

FILE COPY

S. Castaing X-1564

Operations Division
Eastern Evaluation Section

JUN 25 2010

SUBJECT: (General Permit)NOD-20
BASE FILE: MVN 2010-1518 EPP

Amigo Enterprises, Inc.
Post Office Box 1062
Chalmette, Louisiana 70044

Gentlemen:

This concerns your enclosed communication dated June 23, 2010, relative to your request for an emergency authorization to install additional mooring areas, access walks with support pilings, floating bridge, and the expansion of an access road, at Breton Sound Dock, in Hopedale, Louisiana, within St. Bernard Parish; in order to expedite access and facilitate clean-up efforts in response to the MC252 (Deepwater Horizon) oil spill.

We have reviewed your request and find that the work qualifies under (General Permit) NOD-20 for emergency operations, as long as all conditions of this permit are met. This authorization does not obviate you from acquiring a Louisiana Coastal Use Permit or any other federal, state, or local approvals that may be required by law.

The following conditions are hereby made a part of this emergency authorization:

1. The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure or work herein provided emergency authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure or work shall cause unreasonable obstruction to the free navigation of the navigable waters, the permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
2. Your use of the permitted activity shall not obstruct the public's right to free navigation on all navigable waters of the United States.
3. You shall install and maintain, at your expense, any safety lights, signs and signals prescribed by the U.S. Coast Guard, through regulations or otherwise, on your authorized structures.

4. If the proposed project, or future maintenance work, involves the use of floating construction equipment (barge mounted cranes, barge mounted pile driving equipment, floating dredge equipment, etc.,) you are advised to notify the U.S. Coast Guard so that a Notice to Mariners, if required, may be prepared. Notification with a copy of your emergency authorization and any associated plats should be immediately forwarded to the U.S. Coast Guard, Sector New Orleans Command Center, 201 Hammond Highway, Metairie, Louisiana 70005. Telephone inquiries can be directed to 504-846-5923.

5. The permittee shall employ siltation controls around all construction sites that require earthwork (clearing, grading, dredging and/or deposition of fill material) such that eroded material is prevented from entering adjacent wetlands and/or waterways.

6. The Chitimacha Tribe of Louisiana has stated that the project area is part of the aboriginal Chitimacha homelands. If during the course of work at the site, prehistoric and/or historic aboriginal cultural materials are discovered, the applicant will contact the Chitimacha Tribe of Louisiana at P.O. Box 661, Charenton, LA 70523, and the Army Corps of Engineers, New Orleans District (CEMVN) Regulatory Branch. CEMVN will initiate the required Federal, State, and Tribal coordination to determine the significance of the cultural materials and the need, if applicable, for additional cultural resource investigations.

7. Our Real Estate Division has indicated that your project is located in an area over which the federal government holds real estate interest. No work may be performed under this permit until a real estate instrument is issued by our Real Estate Division. If you require further information regarding real estate matters, call (504) 862-1701. The real estate instrument will be initiated by our Real Estate Division without further action required on your part.

This approval is subject to the terms and conditions of (General Permit) NOD-20, dated September 13, 2007, a copy of which is enclosed. Please note that a formal permit application and drawings must be submitted within the time limits stated in the enclosed general permit.

Your project is located within the Louisiana Coastal Zone, as such your formal permit application submittal must be sent through the Louisiana Department of Natural Resources. Should you require information on submitting your application through their office, please contact Mr. Karl Morgan at [REDACTED]

The New Orleans District Regulatory Branch is committed to providing quality and timely service to our customers. In an effort to improve customer service, please take a moment to complete and return the attached Customer Service Survey or go to the survey found on our web site at <http://per2.nwp.usace.army.mil/survey.html>.

Should you have any further questions concerning this matter, please call Stephanie Castiang of this office at 504-862-1564.

Sincerely,

Pete J. Serio
Chief, Regulatory Branch

Enclosures

add
Farabee
OD-SE
add
Serio
OD-S

Krebs LaSalle Environmental, LLC

1590 West Causeway Approach Suite 3B, Mandeville, LA 70471 • 985-237-6056 (Office) • 985-237-6059 (Fax)

June 23, 2010

Attn: Mr. Pete Serio
U.S. Army Corps of Engineers
New Orleans District
Regulatory Branch
Post Office Box 60267
New Orleans, LA 70160-0267

Attn: Mr. Karl Morgan
La. Dept. of Natural Resources
Office of Coastal Management
P. O. Box 44487
Baton Rouge, La. 70804-4487

Attn: Mr. William McCartney
Coastal Zone Administrator
St. Bernard Parish
8201 W. Judge Perez Dr.
Chalmette, La. 70043

Subject: Emergency Use Request
BP Oil Spill Response-Additional Mooring Areas
Breton Sound Dock
St. Bernard Parish, Louisiana

Dear Sirs:

On behalf of Amigo Enterprises (P.O. Box 1062 Chalmette, LA 70044) and the Breton Sound Dock, Krebs LaSalle Environmental, LLC (KLE) is requesting emergency authorization from appropriate governing agencies for the following:

1. Install additional mooring areas of either Type 1 (floating piers/wharves anchored by pilings) or Type 2 (non floating piers/ wharves anchored by pilings) along Bayou La Loutre and the Mississippi River Gulf Outlet (MRGO). These proposed items are needed to provide a safe working and mooring area for BP support vessels. Barges with crane type equipment will be used to place the mooring area on the south side of Bayou La Loutre and south of Bayou La Loutre on the MRGO. On the north side of Bayou La Loutre and north of Bayou La Loutre on the MRGO, barges with crane type equipment or land based crane type equipment will be used.
2. Install access walks with support pilings on the north side of Bayou La Loutre and north of Bayou La Loutre on the MRGO. This proposed item is needed to provide access to the Type I and/or Type II mooring areas for the support vessels.
3. Install a floating bridge span in the MRGO north of Bayou La Loutre. This proposed item is needed to provide additional access to the site for the loading and unloading of supplies, to provide additional loading capacity to the support stations south of the MRGO closure structure, and also to create additional mooring area along the bridge span.
4. Expansion of an access road to the MRGO north of Bayou La Loutre. This proposed item is needed to provide safe and fast access to the above floating bridge span.

U.S. District Court, District of Louisiana, Eastern District of Louisiana, United States District Court, D/LA

Emergency Authorization Request
Oil Spill Response
Breton Sound Dock
June 23, 2010

This project has been coordinated and approved by the Unified Command for BP's oil spill response.

I have enclosed a vicinity map, representative site pictures and a preliminary project layout with preliminary cross sections. An after-the-fact application will be submitted upon completion of the project.

If you would like to discuss the enclosed information, please do not hesitate to contact me at the office by phone at [REDACTED] fax at [REDACTED], or email at jprather@kllconsultants.com.

Sincerely,
Krebs LaSalle Environmental, LLC

A handwritten signature in dark ink, appearing to read "James Prather III", is written over a large, faint, light-colored watermark or stamp that is partially visible in the background.

James "Jay" Prather III
Vice-president/Environmental Scientist

cc: Mr. Martin Mayer, Corps
Mr. Michael Farabee, Corps
Ms. Christine Charrier, DNR
Mr. Chris Melton, DNR

Krebs LaSalle Environmental, LLC

1580 West Causeway Approach Suite 28, Mandeville, LA 70471 • 985-237-6056 (Office) • 985-237-6059 (Fax)

June 23, 2010

Subject: Emergency Use Request
BP Oil Spill Response-Additional Mooring Areas
Breton Sound Dock
St. Bernard Parish, Louisiana

Dear Unified Command:

On behalf of Amigo Enterprises (P.O. Box 1062 Chalmette, LA 70044) and the Breton Sound Dock, Krebs LaSalle Environmental, LLC (KLE) is requesting emergency authorization from appropriate governing agencies for the following:

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4. Expansion of an access road to the MRGO north of Bayou La Loutre. This proposed item is needed to provide safe and fast access to the above floating bridge span.

Enclosed are representative site pictures and a preliminary project layout with preliminary cross sections.

We would appreciate your acknowledgement of support for this project by signing below. If you would like to further discuss the enclosed information, please do not hesitate to contact me at [redacted] (office), [redacted] (fax), or email at lwatkins@kllcah.com. Thank you for your consideration.

Sincerely,
Krebs LaSalle Environmental, LLC

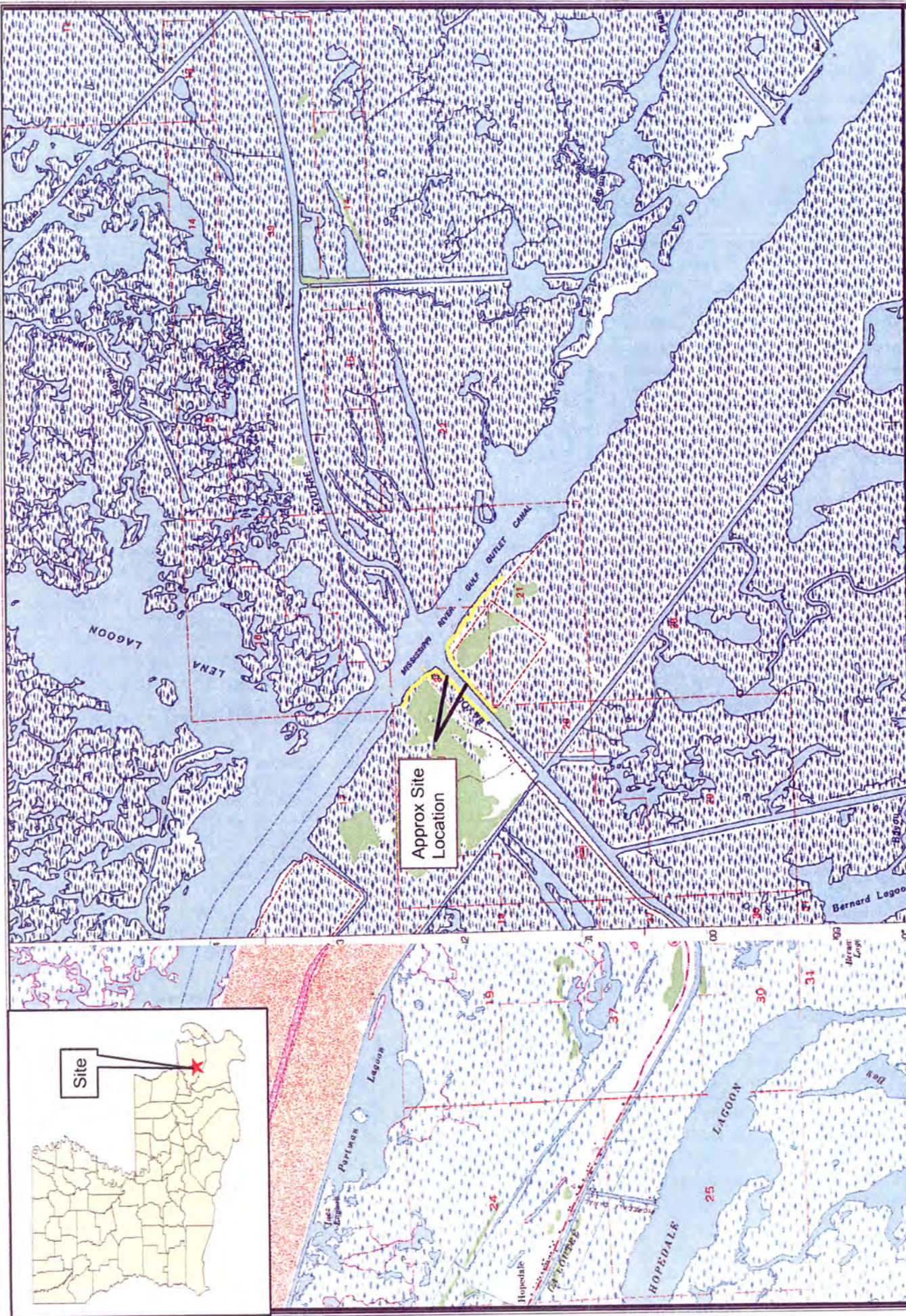
Lucas Watkins
President/Environmental Scientist

Paul M. Staud
Signature

6-24-10
Date

Paul M. Staud
Print

F:\KLE\Breton Sound Pilings Exp\Documents\Emergency Request - wharves.docx



Map prepared from public and proprietary spatial data. Krebs LaSalle Environmental, LLC does not warrant its accuracy or completeness. This map should not be used to establish legal boundaries or specific locations.

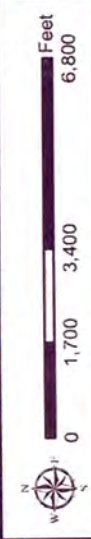
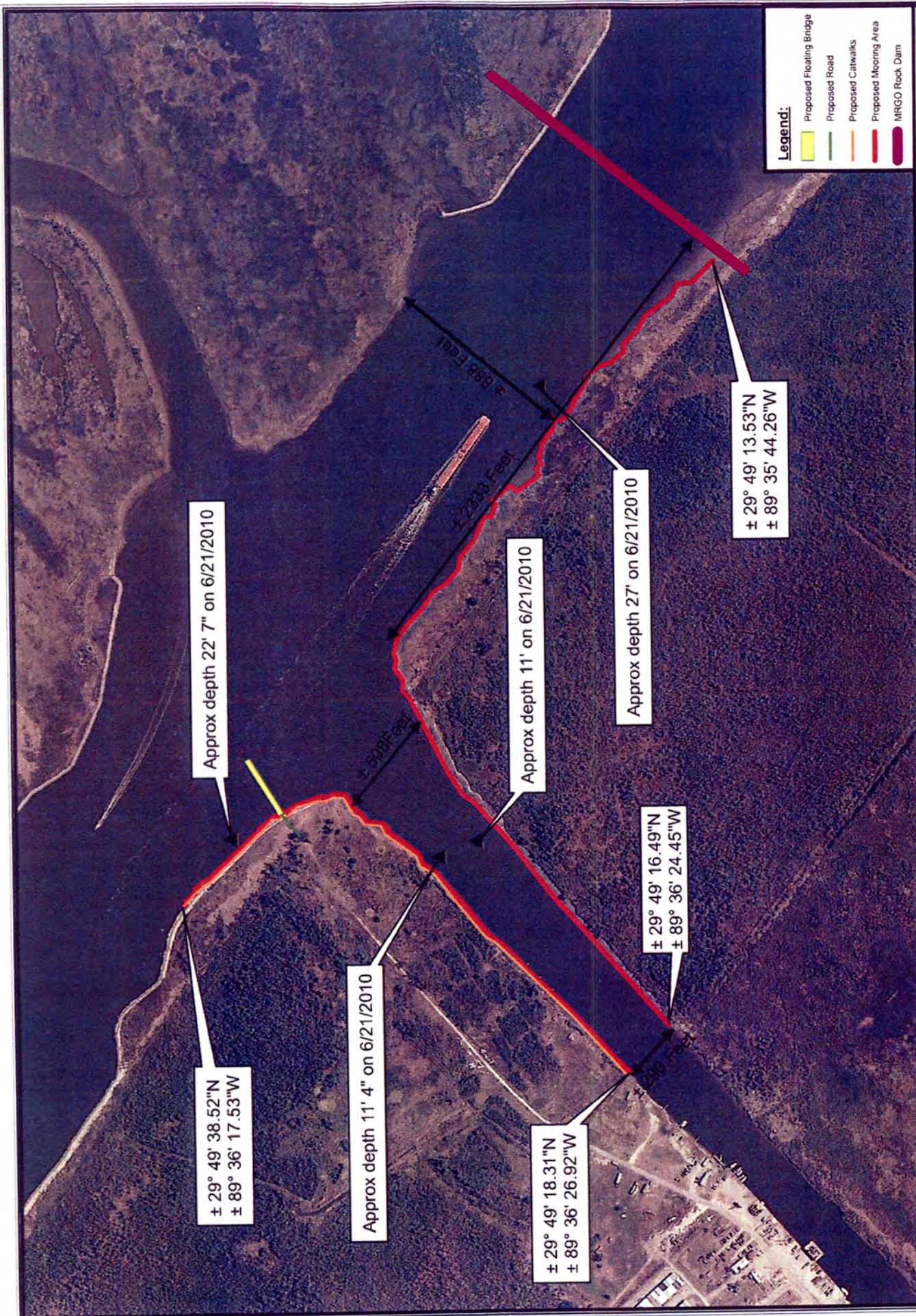


Figure 1
Topo Map

BP Base
Breton Sound Dock
Hopedale, LA

Krebs LaSalle Environmental, LLC
1500 West Courtney Approach Suite 200, Metairie, LA 70001 • 504-237-6666 (ORLA) • 800-237-6593 (toll free)

F:\NLE\Breton Sound\Breton Sound Dock\Map\Topo Map - Figure 1.mxd



- Legend:**
- Proposed Floating Bridge
 - Proposed Road
 - Proposed Catwalks
 - Proposed Mooring Area
 - MIRGO Rock Dam

Map prepared from public and proprietary spatial data. Krebs LaSalle Environmental, LLC does not warrant its accuracy or completeness. This map should not be used to establish legal boundaries or specific locations.



Figure 2
2008 Aerials

**BP Base
Breton Sound Dock
Hopedale, LA**

Krebs LaSalle Environmental, LLC
1530 West Causeway Approach, Suite 201, Mandeville, LA 70471 • 985-337-6265 (Office) • 985-337-6269 (Fax)

± 29° 49' 38.52"N
± 89° 36' 17.53"W

Approx depth 22' 7" on 6/21/2010

± 29° 49' 18.31"N
± 89° 36' 26.92"W

Approx depth 11' 4" on 6/21/2010

± 29° 49' 16.49"N
± 89° 36' 24.45"W

Approx depth 11' on 6/21/2010

Approx depth 27' on 6/21/2010

± 29° 49' 13.53"N
± 89° 35' 44.26"W

± 500 Feet

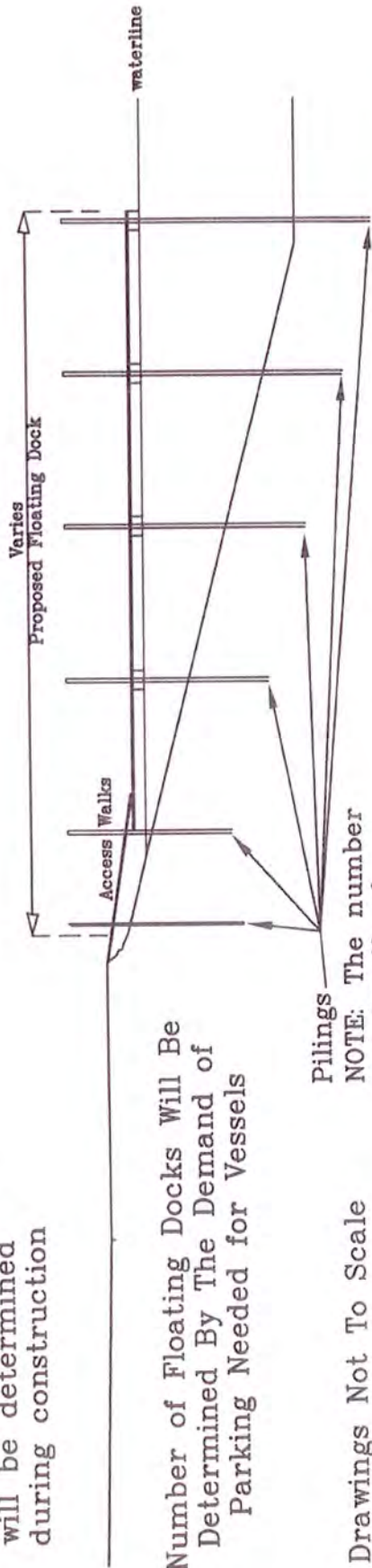
± 700 Feet

± 800 Feet

± 850 Feet

Proposed Typical Floating Mooring Area Cross Section Type I

Type of Mooring Area will be determined during construction



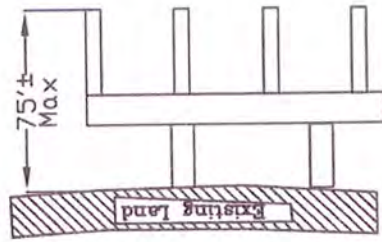
Number of Floating Docks Will Be Determined By The Demand of Parking Needed for Vessels

Drawings Not To Scale

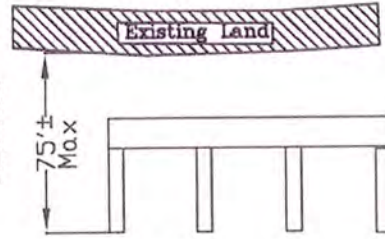
Pilings
NOTE: The number and length of pilings will vary.

Number of Access Walks will be determined during construction

Proposed Typical Boat Dock
North Bank of Bayou La Loutre and North of Bayou La Loutre on the MRGO
Plan View



Proposed Typical Boat Dock
South Bank of Bayou La Loutre and South of Bayou La Loutre on MRGO
Plan View

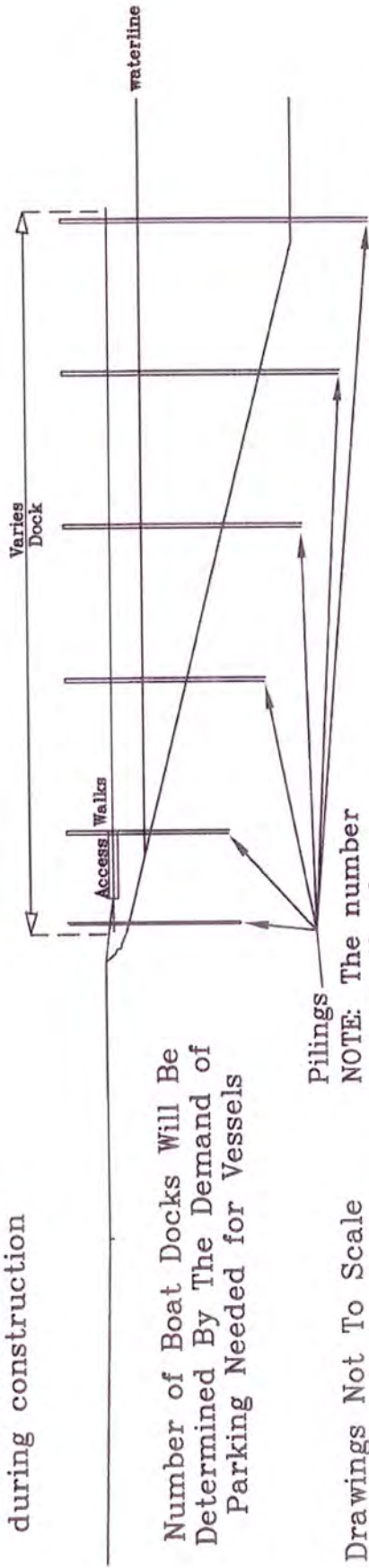


NOTE: Locations and arrangement of pilings are undetermined at this time. Pilings will be placed in field to maximize usage of floating docks. Location and number of docks will vary.

Breton Sound Pilings
St. Bernard Parish
Typical Plan View and Cross Section
KRESS LASALLE ENVIRONMENTAL, LLC
WETLANDS REGULATIONS · PERMIT APPLICATIONS · ENVIRONMENTAL IMPACT STATEMENTS
PROJECT MANAGEMENT · ENVIRONMENTAL MONITORING · REMEDIATION CONSULTING
1500 W. Conaway Approach, Ste 20, Mandeville, LA 70471 Phone 855-237-0006
DATE: 06/14/10 SCALE: N.T.S. DRAWN BY: RSM
FIGURE 3

Proposed Typical Non-Floating Mooring Area Cross Section Type II

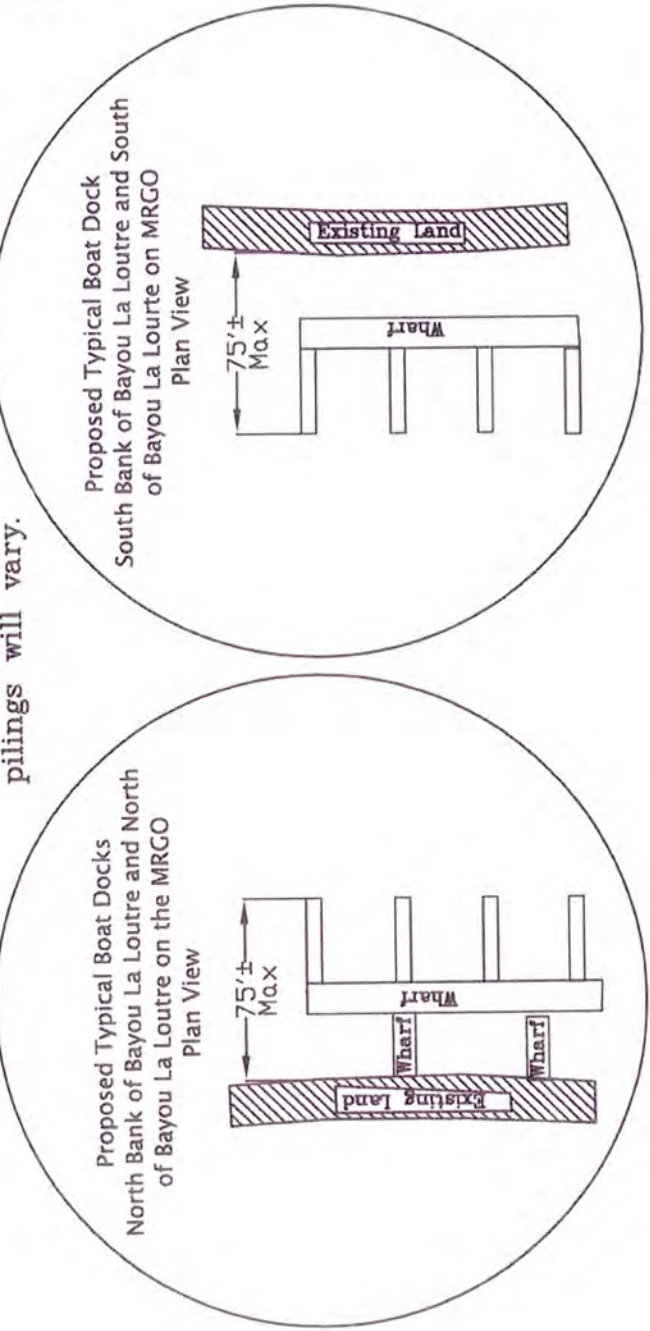
Type of Mooring Area will be determined during construction



Number of Boat Docks Will Be Determined By The Demand of Parking Needed for Vessels

Drawings Not To Scale

NOTE: The number and length of pilings will vary.

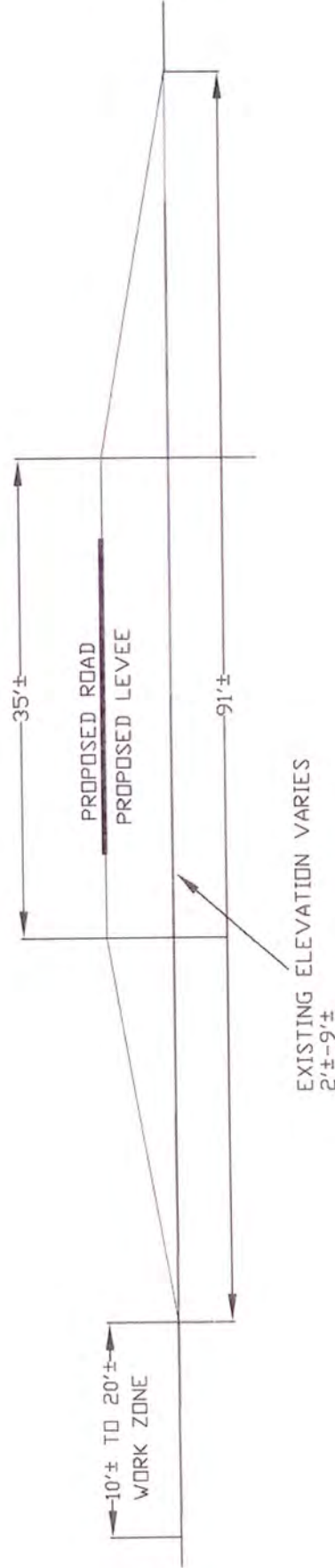


Number of Access Walks will be determined during construction

NOTE: Locations and arrangement of pilings are undetermined at this time. Pilings will be placed in field to maximize usage of floating docks. Location and number of docks will vary.

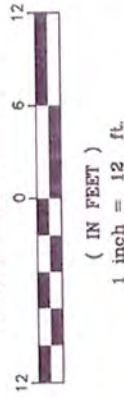
Breton Sound Pilings St. Bernard Parish	
Typical Plan View and Cross Section	
KREBS LESALLE ENVIRONMENTAL, LLC	
VEGETATION SURVEY	FOREST APPLICATIONS
FOREST MANAGEMENT	ENVIRONMENTAL MONITORING
1500 W Country Approach, Ste 201, Metairie, LA 70001	Phone 855-237-0008
DATE: 06/14/10	SCALE: N.T.S. DRAWN BY: BDA
	FIGURE 4

TYPICAL PROPOSED ROAD CROSS SECTION



PROPOSED ROAD WILL ONLY BE AN EXTENSION OF EXISTING ROAD. ELEVATIONS ARE BASED UPON LIDAR.

GRAPHIC SCALE



NOTES:
 ONLY INTENDED FOR JOINT PERMIT APPLICATION PROCESS
 NOT FOR ENGINEERING, SURVEYING, PARISH APPROVAL, OR ANY OTHER USES

PERMIT DRAWINGS ARE SUBJECT TO FIELD MODIFICATIONS AND CONSTRUCTION DRAWINGS

BRETON SOUND PILINGS EXTENSION
 ST. BERNARD PARISH

TYPICAL CROSS SECTION

KREBS LASALLE ENVIRONMENTAL, LLC

VIETLAND BELKAITER · PERMIT APPLICATIONS · ENVIRONMENTAL MONITORING · WETLAND CONSULTATION
 FOREST MANAGEMENT · ENVIRONMENTAL MONITORING · WETLAND CONSULTATION
 1580 W. Courtenay Approach 2B · Mandeville, LA 70471 Phone 888-510-8030

DATE: 06/23/10 SCALE: 1"=12' DRAWN BY: JBP FIGURE 5

Krebs LaSalle Environmental, LLC

1580 W. Causeway Approach, Suite 2B, Mandeville, La. 70471 • 985-237-6056 (Office) • 985-951-8245 (Fax)



Photo 1: Southwest side of MRGO.



Photo 2: Northwest side of MRGO.

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Wetland Delineations • Mitigation Consultation • Permit Applications • Endangered Species Surveys
Forest Management • Environmental Monitoring • Wetland Restoration

Krebs LaSalle Environmental, LLC

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Photo 3: Intersection of Bayou Loutre and MRGO.



Photo 4: North side of Bayou La Loutre.

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Wetland Delineations • Mitigation Consultation • Permit Applications • Endangered Species Surveys
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Photo 5: South and North side of Bayou La Loutre.



Photo 6: Existing road looking south west.

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Wetland Delineations • Mitigation Consultation • Permit Applications • Endangered Species Surveys
Forest Management • Environmental Monitoring • Wetland Restoration

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1580 W. Causeway Approach, Suite 2B, Mandeville, La. 70471 • 985-237-6056 (Office) • 985-951-8245 (Fax)



Photo 7: Proposed road area next to MRGO looking north east.

DECISION DOCUMENT FOR EMERGENCY PERMITTING VERIFICATION, NOD-20

ORM Number: MVN 2010-1518 EPP

Applicant: Amigo Enterprises, Inc.

Project Location (Waterway, Section, Township, Range, City, County, State): Along Bayou La Loutre & Mississippi River Gulf Outlet, in Hopedale, St. Bernard Parish, Louisiana.

Receipt Date: June 23, 2010 Complete: Yes No

Additional Information Requested Date: No

Application Complete Date: June 23, 2010

Waters of the US: yes

*see Jurisdictional Determination form(s) dated:

Authority: Section 10 Section 404 Section 103

Project Description (Describe activities in waters of the U.S. authorized by verification): Install additional mooring areas, walks with pilings, floating bridge, and expansion of an access road.

Project Purpose: Provide safe working and mooring areas to facilitate clean up of the Deepwater Horizon Oil Spill.

Type of Permit Verified: NOD-20

Pre-construction Notification Required: Yes No

Coordination with Agencies/Tribes: Yes No Date:

Commenting Agencies:

US Fish and Wildlife Service

US Environmental Protection Agency

National Marine Fisheries Service

State Agency (if checked, list commenting state agencies)

State Historic Preservation Office

Other: N/A

Substantive Issues and Corps Resolution: Agency coordination will be conducted during review of the after-the-fact permit application

Compliance with Other Federal Laws (If specific law is not applicable write *N/A* in the adjacent text box): *N/A*

a) Endangered Species Act: *N/A*

Name of species present: N/A
Effects determination: N/A

Date of Service(s) concurrence: N/A
Basis for "no effect" determination: N/A
Additional information (optional): N/A

- b) Magnuson-Stevens Act (Essential Fish Habitat): N/A
Name of species present: N/A
Effects determination: N/A
Date of Service(s) concurrence: N/A
Basis for "no effect" determination: N/A
Additional information (optional): N/A

- c) Section 106 of the National Historic Preservation Act:
Known site present: yes no
Survey required/conducted: yes no
Effects determination:
Rationale:
Date consultation complete (if necessary):
Additional information (optional): A biological opinion to be rendered by the SHPO upon review of the after-the-fact permit application.

- d) Section 401 Water Quality Certification:
Individual certification required: yes no
Issued waived denied .
Additional information (optional): Blanket concurrence on EA

- e) Coastal Zone Management Act:
Individual certification required: yes no
Issued waived denied
Additional information (optional): Emergency Authorization EUA 10-**** was issued by the DNR on June ***, 2010.

- f) Wild and Scenic Rivers Act:
Project located on designated or "study" river: yes no
Managing agency: N/A
Date written determination provided that the project will not adversely affect the Wild and Scenic River designation or study status: N/A
Additional information (optional): N/A

- g) Others (Specify):

Special Conditions Required: yes no (If yes, provide rationale for each required condition):

General Conditions of the NOD-20 emergency authorization incorporated into the NOD-20 permit instrument, as well as Section 10 conditions, a Chitamacha Tribe condition and a condition requiring a Real Estate Instrument. Specific conditions may be incorporated as part of the ATF Individual Permit, pending submittal and processing of the application.

Compensatory Mitigation Required: yes no (If yes, provide rationale for compensatory mitigation required): A final decision on Compensatory Mitigation will be made upon completion of the forthcoming ATF application process.

Determination: I have reviewed the proposed project and determined that the work will result in minimal individual and cumulative adverse effects on the aquatic environment.

This project complies with all terms and conditions of the NOD-20 including any applicable Regional Conditions.

Prepared by: Stephanie Castaing Stephanie Castaing

Reviewed by: Anjie Lacoste ^{for} Michael Farabee

Date: June 25, 2010

Castaing, Stephanie L MVN

From: Terrell, Brigitte F MVN
Sent: Friday, June 25, 2010 11:33 AM
To: Castaing, Stephanie L MVN
Cc: Schindler, Paige P MVN
Subject: RE: Emergency Authorization - BP Oil Spill

Hi Stephanie:

A real estate instrument will be required as it appears to impact real estate interests under the jurisdiction of the New Orleans District (MRGO and Bayou LaLoutre Projects). Work may proceed as allowed by the Regulatory Permit and a real estate instrument will be sent to the applicant upon receipt of permit approval.

Thanks,

Brigitte

-----Original Message-----

From: Castaing, Stephanie L MVN
Sent: Friday, June 25, 2010 9:24 AM
To: Terrell, Brigitte F MVN
Subject: FW: Emergency Authorization

Bridgette,

Could you please take a look at the attached EA and advise if a real estate instrument will be required.

Thank you,

Stephanie Castaing
Eastern Evaluation Section, Regulatory Branch
(504)862-1564

Castaing, Stephanie L MVN

From: Schneider, Donald C MVN
Sent: Friday, June 25, 2010 10:13 AM
To: Castaing, Stephanie L MVN
Cc: Brown, Jane L MVN
Subject: RE: Emergency Authorization

No adverse comments.

-----Original Message-----

From: Castaing, Stephanie L MVN
Sent: Friday, June 25, 2010 9:18 AM
To: Schneider, Donald C MVN
Subject: FW: Emergency Authorization

Don,

Please take a look at the attached EA and advise accordingly.

Thank you,

Stephanie Castaing
Eastern Evaluation Section, Regulatory Branch
(504)862-1564