



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

November 7, 2022

Regulatory Division
Central Evaluation Branch

Project Manager:
Dirreen Arnold
(504) 862-2301
Dirreen.S.Arnold@usace.army.mil
Application #: MVN-2022-00022-CA

PUBLIC NOTICE

Interested parties are hereby notified that a permit application has been received by the New Orleans District of the US 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), [] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344).

PROPOSED COVERED BOAT HOUSE, AMITE RIVER **LIVINGSTON PARISH**

NAME OF APPLICANT: STEVEN REED, c/o Kingfisher Construction, Attn: Jerry Hanna, 11744 River Highlands Drive, Saint, Amant, Louisiana 70774.

LOCATION OF WORK: Along the Amite River, left descending bank, located at 15015 Mill Settlement Trace, Denham Springs, Louisiana, (30.31934, -90.83422), in Livingston Parish, as shown on the enclosed drawings, within Hydrologic Unit Code 08070202, Lower Mississippi – Lake Maurepas Watershed, as shown on the attached drawings.

CHARACTER OF WORK: The applicant has requested Department of the Army authorization to install and maintain three (3) 4-ft wide by 25-ft long piers, one (1) 3-ft wide by 20-ft long walkway and a covered boat house measuring 26-ft long by 26-ft wide along an existing bulkhead, left descending bank of the Amite River, impacting approximately 0.015-acre waterbottom habitat. The covered boat house will extend approximately 26 feet channel-ward where the Amite River's width is approximately 250 feet wide. No permanent impacts to vegetated wetlands are expected, and no mitigation is anticipated.

MITIGATION: The applicant states that the proposed project has been designed to avoid and minimize direct and secondary adverse impacts to the maximum extent practicable. Any further reduction would limit usage of the property and, therefore function deeming the project impracticable. No permanent impacts to vegetated wetlands are expected, and no mitigation is anticipated.

The comment period for the requested Department of Army Permit will close in **15 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 Engineer's project manager listed above or forwarded to the Corps of Engineers at the address above, **ATTENTION: REGULATORY DIVISION, RGC, Dirreen Arnold**. 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 end of the initial comment period. The Branch Chief will review the request and the requester 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. This public notice is also available for review online at <https://go.usa.gov/xennJ>

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. Further, all factors that may be relevant to the proposal will be considered, including the potential cumulative effects associated with the proposed project.

The New Orleans District is presently unaware of properties listed on the National

Register of Historic Places near the proposed work but is pending further review in accordance with the National Historic Preservation Act. 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 have no effect on any species listed as endangered by the U.S. Department of 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 District (CEMVN) and the U.S. Fish and Wildlife Service, CEMVN has determined that that the proposed project is located within waters known to be occupied by the threatened West Indian Manatee (*Trichechus manatus*) and determined with the inclusion of the Standard Manatee Conditions for In-Water Activities, the proposed activity is not likely to adversely affect the species.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal would result in the destruction or alteration of up to **0.015** 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.

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.

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 (Louisiana Coastal Zone Application P20211105). 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.

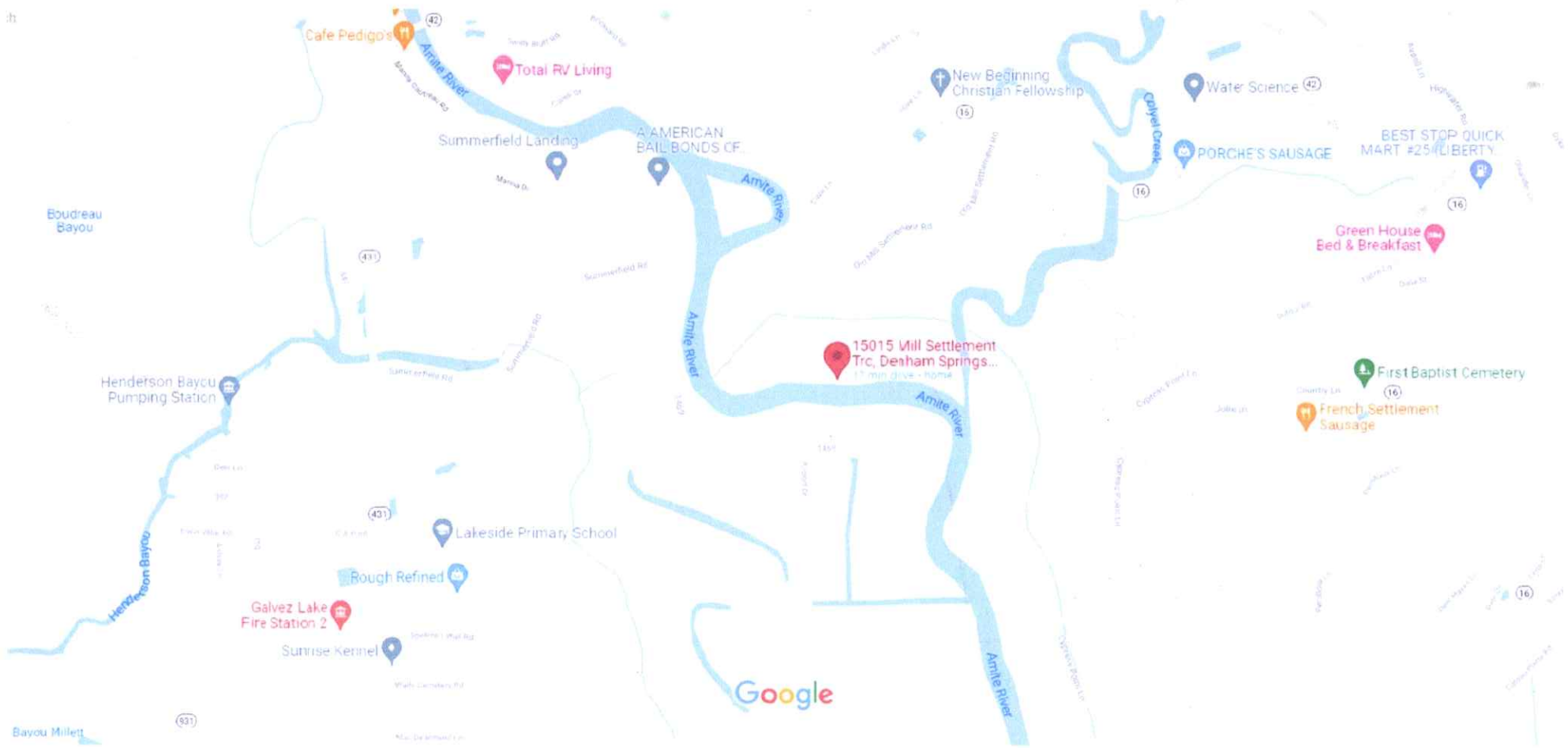
John M. Herman
Chief, Central Evaluation Branch
Regulatory Division

Enclosures



15015 Mill Settlement Trc

Steven Reed



Map data ©2021 1000 ft

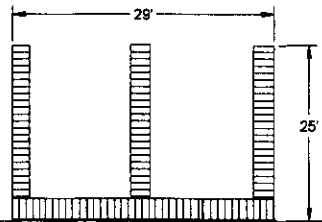
Plan View 1

Down River-- Amite River --Up River
250' Wide



Note: Roof will cover 29'x33' Boat slip area.

Existing Bulkhead



Proposed: Boat House, and Deck

Neighbor
15019

Neighbor
15007

Existing House

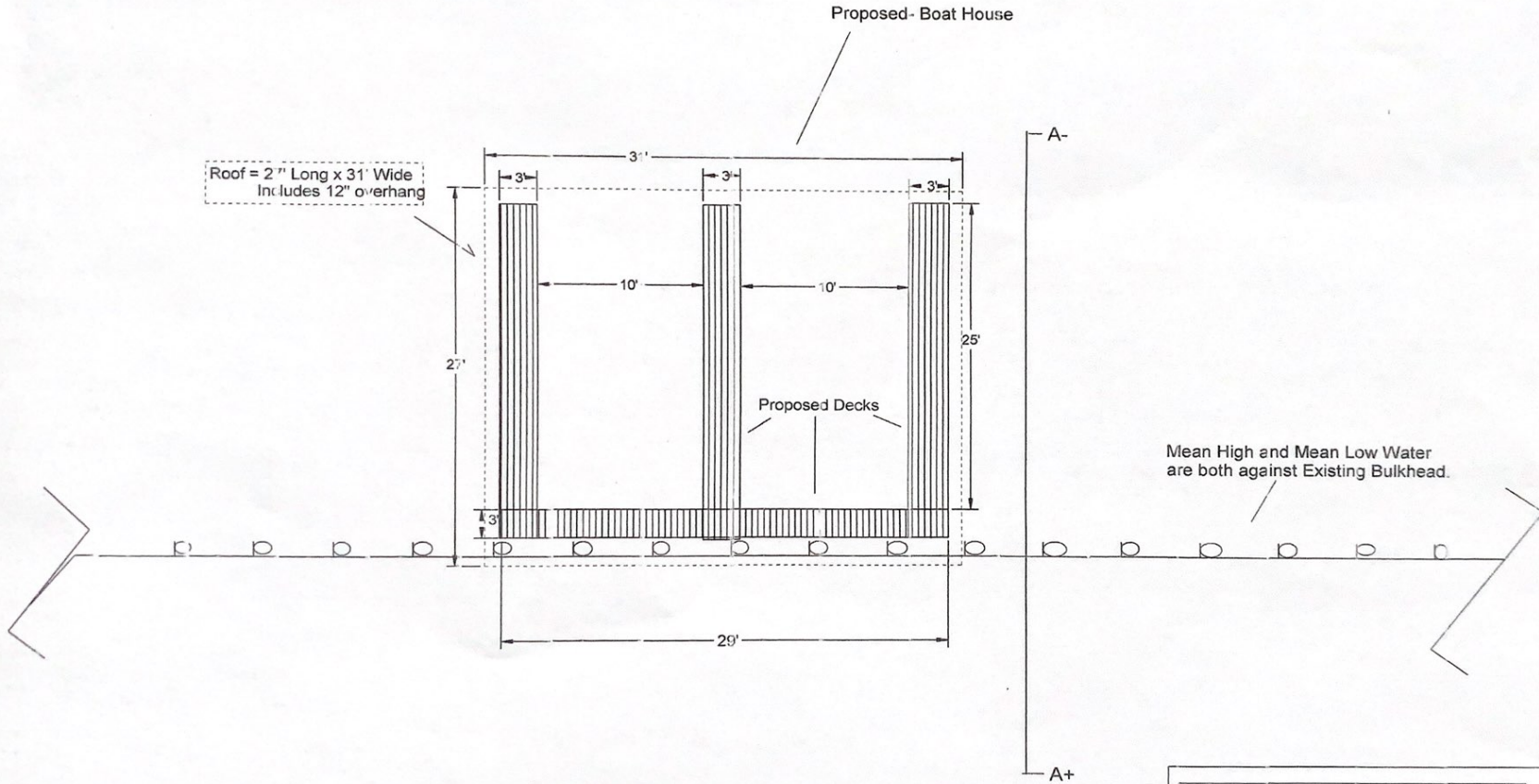
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15015 Mill Settlement Trace
Denham Springs, Livingston Parish

15015 Mill Settlement Trace

Plan View 2

Down River --Amite River -- Up River
250' to opposite bank

All treated wood materials

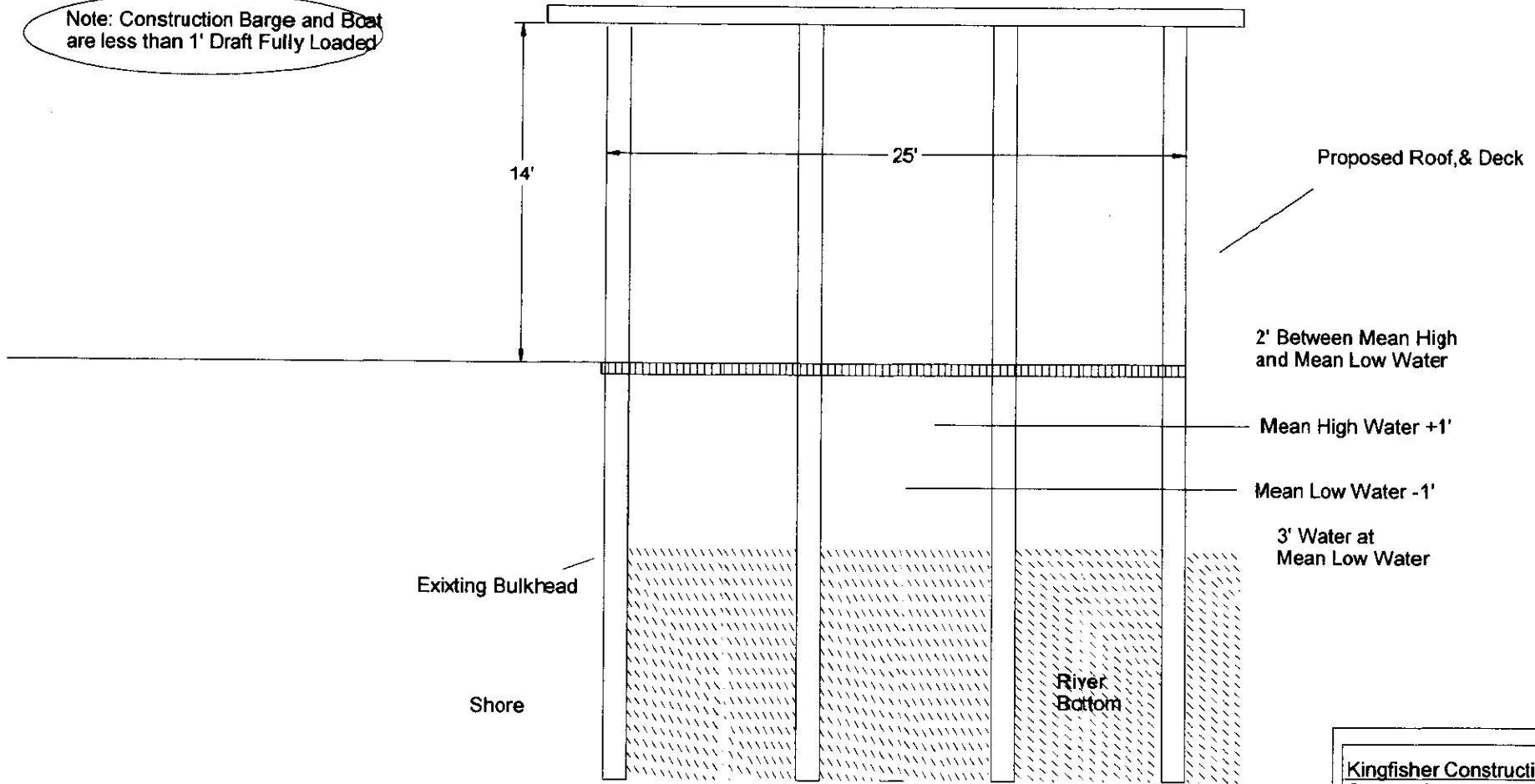


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Cross Section

A+ A -

Note: Construction Barge and Boat are less than 1' Draft Fully Loaded



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Permit Plat Notes

1. As built drawings and/or plats shall have written on them the date of completion of said activities and shall be submitted to the Louisiana Department of Natural Resources, Office of Coastal Management, P.O. Box 44487, Baton Rouge, La 70804-4487 within 30 days following project completion.
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 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. Structures must also be marked/lighted in accordance with U.S. Coast Guard regulations.
4. In order to ensure the safety of all parties, the permittee 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.

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