# **PUBLIC NOTICE**

## 18 April 2022

United States Army
Corps of Engineers
New Orleans District
Regulatory Division (RGE)
7400 Leake Avenue
New Orleans, Louisiana 70118

Permit Application Number: MVN-2019-00176-EG Project Manager: Angelle Greer (504) 862-2279 angelle.v.greer@usace.army.mil

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: [ ] 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).

## RESIDENTIAL DEVELOPMENT IN ST. TAMMANY PARISH

**NAME OF APPLICANT**: TCE Properties, LLC, c/o Biological Surveys, Inc., Attention: Thomas Brown, P.O. Box 94, Covington, Louisiana 70434, or <a href="mailto:tbrown52@bellsouth.net">tbrown52@bellsouth.net</a>

**LOCATION OF WORK**: At approximately Latitude: 30.429487, Longitude: -90.147367, off of Pinecrest Dr. near Tchefuncta Club Estates (Phase 3), in Covington, Louisiana, in St. Tammany Parish, as shown on the enclosed drawings.

Hydrologic Unit Code: 08090201 (Lake Pontchartrain- Liberty Bayou- Tchefuncta)

**CHARACTER OF WORK**: Clear, grade, and place approximately 23,000-cubic yards of native earthen material, approximately 19,320-cubic yards of hauled-in earthen material, and approximately 3,680-cubic yards of concrete/asphalt to facilitate the construction of a residential development (Tchefuncta Club Estates Phase 3B) to include 69 residential lots, associated roadways, utilities, drainage features, and appurtenant structures. The applicant proposes to compensate for unavoidable project-related impacts to 13.22-acres of jurisdictional wetlands through the purchase of wetland credits from a Corps' approved mitigation bank within the appropriate watershed.

The comment period for the Department of the 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 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 DIVISION (RGE, Angelle Greer)**, or may be preferably emailed to angelle.v.greer@usace.army.mil.

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 Branch 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.

#### **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 any 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 project footprint is located in an area that may be known to be utilized by the West Indian Manatee, the Red-Cockaded Woodpecker, the Gopher Tortoise, and the Louisiana Quillwort. It has been determined that the activity will have no effect on the West Indian Manatee, the Red-Cockaded Woodpecker, the Gopher Tortoise, or the Louisiana Quillwort based on 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.

Our initial finding is that the proposed work is Not Likely to Adversely Affect any species listed as endangered by the U.S. Departments of Commerce, nor affect any habitat designated as critical to the survival and recovery of such species.

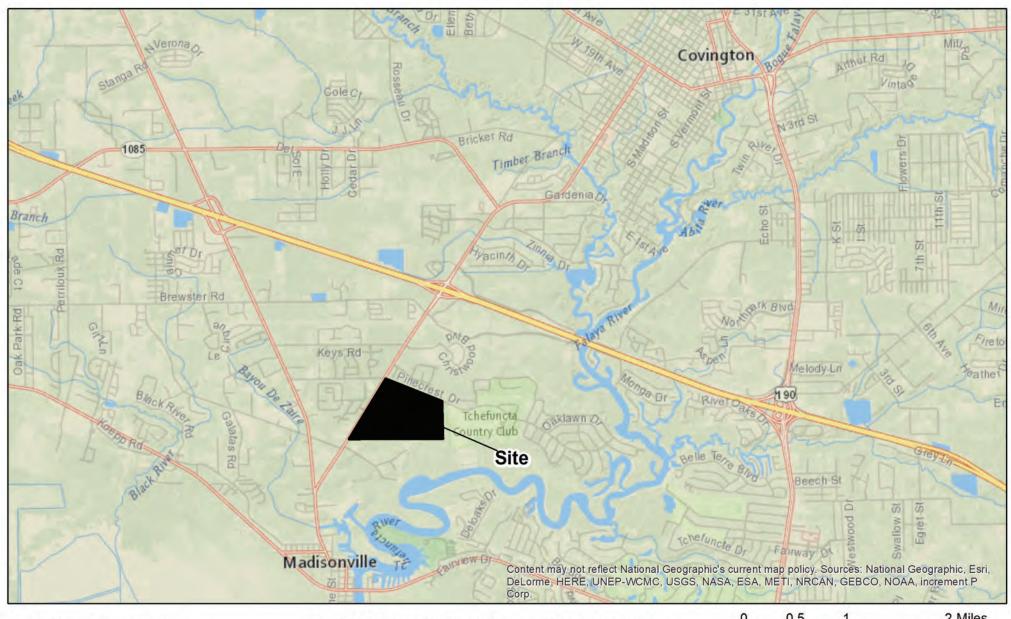
This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The applicant's proposal is not expected to result in the destruction or alteration of EFH utilized by various life stages of red drum and penaeid shrimp. Our initial determination is that the proposed action would have no 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.

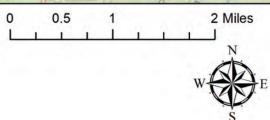
The applicant has certified that the proposed activity described in the application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Resources Program. The Department of the Army permit will not be issued unless the applicant received approval or a waiver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

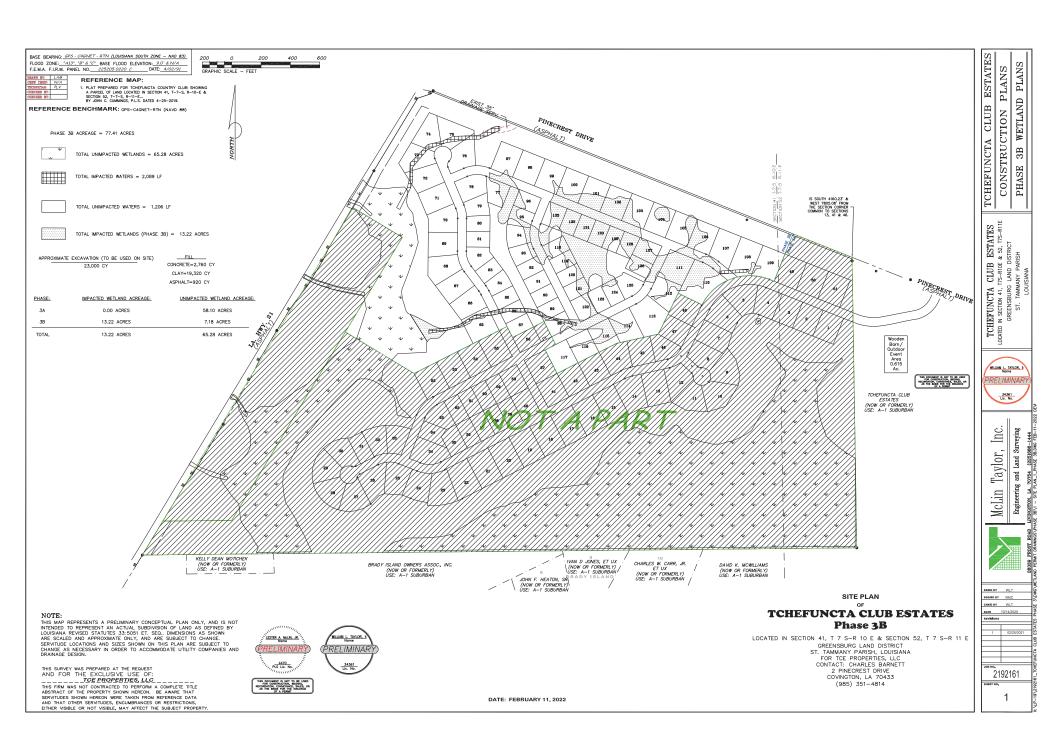
Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state, with particularity, the reasons for holding a public hearing. You are requested to communicate the information contained in this notice to any other parties whom you deem likely to have interest in the matter.

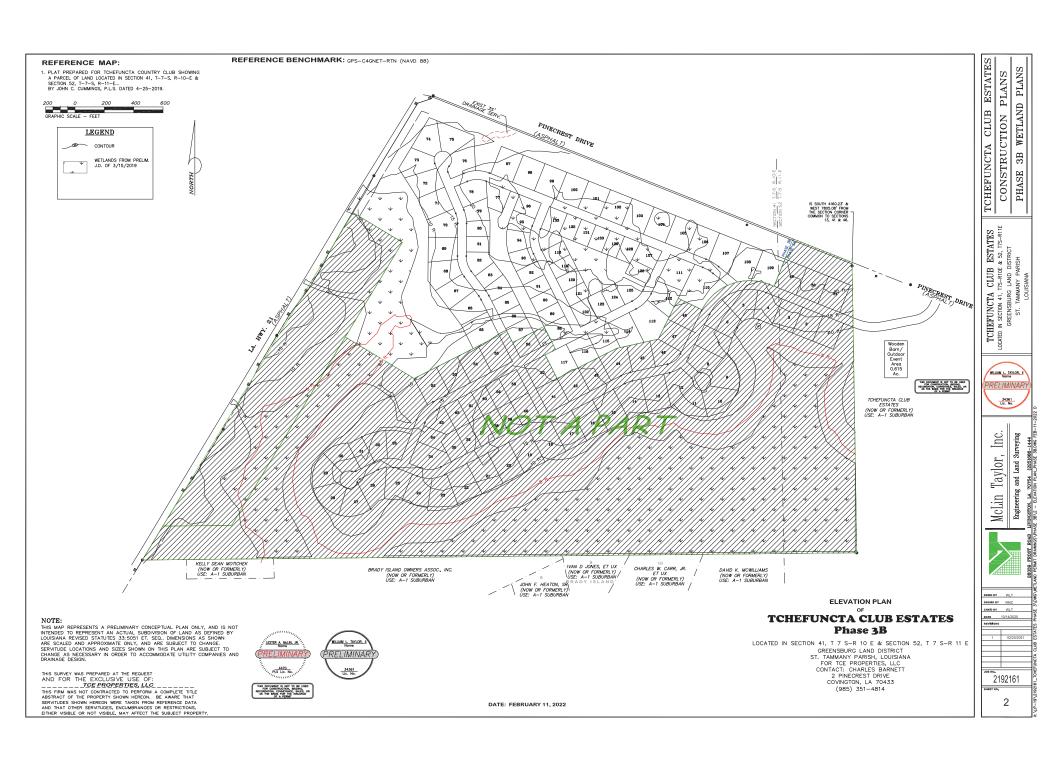
Figure 1. Vicinity Map

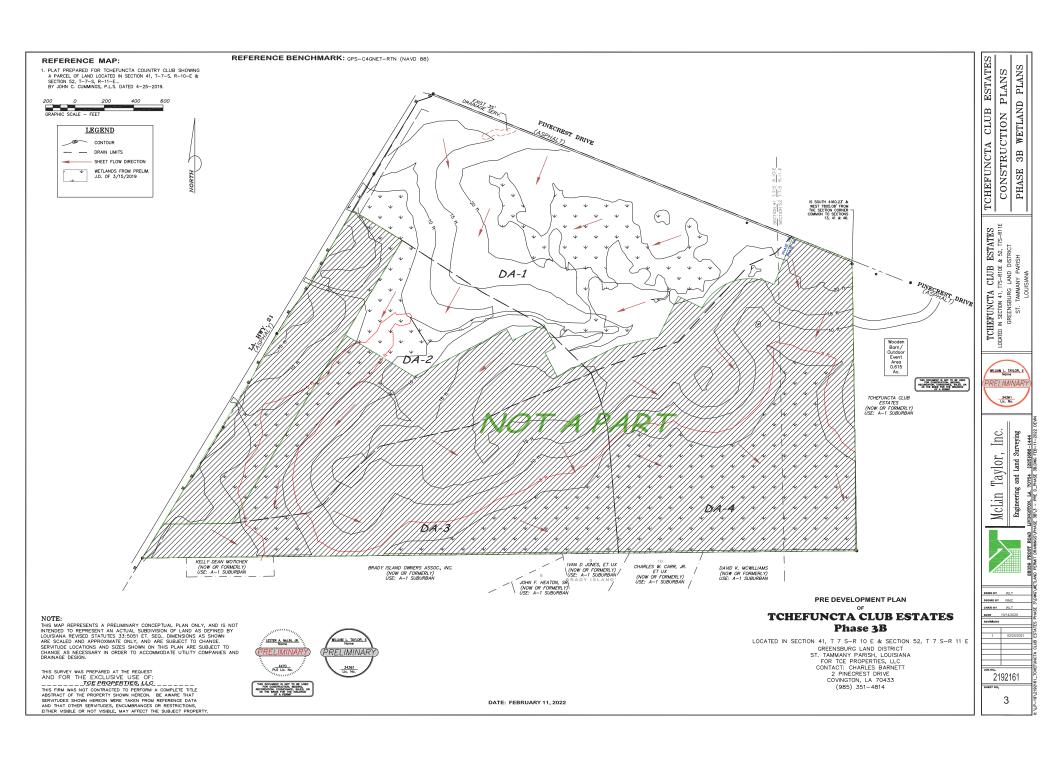


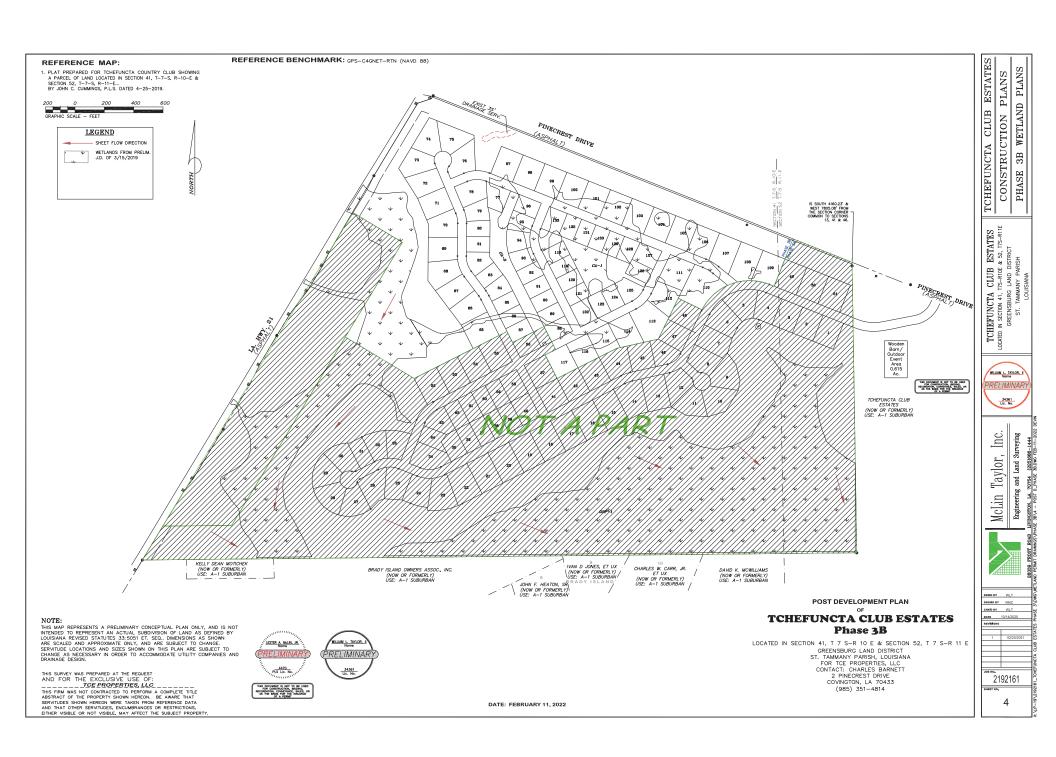
Biological Surveys, Inc. P.O. Box 94 Covington, LA 70434 Date: January 17, 2019 +/- 240 Acres South of Pinecrest Dr.
Section 41, T7S-R10E
Covington, St. Tammany Parish
Tchefuncte Club Estates











PROPOSED TYPICAL SECTION





TCHEFUNCTA CLUB ESTATES
OCATED IN SECTION 41, T3-R10E & 52, T3-R11E
GREINSBURG LAND DISTRICT
ST. TAMMANY PARSH
LOUISIANA

WETLAND PLANS

 $^{3B}$ 

PHASE

CONSTRUCTION PLANS

TCHEFUNCTA

Inc. Taylor,

Engineering

McLin

DRWH BY WLT DATE 10/14/2020

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### \* TYPICAL ASPHALTIC ROADWAY/ENTRANCE SECTION

LEGEND: FOR ASPHALT PAVING

- 1 4" (MIN.) ASPHALT PAVEMENT
- 2 8" (MIN.) CLASS II BASE COURSE
- 3 12" (MIN.) A-4 OR BETTER SUB-BASE STRUCTURAL FILL
- (4) NATURE SOIL SHOULDER SURFACE
- (5) 6" MIN. SHOULDER BACKFILL MATERIAL, COMPACTED TO 92% OF ITS STANDARD PROCTOR DENSITY. MATERIAL TO BE IN COMPLIANCE WITH THE APPLICABLE SECTION OF THE LOUISIANA DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS FOR ROADS AND BRIDGES, AND LATEST REVISIONS THERETO.

#### BASE PREPARATION AND PAVING NOTES:

- ALL WORK AND MATERIAL TO BE IN COMPLIANCE WITH LOUISIANA DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS FOR ROADS AND BRIDGES, LATEST EDITION, & ST. TAMMANY PARISH ORDINANCE #499 UNLESS OTHERWISE NOTED.
- 2. EXISTING TOP SOIL IN PROPOSED ROAD BED TO BE EXCAVATED AND REMOVED AS NECESSARY FOR FINAL GRADE.
- 3. PROOFROLL AND STABILIZE SUBGRADE.
- \* THIS TYPICAL SECTION REPRESENTS THE MINIMUM; HOWEVER UPON APPROVAL OF PRELIMINARY PLANS A GEOTECHNICAL INVESTIGATION, INCLUDING A PAVEMENT DESIGN, SHALL BE CONDUCTED.

TYPICAL SECTIONS

#### **TCHEFUNCTA CLUB ESTATES** Phase 3B

LOCATED IN SECTION 41, T 7 S-R 10 E & SECTION 52, T 7 S-R 11 E GREENSBURG LAND DISTRICT ST. TAMMANY PARISH, LOUISIANA FOR TCE PROPERTIES, LLC CONTACT: CHARLES BARNETT 2 PINECREST DRIVE COVINGTON, LA 70433 (985) 351-4814

DATE: FEBRUARY 11 2022