

JOINT
PUBLIC NOTICE

CHARLESTON DISTRICT, CORPS OF ENGINEERS
1949 Industrial Road, Room 140
Conway, South Carolina 29526

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 # 2007-0542-3

September 21, 2007

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

NECK DEVELOPERS, LLC
C/O THE BRIGMAN COMPANY, INC
PO BOX 1532
CONWAY, SOUTH CAROLINA 29528

for a permit to construct four joint-use piers with floating docks and one community pier with a floating dock in

WILLIAMS CREEK

located adjacent to and south of Little River Neck Road approximately 2.5 miles east of S.C. Highway 9 in the Little River Township, Horry County, South Carolina (Latitude: 33.84691°N; Longitude 78.61248°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, OCTOBER 22, 2007

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

The proposed work consists of constructing four joint-use docks and one community dock each consisting of a 12' by 12' fixed pierhead attached to an 8' x 12' floating dock by a 4' wide gangway. All docks are accessed by walkways ranging from 4' x 10' to 4' x 231' as shown on drawing 4 of 5.

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
1949 Industrial Park Road, Room 140
Conway, South Carolina 29526**

The work shown on this application must also be certified as consistent with applicable provisions of the Coastal Zone Management Program (15 CFR 930). 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 State certification must submit all comments in writing to the South Carolina Department of Health and Environmental Control at the above address within thirty (30) days of the date of this notice.

This initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Implementation of the proposed project would impact 0.09 acre 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.

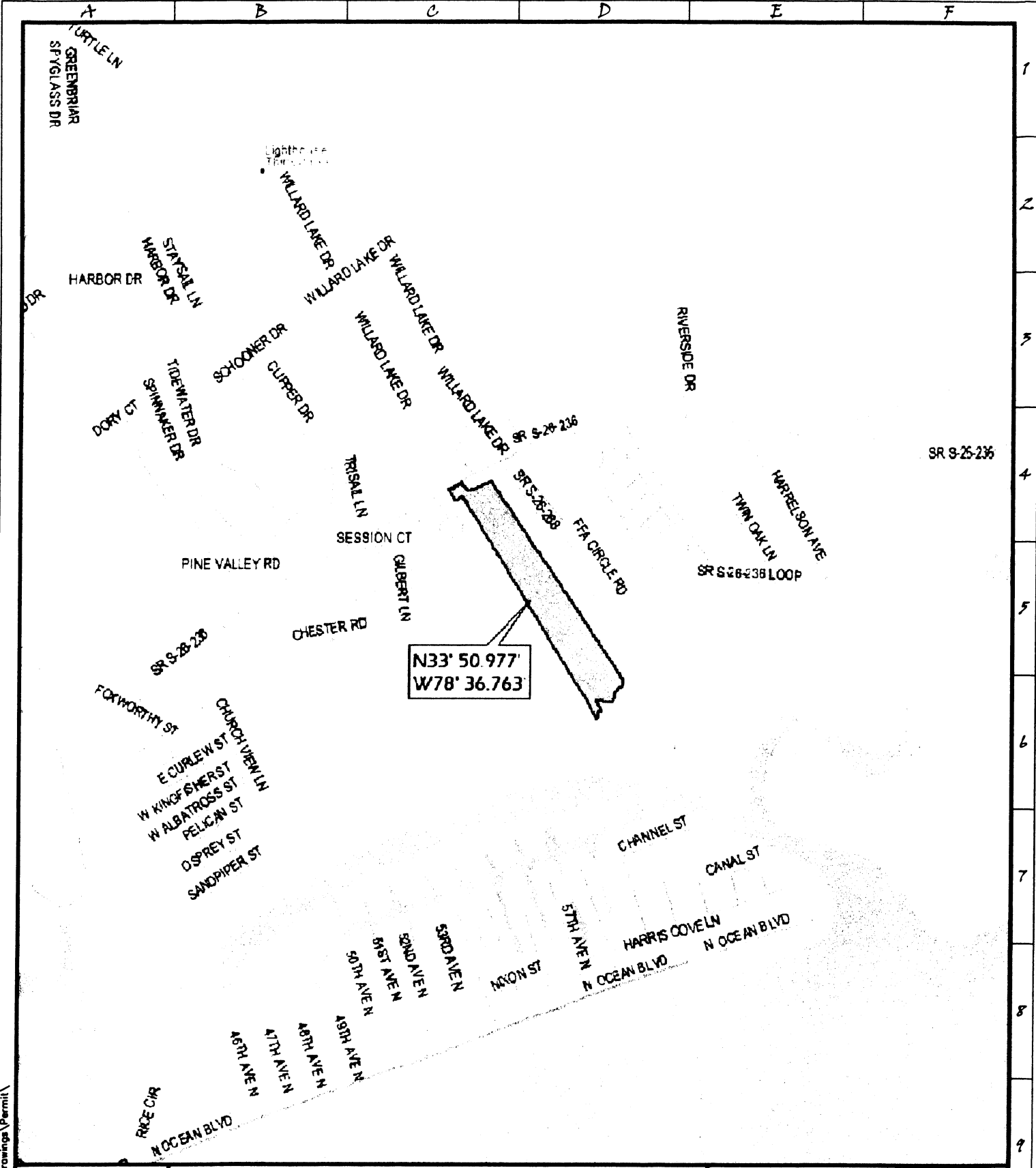
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for a public hearing shall state, with particularity, the reasons for holding a public hearing.

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,

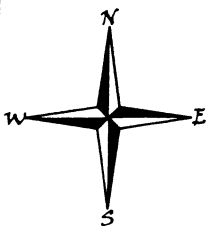
flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production and, in general, the needs and welfare of the people. A permit will be granted unless the District Engineer determines that 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 Wiley Bracey at 843-365-1707.



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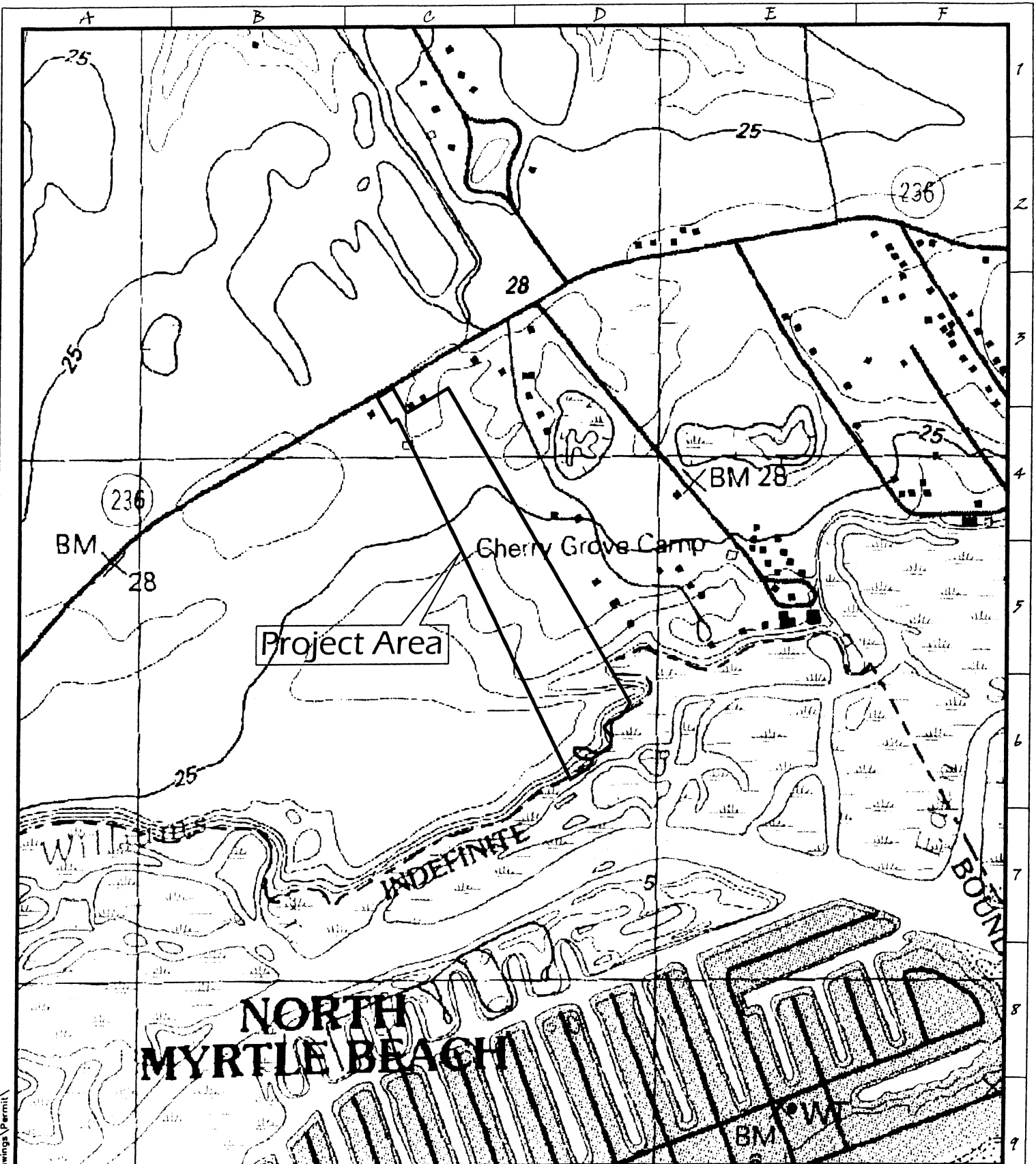


DOCK MASTER PLAN
WATERS EDGE SUBDIVISION
HORRY COUNTY, SOUTH CAROLINA
DATE: 2/12/07
SAC: 2007-00542-3

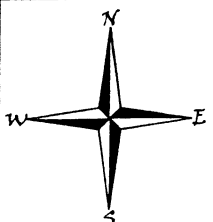
PAGE: 1 of 5

APPLICATION NO. _____

TOTAL PROP. AREA	25.88 ACRES
ORIG. WETLANDS	2.79 ACRES
WETLAND FILL	0.09 ACRES
WETLAND EXCAVATION	N/A
UPLAND BUFFER	N/A
WETLAND PRESERVATION	N/A
WETLAND RESTORATION	N/A



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DOCK MASTER PLAN
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APPLICATION NO. _____

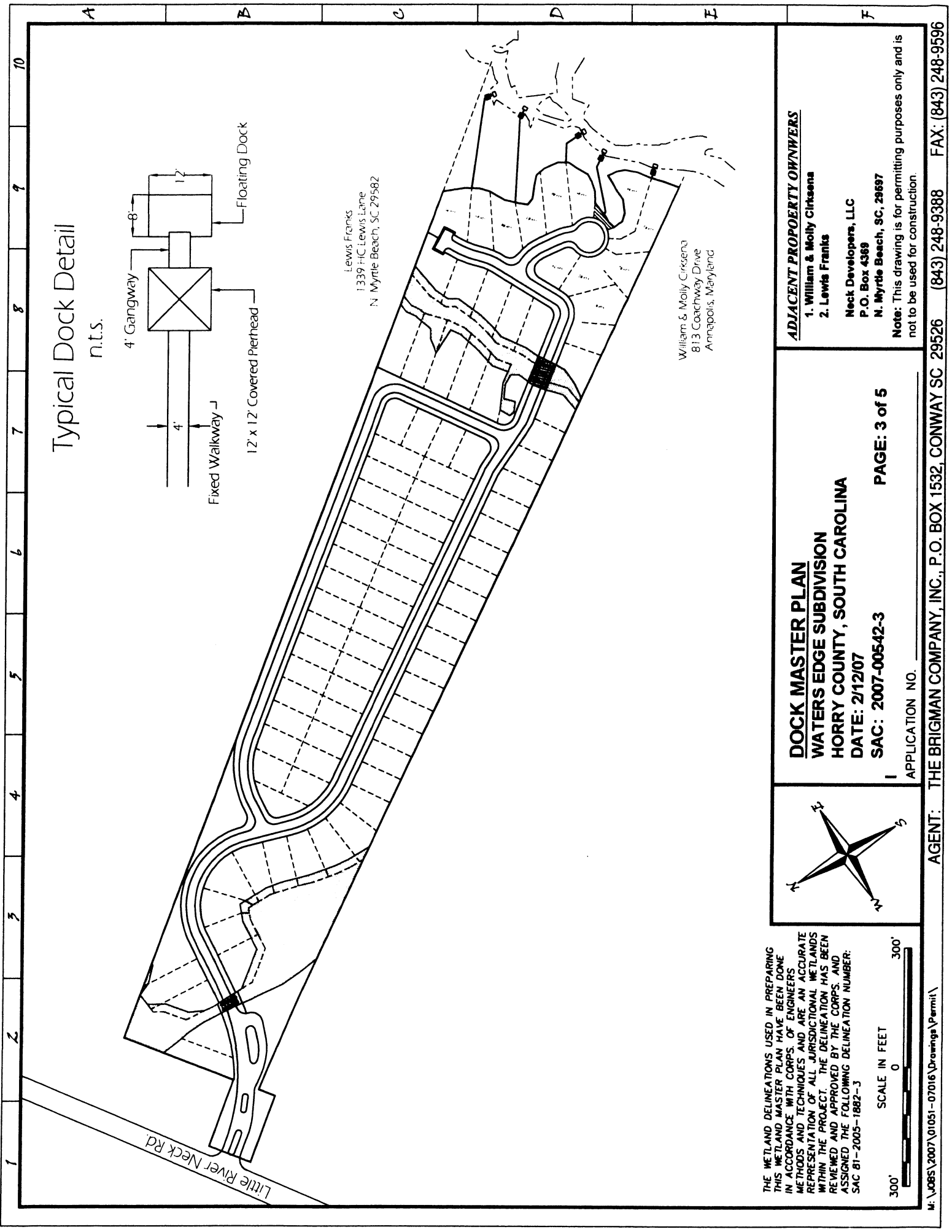
ADJACENT PROPERTY OWNERS

- 1. William & Molly Cirksena
- 2. Lewis Franks

OWNER/APPLICANT

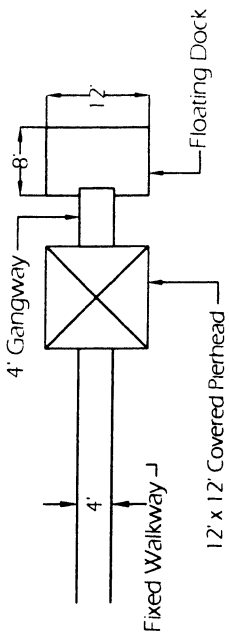
Neck Developers, LLC
 P.O. Box 4369
 N. Myrtle Beach, SC, 29597

Note: This drawing is for permitting purposes only and is not to be used for construction.



Typical Dock Detail

n.t.s.



Lewis Franks
1339 HC Lewis Lane
N Myrtle Beach, SC 29582

William & Molly Cirksena
813 Cochway Drive
Annapolis, Maryland

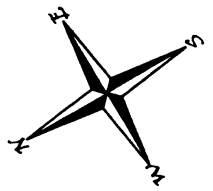
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PAGE: 3 of 5

ADJACENT PROPERTY OWNERS

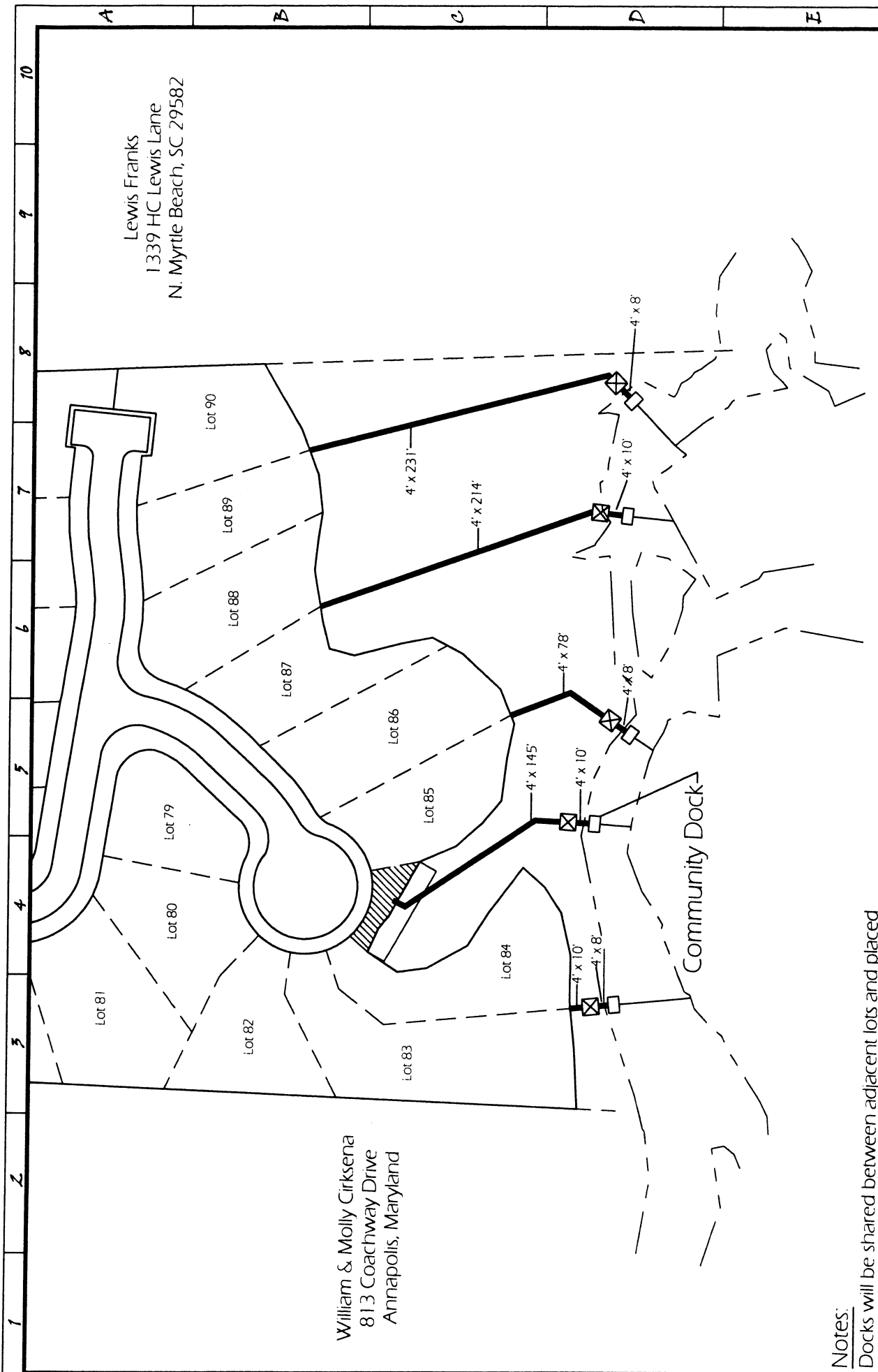
1. William & Molly Cirksena
 2. Lewis Franks
- Neck Developers, LLC
 P.O. Box 4389
 N. Myrtle Beach, SC, 29587

Note: This drawing is for permitting purposes only and is not to be used for construction.



THE WETLAND DELINEATIONS USED IN PREPARING THIS WETLAND MASTER PLAN HAVE BEEN DONE IN ACCORDANCE WITH CORPS OF ENGINEERS METHODS AND TECHNIQUES AND ARE AN ACCURATE REPRESENTATION OF ALL JURISDICTIONAL WETLANDS WITHIN THE PROJECT. THE DELINEATION HAS BEEN REVIEWED AND APPROVED BY THE CORPS, AND ASSIGNED THE FOLLOWING DELINEATION NUMBER: SAC 81-2005-1882-3





Lewis Franks
 1339 HC Lewis Lane
 N. Myrtle Beach, SC 29582

William & Molly Cirksema
 813 Coachway Drive
 Annapolis, Maryland

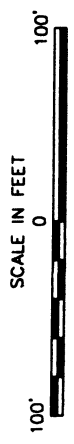
DOCK MASTER PLAN
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ADJACENT PROPERTY OWNERS
 1. William & Molly Cirksema
 2. Lewis Franks
 Neck Developers, LLC
 P.O. Box 4369
 N. Myrtle Beach, SC, 29697

Note: This drawing is for permitting purposes only and is not to be used for construction.

Notes:
 Docks will be shared between adjacent lots and placed on common property lines.

Where practical docks were place at a minimum of 100' separation between shared docks.



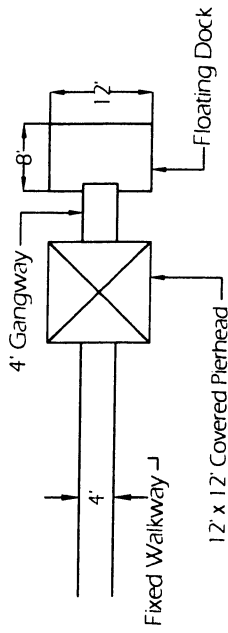
PAGE: 4 of 5

APPLICATION NO.

1 2 3 4 5 6 7 8 9 10 A B C D E F

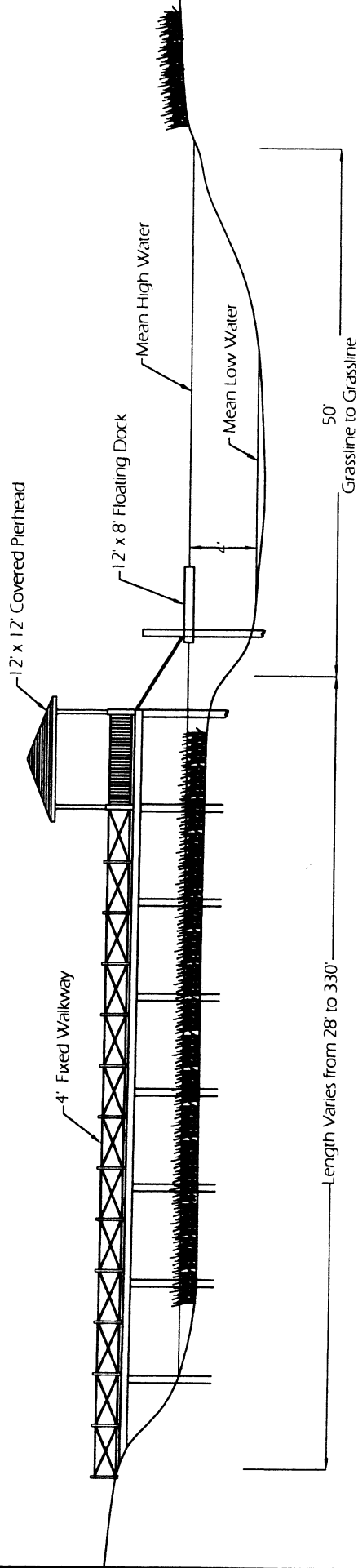
Typical Dock Detail

n.t.s.



Side Sectional View

n.t.s.



Notes:

Docks will be shared between adjacent lots and placed on common property lines.

Where practical docks were placed at a minimum of 100' separation between shared docks.

DOCK MASTER PLAN
WATERS EDGE SUBDIVISION
HORRY COUNTY, SOUTH CAROLINA
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ADJACENT PROPERTY OWNERS

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 2. Lewis Franks
- Neck Developers, LLC
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 N. Myrtle Beach, SC, 29597

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