

From: Taylor, Richele
To: Keaveny, Thomas <tkeaveny@bcgov.net>
Date: 12/20/2016 4:56:35 PM
Subject: FW: Beaufort County Marine Debris
Attachments: Fw: S.C. Code Ann. Regs. 30-11(E) General Guidelines for All Critical Areas.eml
Marine Debris and Beaufort County.eml

Tom,

Thank you for keeping me in the loop. Please let me know if you provide any legal position/authority in response to the agency positions.

Thanks,
Richele

Richele K. Taylor
Chief Legal Counsel
Office of the Governor
O: 803-734-8465
C: 803-231-9763

From: Keaveny, Thomas [mailto:tkeaveny@bcgov.net]
Sent: Tuesday, December 20, 2016 3:31 PM
To: 'Maynard, Danielle' <dmaynard@emd.sc.gov>
Cc: Maxey, Cynthia <cmaxey@bcgov.net>; Stenson, Kim <kstenson@emd.sc.gov>; Ryan, Elizabeth <eryan@emd.sc.gov>; Gruber, Joshua <jgruber@bcgov.net>; Larson, Eric <el Larson@bcgov.net>; McFee, Robert <rmcfee@bcgov.net>; Minor, Jim <jminor@bcgov.net>; Taylor, Richele <RicheleTaylor@gov.sc.gov>
Subject: FW: Beaufort County Marine Debris
Importance: High

Danielle:

I have to say I am disappointed, but not surprised, by the response from DHEC and DNR. I do not know how the state can possibly claim to own everything seaward of the mean high tide mark and yet not accept responsibility for removing the storm related debris which is in it. This is especially true when the debris poses a hazard to the public which is entitled to use public tidelands pursuant to the Public Trust Doctrine.

We will share this information with the local media (which has a keen interest in this issue), FEMA, local, state and national elected officials.

Thanks you or all your help.

Tom

Thomas J. Keaveny II
Beaufort County Attorney
P. O. Drawer 1228
Beaufort, SC 29901-1228

Tel: (843) 255-2025

Fax: (843) 255-9414



From: Maynard, Danielle [<mailto:dmaynard@emd.sc.gov>]

Sent: Tuesday, December 20, 2016 8:49 AM

To: Keaveny, Thomas

Cc: Maxey, Cynthia; Stenson, Kim; Ryan, Elizabeth

Subject: Beaufort County Marine Debris

Importance: High

Tom:

Attached are DHEC and DNR's final opinions in response to the removal of marine debris in Beaufort County. While DHEC and DNR do not feel that they have the responsibility or ability remove the debris, they remain committed to assisting Beaufort County within their existing authorities. Should Beaufort County choose to remove the debris under its own authority, SCEMD is committed to helping the County understand FEMA's eligibility criteria and the public assistance reimbursement process. If you have any questions, please do not hesitate to contact me. Thank you.

Danielle

Danielle W. Maynard, Esquire

Legal Counsel

South Carolina Emergency Management Division

2779 Fish Hatchery Road

West Columbia, South Carolina 29172

Email: dmaynard@emd.sc.gov

Office: 803-737-8584

Cell: 803-667-2180