



**Memorandum**

**Date:** January 29, 2025

**To:** Interested Parties

**From:** Colby Myers, Project Manager *CM.*  
Mining & Reclamation Section

**Re:** Approval of Application and Reclamation Plan for a Mine Operating Permit  
Issuance of an Individual Mine Operating Permit  
Mine Permit Application I-002403 | Henry Tract Mine | Florence County

Dear Interested Party:

The South Carolina Department of Environmental Services (SCDES) has completed the review of information submitted for the mine operating permit application for Henry Tract Mine, requested by Martin Marietta southeast Agg Operations, LLC (Operator). This review process included information submitted by the Operator, comments from governmental agencies, and the interested public. The requested permit is to allow for the excavation of sand. Pursuant to the S.C. Mining Act, SCDES has approved the requested application for the Mine Operating Permit.

SCDES has created a Summary Response to Comments to address the various topics that were brought up during the public comment periods. A copy of that Summary Response to Comments may be found on SCDES's website for this project: <https://des.sc.gov/community/environmental-sites-projects/salem-sand-henry-tract-mine-florence-county>

Please note that no provision of this permit supersedes, affects, or prevents the enforcement of a zoning regulation or ordinance within the jurisdiction of an incorporated municipality or county or by an agency or department of this State, except when a provision of the regulation or ordinance is in direct conflict with the S.C. Mining Act. It is the responsibility of the county or municipality to enforce their own ordinances.

If you would like a physical copy of the Summary Response to Comments mailed to you, please contact me at the e-mail address or telephone number listed at the top of this memo or write to me at the mailing address listed at the bottom of this memo.

S.C. Code Ann. § 48-20-190 provides:

*"An applicant for a certificate of exploration or operating permit or a person who is aggrieved and is directly affected by the permit may appeal to the [mining] council from a decision or determination of the department issuing, refusing, modifying, suspending, revoking, or terminating a certificate of exploration or operating permit or reclamation plan, or imposing a term or condition on the certificate, permit, or reclamation plan. . . The person taking the appeal within thirty days after the department's decision shall give written notice to the [mining] council through its secretary that he desires to appeal and file a copy of the notice with the department at the same time."*

Cc: Donna Moyer