

JOINT PUBLIC NOTICE

August 10, 2020

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

(504) 862-1288
Project Manager
Zachary Steinkoenig
zachary.j.steinkoenig@usace.army.mil
MVN 2019-01078-CF

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

(225) 219-3225
Project Manager
Elizabeth Hill
WQC Application Number
WQC #200730-01

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 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344)

Application has also been made to the Louisiana Department of Environmental Quality for a Water Quality Certification (WQC) in accordance with statutory authority contained in LRS 30:2074 A(3) and provisions of Section 401 of the Clean Water Act.

PROPOSED LOTUS VILLAGE SENIOR RESIDENTIAL COMMUNITY DEVELOPMENT IN EAST BATON ROUGE PARISH

NAME OF APPLICANT: EAST BATON ROUGE COUNCIL ON AGING , c/o Michael Henry, Hydrik Wetlands Consultants, 2323 Hwy 190 East Suite 2, Hammond, Louisiana 70401.

LOCATION OF WORK: Northwest Corner of Spanish Town Road and North 16th Street, Baton Rouge, Louisiana, in East Baton Rouge Parish, Latitude 30.455581 N, Longitude -91.173897 W, within the Mississippi River Basin in hydrologic unit (HUC 08070201), as shown on the attached drawings.

CHARACTER OF WORK: The applicant has requested a Department of the Army authorization to clear, grade, excavate and deposit fill and/or aggregate material to construct and maintain a senior residential community development (Lotus Village) to include parking spaces and utilities. Approximately 8,336 cubic yards of clean fill material would be hauled in and deposited to achieve required grade elevation requirements. The proposed project is situated on an approximately 2.50-acre tract and would permanently impact approximately 0.34 acre of forested wetlands and 0.53 acre of emergent wetlands. Approximately 0.05 acre of non-wetland waters will be avoided. It is anticipated that the proposed action would have minimal impact on adjacent wetlands.

The applicant is claiming that the limited site size of the development prohibits the ability to avoid the wetlands and that the urbanized nature of the site and low hydrological regime of the wetlands are best offset via compensatory mitigation at an approved mitigation bank located in the watershed.

The comment period for the Department of Army Permit and the Louisiana Department of Environmental Quality will close in **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. Copies of this notice are being sent to the State Archeologist and State Historic Preservation Officer.

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 Interior. Utilizing the Information & Planning Consultation for Endangered Species in Louisiana (IPaC) dated January 27, 2020, between the U.S. Army Corps of Engineers, New Orleans and U.S. Fish and Wildlife Service, Ecological Services Office, the Corps has determined that the proposed activity would have no effect on any listed species.

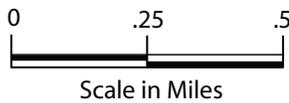
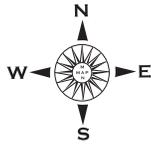
This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal would result in the destruction or alteration of up to n/a acres of EFH utilized by various life stages of red drum and penaeid shrimp. 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 water quality standards will be required from the Department of Environmental Quality, Office of Environmental Services 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. 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.

Enclosures

JOHN M. HERMAN
Chief, Central Evaluation Section
Regulatory Branch



LEGEND:

- = PROJECT LOCATION
- = DRAINAGE DISCHARGE

CENTER OF SITE: LAT. 30°27'20.09" N, LONG. -91°10'26.03" W

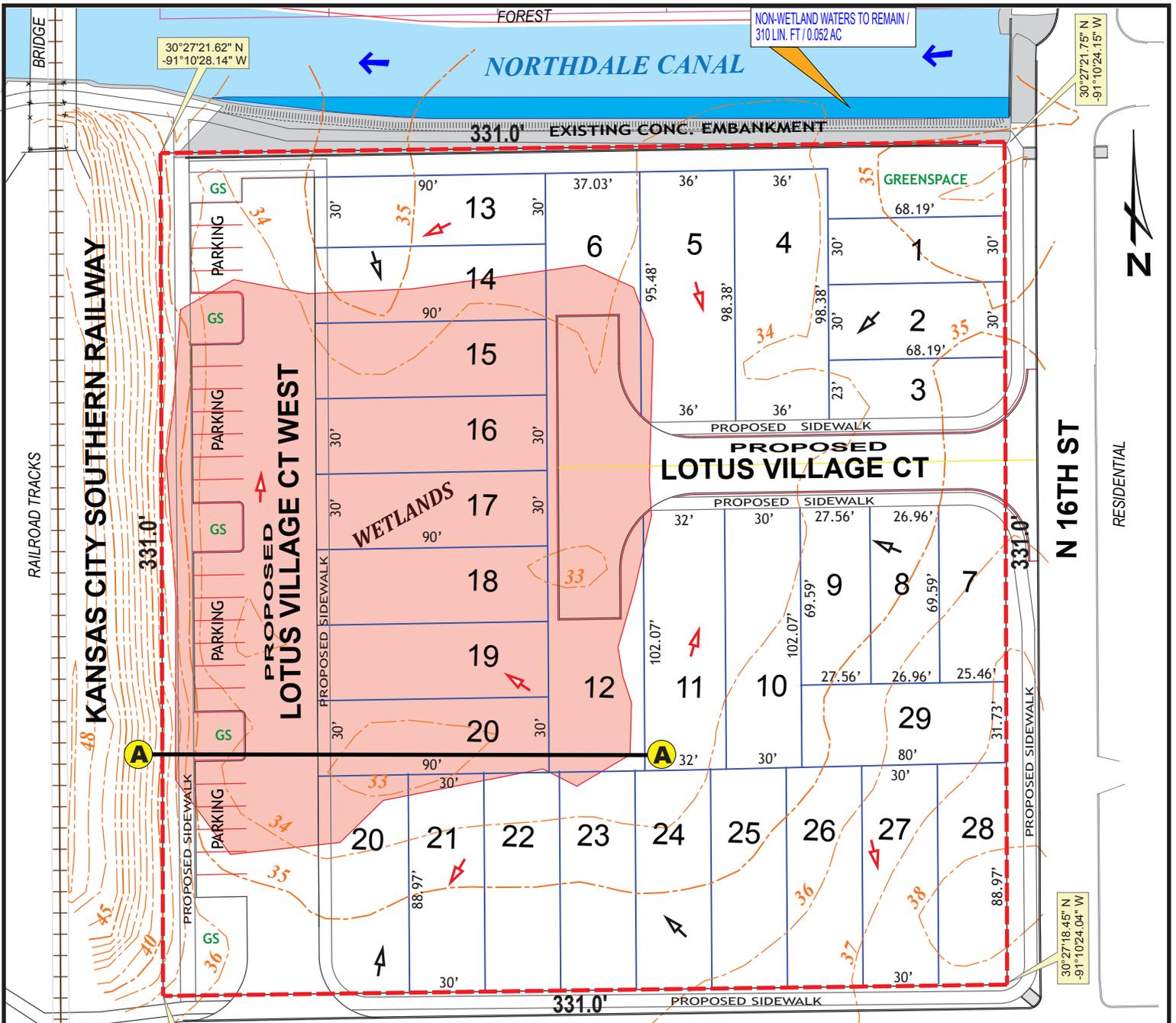
ACCT. NO. MVN-2019-1078-SD

APPLICANT
EAST BATON ROUGE COUNCIL ON AGING



LOTUS VILLAGE SR. COMMUNITY
FORMERLY BLK. 15, GRACIE SUBD.
CITY OF BATON ROUGE
EAST BATON ROUGE PARISH, LA

FIGURE
1



THIS SITE IS LOCATED IN FLOOD ZONE "X"
 PER FEMA FLOOD INSURANCE RATE MAP
 NUMBER: 220058 0235E, DATED 5/02/08.

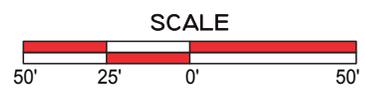
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LEGEND:

- PROJECT BOUNDARY (2.50 AC)
- TOTAL WETLANDS = 0.87 ACRE
- WETLANDS WETLANDS TO BE IMPACTED VIA - FILLING / GRADING (0.87 ACRE)
- NON-WETLANDS WATERS**
- TO BE AVOIDED / 310 LIN. FT / 0.052 AC
- 39 ELEVATION / CONTOUR
- ↖ DRAINAGE FLOW - PRE-DEVELOPMENT
- ↖ DRAINAGE FLOW - POST-DEVELOPMENT

PROJECT DATA:

PROJECT AREA = 2.50 ACRES
 PROPOSED RESIDENTIAL LOTS = 28
 TOTAL LENGTH OF STREETS: 602 LIN. FT.
 GREENSPACE AREA: 0.166 AC
 TOTAL VOLUME OF CLEAN FILL MATERIAL - 8,336 CU. YDS.

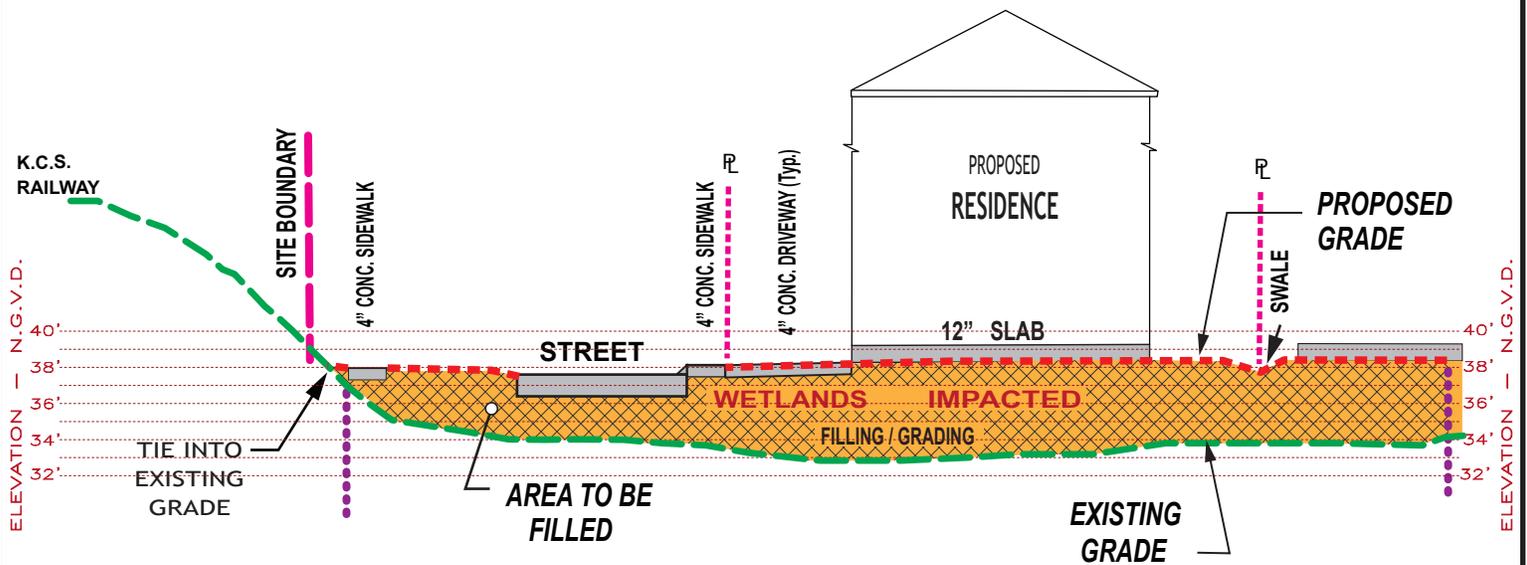


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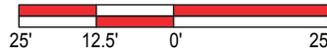
FIGURE 2



SECTION A-A

PROFILE VIEW

SCALE



LEGEND:

- EXISTING GRADE
- PROPOSED GRADE
- PROPOSED CONCRETE
- AREA TO BE FILLED
- WETLANDS TO BE FILLED

ACCT. NO. MVN-2019-1078-SD

APPLICANT

EAST BATON ROUGE COUNCIL ON AGING



HYDRIK

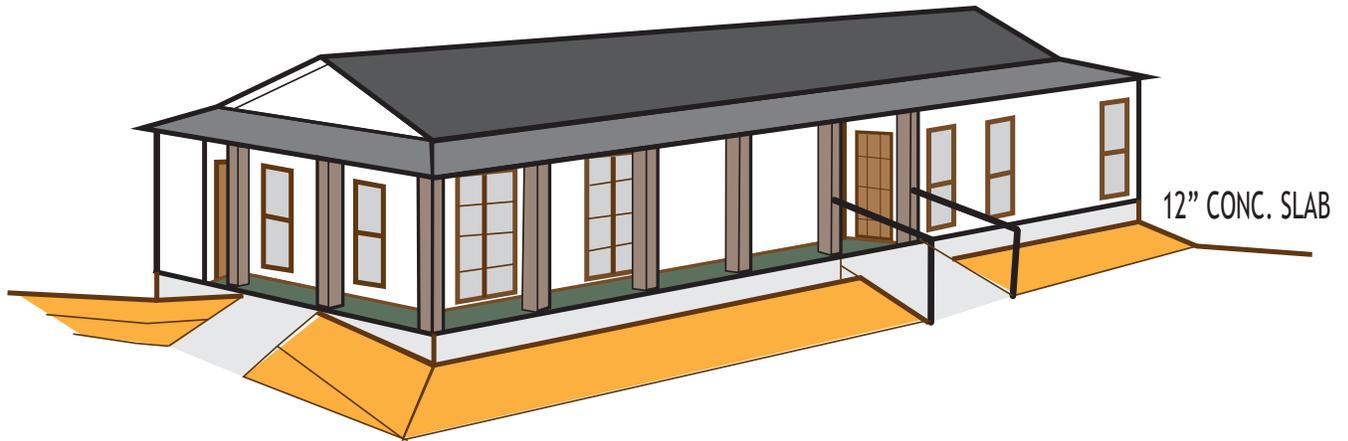
WETLANDS - GIS CONSULTING
WWW.HYDRIK.COM (985)429-0333

LOTUS VILLAGE SR. COMMUNITY

FORMERLY BLK. 15, GRACIE SUBD.
CITY OF BATON ROUGE
EAST BATON ROUGE PARISH, LA

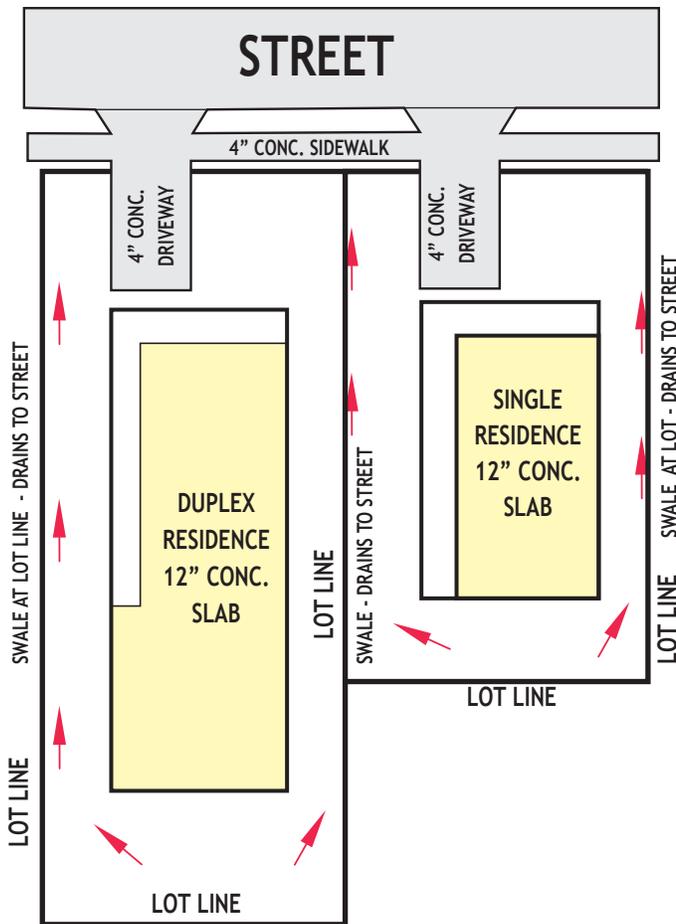
FIGURE

3



CONCEPTUAL PROFILE VIEW OF TYPICAL DUPLEX

NOT-TO-SCALE



CONCEPTUAL PLAN VIEW OF RESIDENCES

NOT-TO-SCALE

LEGEND:

← = DRAINAGE DIRECTION

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FIGURE
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