

JOINT PUBLIC NOTICE

United States Army
Corps of Engineers
New Orleans District
Regulatory Branch
Post Office Box 60267
New Orleans, Louisiana 70160-0267

(504) 862-1577
Project Manager
Amy Oestringer
Amy.L.Oestringer@usace.army.mil
Permit Application Number
MVN 1997-1606-CL

State of Louisiana
Department of Environmental Quality
ATTN: Water Quality Certifications
Post Office Box 4313
Baton Rouge, Louisiana 70821-4313

(225) 219-3225
Project Manager
Jaime Phillippe
WQC Application Number
090326-02

JUL 29 2013

Interested parties are hereby notified that a permit application has been received by the New Orleans District of the U.S. Army Corps of Engineers pursuant to: [X] Section 10 of the Rivers and Harbors Act of March 3, 1899 (30 Stat. 1151; 33 USC 403); and/or [X] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344).

Application has also been made to the Louisiana Department of Environmental Quality, for a Water Quality Certification (WQC) in accordance with statutory authority contained in LRS30:2047 A(3), and provisions of Section 401 of the Clean Water Act (P.L.95-17).

PERMIT TIME EXTENSION TO CONTINUE RIVER SAND MINING OPERATIONS IN THE MISSISSIPPI RIVER IN WEST BATON ROUGE PARISH

NAME OF APPLICANT: Bear Industries, c/o Forte and Tablada, Inc., Attn: Nelle Fruge, 12434 Del Este, Suite 602, Denham Springs, Louisiana 70726.

LOCATION OF WORK: In the Mississippi River, right descending bank, at a point about 235 miles above Head of Passes, near Port Allen, Louisiana, in West Baton Rouge Parish, Lower Mississippi River Basin, Hydrologic Unit Code 8070100, as shown on the enclosed drawings.

CHARACTER OF WORK: Permit time extension to continue to excavate and stockpile material at an existing borrow pit on the Mississippi River bature for commercial sale, as shown on the attached drawings.

The comment period for the Department of the Army Permit and the Louisiana Department of Environmental Quality WQC will close **30 days** from the date of this joint public notice. Written comments, including suggestions for modifications or objections to the proposed work, stating reasons thereof, are being solicited from anyone having interest in this permit and/or this WQC request and must be mailed so as to be received before or by the last day of the comment period. Letters concerning the Corps of Engineers permit application must reference the applicant's name and the Permit Application Number, and be mailed to the Corps of Engineers at the address above, **ATTENTION: REGULATORY BRANCH.**

Letters concerning the Water Quality Certification must reference the applicant's name and the WQC Application number and be mailed to the Louisiana Department of Environmental Quality at the address above.

The application for this proposed project is on file with the Louisiana Department of Environmental Quality and may be examined during weekdays between 8:00 a.m. and 4:30 p.m. Copies may be obtained upon payment of costs of reproduction.

Corps of Engineers Permit Criteria

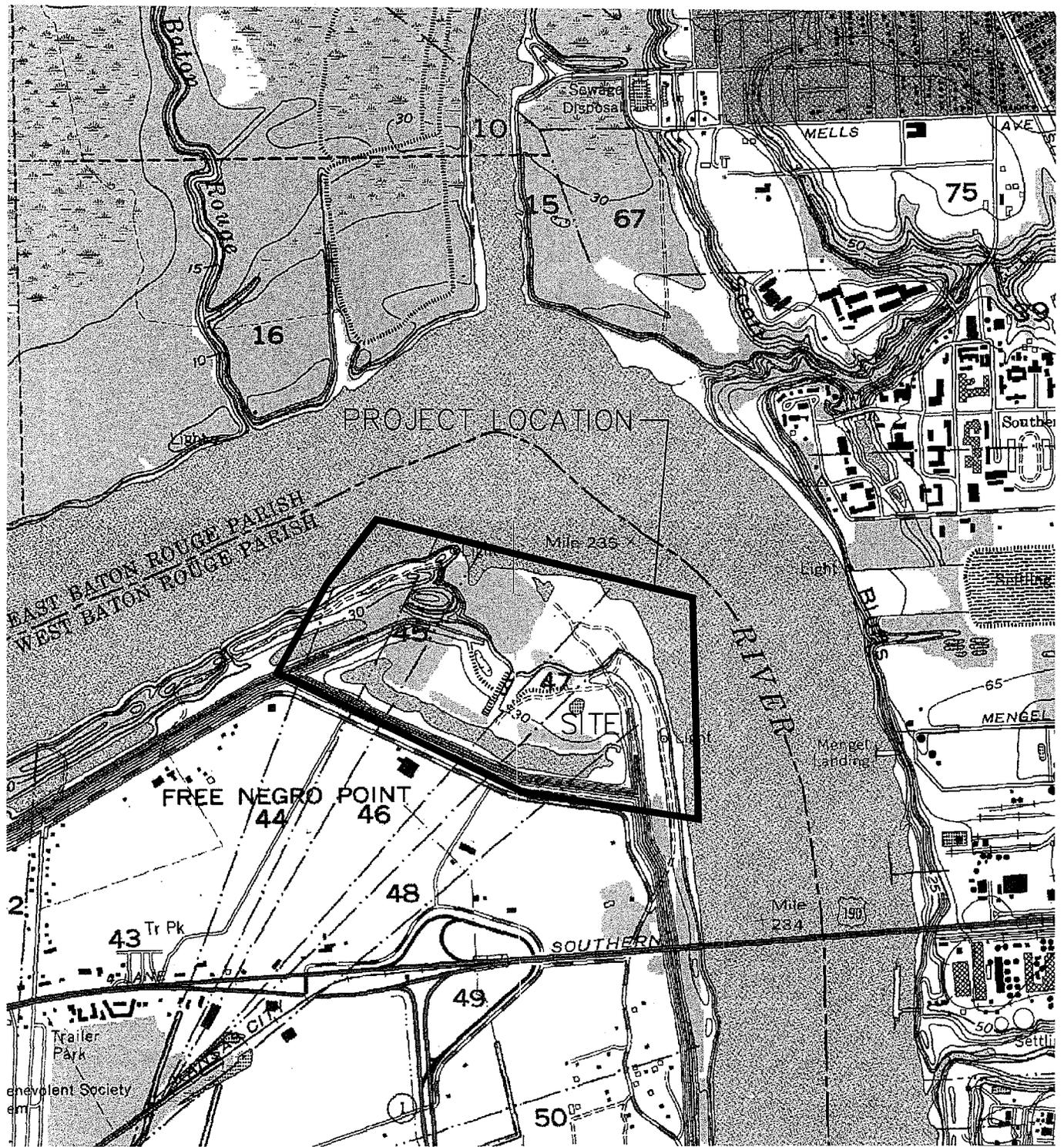
The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shoreline erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs, considerations of property ownership and, in general, the needs and welfare of the people.

The U.S. Army Corps of Engineers is soliciting comments from the public, federal, state, and local agencies and officials, Indian Tribes, and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the U.S. Army Corps of Engineers to determine whether to make, modify, condition, or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

No properties listed on the National Register of Historic Places are near the proposed work. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, historical sites, or data. Copies of this notice are being sent to the State Archeologist and the State Historic Preservation Officer.

Our initial finding is that the proposed work would neither affect any species listed as endangered by the U.S. Departments of Interior or Commerce, nor affect any habitat designated as critical to the survival and recovery of any endangered species.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal would result in the destruction or alteration of n/a acres of EFH utilized by various life stages of red drum and penaeid shrimp. Our initial determination is that the proposed action would not have a substantial adverse impact on EFH or federally managed fisheries in the Gulf of Mexico. Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the National Marine Fisheries Service.



SITE COORDINATES:
 LATITUDE N 30°30'50"
 LONGITUDE W 91°12'14"

R:\2009\89144 - Bear\cad\89144_vicinity_001_UPDATED.dwg



404 PERMIT
VICINITY MAP
 PORT ALLEN, LOUISIANA

DRAWN:	MJK	SCALE:	1" = 600'
CHECKED:	RJB	PROJ. NO.	89144
APPROVED:		DATE:	OCTOBER 2011
FIGURE:	1		

CROSS SECTION A-A NOTES:

1. MATERIAL MAY BE STOCKPILED ONLY IN CROSSHATCHED AREA.
2. A - EL. PROJECTED FROM NATURAL GROUND AT L.S. OF LEVEE.
3. B - PROJECTED SLOPE OF EXISTING BANK OF RIVER.
4. C - PROJECTED LINE TANGENT TO EXISTING BANK - 1 ON 5 OR SAME AS LINE "B" WHICHEVER IS FLATTER.
5. H - HEIGHT OF MONOLITHIC STOCKPILE ABOVE LINE "A".
6. HEIGHTS OF CONICAL - SHAPED STOCKPILES MAY BE DOUBLED OVER THE CORRESPONDING HEIGHTS OF MONOLITHIC STOCKPILES, MORE THAN ONE CONICAL STOCKPILE MAY BE PLACED AT A SECTION, PROVIDED THE BASES OF THE STOCKPILES DO NOT OVERLAP ABOVE LINE "A".
7. NO STOCKPILE IS ALLOWED IF THE DISTANCE FROM THE ϵ OF THE LEVEE TO THE INTERSECTION OF LINES "A" AND "B" IS LESS THAN OR EQUAL TO 360 FEET.

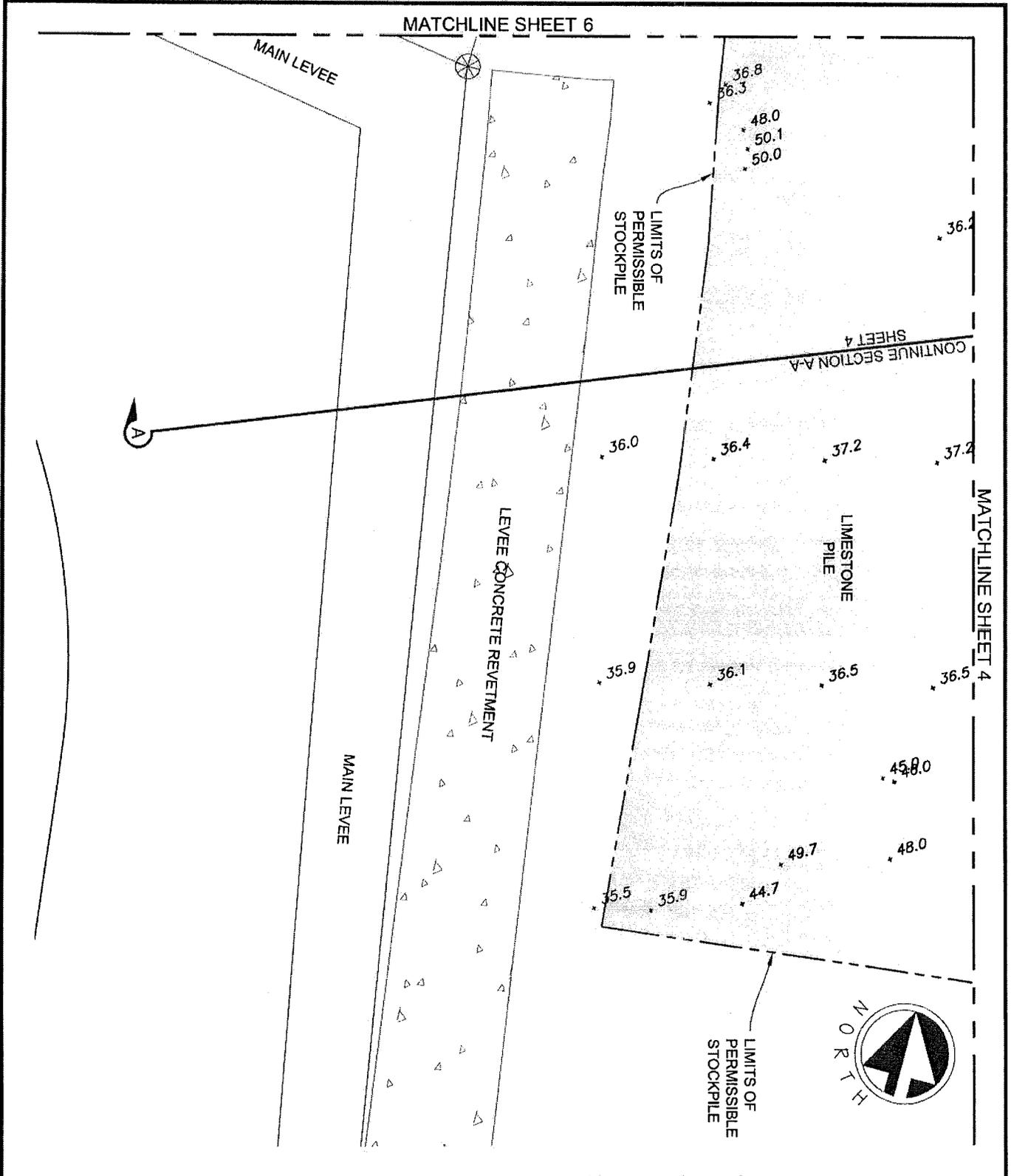
CROSS SECTION C-C NOTES:

1. NORMALLY, DREDGING WILL NOT BE PERMITTED CLOSER THAN 4,000 FEET TO THE UPSTREAM SIDE BRIDGES CROSSING THE MISSISSIPPI RIVER.
2. DREDGE WILL ONLY OPERATE WHEN MISS. RIVER IS AT OR BELOW 23 FT. NGVD ON THE BR GAGE.
3. DREDGE WILL BE REMOVED WHEN THE RIVER STAGE AT BR GAGE IS 23FT. AND RISING.



**BEAR INDUSTRIES PERMIT RENEWAL
PORT ALLEN, LOUISIANA
BORROW PIT, STOCKPILE & EXCAVATION**

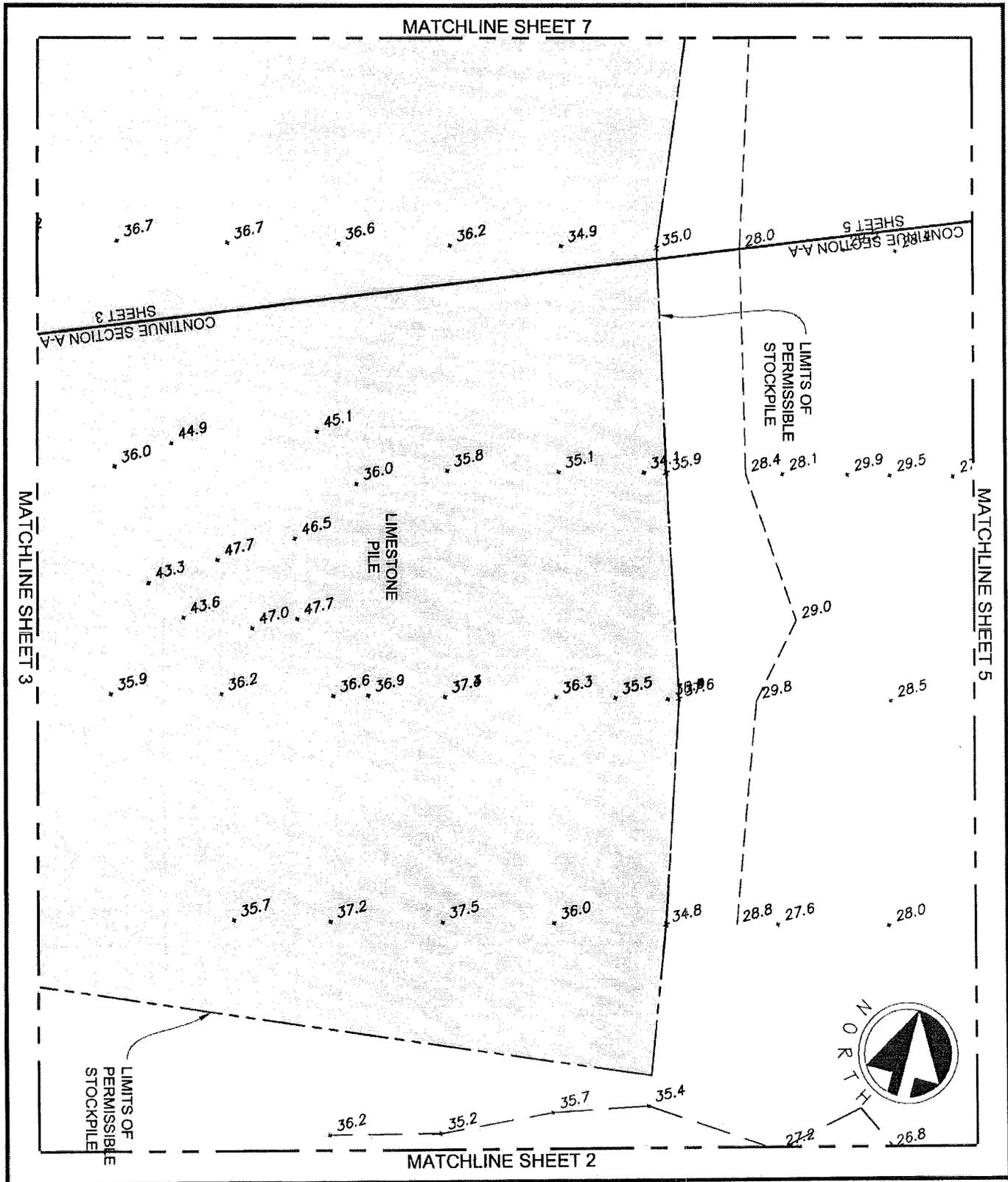
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JPO	MJK	RJB	FEB 2013				



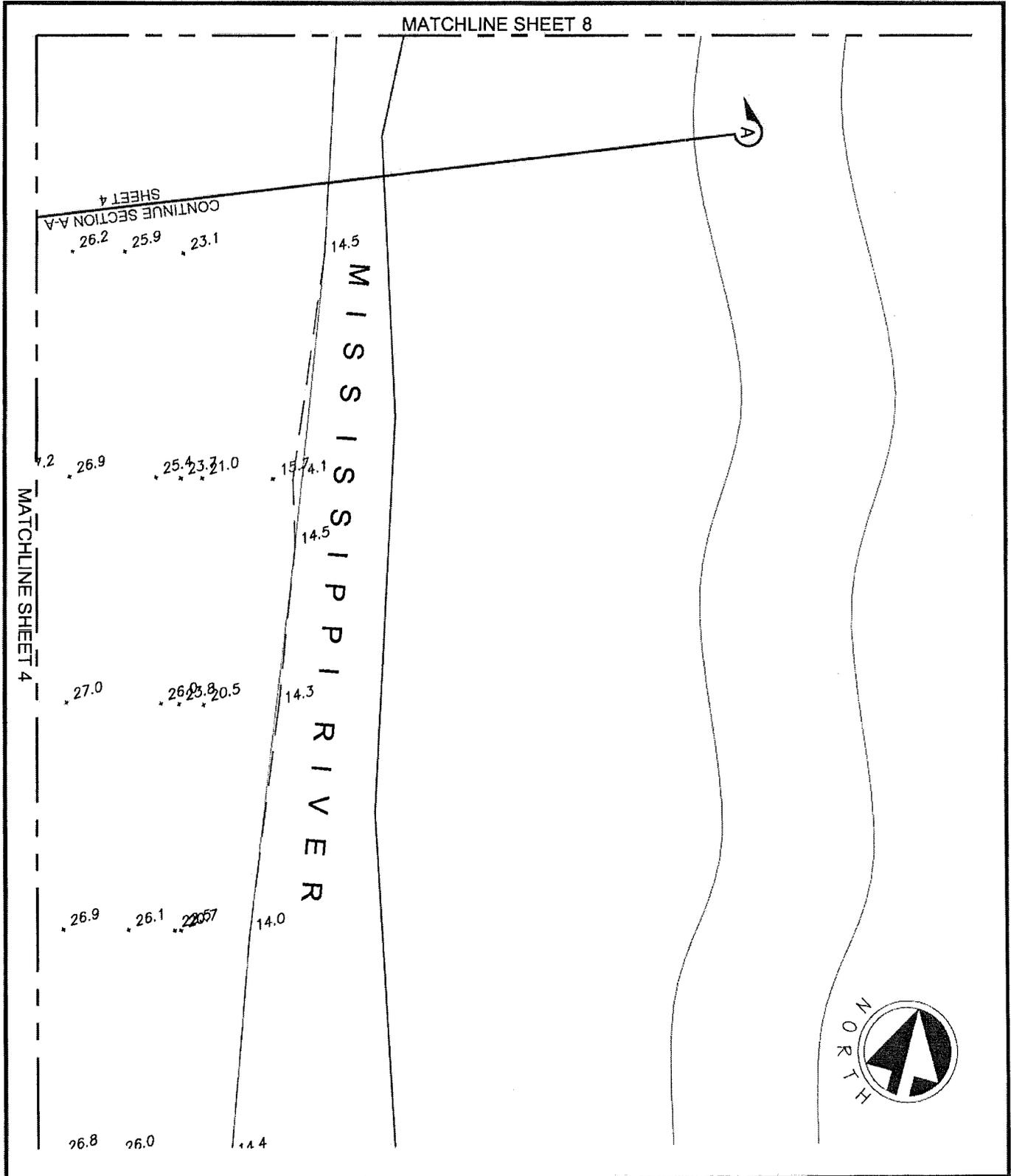
BEAR INDUSTRIES PERMIT RENEWAL
 PORT ALLEN, LOUISIANA
 BORROW PIT, STOCKPILE & EXCAVATION

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				BEAR INDUSTRIES PERMIT RENEWAL PORT ALLEN, LOUISIANA BORROW PIT, STOCKPILE & EXCAVATION			
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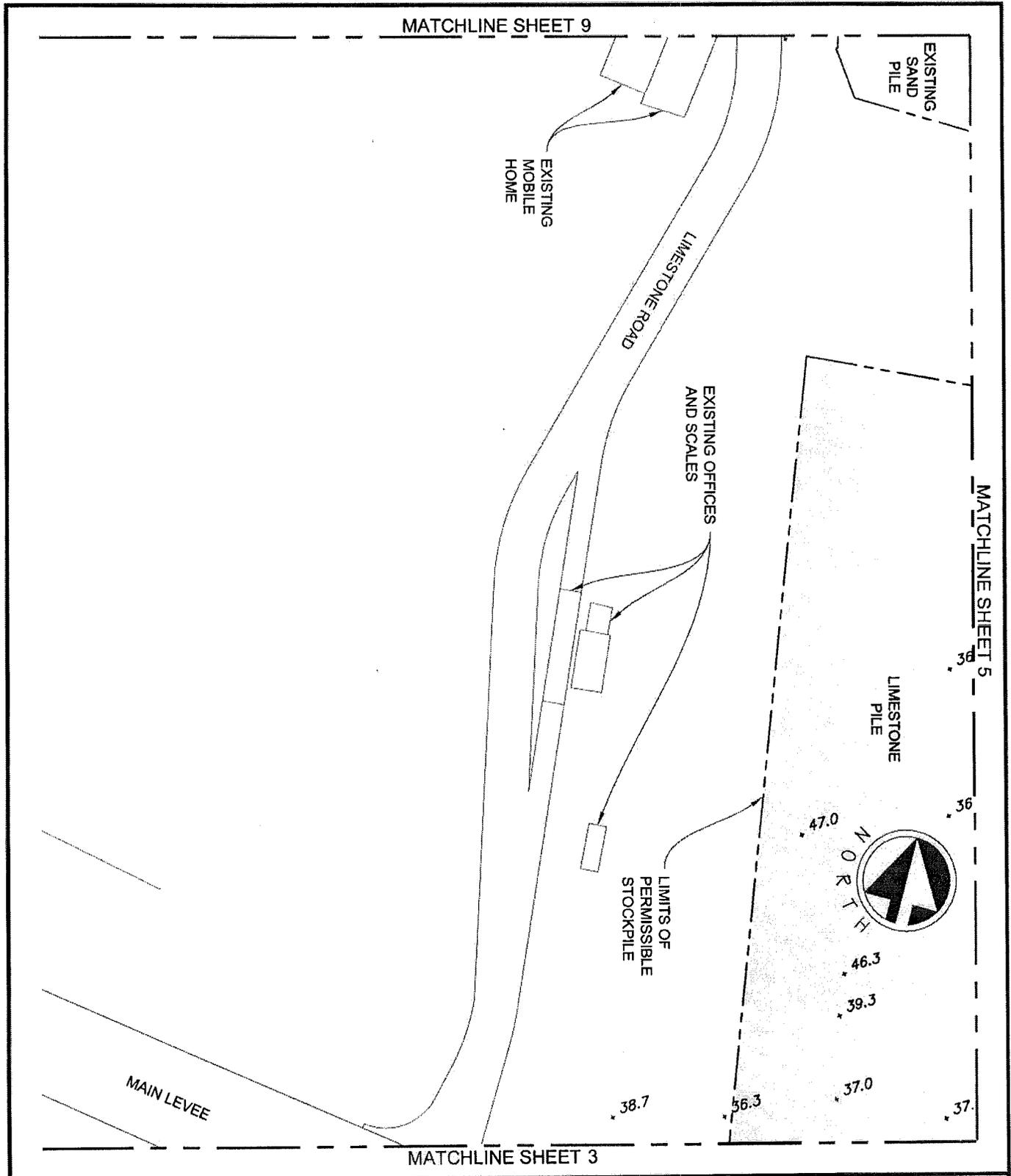
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PORT ALLEN, LOUISIANA

BORROW PIT, STOCKPILE & EXCAVATION

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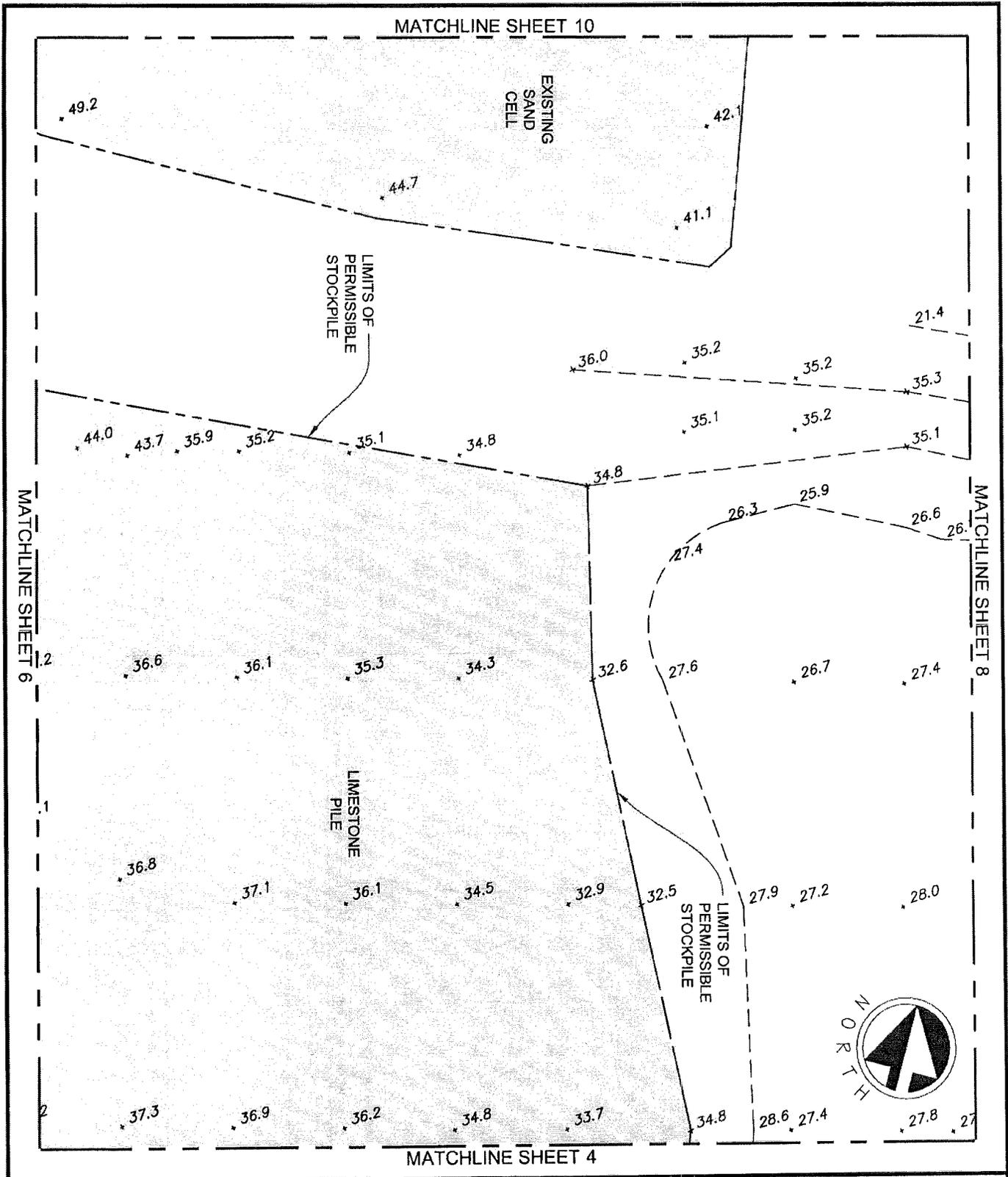


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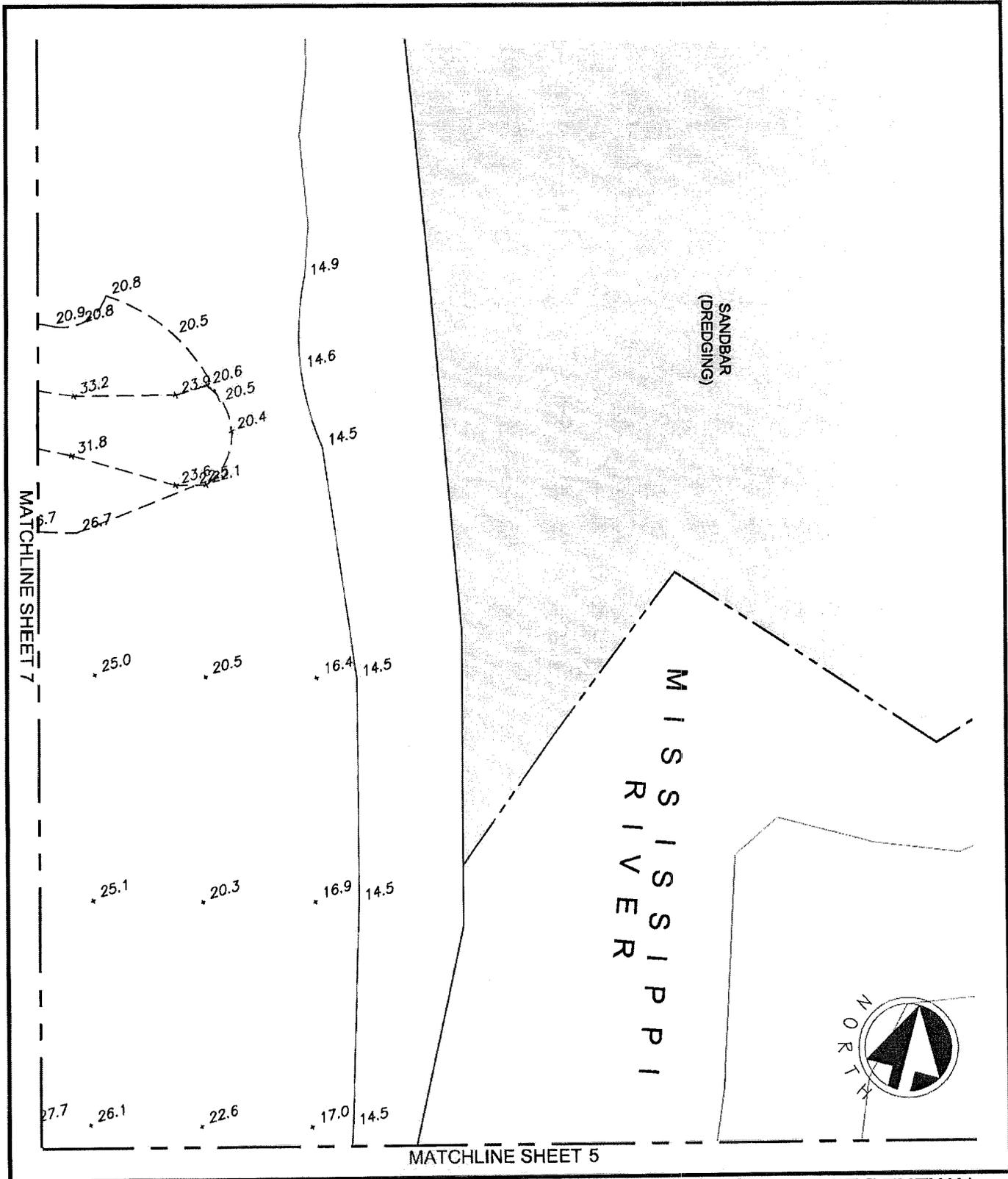
PORT ALLEN, LOUISIANA

BORROW PIT, STOCKPILE & EXCAVATION

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JPO	MJK	RJB	FEB 2013				



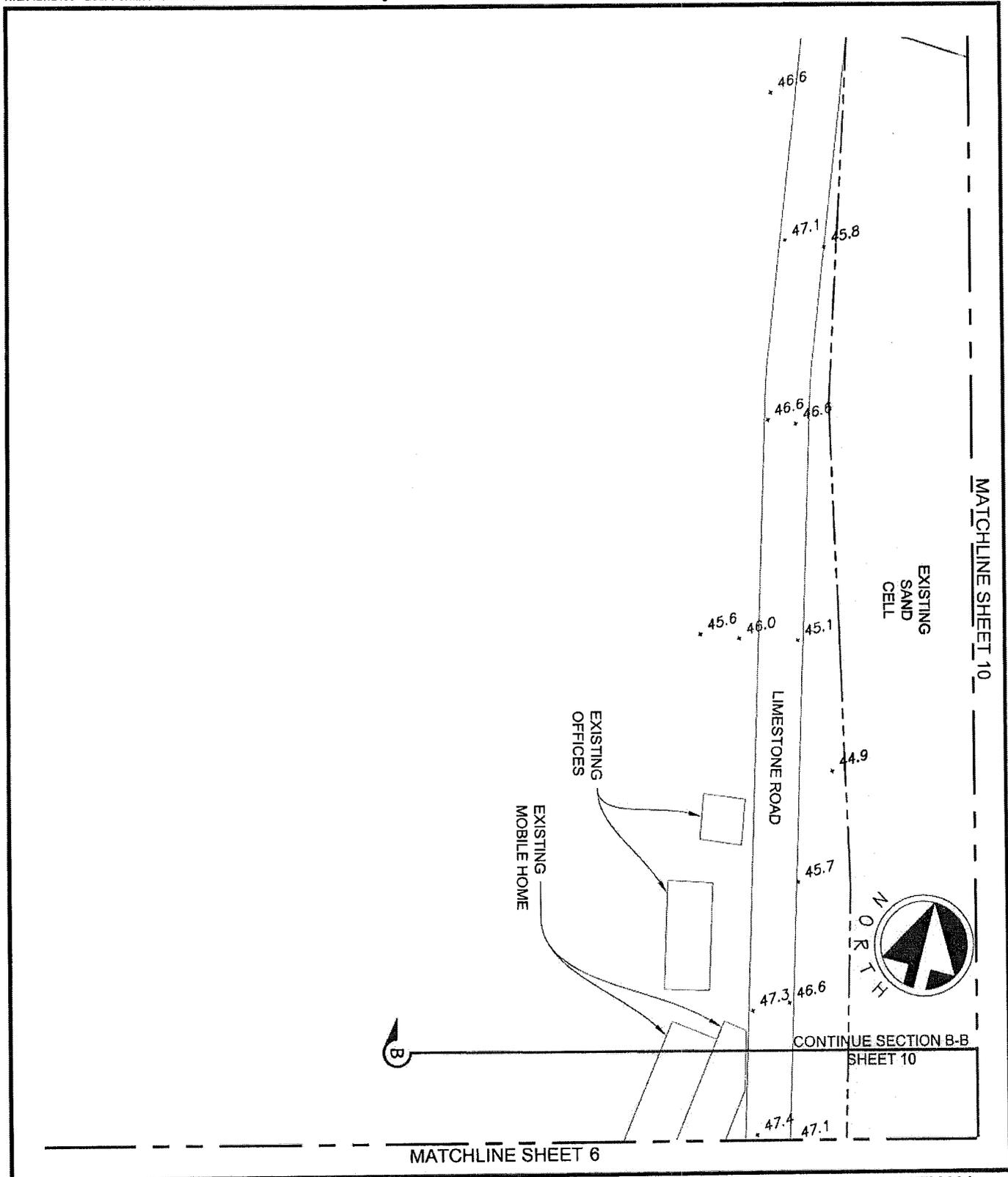
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				DRAWN BY: JPO	CHECKED BY: MJK	APPR. BY: RJB	DATE: FEB 2013



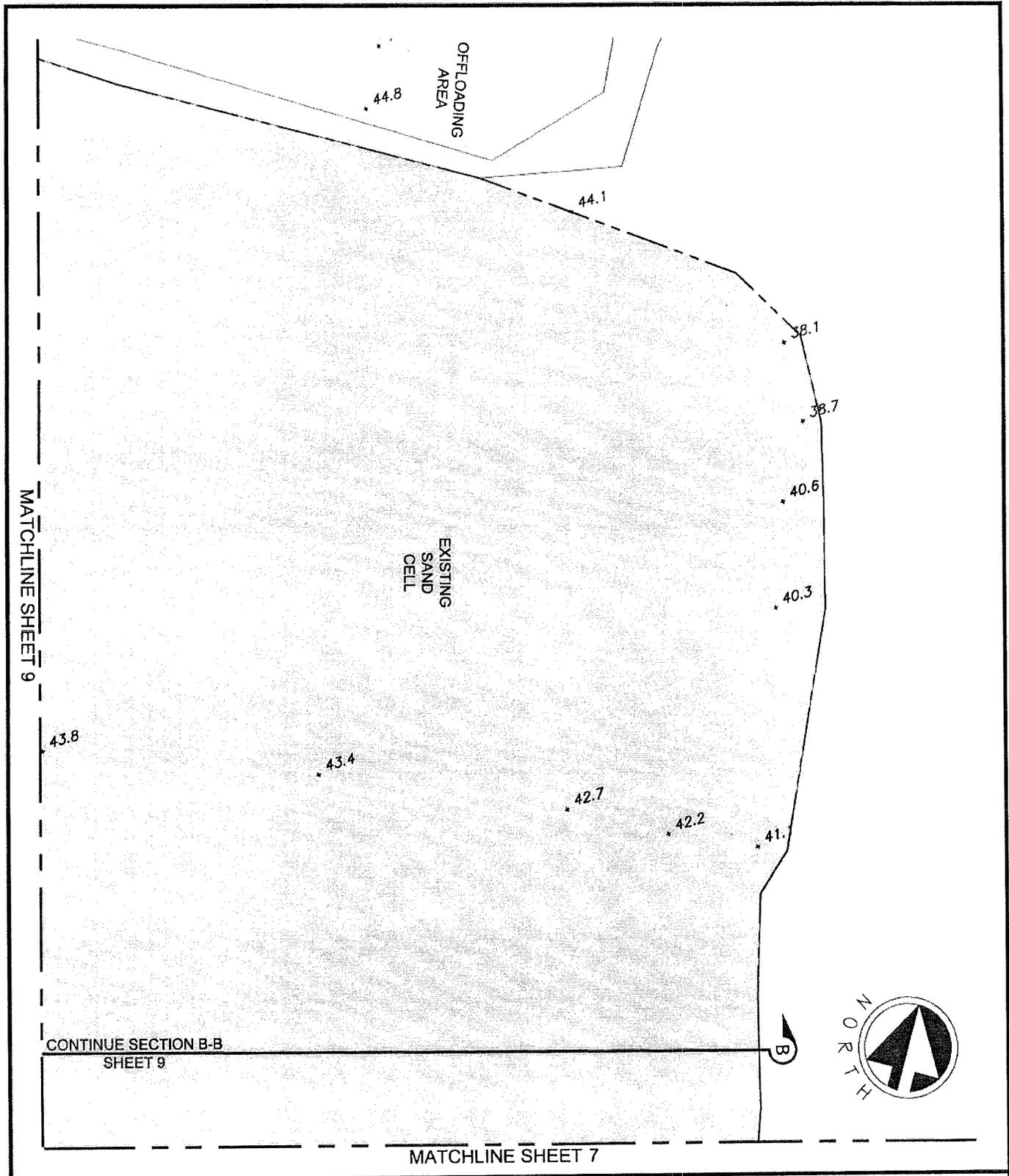
BEAR INDUSTRIES PERMIT RENEWAL
 PORT ALLEN, LOUISIANA
 BORROW PIT, STOCKPILE & EXCAVATION

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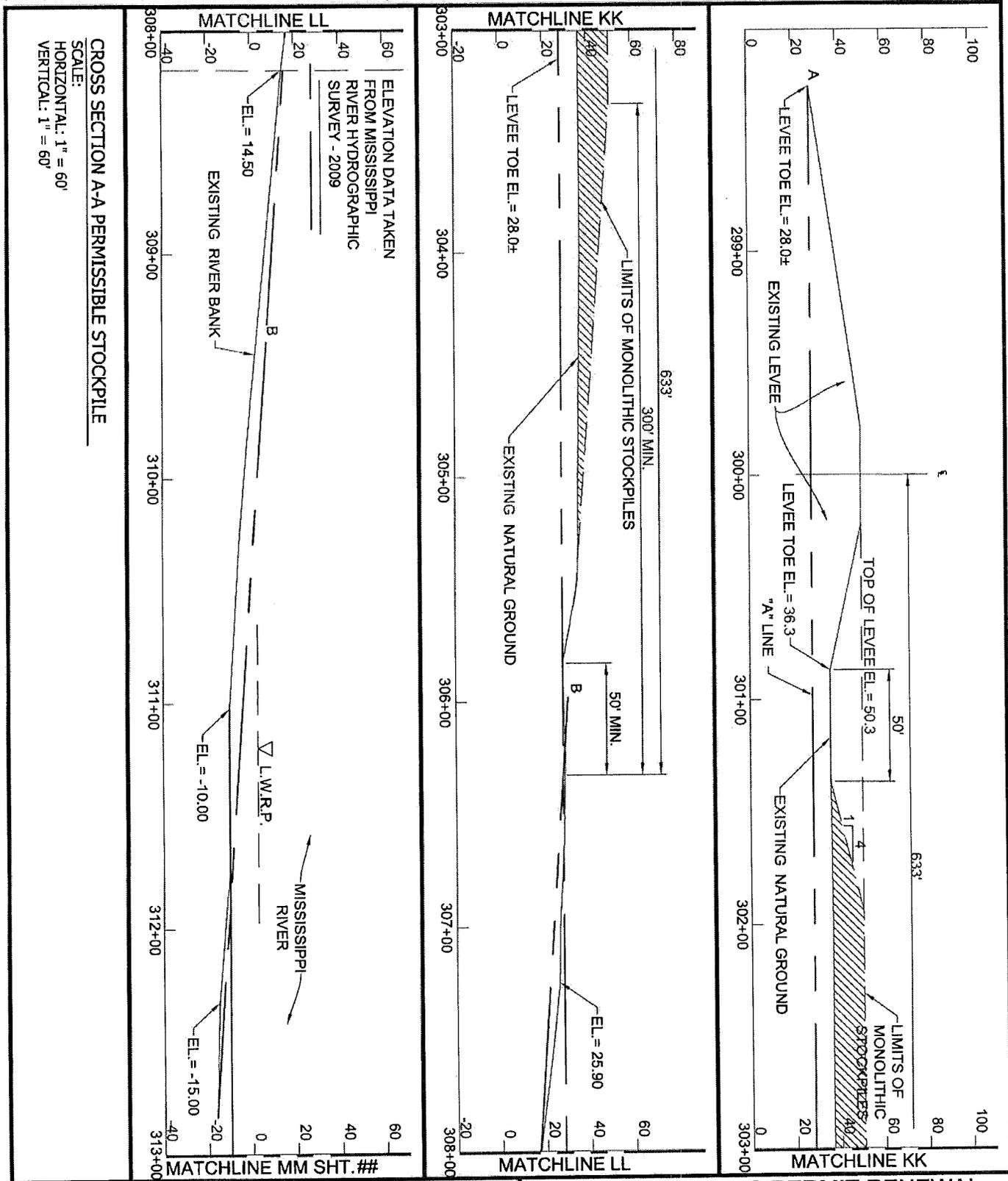
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				BEAR INDUSTRIES PERMIT RENEWAL PORT ALLEN, LOUISIANA BORROW PIT, STOCKPILE & EXCAVATION			
				DRAWN BY: JPO	CHECKED BY: MJK	APPR. BY: RJB	DATE: FEB 2013



				BEAR INDUSTRIES PERMIT RENEWAL PORT ALLEN, LOUISIANA BORROW PIT, STOCKPILE & EXCAVATION			
				DRAWN BY: JPO	CHECKED BY: MJK	APPR. BY: RJB	DATE: FEB 2013



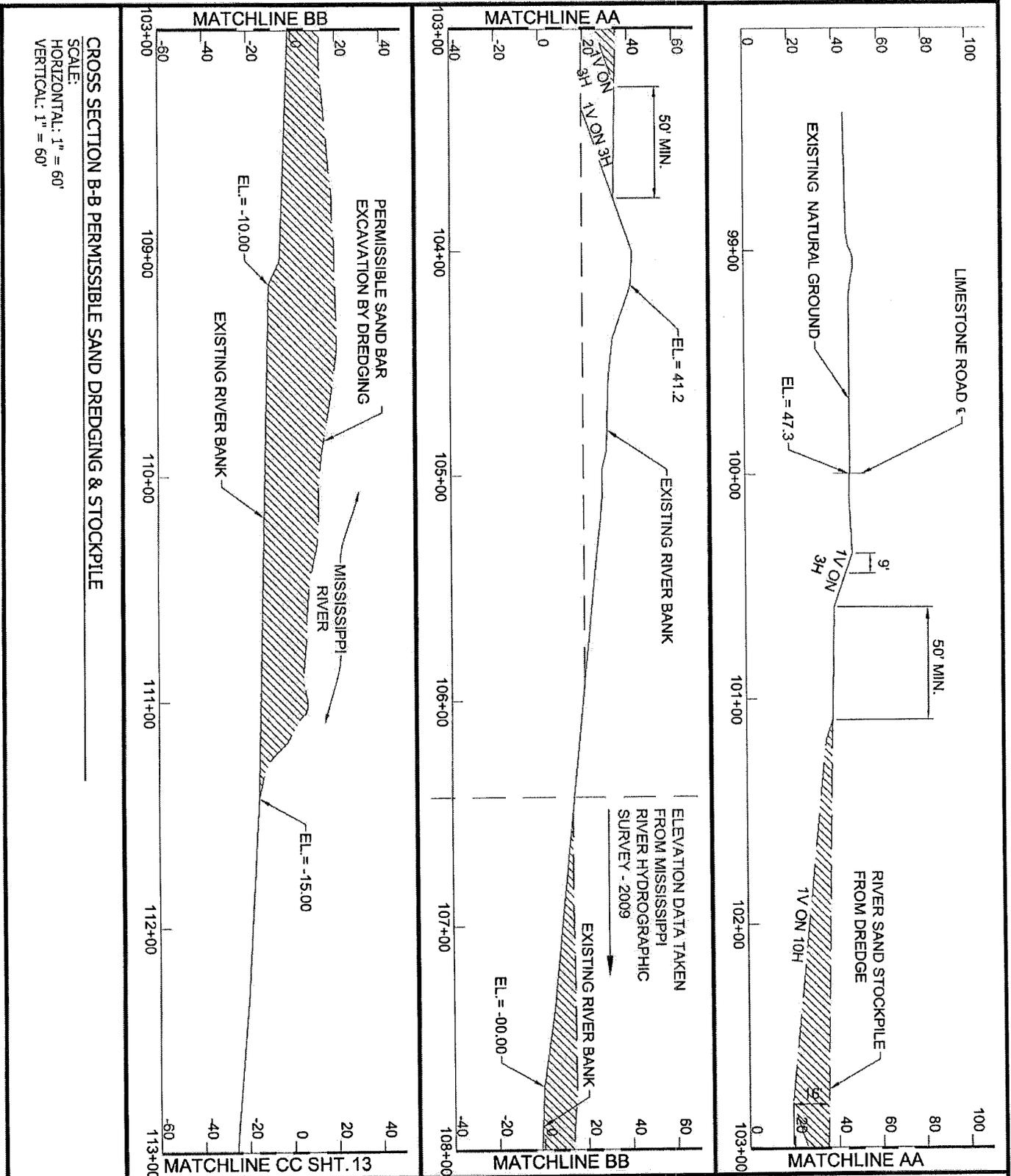
CROSS SECTION A-A PERMISSIBLE STOCKPILE
 SCALE:
 HORIZONTAL: 1" = 60'
 VERTICAL: 1" = 60'



BEAR INDUSTRIES PERMIT RENEWAL
PORT ALLEN, LOUISIANA
BORROW PIT, STOCKPILE & EXCAVATION

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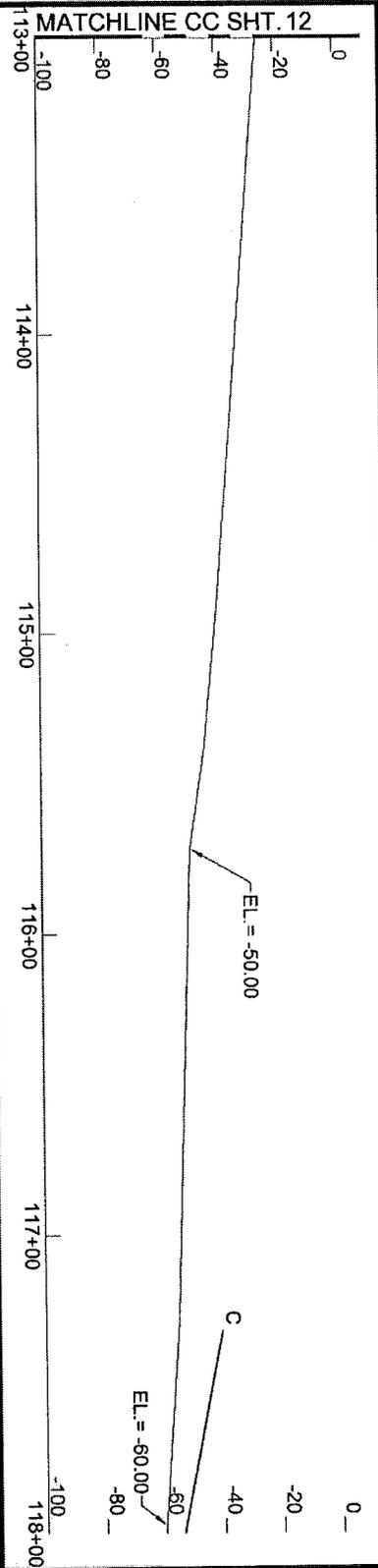
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**BEAR INDUSTRIES PERMIT RENEWAL
PORT ALLEN, LOUISIANA
BORROW PIT, STOCKPILE & EXCAVATION**

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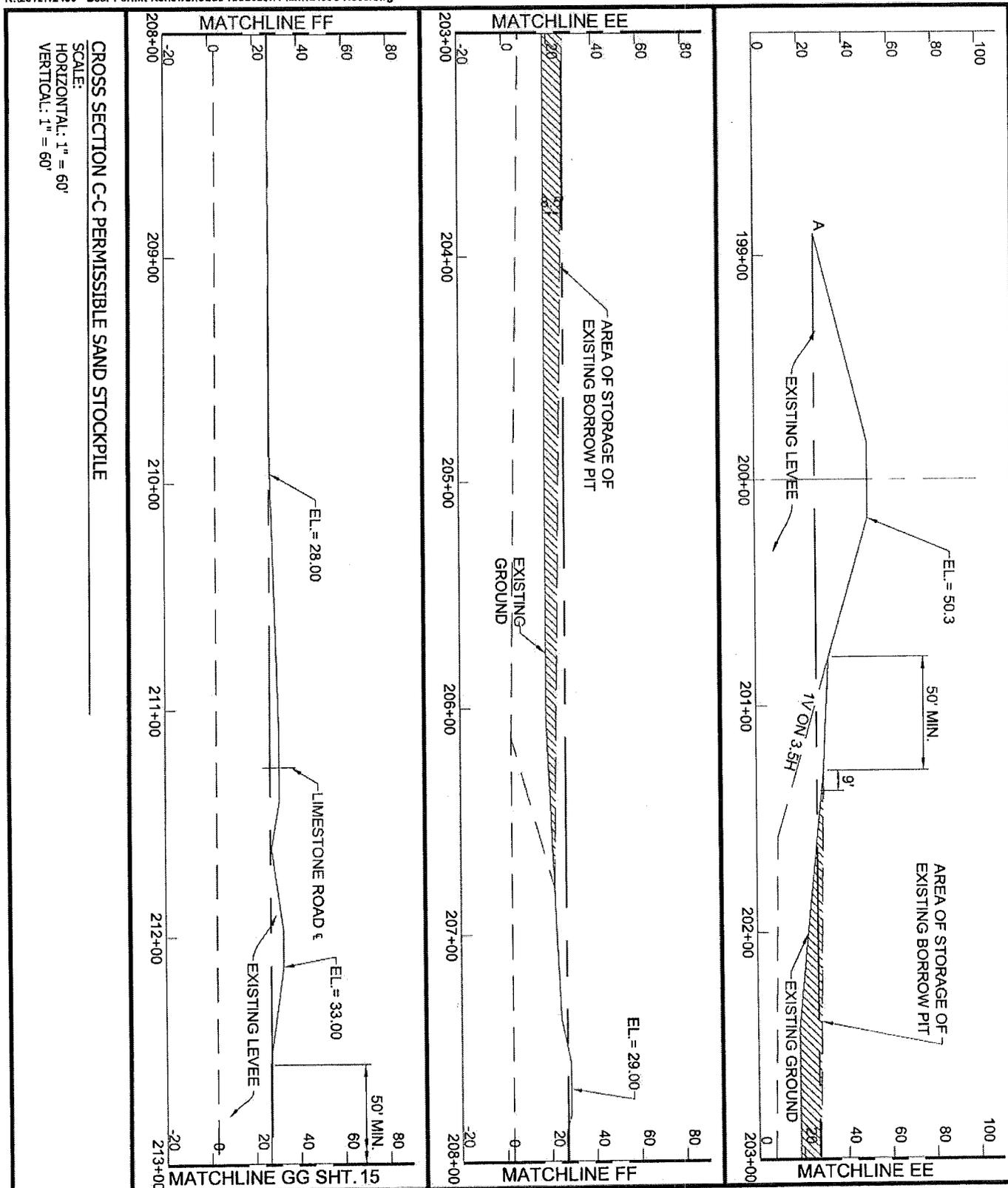
CROSS SECTION B-B PERMISSIBLE SAND DREDGING & STOCKPILE
 SCALE:
 HORIZONTAL: 1" = 60'
 VERTICAL: 1" = 60'



BEAR INDUSTRIES PERMIT RENEWAL
 PORT ALLEN, LOUISIANA
 BORROW PIT, STOCKPILE & EXCAVATION

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SHEET NAME:	SECTION A-A	SHT.	13
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CROSS SECTION C-C PERMISSIBLE SAND STOCKPILE
 SCALE:
 HORIZONTAL: 1" = 60'
 VERTICAL: 1" = 60'

MATCHLINE GG SHT. 15

MATCHLINE FF

MATCHLINE EE

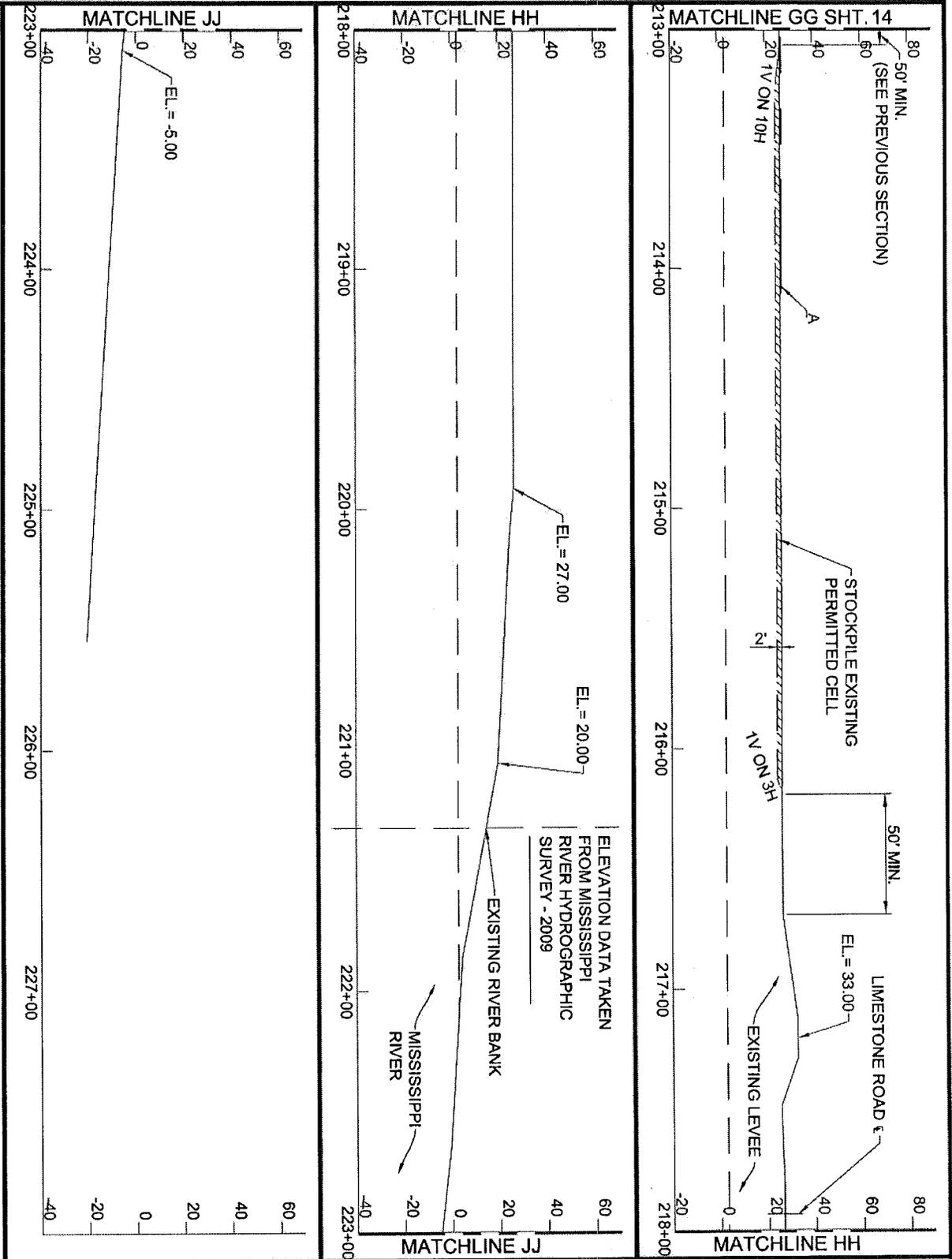


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 PORT ALLEN, LOUISIANA
 BORROW PIT, STOCKPILE & EXCAVATION**

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JPO	MJK	RJB	FEB 2013

SHEET NAME:	SECTION C-C	SHT.	14
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CROSS SECTION C-C (RIVER SIDE BORROW PITS & EXCAVATION IN THE RIVER)

SCALE:
HORIZONTAL: 1" = 60'
VERTICAL: 1" = 60'



BEAR INDUSTRIES PERMIT RENEWAL
PORT ALLEN, LOUISIANA
BORROW PIT, STOCKPILE & EXCAVATION

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JPO	MJK	RJB	FEB 2013

SHEET NAME:	SECTION C-C	SHT.	15
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