

# JOINT PUBLIC NOTICE

October 13, 2015

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

(504) 862-1445

[Pierre.P.Castaing@usace.army.mil](mailto:Pierre.P.Castaing@usace.army.mil)

Project Manager  
Pierre Castaing  
Permit Application Number  
MVN-2003-02568-WRR

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  
Elizabeth Hill  
WQC Application Number  
WQC 151007-01

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, Water Quality Certifications, 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).

## **MAINTENANCE DREDGE AN AREA CENTERED ON THE CLIFTON RIDGE MARINE TERMINAL DOCK, WITHIN THE CALCASIEU RIVER, IN CALCASIEU PARISH**

**NAME OF APPLICANT:** Phillips 66 Pipeline, LLC, c/o GHD, 5551 Corporate Blvd., Suite 200, Baton Rouge, Louisiana 70808.

**LOCATION OF WORK:** Located on the right descending bank of the Calcasieu River, at 2115 Davison Road, in Sulphur, Louisiana, in Calcasieu Parish, as shown on the attached drawings.

Latitude: 30.1568/Longitude: -93.3297Hydrologic Unit Code: 08080206 Lower Calcasieu.

**CHARACTER OF WORK:** Maintenance dredge the Clifton Ridge Marine Terminal Dock to allow vessels to dock without draft restrictions. Work will be conducted by a dredging barge. Approximately 50,000 cu. yds of dredge material will be hydraulically pumped from the berthing area to the dredge disposal area, via a temporary pipeline. The pipeline will float in the Calcasieu River and then parallel an existing drainage ditch on the land. The dredge disposal area was previously permitted and impacts mitigated for and the pipeline will only temporarily impact a 0.06 acre herbaceous wetland, thus no compensatory mitigation is anticipated.

The comment period for the Department of the Army Permit and the Louisiana Department of Environmental Quality WQC will close **20 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.** Similar 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.

The New Orleans District is not aware of any properties listed on the National Register of Historic Places near the proposed project site. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, historical sites or data. Issuance of this public notice and specific notice sent to the State Archeologist and State Historic Preservation Officer, solicits input regarding potential impacts to cultural resources.

The New Orleans District has determined that the proposed project is located in waters known to be utilized by the West Indian Manatee (*Trichechus manatus*) and determined that the proposed activity is not likely to adversely affect the species based on the Standard Local Operating Procedure for Endangered Species of Louisiana (SLOPES), dated October 22, 2014, between the U.S. Army Corps of Engineers and U.S. Fish and Wildlife Service, Ecological Services Office.

Our initial finding is that the proposed work would not affect any species, nor affect any habitat designated as critical to the survival and recovery of such species, listed as endangered by the U.S. Department of Commerce.

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 **4.59** acre of EFH utilized by various life stages of red drum, reef fish, coastal migratory pelagic, 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.

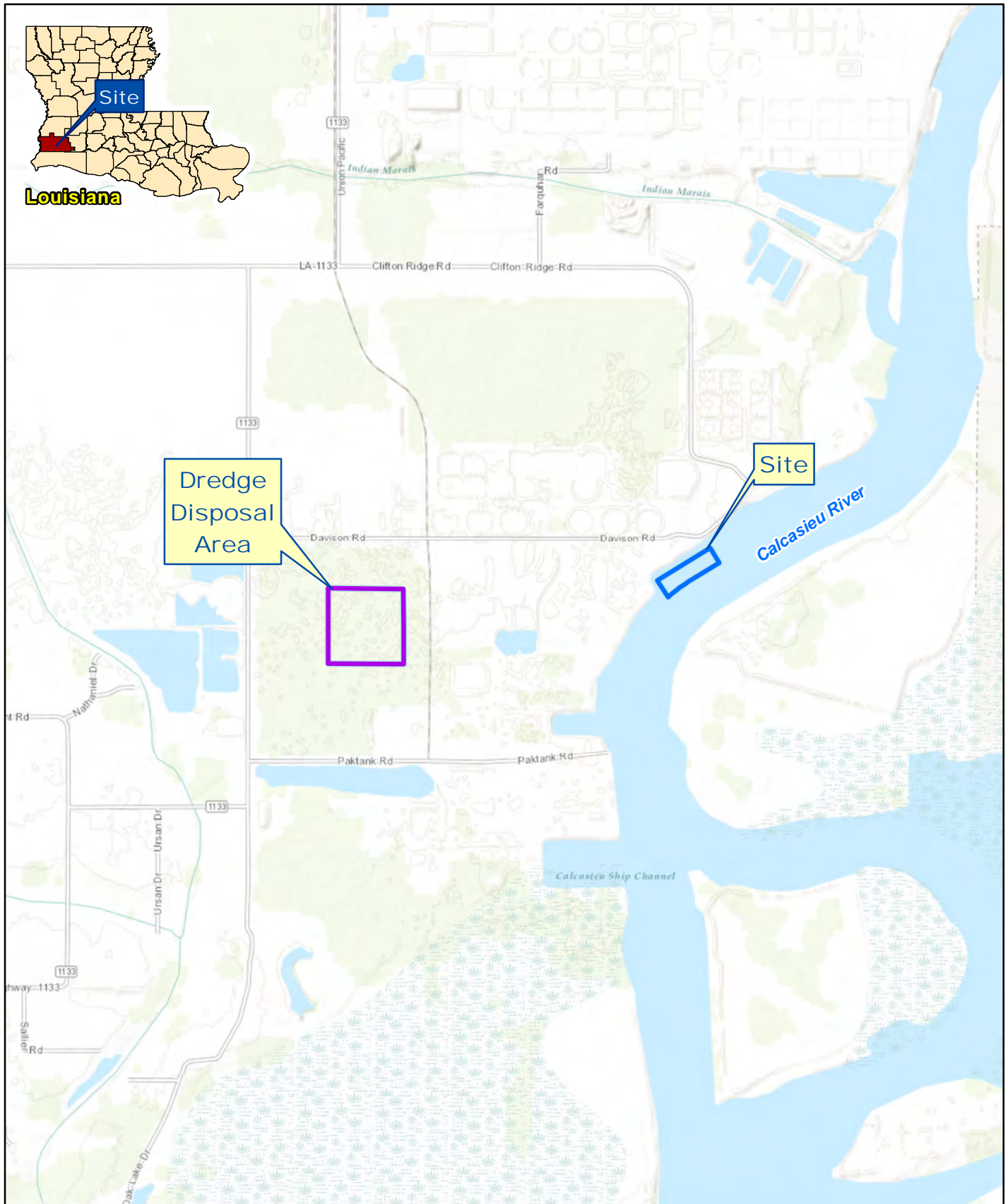
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. Also, a certification that the proposed activity will not violate applicable water quality standards will be required from the Department of Environmental Quality, Water Quality Certifications, before a permit is issued.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

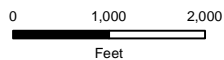
You are requested to communicate the information contained in this notice to any other parties whom you deem likely to have interest in the matter.

Darrell S. Barbara  
Chief, Western Evaluation Section

Enclosure



Source: ESRI World Topographic Maps.



Coordinate System:  
NAD 1983 UTM Zone 15N



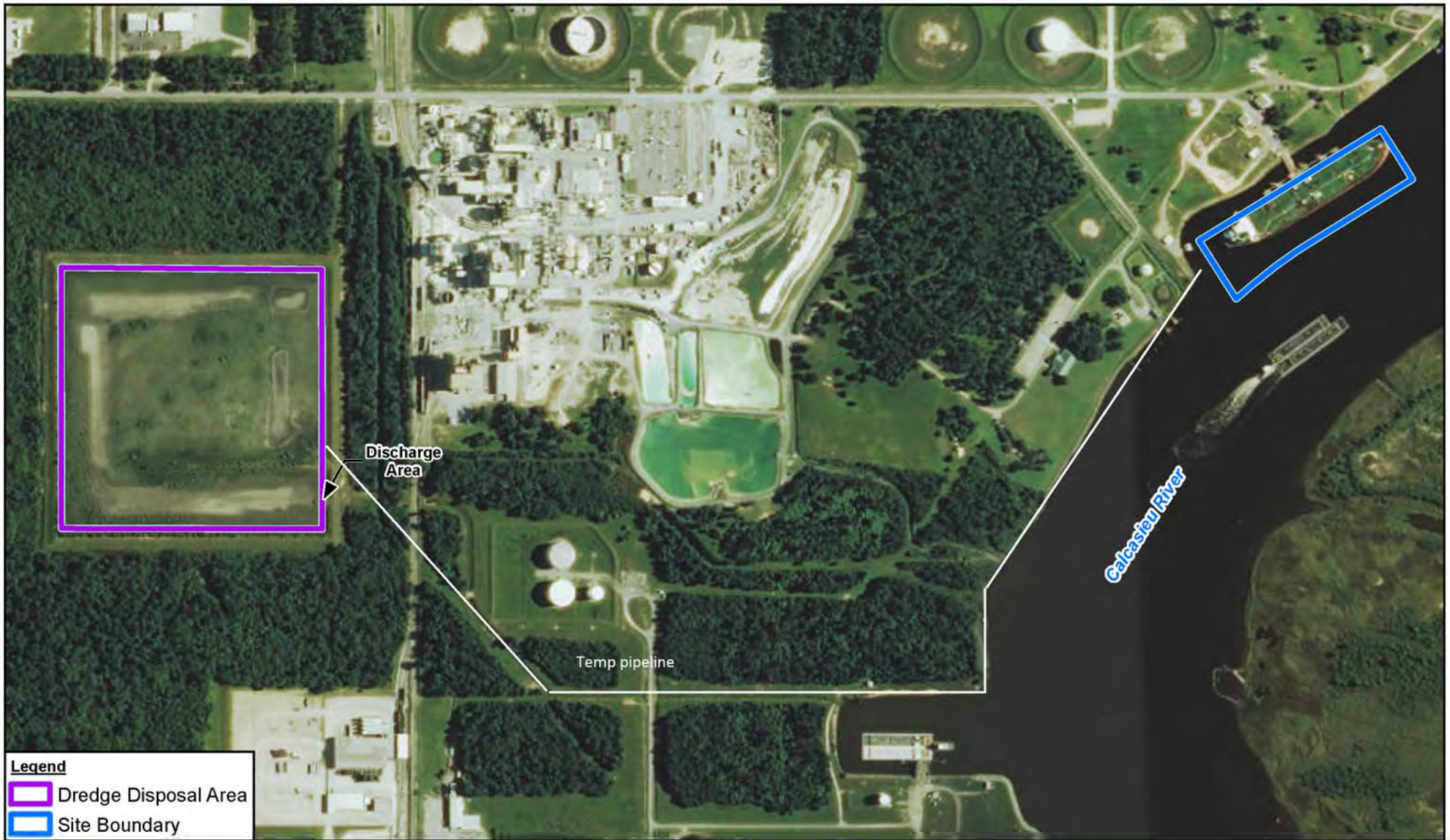
PHILLIPS 66 PIPELINE, LLC  
CALCASIEU PARISH, LOUISIANA  
CLIFTON RIDGE DOCK FACILITY

VICINITY MAP

Sep 3, 2015

FIGURE 1





Source: 2013 National Agriculture Imagery Program (NAIP), provided by ESRI.

0 300 600  
Feet

Coordinate System:  
NAD 1983 UTM Zone 15N



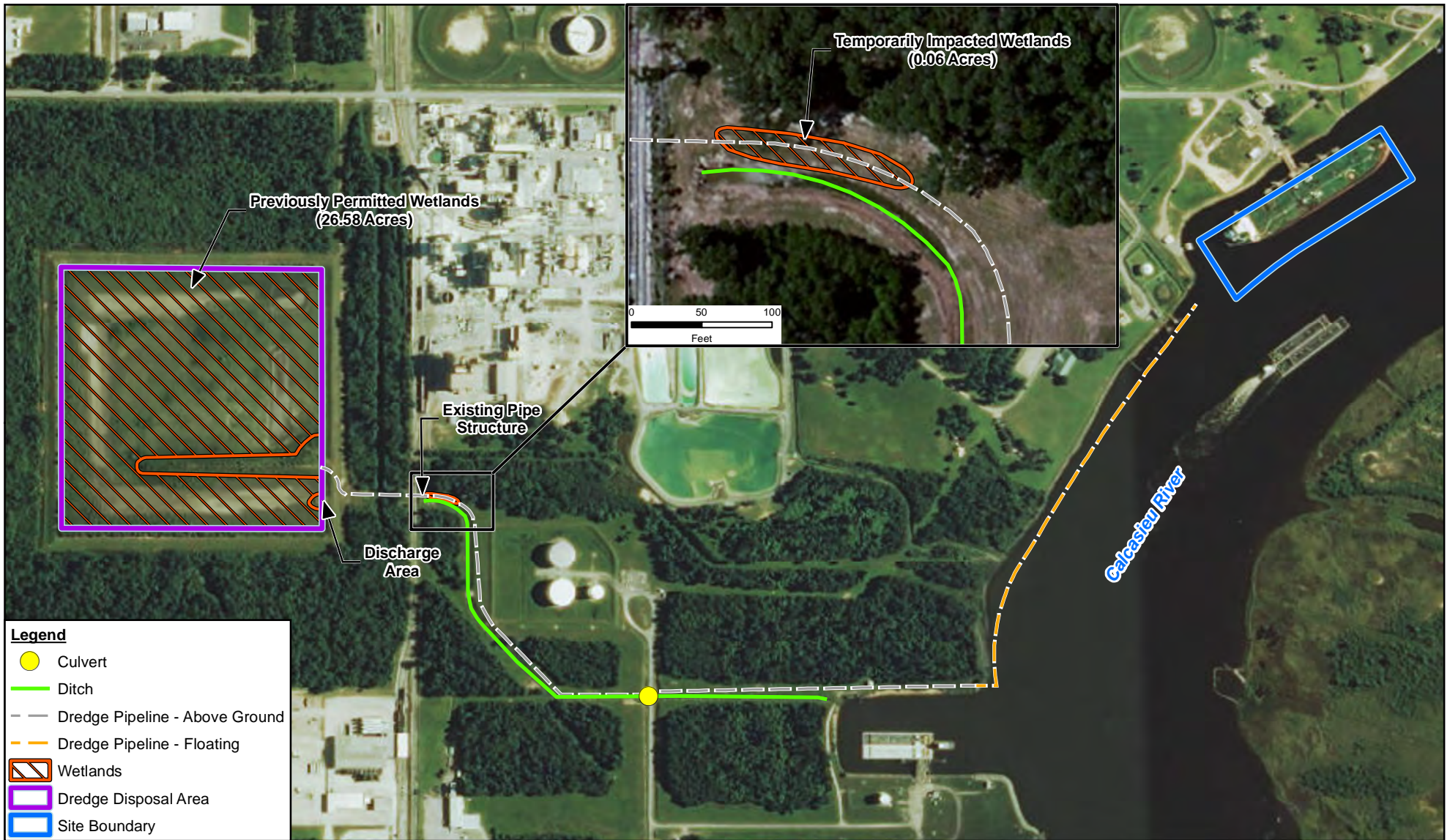
PHILLIPS 66 PIPELINE, LLC  
CALCASIEU PARISH, LOUISIANA  
CLIFTON RIDGE DOCK FACILITY

SITE PLAN

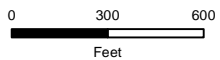
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Sep 3, 2015

FIGURE 2





Source: 2013 National Agriculture Imagery Program (NAIP), provided by ESRI.



Coordinate System:  
NAD 1983 UTM Zone 15N

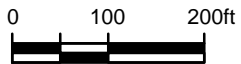
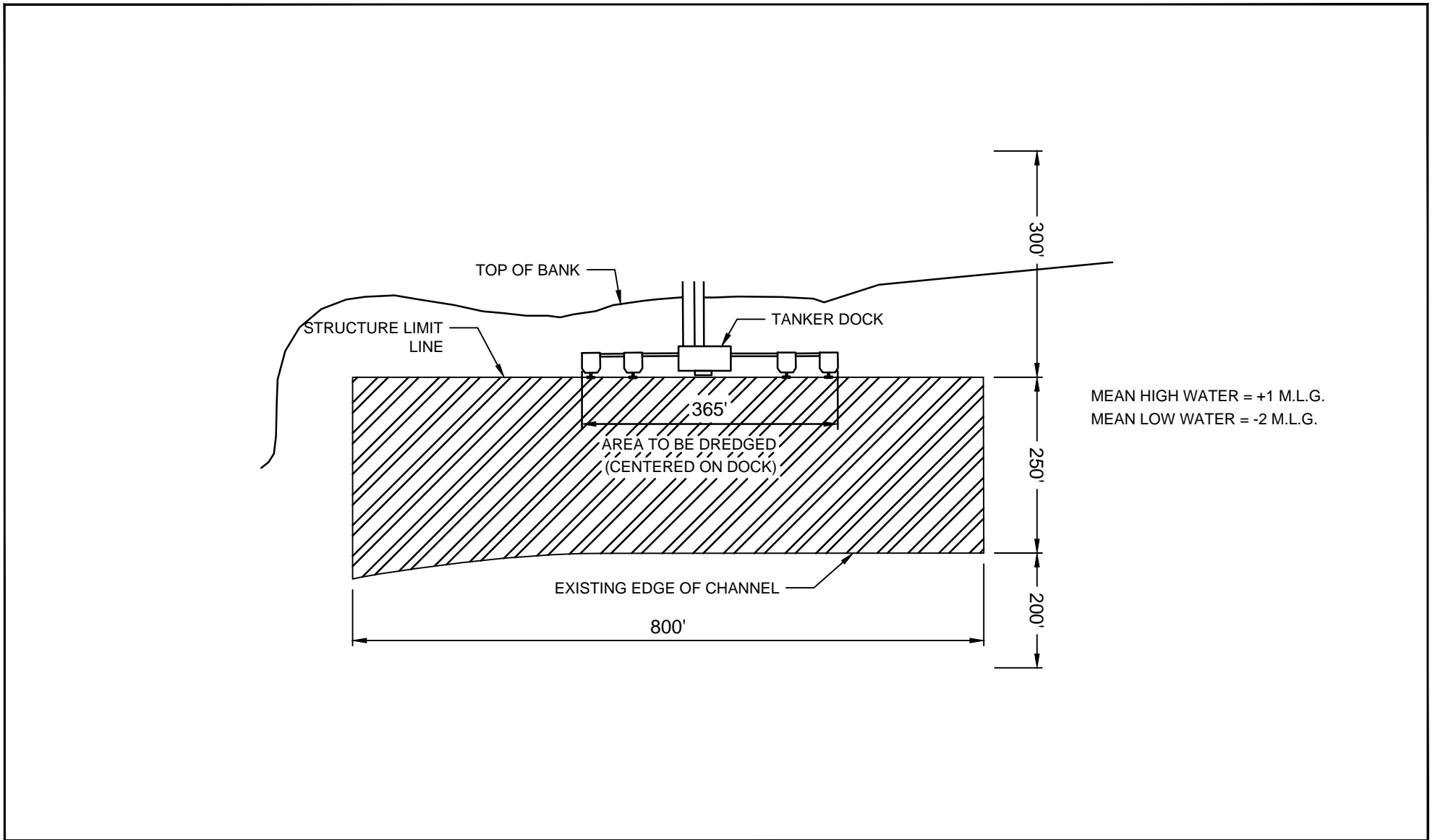


PHILLIPS 66 PIPELINE, LLC  
CALCASIEU PARISH, LOUISIANA  
CLIFTON RIDGE DOCK FACILITY

SITE PLAN

11109548-00  
Oct 1, 2015

FIGURE 2



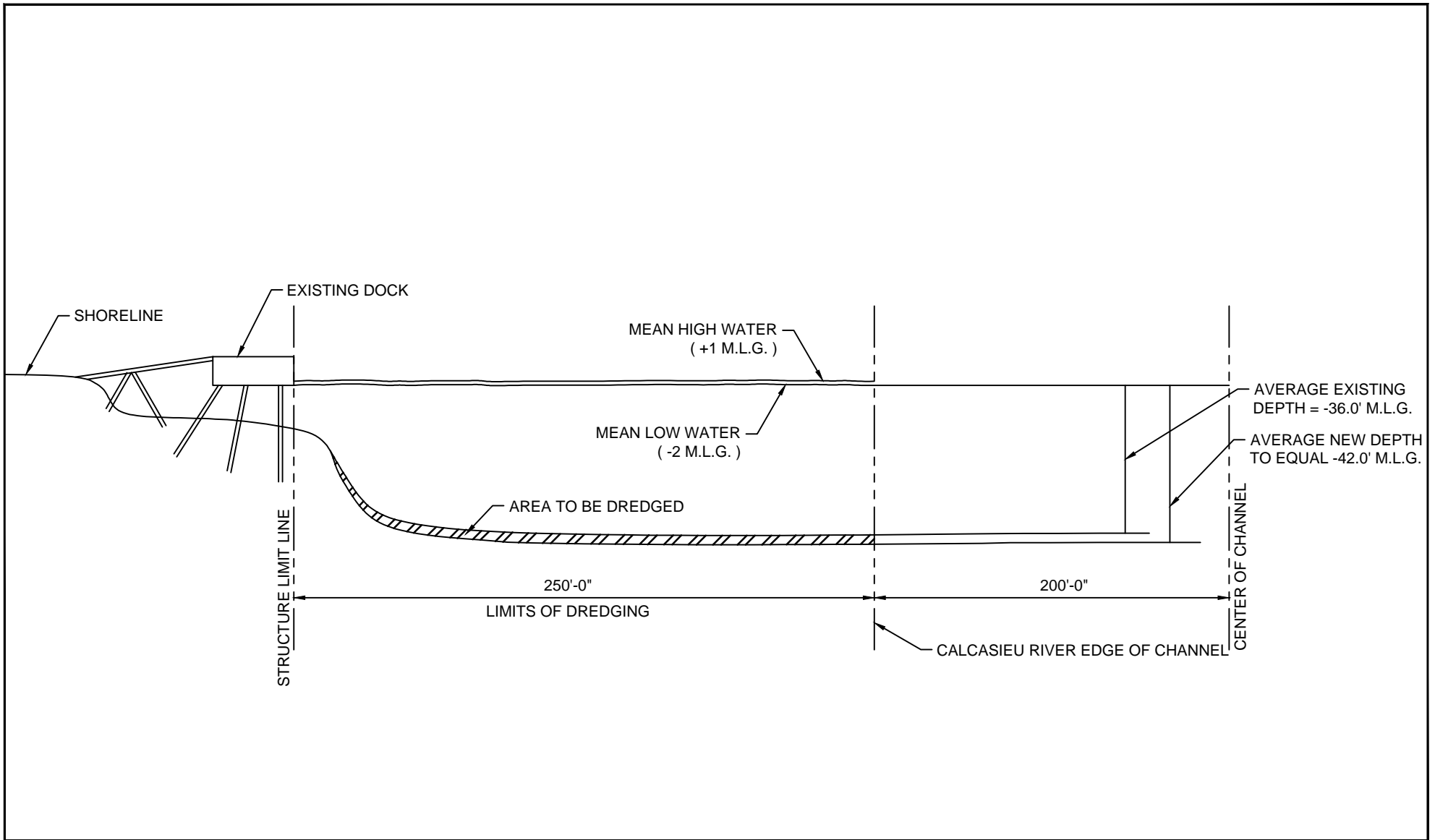
PHILLIPS 66 PIPELINE, LLC  
CALCASIEU PARISH, LOUISIANA  
CLIFTON RIDGE DOCK FACILITY

DREDGING PLAN VIEW

11109548-00

Sep 3, 2015

FIGURE 3



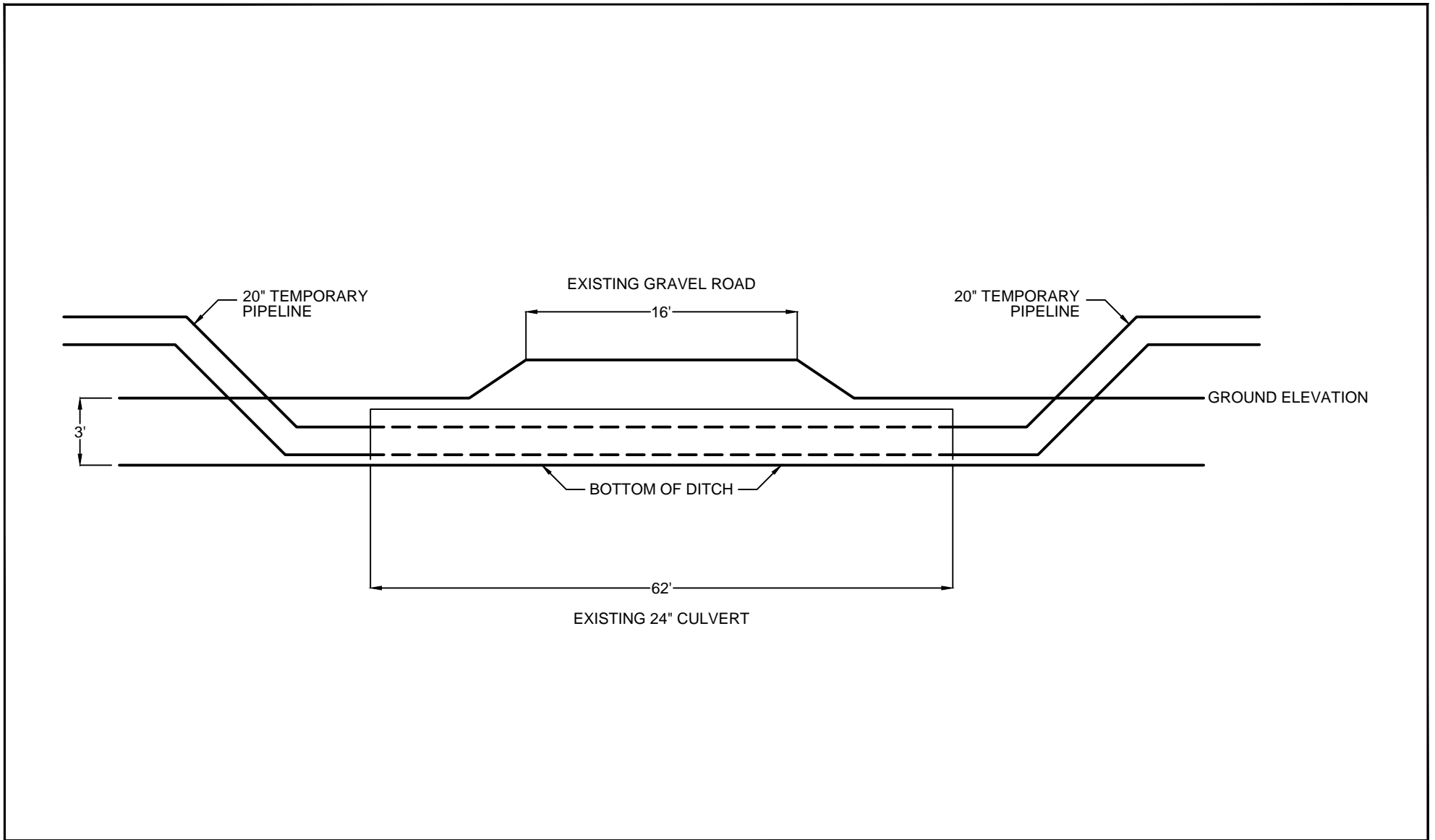
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 CLIFTON RIDGE DOCK FACILITY

DREDGING PROFILE VIEW

11109548-00  
 Sep 30, 2015

FIGURE 4



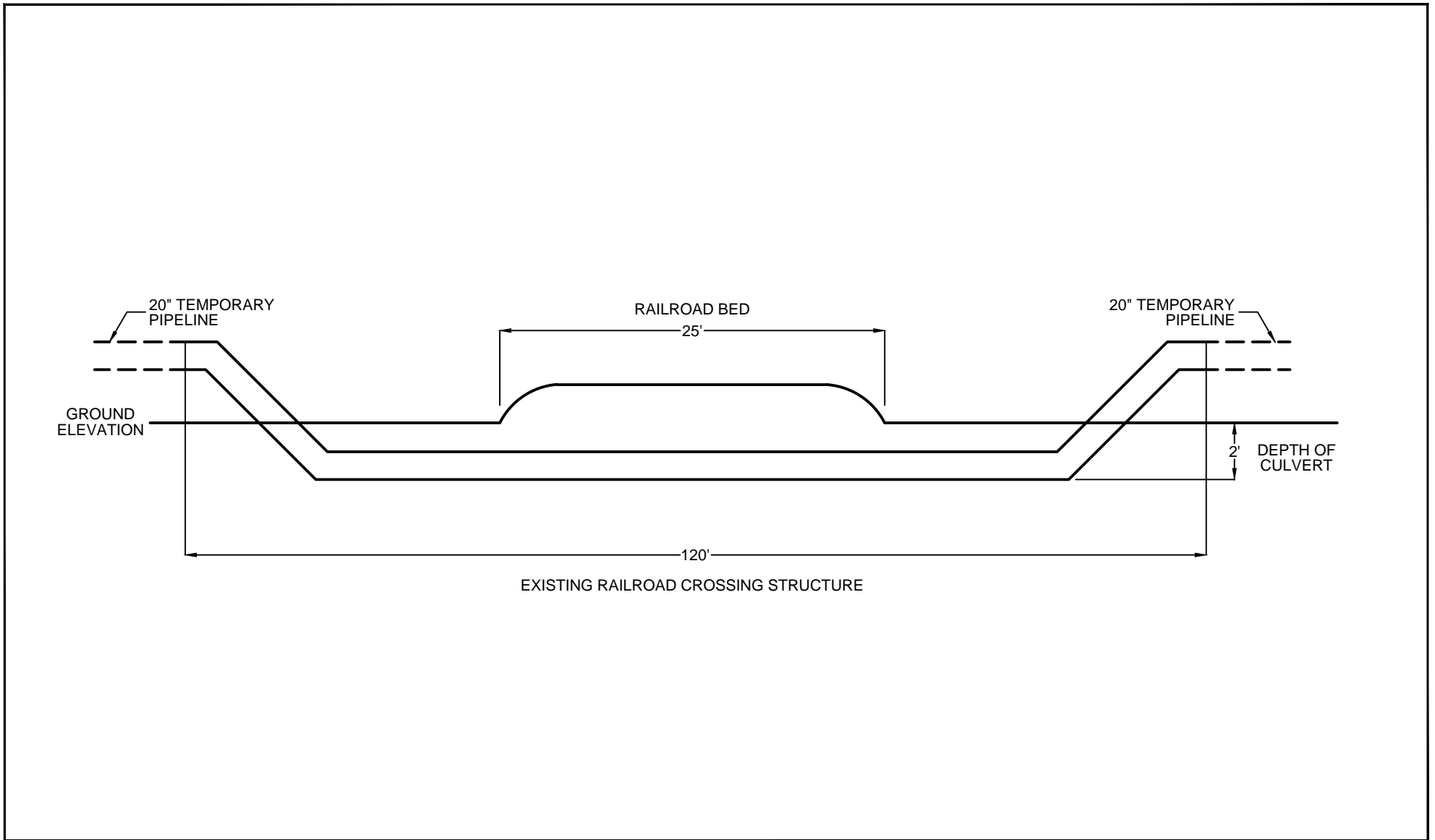


PHILLIPS 66 PIPELINE, LLC  
 CALCASIEU PARISH, LOUISIANA  
 CLIFTON RIDGE DOCK FACILITY

ROAD CROSSING PROFILE

11109548-00  
 Sep 30, 2015

FIGURE 5



PHILLIPS 66 PIPELINE, LLC  
 CALCASIEU PARISH, LOUISIANA  
 CLIFTON RIDGE DOCK FACILITY

RAILROAD CROSSING PROFILE

11109548-00  
 Sep 30, 2015

FIGURE 6