

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

Refer to: P/N SAC-2018-00282

DATE: April 16, 2018

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 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 South Carolina Department of Health and Environmental Control by

Mr. Oneil Sanders
Mayview Beach Community Dock Association
PO Box 2959
Bluffton, South Carolina 29910

for a permit to extend the walkway, reconfigure, and repair the existing recreational community dock within

May River

at a location in Bluffton, Beaufort County, South Carolina (Latitude: 32.21289039465 °N, Longitude: -80.8531884003701 °W), Bluffton 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 extending the walkway 10' into the channel, from 155' to 165' in length, and relocating the pierhead, waterward walkway and floating docks to align at the end of the extended walkway. The proposed work includes realigning the existing landward end floating docks parallel with the other floating docks and extending these end docks in length from

30' on the west side and 25' east side to 40' on both sides. The proposed work also includes adding 10' wide x 40' long floating docks onto both ends of the waterward floating docks. During construction the existing pilings, walkways, pierhead head, and floating docks will all be removed, and new or repaired structures will be installed as proposed. The entire proposed community dock includes a 6' wide x 131' long walkway that connects to a 12' wide x 34' long walkway that connects to a 25' x 25' covered pierhead with a set of floating docks on both sides (landward) and a 10' x 38' walkway with a set of floating docks on both sides (waterward). The landward floating docks are connected by 3' wide x 30' long gangways and consists of a 10' wide x 60' long floating dock and a 10' wide x 40' floating on both sides of the pierhead. The waterward floating docks are connected by 3' wide x 30' long gangways and consists of a 10' wide x 53' long floating dock and a 10' wide x 40' long floating dock on both sides of the walkway. Existing features on the dock include electricity, running water, and a fish cleaning station. The applicant has not proposed to mitigate for impacts to wetlands and/or waters of the United States. The project purpose is to expand and repair the existing recreational community dock.

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). 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 0.14 acre of estuarine substrates 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 that the project will have no effect on the listed Green Sea Turtle (*Chelonia mydas*), Kemp's Ridley Sea Turtle (*Lepidochelys kempii*), Leatherback Sea Turtle (*Dermochelys coriacea*), and Loggerhead Sea Turtle (*Caretta caretta*); and the project is not likely to adversely affect the listed West Indian Manatee (*Trichechus manatus*). This public notice serves as a request for written concurrence from the U.S. Fish and Wildlife Service and/or the National Marine Fisheries Service on this determination.

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 there are historic properties present, but they will not be affected; 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 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:**

REGULATORY DIVISION
SAC-2018-00282

DATE: April 16, 2018

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

If there are any questions concerning this public notice, please contact Leslie Estill, Project Manager, at (843) 329-8039.

Location Map

Mayview Beach Community Dock
28 Estill Beach Circle
Bluffton, Beaufort County, South Carolina

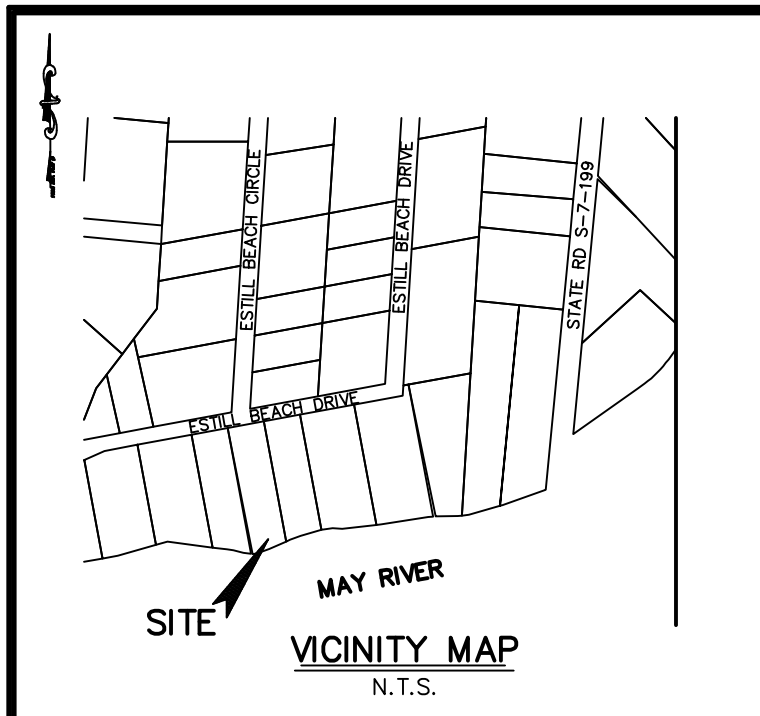
SAC-2018-00282 Figure 1 of 4



Google earth

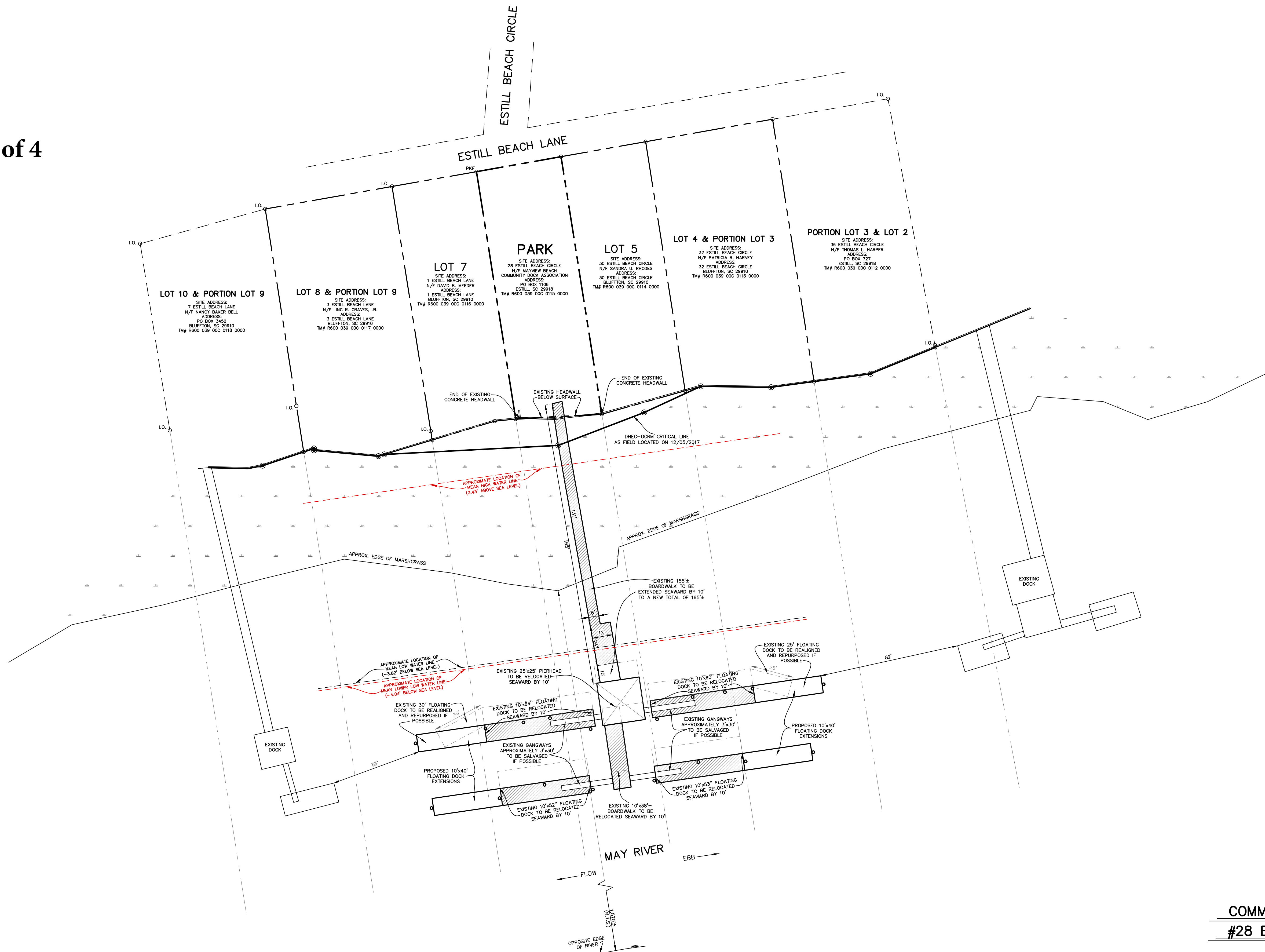
Image © 2018 TerraMetrics
Data SIO, NOAA, U.S. Navy, NGA, GEBCO

4 mi



SAC-2018-00282 Figure 2 of 4

Proposed Work



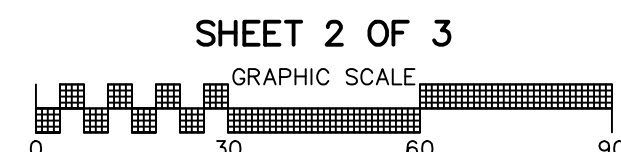
LEGEND:

CONC. O.	CONCRETE MONUMENT, OLD (FOUND)
I.O.	IRON PIPE, OLD (FOUND)
DHEC	DEPARTMENT OF HEALTH & ENVIRONMENTAL CONTROL
NTS	NOT TO SCALE
N/F	NOW OR FORMERLY
OCRM	OCEAN & COASTAL RESOURCE MANAGEMENT
R/W	RIGHT OF WAY

- REFERENCE PLATS:
- 1) SUBDIVISION PLAT OF A PORTION OF THE COLCOCK TRACT NEAR BLUFFTON, SC. LOTS #1 TO #2 AND LOT #35 ARE AS SHOWN ON A PLAT MADE BY ELBERT S. RAMSEY, JUNE 7, 1933, EXCEPT THAT 20 FEET HAS BEEN ADDED ON THE NORTH END OF LOTS #1 TO # AS SHOWN SURVEYED FOR C.A. HARPER, SR., MAY 4, 1946. BY: S.S. SNOOK, S.C.R.L.S., RECORDED: P.B. 6, PG. 95.
 - 2) A BOUNDARY AND ASBUILT PLAT OF LOTS 7 & 13, ESTILL BEACH DRIVE, A PORTION OF THE COLCOCK TRACT, BLUFFTON TOWNSHIP, BEAUFORT COUNTY, SOUTH CAROLINA. BY: MATTHEW M. CRAWFORD, S.C.R.L.S., #9756, RECORDED: P.B. 48, PG. 123, 2/11/1994.

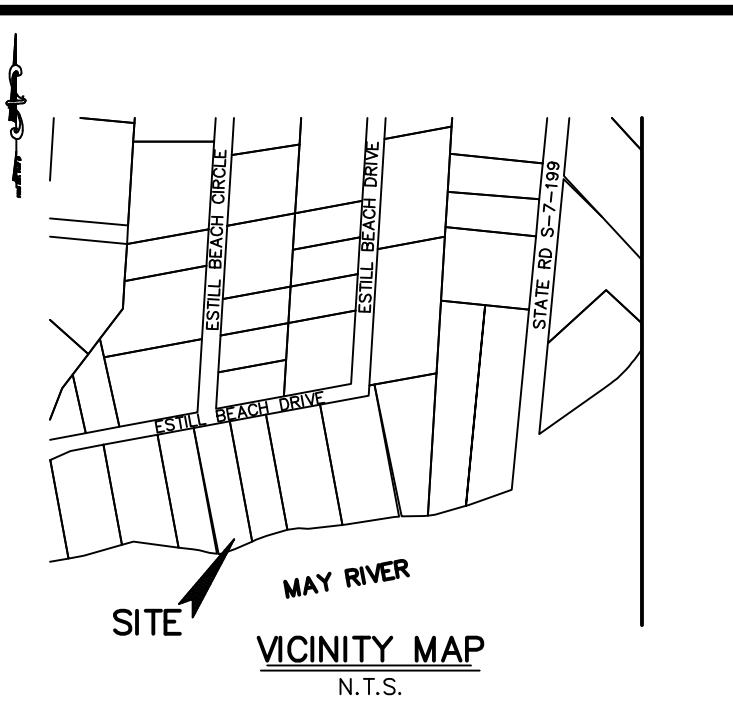
- NOTES
- 1) I HEREBY STATE THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF, THE SURVEY SHOWN HEREIN WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE MINIMUM STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS "A" SURVEY AS SPECIFIED THEREIN; ALSO THERE ARE NO OBVIOUS, APPARENT OR VISIBLE ENCROACHMENTS OR PROJECTIONS OTHER THAN SHOWN.
 - 2) ONLY EXISTING DOCK IMPROVEMENTS HAVE BEEN SHOWN ON THIS SURVEY.
 - 3) NO SUBSURFACE OR ENVIRONMENTAL INVESTIGATION OR WETLAND SURVEYS WERE PERFORMED FOR THIS PLAT. THEREFORE THIS PLAT DOES NOT REFLECT THE EXISTENCE OR NONEXISTENCE OF WETLANDS, CONTAMINATION, OR OTHER CONDITIONS WHICH MAY AFFECT THIS PROPERTY.
 - 4) BOUNDARY LINES SHOWN ARE BASED ON FIELD MONUMENTATION FOUND. COMPLETE BOUNDARY SURVEYS WERE NOT PERFORMED ON ALL PROPERTY SHOWN ON THIS SURVEY.
 - 5) THIS SURVEY WAS CONDUCTED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE. THEREFORE THERE MAY BE OTHER EASEMENTS, RIGHT-OF-WAY, SETBACK LINES, AGREEMENTS, RESERVATIONS, RESTRICTIONS, OR OTHER SIMILAR MATTERS OF PUBLIC RECORD, NOT DEPICTED ON THIS SURVEY.

PREPARED FOR: MAYVIEW BEACH COMMUNITY DOCK ASSOCIATION
 ADDRESS: #28 ESTILL BEACH CIRCLE
 TAX PARCEL I.D. NO. R600-039-00C-0115-0000



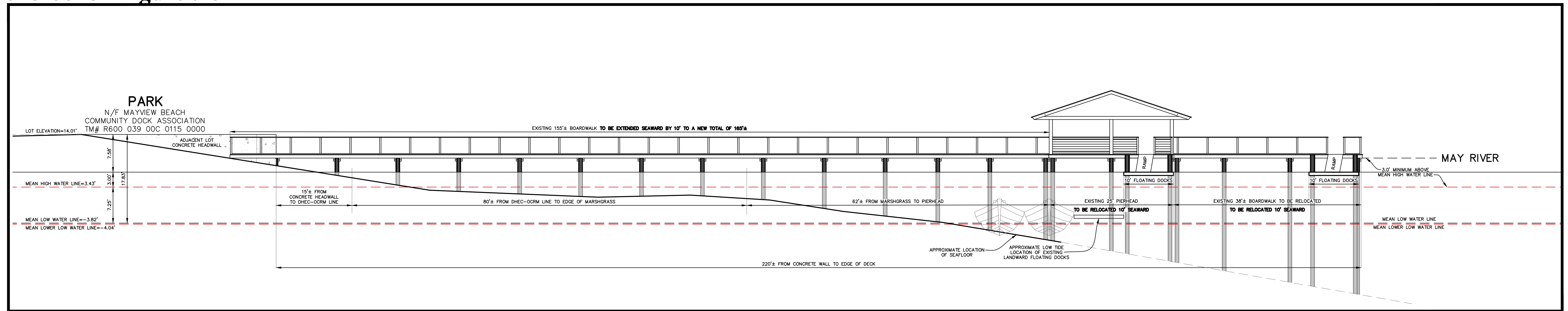
PLAN VIEW
 MAJOR ACTIVITY PERMIT
 SURVEY OF
COMMUNITY PARK PARCEL
#28 ESTILL BEACH CIRCLE
 LANDS OF
MAYVIEW BEACH
COMMUNITY DOCK ASSOCIATION
 BLUFFTON TOWNSHIP, BEAUFORT COUNTY, SOUTH CAROLINA
 SCALE: 1" = 30' DATE: 01/30/2018 JOB NO: SC170134
 REVISED: 03/20/2018; TO SHOW MEAN HIGH, MEAN LOW & MEAN LOWER LOW WATER LINES; AND TO SHOW OLD DOCK PLAN.

SG SURVEYING CONSULTANTS
 17 Sherrington Drive, Suite C, Bluffton, SC 29910
 SC Telephone: (843) 815-3304 FAX: (843) 815-3305
 GA Telephone: (912) 826-8775
 www.SurveyingConsultants.com
 Email: SC@SurveyingConsultants.com
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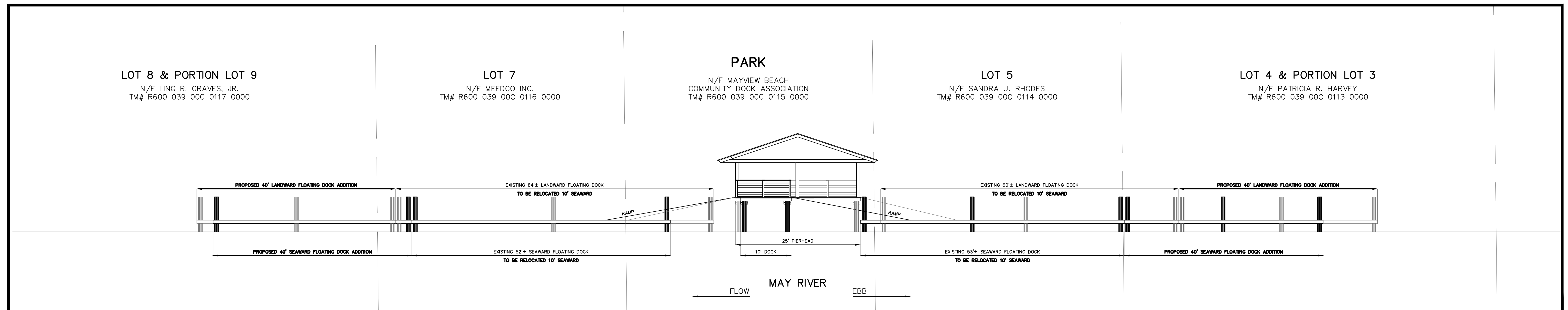


SAC-2018-00282 Figure 3 of 4

Proposed Work



PROPOSED SIDE ELEVATION

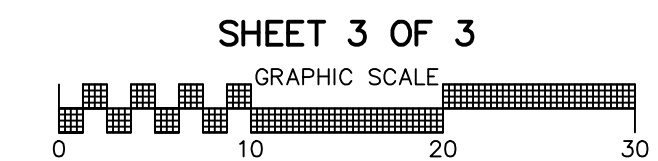
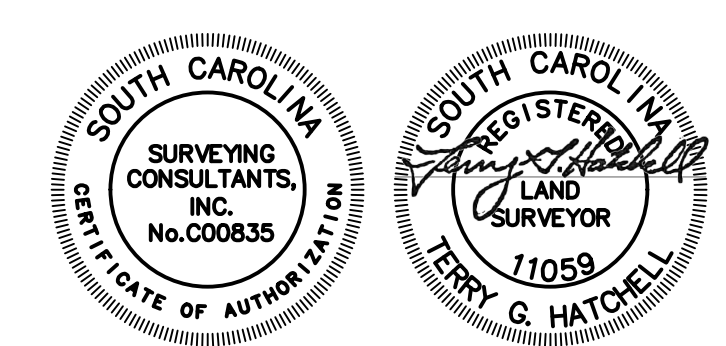


PROPOSED SEAWARD ELEVATION

- NOTES
- I HEREBY STATE THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF, THE SURVEY SHOWN HEREIN 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 "A" SURVEY AS SPECIFIED THEREIN; ALSO THERE ARE NO OBVIOUS, APPARENT OR VISIBLE ENCROACHMENTS OR PROJECTIONS OTHER THAN SHOWN.
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PREPARED FOR: MAYVIEW BEACH COMMUNITY DOCK ASSOCIATION
ADDRESS: #28 ESTILL BEACH CIRCLE
TAX PARCEL I.D. NO. R600-039-00C-0115-0000



PROPOSED ELEVATION DETAILS
MAJOR ACTIVITY PERMIT
SURVEY OF

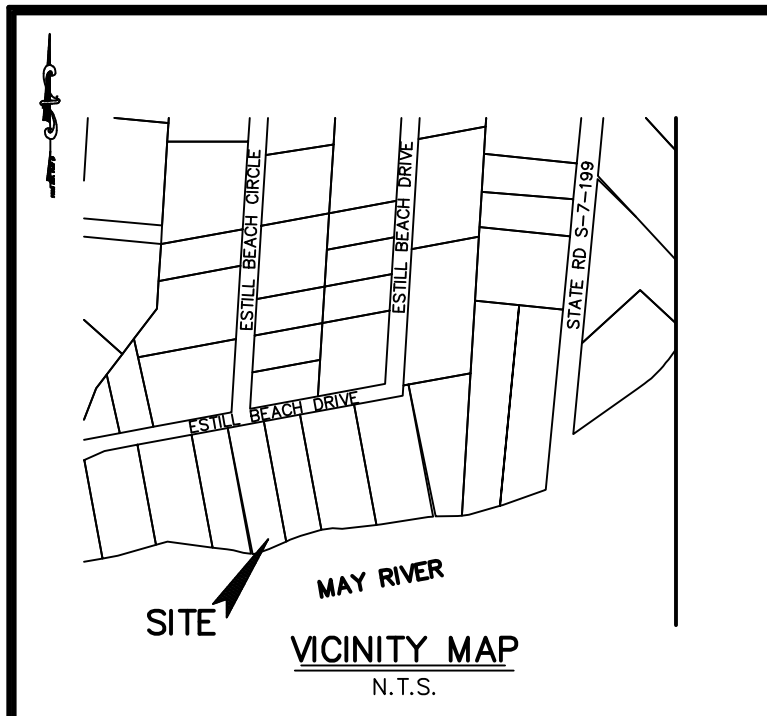
COMMUNITY PARK PARCEL
#28 ESTILL BEACH CIRCLE

LANDS OF
MAYVIEW BEACH
COMMUNITY DOCK ASSOCIATION
BLUFFTON TOWNSHIP, BEAUFORT COUNTY, SOUTH CAROLINA

SCALE: 1" = 10'
DATE: 01/30/2018
JOB NO: SC170134
REVISED: 03/20/2018; TO SHOW MEAN HIGH, MEAN LOW & MEAN LOWER LOW WATER LINES.

SURVEYING CONSULTANTS
17 Sherrington Drive, Suite C, Bluffton, SC 29910
SC Telephone: (843) 815-3304 FAX: (843) 815-3305
GA Telephone: (912) 828-2775
www.SurveyingConsultants.com
Email: SC@SurveyingConsultants.com

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LINE	LENGTH	BEARING
L1	9.43'	S74°14'56"W
L2	12.25'	S84°12'38"W
L3	3.61'	S73°12'55"W
L4	1.14'	N02°02'41"W
L5	6.31'	S71°29'36"W

SAC-2018-00282 Figure 4 of 4

Existing Conditions



LEGEND:

CONC. O.	CONCRETE MONUMENT, OLD (FOUND)
I.O.	IRON PIPE, OLD (FOUND)
DHEC	DEPARTMENT OF HEALTH & ENVIRONMENTAL CONTROL
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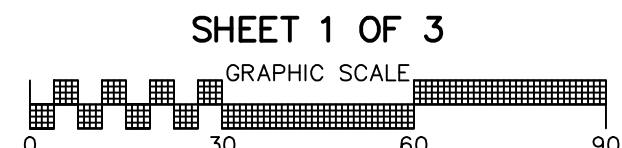
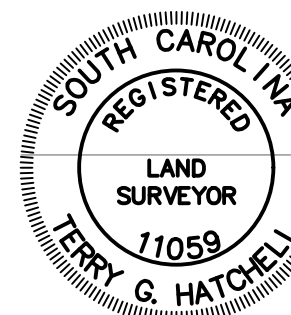
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SPECIAL NOTE:
 THE AREA SHOWN ON THIS PLAT IS A REPRESENTATION OF DEPARTMENT PERMIT AUTHORITY ON THE SUBJECT PROPERTY. CRITICAL AREAS, BY THEIR NATURE, ARE DYNAMIC AND SUBJECT TO CHANGE OVER TIME. BY DELINEATING THE PERMIT AUTHORITY OF THE DEPARTMENT, THE DEPARTMENT IN NO WAY WAIVES THE ITS RIGHT TO ASSERT PERMIT JURISDICTION AT ANY TIME IN ANY CRITICAL AREA ON THE SUBJECT PROPERTY, WHETHER SHOWN HEREIN OR NOT.

SIGNATURE _____ DATE _____

THE CRITICAL LINE SHOWN ON THIS PLAT IS VALID FOR FIVE YEARS FROM THE DATE OF THIS SIGNATURE, SUBJECT TO THE CAUTIONARY LANGUAGE ABOVE.

PREPARED FOR: MAYVIEW BEACH COMMUNITY DOCK ASSOCIATION
 ADDRESS: #28 ESTILL BEACH CIRCLE
 TAX PARCEL I.D. NO. R600-039-00C-0115-0000



DHEC-OCRM CRITICAL LINE
 EXISTING CONDITIONS &
 MAJOR ACTIVITY PERMIT
 SURVEY OF

COMMUNITY PARK PARCEL
#28 ESTILL BEACH CIRCLE

LANDS OF
MAYVIEW BEACH
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