

APPELLANT'S REPLY IN SUPPORT OF MOTION TO STRIKE AND REQUEST FOR SANCTIONS

Appellant, Attia Elbadawy, pro se, respectfully submits this Reply to reinforce the impropriety of Respondents' latest filing and to highlight the continued abuse of process by Respondents and their counsel, Mark Bible.

1. Unauthorized Appearance of Counsel

The Return filed on behalf of Respondents was signed by counsel who has not been properly admitted or substituted into this matter. Rule 264, SCACR, requires a motion, client consent, and leave of court before substitution of counsel is effective. None of these steps have been followed. This violation alone renders the Return defective and subject to being stricken.

2. Pattern of Misconduct by Respondents' Counsel

This is not an isolated oversight. Respondents' counsel, Mark Bible, has repeatedly engaged in procedural gamesmanship intended to confuse the record and burden Appellant. These tactics include late filings, improper certifications, and now, the stealth insertion of unauthorized counsel into the appellate process.

Such conduct undermines the integrity of this appeal and prejudices the Appellant. The Court should not allow Respondents to benefit from their own disregard of the rules.

3. Relief Requested

For the foregoing reasons, Appellant respectfully requests that this Honorable Court:

1. Strike Respondents' Return in its entirety as unauthorized and procedurally defective;
 2. Issue a directive reminding Respondents and their counsel of their obligations under Rule 264 and Rule 267, SCACR;
 3. Consider sanctions under Rule 269, SCACR, for repeated abuse of the appellate process;
- and
4. Grant such other relief as this Court deems just and proper to protect the integrity of these proceedings.

Respectfully submitted this 27 day of 8, 2025.



Attia Elbadawy, Appellant Pro Se
493 Wise Road
Summerville, SC 29483
Tel: 843-641-8556

RECEIVED

AUG 28 2025

SC Court of Appeals

RECEIVED

Aug 26 2025

SC Court of Appeals

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM DORCHESTER COUNTY
Court of Common Pleas

Hon. Maite Murphy, Circuit Court Judge
Appellate Case No.: 2025-001299

Attia Elbadawy and Lynne Chatlos,

Petitioners/Appellants,

v.

D.R. Horton, Inc.,

Respondent

RESPONSE TO APPELLANT'S
MOTION TO STRIKE/NOTICE OF DEFECTIVE FILING

The Appellant's Motion to Strike/Notice of Defective Filing is meritless. Carl F. Muller did not sign Respondent's Return to Petitioners/Appellants' Petition for Writ of Supersedeas. The undersigned counsel, Mark A. Bible, Jr., participated in the preparation of the Respondent's Return and executed the same for filing with this Court. Representation of the Respondent has been and will continue to be the undersigned counsel's law firm and those attorneys that become associated with either or both the underlying circuit court matter or the instant appeal. Apart from that, Rule 11(b) does not apply and Petitioners/Appellants have shown no prejudice; counsel for Respondent has not changed.

[SIGNATURE PAGE FOLLOWS]

***** IMPORTANT NOTICE - READ THIS INFORMATION *****
NOTICE OF ELECTRONIC FILING [NEF]

A filing has been submitted to the court RE: 2024CP1801459

Official File Stamp: 05-06-2025 08:57:18 AM

Court: CIRCUIT COURT

Common Pleas

Dorchester

Case Caption: Attia Elbadawy , plaintiff, et al VS D R Horton , defendant, et al

Document(s) Submitted: Order/Denying Injunction Order/Denying Injunction

Filed by or on behalf of: Maite Murphy

This notice was automatically generated by the Court's auto-notification system.

The following people were served electronically:

John T. Crawford, Jr. for D.R. Horton, Inc.

Mark Anthony Bible, Jr. for D.R. Horton, Inc.

The following people have not been served electronically by the Court. Therefore, they must be served by traditional means:

Dorchester County

Lynne Chatlos for Lynne Chatlos

Mark Anthony Bible, Jr. for D R Horton

Attia Elbadawy for Attia Elbadawy

John T. Crawford, Jr. for D R Horton

Lynne Chatlos for Lynne Chatlos

Mark Anthony Bible, Jr. for D R Horton

John T. Crawford, Jr. for D R Horton

Attia Elbadawy for Attia Elbadawy

NOTE:

AS you can see
"Cary Miller"
IS NOT ON

THIS LIST.

Does Not Represent

D.R. HORTON, INC in the Lower Court
DORCHESTER County.

Certificate of Electronic Notification

Recipients

John Crawford - Notification transmitted on 05-06-2025 08:57:32 AM.

Mark Bible - Notification transmitted on 05-06-2025 08:57:32 AM.

SOUTH CAROLINA COURT OF APPEALS
CASE No:001299

ATTIA ELBADAWY
AND LYNNE CHATLOS
APPELLANTS/PLAINTIFFS,
V
D.R. HORTON, INC

PROOF OF DELIVERY
MOTION TO STRIKE/NOTICE OF
DEFECTIVE FILING

9589071052702000008700

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Latest Update

Your item was delivered to the front desk, reception area, or mail room at 1:38 pm on August 16, 2025 in GREENVILLE, SC 29601.

Get More Out of USPS Tracking:

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Delivered

Delivered, Front Desk/Reception/Mail Room

GREENVILLE, SC 29601
August 16, 2025, 1:38 pm

D R Horton, Inc,
Kenison, Dudley & Crawford, LLC
325 W McBee Avenue, Suite #301
Greenville, SC 29601

9589 0710 5270 2000 0067 00

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
GREENVILLE SC 29601	
Certified Mail Fee \$5.30	0485 08
\$4.40	
Extra Services & Fees (check box, add fees as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy) \$0.00	
<input type="checkbox"/> Return Receipt (electronic) \$10.00	
<input type="checkbox"/> Certified Mail Restricted Delivery \$10.00	
<input type="checkbox"/> Adult Signature Required \$0.00	
<input type="checkbox"/> Adult Signature Restricted Delivery \$0.00	
Postage \$11.00	Postmark Here
Total Postage and Fees \$20.70	08/13/2025
Sent To Kenison, Dudley & Crawford, LLC Street and Apt. No., or PO Box No. 325 W. McBee Ave, Suite #301 City, State, ZIP+4® Greenville, SC 29601	
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

ATTIA ELBADAWY & LYNNE CHATLOS
493 WISE ROAD
SUMMERVILLE, SC 29483

08/18/2025

SOUTH CAROLINA COURT OF APPEALS
CASE No:001299

ATTIA ELBADAWY
AND LYNNE CHATLOS
APPELLANTS/PLAINTIFFS,
V
D.R. HORTON, INC
RESPONDENTS/DEFENDANTS,

PROOF OF DELIVERY
MOTION TO STRIKE/NOTICE OF
DEFECTIVE FILING

Remove X

Tracking Number:

9589071052702000008694

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Latest Update

Your item was delivered to the front desk, reception area, or mail room at 10:42 am on August 18, 2025 in GREENVILLE, SC 29601.

Carl F. Muller, Esq
607 Pellington Street
Suite# 201
Greenville, SC 29601
AND
D R Horton, Inc,
Kenison, Dudley & Crawford, LLC
325 W McBee Avenue, Suite #301
Greenville, SC 29601

9589 0710 5270 2000 0086 94

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT Domestic Mail Only	
For delivery information, visit our website at www.usps.com ®.	
OFFICIAL USE Greenville, SC 29601	
Certified Mail Fee \$5.30	0485
Extra Services & Fees (check box, add fee as appropriate)	08
<input type="checkbox"/> Return Receipt (hardcopy) \$0.00	Postmark Here
<input type="checkbox"/> Return Receipt (electronic) \$0.00	
<input type="checkbox"/> Certified Mail Restricted Delivery \$0.00	
<input type="checkbox"/> Adult Signature Required \$0.00	
<input type="checkbox"/> Adult Signature Restricted Delivery \$0.00	
Postage \$11.00	08/13/2025
Total Postage and Fees \$20.70	
Sent to	
CARL F. Muller, Esq	
607 Pellington St, Suite #201	
Greenville, SC 29601	
PS Form 3800, January 2023 PSN 7530-02-000-9047 See Reverse for Instructions	

Attia Elbadawy & Lynne Chatlos
ATTIA ELBADAWY & LYNNE CHATLOS
493 WISE ROAD
SUMMERVILLE, SC 29483

PROOF: CARL MULLER WAS
PROPERLY SERVED.

08/19/2025

**STATE OF SOUTH CAROLINA
COURT OF APPEALS
CASE No: 001299**

**Attia Elbadawy and Lynne Chatlos,
Appellants,
V
D R Horton, Inc
Respondents**

**Case No.: 2024-CP-18-01459
Dorchester County**

**MOTION TO ACCEPT AND REVIEW THE APPELLANTS
RECORD AND TO OPEN AN INVESTIGATION
AND NOTIFY S.L.E.D.**

**Date: August 27, 2025
Submitted by Appellants,
Attia Elbadawy and Lynne Chatlos
493 Wise Road
Summerville, SC 29483
ala_international@yahoo.com
843-641-8556**

MOTION TO ACCEPT AND REVIEW THE APPELLATE RECORD AND TO OPEN AN INVESTIGATION TO NOTIFY S L E D

NOW COMES the Appellant, Attia Elbadawy, pro se, and respectfully moves this Honorable Court, pursuant to the South Carolina Appellate Court Rules, to accept and review the Record on Appeal and to open an investigation into the conduct of the Respondents, D.R. Horton, Inc. and Dorchester County.

1. Background

1. This appeal arises from proceedings in the Circuit Court of Dorchester County in Case No. 2024-CP-18-01459, concerning the status and ownership of Wise Lane/Wise Road.
2. The Circuit Court issued adverse rulings against the Appellant, which are now under appellate review.
3. The Record on Appeal has been duly prepared and served in accordance with the South Carolina Appellate Court Rules.

2. Grounds for Motion

1. Appellant requests that this Court accept the Record on Appeal as filed and proceed with review in the ordinary course.
2. The Record contains all pleadings, motions, orders, transcripts, and exhibits necessary for appellate review.
3. No prejudice will result to the Respondents by granting this Motion, and the interests of justice favor full review.

3. Request for Investigation

In addition, Appellant respectfully moves this Court to open an investigation into the actions of Respondents D.R. Horton, Inc. and Dorchester County.

Specifically, Appellant asserts that:

1. Dorchester County officials, including its Deputy County Attorney, have improperly issued or relied upon permits purporting to authorize D.R. Horton, Inc. to access and alter Wise Lane, despite the County lacking legal ownership or acceptance of the road.
2. D.R. Horton, Inc. has repeatedly attempted to enter upon and modify Appellant's private driveway and easement without consent, justification, or lawful standing.
3. These actions constitute misconduct and have materially affected the proceedings below.

Appellant therefore requests that this Honorable Court, in its supervisory capacity, direct or recommend appropriate inquiry into the conduct of the Respondents in order to safeguard the integrity of the judicial process.

4. Relief Requested

WHEREFORE, Appellant respectfully moves this Honorable Court to:

1. Accept the Record on Appeal as filed;
2. Review the Record in connection with this appeal;
3. Open an investigation into the actions of D.R. Horton, Inc. and Dorchester County as described herein; and grant such other and further relief as the Court deems just and proper.

4. Relief Requested

WHEREFORE, Appellant respectfully moves this Honorable Court to:

1. Accept the Record on Appeal as filed;
2. Review the Record in connection with this appeal;
3. Open an investigation into the actions of D.R. Horton, Inc. and Dorchester County as described herein; and grant such other and further relief as the Court deems just and proper.
4. Notify the proper authority, such as SLED, to conduct and open their own investigation for the ongoing violations and fraud committed by D R Horton and Dorchester County.

Respectfully submitted this 27th day of August 2025

Attia Elbadawy

Lynne Chatlos

493 Wise Road

Summerville, SC 29483

ala_international@yahoo.com

Tel: 843-641-8556

SCDOT Customer Service Center - Request for Information and Services # 157810

Yahoo

/

Inbox

CSCTS@scdot.org

From:

cscts@scdot.org

To:

ala_international@yahoo.com

Mon, Jan 6 at 9:52 AM

Below you will find information regarding your recent Contact SCDOT Email received by the SCDOT Customer Service Center on 06-JAN-25.

?Dear Madam:

Thank you for contacting the South Carolina Department of Transportation's Customer Service Center.

Unfortunately, the road you are inquiring about is not maintained by the SCDOT.

You may contact Dorchester Public Works or Planning Office at (843-563-0070) to address your concerns.

[Subject] 493 Wise Lane

[County] Dorchester

[Message] Hi.

We are the owners on 2 lots on Wise Lane, I

is this Road 493 Wise Lane, maintained by SC DOT?, thank you

Status: Completed on 06-JAN-25

If you have any questions regarding this email, please call the SCDOT Customer Service Center at 855-467-2368.

We value your feedback. Please take a moment to provide us with your comments by clicking the link below and completing the Customer Service Survey.

<http://www.scdot.org/scdotcontactussurvey/default.aspx?LogID=212643>

From: Landon Brock

Sent: Friday, August 30, 2024 12:24 PM

To: Andy Garsea <ala_international@yahoo.com>

Subject: RE: Evolve Project 9306: DV Timbers Subdivision - Wise Road(Lane)

Attia,

I have spoken with D.R. Horton's attorney this morning and got an understanding of their project and timeline for completion which I will explain in some more detail below. Attached, please find D.R. Horton's entire plans for the project for your file.

As you can see on the attached plans, Horton is not tying its roads into Wise Lane. It's installing water & sewer in the Wise Lane public right of way, which they are legally entitled to do. Once those improvements are installed, that will be it for Wise Lane as far as the neighborhood development is concerned. The Horton neighborhood is not using Wise Lane for vehicular or pedestrian access. Traffic will go through the other roads, Trinity Dr./Oak Dr./Pruitt St.

According to Horton's counsel, they have been ready to start on sewer installation for 2 weeks but have been prevented from doing so by the gate that you placed blocking the roadway. The gate will need to be opened or removed to allow Horton and Dorchester County access because it is a public right of way. Even though Dorchester County does not maintain Wise Lane it does not change the fact that it belongs to the general public, including Horton, and you are not allowed to prevent Horton from using the area otherwise they will need to take steps to ensure that their right of access is no longer infringed. I hope that they will not have to resort to those measures. Dorchester County owns the Wise Lane right of way and has approved Horton's plans to install water & sewer in that right of way.

I know that there has been a lot of upsetting back and forth but Horton does want to be a good neighbor while they work adjacent to your property and that is why they have an attorney who has been willing to speak with me and provide us this information.

Horton's counsel states that once Horton is able to access Wise Lane that the work they have left to complete should take about 3 weeks, assuming the weather cooperates. After the water and sewer installations are complete, Horton will grade the road back to its "original" condition. Then, Horton will be done with Wise Lane. In the spring, after everything is built in the development, Dorchester County will come out and inspect the development, including the lines installed in the Wise Lane right of way, and that should be the end of it. Home buildings will follow afterwards, but it will not have anything to do with Wise Lane as Horton's development is not connecting to Wise Lane and the home owners will not be driving over it to get to their homes.

I will give you a call to follow up.

Sincerely,

Landon L. Brock

Associate Attorney

Wigger Law Firm, Inc.

100 S. Main St., Suite D

Summerville, SC 29483

843-851-9900

7 843-851-9044

lbrock@wiggerlawfirm.com

On Tuesday, July 30, 2024 at 09:25:10 AM EDT, Christopher L Hill <chill1@dhorton.com> wrote:

Good morning Attia, thank you for sending these pictures. The pictures you have sent shows no damage to the road. There are trees down and water in the existing ditch. The trees that are down are within the ~~Dorchester~~ County Public Right of Way. We have the right and approval to clear and complete construction activity in Dorchester County's public right of way.

I see your concern with the use of Wise Lane because you and your brother built the road. I understand that ~~Dorchester~~ County did not build the road. I am not looking to take this to court because I do not think it's necessary. The road is a public road. I have sent you documentation that shows that.

I would like to know what you are looking for regarding compensation. I think we could get this handled quicker if we could speak over the phone. There is no need for you to come to my office.

I am uncertain how I am harassing you. I'm simply trying to speak with you so we can resolve this matter. I want to make sure you are taken care of and I'm trying to be neighborly. I want to resolve this swiftly. Please feel free to call me. I will not call you anymore.

Thanks,

Chris Hill

Land Development Manager

D.R. HORTON

2057 Wambaw Creek Rd

Charleston, SC 29492

m: 843.855.2176

o: 843.284.5000

Home for every stage in life. | D.R. Horton - Express - Emerald - Freedom

From: Andy Garsea <ala_international@zion.com>

803-345
3353

CASE # 2024 - CP - 180/459

STATE OF SOUTH CAROLINA)
)
COUNTY OF DORCHESTER)

OPERATING & MAINTENANCE AGREEMENT

OPERATING AND MAINTENANCE AGREEMENT OF STORMWATER FACILITIES

I/WE hereby certify that I/WE will perform the duties as the owner(s) of the Stormwater Management Best Management Practices (BMPs) listed below that includes the listed maintenance activities and others not listed to ensure the systems' proper long-term functioning. I/WE further certify that if ownership is transferred that I/WE ensure the continued maintenance of these facilities through the proper transfer of ownership responsibilities.

PROPERTY INFORMATION

PARCEL/TMS #(S): 134-00-00-039

(Obtain from Register of Deeds Office)

NAME & TYPE OF BMP(S): Silt Fence, Seeding, Mulch, Rip Rap, Turbidity Curtain, Wet Detention Pond

LOCATION OF BMP(S): See attached plans

PROPERTY DEED RECORDED DATE & BOOK: 9/28/2012, Book 8477 Page 276

TITLE OF SITE PLAN: DV Timbers Subdivision

(Should exactly match the title given on application for construction permit)

PROJECT ENGINEERING FIRM: Stantec Consulting Services

PROJECT CONSTRUCTION FIRM: TBD

NUMBER & DATE OF CONSTRUCTION PERMIT: TBD

PROPERTY OWNER(S)

OWNER #1: D.R. Horton

ADDRESS: 2057 Wambaw Creek Rd.

CITY, STATE, & ZIP: Charleston, SC 29492

PHONE: 843-530-0147 FAX: _____

EMAIL: bmcondon@drhorton.com

OWNER #2: _____

ADDRESS: _____

CITY, STATE, & ZIP: _____

PHONE: _____ FAX: _____

EMAIL: _____

RESPONSIBILITIES

1. **Regular Inspections:** Inspections shall be performed at least twice a year and more regularly as listed below or as specified by a manufacturer. Inspection reports shall be generated and kept on file for two (2) years. Reports are to be made available to Dorchester County upon request. If generated by a third party, it shall remain the owner's (or owners') responsibility to maintain the reports.

2. **Routine Maintenance:** Some maintenance activities are needed on a routine basis, as listed below. The activities listed should be performed on a monthly basis or more frequently if needed or unless specified below or by a manufacturer.
 - a. **Vegetation Management:** if applicable, grass should be mowed bi-monthly or more frequently if needed.
 - b. **Inlet and Outlet Structures:** any blockage of inlet and outlet structures should be removed. Inlet and Outlet protection should be repaired or replaced as needed.
 - c. **Debris and Litter:** trash and other debris that collects in the BMP(s) should be removed.
3. **Sediment Removal:** BMPs will trap sediment and other scorable material over time and this material should be removed once the storage capacity has been reduced by 35%. Removal of the sediment shall occur no less frequently than once every year or as specified by the manufacturer. If a forebay exists, any trash, sediment, or other debris should be completely removed as discovered through routine maintenance activities or inspections.
4. **Slope Stabilization (Structural Integrity):** Slope erosion, sink holes, or other structural issues should be repaired as soon as discovered through routine maintenance activities or inspections.

ADDITIONAL RESPONSIBILITIES

List any additional routine or long-term activities to be performed on the BMP(s). This area may also be used to replace the list of maintenance activities listed above or to list manufacturer requirements.

1. Note erosion of pond, and pipe inlet areas, banks or bottom - semi-annual inspection
2. Inspection for damage to pond, and pipe inlet areas, embankment, monitor for sediment accumulation, insure inlet and outlet devices are free from debris and operational - annual inspection
3. Repair pond, and pipe inlet areas, undercut or eroded areas, mow side-slopes, pesticide/nutrient management, debris removal
4. Seed or sod pond, and pipe inlet areas, to restore dead or damaged ground cover - annual or as needed
5. Removal of sediment from the forebay, and pipe inlet areas - 5 to 7 maintenance
6. Monitor sediment accumulation, remove sediment - Annual inspection
7. During construction - monitor for erosion. Establish permanent stabilization immediately. clean out accumulated sediment regularly. Conduct inspections of the pond weekly and fix immediately.

SIGNED, SEALED AND DELIVERED IN THE PRESENCE OF: (1 owner & 2 witness signatures required)

[Signature] 10-4-23
 Owner #1 Sign & Date

 Owner #2 Sign & Date

 Witness #1 Sign & Date

 Witness #2 Sign & Date

DR Horton, Inc.
 Company Name

 Company Name

STATE OF SOUTH CAROLINA)
)
 COUNTY OF DORCHESTER)

ACKNOWLEDGEMENT

The foregoing instrument was acknowledged before me this 5th day of October, 2023
 by: Michael Condon (OWNER NAME HERE)

NOTARY SEAL

[Signature] (NOTARY SIGNATURE)
 Notary Public for the State of South Carolina
 My Commission expires: 10/29/30





NOTICE OF INTENT (NOI)
For Coverage(s) of Primary Permittees
Under South Carolina NPDES General Permit
For Stormwater Discharges From Construction Activities SCR100000
 (Maintain As Part of On-Site SWPPP)



DAM SAFETY AND STORMWATER PERMITTING
 DIVISION
 CONSTRUCTION STORMWATER PERMITTING
 APPROVED - FOR CONSTRUCTION ONLY

For Official Use Only

File Number: _____
 Permit Number: **SCR10** _____
 Submittal Package Complete: _____

Submission of this Notice of Intent constitutes notice that the Applicant identified in Section II intends to be authorized as a Primary Permittee in the state of South Carolina under NPDES General Permit SCR100000. Fees required for review and NPDES coverage of each application type are as listed on page 2 of the Instructions.

DHEC Permit # **SCR10ZEJ1**
 Date Issued **April 23, 2024**
 Reviewer **George Cox** Digitally signed by George Cox Date: 2024.04.23 16:20:07 -0400

Date: 10/02/2023
 Project/Site Name: 1111 Timber Subdivision County: Dorchester
 (Modification or Change of Information Only) Prior Approved NPDES Permit or File Number: _____

Do you want this project to be considered for the Expedited Review Program (ERP)? Yes or No (See instructions)

I. Notice of Intent (NOI) Application Type(s)

- A. **Project (Application/Review) Type(s)** (Select All that apply):
 New Project (Initial Notification) Ongoing Project: Permitted or Un-Permitted
 Late Notification Low Impact Development (LID) or Project Design Above Regulatory Requirements
 New Owner/Operator or Company Name Change (see instructions, attach Form A (Transfer of Ownership))
 Major Modification: (see instructions, attach Form B (Major Modifications))
 MS4 Project Review
 Ocean and Coastal Resource Management (OCRM) Review
 Change of Information/Other (Specify): _____
- B. If Applicable, identify the entity designated as MS4 Reviewer and MS4 Operator (i.e., Lexington County, City of Greer, etc.): MS4 Reviewer _____ MS4 Operator _____

II. Primary Permittee Information Change of Information

Person or Company If a Company, are you a Lending Institution or Government Entity?
 Company EIN (if applicable): EIN: _____

- A. **Primary Permittee Name:** D.R. Horton
 Mailing Address: 2037 Wambaw Creek Rd. City: Charleston State: SC Zip: 29492
 Phone: 843-530-1147 Fax: _____ Email Address: _____
- B. **Contact /ODSA Name** (if different from above OR if owner is a company): Michael Condon
 Mailing Address: same as above City: _____ State: _____ Zip: _____
 Phone: same as above Fax: _____ Email Address: same as above
- C. **Property Owner Name** (if different from above): Same as above
 Mailing Address: _____ City: _____ State: _____ Zip: _____
 Phone: _____ Fax: _____ Email Address: _____

III. Comprehensive Stormwater Pollution Prevention Plan (C-SWPPP) Preparer Information Change of Information

- A. **C-SWPPP Preparer Name:** George Cox, P.E.
 B. **Registered Professional:** Engineer Landscape Architect Professional Land Surveyor **S.C. Registration #:** 20897
 C. **Company/Firm Name:** Starter Consulting Services **S.C. COA #:** 1002310
 Mailing Address: 3969 Centre Pointe Dr. City: North Charleston State: SC Zip: 29418
 Phone: 843-740-8829 Fax: 843-740-7707 Email Address: George.Cox@Starter.com

IV. Project/Site Information Change of Information

- A. **Type of Construction Activity(ies)** (Select All that apply):
 Commercial Industrial Institutional Mass Grading Linear Utility/Infrastructure
 Residential: Single-family Residential: Multi-family Multi-use (Commercial & Residential)
 Site Preparation (No New Impervious Area) Other (Specify) _____
- B. **Site Address/Location** (street address, nearest intersection, etc.): Between South Range Rd. and Wise Rd. in Dorchester Co.
 City/Town (if in EMS): _____ Zip Code: 29420
 Latitude: 33° 0' 30" N Longitude: - 80° 17' 8" W (Source): GPS Web Site: https://scscois.maps.arcgis.com
Tax Map Number (s) _____

- C. Is this site located on **Indian Land**? Yes No
- D. **Proposed Start Date:** 08-01-2024 **Proposed Completion Date:** 08-31-2025
- E. **Disturbed Area** (nearest tenth of an acre): 1.5 **Total Area** (acres): 1.4
- F. **Modification Only:** (nearest tenth of an acre): **Disturbed Area: Current (Approved) Area:** _____
Disturbed Area Change (Increase Only): _____ **Total Disturbed Area (After Change):** _____
- G. Is this project part of a **Larger Common Plan for Development or Sale (LCP)**? Yes No
LCP/ Overall Development Name: _____ Check here if this is the **First Phase.**
Previous State Permit/File Number: _____ **Previous NPDES Coverage Number:** SCR10 _____
- H. Any **Flooding Problems** exist downstream of or adjacent to this site? Yes No (If yes, provide detailed description of flooding problems and applicable floodway/flood zone information in the C-SWPPP).
- I. Active **S.C. DHEC Warning Notice, Notice to Comply or Notice of Violation** for this site or LCP? Yes No
- J. List Relevant **State and Federal Environmental Permits or Approvals** applied for or obtained for this site (e.g., RCRA, USACOE, Nationwide, etc.). If **None**, list **None**.

- K. **Any Waiver(s)/Variances/Exceptions Requested for this Project?** (If yes, identify below and include Waiver Request and Justifications in the C-SWPPP for each proposed request).
1. Small Construction Activity Waiver(s) From NPDES permitting (Section 1.4 & Appendix B)? Yes No
 If yes, identify requested waiver: Rainfall Erosivity Waiver TMDL Waiver Equivalent Analysis Waiver
2. Detention Waiver (72-302(B))? Yes No 3. Other (Specify): _____

V. **Waterbody Information** (Attach additional sheet(s) as needed) Change of information

A. **Receiving Waterbody(s) (RWB) Information** (List the nearest and next nearest receiving waterbodies to which the sites stormwater discharges will drain. If stormwater discharges drain to multiple waterbodies, list all such waterbodies).

1. Name of Receiving Waterbodies (RWB)	2. Distance to RWB (feet)	3. Classification of RWB
a. Nearest: <u>Cypress Swamp</u>	<u>32'</u>	<u>FW</u>
b. Next Nearest: <u>Humane Branch</u>	<u>890</u>	<u>FW</u>
c. Coastal Zone ONLY: Coastal Receiving Water (CRW): <u>Cypress Swamp</u>	<u>32'</u>	Not Applicable
d. Other Waterbodies: _____		

B. **Waters of the U.S. / State Information** (Attach additional sheet(s) as needed)

Waters of the U.S./ State	1. On the site?	2. Delineated/ Identified?	3. Impacts?	4. Amount of impacts
a. Jurisdictional wetlands	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<u>0.25</u> Ac
b. Non-jurisdictional wetlands	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____ Ac
c. Other Water(s): _____	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____ Ac _____ Feet
d. Coastal Zone ONLY: Direct Critical Area	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	_____ Ac _____ Feet

5. If yes for impacts in B.3, describe each impact and activity, and list all permits (e.g., USACOE Nationwide Permit, DHEC General Permit) and certifications that have been applied for or obtained for each impact:

C. **S.C. Navigable Waters (SCNW) Information (Section 2.6.5)** The Department will address any issues related to State Navigable Waters' Program under SC Regulation 19-450 during the review of the C-SWPPP for activities that will **NOT** require a 404 permit or a 401 certification. (Attach additional sheet(s) as needed).

1. Are **S. C. Navigable Waters (SCNW)** on the site: Yes No

a. If no, do not complete this question. Proceed to Section D (Impaired Waterbodies).

b. If yes, provide the name of **S.C. Navigable Waters (SCNW)** on the site: _____

2. If yes for C.1, will construction activities cross over or occur in, under, or thru the SCNW? Yes No
 If yes, describe SCNW activities (e.g., road crossing, sub-aqueous utility line, temporary or permanent structures, etc.) and proceed to Section C.3:

3. Identify permits providing coverage of SCNW activities proposed for your site. If NONE, list none.

Permits/Certifications	Permit or Certification No.	Corresponding Covered SCNW Activity(ies)
a. DHEC General/ Other DHEC Permit	<u>None</u>	
b. USACOE 404 Permit or 401 Certification	<u>None</u>	
c. SCNW Permit If applied for or issued, identify Date applied for or issued:	<u>None</u>	<input type="checkbox"/> All Activities or <input type="checkbox"/> Some Activities (Describe): _____

d. If a SCNW Permit has **NOT** been applied for provide an additional plan sheet that shows plan and profile views (drawn to scale) of the SCNW and associated activities. Include a description of all proposed activities on this plan.

D.R. Horton Asst Secretary

Signature of Primary Permittee: Richard L. Loran
 Printed Name of Primary Permittee: Richard L. Loran
 Date Signed: 10-4-13
 Signature of Primary Permittee: [Signature]
 Printed Name of Primary Permittee: Asst Secretary

I hereby understand the above information, I am signing this petition as Primary Permittee for the above named WQS generator permit.
 I am hereby certifying that the information provided in this permit application is true and correct to the best of my knowledge and belief, and I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for making a false statement, or the possibility of being held liable for damages or costs of investigation and prosecution, or the possibility of being held liable for the cost of the permit application and the cost of the permit itself. I understand that Ohio law requires that I certify to the best of my knowledge and belief, and I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for making a false statement, or the possibility of being held liable for damages or costs of investigation and prosecution, or the possibility of being held liable for the cost of the permit application and the cost of the permit itself.

Signature of C-SWRF Preparer: [Signature]
 Printed Name of C-SWRF Preparer: Erin Kizer, P.E.
 Signature of C-SWRF Preparer: [Signature]
 Printed Name of C-SWRF Preparer: Erin Kizer, P.E.
 Signature of C-SWRF Preparer: [Signature]
 Printed Name of C-SWRF Preparer: Erin Kizer, P.E.

I hereby certify that the design of the system is consistent with the requirements of the 44th Chapter of the Code of Ohio, and I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for making a false statement, or the possibility of being held liable for damages or costs of investigation and prosecution, or the possibility of being held liable for the cost of the permit application and the cost of the permit itself. I understand that Ohio law requires that I certify to the best of my knowledge and belief, and I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for making a false statement, or the possibility of being held liable for damages or costs of investigation and prosecution, or the possibility of being held liable for the cost of the permit application and the cost of the permit itself.

Signature and Certifications DO NOT SIGN IN BLACK INK. Read the Certifications below (in entirety). Provide date, printed name, and signature below. If you are a Ken Operator or Permittee, you must also sign and provide the appropriate Certifications and Compliance Agreement below.

2. TMDL Impaired Waterbodies

(NOTE: If no for 1, this site is NOT eligible for coverage under the CFP. See instructions.)

1. If yes for 1 above, are your discharges consistent with the assumptions and requirements of the TMDL(s)?	Yes <input type="checkbox"/> No <input type="checkbox"/>	2. If yes for 1 above, are your discharges consistent with the assumptions and requirements of the TMDL(s)?	Yes <input type="checkbox"/> No <input type="checkbox"/>
3. If yes for 1 above, will use of the BAPs proposed for your project ensure the site's discharges will NOT contribute to or cause further WQS violations for the impairment(s) listed in 1?	Yes <input type="checkbox"/> No <input type="checkbox"/>	4. If yes for 1 above, will use of the BAPs proposed for your project ensure the site's discharges will NOT contribute to or cause further WQS violations for the impairment(s) listed in 1?	Yes <input type="checkbox"/> No <input type="checkbox"/>

1. 303(d) Listed Impaired Waterbodies

Station (WQS)(s) in Discharge Formulation	Name of the Corresponding Waterbody	Corresponding Waterbody	Is this WQS(s) listed on the 303(d) list?	Is this WQS(s) listed on the 303(d) list?	Is this WQS(s) listed on the 303(d) list?	Is this WQS(s) listed on the 303(d) list?
Station (WQS)(s) in Discharge Formulation	Name of the Corresponding Waterbody	Corresponding Waterbody	Is this WQS(s) listed on the 303(d) list?	Is this WQS(s) listed on the 303(d) list?	Is this WQS(s) listed on the 303(d) list?	Is this WQS(s) listed on the 303(d) list?

VI

D. Impaired Waterbodies Information (Attach additional sheets) as needed)



Dorchester County
500 N Main St Box 3
Summerville, SC 29483
843.832.0018 / 843.563.0018

March 08, 2023

John Prorock
Stantec
4969 Centre Point Drive
North Charleston, SC 29418

Department: Public Works
Status: Approved

RE: DV Timbers Subdivision Site Plan - Single Family Residential Review by Public Works Approved

Dear John Prorock:

We have completed the review of your submittal. Your plan is **Approved by Public Works**. This review is only for the Public Works department.

Other departments included on the review will send separate letters. Any other approvals needed from other departments are the responsibility of the engineer/contractor/ and/or owner.

Review Comment for Project # 9306 - Southeast of the Helms Dr. and Pruitt St. Intersection (Site Plan - Single Family

This is a notification that the revised plans for the above referenced site containing 34.0 acres of disturbance has been approved for construction of the roads and drainage system only based on Stormwater Plan Review, OCRM CZC Reference #HPK-P3BJ-GS2VW and SCDHEC NPDES coverage number SCR10ZC9N. Any other approvals are the responsibility of the engineer and/or owner.

Special Condition:

- 1) Two sets of full-size plans and two sets of half size plans shall be submitted for approval stamping. One set of full-size plans shall be provided for use in the SWPPP box.
- 2) Coordinate with Planning and Zoning to provide plans as required to ensure approval stamp from both departments are included on all sets of plans.
- 3) Notify the Public Works office of the pre-construction meeting with at least 48 hours' notice.
- 4) Submit the Closeout Application including stormwater as-built drawings and the engineer's certification within 30 days of final stabilization of all portions of the construction site for which the developer is responsible. All temporary BMPs (silt fence, sediment tubes, etc.) shall be removed.
- 5) Video inspection of storm pipes with an engineering report is required prior to and after the 1-yr. maintenance liability period and prior to acceptance of the roads for county maintenance.
- 6) Any improvements required by a Traffic Impact Study are required to be installed prior to final plat, or as required by the Traffic Study.

This approval is to remain valid for five (5) years from the date of issuance, provided that the project complies with the Stormwater Management Ordinance and the Design Manual and is not inactive for a period of twelve (12) consecutive months. Construction activity must be initiated within twelve (12) months of issuance of this approval. Failure to initiate construction will render the Approval invalid at the end of the twelfth month.

If you have questions or need additional information concerning this matter, do not hesitate to contact Adrienne Lett at 843-832-0070.

Sincerely,

Mike Goldston Never Approved
Wise Lane.

Mike Goldston

Mike Goldston, PE
Engineering Manager
Dorchester County Public Works
mgoldston@dorchestercountysc.gov

Comprehensive Stormwater Pollution Prevention Plan (C-SWPPP) For Construction Activities:

Project/Site Name:

DV Timbers Subdivision

Primary Permittee:

D.R. Horton - Charleston

Project Address/Location:

Dorchester County, SC

Permittee/Owner Contact:

2057 Wambaw Creek Rd.

Charleston, SC 29492

843-530-0147

SWPPP Preparer:

Stantec Consulting Services Inc.

Bryan Kizer

4969 Centre Pointe Drive

Suite 200

North Charleston, SC 29418

843-740-7700

Bryan.kizer@stantec.com

Day-to-Day Operator:

To be determined

C-SWPPP Preparation Date:

11 / 11 / 2022

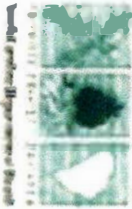
Modification Dates:

Modification I: 11 / 14 / 2022

Modification II: 9 / 28 / 2023



D H E C



FORM B

MAJOR MODIFICATIONS
Under South Carolina NPDES General Permit
For Stormwater Discharges From Construction Activities SCR1000000
(Maintain As Part of On-Site SWPPP)

Date: 1/25/2024

Project/Site Name: (as identified on prior approved NOI) D.V. Timbers Subdivision County: Dorchester
Per Number or NPDES Permit (Coverage) Number: (as identified on prior approved NOI) SCR10ZEJ1

Major Modifications allowed by the Department are listed in Section 31.7 of the Construction General Permit. Complete this Form, For Schedule C, and applicable sections of Form 2617 (Notice of Intent for Coverage(s) of Primary Permits) as defined below. Please note that each modification request requires review of Section V (Waterbody Information) of the prior approved NOI to determine and identify if information in this section has changed. For Schedule C (page 2), a Narrative describing proposed modifications, and revised SWPPP documentation must also be provided with the major modification request.

Check (X) each item (A-D) included in this modifications package for your project or site.

- A. REVIEW OF PRIOR APPROVED WATERBODY INFORMATION & DISTURBED AREA (Sections V and IV.J)
- SECTION V (WATERBODY INFORMATION REVIEW: Review Section V (Waterbody Information) of your most recent approved Notice of Intent (NOI) application, identify if the waterbody information has changed since the last approval and initial the applicable certification statement below.
- Has any of this information changed since the prior approval? Yes No
- If the information in this section has changed, complete Sections IA, IB (if MS4), III (as applicable), IV.F, V, and VI of the Notice of Intent (Form 2617) and attach it to this form with the other modification request documents. Identify Section V as "Change of Information" on the new form and initial the applicable certification below. If no change is required for this section, initial the applicable certification below.
- Section V Certification (Please initial applicable statement)

BDK I hereby certify that I have reviewed the prior approved waterbody information (Section V) for this project/site and no changes are required.

I hereby certify that I have reviewed the prior approved waterbody information (Section V) for this project/site and no changes are as identified on the attached NOI (Form 2617).

- SECTION IV.F (MODIFICATION TO DISTURBED AREA): (Detailed length of an article: Review the change to disturbed area as a result of this modification. If the disturbed area decreases or increases the same, a copy of the most recent prior approved NOI may be submitted with this Form. If the disturbed area increases, changes, complete Sections IA, IB (if MS4), III (as applicable), IV.F, V, and VI of NOI Form 2617 and attach it to this form.
- B. FEE SCHEDULE C: Complete the fee schedule on page 2 of this form.
- C. NARRATIVE: Attach a detailed Narrative description of proposed Major Modifications.
- D. C-SWPPP REVISIONS: Attach revised Stormwater Pollution Prevention Plan documentation supporting the proposed modifications (i.e., project plans, calculations, justification for disturbed area increases, etc.)

E. SIGNATURES AND CERTIFICATIONS: DO NOT SIGN IN BLACK INK Read the Certifications below (in entirety). Provide date, printed name, and signatures below.

MODIFIED C-SWPPP PREPARED: "One copy of the modified C-SWPPP, of specifications and supporting calculations, forms and reports are herewith submitted and made a part of this application. I have placed my signature and seal on the design documents submitted signifying that I accept responsibility for the design of the system. Further, I certify to the best of my knowledge and belief that the design is consistent with the requirements of the Act, Chapter 14 of the Code of Laws of SC, 1976 as amended, pursuant to Regulation 72-500 et seq., if applicable, and in accordance with the terms and conditions of SCR1000000." (This should be the person listed in Section III of Form 2617)

Bryan D. Kizer
Printed Name
Signature
Date Signed 1/25/2024

PRIMARY PERMITEE: "I or I on behalf of my company and its officers, directors, and agents, as the case may be, certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the submission is, to the best of my knowledge and belief, true, accurate, and complete. I understand that DHEC enforcement actions may be taken if the terms and conditions of the C-SWPPP are not met and I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

Michael Condon
Printed Name
Signature
Date Signed 1/23/24

DHEC 0435 (10/2012)

NPDES CGP FEE SCHEDULE C

(This schedule should ONLY be used for major Modification Permits and may be used for ALL consent)
 This schedule should not be used for projects reviewed by a delegated entity or MS4 operators.

See Section 3.1.7 (Modifications) of the Construction General Permit (CGP) for additional information and guidance. Modification requests are approved by the Department on a case-by-case basis. The BOW reserves the right to require a re-evaluation request be treated as a new project, where appropriate. You may consult the SCDHEC Stormwater Division at 873-890-4300 prior to submitting to determine if your proposed changes may be processed as a modification or will require a new project submittal.

The schedule should be attached to DHEC Form 3617. Do not send payment in window envelope. **DO NOT MAIL CASH!** DHEC will notify the Project Owner/ Operator if the submitted check or credit card payment cannot be processed or if the requirements are different than indicated on this schedule. A \$100 **WRIBES** plan review fee and \$500 per disturbed acre increase fee paid to **sewer** **CS900** for the entire project(s) is required with each modification request for projects NOT exempt from this fee per 72-500 of Sec.

1. Identify the Major Modification(s) and Required Modification Fee
 See Section 3.1.7 of the CGP and page 3 of this form for additional information and a list of Department allowed major modifications.

If the modification is allowed under SCRW2000, enter SMO in the right-hand column. Proceed to Item 2.

	Permit Modification Fee
S 100	.00

2. Determine the Additional Project Review Fees (Review fees cannot exceed \$200 for a permit).

(Identify any additional disturbed area (measured north of an acre) required for this modification in the center column and review fee found on \$500/acre (disturbed acre) in the right-hand column). Proceed to Item 2a below.

a. Pto (Current) Disturbed Area = 34.0 (measured north of an acre)

1. Enter the current total disturbed area for this project (prior to this modification). Proceed to Item 2a 2.

2. If the total entered in Item 2a is equal to or greater than 20.0 acres, no Review Fees are required. Proceed to Item 2b. If the total is less than 20.0 acres, proceed to Item 2a.

b. Increase in Disturbed Area = 7.5 (measured north of an acre)

1. If the disturbed area for this project will increase with this modification application, enter the additional or increase in disturbed area (Item IV F). If no increase, enter 0.0 acres. Proceed to Item 2c. (NOTE: Additional disturbed area should typically be no greater than 1.2 acres. Requests for more than this amount must be accompanied with a detailed justification for the proposed increase amount.)

c. Total Disturbed Area = 41.5 (measured north of an acre)
 Add the disturbed areas in Items 2a and 2b. Complete either 2c.1 below or 2c.2 below.

	Disturbed Area (Measured north of an acre)		
1. If the Total (Item 2c) is less than or equal to 20.0 acres, enter the increase in disturbed area (Item 2b) in the center column. Multiply the increase by \$800/disturbed area and enter this fee in the right-hand column). Proceed to Item 2d.	(Increase) 2b)	\$ _____	(10)
2. If the Total (Item 2c) is greater than 20.0 acres, subtract the current disturbed area entered in Item 2a from 20.0 acres and enter ONLY the absolute numerical difference in the center column. Difference: (20.0 acres - (Item 2a) acres = (measured north of an acre). Multiply this difference by \$800/disturbed area and enter this fee in the right-hand column. Proceed to Item 2d.	(Difference) (2.b-2)	\$ _____	(10)

d. Total Required Fees (Modification Project)

If Item 2a is equal to or greater than 20.0 acres, enter fee from Item 1 in the right-hand column. Otherwise, add the values in the right-hand columns of Items 1 and Item 2c.1 or 2c.2 and enter this sum in the right-hand column. (The Department will not review this project until all required fees are received). Proceed to Item 3.

3. Identify the Method of Payment:

Payment by Check:

Attach a signed and dated check payable to S.C. DHEC to the front of this Fee Schedule. Please note that all checks must be less than 30 days old and must be for the entire required fees.

Payment by Credit Card (Check here if you wish to pay via credit card using the on-line payment system).

The Department will contact you to obtain the credit card's information. Please provide an e-mail address where the invoice number may be sent: Bryan.Kizer@stanhec.com

For official use only: Invoice Number _____



Stantec Consulting Services Inc.
4969 Centre Pointe Drive, Suite 200
North Charleston SC 29418-6952

October 10, 2023

Project/File: 215618367

To Whom it May Concern:

**Reference: DV Timbers Subdivision, Dorchester County || NPDES Coverage Number: SCR10ZC9N
Major Modifications: New Owner, and Total Disturbed Area Increase**

On behalf of our client, DR Horton, Stantec is pleased to submit a Notice of Intent Application and supporting documentation for your review. The above referenced project was recently granted coverage under the GCP. This project transfers ownership of the approved project to a new owner, our client, and increases the total disturbed area.

DV Timbers Subdivision is located in Dorchester County and connects Helms Drive, Trinity Drive, and Wise Road West of Knightsville, South Carolina. The project maintains the previous overall design of a new development for 73 single family residential lots and necessary utility extensions to service the development. New infrastructure includes storm drainage, water supply, and sanitary sewer. The previously approved permit included a proposed sanitary sewer pump station. This project removes the need for a pump station and therefore is no longer included.

The total area of the proposed site is 57.4 acres. The proposed major modifications increase the total disturbed area to 41.5 acres from previously approved 34.0 acres. The grantee of the undeveloped parcel logged the property prior to selling to new owners. This is the source of the increase in disturbed area and it will be used for rear yard green spaces. The impervious area to be added to the site remains 7.0 acres.

There will be jurisdictional wetlands located within the site area. All wetland disturbance is permitted under the USACOE Nationwide Fill Permit. All wetland impacts are reflected on the Notice of Intent (NOI) copied on this submittal. This is a NON-MS4 project, thus the stormwater technical review will be done by SCDHEC. Dorchester County Engineering will also be providing a stormwater technical review as the project will go through their TRC review process.

Respectfully,

Stantec Consulting Services Inc.

Bryan Kizer P.E.

Principal

Direct: (843) 740- 6328

Mobile: (843) 817-9817

Bryan.Kizer@stantec.com

Stantec Talk on behalf
D.R Horton date. 10/10/23

CT
10

Wambaw Creek

Good afternoon Attia, I appreciate you getting back with me. I would like to address your statements and concerns below. I have tried to call you as I am trying to set up a meeting with you, my contractor, law enforcement, my project manager, and myself. There were no violations on Friday July 26, 2024. I have previously sent you documentation from Dorchester County stating this is a public right of way.

I am unaware of any disrespecting of your wife, privacy, home, or land. D.R. Horton has an approved set of plans, permits, and held preconstruction meetings with Dorchester County, Dorchester Water Authority, and Dorchester County Water and Sewer.

I do not follow you on your rights being violated. I apologize you feel this way.

Sir, when I spoke with you last month, I explained to you the construction activity that would be taking place. You were totally fine and seem to understand what was going to be taken place. When we spoke last Friday, I did inform you I was not aware my contractors would be starting the right of way clearing that day. I immediately contacted them, expressed my concerns, and explained the importance of being transparent with all parties involved. I explained to them we did owe the courtesy to you and your family to know when we will be working on this public road.

I have attached pictures of the road that were taken today. The road does not appear to be destroyed. When we spoke last month, I made it very clear we would put your road back in equal or better shape than it previously was in before we started. You acknowledged and trusted me with this. I will still fulfill this obligation.

Attia, I am not sure how your civil rights have been violated. I was hesitant to have the meeting with you until I got you on the phone because I did not want anything bad to happen. I am bringing law enforcement to this meeting because of your threats to the contractor. Your threat to shoot the contractors equipment and kill innocent bystanders is completely unacceptable.

I have tried to call you multiple time to talk this over so we can meet and come to an agreement, but you have not answered my calls, returned my calls, or responded to my text messages. Please let me know a time to call you and I will make it happen. I appreciate your time and I hope we can move past this and become good neighbors to one another.

EP
9

Thanks,

D-R-HORTON
America's Builder



Chris Hill
Land Development Manager

D.R. HORTON
2057 Wambaw Creek Rd

Vertical stamp or text on the right side of the page.

5/14

APPLICATION FOR ENCROACHMENT PERMIT



Dorchester County Public Works
Transportation Department
2120 East Main Street, Dorchester, SC 29437
(843) 832-0070 office - (843) 832-0064 fax
(843) 563-0070 office - (843) 563-0064 fax

Applicant Name: BRD Land & Investment
Road Name: Scotch Range Rd, Helms Dr, Trinity Dr
Address: 234 Kingsley Park Drive, Suite 110
Subdivision: Helms Dr.
City, State & Zip: Fort Mill, SC 29715
Nearest Int. Rd.
Contact Number: 843-583-7950
Email Address: mark@cheland.com

1 The undersigned applicant hereby applies to Dorchester County Public Works and the Transportation Department for a permit to encroach on the County right-of-way or easement as shown and described herein:

2 Encroachment Type: [] Driveway [X] Other

3 Description and details of proposed encroachment and installation (attach drawings showing the encroachment on the right-of-way or easement).

4 The undersigned applicant hereby requests Dorchester County Public Works and the Transportation Department to permit encroachment on the County's right-of-way or easement as described herein. It is expressly understood that the encroachment shall be installed in accordance with the description and details attached hereto and made a part hereof, including the General Provisions and Special Provisions. The applicant agrees to assume any and all liability that may be caused by the construction, maintenance, use, moving or removing, of the physical appurtenances contemplated herein and agrees to indemnify Dorchester County from any liability incurred or injury or damage sustained by reason of the past, present, or future existence of said appurtenances.

Applicant Printed Name & Date: Kevin Burrell 7-5-22
Applicant(s) Signature & Title: [Signature] GP

Area Below For County Use Only:

In compliance with your request and subject to all the provisions, terms, conditions, and restrictions stated in the application and special provisions below or attached hereto, the County approves the request. This permit is valid for a period of twelve (12) months from the date of approval.

Special Provisions: FAKE

Approved by & Date: Mike Goldston 2/16/2023
Print Name & Title: Mike Goldston, Engineering Manager

ex 2/16/24

No wise lane
the county never approved BRD land an investment subdivision Plan

DRH_000001

Submit by Email

Print Form

APPLICATION FOR ENCROACHMENT PERMIT



Dorchester County Public Works Transportation Department

2120 East Main Street, Dorchester, SC 29437
(843) 832-0070 office - (843) 832-0064 fax
(843) 563-0070 office - (843) 563-0064 fax

No Wise lane
↑

Applicant Name: D.R. Horton Road Name: Scotch Range Rd, Helms Dr. Trinity Dr
 Address: 2057 Wambaw Creek Rd. Subdivision: _____
 City, State & Zip: Charleston, SC 29492 Nearest Int. Rd: Helms Dr.
 Contact Number: 843-530-0147 Email Address: bmcondon@drhorton.com

1 The undersigned applicant hereby applies to Dorchester County Public Works and the Transportation Department for a permit to encroach on the County right-of-way or easement as shown and described herein:

2 Encroachment Type: Driveway Other

3 Description and details of proposed encroachment and installation (attach drawings showing the encroachment on the right-of-way or easement).

4 The undersigned applicant hereby requests Dorchester County Public Works and the Transportation Department to permit encroachment on the County's right-of-way or easement as described herein. It is expressly understood that the encroachment shall be installed in accordance with the description and details attached hereto and made a part hereof, including the General Provisions and Special Provisions. The applicant agrees to assume any and all liability that may be caused by the construction, maintenance, use, moving or removing, of the physical appurtenances contemplated herein and agrees to indemnify Dorchester County from any liability incurred or injury or damage sustained by reason of the past, present, or future existence of said appurtenances.

Applicant Printed Name & Date: Michael Condon 10-4-23
 Applicant(s) Signature & Title: [Signature] Asst. Secretary

DR Horton
↑

Area Below For County Use Only:

In compliance with your request and subject to all the provisions, terms, conditions, and restrictions stated in the application and special provisions below or attached hereto, the County approves the request. This permit is valid for a period of twelve (12) months from the date of approval.

Special Provisions: _____

Approved by & Date: _____

Print Name & Title: _____

DRH should
call DC before
working on wise lane

APPLICATION FOR ENCROACHMENT PERMIT

Encroachment Permit General Provisions

1. **NOTICE PRIOR TO STARTING WORK:** Before starting the work contemplated, the County shall be notified 24 hours in advance so that a representative may be present while the work is underway.

2. **PERMIT SUBJECT TO INSPECTION:** This permit shall be kept at the site of the work at all times while said work is underway and must be shown to any representative of the County or law enforcement office upon request.

3. **PROTECTION OF PUBLIC:** Adequate provisions shall be made for the protection of the public at all times. Where applicable, necessary detours, barricades, warning signs, and flagmen shall be provided by and at the expense of the permittee and shall be in accordance with the South Carolina Manual on Uniform Traffic Control Devices. The work shall be planned and carried out so that there will be the least possible inconvenience to the public. The permittee agrees to observe all rules and regulations of the County while carrying on the work contemplated herein and take all other precautions that circumstances warrant.

4. **STANDARDS OF CONSTRUCTION:** All work shall conform to approved plans and recognized standards of construction and shall be performed in a workmanlike manner. Adequate provisions shall be made for maintaining proper drainage. All work shall be subject to the supervision and satisfaction of the County.

5. **PAVEMENT CUTS AND ROADWAY SURFACE:** No pavement shall be cut unless specifically authorized herein. When pavement cuts are approved the following standards must be followed unless stated otherwise. After excavation of pavement cut, ditch is to be completed with flow-able fill or compacted to 95% density in layers not exceeding eight inches (8"), the last eight inches (8") of fill material shall be suitable aggregate base per SCDOT standard specifications latest edition, or three inches (3") asphaltic base material. A suitable surface treatment of two inches (2") of Plant Mix Asphalt shall be placed on surface of said excavation within fourteen (14) days after finishing work.

6. **EXCAVATION:** There shall be no excavation of soil nearer than two feet of any public utility line or appurtenant facility except with the consent of the owner thereof, or except upon special permissions of the County after an opportunity to be heard is given the owner of such line or appurtenant facility.

7. UTILITY WORK:

a) Work shall be performed in accordance with the SCDOT's "A Policy for Accommodating Utilities on Highway Rights-of-Way."

b) Pole(s) and/or Post(s) shall be placed at the distance from the centerline of the right-of-way or easement as specifically stipulated herein.

c) All tunneling, boring, or jacking shall be done in such a way as not to disturb the roadway surfacing and maintain a minimum depth of two feet (2') under ditch lines.

d) No pavement shall be cut unless specifically authorized herein.

e) No excavation shall be nearer than three feet to the edge of pavement unless specifically authorized herein.

f) Underground facilities will be located at minimum depths as defined in the Utility Accommodations Manual for the surfaces – thirty inches (30") minimum for communication lines and thirty-six inches (36") for all other facilities.

g) Service and other small diameter pipes shall be jacked, driven, or otherwise forced underneath the pavement.

h) Warning tape shall be placed directly over all water lines, sewer lines, force mains, power lines, and fiber optic lines at a depth of eighteen inches (18") below the finish surface grade.

i) No road may be closed unless specifically authorized herein.

APPLICATION FOR ENCROACHMENT PERMIT

8. MAINTENANCE PERIOD: The applicant of this permit is responsible for maintaining the excavation for a period of one (1) year after the issuance of this permit. The permittee will be released after one (1) year of satisfactory performance work upon approval of the Public Works Director.

9. BEAUTIFICATION WORK:

- a) All trees, plants, flowers, etc., shall be placed in accordance with the provisions specifically stipulated herein.
- b) All trees, plants, flowers, etc., shall be cared for by and at the expense of the permittee and the provisions of this permit shall become null and void if and when the permittee ceases to properly care for said trees, plants, flowers, etc...

10. FUTURE MOVING OF PHYSICAL APPURTENANCES: If, in the opinion of the Public Works Director or his/her appointee, it should ever become necessary to move or remove the physical appurtenances, or any part thereof contemplated herein, on account of repair of drainage facilities, change in location of the roadway, widening of the roadway, or for any other sufficient reason, such relocation shall be done on demand of the County at the expense of the permittee.

11. RESTORATION OF ROADWAY AND/OR FACILITIES UPON MOVING OR REMOVING PHYSICAL APPURTENANCES: If, and when, the physical appurtenances contemplated herein shall be moved or removed, either on the demand of the County or at the option of the permittee, the roadway and/or facilities shall immediately be restored to their original condition at the expense of the permittee.

12. COSTS: All work in connection with the construction, maintenance, moving, or removing of the physical appurtenances contemplated herein shall be done by and at the expense of the permittee.

13. PERMITTEE: The work "Permittee" used herein shall mean the name of the person, firm, corporation, or public utility to which this permit is addressed, as well as his/her/its, heirs, successors, and assigns.

14. COUNTY: For the purpose of this permit, the work "Department" and/or "County" shall mean Dorchester County Public Works and the Transportation Department.

15. ACCESS: Permittee is responsible for maintaining reasonable access to private driveways during construction.

16. PERMISSION OF ABUTTING PROPERTY OWNERS: It is distinctly understood that this permit does not in any wise grant or release any rights lawfully possessed by the abutting property owner(s). Any such rights necessary shall be secured from said abutting property owners by the permittee.

17. APPROVALS: The permittee shall be responsible for obtaining any other approvals or permits necessary for installation



Dorchester County
500 N Main St Box 3
Summerville, SC 29483
843.832.0020 / 843.563.0020

March 22, 2024

Jacob Lemus
STANTEC
4969 Centre Pointe Drive Suite 200
North Charleston, SC 29418

PLAN REVIEW COMPLETE

DV Timbers Subdivision
Site/Preliminary Plan - Single
Family Residential
Status: **Approved**

RE: DV Timbers Subdivision Site/Preliminary Plan - Single Family Residential Review (Southeast of the Helms Dr. and Pruitt St. Intersection)
Status: **Approved**
Dear Jacob Lemus:

The plan referenced above has been Approved.

Sincerely,

Derek M. McCoy, PE
Principal Engineer
Dorchester County Public Works
dmccoy@dorchestercountysc.gov

Derek M. McCoy
Never Approved Wise Lane
the county did fire Derek McCoy
in 4/24



Wastewater Construction Permit

Bureau of Water



PROJECT NAME: DV Timbers Subdivision	COUNTY: Dorchester
LOCATION: South of Pruitt St. and Helms Dr. Int., Summerville, SC	

PERMISSION IS HEREBY GRANTED TO: D.R. Horton
 2057 Wambaw Creek Road
 Charleston, SC 29492

For the construction of a sanitary sewer system in accordance with the construction plans, specifications, design calculations and the Construction Permit Application signed by Bryan Kizer, Registered Professional Engineer, S.C. Registration Number: 22800.

Project Description: Approximately 4,624 LF of 8" PVC, gravity sewer main, 23 manholes and all associated appurtenances to serve 73 residential lots

TREATMENT FACILITY: The wastewater will be discharged to the DORCHESTER CO LOWER DORCHESTER WWTP - SC0038822 at a design flow rate of 18750 GPD.

STANDARD CONDITION:

NOTE: In accepting this permit, the owner agrees to the admission of properly authorized persons at all reasonable hours for the purpose of sampling and inspection. This is a permit for construction only and does not constitute DHEC approval, temporary or otherwise, to place the system in operation. An Approval to Place in Operation is required and can be obtained following the completion of construction by contacting the Lowcountry EA Charleston at 843-953-0150. Additional permits may be required prior to construction (e.g., Stormwater).

SPECIAL CONDITIONS:

- See attached (to original construction permit) DHEC Office of Ocean and Coastal Resource Management (DHEC-OCRM) certification for additional conditions related to the Coastal Zone Consistency determination.
- All construction/materials for this project must conform to the Standard Specifications for DORCHESTER COUNTY PUBLIC WORKS.

PERMIT NUMBER:	WW045932
ISSUANCE DATE:	June 27, 2024
EXPIRATION DATES:	Construction must be completed and the Approval to Place in Operation granted prior to June 27, 2027 or this permit will expire.

Douglas B. Kinard, P.E., Director
 Drinking Water and Recreational
 Waters Protection Division

Permit for Helms Dr
 no wise lane.



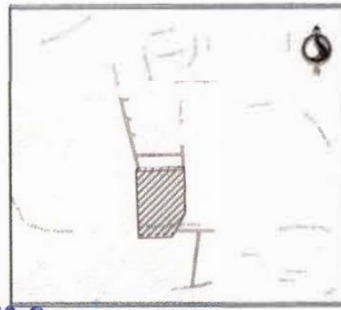
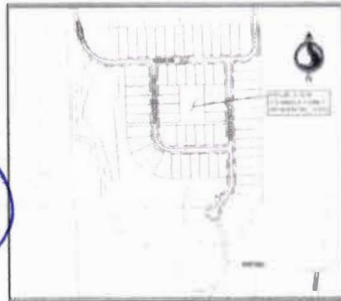
STANTEC CONSULTING SERVICES INC.
4969 CENTRE POINTE DRIVE SUITE 200
NORTH CHARLESTON, SC 29418
TEL 843 740 7700

D.R. HORTON, INC.
2057 WAMBAW CREEK RD
CHARLESTON, SC 29492
TEL (843) 530-0147

DV TIMBERS SUBDIVISION

NEAR KNIGHTSVILLE
DORCHESTER COUNTY, SC
TMS#: 134-00-00-039
Evolve 9603

*Permit
for Helms
Or
No wise lane.*



PROJECT CONTACTS			
SERVICE	MUNICIPALITY/COMPANY PROVIDER	CONTACT	PHONE
PLANNING & DESIGN	DORCHESTER COUNTY PLANNING	BOB FLETCHER	(843) 872-2039
UTILITIES/INFRASTRUCTURE	SCDHEC/DCRM	PAUL & BRADLEE	(843) 933-3224
WATER	KNOXVILLE COUNTY WATER & SEWER	SEVEN ROCKS	(423) 521-8195
WATER	DORCHESTER COUNTY WATER AUTHORITY	ROCHELLE SAUNDERS	(843) 875-2146
ENGINEERING	DORCHESTER COUNTY ENGINEERING	MARK GOLDSTEIN	(843) 540-0100

Sheet Number	Sheet Title
CO-1	GENERAL NOTES
CO-2	EXISTING CONDITIONS AND DEMOLITION PLAN
CO-3	SUBDIVISION PLAN
CO-4	SUBDIVISION PLAN
CO-5	SUBDIVISION PLAN
CO-6	SUBDIVISION PLAN
CO-7	SUBDIVISION PLAN
CO-8	PRELIMINARY PLAN (BY OTHERS)
CO-9	PRELIMINARY PLAN (BY OTHERS)
CO-10	PRELIMINARY PLAN (BY OTHERS)
CI-0	STORM WATER POLLUTION & PREVENTION PLAN NOTES
CI-1	STORM WATER POLLUTION & PREVENTION PLAN - PHASE 1
CI-2	STORM WATER POLLUTION & PREVENTION PLAN - PHASE 2
CI-3	STORM WATER POLLUTION & PREVENTION PLAN - PHASE 3
CI-4	STORM WATER POLLUTION & PREVENTION DETAIL R
CI-5	STORM WATER POLLUTION & PREVENTION DETAILS
CI-6	STORM WATER POLLUTION & PREVENTION DETAILS
CI-7	STORM WATER POLLUTION & PREVENTION DETAILS
CI-8	SITE PLAN
CI-9	ROAD PLAN AND PROFILE
CI-10	ROAD PLAN AND PROFILE
CI-11	ROAD PLAN AND PROFILE
CI-12	ROAD PLAN AND PROFILE
CI-13	ROAD PLAN AND PROFILE
CI-14	SITE AND ROAD DETAIL
CI-15	SITE AND ROAD DETAIL
CI-16	SITE AND ROAD DETAIL
CI-17	SITE AND ROAD DETAIL
CI-18	GRADING & DRAINAGE PLAN
CI-19	GRADING & DRAINAGE PLAN
CI-20	GRADING & DRAINAGE PLAN
CI-21	GRADING & DRAINAGE PLAN
CI-22	GRADING & DRAINAGE PLAN
CI-23	GRADING & DRAINAGE PLAN
CI-24	GRADING & DRAINAGE PLAN
CI-25	GRADING & DRAINAGE PLAN
CI-26	GRADING & DRAINAGE PLAN
CI-27	GRADING & DRAINAGE PLAN
CI-28	STORM DRAIN PROFILES
CI-29	STORM DRAIN PROFILES
CI-30	STORM DRAINAGE DETAILS
CI-31	STORM DRAINAGE DETAILS
CI-32	STORM DRAINAGE DETAILS
CI-33	STORM DRAINAGE DETAILS
CI-34	STORM DRAINAGE DETAILS
CI-35	STORM DRAINAGE DETAILS
CI-36	STORM DRAINAGE DETAILS
CI-37	STORM DRAINAGE DETAILS
CI-38	STORM DRAINAGE DETAILS
CI-39	STORM DRAINAGE DETAILS
CI-40	STORM DRAINAGE DETAILS
CI-41	SEWER PLAN & PROFILE
CI-42	SEWER PLAN & PROFILE
CI-43	SEWER PLAN & PROFILE
CI-44	SEWER PLAN & PROFILE
CI-45	SEWER PLAN & PROFILE
CI-46	SEWER PLAN & PROFILE
CI-47	SEWER PLAN & PROFILE
CI-48	SEWER PLAN & PROFILE
CI-49	SEWER PLAN & PROFILE
CI-50	SEWER PLAN & PROFILE
CI-51	OVERALL WATER PLAN
CI-52	WATER PLAN - OFFSITE
CI-53	WATER PLAN - OFFSITE
CI-54	WATER PLAN - OFFSITE
CI-55	WATER PLAN - OFFSITE
CI-56	WATER PLAN - OFFSITE



ISSUED FOR CONSTRUCTION

DR. HORTON, INC.

215618367

COVER



2024.05.29
PROJECT NUMBER: 215618367

ADDITIONAL INCLUDED SHEETS / PROVIDED BY OTHERS

SHEET NO: 781
PROJECT NO: 215618367

CO-0



FORM A
PRIMARY PERMITTEE TRANSFER OF OWNERSHIP
(New Owner/Operator Notifications)
Under South Carolina
NPDES Construction Stormwater General Permit SCR100000

Section 2.4.3 of the Construction General Permit (CGP) requires that New Owner/Operators of prior approved Ongoing Projects notify the Department in writing within fourteen (14) calendar days of the change in ownership. Lending or other institutions taking operational control of a prior approved construction site (due to foreclosure, bankruptcy, abandonment, etc.) must also contact the Department within fourteen (14) business days of taking title to the property. Transfer of Ownership Notifications and information defining the stabilization and construction activity status of the site must also be provided as defined in Section 2.4.3 of the Construction General Permit (CGP).

A new NOI must be submitted and NPDES coverage granted by the Department prior to any new Owner/Operator performing any construction activities at the site. Transferred sites must also be properly stabilized prior to issuance of new coverage. Sites that are properly stabilized are not required to submit a new NOI immediately and may submit this form as initial notification to the Department. New Owner/Operators must agree to comply or not comply with an existing Comprehensive SWPPP and must initial the appropriate SWPPP Acceptance and Compliance Statement in Section E. If your site is properly stabilized, and you are simply making a notification, a pdf of this form may be submitted electronically to the Department, or, the original signed document may be mailed as defined in the instructions to this form. To apply for new coverage under this permit, attach a completed copy of this form to the new C-SWPPP and NOI. NPDES coverage fee of \$125 is required when the NOI application is submitted for NPDES coverage. No fee is required for Transfer of Ownership Notifications.

Date: 08/28/2023

County: Dorchester

A. NOTIFICATION ONLY NPDES COVERAGE

- Project/Site Name (As Approved by the Department): D.V. Timbers Subdivision
- NPDES Coverage No. or State Permit (File Tracking) No.: SCR10ZCSN
- Larger Common Plan (LCP) Name: (If Applicable, As Approved by the Department): _____
- If Applicable: MS4 Reviewer: Dorchester County MS4 Operator: Dorchester County

B. Current Primary Permittee (Owner/Operator) Information

- Current Primary Permittee (Owner/Operator) Name: BRD Land & Investment
 Company Name (As Applicable): BRD Land & Investment EIN: 82 - 4766940
 Mailing Address: 234 Kingsley Park Drive, Suite 110 Email Address: mark@chsland.com
- Property Owner Name: Same as above
 Company Name (As Applicable): _____ EIN: _____
 Mailing Address: _____ Email Address: _____

C. New Primary Permittee (Owner/Operator) Information

<input type="checkbox"/> Person <input checked="" type="checkbox"/> Company	If a Company, are you a <input type="checkbox"/> Lending Institution or <input type="checkbox"/> Government Entity? Company EIN (if applicable): EIN: _____
---	--

- Primary Permittee Name: D.R. Horton, Inc.
 Mailing Address: 2057 Wambaw Creek Road City: Charleston State: SC Zip: 29492
 Phone: _____ Fax: _____ Email Address: _____
- Contact /ODSA Name (if different from above OR if owner is a company): Mr. Michael Condon
 Mailing Address: _____ City: _____ State: _____ Zip: _____
 Phone: _____ Fax: _____ Email Address: _____

D. Transfer of Ownership Information

- Title Date or Effective Date of Transfer of Ownership to New Owner: _____
- Lending/ Government Institution/Other Entity Only (Select the appropriate option of intent below):
 Purchasing this project/site WITH THE INTENT FOR RESALE ONLY (without operational control of site development)
 Purchasing this project/site WITH THE INTENT OF CONTINUING CONSTRUCTION ACTIVITIES (for site development)
 (Provide a summary of planned proceedings below. Attach additional sheets if necessary).
D.R. Horton, Inc. has purchased the approved project to construct and establish the new subdivision, that will bear its name and branding.
- Any Active Warning or Compliance Notice issued by the Department for the current approved project or site? Yes No
 If yes, Date Issued: _____
- Select As applicable: Entire Permit or Site being transferred to the New Owner/Operator, or
 A Portion of the Entire Permit or Site being transferred to the New Owner/Operator?
- Complete both tables A and B below for each site or portion of the site being transferred.

Table A: Site Transfer Information & Status (Attach additional sheets as necessary)

a. Site Name(s) or Portion of Site Being Transferred Name	b. Total Number of Acres Being Transferred (Nearest tenth of an acre)	c. Current Total Number of Disturbed Acres (Nearest tenth of an acre)	d. Identify if Site(s) or Lot(s) are Currently Abandoned or Subject to Pending Foreclosure or Bankruptcy Proceedings?
D.V. Timbers Subdivision	Total: 57.4	Total: 57.4	<input type="checkbox"/> Abandoned <input type="checkbox"/> Foreclosure <input type="checkbox"/> Bankruptcy <input checked="" type="checkbox"/> N/A

Table B: Project/Site Stabilization & Construction Activity Status

If the site under the control of the new Owner is inactive and all areas disturbed have not reached stabilization, the new Owner must obtain permit coverage and provide stabilization as defined in this permit.

a. Site Name(s) or Portion of Site Being Transferred Name	b. Is your Site(s) Currently: Active or Inactive or Under Delayed Recommencement of Construction Activities?	c. If Inactive or Under Delayed Resumption of Construction Activities	
		Is the Transferred Site or Transferred Portion Currently Stabilized? (If No, provide stabilization completion date below)	Identify Proposed Date for Resumption of Construction Activities?
D.V. Timbers Subdivision	<input type="checkbox"/> Active <input checked="" type="checkbox"/> Inactive	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	11/30/2023
	<input type="checkbox"/> Under Delayed Resumption	If No, date for completion:	
	<input type="checkbox"/> Active <input type="checkbox"/> Inactive	<input type="checkbox"/> Yes <input type="checkbox"/> No	
	<input type="checkbox"/> Under Delayed Resumption	If No, date for completion:	

E. Signatures & Certifications (Read the Certification statements below (in entirety). Initial the applicable C-SWPPP Compliance Statement below. Sign and date the certification agreement. Initial the applicable C-SWPPP Compliance Certification Statement. DO NOT SIGN IN BLACK INK!

Current Owner/Operator Certification

If the signature of the current Owner/Operator cannot be obtained, please check this box: Provide explanation in the project Narrative.

"As the Current Owner/Operator for this project, I hereby certify that the site or portion of the site described above is covered under the Construction General Permit which has now transferred ownership/responsibility as indicated above. The new owner or operator, has been made aware of the importance of site stabilization in an effort to control pollutant runoff and/or sedimentation. I hereby relinquish the responsibility and ownership of the NPDES Permit or portion of the NPDES permit listed in Section A. I realize that sediment and erosion control compliance responsibilities for the site or portions of the site listed in Section D now belong solely to the new Owner/Operator



Signature of Current Owner/Operator or Duty Authorized Representative

8/29/23

Date Signed

New Owner/Operator Certifications/Compliance Statement

"As the New Owner/ Operator for this project, I certify that I or, I on behalf of my company and its contractors and agents, as the case may be, am responsible (per this transfer of ownership) for all of the land-disturbing activities, stormwater discharges, and related maintenance thereof for this construction project or construction site.


(Initial the applicable C-SWPPP Compliance statement below)

"I agree to comply with the existing Comprehensive Stormwater Pollution Prevention Plan (C-SWPPP) and will follow (construct in accordance to) the previous approved C-SWPP, including Grading & Drainage Provisions and Best Management Practices (BMPs) as identified in the previous NPDES approval."

OR

"I will provide a new Notice of Intent (NOI) and new Comprehensive Stormwater Pollution Prevention Plan (C-SWPPP) and will follow (construct in accordance to) the new approved C-SWPP, including Grading & Drainage Provisions, and Best Management Practices (BMPs) as identified in the new C-SWPPP approved by the Department."

"As the New Owner, I also hereby certify that I or I (on behalf of my company and its contractors and agents), as the case may be, am responsible for installing and maintaining the appropriate sediment and erosion control measures to provide continued stabilization for the project or site identified in Section A. I understand that stabilization measures shall be implemented as soon as practicable in portions of the site where construction activities have temporarily or permanently ceased, but in no case more than fourteen (14) calendar days after work has ceased, except where stabilization by the 14th day is precluded by snow cover or frozen ground. Where construction activity on a portion of the Site is temporarily ceased, and earth-disturbing activities will be resumed within 14 calendar days, temporary stabilization measures do not have to be initiated on that portion of the Site. I further certify that I also understand that SCDHEC is authorized to inspect the transferred site pursuant to regulations and standards identified in the NPDES General Permit for Stormwater Discharges from Construction Activities (CGP). " Having understood the above information, I am signing this agreement as the New Owner of the aforementioned property covered under the NPDES general permit."



Signature of New Owner/Operator or Duty Authorized Representative

9/10/23

Date Signed

Instructions for Completing the Transfer of Ownership form

If you are uncertain whether you need to obtain coverage under the NPDES General Permit for Stormwater Discharges From Construction Activities SCR100000 (CGP), if you cannot access the websites listed in these instructions, or if you have any other questions, contact the Bureau of Water Stormwater Permitting Section (BOW) at (803) 898-4300. Please see the Bureau of Water, Stormwater Permitting website (<http://www.scdhec.gov/stormwater>) for guidance and additional information.

This Transfer of Ownership form must be completed by a new Property Owner taking title to or ownership of a previously approved NPDES construction site as the new Primary Permittee. This form must be submitted to the Department or respective Municipal Separate Storm Sewer System (MS4) as notification of changes in ownership. If your project is located within a Municipal Separate Storm Sewer System (MS4), you must contact the applicable MS4 to determine their requirements and fees for ownership transfers. **NO FEE IS REQUIRED FOR SUBMITTING A TRANSFER OF OWNERSHIP NOTIFICATION TO THE DEPARTMENT. A \$125 NPDES COVERAGE FEE IS REQUIRED WHEN THE NOI IS SUBMITTED FOR NPDES COVERAGE OF A NEW OWNER/OPERATOR AS THE PRIMARY PERMITTEE.**

When Do I Need to Complete This Form?

The CGP requires that the Department receive notification within fourteen (14) calendar days of a new Owner taking title to the property or within 14 business days of a Lending or other type institution taking over operational control of a construction site due to abandonment, foreclosure proceedings, or permittee filing for bankruptcy. If your project or site is being transferred to a new Owner/Operator as the Primary Permittee, you must complete this form and/or the Notice of Intent as defined in Section 2 of the CGP to make such notifications. This Transfer of Ownership form also identifies the current construction activity status for the property or site being transferred (i.e., active, inactive, under delayed commencement of construction activity, temporarily stabilized, permanently stabilized, etc.).

What Are the New Owners Responsibilities?

All new Property Owners and lending and other types of institutions taking ownership of a prior approved NPDES construction site become responsible for stormwater discharges from the property. New Owners must ensure that if construction activities have temporarily or permanently ceased, all disturbed areas are properly stabilized as soon as practicable and within fourteen (14) calendar days of taking title to a property. New Owners of sites not properly stabilized may be issued a compliance agreement.

Some institutions, such as lending institutions, taking over a construction site, may do so with only the intent for property resale, therefore may not intend to obtain NPDES coverage as a Primary Permittee with the intent to complete construction activities at a site. In such cases, commencement or recommencement of construction activities may be delayed for longer unplanned periods of time. Institutions taking ownership of such sites must ensure that they are properly stabilized to minimize the potential for erosion. Each new Owner and subsequent owner must provide notification to the Department or respective MS4 within fourteen (14) calendar days of taking ownership. Each new Owner completing this form becomes responsible for stabilization of the site and stormwater discharges from the site until NPDES coverage is granted to a subsequent Owner/Operator as Primary Permittee for the site.

Prior to initiating construction activity at the site as the new Owner/Operator, a new Notice of Intent (NOI) and a SWPPP Compliance Agreement or, if applicable, a new or modified SWPPP must be submitted to and approved by the Department. The NOI must be submitted at a later date if the site is properly stabilized. If your site is INACTIVE & NOT stabilized or properly stabilized, a complete NOI and this form must be submitted to the Department as defined in the CGP.

Completing the Form

Complete the entire form. Abbreviate if necessary to stay within the space allowed for each item. Submit a completed form to the applicable SCDHEC office at

Coastal Counties		Non-Coastal Counties
Coastal Section	Stormwater	Stormwater Permitting Section
1362 McMillan Avenue Suite 400 Charleston, SC 29405		2600 Bull Street, Columbia, SC 29201-1706

or the appropriate MS4 or local entity responsible for plan reviews. Provide the date and county and identify if this form is submitted as a Notification ONLY or for new NPDES coverage. If submitted as notification, complete the entire form. Complete sections B, D, and E if submitted with a NOI for NPDES coverage.

Section A - Project/Site Information

Provide the name of the approved project or site, as approved by the Department on the previous approved NOI. Provide the NPDES or State Permit (File Tracking) number. If part of a Larger Common Plan (LCP), identify the LCP name. If this project is in a MS4 area, identify the entity designated as the MS4 Reviewer and Operator (i.e., Lexington County, City of Greer, etc.).

Section B - Current Primary Permittee (Owner/Operator) Information

List the complete legal name of the current Owner/Operator and Property Owner, as applicable. If a company, provide the company name and requested information. Provide complete mail and e-mail information.

Section C - New Primary Permittee (Owner/Operator) Information

List the complete legal name of the new Owner/Operator. If a person, provide the name. If a company, identify if you are a Lending Institution or Government Entity. Provide the company name and the Employer Identification Number (EIN) as established by the U.S. Internal Revenue Service. Provide the complete mailing address, telephone number, fax and e-mail address. Provide the Contact (ODSA) information.

Section D - Transfer of Ownership Information

Complete this entire section. Complete all tables and information requested to identify the stabilization status and plans for continued construction activities for the site or portions(s) of the site being transferred. Attach additional sheets as necessary.

Section E - Signatures & Certifications

Read the certification statements (in entirety). Provide your signature and the date and initial the applicable Compliance Statement. **DO NOT SIGN IN BLACK INK.** If the signature of the current Owner/Operator cannot be obtained, please check the box provided in this section.

NPDES CGP FEE SCHEDULE C

(This schedule should **ONLY** be used Major Modification Reviews and may be used for ALL counties)
 This schedule should **not** be used for projects reviewed by a delegated entity or MS4 operator.

See Section 3.1.7 (Modifications) of the Construction General Permit (CGP) for additional information and guidance. Modification requests are approved by the Department on a case-by-case basis. The BOW reserves the right to require a modification request be treated as a new project, where appropriate. You may consult the SCDHEC Stormwater Division at 803-898-4300 prior to submittal to determine if your proposed changes may be processed as a modification or will require a new project submittal.

The schedule should be attached to DHEC Form 2617. Do not send payment in window envelope. **DO NOT MAIL CASH.** DHEC will notify the Project Owner/ Operator if the submitted check or credit card payment cannot be processed or if fee requirements are different than indicated on this schedule. **A \$100 NPDES plan review fee and \$100 per disturbed acre increase fee (not to exceed \$2000 for the entire project/site) is required with each modification request for projects NOT exempt from this fee per 72-300 et. Seq.**

1. Identify the Major Modification(s) and Required Modification Fee See Section 3.1.7 of the CGP and page 3 of this form for additional information and a list of Department allowed major modifications.	Permit Modification Fee
If the modification is allowed under SCRT0000, enter \$100.0 in the right-hand column. Proceed to Item 2.	\$ <u>100</u> .00

2. Determine the Additional Project Review Fees (Review fees cannot exceed \$2000 for a project). (Identify any additional disturbed area (nearest tenth of an acre) required for this modification in the center column and review fees (based on \$100/disturbed acre) in the right-hand column). Proceed to Item 2.a below.		
a. Prior (Current) Disturbed Area = <u>34</u> (nearest tenth of an acre) 1. Enter the current total disturbed area for this project (prior to this modification). Proceed to Item 2.a.2. 2. If the total entered in Item 2.a is equal to or greater than 20.0 acres, no Review Fees are required. Proceed to Item 2.d. If the total is less than 20.0 acres, proceed to Item 2.b.		
b. Increase in Disturbed Area = _____ (nearest tenth of an acre) 1. If the disturbed area for this project will increase with this modification application, enter the additional or increase in disturbed area (Item IV.F). If no increase, enter 0.0 acres. Proceed to Item 2.c. (NOTE: Additional disturbed area should typically be no greater than 1-2 acres. Requests for more than this amount must be accompanied with a detailed justification for the proposed increase amount.		
c. Total Disturbed Area = _____ (nearest tenth of an acre) Add the disturbed areas in Items 2.a. and 2.b. Complete either 2.c.1 below <u>or</u> 2.c.2 below.	Disturbed Area (Nearest tenth of an acre)	Additional Disturbed Area Fees
1. If the Total (Item 2.c) is less than or equal to 20.0 acres, enter the increase in disturbed area (Item 2.b) in the center column. Multiply the increase by \$100/disturbed area and enter this fee in the right-hand column. Proceed to Item 2.d.	(Increase) (2.b)	\$ _____ .00
2. If the Total (Item 2.c) is greater than 20.0 acres, subtract the current disturbed area entered in Item 2.a from 20.0 acres and enter ONLY the (absolute numeric) difference in the center column. Difference: (20.0 acres - _____ (Item 2.a) acres = _____ (nearest tenth of an acre). Multiply this difference by \$100/disturbed area and enter this fee in the right-hand column. Proceed to Item 2.d.	(Difference) (2.b.2)	\$ _____ .00
d. Total Required Fees (Modification Project) If Item 2.a is equal to or greater than 20.0 acres, enter fee from Item 1 in the right-hand column. Otherwise, add the values in the right-hand columns of Items 1 and Item 2.c.1 or 2.c.2 and enter this sum in the right-hand column. (The Department will not review this project until all required fees are received). Proceed to Item 3.		
\$ <u>100</u> .00		

3. Identify the Method of Payment:

Payment by Check:

Attach a signed and dated check payable to S.C. DHEC to the front of this Fee Schedule.

Please note that all checks must be less than 30 days old and must be for the entire required fees.

Payment by Credit Card: (Check here if you wish to pay via credit card using the on-line payment system).

The Department will contact you to obtain the credit card's information.

Please provide an e-mail address where the invoice number may be sent: bryan.kizer@stantec.com

For official use only: Invoice Number _____



April 23, 2024

Michael Condon
D.R. Horton
2057 Wambaw Creek
Charleston, SC 29464

RE: Modifications to: D.V. Timbers Subdivision, Dorchester County
NPDES Coverage Number: SCR10ZEJ1

Dear Michael Condon:

A modification request for the above-referenced project was submitted to the Department of Health and Environmental Control (Department or DHEC) on **January 30, 2024**. The Department has approved the modifications to the Stormwater Pollution Prevention Plan (SWPPP) for the referenced project on **April 23, 2024**. The project's original coverage number under the NPDES General Permit for Stormwater Discharges from Construction Activities SCR100000 (CGP), **SCR10ZEJ1**, still applies to these modifications. The total disturbed area for this site is **41.5 acres**.

See the attached modified DHEC Office of Ocean and Coastal Resource Management (DHEC-OCRM) certification dated March 13, 2024, for additional conditions related to the Coastal Zone Consistency determination.

An as-built survey, signed and sealed by a S.C. Licensed Land Surveyor, should be submitted for the one (1) structure(s) on this site. The survey(s) should show grades, contours, and depths for all structures and should include the elevations and dimensions of all outlet structures, including but not limited to pipes, orifices, risers, weirs, and emergency spillways. A statement signed by the project's S.C. Registered Engineer indicating that the structure(s) was installed and is operating as shown on approved plans and in approved calculations is required. If the elevations or dimensions of the structures listed above do not match those used in the approved plans, provide a certification statement signed by the projects S.C. Registered Engineer indicating that the structure, as built, will function as shown in approved calculations. A new analysis of the structure (routing) may be necessary. The as-built survey and/ or analysis must be accepted by the Department before a Notice of Termination (NOT) can be submitted.

The CGP can be downloaded at the following website: <http://www.scdhec.gov/environment/water/swater/docs/CGP-permit.pdf> or you may request a copy from us via email (stormwatercgp@dhec.sc.gov). You are responsible for ensuring your contractor(s) complies with the approved SWPPP and the minimum requirements of the CGP. Also, you are responsible for overall compliance with the Storm Water Management and Sediment Reduction Act of 1991 (1991 Act), SC Pollution Control Act, and the Federal Clean Water Act (CWA). Failure to comply with the approved SWPPP or applicable statutes and regulations may result in enforcement actions.

Inspections of this site must be performed by qualified personnel as described in Section 4.2.E of the CGP.

You should be aware that this approval is only applicable for the SWPPP that was submitted for this project. Any additional construction or land disturbing activity beyond the scope of the approved plans is not authorized. Any future work for this project not shown on the stamped, approved plans will require that you submit another site plan for review and approval. All major modifications require review and approval by the Department.

Minor modifications to the approved SWPPP may be made by the SWPPP preparer and do not require review and approval by the Department; these changes should be signed and dated by the SWPPP preparer. If you have a question about whether a modification is major or minor, contact the Coastal Stormwater Permitting Section at (843) 953-0200.

A copy of the stamped, approved SWPPP (including a copy the CGP, contractor certifications, inspection records, rainfall data, etc), NOI, and CGP coverage letter from DHEC must be retained and available at the construction site (or accessible within 30 minutes during normal business hours) from the date of commencement of construction activities to the date of final stabilization. If an on-site location is unavailable to store the SWPPP when no personnel are present, notice of the plan's location must be posted near the main entrance at the construction site.

All contractors who will conduct land-disturbing activities at the site must complete a Contractor Certification Form. Annual Blanket Utility Providers must provide a copy of their annual blanket registration information. You are also responsible for listing all contractors in the SWPPP and for holding a pre-construction conference with each contractor before they can conduct land-disturbing activity at the site as described in Section 4.1 of the CGP.

The Department may conduct periodic inspections of your site. Any violations found during these inspections may result in enforcement action.

This NPDES coverage should be terminated by the permittee when the conditions listed in Section 5.1 of the CGP have been met. You must submit a Notice of Termination (NOT) to cancel your NPDES coverage under the CGP. Please see section 5.1 of the CGP for additional information required to be submitted with the NOT.

You are responsible for obtaining any other federal, state, or local permit that may be required for this project. In particular, any permits through the U.S. Army Corps of Engineers for the placement of fill material in Waters of the United States. Please note we have not sent a copy of this letter to any county or city building official. You must send a copy of this letter to these agencies, if necessary.

If material excavated during construction activities leaves the site, a mine operating permit may be needed. You are responsible for contacting the Mining and Reclamation Section to determine if a mining permit is required for the site. The Mining and Reclamation Section can be reached at (803)898-1362 or via e-mail at AskMines@dhec.sc.gov.

Please see the enclosed "Guide to Board Review" document for information about the procedures for appealing this NPDES coverage.

If you have any questions or cannot access the referenced websites, please call me at 843-953-0238.

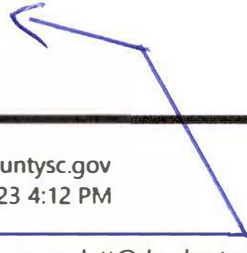
Sincerely,

George Cox Digitally signed by George Cox
Date: 2024.04.23 16:20:42 -04'00'

George M. Cox,
Coastal Stormwater Permitting Section

ec: Bryan Kizer, Stantec Consulting Services
Tyler Davis, Lowcountry EA Charleston

No Email Address



Prorock, John

From: mgoldston@dorchestercountysc.gov
Sent: Thursday, February 16, 2023 4:12 PM
To: Prorock, John
Cc: kbyrd@dorchestercountysc.gov; alett@dorchestercountysc.gov
Subject: Dorchester County Encroachment Permit for Helms Drive
Attachments: 230741_0.pdf

FAKE Email

Permit Number: Issued
Permit Type: Encroachment
Address: Helms Drive

Description: New 73 lot subdivision connecting to Helms Drive and Trinity Drive and establishing two new County Roads within the subdivision that have associated curb and gutter and drainage systems. New water and sewer utilities throughout the development. A new sewer forcemain extension on Wise Lane. New water main extensions on Helms Drive, Range Drive, Wise Lane, Weir Street, and Twin Lakes Drive.

Mike Goldston, PE
Engineering Manager
Dorchester County Public Works
mgoldston@dorchestercountysc.gov

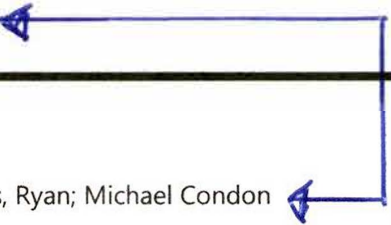
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Atención: Este correo electrónico proviene de fuera de Stantec. Por favor, tome precauciones adicionales.

ELECTRONICALLY FILED - 2024 Oct 11 4:44 PM - DORCHESTER - COMMON PLEAS - CASE#2024CP1801459

No Email Address



Mark Bible

From: Kizer, Bryan <Bryan.Kizer@stantec.com>
Sent: Monday, June 3, 2024 7:54 AM
To: Christopher L Hill; Mark Mathewson; Foss, Ryan; Michael Condon
Cc: Mike Goldston
Subject: RE: Evolve Project 9306: DV Timbers Subdivision - Wise Rd Issue

→ No Email Address (FAKE)

[External]

See email below from Mike Goldston.. I don't know if DR Horton needs to get a layer involved or the Sherrif involved...

From: Mike Goldston <mgoldston@dorchestercountysc.gov>
Sent: Monday, June 3, 2024 7:44 AM
To: Kizer, Bryan <Bryan.Kizer@stantec.com>
Subject: RE: Evolve Project 9306: DV Timbers Subdivision - Wise Rd Issue

Please refer to Derek's email as we do not maintain therefore cannot remove the gate.



From: Kizer, Bryan <Bryan.Kizer@stantec.com>
Sent: Sunday, June 2, 2024 9:38 AM
To: Ann Marie Chadeayne <achadeayne@dorchestercountysc.gov>; Derek M. McCoy <DMcCoy@dorchestercountysc.gov>; Water and Sewer Engineering <WSENG@dorchestercountysc.gov>; Richie Murdaugh <rmurdaugh@dcwaonline.com> <rmurdaugh@dcwaonline.com>; Foss, Ryan <Ryan.Foss@stantec.com>; Mike Goldston <mgoldston@dorchestercountysc.gov>; Mark Mathewson <mmathewson@centerparkgroup.com>; Jason Carraher, PE <JCarraher@dorchestercountysc.gov>
Cc: Christopher L Hill <CLHill1@drhorton.com>; Jared Michael Williamson <JMWilliamson@drhorton.com>; jred@hbnnext.com; Mark C. Mathewson <mark@chsland.com>
Subject: RE: Evolve Project 9306: DV Timbers Subdivision - Wise Rd Issue

[EXTERNAL - This message originated outside our organization. Use caution when clicking links or opening attachments.]

Richie – See email chain below.

Ann - Water and Sewer are going in the ROW.. We need access to Wise Lane for Sewer Access, which is provided by DCWS. If the ROW is owned by the County but privately maintained it sounds like a home owner has place a gate on a Public ROW to prevent access.

Mike/Jason – Can you have someone from Public Works remove this gate? If not do you have a recommendation on a path forward? I am not an attorney but if the county owns the ROW I would think they have the authority to remove the gate...

From: Ann Marie Chadeayne <achadeayne@dorchestercountysc.gov>
Sent: Thursday, May 30, 2024 9:23 AM
To: Derek M. McCoy <DMcCoy@dorchestercountysc.gov>; Water and Sewer Engineering

<WSENG@dorchestercountysc.gov>

Cc: Christopher L Hill <CLHill1@drhorton.com>; Kizer, Bryan <Bryan.Kizer@stantec.com>; Jared Michael Williamson <JMWilliamson@drhorton.com>; jred@hbnnext.com

Subject: RE: Evolve Project 9306: DV Timbers Subdivision - Wise Rd Issue

You don't often get email from achadeayne@dorchestercountysc.gov. [Learn why this is important](#)
The water in this area belongs to Dorchester Water Authority. Sorry we can't help.

Regards,



From: Derek M. McCoy <DMcCoy@dorchestercountysc.gov>
Sent: Thursday, May 30, 2024 8:45 AM
To: Water and Sewer Engineering <WSENG@dorchestercountysc.gov>
Cc: Christopher L Hill <CLHill1@drhorton.com>; Kizer, Bryan <Bryan.Kizer@stantec.com>; Jared Michael Williamson <JMWilliamson@drhorton.com>; jred@hbnnext.com
Subject: Evolve Project 9306: DV Timbers Subdivision - Wise Rd Issue

Water & Sewer Teammates;

I wanted to make you aware of an issue that was brought to my attention at a Pre-Construction Meeting DCPW had yesterday for this project. I attached a sheet from the sewer plan and profiles as a reference.

It appears that the sewer is being extended from a MH off Weir St (County Maintained) through Wise Road (Public but Privately Maintained). While marking limits of disturbance the contractor found that a gate had been put up across Wise Road so they could not access it from Weir Rd. Although Wise Rd was platted as a Public Right of Way, it is not maintained by the County so we are unable to help. With water also being within this ROW, I'm hoping that you might know of a way to address this issue.

 **Derek M. McCoy, PE**
Principal Engineer
Dorchester County
2120 East Main St. Dorchester, SC 29437
Office: (843) 970-1828
Email: DMcCoy@dorchestercountysc.gov



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Re: 493 Wise Lane Summerville

From: Derek M. McCoy (dmccoy@dorchestercountysc.gov)

To: ala_international@yahoo.com

Date: Tuesday, September 3, 2024 at 11:26 AM EDT

Mr. Garsea,

I am not quite sure what the intent of sending these attachments to me was, but I will try to explain the situation.

BLUF: (Bottom Line Up Front) Wise Rd (aka Wise Ln) is a Public Right of Way (ROW) and has been confirmed as such on several recorded plats. Public ROW is for construction of public infrastructure such as roads and utilities such as sewer, water, and drainage. While Public ROWs can be privately maintained this does not change the fact that they are Public ROWs and are not private property. Private roads would be on private property and contained within an easement, not a ROW.

Evolve 9306: DV Timbers Subdivision is a development project that has received all approvals from Dorchester County and a Land Disturbance Permit has been issued. I have attached excerpts from the Approved Construction Plans that include the cover sheet with approval stamps, the existing plat, and a sewer plan & profile for the 8" sewer main that is being extended through Wise Rd Right of Way (ROW) and a 20' sewer easement on DV Timber's property. This sewer extension was reviewed and approved by **Dorchester County Water & Sewer (DCWS)**. The plan & profile also show that there is an existing **Dorchester County Water Authority (DCWA)** water main that runs through Wise Rd ROW. I have also highlighted your property lines to show that Wise Rd is not on your property as well as clouded on the plat where Wise Rd is clearly shown as ROW.



Derek M. McCoy, PE
Principal Engineer DCPW

Dorchester County
2120 East Main St. Dorchester, SC 29437
Office: (843) 970-1828
Email: DMcCoy@dorchestercountysc.gov



From: Andy Garsea <ala_international@yahoo.com>
Sent: Tuesday, September 3, 2024 10:10
To: Derek M. McCoy <DMcCoy@dorchestercountysc.gov>
Subject: Fw: 493 Wise Lane Summerville

Here you go

ALA International

August 23, 2025

Freedom of Information Office

South Carolina Department of Environmental Services (SCDES)

2600 Bull Street, Columbia, SC 29201

Email: foi@des.sc.gov | Phone: (803) 898-3882

Re: FOIA Request – DV Timbers Subdivision (Dorchester County) – Sewer permits referencing TMS 142-00-000-18 and 142-00-00-019

Pursuant to the South Carolina Freedom of Information Act, S.C. Code Ann. § 30-4-10 et seq., I request copies of all records in SCDES files relating to the “DV Timbers Subdivision” in Dorchester County, including but not limited to any wastewater/sewer construction or collection permits and applications submitted or issued since January 1, 2023, which reference or rely on parcels TMS 142-00-00-018 and/or 142-00-00-019.

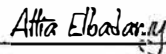
This request includes: (1) the 1970 Application for Permit to Construct and all attachments; (2) any Preliminary Engineering Report (PER); (3) plans and specifications; (4) design calculations; (5) correspondence (emails/letters) with D.R. Horton or its consultants; (6) delegated or expedited review materials; (7) permit(s) to construct/operate or general permit coverage; and (8) any later amendments, corrections, or revocations.

If responsive records are maintained in the E Permitting system, please produce them electronically. Please notify me about the fee and how to make payment.

Thank you for your prompt consideration.

Sincerely,

Attia Elbadawy



493 Wise Road

Summerville, SC 29483

Tel: (854) 841-8556

Email: aia_international@yahoo.com



Dorchester County

ENCROACHMENT PERMIT

Permit #	20240357
Issued Date	04/24/2024

ELECTRONICALLY FILED - 2025 Jan 17 5:49 PM - DORCHESTER - COMMON PLEAS - CASE#2024CP1801459

Category: Encroachment Contact: Jacob Lemus
 Business: STANTEC

Permit Details

Job Address: DV Timbers Scope: Other
 TMS Number: Work Start Date: 04/03/2023

Description

New 73 lot subdivision connecting to Helms Drive and Trinity Drive and establishing two new County Roads within the subdivision that have associated curb and gutter and drainage systems. New water and sewer utilities throughout the development. A new sewer force main extension on Wise Lane. New water main extensions on Helms Drive, Range Drive, Wise Lane, Weir Street, and Twin Lakes Drive.

Conditions

In compliance with your request and subject to all the provisions, terms, conditions, and restrictions stated in the application and special provisions below or attached hereto, the County approves the request. This permit is valid for a period of twelve (12) months from the date of approval.

The undersigned hereby makes application for a permit to complete the above described work on the stated premises, and agrees, in consideration of issuance of this permit, to do only the work specified herein and to faithfully comply with all applicable codes and ordinances as set forth by the State of South Carolina and Dorchester County. I have read and understand the aforementioned

Applicant: Jacob Lemus Date: 04/24/2024

Contractor / Agent / Owner

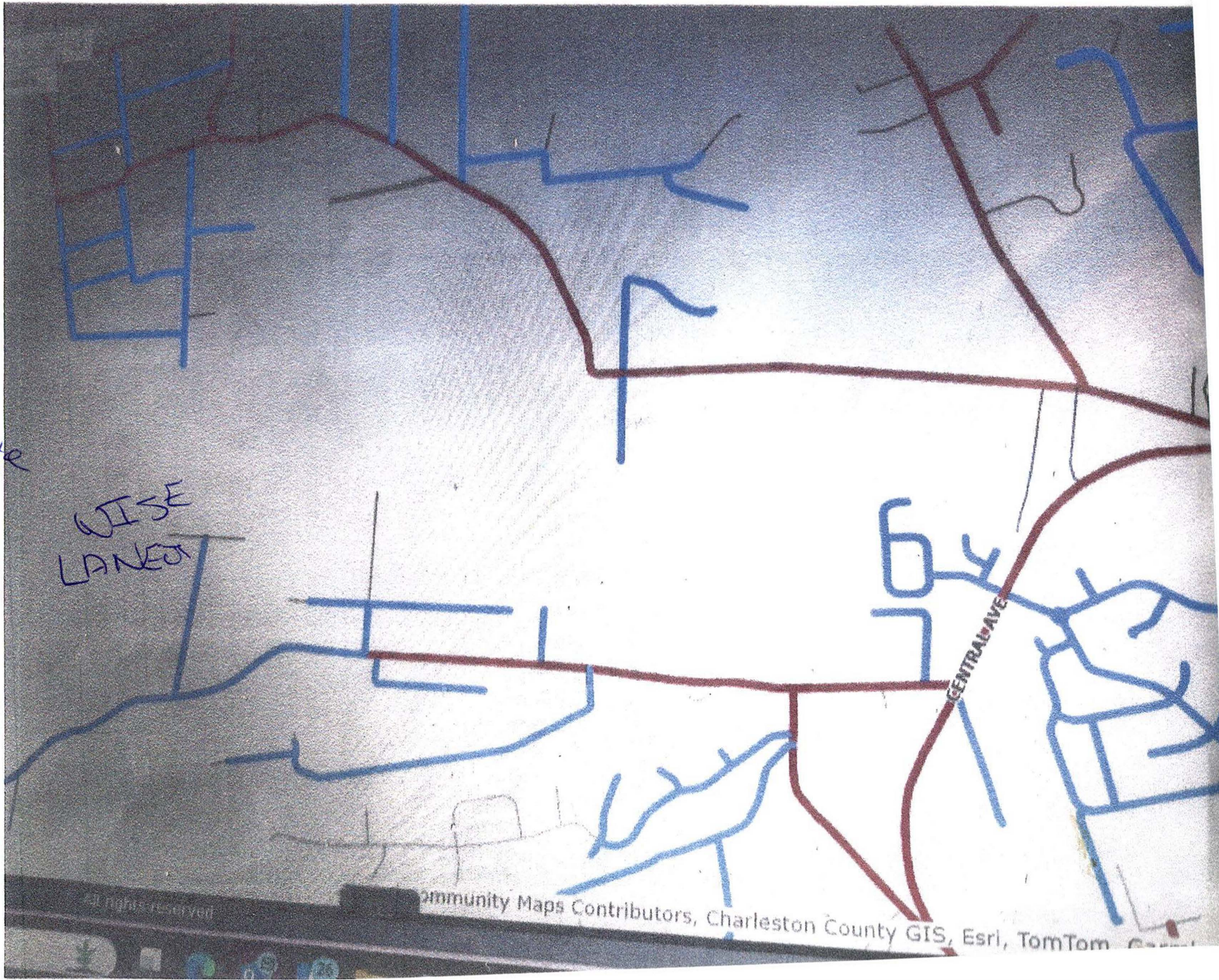
Address: 4969 Centre Pointe Drive Suite 200 Telephone: 8034638242 Email: jacob.lemus@stantec.com
 North Charleston SC 29418

So you can see:
 No signature
 Who approved the permit?
 Dorchester County never
 approved BRD subdivision plan

OLD
REOL
MAP.

GRAG
IS
PRIVATE

WISE
LANES



GRAY - PRIVATE
Blue - COUNTY
Red - STATE

Layer List

Layers

Subdivisions

Parcels with PUBLIC INFO

USA_Flood_Hazard FEMA

DFIRM circa 2018 not live

Tax Grid

Address

Parcels with Public data

Parcels Only Live

County Zoning

Roads with Address Range

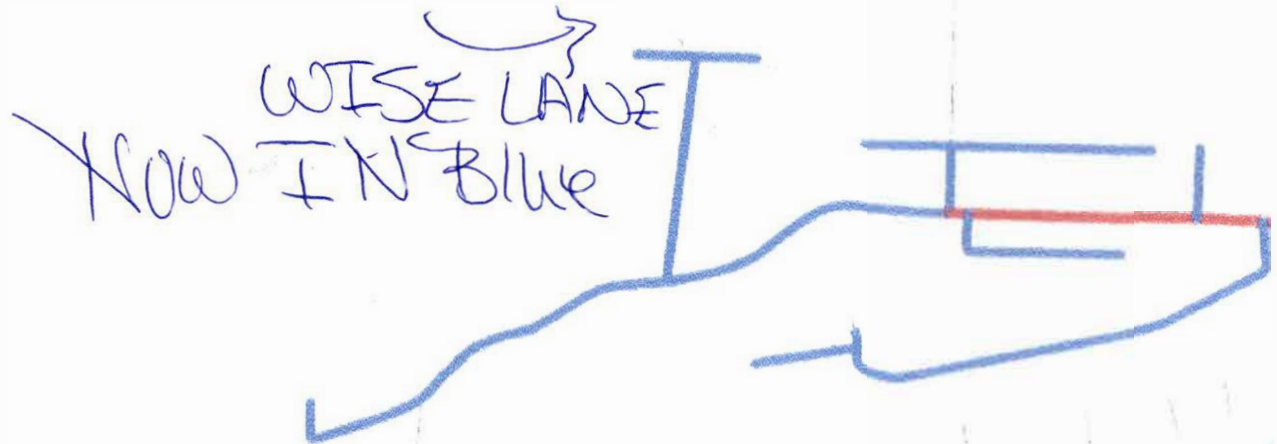
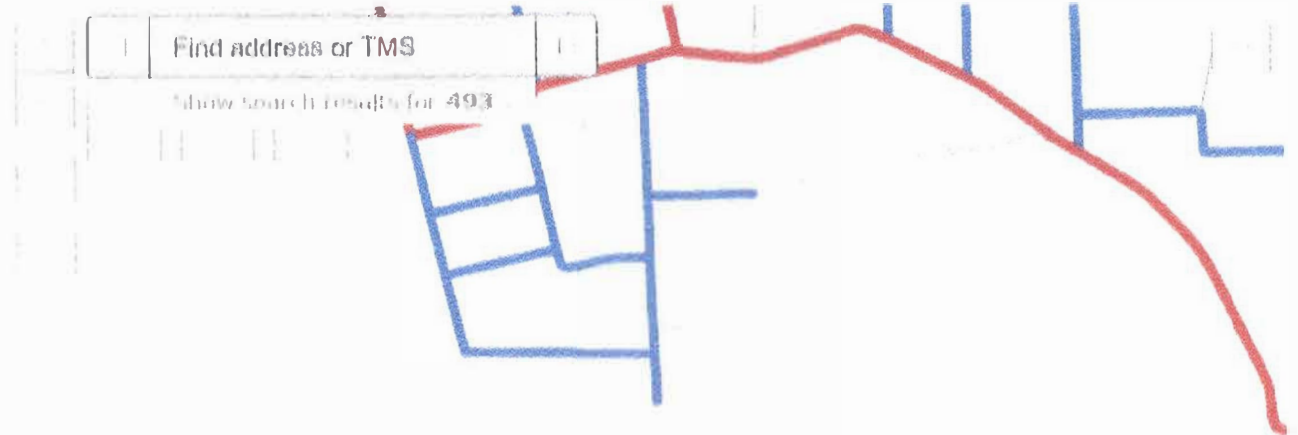


Roads by Maintenance with contact

Town Zoning

County Council Districts

Municipal Boundaries



DORCHESTER COUNTY ILLEGALLY
CHANGED MY PRIVATE ROAD TO
A COUNTY ROAD! TO HELP D. R. HORTON

NEW - FAKE MAP.

Esri Commu



Google Maps 33°00'00.0"N 80°16'37.2"W

E3
22

WISE ROAD



Google

Imagery ©2024 Airbus, Maxar Technologies, Map data ©2024 100 ft

493 WISE LAKE

CERTIFIED COPY

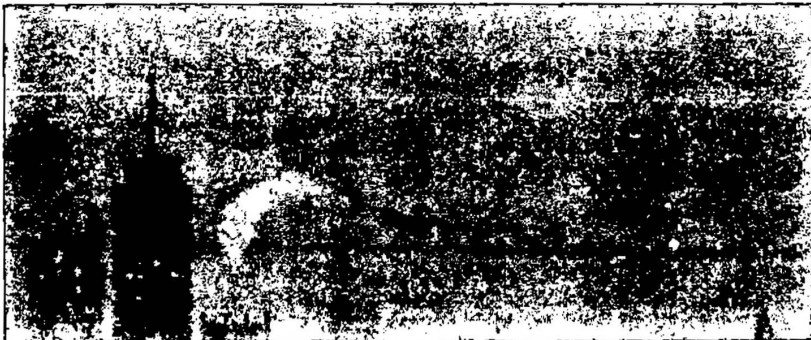
MAY 14 PM 3:52

Charles R. Bingham
CLERK OF COURT
MICHIGAN COUNTY

E3
23



Imagery ©2024 Airbus, Maxar Technologies, Map data ©2024 100 ft



Paul D. Williams
CLERK OF COURT
HARRIS COUNTY

MAY 14 PM 3:52

CERTIFIED COPY

If D R Horton chooses to compensate me for using the road, to lay water/sewer pipes, Please let me know when, so I can meet you in your office to finish up on this matter.

Referring to the road damage, from your pictures. to the left side far down. I have attached some photos of the real damage done, from the other end of Wise Lane, so, you can see a better view.

If you do not choose the two above options, please stop harassing us, because we have the right to live a peaceful life and not be disturbed.

Thank you
Attia

ALA International

On Monday, July 29, 2024 at 05:12:40 PM EDT, Christopher L Hill <clhill1@drhorton.com> wrote:

Good afternoon Attia, I appreciate you getting back with me. I would like to address your statements and concerns below. I have tried to call you as I am trying to set up a meeting with you, my contractor, law enforcement, my project manager, and myself. There were no violations on Friday July 26, 2024. I have previously sent you documentation from Dorchester County stating this is a public right of way.

I am unaware of any disrespecting of your wife, privacy, home, or land. D.R. Horton has an approved set of plans, permits, and held preconstruction meetings with Dorchester County, Dorchester Water Authority, and Dorchester County Water and Sewer.

I do not follow you on your rights being violated. I apologize you feel this way.

Sir, when I spoke with you last month, I explained to you the construction activity that would be taking place. You were totally fine and seem to understand what was going to be taken place. When we spoke last Friday, I did inform you I was not aware my contractors would be starting the right of way clearing that day. I immediately contacted them, expressed my concerns, and explained the importance of being transparent with all parties involved. I explained to them we did owe the courtesy to you and your family to know when we will be working on this public road.

I have attached pictures of the road that were taken today. The road does not appear to be destroyed. When we spoke last month, I made it very clear we would put your road back in equal or better shape than it previously was in before we started. You acknowledged and trusted me with this. I will still fulfill this obligation.

Attia, I am not sure how your civil rights have been violated. I was hesitant to have the meeting with you until I got you on the phone because I did not want anything bad to happen. I am bringing law enforcement to this meeting because of your threats to the contractor. Your threat to shoot the contractors equipment and kill innocent bystanders is completely unacceptable.

I have tried to call you multiple time to talk this over so we can meet and come to an agreement, but you have not answered my calls, returned my calls, or responded to my text messages. Please let me know a time to call you and I will make it happen. I appreciate your time and I hope we can move past this and become good neighbors to one another.

Thanks,



Chris Hill
Land Development Manager

D.R. HORTON
2057 Wambaw Creek Rd
Charleston, SC 29492
m: 843.855.2176
o: 843.284.5000

Home for every stage in life. | D.R. Horton · Express · Emerald · Freedom

From: Andy Garsea <ala_international@yahoo.com>
Sent: Monday, July 29, 2024 3:06 PM
To: Christopher L Hill <CL.Hill1@drhorton.com>
Subject: Re: Attia Elbadawy

[External]

Good afternoon, Chris,
I noticed you tried to call me

The violations that occurred last Friday morning July 26, 2024, is Not Acceptable and should never have happen.

Disrespecting my wife, privacy, home, and land, and the weather that day was a rainy mess
To me, my rights have been violated
You broke the trust and your word

For your company to use the road I built, it took over 4 years of hard labor to build and I'm responsible for maintaining it., and to be so irresponsible,
to rip it apart, and that is the only way to get out of my home, blocking me in.

RE: Wise Road

From: Harper, Thomas (tom.harper@wbd-us.com)

To: ala_international@yahoo.com

Date: Tuesday, September 10, 2024 at 12:13 PM EDT

Mr. Elbadawy: I have not heard from you in response to my email from last week. I also just left you a voicemail at the number I was given. Please contact me, or if you have engaged an attorney, please have that attorney contact me, not later than 5:00 p.m. tomorrow, Wednesday, September 11, to discuss this matter. If I do not hear from you, my client will need to move forward against you for the damages you are causing it. We would like to avoid that and have tried to establish communications with you on it, but a lot of time has been lost and you have been unresponsive to our outreach.

This email is sent for and on behalf of Womble Bond Dickinson (US) LLP. Womble Bond Dickinson (US) LLP is a member of Womble Bond Dickinson (International) Limited, which consists of independent and autonomous law firms providing services in the US, the UK, and elsewhere around the world. Each Womble Bond Dickinson entity is a separate legal entity and is not responsible for the acts or omissions of, nor can bind or obligate, another Womble Bond Dickinson entity. Womble Bond Dickinson (International) Limited does not practice law. Please see www.womblebond Dickinson.com/us/legal-notice for further details.

From: Harper, Thomas <Tom.Harper@wbd-us.com>
Sent: Thursday, September 5, 2024 8:27 AM
To: ala_international@yahoo.com
Subject: Wise Road

Mr. Elbadawy:

My name is Tom Harper and I am the attorney for D.R. Horton, Inc. I have been speaking in recent days with Landon Brock about the Wise Road dispute, but Landon told me yesterday that his firm no longer represents you. I would like to speak with you or your new attorney this week if possible, just so I can understand what it is that you are seeking. I think Landon probably communicated to you that my client needs to make progress on its installation of this infrastructure in the Wise Road right-of-way in the next few days. I am really not trying to sound threatening here, but we are going to have to take legal action against you if we cannot work through this in the next few days, which nobody wants to do. But we cannot just let things stay as they are. So before we all waste a lot of money on litigators – I'm a real estate lawyer, not a trial lawyer – I would at least like to understand what you are wanting here so that we can see if there's a resolution. That may be possible, but I can't know until you tell us what you're asking for.

Would you mind either giving me a call, or telling me a time that's convenient for me to call you? My number is 843-720-4648. Of course, if you have engaged counsel in this matter, please let me know that first and foremost, and I will direct my communications to that person.

Thank you.



August 4, 2022

Attia Elbadawy
6880 Rivers Ave., Unit# 2219
Charleston, SC 29406

Re: **Onsite Wastewater System Permit Application # 18-2022050032**

Dear Mr. Elbadawy,

The Department has received your application for an onsite wastewater system for the property located off Wise Ln., Tax Map # 142-04-00-019. During the review of your application, Department staff visited the property and conducted a site and soil evaluation. Based upon the initial and follow-up evaluations, we were unable to find an area of suitable soils that meets all the requirements for a Department-designed septic system. These system specifications are codified in 4 S.C. Code Ann. Regs. 61-56, Sections 400.

There are two options if you wish to continue the permitting process:

- Consult with a **Professional Soil Classifier** to provide the Department with information about areas of your property that they can demonstrate meet the requirements for a Department-designed septic system. This option will require the Professional Soil Classifier to submit plans for their recommended system.
- Consult with a **Professional Soil Classifier and Engineer** regarding system design. Information regarding the requirements for specialized systems are set forth in Regulation 61-56, Onsite Wastewater Systems, Section 400 Appendix Q – *System Standard 610*. A list of South Carolina licensed Professional Soil Classifiers can be obtained through the South Carolina Labor Licensing and Regulation (SC LLR) website at <https://llr.sc.gov/soil>. A list of South Carolina licensed Professional Engineers can be obtained through the South Carolina Labor Licensing and Regulation (SC LLR) website at <https://llr.sc.gov/eng>.

Please be advised that your application will remain open for ninety (90) days from the date of this letter to allow you time to determine a course of action. If you do not provide the Department additional information within the specified time, your application will be closed. After the 90 days, an additional site evaluation fee will be required for further evaluation. Should you have questions regarding this matter, please contact me at the phone number or email address listed below.

Sincerely,

A handwritten signature in black ink, appearing to read "Jeremy Bishop", is written over a horizontal line.

Jeremy Bishop, Environmental Health Manager
Lowcountry EA Charleston
Bureau of Environmental Health Services
843-953-0150
bishopjp@dhec.sc.gov



STORMWATER CONSTRUCTION APPROVAL APPLICATION

(Applicable for single family homes that disturb one (1) acre or more, and commercial, industrial, and major subdivisions that disturb one-half (1/2) acre or more)

Date: 10/02/2023

Project/Site Name: DV Timbers Subdivision

I. Project Information

Project Owner/Operator (Company or Person) D.R. Horton

Contact Person: Michael Condon Company EIN: _____

Mailing Address: 2057 Wambaw Creek Rd.

City, State & Zip: Charleston, SC 29492

Phone (Day): 843-530-0147 (Cell): _____ (Fax): _____

Email Address: bmcondon@drhorton.com

Person Financially Responsible: Same as above
(If different from above, a person must be named in both spaces)

Mailing Address: _____

City, State & Zip: _____

Phone (Day): _____ (Cell): _____ (Fax): _____

Email Address: _____

Agent or Contact Peron (if applicable) Same as above

Mailing Address: _____

City, State & Zip: _____

Phone (Day): _____ (Cell): _____ (Fax): _____

Email Address: _____

Engineer, Technical Representative or Firm: Stantec Consulting Services, Bryan Kizer, PE
(If different from agent)

Mailing Address: 4969 Centre Pointe Dr. Suite 200

City, State & Zip: North Charleston, SC

Phone (Day): 843-740-6328 (Cell): _____ (Fax): _____

Email Address: Bryan.Kizer@stantec.com



STORMWATER CONSTRUCTION APPROVAL APPLICATION

(Applicable for single family homes that disturb one (1) acre or more, and commercial, industrial, and major subdivisions that disturb one-half (1/2) acre or more)

II. Property Information

- A. Site Location (street address, nearest intersection, etc.): Between Helms Dr., Trinity Dr., and Wise Rd. in Dorchester Co.
 City/Town (if in limits): _____ Latitude: 30° 0' 37"
 Tax Map # (list all): 139-00-00-039 Longitude: 80° 17' 0"
 Within MS4 Boundary
- B. Property Owner (if different from Section I, above): _____
 Mailing Address: _____
 City, State & Zip: _____
 Phone (Day): _____ (Cell): _____ (Fax): _____

III. Site Information

- A. Disturbed Area (to the nearest tenth of an acre): 41.5 Total Area: 57.4
 Impervious Area: 7.0
- B. Is this project part of a Larger Common Plan for Development or Sale (LCP)? Yes No
 If yes, what is the previous state permit no.? _____
 Previous NPDES number: _____
 LCP/ Overall Development Name: _____
- C. Start Date: 08/01/2024 Completion Date: 08/01/2026 (estimated dates)
- D. Type of Activity (check all that apply):
 Commercial Residential: Single Family Linear (Roads, Utility Lines, etc.)
 Institutional Residential: Multi-family
 Re-development Other: _____ Site Preparation (No new impervious)

IV. Waterbody Information

- A. Nearest receiving waterbody(s): Cypress Swamp Distance to this waterbody (feet): 321
 Next/Nearest named receiving waterbody(s): Hurricane Branch

B. Wetlands/Waters of the State

Waters of the U.S./State	On the site?	If yes, delineated & identified?	Impacts?	Amount of impacts?
Jurisdictional Wetlands	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	0.22 Ac ___ Ft
Non-jurisdictional Wetlands	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	___ Ac ___ Ft
Other (List): _____	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	___ Ac ___ Ft

2. If yes for delineation, has documentation of the delineation from the USACOE been provided? Yes No N/A
3. If yes for impacts, has a USACOE permit been applied for or obtained for those impacts?
 Yes No N/A If yes, provide a copy of the approved USACOE permit.



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C. Special Protection Areas

1. Are there any known flooding problems downstream of or adjacent to this site? Yes No
If yes, see attached instruction.

2. Are any portions of the site located in a regulatory floodplain? Yes No
If yes, which zone? _____ If yes, what is the FIRM Panel(s)? _____

3. List the nearest DHEC water quality monitoring station(s) [WQMS(s)] to which stormwater discharges will drain: CSTL-102 Waterbody(s): Ashley River

3.1. Is this WQMS listed on the most current 303(d) List for Impaired Waters? Yes No

a. If yes to 3.1, list the impairment(s): _____

b. If yes to 3.1, will construction stormwater discharges from your site contain the pollutant(s) of impairment? Yes No

c. If yes to 3.1.b, will use of the proposed BMP(s) ensure that the site's discharges will not contribute to or cause further water quality standard violations? Yes No

3.2. Has a TMDL(s) been developed? Yes No

a. If yes to 3.2, list the waterbody: CSTL-102

List the impairments: DO

b. Has the standard been attained for the impairment(s)? Yes No

c. If no to 3.2.b, will construction stormwater discharges from your site contain the pollutant(s) of impairment? Yes No

d. If yes to 3.2.c, are your discharges consistent with the assumptions and requirements of the TMDL(s)? Yes No

e. If no to 3.2.d, will use of selected BMPs ensure that the site's discharge will not contribute to or cause further water quality standard violations? Yes No



STORMWATER CONSTRUCTION APPROVAL APPLICATION

(Applicable for single family homes that disturb one (1) acre or more, and commercial, industrial, and major subdivisions that disturb one-half (1/2) acre or more)

V. Preparer/Operator Information

A. Plan Preparer: Bryan Kizer, P.E. SC Reg. No. 22800
 Company/Firm: Starline SC COA No. C82370
 Mailing Address: 4323 Centre Pointe Dr. Suite 200
 City, State & Zip: North Charleston, SC 29418
 Phone (Day): 803-749-6328 (Cell): _____ (Fax): _____
 Email Address: Bryan.Kizer@starline.com

B. Operator of Day-to-Day Site Activities (Company or Person): TBD
 Site Contact (if above is Company): _____
 Mailing Address: _____
 City, State & Zip: _____
 Phone (Day): _____ (Cell): _____ (Fax): _____
 Email Address: _____

VI. Signature and Certifications

A. One copy of the stormwater plan, all specifications and supporting calculations, forms, and reports are herewith submitted and made a part of this application. I have placed my signature and seal on the design documents submitted signifying that I accept responsibility for design of the system. Further, I certify to the best of my knowledge and belief that the design is consistent with the requirements of the Dorchester County Stormwater Management Ordinance and the Stormwater Management Design Manual. (This should be the person identified in Section V.A.)

BRYAN KIZER [Signature] 22800
 Printed name of Plan Preparer Signature of Plan Preparer S.C. Registration

B. "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

"I also hereby certify that all construction and associated activity pertaining to this site shall be accomplished pursuant to and in keeping with the terms and conditions of the approved plans. I also certify that a responsible person will be assigned to the project for day-to-day control. I hereby grant authorization to the Dorchester County Public Works Department the right of access to the site at all times for the purpose of onsite inspections during the course of construction and to perform maintenance inspections following the completion of the land disturbing activity."

Michael Carlson [Signature] Asst. Secretary
 Printed name of Project Owner / Operator Title / Position
[Signature] 10-4-23
 Signature of Project Owner / Operator Date Signed



STORMWATER CONSTRUCTION APPROVAL APPLICATION

(Applicable for single family homes that disturb one (1) acre or more, and commercial, industrial, and major subdivisions that disturb one-half (1/2) acre or more)

Instructions

Completing the Application:

You must type or print legibly. You must include the original, signed application form, required fees, one copy of the stormwater plan, and one copy of all other supporting documentation with the initial submittal. Additionally, the checklist must be completed and attached. List how and where each item on the checklist was addressed (e.g., page 4 of calculations).

Who Must Submit an Application:

Anyone submitting a project that is an individual single family home that disturbs one (1) acre or more or any commercial, industrial, or subdivision project that disturbs one-half (0.5) acre or more.

Projects located in Dorchester County submit to:

Dorchester County Public Works
Stormwater Department
2120 East Main Street
Dorchester, SC 29437
843-832-0070 or 843-563-0070
Fax: 843-832-0073 or 843-563-0073

Project/Site Name:

The Project/Site Name should be a unique or distinguishing name (e.g., not Proposed Subdivision). The Department should be notified in writing if the Project/Site Name changes.

I. Project Information

- The official or legal name of the Project Owner/Operator should be listed. If the Project Owner/Operator is a company, then a Permit Contact person should be listed. This can be someone other than the person that has signatory authority for the company. All correspondence regarding this permit application will be sent to Permit Contact at the address listed.
- The company EIN is the Employer Identification Number as established by the U.S. Internal Revenue Service.
- The Project Owner/Operator is responsible for all portions of the site until a Project Closeout or Transfer of Ownership form is submitted.

II. Property Information

- A. List a city/town only if the site is within the city or town limits. See the following website for assistance in obtaining latitude and longitude coordinates:
https://www3.epa.gov/store/RECTANGLETool_Passback.html. Latitude (from 32° to 35°) and Longitude (from 78° to 83°) should be for the center of the site to the nearest 15". Minutes (') should be from 0 to 59, and seconds (") should be 0, 15, 30, or 45.
- B. If the Project Owner/Operator does not own the project site, then list the official or legal name of the current Property Owner of the site. Permit coverage will be issued to the Project Owner/Operator (Section I), not the Property Owner, unless same entity.

III. Site Information

- A. The total and disturbed areas should be rounded to the nearest tenth of an acre. For subdivisions, if the exact build-out is not known, the disturbed area can be estimated using the following equation:

$$\text{Disturbed area} = 2(\text{Maximum Footprint of House})(\# \text{ of lots}) + \text{Road right-of-way areas} + \text{Other easements and disturbance.}$$

Please note that the County must be notified if the actual disturbed area is greater than the disturbed area listed on the application



STORMWATER CONSTRUCTION APPROVAL APPLICATION

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- B. If master stormwater calculations have been prepared and/or submitted for an entire site, then all phases and parcels at that site would be considered part of an LCP. If this project is the first phase of an LCP, then this item should be answered yes and the LCP/Overall Development name should be listed. This LCP/Overall Development name should also be listed on all applications for future projects that are part of this LCP, including subsequent phases. If the project is part of an LCP, then list the previous state permit number and previous NPDES coverage number.
- C. List the estimated start and completion dates of the construction activity.
- D. Institutional includes schools and other publicly owned projects, except linear projects. Site preparation includes clearing, grubbing, and grading only; no new impervious areas should be proposed if this activity type is checked.

IV. Waterbody Information

- A. The nearest receiving waterbody is the nearest Waters of the State to which the site's stormwater will discharge. If this waterbody is unnamed, then provide a description that references the nearest named waterbody (e.g., tributary to Grove Creek). If the site stormwater discharges to multiple waterbodies, then list all such waterbodies and attach additional sheets, if necessary.
- B. Complete the "On the Site?" column for items a-c. If yes is selected for that column, then the next 3 columns must be completed. If there are other Waters of the U.S./ State(WoS) on the site not listed in items a and b (e.g., stream, river, lake, pond), then list those in item c. Delineation means identification by U.S. Army Corps of Engineers (USACOE) or wetlands consultant. If there are WoS within 100' of the disturbed area that were not delineated/identified, then explain this in the narrative; this includes WoS that are not on the project site but are within 100' of the disturbed area. If construction activities will occur on and/or will impact WoS, then select yes for "Impacts?" and list the amount of impacts to WoS. Provide an additional, separate plan sheet that shows all WoS on the site and the impacted areas. If there are proposed impacts to WoS, please contact USACOE (866-329-8187) and S.C. DHEC Water Quality Certification, Standards & Wetlands Programs Section (803-898-4300) to determine additional requirements before submitting this Application. In the SCCZ, also contact S.C. DHEC Page 7 OCRM Wetlands Section (843-953-0200). Please note that it is the Project Owner/Operator's responsibility to ensure that all WoS are shown and identified in the SWPPP. If there are impacts to waters of the U.S./ State (should be listed in item IV.B), then list all permits and certifications that have been applied for or obtained for those impacts. Describe the activity(s), whether the impact is permanent or temporary, and any other relevant information. Provide a copy of all permits and certifications for and correspondence with USACOE and DHEC for the impacts. Make sure to include all plats referenced in the permits or correspondence.

C. Special Protection Areas

- If there are any known flooding problems, the extent of the flooding problems and the effect of this project on those problems must be explained in the Project Narrative.
- If the site falls within a regulatory floodplain, list the zone(s) and Firm panel(s).
- Maps showing WQMS locations are available at the following website for each watershed: <http://www.scdhec.gov/HomeAndEnvironment/Water/ImpairedWaters/Overview/#4> – 303(d). List the nearest DHEC WQMS(s) and corresponding waterbody(ies).
- 3.1. See the following website for the most current 303(d) List for Impaired Waters and related information: <http://www.scdhec.gov/HomeAndEnvironment/Water/ImpairedWaters/Overview/#4>. To search this document to determine whether a WQMS is listed, select "Edit" from the top toolbar. Then, select "Find". Enter the WQMS exactly as listed on the map and hit enter. If none of the WQMS(s) are found, then select no for item 3.1 and proceed to item 3.2. If any of the WQMS(s) are found within the document, then select yes and proceed to item 3.1.a,



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- a. List the cause(s) of impairment (see last column labeled "CAUSE") for the WQMS(s) and proceed to item b.
 - b. DHEC has determined that construction stormwater discharges are expected to contain pollutants causing the following impairments: TURBIDITY, BIO (Macro invertebrate), TP (Total Phosphorus), and TN (Total Nitrogen). You should carefully evaluate whether the site's construction stormwater discharges will contain any pollutants causing other impairments, not explicitly listed above. You should also consider previous land uses at the site in answering this question. For example, if the previous land use was a copper processing facility and the impairment at the nearest WQMS is copper, then you should carefully evaluate whether the site's construction stormwater discharges would contain copper. If this question is answered yes and the disturbed area is greater than or equal to 25 acres, then provide an evaluation of the site's proposed Best Management Practices (BMPs) as described in section 3.4.C.2(c) of the CGP. If this question is answered yes and the disturbed area is greater than or equal to 25 acres, then provide a written qualitative and quantitative assessment of the site's proposed BMPs as described in section 3.4.C.2(c) of the CGP. See item 22 on the checklist.
 - c. If the answer to this question is no, then the site is not eligible for coverage under the CGP.
- 3.2. See the following website for a list of all WQMS with Approved S.C. Total Maximum Daily Loads (TMDLs): http://www.scdhec.gov/environment/water/tmdl/docs/tmdl_2008sites.pdf. To search this document to determine whether a WQMS is listed, select "Edit" from the top toolbar. Then, select "Find". Enter the WQMS exactly as listed on the map and hit enter. If none of the WQMS(s) are found, then select "No" for item 3.2 and proceed to item V. If any of the WQMS(s) are found within the document, then select yes and proceed to item (a). The same document will be used for item 3.1.a.
- a. List the cause(s) of the impairment (see 7th column labeled "CAUSE") and proceed to item b. If the WQMS(s) is impaired for more than one parameter, then the WQMS will be listed multiple times on successive rows. The same document will be used to answer 3.2.b.
 - b. See the 8th column labeled "USE SUPPORT" to determine if the standard has been attained for each impairment for each WQMS. "FULLY SUPPORTED" means the standard has been attained for the impairment listed in the "CAUSE" column. "NOT SUPPORTED" means that the standard has NOT been attained for that impairment. If the standard has NOT been attained for all impairments for all WQMS(s), then select no and proceed to item c. If the standard has been attained for all impairments for all WQMS(s); select yes and proceed to item d.
 - c. DHEC has determined that construction stormwater discharges are expected to contain pollutants causing the following impairments: TURBIDITY, BIO (Macro invertebrate), TP (Total Phosphorus), and TN (Total Nitrogen). You should carefully evaluate whether the site's construction stormwater discharges will contain any pollutants causing other impairments, not explicitly listed above. You should also consider previous land uses at the site in answering this question.
 - d. Check the TMDL to make sure the site meets the assumptions and requirements. If the site cannot meet the appropriate TMDL, BMPs must be used.
 - e. If the answer to this question is no, then the site is not eligible for coverage under the CGP.
- V. **Preparer/Operator Information**
- A. Enter the name and registration number of the stormwater plan preparer. S.C. COA is the company's S.C. Certificate of Authorization. Enter N/A for S.C. COA if the firm does not have a COA or the preparer is an individual. If an email address is entered, the Director may contact the plan preparer via email.
 - B. Enter the name of the operator or day-to-day site operations contact and pertinent information.
- VI. **Signature and Certifications**
- A. The same registered professional must sign and seal the application, drawings, calculations, and supporting documentation.



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- B. A person with signatory authority for the Project Owner/ Operator must sign the application. The plan preparer cannot sign the application for the Project Owner/ Operator. The plans, all reports, including monthly reports, and any information requested by the Department must be signed by a person with signatory authority for the Project Owner/ Operator or a duly authorized representative.
- Corporation: A responsible corporate officer (e.g., president, vice-president, certain managers)
 - Partnership or Sole Proprietorship: A general partner of the proprietor, respectively
 - Municipality, State, Federal or Other Public Agency: Principal executive officer or ranking elected official

Office Mechanics and Filing

This form and supporting documentation will be kept in the Public Works Department files (hard copy or digitized copy).



Dorchester
County Sheriff's Office

CERTIFIED COPY

2025 MAY 14 PM 3:52



Carol Graham
CLERK OF COURT
DORCHESTER COUNTY

- Last 7 days
- Last 30 days
- Current Month
- Last Month



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CERTIFICATE OF SERVICE

I certify that I have served a copy of the foregoing Reply upon counsel of record for the Respondents by depositing the same in the U.S. Mail, postage prepaid, addressed as follows:

- **Mark Bible, Esq.**,
Counsel for D.R. Horton, Inc.
325 West McBee Avenue, Suite 301
Greenville, SC 29601

Date: August 27, 2025

Attia Elbadawy,
Lynne Chatlos
Appellant
493 Wise Road
Summerville, SC 29483

Two handwritten signatures in blue ink are written over horizontal lines. The top signature is more stylized and appears to be 'Attia Elbadawy'. The bottom signature is more cursive and appears to be 'Lynne Chatlos'.

RECEIVED
AUG 28 2025
SC Court of Appeals

