

# JOINT PUBLIC NOTICE

October 20, 2014

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  
Water Quality Certifications Section  
Post Office Box 4313  
Baton Rouge, Louisiana 70821-4313

(504) 862-1588  
Project Manager: Doris Terrell  
[Doris.Terrell@usace.army.mil](mailto:Doris.Terrell@usace.army.mil)  
Permit Application Number: MVN-2014-2282-CU

(225) 219-3225  
Project Manager: Elizabeth Johnson  
WQC Application Number: WQC 141015-01

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:  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).

Application has also been made to the Louisiana Department of Environmental Quality, Office of Water Resources, for a Water Quality Certification (WQC) in accordance with statutory authority contained in Louisiana Revised Statutes of 1950, Title 30, Chapter 11, Part IV, Section 2074 A(3) and provisions of Section 401 of the Clean Water Act (P.L.95-17).

## **BARGE OFF-LOADING SITE ON THE MISSISSIPPI RIVER**

**NAME OF APPLICANT:** FMT DRY CARGO, c/o Gulf South Engineering and Testing, Inc., ATTN: Chad Poche, 2201 Aberdeen Street, Suite B, Kenner, Louisiana 70062

**LOCATION OF WORK:** On the Mississippi River, right descending bank, at a point about 238 miles above the Head of Passes, within the Mississippi River Basin – Lower Mississippi River-Baton Rouge (HUC 08070100), near Port Allen, Louisiana, in WEST BATON ROUGE PARISH, as shown on the attached drawings.

**CHARACTER OF WORK:** Install and maintain two off-loading spud barges, a product barge, and four on-shore deadmen anchors to offload aggregate from barges via a portable conveyor system onto dump trucks. Offloading and product barges are temporary and will be move in out of the site as needed. The on-shore anchors will be used as needed for additional stabilization. Approximately 60 cubic yards of material will be excavated for anchors and used as backfill.

The comment period for the Department of the Army Permit and the Louisiana Department of Environmental Quality WQC 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/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.

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 5:00 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.

No properties listed on 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, 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 0 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. Also, a certification that the proposed activity will not violate applicable water quality standards will be required from the Department of Environmental Quality, Office of Environmental Service, before a permit is issued.

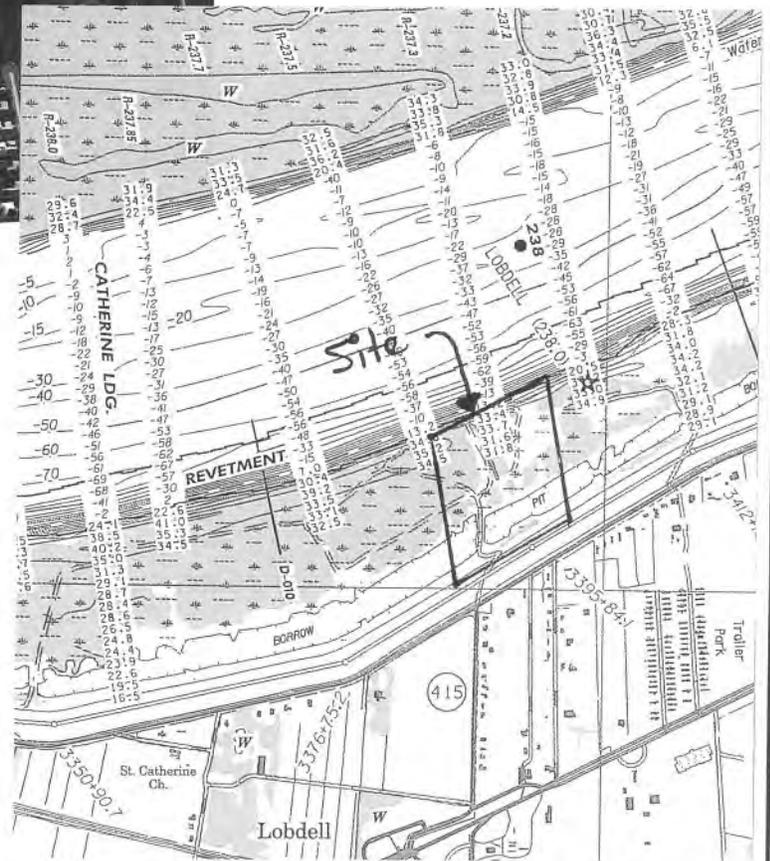
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

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  
Regulatory Branch

Enclosures

Gen. Site Location = 30°30'15.13"N, 91°15'10.22"W



Date: 09/09/2014

Gulf South File  
14-511



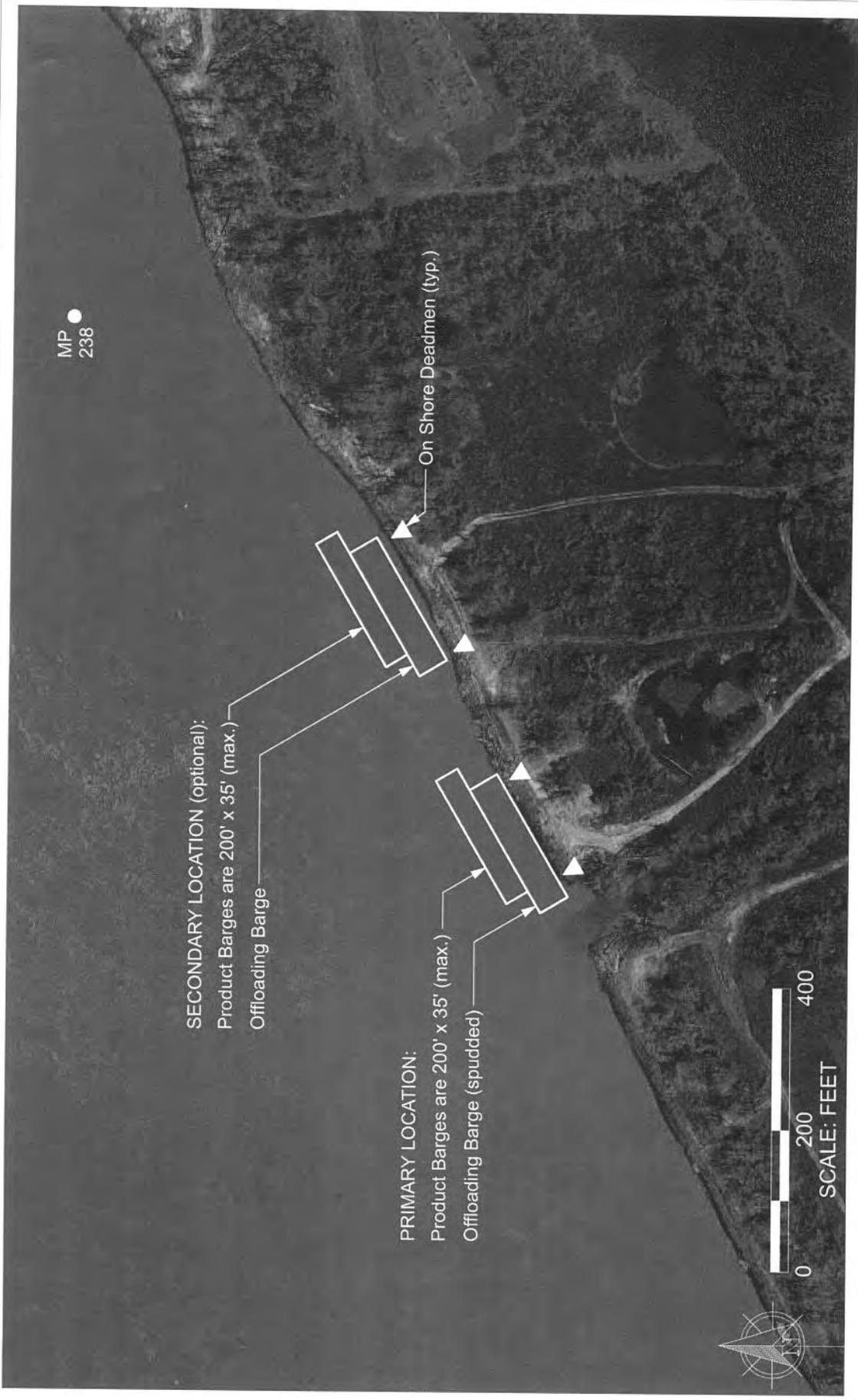
**GULF SOUTH**  
ENGINEERING AND TESTING, INC.  
Geotechnical & Materials Consultants

FMT  
Offload Site  
Miss. River, RDB, MP  
238  
West Baton Rouge, LA

For  
FMT Dry Cargo  
Mandeville, LA

Vicinity Map

Figure 1



MP 238

On Shore Deadmen (typ.)

SECONDARY LOCATION (optional):  
Product Barges are 200' x 35' (max.)  
Offloading Barge

PRIMARY LOCATION:  
Product Barges are 200' x 35' (max.)  
Offloading Barge (spudded)



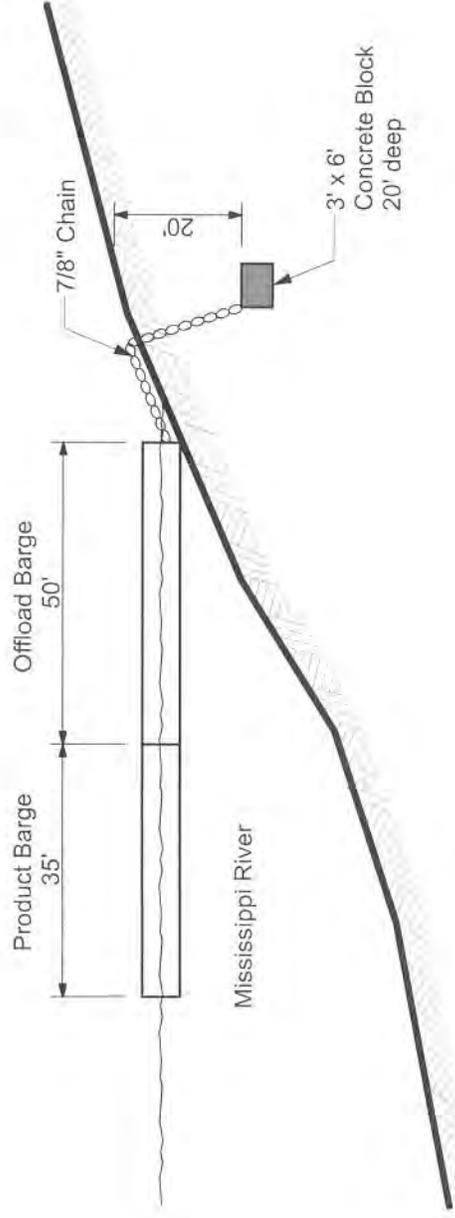
SCALE: FEET



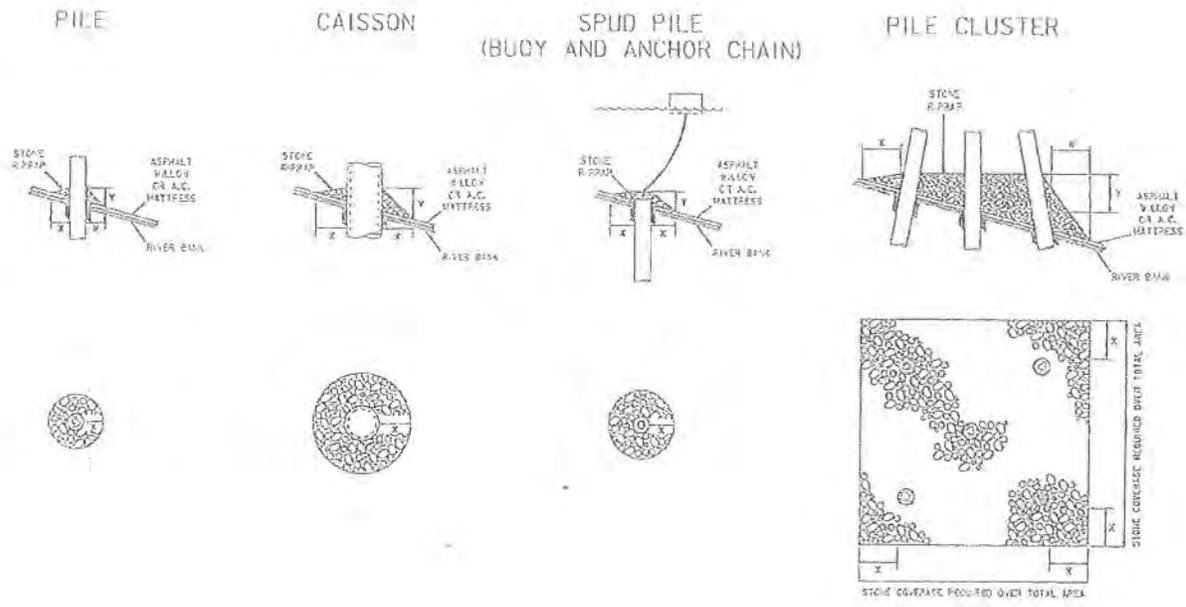
<b>Project:</b> FMT Offload Site MR, RDB, MP 238 West Baton Rouge Parish, LA	<b>For:</b> FMT Dry Cargo Mandeville, LA		<b>Drawing Name:</b> Site Plan
	<b>Date:</b> 9/12/14	<b>File Number:</b> 14-511	<b>Drawing Number:</b> Figure 2



ON SHORE DEADMEN:



	Project: FMT Offload Site MR, RDB, MP 238 West Baton Rouge Parish, LA		For: FMT Dry Cargo Mandeville, LA		Drawing Name: Anchoring System Details
	Date: 9/11/14	File Number: 14-511	Drawing Number: Figure 3		



DEPTH OF WATER IN FEET AT POINT OF PENETRATION AT TIME OF STONE PLACEMENT	DIMENSIONS IN FEET FOR PROTECTION AREA REQUIRED							
	PILE		CAISSON		SPUD PILE (BODY AND ANCHOR CHAIN)		PILE CLUSTER	
	X	Y	X	Y	X	Y	X	Y
1' - 10'	3	1.5	5	2			3	1
11' - 40'	5	2	8	3	7	3	6	2
41' - 60'	8	3	12	4	12	4	10	3

- NOTES:
1. SIZE OF RIPRAP TO VARY BETWEEN 6 POUNDS AND 125 POUNDS WITH 40 PERCENT TO 60 PERCENT OF THE STONE WITHIN THE RANGE OF 25 POUNDS TO 75 POUNDS.
  2. WHEN PENETRATING THE UPPER BANK PAVING IN A REVETMENT AREA WITH PILES, CAISSONS AND/OR PILE CLUSTERS, A 10 INCH THICK RIPRAP STONE LAYER SHALL BE PLACED OVER ALL AREAS WHERE THE BANK PAVING IS DISTURBED BY DRIVING OPERATIONS.
  3. WHEN USING AN ANCHOR CHAIN AND BODY SYSTEM, THE ANCHOR CHAIN MUST BE ATTACHED AT THE TOP OF THE PILE TO MINIMIZE REVETMENT DAMAGE.

Date: 09/09/2014

**Gulf South File  
14-511**

**FMT  
Offload Site  
Miss. River, RDB, MP  
238  
West Baton Rouge, LA**

**GULF SOUTH**  
ENGINEERING AND TESTING, INC.  
Geotechnical & Materials Consultants

**For  
FMT Dry Cargo  
Mandeville, LA**

**Revetment Repair  
Details**

**Figure 4**

**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.

<p><b>Gulf South File 14-511</b></p>	 <p><b>GULF SOUTH</b> ENGINEERING AND TESTING, INC. Geotechnical &amp; Materials Consultants</p>	
<p><b>FMT Offload Site Miss. River, RDB, MP 238 West Baton Rouge, LA</b></p>	<p><b>For FMT Dry Cargo Mandeville, LA</b></p>	<p><b>Permit Notes</b></p>

**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><b>Gulf South File 14-511</b></p>	 <p><b>GULF SOUTH</b> ENGINEERING AND TESTING, INC. Geotechnical &amp; Materials Consultants</p>	
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