

**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**  
**North Charleston, South Carolina 29405**

REGULATORY DIVISION  
Refer to: P/N SAC-2017-01038

August 29, 2019

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

**MR. PAT ROONEY**  
**TOWN OF BLUFFTON**  
**20 BRIDGE STREET**  
**BLUFFTON, SOUTH CAROLINA 29910**

for a permit to construct a limited use commercial dock in the

**MAY RIVER**

at 113 Calhoun Street in Bluffton, Beaufort County, South Carolina (Latitude: 32.2308 °, Longitude: -80.8634 °), Quad Sheet: Bluffton.

In order to give all interested parties an opportunity to express their views

**N O T I C E**

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 constructing a limited use commercial dock. In detail, the applicant proposes to remove the existing community dock and replace it with a 10' x 130' walkway leading to a 20' x 20' covered pierhead, with a 5' x 36' steel ramp leading to a 12' x 120' floating dock. The applicant recently received a permit to construct the same dock but for recreational purposes only. They are now applying for the same dock to include limited commercial uses. The

applicant has not proposed mitigation. The project purpose is for limited commercial use as well as recreational use by the Bluffton community for access to waters of the May River.

**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. 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 1840 square feet 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, based on the most recently available information that the West Indian manatee, Atlantic sturgeon, shortnose sturgeon, finback whale, humpback whale, right whale, sei whale, sperm whale, green sea turtle, Kemp's Ridley sea turtle, leatherback sea turtle, loggerhead sea turtle, and the American wood stork, Federally endangered or threatened species may be present in the vicinity of the project. However, it has been determined that the project will have no effect on the whales, sea turtles, and sturgeons and will not result in the destruction or adverse modification of designated or proposed critical habitat. In addition, the District Engineer has determined that the project is not likely to adversely affect the West Indian manatee and the American wood stork. 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.

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 adverse 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).

August 29, 2019

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.

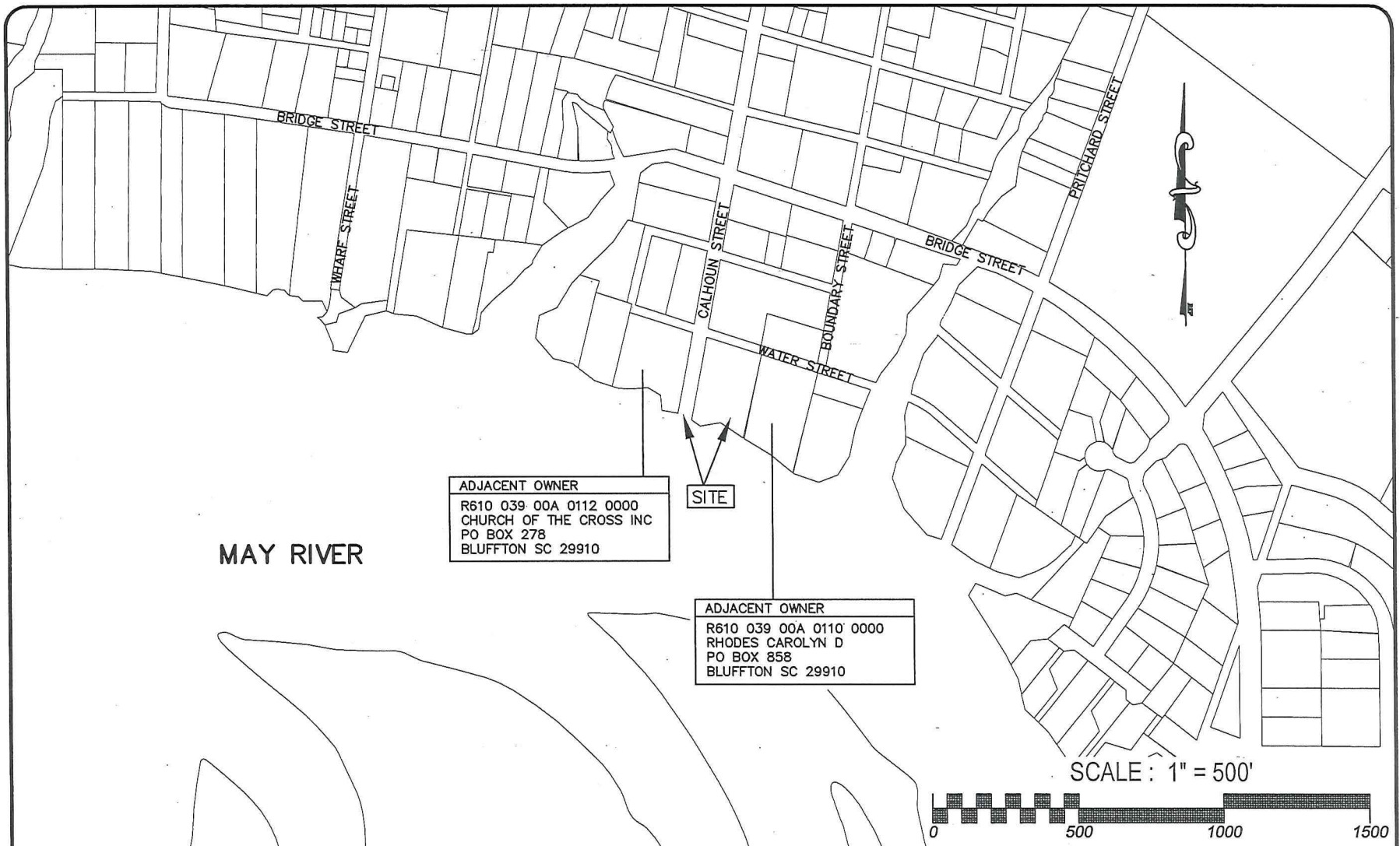
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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:**

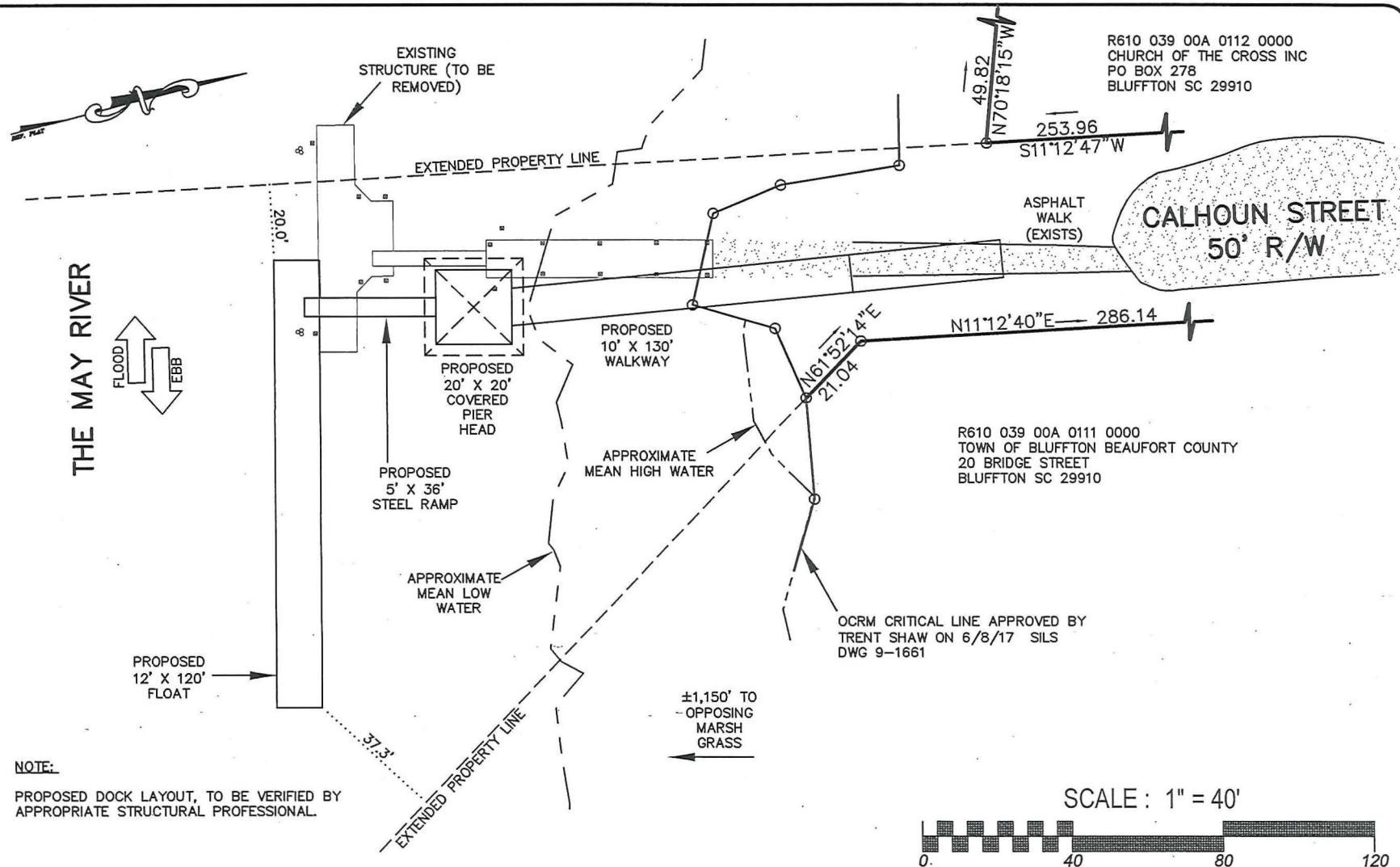
**U.S. Army Corps of Engineers  
ATTN: REGULATORY DIVISION  
69A Hagood Avenue  
Charleston, SC 29403-5107**

If there are any questions concerning this public notice, please contact Chelsea B. Fannin, Project Manager, at (843) 329-8038, or by email at [Chelsea.B.Fannin@usace.army.mil](mailto:Chelsea.B.Fannin@usace.army.mil).

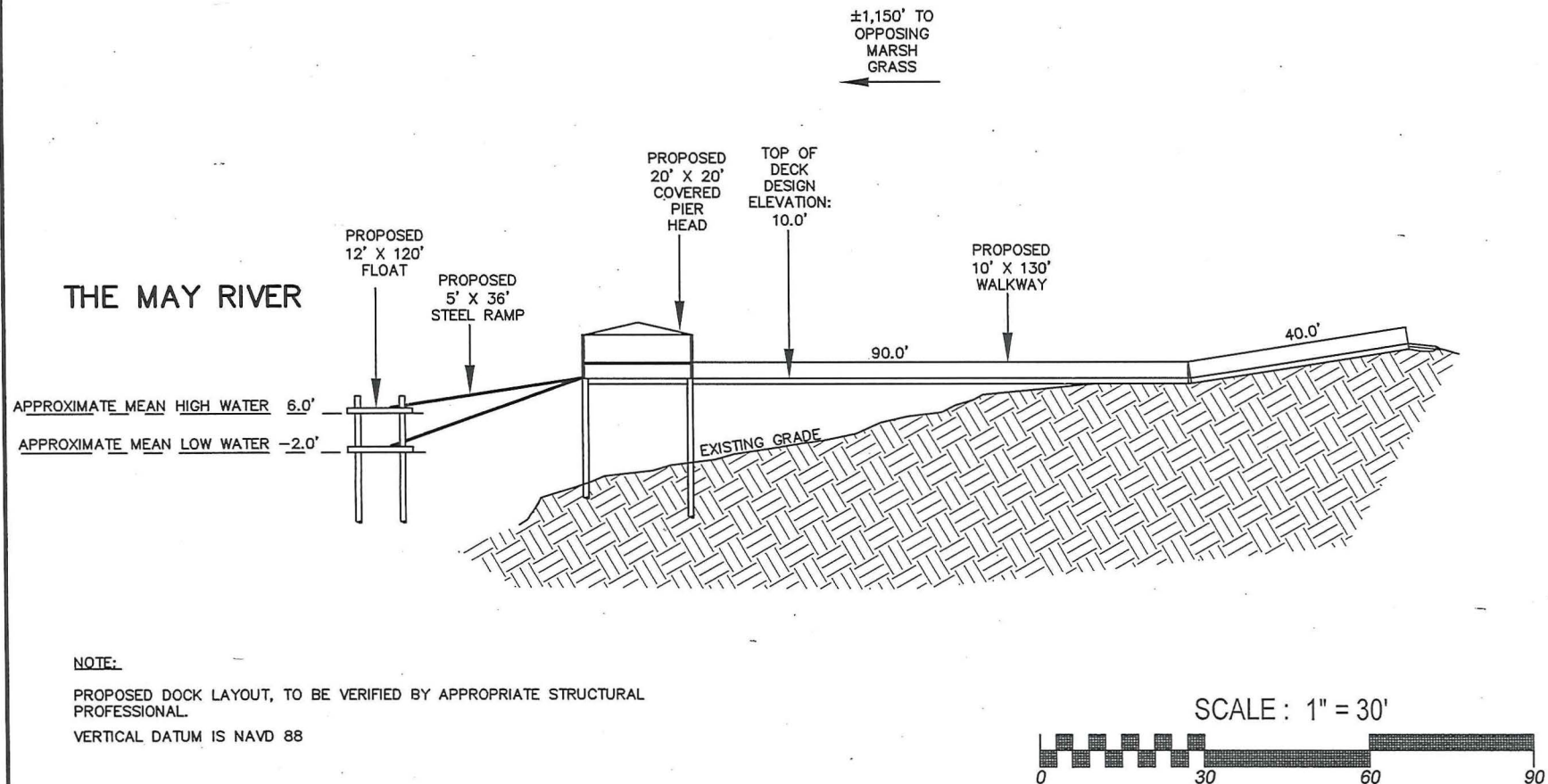


<p><b>APPLICANT</b> TOWN OF BLUFFTON</p> <p>ADDRESS: 20 BRIDGE STREET BLUFFTON SC 29910</p> <p>DATE: AUG. 07 2019</p> <p>WATERBODY: MAY RIVER</p>	<p><b>LOCATION</b></p> <p>ADDRESS: 111 CALHOUN STREET</p> <p>LEGAL: PARCEL 111 CALHOUN STREET BLUFFTON TOWNSHIP SC, 29910 BEAUFORT COUNTY, SOUTH CAROLINA</p> <p>TAX PARCEL #: R610 039 00A 0111 0000</p>	<div data-bbox="1039 1250 1270 1502"> </div> <div data-bbox="1291 1250 1522 1502"> </div>	<p><b>SITE PLAN</b> PROPOSED FLOATING DOCK &amp; BULKHEAD SHEET 1 of 4 Sheets</p> <p><b>SILS</b> Sea Island Land Survey, LLC. 4D Mathews Court, Tel (843) 681-3248 Hilton Head Island, SC 29926 Fax (843) 689-3871 E-mail: sils@sprynet.com</p> <p>FILE No.: 17099/2 DWG No.: 9-1707_REV2</p>
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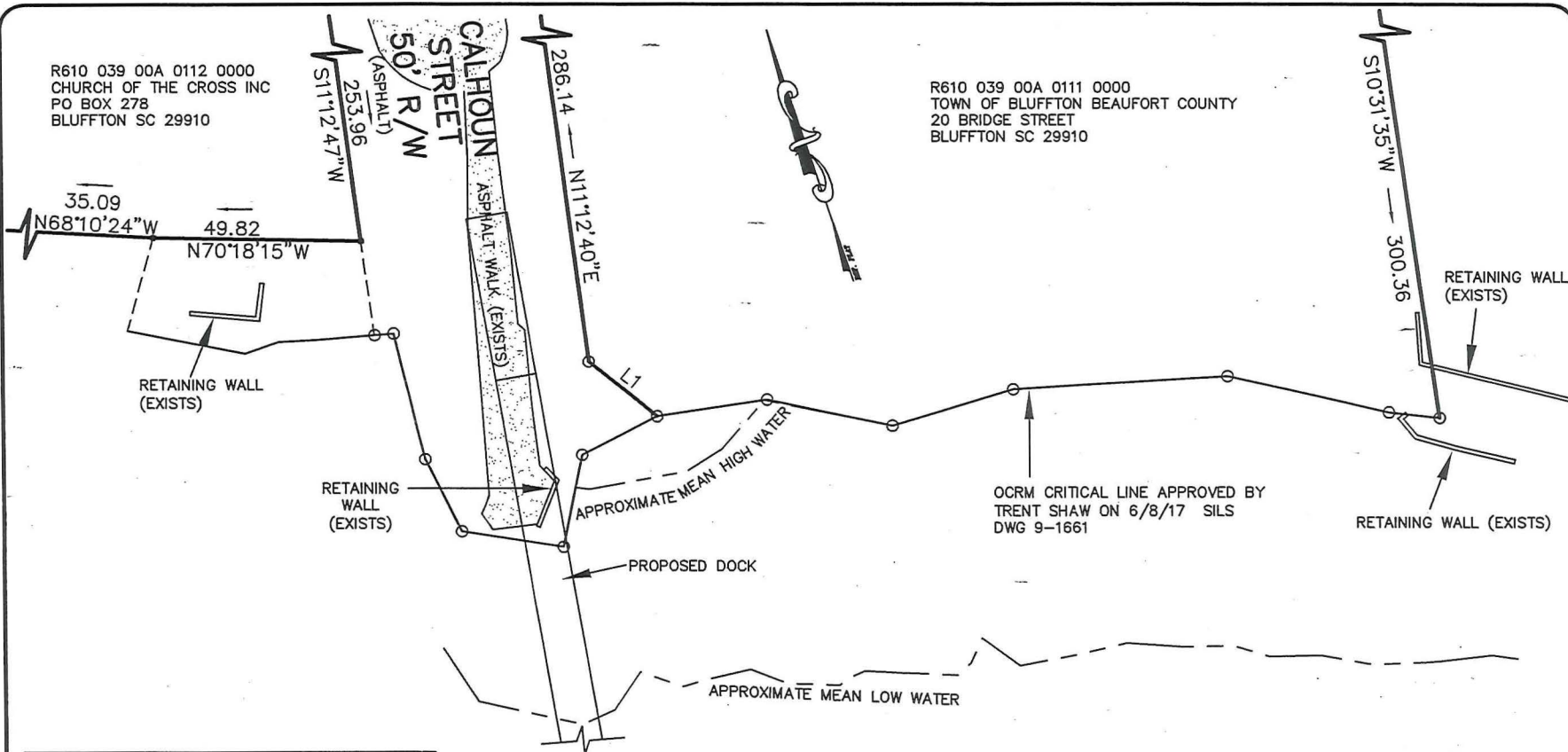
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R610 039 00A 0112 0000  
CHURCH OF THE CROSS INC  
PO BOX 278  
BLUFFTON SC 29910

R610 039 00A 0111 0000  
TOWN OF BLUFFTON BEAUFORT COUNTY  
20 BRIDGE STREET  
BLUFFTON SC 29910



LINE TABLE		
LINE	LENGTH	BEARING
L1	21.04	N 32°18'26" W

**NOTE:**

PROPOSED BULKHEAD LAYOUT, TO BE VERIFIED BY APPROPRIATE STRUCTURAL PROFESSIONAL.

SCALE: 1" = 40'



**APPLICANT**  
TOWN OF BLUFFTON

ADDRESS: 20 BRIDGE STREET  
BLUFFTON SC  
29910

DATE: AUG. 07 2019

WATERBODY: MAY RIVER

**LOCATION**

ADDRESS: 111 CALHOUN STREET  
LEGAL: PARCEL 111  
CALHOUN STREET  
BLUFFTON TOWNSHIP  
SC, 29910  
BEAUFORT COUNTY,  
SOUTH CAROLINA  
TAX PARCEL #: R610 039 00A 0111 0000



PLAN VIEW

PROPOSED BULKHEAD  
SHEET 4 of 4 Sheets

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