

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: SAC-2007-2005-2ID

14 September 2007

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), 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 South Carolina Department of Health and Environmental Control by

NAVAL WEAPONS STATION CHASN
c/o MARK EPSTEIN
2316 RED BANK ROAD, SUITE 100
(Building 36 (code 092))
GOOSE CREEK, SOUTH CAROLINA 29445

for a permit to install an oil spill containment system in the

COOPER RIVER

at the existing Transportation Command (TC) Dock located at the confluence of Goose Creek and the Cooper River in Charleston County, South Carolina. (Latitude – 32.9075; Longitude – 79.9531)

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, 15 OCTOBER 2007

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

The proposed work consists of installing a permanent oil spill containment system. In detail, the work consists of the installation of 3 shore ties at locations behind the existing TC Dock. The shore ties will consist of installing 3 permanent sheet pile walls beginning at the shoreline and extending towards the backside of the TC Dock. The ends of the sheet pile walls will be connected to the dock by permanent sections of floating boom. A temporary section of the oil spill containment boom will be deployed around moored vessels and attached to the ends of the permanent boom during port calls. The purpose of this permanent system is to allow for quicker deployment of the temporary oil boom around vessels, thereby preventing the spread of any inadvertent petroleum spills.

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 work shown on this application must also be certified as consistent with applicable provisions of the Coastal Zone Management Program (15 CFR 930). 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 State certification must submit all comments in writing to the South Carolina Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact approx. 0.01 acres 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.

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

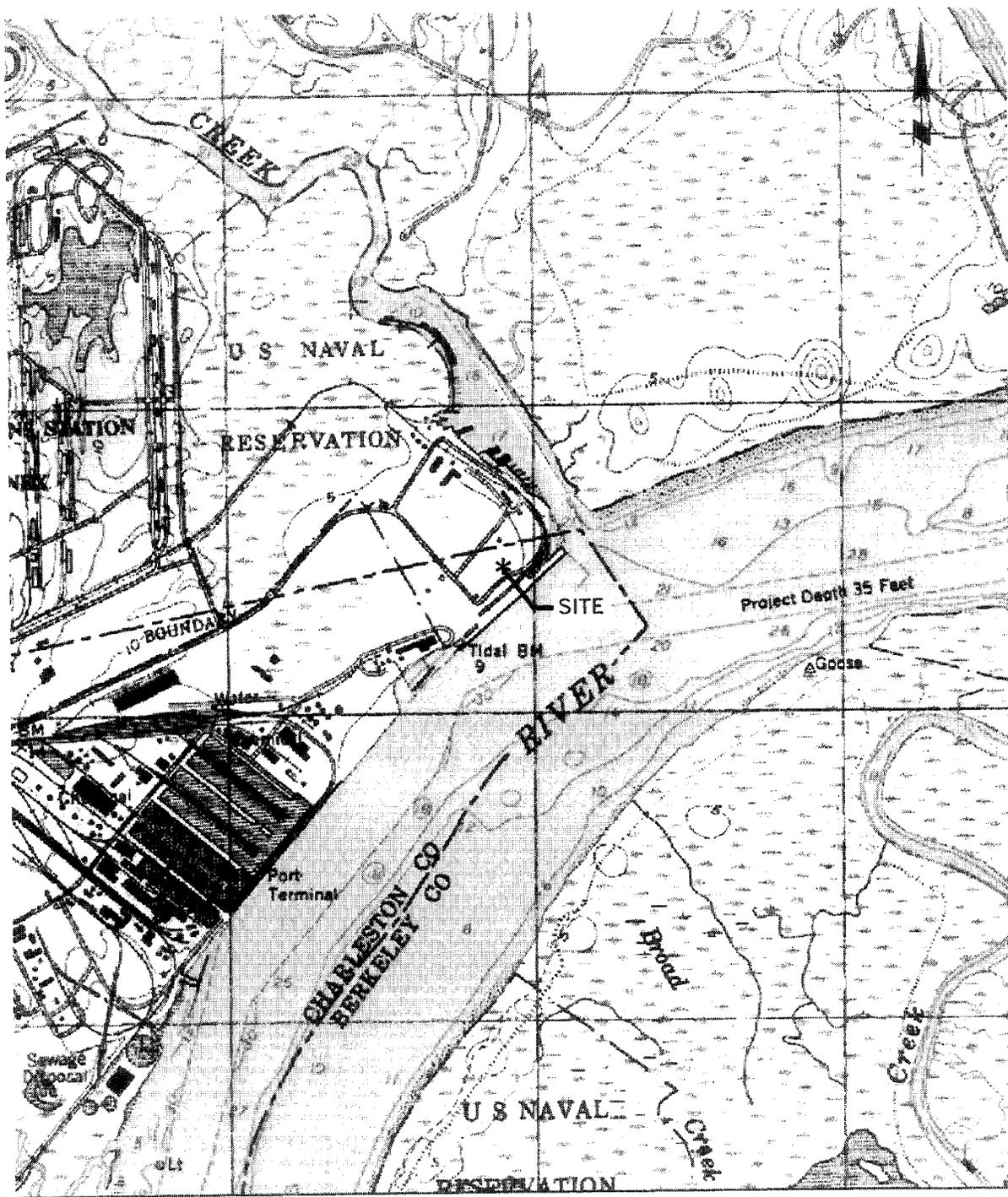
Refer to: SAC-2007-2005-2ID

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 Mr. Dean Herndon at 843-329-8044 or toll free at 1-866-329-8187.

P:\6132-00\cadd\submittals\2007-05-00-8x11 PERMIT CHANGES\FIGURE 1.dwg, 05/23/2007 5:22 PM, osmith, 1:96



UTM 17 597869E 3641353N (NAD27)
 GOOSE CREEK, USGS NORTH CHARLESTON (SC) QUADRANGLE
 PROJECTION IS UTM ZONE 17 NAD83 DATUM

PURPOSE: PERMITTING ONLY
 DATUM: NAD 27
 ADJACENT PROPERTY OWNERS:

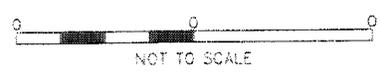
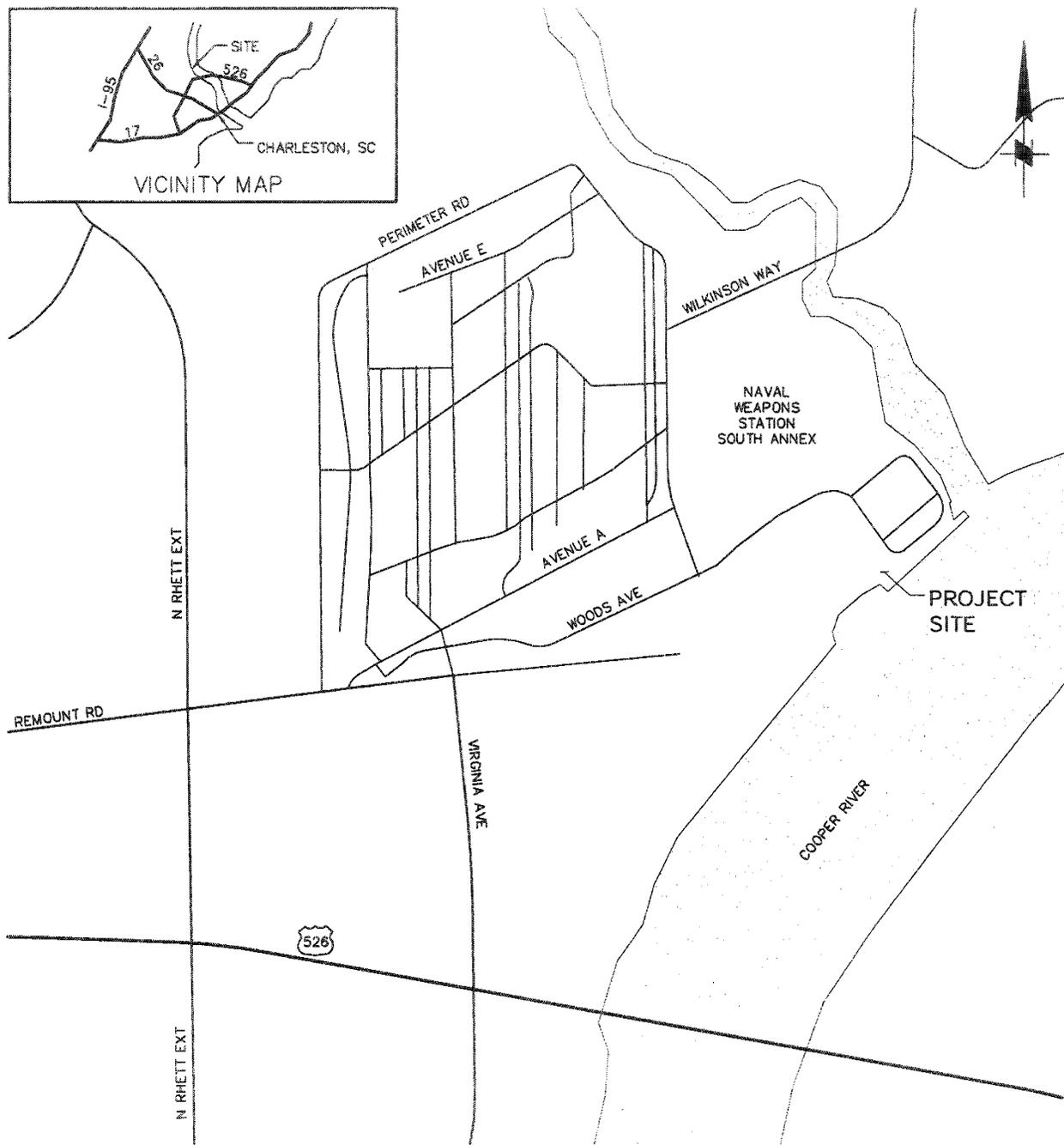
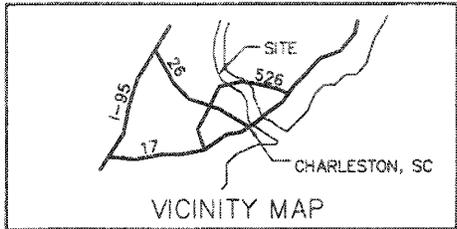


FIGURE 1
 US QUAD MAP

CHARLESTON NAVAL
 WEAPONS STATION: TRANSPORTATION
 COMMAND DOCK
 APPLICATION BY: SAUER, INC.
 SHEET 1 OF 9 DATE: 5-23-07



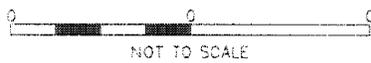
UTM 17 597869E 3641353N (NAD27)
GOOSE CREEK, USGS NORTH CHARLESTON (SC) QUADRANGLE
PROJECTION IS UTM ZONE 17 NAD83 DATUM

PURPOSE: PERMITTING ONLY

DATUM: NAD 27

ADJACENT PROPERTY OWNERS:

SCSPA.



NOT TO SCALE

FIGURE 2
LOCATION MAP

CHARLESTON NAVAL
WEAPONS STATION: TRANSPORTATION
COMMAND DOCK

APPLICATION BY: SAUER, INC.

SHEET 2 OF 9

DATE: 5-23-07

p:\6152-00\card\Submittals\2007-05-05 8 5x11 PERMIT CHANGES\FIGURE 3.dwg, 09/06/2007 10:25 AM, jnacpherson, 1:240



SURVEYED SHORELINE

OIL BOOM 3
SEE FIGURES
6 & 9

OIL BOOM 2
SEE FIGURES
5 & 8

OIL BOOM 1,
SEE FIGURES
4 & 7

PROPERTY LINE

LOCATION OF TEMPORARY
OIL BOOM, WHEN DEPLOYED

S.C.S.P.A.

UTM 17 597869E 3641353N (NAD27)
GOOSE CREEK, USGS NORTH CHARLESTON (SC) QUADRANGLE
PROJECTION IS UTM ZONE 17 NAD83 DATUM

PURPOSE: PERMITTING ONLY
LEGEND
----- EL +5.65 (MHW)
- - - - - EL +0.00 (MLW)
ADJACENT PROPERTY OWNERS:
S.C.S.P.A.

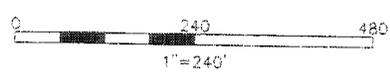
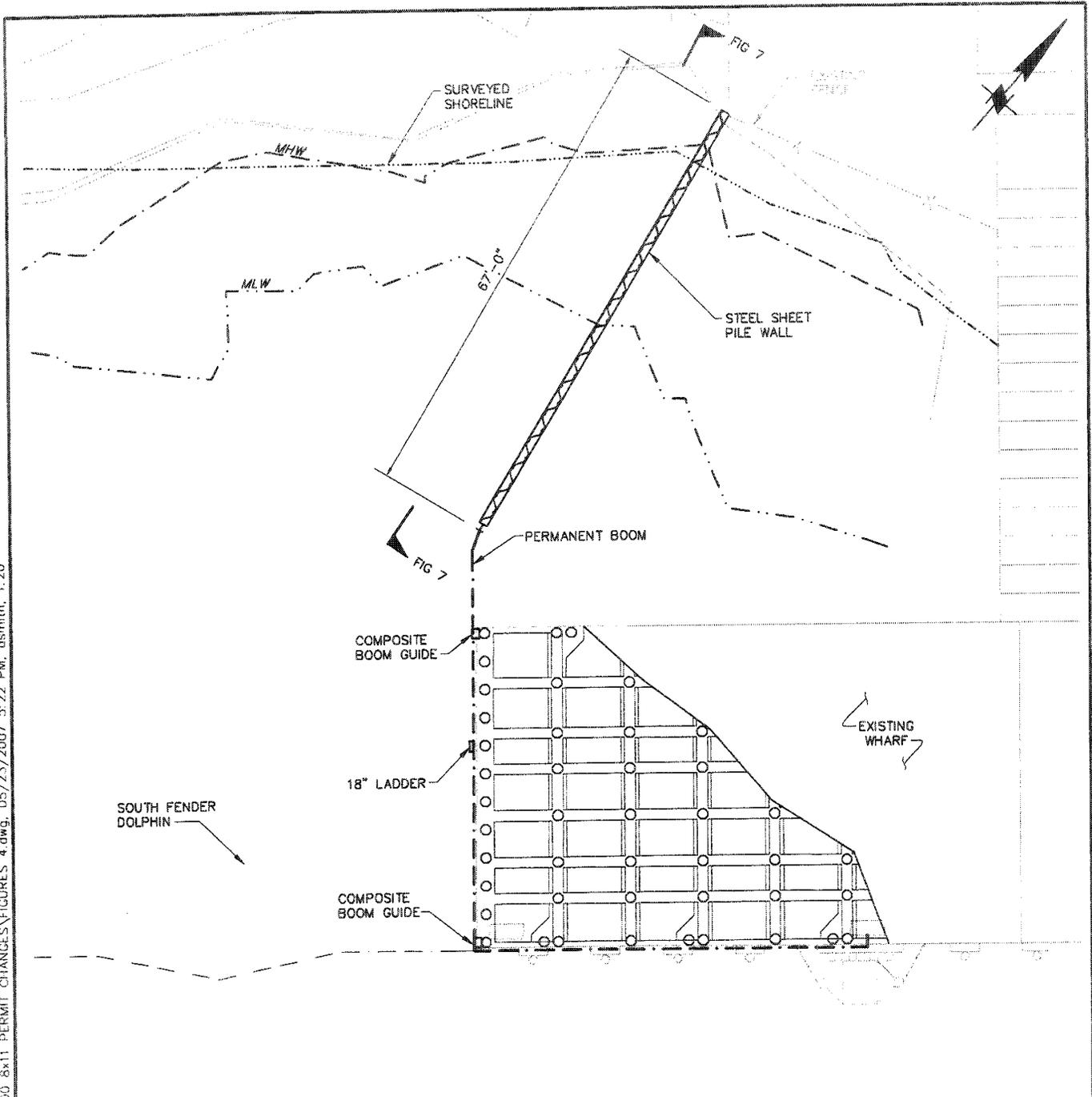


FIGURE 3
OVERALL PLAN

CHARLESTON NAVAL
WEAPONS STATION: TRANSPORTATION
COMMAND DOCK
APPLICATION BY: SAUER, INC.

SHEET 3 OF 9 DATE: 5-23-07

P:\6132-03\cadd\Submittals\2007-05-00 8x11 PERMIT CHANGES\FIGURES 4.dwg, 05/23/2007 5:22 PM, asmith, 1:20



LEGEND
 - - - - - EL +5.65 (MHW)
 - - - - - EL +0.00 (MLW)

UTM 17 597869E 3641353N (NAD27)
 GOOSE CREEK, USGS NORTH CHARLESTON (SC) QUADRANGLE
 PROJECTION IS UTM ZONE 17 NAD83 DATUM

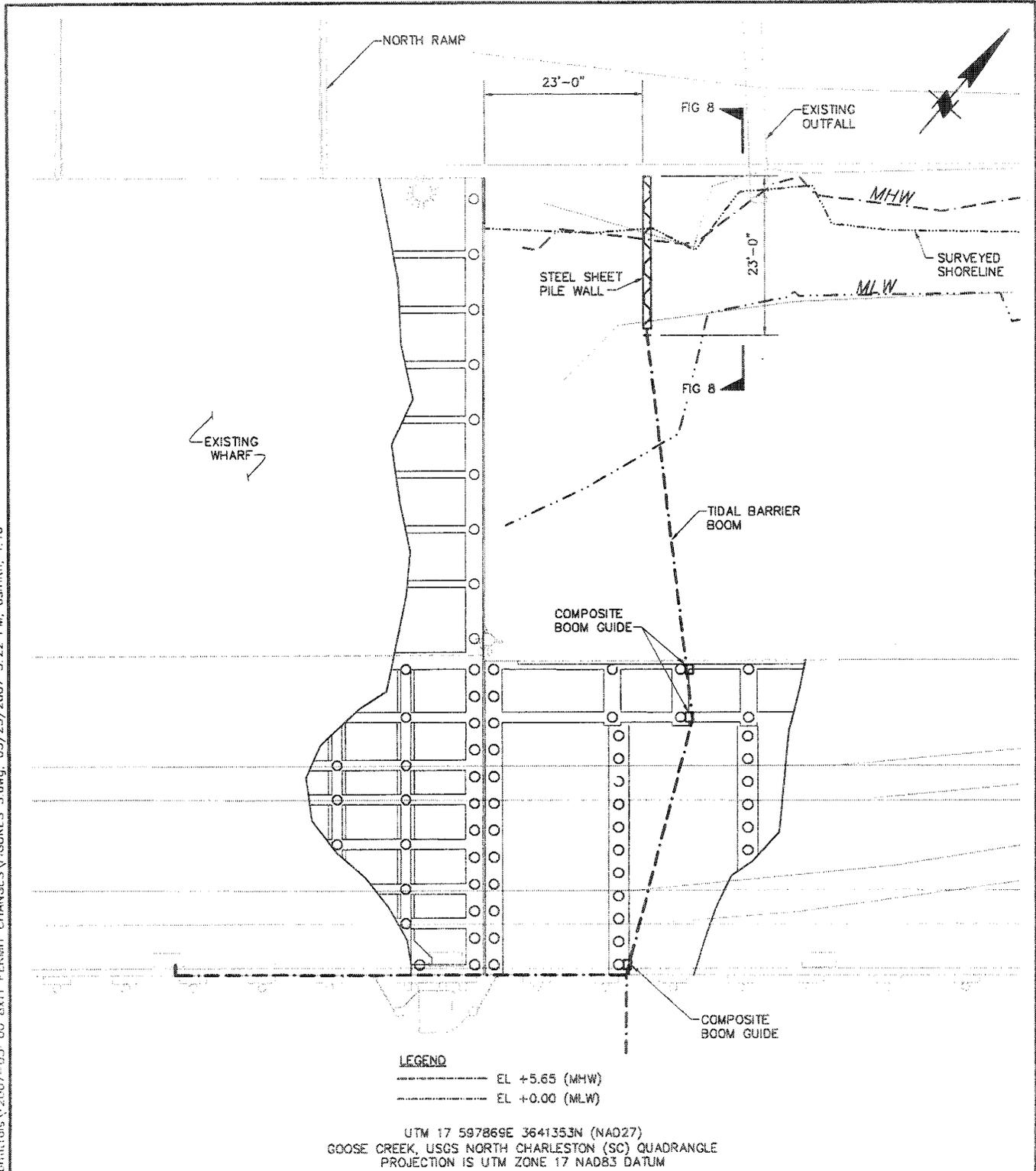
PURPOSE: PERMITTING ONLY
 DATUM: NAD 27
 ADJACENT PROPERTY OWNERS:



FIGURE 4
 OIL BOOM 1-PLAN

CHARLESTON NAVAL
 WEAPONS STATION: TRANSPORTATION
 COMMAND DOCK
 APPLICATION BY: SAUER, INC.
 SHEET 4 OF 9 DATE: 5-23-07

P:\8132-00\cadd\Submittals\2007-05-00 8411 PERMIT CHANGES\FIGURES 5.dwg, 05/23/2007 5:22 PM, osmith, 1:16



LEGEND
 - - - - - EL +5.65 (MHW)
 - - - - - EL +0.00 (MLW)

UTM 17 597869E 3641353N (NAD27)
 GOOSE CREEK, USGS NORTH CHARLESTON (SC) QUADRANGLE
 PROJECTION IS UTM ZONE 17 NAD83 DATUM

PURPOSE: PERMITTING ONLY

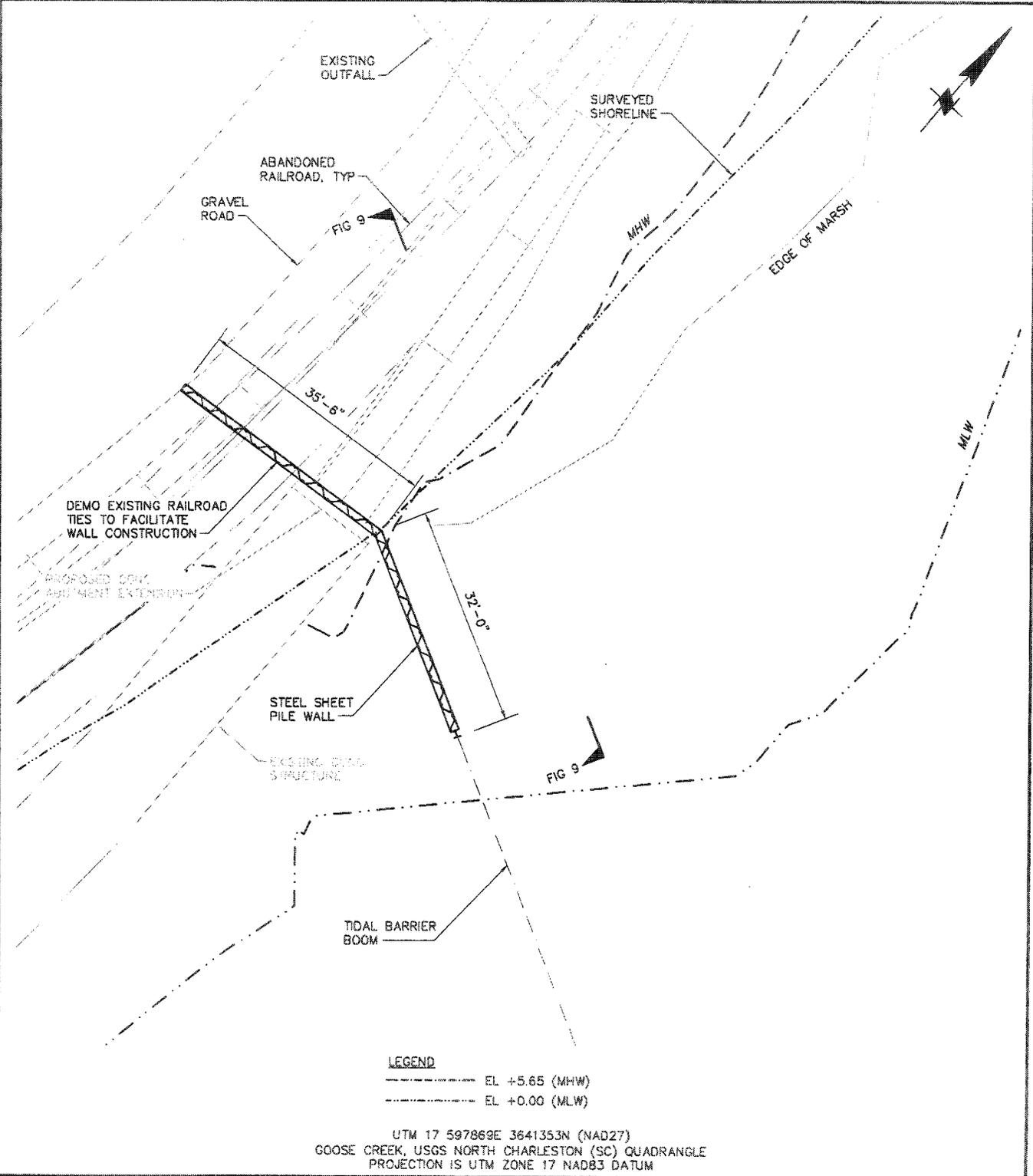
 DATUM: NAD 27
 ADJACENT PROPERTY OWNERS:

0 20 40
 1"=20'

 FIGURE 5
 OIL BOOM 2-PLAN

CHARLESTON NAVAL WEAPONS STATION: TRANSPORTATION COMMAND DOCK
 APPLICATION BY: SAUER, INC.
 SHEET 5 OF 9 DATE: 5-23-07

P:\6132-00\00\00\Submittals\2007-05-09 8x11 PERMIT CHANGES\FIGURES 6.dwg, 06/05/2007 10:10 AM, csmith, 1:20

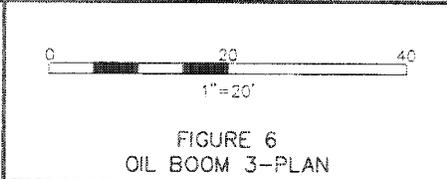


LEGEND
 - - - - - EL +5.65 (MHW)
 - - - - - EL +0.00 (MLW)

UTM 17 597869E 3641353N (NAD27)
 GOOSE CREEK, USGS NORTH CHARLESTON (SC) QUADRANGLE
 PROJECTION IS UTM ZONE 17 NAD83 DATUM

PURPOSE: PERMITTING ONLY

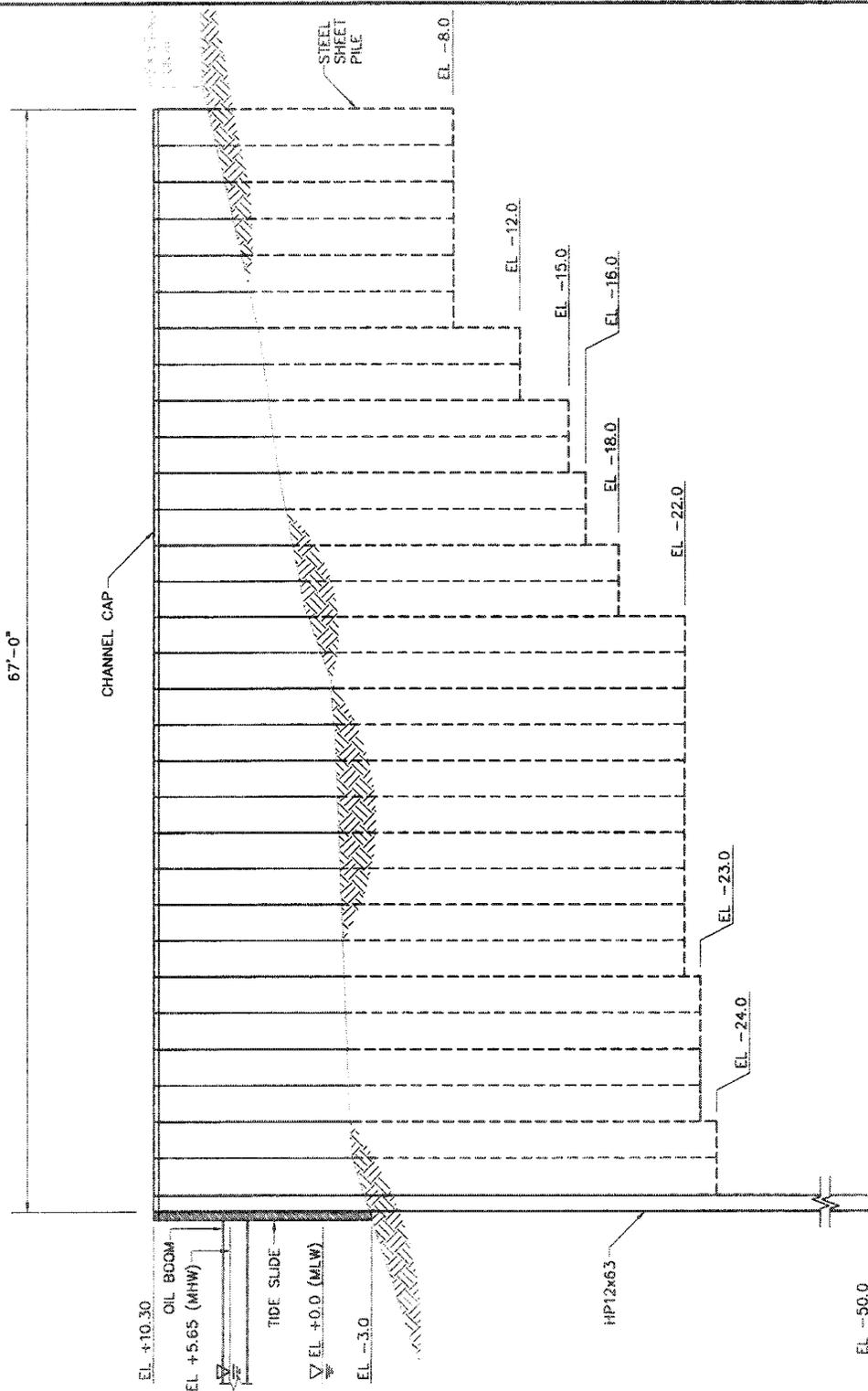
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 ADJACENT PROPERTY OWNERS:



CHARLESTON NAVAL WEAPONS STATION: TRANSPORTATION COMMAND DOCK
 APPLICATION BY: SAUER, INC.
 SHEET 6 OF 9 DATE: 5-23-07

FIGURE 6
 OIL BOOM 3-PLAN

P:\6132-00\Road\Submittals\2007-06-05 8 5x11 PERMIT CHANGES\FIGURE 7.dwg, 09/07/2007 4:20 PM, jmacoherson, 1:10



PURPOSE: PERMITTING ONLY
 DATUM: NAD 27
 ADJACENT PROPERTY OWNERS:

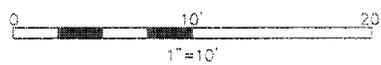
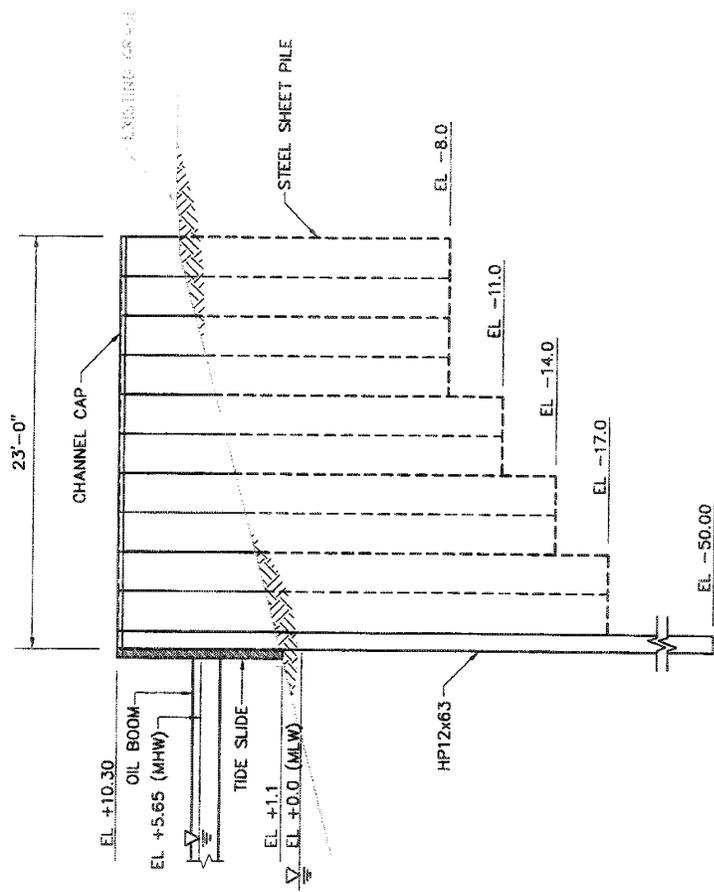


FIGURE 7
 OIL BOOM 1 - SECTION

CHARLESTON NAVAL
 WEAPONS STATION: TRANSPORTATION
 COMMAND DOCK
 APPLICATION BY: SAUER, INC.

SHEET 7 OF 9 DATE: 6-23-07

P:\6132-00\cadd\submit\dwg\2007-06-05 8:5x11 PERMIT CHANGES\FIGURE 8.dwg, 09/07/2007 4:19 PM, jmacpherson, 1:20



PURPOSE: PERMITTING ONLY

DATUM: NAD 27

ADJACENT PROPERTY OWNERS:

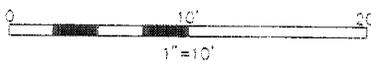
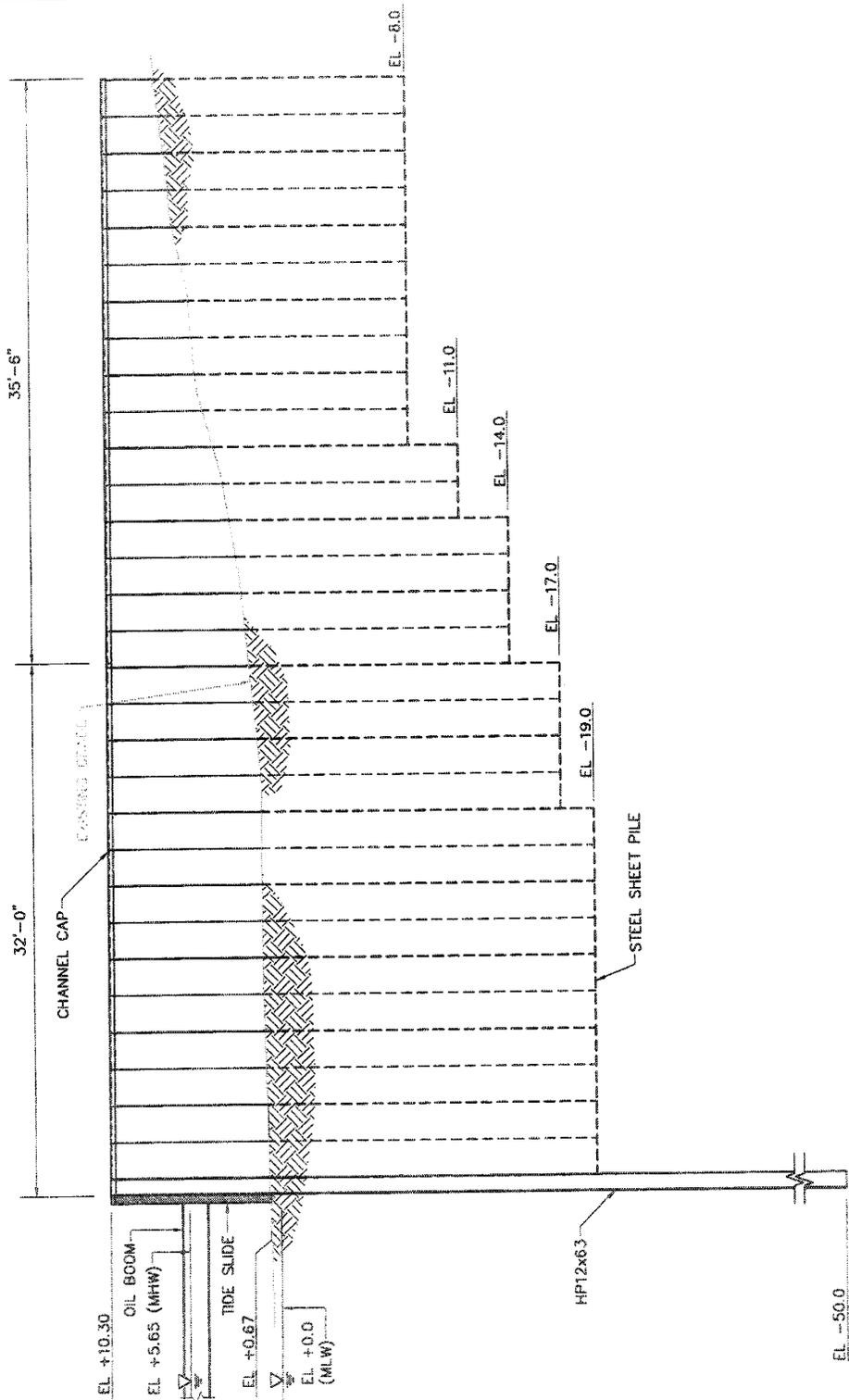


FIGURE 8
OIL BOOM 2 - SECTION

CHARLESTON NAVAL
WEAPONS STATION: TRANSPORTATION
COMMAND DOCK

APPLICATION BY: SAUER, INC.

SHEET 8 OF 9 DATE: 5-23-07



PURPOSE: PERMITTING ONLY

DATUM: NAD 27

ADJACENT PROPERTY OWNERS:

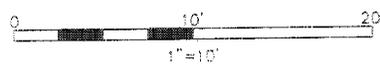


FIGURE 9
OIL BOOM 3 - SECTION

CHARLESTON NAVAL
WEAPONS STATION: TRANSPORTATION
COMMAND DOCK
APPLICATION BY: SAUER, INC.

SHEET 9 OF 9 DATE: 5-23-07