

**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-315-W

17 OCTOBER 2003

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

**HUEY L. COCKRELL "BUCK"**  
c/o R. DENNIS McCRARY, P.E.  
106 LEESBURG PEAK  
GREER, SOUTH CAROLINA 29651

for a permit to perform excavation in waters of

LAKE MURRAY

at a location within a cove near Hollands Landing adjacent to Marina Way in Newberry County, South Carolina (Latitude 34.10366°, Longitude 81.47423°)

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, 17 NOVEMBER 2003

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

The proposed work consists of excavating approximately 7400 cubic yards of material from a 1.9-acre area within a cove as shown on sheets 1, 2 and 3 of 3. The work will be performed in the dry with a pan type self-loading excavator and bulldozer(s) and the excavated material will be placed on adjacent uplands of lot 36 as shown on sheet 2 of 3 and stabilized. The work is proposed during winter months when the water level in the lake is at the 350' elevation. The purpose of the project is for year round boat access to Lake Murray.

**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**

17 OCTOBER 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 determined consistent with applicable provisions of the South Carolina Construction in Navigable Waters Permit Program. 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 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.

Preliminary review of the scope of work sought by this application indicates that State and Federal permits should be processed concurrently. If the Federal permit is issued in advance of the State's a special provision will be included in the Federal permit expressing the endorsement of the District Engineer to any revisions or conditions subsequently imposed by the State permit.

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 1.9 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.

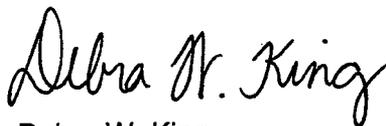
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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,

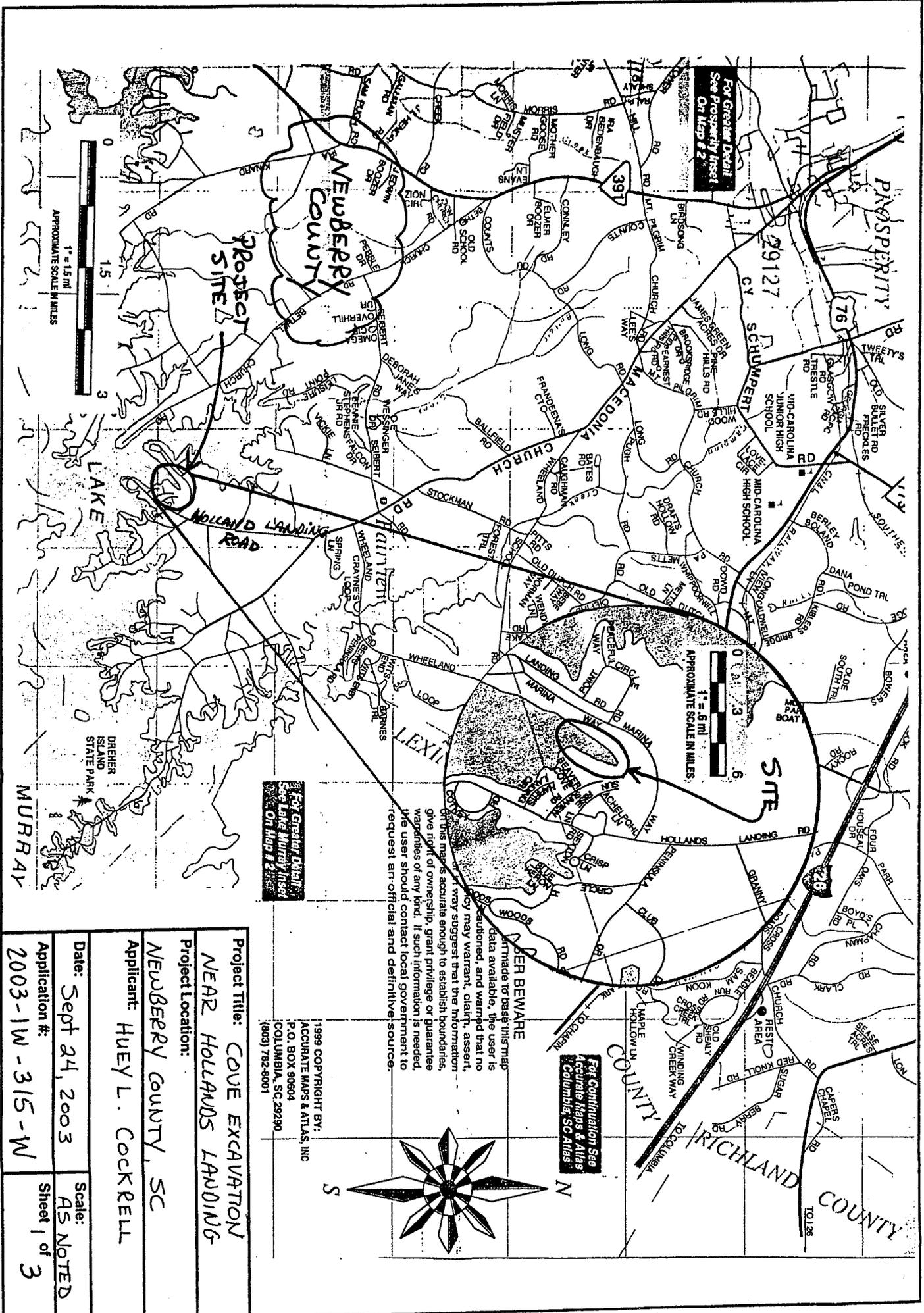
aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, 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



For Greater Detail  
See Prosperity Inset  
On Map # 2

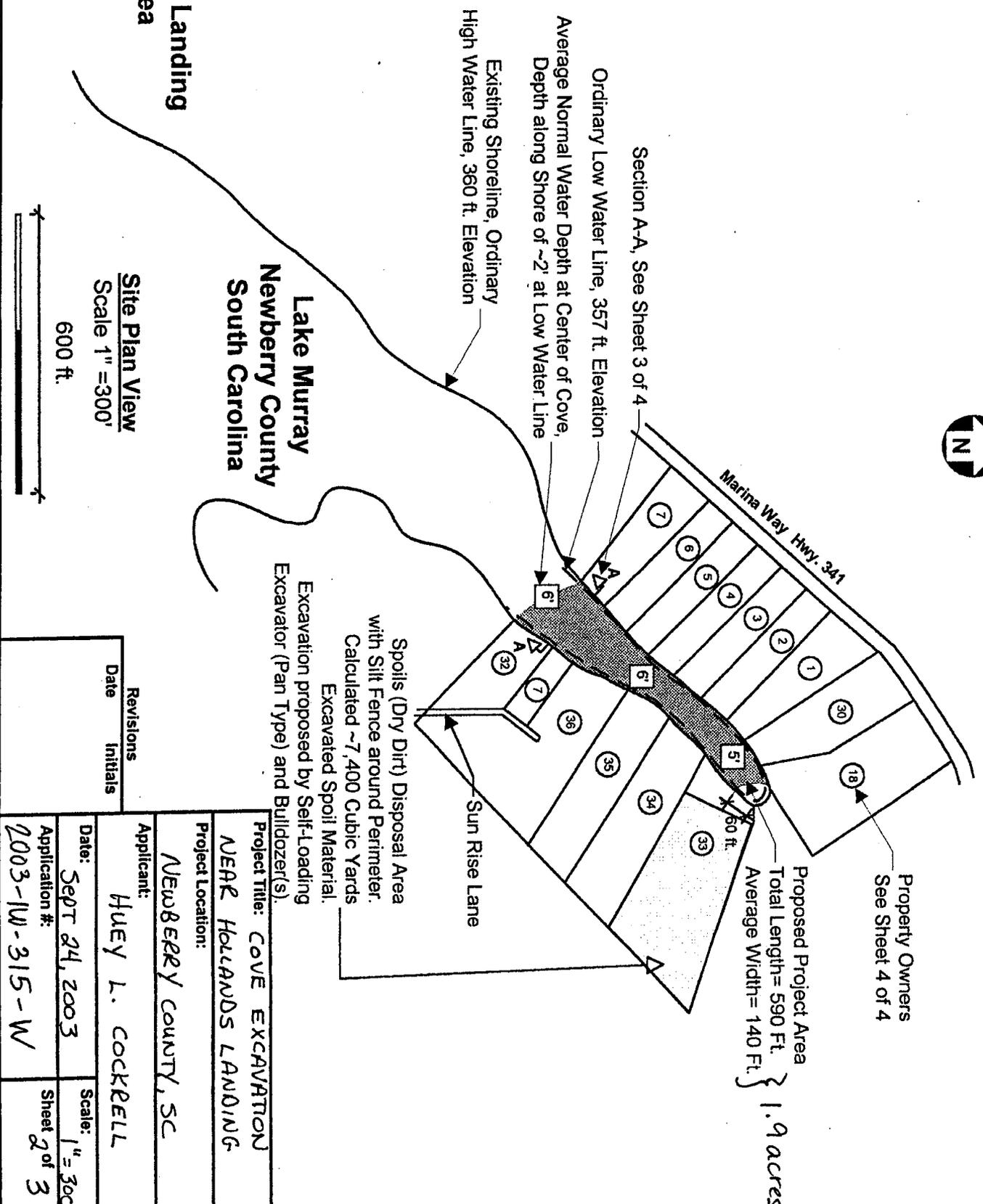
For Greater Detail  
See Lake Murray Inset  
On Map # 2

For Certification See  
Accurate Maps & Atlas  
Columbia, SC Atlas

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ACCURATE MAPS & ATLAS, INC  
P.O. BOX 90604  
COLUMBIA, SC 29290  
(803) 782-8001

Project Title: COVE EXCAVATION NEAR HOLLANDS LANDING	
Project Location: NEWBERRY COUNTY, SC	
Applicant: HUEY L. COCKRELL	
Date: Sept 24, 2003	Scale: AS NOTED
Application #: 2003-1W-315-W	Sheet 1 of 3

SITE: LAT: 34° 06' 15" N, LONG: 81° 29' 45" W



Property Owners  
See Sheet 4 of 4

Proposed Project Area  
Total Length = 590 Ft.  
Average Width = 140 Ft. } 1.9 acres

Section A-A, See Sheet 3 of 4

Ordinary Low Water Line, 357 ft. Elevation

Average Normal Water Depth at Center of Cove,  
Depth along Shore of ~2' at Low Water Line

Existing Shoreline, Ordinary  
High Water Line, 360 ft. Elevation

Spoils (Dry Dirt) Disposal Area  
with Silt Fence around Perimeter.  
Calculated ~7,400 Cubic Yards

Excavated Spoil Material.  
Excavation proposed by Self-Loading  
Excavator (Pan Type) and Bulldozer(s).

Sun Rise Lane

Marina Way Hwy. 341

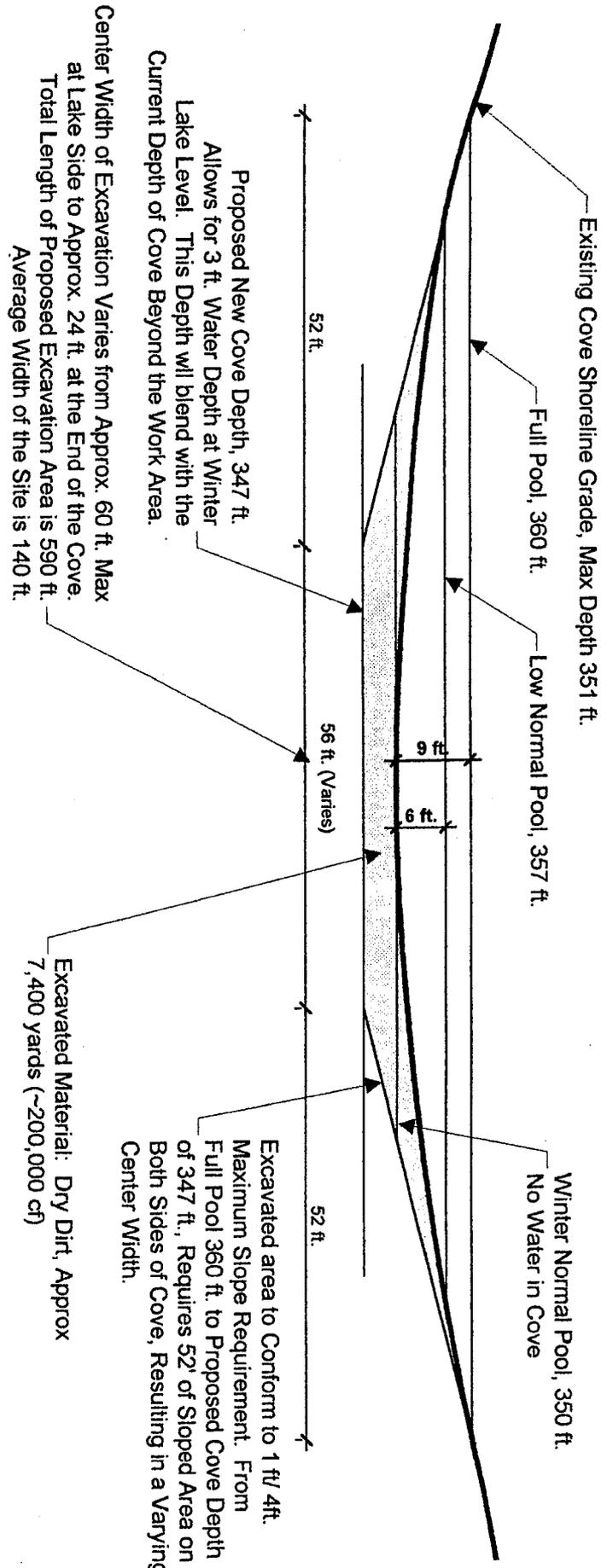
Lake Murray  
Newberry County  
South Carolina

Hollands Landing  
Area

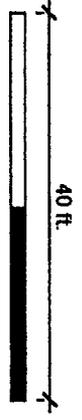
Site Plan View  
Scale 1" = 300'

600 ft.

Project Title: COVE EXCAVATION NEAR HOLLANDS LANDING	
Project Location: NEWBERRY COUNTY, SC	
Applicant: HUEY L. COCKRELL	
Date: SEPT 24, 2003	Scale: 1" = 300'
Application #: 2003-W-315-W	Sheet 2 of 3
Revisions	
Date	Initials



**Expanded Section A-A**  
 Scale 1" = 20'



Center Width of Excavation Varies from Approx. 60 ft. Max at Lake Side to Approx. 24 ft. at the End of the Cove.  
 Total Length of Proposed Excavation Area is 590 ft.  
 Average Width of the Site is 140 ft.

Excavated Material: Dry Dirt, Approx 7,400 yards (~200,000 cf)

Excavated area to Conform to 1 ft/ 4ft. Maximum Slope Requirement. From Full Pool 360 ft. to Proposed Cove Depth of 347 ft., Requires 52' of Sloped Area on Both Sides of Cove, Resulting in a Varying Center Width.

Project Title: COVE EXCAVATION		Date	
NEAR HOLLANDS LANDING		Revisions	
Project Location: NEWBERRY COUNTY, SC		Initials	
Applicant: HUEY L. COCKRELL		Date	
Date: SEPT. 24, 2003	Application #: 2003-1W-315-W	Scale: 1" = 20'	Sheet 3 of 3