

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
69A Hagood Avenue
Charleston, South Carolina 29403-5107
and
THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL
Office of Environmental Quality Control
Water Quality Certification and Wetlands Programs Section
2600 Bull Street
Columbia, South Carolina 29201

REGULATORY DIVISION

Refer to: P/N # 2012-00822-6H

December 20, 2012

Pursuant to Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1341) an application has been submitted to the Department of the Army and the South Carolina Department of Health and Environmental Control by

Greenville County Redevelopment Authority
C/O Chris Grose
Environmental Permitting Consultants, Inc.
P.O. Box 3744
Greenville, SC 29608

for a permit to place fill material in

an unnamed tributary of Brushy Creek

at a location adjacent to Martin Row, City of Greenville, Greenville County, South Carolina (Lat 34.8352, Long -82.4178).

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 placement of fill material in a tributary to create an impoundment. In detail, the work consists of the placement of 138 linear feet of fill material to create an impoundment which will flood 607 linear feet of tributary. In addition, roadway improvements will be made to Martin Row to create the earthen embankment for the impoundment. This will require extending the existing culvert under Martin Row downstream by 20 linear feet and placing 40 linear feet of rip-rap armoring below the culvert. The surface area of the pond will be approximately 0.88 acres. According to the applicant, the project purpose is to create a community amenity pond while also providing a stormwater control feature. The applicant has stated that avoidance and minimization was implemented by locating the proposed earthen

embankment on top of the existing road fill and culvert at the Martin Row crossing. The applicant proposes to purchase 3,276 stream credits from the Grove Creek Mitigation Bank.

NOTE: Plans depicting the work described in this notice are available and will be provided, upon receipt of a written request, to anyone that is interested in obtaining a copy of the plans for the specific project. The request must identify the project of interest by public notice number and a self-addressed stamped envelope must also be provided for mailing the drawings to you. Your request for drawings should be addressed to the

**U.S. Army Corps of Engineers
ATTN: Jessica Hooten
1835 Assembly Street
Room 865 B-1
Columbia, South Carolina 29201**

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 District Engineer will not process this application to a conclusion until such certification is received. The applicant is hereby advised that supplemental information may be required by the State to facilitate the review. Persons wishing to comment or object to Water Quality Certification must submit all comments in writing to the S.C. Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

Preliminary review of the scope of work sought by this application indicates that State and Federal permits should be processed concurrently. If the Federal permit is issued in advance of the State's a special provision will be included in the Federal permit expressing the endorsement of the District Engineer to any revisions or conditions subsequently imposed by the State permit.

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 0.90 acres of freshwater habitat well inland of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. Our 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). Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the NMFS.

The District Engineer has consulted the most recently available information and has determined 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, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

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 the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered property or property listed as being eligible for inclusion in the Register. To insure that other cultural resources 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 to provide any information it may have with regard to historic and cultural resources.

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. 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 of Engineers cannot undertake to adjudicate rival claims.

The Corps of Engineers 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 of Engineers 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.

If there are any questions concerning this public notice, please contact Jessica Hooten at 803-253-3916.



PROJECT LOCATION



SCALE

1 inch = 2000 feet

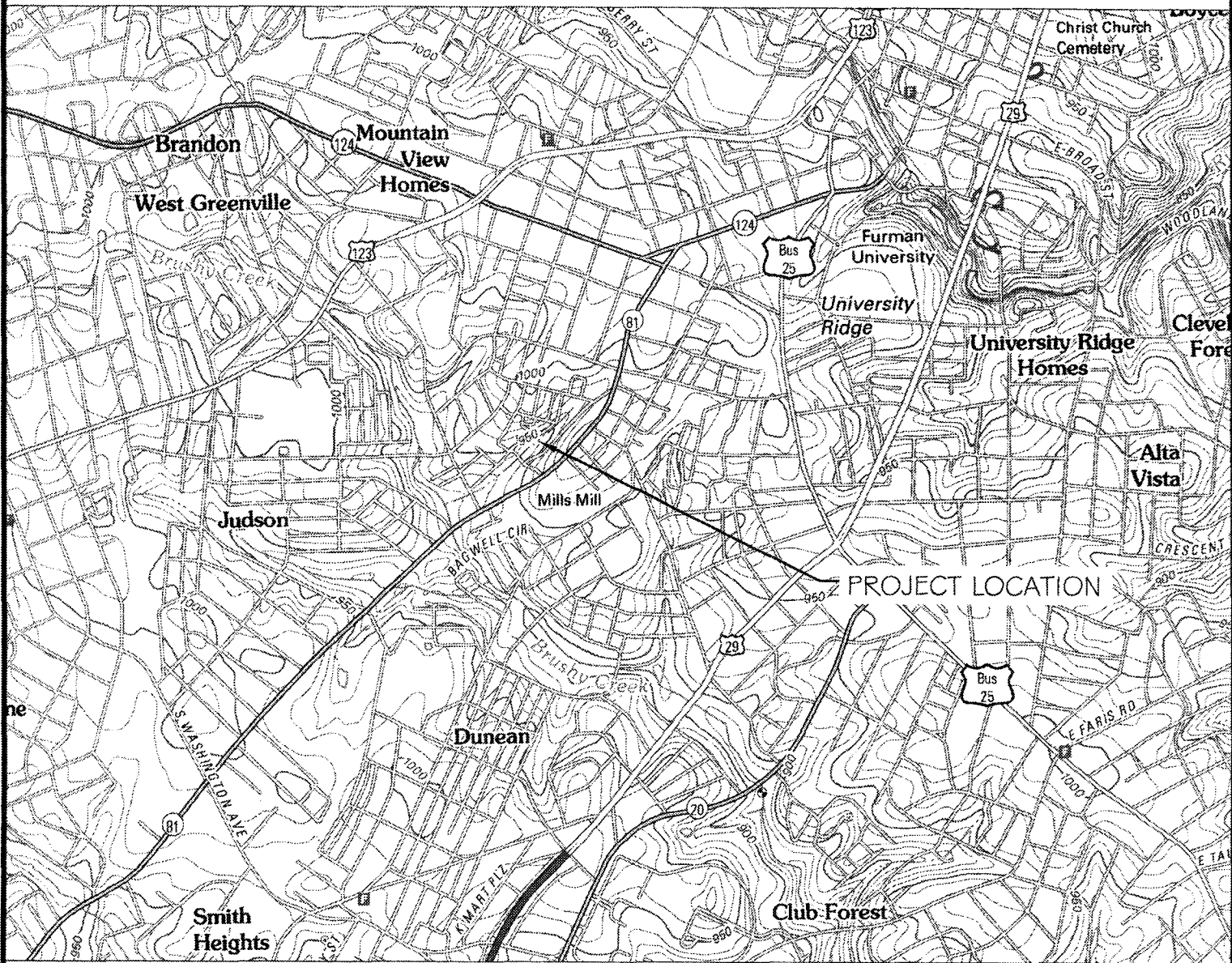
Post Office Box 3744
Greenville, SC 29608
Phone: (864) 271-3040
Fax: (864) 235-9289

DRAWN BY: _____ c
DATE: 05dec20
EPC PROJECT NO.: 111

SAC-2012-00822-6H
STERLING COMMUNITY POND
GREENVILLE COUNTY, SC
DECEMBER 20, 2012
SHEET 1 OF 6

SHEET NO.

1



SOURCE: USGS Topographic Series
Greenville Quad, SC (2011)



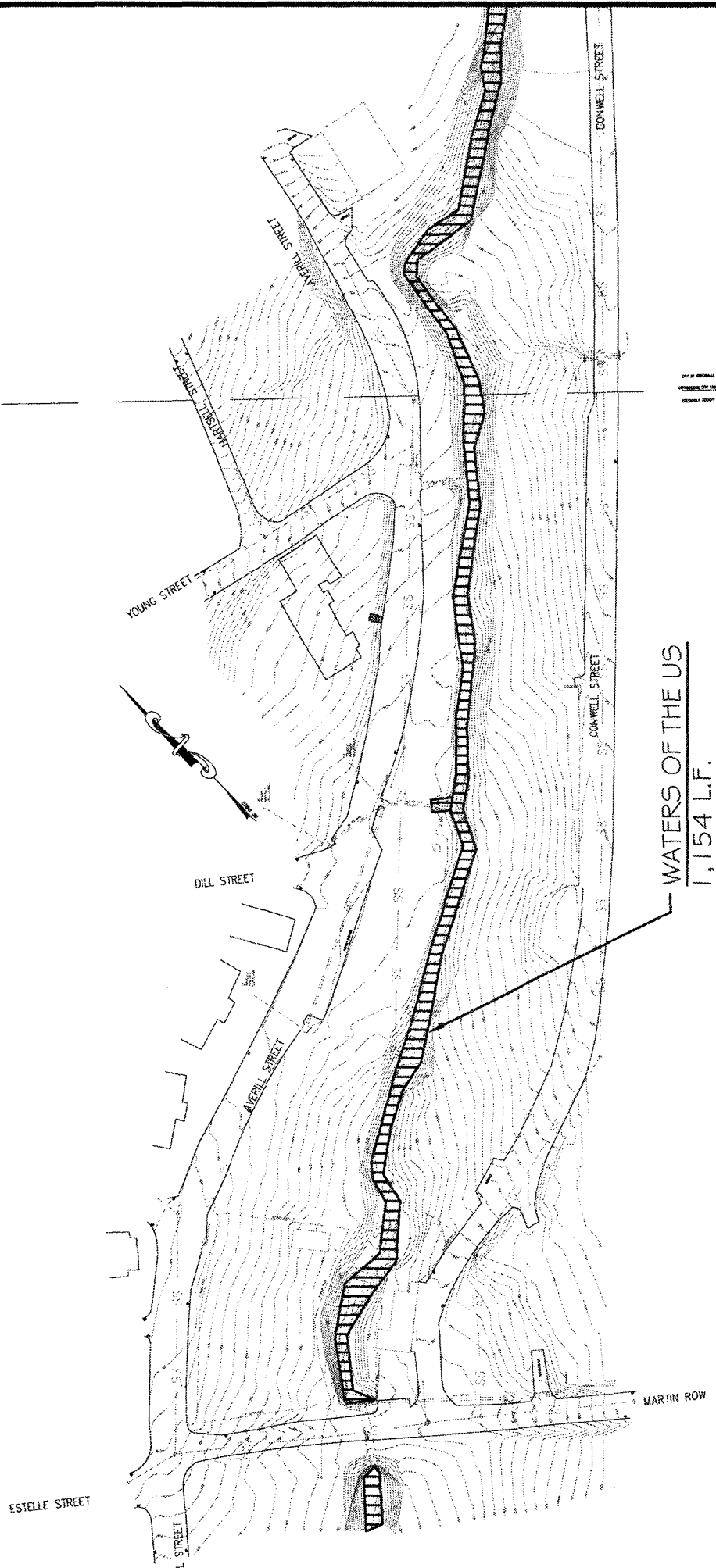
Post Office Box 3744
Greenville, SC 29608
Phone: (864) 271-2040
Fax: (864) 235-9299

DRAWN BY: c9g
DATE: 05dec2012
EPC PROJECT NO.: 1156

SAC-2012-00822-6H
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GREENVILLE COUNTY, SC
DECEMBER 20, 2012
SHEET 2 OF 6

SHEET NO.

2

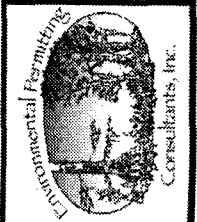


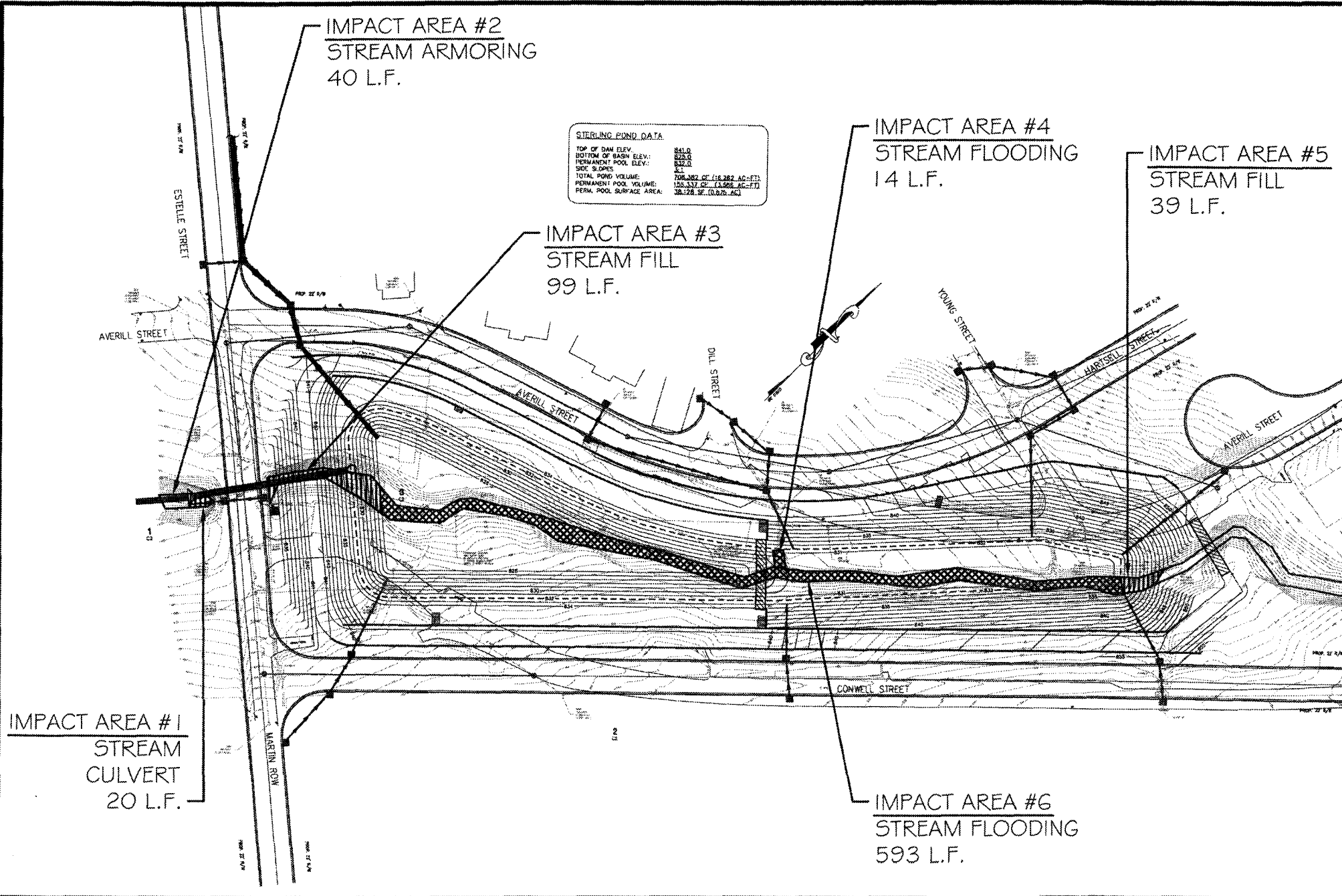
SHEET NO.
3

SAC-2012-00822-6H
STERLING COMMUNITY POND
GREENVILLE COUNTY, SC
DECEMBER 20, 2012
SHEET 3 OF 6

SAC-2012-624

SCALE 1 inch = 100 feet	
Drawn By: GSG	Date: 05/Dec/2012
Pond Office Box 3744 Greenville, SC 29608 Phone: (864) 271-1800 Fax: (864) 285-9299	
RFP PROJECT NO.: 1156	





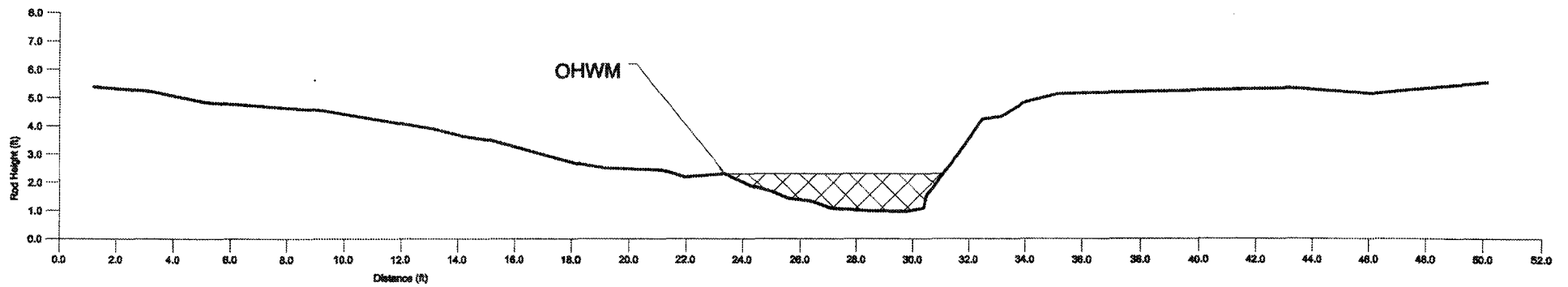
SCALE
1 inch = 100 feet

Drawn By:	CSG
Date:	05dec2012
EPC Project No.:	1156

Proposed Overview
Sterling Community Pond
Greenville Redevelopment Authority
Greenville County, SC

SAC-2012-822

SAC-2012-00822-6H
STERLING COMMUNITY POND
GREENVILLE COUNTY, SC
DECEMBER 20, 2012
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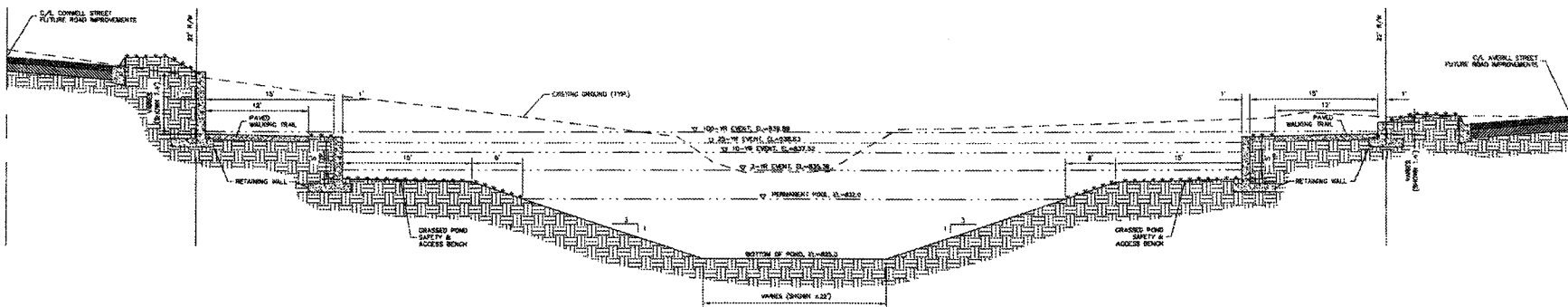
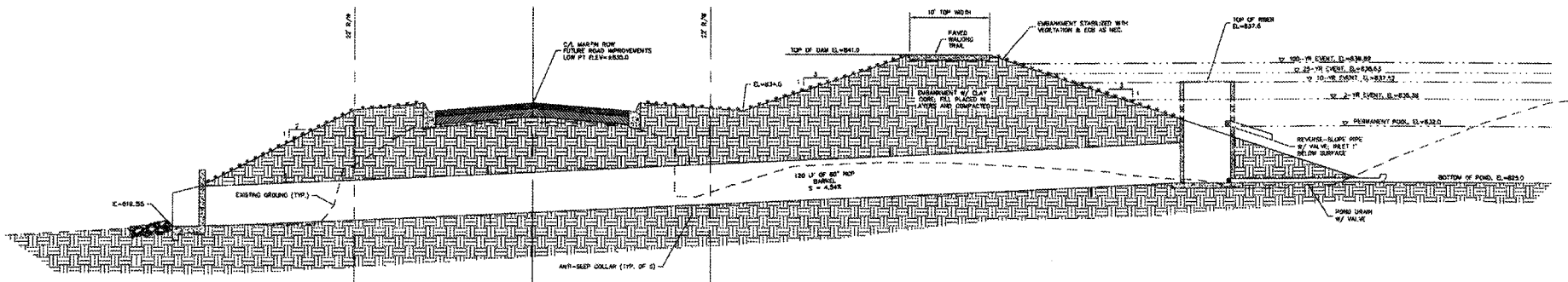
SCALE
1 inch = NTS feet

Post Office Box 3744 Greenville, SC 29608 Phone: (864) 271-3040 Fax: (864) 235-9299	DRAWN BY: <u>CSG</u> DATE: <u>23rd 2012</u> EPC PROJECT NO.: <u>1156</u>
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Existing Cross Section
Sterling Community Pond
Greenville Redevelopment Authority
Greenville County, SC

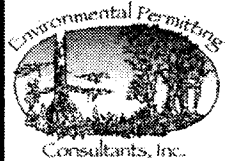
SAC-2012-822

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GREENVILLE COUNTY, SC
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SHEET 5 OF 6



SCALE

1 inch = NTS feet



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Greenville, SC 29608
Phone: (864) 271-3040
Fax: (864) 339-9299

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DATE: 05dec2012
EPC PROJECT NO.: 1156

SAC-2012-022

Proposed Sections
Sterling Community Pond
Greenville Redevelopment Authc
Greenville County, SC

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STERLING COMMUNITY POND
GREENVILLE COUNTY, SC
DECEMBER 20, 2012
SHEET 6 OF 6