

JOINT PUBLIC NOTICE

March 4, 2019

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

State of Louisiana
Department of Environmental Quality
Attn: Office of Environmental Services
Post Office Box 4313
Baton Rouge, Louisiana 70821-4313

Project Manager: Dirreen Arnold
(504) 862-2301 / fax: (504) 862-2574
dirreen.s.arnold@usace.army.mil
Permit Application Number:
MVN-2019-00044-CA

Project Manager:
Elizabeth Hill
(225) 219-3225 / fax: (225) 219-3156
WQC Application Number:
WQC-190108-03

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 [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.

PROPOSED GATE CLOSURE, BAYOU LAFOUCHE **ASSUMPTION PARISH**

NAME OF APPLICANT: BAYOU LAFOURCHE FRESH WATER DISTRICT, c/o Royal Engineers and Consultants, LLC, Attn: Hunter Guidry, 14635 South Harrell's Ferry Road, Suite 6D, Baton Rouge, Louisiana, 70816.

LOCATION OF WORK: Bayou Lafourche, in Section 80, Township 13 South, Range 14 East, identified as Tract B-21, Ingleside Plantation, north of the Louisiana Highway 1010 Bridge, Napoleonville, Louisiana, (29.898902, -90.988636), in Assumption Parish, as shown on the enclosed drawings, within Hydrologic Unit Code 08090301, East Central Louisiana Coastal, Louisiana.

CHARACTER OF WORK: The applicant has requested Department of the Army authorization to install and maintain a steel gate that can be closed in the event that pumping of the Mississippi River water into Bayou Lafourche is temporarily ceased, allowing the structure to provide emergency upstream water storage for potable use and bank stability. Approximately 1,850 cubic yards of material will be excavated and hauled off site in order to install the gate structure. The proposed project may impact approximately 0.01 ac of wetland habitat with the deposition of approximately 750 cubic yards of limestone rip-rap for stabilization.

The applicant has stated that the project has been designed to avoid and minimize direct and secondary adverse impacts to the maximum extent practicable. If compensatory mitigation is required as a result of the proposed work, the applicant proposes to mitigate in-kind wetland credits from a Corps approved mitigation bank located in the watershed.

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 submitted 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 forwarded 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, faxing, 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, 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 Interior. 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, the Corps has determined that with the inclusion of the Standard Manatee Conditions for In-Water Activities, the proposed work is not likely to adversely affect the West Indian Manatee.

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 0 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.

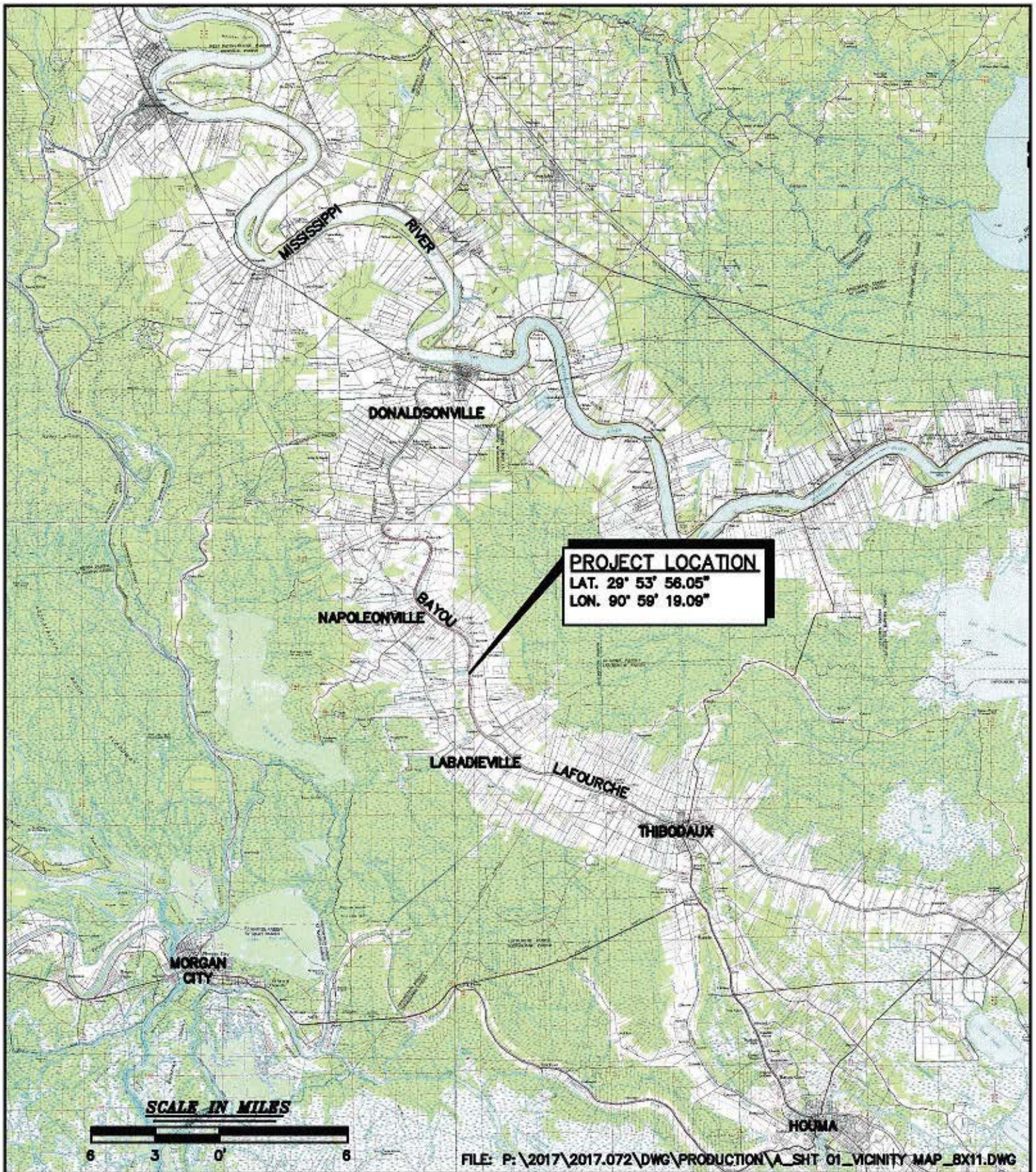
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. Also, a certification that the proposed activity will not 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. 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. 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



FILE: P:\2017\2017.072\DWG\PRODUCTION\A_SHT 01_VICINITY MAP_BX11.DWG

VICINITY MAP

**BAYOU LAFOURCHE EMERGENCY
CLOSURE SWING GATE
FOR THE
BAYOU LAFOURCHE FRESH WATER DISTRICT**

LABADIEVILLE, LOUISIANA

ASSUMPTION PARISH



**DELTA COAST
CONSULTANTS, LLC**
4924 HWY 311 - HOUMA, LA 70360

PHONE: 985-655-3100

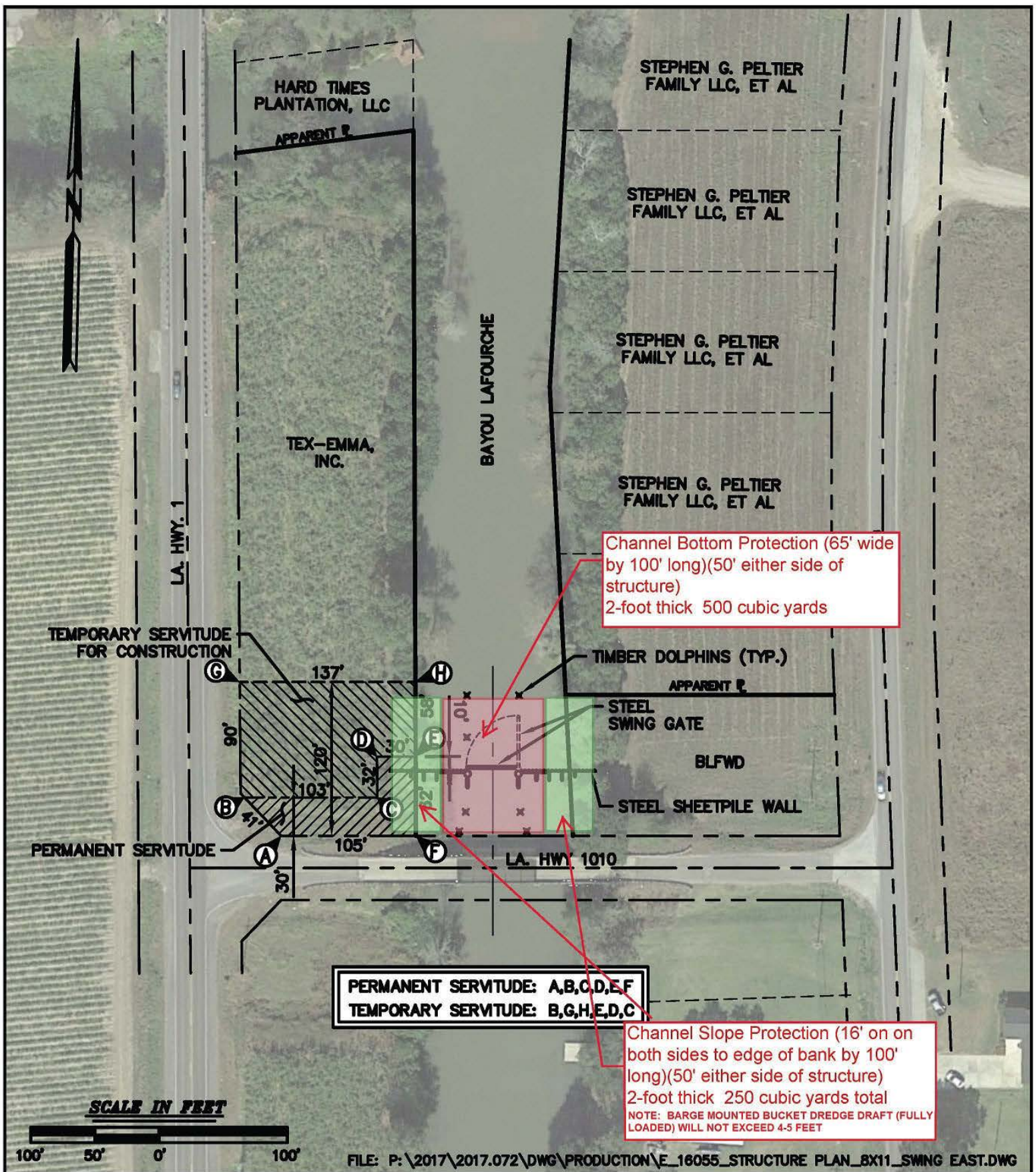
www.deltacoastllc.com

DESIGNED BY
DFB

DRAWN BY
TAA

CHECKED BY
DFB

SCALE NOTED
DATE 6/28/18
PROJECT 2017.072
SHEET NO. 1 OF 5



PLAN VIEW

BAYOU LAFOURCHE EMERGENCY
CLOSURE SWING GATE
FOR THE
BAYOU LAFOURCHE FRESH WATER DISTRICT

LABADIEVILLE, LOUISIANA

ASSUMPTION PARISH



**DELTA COAST
CONSULTANTS, LLC**

4924 HWY 311 - HOUMA, LA 70360

PHONE: 985-655-3100

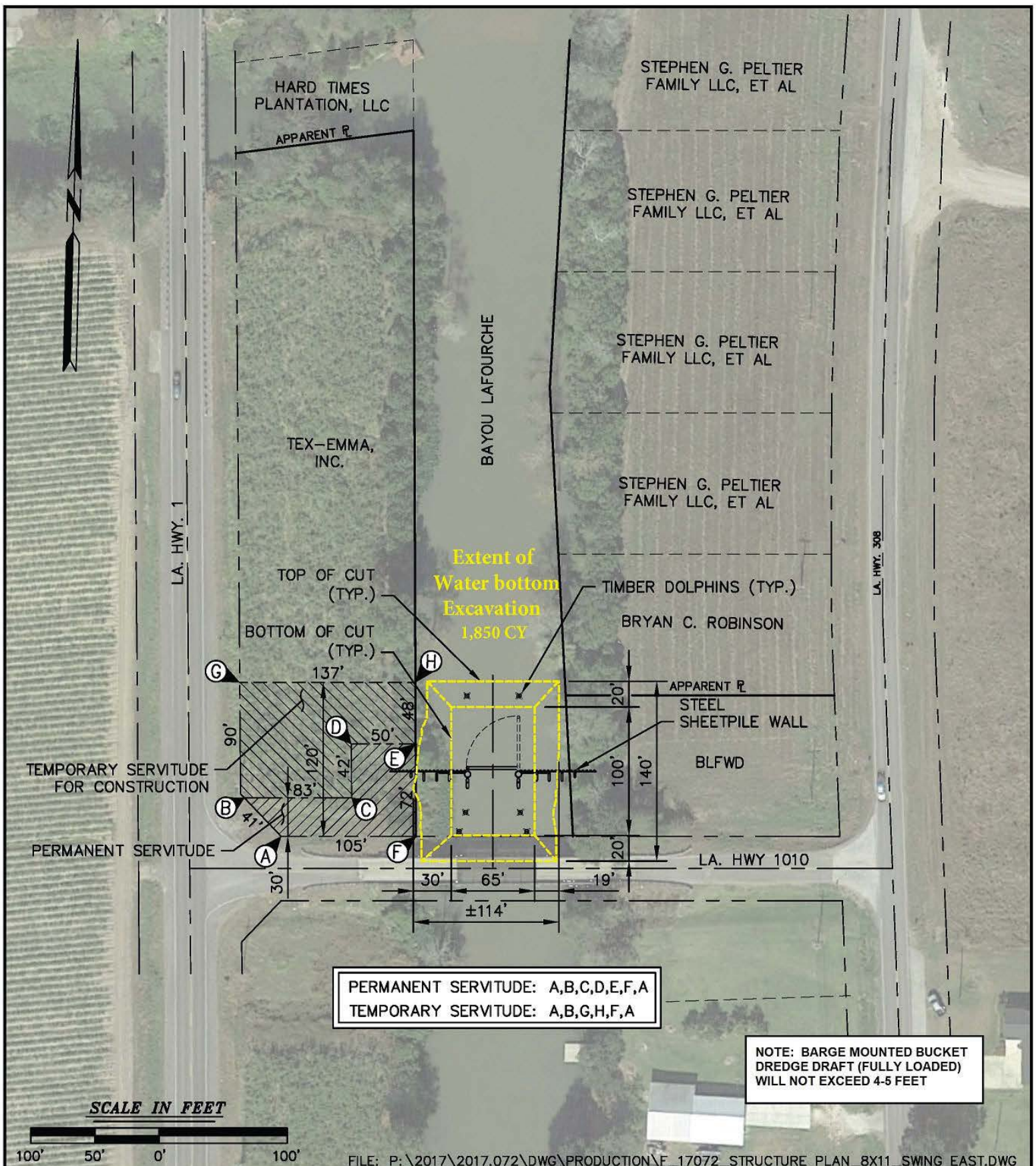
www.deltacoastllc.com

DESIGNED BY
DFB

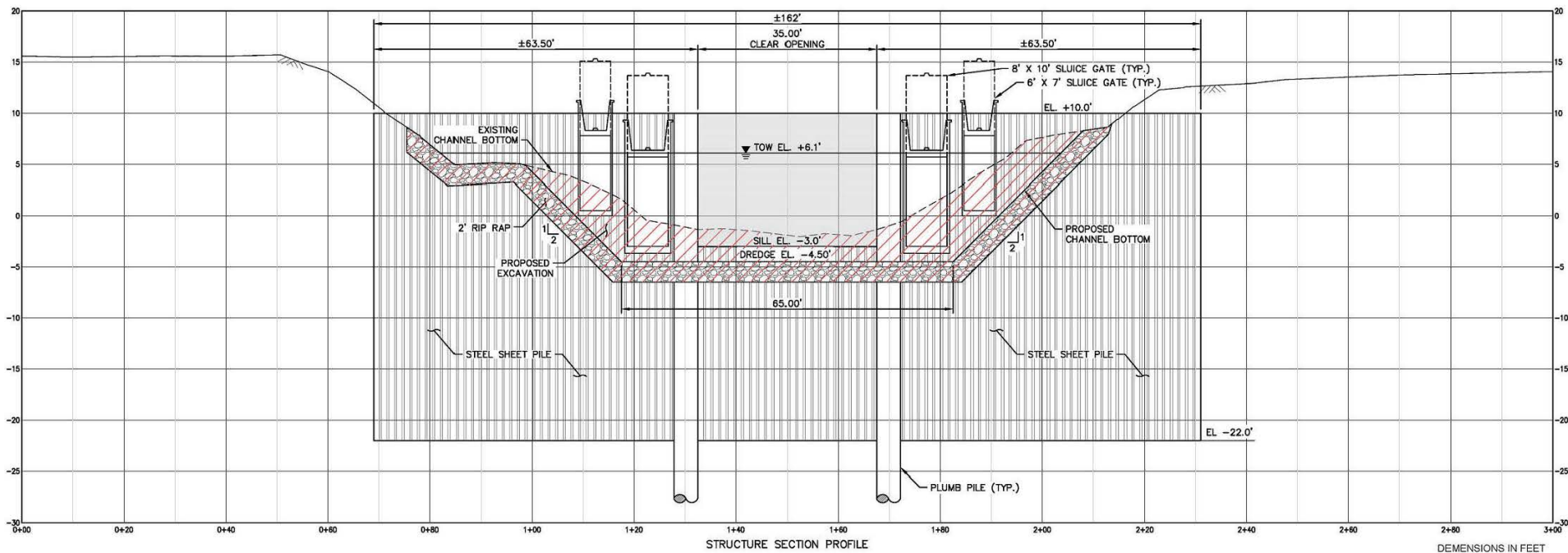
DRAWN BY
KSP

CHECKED BY
DFB

SCALE
NOTED
DATE
7/31/18
PROJECT
2017.072
SHEET NO.
2 of 5



PLAN VIEW		 DELTA COAST CONSULTANTS, LLC 4924 HWY 311 - HOUMA, LA 70360 PHONE: 985-655-3100 www.deltacoastllc.com		SCALE NOTED
BAYOU LAFOURCHE EMERGENCY CLOSURE SWING GATE FOR THE BAYOU LAFOURCHE FRESH WATER DISTRICT		DESIGNED BY DFB		DATE 1/3/19
LABADIEVILLE, LOUISIANA		DRAWN BY TAA		PROJECT 2017.072
ASSUMPTION PARISH		CHECKED BY DFB		SHEET NO. 3 OF 5

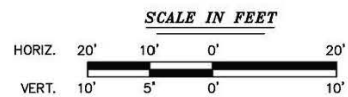


LEGEND:

DENOTES EXCAVATION (1850 CU REMOVED FROM PROJECT AREA)

DENOTES RIP RAP (750 CU PLACED ON WATER BOTTOM)

NOTE: BARGE MOUNTED BUCKET DREDGE DRAFT (FULLY LOADED) WILL NOT EXCEED 4-5 FEET



NO.	REVISION	DATE



DESIGNED BY	DRAWN BY	CHECKED BY
	TAA	DFB

SCALE SHOWN
DATE 12/18/18
PROJECT 2017.072
FIELD BOOK

STRUCTURE SECTION
BAYOU LAFOURCHE EMERGENCY CONTROL STRUCTURE BAYOU LAFOURCHE FRESHWATER DISTRICT
NAPOLÉONVILLE, LOUISIANA ASSUMPTION PARISH

SHEET NO.
4
OF
5

