

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
1949 INDUSTRIAL PARK ROAD, ROOM 140
CONWAY, SC 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-2017-01041

July 10, 2017

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), the South Carolina Coastal Zone Management Act (48-39-10 et seq.), and the S.C. Construction in Navigable Waters Permit Program (R. 19-450, et seq., 1976 S.C. Code of Laws, as amended), an application has been submitted to the Department of the Army and the S.C. Department of Health and Environmental Control by

Mr. Steven Anderson
c/o Mr. Grant Gibson
The Earthworks Group
11655 Highway 707
Murrells Inlet, South Carolina 29576

for a permit to construct a private use docking facility and dredge in the

WACCAMAW RIVER / ATLANTIC INTRACOASTAL WATERWAY (AIWW)

at 8775 Henrietta Bluffs; Conway, Horry County, South Carolina (Latitude: 33.76477 °N, Longitude: -79.0954 °W), Bucksville 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 private recreational docking structure w/ boat lift and associated dredging. In detail, the work consist of the construction of a 12'

x 12' covered fixed pier head that will be accessed from uplands by a 5' x 380' walkway. The pier head will connect to 3' x 6' catwalk leading to a 4' x 4' landing, then to a 3' x 25' ramp which leads to an 8' x 16' floating dock. Near the shoreline along the aforementioned walkway there will be a 3' x 18' ramp which connects to a 3' x 25' ramp leading to an 8' x 16' floating dock and 12' x 12' four pile boat lift.

The proposed dredging encompasses 0.37 acre of upon water area and will remove 1, 980 cubic yards of bottom material. The bottom will be excavated to a depth of -5.0' with landward and side margins graded at a 3:1 slope to reduce backfilling. Dredging will be completed by a barge mounted long reach excavator and spoil will be dewatered at an upland site less than 600' away. Spoil material will be allowed to dewater in a 125' x 125' containment area lined with double row silt fencing and will drain into the adjacent Waccamaw River. The spoil disposal site is identified as TMS# 183-00-03-042. After dewatering, spoil will be moved to an upland location offsite.

NOTE: The bulkhead depicted on the project drawings is located within uplands landward of the high tide line. The mean high water and high tide lines are at 1.84' and 1.95', respectively, and do not reach the toe of the proposed upland bulkhead by a range of 1 to 6'.

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 private recreational access 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 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 0.37 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 proposed project will have no effect on Shortnose Sturgeon (*Acipenser brevirostrum*), Atlantic Sturgeon (*Acipenser oxyrinchus oxyrinchus*), Green Sea Turtle (*Chelonia mydas*), Kemp's Ridley Sea Turtle (*Lepidochelys kempii*), Leatherback Sea Turtle (*Dermochelys coriacea*), Loggerhead Sea Turtle (*Caretta caretta*), Kirtland's Warbler (*Setophaga kirtlandii*), Piping Plover (*Charadrius melodus*), Red Knot (*Calidris canutus rufa*), Red-cockaded Woodpecker (*Picoides borealis*) and the Wood Stork (*Mycteria Americana*) 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)(1)(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.

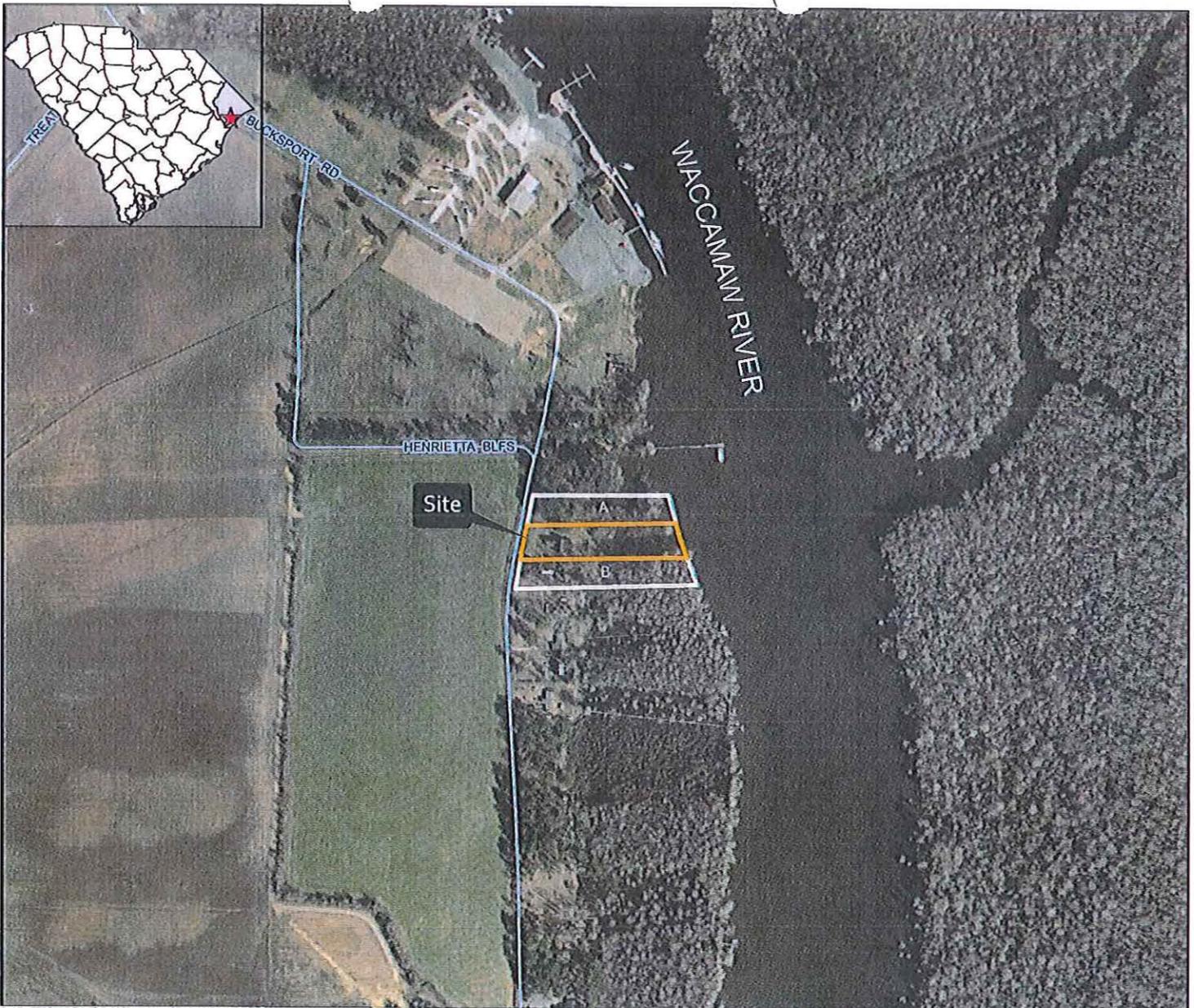
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section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

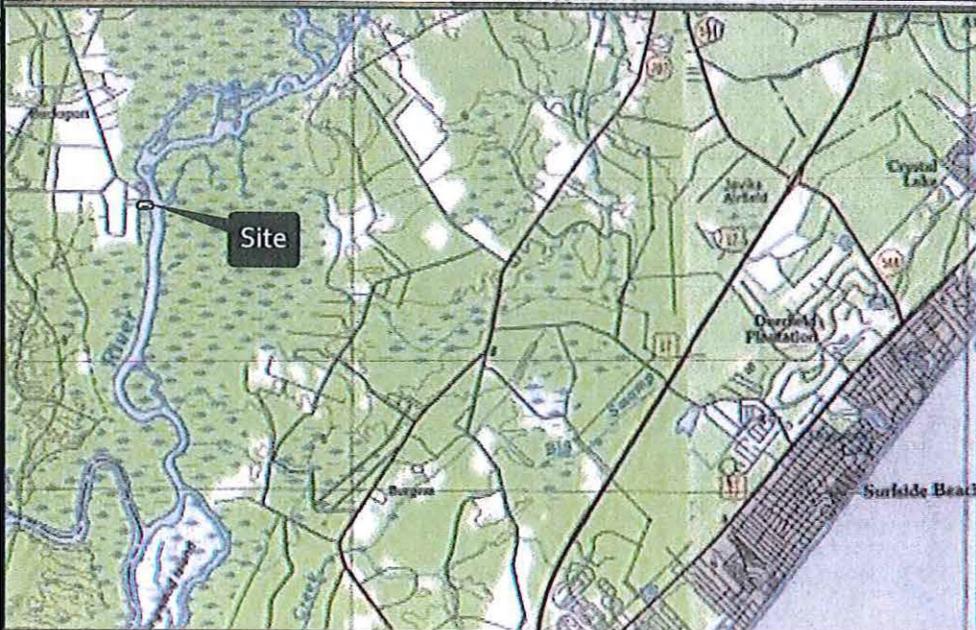
The Corps is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps to determine whether to issue, modify, 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, SC 29526**

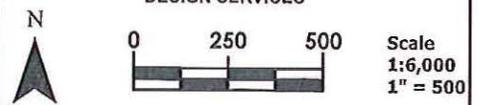
If there are any questions concerning this public notice, please contact Erica L. Stone, Project Manager, at (843) 365-4239.



ID	PIN	Owner Name	Address	City, State, ZIP
A	45114030002	RIRO LLC	14 EL CERRO TRL	SANTA FE, NM 87508
B	45114030004	WILHELM, RONALD O & ARLENE E TRUSTEES	11837 BROADWAY ST	ALDEN, NY 14004



SITE / VICINITY
8775 HENRIETTA BLUFFS
 DESIGN SERVICES



EARTHWORKS
 planning and design consultants

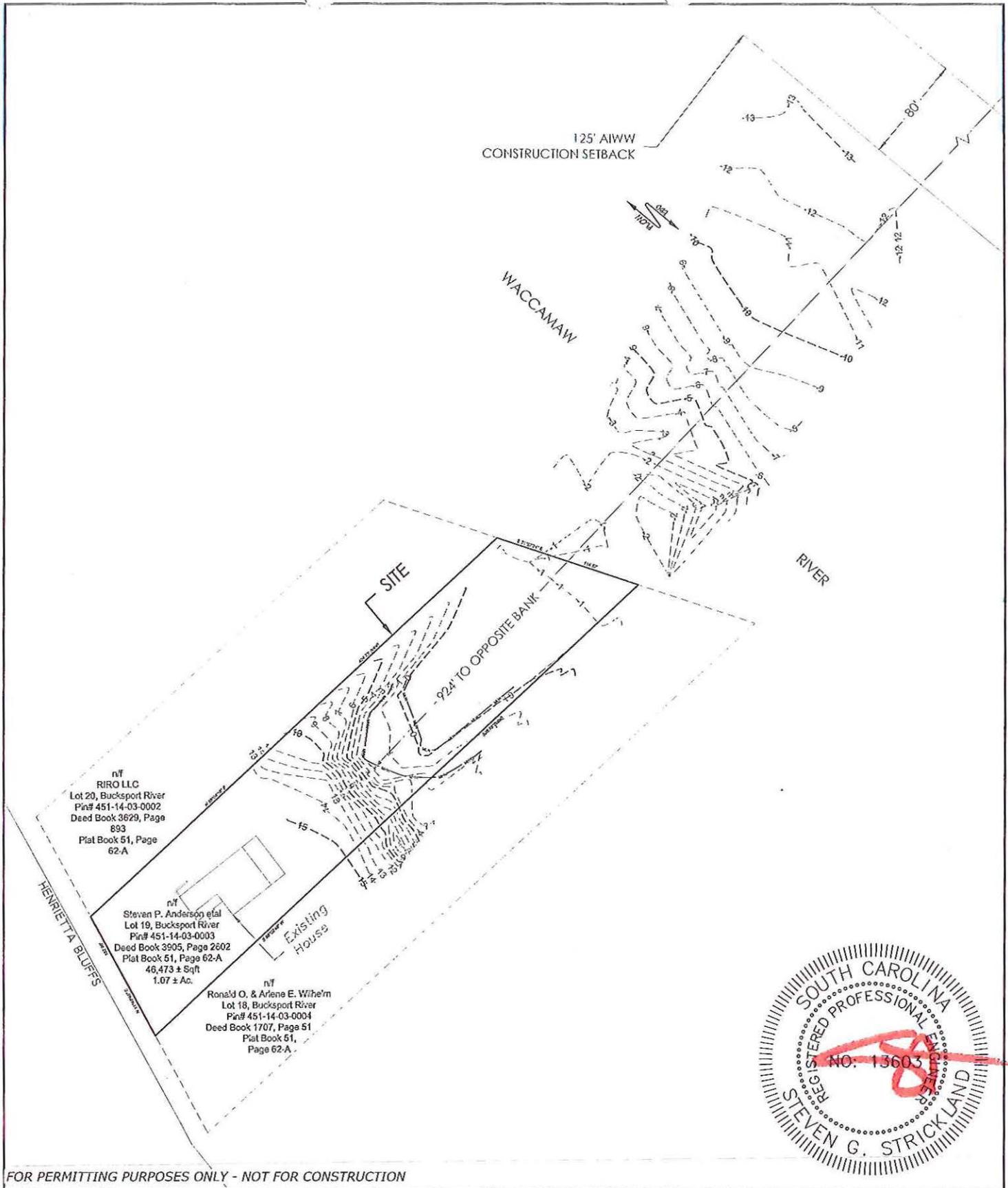
11655 HIGHWAY 707
 MURRELLS INLET, SC 29576
 P: 843-651-7900 F: 843-651-7903
 WWW.EARTHWORKSGROUP.COM

APPLICANT: **Steven Anderson**
 8775 Henrietta Bluffs,
 Conway, SC 29527
 TMS: 183-00-03-046 | PIN: 451-14-03-0003

LOCATION: 8775 HENRIETTA BLUFFS
 CONWAY, SC

LAT/LONG: 33.647754, -79.095475
 USGS QUAD: BUCKSVILLE

DATE: 6/20/2017

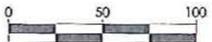


FOR PERMITTING PURPOSES ONLY - NOT FOR CONSTRUCTION

EARTHWORKS
planning and design consultants

11655 HIGHWAY 707
 MURRELLS INLET, SC 29576
 phone - 843.651.7900
 fax - 843.651.7903
 earthworksgroup.com

SITE EXISTING
 8775 Henrietta Bluffs
 Dock & Dredge Permitting

  SCALE
 1" = 100'

APPLICANT: STEVEN ANDERSON
 8775 HENRIETTA BLUFFS
 CONWAY, SC 29527

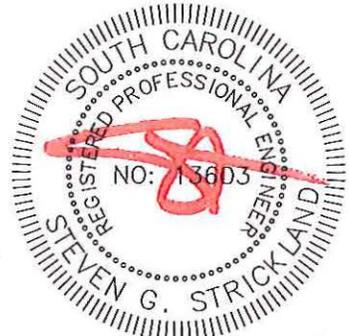
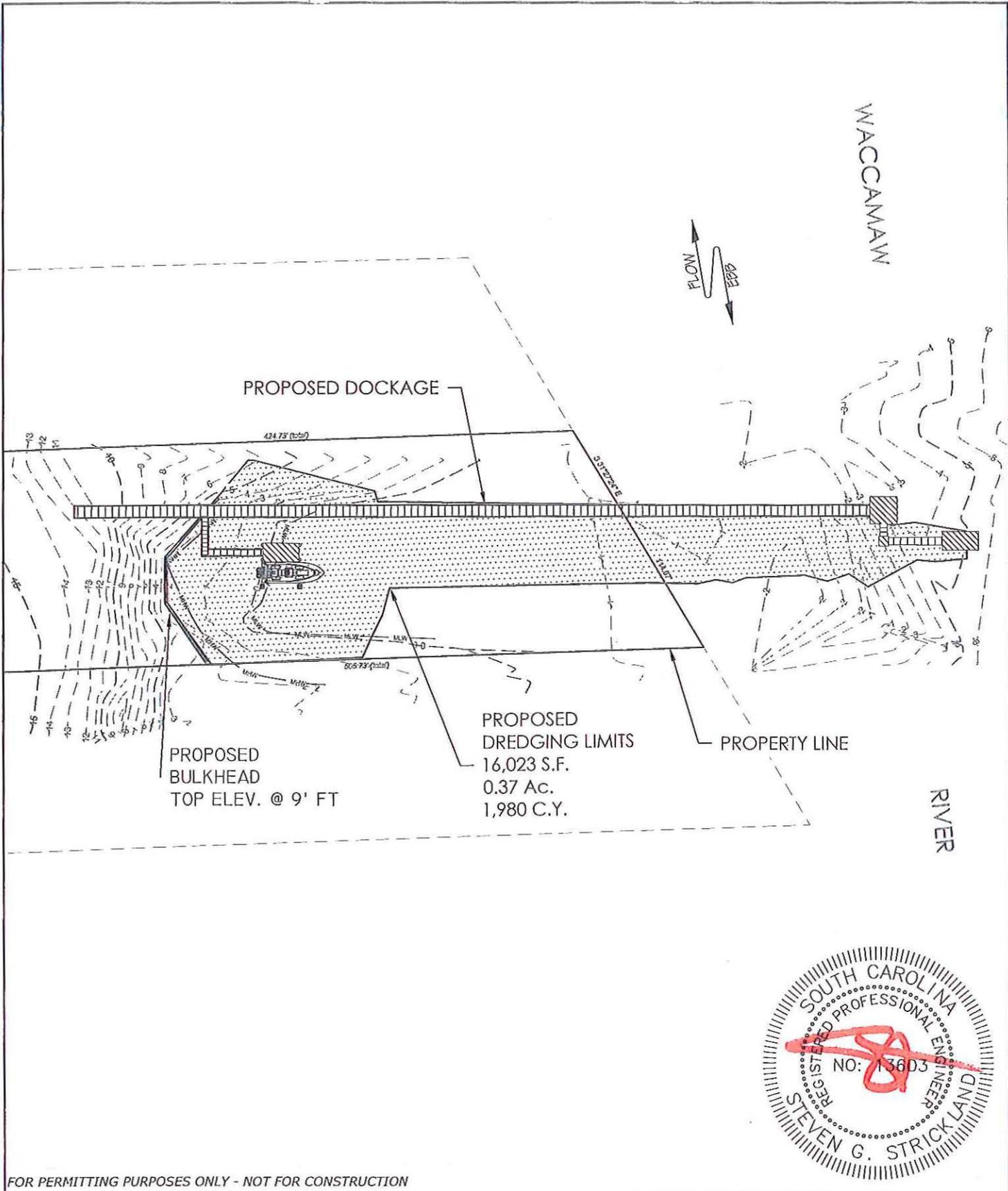
LOCATION: 8775 HENRIETTA BLUFFS
 CONWAY, SC

LAT/LONG: 33.647754, -79.095475
 USGS QUAD: BUCKSVILLE

DATE: 6/20/17

TEG PN: 171073

SHEET
 2



FOR PERMITTING PURPOSES ONLY - NOT FOR CONSTRUCTION

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planning and design consultants

11655 HIGHWAY 707
MURRELLS INLET, SC 29576
phone - 843.651.7900
fax - 843.651.7903
earthworksgroup.com

PROPOSED DOCK & DREDGE OVERVIEW
8775 Henrietta Bluffs
Dock & Dredge Permitting

0 30 60 SCALE 1" = 60'

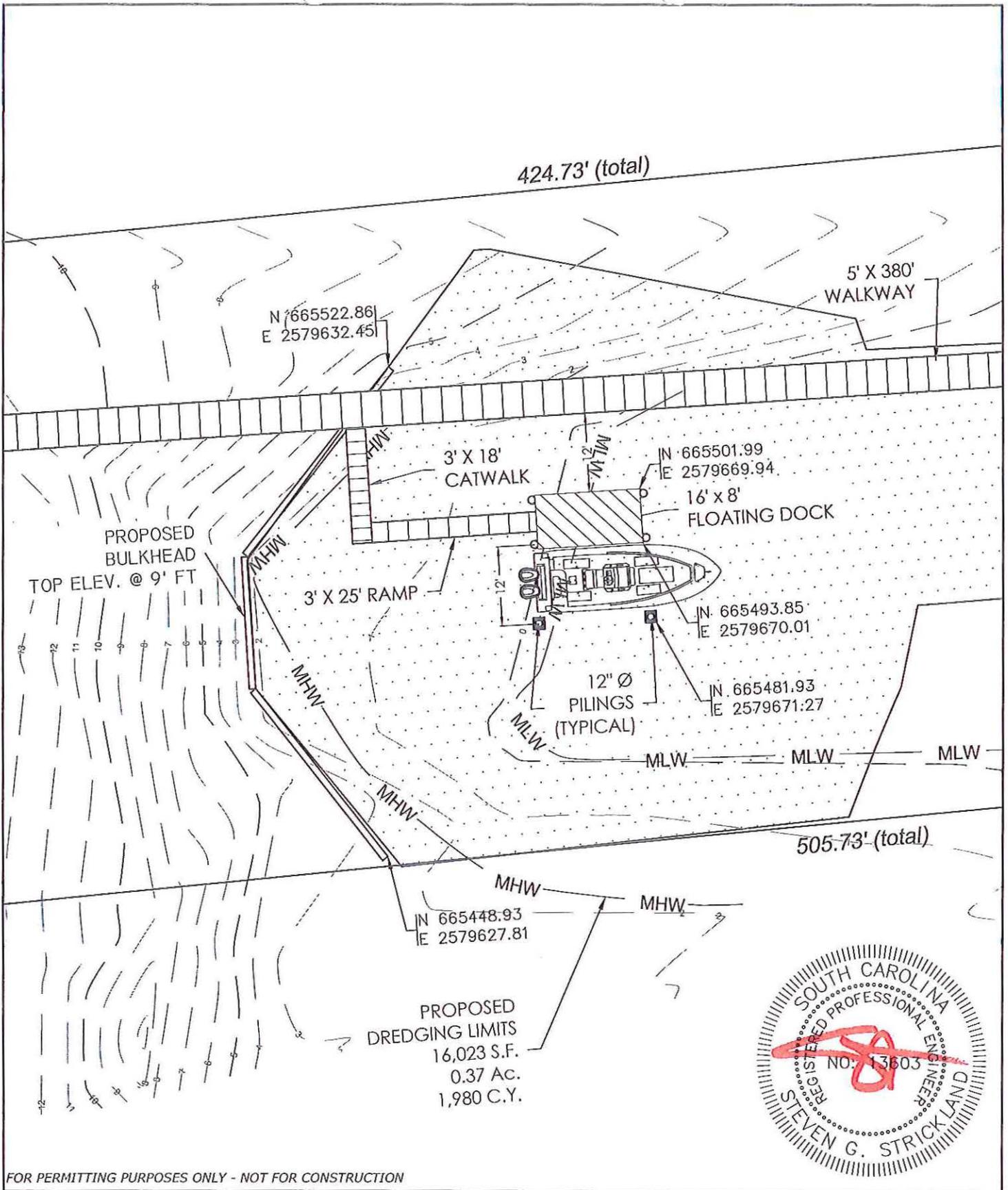
APPLICANT: STEVEN ANDERSON
8775 HENRIETTA BLUFFS
CONWAY, SC 29527

LOCATION: 8775 HENRIETTA BLUFFS
CONWAY, SC
LAT/LONG: 33.647754, -79.095475
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SHEET 3



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PROPOSED DOCK & DREDGE DETAILS
8775 Henrietta Bluffs
Dock & Dredge Permitting

0 10 20
SCALE 1"=20'

APPLICANT: STEVEN ANDERSON
8775 HENRIETTA BLUFFS
CONWAY, SC 29527

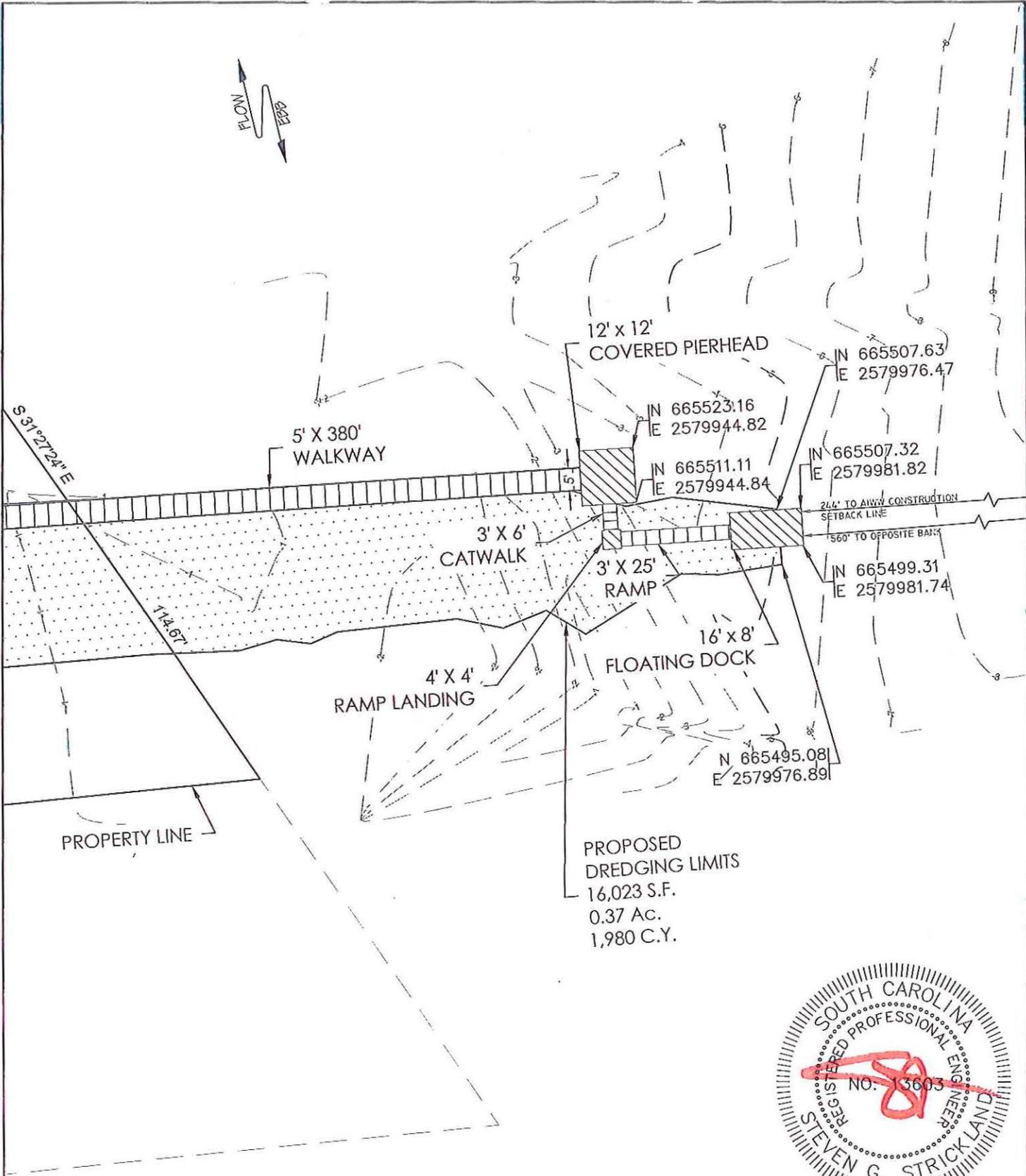
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CONWAY, SC

LAT/LONG: 33.647754, -79.095475
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DATE: 6/20/17

TEG PN: 171073

SHEET 4



N 665507.63
E 2579976.47

N 665523.16
E 2579944.82

N 665511.11
E 2579944.84

N 665507.32
E 2579981.82

24.4' TO AIWW CONSTRUCTION
SETBACK LINE

560' TO OPPOSITE BANK

N 665499.31
E 2579981.74

N 665495.08
E 2579976.89

PROPOSED
DREDGING LIMITS
16,023 S.F.
0.37 Ac.
1,980 C.Y.



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PROPOSED DOCK & DREDGE DETAILS
8775 Henrietta Bluffs
Dock & Dredge Permitting

  SCALE
1" = 30'

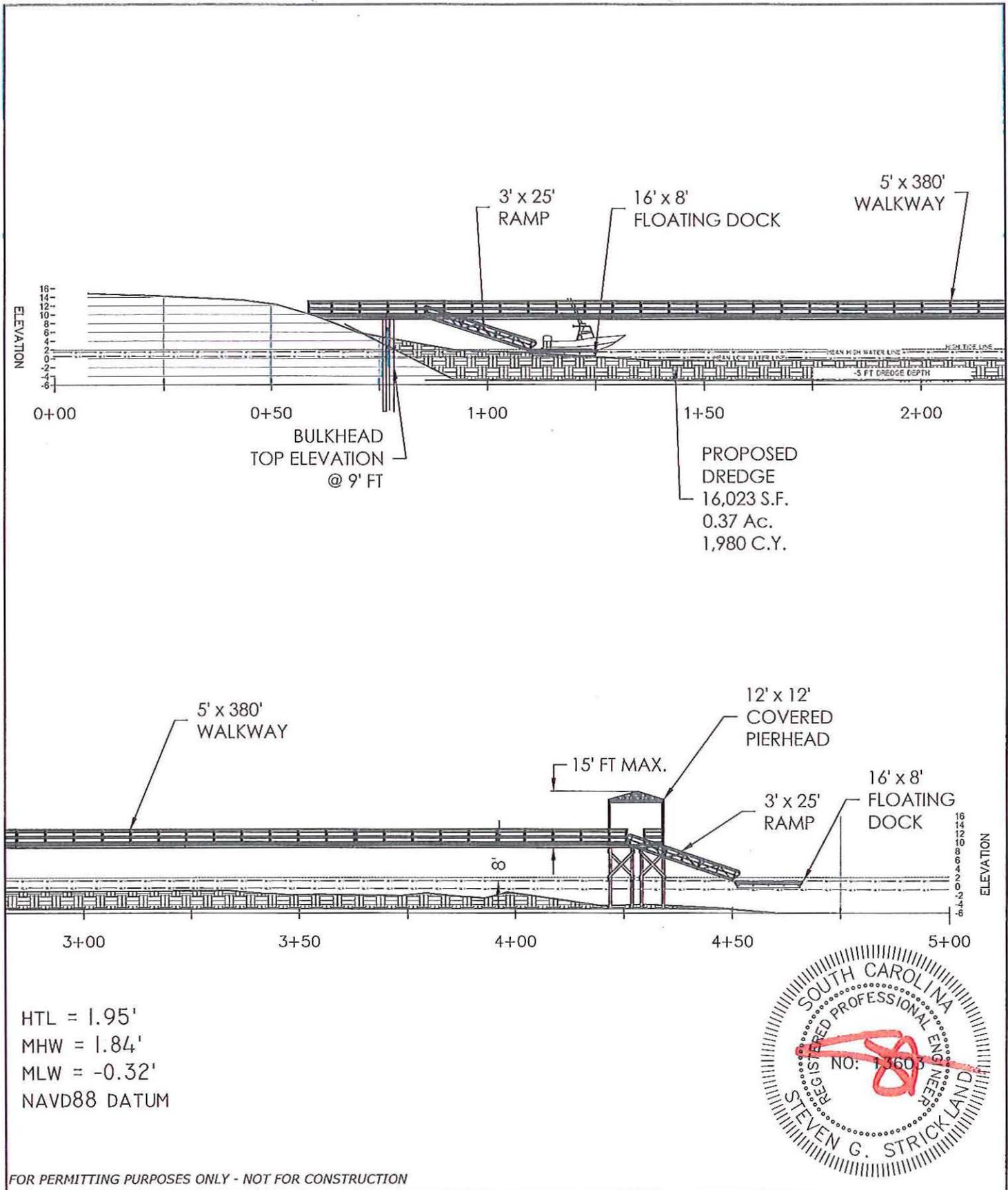
APPLICANT: STEVEN ANDERSON
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SHEET
5



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**DOCK & DREDGE
 PROFILE**
 8775 HENRIETTA BLUFFS
 Dock & Dredge Permitting

SCALE
 1" = 30'

APPLICANT: STEVEN ANDERSON
 8775 HENRIETTA BLUFFS
 CONWAY, SC 29527

LOCATION: 8775 HENRIETTA BLUFFS
 CONWAY, SC
 LAT/LONG: 33.647754, -79.095475
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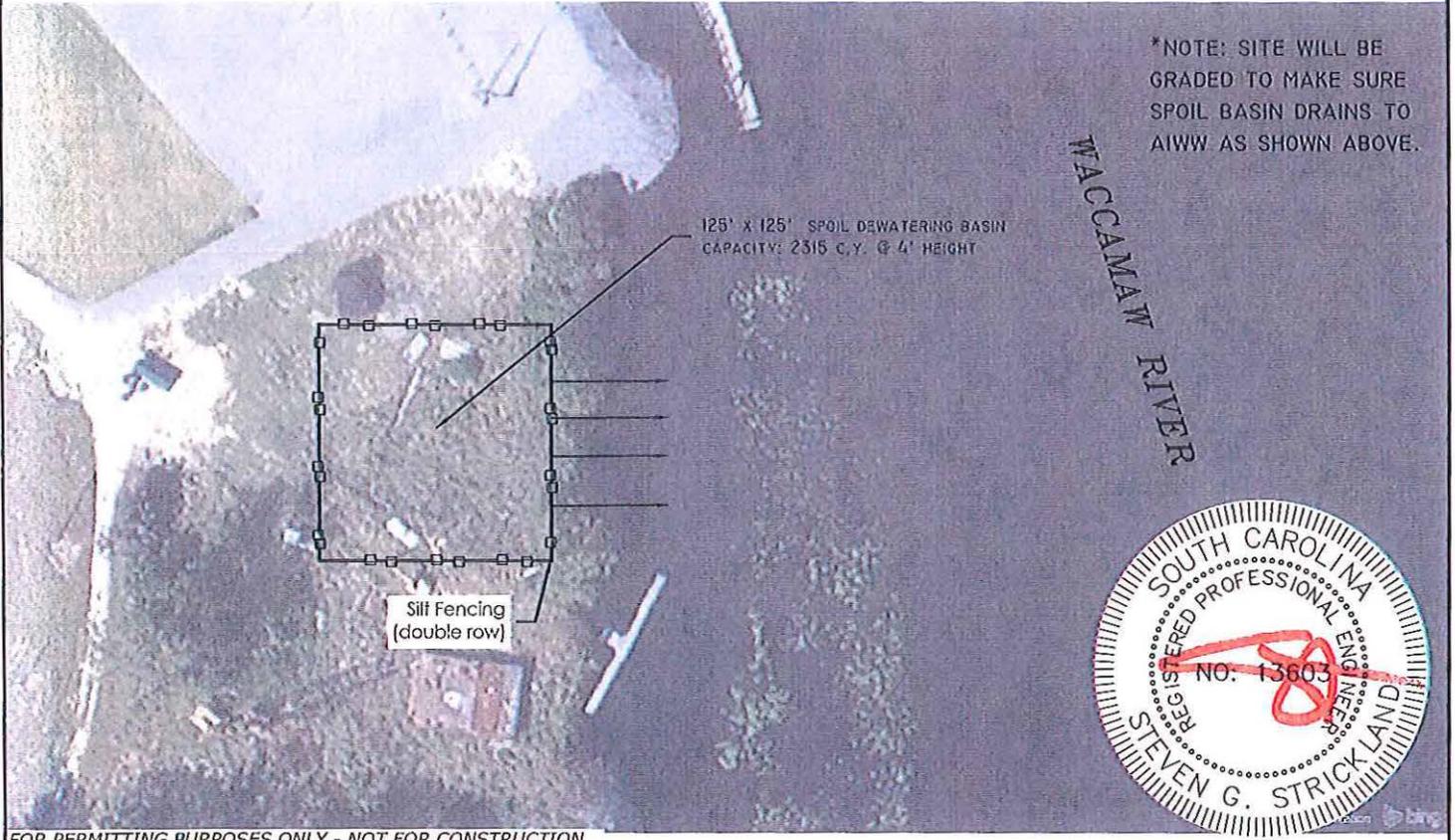
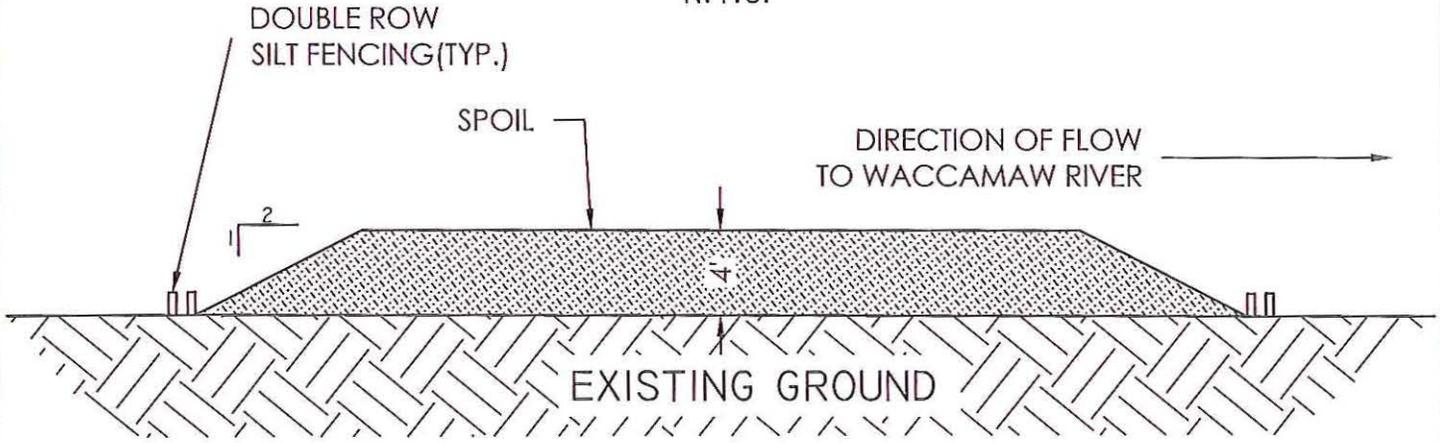
DATE: 6/20/17

SHEET
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TEG PN: 171073

SPOIL BASIN PROFILE

N.T.S.



*NOTE: SITE WILL BE GRADED TO MAKE SURE SPOIL BASIN DRAINS TO AIWW AS SHOWN ABOVE.



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SPOIL DEWATERING PLAN
 8775 Henrietta Bluffs
 Dock & Dredge Permitting

SCALE 1" = 100'

APPLICANT: **STEVEN ANDERSON**
 8775 HENRIETTA BLUFFS
 CONWAY, SC 29527

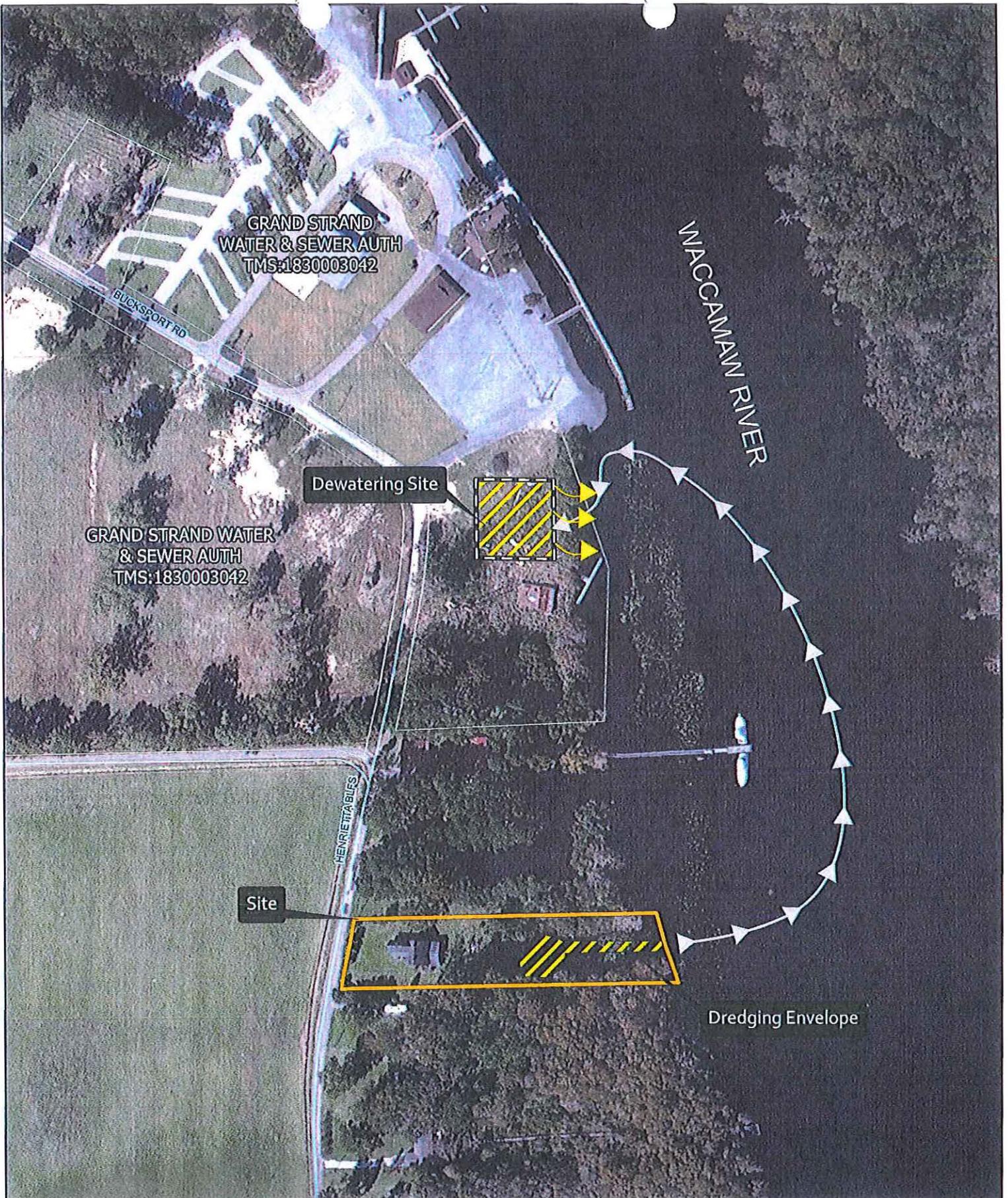
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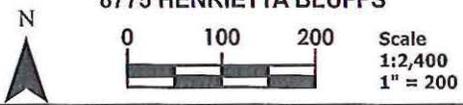
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 WWW.EARTHWORKSGROUP.COM

**DREDGE SPOIL DEWATERING
 LOCATION MAP
 8775 HENRIETTA BLUFFS**



APPLICANT: Steven Anderson
 8775 Henrietta Bluffs,
 Conway, SC 29527
 TMS: 183-00-03-046 | PIN: 451-14-03-0003

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 CONWAY, SC

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SHEET
 S1