



REPLY TO  
ATTENTION OF

**DEPARTMENT OF THE ARMY**  
CHARLESTON DISTRICT, CORPS OF ENGINEERS  
69-A Hagood Avenue  
CHARLESTON, SOUTH CAROLINA 29403-5107

June 5, 2010

Regulatory Division

Ms. Jeannie Adame  
South Carolina State Ports Authority  
Post Office Box 22287  
Charleston, South Carolina 29413-2287

Dear Ms. Adame:

This is in response to the 2009 Annual Progress Report, and your letter, dated April 20, 2010, concerning the implementation of the approved CNC Marine Terminal Mitigation Plan. According to the annual progress report, the community mitigation plan, oyster restoration activities, and right whale monitoring are proceeding as expected. In addition, an approximately 3 acre site at the former Charleston Naval Base was transferred to Clemson University in January 2010.

The Corps agrees the SCSPA has been working diligently to implement the approved mitigation plan. Several activities, such as the purchase of freshwater wetland mitigation credits, the disbursement of funds to purchase a portion of Morris Island, and the transfer of property to Clemson University, are complete. The SCSPA has initiated work on the remainder of the mitigation activities. Therefore, per your request a three year extension to complete the activities identified in the approved mitigation plan is granted.

This letter should be attached to your original Department of the Army permit. Please note all of the other conditions to which the work is made subject remain in full force and effect. A copy of this letter is also being sent to the South Carolina Department of Health and Environmental Control for their information.

Your cooperation in the protection and preservation of jurisdictional wetlands and other waters of the United States is appreciated. If you have any questions regarding this matter, please feel free to contact me at 843/329-8044 or toll free at 1-866-329-8187.

Respectfully,

A handwritten signature in black ink, appearing to read "Tina B. Hadden", is written over a horizontal line.

Tina B. Hadden  
Chief, Regulatory Division

Copy Furnished:

South Carolina Department of Health  
and Environmental Control  
Office of Ocean and Coastal  
Resource Management  
Attn: Mr. Steve Brooks  
1362 McMillan Avenue, Suite 400  
Charleston, South Carolina 29405

South Carolina Department of  
Health and Environmental Control  
Bureau of Water Pollution Control  
Attn: Mr. Rusty Wenerick  
2600 Bull Street  
Columbia, South Carolina 29201