



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

February 12, 2024

Regulatory Division  
Central Evaluation Branch

Project Manager  
Jeremy Rodriguez  
(504) 862-1577  
Jeremy.D.Rodriguez@usace.army.mil  
Application Number: MVN-2006-03212-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), [ ] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344).

### **PERMIT MODIFICATION FOR THE ADDITION OF A BARGE FLEET AND SPUD BARGE ON THE MISSISSIPPI RIVER RDB AT RIVER MILE 200.5 IN IBERVILLE PARISH**

**NAME OF APPLICANT:** LMP Truck & Dirt Services, LLC., c/o John Maurin of Lanier & Associates Consulting Engineers, Inc., 4101 Magazine Street, New Orleans, LA 70115.

**LOCATION OF WORK:** On the Mississippi River at RM 200.5, right descending bank in Plaquemine, Louisiana, in Iberville Parish, within the Mississippi River Basin in hydrologic unit (HUC 08070100), as shown on the attached drawings (Latitude 30.250736 N, Longitude -91.117736 W).

**CHARACTER OF WORK:** The project site exists as a river silt extraction facility previously authorized as MVN-2006-03213-CX on 8 December 2006 and extended for continuous operation as MVN-2006-03213-CL on 14 August 2012 and MVN-2006-03213-CG on 21 June 2018. The applicant has requested Department of the Army authorization to modify the previous permit to include an expansion of capability for aggregate unloading by installing and maintaining a spudded barge and barge fleet. The applicant states that the barge fleet will be secured at the site using existing deadman anchors. The proposed expansion would impact approximately 4.22 acres of traditionally navigable waters in order to unload and transport approx. 185,000 cubic yards of aggregate material per year. It is anticipated that the proposed action would have minimal impact on adjacent wetlands.

**MITIGATION:** The applicant proposes to avoid additional direct impacts and minimize secondary impacts to the maximum extent practicable. Any further reduction would limit usage of the property and therefore function, deeming the project impracticable.

The proposed activity does not affect wetland resources; therefore, no mitigation is required.

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, Jeremy Rodriguez**. 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 only the St. Gabriel Roman Catholic Church was identified as located across the river from 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 West Indian Manatee (*Trichechus manatus*) and the Pallid Sturgeon (*Scaphirhynchus albus*); however, the proposed work has been determined not likely to adversely affect these 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 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.

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.

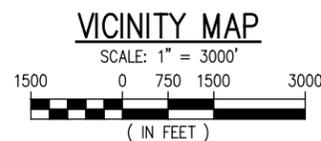
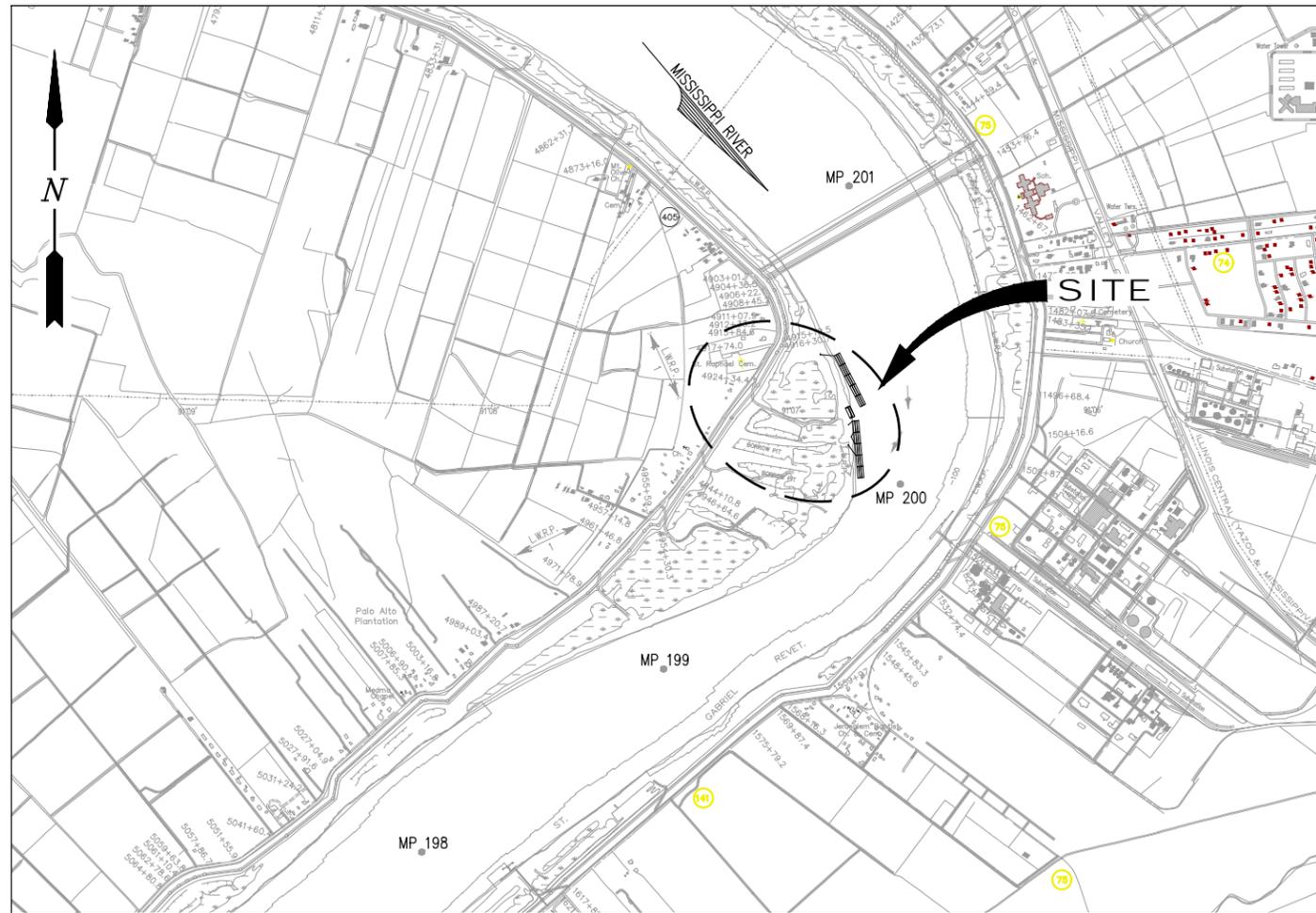
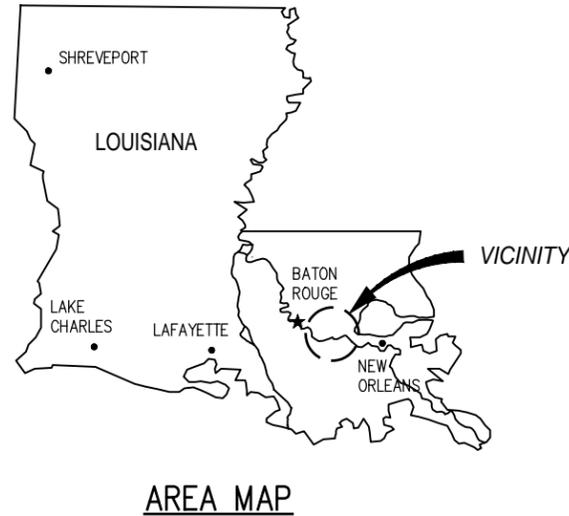
John M. Herman  
Chief, Central Evaluation Branch  
Regulatory Division

Enclosures

# LMP TRUCK AND DIRT SERVICES, LLC

## PLAQUEMINE, LOUISIANA

### PROPOSED AGGREGATE OPERATION



IBERVILLE PARISH  
LAT. 30° 15' 00" N  
LONG. 91° 06' 50" W

**NOTES**

1. NO IMPACTS TO RARE, THREATENED OR ENDANGERED SPECIES OR CRITICAL HABITATS ARE ANTICIPATED FROM THE PROPOSED PROJECT. NO STATE OR FEDERAL PARKS, WILDLIFE REFUGES, WILDLIFE MANAGEMENT AREAS OR SCENIC RIVERS ARE KNOWN AT THE SPECIFIED SITE OR WITHIN ¼ MILE OF THE PROPOSED PROJECT. THE WILDLIFE DIVERSITY PROGRAM (WDP) REPORTS SUMMARIZE THE EXISTING INFORMATION KNOWN AT THE TIME OF THE REQUEST REGARDING THE LOCATION IN QUESTION. WDP REPORTS SHOULD NOT BE CONSIDERED FINAL STATEMENTS ON THE BIOLOGICAL ELEMENTS OR AREAS BEING CONSIDERED, NOR SHOULD THEY BE SUBSTITUTED FOR ON-SITE SURVEYS REQUIRED FOR ENVIRONMENTAL ASSESSMENTS. IF AT ANY TIME WPD TRACKED SPECIES ARE ENCOUNTERED WITHIN THE PROJECT AREA, PLEASE CONTACT OUR BIOLOGIST AT 225-763-3554.
2. AS-BUILT DRAWINGS AND/OR PLATS SHALL HAVE WRITTEN ON THEM THE DATE OF COMPLETION OF SAID ACTIVITIES AND SHALL BE SUBMITTED TO THE LOUISIANA DEPARTMENT OF NATURAL RESOURCES, OFFICE OF COASTAL MANAGEMENT, P. O. BOX 44487, BATON ROUGE, LA 70804-4487 WITHIN 30 DAYS FOLLOWING PROJECT COMPLETION.
3. ALL STRUCTURES BUILT UNDER THE AUTHORIZATION AND CONDITIONS OF THIS PERMIT SHALL BE REMOVED FROM THE SITE WITHIN 120 DAYS OF ABANDONMENT OF THE FACILITIES FOR THE HEREIN PERMITTED USE, OR WHEN THESE STRUCTURES FALL INTO A STATE OF DISREPAIR SUCH THAT THEY CAN NO LONGER FUNCTION AS INTENDED. THIS CONDITION DOES NOT PRECLUDE THE NECESSITY FOR REVISING THE CURRENT PERMIT OR OBTAINING A SEPARATE COASTAL USE PERMIT, SHOULD ONE BE REQUIRED, FOR SUCH REMOVAL ACTIVITIES.
4. STRUCTURES MUST ALSO BE MARKED/LIGHTED IN ACCORDANCE WITH U. S. COAST GUARD REGULATIONS.
5. IN ORDER TO ENSURE THE SAFETY OF ALL PARTIES, THE PERMITTEE SHALL CONTACT THE LOUISIANA ONE CALL SYSTEM (1-800-272-3020) A MINIMUM OF 48 HOURS PRIOR TO THE COMMENCEMENT OF ANY EXCAVATION (DIGGING, DREDGING, JETTING, ETC.) OR DEMOLITION ACTIVITY.
6. ALL ELEVATIONS REFER TO NAVD 88 UNLESS NOTED OTHERWISE.

**LANIER & ASSOCIATES**  
CONSULTING ENGINEERS  
INCORPORATED  
LA: EF-1120 TX: F-2981  
NEW ORLEANS • BEAUMONT • CORPUS CHRISTI • HOUSTON

REV	DATE	BY	DESCRIPTION	REV	DATE	BY	DESCRIPTION

STATE OF LOUISIANA  
JOSEPH E. JACQUAT  
License No. 21953  
PROFESSIONAL ENGINEER  
IN  
CIVIL ENGINEERING  
1-FEB-24

JOSEPH E. JACQUAT, P.E.  
LA PE #21953

PRELIMINARY - FOR PERMITTING PURPOSES ONLY, NOT FOR CONSTRUCTION

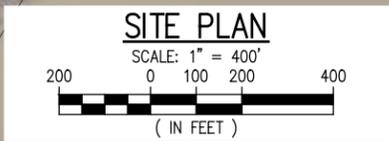
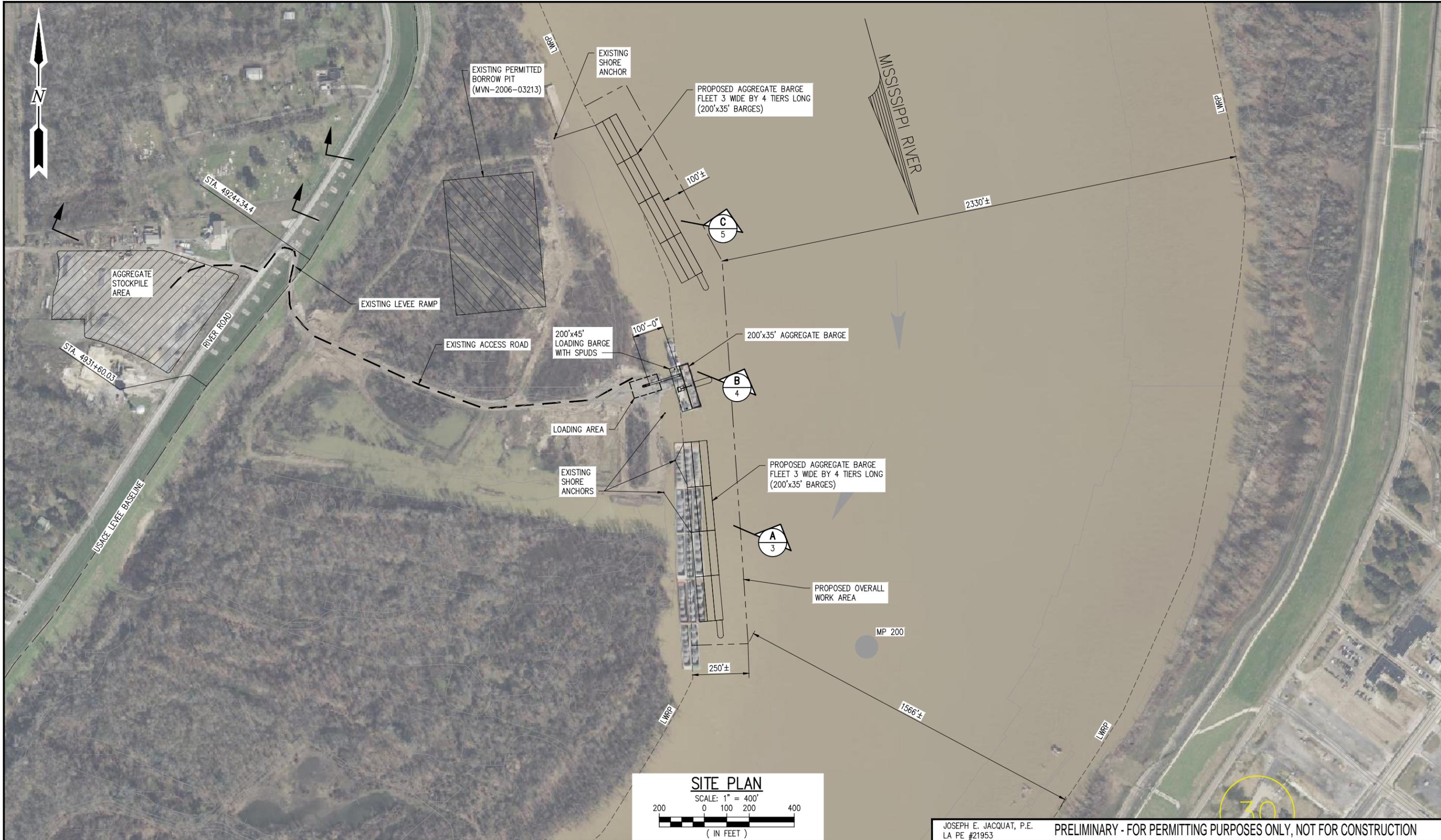
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DESIGN	JDM
DRAWN	ADG
CHECK	JDM
APPR'D	JEJ
JOB NO	12495

LMP TRUCK AND DIRT SERVICES, LLC  
PLAQUEMINE LOUISIANA

PROPOSED PERMIT MODIFICATIONS

VICINITY MAP, AREA MAP, AND NOTES

SHEET NO.  
**1 OF 5**



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 LA PE #21953

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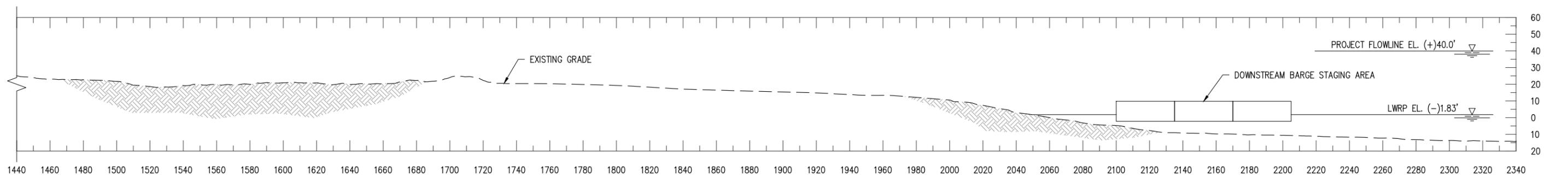
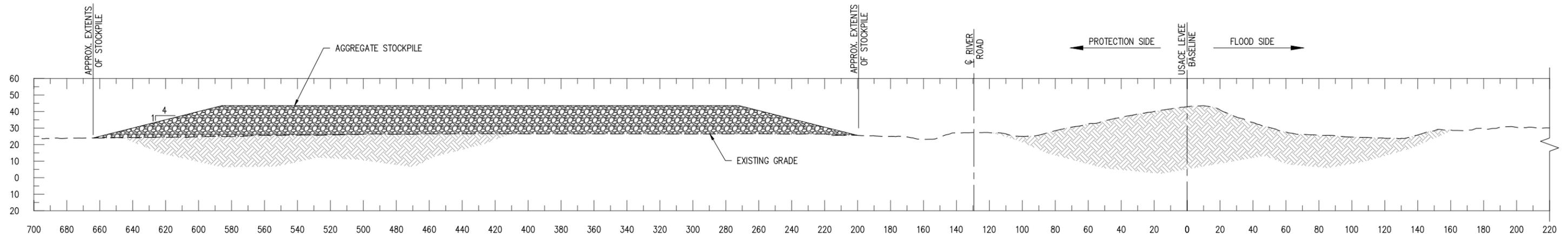
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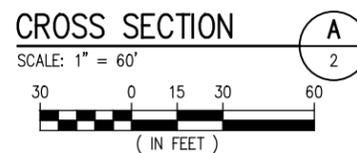
SITE PLAN

SHEET NO.  
**2 OF 5**



NOTES:

1. HYDROGRAPHIC SURVEY PERFORMED BY USACE 2013 HYDROGRAPHIC SURVEY.
2. TOPOGRAPHIC SURVEY PERFORMED BY USACE 2016 LIDAR.
3. HORIZONTAL DATUM REFERENCED TO NSRS 2011 LOUISIANA STATE PLANES, SOUTH ZONE, US FOOT.
4. ALL ELEVATIONS ARE EXPRESSED IN FEET AND TENTHS AND ARE REFERENCED TO NORTH AMERICAN VERTICAL DATUM OF 1988 (NAVD88).



JOSEPH E. JACQUAT, P.E.  
LA PE #21953

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1-FEB-24 *gkj*

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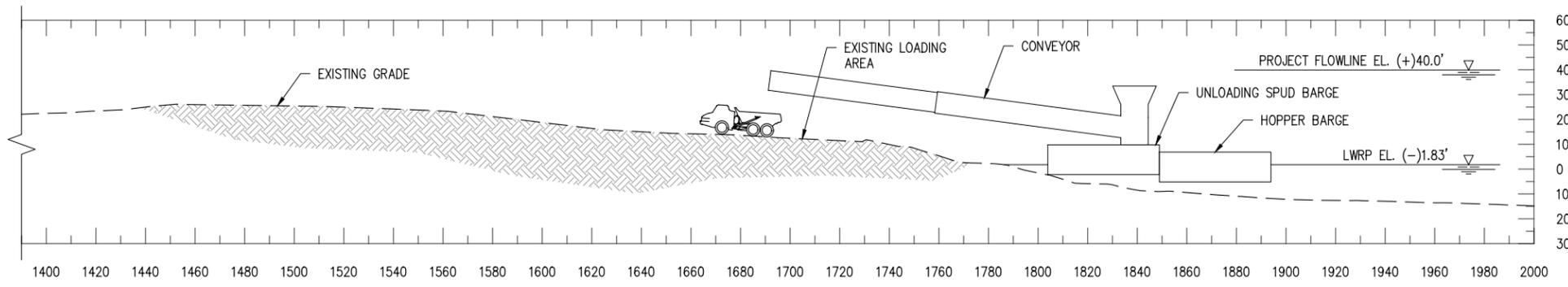
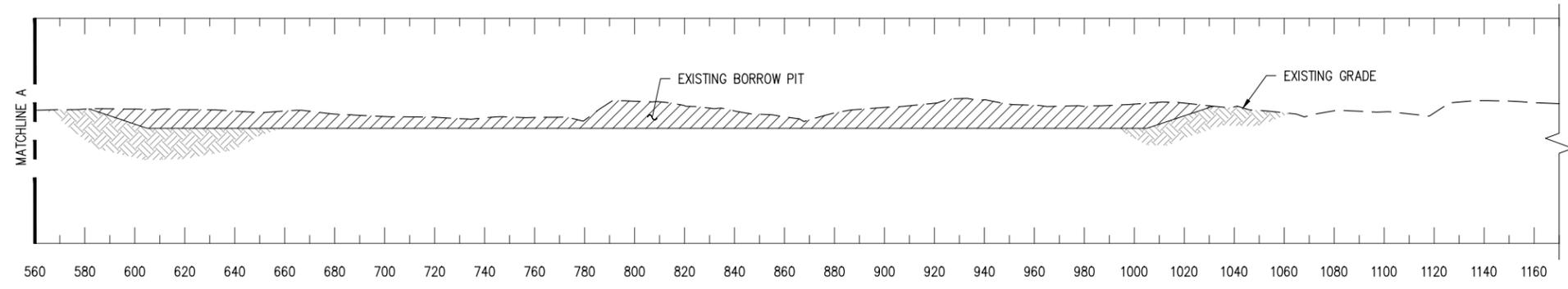
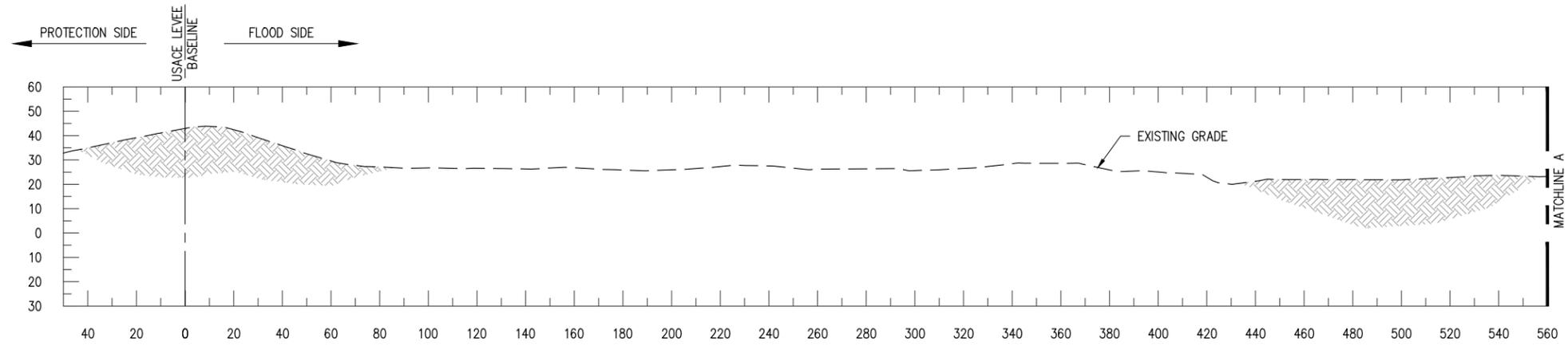
LMP TRUCK AND DIRT SERVICES, LLC  
PLAQUEMINE LOUISIANA

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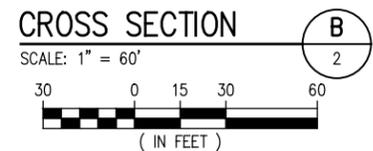
CROSS SECTION A

SHEET NO.

**3 OF 5**



- NOTES:**
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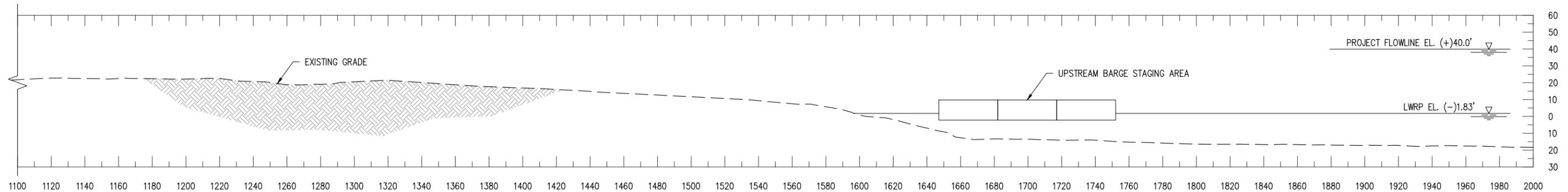
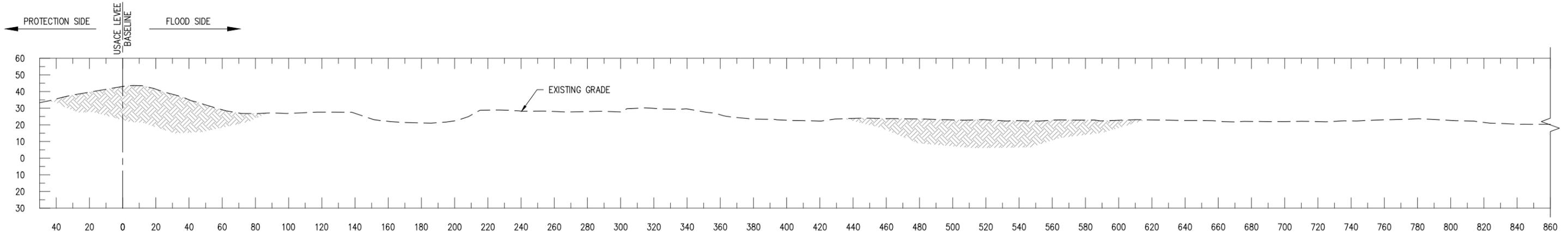
LMP TRUCK AND DIRT SERVICES, LLC  
PLAQUEMINE LOUISIANA

**PROPOSED PERMIT MODIFICATIONS**

**CROSS SECTION B**

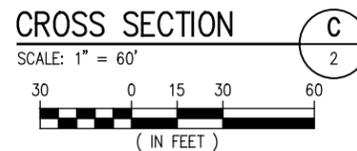
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**4 OF 5**



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**PROPOSED PERMIT MODIFICATIONS**

**CROSS SECTION C**

SHEET NO.

**5 OF 5**