

**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 #SAC-2008-1656-2IG

3 OCTOBER 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. 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

**SOUTH CAROLINA DEPT OF NATURAL RESOURCES (SCDNR)**  
**C/O RANDY BEATTY**  
**POST OFFICE BOX 12559**  
**CHARLESTON, SOUTH CAROLINA 29422-2559**

for a permit to perform maintenance dredging in the SCDNR boat slip adjacent to

**CHARLESTON HARBOR**

at a location, the existing boat slip at the SCDNR Marine Resources Division (MRD) Complex at Ft. Johnson, 217 Fort Johnson Road, James Island, Charleston County, South Carolina. (Latitude 32.752834° - Longitude -79.898982°)

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, NOVEMBER 3, 2008**

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

The proposed work consists of performing maintenance dredging by hydraulic dredge of approximately 10,000 cubic yards of bottom silts and sediment to a depth of -11 feet from the existing boat slip. The dredged material is to be deposited in a the high land disposal area that belongs to the State of South Carolina and is located approximately 4,000 feet east of the boat slip. The purpose of the proposed work is to deepen the boat slip to allow for the unimpeded comings and goings of SCDNR MRD research vessels.

**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. The work shown on this application must also be certified as consistent with applicable provisions the Coastal Zone Management Program (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.

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 0.7 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.

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.

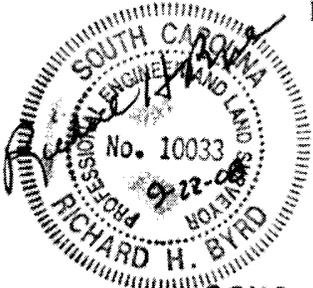
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 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.

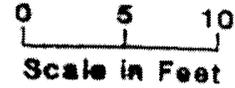
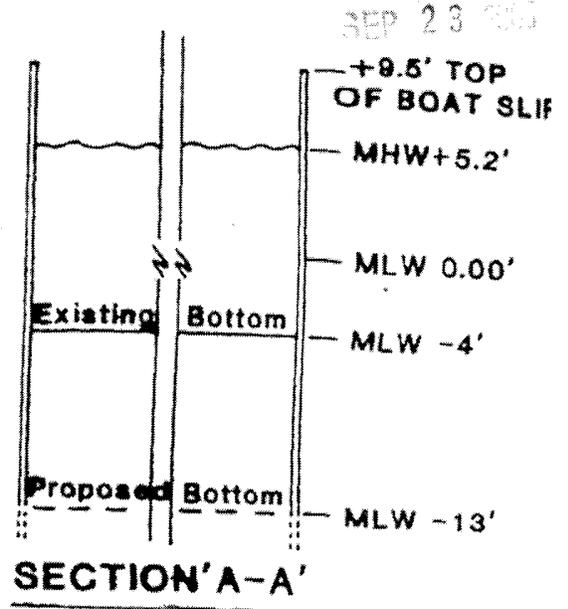
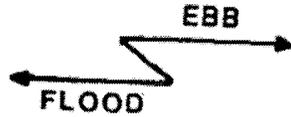
If there are any questions concerning this public notice, please contact Mary Hope Glenn at 843-329-8044 or toll free at 1-866-329-8187.

**CHARLESTON HARBOR**

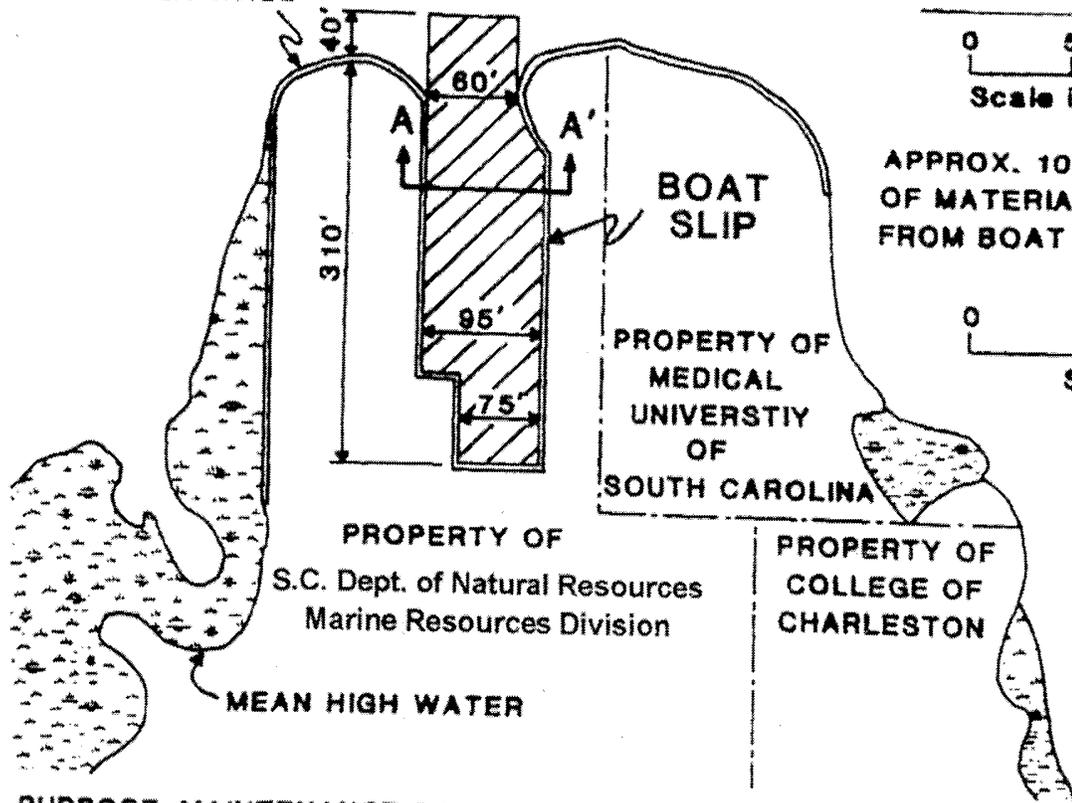
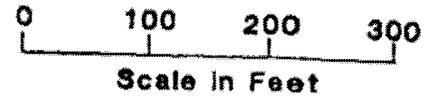
**DREDGED MATERIAL TO BE DEPOSITED IN DIKED DISPOSAL AREA PAGE 3**



**CONC. SEA WALL**



**APPROX. 10,000 CU. YDS. OF MATERIAL TO BE REMOVED FROM BOAT SLIP**



**PURPOSE: MAINTENANCE DREDGING IN BOAT SLIP FOR PUBLIC AGENCY USE**

**DATUM: MEAN LOW WATER-0.00'**

**NAME AND ADDRESS OF ADJACENT PROPERTY OWNERS:**

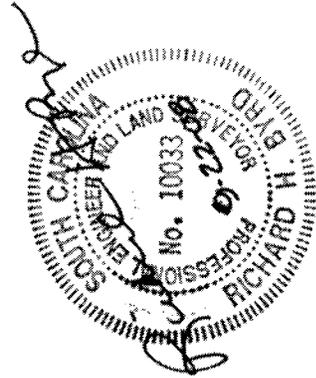
1. MEDICAL UNIVERSITY OF S.C.
2. COLLEGE OF CHARLESTON

PROJECT TITLE: MAINTENANCE DREDGING OF BOAT SLIP  
 PROJECT LOCATION: SCDNR MRD BOAT SLIP  
 FT JOHNSON JAMES ISLAND, CHAS CO., SC  
 APPLICANT: SCDNR MRD  
 DATE: SEPTEMBER 22, 2008  
 APPLICATION #: SAC-2008-1656-2IG  
 SHEET 1 OF 3

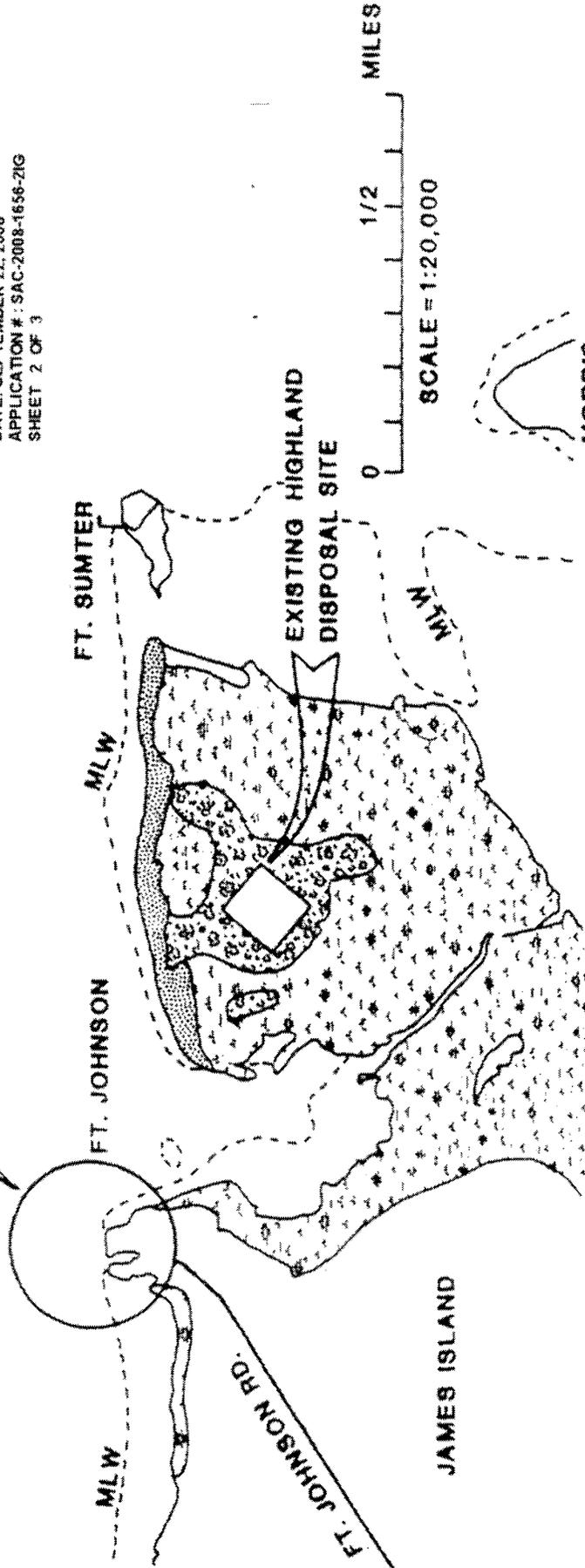
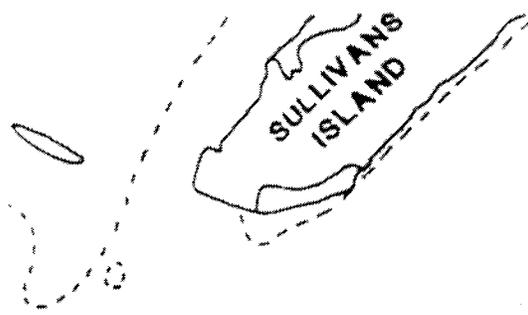
CHARLESTON HARBOR



PROJECT SITE  
32°45'50"N  
79°54'13"W



PROJECT TITLE: MAINTENANCE DREDGING OF BOAT SLIP  
PROJECT LOCATION: SCDNR MRD BOAT SLIP  
FT. JOHNSON/JAMES ISLAND, CHAS CO., SC  
APPLICANT: SCDNR MRD  
DATE: SEPTEMBER 22, 2008  
APPLICATION #: SAC-2008-1656-ZIG  
SHEET 2 OF 3



-  BEACH
-  UPLAND
-  MARSH

SHEET 2 OF 3

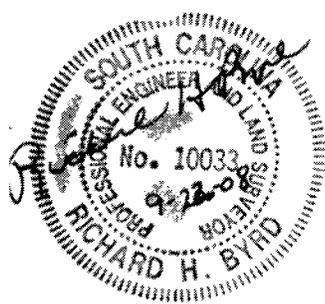
TEL. NO. 843-762-5085

SEP 23 2008

PROJECT TITLE: MAINTENANCE DREDGING OF BOAT SLIP  
PROJECT LOCATION: SCDNR MRD BOAT SLIP  
FT JOHNSON JAMES ISLAND, CHAS CO., SC

APPLICANT: SCDNR MRD  
DATE: SEPTEMBER 22, 2008  
APPLICATION # : SAC-2008-1656-2IG  
SHEET 3 OF 3

-  BEACH
-  DUNES
-  IRREGULARLY FLOODED MARSH
-  REGULARLY FLOODED MARSH
-  IRREGULARLY FLOODED TIDAL FL.
-  UPLAND



September 22, 2008

← 4000 FEET TO  
FT. JOHNSON  
BOAT SLIP

