

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 # 2002-1N-552-P

13 December 2002

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 S. C. Department of Health and Environmental Control by

SNOWMILL, LLC
C/O MR. WILLIAM R. SIMMONS
POST OFFICE BOX 29465
MOUNT PLEASANT, SOUTH CAROLINA 29465

for a permit to change the use of an existing structure in

SHEM CREEK

at 102 Church Street in Mount Pleasant, Charleston County, South Carolina. (Latitude – 32.79209°, Longitude – 79.88132°)

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, 13 JANUARY 2003

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

The proposed work consists of repairing and/or rehabilitating Red's Icehouse, an existing structure located at 102 Church Street in Mount Pleasant, South Carolina. It is our understanding that the architecture of the building will be similar to the original ice plant that was disassembled several years ago. Department of the Army Permit #86-3E-401 previously authorized the use of this structure as a commercial seafood processing plant.

Once the structural repairs are completed and a new 60-ton ice machine is installed, the applicant plans to manufacture ice for commercial fishing boats and offload their catch. However, they also plan to use the existing structure and facilities for other commercial activities, such as charter boat pickup and dropoff, kayak rental, food and beverage sales. The purpose of the proposed work is to expand the scope of the commercial use of the existing structure.

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 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 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).

The District Engineer has 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. Consultation of the National Register constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work.

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 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.

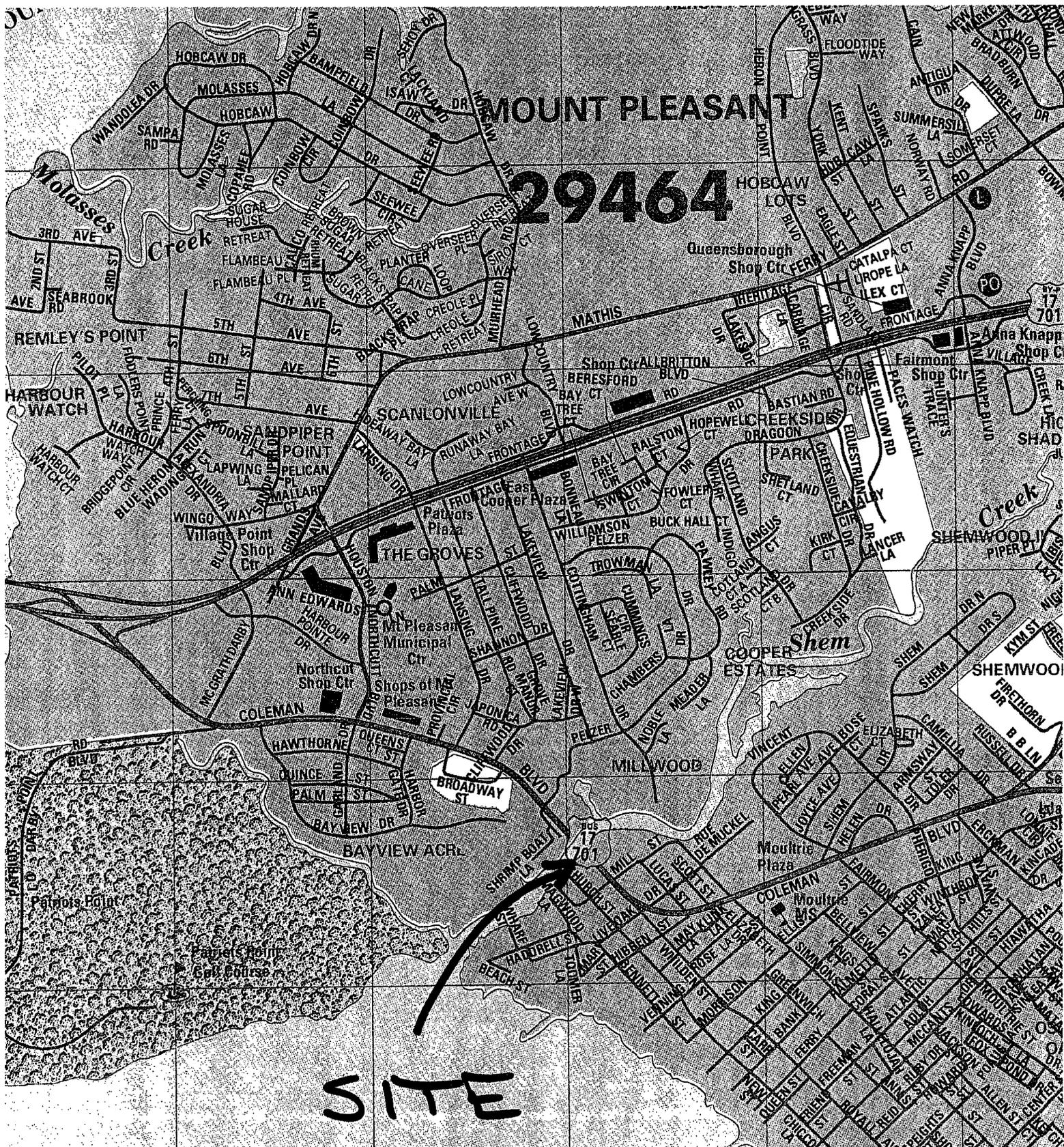
If there are any questions concerning this public notice, please contact me at 843-329-8044 or toll free at 1-866-329-8187.



Nathaniel I. Ball
Project Manager
Regulatory Division
U.S. Army Corps of Engineers

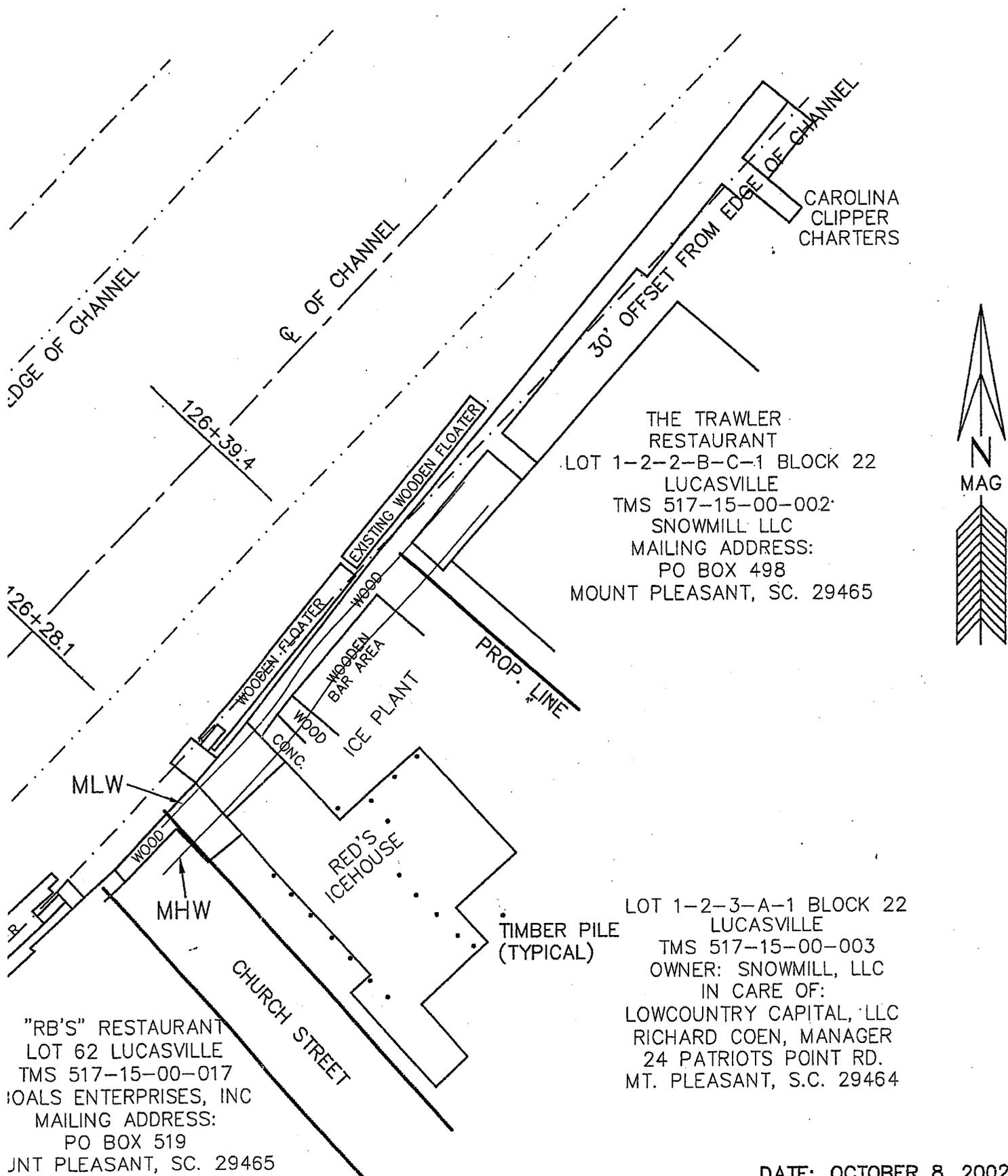
MOUNT PLEASANT

29464



SITE

Project Title: Red's Icehouse
Applicant: Snowmill, LLC
Date: November 1, 2002
Permit Number: 2002-1N-552-P
Sheet: 1 of 3



THE TRAWLER RESTAURANT
 LOT 1-2-2-B-C-1 BLOCK 22
 LUCASVILLE
 TMS 517-15-00-002
 SNOWMILL LLC
 MAILING ADDRESS:
 PO BOX 498
 MOUNT PLEASANT, SC. 29465

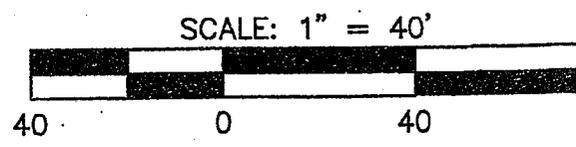
LOT 1-2-3-A-1 BLOCK 22
 LUCASVILLE
 TMS 517-15-00-003
 OWNER: SNOWMILL, LLC
 IN CARE OF:
 LOWCOUNTRY CAPITAL, LLC
 RICHARD COEN, MANAGER
 24 PATRIOTS POINT RD.
 MT. PLEASANT, S.C. 29464

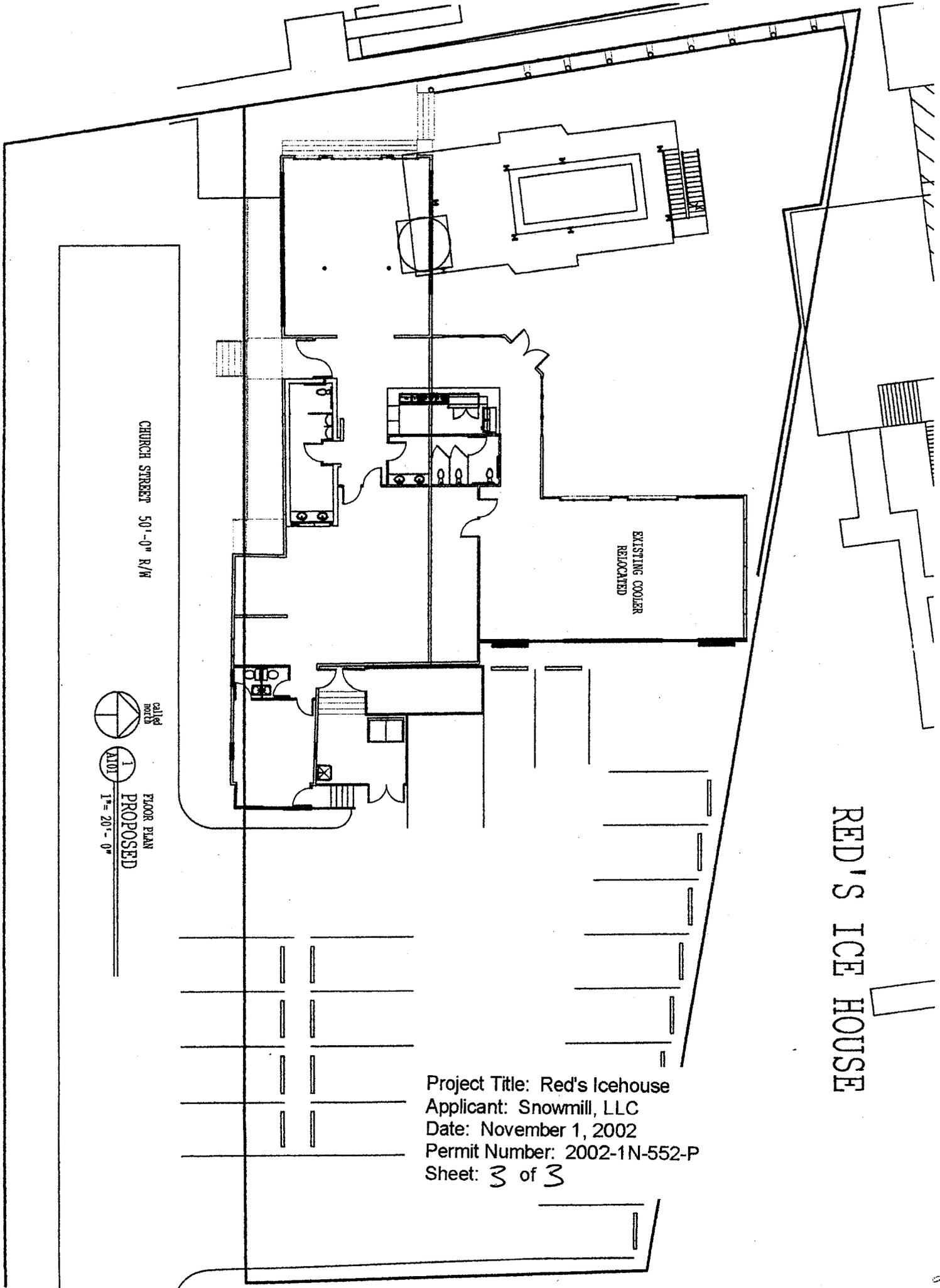
"RB'S" RESTAURANT
 LOT 62 LUCASVILLE
 TMS 517-15-00-017
 GOALS ENTERPRISES, INC
 MAILING ADDRESS:
 PO BOX 519
 MOUNT PLEASANT, SC. 29465

Project Title: Red's Icehouse
 Applicant: Snowmill, LLC
 Date: November 1, 2002
 Permit Number: 2002-1N-552-P
 Sheet: 2 of 3



DATE: OCTOBER 8, 2002





RED'S ICE HOUSE

CHURCH STREET 50'-0" R/W

called north

1

FLOOR PLAN PROPOSED

1" = 20'-0"

Project Title: Red's Icehouse
 Applicant: Snowmill, LLC
 Date: November 1, 2002
 Permit Number: 2002-1N-552-P
 Sheet: 3 of 3