

**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

April 21, 2015

Refer to: P/N # 2015-00388-2C, 2015-00391-2C, 2015-00393-2C, & 2015-00395-2C- Revised Page 1 of 3

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), 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 South Carolina Department of Health and Environmental Control by

**JOHN POPELKA**  
C/O: SARA JOYCE MOORE  
BCMOORE ENGINEERING, INC.  
3688 PARADISE ESTATES DRIVE  
CONWAY, SOUTH CAROLINA 29526

for a permit to construct four private docks on

**MOLASSES CREEK**

At Tax Map Numbers 514-10-00-162, 514-10-00-119, 514-10-00-117, and 514-10-00-116, off of 4<sup>th</sup> Avenue in Mount Pleasant, Charleston County, South Carolina.

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

**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 four private docks as followed:

**2015-00388-2C**- Private Dock #1: Construction of a 3' x 21.7' walkway leading to a 10' x 24' dock and a 10' x 22' jet dock. The purpose of this dock is to provide private, recreational water access.

**2015-00391-2C**- Private Dock #2: Construction of a 3' x 21.7' walkway leading to a 10' x 24' dock and a 10' x 22' jet dock. The purpose of this dock is to provide private, recreational water access.

**2015-00393-2C**- Private Dock #3: Construction of a 3' x 21.7' walkway leading to a 10' x 24' dock and a 10' x 22' jet dock.

**2015-00395-2C**- Private Dock #4: Construction of a 4' x 61.4' walkway leading to an 8' x 8' pier head, a 12' x 12' boat lift and an 8' x 22' floating dock.

**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 work shown on this application must also be certified as consistent with applicable provisions of the Coastal Zone Management Program (15 CFR 930). The District Engineer will not process this application to a conclusion until such certification is 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 South Carolina Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact approximately 1764 square feet of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the 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).

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 the NHPA, the District Engineer has also 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. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State

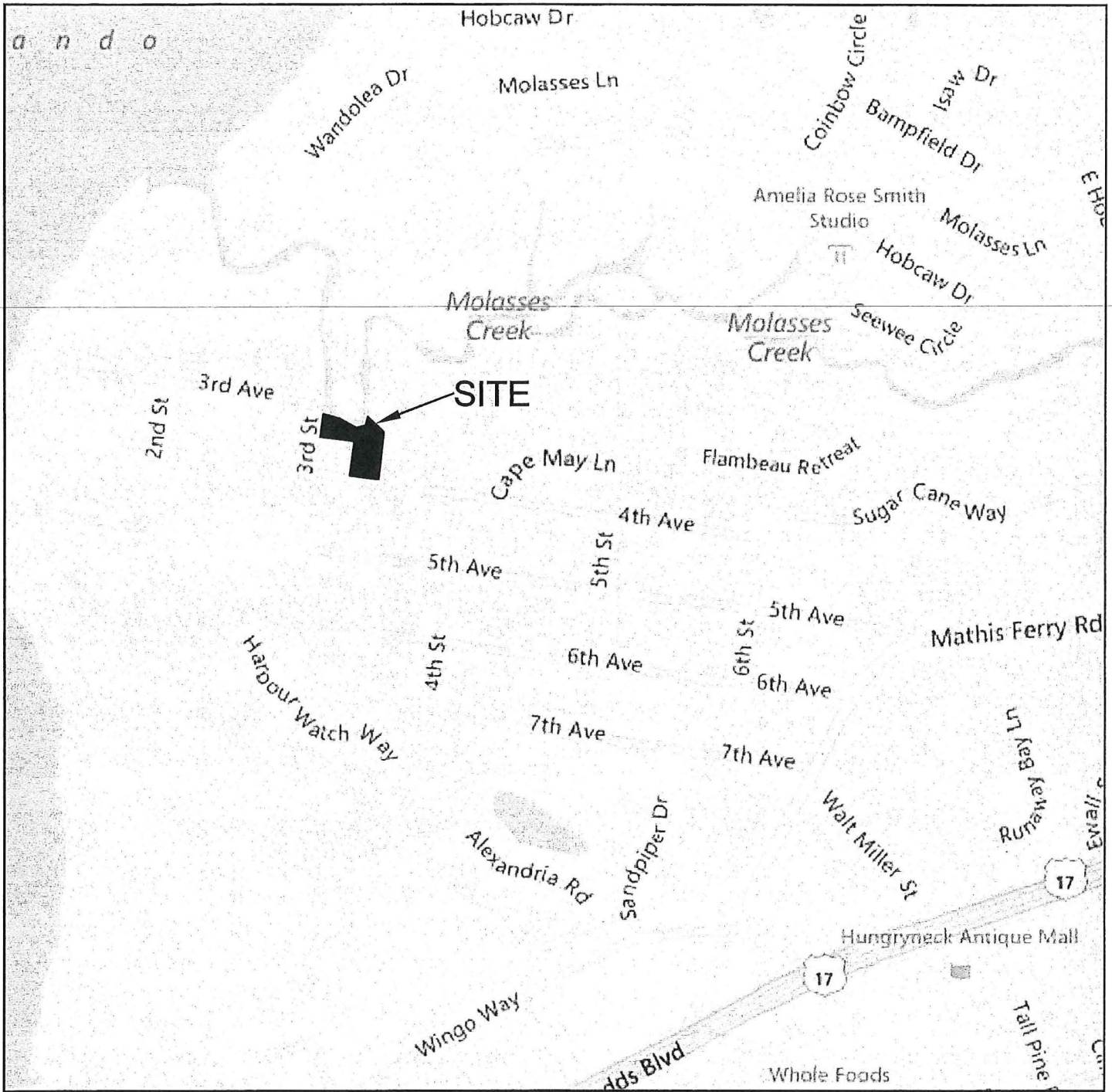
Historic Preservation Office to provide any information it may have with regard to historic and cultural resources.

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 Chelsea Bowman at 843-329-8044 or toll free at 1-866-329-8187.



LOCATION MAP

DIRECTIONS:

FROM MATHIS FERRY TAKE 5TH AVENUE AND TURN RIGHT ON 4TH STREET. THEN TAKE A LEFT ONTO 4TH AVENUE. THE LOTS ARE LOCATED ON THE RIGHT.

**RECEIVED**  
MAR 20 2015

**B.C. MOORE  
ENGINEERING, INC.**

3688 PARADISE ESTATES DR.  
CONWAY, SC 29526  
BCMOOREENGINEERING@GMAIL.COM  
PH:843-855-0783 FAX:843-855-0783

APPLICANT:  
JSP SCANLONVILLE, LLC  
JOHN POPELKA  
1204 NEW PARRISH WAY  
MOUNT PLEASANT, SC 29464

LOCATION:  
4TH AVENUE  
MOUNT PLEASANT  
CHARLESTON COUNTY

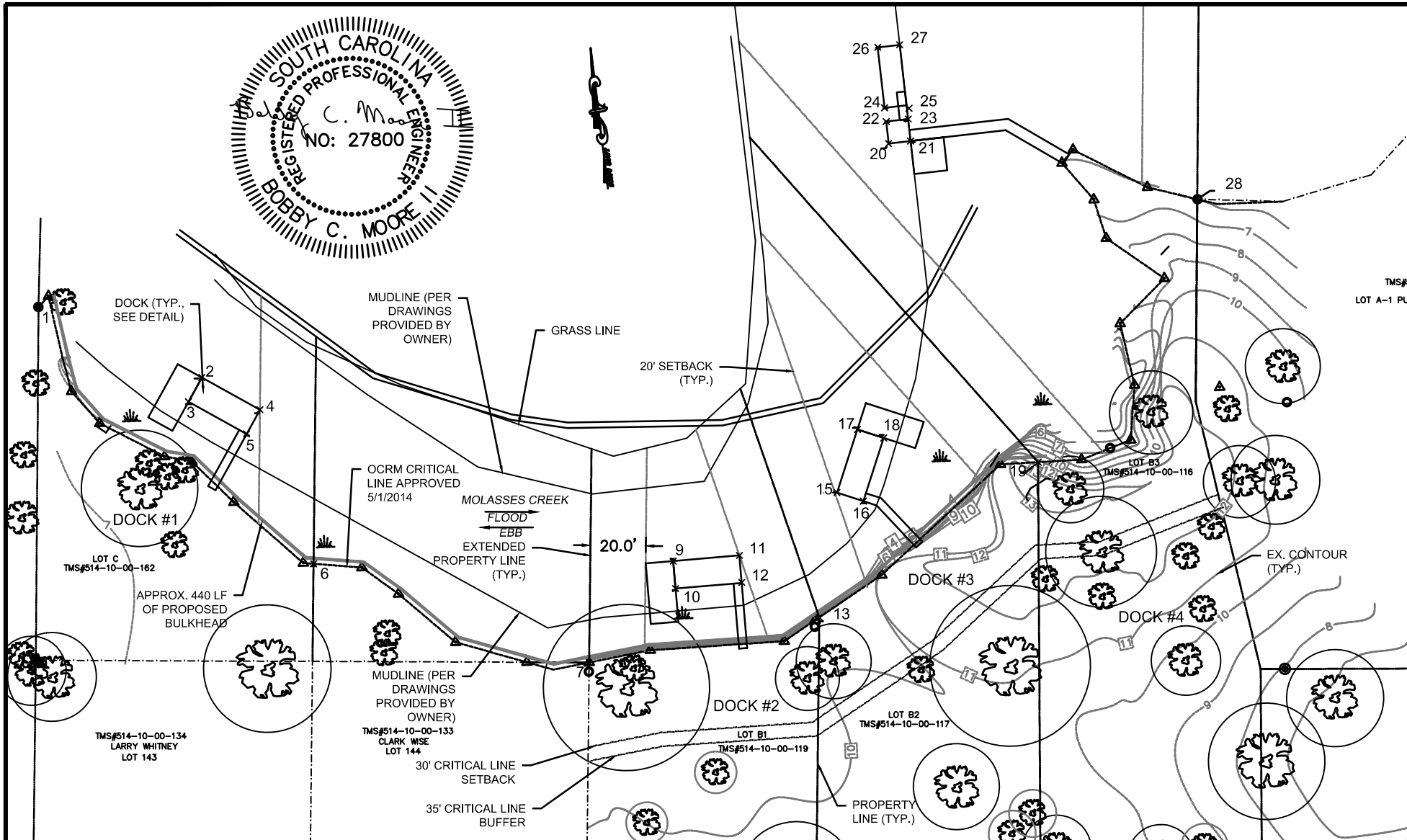
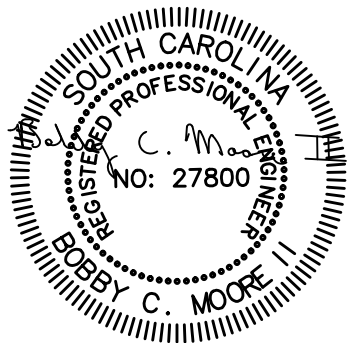
DATE: 03/06/2015

TMS# 514-10-00-117, 119, AND 182  
ACTIVITY:  
(1) PRIVATE WALKWAY, RAMP, JET DOCK AND FLOATING DOCK.

ADJACENT PROPERTIES:  
TMS#514-10-00-143  
LARRY WHITNEY  
MAILING ADDRESS  
3400 REGATTA PLACE  
OXNARD, CA 93035

TMS#514-10-00-133  
CLARK WISE  
MAILING ADDRESS  
152 4TH AVE  
MOUNT PLEASANT, SC 29464

REC - OCRM  
CHARLESTON OFFICE



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JOHN POPELKA  
1204 NEW PARRISH WAY  
MOUNT PLEASANT, SC 29464

**LOCATION:**  
4TH AVENUE  
MOUNT PLEASANT  
CHARLESTON COUNTY

**ACTIVITY:**  
PRIVATE WALKWAY, RAMP, JET DOCK OR BOAT LIFT WITH PIER  
HEAD (AS APPLICABLE) AND FLOATING DOCK.

**ADJACENT PROPERTIES:**  
TMS#514-10-00-143 LARRY WHITNEY  
MAILING ADDRESS 3400 REGATTA PLACE  
OXNARD, CA 93035  
TMS#514-10-00-133 CLARK WISE  
MAILING ADDRESS 152 4TH AVE  
MOUNT PLEASANT, SC29464

TMS# 514-10-00-116, 17,  
119, & 162

DATE: 03/17/2015

in Table		
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5	358688.7858	2337899.4790
6	358639.2482	2337917.7995
7	358591.7030	2338012.3192
9	358624.3968	2338046.9468
10	358614.4037	2338046.5754
11	358623.5056	2338070.9302
12	358613.7370	2338070.5672
13	358597.7459	2338096.8723
15	358641.7401	2338108.710

ii - Table		
Poi# - #	Not-hing	ca -ing
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23	358772.6219	2338150.6906
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26	358799.6932	2338142.9353
27	358799.6208	2338150.9350
28	358731.1040	2338250.8690

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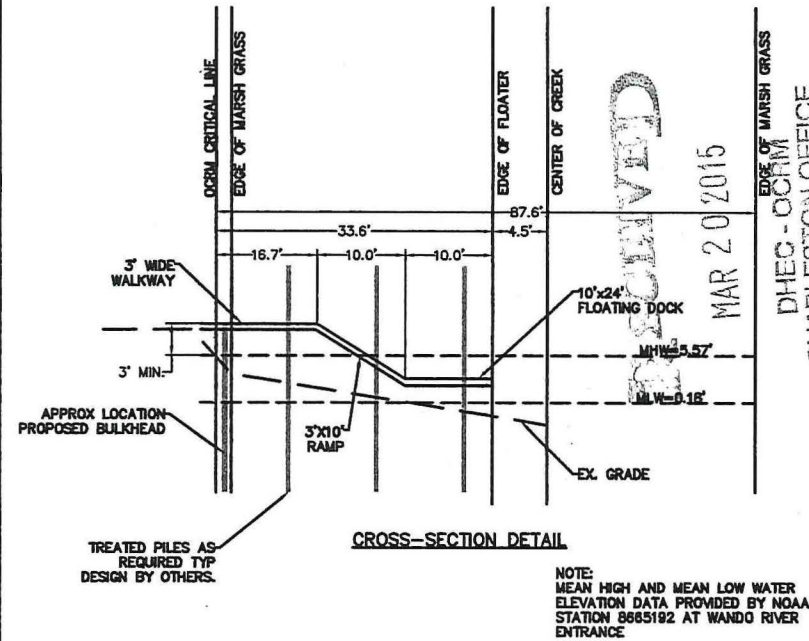
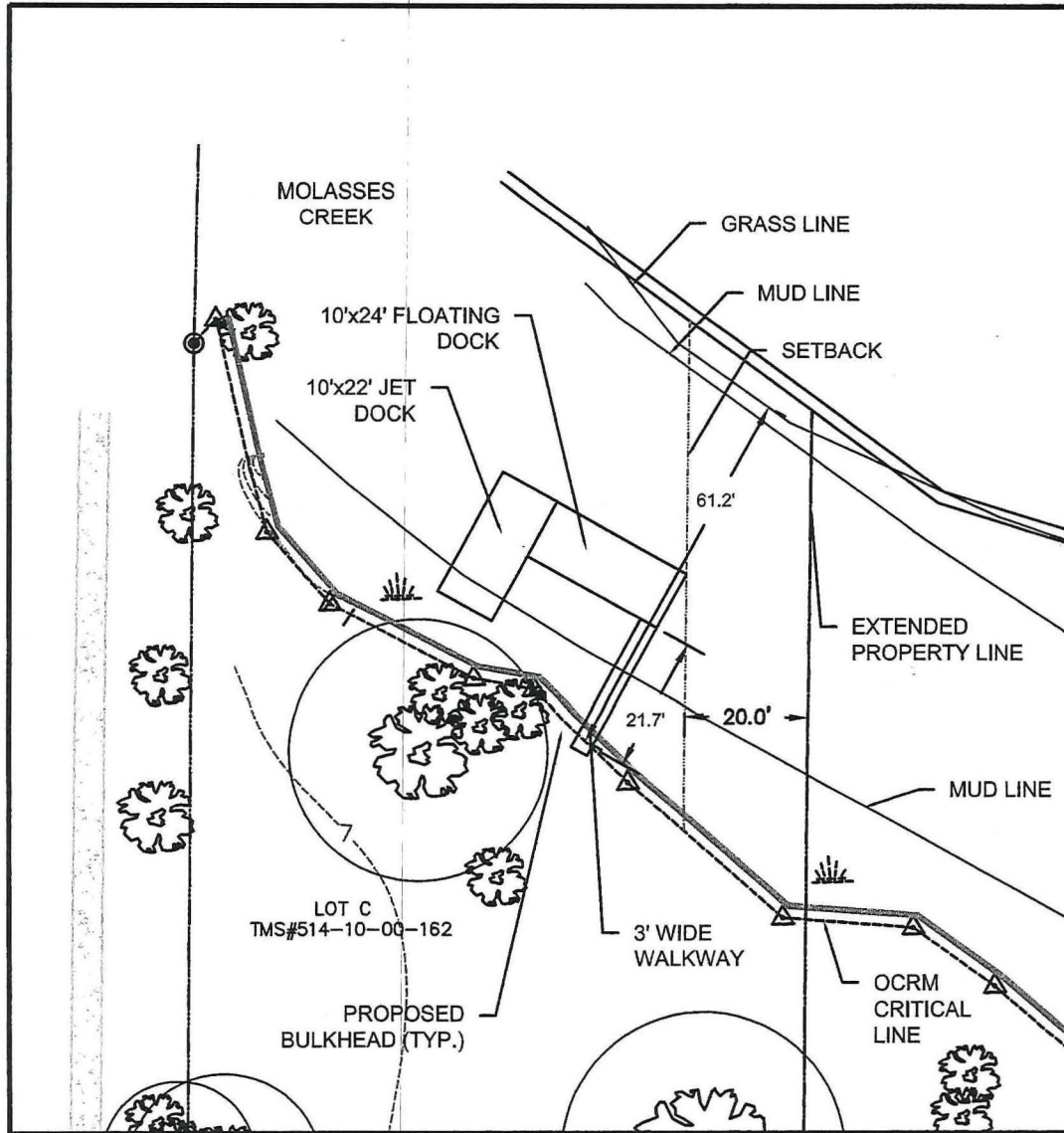
**LOCATION:**  
4TH AVENUE  
MOUNT PLEASANT  
CHARLESTON COUNTY

**ACTIVITY:**  
PRIVATE WALKWAY, RAMP, JET DOCK OR BOAT LIFT WITH PIER  
HEAD (AS APPLICABLE) AND FLOATING DOCK.

**ADJACENT PROPERTIES:**  
TMS#514-10-00-143      TMS#514-10-00-133  
LARRY WHITNEY      CLARK WISE  
MAILING ADDRESS      MAILING ADDRESS  
3400 REGATTA PLACE      152 4TH AVE  
OXNARD, CA 93035      MOUNT PLEASANT, SC29464

TMS# 514-10-00-116, 17,  
119, & 162

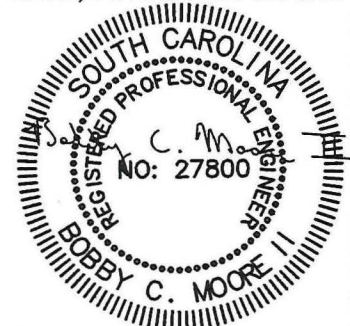
DATE: 03/17/2015



ALLOWABLE AREA FOR EACH FLOATING DOCK AND JET DOCK  
 160 SF FOR CREEKS BETWEEN 51'-150' WIDE  
 80 SF INCREASE (ADDITIONAL 50% OF TOTAL) FOR ACCESS ON ONE SIDE OF CREEK ONLY

TOTAL AREA ALLOWED = 240 SF

PROPOSED DOCK AREA  
 10'x24' FLOATING DOCK = 240 SF  
 10'x22' JET DOCK = 220 SF



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APPLICANT:  
 JSP SCANLONVILLE, LLC  
 JOHN POPELKA  
 1204 NEW PARRISH WAY  
 MOUNT PLEASANT, SC 29464

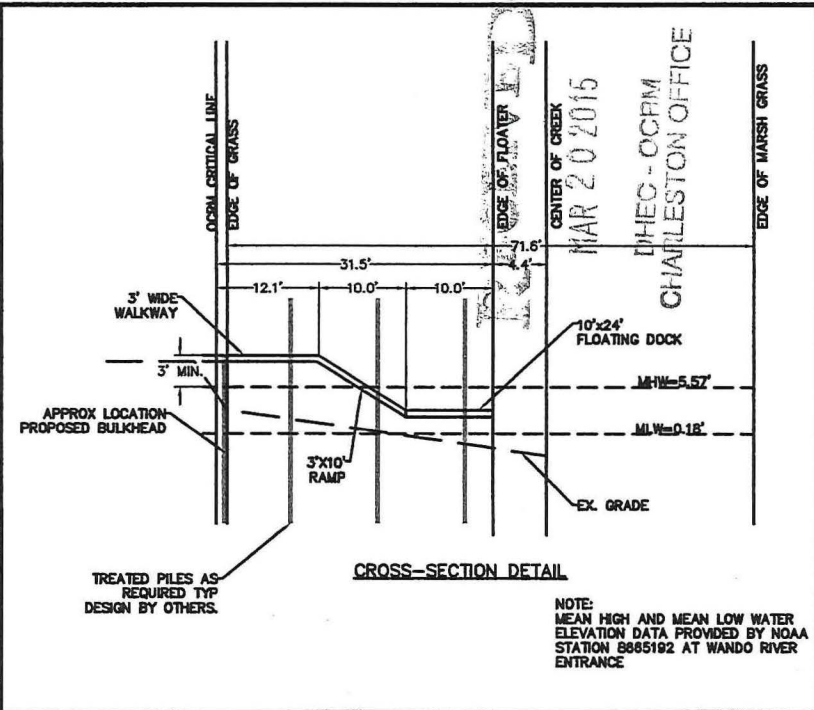
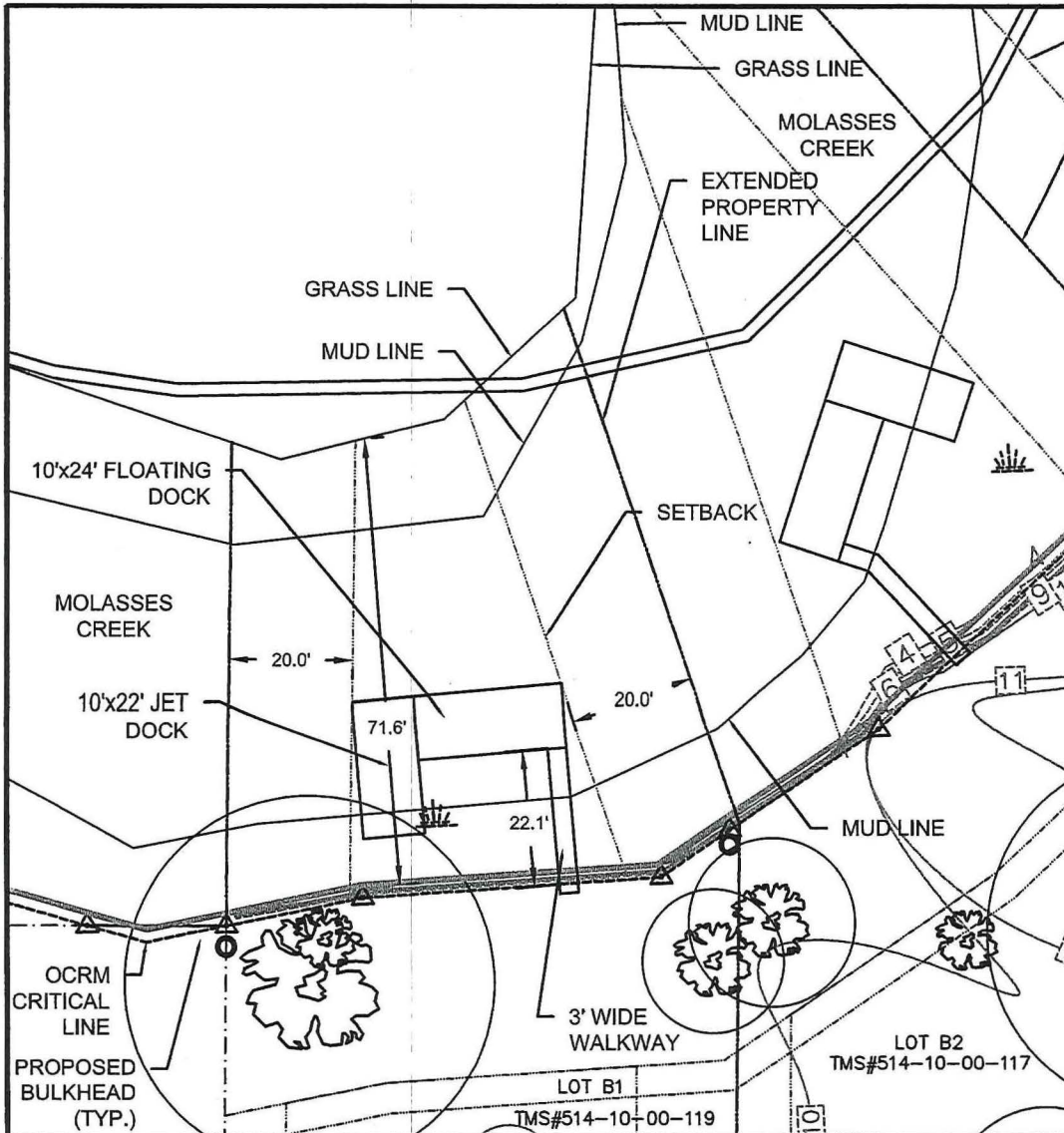
LOCATION:  
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 CHARLESTON COUNTY

ACTIVITY:  
 PRIVATE WALKWAY, RAMP, JET DOCK AND FLOATING DOCK.

ADJACENT PROPERTIES:

TMS#514-10-00-143 LARRY WHITNEY MAILING ADDRESS 3400 REGATTA PLACE OXNARD, CA 93035	TMS#514-10-00-133 CLARK WISE MAILING ADDRESS 152 4TH AVE MOUNT PLEASANT, SC29464
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TMS# 514-10-00-162  
 Dock #1  
 SAC-2015-00388-2C  
 DATE: 03/17/2015



**CROSS-SECTION DETAIL**

NOTE:  
MEAN HIGH AND MEAN LOW WATER  
ELEVATION DATA PROVIDED BY NOAA  
STATION 8665192 AT WANDO RIVER  
ENTRANCE

**ALLOWABLE AREA FOR EACH FLOATING DOCK AND JET DOCK**  
160 SF FOR CREEKS BETWEEN 51'-150' WIDE  
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**LOCATION:**  
4TH AVENUE  
MOUNT PLEASANT  
CHARLESTON COUNTY

**ACTIVITY:**  
PRIVATE WALKWAY, RAMP, JET DOCK AND FLOATING DOCK.

**ADJACENT PROPERTIES:**

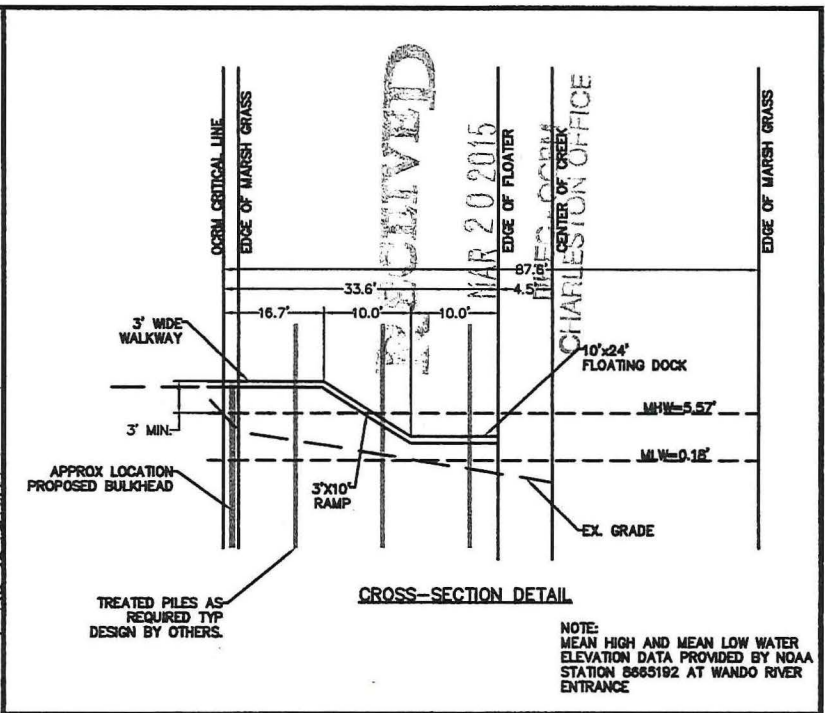
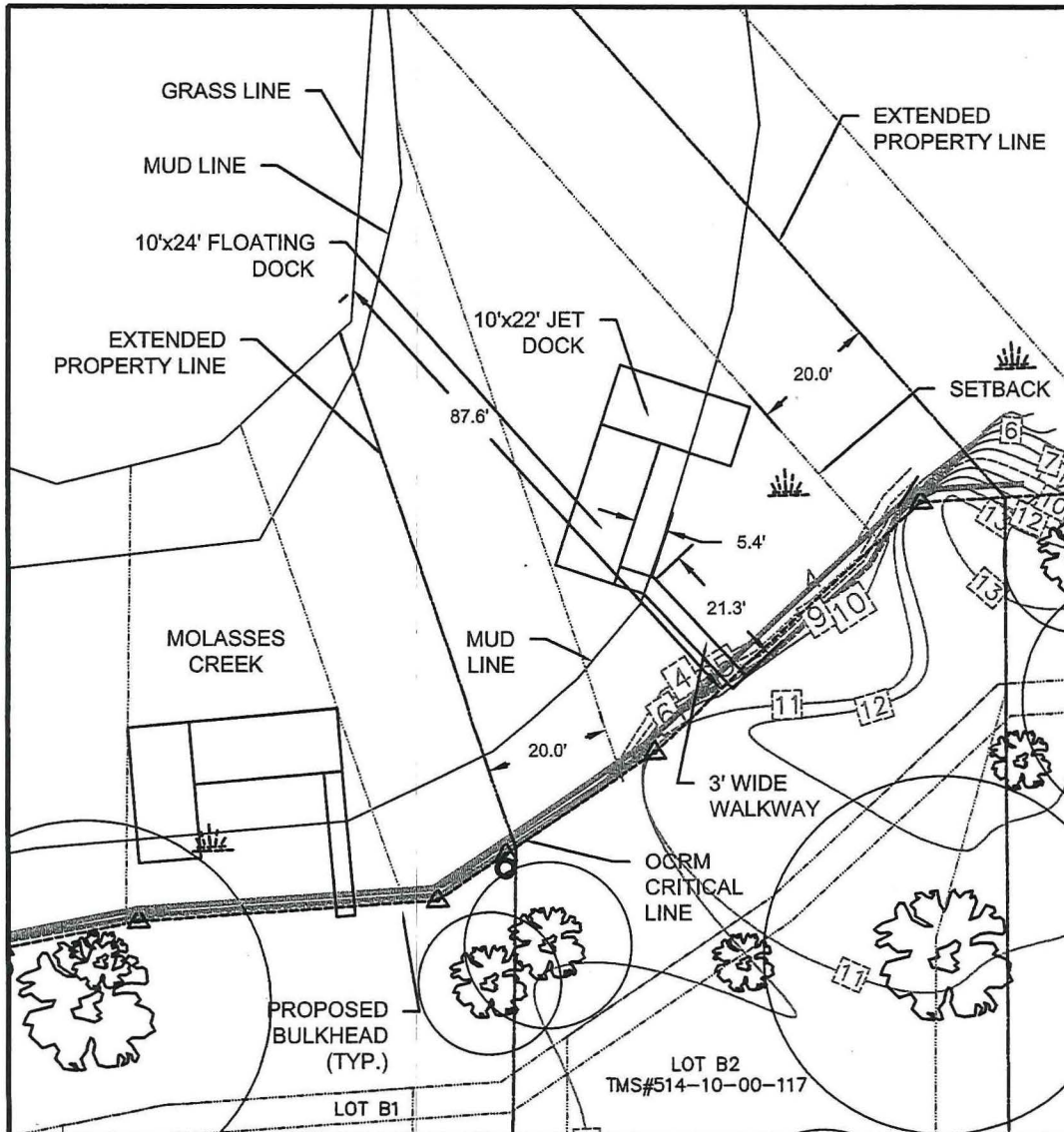
TMS#514-10-00-143 LARRY WHITNEY MAILING ADDRESS 3400 REGATTA PLACE OXNARD, CA 93035	TMS#514-10-00-133 CLARK WISE MAILING ADDRESS 152 4TH AVE MOUNT PLEASANT, SC29464
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TMS# 514-10-00-119

Dock #2  
SAC-2015-00391-2C

DATE: 03/17/2015





**ALLOWABLE AREA FOR EACH FLOATING DOCK AND JET DOCK**  
 160 SF FOR CREEKS BETWEEN 51'-150' WIDE  
 80 SF INCREASE (ADDITIONAL 50% OF TOTAL) FOR ACCESS ON ONE SIDE OF CREEK ONLY

TOTAL AREA ALLOWED = 240 SF

**PROPOSED DOCK AREA**

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 10'x22' JET DOCK = 220 SF



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**LOCATION:**  
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 CHARLESTON COUNTY

**ACTIVITY:**  
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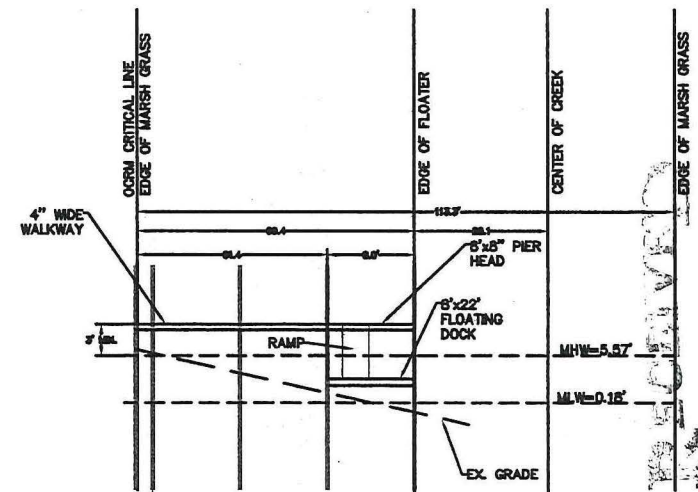
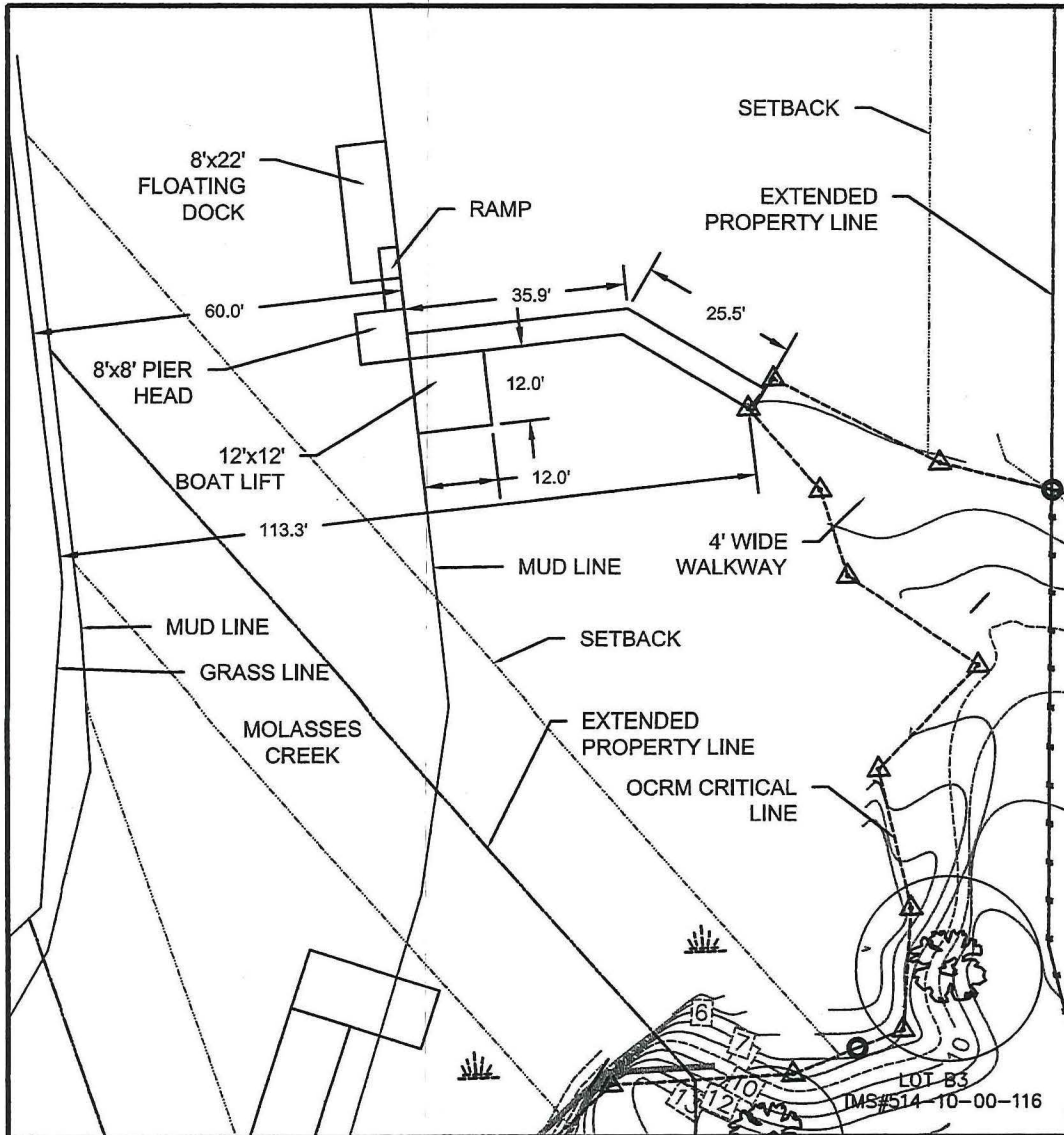
**ADJACENT PROPERTIES:**

TMS#514-10-00-143	TMS#514-10-00-133
LARRY WHITNEY	CLARK WISE
MAILING ADDRESS	MAILING ADDRESS
3400 REGATTA PLACE	152 4TH AVE
OXNARD, CA 93035	MOUNT PLEASANT, SC29464

TMS# 514-10-00-117

**Dock #3**  
 SAC-2015-00393-2C

DATE: 03/17/2015



**CROSS-SECTION DETAIL**  
 NOTE: MEAN HIGH AND MEAN LOW WATER ELEVATION DATA PROVIDED BY NOAA STATION 8665192 AT WANDO RIVER ENTRANCE

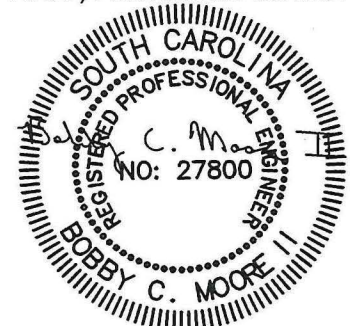
MAR 20 2016

DHEC-OCRM  
 CHARLESTON OFFICE

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 80 SF INCREASE (ADDITIONAL 50% OF TOTAL) FOR ACCESS ON ONE SIDE OF CREEK ONLY

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**PROPOSED DOCK AREA**  
 8'x22' FLOATING DOCK + 8'x8' PIER HEAD = 240 SF  
 12'x12' BOAT LIFT = 144 SF



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**LOCATION:**  
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 PRIVATE WALKWAY, RAMP, BOAT LIFT, PIER HEAD AND FLOATING DOCK.

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 TMS#514-10-00-133 CLARK WISE MAILING ADDRESS 152 4TH AVE MOUNT PLEASANT, SC29464

TMS# 514-10-00-116  
 Dock #4  
 SAC-2015-00395-2C  
 DATE: 03/17/2015