

MAJOR ACTIVITY

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 #2011-00908-2IY

10 AUGUST 2011

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Section 401 of the Clean Water Act (33 U.S.C. 1341), 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 South Carolina Department of Health and Environmental Control by

**KIAWAH DEVELOPMENT PARTNERS II, INC.
14 NORTH ADGERS WHARF
CHARLESTON, SC 29401**

for a permit to construct a private community dock on the

KIAWAH RIVER

approximately 2,000 feet southwest of the entrance of Beachwalker Park on Kiawah Island, Charleston County, South Carolina (Latitude 32.584 North, Longitude -80.134 West)

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,

from those interested in the activity and whose interests may be affected by the proposed work.

The proposed work consists of constructing a 9' x 53' walkway leading to a 20' x 20' pierhead. Attached to the pierhead with two 6' x 30' gangways will be two 10' x 50' floating docks. The purpose of the proposed project is to provide a private community dock with access to the Kiawah River for Kiawah Development Partners II, Inc.

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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 (Section 401 of the Clean Water Act). 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.

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 0.03 acres 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.

REGULATORY DIVISION

Refer to: P/N #2011-00908-21Y

10 AUGUST 2011

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.

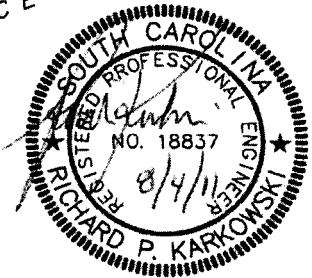
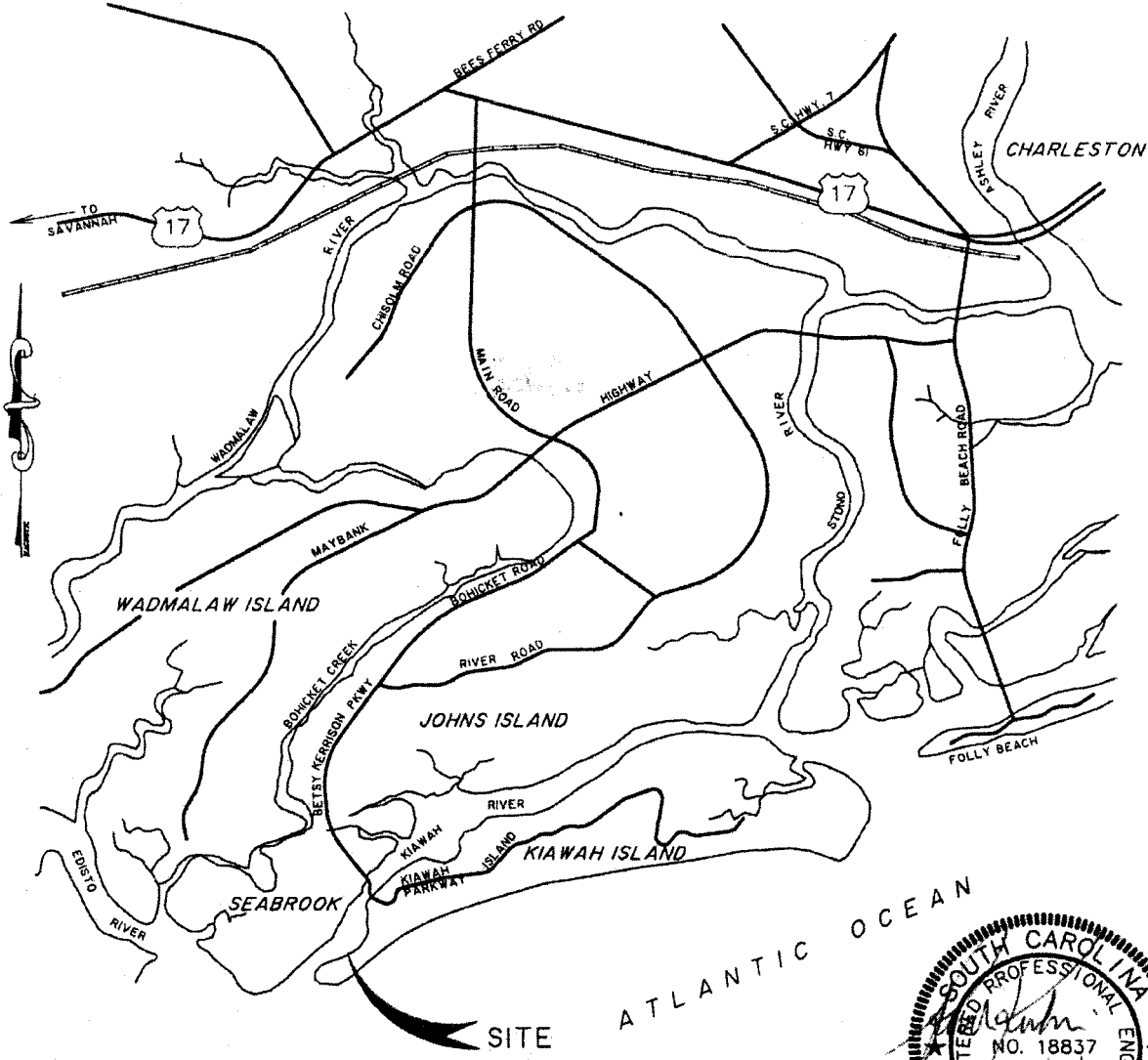
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine 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 David Chamberlain at 843-329-8044 or toll free at 1-866-329-8187.

Bill Eiser
SODHEZ-OCRM
Project manager
843-953-0237

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TRACKING NUMBER:			
REVISION HISTORY			
REV. NO.	REVISION	BY	DATE



VICINITY MAP

PROPOSED ACTIVITY:
TIMBER DOCK CAPE CHARLES COMMUNITY DO
 APPLICANT:
KIAWAH DEVELOPMENT PARTNERS II, INC.
 LOCATION: CHARLESTON COUNTY, SOUTH CAROLINA
 DATE: JULY 19, 2011
 JOB NUMBER: J - 23299

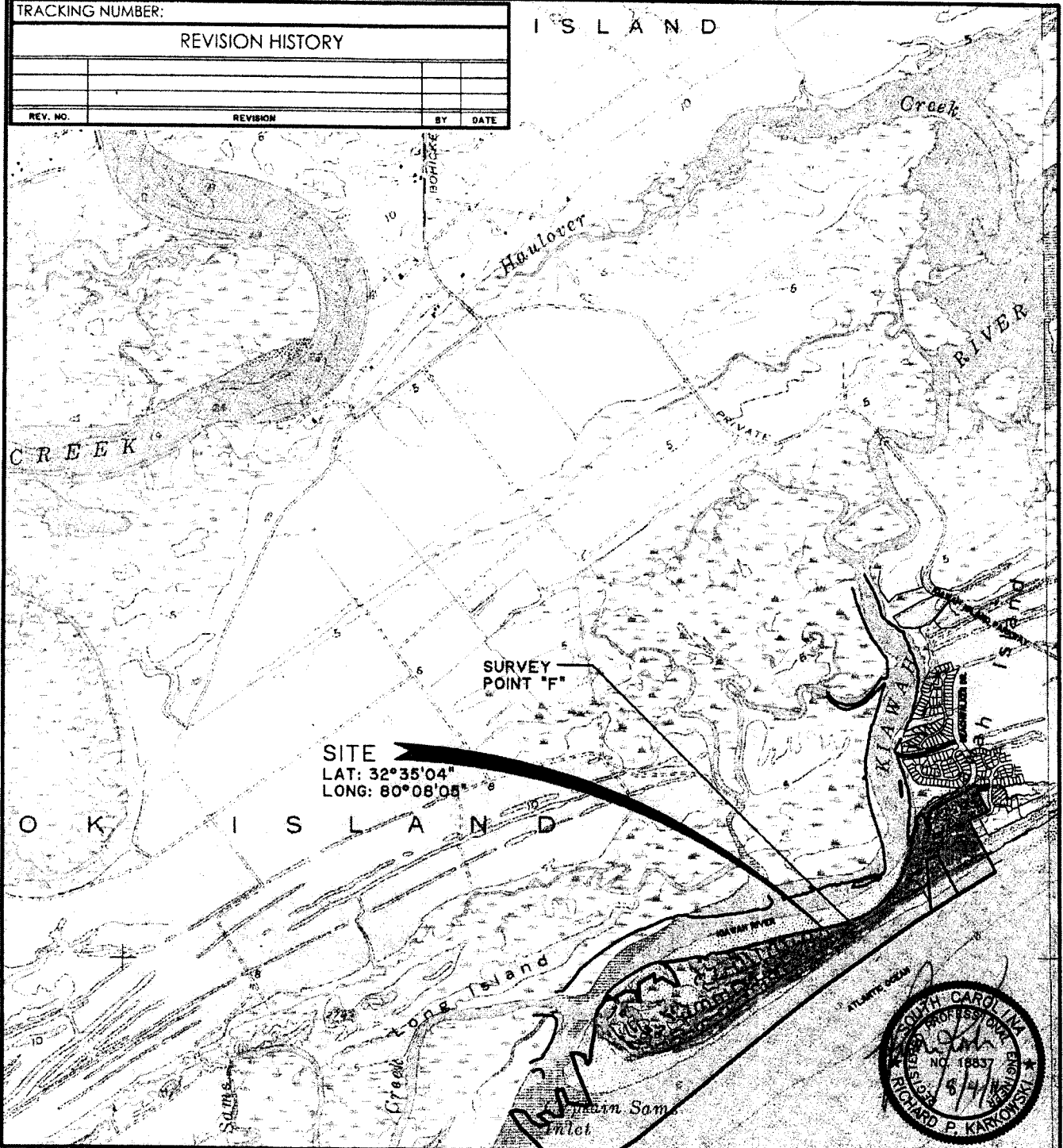
SHEET: 1 OF 8
 SCALE: NOT TO SCAL



Cape Charles Community Dock
 SAC 2011-00908-21Y
 Charleston County, South Carolina
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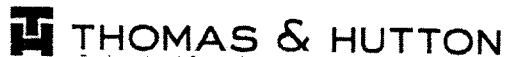
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REVISION HISTORY			
REV. NO.	REVISION	BY	DATE



LOCATION MAP (ROCKVILLE QUAD)

PROPOSED ACTIVITY:
TIMBER DOCK CAPE CHARLES COMMUNITY DC
 APPLICANT:
KIAWAH DEVELOPMENT PARTNERS II, INC.
 LOCATION: CHARLESTON COUNTY, SOUTH CAROLINA
 DATE: JULY 19, 2011
 JOB NUMBER: J - 23299

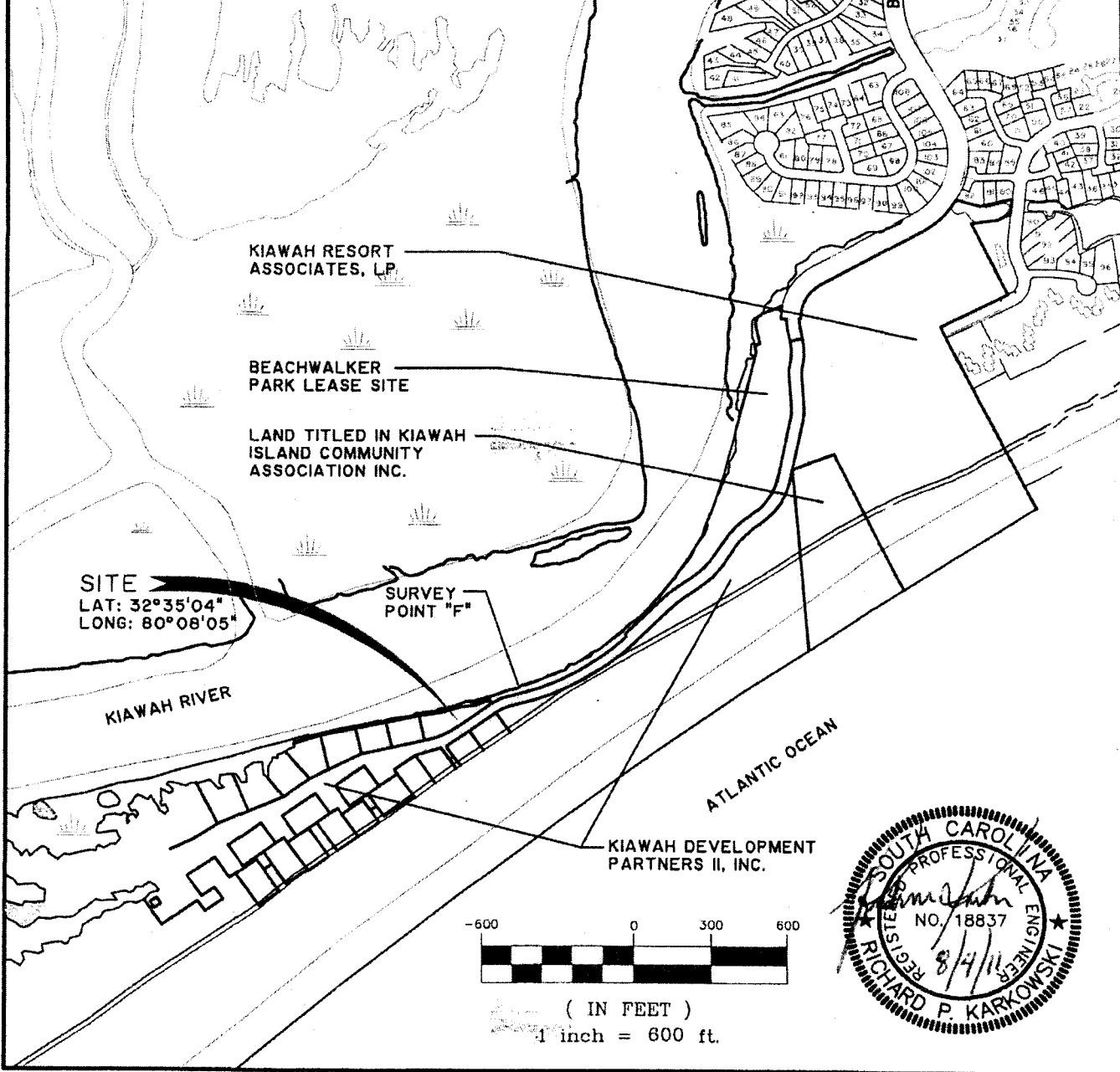
SHEET: 2 OF 8
 SCALE: 1" = 2000'



Cape Charles Community Dock
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Charleston County, South Carolina
August 10, 2011 Sheet 2 of 8

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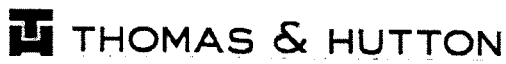
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REVISION HISTORY			
REV. NO.	REVISION	BY	DATE



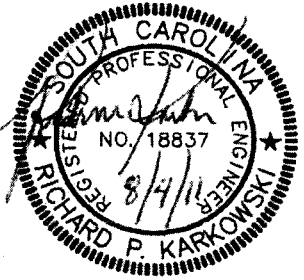
SITE MAP

PROPOSED ACTIVITY:
TIMBER DOCK CAPE CHARLES COMMUNITY D
 APPLICANT:
KIWAH DEVELOPMENT PARTNERS II, INC.
 LOCATION: CHARLESTON COUNTY, SOUTH CAROLINA
 DATE: JULY 19, 2011
 JOB NUMBER: J - 23299

SHEET: 3 OF 8
 SCALE: 1" = 600'



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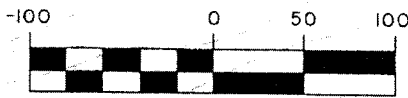


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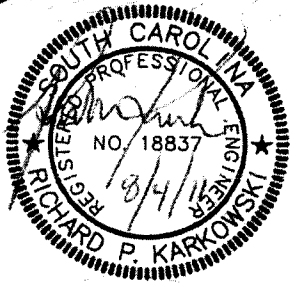
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REVISION HISTORY

REV. NO.	REVISION	BY	DATE



MARSH EDGE



ARTICULATED CONCRETE BLOCK MAT
 PER PERMIT # OCRM-08-117-E
 AND CHIEF ADMINISTRATIVE
 LAW JUDGE'S ORDER
 DATED JANUARY 22, 2010

KIAWAH RIVER

486'

PIERHEAD

10' X 50' FLOATING DOCK

6' X 30' GANGWAY
 10' X 50' FLOATING DOCK

SURVEY POINT "F"

8' ARTICULATED CONCRETE BLOCK MAT

PROPERTY LINE
 MEAN HIGH WATER

CAPE CHARLES COMMUNITY DOCK SITE

DHEC - OCRM
 CRITICAL LINE
 (JUNE 15, 2011
 WILLIAM C.
 EISNER)

PROPOSED CAPE CHARLES ROAD

DATUM: NGVD29

DOCK PLAN

PROPOSED ACTIVITY:
 TIMBER DOCK CAPE CHARLES COMMUNITY DOCK
 APPLICANT:
 KIAWAH DEVELOPMENT PARTNERS II, INC.
 LOCATION: CHARLESTON COUNTY, SOUTH CAROLINA
 DATE: JULY 19, 2011
 JOB NUMBER: J - 23299

SHEET: 4 OF 8
 SCALE: 1" = 100'



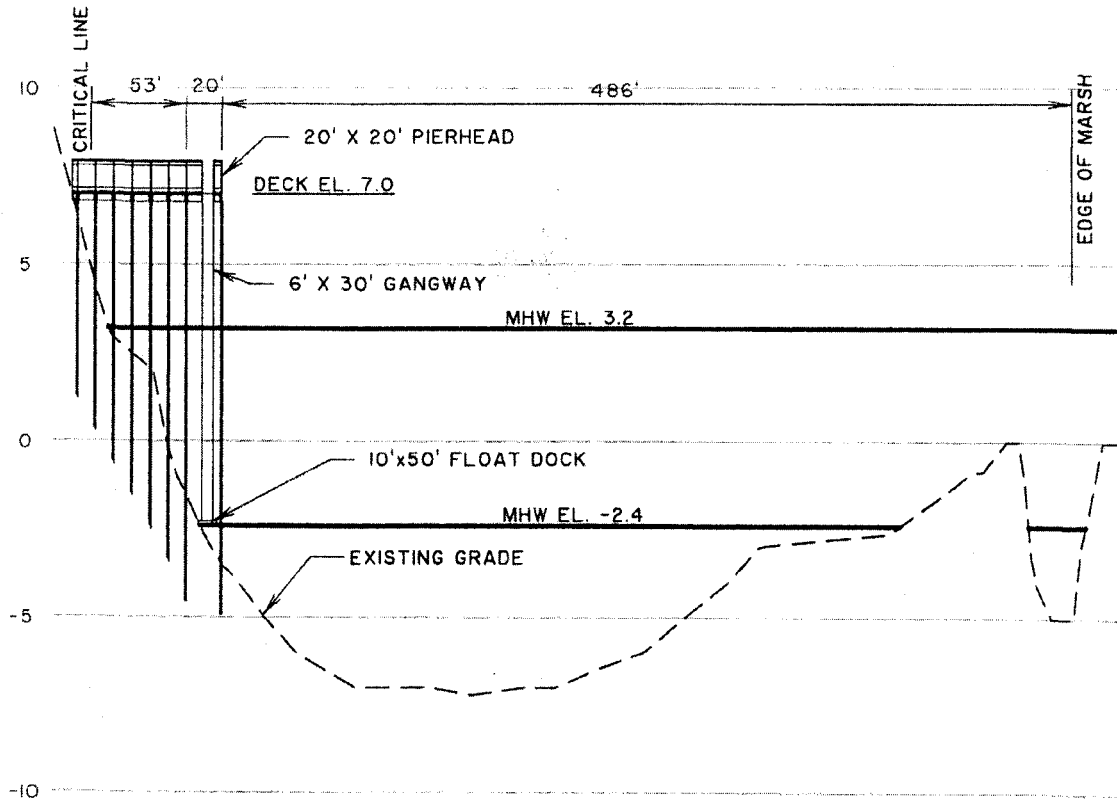
Cape Charles Community Dock
 SAC 2011-00908-21Y
 Charleston County, South Carolina
 August 10, 2011 Sheet 4 of 8

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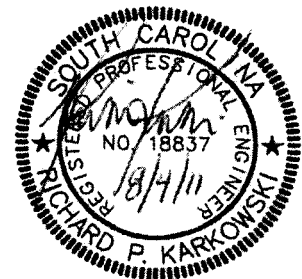
REV. NO.	REVISION	BY	DATE



GRAPHIC SCALE



(IN FEET)
1 inch = 100 ft.



DATUM: NGVD29

DOCK PROFILE

PROPOSED ACTIVITY:
TIMBER DOCK CAPE CHARLES COMMUNITY D
 APPLICANT:
KIAWAH DEVELOPMENT PARTNERS II, INC.
 LOCATION: CHARLESTON COUNTY, SOUTH CAROLINA
 DATE: JULY 19, 2011
 JOB NUMBER: J - 23299

SHEET: 5 OF 8
 SCALE: 1" = 100'

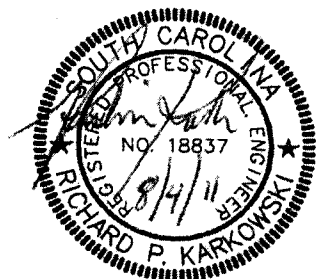
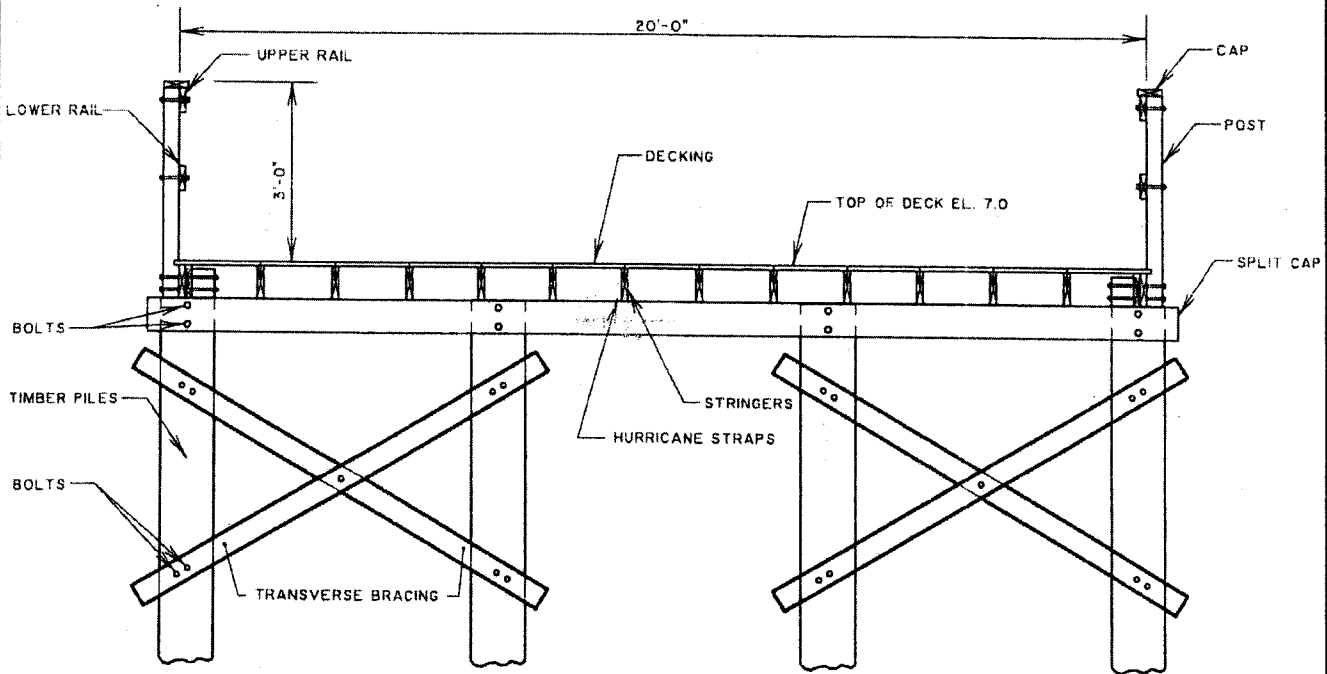


THOMAS & HUTTON

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 Charleston County, South Carolina
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TRACKING NUMBER:			
REVISION HISTORY			
REV. NO.	REVISION	BY	DATE



DATUM: NGVD29

PIER SECTION

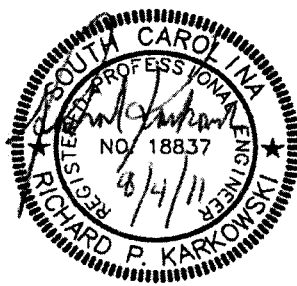
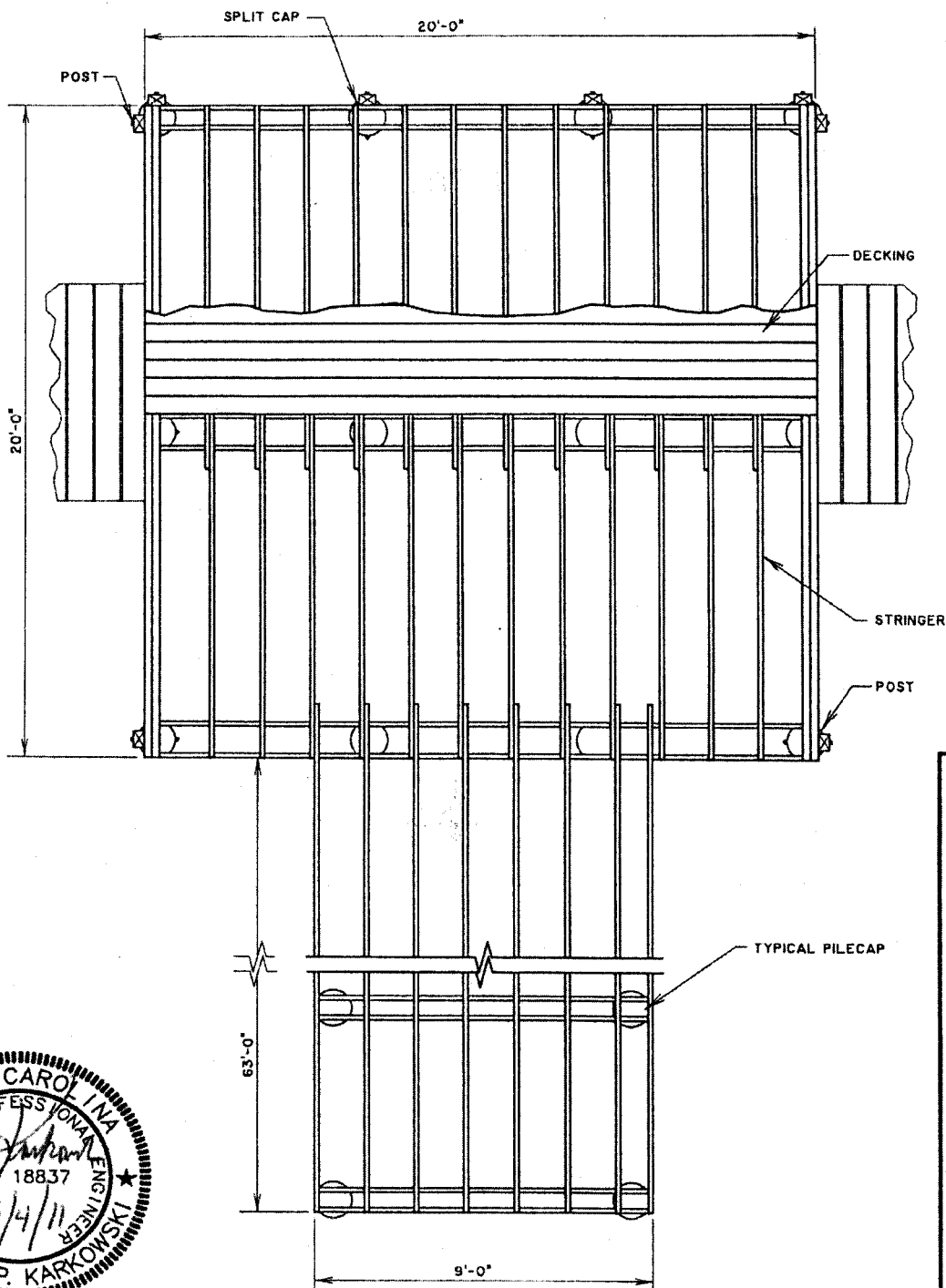
PROPOSED ACTIVITY:
TIMBER DOCK CAPE CHARLES COMMUNITY DOCK
 APPLICANT:
KIAWAH DEVELOPMENT PARTNERS II, INC.
 LOCATION: CHARLESTON COUNTY, SOUTH CAROLINA
 DATE: JULY 19, 2011
 JOB NUMBER: J - 23299



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SHEET: 6 OF 8
 SCALE: NOT TO SC.

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TRACKING NUMBER:	REVISION HISTORY	
	REV. NO.	DATE

PIERHEAD PLAN

PROPOSED ACTIVITY:
TIMBER DOCK CAPE CHARLES COMMUNITY D
 APPLICANT:
KIAWAH DEVELOPMENT PARTNERS II, INC.
 LOCATION: CHARLESTON COUNTY, SOUTH CAROLINA
 DATE: JULY 19, 2011
 JOB NUMBER: J - 23299



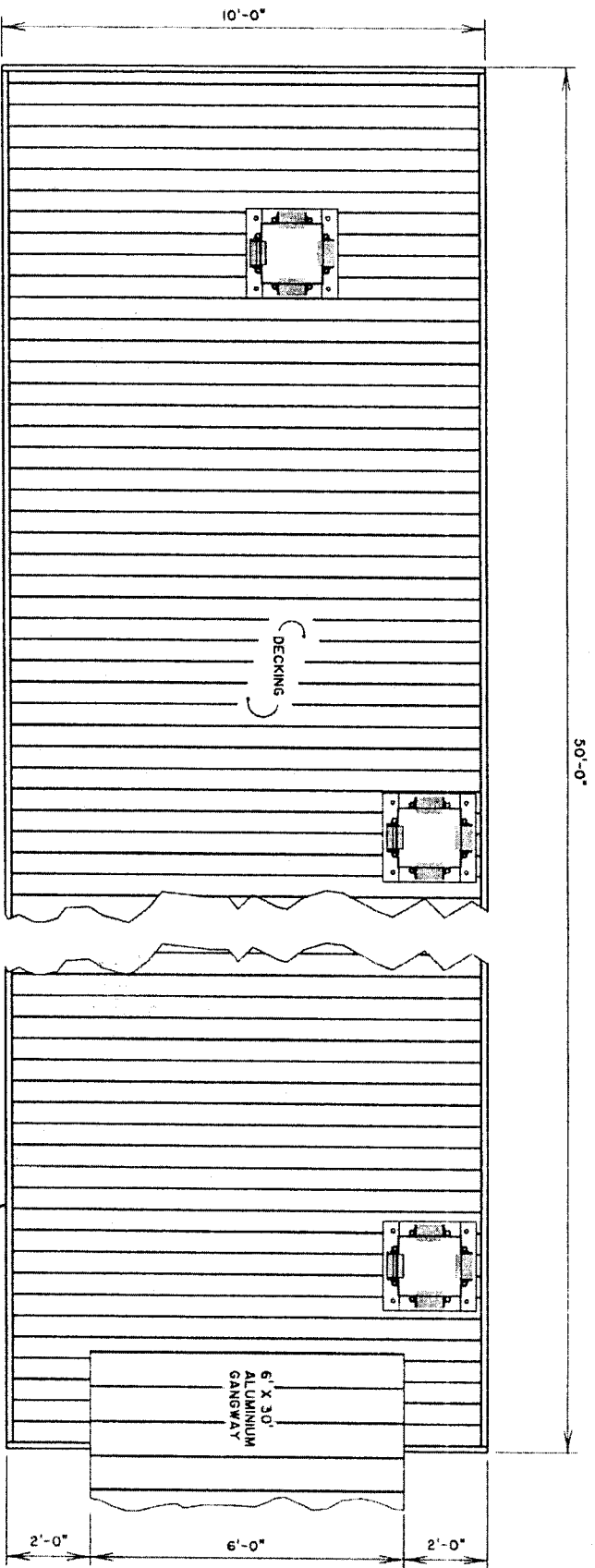
Cape Charles Community Dock
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 August 10, 2011 Sheet 7 of 8

SHEET: 7 OF 8
 SCALE: NOT TO SC

TRACKING NUMBER:

REVISION HISTORY

REV. NO.	REVISION	BY	DATE



TYPICAL OF 2 FLOATING DOCKS

FLOAT PLAN
 PROPOSED ACTIVITY: CAPE CHARLES COMMUNITY DOCK
 APPLICANT: TIMBER DOCK
 KLAWAH DEVELOPMENT PARTNERS II, INC.
 LOCATION: CHARLESTON COUNTY, SOUTH CAROLINA
 DATE: JULY 19, 2011
 JOB NUMBER: J - 23299

THOMAS & HUTTON
 Engineering | Surveying | Planning
 682 Johnnie Dodds Blvd
 PO Box 1522
 Mt. Pleasant, SC 29465-1522
 www.thomasondhu.com
 Savannah, GA | Brunswick, GA | Myrtle Beach

Cape Charles Community Dock
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 Charleston County, South Carolina
 August 10, 2011 Sheet 8 of 8





Trumbull, Mary <trumbumt@dhec.sc.gov>

USACE-Notice Cape Charles Community Dock SAC 2011-00908-2IY

1 message

Chamberlain, David SAC <David.Chamberlain@usace.army.mil>
To: ls-sc-publicnotice@lst.usace.army.mil

Wed, Aug 10, 2011 at 3:45 PM

U.S. Army Corps of Engineers
Charleston District Public Notice

PROJECT NAME: Cape Charles Community Dock
COUNTY: Charleston
WATERWAY & LOCATION: Kiawah River at a location approximately 2,000 feet southwest of the entrance to Beachwalker Park on Kiawah Island, Charleston County, South Carolina

PROPOSED WORK: The proposed work consists of constructing a 9' x 53' walkway leading to a 20' x 20' pierhead. Attached to the pierhead with two 6' x 30' gangways will be two 10' x 50' floating docks. The purpose of the proposed project is to provide a private community dock with access to the Kiawah River for Kiawah Development Partners II, Inc.

Public Notice is attached.

— If you have comments regarding the permit application described above, please do not reply to this email. Your response should be provided to the project manager as described in the attached notice.

— If you wish to be added or removed from receiving these notices, please visit our website:
<http://www.sac.usace.army.mil/?action=publicnotices.signup>

In order to assist us in improving our service to you, please complete the survey found at <http://regulatory.usacesurvey.com/>

 **SAC-2011-00908-2IY_CharlestonCounty.pdf**
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