

**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 #2003-1E-100-C

2 May 2003

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), the South Carolina Coastal Zone Management Act (48-39-10 et seq.) 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 S.C. Department of Health and Environmental Control by

JOE SPROLES  
820 DUCK HAWK RETREAT  
CHARLESTON, SOUTH CAROLINA 29412

for a permit to construct a floating dock and an after-the-fact approval for an existing pier structure in the  
  
WEST BRANCH COOPER RIVER

at 1819 Fishing Lane, Pimlico Subdivision, Moncks Corner, Berkeley County, South Carolina.  
(Latitude – 33.1095, Longitude – 79.9555)

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

**NOTICE**

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

12 O'CLOCK NOON, MONDAY, 19 MAY 2003

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

The proposed work consists of constructing a 10' x 20' floating dock on the upstream side of an existing fixed pierhead and attached to the fixed pierhead by a 3' wide walkway. The existing structure consists of a 10' x 14' fixed pierhead attached to an existing seawall by a 5' x 17' walkway. In addition, a small existing deck structure is to be removed and disposal of in an approved upland disposal area. The purpose of this work is for the applicant's private recreational use.

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

**REGULATORY DIVISION**  
**Refer to: P/N #2003-1E-100-C**  
**Joe Sproles**

**2 May 2003**

**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 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. 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 existing and 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 existing and 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 *Haliaeetus Leucocephalus* (Bald Eagle), a Federally *Threatened* species is present in the vicinity of the project. However, it has been determined that the project will have no effect on this species and will not 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.

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 to be accomplished under the requested permit.

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

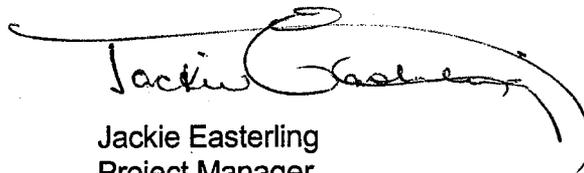
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Joe Sproles

2 May 2003

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.

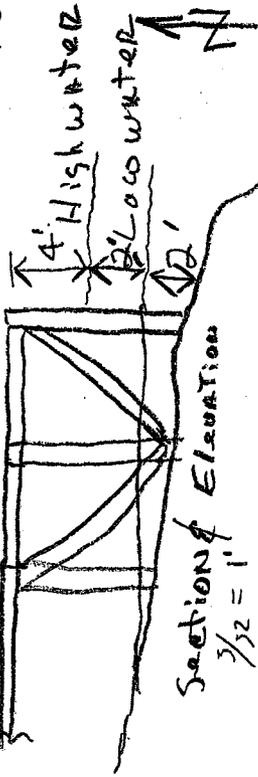
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine 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.

A handwritten signature in black ink, appearing to read "Jackie Easterling", with a long, sweeping flourish extending to the right.

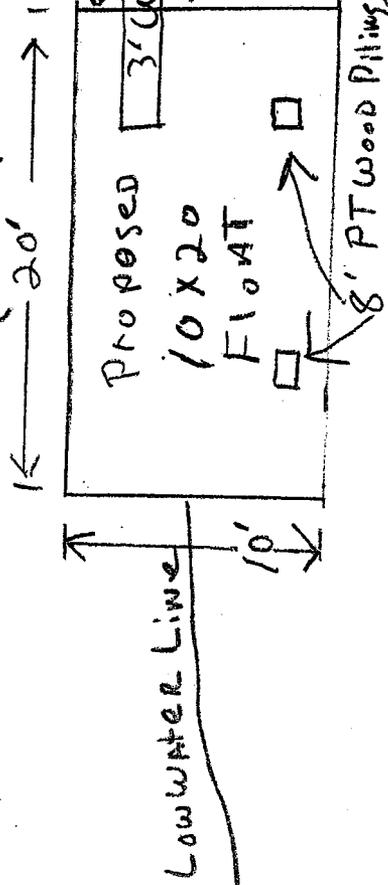
Jackie Easterling  
Project Manager  
Regulatory Division  
U.S. Army Corps of Engineers

17' TO SEAWALL



West Branch Cooper River

FLOOD EGG



8" PT wood proposed Piles & piling

Existing Dock

Low water line

OLD DOCK TUBE REMOVED

Baxley Lot 93  
61' TO LOT 93

17' TO SEAWALL

LOT 95  
JAMES JENNINGS  
28' TO LOT 95

SEAWALL

Proposed Floating Dock Attached to Existing Fixed Dock in the W. Branch of the Cooper River. IN PIMLICO PLANTATION Baxley Co. S.C.

1819 FISHING LAKE  
Lot 94 Block A  
PIMLICO

LOCATED NEAR  
MONCK'S CORNER  
SOUTH CAROLINA

Project Title:

Sproles Dock

Project Location:

W. Branch Cooper River  
Pimlico Plantation River

Applicant:

Joe Sproles

Date:

4-10-03

Scale: 1/8" = 1'

Application #:

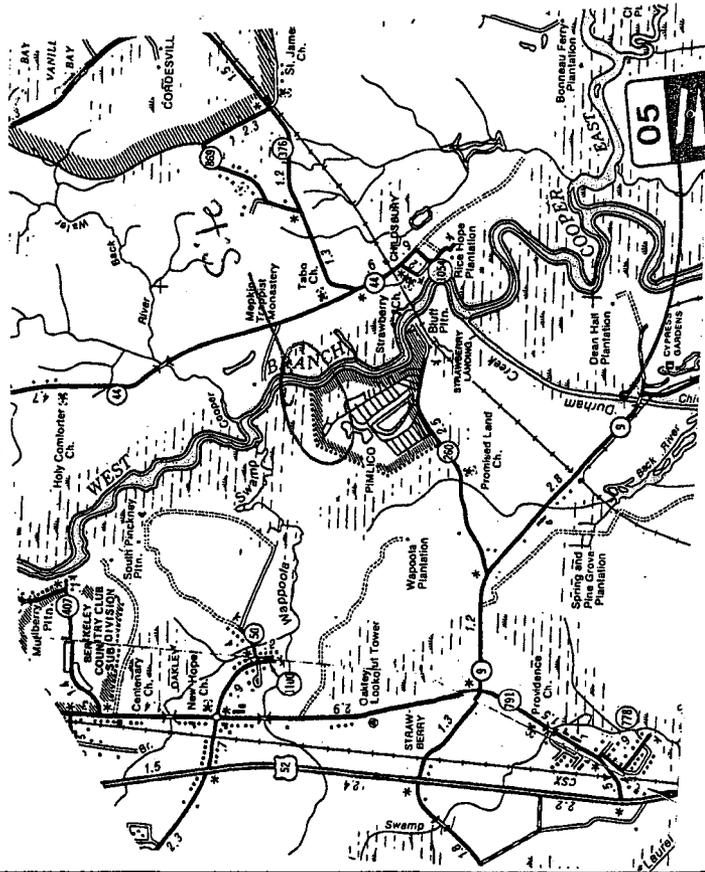
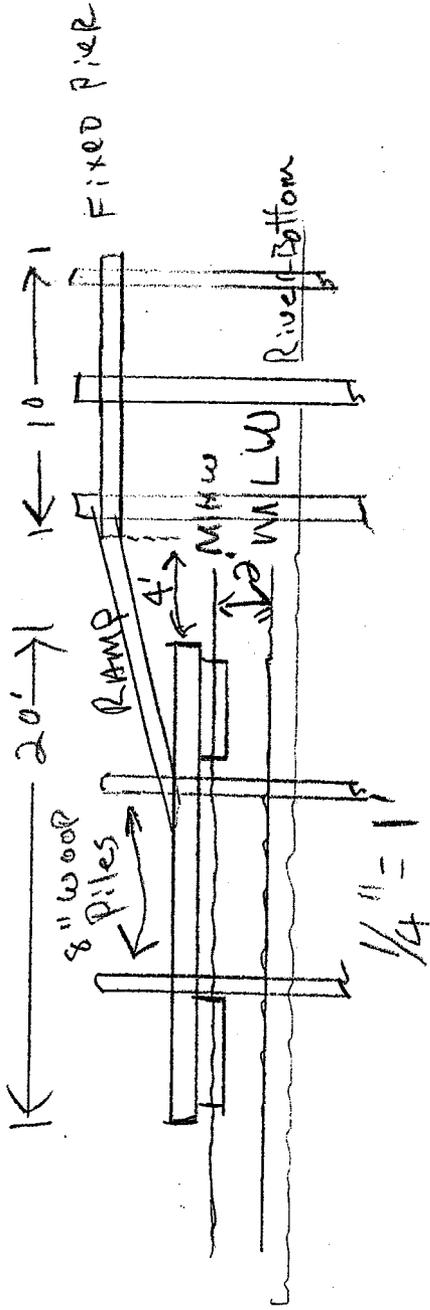
2003 IE-100

Sheet of

1 of 2

Revisions

Date Initials



Proposed Floating Dock Attached to  
 Existing Fixed Dock in W. Branch  
 Cooper River, Pimlico Plantation  
 Bankley Co., S.C.

Project Title: Sproles Dock	
Project Location: W. Branch Cooper River Pimlico Plantation	
Applicant: Joe Sproles	
Date: 4-10-03	Scale: 1/4" = 1'
Application #: 8003-IE-100	Sheet of 2 of 2

Revisions	Date	Initials