



DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, NEW ORLEANS DISTRICT
7400 LEAKE AVE
NEW ORLEANS LA 70118-3651

July 23, 2018

Operations Division
Central Evaluation Section

Project Manager
Dirreen Arnold
(504) 862-2301
Dirreen.S.Arnold@usace.army .mil

SUBJECT: MVN 2010-00936 CA

PUBLIC NOTICE

Interested parties are hereby notified that a permit application has been received by the New Orleans District of the US 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 [] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344).

**PERMIT MODIFICATION TO ADDRESS PERMIT NON-COMPLIANCE FOR A
RECREATIONAL DOCK ON BAYOU GRAND CAILLOU
TERREBONNE PARISH**

NAME OF APPLICANT: GARY GARBER, c/o Delta Coast Consultants, LLC, Attn: Alan Jolly, 4924 Louisiana Highway 311, Houma, Louisiana 70364

LOCATION OF WORK: Bayou Grand Caillou, located at 8177 Shrimpers Row, Dulac, Louisiana, (29.373677, -90.717805), in Terrebonne Parish, as shown on the enclosed drawings, within Hydrologic Unit Code 08090302, West Central Louisiana Coastal, Louisiana.

CHARACTER OF WORK: The applicant has requested Department of the Army authorization to install and maintain a 68-ft long by 90-ft wide recreational dock with boat slip, with a recreational boil room and elevated bathroom in Bayou Grand Caillou. The structure extends 65' 4" channelward where Bayou Grand Caillou's width is approximately 325 feet wide. The original permit, issued on March 21, 2011, authorized the applicant to install and maintain a dock, rip-rap and appurtenant facilities. The applicant constructed an additional walkway to create a 12-ft wide boat slip, an elevated bathroom with sewer connections and additional decking channelward. The permitted rip-rap for erosion control was not required, and therefore, not installed. The applicant constructed the structure and was found to be non-compliant with the permit conditions. No dredging or fill was required and no special aquatic sites were affected by this project.

The comment period for the Department of the Army Permit will close **15 days** from the date of this 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 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**. Individuals or parties may request an extension of time in which to comment on the proposed work by writing or e-mailing the Corps of Engineers Project Manager listed above. Any request must be specific and substantively supportive of the requested extension, and received by this office prior to the end of the initial comment period. The Section Chief will review the request and the requestor will be promptly notified of the decision to grant or deny the request. If granted, the time extension will be continuous to the initial comment period and, inclusive of the initial comment period, will not exceed a total of 30 calendar days.

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 unaware of properties listed on the National Register of Historic Places near the proposed work. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, pre-historical, historical sites, or data. Issuance of this public notice solicits input from the State Archeologist and State Historic Preservation Officer regarding potential impacts to cultural resources.

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.

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

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal may 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.

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, 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.

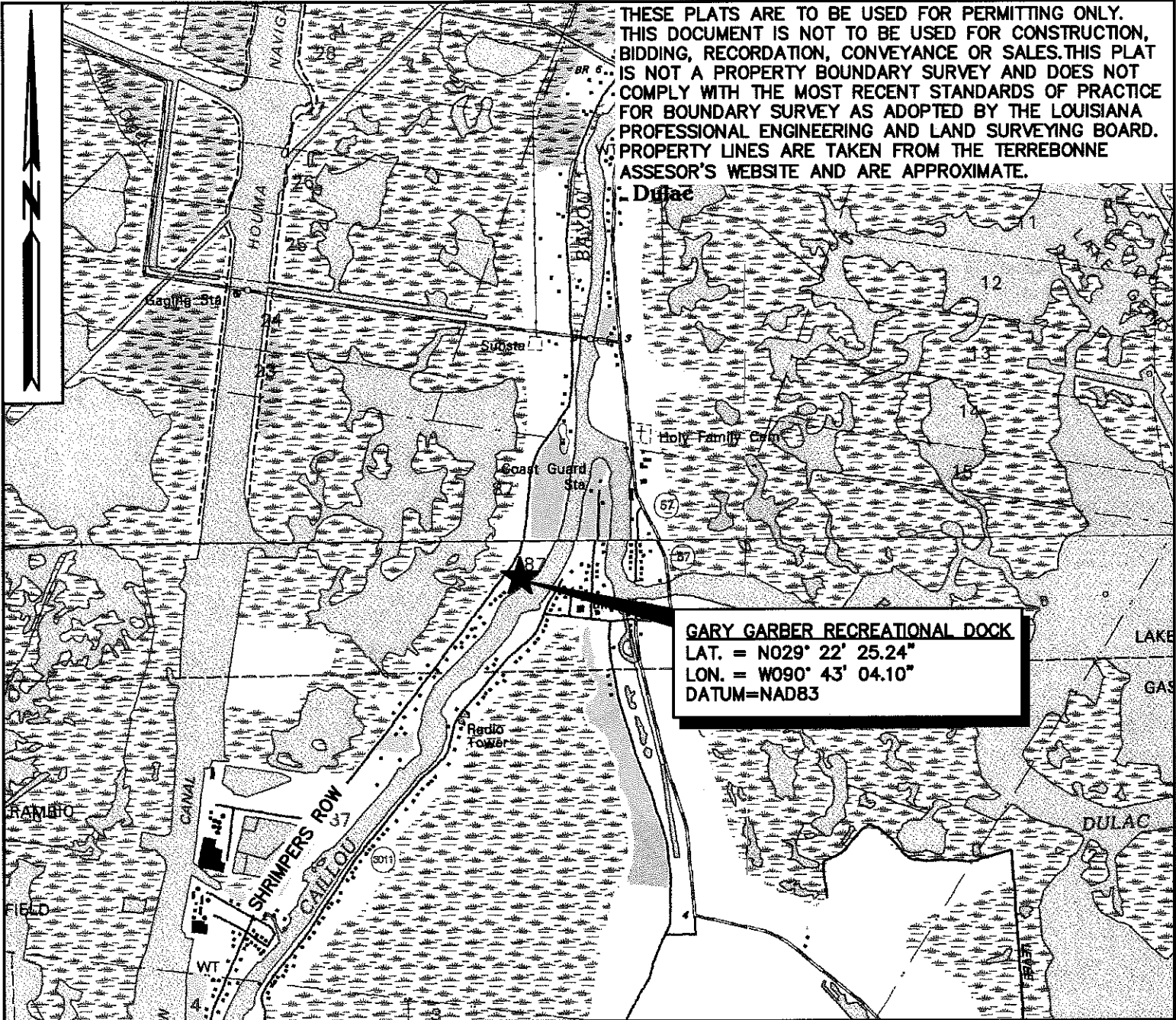
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program. The Department of the Army permit will not be issued unless the applicant received approval or a waiver of the Coastal Use Permit by the Department of Natural Resources.

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.

JOHN M. HERMAN
Chief, Central Evaluation Section
Regulatory Branch

Enclosure

THESE PLATS ARE TO BE USED FOR PERMITTING ONLY. THIS DOCUMENT IS NOT TO BE USED FOR CONSTRUCTION, BIDDING, RECORDATION, CONVEYANCE OR SALES. THIS PLAT IS NOT A PROPERTY BOUNDARY SURVEY AND DOES NOT COMPLY WITH THE MOST RECENT STANDARDS OF PRACTICE FOR BOUNDARY SURVEY AS ADOPTED BY THE LOUISIANA PROFESSIONAL ENGINEERING AND LAND SURVEYING BOARD. PROPERTY LINES ARE TAKEN FROM THE TERREBONNE ASSESSOR'S WEBSITE AND ARE APPROXIMATE.



SITE LOCATION MAP

SCALE: 1" = 2,000'

AS-BUILT RECREATIONAL DOCK
 8177 SHRIMPERS ROW
 LOCATED IN SEC. 87, T19S-R17E
 DULAC, TERREBONNE PARISH, LOUISIANA



APPROVED BY: _____

PROSPER J. TOUPS, III, P.L.S.
 LA. LAND SURVEYOR LICENSE NO. 4967



**DELTA COAST
 CONSULTANTS, LLC**

4924 HWY 311 - HOUMA, LA 70360

PHONE: 985-655-3100 www.deltacoastllc.com

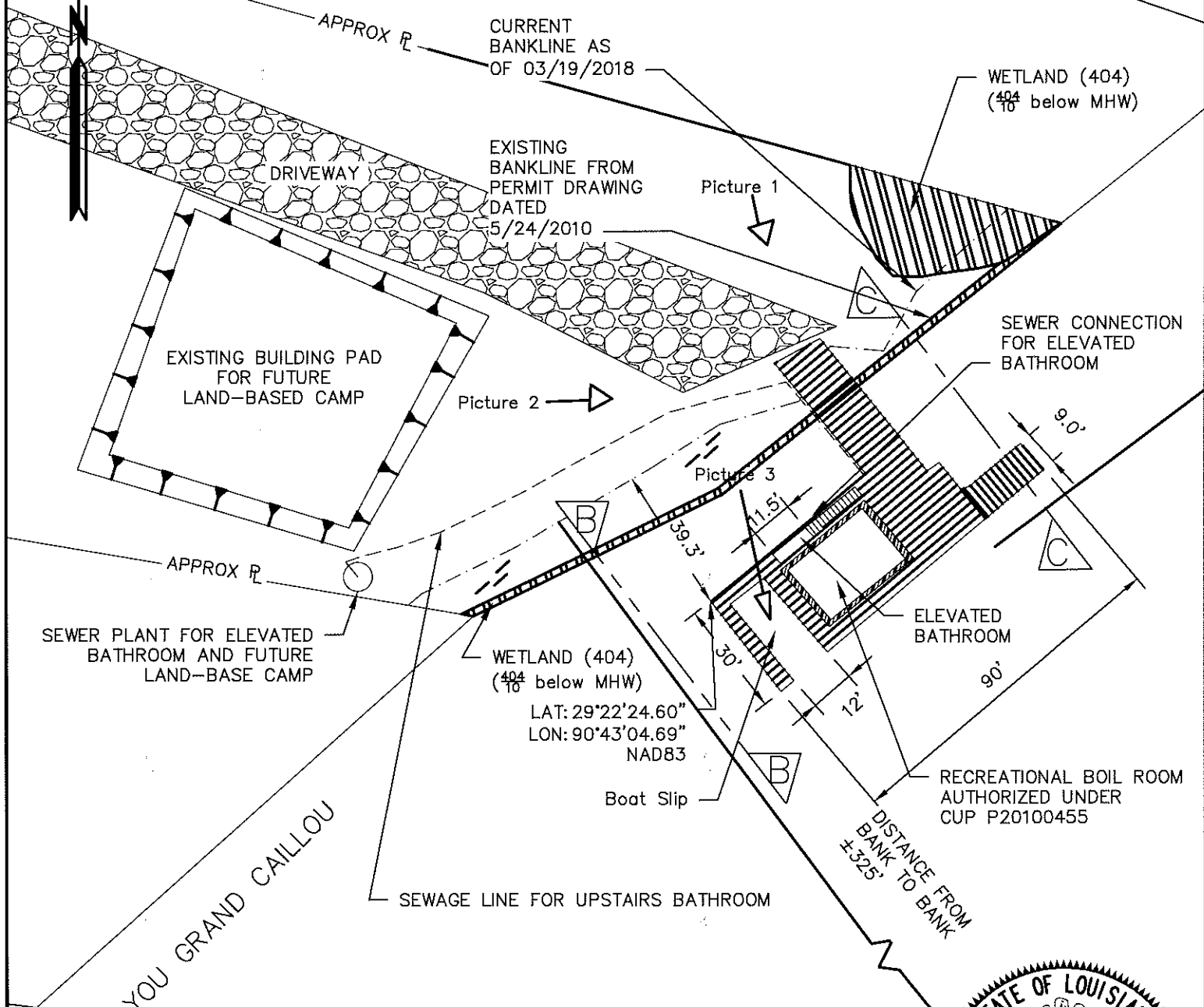
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APPLICANT: GARY GARBER

DATE: 05/29/18

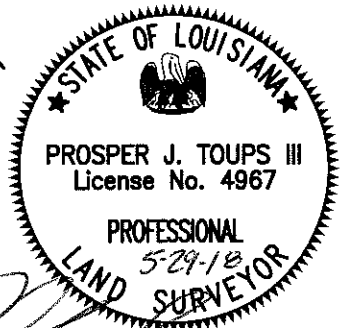
PAGE 1 OF 8

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PLAN VIEW

AS-BUILT RECREATIONAL DOCK
 LOCATED IN SEC. 87, T19S-R17E
 TERREBONE PARISH, LOUISIANA



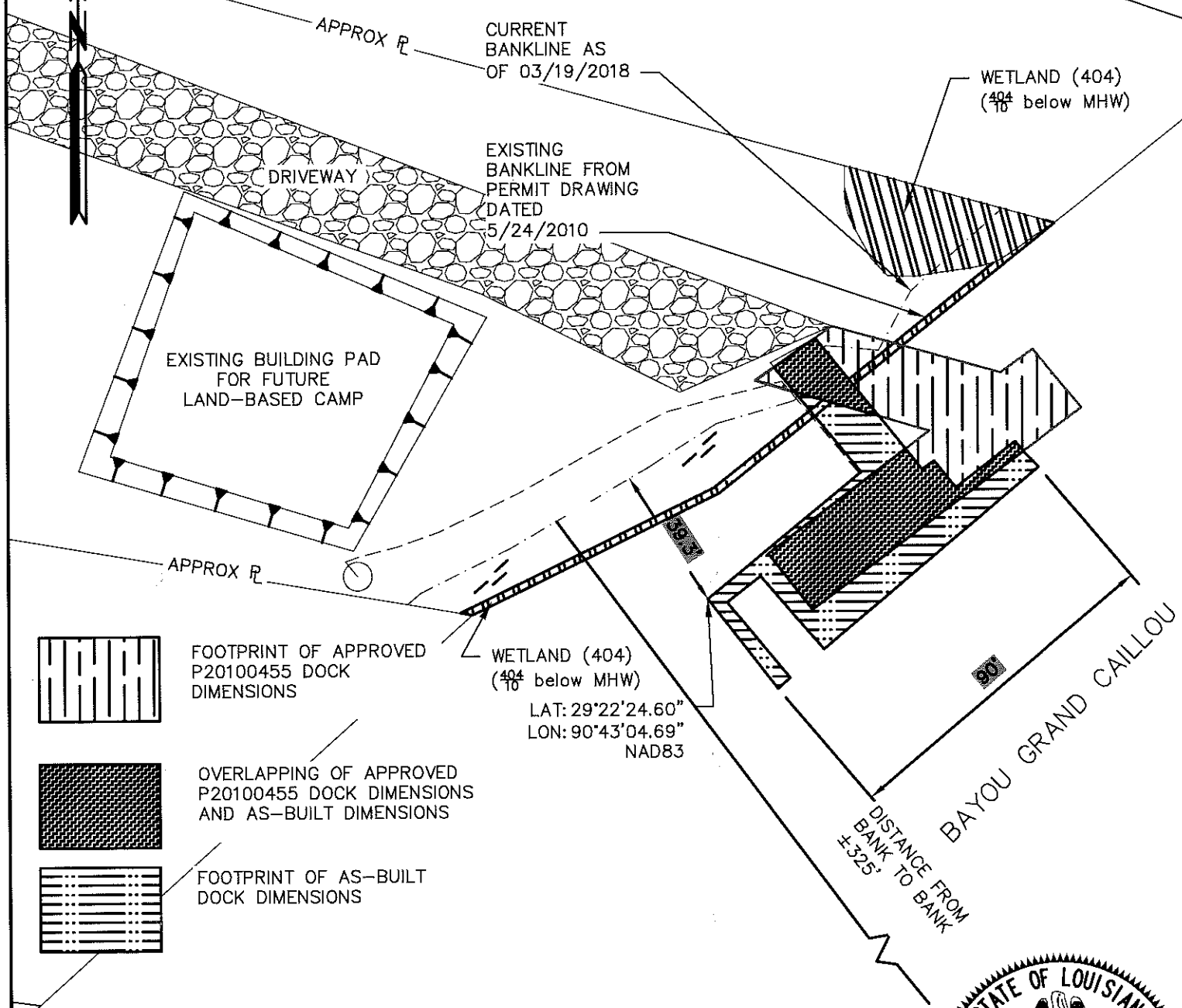
Prosper J. Toups III

APPROVED BY: PROSPER J. TOUPS, III, P.L.S.
 LA. LAND SURVEYOR LICENSE NO. 4967

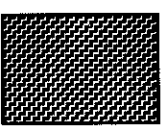
APPLICANT: Gary Garber

DATE: 5/29/2018
 SHEET 2 OF 8

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FOOTPRINT OF APPROVED P20100455 DOCK DIMENSIONS



OVERLAPPING OF APPROVED P20100455 DOCK DIMENSIONS AND AS-BUILT DIMENSIONS



FOOTPRINT OF AS-BUILT DOCK DIMENSIONS



SCALE IN FEET

**PLAN VIEW
(FOOTPRINT COMPARISON)**



AS-BUILT RECREATIONAL DOCK
LOCATED IN SEC. 87, T19S-R17E
TERREBONNE PARISH, LOUISIANA



**DELTA COAST
CONSULTANTS, LLC**

APPLICANT: Gary Garber

APPROVED BY: *[Signature]*

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LA. LAND SURVEYOR LICENSE NO. 4967

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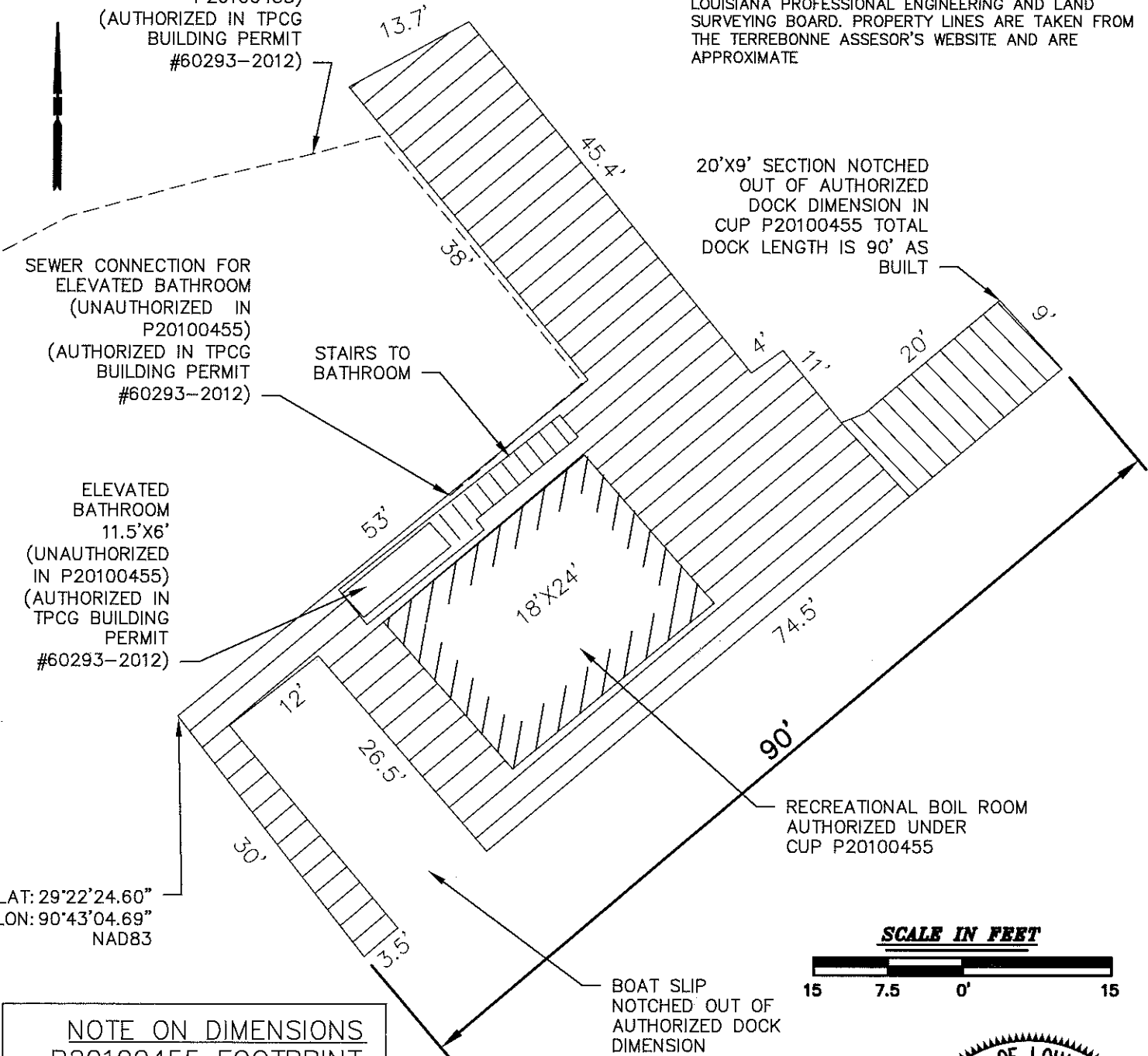
SEWAGE LINE FOR ELEVATED BATHROOM (UNAUTHORIZED IN P20100455) (AUTHORIZED IN TPCG BUILDING PERMIT #60293-2012)

SEWER CONNECTION FOR ELEVATED BATHROOM (UNAUTHORIZED IN P20100455) (AUTHORIZED IN TPCG BUILDING PERMIT #60293-2012)

ELEVATED BATHROOM 11.5'X6' (UNAUTHORIZED IN P20100455) (AUTHORIZED IN TPCG BUILDING PERMIT #60293-2012)

LAT: 29°22'24.60"
LON: 90°43'04.69"
NAD83

NOTE ON DIMENSIONS
P20100455 FOOTPRINT ±2700 S.F.
AS-BUILT FOOTPRINT ±2015 S.F.

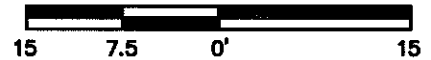


20'X9' SECTION NOTCHED OUT OF AUTHORIZED DOCK DIMENSION IN CUP P20100455 TOTAL DOCK LENGTH IS 90' AS BUILT

RECREATIONAL BOIL ROOM AUTHORIZED UNDER CUP P20100455

BOAT SLIP NOTCHED OUT OF AUTHORIZED DOCK DIMENSION

SCALE IN FEET



DOCK PLAN VIEW

AS-BUILT RECREATIONAL DOCK LOCATED IN SEC. 97, T19S-R17E TERREBONE PARISH, LOUISIANA



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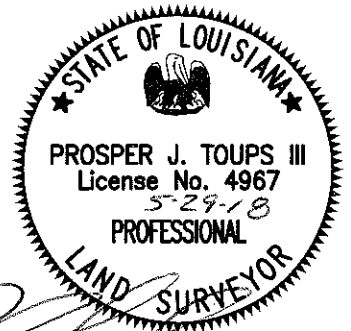
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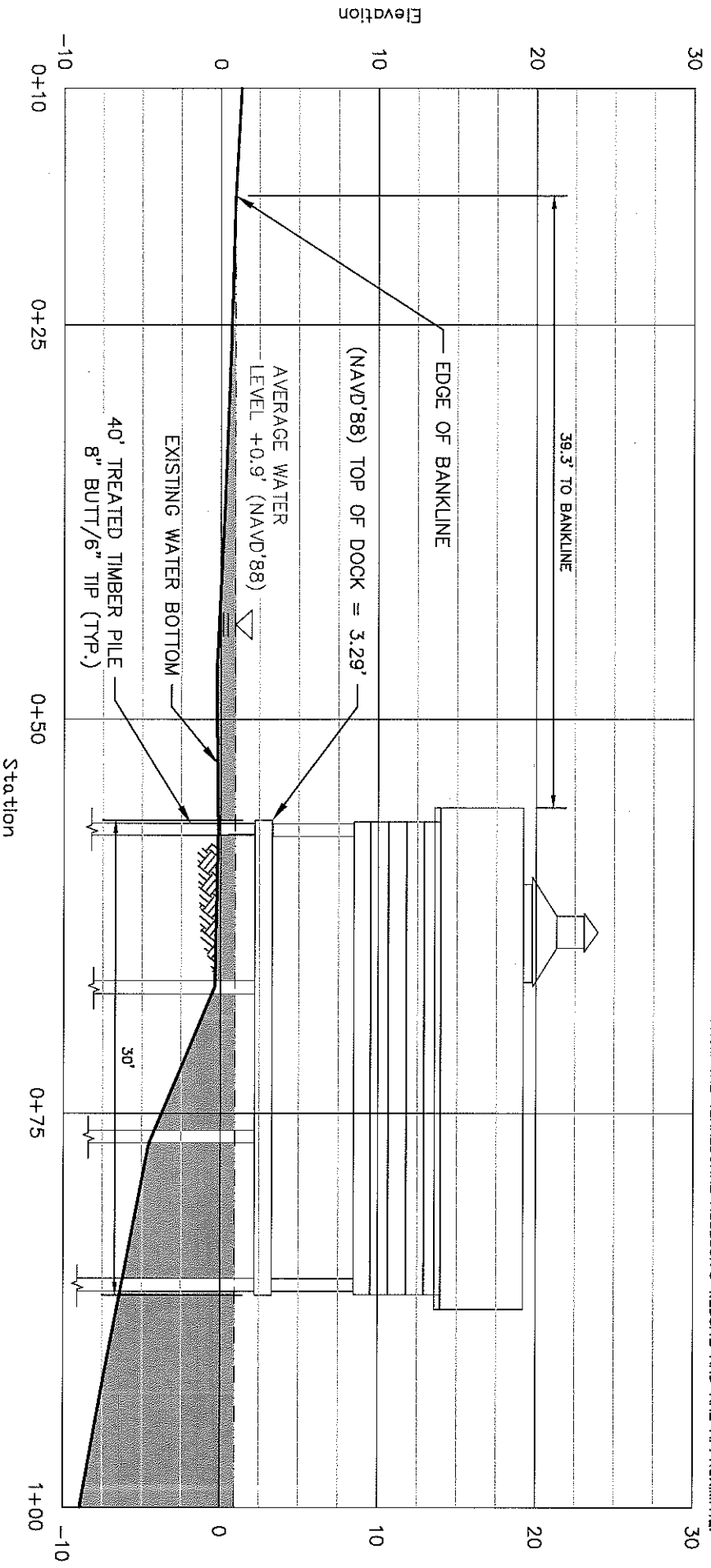
APPLICANT: Gary Garber

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DATE: 5/29/2018
SHEET 4 OF 8



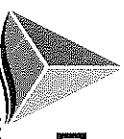
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SECTION "B"
LOOKING NORTHEAST



AS-BUILT RECREATIONAL DOCK
LOCATED IN SEC. 87, T19S-R17E
TERREBONNE PARISH, LOUISIANA



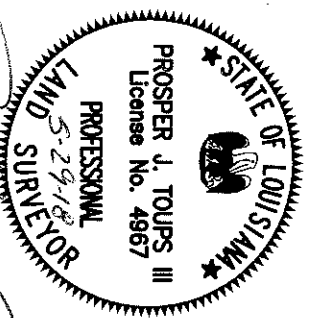
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APPLICANT: GARY GARBER

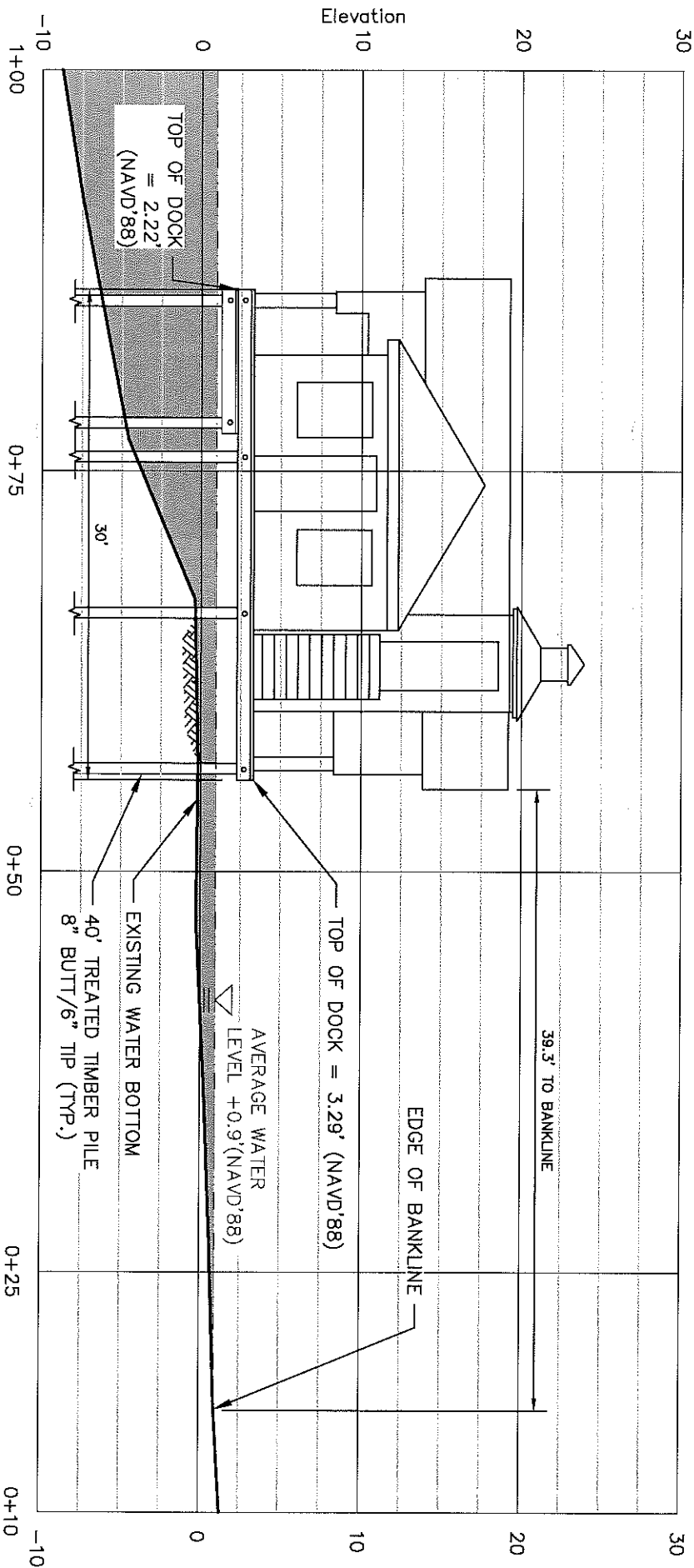
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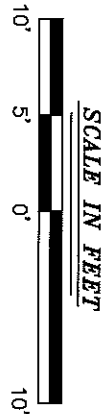


DATE: 05/29/18
SHEET 5 OF 8

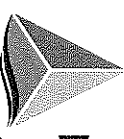
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SECTION "C"
LOOKING SOUTHWEST



AS-BUILT RECREATIONAL DOCK
LOCATED IN SEC. 87, T19S-R17E
TERREBONNE PARISH, LOUISIANA



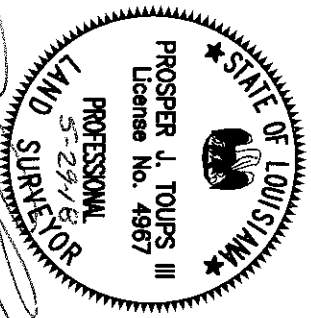
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PHONE: 985-655-3100 www.deltacoastllc.com
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APPLICANT: GARY GARBER

APPROVED BY:

[Signature]



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LA. LAND SURVEYOR LICENSE NO. 4967

DATE: 05/29/18
SHEET 6 OF 8



PICTURE 1



PICTURE 2

PICTURES

LAT: 29°22'.25.24"N
LON: 90°43'04.10"W

AS-BUILT RECREATIONAL DOCK
LOCATED IN SEC. 87, T19S-R17E
TERREBONE PARISH, LOUISIANA

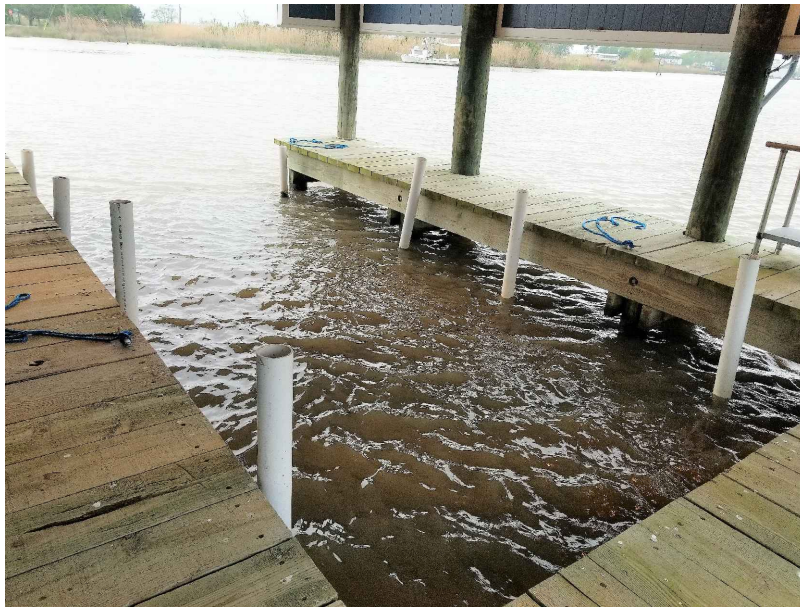


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DATE: 05/29/18
SHEET 7 OF 8



PICTURE 3

LAT: 29°22'.25.24"N
LON: 90°43'04.10"W

PICTURES

AS-BUILT RECREATIONAL DOCK
LOCATED IN SEC. 87, T19S-R17E
TERREBONE PARISH, LOUISIANA



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