



REPLY TO
ATTENTION OF

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

March 6, 2023

Regulatory Division

SUBJECT: MVN-2020-00784-MG
(General Permit) GP-31

SPECIAL PUBLIC NOTICE

ANNOUNCEMENT OF MODIFICATION TO REGIONAL GENERAL PERMIT (GP-31)
AUTHORIZING MINOR CONSTRUCTION ACTIVITIES FOR RESIDENTIAL
PURPOSES AND THE ASSOCIATED DISCHARGE OF FILL MATERIAL
INTO WATERS OF THE UNITED STATES

The New Orleans District, Corps of Engineers is hereby issuing a public notice announcing a minor modification of GP-31. GP-31 was issued on January 1, 2021 and authorizes minor construction activities for residential purposes and the associated discharge of fill material into waters of the United States within the New Orleans District. The modification has been included to provide further clarity on item c. of the Exclusions section of GP-31. A copy of the modified GP-31 is attached. The remaining sections of GP-31 and the expiration date of January 1, 2026 remain unchanged.

We have reserved the right to modify, suspend, or revoke this general permit any time we determine it is in the public's interest to do so. Interested parties are invited to submit written comments or suggestions for modifications or improvement of this general permit to the Regulatory Division of this district at any time.

BY THE AUTHORITY OF THE SECRETARY OF THE ARMY:


Martin S. Mayer
Chief, Regulatory Division

Attachment



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

Regulatory Division

SUBJECT: CEMVN-RG (General Permit) GP-31

DEPARTMENT OF THE ARMY
GENERAL PERMIT

GENERAL PERMIT AUTHORIZING MINOR
CONSTRUCTION ACTIVITIES FOR RESIDENTIAL PURPOSES
AND THE ASSOCIATED DISCHARGE OF FILL MATERIAL
INTO WATERS OF THE UNITED STATES

AUTHORIZATION NO.: (General Permit) GP-31

EFFECTIVE DATE: 1 January 2021

EXPIRATION DATE: 1 January 2026

Under authorization granted by applicable sections of Parts 320 through 332 of Title 33, Code of Federal Regulations, and delegated authority from the Commander, U.S. Army Corps of Engineers, the District Engineer at New Orleans has determined that it is in the public interest to issue a general permit to authorize minor construction activities for residential purposes and the associated discharge of fill material into waters of the United States occurring within the boundaries of the New Orleans District.

Specific legislation requiring Department of the Army permits for work of this nature:

a. Section 404 of the Clean Water Act (33 USC 1344).

The work and activities specifically intended for authorization under this general permit are the construction of individual single-family homesites, residential subdivisions and multiple-unit residential complexes; associated drainage, roadway, sanitary, and utility infrastructure, and; typical amenities such as storage sheds, swimming pools, garages, driveways, and landscaping.

Under this general permit, when the construction of an individual single-family residence is being proposed for personal use/occupation by the applicant, the activity may not exceed an aggregate loss of 0.50 acre of jurisdictional wetlands. When the construction of multiple single-family residences (i.e., a subdivision) or a multiple-unit residential complex is being proposed for commercial sale to potential occupants, the activity may not exceed an aggregate loss of 3.0 acres of jurisdictional wetlands. Whenever any other nationwide or general permit is used in conjunction with this general permit, the total acreage of jurisdictional wetland loss combined cannot exceed

the appropriate threshold. In addition, any activity performed in conjunction with the proposed development that degrades existing jurisdictional project site wetlands without actually incurring a loss of waters of the U.S., such as the removal of native vegetation for aesthetic purposes, will be counted towards thresholds established for this general permit. Last, a determination will be made as to scope of the proposed activity's impact on jurisdiction of any adjacent wetlands on a case-by-case basis

Prior to written approval from the New Orleans District (MVN), each request for work covered by this general permit will be reviewed to determine impacts to the natural and human environment to determine if approval is not contrary to the public interest. A detailed justification of project need and project alternatives considered, including other potential project locations and project designs, supporting the applicant's view that the proposed activity represents the least environmentally damaging practicable alternative must be submitted with the application (see Section 3).

This general permit will authorize work in those areas which are located within the boundaries of the U.S. Army Engineer District, New Orleans, but outside the Louisiana Coastal Zone (LCZ), UNLESS the activity is within the LCZ but specifically or partially exempt from coastal use permitting as determined by the Louisiana Department of Natural Resources, Office of Coastal Management (OCM). The map attached to this permit shows the approximate boundaries of the District (attachment 1).

1. Inclusions: The following are examples of work that may be eligible under this permit:
 - a. Single-family residences proposed for individual personal use.
 - b. Residential subdivisions and multiple-unit residential complexes.
 - c. New homesites and appurtenances in an established residential subdivision. An established subdivision is defined as an area having a hard surface or aggregate road system, parish-approved drainage infrastructure and utilities, and an approved central sewerage system. The homesite and/or appurtenances must be the primary residence or in direct association with the primary residence of the permittee or a member of his/her immediate family.
 - d. Any residential subdivision proposing impacts to jurisdictional wetlands that comport to the threshold, described herein.
2. Exclusions: The following work will not be eligible under this general permit. Applications for this work will be processed in accordance with 33 CFR Part 325.
 - a. Piecemeal development; the proposed activity must be a single and complete project. In addition, the use of this general permit will not be applicable to a "phased" development of a larger project.

- b. Work subject to authorization under Section 10 of the Rivers and Harbors Act of 3 March 1899 (33 USC 403).
- c. With the exception to activities required for compliance with GP-31 special conditions f. and g. on page 6, work within the banks of natural drains. For the purposes of this General Permit, natural drains are defined as any stream, slough, bayou, creek, etc. that has been formed by natural geomorphic processes, including those systems which may have been altered by anthropogenic forces. Additionally, a 50 foot avoidance buffer zone shall be extended to all riparian wetlands and floodways, where applicable.
- d. Work within jurisdictional wetland areas that are prone to prolonged inundation (e.g., seasonally flooded bottomland hardwoods and cypress-tupelo swamp).
- e. This general permit will not authorize work within the following areas:
 - (1) Work authorized under General Permit-31 may not be performed in areas where the activity is likely to result in a "disturbance" to bald eagles. If a bald eagle nest occurs within 660 feet of the proposed project area, then an evaluation must be performed to determine whether the project is likely to disturb nesting bald eagles. That evaluation can be conducted on-line at:
<http://www.fws.gov/southeast/birds/Eagle/tamain.html>
Applicants are advised to review the National Bald Eagle Management (NBEM) Guidelines for information and recommendations to minimize potential project impacts to bald eagles. A copy of the NBEM Guidelines is available at:
<https://www.fws.gov/northeast/EcologicalServices/pdf/NationalBaldEagleManagementGuidelines.pdf>
If you need further assistance, please contact the U.S. Fish and Wildlife Service's Office of Migratory Birds (404) 679-7070.
 - (2) Within 1,000 feet of known bird nesting colonies or rookeries.
 - (3) No activity that is likely to adversely affect federally listed threatened or endangered species, or a species proposed for such designation, or that is likely to destroy or adversely modify the critical habitat of such species, is authorized under this General Permit.
 - (4) Within 1,500 feet a levee or flood control facilities constructed or maintained with federal funds, or owned and operated by agencies of

state or local governments without the written consent of the appropriate agency or governing body.

- (5) At or within one mile of a site listed or eligible to be listed on the National Register of Historic Places, within one-half mile of a known archaeological site, or within one-half mile of any known cultural resource site, without the written approval or waiver from the State Historic Preservation Officer (SHPO), Tribal Historic Preservation Officer (THPO) or the appropriate authority.
 - (6) Work within 300 feet of a Louisiana designated Scenic River without written approval or waiver from the Louisiana Department of Wildlife and Fisheries. A list with description as well as access to mapping of Louisiana Scenic Rivers is available at <https://www.wlf.louisiana.gov/page/scenic-rivers-descriptions-and-map>. Questions regarding the LDWF Scenic Rivers program can be directed to LDWF staff for assistance if needed. Inquiries can be sent to staff via <https://www.wlf.louisiana.gov/page/scenic-rivers>.
 - (7) Work performed within an existing subdivision where the existing hard surface or aggregate road system, drainage infrastructure, utilities, etc., are in violation of Section 404 of the Clean Water Act (33 USC 1344).
3. Applications for approval for work to be performed under authority of this general permit must include the following (attachment 2):
- a. Completed application form ENG 4345. Note: for those activities within the LCZ, the Joint Application form must be used, provided it includes OCM's exemption determination. If the proposed activity is not exempt, or is partially exempt by OCM, this GP may not be used, or is limited to the exempt portion of the project, respectively.
 - b. Vicinity Map – You may use an existing road map or U.S. Geological Survey topographical map. This map should include:
 - (1) Location of activity site (draw an arrow showing the exact location of the site on the map).
 - (2) Latitude, longitude, and/or section, township and range.
 - (3) Names, descriptions, and locations of landmarks.
 - (4) Name of and distance to nearest town, community or other identifying locations.
 - (5) Names or numbers of all roads in the vicinity of the site.

- (6) North arrow.
 - c. The proposed residential subdivision lot layout (if in an existing subdivision then the location of the lot and other lots which have been developed), a delineation of wetlands/waters of the U.S., and property boundaries.
 - d. Plan view and cross section (samples attached) of the proposed work which include:
 - (1) Principle dimensions of the activity
 - (2) Number of cubic yards and source of fill material
 - e. A Needs and Alternatives Analysis.
 - f. A proposed compensatory mitigation plan for unavoidable wetland impacts. On a case-by-case basis, appropriate and practicable compensatory mitigation will be considered for unavoidable adverse impacts which remain after all appropriate and practicable avoidance and/or minimization has been attained. Compensation for unavoidable impacts must be commensurate with the wetland loss. Mitigation requirements will be determined by CEMVN and be consistent with the Compensatory Mitigation Rule.
4. No work may be performed under this general permit unless and until:
- a. The New Orleans District has reviewed the application and has issued a written approval and the permittee has fulfilled all compensatory mitigation requirements (if applicable).
 - b. All required local, state and other federal permits, licenses, authorizations, and certifications are obtained. This includes, but is not limited to:
 - (1) A water quality certification or waiver from the Louisiana Department of Environmental Quality, Office of Environmental Services;
 - (2) A drainage impact analysis certified by a professional engineer and approved by the appropriate local authority, as required, and;
 - (3) A Parish or State-approved individual or central sewage treatment system, as appropriate for the activity proposed under this General Permit.

All work authorized by this general permit must be performed in accordance with the applicable standard conditions of ENG Form 1721, Department of the Army Permit (attachment 3), and the following special conditions:

- a. The area extent of the clearing, grading, and/or otherwise filling will be limited to the minimum amount necessary to include the house, garage, driveway, sewage treatment, utilities, etc. A maximum of 0.50 acre for private single-family residences, or 3.0 acres for single-family or multiple-unit residential subdivisions, will be allowed for clearing, grading, and/or otherwise filling of the lot. The remaining wetland portions of the property will remain in their natural state.
- b. All projects must comply with the Section 404(b)(1) Guidelines (49 CFR 230.10). Appropriate and practicable steps must be taken to minimize potential adverse effects of the discharge on the aquatic ecosystem. Whenever practicable, nonwetland disposal sites must be used.
- c. The permittee shall provide your project manager with this office a **Notification of Completion** within five days of project construction being finalized. Notification shall reference your subject MVN permit #, and may be submitted via email or hard copy mail to: U.S. Army Corps of Engineers, New Orleans District, CEMVN-ODR, 7400 Leake Ave., New Orleans, LA 70118-3651.
- d. Many local governing bodies have instituted laws and/or ordinances in order to regulate dredge and/or fill activities in floodplains to assure maintenance of floodwater storage capacity and avoid disruption of drainage patterns that may affect surrounding properties. Your project involves dredging and/or placement of fill; therefore, you must contact the local municipal and/or parish governing body regarding potential impacts to floodplains and compliance of your activities with local floodplain ordinances, regulations or permits.
- e. The permittee is responsible for ensuring that all contractors and/or workers associated with project construction and implementation, are equally aware of the authorized plans, conditions, and/or restrictions associated with this approval.
- f. All work shall be done in accordance with the approved plans and confined to the permitted work area(s) represented within the attached drawings. If the project requires modifications to the authorized plan, the permittee shall contact this office to obtain a permit amendment and/or review and decision on the plans, prior to commencement of those alterations.
- g. The permittee shall properly install adequate erosion/siltation control measures around construction areas that require land based earthwork (i.e. excavation and/or deposition of fill materials, land contouring, machinery rutting, fill maneuvering and redistribution, etc.), to aid in preventing project related sediments, debris and other pollutants from entering adjacent wetlands or waters. Acceptable measures include but are not limited to the proper use and positioning of temporary silt fences, straw bales, fiber/core logs, wooden barriers, seeding or sodding of exposed soils, or other approved EPA construction site storm-water runoff control and best management practices. Control techniques

shall be installed prior to the commencement of earthwork activities and maintained until the project is complete and/or the subject areas are stabilized.

- h. This General Permit does not authorize work that could adversely affect adjacent property, including adjacent jurisdictional wetlands. Where roads or driveways are constructed through jurisdictional wetlands, culverts must be installed and maintained to allow for a direct hydrologic surface connection in a typical year between the bisected wetlands. Culverts must be of sufficient size and number relative to road size and length so as to allow for unencumbered flow between the bisected wetlands.
- i. Permittees must evaluate the effect that the proposed work would have on historic properties listed, or eligible for listing, in the National Register of Historic Places (NRHP) prior to initiation of work. Historic properties include prehistoric and historic archaeological sites, and areas or structures of cultural interest that occur in the permit area. If a known historic property would be encountered, the permittee shall notify CEMVN and shall not conduct any work in the permit area that would affect the property until the requirements of 33 CFR Part 325, Appendix C, and 36 CFR Part 800 have been satisfied. If a previously unknown historic property is encountered during work authorized by this General Permit, the permittee shall immediately notify the CEMVN and avoid further impact to the site until the USACE has verified that the requirements of 33 CFR Part 325, Appendix C, and 36 CFR Part 800 have been satisfied.
- j. The District Commander retains discretionary authority to require applicants to obtain an individual permit when determined that the public interest will best be served by doing so.
- k. The District Commander may include additional conditions to this general permit at any time and as necessary to protect the public interest.
- l. This general permit may be suspended in whole or part and/or revoked if the District Commander determines such action is necessary to protect the public interest.
- m. Additional public notice will be given to advise the interested public of major revisions to the general permit or of its suspension or revocation.
- n. That all activities identified and authorized herein shall be consistent with the terms and conditions of this general permit; and that any activities not specifically identified and authorized herein shall constitute a violation of the terms and conditions of this general permit which may result in the modification, suspension, or revocation of the authorization granted to the permittee, in whole or in part, as set forth more specifically in General Condition t., and in the institution of such legal proceedings as the United States Government may

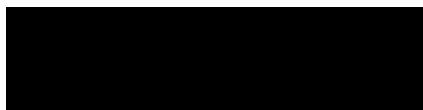
consider appropriate, whether or not this general permit has been previously modified, suspended, or revoked in whole or in part.

- o. That all activities authorized herein shall be at all times consistent with applicable water quality standards and best management practices established pursuant to the Clean Water Act of 1972 (PL 92-500: 86 Stat. 816) and pursuant to applicable state and local laws.
- p. That the discharge will not affect a threatened or endangered species as identified under the Endangered Species Act, or adversely impact critical habitat of such species.
- q. That the permittee agrees to make every reasonable effort to prosecute the construction or operation of the work authorized herein in a manner so as to minimize any adverse impact on fish, wildlife, special aquatic sites, and natural environmental values.
- r. That the permittee shall permit the District Commander or his authorized representative(s) or designee(s) to make periodic inspections of the project site(s) and disposal site(s), if different from the project site(s), at any time deemed necessary in order to assure that the activity being performed under authority of this general permit is in accordance with the terms and conditions prescribed herein.
- s. That the general permit does not convey any property rights, either in real estate or material, or any exclusive privileges; and that it does not authorize any injury to property or invasion of rights or any infringement of federal, state, or local laws or regulations nor does it obviate the requirement to obtain state or local approval required by law for the activity authorized herein.
- t. That any individual authorization granted under this general permit may be either modified, suspended, or revoked in whole or in part if the Secretary of the Army or his authorized representative determines that there has been a violation of any of the terms or conditions of this general permit or that such action would otherwise be in the public interest.
- u. That in issuing authorization under this general permit, the federal government will rely upon information and data supplied by the applicant. If subsequent to the issuance of an authorization such information and data prove to be false, incomplete, or inaccurate, the general permit authorization may be modified, suspended, or revoked, in whole or in part.
- v. That any modification, suspension or revocation of this general permit or any individual authorization granted under this general permit will not be the basis for any claim for damages against the United States.

- w. That this general permit cannot be used for piecemeal fill activities or other piecemeal work, nor is this general permit valid for any activity that is part of an overall project for which the Corps has determined that an individual permit is required.
- x. That wetlands that are not part of the project site but that are disturbed during construction, including the temporary crossing of jurisdictional wetland areas, will be restored to their pre-project elevations and conditions, including replanting where needed.
- y. That misrepresentation of the proposed project or falsification of facts may be cause to exclude the project from further general proceedings. If the misrepresentation or falsification was intentional, the applicant shall forfeit the right to conduct work at the proposed project site pursuant to this general permit.
- z. That if the project includes deposits of fill materials, only clean material which is free of organic matter, wastes, metal products, chemical pollutants, unsightly debris, etc., may be used as fill.
- aa. Individual approvals granted under this general permit allow 5 years from the date of approval letter to complete the project.

All references to "Permittee" in ENG Form 1721 shall, for purposes of this general permit, be understood to refer to the person, family, agency or group performing work authorized by this permit.

BY THE AUTHORITY OF THE SECRETARY OF THE ARMY:

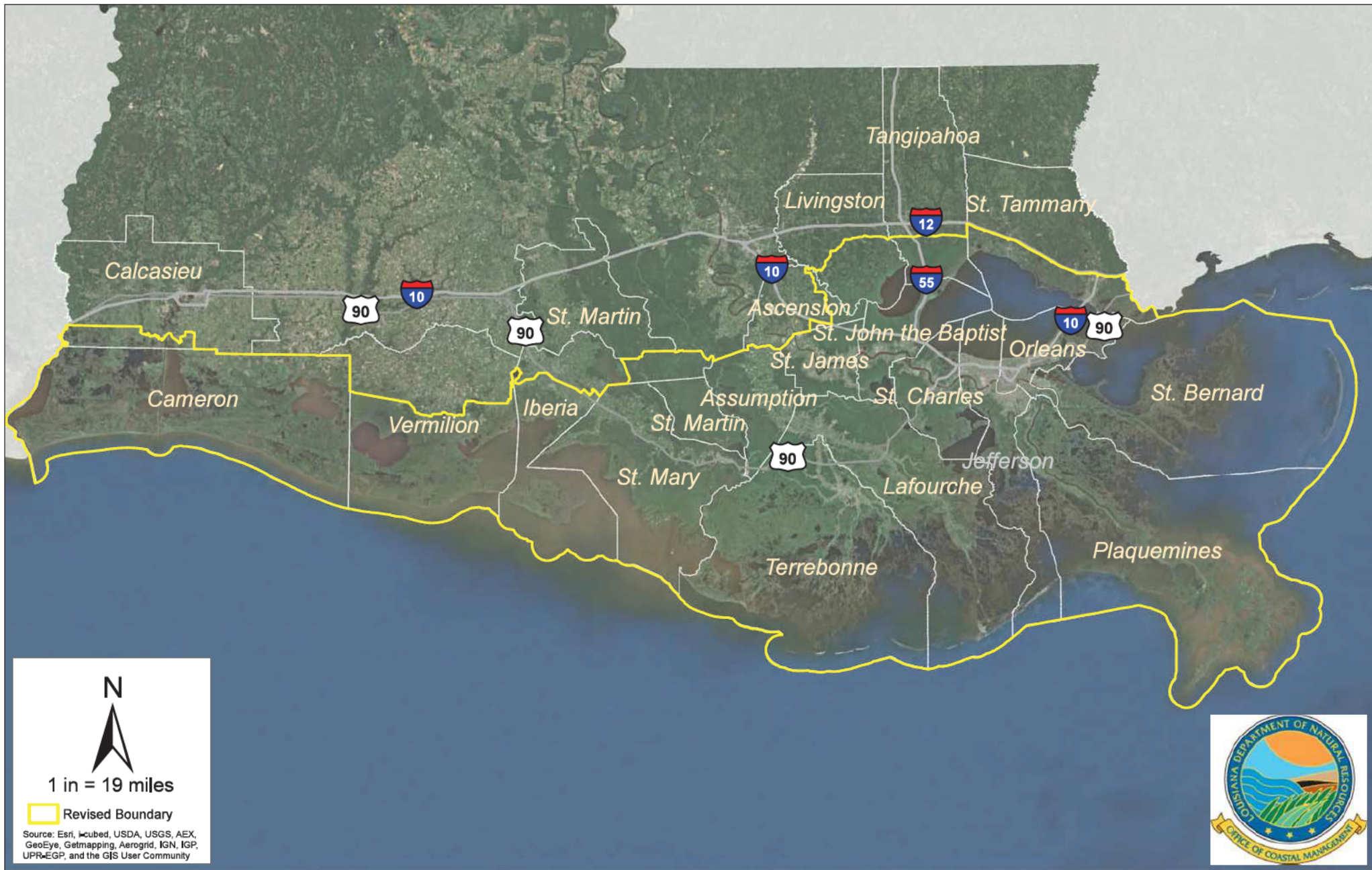


Martin S. Mayer
Chief, Regulatory Division

Attachments

1. District Boundary Map and Coastal Zone Boundary Map
2. Sample Drawings





U.S. Army Corps of Engineers (USACE) APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT 33 CFR 325. The proponent agency is CECW-CO-R.		Form Approved - OMB No. 0710-0003 Expires: 02-28-2022	
The public reporting burden for this collection of information, OMB Control Number 0710-0003, is estimated to average 11 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding the burden estimate or burden reduction suggestions to the Department of Defense, Washington Headquarters Services, at whs.mc-alex.esd.mbx.dd-dod-information-collections@mail.mil . Respondents should be aware that notwithstanding any other provision of law, no person shall be subject to any penalty for failing to comply with a collection of information if it does not display a currently valid OMB control number. PLEASE DO NOT RETURN YOUR APPLICATION TO THE ABOVE EMAIL.			
PRIVACY ACT STATEMENT			
Authorities: Rivers and Harbors Act, Section 10, 33 USC 403; Clean Water Act, Section 404, 33 USC 1344; Marine Protection, Research, and Sanctuaries Act, Section 103, 33 USC 1413; Regulatory Programs of the Corps of Engineers; Final Rule 33 CFR 320-332. Principal Purpose: Information provided on this form will be used in evaluating the application for a permit. Routine Uses: This information may be shared with the Department of Justice and other federal, state, and local government agencies, and the public and may be made available as part of a public notice as required by Federal law. Submission of requested information is voluntary, however, if information is not provided the permit application cannot be evaluated nor can a permit be issued. One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see sample drawings and/or instructions) and be submitted to the District Engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned. System of Record Notice (SORN). The information received is entered into our permit tracking database and a SORN has been completed (SORN #A1145b) and may be accessed at the following website: http://dpcl.dod.mil/Privacy/SORNs/Index/DOD-wide-SORN-Article-View/Article/570115/a1145b-ce.aspx			
(ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)			
1. APPLICATION NO.	2. FIELD OFFICE CODE	3. DATE RECEIVED	4. DATE APPLICATION COMPLETE
(ITEMS BELOW TO BE FILLED BY APPLICANT)			
5. APPLICANT'S NAME First - Middle - Last - Company - E-mail Address -		8. AUTHORIZED AGENT'S NAME AND TITLE (agent is not required) First - Middle - Last - Company - E-mail Address -	
6. APPLICANT'S ADDRESS: Address- City - State - Zip - Country -		9. AGENT'S ADDRESS: Address- City - State - Zip - Country -	
7. APPLICANT'S PHONE NOS. w/AREA CODE a. Residence b. Business c. Fax		10. AGENTS PHONE NOS. w/AREA CODE a. Residence b. Business c. Fax	
STATEMENT OF AUTHORIZATION			
11. I hereby authorize, _____ to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application.			
_____ SIGNATURE OF APPLICANT		_____ DATE	
NAME, LOCATION, AND DESCRIPTION OF PROJECT OR ACTIVITY			
12. PROJECT NAME OR TITLE (see instructions)			
13. NAME OF WATERBODY, IF KNOWN (if applicable)		14. PROJECT STREET ADDRESS (if applicable) Address	
15. LOCATION OF PROJECT Latitude: °N Longitude: °W		City - State- Zip-	
16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions) State Tax Parcel ID Municipality Section - Township - Range -			

17. DIRECTIONS TO THE SITE

18. Nature of Activity (Description of project, include all features)

19. Project Purpose (Describe the reason or purpose of the project, see instructions)

USE BLOCKS 20-23 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. Reason(s) for Discharge

21. Type(s) of Material Being Discharged and the Amount of Each Type in Cubic Yards:

Type Amount in Cubic Yards	Type Amount in Cubic Yards	Type Amount in Cubic Yards
-------------------------------	-------------------------------	-------------------------------

22. Surface Area in Acres of Wetlands or Other Waters Filled (see instructions)

Acres
or
Linear Feet

23. Description of Avoidance, Minimization, and Compensation (see instructions)

24. Is Any Portion of the Work Already Complete? ☐ Yes ☐ No IF YES, DESCRIBE THE COMPLETED WORK

25. Addresses of Adjoining Property Owners, Lessees, Etc., Whose Property Adjoins the Waterbody (if more than can be entered here, please attach a supplemental list),

a. Address-

City -

State -

Zip -

b. Address-

City -

State -

Zip -

c. Address-

City -

State -

Zip -

d. Address-

City -

State -

Zip -

e. Address-

City -

State -

Zip -

26. List of Other Certificates or Approvals/Denials received from other Federal, State, or Local Agencies for Work Described in This Application.

AGENCY	TYPE APPROVAL*	IDENTIFICATION NUMBER	DATE APPLIED	DATE APPROVED	DATE DENIED

* Would include but is not restricted to zoning, building, and flood plain permits

27. Application is hereby made for permit or permits to authorize the work described in this application. I certify that this information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

SIGNATURE OF APPLICANT

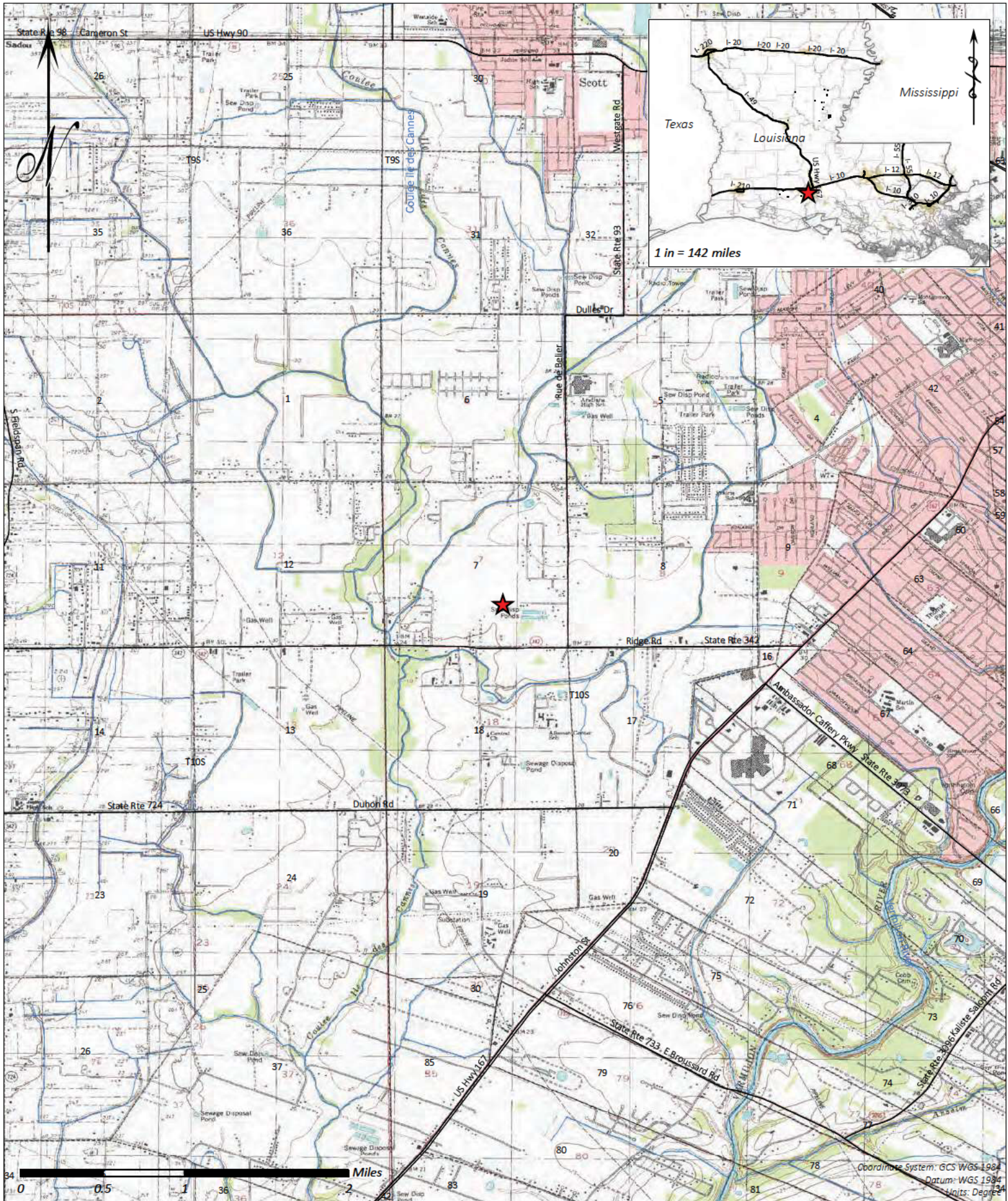
DATE

SIGNATURE OF AGENT

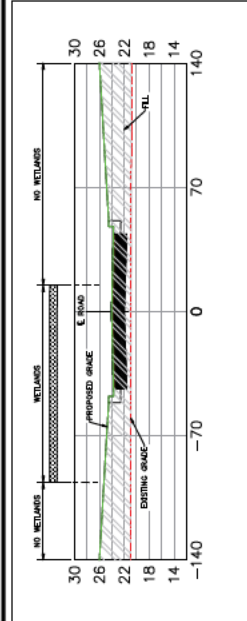
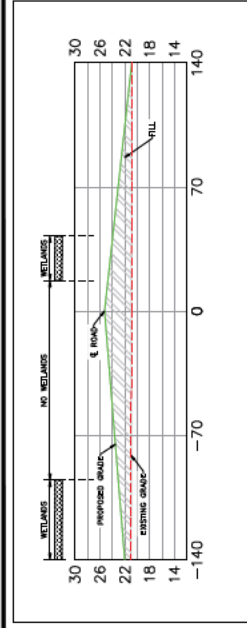
DATE

The Application must be signed by the person who desires to undertake the proposed activity (applicant) or it may be signed by a duly authorized agent if the statement in block 11 has been filled out and signed.

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any trick, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both.



(PROJECT NAME)		LAFAYETTE PARISH, LA		REV	DATE	DESCRIPTION
		SEC. 01, T 01S - R 02E				
		30.12345°N, 92.12345°W				
SHEET 1 OF 3		PROJ #:	DATE:			



PROJECT NOTES:

TOTAL PROPOSED PROJECT ACREAGE = ±23.9 AC.

EMERGENT WETLANDS IMPACT = ±0.388 AC.

SCRUB-SHRUB FORESTED WETLANDS IMPACT = ±0.128 AC.

TOTAL WETLAND IMPACT = ±0.496 AC.

PROPOSED EARTHEN FILL = ±2,370 CY

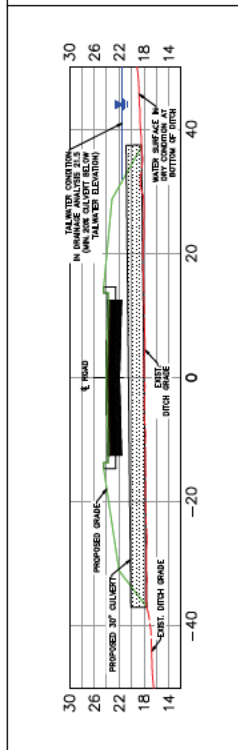
PROPOSED SOIL CEMENT FILL = ±373 CY

PROPOSED ASPHALT FILL = ±93 CY

SECTION A-A'

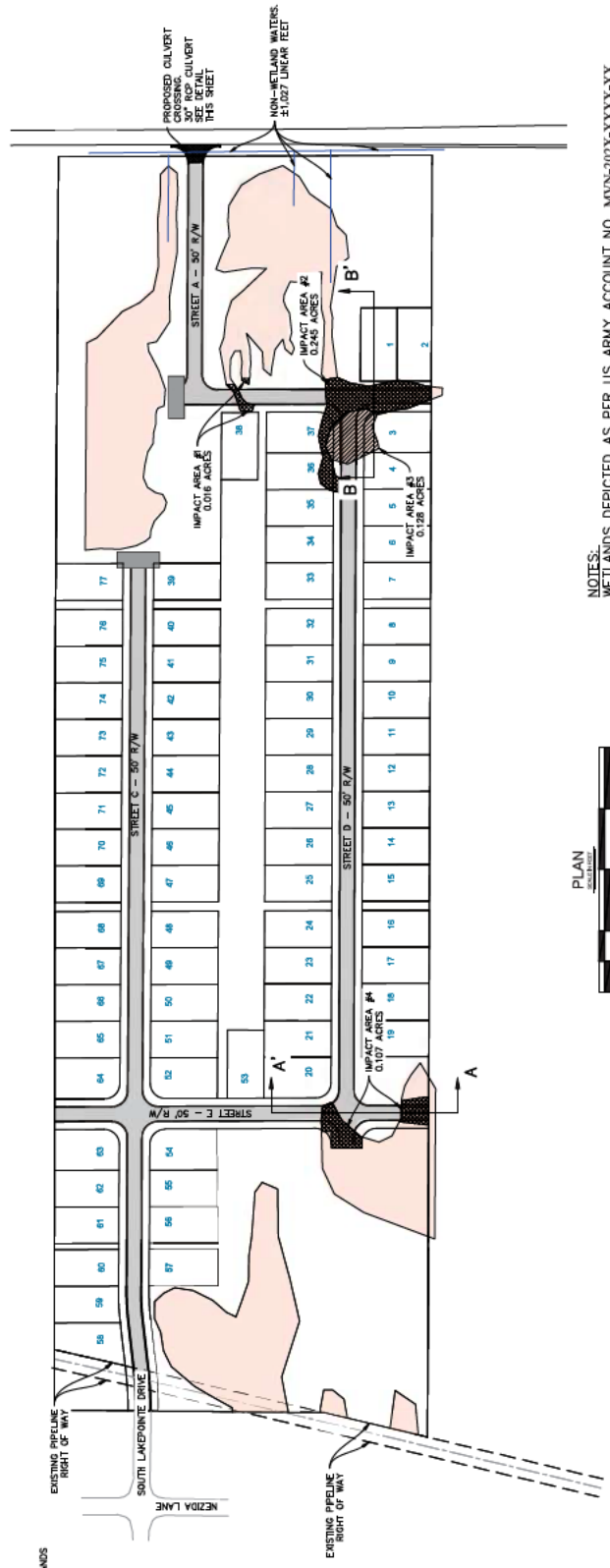
SECTION B-B'

IMPACT AREA	ACREAGE	CLASS
1	0.016	PEM
2	0.245	PEM
3	0.128	PSS
4	0.107	PEM
TOTAL	0.496	



CULVERT CROSSING

- LEGEND:
- EMERGENT WETLAND IMPACTS
 - SCRUB-SHRUB WETLAND IMPACTS
 - NO PROPOSED IMPACTS TO WETLANDS



NOTES:

WETLANDS DEPICTED AS PER US ARMY ACCOUNT NO. MVN-202X-XXXX-XX

DEPARTMENT OF THE ARMY PERMIT

Permittee:

Permit No.

Issuing Office: New Orleans District

NOTE: The term "you" and its derivatives, as used in this permit, means the permittee or any future transferee. The term "this office" refers to the appropriate district or division office of the Corps of Engineers having jurisdiction over the permitted activity or the appropriate official of that office acting under the authority of the commanding officer.

You are authorized to perform work in accordance with the terms and conditions specified below.

Project Description:

Project Location:

Permit Conditions:

General Conditions:

1. The time limit for completing the work authorized ends on _____. If you find that you need more time to complete the authorized activity, submit your request for a time extension to this office for consideration at least 1 month before the above date is reached.
2. You must maintain the activity authorized by this permit in good condition and in conformance with the terms and conditions of this permit. You are not relieved of this requirement if you abandon the permitted activity, although you may make a good faith transfer to a third party in compliance with General Condition 4 below. Should you wish to cease to maintain the authorized activity or should you desire to abandon it without a good faith transfer, you must obtain a modification of this permit from this office, which may require restoration of the area.
3. If you discover any previously unknown historic or archeological remains while accomplishing the activity authorized by this permit, you must immediately notify this office of what you have found. We will initiate the Federal and State coordination required to determine if the remains warrant a recovery effort or if the site is eligible for listing in the National Register of Historic Places.

4. If you sell the property associated with this permit, you must obtain the signature of the new owner in the space provided and forward a copy of the permit to this office to validate the transfer of this authorization.

5. If a conditioned water quality certification has been issued for your project, you must comply with the conditions specified in the certification as special conditions to this permit. For your convenience, a copy of the certification is attached if it contains such conditions.

6. You must allow representatives from this office to inspect the authorized activity at any time deemed necessary to ensure that it is being or has been accomplished in accordance with the terms and conditions of your permit.

Special Conditions:

Further Information:

1. Congressional Authorities: You have been authorized to undertake the activity described above pursuant to:

- () Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403).
- () Section 404 of the Clean Water Act (33 U.S.C. 1344).
- () Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 U.S.C. 1413).

2. Limits of this authorization.

- a. This permit does not obviate the need to obtain other Federal, State, or local authorizations required by law.
- b. This permit does not grant any property rights or exclusive privileges.
- c. This permit does not authorize any injury to the property or rights of others.
- d. This permit does not authorize interference with any existing or proposed Federal project.

3. Limits of Federal Liability. In issuing this permit, the Federal Government does not assume any liability for the following:

- a. Damages to the permitted project or uses thereof as a result of other permitted or unpermitted activities or from natural causes.
- b. Damages to the permitted project or uses thereof as a result of current or future activities undertaken by or on behalf of the United States in the public interest.
- c. Damages to persons, property, or to other permitted or unpermitted activities or structures caused by the activity authorized by this permit.
- d. Design or construction deficiencies associated with the permitted work.
- e. Damage claims associated with any future modification, suspension, or revocation of this permit.

4. Reliance on Applicant's Data: The determination of this office that issuance of this permit is not contrary to the public interest was made in reliance on the information you provided.

5. Reevaluation of Permit Decision. This office may reevaluate its decision on this permit at any time the circumstances warrant. Circumstances that could require a reevaluation include, but are not limited to, the following:

- a. You fail to comply with the terms and conditions of this permit.
- b. The information provided by you in support of your permit application proves to have been false, incomplete, or inaccurate (See 4 above).

c. Significant new information surfaces which this office did not consider in reaching the original public interest decision.

Such a reevaluation may result in a determination that it is appropriate to use the suspension, modification, and revocation procedures contained in 33 CFR 325.7 or enforcement procedures such as those contained in 33 CFR 326.4 and 326.5. The referenced enforcement procedures provide for the issuance of an administrative order requiring you to comply with the terms and conditions of your permit and for the initiation of legal action where appropriate. You will be required to pay for any corrective measures ordered by this office, and if you fail to comply with such directive, this office may in certain situations (such as those specified in 33 CFR 209.170) accomplish the corrective measures by contract or otherwise and bill you for the cost.

6. Extensions. General condition 1 establishes a time limit for the completion of the activity authorized by this permit. Unless there are circumstances requiring either a prompt completion of the authorized activity or a reevaluation of the public interest decision, the Corps will normally give favorable consideration to a request for an extension of this time limit.

Your signature below, as permittee, indicates that you accept and agree to comply with the terms and conditions of this permit.

X _____
(PERMITTEE)

X _____
(DATE)

This permit becomes effective when the Federal official, designated to act for the Secretary of the Army, has signed below.

Darrell S. Barbara, Chief Western Evaluation Section

for Richard L. Hansen, District Commander

(DATE)

When the structures or work authorized by this permit are still in existence at the time the property is transferred, the terms and conditions of this permit will continue to be binding on the new owner(s) of the property. To validate the transfer of this permit and the associated liabilities associated with compliance with its terms and conditions, have the transferee sign and date below.

(TRANSFeree)

(DATE)