



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

August 29, 2022

Regulatory Division
Western Evaluation Branch

Project Manager:
Carrie Schott
(504) 862-1153
Carrie.G.Schott@usace.army.mil

Application #: MVN-1998-04066-WS

PUBLIC NOTICE

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), and/or [X] Section 14 of the Rivers and Harbors Act of 1899 (33 U.S.C. Section 408).

MERMENTAU RIVER HARBOR AND TERMINAL IMPROVEMENTS IN ACADIA PARISH

NAME OF APPLICANT: Mermentau River Harbor and Terminal District, c/o: Blue Ox Enterprises, LLC, attn.: Mr. Gregg Hamilton, P.O. Box 1305, Crowley, Louisiana 70527.

LOCATION OF WORK: Located on the Mermentau River Harbor and Terminal municipal slip and docking facility, approximately 1.25 miles northerly of the Town of Mermentau, in Acadia Parish Louisiana, (lat. 30.209086, long. -92.576967), as shown within the attached drawings. (Hydrologic Unit Code 080802010307, Mermentau Watershed).

CHARACTER OF WORK: The proposed project is to deepen and widen the existing slip to accommodate barges for temporary storage and staging. The proposed work will be accomplished by prop washing and bucket dredging to re-establish the original depth and width of the municipal slip and docking facility. The purpose of the project is to provide a safe temporary storage of barges and minimize future risk to existing infrastructure. The project as proposed would permanently impact approximately 2.42 acres of waterbottoms and discharge 0.14 acre of fill material into Section 10 waters. It is not anticipated that there will be any permanent or temporary impacts to wetlands as spoils will be placed in uplands areas on the parcel.

The comment period on the requested Department of the Army Permit will close **20 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 request, 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 can be preferably emailed to the Corps of Engineer's project manager listed above or forwarded to the Corps of Engineers at the address above, ATTENTION: REGULATORY DIVISION, RGW, Mrs. Carrie Schott. Individuals or parties may also request an extension of time in which to comment on the proposed work by mail or preferably by emailing the specified project manager listed above. Any request for an extension of time to comment must be specific and substantively supportive of the requested extension and received by this office prior to the end of the initial comment period. The Branch Chief will review the request and the requester will be promptly notified of the decision to grant or deny the request. If granted, the time extension will be continuous and inclusive of the initial comment period and will not exceed a total of 30 calendar days. 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.

This request will also be reviewed by the USACE Operations Division pursuant to Section 408 and USACE Engineering Circular (EC) 1165-2-220, which provides policy and procedural guidance for processing requests that may alter or impact a USACE civil works project.

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 presently unaware of properties listed on the National Register of Historic Places at or near the proposed work but is pending further review in accordance with the National Historic Preservation Act. The possibility exists

that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, historical sites, or data. As deemed necessary, copies of this public notice will be sent to the State Archeologist, State Historic Preservation Officer, and federally listed tribes regarding potential impacts to cultural resources.

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. Based on the Information Planning and Consultation (IPaC) tool for Endangered Species in Louisiana, as signed on January 27, 2020, between the U.S. Army Corps of Engineers, New Orleans and the U.S. Fish and Wildlife Service, it has been determined that the project would have no effect to any listed species.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal may result in the destruction, alteration, and/or disturbance 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.

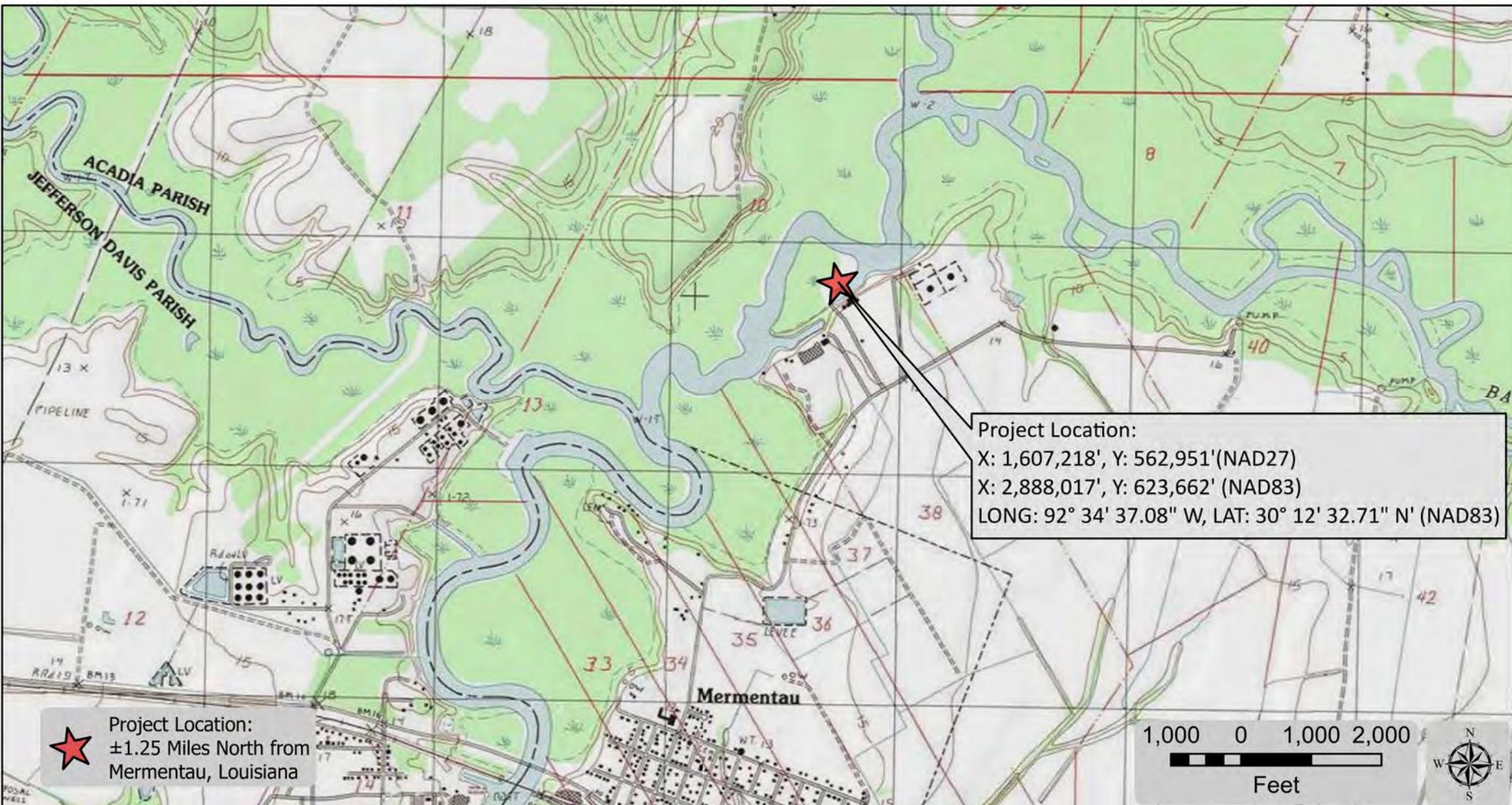
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. ***Also, a certification that the proposed activity will not violate applicable water quality standards will be required from the LA Department of Environmental Quality before a Department of the Army 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.

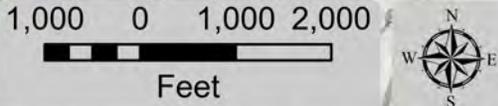
Darrell S. Barbara
Chief, Western Evaluation Branch
Regulatory Division

Enclosures



Project Location:
 X: 1,607,218', Y: 562,951' (NAD27)
 X: 2,888,017', Y: 623,662' (NAD83)
 LONG: 92° 34' 37.08" W, LAT: 30° 12' 32.71" N' (NAD83)

★ Project Location:
 ±1.25 Miles North from
 Mermentau, Louisiana



Mermentau River Harbor and Terminal District

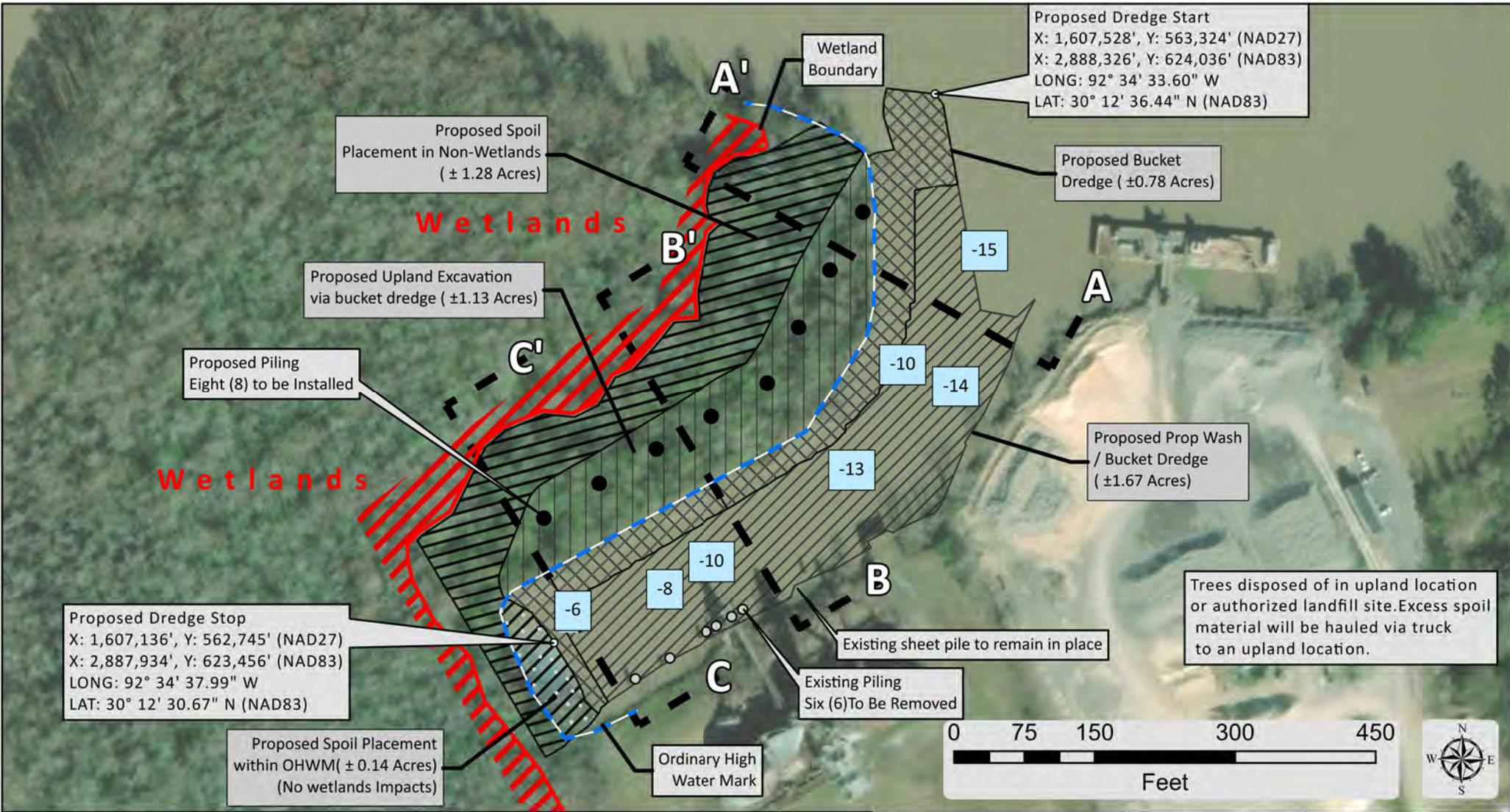
Mermentau River Slip Improvements
SEC 10, 38 T10S-02W
 Acadia Parish, Louisiana

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	Date:	07/10/2022
	Job #	21077
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Proposed Dredge Start
 X: 1,607,528', Y: 563,324' (NAD27)
 X: 2,888,326', Y: 624,036' (NAD83)
 LONG: 92° 34' 33.60" W
 LAT: 30° 12' 36.44" N (NAD83)

Proposed Spoil Placement in Non-Wetlands
 (± 1.28 Acres)

Proposed Bucket Dredge (±0.78 Acres)

Proposed Upland Excavation via bucket dredge (±1.13 Acres)

Proposed Piling Eight (8) to be Installed

Proposed Prop Wash / Bucket Dredge (±1.67 Acres)

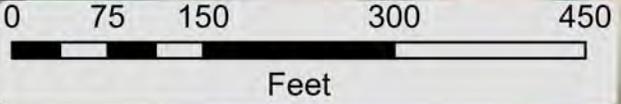
Proposed Dredge Stop
 X: 1,607,136', Y: 562,745' (NAD27)
 X: 2,887,934', Y: 623,456' (NAD83)
 LONG: 92° 34' 37.99" W
 LAT: 30° 12' 30.67" N (NAD83)

Trees disposed of in upland location or authorized landfill site. Excess spoil material will be hauled via truck to an upland location.

Proposed Spoil Placement within OHWM (± 0.14 Acres)
 (No wetlands Impacts)

Existing sheet pile to remain in place

Existing Piling Six (6) To Be Removed



- Ordinary High Water Mark
- Wetland Boundary
- Wetlands
- Dredge Start/Stop
- Proposed Piling Eight (8) To Be Installed
- Water Depth
- Existing Piling Six (6) To Be Removed

Mermentau River Harbor and Terminal District

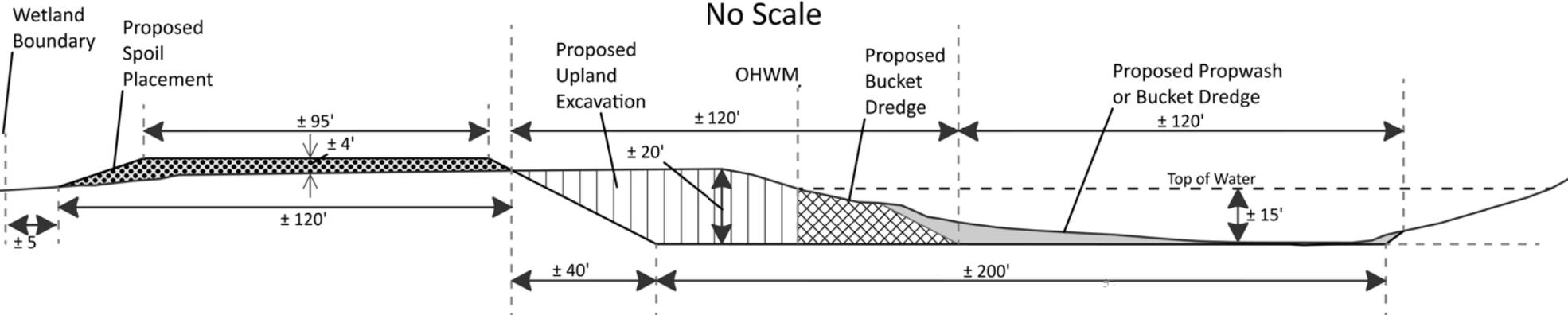
**Mermentau River Slip Improvements
 SEC 10, 38 T10S-02W
 Acadia Parish, Louisiana**

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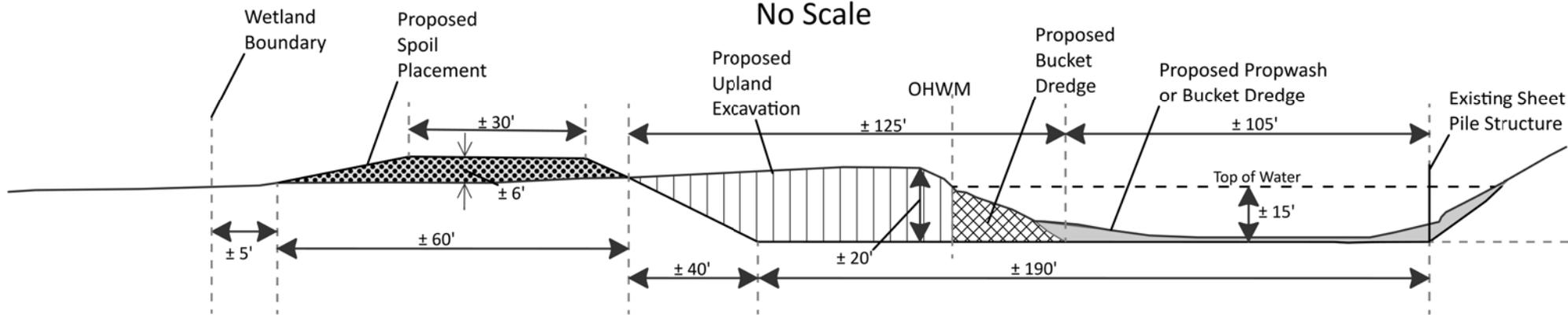
Cross-Section A - A'

No Scale



Cross-Section B - B'

No Scale



Mermentau River Harbor and Terminal District

Mermentau River Slip Improvements

SEC 10, 38 T105-02W

Acadia Parish, Louisiana

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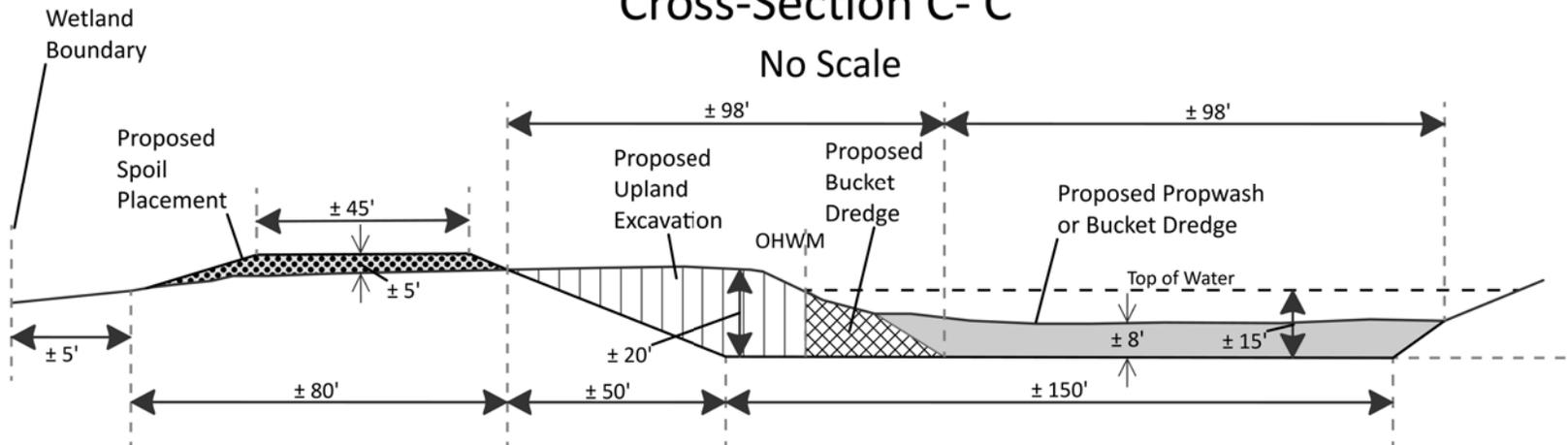
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Cross-Section C- C'

No Scale



Impact Summary Table

Impact Summary Table	
Excavation	
Proposed Prop Wash/ Bucket Dredge	
± 1.67	Acres
± 13,022.29	Cubic Yards
Proposed Bucket Dredge within OHWM	
± 0.78	Acres
± 22,231.73	Cubic Yards
Proposed Upland Excavation	
± 1.13	Acres
± 32,207.51	Cubic Yards

Fill	
Spoil Placement in Non-Wetlands	
± 1.28	Acres
± 67,461.53	Cubic Yards
Spoil Placement within OHWM	
± 0.14	Acres
± 1,355.20	Cubic Yards

Mermentau River Harbor and Terminal District

Mermentau River Slip Improvements SEC 10, 38 T10S-02W

Acadia Parish, Louisiana

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