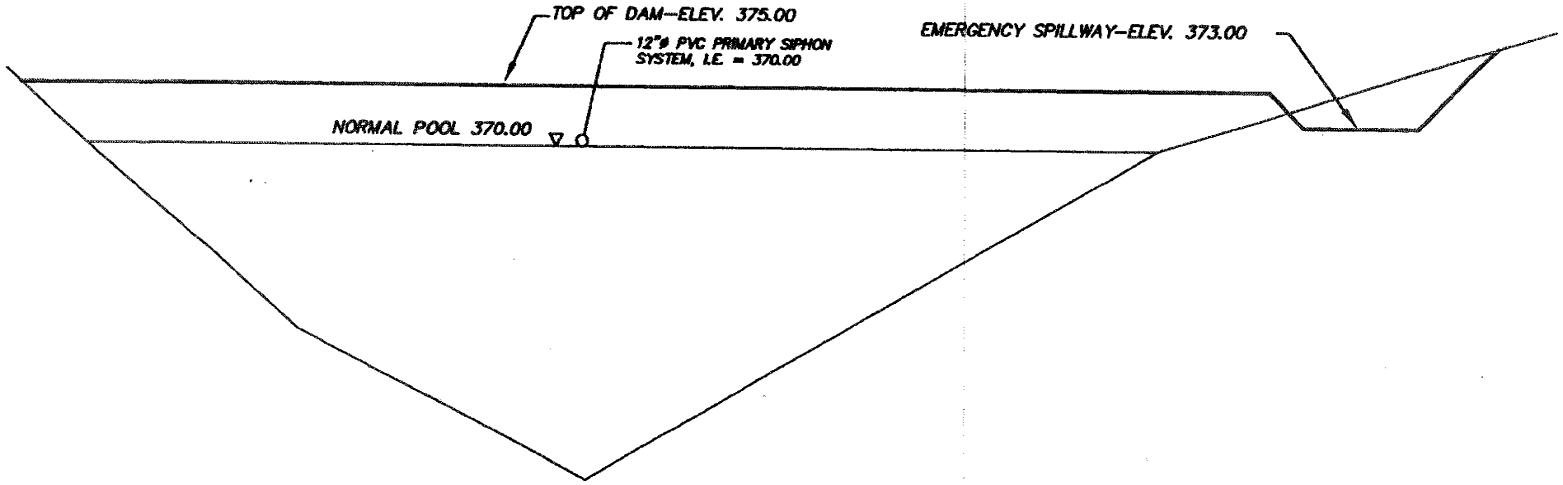
SECTION "A"

P/N 2006-2442-6IF Sheet 4 of 5

GODEFROY & ASSOCIATES Consulting Civil Engineering 701 Montrose Court Augusta, Georgia 30904	SOUTH CAROLINA No. 12322 1/04/04 SCOTT P. M. GODEFROY	OWNER & 24 HR CONTACT: DR. LOUIS P.GANGAROSA 3304 Somerset Place AUGUSTA, GA. 30909 706-733-4343	DRAWING TITLE: PROFILE-PROPOSED DAM LOTS 7-F & 7-H WOODHAVEN S/D McCORMICK COUNTY, SC DATE: 09/11/06 (rev. 11/6/06)	SCALE IN FEET SCALE: NOT TO SCALE

SHEET NO.
2

PROJ. NO: 2005-004



CONSTRUCTION BASELINE

LOOKING DOWNSTREAM

P/N 2006-2442-6IF Sheet 5 of 5

GODEFROY & ASSOCIATES
Consulting Civil Engineering
701 Montrose Court
Augusta, Georgia 30904

SOUTH CAROLINA PROFESSIONAL ENGINEER No. 19328 SCOTT P. M. GODEFROY

OWNER & 24 HR CONTACT:
DR. LOUIS P.GANGAROSA
3304 Somerset Place
AUGUSTA, GA. 30909
706-733-4343

DRAWING TITLE:
CROSS SECTION-PROPOSED
DAM - LOTS 7-F & 7-H
WOODHAVEN S/D
McCORMICK COUNTY, SC

DATE: SEPT. 11, 2006

SCALE IN FEET
SCALE: NOT TO SCALE

SHEET NO.
3

PROJ. NO: 2005-004