

DEPARTMENT OF THE ARMY CHARLESTON DISTRICT, CORPS OF ENGINEERS 69A HAGOOD AVENUE CHARLESTON, SOUTH CAROLINA 29403-5107

JUL 1 9 2019

Regulatory Division

Mr. John Scott Red Bay Environmental 720 Hawksbill Court Mount Pleasant, South Carolina 29464 jwscott@redbayenvironmental.com

Dear Mr. Scott:

This is in response to your request for an Approved Jurisdictional Determination (AJD) (SAC-2017-01426) received in our office on August 28, 2017, for a 131.85-acre site located on Charity Church Road, Berkeley County, South Carolina (Latitude: 33.0063°, Longitude: - 79.8198°). An AJD is used to indicate that this office has identified the presence or absence of wetlands and/or other aquatic resources on a site, including their accurate location(s) and boundaries, as well as their jurisdictional status pursuant to Section 404 of the Clean Water Act (CWA) (33 U.S.C. § 1344) and/or navigable waters of the United States pursuant to Section 10 of the Rivers and Harbors Act of 1899 (RHA) (33 U.S.C. § 403).

The site in question is shown on the attached survey plat entitled "Wetland Survey of a Portion of TMS#248-00-03-065 Owned By Blessing Investments, LLC Located in Huger Area Berkeley County South Carolina" dated July 31, 2017, and last revised on April 19, 2019, prepared by Michael S. Shulse. Based on an on-site inspection, a review of aerial photography, topographic maps, National Wetlands Inventory maps, soil survey information, and Wetland Determination Data Forms, this office has determined that the referenced plat accurately reflects the location and boundaries of the aquatic resources found within the site. The site in question contains 48.33 acres of jurisdictional wetlands that are subject to regulatory jurisdiction under Section 404 of the CWA.

Attached is a form describing the basis of jurisdiction for the area(s) in question. Be advised that a Department of the Army (DA) permit from this office may be required for certain activities in the areas identified as subject to regulatory jurisdiction of the Corps of Engineers, and these areas may be subject to restrictions or requirements of other state or local government entities.

If a permit application is forthcoming as a result of this AJD, a copy of this letter, as well as the plat should be submitted as part of the application. Otherwise, a delay could occur in confirming that an AJD was performed for the proposed permit project area. Note that some or all of these areas may be regulated by other state or local government entities, and you should contact the South Carolina Department of Health and Environmental Control, Bureau of Water or the Department of Ocean and Coastal Resource Management, to determine the limits of their jurisdiction.

This AJD is valid for five (5) years from the date of this letter unless new information warrants revision before the expiration date. This AJD is an appealable action under the Corps of

Engineers administrative appeal procedures defined at 33 CFR Part 331. The administrative appeal options, process and appeals request form is attached for your convenience and use.

This AJD was conducted pursuant to Corps of Engineers' regulatory authority to identify the limits of Corps of Engineers' jurisdiction for the particular site identified in this request. This AJD may not be valid for the wetland conservation provisions of the Food Security Act of 1985. If you or your tenant are USDA program participants, or anticipate participation in USDA programs, you should request a certified wetland determination from the local office of the Natural Resources Conservation Service, prior to starting work.

In all future correspondence, please refer to file number SAC-2017-01426. A copy of this letter is being forwarded to State and/or Federal agencies for their information. If you have any questions, please contact Tyler L. Sgro, Project Manager, at (843) 329-8037, or by email at Tyler.L.Sgro@usace.army.mil.

Sincerely, Tracy D. Sanders

Tracy D. Sande Biologist

Attachments: Approved Jurisdictional Determination Form Notification of Appeal Options Wetland Survey of a Portion of TMS#248-00-03-065 Owned By Blessing Investments, LLC Located in Huger Area Berkeley County South Carolina

Copies Furnished:

Mr. John Mazzarella Blessing Investments, LLC 1023 Clements Ferry Road Charleston, South Carolina 29492 johnm@lcsitework.com

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