

PUBLIC NOTICE

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

REGULATORY DIVISION

Refer to: P/N SAC-2007-00606

January 17, 2019

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), and Section 404 of the Clean Water Act (33 U.S.C. 1344), an application has been submitted to the Department of the Army by

**Harbor Club on Winyah Bay POA, Inc.
c/o Mr. L. Bruce Abbott
Tidewater Land Surveying, LLC
36 New Castle Lane
Pawleys Island, South Carolina 29585**

for a permit to construct a community marina at an existing docking facility in

WINYAH BAY

at a location described as east of Seaport Circle, in Georgetown, Georgetown County, South Carolina (Latitude: 33.3320°N, Longitude: -79.2900°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,

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of constructing a community marina and the expansion of an existing boat ramp. In detail, the proposed work consist of constructing a 12' x 12' covered fixed pierhead attached to an existing 10' x 10' fixed pierhead by a 5' x 275' walkway. Two 3' x 20' adjusting gangways will provide access to a 6' x 180' floating dock and a 6' x 242' floating dock. The proposed 6' x 180' floating dock will be located upstream of the proposed fixed pierhead and the proposed 6' x 242' floating dock will be located downstream of the proposed fixed pierhead. Twelve (12) 4' x 30' long finger floats will be attached perpendicularly to the 6' x 180' main floating dock on the upstream side and sixteen (16) 4' x 30' long finger floats will be attached perpendicularly to the 6' x 242' main floating dock on the downstream side of the proposed fixed dock for a total of twenty-eight (28) finger floats. The proposed configuration is designed to accommodate 51 boats. In addition, the applicant is proposing to expand the existing boat ramp to the dimensions of 12' x 130' by placing 4 cubic yards of additional concrete and 13 cubic yards of additional rip-rap into waters of the United States. Furthermore, located on the upstream side of the proposed boat ramp expansion will be an 8' x 100' floating boarding dock. 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 as stated by the applicant is to provide private boat dockage for the residents of the Harbor Club on Winyah Bay community.

NOTE: This public notice and associated plans are available on the Corps' website at:
<http://www.sac.usace.army.mil/Missions/Regulatory/PublicNotices> .

Note: The State permit(s) (Critical Area Permit / Coastal Zone Consistency Certification / Water Quality Certification) were issued under 2007-606-3IT-P for the proposed work on January 10, 2008, and has been granted an extended/new expiration date of January 1, 2022.

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 0.07 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 West Indian Manatee (*Trichechus manatus*), Green Sea Turtle (*Chelonia myda*), Kemp's Ridley Sea Turtle (*Lepidochelys kempii*), Leatherback Sea Turtle (*Dermochelys coriacea*), Loggerhead Sea Turtle (*Caretta caretta*), Atlantic Sturgeon (*Acipenser 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 Atlantic Sturgeon (*Acipenser oxyrinchus*) and Shortnose Sturgeon (*Acipenser brevirostrum*) 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)(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.

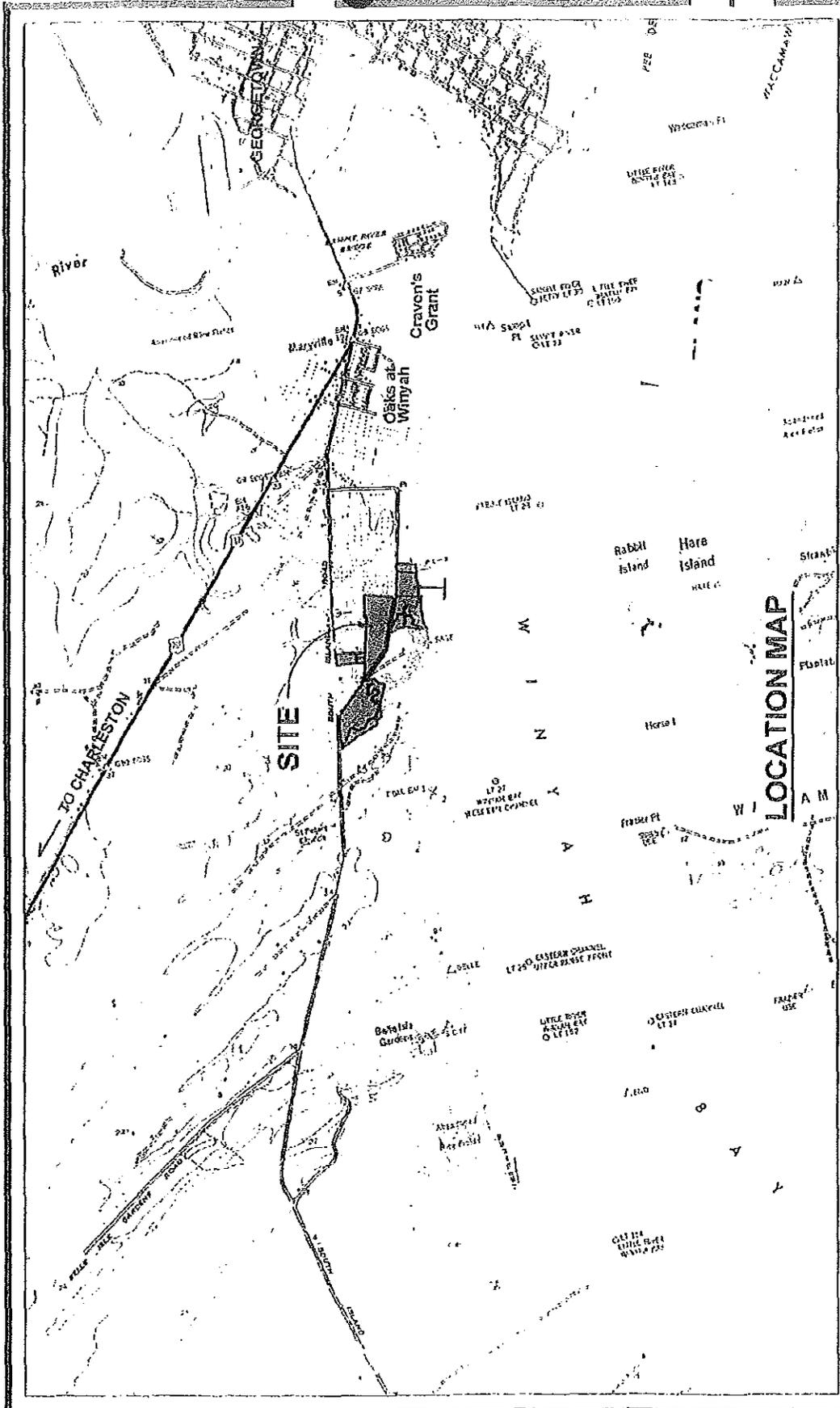
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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
1949 INDUSTRIAL PARK ROAD, ROOM 140
CONWAY, SOUTH CAROLINA 29526**

If there are any questions concerning this public notice, please contact Rob Huff, Watershed Manager, at (843) 365-4239.



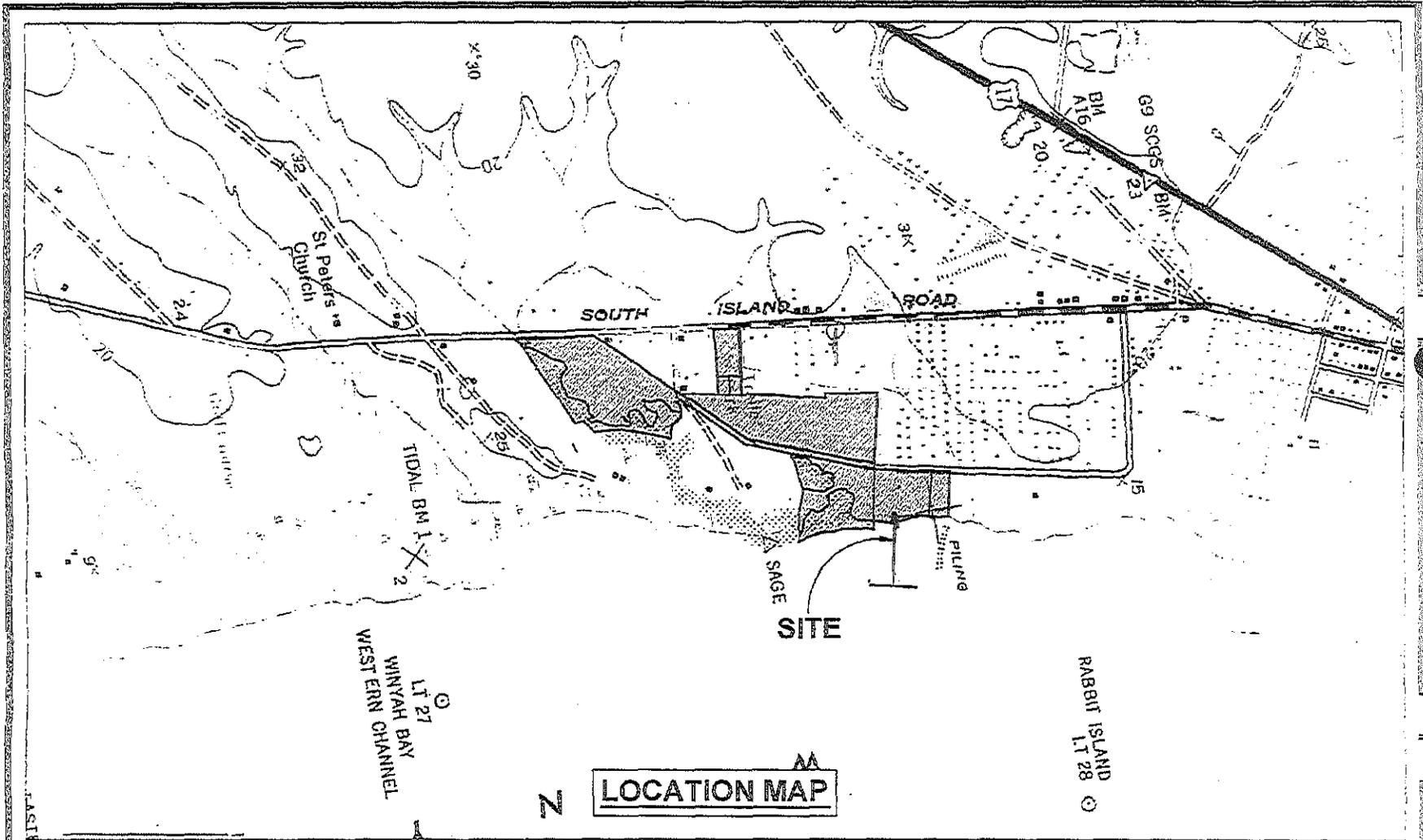
ADJACENT PROPERTY OWNERS:
 1. HAROLD D. FLETCHER
 2. BONNIE N. CHARLTON
 3. LOUIS H. HUTTO JR. ET AL

DATE: MARCH 5, 2007

PROJECT LOCATION:
 PLANTATION AT WINYAH BAY
 GEORGETOWN, SC

COUNTY:
 GEORGETOWN

APPLICANT:
 Harbor Club on Winyah Bay
 SAC-2007-00606
 Georgetown County, South Carolina
 Sheet 1 of 7 Dated: March 5, 2007 & November 7, 2018



APPLICANT:

**Harbor Club on Winyah Bay
SAC-2007-00606**

Georgetown County, South Carolina

Sheet 2 of 7 Dated: March 5, 2007 & November 7, 2018

PROJECT LOCATION:

**PLANTATION AT WINYAH BAY
GEORGETOWN, SC**

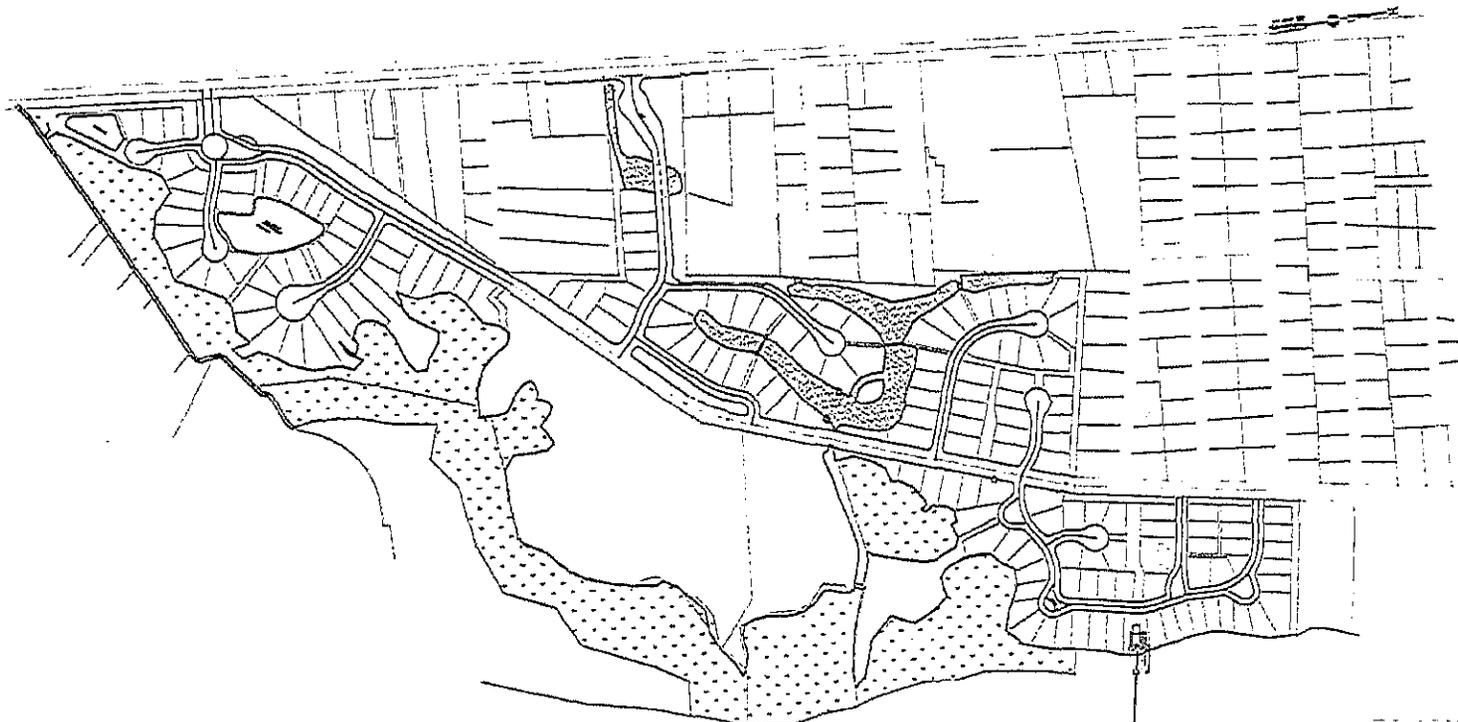
COUNTY:

GEORGETOWN

ADJACENT PROPERTY OWNERS.

1. HAROLD D. FLETCHER
2. BONNIE N. CHARLTON
3. LOUIS H. HUTTO JR. ET AL

DATE: MARCH 5, 2007



SITE PLAN

||||| SITE

SCALE: N.T.S.

APPLICANT:

Harbor Club on Winyah Bay
SAC-2007-00606
Georgetown County, South Carolina
Sheet 3 of 7 Dated: March 5, 2007 & November 7, 2018

PROJECT LOCATION:

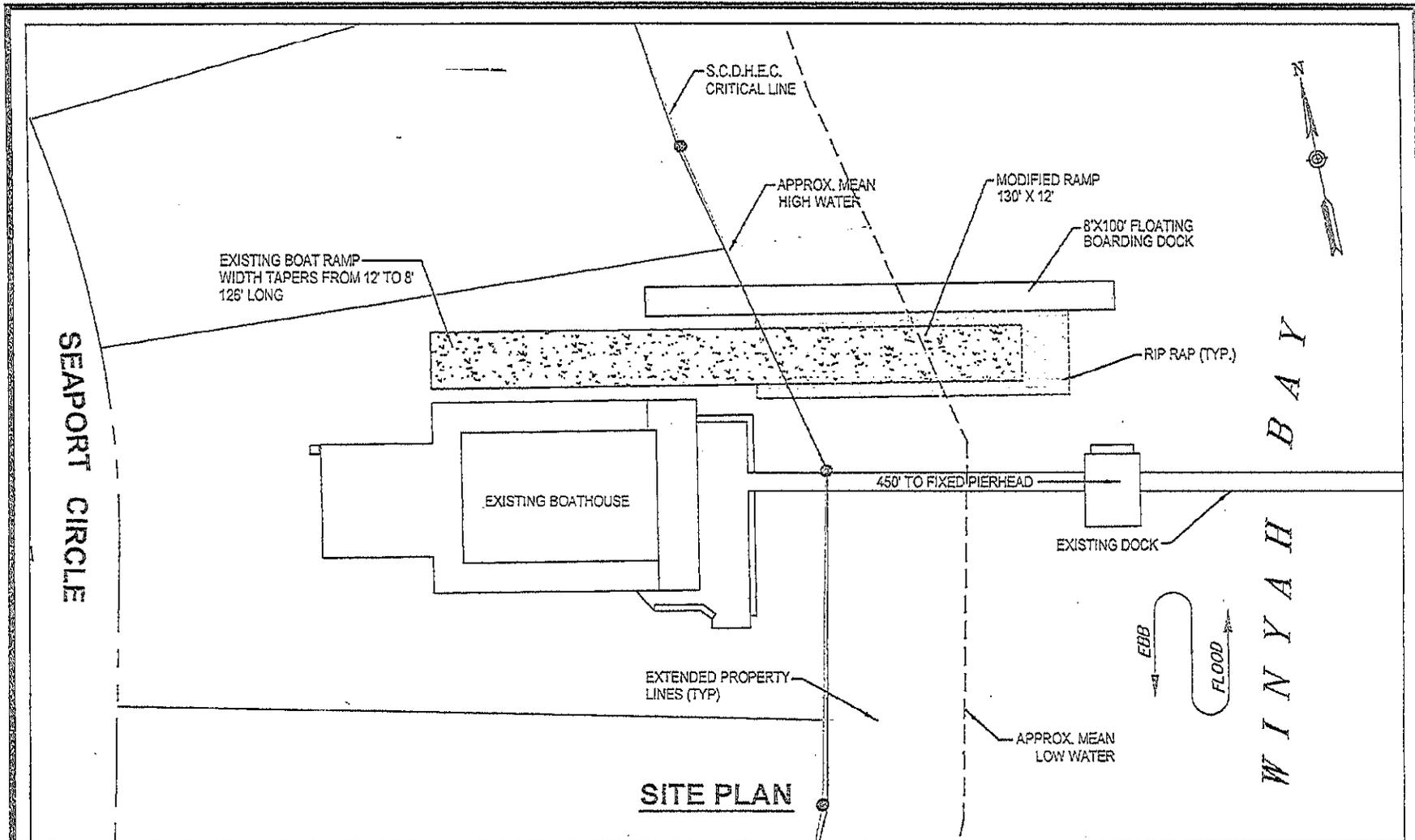
PLANTATION AT WINYAH BAY
GEORGETOWN, SC

COUNTY:
GEORGETOWN

ADJACENT PROPERTY OWNERS:

1. HAROLD D. FLETCHER
2. BONNIE N. CHARLTON
3. LOUIS H. HUTTO JR. ET AL

DATE: MARCH 5, 2007



APPLICANT:

**Harbor Club on Winyah Bay
SAC-2007-00606**

Georgetown County, South Carolina

Sheet 4 of 7 Dated: March 5, 2007 & November 7, 2018

PROJECT LOCATION:

**PLANTATION AT WINYAH BAY,
GEORGETOWN, SC**

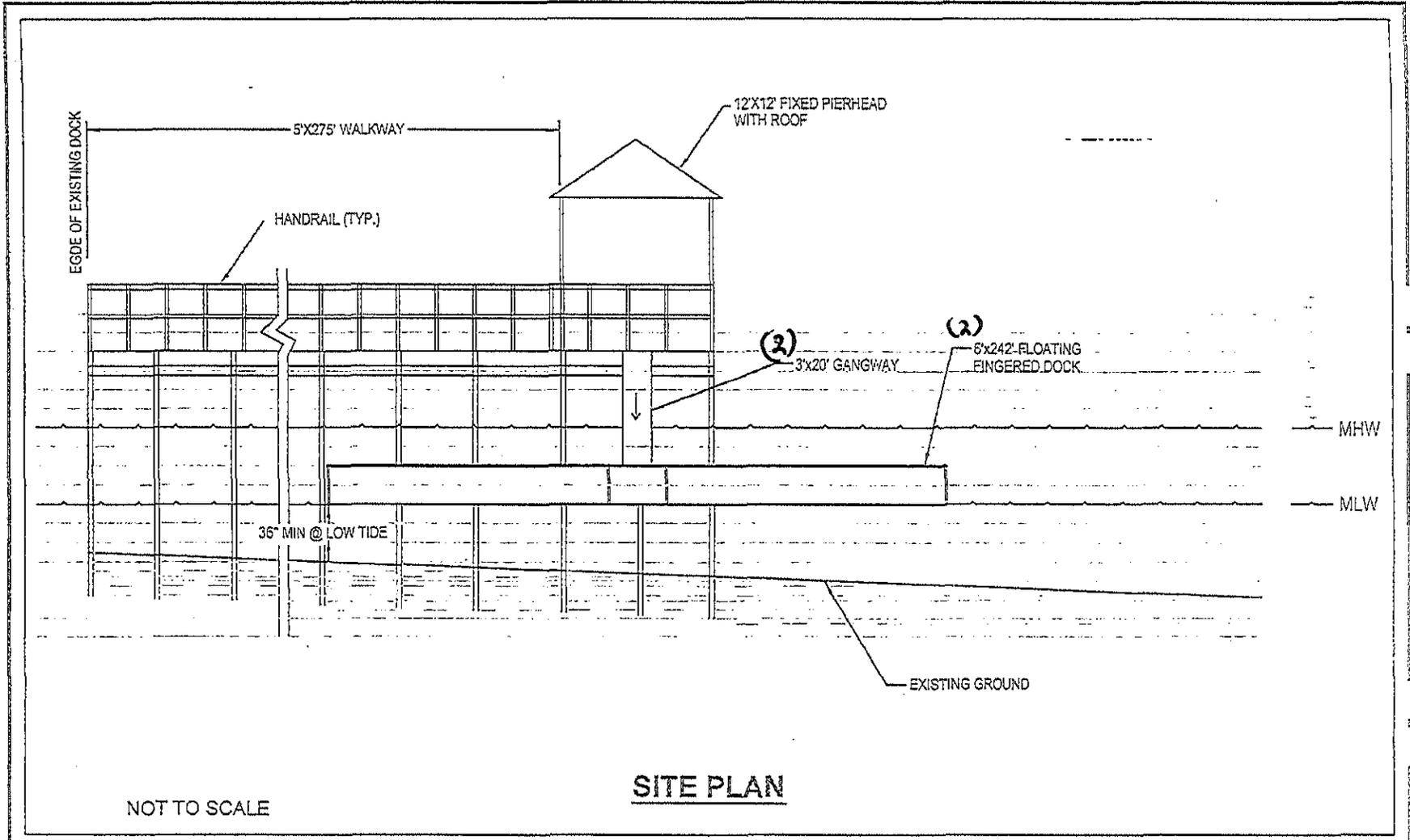
COUNTY:

GEORGETOWN

ADJACENT PROPERTY OWNERS:

1. HAROLD D. FLETCHER
2. BONNIE N. CHARLTON
3. LOUIS H. HUTTO JR. ET AL

DATE: MARCH 5, 2007



NOT TO SCALE

SITE PLAN

APPLICANT:

**Harbor Club on Winyah Bay
SAC-2007-00606**

Georgetown County, South Carolina

Sheet 5 of 7 Dated: March 5, 2007 & November 7, 2018

PROJECT LOCATION:

**PLANTATION AT WINYAH BAY
GEORGETOWN, SC**

COUNTY:

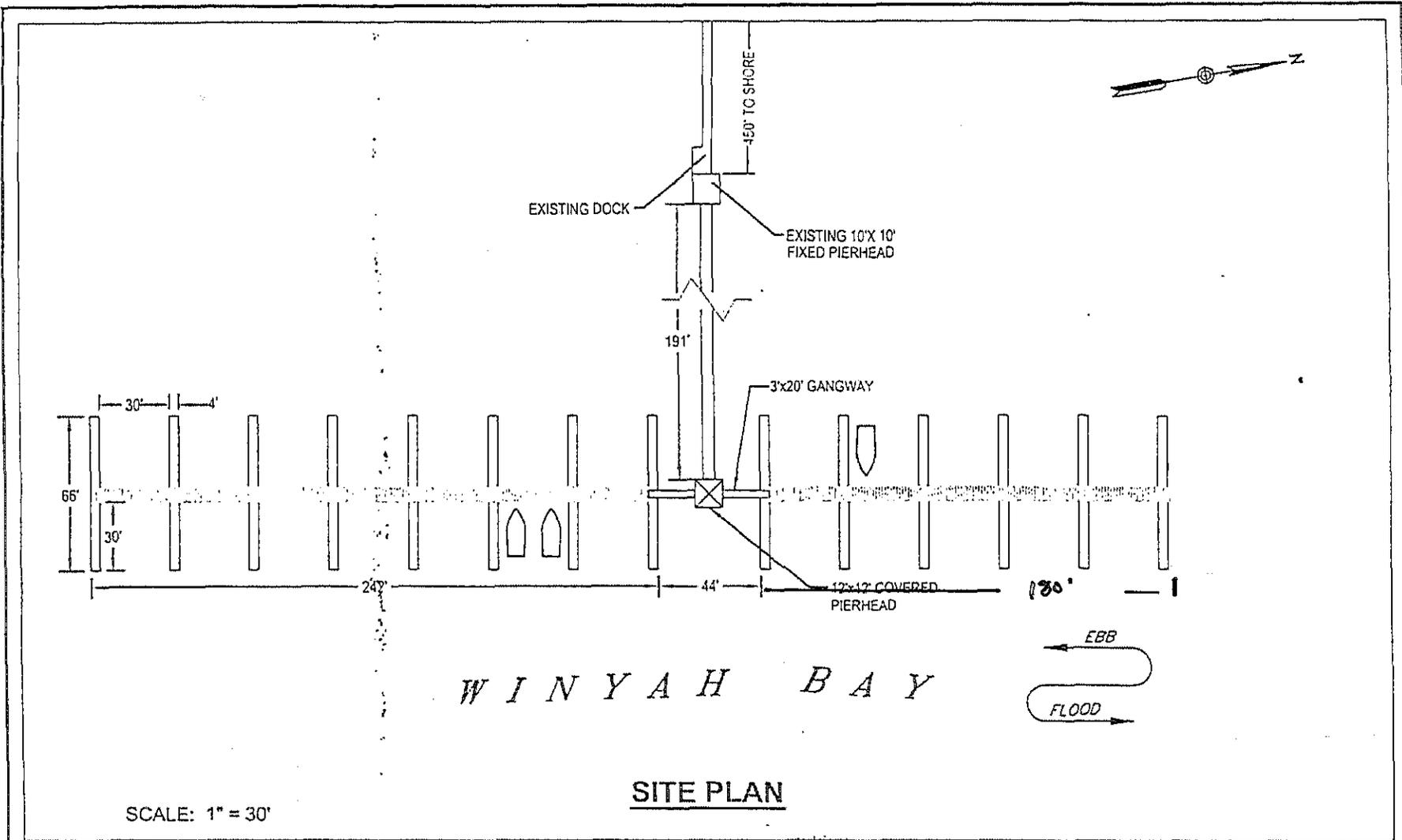
GEORGETOWN

ADJACENT PROPERTY OWNERS:

1. HAROLD D. FLETCHER
2. BONNIE N. CHARLTON
3. LOUIS H. HUTTO JR. ET AL

DATE: MARCH 5, 2007

11/11



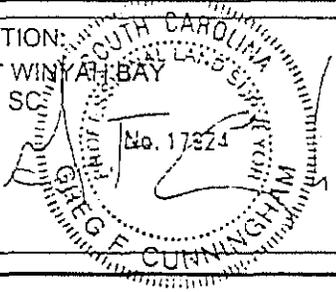
SCALE: 1" = 30'

SITE PLAN

APPLICANT:

Harbor Club on Winyah Bay
SAC-2007-00606
Georgetown County, South Carolina
Sheet 6 of 7 Dated: March 5, 2007 & November 7, 2018

PROJECT LOCATION:
 PLANTATION AT WINYAH BAY
 GEORGETOWN, SC



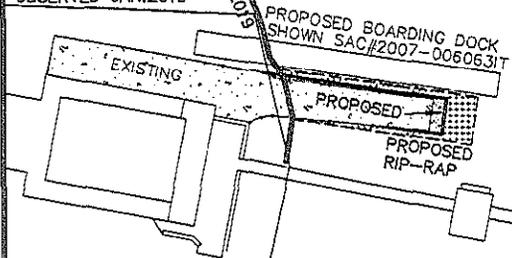
COUNTY:
 GEORGETOWN

ADJACENT PROPERTY OWNERS:

1. HAROLD D. FLETCHER
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3. LOUIS H. HUTTO JR. ET AL

DATE: DECEMBER 11, 2006

NOTE: HTL SHOWN AS OBSERVED JAN.2019



DETAIL

PROPOSED BOAT RAMP
EXTENSION AND RIP-RAP
1"=60'

QUANTITIES BELOW HTL (CU.YD.)
ADDITIONAL CONC.= 4
RIP-RAP = 13

THIS MAP WAS COMPILED FROM A DIGITAL FILE OF THE PLANTATION AT WINYAH BAY AND A DIGITAL FILE OF CHARLESTON DISTRICT AIWW. LIMITED SURVEY FIELD WORK PERFORMED. VERIFIED GRID COORDINATE SYSTEM FOR FINAL SOLUTION. HTL SURVEYED JAN.2019



A PORTION OF THE OLD EXISTING DOCK SHOWN HEREON AS SHOWN ON ORIGINAL DOCK PERMIT PLANS HAS BEEN DESTROYED BY STORMS AND WILL NEED TO BE REPAIRED. AN EMERGENCY PERMIT DOCUMENT HAS BEEN ISSUED BY SCDHEC-DORM TO REPAIR AS WAS.

AIWW LOCATION AS PER DXF FILE OF CHARLESTON DISTRICT AIWW RECEIVED FROM CHRISTOPHER CHARLES WRIGHT, ENGINEERING TECHNICIAN, CIV USARMY CESAC, JUNE 22, 2018.

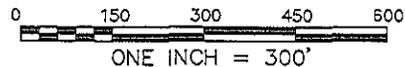


TIDEWATER
LAND SURVEYING LLC

36 NEW CASTLE LANE
PAWLEYS ISLAND, SC 29585

N: 549303.7
E: 2522473.8
LAT: 33°19'52.34"
LON: 79°17'20.82"

WINYAH BAY
EBB N FLOOD



REVISED JANUARY 10, 2019 TO SHOW
DETAIL

Harbor Club on Winyah Bay
SAC-2007-00606
Georgetown County, South Carolina
Sheet 7 of 7 Dated: March 5, 2007 & November 7, 2018

L. BRUCE ABBOTT SCPLS#29504
843-833-2190 lbruceabbott@gmail.com

MAP

SHOWING THE LOCATION OF PROPOSED COMMUNITY DOCK IN RELATION TO ATLANTIC INTRACOSTAL WATER WAY PREPARED FOR HARBOR CLUB ON WINYAH BAY POA, INC. GEORGETOWN COUNTY, SOUTH CAROLINA

NOVEMBER 7, 2018

