

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-2006-02424

October 25, 2016

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

Mr. Robert Smith / Horry County State Bank
c/o Britt Feldner
The Brigman Company
PO Box 1532
Conway, South Carolina 29526

for a permit to construct a boat ramp and dredge in

the Waccamaw River

at a location described as north of the intersection of Keysfield Circle and Sasser Lane, in Conway, Horry County, South Carolina (Latitude: 33.7448 °N, Longitude: -79.0666 °W / USGS Bucksville 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 boat ramp**. In detail, the work consists of the construction of a 14' x 60' boat ramp to provide the residents of the Vineyards at

Keysfield Subdivision boating access to the Waccamaw River. Additionally, the applicant proposes to excavate (dredge) approximately 80 cubic yards of material for navigation, resulting in post dredge depth of -2.5' MLW. Dredging will be conducted by mechanical means using a long reach excavator positioned on the adjacent uplands. All material will be deposited directly on the bed of a water tight dump truck and transported to an adjacent upland site for dewatering. Proper sediment and control devices will be used to protect runoff from entering adjacent waterways. The applicant proposed no mitigation for the project due to the minimal impacts. Finally, the applicant proposes to excavate approximately 200 cubic yards (0.018 acres) within of adjacent uplands down to the High Tide Line. The project purpose is recreational access. The applicant offered no mitigation for the project due to the minimal nature of impacts.

The project includes two additional structures that will be authorized outside the purview of the standard permit. An 8' x 60' floating dock, resulting in 232 square feet of shading, which will be authorized under the Regional Dock General Permit SAC-2011-00940. A 69 linear foot bulkhead, resulting in 5 cubic yards of fill within Waters of the US will be authorized under Nationwide Permit #13.

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 0.06 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 West Indian Manatee (*Trichechus manatus*), Shortnose Sturgeon (*Acipenser brevirostrum*), and Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*). Federally *endangered* species are present in the vicinity of the project. However, it has been determined that the project will have no effect on Shortnose Sturgeon (*Acipenser brevirostrum*), Atlantic sturgeon (*Acipenser oxyrinchus oxyrinchus*) and will not result in the destruction or adverse modification of 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.

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)(l)(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.

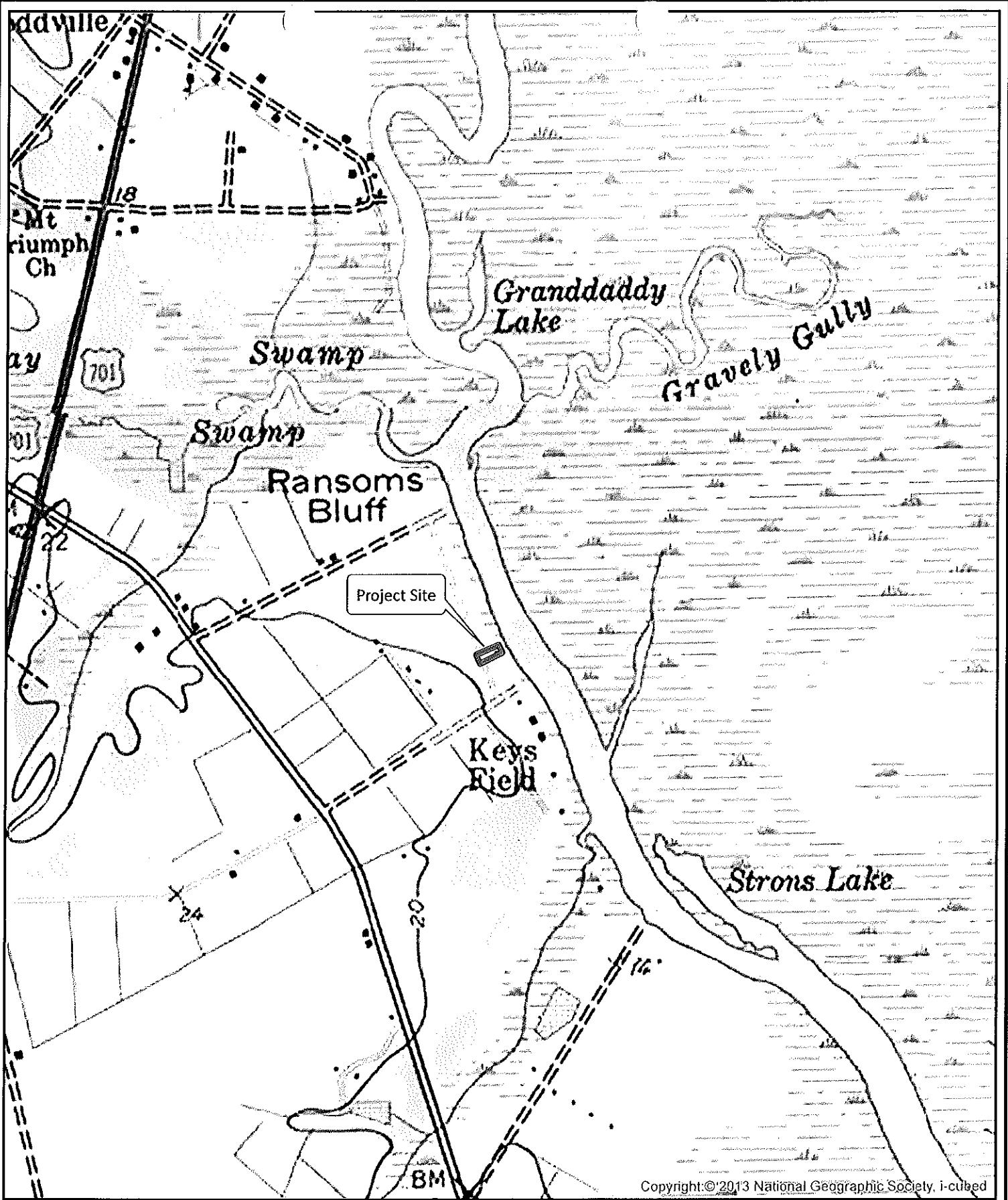
The decision whether to issue a permit will be based on an evaluation of the probable impact including cumulative impacts of the activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 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 T. Brian Hardee, Project Manager, at 843-365-0848 or toll free at 1-866-329-8187.



the
BRIGMAN
COMPANY
wetland consulting - forest management

Figure 2

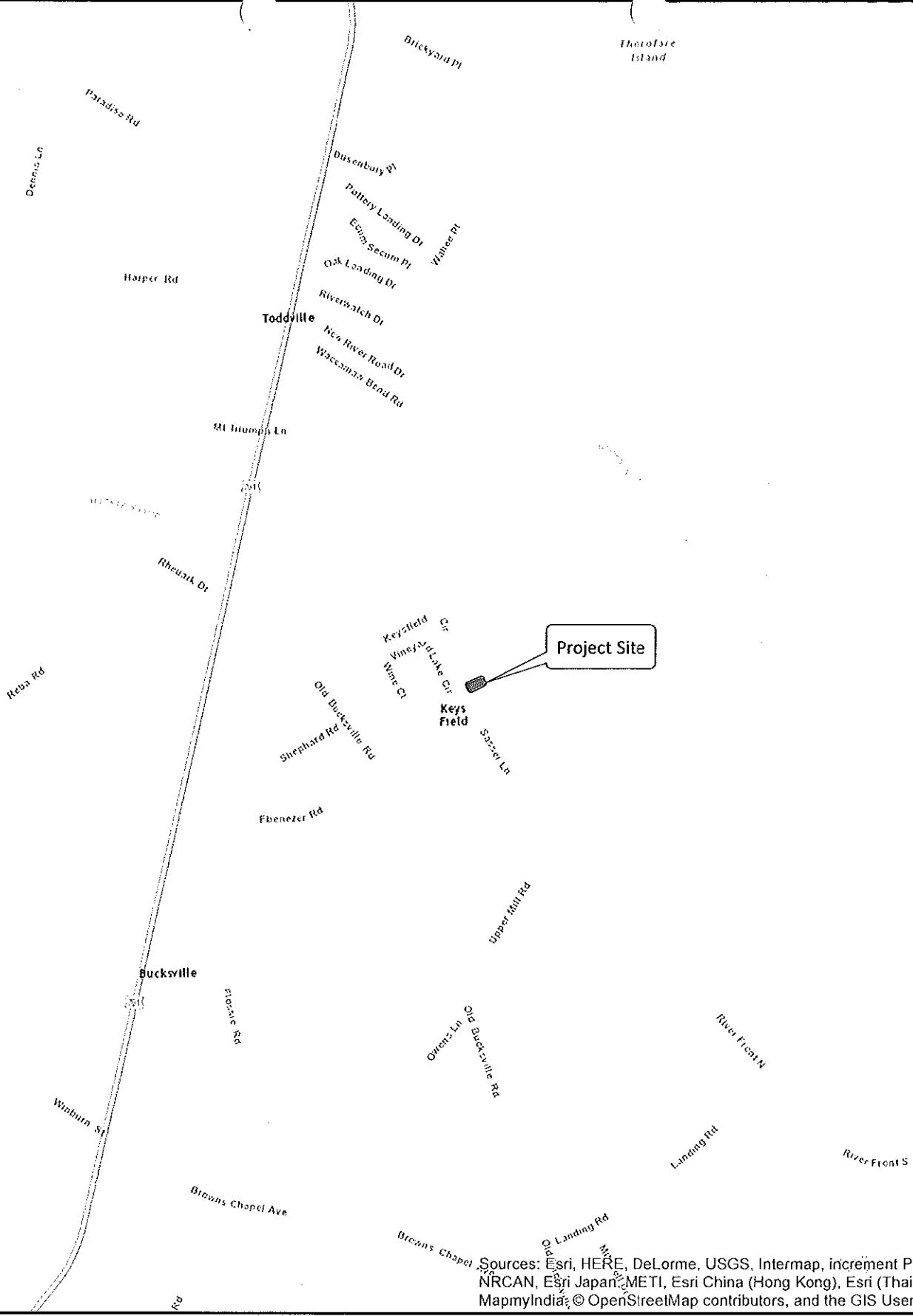
USGS Topographic Map
The Vineyards @ Keysfield Boat Ramp

TMS#: 161-00-01-024

Horry County, SC
July 25, 2016



1" = 1,000'



Sources: Esri, HERE, DeLorme, USGS, Intermap, increment P Corp., NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), MapmyIndia, © OpenStreetMap contributors, and the GIS User Community



Figure 1

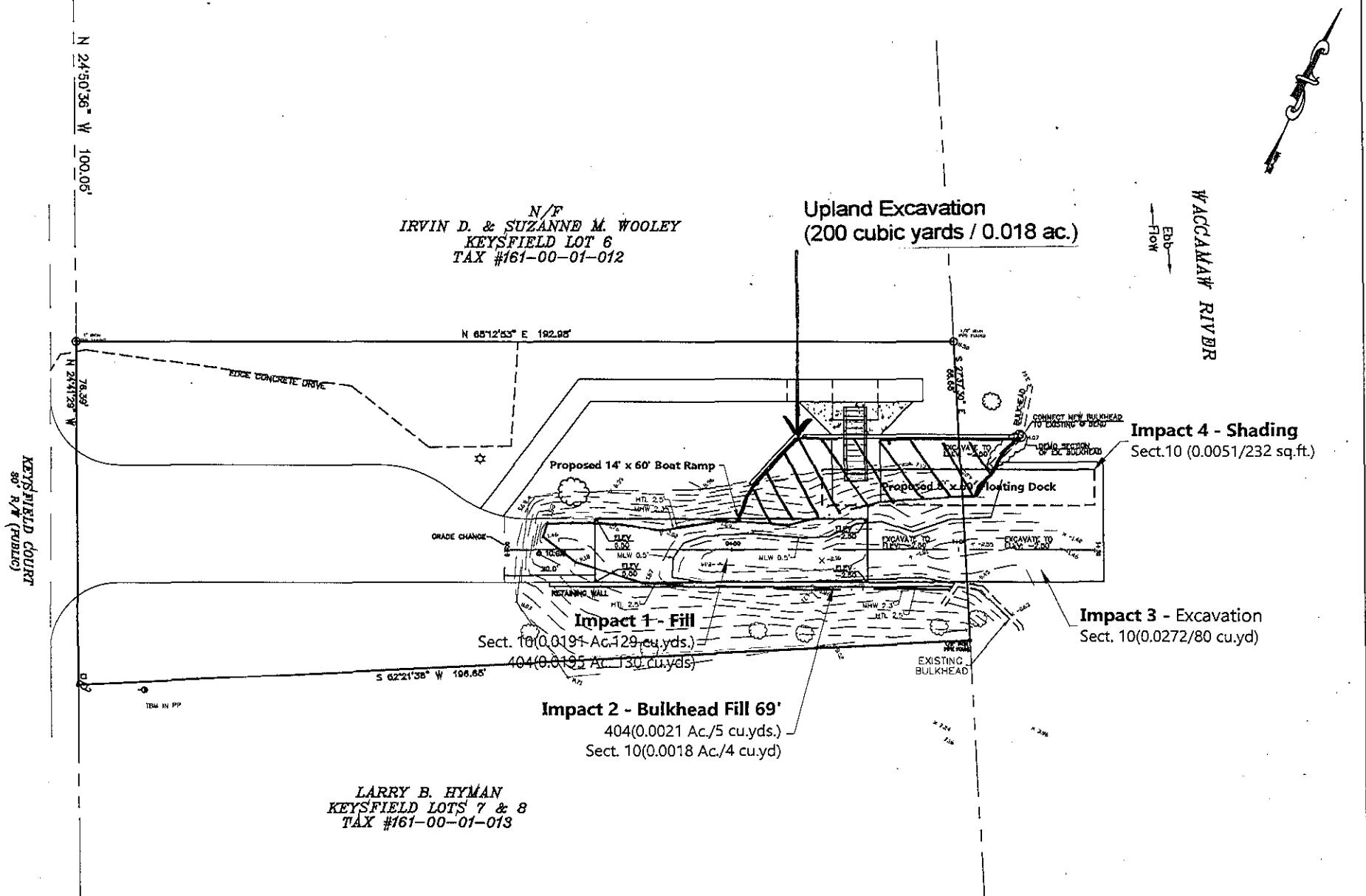
Vicinity Map The Vineyards @ Keysfield Boat Ramp

TMS#: 161-00-01-024

Horry County, SC
July 25, 2016



1" = 2,000'



The logo for The Briggman Company consists of a stylized graphic of a tree trunk and branches at the top, followed by the company name "the BRIGGMAN COMPANY" in a serif font, with "the" in a smaller size above "BRIGGMAN". Below the company name is the word "wetland consulting - forest management - land surveying" in a smaller, sans-serif font.

Overall Plan View

The Vineyards @ Keysfield Boat Ramp
Horry County
Date: 7-21-16
Application No.

607 Main Street - Conway, SC 29526 - Phone (843) 248-9388 - Fax (843) 248-9596 - www.thebrigmancompany.com

Figure 3

Proposed Activity: Boat Ramp, Bulkhead, and Floating Dock

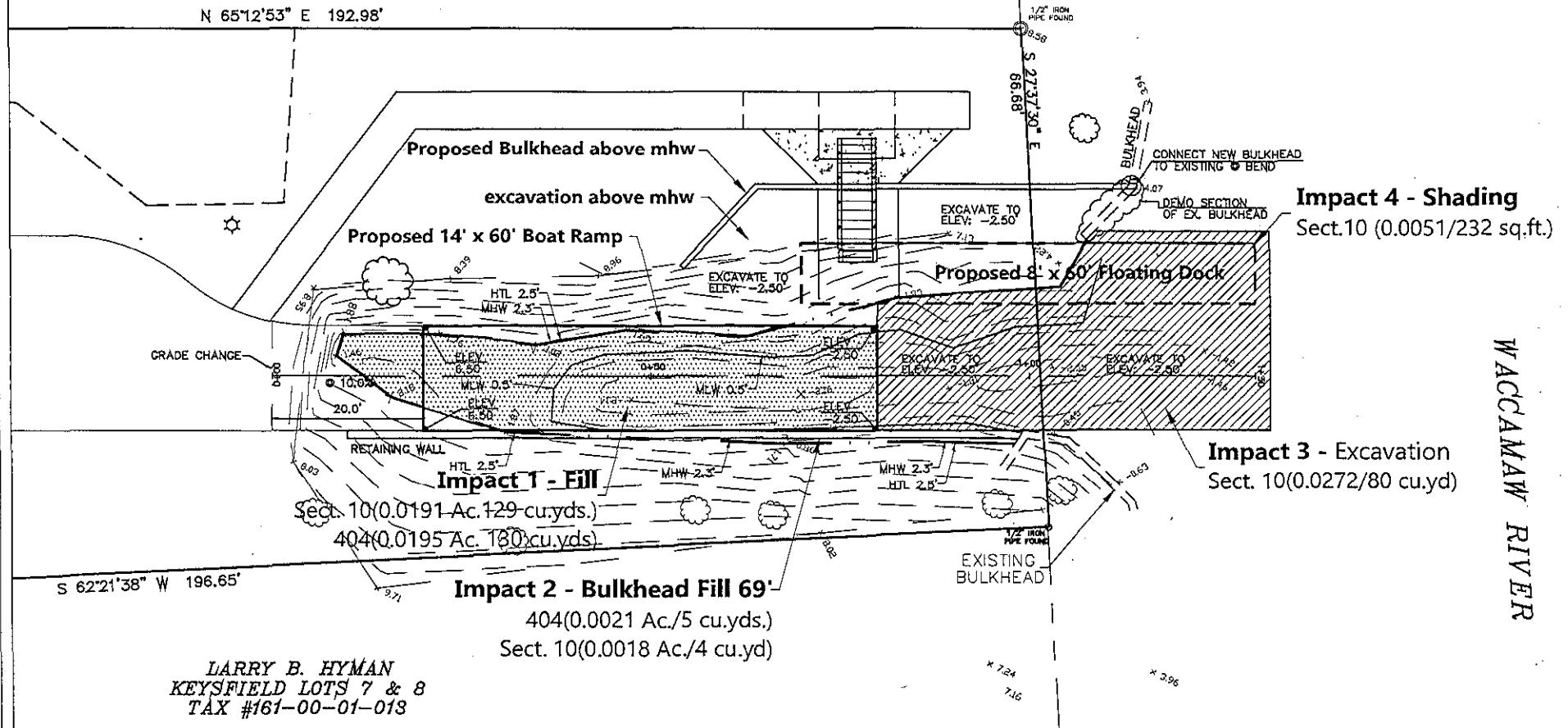
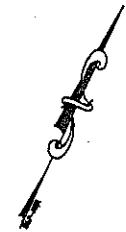
Applicant: Hony County State Bank

SCALE IN FEET

30'

01301-14004

N/F
IRVIN D. & SUZANNE M. WOOLEY
KEYSFIELD LOT 6
TAX #161-00-01-012



Plan View

The Vineyards @ Keysfield Boat Ramp
Horry County
Date: 7-21-16
Application No.

Figure 4

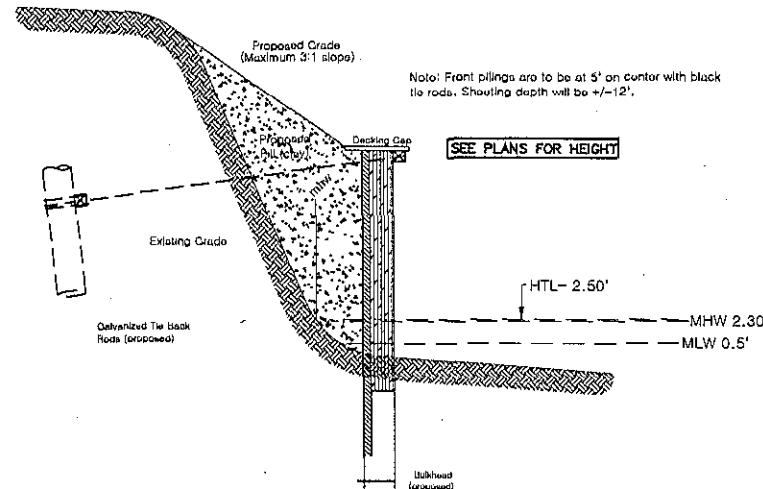
Proposed Activity: Boat Ramp, Bulkhead, and Floating Dock

Applicant: Horry County State Bank

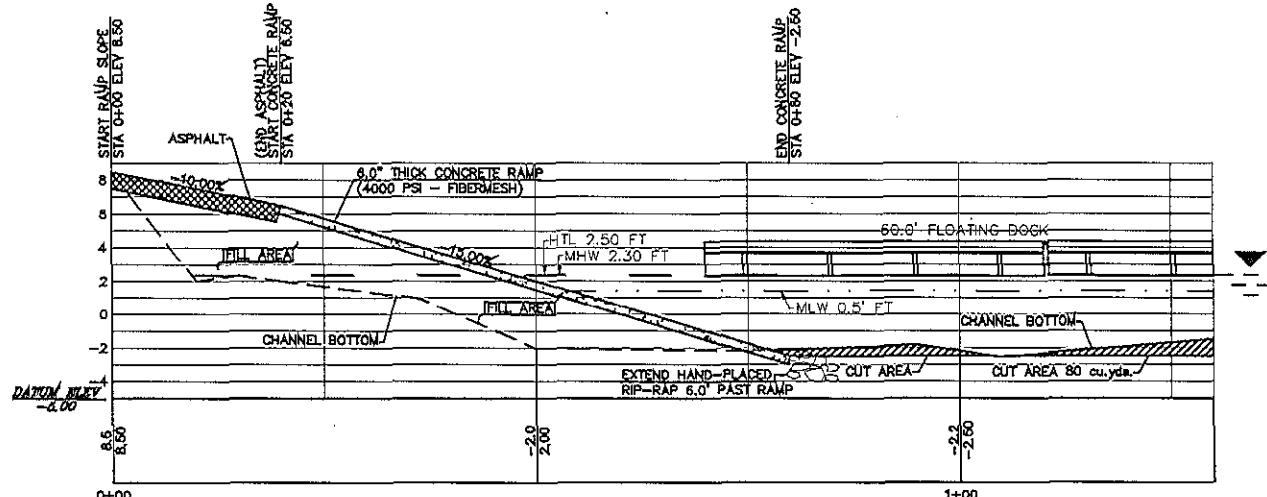
SCALE IN FEET

20'
0
20'

01301-14004



BULKHEAD PROFILE



RAMP PROFILE

Section View

The Vineyards @ Keysfield Boat Ramp

Horry County

Date: 7-21-16

Application No.

Figure 5