



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

September 2, 2024

Regulatory Division  
Western Branch

Project Manager:  
Sara Fortuna  
(504) 862-2284  
[sara.b.fortuna@usace.army.mil](mailto:sara.b.fortuna@usace.army.mil)

Application #: MVN-2023-00303-WKK

## **PUBLIC NOTICE**

Interested parties are hereby notified that a permit application has been received by the U.S. Army Corps of Engineers (USACE), New Orleans District (CEMVN) 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), and/or [ ] Section 14 of the Rivers and Harbors Act of 1899 (33 U.S.C. Section 408).

### **SINGLE-FAMILY RECREATIONAL DEVELOPMENT AND ACCESS ROAD IN ALLEN PARISH**

**NAME OF APPLICANT:** James Clements, c/o: Southland Environmental, L.L.C., attn.: Mr. Jared King, 510 Clarence Street, Lake Charles, Louisiana 70601.

**LOCATION OF WORK:** Located off Burma Road, in the community of Reeves, in Allen Parish Louisiana, (Latitude North: 30.4878°N, Longitude West: -92.987394°W), as shown within the attached drawings. (Hydrologic Unit Code 08080203, Calcasieu 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 requested Department of Army authorization to conduct clearing, grading, and filling operations to construct a 50-foot wide by 60-foot long camp site with yard, a 20-foot wide by 520-foot long driveway, and an 18-inch diameter culvert within a 20-foot wide by 50-foot long area within an existing ditch, and place approximately 1,000 cubic yards of hauled-in earthen fill material, 60 cubic yards of concrete, and 200 cubic yards of aggregate. Approximately 1.23 acres of forested wetlands would be permanently impacted and 0.02 of an acre of non-wetland

waters would be temporarily impacted via project implementation. The purpose of the project is to construct a single-family camp site for recreational activities.

**MITIGATION:** The applicant states the proposed project was designed to avoid direct and secondary adverse impacts to the maximum extent practicable. To compensate for unavoidable wetland impacts, the applicant proposes to use a CEMVN approved mitigation bank within the watershed of impact.

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 for the requested Department of 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 CEMVN's project manager listed above or forwarded to the CEMVN at the address above, **ATTENTION: REGULATORY DIVISION, RGW, Sara Fortuna**. 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 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>

### **USACE 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.

CEMVN is soliciting comments from area residents, 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 CEMVN 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 communities with environmental justice concerns, 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.

CEMVN is presently unaware of properties listed on the National Register of Historic Places at or 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.

Based on the Information Planning and Consultation (IPaC) tool for Endangered Species in Louisiana, as signed on January 27, 2020, between CEMVN and U.S. Fish and Wildlife Service, Ecological Services Office (USFWS), CEMVN has determined that the proposed project footprint is located in habitat known to be utilized by the American Chaffseed (*Schwalbea americana*) and Red-cockaded Woodpecker (*Picoides borealis*). CEMVN has determined that the proposed project may affect the American Chaffseed and no Effect to the Red-cockaded Woodpecker. Informal consultation with the U.S. Fish and Wildlife Service had been initiated.

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 **0.02** of an acre 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 is issued.

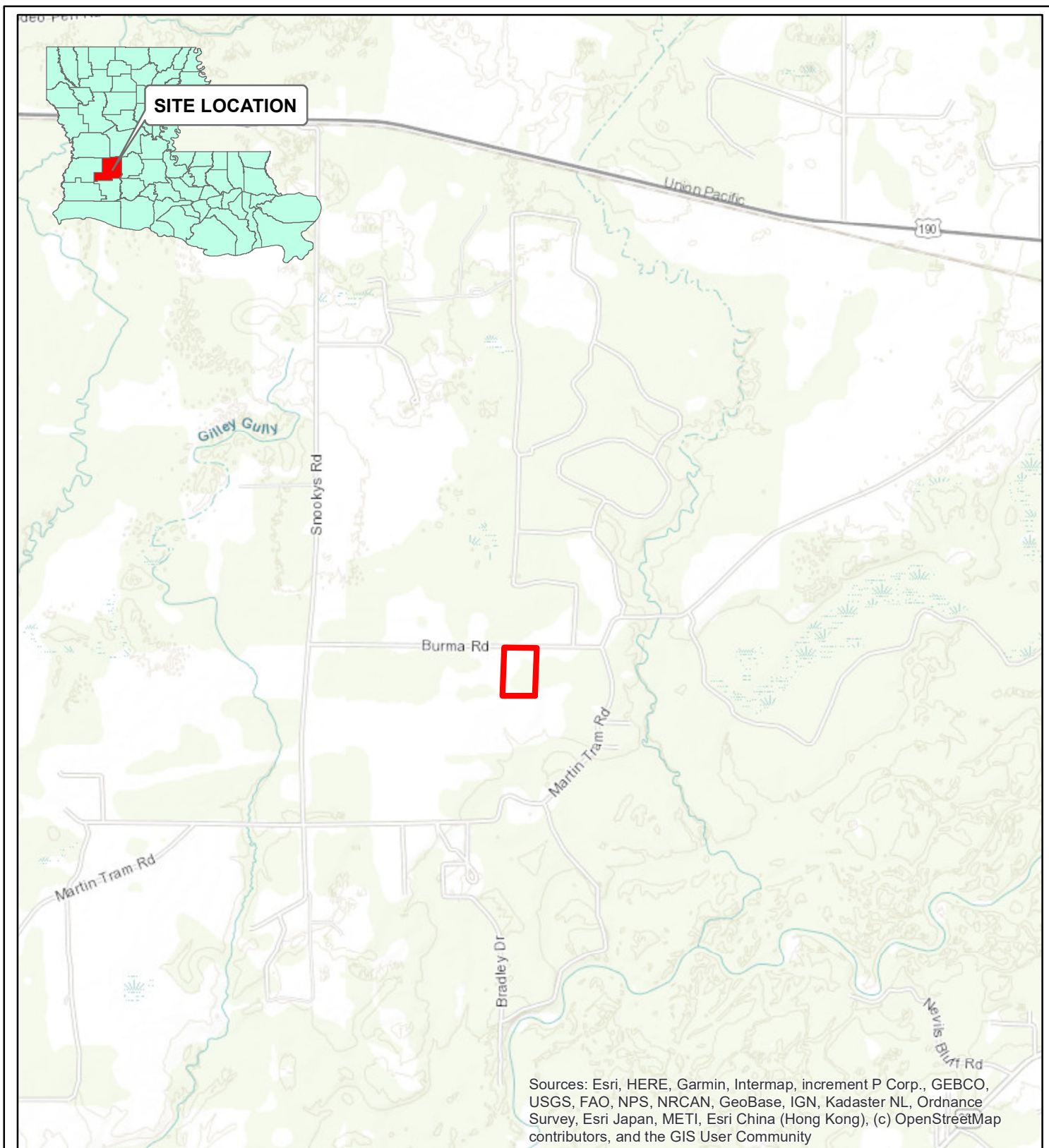
Any person may request, (preferably by email to the project manager, or in writing), within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

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.

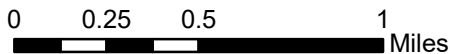
Sincerely,

Darrell S. Barbara  
Chief, Western Branch  
Regulatory Division

Enclosure



Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong), (c) OpenStreetMap contributors, and the GIS User Community



 Review Area (15 Ac)

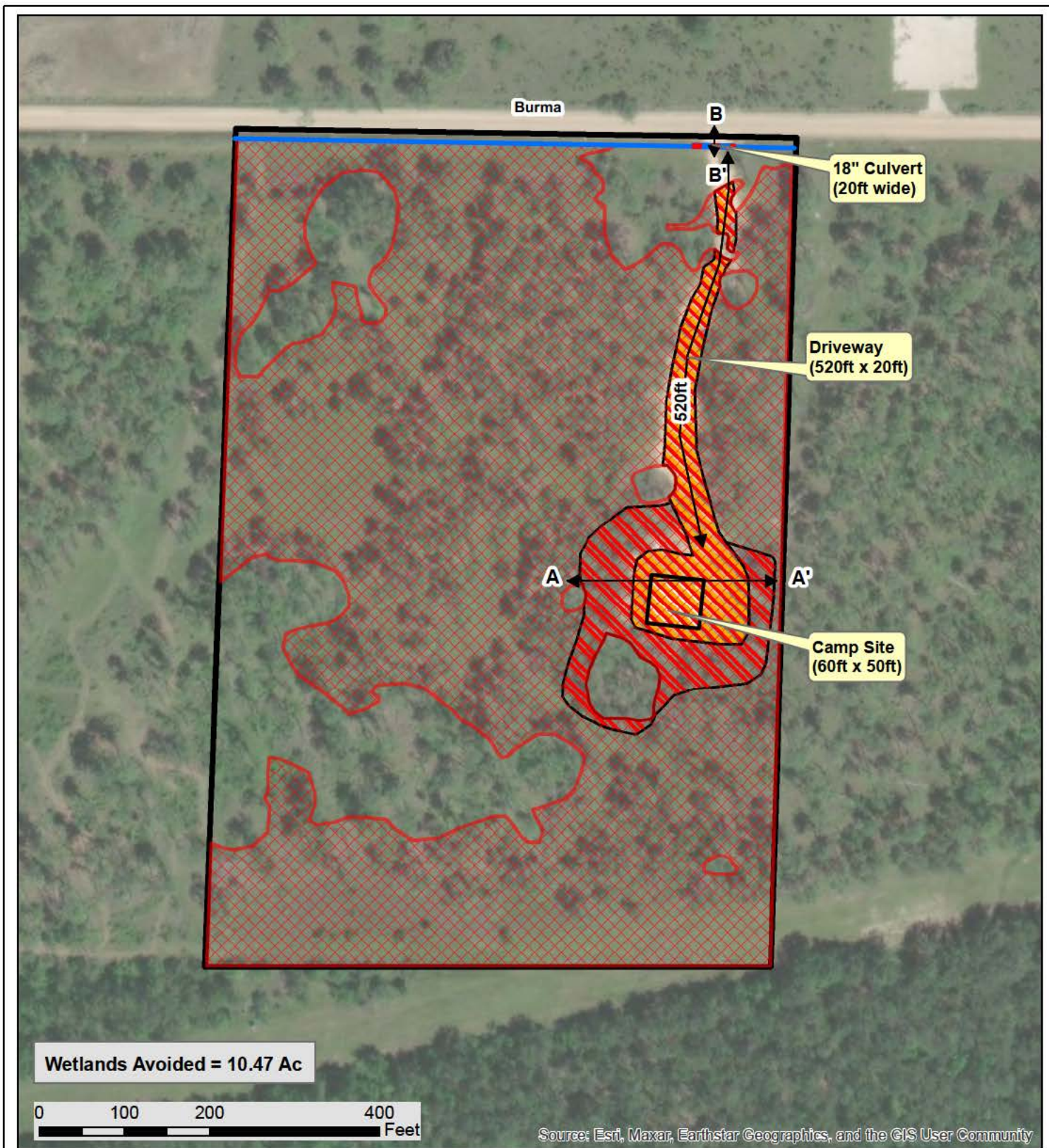


**FIGURE 1  
SITE LOCATION MAP**

PERMIT APPLICATION  
CHRIS CLEMENTS  
552 BURMA ROAD PROPERTY  
REEVES, ALLEN PARISH


Drawn By: CRH	Date: 08/08/23	SE Project # 12058
Checked By: JRK	Date: 08/08/23	Revised:

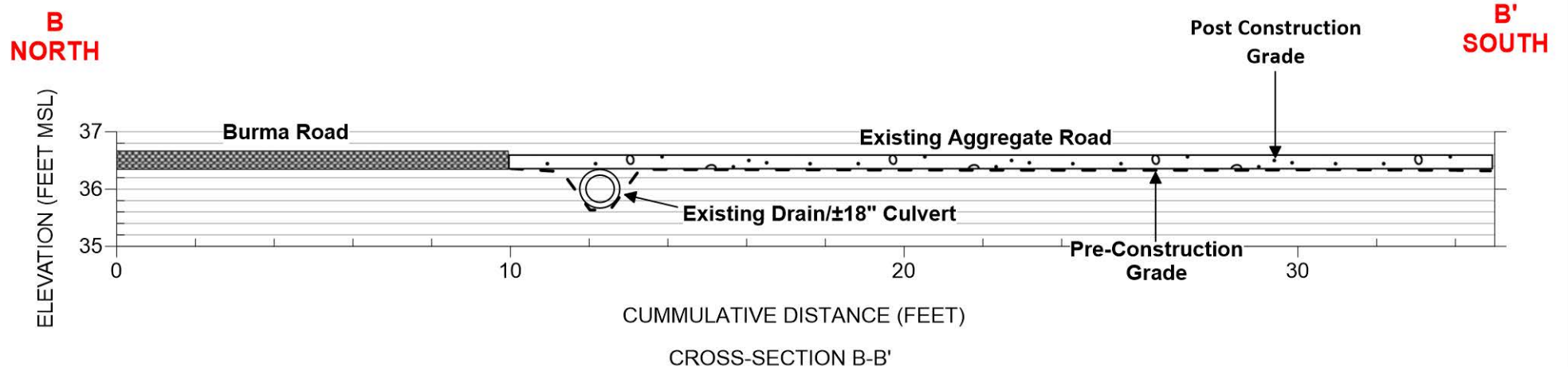
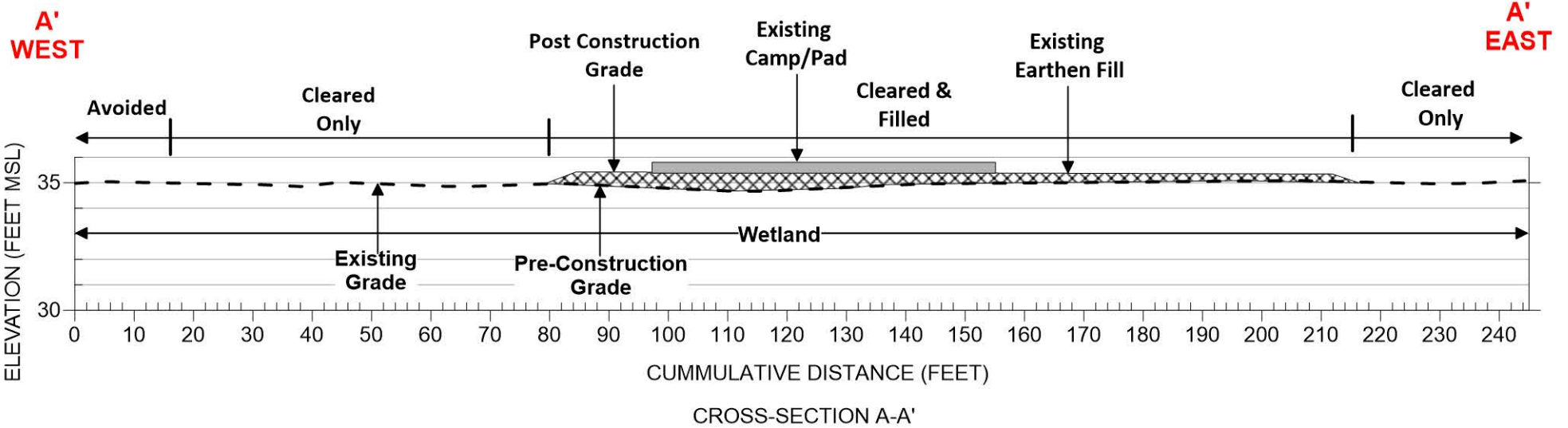






- Review Area (15 Ac)
- Total Wetlands (11.7 Ac)
- Wetland Impacts- Fill & Clearing (0.62 Ac)
- Wetland Impacts-Clearing Only (0.61 Ac)
- Non-Wetland Waters (658 LF)
- Non-Wetland Waters Impact (50 LF)




 <b>SOUTHLAND</b> ENVIRONMENTAL	<b>FIGURE 2</b> <b>SITE DIAGRAM</b>		
PERMIT APPLICATION CHRIS CLEMENTS 552 BURMA ROAD PROPERTY REEVES, ALLEN PARISH			
Drawn By: CRH	Date: 08/08/23	SE Project #	12058
Checked By: JRK	Date: 08/08/23	Revised:	09/06/23



**NOTE:**  
 ±0.62 AC WETLAND FILLED &  
 ±0.61 AC WETLAND CLEARED  
 AS A RESULT OF THE PROJECT.

-  EARTHEN FILL (±1,000 CY)
-  CONCRETE FILL (±60 CY)
-  AGGREGATE FILL (±200 CY)

**NOT TO SCALE  
 DIMENSIONS AS NOTED**

	PERMIT APPLICATION CHRIS CLEMENTS 552 BURMA ROAD PROPERTY REEVES, ALLEN PARISH
FIGURE 3 CROSS SECTIONS	
Drawn By: CRH	Date: 08/08/23      Project # 12058