

JOINT PUBLIC NOTICE

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

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

(504) 862-1577
Project Manager
Amy Oestringer
Amy.L.Oestringer@usace.army.mil
Permit Application Number
MVN 2013-1904-CL

(225) 219-3225
Project Manager
Jaime Phillippe
WQC Application Number
131025-01

NOV 4 2013

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, 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).

PERMIT TO CONTINUE RIVER SAND MINING OPERATIONS IN THE MISSISSIPPI RIVER IN ASCENSION PARISH

NAME OF APPLICANT: B&K Equipment Services, Inc., c/o Amato Law, LLC, Attn: John Amato, 110 Fashion Boulevard, Hahnville, Louisiana 70057.

LOCATION OF WORK: Within the Mississippi River Basin, in the Lower Mississippi River – hydrologic unit (HUC 08070100), on the Mississippi River bature, right descending bank, at a point about 173 miles above the Head of Passes, at Hahnville, Louisiana, in Ascension Parish, as shown on the enclosed drawings.

CHARACTER OF WORK: The area has historically been an active sand mining operation. The applicant has purchased a portion of the mining site and will continue to excavate and stockpile material at an existing borrow pit on the Mississippi River bature for commercial sale, as shown on the attached drawings. No wetland impacts are proposed, therefore no compensatory mitigation will be required.

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**. 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 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

No properties listed on the National Register of Historic Places are near the proposed work. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, historical sites, or data. Copies of this notice are being sent to the State Archeologist and the State Historic Preservation Officer.

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.

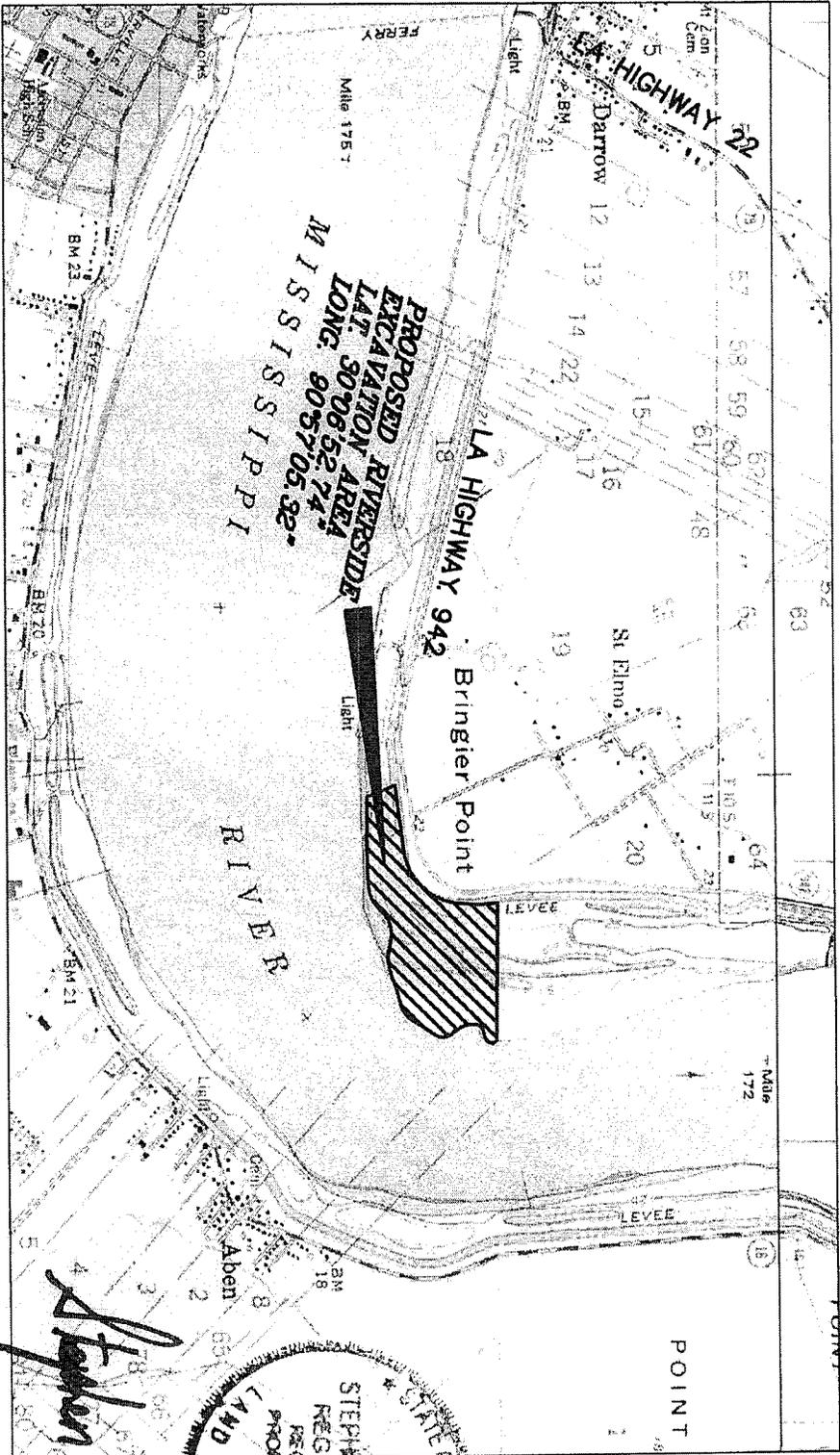
This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal would result in the destruction or alteration of n/a acres of EFH utilized by various life stages of red drum and penaeid shrimp. 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 Department of Environmental Quality, before a permit is issued.

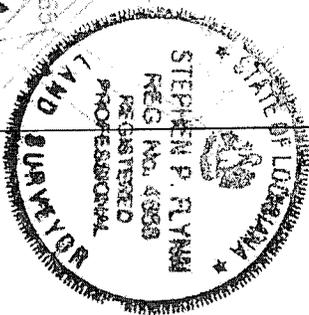
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. You are requested to communicate the information contained in this notice to any other parties whom you deem likely to have interest in the matter.

John M. Herman
Chief, Central Evaluation Section

Enclosure



VICINITY MAP



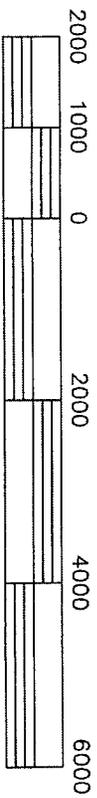
Stephen P. Ryan

PROPOSED PROJECT IS LOCATED APPROXIMATELY 1.8 MILES SOUTHEAST FROM THE INTERSECTION OF LA HIGHWAY 22 AND LA HIGHWAY 942

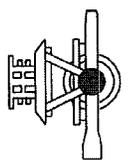
DRAWN BY: KPB DRAWING NO. MM0500 SHEET NO. 1 OF 5

PERMIT PLAT:
 PROPOSED RIVERSIDE BORROW PIT
 LOCATED IN SECTIONS 19 & 20, T-11-S, R-2-E
 DARROW, ASCENSION PARISH, LOUISIANA

PURPOSE:
 TO PROVIDE FOR EXCAVATION OF AVAILABLE BORROW MATERIAL IN A PROPOSED PIT.
DATE: JULY 22, 2013, REVISED AUGUST 5, 2013 TO SHOW PREVIOUS BARROW PIT.
CERTIFIED TO: JOHN AMATO



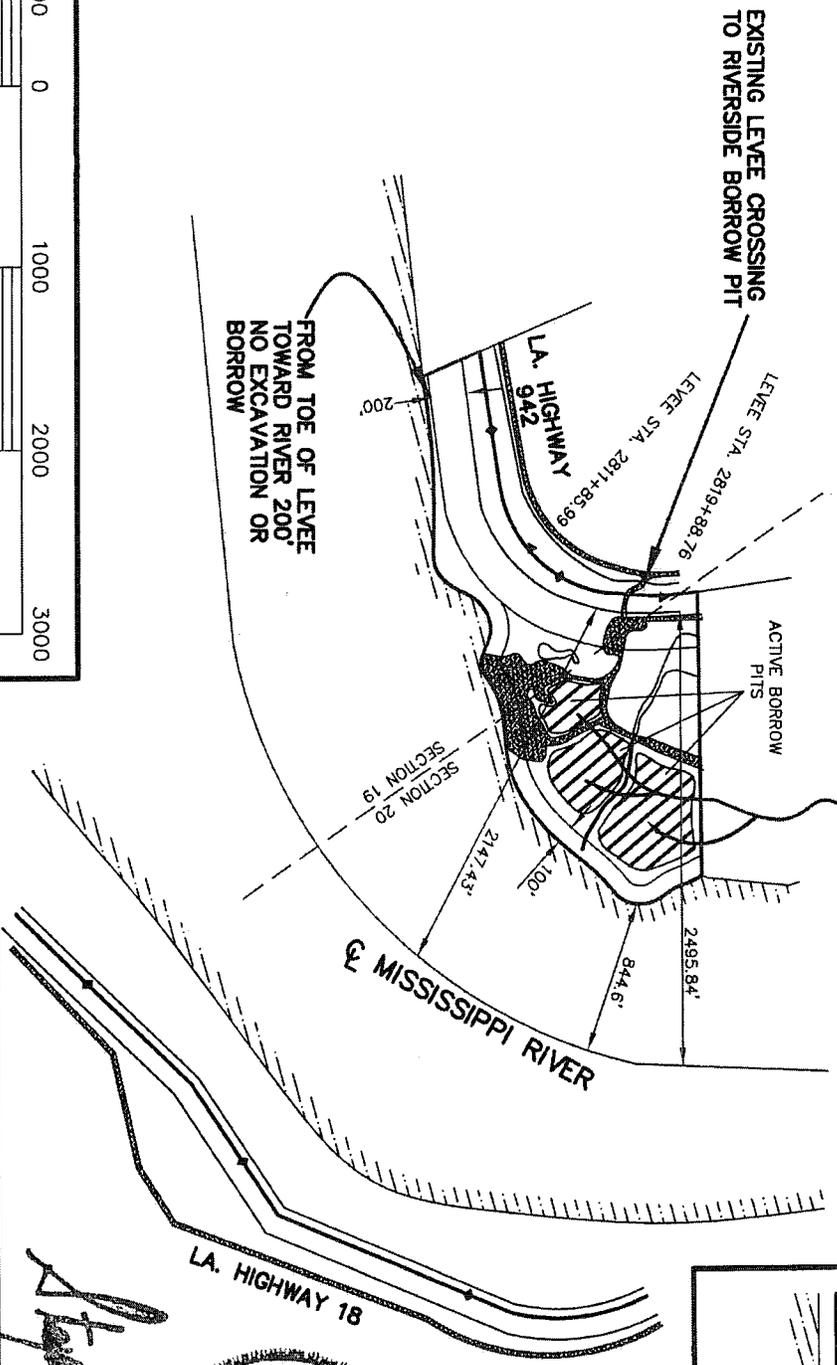
RIVERLANDS SURVEYING COMPANY



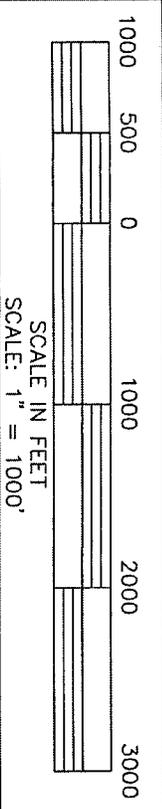
505 HEMLOCK STREET
 LAPLACE, LA 70068
 1-800-248-6982
 985-652-6356

"NOT A GROUND SURVEY"

PROPOSED RIVERSIDE SITE AREA
SEE DETAIL SHEET 3 OF 5



LEGEND:	PLAN VIEW
	EXISTING ROADWAY
	LEVEE TOP
	PROPOSED RIVER SIDE BORROW PIT
	WATERS EDGE
	LEVEE BASELINE STATION MARKER



RIVERLANDS SURVEYING COMPANY
505 HEMLOCK STREET
LAPLACE, LA 70068
1-800-248-6982
985-652-6336

PERMIT PLAT:
PROPOSED RIVERSIDE BORROW PIT
LOCATED IN SECTIONS 19 & 20, T-11-S, R-2-E,
DARROW, ASCENSION PARISH, LOUISIANA

PURPOSE:
TO PROVIDE FOR EXCAVATION OF AVAILABLE BORROW MATERIAL IN A PROPOSED PIT.
DATE: JULY 22, 2013, REVISED AUGUST 5, 2013 TO SHOW PREVIOUS BARROW PIT
CERTIFIED TO: JOHN AMATO

LA. HIGHWAY 18

Stephen P. Flynn

STATE OF LOUISIANA
STEPHEN P. FLYNN
REG. NO. 4968
REGISTERED
PROFESSIONAL
LAND SURVEYOR

"NOT A GROUND SURVEY"

EXISTING LEVEE CROSSING
TO RIVERSIDE BORROW PIT

LEVEE STA. 2819+88.76

L.A. HIGHWAY 942

LEVEE STA. 2811+85.99

200'

FROM TOE OF LEVEE
TOWARD RIVER 200'
NO EXCAVATION OR

ACTIVE BARROW
PITS

DITCH

CROSS SECTION A-A

FORESTED AREAS
TO REMAIN

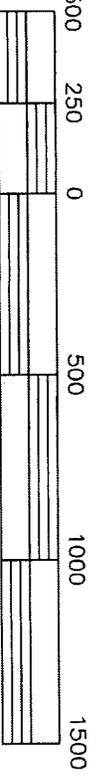
MISSISSIPPI RIVER

PROPOSED RIVERSIDE SITE AREA

Stephen P. Flynn

MILE MARKER
173

SECTION 19
SECTION 20



SCALE: 1" = 500'

RIVERLANDS SURVEYING COMPANY

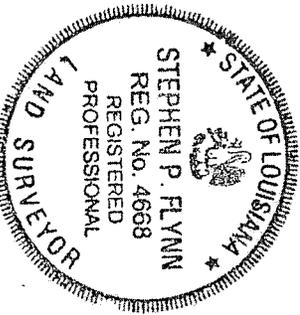
505 HEMLOCK STREET
LAPLACE, LA. 70068
1-800-248-6982
985-652-6356

PERMIT PLAT:
PROPOSED RIVERSIDE BORROW PIT
LOCATED IN SECTIONS 19 & 20, T-11-S, R-2-E,
DARROW, ASCENSION PARISH, LOUISIANA

PURPOSE:
TO PROVIDE FOR EXCAVATION OF AVAILABLE BORROW MATERIAL IN A PROPOSED PIT.
DATE: JULY 22, 2013, REVISED AUGUST 5, 2013 TO SHOW PREVIOUS BARROW PIT.
REVISED TO SHOW FORESTED AREAS TO REMAIN, OCTOBER 4, 2013

DRAWN BY: KPB DRAWING NO. MM0500 SHEET NO. 3 OF 5

CERTIFIED TO: JOHN AMATO



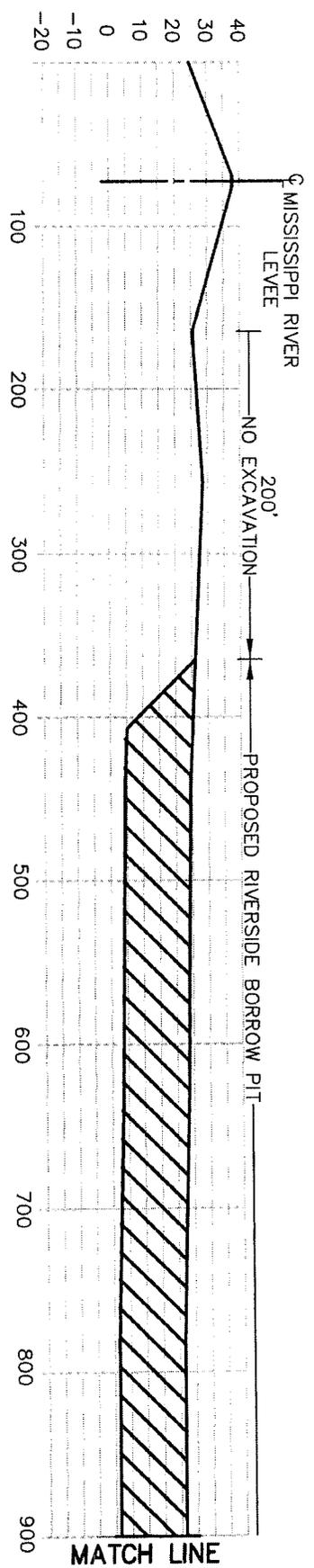
LEGEND:

	EXISTING ROADWAY
	LEVEE TOP
	PROPOSED RIVER SIDE BORROW PIT
	WATERS EDGE
	LEVEE BASELINE STATION MARKER ELEVATION
	TREE LINE

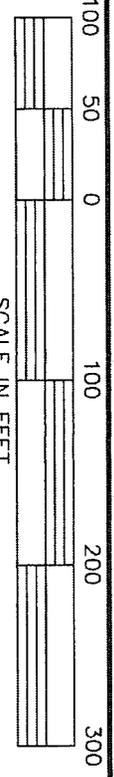
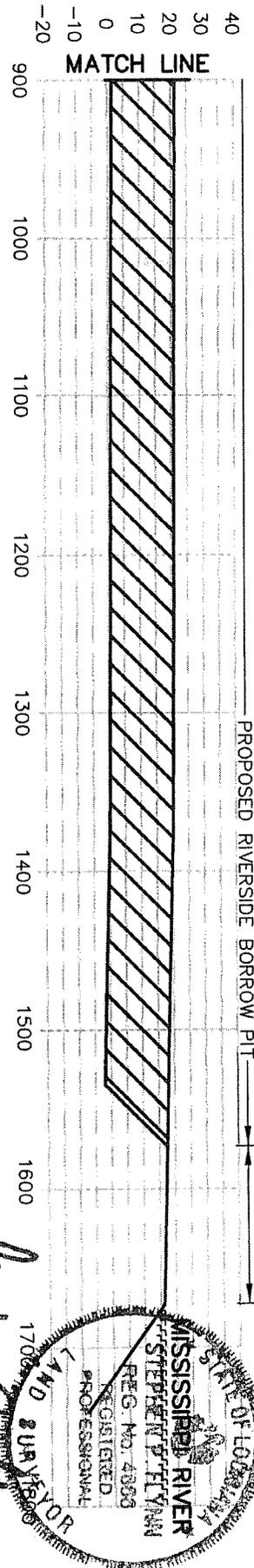
PLAN VIEW

10/8/13

SECTION A-A



PROPOSED RIVERSIDE BORROW PIT TO BE EXCAVATED NOT GREATER THAN 20 FEET FROM EXISTING GROUND ELEVATIONS APPROXIMATELY 694,959 CUBIC YARDS OF MATERIAL



SCALE IN FEET
HORIZONTAL SCALE: 1" = 100'
VERTICAL SCALE: 1" = 50'

RIVERLANDS SURVEYING COMPANY
505 HEMLOCK STREET
LAPLACE, LA. 70068
1-800-248-6982
985-652-6356

PERMIT PLAT:
PROPOSED RIVERSIDE BORROW PIT
LOCATED IN SECTIONS 19 & 20, T-11-S, R-2-E,
DARROW, ASCENSION PARISH, LOUISIANA

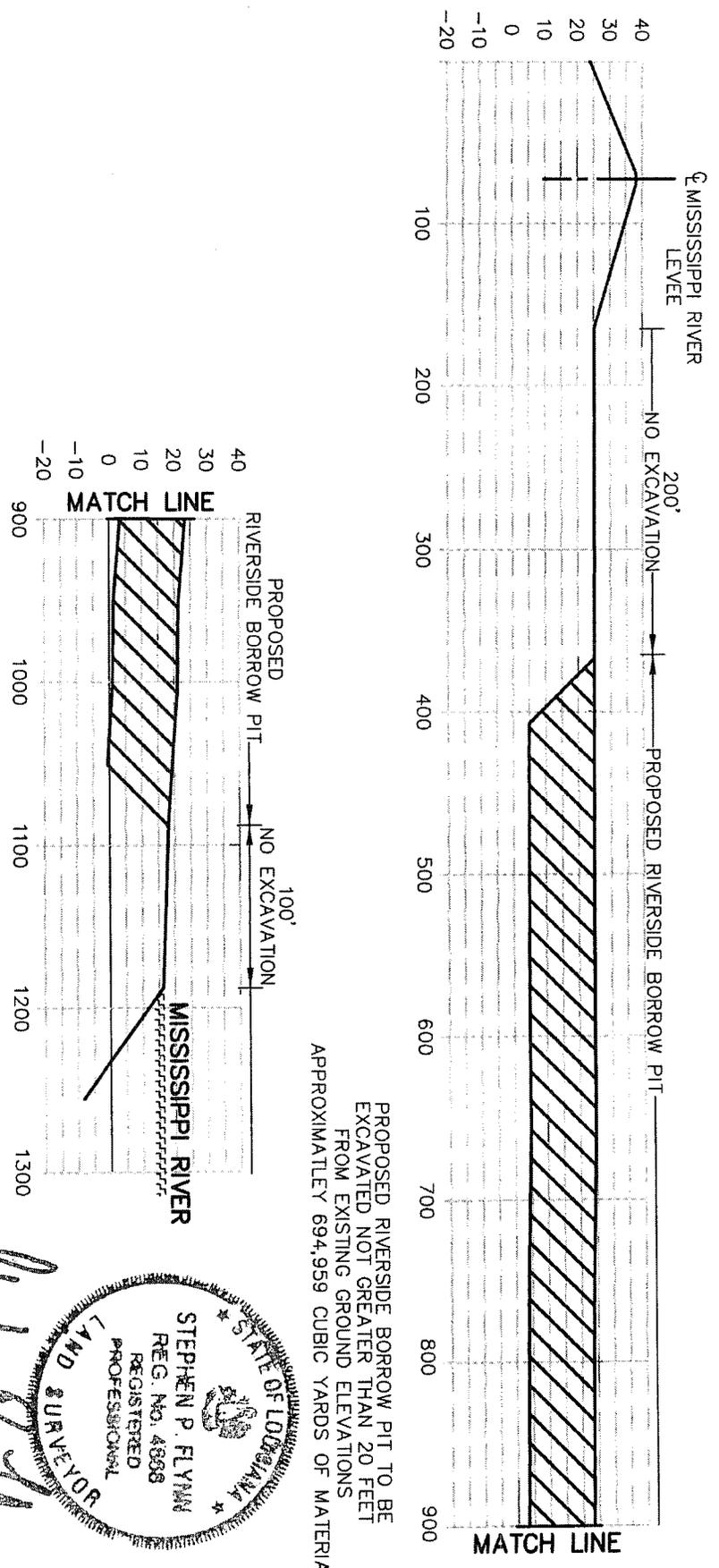
PURPOSE:
TO PROVIDE FOR EXCAVATION OF AVAILABLE BORROW MATERIAL IN A PROPOSED PIT.
DATE: JULY 22, 2013, REVISED AUGUST 5, 2013 TO SHOW PREVIOUS BARROW PIT.
CERTIFIED TO: JOHN AMATO

DRAWN BY: KPB DRAWING NO. MM0500 SHEET NO. 4 OF 5

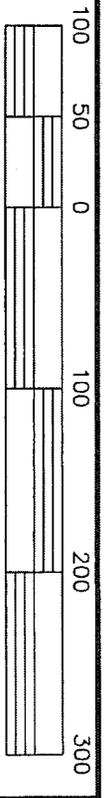
Stephen P. Flynn

STATE OF LOUISIANA
LAND SURVEYOR
STEPHEN P. FLYNN
REG. NO. 4886
REGISTERED PROFESSIONAL

SECTION B-B

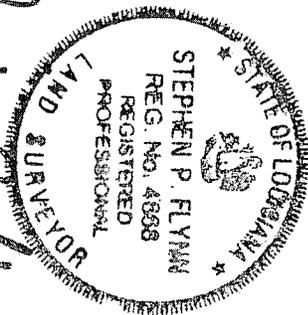


PROPOSED RIVERSIDE BORROW PIT TO BE EXCAVATED NOT GREATER THAN 20 FEET FROM EXISTING GROUND ELEVATIONS APPROXIMATELY 694,959 CUBIC YARDS OF MATERIAL



RIVERLANDS SURVEYING COMPANY
 505 HEMLOCK STREET
 LAPLACE, LA. 70068
 1-800-248-6982
 985-652-6356

Stephen P. Flynn



DRAWN BY: KPB DRAWING NO. MM0500 SHEET NO. 5 OF 5

PERMIT PLAT:
 PROPOSED RIVERSIDE BORROW PIT
 LOCATED IN SECTIONS 19 & 20, T-11-S, R-2-E,
 DARROW, ASCENSION PARISH, LOUISIANA

PURPOSE:
 TO PROVIDE FOR EXCAVATION OF AVAILABLE BORROW MATERIAL IN A PROPOSED PIT.
 DATE: JULY 22, 2013, REVISED AUGUST 5, 2013 TO SHOW PREVIOUS BARROW PIT.
 CERTIFIED TO: JOHN AMATO