## JOINT PUBLIC NOTICE

## **December 18, 2017**

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

Project Manager:

**Amy Oestringer** (504) 862-2272 Amy.l.oestringer@usace.army.mil Application #: MVN-2017-01226 WQQ State of Louisiana Department of Environmental Quality Attn: Water Quality Certifications Post Office Box 4313 Baton Rouge, Louisiana 70821-4313

Project Manager: Elizabeth Hill (225) 219-3225 **WQC** Application Number: WQC # 171214-02

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).

The application has also been mailed to the Louisiana Department of Environmental Quality, for a Water Quality Certification (WQC) in accordance with statutory authority contained in Louisiana Revised Statute 30:2074 A(3), and provisions of Section 401 of the Clean Water Act (P.L. 95-17).

## PLACEMENT OF BULKHEAD AND FILL FOR LAND RECLAMATION PROJECT IN CALCASIEU PARISH

NAME OF APPLICANT: Calcasieu Parish Police Jury, c/o Duhon & Pleasant Consulting Engineers, LLC, Attn: Jason Duhon, 5393 Big Lake Road, Lake Charles, Louisiana 70601.

LOCATION OF WORK: Located along Indian Bay of Prien Lake, in Calcasieu Parish, Louisiana, Section 15, Township 10S and Range 9W, (lat. 29.998158, Long -91.559722), as shown within the attached drawings. (Hydrologic Unit Code 08080206 Lower Calcasieu Basin)

**CHARACTER OF WORK**: The applicant proposes to place and maintain a bulkhead and backfill for a land reclamation and erosion control project. Project consists of installing 1,425 linear feet of vinyl sheet piles with timber walers to create a new bulkhead with 25' wing walls. The vinyl sheet piles will be installed with a top elevation approximately 3' above M.S.L. and will be 14' long. The landward area will then be backfilled with approximately 8,250 cubic yards of hauled in fill material and sloped to drain. Two existing drainage structures will be modified in order accommodate the new design. This project will also consist of a new 14' x 97' pile supported fishing pier for recreation. This work will affect approximately 1.1 acres of Waters of the US however no wetlands will be impacted.

The comment period for the Department of the Army Permit and the Louisiana Department of Environmental Quality WQC will close 20 days from the date of this joint 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 and/or this WQC request and must be submitted so as to be received before or by the last day of the comment period. Letters concerning the Corps of Engineers permit application must reference the applicant's name and the Permit Application Number, and be forwarded to the Corps of Engineers at the address above, ATTENTION: REGULATORY BRANCH. Individuals or parties may request an extension of time in which to comment on the proposed work by writing, faxing, or e-mailing the Corps of Engineers Project Manager listed above. Any request 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 to the initial comment period and, inclusive of the initial comment period. will not exceed a total of 30 calendar days. Letters concerning the Water Quality Certification must reference the applicant's name and the WQC Application number and be mailed to the Louisiana Department of Environmental Quality at the address above.

The application for this proposed project is on file with the Louisiana Department of Environmental Quality and may be examined during weekdays between 8:00 a.m. and 4:30 p.m. Copies may be obtained upon payment of costs of reproduction.

## **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.

No properties listed on the National Register of Historic Places are near the proposed work. The possibility exists that the proposed work may damage or destroy presently unknown archeological, scientific, prehistorical, historical sites, or data. Copies of this notice are being sent to the State Archeologist and the State Historic Preservation Officer.

The New Orleans District has determined that the proposed project is located in waters known to be utilized by the west indian manatee (Trichechus manatus) and determined that the proposed activity is not likely to adversely affect the species based on the Standard Local Operating Procedure for Endangered Species of Louisiana (SLOPES), dated October 22, 2014, between the U.S. Army Corps of Engineers and U.S. Fish and Wildlife Service, Ecological Services Office. Applicable species' conservation provisions will be incorporated as special permit conditions.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Our initial determination is that the proposed action would result in the alteration of approximately 1.1 acres of EFH utilized by various life stages of red drum, reef fish, coastal migratory pelagics and penaeid shrimp. 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 Department of Environmental Quality, before a Department of the Army permit is issued.

Any person may request, 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. 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.

Darrell S. Barbara Chief, Western Evaluation Section Regulatory Branch



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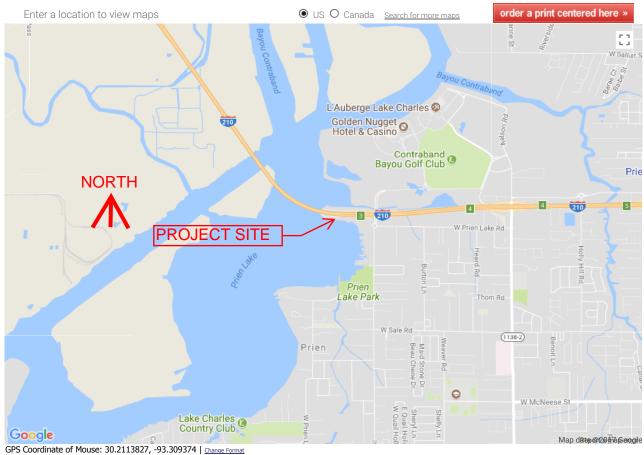
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