

JOINT PUBLIC NOTICE

December 27, 2016

United States Army
Corps of Engineers
New Orleans District
Regulatory Branch (OD-SE)
7400 Leake Avenue
New Orleans, Louisiana 70118

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

(504) 862-2041

(225) 219-3225

Benjamin.C.Sherman@usace.army.mil

Project Manager
Benjamin Sherman
Permit Application Number
MVN 2015-02539 ES

Project Manager
Elizabeth Hill
WQC Application Number
WQC 161220-06

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).

Dredging and Construction of a Pier, Bulkhead within the Bayou Barataria, Barataria, Jefferson Parish, Louisiana

NAME OF APPLICANT: Louis Parria, III 2433 Privateer Blvd, Barataria, LA 70036

LOCATION OF WORK: Project site is located at Lot 18 Privateer Blvd, Barataria, in Jefferson Parish, Louisiana, as shown on the attached drawings.

Hydrologic Unit Code: 08090301 - Lower Mississippi Region Location: Latitude: 29.70378, Longitude: -90.10567

CHARACTER OF WORK: The applicant proposes to dredge, install and maintain a new pier, bulkhead and backfill along Bayou Barataria. Approximately 843 cubic yards of fill material would be placed behind the proposed bulkhead in jurisdictional waters. An additional 1100 cubic yards of dredged material will be placed in non-jurisdictional areas on Lot 18 in preparation for a residential camp, driveway, and a shed. The project that is proposed will cause temporary impacts to .25 acres of waters of the US from the proposed dredging and permanent impacts to .17 acres of waters via backfill operations. No permanent impacts to jurisdictional wetlands are anticipated with project implementation, thus, no compensatory mitigation measures are proposed at this time.

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. 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 at this time. 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 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” this species based on the Standard Local Operating Procedure for Endangered Species in Louisiana (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 authorized, “The Standard Manatee Conditions for In-Water Activities” will be made part of the permit’s special conditions.

Our initial finding is that the proposed work would not affect any species, nor affect any habitat designated as critical to the survival and recovery of such species, listed as endangered by the U.S. Department of Commerce.

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 **0.42** 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 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.

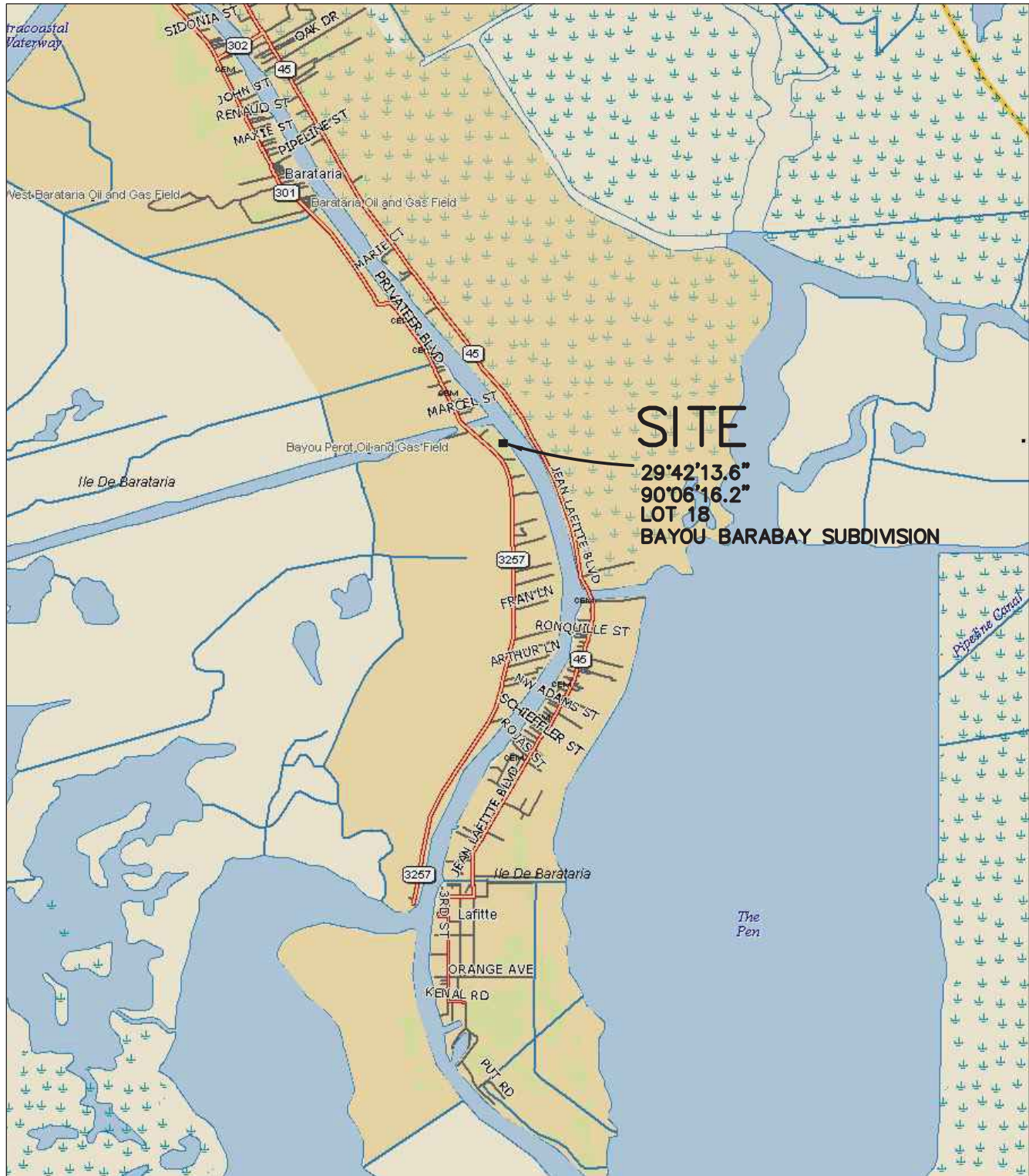
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program. The Department of the Army permit will not be issued unless the applicant received approval or a waiver 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.

Michael V. Farabee
Chief, Eastern Evaluation Section

Enclosure

LAFITTE JEFFERSON PARISH, LOUISIANA



**DUFRENE SURVEYING
& ENGINEERING INC.**

1624 MANHATTAN BOULEVARD, HARVEY, LA 70058

504-368-6390 PH.

504-368-6394 FAX

dufrene@dsinc.net

VICINITY MAP

SCALE: 1"=4000'

vicinity/lafitte-lower.dwg

BAYOU BARABAY SUBDIVISION

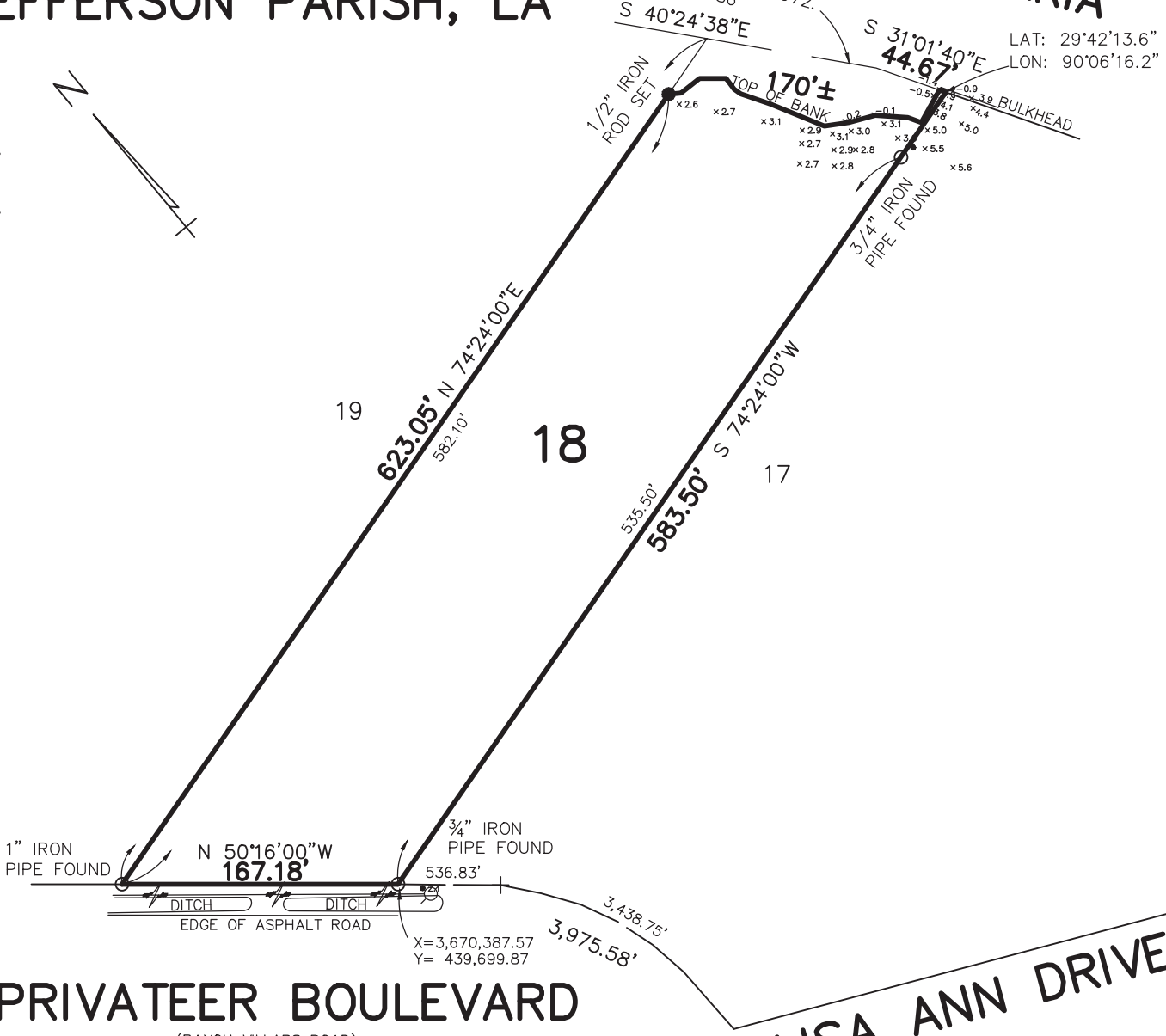
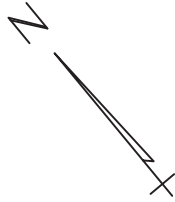
SECTION 2, T16S, R23E
 SOUTHEAST DISTRICT OF LOUISIANA
 WEST OF THE MISSISSIPPI RIVER
 JEFFERSON PARISH, LA

BAYOU BARATARIA

PROPERTY LINE PER PLAN BY
 JJ KREBS DATED OCT 6, 1972.
 ORDINANCE NO. 10986

LAT: 29°42'13.6"
 LON: 90°06'16.2"

SOUTHERLY LINE OF COLLINS SUBDIVISION (SIDE)



PRIVATEER BOULEVARD

(BAYOU VILLARS ROAD)

LISA ANN DRIVE

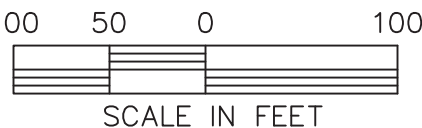
AUGUST 28, 2016

BEARINGS ARE BASED ON THE LOUISIANA COORDINATE SYSTEM OF 1983, SOUTH ZONE. BASED ON GPS OBSERVATIONS.

REFERENCE: SURVEY OF LOT 17 BAYOU BARABAY SUBDIVISION BY DUFRENE SURVEYING & ENGINEERING, INC. DATED AUGUST 16, 2002.

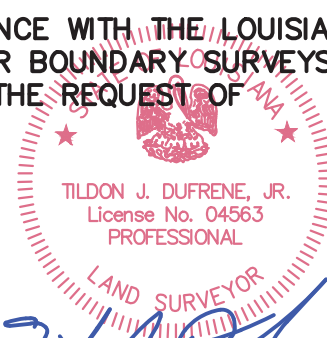
THE SERVITUDES AND RESTRICTIONS SHOWN ON THIS SURVEY ARE LIMITED TO THOSE SET FORTH IN THE DESCRIPTION FURNISHED US AND THERE IS NO REPRESENTATION THAT ALL APPLICABLE SERVITUDES AND RESTRICTIONS ARE SHOWN HEREON. THE SURVEYOR HAS MADE NO TITLE SEARCH OR PUBLIC RECORD SEARCH IN COMPILING THE DATA FOR THIS SURVEY.

SURVEYED IN ACCORDANCE WITH THE LOUISIANA STANDARDS OF PRACTICE FOR BOUNDARY SURVEYS FOR A CLASS C SURVEY, MADE AT THE REQUEST OF LOUIS PARRIA, III.



DUFRENE SURVEYING & ENGINEERING INC.

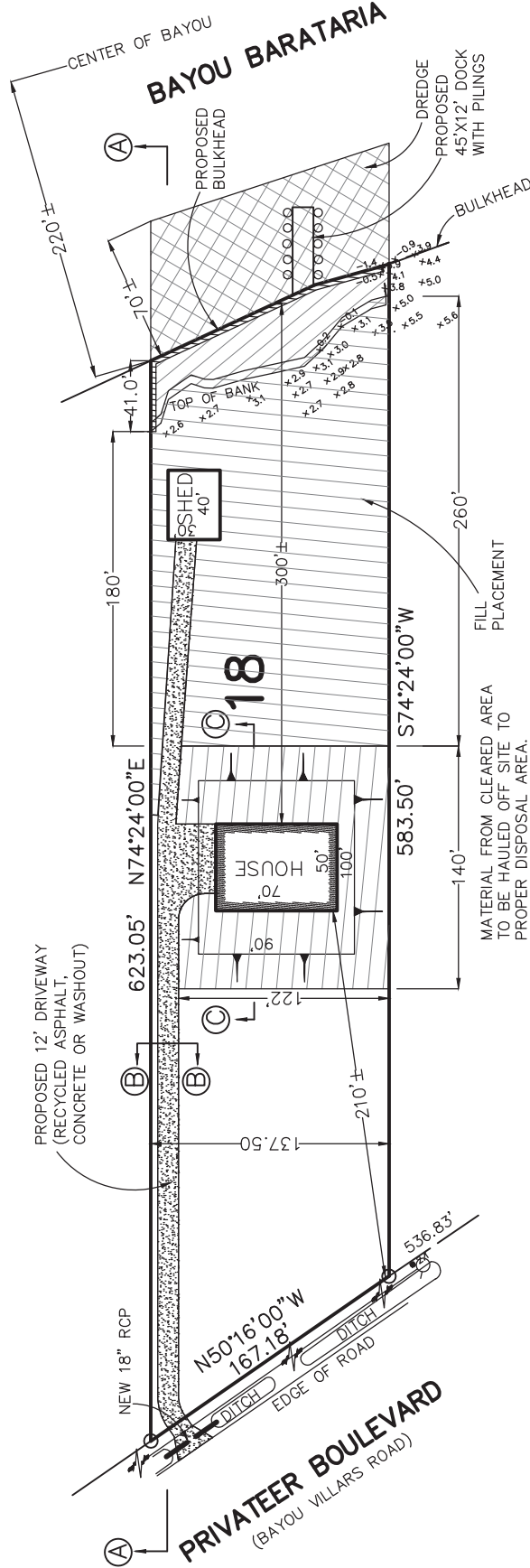
1624 MANHATTAN BOULEVARD, HARVEY, LA 70058
 504-368-6390 PH.
 504-368-6394 FAX
 dufrene@dufrenesurveying.com



Tildon J. Dufrene

BAYOU BARABAY SUBDIVISION

SECTION 2, T16S, R23E SOUTHEAST DISTRICT OF LOUISIANA WEST OF THE MISSISSIPPI RIVER JEFFERSON PARISH, LA



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REVISED NOV. 21, 2016
 SEPTEMBER 29, 2016

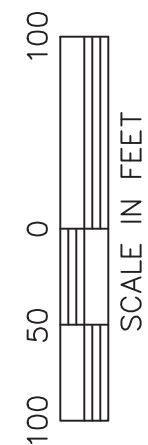
PROPOSED: BULKHEAD
 BAYOU BARATARIA
 LOT 18, BAYOU BARABAY SUBD
 JEFFERSON PARISH, LA

LAT: 29°42'13.6"
 LON: 90°06'16.2"

FILL				CUBIC YARDS	
AREA	DEPTH	HAUL	DREDGE		
LOT	30000 SF	1	450 ±	650 ±	
HOUSE	16,000 SF	0' - 7' ±	3000 ±		
DRIVEWAY	7200 SF	1.5'	400 ±		
BAYOU	4000 SF	3' ±		450 ±	

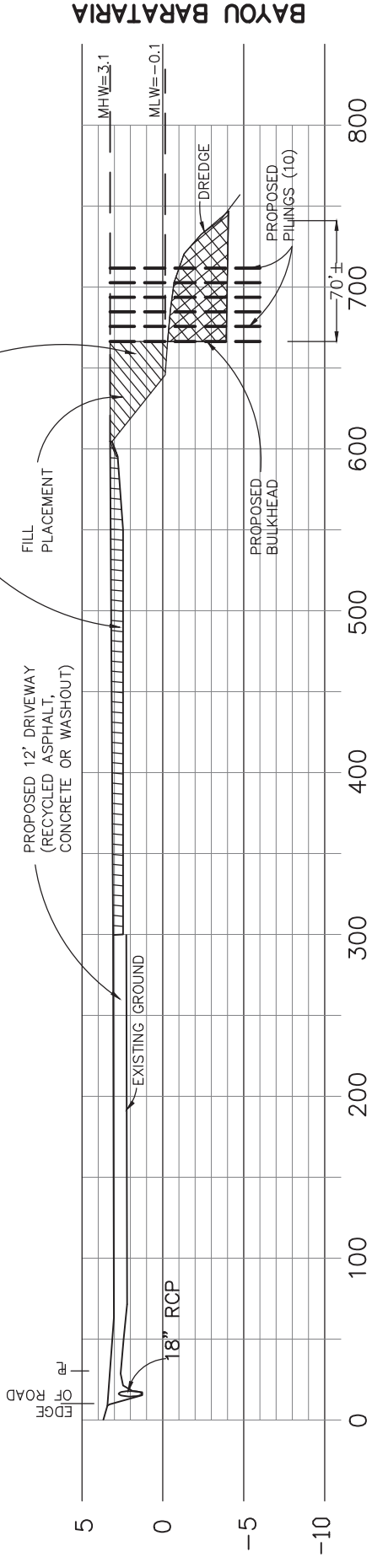
EXCAVATION			
AREA	DEPTH	CUBIC YARDS	
BAYOU BARATARIA	10000 SF	3' ±	1100 ± CY

NOTE: ALL ELEVATIONS ARE IN FEET
 NAVD88(2009.55)
 MEAN HIGH WATER = 3.1
 MEAN LOW WATER = -0.1

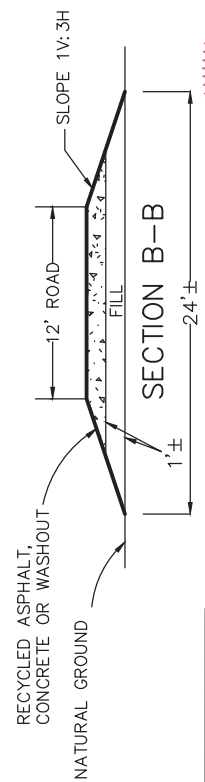
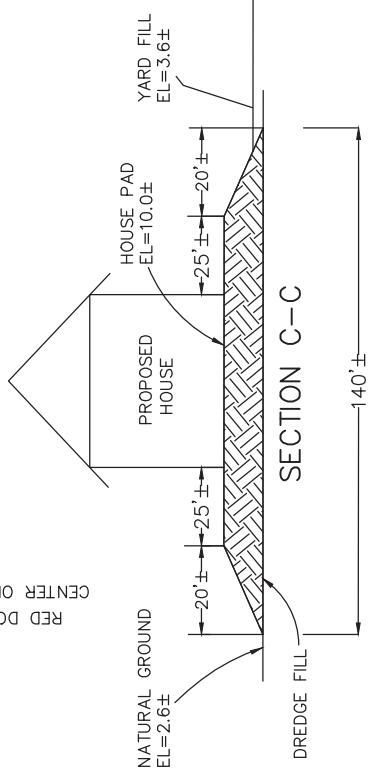


BAYOU BARABAY SUBDIVISION

SECTION 2, T16S, R23E
 SOUTHEAST DISTRICT OF LOUISIANA
 WEST OF THE MISSISSIPPI RIVER
 JEFFERSON PARISH, LA



A-A



T. J. Dufrene, Jr.
 TILDON J. DUFRENE, JR.
 License No. 04563
 PROFESSIONAL
 LAND SURVEYOR

REVISED NOV. 21, 2016
 SEPTEMBER 29, 2016
 PROPOSED: BULKHEAD
 BAYOU BARATARIA
 LOT 18, BAYOU BARABAY SUBD
 JEFFERSON PARISH, LA
 LAT: 29°42'13.6"
 LON: 90°06'16.2"

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NOTE: ALL ELEVATIONS ARE IN FEET
 NAVD88(2009.55)
 MEAN HIGH WATER = 3.1
 MEAN LOW WATER = -0.1
 HOR. SCALE: 1"=100'
 VERT. SCALE: 1"=10'

APPROVED

JURISDICTIONAL DETERMINATION

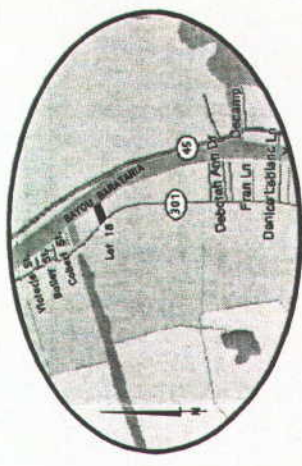
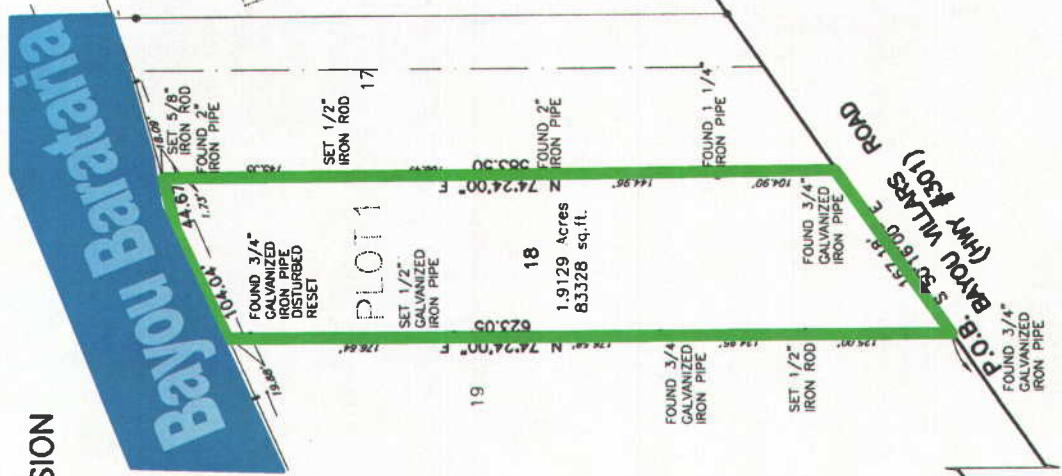
018 12/14/01

0-1

LOT 18 BAYOU BARABAY SUBDIVISION
 BEING A PORTION OF
 THE RESUBDIVISION OF PLOTS 1 & 2
 JONATHAN-DAVIS PLANTATION
 SEC. 2, T.16S., R.23E.
 S.E. LAND DISTRICT, WEST BANK OF THE
 MISSISSIPPI RIVER
 JEFFERSON PARISH, LA.



USACE Page 1 of 1
 Date: 2-18-16
 Botanist: PARRIA
 Requestor: PARRIA
 # MVN-2015-02539-SX
 - NON-WETLAND
 - WATERS OF THE US - 10:404



CERTIFIED CORRECT
 December 14, 2001



[Signature]
 PROFESSIONAL LAND SURVEYOR

BAYOU BARABAY SUBDIVISION ADOPTED NOVEMBER 6, 1996
 UNDER JEFFERSON PARISH COUNCIL ORDINANCE No.19854

SURVEY MADE IN ACCORDANCE WITH THE STATE OF LOUISIANA
 MINIMUM STANDARDS FOR A CLASS "C" OR SUBURBAN SURVEY
 PREPARED AT THE REQUEST OF HOWARD AND CINDY NOBLES



Map of Survey
 Lot 18 Bayou Barabay Subdivision

JOB. No. 101750.00 DWG. No. 750-01-1

