

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 # 2006-3443-21Y

March 2, 2007

Pursuant to 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

MR. GEORGE PARKER
412 MALLARD LAKE ROAD
DORCHESTER, SOUTH CAROLINA 29437

for a permit to construct an impoundment on

AN UNNAMED TRIBUTARY OF FOUR HOLE SWAMP

on property located off of the south side of Mallard Lake Road, in Dorchester County, South Carolina (Latitude-33.18822, Longitude-80.33094).

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, APRIL 2, 2007

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

The proposed work consists of constructing a private pond. In detail, the applicant is proposing to impound 1.5 acres of wetlands by excavating a 15 foot canal around the perimeter and placing a seven foot wide berm around the proposed pond area. This berm would be 7 feet at the base and 12 feet in height with a 20" overflow pipe for outfall. 0.05 acres will be filled for the construction of the embankment and 2.5 acres will be flooded. The purpose of the proposed work is for private recreational use of the applicant.

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

March 2, 2007

**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 of the South Carolina Coastal Zone Management Act (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. Persons wishing to comment or object to State 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 1.5 acres of inland freshwater substrates and emergent wetlands. 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.

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.

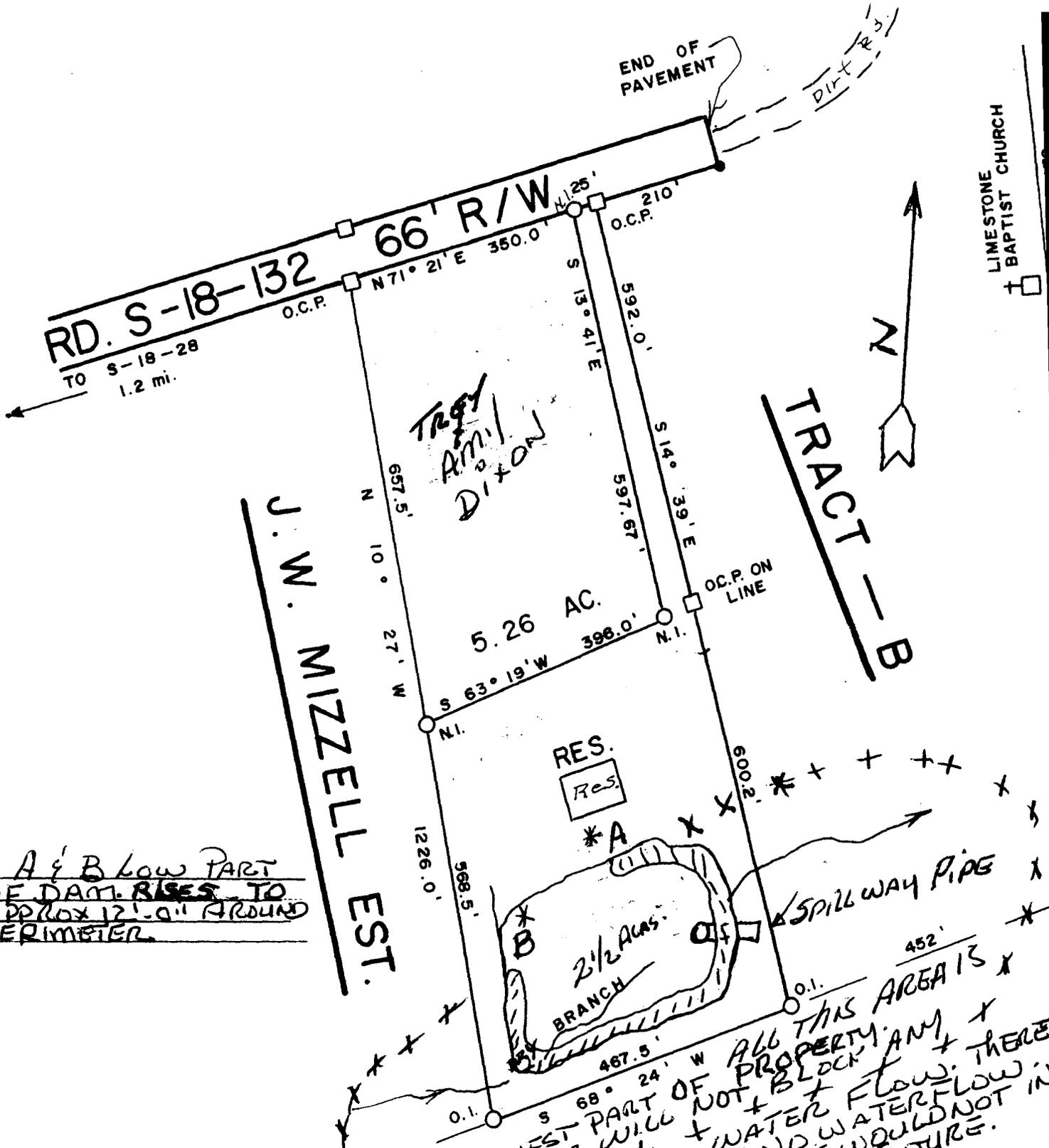
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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.



LIMESTONE CHURCH
BAPTIST CHURCH

* A & B Low PART OF DAM RISES TO APPROX 12'-0" AROUND PERIMETER.

ALL THIS AREA IS PROPERTY AND THERE IS NO WATER FLOW. THERE IS NO WATER FLOW BUT WOULD NOT IN FUTURE.

LOWEST PART OF DAM WILL NOT BLOCK WATER FLOW.

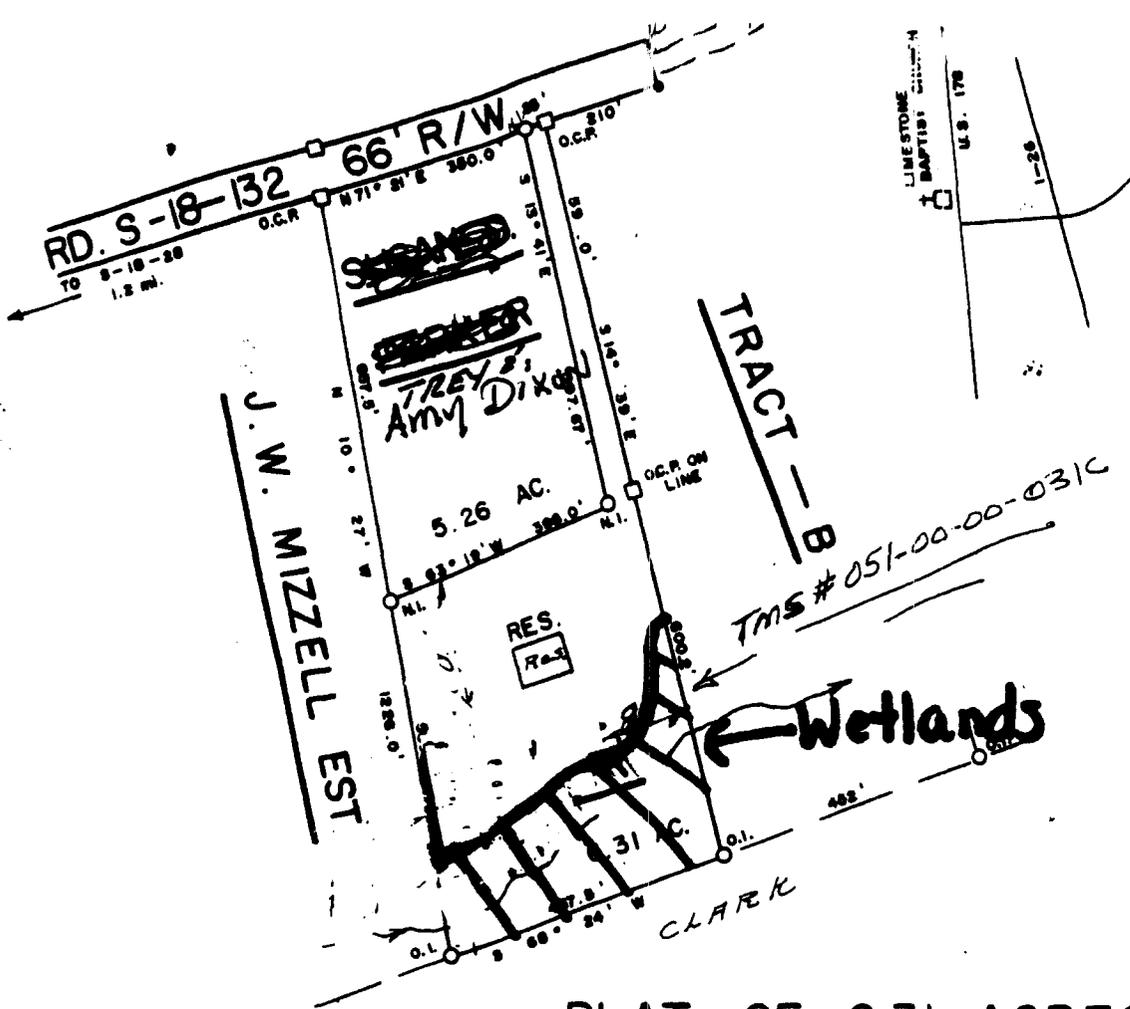
PROJ: NEW POND
412 MAILCROFT LK RD
DORCHESTER, S.C. 29437
GEORGE PARKER
DATE: 7-15-06
SHEET # 1 OF 3

PLAT OF 6.31
PROPERTY OF GEORGE
DORCHESTER COUNTY, SOUTH CAROLINA

SCALE: 1" = 200' MARK

TMS # 051-00-00-031C
APPLICATION # SAC-2006-3443-2IY

Handwritten signature



LOCATION MAP
NO SCALE

LEGEND
O.I. - OLD IRON
N.I. - NEW IRON
O.C.P. - OLD CONCRETE POST

I HEREBY CERTIFY THAT THE DATE AND PRECISION OF THE FIELD SURVEY IS AS SHOWN HEREIN AND THE AREA DETERMINED BY THE I.H.C. RECORDS.

REF... PLAT BY H. EXO MLT. DATED FEB. 1988
FORMERLY TRACT - T.M.S. - 81-0-0



PLAT OF 6.31 ACRES
PROPERTY OF GEORGE PARKER
DORCHESTER COUNTY, SOUTH CAROLINA
SCALE: 1" = 200' MARCH 1988

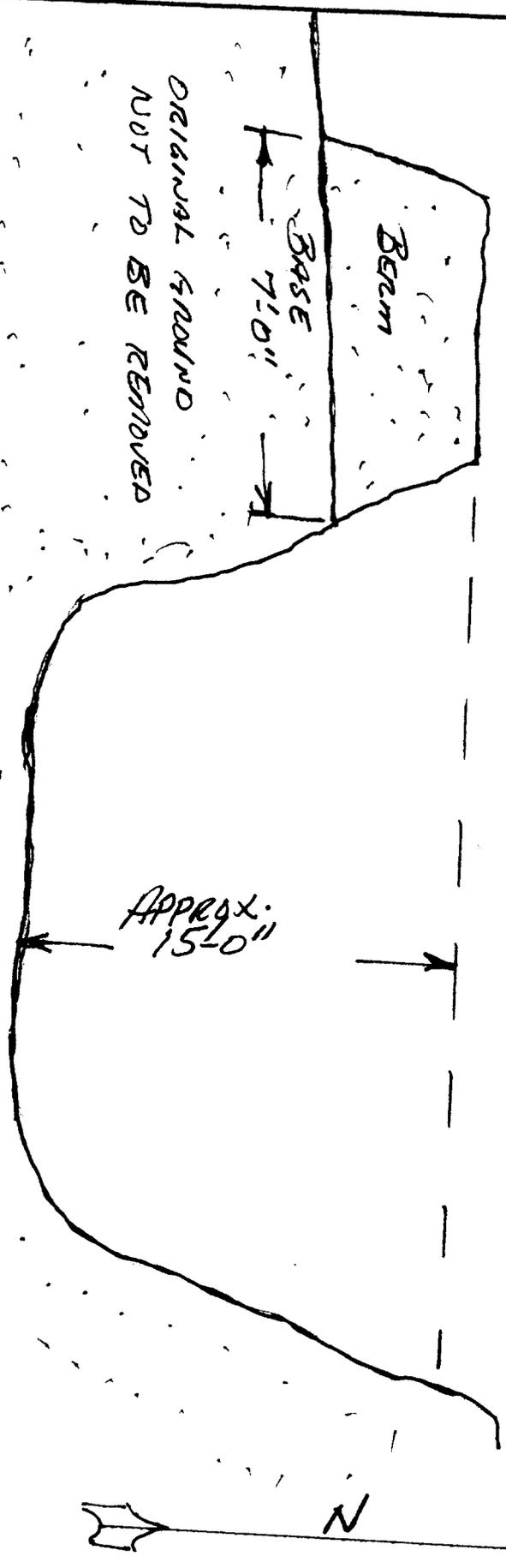
H. Exo Hilton R.L.S.
H. EXO HILTON, REG. L.S. No. 2882
881 SENNY DR. MT. PLEASANT, S.C.
664 - 8208

Previously completed → Wetland Approximation SAC 2006-796-2JX
May 4, 2006
Total Acres: 6.31
Wetland Acres: approximately 1.5

Mr. George Parker
412 Mallard Lake Road
Dorchester. SC 29437

PROJ: NEW POND
412 MALLARD LK. RD DORCHESTER
SC. 29437
GEORGE PARKER
DATE: 7-15-06
SHEET # 2 OF 3
SAC 2006-3443-2 JY

GROSS SECTION OF APPROX DEPTH. = 15'10"
 BASE OF BERM. = 7'10"
 TOP OF BERM = 5'10" } APPROX
 TOTAL OF APPROX. 300' AROUND POND WHERE NECESSARY
 GROUND COVERAGE IN SQ. FT. NOT DISTURBED = APPROX 2,100 sq ft
 OF BERM COVERAGE IN WETLAND AREA



ORIGINAL GROUND
 NOT TO BE REMOVED

THIS IS WETLAND AREA ONLY
 APPROX 1.5 ACRES
 APPROX 1+ ACRES ABOVE WETLAND

TMS# 051-00-00-031C

Revisions
 Date Initials

Application 2006-3443-2TY
 Project Title: NEW POND
 Project Location: 412 MALLARD LN RD, PRAIRIE SC. 29437
 Applicant: GEDRGE PARKER
 Date: 2-15-06
 Application #: []
 Scale: NTS
 Sheet of []