



**Permit Application for  
Construction in Navigable Waters  
(Please Type or Print in Ink)**

1. Applicant \_\_\_\_\_ (if applicable)  
Name \_\_\_\_\_ Authorized Agent \_\_\_\_\_  
Mailing Address \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Telephone (\_\_\_\_) \_\_\_\_\_ Telephone (\_\_\_\_) \_\_\_\_\_

2. Location where proposed activity exists or will occur.  
Address: \_\_\_\_\_ Nearest City or Town: \_\_\_\_\_  
County: \_\_\_\_\_ Name of Waterbody: \_\_\_\_\_  
Nearest Street or Road: \_\_\_\_\_ Longitude: \_\_\_\_\_ Latitude: \_\_\_\_\_  
One set of original drawings, which shows the location, and character of the proposed activity must be attached to this application (see instructions).

3. Describe the proposed activity, its purpose and intended use, including a description of the type of structures, and the type, composition and quantity (cubic yards) of materials to be deposited or excavated and means of conveyance. Attach additional pages if needed. (Circle Proposed Use) **Private Public/Commercial Other (Explain)**

4. \*If applying for coverage under a General Permit, please indicate (mark X) which one from the list below. The list below is current only as of the publication of this application. There may be additional General Permits at the time of application. Please refer to our website for the complete list and General permit details at:  
[http://www.scdhec.gov/environment/docs/nw\\_permitGen.pdf](http://www.scdhec.gov/environment/docs/nw_permitGen.pdf)

- SC GP 2007-001  
Statewide general permit for construction, installation, maintenance and/or repair of piers, floating docks (including joint use and community docks), boat lifts, mooring piles, dolphins, covered boat sheds and dock covers, for private non-commercial use.
- SC GP 98-002  
Statewide general permit for installation of utility lines including but not limited to phone, power, cable, television, natural gas, water and sewer by directional boring.
- SC GP 2009-001  
General permit for authorization, subject to the general and special conditions contained herein, activities that are subject to permitting by the US Army Corps of Engineers (Corps) and qualify for nationwide permits (NWP) issued by the Corps where such activities have been certified by the Department in accordance with Section 401 of the Clean Water Act and are in accordance with all conditions pursuant to the certification. Some NWP contained herein are subject to Section 10 navigable waters only and the 401 Certification is not applicable.

**\*If applying for coverage under a General Permit omit questions 5 and 6.**

5. Please list the names and mailing addresses of all adjacent property owners. Applications submitted without the addresses of adjacent property owners will be returned as incomplete. Attach additional pages if needed.

_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

6. Affidavit of publication describing the proposed activity in a newspaper of general circulation in the county where the encroachment is sought must be attached to this application. See the attached Public Notice Requirement page (Attachment A) for more information.

7. Evidence of ownership or the consent of the owner of the adjacent highland on which any part of the projected activity will be located must accompany this application. The attached form entitled "Affidavit of Ownership or Control" (Attachment B) is to be used for this purpose. The affidavit is to be completed, notarized and returned as a part of this application.

8. Has any portion of this construction (activity) been started or completed? Yes  No  (If "Yes", explain below). Please give the month and year the activity was completed \_\_\_\_\_. Indicate all existing work on the drawings.

9. Has any agency denied approval for the proposed construction (activity) or for any construction (activity) related to the proposed project?  
Yes  No . (If the answer is "Yes" explain below)

10. Application is hereby made for a permit or permits to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify, that I possess the authority to undertake the proposed activities.

\_\_\_\_\_  
Signature of Applicant or Authorized Agent

\_\_\_\_\_  
Date

Please return the completed application and all attachments to:

South Carolina Department of Health and Environmental Control  
Bureau of Water - Division of Water Quality  
2600 Bull Street  
Columbia, SC 29201

*An application fee must be received before the permit can be issued. In accordance with Section 49-1-16 of the SC Code of Laws, if the project is commercial or industrial and is in support of operations that charge for the production, distribution, or sale of goods or services, a fee of \$500 shall be charged. If the work is noncommercial in nature and provides personal benefits that have no connection with a commercial enterprise, the fee shall be \$50. The Department reserves the right to determine the appropriate fee.*

## ATTACHMENT A

### CONSTRUCTION IN NAVIGABLE WATERS PERMIT PUBLIC NOTICE REQUIREMENT

\*\*\* Pursuant to R. 19-450, Permits for Construction in Navigable Waters, a notice in the newspaper must contain information explaining the location, nature, and extent of the proposed activity. The notice must indicate a 15 day comment period and be published in a newspaper of local or general circulation in the county where the activity is proposed to take place for one day. You must provide SCDHEC with an affidavit of publication from the newspaper within fifteen days of publication.

#### PUBLIC NOTICE

*(Applicant)* has applied to the South Carolina Department of Health and Environmental Control for a Construction in Navigable Waters Permit to *(brief description of work)* for *(public/private)* use in *(name and location of waterbody)*. Comments will be received by South Carolina Department of Health and Environmental Control at 2600 Bull St., Columbia, SC, 29201, ATTN: Charles Hightower, Division of Water Quality, until *(insert date - 15 days from date of this notice)*.

\*\* If you have questions regarding these requirements, please contact Charles Hightower at (803) 898-0369. \*\*

**ATTACHMENT B**

**AFFIDAVIT OF OWNERSHIP OR CONTROL**

TO THE S.C. DEPARTMENT OF HEALTH AND ENVIRONMENTAL CONTROL:

(1) **[THIS PARAGRAPH SHALL BE COMPLETED BY THE RECORD OWNER]** I hereby swear (or affirm) that I am the record owner of the highland property shown in the attached permit application situated in \_\_\_\_\_ County, South Carolina; and that said property is all of the property that is contiguous to and landward of the area in which the work proposed in the permit application is to be conducted. Furthermore, I swear (or affirm) that as record owner I have the necessary approval or permission from all other persons with a legal interest in said property to conduct the work proposed in the permit application.

**STATE THE NAME AND ADDRESS OF ALL OTHER PERSONS WITH A LEGAL INTEREST IN SAID PROPERTY:**

(2) **[THIS PARAGRAPH IS TO BE COMPLETED BY THE RECORD OWNER IF THE PERMIT APPLICANT IS NOT THE SAME PERSON AS THE RECORD OWNER]** I hereby swear (or affirm) that the applicant, \_\_\_\_\_, for the permit which is the subject of the attached permit application has been given the necessary approval and permission from me to conduct the work proposed in the permit application.

(3) **[THIS PARAGRAPH TO BE COMPLETED IF THE PERMIT APPLICANT IS A RECORD EASEMENT HOLDER]** as the record easement holder I hereby swear (or affirm) that I am the record easement holder of the highland property shown in the attached permit application situated in \_\_\_\_\_ County, South Carolina; and that said property is all of the property that is contiguous to and landward of the area in which the work proposed in the permit application is to be conducted, and the easement is sufficient to authorize the work proposed in the permit application. The easement relied upon was granted to me by (name of grantor) \_\_\_\_\_ on (date) \_\_\_\_\_, and the easement is recorded in the office of the Clerk of Court or Register of Mesne Conveyance for the County of \_\_\_\_\_ in Book \_\_\_\_\_, at Page \_\_\_\_\_.

**NOTE!** A copy of the easement relied upon by the permit applicant must be attached to this affidavit at the time the affidavit is submitted to the S.C. Department of Health and Environmental Control.

This Affidavit applies only to highland and does not apply to any area below mean high water in tidelands or ordinary high water in non-tidal waters.

Affiant's Signature \_\_\_\_\_

Date \_\_\_\_\_

Sworn to and subscribed before me at \_\_\_\_\_, \_\_\_\_\_ County, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_.

\_\_\_\_\_  
Notary Public  
My Commission expires: \_\_\_\_\_.

## An Application for Construction in Navigable Waters Permit

### **Purpose:**

Any activity, such as dredging, filling, construction or alteration in, on, or over a navigable water, or in, or on the bed under navigable waters, on in, or on lands or waters subject to a public navigational servitude including submerged lands under the navigable waters of the state must apply for a permit issued by the Department of Health and Environmental Control (DHEC). No Construction in Navigable Waters Permits are required for activities in the critical area that are under the exclusive permitting authority of DHEC's Office of Ocean and Coastal Resources Management.

### ITEM-BY-ITEM INSTRUCTIONS FOR COMPLETEING THIS FORM

#### **Section 1: (Applicant/Agent Information)**

Enter the legal name of the applicant(s) or company applying for the permit. Enter applicant/company complete physical address and mailing address (if different from physical address), and telephone number. If the applicant designates a representative or agent other than themselves to submit this application, list representative's or agent's mailing address and complete phone number.

#### **Section 2: (Site Location Information)**

Enter the complete address, including city, state and ZIP code where the proposed activity will occur. Enter the county in which the proposed activity is located. Enter the nearest street/road, nearest city or town, name of the waterbody on which the proposed activity will take place. Provide the **latitude and longitude** of the site where the proposed activity will take place. Provide one set of original drawings which must include the project's location, as well as any structural, impacts, and design details of the proposed activity.

### INSTRUCTIONS FOR COMPLETING DRAWINGS

1. All drawings must be on 8.5"x 11" white paper.
2. Please place the applicant's name on all drawings.
3. Drawings must include:
  - a) a general location map
  - b) a specific vicinity map (names/numbers of roads to get to the project site)
  - c) a plan view of all proposed work
  - d) a cross section view of all proposed work
4. Indicate existing structures, adjoining property owners, and any other pertinent features on all drawings.

#### **Section 3: (Describe Proposed Activity)**

Give the proposed, intended use, and the description of the type of structure you are proposing to construct. Also include the quantity or amount in (cubic yards) and composition or makeup of all materials to be disposed of and your means of disposing of this material. Identify from the list in question 5 on the application, who will have use of the proposed structure.

#### **Section 4: (General Permits)**

If the proposed activity meet the eligibility restrictions, as well as permit conditions and all requirements of a General Permit listed, you may apply for coverage under that General Permit. You can find complete copies of the General Permits on our website at:

[http://www.scdhec.gov/environment/docs/nw\\_permitGen.pdf](http://www.scdhec.gov/environment/docs/nw_permitGen.pdf)

#### **Section 5: (Adjoining Property Owners)**

List the names and complete mailing addresses for all property owners and all property owners adjacent or nearest to the area of the proposed structure.

#### **Section 6: (Affidavit of Publication)**

Before the Department can act on your application for Construction in Navigable Waters Permit you must publish notice of the application in a newspaper of general or local circulation. Details of this requirement are listed as Attachment A of this application.

DHEC 2065 (08/2016)

#### **Section 7: (Affidavit of Ownership)**

A completed and notarized documentation of ownership or the consent of the owner of the adjacent highland or property on which any part of the projected activity will be located must accompany this application. The required documentation is listed as Attachment B of this application.

**Section 8: (Existing Structural Work)**

Identify what, if any, of the existing portions of the proposed structure has been started or completed. Provide the month and year in which the work was completed and indicate all existing work on the drawing request in section 2 of this application.

**Section 9: (Previous Agency Review)**

State and list if you have applied to any other agency for approval to construct the proposed activity for which you seek this permit and have been denied approval.

**Section 10: (Signature)**

Signature of the applicant or an authorized representative for the applicant is required.

**This application must be submitted to the following address:**

**South Carolina Department of Health and Environmental Control  
Bureau of Water, Division of Water Quality  
2600 Bull Street  
Columbia, SC 29201**