

# JOINT PUBLIC NOTICE

September 9, 2013

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

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

(504) 862-2543 FAX (504) 862-2117  
Project Manager  
Melissa Ellis  
Melissa.A.Ellis@usace.army.mil  
Permit Application Number  
MVN-2013-1829-EQ

(225) 219-3225; Fax (225) 325-8250  
Project Manager  
Jamie Phillippe  
Jamie.Phillippe@LA.gov  
WQC Application Number  
WQC # 130904-01

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, 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).

**CONSTRUCT A SINGLE FAMILY RESIDENCE WITH BULKHEAD AND  
DREDGE ALONG AND IN THE BAYOU BARATARIA WATERWAY IN LAFITTE,  
JEFFERSON PARISH, LOUISIANA**

**NAME OF APPLICANT:** Alvin Gros, 1290 Jean Lafitte Boulevard, Lafitte, Louisiana 70067.

**LOCATION OF WORK:** 1298 Jean Lafitte Boulevard at Latitude 29.76031, Longitude -90.11641, Lafitte, Jefferson Parish, Louisiana as shown on the enclosed drawings.

The work described below was partially completed prior to obtaining a Department of the Army permit and was in violation of Section 301 of the Clean Water Act. All legal issues concerning the unauthorized work have been deferred.

**EXISTING SITE CONDITIONS:** The project site consists of a residential lot of 1.3 acres along the left descending bank of Bayou Barataria. Approximately 1.2 acres are Corps jurisdictional wetlands and 0.1 acre is uplands. The wetlands consist of disturbed bottomland hardwood dominated by shrub species. Approximately 0.1 acre of the Corps jurisdictional wetlands have been impacted with unauthorized fill.

**CHARACTER OF WORK:** The applicant is proposing to construct a 2,400 square foot single family home with a 0.64 acre yard, a 553 foot long driveway, a 100 foot long bulkhead, 40 feet of wing walls, and to reclaim approximately 4,000 square feet of land and to dredge 6,000 square feet in front of the bulkhead. The material from the dredge is proposed as fill for the project. The project would require the filling of 0.5 acre of wetlands. The remaining wetlands are to be left undisturbed in their natural state. The applicant has stated that he is willing to purchase mitigation credits at an approved mitigation bank in order to offset wetland impacts.

The applicant may be required to fully or partially restore the project site to pre-project conditions, if issuance of a permit is determined not to be in the overall public interest.

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 5:00 p.m. Copies may be obtained upon payment of costs of reproduction. **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 any properties listed on the National Register of Historic Places near the proposed work 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 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 threatened or 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 0.05 acre of EFH utilized by various life stages of red drum, blue crab and penaeid shrimp. Our initial determination is that the proposed action would not have an 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.

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 Department of Natural Resources.

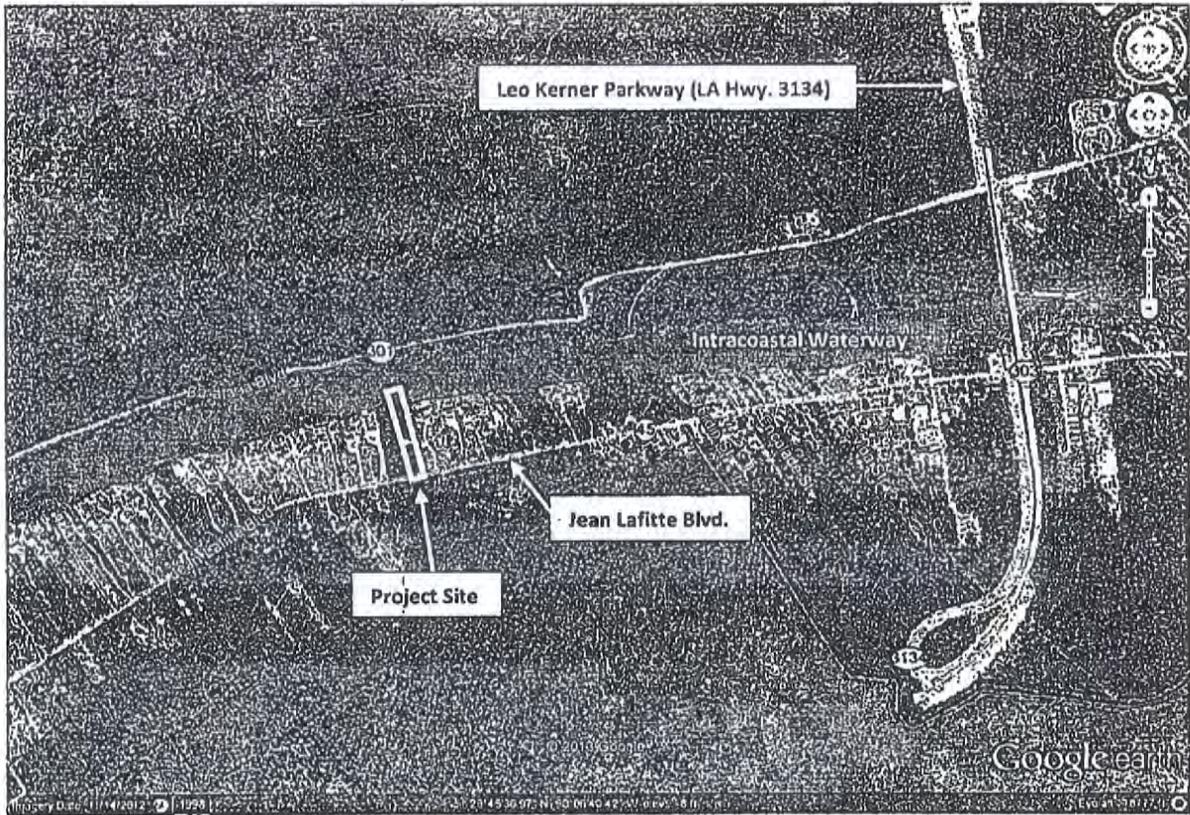
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

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.

Michael V. Farabee  
Chief, Eastern Evaluation Section  
Regulatory Branch

Enclosure

# VICINITY MAP



North Arrow

## Al Gros Residence

Al Gros

1298 Jean Lafitte Boulevard

Lafitte, Louisiana

Lot H-3-A2, Fleming Plantation, Being a portion of Berthoud Plantation

Jefferson Parish

Lat. 29° 45' 37.12"N

Long. -90° 06' 59.09"W

DATE 5-28-13

# PORTION OF FLEMING PLANTATION BEING A PORTION OF BERTHOUD PLANTATION JEFFERSON PARISH, LA.

THE SERVITUDES AND RESTRICTIONS SHOWN ON THIS SURVEY ARE LIMITED TO THOSE SET FORTH IN THE DESCRIPTION FURNISHED US AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVITUDES AND RESTRICTIONS ARE SHOWN HEREON. THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN COMPILING THE DATA FOR THIS SURVEY.  
BEARINGS ARE BASED ON RECORD BEARINGS.

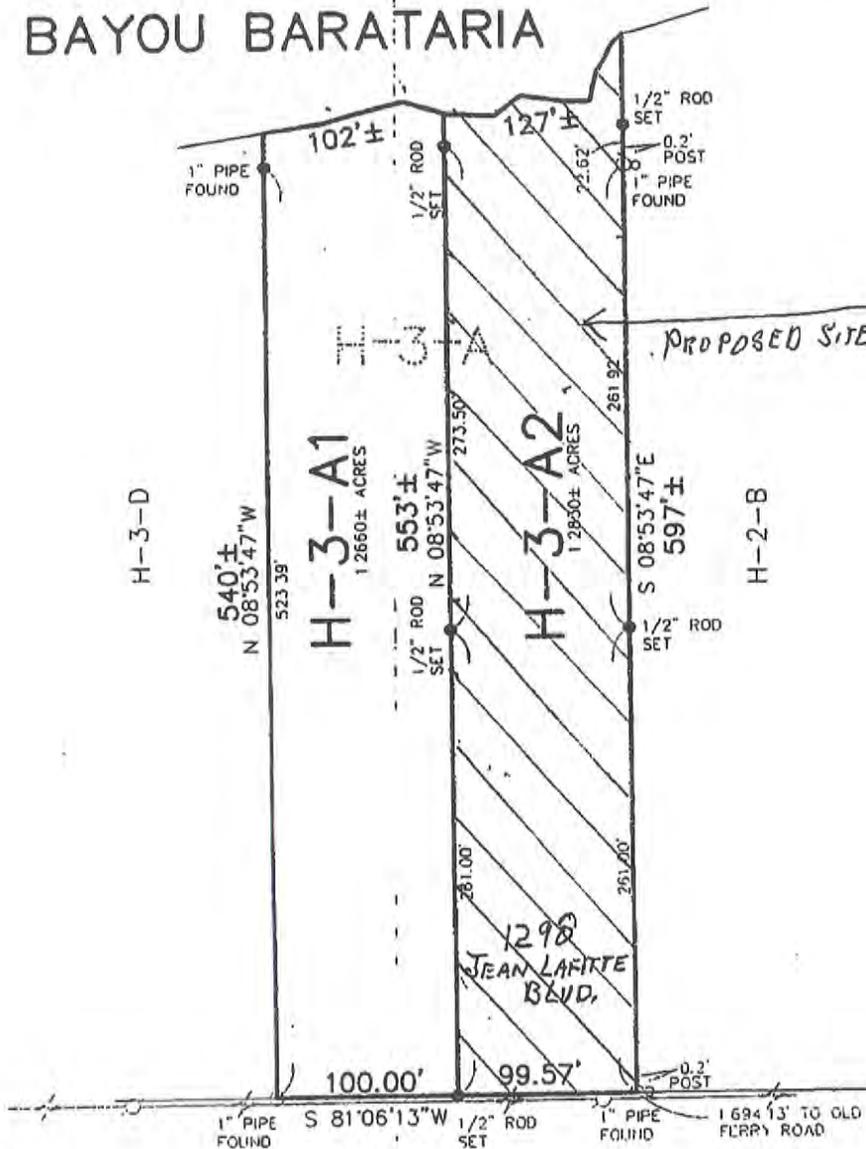
Approved by the Mayor and Board of Aldermen of the Town of Jean Lafitte.

Date \_\_\_\_\_

File No. \_\_\_\_\_

Mayor \_\_\_\_\_

## BAYOU BARATARIA



FIRE HYDRANT

FIRE HYDRANT

## JEAN LAFITTE BOULEVARD

(LA. STATE HIGHWAY 110-451)

DATE 5-28-13

← INTRACASTAL WATERWAY →

← 100 FT. →

30 FT. PROPOSED WINGWALL WEST SIDE

60 FT.  
14 FT.  
100 FT.  
23 FT.  
25 FT.  
60  
213 FT.  
63 FT.

613 FT.

276 FT.

110 FT.

167 FT.

60 FT.

90 FT.  
100 FT.

PROPOSED DREDGE AREA

225 FT. Q OF INTRACASTAL WATERWAY

EXT. BULKHEAD EAST SIDE

10 FT WINGWALL EAST SIDE PROPOSED

PROPOSED BULKHEAD

100 FT. EXT. SHORELINE

TO BE FILLED PROPOSED

SEE PLAN VIEW 2

MOUND HOUSE PROPOSED

LEAVE NATURAL STATE EXCEPT FOR DRIVEWAY

LEAVE IN NATURAL STATE EXCEPT FOR DRIVEWAY ACCESS

PLAN VIEW 1

PROPERTY OF ANTHONY CANATA 144 5th ST JEFFERSON, LA. 70094

PROPERTY OF SUE RYALS 1290 JEAN LAFIT. LAFITTE, LA 70024

N

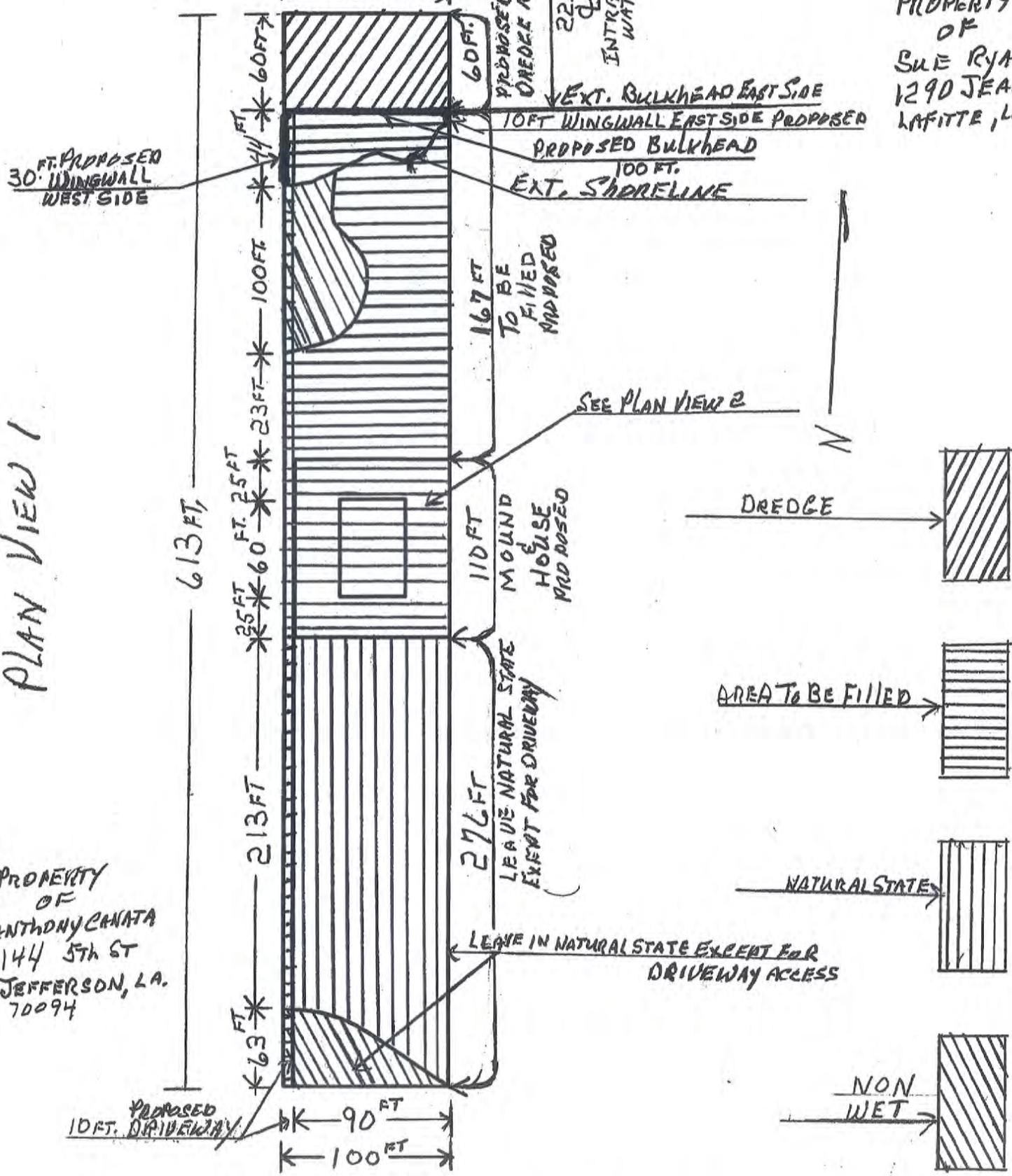
DREDGE

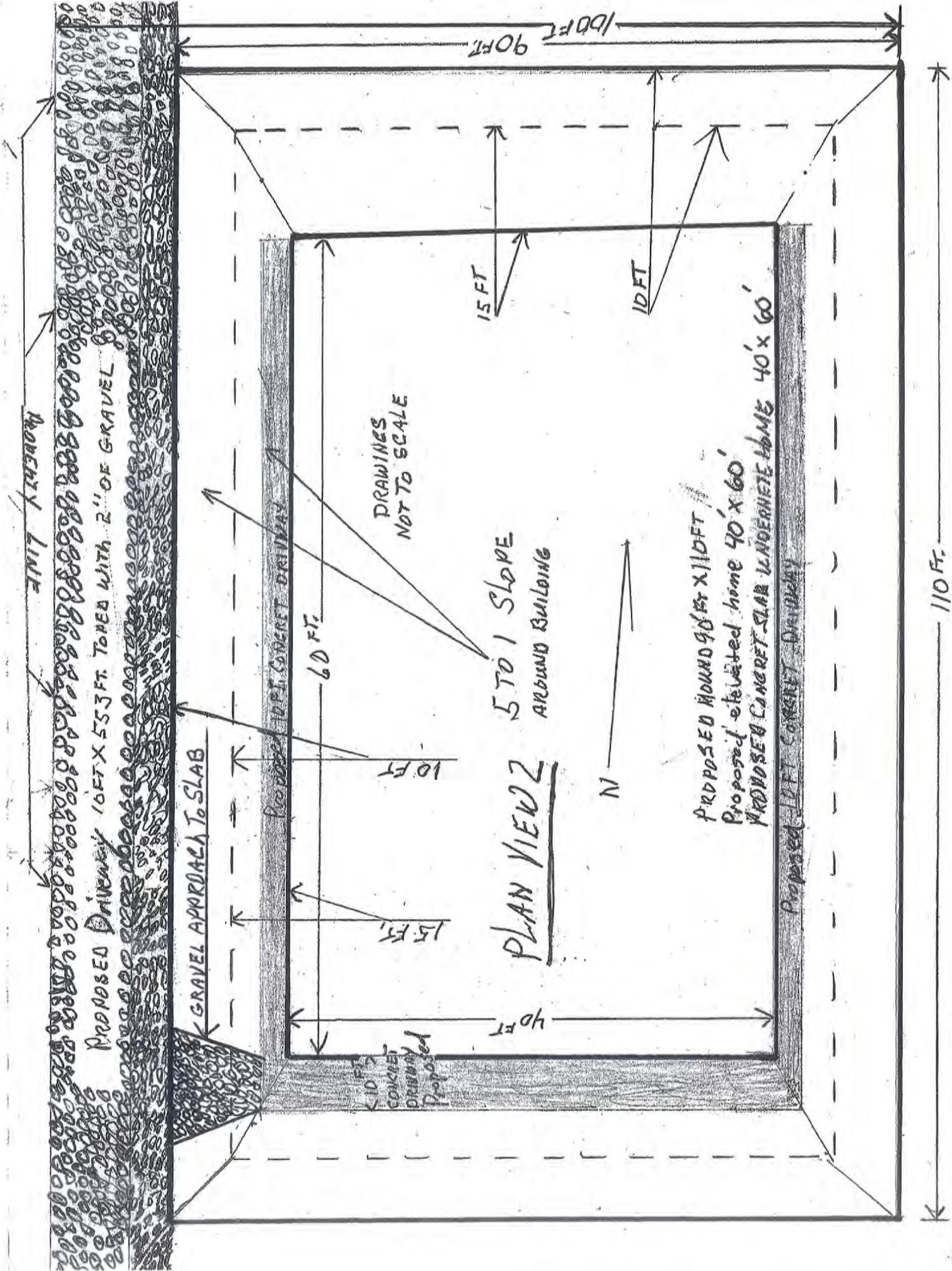
AREA TO BE FILLED

NATURAL STATE

NON WET

HWY 45 - JEAN LAFITTE BLVD





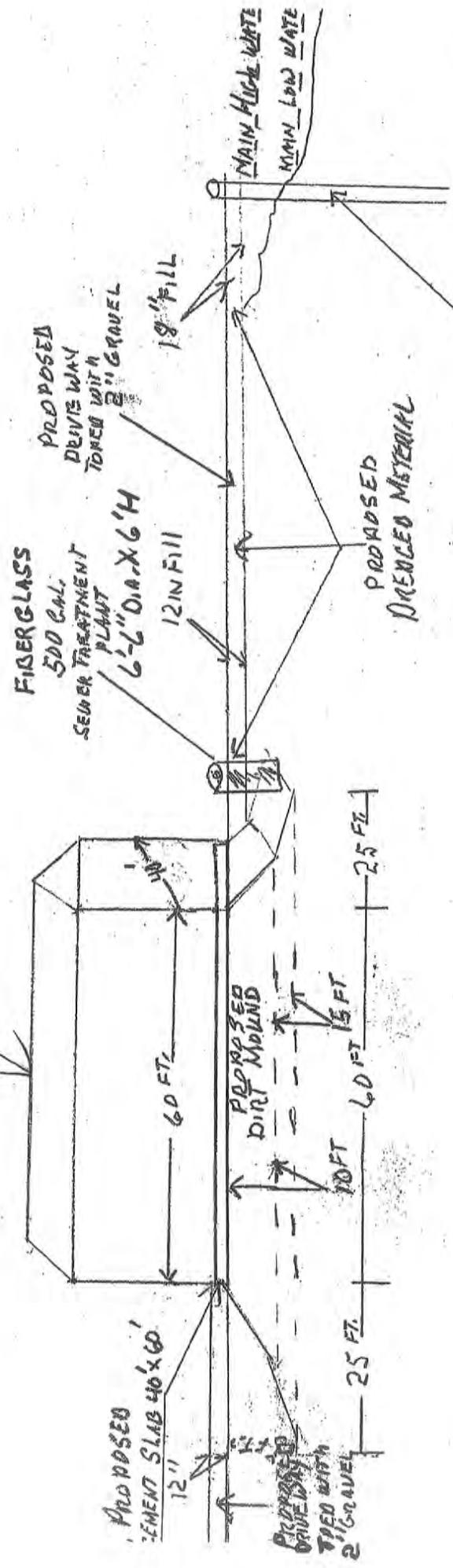
DATE 5-28-13

CROSS SECTION OF DRIVEWAY & FILL AREA LOOKING WEST

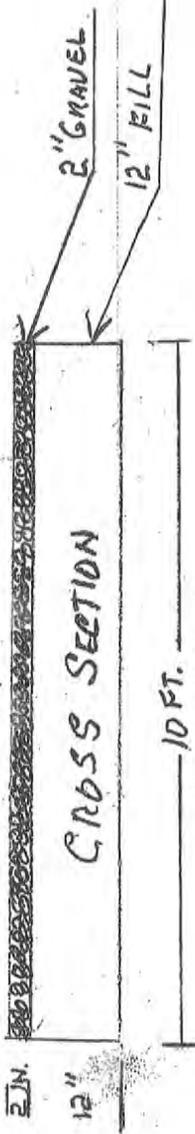
DRAWINGS NOT TO SCALE

N

PROPOSED 40' X 60' ILLUMINATED HOME



PROPOSED BULKHEAD



CROSS SECTION

10 FT. DRIVEWAY CROSS SECTION PROPOSED

ALVIN J. COOS RESIDENCE  
1298 JEAN LAFITTE BLVD.  
LAFITTE, LA. 70067  
LOT H-3-A2  
JEFFERSON PARISH

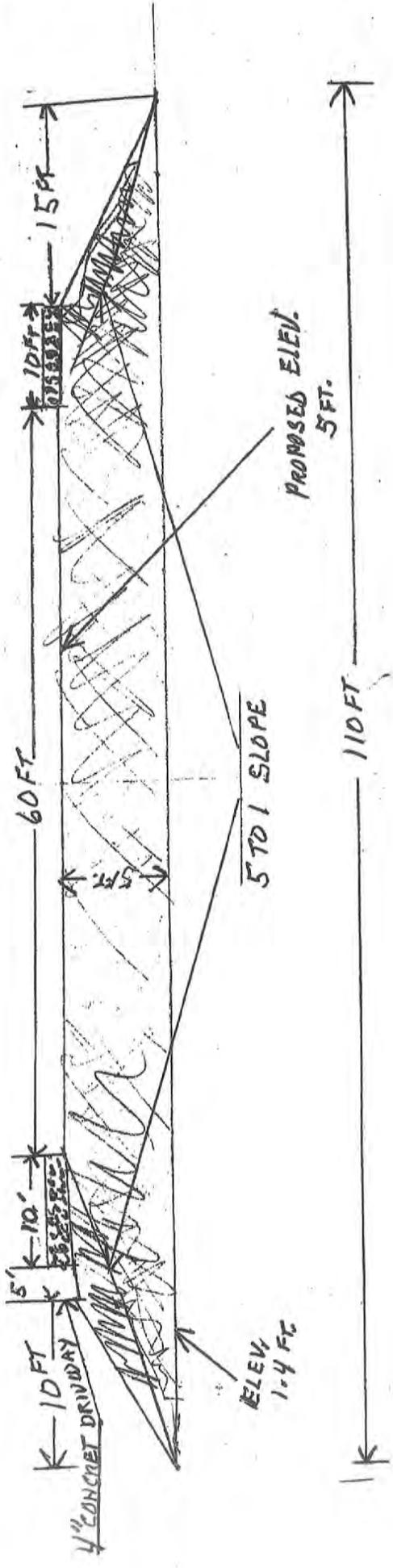
DATE 5-28-13

N

CROSS SECTION OF MOUND  
EAST SIDE

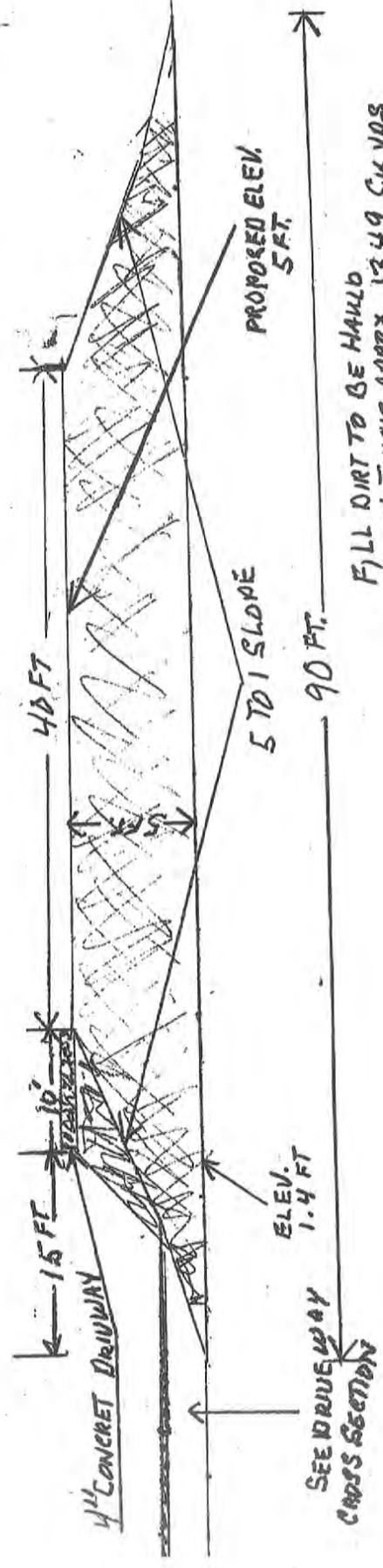
APPROX. 276 FT TO HWY 45

APPROX. 217 FT TO BAYOU



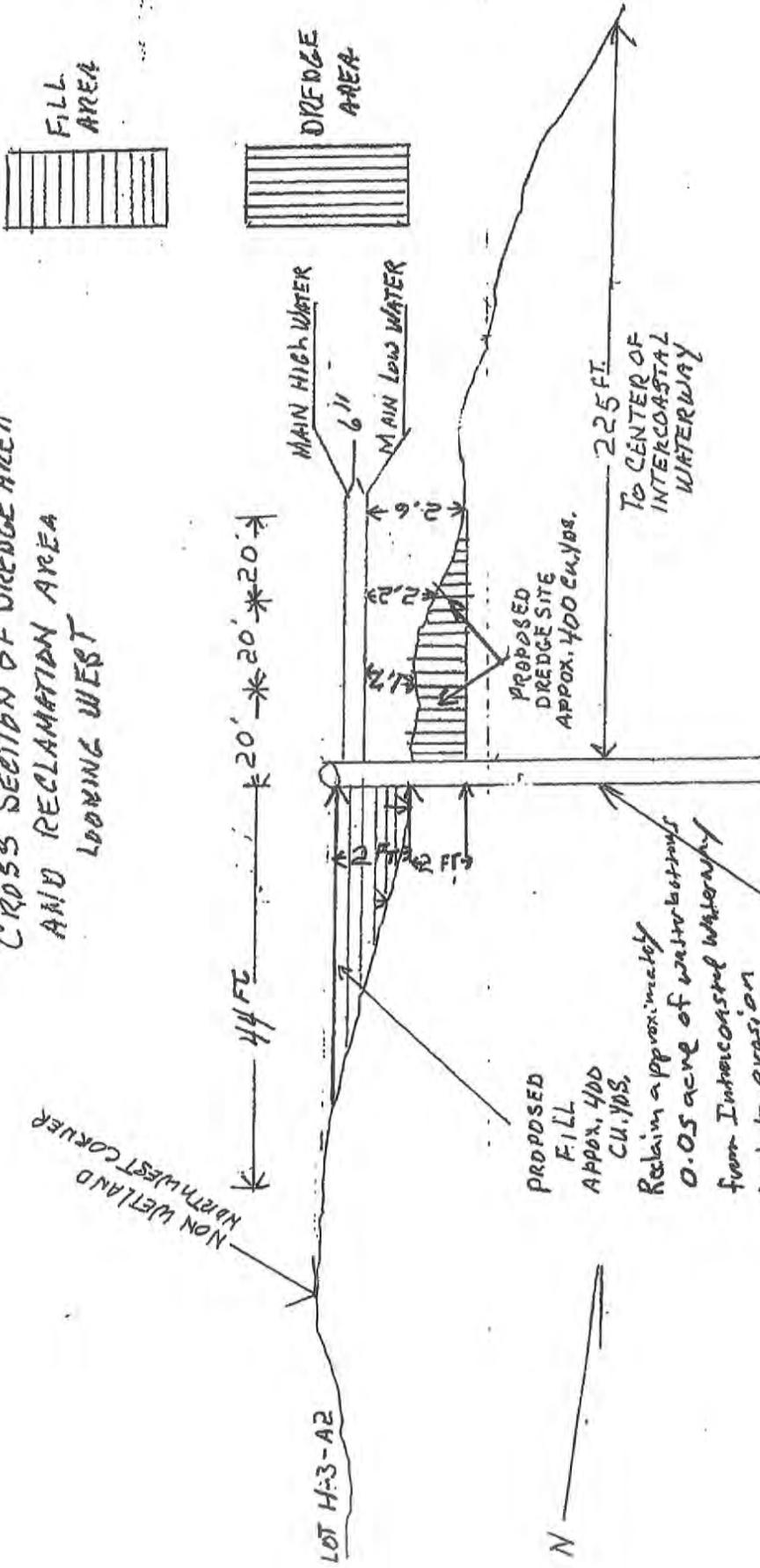
DRAWINGS NOT TO SCALE

CROSS SECTION OF MOUND  
NORTH END



FILL DIRT TO BE HAULD  
IN WITH TRUCKS APPROX. 1349 CU YDS

CROSS SECTION OF DREDGE AREA  
AND RECLAMATION AREA  
LOOKING WEST



PROPOSED BULKHEAD  
DREDGE AND FILL  
ON INTERCOASTAL WATERWAY  
AT: 1290 JEAN LAFITTE BLVD.  
LAFITTE, LA. 70067

PROPOSED  
BULKHEAD  
100 FT x 6" PVC SHEET PILE  
10 FT WING WALL EAST SIDE  
30 FT. WING WALL WEST SIDE

PROPOSED  
FILL  
APPROX. 400  
CU. YDS.  
Retain approximately  
0.05 acre of waterbottoms  
from Intercoastal Waterway  
lost to erosion

DATE 5-28-13