

MINUTES OF

Budget and  
Control Board  
Meeting

April 17, 1980

# ORIGINAL

## MINUTES OF BUDGET AND CONTROL BOARD MEETING

APRIL 17, 1980

### POLL

On this date, Executive Director William T. Putnam completed a poll of the following Budget and Control Board members on the item of business described below:

Governor Richard W. Riley  
Mr. Grady L. Patterson, Jr.  
Senator Rembert C. Dennis  
Representative Tom G. Mangum

Mr. Earle E. Morris, Jr., was not contacted.

### DETYENS APPLICATION TO DREDGE AND TRANSPORT MATERIAL FROM WANDO

RIVER - EMERGENCY ORDER - After determining that the Budget and Control Board is a duly constituted State body operating under the laws of South Carolina; that the South Carolina Coastal Council is a State agency charged with regulating activities in the coastal zone of South Carolina; that Detyens Shipyard, a South Carolina corporation, has contracted to perform repairs to a United States Navy vessel now en route to its site on the Wando River, a critical area regulated by the Coastal Council; and that the work to be done at the shipyard and the time frame allowed for its accomplishment constitutes an emergency situation, the Board issued an Emergency Order for the accomplishment of the work described in P/N 80-4H-115, a file available for inspection in the offices of the Coastal Council at Summerall Center in Charleston.

Information relating to this matter has been retained in these files and is identified as Exhibit 1.

# EXHIBIT

APR 17 1980 NO. 1

## STATE BUDGET & CONTROL BOARD

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )

### EMERGENCY ORDER

WHEREAS, the South Carolina State Budget and Control Board is a duly constituted state body operating under the laws of South Carolina; and

WHEREAS, the South Carolina Coastal Council is a state agency charged with regulating activities in the coastal zone of South Carolina; and

WHEREAS, Detyens Shipyard a South Carolina Corporation has contracted to perform repairs to a vessel of the United States Navy now enroute to its site on the Wando River, County and State aforesaid, which is a critical area regulated by the South Carolina Coastal Council; and

WHEREAS, the South Carolina State Budget and Control Board has determined that the work to be done and the time frame allowed for accomplishment constitutes an emergency situation.

NOW THEREFORE, pursuant to Section 48-39-130(D)(1) of the Code of Laws for South Carolina, the State Budget and Control Board hereby issues an Emergency Order for the accomplishment of the work described in P/N 80-4H-115 which file is available for inspection in the offices of the South Carolina Coastal Council, 19 Hagood Avenue, Summerall Center, Suite 802, Charleston, South Carolina 29403.

Date \_\_\_\_\_

*Richard W. Riley*

*and J. P. ...*

*Glen C. ...*

*Don L. ...*



EXHIBIT

APR 17 1980 NO. 1

JOINT  
PUBLIC NOTICE

STATE BUDGET & CONTROL BOARD

RECEIVED

APR 07 1980

COASTAL PLANNING

DEPARTMENT OF THE ARMY  
Charleston District, Corps of Engineers  
P. O. Box 919  
Charleston, South Carolina 29402  
and  
THE SOUTH CAROLINA COASTAL COUNCIL

SACCO-P  
Refer to: P/N 80-4H-115

4 April 1980

Pursuant to Section 10 of the River and Harbor Act of 1899 (33 U.S.C. 403), Section 404 of the Clean Water Act (33 U.S.C. 1344), and Section 103 of the Marine Protection Research and Sanctuaries Act (33 U.S.C. 1413), an application has been made to the Department of the Army by

MR. W. J. DETYENS  
ROUTE 2, BOX 180  
MOUNT PLEASANT, SOUTH CAROLINA 29464

for a permit to perform maintenance dredging and transport dredged material for ocean disposal from the

WANDO RIVER

at three shoal sites located in the river channel between Daniel Island and the entrance of Horlbeck Creek, in Charleston County, South Carolina.

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 at this office and the South Carolina Coastal Council, Office of Coastal Planning, Summerall Center, Suite 802, 19 Hagood Street, Charleston, South Carolina 29403, until

12 O'CLOCK NOON, MONDAY, 14 APRIL 1980

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

The plans, submitted by the applicant, printed on the reverse of this notice, show the proposed work to consist of dredging by hydraulic hopper dredge three (3) shoal areas in the Wando River channel. The three (3) shoal areas, with dimensions of 400' x 1300', 300' x 2400' and 200' x 2000', will be dredged to a depth of -20' mean low water. The dredged material, approximately 2,500 cubic yards of sandy silt, will be transported by the hopper dredge to the disposal area designated for use in maintaining the Charleston Harbor entrance channel. This disposal area is located approximately 2 miles southwest of the Charleston Harbor outer entrance channel. The exact location can be found on Sheet 3 of the attached plans. The Corps of Engineers discharges approximately 1,250,000 cubic yards of material removed from the Charleston Harbor outer entrance channel in this area annually. The purpose of this work is to allow a deep draft U. S. Government vessel to be repaired at Detyens Shipyard on the Upper Wando River.

Preliminary review of this application indicates that an Environmental Impact Statement (EIS) will not be required.

MAJOR ACTIVITY

SACCO-P  
Refer to: P/N 80-4H-115  
Mr. W. J. Detyens

4 April 1980

The work shown on this application must be certified as consistent with the State of South Carolina Coastal Management Program. The State and Federal permits will be processed concurrently. If a request for further review is received from the South Carolina Coastal Council on this notice, the District Engineer will not process this application to a conclusion until the Coastal Council certifies this project is consistent with the South Carolina Coastal Management Program. Failing receipt of such comments, the District Engineer may issue a Department of the Army permit with a condition that it is not effective until such time as the Coastal Council evidences certification either by issuance of a permit or a written comment.

The District Engineer has 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. Consultation of the National Register constitutes the extent of cultural resource investigations by the District Engineer, and he is otherwise unaware of the presence of such resources. Presently unknown archaeological, scientific, prehistorical, or historical data may be lost or destroyed by the work to be accomplished under the requested permit.

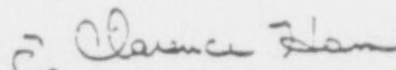
The District Engineer has consulted the most recent available information and has determined that the proposed project is not likely to jeopardize the continued existence of any endangered species or threatened species or result in the destruction or adverse modification of habitat of such species which has been determined to be critical. 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 to be listed endangered or threatened species may be present in the area which would be affected by the proposed activity, pursuant to Section 7(c) of the Endangered Species Act of 1973 (as amended).

The South Carolina Department of Health and Environmental Control must certify this project in accordance with provisions of Section 401 of the Clean Water Act. Persons wishing to comment or object to State Certification are invited to submit same in writing to the South Carolina Department of Health and Environmental Control, Office of Environmental Quality Control, Industrial and Agricultural Wastewater Division, 2600 Bull Street, Columbia, South Carolina 29201, within thirty (30) days of the date of this notice.

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 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 of the proposed activity on the public interest and will include application of the guidelines promulgated by the Administrator, Environmental Protection Agency (EPA), under authority of Section 404(b) of the Clean Water Act and, as appropriate, the criteria established under authority of Section 101(a) of the Marine Protection, Research and Sanctuaries Act of 1972, as amended. 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 proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered; among those are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use, navigation, recreation, water supply, water quality, energy needs, safety, food production, and, in general, the needs and welfare of the people. No permit will be granted unless its issuance is found to be in the public interest. In cases of conflicting property rights, the Corps of Engineers cannot undertake to adjudicate rival claims.

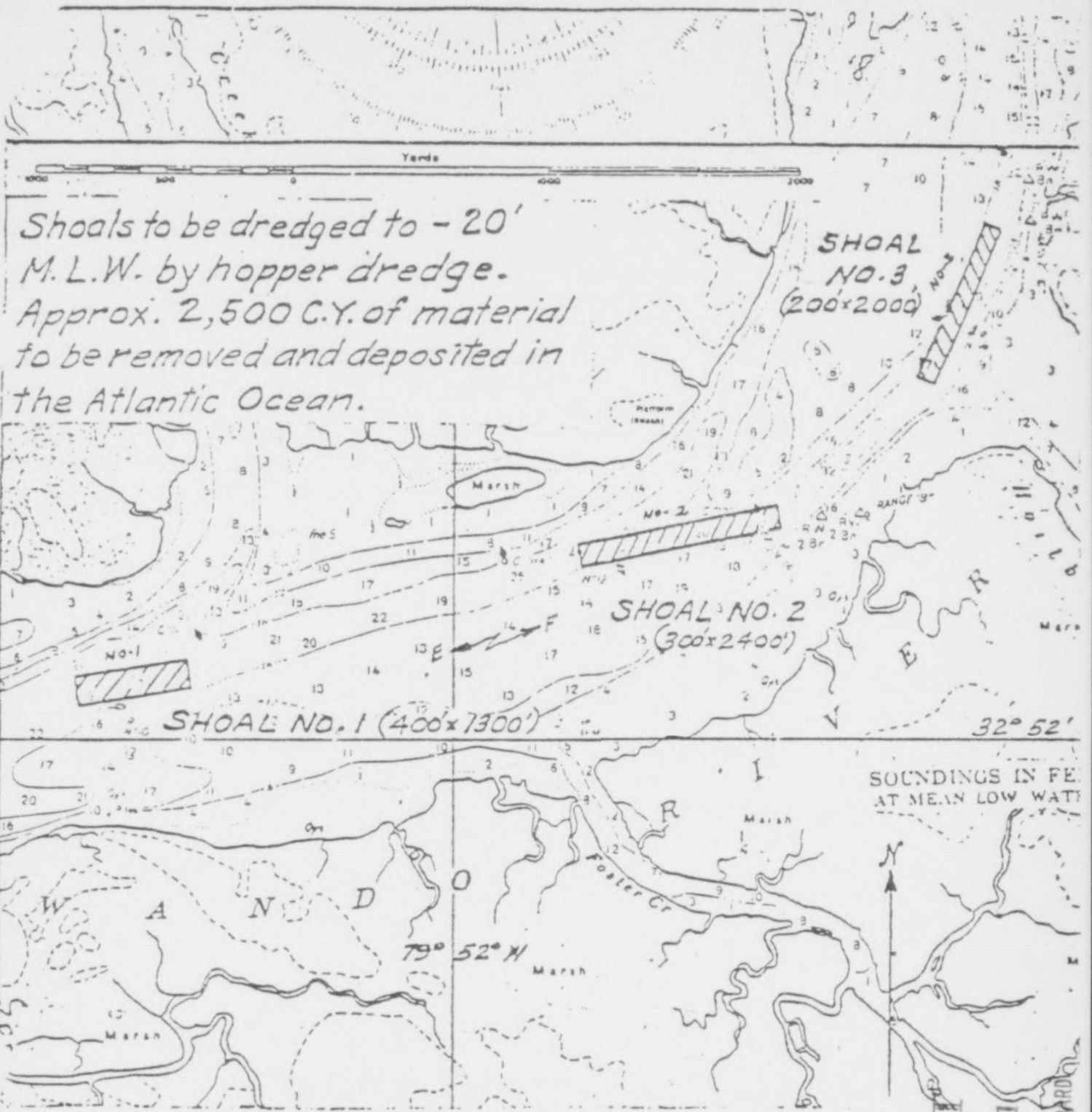
If there are any questions concerning this public notice, please contact Mr. John L. Haskell at A/C 303-724-4330.

  
JOHN E. ROMANOSKY  
Chief, Operations Division

EXHIBIT

APR 17 1980 NO. 1

STATE BUDGET & CONTROL BOARD



Shoals to be dredged to - 20'  
M.L.W. by hopper dredge.  
Approx. 2,500 C.Y. of material  
to be removed and deposited in  
the Atlantic Ocean.

**PROPOSED DREDGING  
IN WANDO RIVER  
CHARLESTON COUNTY, S.C.**

Application by W. J. Detyens

Sheet No. 1 of 3

March 28, 1980

EXHIBIT

NO. 1  
APR 17 1980

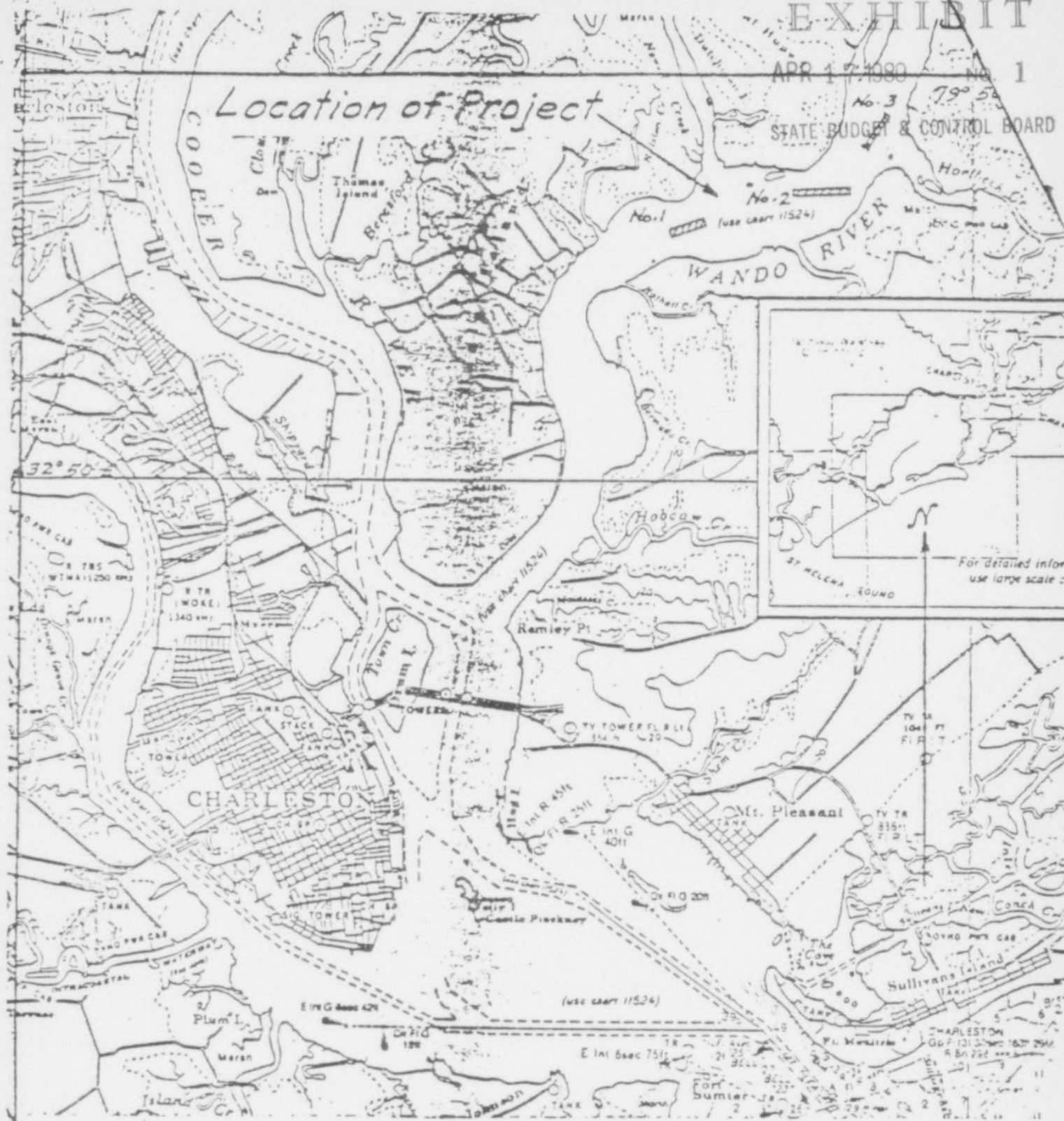
STATE BUDGET & CONTROL BOARD



# EXHIBIT

APR 17 1980 No. 1

## Location of Project



## VICINITY MAP

Section of NOAA Chart No. 11521

Sheet No. 2 of 3

Proposed Dredging and Ocean Dumping  
in Wando River, Charleston County,  
South Carolina

Application by: Mr. W. J. Detyens  
Date: 28 March 1980

# EXHIBIT

NO. 1

STATE BOATEN & CONTROL BOARD



Proposed Dredging and Ocean Dumping  
 In Wando River, Charleston County,  
 South Carolina  
 Application by: Mr. W. J. Detyens  
 Date: 28 March 1980

NOAA CHART 11520  
 SHEET 3 OF 3



**THE END**