

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 OCEAN AND COASTAL RESOURCE MANAGEMENT  
1362 McMillan Avenue, Suite 400  
Charleston, South Carolina 29405

**REGULATORY DIVISION**

Refer to: P/N # SAC 2012-0328-1Q

July 12, 2012

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

**RUTH T. DAMOUR**  
**162 BOX BRANCH DRIVE**  
**BRANCHVILLE, SOUTH CAROLINA 29432**

for a permit to excavate accumulated sediment from an existing canal outlet leading to the

**EDISTO RIVER**

at a location at the river frontage of the above address and river mile 96.4 on the north bank of the Edisto River (at its confluence with Box Branch), Town of Branchville, Dorchester County, South Carolina. (Latitude 33.17035 x Longitude -80.73770)

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 mechanical excavation of river sediments from the mouth of an existing canal. Specifically, the work will involve the removal by a mechanical excavator of approximately 100 cubic yards of accumulated sand from an approximate 35-foot by 15-foot area to an upland repository site on the owner's property about 250-feet from the river bank.

The purpose of the project, as described by the applicant, is to re-establish an off-river space for boat storage and river access.

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**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: REGULATORY DIVISION  
69A Hagood Avenue  
Charleston, South Carolina 29403-5107**

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 the Coastal Zone Management Program (15 CFR 930). 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 0.012 acres upstream 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.

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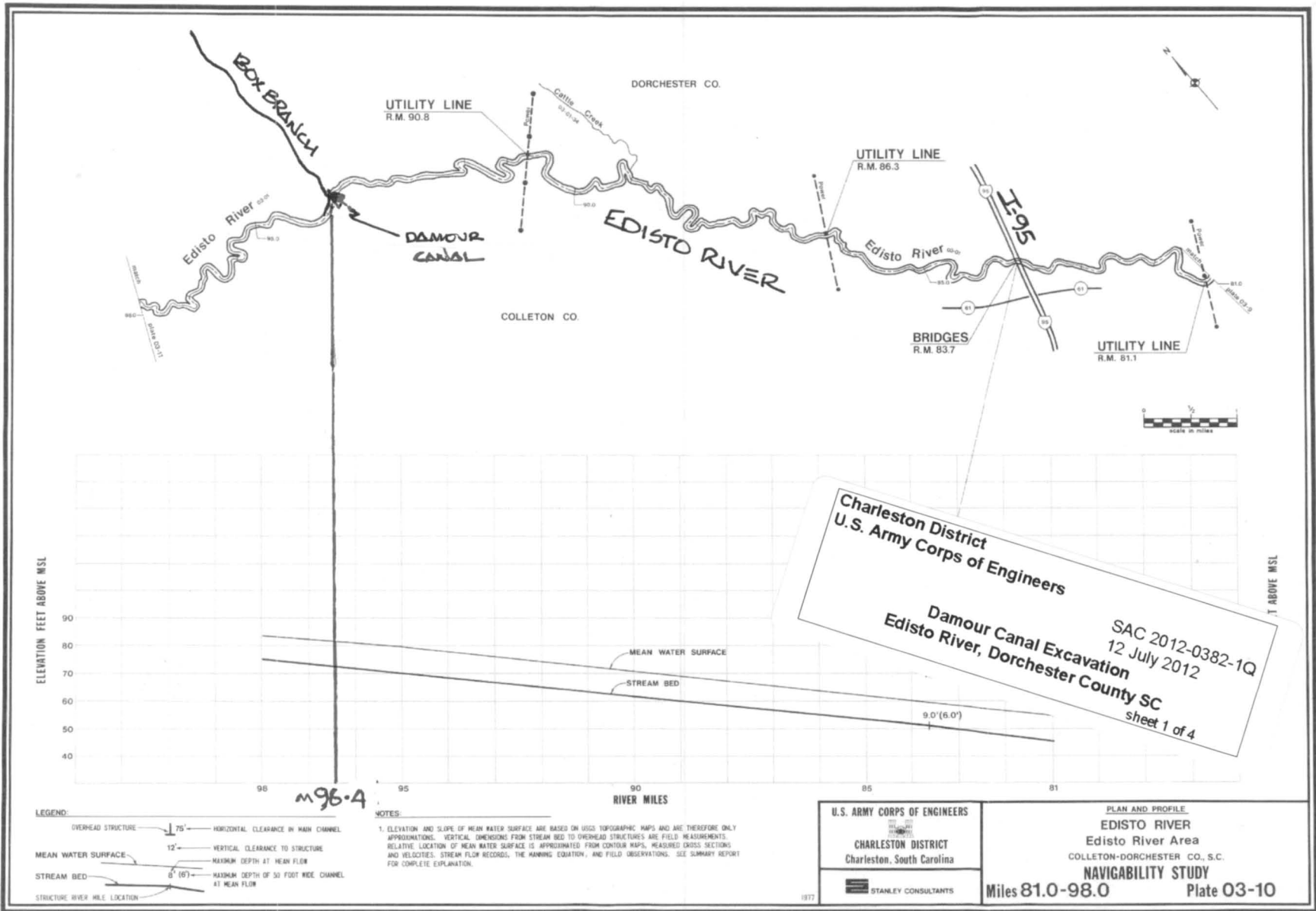
In accordance with the NHPA, the District Engineer has also consulted the latest published version of the National Register of Historic Places for the presence or absence of registered properties, or properties listed as being eligible for inclusion therein, and this worksite is not included as a registered 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 Paul Hinchcliff at 843-329-8044 or toll free at 1-866-329-8187.



ELEVATION FEET ABOVE MSL

LEGEND:

- OVERHEAD STRUCTURE  $\downarrow$  75' HORIZONTAL CLEARANCE IN MAIN CHANNEL
- MEAN WATER SURFACE  $\downarrow$  12' VERTICAL CLEARANCE TO STRUCTURE
- STREAM BED  $\downarrow$  6' (6') MAXIMUM DEPTH AT MEAN FLOW
- STRUCTURE RIVER MILE LOCATION

NOTES:

1. ELEVATION AND SLOPE OF MEAN WATER SURFACE ARE BASED ON USGS TOPOGRAPHIC MAPS AND ARE THEREFORE ONLY APPROXIMATIONS. VERTICAL DIMENSIONS FROM STREAM BED TO OVERHEAD STRUCTURES ARE FIELD MEASUREMENTS. RELATIVE LOCATION OF MEAN WATER SURFACE IS APPROXIMATED FROM CONTOUR MAPS, MEASURED CROSS SECTIONS AND VELOCITIES, STREAM FLOW RECORDS, THE MANNING EQUATION, AND FIELD OBSERVATIONS. SEE SUMMARY REPORT FOR COMPLETE EXPLANATION.

U.S. ARMY CORPS OF ENGINEERS  
 CHARLESTON DISTRICT  
 Charleston, South Carolina

PLAN AND PROFILE  
 EDISTO RIVER  
 Edisto River Area  
 COLLETON-DORCHESTER CO., S.C.  
 NAVIGABILITY STUDY  
 Miles 81.0-98.0 Plate 03-10

Charleston District  
 U.S. Army Corps of Engineers  
 Damour Canal Excavation  
 Edisto River, Dorchester County SC  
 SAC 2012-0382-1Q  
 12 July 2012  
 sheet 1 of 4

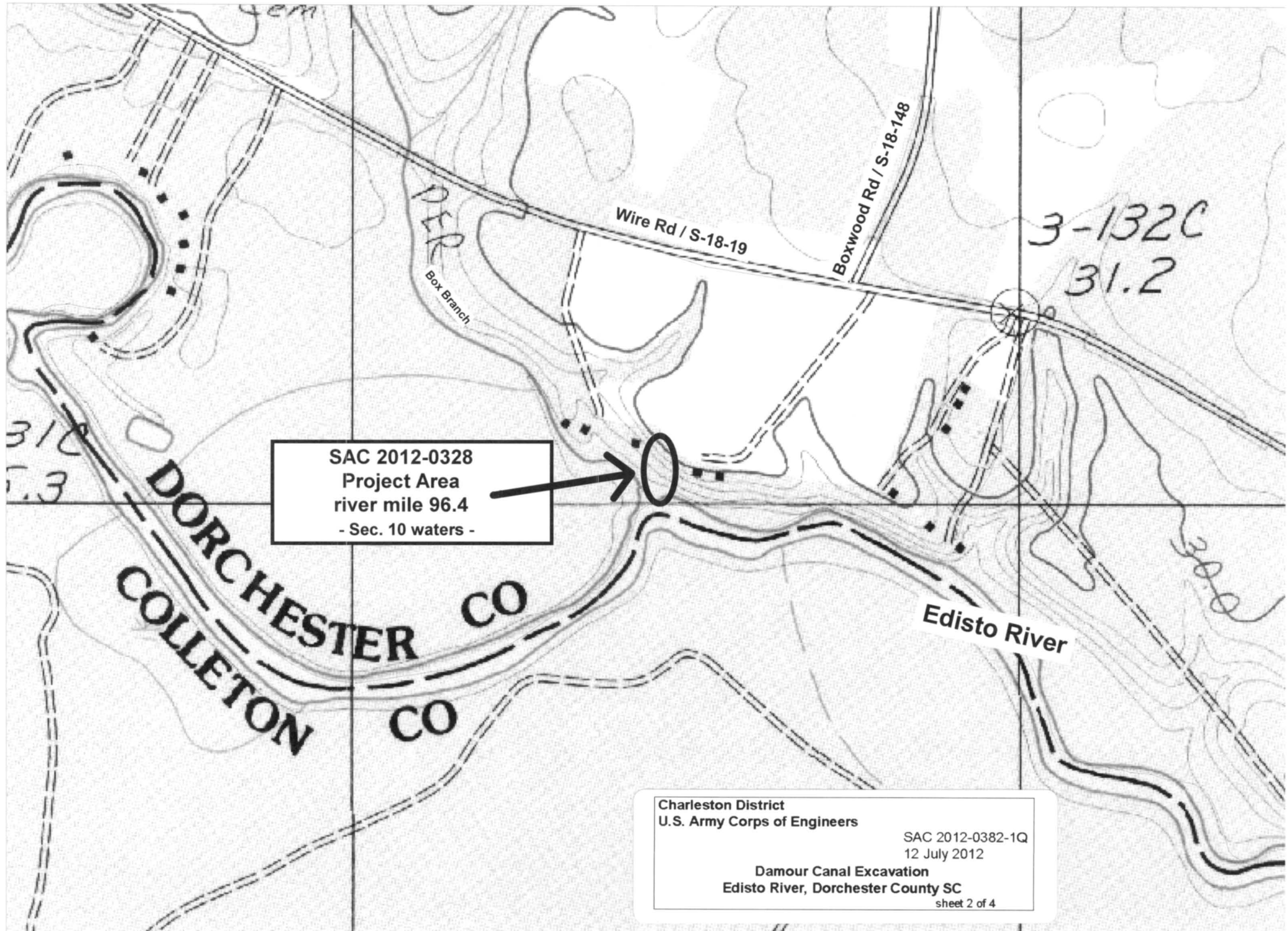
m 96.4

RIVER MILES

T ABOVE MSL



1377



SAC 2012-0328  
Project Area  
river mile 96.4  
- Sec. 10 waters -

3-132C  
31.2

310  
5.3

Charleston District  
U.S. Army Corps of Engineers

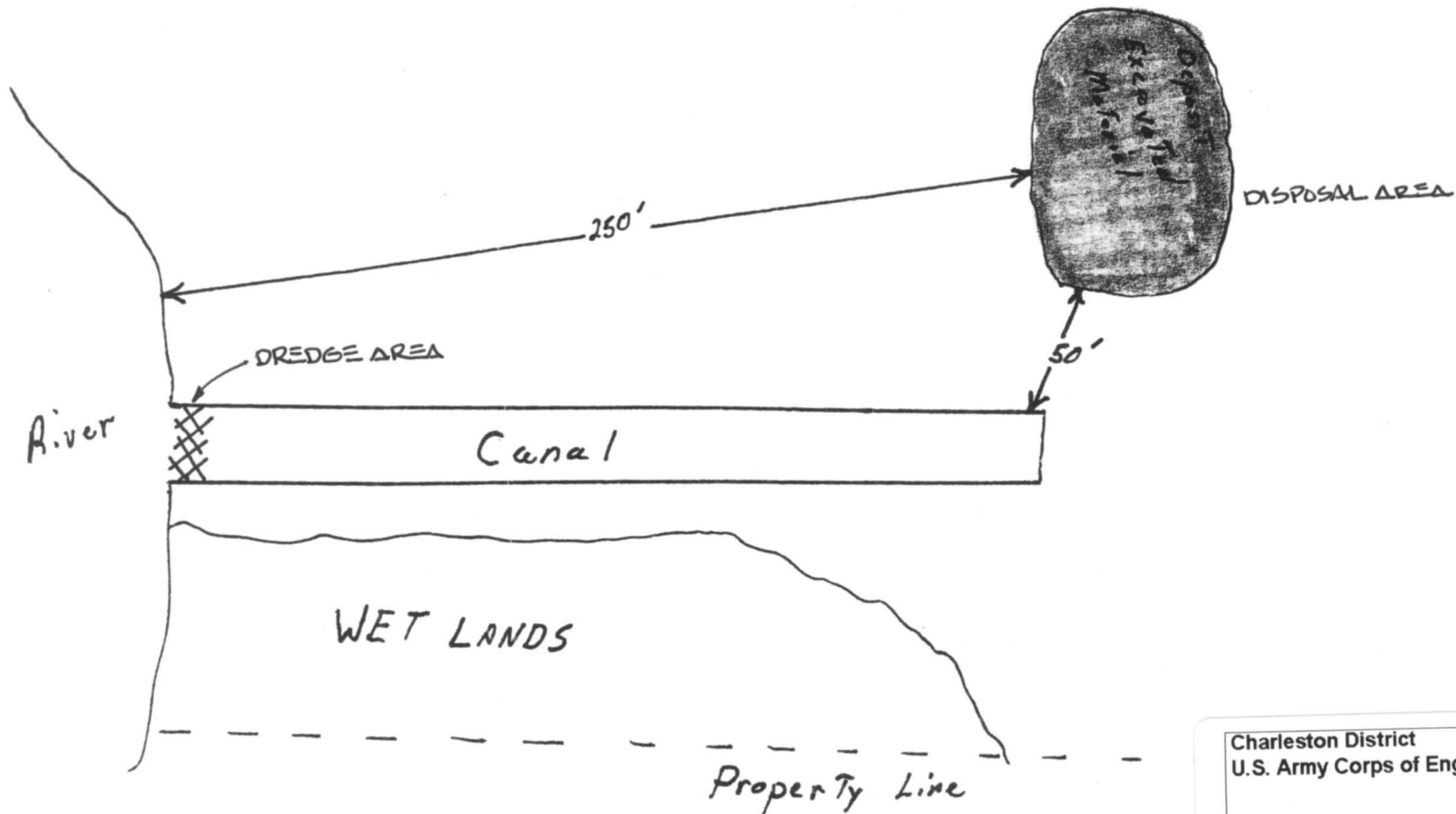
SAC 2012-0382-1Q  
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Damour Canal Excavation  
Edisto River, Dorchester County SC

sheet 2 of 4

Application #SAC 2012-0328-1~~1~~Q

Location of the material removed from the end of the canal is the shaded area.  
Also see shaded area in photo.

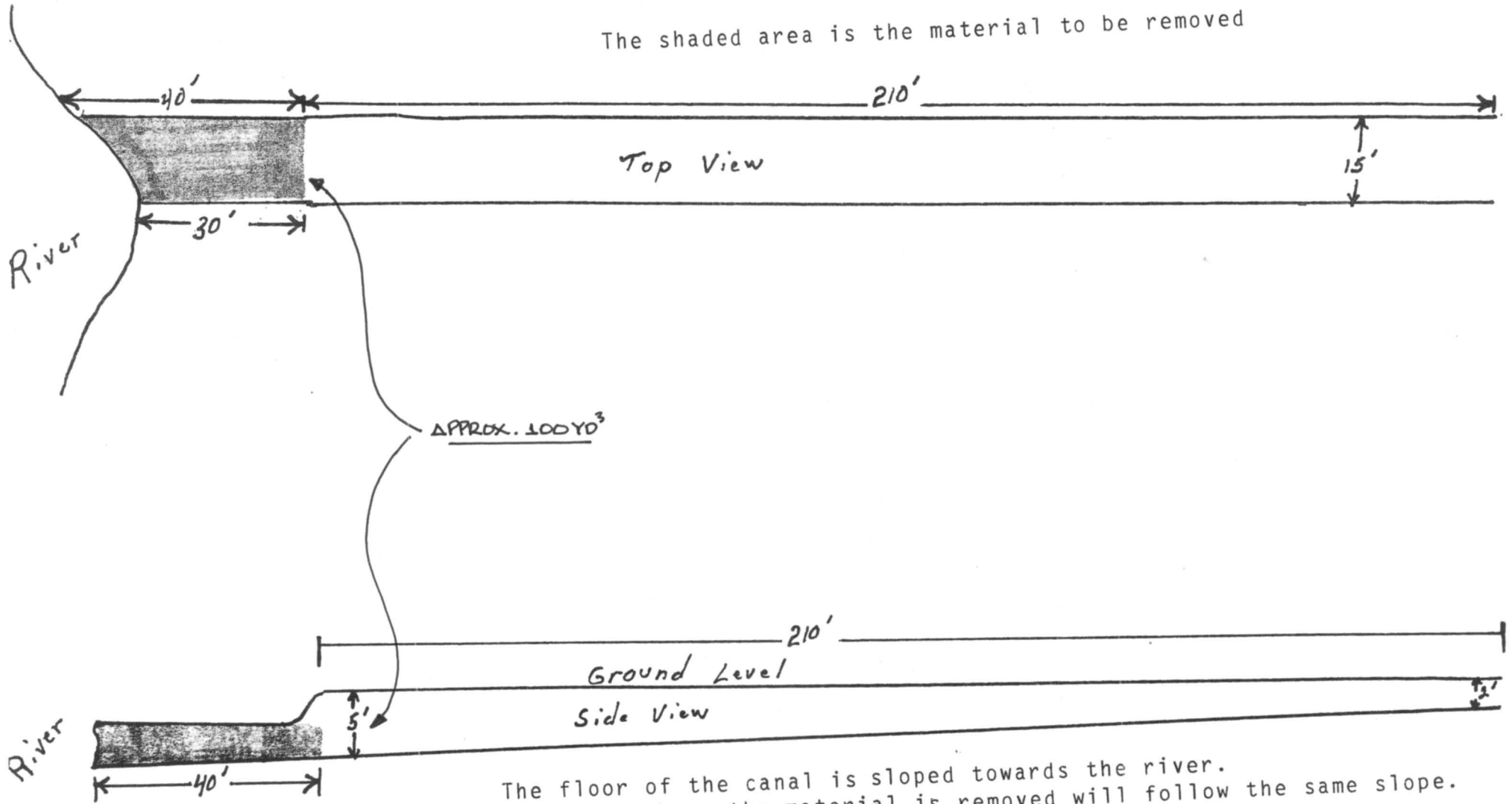


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SAC 2012-0382-1Q  
12 July 2012

Damour Canal Excavation  
Edisto River, Dorchester County SC  
sheet 3 of 4

The shaded area is the material to be removed



The floor of the canal is sloped towards the river.  
The area where the material is removed will follow the same slope.

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SAC 2012-0382-1Q  
12 July 2012

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Edisto River, Dorchester County SC