



DEPARTMENT OF THE ARMY
NEW ORLEANS DISTRICT, CORPS OF ENGINEERS
P.O. BOX 60267
NEW ORLEANS, LOUISIANA 70160-0267

January 27, 2013

REPLY TO
ATTENTION OF

Operations Division
Eastern Evaluation Section

Project Manager
Stephanie Castaing
Stephanie.L.Castaing@usace.army.mil
(504) 862-1564

SUBJECT: MVN 2013-3046-EPP

PUBLIC NOTICE

Interested parties are hereby notified that an application has been received by the District engineer for a Department of the Army permit to authorize the following 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).

**Install and maintain a boatshed within Bayou La Loutre,
in St. Bernard Parish, Louisiana**

NAME OF APPLICANT: Virgilio Rayneri, % N & N Construction, Attn: Debbie Mones, 317 E. Magistrate Street, Chalmette, Louisiana, 70043.

LOCATION OF WORK: Located within Bayou La Loutre, at 5618 Hopedale Highway, in Saint Bernard Parish, Louisiana, as shown on the enclosed drawings.

Latitude: 29.81854/Longitude: -89.6536, Hydrologic Unit Code 08090203 – Eastern Louisiana Coastal

CHARACTER OF WORK: Install and maintain a 30' x 48' covered boatshed. No dredging and/or fill activities are proposed. The applicant maintains that no jurisdictional wetlands would be directly affected by this action, thus no compensatory mitigation is anticipated.

The comment period will close **15 days** from the date of this public notice advertisement. Written comments, including suggestions for modifications or objections to the proposed work, stating reasons therefore, are being solicited from anyone having interest in this permit request. Letters must reference the applicant's name and the subject number, be addressed and mailed to the above address, 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, 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 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 up to 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 water quality standards will be required from the Department of Environmental Quality, Water Quality Certifications Section 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.

Michael V. Farabee
Chief, Eastern Evaluation Section

Enclosures

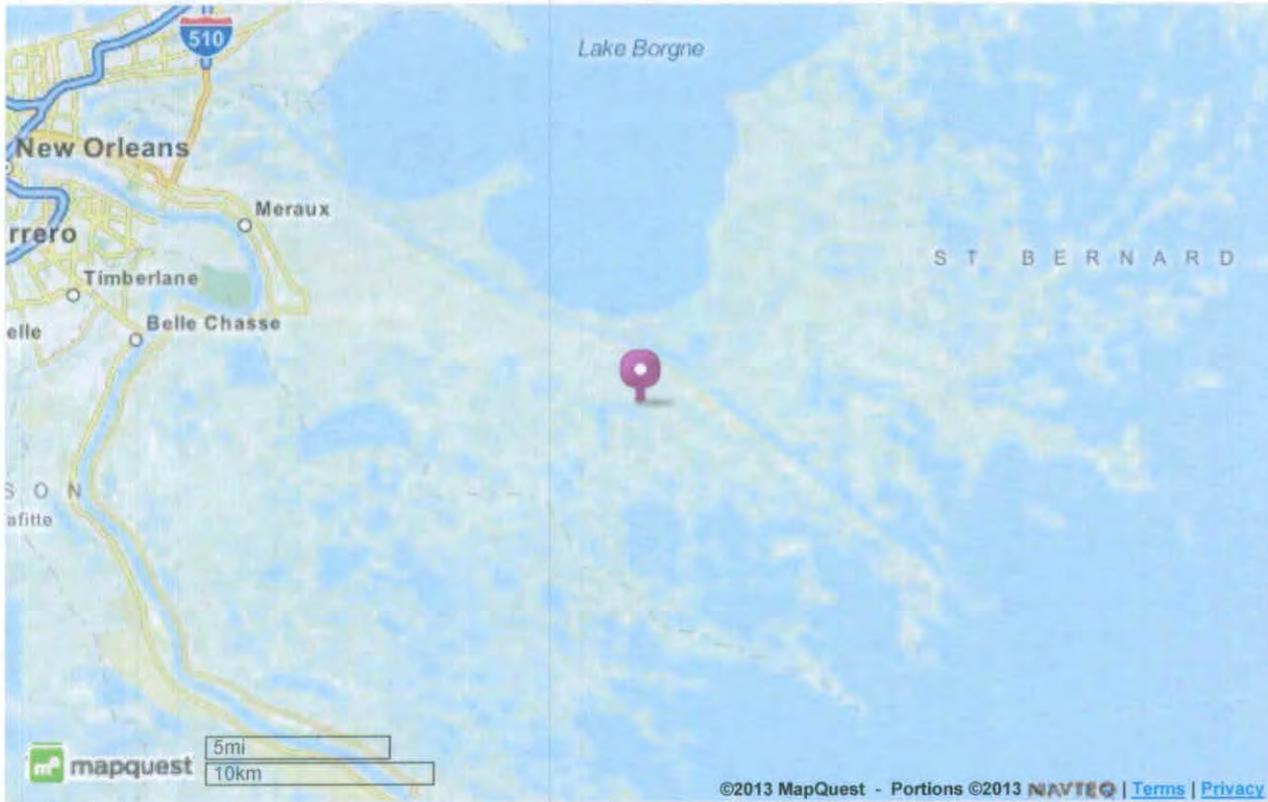


Map of:
5618 Hopedale Hwy
Saint Bernard, LA 70085-4790

Notes

FREE NAVIGATION APP
SELECT: IPHONE ANDROID

Enter your mobile number

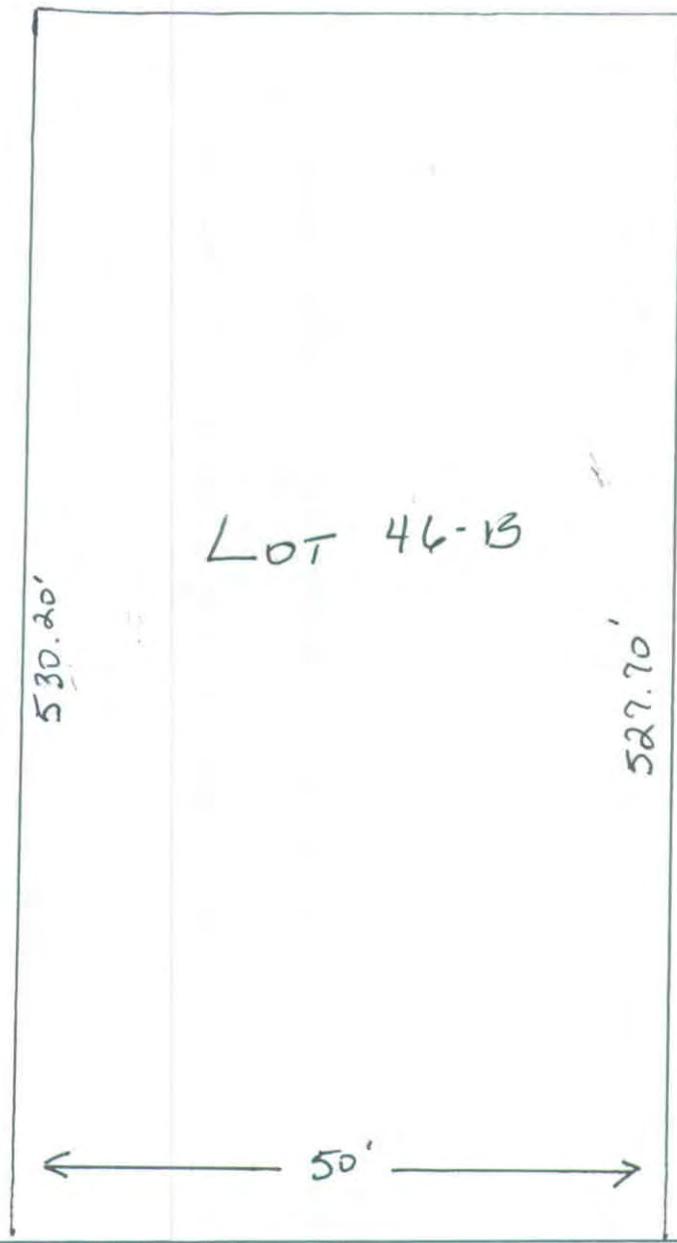


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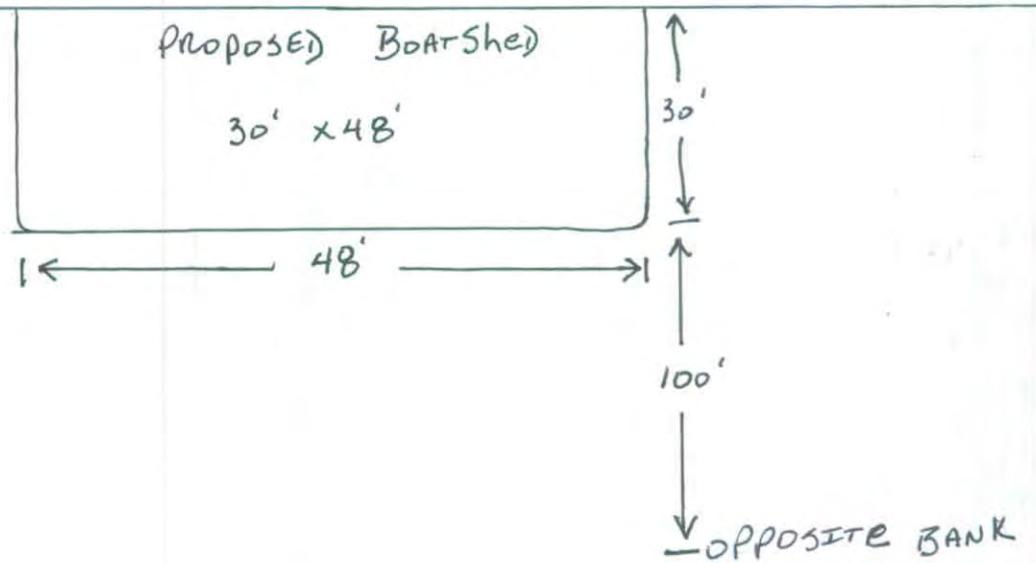
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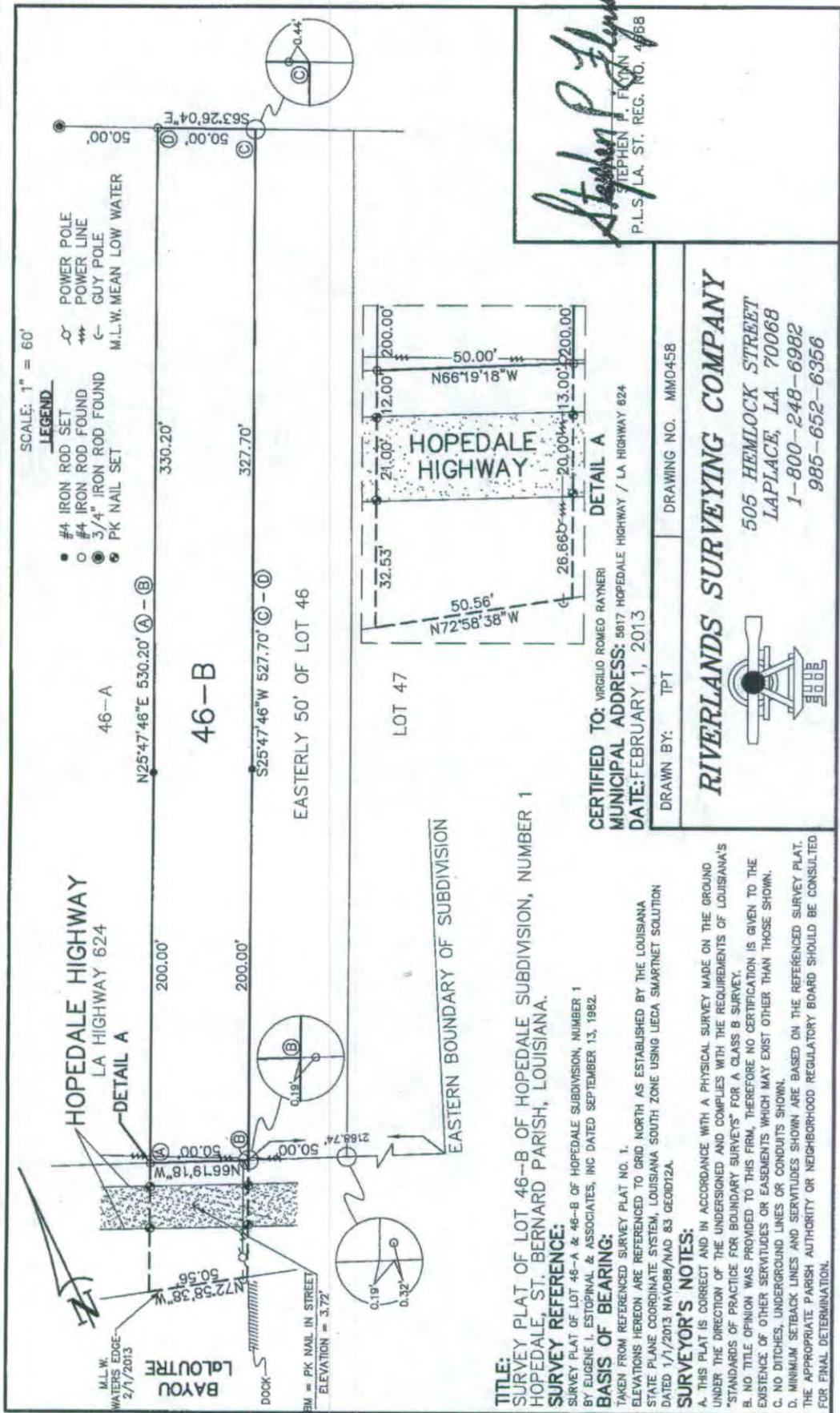


5618 Delacroix Hwy



Hopedale Highway





SCALE: 1" = 60'

LEGEND

- #4 IRON ROD SET
- #4 IRON ROD FOUND
- ⊙ 3/4" IRON ROD FOUND
- ⊙ PK NAIL SET
- ⚡ POWER POLE
- ⚡ POWER LINE
- ⚡ GUY POLE
- ← M.L.W. MEAN LOW WATER

HOPEDALE HIGHWAY
LA HIGHWAY 624
DETAIL A

M.L.W.
WATERS EDGE
2/1/2013

BAYOU
LALOUTRE

DOCK
BM = PK NAIL IN STREET
ELEVATION = 3.72'

EASTERLY 50' OF LOT 46

LOT 47

EASTERN BOUNDARY OF SUBDIVISION



TITLE:
SURVEY PLAT OF LOT 46-A & 46-B OF HOPEDALE SUBDIVISION, NUMBER 1
HOPEDALE, ST. BERNARD PARISH, LOUISIANA.

SURVEY REFERENCE:

SURVEY PLAT OF LOT 46-A & 46-B OF HOPEDALE SUBDIVISION, NUMBER 1
BY EUGENE I. ESTOPINAL & ASSOCIATES, INC DATED SEPTEMBER 13, 1982.

BASIS OF BEARING:

TAKEN FROM REFERENCED SURVEY PLAT NO. 1.
ELEVATIONS HEREON ARE REFERENCED TO GRID NORTH AS ESTABLISHED BY THE LOUISIANA
STATE PLANE COORDINATE SYSTEM, LOUISIANA SOUTH ZONE USING UECA SMARTNET SOLUTION
DATED 1/1/2013 NAVD83/NA083 GEOID12A.

SURVEYOR'S NOTES:

- A. THIS PLAT IS CORRECT AND IN ACCORDANCE WITH A PHYSICAL SURVEY MADE ON THE GROUND UNDER THE DIRECTION OF THE UNDERSIGNED AND COMPLIES WITH THE REQUIREMENTS OF LOUISIANA'S "STANDARDS OF PRACTICE FOR BOUNDARY SURVEYS" FOR A CLASS B SURVEY.
- B. NO TITLE OPINION WAS PROVIDED TO THIS FIRM, THEREFORE NO CERTIFICATION IS GIVEN TO THE EXISTENCE OF OTHER SERVITUDES OR EASEMENTS WHICH MAY EXIST OTHER THAN THOSE SHOWN.
- C. NO DITCHES, UNDERGROUND LINES OR CONDUITS SHOWN.
- D. MINIMUM SETBACK LINES AND SERVITUDES SHOWN ARE BASED ON THE REFERENCED SURVEY PLAT. THE APPROPRIATE PARISH AUTHORITY OR NEIGHBORHOOD REGULATORY BOARD SHOULD BE CONSULTED FOR FINAL DETERMINATION.

CERTIFIED TO: VIRGILIO ROMEO RAYNERI
MUNICIPAL ADDRESS: 5917 HOPEDALE HIGHWAY / LA HIGHWAY 824
DATE: FEBRUARY 1, 2013

DRAWN BY: TPT
DRAWING NO. MM0458

RIVERLANDS SURVEYING COMPANY



505 HEMLOCK STREET
LAPLACE, LA. 70068
1-800-248-6982
985-652-6356

Stephen P. Flynn
STEPHEN P. FLYNN
P.L.S. LA. ST. REG. NO. 4668

PROPOSED BOAT SHED FOR VIRGILIO RAYNERI

5618 HOPEDALE HWY.

BAYOU LA LOUTRE

N 29° 49' 06.76"
W 89° 39' 12.96"

100'

OPPOSITE BANK

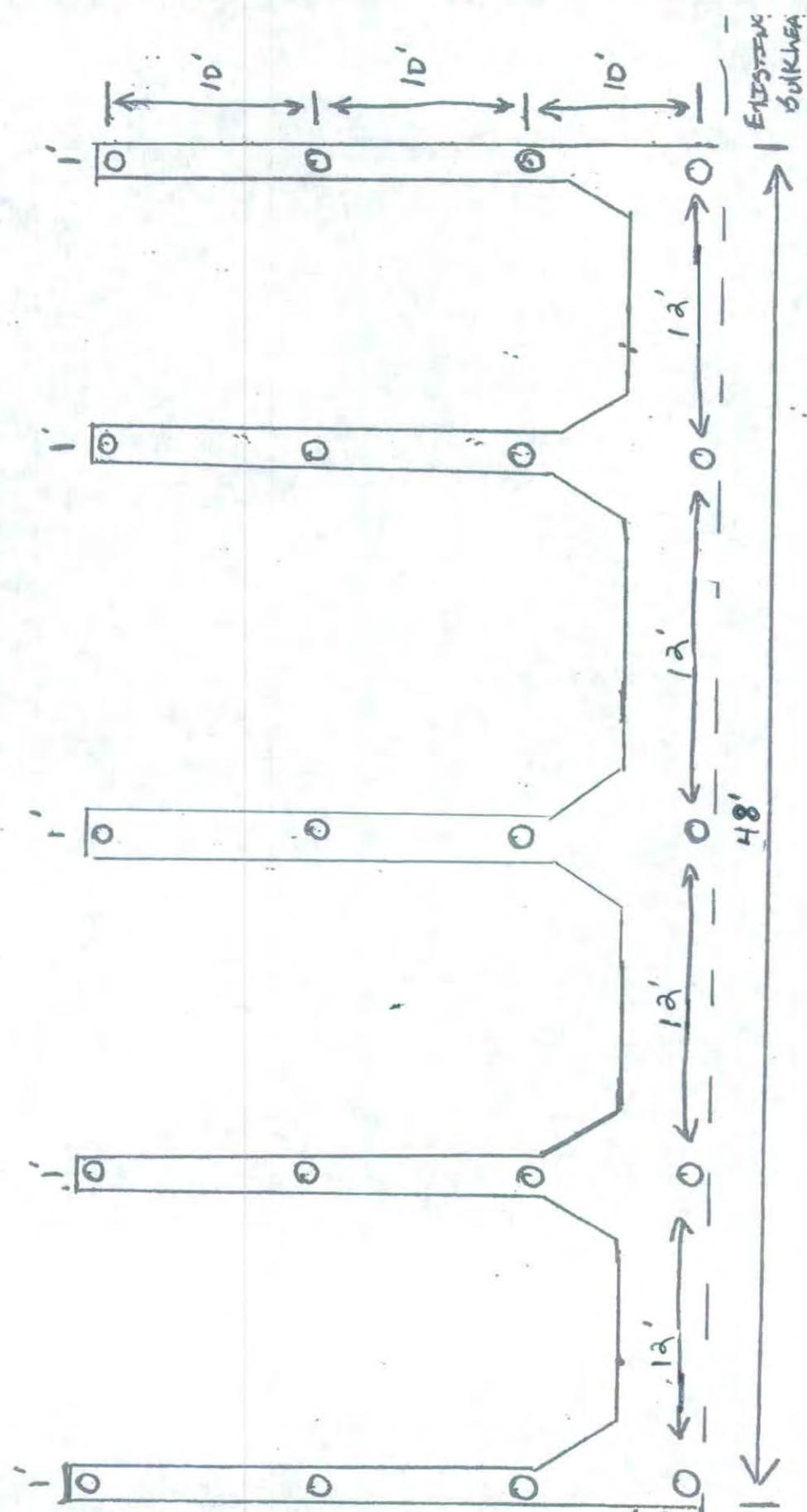


30'

MLW = 0.0

MHW = 1.5'

15'



50'

R

R

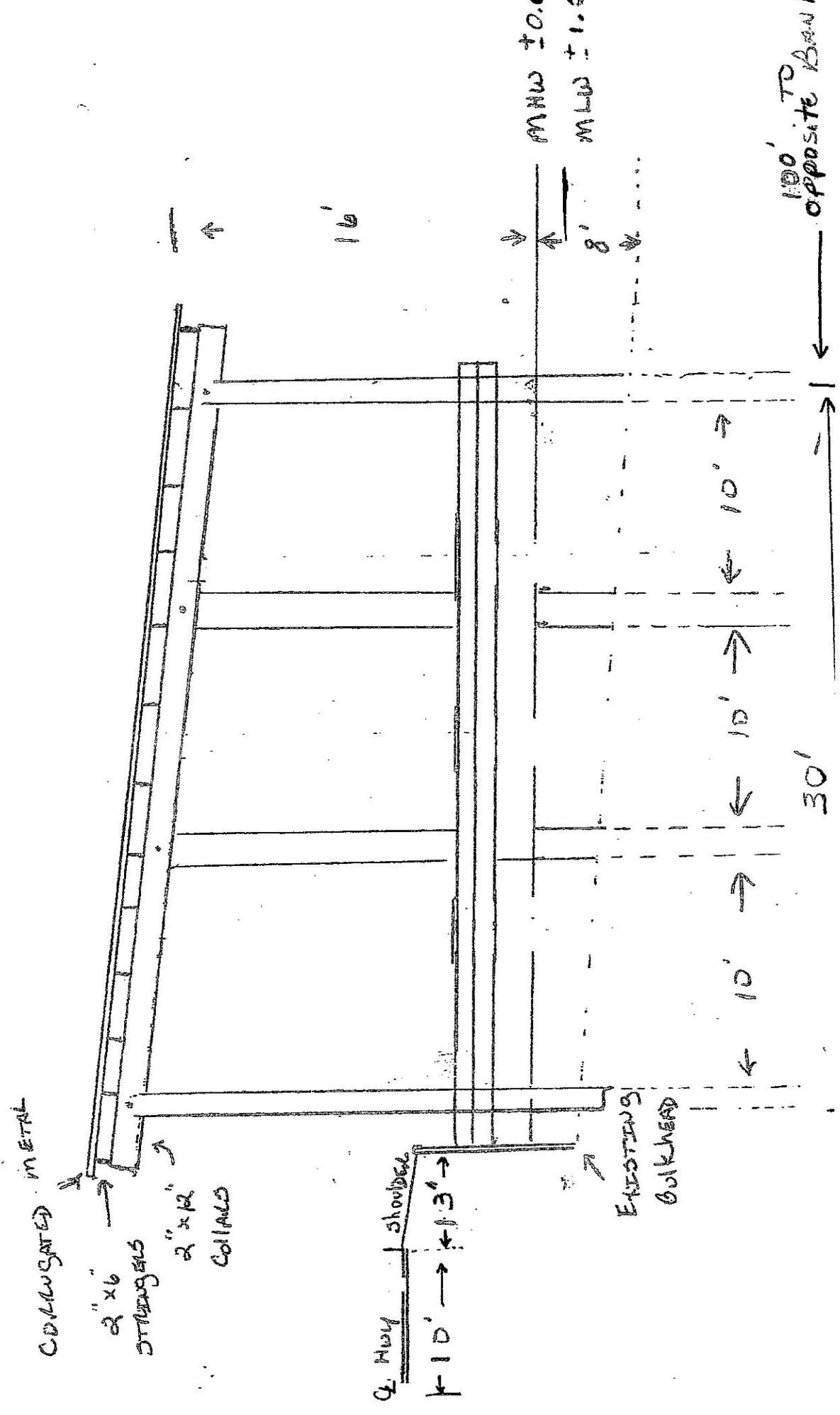
PROPOSED BOAT SHED FOR VIRGILIO KAYNERI

5618 HOPEDALE HWY.

BAYOU LA LOUTRE

PARO131665

N 29° 49' 06.76"
W 89° 39' 12.96"



Your application may be eligible for expedited review if you include these notes:

1. All structures built under the authorization and conditions of this permit shall be removed from the site upon abandonment of the facilities for the herein permitted use, or when these structures fall into a state of disrepair such that they can no longer function as intended. This condition does not preclude the necessity for revising the current permit or obtaining a separate Coastal Use Permit, should one be required, for such removal activities.
 2. As-built drawings and/or plats shall have written on them the date of completion of said activities and shall be submitted to the Louisiana Department of Natural Resources, Office of Coastal Management, P.O. Box 44487, Baton Rouge, LA 70804-4487 within 30 days following project completion.
 3. In order to ensure the safety of all parties, the permittee shall contact the Louisiana One Call (LOC) system (1-800-272-3020) a minimum of 48 hours prior to the commencement of any excavation (digging, dredging, jetting, etc). or demolition activity.
 4. Structures will be marked/lighted in accordance with U.S. Coast Guard regulations.
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