



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

July 30, 2018

Operations Division
Eastern Evaluation Section
Project Manager
Benjamin Sherman
Benjamin.C.Sherman@usace.army.mil
(504) 862-2041

SUBJECT: MVN 2018-00761 ES

PUBLIC NOTICE

Interested parties are hereby notified that an application has been received by the District engineer for a Department of the Army permit to authorize the following 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).

Construct a Boat House and Walkway On The Gulf Intracoastal Waterway in Belle Chasse, Plaquemines Parish

NAME OF APPLICANT: Kevin Gardner, c/o By Land or By Sea Construction, LLC
Attn: Leigh Bock, 6001 France Road New Orleans, LA 70126

LOCATION OF WORK: Project site is located on the Gulf Intracoastal Waterway at Lot 21 on Pi Street, Belle Chasse, Plaquemines Parish, Louisiana, as shown on the attached drawings.

Hydrologic Unit Code: 08090301 - East Central Louisiana Coastal Location: Latitude: 29.8679, Longitude: -90.010411

CHARACTER OF WORK: The applicant proposes to construct a 35' by 62' boathouse and a 35' by 6' wooden walkway on the Gulf Intracoastal Waterway. No excavation or fill will occur.

The comment period will close **15 days** from the date of this public notice advertisement. Written comments, including suggestions for modifications or objections to the proposed work, stating reasons therefore, are being solicited from anyone having interest in this permit request. Letters must reference the applicant's name and the subject number, be addressed and mailed to the above address, 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.

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. Issuance of this public notice solicits input from the State Archeologist and State Historic Preservation Officer regarding potential impacts to cultural resources.

The New Orleans District has determined that the project footprint is located in waters known to be utilized by the West Indian manatee (*Trichechus manatus*) and determined the activity is “not likely to adversely affect” this 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. If authorized, “The Standard Manatee Conditions for In-Water Activities” will be made part of the permit’s special conditions.”

Our initial finding is that the proposed work would neither affect any species listed as endangered by the U.S. Department of Interior nor affect any habitat designated as critical to the survival and recovery of any endangered species.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnus-Stevens Fishery Conservation and Management Act. The applicant's proposal would result in the destruction or alteration of **NA** 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 and certification that the proposed activity will not violate applicable water quality standards will be required from the Louisiana Department of Environmental Quality, Office of Environmental Services, before a permit is issued.

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.

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.

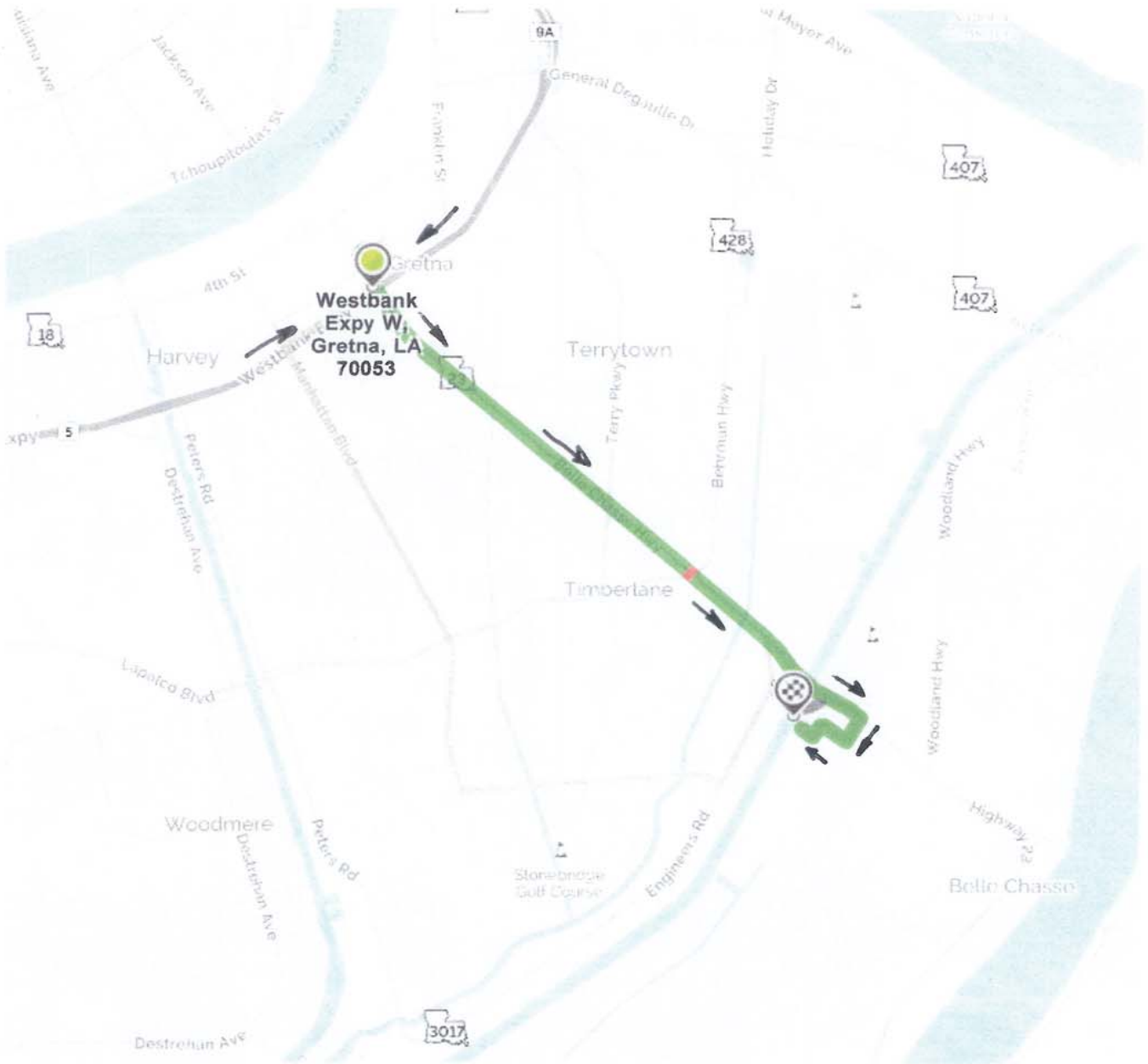
Michael V. Farabee
Chief, Eastern Evaluation Section

Enclosures



lot 21, pi street, Belle Chasse, Louisiana 70037

**"DIRECTIONS - ATTACHMENT "A"
PROJECT - KEVIN GARDNER'S BOAT HOUSE
SHEET 1 of 3**



**Book a hotel tonight and
save with some great deals!**
(1-877-577-5766)

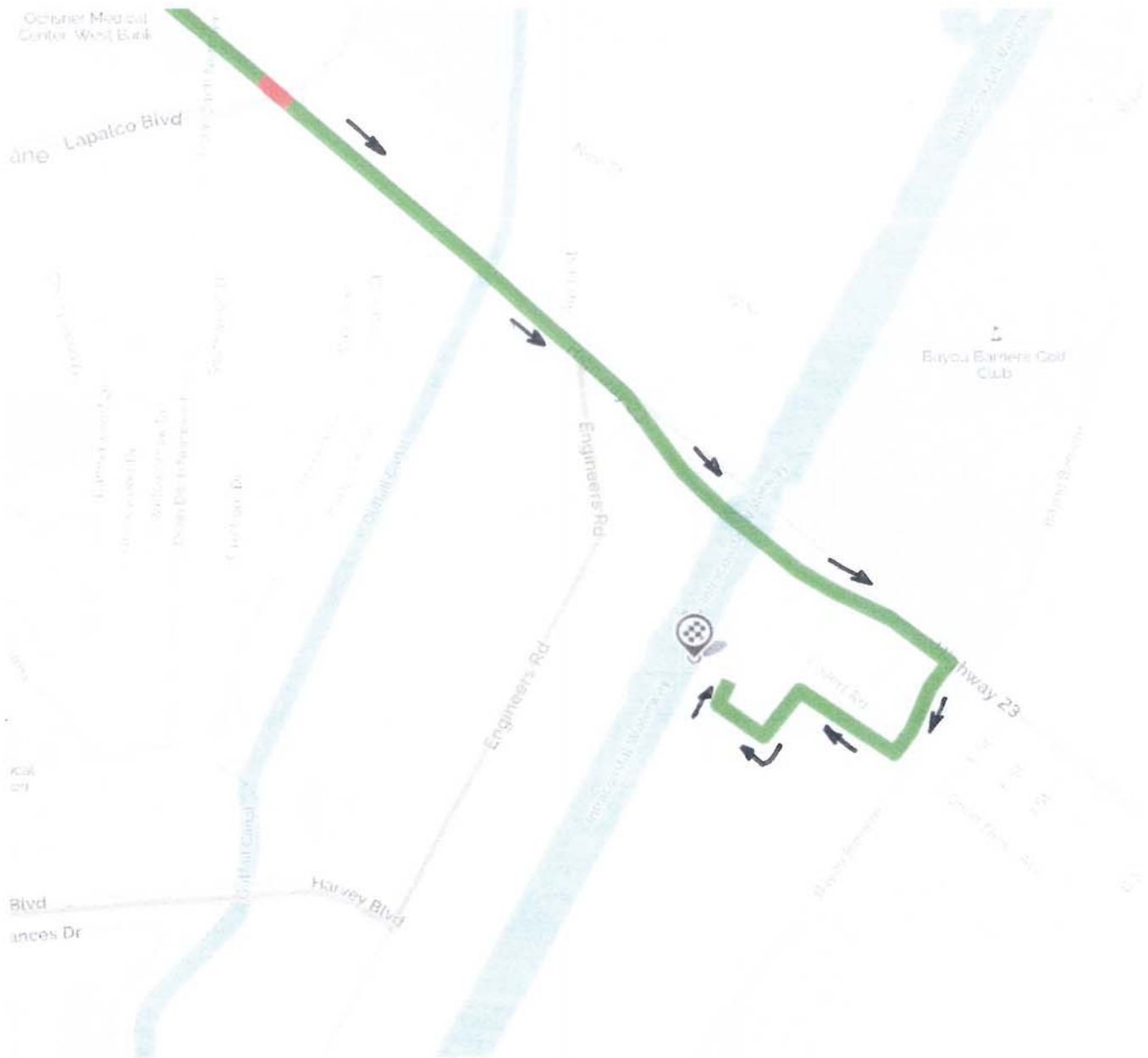


**Car trouble mid-trip?
MapQuest Roadside
Assistance is here:**
(1-888-461-3625)



lot 21, pi street, Belle Chasse, Louisiana 70037

**" DIRECTIONS - ATTACHMENT "A"
PROJECT - KEVIN GARDNER'S BOAT HOUSE
SHEET 2 of 3**



Book a hotel tonight and save with some great deals!
(1-877-577-5766)

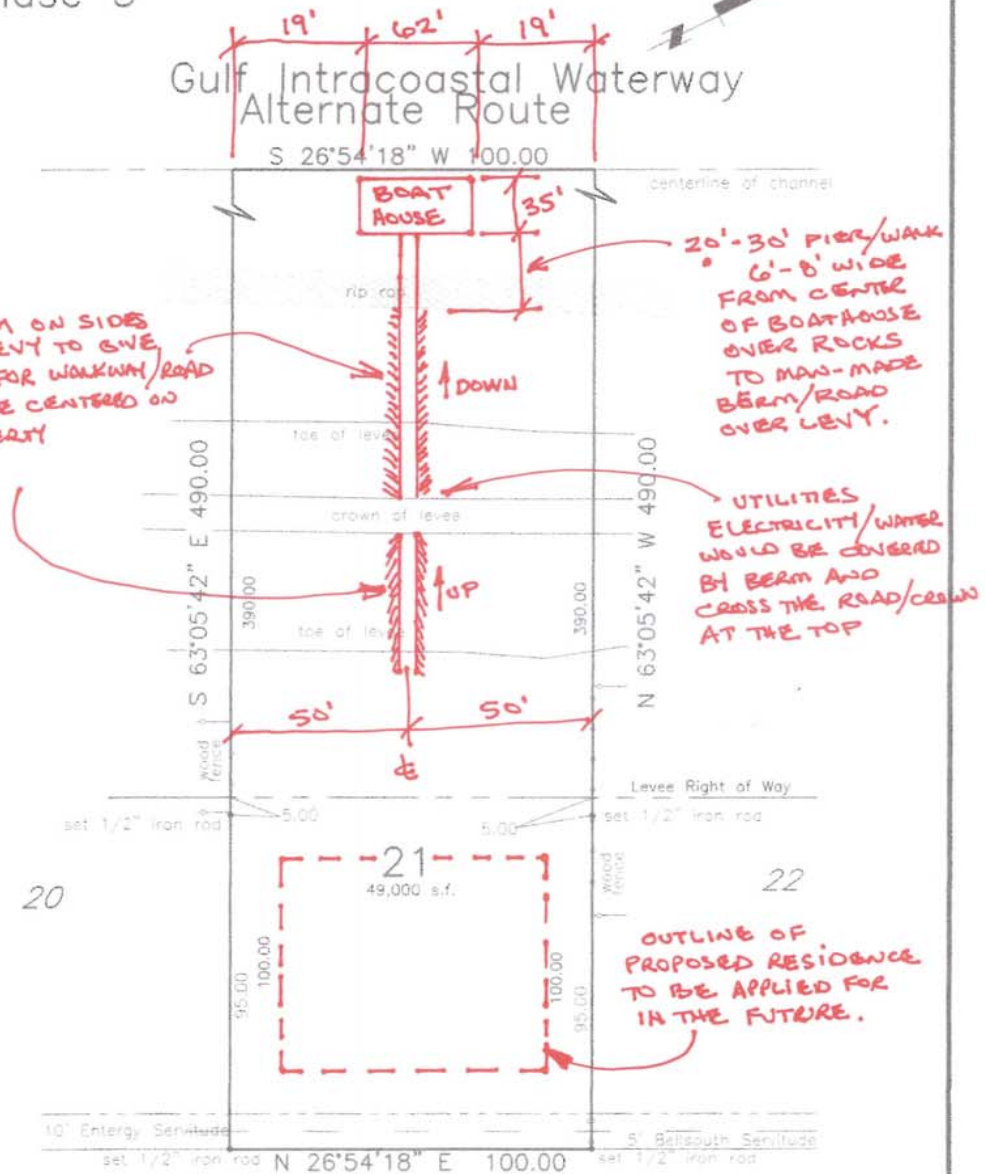


Car trouble mid-trip? MapQuest Roadside Assistance is here:
(1-888-461-3625)

VICINITY MAP
ATTACHMENT "B"
PROJECT - KEVIN GARNER'S BOAT HOUSE
SHEET 1 of 2



Plaquemines Parish, La.
 Fort St. Leon Subdivision No.3
 Phase 3



Pi Street

Vicinity MAP

ATTACHMENT "B"
PROJECT - KEVIN GARDNER'S BOAT HOUSE
SHEET 2 of 2

- NOTES:
- 1) Bearings are records in accordance with the subdivision plat.
 - 2) Subject property lies in FDMA Zones A&B in accordance with FIRM 220139035B dated May 1, 1985.
 - 3) This is to certify that this survey was done by me or under my direct supervision and control, that it was done on the ground and was done in accordance with the most recent standards of practice for boundary surveys as set forth by the Louisiana Professional Engineers and Land Surveyors Board and that the accuracy specifications and positional tolerances are based on class "C" surveys indicated in the above standards.



Bryant Hammett
 And Assoc., L.L.C.
 6885 Highway 84 West
 Ferriday, Louisiana 71334
 (318)757-6576

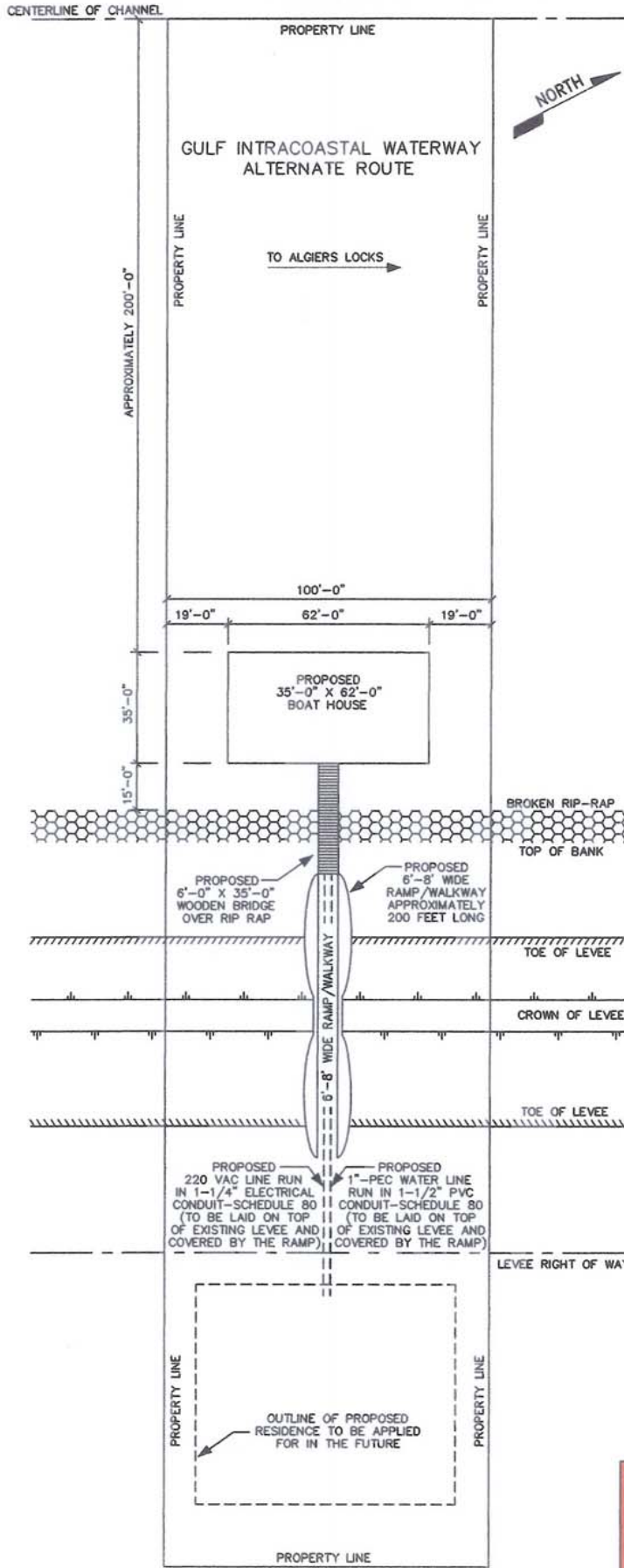
8637 Highway 23, Suite C
 Belle Chasse, La 70037
 504)391-2835 hughmccurdy3@bellsouth.net

Amended		
NO.	DESCRIPTION	BY

40' 0 40'

Prepared at the request of: Kevin Gardner Date: 04/27/2018

Scale: 1" = 40' File No.:



SHEET 1 OF 3



SITE PLAN

PROPOSED BOAT HOUSE,
AND CROSSING LEVEE,
WITH UTILITIES UNDER A
RAMP/WALKWAY
LOT NO. 21, PI STREET
BELLE CHASSE, LA 70037



CENTERLINE OF CHANNEL

PROPERTY LINE



GULF INTRACOASTAL WATERWAY
ALTERNATE ROUTE

TO ALGIERS LOCKS →

APPROXIMATELY 200'-0"

PROPERTY LINE

PROPERTY LINE

100'-0"

19'-0"

62'-0"

19'-0"

PROPOSED
35'-0" X 62'-0"
BOAT HOUSE

35'-0"
15'-0"



BROKEN RIP-RAP
TOP OF BANK



TOE OF LEVEE



CROWN OF LEVEE



TOE OF LEVEE

THE WORK AREA WILL EXIST 3' ON
EITHER SIDE OF THE PROPOSED
RAMP/WALKWAY. THIS WORK AREA ON
LAND WILL ALSO EXIST FROM THE
SHORELINE AND OVER THE LEVEE
PAST THE LEVEE RIGHT OF WAY.

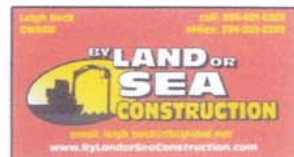
LEVEE RIGHT OF WAY

PROPERTY LINE

PROPERTY LINE

OUTLINE OF PROPOSED
RESIDENCE TO BE APPLIED
FOR IN THE FUTURE

PROPERTY LINE



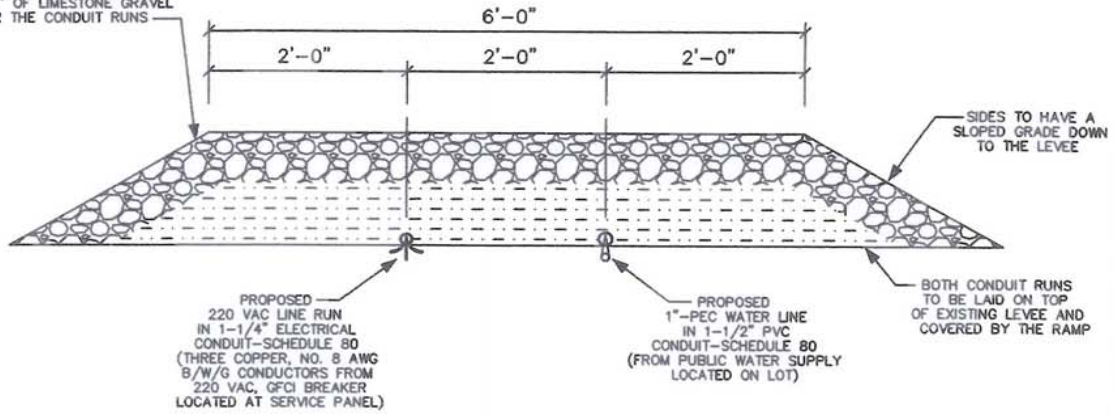
SHEET 2 OF 3

SITE PLAN



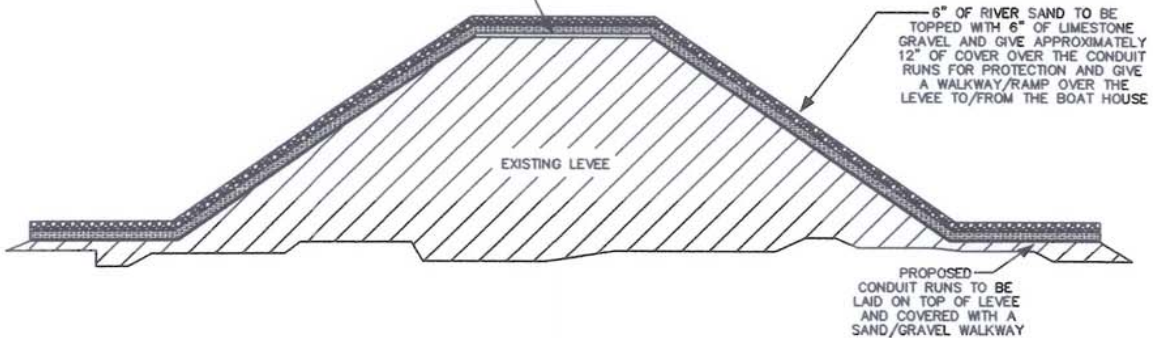
PROPOSED BOAT HOUSE,
AND CROSSING LEVEE
WITH UTILITIES UNDER A
RAMP/WALKWAY
LOT NO. 21, PI STREET
BELLE CHASSE, LA 70037

RAMP/WALKWAY CONSISTING OF APPROXIMATELY 6" OF RIVER SAND TOPPED WITH 6" OF LIMESTONE GRAVEL WILL COVER THE CONDUIT RUNS



RAMP/WALKWAY CROSS-SECTION

AT THE CROWN OR TOP OF THE LEVEE THE CONDUIT RUNS WILL PASS THRU SEPARATE 2" STEEL PIPES THAT ARE APPROXIMATELY 8'-10' IN LENGTH



LEVEE CROSS-SECTION



