

JOINT PUBLIC NOTICE

April 11, 2016

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

(504) 862-2284
Sara.B.Fortuna@usace.army.mil
Project Manager
Sara Fortuna
Permit Application Number
MVN-2015-00931-WKK

State of Louisiana
Department of Environmental Quality
ATTN: Water Quality Certifications
Post Office Box 4313
Baton Rouge, Louisiana 70821-4313

(225) 219-3225
Elizabeth.Hill@la.gov
Project Manager
Elizabeth Hill
WQC Application Number
WQC 150608-01

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).

Application has also been made to the Louisiana Department of Environmental Quality, Water Quality Certifications, for a Water Quality Certification (WQC) in accordance with statutory authority contained in LRS30:2047 A(3), and provisions of Section 401 of the Clean Water Act (P.L.95-17).

BULKHEAD, BOAT SLIP, AND FILL IN VERMILION PARISH

NAME OF APPLICANT: L&R Construction Company, Inc. of Kaplan, 11925 LA Highway 35, Kaplan, Louisiana 70548.

LOCATION OF WORK: Vermilion River, 9900 Danny Road, Abbeville, in Vermilion Parish, Louisiana, as shown on the enclosed drawings.

Location: Latitude: 29°47'56.27" N / Longitude: -92°08'16.88" W, Hydrologic Unit Code: 08080103 – Vermilion-Teche-Vermilion River Basin.

CHARACTER OF WORK: Install 708 feet of bulkhead and a 45-foot wide by 30-foot long boat slip with boat shed, and place approximately 1,000 cubic yards of hauled-in material behind the bulkhead, all to develop a camp site. Project implementation would impact 0.16 of an acre of waterbottoms and non-wetland.

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 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.**

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.

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.

The New Orleans District has determined that the 0.16 of an acre project footprint is located in waters known to be utilized by the West Indian Manatee (*Trichechus manatus*) and determined the activity is not likely to adversely affect the West Indian Manatee based on the Standard Local Operating Procedure for Endangered Species (SLOPES), dated October 22, 2014, between the U.S. Army Corps of Engineers, New Orleans and U.S. Fish and Wildlife Service, Ecological Services Office. If this permit is issued, the applicant has agreed to follow the Standard Manatee Conditions for In-Water Activities.

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 0.16 of an 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 applicable water quality standards will be required from the Department of Environmental Quality, Water Quality Certifications, 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



Tommy Richard Rd

Tommy Richard Rd, Abbeville, LA 70510

Google Google



Vicinity MAP

TS 1



Google earth





Google earth



PLAN View

DANNY
Richard
Property

DANNY Richard
Property

Erasing
Bank Line

15' fill
hole

30 ft of
Proposed
Bulkhead

3' of Fill Hauled IN

200'
of
Proposed
Bulkhead

188' of proposed
Bulkhead

on Vermillion
River

Boat
dock
30'

45'

Proposed
CAMP
SITE

60'

2 feet
of fill to be hauled in

Flow of River

3' of Fill
to be Hauled
IN From Commercial
Pit

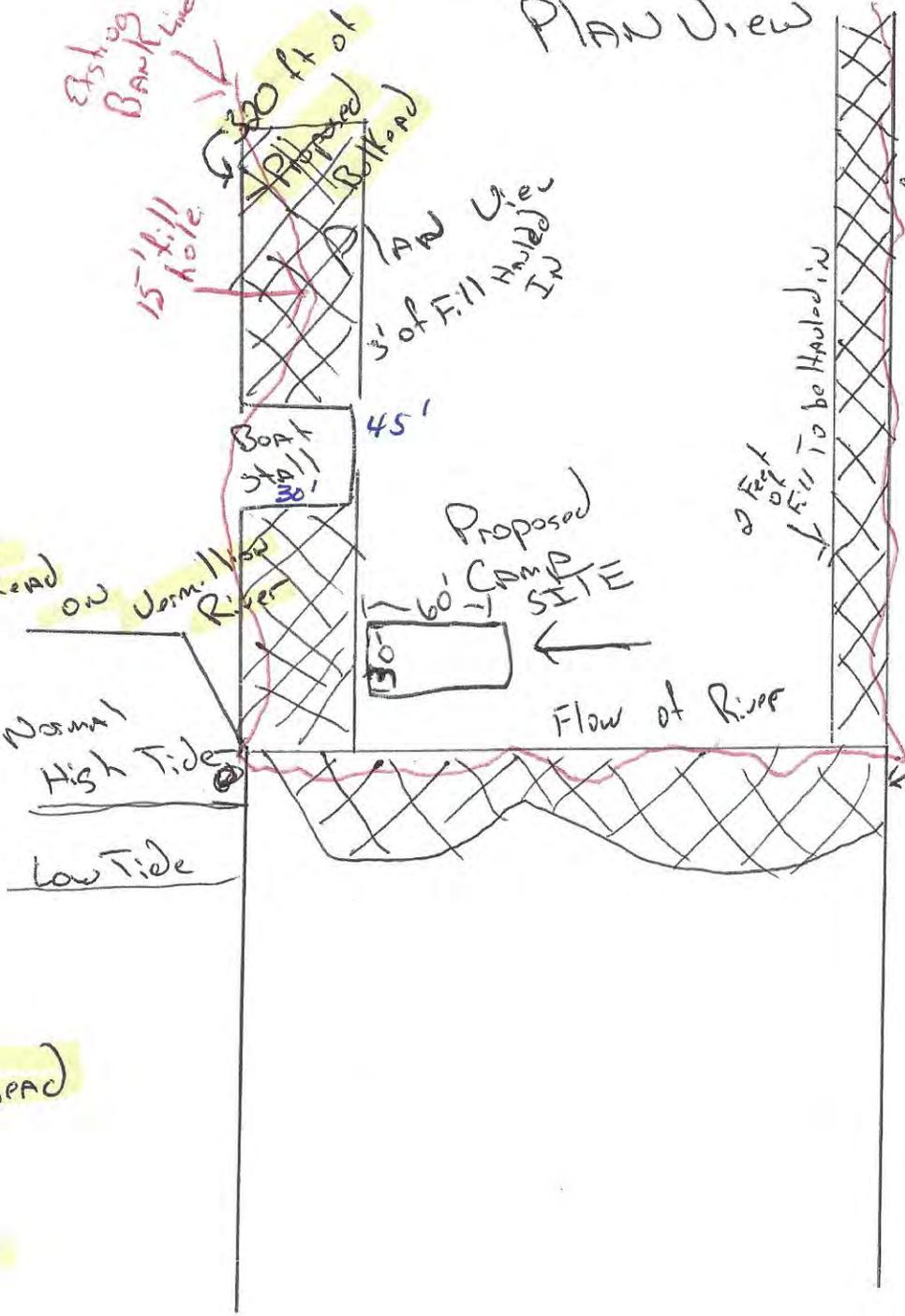
Normal
High Tide

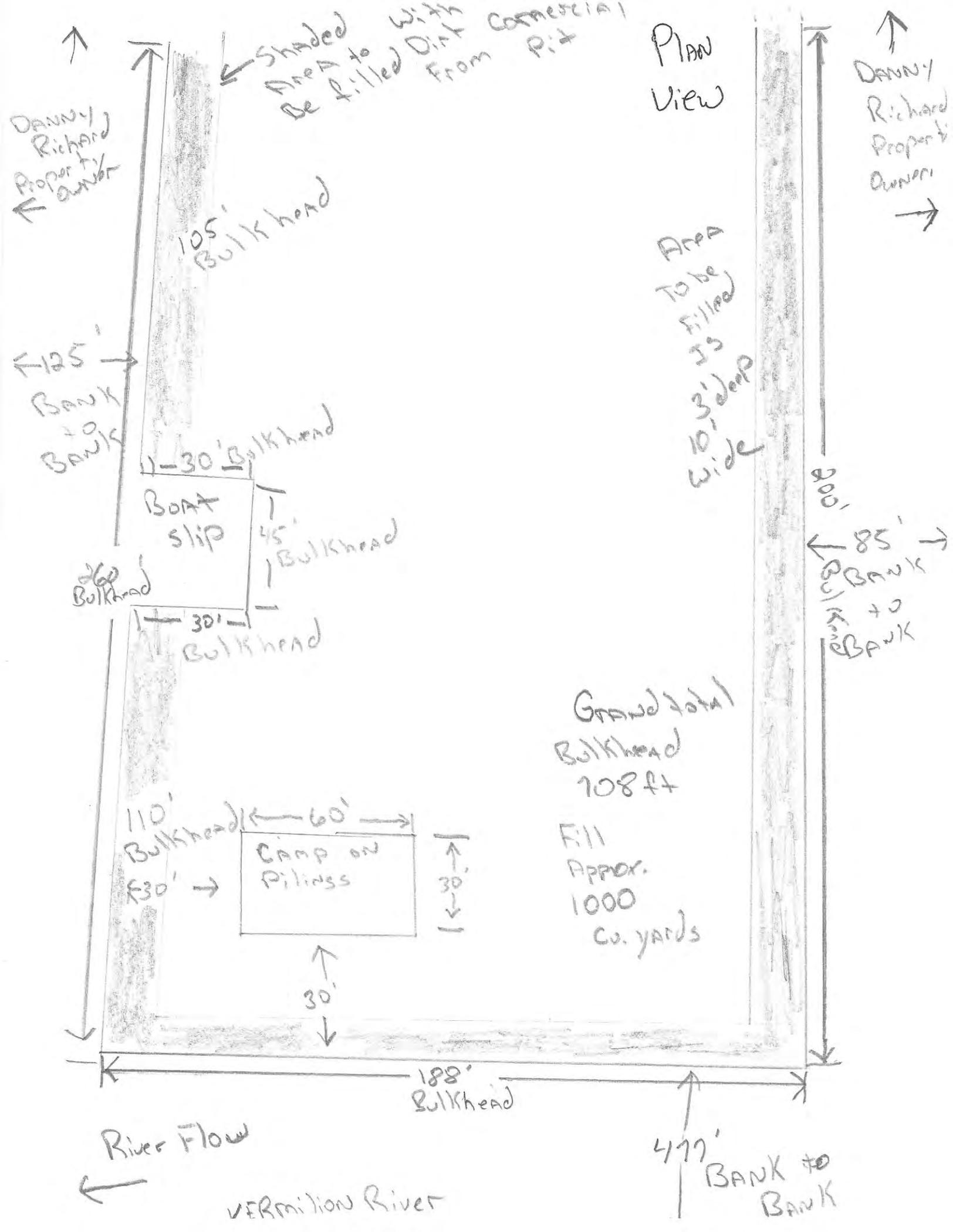
Low Tide

All bulkhead
to be
20' deep

Entire lot will be used

Vermillion River





Bulkhead

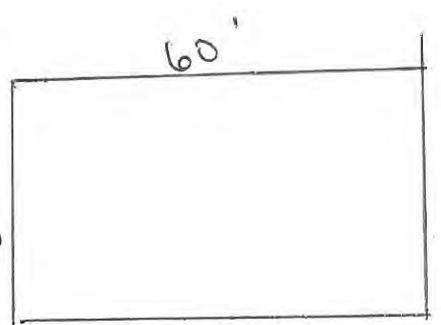
DANNY RD
(Tommy Richard Rd)

Plan view
of
Proposed CAMP

Proposed
Area to
Be filled

100'
from
End of
Road
APPROX

30'
Box
size 45'



Existing
land

Bulkhead

Bulk head

Million River

1. 188' along Vermillion

2. Boat Slip only

3. Boat Slip will be inset 30' deep
45' wide

4. No It's All high land NO MARSH

Section View

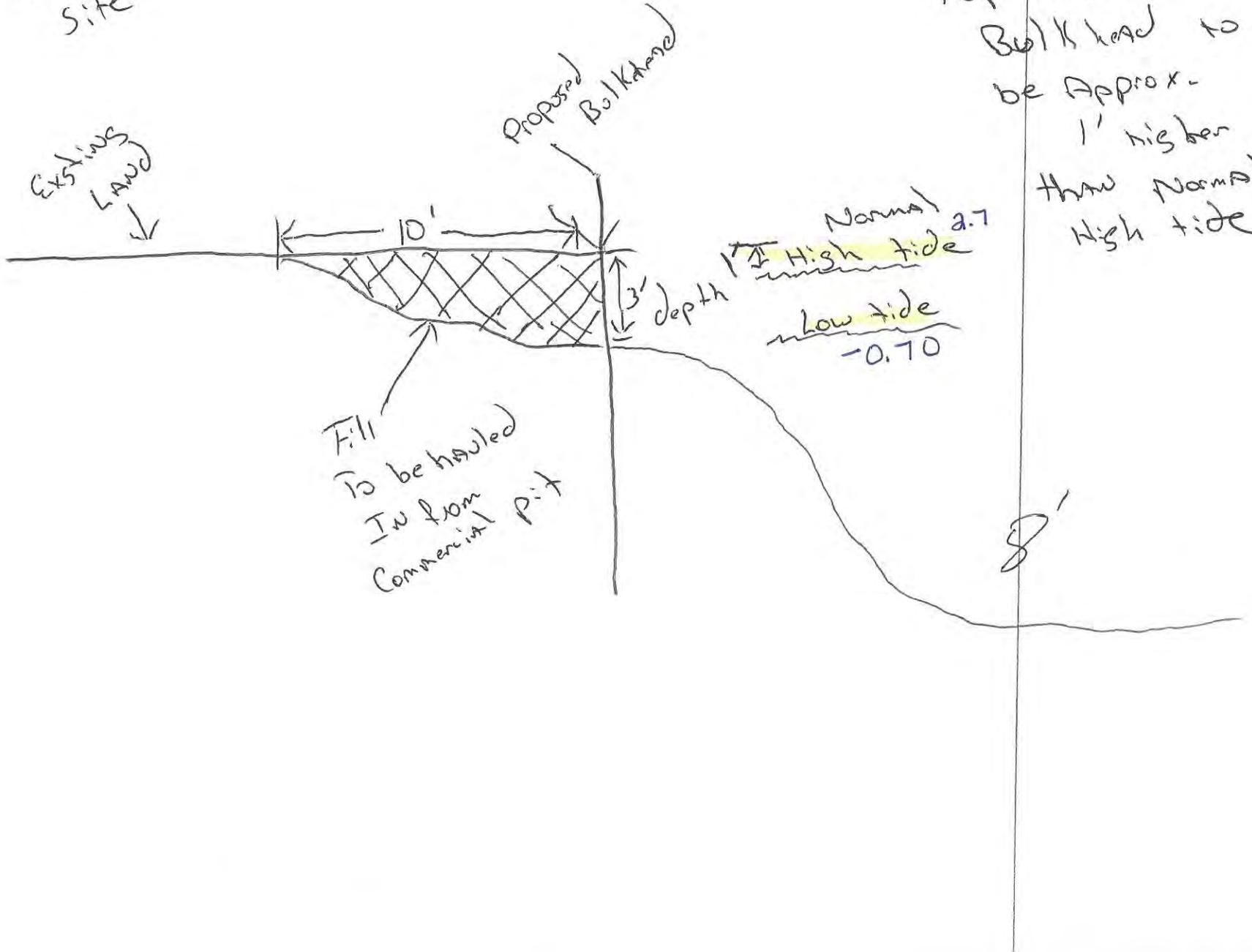
Proposed
Camp
Site

Existing
Land

Proposed
Bulkhead

Danny Richard Neighbor
Property line

Top Elevation of
Bulkhead to
be approx.
1' higher
than Normal
High tide

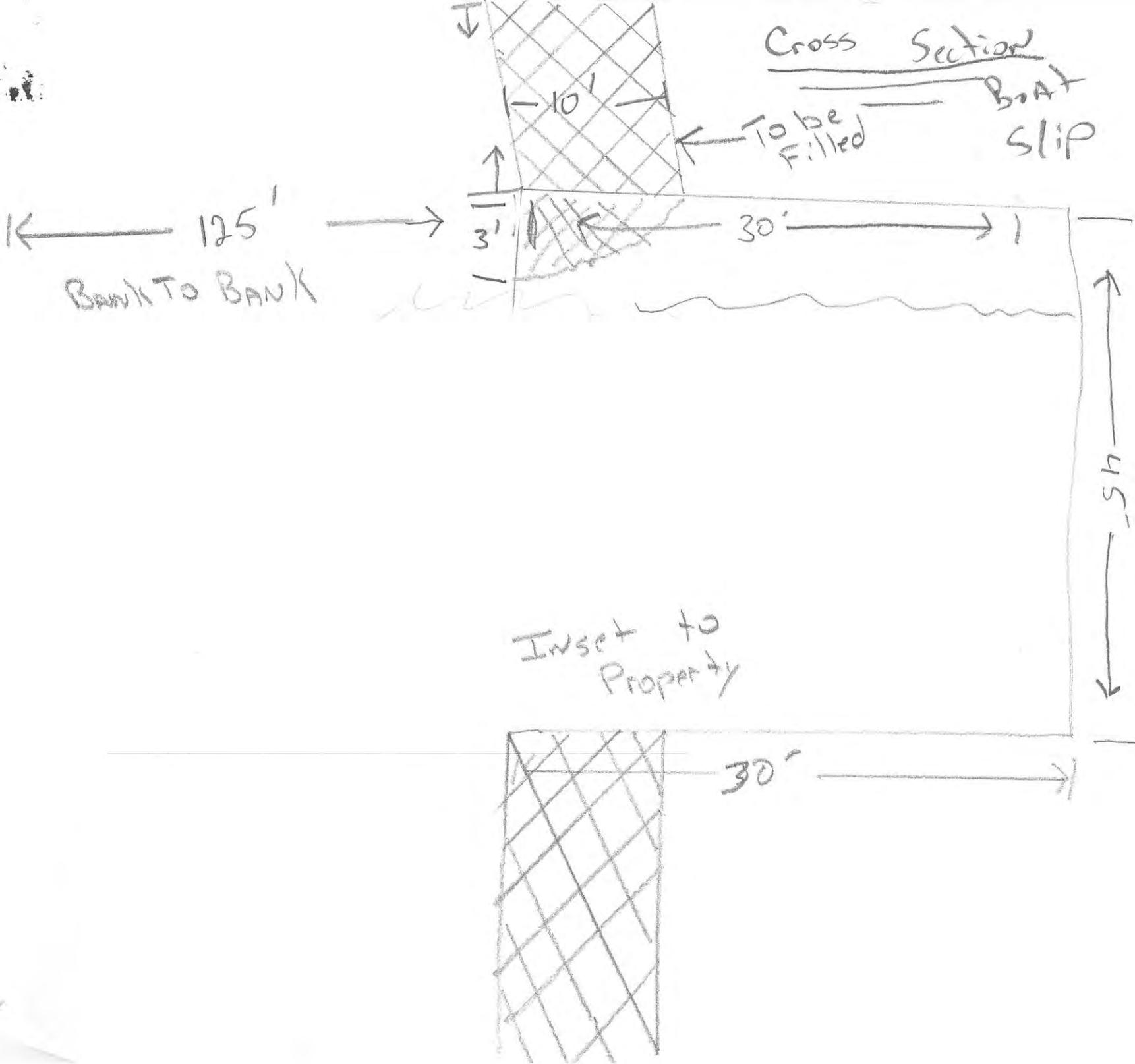


Fill
to be hauled
in from
Commercial Pit

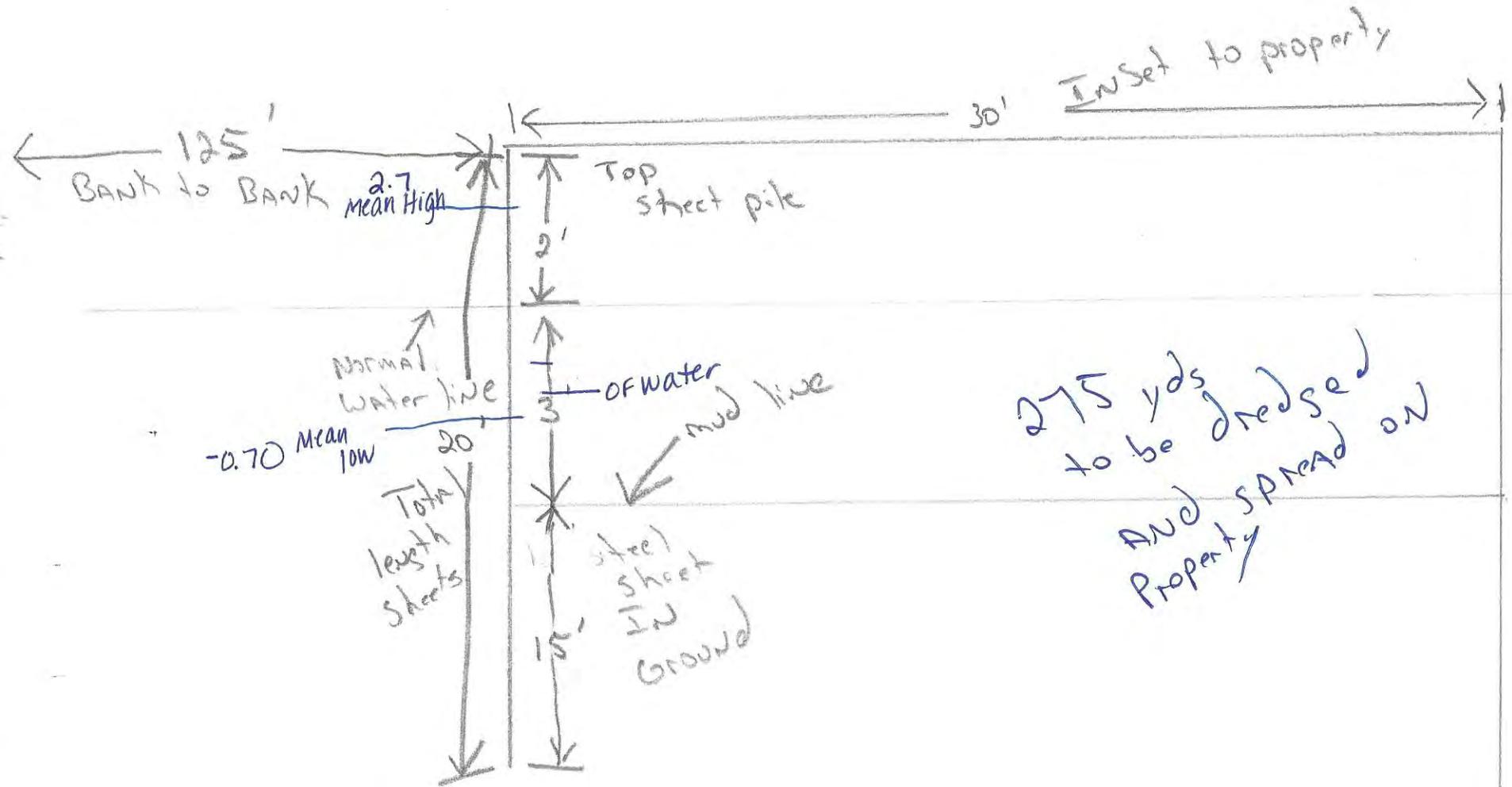
3' depth

Normal High tide 2.7
Low tide -0.70

8'



Boat Shed Cross Section



275 yds
to be dredged
AND SPREAD ON
PROPERTY

Not to Scale

Cross Section of Camp

