

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
1949 INDUSTRIAL PARK ROAD, ROOM 140
CONWAY, SOUTH CAROLINA 29526

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-2005-35717

August 18, 2020

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 S.C. Department of Health and Environmental Control by

South Island Plantation Association, Inc.
c/o The EARTHWORKS Group
11655 Highway 707
Murrells Inlet, South Carolina 29576

for a permit to modify a previously authorized private marina in

Winyah Bay/Atlantic Intracoastal Waterway (AIWW)

at a location east of South Island Road, at the terminus of Plantation Boulevard, South Island Plantation Community, Georgetown, in Georgetown County, South Carolina (Latitude 33.3146°, Longitude -79.2907°), Georgetown South 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 modifying a previously authorized private marina. In detail the existing fixed dock and pierhead will remain the same. The proposed work is the additional construction of 4,912 square feet (SF) of floating docks and Sixty (60) 11' 8" x 26' 8" floating drive-on boat lifts totaling 18,666 SF. The proposed floating docks and floating drive-on boat lifts will be

secured by 12" class B timber piles at 10 foot spacing for an approximate total of 120 pilings. The applicant offered no compensatory mitigation for the impacts associated with the proposed work. It is understood that this work is to be conducted on/or adjacent to an area subject to a prism and/or disposal area held by the United States. Appropriate provisions will be included in the permit to ensure the interests of the Federal Government are understood. The project purpose is to provide private, recreational waterfront access to Winyah Bay/AIWW.

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 0.54 acre 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 West Indian Manatee (*Trichechus manatus*), Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*), and Shortnose Sturgeon (*Acipenser brevirostrum*) have the potential to occur within the vicinity of the project area. However, it has been determined that the project will have no effect on Shortnose Sturgeon (*Acipenser brevirostrum*) and Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*) and will not result in the destruction or adverse modification of their designated or proposed critical habitat. Additionally, the District Engineer has determined that the project is not likely to adversely affect the West Indian Manatee (*Trichechus manatus*) or result in the destruction or adverse modification of designated or proposed critical habitat. 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)(1)(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, the criteria established under authority of Section 102 of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. 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**

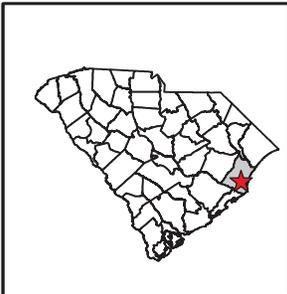
REGULATORY DIVISION
SAC-2005-35717

August 18, 2020

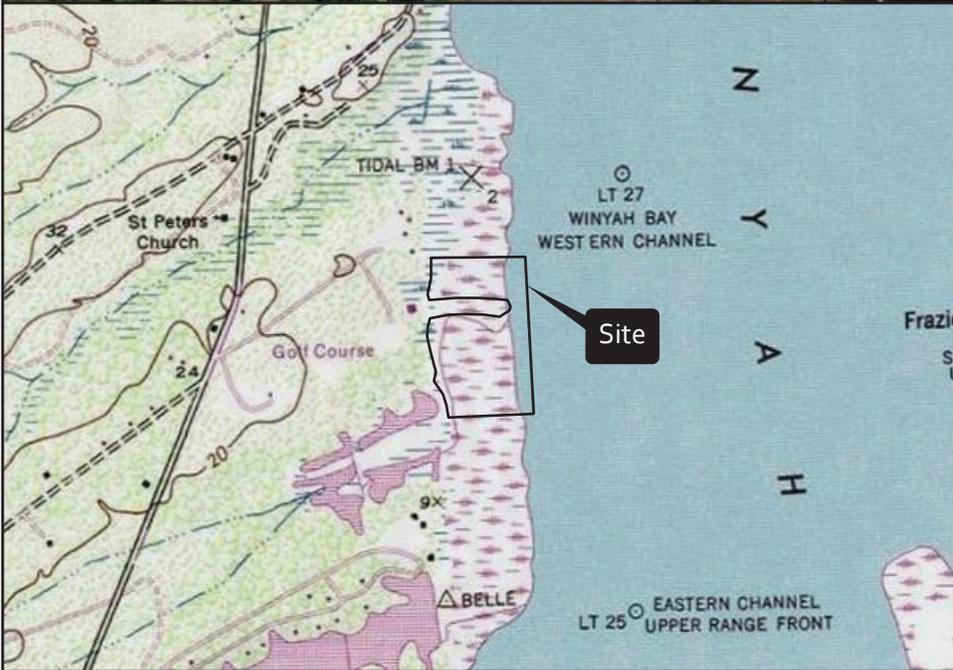
following e-mail address: SAC.RD.Conway@usace.army.mil, or via USPS at the address below:

**U.S. Army Corps of Engineers
ATTN: REGULATORY DIVISION
1949 INDUSTRIAL PARK ROAD, ROOM 140
CONWAY, SOUTH CAROLINA 29526**

If there are any questions concerning this public notice, please contact Rob Huff, Team Lead, by email at Robert.C.Huff@usace.army.mil.



SAC-2005-35717
South Island Plantation Marina
Modification
Georgetown County, SC
Sheet 1 of 5
Date: 2/13/2020, Revised: 8/12/2020



SITE / VICINITY

SOUTH ISLAND PLANTATION
MARINA MODIFICATION

SCALE
1:6,000
1" = 500'

planning and design consultants

11655 HIGHWAY 707
 MURRELLS INLET, SC 29576
 P: 843-651-7900 F: 843-651-7903
 WWW.EARTHWORKSGROUP.COM

APPLICANT: **South Island Plantation, C/O Teddy Dowling**
 PO Box 2308
 Pawley's Island, SC 29585
 TMS: 05-0055A-001-01-01
 LOCATION: East of South Island Road
 GEORGETOWN COUNTY
 LAT/LONG: 33.3145876 by -79.2906800
 USGS QUAD: GEORGETOWN SOUTH
 DATE: 2/13/2020

TMS: 1-0447-053-03-00
WILSON D I III TRUSTEE
2221 FRASER ST
GEORGETOWN, SC 29440

STA: 0+39.74
33°18'53.99303"N
9°17'13.87205"W

TOTAL LENGTH FROM
CRITICAL AREA LINE
TO OUTER MOST EXTENSION
OF EXISTING STRUCTURES
IS 1000 L.F.

FAZIER
POINT
BEND

1111'± CHANNEL C.L.

Existing Dockage

LINE OF USE CHANNEL (AIWW)

CRITICAL AREA LINE TAKEN FROM "BOUNDARY &
WETLAND SURVEY OF 2.0 ACRES", by ETS, INC.
AND DATED 11-2-09. THIS CRITICAL AREA LINE
WAS APPROVED BY OCRM ON 12-7-09.

TMS: 05-0055A-001-01-01
SOUTH ISLAND PLANTATION ASSOC INC
PO BOX 2308
PAWLEYS ISLAND, SC 29585

1099'± extended property line

WINYAH
BAY /
AIWW

FLOW
↑
EBB
↓

TMS: 1-0105A-006-05-00
LAWRENCE DWYER
1365 WEYMOUTH DR
GEORGETOWN, SC 29440

250 0 125 250 500



GRAPHIC SCALE

SAC-2005-35717
South Island Plantation Marina
Modification
Georgetown County, SC
Sheet 2 of 5

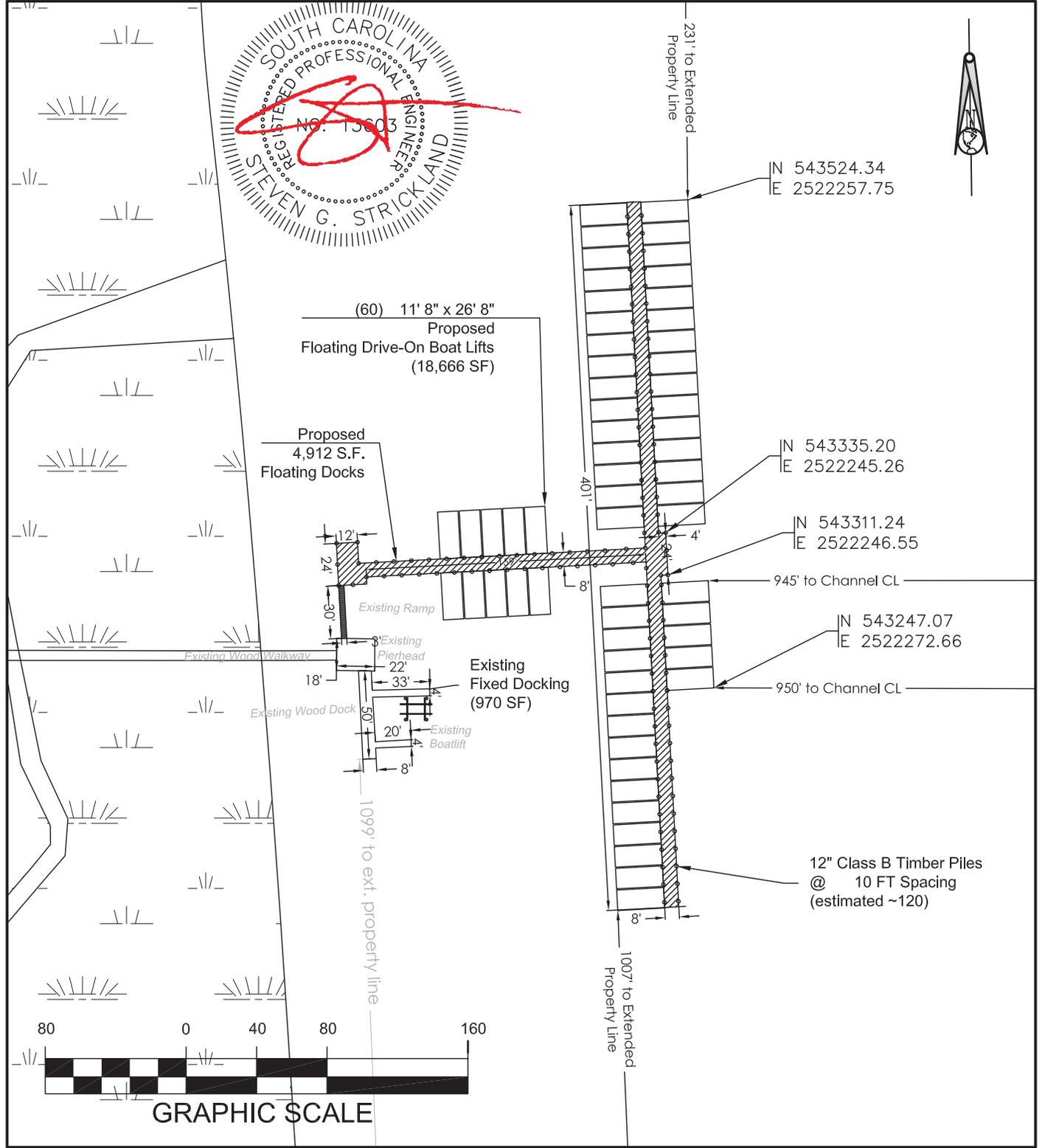
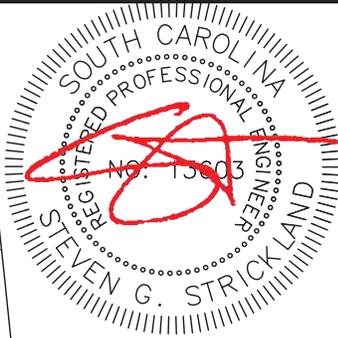
Date: 2/13/2020, Revised: 8/12/2020

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SCALE: 1" = 250'

EARTHWORKS
planning and design consultants

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MURRELLS INLET, SC 29576
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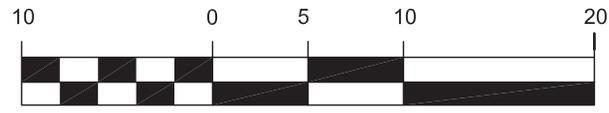
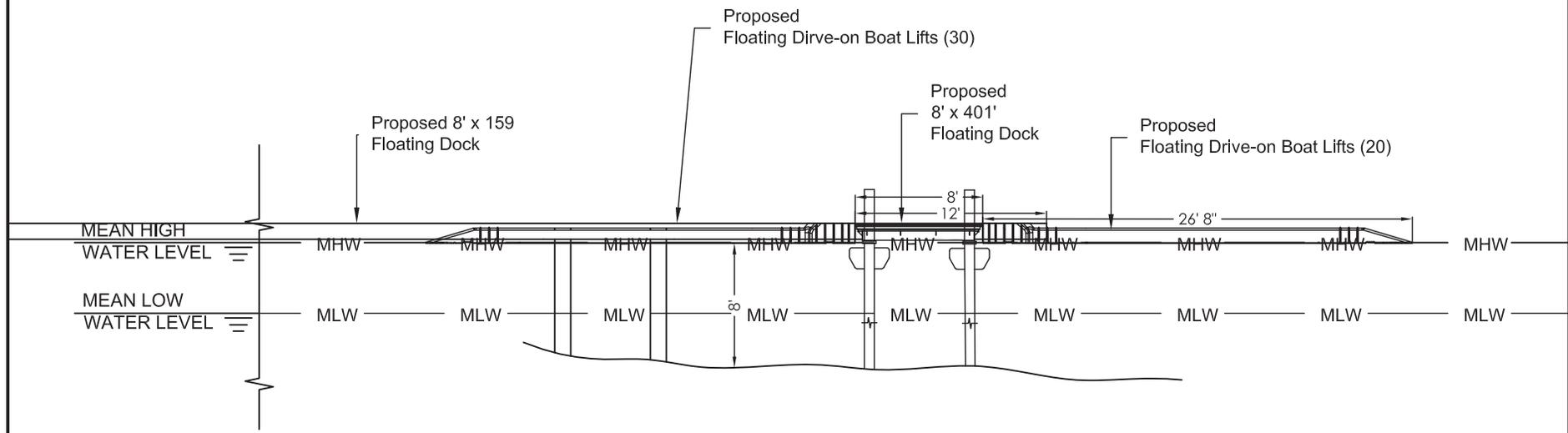


SAC-2005-35717
 South Island Plantation Marina
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 Georgetown County, SC
 Sheet 3 of 5
 Date: 2/13/2020, Revised: 8/12/2020

JOB NUMBER: 191173 REVIEWED BY: TEG SCALE: 1" = 80'



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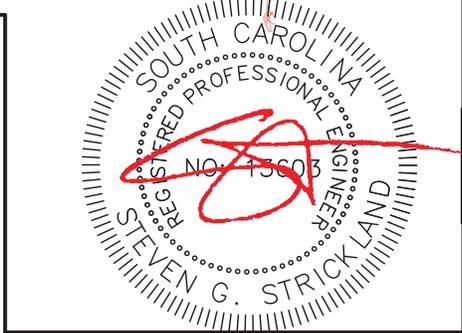
GRAPHIC SCALE

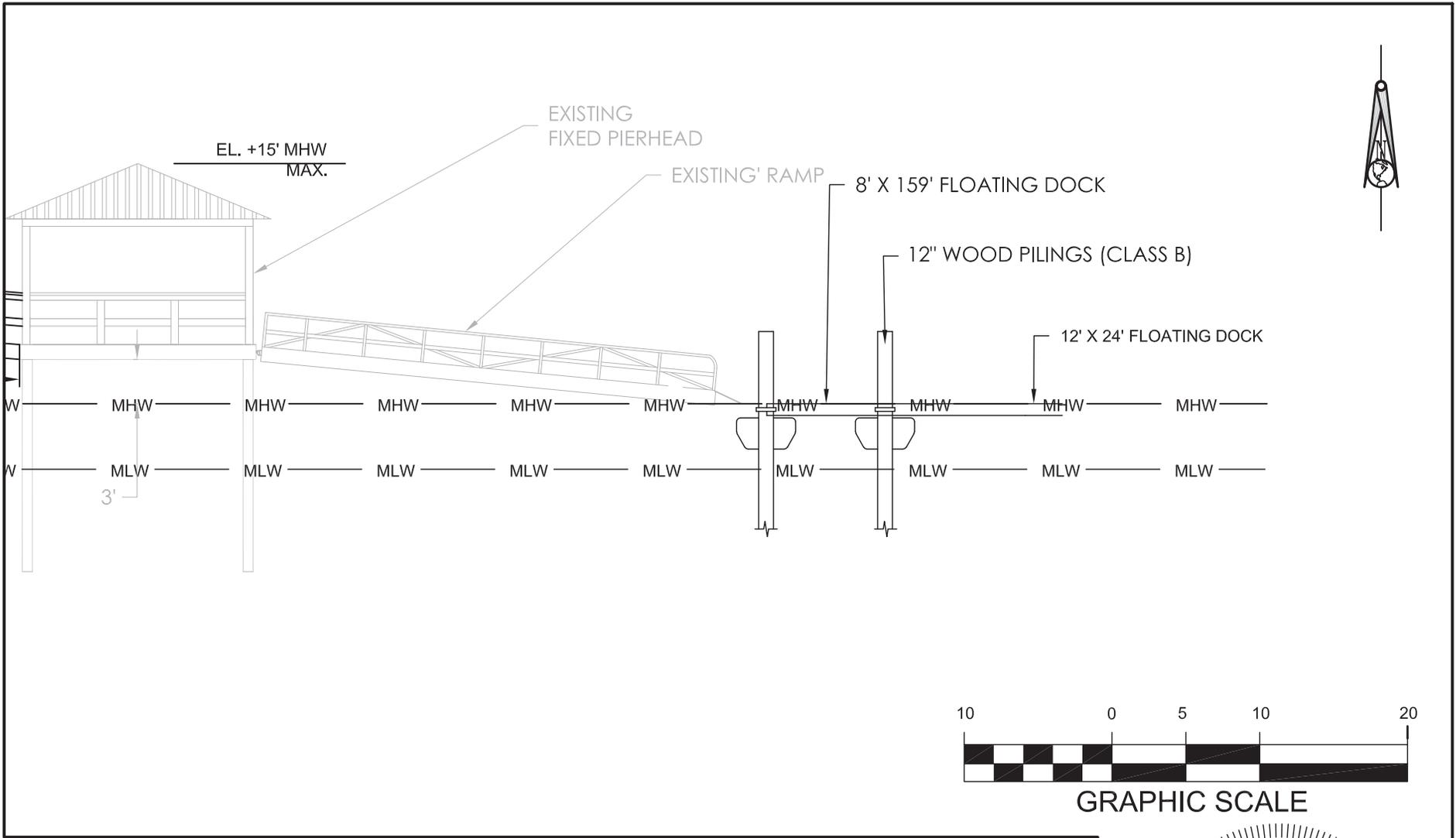
SAC-2005-35717
 South Island Marina Modification
 Georgetown County, SC
 Sheet 4 of 5
 Date: 2/13/2020, Revised: 8/12/2020

JOB NUMBER: 191173 REVIEWED BY: TEG SCALE: 1" = 10'

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SAC-2005-35717
 South Island Plantation Marina
 Modification
 Georgetown County, SC
 Sheet 5 of 5
 Date: 2/13/2020, Revised: 8/12/2020

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