

**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 # 2013-00144-2IX

February 13, 2013

Pursuant to Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), Sections 401 and 404 of the Clean Water Act (33 U.S.C. 1344), the South Carolina Coastal Zone Management Act (48-39-10 et seq.), 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 S.C. Department of Health and Environmental Control by

**MIKE BROWN**  
**INDIAN FIELD INVESTMENTS, LLC**  
**130 INDIAN FIELD DRIVE**  
**BONNEAU, SOUTH CAROLINA 29431**

for a permit to construct one fixed pier and one floating pier in

**LAKE MOULTRIE**

at 1033 Black Oak Road, Bonneau, Berkeley County, South Carolina. Latitude 33.312680 N;  
Longitude -80.000033W.

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 the **Corps** until

**15 Days from the Date of this Notice**

and **SCDHEC** will receive written statements regarding the proposed work until

**30 Days from the Date of this Notice**

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

The proposed work involves the construction of one fixed pier and one floating pier. Pier "A" is a fixed pier that is to be located on the south end of the property. Its purpose will be used primarily for fishing access. It consists of a 6' x 134' walkway with handrails leading to a 16' x 48' pier head. A 16' x 16' covered shed is to be constructed in the center of the pier head. This structure will extend lakeward for a combined length of 150'. The walkway will be flanked by four mooring piles at its east and west side, for a total of eight mooring piles.

Pier "B" is a floating pier that is to be located within the basin area of the property. Its project purpose will be

to create a safe and easy way for customers to get on and off their boats when visiting the nearby restaurant. It consists of an 8' x 10' fixed section leading to a 20' x 8' floating dock. A 4' x 10' walk ramp will connect the two structures.

Construction activity is expected to be short-term and the impacts to waters of the U.S. are minimal in nature, therefore, no mitigation is proposed or required for this project.

**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 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 certifications are received. This activity may also require evaluation for compliance with 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 result in 0.02 acres of shading impact to 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).

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.

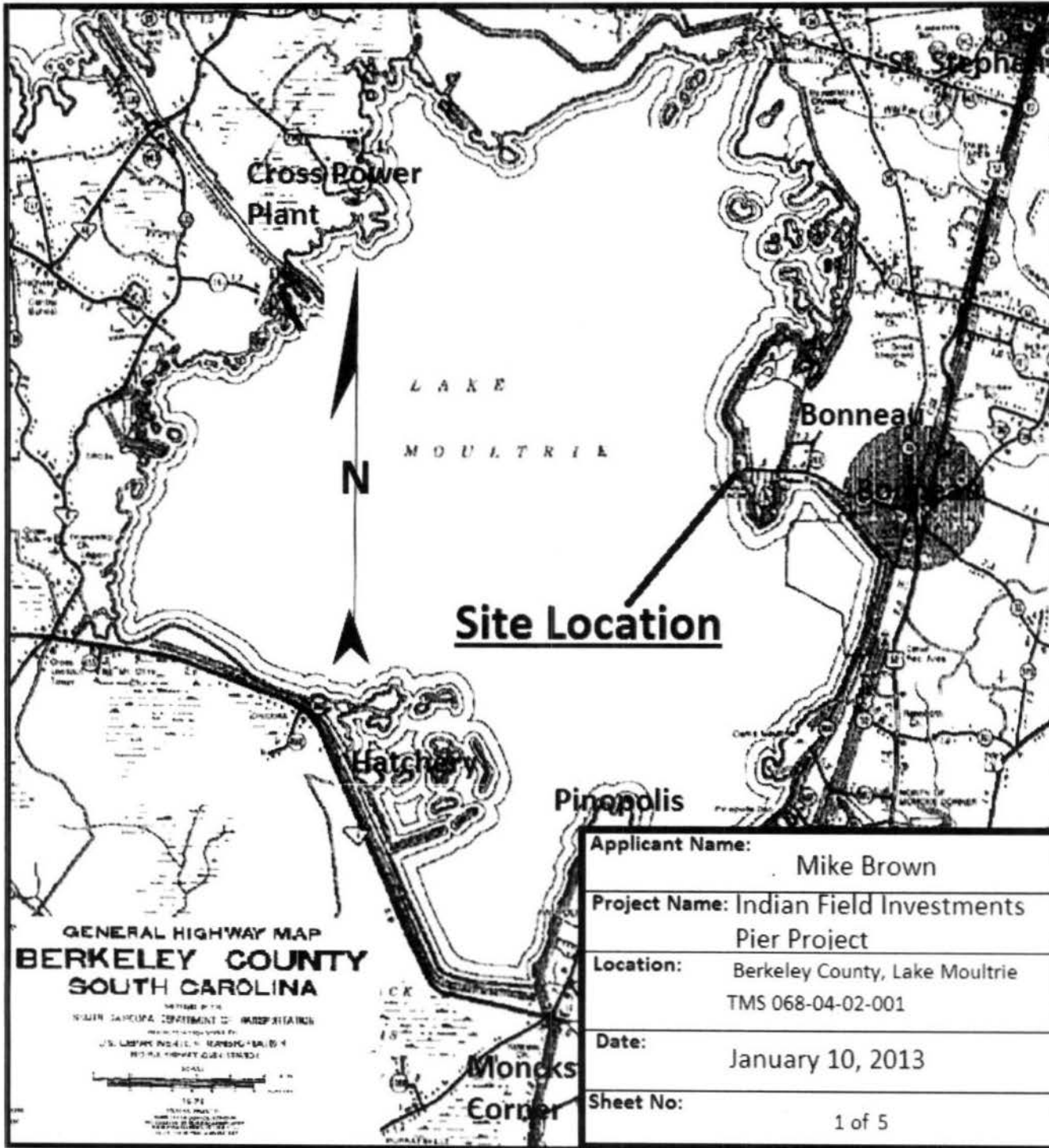
listed as being eligible for inclusion in the Register. To insure that other cultural resources that the District Engineer is not aware of are not overlooked, this public notice also serves as a request to the State Historic Preservation Office to provide any information it may have with regard to historic 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 Richard Chong at 843-329-8044 or toll free at 1-866-329-8187.



Indian Field Investments Pier Project

SAC 2013-00144-2IX

Berkeley County

January 10, 2013

Sheet 1 of 5



End of Road

Black Oak Road

To Town of Bonneau

Side P/L

Side P/L

Boat Ramp

Restaurant

Patio

Proposed Pier "B"

Conc. Patio

Basin

Boat Ramp

Wooden Walkway

Retaining Wall

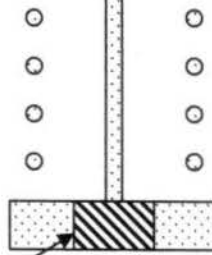
Wave Break

Retaining Wall

Side P/L Extended

+10'

Proposed Fishing Pier "A"



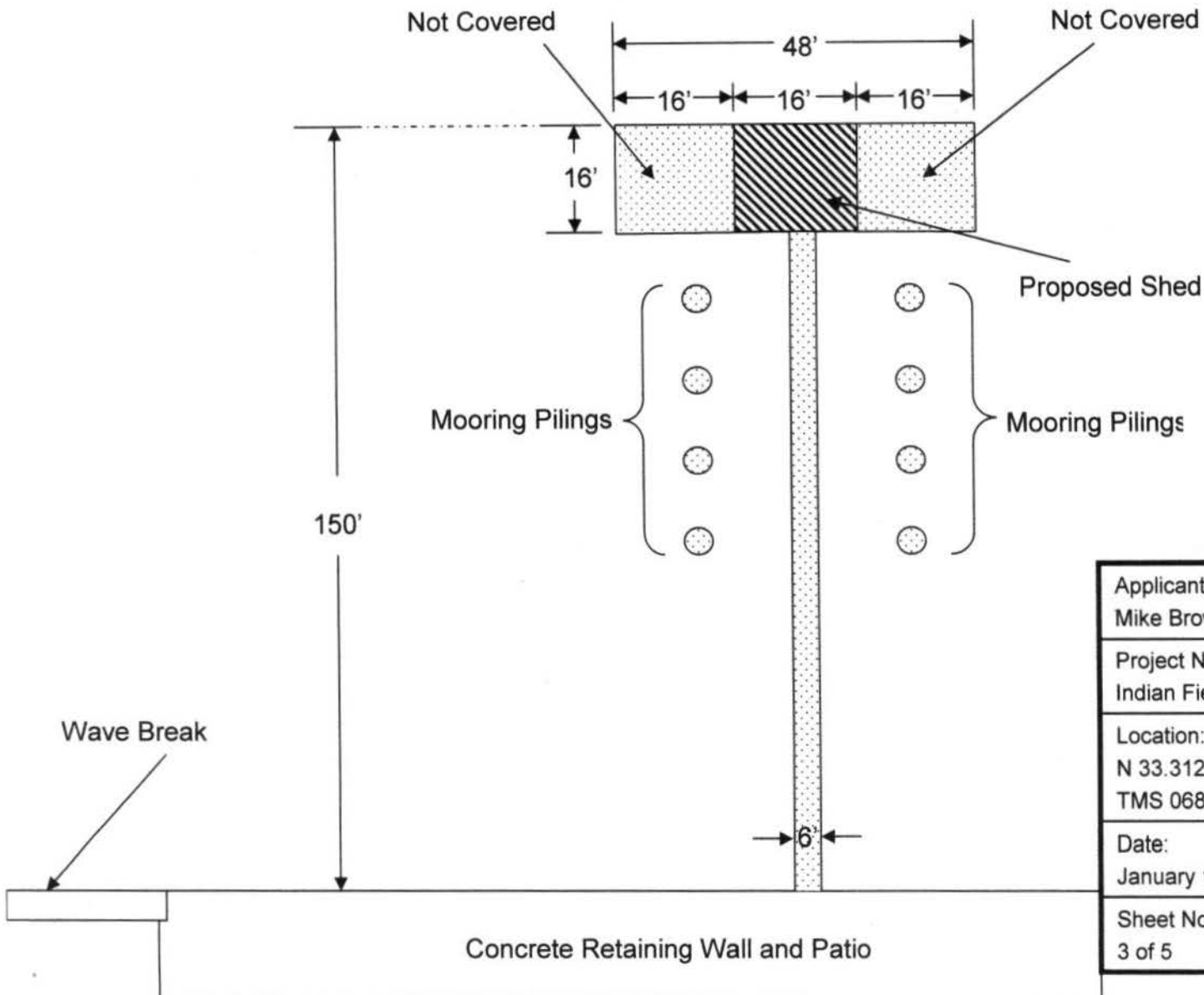
Applicant Name: Mike Brown
Project Name: Indian Field Investments Pier Project
Location: Lake Moultrie, Berkeley County N 33.312680' W080.000033' TMS 068-04-02-001
Date: January 10, 2013
Sheet No. 2 of 5

**Lake Moultrie**

Indian Field Investments Pier Project  
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# Plan View Fishing Pier "A"



Indian Field Investments Pier Project  
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January 10, 2013  
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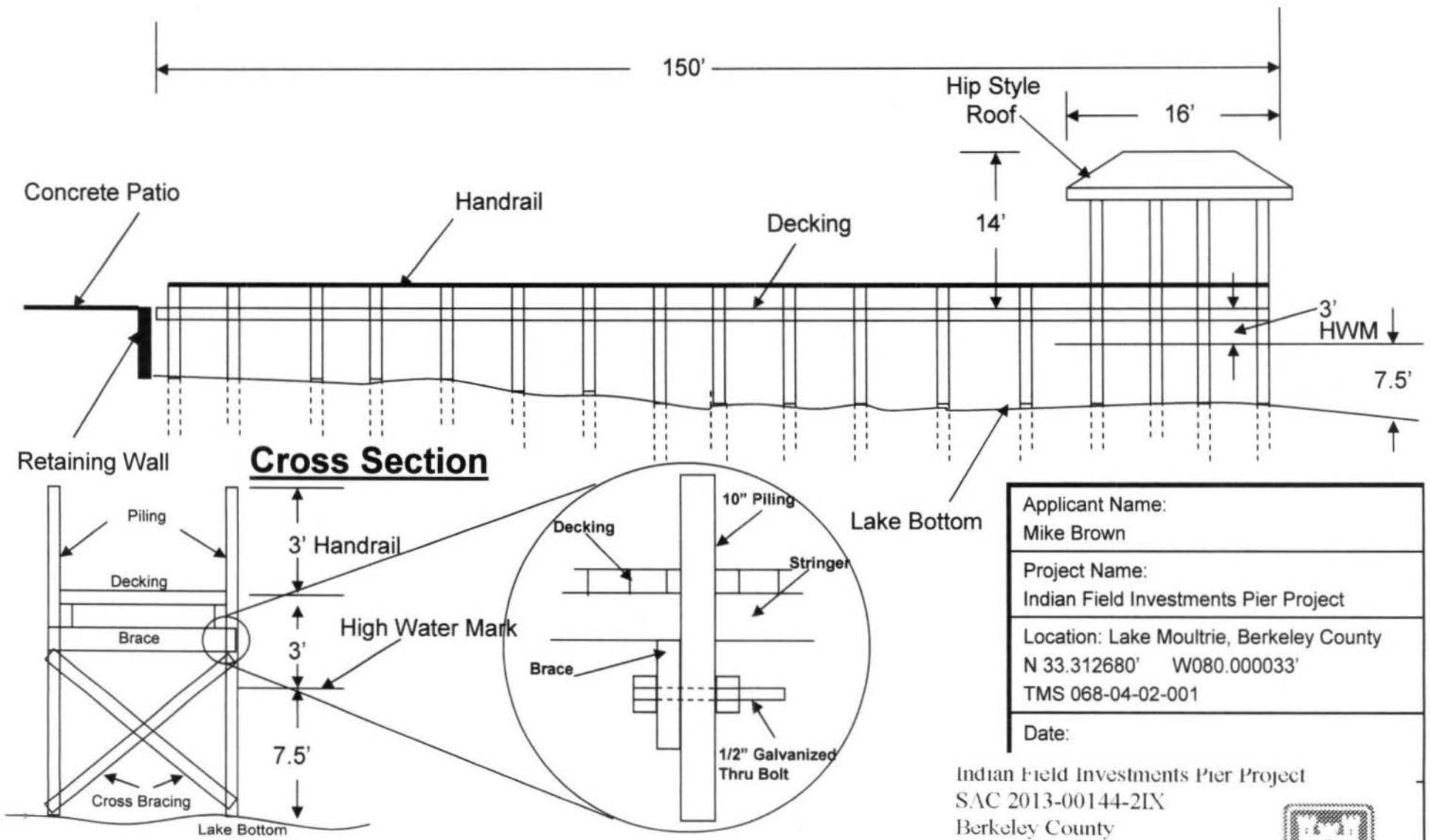


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Note: All material will be ground contact treated lumber.

Not to Scale

## Side View – Fishing Pier “A” With Shed



### Cross Section

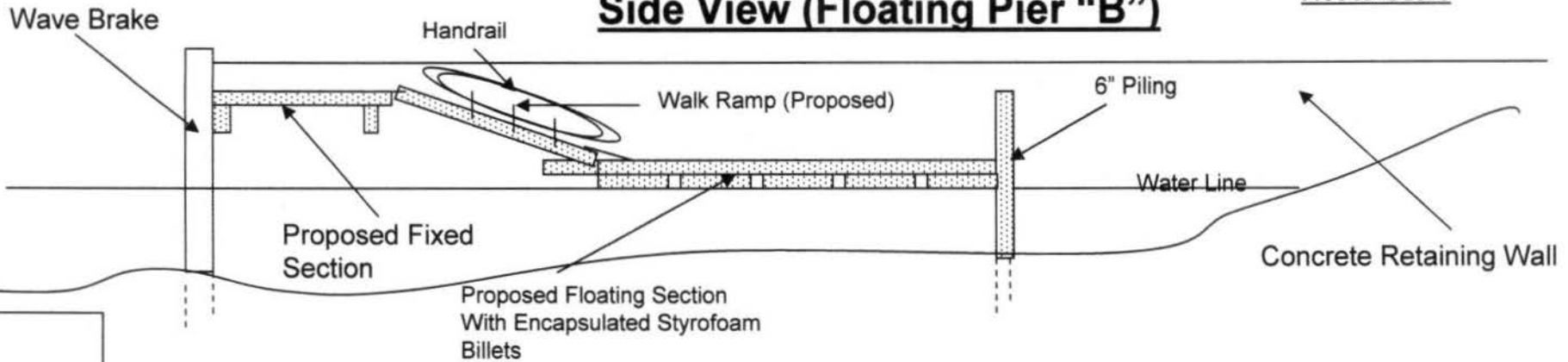
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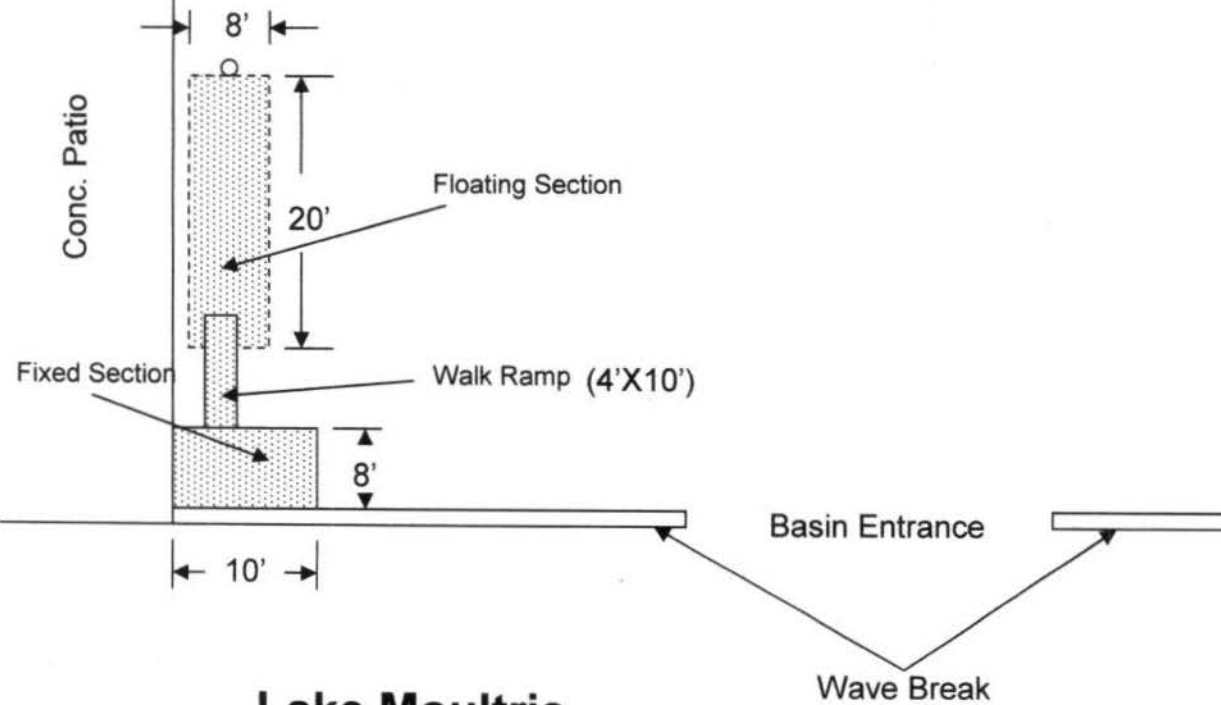


# Side View (Floating Pier "B")

Not to Scale



# Plan View (Floating Pier "B")



**Lake Moultrie**

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