

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 # 2009-00557-2IH

June 19, 2009

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403) 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

ANN D. EDWARDS
C/O SEAN BARNES
DOCKS UNLIMITED, INC.
P.O. BOX 349
MT. PLEASANT, SOUTH CAROLINA 29465

MINOR ACTIVITY

to obtain an After-the-fact permit and modification for a dock that has been constructed in

CHARLESTON HARBOR

at a location 102 Venning St., Mt. Pleasant, Charleston County, South Carolina 29464
(Latitude 32. 785053' N, Longitude -79.880433' W)

In order to give all interested parties an opportunity to express their views

NOTICE

is hereby given that written statements regarding the completed and proposed work will be received by both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, July 20, 2009

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

The completed work consists of a 4' wide by 649' long walkway leading to a 16' by 32' fixed pierhead with a 3' by 20' ramp connecting floodside to a 8' by 16' float. The proposed work consists of an 8' by 27' jet dock landward of the existing float floodside of the pierhead, and a 16' by 16' boat lift bordered on three sides by a 3' wide cat walk on the ebbside of the pierhead. The purpose of the completed and proposed work is for private recreational use.

NOTE: As-built and proposed 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 has and will continue to comply with applicable effluent limitations and water quality standards. The completed and proposed 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. The completed project has impacted 3,296 square feet (0.07 acre) of estuarine substrates and emergent wetlands utilized by various life stages of species comprising the red drum, shrimp, and snapper-grouper management complexes. The proposed work would add an additional 373 square feet (0.01 acre) of impact. Our initial determination is that the completed action has not had 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.

Pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended), the District Engineer has consulted the most recently available information and has determined that it is unlikely that the project has adversely affected any Federally endangered, threatened, or proposed species or resulted 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 and/or the National Marine Fisheries Service on this determination.

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 have been affected by the completed 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.

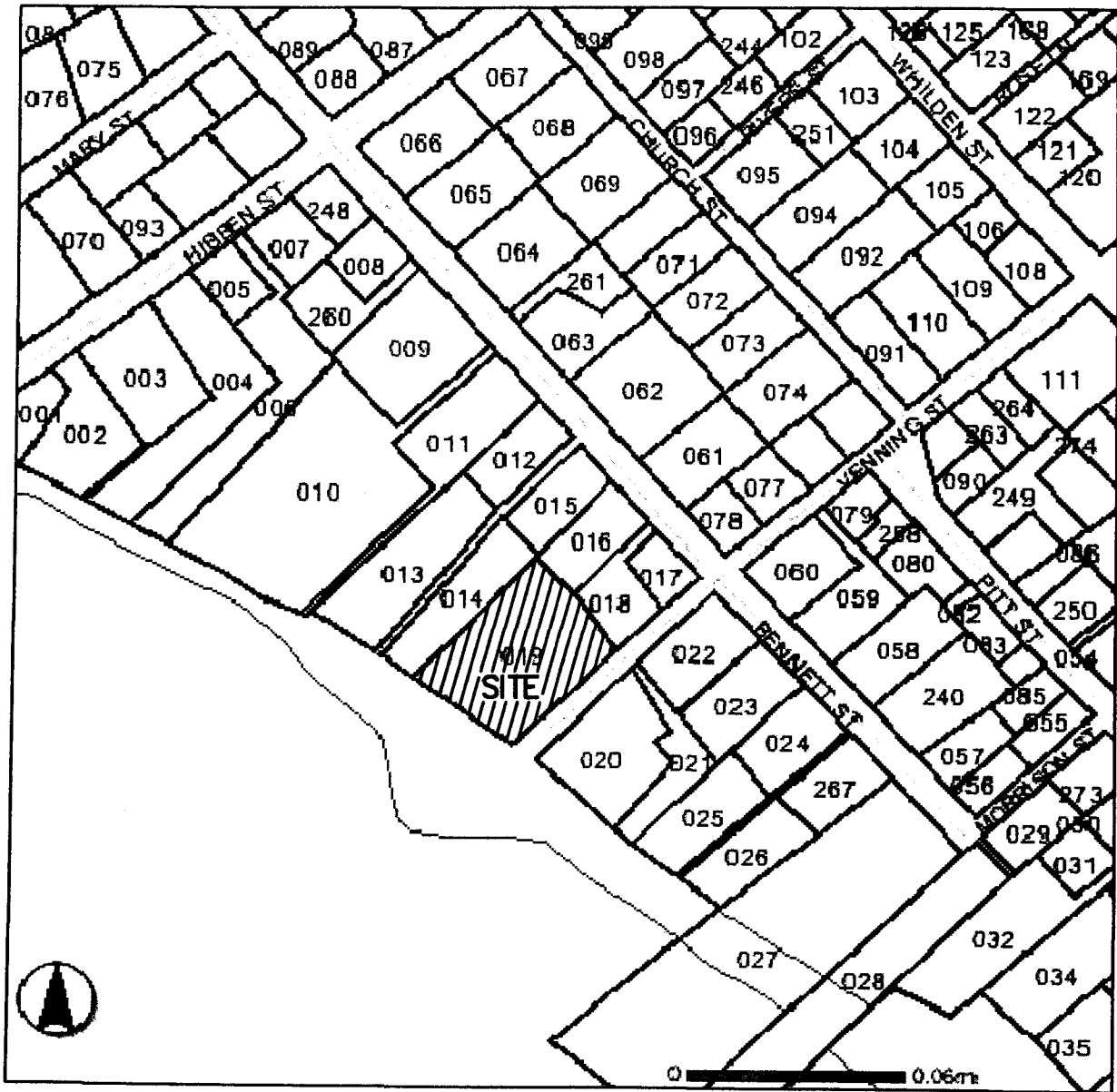
The decision whether to issue an after-the-fact permit and permit modification will be based on an evaluation of the impact including cumulative impacts of the activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may have accrued from the completed project must be balanced against any 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. An after-the-fact permit and permit modification 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 an after-the-fact permit and permit modification 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 Holland Youngman at 843-329-8044 or toll free at 1-866-329-8187.

Steve Brooks
Project Manager
SCDHEC-OCRM

843-953-0235



NOTE:
 OCRM CRITICAL AREA LINE TAKEN FROM PLAT BY
 E. M. SEABROOK, JR., INC. AND CERTIFIED BY OCRM
 STAFF, STEVE BROOKS, ON FEB, 26, 2009.

VICINITY MAP

NOT TO SCALE

PURPOSE: MAINTENANCE, REPAIR, AND ADDITION TO EXIST. DOCK
 ADJACENT PROPERTY OWNERS:

1. M. ANTHONY MCALISTER, JR. (TMS 532-01-00-014)
 235 BENNETT STREET
 MOUNT PLEASANT, S. C. 29464

PROPOSED: DOCK ADDITION

IN CHARLESTON HARBOR
 AT 102 VENNING STREET-TMS 532-01-00-019
 TOWN OF MT. PLEASANT
 CHARLESTON COUNTY, S.C.

APPLICATION BY:
 ANN D. EDWARDS
 100 VENNING ST.
 MOUNT PLEASANT, S. C. 29464
 SHEET 1 OF 4



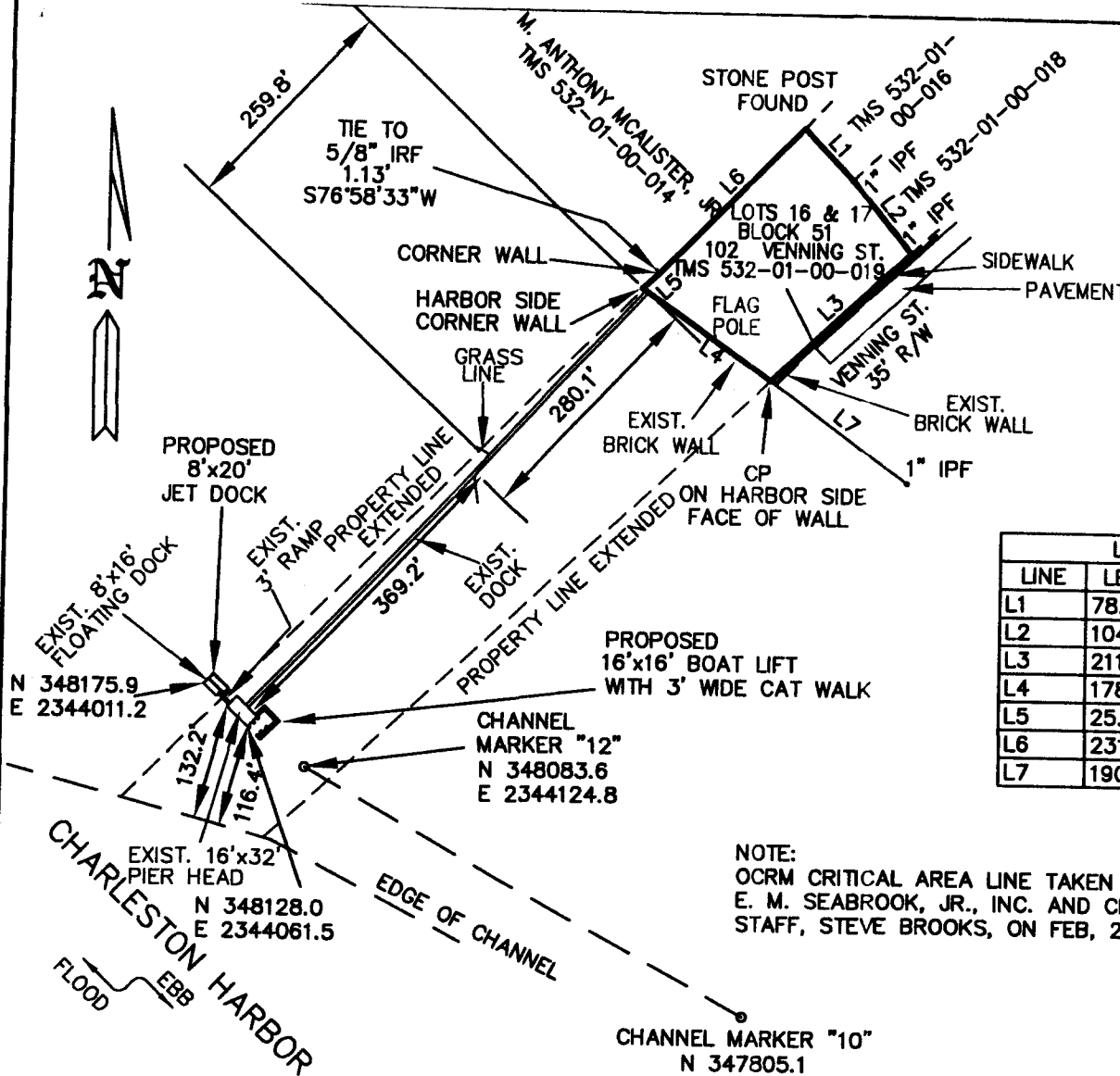
E. M. Seabrook
 Jr., Inc.
 No. C00045

CERTIFICATE OF AUTHORIZATION

SAC 2009-00557-21H

DATE: 06/03/09

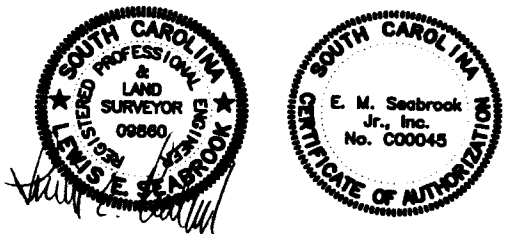
CONTROL MONUMENT:
 NAVD 88
 ALHAMBRA
 N 345943.3
 E 2347118.3
 RAIL
 N 349995.3
 E 2342804.3



LINE TABLE		
LINE	LENGTH	BEARING
L1	78.98	S43°40'19"E
L2	104.54	S38°47'51"E
L3	211.48	S46°47'19"W
L4	178.30	N55°25'16"W
L5	25.23	N46°54'46"E
L6	231.54	N44°33'45"E
L7	190.10	N53°20'12"W

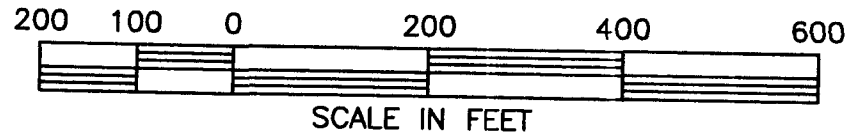
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LEGEND
 CP COMPUTED POINT
 IPF IRON PIPE FOUND
 IRF IRON REBAR FOUND



PLAN

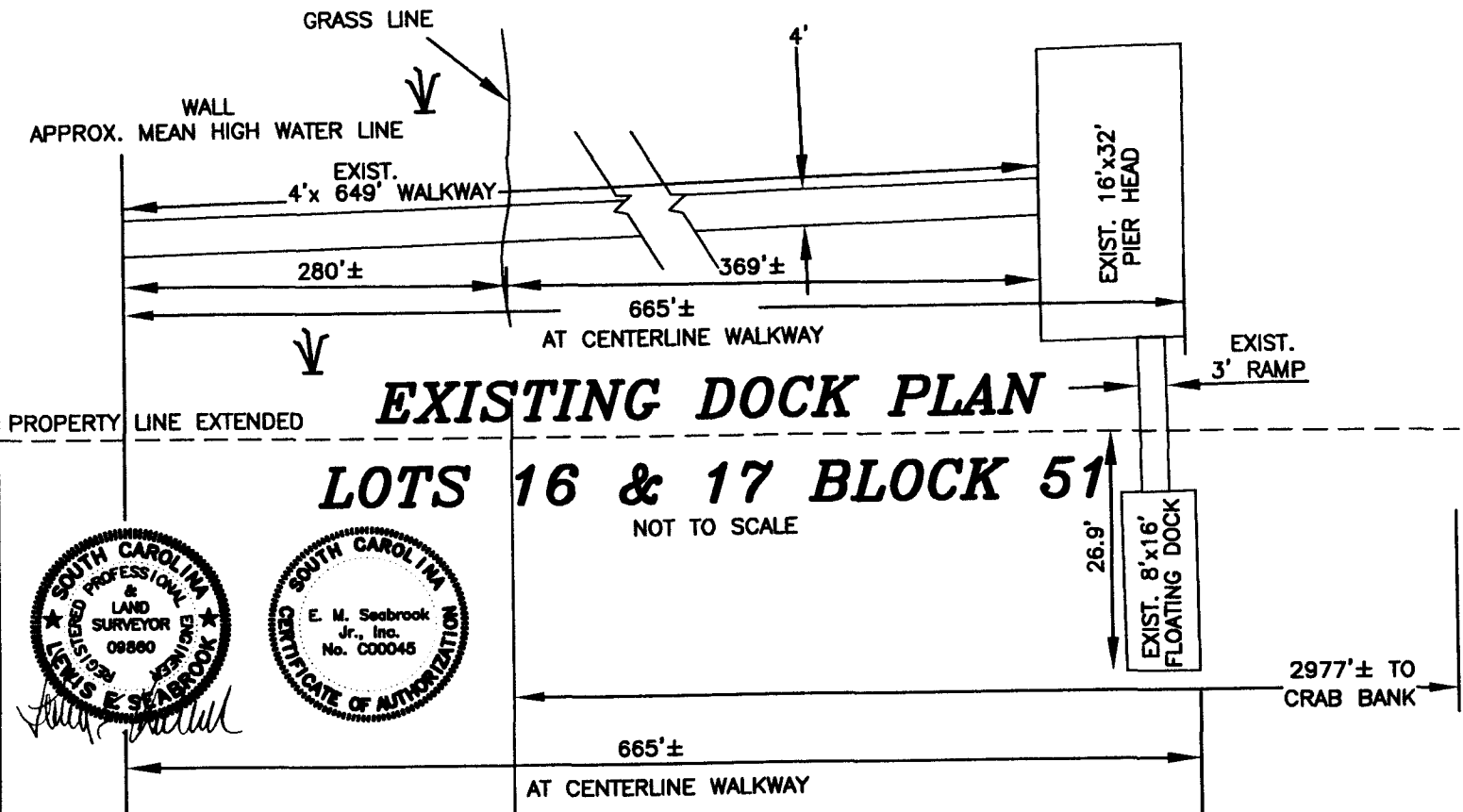
LOTS 16 & 17 BLOCK 51



PURPOSE: MAINTENANCE, REPAIR, AND ADDITION TO EXIST. DOCK
 ADJACENT PROPERTY OWNERS:
 1. M. ANTHONY MCALISTER, JR. (TMS 532-01-00-014)
 235 BENNETT STREET
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PROPOSED: DOCK ADDITION
 IN CHARLESTON HARBOR
 AT 102 VENNING STREET-TMS 532-01-00-019
 TOWN OF MT. PLEASANT
 CHARLESTON COUNTY, S.C.
 APPLICATION BY:
 ANN D. EDWARDS
 100 VENNING ST.
 MOUNT PLEASANT, S. C. 29464
 SHEET 2 OF 4
 DATE: 06/03/09

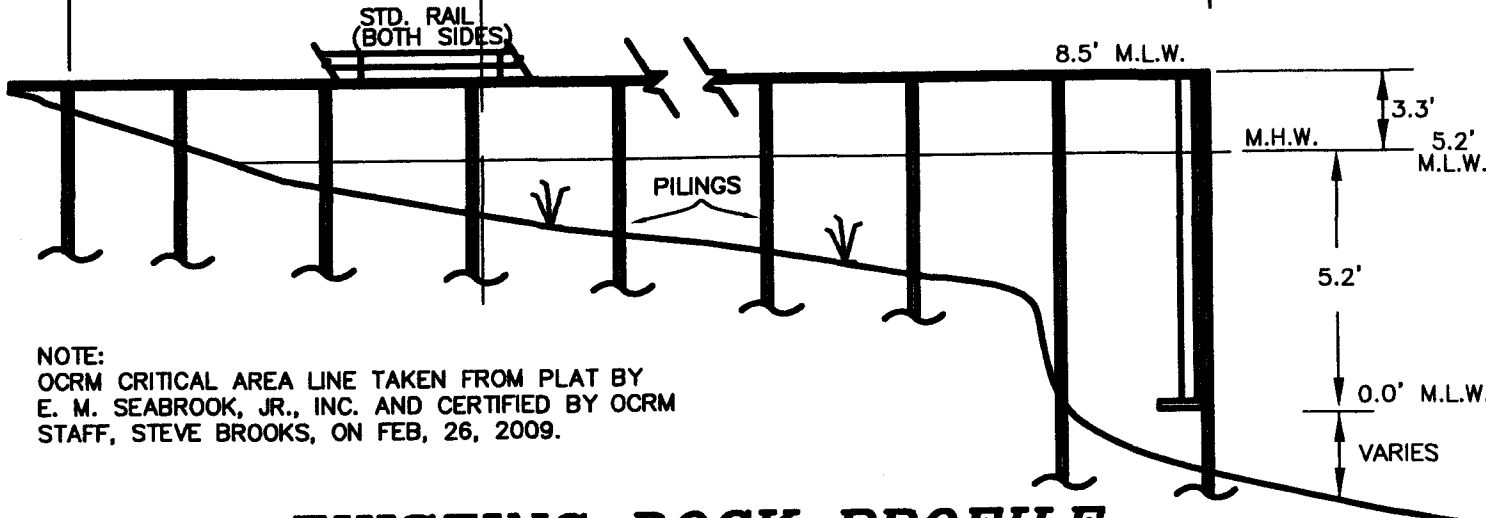
SAC 2009-00557-21H



EXISTING DOCK PLAN

LOTS 16 & 17 BLOCK 51

NOT TO SCALE



EXISTING DOCK PROFILE

LOTS 16 & 17 BLOCK 51

NOT TO SCALE

DATUM: MEAN LOW WATER

PURPOSE: MAINTENANCE, REPAIR, AND ADDITION TO EXIST. DOCK
 ADJACENT PROPERTY OWNERS:

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 235 BENNETT STREET
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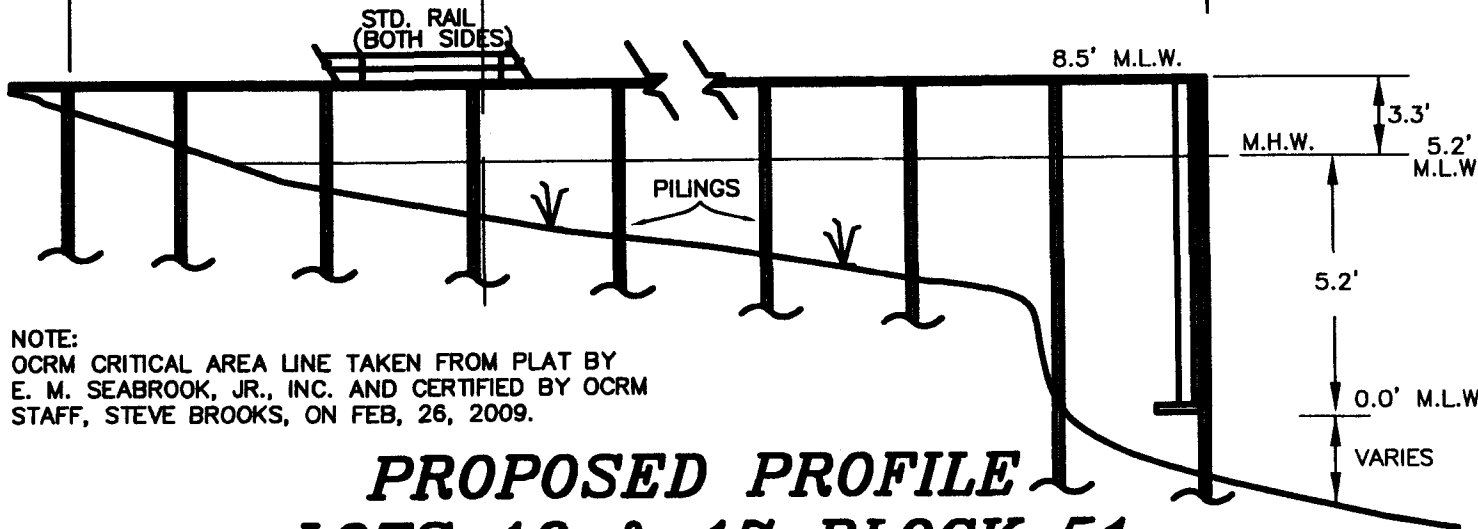
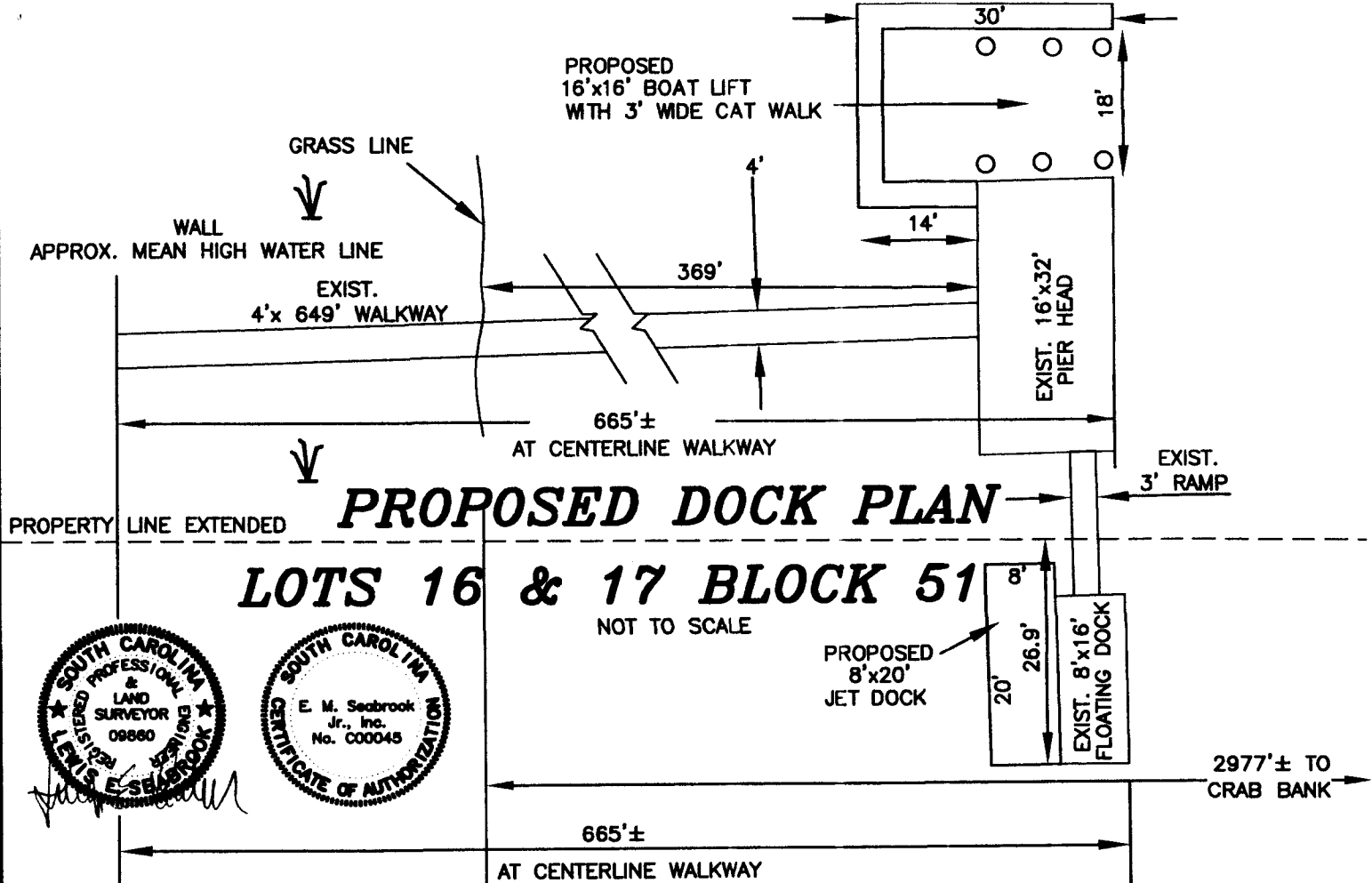
PROPOSED: DOCK ADDITION

IN CHARLESTON HARBOR
 AT 102 VENNING STREET-TMS 532-01-00-015
 TOWN OF MT. PLEASANT
 CHARLESTON COUNTY, S.C.

APPLICATION BY:
 ANN D. EDWARDS
 100 VENNING ST.
 MOUNT PLEASANT, S. C. 29464

SHEET 3 OF 4 DATE: 06/03/09

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PROPOSED: DOCK ADDITION
 IN CHARLESTON HARBOR
 AT 102 VENNING STREET-TMS 532-01-00-01:
 TOWN OF MT. PLEASANT
 CHARLESTON COUNTY, S.C.

APPLICATION BY:
 ANN D. EDWARDS
 100 VENNING ST.
 MOUNT PLEASANT, S. C. 29464
 SHEET 4 OF 4 DATE: 06/03/09

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