

# JOINT PUBLIC NOTICE

July 3, 2017

United States Army  
Corps of Engineers  
New Orleans District  
Regulatory Branch, OD-SE  
7400 Leake Avenue  
New Orleans, Louisiana 70118

(504) 862-1564

[Stephanie.L.Castaign@usace.army.mil](mailto:Stephanie.L.Castaign@usace.army.mil)

Project Manager  
Stephanie Castaign  
Permit Application Number  
MVN-1999-0896-2-EPP

State of Louisiana  
Department of Environmental Quality  
ATTN: Water Quality Certifications  
Post Office Box 4313  
Baton Rouge, Louisiana 70821-4313

(225) 219-3225

Project Manager  
Elizabeth Hill  
WQC Application Number  
WQC 170628-02

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).

Application has also been made to the Louisiana Department of Environmental Quality, Water Quality Certifications, for a Water Quality Certification (WQC) in accordance with statutory authority contained in LRS30:2047 A(3), and provisions of Section 401 of the Clean Water Act (P.L.95-17).

## **TIME EXTENSION/MODIFICATION FOR LEVEE MAINTENANCE IN ST. CHARLES PARISH**

**NAME OF APPLICANT:** Da Bunch-Bonnie Babin, c/o Andre Uzee, with J. Wayne Plaisance, Post Office Box 730, Galliano, Louisiana 70345.

**LOCATION OF WORK:** Project site is located along the left descending bank of Bayou Des Allemands, in Des Allemands, Louisiana, in St. Charles Parish, as shown on the attached drawings.

Latitude: 29.88019/Longitude: -90.50857 Hydrologic Unit Code: 08090301 East Central Louisiana Coastal.

**CHARACTER OF WORK:** The applicant has requested a 10-year time extension to their existing permit to maintain existing protection levees. Project implementation requires approximately 68, 000 cubic yards of native material to be excavated from the borrow canal and deposited along 43, 833' linear feet of existing protection levees. The applicant has stated that no jurisdictional wetlands will be impacted; therefore, compensatory mitigation has not been proposed.

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 mailed 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 mailed to the Corps of Engineers at the address above, **ATTENTION: REGULATORY BRANCH**. Similar 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. Individuals or parties may request an extension of time in which to comment on the proposed work by writing 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.

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.

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. Issuance of this public notice solicits input from the State Archeologist and State Historic Preservation Officer regarding potential impacts to cultural resources.

The New Orleans District has determined that the proposed activity will have no effect on any listed threatened or endangered 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.

Our initial finding is that the proposed work would not affect any species, nor affect any habitat designated as critical to the survival and recovery of such species, listed as endangered by the U.S. Department of Commerce.

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 **N/A** 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 Department of Environmental Quality, Water Quality Certifications, before a 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.

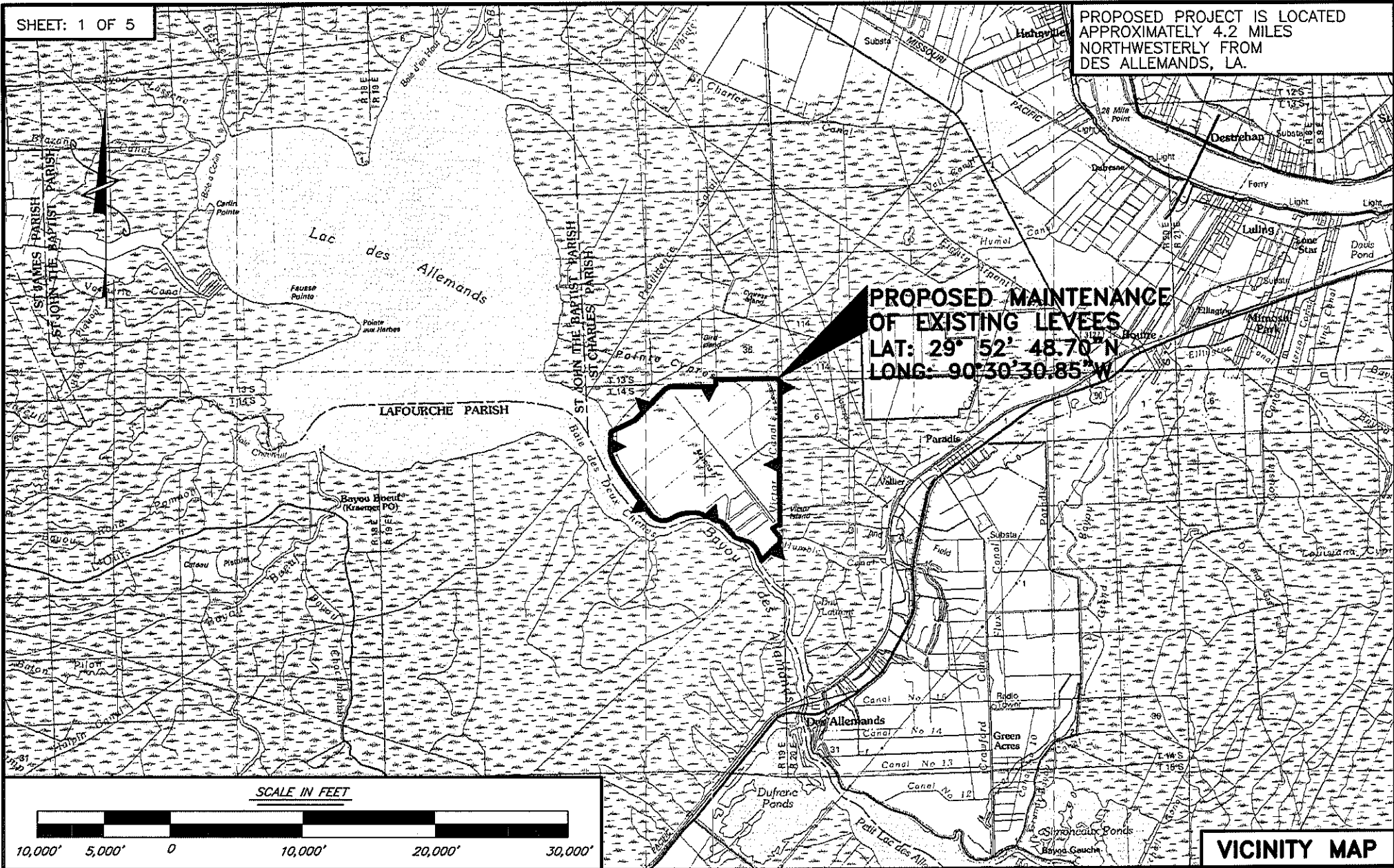
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program. The Department of the Army permit will not be issued unless the applicant received approval or a waiver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

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

for  
Michael V. Farabee  
Chief, Eastern Evaluation Section

Enclosure

PROPOSED PROJECT IS LOCATED APPROXIMATELY 4.2 MILES NORTHWESTERLY FROM DES ALLEMANDS, LA.



**PROPOSED MAINTENANCE OF EXISTING LEVEES**  
 LAT: 29° 52' 48.70" N  
 LONG: 90° 30' 30.85" W

SCALE IN FEET



VICINITY MAP

**PURPOSE:** TO PERFORM MAINTENANCE ON EXISTING PROTECTION LEVEES PERMITTED UNDER U.S.A.C.O.E. EB-19-990-0896-1.

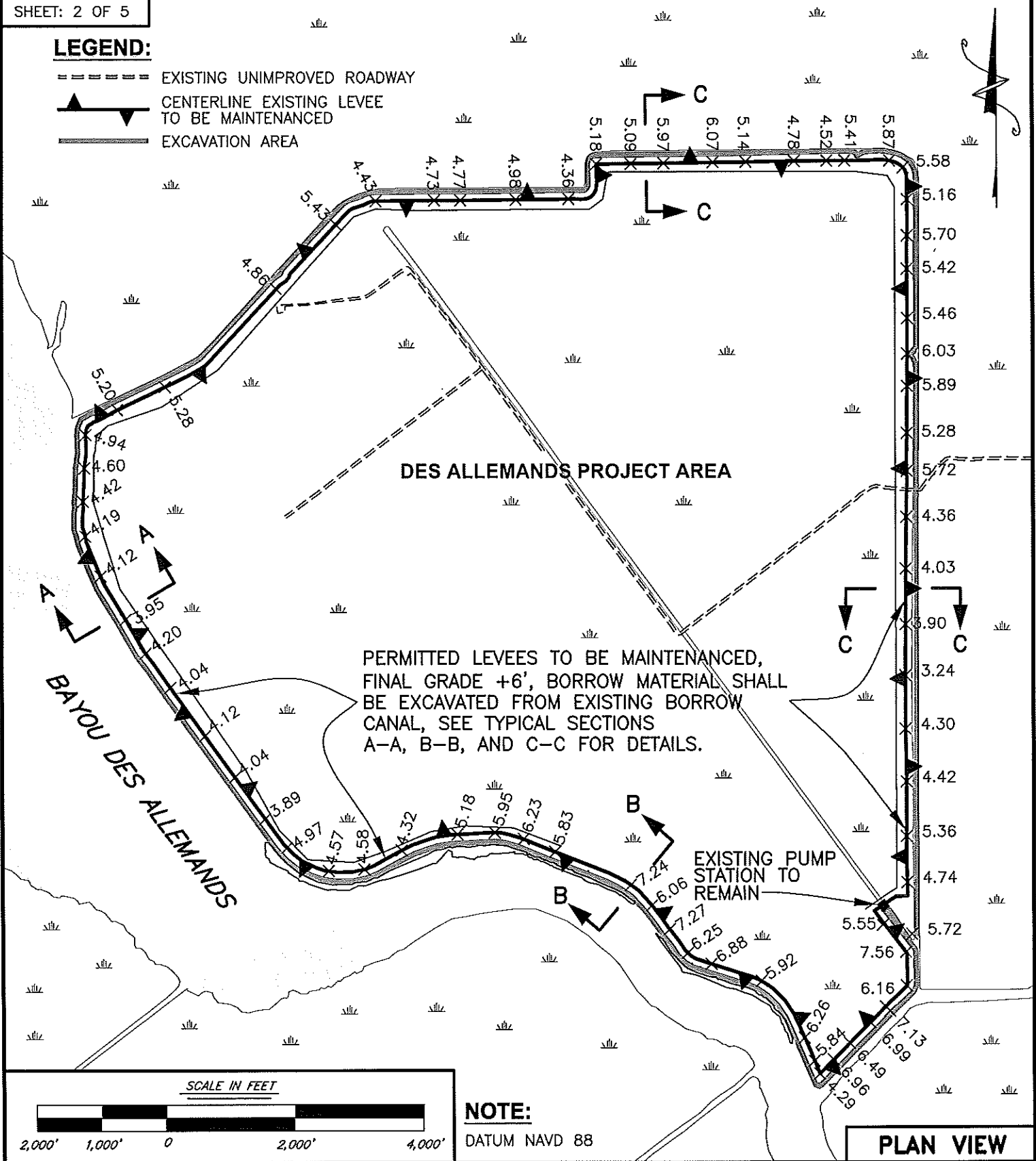
**PERMIT PLAT**  
**PROPOSED MAINTENANCE OF EXISTING LEVEES**  
 LOCATED SECTIONS 1, 2, 3, 10, 11, 12, 13, & 37  
 T14S - R19E  
 ST. CHARLES PARISH, LOUISIANA  
 APPLICATION BY: DA BUNCH L.L.C.  
 DATE: NOVEMBER 14, 2012      REVISED: JUNE 6, 2017



**LEONARD CHAUVIN P.E., P.L.S., INC.**  
 CIVIL ENGINEER - LAND SURVEYOR  
 627 JACKSON ST. THIBODAUX, LA.

**LEGEND:**

- ==== EXISTING UNIMPROVED ROADWAY
- ▲▼ CENTERLINE EXISTING LEVEL TO BE MAINTAINED
- ▬ EXCAVATION AREA



PERMITTED LEVELS TO BE MAINTAINED,  
 FINAL GRADE +6', BORROW MATERIAL SHALL  
 BE EXCAVATED FROM EXISTING BORROW  
 CANAL, SEE TYPICAL SECTIONS  
 A-A, B-B, AND C-C FOR DETAILS.

EXISTING PUMP  
 STATION TO  
 REMAIN

**NOTE:**  
 DATUM NAVD 88

**PLAN VIEW**

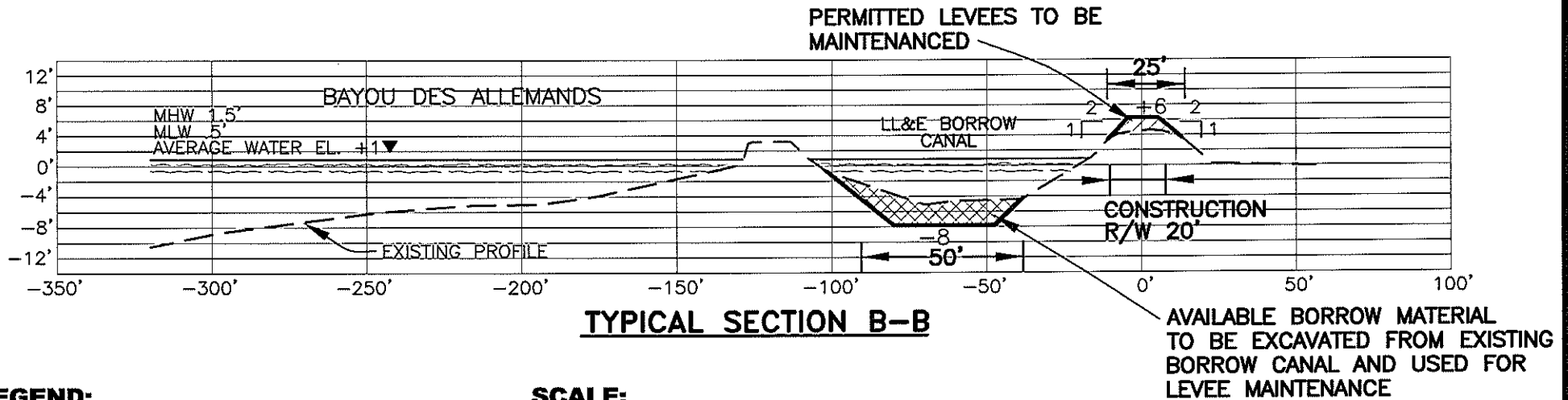
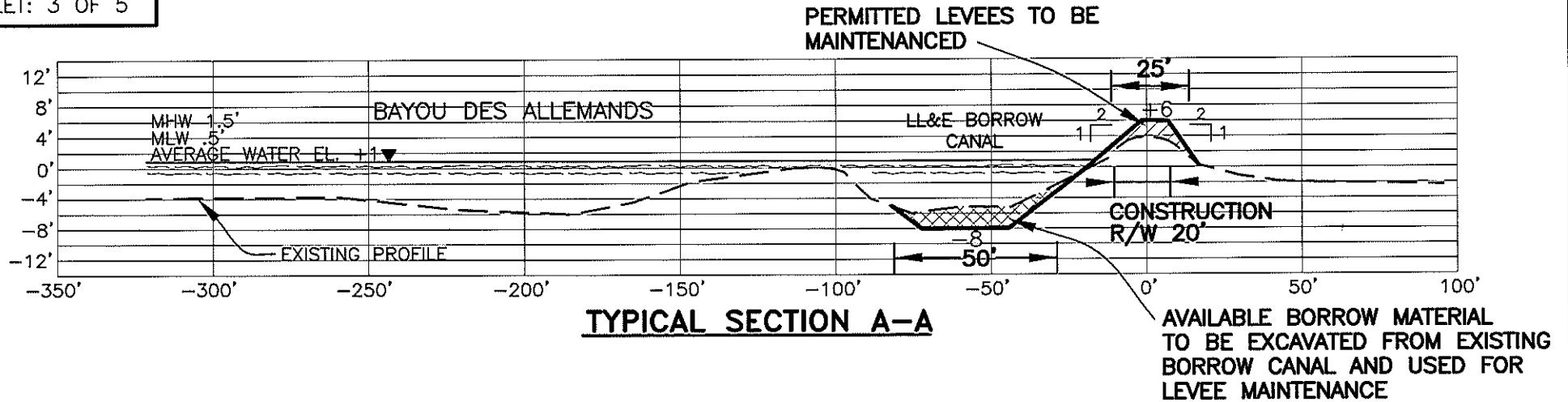
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**PERMIT PLAT**  
**PROPOSED MAINTENANCE OF EXISTING LEVELS**  
 LOCATED SECTIONS 1, 2, 3, 10, 11, 12, 13, & 37; T14S - R19E  
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**LEGEND:**

-  SPOIL PLACEMENT
-  EXCAVATION AREA

**SCALE:**

VERTICAL: 1" = 20'

HORIZONTAL: 1" = 50'

**TYPICAL SECTIONS**

**PURPOSE:** TO PERFORM MAINTENANCE ON EXISTING PROTECTION LEVELS PERMITTED UNDER U.S.A.C.O.E. EB-19-990-0896-1.

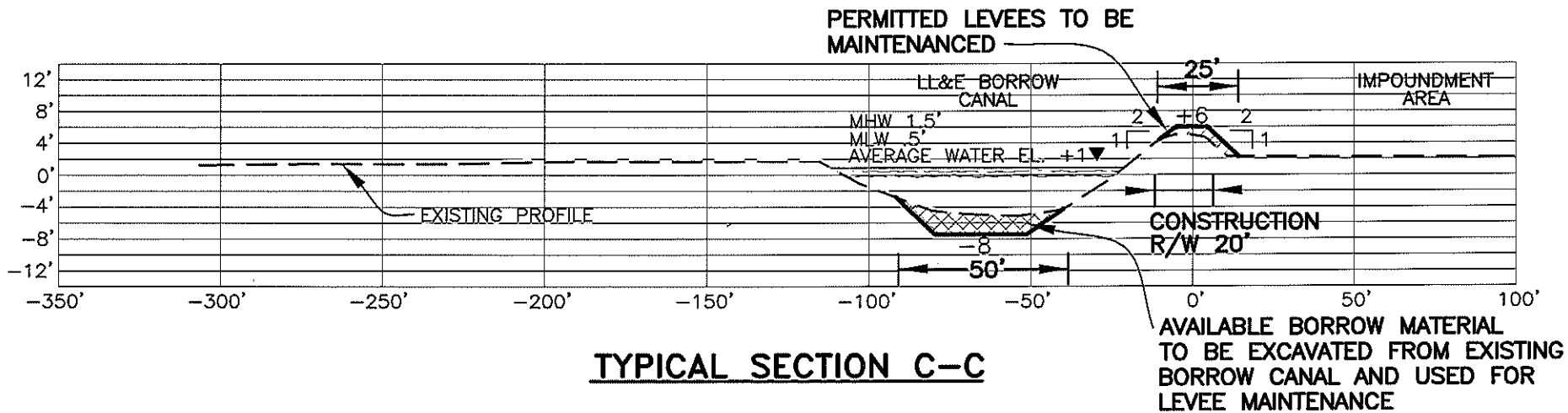


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**PERMIT PLAT**



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 LOCATED SECTIONS 1, 2, 3, 10, 11, 12, 13, & 37  
 T14S - R19E  
 ST. CHARLES PARISH, LOUISIANA

APPLICATION BY: DA BUNCH L.L.C.  
 DATE: NOVEMBER 14, 2012      REVISED: JUNE 6, 2017



**TYPICAL SECTION C-C**

**LEGEND:**

-  SPOIL PLACEMENT
-  EXCAVATION AREA

**SCALE:**

VERTICAL: 1" = 20'  
 HORIZONTAL: 1" = 50'

**TYPICAL SECTIONS**

**PURPOSE:** TO PERFORM MAINTENANCE ON EXISTING PROTECTION LEVEES PERMITTED UNDER U.S.A.C.O.E. EB-19-990-0896-1.

**PERMIT PLAT**

PROPOSED MAINTENANCE OF EXISTING LEVEES  
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**GENERAL NOTES**

1. REFERENCE U.S.A.C.O.E. PERMIT EB-19-990-0896-1 CONDITION 2 REQUIRES APPLICANT TO MAINTAIN THE ACTIVITY AUTHORIZED IN THE REFERENCED PERMIT IN GOOD CONDITION AND IN CONFORMANCE WITH THE TERMS OF THE PERMIT.
2. PIPELINES AND UTILITIES MAY EXIST THAT ARE NOT SHOWN. IT IS THE CONTRACTORS RESPONSIBILITY TO CALL LOUISIANA ONE CALL AT 1-800-272-3020 AT LEAST 48 HOURS PRIOR TO CONSTRUCTION ACTIVITIES.
3. UP TO APPROXIMATELY 68,000 CUBIC YARDS OF PRIVATELY OWNED BORROW CANAL WATER BOTTOMS TO BE EXCAVATED TO -8'. EXCAVATED MATERIAL TO BE PLACED ON EXISTING LEVEE.
4. 46,833' OF EXISTING PROTECTION LEVEES TO BE REFURBISHED. 47,170 LINEAR FEET OF PRIVATELY OWNED WATER BOTTOMS TO EXCAVATED AS SHOWN IN SECTIONS A-A, B-B, AND C-C.
5. IF REQUIRED NO VESSEL SHALL DRAFT GREATER THAN -6'.
6. VERTICAL DATUM IS NAVD 88.

NO.	REVISIONS	DATE
1	REVISED TYPICAL SECTION C-C TO INDICATE IMPOUNDMENT AREA.	6/6/17

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