



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

APR 28 2017

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Environmental Management  
SCDOT

Regulatory Division

Ms. Ann-Marie Altman  
South Carolina Department of Transportation  
Post Office Box 191  
Columbia, South Carolina 29202-0191

Dear Ms. Altman:

This letter is in response to your request for a Preliminary Jurisdictional Determination (Preliminary JD) (SAC-2017-00184) received in our office on February 9, 2017, for a 1,035-acre site located along Interstate 85 (I-85), from approximately 1-mile north of Exit 96 to the North Carolina/South Carolina State Line (just past Exit 106), in Gaffney and Blacksburg, Cherokee County, South Carolina (Start: Latitude: 35.114881°N, Longitude: -81.580003°W; End: Latitude: 35.167890°N, Longitude: -81.443573°W). The site in question is depicted on the enclosed thirty-one sheets, entitled "Proposed I-85 Widening and Interchange Improvements Project (Mile Marker 96 to 106), Cherokee County, South Carolina", which includes a single sheet of Figure 1: Site Location Map, dated November 2016, and thirty sheets of Figure 7: Surface Hydrology Connectivity, Data Forms, and Photo Points, revised March 2017, and all prepared by Three Oaks Engineering. A Preliminary JD is used to indicate that this office has identified wetlands and/or other waters on the property, and that in lieu of making an Approved Jurisdictional Determination, relies on the presumption of jurisdiction pursuant to 33 CFR 328.3(a) for the purpose of expediting the request for a Preliminary JD.

Based on site inspections conducted on March 6 and 7, 2017, a review of aerial photography, topographic maps, National Wetlands Inventory maps, soil survey information, and submitted Wetland Determination Data Forms, it has been concluded that the boundaries shown on the referenced figure is a reasonable approximation of the wetlands and/or other waters found within the site. The site in question contains approximately 6.7502-acres of federally defined wetlands, 0.706-acre of open waters, and 25,407 linear feet (17.9731-acres) of tributary waters. You are cautioned that the boundaries of the delineated wetlands and/or other waters depicted on the enclosed figures are approximate and subject to change.

You should be aware that a permit from this office may be required for certain activities in the areas identified as wetlands and/or other presumed waters of the United States, and these areas may be subject to restrictions or requirements of other state or local government entities. In order for a definitive determination of jurisdiction to be provided, you must submit a request for an Approved Jurisdictional Determination (Approved JD). Enclosed is a Preliminary Jurisdictional Determination Form describing the areas in question and clarifying the option to request an Approved JD.

Please note that this is a Preliminary JD, and as such is not an appealable action under the Corps of Engineers administrative appeal procedures defined at 33 CFR 331. If a permit application is forthcoming as a result of this Preliminary JD, a copy of this letter, as well as the

sketch should be submitted as part of the application. Otherwise, a delay could occur in confirming that a Preliminary JD was performed for the proposed project area.

This Preliminary JD is a non-binding action and as such has no expiration until it is superseded by an Approved JD. If you intend to request an Approved JD in the future, you are advised not to commence work in these wetlands and/or waters prior to receiving the Approved JD.

This delineation/determination has been conducted pursuant to Corps of Engineers regulatory authority for the purpose of identifying the geographic extent of waters on the particular site identified in this request. This delineation/determination 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.

Enclosed are two copies of the Preliminary Jurisdictional Determination Form signed by our office. Please sign both copies, retain one copy for your records and return one signed copy to this office in the enclosed self-addressed envelope.

Your cooperation in the protection and preservation of our navigable waters and natural resources is appreciated. In all future correspondence concerning this matter, please refer to file number SAC-2017-00184. A copy of this letter is being forwarded to certain State and/or Federal agencies for their information. If you have any questions concerning this matter, please contact John N. Policarpo at 843-329-8043 or at [John.N.Policarpo@usace.army.mil](mailto:John.N.Policarpo@usace.army.mil).

Sincerely,



Elizabeth G. Williams  
Chief, Special Projects Branch

Enclosures:  
Preliminary Jurisdictional Determination Forms (2)  
Site Figures

Copies Furnished:

Mr. Skip Johnson  
Three Oaks Engineering  
1230 Sumter Street, Suite 400  
Columbia, South Carolina 29201

Mr. Chuck Hightower  
South Carolina Department of Health and Environmental Control  
Bureau of Water  
2600 Bull Street  
Columbia, South Carolina 29201