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-2015-2335-WJJ

Project Manager:
Elizabeth Johnson
(225) 219-3225 / fax: (225) 325-8125
WQC Application Number:
WQC 160510-02

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).

RESIDENTIAL SUBDIVISION IN CALCASIEU PARISH

NAME OF APPLICANT: David Minton, 4310 Ryan Street, Suite 122, Lake Charles, Louisiana 70605

LOCATION OF WORK: Dunn Ferry Road in Moss Bluff, Louisiana, in Calcasieu Parish (30.343337, -93.261293, Hydrologic Unit Code 08080205, Calcasieu 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 residential development with associated infrastructure. Approximately 4.82 acres of forested wetlands will be impacted through development of a 10 acre tract of land. Approximately 1500 cubic yards of in situ material will be dispersed throughout the 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.

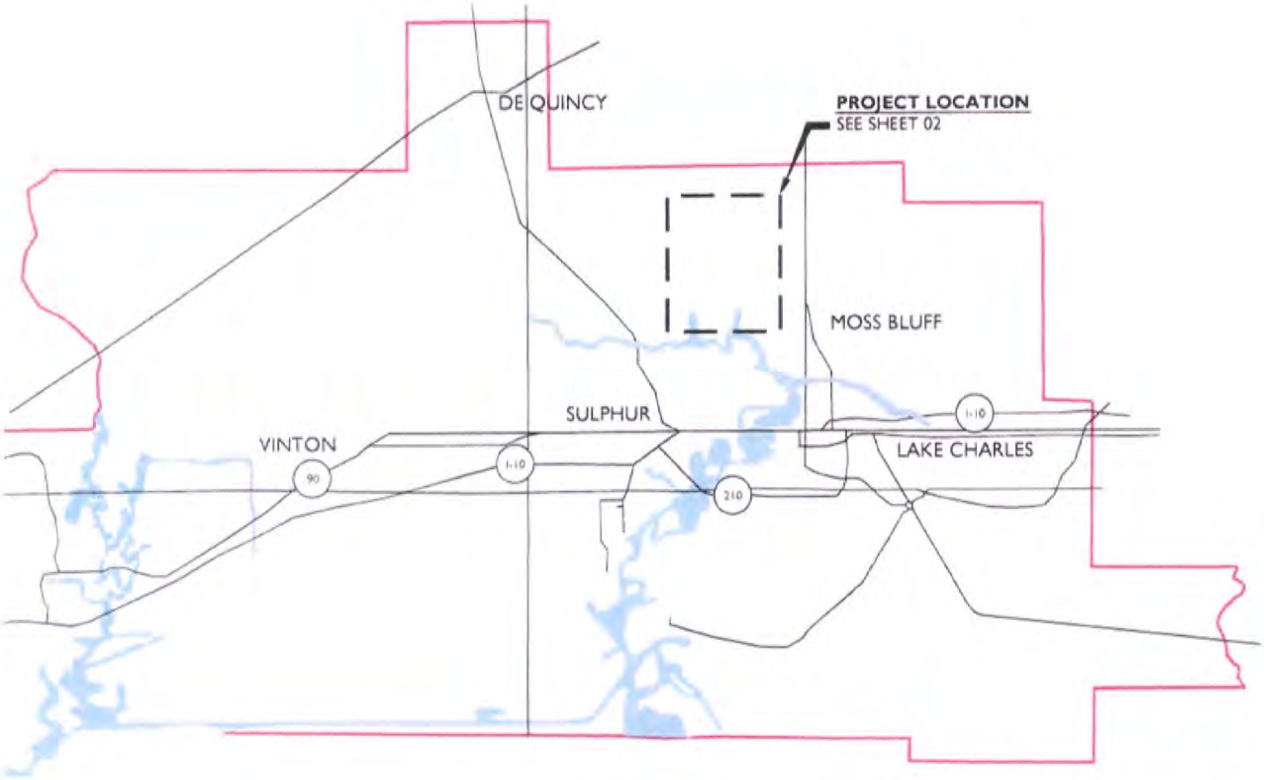
Darrell S. Barbara
Chief, Western Evaluation Section
Regulatory Branch

Enclosure

NOTE: THESE DRAWINGS ARE TO BE USED EXCLUSIVELY FOR ACQUISITION OF REGULATORY PERMITS.

REVISED:

CALCASIEU PARISH, LOUISIANA



THE CYPRESS GROUP
4310 RYAN ST. STE 122
LAKE CHARLES, LA
OFFICE - 337.504.7755
FAX - 337.504.7744

DAVID MINTON

DUNN FERRY ROAD, MOSS BLUFF

CALCASIEU PARISH, LOUISIANA

VICINITY MAP

04/21/2016

N.T.S.

1

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PROJECT LOCATION

04/21/2016

1"=600'

2

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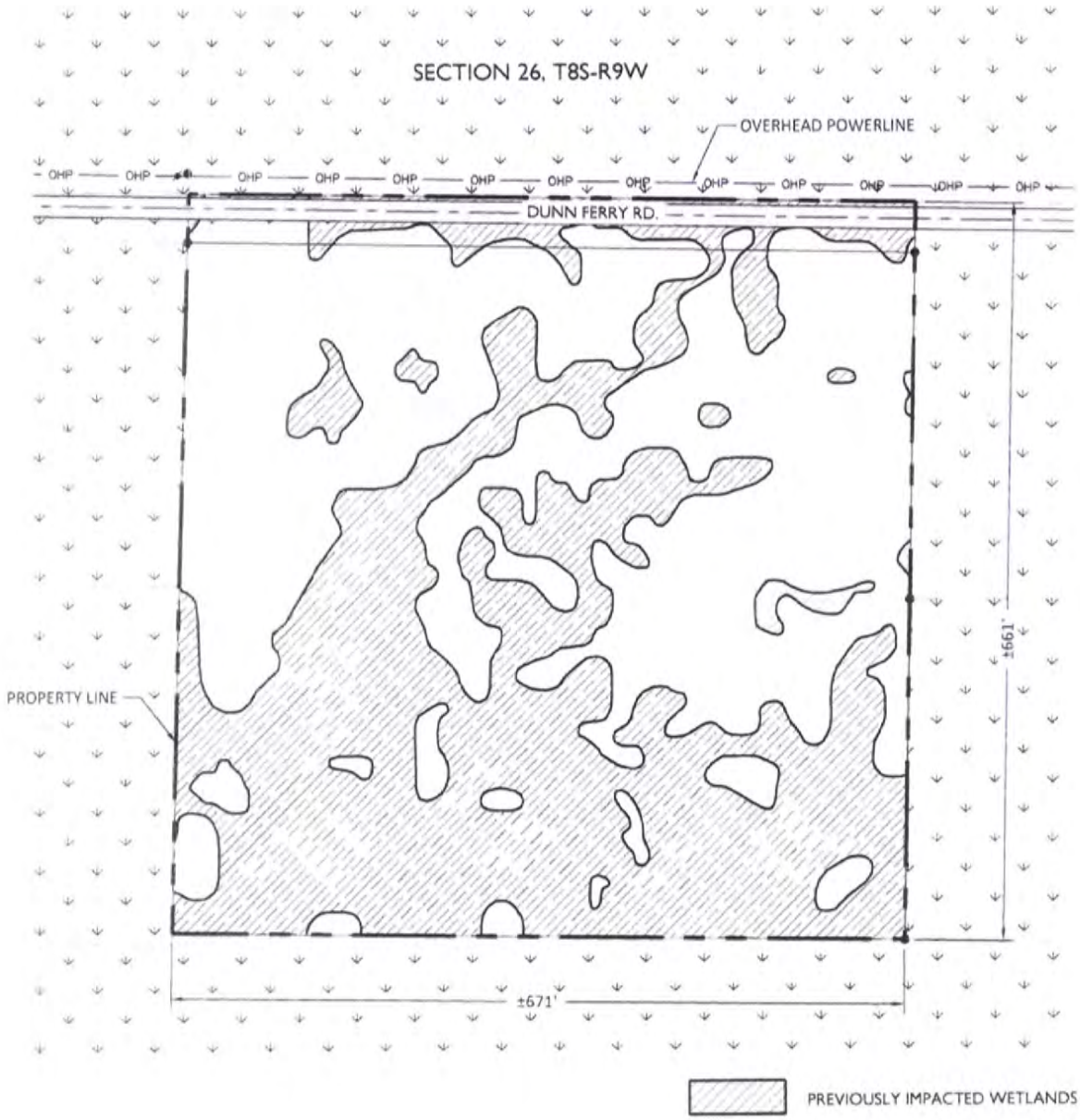

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CALCASIEU PARISH, LOUISIANA

SITE PLAN
WETLANDS LAYOUT

04/21/2016

1"=150'

3

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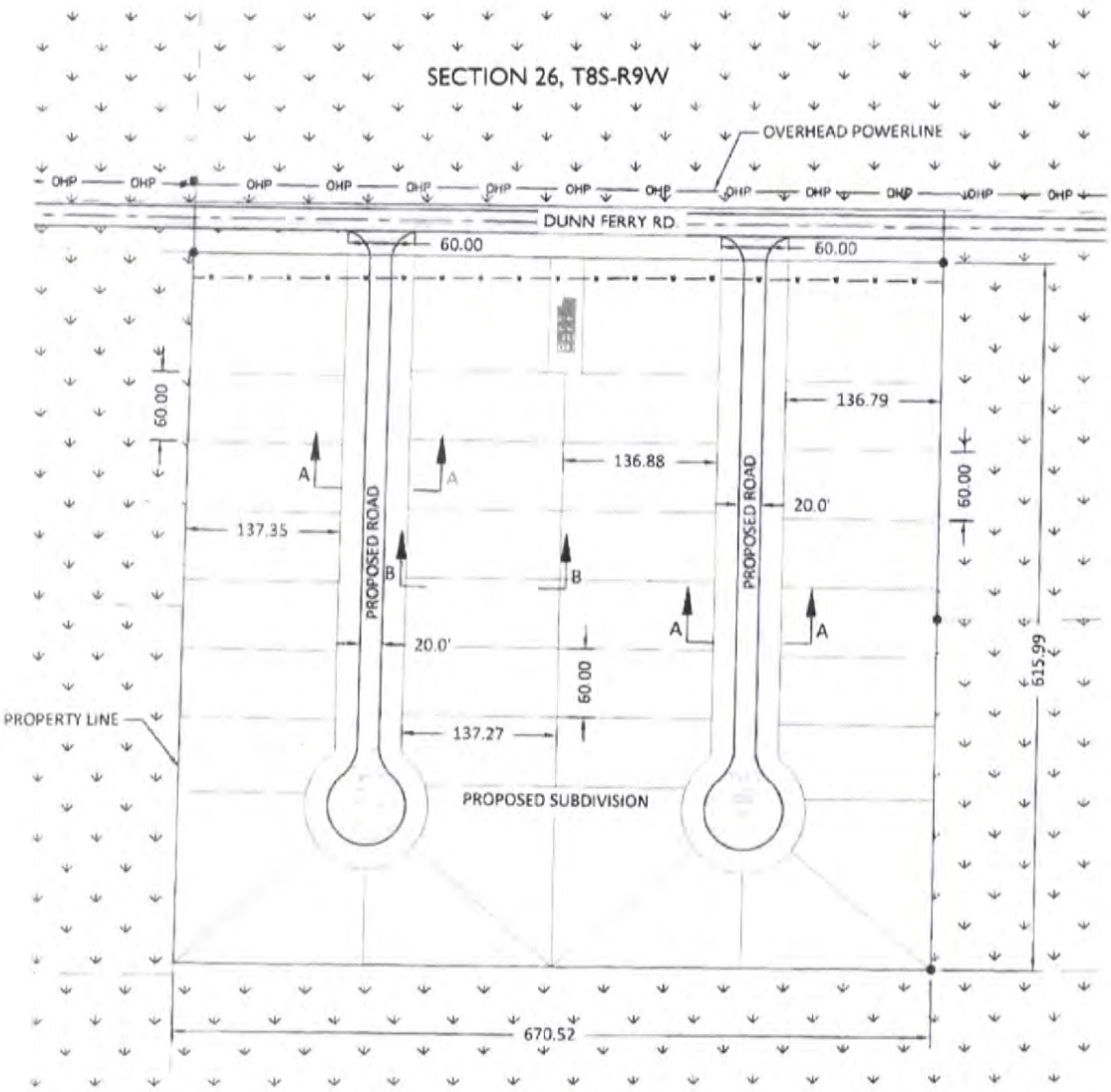

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CHATEAU RIDGE SUBDIVISION

DAVID MINTON

CALCASIEU PARISH, LOUISIANA

SITE PLAN

04/07/2016

1"=100'

3

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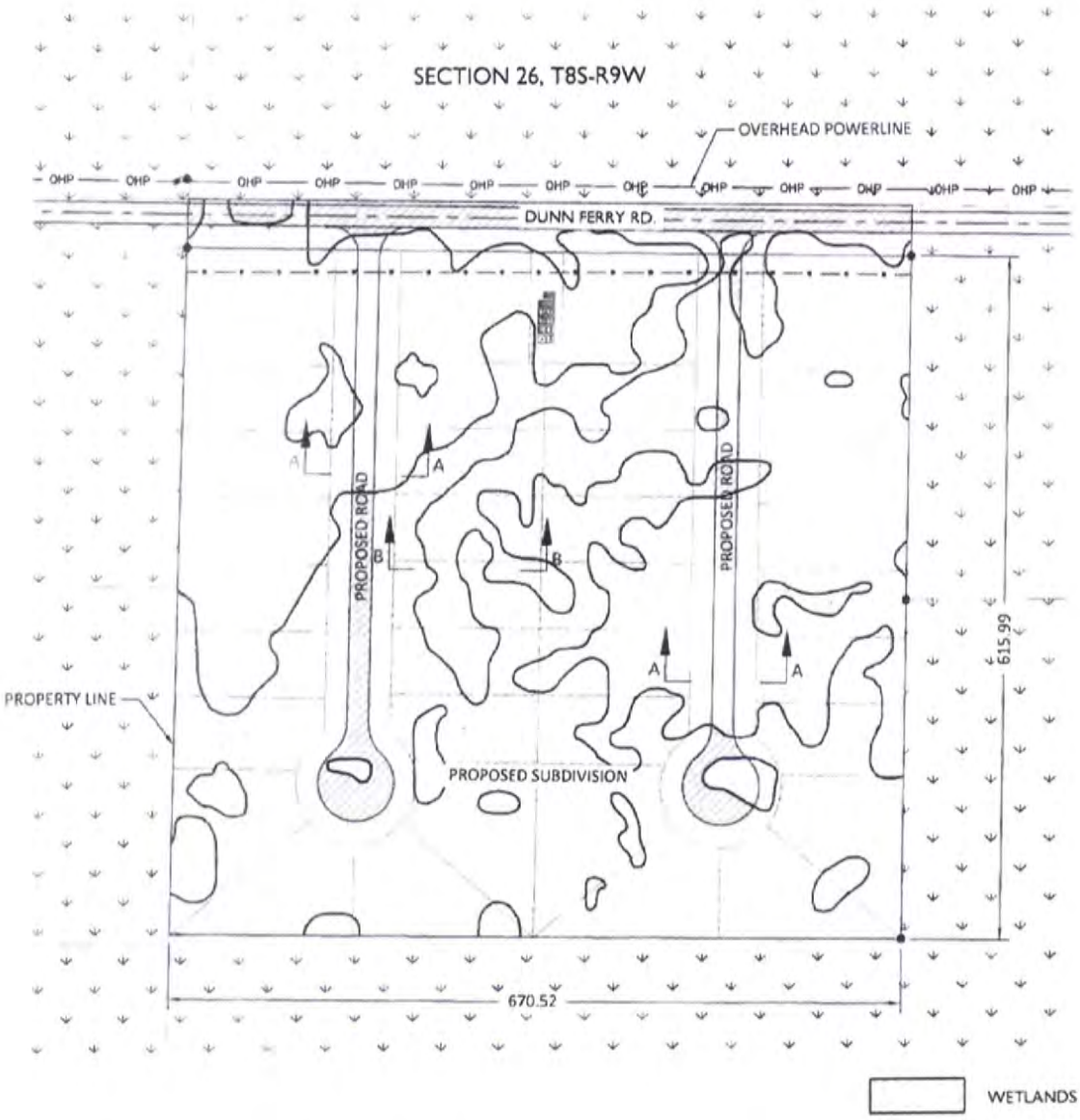

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SITE PLAN
WETLANDS LAYOUT

04/07/2016

1"=100'

4

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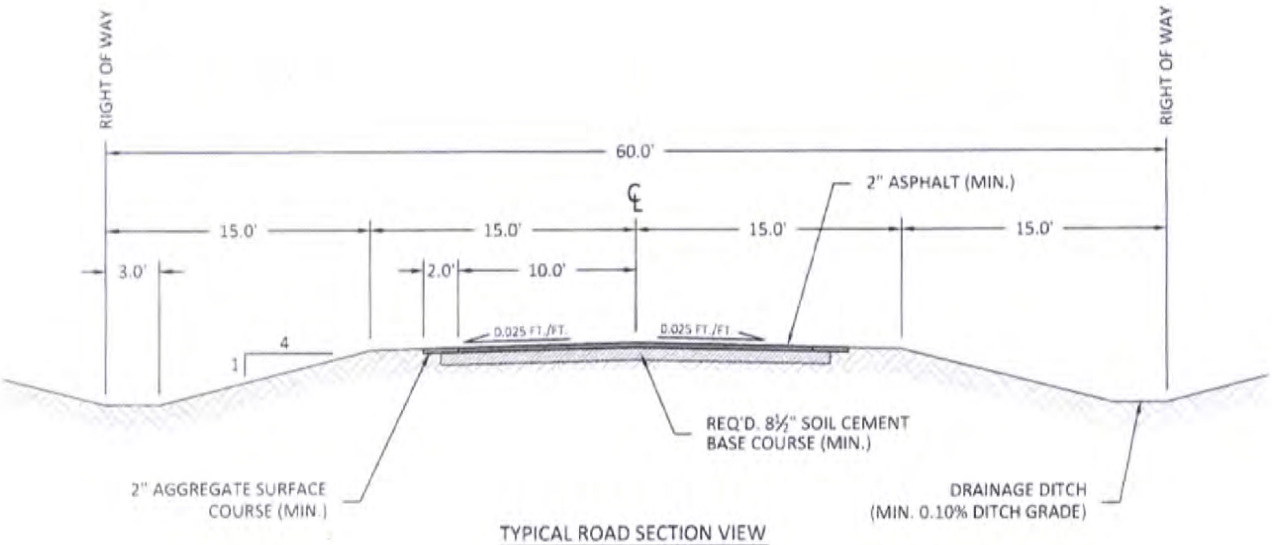
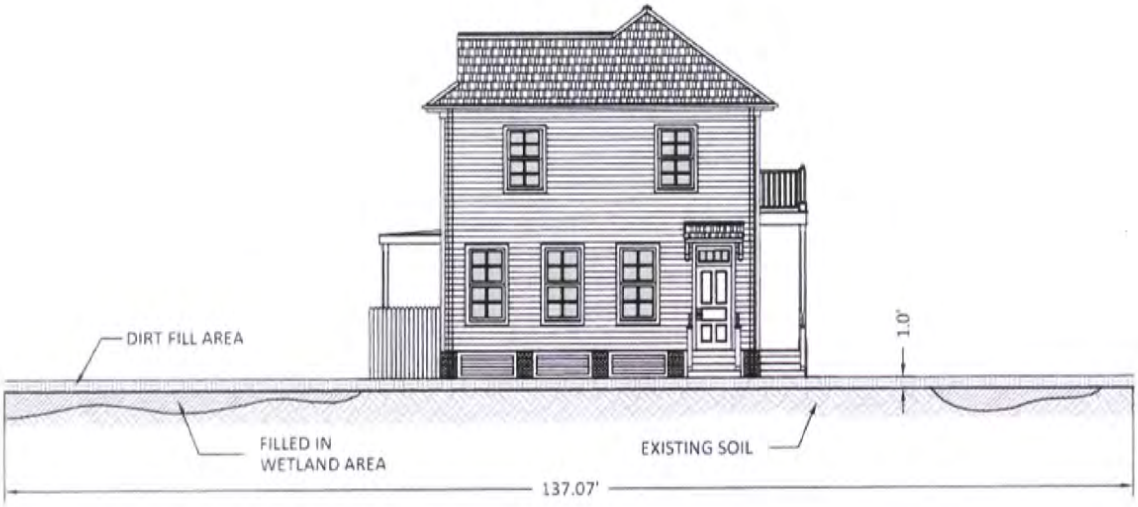
REVISED:

CALCASIEU PARISH, LOUISIANA



TYPICAL ROAD SECTION VIEW
SCALE: 1" = 10'



TYPICAL HOUSE SECTION VIEW
SCALE: N.T.S.

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CALCASIEU PARISH, LOUISIANA

TYPICAL CROSS SECTIONS

04/21/2016
AS NOTED

4

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REVISED: C.G.M. 3/18/2015

CALCASIEU PARISH, LOUISIANA

GENERAL NOTES:

1. IN ORDER TO INSURE THE SAFETY OF ALL PARTIES, THE PERMITEE WILL CONTACT THE LOUISIANA DOTTI SYSTEM(1-800-272-3020), A MINIMUM OF 48 HOURS PRIOR TO THE COMMENCEMENT OF ANY ACTIVITY.
2. APPLICANT REQUESTED AUTHORIZATION TO DEVELOP 10.06 ACRES OF PROPERTY, WHICH WILL IMPACT APPROXIMATELY 4.82 ACRES OF JURISDICTIONAL WETLANDS AS SHOWN IN THE PERMIT DRAWINGS. THIS 4.82 ACRES OF WETLANDS HAS BEEN PREVIOUSLY IMPACTED AND HAS BEEN CLEARED.
3. APPROXIMATELY 2,500 CUBIC YARDS OF MATERIAL WILL BE HAULED IN TO CONSTRUCT THE ACCESS WAYS AND DIRT PADS FOR ANY STRUCTURAL FOUNDATIONS.

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NOTES

04/21/2016

N.T.S.

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