



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

# PUBLIC NOTICE

June 27, 2022

Regulatory Division  
Western Evaluation Branch

Project Manager:  
Amy Oestringer  
(504) 862-2272  
Amy.l.oestringer@usace.army.mil  
Application #: MVN-2020-00864-WQQ

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).

## **CONSTRUCTION OF A PRIVATE ACCESS ROAD AND HOME SITE IN ST. LANDRY PARISH**

**NAME OF APPLICANT:** Charles and Dana Armond c/o: Tim Morton & Associates Inc.,  
Attn: Jarrod Grandon, 500 South Morgan Avenue, Broussard, LA, 70518.

**LOCATION OF WORK:** Located in Krotz Springs, Louisiana, in St. Landry Parish, along the Atchafalaya River (latitude 30.620444°; longitude -91.756333°), as shown within the attached drawings. (Hydrologic Unit Code 08080101, within the Atchafalaya 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 has cleared approximately 16.7 acres of cypress tupelo swamp wetland habitat and filled approximately 1.19 acres of those wetlands for construction of a driveway and house pad. The applicant proposes to permanently clear 1.92 acres along the driveway and house pad, and to restore 13.6 acres of wetlands through planting of cypress/tupelo habitat species. 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 applicant may be required to fully or partially restore the site to pre-project conditions if issuance of a permit is determined to be contrary to the public interest.

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 Branch 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 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. 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 is not likely to adversely affect the pallid sturgeon (*Scaphirhynchus albus*).

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.

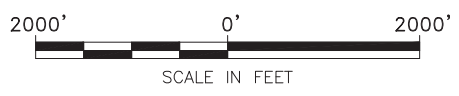
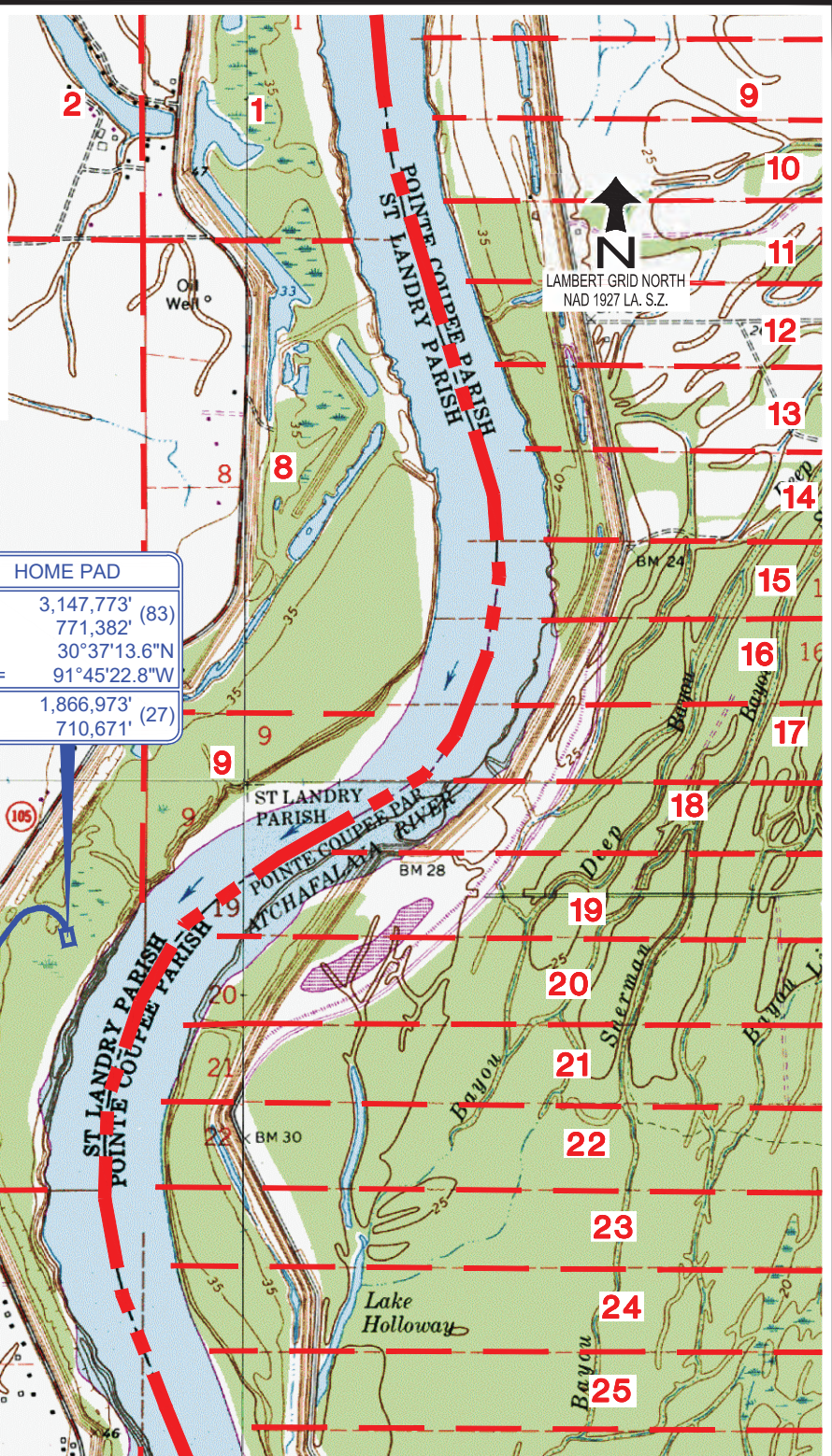
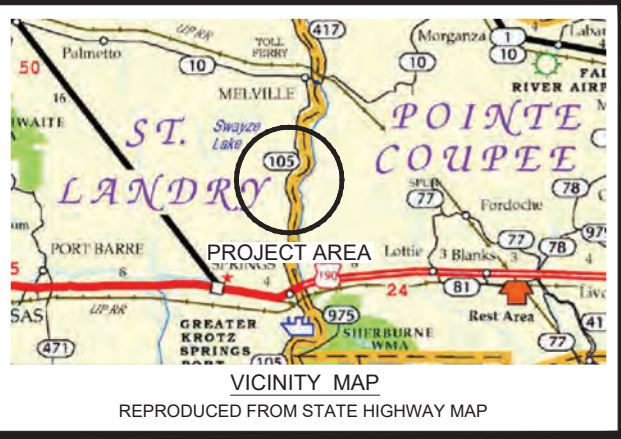
If the proposed work involves deposits of dredged or fill material into navigable waters, the evaluation of the probable impacts will include the application of guidelines established by the Administrator of the Environmental Protection Agency. ***Also, a certification that the proposed activity will 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



REFERENCE: BASE MAP FROM U.S.G.S. QUADRANGLE MAPS  
"SWAYZE LAKE, KROTZ SPRINGS, MELVILLE & LOTTIE, LA" 1968,  
REVISED 1994, AT A SCALE OF 1:24000.

PREPARED BY:



TIM MORTON & ASSOCIATES, INC.  
REGULATORY & ENVIRONMENTAL CONSULTANTS

FIGURE 1

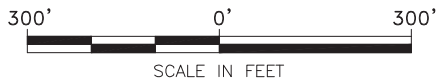
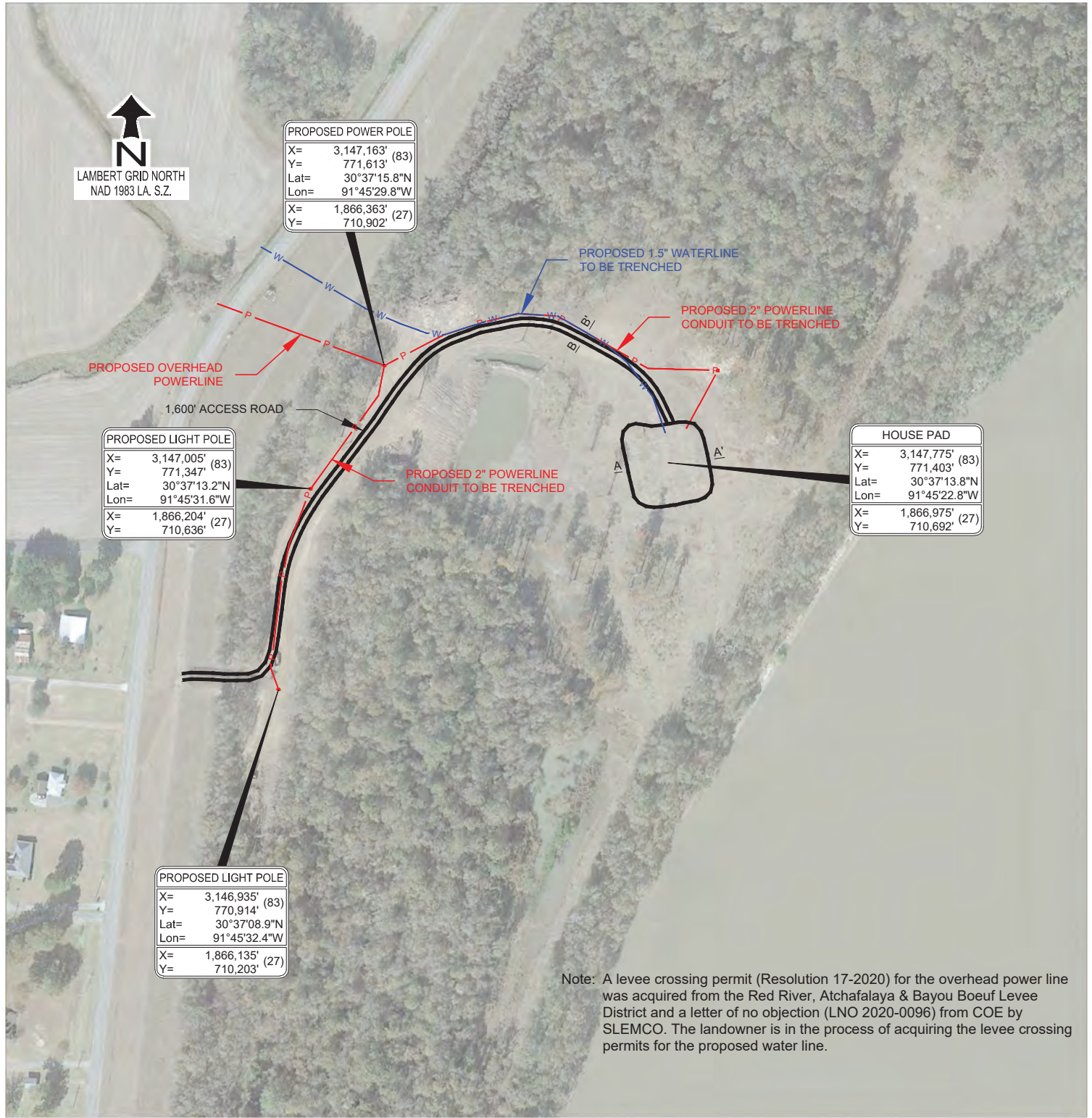
JOB NO. 20-047

CHARLES HUNTER ARMOND  
KROTZ SPRINGS, LOUISIANA

VICINITY PLAT  
HOME SITE AND ACCESS ROAD  
AFTER THE FACT  
ST. LANDRY PARISH, LOUISIANA

MAP NO. FIG1

JULY 28, 2020



**CHARLES HUNTER ARMOND**  
KROTZ SPRINGS, LOUISIANA

**HOME SITE AND ACCESS ROAD  
AFTER-THE-FACT  
SEC 10, T5S - R7E  
ST. LANDRY PARISH, LOUISIANA**

PREPARED BY:



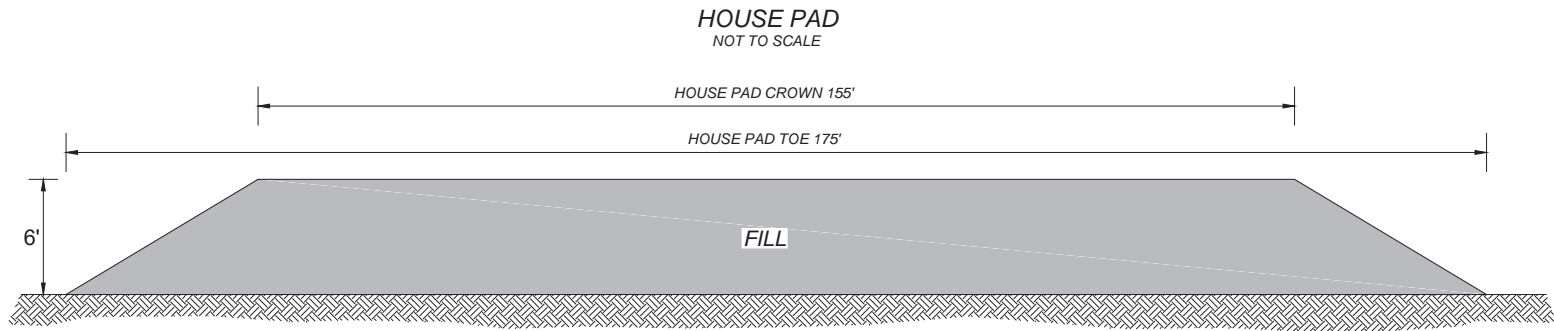
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JOB NO. 20-047

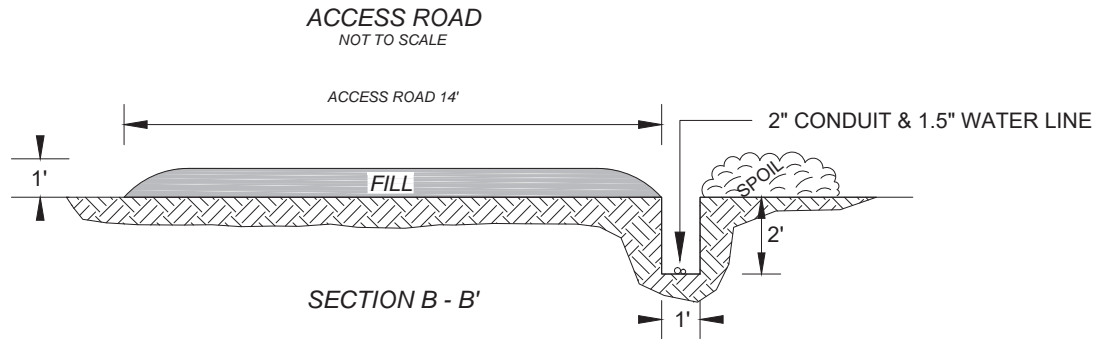
**FIGURE 2**

MAP NO. FIG2

JULY 28, 2020



SECTION A - A'



SECTION B - B'

APPROXIMATELY 5,938 CUBIC YARDS OF NATIVE MATERIAL WAS COLLECTED ONSITE AND USED TO BUILD THE HOUSE PAD  
 APPROXIMATELY 711 CUBIC YARDS OF NATIVE MATERIAL WAS COLLECTED ONSITE AND USED TO BUILD THE ACCESS ROAD  
 APPROXIMATELY 62 CUBIC YARDS OF SPOIL WILL BE TEMPORARILY STOCKPILED ON THE SIDE OF THE DITCH FOR INSTALLATION  
 OF THE 2" ELECTRICAL CONDUIT AND 1.5" WATER LINE. DITCH WILL BE BACKFILLED WITH SPOIL.

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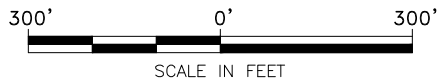
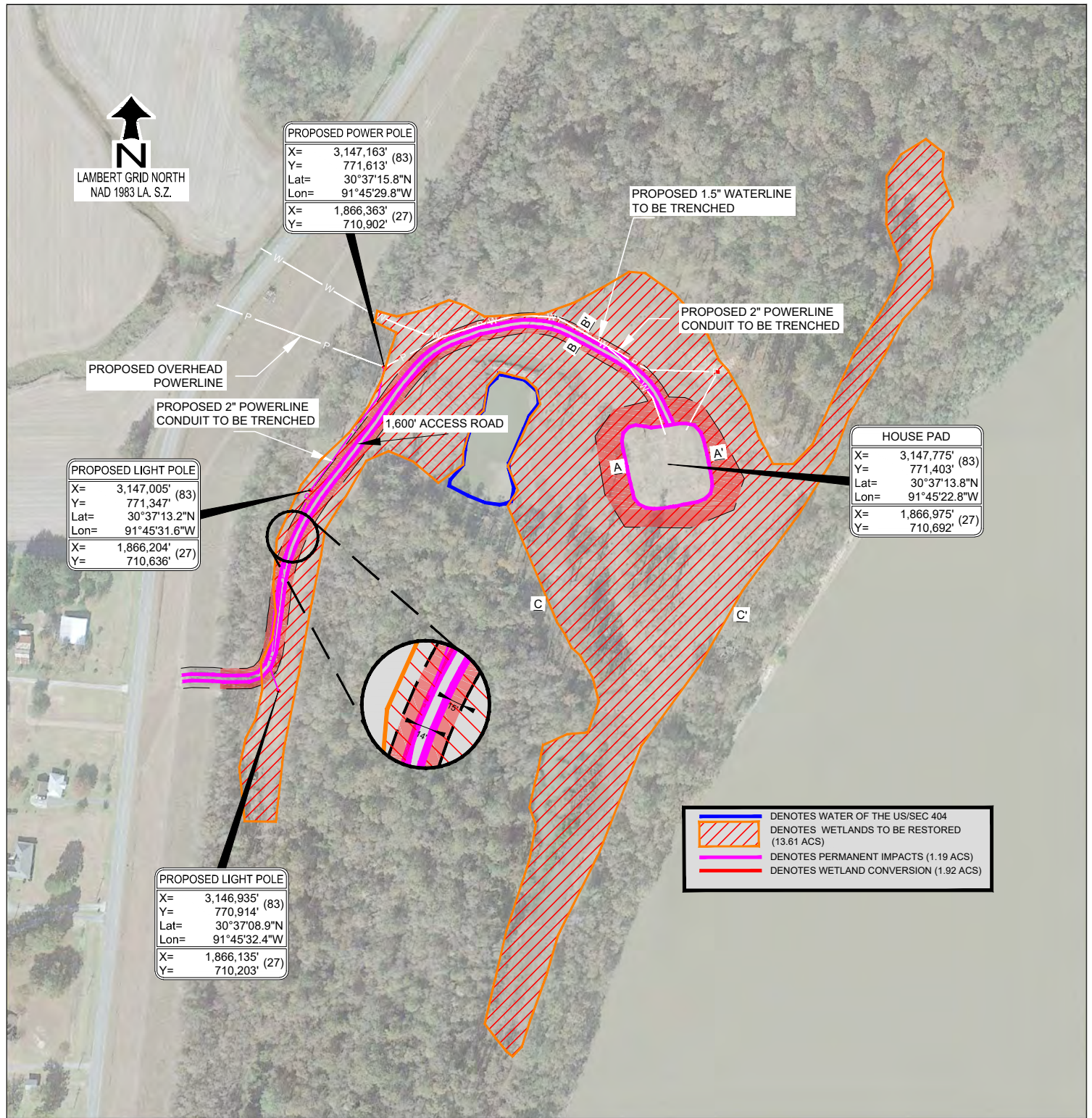
FIGURE 3

**CHARLES HUNTER ARMOND**  
 KROTZ SPRINGS, LOUISIANA

**HOME SITE AND ACCESS ROAD  
 AFTER-THE-FACT  
 SEC. 10, T5S - R7E  
 ST. LANDRY PARISH, LOUISIANA**

MAP NO. FIG3

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JOB NO. 20-047

**FIGURE 2**

MAP NO. FIG2

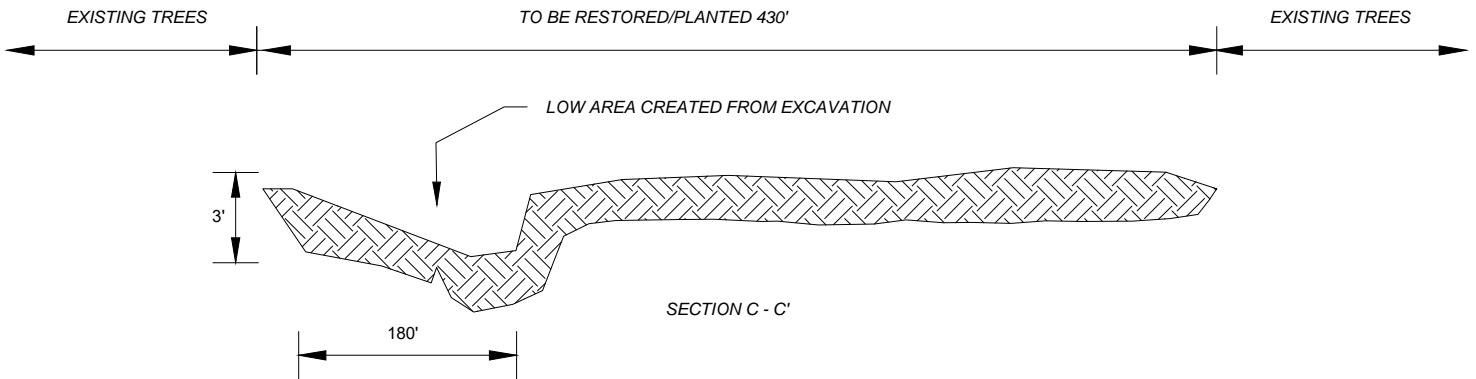
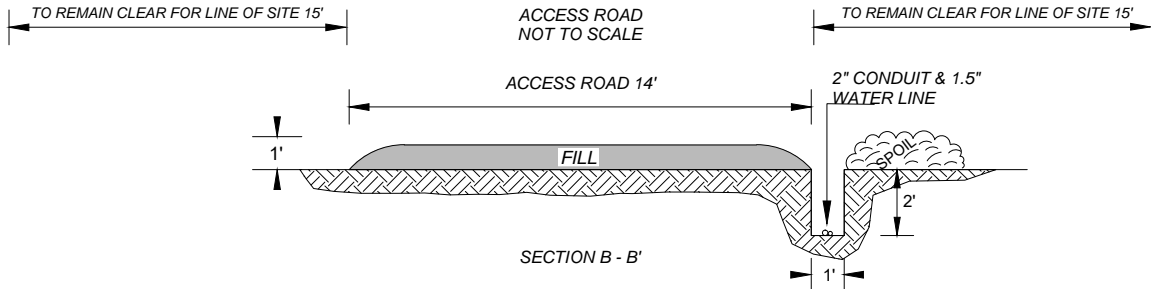
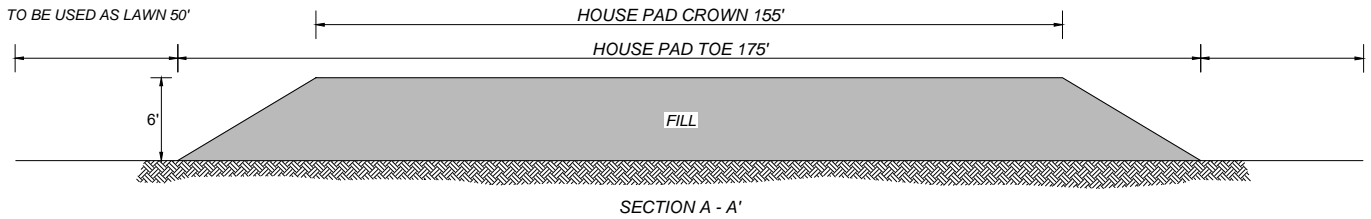
**CHARLES HUNTER ARMOND**  
KROTZ SPRINGS, LOUISIANA

**HOME SITE AND ACCESS ROAD  
AFTER-THE-FACT  
SEC 10, T5S - R7E  
ST. LANDRY PARISH, LOUISIANA**

REVISED 4/26/22  
JULY 28, 2020

APPROXIMATELY 5,938 CUBIC YARDS OF NATIVE MATERIAL WAS COLLECTED ONSITE AND USED TO BUILD THE HOUSE PAD  
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HOUSE PAD  
 NOT TO SCALE



CHARLES HUNTER ARMOND  
 KROTZ SPRINGS, LOUISIANA

HOME SITE AND ACCESS ROAD  
 CROSS SECTIONS  
 SEC. 10, T5S - R7E  
 ST. LANDRY PARISH, LOUISIANA

REVISED 4/28/22  
 JULY 28, 2020

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JOB NO. 20-047

FIGURE A

MAP NO. FIGA