



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

JOINT PUBLIC NOTICE

February 7, 2022

United States Army
Corps of Engineers
New Orleans District
Attn: Regulatory Division, RGW
7400 Leake Ave.
New Orleans, Louisiana 70118-3651

State of Louisiana
Department of Environmental Quality
Water Permits Division
Post Office Box 4313
Baton Rouge, Louisiana 70821-4313

Project Manager:
Amy Oestringer
(504) 862-2272
Amy.l.oestringer@usace.army.mil
Application #: MVN-2019-00303 WQQ

Project Manager
Elizabeth Hill
(225) 219-3225
DEQ-WaterQualityCertifications@la.gov
WQC # 211206-02

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).

CARLYSS C & D LANDFILL IN CALCASIEU PARISH

NAME OF APPLICANT: McManus Construction, c/o: Southland Environmental, LLC., Attn: Cleveland Hoffpauir, 510 Clarence Street, Lake Charles, Louisiana, 70601.

LOCATION OF WORK: Located in Section 27, T10S-R10W, along the east side of LA Hwy 27, in Carlyss, Louisiana, in Calcasieu Parish, (latitude 30.158083°; longitude -93.367861°), as shown within the attached drawings. (Hydrologic Unit Code 08080206, within the Calcasieu River Basin)

The work described below was partially completed prior to obtaining a Department of the Army permit and was in violation of Section 301 of the Clean Water Act. All legal issues concerning the unauthorized work have since been deferred.

CHARACTER OF WORK: The applicant will clear, grade, excavate and deposit fill to construct a borrow pit, access road, and associated infrastructure for construction of the Carlyss C & D landfill facility. Approximately 1,520 cubic yards of earthen material and 450 cubic yards of aggregate will be deposited for roadway construction. Approximately 600 cubic yards of material will be excavated for construction of roadside ditches. These soils will be used in the roadway construction for contouring and grading. Two 36-inch culverts will be installed along LA Highway 27 beneath the proposed access road. A 4.5 acre borrow pit will be excavated, removing approximately 167,000 cubic yards of

earthen material to be used on-site for grading. The remaining portions of the property will be filled, graded, and contoured to allow for equipment and/or material storage/laydown areas. Approximately 16,000 cubic yards of earthen material will be deposited for the laydown/storage areas. The proposed project will result in permanent impacts to approximately 7.7 acres of forested wetlands, and 0.05 acre non-wetland waters. If a Department of the Army permit is warranted, the applicant has proposed to mitigate unavoidable wetlands impacts at an approved and acceptable mitigation bank within the N.O. District.

The comment period on the requested Department of the Army Permit will close **20 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 request, and must be submitted so as to be received before or by the last day of the comment period. Letters and/or comments concerning the subject permit application must reference the Applicant's Name and the Permit Application Number and can be preferably emailed to the Corps of Engineers project manager listed above or forwarded to the Corps of Engineers at the address above, **ATTENTION: REGULATORY DIVISION, RGW, Amy Oestringer**. Individuals or parties may also request an extension of time in which to comment on the proposed work by mail or preferably by emailing the specified project manager listed above. Any request for an extension of time to comment 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 and inclusive of the initial comment period and 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 possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, historical sites, or data. As deemed necessary, copies of this public notice will be sent to the State Archeologist, State Historic Preservation Officer and federally listed tribes 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. Based on the Information Planning and Consultation (IPaC) tool for Endangered Species in Louisiana, as signed on January 27, 2020, between the U.S. Army Corps of Engineers, New Orleans and the U.S. Fish and Wildlife Service, it has been determined that the project would have no effect to 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 may result in the destruction, alteration, and/or disturbance 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.

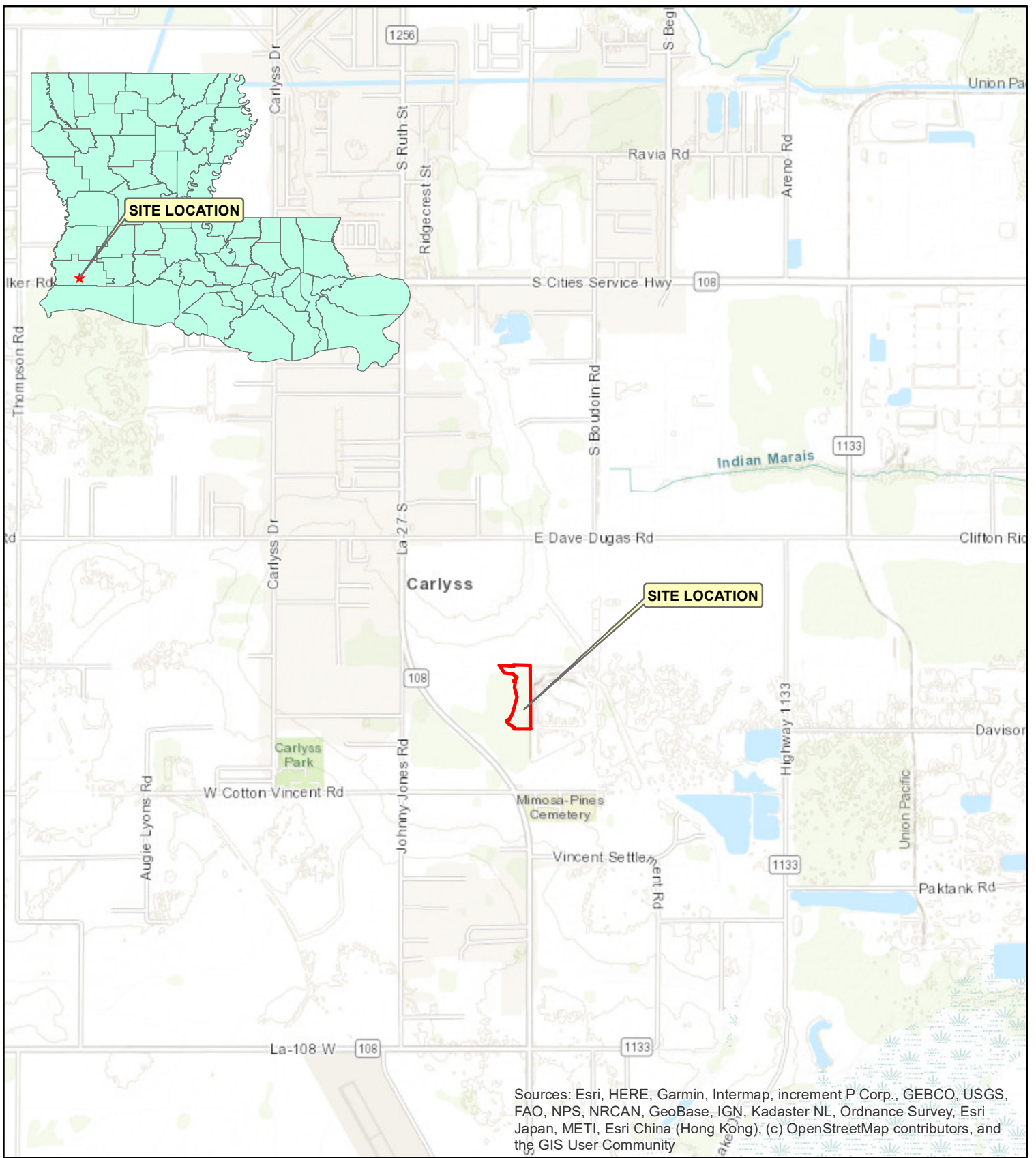
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. ***Also, a certification that the proposed activity will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

Any person may request, (preferably by email to the project manager, or 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.

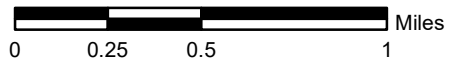
You are invited to communicate the information contained in this notice to any other parties whom you deem likely to have interest in the matter.

Darrell S. Barbara
Chief, Western Evaluation Branch
Regulatory Division

Enclosure

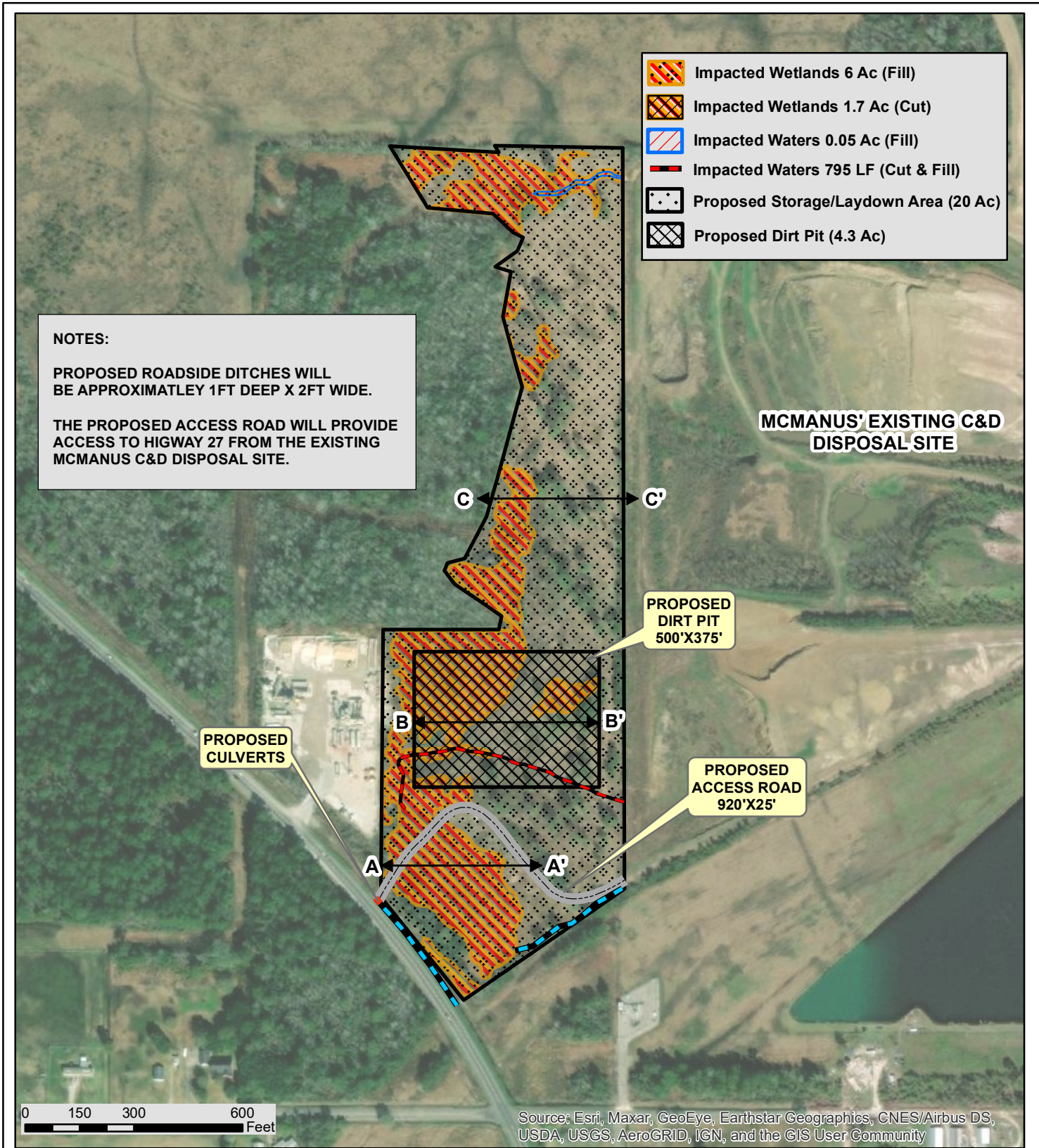


Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), (c) OpenStreetMap contributors, and the GIS User Community



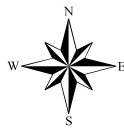
**FIGURE 1
SITE LOCATION MAP**

PERMIT APPLICATION MCMANUS CONSTRUCTION, LLC PROPOSED ACCESS ROAD CARLYSS, CALCASIEU PARISH		
Drawn By: CRH	Date: 08/10/21	SE Project # 9899
Checked By: JRK	Date: 08/10/21	Revised:



- Impacted Wetlands 6 Ac (Fill)
- Impacted Wetlands 1.7 Ac (Cut)
- Impacted Waters 0.05 Ac (Fill)
- Impacted Waters 795 LF (Cut & Fill)
- Proposed Storage/Laydown Area (20 Ac)
- Proposed Dirt Pit (4.3 Ac)

- REVIEW AREA (25 AC)
- UNAUTHORIZED ACTIVITY IN WETLAND (7.7 AC)
- NON-WETLAND WATERS (0.05 AC)
- NON-WETLAND WATERS (930 LF)

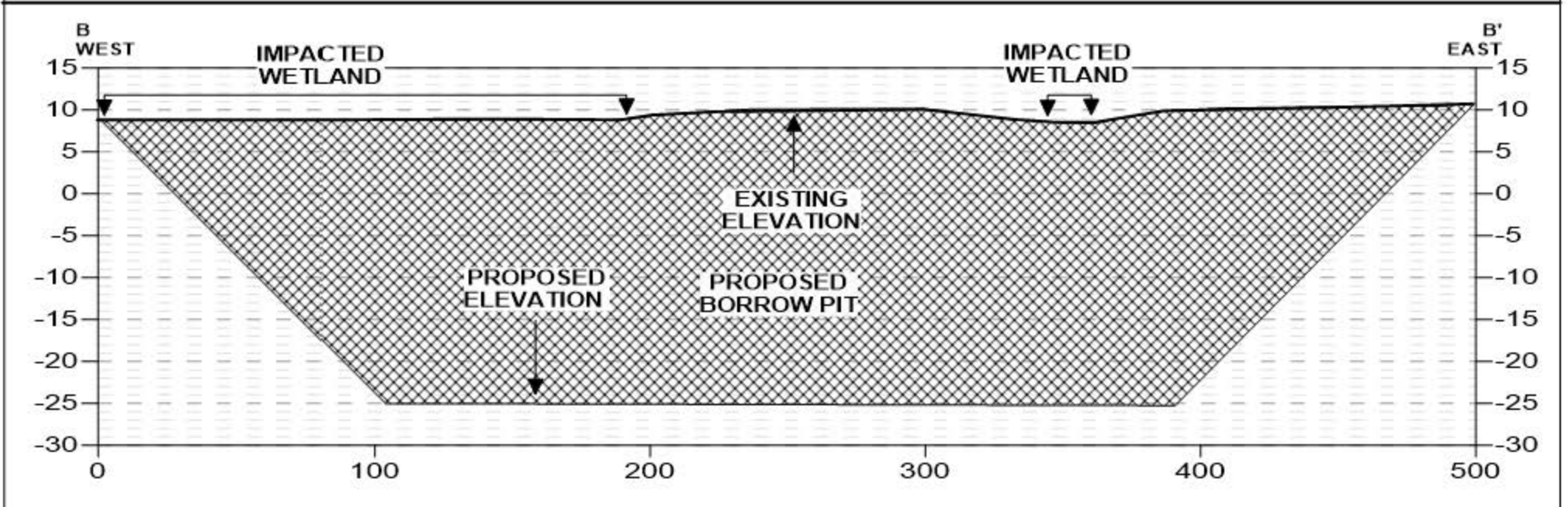
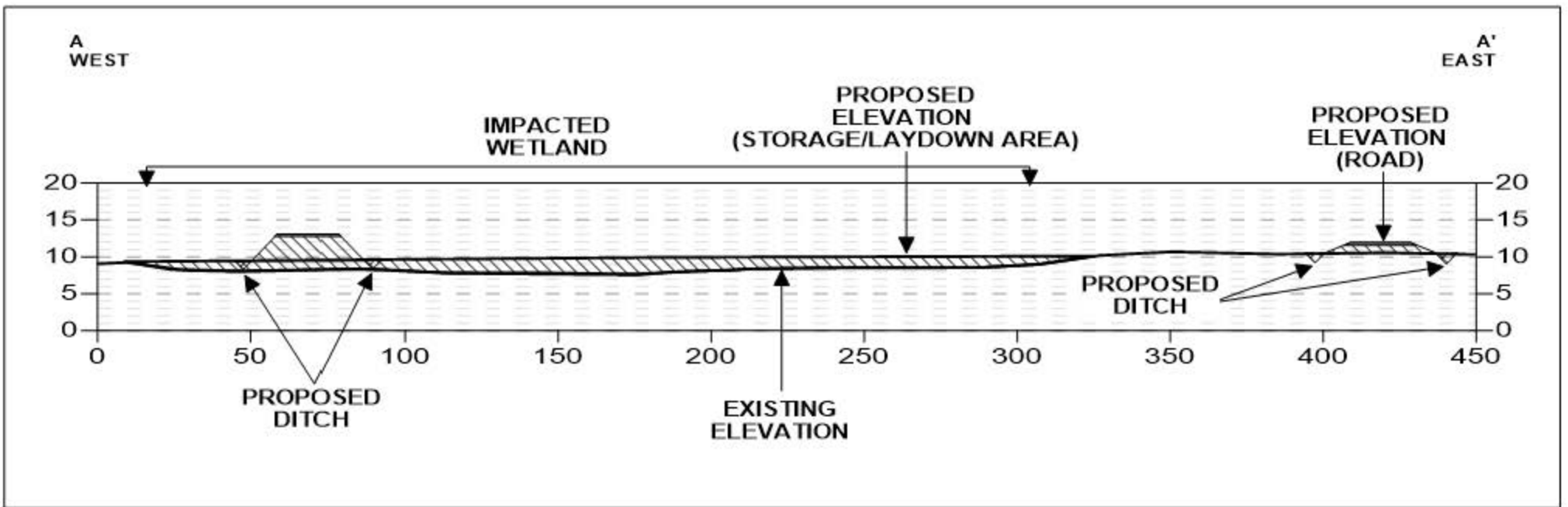





SE SOUTHLAND ENVIRONMENTAL

FIGURE 2 SITE DIAGRAM


PERMIT APPLICATION
MCMANUS CARLYSS ACCESS ROAD
CARLYSS, CALCASIEU PARISH

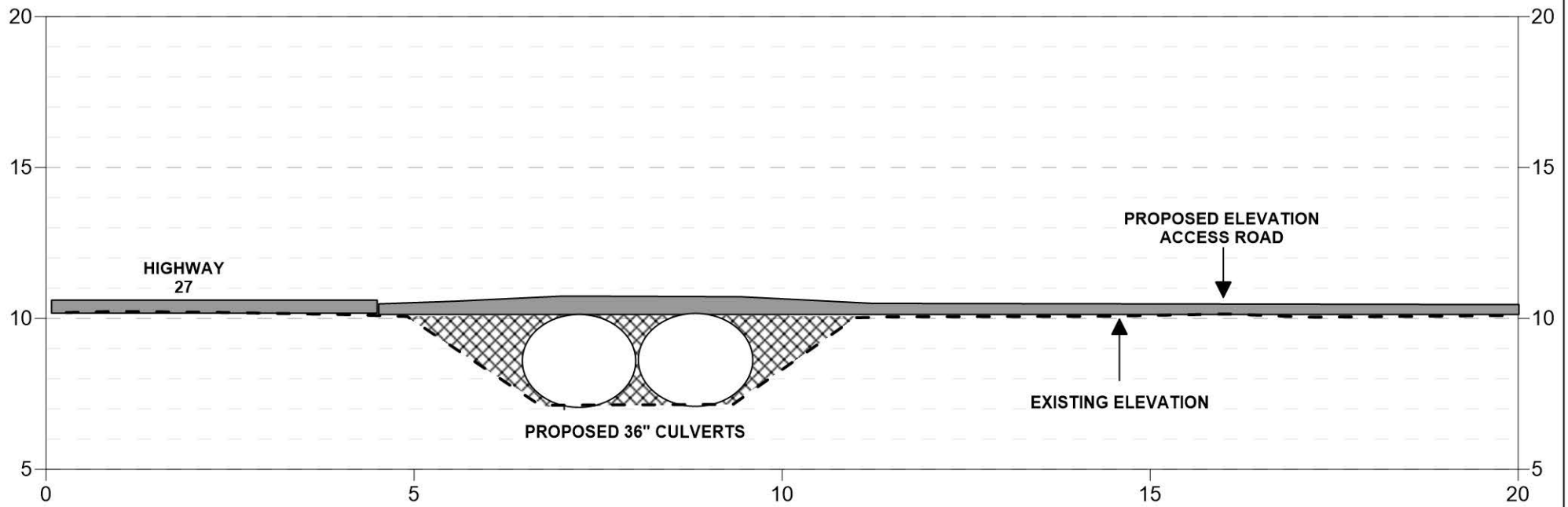
Drawn By: CRH	Date: 08/10/21	SE Project # 9899
Checked By: JRK	Date: 08/10/21	Revised: 01/06/22



-  PERM. FILL= ±17,520 CUBIC YARDS EARTHEN MATERIAL
-  PERM. FILL= ±450 CUBIC YARDS AGGREGATE SURFACING
-  PERM. CUT= ±167,000 CUBIC YARDS EARTHEN MATERIAL

NOTE: * APPROXIMATELY 7.7 ACRE OF WETLANDS IMPACTED.
 * DRAWING NOT TO SCALE.

	FIGURE 3 CROSS SECTIONS		MCMANUS CONSTRUCTION, LLC PROPOSED ACCESS ROAD CALCASIEU PARISH, LOUISIANA
	Drawn By: CRH Checked By: JPK	Date: 08/10/21 Date: 08/10/21	SE Pj #2899 Rev: 01/08/22



**NOTE: APPROXIMATELY 7.7 ACRES
OF WETLAND WILL BE
IMPACTED BY PROJECT.
DITCH IS TYPICALLY DRY.
DRAWING NOT TO SCALE.**



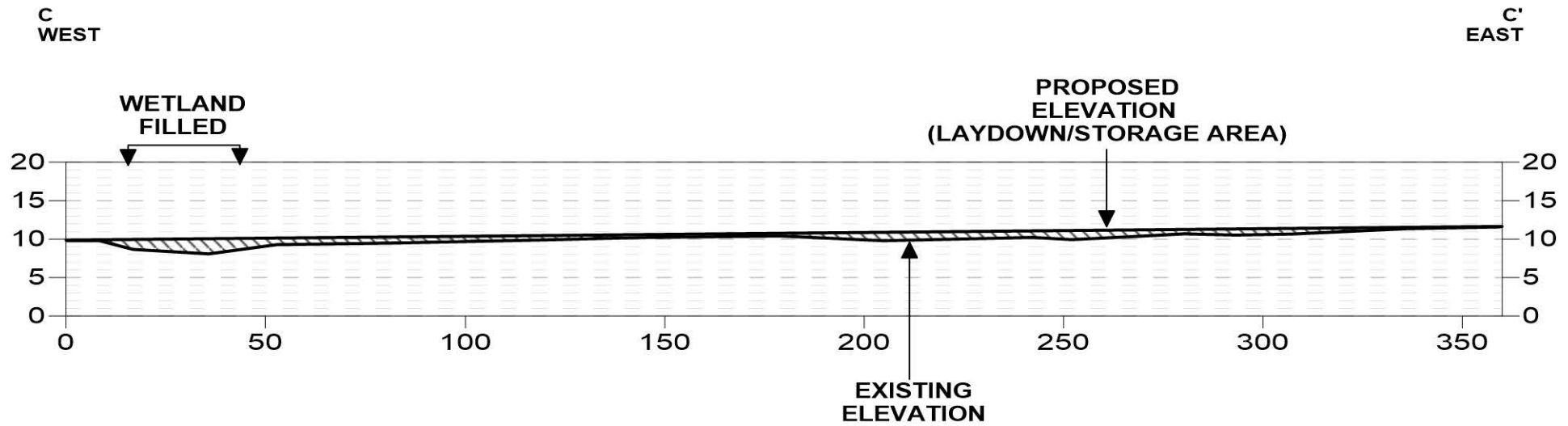
FILL= ±20 CUBIC YARDS



**FIGURE 4
CULVERT SECTION**

PERMIT APPLICATION
MCMANUS CARLYSS ACCESS ROAD
CARLYSS, CALCASIEU PARISH

Drawn By: CRH	Date: 08/10/21	SE Prj #9899
Checked By: JRK	Date: 08/10/21	Rev. 01/06/22



NOTE: * APPROXIMATELY 7.7 ACRE OF WETLANDS IMPACTED.
 * DRAWING NOT TO SCALE.

 PERM. FILL= ±17,520 CUBIC YARDS EARTHEN MATERIAL

	FIGURE 5 CROSS SECTIONS		MCMANUS CONSTRUCTION, LLC PROPOSED ACCESS ROAD CALCASIEU PARISH, LOUISIANA
	Drawn By: CRH Checked By: JRK	Date: 08/10/21 Date: 08/10/21	SE Proj #9899 Rev: 01/06/22