

JOINT PUBLIC NOTICE

March 16, 2020

United States Army
Corps of Engineers
New Orleans District
Regulatory Branch
7400 Leake Avenue
New Orleans, Louisiana 70118-3651

(504) 862-2284
Sara.B.Fortuna@usace.army.mil
Project Manager
Sara Fortuna
Permit Application Number
MVN-2015-02191-WKK

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

(225) 219-3225
Elizabeth.Hill@la.gov
Project Manager
Elizabeth Hill
WQC Application Number
WQC 200303-01

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/or [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).

BORROW PIT AND ACCESS ROAD IN CALCASIEU PARISH

NAME OF APPLICANT: APB Land Resources, L.L.C., c/o GIS Engineering, L.L.C., 450 Laurel Street, Suite 1500, Baton Rouge, Louisiana 70801.

LOCATION OF WORK: Near Choupique Bayou, off Prater Road, in the community of Sulphur, in Calcasieu Parish, Louisiana, as shown on the enclosed drawings.

Location: Latitude: 30.244173° N / Longitude: -93.315068° W, Hydrologic Unit Code: 08080206 – Calcasieu Basin.

CHARACTER OF WORK: Conduct excavation operations in an approximately 1,250-foot wide by 2,150-foot long by 20-foot deep area for a borrow pit and install a 25-foot wide by 2,530-foot long access road to the borrow pit. Approximately 1,935,000 cubic yards of excavated earthen material would be hauled off site and sold for ongoing construction projects within the Lake Charles and Sulphur areas. Approximately 1,500 cubic yards of limestone would be used for the access road. The borrow pit would be located within 50 feet of the property boundary. Approximately 0.30 of an acre of forested wetlands would be permanently impacted via access road construction and 59 acres of forested wetlands would be permanently impacted via borrow pit excavation. On October 5, 2017, the permit for APB Land Resources was issued for the construction of a labor housing development. Approximately 60.3 acres of forested wetlands were previously mitigated for under this permit.

The comment period for the Department of the Army Permit and the Louisiana Department of Environmental Quality WQC 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 and/or this WQC 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 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**. **Similar 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.**

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.

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 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 public notice are being sent to the State Archeologist and State Historic Preservation Officer 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. Utilizing Standard Local Operating Procedure for Endangered Species in Louisiana (SLOPES), dated October 22, 2014, 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 the proposed activity would have no effect on any listed species.

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 **N/A** 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.

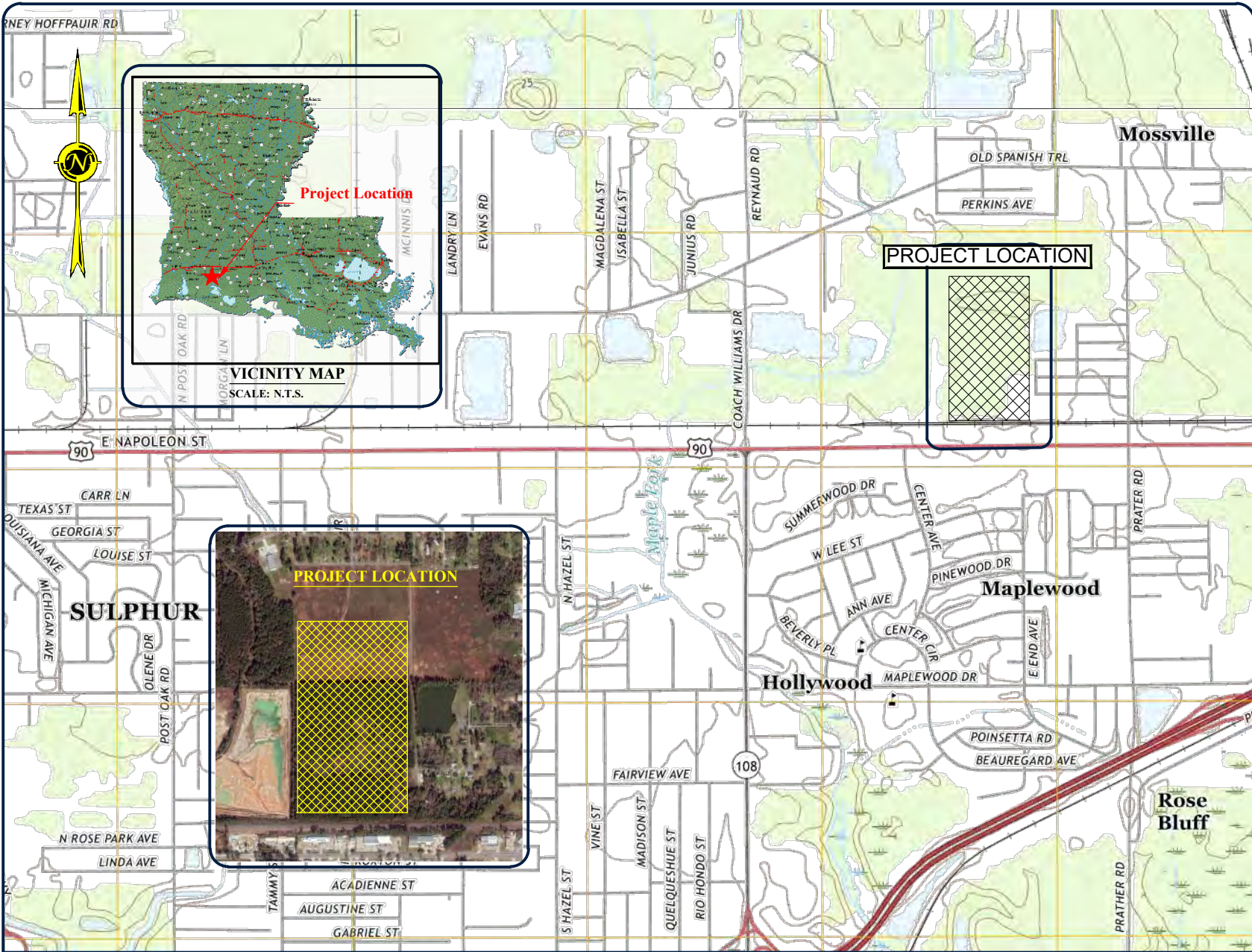
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. Also, a certification that the proposed activity will not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

Darrell S. Barbara
Chief, Western Evaluation Section
Regulatory Branch

Enclosure



NOTE: THE IMAGE ABOVE IS A GENERAL REPRESENTATION OF THE WORK AREA, ACTUAL FIELD CONDITIONS MAY DIFFER.



ENGINEERING LLC

Coastal Design & Infrastructure
197 Elysian Drive
Houma, LA 70363
O: (985) 219-1000 | F: (985) 475-7014
ENGINEERING • PLANNING • ENVIRONMENTAL CONSULTING

REVISIONS

No.	Description	Date

FOR PERMIT APPLICATION ONLY

ENGINEER'S NAME
LA LICENSE NO. 00000

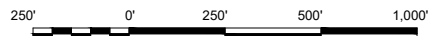
BORROW PIT EXCAVATION PERMIT LAKE CHARLES, LOUISIANA

VICINITY MAP

Project number	39130-0000
Date	NOV 2019
Designed by	MM
Drawn by	SDP
Checked by	
Checked by	MM
Plot Date	NOV 2019



NOTE: THE IMAGE ABOVE IS A GENERAL REPRESENTATION OF THE WORK AREA, ACTUAL FIELD CONDITIONS MAY DIFFER.



ENGINEERING LLC

Coastal Design & Infrastructure
197 Elysian Drive
Houma, LA 70363
O: (985) 219-1000 | F: (985) 475-7014

ENGINEERING • PLANNING • ENVIRONMENTAL CONSULTING

REVISIONS

No.	Description	Date

**FOR PERMIT
APPLICATION ONLY**

ENGINEER'S NAME
LA LICENSE NO. 00000

**BORROW PIT EXCAVATION PERMIT
LAKE CHARLES, LOUISIANA**

PROJECT SITE PLAN

Project number	39130-0000
Date	NOV 2019
Designed by	MM
Drawn by	SDP
Checked by	
Checked by	MM
Plot Date	NOV 2019

02



ENGINEERING LLC

Coastal Design & Infrastructure
197 Elysian Drive
Houma, LA 70363
O: (985) 219-1000 | F: (985) 475-7014

ENGINEERING • PLANNING • ENVIRONMENTAL CONSULTING

REVISIONS

No.	Description	Date

**FOR PERMIT
APPLICATION ONLY**

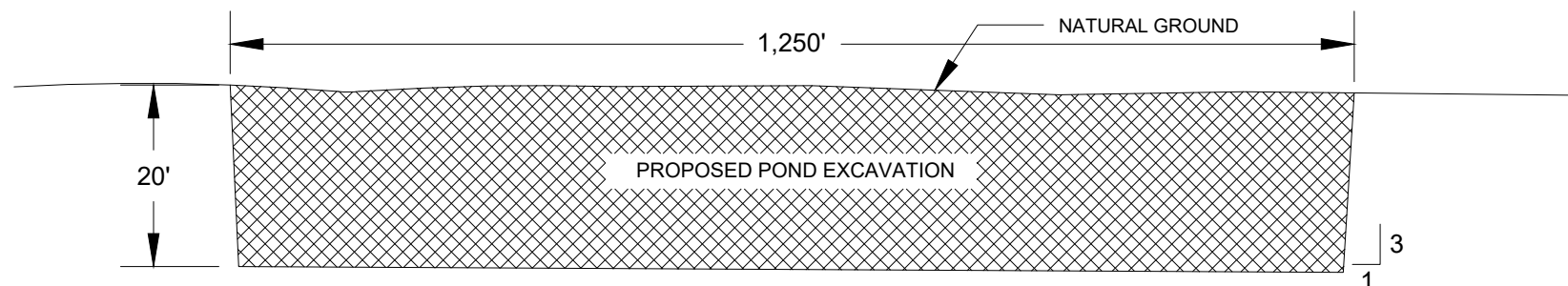
ENGINEER'S NAME
LA. LICENSE NO. 00000

**BORROW PIT EXCAVATION PERMIT
LAKE CHARLES, LOUISIANA**

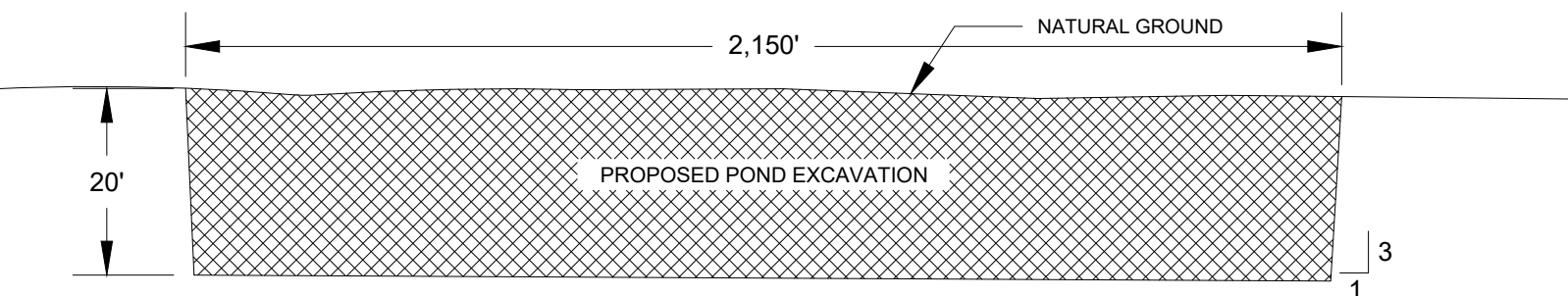
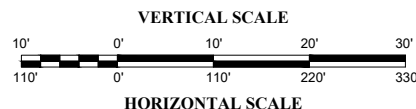
TYPICAL SECTION

Project number	39130-0000
Date	NOV 2019
Designed by	MM
Drawn by	SDP
Checked by	
Checked by	MM
Plot Date	NOV 2019

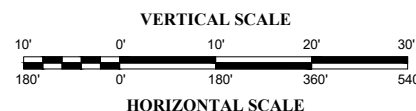
03



SECTION A-A



SECTION B-B



NOTES:
VOLUME OF MATERIAL TO BE EXCAVATED = 1,935,000 CY

NOTE: THE IMAGE ABOVE IS A GENERAL REPRESENTATION OF THE WORK AREA, ACTUAL FIELD CONDITIONS MAY DIFFER.



ENGINEERING LLC

Coastal Design & Infrastructure
197 Elysian Drive
Houma, LA 70363
O: (985) 219-1000 | F: (985) 475-7014

ENGINEERING • PLANNING • ENVIRONMENTAL CONSULTING

REVISIONS

No.	Description	Date

**FOR PERMIT
APPLICATION ONLY**

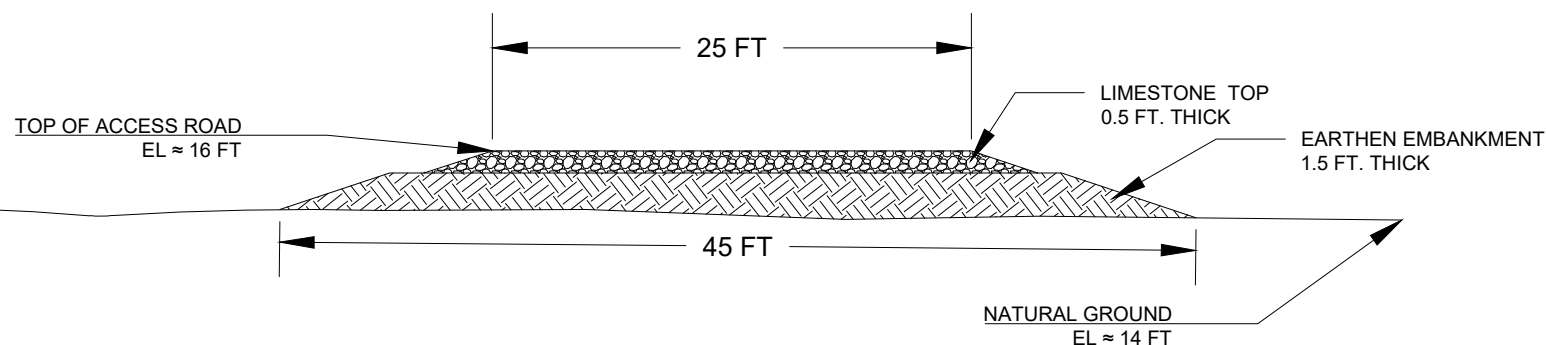
ENGINEER'S NAME
LA. LICENSE NO. 00000

**BORROW PIT EXCAVATION PERMIT
LAKE CHARLES, LOUISIANA**

ACCESS ROAD TYPICAL SECTION

Project number	39130-0000
Date	NOV 2019
Designed by	MM
Drawn by	SDP
Checked by	
Checked by	MM
Plot Date	NOV 2019

04







SCALE: NTS

NOTE: THE IMAGE ABOVE IS A GENERAL REPRESENTATION OF THE WORK AREA, ACTUAL FIELD CONDITIONS MAY DIFFER.

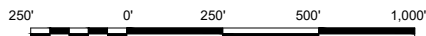


NOTE: THE IMAGE ABOVE IS A GENERAL REPRESENTATION OF THE WORK AREA, ACTUAL FIELD CONDITIONS MAY DIFFER.




WETLANDS WITHIN AREA OF EXCAVATION

-  12 % WET - APPROX 18.2 WETLAND ACRES
-  23 % WET - APPROX 2.9 WETLAND ACRES
-  100 % WET - APPROX 23.4 WETLAND ACRES
-  48 % WET - APPROX 14.5 WETLAND ACRES

TOTAL ACRES OF WETLANDS IMPACTED = 59 ACRES



WETLANDS WITHIN AREA OF ACCESS ROAD

-  12 % WET - APPROX 0.05 WETLAND ACRES
-  100 % WET - APPROX 0.18 WETLAND ACRES
-  48 % WET - APPROX 0.07 WETLAND ACRES

TOTAL ACRES OF WETLANDS IMPACTED = 0.30 ACRES

TOTAL ACRES OF WETLANDS IMPACTED BY THE PROJECT= 59.3 ACRES



ENGINEERING LLC

Coastal Design & Infrastructure
197 Elysian Drive
Houma, LA 70363
O: (985) 219-1000 | F: (985) 475-7014

ENGINEERING • PLANNING • ENVIRONMENTAL CONSULTING

REVISIONS

No.	Description	Date

**FOR PERMIT
APPLICATION ONLY**

ENGINEER'S NAME
LA. LICENSE NO. 00000

**BORROW PIT EXCAVATION PERMIT
LAKE CHARLES, LOUISIANA**

WETLANDS

Project number	39130-0000
Date	NOV 2019
Designed by	MM
Drawn by	SDP
Checked by	
Checked by	MM
Plot Date	NOV 2019

05