PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS 1949 INDUSTRIAL PARK ROAD, ROOM 140 CONWAY, SOUTH CAROLINA 29526

REGULATORY DIVISION Refer to: P/N SAC-2004-02988

November 19, 2021

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) and Section 404 of the Clean Water Act (33 U.S.C. 1344 an application has been submitted to the Department of the Army by

City of North Myrtle Beach c/o Dr. H. Wayne Beam Beam & Associates P.O. Box 3238 North Myrtle Beach, SC 29582

for a permit to perform maintenance dredging within

House Creek/Minor Channel and Cherry Grove Canals

at a location extending from 39th Avenue North through 62rd Avenue North within portions of House Creek and the Cherry Grove Canals in the Cherry Grove Section of North Myrtle Beach, Horry County, South Carolina (Latitude: 33.8401°, Longitude: -78.6144°), Little River 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,

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of conducting maintenance dredging in portions of House Creek/Minor Channel extending from 39th Avenue North to 46th Avenue North, and Cherry Groves Canal extending from 42nd Avenue North through 62nd Avenue North. In detail, the project involves dredging approximately 180,000 cubic yards (CY) of material from approximately 24 acres of the existing Cherry Grove man-made canals and portions of House Creek/Minor Channel. Dredged material will be removed by hydraulic dredge

and pumped to the Horry County-owned spoil basin (CDF320; Tidewater Disposal Basin) located north of Little River Neck Road near Tidewater Plantation on the Atlantic Intracoastal Waterway (AIWW). House Creek/Minor Channel will be dredged to a 34 feet wide dredge path and to a minimum depth of -3.0 feet (ft) Mean Low Water (MLW) with a -1-ft allowable overdepth. Access Canals (Cherry Grove Canals) will be generally dredged to a 24 ft wide dredge path (with a few variations to provide improved access and better flushing) to minimum depth of -3 ft MLW for approximately two-thirds of their length and -2.5 ft MLW with an allowable overdepth of -1 MLW for the remaining one-third length in order to avoid creating a pocket for stagnant and allow proper flushing. Dredged slide slopes will be 4(h):1(v) except in close proximity to marsh vegetation where the dredge cut will be vertical. An additional 1-ft depth for advanced maintenance dredging is also proposed throughout the project limits; resulting in max project depths of -3.0-ft MLW + 1-ft + 1-ft = -5.0ft MLW and -2.5-ft MLW + 1-ft + 1-ft MLW = -4.5ft MLW, for locations noted above. The applicant offered no compensatory mitigation for impacts associated with the proposed project. The project purpose, as stated by the applicant, is to provide sufficient water depths in the canals to provide local property owners and the general public recreational boating access to navigable coastal waters.

NOTE: This public notice and associated plans are available on the Corps' website at: http://www.sac.usace.army.mil/Missions/Regulatory/PublicNotices .

Prior to the issuance of this notice, the District Engineer coordinated the project with the South Carolina Department of Health and Environmental Control and has concluded that the discharges associated with this project do not require review by their office in accordance with provisions of Section 401 of the Clean Water Act or Coastal Zone Management Program (15 CFR 930). The following information was provided by the South Carolina Department of Health and Environmental Control regarding the activities described in this notice: In accordance with the South Carolina Coastal Tidelands and Wetlands Act (Section 48-39-10 et. seq) "Dredging in existing navigational canal community developments by individuals, counties, or municipalities of manmade, predominately armored, recreational use canals and essential access canals conveyed to the State or dedicated to the public for that purpose between 1965 and the effective date of this act if the maintenance dredging is authorized by a permit from the United States Army Corps of Engineers pursuant to the Federal Clean Water Act, as amended, or the Rivers and Harbors Act of 1899. All other department administered certifications for such dredging are deemed waived."

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 24 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 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 Shortnose Sturgeon (Acipenser brevirostrum) and Atlantic sturgeon (Acipenser oxyrinchus oxyrinchus) 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)), 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, SOUTH CAROLINA 29526

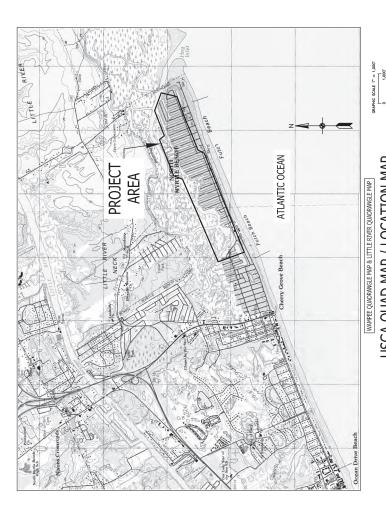
If there are any questions concerning this public notice, please contact Rob Huff, Team Lead, at (843) 365-4316, or by email at Robert.C.Huff@usace.army.mil.

CHERRY GROVE BEACH CANAL DREDGING PERMIT 2021

CITY OF NORTH MYRTLE BEACH

LOCATED IN: HORRY COUNTY, SC

ISSUE DATE: OCTOBER 29, 2021



PERMIT DRAWING INDEX

SAC-2004-02988

Cherry Grove Canal 2021 Maintenance Dredge Date: October 19, 2021 Horry County, SC Sheet 1 of 13

USGA QUAD MAP / LOCATION MAP

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Dedged side slopes will be 4(b): (0), except in close proximity to mans) vegetation where dredge cut will be vertical. An additional 1.ft depth for advanced maintenance dredging is also proposed throughout the project, resulting in max, project depths of 3.0 MLW+1'+1'=5.0 tt. MLW and -2.5 ft. MLW+1'+1' MLW=-4.5.ft. MLW, for locations noted above.

PROJECT LOCATION: North Myrtle Beach (Cherry Grove Canals) PROJECT NAME: Cherry Grove Beach Canal Dredging Permit 2021 ADJACENT WATERBODY: House Creek -&- Hog Inlet

COUNTY: Horry STATE: South Carolina



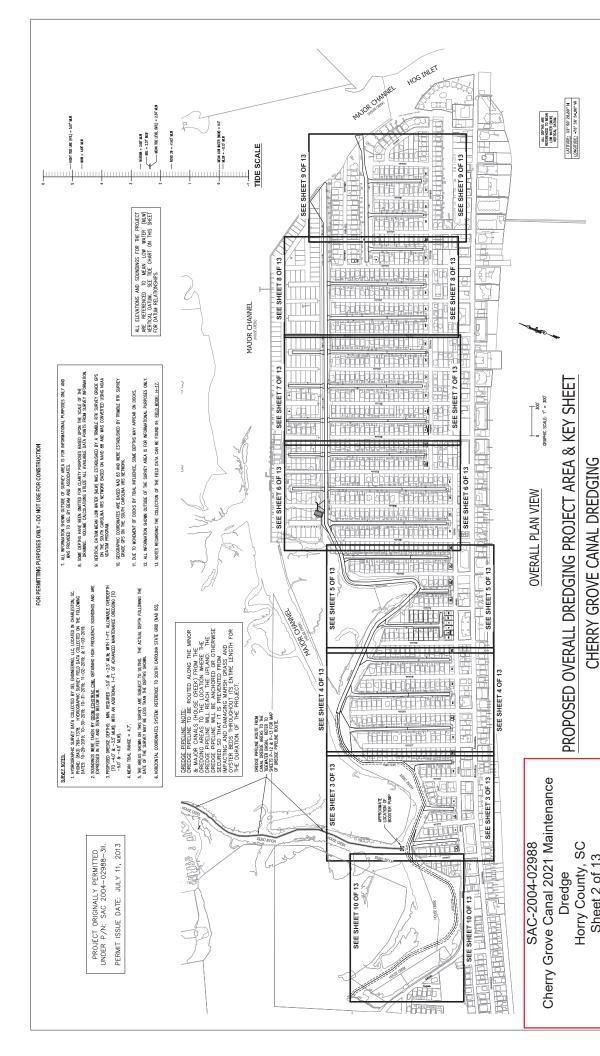




Contact: Mike Mahaney; City M mgmahaney@mmb.us (email) (843) 280-5555 (phone) ity of North Myrtle Beach

SHET: P-1 of 13 DATE: October 29, 2021

REV. DATE (1):



PROJECT NAME: Cherry Grove Beach Canal Dredging Permit 2021 existing man-made caustis in Chery Grove. Dregged marcher will be removed by hydranic dregge and pumped to the Horny County-coved spoil basin (10P 320; Helewater Deposal Basin) near Tidewater Deposal Basin Dreat Scale Basin Dreat Tidewater Deposal Basin Dreat Scale Basin Dreat Tidewater Deposal Basin Dreat Scale Basin Dreat Tidewater Deposal Basin Dreat Tidewater Dreat Tidewater Deposal Basin dredging of up to approximately 180,000 cubic yards (CY) of material from approximately 24 acres of the

Date: October 19, 2021

PROPOSED ACTIVITY:

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PROJECT LOCATION: North Myrtle Beach (Cherry Grove Canals) ADJACENT WATERBODY: House Creek -&- Hog Inlet

STATE: South Carolina COUNTY: Horry

APPLICANT:

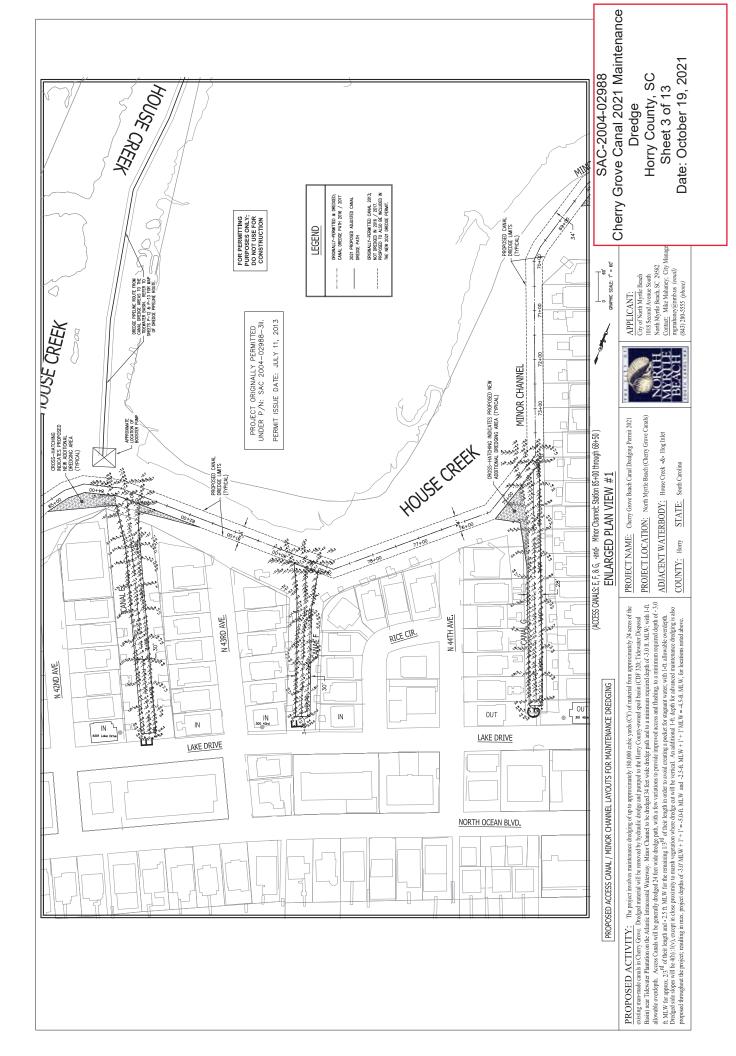
City of North Myrtle Beach
1018 Second Avenue South
North Myrtle Beach, SC 29582
Contact: Mike Mahaney; City Ms
mgmahaney@mub.us (email)
(843) 280-5555 (phone)

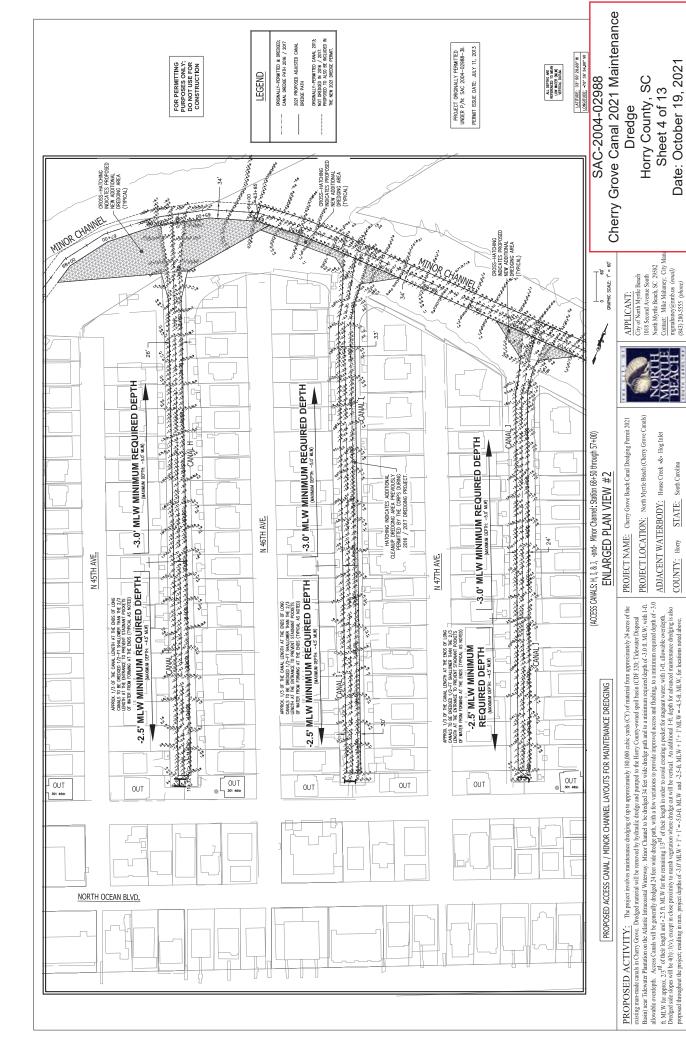
H. Wayne Beam, Phd.
Beam & Associates
P. O. Box 3238
North Myrite Beach, SC 29582
w.beam@att.net (ornail)
(843) 814-7145 (cell)

DATE: October 29, 2021 REV. DATE (1): REV. DATE (2):

SHEET: P-2 of 13

FILE: CHERRY GROVE 2021 P-Base SCALE: AS SHOWN

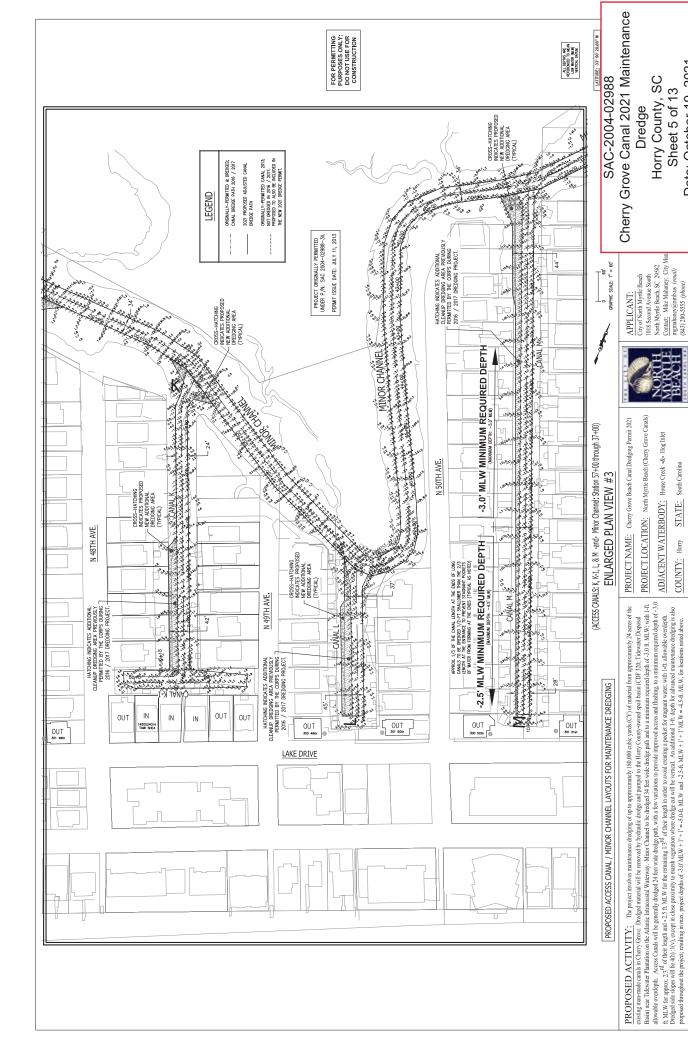




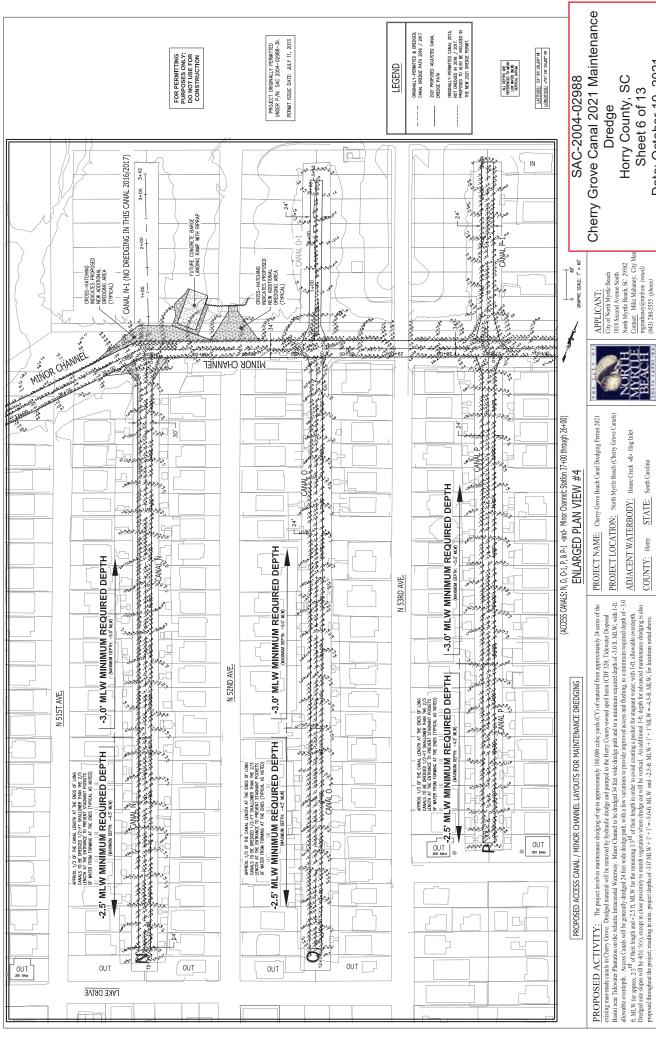
Date: October 19, 2021

STATE: South Carolina

COUNTY: Horry



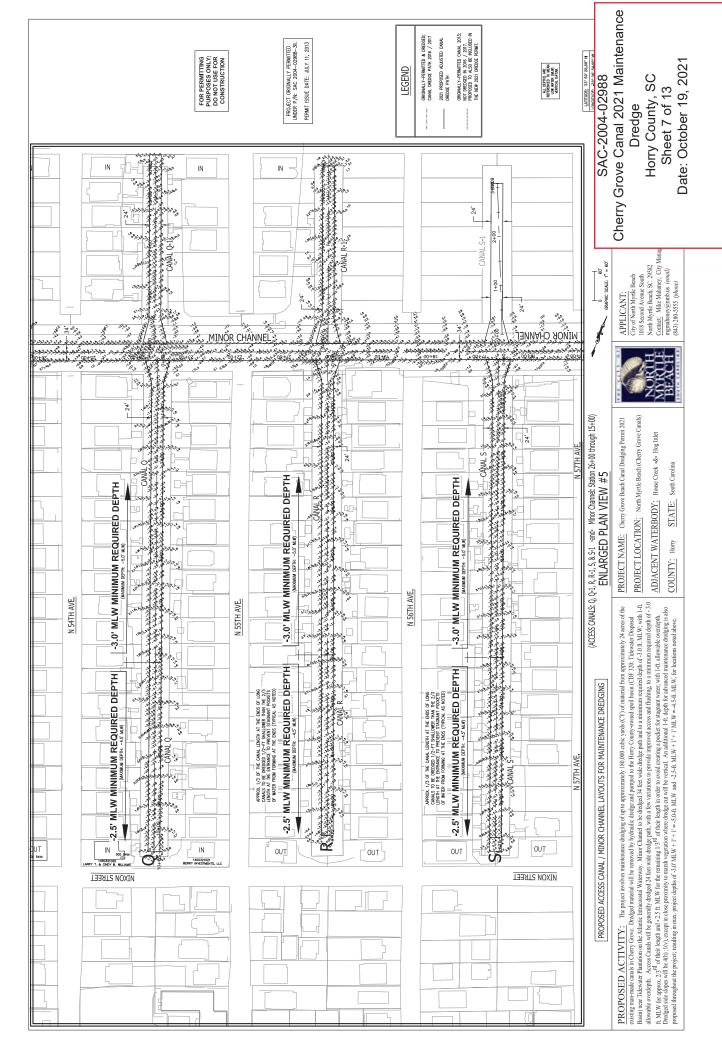
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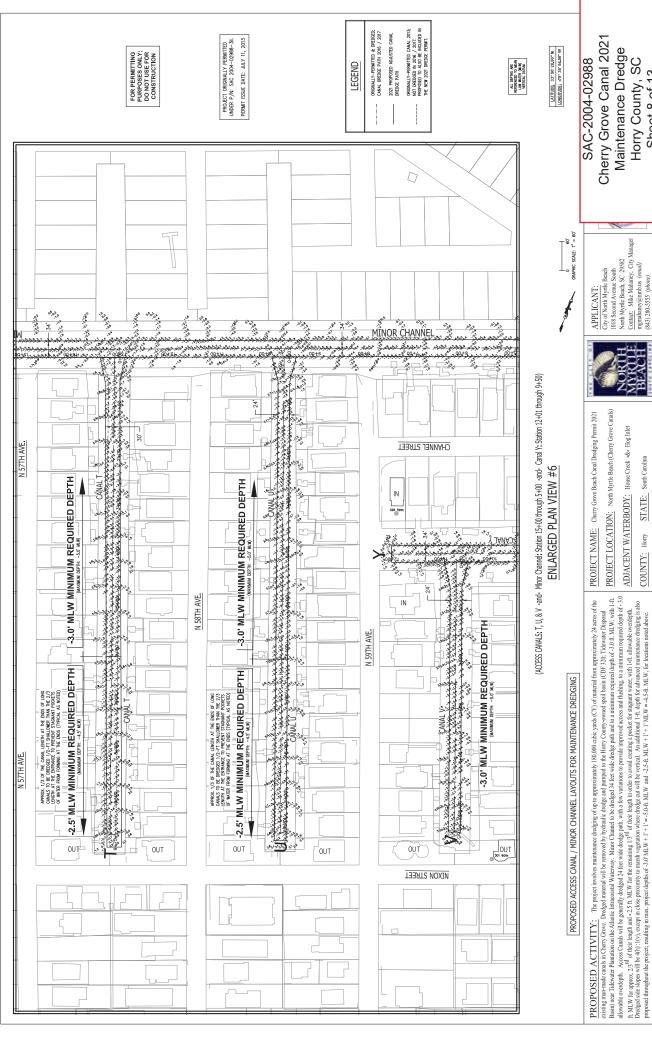


Date: October 19, 2021 Horry County, SC Sheet 6 of 13 Dredge

> ADJACENT WATERBODY: House Creek & Hog Inlet STATE: South Carolina

COUNTY: Horry





Date: October 19, 2021 Maintenance Dredge Horry County, SC Sheet 8 of 13

City of North Myrile Beach
1018 Second Avenue South
10ndt Myrile Beach, SC 29582
Contact. Mike Mahaney, City Me
mgundhaney@mnb.us *cenail*)
(843) 280-5555 (phone)

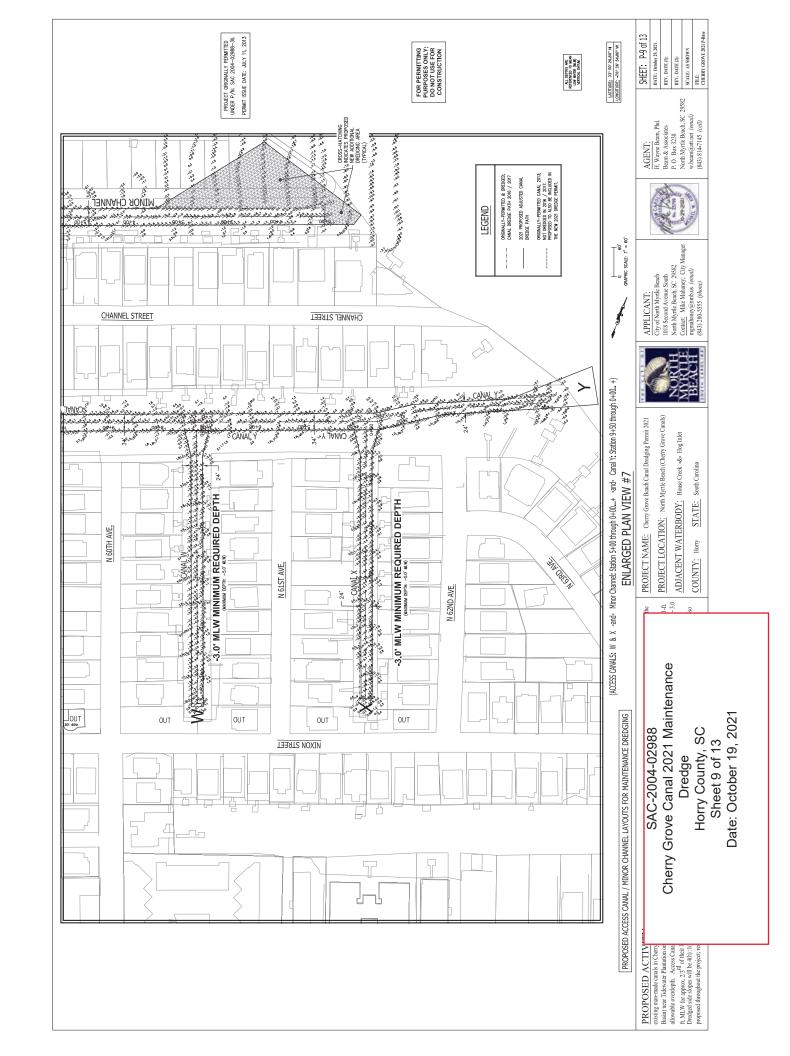
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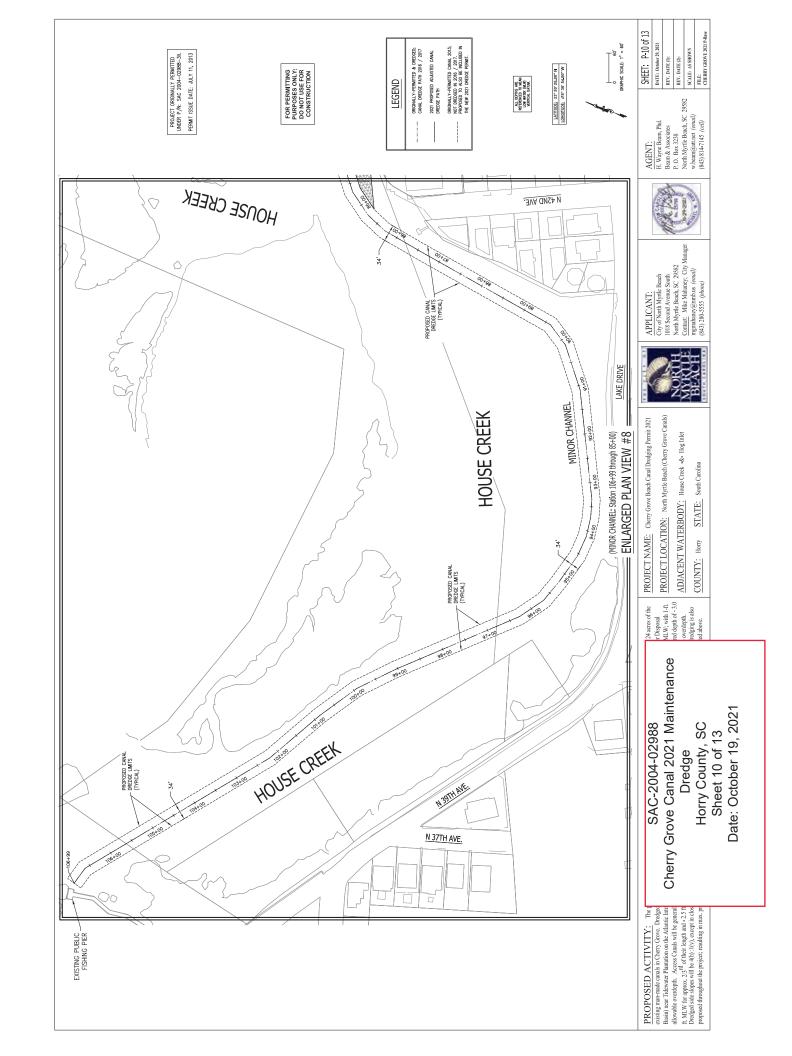
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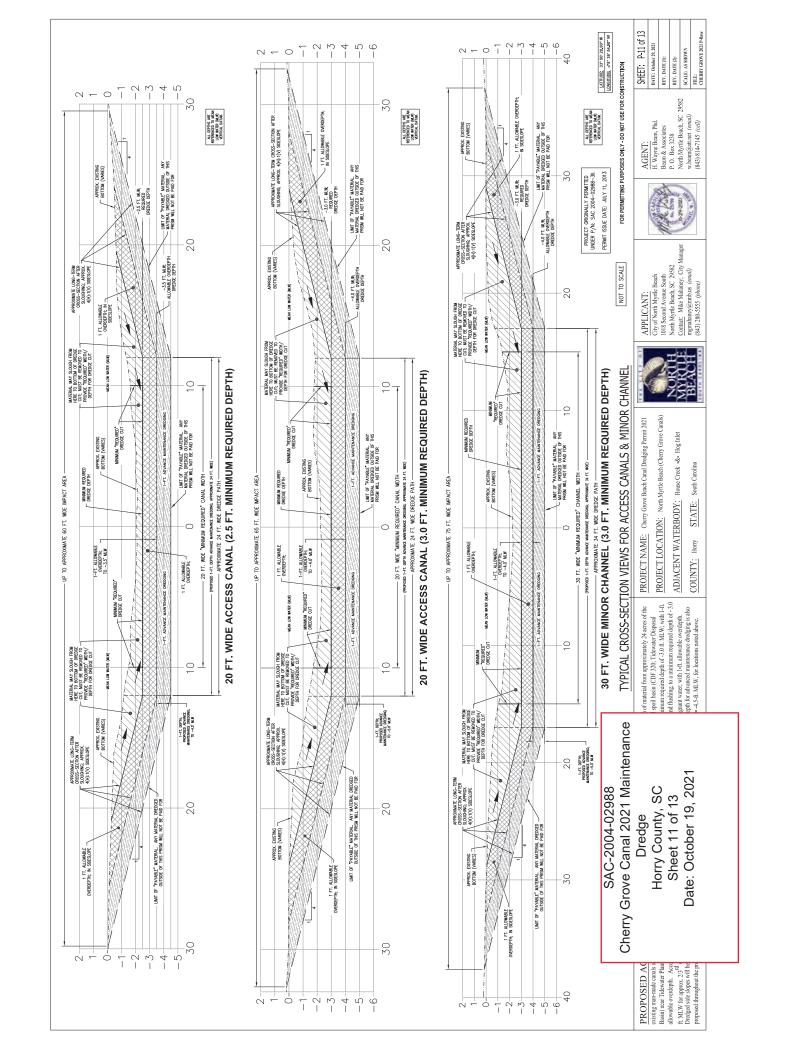
STATE: South Carolina

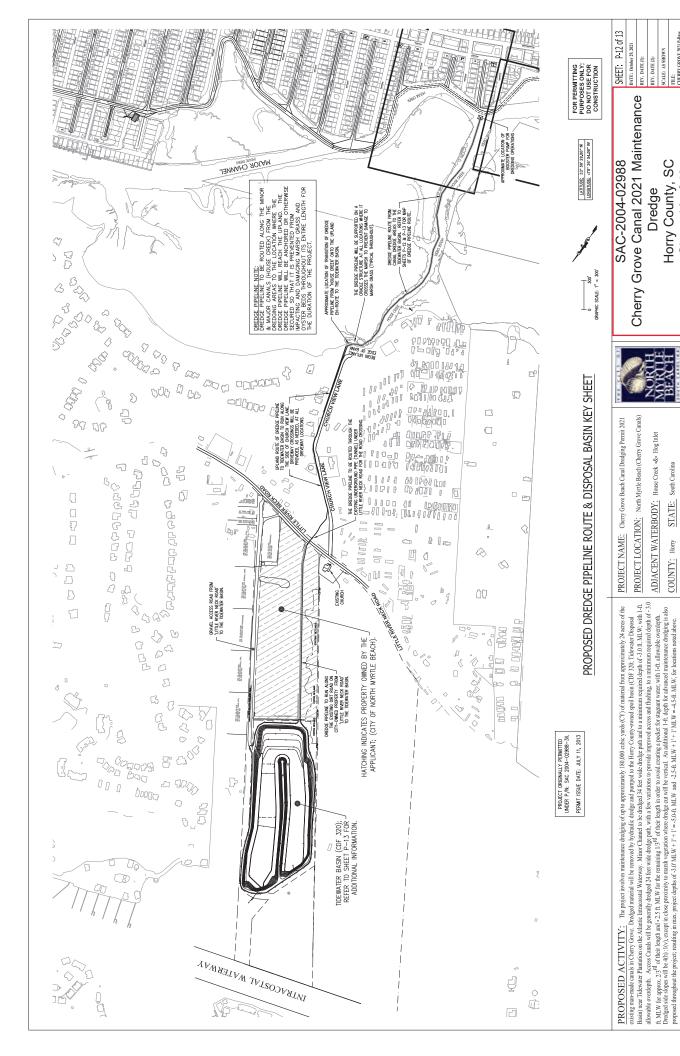
COUNTY: Horry

Cherry Grove Canal 2021









FILE: CHERRY GROVE 2021 P-Base

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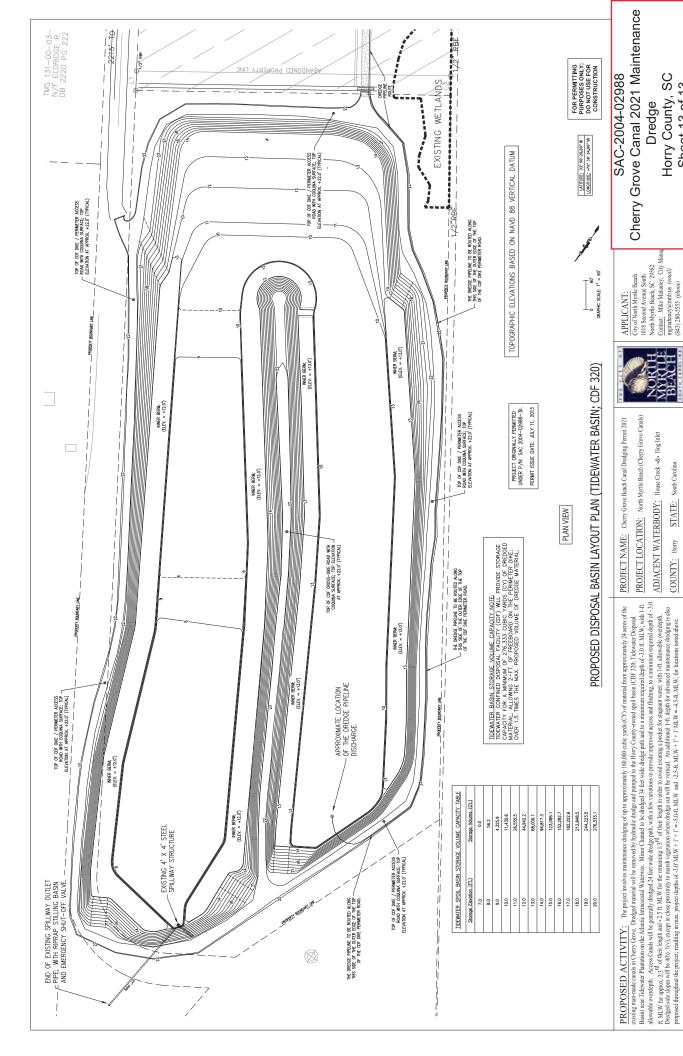
Horry County, SC Sheet 12 of 13

STATE: South Carolina

COUNTY: Horry

SCALE: AS SHOWN

REV. DATE (2):



Date: October 19, 2021

Horry County, SC

STATE: South Carolina

COUNTY: Horry

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