

JOINT PUBLIC NOTICE

January 27, 2020

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

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

Project Manager:
Carrie Schott
(504) 862-1153
Carrie.g.schott@usace.army.mil
Application #: MVN-2020-00056-WS

Project Manager:
Elizabeth Hill
(225) 219-3225
WQC Application Number:
WQC-200123-01

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: [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).

The application has also been mailed to the Louisiana Department of Environmental Quality, for a Water Quality Certification (WQC) in accordance with statutory authority contained in Louisiana Revised Statute 30:2074 A(3), and provisions of Section 401 of the Clean Water Act (P.L. 95-17).

WATERWAY CLOSURE IN TERREBONNE PARISH, LOUISIANA

NAME OF APPLICANT: Shell Pipeline Company LP, P.O. Box 2648, EPC A0236, Houston, TX 77252, Attn: David Bergeron.

LOCATION OF WORK: 9°17'52.10"N/ Longitude: -91°02'22.61" W, Hydrologic Unit Code: 080903020402- Lake Mechant-Frontal Gulf of Mexico.

CHARACTER OF WORK: The applicant proposes to install a rock plug in an unnamed canal to cease erosion and to protect two pipelines that cross the canal. The rock plug will stop erosion and diversion of water from Buckskin Bayou. It is anticipated that this project will have temporary impacts of 0.1 acres to wetlands and water bottoms.

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.** 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. 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.

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, prehistorical, historical sites, or data. Copies of this public notice are being sent to 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. Based on the South Louisiana **Standard Local Operating Procedure for Endangered Species (SLOPES)**, as signed on October 22, 2014, between the U.S. Army Corps of Engineers, New Orleans and the U.S. Fish and Wildlife Service, it has been determined that the pipe structures are located in waters known to be utilized by the Western Indian Manatee and determined that the activity is not likely to adversely affect this species. If this permit is issued, the permittee will be required to follow the Standard Manatee Conditions for In-Water Activities.

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 Department of the Army 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.

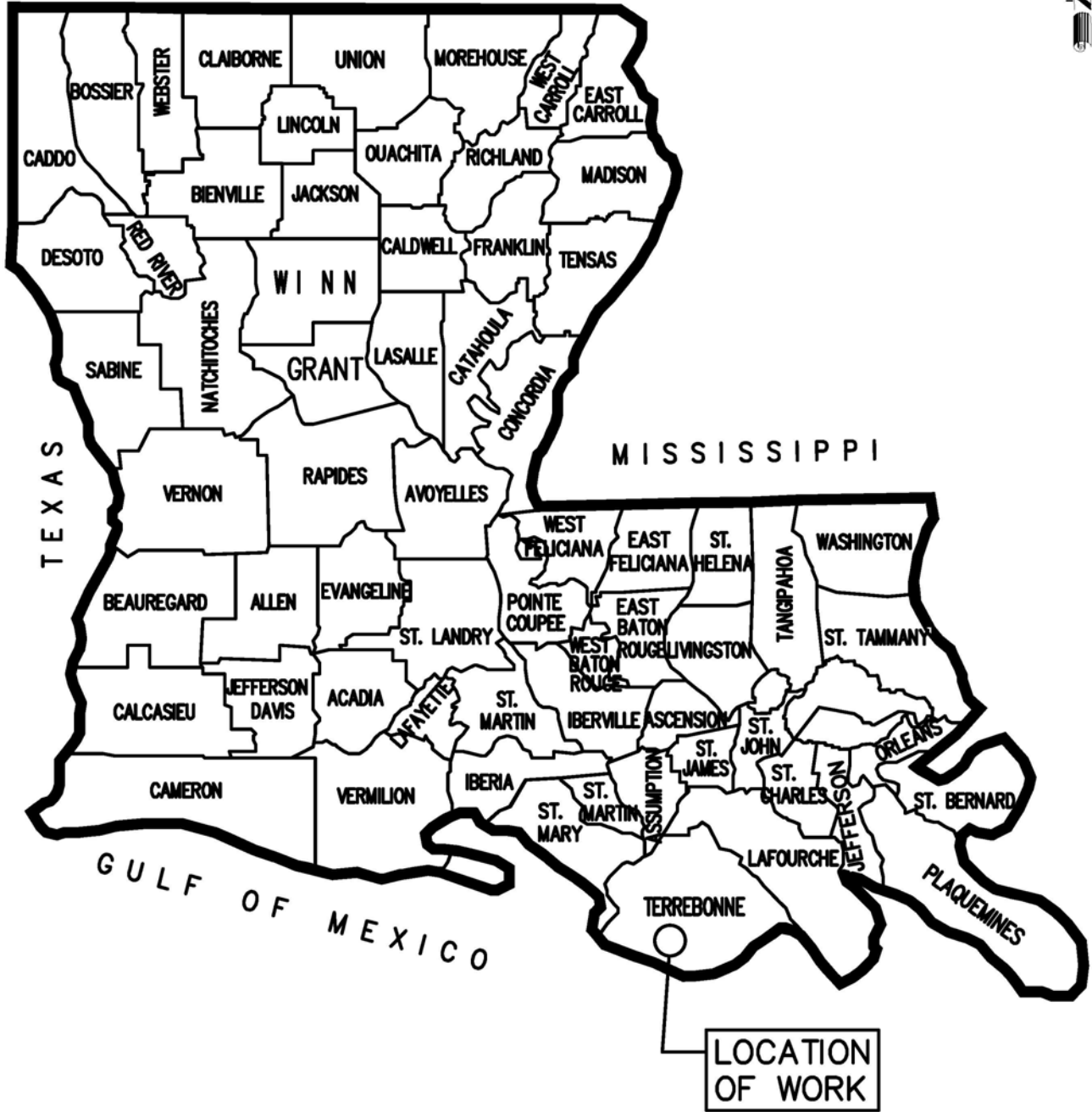
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program. The Department of the Army permit will not be issued unless the applicant received approval or a waiver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

You are 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 Section
Regulatory Branch

Enclosure

ARKANSAS



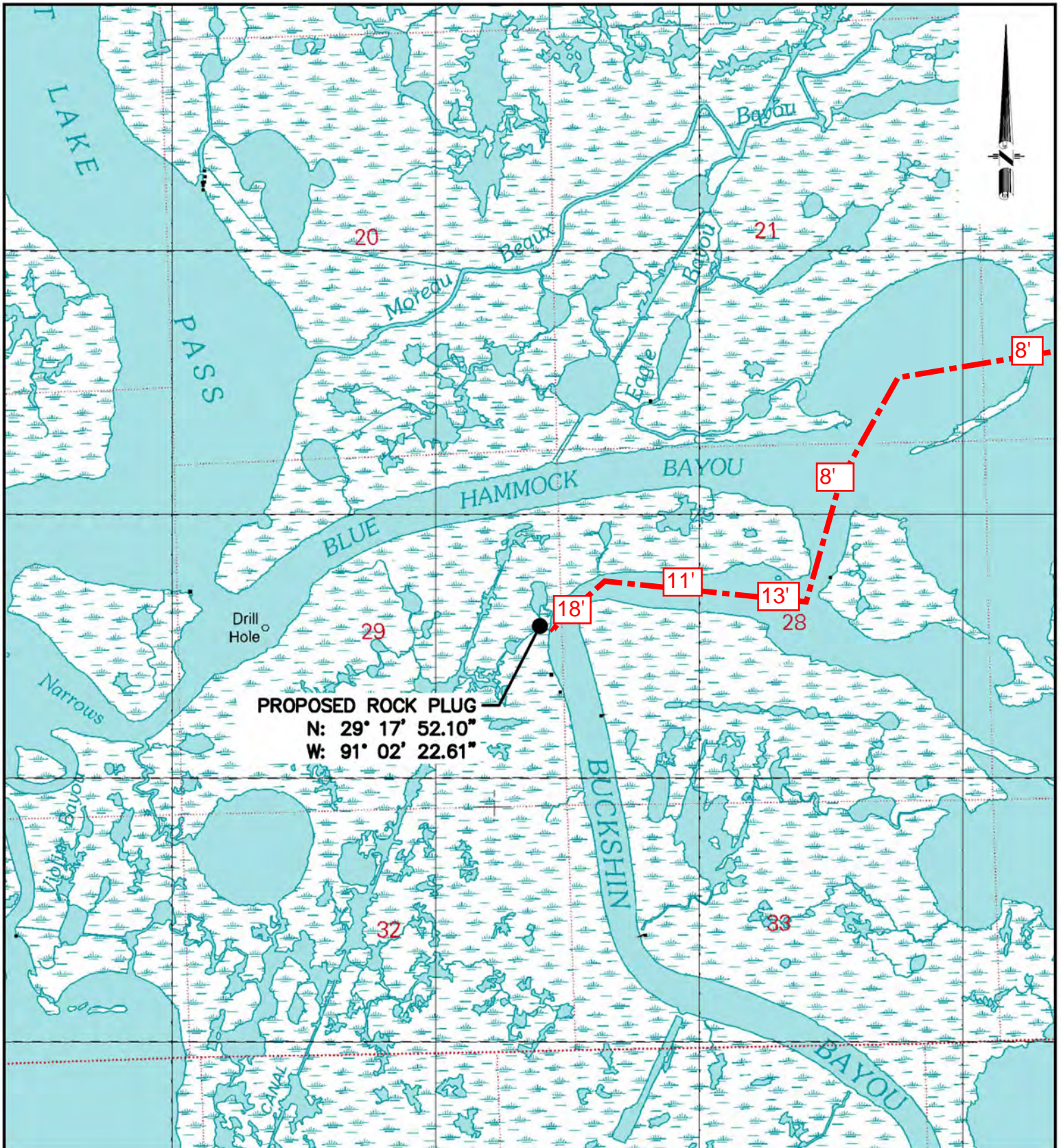
PRELIMINARY – FOR PERMIT PURPOSES ONLY
 STEPHEN C. BOURG, P.E.
 LA. LICENSE No. 28240

PROPOSED ROCK PLUG
 BUCKSKIN BAYOU
 VICINITY MAP



ALL SOUTH CONSULTING ENGINEERS, L.L.C.
 302 SCHOOL STREET
 HOUMA, LA 70360
 (985) 537-8893

DATE: 8-07-2019
 JOB NO.: 038-001-01
 SHY NO.: 1 OF 5



PROPOSED ROCK PLUG
 N: 29° 17' 52.10"
 W: 91° 02' 22.61"

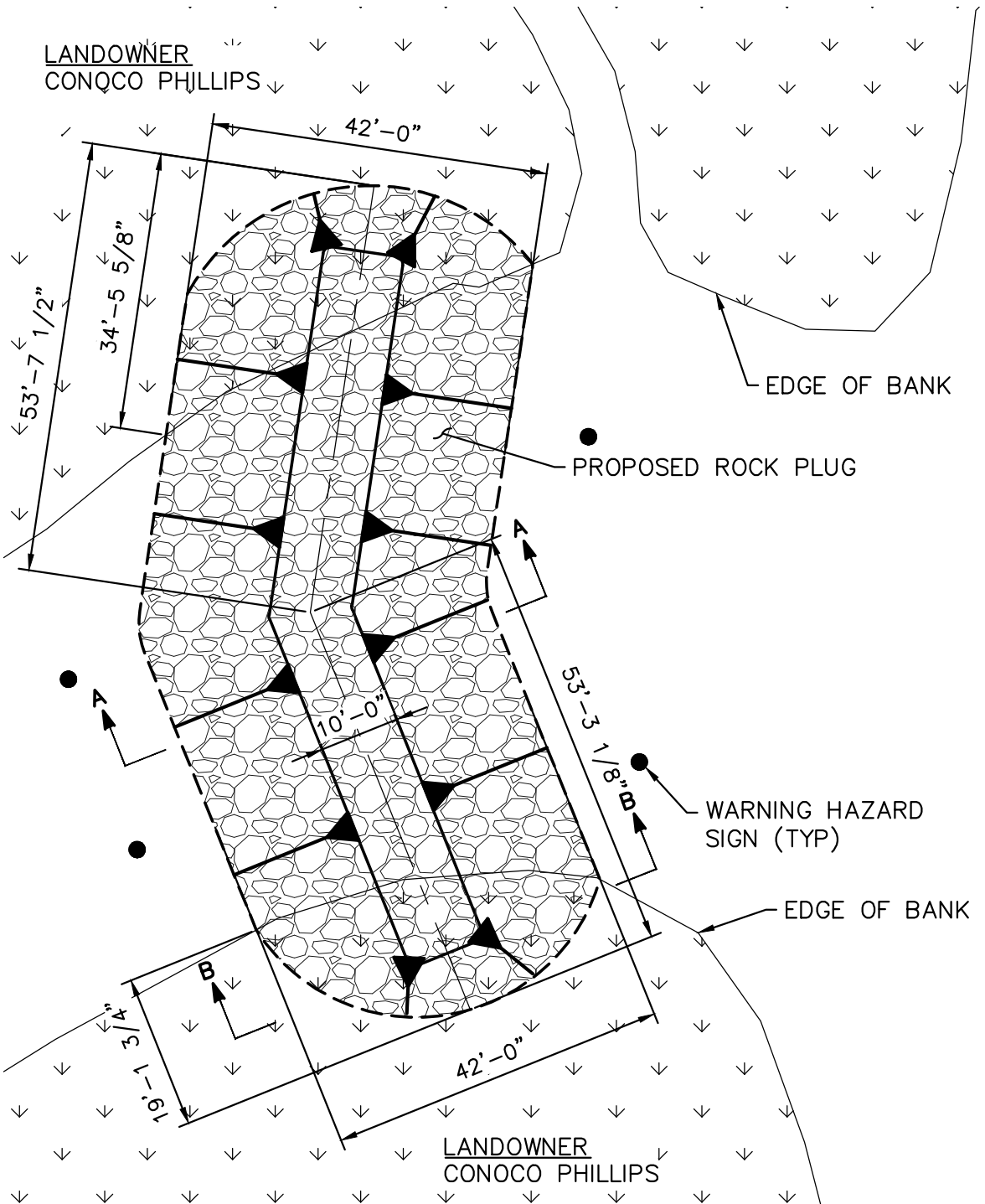
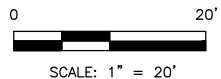
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PROPOSED ROCK PLUG
BUCKSKIN BAYOU
LOCATION MAP



ALL SOUTH CONSULTING ENGINEERS, L.L.C.
 302 SCHOOL STREET
 HOUMA, LA 70360
 (985) 537-8893

DATE:
 8-07-2019
JOB NO.:
 038-001-01
SHY NO.:
 2 OF 4 5



LOCATION COORDINATES:
 N: 29° 17' 52.10"
 W: 91° 02' 22.61"
 SECTION 29
 TOWNSHIP 20 SOUTH
 RANGE 14 EAST

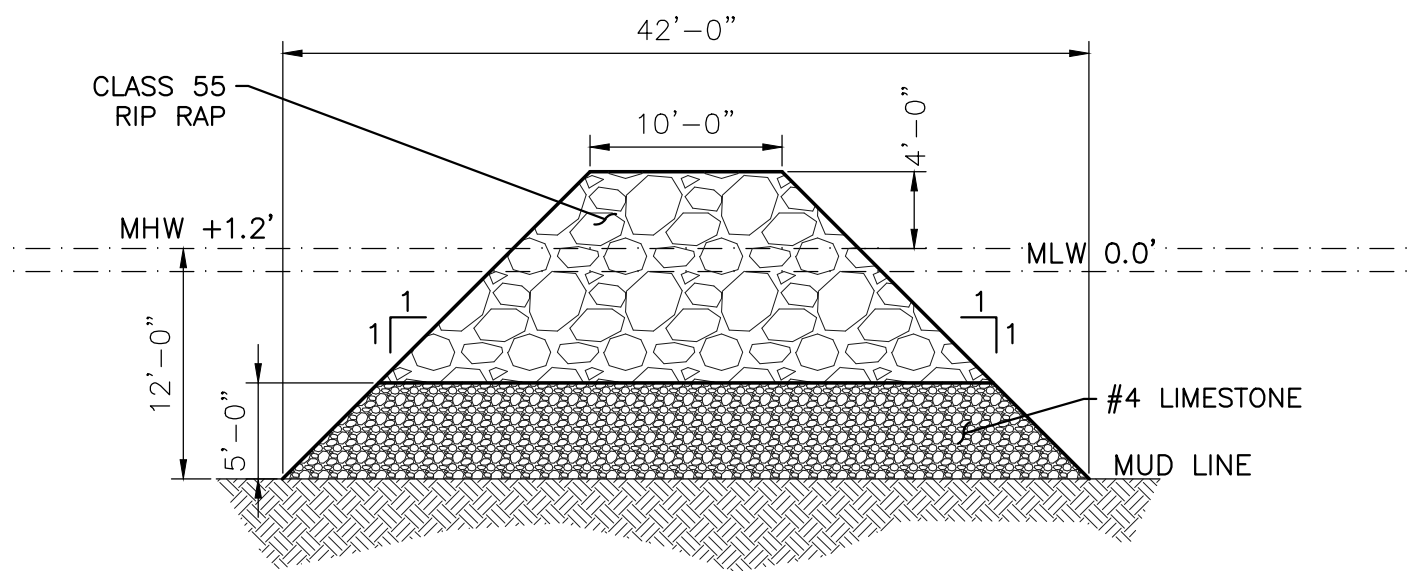
WATER BOTTOM IMPACTS - ±.07 ACRES
 MARSH IMPACTS - ±.03 ACRES

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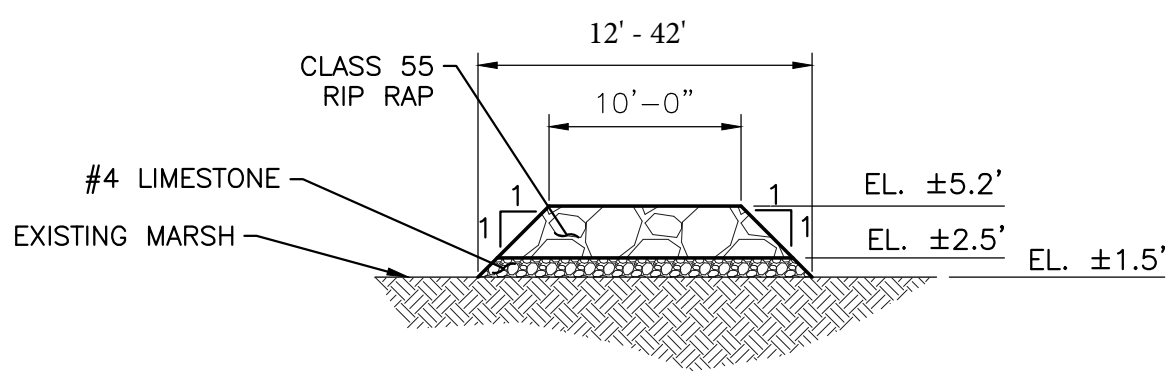
PROPOSED ROCK PLUG
BUCKSKIN BAYOU
PLAN VIEW

ASCE ALL SOUTH CONSULTING ENGINEERS, L.L.C.
 302 SCHOOL STREET
 HOUMA, LA 70360
 (985) 537-8893

DATE: 11-7-2019
 JOB NO.: 038-001-01
 SHT NO.: 3 OF 4



SECTION A-A



SECTION B-B

PROJECT INCLUDES THE INSTALLATION OF APPROXIMATELY:

1. 640 CY OF CLASS 55 RIP RAP
2. 480 CY OF #4 LIMESTONE

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PROPOSED ROCK PLUG

BUCKSKIN BAYOU

CROSS SECTIONS

ASCE ALL SOUTH CONSULTING ENGINEERS, L.L.C.
 302 SCHOOL STREET
 HOUMA, LA 70360
 (985) 537-8893

DATE: 11-7-2019
 JOB NO.: 038-001-01
 SHT NO.: 4 OF 4

DRAWING NOTES

1. AS BUILT DRAWINGS WILL BE PROVIDED TO OCM WITHIN 30 DAYS OF COMPLETION OF THIS PROJECT.
2. 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.
3. TO ENSURE THE SAFETY OF ALL PARTIES, THE PERMITEE SHALL CONTACT LOUISIANA ONE CALL A MINIMUM OF 48 HOURS PRIOR TO THE COMMENCEMENT OF ANY EXCAVATION OR DEMOLITION ACTIVITIES.
4. STRUCTURES MUST BE MARKED AND LIGHTED IN ACCORDANCE WITH U.S. COAST GUARD REGULATIONS.

EQUIPMENT

Deck Barge with Crane, 4' Draft
Barge with Crew Quarters, Draft 4'
Spud Barge, 4' Draft
Tug, 4.5' Draft
Crew Boat, Outboard Motors, 2.5' Draft