

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 # 2007-00986

29 JUNE 2007

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

GEORGE LUD HODGES
CRESECENT RESOURCES, INC.
C/O RYAN CLAREY
NEWKIRK ENVIRONMENTAL, INC.
POST OFFICE BOX 746
MT. PLEASANT, SOUTH CAROLINA 29465

for a permit to place fill material in wetlands and other waters of the United States in and adjacent to

UNNAMED TRIBUTARY TO STEELE CREEK

at a location generally south of Carowinds Boulevard and west of Interstate Highway 77, in the Town of Fort Mill, York County, South Carolina. (Latitude 35.088581°N, Longitude 80.943376°W)

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 both of the above mentioned offices until

12 O'CLOCK NOON, MONDAY, 30 JULY 2007

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

The proposed work consists of placing fill material in 0.45 acre of wetlands and other waters of the United States or 1470 linear feet of intermittent/perennial stream. As stated by the applicant, the purpose of the work to place fill in wetlands and other waters of the United States, is to construct a suitable base for building pads and parking areas and road crossings, as attendant features for a commercial business park (Lakemont Business Park).

NOTE: This work was previously authorized by DA Permit# 99-1A-028, which was issued on December 15, 1999. The South Carolina Department of Health and Environmental Control issued the 401 Water Quality Certification on November 18, 1999. These authorizations expired on December 31, 2004, prior to completion of this phase of the authorized work.

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 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 0.45 acre of freshwater habitat 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.

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 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 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 Leslie L. Parker at 803-253-3444.

APPLICANT :

**CRESCENT RESOURCES
INC.**

400 SOUTH TRIMM STREET, SUITE 1300
FAYETTEVILLE, NORTH CAROLINA 28401
(704) 343-4000

CONSULTANT :



**NEWKIRK
ENVIRONMENTAL, INC.**
2500 W. 10th Street
Tulsa, Oklahoma 74106
(918) 438-1234
FAX (918) 438-1235

**NEWKIRK
ENVIRONMENTAL, INC.**
2500 W. 10th Street
Tulsa, Oklahoma 74106
(918) 438-1234
FAX (918) 438-1235

LOCATION :



**LAKEMONT
FURNITURE STORE**

**YORK COUNTY,
SOUTH CAROLINA**

ACTIVITY :

WETLAND FILL FOR COMMERCIAL SITE DEVELOPMENT.
LAYOUT OF PAVED DRIVE, CONCRAVE DRIVE OF INTERSTATE 77,
AND THE DRIVE FROM THE INTERSECTION OF
CONCRAVE DRIVE AND PLEASANT ROAD.

SHEET TITLE :

**WETLAND
MASTER PLAN**

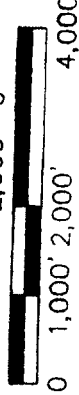
SITE LOCATION

593

12/16/98



SCALE: 1" = 2,000' - 0"

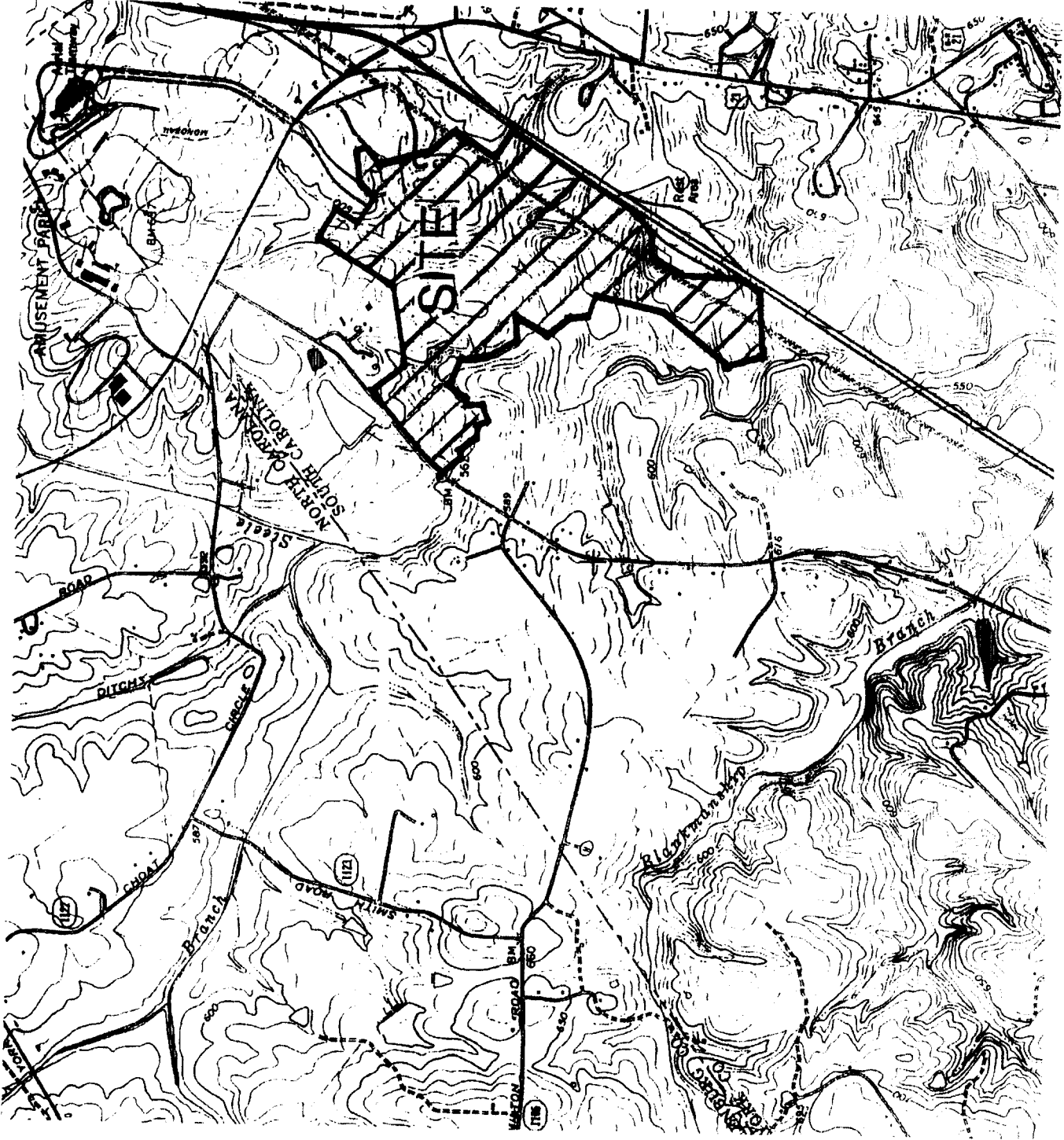


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Sheet

SAC-2007-0098C

LONGITUDE • 35° 05' 15" - LATITUDE • 80° 56' 15"
U.S. GEOLOGICAL SURVEY MAP
(FORT MILL, SC - NC. QUADRANT)



APPLICANT :

**CRESCENT RESOURCES
INC.**

400 SOUTH IVINS STREET, SUITE 1300
WILMINGTON, NORTH CAROLINA 28401
CHESAPEAKE, NORTH CAROLINA 28520
(704) 382-4928

CONSULTANT :



**NEWKIRK
ENVIRONMENTAL, INC.**
2515 W. 10th Street
Tulsa, Oklahoma 74106
Tel: (918) 438-1234
Fax: (918) 438-1235
www.newkirk.com

**NEWKIRK
ENVIRONMENTAL, INC.**
2515 W. 10th Street
Tulsa, Oklahoma 74106
Tel: (918) 438-1234
Fax: (918) 438-1235
www.newkirk.com

LOCATION :



**LAKEMONT
SOUTHFIELD TALE**

**YORK COUNTY,
SOUTH CAROLINA**

ACTIVITY :

WETLAND HILL FOR COMMERCIAL USE DEVELOPMENT.
LOCATED WITHIN SOUTH CAROLINA WEST OF INTERSTATE 77,
AT EAST END OF JUNE SOUTH OF THE INTERSECTION OF
CHESAPEAKE BOULEVARD AND PLEASANT ROAD.

SHEET TITLE :

**WETLAND
MASTER PLAN
VICINITY MAP**

583

12/18/98



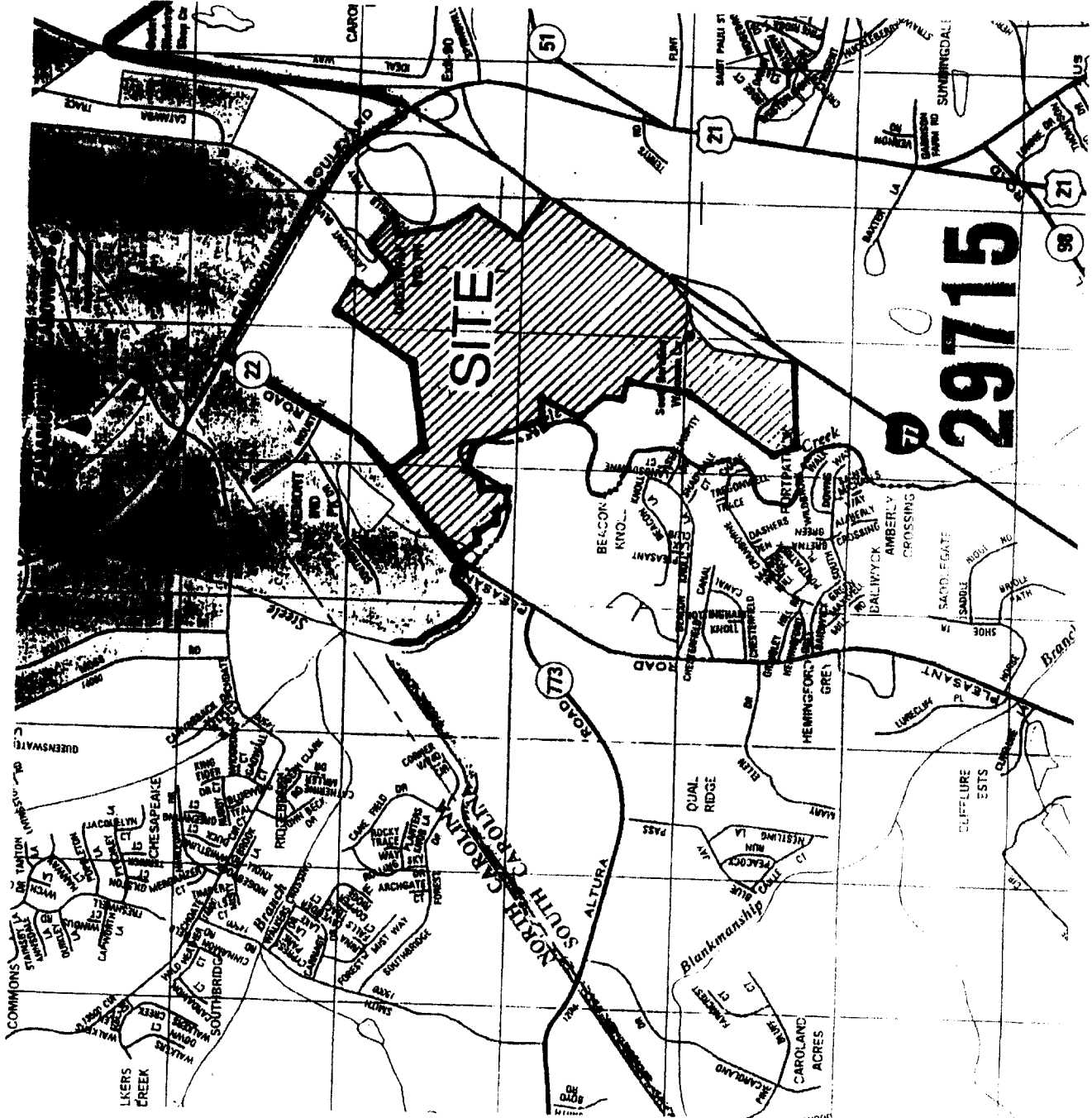
NOT TO SCALE

MP-28 9

Sheet

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of 10



SAC-2007-0098

APPLICANT:

**CRESCENT RESOURCES
INC.**

400 SOUTH TRENCH STREET, SUITE 1300
POST OFFICE BOX 10015
CHARLOTTE, NORTH CAROLINA, 28201
(704) 382-8009

CONSULTANT:



**Cole-Jones
& Stone**
Environmental
1000 Park Road
Charlotte, North Carolina
28202
Tel: 704-382-8009
Fax: 704-382-8009

**NEWKIRK
ENVIRONMENTAL INC.**
1000 Park Road
Charlotte, North Carolina
28202
Tel: 704-382-8009
Fax: 704-382-8009

LOCATION:



**LAKEMONT
BUSINESS PARK**

**YORK COUNTY,
SOUTH CAROLINA**

ACTIVITY:

WETLAND FILL FOR COMMERCIAL SITE DEVELOPMENT,
LOCATED WITHIN SOUTH CAROLINA WEST OF INTERSTATE 77,
EAST 200 FEET SOUTH OF THE INTERSECTION OF
CLAYBROOK BOULEVARD AND PLEASANT ROAD.

SHEET TITLE:

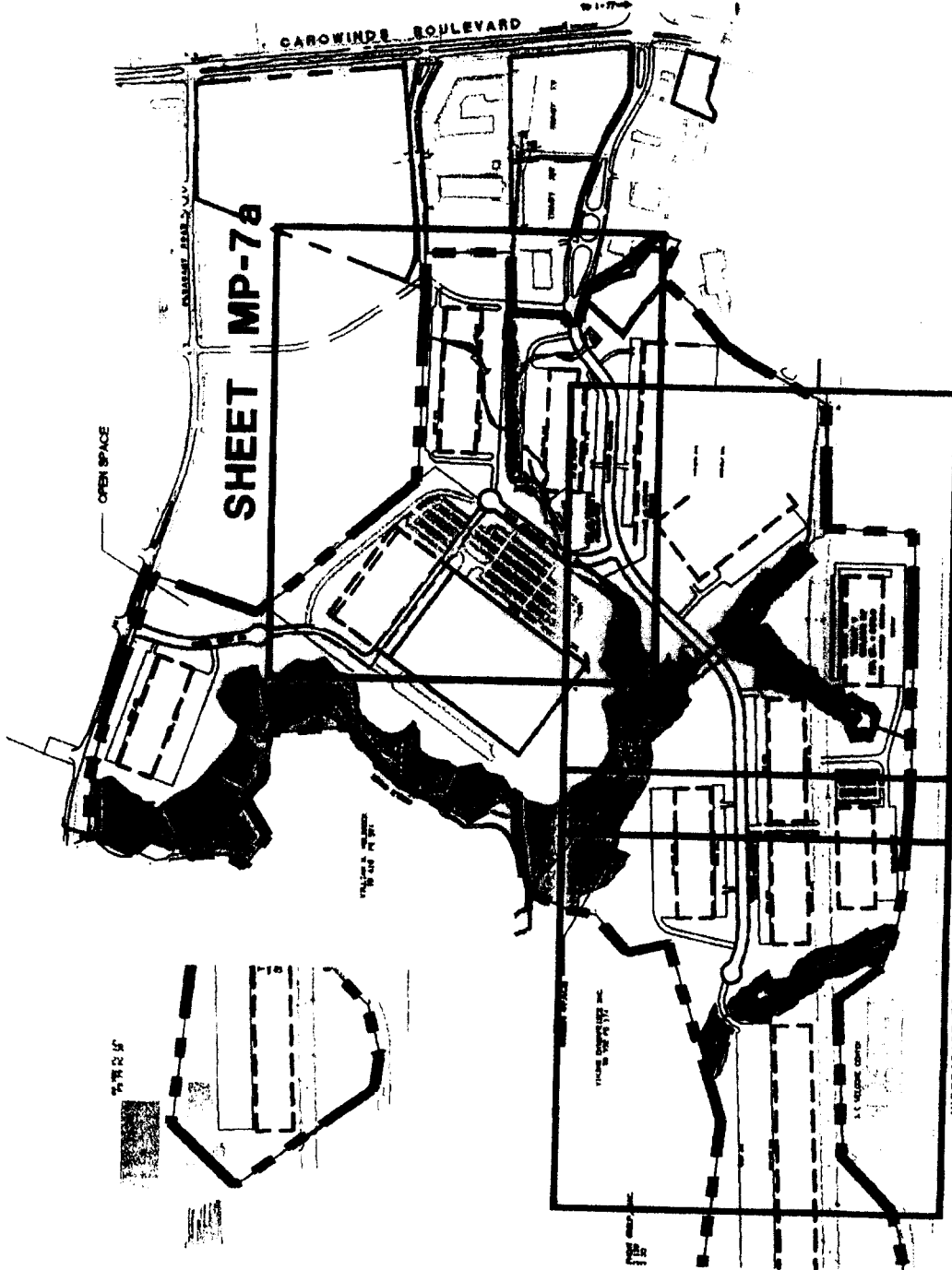
**WETLAND
MASTER PLAN**

SHEET INDEX

593

09/21/99

REVISED: 02/13/01



SHEET MP-5a SHEET MP-6a

SCALE: 1" = 900' - 0"



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MP-3a

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**CRESCENT RESOURCES
INC.**

400 SOUTH FITTON STREET, SUITE 1500
POST OFFICE BOX 1803
CHARLOTTE, NORTH CAROLINA 28201
(704) 382-0008

CONSULTANT:



**Colverest
& Stone**

1115 North Tryon Street
Charlotte, North Carolina
28202
Tel: 772-2222
Fax: 772-2222

**NEWKIRK
ENVIRONMENTAL INC.**

100 East 1st Street
Charlotte, North Carolina
28202
Tel: 772-2222
Fax: 772-2222

LOCATION:



**LAKEMONT
BUSINESS PARK**

**YORK COUNTY,
SOUTH CAROLINA**

ACTIVITY:

WETLAND FILL FOR COMMERCIAL SITE DEVELOPMENT.
LOCATED WITHIN SOUTH CAROLINA WEST OF INTERSTATE 77,
AT THE SO. EAST CORNER OF THE INTERSECTION OF
CARRIAGES BOULEVARD AND HESANTON ROAD.

SHEET TITLE:

**WETLAND
MASTER PLAN
ACTIVITY AREA**

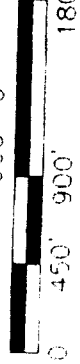
593

09/21/99

REVISED: 02/13/01



SCALE: 1"=900'-0"



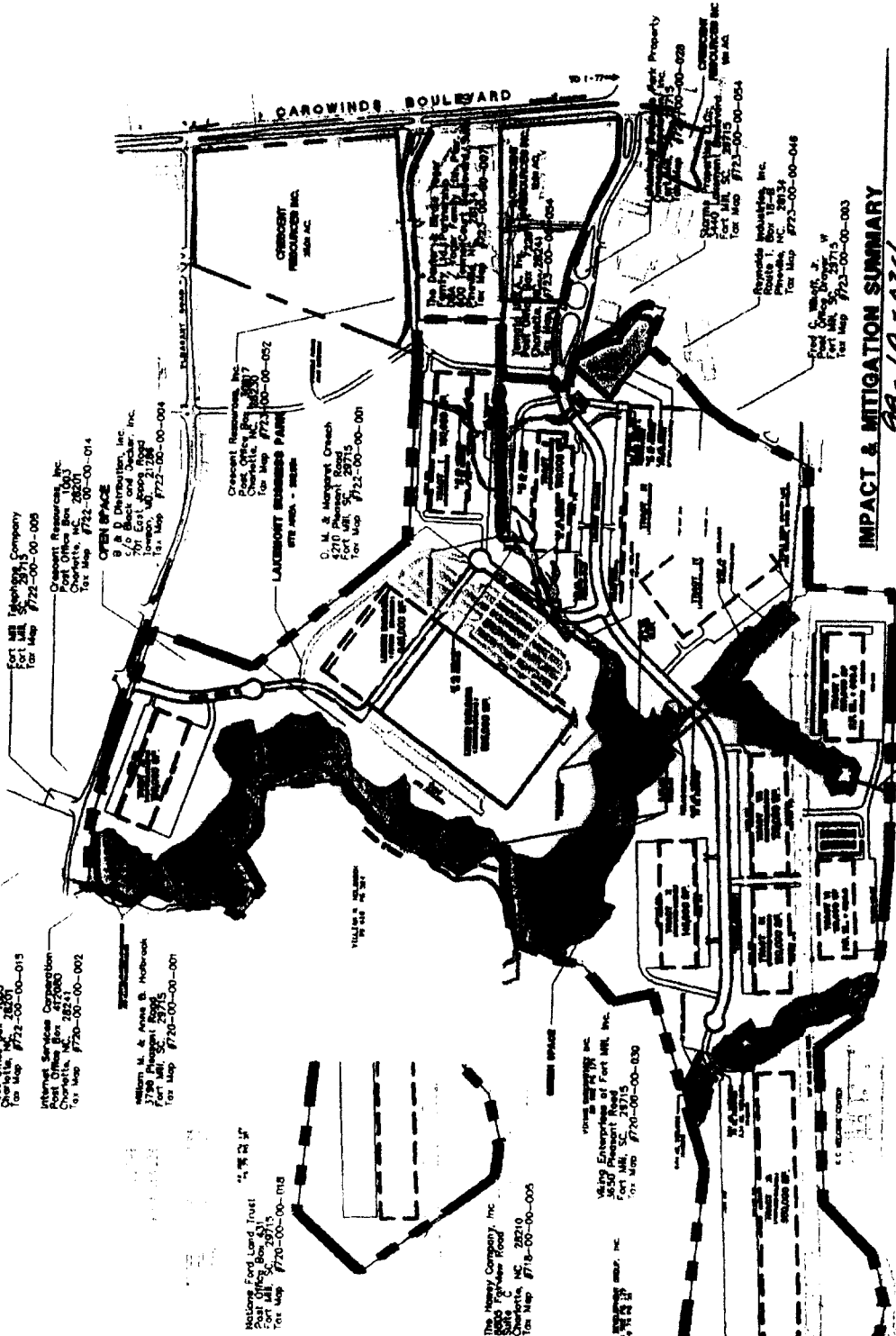
MP-48

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Sheet



IMPACT & MITIGATION SUMMARY

99-19-034

SITE AREA 292.95 AC.

EXISTING WETLAND AREA 9.94 AC.

PROPOSED WETLAND IMPACTS 1.281 AC.

PROR WETLAND IMPACTS AUTHORIZED BY NATION WIDE PERMIT 32 AC.

TOTAL WETLAND IMPACTS 1801 AC.

TOTAL WETLANDS TO BE PRESERVED 8,339 AC.

WETLANDS ABOVE 100 1% FLOOD ELEV. 3,208 AC.

WETLANDS BELOW 100% FLOOD ELEV. 5 AC.

TOTAL WETLAND BUFFER TO BE MAINTAINED 41,265 AC.

BUFFER ABOVE 100 1% FLOOD ELEV. 12,485 AC.

BUFFER BELOW 100% FLOOD ELEV. 28,78 AC.

TOTAL MITIGATION

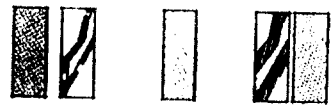
LEGEND



PROPERTY LINE

PROPOSED BUILDING LINE

EXISTING SANITARY LINE



PROR WETLAND IMPACTS AUTHORIZED BY NATION WIDE PERMIT 32 AC.

(CLASSIFIED SEPARATELY FROM THE ABOVE WETLAND IMPACTS - QUANTITY)

TOTAL WETLAND IMPACTS 1801 AC.

TOTAL WETLANDS TO BE PRESERVED 8,339 AC.

WETLANDS ABOVE 100 1% FLOOD ELEV. 3,208 AC.

WETLANDS BELOW 100% FLOOD ELEV. 5 AC.

TOTAL WETLAND BUFFER TO BE MAINTAINED 41,265 AC.

BUFFER ABOVE 100 1% FLOOD ELEV. 12,485 AC.

BUFFER BELOW 100% FLOOD ELEV. 28,78 AC.

Crescent Resources, Inc.
Post Office Box 1803
Charlotte, NC 28201
For Map #722-00-00-015

Internet Services Corporation
Post Office Box 472080
Charlotte, NC 28201
For Map #720-00-00-002

William M. & Anne B. Holbrook
Post Office Box 29715
Fort Mill, SC 29715
For Map #720-00-00-001

Nations Ford Land Trust
Post Office Box 51
Fort Mill, SC 29715
For Map #720-00-00-018

The Henry Company, Inc.
5050 Fort-Lane Road
Charlotte, NC 28210
For Map #718-00-00-005

Wetland Enterprises of Fort Mill, Inc.
Wetland Enterprises
Fort Mill, SC 29715
For Map #720-00-00-030

Wetland Enterprises of Fort Mill, Inc.
Wetland Enterprises
Fort Mill, SC 29715
For Map #720-00-00-030

Wetland Enterprises of Fort Mill, Inc.
Wetland Enterprises
Fort Mill, SC 29715
For Map #720-00-00-030

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Wetland Enterprises of Fort Mill, Inc.
Wetland Enterprises
Fort Mill, SC 29715
For Map #720-00-00-030

Wetland Enterprises of Fort Mill, Inc.
Wetland Enterprises
Fort Mill, SC 29715
For Map #720-00-00-030

APPLICANT :

**CRESCENT RESOURCES
INC.**

400 SOUTH PLYMOUTH STREET, SUITE 1300
FISHERS OFFICE BLDG 1803
CHARLOTTE, NORTH CAROLINA 28201
(704) 382-4888

CONSULTANT :



**Colquhoun
& Stone**
Environmental
Engineering
1155 York Street
Suite 200
Charlotte, North Carolina
28203
Tel: 352-222-0202
Fax: 352-222-0202

**NEWKIRK
ENVIRONMENTAL, INC.**
115 York Street
Suite 200
Charlotte, North Carolina
28203
Tel: 352-222-0202
Fax: 352-222-0202

LOCATION :



**LAKEMONT
SOUTH CAROLINA**

YORK COUNTY,
SOUTH CAROLINA

ACTIVITY :

WETLANDS FILL FOR COMMERCIAL SITE DEVELOPMENT.
LOCATED WITHIN SOUTH CAROLINA WETLANDS DISTRICT 7,
AT EAST END JUST SOUTH OF THE INTERSECTION OF
CARRIAGES BULEVARD AND PLEASANT ROAD.

SHEET TITLE :

**WETLAND
MASTER PLAN**

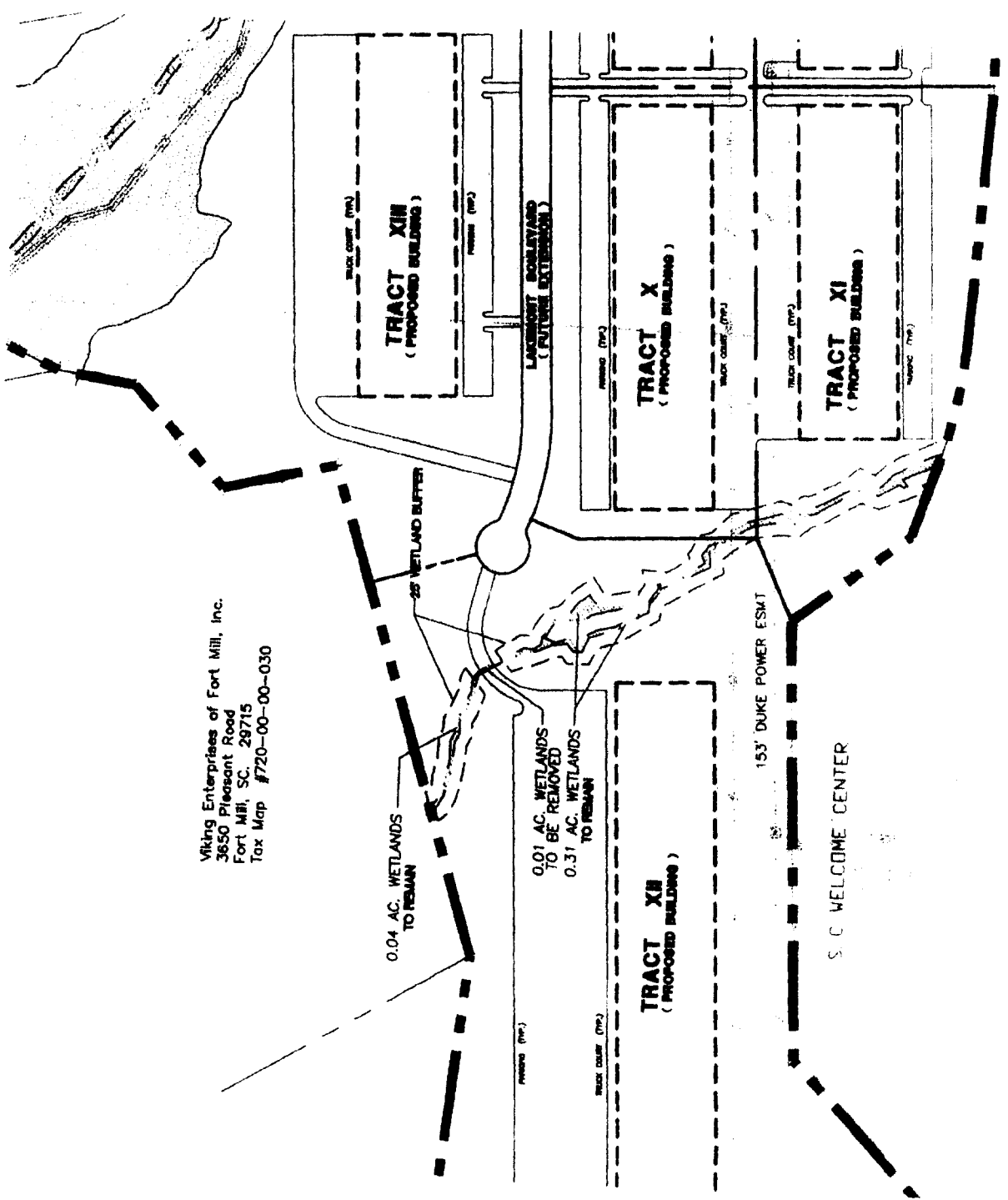
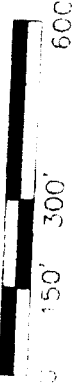
ACTIVITY AREA

593

12/18/98



SCALE: 1" = 300'-0"



Viking Enterprises of Fort Mill, Inc.
3650 Pleasant Road
Fort Mill, SC. 29715
Tax Map #720-00-00-030

0.04 AC. WETLANDS
TO REMAIN

0.01 AC. WETLANDS
TO BE REMOVED
0.31 AC. WETLANDS
TO REMAIN

**TRACT XII
(PROPOSED BUILDING)**

**TRACT X
(PROPOSED BUILDING)**

S. C. WELCOME CENTER

153' DUKE POWER ESKIT

**TRACT XIII
(PROPOSED BUILDING)**

LAKEMONT BULEVARD
(PULVERE BULEVARD)

**TRACT XI
(PROPOSED BUILDING)**

SAC: 2007-00986

MP-5a

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AFFILIANT :

**CRESCENT RESOURCES
INC.**

400 SOUTH WYOM STREET, SUITE 1300
PO BOX OFFICE BOX 1003
CHARLOTTE, NC NORTH CAROLINA 28201
(704) 352-6000

CONSULTANT :



**Colebeest
& Stone**
Environmental, Inc.
115 South Pine Street
Suite 200
Charlotte, NC 28202
Tel: 704.333.4222
Fax: 704.333.4222

**NEWKIRK
ENVIRONMENTAL, INC.**
100 East Pine Street
Suite 200
Charlotte, NC 28202
Tel: 704.333.4222
Fax: 704.333.4222

LOCATION :



**LAKEMONT
FITNESS PARK**

**YORK COUNTY,
SOUTH CAROLINA**

ACTIVITY :

WETLANDS FILL FOR COMMERCIAL USE DEVELOPMENT,
LOCATED WITHIN SOUTH CAROLINA WEST OF INTERSTATE 77,
AT EXIT 40 JUST SOUTH OF THE INTERSECTION OF
CANNINGS BOULEVARD AND PLEASANT ROAD.

SHEET TITLE :

**WETLAND
MASTER PLAN**

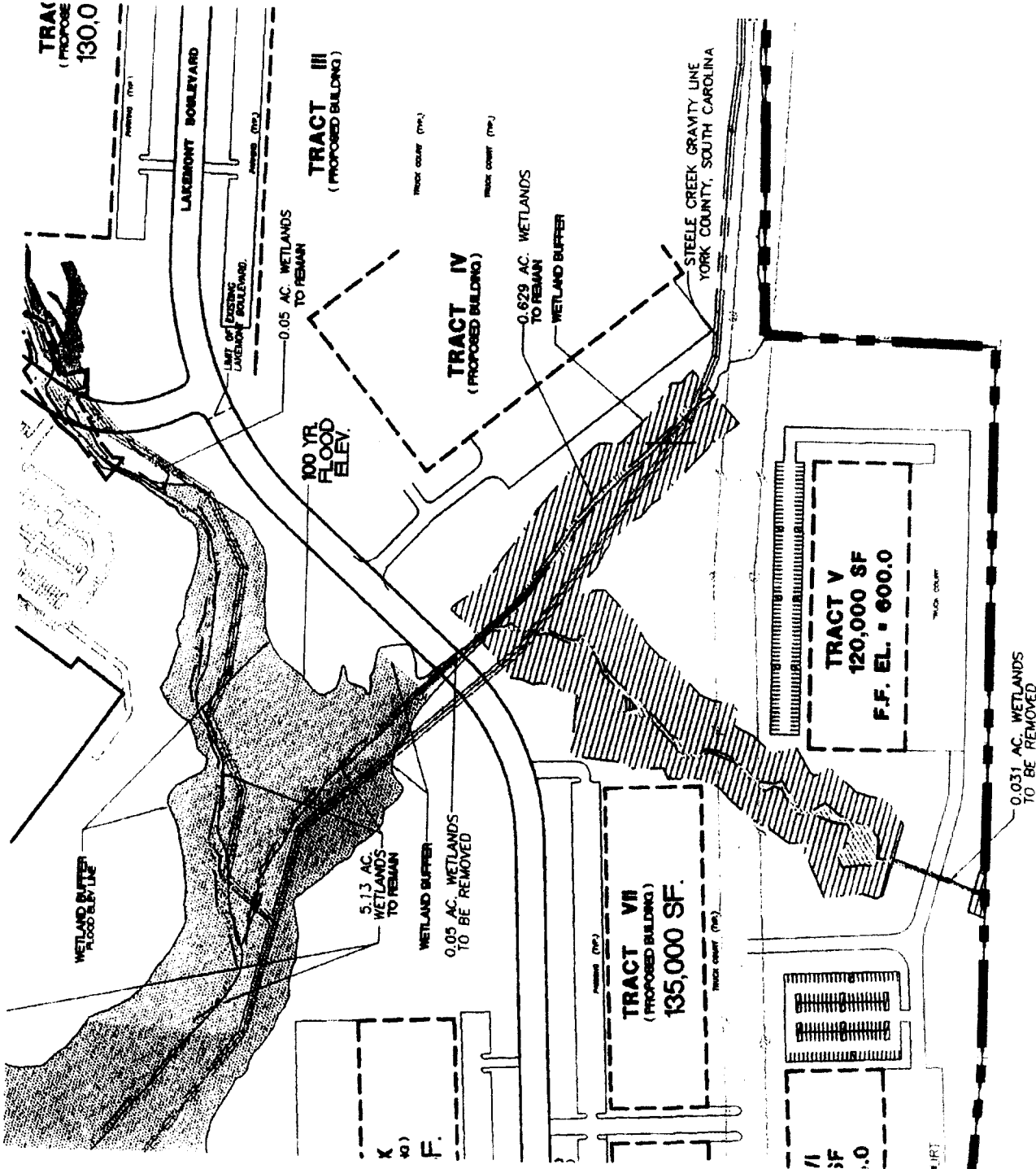
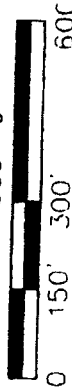
ACTIVITY AREA

593 09/21/99

REVISED: 02/13/01



SCALE: 1" = 300' - 0"



SAC-2007-00986

MP-6a

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APPLICANT :

**CRESCENT RESOURCES
INC.**

408 SOUTH IVYHILL STREET, SUITE 1300
POST OFFICE BOX 1003
CHARLOTTE, NORTH CAROLINA 28201
(704) 382-9025

CONSULTANT :



Crescent Resources, Inc.
112 South Tryon Street
Charlotte, North Carolina
28202
Tel: 382-9025
Fax: 382-9026

**NEWKIRK
ENVIRONMENTAL, INC.**
102 East Bay Street
Suite 200
Charlotte, North Carolina
28202
Tel: 382-9025
Fax: 382-9026

LOCATION :



**LAKEMONT
BUSINESS PARK**

**YORK COUNTY,
SOUTH CAROLINA**

ACTIVITY :

WETLAND FILL FOR COMMERCIAL SITE DEVELOPMENT.
LOCATED WITHIN SOUTH CAROLINA WEST OF INTERSTATE 77,
AT EXIT 80 JUST SOUTH OF THE INTERSECTION OF
CHANNING BOULEVARD AND PLEASANT ROAD.

SHEET TITLE :

**WETLAND
MASTER PLAN**

ACTIVITY AREA

583

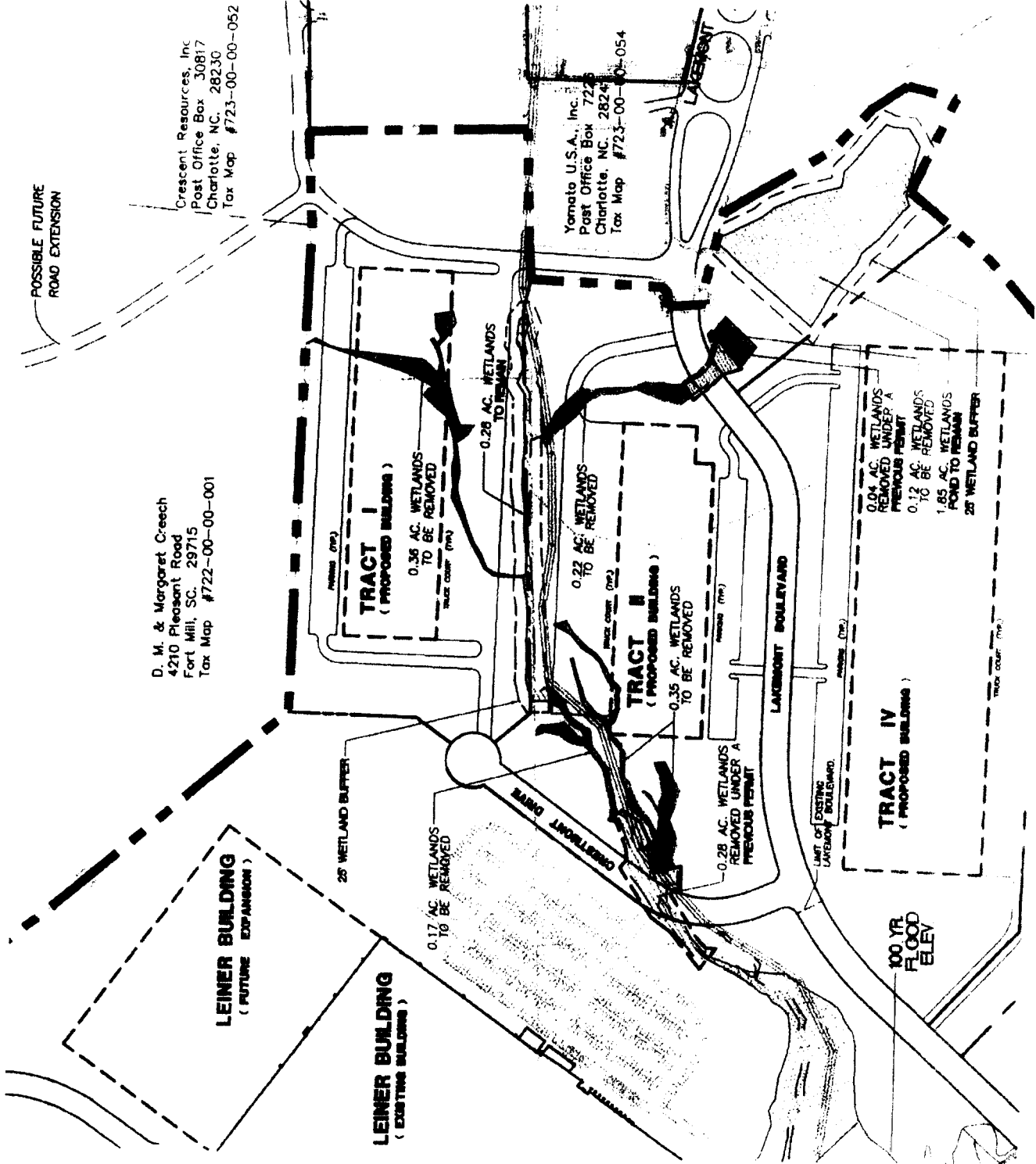
12/18/98

SCALE: 1" = 300' - 0"



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**CRESCENT RESOURCES
INC.**

400 SOUTH WYOM STREET, SUITE 1300
POST OFFICE BOX 1083
CHARLOTTE, NORTH CAROLINA 28201
(704) 362-8009

CONSULTANT :



**Cole Jensen
& Stone**
Land Planning
and Environmental
Services, Inc.
1000 North Tryon Street
Suite 200
Charlotte, North Carolina
28206
Tel: 704.375.4000
Fax: 704.375.4001

**NEWKIRK
ENVIRONMENTAL, INC.**
2500 The Street
Charlotte, South Carolina
28217
Tel: 843.771.6000
Fax: 843.771.6002

LOCATION :



**LAKEMONT
SUBDIVISION**

**YORK COUNTY,
SOUTH CAROLINA**

ACTIVITY :

WETLAND FILL FOR COMMERCIAL SITE DEVELOPMENT
LOCATED WITHIN SOUTH CAROLINA WEST OF INTERSTATE 77.
DRAINAGE AREA IS THE INTERSECTION OF
COLUMBUS BOULEVARD AND PRIVATE ROAD.

SHEET TITLE :

**WETLAND
MASTER PLAN**

FILL SECTIONS

593

09/21/99

REVISED: 02/13/01

NOT TO SCALE

MP-8a

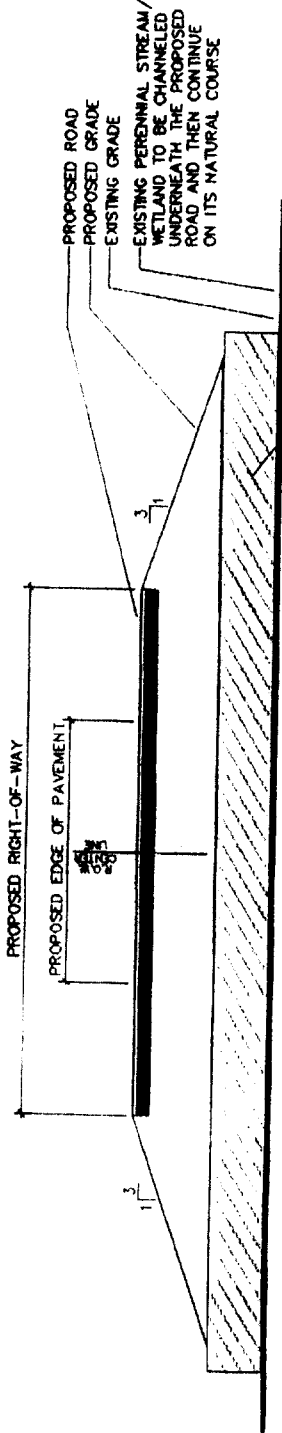
9

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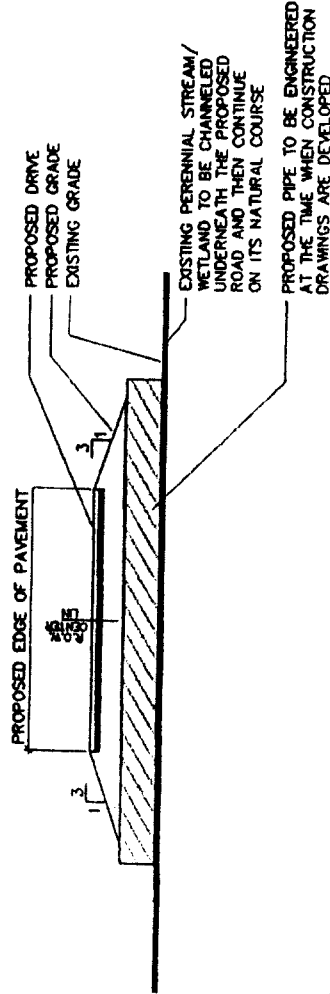
of

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PROPOSED PIPE TO BE ENGINEERED
AT THE TIME WHEN CONSTRUCTION
DRAWINGS ARE DEVELOPED

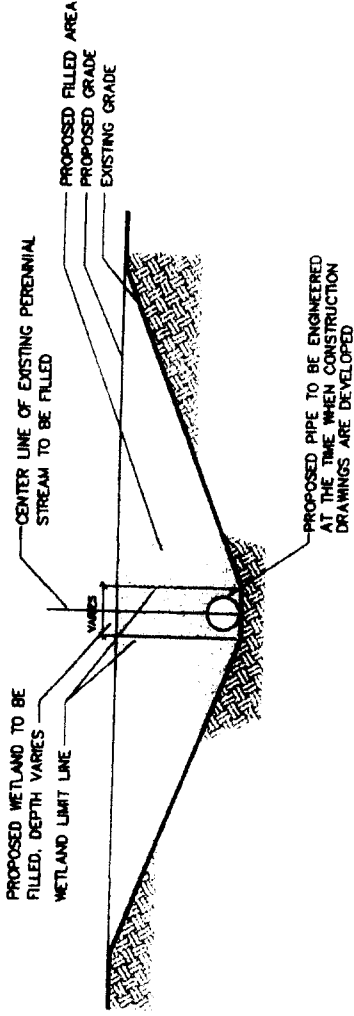
**WETLAND CROSSING -
LAKEMONT BOULEVARD AND THE PERENNIAL STREAM AT TRACT VII**



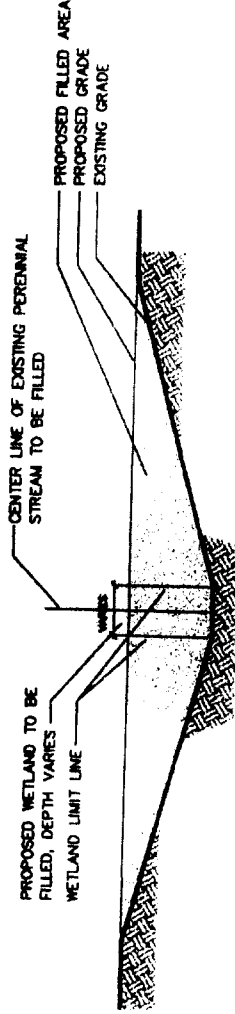
PROPOSED PIPE TO BE ENGINEERED
AT THE TIME WHEN CONSTRUCTION
DRAWINGS ARE DEVELOPED

**WETLAND CROSSING -
PRIVATE DRIVE AND THE PERENNIAL STREAM AT TRACT V & VI**

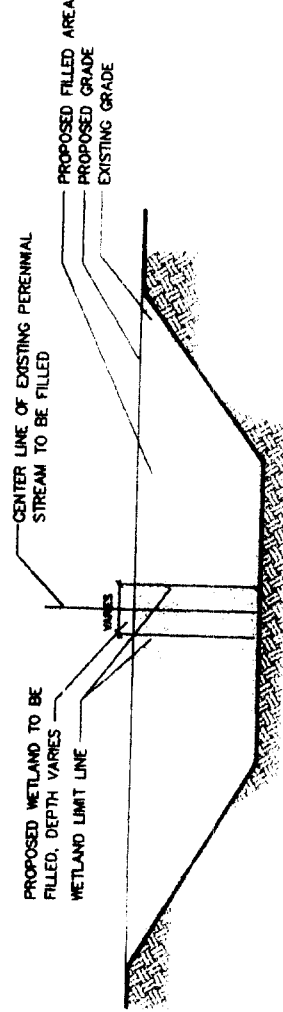
SAC-2007-00986



**WETLAND FILLING -
TYPICAL FILL SECTION FOR TRACT R&VI**



**WETLAND FILLING -
TYPICAL FILL SECTION FOR TRACT I,II,VI&IX**



**WETLAND FILLING -
TYPICAL FILL SECTION FOR TRACT VI**

APPLICANT:

**CRISCENT RESOURCES
INC.**

400 SOUTH WYOM STREET, SUITE 1300
FISHERS BUILDING
CHARLOTTE, NORTH CAROLINA 28201
(704) 362-8000

CONSULTANT:



**Colquhoun
& Stone**
1000 North Tryon Street
Suite 200
Charlotte, North Carolina
28202
Tel: 704.333.8888
Fax: 704.333.8887

**NEWKIRK
ENVIRONMENTAL, INC.**
200 East 7th Street
Suite 201
Charlotte, North Carolina
28202
Tel: 704.333.8888
Fax: 704.333.8887

LOCATION:



**LAKEMONT
BUSINESS PARK**

**YORK COUNTY,
SOUTH CAROLINA**

ACTIVITY:

WETLAND FILL FOR COMMERCIAL SITE DEVELOPMENT.
LOCATED WITHIN SOUTH CAROLINA WEST OF INTERSTATE 77,
AT EXIT ON EAST SHOULDER OF THE INTERSECTION OF
CARRIAGES BOULEVARD AND PLEASANT ROAD.

SHEET TITLE:

**WETLAND
MASTER PLAN**

FILL SECTIONS

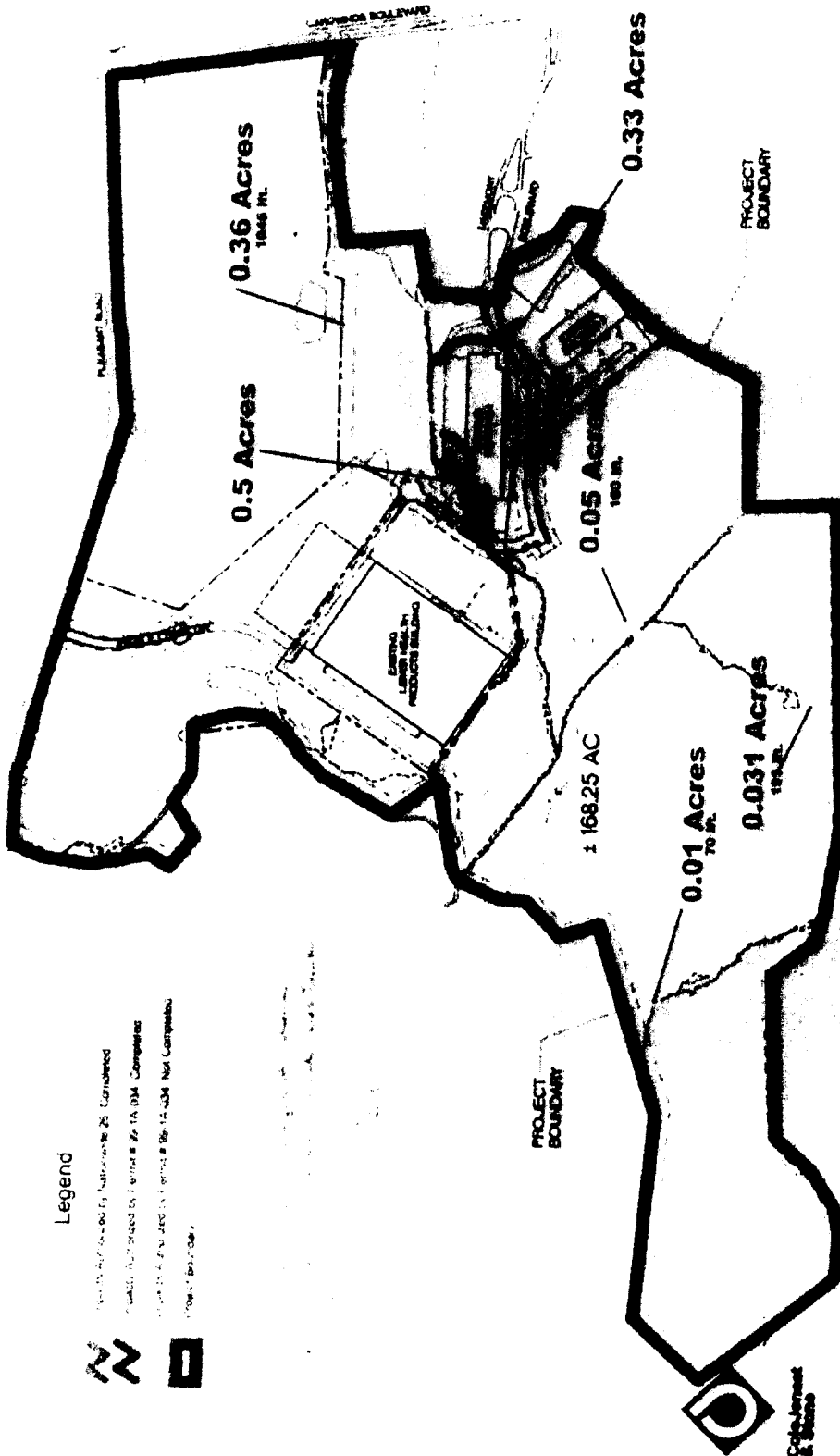
593

12/18/98

NOT TO SCALE

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Legend




 Wetlands as shown by National Wetlands Inventory

 Areas authorized by permit # 76-1A-034, Completed
 Areas authorized by permit # 86-1A-034, Not Completed
 Project Boundary

Exhibit A


Project No. 2007-00986-101 SCALE: 1" = 500'



**CRESCENT RESOURCES
INC.**

400 SOUTH WYOM STREET, SUITE 1300
POST OFFICE BOX 1000
CHARLOTTE, NORTH CAROLINA 28201
(704) 362-0000

CONSULTANT:


**CoteJensen
& Stone**
 1115 South Tryon Street
 Suite 200
 Charlotte, NC 28203
 Tel: 704.375.1111
 Fax: 704.375.1111

**NEWKIRK
ENVIRONMENTAL, INC**
 125 East 4th Street
 Suite 201
 Charlotte, North Carolina
 28202
 Tel: 704.775.0000
 Fax: 704.775.0000

LOCATION:

**LAKEMONT
BUSINESS PARK**

 YORK COUNTY,
SOUTH CAROLINA

ACTIVITY:

WETLAND FILL FOR COMMERCIAL SITE DEVELOPMENT
 LOCATED WITHIN OTHER WETLAND USE OF HIGHWAY 77,
 AT EAST BY JUNE 2006 OF THE PERMITTING OF
 CHARLES BOULEVARD AND PARKWAY ROAD

SHEET TITLE:

**WETLAND
MASTER PLAN**

FILL SECTIONS

593

REVISED: