

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 #2003-1W-267-P

5 SEPTEMBER 2003

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 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

K & F, INC.
c/o THE EARTHWORKS GROUP
658 WACHESAW ROAD
MURRELLS INLET, SOUTH CAROLINA 29576

for a permit to reconfigure some existing dock structures and to construct additional piers, floating docks and finger piers in waters of a tributary of Main Creek known as

SALT CREEK

at locations between Drunken Jacks Restaurant and the Dead Dog Saloon adjacent to business Highway 17 in Murrells Inlet, Georgetown County, South Carolina (Latitude 33.557310°, Longitude 79.032274°)

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, 6 OCTOBER 2003

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

The proposed work consists of moving and resizing two existing floating docks at lots 7 and 9 and relocating them to lots 11 & 12 and 10 & 11 as shown on sheets 2 and 3 of 6. At each new location, a 6' x 11' fixed pier will be constructed on the waterward side of the existing timber marshwalk with a 16' x 3' ramp leading to the resized 50' x 6' floating dock at lot 10 & 11 and to the resized 24' x 6' floating dock as shown on sheet 3 of 6. The proposed work also consists of constructing ten 12' x 3' finger piers in the vicinity of lots 7, 8 and 9 also shown on sheet 3 of 6. The purpose of the project is to provide public access to Salt Creek.

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 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 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 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.



Debra W. King
Project Manager
Regulatory Division
U.S. Army Corps of Engineers

K & F DOCK APPLICATION PROJECT NARRATIVE

LOCATION

This project is located off of Highway 17 Business in Murrells Inlet, Georgetown County, SC. The specific project area includes five (5) parcels owned by the applicant located between Drunken Jacks Restaurant and Dead Dog Saloon. (See Figure 1)

The project is located in an area that has been previously permitted (P/N 94-1W-089-P) and extended in (P/N 99-1E-066, OCRM-02-278-R, and P/N 2001-1L-385).

The project area is located within Salt Creek, a tributary to Main Creek in Murrells Inlet. This project area is included in the Murrells Inlet area-dredging project previously permitted by Georgetown County (P/N 2001-1L-385).

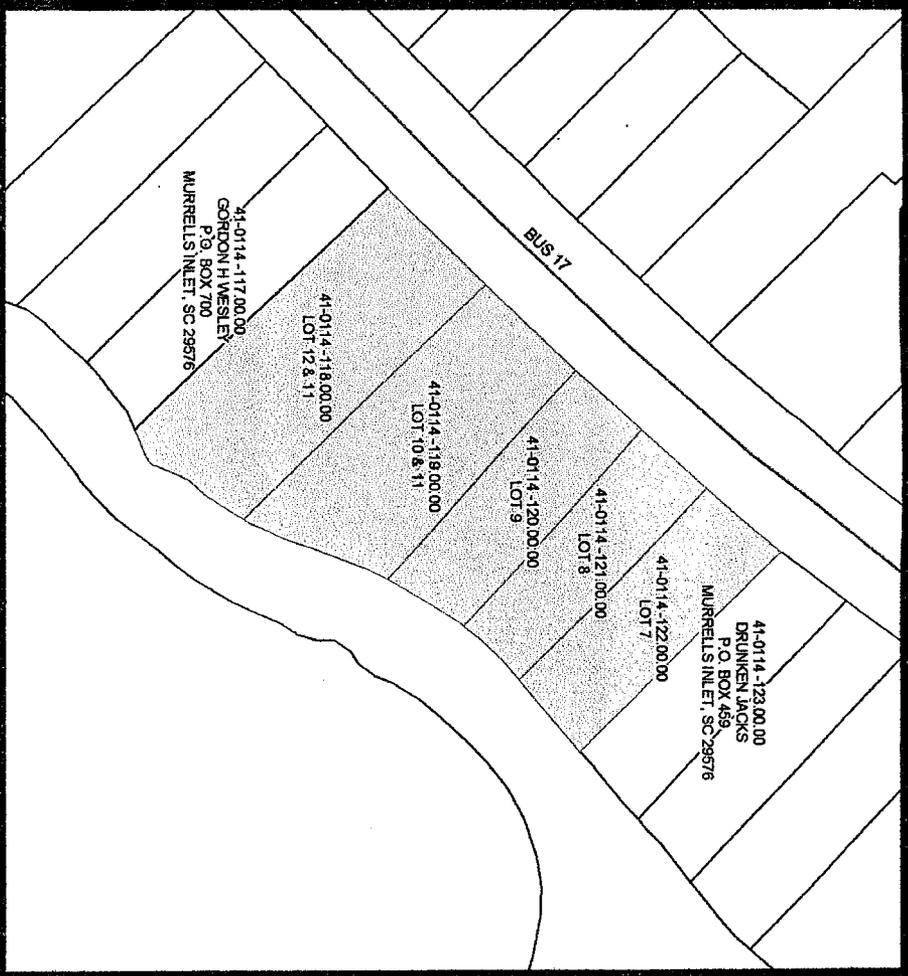
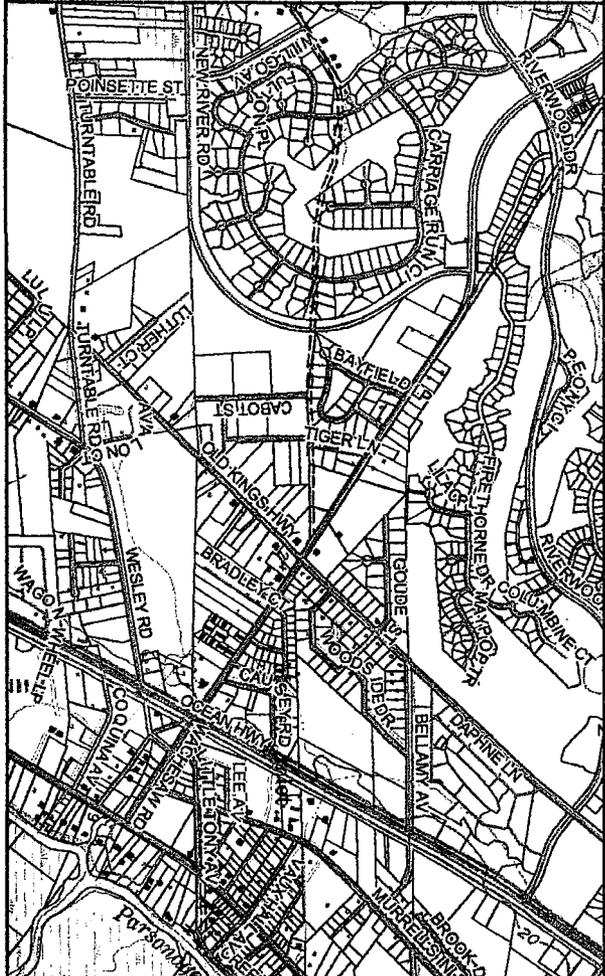
PROPOSED ACTIVITY

The applicant proposes to reconfigure the existing dock structures located along Salt Creek within the above-mentioned project area. The proposed dock reconfiguration is designed to provide more efficient recreational access and to soften the effects of boat traffic along the Murrells Inlet 2007 marsh walk area of Salt Creek.

The proposed dock configuration includes ten 3' x 12' fixed finger pier structures attached to an existing bulkhead for dockage adjacent to Dockside Restaurant and Creek Ratz. The applicant also proposes to construct two 6' x 11' fixed piers as ramp platforms for a 3' x 16' ramp leading to a 6' x 50' and 6' x 24' floating dock respectively.

The proposed dockage will provide greater navigability in Salt Creek since proposed dockage is 1-6 feet landward of existing dockage. The proposed dockage should improve the condition of the creek and protect adjacent marsh areas by reducing boat traffic on the vegetated edges of the creek.

The overall project purpose is to provide public recreational access to Salt Creek. This project is water dependant.



Legend

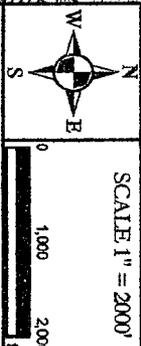
- 2000 Centerline Data
- ▭ Parcel Data
- ▭ SITE

Property Centerline Located
79°01'56.73"W by 33°33'27.26"N

FIGURE 1

**K & F DOCK APPLICATION
SITE MAP**

GEORGETOWN COUNTY
SOUTH CAROLINA
BROOKGREEN QUADRANGLE
Parcel and Centerline Data is referenced from
the Georgetown County GIS Data. USGS
Topographic Quadrangle DRG Imagery is
Courtesy of SCDNR.

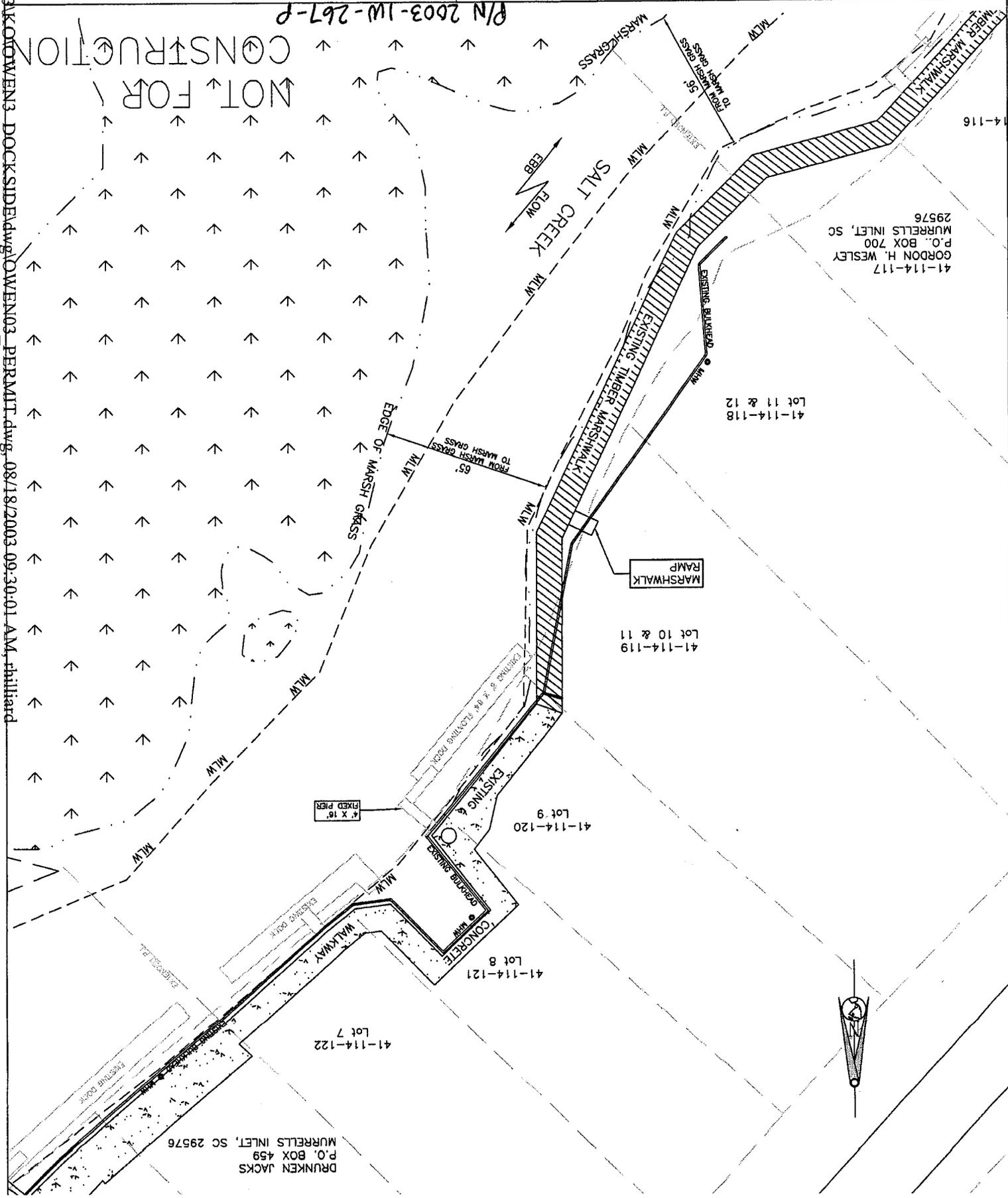


Prepared For:
PN 2003-1W-267-P

USACOE
69-A Hagood Ave
Charleston, SC 29403-8044

The EARTHWORKERS Group
698 Wacheseaw Rd.
Murrells Inlet, SC 29576
843-651-7900 Phone
843-651-7963 Fax
www.earthworksgroup.com

Project Location: MURRELLS INLET, SOUTH CAROLINA		Application #	Sheet 2 of 6
Project Title: K & F DOCK APPLICATION		Date: 8/5/03	Scale: 1" = 50'
Applicant: K & F, INC.		Date	EXISTING CONDITIONS
Revisions		Initials	



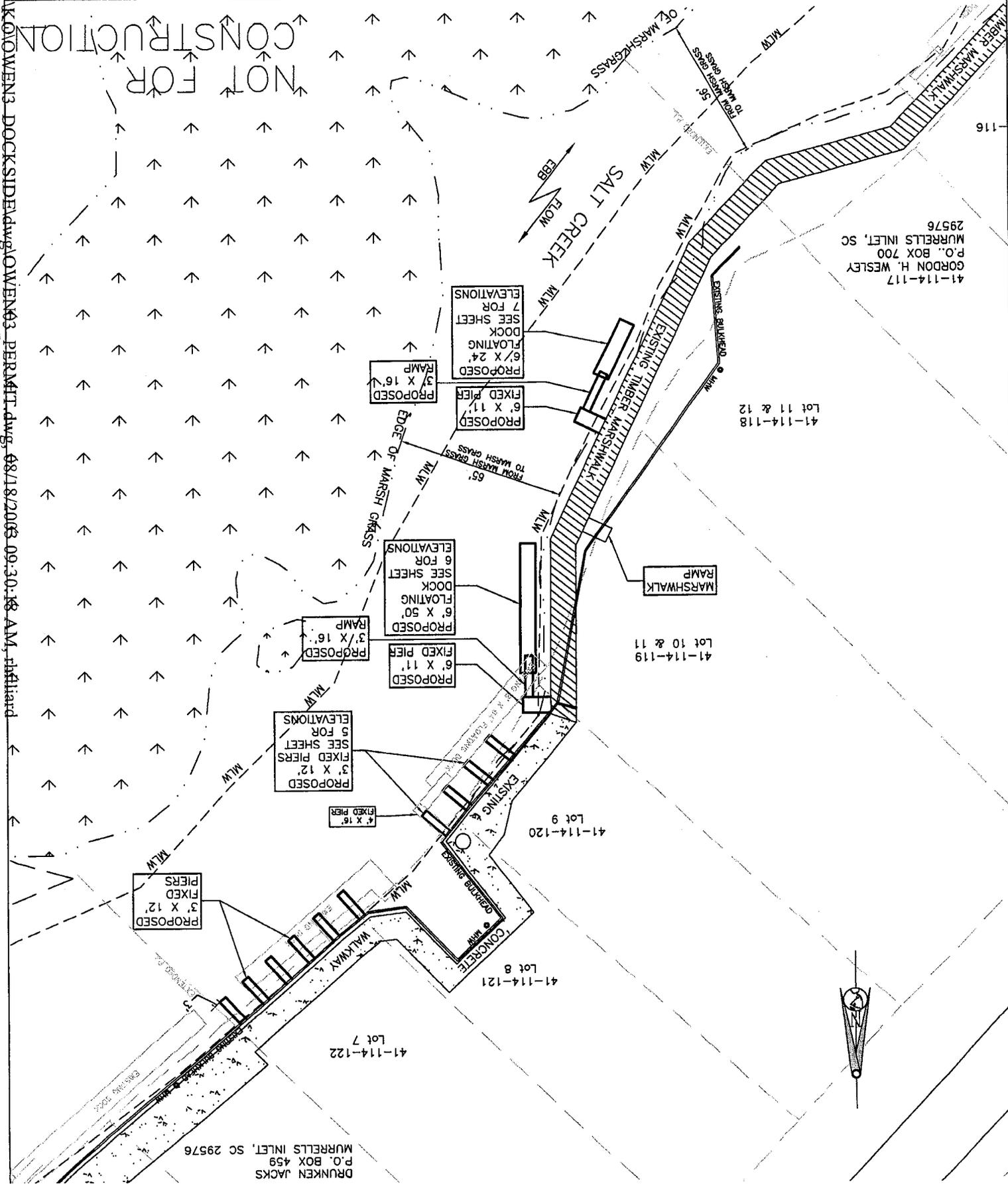
NOT FOR CONSTRUCTION

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DRUNKEN JACKS
P.O. BOX 459
MURRELLS INLET, SC 29576

41-114-117
GORDON H. WESLEY
P.O. BOX 700
MURRELLS INLET, SC
29576

Project Location: MURRELLS INLET, SOUTH CAROLINA		Application # 2003-1W-267-P	
Project Title: K & F DOCK APPLICATION		Date: 8/5/03	
Applicant: K & F, INC.		Scale: 1" = 50'	
Revisions		Date	
Initials		Date	
PROPOSED SITE			



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DRUNKEN JACKS
 P.O. BOX 459
 MURRELLS INLET, SC 29576

41-114-117
 GORDON H. WESLEY
 P.O. BOX 700
 MURRELLS INLET, SC
 29576

Project Location: MURRELLS INLET,
SOUTH CAROLINA

Project Title: K & F DOCK APPLICATION

Applicant: K & F, INC.

Revisions
Date Initials

FINGER PIER ELEVATIONS

Date: 8/5/03

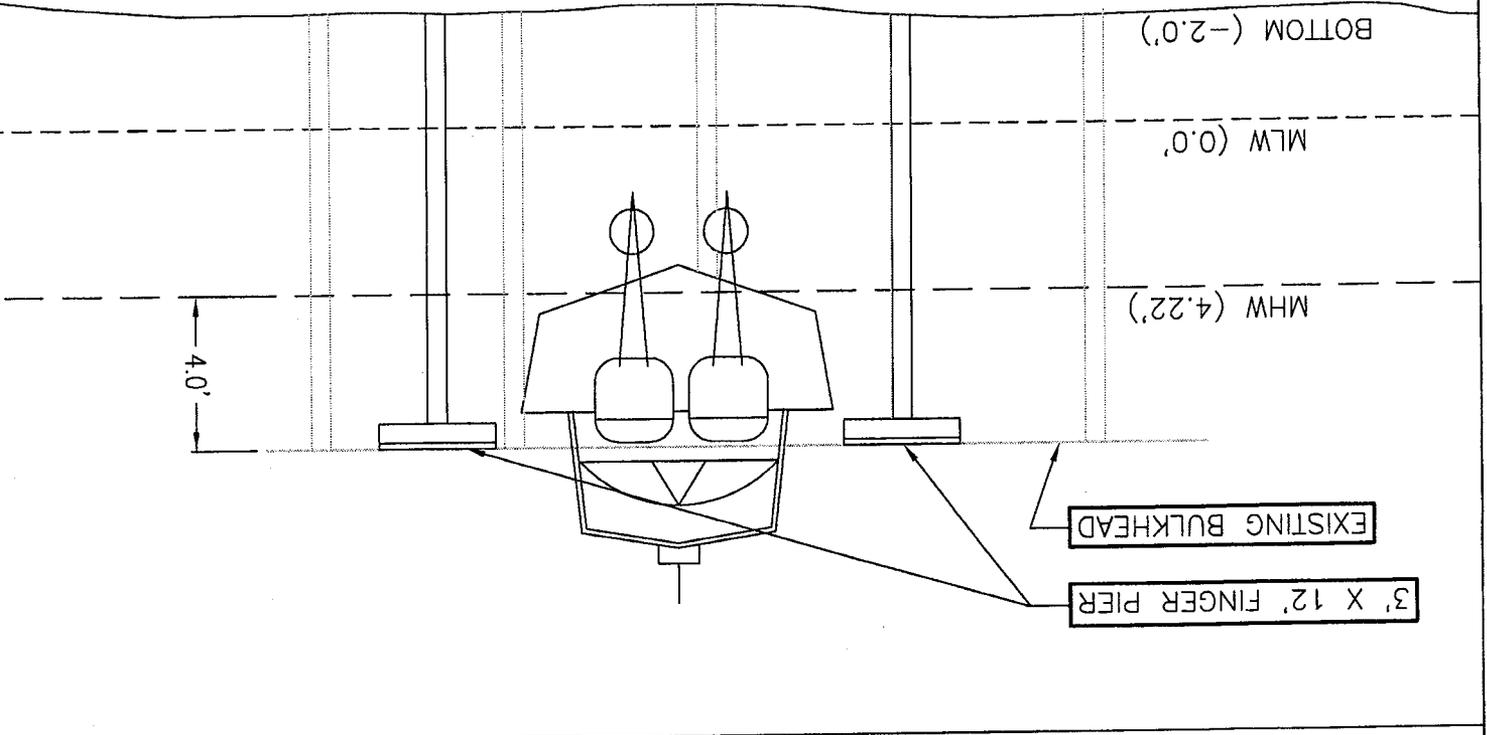
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Application #
2003-1W-267-P

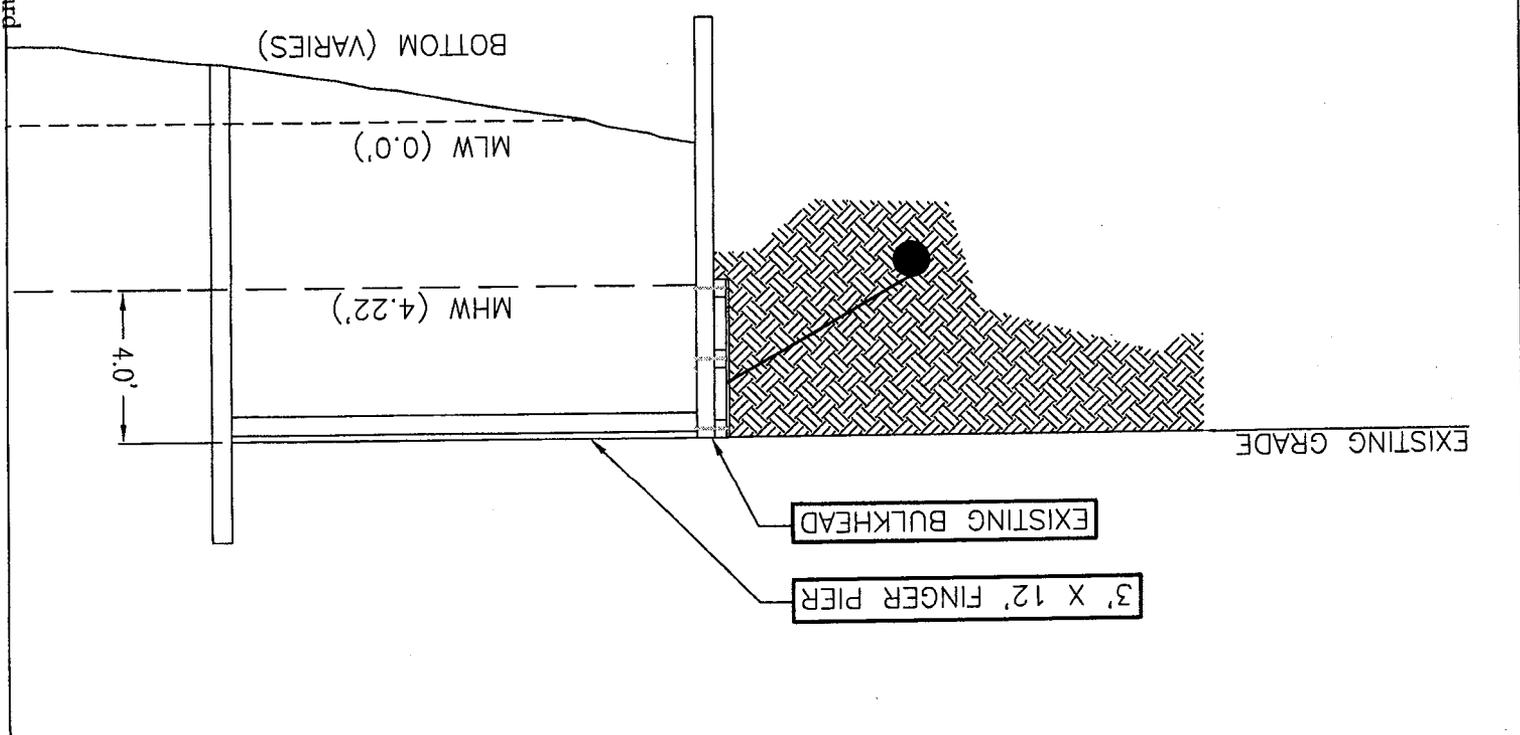
Sheet 4 of 6

FRONT ELEVATION

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CONSTRUCTION

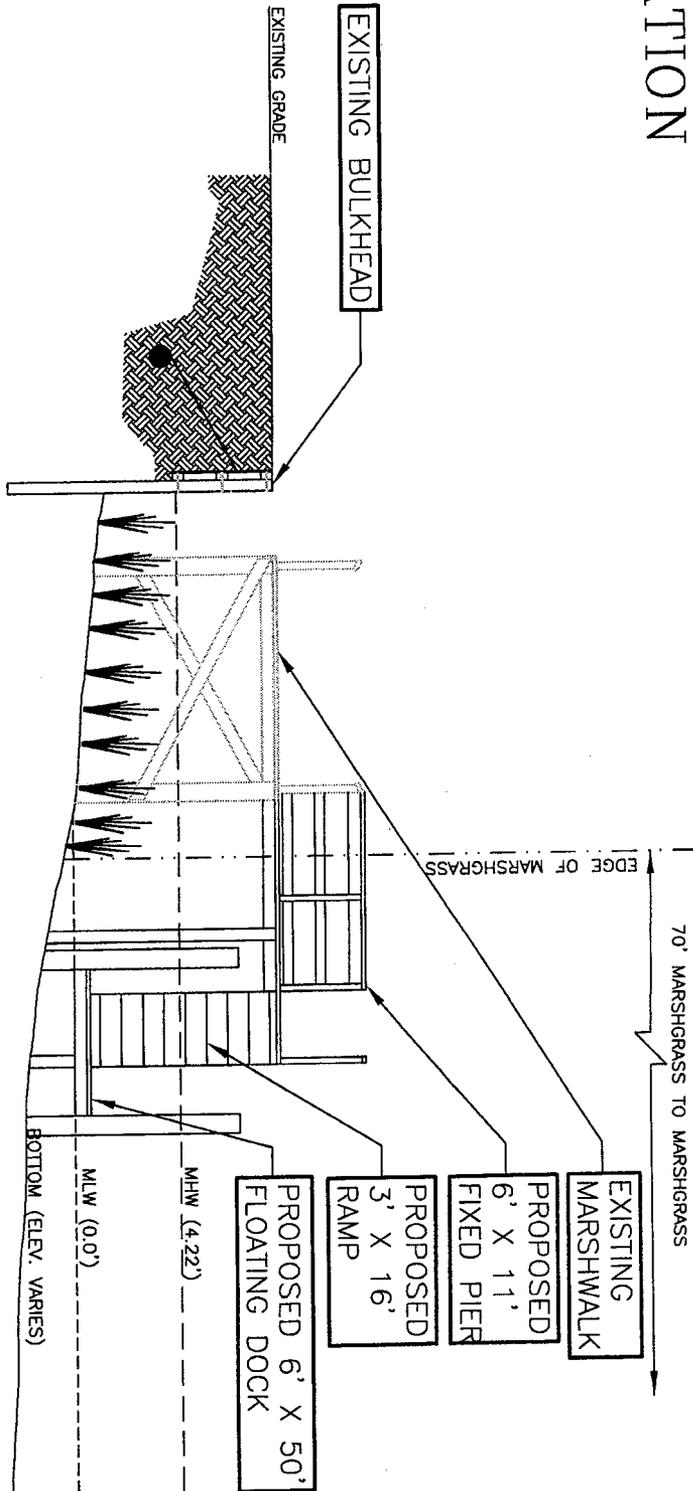


SIDE ELEVATION

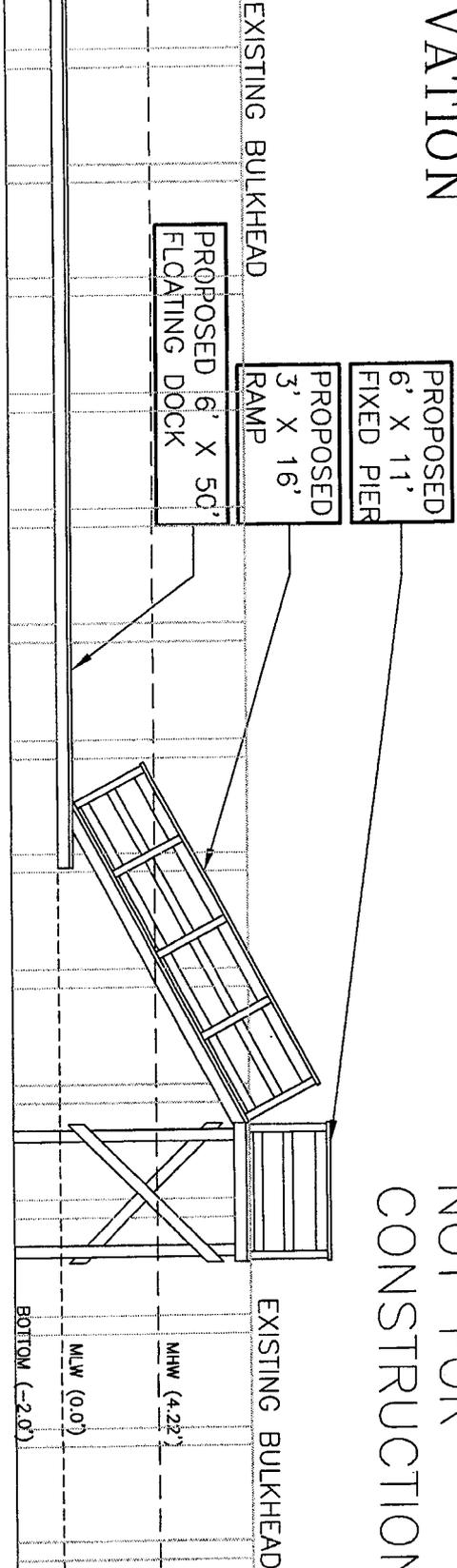


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SIDE ELEVATION



FRONT ELEVATION



NOT FOR
CONSTRUCTION

Applicant: K & F, INC.

Project Title: K & F DOCK APPLICATION

Project Location: MURRELLS INLET,
SOUTH CAROLINA

Revisions	
Date	Initials

Sheet Title: FLOATING DOCK ELEVATIONS

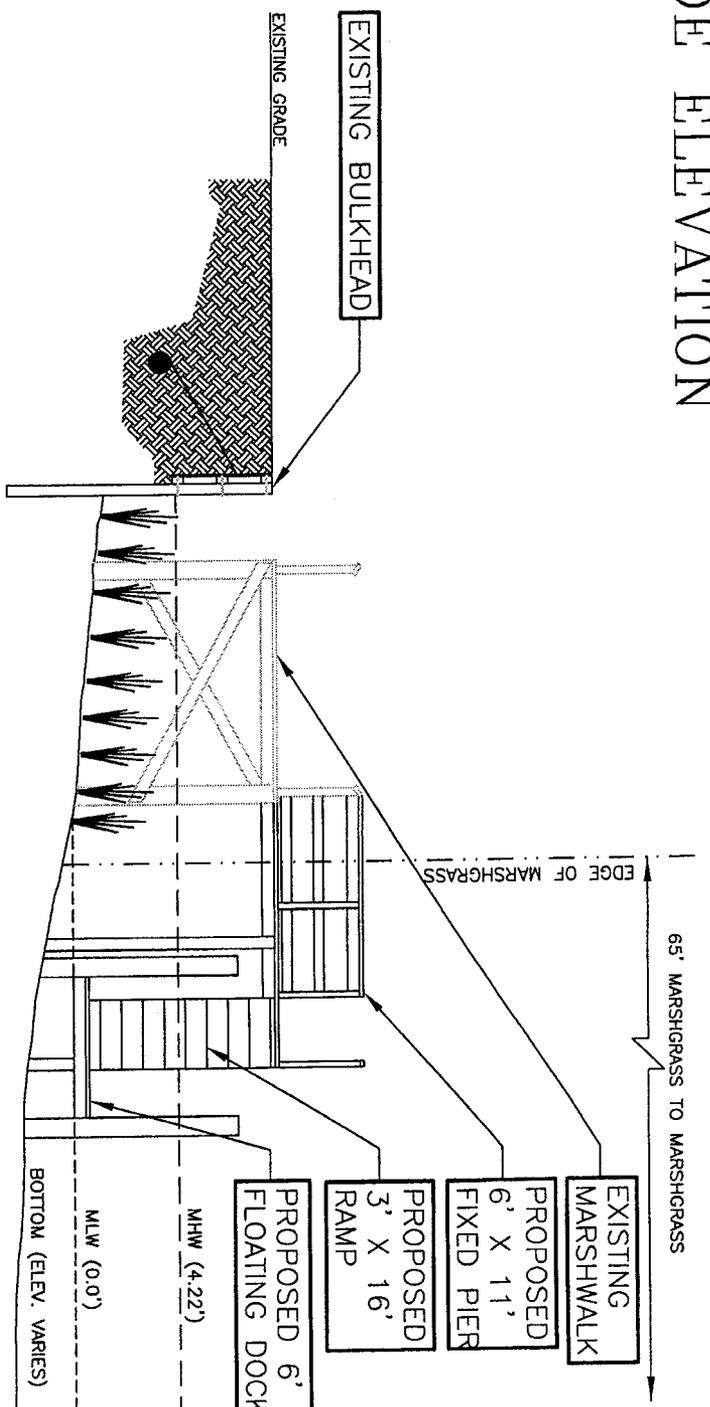
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Application #
2003-1W-267-P

Scale: 1" = 8'

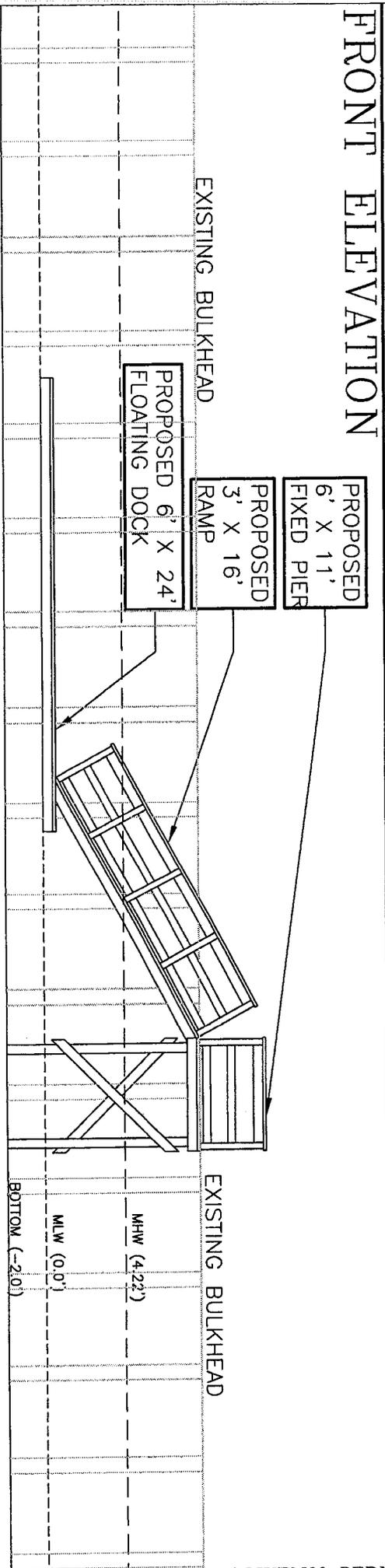
Sheet 5 of 6

SIDE ELEVATION



NOT FOR
CONSTRUCTION

FRONT ELEVATION



Applicant: K & F, INC.
Project Title: K & F DOCK APPLICATION

Project Location: MURRELLS INLET,
SOUTH CAROLINA

Revisions	
Date	Initials

Sheet Title: FLOATING DOCK ELEVATIONS B
Date: 8/5/03
Scale: 1" = 8'

Application #
2003-1W-267-P
Sheet 6 of 6