

**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 # 2008-00375-2IR

March 21, 2008

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. 1341), and the S.C. Construction in Navigable Waters Permit Program (R. 19-450, et. seq., 1976 S.C. Code of Laws, as amended), an application has been submitted to the Department of the Army and the State of South Carolina by

**WYBOO PLANTATION HOA**  
**ATTN: MARTIN BROZIK**  
**100 RECREATION DRIVE**  
**MANNING, SOUTH CAROLINA 29102**

for a permit to perform dredging of three canals on

**WYBOO CREEK IN LAKE MARION**

at sites located approximately 0.6 miles west of the junction of State Road S-14-343 and SC Highway 260 in Wyboo Plantation Subdivision, Clarendon County, South Carolina, Western site: Latitude: 33.57539; Longitude: -80.22027. Eastern site: Latitude: 33.58017; Longitude: -80.21171.

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 21, 2008**

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

The proposed work consists of maintenance dredging three 30-foot wide access canals in two channels of Lake Marion for a total length of 2,300 linear feet. The total area to be dredged is 1.58 acres. The total volume of material to be dredged will be approximately 3,944 cubic yards which will be disposed of in trucks and hauled to an upland site for disposal. The project purpose is to improve water access and navigation for residents in the Wyboo Plantation Subdivision.

**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 (Section 401 of the Clean Water Act). The District Engineer will not process this application to a conclusion until such certification is received. This activity may also require evaluation for compliance with the S. C. Construction in Navigable Waters Permit Program. State review, permitting and certification is conducted by the S. C. Department of Health and Environmental Control. 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 or the 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.

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 1.58 acres of freshwater habitat located upstream 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 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.

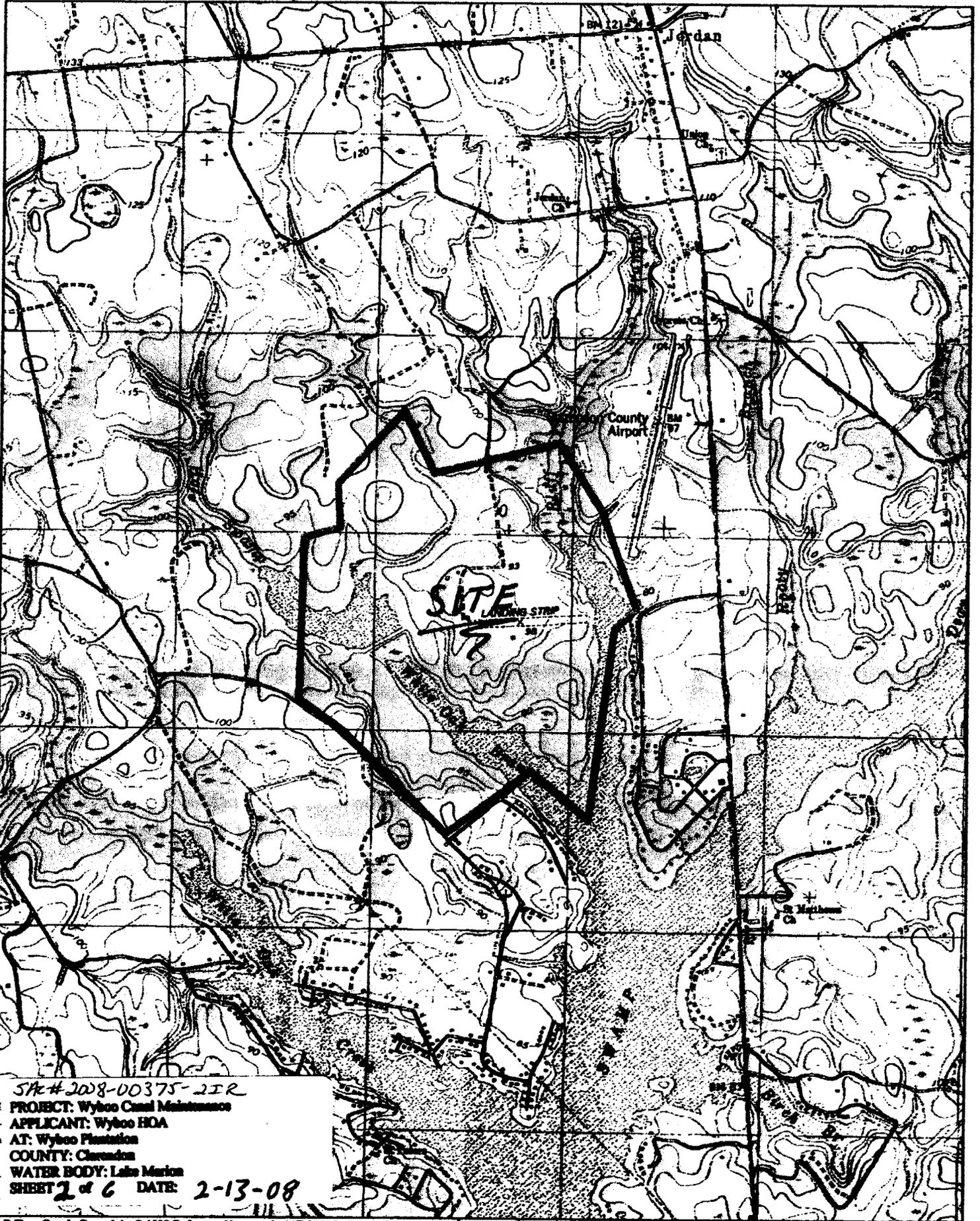
If there are any questions concerning this public notice, please contact Robin Coller-Socha at 843-329-8044 or toll free at 1-866-329-8187.



SAC # 2009-00375-2 ER

PROJECT: Wyboo Canal Maintenance  
 APPLICANT: Wyboo HOA  
 AT: Wyboo Plantation  
 COUNTY: Clarendon  
 WATER BODY: Lake Marion  
 SHEET 1 of 6 DATE: 2-13-08

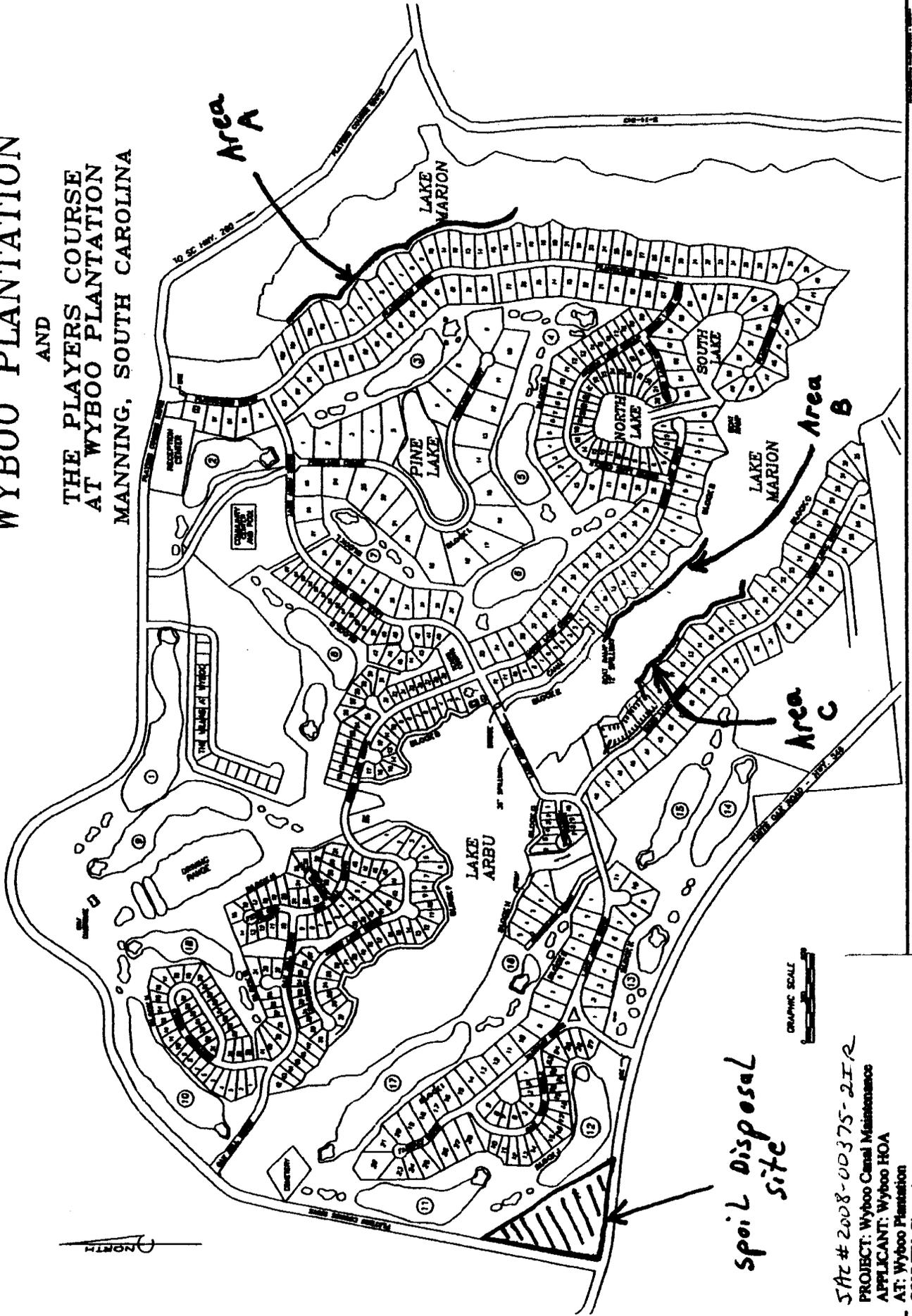
# Wyboo Maintenance



SAC# 2008-00375-2IR  
PROJECT: Wyboo Canal Maintenance  
APPLICANT: Wyboo HOA  
AT: Wyboo Plantation  
COUNTY: Charlestown  
WATER BODY: Lake Marion  
SHEET 2 of 6 DATE: 2-13-08

Quad. - Jordan

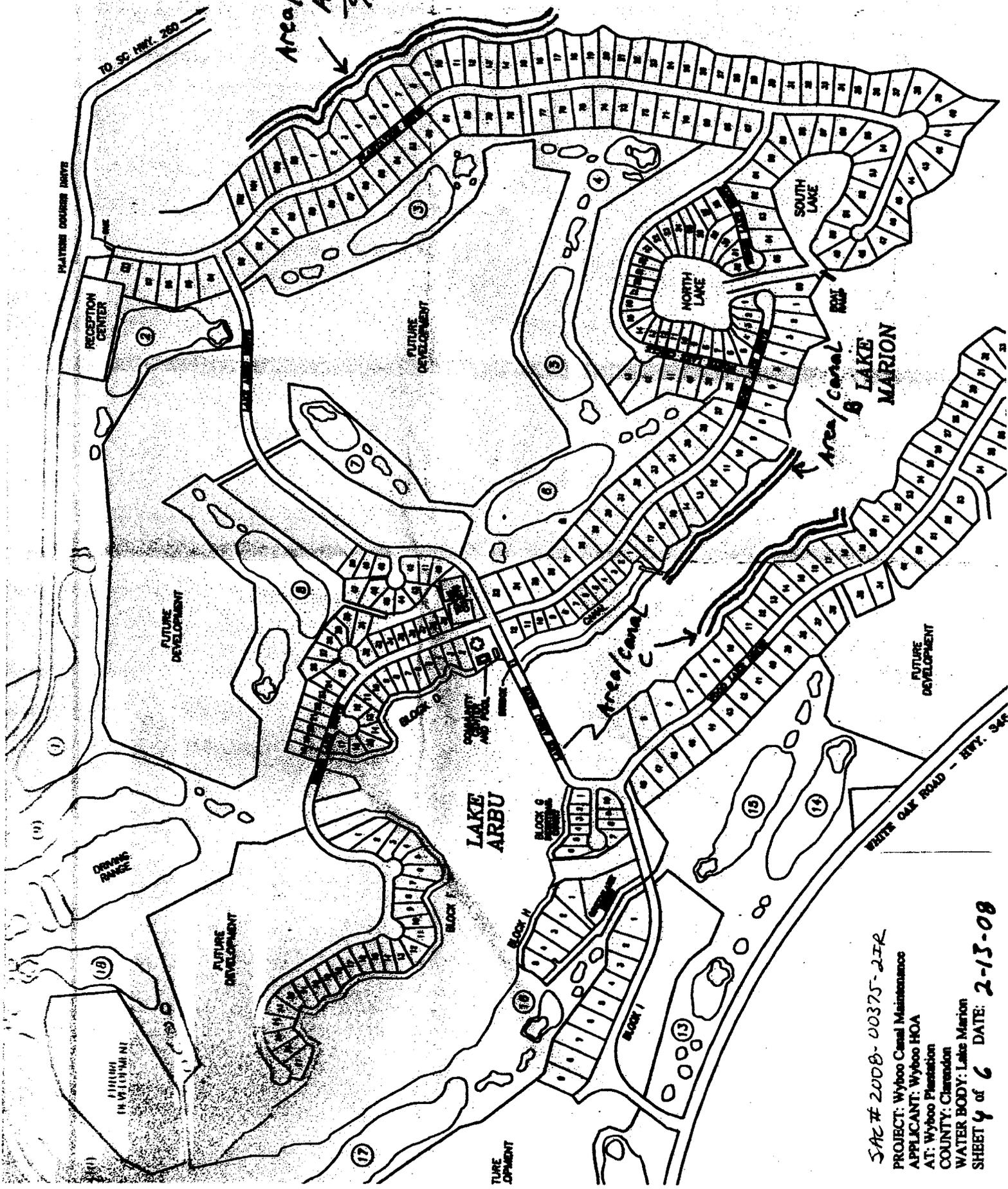
**WYBOO PLANTATION  
AND  
THE PLAYERS COURSE  
AT WYBOO PLANTATION  
MANNING, SOUTH CAROLINA**



JOB # 2008-00375-2.I.R.  
 PROJECT: Wyboo Canal Maintenance  
 APPLICANT: Wyboo HOA  
 AT: Wyboo Plantation  
 COUNTY: Clarendon  
 WATER BODY: Lake Marion  
 SHEET 3 of 6 DATE: 2-13-08

LAKE M

Area/canal  
 A M



SAC # 2008-00375-2JR  
 PROJECT: Wyboo Canal Maintenance  
 APPLICANT: Wyboo HOA  
 AT: Wyboo Plantation  
 COUNTY: Chardon  
 WATER BODY: Lake Marion  
 SHEET 4 of 6 DATE: 2-13-08

FUTURE DEVELOPMENT

FUTURE DEVELOPMENT

FUTURE DEVELOPMENT

FUTURE DEVELOPMENT

FUTURE DEVELOPMENT

PLAYING COURSE DRIVE

TO SO HWY. 260

WHITE OAK ROAD - HWY. 348

Area/canal B LAKE MARION

Area/canal C

LAKE ARBOU

NORTH LAKE

SOUTH LAKE

RECEPTION CENTER

DRAWING RANGE

FINISH IN VOUCHER

CONCRETE ASPHALT DRIVEWAY

BLOCK 10

BLOCK 9

BLOCK 8

BLOCK 7

BLOCK 6

BLOCK 5

BLOCK 4

BLOCK 3

BLOCK 2

BLOCK 1

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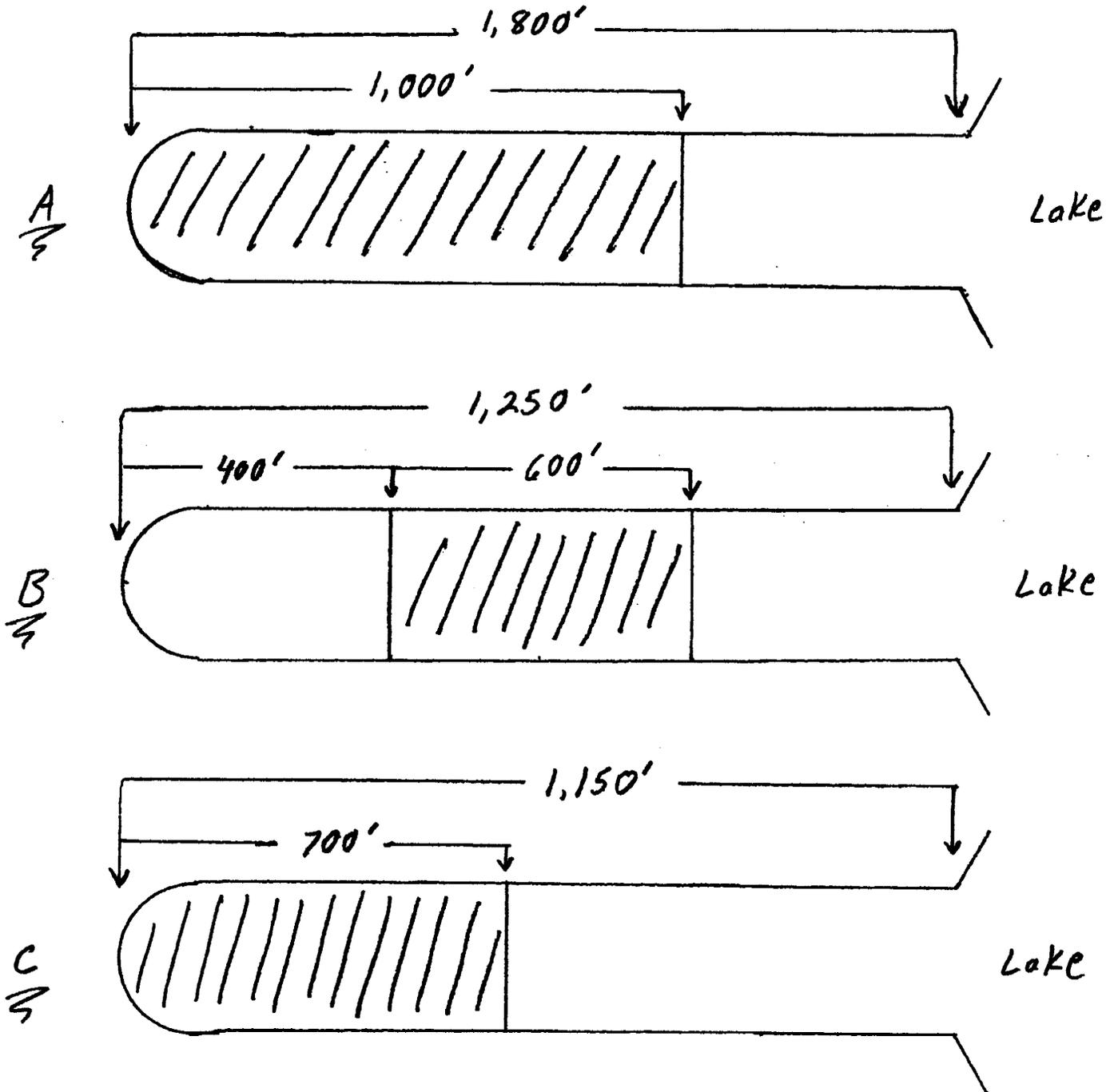
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 = Excavation



**Wyboo Canal Maintenance - Plan View**

**Ecological Associates, Inc.**

SAC # 2008-00375-2 ER

PROJECT: Wyboo Canal Maintenance

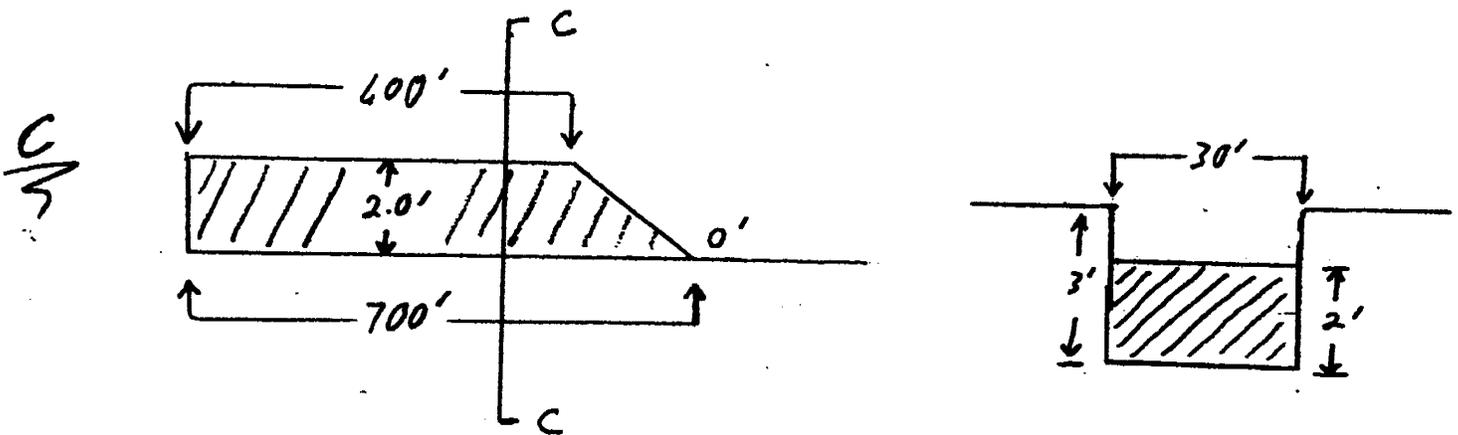
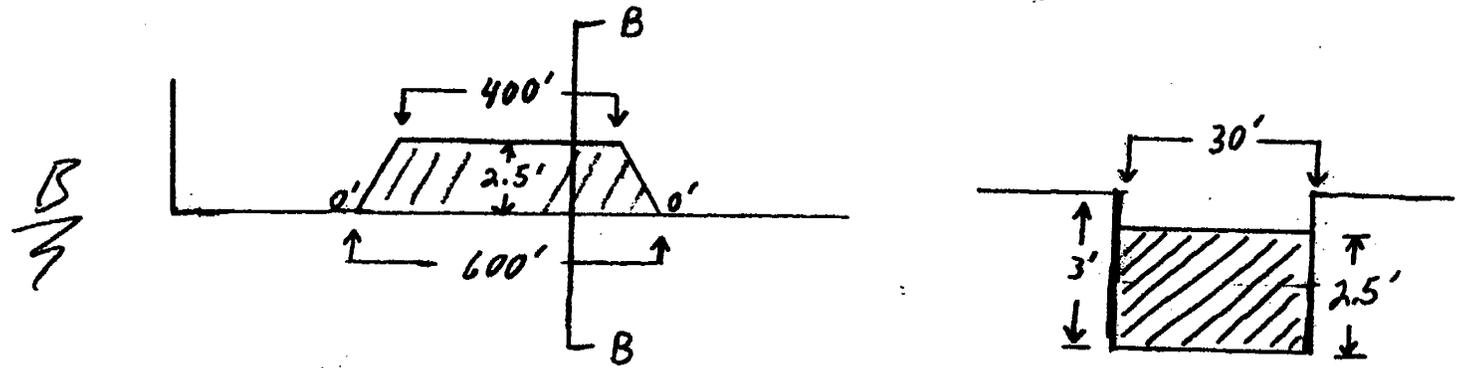
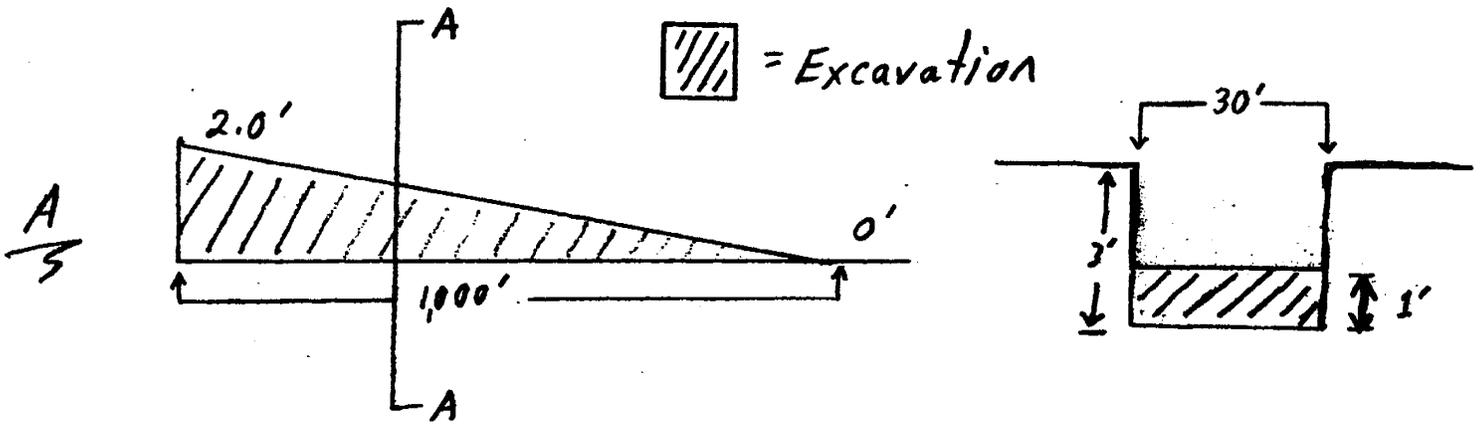
APPLICANT: Wyboo HOA

AT: Wyboo Plantation

COUNTY: Clarendon

WATER BODY: Lake Marion

SHEET 5 of 6 DATE: 2-13-08



**Wyboo Canal Maintenance – Profile & Cross-Section Views**

**Ecological Associates, Inc.**

SAC# 2008-00375-2 IR  
 PROJECT: Wyboo Canal Maintenance  
 APPLICANT: Wyboo HOA  
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 COUNTY: Clarendon  
 WATER BODY: Lake Marion  
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