JOINT PUBLIC NOTICE

February 8, 2016

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

(504) 862-1577
Project Manager
Jeremy Overstreet
Jeremy.R.Overstreet@usace.army.mil
Permit Application Number
MVN 2015-02420-CD

State of Louisiana
Department of Environmental Quality
Office of Environmental Services
Post Office Box 4313
Baton Rouge, Louisiana 70821-4313

(225) 219-3225
Project Manager
Elizabeth Hill
WQC Application Number
WQC-160203-01

Interested parties are hereby notified that a permit application has been received by the New Orleans District of the US 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, Office of Environmental Services, for a Water Quality Certification (WQC) in accordance with statutory authority contained in LRS 30:2074 A(3) and provisions of Section 401 of the Clean Water Act.

PIER, BOATHOUSE AND BULKHEAD CONSTRUCTION AND DREDGING IN LIVINGSTON PARISH

NAME OF APPLICANT: Dave Iddins, c/o Kingfisher Construction, Attn: Jerry Hanna, 11744 River Highlands Drive, St. Amant, Louisiana 70774.

LOCATION OF WORK: In the Amite River, Section 11, T8S-R3E, Latitude 30° 16' 23" N, Longitude -90° 45' 56" W approximately 2 miles southeast from French Settlement, Louisiana, in Terrebonne Parish, within the Amite River Basin in hydrologic unit (HUC 08070202), as shown on the attached drawings.

CHARACTER OF WORK: The applicant has requested Department of the Army authorization to dredge 4.5 cubic yard of material from a 12'x24' area and construct a 90' bulkhead and a 16' x 12' wharf with a 12' x 4' access pier and a boat 30'x 12' covered boat slip on the Amite River as detailed in the attached plans. The pier structure will extend a total of 28' into the waterway. Approximately 78 cubic yards of fill material will be placed behind the bulkhead. Preliminary review of the information furnished by the applicant indicates that approximately 0.03 acre of jurisdictional other waters of the U.S. will be permanently impacted by the project implementation.

It is presumed that the applicant has designed the project to avoid and minimize direct and secondary adverse impacts to the maximum extent practicable.

The comment period for the Department of Army and the Louisiana Department of Environmental Quality WQC will close in **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.

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 US 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 US 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, pre-historical, 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 neither affect any species listed as endangered by the U.S. Departments of Interior or Commerce, nor affect any habitat designated as critical to the survival and recovery of any endangered species.

The proposed activity is located in waters known to be utilized by the West Indian Manatee (*Trichechus manatus*). The project although in an area known to be utilized by the manatee does not have good foraging habitat and with special conditions added to the potential authorization, the Corps has determined that this activity is not likely to adversely affect the West Indian Manatee.

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 up to **0.03** acres 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.

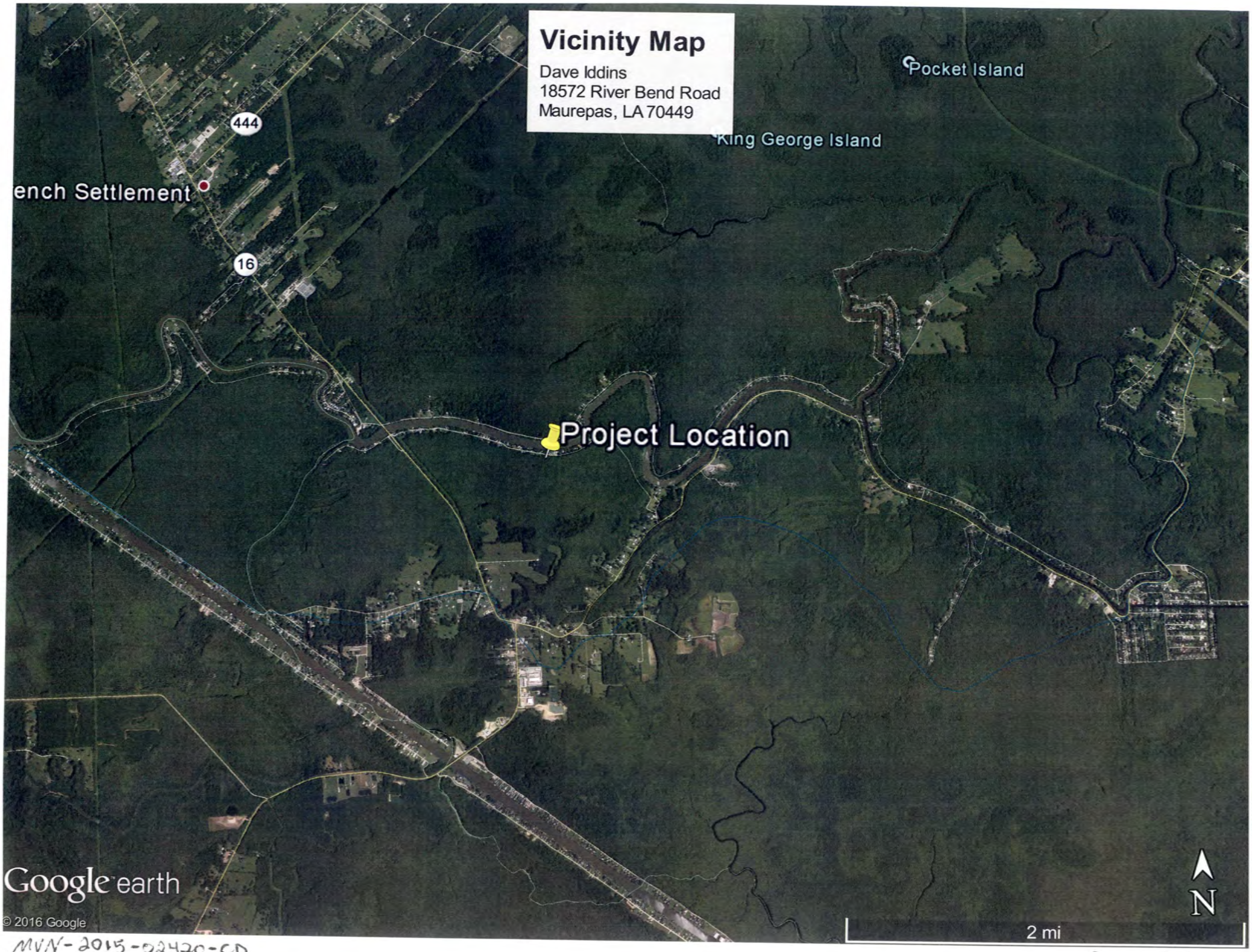
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. Also, a certification that the proposed activity will not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

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.

JOHN M. HERMAN
Chief, Central Evaluation Section
Regulatory Branch

Enclosures



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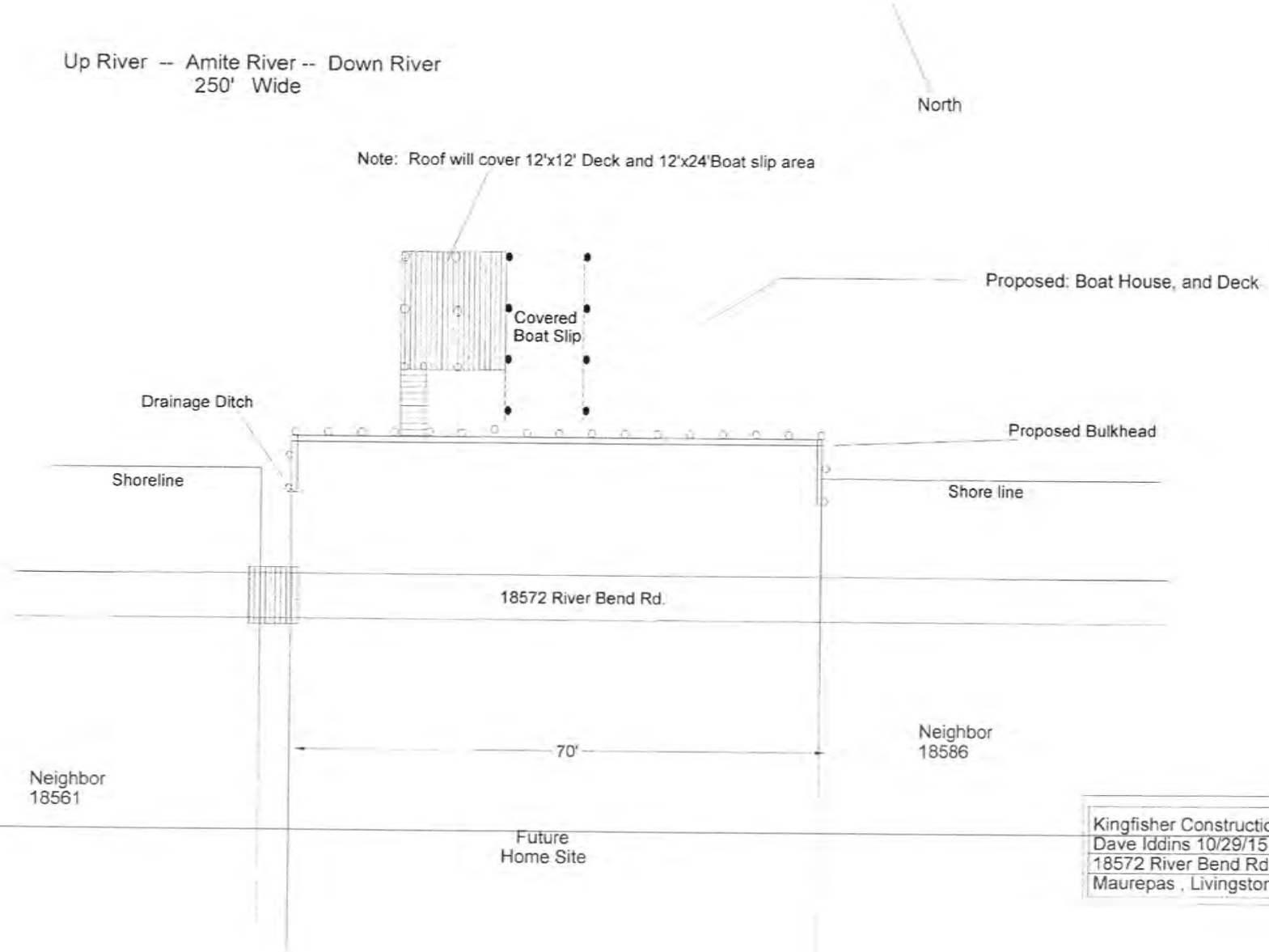
Plan View 1

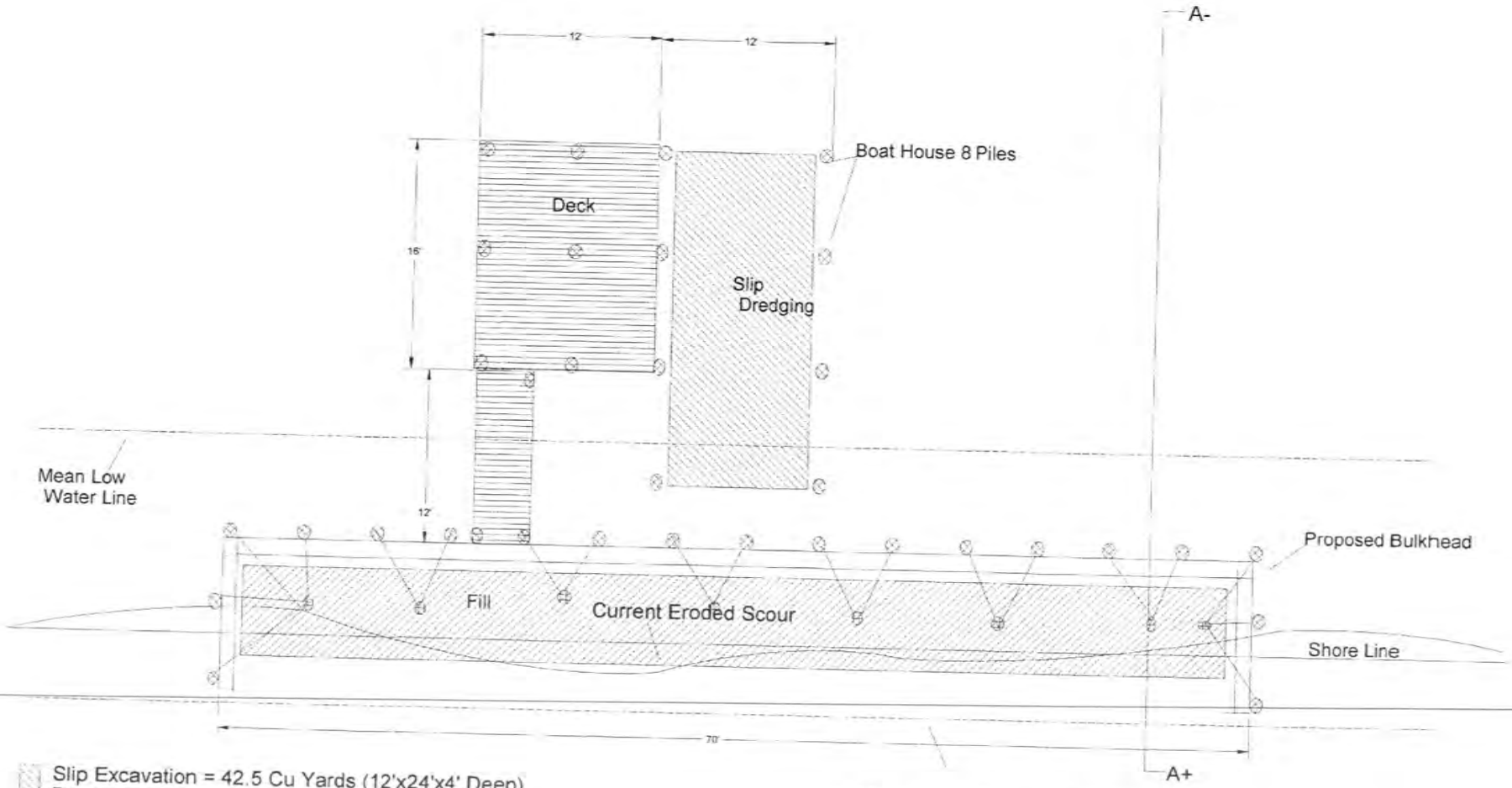


Kingfisher Construction LLC
Dave Iddins 10/29/15
18572 River Bend Rd.
Maurepas , Livingston Parish

Plan View 2

Up River -- Amite River -- Down River
200' to opposite bank

All treated wood materials



Slip Excavation = 42.5 Cu Yards (12'x24'x4' Deep)
Deadmen Excavation at new cables = 4.5 Cu Yards
(10 Trenches 1' Wx1'Dx12'L)

Backfill = 78 Cu Yards (Area 70' Wide x 10' Long x 3' Deep)
of which 42.5 Cu Yards is Onsite Excavated Material, and
35.5 Cu Yards is hauled in dirt for Backfill.

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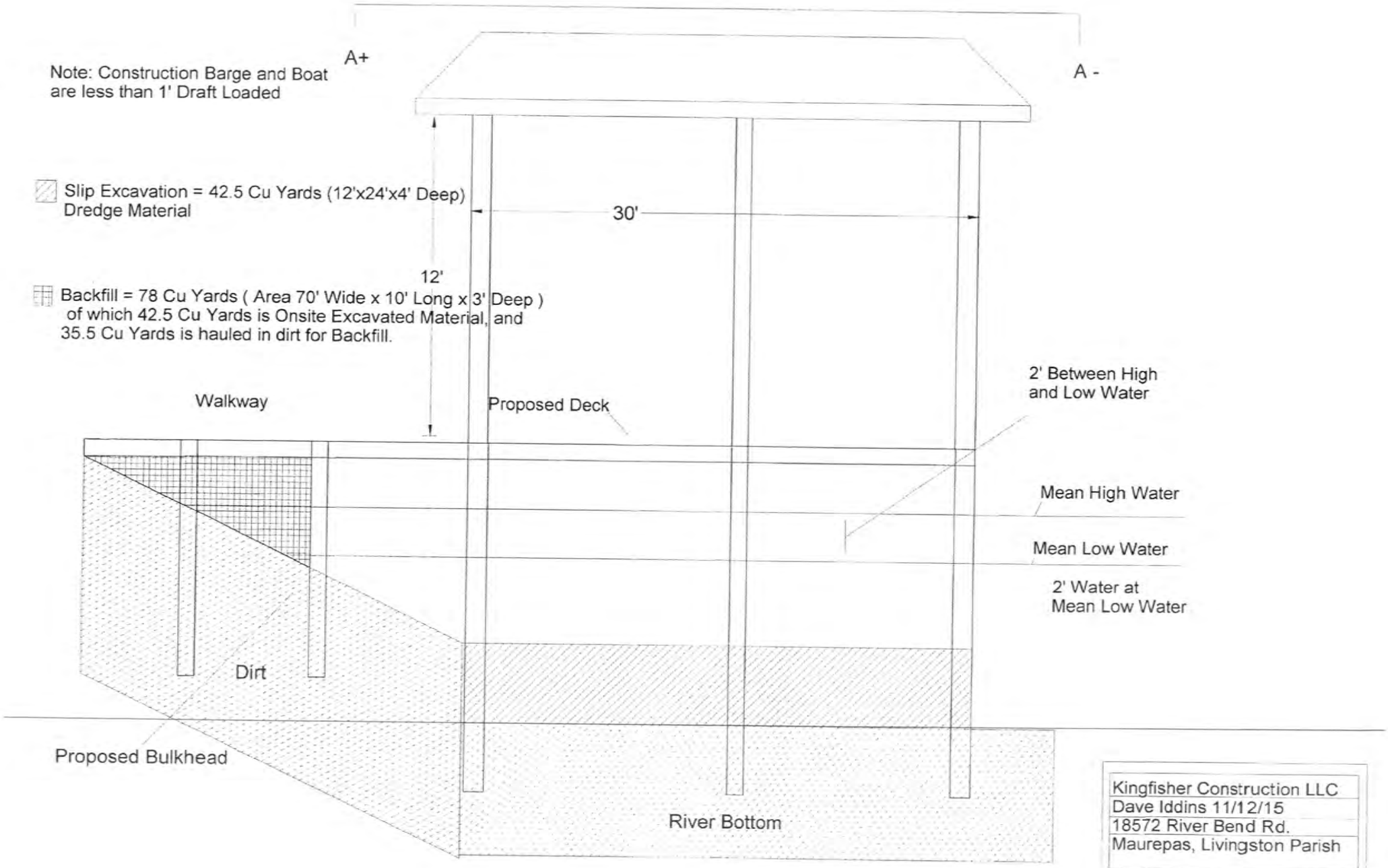
Cross Section



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Permit Plat Notes

1. As built drawings and/or plats shall have written on them the date of completion of said activities and shalll be submitted to the Louisiana Department of Natural Resources, Office of Coastal Management, P.O. Box 44487, Baton Rouge, La 70804-4487 within 30 days following project completion.

2. All structures built under the authorization and conditions of this permit shall be removed from the site within 120 days of abandonment of the facilities for the herein permitted use, or when these structured fall into state of disrepair such that they can no longer function as intended. This condition does not preclude the necessity for revising the current permit or obtaining a seperate Coastal Use Permit, should one be required, for such removal activities.

3. Structures must also be marked/lighted in accordsance with U.S. Coast Guard regulations.

4. In order to ensure the safety of all partiess, the permitte 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, jeting, etc.) or demolitation activity.

5. The area where the project is located is all part of the aboriginal homelands of the Chitimacha Tribe of Louisiana. As such, large villages, burial sites, and sacred sites where in place in that entire area. If at any time during the corse 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 thru 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.

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