

**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 # 2008-340-61F

April 4, 2008

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

**MICHAEL COOPER**  
**19 Gladys Drive**  
**Greenville, SC 29607**

for a permit to remove accumulated silt at the end of a cove in

**HARTWELL LAKE**

Located at 214 New Salem Drive in Anderson County, South Carolina  
(Latitude 34.556902 Longitude -82.732931)

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, MAY 5, 2008**

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

The proposed work consists of removing accumulated silt by trackhoe at the end of a cove at 214 New Salem Drive. In detail, the applicant proposes to remove approximately 851 cubic yards of sediment that has accumulated. The applicant proposes to dispose of the material at a location on the lot. The project purpose is to increase accessibility to the cove.

**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**

April 4, 2008

**U.S. Army Corps of Engineers  
ATTN: REGULATORY DIVISION  
69A Hagood Avenue  
Charleston, South Carolina 29403-5107**

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 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.

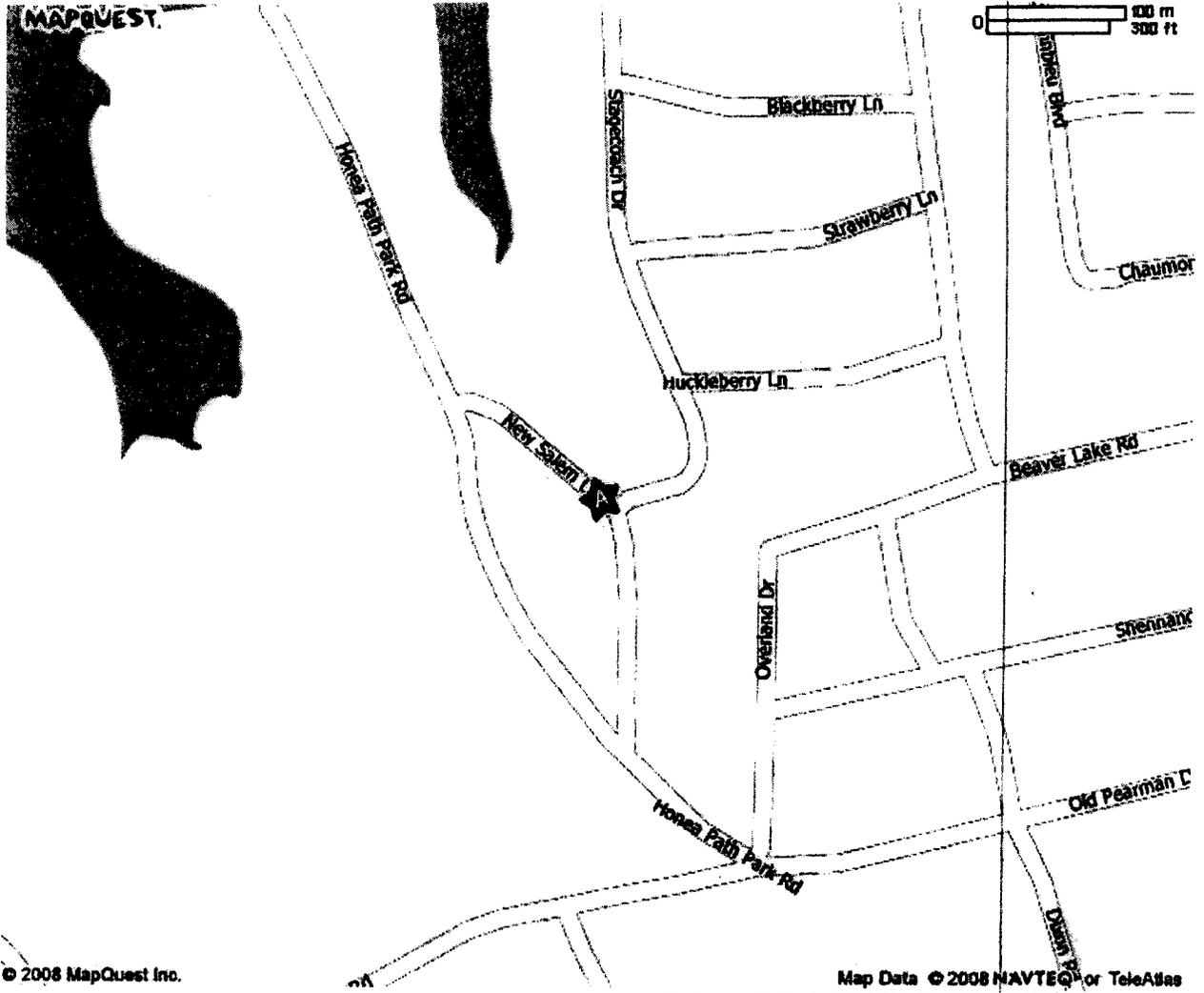
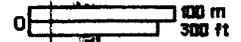
April 4, 2008

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.

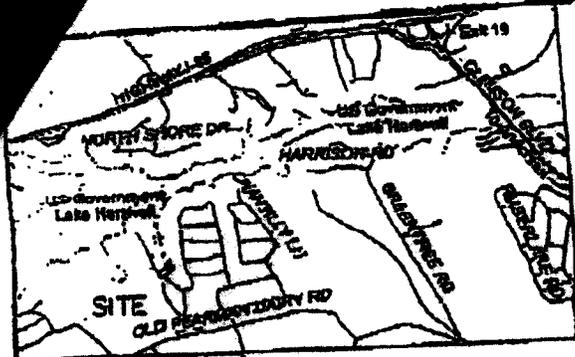
If there are any questions concerning this public notice, please contact Kristin Riegel at 803-253-3903.

MAPQUEST.



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US Government  
Lake Hartwell

US Government  
Lake Hartwell

TMS# 94-13-02-001

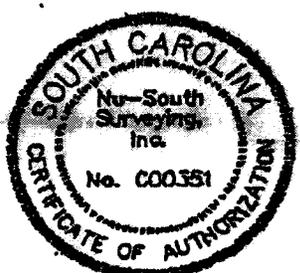
Lot 112  
New Salem Subd.  
TMS# 94-13-02-004  
DB 7747 Pg. 153

Lot 111  
New Salem Subd.

Honea Path Park Rd.

New Salem Drive

Eng Wds / Express Path



**Nu-South Surveying Inc.**  
111 Anderson Ave.  
Anderson, S.C. 29625  
(864) 224-2754

Projection Documentation of  
**Lot 112**  
**New Salem Subdivision**  
for  
**Richard Bennett**

Anderson County South Carolina  
Scale 1"=100' Date: July 28, 2007



**This is NOT a recordable plat.**

I hereby state, that to the best of my knowledge, information, and belief, the survey shown hereon was made in accordance with the requirements of the Minimum Standards Manual for the Practice of Land Surveying in South Carolina, and meets or exceeds the requirements for a Class A survey as specified therein; also, there are no visible encroachments or projections other than shown.

Earl B. O'Brien R.L.S. No. 10755

Map #	Surveyed By	Drawn By	Checked By
7892	RM/JH/AO	MJK	EBO

# OVER HEAD VIEW

John G. Cooper  
216 Hwy Salem Rd  
Anderson, SC

IN FEET  
0 25 50 75 100 125 150 175 200



0 25 50 75 100 125 IN FEET

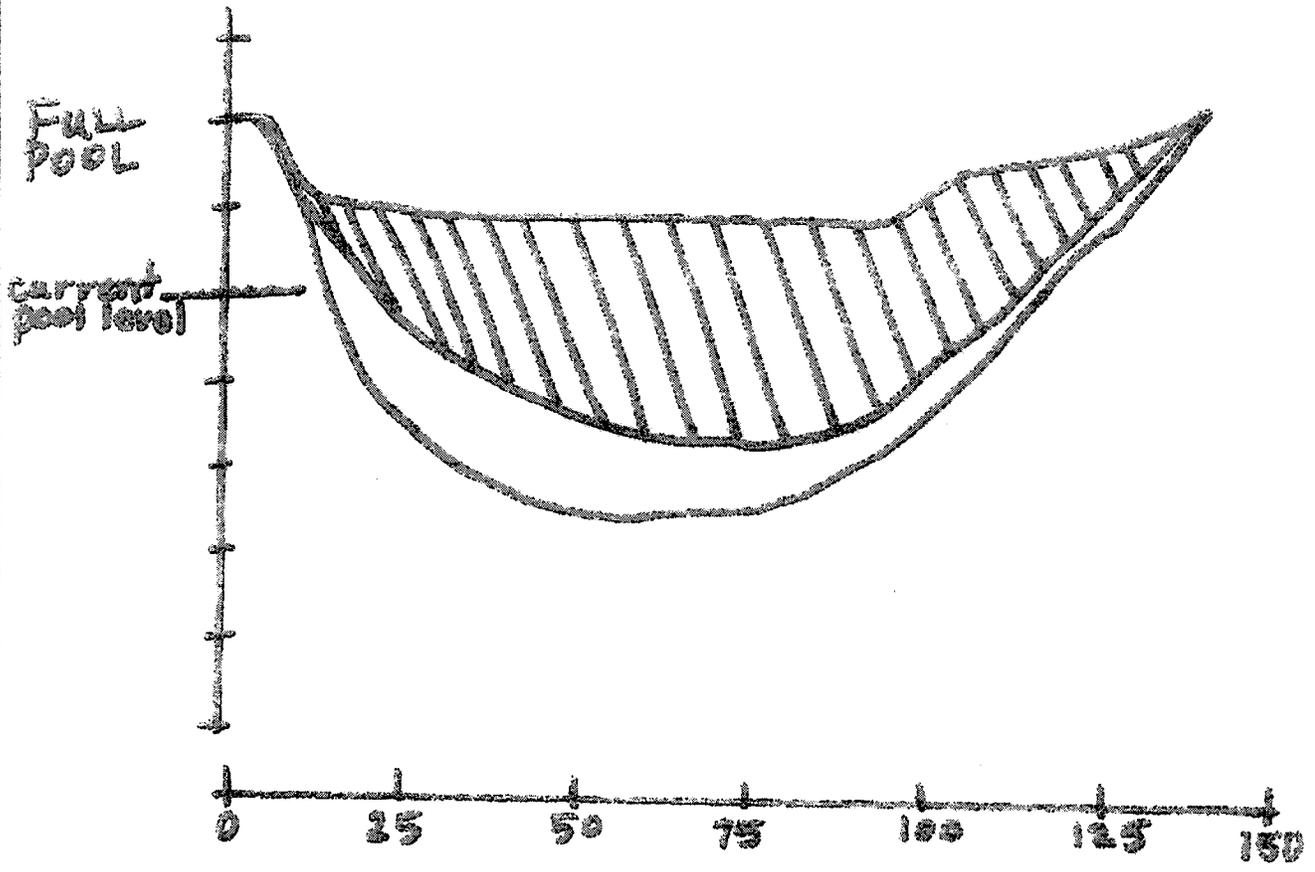
©2018 Google - Map data ©2005 - Aerial



**AREA TO BE  
REMOVED**

Phillips Dragline Service, Inc.  
704 E. Church St.  
Monroe, GA 30655

# CROSS SECTION - FACING NORTH



AREA TO BE  
REMOVED

Phillips Dragline Service, Inc.  
704 E. Church St.  
Monroe, GA 30655

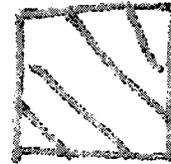
THIS IS A  
LEVEL GRADE,  
NO SLOPE.

Lot 112

DWELLING

← CORPS  
LINE

NEW SALEM



AREA  
FOR  
SILT  
PLACEMENT

Phillips Dragline Service, Inc.  
704 E. Church St.  
Monroe, GA 30655