



## DEPARTMENT OF THE ARMY

NEW ORLEANS DISTRICT, CORPS OF ENGINEERS

P. O. BOX 60267

NEW ORLEANS, LOUISIANA 70160-0267

January 27, 2014

REPLY TO  
ATTENTION OF:

Operations Division  
West Evaluation Section  
Project Manager  
Johnny Duplantis  
(504) 862-2548

SUBJECT: MVN-2013-02589-WPP

### **PUBLIC NOTICE**

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

### **PIER AND BOATHOUSE CONSTRUCTION IN CALCASIEU PARISH**

**NAME OF APPLICANT:** Jason Gunter, 3669 Heurtevant Road, Sulphur, LA 70663.

**LOCATION OF WORK:** Lat 29° 59' 27.27"N / Long -91° 20' 10.43"W; Section 42, T12S-R10W; on the north shore of the Calcasieu Ship Channel, in Calcasieu Parish, Louisiana.

**CHARACTER OF WORK:** Construction of a new pier and boathouse at property along the Calcasieu Ship Channel as detailed in the attached plans, 3 sheets dated 07/09/2013. The Project is located within the Lower Calcasieu Watershed, USGS Catalog Unit 08080206.

The comment period for the Department of the Army will close **15 days** from the date of this public notice advertisement. 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 mailed so as to be received before or by the last day of the comment period. Letters must reference the applicant's name and the subject number, be addressed and mailed to the above address, ATTENTION: **REGULATORY BRANCH**. **Individuals or parties may request an extension of time in which to comment on the proposed work by writing to the project manager or clicking on the project manager's name on the public notice grid on the web page. 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 requester 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 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 archaeological, scientific, prehistorical or historical sites or data. Copies of this notice are being sent to the State Archeologist and the State Historic Preservation Officer.

Our initial finding is that the proposed work would neither affect any species listed as endangered by the U.S. Departments of Interior or Commerce, nor affect any habitat designated as critical to the survival and recovery of any endangered 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 **N/A** acre(s) 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, Office of Environmental Services, before a permit is issued.

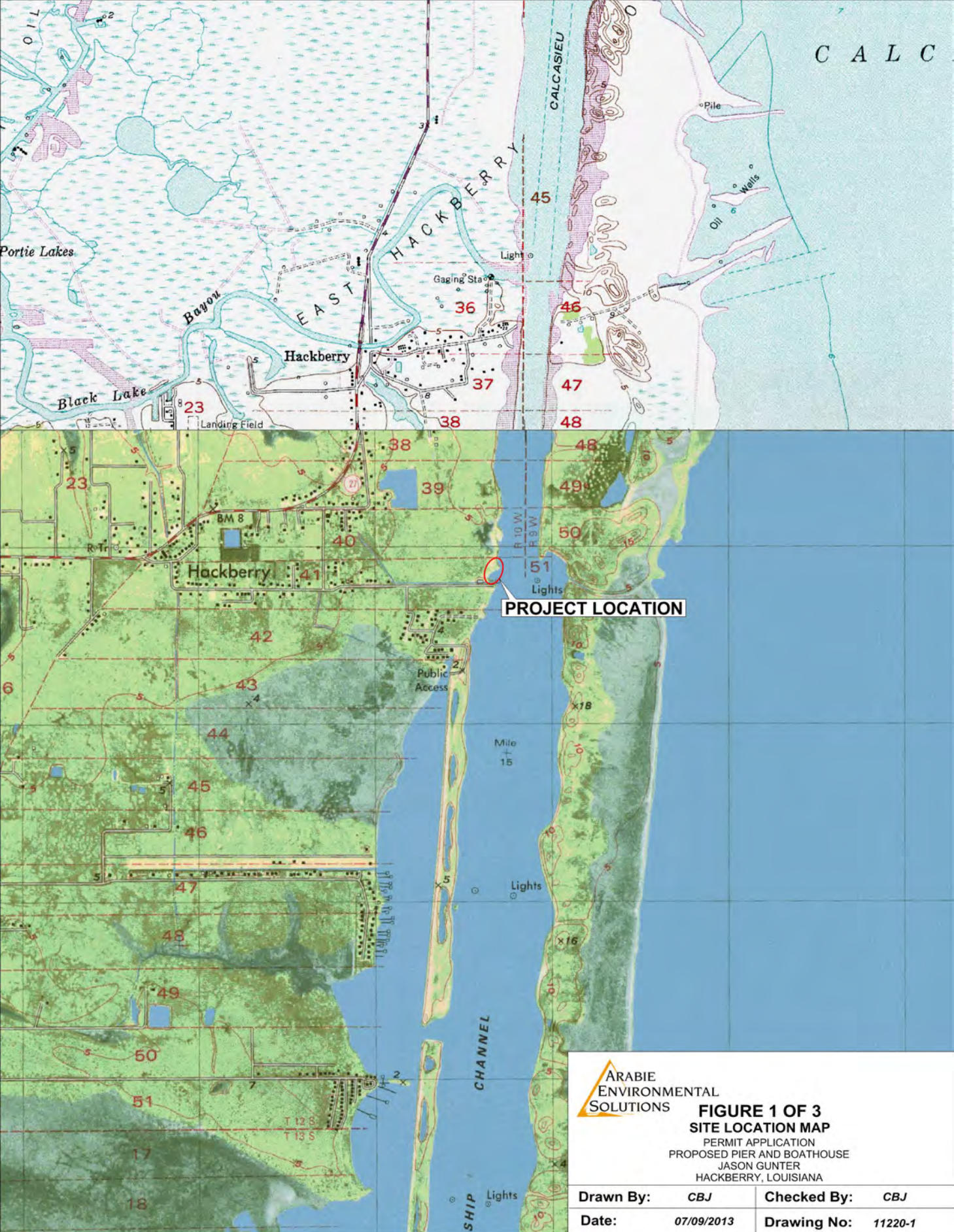
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing.

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.

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.

Darrell S. Barbara  
Chief, Western Evaluation Section  
Regulatory Branch

Attachments



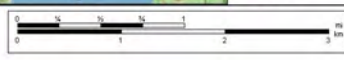
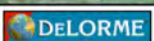
**PROJECT LOCATION**

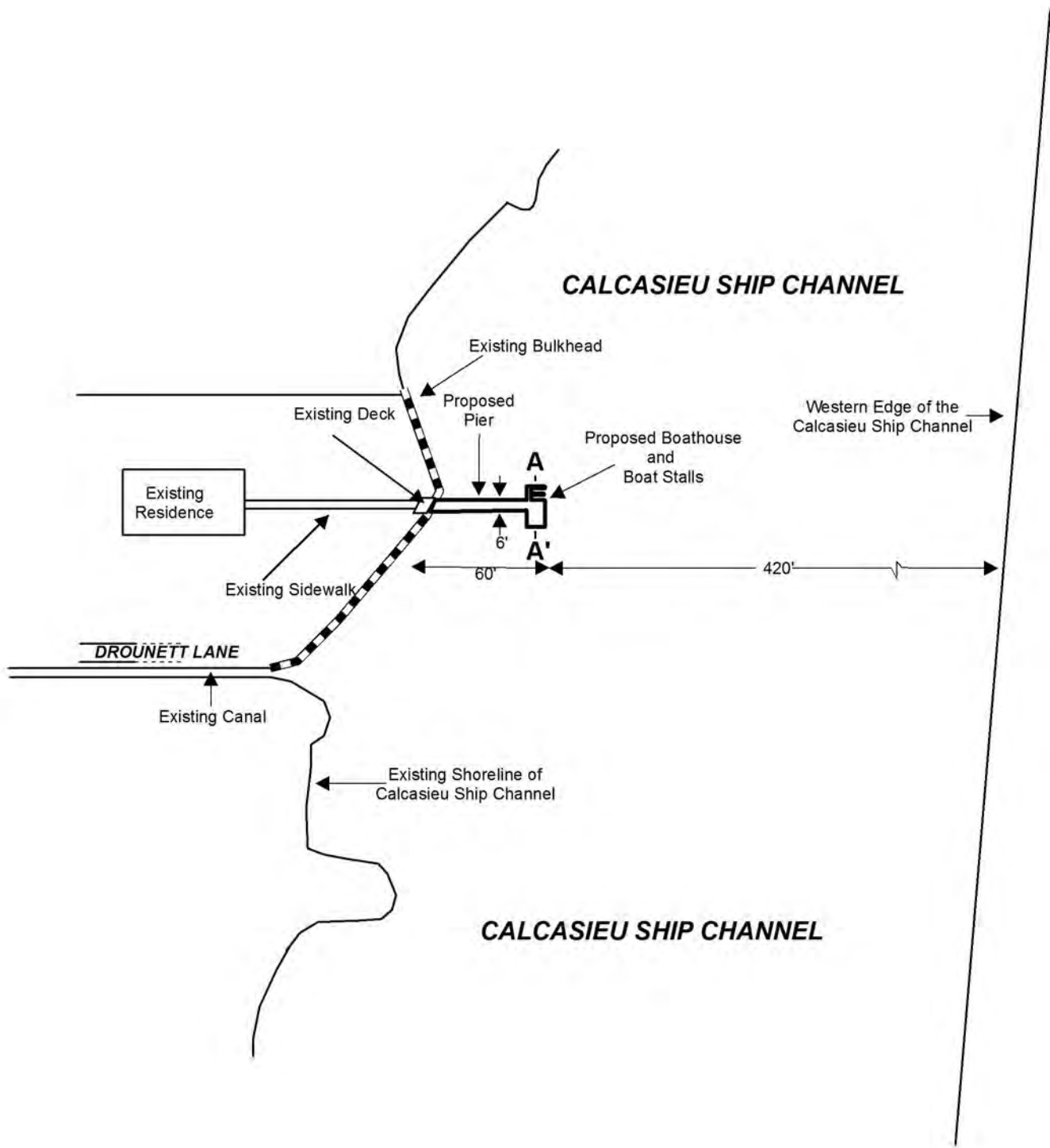


**FIGURE 1 OF 3  
SITE LOCATION MAP**

PERMIT APPLICATION  
PROPOSED PIER AND BOATHOUSE  
JASON GUNTER  
HACKBERRY, LOUISIANA

<b>Drawn By:</b>	<b>CBJ</b>	<b>Checked By:</b>	<b>CBJ</b>
<b>Date:</b>	<b>07/09/2013</b>	<b>Drawing No:</b>	<b>11220-1</b>





**NOTE:**

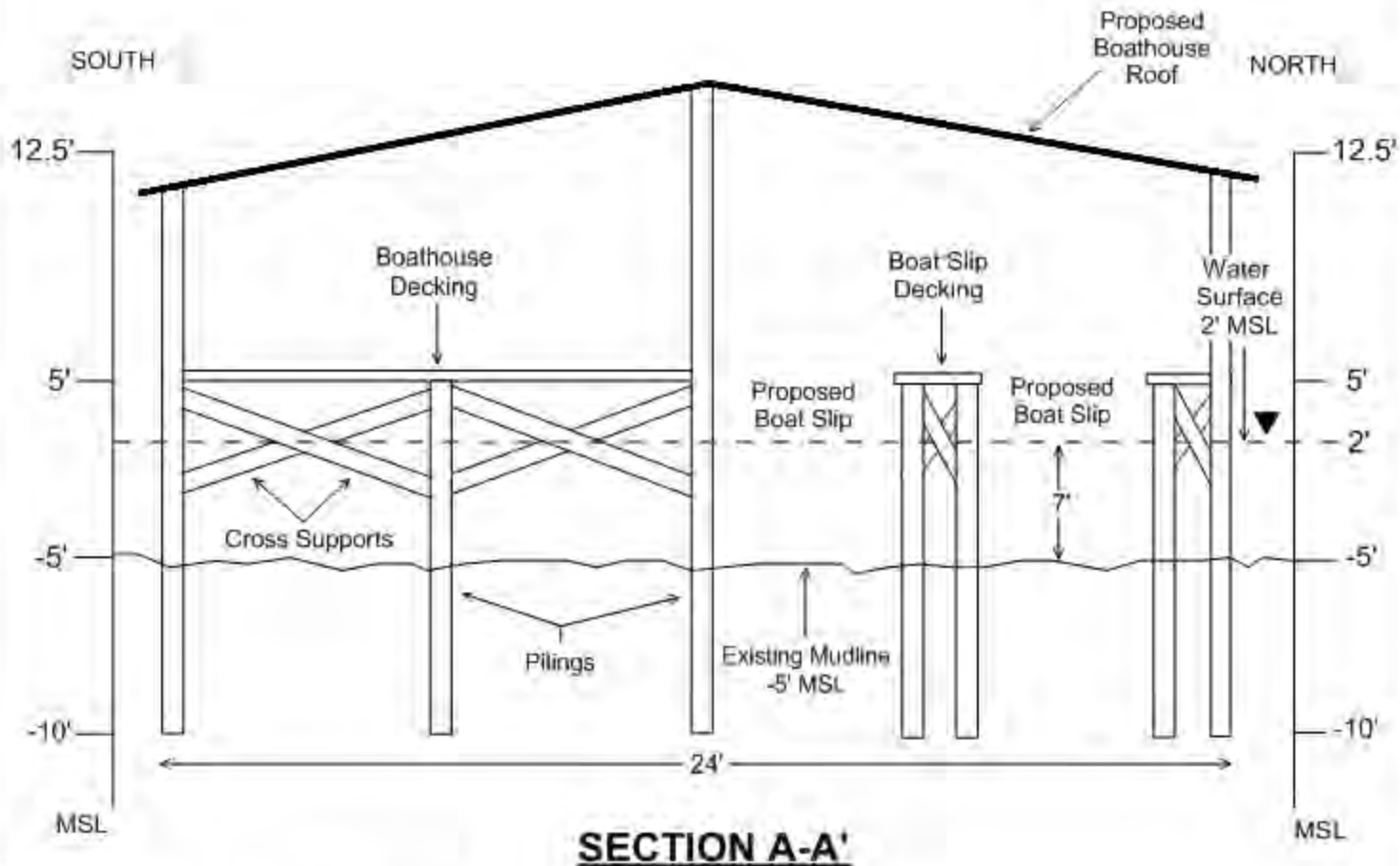
The draft of the fully loaded barge used to transport the pile driver to the site will be approximately 18 inches in depth.



**FIGURE 2 OF 3  
SITE DIAGRAM**

PERMIT APPLICATION  
PROPOSED PIER AND BOATHOUSE  
JASON GUNTER  
HACKBERRY, LOUISIANA

Drawn By:	CRH	Checked By:	CBJ
Date	7-10-13	Drawing No.:	11220-2



**SECTION A-A'**

**NOTE:**  
 The draft of the fully loaded barge used to transport the pile driver to the site will be approximately 18 inches in depth.

Mean High Water Elevation = 2.5' MSL  
 Mean Water Elevation = 2' MSL  
 Mean Low Water Elevation = -1.5' MSL


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.

All structures, facilities, well and pipelines/flowlines occurring in open water areas or in oilfield canals or slips shall be removed within 120 days of abandonment or the facilities for the herein permitted use unless prior written approval to leave such structures in place is received from the Office of Coastal Management. This condition does not preclude the necessity for revising the current permit or obtaining a separate Coastal Use Permit, should one be required.

Structures must also be marked/lighted in accordance with U.S. Coast Guard regulations.

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.

Drawing Not To Scale

	REVISED 10-17-2013		
	<b>FIGURE 3 OF 3</b> <b>CROSS SECTIONS</b> PERMIT APPLICATION PROPOSED PIER AND BOATHOUSE JASON GUNTER HACKBERRY, LOUISIANA		
Drawn By:	CBJ	Checked By:	CBJ
Date:	07/09/2013	Drawing No:	11220-3