

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: P/N # 2003-13245 (revised)

November 7, 2008
Page 1 of 3

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 after-the-fact application has been submitted to the Department of the Army and the South Carolina Department of Health and Environmental Control by

KUNIGUNDE KUZNIK
C/O AMERICAN DOCK & MARINE CONSTRUCTION, INC.
1533 #D-5 FOLLY ROAD
CHARLESTON, SOUTH CAROLINA 29412

for an after-the-fact permit for a dock that has been constructed in the

STONO RIVER (AIWW)

at the location Lot 14 Boone Run Road, Wide Awake Plantation, Hollywood, Charleston County, South Carolina 29449
(Latitude 32.868563, Longitude -79.89444)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the completed and proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, DECEMBER 8, 2008

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

The completed work consists of the construction of a dock for private recreational use. A 4' wide by 90' long walkway leads to a 10' by 15' fixed pierhead. A 3' by 20' ramp leads (ebb side) from the pierhead to a 10' by 20' floating dock. This structure was originally permitted (under Permit Number 2003-1E-028) to maintain a 125' offset from the centerline of the AIWW channel, but was constructed within 109' from the offset line.

The proposed work consists of the construction of a 12' by 12' four pile boatlift floodside of the pierhead. The purpose of this structure is for private recreational use.

NOTE: As-built and proposed 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. The completed project has impacted 780 square feet 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 completed action has not had 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 it is unlikely that the project has adversely affected any Federally endangered, threatened, or proposed species or resulted 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 have been affected by the completed undertaking.

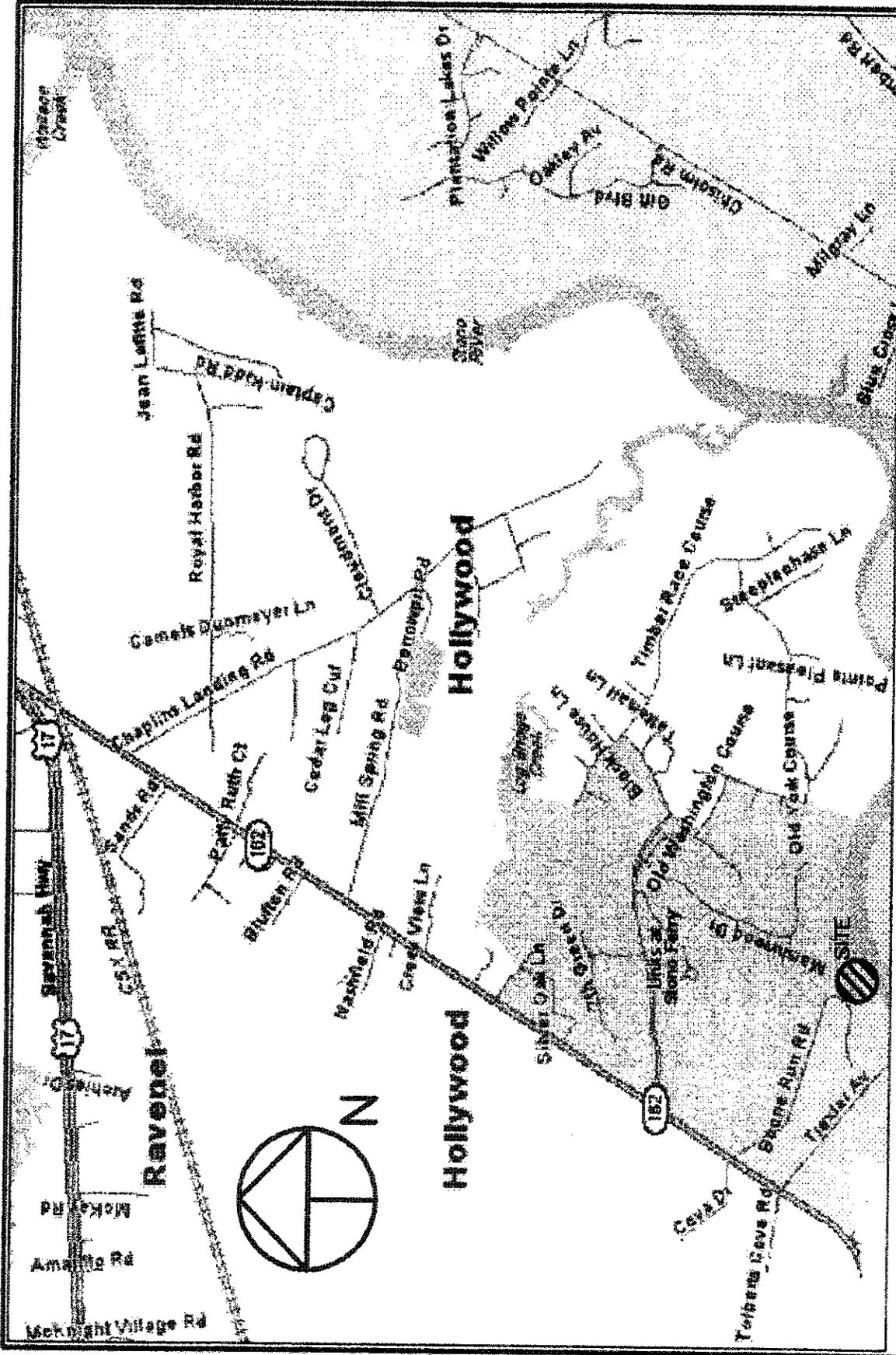
In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered 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 an after-the-fact permit will be based on an evaluation of the 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 have accrued from the completed project must be balanced against any 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. An after-the-fact 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 an after-the-fact 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 Holland Youngman at 843-329-8044 or toll free at 1-866-329-8187.



APPLICATION BY: KUNIGUNDE KUZNIK		LOCATION: AN AS BUILT OF A NEW RECREATIONAL DOCK AT LOT 14 OF THE WIDE AWAKEN PLANTATION S/D LOCATED ON THE ATLANTIC INTRACOASTAL WATERWAY IN THE TOWN OF HOLLYWOOD CHARLESTON COUNTY SOUTH CAROLINA		SHT. NAME LOCATION MAP	SHT. NO. 1 of 3
ADDRESS: LOT 14--BOONE RUN		DATE: AUGUST 12, 2008		TMS #248-00-00-074	
REVISED: OCTOBER 21, 2008		SAC 2003-13245 (revised)			

DELTA = 1937.23'
 CH = S 42°16'55" W
 T = 52.22 FT
 R = 301.98 FT
 L = 103.42 FT
 CL = 102.92 FT

LOT 13

LOT 14

LOT 15

NEW 10' X 16' FIXED PIERHEAD,
 3' X 20' RAMP, AND
 10' X 20' FLOAT

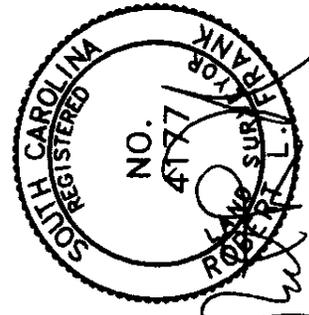
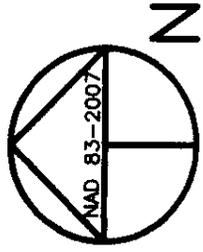
90' OF NEW 4'
 WOODEN WALKWAY
 (90' CRITICAL LINE TO
 PIERHEAD)

PROPOSED 12' X 12'
 FOUR PILE
 BOATLIFT

NUMBER	DIRECTION	DISTANCE
L1	S 60°47'44" W	23.69'
L2	S 65°13'28" W	68.45'
L3	S 74°07'08" W	44.17'
L4	S 63°14'06" W	46.48'

SEAWARD PIER-HEAD CORNERS
 "A" N = 334480.8016
 E = 2257986.7792
 "B" N = 334488.3433
 E = 2258000.8057

SEAWARD FLOAT CORNERS
 "C" N = 334496.0032
 E = 2258014.8731
 "D" N = 334505.1441
 E = 2258032.1857



ATLANTIC INTRACOASTAL
 WATERWAY (STONO RIVER)

EDGE OF CHANNEL
 CENTER OF CHANNEL
 EDGE OF CHANNEL

EXTENDED PROPERTY LINE

EXTENDED PROPERTY LINE

FLOOD

EXISTING DOCK

EXISTING DOCK

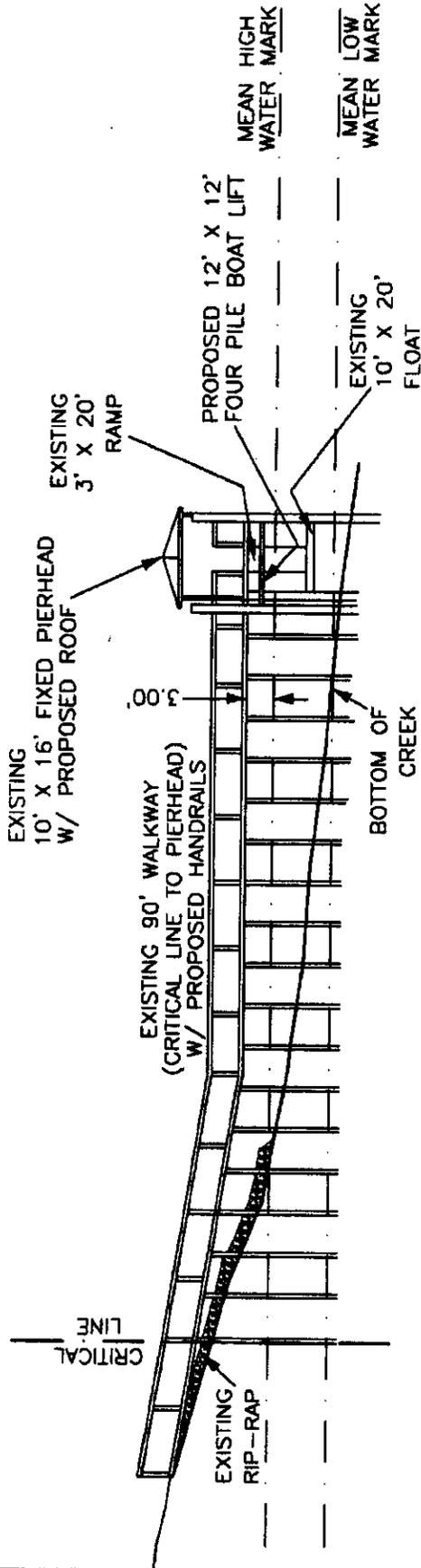
GRAPHIC SCALE



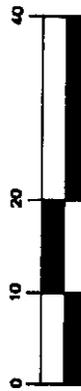
(IN FEET)
 1 inch = 100 ft.

APPLICATION BY: KUNIGUNDE KUZNIK		SHT. NO. 2 OF 3	
ADDRESS: LOT 14-BOONE RUN		FULL PLAN VIEW	
DATE: AUGUST 12, 2008		SHT. NAME	
REVISED: AUGUST 25, 2008		AN AS BUILT OF A NEW RECREATIONAL DOCK AT LOT 14 OF THE WIDE AWAKEN PLANTATION S/D LOCATED ON THE ATLANTIC INTRACOASTAL WATERWAY IN THE TOWN OF HOLLYWOOD CHARLESTON COUNTY SOUTH CAROLINA	

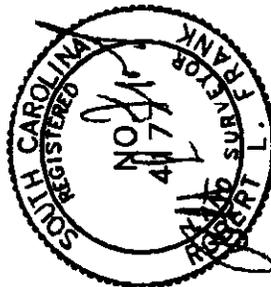
SAC 2003-13745 (revised)



GRAPHIC SCALE



(IN FEET)
1 inch = 20 ft.



APPLICATION BY: KUNIGUNDE KUZNIK ADDRESS: LOT 14-BOONE RUN DATE: AUGUST 12, 2008 REVISED: OCTOBER 21, 2008	LOCATION AN AS BUILT OF A NEW RECREATIONAL DOCK AT LOT 14 OF THE WIDE AWAKEN PLANTATION S/D LOCATED ON THE ATLANTIC INTRACOASTAL WATERWAY IN THE TOWN OF HOLLYWOOD CHARLESTON COUNTY SOUTH CAROLINA	SHT. NAME PROFILE	SHT. NO. 3 OF 3
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SAC 2003-13245 (revised)