

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69 A Hagood Avenue
Charleston, South Carolina 29403-5107
and
THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Ocean and Coastal Resource Management
1362 McMillan Avenue, Suite 400
North Charleston, South Carolina 29405

REGULATORY DIVISION
Refer to: P/N SAC-2001-15355

DATE: June 17, 2019

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

Mr. Lonny Gordon
Sewee Preserve HOA
960 Morrison Drive, Suite 100
Charleston, South Carolina 29403

for the after-the-fact authorization of an existing and un-authorized community dock. This application also includes a request for authorization to modify this existing community dock in

Clawson Creek

at Lot 13 Sewee Preserve in Awendaw, Charleston County, South Carolina (Latitude: 32.8913°, Longitude: -79.7238°), Sewee Bay 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 existing structure requiring after-the-fact authorization consists of a 6.3' X 935' walkway leading to a 20' x 20' fixed pierhead with a 4' x 25' ramp leading east to a 10' x 60' floating dock and 4.5' x 6.5' kayak launch. The proposed modification to this structure consists of constructing additional floating docks attached to the aforementioned existing community dock. In

detail the applicant is proposing to authorize the aforementioned existing structures and additional structures consisting of a 10' x 30' floating dock connected to the existing 10' x 60' floating dock and adding a 4' x 25' ramp leading southwest to an 8' x 100' floating dock then a 4' x 25' ramp leading to an 8' x 260' floating dock. Additionally, the kayak launch would be relocated to the eastern end of the proposed 10' x 30' dock. The applicant has proposed no mitigation to be required for the project. The project purpose is to provide additional dockage for the residents of Sewee Preserve.

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 0.09 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 Frosted Flatwoods Salamander (*Ambystoma cingulatum*), American Wood Stork (*Mycteria Americana*), Bachman's Warbler (*Vermivora bachmanii*), Bald Eagle (*Haliaeetus leucocephalus*), Eastern Black Rail (*Laterallus jamaicensis jamaicensis*), Piping Plover (*Charadrius melodus*), Red-Cockaded Woodpecker (*Picoides borealis*), Red Knot (*Calidris canutus rufa*), Shortnose Sturgeon (*Acipenser brevirostrum*), Atlantic Sturgeon (*Acipenser oxyrinchus*), Finback whale (*Balaenoptera physalus*), Humpback Whale (*Megaptera novaengliae*), Right Whale (*Balaena glacialis*), West Indian Manatee (*Trichechus manatus*), American Chaffseed (*Schwalbea Americana*), Canby's Dropwort (*Oxypolis canbyi*), Pondberry (*Lindera melissifolia*), Sea-beach Amaranth (*Amaranthus pumilus*) Green Sea Turtle (*Chelonia mydas*), Kemp's Ridley Sea Turtle (*Lepidochelys kempii*), Leatherback Sea Turtle (*Dermochelys coriacea*), and Loggerhead Sea Turtle (*Caretta caretta*) Federally endangered or threatened species is present in the vicinity of the project. However, it has been determined that the project may affect, but is not likely to adversely affect the West Indian manatee and will have no effect on Frosted Flatwoods Salamander, American Wood Stork, Bachman's Warbler, Bald Eagle, Eastern Black Rail, Piping Plover, Red-Cockaded Woodpecker, Red Knot, Shortnose

Sturgeon, Atlantic Sturgeon, Finback whale, Humpback Whale, Right Whale, American Chaffseed, Canby's Dropwort, Pondberry, Sea-beach Amaranth, Green Sea Turtle, Kemp's Ridley Sea Turtle, Leatherback Sea Turtle, and Loggerhead Sea Turtle and will not result in the destruction or adverse modification of designated or proposed critical habitat.

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)), 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.

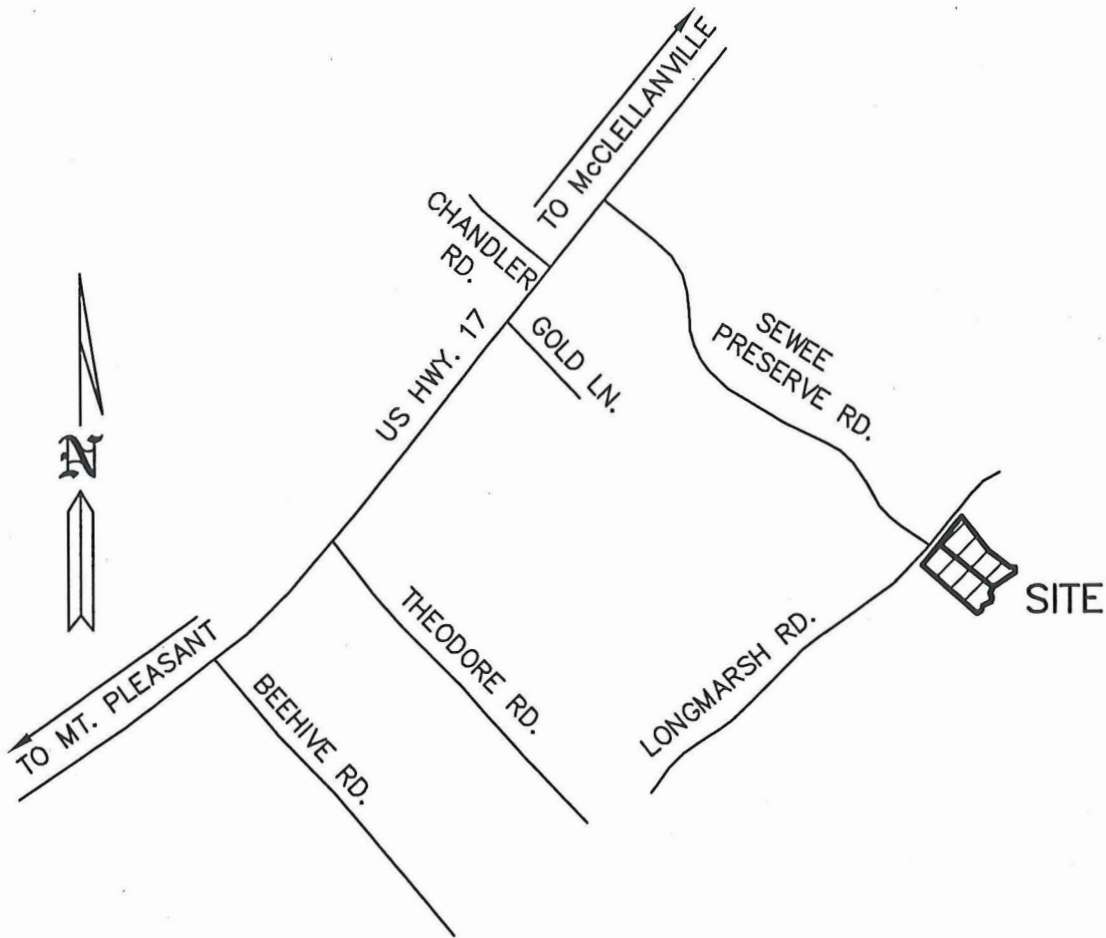
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest. The benefit which reasonably may be expected to accrue from the project must be balanced against its reasonably foreseeable detriments. All 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. **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
69 A Hagood Avenue
Charleston, South Carolina 29403-5107**

If there are any questions concerning this public notice, please contact Jeremy M. Kinney, Project Manager, at (843) 329-8033, **toll free at 1-866-329-8187**, or by email at Jeremy.M.Kinney@usace.army.mil.



VICINITY MAP
NOT TO SCALE

PURPOSE: TO CONSTRUCT A PRIVATE DOCK
 ADJACENT PROPERTY OWNERS:
 1. NANCY E. & DAVID S. SANSOM (TMS 632-00-00-052)
 2155 SHELL RING CIRCLE
 MOUNT PLEASANT, S. C. 29466
 2. DEBORAH & T. PAUL STRICKLER (TMS 632-00-00-051)
 6 ENSIGN COURT
 ISLE OF PALMS, S. C. 29451

PROPOSED: DOCK ADDITION
 IN CLAWSON CREEK
 AT COMMUNITY DOCK SEWEE PRESERVE
 AWENDAW
 CHARLESTON COUNTY, S.C.
 APPLICATION BY:
 SEWEE PRESERVE HOA
 960 MORRISON DRIVE SUITE 100
 CHARLESTON, S. C. 29403
 SHEET 1 OF 5 DATE: 05/15/19



EXIST. COMMUNITY DOCK

EXIST. 20'x 20' COVERED PIERHEAD

EXIST. 4'x 25' RAMP

EDGE OF CREEK

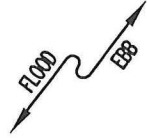
5'-3"

EXIST. 60'x 10' FLOATING DOCK

EXIST. 6.5'x 4.5' KAYAK LAUNCH

CLAWSON CREEK

EDGE OF CREEK



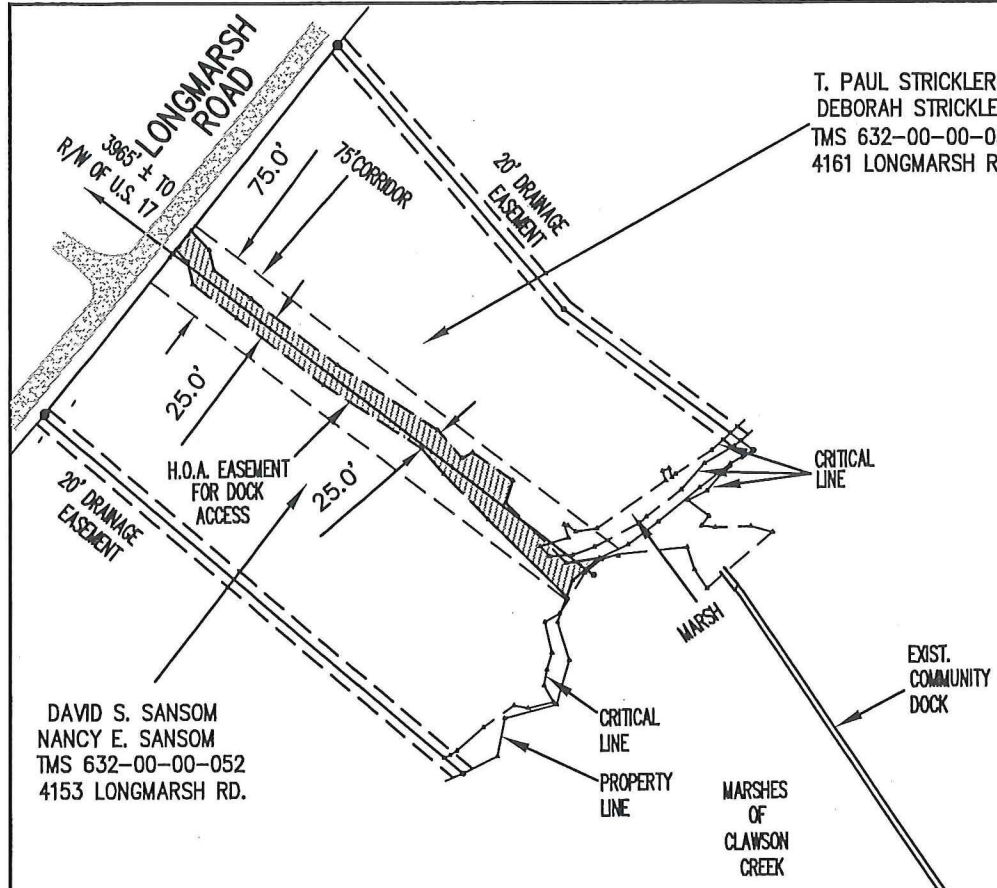
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**DETAIL
 EXISTING
 COMMUNITY DOCK**

SCALE: 1" = 50'
 DATUM: NGVD 29

PROPOSED: DOCK ADDITION
 IN CLAWSON CREEK
 AT COMMUNITY DOCK SEWEE PRESERVE
 AWENDAW
 CHARLESTON COUNTY, S.C.
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 SEWEE PRESERVE HOA
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 SHEET 2 OF 5 DATE: 05/15/19

19109 Sewee Preserve HOA

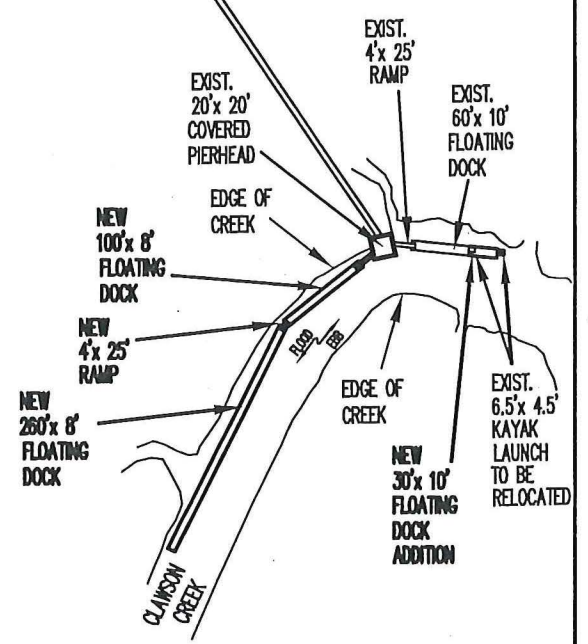


PLAN COMMUNITY DOCK

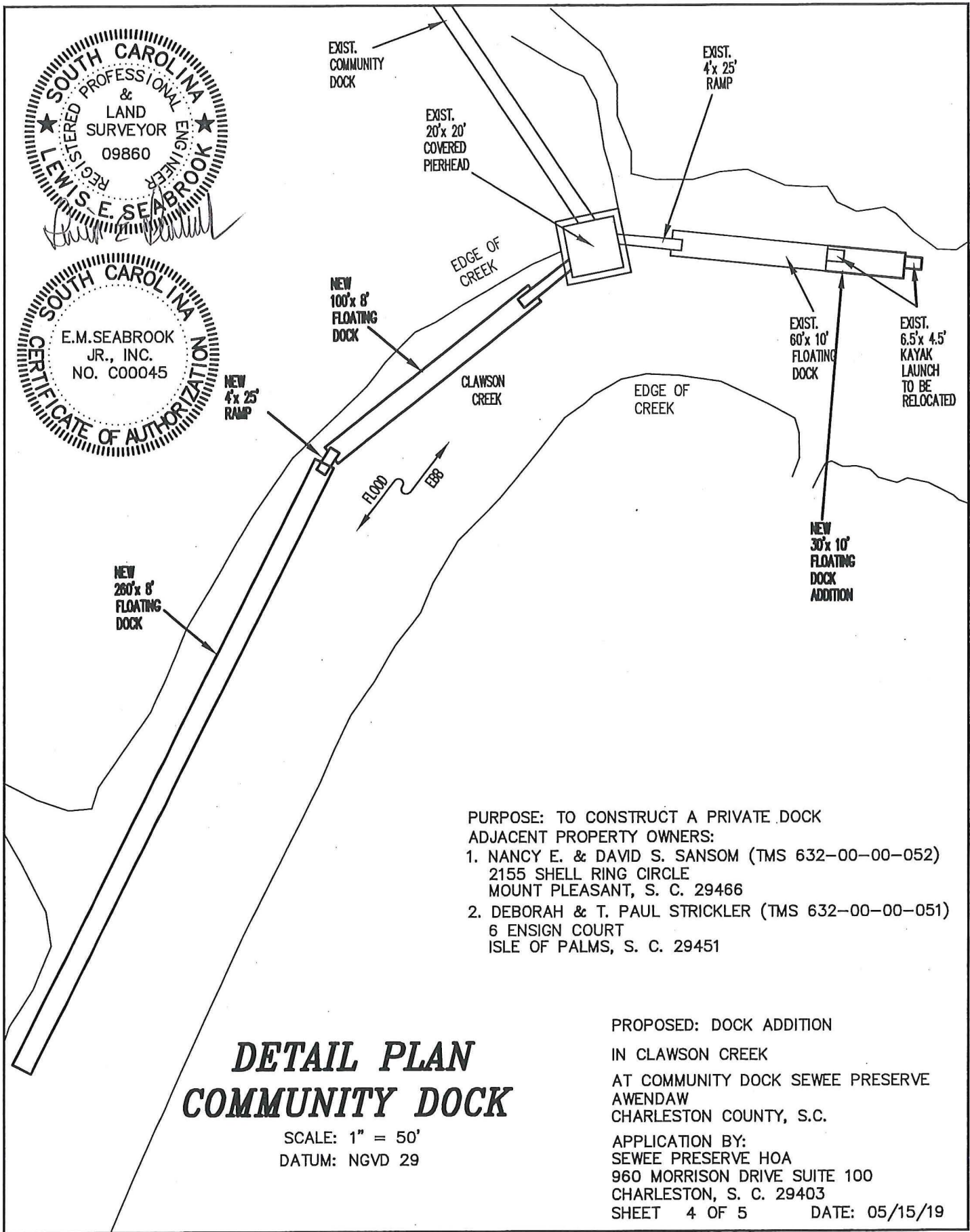
SCALE: 1" = 200'
DATUM: NGVD 29

PURPOSE: TO CONSTRUCT A PRIVATE DOCK
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AWENDAW
CHARLESTON COUNTY, S.C.
APPLICATION BY:
SEWEE PRESERVE HOA
960 MORRISON DRIVE SUITE 100
CHARLESTON, S. C. 29403
SHEET 3 OF 5 DATE: 05/15/19



19109 Sewee Preserve HOA

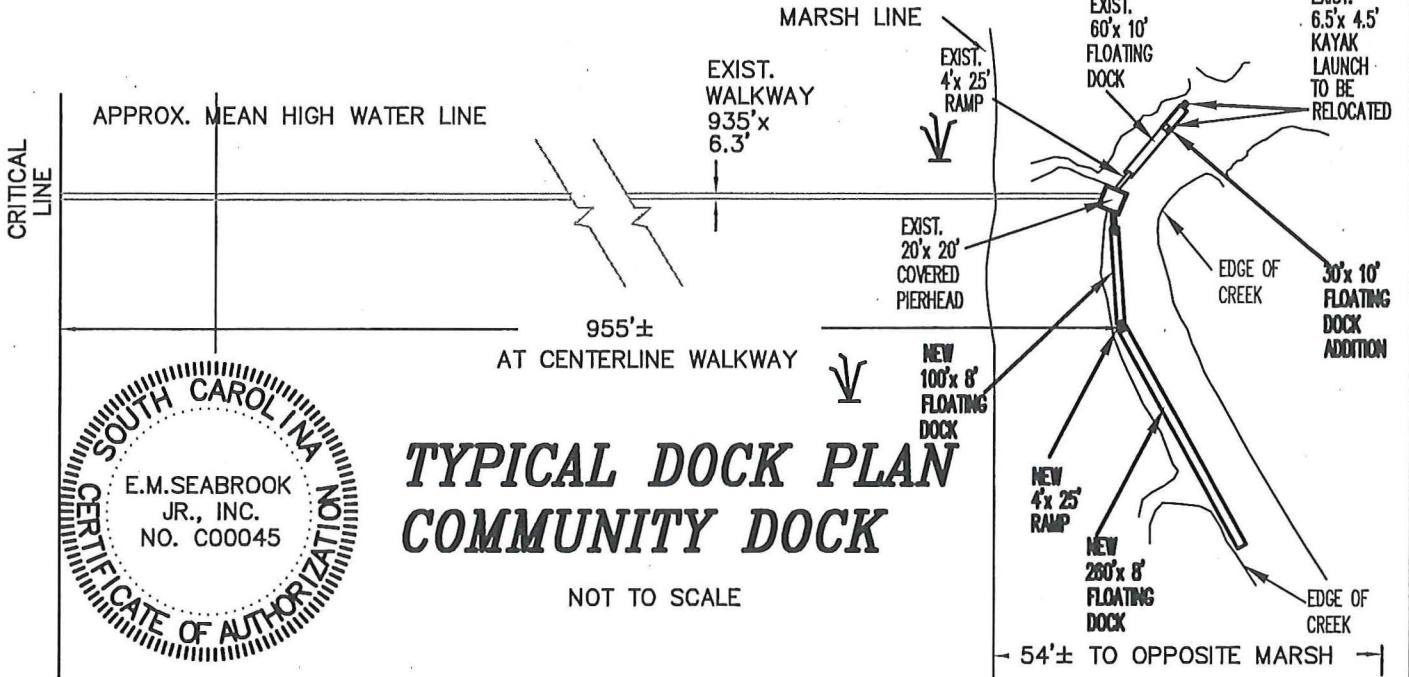


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DETAIL PLAN COMMUNITY DOCK

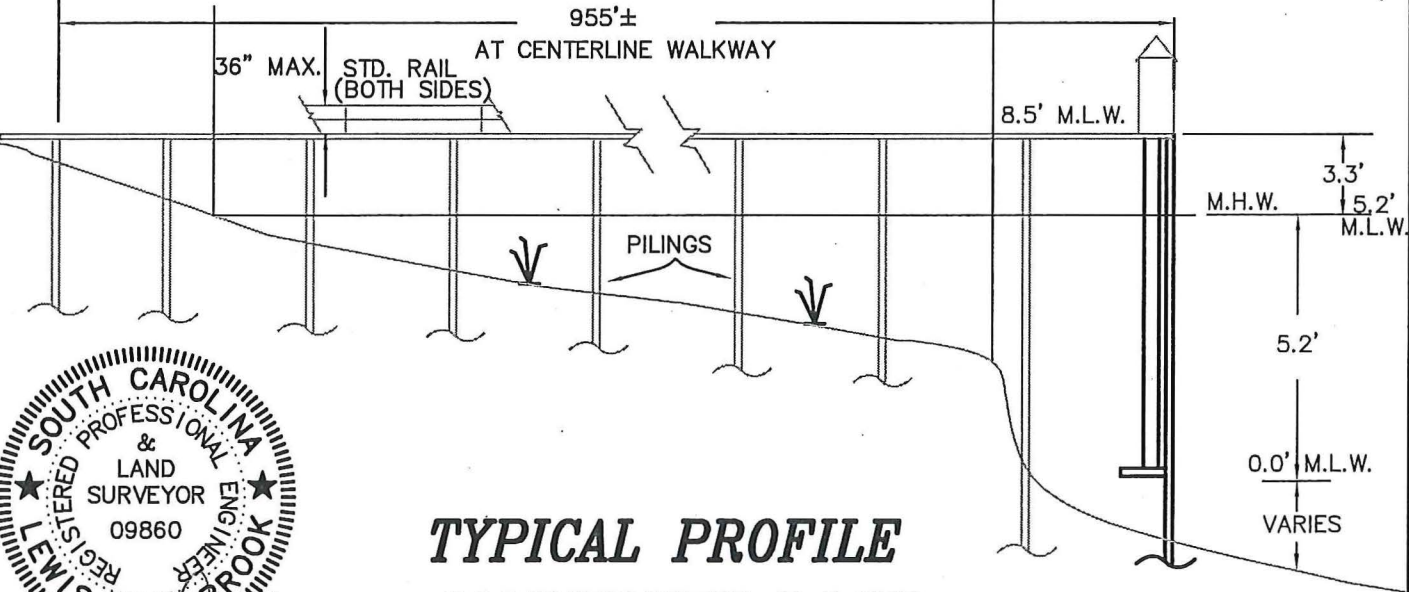
SCALE: 1" = 50'
 DATUM: NGVD 29

PROPOSED: DOCK ADDITION
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TYPICAL DOCK PLAN COMMUNITY DOCK

NOT TO SCALE



TYPICAL PROFILE COMMUNITY DOCK

NOT TO SCALE

DATUM: MEAN LOW WATER

19109 Sewee Preserve HOA

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