

**JOINT**  
**PUBLIC NOTICE**

**CHARLESTON DISTRICT, CORPS OF ENGINEERS**  
**750 Executive Center Drive, Suite 103**  
**Greenville, South Carolina 29615**  
**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: SAC-2023-01400

NOVEMBER 28, 2023

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), 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

**Applicant:**  
**Ms. Penny Westerfelhaus**  
**Charleston County Park and Recreation Commission**  
**861 Riverland Drive**  
**Charleston, South Carolina 29412**

**Agent:**  
**Mr. Craig Pawlyk**  
**Jon Guerry Taylor & Associates, Inc**  
**PO Box 1082**  
**Mount Pleasant, South Carolina 29465**  
**cpawlyk@jgtinc.com**

for an Individual Permit to replace the existing Paradise Island Boat Landing with a new, larger boat ramp and floating dock for public access in the Wando River located at the terminus of Chandler Road in Awendaw, Charleston County, South Carolina (Latitude: 32.9138 °, Longitude: -79.7372°), 1:24,000 Seewee Bay, SC 2020.

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

SAC-2023-01400

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.

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

### **Applicant's Stated Purpose**

According to the applicant, the purpose of the proposed project is to replace the existing Paradise Island boat ramp with a larger boat ramp for public access.

### **Project Description**

The proposed work consists of removal of the existing 23' X 53" concrete boat ramp and installation of a new, 28' X 72" two-lane concrete boat ramp and the installation of an 8' X 100' floating, ground out queuing dock. The proposed new floating dock will assist with on-loading and off-loading for users of the boat ramp. This portion of the river is not the main navigation channel, and the new dock will not restrict access to any dock or navigable waterway.

### **Avoidance and Minimization**

The applicant has stated that the proposed project will minimize impacts to the aquatic environment extending the footprint of the existing boat ramp. The applicant has stated that best management practices will be used in the installation of the new docks.

### **Proposed Compensatory Mitigation**

The applicant has stated that due to the limited impacts to aquatic resources, mitigation is not proposed. No tidal wetlands will be impacted with the proposed boat ramp replacement and dock installation.

### **South Carolina Department of Health and Environmental Control**

The District Engineer has concluded that the discharges associated with this project, both direct and indirect, should be reviewed by the certifying authority, South

Carolina Department of Health and Environmental Control, in accordance with provisions of Section 401 of the Clean Water Act (CWA). The CWA Section 401 Certification Rule (Certification Rule, 40 CFR 121), effective September 11, 2020, requires certification, or waiver, for any license or permit that authorizes an activity that may result in a discharge. The scope of a CWA Section 401 Certification is limited to assuring that a discharge from a Federally licensed or permitted activity will comply with water quality requirements. The applicant is responsible for requesting certification and providing required information to the certifying authority. In accordance with Certification Rule part 121.12, the Corps will notify the U.S. Environmental Protection Agency Administrator when it has received a Department of the Army (DA) permit application and the related certification. The Administrator is responsible for determining if the discharge may affect water quality in a neighboring jurisdiction. The DA permit may not be issued pending the conclusion of the Administrator's determination of effects on neighboring jurisdictions.

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.

### **Essential Fish Habitat**

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 0.15 acre of estuarine substrates 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.

### **Endangered Species**

Pursuant to the Section 7 of the Endangered Species Act of 1973 (as amended), the Corps has reviewed the project and based on the location of the project and available information, the following species may be present in the County(s) where the work will occur:

Eastern Black Rail (*Laterallus jamaicensis jamaicensis*)  
Piping Plover (*Charadrius melodus*)  
Red-cockaded Woodpecker (*Picoides borealis*)  
Rufa Red Knot (*Calidris canutus rufa*)  
West Indian Manatee (*Trichechus manatus*)  
American Chaffseed (*Schwalbea americana*)  
Canby's Dropwort (*Oxypolis canbyi*)  
Pondberry (*Lindera melissifolia*)  
Green Sea Turtle (*Chelonia mydas*)  
Kemp's Ridley Sea Turtle (*Lepidochelys kempii*)  
Leatherback Sea Turtle (*Dermochelys coriacea*)  
Loggerhead Sea Turtle (*Caretta caretta*)  
Atlantic Sturgeon (*Acipenser oxyrinchus*)  
Shortnose Sturgeon (*Acipenser brevirostrum*)

Based on all information provided by the applicant and the most recently available information, the District Engineer has determined the following:

The project will have no effect on the following species and will not result in the destruction or adverse modification of designated or proposed critical habitat:

American Chaffseed (*Schwalbea americana*)  
Canby's Dropwort (*Oxypolis canbyi*)  
Eastern Black Rail (*Laterallus jamaicensis*)  
Green Sea Turtle (*Chelonia mydas*)  
Kemp's Ridley Sea Turtle (*Lepidochelys kempii*)  
Leatherback Sea Turtle (*Dermochelys coriacea*)  
Loggerhead Sea Turtle (*Caretta caretta*)  
Pondberry (*Lindera melissifolia*)  
Red-cockaded Woodpecker (*Picoides borealis*)  
Atlantic Sturgeon (*Acipenser oxyrinchus*)  
Shortnose Sturgeon (*Acipenser brevirostrum*)  
Piping Plover (*Charadrius melodus*)  
Rufa Red Knot (*Calidris canutus rufa*)

The project is not likely to adversely affect Piping Plover (*Charadrius melodus*), Rufa Red Knot (*Calidris canutus rufa*), and 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.

This public notice serves as a request to the U.S. Fish and Wildlife Service

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(USFWS project code: 2024-0018144) 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.

### **Cultural Resources**

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.

### **Corps' Evaluation**

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. 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.

### **Solicitation of Public Comment**

NOVEMBER 21, 2023

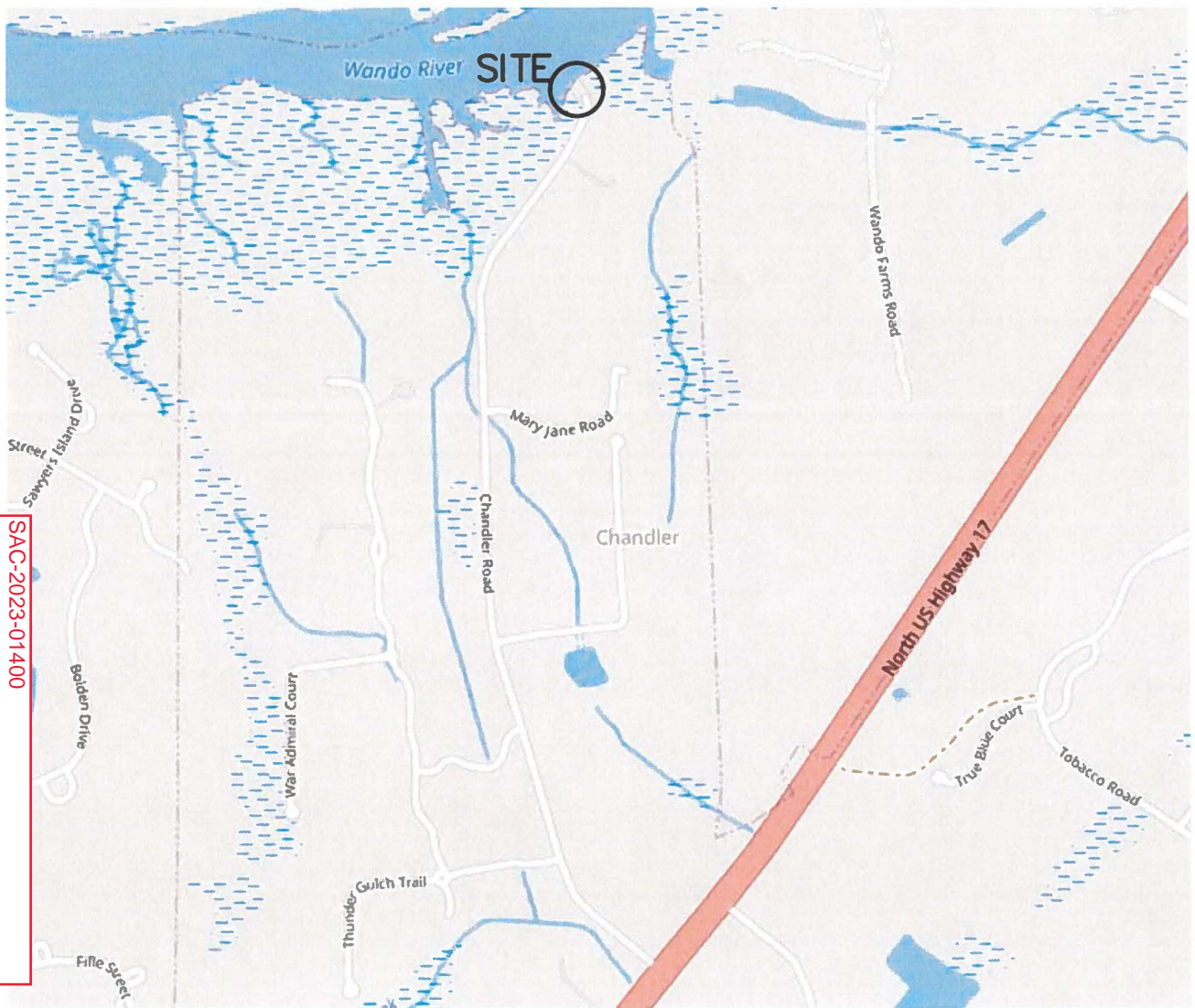
SAC-2023-01400

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. 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.

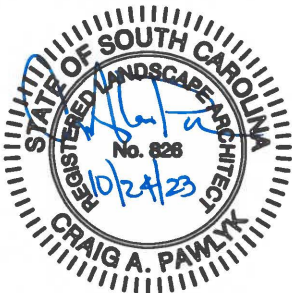
**Please submit comments in writing, identifying the project of interest by public notice/file number (SAC-2023-01400), to [Travis.F.Scott@usace.army.mil](mailto:Travis.F.Scott@usace.army.mil) or the following address:**

**U.S. Army Corps of Engineers  
ATTN: REGULATORY DIVISION  
750 Executive Center Drive, Suite 103  
Greenville, South Carolina 29615**

If there are any questions concerning this public notice, please contact Travis Scott, Project Manager, at 843-853-1869 or by email at [Travis.F.Scott@usace.army.mil](mailto:Travis.F.Scott@usace.army.mil).



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Paradise Island Boat Landing Improvements  
Charleston County, SC  
Sheet 1 of 9  
Date: November 21, 2023



PERMITTING PURPOSES ONLY.  
NOT FOR CONSTRUCTION

## LOCATION MAP

N.T.S.



### AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.  
PO BOX 1082  
MOUNT PLEASANT, SC 29465  
C/O CRAIG PAWLYK

### ADJACENT PROPERTY OWNERS:

(SEE SHEET 2)

## BOAT LANDING IMPROVEMENTS PARADISE ISLAND CHARLESTON COUNTY

LAT.: 32.913643° N  
LONG.: -79.737103° W

**PROPOSED:** REPLACE AND EXTEND EXISTING  
PUBLIC BOAT RAMP AND INSTALL QUEING  
DOCK

**IN:** CHARLESTON COUNTY

**ON:** WANDO RIVER

**COUNTY OF:** CHARLESTON

**STATE OF:** SOUTH CAROLINA

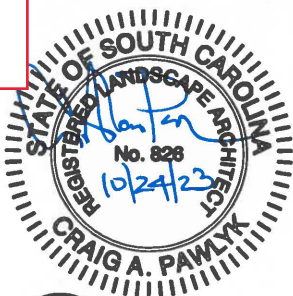
**DATE:** 10-11-2023

**SHEET:** 1 OF 8



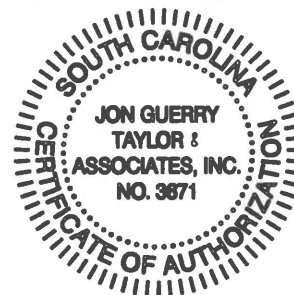


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Paradise Island Boat Landing Improvements  
Charleston County, SC  
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Date: November 21, 2023



## ADJACENT PROPERTY OWNERS

- ① WILLOWBRANCH LLC  
1450 CHANDLER ROAD  
AWENDAW, SC 29429
- ② BENEE J. WALLACE  
1442 CHANDLER ROAD  
AWENDAW, SC 29429



## ADJACENT PROPERTY OWNERS

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JON GUERRY TAYLOR & ASSOCIATES, INC.  
PO BOX 1082  
MOUNT PLEASANT, SC 29465  
C/O CRAIG PAWLYK

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COUNTY OF: CHARLESTON  
STATE OF: SOUTH CAROLINA  
DATE: 10-11-2023

ADJACENT PROPERTY OWNERS:  
(SEE SHEET 2)

SHEET: 2 OF 8

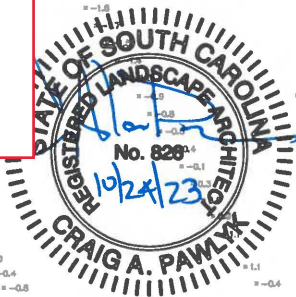




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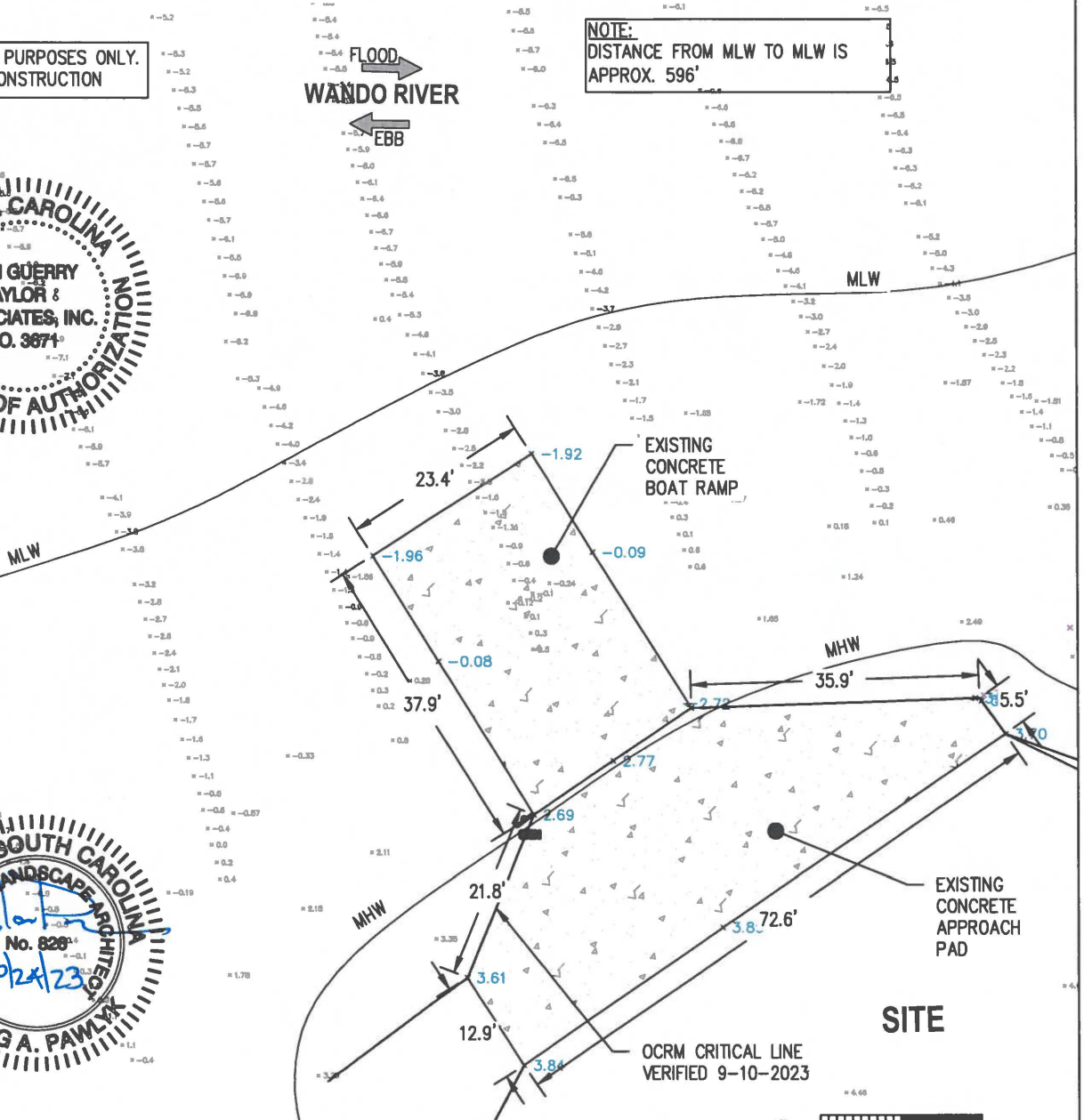


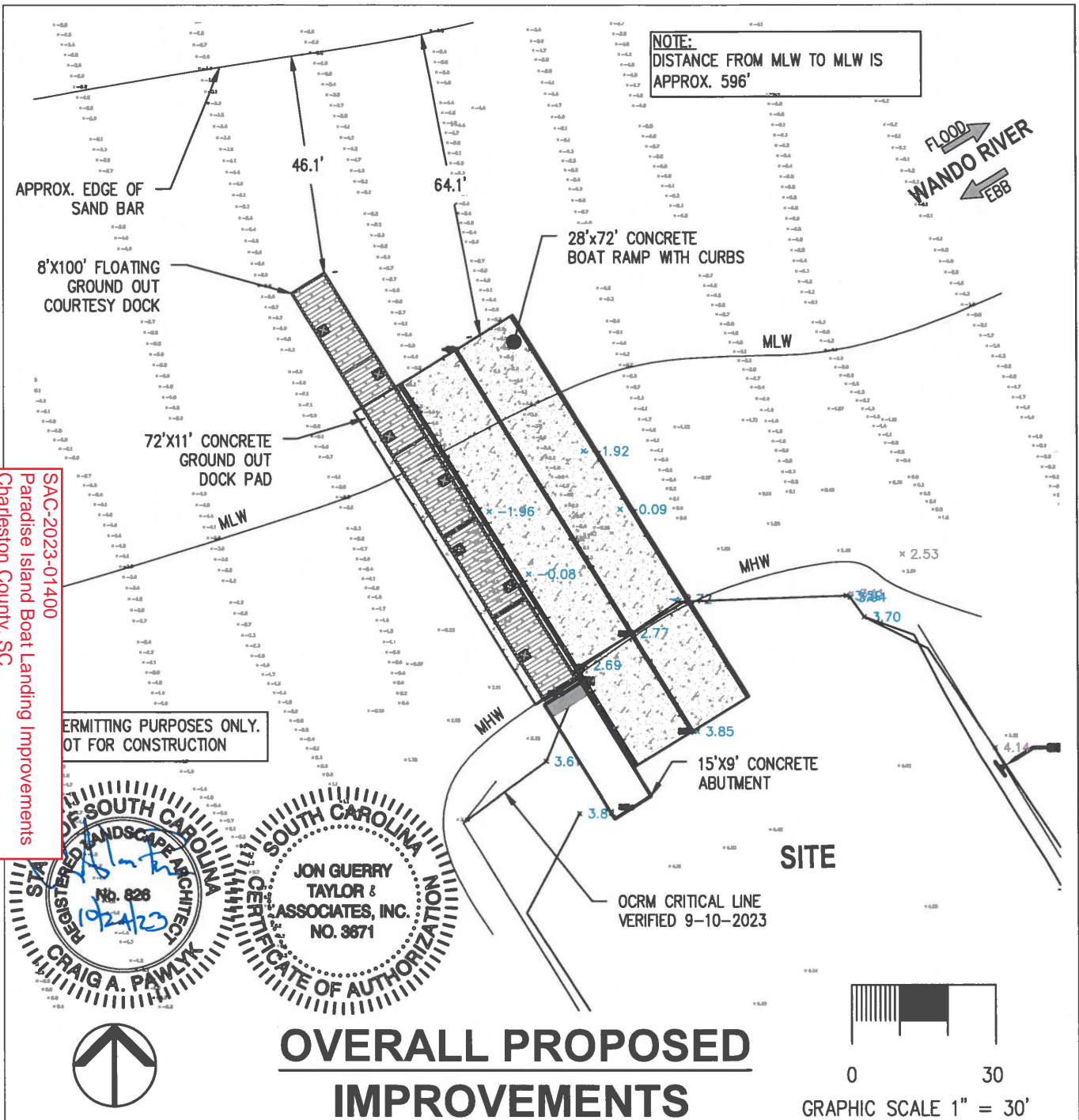
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Date: November 21, 2023



FLOOD  
WANDO RIVER  
EBB

NOTE:  
DISTANCE FROM MLW TO MLW IS  
APPROX. 596'

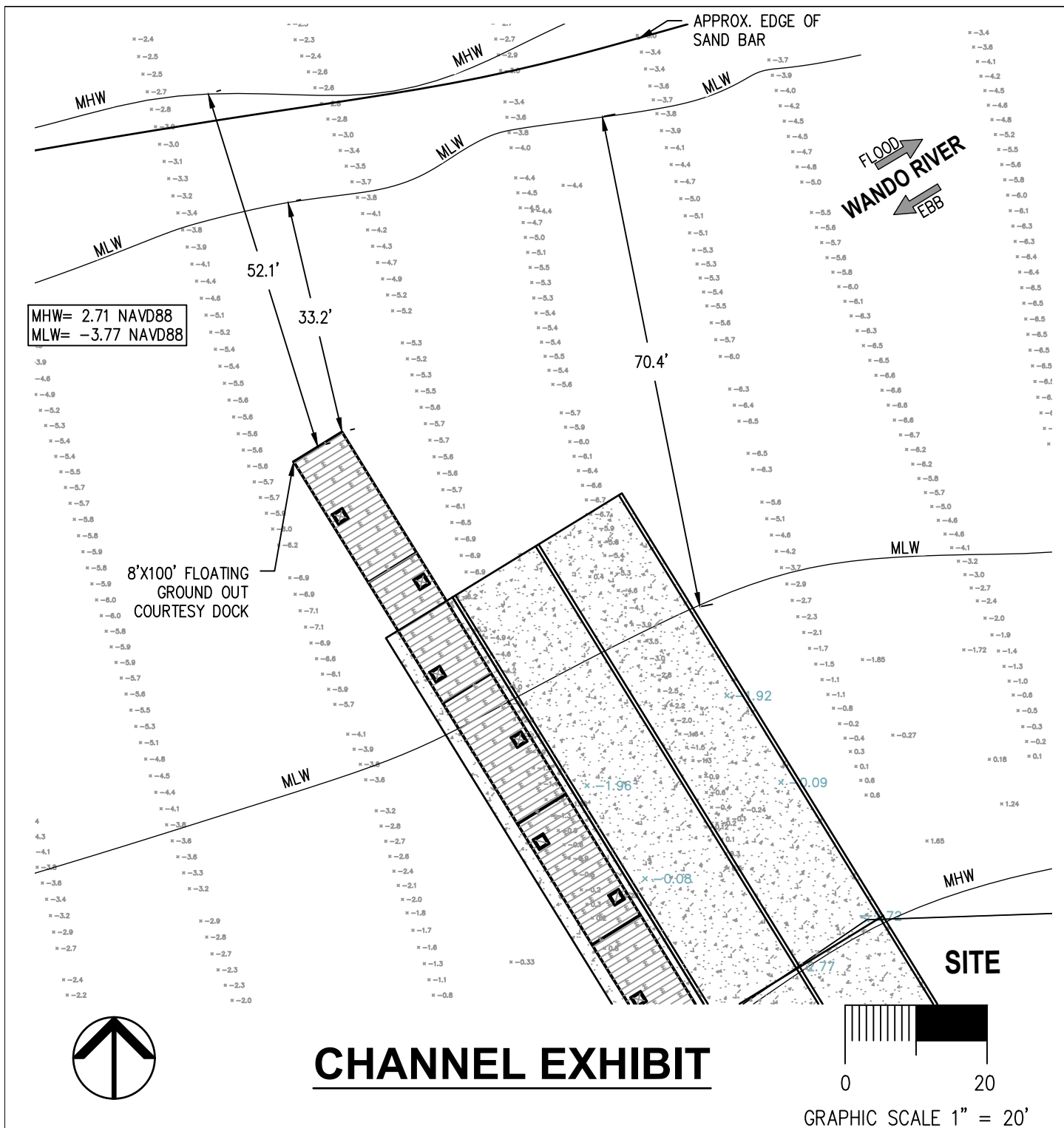




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Charleston County, SC  
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<p><b>AUTHORIZED AGENT:</b> JON GUERRY TAYLOR &amp; ASSOCIATES, INC. PO BOX 1082 MOUNT PLEASANT, SC 29465 C/O CRAIG PAWLYK</p> <p><b>ADJACENT PROPERTY OWNERS:</b> (SEE SHEET 2)</p>	<p><b>BOAT LANDING IMPROVEMENTS PARADISE ISLAND CHARLESTON COUNTY</b></p> <p>LAT.: 32.913643° N LONG.: -79.737103° W</p>	<p><b>PROPOSED:</b> REPLACE AND EXTEND EXISTING PUBLIC BOAT RAMP AND INSTALL QUEING DOCK</p> <p><b>IN:</b> CHARLESTON COUNTY <b>ON:</b> WANDO RIVER <b>COUNTY OF:</b> CHARLESTON <b>STATE OF:</b> SOUTH CAROLINA <b>DATE:</b> 10-11-2023</p> <p><b>SHEET: 5 OF 8</b></p>
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**AUTHORIZED AGENT:**

JON GUERRY TAYLOR & ASSOCIATES, INC.  
PO BOX 1082  
MOUNT PLEASANT, SC 29465  
C/O CRAIG PAWLKY

**ADJACENT PROPERTY OWNERS:**

(SEE SHEET 2)

**BOAT LANDING  
IMPROVEMENTS  
PARADISE ISLAND  
CHARLESTON COUNTY**

LAT.: 32.913643° N  
LONG.: -79.737103° W

**PROPOSED:** REPLACE AND EXTEND EXISTING  
PUBLIC BOAT RAMP AND INSTALL QUEING  
DOCK

**IN:** CHARLESTON COUNTY

**ON:** WANDO RIVER

**COUNTY OF:** CHARLESTON

**STATE OF:** SOUTH CAROLINA

**DATE:** 11-17-2023

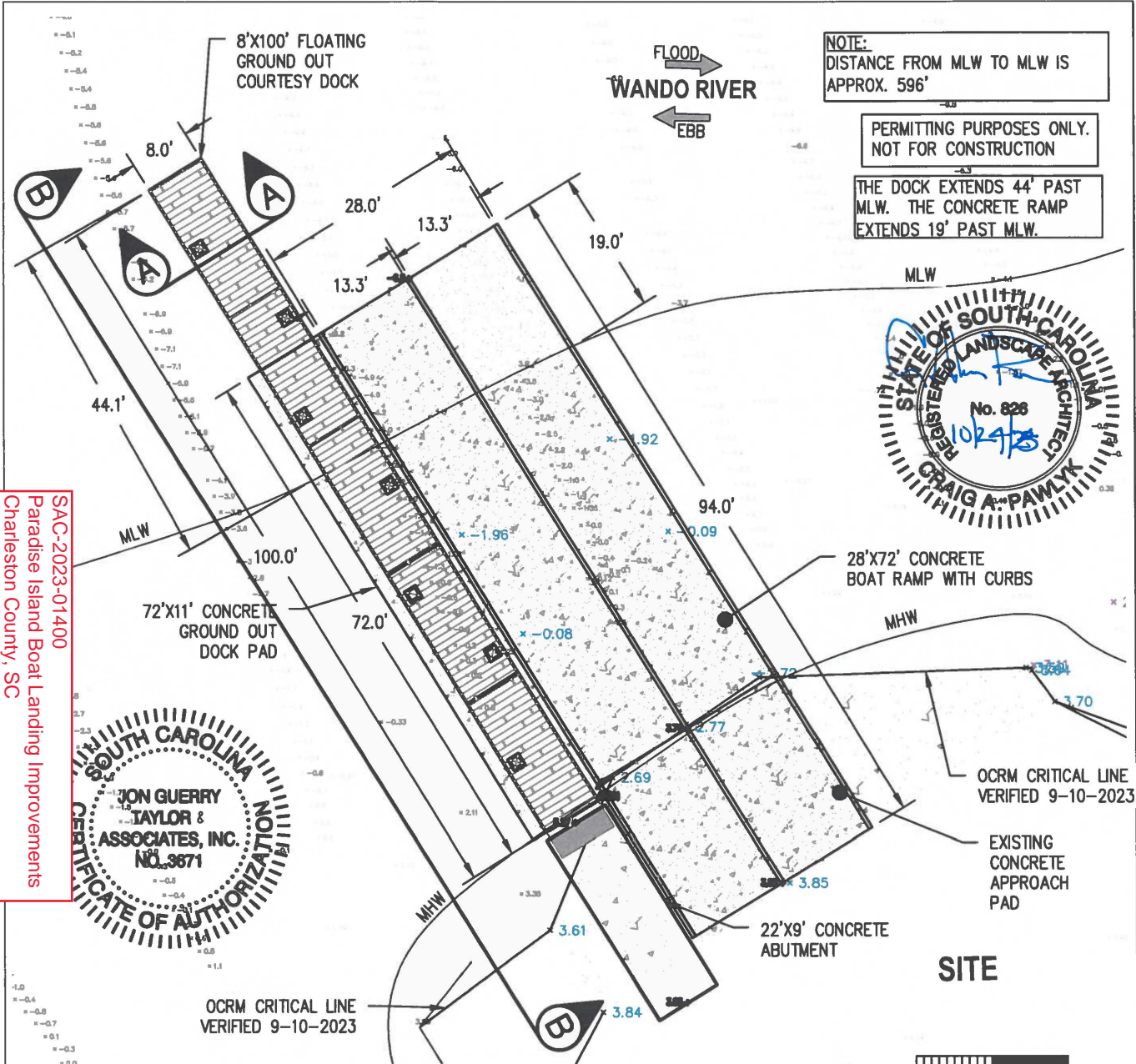
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**Paradise Island Boat Landing Improvements  
Charleston County, SC**

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**Date: November 21, 2023**

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Paradise Island Boat Landing Improvements  
Charleston County, SC  
Sheet 7 of 9  
Date: November 21, 2023



# PROPOSED IMPROVEMENTS

**NOTE:**  
ELEVATIONS SHOWN ARE REFERENCED  
TO NAVD88

(DIMENSIONED VIEW)



**AUTHORIZED AGENT:**  
JON GUERRY TAYLOR & ASSOCIATES, INC.  
PO BOX 1082  
MOUNT PLEASANT, SC 29465  
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## BOAT LANDING IMPROVEMENTS PARADISE ISLAND CHARLESTON COUNTY

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**COUNTY OF:** CHARLESTON  
**STATE OF:** SOUTH CAROLINA  
**DATE:** 10-11-2023

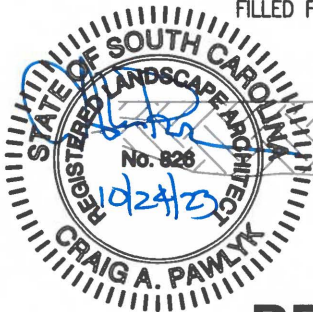
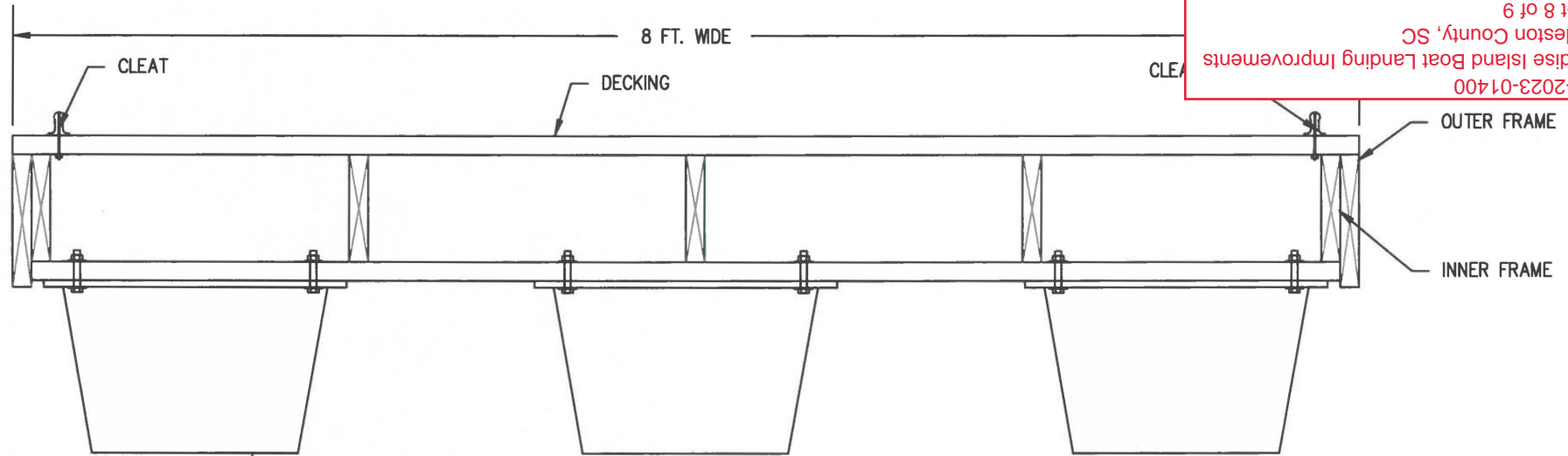
**ADJACENT PROPERTY OWNERS:**  
(SEE SHEET 2)

LAT.: 32.913643° N  
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Charleston County, SC  
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## PROPOSED IMPROVEMENTS A-A: FLOATING DOCK

N.T.S.

### AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.  
PO BOX 1082  
MOUNT PLEASANT, SC 29465  
C/O CRAIG PAWLYK

### ADJACENT PROPERTY OWNERS:

(SEE SHEET 2)

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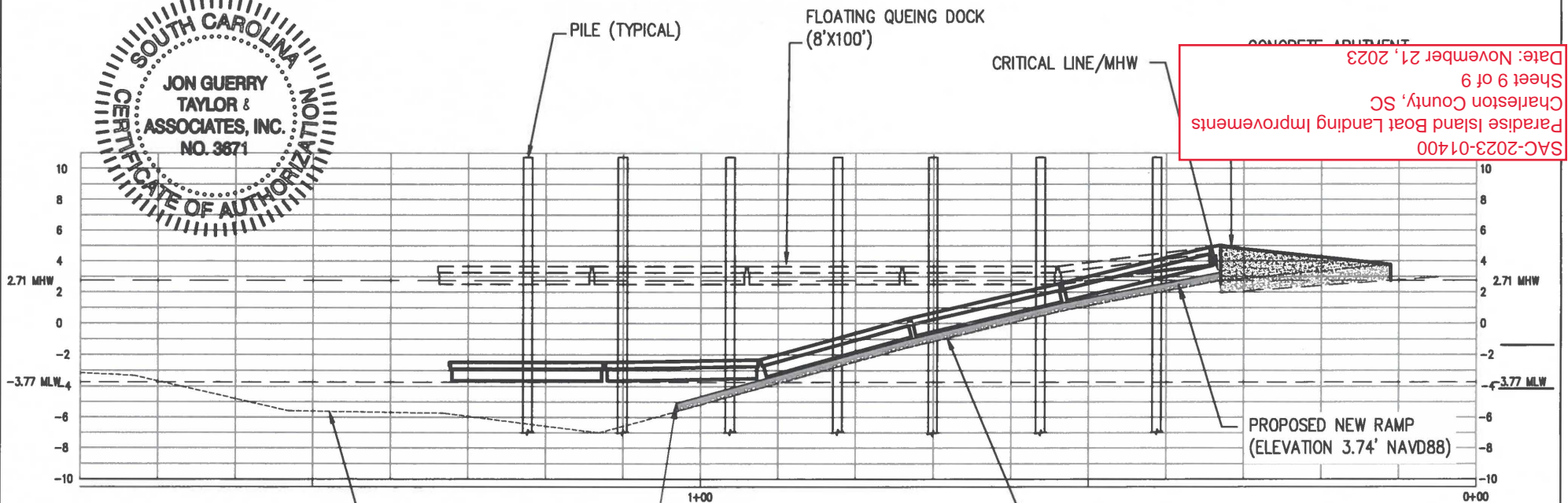
COUNTY OF: CHARLESTON

STATE OF: SOUTH CAROLINA

DATE: 10-11-2023

SHEET: 7 OF 8

JON GUERRY TAYLOR & ASSOCIATES, INC.



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## EAST ELEVATION: BOAT RAMP PROPOSED IMPROVEMENTS B-B

(SECTION VIEW OF BOAT RAMP REPLACEMENT)

N.T.S.

PERMITTING PURPOSES ONLY.  
NOT FOR CONSTRUCTION

### AUTHORIZED AGENT:

JON GUERRY TAYLOR & ASSOCIATES, INC.  
PO BOX 1082  
MOUNT PLEASANT, SC 29465  
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### ADJACENT PROPERTY OWNERS:

(SEE SHEET 2)

BOAT LANDING  
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PARADISE ISLAND  
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STATE OF: SOUTH CAROLINA

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SHEET: 8 OF 8

JON GUERRY TAYLOR & ASSOCIATES, INC.