

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, SC 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 SAC-2016-00187

July 31, 2017

Pursuant to 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

Berkeley County Government
c/o Stantec Consulting Services, Inc.
Pat Ferral
4969 Centre Point Drive, Suite 200
North Charleston, South Carolina 29418

for a permit to place fill in wetlands associated with

SMITH BRANCH

at the intersection of US Highway 176 and Nexton Parkway in Summerville, Berkeley County, South Carolina (Latitude: 33.1132 °N, Longitude: -80.1361 °W) (Summerville 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 impacts to into 0.928 acre of wetlands to construct the Nexton Parkway road extension. In detail, the proposed work involves the landclearing of 0.074 acre of wetlands and the discharge of fill material into 0.854 acre of wetlands to construct the

Nexton Parkway road extension. The proposed extension will connect the existing Nexton Parkway with US 176. The road extension will be approximately 2,000 feet long and 108 feet wide and will include a two-lane road with a proposed 10-foot wide multi-use path. As stated in the permit application, the purpose of the proposed project is to provide access from Nexton Parkway to US 176. The tie-in of the Nexton Parkway to US 176 is being undertaken by Berkeley County due to an agreement between WestRock and Berkeley County. Currently, WestRock is constructing Nexton Parkway to the boundary of their property.

As stated in the permit application, efforts to avoid and minimize impacts to waters of the U.S. include the following: BMP's will be implemented during and after all construction to minimize erosion and migration of sediments off site, all disturbed land surfaces will be stabilized upon project completion, the SCDOT Standards Specifications for Highway Construction will apply for materials and construction of all work, necessary measures will be taken to prevent oil, tar, trash, and other pollutants from entering the adjacent wetlands and waters, construction of the project will be carried out in an expeditious manner to minimize the period of disturbance to aquatic resources and the surrounding environment, the Corps will be notified if archaeological or paleontological remains are found during work and no excavation of accumulated sediment will occur as a result of this proposed project.

The applicant is proposing to purchase 8.2 credits from Swallow Savannah Mitigation Bank.

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 0.928 acre freshwater wetlands upstream 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.

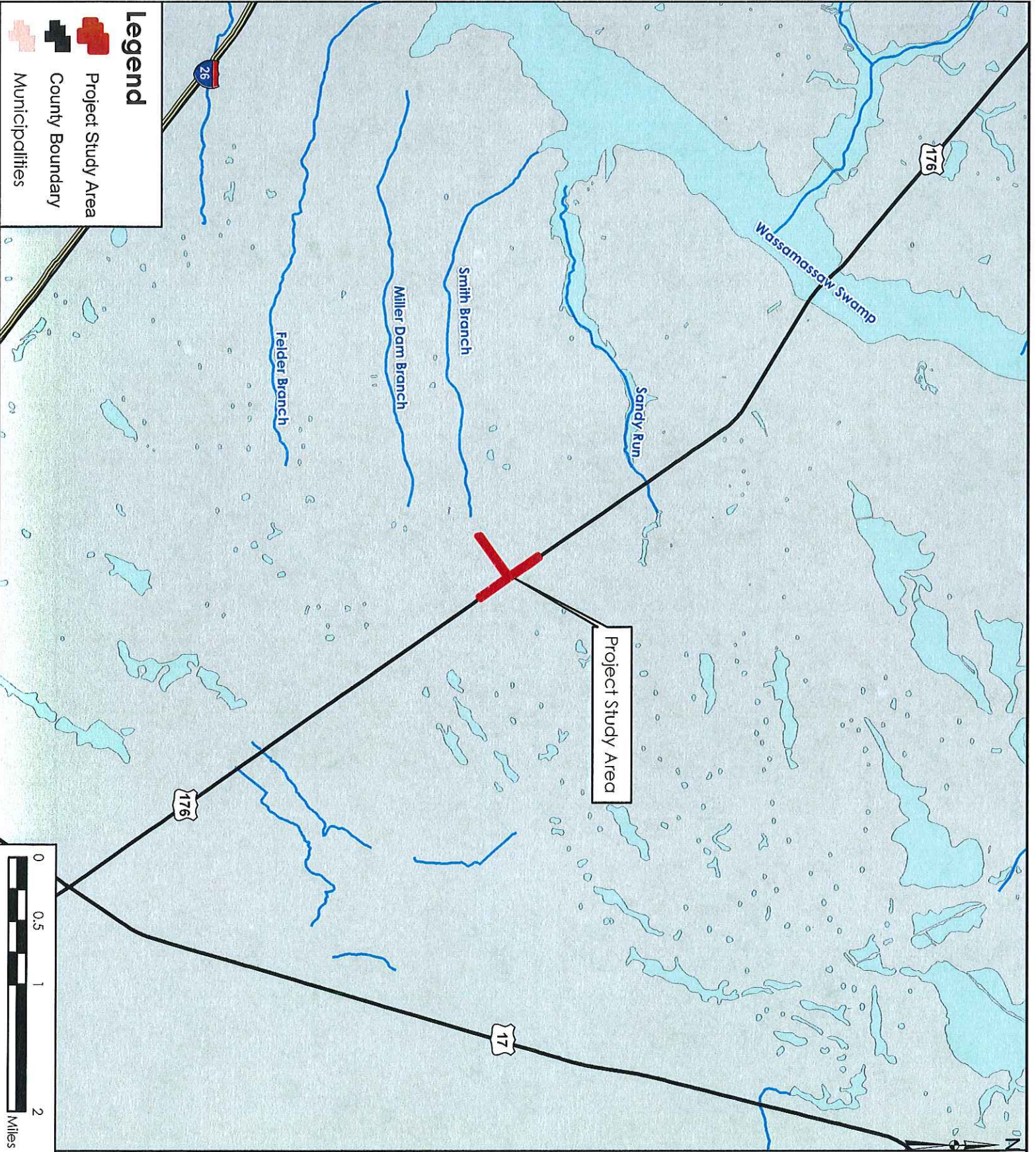
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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, SC 29403-5107**

If there are any questions concerning this public notice, please contact Tracy D. Sanders, Project Manager, at (843) 329-8190 or toll free at 1-866-329-8187.



Legend

-  Project Study Area
-  County Boundary
-  Municipalities



Client:
 BERKELEY COUNTY
 ENGINEERING DEPARTMENT

Project:
 Nexton Parkway Project
 Berkeley County, SC

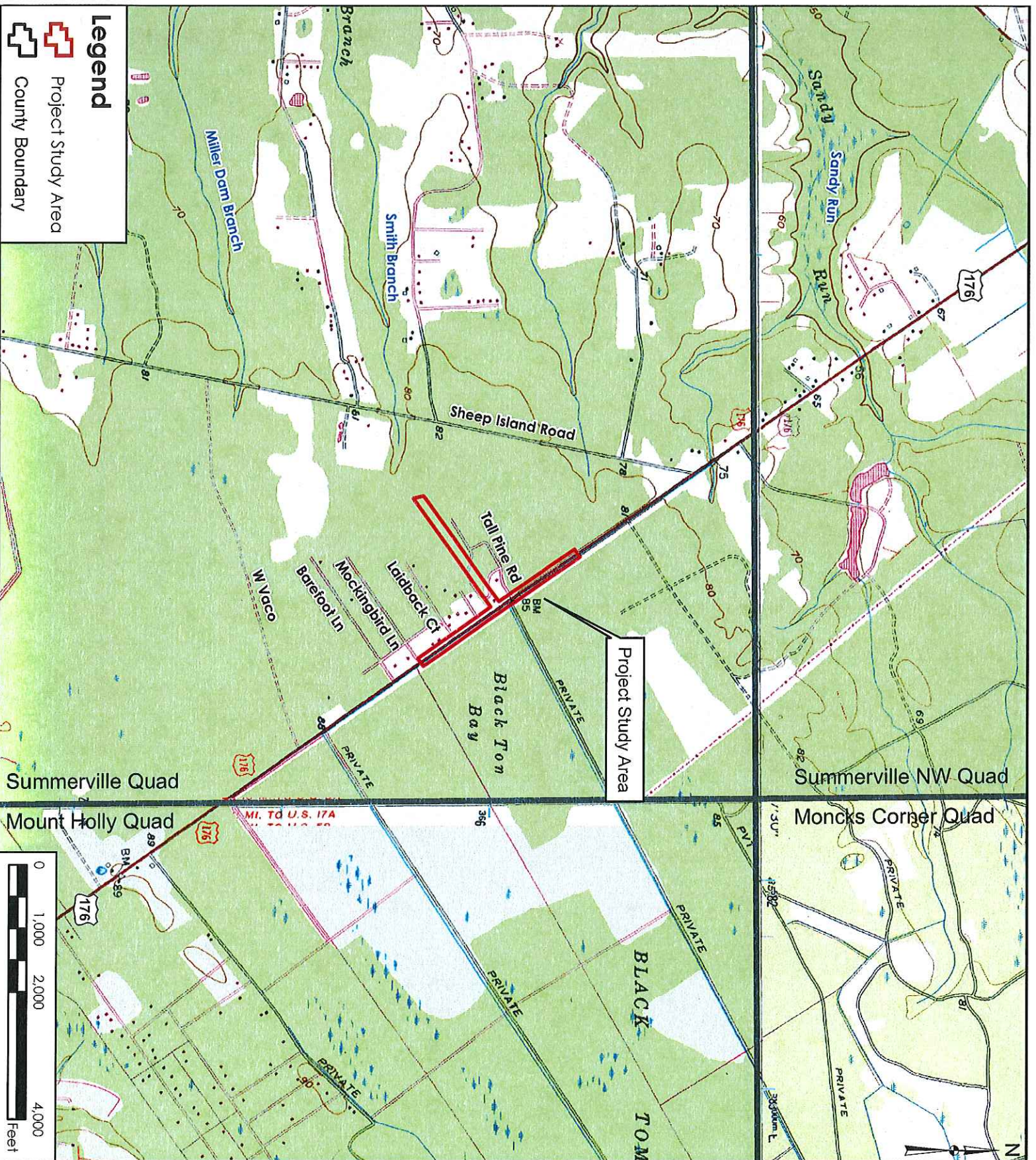
Title:
 SITE LOCATION MAP





Berkeley County, SC

Drawn By:	AEB	QA/QC Review:	PRF
Feet Review:	JBG	Date:	1/23/2015
Stantec Project/Task Number:		171001564/201	

FIGURE 1



Legend

-  Project Study Area
-  County Boundary

Project Study Area

Summerville Quad

Summerville NW Quad

Mount Holly Quad

Moncks Corner Quad

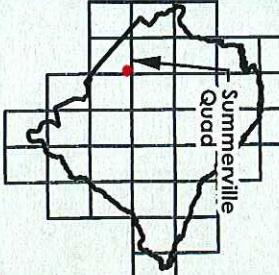


Client:
BERKELEY COUNTY
ENGINEERING DEPARTMENT

Nexton Parkway Project
Berkeley County, SC

USGS TOPOGRAPHY
MAP

Ref.: USGS 7.5 Minute Topography
Map [Summerville, SC (1997)
Quadrangle]

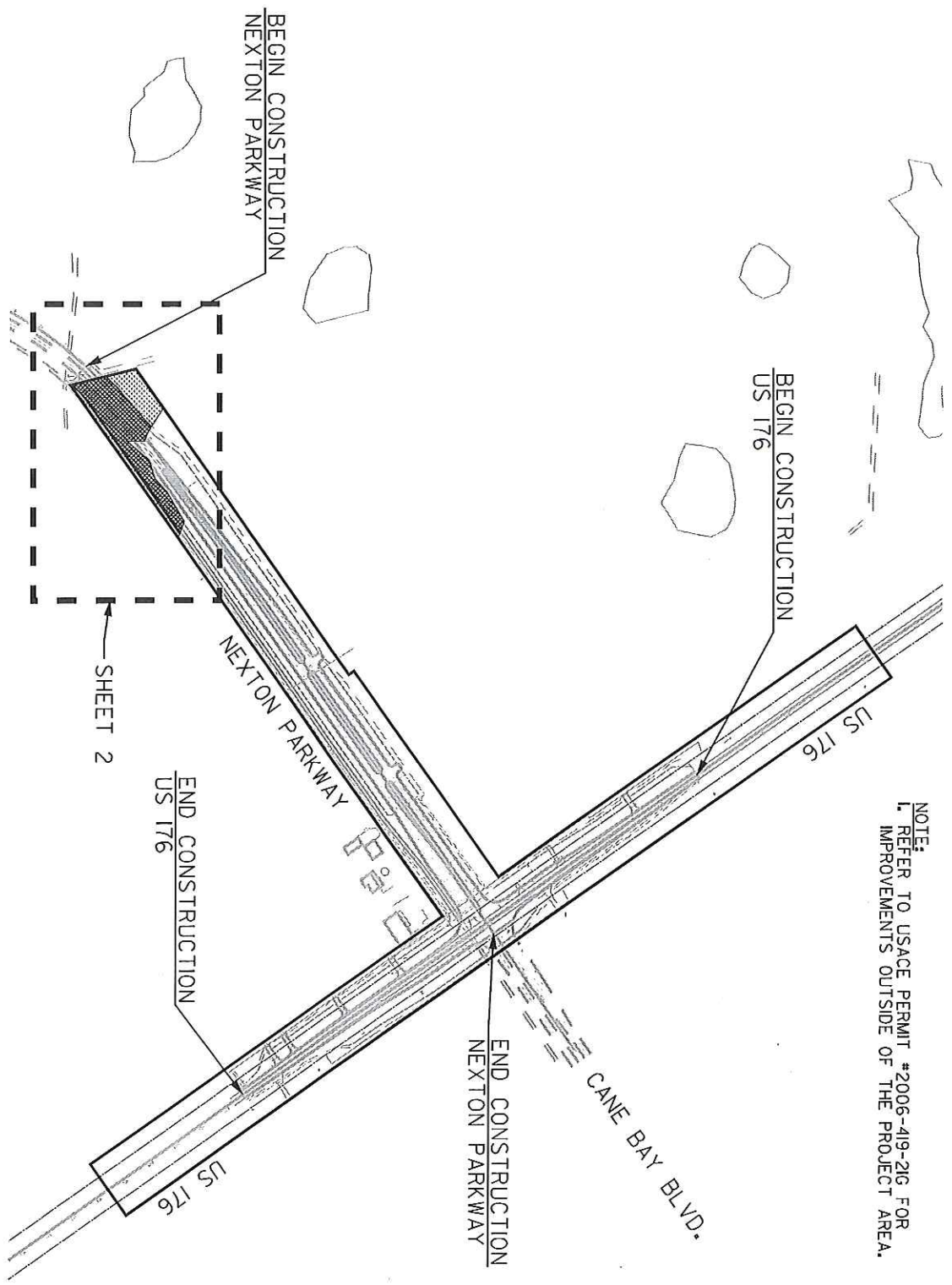


Drawn By: AEB
Peer Review: JBG
Date: 1/23/2015
QA/QC Review: PRF

Startec Project/Task Number:
171001564/201

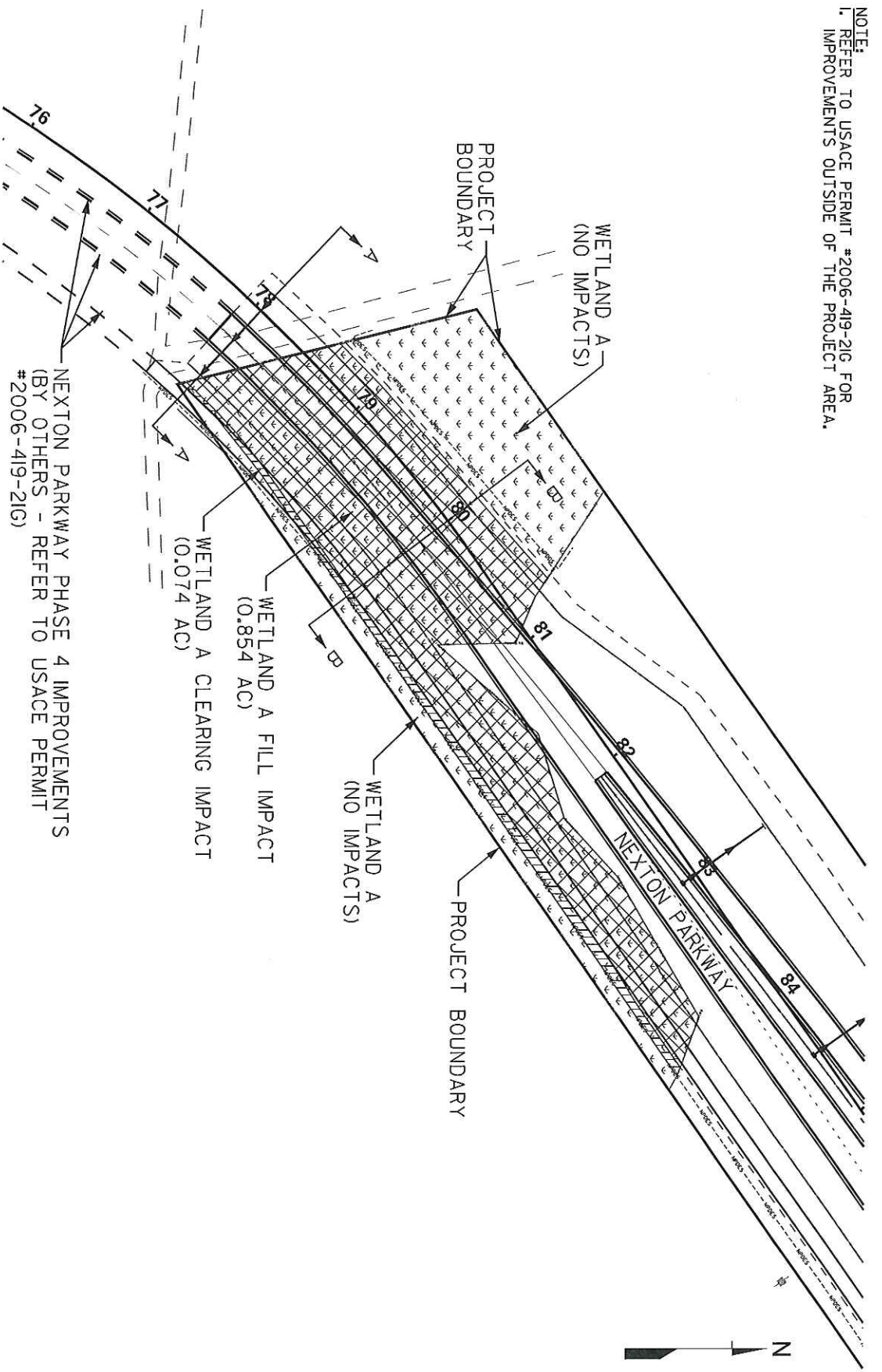
FIGURE 2

NOTE:
 1. REFER TO USACE PERMIT #2006-419-21G FOR IMPROVEMENTS OUTSIDE OF THE PROJECT AREA.



PREPARED BY: Stantec Stantec Consulting Services 4969 Centre Pointe Drive, Suite 200 North Charleston, SC 29418 Tel: 843.740.7700 Fax: 843.740.7707 www.stantec.com		APPLICATION BY: BERKELEY COUNTY US 176 & NEXTON PARKWAY WETLAND PERMIT DRAWINGS																					
TOTAL IMPACTS WETLAND CLEARING IMPACTS WETLAND FILL IMPACTS	0.074 AC 0.854 AC	<table border="1"> <tr> <th>REV. NO.</th> <th>BY</th> <th>DATE</th> <th>DESCRIPTION OF REVISION</th> </tr> <tr> <td>4</td> <td></td> <td></td> <td></td> </tr> <tr> <td>3</td> <td></td> <td></td> <td></td> </tr> <tr> <td>2</td> <td></td> <td></td> <td></td> </tr> <tr> <td>1</td> <td></td> <td></td> <td></td> </tr> </table>	REV. NO.	BY	DATE	DESCRIPTION OF REVISION	4				3				2				1				SCALE: 1" = 400' SHEET 1 OF 4
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NOTE:
1. REFER TO USACE PERMIT #2006-419-21G FOR IMPROVEMENTS OUTSIDE OF THE PROJECT AREA.



LEGEND

WETLAND	
WETLAND CLEARING IMPACTS	
WETLAND FILL IMPACTS	
SHEET 2 IMPACTS	
WETLAND CLEARING IMPACTS	0.074 AC
WETLAND FILL IMPACTS	0.854 AC

NEXTON PARKWAY PHASE 4 IMPROVEMENTS
(BY OTHERS - REFER TO USACE PERMIT #2006-419-21G)

PREPARED BY:
Stantec

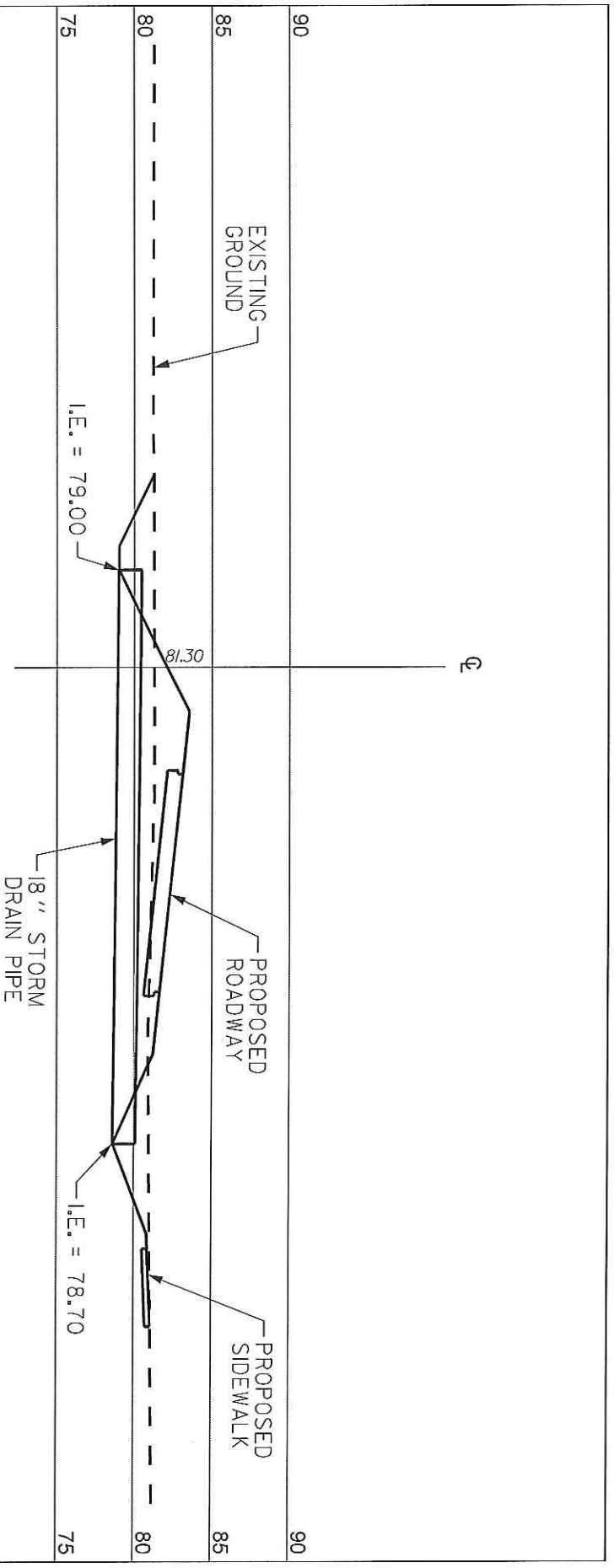
Stantec Consulting Services
4969 Centre Pointe Drive, Suite 200
North Charleston, SC 29418
Tel: 843.740.7700
Fax: 843.740.7707
www.stantec.com

REV. NO.	BY	DATE	DESCRIPTION OF REVISION
4			
3			
2			
1			

STANTEC PROJECT NUMBER: 171001564
USACE SAC: _____
SCALE IN FEET: 0 25 50 100

APPLICATION BY:

BERKELEY COUNTY
US 176 & NEXTON PARKWAY
WETLAND PERMIT DRAWINGS
SCALE: 1" = 100'
SHEET 2 OF 4



SECTION A-A
 NEXTON PARKWAY STA. 78+05

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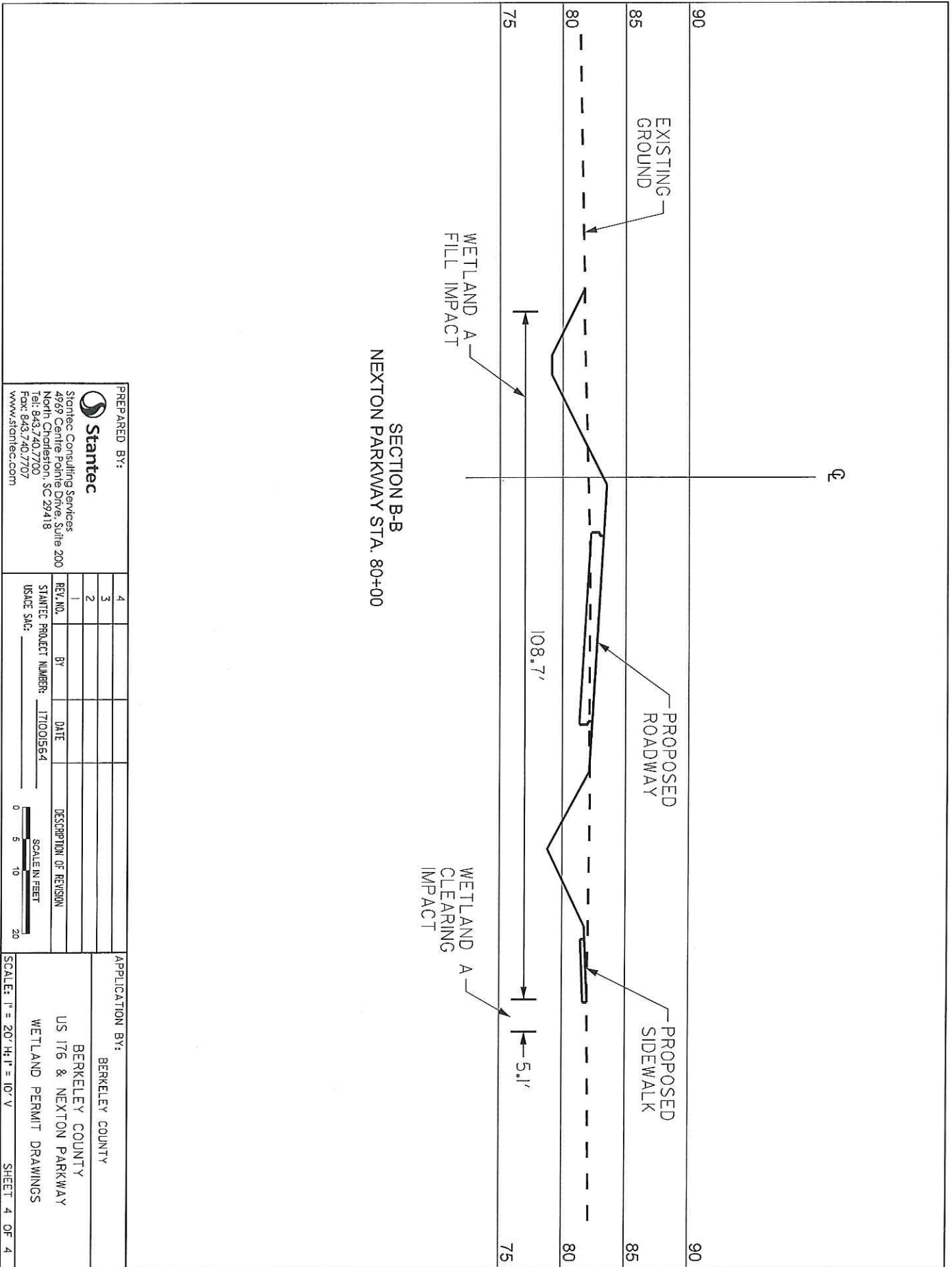
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STANTEC PROJECT NUMBER: 171001564
 USACE SAC: _____

SCALE IN FEET: 0 5 10 20

APPLICATION BY: BERKELEY COUNTY
 BERKELEY COUNTY
 US 176 & NEXTON PARKWAY
 WETLAND PERMIT DRAWINGS

SCALE: 1" = 20' H; 1" = 10' V SHEET 3 OF 4



SECTION B-B
 NEXTON PARKWAY STA. 80+00

PREPARED BY:		 Stantec Consulting Services 4789 Centre Pointe Drive, Suite 200 North Charleston, SC 29418 Tel: 843.740.7700 Fax: 843.740.7707 www.stantec.com	
4		APPLICATION BY:	BERKELEY COUNTY
3			
2			
1			
REV. NO.	BY	DATE	DESCRIPTION OF REVISION
STARTED PROJECT NUMBER:	17100156.4		
USACE SAC:			
SCALE IN FEET		SCALE: 1" = 20' H, 1" = 10' V	
		BERKELEY COUNTY US 176 & NEXTON PARKWAY WETLAND PERMIT DRAWINGS	
		SHEET 4 OF 4	