



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

JOINT PUBLIC NOTICE

21 February 2022

United States Army
Corps of Engineers
New Orleans District
Regulatory Division (RGE)
7400 Leake Avenue
New Orleans, Louisiana 70118

State of Louisiana
Department of Environmental Quality
ATTN: Water Quality Certifications
Post Office Box 4313
Baton Rouge, Louisiana 70821-4313

(504) 862-2279
angelle.v.greer@usace.army.mil
Project Manager
Angelle Greer
Permit Application Number
MVN-2009-01517-EG

(225) 219-3225
Project Manager
Elizabeth Hill
WQC Application Number
WQC 220216-01

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: [] Section 10 of the Rivers and Harbors Act of March 3, 1899 (30 Stat. 1151; 33 USC 403); and [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 LRS30:2047 A(3), and provisions of Section 401 of the Clean Water Act (P.L.95-17).

RESIDENTIAL/COMMERCIAL DEVELOPMENT IN TANGIPAOHA PARISH

NAME OF APPLICANT: Dwayne Rovira, c/o Hydrik Wetland Consultants, Attn: Mike Henry, 2323 Hwy. 190 East, Suite 2, Hammond, LA 70401 (mike@hydrik.com)

LOCATION OF WORK: At approximately Latitude: 30.477063, Longitude: -90.425772, off of Interstate-12 south service road, in Hammond, Louisiana, in Tangipahoa Parish, as shown on the enclosed drawings.

Hydrologic Unit Code: 08070203 (Lake Maurepas- Tickfaw)

The work described below was partially completed prior to obtaining a Department of the Army permit and was in violation of Section 301 of the Clean Water Act. All legal issues concerning the unauthorized work have since been deferred.

CHARACTER OF WORK: Clear, grade, and place approximately 16,950-cubic yards of hauled-in clay/silt to facilitate the construction of an approximate 11-acre single-family residential development and an approximate 4-acre commercial development. A portion of the commercial development has been previously constructed and the applicant is also seeking to resolve unauthorized activities and associated project-related wetland impacts (1.13-acres) on the site. The applicant proposes to compensate for unavoidable project-related impacts to approximately 6.15-acres of jurisdictional wetlands through the purchase of wetland credits from a Corps' approved mitigation bank within the appropriate watershed.

The applicant may be required to fully or partially restore the site to pre-project conditions if issuance of a permit is determined to be contrary to the public interest.

The comment period on the requested Department of the Army Permit and the Louisiana Department of Environmental Quality WQC 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 Engineers project manager listed above or forwarded to the Corps of Engineers at the address above, ATTENTION: REGULATORY DIVISION, RGE, "Angelle Greer". 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 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. 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 during 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 Section 10/404 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 any 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 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 the Red-cockaded Woodpecker (*Picoides borealis*) or the Gopher Tortoise (*Gopherus polyphemus*).

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal is not expected to result in the destruction or alteration of EFH or federally managed fisheries in the Gulf of Mexico. Our

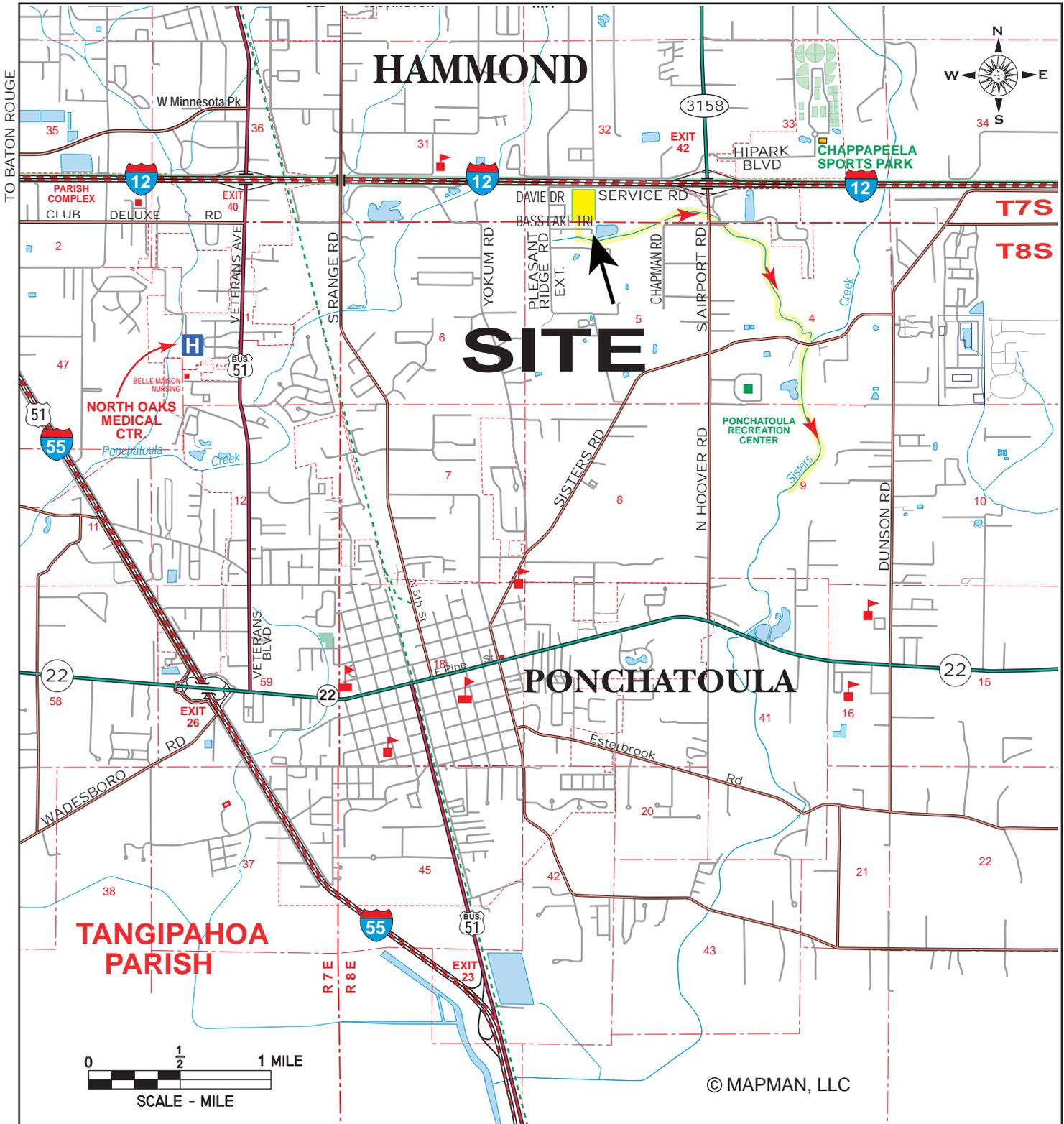
final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the National Marine Fisheries Service.

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, 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.

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 V. Farabee
Chief, Eastern Evaluation Branch
Regulatory Division



TO BATON ROUGE

TO COVINGTON

MVN-2009-01517-1-SL

SITE VICINITY	
BREEZE WAY SECT. 32, T6S-R8E TANGIPAHOA PARISH, LA	
APPLICANT:	
DWAYNE ROVIRA	
SITE COORDINATES	
30.47722 N, -90.42593 W	
PLEASE NOTE: MAP DATA IS FOR REFERENCE ONLY. THIS IS NOT A LEGAL SURVEY AND SHOULD NOT BE USED AS SUCH.	

HYDRİK
WETLANDS - GIS CONSULTING
WWW.HYDRİK.COM (985)429-0333

LEGEND	
	= SITE
	= DRAINAGE DISCHARGE

FIGURE
1

HF: 21002 C	DATE 5-27-2021	APPROVED:
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© MAPMAN, LLC

SOUTH 650.6' I-12 SERVICE RD



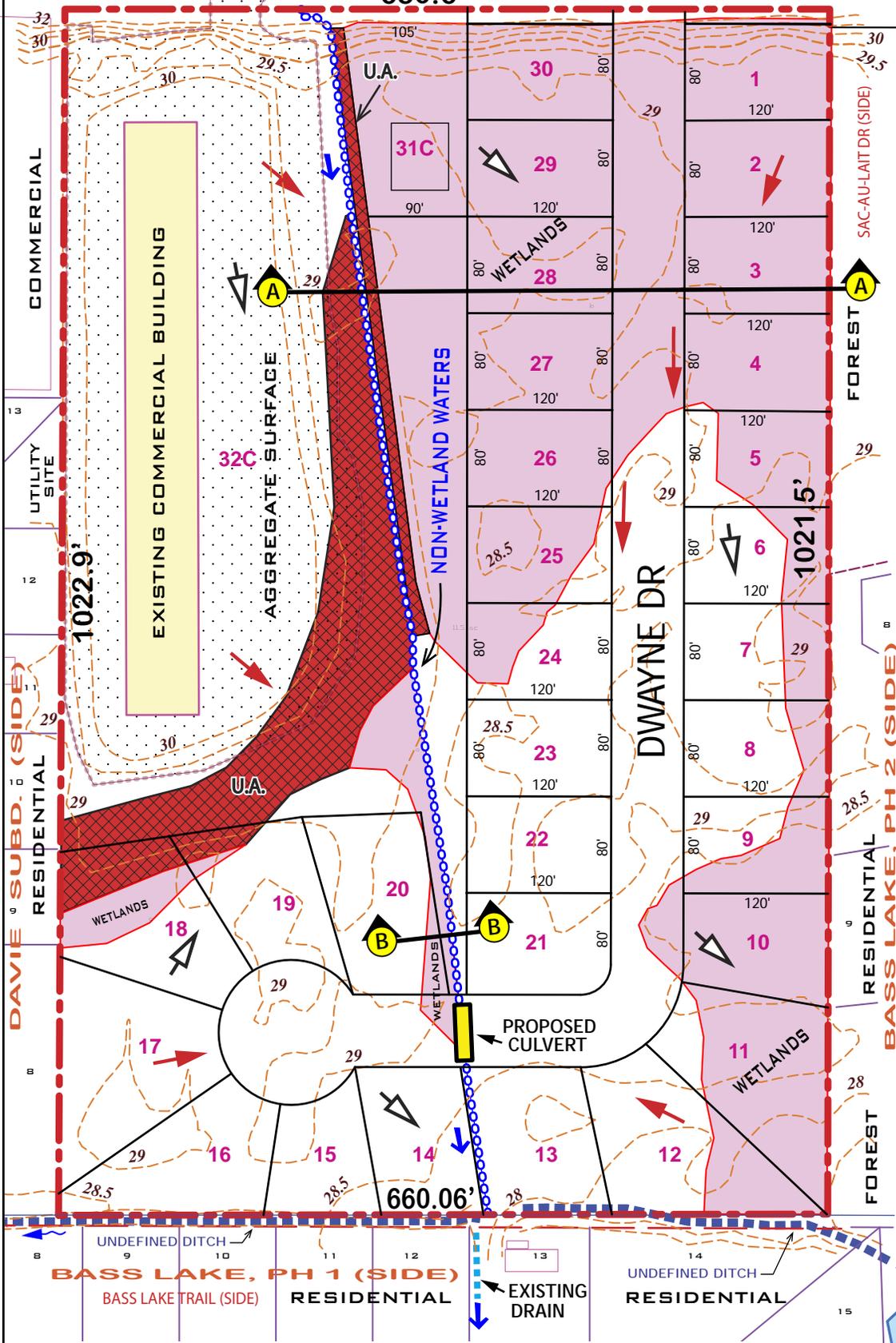
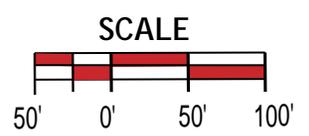
PROJECT DATA

PROJECT AREA: 15 ACRES
 PROPOSED RESIDENTIAL LOTS: 30
 PROPOSED COMMERCIAL TRACTS: 2
 EXISTING COMMERCIAL BUILDING: 1
 TOTAL BLDG. FOOTPRINT AREA: 30,000 SQ. FT.
 PROPOSED COMMERCIAL BUILDINGS: 1
 TOTAL BLDG. FOOTPRINT AREA: 6,000 SQ. FT.
 TOTAL LENGTH OF STREET: 1,100 LIN. FT.
 TOTAL VOLUME CLEAN FILL TO BE PLACED ON SITE: 16,950 CU. YDS.

LEGEND:

- PROJECT BOUNDARY (15.0 AC.)
- TOTAL WETLANDS = 6.15 ACRES**
- U.A.** U.A. TO BE MITIGATED: 1.13 AC.
- WETLANDS TO BE IMPACTED VIA FILL / GRADING 5.02 AC.
- NON-WETLAND WATERS**
- NON-WETLAND WATERS TO REMAIN 1,008 LIN. FT. / 0.139 AC.
- NON-WETLAND WATERS TO BE MODIFIED / CULVERT: 45 LIN. FT. / 0.006 AC.
- 30' ELEVATION / CONTOUR
- DRAINAGE FLOW: PRE-CONSTRUCTION
- DRAINAGE FLOW: POST CONSTRUCTION

FEMA Flood Zone: 'X'
 FIRM Panel ID: 22105CO435F
 Effective FIRM (7/22/10)

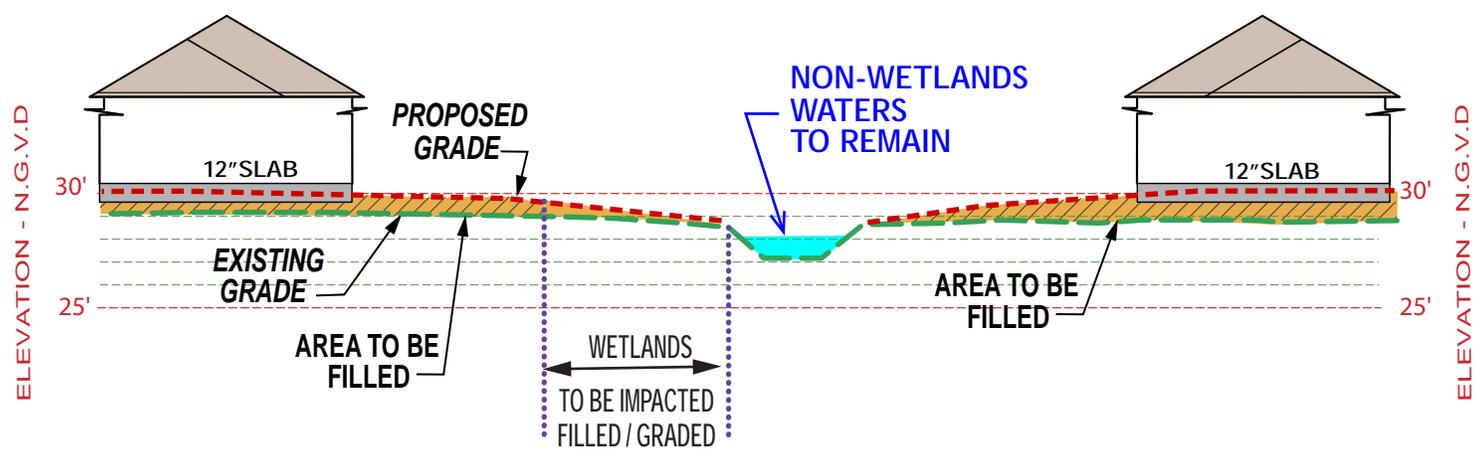
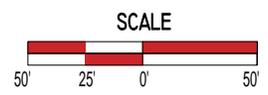
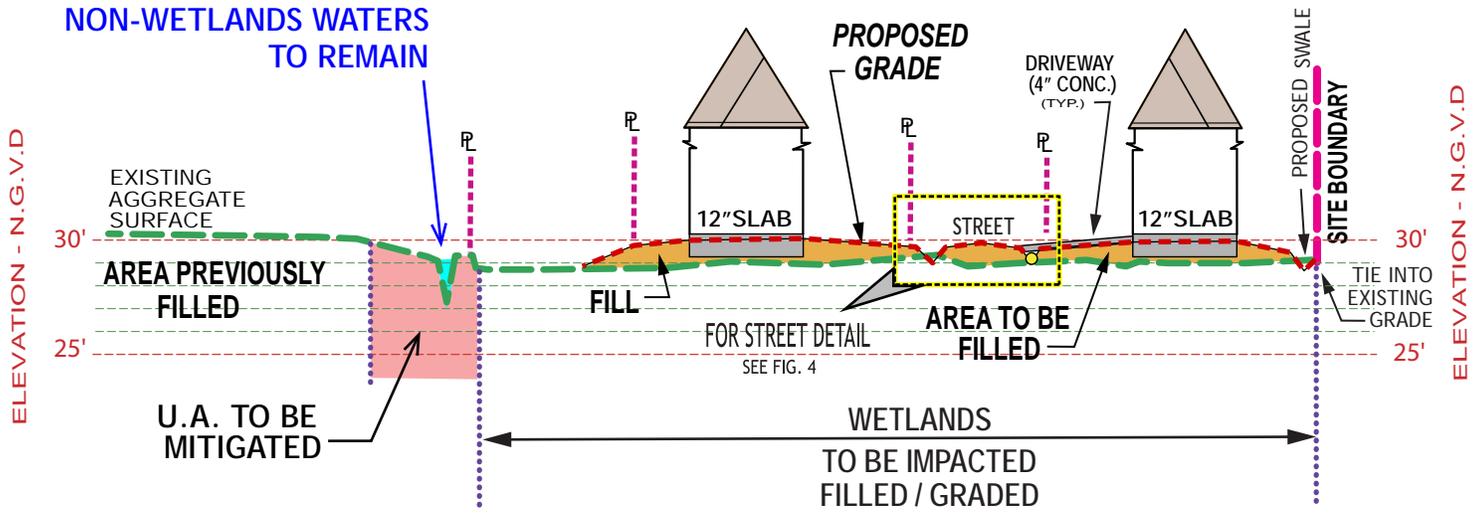


BREEZE WAY
 SECT. 32, T6S-R8E
 TANGIPAHOA PARISH, LA
 APPLICANT: DWAYNE ROVIRA

WETLANDS - GIS CONSULTING
 WWW.HYDRIK.COM (985)429-0333

FIGURE
2

MVN-2009-01517-1-SL



- LEGEND:**
- EXISTING GRADE
 - PROPOSED GRADE
 - PROPOSED CONCRETE
 - AREA TO BE FILLED
 - EXISTING NON-WETLAND WATERS
 - WETLANDS IMPACTED VIA FILL / GRADING

BREEZE WAY
SECT. 32, T6S-R8E
TANGIPAOHA PARISH, LA

APPLICANT: **DWAYNE ROVIRA**

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WETLANDS - GIS CONSULTING
WWW.HYDRIK.COM (985)429-0333

FIGURE
3

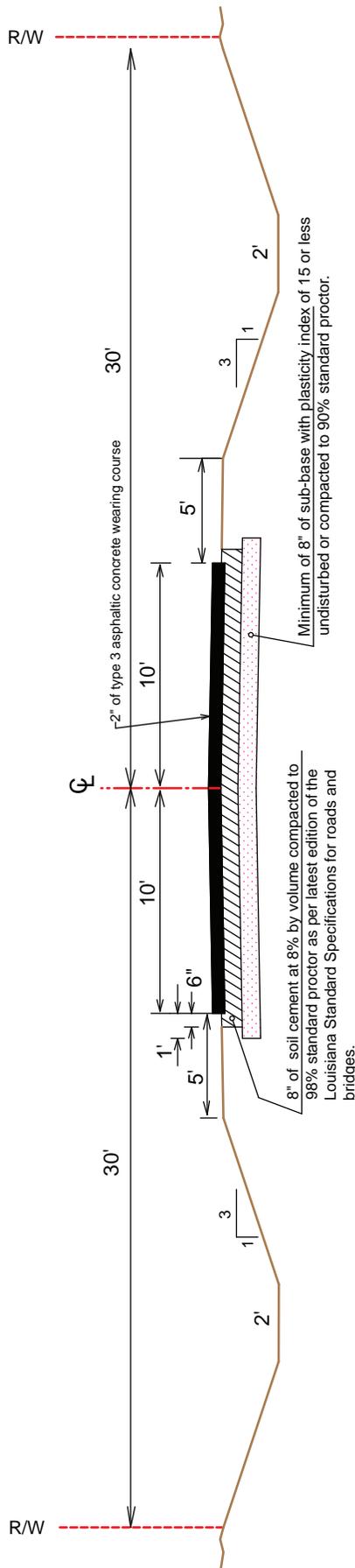
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HF: 21002 C

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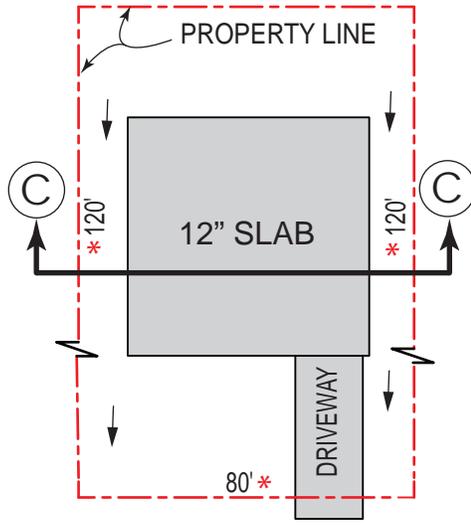
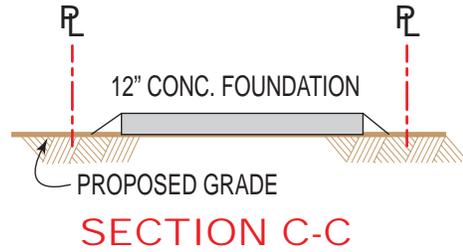
APPROVED:

MVN-2009-01517-1-SL



TYPICAL STREET SECTION

NOT TO SCALE



NOT TO SCALE
* NOTE: LOT DIMENSION VARIES



NOT TO SCALE

STREET / TYP. LOT PROFILE DETAIL

DEVELOPMENT:
BREEZE WAY
SECT. 32, T6S-R8E
TANGIPAHOA PARISH, LA

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APPLICANT:
DWAYNE ROVIRA

FIGURE 4