

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
1949 Industrial Park Road Room 140
Conway, South Carolina 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-2012-00869

March 31, 2022

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. Phil Payonk
c/o Bridgeview Environmental Consulting
PO Box 30937
Charleston, South Carolina 29417

for a permit to construct a private recreational community dock and bulkhead in the

ATLANTIC INTRACOASTAL WATERWAY

located at the terminus of Old Sanders Drive (TMS# 144-00-01-066), Little River, Horry County, South Carolina (Latitude: 33.8352 °, Longitude: -78.6835 °), **WAMPEE 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 community dock and bank stabilization. In detail, the project consists of the construction of a 20' x 20' pierhead attached to the proposed bulkhead by a 10' x 38' walkway. Attached to both the flood side and ebb side of the pierhead will be two (2) 8' x 50' sloped walkways. The walkways will each connect to an L-shaped walkway. The flood side walkway will consist of a 5'x198' section running parallel to the bank and a 5' x 32' section perpendicular to the bank. The ebb side walkway will consist of a 5' x 525' section running parallel to the bank and a 5' x 23' section perpendicular to the bank. Additionally, the applicant proposes to construct twelve (12) 15' x 40' boat lifts ebb side of the pierhead, separated by six (6) 3' x 40' finger docks and thirty-nine (39) 12' x 30' boat lifts flood side of the pierhead, separated by nineteen (19) 3' x 30' finger docks. Finally, the applicant proposes to construct 1,045 linear feet of bulkhead for bank stabilization requiring the placement of 2,150 cubic yards of fill material to be placed below the high tide line. The applicant offered no compensatory mitigation for impacts associated with the proposed work. 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 private recreational access.

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 Public Notice will serve as the notification to the Administrator of the Environmental Protection Agency (EPA) pursuant to section 401(a)(2) of the Clean Water Act.

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 0.3 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*) 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.

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.

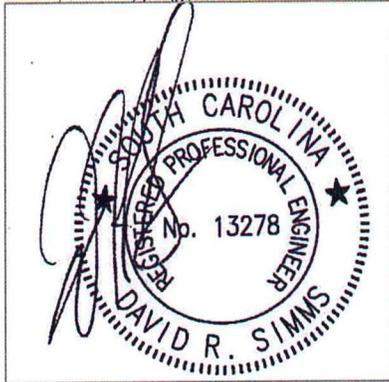
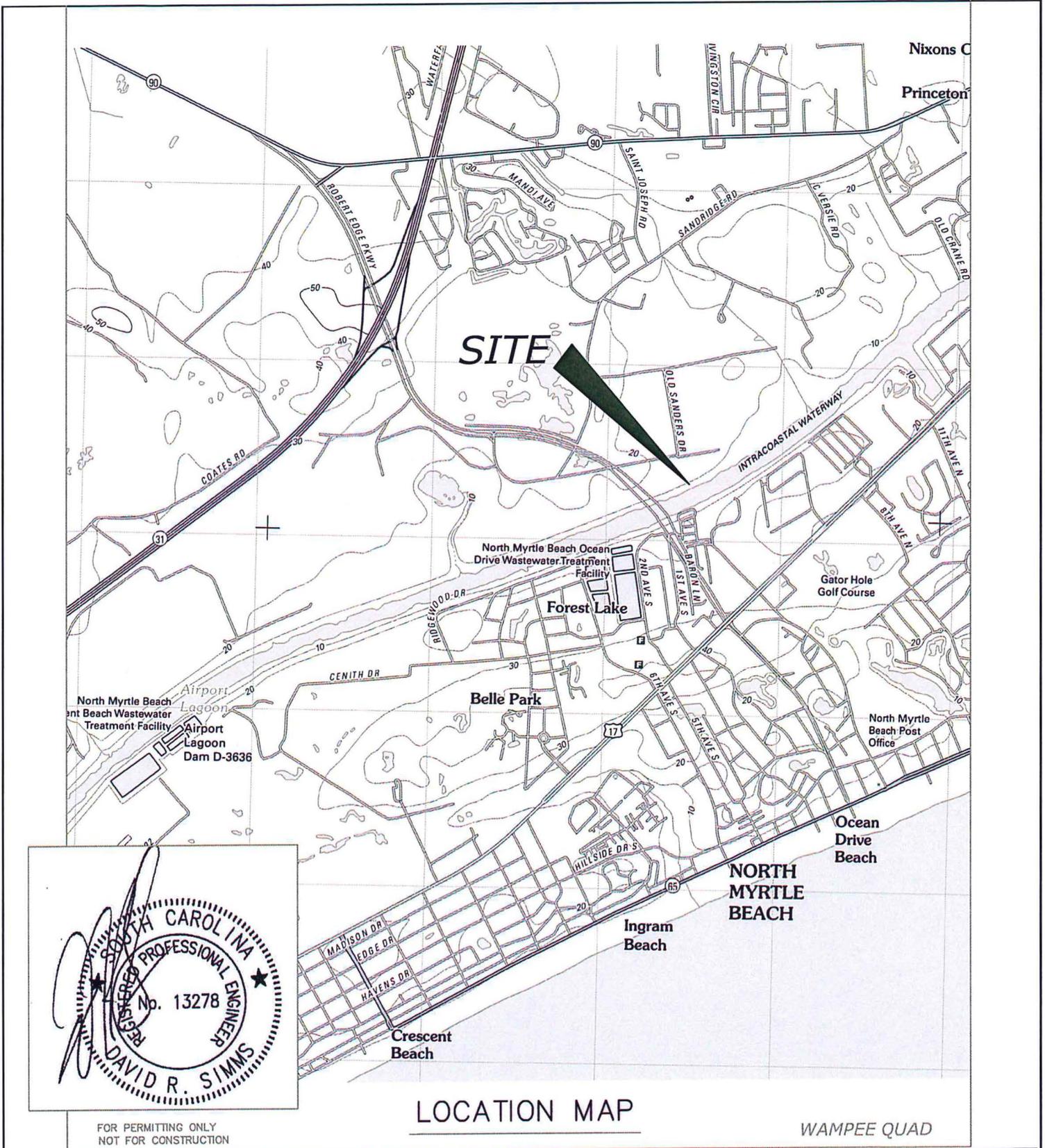
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the proposed activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority 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 e-mail address: SAC.RD.Conway@usace.army.mil, or via USPS at the address below:**

**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 Megan N. Jackson, Project Manager, at (843) 365-4239 or by email at Megan.N.Jackson@usace.army.mil.



FOR PERMITTING ONLY
NOT FOR CONSTRUCTION

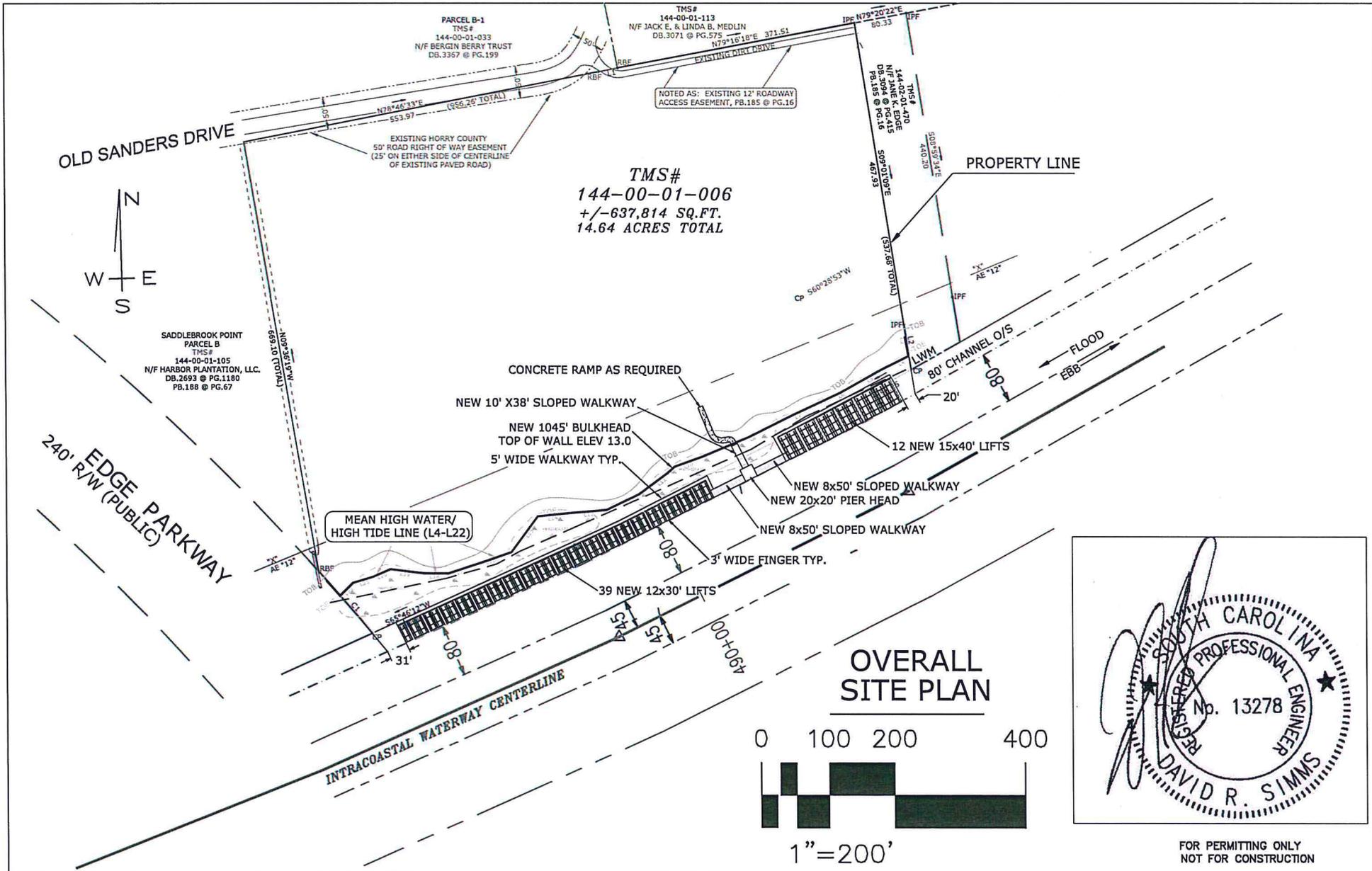
LOCATION MAP

WAMPEE QUAD

APPLICANT:
Hawthorne-Midway Proximity
Pointe, LLC
ACTIVITY: Construct Fixed Piers,
Walkways, Lifts & Bulkhead
P/N#

LOCATION:
Intracoastal Waterway
North Myrtle Beach
COUNTY: Horry
DATE: 2/5/2022

SHEET 1 OF 9



APPLICANT: Hawthorne-Midway Proximity Pointe, LLC

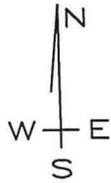
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P/N#

LOCATION: Intracoastal Waterway
 North Myrtle Beach
 COUNTY: Horry
 DATE: 2/5/2022



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NEW BULKHEAD
TOP OF WALL ELEV 13.0

5' WIDE x 548'
(TOTAL) WALKWAY

TOB

L10 MARSHGRASS LWM

23'

SEE SHEET 4

POINT 117

NEW 8x50' SLOPED
WALKWAY

MEAN HIGH WATER/
HIGH TIDE LINE (L4-L22)

TOE

L14

L13

MARSHGRASS

525'

L15

L16

L19

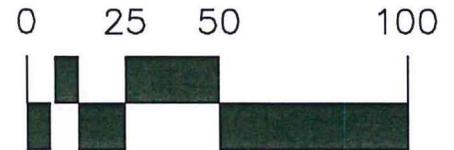
L18

MARSHGRASS

39 NEW 12x30' LIFTS

3' WIDE x 30' FINGER TYP.
19 TOTAL

SOUTH END
SITE PLAN



INTRACOASTAL WATERWAY CENTERLINE

45

490-00

80' 0/S

POINT 1

APPLICANT: Hawthorne-Midway Proximity
Pointe, LLC

ACTIVITY: Construct Fixed Piers,
Walkways, Lifts & Bulkhead

P/N#

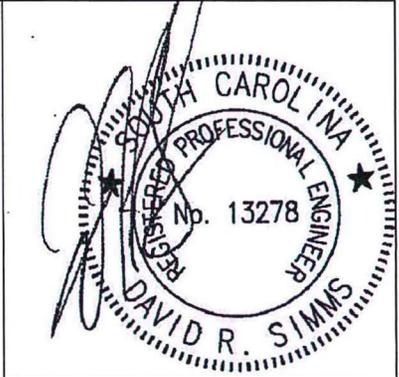
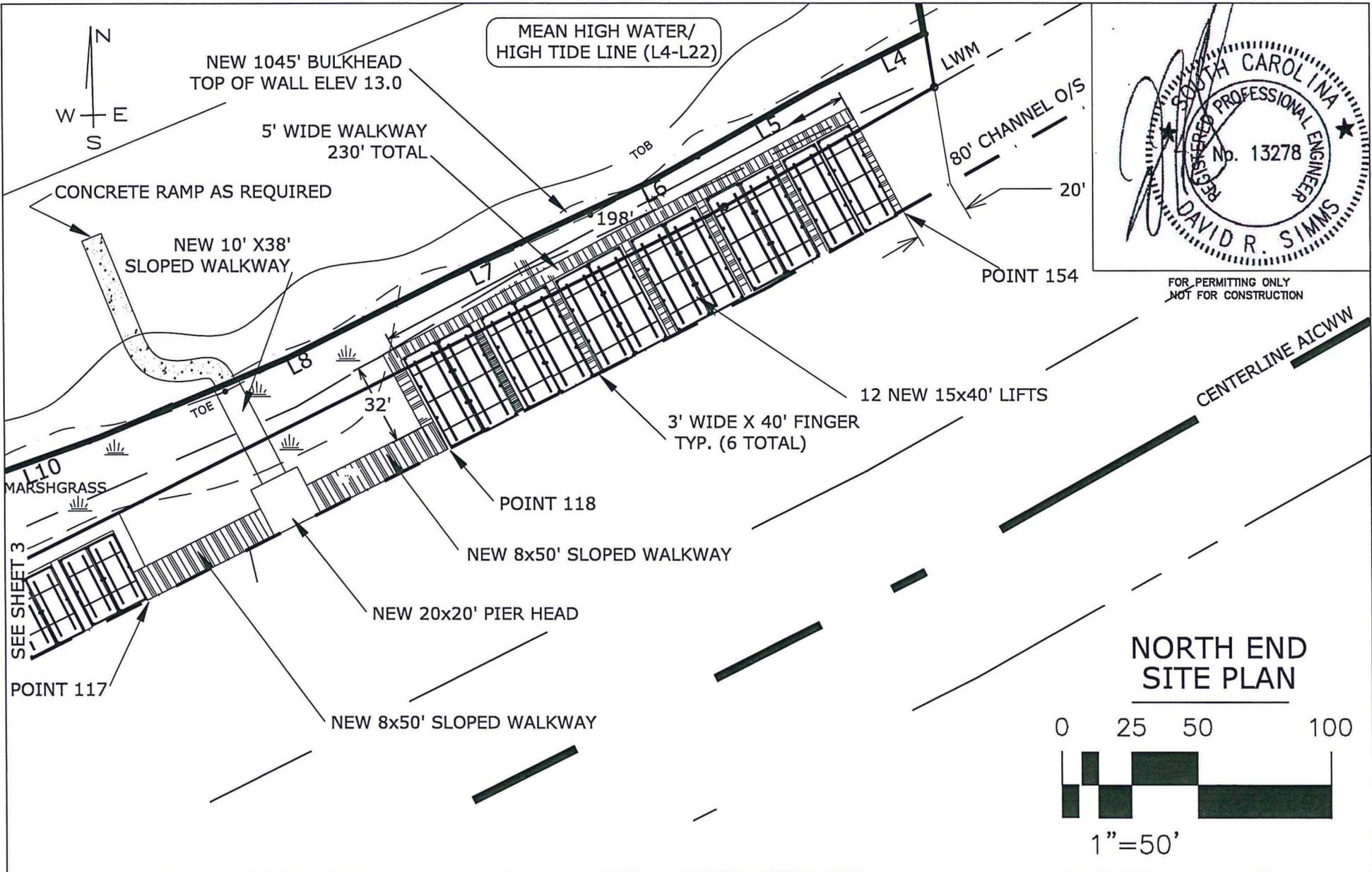
LOCATION:

Intracoastal Waterway
North Myrtle Beach

COUNTY: Horry

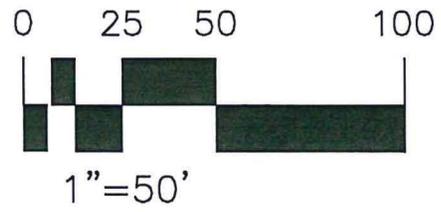
DATE: 2/5/2022

SHEET 3 of 9

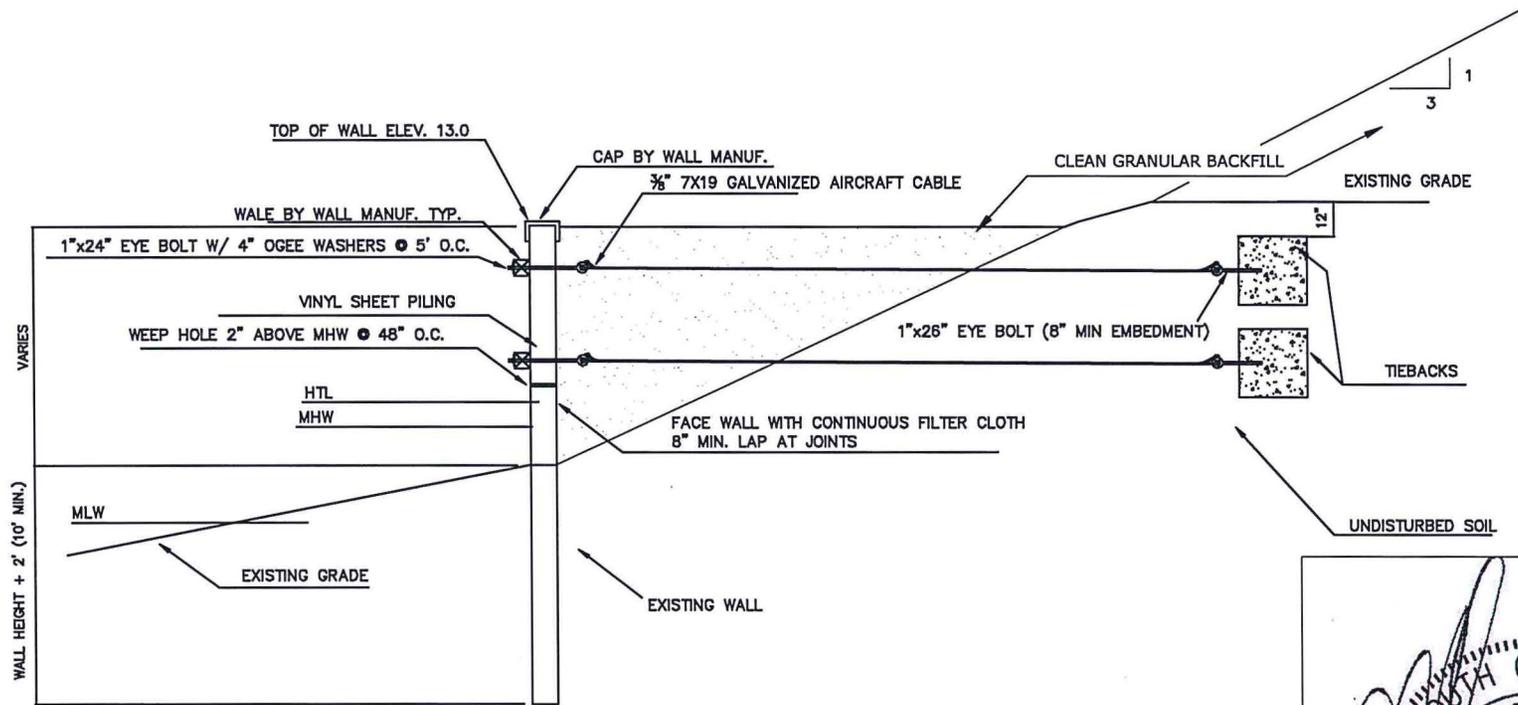


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**NORTH END
SITE PLAN**

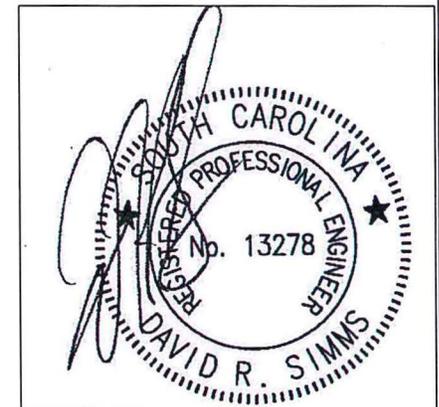


<p>APPLICANT: Hawthorne-Midway Proximity Pointe, LLC</p> <p>ACTIVITY: Construct Fixed Piers, Walkways, Lifts & Bulkhead</p> <p>P/N#</p>	<p>LOCATION: Intracoastal Waterway North Myrtle Beach</p> <p>COUNTY: Horry</p> <p>DATE: 2/5/2022</p>	<p>SHEET 4 OF 9</p>
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NEW BULKHEAD SECTION

NTS



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APPLICANT: Hawthorne-Midway Proximity
Pointe, LLC

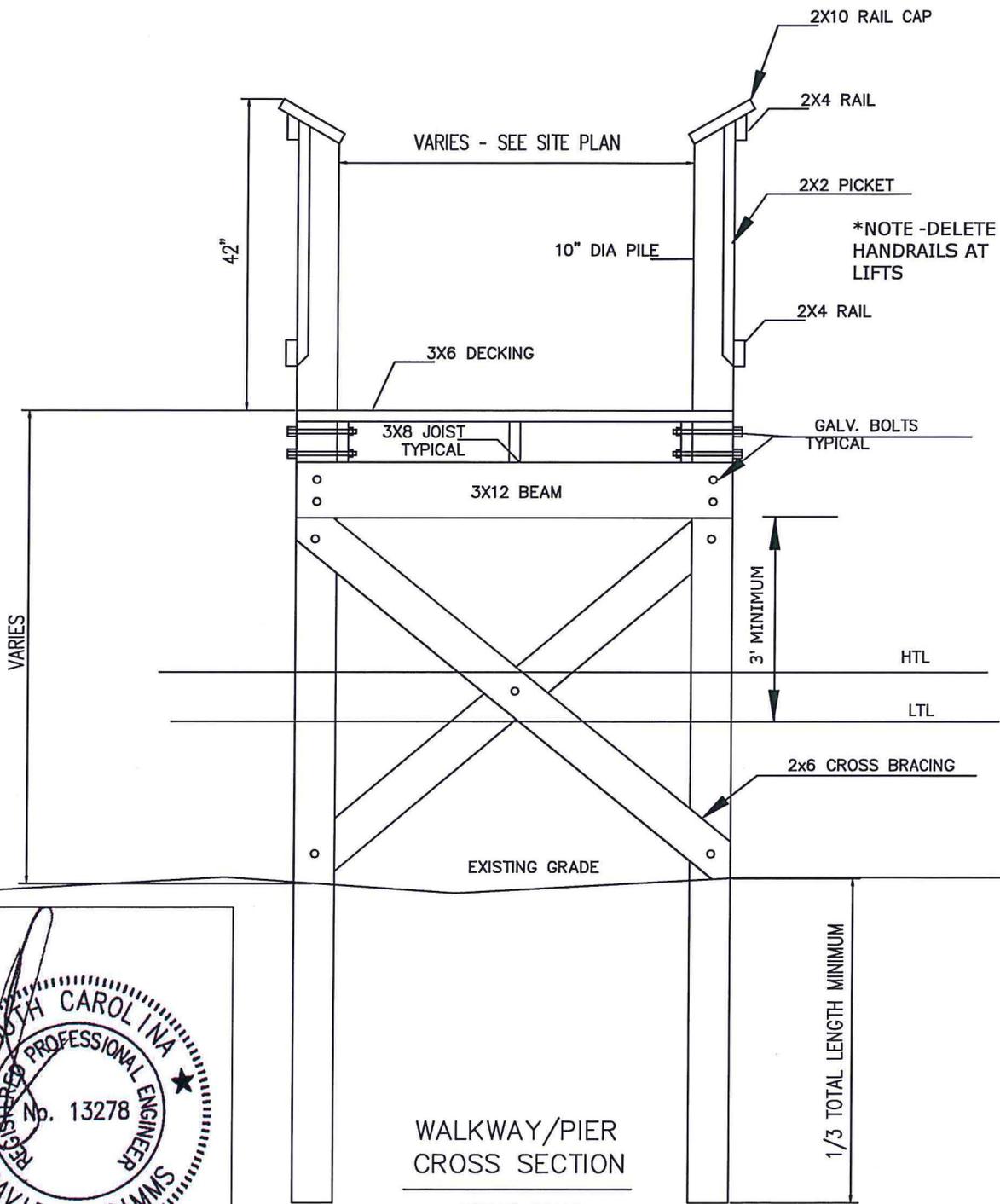
ACTIVITY: Construct Fixed Piers,
Walkways, Lifts & Bulkhead

P/N#

LOCATION:
Intracoastal Waterway
North Myrtle Beach

COUNTY: Horry

DATE: 2/5/2022

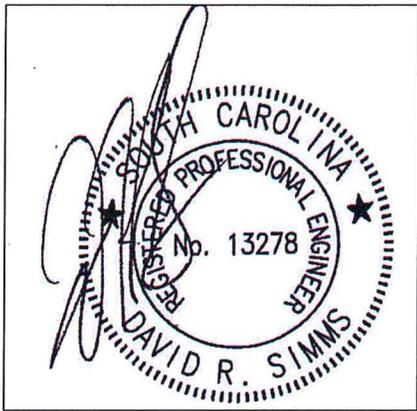


*NOTE - DELETE HANDRAILS AT LIFTS

VARIES

WALKWAY/PIER
CROSS SECTION

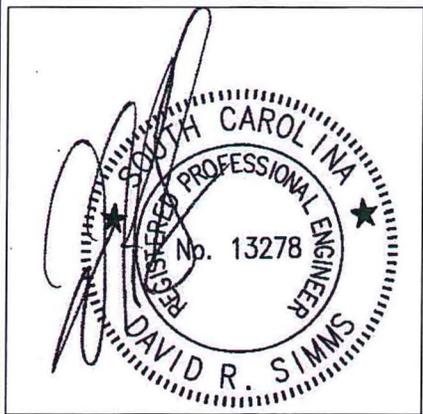
NOT TO SCALE



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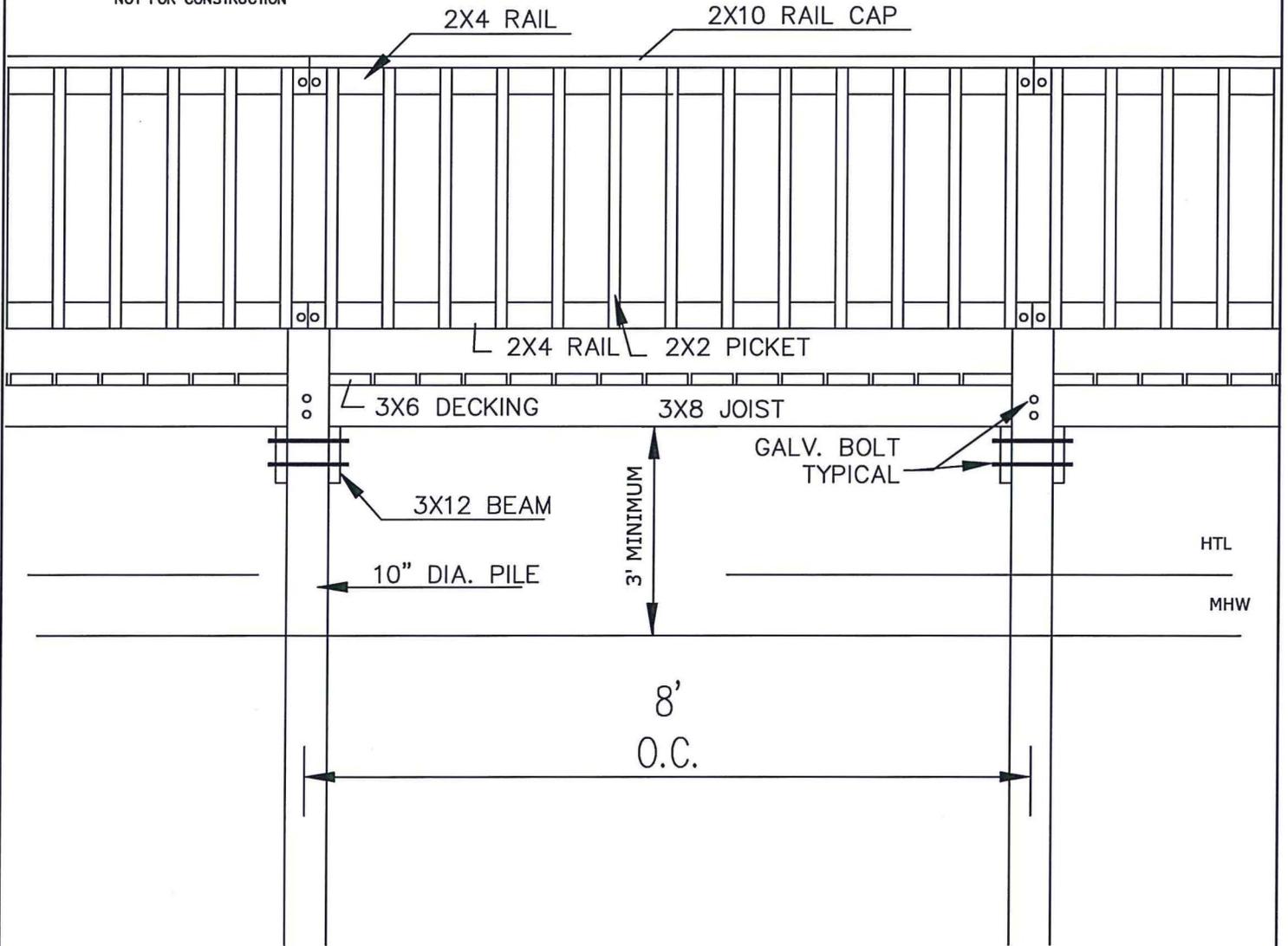
APPLICANT:
Hawthorne-Midway Proximity
Pointe, LLC
ACTIVITY: Construct Fixed Piers,
Walkways, Lifts & Bulkhead
P/N#

LOCATION:
Intracoastal Waterway
North Myrtle Beach
COUNTY: Horry
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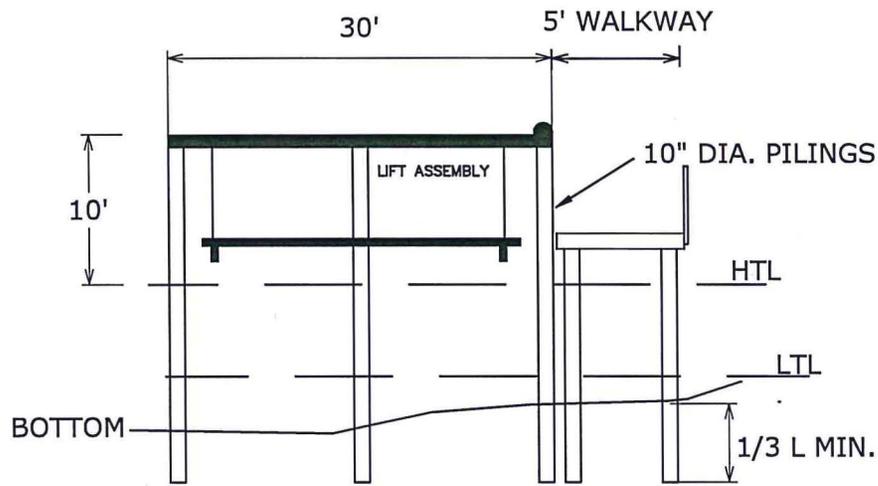
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*NOTE -DELETE
HANDRAILS AT
LIFTS



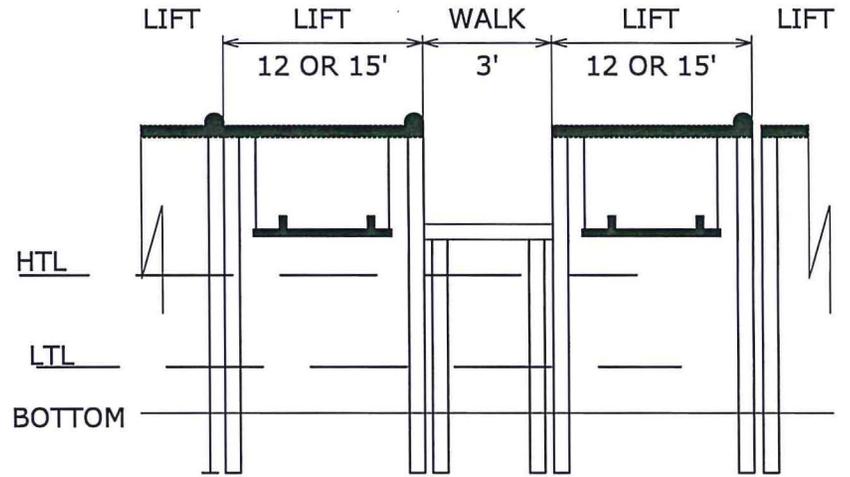
WALKWAY / PIER ELEVATION
NOT TO SCALE

<p>APPLICANT: Hawthorne-Midway Proximity Pointe, LLC</p> <p>ACTIVITY: Construct Fixed Piers, Walkways, Lifts & Bulkhead</p> <p>P/N#</p>	<p>LOCATION: Intracoastal Waterway North Myrtle Beach</p> <p>COUNTY: Horry</p> <p>DATE: 2/5/2022</p>	<p>SHEET 7 of 9</p>
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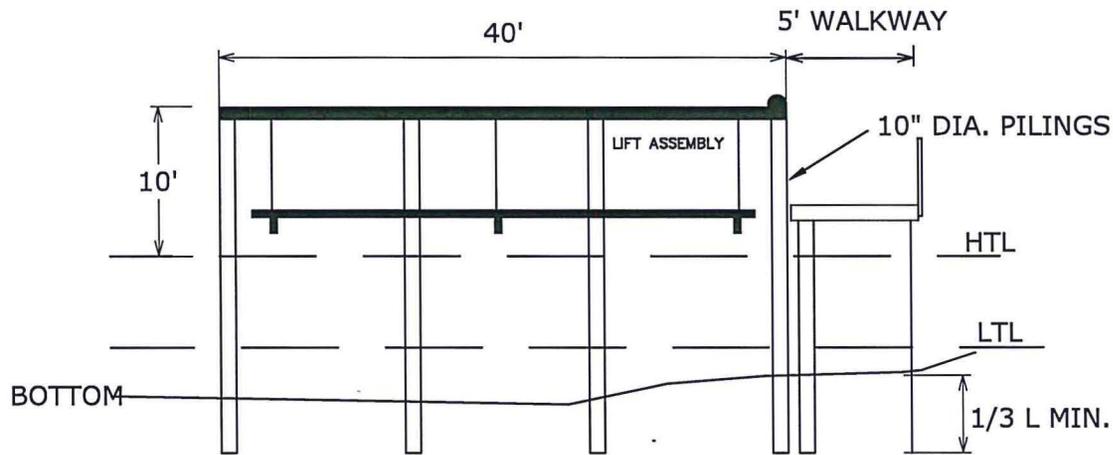
SECTION - 30' BOAT LIFT

NTS



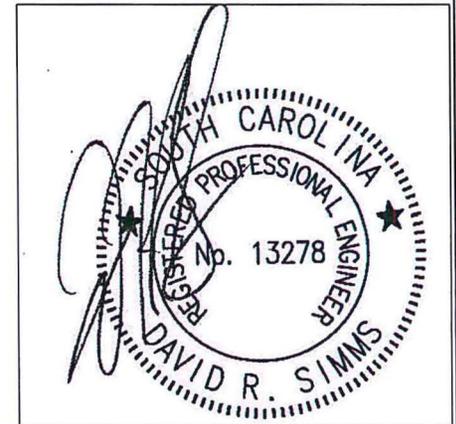
SECTION - WALKWAYS/ BOAT LIFTS

NTS



SECTION - 40' BOAT LIFT

NTS



FOR PERMITTING ONLY
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APPLICANT: Hawthorne-Midway Proximity
Pointe, LLC

ACTIVITY: Construct Fixed Piers,
Walkways, Lifts & Bulkhead

P/N#

LOCATION:
Intracoastal Waterway
North Myrtle Beach

COUNTY: Horry
DATE: 2/5/2022

POINT	EAST	NORTH	DESCRIPTION	POINT	EAST	NORTH	DESCRIPTION
1	2703121.91	735939.04	LIFT (SOUTHERNMOST POINT)	81	2703452.05	736090.38	WALKWAY
2	2703132.10	735944.16	LIFT	82	2703454.73	736091.73	WALKWAY
3	2703132.92	735943.72	WALKWAY	83	2703455.23	736091.99	LIFT
4	2703135.66	735944.95	WALKWAY	84	2703465.42	736097.11	LIFT
5	2703135.99	735945.70	LIFT	85	2703465.65	736097.23	LIFT
6	2703146.12	735950.79	LIFT	86	2703475.84	736102.35	LIFT
7	2703146.31	735950.43	LIFT	87	2703476.17	736102.52	WALKWAY
8	2703156.49	735955.55	LIFT	88	2703478.85	736103.87	WALKWAY
9	2703157.57	735954.81	WALKWAY	89	2703479.52	736104.18	LIFT
10	2703160.31	735956.04	WALKWAY	90	2703489.70	736109.32	LIFT
11	2703160.54	735957.01	LIFT	91	2703489.79	736109.37	LIFT
12	2703170.73	735962.12	LIFT	92	2703499.97	736114.50	LIFT
13	2703170.97	735961.97	LIFT	93	2703500.18	736114.89	WALKWAY
14	2703181.16	735967.09	LIFT	94	2703502.86	736116.23	WALKWAY
15	2703182.21	735965.90	WALKWAY	95	2703503.47	736116.35	LIFT
16	2703184.95	735967.13	WALKWAY	96	2703513.65	736121.46	LIFT
17	2703185.18	735968.03	LIFT	97	2703513.78	736121.56	LIFT
18	2703195.36	735973.15	LIFT	98	2703523.97	736126.67	LIFT
19	2703195.89	735972.81	LIFT	99	2703524.30	736127.02	WALKWAY
20	2703206.08	735977.92	LIFT	100	2703526.98	736128.37	WALKWAY
21	2703206.86	735976.99	WALKWAY	101	2703527.49	736128.58	LIFT
22	2703209.60	735978.22	WALKWAY	102	2703537.68	736133.70	LIFT
23	2703209.84	735979.23	LIFT	103	2703537.81	736133.67	LIFT
24	2703220.03	735984.35	LIFT	104	2703548.00	736138.79	LIFT
25	2703220.40	735984.07	LIFT	105	2703548.41	736139.16	WALKWAY
26	2703230.59	735989.19	LIFT	106	2703551.09	736140.50	WALKWAY
27	2703231.50	735988.08	WALKWAY	107	2703551.67	736140.63	LIFT
28	2703234.24	735989.31	WALKWAY	108	2703561.86	736145.75	LIFT
29	2703234.36	735990.37	LIFT	109	2703562.11	736145.84	LIFT
30	2703244.54	735995.49	LIFT	110	2703572.29	736150.96	LIFT
31	2703245.16	735994.98	LIFT	111	2703572.53	736151.29	WALKWAY
32	2703255.35	736000.09	LIFT	112	2703575.21	736152.64	WALKWAY
33	2703256.15	735999.17	WALKWAY	113	2703575.46	736153.11	LIFT
34	2703258.89	736000.40	WALKWAY	114	2703585.64	736158.23	LIFT
35	2703258.91	736001.82	LIFT	115	2703585.90	736158.32	LIFT
36	2703269.10	736006.94	LIFT	116	2703596.01	736163.40	LIFT
37	2703269.59	736006.31	LIFT	117	2703596.23	736162.93	MAIN DOCK
38	2703279.77	736011.42	LIFT	118	2703712.21	736221.28	MAIN DOCK
39	2703280.79	736010.26	WALKWAY	119	2703713.21	736221.78	LIFT
40	2703283.53	736011.49	WALKWAY	120	2703725.94	736228.19	LIFT
41	2703283.55	736012.24	LIFT	121	2703726.24	736228.34	LIFT
42	2703293.73	736017.36	LIFT	122	2703738.98	736234.75	LIFT
43	2703294.10	736017.57	LIFT	123	2703739.01	736234.77	WALKWAY
44	2703304.29	736022.69	LIFT	124	2703741.69	736236.11	WALKWAY
45	2703305.44	736021.35	WALKWAY	125	2703743.06	736236.80	LIFT
46	2703308.18	736022.58	WALKWAY	126	2703755.51	736243.07	LIFT
47	2703308.32	736023.56	LIFT	127	2703755.79	736243.20	LIFT
48	2703318.51	736028.68	LIFT	128	2703768.24	736249.47	LIFT
49	2703318.88	736028.41	LIFT	129	2703768.51	736249.61	WALKWAY
50	2703329.07	736033.53	LIFT	130	2703771.16	736251.02	WALKWAY
51	2703330.08	736032.44	WALKWAY	131	2703771.75	736251.23	LIFT
52	2703332.82	736033.67	WALKWAY	132	2703784.31	736257.56	LIFT
53	2703332.71	736034.59	LIFT	133	2703784.48	736257.64	LIFT
54	2703342.90	736039.71	LIFT	134	2703796.96	736264.11	LIFT
55	2703343.40	736039.80	LIFT	135	2703797.65	736265.06	WALKWAY
56	2703353.58	736044.91	LIFT	136	2703800.31	736266.46	WALKWAY
57	2703354.73	736043.53	WALKWAY	137	2703801.13	736266.25	LIFT
58	2703357.47	736044.76	WALKWAY	138	2703813.72	736272.91	LIFT
59	2703357.38	736046.15	LIFT	139	2703813.95	736272.77	LIFT
60	2703367.52	736051.24	LIFT	140	2703826.54	736279.43	LIFT
61	2703367.70	736050.87	LIFT	141	2703826.83	736280.47	WALKWAY
62	2703377.89	736055.99	LIFT	142	2703829.48	736281.88	WALKWAY
63	2703379.37	736054.62	WALKWAY	143	2703830.39	736281.94	LIFT
64	2703382.11	736055.86	WALKWAY	144	2703842.99	736288.60	LIFT
65	2703381.90	736057.54	LIFT	145	2703843.21	736288.46	LIFT
66	2703392.08	736062.65	LIFT	146	2703855.81	736295.12	LIFT
67	2703392.34	736062.63	LIFT	147	2703856.01	736295.87	WALKWAY
68	2703402.52	736067.74	LIFT	148	2703858.66	736297.29	WALKWAY
69	2703403.82	736066.11	WALKWAY	149	2703859.81	736297.09	LIFT
70	2703406.50	736067.46	WALKWAY	150	2703872.21	736304.10	LIFT
71	2703406.56	736068.50	LIFT	151	2703873.00	736304.58	LIFT
72	2703416.74	736073.62	LIFT	152	2703885.12	736311.44	LIFT
73	2703416.75	736073.71	LIFT	153	2703885.39	736311.60	WALKWAY
74	2703426.94	736078.83	LIFT	154	2703887.70	736312.94	WALKWAY
75	2703427.93	736078.25	WALKWAY				
76	2703430.61	736079.60	WALKWAY				
77	2703430.59	736080.25	LIFT				
78	2703440.78	736085.37	LIFT				
79	2703441.02	736085.10	LIFT				
80	2703451.21	736090.22	LIFT				



FOR PERMITTING ONLY
NOT FOR CONSTRUCTION

WALKWAY AND LIFT COORDINATES

APPLICANT:

Hawthorne-Midway Proximity
Pointe, LLC

ACTIVITY: Construct Fixed Piers,
Walkways, Lifts & Bulkhead
P/N#

LOCATION:

Intracoastal Waterway
North Myrtle Beach

COUNTY: Horry
DATE: 2/5/2022