

JOINT PUBLIC NOTICE

September 9, 2013

U.S. Army Corps of Engineers
New Orleans District
Regulatory Branch
Post Office Box 60267
New Orleans, LA 70160-0267

State of Louisiana
Department of Environmental Quality
Water Quality Certification Section
Post Office Box 4313
Baton Rouge, LA 70821-4313

Project Manager: John C. Price
(504) 862-2272
john.c.price@usace.army.mil
DA Permit Number: MVN-2013-02045-WNN

Project Manager: Jamie Phillippe
(225) 219-3225
WQC Number: WQC 130905-01

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 U.S.C. 403); and/or [X] Section 404 of the Clean Water Act (86 Stat. 816; 33 U.S.C. 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 La. R.S. 30:2074(A)(3) and provisions of Section 401 of the Clean Water Act (P.L. 95-217; 33 U.S.C. 1341).

DRAINAGE IMPROVEMENTS IN CAMERON PARISH

Name of Applicant: Ernie Horn, c/o Lonnie G. Harper & Associates, Inc., 2746 LA Highway 384, Bell City, Louisiana 70630

Location of Work: Emergent wetlands and open waters adjacent to Pumpkin Bayou, Lat 29.81748°, Lon -92.95941°, Section 23, T14S-R06W, HUC 08080202-Mermentau, 711 Chenier Perdue Road, Creole, Cameron Parish, Louisiana, as shown on the attached drawings.

Character of Work: Construct and install an approximately 236-foot long levee and forced drainage system to reduce flooding on private property. Approximately 70 cubic yards of hauled-in earthen material would be deposited as fill to construct the proposed levee to an elevation of +1.5 NAVD 88. Two (2) proposed 24-inch diameter by 20-foot long corrugated aluminum pipe (CAP) culverts with screw gates would be installed within the existing drainage ditch. Project implementation would impact approximately 0.06 acres of emergent wetlands. The applicant requests to be allowed one growing season for re-vegetation of disturbed areas before the necessity for compensatory mitigation is determined.

The comment period for the Department of the Army (DA) permit application 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 DA permit and WQC request and must be mailed, so as to be received before or by the last day of the comment period. Letters concerning the DA permit application must reference the applicant's name and the DA Permit Number, and be mailed to the U.S. Army Corps of Engineers at the address above. Similar letters concerning the WQC must reference the applicant's name and the WQC Number and be mailed to the Louisiana Department of Environmental Quality at the address above. Individuals or parties may request an extension of time in which to comment on the proposed work by writing or e-mailing the 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.

The application for this proposed project is on file with the Louisiana Department of Environmental Quality and may be examined 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 these being: 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 known to be near the proposed work. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistoric, or 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 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 **0.06** 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 U.S. Environmental Protection Agency. Also, a certification that the proposed activity will not violate applicable water quality standards will be required from the Louisiana Department of Environmental Quality before a permit is issued.

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 receives approval or a waiver of the Coastal Use Permit by the Louisiana Department of Natural Resources.

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
Regulatory Branch

Enclosure

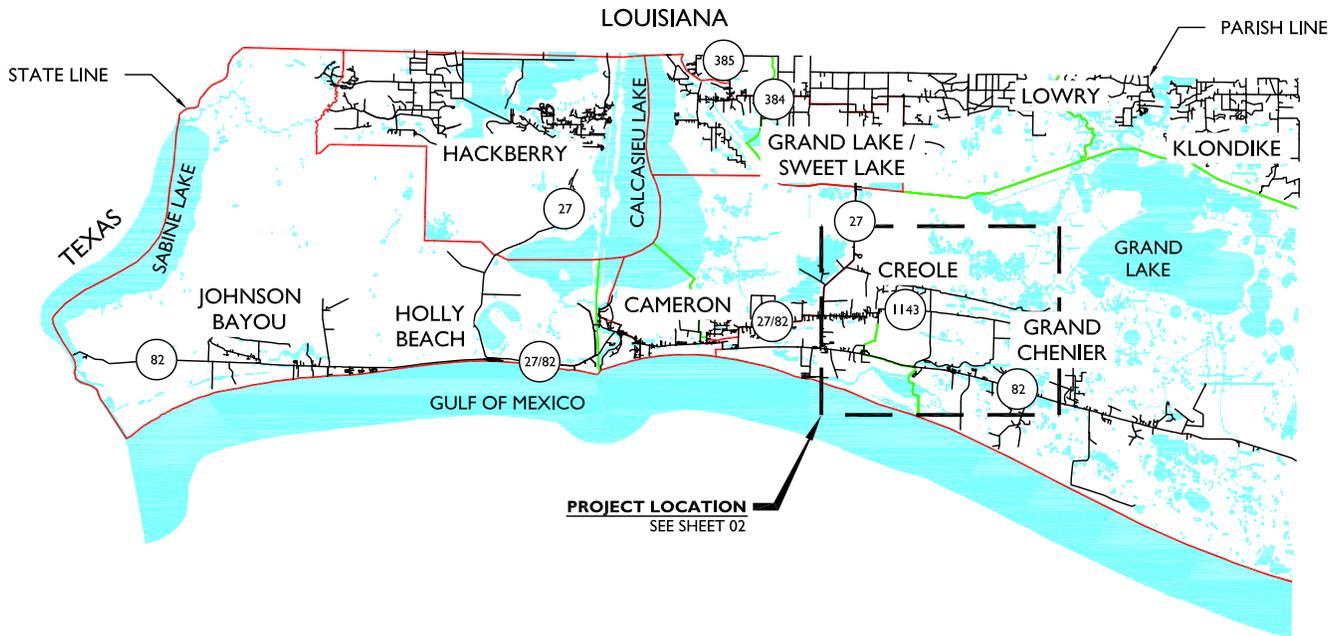
NOTE: THESE DRAWINGS ARE TO BE USED EXCLUSIVELY FOR ACQUISITION OF REGULATORY PERMITS.

REVISED:

CAMERON PARISH, LOUISIANA

SECTION 23, T.14S.,R.6W.

SHEET 01 OF 06



PREPARED BY:



**LONNIE G. HARPER
& ASSOCIATES, INC.**

2746 HWY. NO. 384 BELL CITY, LOUISIANA 70643
PHONE: (337) 905-1079 FAX: (337) 905-1076

ERNIE HORN RESIDENCE DRAINAGE IMPROVEMENTS CAMERON PARISH, LOUISIANA

APPLICATION BY: ERNIE HORN
DATE: 07/31/2013

VICINITY MAP

DATE:	07/31/2013
FILE NUMBER:	07/3028/2013
SCALE:	1" = 12 MILES

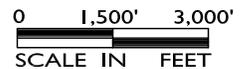
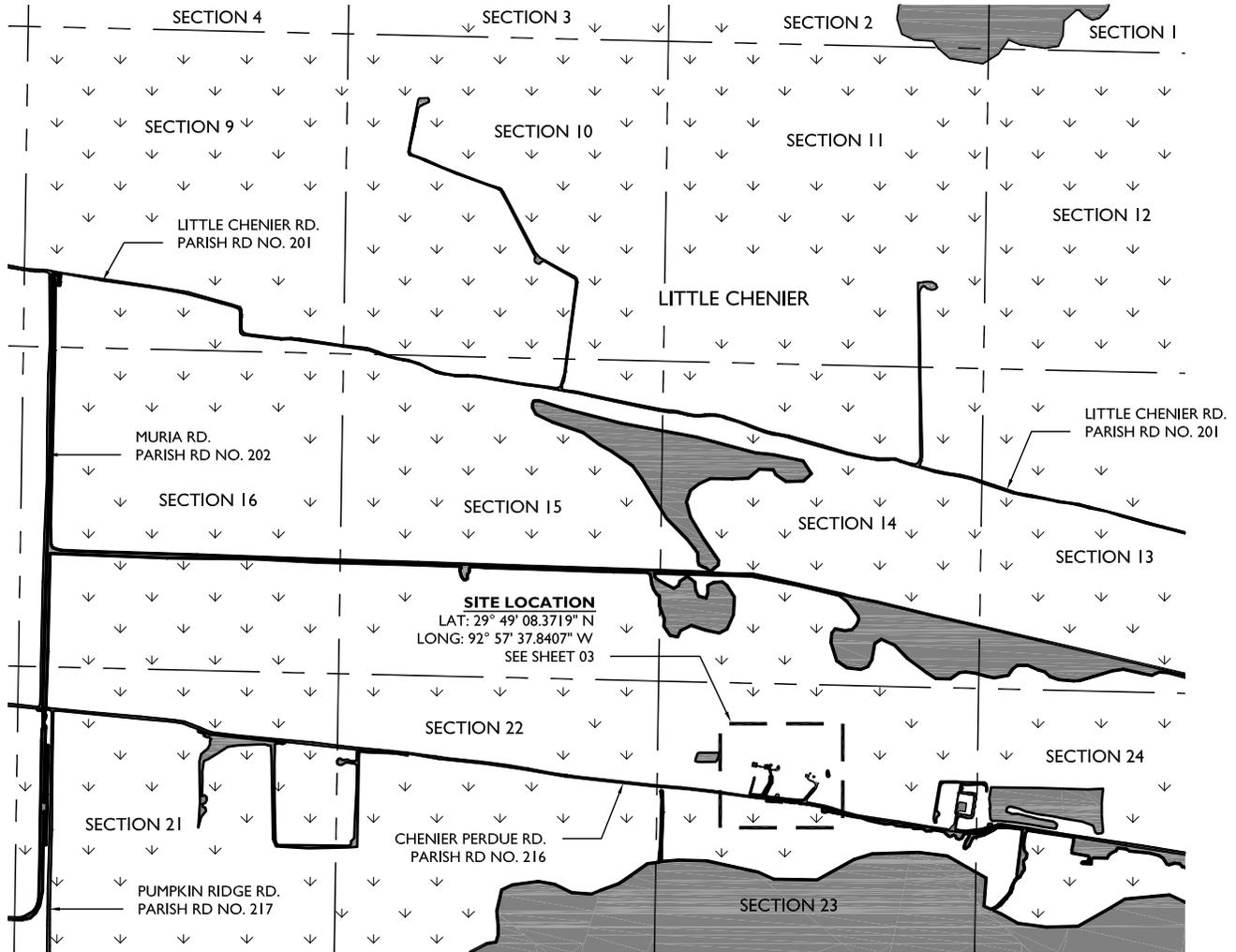
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ERNIE HORN RESIDENCE DRAINAGE IMPROVEMENTS CAMERON PARISH, LOUISIANA

APPLICATION BY: ERNIE HORN
DATE: 07/31/2013

PROJECT LOCATION

DATE:	07/31/2013
FILE NUMBER:	07/3028/2013
SCALE:	1" = 3,000'

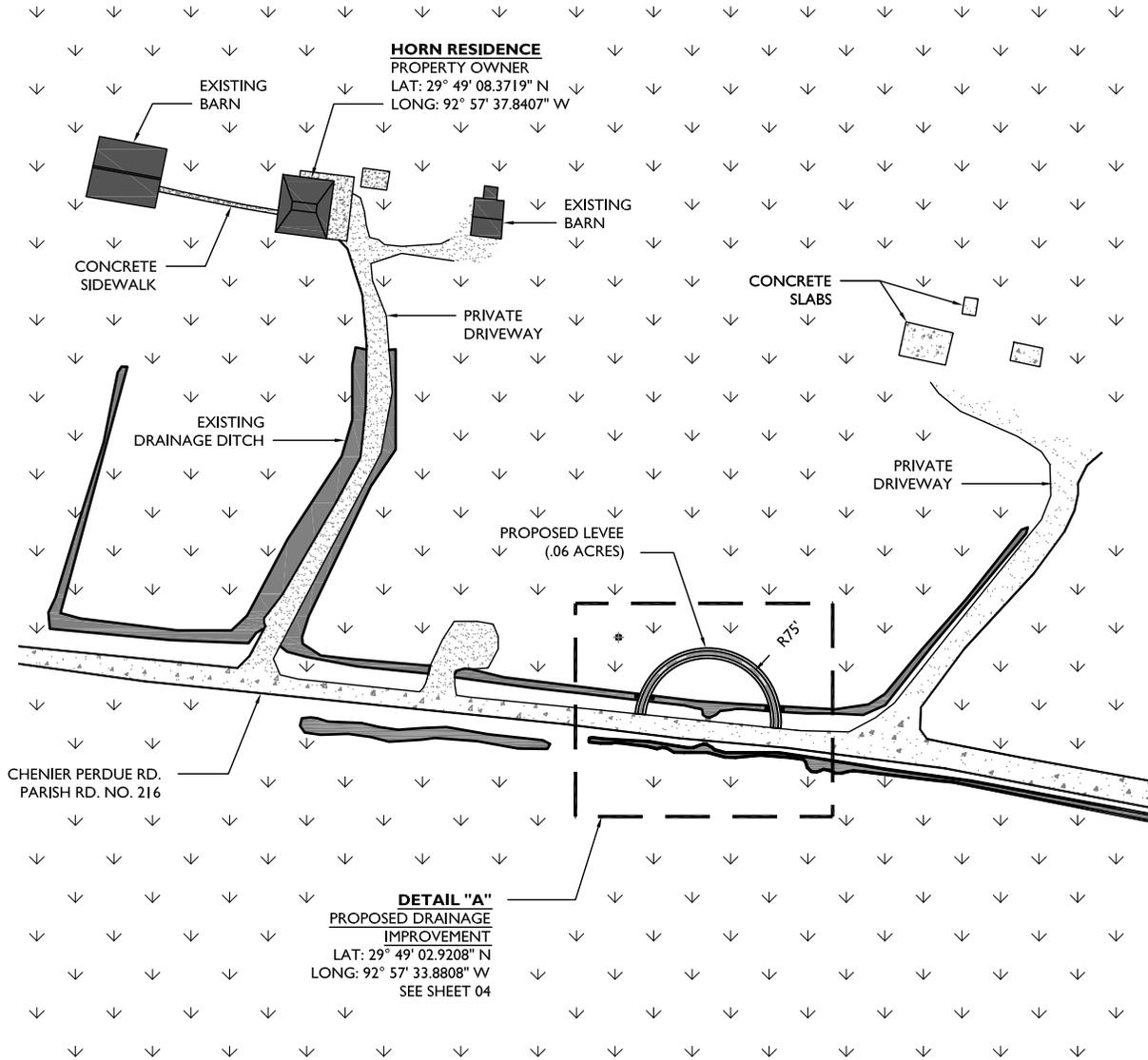
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CAMERON PARISH, LOUISIANA

SECTION 23, T.14S.,R.6W.

SHEET 03 OF 06



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ERNIE HORN RESIDENCE DRAINAGE IMPROVEMENTS CAMERON PARISH, LOUISIANA

APPLICATION BY: ERNIE HORN
DATE: 07/31/2013

SITE LOCATION

DATE:	07/31/2013
FILE NUMBER:	07/3028/2013
SCALE:	1" = 200'

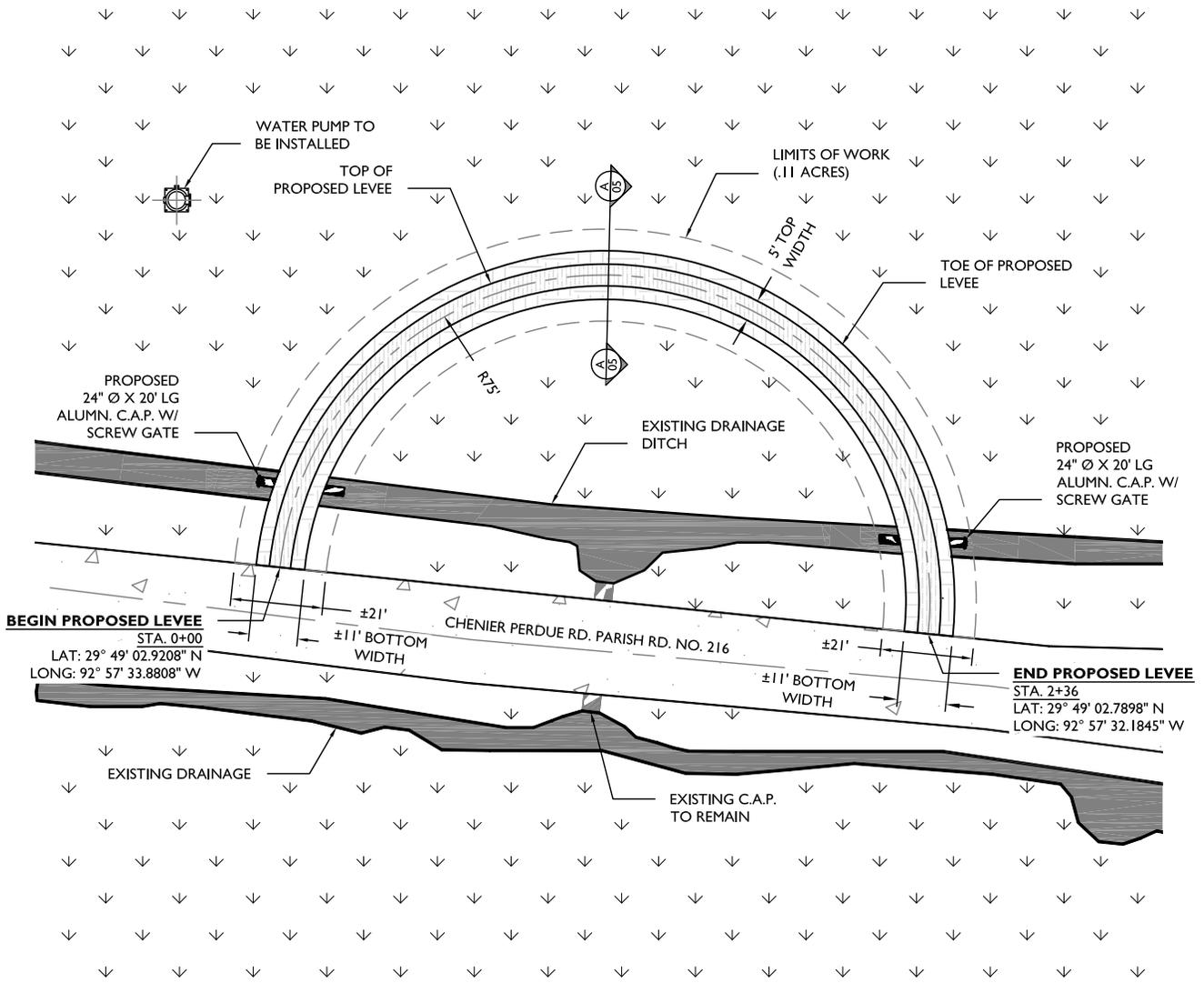
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CAMERON PARISH, LOUISIANA

SECTION 23, T.14S.,R.6W.

SHEET 04 OF 06



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ERNIE HORN RESIDENCE DRAINAGE IMPROVEMENTS CAMERON PARISH, LOUISIANA

APPLICATION BY: ERNIE HORN
DATE: 07/31/2013

DETAIL "A"

DATE: 07/31/2013

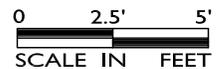
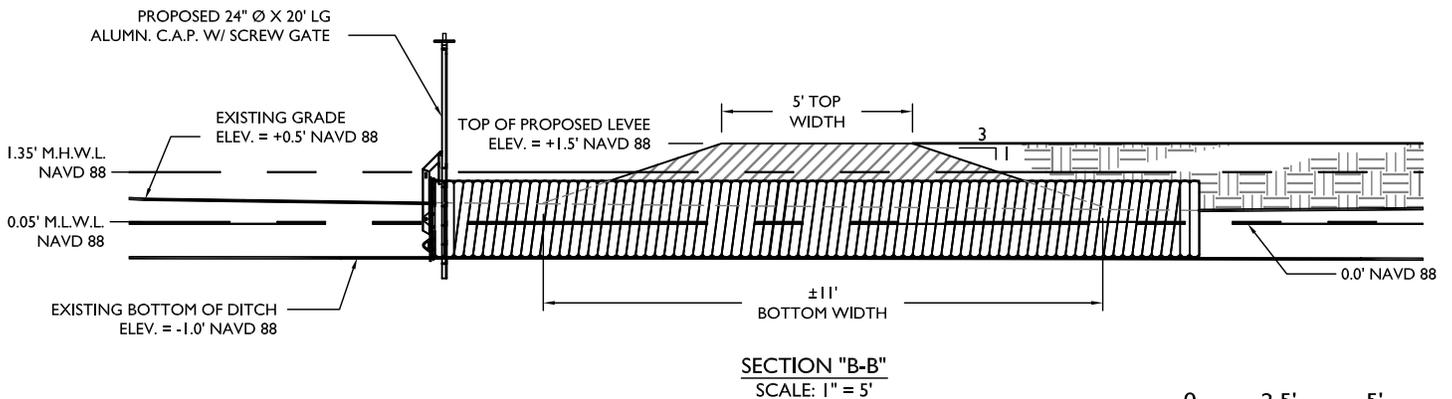
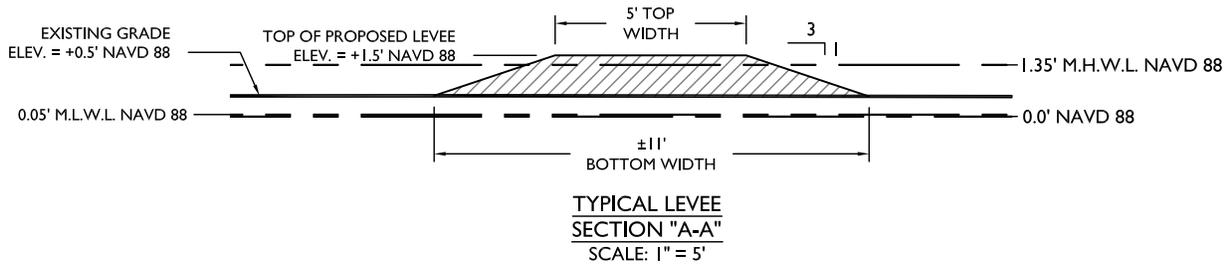
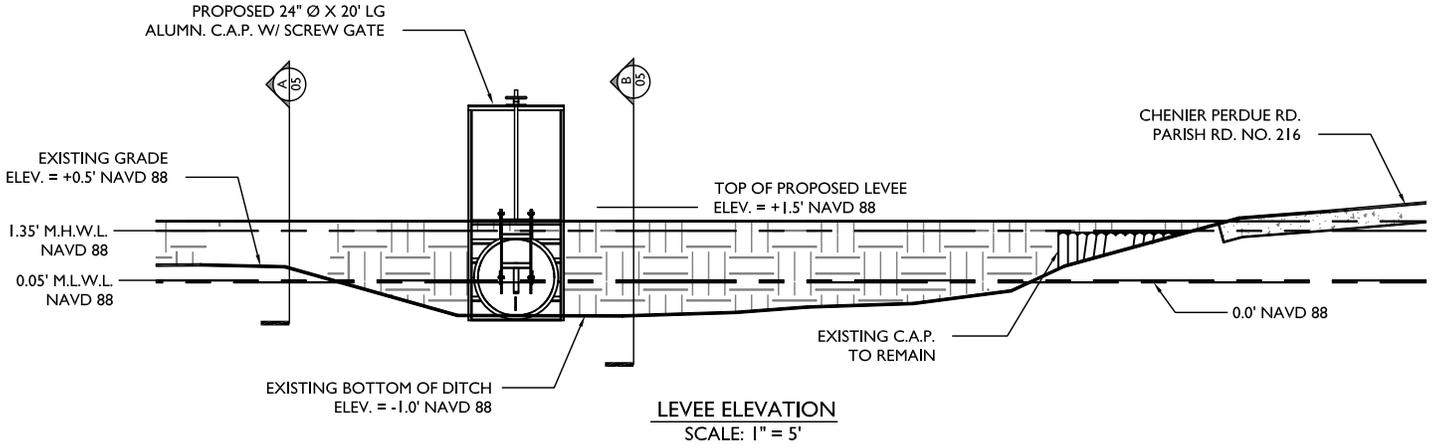
FILE NUMBER: 07/3028/2013

SCALE: 1" = 40'

NOTE: THESE DRAWINGS ARE TO BE USED EXCLUSIVELY FOR ACQUISITION OF REGULATORY PERMITS.

CAMERON PARISH, LOUISIANA

SHEET 05 OF 06



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ERNIE HORN RESIDENCE DRAINAGE IMPROVEMENTS CAMERON PARISH, LOUISIANA

APPLICATION BY: ERNIE HORN
DATE: 07/31/2013

TYPICAL SECTIONS

DATE: 07/31/2013

FILE NUMBER: 07/3028/2013

SCALE: 1" = 5'

NOTE: THESE DRAWINGS ARE TO BE USED EXCLUSIVELY FOR ACQUISITION OF REGULATORY PERMITS.

REVISED:

CAMERON PARISH, LOUISIANA

SHEET 06 OF 06

GENERAL NOTES:

4. THE APPLICANT REQUESTS AUTHORIZATION TO CONSTRUCT A LEVEE AS SHOWN IN THE PERMIT DRAWINGS. SINCE 1968, THERE HAS BEEN AN APPROXIMATE 1.5' DECREASE IN LAND ELEVATION DUE TO SEA LEVEL RISE AND SUBSIDENCE, MAKING IT DIFFICULT FOR THE RESIDENT TO KEEP WATER OFF OF THEIR RESIDENCY.
5. APPROXIMATELY 70 CUBIC YARDS OF A COMBINATION OF NATIVE MATERIAL FROM THE EXISTING DRAINAGE DITCH AND HAULED IN MATERIAL, WILL BE INSTALLED TO CREATE 236 LINEAR FEET OF LEVEE THAT WILL IMPACT 0.06 ACRES AS SHOWN IN THESE PERMIT DRAWINGS.
6. IN ORDER TO INSURE THE SAFETY OF ALL PARTIES, THE PERMITEE WILL CONTACT THE LOUISIANA DOTTIE SYSTEM (1-800-272-3020), A MINIMUM OF 48 HOURS PRIOR TO THE COMMENCEMENT OF ANY ACTIVITY.
7. GATES ARE TO REMAIN OPEN AT ALL TIMES UNLESS WATER ELEVATION INSIDE OF CONTAINMENT AREA EXCEEDS 0.5 FEET. ON EXTREME HIGH WATER CASES, THE RESIDENT WILL BE REQUIRED TO FORCE DRAIN THEIR PROPERTY.
8. THE OWNER REQUESTS ONE GROWING SEASON FOR RE-VEGETATION OF IMPACTED AREAS. IT IS ANTICIPATED THAT THE NATURAL VEGETATION WILL RE-VEGETATE THESE AREAS.

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ERNIE HORN RESIDENCE DRAINAGE IMPROVEMENTS CAMERON PARISH, LOUISIANA

APPLICATION BY: ERNIE HORN
DATE: 07/31/2013

NOTES

DATE:	07/31/2013
FILE NUMBER:	07/3028/2013
SCALE:	N.T.S.