



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, NEW ORLEANS DISTRICT
7400 LEAKE AVENUE
NEW ORLEANS LA 70118-3651

July 31, 2023

Regulatory Division
Western Evaluation Branch

Project Manager:
Amy Oestriinger
(504) 862-2272
Amy.l.oestriinger@usace.army.mil
Application #: MVN-2022-01192-WQQ

PUBLIC NOTICE

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), and/or [] Section 14 of the Rivers and Harbors Act of 1899 (33 U.S.C. Section 408).

MILL CREEK DRAINAGE IMPROVEMENT PROJECT IN LAFAYETTE PARISH

NAME OF APPLICANT: Lafayette Consolidated Government, c/o: Tim Morton and Associates, Attn: Jarrod Grandon, 500 South Morgan Avenue, Broussard, Louisiana, 70518.

LOCATION OF WORK: Located within and along Mill Creek, on the south side of Mill Creek Road, in Lafayette Parish, Louisiana, (lat. 30.131167°, long. -92.037750°), as shown within the enclosed drawings. (Hydrologic Unit Code 08080103, Vermilion River Watershed)

CHARACTER OF WORK: The applicant proposes to replace 9 existing, deteriorated, undersized culverts with new concrete culverts, and to clear and excavate approximately 750 cubic yards of earthen material to improve drainage capacity of the creek channel. Approximately 1,300 linear feet of the channel will be dredged, permanently impacting approximately 0.3 of an acre of wetlands. If a Department of the Army permit is warranted, the applicant has proposed to mitigate unavoidable wetlands impacts at an approved and acceptable mitigation bank within the N.O. District.

The comment period on the requested Department of the Army Permit will close **20 days** from the date of this 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 request, and must be submitted so as to be received before or by the last day of the comment period. Letters and/or comments concerning the subject permit application must reference the Applicant's Name and the Permit Application Number and can be preferably emailed to the Corps of Engineer's project manager listed above or forwarded to the Corps of Engineers at the address above, **ATTENTION: REGULATORY DIVISION, RGW, Amy Oestringer.** Individuals or parties may also request an extension of time in which to comment on the proposed work by mail or preferably by emailing the specified project manager listed above. Any request for an extension of time to comment 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 Branch Chief will review the request and the requester will be promptly notified of the decision to grant or deny the request. If granted, the time extension will be continuous and inclusive of the initial comment period and will not exceed a total of 30 calendar days. This public notice is also available for review online at <https://go.usa.gov/xennJ>

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 presently unaware of properties listed on the National Register of Historic Places at or near the proposed work but is pending further review in accordance with the National Historic Preservation Act. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, historical sites, or data. As deemed necessary, copies of this public notice will be sent to the State Archeologist, State Historic Preservation Officer, and federally listed tribes 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. Based on the Information Planning and Consultation (IPaC) tool for Endangered Species in Louisiana, as signed on January 27, 2020, between the U.S. Army Corps of Engineers, New Orleans and the U.S. Fish and Wildlife Service, it has been determined that the project would have no effect to any listed species.

Our initial finding is that the proposed work would have no effect on 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 such 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, alteration, and/or disturbance of 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.

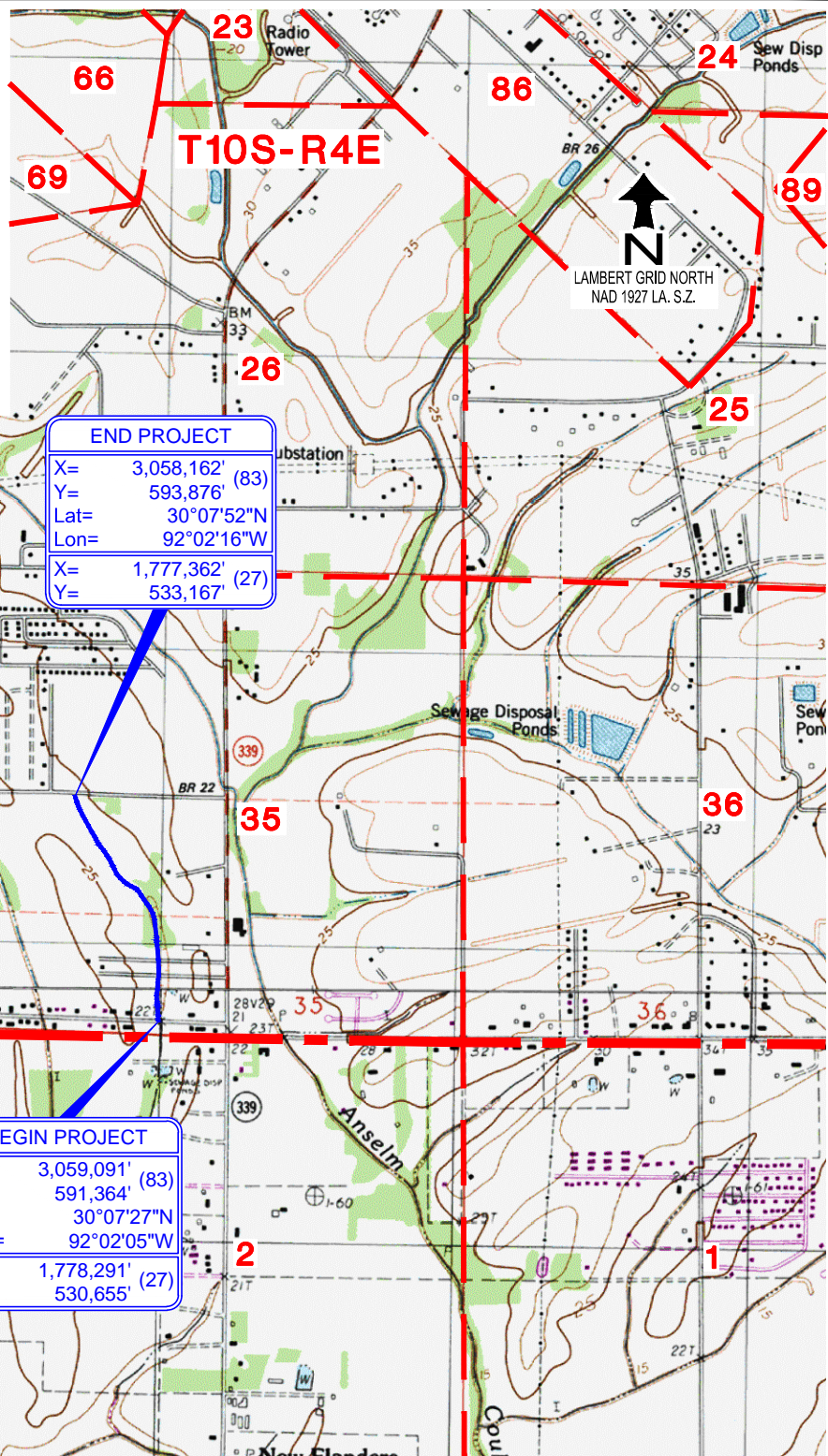
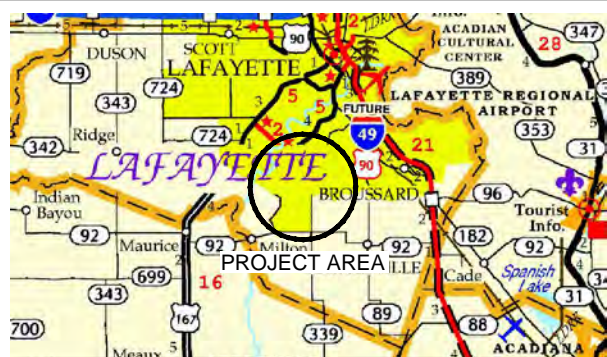
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. *Also, a certification that the proposed activity will not violate applicable water quality standards will be required from the Louisiana Department of Environmental Quality before a Department of the Army permit could be issued.*

Any person may request 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, and can be preferably emailed to the USACE project manager listed above or mailed to the address listed above.

You are invited 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 Branch
Regulatory Division

Enclosures



2000' 0' 2000'

SCALE IN FEET

REFERENCE: BASE MAP FROM U.S.G.S. QUADRANGLE MAPS
"LAFAYETTE, LA" 1983, AND "MILTON, LA" PROVISIONAL EDITION
1983, REVISED 1993, AT A SCALE OF 1:24000.

PREPARED BY:



TIM MORTON & ASSOCIATES, INC.
REGULATORY & ENVIRONMENTAL CONSULTANTS

FIGURE 1

JOB NO. 22-087

LAFAYETTE CONSOLIDATED GOVERNMENT
LAFAYETTE, LOUISIANA

VICINITY PLAT
MILLCREEK AREA DRAINAGE IMPROVEMENTS
LAFAYETTE PARISH, LOUISIANA

MAP NO. FIG1

OCTOBER 10, 2022

END PROJECT	
X=	1,777,362' (27)
Y=	533,167' (83)
Lat=	30°07'51"N
Lon=	92°02'15"W
X=	3,058,162' (83)
Y=	593,876' (83)

BEGIN WETLANDS 26+20	
X=	1,777,421' (27)
Y=	533,005' (83)
Lat=	30°07'50"N
Lon=	92°02'15"W
X=	3,058,220' (83)
Y=	593,714' (83)

EXIST CULVERT-36"X89.5' PROPOSED-48"X69'	
X=	3,058,189' (83)
Y=	593,792' (83)
Lat=	30°07'51"N
Lon=	92°02'16"W
X=	1,777,389' (27)
Y=	533,082' (83)

EXIST CULVERT-15"X20' PROPOSED-48"X24'	
X=	3,058,381' (83)
Y=	593,402' (83)
Lat=	30°07'48"N
Lon=	92°02'13"W
X=	1,777,581' (27)
Y=	532,693' (83)

EXIST CULVERT-18"X14' PROPOSED-48"X24'	
X=	3,058,430' (83)
Y=	593,330' (83)
Lat=	30°07'47"N
Lon=	92°02'13"W
X=	1,777,630' (27)
Y=	532,620' (83)

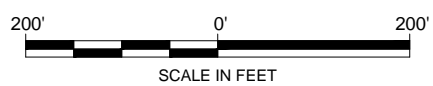
EXIST CULVERT-30"X20' PROPOSED-48"X24'	
X=	3,058,632' (83)
Y=	592,997' (83)
Lat=	30°07'44"N
Lon=	92°02'10"W
X=	1,777,833' (27)
Y=	532,288' (83)

END WETLANDS 11+20	
X=	3,059,045' (83)
Y=	592,508' (83)
Lat=	30°07'39"N
Lon=	92°02'06"W
X=	1,778,245' (27)
Y=	531,799' (83)

EXIST CULVERT-42"X37' PROPOSED-48"X64'	
X=	3,058,824' (83)
Y=	592,846' (83)
Lat=	30°07'42"N
Lon=	92°02'08"W
X=	1,778,024' (27)
Y=	532,136' (83)

- DENOTES WATER OF THE US/SEC 404 (0.09 OF AN ACRE TO BE EXCAVATED)
- DENOTES PEM WETLANDS (0.07 OF AN ACRE TO BE EXCAVATED)
- DENOTES PFO WETLANDS (0.26 OF AN ACRE TO BE EXCAVATED)
- DENOTES CULVERTS (0.04 OF AN ACRE OF WATERS FILLED)
- DENOTES AREA OF EVALUATION
- DENOTES NON WETLAND-(NO ACTIVITY)
- DENOTES TOP OF BANK
- LIMITS OF DISTURBANCE

*NOTE: ALL EXCAVATED MATERIAL TO BE HAULED OFF TO A LANDFILL.



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JOB NO. 22-087

FIGURE 2

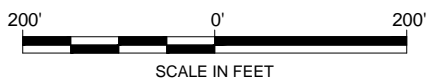
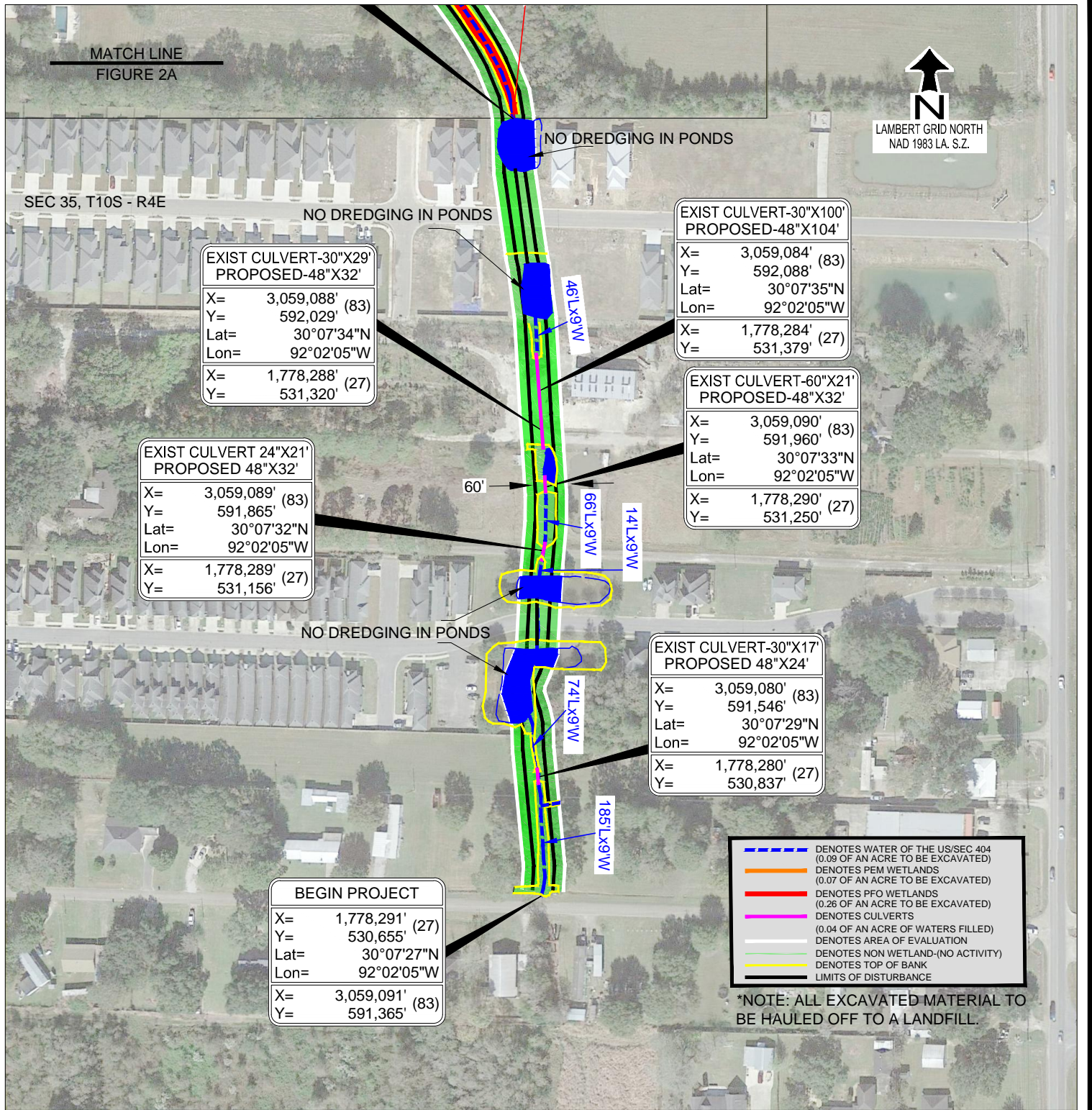
LAFAYETTE CONSOLIDATED GOVERNMENT
 LAFAYETTE, LOUISIANA

MILLCREEK AREA DRAINAGE IMPROVEMENTS

SEC 35, T10S - R4E
LAFAYETTE PARISH, LOUISIANA

MAP NO. FIG2

REVISED JUNE 26, 2023



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FIGURE 2A

JOB NO. 22-087

LAFAYETTE CONSOLIDATED GOVERNMENT

LAFAYETTE, LOUISIANA

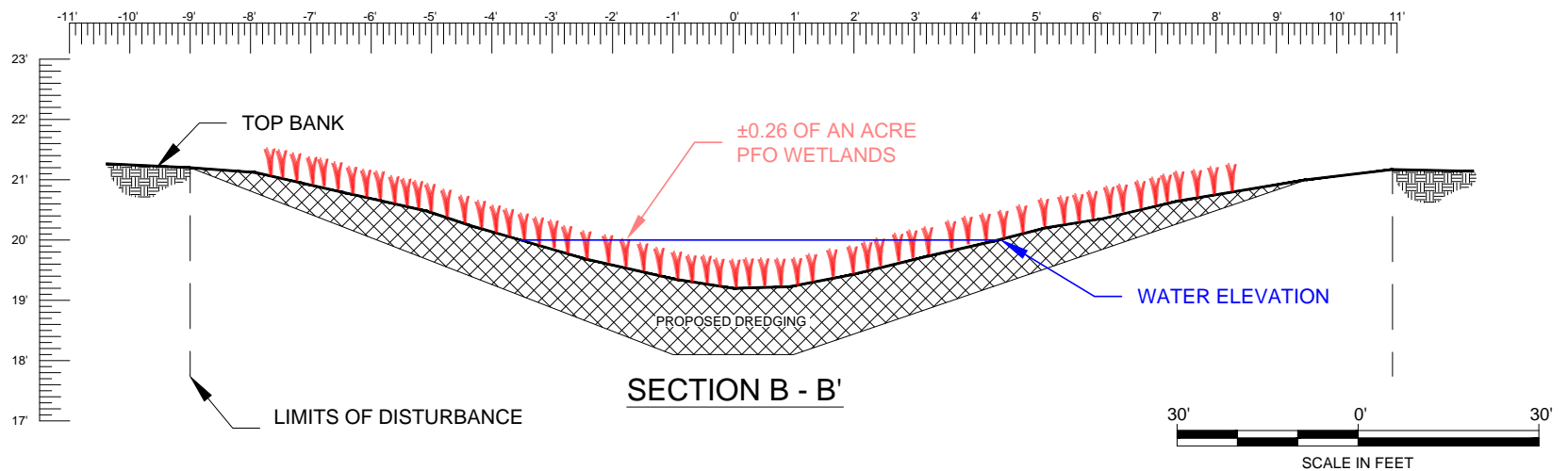
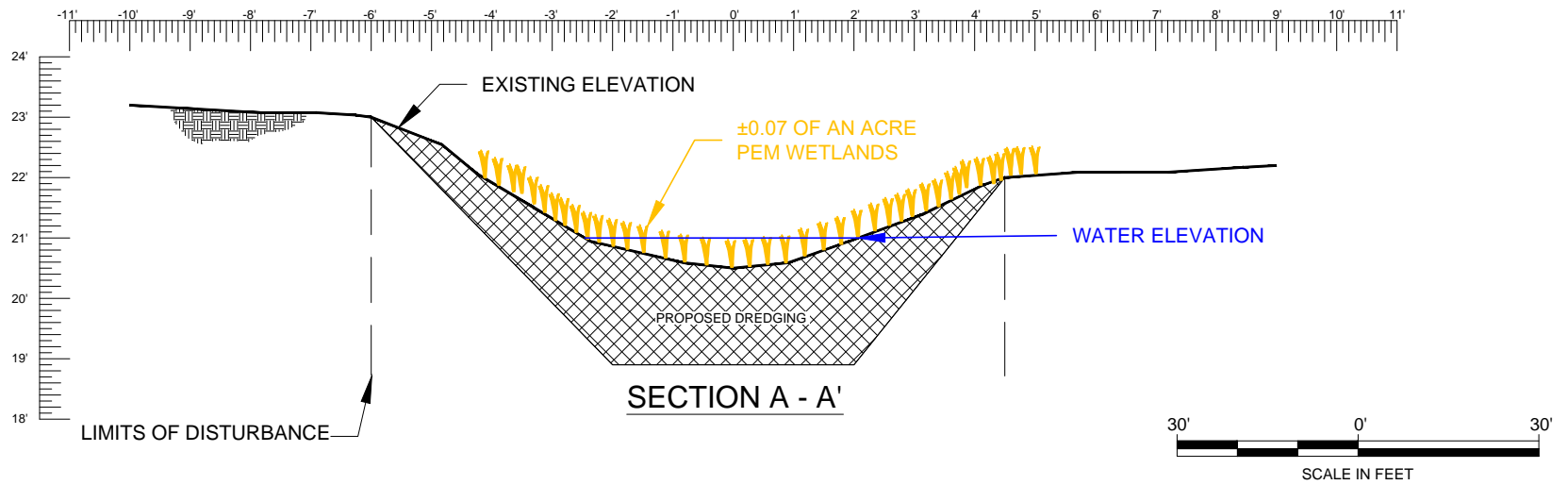
MILLCREEK AREA DRAINAGE IMPROVEMENTS

SEC 35, T10S - R4E

LAFAYETTE PARISH, LOUISIANA

MAP NO. FIG2

REVISED JUNE 26, 2023



- PROPOSED DREDGING (±749 CUBIC YARDS)

LAFAYETTE CONSOLIDATED GOVERNMENT
LAFAYETTE, LOUISIANA

MILLCREEK AREA DRAINAGE IMPROVEMENTS

LAFAYETTE PARISH, LOUISIANA

PREPARED BY:



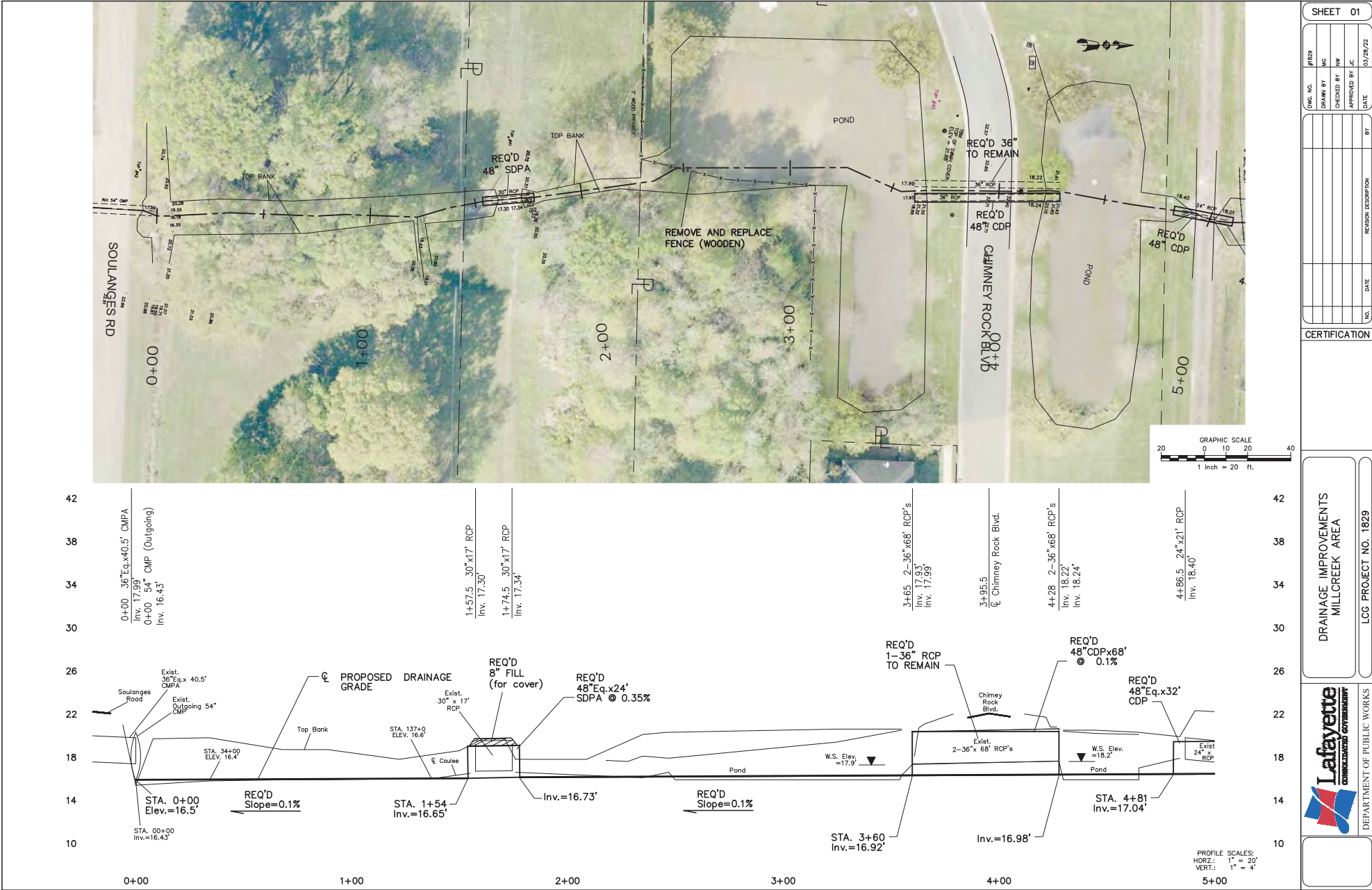
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JOB NO. 22-087

FIGURE 3

MAP NO. X SECTIONS

JUNE 12, 2023

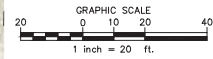


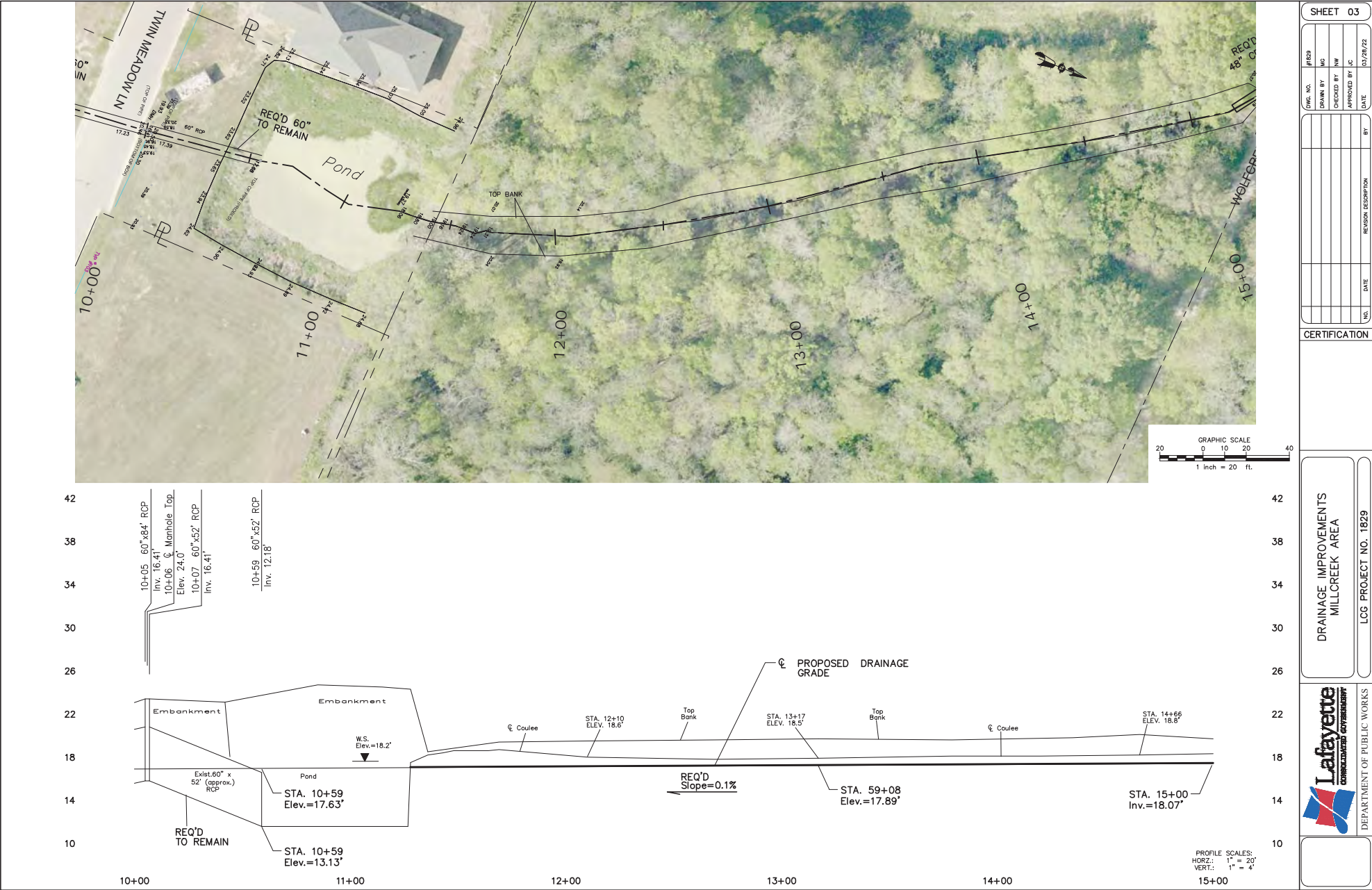
SHEET 01	
DRG. NO.	#1829
DRAWN BY	MG
CHECKED BY	JME
APPROVED BY	JC
DATE	03/28/22

CERTIFICATION	
NO.	DATE
REVISION DESCRIPTION	
BY	

DRAINAGE IMPROVEMENTS MILLCREEK AREA	
LCG PROJECT NO. 1829	

Lafayette COMMUNITARIAN GOVERNMENT	
DEPARTMENT OF PUBLIC WORKS	

[illegible]



SHEET 03

DRG. NO. #1829

DRWN. BY MC

CHECKED BY JHE

APPROVED BY JC

DATE 03/28/22

NO.

DATE

REVISION DESCRIPTION

BY

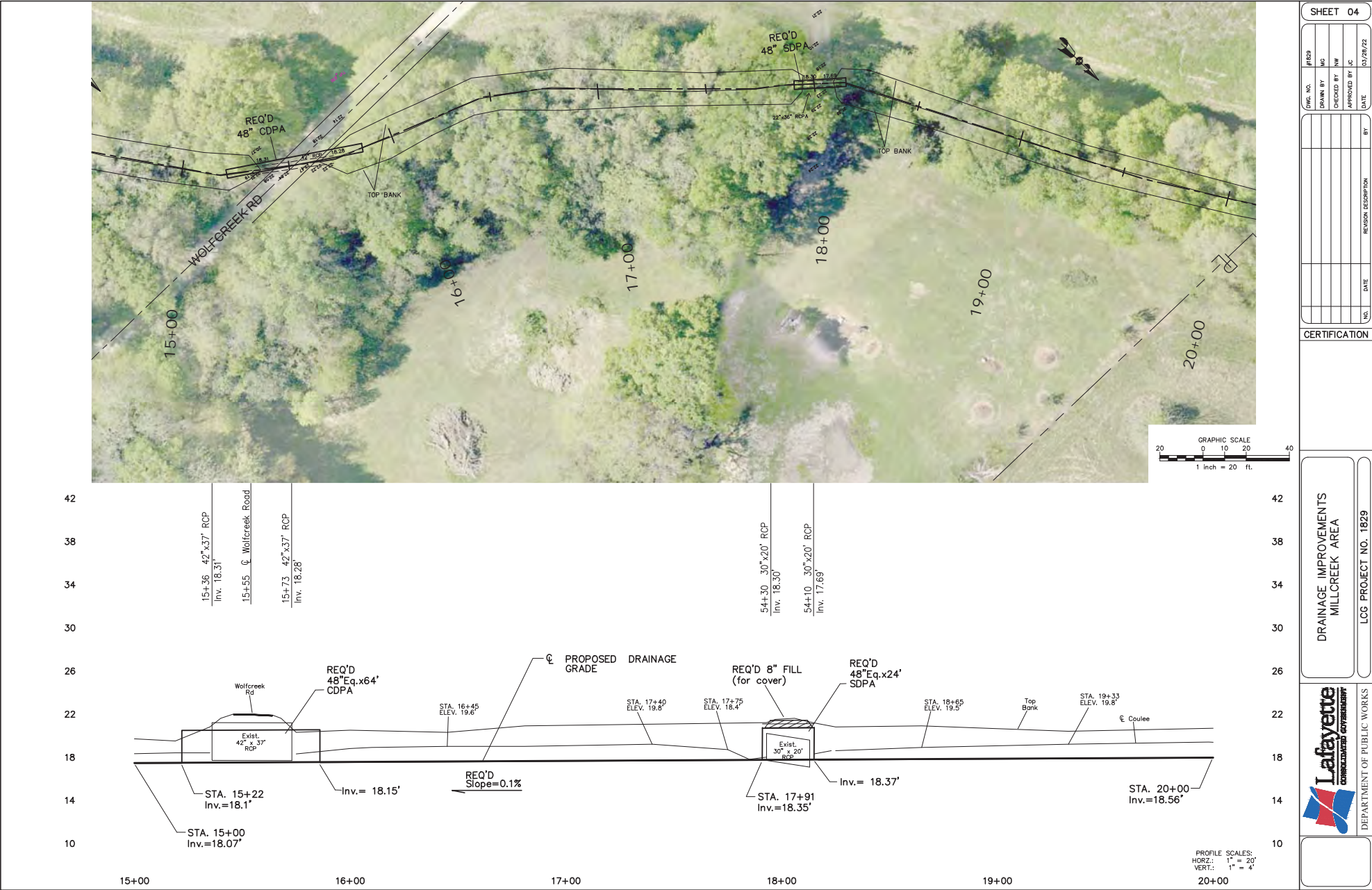
CERTIFICATION

DRAINAGE IMPROVEMENTS
MILLCREEK AREA

LCG PROJECT NO. 1829

Lafayette
CONSOLIDATED GOVERNMENT

DEPARTMENT OF PUBLIC WORKS



SHEET 04

DEC. NO.

DATE

03/28/22

DESIGNED BY

DATE

03/28/22

CHECKED BY

DATE

03/28/22

APPROVED BY

DATE

03/28/22

NO.

DATE

REVISION DESCRIPTION

BY

CERTIFICATION

DRAINAGE IMPROVEMENTS
MILLCREEK AREA

LCG PROJECT NO. 1829

Lafayette
COUNTY
MISSOURI

DEPARTMENT OF PUBLIC WORKS





