

JOINT PUBLIC NOTICE

September 8, 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 1998-01740 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 150831-01

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.

DREDGE SAND FROM THE MISSISSIPPI RIVER AND STOCKPILE IT IN EXISTING PITS IN SAINT CHARLES PARISH

NAME OF APPLICANT: Homeplace Batture Leasing, LLC, Post Office Box 849, Luling, Louisiana 70070.

LOCATION OF WORK: In Sections 22, Township 13 South, Range 20 East, near Luling, Louisiana, in Saint Charles Parish, as shown on the attached drawings.

HUC: 08090100: Lower Mississippi River – New Orleans
Latitude: 29.973611 Longitude: -90.399444

CHARACTER OF WORK: Dredge approximately 100,000 cubic yards annually for 10 years in the Mississippi River, near Luling, Louisiana. No impacts to jurisdictional wetlands are anticipated, as such, no compensatory mitigation has been proposed.

This project, MVN 1998-01740 EMM, was previously issued as an annual sand dredging operation.

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**. 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 dredge 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 this permit modification/time extension is issued, the applicant has agreed to the following conditions provided in the SLOPES manual: (1) the cutterhead shall remain completely buried in bottom material during dredging operations; (2) If pumping water through the cutterhead is necessary to dislodge material or to clean the pumps or cutterheads, etc, the pumping rate shall be reduced to the lowest rate possible until the cutterhead is at mid-depth, where the pumping rate can be increased; (3) During dredging, the pumping rates shall be reduced to the slowest speed feasible while the cutterhead descends to the bottom.

Our initial finding is that the proposed work would neither affect any species listed as endangered by the U.S. Departments of 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 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

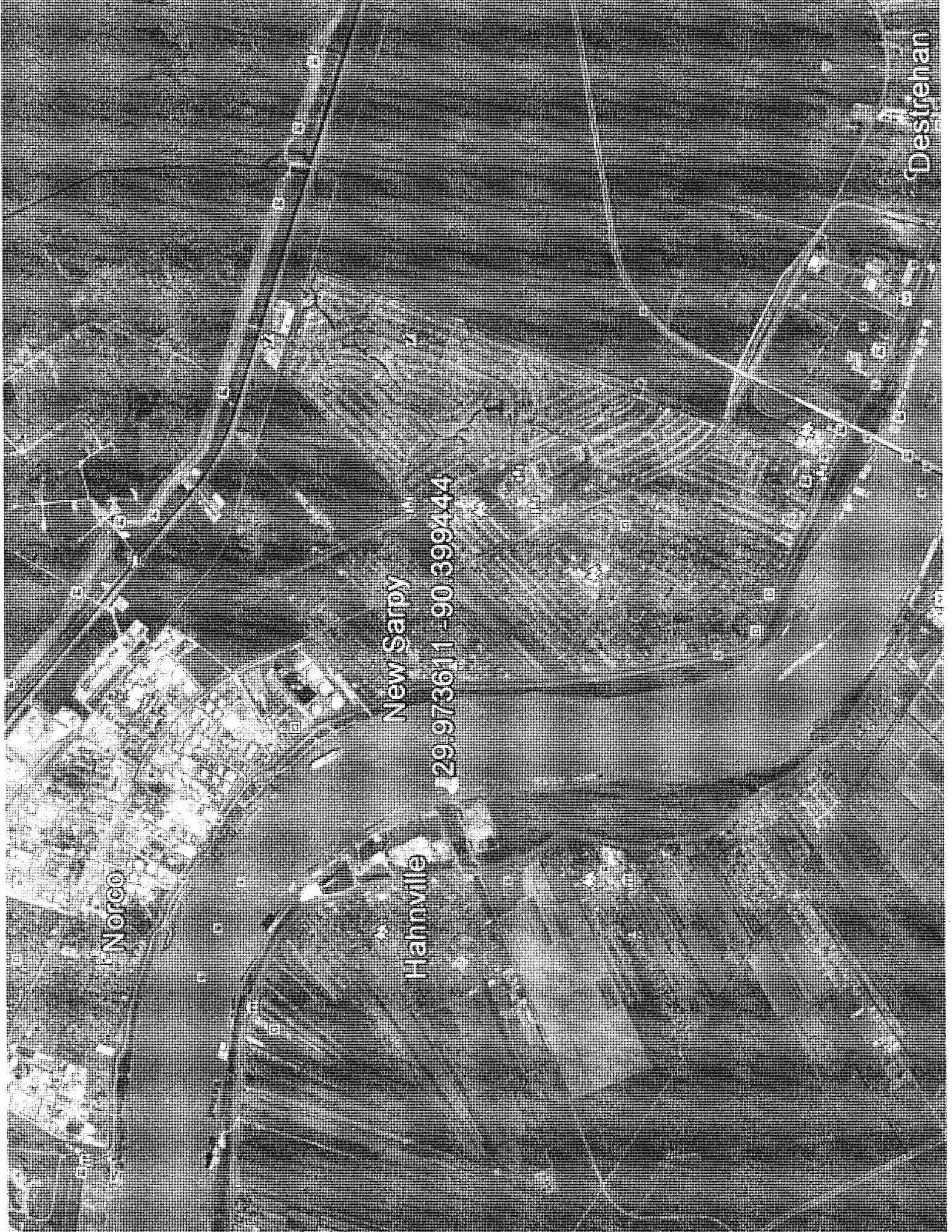
Norco

Hahnville

New Sarpy

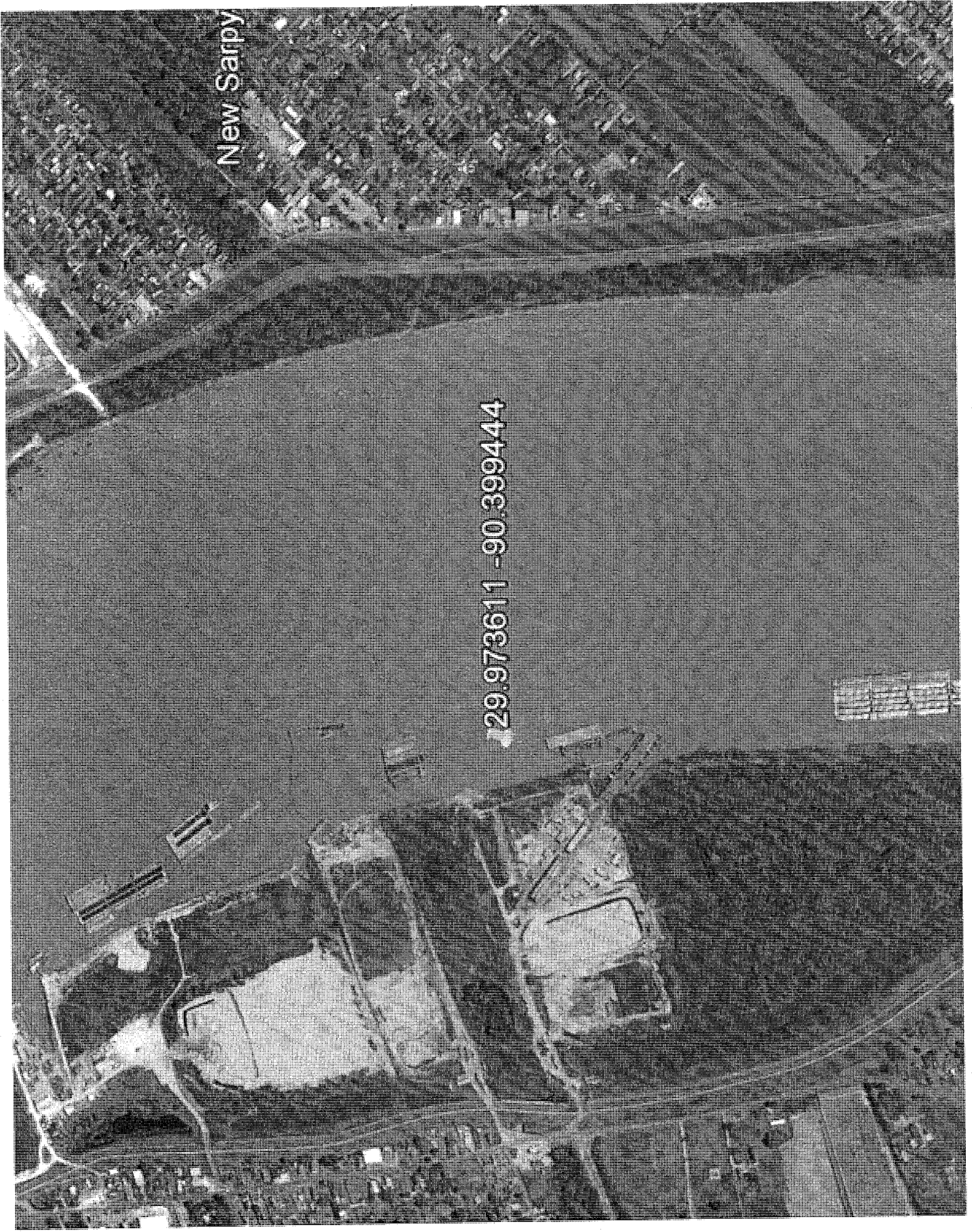
29.973611 -90.399444

Destrehan



New Sarpy

29.973611 -90.399444



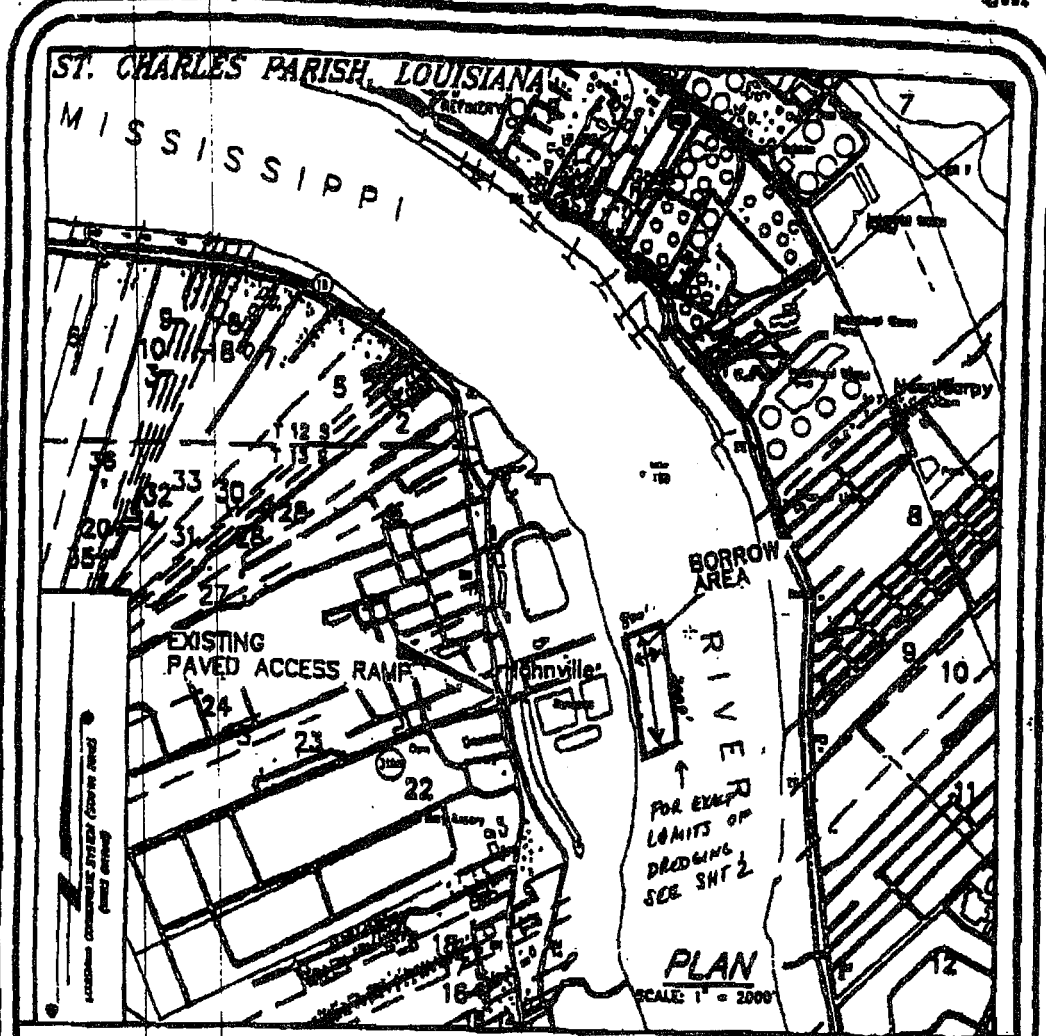
P2014-0735



03/03/88 REC 18: M PAL

PHONE NO. :

Mar. 84 1998 08:33:41 P1



Latitude and Longitude coordinates are: 28 58 25.00N 90 23 58.00W

The dredging will occur as needed approximately twice a year for the duration of the permit removing approximately 100,000 cubic yards per year



T. BAKER SMITH & SON, INC.
CIVIL ENGINEERS - SURVEYORS - ENVIRONMENTAL SERVICES
P.O. BOX 8888 MONROE, LOUISIANA 70001

Homerle - Arthur Leasing, Inc.
Vicinity Map Sheet 1 of 3

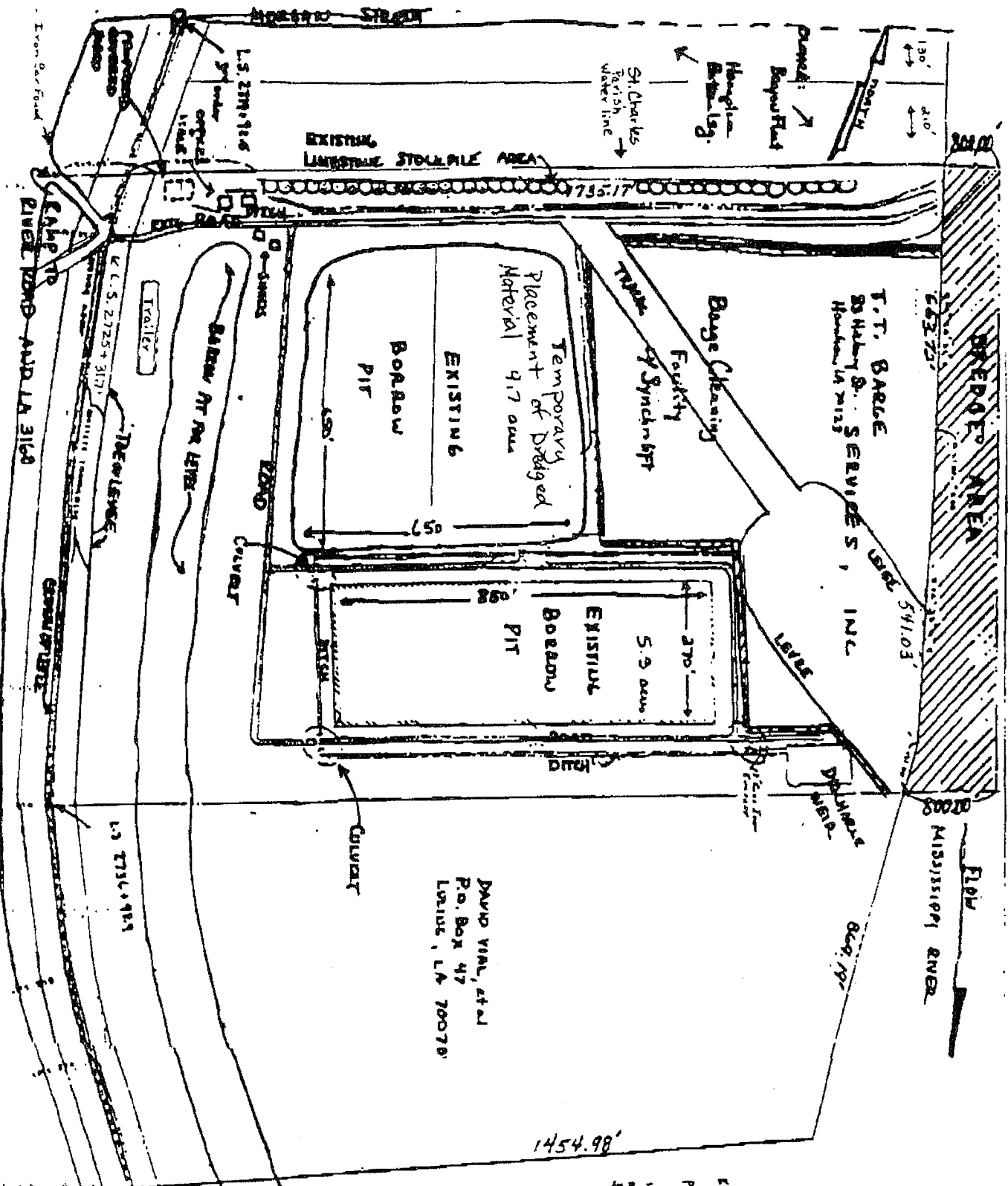
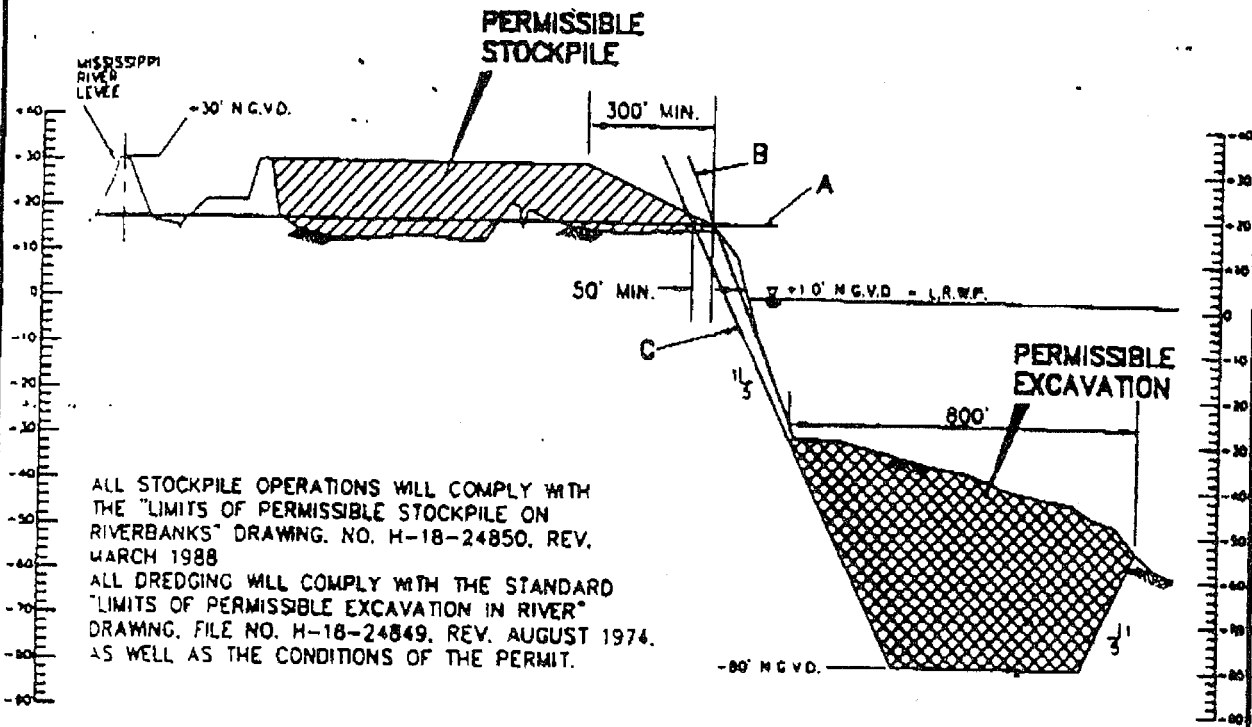


EXHIBIT No. 1107-1-1
 PLANNING
 Part of Section 22
 T 15 S, R 20 E
 Louisiana District of La
 West of the Mississippi River
 St Charles Parish

SHEET 2 of 6
 PROJECT: FERRIS TOWNSHIP
 DATE: 5/19/14

DAVID VIAL, et al
 P.O. Box 47
 Luling, LA 70078



ALL STOCKPILE OPERATIONS WILL COMPLY WITH THE "LIMITS OF PERMISSIBLE STOCKPILE ON RIVERBANKS" DRAWING. NO. H-18-24850. REV. MARCH 1988

ALL DREDGING WILL COMPLY WITH THE STANDARD "LIMITS OF PERMISSIBLE EXCAVATION IN RIVER" DRAWING. FILE NO. H-18-24849. REV. AUGUST 1974. AS WELL AS THE CONDITIONS OF THE PERMIT.

TYPICAL SECTION A - A

HORIZ. SCALE: 1" = 400'
 VERT. SCALE: 1" = 40'

NO.	DATE	REVISION

HONORABLE BATURE LEASING, INC.