

JOINT
PUBLIC NOTICE

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

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

and

THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Environmental Quality Control
Water Quality Certification and Wetlands Programs Section
2600 Bull Street
Columbia, South Carolina 29201

REGULATORY DIVISION

Refer to: P/N SAC-2016-00239

June 10, 2016

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 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

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. Stephen Riley
Town of Hilton Head Island
One Town Center Court
Hilton Head Island, South Carolina 29928

for a permit to construct a public recreational pier in

BROAD CREEK

at 28 Shelter Cove Lane in the Town of Hilton Head Island, Beaufort County, South Carolina (Latitude: 32.1879 °N, Longitude: -80.7235 °W), Hilton Head 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 public recreational pier. In detail, a 12 foot by 555 foot walkway will be constructed leading to a 12 foot by 36 covered fixed pier head. The walkway will also include the construction of two attached 5 foot by 14 foot observation areas. The applicant has proposed no mitigation. The project purpose is to provide public recreation including fishing and crabbing.

NOTE: This public notice and associated plans are available on the Corps' website at: <http://www.sac.usace.army.mil/Missions/Regulatory/PublicNotices> . For those unable to access the website, a copy of this notice and the associated plans will be provided, upon receipt of a written request. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided. Your request should be addressed to the

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

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 0.01 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)(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.

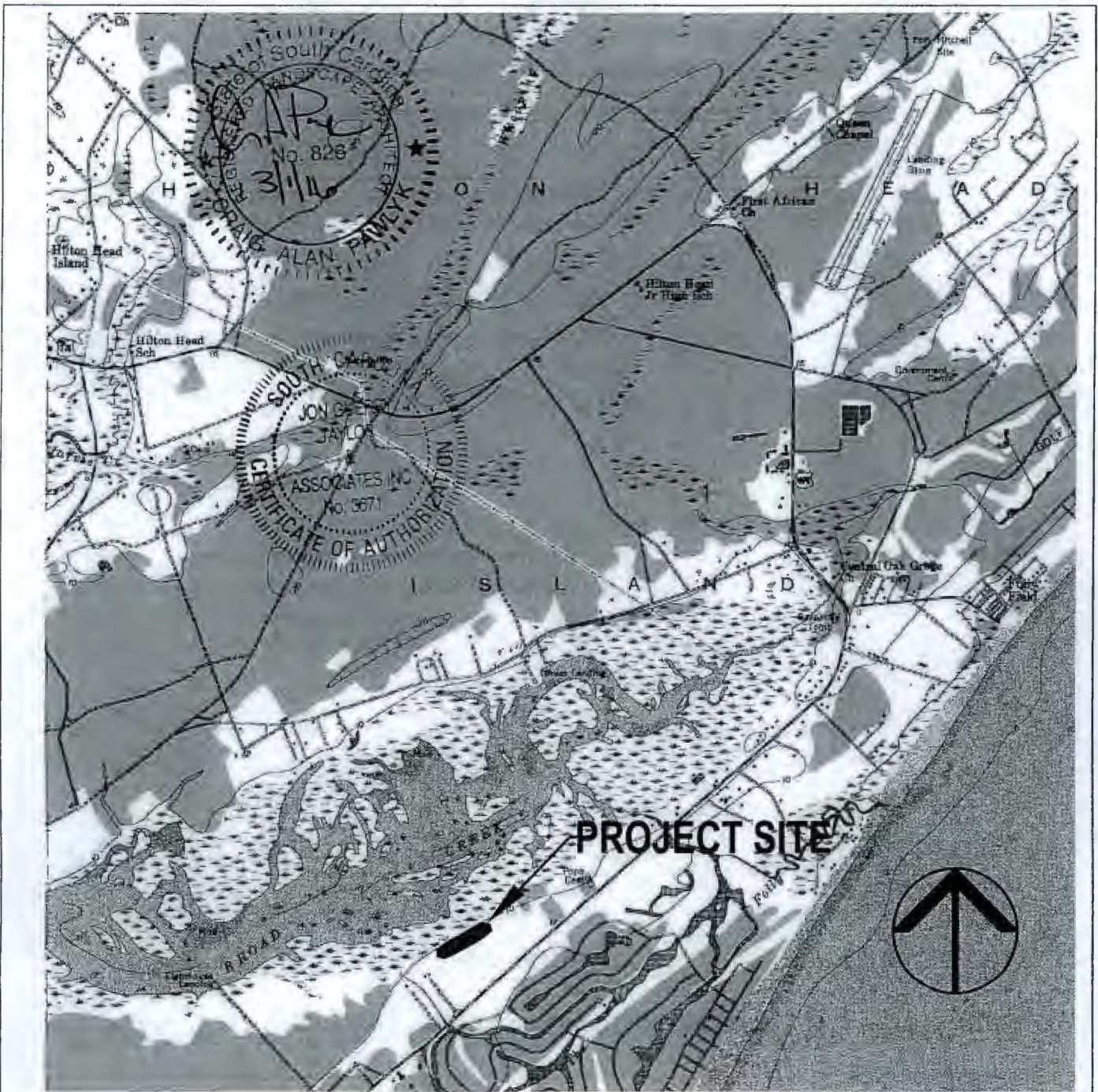
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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. 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

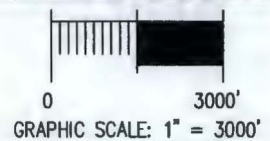
preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the activity.

If there are any questions concerning this public notice, please contact David Chamberlain, Biologist, at 843-329-8025 or toll free at 1-866-329-8187.



(HILTON HEAD USGS QUAD SHEET)

LAT.: 32° 11' 08.88"N
 LONG.: 80° 43' 20.94"W



AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.
 P.O. BOX 1082
 MT. PLEASANT, SC 29465
 c/o CRAIG PAWLYK

SCALE: 1" = 3,000'

**SHELTER COVE
 PUBLIC OBSERVATION PIER**

PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY
 LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR
 PASSIVE PUBLIC RECREATION

ADJACENT RIPARIAN PROPERTY:
 SEE SHEET 3

THE TOWN OF HILTON HEAD ISLAND
 BEAUFORT COUNTY, SC

IN: TOWN OF HILTON HEAD ISLAND

COUNTY: BEAUFORT

DATE: 1/14/2016

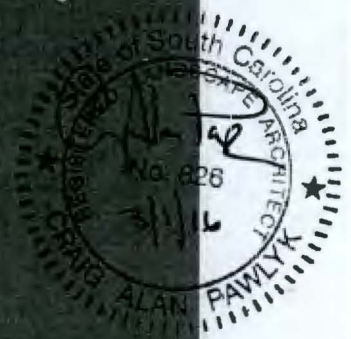
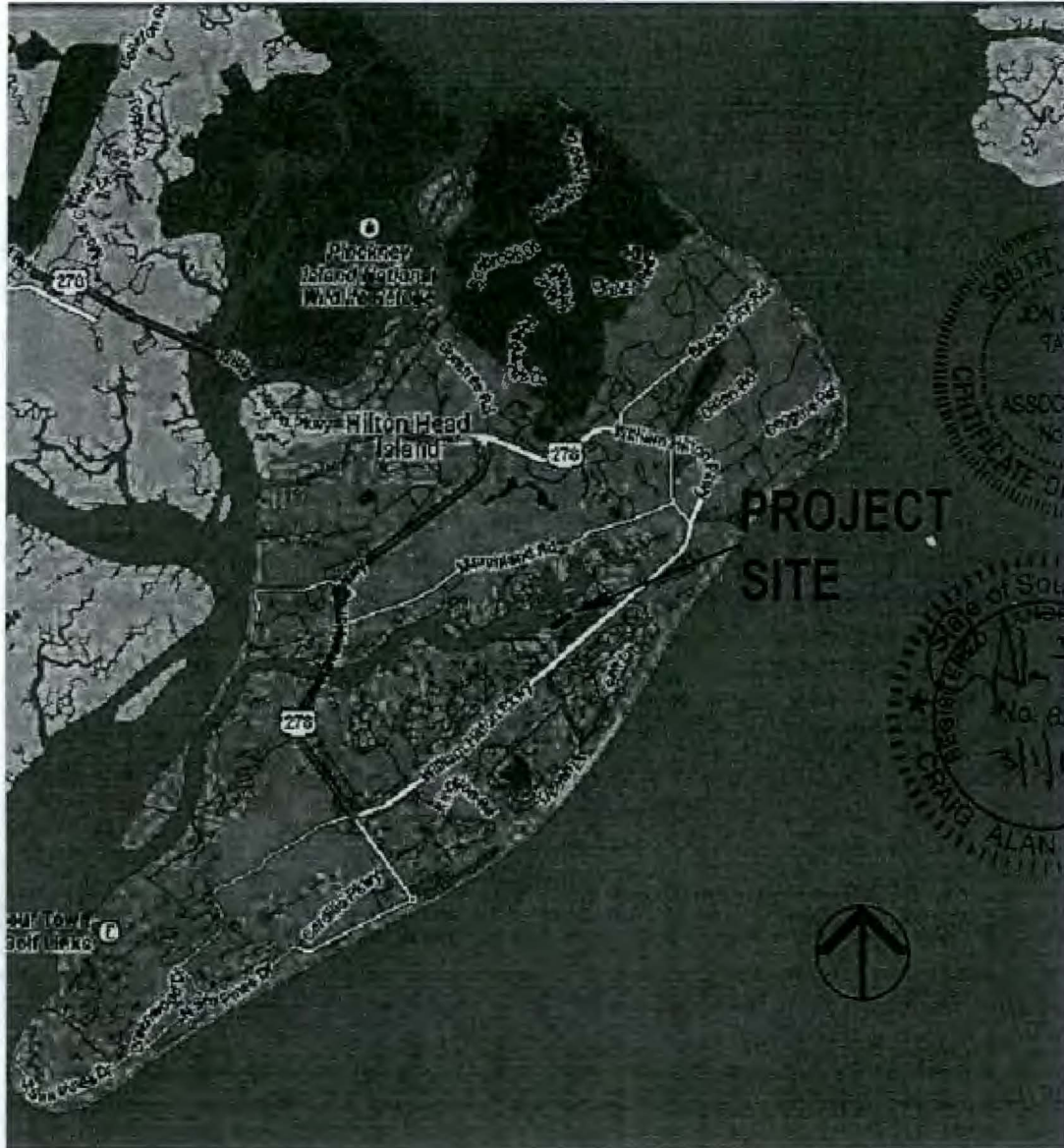
SHEET: 1 OF 10

ON: MARSHES OF BROAD CREEK

STATE: SOUTH CAROLINA

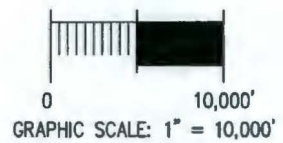
REVISED DATE: 5/10/2016

SAC 2016-00239



LOCATION MAP

LAT.: 32° 11' 08.88"N
 LONG.: 80° 43' 20.94"W

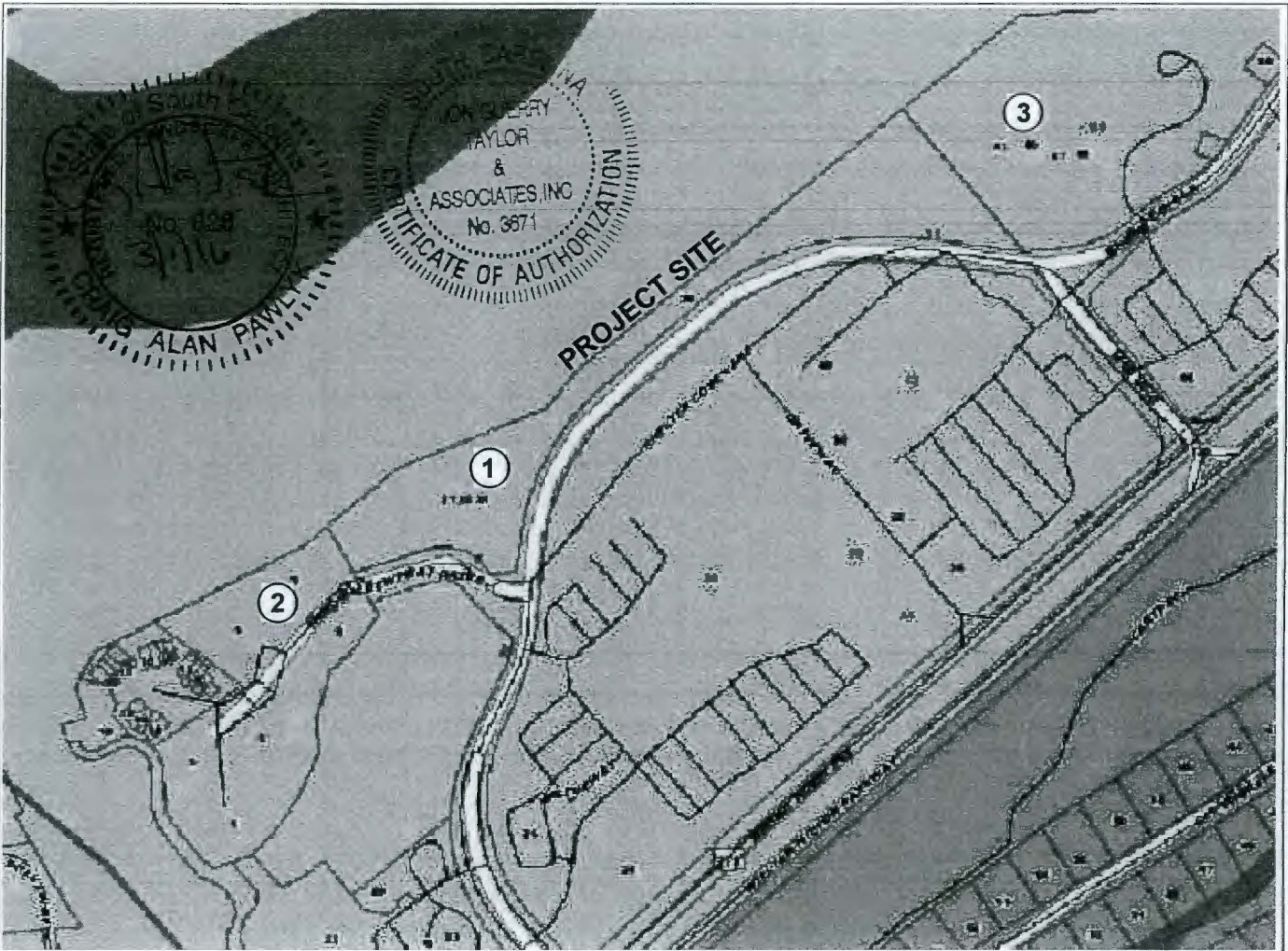


<p><u>AUTHORIZED AGENT:</u> JON GUERRY TAYLOR & ASSOCIATES, INC. P.O. BOX 1082 MT. PLEASANT, SC 29465 c/o CRAIG PAWLYK</p>	<p>SCALE: 1" = 10,000'</p>	<p>PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR PASSIVE PUBLIC RECREATION</p>
<p><u>ADJACENT RIPARIAN PROPERTY:</u> SEE SHEET 3</p>	<p>SHELTER COVE PUBLIC OBSERVATION PIER THE TOWN OF HILTON HEAD ISLAND BEAUFORT COUNTY, SC</p>	<p><u>IN:</u> TOWN OF HILTON HEAD ISLAND <u>COUNTY:</u> BEAUFORT <u>DATE:</u> 1/14/2016 <u>SHEET:</u> 2 OF 10 <u>ON:</u> MARSHES OF BROAD CREEK <u>STATE:</u> SOUTH CAROLINA <u>REVISED DATE:</u> 5/10/2016</p>

FILE: SHELTER COVE P-BASE

JON GUERRY TAYLOR & ASSOCIATES, INC.

SAC 2016-00239



① **SUBJECT PROPERTY:**
 THE TOWN OF HILTON HEAD ISLAND
 ONE TOWN CENTER COURT
 HILTON HEAD ISLAND, SC 29928

② CYPRESS POINT ASSOCIATION
 C/O: MR. TED ARENT
 1215 EUCLID AVENUE
 CLEVELAND, OHIO 44115

③ TOWN OF HILTON HEAD ISLAND, SC
 ONE TOWN CENTER COURT
 HILTON HEAD ISLAND, SC 29928

ADJACENT PROPERTY OWNERS

LAT.: 32° 11' 08.88"N
 LONG.: 80° 43' 20.94"W

AUTHORIZED AGENT:
 JON GUERRY TAYLOR & ASSOCIATES, INC.
 P.O. BOX 1082
 MT. PLEASANT, SC 29465
 c/o CRAIG PAWLYK

NO SCALE

SHELTER COVE PUBLIC OBSERVATION PIER

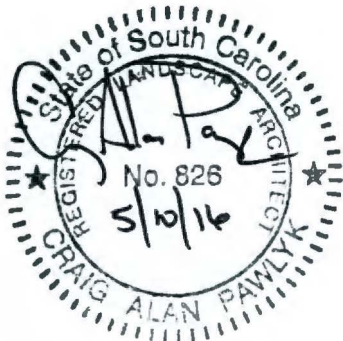
PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY
 LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR
 PASSIVE PUBLIC RECREATION

ADJACENT RIPARIAN PROPERTY:
 SEE SHEET 3

THE TOWN OF HILTON HEAD ISLAND
 BEAUFORT COUNTY, SC

IN: TOWN OF HILTON HEAD ISLAND
COUNTY: BEAUFORT
DATE: 1/14/2016
SHEET: 3 OF 10
ON: MARSHES OF BROAD CREEK
STATE: SOUTH CAROLINA
REVISED DATE: 5/10/2016

SAC 2016-00239



Permit Purposes Only
Not For Construction

**SHELTER COVE
PUBLIC OBSERVATION PIER**

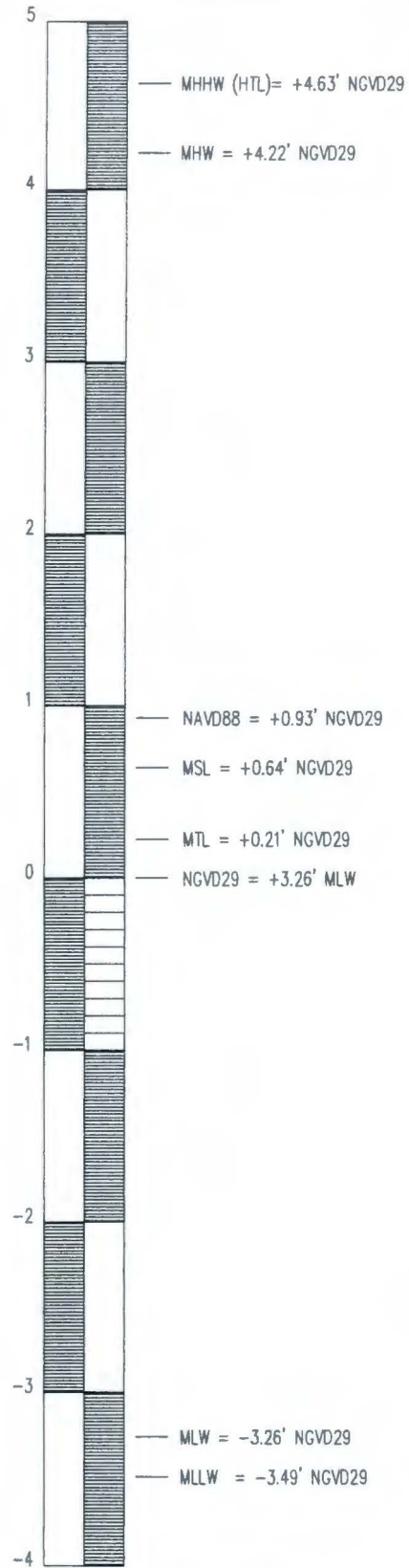
AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:
SEE SHEET 3

PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY
LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR
PASSIVE PUBLIC RECREATION

IN: TOWN OF HILTON HEAD ISLAND
COUNTY: BEAUFORT
DATE: 1/14/2016
SHEET: 4 OF 10

ON: MARSHES OF
BROAD CREEK
STATE: SOUTH CAROLINA
REVISED DATE: 5/10/2016

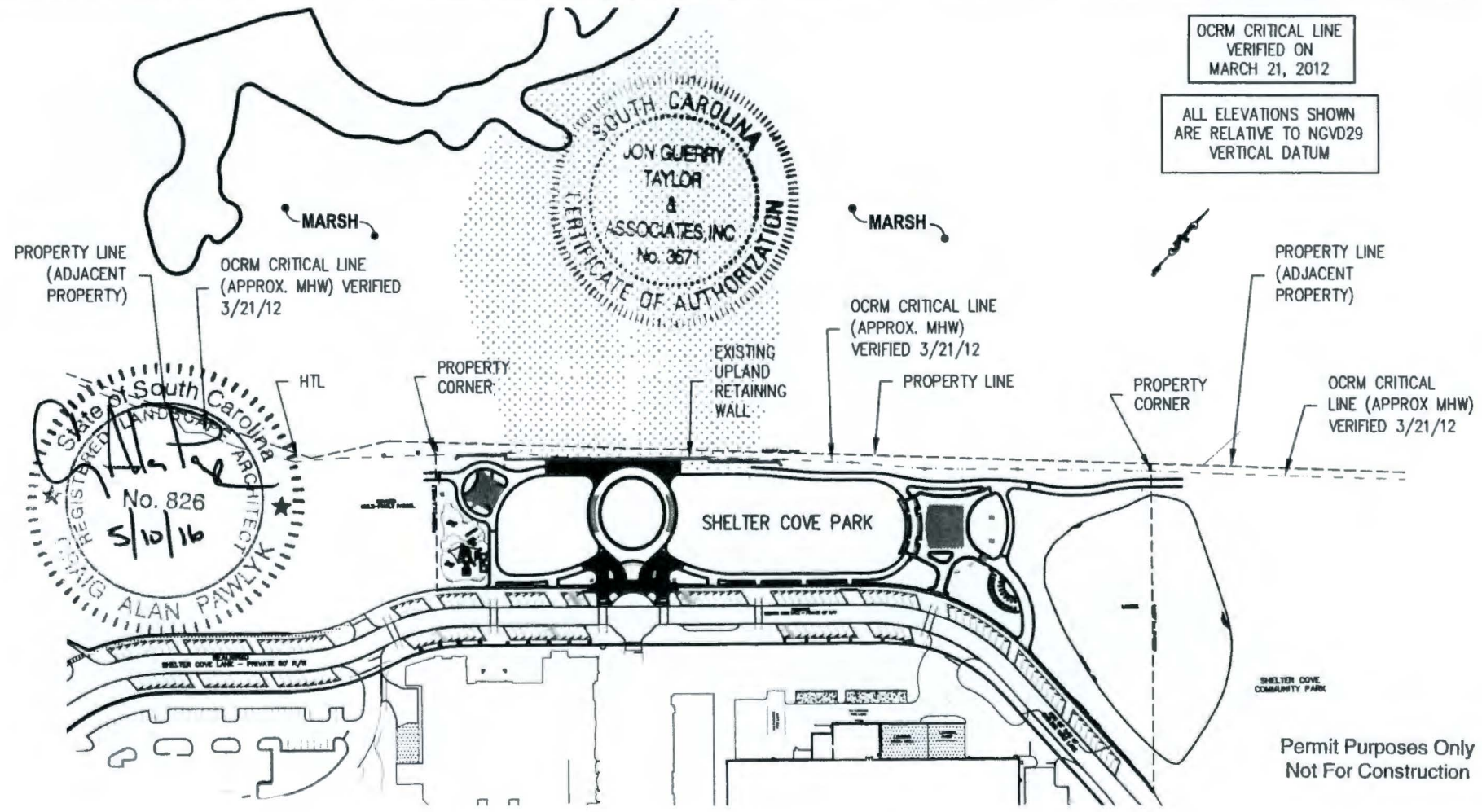
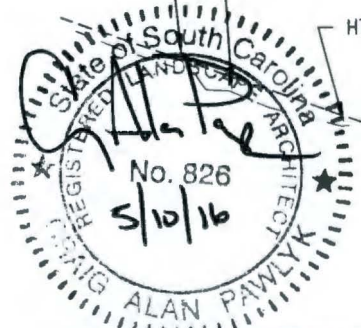
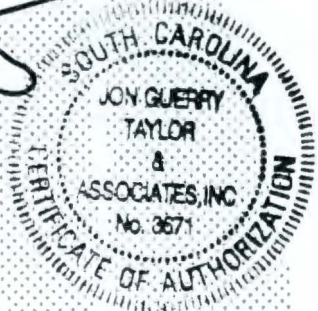


DATUM RELATIONSHIPS

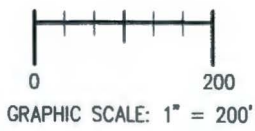
TIDE SCALE

OCRM CRITICAL LINE
VERIFIED ON
MARCH 21, 2012

ALL ELEVATIONS SHOWN
ARE RELATIVE TO NGVD29
VERTICAL DATUM



Permit Purposes Only
Not For Construction



LAT.: 32° 11' 08.88\"N
LONG.: 80° 43' 20.94\"W

EXISTING CONDITIONS OVERALL SITE PLAN & KEY SHEET

AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLKY

ADJACENT RIPARIAN PROPERTY:
SEE SHEET 3

SCALE: 1" = 200'
**SHELTER COVE
PUBLIC OBSERVATION PIER**

THE TOWN OF HILTON HEAD ISLAND
BEAUFORT COUNTY, SC

PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY
LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR
PASSIVE PUBLIC RECREATION

IN: TOWN OF HILTON HEAD ISLAND
COUNTY: BEAUFORT
DATE: 1/14/2016
SHEET: 5 OF 10

ON: MARSHES OF BROAD CREEK
STATE: SOUTH CAROLINA
REVISED DATE: 5/10/2016

SAC 2016-00239

OCRM CRITICAL LINE
VERIFIED ON
MARCH 21, 2012

PROPOSED 12' X 555' FIXED PIER
WALKWAY WITH 12' X 36' COVERED
FIXED PIER HEAD

MARSH

MARSH

PROPERTY LINE
(ADJACENT
PROPERTY)

OCRM CRITICAL LINE
(APPROX. MHW) VERIFIED
3/21/12

PROPERTY LINE
(ADJACENT
PROPERTY)

OCRM CRITICAL LINE
(APPROX. MHW) VERIFIED
3/21/12

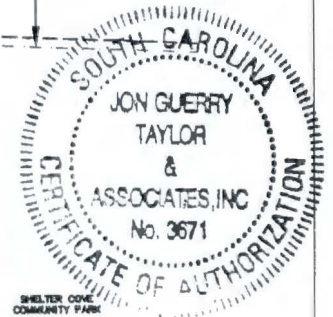
HTL

PROPERTY
CORNER

EXISTING
UPLAND
RETAINING
WALL

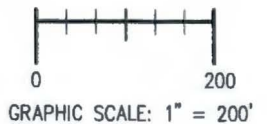
PROPERTY LINE

PROPERTY
CORNER



SHELTER COVE PARK

Permit Purposes Only
Not For Construction



LAT.: 32° 11' 08.88\"N
LONG.: 80° 43' 20.94\"W

PROPOSED IMPROVEMENTS OVERALL SITE PLAN & KEY SHEET

AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:
SEE SHEET 3

SCALE: 1" = 200'
**SHELTER COVE
PUBLIC OBSERVATION PIER**
THE TOWN OF HILTON HEAD ISLAND
BEAUFORT COUNTY, SC

PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY
LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR
PASSIVE PUBLIC RECREATION

IN: TOWN OF HILTON HEAD ISLAND
COUNTY: BEAUFORT
DATE: 1/14/2016
SHEET: 6 OF 10

ON: MARSHES OF BROAD CREEK
STATE: SOUTH CAROLINA
REVISED DATE: 5/10/2016

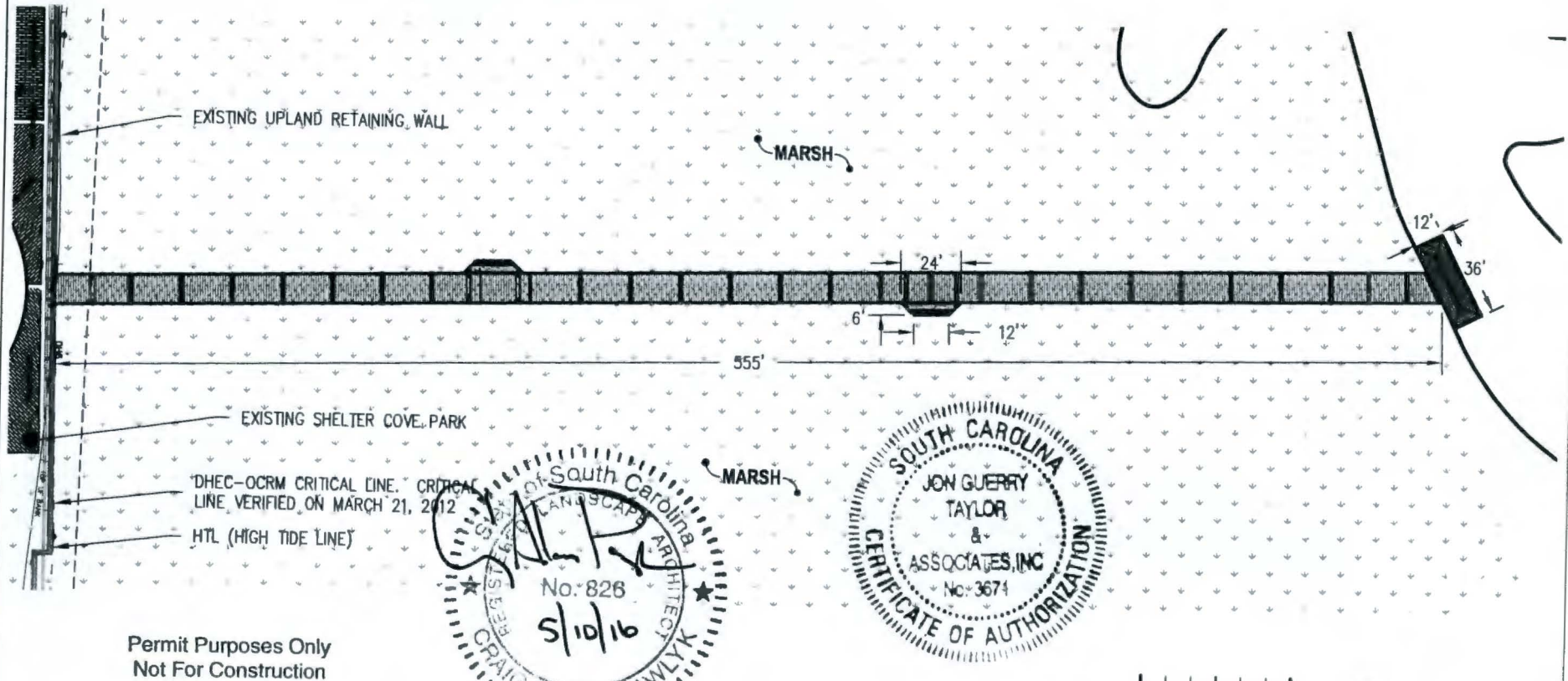
FILE: SHELTER COVE PIER P-BASE

JON GUERRY TAYLOR & ASSOCIATES, INC.

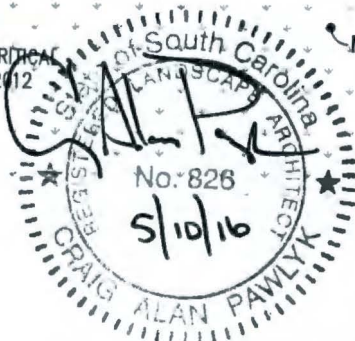
SAC 2016-00239

OCRM CRITICAL LINE
VERIFIED ON
MARCH 21, 2012

ALL ELEVATIONS SHOWN
ARE RELATIVE TO NGVD29
VERTICAL DATUM



Permit Purposes Only
Not For Construction



(PROJECT AREA ENLARGED)

PROPOSED IMPROVEMENTS

LAT.: 32° 11' 08.88"N
LONG.: 80° 43' 20.94"W

AUTHORIZED AGENT:
JON GUERRY TAYLOR & ASSOCIATES, INC.
P.O. BOX 1082
MT. PLEASANT, SC 29465
c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:
SEE SHEET 3

FILE: SHELTER COVE PIER P-BASE

SCALE: 1" = 60'
**SHELTER COVE
PUBLIC OBSERVATION PIER**

THE TOWN OF HILTON HEAD ISLAND
BEAUFORT COUNTY, SC

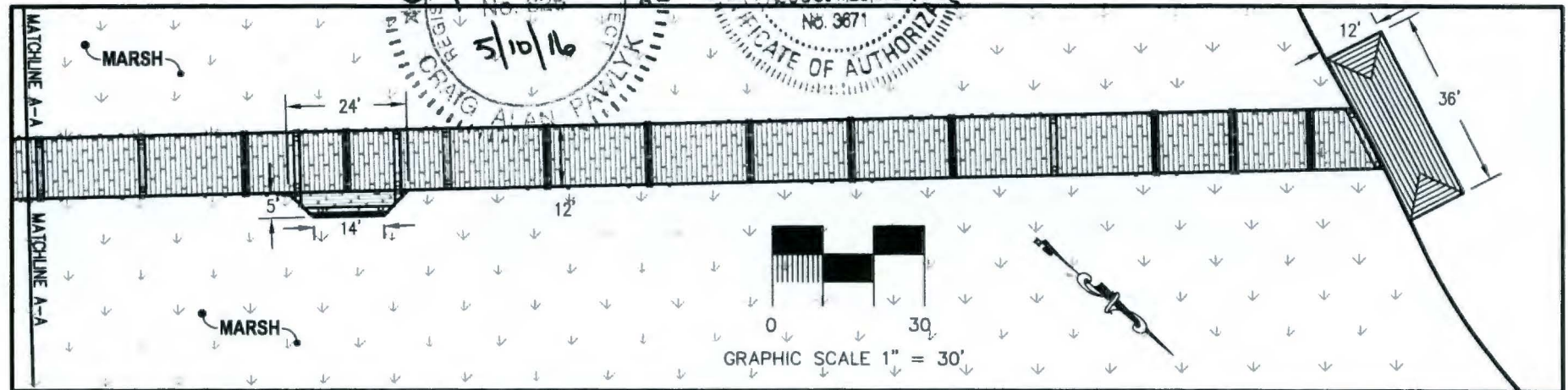
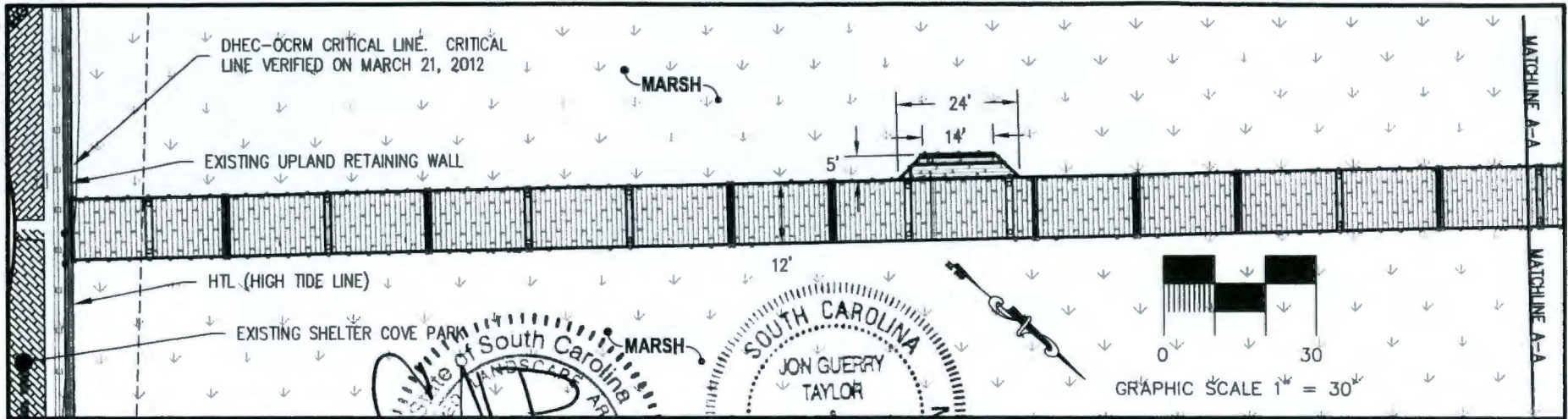
PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY
LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR
PASSIVE PUBLIC RECREATION

IN: TOWN OF HILTON HEAD ISLAND
COUNTY: BEAUFORT
DATE: 1/14/2016
SHEET: 7 OF 10

ON: MARSHES OF BROAD CREEK
STATE: SOUTH CAROLINA
REVISED DATE: 5/10/2016

JON GUERRY TAYLOR & ASSOCIATES, INC.

SAC 2016-00239



(ENLARGED VIEWS OF PROPOSED PIER)

PROPOSED IMPROVEMENTS

LAT.: 32° 11' 08.88"N
 LONG.: 80° 43' 20.94"W

Permit Purposes Only
 Not For Construction

AUTHORIZED AGENT:
 JON GUERRY TAYLOR & ASSOCIATES, INC.
 P.O. BOX 1082
 MT. PLEASANT, SC 29465
 c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:
 SEE SHEET 3

SCALE: 1" = 30'

**SHELTER COVE
 PUBLIC OBSERVATION PIER**

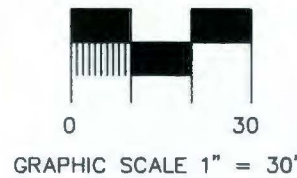
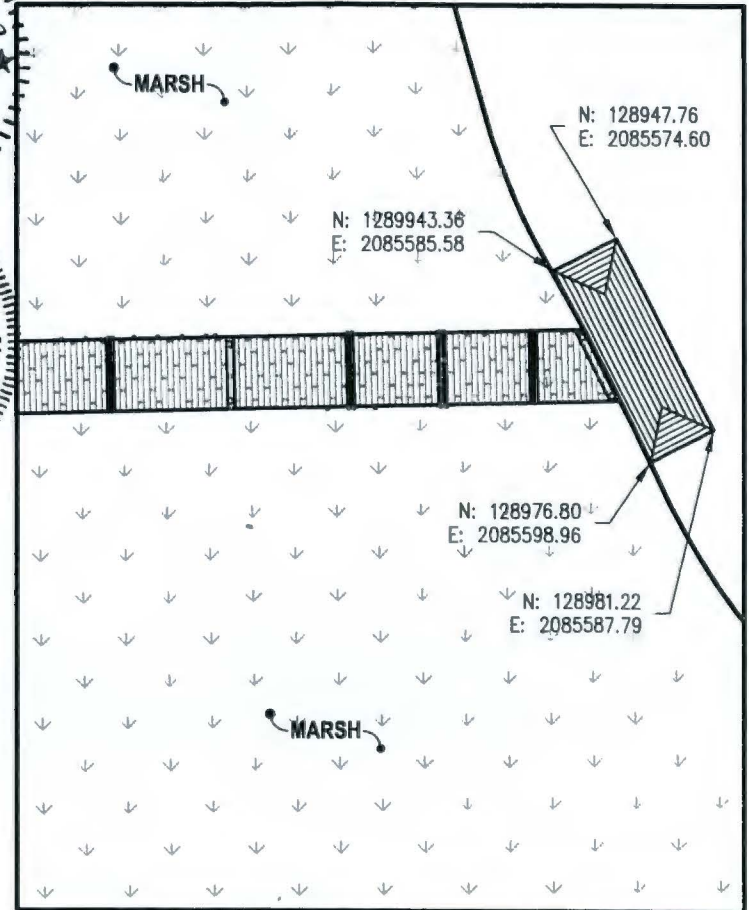
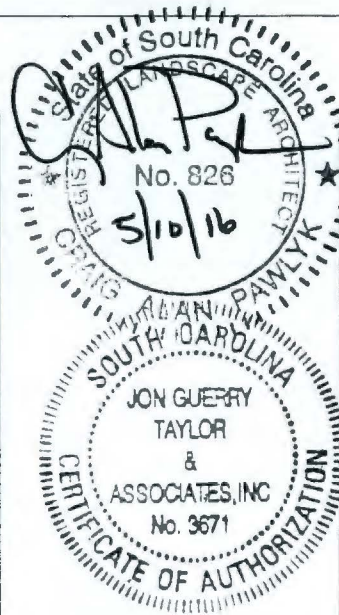
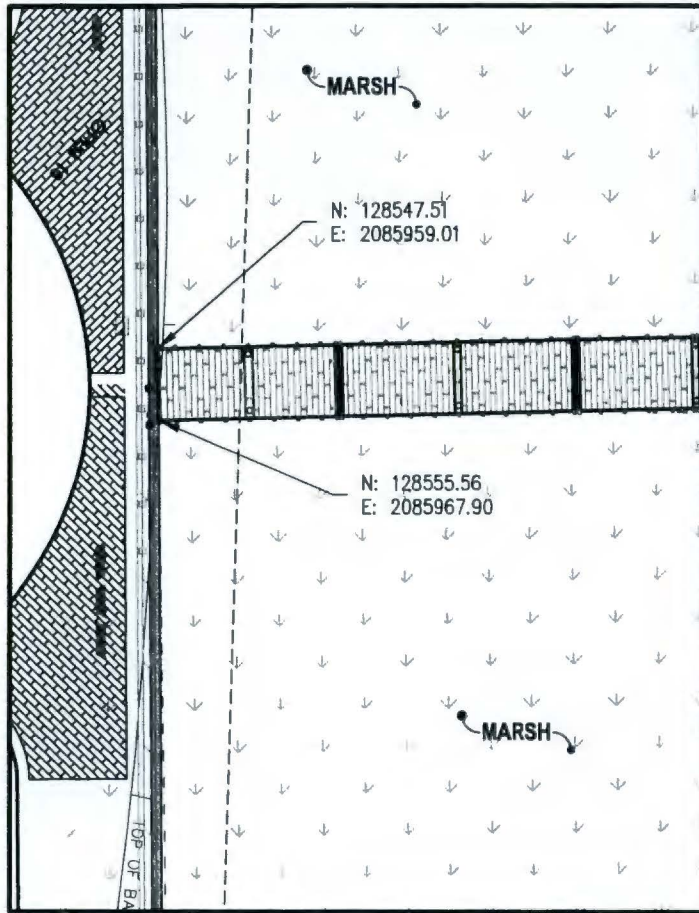
THE TOWN OF HILTON HEAD ISLAND
 BEAUFORT COUNTY, SC

PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR PASSIVE PUBLIC RECREATION

IN: TOWN OF HILTON HEAD ISLAND
COUNTY: BEAUFORT
DATE: 1/14/2016
SHEET: 8 OF 10

ON: MARSHES OF BROAD CREEK
STATE: SOUTH CAROLINA
REVISED DATE: 5/10/2016

SAC 2016-00239



LAT.: 32° 11' 08.88"N
 LONG.: 80° 43' 20.94"W

Permit Purposes Only
 Not For Construction

COORDINATE EXHIBIT

AUTHORIZED AGENT:
 JON GUERRY TAYLOR & ASSOCIATES, INC.
 P.O. BOX 1082
 MT. PLEASANT, SC 29465
 c/o CRAIG PAWLYK

ADJACENT RIPARIAN PROPERTY:
 SEE SHEET 3

SCALE: 1" = 30'

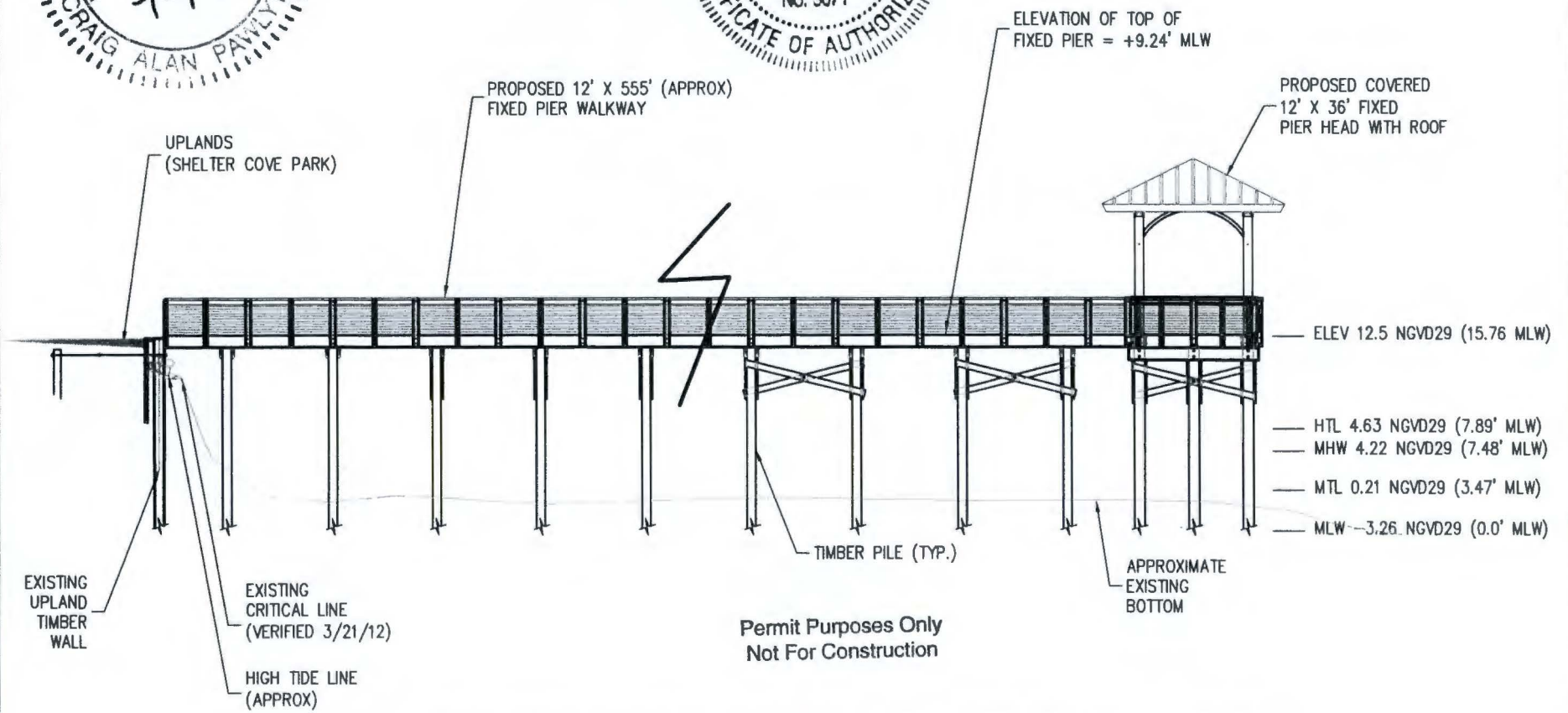
SHELTER COVE PUBLIC OBSERVATION PIER

THE TOWN OF HILTON HEAD ISLAND
 BEAUFORT COUNTY, SC

PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY
 LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR
 PASSIVE PUBLIC RECREATION
IN: TOWN OF HILTON HEAD ISLAND
COUNTY: BEAUFORT
DATE: 1/14/2016
SHEET: 9 OF 10

ON: MARSHES OF BROAD CREEK
STATE: SOUTH CAROLINA
REVISED DATE: 5/10/2016

SAC 2016-00239



PROPOSED FIXED PIER SECTION

<p>AUTHORIZED AGENT: JON GUERRY TAYLOR & ASSOCIATES, INC. P.O. BOX 1082 MT. PLEASANT, SC 29465 c/o CRAIG PAWLYK</p> <p>ADJACENT RIPARIAN PROPERTY: SEE SHEET 3</p>	<p>NOT TO SCALE</p> <p>SHELTER COVE PUBLIC OBSERVATION PIER</p> <p>THE TOWN OF HILTON HEAD ISLAND BEAUFORT COUNTY, SC</p>	<p>PROPOSED: CONSTRUCT A 12' X 555' FIXED PIER WALKWAY LEADING TO A 12' X 36' COVERED FIXED PIER HEAD FOR PASSIVE PUBLIC RECREATION</p> <p>IN: TOWN OF HILTON HEAD ISLAND COUNTY: BEAUFORT DATE: 1/14/2016 SHEET: 10 OF 10</p> <p>ON: MARSHES OF BROAD CREEK STATE: SOUTH CAROLINA REVISED DATE: 5/10/2016</p>
---	--	---

JON GUERRY TAYLOR & ASSOCIATES, INC.

SFC 2016-00239