

**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**  
**Water Quality Certification and Wetlands Section**  
**2600 Bull Street**  
**Columbia, South Carolina 29201**

REGULATORY DIVISION

Refer to: P/N SAC-2015-00015

December 21, 2021

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 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

**Mr. Patrick Denton**  
**c/o Mr. Curtis Joyner**  
**Bridgeview Environmental Consulting**  
**P.O. Box 30937**  
**Charleston, South Carolina 29417**

for a permit to replace an existing private recreational dock, dredge, and construct two bulkheaded boat wells in the

**Atlantic Intracoastal Waterway (AIWW)**

at 9725 Anchor Road in Longs, Horry County, South Carolina (Latitude: 33.82819 °, Longitude: -78.705757 °), **Wampee 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 replacing an existing private recreational dock with a new docking structure that will consist of a 4' x 20' fixed walkway leading to a 20' x 16' fixed pierhead and two (2)-12' x 12' covered boat lifts. The applicant is also proposing the construction of two bulkheaded boat lift wells. The wells will require the excavation of subtidal sediments that do not contain any wetland vegetation. The boat lift wells will be 16' x 30' and be bulkheaded with 70 linear feet of bulkhead each.

The volume of material to be excavated will be 142.22 cubic yards at -4 feet MLW. The material will be excavated by an upland based track hoe or excavator and will be transported to a designated upland spoil site by truck or barge. An outfall is not planned as the material to be excavated will dry in place by evaporation and will not require draining or settling. BMP's such as the use of silt fencing and other containment measures will be put in place to ensure dewatering via drainage does not occur.

As stated by the applicant, the bulkheads will be installed with initial work taking place via a pile driving rig. The walers and the stringers will be fastened using traditional carpentry techniques at the lowest stage of the tide. The purpose of the boat wells is to prevent sedimentation from occurring under the boat lifts to allow for longer boating timeframes.

The applicant offered no compensatory mitigation for impacts associated with the project. 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 bank stabilization, private recreational access, navigable depths and vessel mooring within the 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 Public Notice will serve as the notification to the Administrator of the Environmental Protection Agency (EPA) pursuant to section 401(a)(2) of the Clean Water Act.

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 0.10 acres in the vicinity 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) (I)(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.

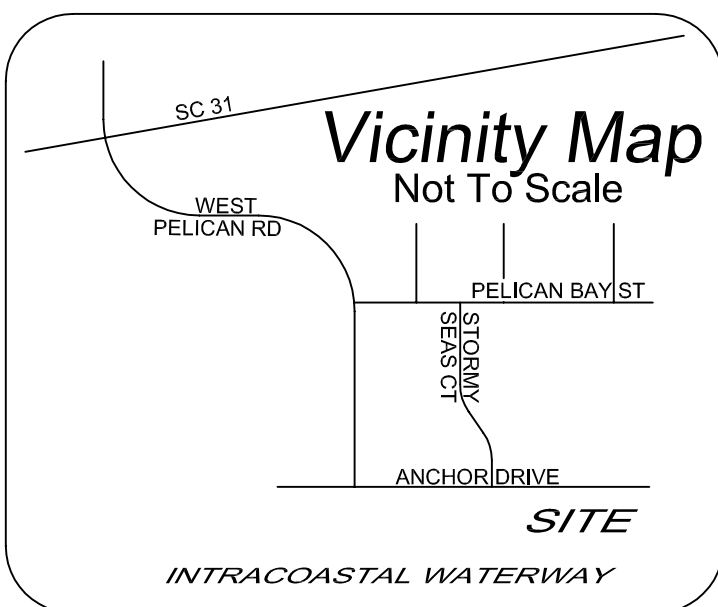
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed 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 following address:**

**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 Erica L. Stone, Project Manager, at (843) 365-4239 or by email at [Erica.L.Stone@usace.army.mil](mailto:Erica.L.Stone@usace.army.mil).

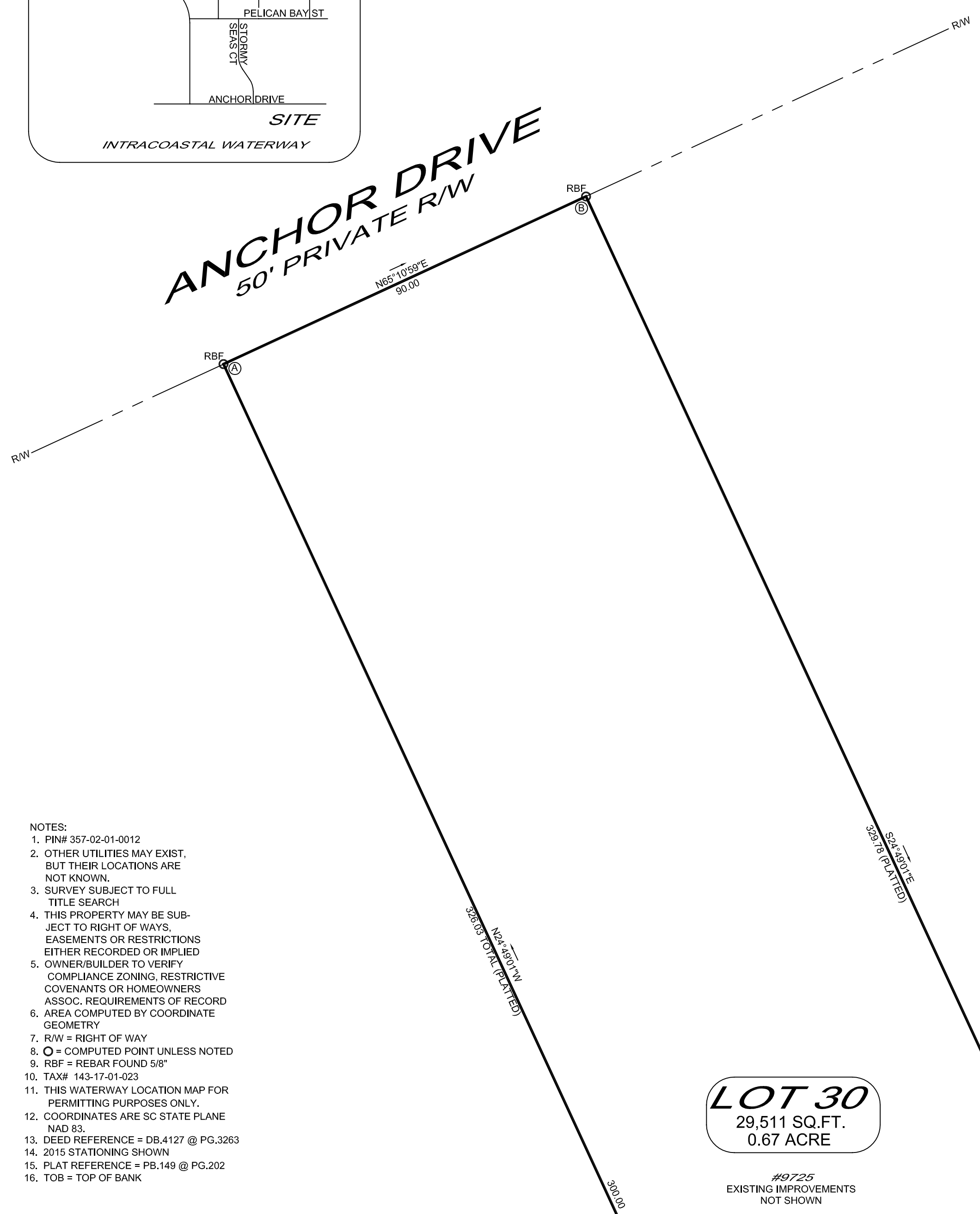


I hereby state to the best of my knowledge, information, and belief, the survey shown hereon was made in accordance with the requirements of the minimum standards manual for the practice of land surveying in South Carolina, and meets or exceeds the requirements for a Class "A" survey as specified therein; that there are no visible encroachments or projections other than shown; that the unadjusted ratio of precision is 1:10,000+; that this property is subject to any easements of record that may be shown on an up-to-date title search not furnished me this date; that the area was determined by the coordinate method of area calculation. Date: NOVEMBER 7 2019

SIGNED HARRY F. BRUTON  
 PROFESSIONAL LAND SURVEYOR  
 HARRY F. BRUTON, PLS 24275



COORDINATE DATA	
Ⓐ	N 733818.29 E 2696439.77
Ⓑ	N 733856.06 E 2696521.46
Ⓒ	N 733556.73 E 2696559.88
Ⓓ	N 733522.36 E 2696576.61



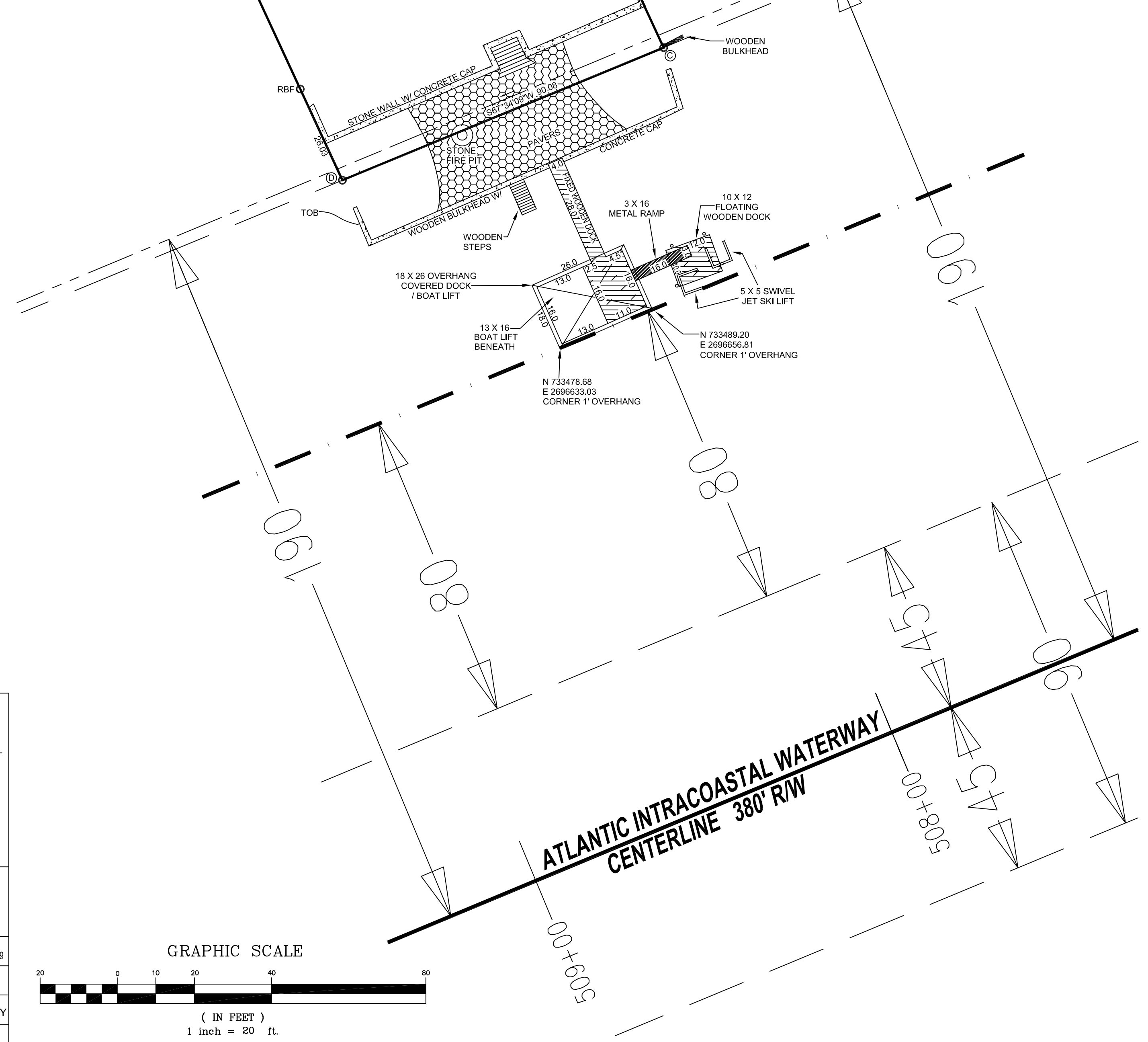
- NOTES:
- PIN# 357-02-01-0012
  - OTHER UTILITIES MAY EXIST, BUT THEIR LOCATIONS ARE NOT KNOWN.
  - SURVEY SUBJECT TO FULL TITLE SEARCH
  - THIS PROPERTY MAY BE SUBJECT TO RIGHT OF WAYS, EASEMENTS OR RESTRICTIONS EITHER RECORDED OR IMPLIED
  - OWNER/BUILDER TO VERIFY COMPLIANCE ZONING, RESTRICTIVE COVENANTS OR HOMEOWNERS ASSOC. REQUIREMENTS OF RECORD
  - AREA COMPUTED BY COORDINATE GEOMETRY
  - R/W = RIGHT OF WAY
  - Ⓐ = COMPUTED POINT UNLESS NOTED
  - RBF = REBAR FOUND 5/8"
  - TAX# 143-17-01-023
  - THIS WATERWAY LOCATION MAP FOR PERMITTING PURPOSES ONLY.
  - COORDINATES ARE SC STATE PLANE NAD 83.
  - DEED REFERENCE = DB.4127 @ PG.3263
  - 2015 STATIONING SHOWN
  - PLAT REFERENCE = PB.149 @ PG.202
  - TOB = TOP OF BANK

**LOT 30**  
 29,511 SQ. FT.  
 0.67 ACRE

#0725  
 EXISTING IMPROVEMENTS  
 NOT SHOWN

LOT 29  
 PIN# 357-02-01-0011  
 TAX# 143-17-01-024  
 N/F LINDSEY PROPERTIES, LLC  
 DB.2288 @ PG.691

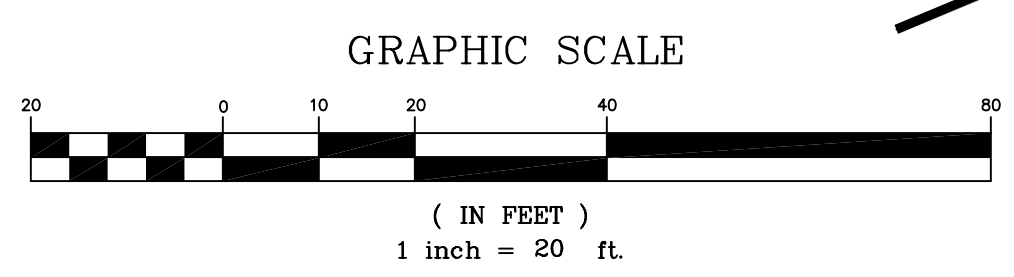
LOT 31  
 PIN# 357-02-01-0013  
 TAX# 143-17-01-022  
 N/F KEITH W. HARROLD ETAL.  
 DB.3581 @ PG.3318

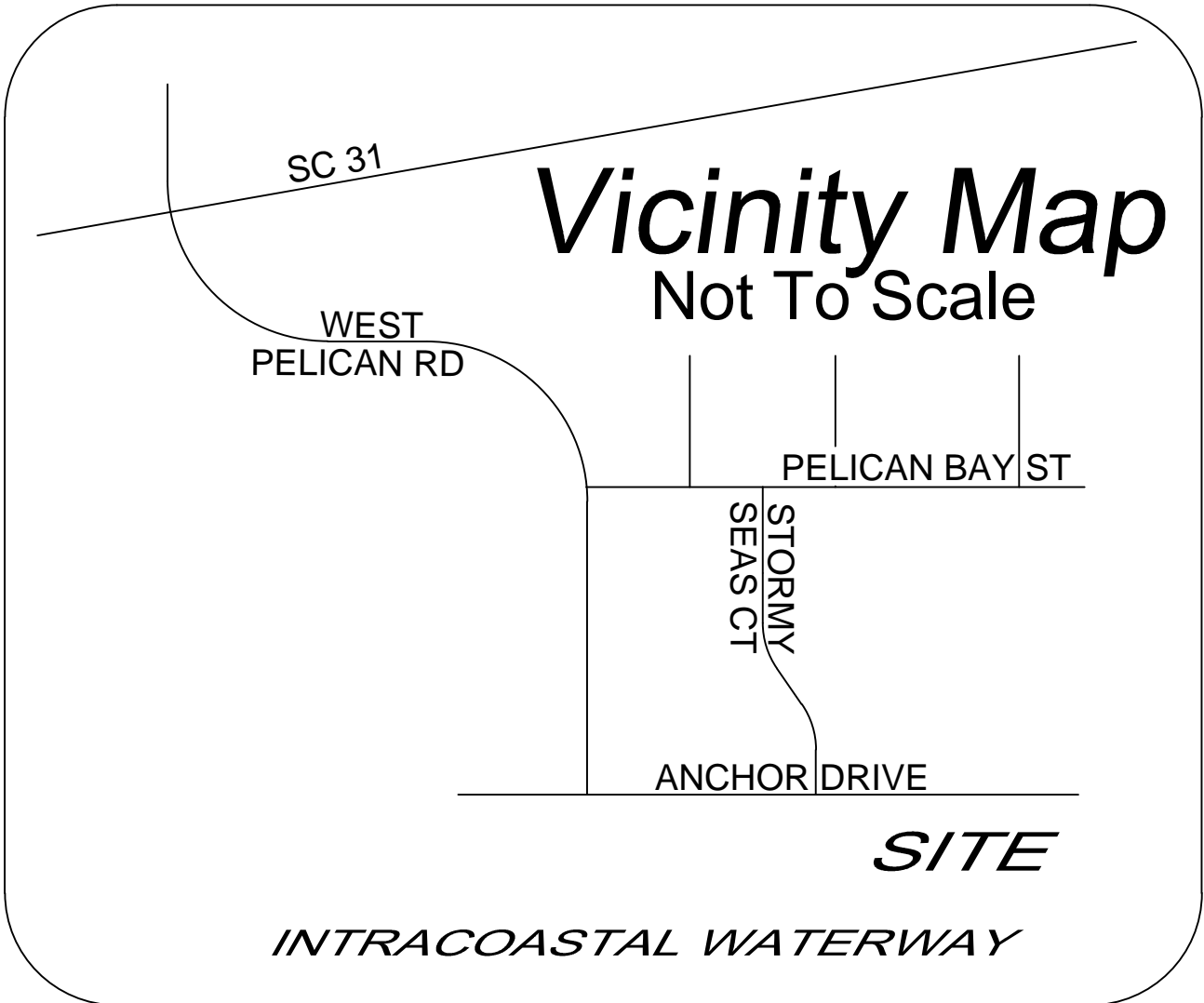


**A USACE POST CONSTRUCTION ASBUILT**  
 SHOWING  
**LOT 30**  
 PELICAN BAY  
 NORTH MYRTLE BEACH AREA  
 HORRY COUNTY, SOUTH CAROLINA  
 BEING  
**0.67 ACRE TOTAL**

THE BENEFIT OF:  
**FAUSTO H. & MENDES & JAEEL KEREN PEREZ**

<b>Harry F. Bruton &amp; Associates</b> <i>Professional Land Surveying &amp; Design</i> RESIDENTIAL & COMMERCIAL IN S.C. 905-2 SEA MOUNTAIN HWY. North Myrtle Beach S.C. hbruton@gmail.com OFFICE (843) 261-8822 FAX (843) 260-0920	DRAWN: HFB APPROVED: HFB SCALE: 1" = 20' DATE: 11/07/2019	ACAD FILE: PB 30 corps 11-7-19 JOB # 18133 FOLDER: PELICAN BAY SHEET: 1 OF 1
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**LOCATION MAP**  
N.T.S.

FOR PERMIT PURPOSES ONLY.  
NOT FOR CONSTRUCTION

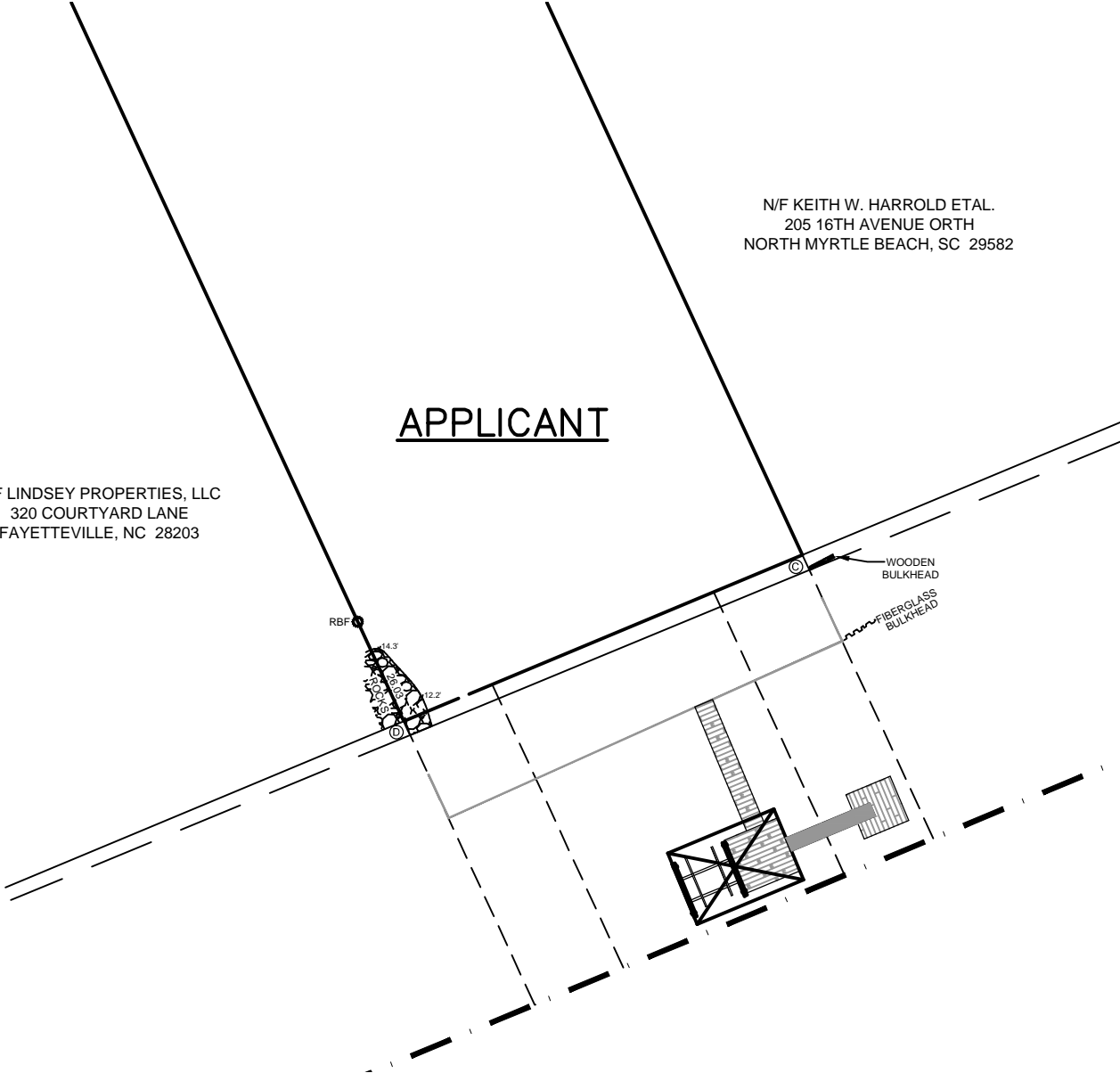
LAT.: 33.828024° N  
LONG.: -78.705900° W

<p><b>APPLICANT:</b> PAT DENTON C/O CURTIS JOYNER BRIDGEVIEW ENVIRONMENTAL CONSULTING, LLC PO BOX 30937 CHARLESTON, SC 29417</p>	<p style="text-align: center;"><b>RESIDENTIAL DOCK AND BULKHEAD REPLACEMENT</b></p> <p style="text-align: center;">LOT 30 PELICAN BAY SUBDIVISION CITY OF NORTH MYRTLE BEACH HORRY COUNTY, SOUTH CAROLINA</p>	<p><b>PROPOSED:</b> CONSTRUCT RESIDENTIAL DOCK AND BULKHEAD REPLACEMENT</p> <p><b>LOCATED ON:</b> LOT 30, PELICAN BAY SUBDIV. <b>IN:</b> NORTH MYRTLE BEACH <b>ON:</b> ATLANTIC ICWW <b>COUNTY OF:</b> HORRY <b>STATE OF:</b> SC <b>DATE:</b> 8/9/21    <b>REVISED:</b> 12/2/21 <b>SHEET:</b> 1 OF 7</p>
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N/F KEITH W. HARROLD ETAL.  
205 16TH AVENUE ORTH  
NORTH MYRTLE BEACH, SC 29582

APPLICANT

N/F LINDSEY PROPERTIES, LLC  
320 COURTYARD LANE  
FAYETTEVILLE, NC 28203



ADJACENT PROPERTY OWNERS

FOR PERMIT PURPOSES ONLY.  
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LAT.: 33.828024° N  
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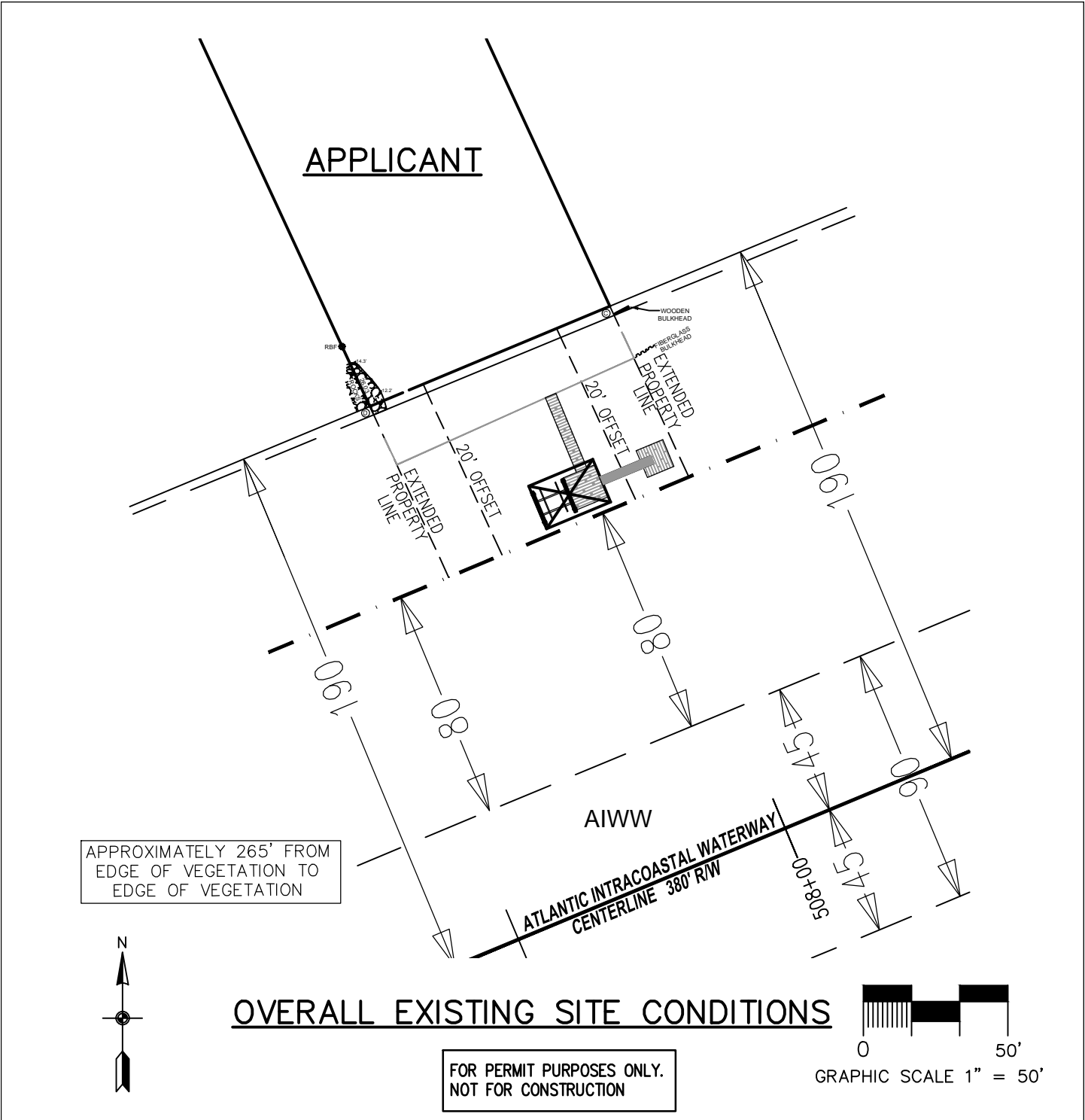
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BRIDGEVIEW ENVIRONMENTAL  
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PO BOX 30937  
CHARLESTON, SC 29417

RESIDENTIAL DOCK AND  
BULKHEAD REPLACEMENT  
  
LOT 30  
PELICAN BAY SUBDIVISION  
CITY OF NORTH MYRTLE BEACH  
HORRY COUNTY, SOUTH CAROLINA

PROPOSED: CONSTRUCT RESIDENTIAL  
DOCK AND BULKHEAD REPLACEMENT  
LOCATED ON: LOT 30, PELICAN BAY SUBDIV.  
IN: NORTH MYRTLE BEACH  
ON: ATLANTIC ICWW  
COUNTY OF: HORRY  
STATE OF: SC  
DATE: 8/9/21 REVISED: 12/2/21  
SHEET: 2 OF 7





APPROXIMATELY 265' FROM  
EDGE OF VEGETATION TO  
EDGE OF VEGETATION



**OVERALL EXISTING SITE CONDITIONS**

FOR PERMIT PURPOSES ONLY.  
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BRIDGEVIEW ENVIRONMENTAL  
CONSULTING, LLC  
PO BOX 30937  
CHARLESTON, SC 29417

**RESIDENTIAL DOCK AND  
BULKHEAD REPLACEMENT**

LOT 30  
PELICAN BAY SUBDIVISION  
CITY OF NORTH MYRTLE BEACH  
HORRY COUNTY, SOUTH CAROLINA

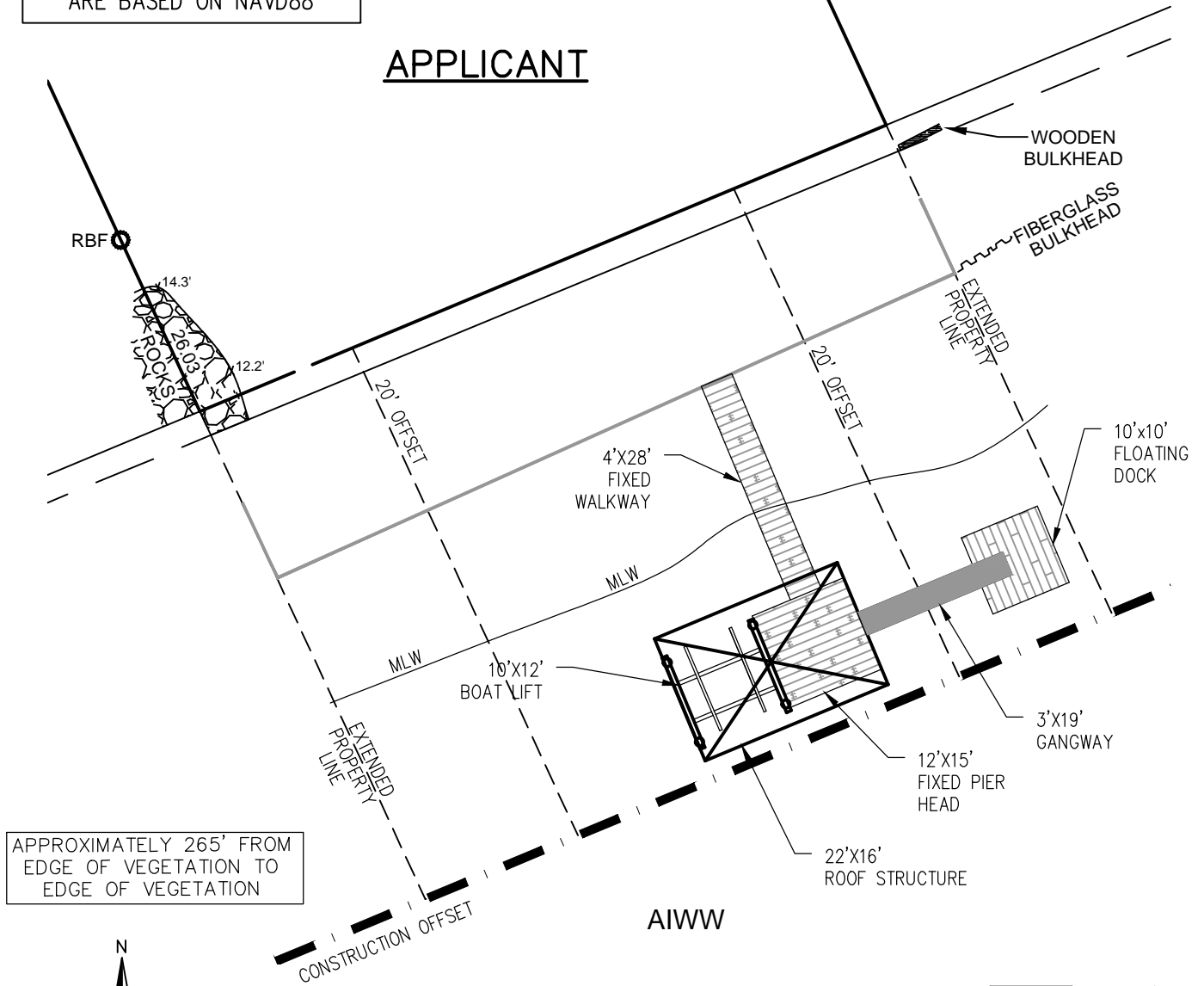
LAT.: 33.828024° N  
LONG.: -78.705900° W

**PROPOSED:** CONSTRUCT RESIDENTIAL  
DOCK AND BULKHEAD REPLACEMENT

**LOCATED ON:** LOT 30, PELICAN BAY SUBDIV.  
**IN:** NORTH MYRTLE BEACH  
**ON:** ATLANTIC ICWW  
**COUNTY OF:** HORRY  
**STATE OF:** SC  
**DATE:** 8/9/21 **REVISED:** 12/2/21  
**SHEET:** 3 OF 7

NOTE: ELEVATIONS SHOWN  
ARE BASED ON NAVD88

**APPLICANT**

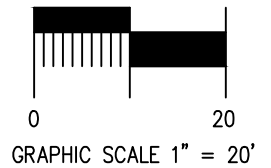


APPROXIMATELY 265' FROM  
EDGE OF VEGETATION TO  
EDGE OF VEGETATION



**OVERALL EXISTING SITE CONDITIONS**

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**RESIDENTIAL DOCK AND  
BULKHEAD REPLACEMENT**

LOT 30  
PELICAN BAY SUBDIVISION  
CITY OF NORTH MYRTLE BEACH  
HORRY COUNTY, SOUTH CAROLINA

LAT.: 33.828024° N  
LONG.: -78.705900° W

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**LOCATED ON:** LOT 30, PELICAN BAY SUBDIV.

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**ON:** ATLANTIC ICWW

**COUNTY OF:** HORRY

**STATE OF:** SC

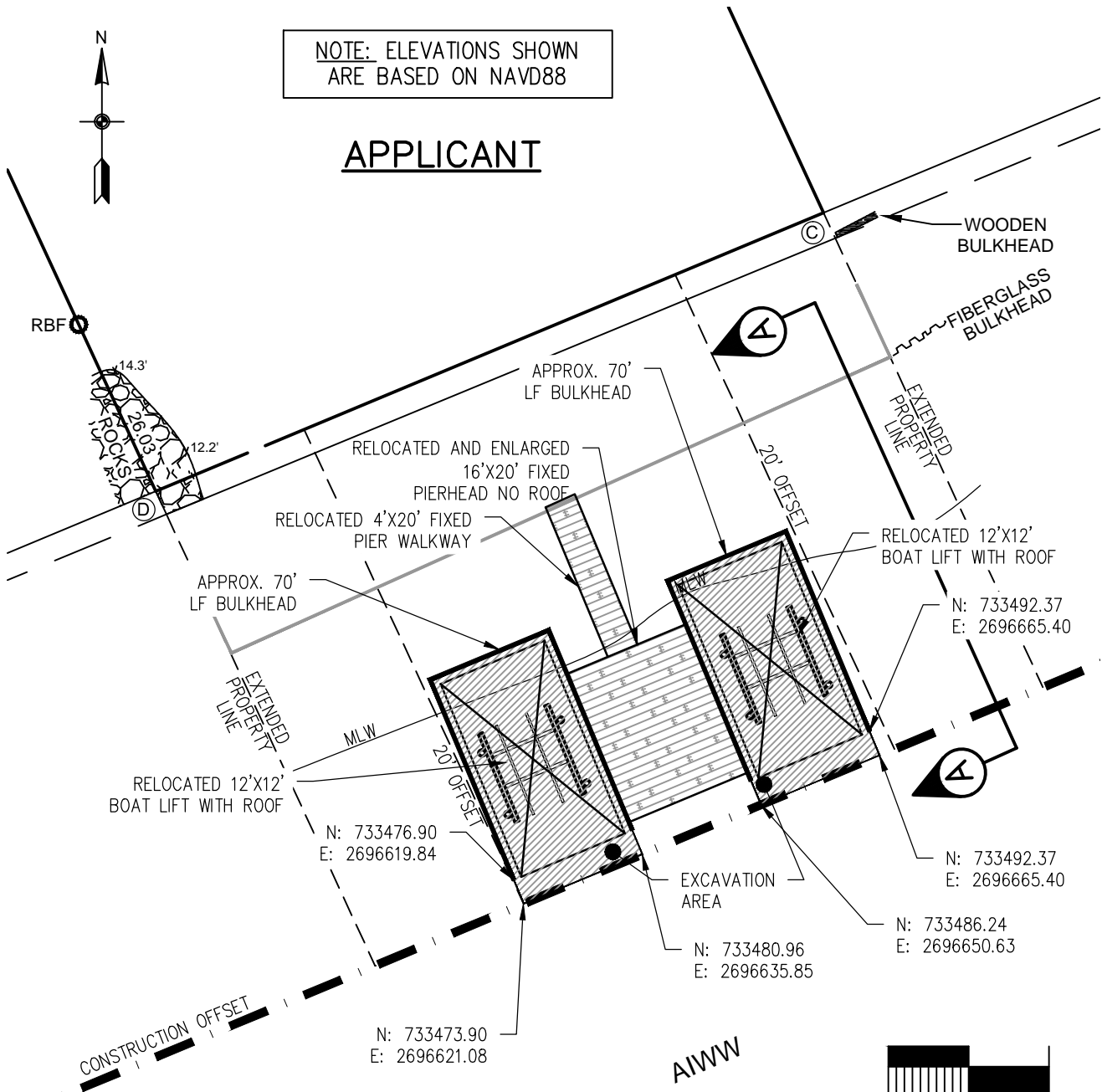
**DATE:** 8/9/21 **REVISED:** 12/2/21

**SHEET:** 4 OF 7



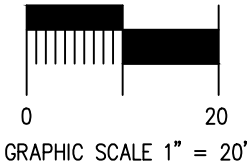
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# APPLICANT



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# PROPOSED IMPROVEMENTS



**APPLICANT:**  
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 BRIDGEVIEW ENVIRONMENTAL  
 CONSULTING, LLC  
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 CHARLESTON, SC 29417

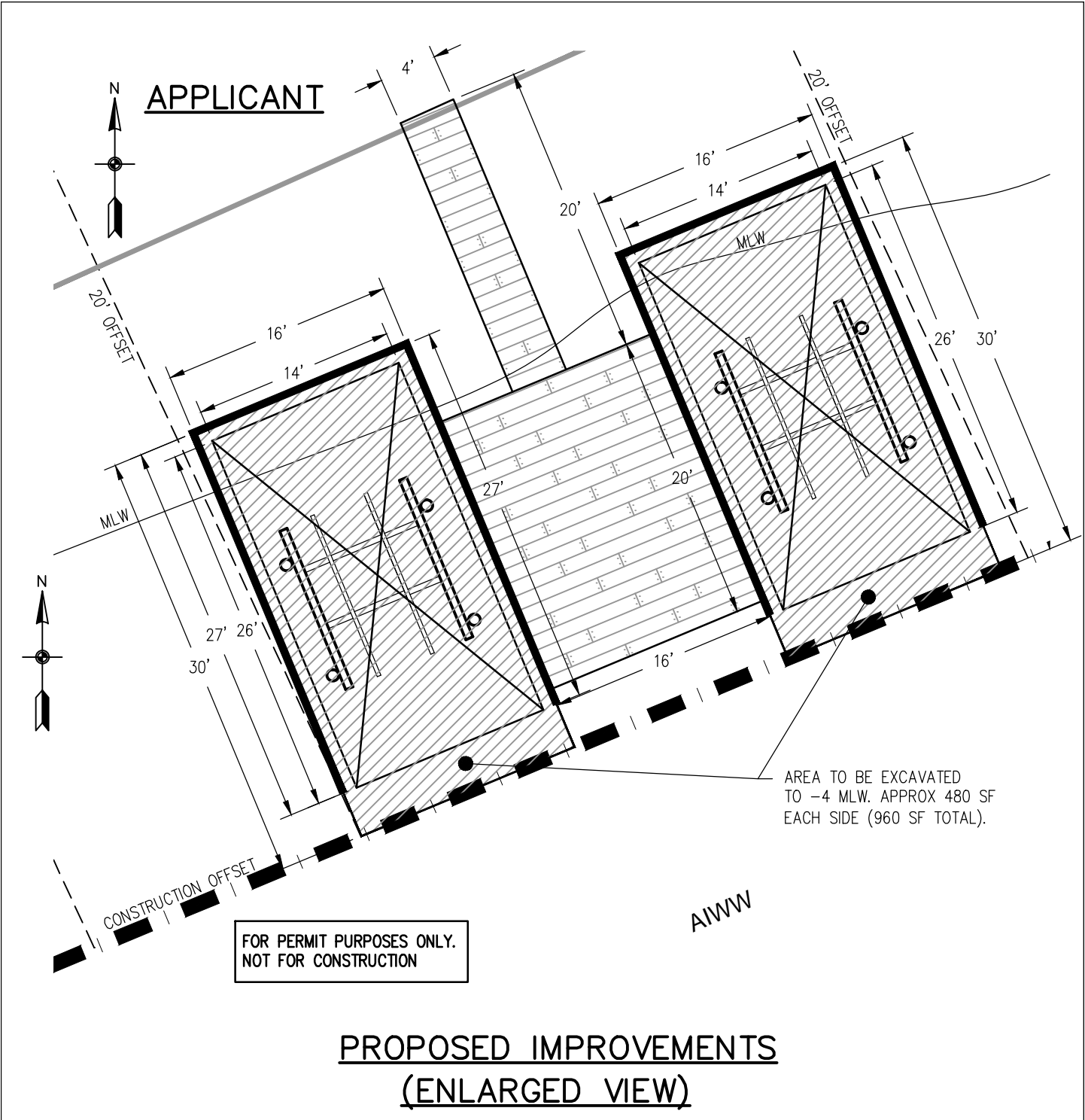
**RESIDENTIAL DOCK AND BULKHEAD REPLACEMENT**

LOT 30  
 PELICAN BAY SUBDIVISION  
 CITY OF NORTH MYRTLE BEACH  
 HORRY COUNTY, SOUTH CAROLINA

LAT.: 33.828024° N  
 LONG.: -78.705900° W

**PROPOSED:** CONSTRUCT RESIDENTIAL DOCK AND BULKHEAD REPLACEMENT

**LOCATED ON:** LOT 30, PELICAN BAY SUBDIV.  
**IN:** NORTH MYRTLE BEACH  
**ON:** ATLANTIC ICWW  
**COUNTY OF:** HORRY  
**STATE OF:** SC  
**DATE:** 8/9/21 **REVISED:** 12/2/21  
**SHEET:** 5 OF 7



**APPLICANT:**  
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 C/O CURTIS JOYNER  
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**RESIDENTIAL DOCK AND  
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LOT 30  
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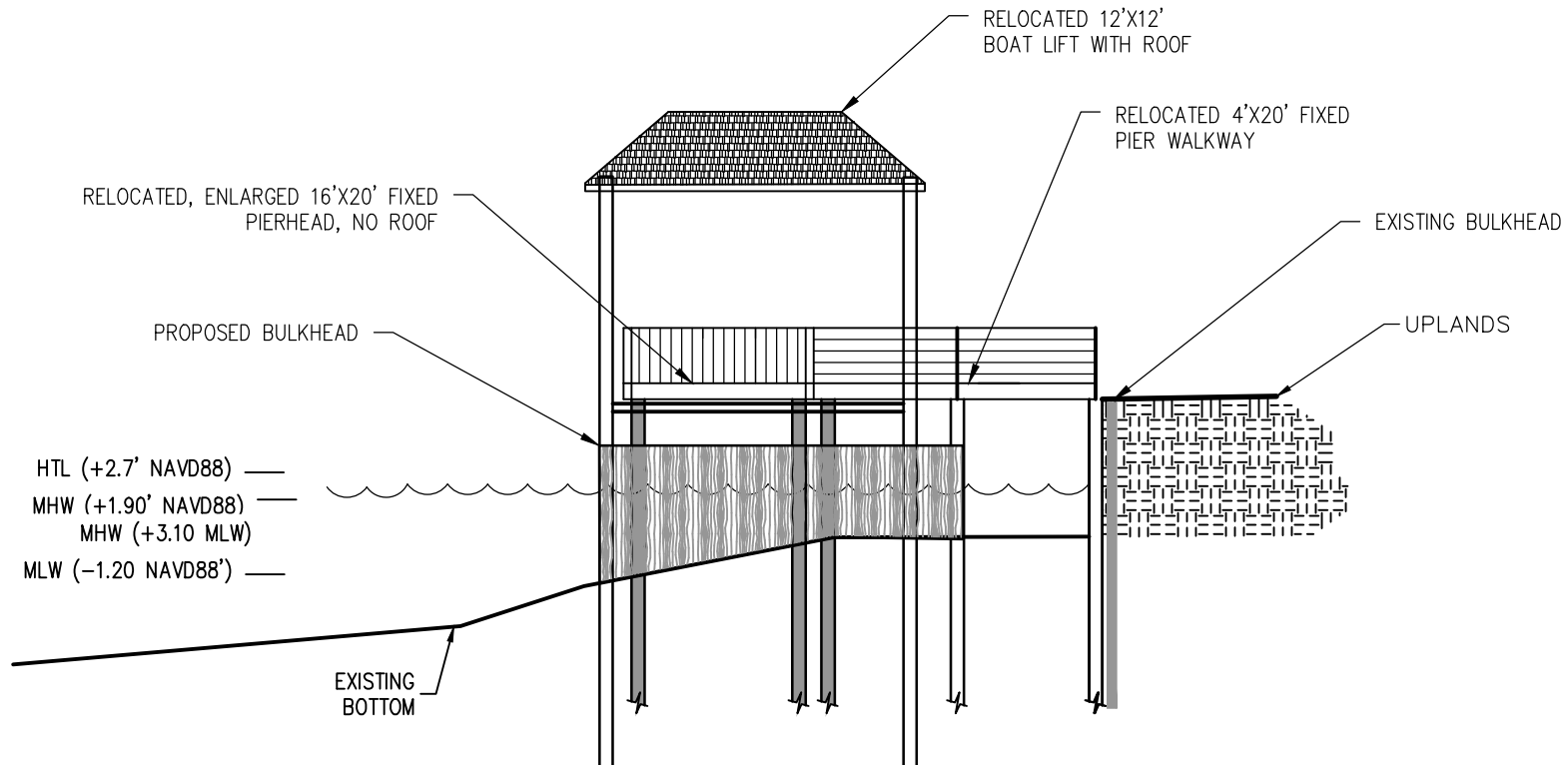
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**COUNTY OF:** HORRY  
**STATE OF:** SC

**DATE:** 8/9/21 **REVISED:** 12/2/21  
**SHEET:** 6 OF 7

NOTE: ELEVATIONS SHOWN  
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**ELEVATION VIEW A-A**

NOT TO SCALE

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**RESIDENTIAL DOCK AND  
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LOT 30  
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CITY OF NORTH MYRTLE BEACH  
HORRY COUNTY, SOUTH CAROLINA

**PROPOSED:** CONSTRUCT RESIDENTIAL  
DOCK AND BULKHEAD REPLACEMENT

**LOCATED ON:** LOT 30, PELICAN BAY SUBDIV.

**IN:** NORTH MYRTLE BEACH

**ON:** ATLANTIC ICWW

**COUNTY OF:** HORRY

**STATE OF:** SC

**SHEET:** 7 OF 7

**DATE:** 8/9/21 **REVISED:** 12/2/21

