JOINT PUBLIC NOTICE

July 7, 2014

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

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

Project Manager: Bobby Quebedeaux
(504) 862-2224 / fax: (504) 862-2574
bobby.d.quebedeaux@usace.army.mil
Permit Application Number:
MVN-2014-0553-WJJ

Project Manager:
Elizabeth Johnson
(225) 219-3225 / fax: (225) 325-8125
WQC Application Number:
WQC-140328-01

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).

The application has also been mailed to the Louisiana Department of Environmental Quality, for a Water Quality Certification (WQC) in accordance with statutory authority contained in Louisiana Revised Statute 30:2074 A(3), and provisions of Section 401 of the Clean Water Act (P.L. 95-17).

CONSTRUCT A NEW LEVEE IN TERREBONNE PARISH

NAME OF APPLICANT: Terrebonne Levee & Conservation District, Attn: Reggie Dupre, 220 A Clendenning Road, Houma, Louisiana 70363

LOCATION OF WORK: At LA-55/Montegut Road in Terrebonne Parish, Louisiana as shown on the attached vicinity map (29.39922, -90.58805, Hydrologic Unit Code 08090302, Bayou Terrebonne Watershed)

CHARACTER OF WORK: Construct approximately 825 feet of new levee which would tie-in to an existing levee. Project implementation would impact approximately 0.76 acres of jurisdictional emergent wetlands, to be compensated for through the purchase of credits from an approved mitigation bank in the same hydrologic basin.

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 submitted 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 forwarded to the Corps of Engineers at the address above, **ATTENTION: REGULATORY BRANCH**. Individuals or parties may request an extension of time in which to comment on the proposed work by writing, faxing, 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. 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 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 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 may result in the destruction or alteration of **0.76** 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 applicable water quality standards will be required from the Department of Environmental Quality, before a permit is issued.

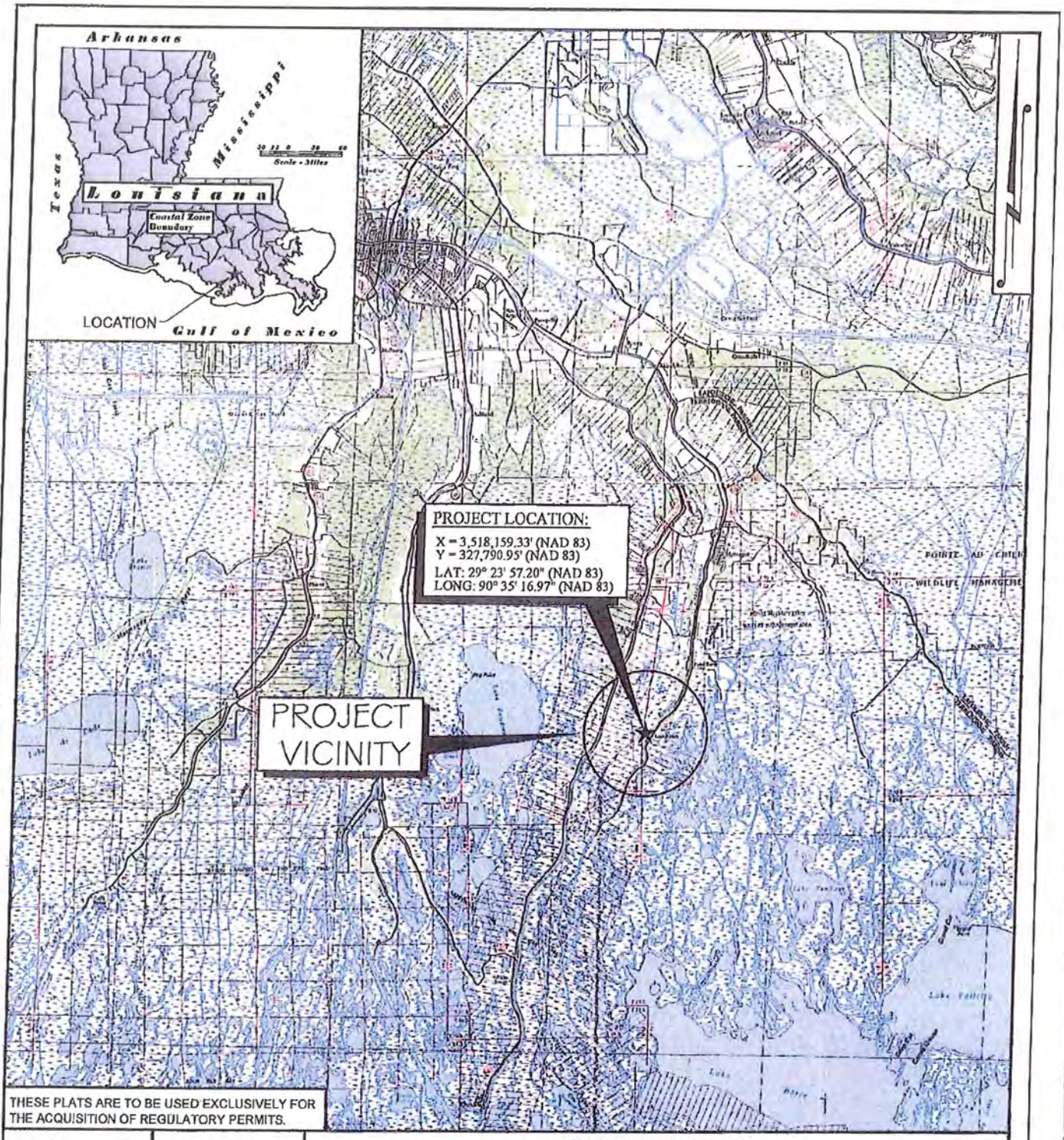
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

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.

Darrell S. Barbara
Chief, Western Evaluation Section
Regulatory Branch

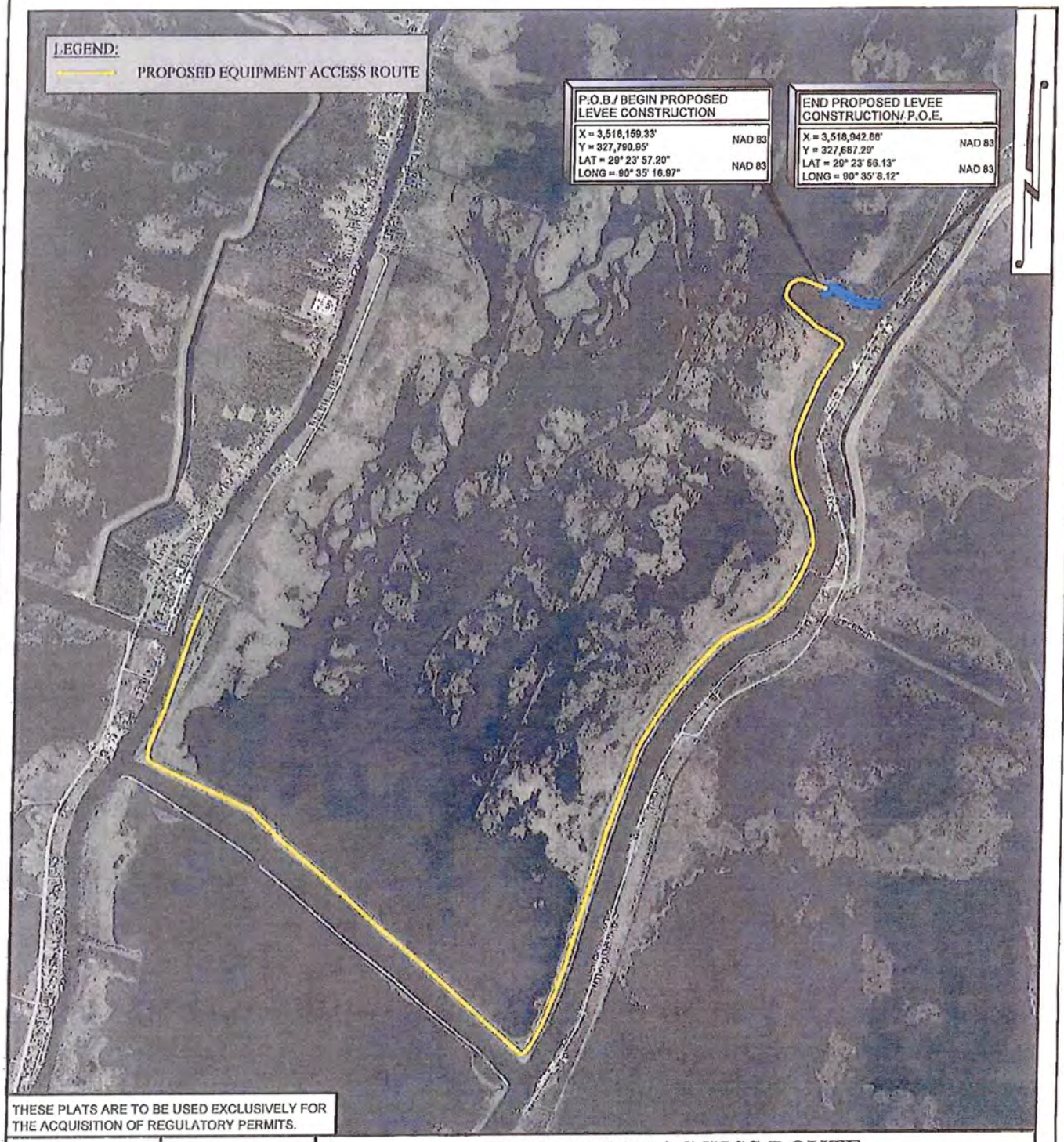
Enclosure



THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

DRAWN BY: SPM	APPROVED BY: KJB	VICINITY MAP
DATE: 02/11/2014	JOB NO: 2009.0233	TERREBONNE LEVEE AND CONSERVATION DISTRICT
DRAWING NAME: 09.0233PTEXACO-1.DWG		PROPOSED LEVEE CONSTRUCTION ALONG REACH I NEAR THE OLD TEXACO SLIP LOCATED IN SECTION 8, T19S-R19E TERREBONNE PARISH, LOUISIANA
SHEET NO: 1 OF 5		
PROJECTION: PROJECTION GEO. DATUM: NAD83 | VERT. DATUM: NAVD88 GRID UNITS: US SURVEY FEET		
SCALE: 1" = 20,000' 20,000' 10,000' 0' 20,000'	T. BAKER SMITH 1918 2018 A CENTURY OF SOLUTIONS 412 South Van Ave, Houma, LA 70363 (985)868-1050 - tbsmith.com	REV. NO: 00 REV. DATE: --/--/-- REV. BY: -- REVISION DESCRIPTION: --

2/11/2014 - P:\Y-2009\2009.0233\DWG\REPAIR - OLD TEXACO SLIP\PERMIT\09.0233PTEXACO-1.DWG



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DRAWN BY:	SPM	APPROVED BY:	KJB
DATE:	02/11/2014	JOB NO:	2009.0233
DRAWING NAME:	09.0233PTEXACO-1.DWG		
SHEET NO:	2 OF 5		

PROJECTION: PROJECTION
GEO. DATUM: NAD83 | VERT. DATUM: NAVD88
GRID UNITS: US SURVEY FEET

SCALE: 1" = 2000'

2000' 1000' 0' 2000'

EQUIPMENT ACCESS ROUTE

TERREBONNE LEVEE AND CONSERVATION DISTRICT

PROPOSED LEVEE CONSTRUCTION ALONG REACH I
NEAR THE OLD TEXACO SLIP
LOCATED IN SECTION 8, T19S-R19E
TERREBONNE PARISH, LOUISIANA

T. BAKER SMITH 1913 2013
A CENTURY OF SOLUTIONS
412 South Van Ave, Houma, LA 70363
(985)868-1050 - tbsmith.com

REV. NO:	00	REV. DATE:	--/--/--	REV. BY:	--

REVISION DESCRIPTION:
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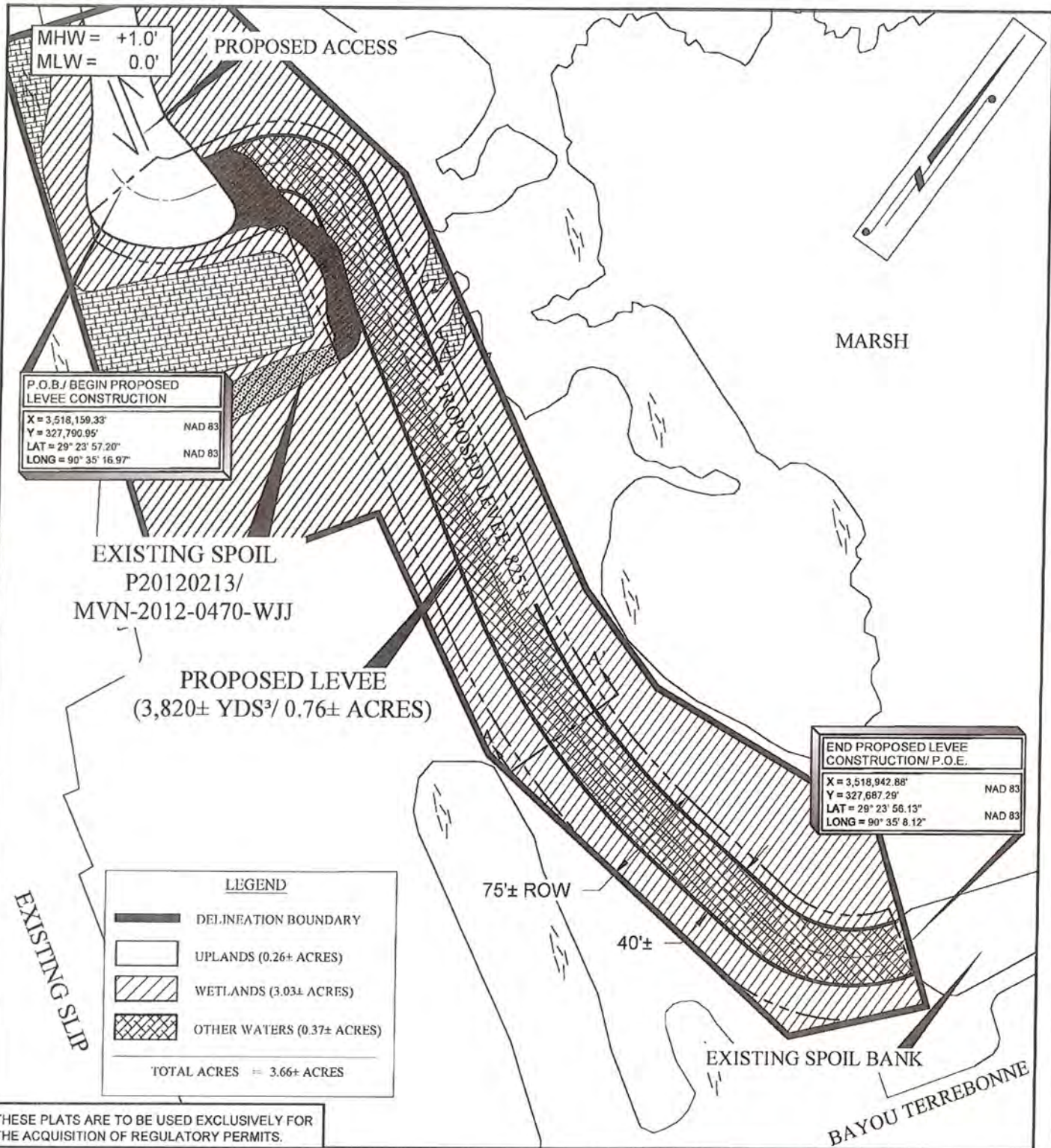

THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

DRAWN BY: SPM	APPROVED BY: KJB	PLAN VIEW
DATE: 06/24/2014	JOB NO: 2009.0233	TERREBONNE LEVEE AND CONSERVATION DISTRICT
DRAWING NAME: 09.0233PTEXACO-2A.DWG		PROPOSED LEVEE CONSTRUCTION ALONG REACH I NEAR THE OLD TEXACO SLIP LOCATED IN SECTION 8, T19S-R19E TERREBONNE PARISH, LOUISIANA
SHEET NO: 3 OF 5		
PROJECTION: PROJECTION GEO. DATUM: NAD83 | VERT. DATUM: NAVD88 GRID UNITS: US SURVEY FEET		

SCALE: 1" = 100'

100' 50' 0' 100'

T. BAKER SMITH | 1913 2013
A CENTURY OF SOLUTIONS
412 South Van Ave, Houma, LA 70363
(985)868-1050 - tbsmith.com

REV. NO: 00	REV. DATE: --/--/--	REV. BY: --

REVISION DESCRIPTION:
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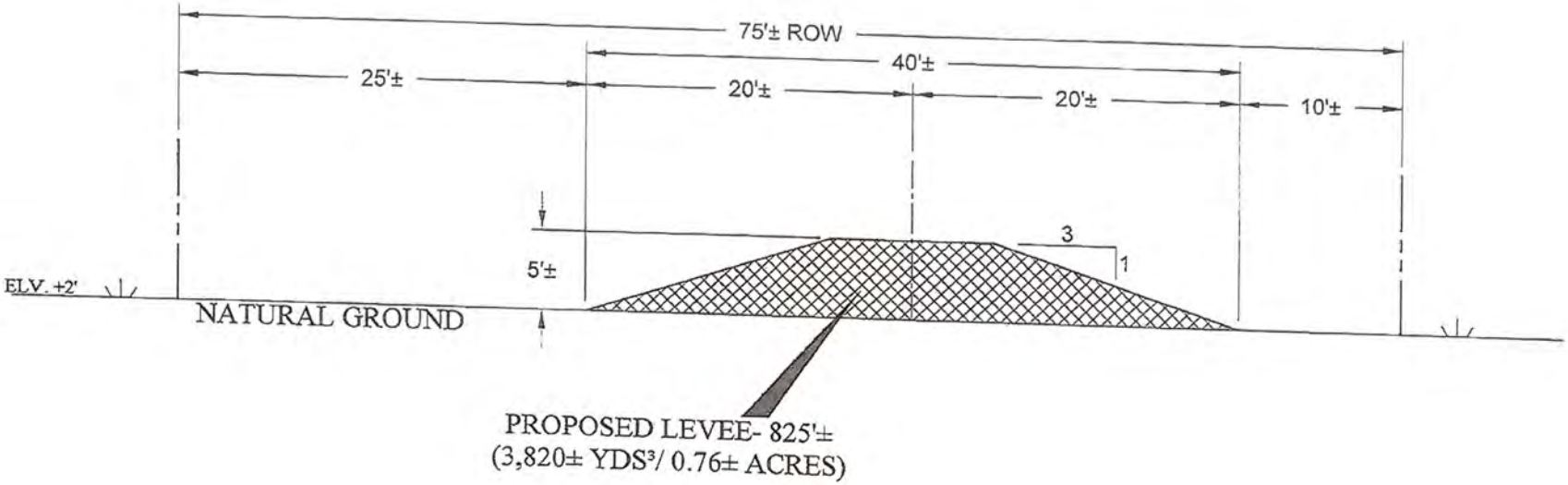
6/24/2014 - P:\Y-2009\2009.0233\DWG\REPAIR - OLD TEXACO SLIP\PERMIT\09.0233PTEXACO-2A.DWG

MHW = +1.0'
MLW = 0.0'



CROSS SECTION A-A'
LOOKING NORTHERLY

THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

SCALE: 1" = 10'
10' 5' 0' 10'

T. BAKER SMITH 1913 2013
A CENTURY OF SOLUTIONS
412 South Van Ave, Houma, LA 70363
(985)868-1050 - tbsmith.com

DRAWN BY: SPM	APPROVED BY: KJB		
DATE: 02/11/2014	JOB NO: 2009.0233		
DRAWING NAME: 09.0233PTEXACO-2.DWG			
SHEET NO: 4 OF 5			
PROJECTION: PROJECTION GEO. DATUM: NAD83 | VERT. DATUM: NAVD88 GRID UNITS: US SURVEY FEET			
REV. NO: 00	REV. DATE: --/--/--	REV. BY: --	REVISION DESCRIPTION: -

SECTION VIEW

TERREBONNE LEVEE AND CONSERVATION DISTRICT

PROPOSED LEVEE CONSTRUCTION ALONG REACH I
NEAR THE OLD TEXACO SLIP
LOCATED IN SECTION 8, T19S-R19E
TERREBONNE PARISH, LOUISIANA

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NOTES

As-built drawings will be submitted within 30 days of completion of this project to the Louisiana Department of Natural Resources, Office of Conservation, Pipeline Division, P. O. Box 94275 Baton Rouge, LA 70804, and to the Louisiana Department of Natural Resources, Coastal Management Division, P. O. Box 44487, Baton Rouge, LA 70804-4487.

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.

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.

Structures must also be marked/lighted in accordance with U. S. Coast Guard regulations.

Applicant is subject to all applicable state laws related to damages which are demonstrated to have been caused by this proposed action.

Applicant shall use any dredged material beneficially to create/restore emergent wetlands or place the material in open water in such a manner not to decrease the water depth greater than six inches.

Applicant may, at the request of LDWF and prior written approval of CMD, be required to modify the project if the proposed location unnecessarily impacts oyster reefs.

Applicant shall provide to the LDWF a water bottom assessment (unless waived by LDWF) that meets LDWF protocol prior to commencement of the activity. A waiver request must be submitted to LDWF in writing and must state the justification for the request.

Spoil will be hauled in from a non-wet location utilizing the existing levee system for access.

TOTAL IMPACTS

EXCAVATIONS	
NON-VEGETATED WATER BOTTOMS:	0 CU. YDS. 0.00 ACS.
WETLANDS:	0 CU. YDS. 0.00 ACS.
UPLANDS:	0 CU. YDS. 0.00 ACS.
FILL AREAS	
NON-VEGETATED WATER BOTTOMS:	0 CU. YDS. 0.00 ACS.
WETLANDS:	3,667 CU. YDS. 0.73 ACS.
UPLANDS:	153 CU. YDS. 0.03 ACS.
FILL MATERIALS	
NATIVE MATERIAL:	3,820 CU. YDS.

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DRAWN BY:	SPM	APPROVED BY:	KJB
DATE:	02/11/2014	JOB NO:	2009.0233
DRAWING NAME:	09.0233PTEXACO-2.DWG		
SHEET NO:	5 OF 5		

PROJECTION: PROJECTION
GEO. DATUM: NAD83 | VERT. DATUM: NAVD88
GRID UNITS: US SURVEY FEET

NOT TO SCALE

NOTES

TERREBONNE LEVEE AND CONSERVATION DISTRICT

PROPOSED LEVEE CONSTRUCTION ALONG REACH 1
NEAR THE OLD TEXACO SLIP
LOCATED IN SECTION 8, T19S-R19E
TERREBONNE PARISH, LOUISIANA

T. BAKER SMITH 1918 2018
A CENTURY OF SOLUTIONS
412 South Van Ave, Houma, LA 70363
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