

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 #2003-1W-279-W

10 OCTOBER 2003

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 of the Clean Water Act (33 U.S.C. 1341), 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 State of South Carolina by

WESTSHORE LIMITED
ATTN.: W. NEIL FAFOUR
1314 PINE LOG ROAD
AIKEN, SOUTH CAROLINA 29803

for a permit to perform excavation in waters of

LAKE MURRAY

at a location in the Spinners Marina, 101 Sandlewood Road, Leesville, Saluda County, South Carolina.
(Latitude: 34.06426°, Longitude: 81.50301°)

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, 10 NOVEMBER

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

The proposed work consists of performing excavation in two areas within the Spinners Marina as shown on sheet 2 of 5, one measuring 300' x 120' and the other measuring 80' x 50' to remove 3, 260 cubic yards of material from these areas around boat slips and docks permitted under P/N #2001-1H-587-W. The work will be performed using a bulldozer, trackhoe and truck to remove the material and transport it to uplands on the Spinners Marina property as shown on sheets 4 and 5 of 5. The purpose of the project according to the applicant is to provide boat access to Lake Murray for the users of these permitted docks and boat slips especially when the lake level is lowered.

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 (Section 401 of the Clean Water Act). 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 proposed project would impact 0.918 acres of freshwater habitat upstream from 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

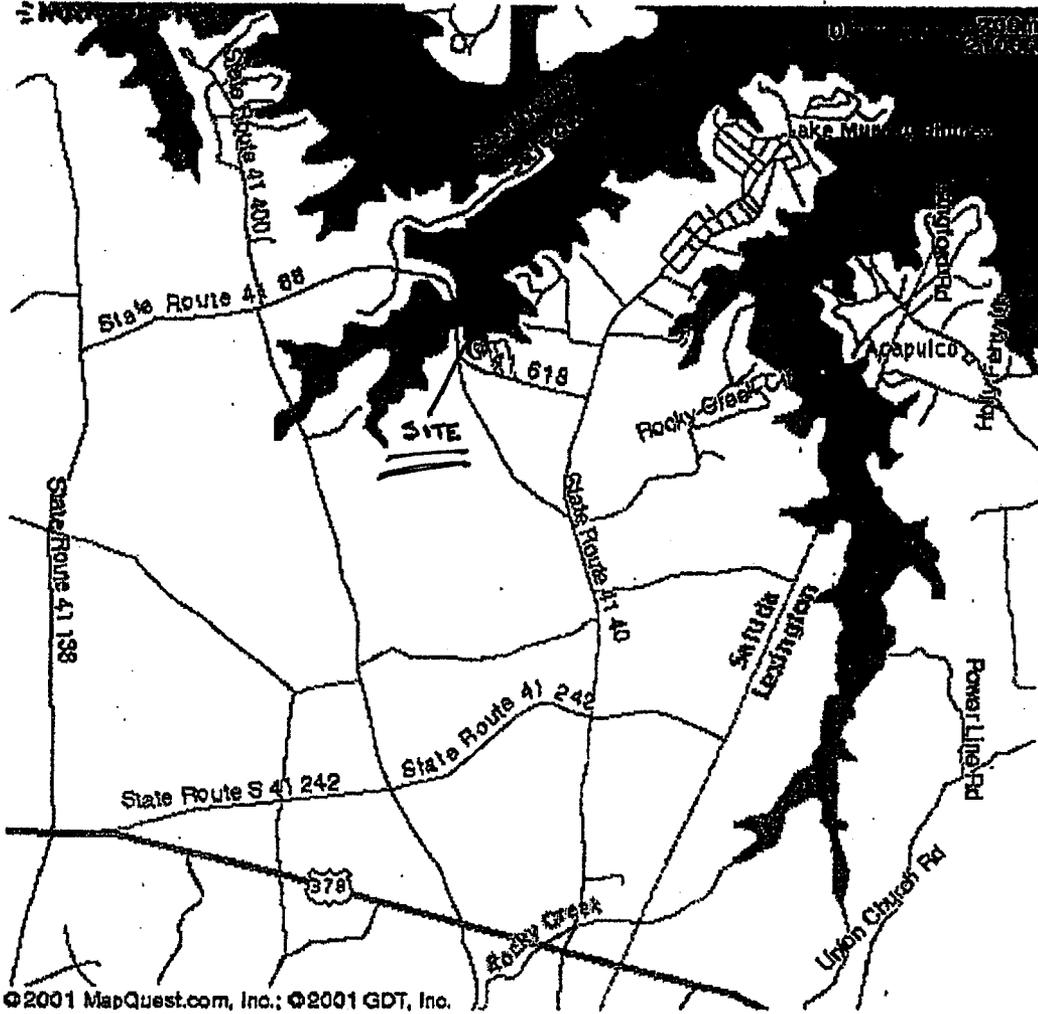
Westshore, Ltd.
803-642-9184

Property Location

Leesville, SC
US

SEND TO EDITOR

Back



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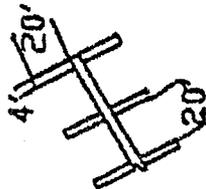
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P/N 2003-1W-279-W
SPINNERS MARINA, WESTSHORE LTD.
PROPOSED FLOATING DOCK
LAKE MURRAY
LEESVILLE, SC 29070
DECEMBER 19, 2001 sheet 1 of 2

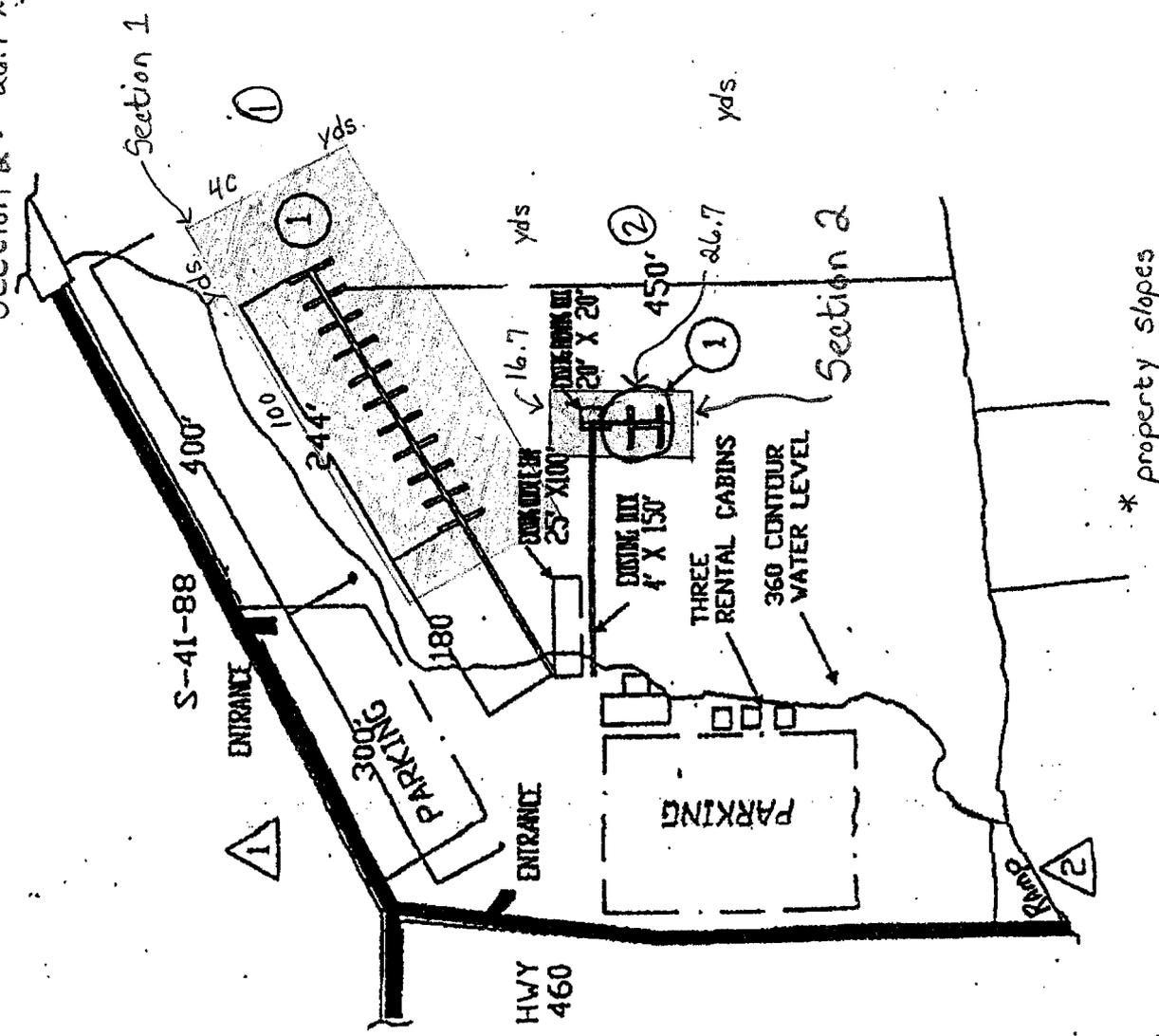
Plan View

Section 1: $100 \times 40 \times .67^* = 2,680$ cubic yds.
 Section 2: $26.7 \times 16.7 \times 1.3 = 580$ cubic yds
 3,260 Total



SLIP VIEW

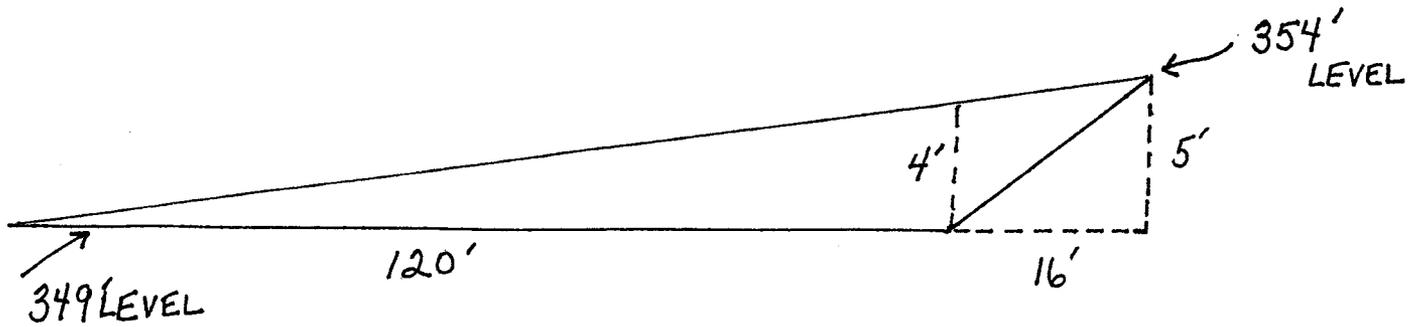
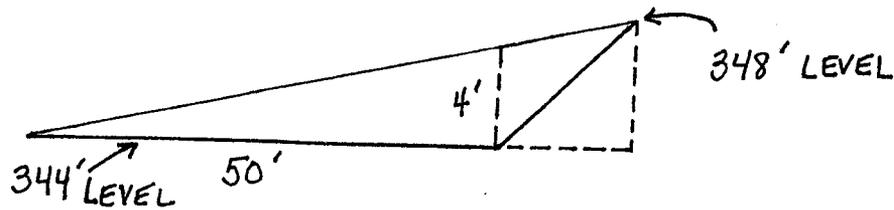
- ① Excavation Area = $300' \times 120' = 0.8266$ ac
 - ② Excavation Area = $80' \times 50' = 0.092$ ac
- Total = 0.918 acres



- ① ADJACENT PROPERTY OWNER SEE#3
 - ② ADJACENT PROPERTY OWNER HOLLY HILLS RAMP
- PN 2003-1W-279-W
 Revised 10-1-2003
- ① 40 BOAT SLIPS, INCLUDING 4 COURTESY SLIPS

PROPOSED ADDITION AT SPINERS MARINA RT # 392-N LEEVILLE SIC29818	
ON LAKE HURRAY, SALUDA COUNTY S.C. MAP 285	
DATE 06/04/92	NOT TO SCALE
T.L. THOMPSON	

* property slopes

CROSS SECTION EXCAVATIONSection 1:Section 2:

APPLICANT: Westshore, Ltd.
 c/o W. Neil Farfour
 1314 Pine Log Rd.
 Aiken, SC 29803
 P: 803-642-9184
 F: 803-648-0943

P/N # 2003-1W-279-W
 sheet 3 of 5
Location: Spinners Marina on
 Lake Murray

10-1-2003

sed End
ned End

disposal
site



SURVEY & PLAT PREPARED FOR

WESTSHORE LTD.

SALUDA COUNTY
SOUTH CAROLINA

REV: November 15, 2002
SCALE: 1" = 50' DATE: October 30, 2000

Milledge L. Wilson, P.L.S.-B
Registered Professional Land Surveyor
3919 S. C. Hwy. 391, Prosperity, S. C. 29127
Phone (803) 364-3792

Revised 10-1-2003

I hereby state that to the best of my knowledge, information, and belief, the survey shown herein was made in accordance with the requirements of the Minimum Standards Manual for the Practice of Land Surveying in South Carolina, and meets or exceeds the requirements for a Class "B" survey as specified therein, and that there are no visible encroachments or projections other than shown.

Milledge L. Wilson, P.L.S.
Milledge L. Wilson, P.L.S.
Registered Professional Land Surveyor, Tier-B
S.C.P.L.S. No. 7885-B

NOTES:

Reference is made to the following:

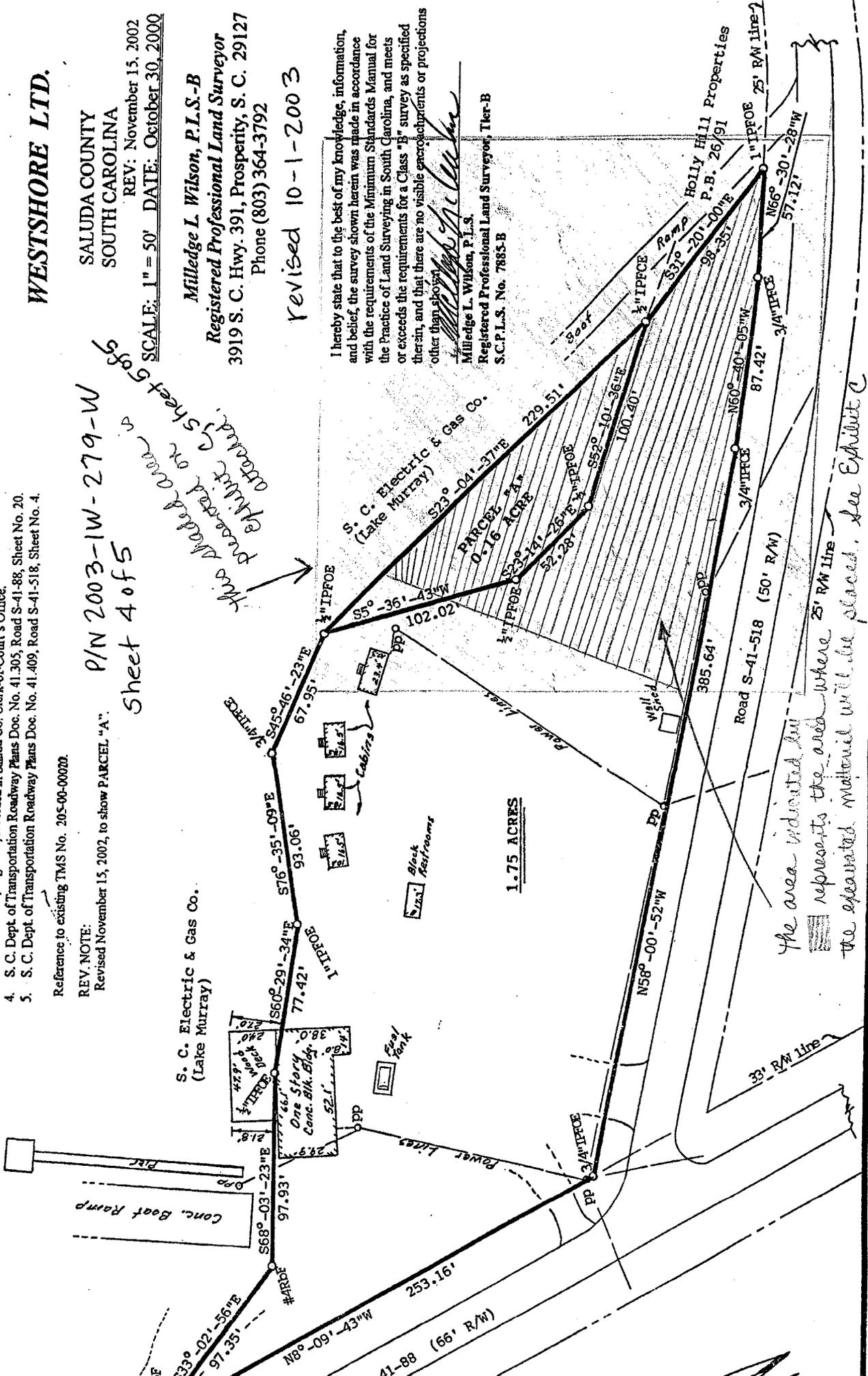
1. A plat entitled Property Surveyed for Russell A. Martin & James Scott Martin, dated 11-21-89, by Arthur J. Weed, surveyor, recorded in Plat Book 28, Page 119, in the Saluda County Clerk-of-Court's Office.
2. S. C. Electric & Gas Co. plat Opt. No.'s 287 39, Plat No. 516-102.
3. Deed Book 213, Page 179, recorded in Saluda Co. Clerk-of-Court's Office.
4. S. C. Dept. of Transportation Roadway Plans Doc. No. 41.305, Road S-41-88, Sheet No. 20.
5. S. C. Dept. of Transportation Roadway Plans Doc. No. 41.409, Road S-41-518, Sheet No. 4.

Reference to existing TMS No. 205-00-00000.

REV. NOTE:

Revised November 15, 2002, to show PARCEL "A".

*P/N 2003-1W-279-W
Sheet 4 of 5
This block area is
shown on sheet 5 of 5
attached.*



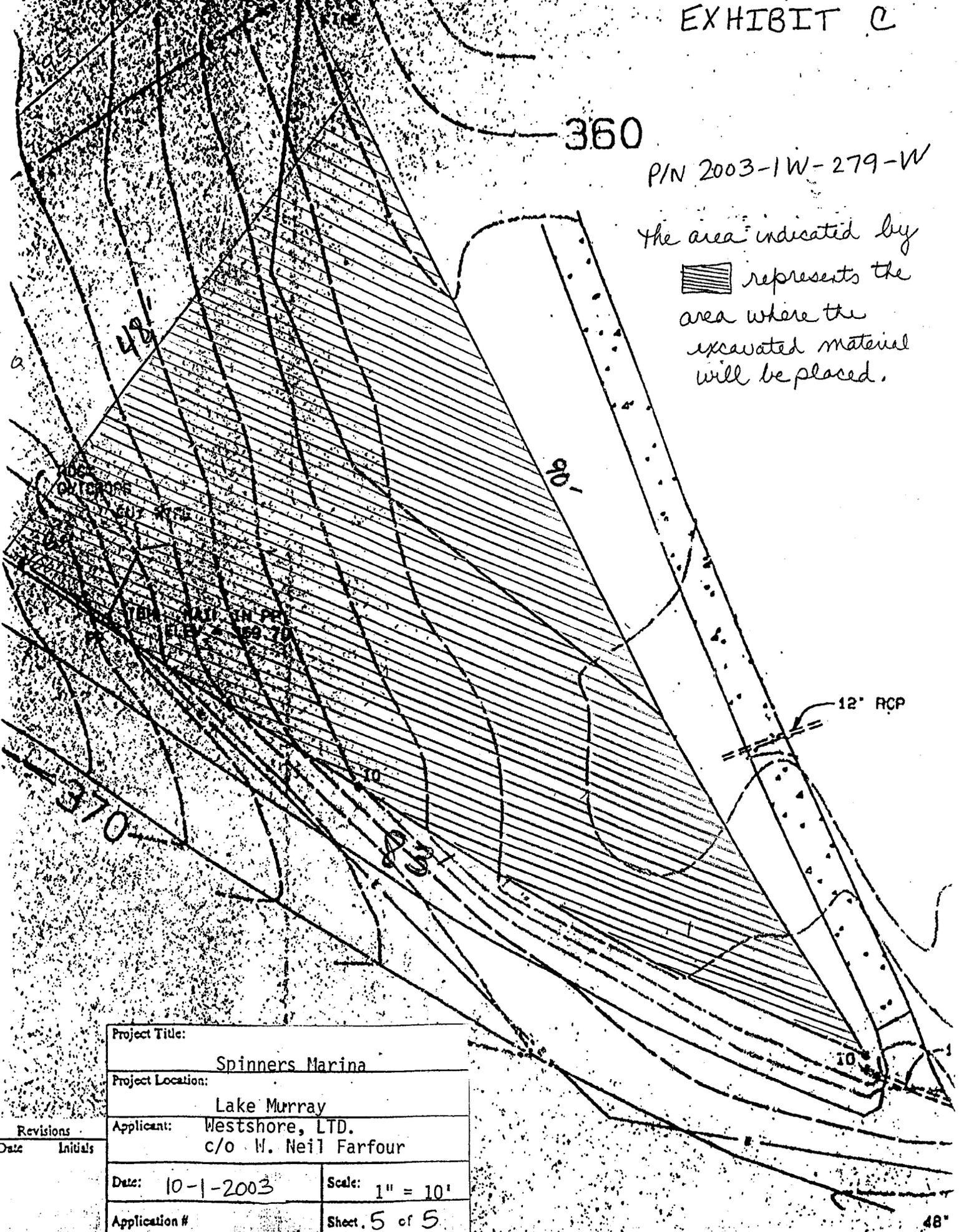
The area indicated by [hatched symbol] represents the area where 25' R/W line the excavated material will be placed. See Exhibit C

EXHIBIT C

360

P/N 2003-1W-279-W

The area indicated by  represents the area where the excavated material will be placed.



Project Title:		Spinners Marina	
Project Location:		Lake Murray	
Applicant:		Westshore, LTD. c/o W. Neil Farfour	
Date:	10-1-2003	Scale:	1" = 10'
Application #		Sheet	5 of 5

Revisions	Initials
Date	