## JOINT PUBLIC NOTICE

### March19, 2018

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

(504) 862-1545 Project Manager S. Gail Gainey Sandra.G.Gainey@usace.army.mil MVN-2018-00190-CG State of Louisiana Department of Environmental Quality Water Permits Division Post Office Box 4313 Baton Rouge, Louisiana 70821-4313

(225) 219-3225
Project Manager
Elizabeth Hill
WQC Application Number
WQC # 180313-01

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: [] 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, Office of Environmental Services, for a Water Quality Certification (WQC) in accordance with statutory authority contained in LRS 30:2074 A(3) and provisions of Section 401 of the Clean Water Act.

#### COMMERCIAL RETAIL DEVELOPMENT IN TERREBONNE PARISH

**NAME OF APPLICANT**: Capital Growth Buchalter, Incorporated, 361 Summit Blvd., Suite 110, Birmingham, Alabama 35243.

**LOCATION OF WORK**: South of Bayou Black, Sections 56, 57, T16S-R14E, at 6434 Bayou Black Drive in Gibson, Louisiana, in Terrebonne Parish, within the Terrebonne Basin in hydrologic unit (HUC 08090302), as shown on the attached drawings (Latitude 29.684122 N, Longitude -90.996126 W).

<u>CHARACTER OF WORK</u>: The applicant has requested Department of the Army authorization to clear, grade, remove structures, excavate and deposit fill and/or aggregate material to construct and maintain a commercial retail store (Dollar General Store) to include parking lots, utilities and drainage infrastructure. Approximately 1,540 cubic yards will be excavated an placed on-site and approx. 520 cubic yards of concrete, 200 cubic yards of gravel, 20 cubic yards of rock and 7,680 cubic yards of topsoil will be hauled in and deposited to achieve required grade elevation requirements. The proposed project is situated on an approximately 3.1-acre tract. Two existing structures and a concrete slab will be removed from the property site. A preliminary analysis has determined wetlands to be present at the project site; however, extent of coverage and impacts is undetermined at this time pending wetland delineation.

It is presumed that the applicant has designed the project to avoid and minimize direct and secondary adverse impacts to the maximum extent practicable. Any further reduction would limit usage of the property and, therefore function deeming the project impracticable. As compensation for unavoidable wetland impacts, the applicant proposes to mitigate in-kind wetland credits from a Corps approved mitigation bank located in the watershed. The applicant is proposing to utilize best management practices during and after the construction phase of the project and that the project will receive approval from all appropriate drainage and sewage agencies.

The comment period for the Department of Army will close in **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 US 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 US 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 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 up to <u>n/a</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 water quality standards will be required from the Department of Environmental Quality, Office of Environmental Services 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.

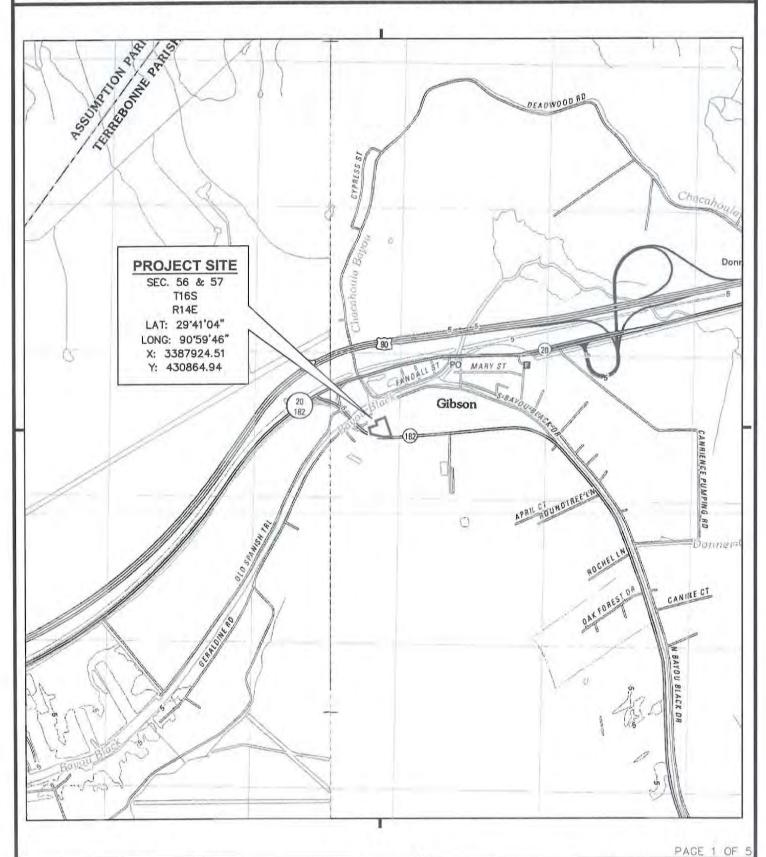
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana

Coastal Resources Program (Louisiana Coastal Zone Application P20180138). 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

Enclosures

# GIBSON, TERREBONNE PARISH, LOUISIANA

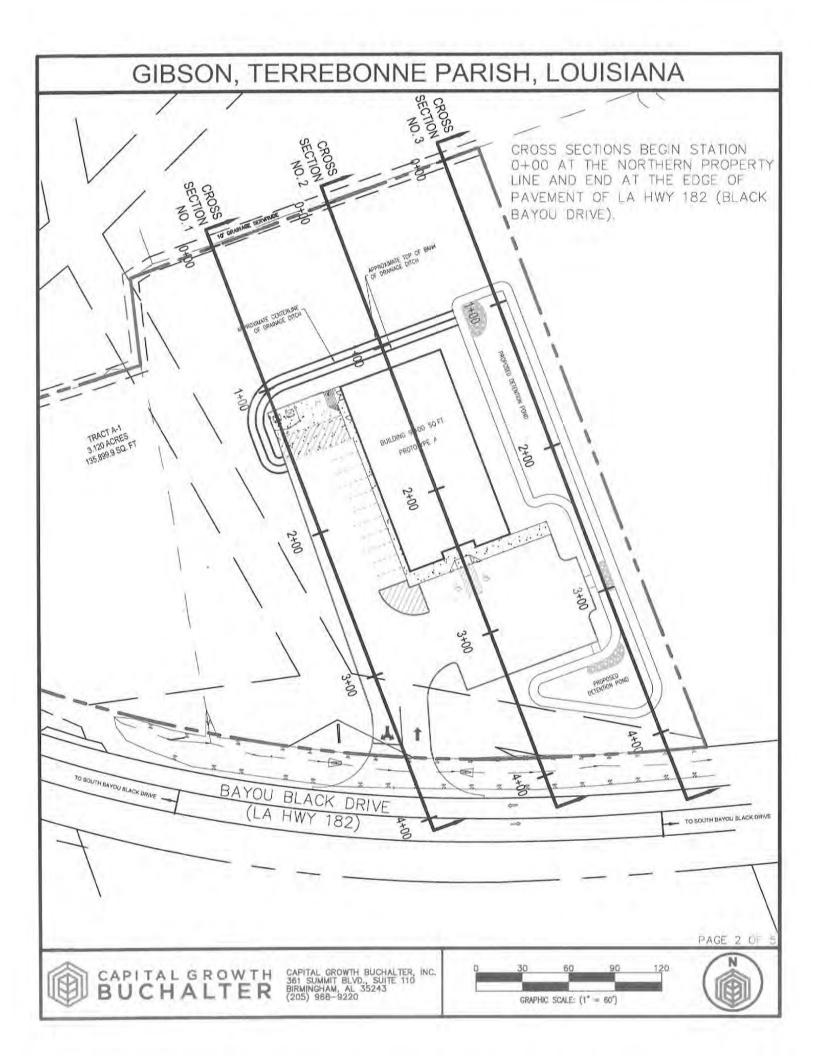


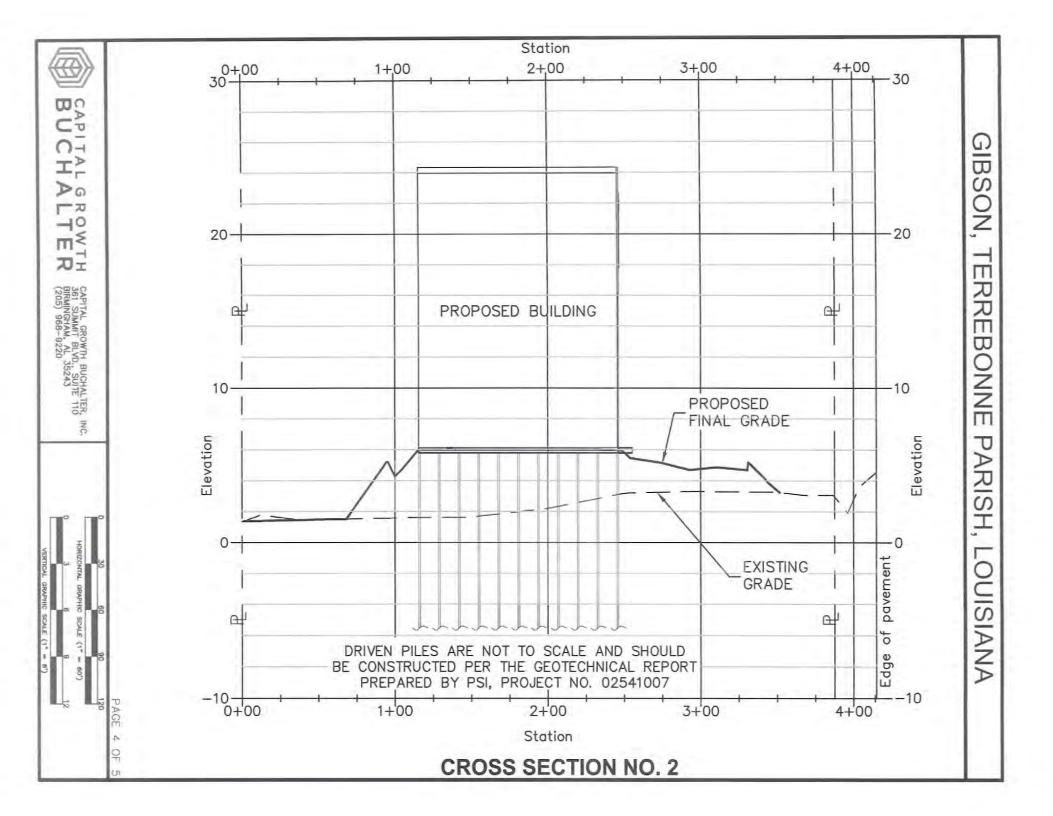


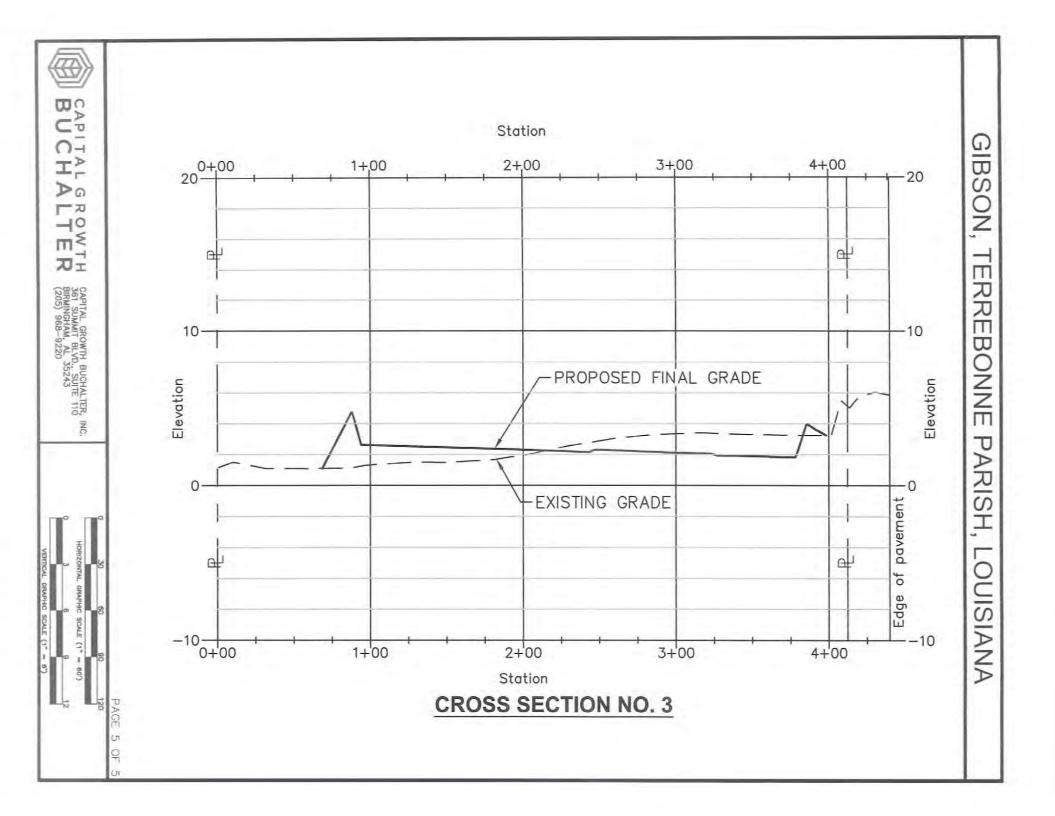
CAPITAL GROWTH BUCHALTER, INC. 361 SUMMIT BLVD., SUITE 110 BIRMINGHAM, AL 35243 (205) 968-9220

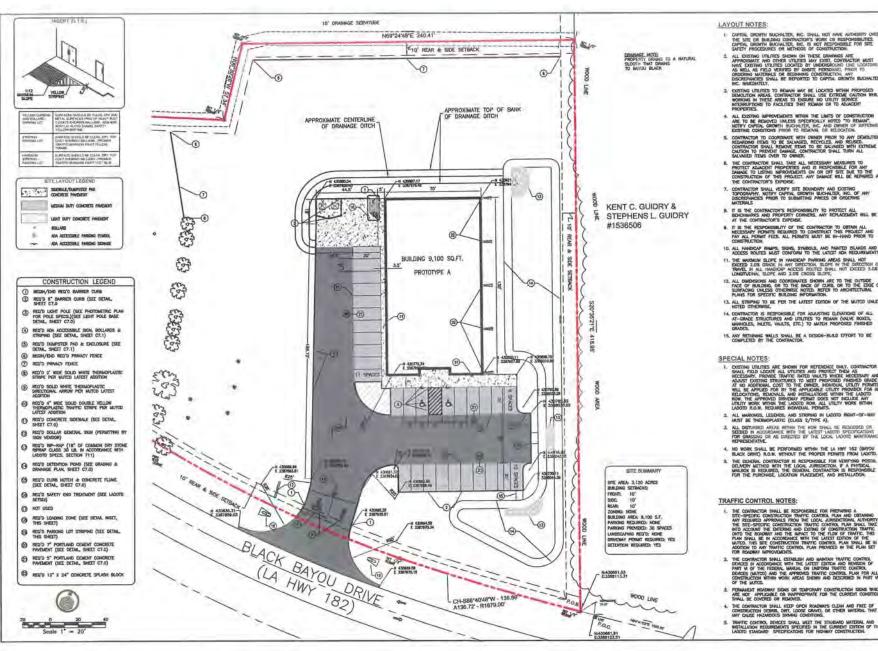












- CAPITAL GROWTH BUCHALTER, INC. SHALL NOT HAVE ALTHORITY OVER THE SITE OR BULDING CONTRACTOR'S WORK OR RESPONSIBILITIES CAPITAL GROWTH BUCHALTER, INC. IS NOT RESPONSIBLE FOR SITE SAFETY PROCEDURES OR METHODS OF CONSTRUCTION.
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- 7. CONTRACTOR SHALL VERBY SITE BOUNDARY AND DISTING TOPOGRAPHY. NOTIFY CAPITAL GROWN'S BUCHATTER, INC. OF ANY DISCREPANCES PROOF TO SUBMITTING PRICES OR GROUPING MICENAL PRICES.
- B. IT IS THE CONTRACTOR'S RESPONSIBILITY TO PROTECT ALL BENCHMARKS AND PROPERTY CORNERS, ANY REPLACEMENT WILL BE AT THE CONTRACTOR'S EXPONSE.
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- 12. ALL DIMENSIONS AND COORDINATES SHOWN ARE TO THE OUTSIDE FACE OF BULDING, OR TO THE BACK OF CUSB, OR TO THE EDGE OF SURFACING UNLESS OTHERWISE NOTED, REFER TO ARCHITECTURAL PLANS FOR SPECIFIC BULDING INFORMATION.
- 13. ALL STRIPING TO BE PER THE LATEST EXTRON OF THE MUTCO UNLESS HOTED OTHERWISE.
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- 15. ANY RETURNING WALLS SHALL BE A DESIGN-BUILD EFFORT TO BE COMPLETED BY THE CONTRACTOR.
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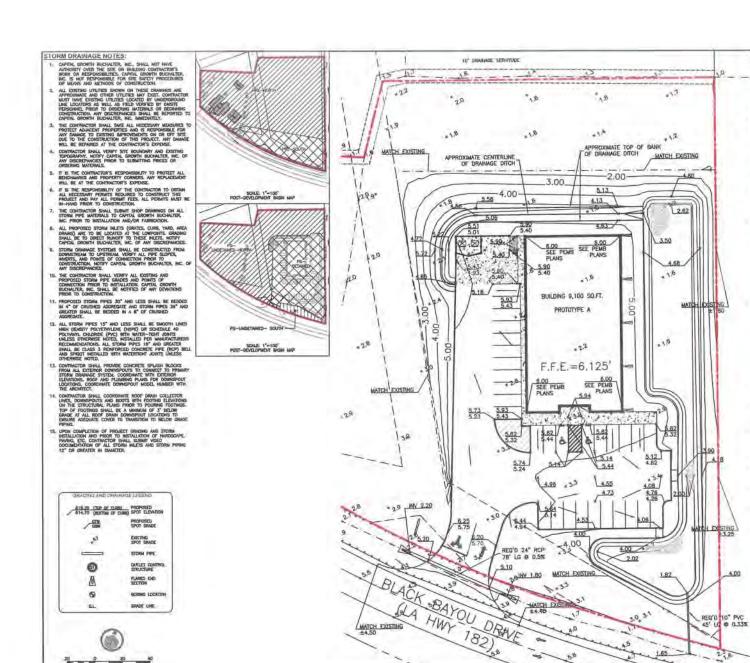
GIBSON (TERREBONNE PARISH), LA CAPITAL GROWTH BUCHALTER, INC. GENERAL DOLLAR

SITE LAYOUT PLAN

01/15/2018

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- 18. PROPOSED GRADES INDICATED ON THIS PLAN ARE TO PHISH GRADE, THE CONTRACTOR SHALL MIKE SUBSPACE ADJUSTMENTS FOR TOPSOL, PANNIN, BILLDING PAD, ETC.
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PROTOTYPE A, 9100 S.F.
GIBSON (TERREBONNE PARISH), LA
CAPITAL GROWTH BUCHALTER, INC.

GRADING AND DRAINAGE PLAN

01/15/2018

GPJ JKF

