

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

November 16, 2007

REGULATORY DIVISION

Refer to: P/N # 2007-02509-1IQ

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 S. C. Department of Health and Environmental Control by

MR. PAT FLYNN
120 MARY STREET
MT. PLEASANT, SOUTH CAROLINA 29464

for a permit to construct a community dock structure on

BOHICKET CREEK

at a location at the terminus of Cherry Point Road (S-10-1767), Charleston County, South Carolina (Long. 80.17773 x Lat. 32.60104).

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, DECEMBER 17, 2007

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

The proposed work consists of a dock structure including a 6' by 520.9' pier leading to a 30' by 20' covered, fixed pier head flanked by a 40' by 10' ebb side and a 60' by 10' flood side floating docks. Two 30' by 20' covered boat lifts are to be located landward of the pierhead. The purpose of the project is to provide recreational boat docking space for the adjacent four-lot subdivision residents.

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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 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. Implementation of the proposed project would impact 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. 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.

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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 Mr. Paul Hinchcliff at 843-329-8044 or toll free at 1-866-329-8187.

GEORGE A.Z. JOHNSON, JR., INC.

LAND SURVEYORS

6171 Savannah Highway
 Ravenel, South Carolina 29470
 (843) 889-1492 Charleston No. 722-3692 Edisto No. 889-1495

Army Corps of Engineers

Charleston District
 Proposed Community Dock for TMS 150-00-172
 Pat Flynn @ Cherry Point Rd. / Bohicket Creek
 Charleston County SC

Date: Nov 10, 2007
 Ref. PIN# 2007-250911Q sheet 1 of 4

1. Start out going WEST on McMILLAN AVE / 3RD ST toward AVENUE D. 0.1 miles
2. Turn LEFT onto AVENUE E S. 0.1 miles
3. Turn RIGHT onto COSGROVE AVE EXT. 0.1 miles
4. COSGROVE AVE EXT becomes COSGROVE AVE. 1.0 miles
5. COSGROVE AVE becomes SC-7. 0.1 miles
6. Merge onto I-26 E toward CHARLESTON. 4.3 miles
7. Take the US-17 S exit - EXIT 221A - toward KING ST / SAVANNAH. 0.2 miles
8. Turn SLIGHT RIGHT onto US-17 S / SEPTIMA CLARK EXPY. Continue to follow US-17 S. 1.9 miles
9. Turn SLIGHT LEFT onto FOLLY RD BLVD. 0.9 miles
10. FOLLY RD BLVD becomes FOLLY RD / SC-171. 0.2 miles
11. Turn RIGHT onto MAYBANK HWY / SC-700. Continue to follow SC-700. 18.5 miles
12. Turn LEFT onto CHERRY POINT RD (Portions unpaved). 1.1 miles Lot is on the LEFT last tract before Cul-de-sac. Wadmaw Island, SC

- DOCK WILL CONSIST OF:
- 6' Wide - 520.9' Walkway w/ Handrails
 - 20' X 30' Covered Pierhead
 - 10' X 40' Floating Dock
 - 10' X 60' Floating Dock
 - 2 - Cover Boatlifts (20' x 14' w/ 3'x20' catwalks)

ADJACENT PROPERTY OWNERS

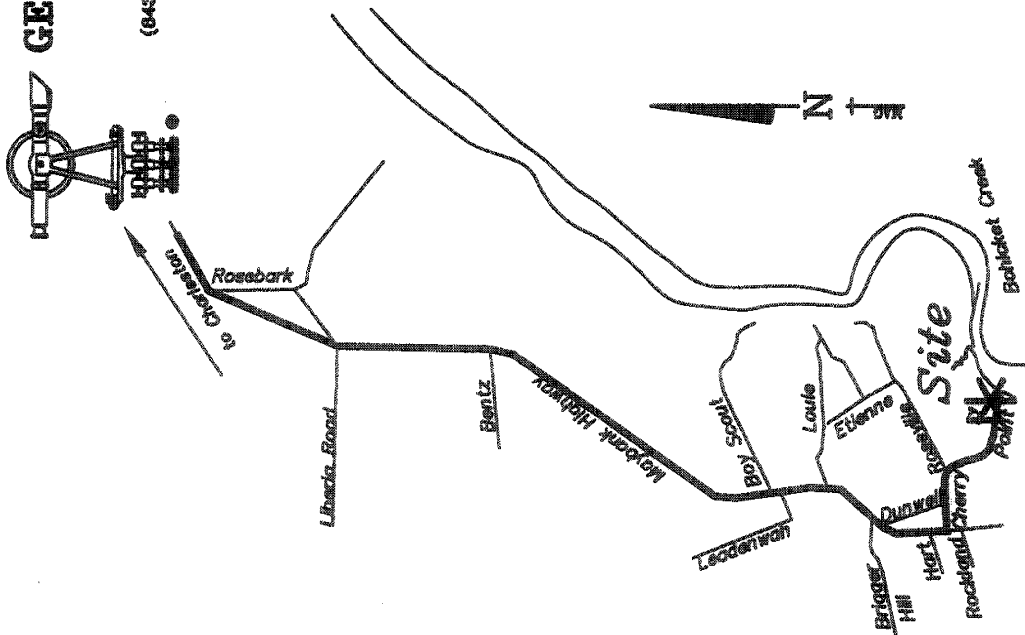
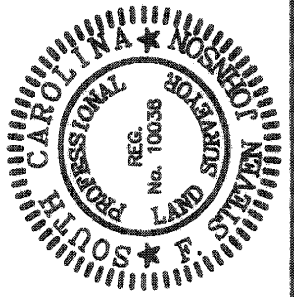
1. Mervin A. & Virginia S. Ziegler, Sr.
2. Laroche Family Trust
3. Constantine Y. Stevens Trust

Applicant: Patrick T. Flynn
 near the end of Cherry Point Road
 Wadmaw Island, SC 29487
 Charleston County
 TMS No. 150-00-00-172
 Bohicket Creek
 SAZU JOB # 21991

LOCATION MAP

PRIVATE
 COMMUNITY DOCK
 FOR TMS 150-00-00-172
 DATE: FEB. 28, 2007
 SCALE "NTS"

Sheet 1 of 4



Location Map "NTS"

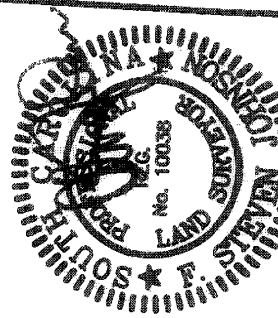
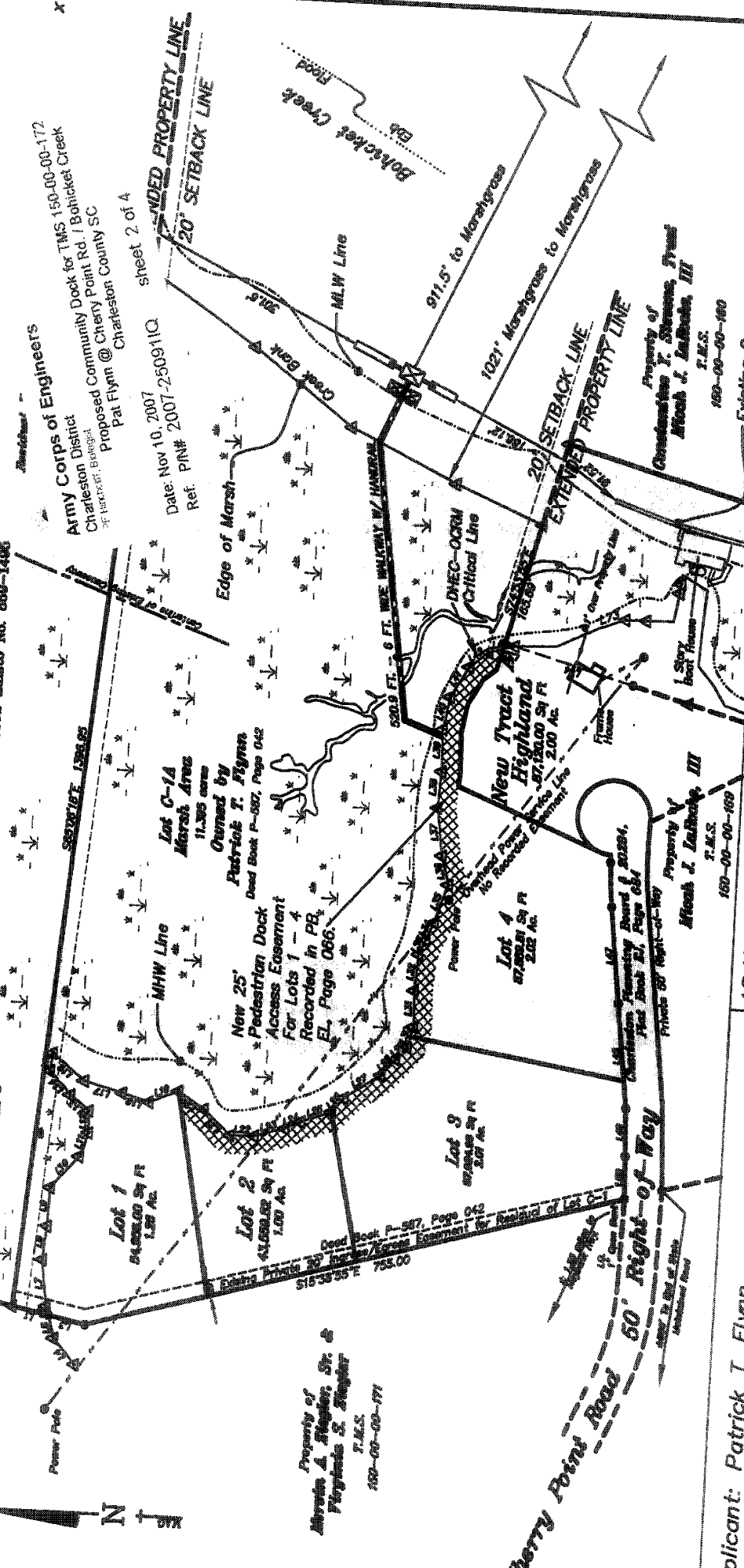
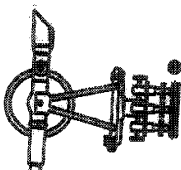
GEORGE A.Z. JOHNSON, JR., INC.
LAND SURVEYORS

6171 Savannah Highway
 Ravenel, South Carolina 29470
 (843) 689-1482 Charleston No. 722-3882 Edisto No. 808-1495

DOCK WILL CONSIST OF:
 6' Wide - 520.9' Walkway
 w/ Handrails
 20' v. y

ARMY Corps of Engineers
 Charleston District
 Proposed Community Dock for TMS 150-00-00-172
 Pat Flynn @ Cherry Point Rd. I Baticket Creek
 Charleston County SC

Date: Nov 10, 2007
 Ref: PIN# 2007-250911Q
 sheet 2 of 4



**PROPOSED PRIVATE
 COMMUNITY DOCK
 OVERALL PLAN
 FOR TMS 150-00-00-172
 DATE: FEB. 28, 2007
 SCALE "NTS"**

Sheet 2 of 4

ADJACENT PROPERTY OWNERS

1. Mervin A. & Virginia S. Ziegler, Sr.
2. Laroche Family Trust
3. Constantine Y. Stevens Trust

Applicant: Patrick T. Flynn
 for the end of Cherry Point Road
 Edmalaw Island, SC 29487
 Charleston County
 US No. 150-00-00-172
 Baticket Creek
 ZJ JOB # 21991

N#



GEORGE A.Z. JOHNSON, JR., INC.

LAND SURVEYORS

6171 Savannah Highway
Ravenel, South Carolina 29470
Charleston No. 722-3882 Edisto No. 888-1485

Army Corps of Engineers
Charleston District
Proposed Community Dock for TMS 150-00-00-172
Cherry Point Rd. / Bohicket Creek
Pat Flynn @ Cherry Point Rd.
Charleston County SC

Date: Nov 10, 2007
Ref. PIN# 2007-250911Q
sheet 3 of 4

New 25' Pedestrian Dock Access Easement For Lots 1 - 4 Recorded in PB EL, Page 066.

Lot 4
87,200 Sq Ft
2.02 Ac.

New Tract A
Highland
87,200 Sq Ft
2.00 Ac.
Property of
Moses J. Leubke, III

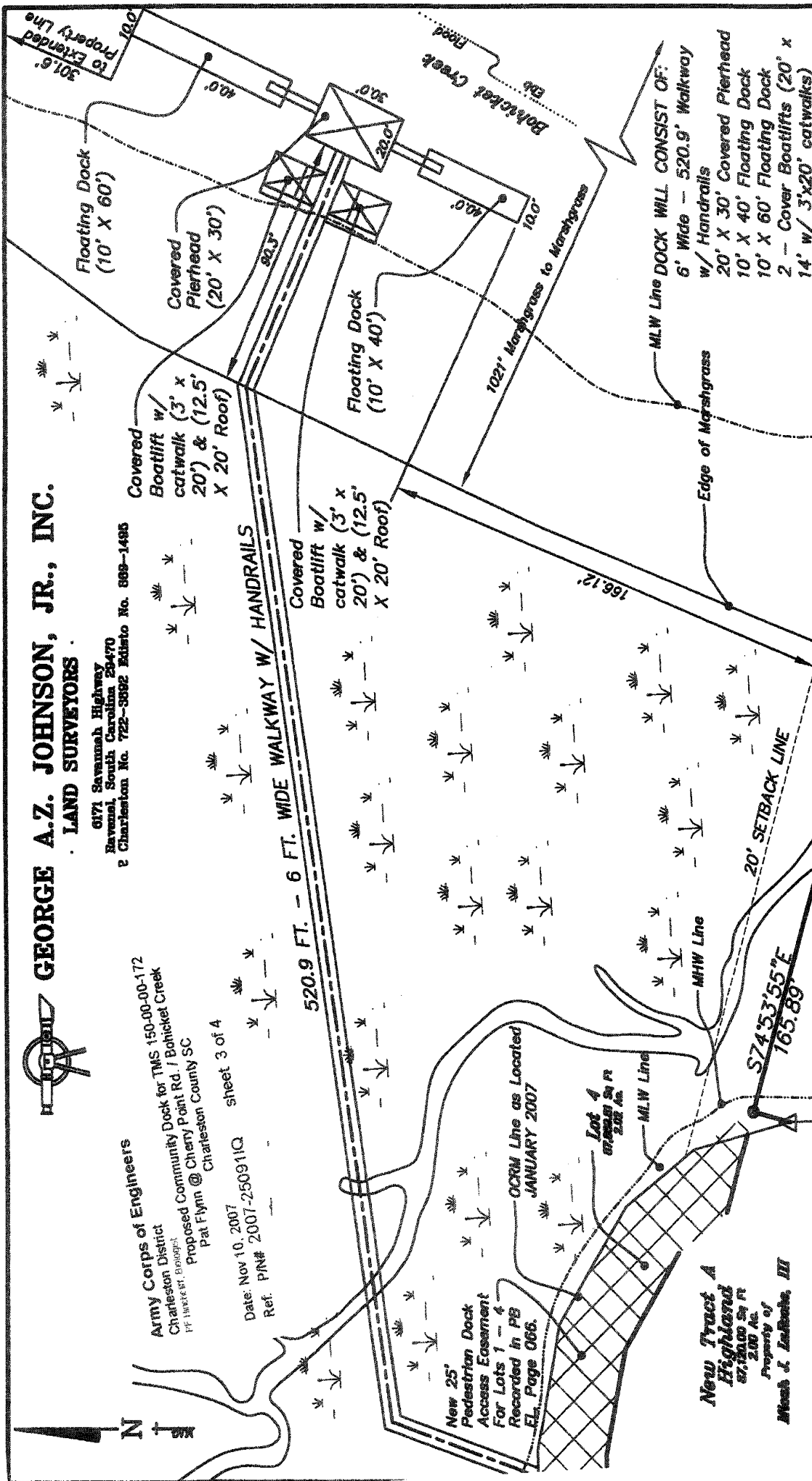
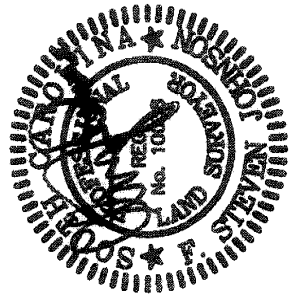
Applicant: Patrick T. Flynn
near the end of Cherry Point Road
Admalaw Island, SC 29487
Charleston County
AS No. 150-00-00-172
Bohicket Creek
LZ JOB # 21991

ADJACENT PROPERTY OWNERS

1. Mervin A. & Virginia S. Ziegler, Sr.
2. Laroche Family Trust
3. Constantine Y. Stevens Trust

PROPOSED PRIVATE COMMUNITY DOCK DETAIL PLAN

FOR TMS 150-00-00-172
DATE: FEB. 28, 2007
SCALE 1" = 50'



MLW Line DOCK WILL CONSIST OF:
6' Wide - 520.9' Walkway w/ Handrails
20' X 30' Covered Pierhead
10' X 40' Floating Dock
10' X 60' Floating Dock
2 - Cover Boatlifts (20' x 14' w/ 3'x20' catwalks)

Edge of Marshgrass

20' SETBACK LINE

MHW Line

MLW Line

OCRIM Line as Located JANUARY 2007

520.9 FT. - 6 FT. WIDE WALKWAY W/ HANDRAILS

Floating Dock (10' X 60')

Covered Pierhead (20' X 30')

Floating Dock (10' X 40')

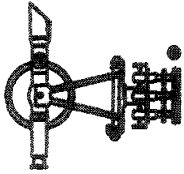
Covered Boatlift w/ catwalk (3' x 20') & (12.5' X 20' Roof)

Covered Boatlift w/ catwalk (3' x 20') & (12.5' X 20' Roof)

Bohicket Creek

301.6' to Extended Property Line

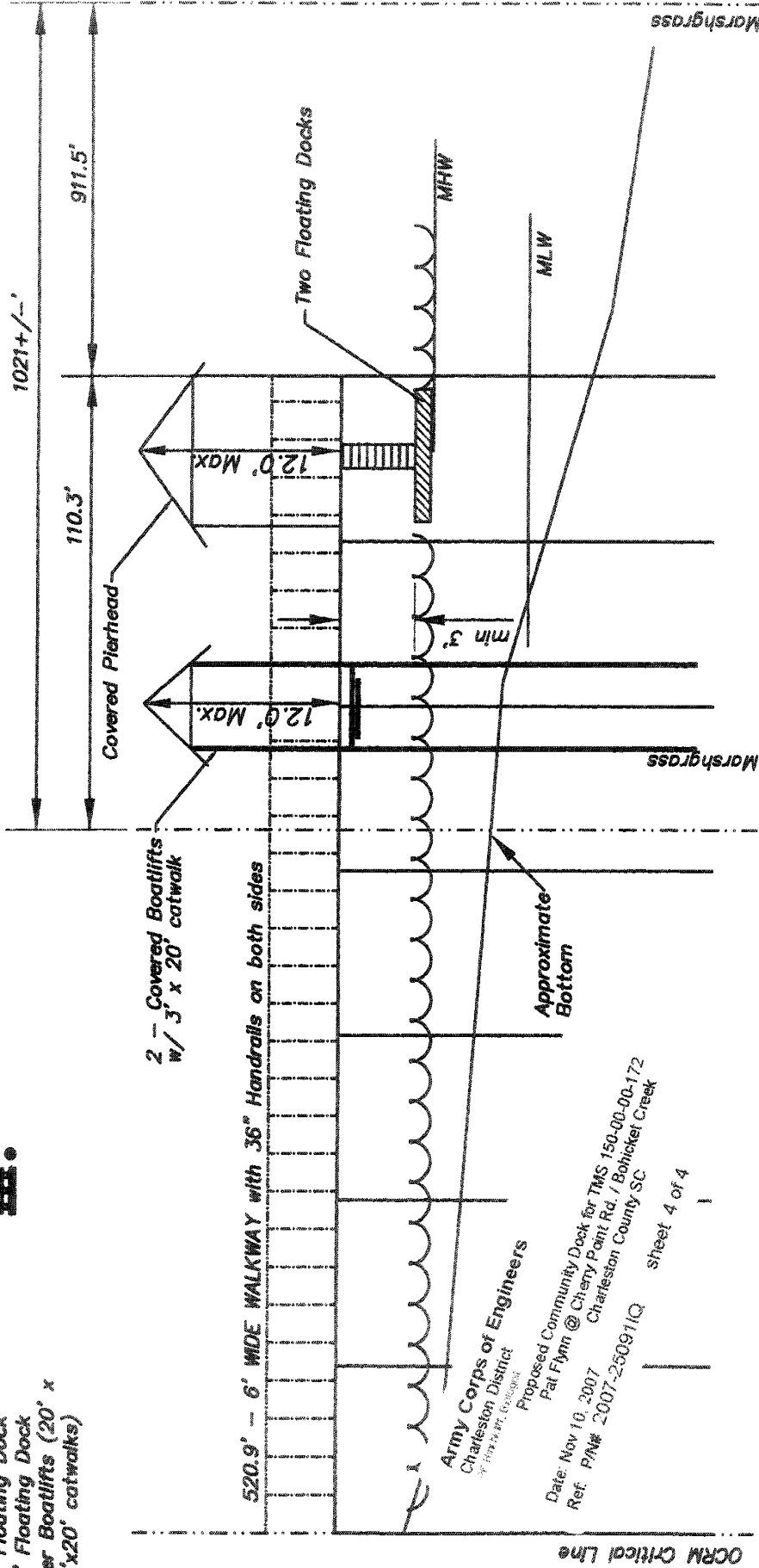




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6171 Stevens Highway
 Ravenel, South Carolina 29470
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DOCK WILL CONSIST OF:
 6' Wide - 520.9' Walkway
 w/ Handrails
 20' X 30' Covered Pierhead
 10' X 40' Floating Dock
 10' X 60' Floating Dock
 2 - Cover Boatlifts (20' x
 14' w/ 3'x20' catwalks)



OCRM Critical Line
 Army Corps of Engineers
 Charleston District
 Pat Flynn @ Cherry Point Rd. / Bohicket Creek
 Date: Nov 18, 2007
 Ref: P/N# 2007-250911Q sheet 4 of 4

Applicant: Patrick T. Flynn
 at the end of Cherry Point Road
 Edisto Island, SC 29487
 Charleston County
 S No. 150-00-00-172
 Bohicket Creek
 T.J. JOB # 21991

ADJACENT PROPERTY OWNERS
 1. Mervin A. & Virginia S. Ziegler, Sr.
 2. Laroche Family Trust
 3. Constantine Y. Stevens Trust

SIDE VIEW
 PRIVATE
 COMMUNITY DOCK
 FOR TMS 150-00-00-172
 DATE: FEB. 28, 2007
 SCALE "NTS"

