

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
Charleston, South Carolina 29405

REGULATORY DIVISION
Refer to: P/N SAC-2017-01878

DATE February 15, 2018

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

Harbor Historical Association of Georgetown
c/o Bruce Abbott
150 Vereen Road
Georgetown, SC 29440

for a permit to construct a fixed deck in the

SAMPIT RIVER BYPASS CHANNEL

at 729 Front Street, in the city of Georgetown, Georgetown County, South Carolina (Latitude: 33.3659 °N, Longitude: -79.2835 °W), **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 the construction of a fixed deck amenity for the Maritime Museum. In detail, the applicant proposes to construct a 25.65' x 38.87' fixed deck adjacent to the Sampit River By-passed Channel. To the maximum extent, the applicant will utilize existing pilings to support the structure during construction. The applicant offered no compensatory mitigation for

impacts associated with the project. The purpose of the project is provide recreational access and viewing of the adjacent waterbody.

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 **0.02** acres 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 that the project may affect, not likely to adversely affect any Federally endangered, threatened, or proposed species or result in the destruction or adverse modification of designated or proposed critical habitat. However, it has been determined that the project will have no effect on Shortnose Sturgeon (*Acipenser brevirostrum*) and/or the Atlantic sturgeon (*Acipenser oxyrinchus*) and will not 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)(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:**

**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 T. Brian Hardee, Project Manager, at (843) 365-0848.



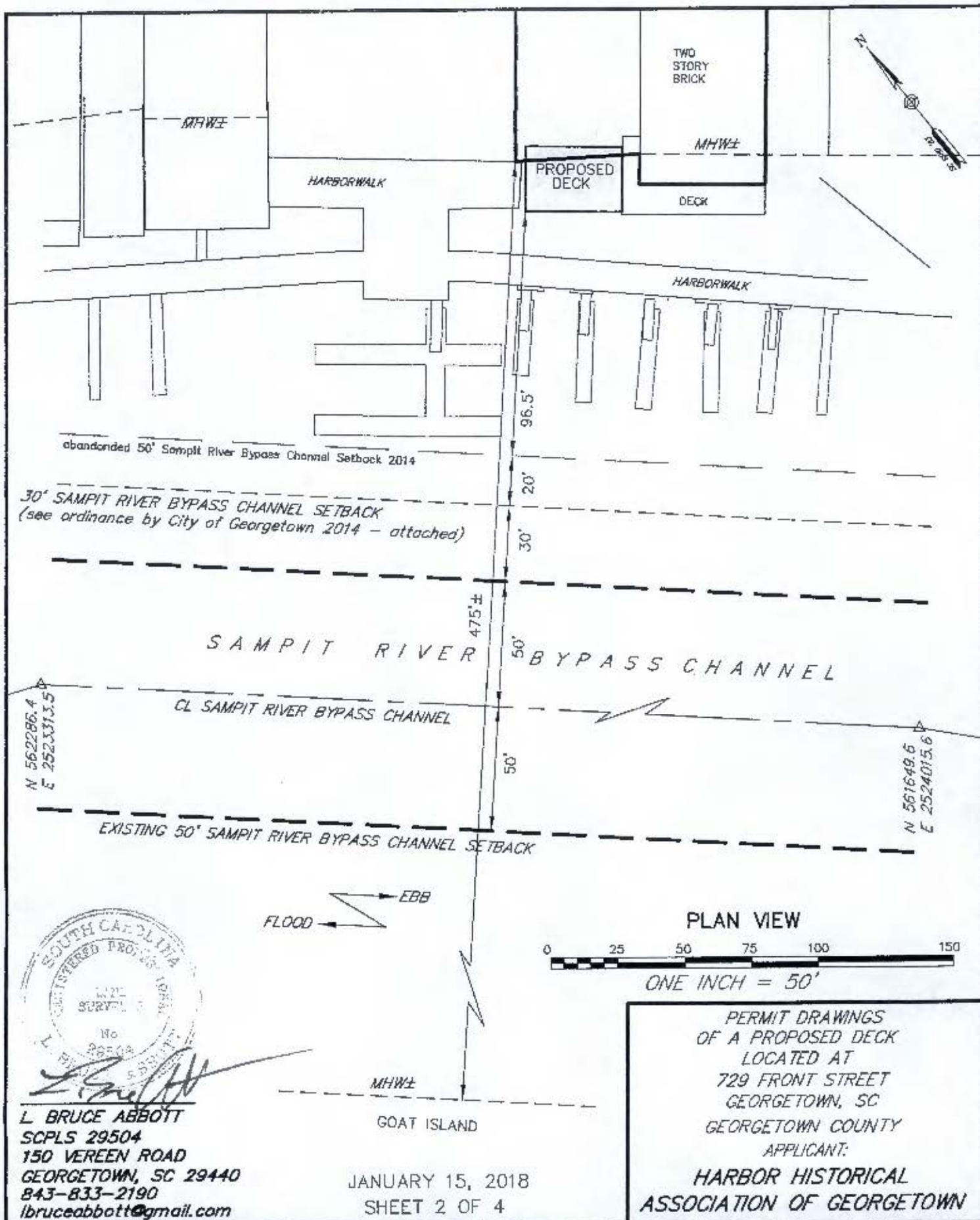
VICINITY MAP NO SCALE SITE
(GEORGETOWN COUNTY GIS)



L. BRUCE ABBOTT
SCPLS 29504
150 VEREEN ROAD
GEORGETOWN, SC 29440
843-833-2190
lbruceabbott@gmail.com

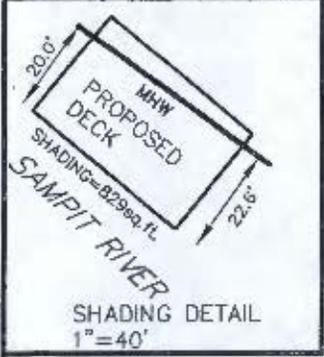
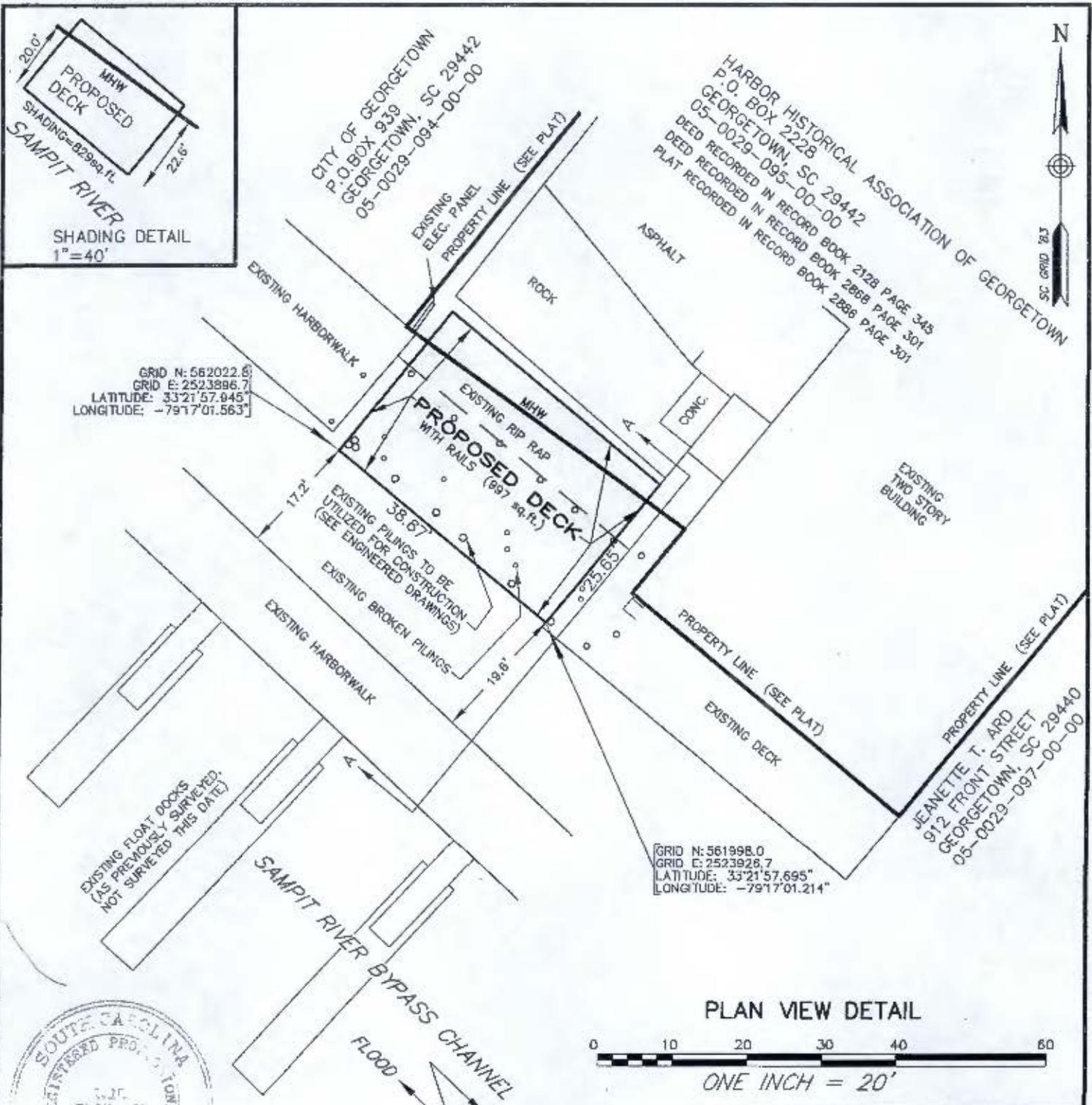
JANUARY 15, 2018
SHEET 1 OF 4

PERMIT DRAWINGS
OF A PROPOSED DECK
LOCATED AT
729 FRONT STREET
GEORGETOWN, SC
GEORGETOWN COUNTY
APPLICANT:
**HARBOR HISTORICAL
ASSOCIATION OF GEORGETOWN**



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 GEORGETOWN, SC 29440
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 lbruceabbott@gmail.com

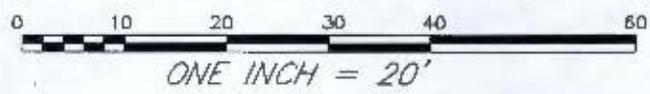
JANUARY 15, 2018
 SHEET 2 OF 4



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 GRID E: 2523896.7
 LATITUDE: 33°21'57.845"
 LONGITUDE: -79°17'01.563"

GRID N: 561998.0
 GRID E: 2523928.7
 LATITUDE: 33°21'57.695"
 LONGITUDE: -79°17'01.214"

PLAN VIEW DETAIL



SOUTH CAROLINA
 REGISTERED PROFESSIONAL
 CIVIL ENGINEER
 No. 28504
 L. BRUCE ABBOTT

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 150 VEREEN ROAD
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JANUARY 15, 2018
 SHEET 3 OF 4

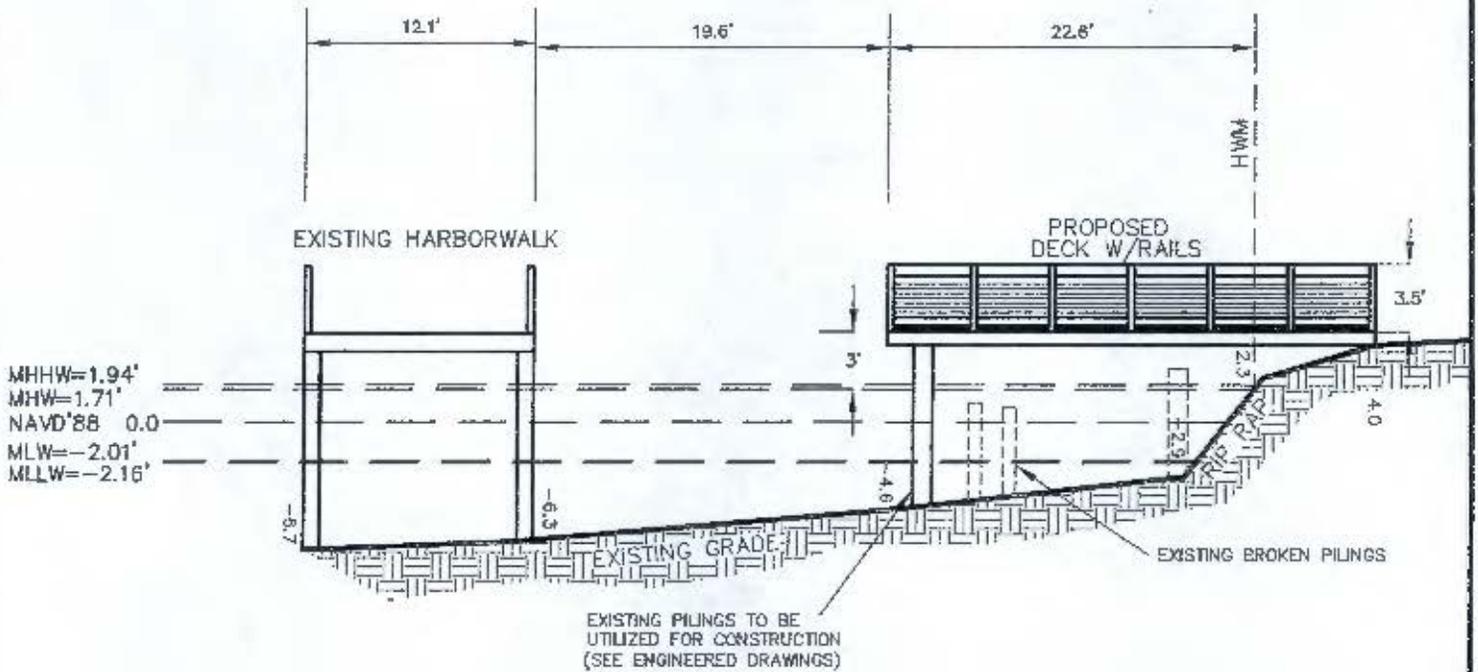
PERMIT DRAWINGS
 OF A PROPOSED DECK
 LOCATED AT
 729 FRONT STREET
 GEORGETOWN, SC
 GEORGETOWN COUNTY
 APPLICANT:
**HARBOR HISTORICAL
 ASSOCIATION OF GEORGETOWN**

CITY OF GEORGETOWN
 P.O. BOX 939
 GEORGETOWN, SC 29442
 05-0029-094-00-00

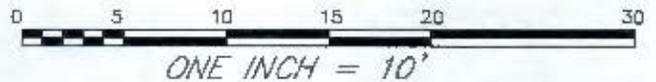
HARBOR HISTORICAL ASSOCIATION OF GEORGETOWN
 P.O. BOX 2228
 GEORGETOWN, SC 29442
 05-0029-095-00-00
 DEED RECORDED IN RECORD BOOK 2128 PAGE 345
 DEED RECORDED IN RECORD BOOK 2668 PAGE 301
 PLAT RECORDED IN RECORD BOOK 2886 PAGE 301

JEANETTE T. ARD
 912 FRONT STREET
 GEORGETOWN, SC 29440
 05-0029-097-00-00

ELEVATIONS SHOWN HEREON BASED ON NAVD '88 DATUM.
 TIDAL DATUM BASED ON TIDAL BENCHMARK STATION ID
 8662926 (GEORGETOWN, SAMPIT RIVER) TIDAL #4



CROSS SECTION A-A



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JANUARY 15, 2018
 SHEET 4 OF 4

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