

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 # 2004-1R-218

9 July 2004

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 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

MARLIN QUAY MARINA
c/o BILL SHELLEY
1398 BASIN DRIVE UNIT 112
GARDEN CITY, SOUTH CAROLINA 29576

for a permit to perform maintenance dredging in

MAIN CREEK

at the Marlin Quay Marina on Garden City Beach , Georgetown County, South Carolina (Latitude: 33.55210°, Longitude: 79.02017°).

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, 9 AUGUST 2004

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

The proposed work consists of the removal of approximately 35,000 cubic yards of material from the marina. The work will be performed by a hydraulic dredge and the dredged material will be pumped to a staging/dewatering area in the Marlin Quay parking lot where the material will pass through a belt-press system. A silt fence and berm will be constructed around the perimeter of the parking lot for temporary containment in case of equipment failure. The material will be dewatered and transported approximately 7 miles where it will be spread 1-foot thick over approximately 14.5 acres of uplands on a 60-acre tract of land.

The applicant proposes to conduct maintenance dredging, sediment dewatering and dredge sediment disposal using best management techniques for dredging operations. These techniques will include, but not be limited to: 1) Maintaining a ten-foot buffer between the dredge area and the adjacent marsh. 2) Monitoring of the

9 July 2004

silt fence and berm around the parking lot/staging area to ensure that dredged sediments do not re-enter the marina basin. 3) Monitoring the elutriate water from the weir tank outfall to ensure the effluent from the dewatering process does not contain elevated levels of suspended solids. The purpose of this work is to create water depths throughout the marina that will allow for safe navigation during all stages of the tide.

Approval of this permit will give Federal authorization for maintenance dredging for a period of (10) years from the date of issuance. The applicant will be required to present plans for maintenance dredging to the District Engineer a minimum of (30) days prior to commencement of work. All maintenance dredging is to be performed in accordance with Federal and State regulations governing such activities at the time the maintenance dredging is undertaken.

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 of the South Carolina Coastal Zone Management Act (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. Persons wishing to comment or object to State certification 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 2.98 acres of 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 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.

9 July 2004

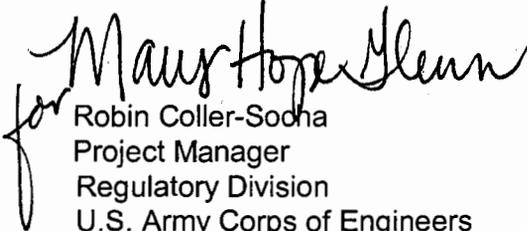
Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that the project is not likely to adversely affect any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and the National Marine Fisheries Service on this determination.

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 and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. 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 843-329-8167 or toll free at 1-866-329-8187.


for Robin Collier-Socha
Project Manager
Regulatory Division
U.S. Army Corps of Engineers

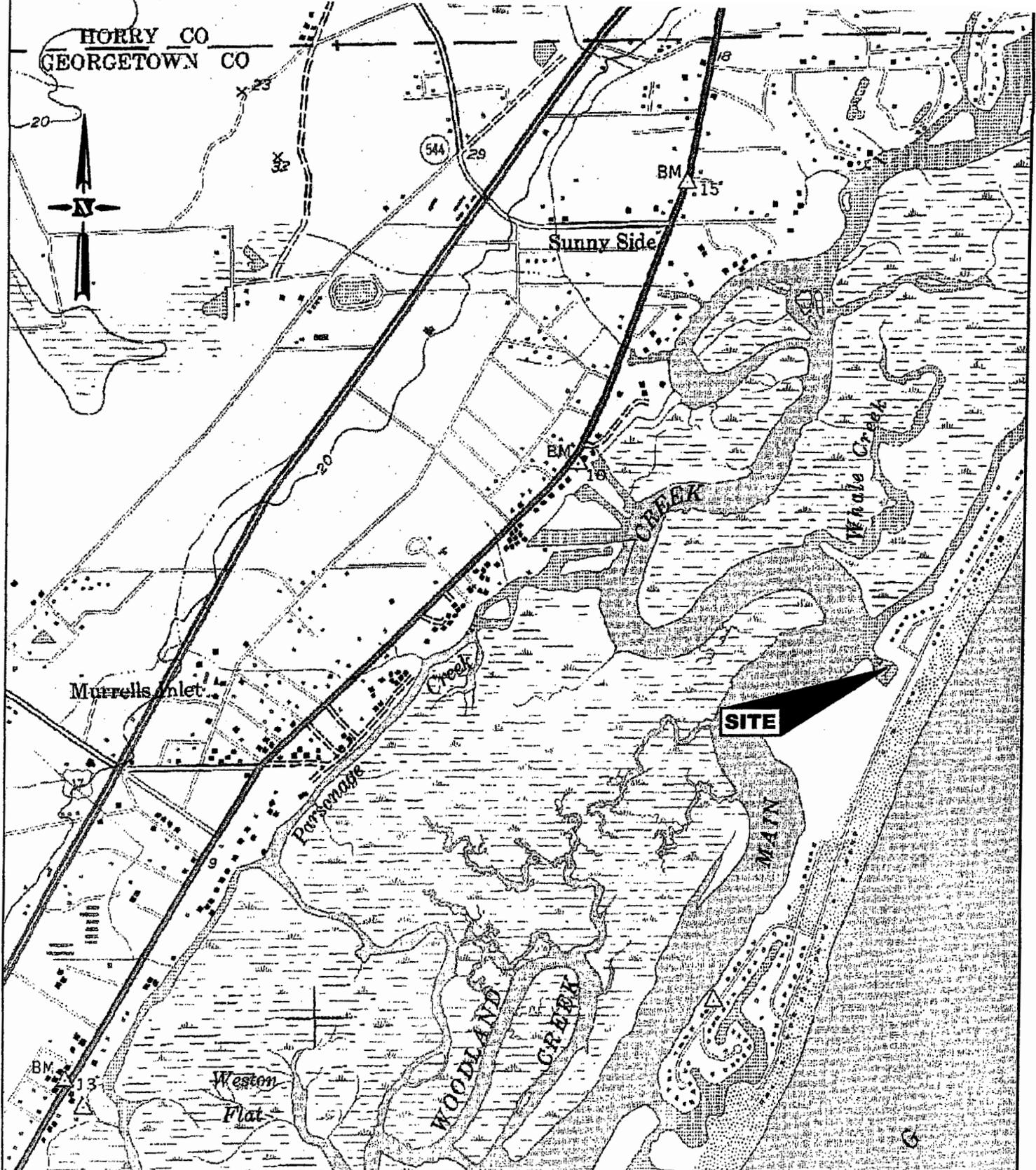
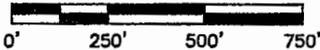


FIGURE 1
SITE LOCATION MAP

SCALE: 1" = 500'



MARLIN QUAY MARINA
1508 S. WACCAMAW DRIVE
GARDEN CITY BEACH, SC 29576

PURPOSE: MAINTAIN SAFE OPERATING DEPTHS

ADJACENT PROPERTY OWNERS
SEE ATTACHED LIST

SURVEY DATUM: MLW

PROPOSED: MAINTENANCE DREDGING

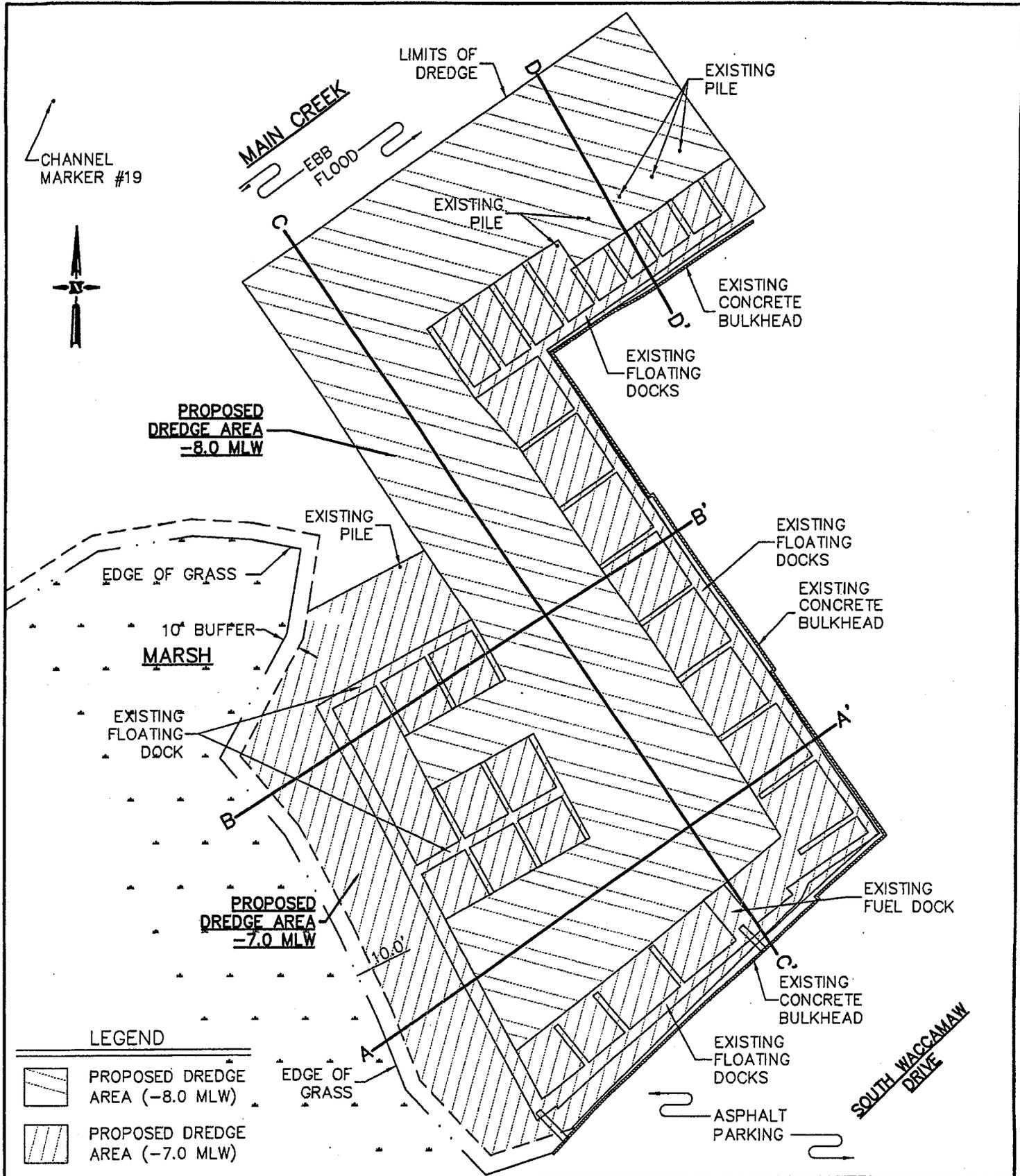
AT: MARILIN QUAY MARINA

IN: MAIN CREEK

COUNTY OF: GEORGETOWN,
SOUTH CAROLINA

SHEET: 1 OF 9

DATE: 6/21/04



LEGEND

	PROPOSED DREDGE AREA (-8.0 MLW)
	PROPOSED DREDGE AREA (-7.0 MLW)

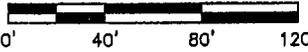
PURPOSE: MAINTAIN SAFE OPERATING DEPTHS

ADJACENT PROPERTY OWNERS
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SURVEY DATUM: MLW

**FIGURE 2
OVERALL DREDGE AREA
SITE PLAN**

SCALE: 1" = 80'



MARLIN QUAY MARINA
1508 S. WACCAMAW DRIVE
GARDEN CITY BEACH, SC 29576

PROPOSED: MAINTENANCE DREDGING

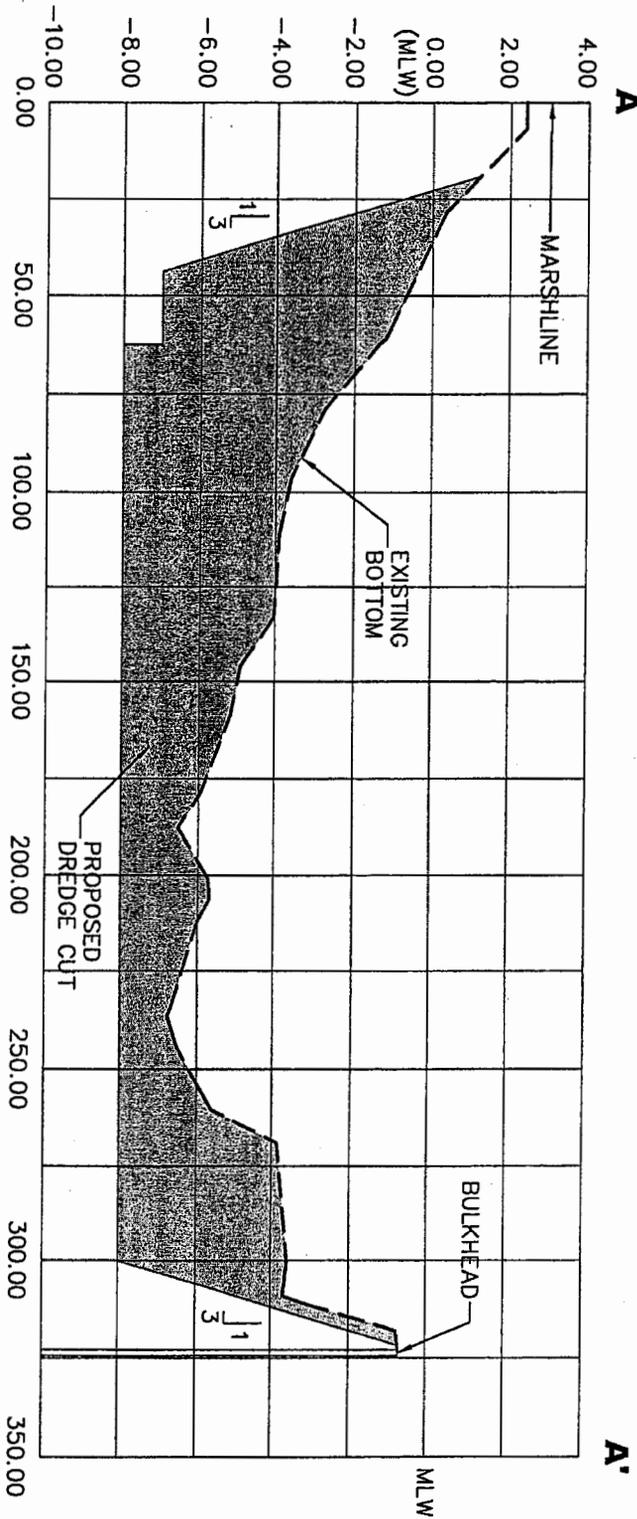
AT: MARILIN QUAY MARINA

IN: MAIN CREEK

COUNTY OF: GEORGETOWN,
SOUTH CAROLINA

SHEET: 2 OF 9 **DATE:** 6/21/04

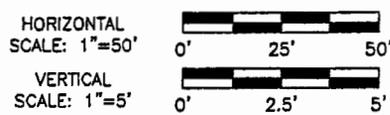
DEPTH RELATIVE TO MEAN LOW WATER



LEGEND

AREA OF PROPOSED DREDGING

FIGURE 3
CROSS SECTION A-A'



MARLIN QUAY MARINA
1508 S. WACCAMAW DRIVE
GARDEN CITY BEACH, SC 29576

PURPOSE: MAINTAIN SAFE OPERATING DEPTHS

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SEE ATTACHED LIST

SURVEY DATUM: MLW

PROPOSED: MAINTENANCE DREDGING

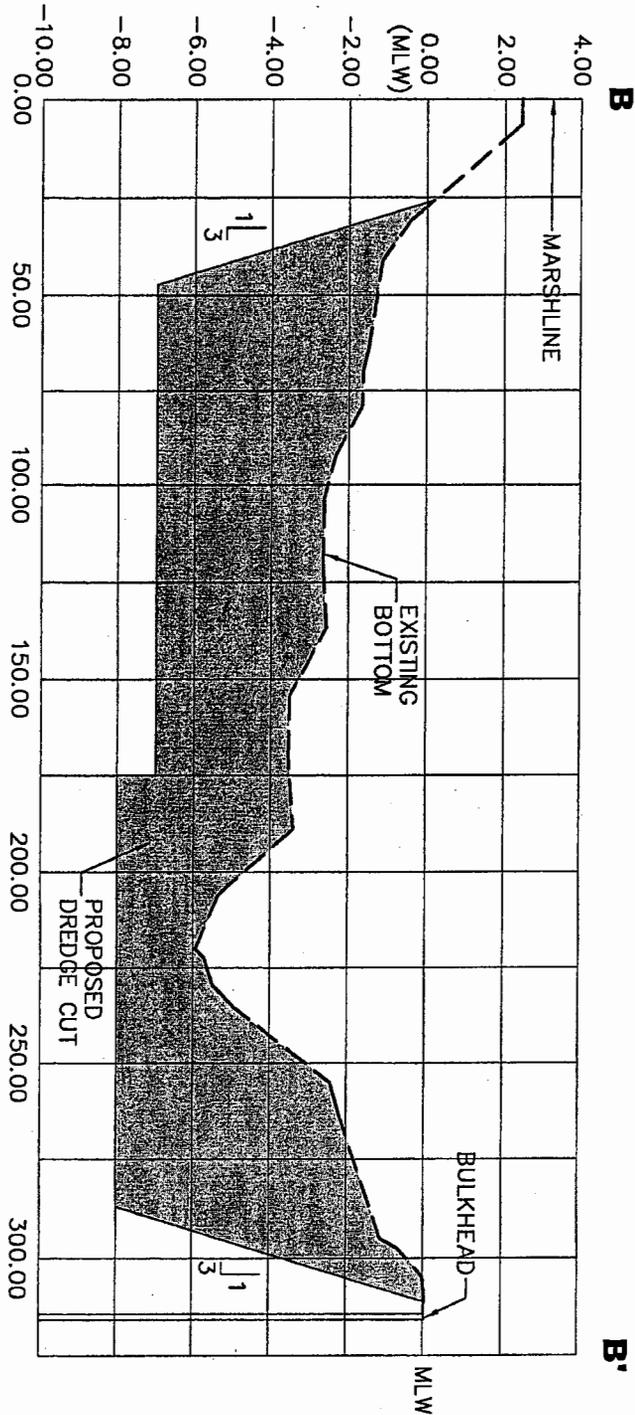
AT: MARLIN QUAY MARINA
IN: MAIN CREEK

COUNTY OF: GEORGETOWN,
SOUTH CAROLINA

SHEET: 3 OF 9

DATE: 8/21/04

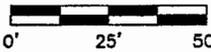
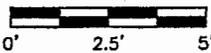
DEPTH RELATIVE TO MEAN LOW WATER



LEGEND

 AREA OF PROPOSED DREDGING

**FIGURE 4
CROSS SECTION B-B'**

HORIZONTAL SCALE: 1"=50'

 VERTICAL SCALE: 1"=5'


MARLIN QUAY MARINA
 1508 S. WACCAMAW DRIVE
 GARDEN CITY BEACH, SC 29576

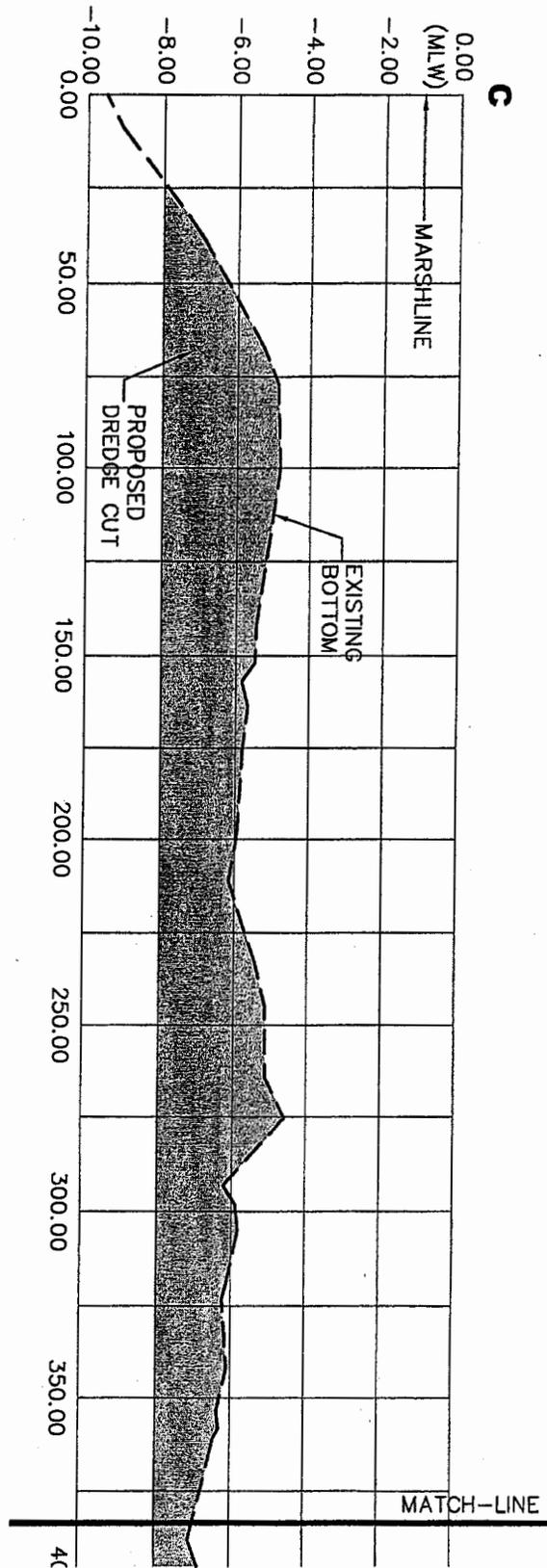
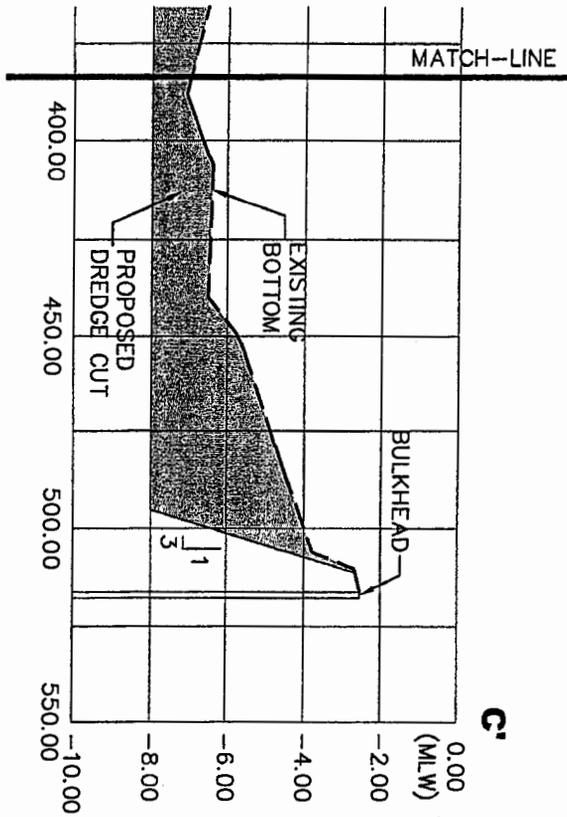
PROPOSED: MAINTENANCE DREDGING
 AT: MARLIN QUAY MARINA
 IN: MAIN CREEK
 COUNTY OF: GEORGETOWN,
 SOUTH CAROLINA

SHEET: 4 OF 9 DATE: 6/21/04

PURPOSE: MAINTAIN SAFE OPERATING DEPTHS

ADJACENT PROPERTY OWNERS
 SEE ATTACHED LIST

SURVEY DATUM: MLW



LEGEND

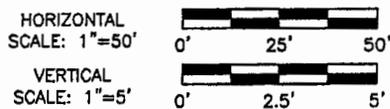

 AREA OF PROPOSED DREDGING

PURPOSE: MAINTAIN SAFE OPERATING DEPTHS

ADJACENT PROPERTY OWNERS
SEE ATTACHED LIST

SURVEY DATUM: MLW

**FIGURE 5
CROSS SECTION C-C'**



MARLIN QUAY MARINA
1508 S. WACCAMAW DRIVE
GARDEN CITY BEACH, SC 29576

PROPOSED: MAINTENANCE DREDGING

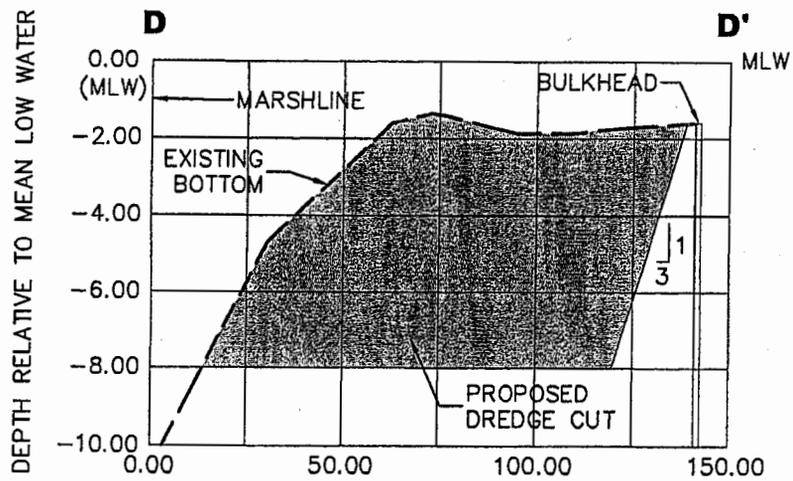
AT: MARILIN QUAY MARINA

IN: MAIN CREEK

COUNTY OF: GEORGETOWN,
SOUTH CAROLINA

SHEET: 5 OF 9

DATE: 8/21/04



LEGEND



AREA OF PROPOSED DREDGING

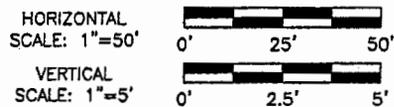
PURPOSE: MAINTAIN SAFE OPERATING DEPTHS

ADJACENT PROPERTY OWNERS

SEE ATTACHED LIST

SURVEY DATUM: MLW

FIGURE 6
CROSS SECTION D-D'



MARLIN QUAY MARINA
1508 S. WACCAMAW DRIVE
GARDEN CITY BEACH, SC 29576

PROPOSED: MAINTENANCE DREDGING

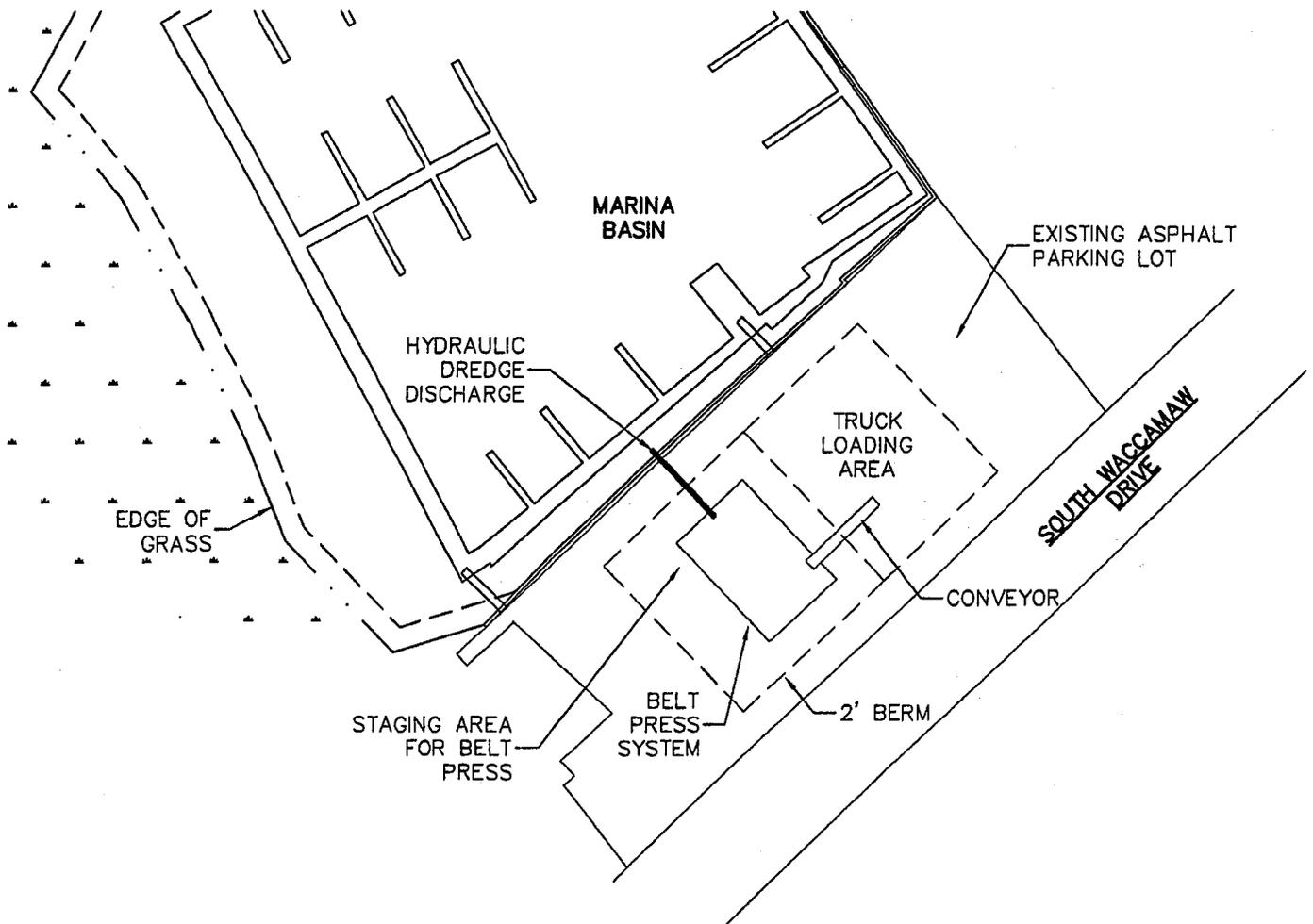
AT: MARLIN QUAY MARINA

IN: MAIN CREEK

COUNTY OF: GEORGETOWN,
SOUTH CAROLINA

SHEET: 6 OF 9

DATE: 8/21/04



PURPOSE: MAINTAIN SAFE OPERATING DEPTHS

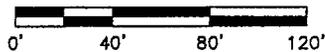
ADJACENT PROPERTY OWNERS

SEE ATTACHED LIST

SURVEY DATUM: MLW

FIGURE 7
BELT PRESS AREA

SCALE: 1" = 80'



MARLIN QUAY MARINA
1508 S. WACCAMAW DRIVE
GARDEN CITY BEACH, SC 29576

PROPOSED: MAINTENANCE DREDGING

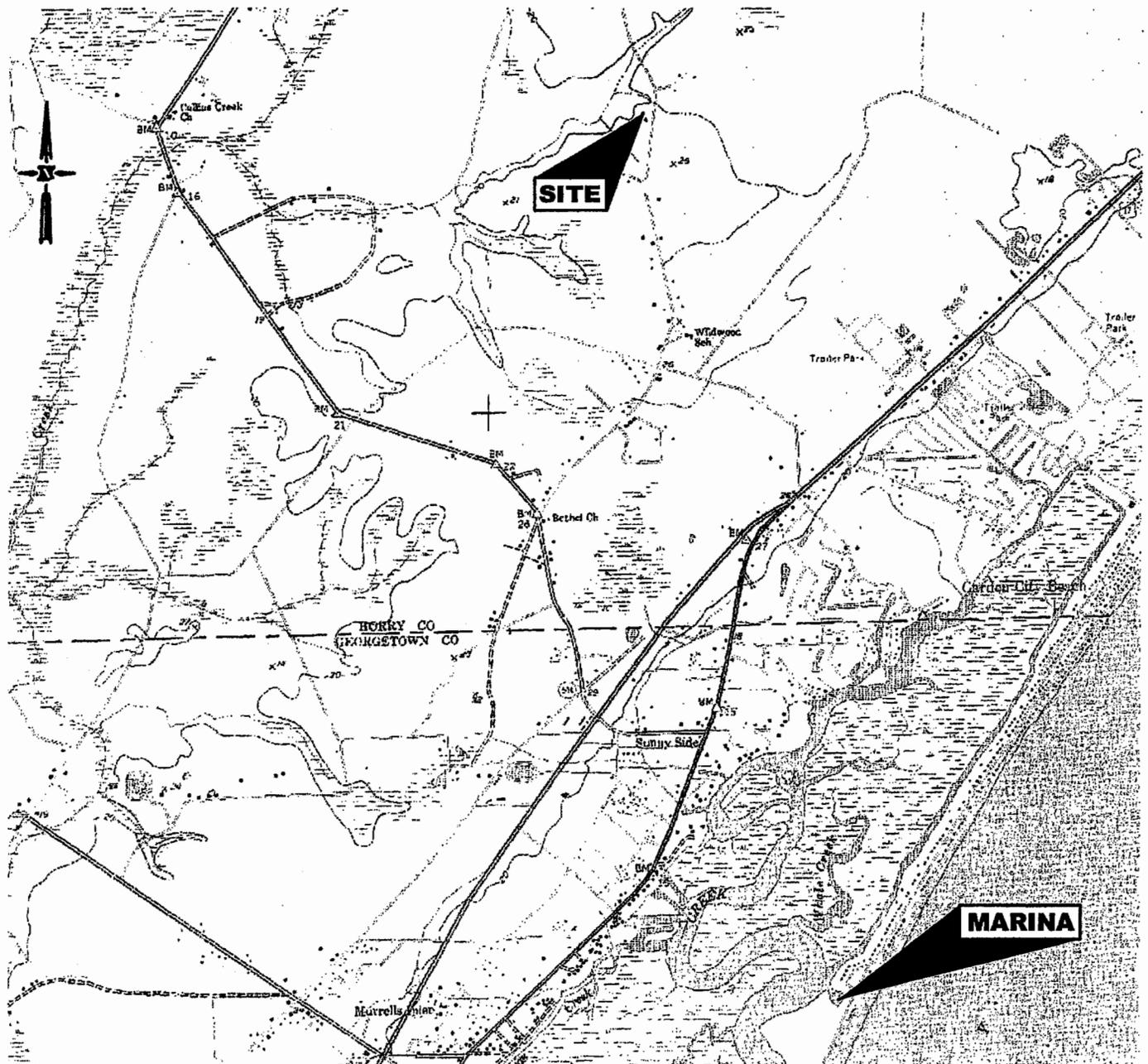
AT: MARLIN QUAY MARINA

IN: MAIN CREEK

COUNTY OF: GEORGETOWN,
SOUTH CAROLINA

SHEET: 7 OF 9

DATE: 6/21/04



PURPOSE: MAINTAIN SAFE OPERATING DEPTHS

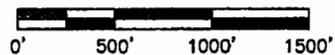
ADJACENT PROPERTY OWNERS

SEE ATTACHED LIST

SURVEY DATUM: MLW

FIGURE 8
SITE LOCATION MAP OF
DISPOSAL SITE

SCALE: 1" = 1000'



MARLIN QUAY MARINA
1508 S. WACCAMAW DRIVE
GARDEN CITY BEACH, SC 29576

PROPOSED: MAINTENANCE DREDGING

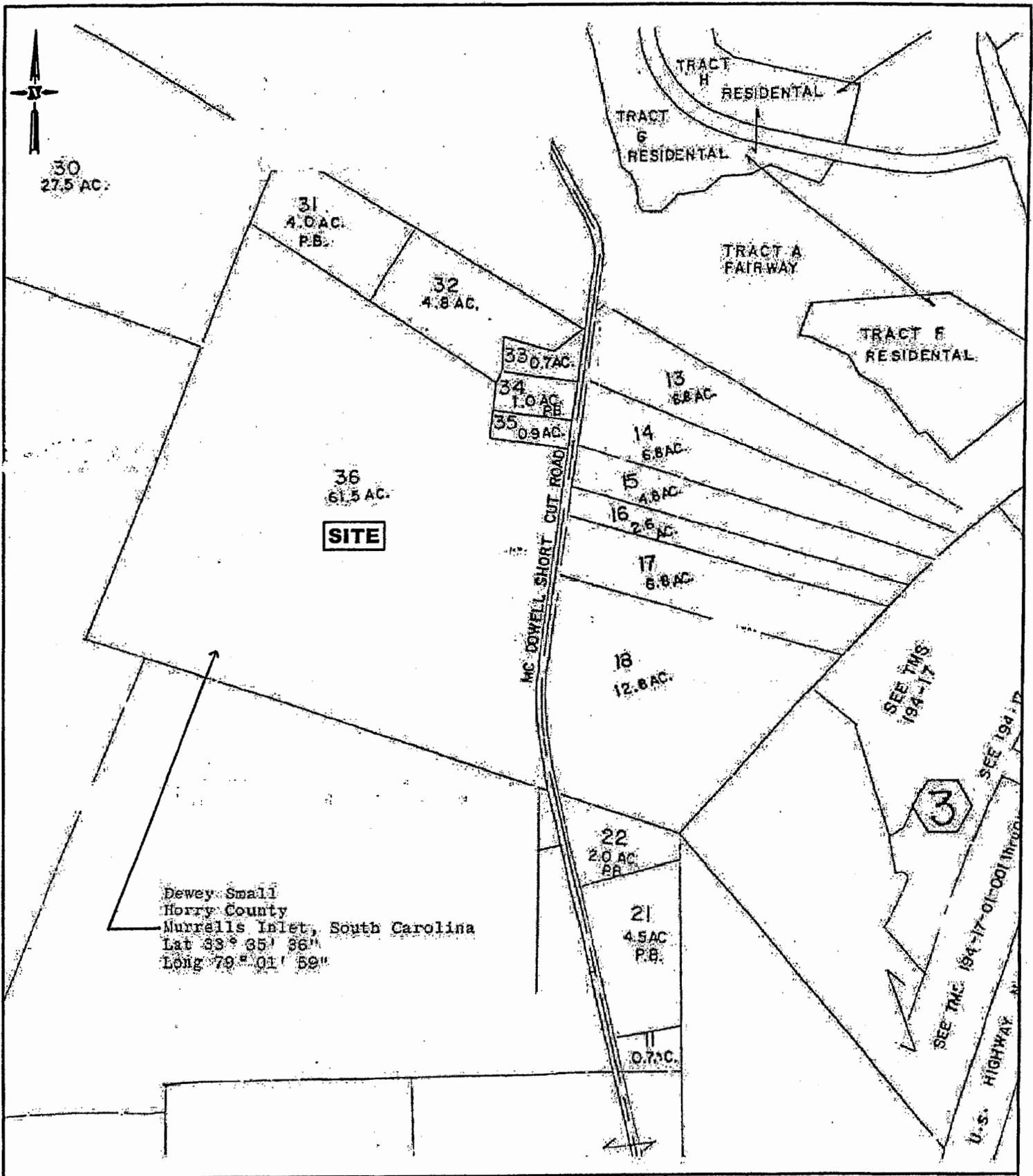
AT: MARLIN QUAY MARINA

IN: MAIN CREEK

COUNTY OF: GEORGETOWN,
SOUTH CAROLINA

SHEET: 8 OF 9

DATE: 6/21/04



<p>PURPOSE: MAINTAIN SAFE OPERATING DEPTHS</p> <p><u>ADJACENT PROPERTY OWNERS</u> SEE ATTACHED LIST</p> <p>SURVEY DATUM: MLW</p>	<p>FIGURE 9 DISPOSAL SITE AREA</p> <p>NOT TO SCALE</p> <p>MARLIN QUAY MARINA 1508 S. WACCAMAW DRIVE GARDEN CITY BEACH, SC 29576</p>	<p>PROPOSED: MAINTENANCE DREDGING</p> <p>AT: MARLIN QUAY MARINA</p> <p>IN: MAIN CREEK</p> <p>COUNTY OF: GEORGETOWN, SOUTH CAROLINA</p> <p>SHEET: 9 OF 9 DATE: 6/21/04</p>
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