

# JOINT PUBLIC NOTICE

October 21, 2019

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

(504) 862-2041

[Benjamin.C.Sherman@usace.army.mil](mailto:Benjamin.C.Sherman@usace.army.mil)

Project Manager  
Benjamin Sherman  
Permit Application Number  
MVN 2008-00133 ES

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 191015-03

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).

## **Maintenance Dredging within the Mississippi River at St. Rose, St. Charles Parish, Louisiana**

**NAME OF APPLICANT:** International Matex Tank Terminals c/o Lanier & Associates Engineers, Attn: Price Lanier, 4101 Magazine Street New Orleans, LA 70115

**LOCATION OF WORK:** Project site is located on the left descending bank of the Mississippi River, between 118 and 119 miles above Head of Passes at 11842 River Road, St. Rose, St. Charles Parish, Louisiana, as shown on the attached drawings.

Hydrologic Unit Code: 08090100 – Lower Mississippi-New Orleans; Location: Latitude: 29.93861, Longitude: -90.325

**CHARACTER OF WORK:** The applicant proposes to maintenance dredge for access to their existing facilities and dispose of dredged material within the Mississippi River. Approximately 506,000 cubic yards of material are proposed to be dredged. 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 **30 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.**

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 pallid sturgeon (*Scaphirhynchus albus*) 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 approved, cutterhead/suction dredge recommendations shall be included as permit 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 **NA** 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.

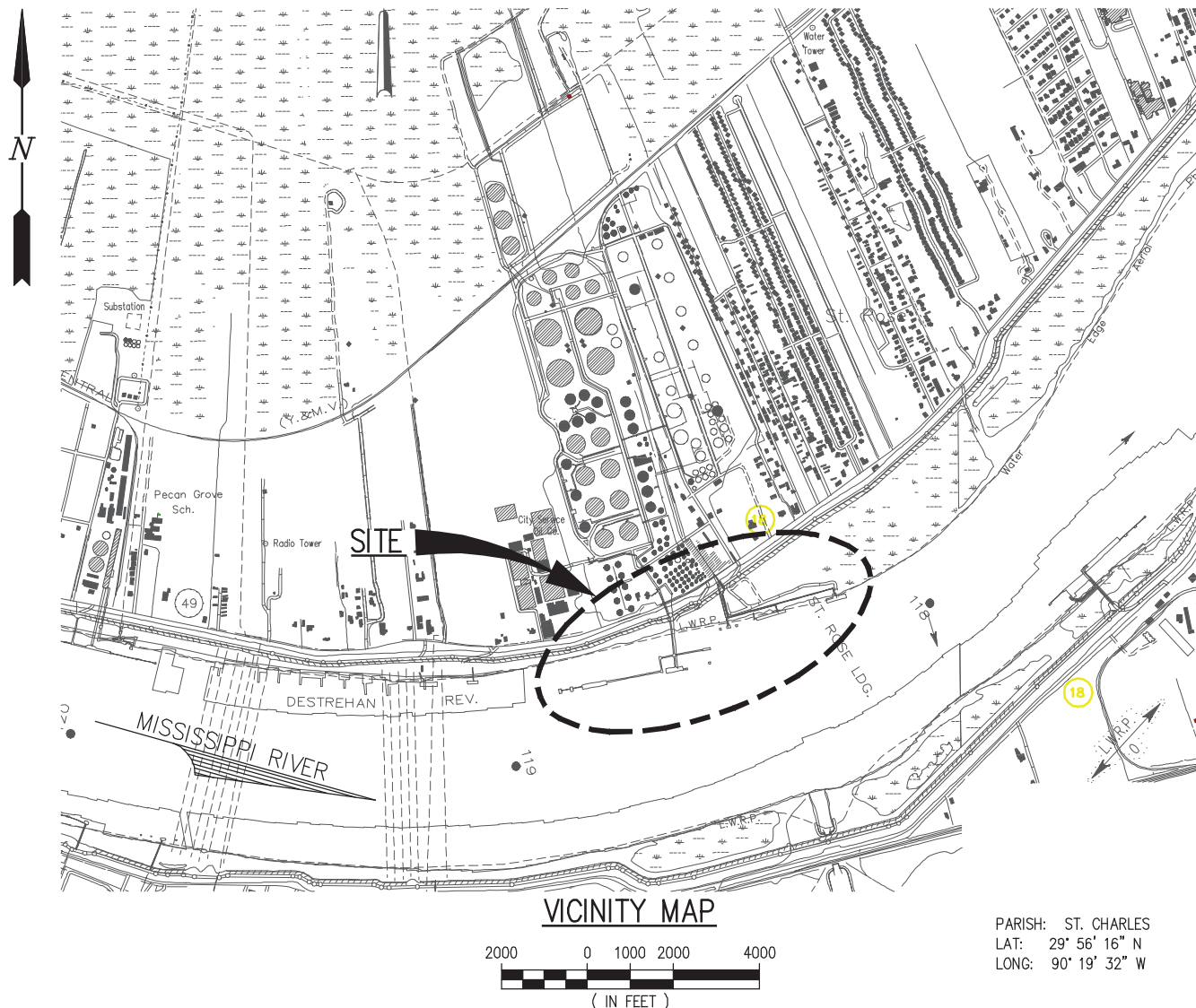
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program. The Department of the Army permit will not be issued unless the applicant received approval or a waiver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

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PARISH: ST. CHARLES  
LAT: 29° 56' 16" N  
LONG: 90° 19' 32" W

#### GENERAL NOTES

1. AS-BUILT DRAWINGS WILL BE SUBMITTED WITHIN 30 DAYS OF COMPLETION OF THIS PROJECT TO THE LOUISIANA DEPARTMENT OF NATURAL RESOURCES, OFFICE OF CONSERVATION, PIPELINE DIVISION, P. O. BOX 94275 BATON ROUGE, LA 70804, AND TO THE LOUISIANA DEPARTMENT OF NATURAL RESOURCES, COASTAL MANAGEMENT DIVISION, P. O. BOX 44487, BATON ROUGE, LA 70804-4487.
2. ALL STRUCTURES, FACILITIES, WELL AND PIPELINES/FLOWLINES OCCURRING IN OPEN WATER ARE AS OR IN OILFIELD CANALS OR SLIPS SHALL BE REMOVED WITHIN 120 DAYS OF ABANDONMENT OR THE FACILITIES FOR THE HEREIN PERMITTED USE UNLESS PRIOR WRITTEN APPROVAL TO LEAVE SUCH STRUCTURES IN PLACE IS RECEIVED FROM THE COASTAL MANAGEMENT DIVISION. THIS CONDITION DOES NOT PRECLUDE THE NECESSITY FOR REVISING THE CURRENT PERMIT OR OBTAINING A SEPARATE COASTAL USE PERMIT, SHOULD ONE BE REQUIRED.
3. STRUCTURES MUST ALSO BE MARKED/LIGHTED IN ACCORDANCE WITH U. S. COAST GUARD REGULATIONS.
4. IN ORDER TO ENSURE THE SAFETY OF ALL PARTIES, THE PERMITTEE 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, JETTING, ETC.) OR DEMOLITION ACTIVITY.



VICINITY  
AREA MAP

**FOR REVIEW  
ONLY**  
03/14/19

JOHN P. LEONARD JR. P.E.  
LA LIC. NO. 39467  
LANIER & ASSOCIATES  
CONSULTING ENGINEERS INC.

**PRELIMINARY - FOR PERMIT PURPOSES ONLY**

10565-P1

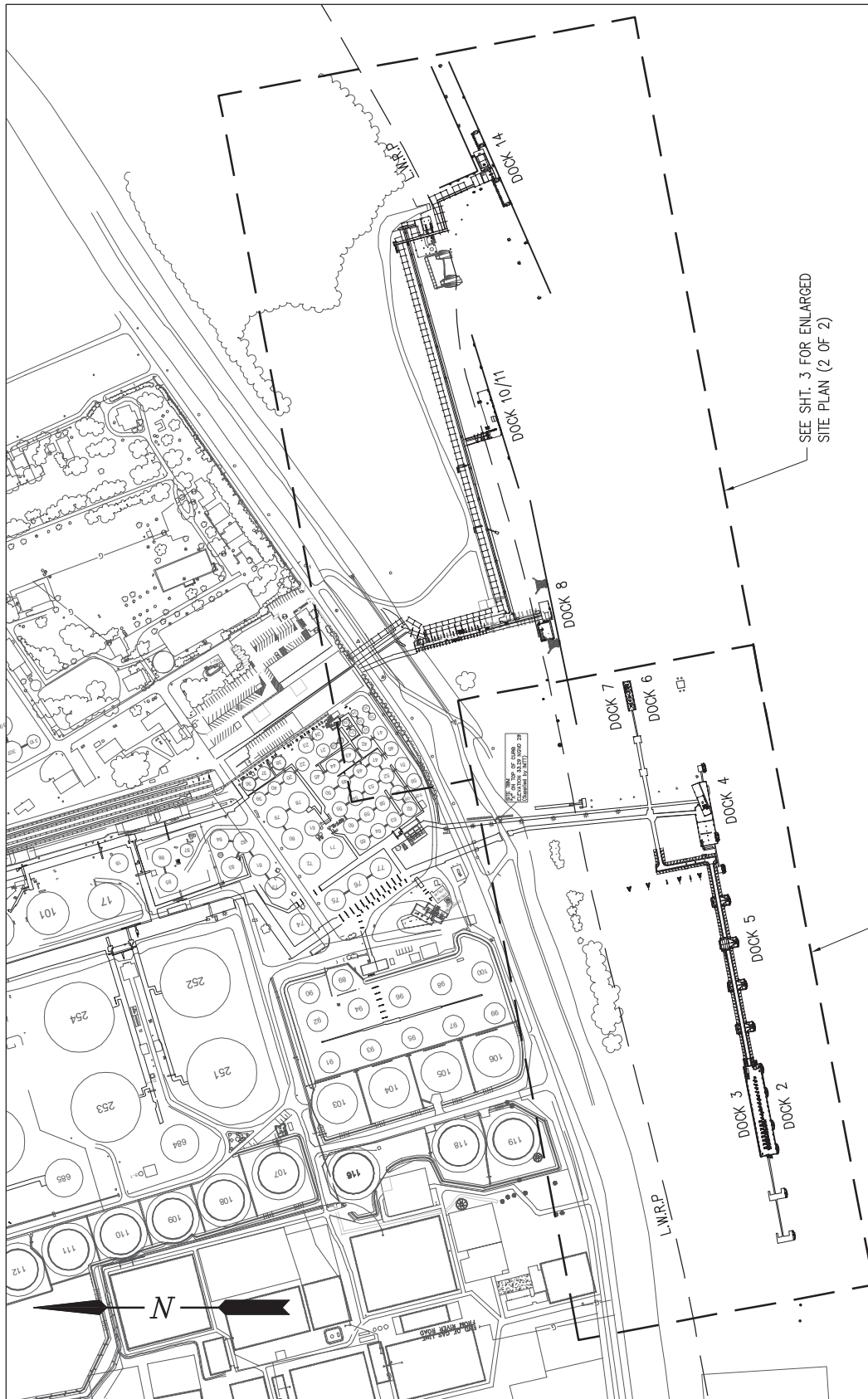


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INCORPORATED  
LA: C-1120 F-2981  
NEW ORLEANS, LA BEAUMONT, TX

IMTT	
ST. ROSE	LOUISIANA
<b>MAINTENANCE DREDGE PERMIT VICINITY MAP</b>	

DATE	FEB. '19
DESIGN	JPL
DRAWN	RNW
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CONTRACT	10565
SHEET No.	
1	OF 9

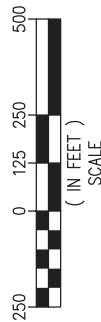
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MISSISSIPPI RIVER

OVERALL SITE PLAN

SCALE: 1" = 500'



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ST. ROSE

IMTT

LOUISIANA

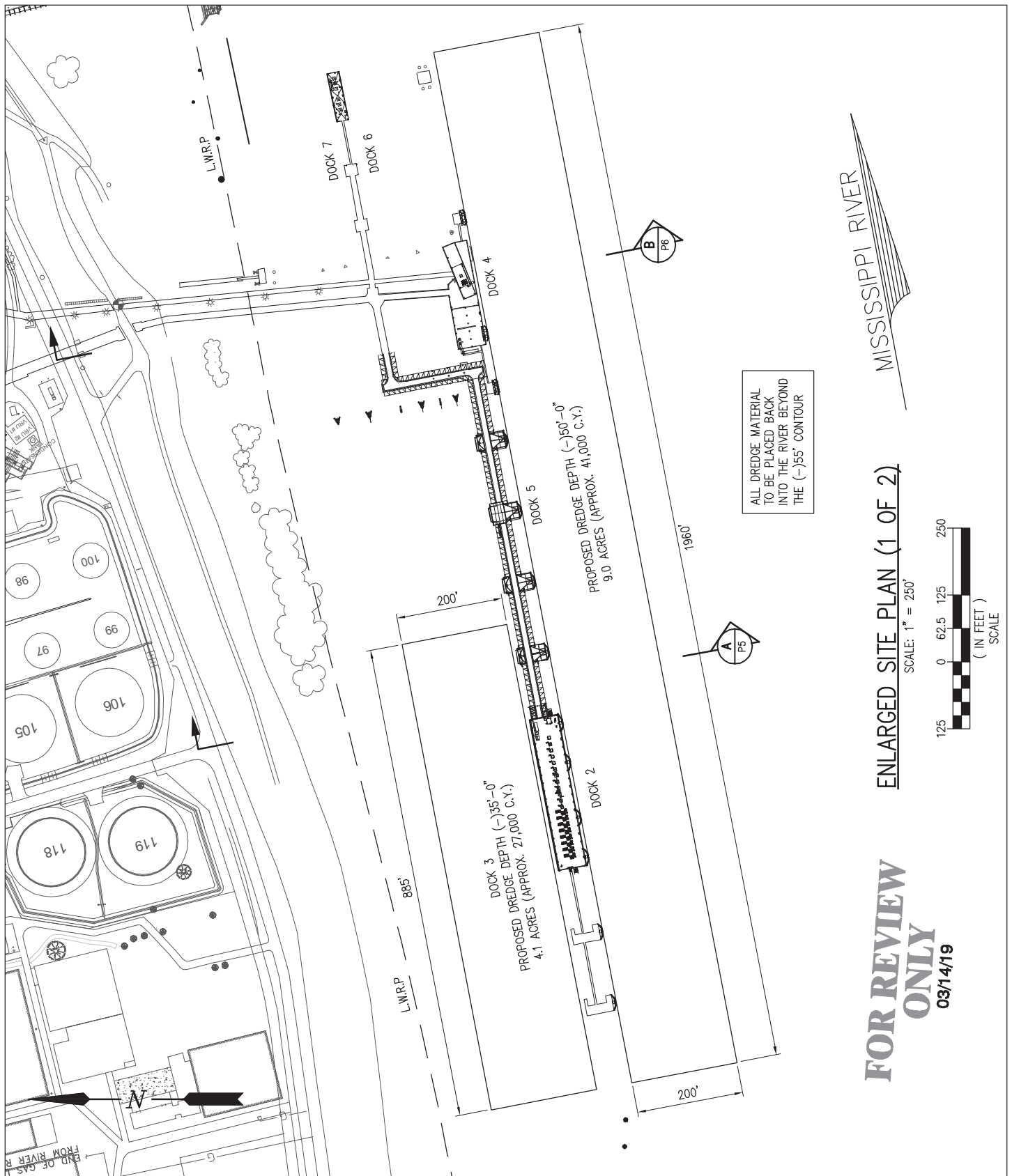
**DREDGE MAINTENANCE PERMIT  
OVERALL SITE PLAN**

DATE FEB. '19  
DESIGN JPL  
DRAWN RNW  
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CONTRACT 10565  
SHEET No.

**2** OF **9**



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**ENLARGED SITE PLAN (1 OF 2)**

SCALE: 1" = 250'

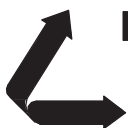


MISSISSIPPI RIVER

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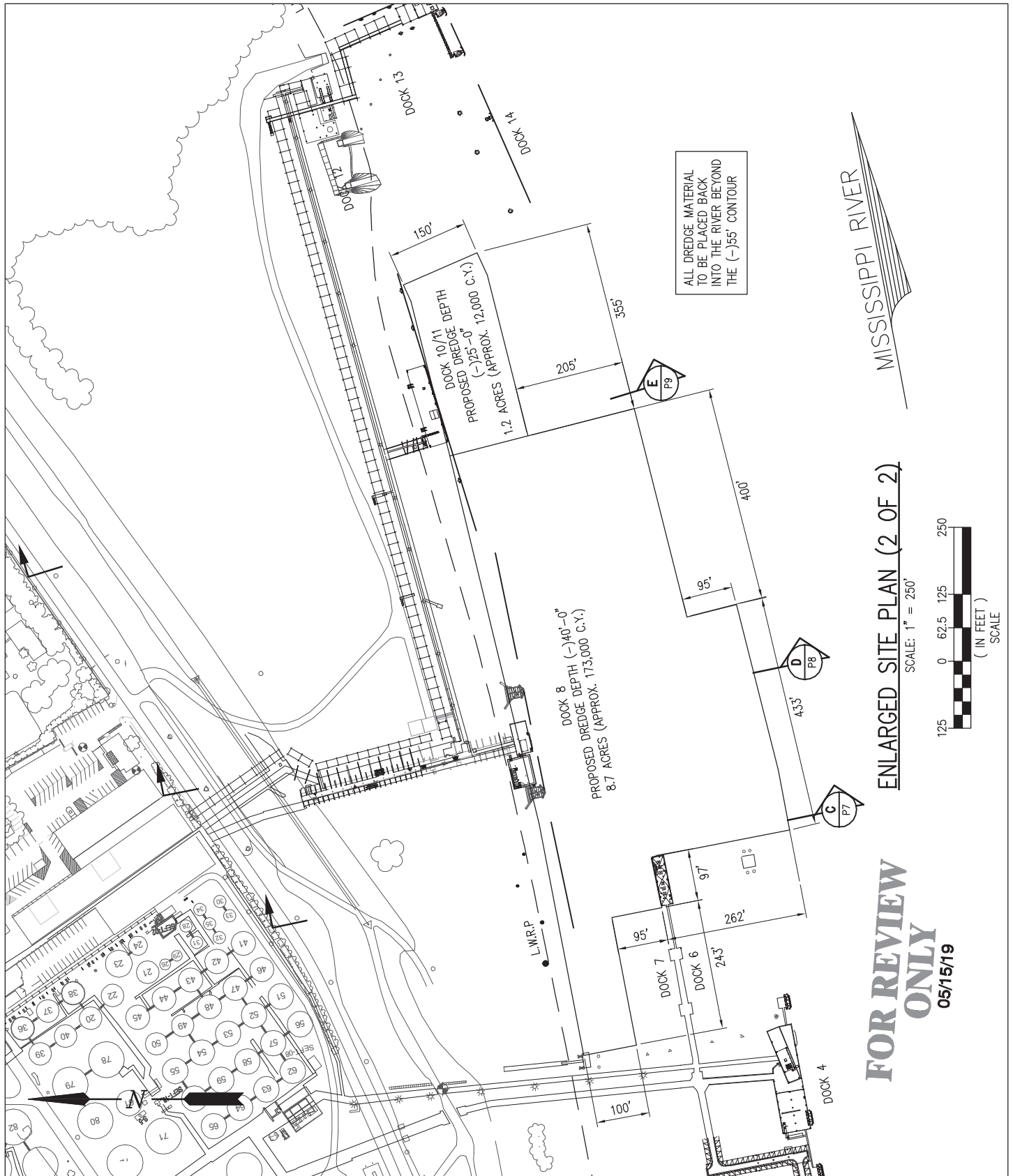
LOUISIANA

**DREDGE MAINTENANCE PERMIT  
ENLARGED SITE PLAN  
1 OF 2**

DATE FEB. '19  
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CONTRACT 10565  
SHEET No.

**3** OF **9**

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**ENLARGED SITE PLAN (2 OF 2)**  
SCALE: 1" = 250'

125 0 62.5 125 250  
( IN FEET )  
SCALE

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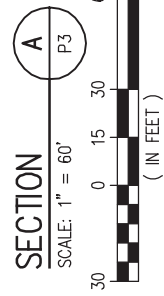
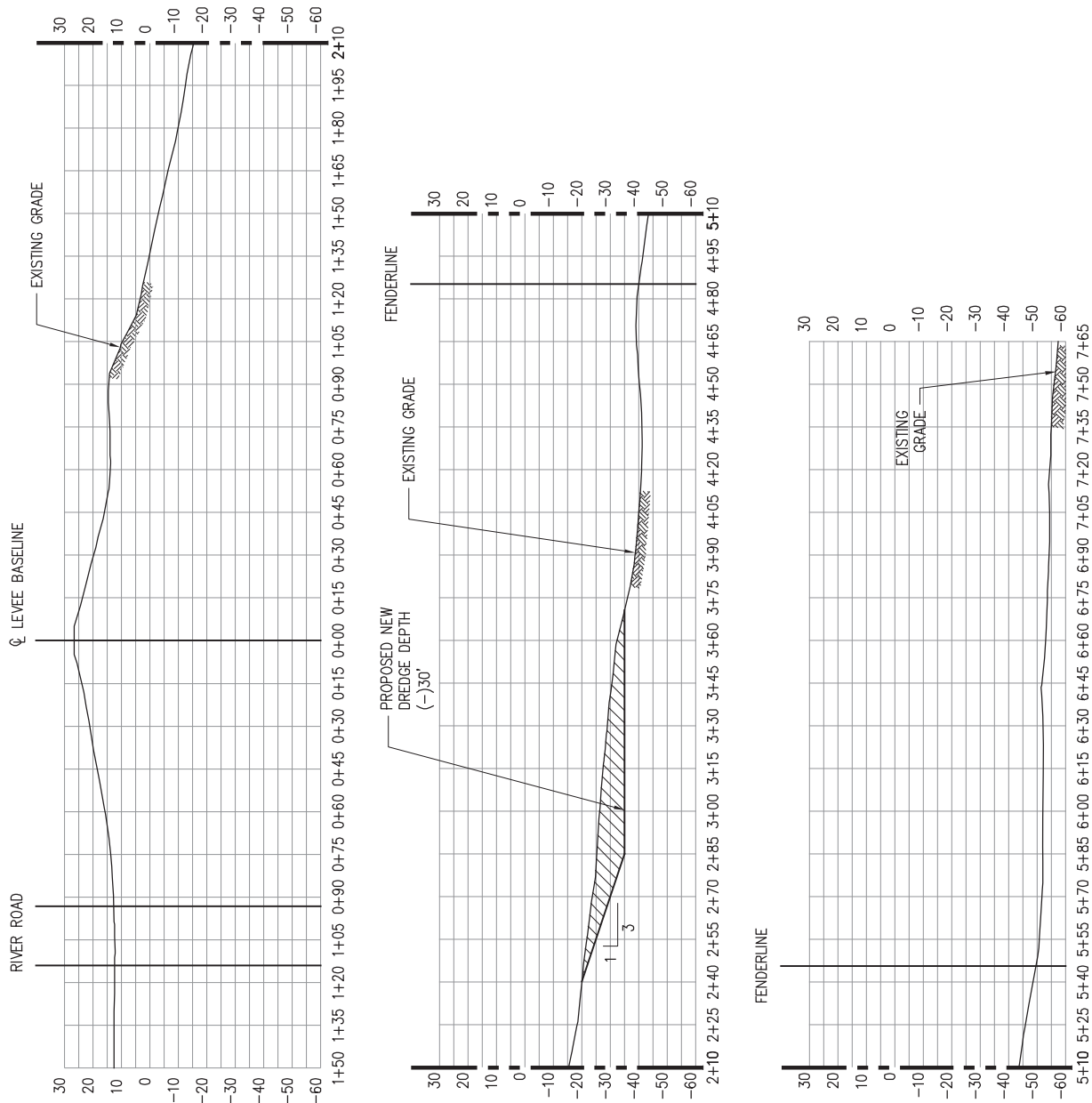
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LOUISIANA

**DREDGE MAINTENANCE PERMIT  
ENLARGED SITE PLAN  
2 OF 2**

DATE FEB. '19  
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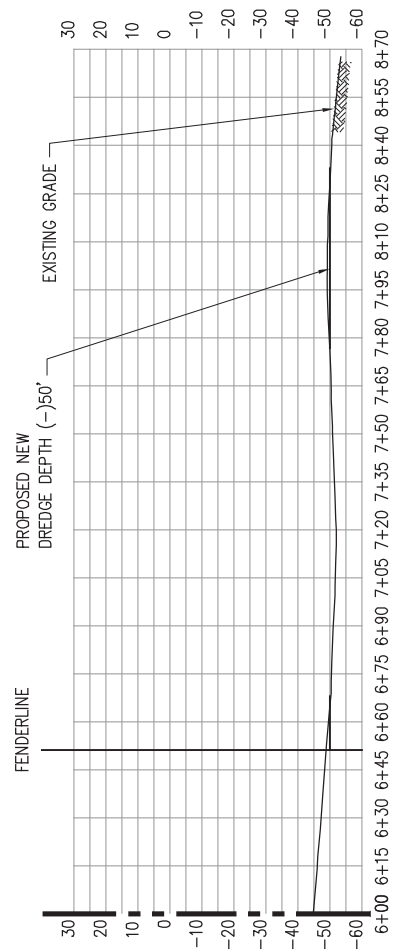
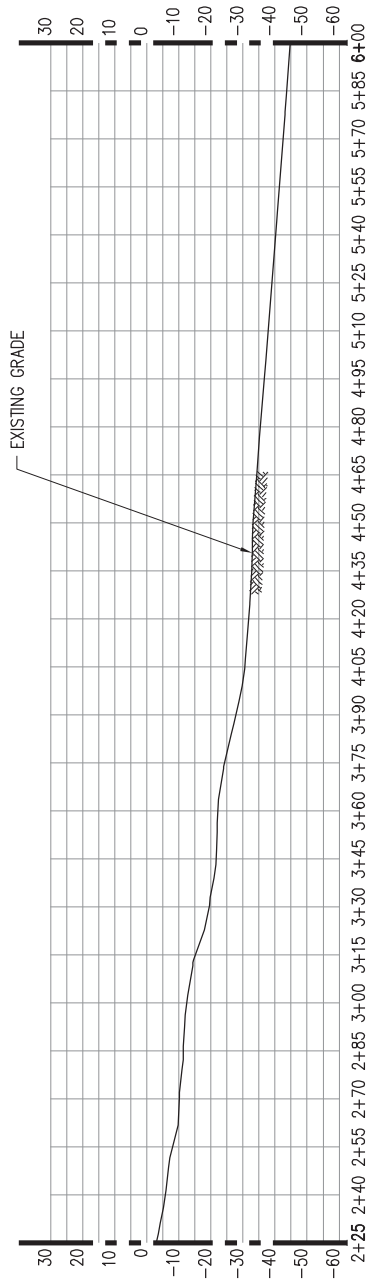
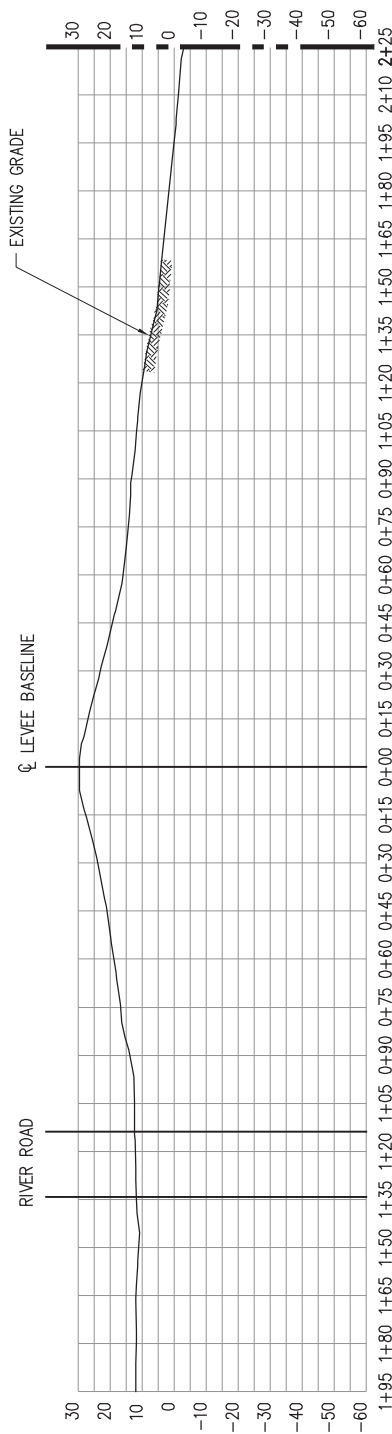
LOUISIANA

**DREDGE MAINTENANCE PERMIT**  
**DREDGE SECTIONS**  
**1 OF 5**

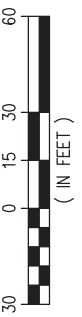
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CONTRACT 10565  
SHEET No.

5 OF 9





SECTION B  
SCALE: 1" = 60'



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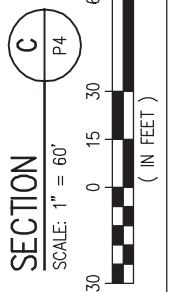
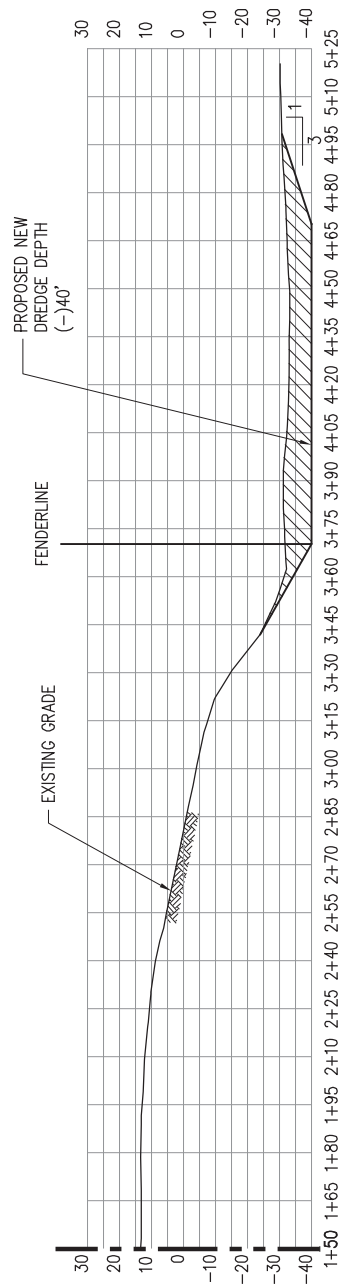
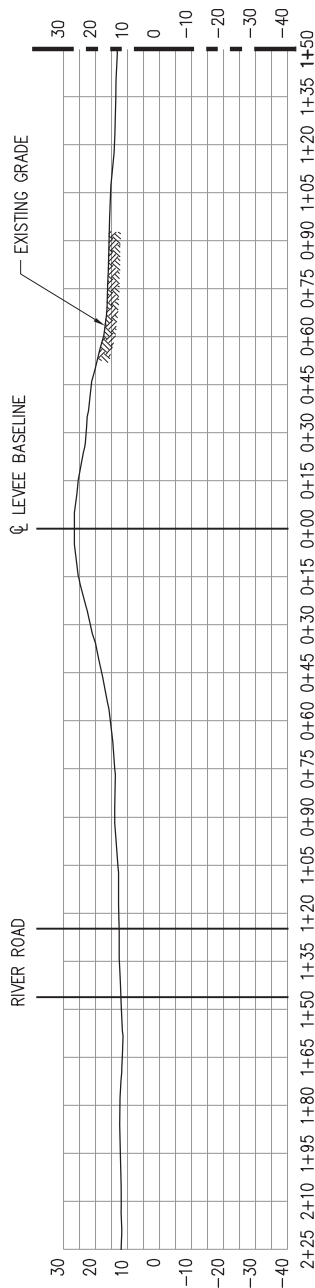
ST. ROSE

IMTT

LOUISIANA

**DREDGE MAINTENANCE PERMIT**  
**DREDGE SECTIONS**  
**2 OF 5**

DATE	FEB. '19
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CONTRACT	10565
SHEET No.	
6	OF 9

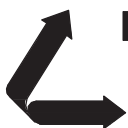


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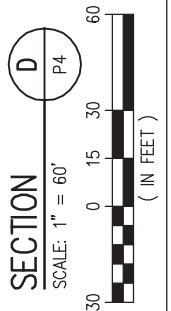
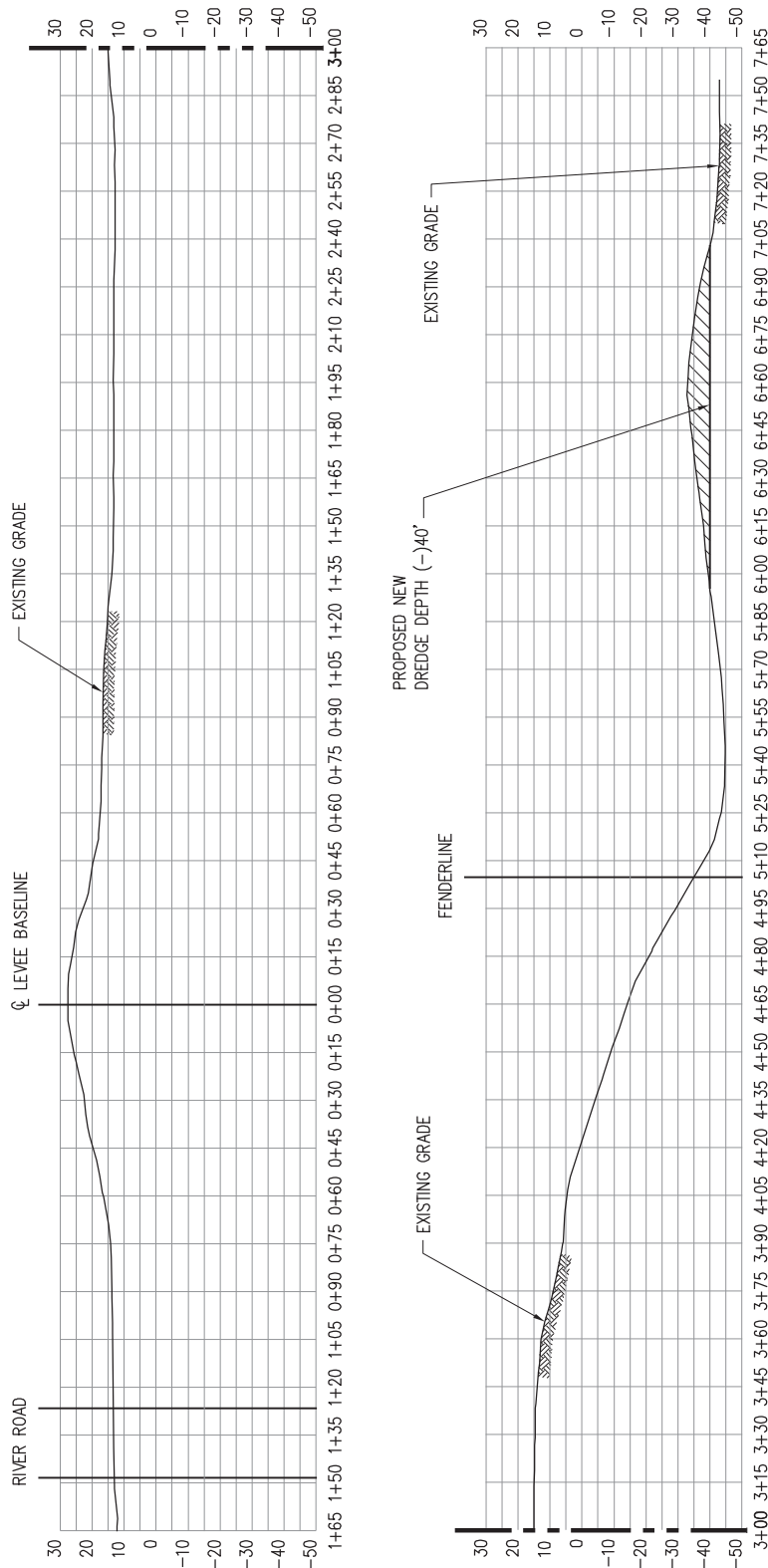
ST. ROSE

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**DREDGE MAINTENANCE PERMIT  
DREDGE SECTIONS  
3 OF 5**

DATE FEB. '19  
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CONTRACT 10565  
SHEET No.  
**7 OF 9**

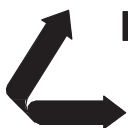


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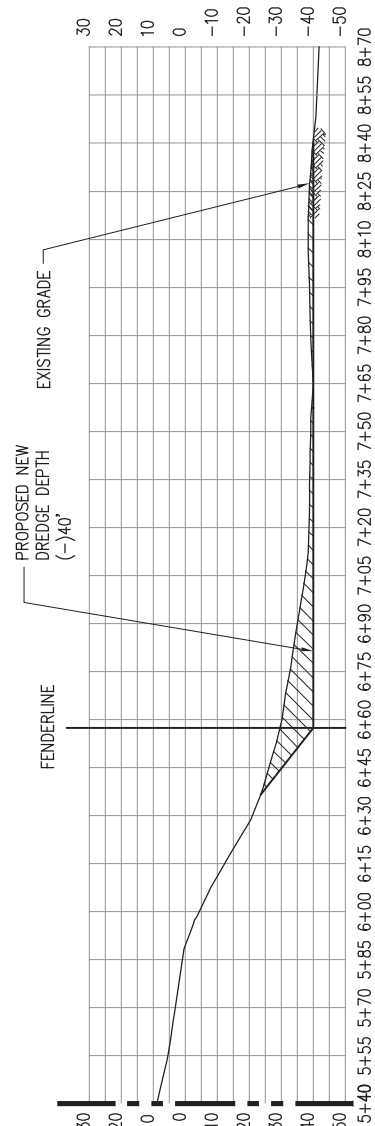
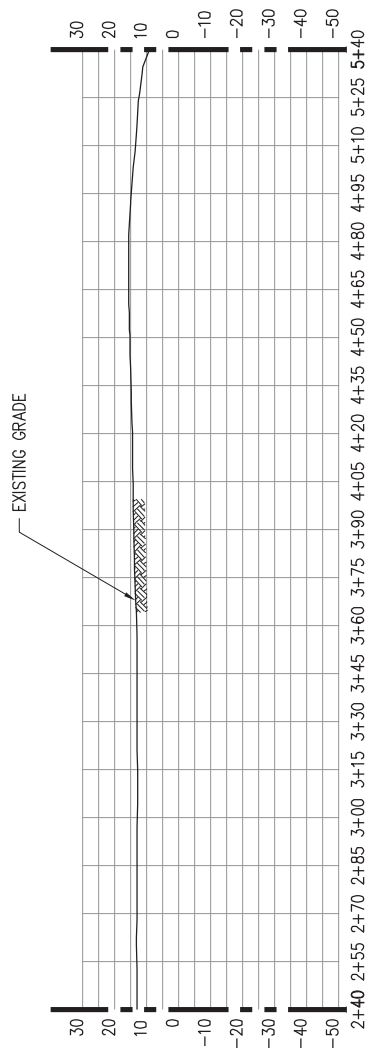
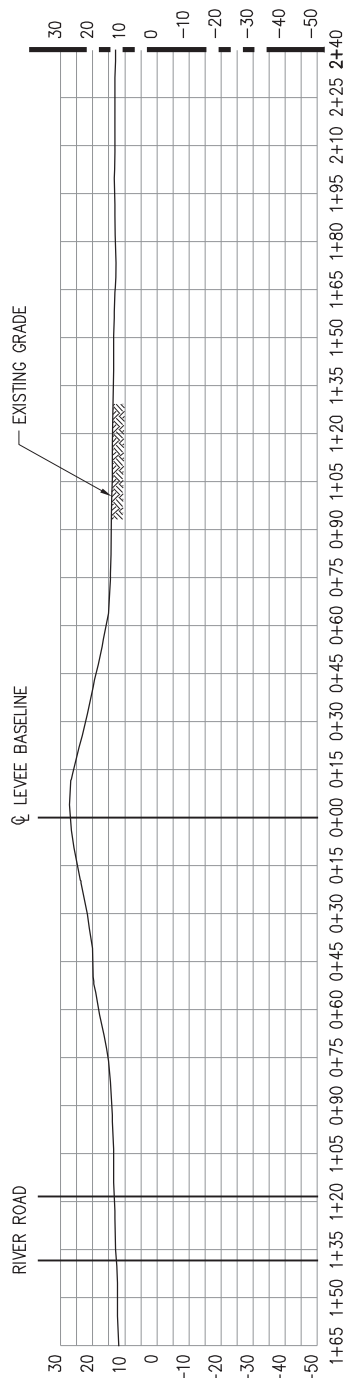
ST. ROSE

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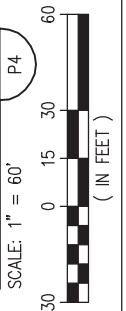
LOUISIANA

**DREDGE MAINTENANCE PERMIT**  
**DREDGE SECTIONS**  
**4 OF 5**

DATE	FEB. '19
DESIGN	JPL
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CONTRACT	10565
SHEET No.	
8	OF 9



SECTION  
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P4

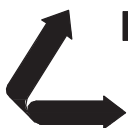


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**DREDGE MAINTENANCE PERMIT  
DREDGE SECTIONS  
5 OF 5**

DATE FEB. '19  
DESIGN JPL  
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CONTRACT 10565  
SHEET No.

9 OF 9