

DEPARTMENT OF THE ARMY
CORPS OF ENGINEERS, NEW ORLEANS DISTRICT
7400 LEAKE AVENUE
NEW ORLEANS, LOUISIANA 70118-3651
JUN 2 5 2018

Operations Division Regulatory Branch

SUBJECT: MVN-2012-02601-MG (General Permit) GP-2

## SPECIAL PUBLIC NOTICE

ANNOUNCEMENT OF TIME EXTENSION AND MODIFICATIONS TO GENERAL PERMIT GP-2 FOR TRENASSE (PIROGUE CONVEYANCES) MAINTENANCE WITHIN THE NEW ORLEANS DISTRICT

The New Orleans District, Corps of Engineers is hereby issuing a public notice announcing a time extension for GP-2. This general permit authorized trenasse maintenance activities within the New Orleans District. The proposed time extension and revision was advertised for public comment on April 2, 2018. All available information and comments were considered in determining whether the overall public interest would be best served by revising and extending this general permit. A copy of the extended general permit is attached.

We have reserved the right to modify, suspend, or revoke this general permit any time we determine it is in the public's interest to do so. Interested parties are invited to submit written comments or suggestions for modifications or improvement of this general permit to the Regulatory Branch of this district at any time.

BY THE AUTHORITY OF THE SECRETARY OF THE ARMY:

Martin S. Mayer Chief, Regulatory Branch

Attachment



## DEPARTMENT OF THE ARMY CORPS OF ENGINEERS, NEW ORLEANS DISTRICT 7400 LEAKE AVENUE NEW ORLEANS, LOUISIANA 70118

Operations Division Regulatory Branch

SUBJECT: CEMVN-OD-S

MVN-2012-02601-MG (General Permit) GP-2

DEPARTMENT OF THE ARMY GENERAL PERMIT FOR TRENASSE (PIROGUE CONVEYANCES) MAINTENANCE WITHIN THE NEW ORLEANS DISTRICT

Authorization No.: (General Permit) GP-2

Original Effective Date: February 3, 1978

Present Expiration Date: April 30, 2023

Under authorization granted by applicable sections of Parts 320 through 332 of Title 33, Code of Federal Regulations, and delegated authority from the Commander, U.S. Army Corps of Engineers, the District Engineer at New Orleans has determined that it is in the public interest to issue a general permit to authorize the maintenance of existing trenasses (pirogue conveyances) occurring within the boundaries of the New Orleans District.

Specific legislation requiring Department of the Army permits for work of this nature:

- a. Work or structures in or affecting navigable waters of the United States pursuant to Section 10 of the Rivers and Harbors Act of March 3, 1899 (33 USC 403).
  - b. Section 404 of the Clean Water Act (33 USC 1344).

Therefore, any person wishing to maintain and/or deepen trenasses is authorized to do so by the Secretary of the Army, subject to the conditions, requirements, and guidelines hereafter listed in this document.

Trenasses are small water conveyances constructed in marshes and other wetland areas that are used by hunters, fishermen, trappers, and others in pirogues or other small watercraft as navigation channels. The areas traversed by trenasses are usually highly organic and/or soft clay soils, standing water, and interlaced with small water bodies. It is difficult, if not impossible, for people to walk in such areas.

This general permit authorizes maintenance and deepening of trenasses in the New Orleans District. The approximate boundaries of the New Orleans District are shown on the map attached to this general permit (see attached).

Navigable waters of the United States and waters of the United States are defined by parts 328 and 329 of Title 33, Code of Federal Regulations.

The work must be performed in accordance with the drawings attached hereto, which are incorporated into and made a part of this permit.

The work must be performed in accordance with the applicable standard conditions of the regular Department of the Army Permit (ENG Form 1721). A copy of the form is attached hereto and made a part of this general permit. All references to the "permittee" in the standard permit form shall be understood to refer to persons, groups, or corporations performing work under authorization of this general permit.

Additional conditions to which the work authorized by this general permit is subject to follows:

- a. Work may be performed within existing trenasses subject to the following:
  - (1) Maximum width of excavation is 6 feet.
- (2) Maximum depth to which trenasses may be excavated is 3 feet below natural ground level.
- (3) Material excavated from the trenasses must be deposited so as not to impede normal water interchange in the area.
  - (a) No material may be deposited into any watercourse crossed by a trenasse.
  - (b) Material shall be deposited on alternate sides of the trenasse. The maximum length of any continuous deposition site shall not exceed 500 feet.
  - (c) When placed in wetlands, dredged material shall not be deposited greater than 6-inches above the existing ground level.
  - (d) Use of machines or equipment to maintain trenasses whereby the dredged material is widely scattered and not deposited in piles is acceptable.
  - (e) Turbidity shall be kept to a practicable minimum.
- b. Construction of new trenasses is not authorized by this general permit. Thus, trenasses may not be extended to connect with bayous, canals, lakes, lagoons, ponds, or other open water bodies.

- c. Work may not be performed in or within 500 feet of any water body included in a federal or state system of natural and scenic waterways.
- d. Work may not be performed within the boundaries of any wildlife refuge or game management area without specific authorization of the facility manager.
- e. Work may not be performed within 1,500 feet of the Mississippi River and Tributaries levees centerline and/or 300 feet of the levee centerline or 250 feet from the visible levee or berm toe of a federal hurricane risk reduction project under authority of this general permit, unless clearance can be obtained from the various office elements of this District, including our Engineering Division and Operations Division, Completed Works.
- f. Each person wishing to perform work must submit a complete application to: Regulatory Branch, U.S. Army Corps of Engineers, 7400 Leake Avenue, New Orleans, Louisiana 70118. Applications for projects that fall within the Louisiana Coastal Zone must be sent to the Louisiana Department of Natural Resources, Office of Coastal Management, Post Office Box 44487, Baton Rouge, Louisiana 70804-4487 or www.sonris.com. The New Orleans District's Programmatic General Permit generally supersedes this general permit for activities located within the Louisiana Coastal Zone as incorporated within the New Orleans Corps District Boundaries. Projects will not qualify for this general permit if they qualify for the Programmatic General Permit. A complete application includes all the following items: application form (ENG FORM 4345) or Joint Permit Application (for work within Louisiana Coastal Zone), vicinity map, plan view showing complete project including the deposition sites, and cross sections with all dimensions.
  - g. Each person must receive written authorization before commencing the work.
- h. All authorizations, licenses, or approvals required by state and local laws or regulations must be obtained before the work may be performed.
- i. The District Engineer may add additional conditions when he determines this is necessary to protect the public interest.
- j. This general permit may be suspended in whole or in part and/or revoked if the District Engineer determines that such action is necessary in the public interest.
- k. Public notices will be issued to advise interested parties if revisions or additions to the permit are made, or if the permit is suspended or revoked.
- I. In cases when the District Engineer deems it the public interest, applications for authority to perform work under the general permit may be rejected and the application will be evaluated as a standard permit.
- m. Permittees must evaluate the effect that the proposed work would have on historic properties listed, or eligible for listing, in the National Register of Historic Places (NRHP) prior to initiation of work. Historic properties include prehistoric and historic

archaeological sites, and areas or structures of cultural interest that occur in the permit area. If a known historic property would be encountered, the permittee shall notify CEMVN and shall not conduct any work in the permit area that would affect the property until the requirements of 33 CFR Part 325, Appendix C, and 36 CFR Part 800 have been satisfied. If a previously unknown historic property is encountered during work authorized by this General Permit, the permittee shall immediately notify the CEMVN and avoid further impact to the site until the USACE has verified that the requirements of 33 CFR Part 325, Appendix C, and 36 CFR Part 800 have been satisfied..

- n. No activity that is likely to adversely affect federally listed threatened or endangered species, or that is likely to destroy or adversely modify the critical habitat of such species, is authorized under this general permit.
- o. This general permit does not authorize any work within 1,500 feet of a colonial bird nesting site.
- p. The permittee understands and agrees that, if future operations by the United States require the removal, relocation, or other alteration, of the structure of work herein authorized, or if, in the opinion of the Secretary of the Army or his authorized representative, said structure work shall cause unreasonable obstruction to the free navigable waters, the permittee will be required, upon due notice from the Corps of Engineers, to remove, relocate, or alter the structural work or obstructions caused thereby, without expense to the United States. No claim shall be made against the United States on account of any such removal or alteration.
- q. The use of the permitted activity must not interfere with the public's right to free navigation on all navigable waters of the United States.
- r. Permittee must install and maintain, at permittee's expense, any safety lights, signs and signals prescribed by the U.S. Coast Guard, through regulations or otherwise.

BY AUTHORITY OF THE SECRETARY OF THE ARMY:

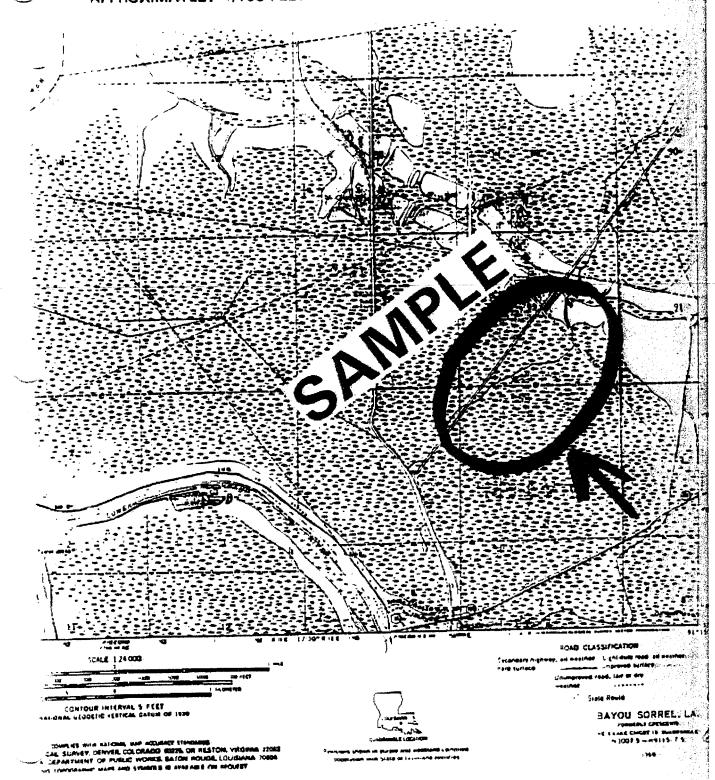
Martin S. Mayer
Chief, Regulatory Branch
for
Michael N. Clancy
Colonel, U.S. Army
District Commander

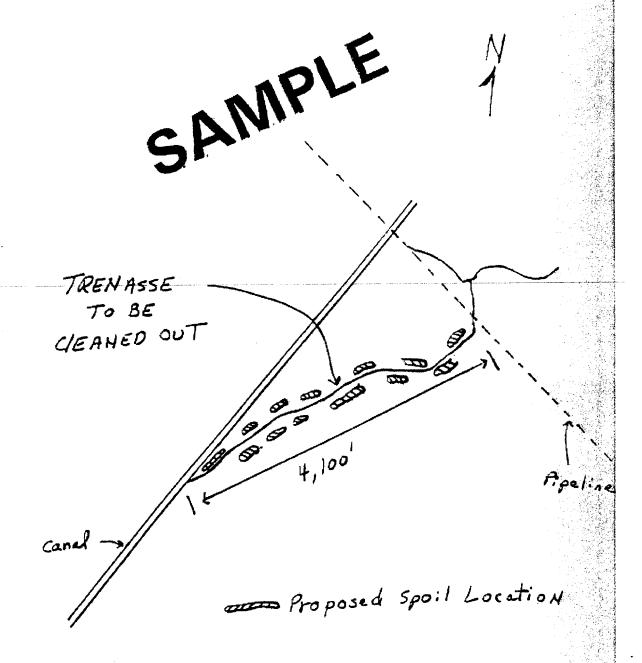
**Enclosures** 

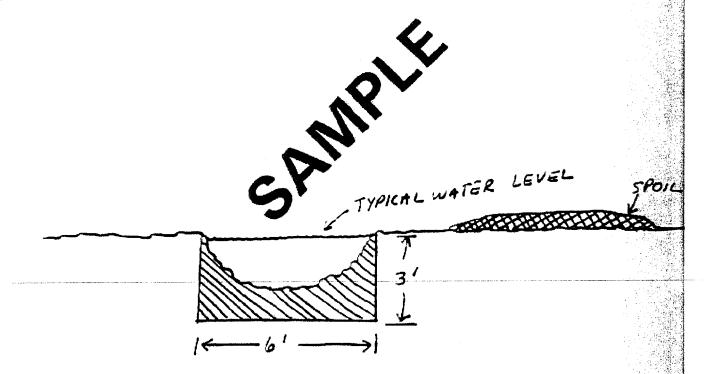




JOHN DOE
APPLICATION FOR CLEANING OUT OF TRENASSES.
APPROXIMATELY 4,100 FEET LONG.







Proposed Excavating
Proposed Spoil Placement

DREDGING TRENASSES FOR HUNTING ACCESS. DREDGING WILL BE BY MARSH BUGGY. APPROXIMATELY 2,050 CUBIC YARDS WILL BE DREDGED AND PLACED ON ALTERNATE SIDESOF THE DITCH.