

JOINT PUBLIC NOTICE

March 9, 2015

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 Certifications
Post Office Box 4313
Baton Rouge, Louisiana 70821-4313

(504) 862-2045
jennifer.e.burkett@usace.army.mil
Project Manager
Jennifer Burkett
Permit Application Number
MVN 2013-1853 EBB

(225) 219-3225
Project Manager
Elizabeth Johnson
WQC Application Number
WQC 150309-01

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).

BOATHOUSE ON BOGUE FALAYA RIVER IN ST. TAMMANY PARISH

NAME OF APPLICANT: David John Skansi at 4978 Pontchartrain Drive, Slidell, Louisiana 70458.

LOCATION OF WORK: On the Bogue Falaya River, at 830 South New Hampshire Street, Covington, in St. Tammany Parish, Louisiana, as shown on the attached drawings.

HUC: 08090201; Liberty Bayou – Tchefuncte River

The work described below was completed prior to obtaining a Department of the Army permit and was in violation of Section 10 of the Rivers and Harbors Act and Section 301 of the Clean Water Act. All legal issues concerning the unauthorized work have been deferred.

CHARACTER OF WORK: To install and maintain a 15' x 30' boat house, 10' x 50' deck, and 337.5' of bulkheading with backfill, and to dredge a boatslip. The structures will extend 16' into the river, which is approximately 125' wide at this location. Part of this project was authorized under a NOD-128 on October 22, 2013, and additional unauthorized work has since been completed. Project implementation will require dredging of 0.05 acre and fill of 0.052 acre of non-vegetated water bottom. No adverse impacts to special aquatic sites are proposed; no compensatory mitigation is anticipated at this time.

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. **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.**

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 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, 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 endangered by the U.S. Departments of Commerce, nor affect any habitat designated as critical to the survival and recovery of any endangered species. Our initial finding is that the proposed work have "no effect" on either the dusky gopher frog (*Rana sevosia*) or the gopher tortoise (*Gopherus polyphemus*) listed as endangered by the U.S. Department of Interior, nor affect any habitat designated as critical to the survival and recovery of this species. Concurrence has been received from the US Fish and Wildlife Service per the Standard Local Operating Procedure for Endangered Species in Louisiana, dated October 22, 2014.

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 0.1 acre 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.

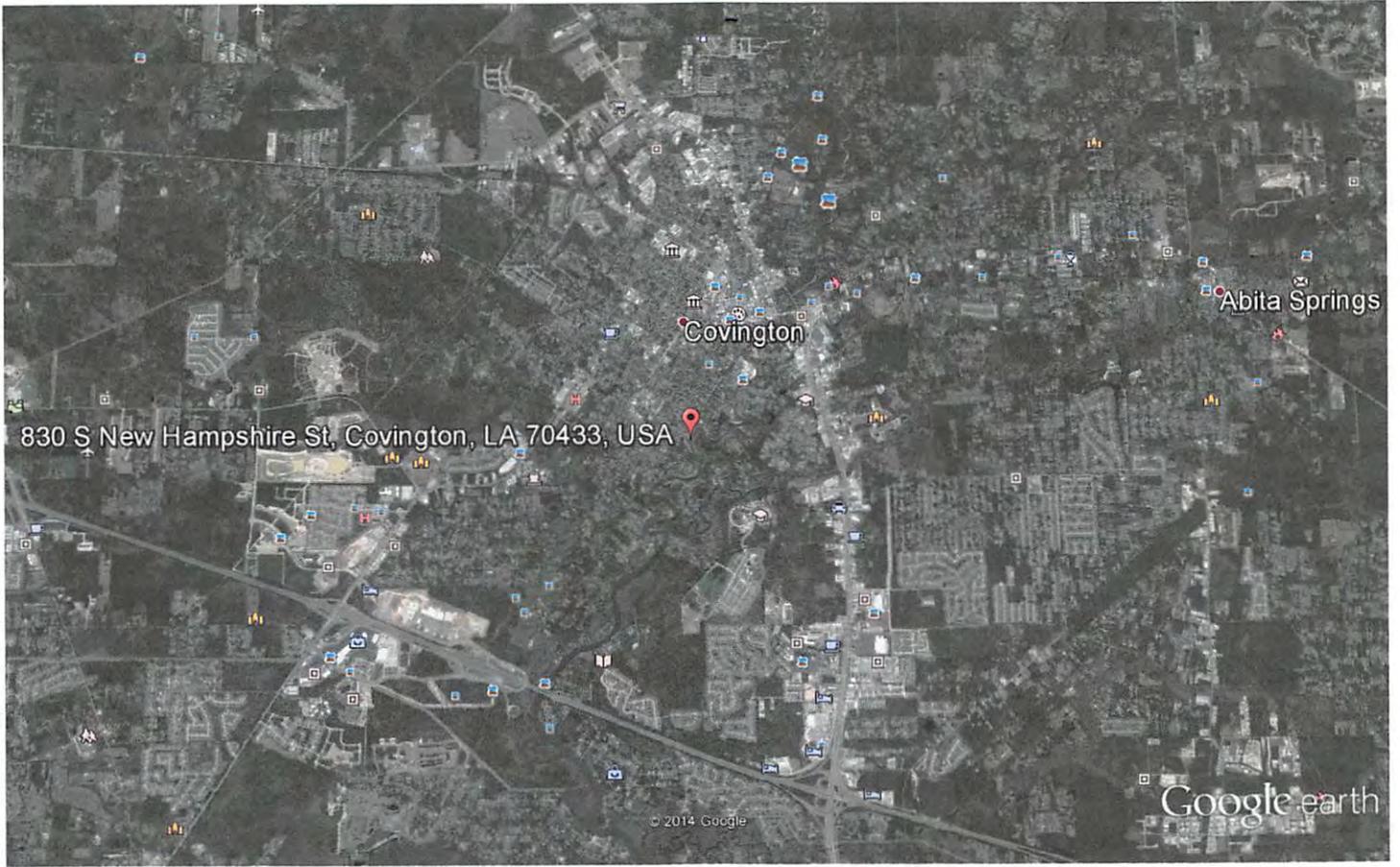
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. Also, a certification that the proposed activity will not 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.

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

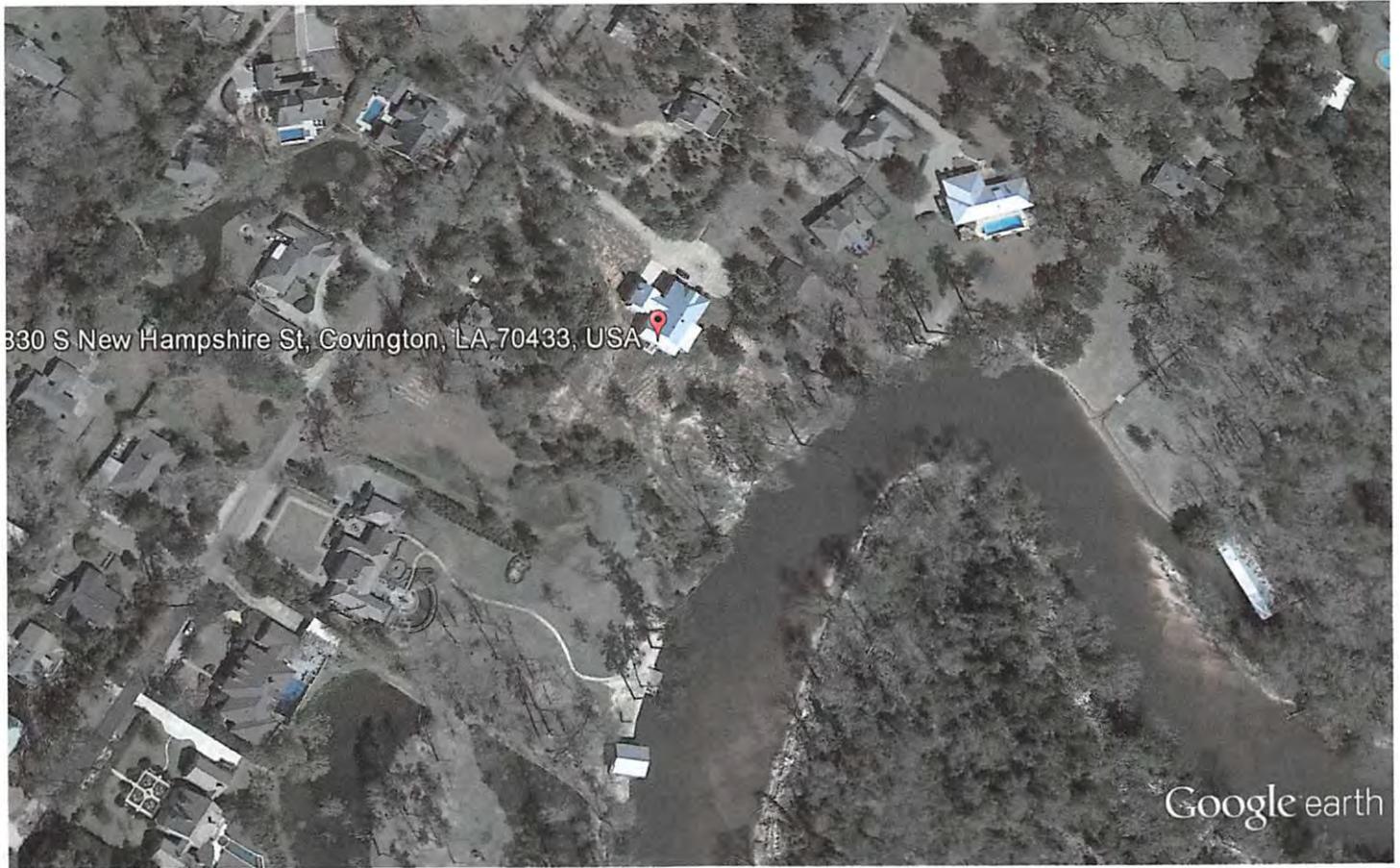
Enclosure



Google earth

miles
km





Google earth

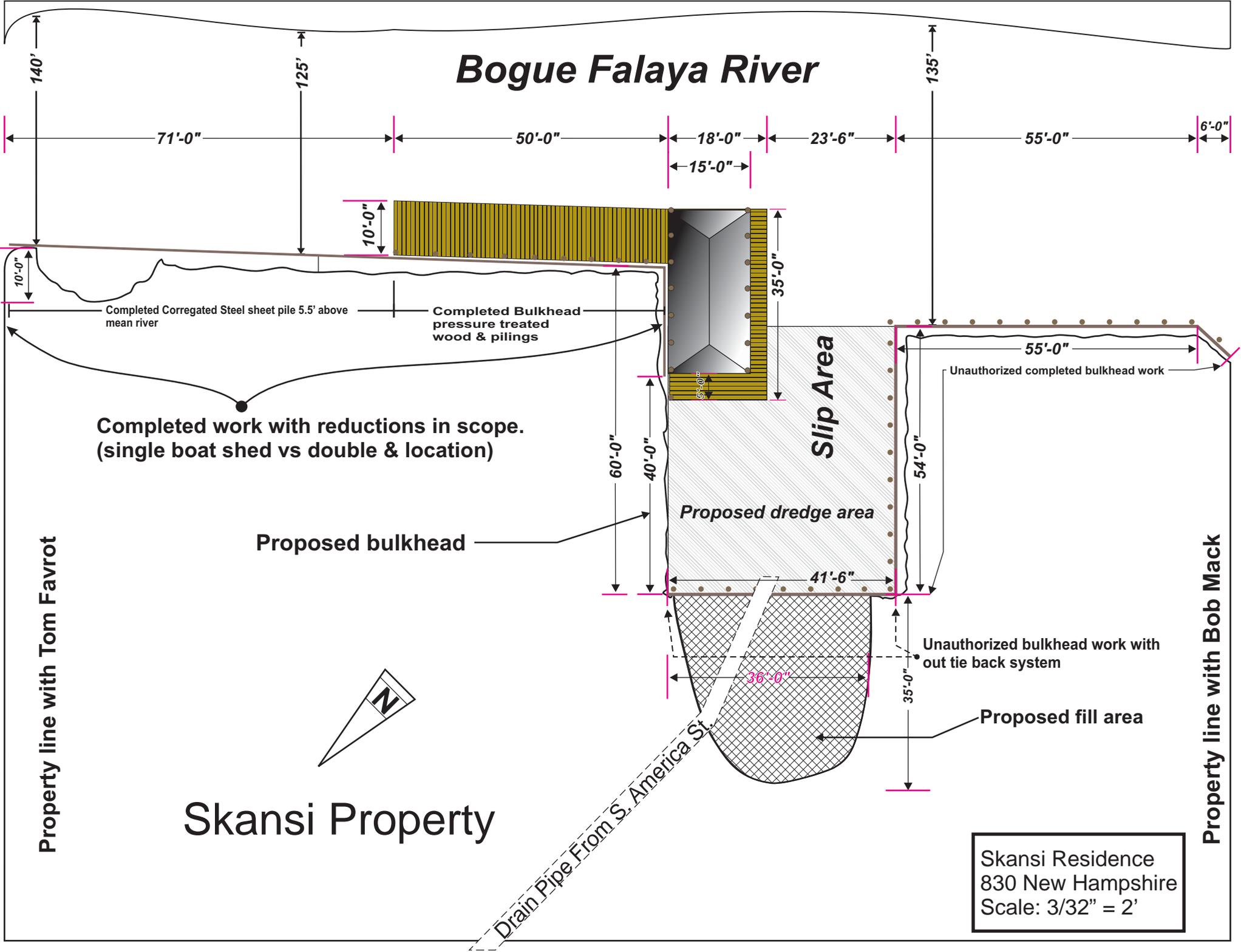
feet 700
meters 200



Shanin Residence
830 S. New Hampshire St.
Covington, La 70433

* Reported by Darryl St. Tammany Engineering
this part (north I-12 & south of Boston St.) of the
Boque Salaya River is app. 15' - 21' above sea -
level.

Bogue Falaya River



Completed work with reductions in scope.
(single boat shed vs double & location)

Proposed bulkhead

Proposed dredge area

Slip Area

Unauthorized completed bulkhead work

Unauthorized bulkhead work with out tie back system

Proposed fill area



Skansi Property

Drain Pipe From S. America St.

Skansi Residence
830 New Hampshire
Scale: 3/32" = 2'

Property line with Tom Favrot

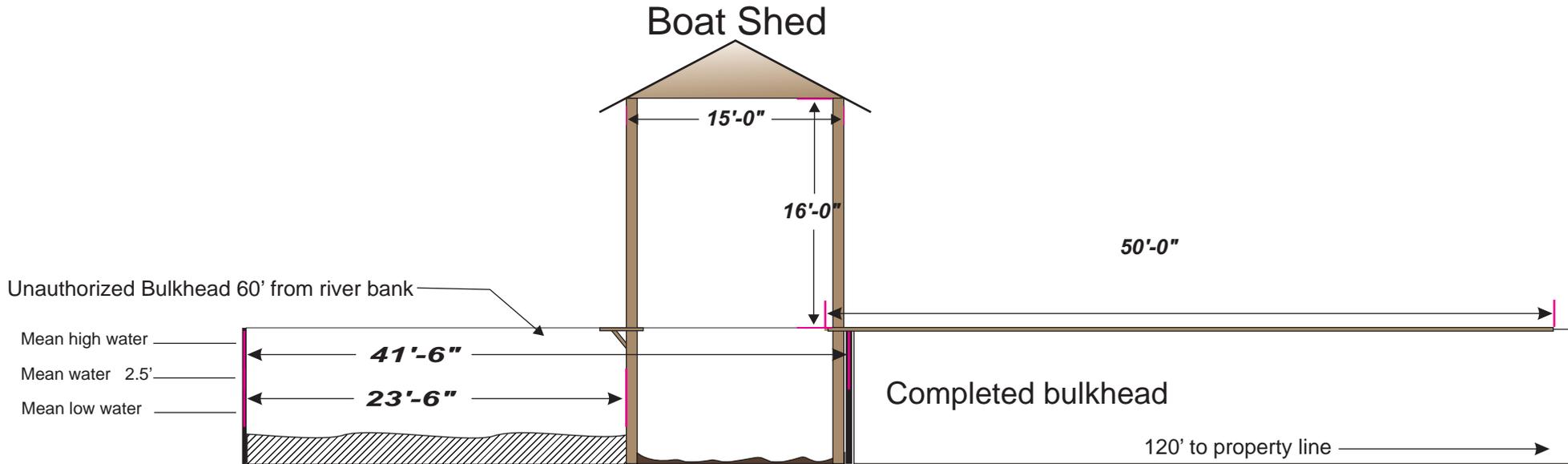
Property line with Bob Mack

← Down river

Up river →

← Bob Mack property line

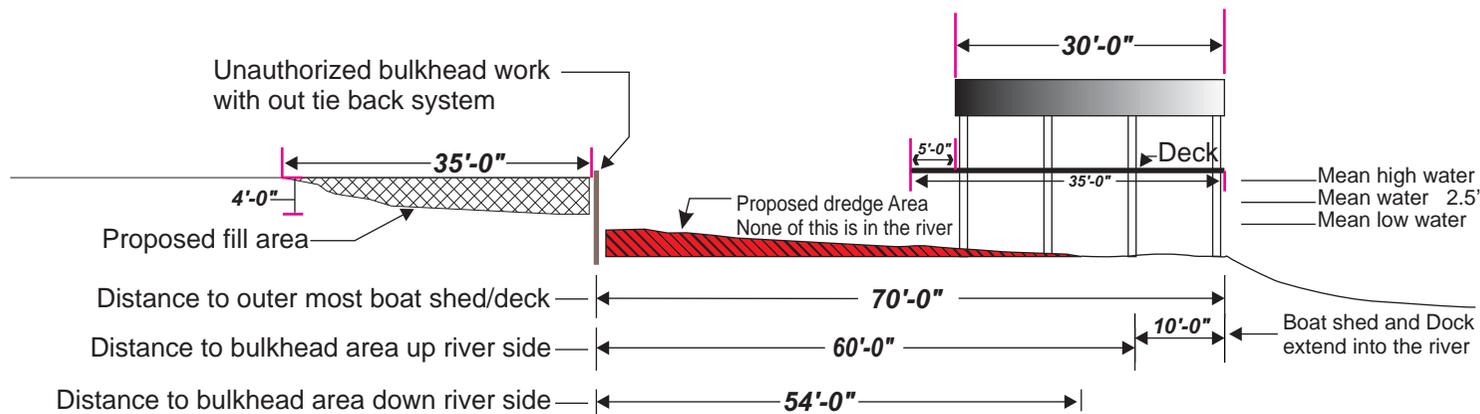
Tom Favrot property line →



Proposed dredge area in existing slip area 1,996 sq. ft. None of the slip area is in the Bogue Falaya River.

Skansi Property
830 S. New Hampshire
Scale 3/32"=1'
Slip area 1996 sq. ft.

Bogue Falya River



Skansi Property
830 S. New Hampshire
Scale 3/32"=2'
Slip area 1787 aq. ft.
Mean River 2.5'