JOINT PUBLIC NOTICE

May 16, 2016

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-2015-2205-WJJ

Project Manager:
Elizabeth Johnson
(225) 219-3225 / fax: (225) 325-8125
WQC Application Number:
WQC 160511-02

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 [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).

COMMERCIAL DEVELOPMENT IN LAFAYETTE PARISH

NAME OF APPLICANT: KJP Investors, Attn: Kenneth Phipps, P.O. Box 151, Sulphur, Louisiana 70664

LOCATION OF WORK: Directly south of Cameron Street and west of the intersection of Bertrand Drive and Ambassador Caffery Road in Lafayette, Louisiana, in Lafayette Parish (30.2299, -92.0646, Hydrologic Unit Code 08080103, Vermilion River Watershed).

The work described below was partially completed prior to obtaining a Department of the Army permit and was in violation of Section 301 of the Clean Water Act. All legal issues concerning the unauthorized work have been deferred.

CHARACTER OF WORK: Clear, grade and fill to construct a commercial development with associated infrastructure. Approximately 5.67 acres of forested wetlands will be impacted through development of 30 acre tract of land. Approximately 9,000 cubic yards of asphalt pavement, aggregate base and in situ material will be dispersed/placed on-site for development. The applicant proposes to compensate the wetland impacts through the purchase of credits from an approved mitigation bank in the same hydrologic basin.

The applicant may be required to fully or partially restore the project site to pre-project conditions, if issuance of a permit is determined to be contrary to the overall public interest.

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 not affect any species listed as endangered by the U.S. Department of 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 **0.0** acres of potential 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.

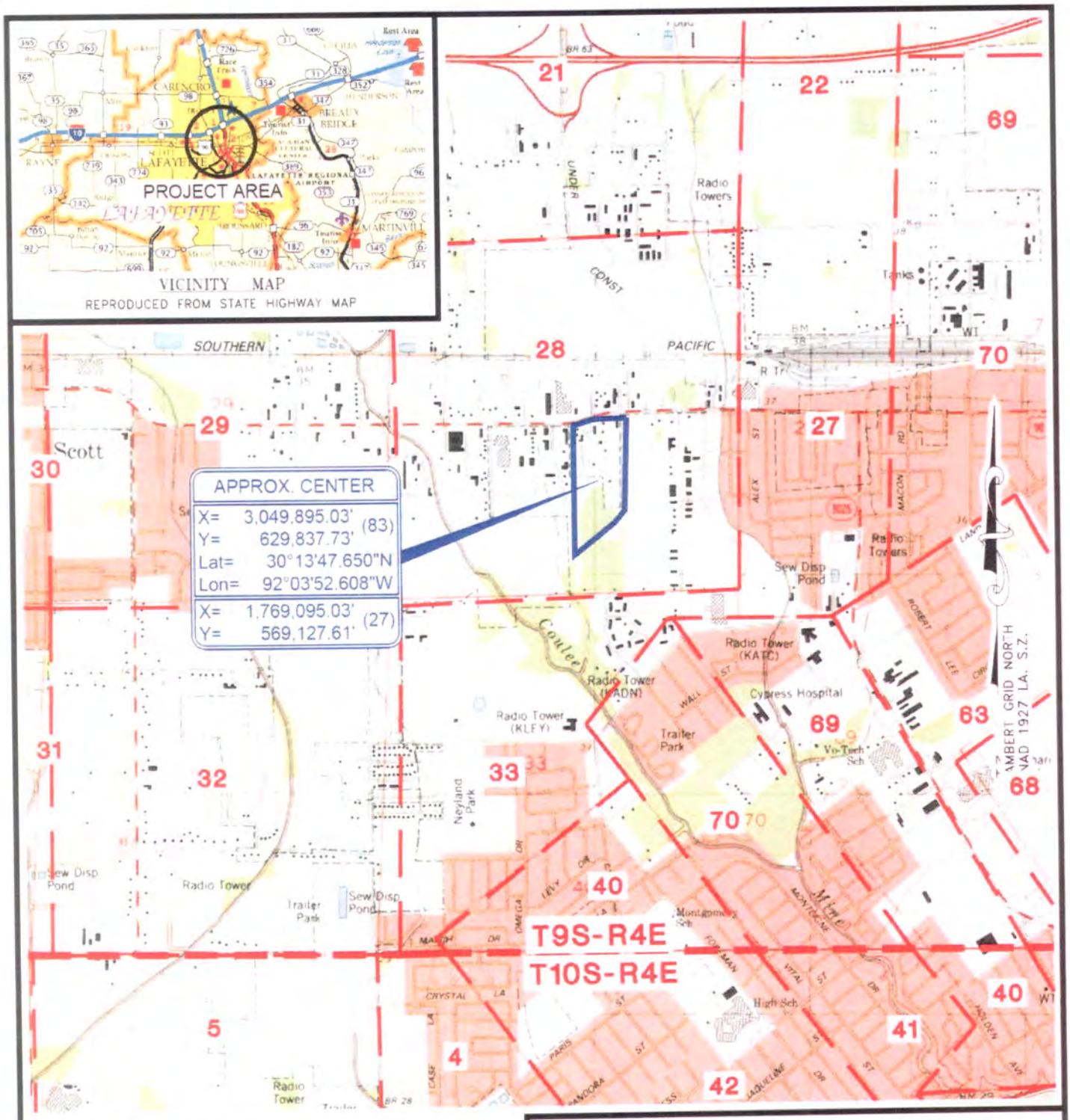
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. Also, a certification that the proposed activity will not 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.

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



REFERENCE: BASE MAP FROM U.S.G.S. QUADRANGLE MAP "LAFAYETTE, LA" 1983, AT A SCALE OF 1:24000.

PREPARED BY:

TIM MORTON & ASSOCIATES, INC.
REGULATORY & ENVIRONMENTAL CONSULTANTS
LAFAYETTE, LOUISIANA

JOB NO. 15-113

FIGURE 1

KJP INVESTORS, LLC AND TIMCO SERVICES
LAFAYETTE, LOUISIANA

VICINITY PLAT

PARCELS 1A, 2A AND LOTS 1-6

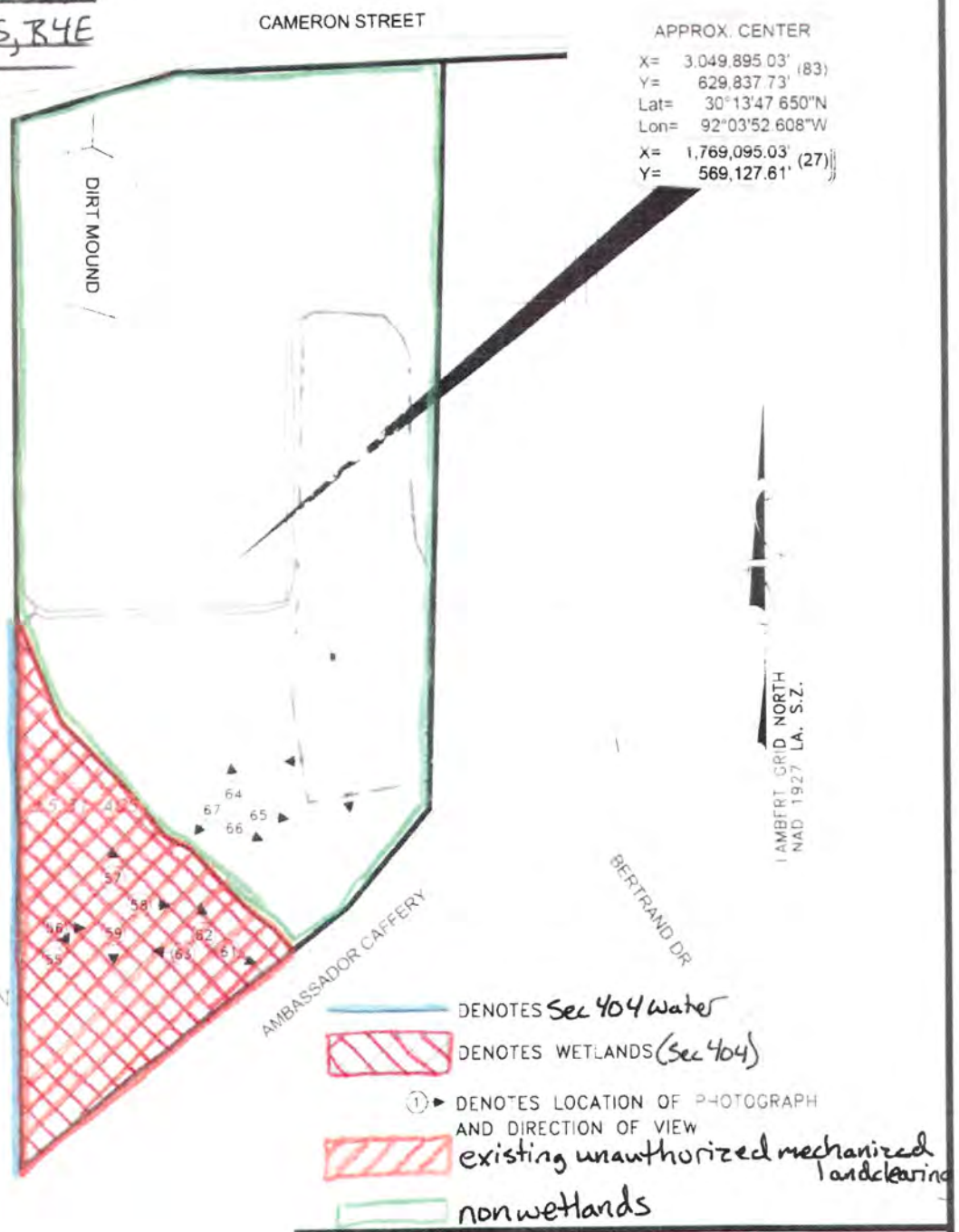
LAFAYETTE PARISH, LOUISIANA

SCALE: 1" = 2000'

JUNE 10, 2015

USACE
Account # MVN- 2015-02205-SR
For: Jarrod Grandon

Section, Township, Range: 28, T9S, R4E
Parish, LA: Lafayette
F.S.V. Date: 1-10-16 RS



APPROVED
JURISDICTIONAL DETERMINATION

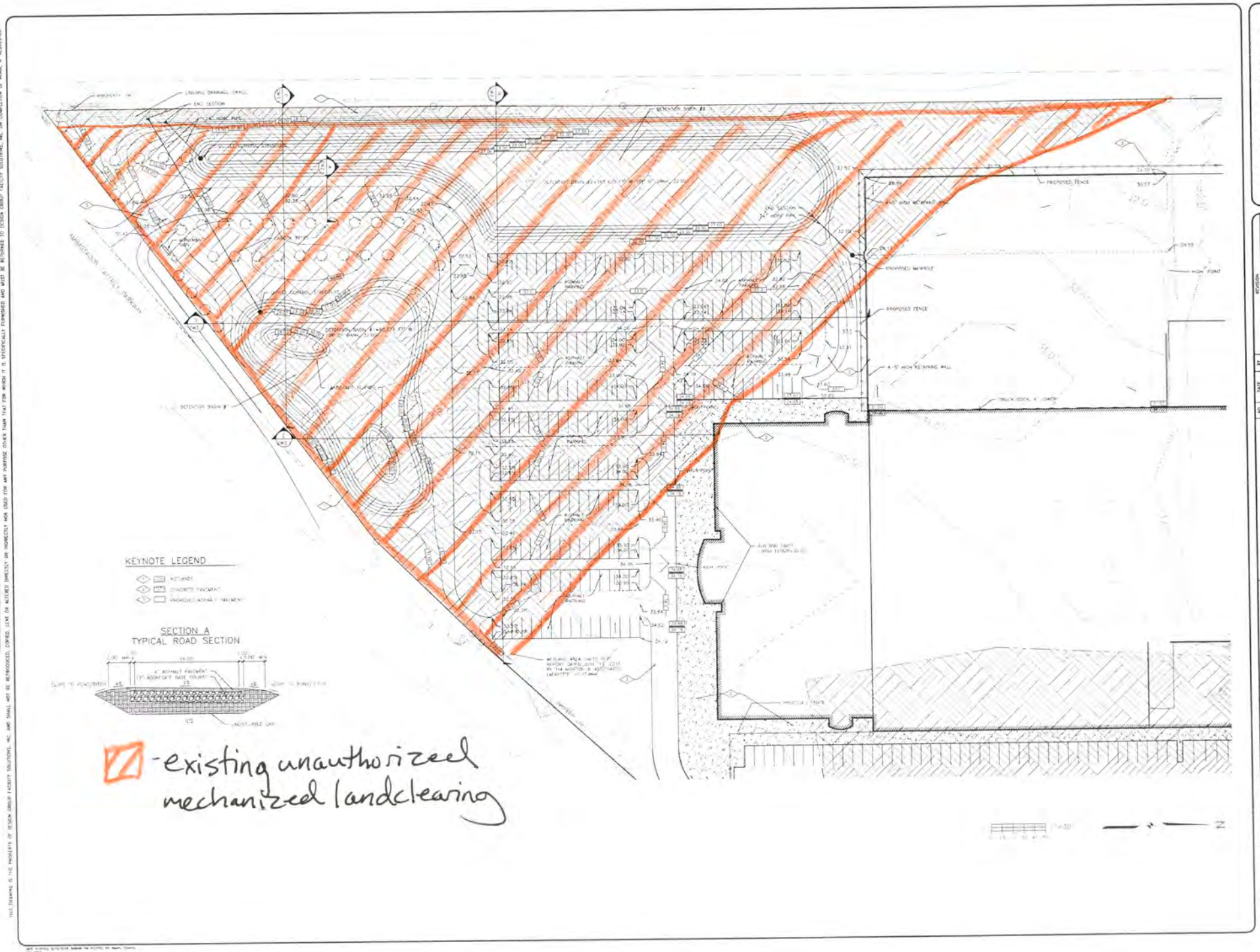
KJP INVESTORS, LLC AND TIMCO SERVICES
LAFAYETTE, LOUISIANA

PARCELS 1A, 2A AND LOTS 1-6
SEC 28, T9S - R4E
LAFAYETTE PARISH, LOUISIANA

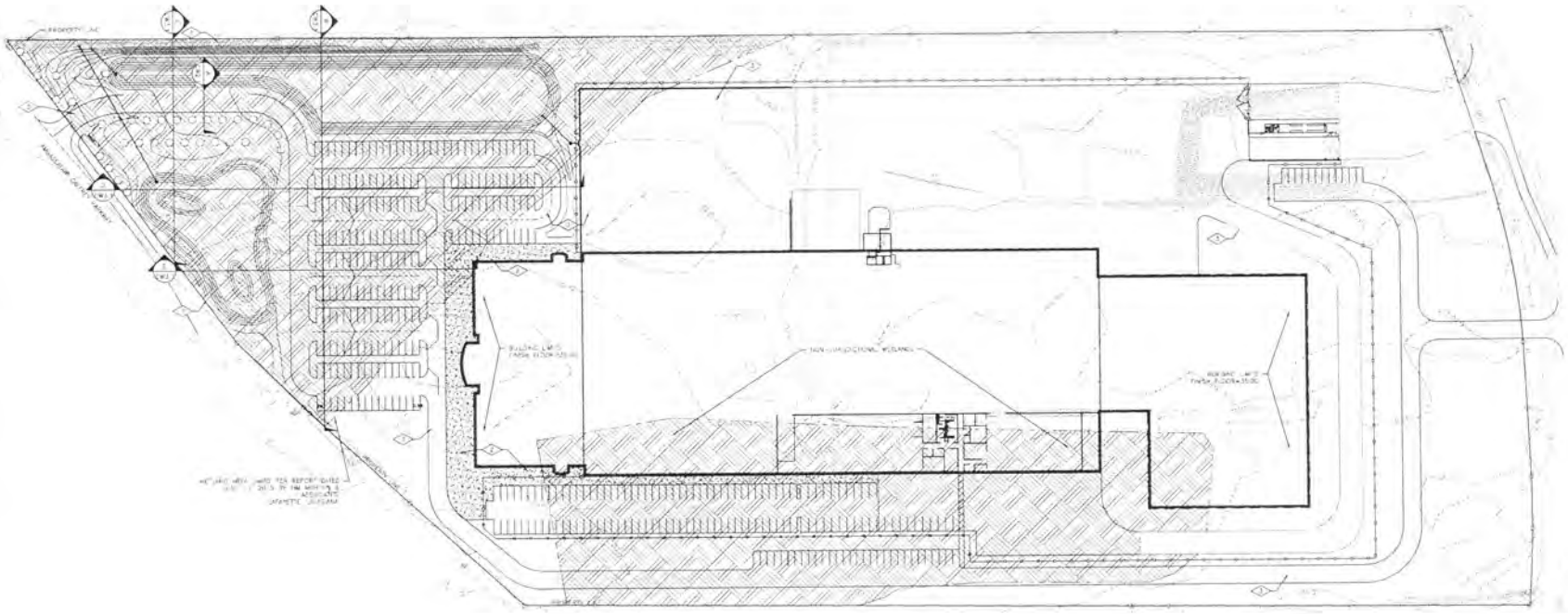
SCALE: 1" = 300'
SEPTEMBER 30, 2015

PREPARED BY
TIM MORTON & ASSOCIATES, INC.
REGULATORY & ENVIRONMENTAL CONSULTANTS
LAFAYETTE, LOUISIANA
JOB NO. 15-161

FIGURE 2A



existing unauthorized mechanized landclearing



SITE DATA

WETLAND AREA WITHIN PROPERTY LIMITS=246,996 FT^2

A. GROSS FILL IN WETLAND AREA=9,742 YD^3

B. GROSS CUT IN WETLAND AREA (DETENTION BASINS NOT INCLUDED)=1,685 YD^3

C. GROSS CUT IN WETLAND AREA (DETENTION BASINS INCLUDED)=10,774 YD^3

D. NET CUT/FILL IN WETLAND AREA (DETENTION BASINS NOT INCLUDED) (A-B)=7,157 YD^3 FILL

E. NET CUT/FILL IN WETLAND AREA (DETENTION BASINS INCLUDED) (C-A)=1,032 YD^3 CUT

F. TOTAL EARTH DISTURBANCE IN WETLAND AREA (WETLANDS INCLUDED) (A+C)=16,516 YD^3

KEYNOTE LEGEND

1"=80'

N

PLAN CHECK REVIEW: TM _____ FM _____ TOM _____ DESIGNER _____

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DESIGN GROUP
FACILITY SOLUTIONS
5110 NEW HAMPSHIRE BLVD. LAFAYETTE, LOUISIANA 70508-8100
PHONE: (337) 232-4000 FAX: (337) 232-0701

NO	DATE	BY	REVISION

CLIENT: LAFAYETTE 100

PROJECT: LAFAYETTE 100
LAFAYETTE, LA

DRAWING TITLE: OVERALL SITE PLAN

PROGRESS NOT FOR CONSTRUCTION 3/15/2017

PROJECT NO: 1427
DATE:
SCALE: 1" = 80
DRAWN BY: TM
DRAWING NO.: C1.0

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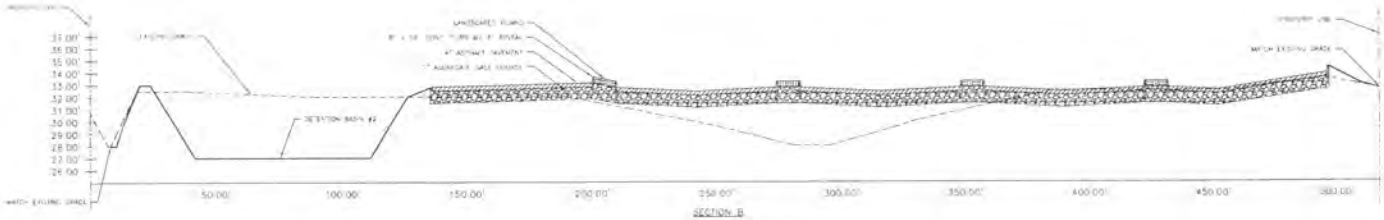
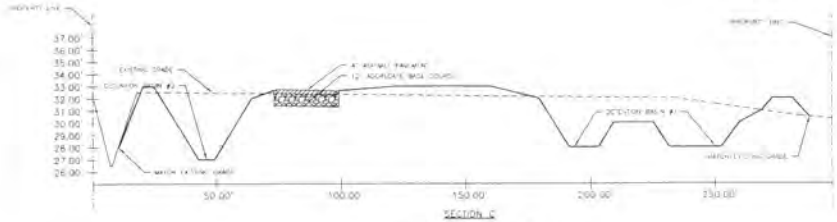


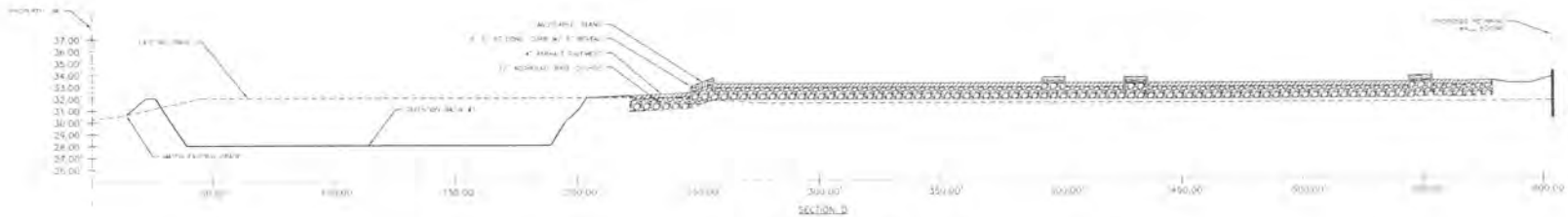
SECTION B

HORIZONTAL SCALE: 1"=20'
VERTICAL SCALE: 1"=4'



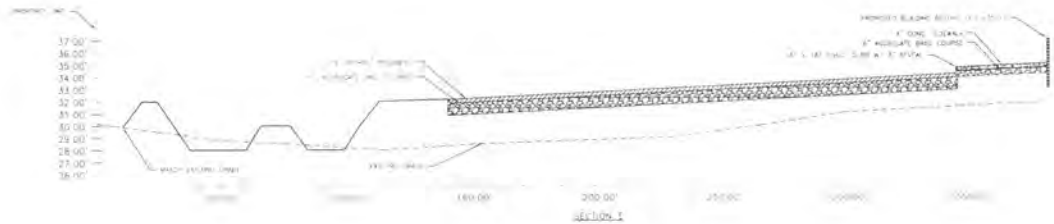
SECTION C

HORIZONTAL SCALE: 1"=20'
VERTICAL SCALE: 1"=4'



SECTION D

HORIZONTAL SCALE: 1"=20'
VERTICAL SCALE: 1"=4'



SECTION E

HORIZONTAL SCALE: 1"=20'
VERTICAL SCALE: 1"=4'

LEGEND

- CONCRETE SIDEWALK
- AGGREGATE BASE COURSE
- LANDSCAPED ISLANDS
- ASPHALT PAVEMENT
- CONCRETE CURB
- EXISTING GRADE
- PROPOSED LANDSCAPING PROPERTY LINE

FLAN CHECK REVIEW DM PM FDM DESIGNER

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DESIGN GROUP
FACILITY SOLUTIONS
5 FRONT DRIVE, BOX 1, CONCORD, NEW HAMPSHIRE 03301
PHONE (603) 224-0000 FAX (603) 224-0001

NO	DATE	BY	REVISION

CLIENT LAFAYETTE 100
PROJECT LAFAYETTE 100
LAFAYETTE LA
DRAWING CROSS SECTIONS

PROGRESS NOT FOR CONSTRUCTION 3/15/1

PROJECT NO. 14
DATE
SCALE AS NO
DRAWN BY
DRAWING NO.

CW3

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