

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, SC 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 SAC-2016-01223

September 1, 2016

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

Mr. Johnson Stevens
Stevens Towing Company
4170 Highway 165
Meggett, South Carolina 29449

for a permit to dredge at a marine rail in the

Wadmalaw River

at the existing Stevens Towing Company freight transportation company on Yonges Island in Meggett, Charleston County, South Carolina (Latitude: 32.6908 °N, Longitude: -80.2243 °W), Quad Sheet- SC- Wadmalaw.

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 the **Corps** until

15 Days from the Date of this Notice,

and **SCDHEC** will receive written statements regarding the proposed work until

30 Days from the Date of this Notice

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

The proposed work consists of dredging at a marine rail at Stevens Towing Company facility. In detail the applicant proposes to mechanically dredge approximately 3,000 cubic yards of sediment to provide adequate access and use of the marine rail. They propose to dredge to a depth of 2' below the length of the marine rail, to a maximum depth of -12' MLW. The proposed

dredged area extends south to the extended property line, to the north 100', and towards the Atlantic Intracoastal Water (AIWW) channel to meet the existing 12' MLW line. The northern cutline will be dredged at 3:1 side slope. The total dredge area is 0.83 acres. The proposed method of dredging is by mechanical dredging with sediment placed into a scow. Stevens will transport the material to one of the Army Corps of Engineers-owned confined disposal facilities (CDFs) along the Dawho River for disposal. The sediment in the scow will be liquefied using water in the river adjacent to the disposal site and pumped into the CDF. The applicant proposes to place the material into CDF 1717 C-P if available. If not, the applicant requests authorization to use the following nearby CDFs in the event that 1717 C-P is no longer available: 1590 C-P, 1668 C-P, 1743 C-P, 1764 C-P, 1789 C-P, AND 1835 C-P.

The applicant did not propose mitigation for this activity, as the dredging is limited to that which is necessary maintain an industrial marine rail and the applicant will not impact vegetated wetlands or oyster beds. The project purpose, according to the applicant, is establish and maintain safe operating depths during all tidal phases at Stevens' northernmost marine rail.

NOTE: This public notice and associated plans are available on the Corps' website at:
<http://www.sac.usace.army.mil/Missions/Regulatory/PublicNotices> .

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 Coastal Zone Management Program (15 CFR 930). 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 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 0.83 acres of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the shrimp, and snapper-grouper management complexes. The District Engineer's 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). The District Engineer's final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

Pursuant to the Section 7 of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has made no determination of effect on any Federally endangered, threatened, or proposed species. 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 Federally listed or proposed to be listed endangered or threatened species and/or designated or proposed critical habitat may be present in the area which would be affected by the activity.

Pursuant to Section 106 of the National Historic Preservation Act (NHPA), this public notice also constitutes a request to Indian Tribes to notify the District Engineer of any historic properties of religious and cultural significance to them that may be affected by the proposed undertaking.

In accordance with Section 106 of the NHPA, the District Engineer has consulted South Carolina ArchSite (GIS), for the presence or absence of historic properties (as defined in 36 C.F.R. 800.16)(f)(1)), and has initially determined that no historic properties are present; therefore, there will be no effect on historic properties. To ensure that other historic properties that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office and any other interested parties to provide any information they may have with regard to historic properties. This public notice serves as a request for concurrence within 30 days from the SHPO (and/or Tribal Historic Preservation Officer).

The District Engineer's final eligibility and effect determination will be based upon coordination with the SHPO and/or THPO, as appropriate and required and with full consideration given to the proposed undertaking's potential direct and indirect effects on historic properties within the Corps-identified permit area.

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. 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 cannot undertake to adjudicate rival claims.

The Corps 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 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. **Please submit comments in writing, identifying the project of interest by public notice number, to the following address:**

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
69A Hagood Avenue
Charleston, SC 29403-5107**

If there are any questions concerning this public notice, please contact Chelsea B. Bowman, Project Manager, at 843-329-8044 or toll free at 1-866-329-8187.



PURPOSE: MAINTAIN ADEQUATE DEPTHS

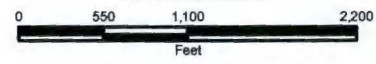
APPLICANT
STEVENS TOWING CO.

DATUM: NAD83

DATE: 5/9/2016

FIGURE 1

LOCATION MAP



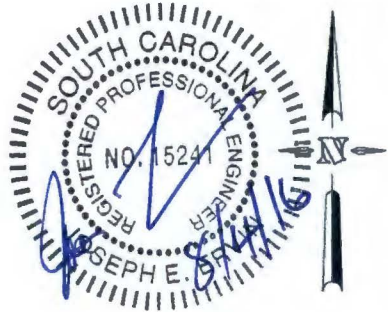
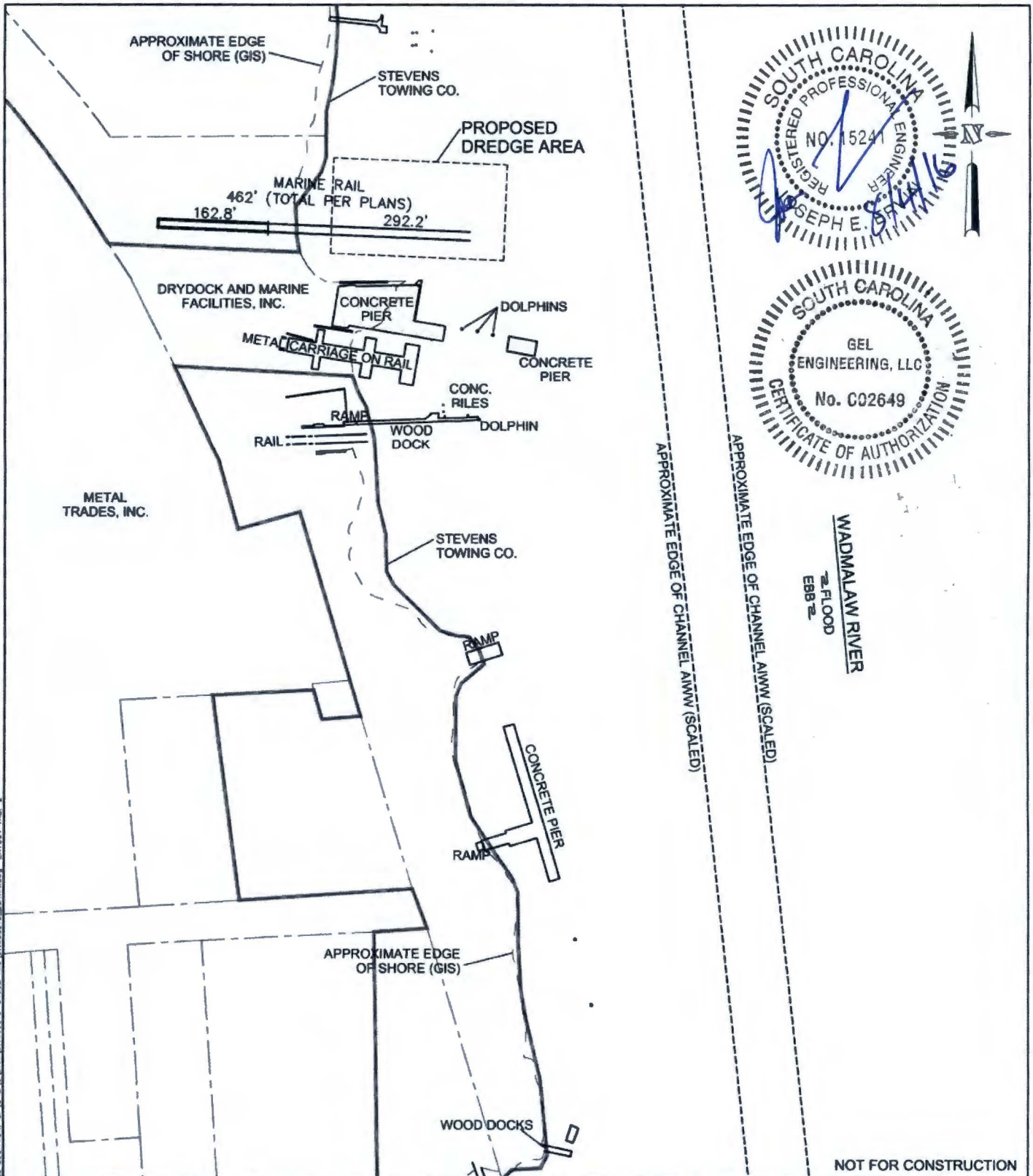
STEVENS TOWING
DREDGING PROJECT
WADMALAW RIVER
YONGES ISLAND, SOUTH CAROLINA

PROPOSED: DREDGING

AT: YONGES ISLAND
SOUTH CAROLINA

IN: WADMALAW RIVER

COUNTY: CHARLESTON



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PURPOSE: MAINTAIN ADEQUATE DEPTHS

FIGURE 2
SITE MAP

PROPOSED: DREDGING

ADJACENT PROPERTY OWNERS
- SEE ATTACHED SHEET



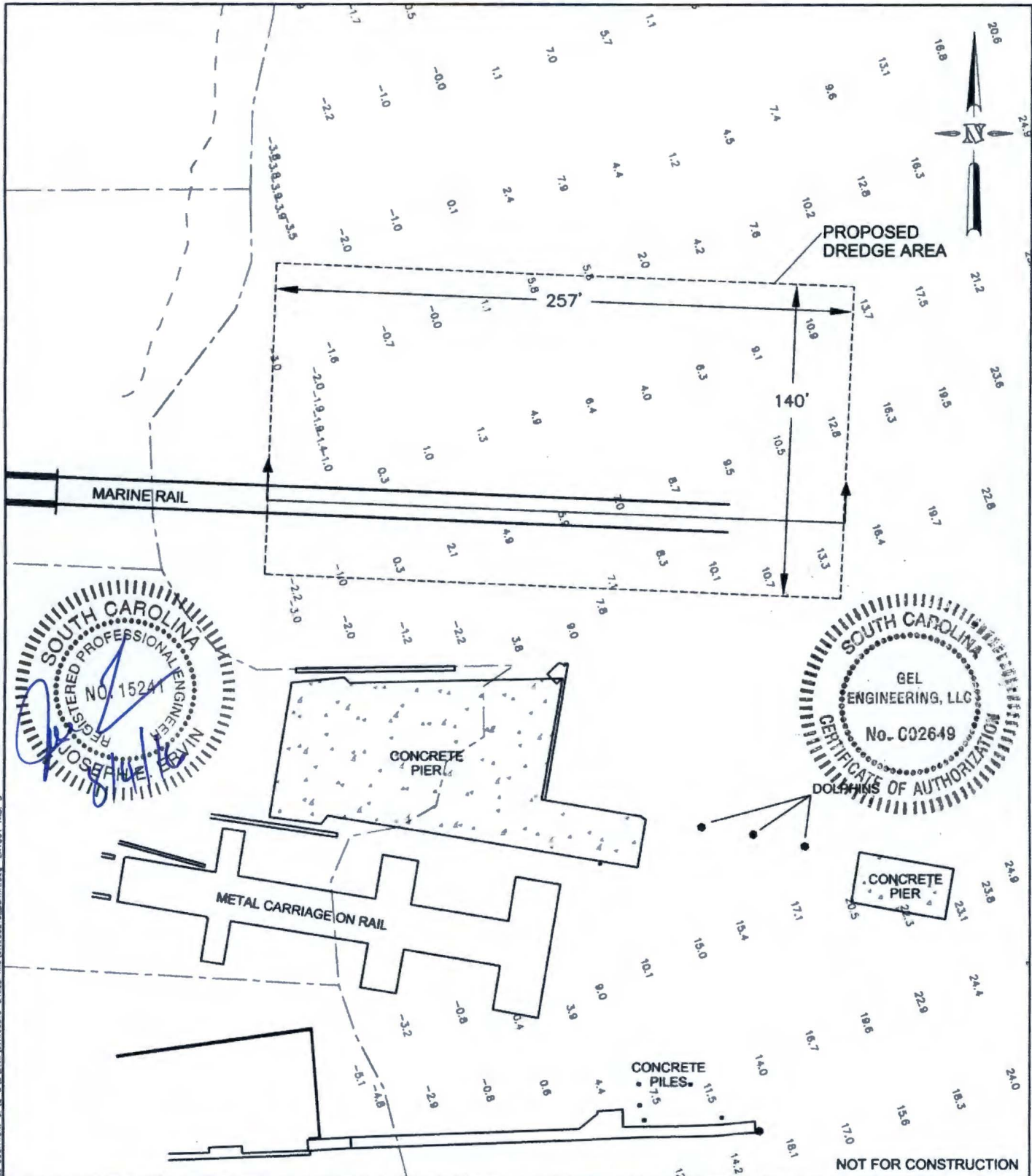
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STEVENS TOWING
DREDGING PROJECT
WADMALAW RIVER
YONGES ISLAND, SOUTH CAROLINA

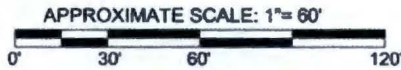


PURPOSE: MAINTAIN ADEQUATE DEPTHS

FIGURE 3
SITE PLAN

PROPOSED: DREDGING

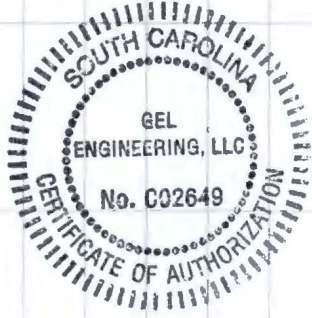
ADJACENT PROPERTY OWNERS
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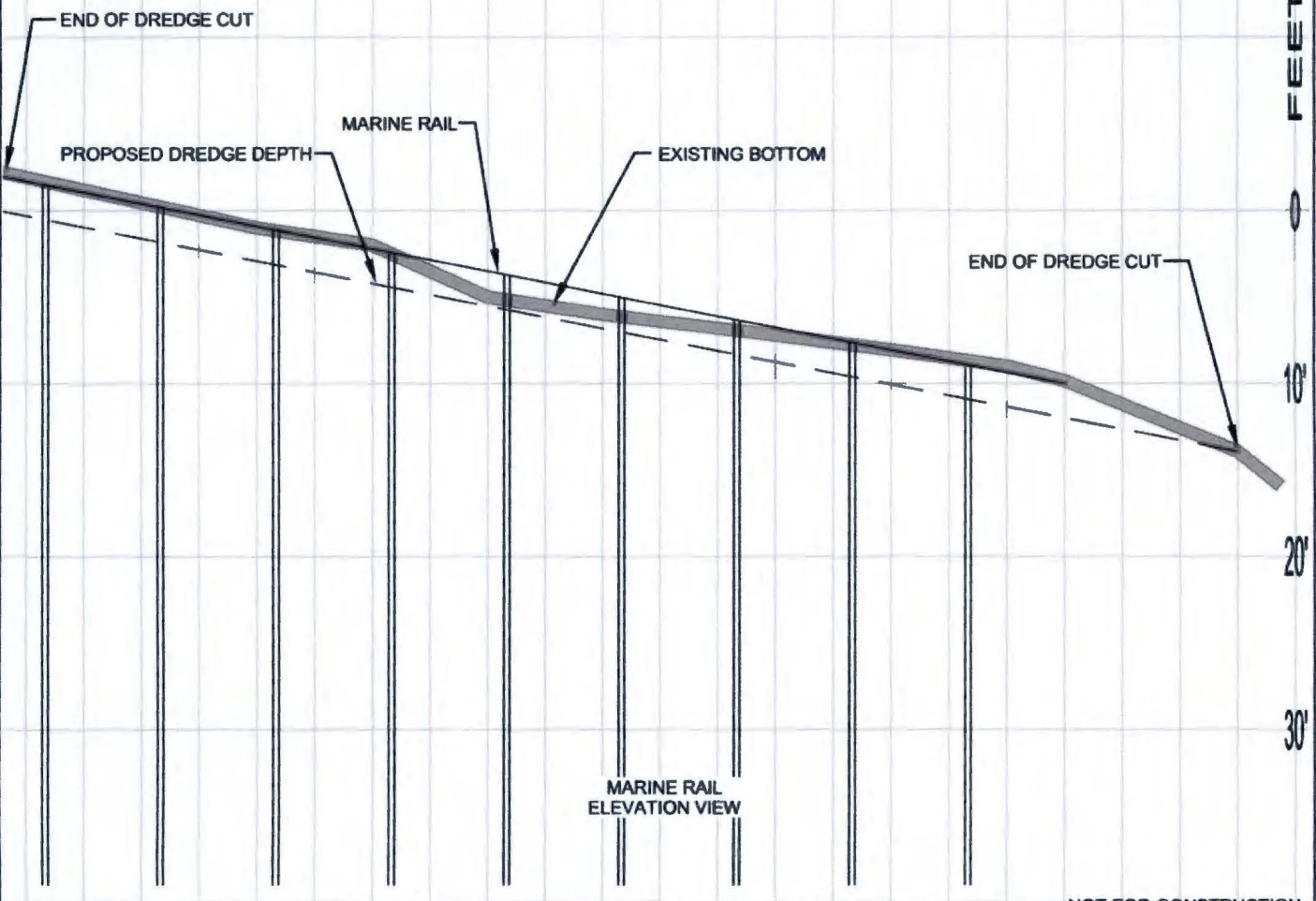
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STEVENS TOWING
DREDGING PROJECT
WADMALAW RIVER
YONGES ISLAND, SOUTH CAROLINA



FEET MEAN LOW WATER



MARINE RAIL
ELEVATION VIEW

NOT FOR CONSTRUCTION

PURPOSE: MAINTAIN ADEQUATE DEPTHS

FIGURE 4

ELEVATION VIEW

HORIZONTAL SCALE: 1" = 30'



(VERTICAL SCALE: 1" = 10')

STEVENS TOWING
DREDGING PROJECT
WADMALAW RIVER
YONGES ISLAND, SOUTH CAROLINA

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DATUM: NAD83

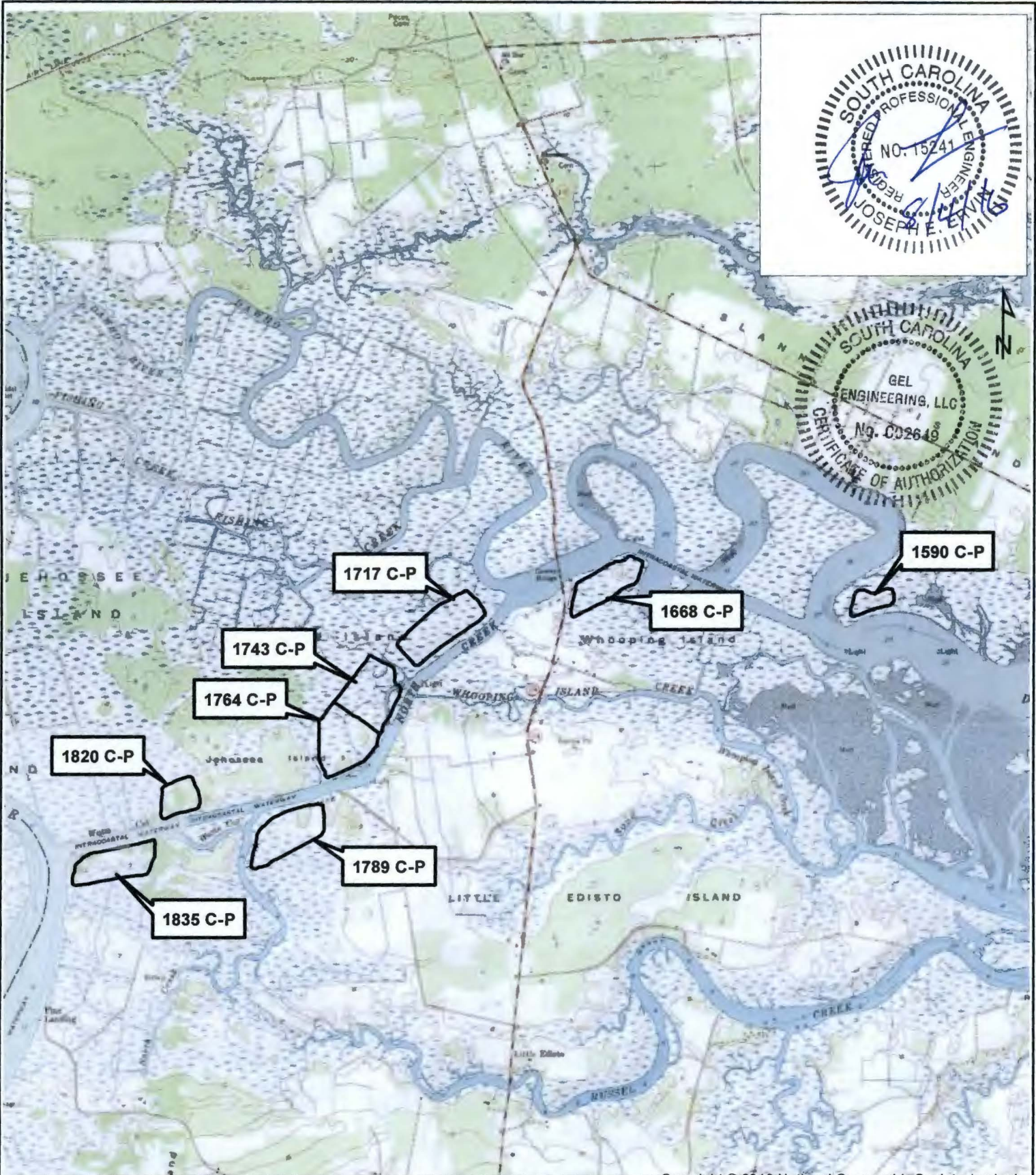
DATE: 05/09/2016

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GEL ENGINEERING, LLC

a Member of THE GEL GROUP, INC.



PURPOSE: MAINTAIN ADEQUATE DEPTHS

APPLICANT
STEVENS TOWING CO.

DATUM: NAD83

DATE: 5/9/2016

FIGURE 5
CDF LOCATIONS MAP

0 1,625 3,250 6,500
Feet

STEVENS TOWING
DREDGING PROJECT
WADMALAW RIVER
YONGES ISLAND, SOUTH CAROLINA

PROPOSED: DREDGING

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