

# PUBLIC NOTICE

November 22, 2021

United States Army  
Corps of Engineers  
New Orleans District  
Attn: Regulatory Division, RGW  
7400 Leake Ave.  
New Orleans, Louisiana 70118-3651

Project Manager:

Sara Fortuna

(504) 862-2284

[sara.b.fortuna@usace.army.mil](mailto:sara.b.fortuna@usace.army.mil)

Application #: MVN-2004-03172 WKK

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: [  ] Section 10 of the Rivers and Harbors Act of March 3, 1899 (30 Stat. 1151; 33 USC 403); and/or [  ] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344).

## MARINA FACILITY IN CALCASIEU PARISH

**NAME OF APPLICANT:** David Shamia, c/o: Cypress Engineering and Development Group, L.L.C., 4310 Ryan Street, Suite 122, Lake Charles, Louisiana 70605.

**LOCATION OF WORK:** Located in Calcasieu Parish, Contraband Bayou, Royal Marina, located off Giovanni Street, in the community of Lake Charles, Louisiana, (Latitude North: 30.204583° N, Longitude West: -93.239028° W), as shown within the attached drawings. (Hydrologic Unit Code 08080206, Calcasieu Basin).

**CHARACTER OF WORK:** Within a 444-foot wide by 800-foot long area, work consists of excavating approximately 43,000 cubic yards of earthen fill material to construct approximately 209 9-foot wide by 18-foot long boat slips, seven 26-foot wide by 40-foot long cabins, a 45-foot wide by 135-foot long restaurant, a 60-foot wide by 85-foot long residence, a 50-foot wide by 30-foot long boat launch, and 4,000 feet of bulkhead. Within a 200-foot wide by 244-foot long area, work consists of placing approximately 1,600 cubic yards of hauled-in fill material to construct a 76 9-foot wide by 18-foot long parking spaces and placing approximately 296 cubic yards of asphalt to install a 24-foot wide by 2,000-foot long access road. Out of the 11.1 acre site, the proposed project would permanently impact approximately 5.25 acres of forested wetlands and 2.09 acres of non-wetlands and temporarily impact approximately 3.76 acres of non-wetland waters. The purpose of the marina and boat storage facility is to increase recreational activities within the local community. All excess excavated fill material would be hauled off to a non-wetland area. On January 8, 2019, the permit for Royal Marina was issued for the construction of a marina bay, townhomes, parking area, and boat docks along Contraband Bayou. Approximately 5.25 acres of forested wetlands were previously mitigated for under this permit. No work was done under the original permit.

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 emailed to the Corps of Engineers project manager listed above, or forwarded to the Corps of Engineers at the address above, **ATTENTION: REGULATORY DIVISION, RGW, Sara Fortuna**. Individuals or parties may also request an extension of time in which to comment on the proposed work by mail or 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 Section Chief will review the request and the requestor 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.

### **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 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. As 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 is located in waters known to be utilized by the West Indian Manatee (*Trichechus manatus*) and determined that the activity is not likely to adversely affect this species. If this permit is issued, the permittee will be required to follow special conditions.

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 **3.76 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, 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.

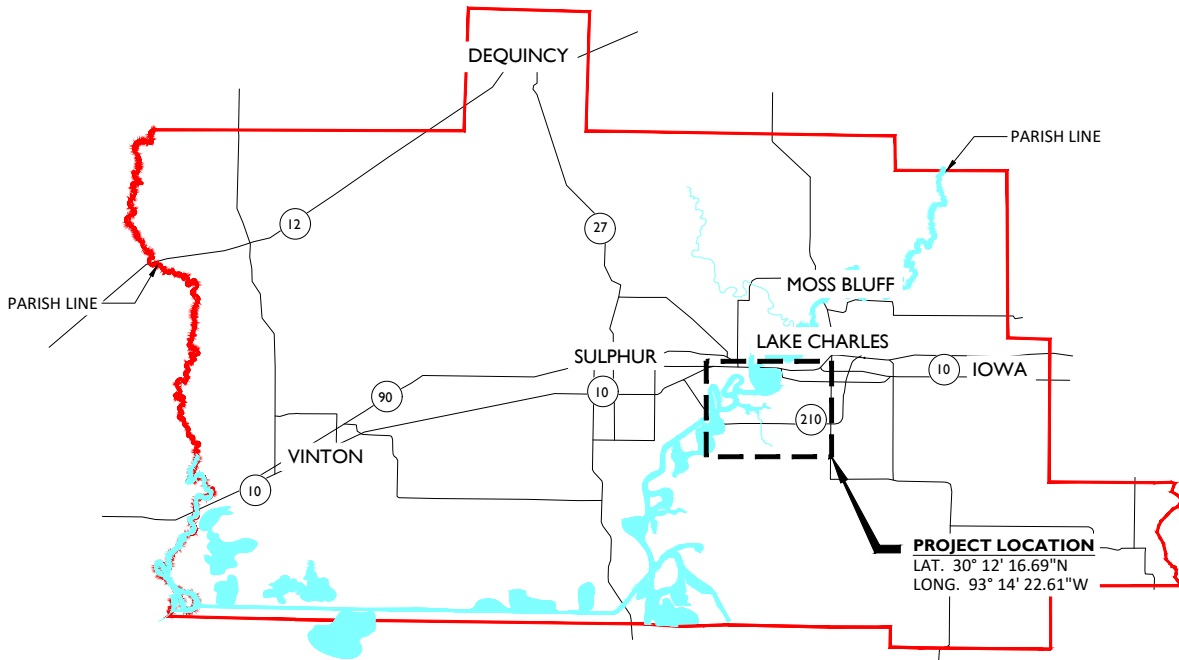
Darrell S. Barbara  
Chief, Western Evaluation Branch  
Regulatory Division

Enclosures

NOTE: THESE DRAWINGS ARE TO BE USED EXCLUSIVELY FOR ACQUISITION OF REGULATORY PERMITS.

REVISED:

# CALCASIEU PARISH, LOUISIANA T10S-R9W, SEC 12



THE CYPRESS GROUP  
4310 RYAN ST. STE 122  
LAKE CHARLES, LA  
OFFICE - 337.504.7755  
FAX - 337.504.7744

**ROYAL MARINA LLC**  
**CONTRABAND BAYOU BOAT SLIPS**  
LAKE CHARLES, LOUISIANA

VICINITY MAP

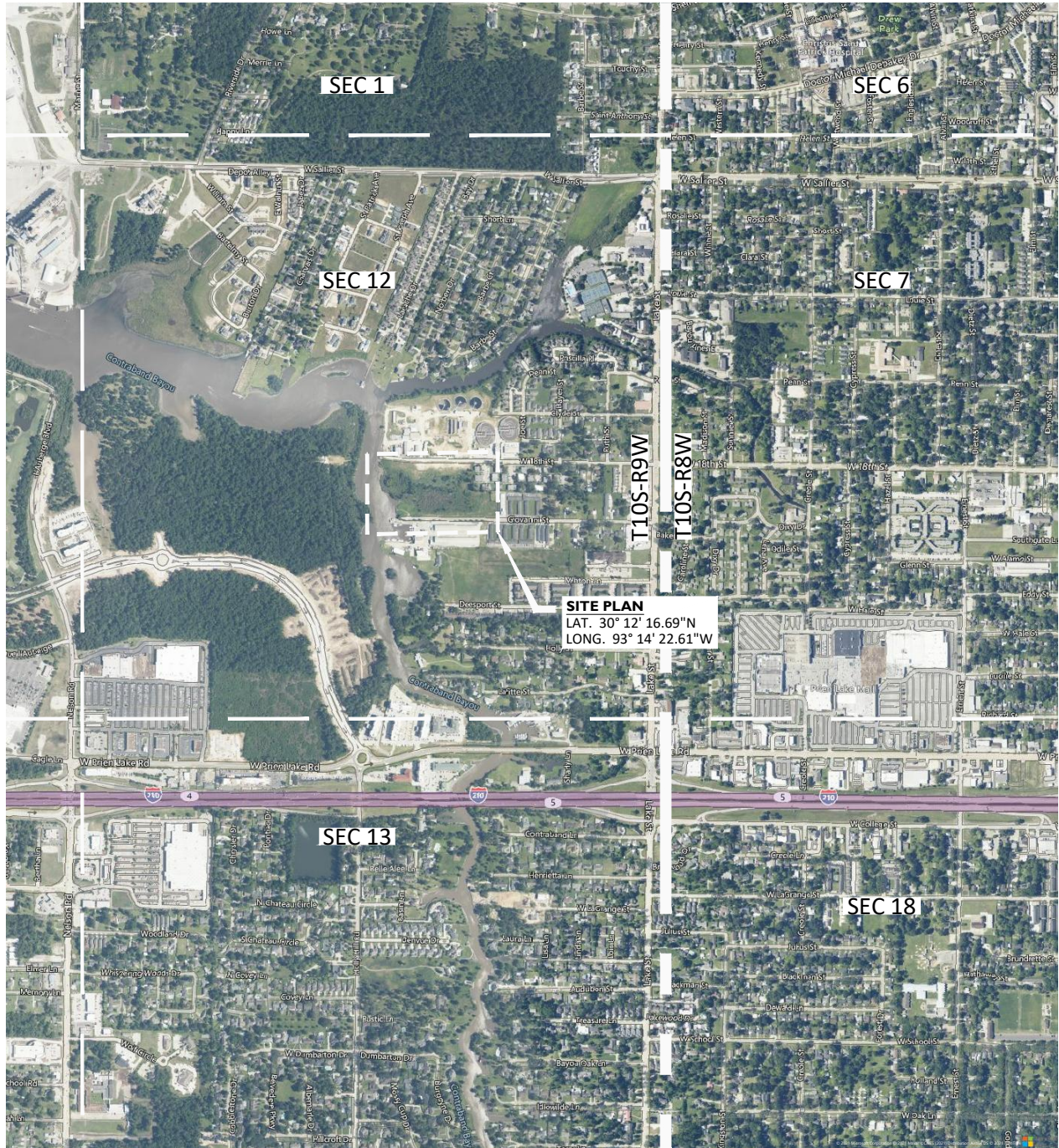
C.G.S.  
5/5/2021  
1" = 5,000'

**1**

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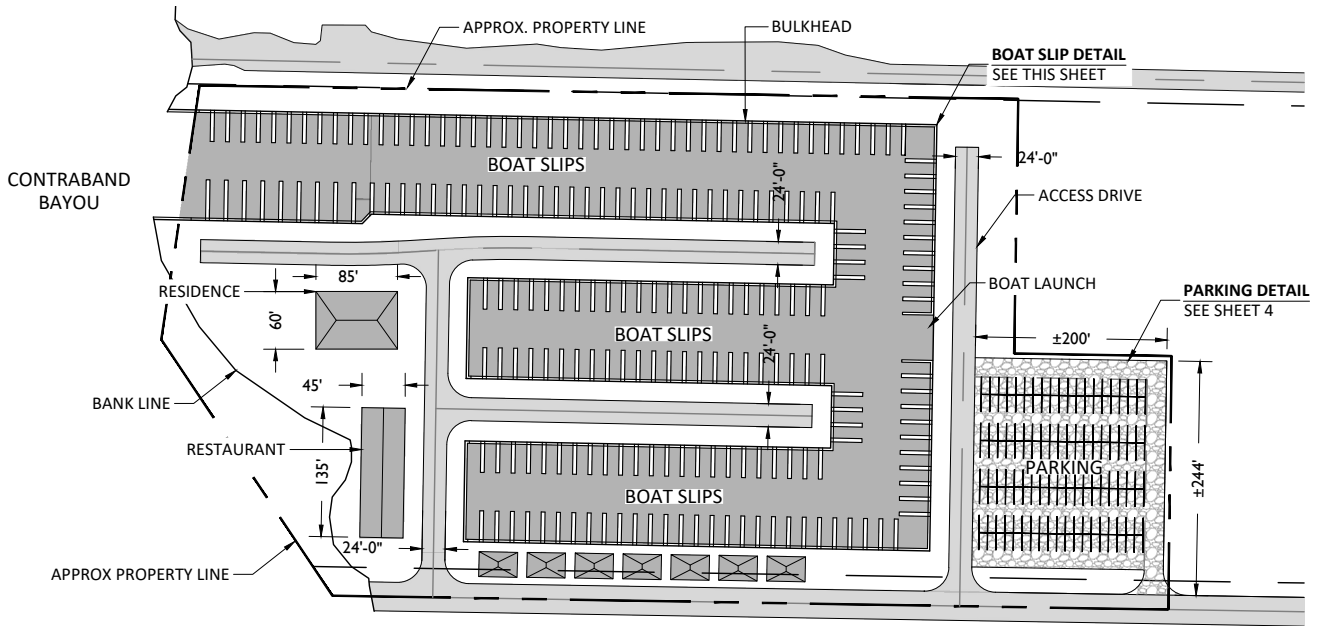
PROJECT LOCATION

C.G.S.	2
5/5/2021	
N.T.S.	

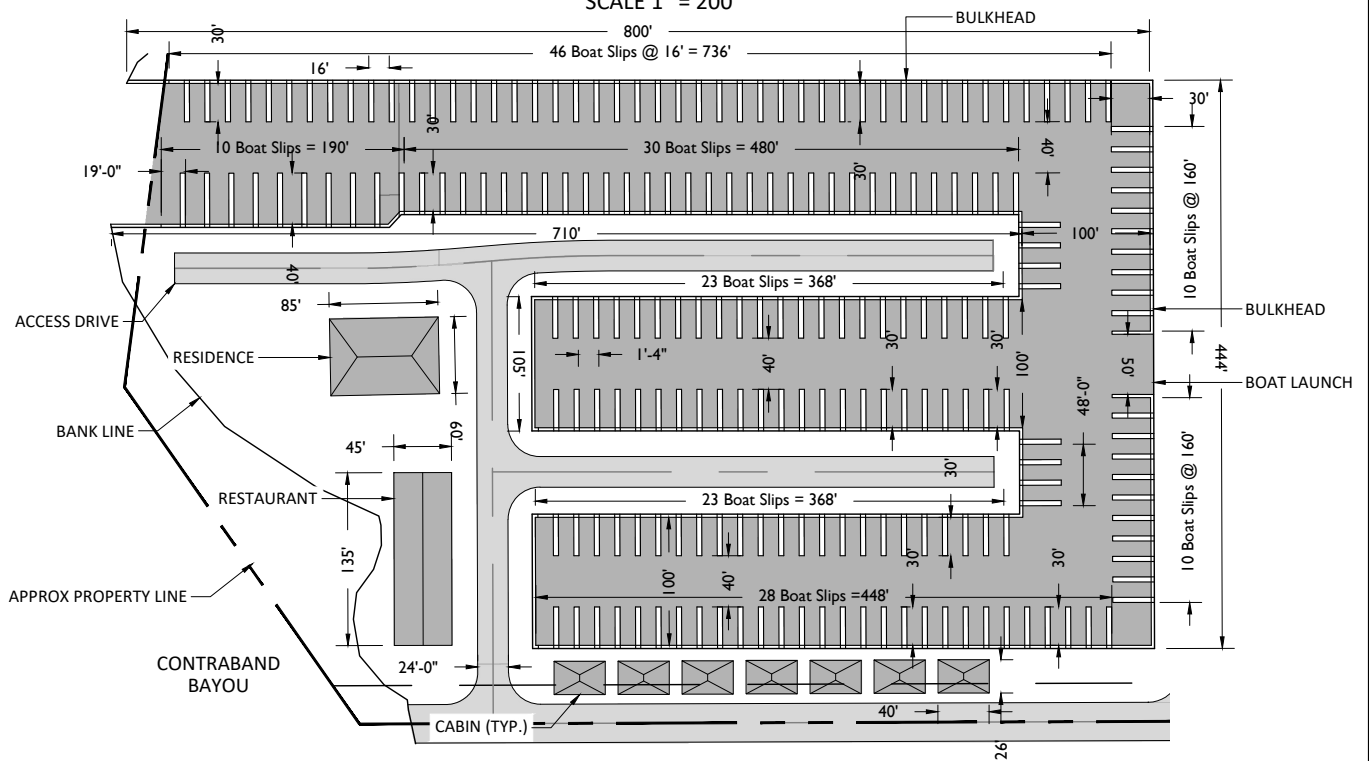
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**SITE PLAN**  
SCALE 1" = 200'



**BOAT SLIP DETAIL**  
SCALE 1" = 150'



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SITE PLAN AND  
BOAT SLIP DETAIL

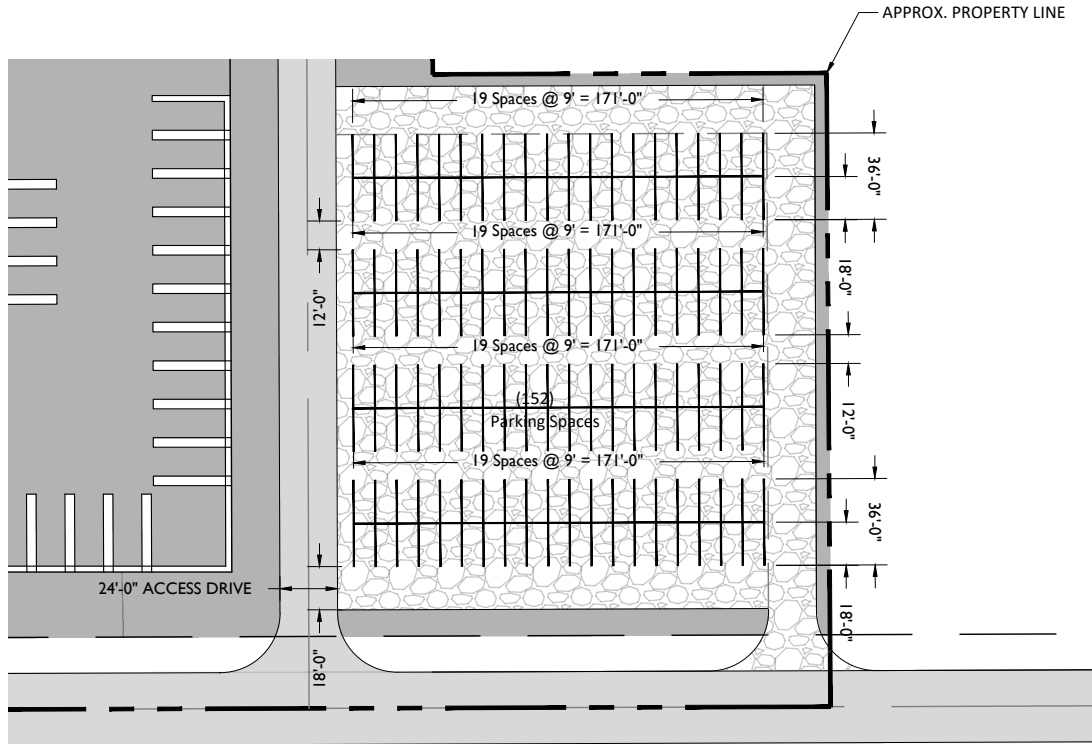
C.G.S.  
5/5/2021  
AS NOTED

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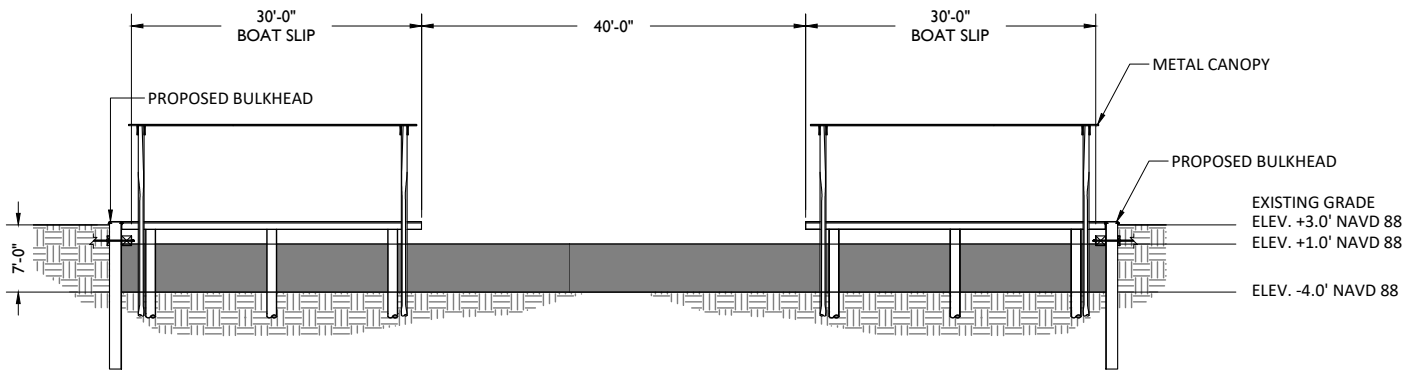
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**PARKING DETAIL**  
SCALE 1" = 80'



**TYPICAL BOAT SLIP CROSS SECTION**  
SCALE 1" = 20'



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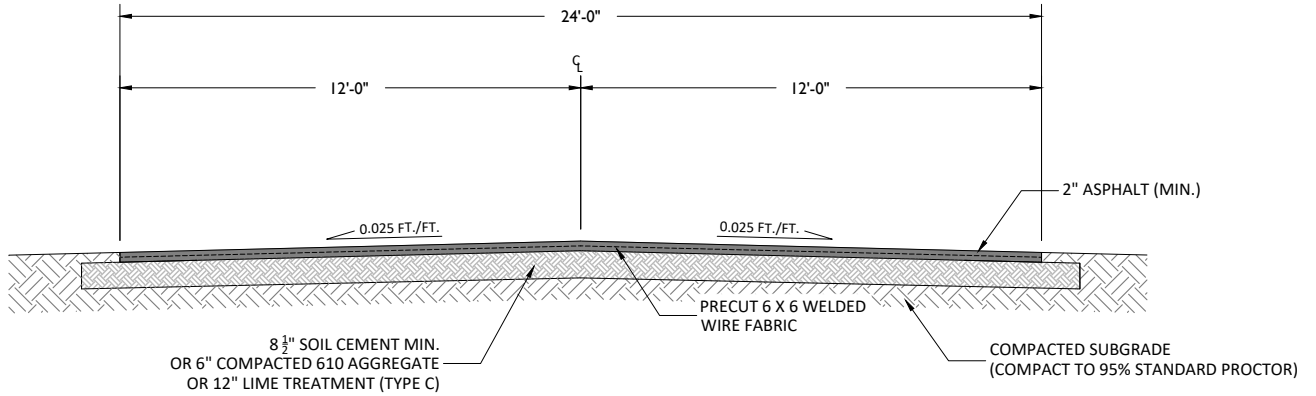
**PARKING DETAIL AND  
TYPICAL BOAT SLIP  
CROSS SECTION**

C.G.S.	<b>4</b>
5/5/2021	
AS NOTED	

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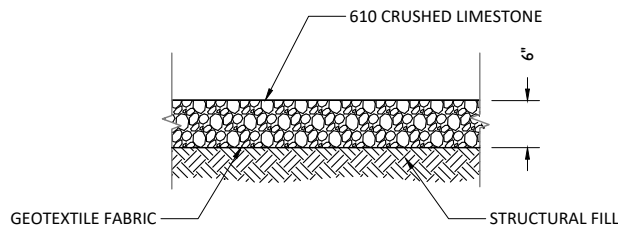
REVISED: 10.22.2021 CROSS SECTIONS

**CALCASIEU PARISH, LOUISIANA  
T10S-R9W, SEC 12**



**TYPICAL ACCESS ROAD CROSS SECTION**

SCALE 1" = 5'



**TYPICAL AGGREGATE PARKING CROSS SECTION**

SCALE: N.T.S.



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**TYPICAL CROSS  
SECTIONS**

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5/5/2021  
AS NOTED

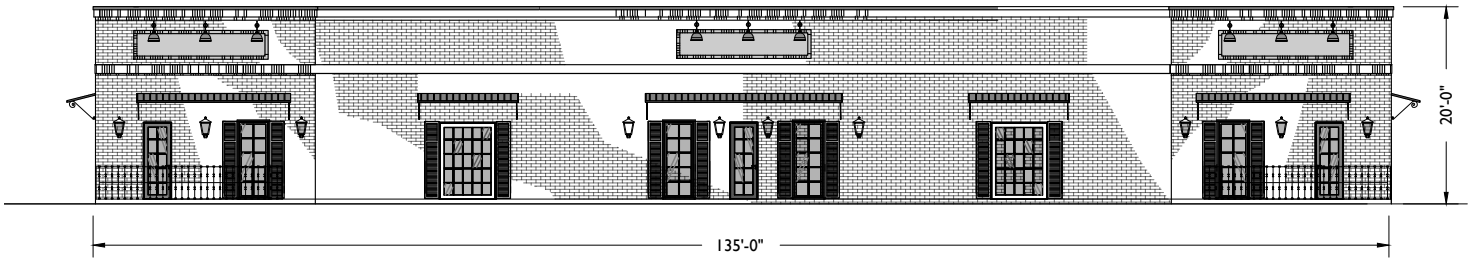
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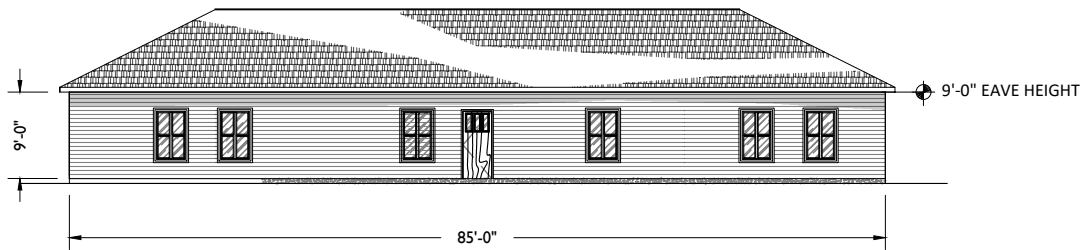
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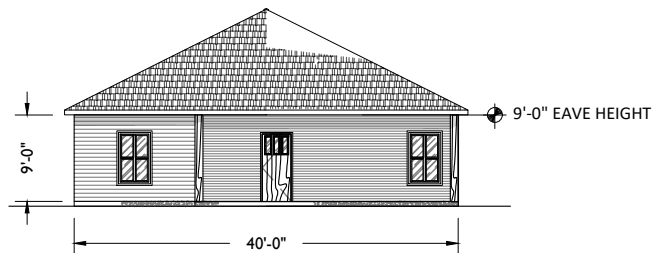
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**RESTAURANT ELEVATION**  
SCALE: N.T.S.



**RESIDENCE ELEVATION**  
SCALE: N.T.S.



**TYPICAL CABIN ELEVATION**  
SCALE: N.T.S.



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**ELEVATION  
VIEWS**

C.G.S.  
5/5/2021  
AS NOTED

**5**

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REVISED:

## CALCASIEU PARISH, LOUISIANA

### GENERAL NOTES:

1. THIS PROJECT INCLUDES THE EXCAVATION OF APPROXIMATELY 43,000 CUBIC YARDS OF MATERIAL TO CONSTRUCT 209 BOAT SLIPS AND (ONE) 1 BOAT LAUNCH, ALONG WITH APPROXIMATELY 4,000 LINEAR FEET OF BULKHEAD.
2. THIS PROJECT INCLUDES THE CONSTRUCTION OF APPROXIMATELY 2,000 LINEAR FEET OF 296 CUBIC YARDS OF ASPHALTIC ACCESS ROAD AND THE INSTALLATION OF APPROXIMATELY 1600 CUBIC YARDS OF AGGREGATE FOR A (1) ONE ACRE AGGREGATE PARKING SITE.
3. THE PROJECT ALSO INCLUDES THE CONSTRUCTION OF (1) ONE 5,000 SQUARE FOOT RESIDENCE, (1) ONE 6,000 SQUARE FOOT RESTAURANT AND (7) SEVEN 1,000 SQUARE FOOT CABINS.
4. 19,842 CUBIC YARDS OF EXCAVATED MATERIAL SHALL REMAIN ON SITE FOR GENERAL FILL. ALL EXCESS EXCAVATED MATERIAL SHALL BE HAULED OFF SITE AND PLACED IN AN UPLAND AREA.
5. IN ORDER TO INSURE THE SAFETY OF ALL PARTIES INVOLVED, THE PERMITTEE OR ITS AGENTS WILL CONTACT THE LOUISIANA DOTTIE SYSTEM (1-800-272-3020) A MINIMUM OF TWO (2) DAYS PRIOR TO THE COMMENCEMENT OF ANY ACTIVITY.



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### NOTES

C.G.S.

5/5/2021

N.T.S.

**6**