



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

September 22, 2014

REPLY TO
ATTENTION OF

Operations Division
Central Evaluation Section

Project Manager
Christine Thibodeaux
Christine.Thibodeaux@usace.army.mil
(504) 862-2278

SUBJECT: MVN 2014-01824-CJ

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).

**PERMINT MODIFICATION FOR BARGE FLEETING ON THE MISSISSIPPI RIVER,
IN ST. JAMES PARISH, LOUISIANA**

NAME OF APPLICANT: ACL Transportation Services: c/o Gulf South Engineering & Testing, 2201 Aberdeen Street, Suite B, Kenner, Louisiana 70062.

LOCATION OF WORK: The project is located on the right descending bank of the Mississippi River, at about 152 miles above Head Of Passes, in Vacherie, Louisiana, St. James Parish, as shown on the enclosed drawings.

Latitude: 30.00995/Longitude: -90.76993, Hydrologic Unit Code 08070100 – Lower Mississippi–Lake Maurepas

CHARACTER OF WORK: Install and maintain 15, 3-pile mooring dolphins for barge fleeting expansion.

The comment period for the Department of the Army Permit will close **30 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 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.

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.

The proposed activity is located in waters known to be utilized by the pallid sturgeon (*Scaphirhynchus albus*), which is a listed species under the Endangered Species Act (ESA). The Corps' determination is that the project, as proposed, is "not likely to adversely affect" the pallid sturgeon.

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 N/A 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 water quality standards will be required from the Department of Environmental Quality, before a permit is issued.

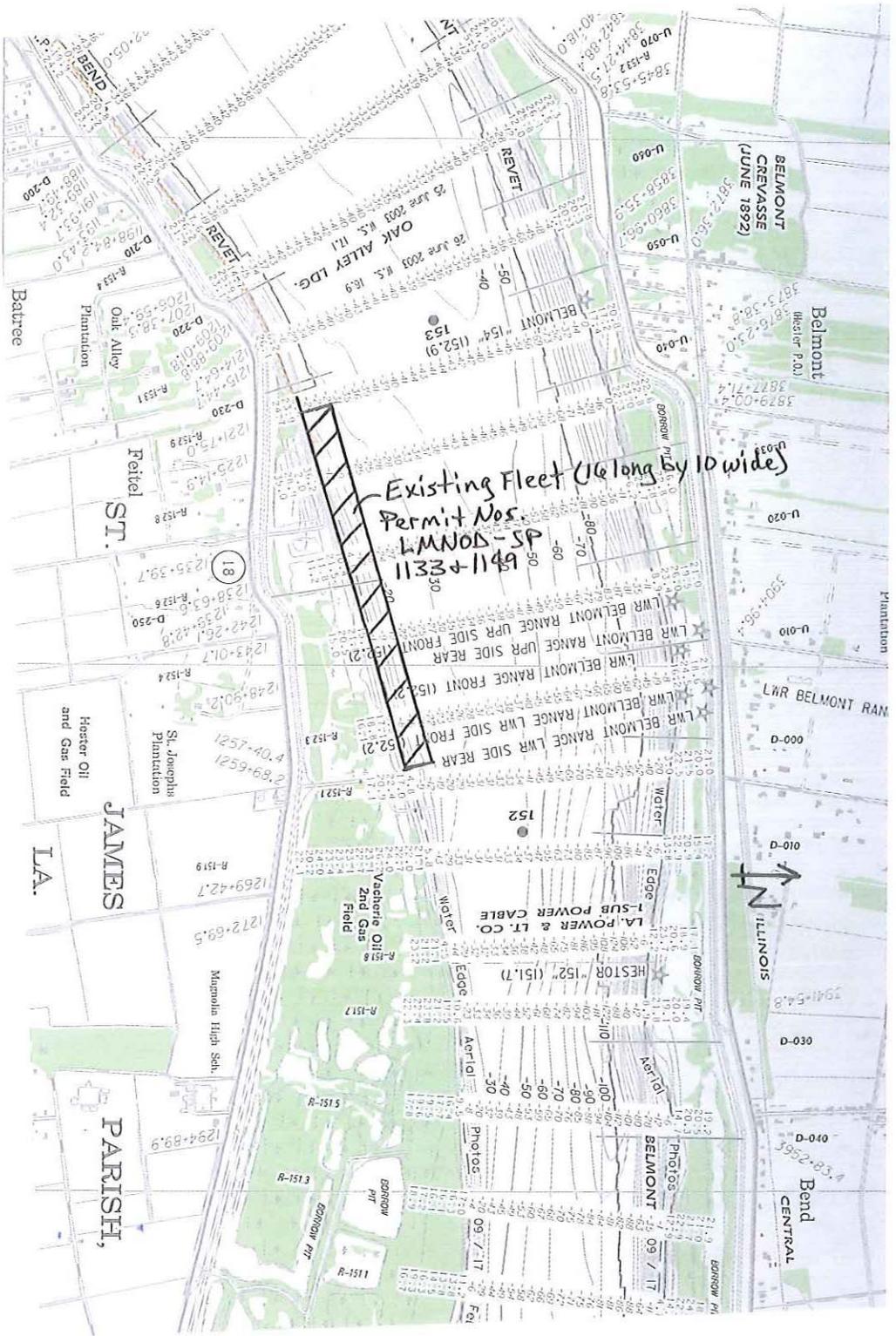
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

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

Enclosures



Date: 06/20/2014

Gulf South File
14-509



ACL Transportation Services

Barge Fleet Expansion

Upper Armant Fleet, MR, RDB, MP 152, LMNOD-SP 1133 & 1149
St. James Parish, LA

For
ACL Transportation Services
New Orleans, LA

Vicinity Map

Figure 1



Google earth



Date: 6/20/2014

Gulf South File
14-509

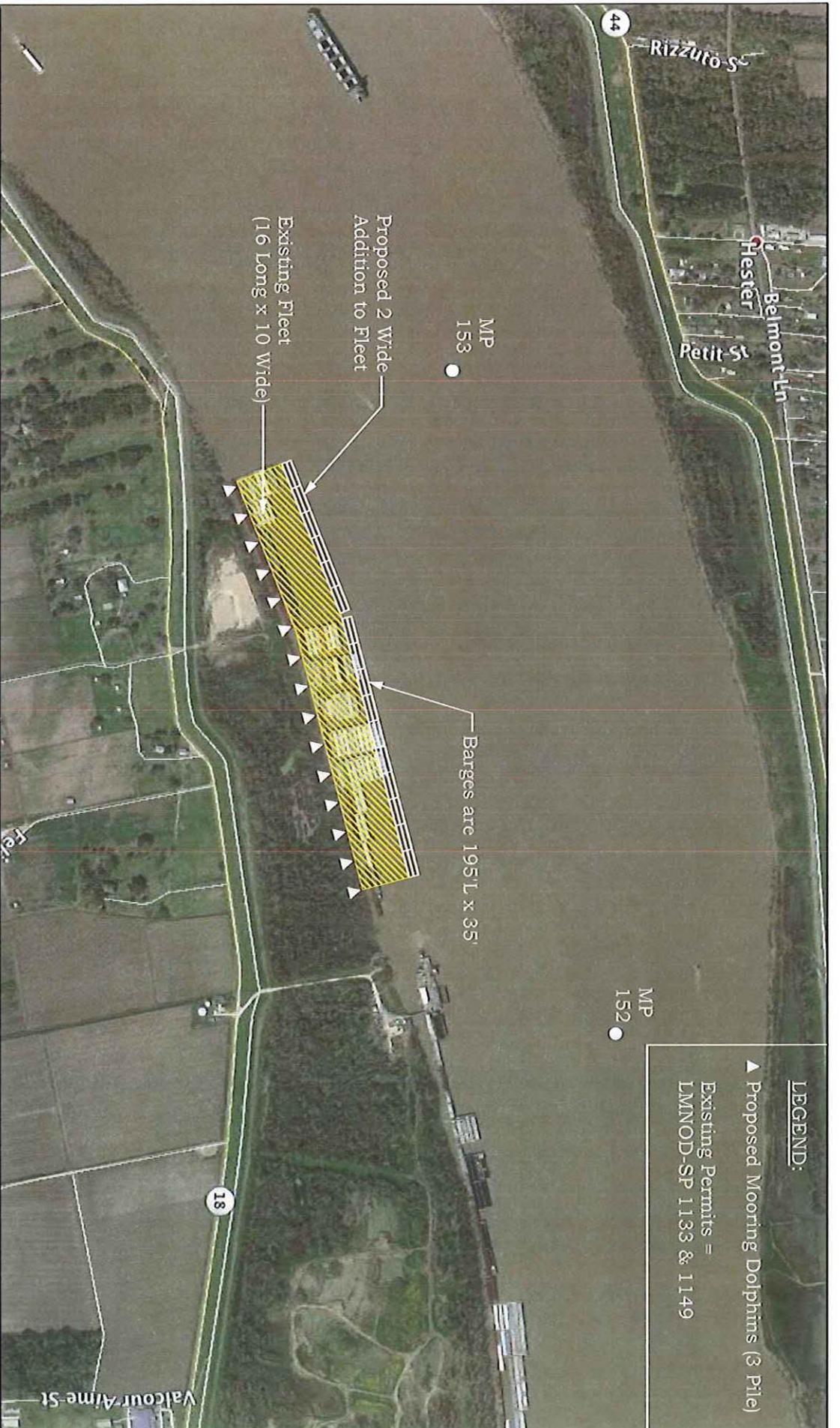


ACL Transportation
Services
Barge Fleet Expansion
Upper Armant Fleet
MR, RDB, MP 152
St. James Parish, LA

For
ACL Transportation
Services
New Orleans, LA

Aerial View

Figure 2



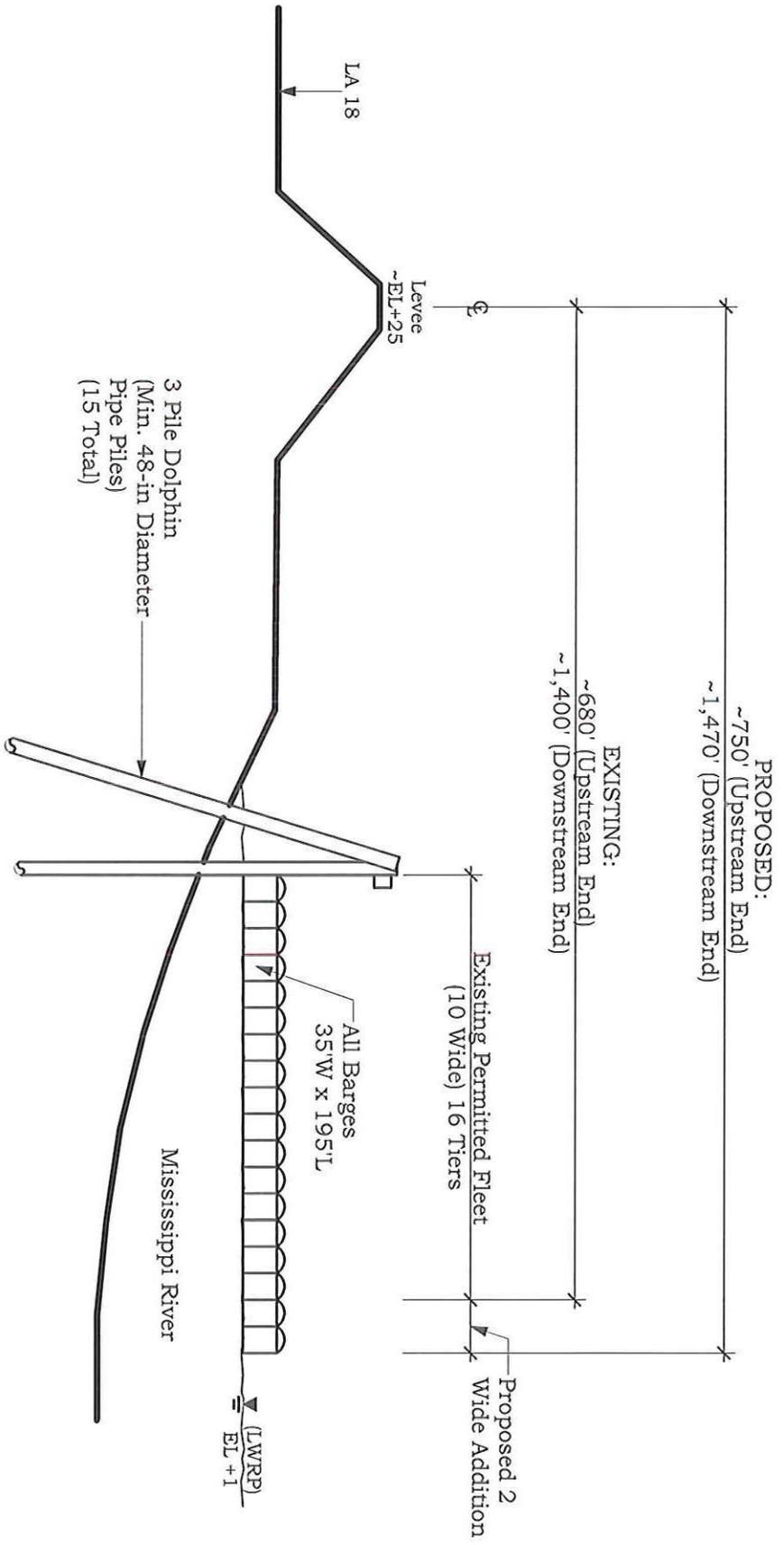
GULF SOUTH FILE 14-509
(DATE: 06/19/14)

ACL Transportation Barge Fleet Expansion
Upper Armant Fleet, MR, RDB, MP 152
St. James Parish, LA



ACL Transportation
Services
New Orleans, LA

Site Plan
Figure No. 3



GULF SOUTH FILE 14-509
 (DATE: 06/19/14)



ACL Transportation Barge Fleet Expansion
 Upper Armant Fleet, MR, RDB, MP 152
 St. James Parish, LA

ACL Transportation Services
 New Orleans, LA

Profile
Figure No. 4

Notes

1. The pallid sturgeon (*Scaphirhynchus albus*) may occur in water bodies near this proposed project. The pallid sturgeon is listed as endangered under the Endangered Species Act (16 U.S.C. 1531-1544) and is confined to the Mississippi and Atchafalaya Rivers in southern Louisiana. This species requires large, turbid, free flowing riverine habitat and is adapted to living close to the bottom of large rivers with sand and gravel bars. Pallid sturgeon typically spawn from May-August, but successful reproduction has been severely reduced due to habitat modification. This includes the loss of habitat through the construction of dams that have modified flows, reduced turbidity and lowered water temperatures. We will take the necessary measures to avoid the breeding season and any degradation of water quality in the Mississippi and Atchafalaya Rivers. If you have any questions, please contact Beau Gregory at 337-491-2576.

<p>Gulf South File 14-509</p>	 <p>GULF SOUTH ENGINEERING AND TESTING, INC. Geotechnical & Materials Consultants</p>	
<p>ACL Transportation Services Barge Fleet Expansion Upper Armant Fleet MR, RDB, MP 152 St. James Parish, LA</p>	<p>For ACL Transportation Services New Orleans, LA</p>	<p>Permit Notes</p>

Notes

1. The area where the project is located may be part of the aboriginal homelands of the Chitimacha Tribe of Louisiana. As such, large villages, burial sites, and sacred sites were in place in that entire area. If at any time during the course of the work, any traditional cultural properties are discovered, Permittee shall immediately contact Kimberly S. Walden (Cultural Director) or Melanie Aymond (Research Coordinator) at (337) 923-9923 or (337) 923-4395. Office hours are Monday through Thursday from 7:30 A.M. - 5:00 P.M. and on Friday between 7:30 A.M. - 11:30 A.M. If traditional cultural properties are discovered on the weekend or after business hours, the notification shall be made the next business morning.
2. As-built drawings will be submitted within 30 days of completion of this project to the Louisiana Department of Natural Resources, Office of Coastal Management, P. O. Box 44487, Baton Rouge, LA 70804-4487.
3. All structures, facilities, well and pipelines/flowlines occurring in open water areas or in oilfield canals or slips shall be removed within 120 days of abandonment or the facilities for the herein permitted use unless prior written approval to leave such structures in place is received from the Coastal Management Division. This condition does not preclude the necessity for revising the current permit or obtaining a separate Coastal Use Permit, should one be required.
4. Structures must also be marked/lighted in accordance with U. S. Coast Guard regulations.
5. In order to ensure the safety of all parties, the permittee shall contact the Louisiana One Call System (1-800-272-3020) a minimum of 48 hours prior to the commencement of any excavation (digging, dredging, jetting, etc.) or demolition activity.

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New Orleans, LA**

Permit Notes