

JOINT
PUBLIC NOTICE
For
Permit Modification

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 #2009-00159-2ID

31 DECEMBER 2014

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

BP AMOCO CHEMICAL COMPANY
COOPER RIVER PLANT
c/o TIDEWATER ENVIRONMENTAL SERVICES, INC.
P.O. BOX 21415
CHARLESTON, SC 29413

for a permit to modify the existing BP "T" Head dock to include three new dolphins

at a location in the Cooper River off of Amoco Drive, City of Charleston, Berkeley County, South Carolina (Latitude 32.961111°, Longitude -79.916111°)

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 the existing structure by adding three new dolphins to the BP "T" Head dock. Two of the new dolphins will be installed along the face of the existing wharf. A third dolphin will be installed 100' to the south of the wharf along the same plane as the face of the wharf. Each dolphin will have three 36" cylindrical rubber fenders that are similar to the fenders located along the face of the existing dolphins.

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 temporarily impact 66 linear feet of open water habitat and associated estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, 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.

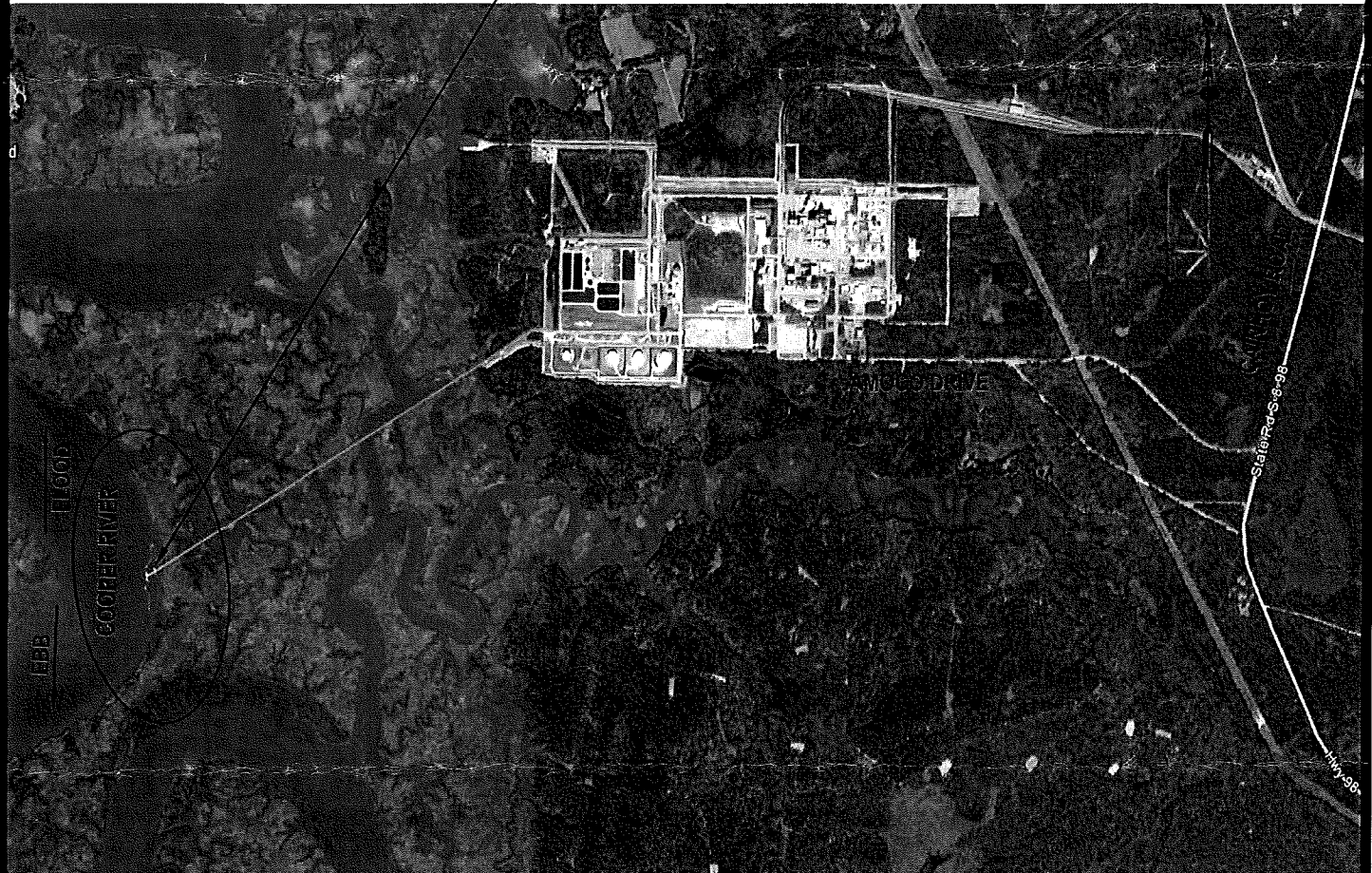
If there are any questions concerning this public notice, please contact David Wilson at 843-329-8044 or toll free at 1-866-329-8187.

JMT, INC.
 1 POSTON ROAD, SUITE 230
 CHARLESTON, SC 29407
 843-556-2624 WWW.JMT.COM



VICINITY

PROJECT LOCATION
 N32°57'40"
 W79°54'58"



LOCATION

SAC 2009-00159-2ID (mod)

SCALE: NTS

DATUM: MEAN SEA LEVEL (NAVD 88)
 PROJECT LOCATION:
 LATITUDE: 32° 57' 40" N
 LONGITUDE: 79° 54' 58" W

PROPOSED: BP DOLPHIN ADDITIONS

IN: COOPER RIVER
 AT: CHARLESTON, SOUTH CAROLINA
 BERKELEY COUNTY, SOUTH CAROLINA

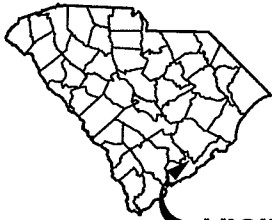
APPLICATION BY: BP-AMOCO CHEMICAL COMPANY
 COOPER RIVER
 1306 AMOCO DRIVE
 CHARLESTON, SOUTH CAROLINA 29492

ADJACENT PROPERTY OWNERS:
 1. US GOVERNMENT
 2. NAVAL WEAPON STATION

DRAWN BY: DJO FILE NAME: BP ADDITIONS
 SHEET: 1 OF 4 DATE: DECEMBER 15, 2014

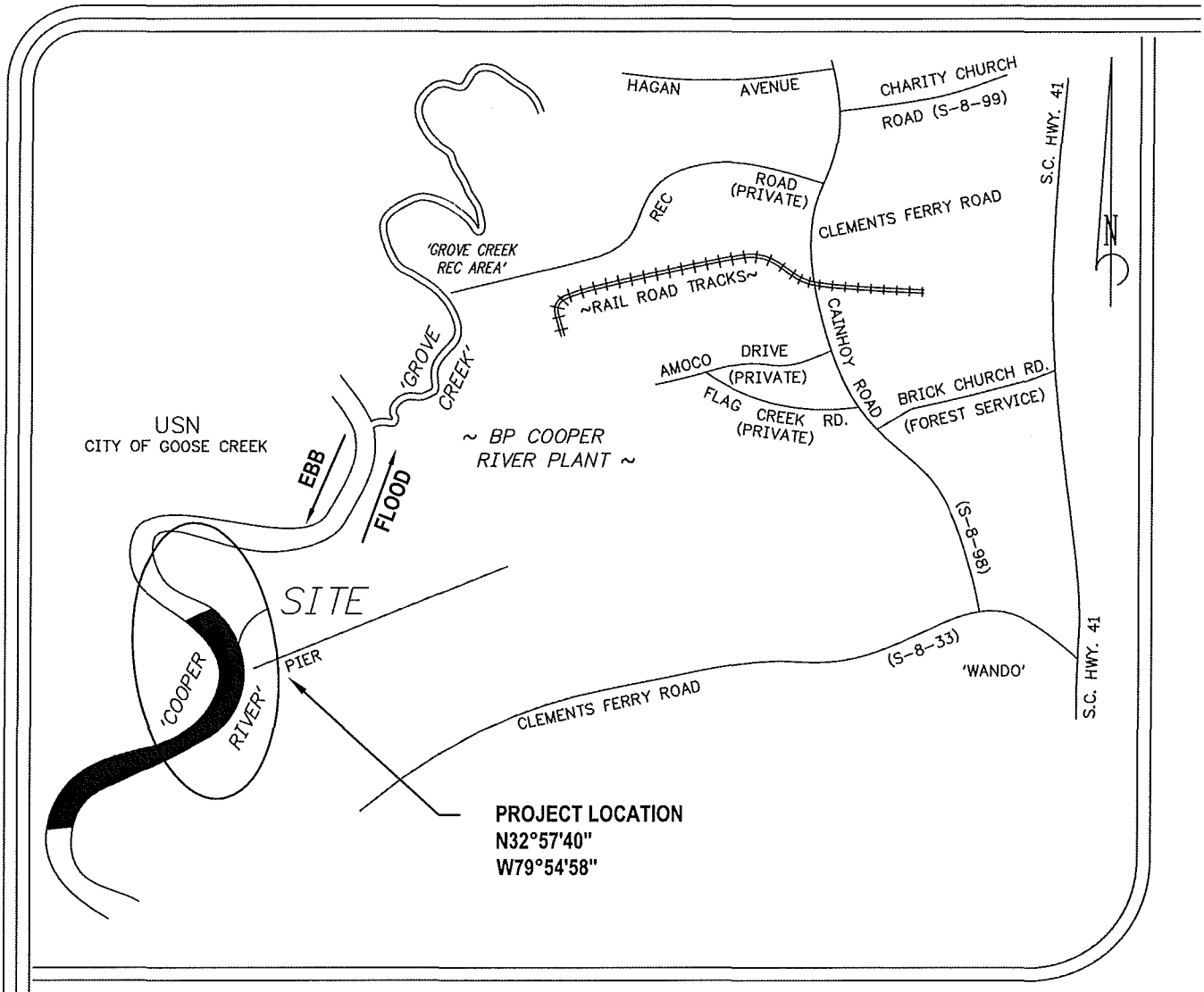


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LOCATION

SCALE: NTS

SAC 2009-00159-21D (mod)

DATUM: MEAN SEA LEVEL (NAVD 88)

PROJECT LOCATION:

LATITUDE: 32° 57' 40" N

LONGITUDE: 79° 54' 58" W

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 AT: CHARLESTON, SOUTH CAROLINA
 BERKELEY COUNTY, SOUTH CAROLINA

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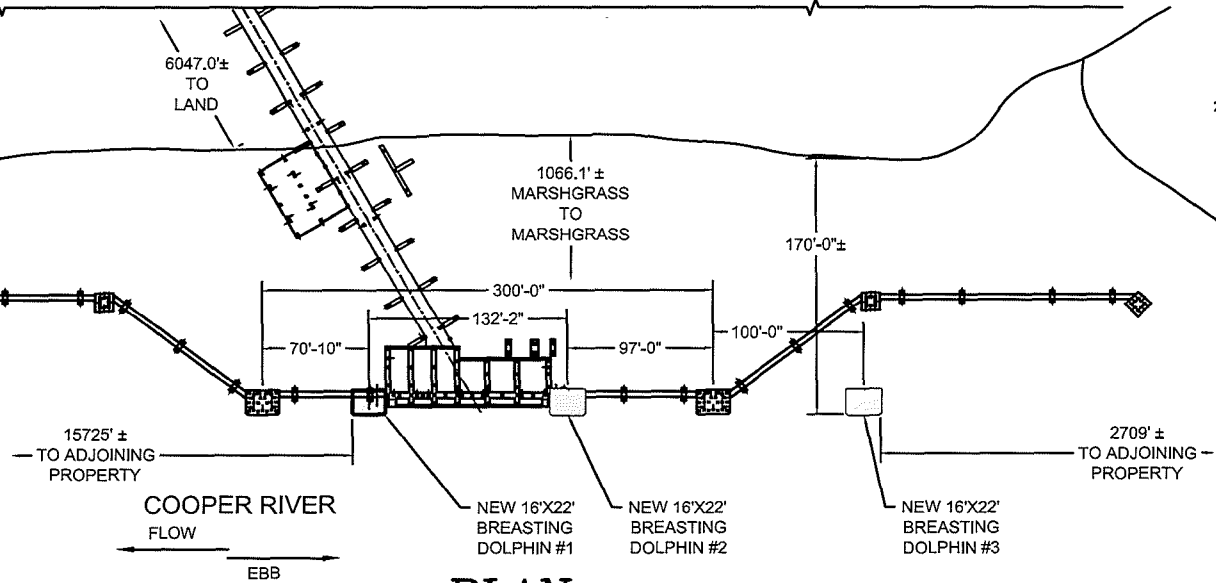
ADJACENT PROPERTY OWNERS:

1. US GOVERNMENT
2. NAVAL WEAPON STATION

DRAWN BY: DJO FILE NAME: BP ADDITIONS
 SHEET: 2 OF 4 DATE: DECEMBER 15, 2014

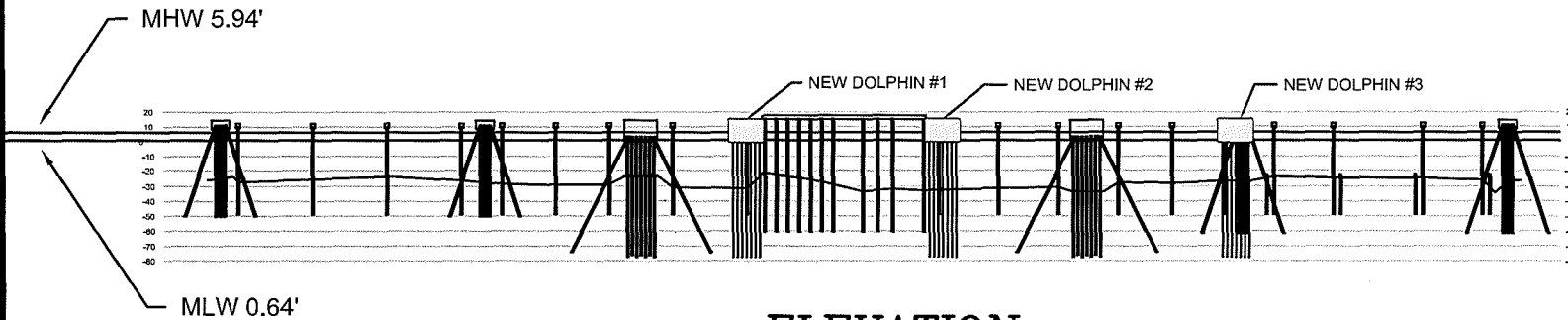


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PLAN

SCALE: 1/128"=1'-0"



ELEVATION

SCALE: 1/128"=1'-0"

SAC 2009-00159-2ID (mod)

DATUM: MEAN SEA LEVEL (NAVD 88)
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PROPOSED: BP DOLPHIN ADDITIONS

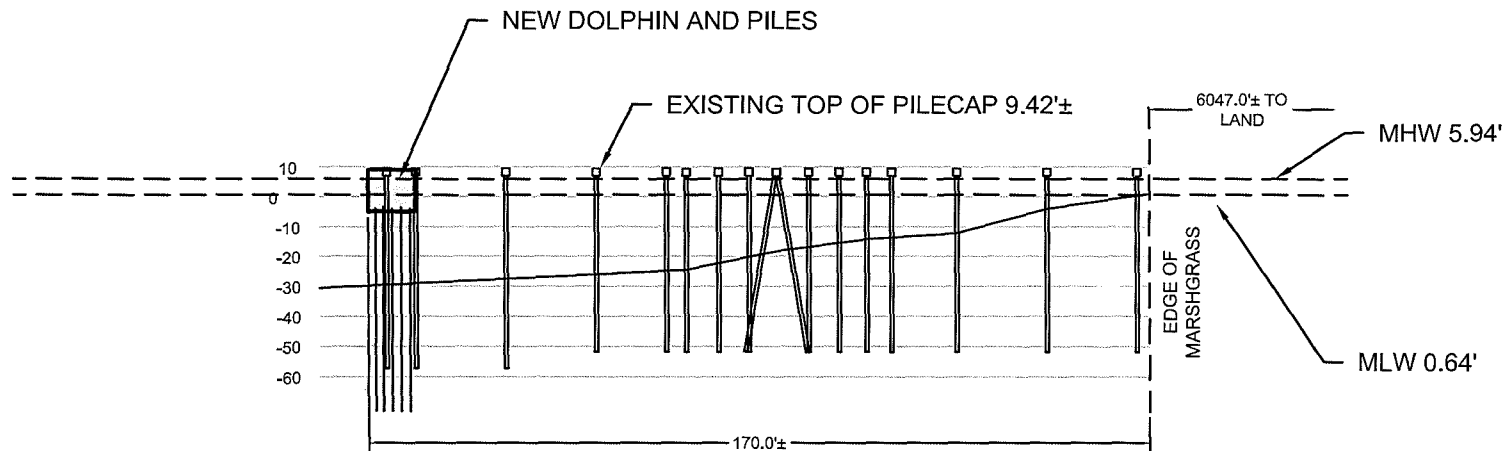
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DRAWN BY: DJO FILE NAME: BP ADDITIONS
 SHEET: 3 OF 4 DATE: DECEMBER 15, 2014



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AT: CHARLESTON, SOUTH CAROLINA
BERKELEY COUNTY, SOUTH CAROLINA

APPLICATION BY: BP-AMOCO CHEMICAL COMPANY

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