

JOINT
PUBLIC NOTICE

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

REGULATORY DIVISION
Refer to: P/N SAC-2018-01509

October 10, 2018

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. Brandon Martin
c/o Mary Elizabeth Manning
Johnson, Mirmiran & Thompson (JMT)
952 Houston Northcutt Blvd, Suite 100
Mt. Pleasant, South Carolina 29464

for a permit to excavate uplands and place structures and fill material in the

ASHLEY RIVER

at 975 Mayfield Street in Summerville, Dorchester County, South Carolina (Latitude: 32.9564 °N, Longitude: -80.1891 °W), (Stallsville 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 excavation of uplands to expand Section 10 waters and stabilization of shoreline to create a boat basin. In detail, the proposed project involves the excavation of 445 square feet (0.0102 acre) of uplands, the installation of 115 linear feet of sheetpile bulkhead with associated backfill, and placement of riprap in 125.45 square feet (0.00288 acre) in tidal waters of the U.S. The purpose of the proposed project is expand Section 10 waters to create a boat basin for boat storage and stabilize the boat basin shoreline. The excavation of uplands will occur by excavator or backhoe. The excavated material will be disposed of in an offsite, upland location. Minimization of impacts have occurred by minimizing impacts to wetlands and utilizing uplands. No mitigation is being proposed as wetland impacts to waters is less than 0.1 acre.

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 less than 0.1 acre 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 project will have no effect on any Federally endangered, threatened, or proposed species and will not result in the destruction or adverse modification of designated or proposed critical habitat. This public notice serves as a request to the U.S. Fish and Wildlife Service 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.

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)(j)(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
69A Hagood Avenue
Charleston, SC 29403-5107**

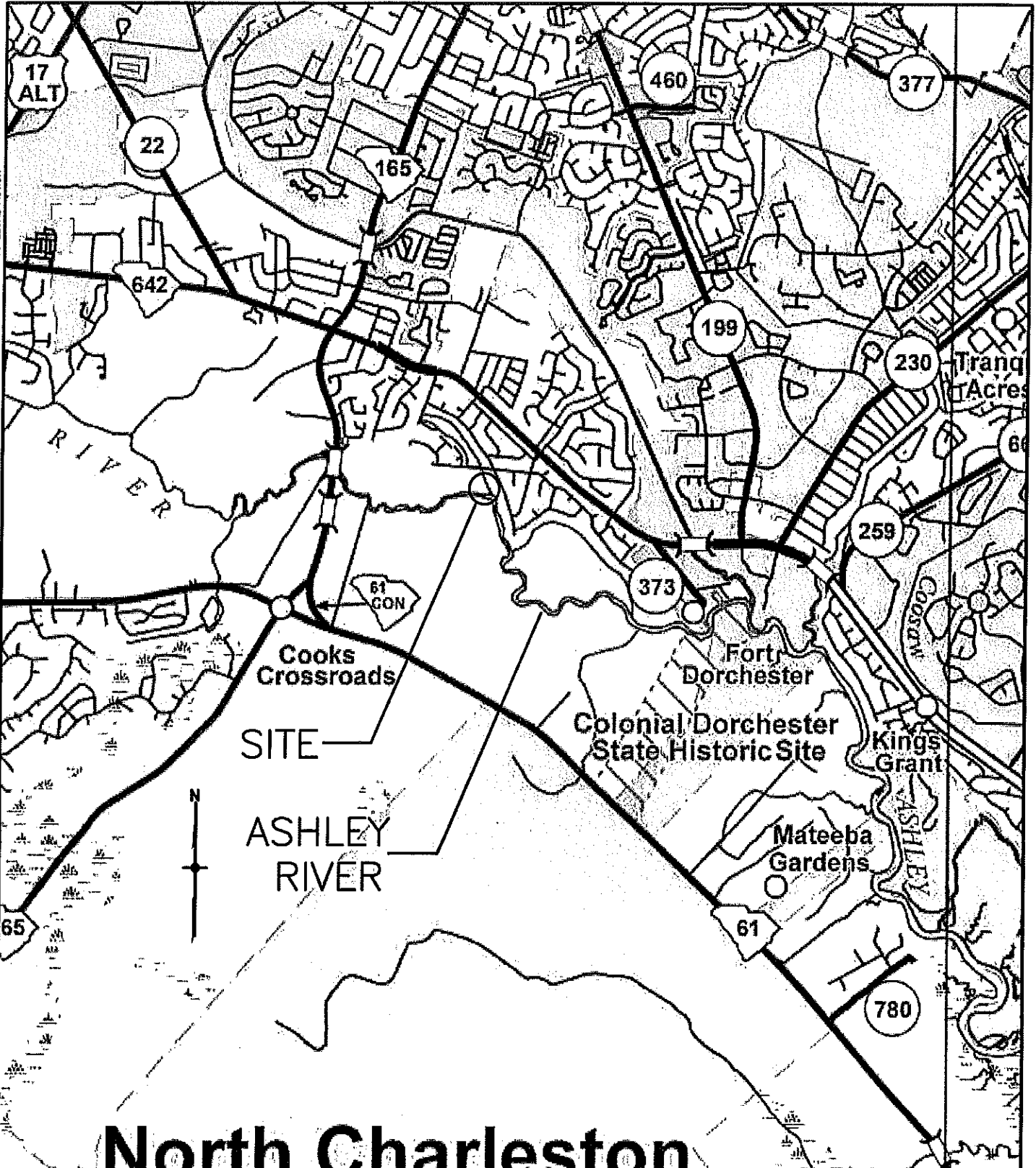
If there are any questions concerning this public notice, please contact Tracy D. Sanders,

REGULATORY DIVISION
SAC-2018-01509

October 10, 2018

Project Manager, at (843) 329-8190 or toll free at 1-866-329-8187.

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North Charleston

NOT FOR
CONSTRUCTION

ADJACENT PROPERTY OWNERS:
SEE ATTACHED
DATUM: MLW
At: ASHLEY RIVER,
DORCHESTER COUNTY, SC

PROJECT LOCATION:
LATITUDE: 32°57'25"N
LONGITUDE: 80°11'21"W

APPLICANT:
BRANDON MARTIN

**MARTIN RESIDENCE SHEETPILE BULKHEAD
LOCATION MAP**

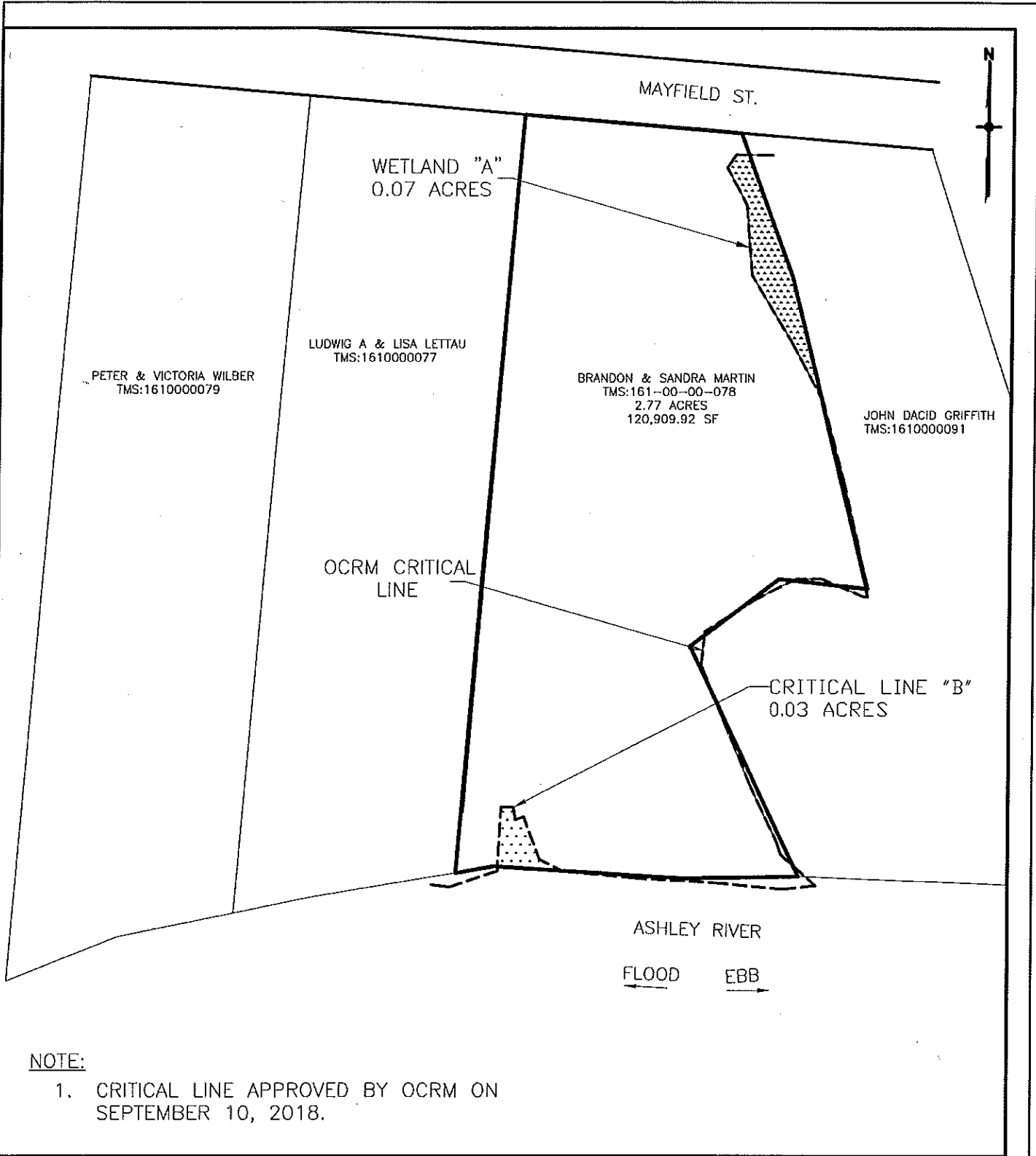
SUMMERVILLE, SOUTH CAROLINA

JMT, INC.
952 HOUSTON NORTHCUTT BLVD.
SUITE 100
CHARLESTON, SC 29464
843-556-2624 WW.JMT.COM

DATE: SEPTEMBER 27, 2018 SCALE: NOT TO SCALE
PERMIT APP DRAWING SET PURPOSE: INSTALL SHEETPILE BULKHEAD

JOB NO:	
18-01966-001	
DWG	APC
DES	APC
CHK	DO
SHEET	
1	

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NOTE:

1. CRITICAL LINE APPROVED BY OCRM ON SEPTEMBER 10, 2018.

NOT FOR CONSTRUCTION


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 AT: ASHLEY RIVER,
 DORCHESTER COUNTY, SC

PROJECT LOCATION:
 LATITUDE: 32°57'25"N
 LONGITUDE: 80°11'21"W

APPLICANT:
 BRANDON MARTIN

**MARTIN RESIDENCE SHEETPILE BULKHEAD
 EXISTING CONDITIONS**

SUMMERVILLE, SOUTH CAROLINA



JMT, INC.
 952 HOUSTON NORTHCUTT BLVD.
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2	

TOTAL FILL AREA:
0.00288 ACRES
(125 SQ. FT.)
TOTAL EXCAVATION AREA:
0.0102 ACRES
(445 SQ. FT.)



0.00166 ACRES FILL
(72.35 SQ. FT.)
RIP-RAP & SOIL TO
BE INSTALLED WITH
FILTERS TO FACILITATE
DRAINAGE

35'

UPLANDS

UPLANDS TO BE EXCAVATED
TO EXISTING DEPTH
0.0032 ACRES ON WEST SIDE
(138.7 SQ. FT.)
0.0070 ACRES ON EAST SIDE
(306.7 SQ. FT.)

40'

0.00122 ACRES FILL
(53.13 SQ. FT.)

OCR
M CRITICAL
LINE

MHHW (3.58 FT.)
MLLW (1.23 FT.)

MHHW (3.58 FT.)
MLLW (1.23 FT.)

ASHLEY RIVER
FLOOD
EBB

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At: ASHLEY RIVER,
DORCHESTER COUNTY, SC

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LONGITUDE: 80°11'21"W
APPLICANT:
BRANDON MARTIN

MARTIN RESIDENCE SHEETPILE BULKHEAD
PLAN VIEW

SUMMERVILLE, SOUTH CAROLINA



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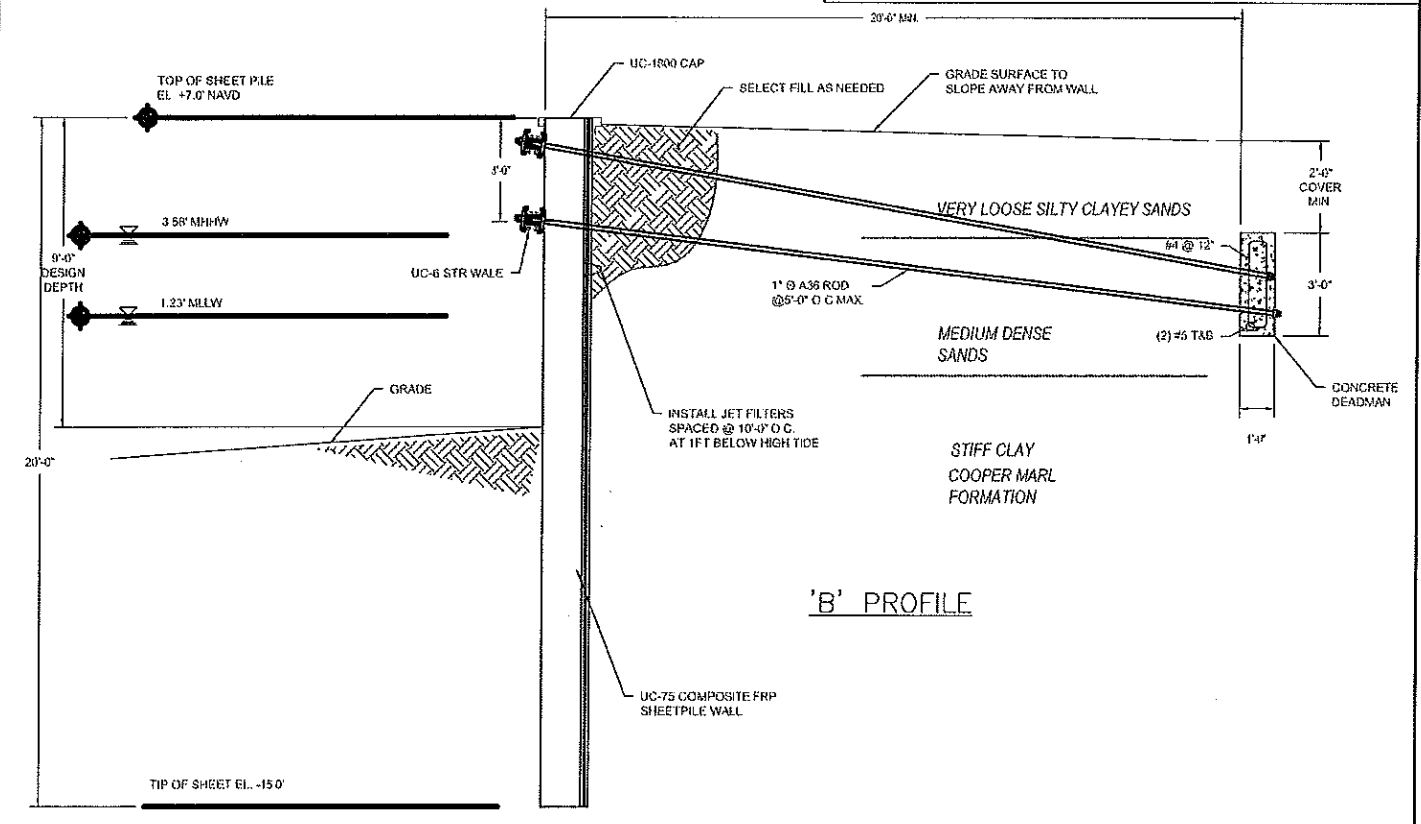
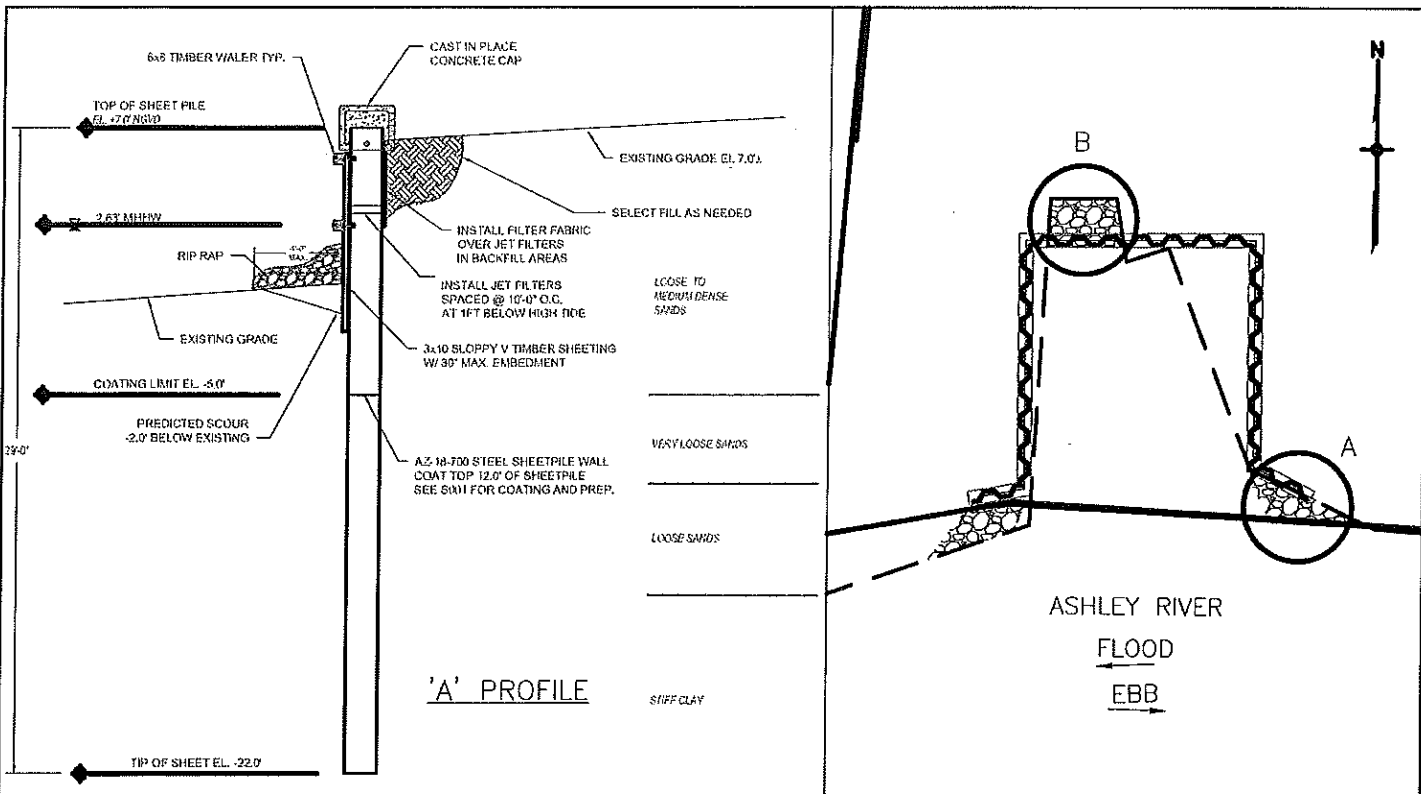
JOB NO:	
18-01966-001	
DWG	APC
DES	APC
CHK	DO

SHEET

3

DATE: SEPTEMBER 27, 2018 SCALE: 1" = 20'
PERMIT APP DRAWING SET PURPOSE: INSTALL SHEETPILE BULKHEAD

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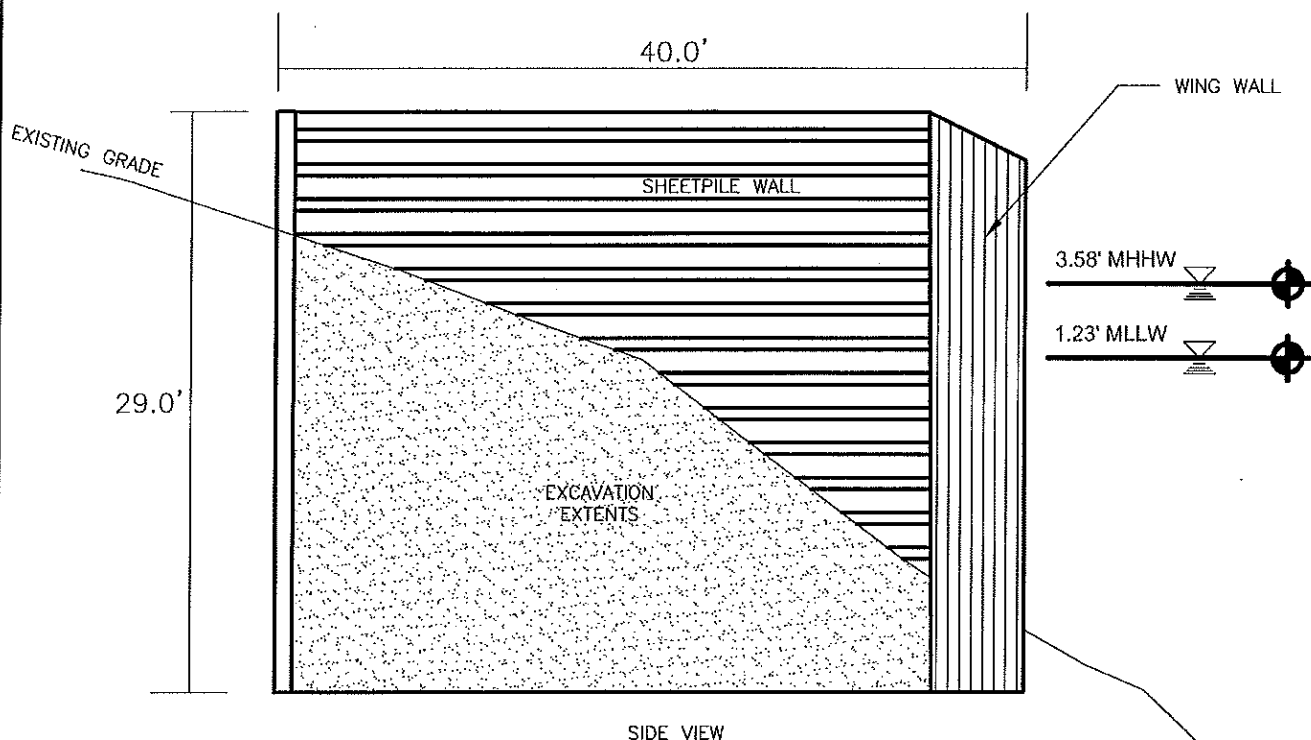
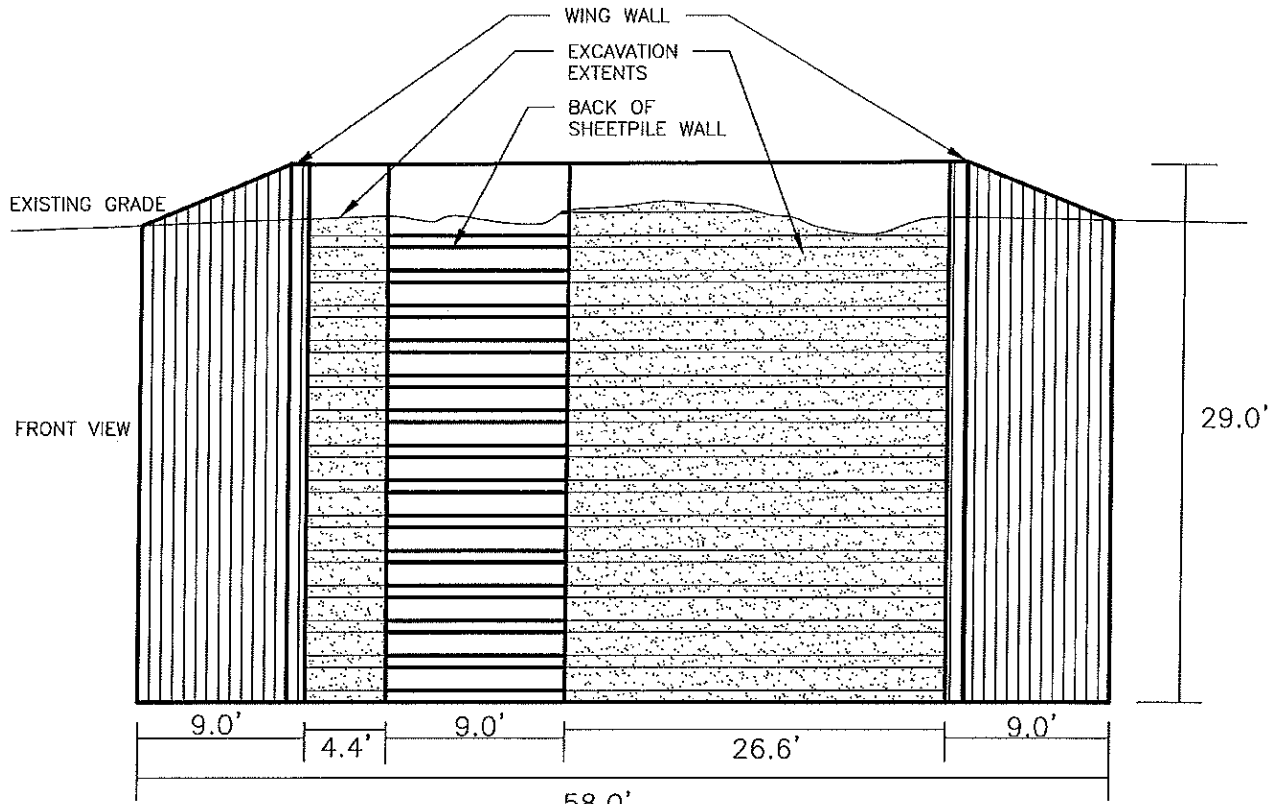
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 A: ASHLEY RIVER, DORCHESTER COUNTY, SC

PROJECT LOCATION:
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APPLICANT:
 BRANDON MARTIN

MARTIN RESIDENCE SHEETPILE BULKHEAD PROFILES		JOB NO: 18-01966-001	
		DWG	APC
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		CHK	DO
		SHEET	
		4	
SUMMERVILLE, SOUTH CAROLINA JMT, INC. 952 HOUSTON NORTHCUTT BLVD. SUITE 100 CHARLESTON, SC 29464 843-556-2624 WWW.JMT.COM			
DATE: SEPTEMBER 27, 2018		SCALE: NOT TO SCALE	
PERMIT APP DRAWING SET		PURPOSE: INSTALL SHEETPILE BULKHEAD	

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**MARTIN RESIDENCE SHEETPILE BULKHEAD
EXCAVATION CROSS-SECTION**

SUMMERVILLE, SOUTH CAROLINA

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952 HOUSTON NORTHCUTT BLVD.
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5	