



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

July 24, 2023

Regulatory Division
Central Evaluation Branch

Project Manager
S. Gail Gainey
(504) 862-1545
Sandra.G.Gainey@usace.army.mil
Application Number: MVN-1998-02879-CG

PUBLIC NOTICE

Interested parties are hereby notified that a permit application has been received by the New Orleans District of the US 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), [X] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344).

MAINTENANCE DREDGING AND BATTURE DEGRADATION AT AN EXISTING DOCK FACILITY ON THE MISSISSIPPI RIVER RDB RM 228 IN WEST BATON ROUGE PARISH

NAME OF APPLICANT: Greater Baton Rouge Port Commission, PO Box 380, Port Allen, LA 70767.

LOCATION OF WORK: On the Mississippi River at river mile 228 on the right descending bank, in Port Allen, Louisiana, in West Baton Rouge Parish, within the Mississippi River Basin in hydrologic unit (HUC 08070100), as shown on the attached drawings (Latitude 30.437777 N, Longitude -91.200017 W).

CHARACTER OF WORK: The applicant has requested Department of the Army authorization to perform maintenance dredging to maintain a minimum berthing depth of -40 ft N.G.V.D around an existing dock facility and degrade a portion of the batture to include excavation, grading and deposition of fill in a stockpile location. No more than approx. 125,000 cubic yards of silt material would be dredged and disposed of beyond the -55 ft N.V.G.D. contour of the Mississippi River annually and approx. 9,000 cubic yards will be excavated from the batture and removed from site. The proposed project is situated on the batture and water bottom of the Mississippi River and would temporarily impact approximately 4.4 acres of emergent wetlands and 26 acres of water bottoms.

MITIGATION: The applicant proposes to avoid additional direct impacts and minimize secondary impacts by limiting the construction activity to the designated construction areas onsite, placing excavated material directly into contracted third-party commercial dump trucks for disposal at an off-site non-wetland facility, and performing only the required

batture degradation to maintain engineering standards resulting in only temporary impacts to wetlands.

As compensation for unavoidable wetland impacts, the applicant proposes to use a Corps approved mitigation bank within the watershed of impact, if necessary.

The comment period for the Department of Army will close in **30 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 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 preferably emailed to the Corps of Engineers project manager listed above or forwarded to the Corps of Engineers at the address above **ATTENTION: REGULATORY DIVISION, RGC, S. Gail Gainey**. 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. Further, all factors that may be relevant to the proposal will be considered, including the potential cumulative effects associated with the proposed project.

The New Orleans District utilizes the National Register of Historic Places to identify properties listed on or near the proposed work and the U.S.S. Kidd and the Yazoo and Mississippi Valley Railroad Company Depot are within a 0.5-mile radius of the project site. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, historical sites, or data. However, extent of impacts

is undetermined at this time pending a National Historic Preservation Act compliance determination. As deemed necessary, copies of this notice are made available to the State Archeologist and the State Historic Preservation Officer, and federally recognized Native American tribes regarding potential impacts to cultural resources.

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 endangered species under their jurisdiction.

Utilizing the Information & Planning Consultation (IPaC) tool for Endangered Species in Louisiana protocol, as signed on January 27, 2020, between the U.S. Army Corps of Engineers, New Orleans District (CEMVN) and the U.S. Fish and Wildlife Service, CEMVN has determined that the proposed project is located in waters known to be utilized by the Pallid Sturgeon (*Scaphirhynchus albus*); however, the proposed work has been determined not likely to adversely affect this species as the USFWS cutterhead/suction dredge operational parameters will be included as permit conditions.

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 0 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, Office of Environmental Services, before a permit is issued.

Any person may request, (preferably by email to the project manager, or 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 invited 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 Branch
Regulatory Division

Enclosures

WEST BATON ROUGE PARISH, LOUISIANA
T-7-S R-12-E
SECTIONS 69 & 70

MISSISSIPPI RIVER
FLOW

ABLMS 421
1/4 SECTION 69
N 1/4 1/4 SECTION 69
E 1/4 1/4 SECTION 69
S 1/4 1/4 SECTION 69

PORT ALLEN
REVEMENT

SECTION 69
SECTION 70

LEVEE STATION 3841+74

LEVEE STATION 3843+74

LEVEE STATION 3845+74

LEVEE STATION 3847+74

LMS 426
1/4 SECTION 69
N 1/4 1/4 SECTION 69
E 1/4 1/4 SECTION 69
S 1/4 1/4 SECTION 69

NOTES:
COORDINATES AND NORTH ARROW REFER TO THE LOUISIANA STATE PLANE COORDINATE SYSTEM SOUTH ZONE NORTH AMERICAN DATUM OF 1983. HIND 20, COORDINATES WERE DERIVED FROM RTK GPS OBSERVATIONS USING LSU CAG REAL TIME NETWORK CORRECTIONS.

ELEVATIONS ARE IN FEET, AND ARE REFERENCED TO THE NORTH AMERICAN VERTICAL DATUM (NAVD83). BASED ON RTK GPS OBSERVATIONS USING LSU CAG REAL TIME NETWORK CORRECTIONS AND GEOID MODEL "GEOID 18".

DISTANCES IN FEET BY HORIZONTAL MEASUREMENT.

PARTIAL SECTION, TOWNSHIP AND RANGE, SCALED FROM REFERENCED U.S. GEOLOGICAL SURVEY QUADRANGLE MAP, THE LOCATION OF ANY SECTION LINES DEPICTED HEREON SHALL BE CONSIDERED APPROXIMATE AND SHOULD BE USED SOLELY FOR ORIENTATION PURPOSES.

RIVER MILE SCALED FROM REFERENCED U.S.A.C.E. NAVIGATION BOOK.

PROPOSED DREDGING DESIGN BASED ON REFERENCED EUSTIS ENGINEERING L.L.C. DRAWING.

LEVEE BASELINE INFORMATION IS BASED ON REFERENCED U.S.A.C.E. TRAVERSE COMPUTATIONS.

LOCATION OF REVEMENT SCALED FROM INFORMATION PROVIDED BY U.S.A.C.E.

SURVEY PARTY CHIEF: JOEY CHAPMAN.

DATE OF SURVEY: FEBRUARY 4-16, 2023 & MAY 9, 2023.

REFERENCES:

HYDRO FIELD BOOK NO. 1696.

HYDROGRAPHIC SURVEYS DATED FEBRUARY 7, 14 & 16, 2023.

EUSTIS ENGINEERING L.L.C. "STABILITY ANALYSES" DRAWING, JOB NO. 24888, FILE NAME: STA 3835+74_FLOOD SIDE, DATED JANUARY 11, 2023.

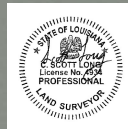
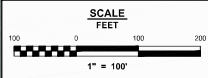
U.S. GEOLOGICAL SURVEY QUADRANGLE MAP "BATON ROUGE WEST, LA," DATED 1996.

U.S. GEOLOGICAL SURVEY AERIAL PHOTOGRAPHY DATED AUGUST 2016.

U.S.A.C.E. 2007 MISSISSIPPI RIVER NAVIGATION BOOK, MAP NO. 74.

U.S.A.C.E. NEW ORLEANS DISTRICT TRAVERSE COMPUTATIONS JOB NO. ABL03 DATED OCTOBER 4, 2014.

RAZLAND, ADEMAN & ASSOCIATES INC. DRAWING NO. C4-583-02, DATED MARCH 12, 2021.



THIS DRAWING WAS PREPARED SOLELY FOR USE BY PORT OF GREATER BATON ROUGE IN CONJUNCTION WITH THE SPECIFIC PROJECT DESIGNATED IN THE TITLE BLOCK. USE FOR ANY OTHER PURPOSE, OR USE BY ANY OTHER PARTY SHALL BE AT USER'S SOLE RISK WITHOUT ANY LIABILITY TO HYDRO CONSULTANTS.

THIS DRAWING DOES NOT DEPICT THE RESULTS OF A BOUNDARY SURVEY AS REQUIRED BY THE LOUISIANA ADMINISTRATIVE CODE, TITLE 46, PART IXX, CHAPTER 20.

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BY **PORT OF GREATER BATON ROUGE**

**HYDROGRAPHIC SURVEY
AT PORT OF BATON ROUGE
MISSISSIPPI RIVER DOCK**

(RIGHT DESCENDING BANK - RIVER MILE 229.3 A.H.P.)

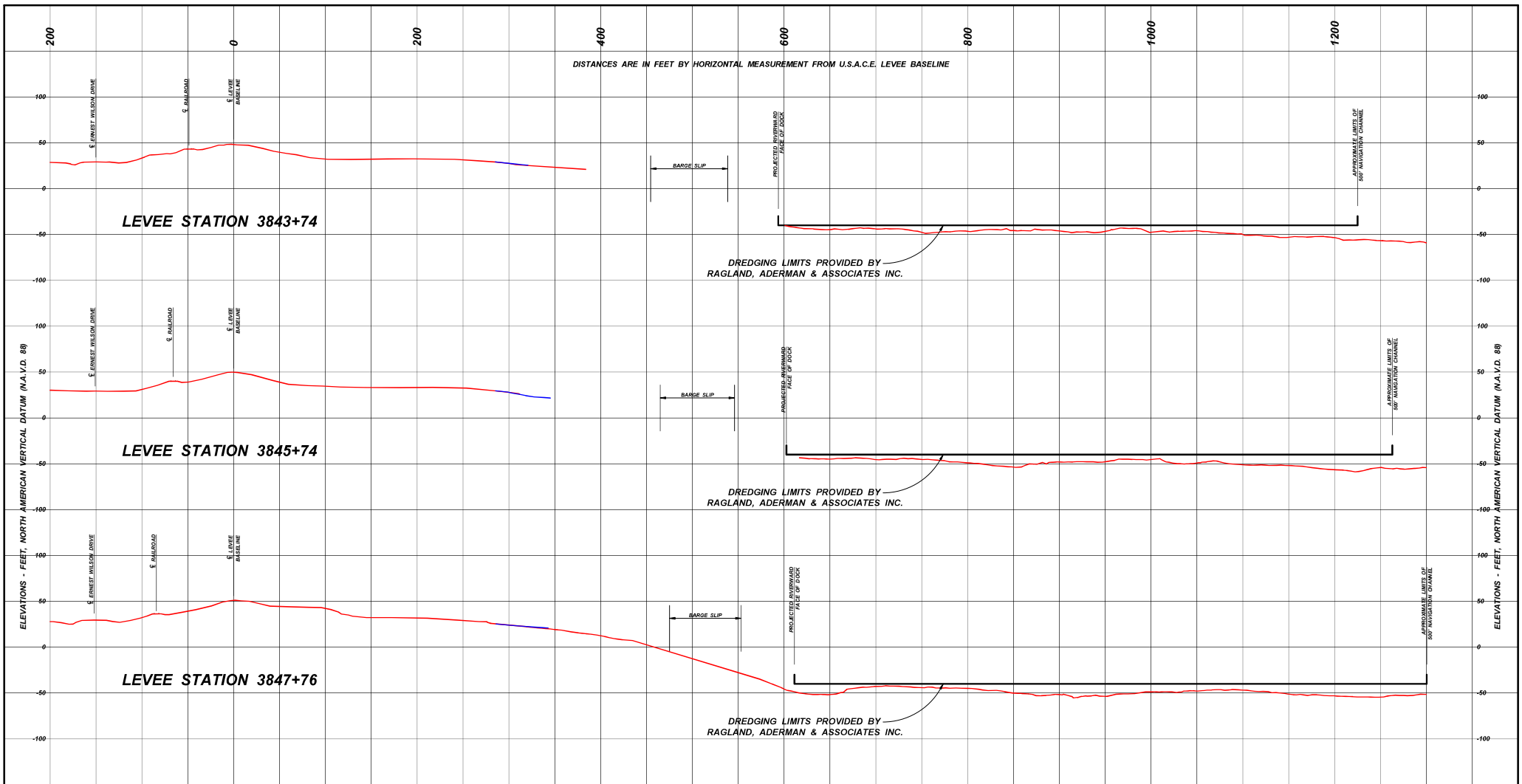
WEST BATON ROUGE PARISH, LOUISIANA

Hydro Consultants, inc.

PROFESSIONAL SURVEYORS, ENGINEERS & MAPPERS
10275 SECOND LANE - BATON ROUGE, LOUISIANA - (225) 766-4422

DATE MAY 22, 2023 DRAWN JEG CHECKED WAM APPROVED CSL

DWG. NO. C41-240-07



SEE DRAWING NO. E41-240-07 FOR GENERAL NOTES, REFERENCES AND RANGE LOCATIONS

SYMBOL	SURVEY DATE	WATER SURFACE ELEVATION (N.A.V.D. 88)
—	MAY 8, 2023	N/A
—	FEBRUARY 4-18, 2023	26.0' - 26.3'

SCALE:
1" = 50' HORIZONTAL & VERTICAL

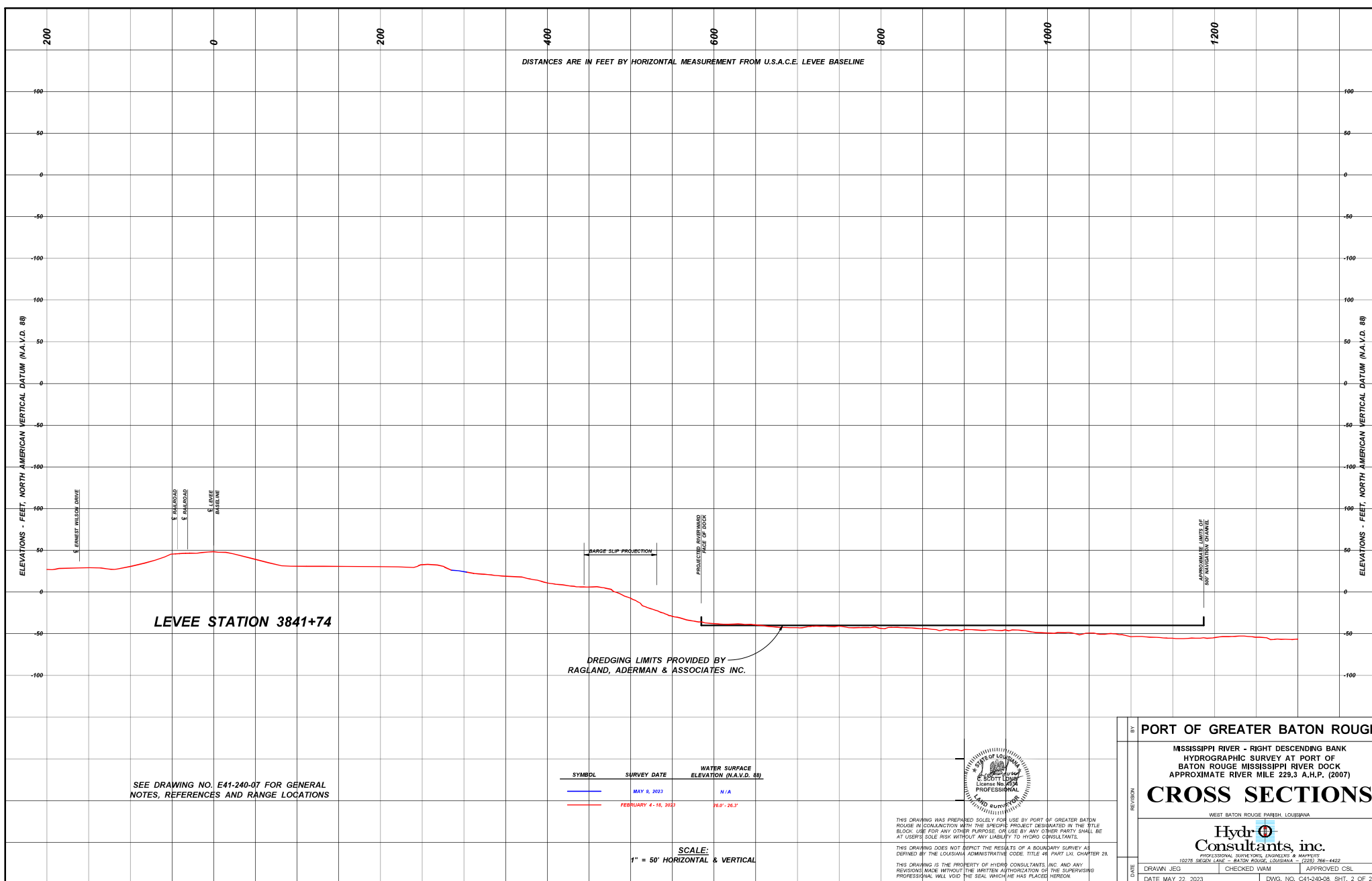


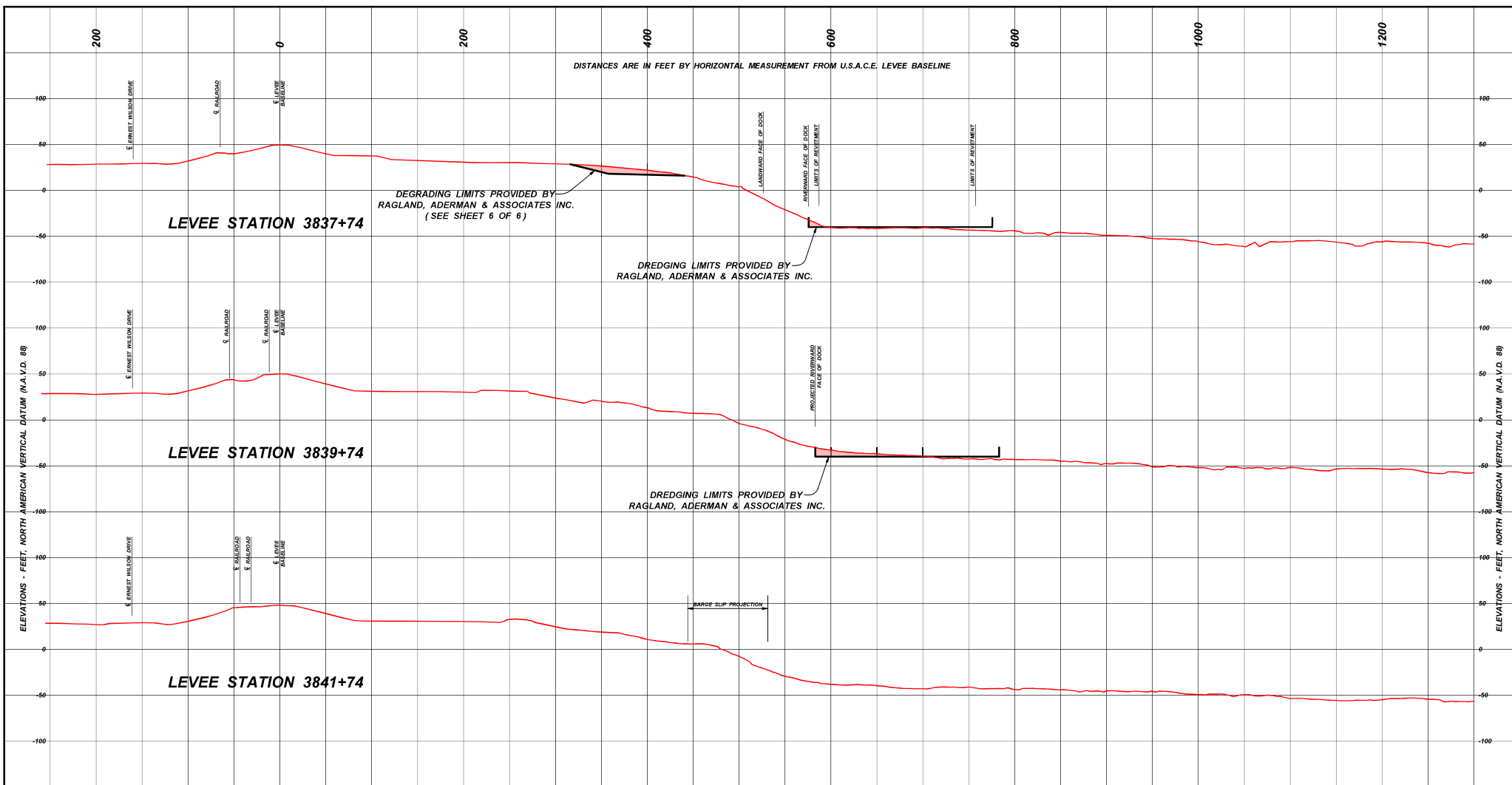
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BY			PORT OF GREATER BATON ROUGE		
REVISION			MISSISSIPPI RIVER - RIGHT DESCENDING BANK HYDROGRAPHIC SURVEY AT PORT OF BATON ROUGE MISSISSIPPI RIVER DOCK APPROXIMATE RIVER MILE 229.3 A.H.P. (2007)		
DATE			<h2>CROSS SECTIONS</h2> <p>WEST BATON ROUGE PARISH, LOUISIANA</p> <p>Hydro Consultants, inc.</p> <p>10275 SECOND LANE - BATON ROUGE, LOUISIANA 70804-4422 (504) 766-4422</p>		
DRAWN JEG			APPROVED CSL		
DATE MAY 22, 2023			DWG. NO. C41-240-08, SHT. 1 OF 2		





SEE DRAWING NO. E41-240-09 FOR GENERAL
NOTES, REFERENCES AND RANGE LOCATIONS

SYMBOL	SURVEY DATE	WATER SURFACE ELEVATION (N.A.V.D. 88)
	FEBRUARY 4-15, 2023	74.0' - 75.7'

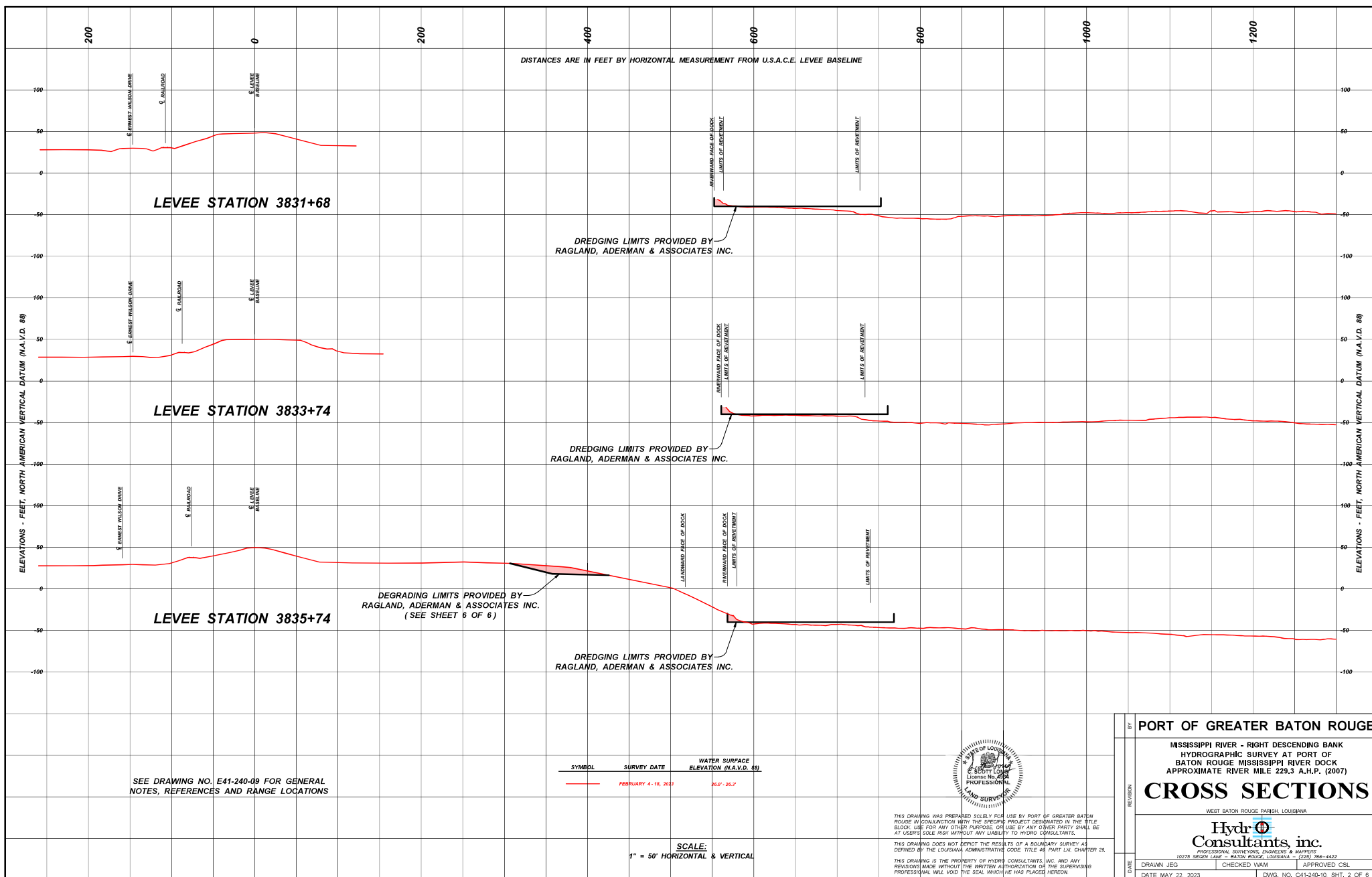
SCALE:
1" = 50' HORIZONTAL & VERTICAL

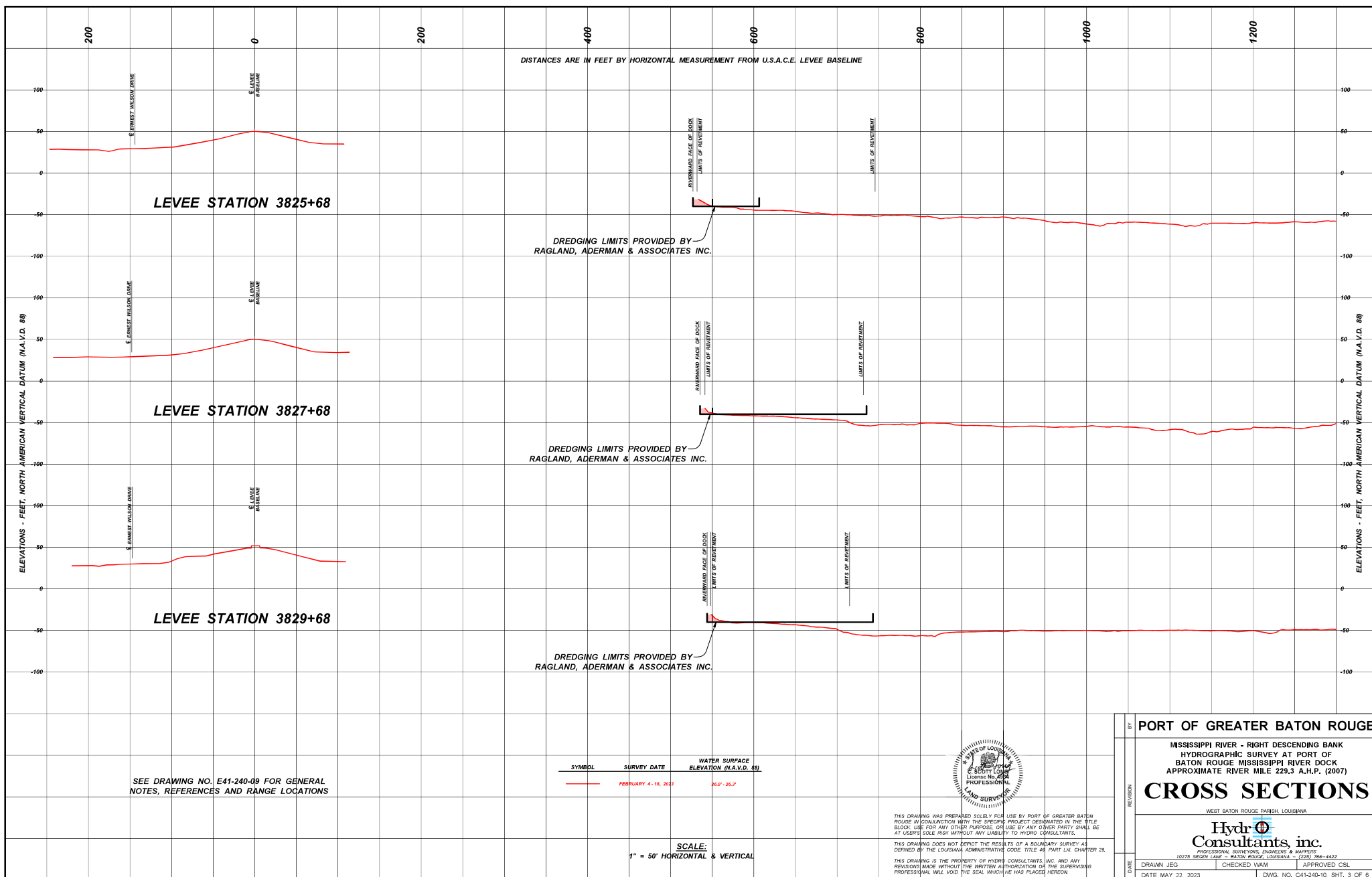


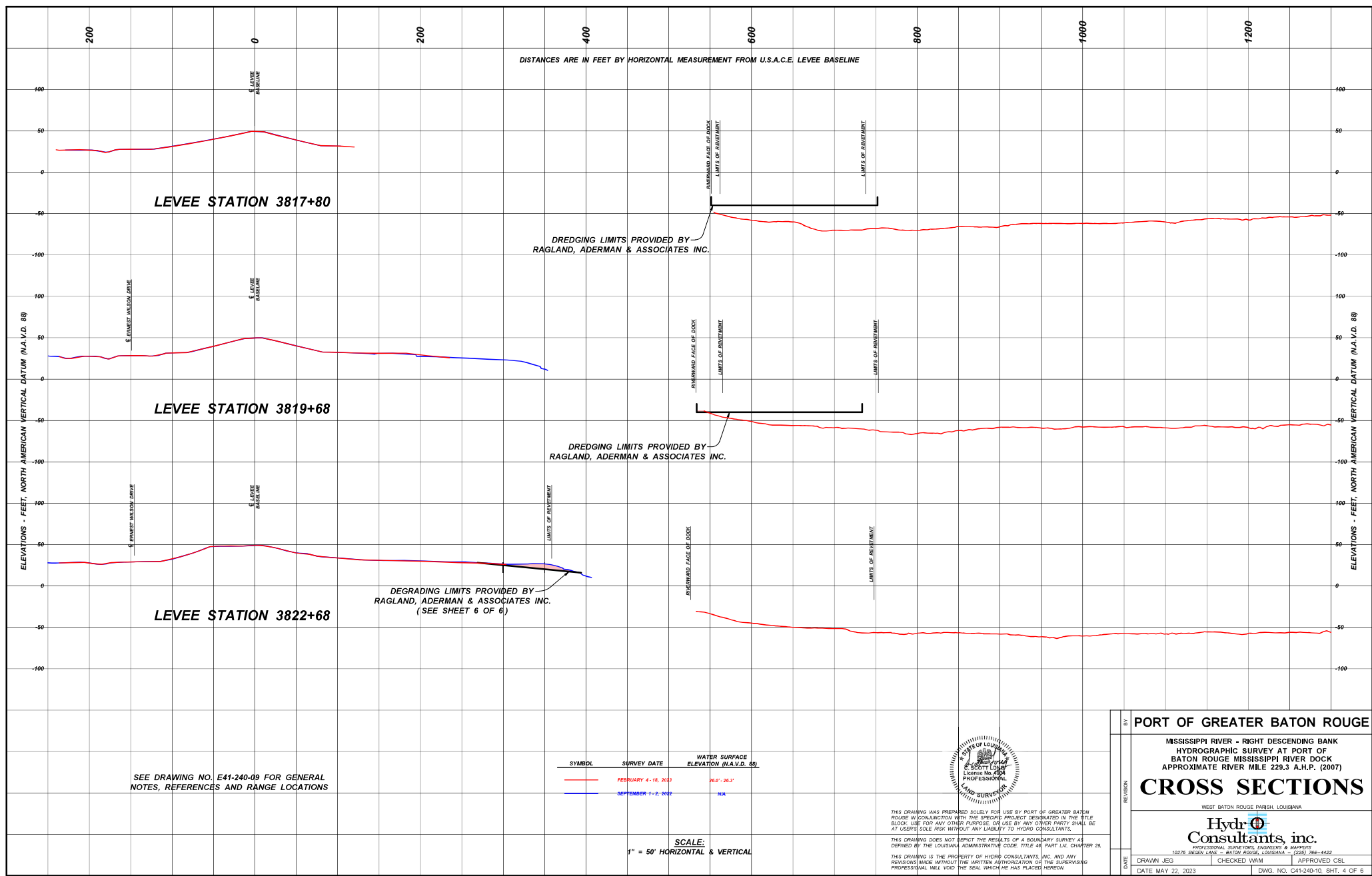
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BY	PORT OF GREATER BATON ROUGE		
REVISION	MISSISSIPPI RIVER - RIGHT DESCENDING BANK HYDROGRAPHIC SURVEY AT PORT OF BATON ROUGE MISSISSIPPI RIVER DOCK APPROXIMATE RIVER MILE 229.3 A.H.P. (2007)		
	CROSS SECTIONS		
	WEST BATON ROUGE PARISH, LOUISIANA		
	Hydr Consultants, inc.		
	PROFESSIONAL SURVEYORS, ENGINEERS & MAPPERS 10275 SECOND LANE - BATON ROUGE, LOUISIANA - (225) 766-4422		
DATE	DRAWN JEG	CHECKED WAM	APPROVED CSL
	DATE MAY 22, 2023 DWG. NO. C41-240-10, SHT. 1 OF 6		







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BY

REVISION

DATE

PORT OF GREATER BATON ROUGE

MISSISSIPPI RIVER - RIGHT DESCENDING BANK

HYDROGRAPHIC SURVEY AT PORT OF BATON ROUGE MISSISSIPPI RIVER DOCK

APPROXIMATE RIVER MILE 229.3 A.H.P. (2007)

CROSS SECTIONS

WEST BATON ROUGE PARISH, LOUISIANA

Hydro Consultants, inc.

PROFESSIONAL SURVEYORS, ENGINEERS & MAPPERS

10275 SECOND LANE - BATON ROUGE, LOUISIANA - (225) 766-4422

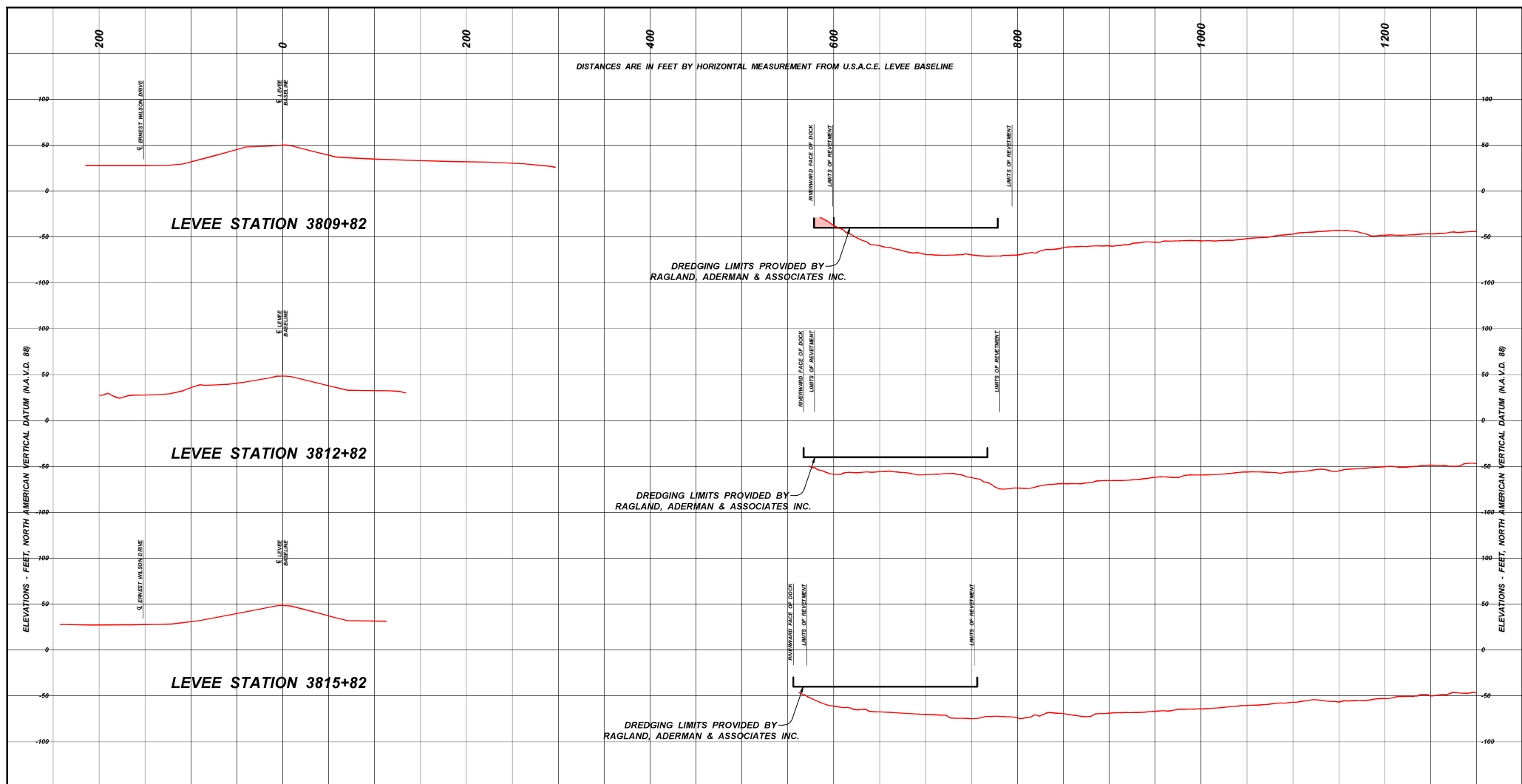
DRAWN JEG

CHECKED WAM

APPROVED CSL

DATE MAY 22, 2023

DWG. NO. C41-240-10, SHT. 4 OF 6



SEE DRAWING NO. E41-240-09 FOR GENERAL NOTES, REFERENCES AND RANGE LOCATIONS

SYMBOL	SURVEY DATE	WATER SURFACE ELEVATION (N.A.V.D. 88)
—	FEBRUARY 4-16, 2023	REL. 26.7'

SCALE:
1" = 50' HORIZONTAL & VERTICAL



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BY	PORT OF GREATER BATON ROUGE		
	MISSISSIPPI RIVER - RIGHT DESCENDING BANK HYDROGRAPHIC SURVEY AT PORT OF BATON ROUGE MISSISSIPPI RIVER DOCK APPROXIMATE RIVER MILE 229.3 A.H.P. (2007)		
REVISION	CROSS SECTIONS		
	WEST BATON ROUGE PARISH, LOUISIANA		
DATE	 Hydro Consultants, Inc. PROFESSIONAL SURVEYORS, ENGINEERS & MAPPERS 10275 SECOND LANE - BATON ROUGE, LOUISIANA - (225) 766-4422		
	DRAWN JEG	CHECKED WAM	APPROVED CSL
	DATE MAY 22, 2023	DWG. NO. C41-240-10, SHT. 5 OF 6	

