

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
1835 Assembly Street Room 865B-1
Columbia, South Carolina 29201

and

THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Water Quality Certification and Wetlands Section
2600 Bull Street

Columbia, South Carolina 29201
REGULATORY DIVISION
Refer to: P/N SAC-2017-00319

March 7, 2017

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 S.C. Department of Health and Environmental Control by

Mr. Johnny Crooks
710 South Alexander Road
Seneca, South Carolina 29678

For a permit to dredge accumulated sediment in

Lake Hartwell

at a location at the residence of 728 S. Alexander Road extending into Lake Hartwell, Seneca, Oconee County, South Carolina (Latitude: 34.604566° N, 82.940364° W)- **USGS Fairplay Quad**

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 accumulated sediment from Lake Hartwell. In detail, the proposed work consists of dredging approximately 593 cubic yards of accumulated silt and sand sediment from a 6000 square foot area in the cove adjacent to 728 South Alexander Road in Seneca South Carolina on Lake Hartwell using a mini-excavator. The dredging will occur

to depths of 1 to 3 feet at the deepest end of the project. The applicant has not proposed any compensatory mitigation. The project purpose as stated by the applicant is to "remove silt to have 4 feet at end of the dock walk." The applicant intends to use a truck with a 10-ton dump trailer to move the material 0.7 miles to the upland disposal site.

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. 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 6000 square feet of freshwater habitat well-inland 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 Corps has reviewed the project area, examined all information provided by the applicant, and the District Engineer has determined, based on the most recently available information 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.

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)(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. 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
1835 Assembly Street Room 865B-1
Columbia, South Carolina 29201**

If there are any questions concerning this public notice, please contact Jordan E. Jessop, Project Manager, at (803) 253-3400.

South Alexander Rdr



Excavation
Site

Disposal
Site

P/N 2017-00319 Sheet 1 of 13
March 7, 2017

Lot #5

(only 50 feet on shore line)
to Lot #5

• 7 mile For Excavation to Disposal site

Go up Lot #5 turn Left on S. Alexander Rd.
turn Right onto my 5.9 ac to top @ disposal
site - where it will be spread out and grass
planted -

John Crocker

ROY D. HARGEN
CLERK OF COURT
OCONEE COUNTY, S.C.

Mar 30 1 45 PM '65

Yucca D. & Schott E.
Clematis, Sr. Sub. }
J.
Pennis. In Strimant. Dine.

Charlie E. Channing Sr.

Bruce D. Cloaninger Sub-Division.
Located on the Hartwell Reservoir. Being
Block "A".

Date - Sept. 5, 1964
Surveyed By - Harold Hawkins
Reg. no. 2266 Seneca

Received this 30 day of March

A. D. 19 65 in Vol 2

Page 131 and Certified

Reg. L. Huber

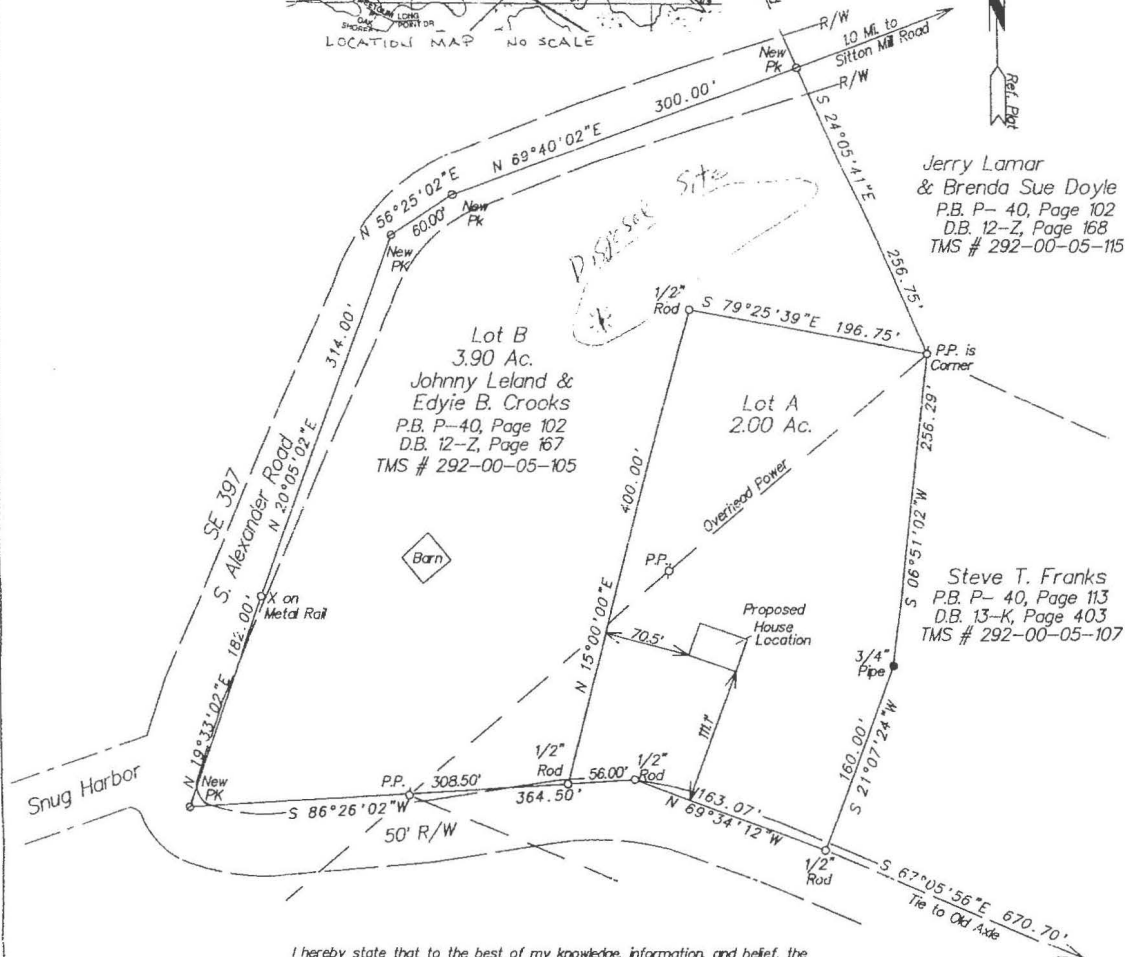
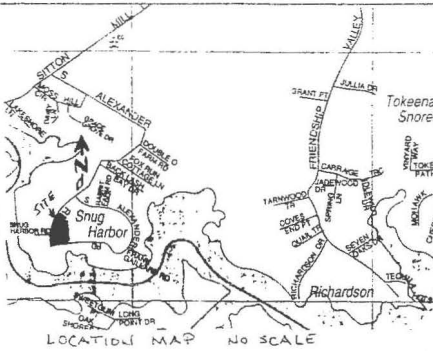
C. C. C. P. G. S

Oconee County, S. C.

SCALE 1" = 100'

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March 7, 2017

- Iron Pin, old, found
- Iron Pin, new, placed
- ⊙ PK Nail or Nail & Bottle Cap
(New unless noted)
- △ Traverse Point
- ⊕ Overhead Power or Tel. Line
(P = Power, T = Tel.)



I hereby state that to the best of my knowledge, information, and belief, the survey shown hereon 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; also there are no visible encroachments or projections other than those shown.

Thomas E. Walls RLS No. 9324

This survey is subject to any rights of way and easements of record, and any facts which may be disclosed by a full and accurate title search.

This property does not lie in a designated Flood Hazard Area.

References:

TMS No. 292-00-05-105

Plat Book P-40, Page 113

Deed Book 12-Z, Page 167

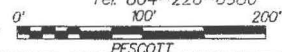
State of South Carolina
County of Oconee
Friendship School District

Plat of Two Lots of Land
surveyed at the request of:
Johnny Leland Crooks &
Edyie B. Crooks

Thomas E. Walls RLS# 9324
211 Society Street
Anderson, S.C. 29621
Tel. 864-226-0980



Scale: 1" = 100'



March 17, 1999

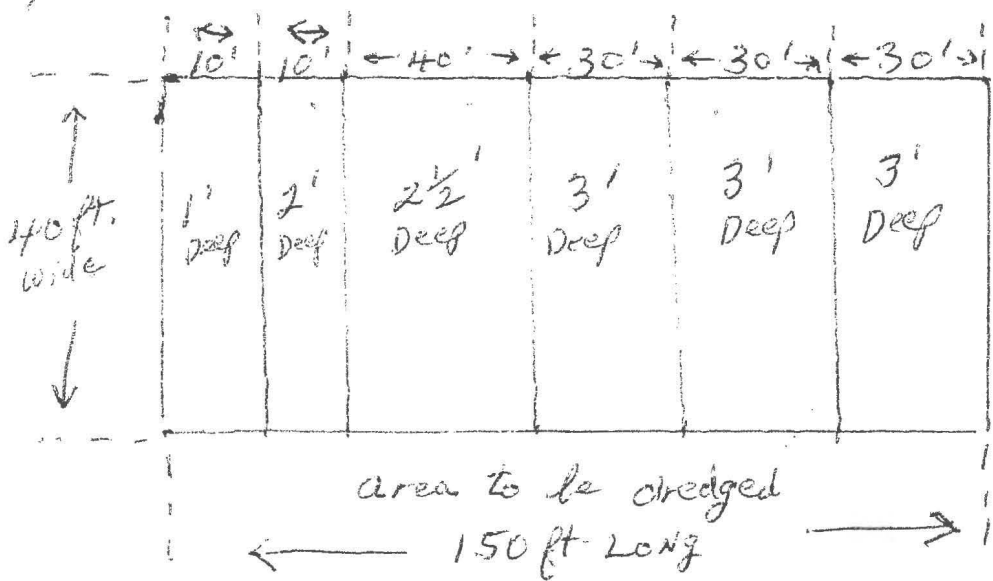
Johnny Crooks
 Oconee County S.C.
 South Alexander Rd.
 Seneca, SC 29678

Lot
 #5

Corp. Property

660 MSL

End of
 Canal



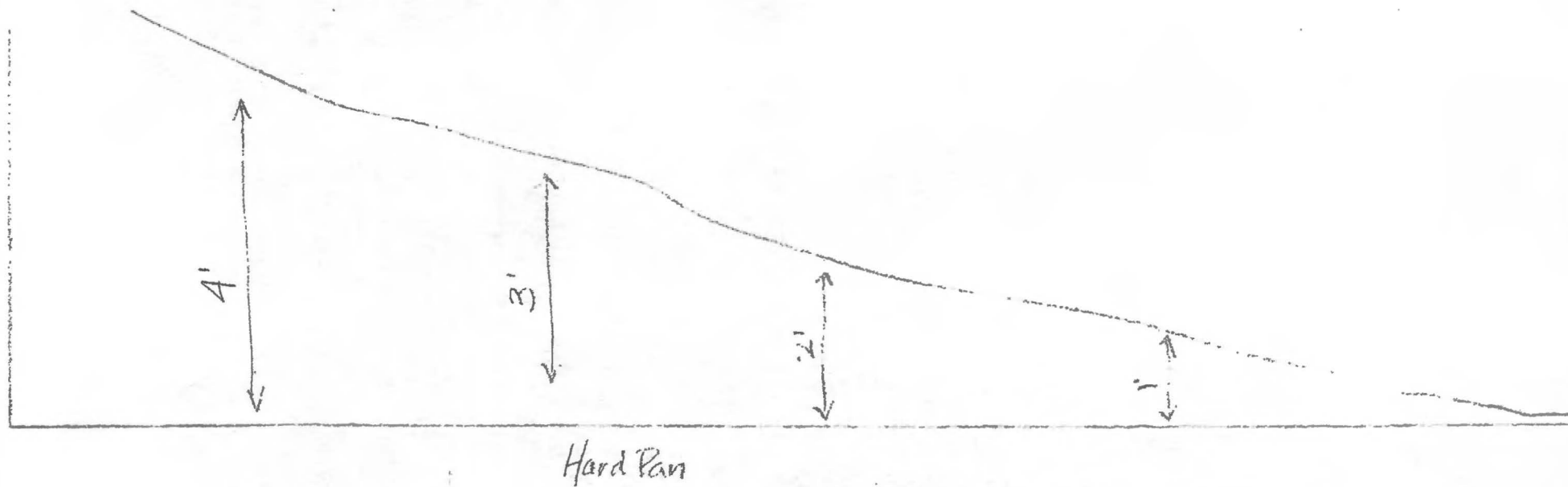
Existing
 Lake Bottom

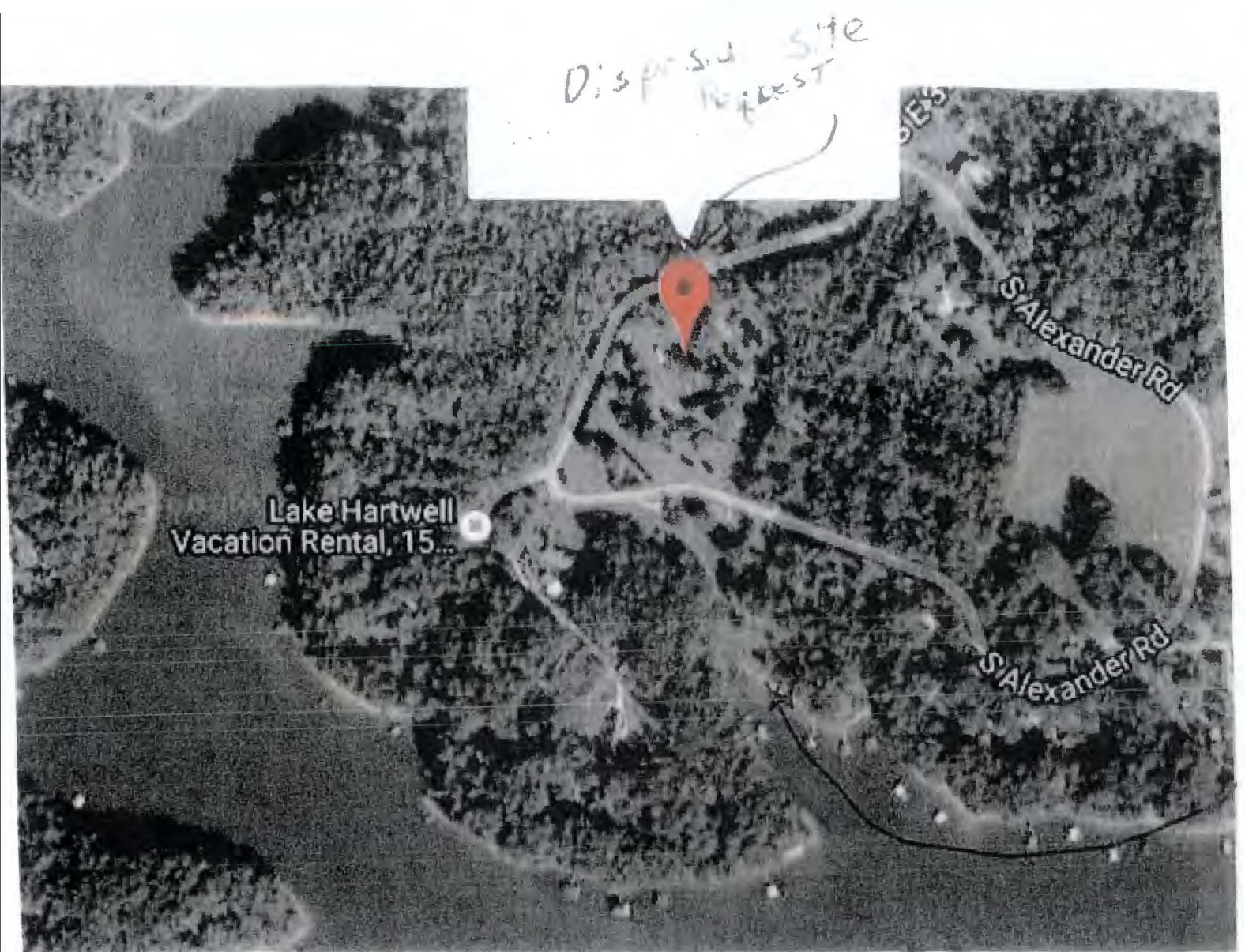
water @
 655.78 MSL
 Date: 8/18/16

depths of silt at different intervals

- Ab. 592.56 cubic yds. to be dredged -

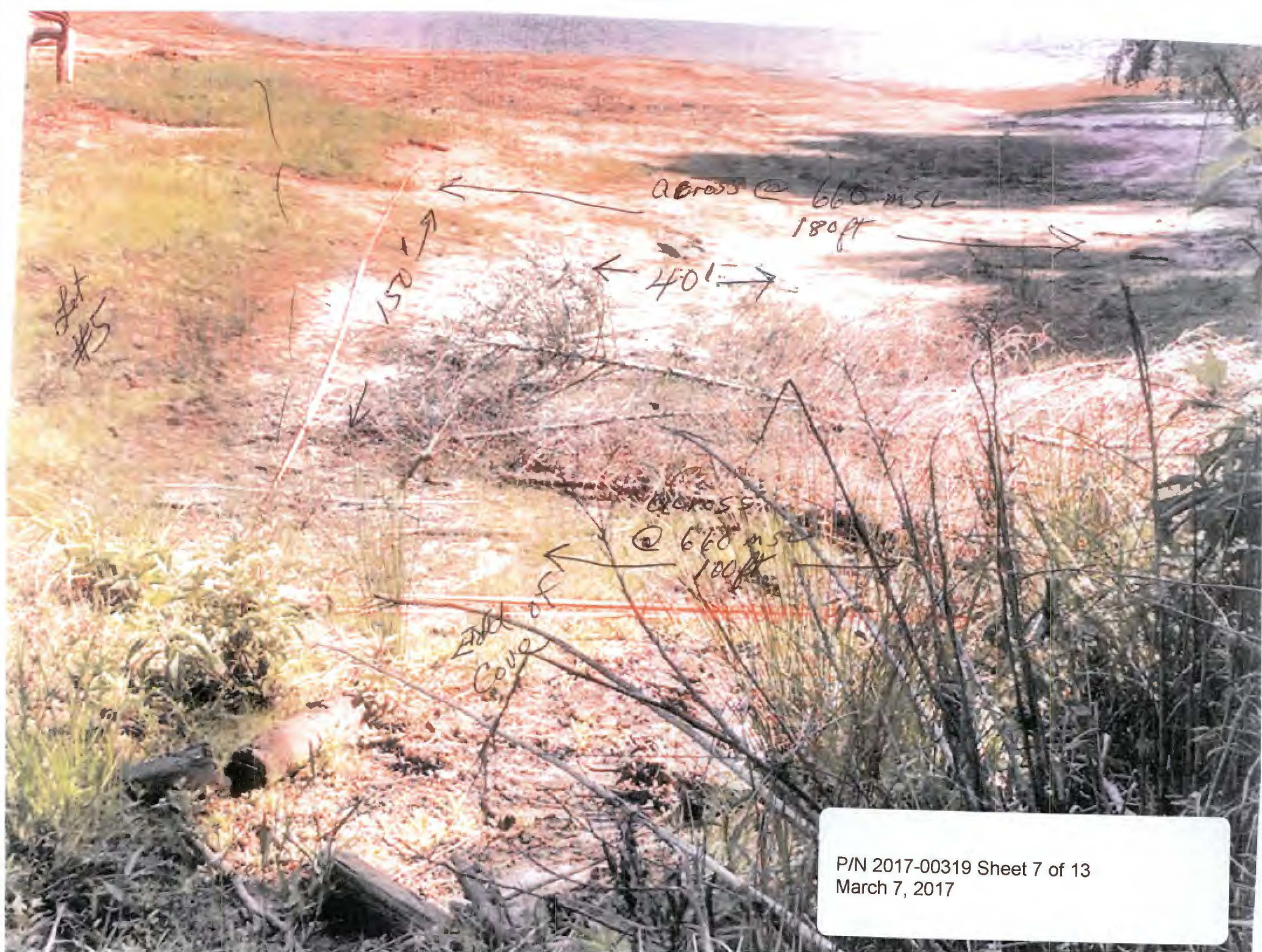
(Latitude
 34.604566) (Longitude
 -82.940364)





Map data ©2016 Google Imagery ©2016 DigitalGlobe 100 m Survey, USA F Report a map error

Dredging
Site





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Lot
#5

40'

Area to be Dredged

150 ft



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