



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

PUBLIC NOTICE

July 18, 2022

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
Application #: MVN-2013-02380-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).

PERMIT TIME EXTENSION FOR LAND RECLAMATION, BANK STABILIZATION, DRAINAGE PIPE, AND WHARF IN CALCASIEU PARISH

NAME OF APPLICANT: John Moffett, 1100 Shell Beach Drive, Lake Charles, Louisiana 70601.

LOCATION OF WORK: Located in Calcasieu Parish, off Shell Beach Drive, in the community of Lake Charles, Louisiana, (Latitude North: 30.21743°N, Longitude West: -93.2381°W), as shown within the enclosed drawings. (Hydrologic Unit Code 08080206, Calcasieu Basin).

CHARACTER OF WORK: Time extension consists of placing approximately 1,659 cubic yards of hauled-in fill material in a 40-foot wide by 212-foot long by 6-foot deep area along Lake Charles, placing approximately 94 cubic yards of rip rap and matting on the edge of the fill area, installing a 50-foot long 12-inch diameter drainage pipe, and constructing a 30-foot wide by 20-foot long deck and a 6-foot wide by 160-foot long walkway, all for erosion protection, drainage, and recreational purposes. Approximately 0.08 of an acre of waterbottoms would be permanently impacted, with zero anticipated impacts to wetlands or special aquatic sites, therefore compensatory mitigation has not been proposed by the applicant.

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 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, RGW, SARA FORTUNA.** 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 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.

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 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 not likely to adversely affect the West Indian Manatee (*Trichechus manatus*) and no effect to the Red-cockaded Woodpecker (*Picoides borealis*).

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 **0.08 of an acre** 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.

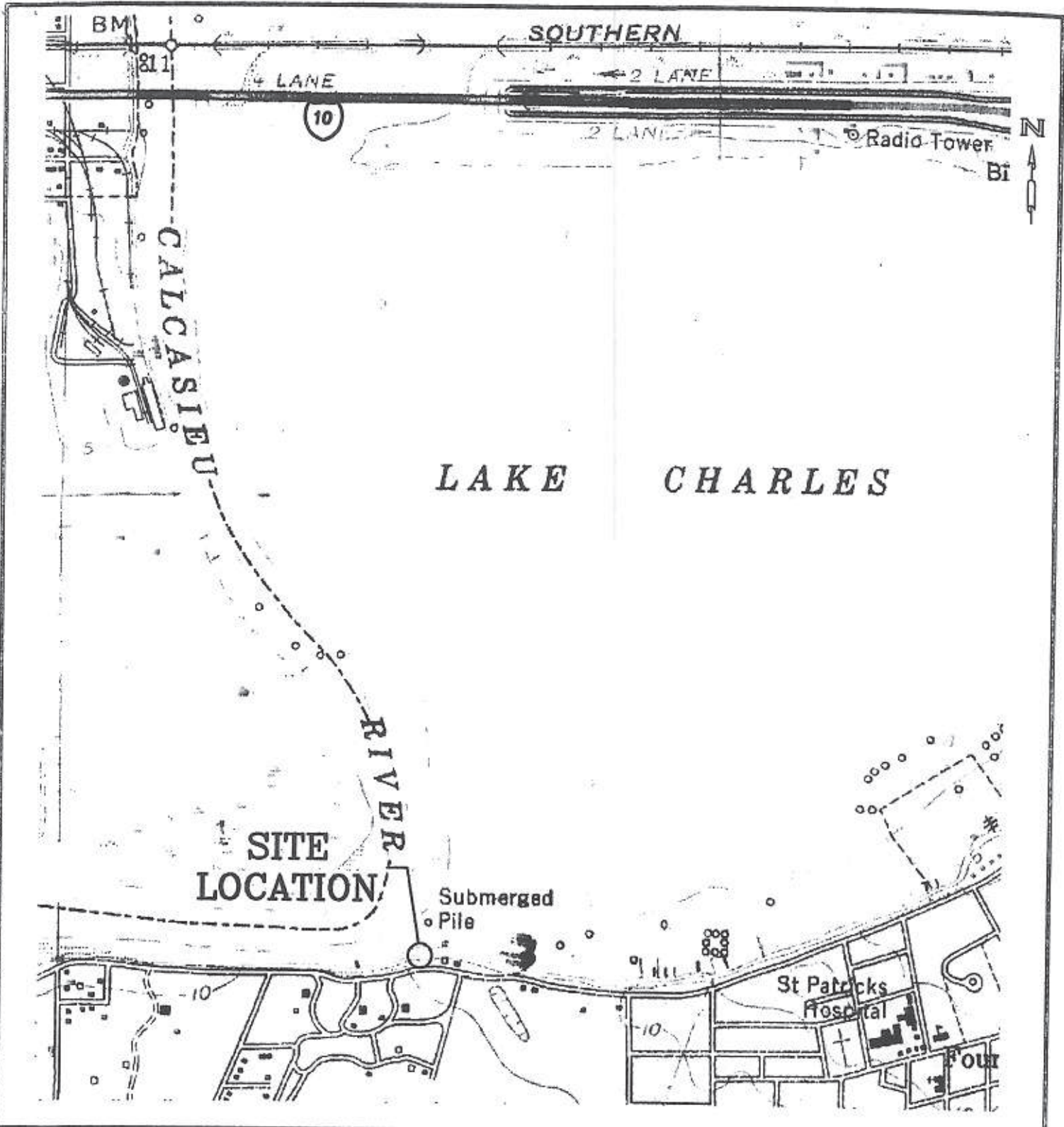
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. *Also, a certification that the proposed activity will not violate applicable water quality standards will be required from the Louisiana Department of Environmental Quality before a Department of the Army permit could be 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.

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

Enclosure



PURPOSE: RECLAIM LAKE SIDE
PROPERTY LOST TO EROSION

DATUM: EPOCH 2013.44

ADJACENT PROPERTY OWNERS:

1. ANDY PIERSON
2. ROBERT NOLAND

VICINITY MAP

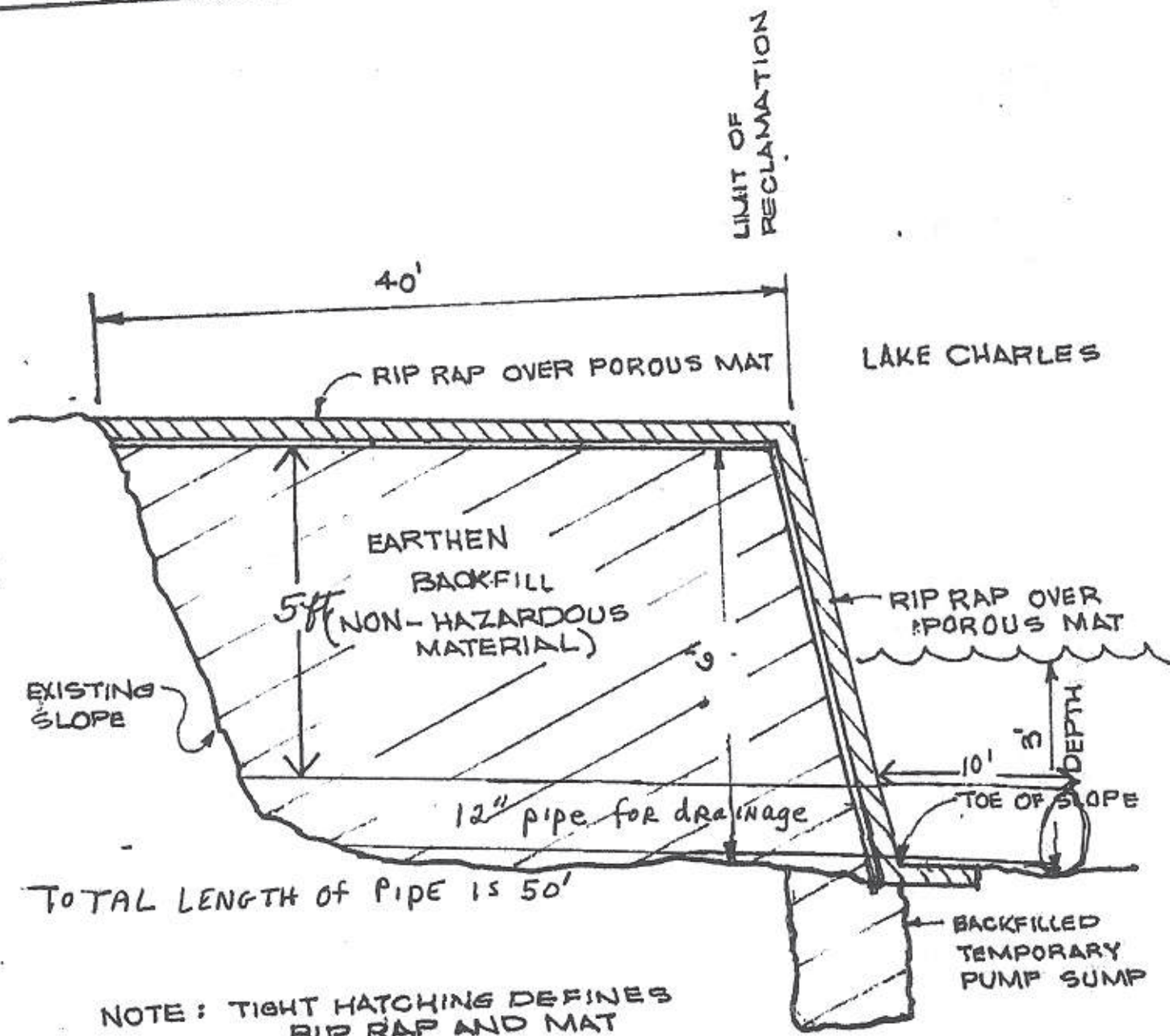
1"=1000'

Dr. JOHN MOFFETT
SHELLBEACH DRIVE
LAKE CHARLES, LA 70601

PROPOSED RECLAMATION OF
ERODED LAND

IN: LAKE CHARLES
PARISH OF: CALCASIEU, STATE: LA
APPLICATION BY: MOFFETT

SHEET 1 OF 3
DATE 08/29/2013



TOTAL LENGTH OF PIPE IS 50'

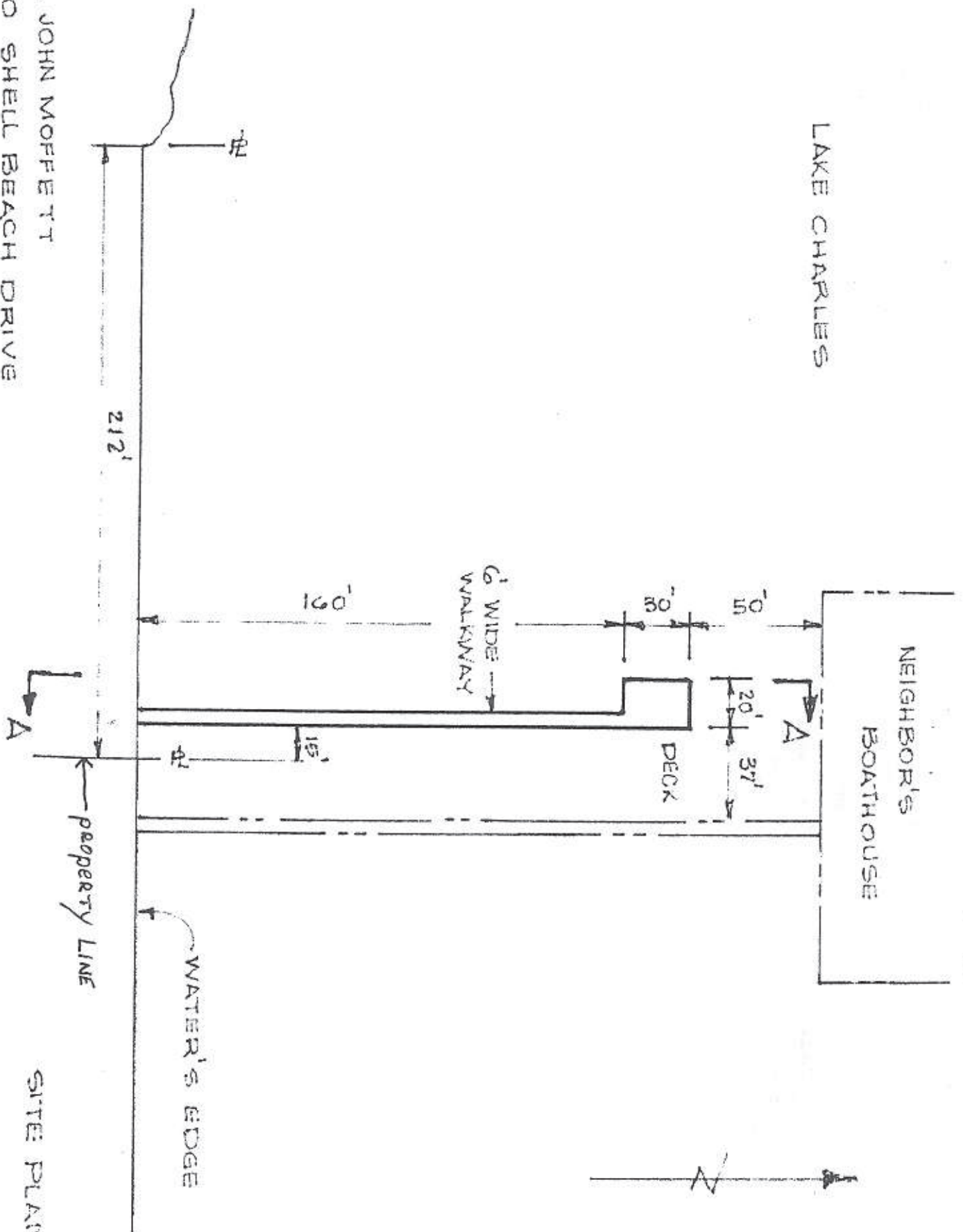
NOTE: TIGHT HATCHING DEFINES RIP RAP AND MAT
 WIDE HATCHING DEFINES COMPACTED EARTHEN BACKFILL

DR. JOHN MOFFETT
 1100 SHELL BEACH DRIVE
 LAKE CHARLES, LA 70601

CROSS - SECTION
 DRAWING: B

LAKE CHARLES

NEIGHBOR'S
BOATHOUSE

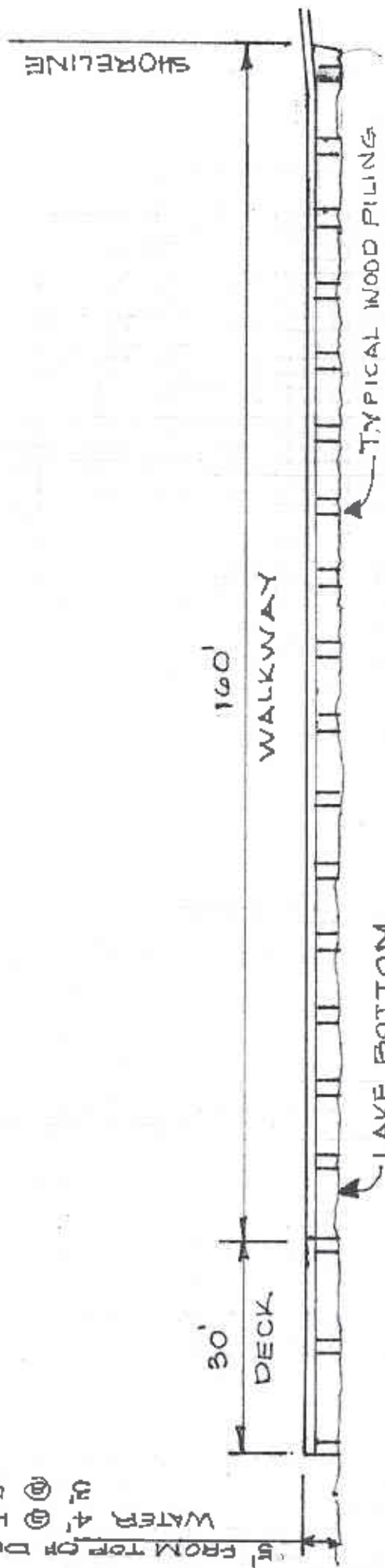


DR. JOHN MOFFETT
1100 SHELL BEACH DRIVE
LAKE CHARLES, LA 70601

SCALE: 1" = 50'

SITE PLAN
DRAWING C

5' FROM TOP OF DECK TO BOTTOM
WATER 4' @ HIGH TIDE
3' @ LOW TIDE



160'
WALKWAY

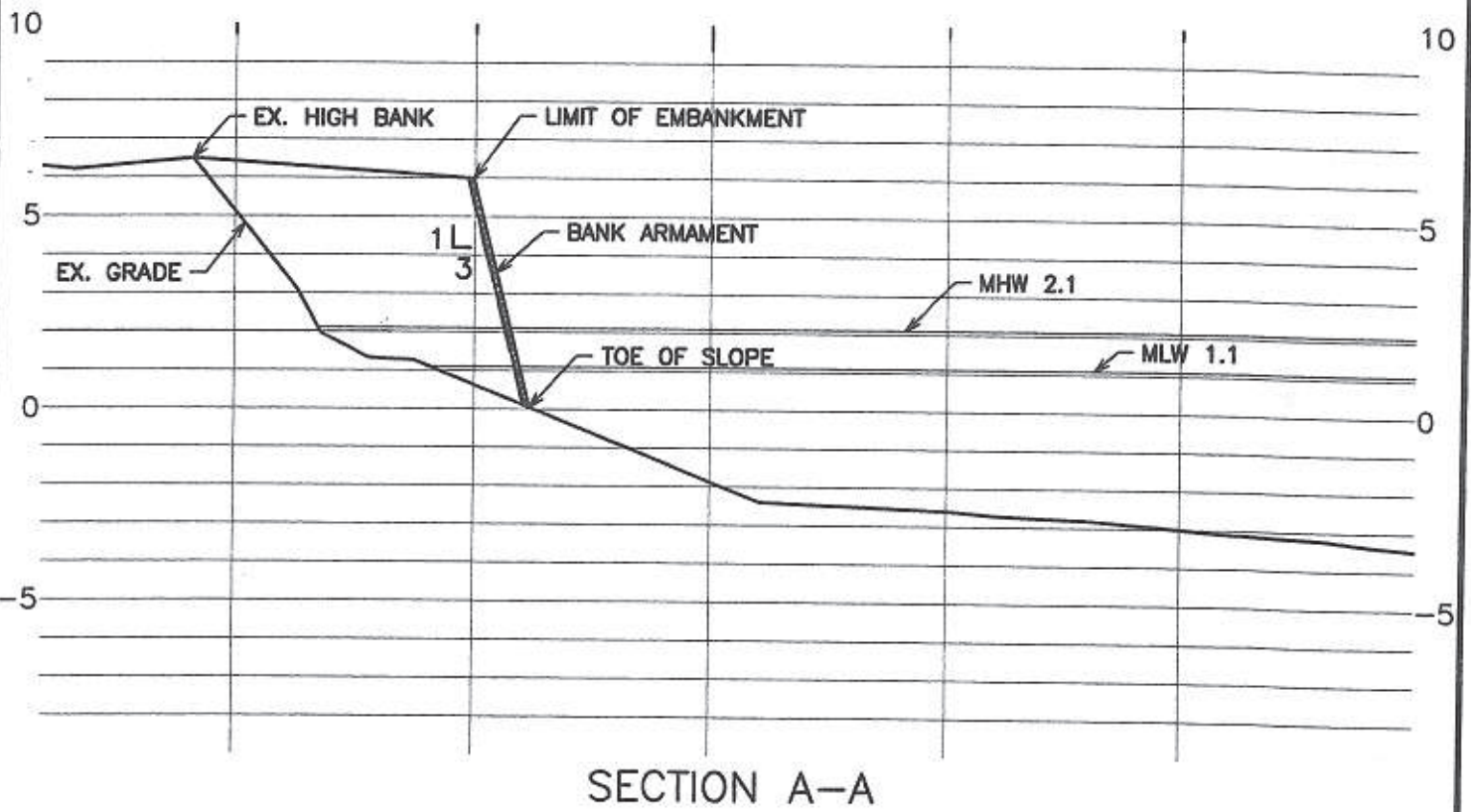
30'
DECK

CROSS - SECTION

SCALE: 1" = 50'

CROSS - SECTION VIEW
DRAWING D

DR. JOHN MOFFETT
1100 SHELL BEACH DRIVE
LAKE CHARLES, LA 70601



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ADJACENT PROPERTY OWNERS:

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SECTION VIEW

HORZ. 1"=20'
VERT. 1"=5'

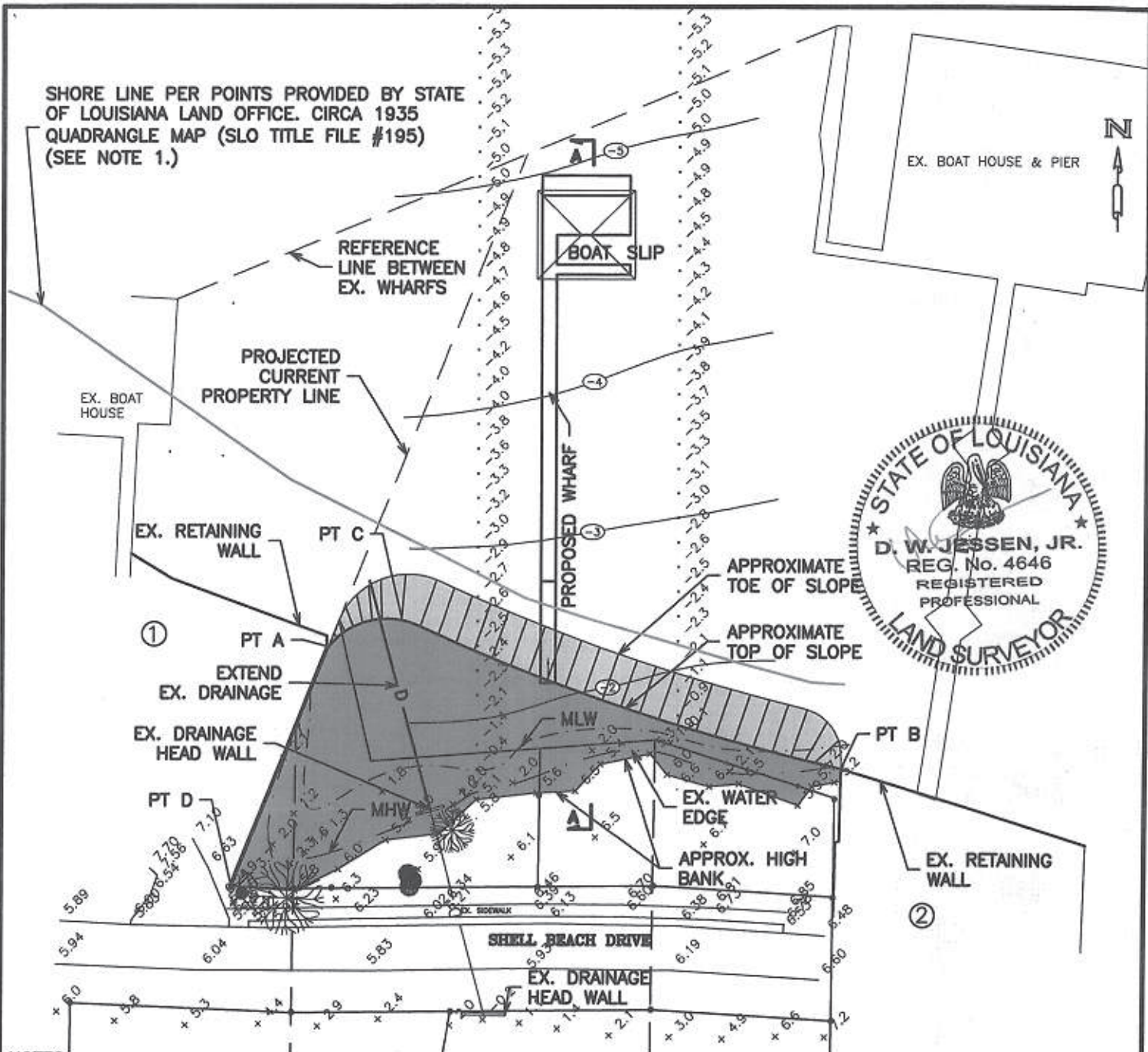
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PROPOSED RECLAMATION OF
ERODED LAND

IN: LAKE CHARLES
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SHEET 3 OF 3
DATE 08/29/2013

SHORE LINE PER POINTS PROVIDED BY STATE OF LOUISIANA LAND OFFICE. CIRCA 1935 QUADRANGLE MAP (SLO TITLE FILE #195) (SEE NOTE 1.)



NOTES:

1. SHORE LINE PER POINTS PROVIDED BY STATE OF LOUISIANA LAND OFFICE. CIRCA 1935 QUADRANGLE MAP (SLO TITLE FILE #195) POINTS PROVIDED WERE LOUISIANA STATE PLANE COORDINATES, SOUTH ZONE, NAD27 CONVERTED TO LOUISIANA STATE PLANE COORDINATES, SOUTH ZONE, NAD 83 USING CORPSON 5.11.08 .
2. COORDINATES BASED ON NAD 83 LOUISIANA STATE PLANE
3. TOTAL AREA TO BE RECLAIMED IS APPROXIMATELY 11,100 SQ. FT.
4. [SHADING] INDICATES AREA TO BE RECLAIMED THIS APPLICATION.

POINT TABLE		
POINT	NORTHING	EASTING
A	629614.6	2679209.6
B	629603.5	2679323.1
C	629660.3	2679256.3
D	629552.8	2679184.9

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PLAN

0 60 120

1"=60'

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SHELLBEACH DRIVE
LAKE CHARLES, LA 70601

PROPOSED RECLAMATION OF ERODED LAND

IN: SECTIONS 1 & 38, T-10-S, R-9-W, CITY OF: LAKE CHARLES PARISH OF: CALCASIEU, STATE: LA
APPLICATION BY: MOFFETT

SHEET 2 OF 3
DATE 05/29/2014 REV. 06/19/14