

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

JOINT PUBLIC NOTICE

January 17, 2022

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

Project Manager: Amy Oestringer (504) 862-2272

Amy.l.oestringer@usace.army.mil
Application #: MVN-2021-01265 WQQ

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

Project Manager
Elizabeth Hill
(225) 219-3225
DEQ-WaterQualityCertifications@la.gov
WQC # 211229-01

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).

HACKBERRY CARBON SEQUESTRATION PROJECT IN CAMERON PARISH

NAME OF APPLICANT: Hackberry Carbon Sequestration, LLC, c/o: T. BAKER SMITH, LLC., Attn: Brady Trahan, 107 Global Circle Lafayette, Louisiana 70503.

LOCATION OF WORK: Located in Hackberry, Louisiana, in Cameron Parish, LOCATED IN T12S-R10W, SECTIONS 1-3, 7-11, 14-18 & 19-20, T12S-R11W, SECTIONS 12 & 13, as shown within the attached drawings. (Hydrologic Unit Code 08080206, within the Calcasieu River Basin)

CHARACTER OF WORK: A carbon sequestration project including installation of a CO2 injection well, a 6" suction pipeline (~30,720' in length), a 12" injection pipeline (~15,026' in length), and facility with boathouse and gangplank. Approximately 465,485 cubic yards of native will be excavated for access and pipeline installation, spoil material will be beneficially placed to support marsh creation. Project implementation will impact approximately 290.14 acres of open waters temporarily, approximately 16.94 acres of wetlands temporarily, and approximately 0.17 acres of marsh permanently. If a Department of the Army permit is warranted, the applicant has proposed to mitigate unavoidable permanent wetlands impacts at an approved and acceptable mitigation bank within the N.O. District, if deemed neccesary.

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 is not likely to adversely affect the West Indian Manatee with the addition of permit special conditions for in water activities, and may affect the threatened Eastern Black Rail (Laterallus jamaicensis spp. Jamaicensis), further consultation is required.

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.*

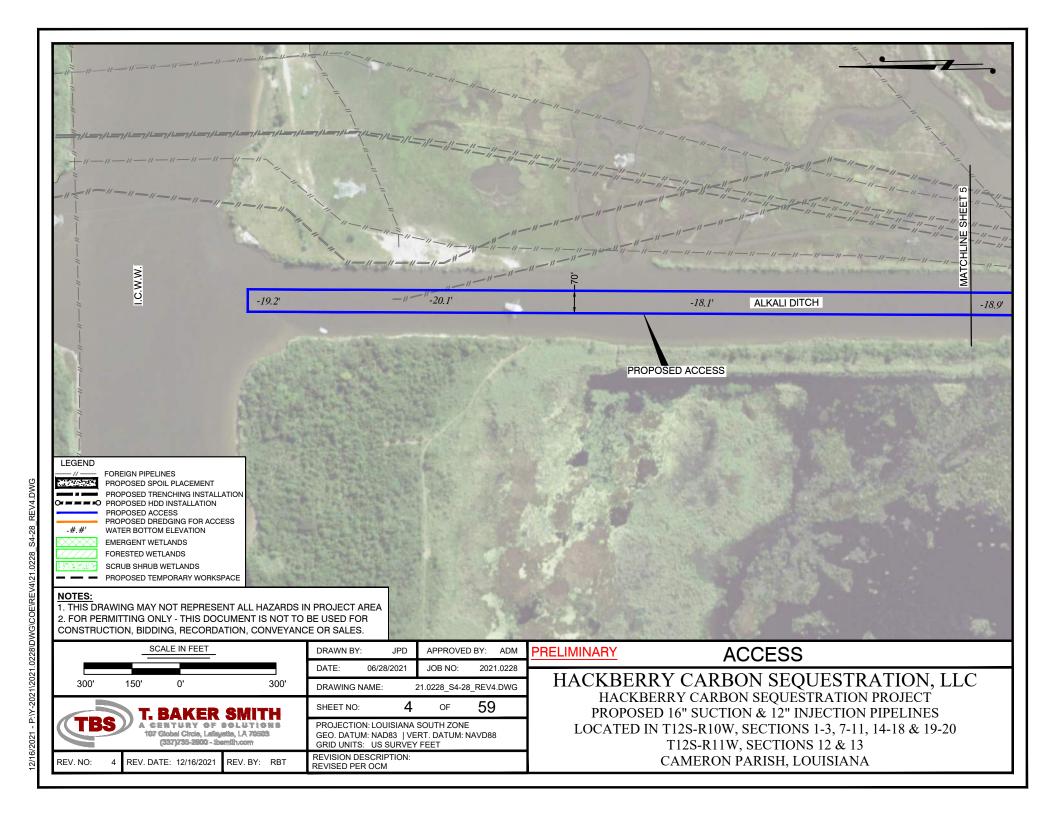
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program. The Department of the Army permit will not be issued unless the applicant received approval or a waiver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

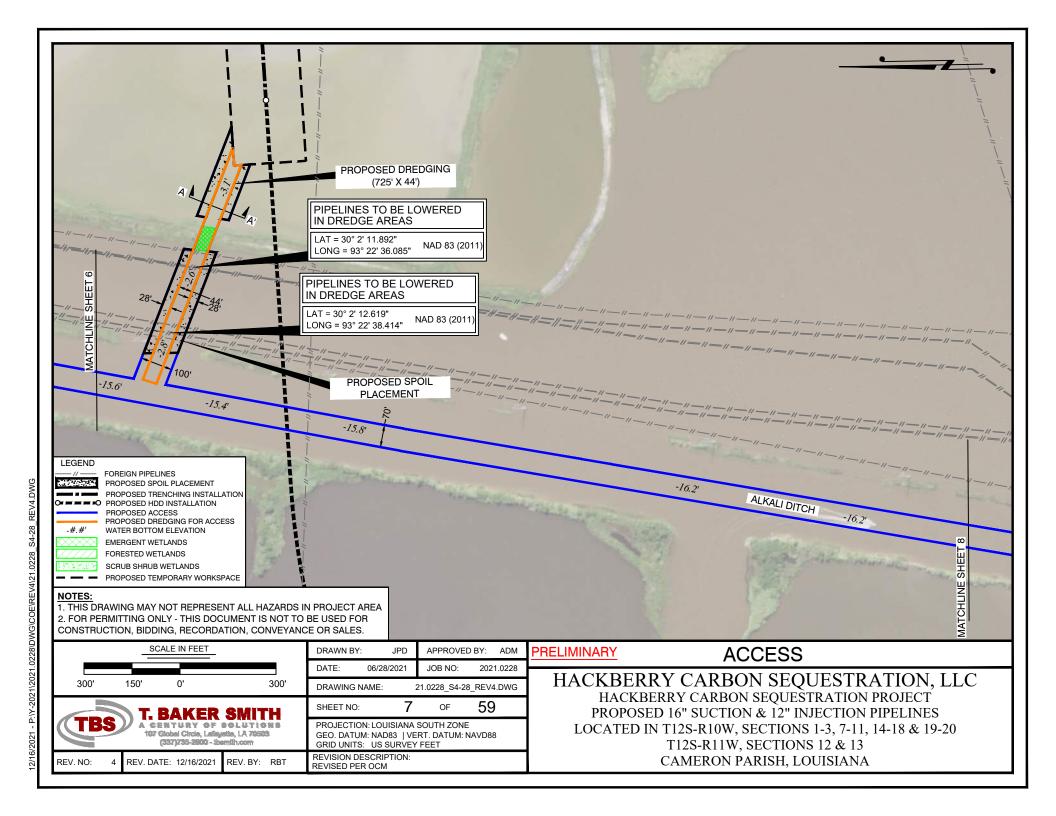
Any person may request, (preferably by email to the project manager, or in writing), within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

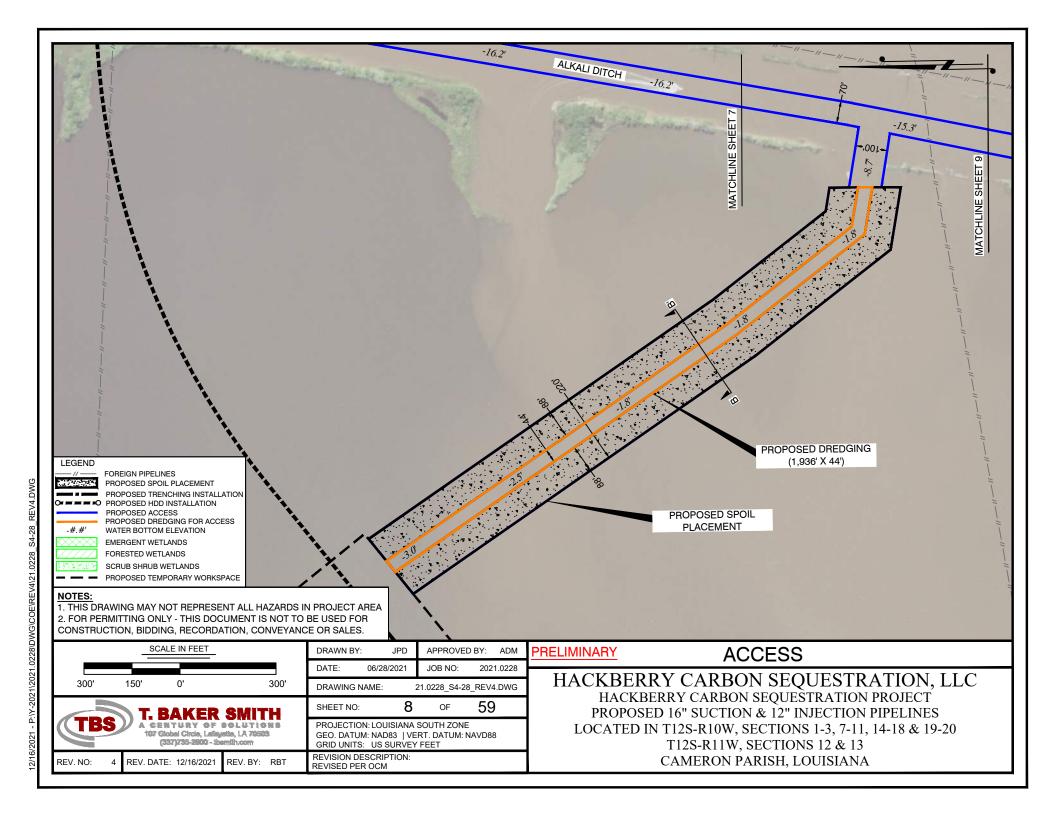
You are invited to communicate the information contained in this notice to any other parties whom you deem likely to have interest in the matter.

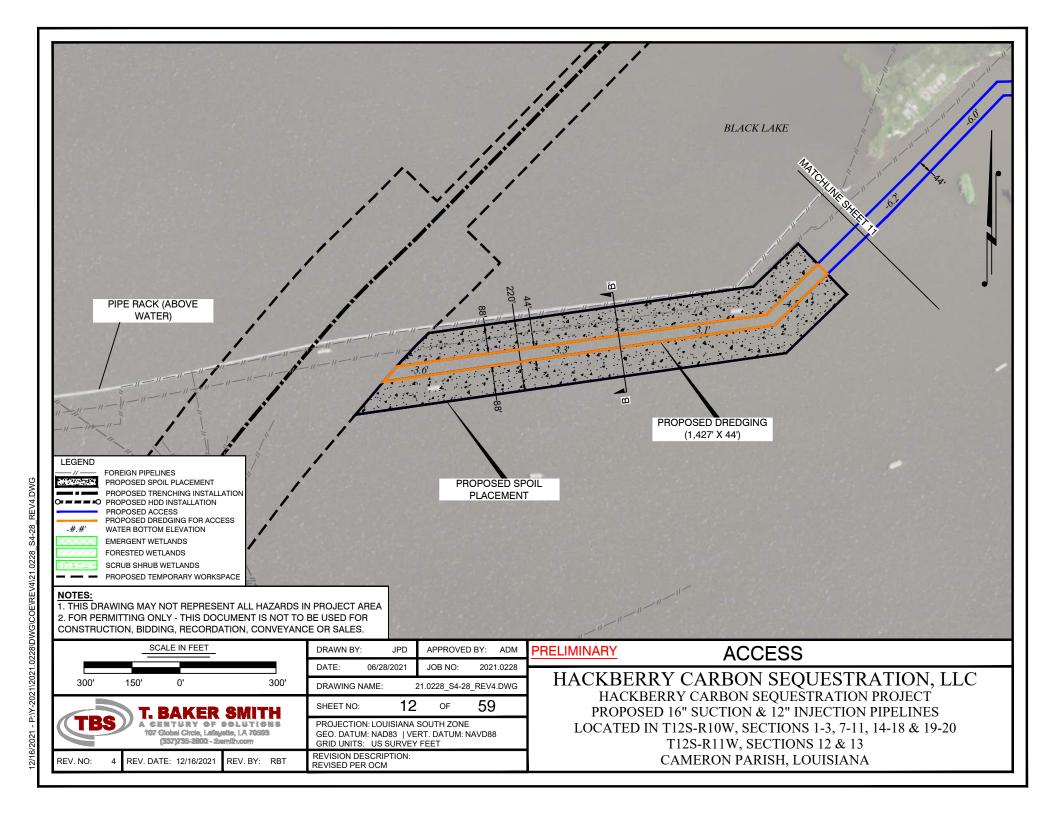
Darrell S. Barbara Chief, Western Evaluation Branch Regulatory Division

Enclosure





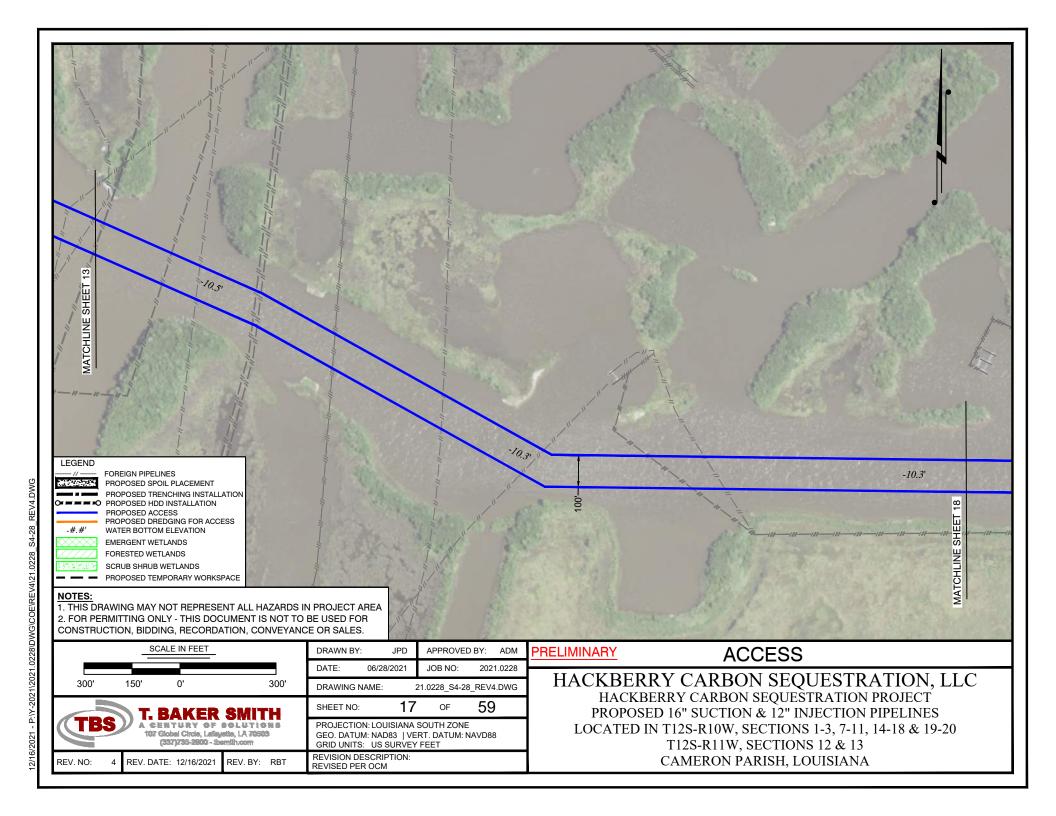




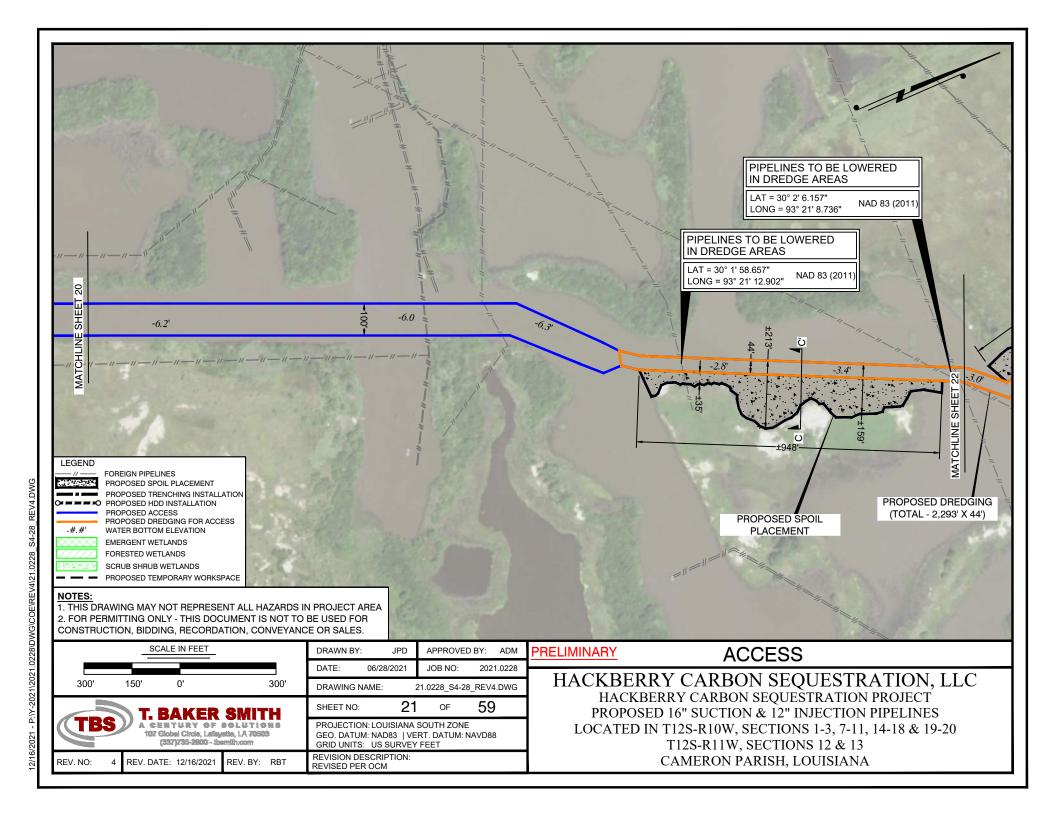
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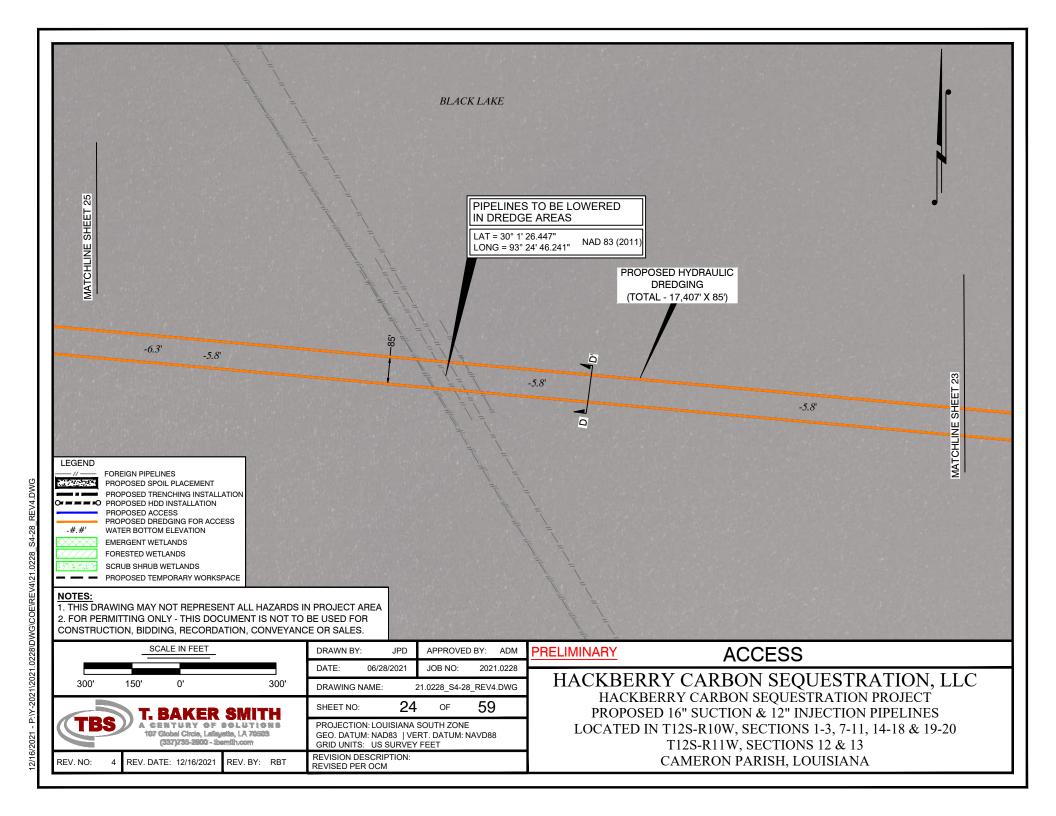
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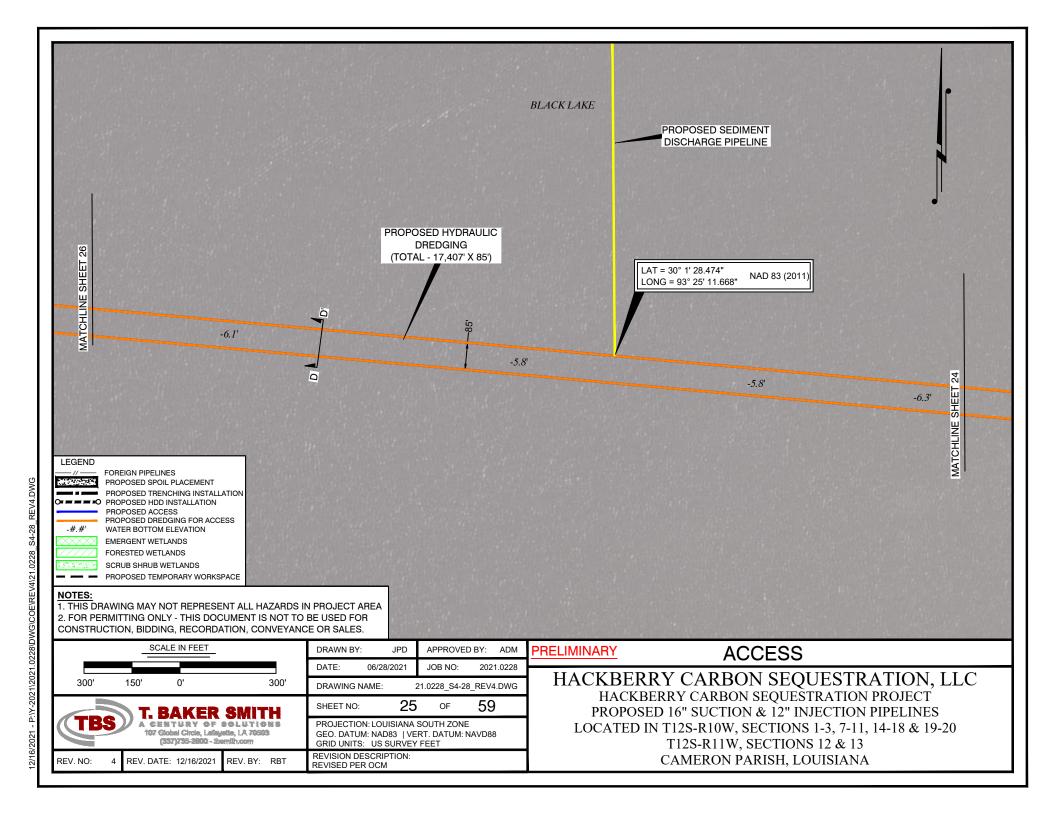
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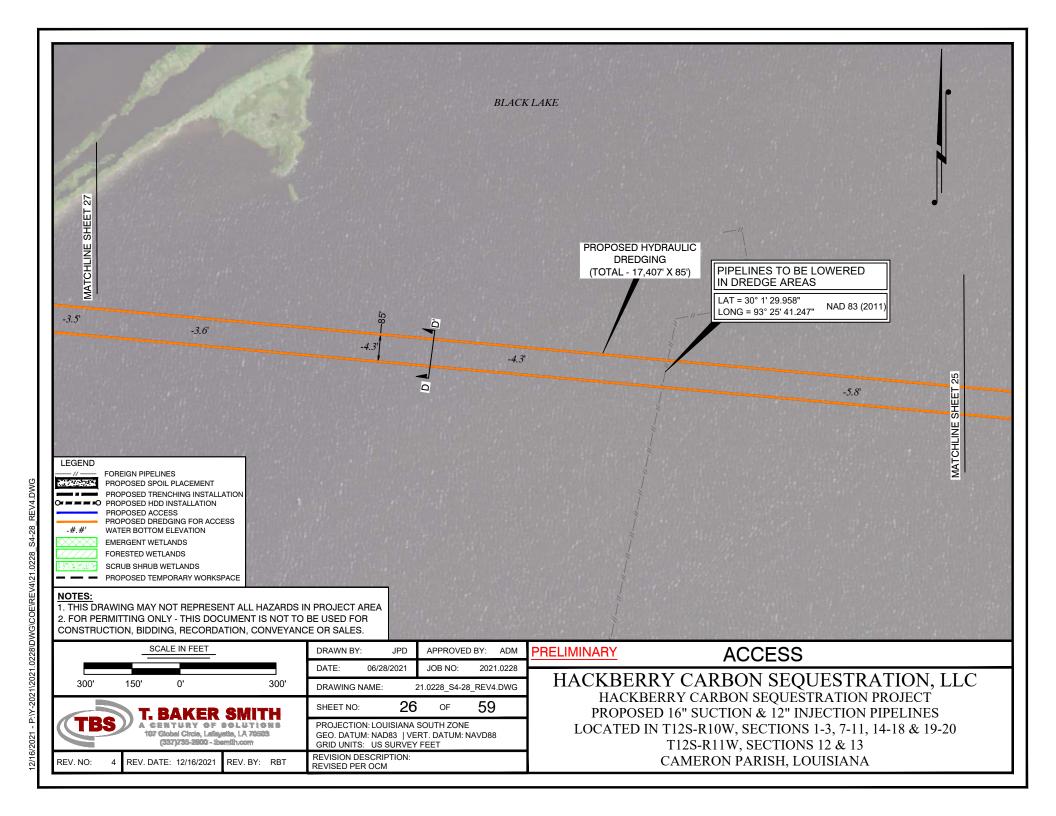


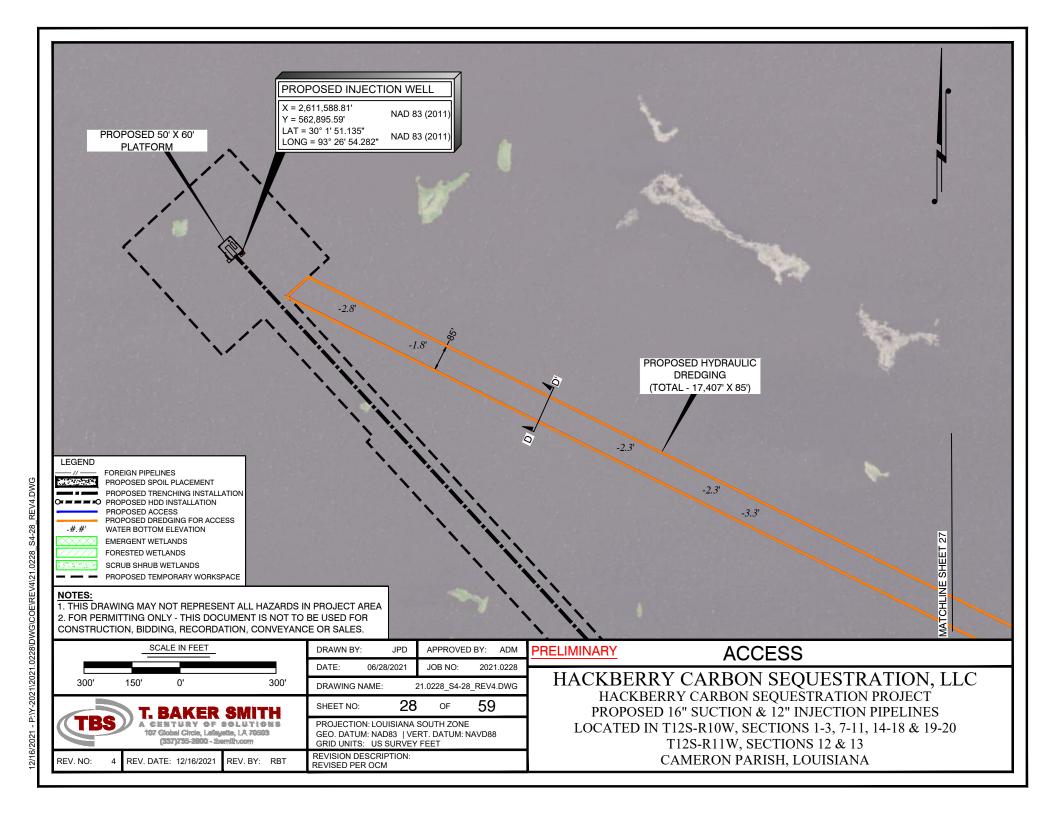
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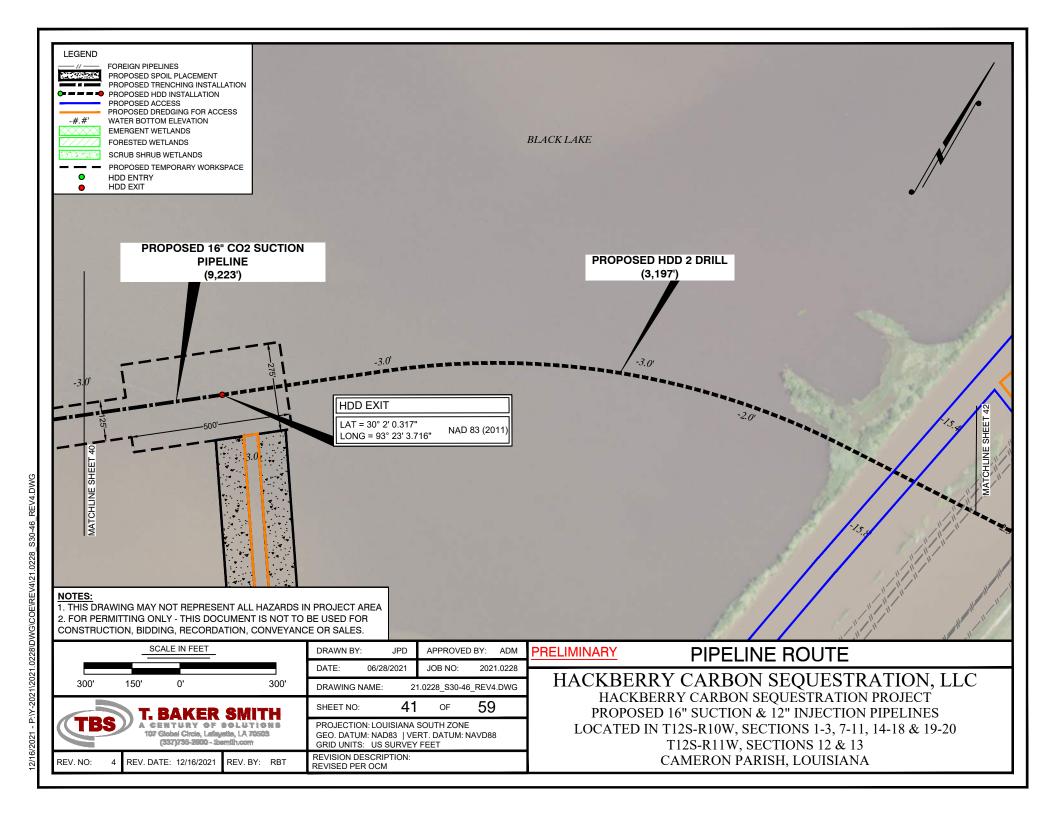


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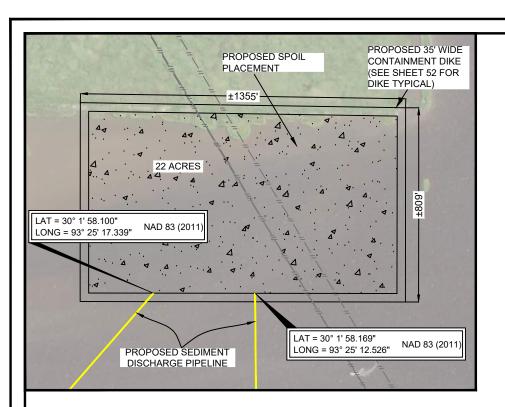
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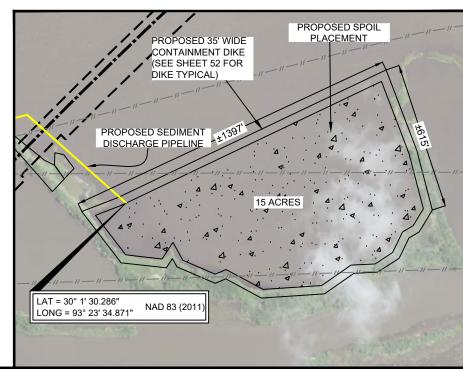
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PROPOSED BENEFICIAL USE SPOIL PLACEMENT DETAILS

SCALE: 1" = 400'



LEGEND

// FOREIGN PIPELINES

PROPOSED SPOIL PLACEMENT

PROPOSED TRENCHING INSTALLATION

PROPOSED ACCESS

PROPOSED TEMPORARY WORKSPACE

PROPOSED SEDIMENT
DISCHARGE PIPELINE

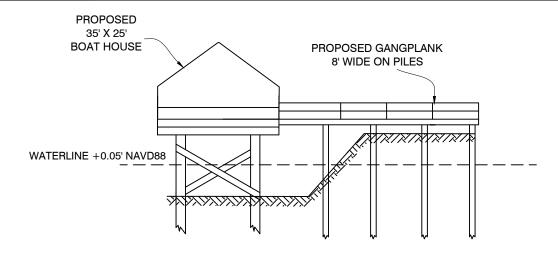
NOTES:

1. THIS DRAWING MAY NOT REPRESENT ALL HAZARDS IN PROJECT AREA 2. FOR PERMITTING ONLY - THIS DOCUMENT IS NOT TO BE USED FOR CONSTRUCTION. BIDDING. RECORDATION. CONVEYANCE OR SALES.

SCALE IN FEET					DRAWN BY	: JPD	APPROVE	DBY: A	NDM
				5	DATE:	06/28/2021	JOB NO:	2021.0	228
400'	200'	0'	4	100'	DRAWING N	NAME:	21.0228_S47-5	7_REV4.D	WG
) T	BAKER	SMIT	Í	SHEET NO:	47	OF	59	
TBS A CENTURY OF SOLUTIONS 107 Global Circle, Lafayette, LA 70503 (337)735-2802 - themith.com				PROJECTION: LOUISIANA SOUTH ZONE GEO. DATUM: NAD83 VERT. DATUM: NAVD88 GRID UNITS: US SURVEY FEET					
REV. NO:	REV. DA	ATE: 12/16/2021	REV. BY:	RBT	REVISION DI REVISED PE				

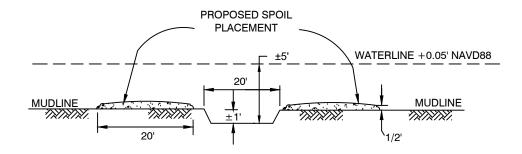
PRELIMINARY SPOIL PLACEMENT DETAILS

12/16/2021 - P:\Y-2021\2021\2021\0228\DWG\COE\REV4\21.0228 S47-57 REV4.DWG



+1.70 MHHW +0.05 MLLW NAVD88

TYPICAL BOATHOUSE & GANGPLANK SCALE: N.T.S.



CROSS-SECTION K-K': PROPOSED BOATHOUSE ACCESS

SCALE: N.T.S.

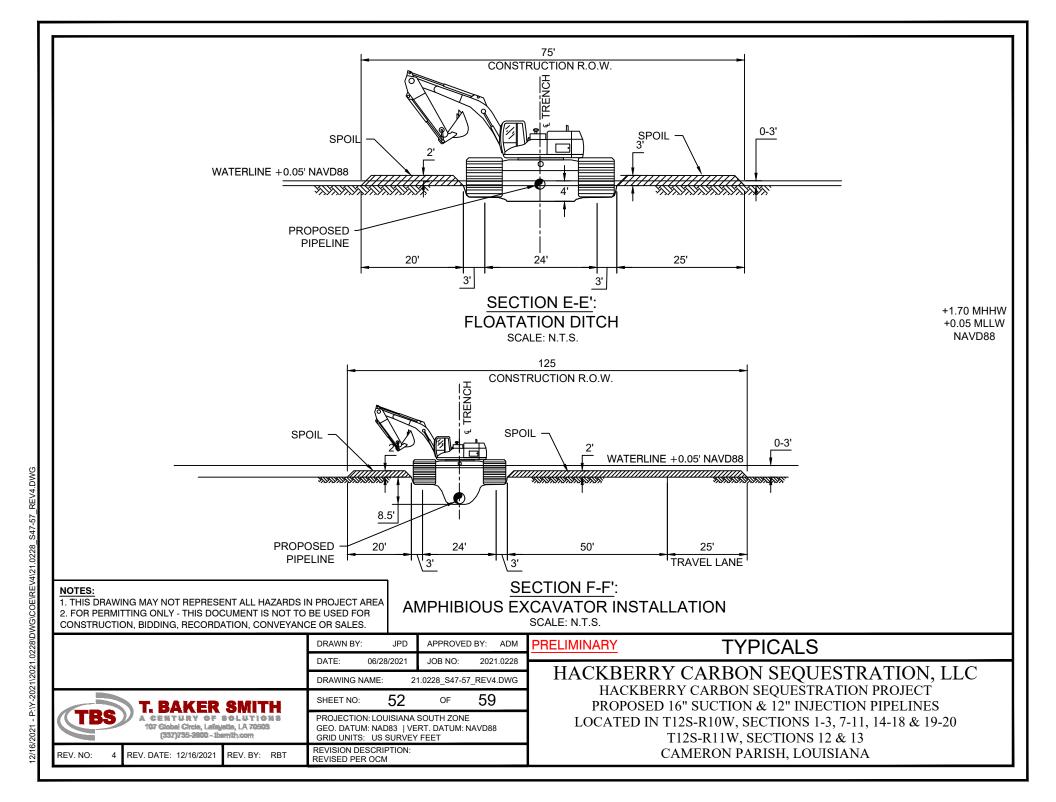
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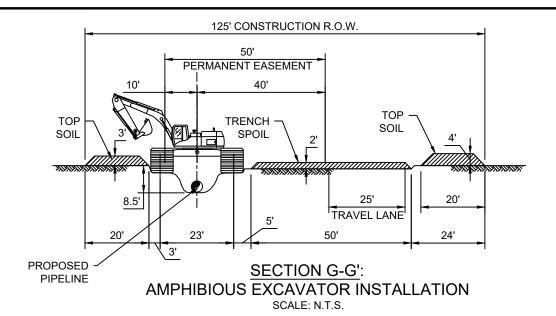
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	DATE: 06/28/2021 JOB NO: 2021.0228			
	DRAWING NAME: 21.0228_S47-57_REV4.DWG			
T. BAKER SMITH	SHEET NO: 49 OF 59			
TBS A CENTURY OF SOLUTIONS 107 Global Circle, Lafayette, LA 70503 (337)735-2000 - themith.com	PROJECTION: LOUISIANA SOUTH ZONE GEO. DATUM: NAD83 VERT. DATUM: NAVD88 GRID UNITS: US SURVEY FEET			
V. NO: 4 REV. DATE: 12/16/2021 REV. BY: RBT	REVISION DESCRIPTION: REVISED PER OCM			

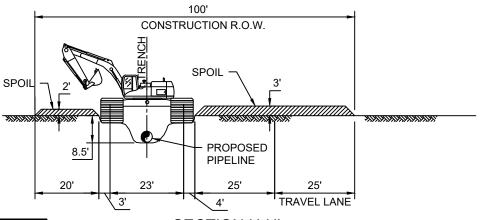
PRELIMINARY BOATHOUSE & GANGPLANK TYPICAL

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+1.70 MHHW +0.05 MLLW NAVD88



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SECTION H-H':

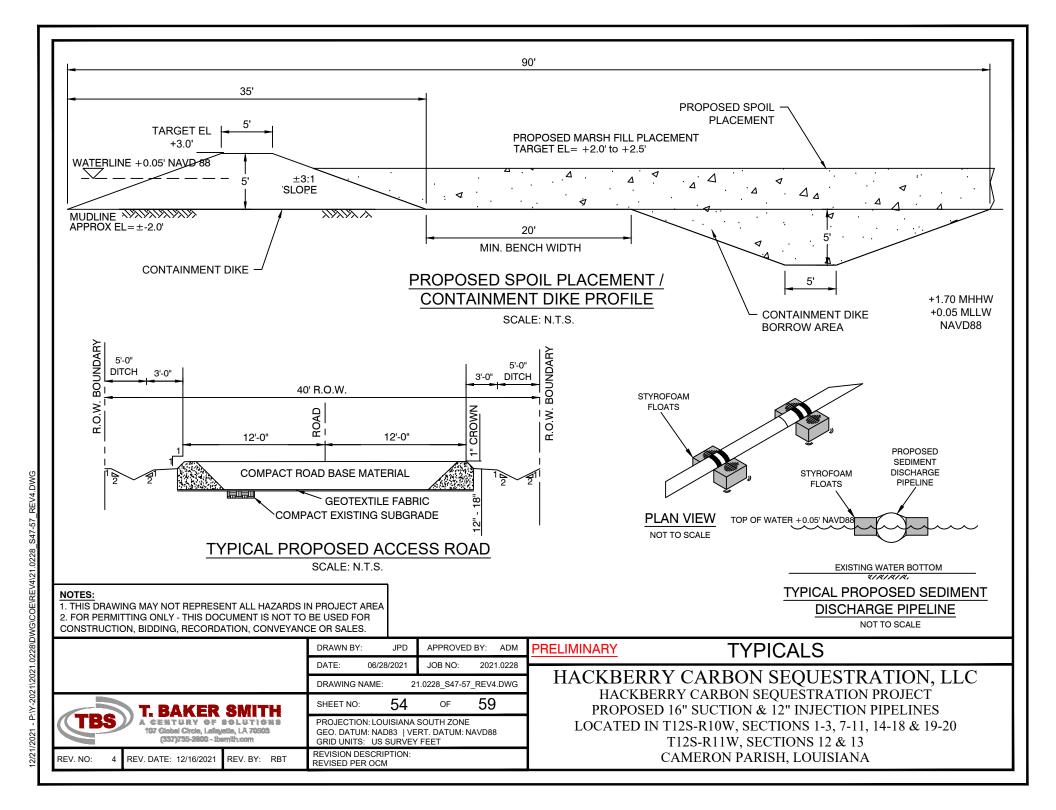
AMPHIBIOUS EXCAVATOR INSTALLATION

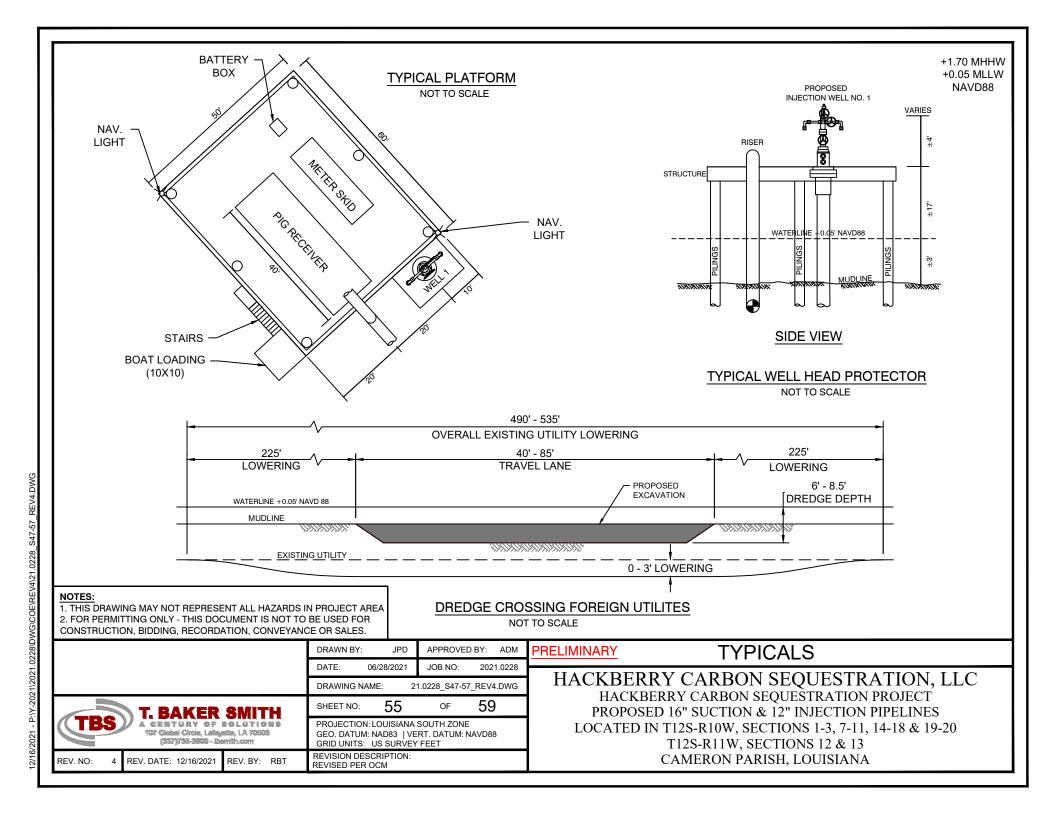
PRELIMINARY

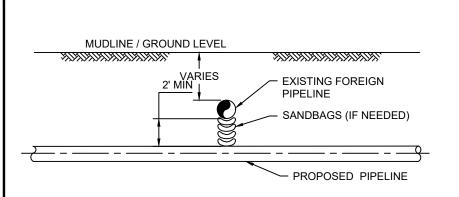
SCALE: N.T.S.

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			DATE:	06/28/2021	JOB NO:	2021.022	28
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	T. BAKER	SMITH	SHEET NO:	53	OF	59	
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REV. NO: 4	REV. DATE: 12/16/2021	REV. BY: RBT	REVISION D REVISED PE	ESCRIPTION: R OCM			

TYPICALS







+1.70 MHHW

+0.05 MLLW NAVD88

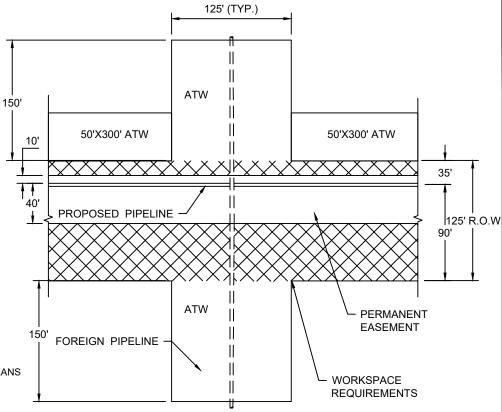
TYPICAL FOREIGN PIPELINE CROSSING DETAIL SCALE: N.T.S.

NOTES:

- I. FOREIGN PIPELINE LOCATIONS AND DEPTHS TO BE DETERMINED BY ELECTRONIC MEANS IN ADVANCE OF PIPELINE CONSTRUCTION AND CONFIRMED BY OWNER APPROVED EXCAVATION METHOD.
- OWNER OF FOREIGN PIPELINES SHALL BE NOTIFIED 48 HOURS IN ADVANCE OF EXCAVATION OF CROSSING.
- 3. C.P. TEST STATION TO BE INSTALLED WHERE PRACTICAL AT THE NEAREST FENCE, HEDGE ROW OR FIELD EDGE, AND READILY ACCESSIBLE.
- 4. PROPOSED PIPELINE MAY ONLY CROSS ABOVE THE FOREIGN PIPELINES WHERE REQUESTED BY OR APPROVED BY FOREIGN PIPELINE OWNER IN WRITING.
- NO VERTICAL OR HORIZONTAL BENDS WILL BE USED WITHIN FOREIGN PIPELINE R.O.W.
- PRIOR TO EXCAVATION, STATES "ONE CALL" SYSTEM WILL BE UTILIZED.
- 7. PIPELINE SHALL BE INSTALLED IN COMPLIANCE WITH 49 CFR, PART 192 TRANSPORTATION OF NATURAL AND OTHER GAS BY PIPELINE.

NOTES:

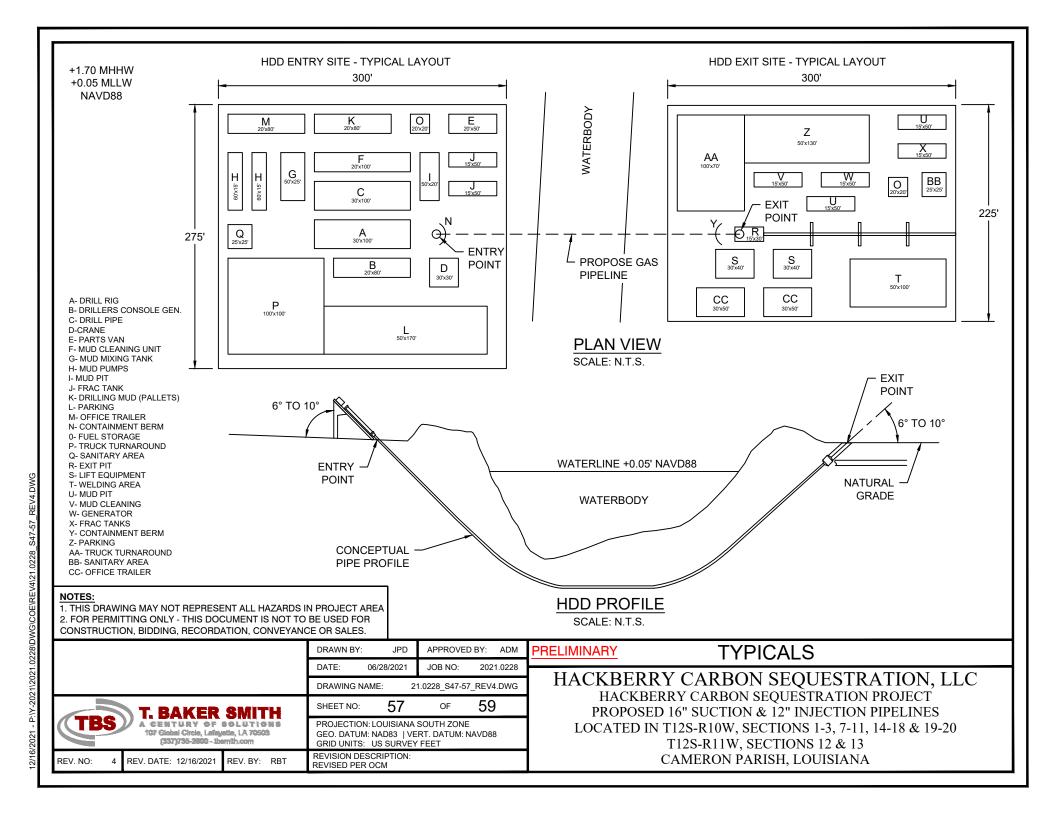
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TYPICAL FOREIGN PIPELINE CROSSING PLAN SCALE: N.T.S.

	DRAWN BY: JPD APPROVED BY: ADM				
	DATE: 06/28/2021 JOB NO: 2021.0228				
	DRAWING NAME: 21.0228_S47-57_REV4.DWG				
T. BAKER SMITH	SHEET NO: 56 OF 59				
TBS A CENTURY OF SOLUTIONS 107 Global Circle, Lafayette, LA 70503 (337)735-2800 - ibernith.com	PROJECTION: LOUISIANA SOUTH ZONE GEO. DATUM: NAD83 VERT. DATUM: NAVD88 GRID UNITS: US SURVEY FEET				
V. NO: 4 REV. DATE: 12/16/2021 REV. BY: RBT	REVISION DESCRIPTION: REVISED PER OCM				

PRELIMINARY TYPICALS



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COASTAL NOTES:

ALL STRUCTURES, FACILITIES, WELLS AND PIPELINES/FLOWLINES OCCURRING IN OPEN WATER AREAS, OR IN OILFIELD CANALS, OR SLIPS SHALL BE REMOVED WITHIN 120 DAYS OF ABANDONMENT OF THE FACILITIES FOR THE HEREIN PERMITTED USE, UNLESS PRIOR WRITTEN APPROVAL TO LEAVE SUCH STRUCTURES IN PLACE IS RECEIVED FROM THE COASTAL MANAGEMENT DIVISION. 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 ACTIVITIES.

AS-BUILT DRAWINGS SHALL BE SUBMITTED WITHIN 30 DAYS OF COMPLETION OF THIS PROJECT TO THE LOUISIANA DEPARTMENT OF NATURAL RESOURCES, COASTAL MANAGEMENT DIVISION AND OFFICE OF CONSERVATION, PIPELINE SAFETY DIVISION, POST OFFICE BOX 44487, BATON ROUGE, LA 70804-4487.

IN ORDER TO ENSURE THE SAFETY OF ALL PARTIES, THE PERMITEE SHALL CONTACT THE LOUISIANA ONE CALL SYSTEM (1-800-272-3020) A MINIMUM OF 48 HOURS PRIOR TO THE COMMENCEMENT OF ANY EXCAVATION (DIGGING, DREDGING, JETTING, ETC.) OR DEMOLITION ACTIVITY.

THE PERMITEE SHALL ALSO CONTACT OTHER GOVERNMENTAL ENTITIES THAT MAY HAVE OPTED OUT OF THE ONE CALL PROGRAM. THESE GOVERNMENTAL ENTITIES MAY HAVE OPERATIONS LOCATED IN THE AREA OF THIS PROJECT.

ALL STRUCTURES WILL BE MARKED AND LIGHTED IN ACCORDANCE WITH U.S. COAST GUARD REGULATIONS.

CALCULATIONS:

TOTAL HYDRAULIC DREDGING = 211,035 CU YDS
TOTAL DREDGING BY BUCKET EXCAVATION = 57,614 CU YDS
TOTAL EXCAVATION FOR PIPELINE INSTALLATION = 196,836 CU YDS

Acres Affected by the Carbon Sequestration Project

	lm	Total Impacted			
	Temporary	Permanent	PFO/PSS Conversion	Acreage	
Brackish Marsh (E2EM)	15.76	0.17	0.00	15.93	
Scrub/Shrub Wetlands (PSS)	0.03	0.00	0.00	0.03	
Bottomland Hardwood Forest (PFO)	0.52	0.00	0.46	0.98	
Wetland Subtotal	16.31	0.17	0.46	16.94	
Open Water	290.14	0.00	0.00	290.14	
Upland - below 5 ft contour	5.46	1.77	0.00	7.23	
Upland - above 5 ft contour	7.43	8.23	0.00	15.65	
Total	319.34	10.17	0.46	329.98	

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PRELIMINARY NOTES AND CALCULATIONS