

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107

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-2019-00053

February 15, 2019

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

Omega Construction
c/o Mr. Ryan Clarey
Newkirk Environmental Inc.
P.O. Box 746
Mount Pleasant, South Carolina 29465

for a permit to expand the existing Gildan manufacturing facility in

freshwater wetlands adjacent to Martin Creek

at 1980 Clements Ferry Road, Berkeley County, South Carolina (Latitude: 32.9181 °N, Longitude: -79.8944 °W), **North Charleston Topo 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 placing fill material in 2.04 acres of freshwater wetlands. In detail, the applicant proposes to place 9,885 cubic yards of fill material in 2.04 acres of freshwater wetlands presumed to be jurisdictional under Section 404 of the Clean Water Act in order to

construct an additional manufacturing building/facility, as well as associated parking to service the proposed expansion. The applicant has proposed to mitigate for impacts to wetlands and/or waters of the United States by offering a combination of wetland mitigation credit purchase, as well as utilizing the preservation of wetlands and upland buffer that were preserved under a previous Corps permit. The applicant references previously protected wetlands, as well as associated upland buffer, related to the previous permit action (SAC-26-95-1667-X) issued by the Corps at the reference site. The 51.45 acres of previously preserved wetlands and 24.39 acres of previously preserved upland buffer are currently located on offsite properties no longer owned by Gildan or its subsidiaries. However, at the time the previous permit was issued, these preserved wetlands and associated upland buffers were located on property that Gildan and/or its subsidiaries owned and/or controlled. The prior Corps permit authorized 4.08 acres of wetland fill for the original construction of the Gildan facility under the 1992 Nationwide Permits. However, only 2.25 acres of wetlands of that acreage had been filled as of the date of this public notice, due to the expiration of the previous permit. As such, the additional proposed wetland impacts (2.04 acres) would exceed the limits of the previously authorized wetland impacts (4.08 acres) in the aforementioned previous Corps permit by 0.21 acres. As such, the applicant has proposed to purchase 2.5 wetland mitigation credits from a Corps approved mitigation bank in order to offset the additional 0.21 acre loss of wetlands that have not been mitigated for by any protection instruments associated with the prior Corps permitting action. The project purpose as stated by the applicant is to discharge fill material into freshwater wetlands to facilitate the expansion of the existing manufacturing facility, which will provide Gildan the opportunity to meet the global demand for its products by increasing productivity at a strategically located facility integral to its distribution and operational network.

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 2.04 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, based on the most recently available information 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 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 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.

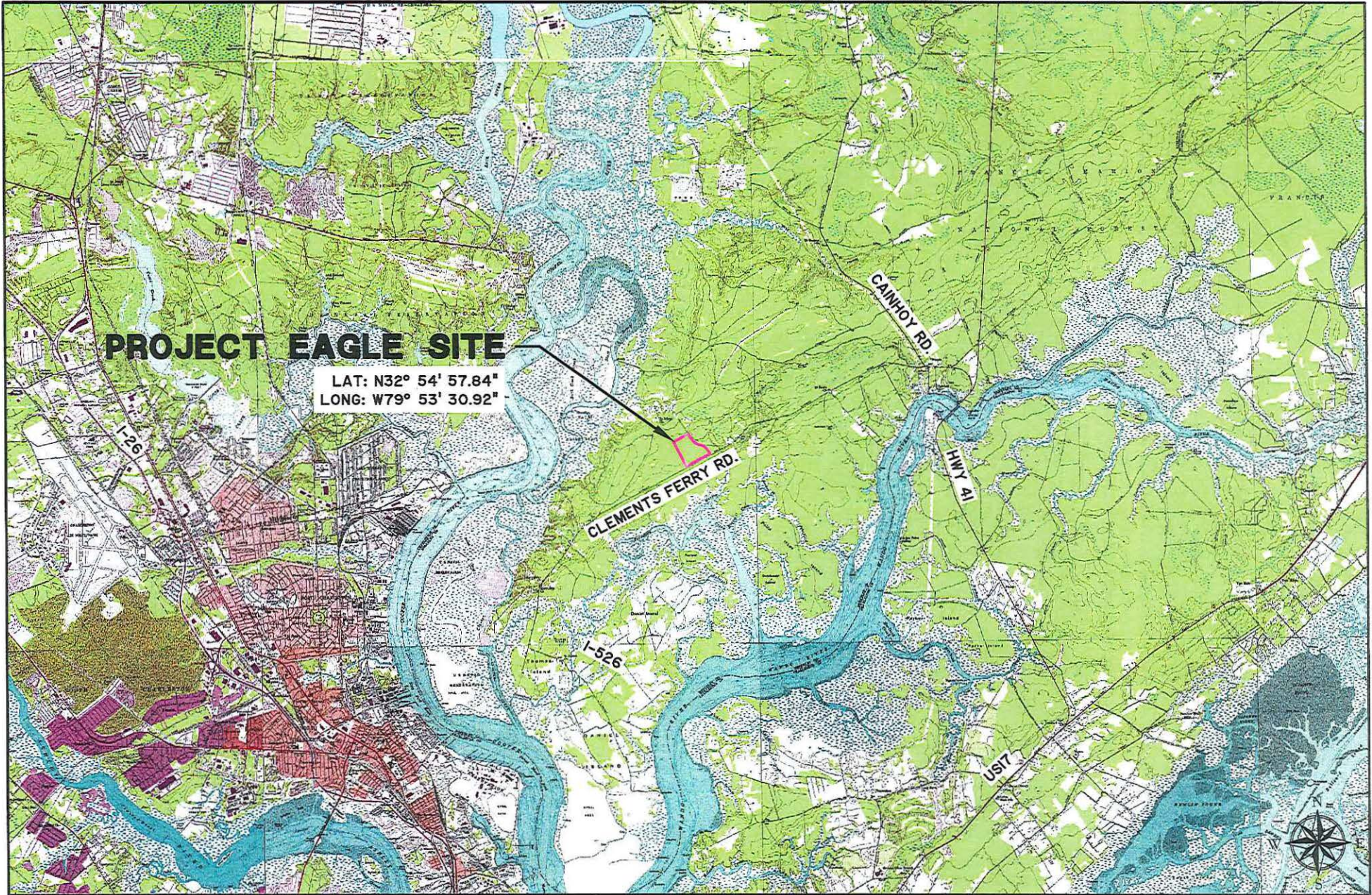
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 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 following address:**

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

If there are any questions concerning this public notice, please contact Tyler L. Sgro, Project Manager, at (843) 329-8044.

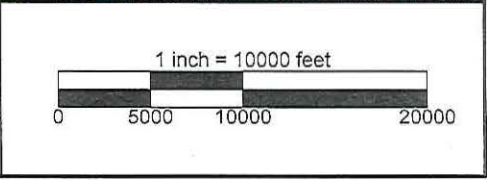


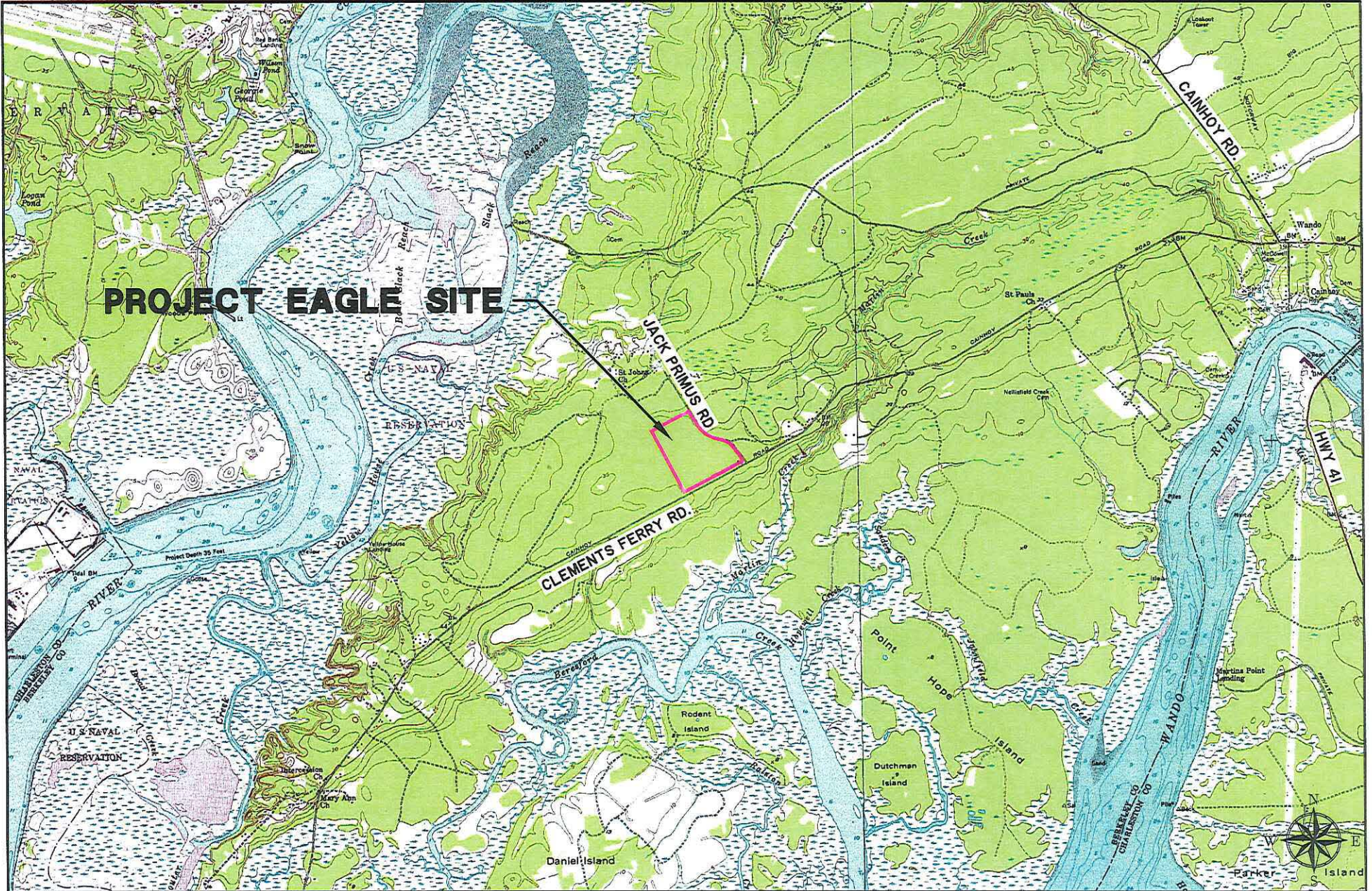
USGS QUAD MAPS: MT. HOLLY,
 KITTREDGE, HUGER, OCEAN BAY,
 LADSON, N. CHARLESTON,
 CAINHOY, SEEWEE BAY,
 JOHNS ISL., CHARLESTON,
 FT. MOULTRIE, CAPERS INLET
 SCDOT ROADS

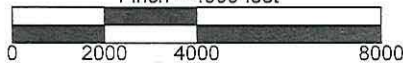
Applicant	OMEGA CONSTRUCTION, INC.
Drawing Title	VICINITY MAP
Drawing Reference	N/A

Project Title	PROJECT EAGLE
Project Location	CITY OF CHARLESTON, SC
Lat: N 32° 54' 57.84"	
Long: W 79° 53' 30.92"	

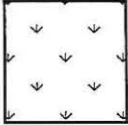
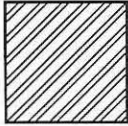

Date	FEB. 2019
Job No.	27635.0000
	0-1
	sht. 1 of 7





	Applicant OMEGA CONSTRUCTION, INC.	Project Title PROJECT EAGLE	Date FEB. 2019	1 inch = 4000 feet 
	Drawing Title LOCATION MAP	Project Location CITY OF CHARLESTON, SC	Job No. 27635.0000	
	Drawing Reference N/A	Lat: N 32° 54' 57.84" Long: W 79° 53' 30.92"	0-2 sht. 2 of 7	

LEGEND

<u>DESCRIPTION</u>	<u>SYMBOL</u>
JURISDICTIONAL FRESHWATER WETLAND	
WETLAND FILL	
PROJECT SITE	

WETLAND IMPACT LEGEND

SITE SUMMARY

TOTAL TRACT ACREAGE	81.63 AC
TOTAL FRESHWATER WETLAND ACREAGE	2.04 AC

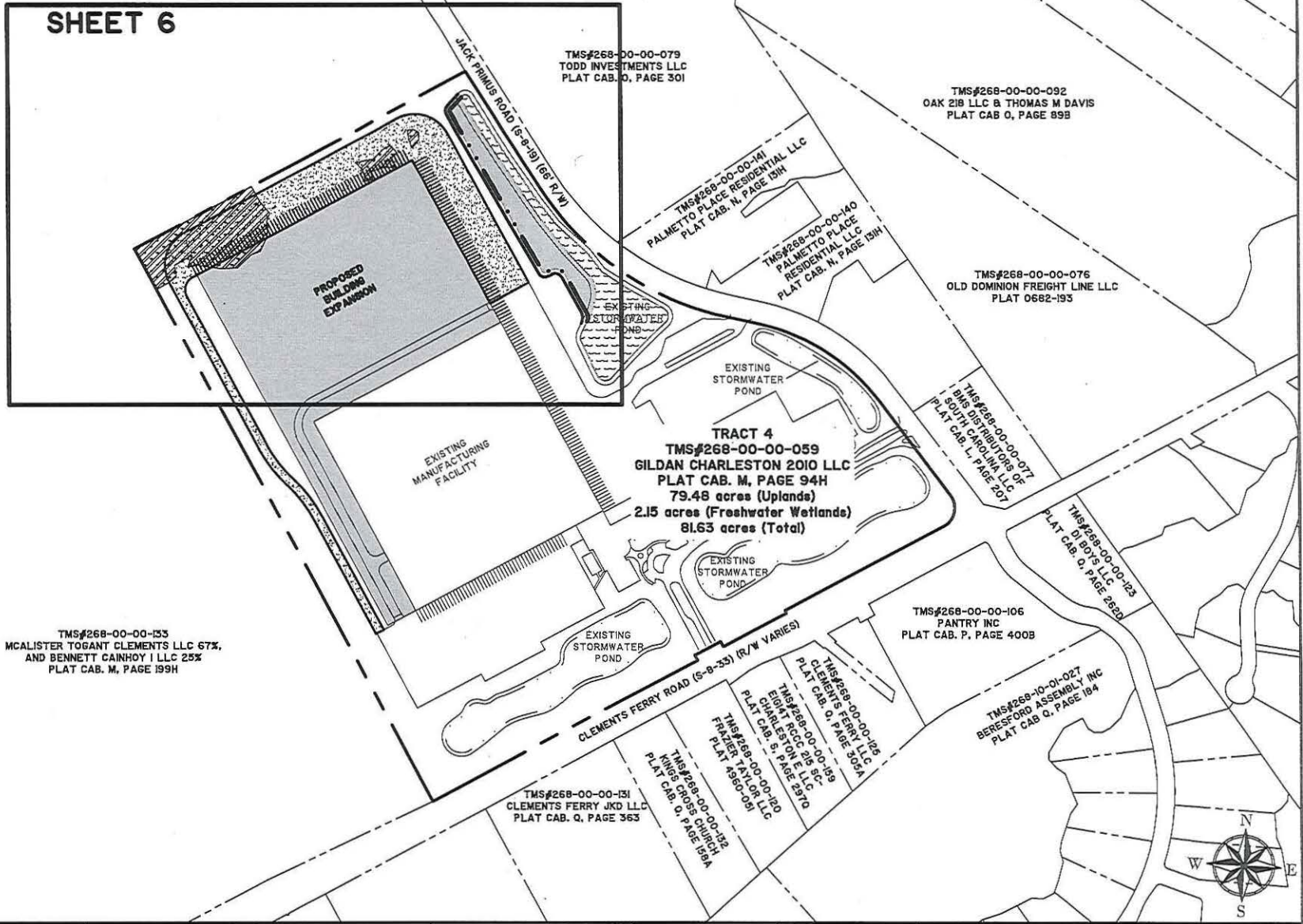
WETLAND IMPACT

	TOTAL ACREAGE OF WETLAND IMPACT	2.04 AC
---	---------------------------------	---------

ABBREVIATIONS

AC	ACRE
CY	CUBIC YARDS
F.W	FRESHWATER WETLAND
MAX	MAXIMUM
MIN	MINIMUM
N/A	NOT APPLICABLE
R/W	RIGHT-OF-WAY
SF	SQUARE FEET
TYP	TYPICAL
W/	WITH

	Applicant OMEGA CONSTRUCTION, INC.	Project Title PROJECT EAGLE	Date FEB. 2019
	Drawing Title LEGEND & ABBREVIATIONS	Project Location CITY OF CHARLESTON, SC	Job No. 27635.0000
	Drawing Reference N/A	Lat: N 32° 54' 57.84" Long: W 79° 53' 30.92"	0-3 sht. 3 of 7



TMS#268-00-00-133
MCALISTER TOGANT CLEMENTS LLC 67%
AND BENNETT CAINHOY I LLC 25%
PLAT CAB. M, PAGE 199H

TMS#268-00-00-079
TODD INVESTMENTS LLC
PLAT CAB. O, PAGE 30I

TMS#268-00-00-092
OAK 218 LLC & THOMAS M DAVIS
PLAT CAB O, PAGE 89B

TMS#268-00-00-141
PALMETTO PLACE RESIDENTIAL LLC
PLAT CAB. N, PAGE 15H

TMS#268-00-00-140
PALMETTO PLACE
RESIDENTIAL LLC
PLAT CAB. N, PAGE 15H

TMS#268-00-00-076
OLD DOMINION FREIGHT LINE LLC
PLAT 0682-193

TRACT 4
TMS#268-00-00-059
GILDAN CHARLESTON 2010 LLC
PLAT CAB. M, PAGE 94H
79.48 acres (Uplands)
2.15 acres (Freshwater Wetlands)
81.63 acres (Total)

TMS#268-00-00-077
BIS DISTRIBUTORS OF
SOUTH CAROLINA LLC
PLAT CAB. L, PAGE 207

TMS#268-00-00-123
PLAT CAB. Q, PAGE 262D

TMS#268-00-00-106
PANTRY INC
PLAT CAB. P, PAGE 400B

CLEMENTS FERRY ROAD (S-B-35) (R/W VARIES)

TMS#268-00-00-105
CLEMENTS FERRY LLC
PLAT CAB. Q, PAGE 302A

TMS#268-00-00-095
EIGHT ROCKS ONE LLC
CHARLES ONE LLC
PLAT CAB. S, PAGE 187D

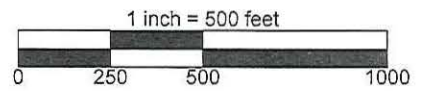
TMS#268-00-00-120
FRANZ TAYLOR LLC
PLAT CAB. S, PAGE 187D

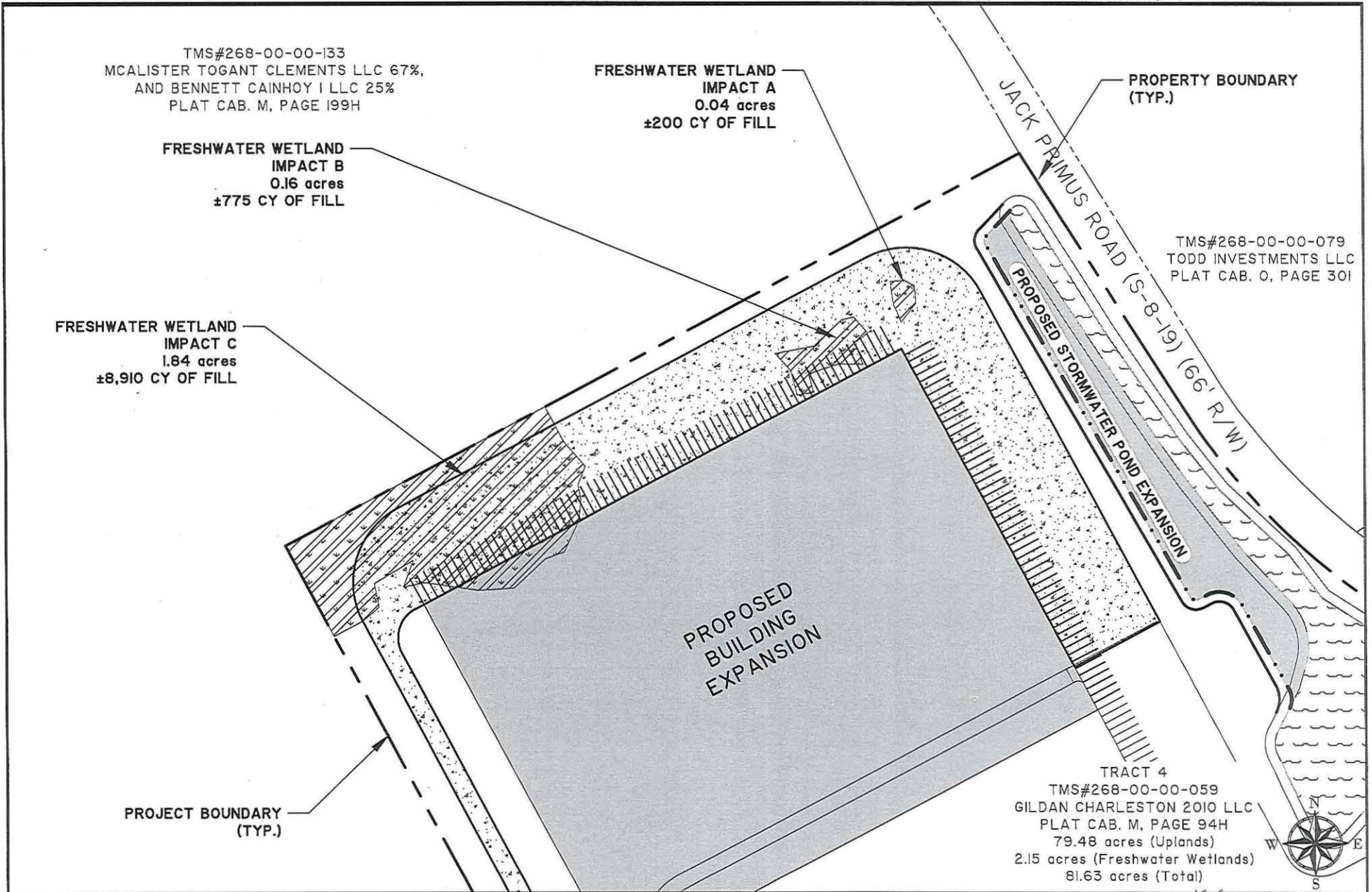
TMS#268-00-00-131
CLEMENTS FERRY JKD LLC
PLAT CAB. Q, PAGE 363

TMS#268-10-01-027
BERESFORD ASSEMBLY INC
PLAT CAB Q, PAGE 184



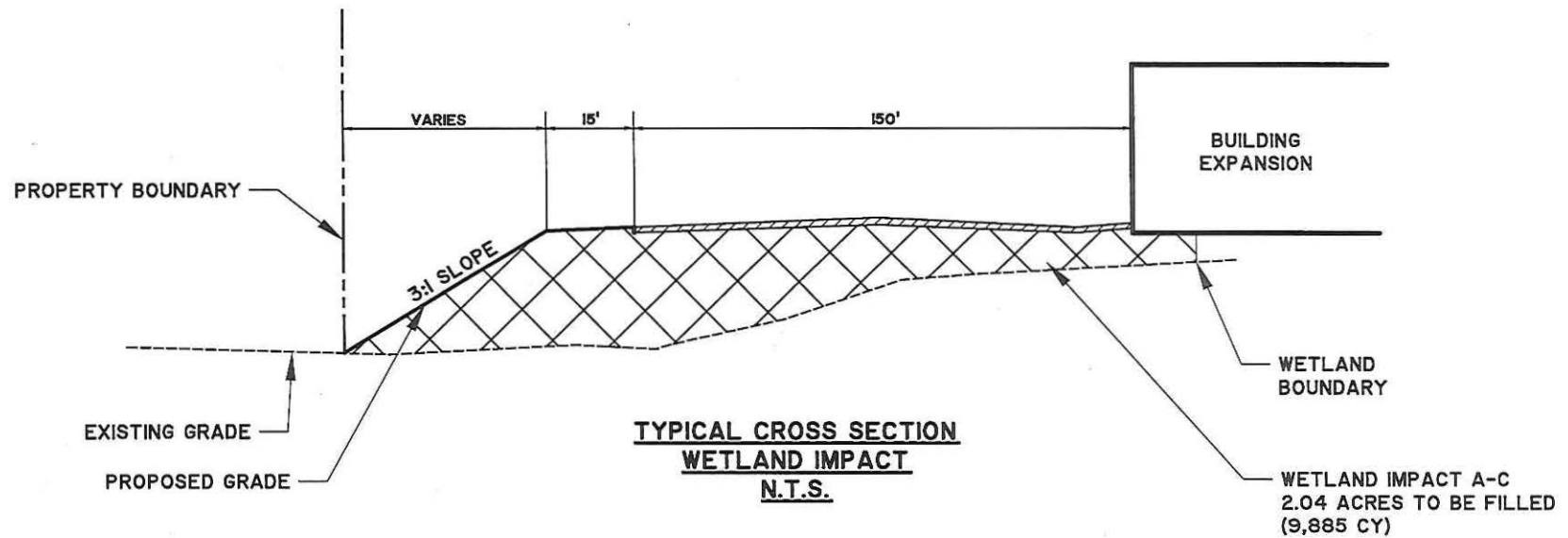
Owner	OMEGA CONSTRUCTION, INC.	Project Title	PROJECT EAGLE	Date	FEB. 2019
Drawing Title	OVERALL PLAN AND SUMMARY	Project Location	CITY OF CHARLESTON, SC	Job No.	27635.0000
Drawing Reference	N/A	Lat: N 32° 54' 57.84"	Long: W 79° 53' 30.92"	0-5	sht. 5 of 7





Owner	OMEGA CONSTRUCTION, INC.	Project Title	PROJECT EAGLE	Date	FEB. 2019
Drawing Title	SITE PLAN	Project Location	CITY OF CHARLESTON, SC	Job No.	27635.0000
Drawing Reference	N/A	Lat: N 32° 54' 57.84"	Long: W 79° 53' 30.92"	0-6	sht. 6 of 7

1 inch = 200 feet



	Applicant OMEGA CONSTRUCTION, INC.	Project Title PROJECT EAGLE	Date FEB. 2019
	Drawing Title TYPICAL CROSS SECTION	Project Location CITY OF CHARLESTON, SC	Job No. 27635.0000
	Drawing Reference N/A	Lat: N 32° 54' 57.84" Long: W 79° 53' 30.92"	0-7 sht. 7 of 7