



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

January 23, 2023

Regulatory Division
Central Evaluation Branch

Project Manager:
Jamie Crowe
(504) 862-2675
Jamie.M.Crowe@usace.army.mil
Application #: MVN-2013-02322-CO

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), and/or [X] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344).

PROPOSED MODIFICATION AND TIME EXTENSION FOR PORT DEVELOPMENT IN LAFOURCHE PARISH

NAME OF APPLICANT: Greater Lafourche Port Commission, 16829 East Main St., Cut Off, Louisiana 70345

LOCATION OF WORK: at Latitude 29.13941, Longitude -90.19056, at Port Fourchon, Louisiana, within the Lafourche Basin Hydrologic Unity (HUC08090301), within Lafourche Parish, as shown on the attached drawings.

CHARACTER OF WORK: The applicant received an authorization to dredge slip d and to construct an industrial development surrounding the slip. To date, approximately 93.4 acres of marsh with 6,150 feet of integrated tidal creeks, approximately 885,302 cubic yards of the authorized 2,986,698 cubic yards have been removed via dredging, and approximately 4 acres of industrial development has been constructed along Flotation Canal Road. The applicant has requested authorization to dredge the remaining 2.1 million cubic yards of material and install fill material to construct an industrial area. In addition, the applicant has requested to modify the footprint of the western development area located adjacent to Flotation Canal Road. The change in footprint will reduce wetland impacts from 4.25 acres to 3.92 acres.

MITIGATION: The applicant claims that the proposed project has been designed to avoid and minimize direct and secondary adverse impacts to the maximum extent practicable. Any further reduction in the levee and floodgate would not meet engineering construction standards at the project site. The proposed activity does not affect wetland resources; therefore, no mitigation is required.

The comment period for the requested Department of Army Permit will close in **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, RGC, Jamie Crowe**. 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 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.

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.

In accordance with the National Historic Preservation Act, the New Orleans District has completed a review of the project and determined that the proposed activity has no potential or little likelihood to cause effects to historic properties. 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 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.

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 District (CEMVN) and the U.S. Fish and Wildlife Service, CEMVN has determined that the project is not likely to adversely affect (NLAA) the eastern black rail (*Laterallus jamaicensis*) or the west Indian manatee (*Trichechus manatus*). No other known endangered/threatened species listed as endangered by the U.S. Department of Interior will be impacted by the proposed activity.

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 up to **102.1** 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 Department of Environmental Quality before a 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.

The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program (Louisiana Coastal Zone Application P20220055). The Department of the Army permit will not be issued unless the applicant received approval or a waiver of the Coastal Use Permit by the Department of Natural Resources.

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



STATE VICINITY MAP

NOT TO SCALE

NORTHERN EXPANSION – PHASE III

WORK TO BE PERFORMED: DREDGING AND FILL
APPLIED BY: GREATER LAFOURCHE PORT COMMISSION
AREA: PORT FOURCHON, LOUISIANA



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LAND SURVEYORS

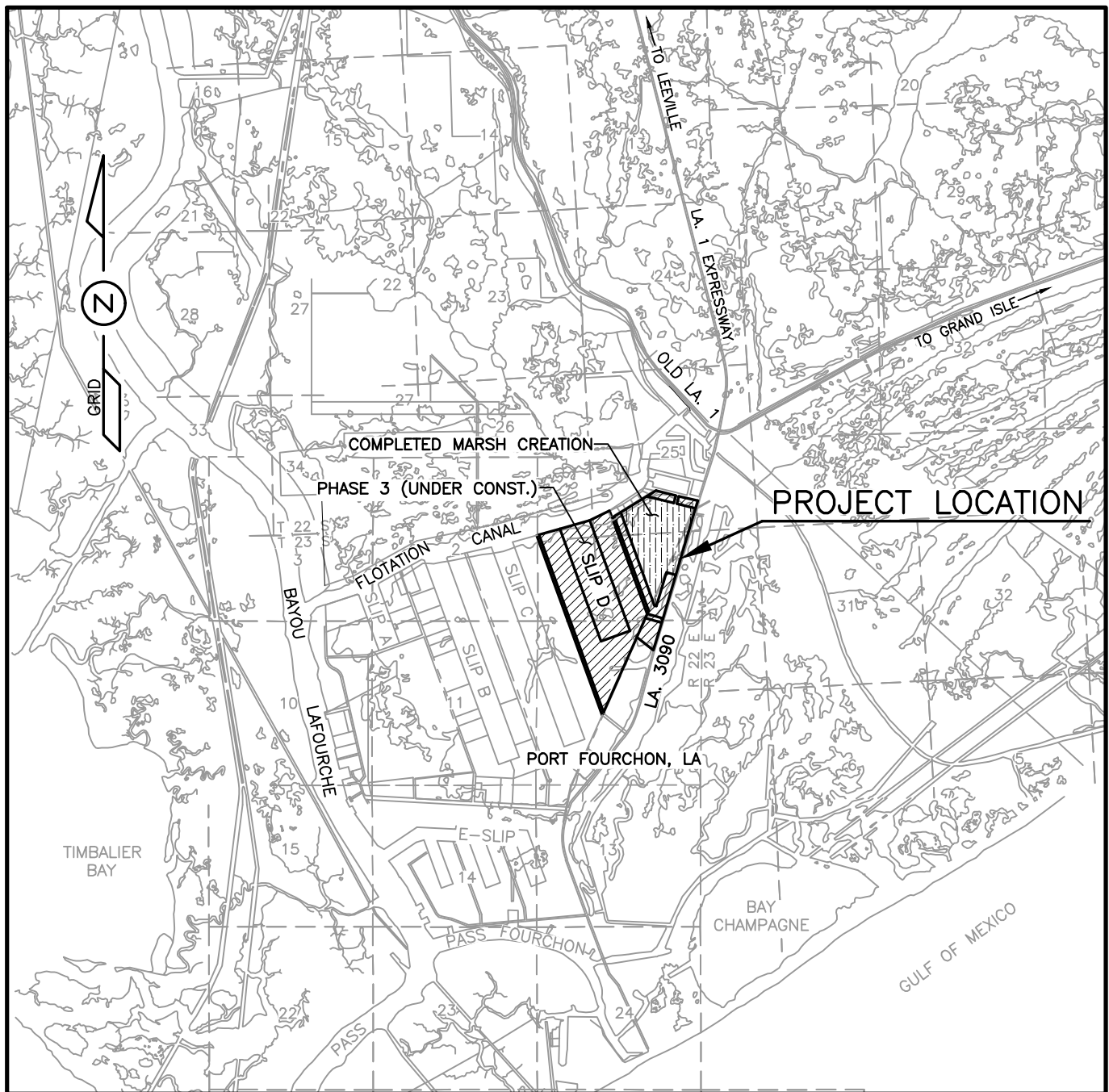
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MARINE ENGINEERS

P.O. BOX. 687
CUT OFF, LOUISIANA 70345
(888) 632-8786

P20131083
J.N. 0328-1301

REV3: 12-05-2022
DATE: 01-11-2022

SHEET 1 OF 8



LEVILLE & BELLE PASS
QUAD. MAPS

LOCAL VICINITY MAP

5000 0 5000
SCALE: 1" = 5000'

WORK TO BE PERFORMED: PORT FOURCHON NORTHERN EXPANSION – PHASE 3
APPLIED BY: GREATER LAFORCHE PORT COMMISSION
AREA: PORT FOURCHON, LA.
PROPERTY IS LOCATED IN SECTIONS 1, 2, 12, 25, & 35 T-23-S, R-22-E

LATITUDE = 29°08'56.09987" N
LONGITUDE = 90°11'48.16426" W
(LAT. & LON. IS LOCATED AT THE SLIP "D" BULKHEAD "P.O.B.")



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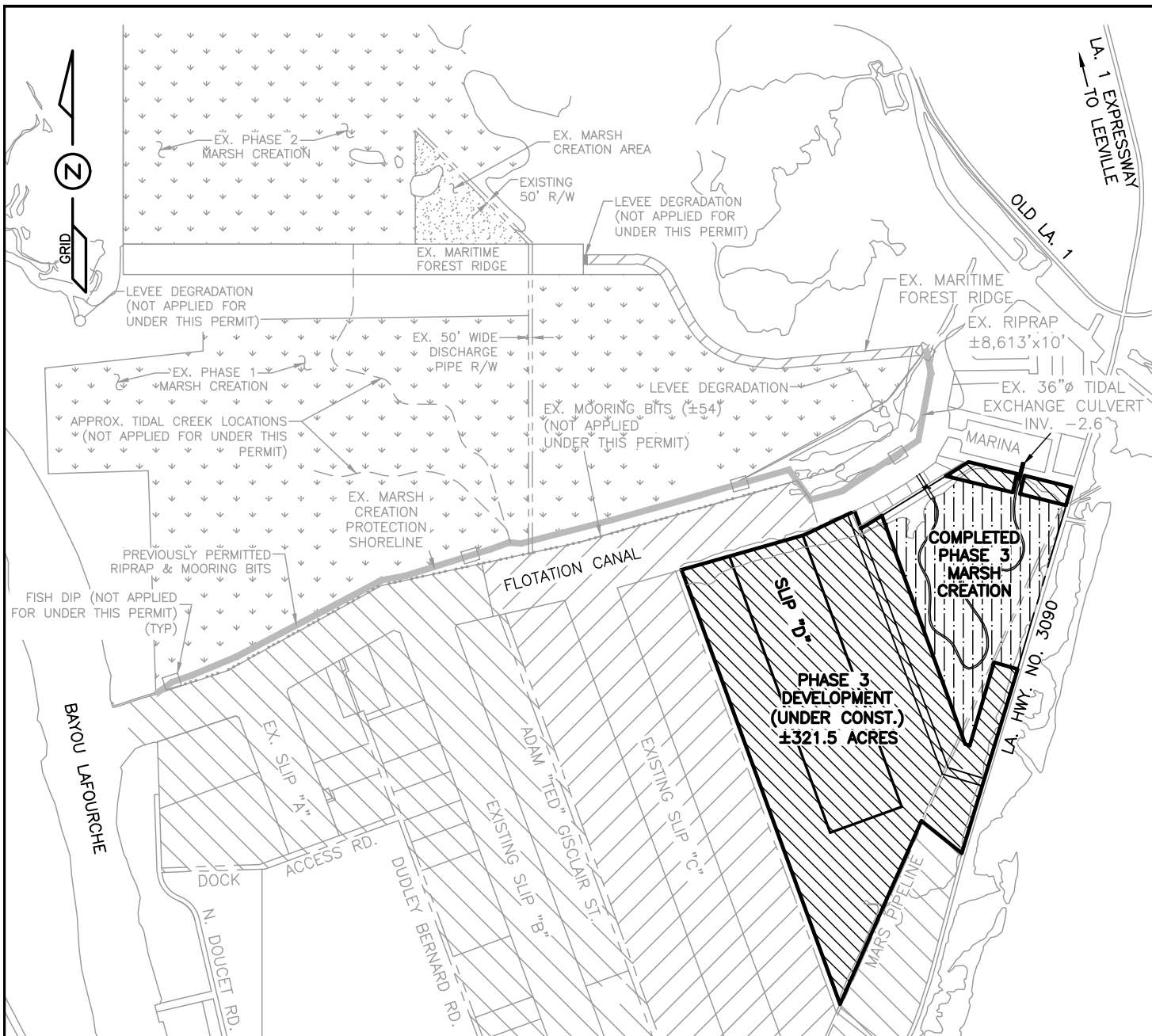
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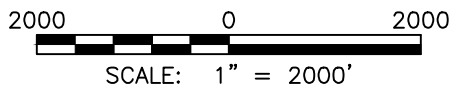
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SHEET 2 OF 8



EXISTING SITE PLAN



NOTES:

1. EXISTING RIPRAP AND MOORING BITS PERMITTED UNDER COE CX-19-980-1340-3, WQC TR 030613-01, AND CUP P20030916.

LEGEND:

- PHASE 3 DEVELOPMENT (UNDER CONST.) (±321.5 ACRES)**
- COMPLETED PHASE 3 MARSH CREATION**
(P20131083 & MVN-2013-02322-WPP)
±93.42 AC. MARSH CREATION, ±4.95 AC. TIDAL CREEKS
- EX. PHASE 1 (CUP P981007 & COE PERMIT EG-19-980-1340)
- EX. PHASE 2 (CUP P20170986 & MVN-2008-00037-WPP)
- EX. PHASE 1 MARSH CREATION (CUP P981007 & COE PERMIT EG-19-980-1340)
- EX. PHASE 2 MARSH CREATION (CUP P20170986 & MVN-2008-00037-WPP)
- EX. 23.28 AC. MARSH CREATION AREA (CUP P080321 & MVN 2008-978-CY)



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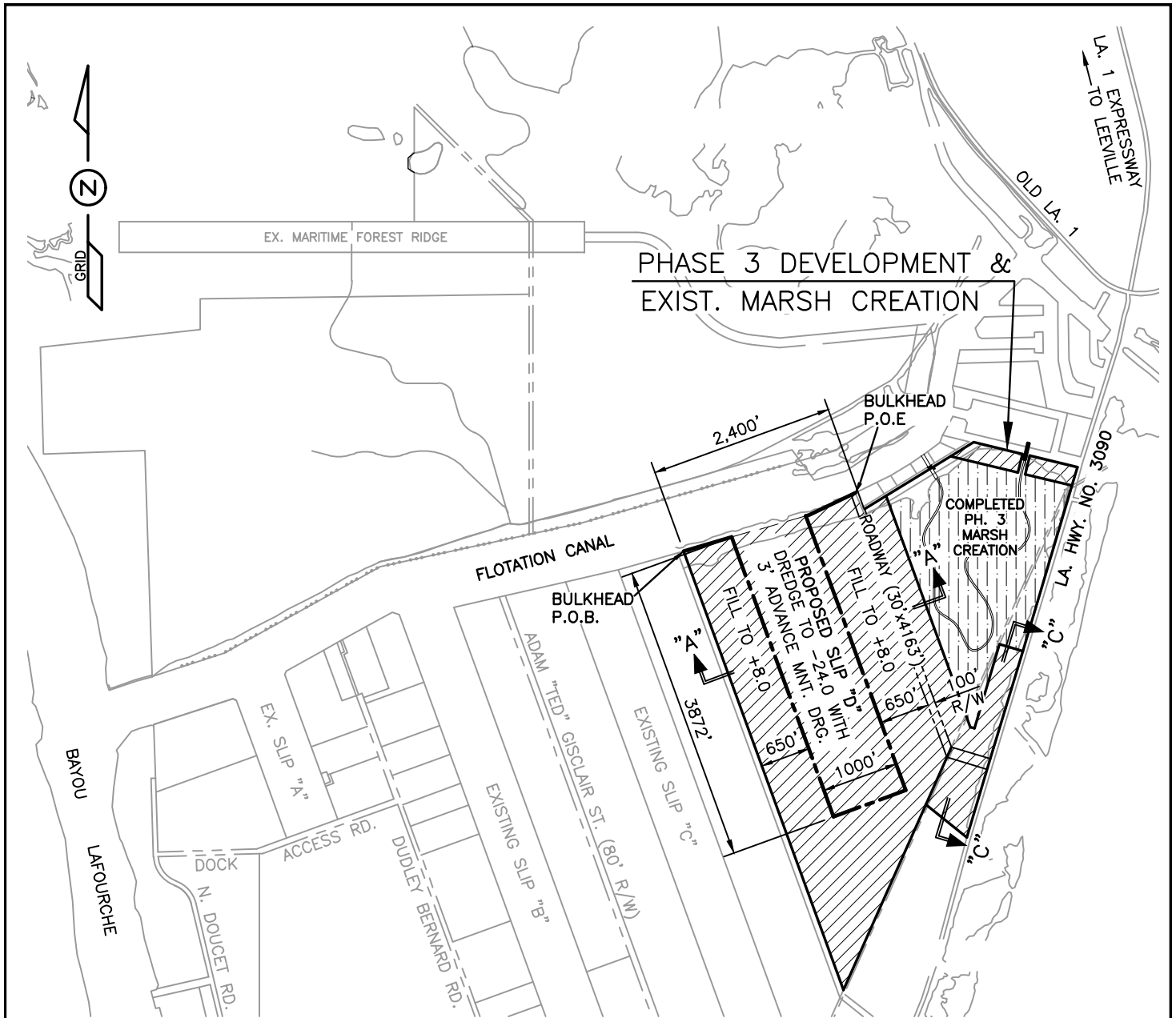
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SHEET 3 OF 8



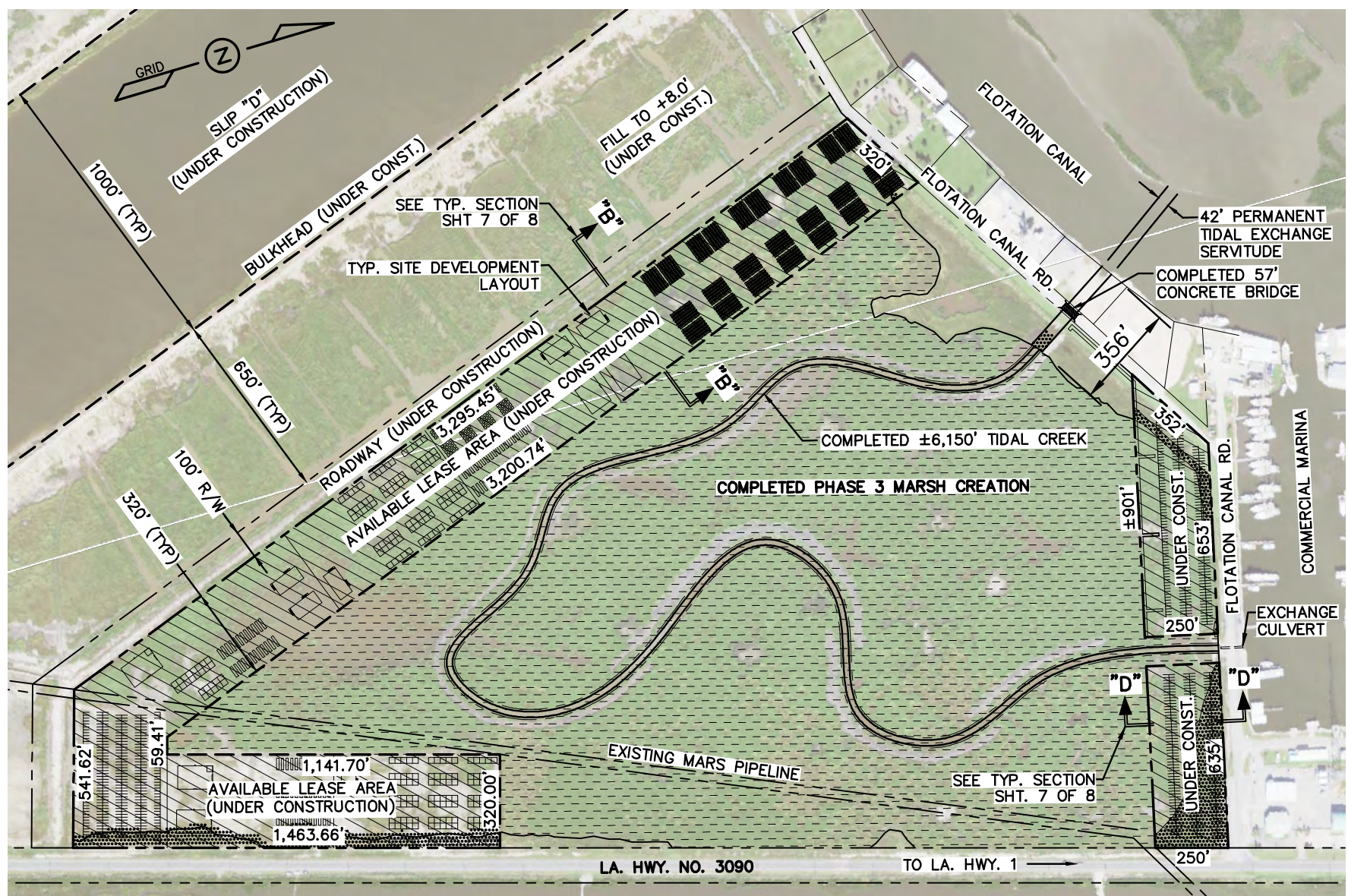
SHEET 4 OF 8



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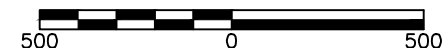
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SHEET 5 OF 8



PHASE 3 DEVELOPMENT AND MARSH CREATION

SCALE: 1"=500'



-  **PHASE 3 NON-WATERFRONT DEVELOPMENT AREAS:**
±40.32 ACRES
-  **COMPLETED PHASE 3 MARSH CREATION AREA:**
±93.42 AC. MITIGATION, ±4.95 AC. TIDAL CREEKS
-  **AFFECTED WETLANDS IN DEVELOPMENT AREAS:**
±3.92 ACRES

NOTE:
LEASE AREA SITE DEVELOPMENT LAYOUT IS
FOR EXAMPLE ONLY AND NOT GOVERNED BY
THIS PERMIT.



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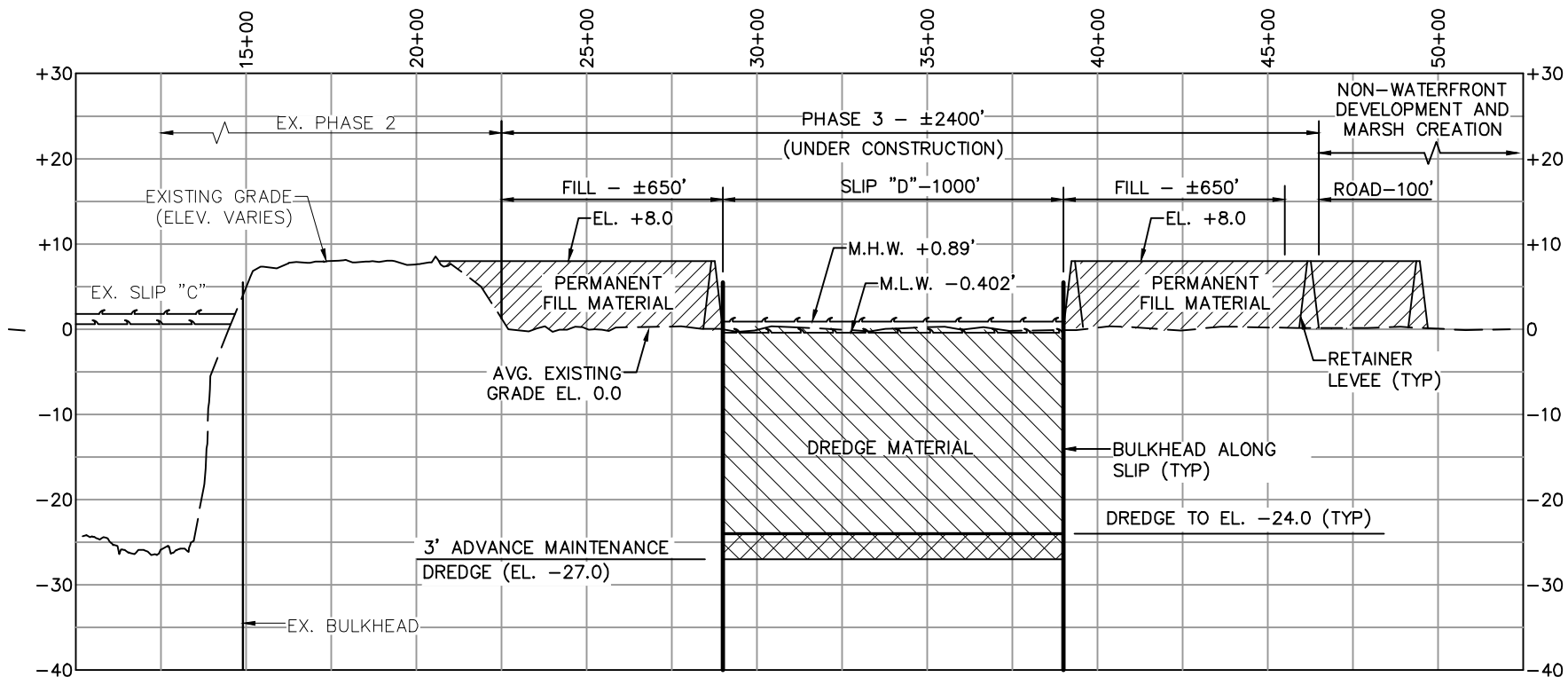
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PHASE 3 DEVELOPMENT-SECTION "A"- "A"

- LEGEND:**
- FILL (EL. +8.0)
 - DREDGE (EL. -24.0)
 - 3' ADVANCE MAINTENANCE DREDGE (EL. -27.0)

SCALE: HORZ. 1"=500' VERT. 1"=20'

500 0 20 0

DREDGE AREA FOR SLIP "D":

±88 ACRES

DREDGE VOLUME FOR SLIP "D":

±2,986,698 CU. YD.

FILL AREA FOR PHASE 3:

±229.5 ACRES

TOTAL FILL VOLUME FOR PHASE 3 DEVELOPMENT:

±2,989,698 CU. YD. (INCLUDES ±3,000 CUYD HAULED IN FROM OFFSITE)

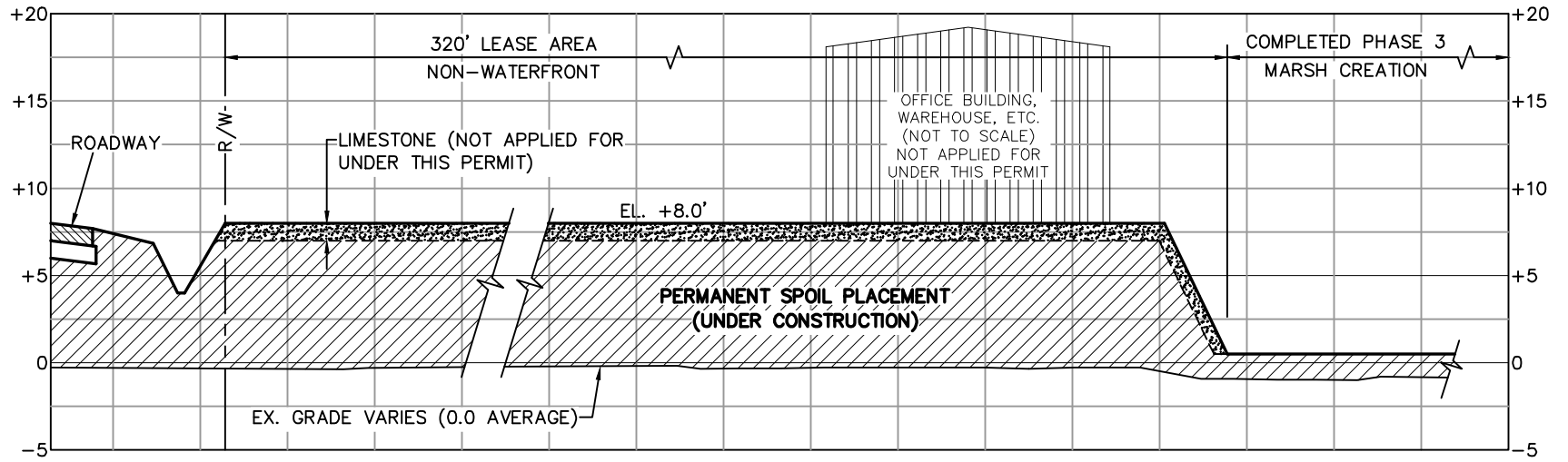


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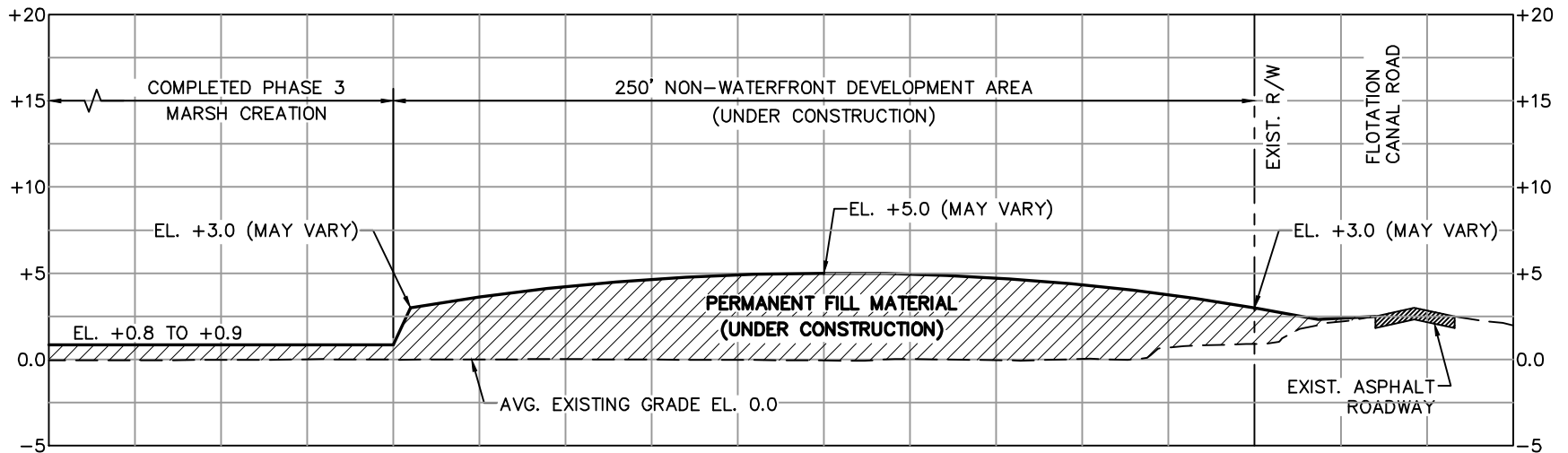
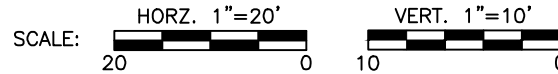
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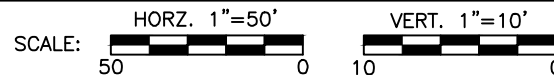
SHEET 7 OF 8



PHASE 3 NON-WATERFRONT DEVELOPMENT-SECTION "B"- "B"



PHASE 3 NON-WATERFRONT DEVELOPMENT-SECTION "D"- "D"

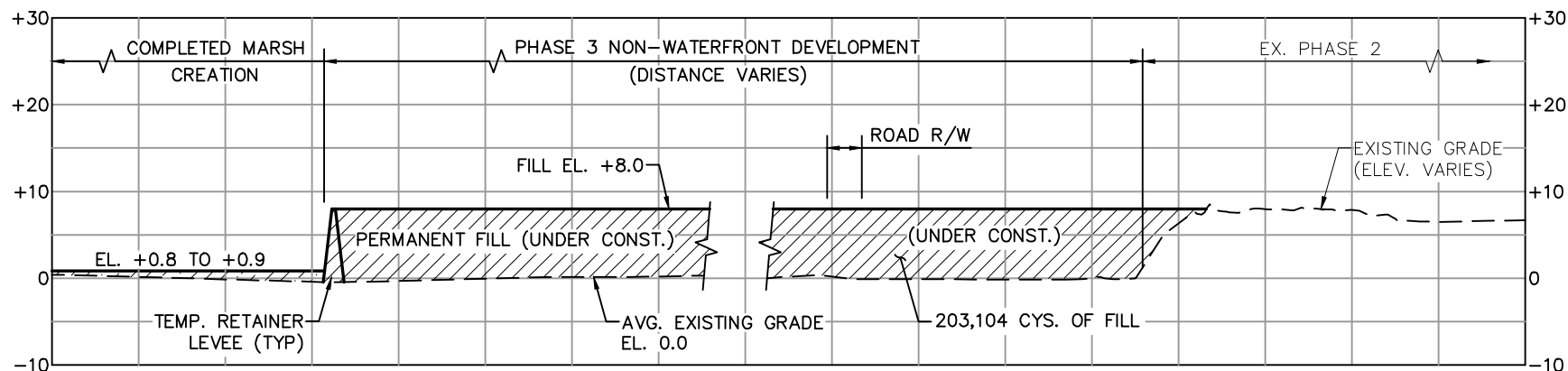


NOTE:
 SEE SHEETS 6 AND 8 FOR MORE INFORMATION
 ON FILL AREAS AND VOLUMES.

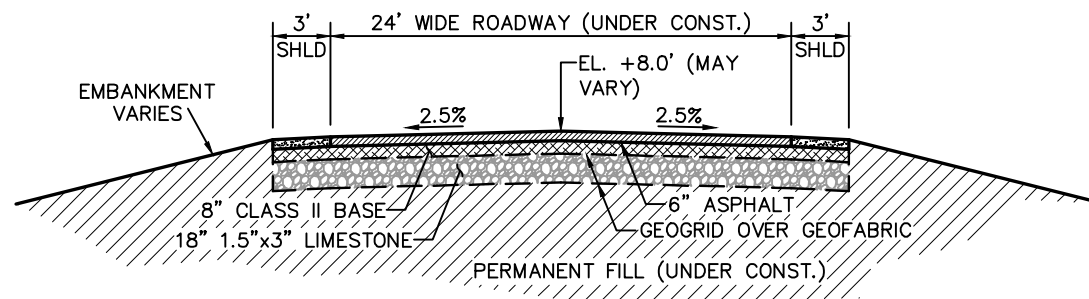
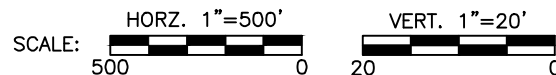


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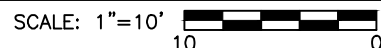
SHEET 8 OF 8



NON-WATERFRONT DEVELOPMENT SECTION "C"—"C"



TYPICAL ROADWAY SECTION



NOTE:
TOP 12" SUB-BASE, 95% COMPACTION

LEGEND:

 FILL (EL. +8.0)

FILL AREA FOR ROAD:

±2.87 ACRES

TOTAL NON-NATIVE FILL VOLUME FOR ROAD:

±12,334.80 CU. YDS.
(INCLUDES 2,313 CU. YDS. ASPHALT)
(INCLUDES 10,022 CU. YDS. CRUSHED STONE OR GRAVEL)

FILL AREA FOR NON-WATERFRONT:

±40.32 ACRES (INCLUDED IN 229.5 ACRES TOTAL)

NATIVE FILL VOLUME FOR NON-WATERFRONT:

±203,104 CU. YDS. (INCLUDED IN 2,989,698 CU. YD. TOTAL)

FILL AREA FOR ROAD ON NON-WATERFRONT:

±1.08 ACRES (INCLUDED IN 229.5 ACRES TOTAL)

NON-NATIVE FILL VOLUME FOR ROAD ON NON-WATERFRONT:

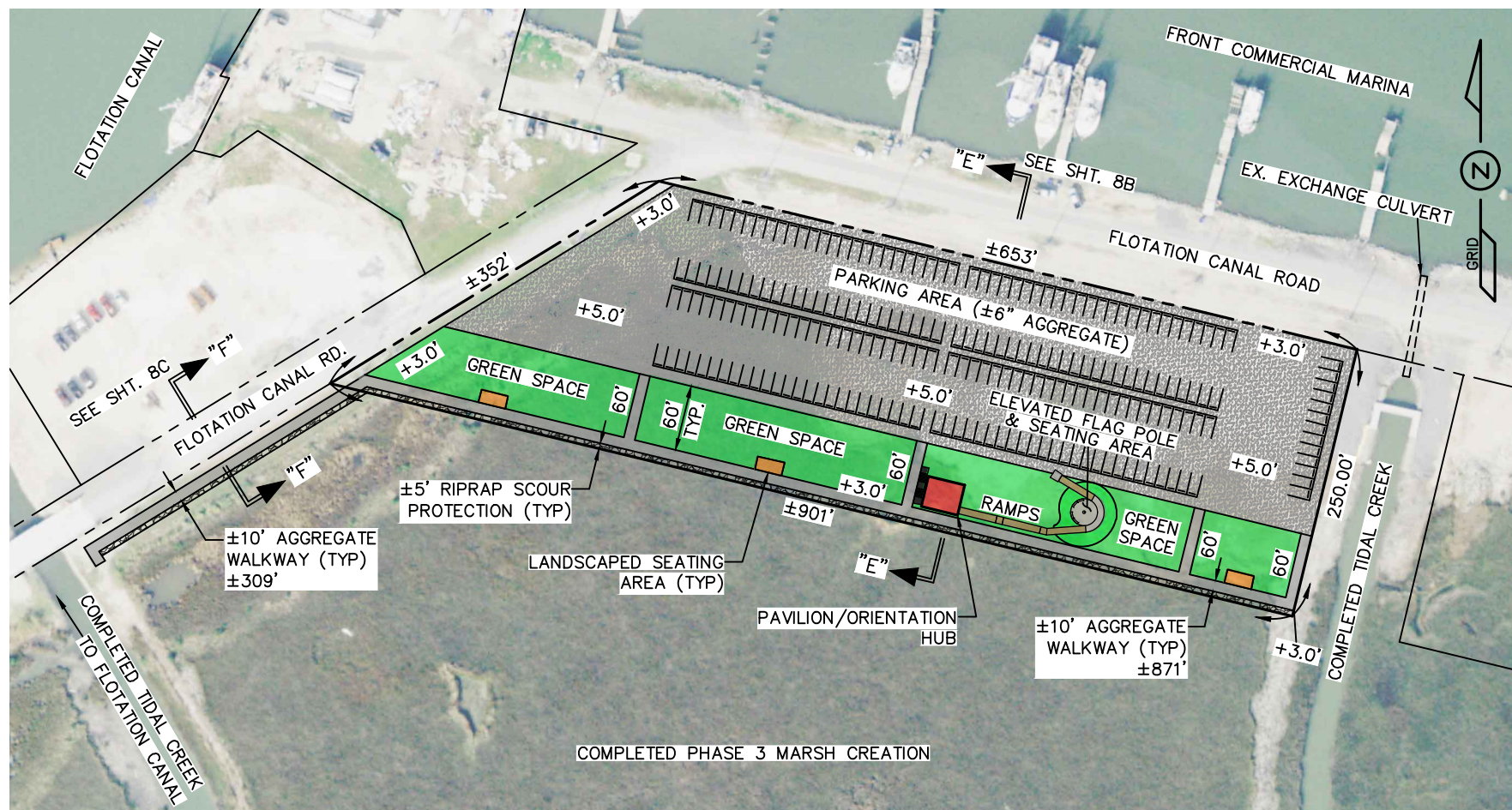
±1,744.40 CU. YDS. (INCLUDED IN ±12,334.8 CU. YD. TOTAL)



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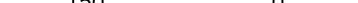
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SHEET **8A** OF **8**



PORT FOURCHON RECREATIONAL AND COASTAL WETLANDS PARK

SCALE: 1"=150'



A horizontal graphic scale bar. It consists of a central black rectangle labeled '0' below it. To the left of this central rectangle is a series of alternating black and white segments, ending with a black segment labeled '150' below it. To the right of the central rectangle is a solid black rectangle labeled '150' below it.

NOTES:

1. THE WETLANDS PARK DEVELOPMENT LAYOUT SHOWN IS FOR EXAMPLE ONLY AND NOT GOVERNED BY THIS PERMIT.
2. NO PLACEMENT OF MATERIALS OR EQUIPMENT OPERATION SHALL BE DONE OVER THE EXISTING COMPLETED PHASE 3 MARSH CREATION AREA DURING THE CONSTRUCTION OF THE WETLANDS PARK.

ESTIMATED QUANTITIES:

AGGREGATE PARKING:
±2.91 ACRES, ±2,350 CUYD (NET SECTION)

AGGREGATE WALKWAY: ±1,420 LNFT
±0.33 ACRES, ±263 CUYD (NET SECTION)

RIPRAP SCOUR PROTECTION: ±0.13 ACRES
±200 CU YD (NET SECTION)

GREEN SPACE: ±1.11 ACRES

REFERENCE SHEET 6 FOR MORE INFORMATION ON
PERMANENT FILL MATERIAL QUANTITIES.

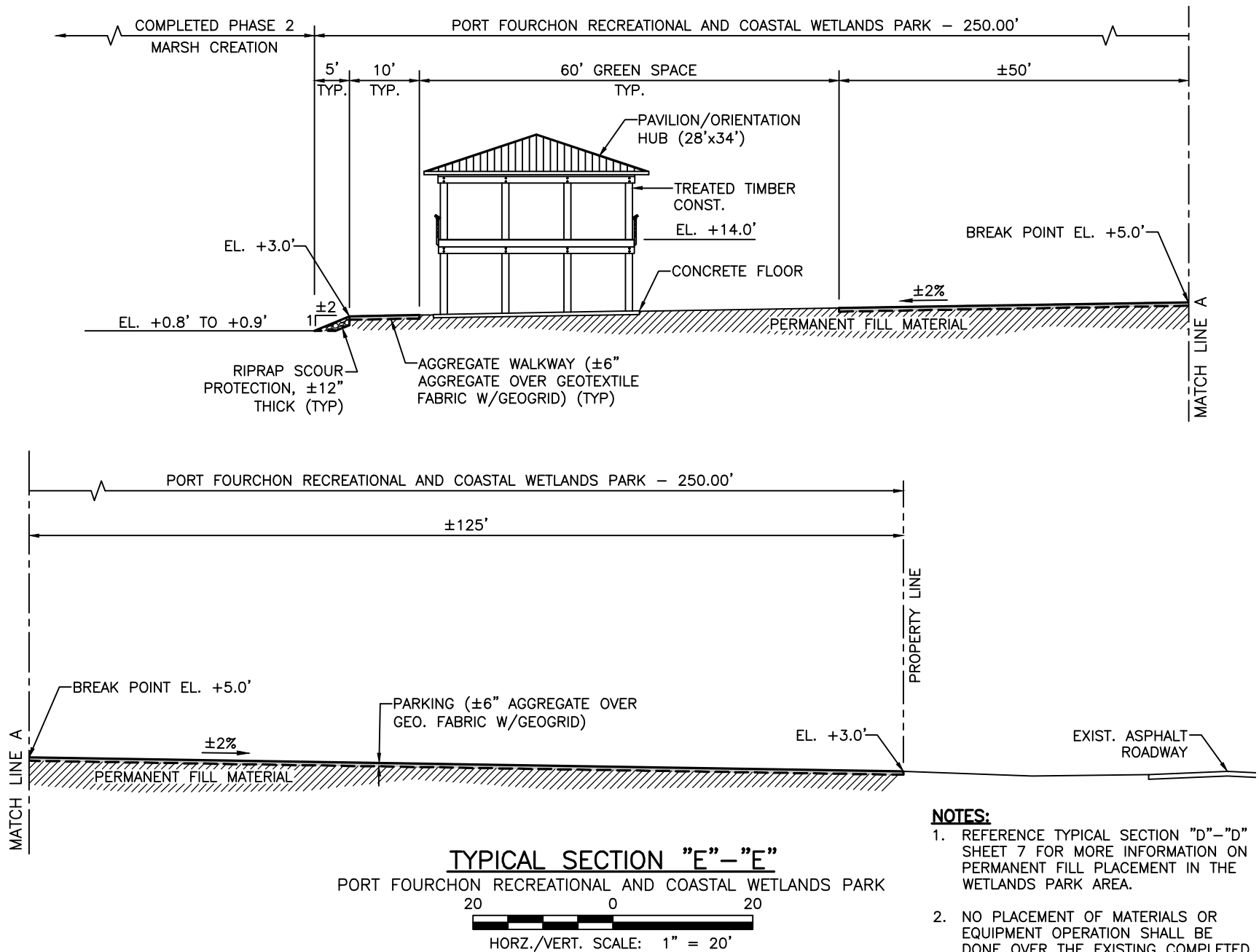


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SHEET 8B OF 8



NOTES:

1. REFERENCE TYPICAL SECTION "D"-"D" SHEET 7 FOR MORE INFORMATION ON PERMANENT FILL PLACEMENT IN THE WETLANDS PARK AREA.
2. NO PLACEMENT OF MATERIALS OR EQUIPMENT OPERATION SHALL BE DONE OVER THE EXISTING COMPLETED PHASE 3 MARSH CREATION AREA DURING THE CONSTRUCTION OF THE WETLANDS PARK.



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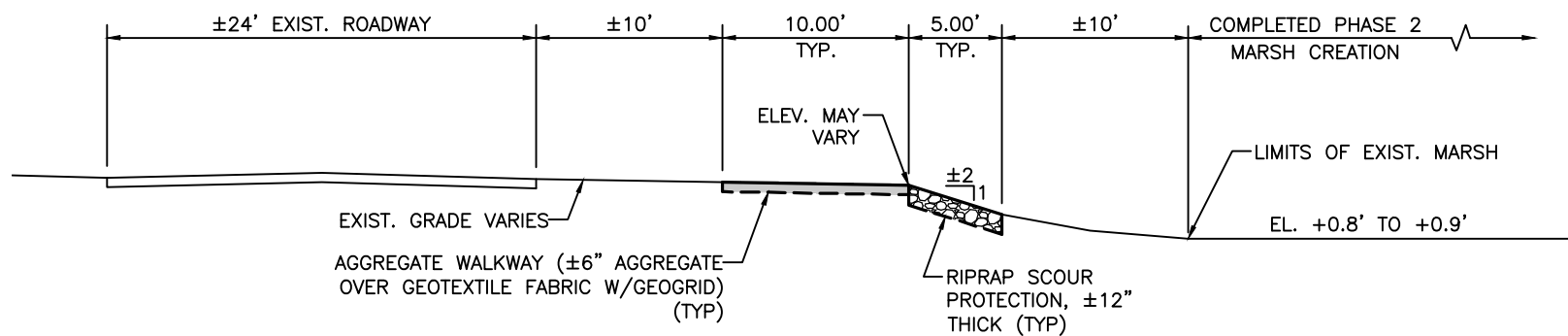
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SHEET 8C OF 8



TYPICAL SECTION "F"-"F"
PORT FOURCHON RECREATIONAL AND COASTAL WETLANDS PARK

10 0 10

HORZ./VERT. SCALE: 1" = 10'

NOTES:

1. NO PLACEMENT OF MATERIALS OR EQUIPMENT OPERATION SHALL BE DONE OVER THE EXISTING COMPLETED PHASE 3 MARSH CREATION AREA DURING THE CONSTRUCTION OF THE WETLANDS PARK.