

JOINT PUBLIC NOTICE

July 20, 2015

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

(504) 862-2259
Project Manager
Scott N. Kennedy
scott.n.kennedy@usace.army.mil
Permit Application Number
MVN 2015-01064 EMM

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

(225) 219-3225
Project Manager
Elizabeth Hill
WQC Application Number
WQC 150713-01

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 LRS 30:2074 A(3) and provisions of Section 401 of the Clean Water Act.

INSTALL AND MAINTAIN A BULKHEAD AND BOATHOUSE IN THE BOGUE FALAYA RIVER IN SAINT TAMMANY PARISH

NAME OF APPLICANT: David Harvey Sr., 71385 Riverside Drive, Covington, Louisiana 70433.

LOCATION OF WORK: In Sections 42, Township 7 South, Range 11 East, near Covington, Louisiana, in Saint Tammany Parish, as shown on the attached drawings.

HUC: 08090201: Liberty Bayou - Tchefuncte River
Latitude: 30.46450 Longitude: -90.09387

CHARACTER OF WORK: Install and maintain a bulkhead and a 32' by 30' boathouse in the Bogue Falaya River, in Covington, Louisiana. Approximately 200 cubic yards of hauled in material will be used as backfill. No impacts to jurisdictional wetlands are anticipated, as such, no compensatory mitigation has been proposed.

The comment period for the Department of the Army Permit and the Louisiana Department of Environmental Quality WQC will close **15 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.

The application for this proposed project is on file with the Louisiana Department of Environmental Quality and may be examined 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 the public notice solicits input from the State Archeologist and State Historic Preservation Office regarding potential impacts to cultural resources.

The New Orleans District has determined 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. Utilizing 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, the Corps has determined that the proposed activity would have no effect on any listed species.

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 N/A 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, 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.

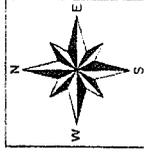
You are requested to communicate the information contained in this notice to any other parties whom you deem likely to have interest in the matter.

Michael Farabee
Chief, Eastern Evaluation Section

Enclosures

Permit 20150327

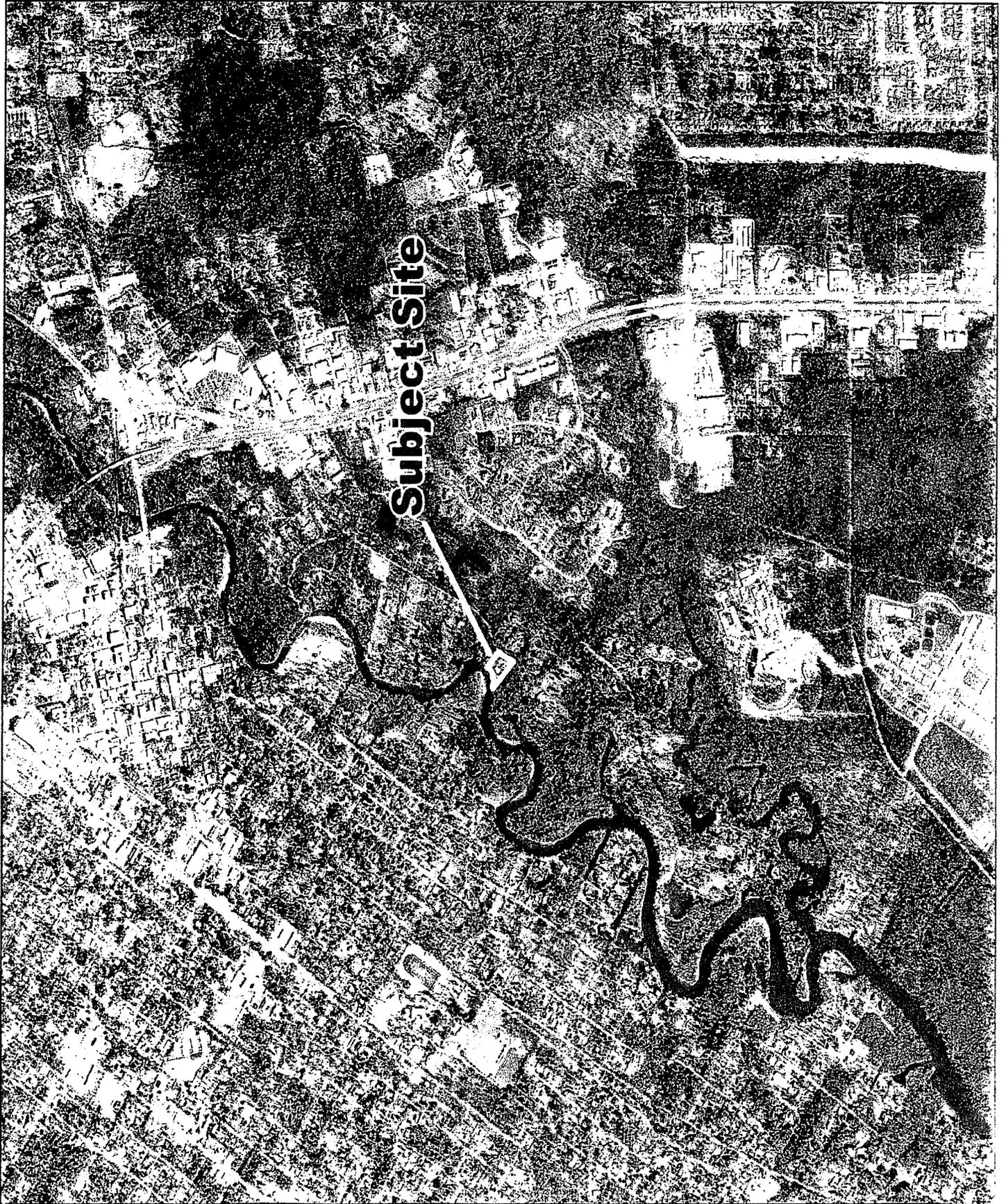
30°27'52.21"N
90°05'37.94"W



06/04/2015

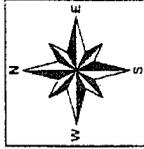
1385 Riverside Drive

Subject Site



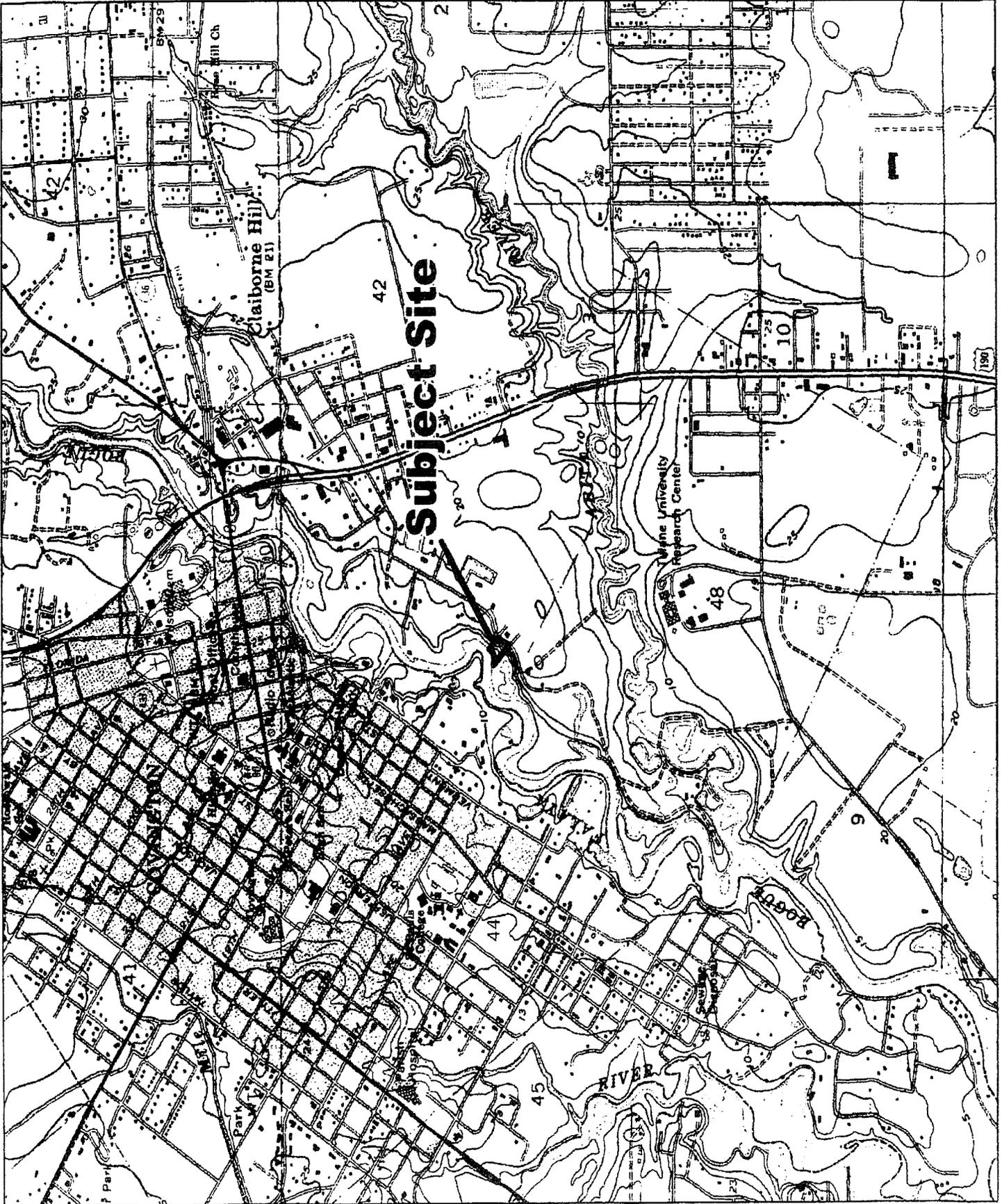
Permit P 20150327

30°27'52.21"N
90°05'37.94"W



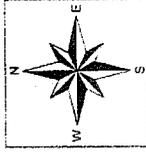
06/04/2015

11000 RIVERSIDE DRIVE



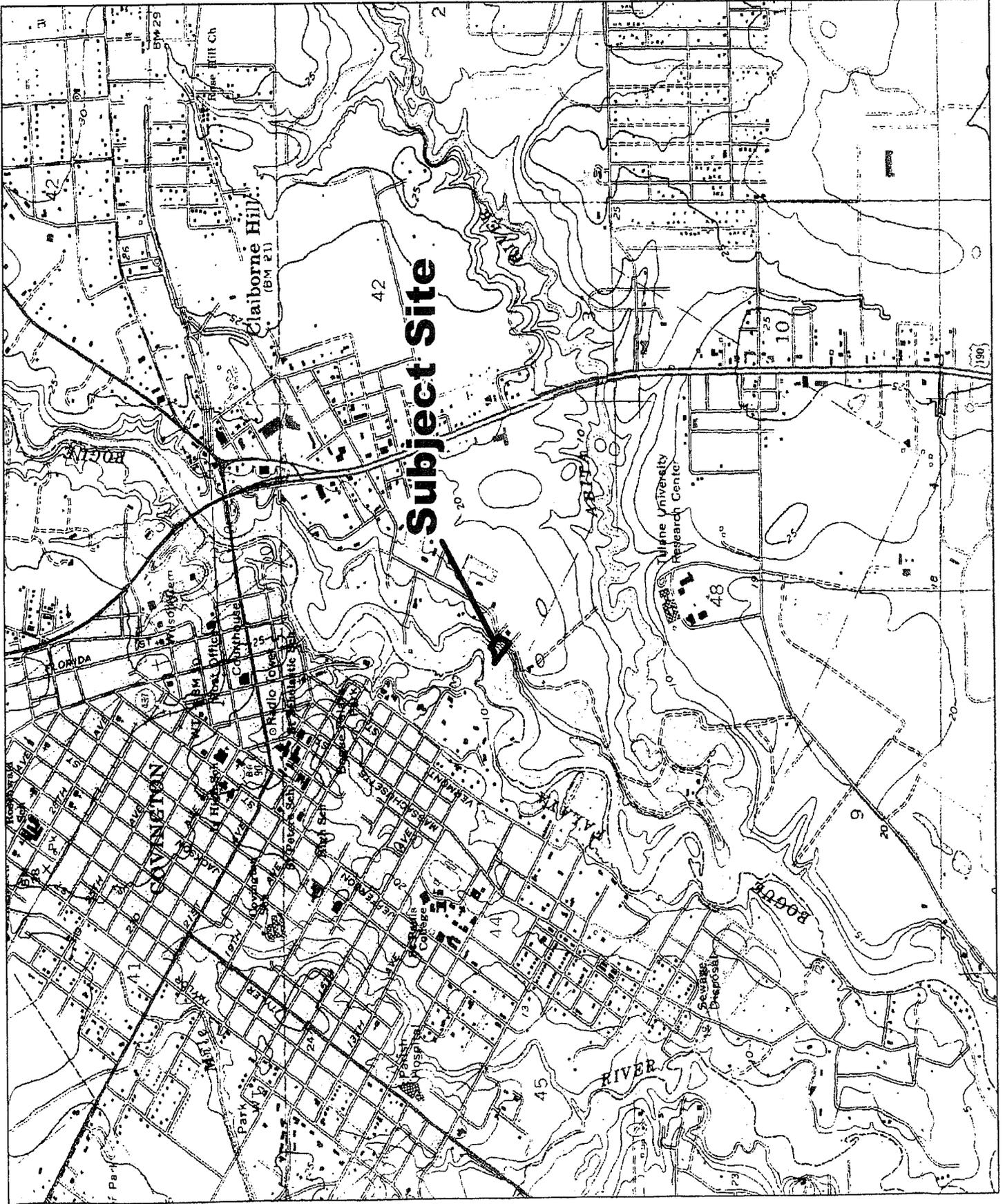
Permit P20150827

30°27'52.21"N
90°05'37.94"W



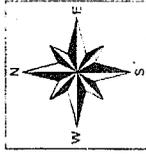
06/04/2015

1385 Riverside Drive



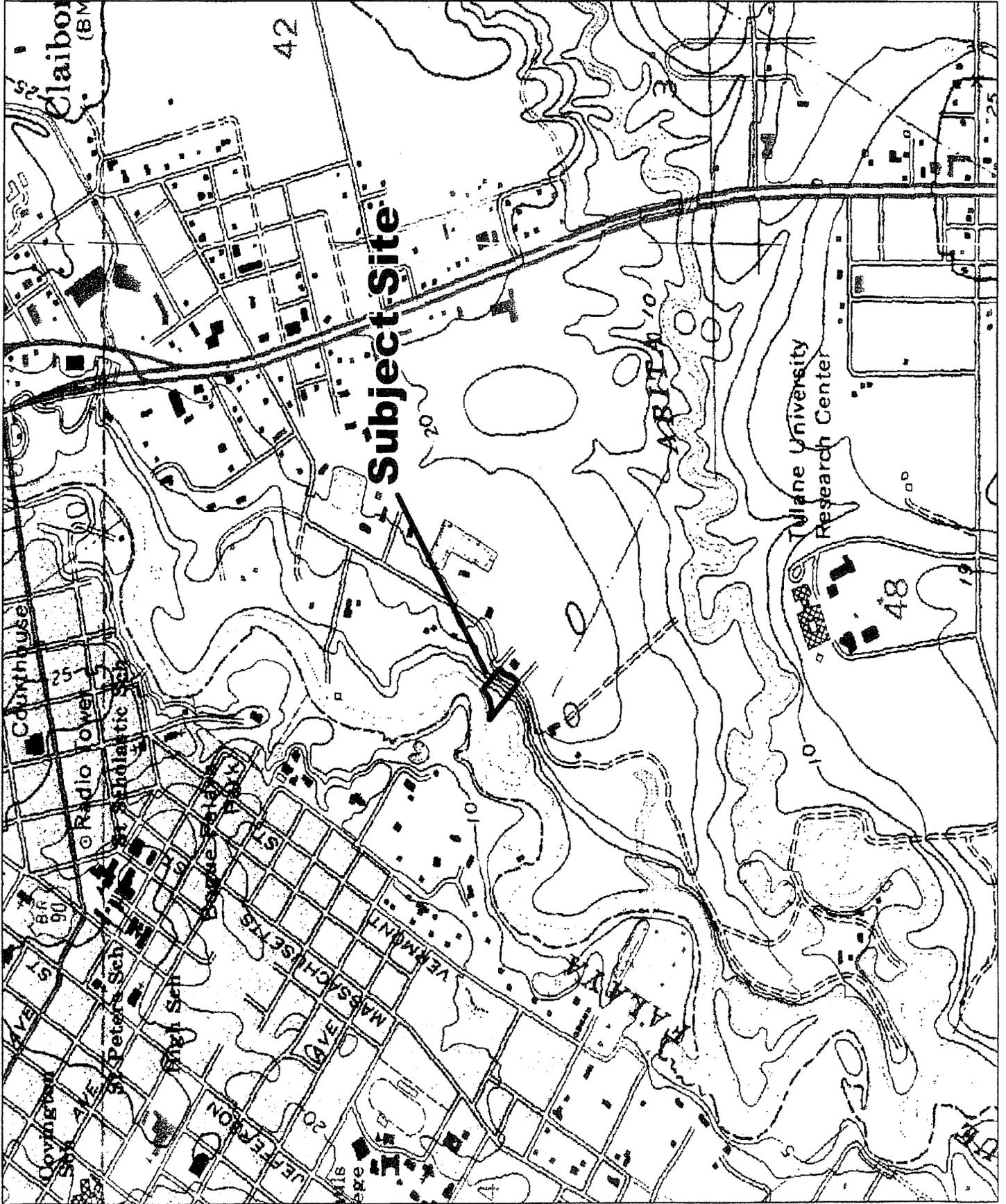
Permit P 2015-0327

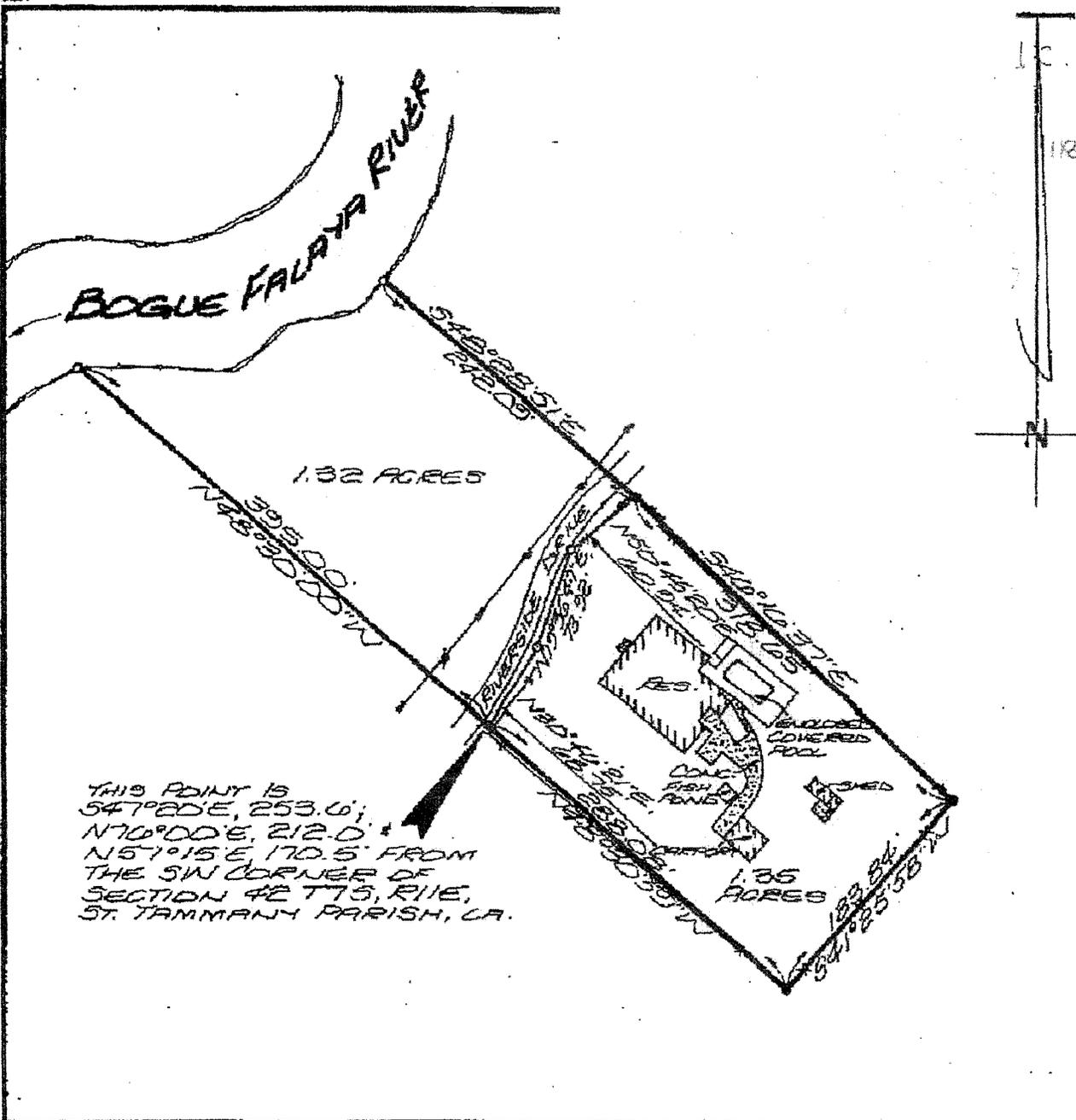
30°27'52.21"N
90°05'37.94"W



06/04/2015

1385 Riverside Drive





MAP PREPARED FOR **MILTENBERGER PROPERTIES, L.L.C.**

SHOWS A SURVEY MADE OF PROPERTY LOCATED IN *Section 42 Township 7 South, Range 11 East, St. Tammany Parish, Louisiana*

THIS MAP IS IN ACCORDANCE WITH A PHYSICAL SURVEY MADE ON THE GROUND UNDER THE SUPERVISION OF THE UNDERSIGNED:

SIGNATURE AND STAMPED SEAL MUST BE IN RED OR THIS PLAT IS NOT A TRUE COPY.

LAND SURVEYING Inc.
 COVINGTON, LOUISIANA

John R. Johnson
 LOUISIANA REGISTERED LAND SURVEYOR

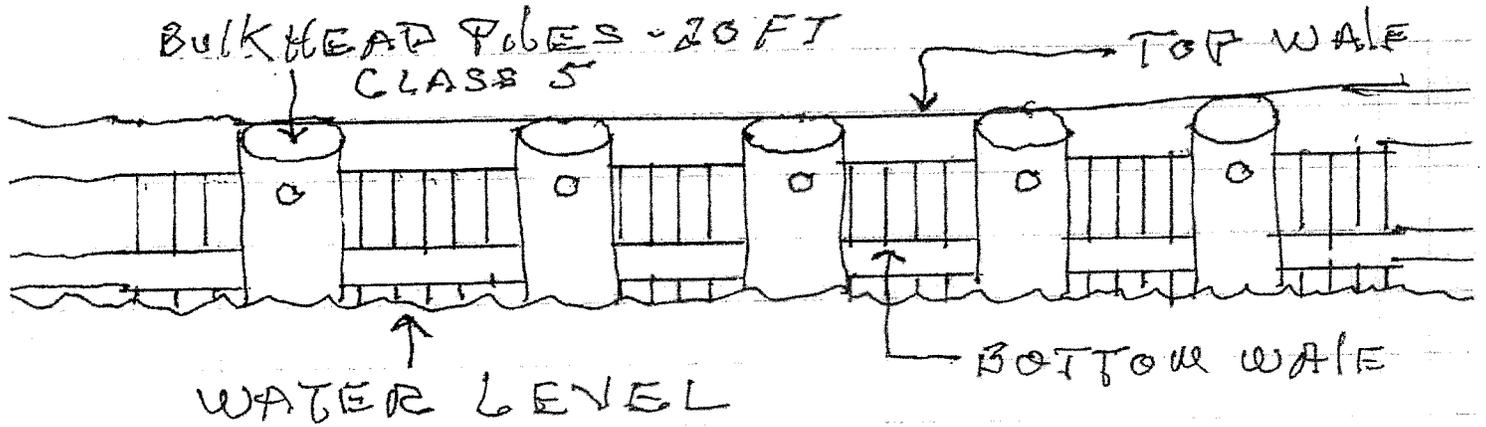
CERTIFIED CORRECT

SCALE: 1" = 100'

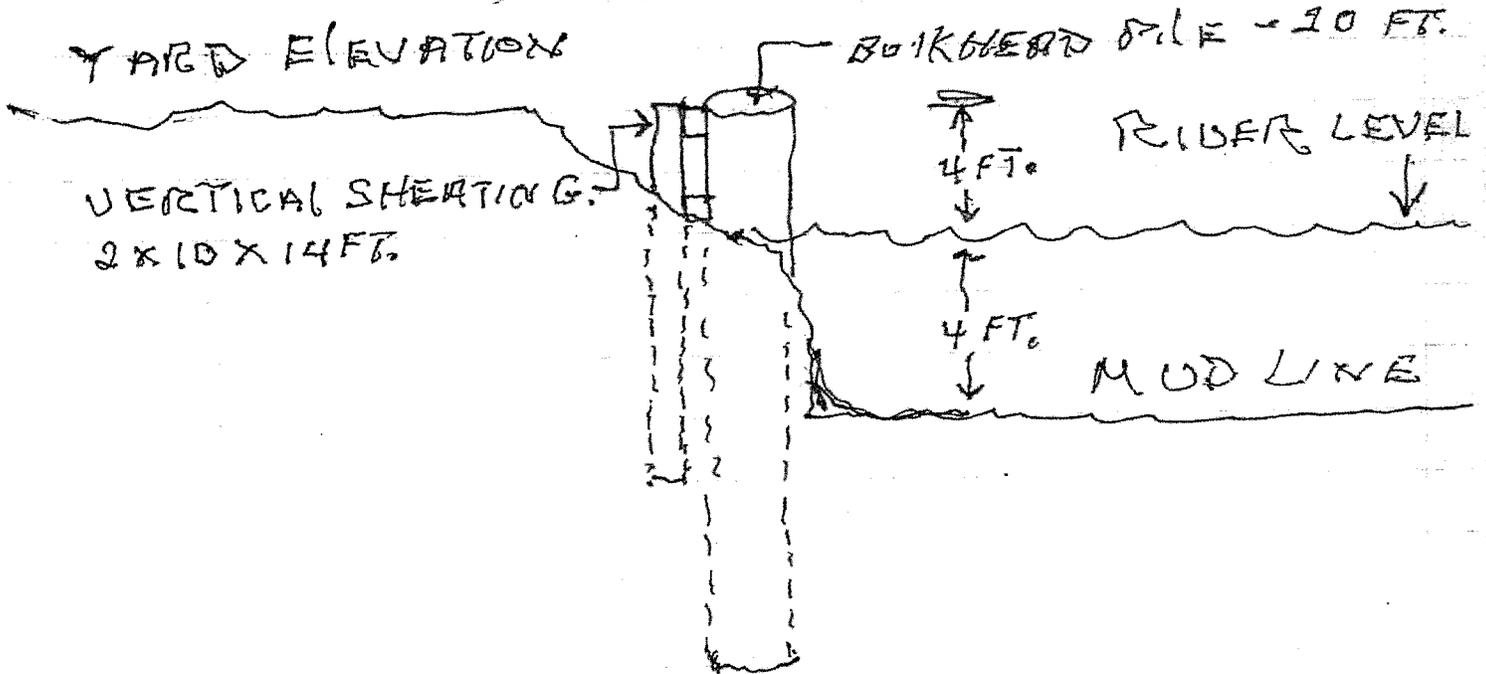
DATE: *October 15, 1997*

NUMBER: 7792

FRONT VIEW



SIDE VIEW



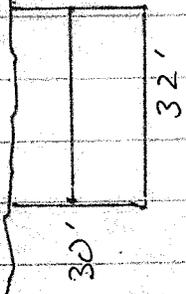
BOAT HOUSE LOCATION

PROPERTY LINE
↙

PROPERTY LINE
→

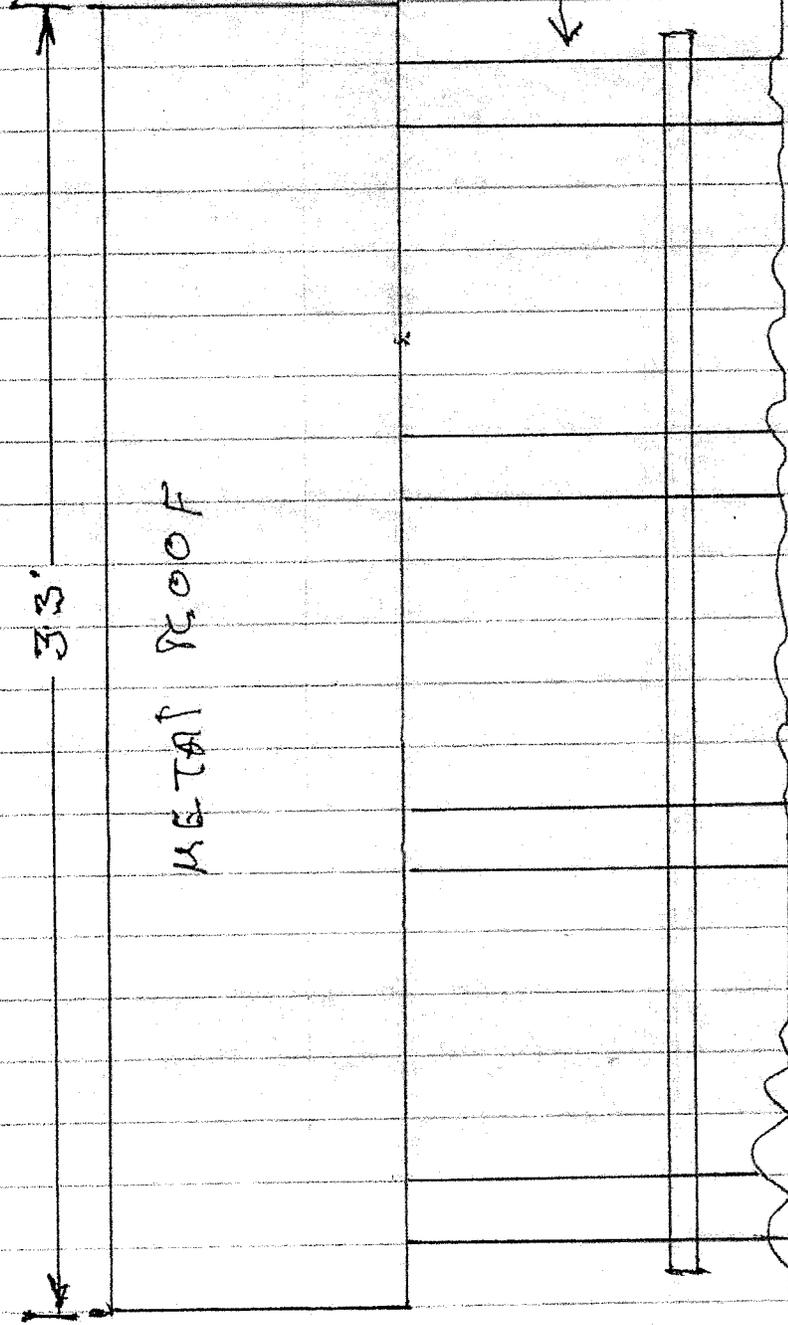
ERODED SHORE LINE
↓

PROPOSED
BOAT HOUSE
↓



RIVER FLOW
↔

SIDE VIEW

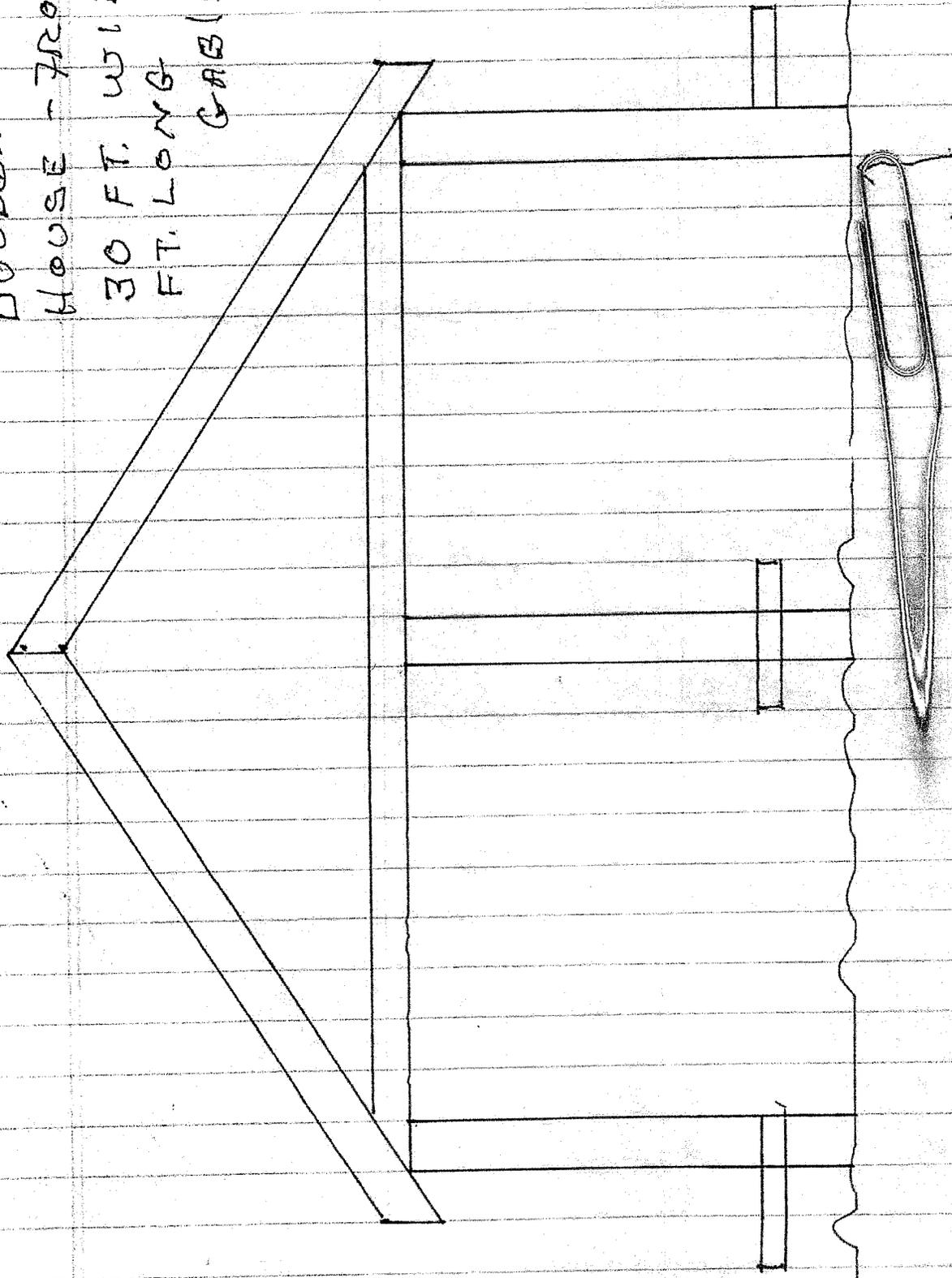


33'

METAL ROOF

CLASS 5

DOUBLE STAIR BEAT
HOUSE - FRONT VIEW
30 FT. WIDE X 32
FT. LONG
GABLE ROOF



RULER LEVEL

NOT TO SCALE

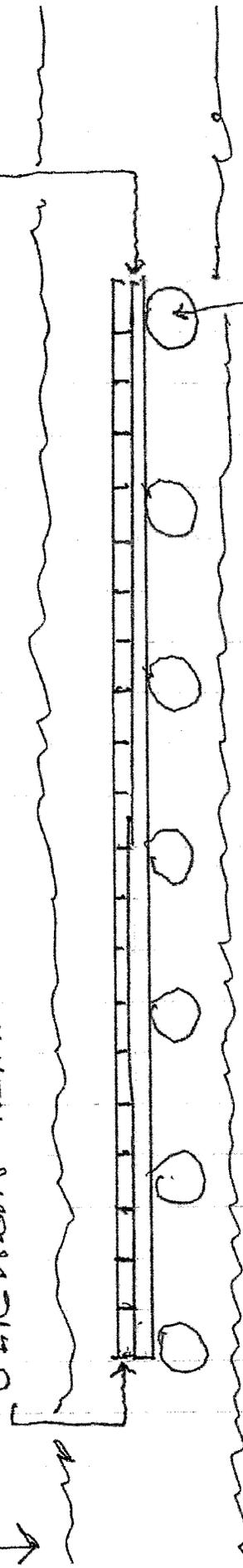
TOP VIEW

SHORE LINE

ALL LUMBER TRIMMED TO 80

HORIZONTAL WORK
2x8 ROUGH CUT

VERTICAL SHEATHING 2x10 TONGUE+GROOVE



CLASS PILES - 20 FT.

RIVER FLOW

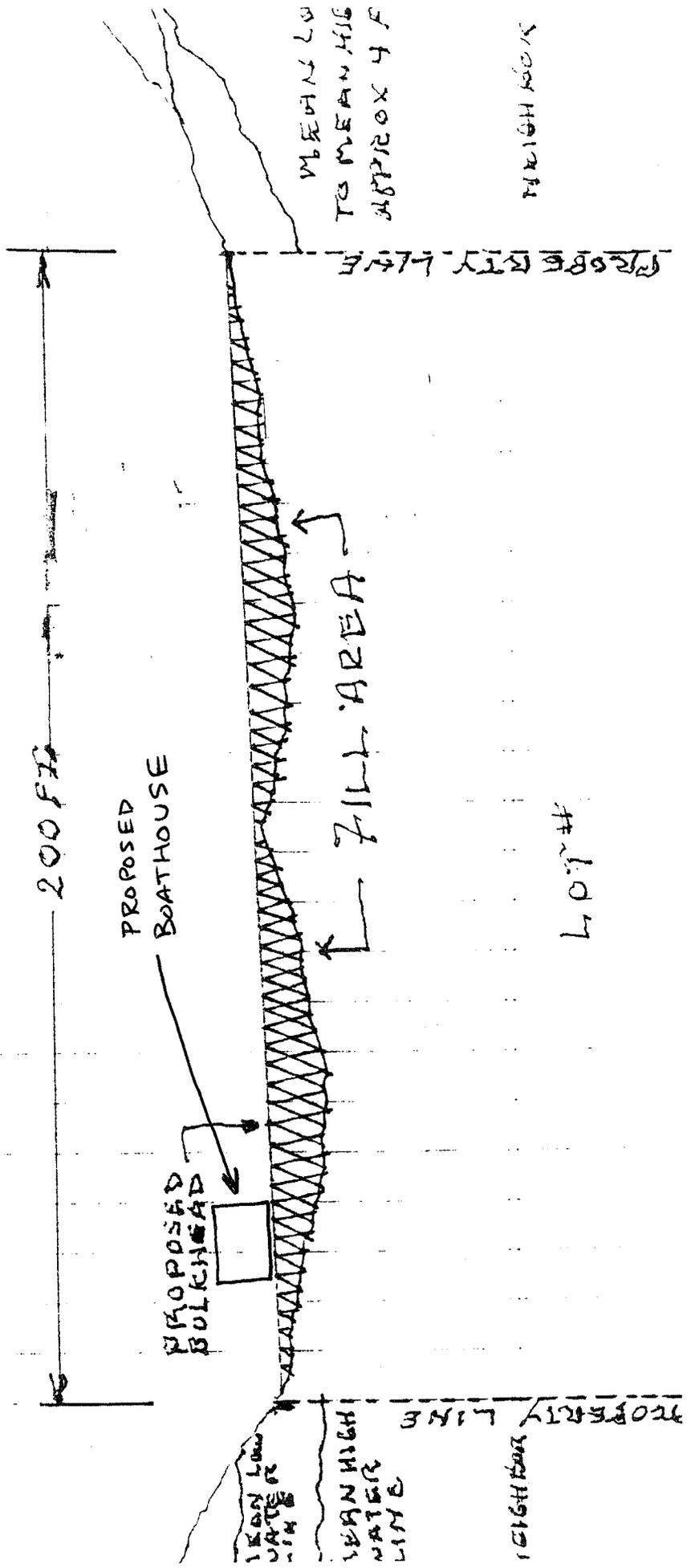


Permit # 2015-0327

PLAN VIEW

LOW
ROGUE FALLS RIVER

PROPOSED BULKHEAD
+ FILL CON. LOT.
+ RIVERSIDE DR.
+ ROGUE FALLS
RIVER



200 FT

PROPOSED BOATHOUSE

PROPOSED BULKHEAD

FILL AREA

MEAN LOW
TO MEAN HIGH
APPROX 4 FT

MEAN HIGH

LOT #

MEAN HIGH
WATER
LINE

PROPERTY LINE

MEAN LOW
WATER
LINE

SECTION U66W

APPROX 200 FT O
OPPOSITE BANK

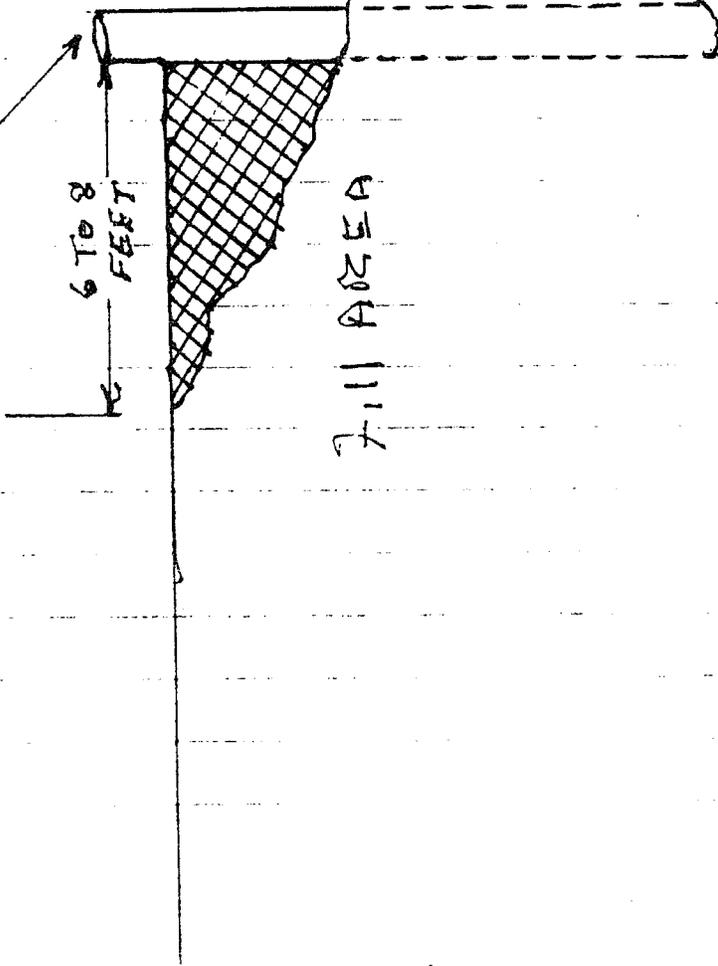
PROPOSED BULKHEAD

MEAN HIGH WATER w/ EXCESSIVE
TIDE

6 TO 8
FEET

MEAN LOW WATER

FILL AREA



PROPOSED
BULKHEAD FILL
CON. L.A.
BAGUE FOLAY A. B.W.G
A RIVERSIDE DR.

APPROXIMATELY 200 CU YDS.
OF FILL WILL BE HAULED IN
FROM A COMMERCIAL SOURCE

Permit P 20150327