

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 #2007-02130-5IZ

September 28, 2007

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), and the S.C. Construction in Navigable Waters Permit Program (R. 19-450, et. seq., 1976 S.C. Code of Laws, as amended), an application has been submitted to the Department of the Army and the State of South Carolina by

Water Edge of York County
Tony Berry
448 Lake Shore Parkway
Rock Hill SC 29730

for a permit to dredge around two existing docks on

LAKE WYLIE

At a location in a cove near Mistwood Road, with temporary spoils disposal on lot 32 at the end of Lands End Road, Rock Hill, SC 29732. (Latitude 35.015125, Longitude 81.055282)

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 29, 2007

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

The proposed work consists of dredging 700 cubic yards of material using a bucket style cutterhead. The spoils will be loaded onto a cargo barge and then pushed to the spoils site, which is surrounded by a silt fence. Spoils will be reloaded onto a dump truck and dumped and spread a final disposal point.

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 the S. C. Construction in Navigable Waters Permit Program. State review, permitting and certification is conducted by the S. C. Department of Health and Environmental Control. 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 or the navigable waters permit 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 0.01 acres of freshwater habitat well inland 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 made no determination of effect on any Federally endangered, threatened, or proposed species. 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 Federally listed or proposed to be listed endangered or threatened species and/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.

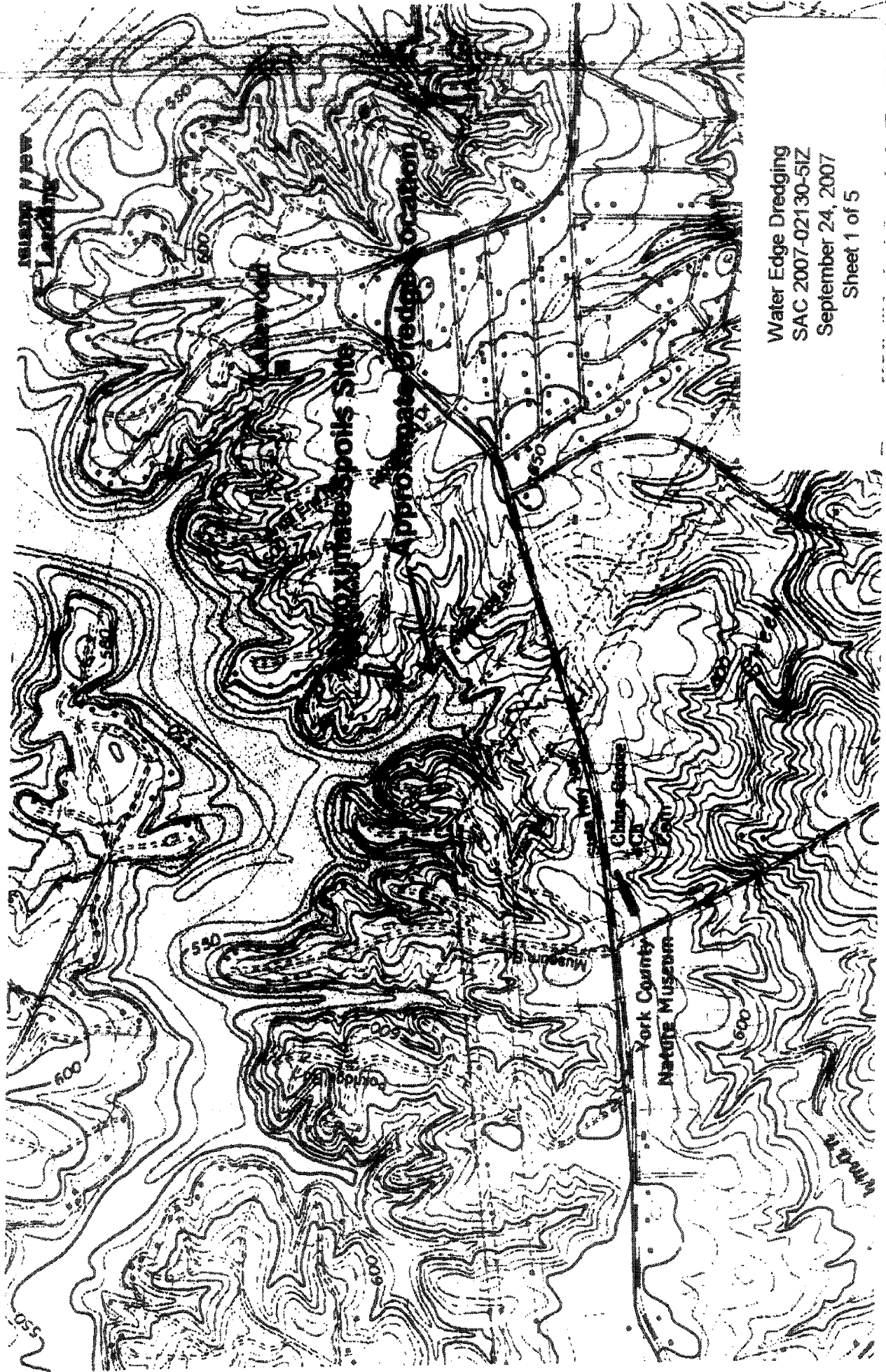
September 28, 2007

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.

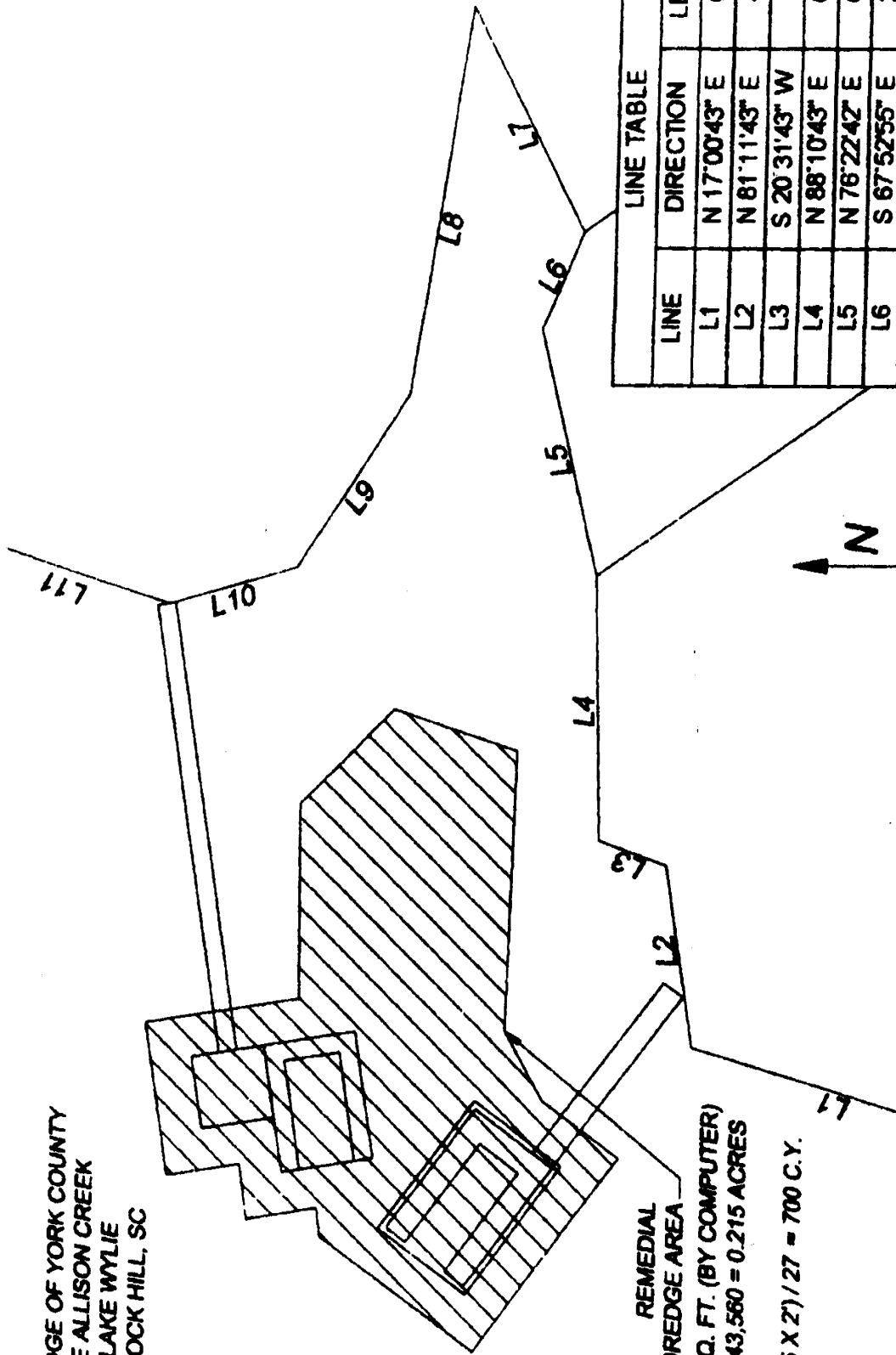
The Corps of Engineers is soliciting comments from the public; Federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this activity. Any comments received will be considered by the Corps of Engineers to determine 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 Laura Boos at 803-253-3902.



Water Edge Dredging
SAC 2007-02130-51Z
September 24, 2007
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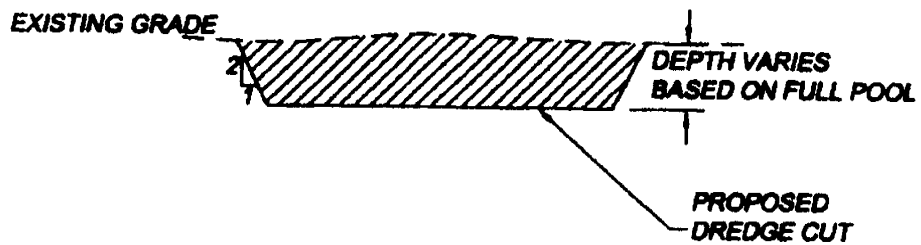
WATER EDGE OF YORK COUNTY
 LITTLE ALLISON CREEK
 LAKE WYLIE
 ROCK HILL, SC



REMEDIAL
 DREDGE AREA
 -9,355 SQ. FT. (BY COMPUTER)
 9,355 / 43,560 = 0.215 ACRES
 (9,355 X 27) / 27 = 700 C.Y.

LINE TABLE		
LINE	DIRECTION	LENGTH
L1	N 17°00'43" E	68.52'
L2	N 81°11'43" E	45.72'
L3	S 20°31'43" W	17.81'
L4	N 88°10'43" E	66.04'
L5	N 76°22'42" E	62.66'
L6	S 67°52'55" E	25.80'
L7	N 62°20'17" E	61.80'
L8	N 82°04'28" W	95.98'
L9	N 57°53'57" W	50.61'
L10	N 16°08'57" W	32.28'
L11	N 18°14'13" E	48.30'

Water Edge Dredging
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 Sheet 2 of 5



**TYPICAL
CROSS-SECTION
OF DREDGE CUT**

Water Edge Dredging
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September 24, 2007
Sheet 3 of 5

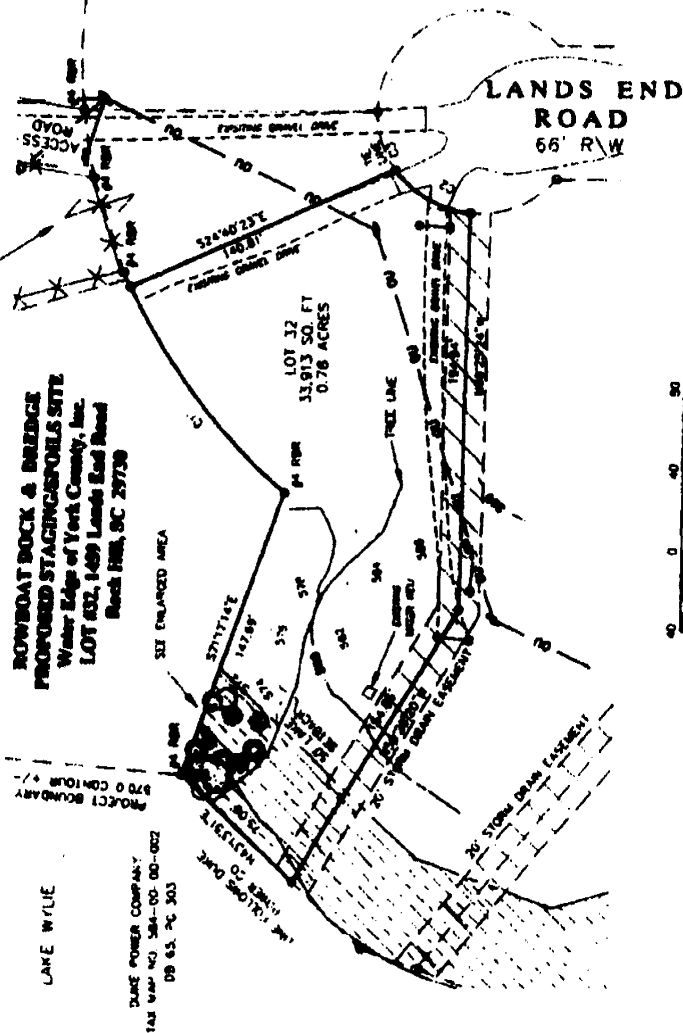
PLAT OF SURVEY FOR

Water Edge of York County, Inc.

1459 LANDS END ROAD
BEING LOT #32 OF WATER EDGE - PHASE I,
YORK COUNTY, SOUTH CAROLINA
P.B. D54, PG. 6
NOVEMBER 10, 2006
TAX MAP # 385-00-00-132



VICINITY MAP (P.T.S.)



**ROWBOAT DOCK & BRIDGE
PROPOSED STAGING/STORAGE SITE**
Water Edge of York County, Inc.
LOT #32, 1459 Lands End Road
Beaufort, NC 28520

DUKE POWER COMPANY
TAX MAP NO. 384-00-00-002
DB 63, PG. 303

LOT 32
33,913 SQ. FT.
0.78 ACRES

LANDS END ROAD
66' R/W

SCALE: 1" = 40'

ENLARGED AREA
SCALE: 1" = 20'

THE DISTRICT ENGINEER HAS REVIEWED THIS SURVEY AND HAS DETERMINED THAT IT COMPLIES WITH THE REQUIREMENTS OF THE SURVEYING ACT OF 1968 AND THE REGULATIONS THEREUNDER. HE HAS THEREFORE ISSUED THIS CERTIFICATE OF APPROVAL. HIS REVIEW IS LIMITED TO THE TECHNICAL ASPECTS OF THE SURVEY AND DOES NOT CONSTITUTE A GUARANTEE OF THE ACCURACY OF THE INFORMATION CONTAINED HEREIN. THE DISTRICT ENGINEER'S OFFICE IS NOT RESPONSIBLE FOR ANY ERRORS OR OMISSIONS IN THIS SURVEY OR FOR ANY DAMAGE TO PERSONS OR PROPERTY RESULTING FROM THE USE OF THIS SURVEY.

[Signature]
DISTRICT ENGINEER

LEGEND:
C - CONVEYANCE TO STATE
D - DEED FROM THE STATE
E - EASEMENT

NOTE TO CLERK OF COURT:
THIS SURVEY CHANGES NO NEW
LOT OR PROPERTY LINES

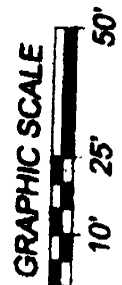
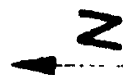
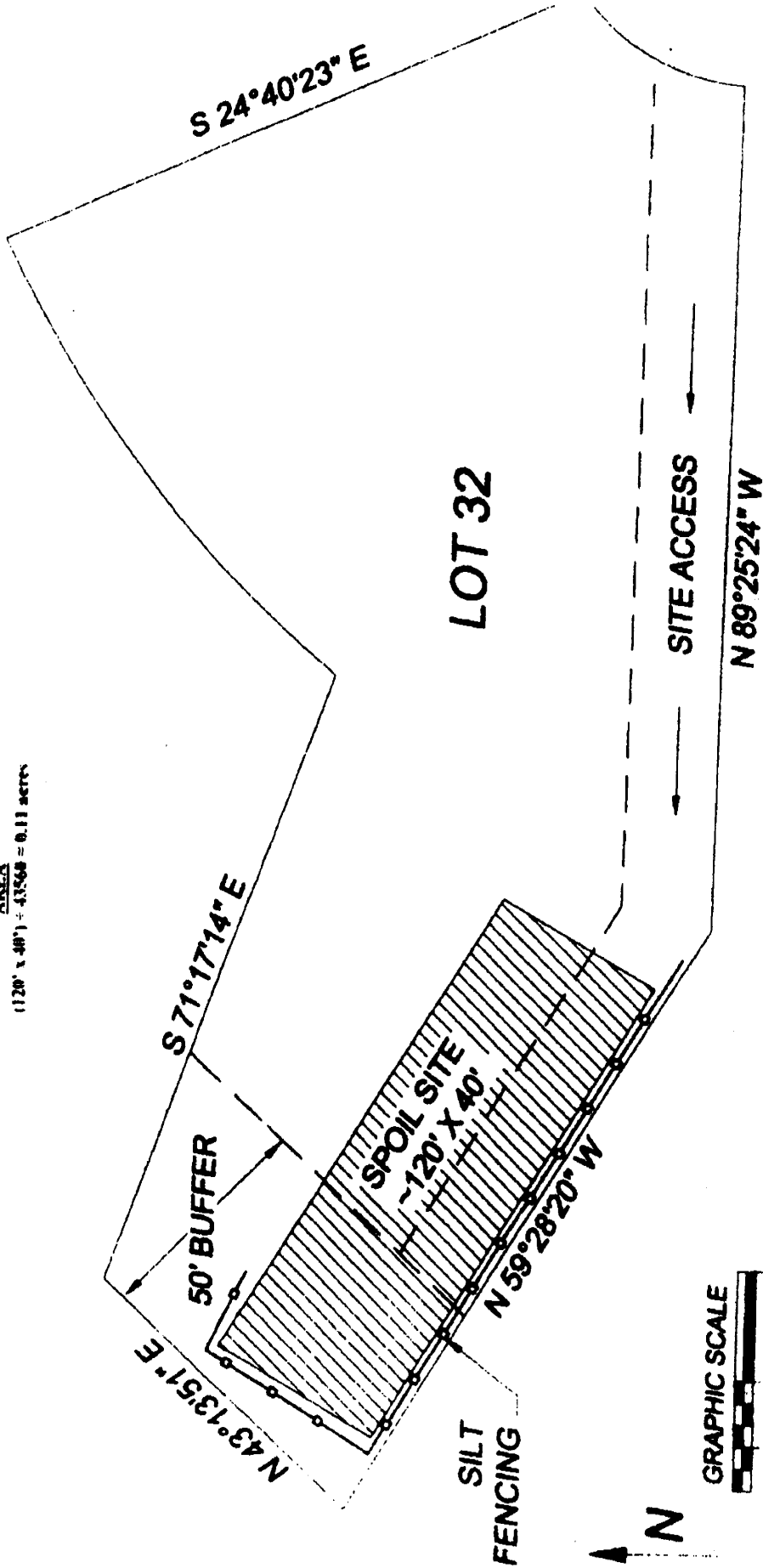
NO.	DESCRIPTION	DATE
1	CONVEYANCE TO STATE	11/10/06
2	DEED FROM STATE	11/10/06
3	EASEMENT	11/10/06

63
62
61



PROPOSED SPOILS
STAGING SITE
Water Edge of York County, Inc.
Lot #32, Lands End Road
Rock Hill, SC 29730

AREA
(120' x 40') ÷ 43568 = 0.11 acres



1 INCH = 25 FEET

Water Edge Dredging
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