## **PUBLIC NOTICE**

January 18, 2021

United States Army Corps of Engineers New Orleans District Regulatory Branch 7400 Leake Avenue New Orleans, Louisiana 70118

(504) 862-1577 Project Manager Patricia Clune <u>Patricia.R.Clune@usace.army.mil</u> MVN 2014-02026-CE

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: [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 PERMIT MODIFICATION FOR THE CAMINADA HEADLANDS BACK BARRIER MARSH CREATION PROJECT BA-171 AND BA-193 IN LAFOURCHE PARISH

**NAME OF APPLICANT**: Louisiana Coastal Protection and Restoration Authority, P.O. Box 44027, Baton Rouge, Louisiana 70804.

**LOCATION OF WORK**: In back marsh along the Caminada headlands (Latitude: 29.127317, Longitude: -90.154439) near Port Fourchon in Lafourche Parish, within the East Central Louisiana Coastal basin in hydrological unit (HUC 08090301), as shown on the attached drawings.

**CHARACTER OF WORK**: The applicant has requested a Department of the Army permit modification for the previously issued Caminada Headlands Back Barrier Marsh Creation Project (BA-171) and Caminada Headland Back Barrier Marsh Creation Increment 1 Project (BA-193). Due to impacts from Hurricane Zeta, the proposed modification will require the construction of an exterior containment dike along the north side of the project area and partial restoration of dunes along the south side to facilitate the previously permitted marsh creation projects. The additional work will require 175 acres of impacts and the excavation of 367,239 cubic yards of material.

The applicant has stated that the project is intended to restore existing dunes and create a platform upon which the beach and dune can migrate, reducing the likelihood of breaching, improving the longevity of the barrier shoreline, and protecting wetlands and infrastructure to the north and west. The project has been designed to restore the geomorphic and ecologic form and function of the barrier island features at the Caminada Headlands to provide and protect marsh habitats. The project proposes to add sand material in areas most susceptible to breaching and provide benefits through the restoration and nourishment of important coastal habitats. In total, approximately 428 acres (7,009,366 cubic yards) of native waterbottom material will be dredged and placed as fill to create 1,061 acres of marsh habitat. The applicant has claimed that the project has been designed to avoid and minimize direct and secondary adverse wetland impacts to the maximum extent practicable. The applicant is proposing that the project derived benefits and habitat creation would outweigh any detrimental impacts to wetland losses as a result of project implementation and would enhance the coastal ecosystem and provide for longer sustainability. Therefore, compensatory mitigation requirements are not anticipated.

The comment period for the Department of the Army Permit modification will close 20 days from the date of this joint 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 mailed so as to be received before or by the last day of the comment period. Letters concerning the Corps of Engineers permit modification application must reference the applicant's name and the Permit Application Number and be mailed to the Corps of Engineers at the address above, ATTENTION: REGULATORY BRANCH. Individuals or parties may request an extension of time in which to comment on the proposed work by writing or e-mailing the Corps of Engineers Project Manager listed above. Any request 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 Section 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 to the initial comment period and, inclusive of the initial comment period, 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. Copies of this notice are being sent to the State Archeologist and the State Historic Preservation Officer.

Our initial finding is that the proposed work would not affect any species, nor affect any habitat designated as critical to the survival and recovery of such species, listed as endangered by the U.S. Department of Interior. The New Orleans District has determined that the proposed project is located in waters known to be utilized by the West Indian Manatee (*Trichechus manatus*). Utilizing Louisiana DKey within the Information for Planning and Consultation (IPaC) system, between the U.S. Army Corps of Engineers, New Orleans and U.S. Fish and Wildlife Service, Ecological Services Office, the Corps has determined that with the inclusion of the Standard Manatee Conditions for In-Water Activities, proposed work is not likely to adversely affect the West Indian Manatee. Additionally, the proposed work has been determined not likely to adversely affect the Kemps's Ridley (*Lepidochelys kempii*), the Loggerhead Sea Turtle (*Caretta caretta*), the piping plover (*Charadrius melodus*) or the Red Knot (*Calidris canutus rufa*).

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 <u>1,061</u> 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 has been issued from the Department of Environmental Quality, under permit number

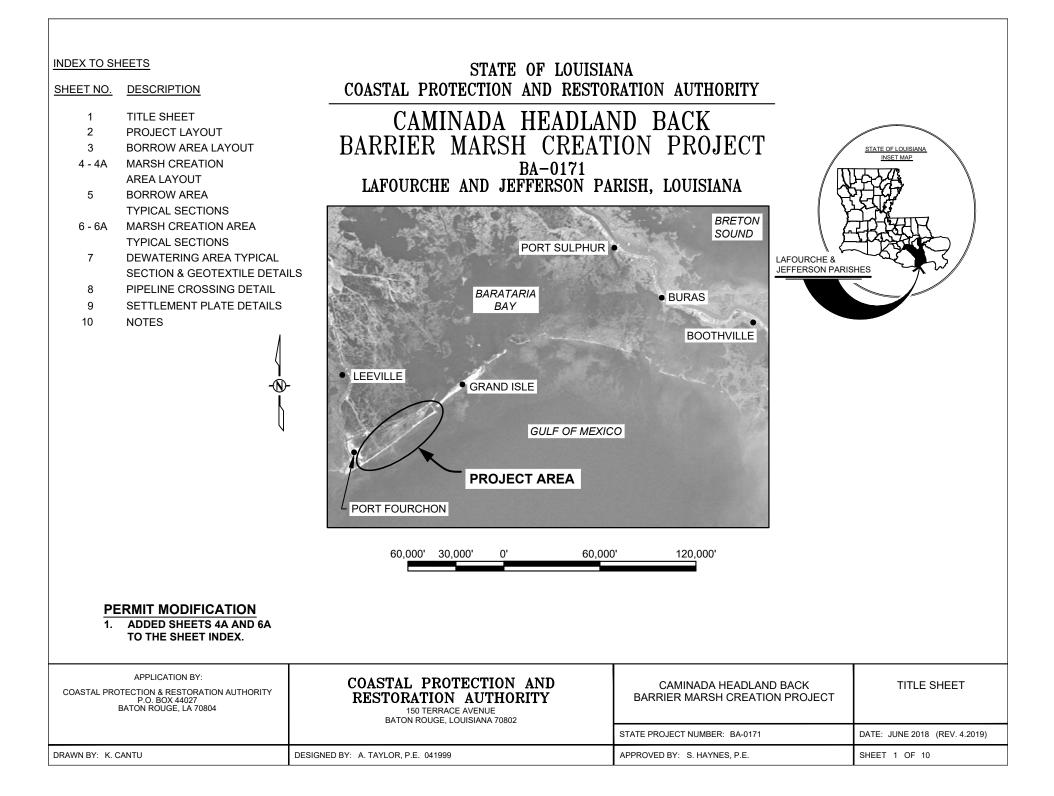
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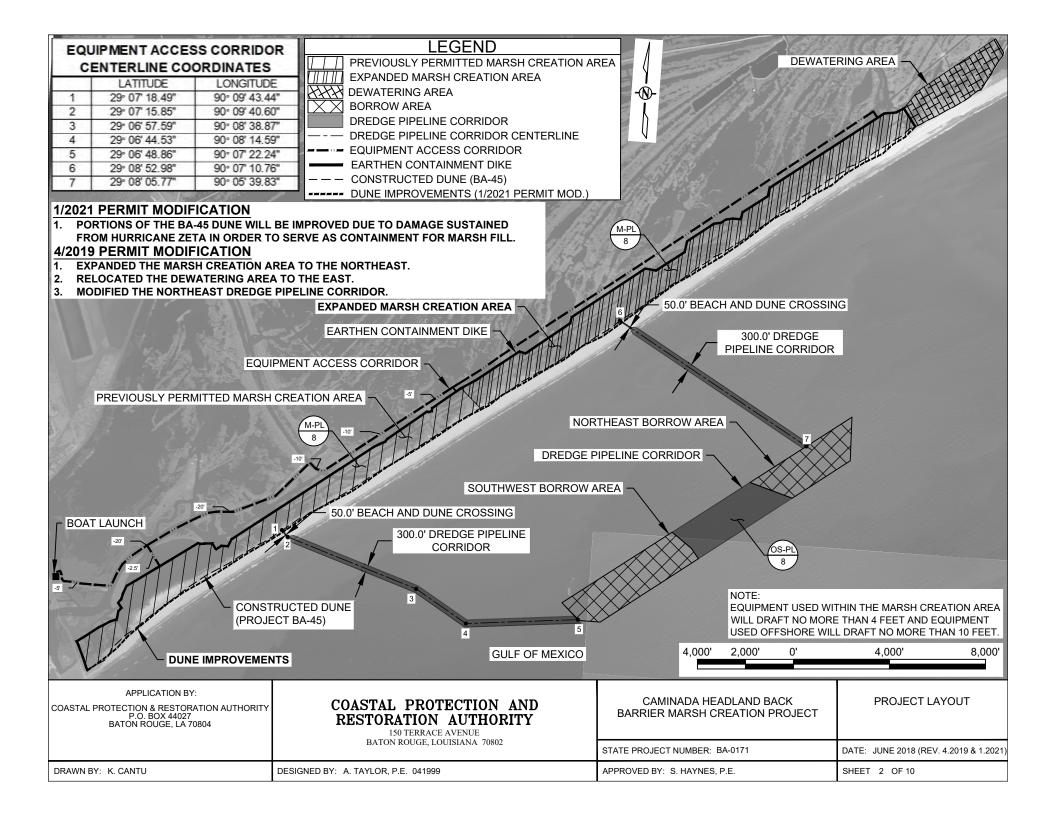
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. You are requested to communicate the information contained in this notice to any other parties whom you deem likely to have interest in the matter.

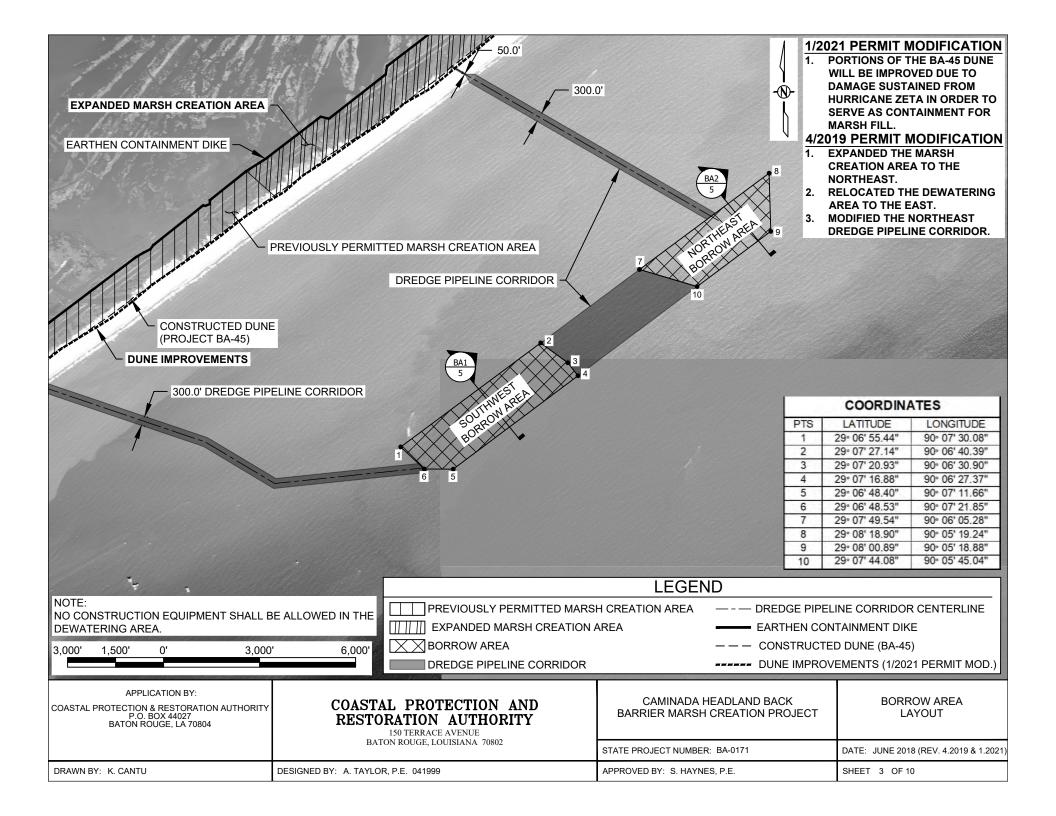
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program (Louisiana Coastal Zone Application P20201107). The Department of the Army permit will not be issued unless the applicant received approval or a waiver of the Coastal Use Permit by the Department of Natural Resources.

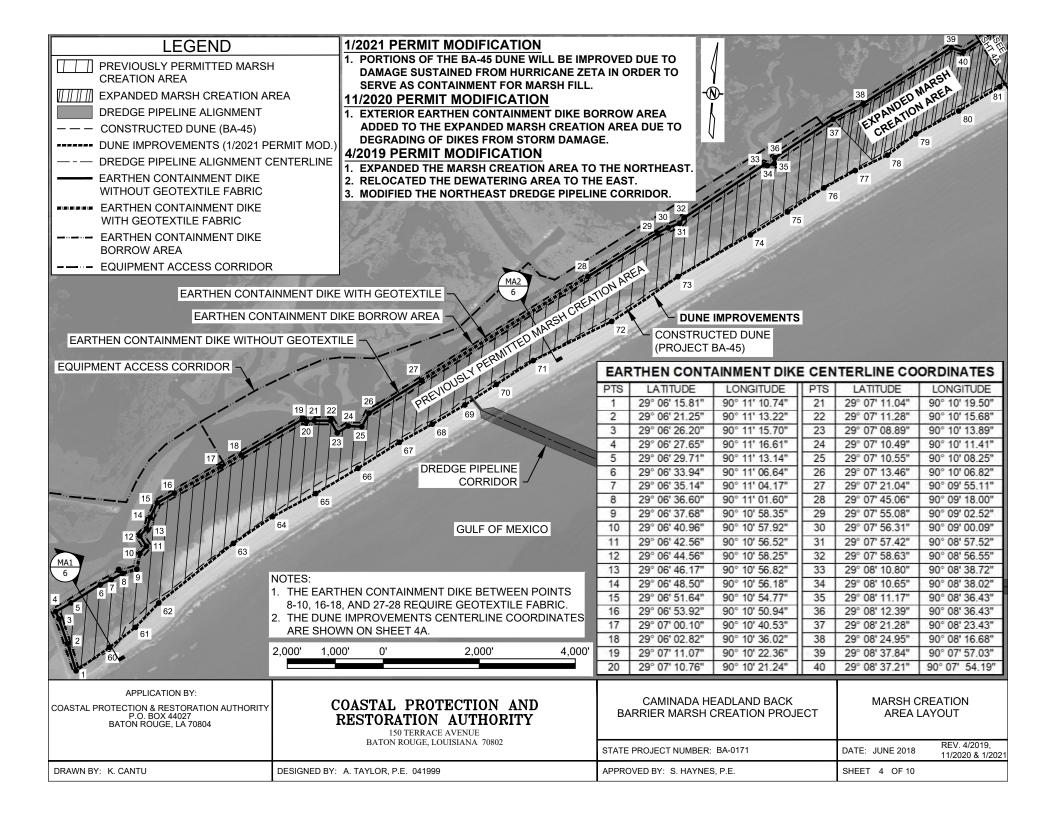
John M Herman Chief, Central Evaluation Section Regulatory Branch

Enclosure

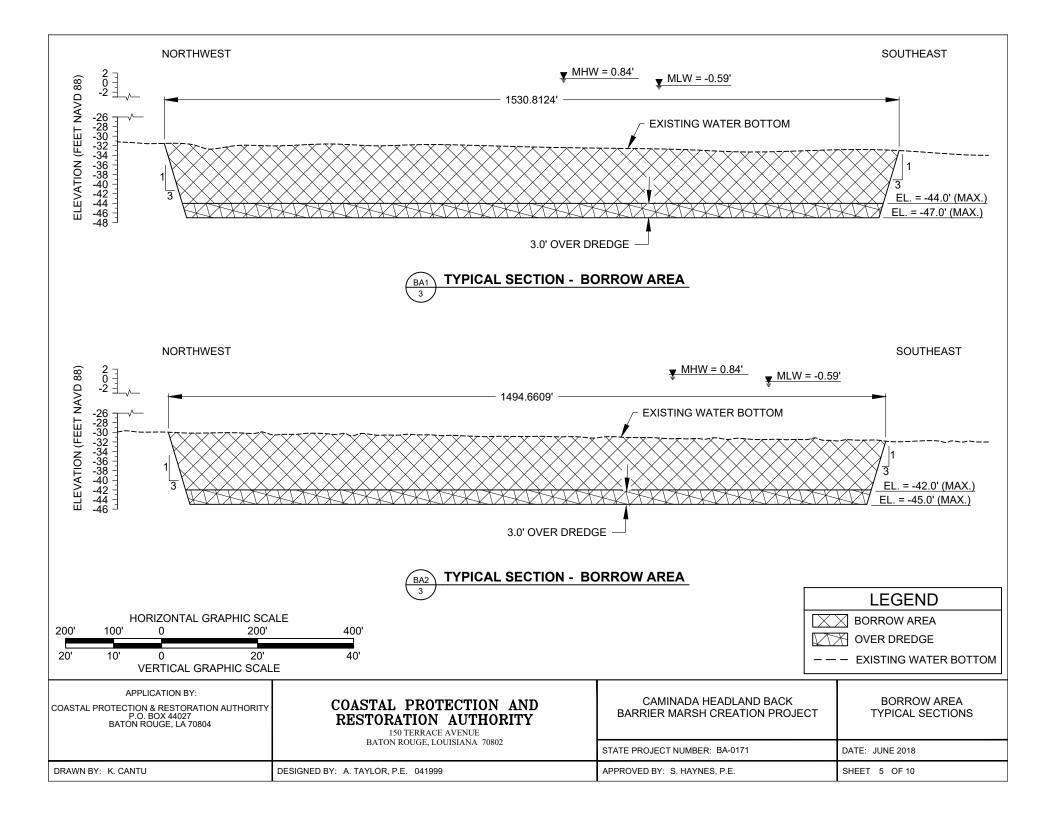


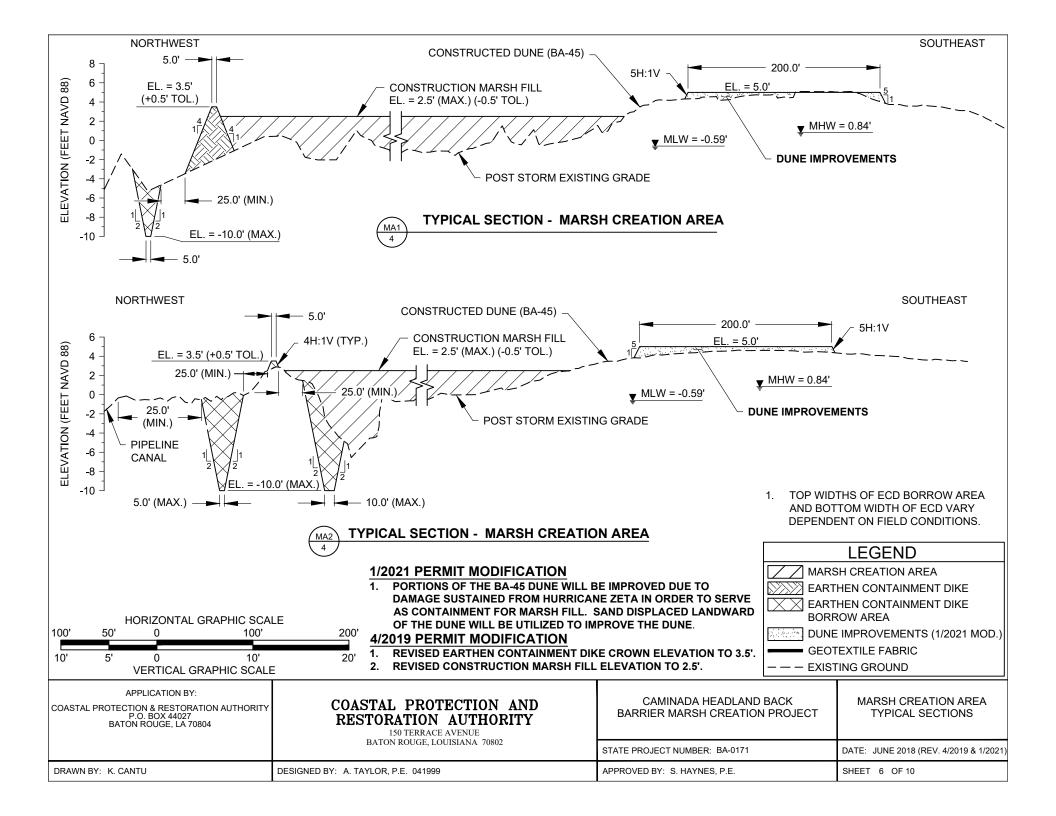


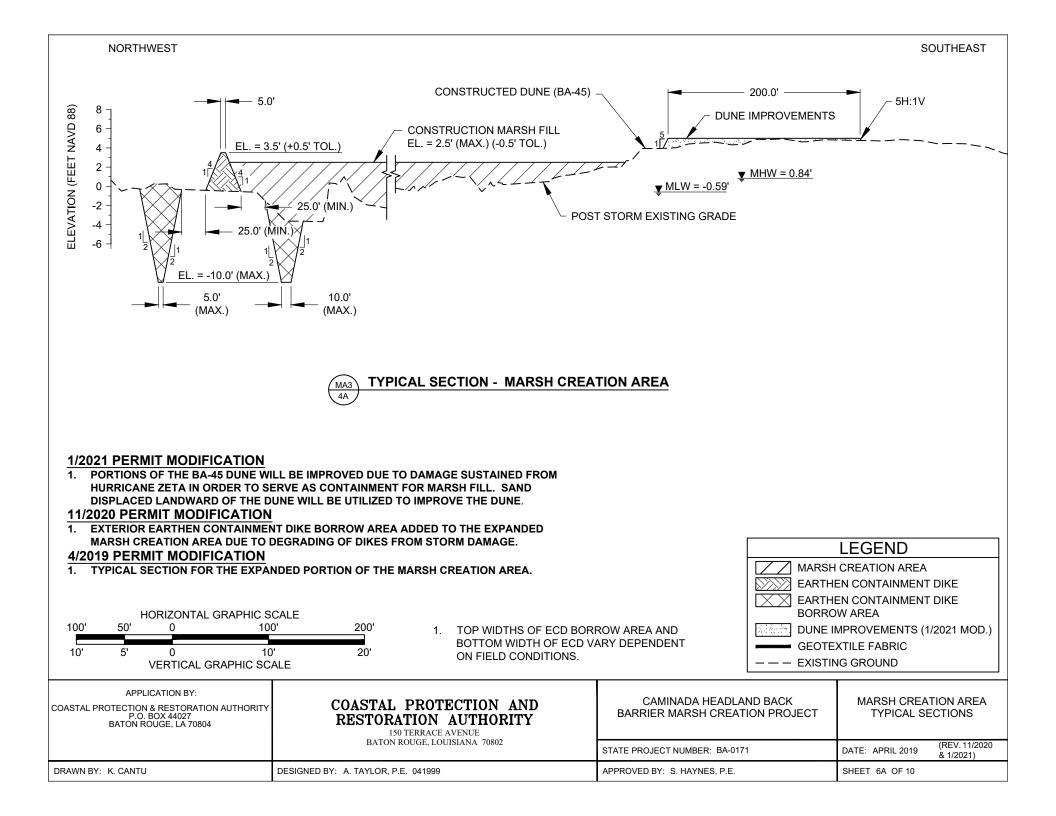


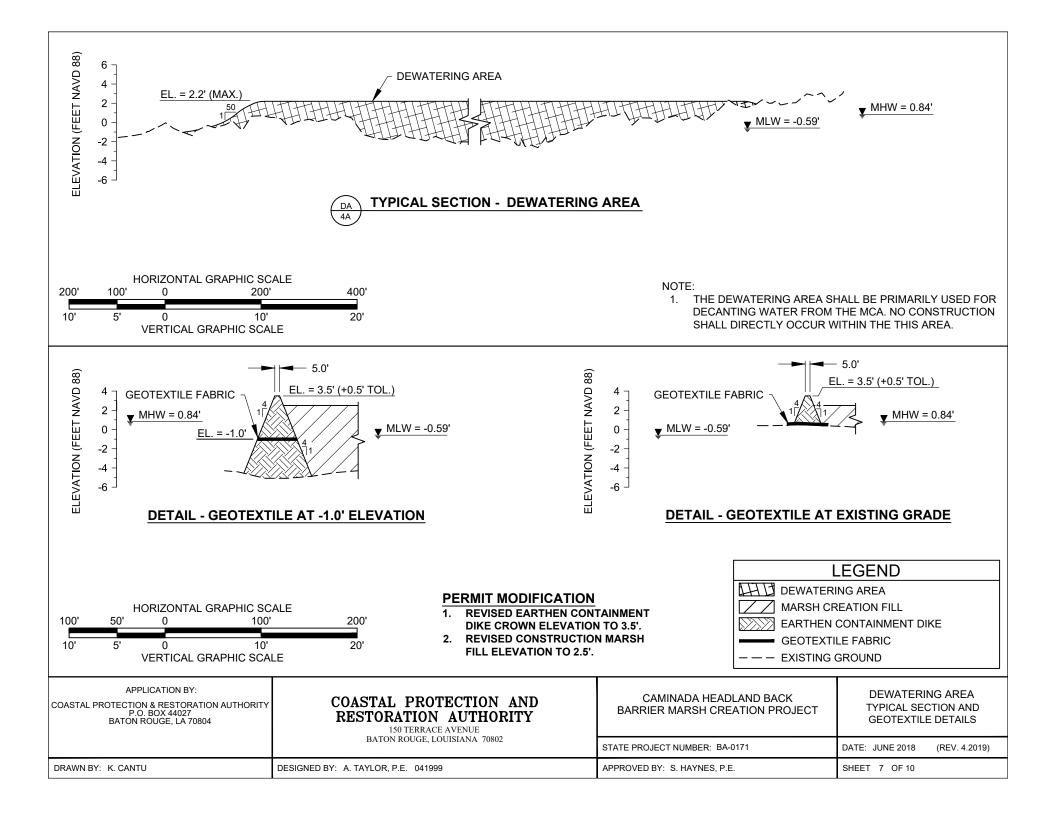


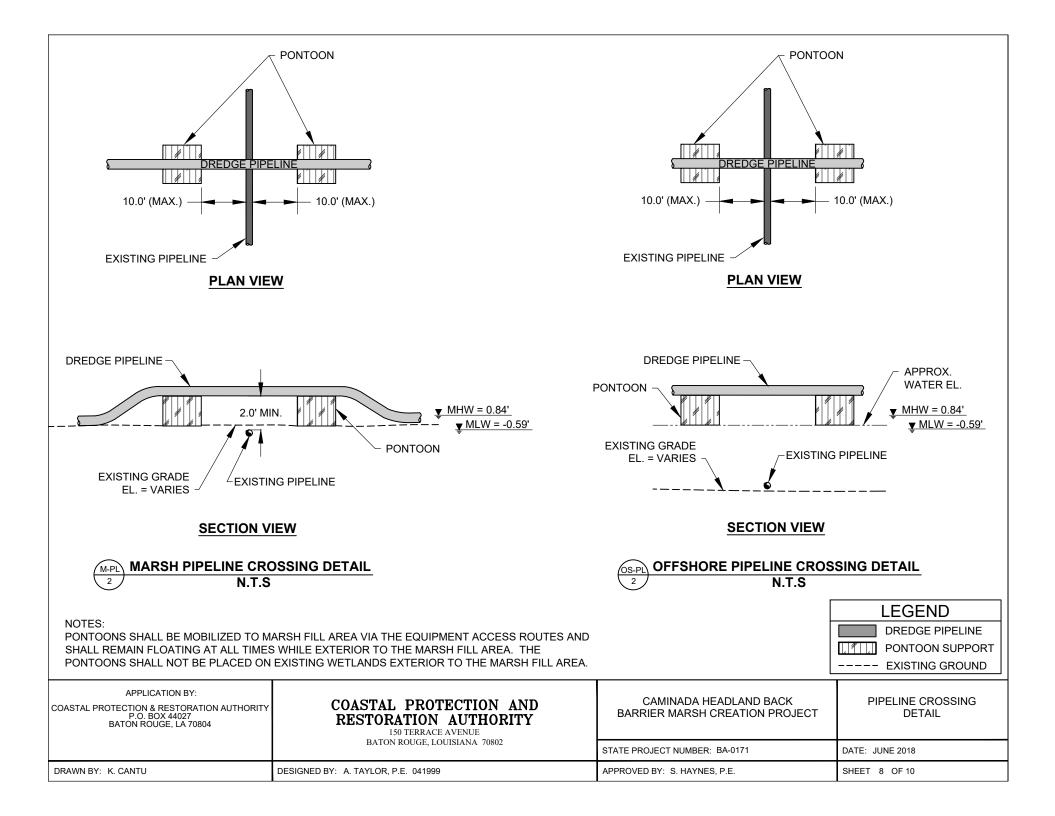
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APPLICATION BY:			CAMINADA HEADLAND BACK	MARSH CREATION
COASTAL PROTECTION & RESTORATION AUTHORITY P.O. BOX 44027		OTECTION AND	BARRIER MARSH CREATION PROJECT	AREA LAYOUT
BATON ROUGE, LA 70804		N AUTHORITY		
		ACE AVENUE LOUISIANA 70802		
	00002,		STATE PROJECT NUMBER: BA-0171	DATE: APRIL 2019 (REV. 11/20 & 1/21)
DRAWN BY: K. CANTU	DESIGNED BY: A. TAYLOR, P.E. 0419	999	APPROVED BY: S. HAYNES, P.E.	SHEET 4A OF 10

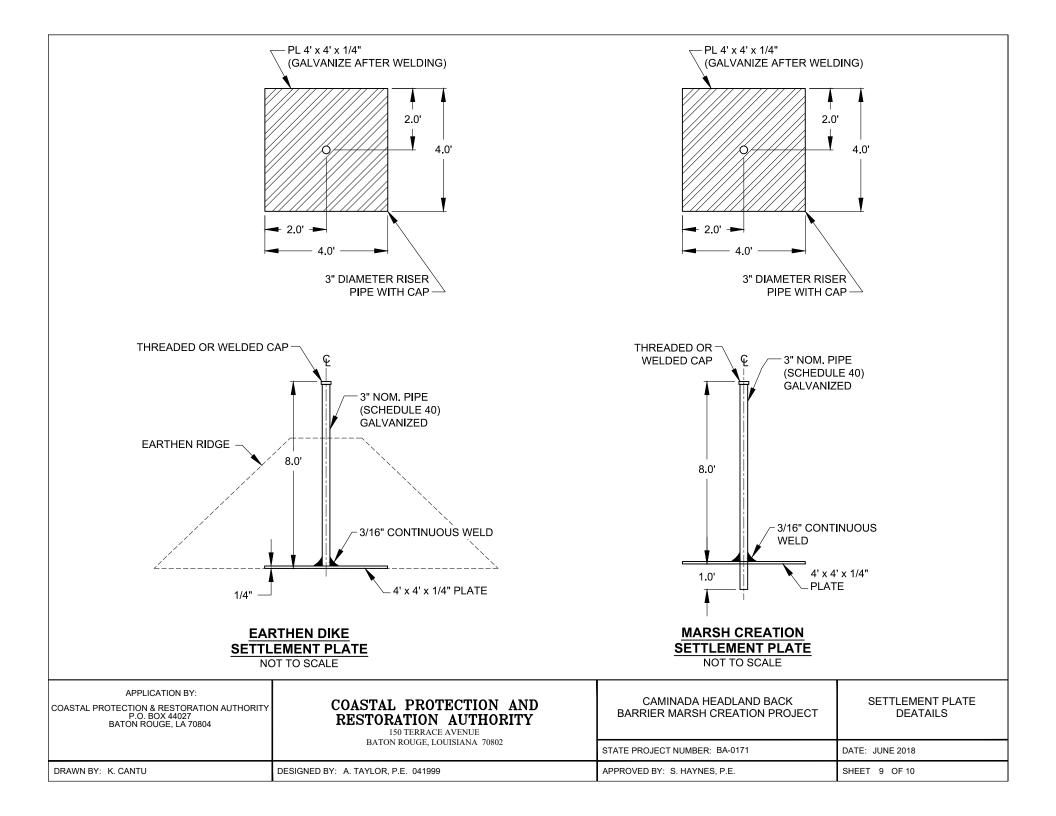












- 1. AS-BUILT DRAWINGS AND/OR PLATS SHALL HAVE WRITTEN ON THEM THE DATE OF COMPLETION OF SAID ACTIVITIES AND SHALL BE SUBMITTED TO THE LOUISIANA DEPARTMENT OF NATURAL RESOURCES, OFFICE OF COASTAL MANAGEMENT, P.O. BOX 44487, BATON ROUGE, LA 70804-4487 WITHIN 30 DAYS FOLLOWING PROJECT COMPLETION.
- 2. 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.
- 3. STRUCTURES MUST ALSO BE MARKED/LIGHTED IN ACCORDANCE WITH U.S. COAST GUARD REGULATIONS.
- 4. 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.
- 5. TRACKED EQUIPMENT SHALL HAVE A MAXIMUM DIMENSION OF 34 FEET LONG AND 15 FEET WIDE.
- 6. THE CONTRACTOR SHALL DECANT SUPERNATANT WATER INTO THE DEWATERING AREA USING STRUCTURES SUCH AS WEIRS OR SPILL BOXES. THE LOSS OF FINE-GRAINED MATERIAL MAY BE FURTHER REDUCED THROUGH THE USE OF INTERNAL TRAINING DIKES, HAY BALES, OR SILT FENCES.

	APPLICATION BY: COASTAL PROTECTION & RESTORATION AUTHORITY P.O. BOX 44027 BATON ROUGE, LA 70804	<b>RESTORATION AUTHORITY</b> 150 TERRACE AVENUE	CAMINADA HEADLAND BACK BARRIER MARSH CREATION PROJECT	NOTES
	BATON ROUGE, LOUISIANA 70802	STATE PROJECT NUMBER: BA-0171	DATE: JUNE 2018	
	DRAWN BY: K. CANTU	DESIGNED BY: A. TAYLOR, P.E. 041999	APPROVED BY: S. HAYNES, P.E.	SHEET 10 OF 10