

FILE COPY



UNITED STATES DEPARTMENT OF COMMERCE
The Deputy Under Secretary for
Oceans and Atmosphere
Washington, D.C. 20230

DEC 24 1991

Mr. H. Stephen Snyder
Director of Planning and Certification
South Carolina Coastal Council
4130 Faber Place
Charleston, South Carolina 29405

Dear Mr. Snyder:

On July 22, 1991, William A. Towne, Jr. (Appellant) through counsel, filed a notice of appeal with the Secretary of Commerce from an objection by the South Carolina Coastal Council (State) to the Appellant's consistency certification for a U.S. Army Corps of Engineers permit to construct a bulkhead, floating dock and boathouse in Black River at the Willie Town Subdivision, (about 2.5 miles from Highway 51,) in Georgetown County, South Carolina.

Since the filing of this appeal, the State and the Appellant have reached an agreement on changes to the Appellant's proposal project that should make the activity consistent with the State's Coastal Zone Management Program. Accordingly, the Appellant has requested that the appeal be withdrawn. The State concurs with that request.

The appeal is hereby dismissed, with prejudice. The Appellant is barred from filing another appeal from the State's objection to his original consistency certification. This is a final agency action for purposes of judicial review.

Sincerely,

A handwritten signature in black ink, appearing to read "Ray Kammer".

Ray Kammer

cc: Mr. William A. Towne, Jr.
John M. Bleecker, Jr., Esquire
LTC James T. Scott,
U.S. Army Corps of Engineers



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DEC 24 1991

John M. Bleecker, Jr. Esquire
Post Office Box 148
Charleston, South Carolina 29402-0148

Dear Mr. Bleecker:

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Mr. H. Stephen Snyder
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