



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

October 13, 2014

Operations Division
Central Evaluation Section
Project Manager
Doris Terrell
(504) 862-1588
Doris.Terrell@usace.army.mil

SUBJECT: MVN-2014-0827-CU

PUBLIC NOTICE

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).

BORROW PIT ON THE MISSISSIPPI RIVER BATTURE

NAME OF APPLICANT: B&K EQUIPMENT SERVICES, INC., c/o Amato Law, L.L.C.,
ATTN: John Amato, 110 Fashion Boulevard, Hahnville, Louisiana 700057.

LOCATION OF WORK: On the Mississippi River batture, right descending bank, central to a point about 193.8 miles above the Head of Passes, within the Lower Mississippi River Basin (HUC 08070100), approximately 3.8 miles southwesterly from the intersection of Louisiana Highway 75 and Louisiana Highway 141, near Carville, Louisiana, in IBERVILLE PARISH, as shown on the attached drawings.

CHARACTER OF WORK: Excavate sand material for commercial sale. The excavation operation will consist of the removal of approximately 385,184 cubic yards of material from the Mississippi River batture, which will be hauled off for commercial sale, as shown on the drawings. Approximately 24 acres of jurisdictional other waters of the U.S. will be impacted by the proposed project, as shown on the drawings.

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

The decision whether to issue a permit will be based on an evaluation of the probable impact 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 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 Corps of Engineers to determine whether to issue, 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 the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or 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.

No properties listed in the National Register of Historic Places are near the proposed work. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, or historical sites or data. Copies of this notice are being sent to the State Archeologist and the State Historic Preservation Officer.

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.

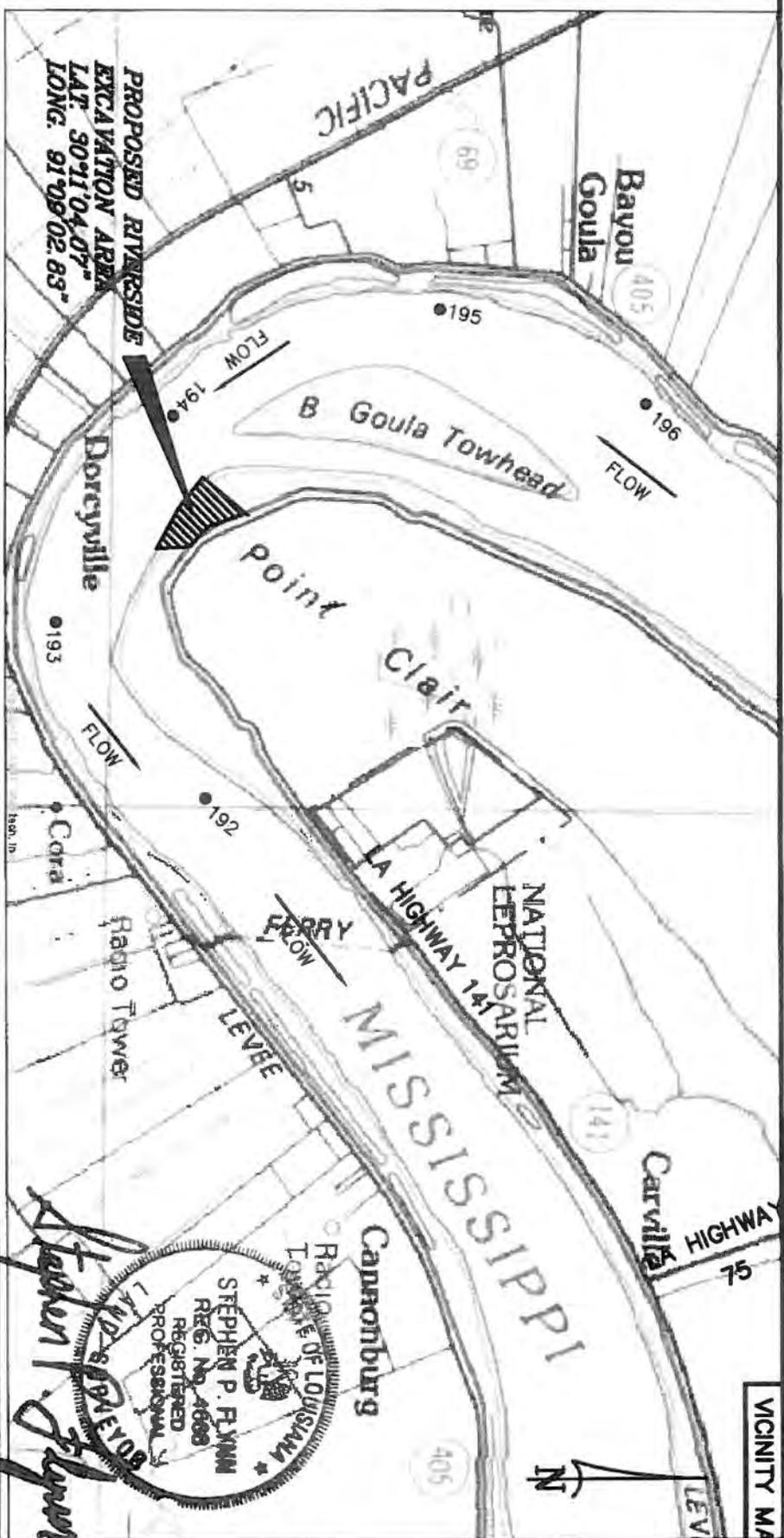
This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal would result in the destruction or alteration of N/A acre(s) of EFH utilized by various life stages of red drum and penaeid shrimp. 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 and certification that the proposed activity will not violate applicable water quality standards will be required from the Department of Environmental Quality, Office of Environmental Services 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.

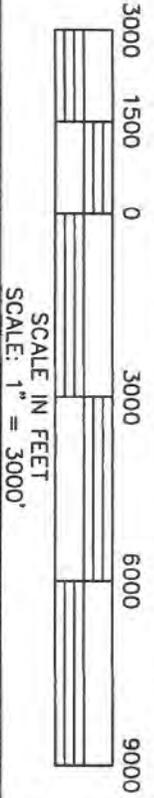
You are requested to communicate the information contained in this notice to any other parties whom you deem likely to have interest in the matter.

John M. Herman
Chief, Central Evaluation Section



VICINITY MAP

**PROPOSED RIVERSIDE
EXCAVATION AREA**
 LAT: 30°11'04.07"
 LONG: 91°09'02.83"



RIVERLANDS SURVEYING COMPANY



505 HENLOCK STREET
 LAPLACE, LA. 70068
 1-800-248-6982
 985-652-6366

PROPOSED PROJECT IS LOCATED APPROXIMATELY 3.8 MILES SOUTHWEST
 FROM THE INTERSECTION OF LA HIGHWAY 75 AND LA HIGHWAY 141

DRAWN BY: KPB DRAWING NO. MM0688 SHEET NO. 1 OF 5

PERMIT PLAT:

PROPOSED RIVERSIDE BORROW PIT
 LOCATED IN SECTION 55, T-9-S, R-1-E
 CARVILLE, IBERVILLE PARISH, LOUISIANA

PURPOSE:

TO PROVIDE FOR EXCAVATION OF AVAILABLE BORROW MATERIAL IN A PROPOSED PIT.
 DATE: FEBRUARY 6, 2014, REVISED 7/23/2014 TO SHOW MILE MARKERS
 CERTIFIED TO: JOHN AMATO

Stephen P. Flynn
 REGISTERED PROFESSIONAL SURVEYOR
 STATE OF LOUISIANA
 REG. NO. 4668

"NOT A GROUND SURVEY"

PLMS 159
STA: 1797+43.49

EXISTING LEVEE CROSSING
TO RIVERSIDE BORROW PIT

PLMS 160
STA: 1801+94.93

EXISTING PONDS

FROM TOE OF LEVEE
TOWARD RIVER 200'
NO EXCAVATION OR
BORROW

PROPOSED RIVERSIDE SITE AREA
SEE DETAIL SHEET 3 OF 5

PLMS 161
STA: 1812+44.03

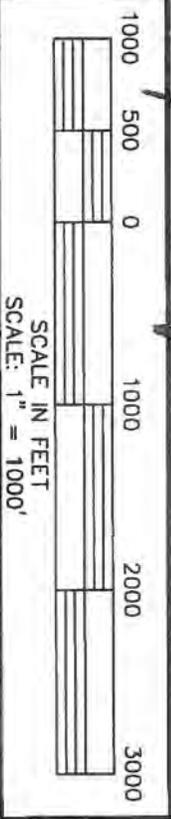
LEGEND:

PLAN VIEW

- EXISTING ROADWAY
- LEVEE TOP
- PROPOSED RIVER SIDE BORROW PIT
- WATERS EDGE
- LEVEE BASELINE STATION MARKER



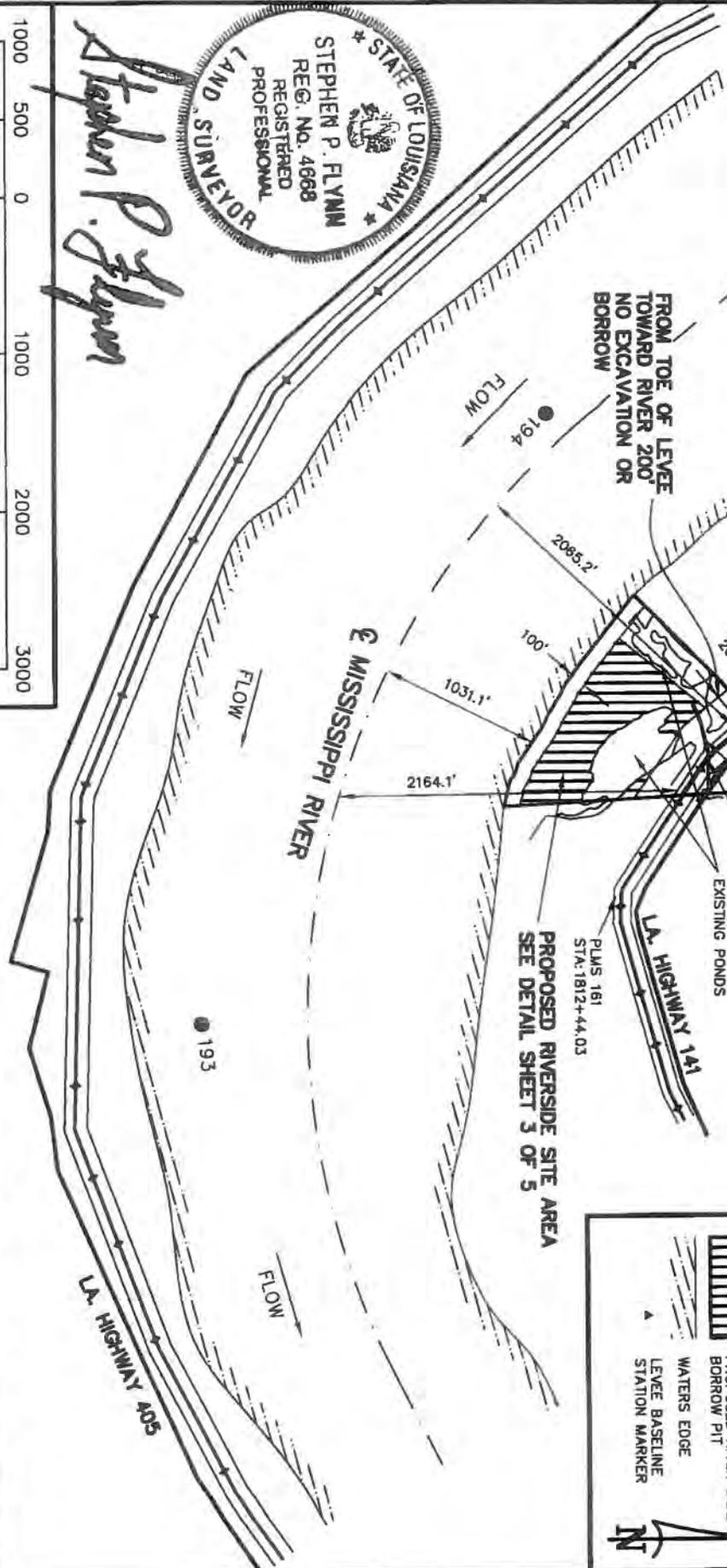
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RIVERLANDS SURVEYING COMPANY



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



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● MILE MARKER

KPB	DRAWING NO. MM0688	SHEET NO. 2 OF 5
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"NOT A GROUND SURVEY"

PLMS 159
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FROM TOE OF LEVEE
TOWARD RIVER 200'
NO EXCAVATION OR
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EXISTING LEVEE CROSSING
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PLMS 160
STA: 1801+94.93

EXISTING PONDS

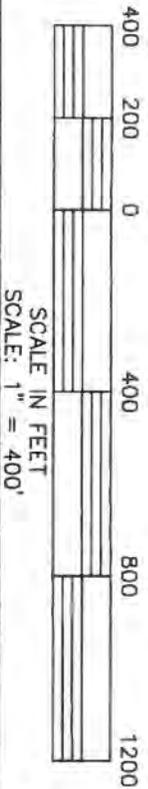
PLMS 161
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PROPOSED RIVERSIDE
SITE AREA

MISSISSIPPI RIVER

FLOW

LA. HIGHWAY 141



RIVERLANDS SURVEYING COMPANY
505 HEALOCK STREET
LAPLACE, LA 70068
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LEGEND:

PLAN VIEW



DRAWN BY: KPB

DRAWING NO. MM0688

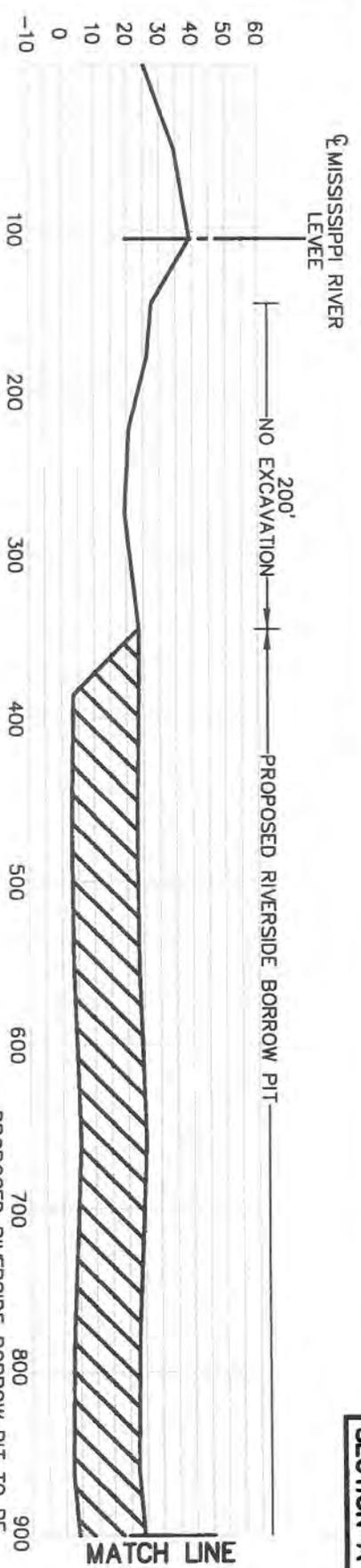
SHEET NO. 3 OF 5

PERMIT PLAT:

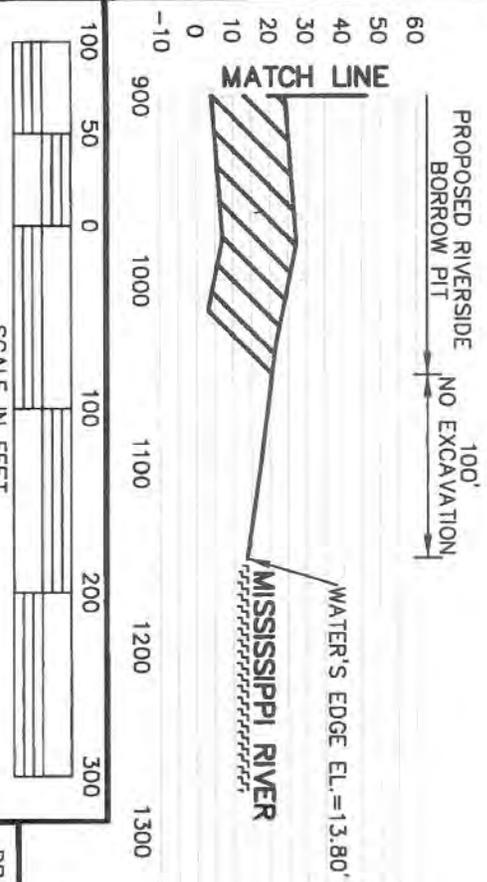
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Stephen P. Flynn
STATE OF LOUISIANA
STEPHEN P. FLYNN
REG. NO. 4868
REGISTERED
PROFESSIONAL
LAND SURVEYOR

SECTION A-A



PROPOSED RIVERSIDE BORROW PIT TO BE EXCAVATED NOT GREATER THAN 20 FEET FROM EXISTING GROUND ELEVATIONS APPROXIMATELY 755,556 CUBIC YARDS OF MATERIAL



SCALE IN FEET
HORIZONTAL SCALE: 1" = 100'
VERTICAL SCALE: 1" = 50'

DRAWN BY: KPB DRAWING NO. MM0688 SHEET NO. 4 OF 5

PERMIT PLAT:
PROPOSED RIVERSIDE BORROW PIT
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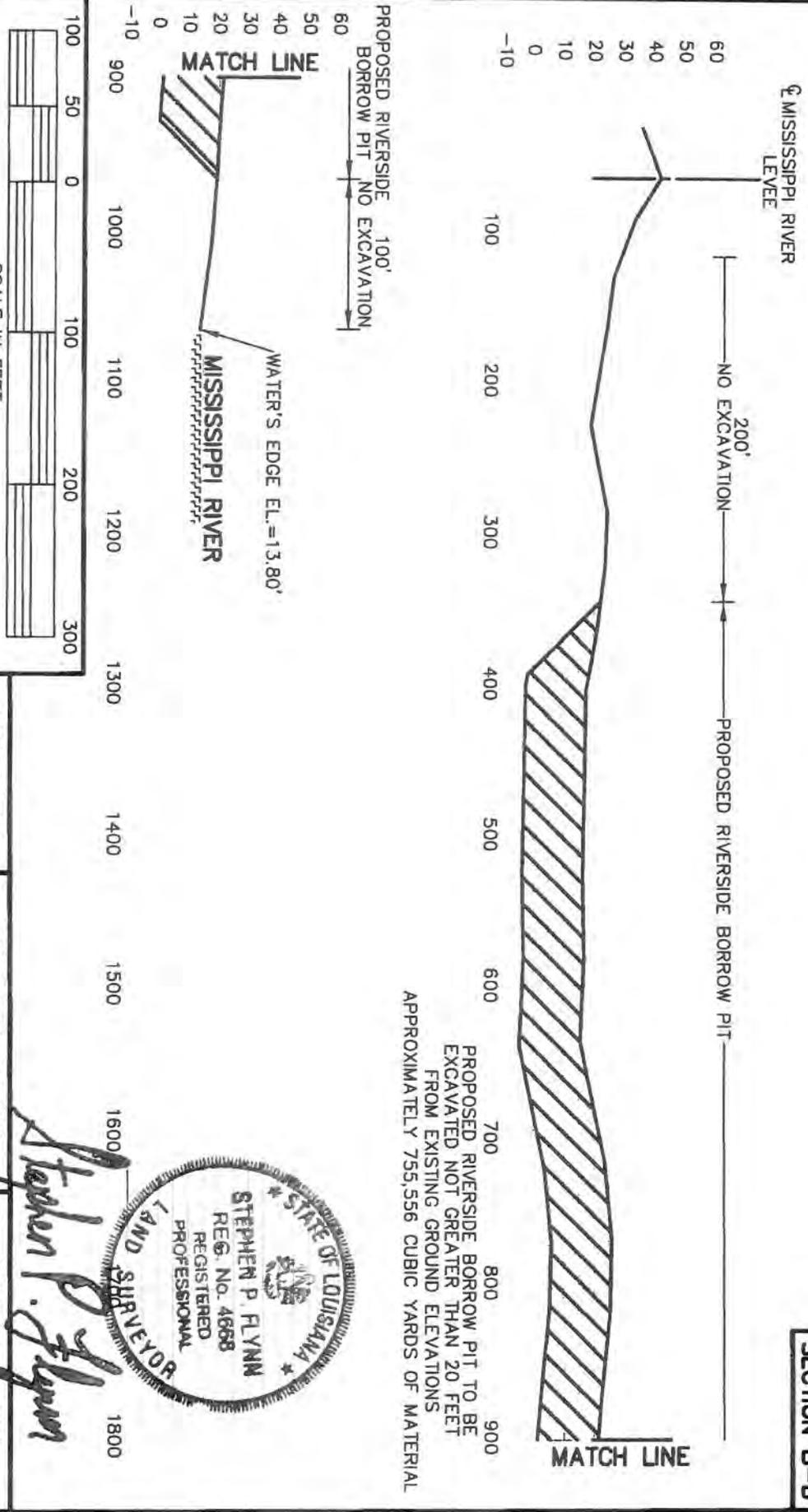


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SECTION B-B



SCALE IN FEET
 HORIZONTAL SCALE: 1" = 100'
 VERTICAL SCALE: 1" = 50'

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DRAWN BY: KPB DRAWING NO. MM0688 SHEET NO. 5 OF 5

PERMIT PLAT:

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