



REPLY TO
ATTENTION OF:

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

December 26, 2016

Operations Division
Central Evaluation Section

Project Manager
Dirreen Arnold
(504) 862-2301
Dirreen.S.Arnold@usace.army .mil

SUBJECT: MVN 2016-01310 CA

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 [] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344).

**DECK / BOAT LIFT ON CHINQUAPIN CANAL AT CHINQUAPIN CAMP
SUBDIVISION, LOT 49, LIVINGSTON PARISH**

NAME OF APPLICANT: MICHAEL ROSE, c/o United Built Homes, LLC, Attn: Craig Fuller, 12240 South Harrell's Ferry Road, Baton Rouge, Louisiana 70816

LOCATION OF WORK: Chinquapin Canal, Lot 49, Chinquapin Camp Subdivision, at 22846 Chene Blanc Lane, Maurepas, Louisiana, (30.2598, -90.700125), in Livingston Parish, as shown on the enclosed drawings, within Hydrologic Unit Code 08070204, Lake Maurepas, Louisiana.

The work described below was partially completed prior to obtaining a Department of the Army permit and was in violation of Section 10 of the Clean Water Act. All legal issues concerning the unauthorized work have since been deferred.

CHARACTER OF WORK: The applicant has requested Department of the Army authorization to install and maintain a residential structure on an existing upland lot which will include a covered porch, deck and boat lift which extends approximately 18-ft over the Chinquapin Canal where the canal's width is approximately 125 feet wide. No dredging or fill is required. No special aquatic sites will be affected by this project and no mitigation is anticipated.

It is presumed that the applicant has designed the project to avoid and minimize direct and secondary adverse impacts to the maximum extent practicable.

The comment period for the Department of the Army Permit will close **15 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 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**. 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, pre-historical, historical sites, or data. Issuance of this public notice solicits input from the State Archeologist and State Historic Preservation Officer regarding potential impacts to cultural resources.

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 Commerce.

The New Orleans District has determined that the proposed project is located within waters known to be occupied by the endangered West Indian Manatee (*Trichechus manatus*) and determined with the inclusion of the Standard Manatee Conditions for In-Water Activities the proposed activity is not likely to adversely affect the species based on the 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.

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 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, 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.

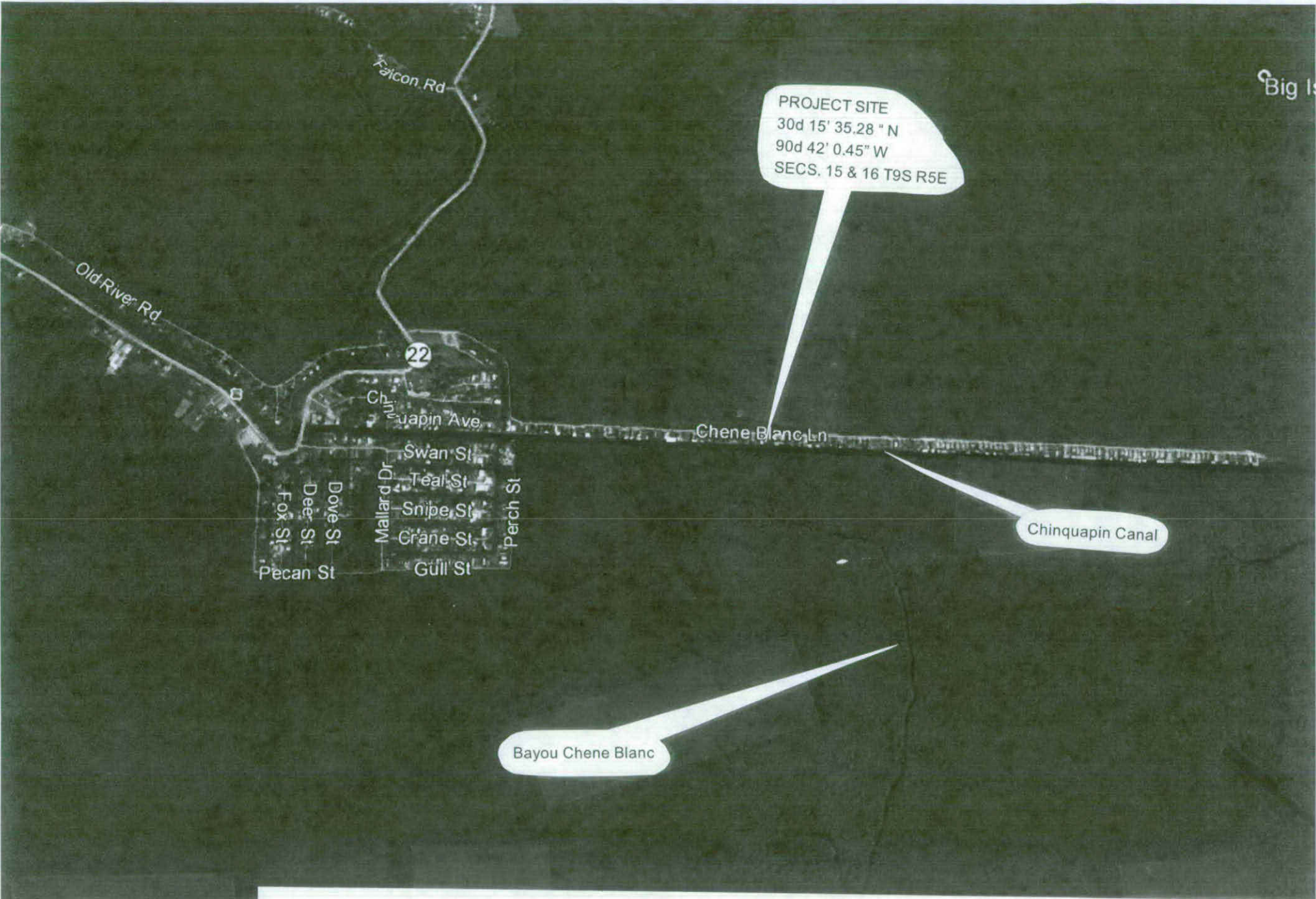
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program. The Department of the Army permit will not be issued unless the applicant received approval or a waiver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

You are requested 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 Section
Regulatory Branch

Enclosure

Big Is



PROJECT SITE
30d 15' 35.28" N
90d 42' 0.45" W
SECS. 15 & 16 T9S R5E

Chiquapin Canal

Bayou Chene Blanc

1" = 1200'

1998

CHENE BLANC LN.



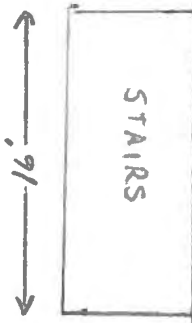
SEWER TEE IN
TO EXISTING
SYSTEM
(4.6 yd³)



28'

PROPERTY OWNER - CHRIS ROGERS

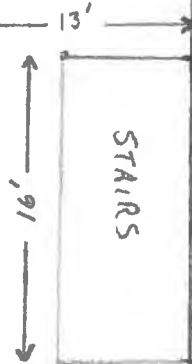
PROPERTY OWNER - RANDY MAY



7'

PROPOSED
HOME

30'



7'

54'

72'

7'

EXISTING
BULKHEAD

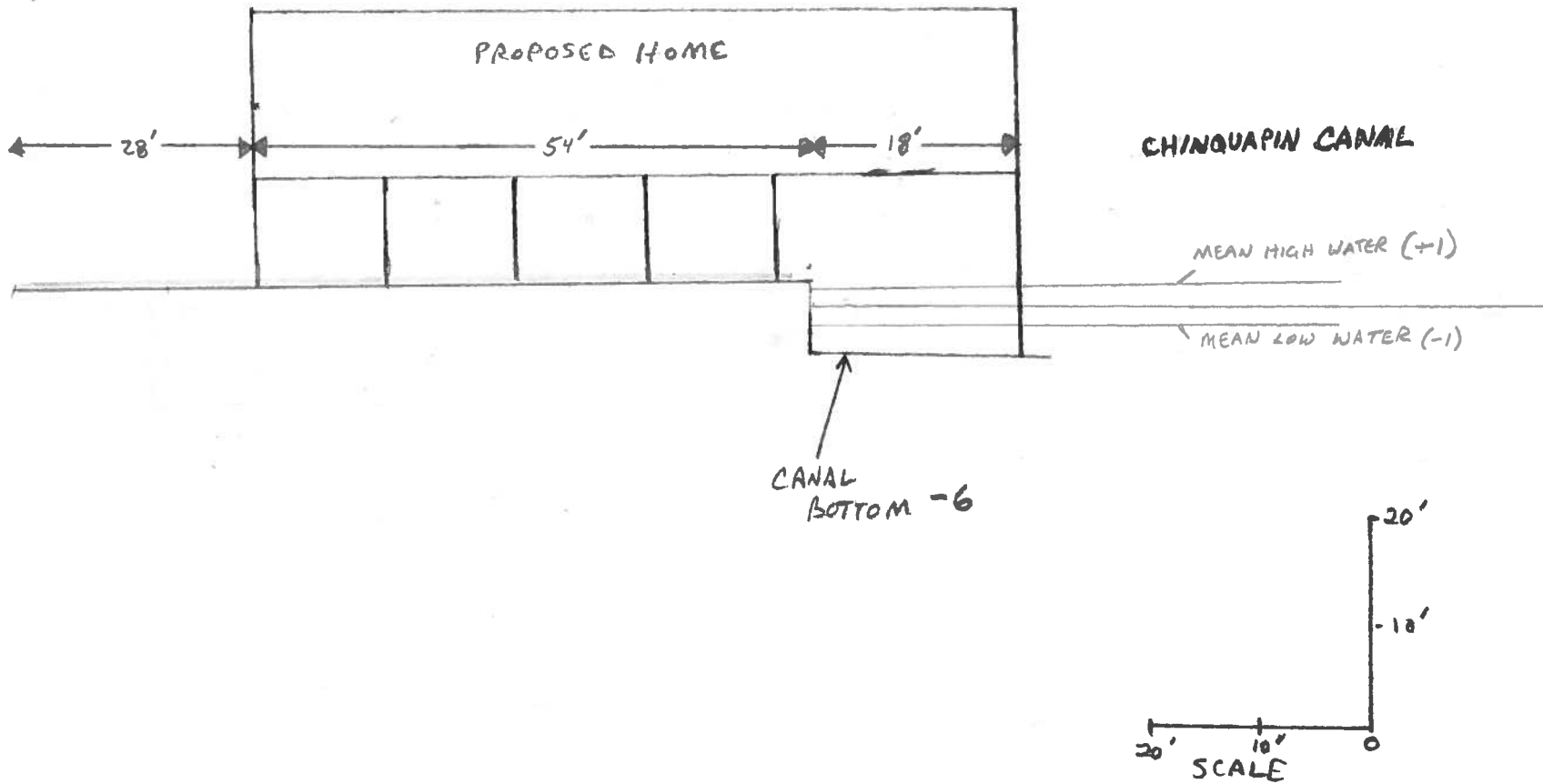
COVERED PORCH
WITH BOAT SLIP
BELOW

18'
(COVER WATER)

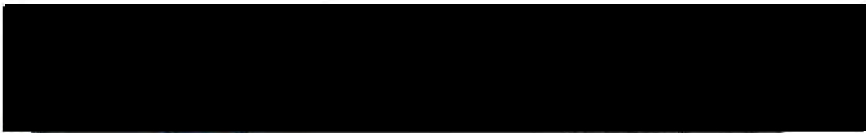
CHINGUAPIN
CANAL

DISTANCE TO OPPOSITE BANKLINE
100'

FOUR PILINGS HAVE
BEEN DRIVEN (UNAUTHORIZED)



- 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.
- Structures must also be marked/lighted in accordance with U. S. Coast Guard regulations.
- 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.
- At this time, there are no plans for placement of fill material to construct a driveway. Vehicles will be parked on native ground. Also, no vegetative clearing, excavation or placement of fill material will occur on the northern ROW of Chene Blanc Lane (across street from subject property). A separate Coastal Use Permit may be required for such activities.



Name _____ Date _____
signed Craig Fuller (Agent) for Michael Rose (Applicant)