

JOINT PUBLIC NOTICE

24 January 2022

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

(504) 862-2279
angelle.v.greer@usace.army.mil
Project Manager
Angelle Greer
Permit Application Number
MVN-2020-00270-EG

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 210113-01

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 [X] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344); and [X] Section 14 of the Rivers and Harbors Act of 1899 (33 U.S.C. Section 408).

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).

WHARF AND COMMERCIAL TERMINAL ON THE MISSISSIPPI RIVER IN ST. BERNARD PARISH

NAME OF APPLICANT: Board of Commissioners of the Port of New Orleans, Attn: Chris Gilmore, 1350 Port of New Orleans Place, New Orleans, LA 70130

LOCATION OF WORK: At approximately Latitude: 29.885908, Longitude: -89.897235, on the Mississippi River, left-descending bank, 83 miles AHP, on East St. Bernard Highway and East Judge Perez Drive, in Violet, Louisiana, in St. Bernard Parish, as shown on the enclosed drawings. Hydrologic Unit Code: 08090203 (Lower Mississippi- Eastern Louisiana Coastal)

CHARACTER OF WORK: Excavate approximately 1,051,600-cubic yards of native material and place approximately 3,869,273-cubic yards of hauled-in sand, and approximately 61,119-cubic yards

of rock rip-rap to facilitate the construction of a new commercial container terminal, including an approximate 3,500-linear foot wharf on the Mississippi River. The proposal includes the realignment of East St. Bernard Highway and the Norfolk-Southern railroad track segment within the project area. Relocation of the existing W. Smith Jr. Elementary School and the Violet Number 2 Park are also anticipated as a result of the project. The applicant proposes to compensate for unavoidable project-related impacts to approximately 404-acres of jurisdictional wetlands through the purchase of wetland credits from a Corps' approved mitigation bank within the appropriate watershed. Only the portions of the proposed activity located within the boundaries of the authorized Federal Project will be evaluated under 33 U.S.C. Section 408.

The comment period for the Department of the Army Permit and the Louisiana Department of Environmental Quality WQC will close **30 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.

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 Section 10/404 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.

This request will also be reviewed pursuant to Section 408 and USACE Engineering Circular (EC) 1165-2-220, which provides policy and procedural guidance for processing requests to alter USACE

civil works projects. The decision whether to grant permission for the requested alteration will be based on several factors. The benefits that reasonably may be expected to accrue from the proposal will be balanced against its reasonably foreseeable detriments. Review of the requests for modification will be reviewed by a USACE technical review team considering the following factors:

1) Potential to Impair the Usefulness of the Project. Proposed alterations will be reviewed to determine whether the alteration would limit the ability of the USACE project to function as authorized, or would compromise or change any authorized project conditions, purposes or outputs. If USACE determines that the usefulness of the authorized project would be impaired, the request will be denied.

2) Potential to be Injurious to the Public Interest. Proposed alterations will be reviewed to determine the probable impacts, including cumulative impacts, on the public interest. Factors that may be relevant to the public interest depend upon the type of USACE project being altered and may include, but are not limited to, such things as conservation, economic development, historic properties, cultural resources, environmental impacts, water supply, water quality, flood hazards, floodplains, residual risk, induced damages, navigation, shore erosion or accretion, and recreation. This evaluation will consider information received from the interested parties, including tribes, agencies, and the public. The decision whether to approve an alteration will be determined by the consideration of whether benefits are commensurate with risks. If the potential detriments are found to outweigh the potential benefits, then it may be determined that the proposed alteration is injurious to the public interest.

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. Further, all factors that may be relevant to the proposal will be considered, including the potential cumulative effects associated with the proposed project. The Section 408 review will consider the potential impact to the usefulness of the Federal project and whether the proposed alteration would be injurious to the public interest. Policy and legal compliance will also be considered.

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 Pallid Sturgeon, and the Eastern Black Rail. It has been determined that the activity may affect the Eastern Black Rail, and is not likely to adversely affect the West Indian Manatee or the Pallid Sturgeon 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. Standard Manatee Conditions for In-Water Activities will be added to the permit, if authorized.

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 may result in the destruction or alteration of approximately 15-acres 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.

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.

Michael V. Farabee
Chief, Eastern Evaluation Branch

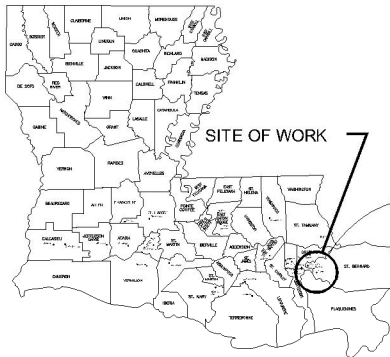
PORT OF NEW ORLEANS PROPOSED

LOUISIANA INTERNATIONAL TERMINAL AT VIOLET

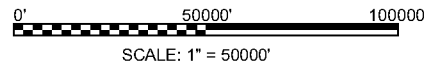
DRAWING INDEX	
P1	TITLE AND SITE LOCATION MAP
P2	VICINITY MAP
P3	PROPOSED OVERALL SITE PLAN
P4	CROSS SECTION PERPENDICULAR TO RIVER
P5	CROSS SECTION PARALLEL TO RIVER THROUGH INTERMODAL YARD
P6	CROSS SECTION PARALLEL TO RIVER THROUGH CONTAINER STACK
P7	CROSS SECTION PERPENDICULAR TO RIVER
P8	DOWNRIVER WHARF PLAN (BERTH 1)
P9	MIDDLE WHARF PLAN (BERTH 2)
P10	UPRIVER BARGE WHARF PLAN (BERTH 3)
P11	TYPICAL CROSS SECTION THROUGH WHARF AND LEVEE
P12	TYPICAL CROSS SECTION THROUGH WHARF AND ACCESS BRIDGE
P13	TYPICAL CROSS SECTION THROUGH WHARF AND CRANE MAINTENANCE PLATFORM
P14	EXISTING WETLANDS PLAN
P15	POTENTIAL ESTIMATED WETLAND IMPACT PLAN
P16	AREAS OF EXCAVATION AND FILL
P17	USACE REVETMENT PILE PENETRATION DETAILS



SITE LOCATION MAP



STATE MAP



KEYNOTES

- ① PROPOSED LOUISIANA INTERNATIONAL TERMINAL SITE

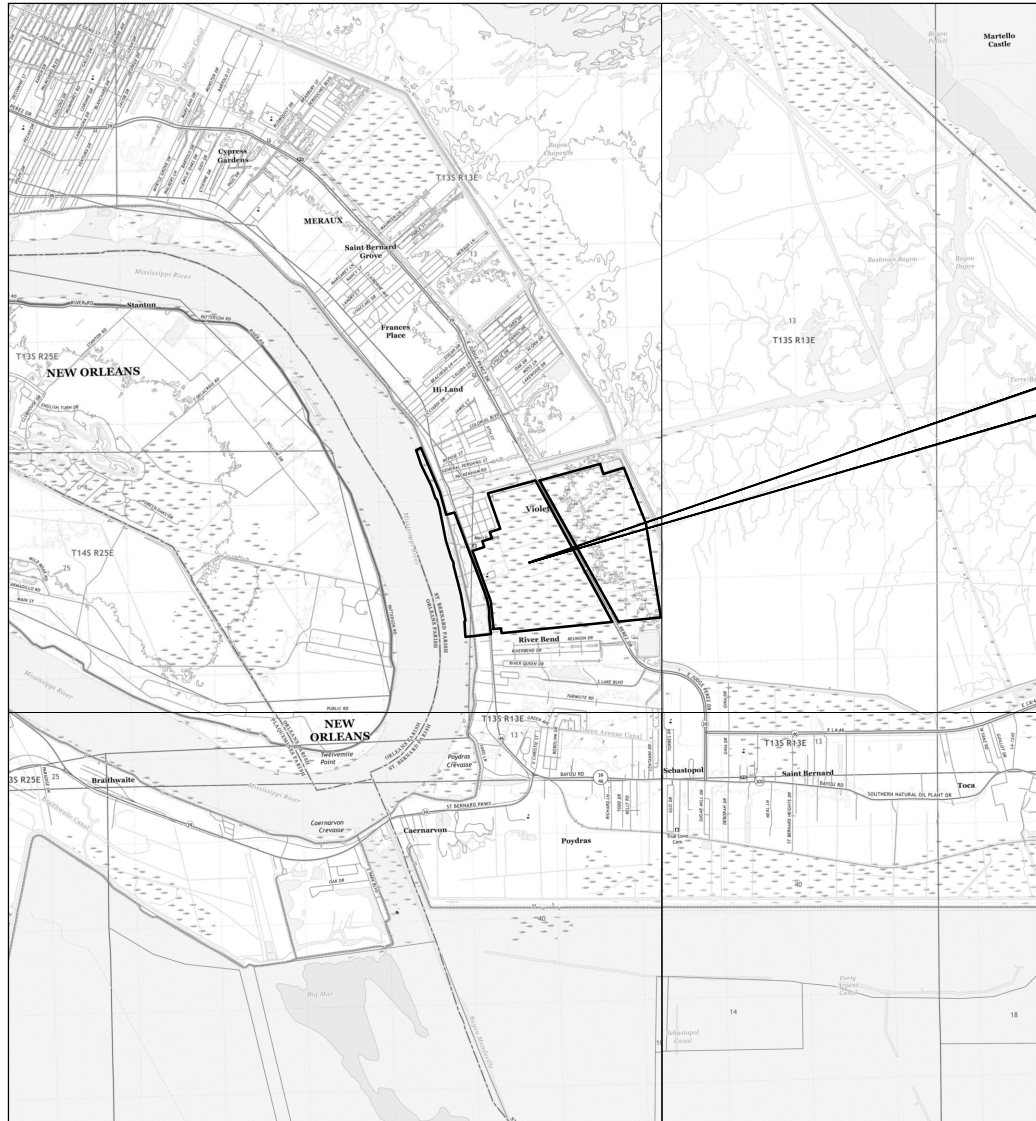
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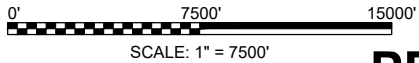
1555 POYDRAS ST., SUITE 1200 NEW ORLEANS, LA., 70112

BOARD OF COMMISSIONERS – PORT OF NEW ORLEANS
LOUISIANA INTERNATIONAL TERMINAL AT VIOLET

DATE	SCALE	JOB NO.	DRAWING NO.
11/8/21	AS NOTED	60637250	P1
DESIGNED BY: JGM		LA REGISTRATION NO: 30508	STATE: LA



PROPOSED LOUISIANA INTERNATIONAL
 TERMINAL AT VIOLET
 SECTIONS 8, 9, & 10
 T 13 S R 13 E
 X: 3737667.1945, Y: 508809.9688
 29°53'28.4164"N
 89°53'29.8323"E
 LOUISIANA SOUTH NAD 83



VICINITY MAP

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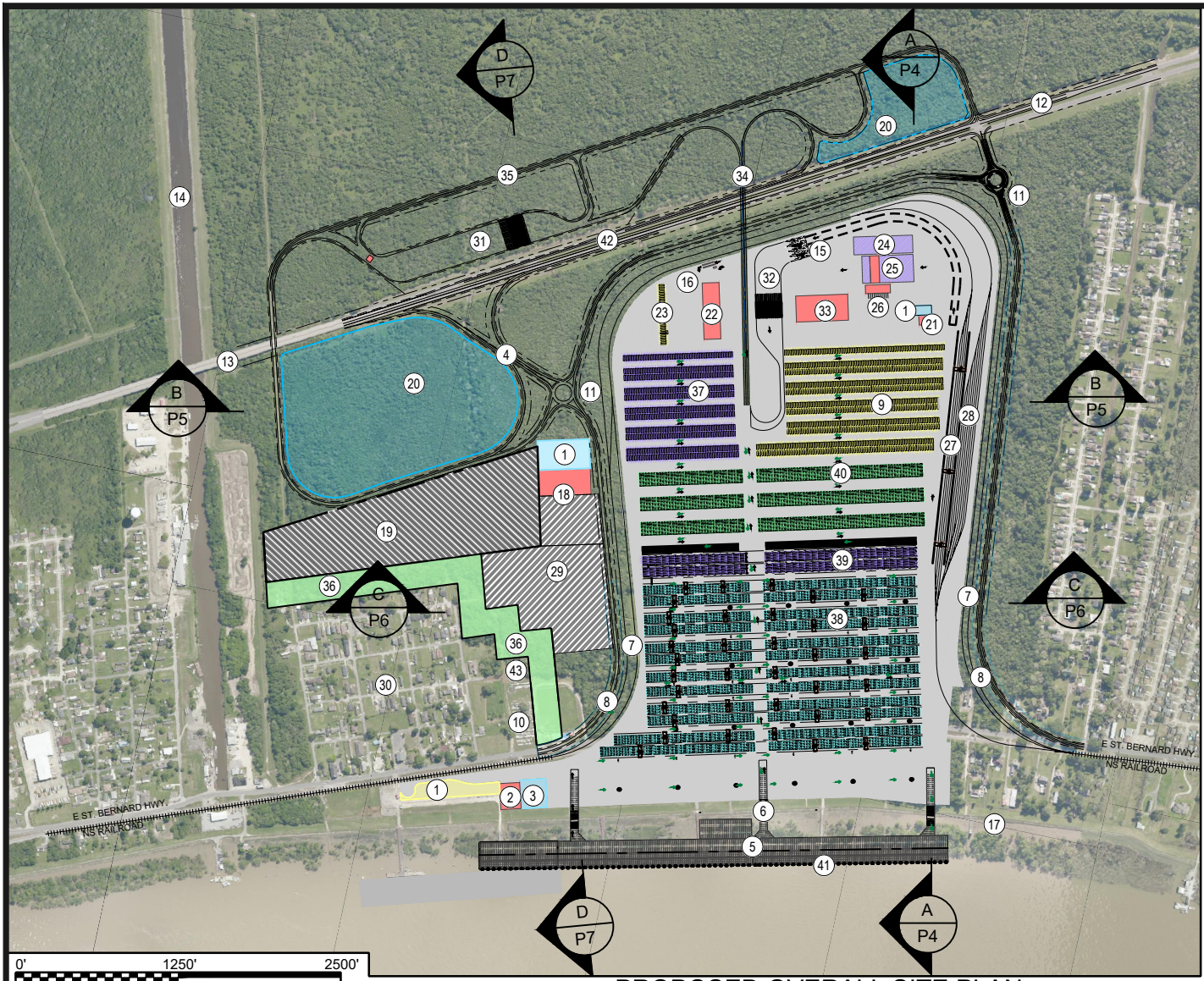
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KEYNOTES

- ① POV PARKING
- ② MAINTENANCE BUILDING
- ③ EQUIPMENT PARKING
- ④ JUDGE PEREZ DRIVE ACCESS RAMPS
- ⑤ WHARF DECK
- ⑥ WHARF RAMP
- ⑦ RELOCATED N-S RAILROAD TRACKS
- ⑧ RELOCATED ST. BERNARD HWY.
- ⑨ WHEELED STORAGE
- ⑩ EXISTING CEMETERY
- ⑪ ROUNDABOUTS
- ⑫ NEW JUDGE PEREZ DRIVE TURN LANES
- ⑬ EXISTING VIOLET CANAL BRIDGE
- ⑭ VIOLET CANAL
- ⑮ CUSTOMS & BORDER PATROL PRIMARY INSPECTION AREA
- ⑯ CUSTOMS & BORDER PATROL SECONDARY INSPECTION AREA
- ⑰ EXISTING MISSISSIPPI RIVER LEVEE
- ⑱ ADMIN BUILDING & PARKING
- ⑲ CHASSIS STORAGE & REPAIR
- ⑳ DETENTION PONDS
- ㉑ RAIL OPERATIONS BUILDING
- ㉒ CUSTOMS WAREHOUSE
- ㉓ CUSTOMS & BORDER PATROL INSPECTION AREA
- ㉔ STORAGE & MAINTENANCE
- ㉕ REEFER SERVICING AREA
- ㉖ REEFER WASH PAD
- ㉗ INTERMODAL RAIL YARD
- ㉘ RAIL STORAGE TRACKS
- ㉙ ILA PARKING & TRAINING CENTER
- ㉚ VIOLET COMMUNITY
- ㉛ ENTRANCE GATE
- ㉜ EXIT GATE
- ㉝ MAINTENANCE & REPAIR COMPLEX
- ㉞ YARD ACCESS OVERPASS
- ㉟ CONNECTOR ROAD
- ㊱ BUFFER
- ㊲ WHEELED REEFERS
- ㊳ CONTAINER STACKS/ RUBBER TIRE GANTRY
- ㊴ REEFER RACKS
- ㊵ EMPTIES
- ㊶ LEVEE ARMORING UNDER WHARF
- ㊷ NEW JUDGE PEREZ DRIVE AUXILIARY LANES
- ㊸ POSSIBLE FUTURE EXPANSION OF CEMETERY

LEGEND



PROPOSED OVERALL SITE PLAN

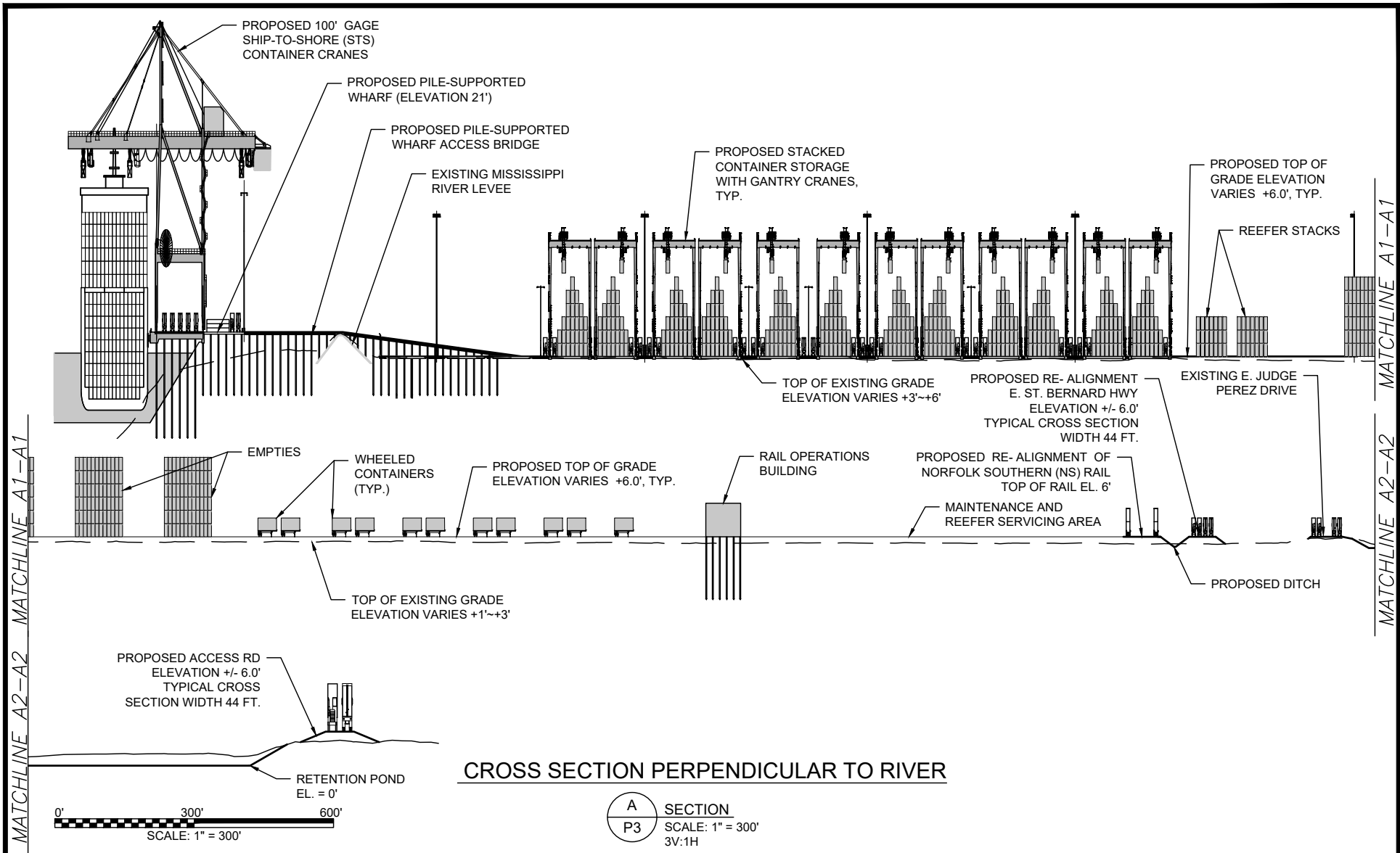
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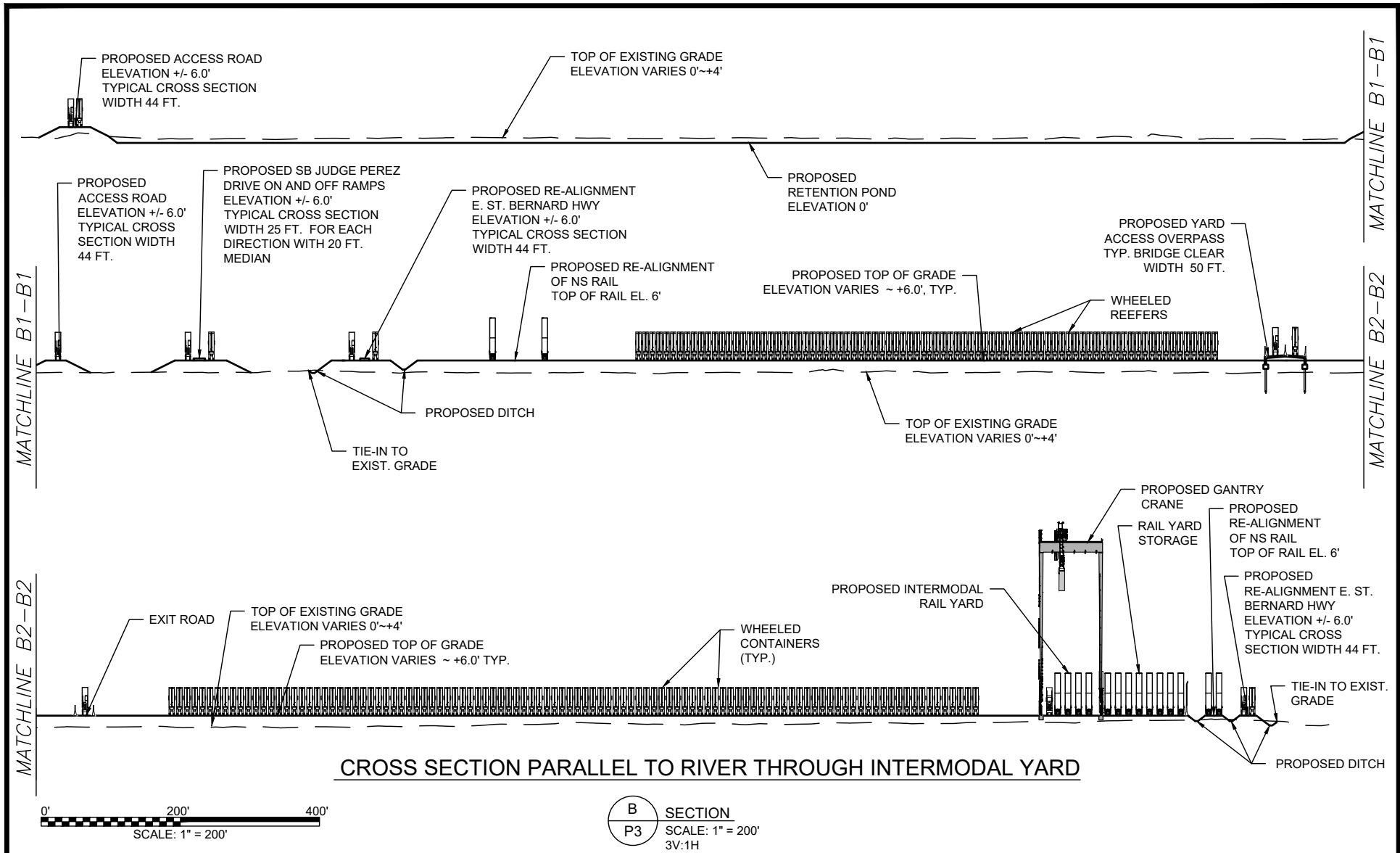
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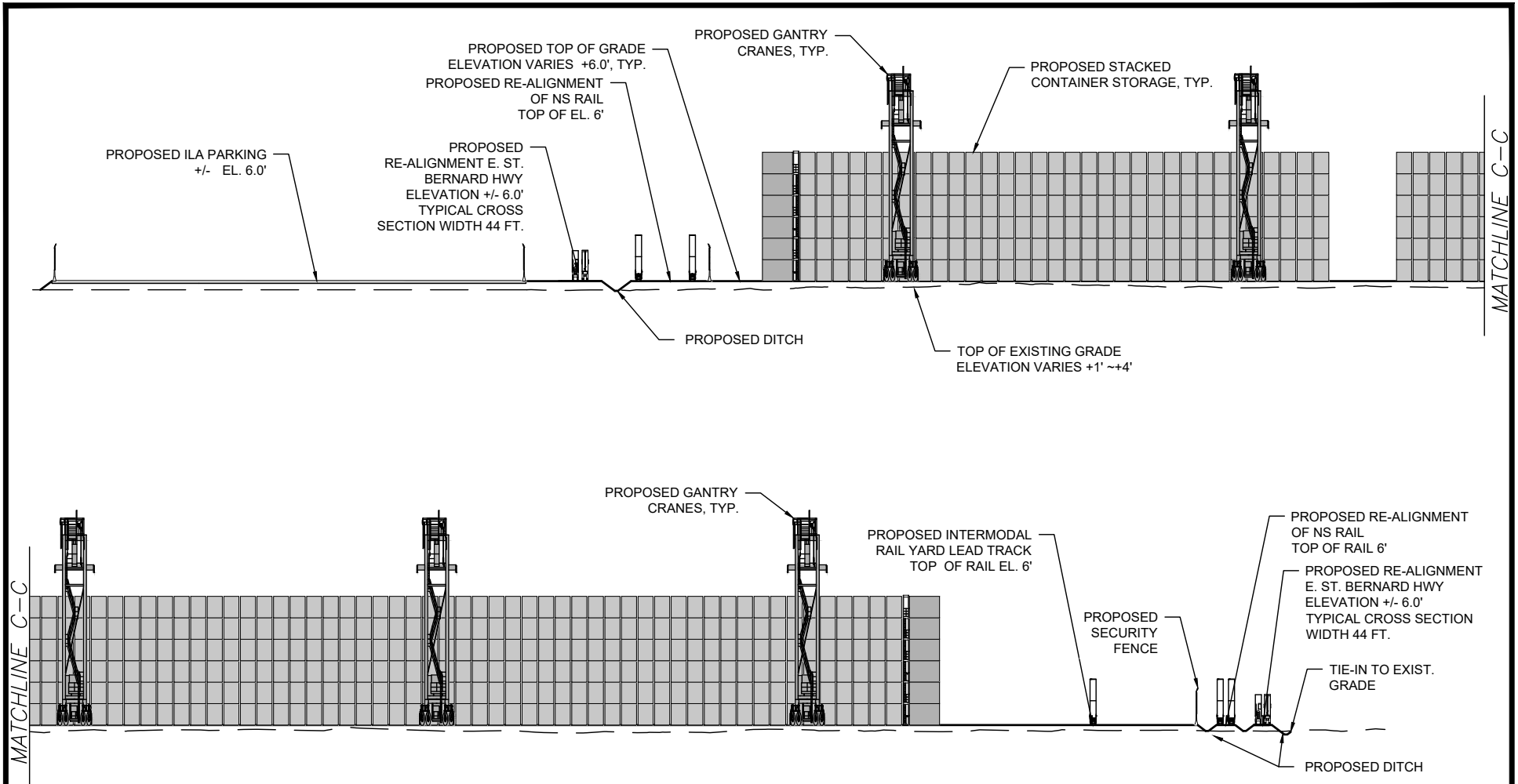
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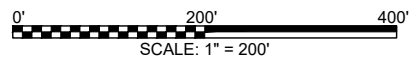
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LOUISIANA INTERNATIONAL TERMINAL AT VIOLET

DATE	SCALE	JOB NO.	DRAWING NO.
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DESIGNED BY: JGM		LA REGISTRATION NO: 30508	STATE: LA



CROSS SECTION PARALLEL TO RIVER THROUGH CONTAINER STACK



C SECTION
P3 SCALE: 1" = 200'
3V:1H

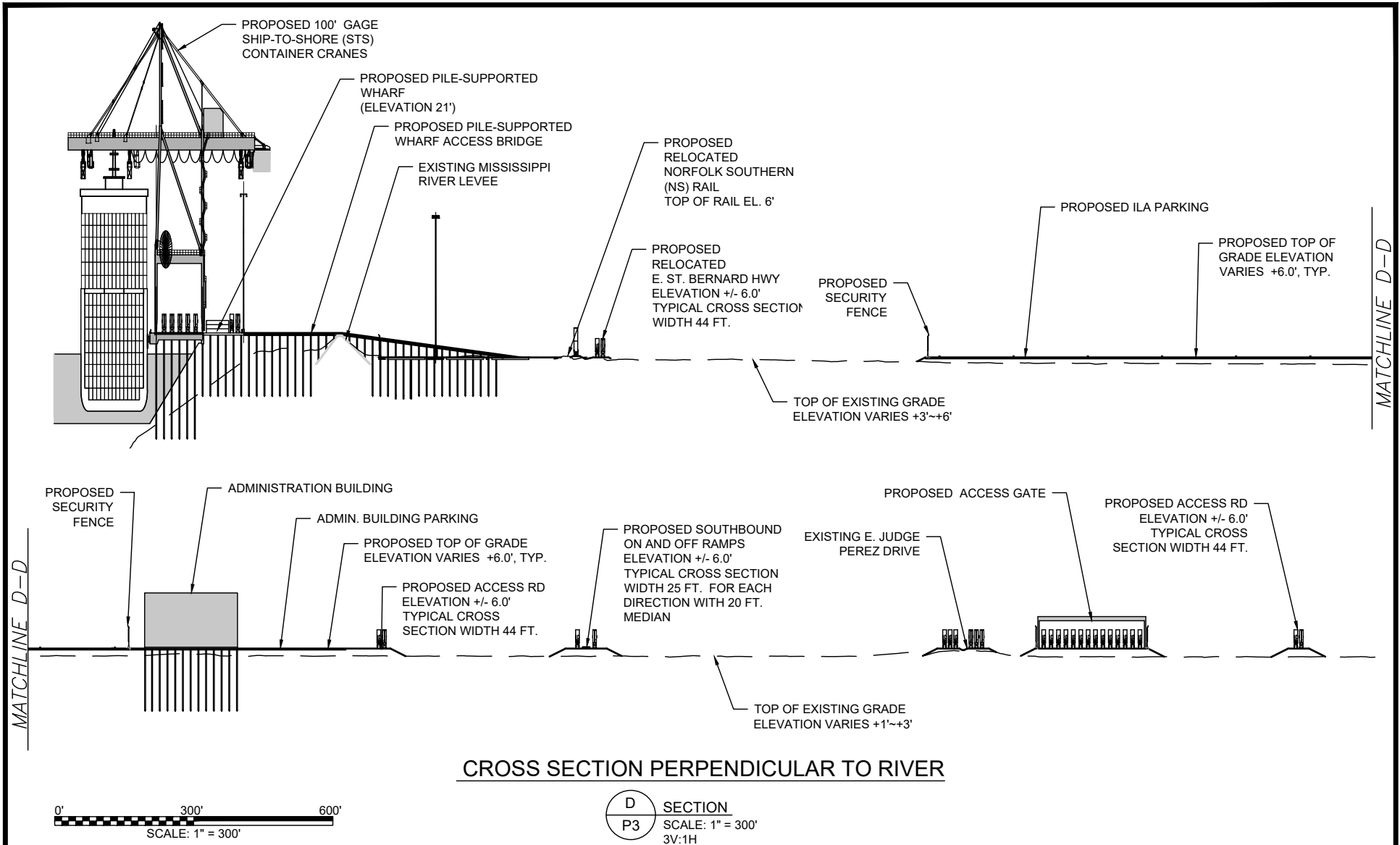
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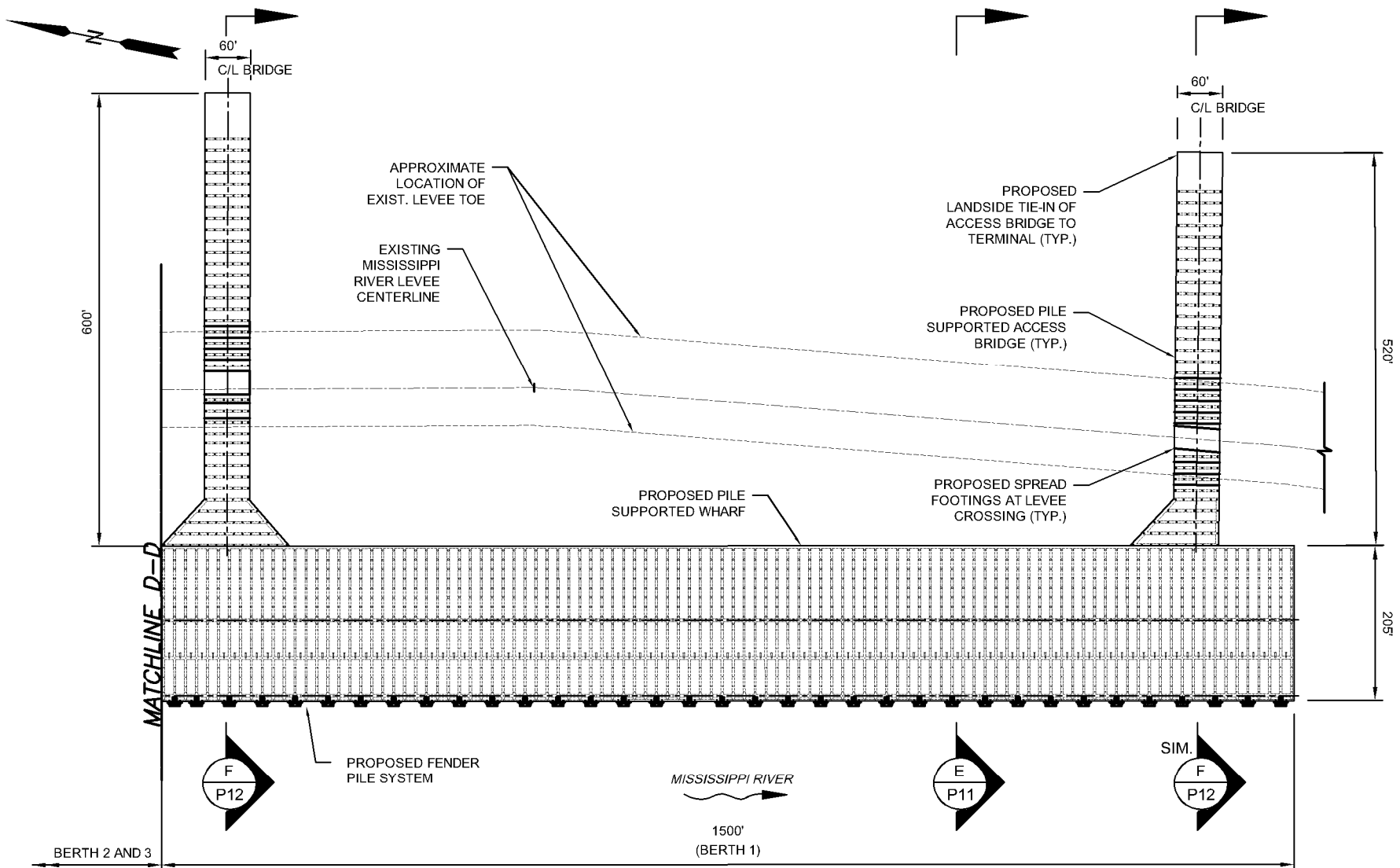
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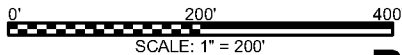
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DOWNRIVER WHARF PLAN (BERTH 1)

SCALE: 1"=200'-0"



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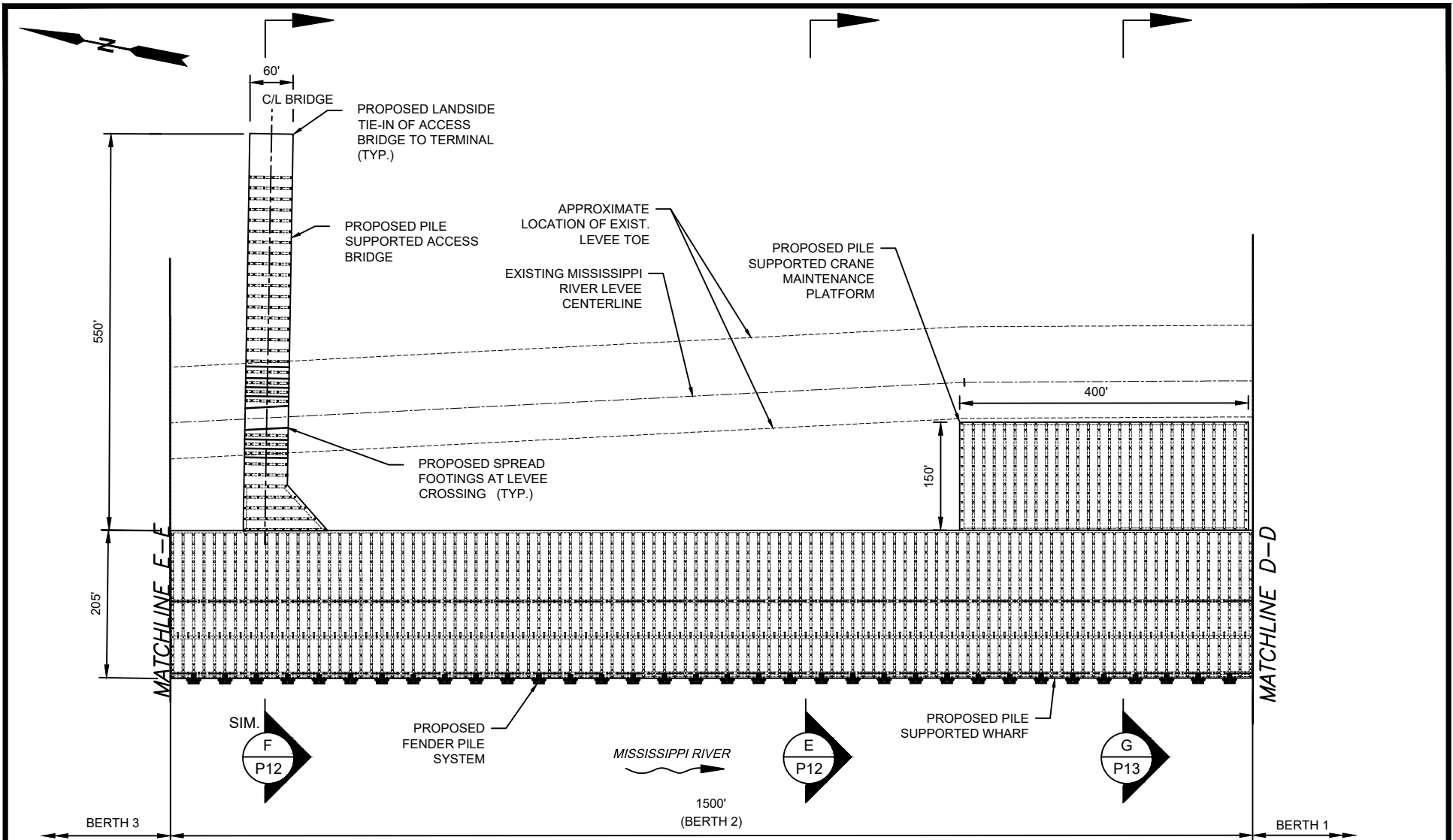
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LOUISIANA INTERNATIONAL TERMINAL AT VIOLET

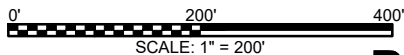
DATE	SCALE	JOB NO.	DRAWING NO.
11/8/21	AS NOTED	60637250	P8
DESIGNED BY: BMJ		LA REGISTRATION NO: 38935	STATE: LA



MIDDLE WHARF PLAN (BERTH 2)

SCALE: 1"=200'-0"

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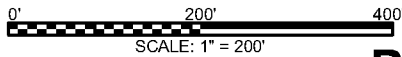
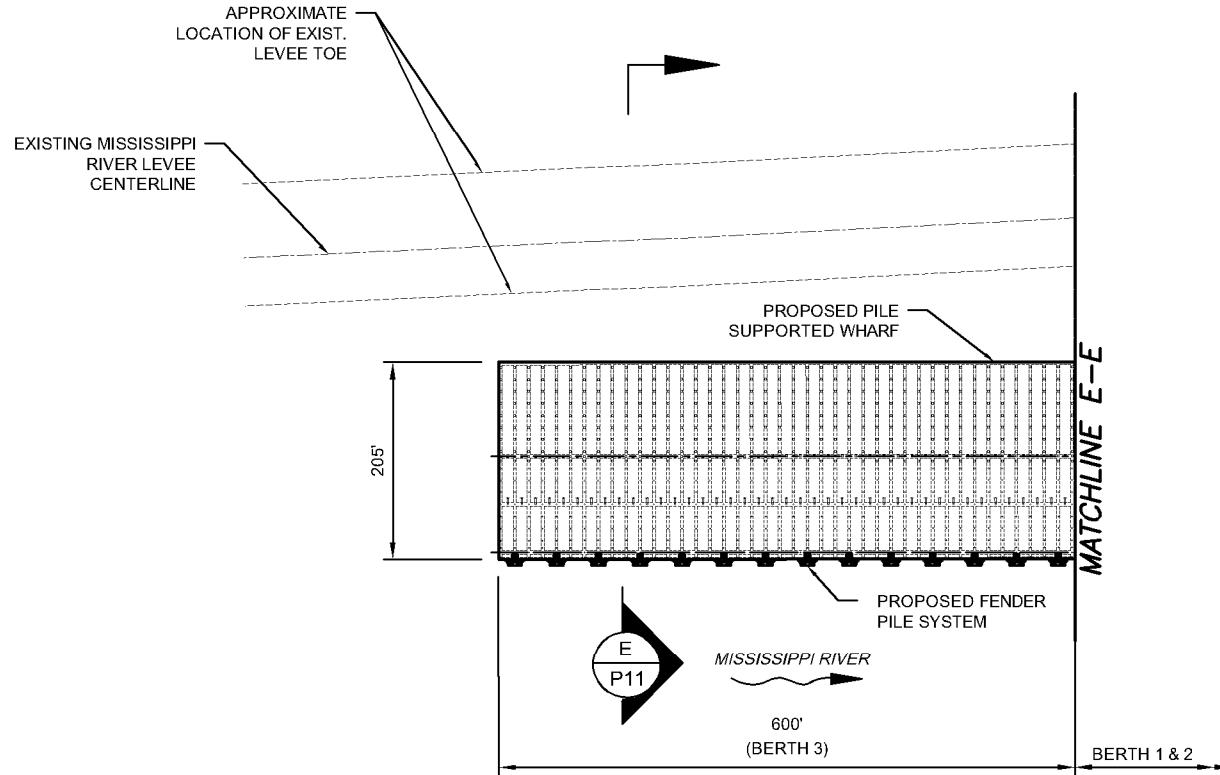
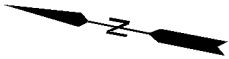
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LOUISIANA INTERNATIONAL TERMINAL AT VIOLET

DATE	SCALE	JOB NO.	DRAWING NO.
11/8/21	AS NOTED	60637250	P9
DESIGNED BY: BMJ		LA REGISTRATION NO: 38935	STATE: LA



UPRIVER BARGE WHARF PLAN (BERTH 3)

SCALE: 1"=200'-0"

PRELIMINARY - FOR PERMIT PURPOSES ONLY

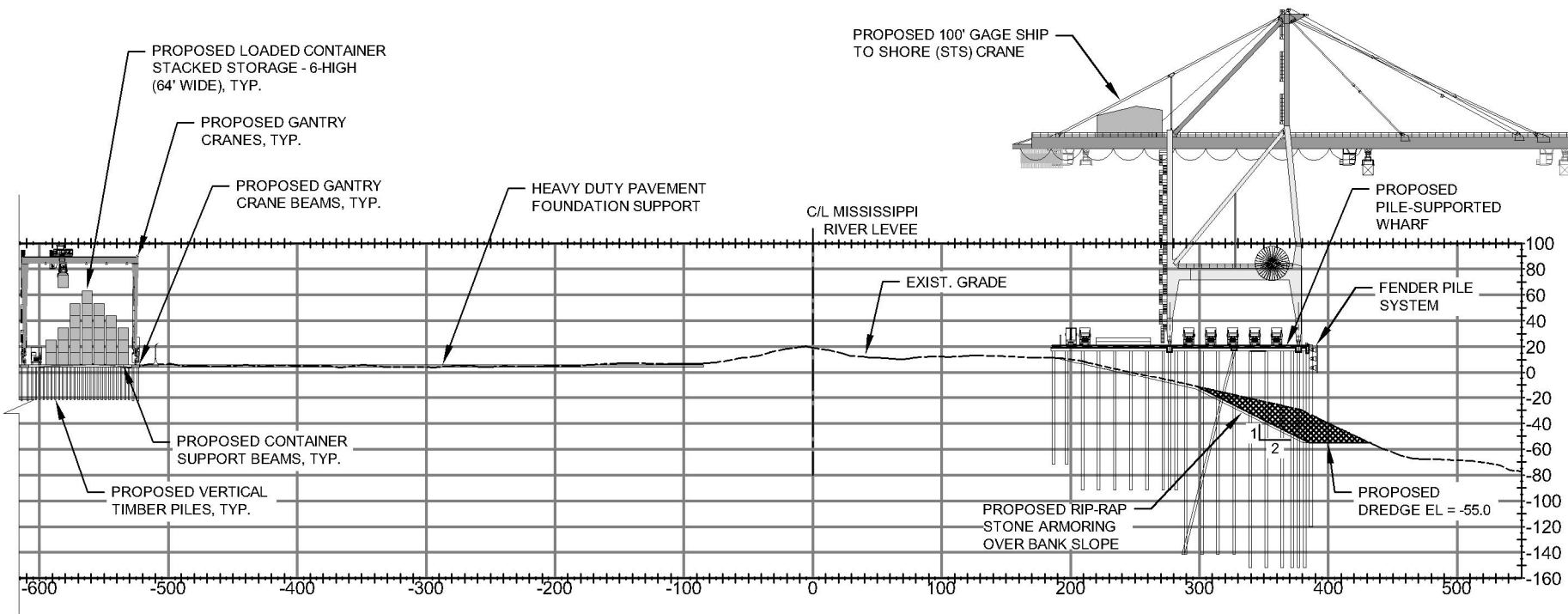
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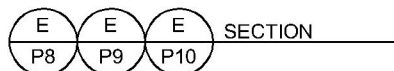
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11/8/21	AS NOTED	60637250	P10
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TYPICAL CROSS SECTION THROUGH WHARF AND LEEVE



LEGEND

- EXISTING GRADE (USACE HYDROGRAPHIC SURVEY - 2013)
- PROPOSED DREDGE LINE (EL -55 WITH 2:1 SIDE SLOPE)
- █ PROPOSED EXIST. MATERIAL TO BE DREDGED

SURVEY DATUM IS USACE LOW WATER REFERENCE PLANE (LWRP)

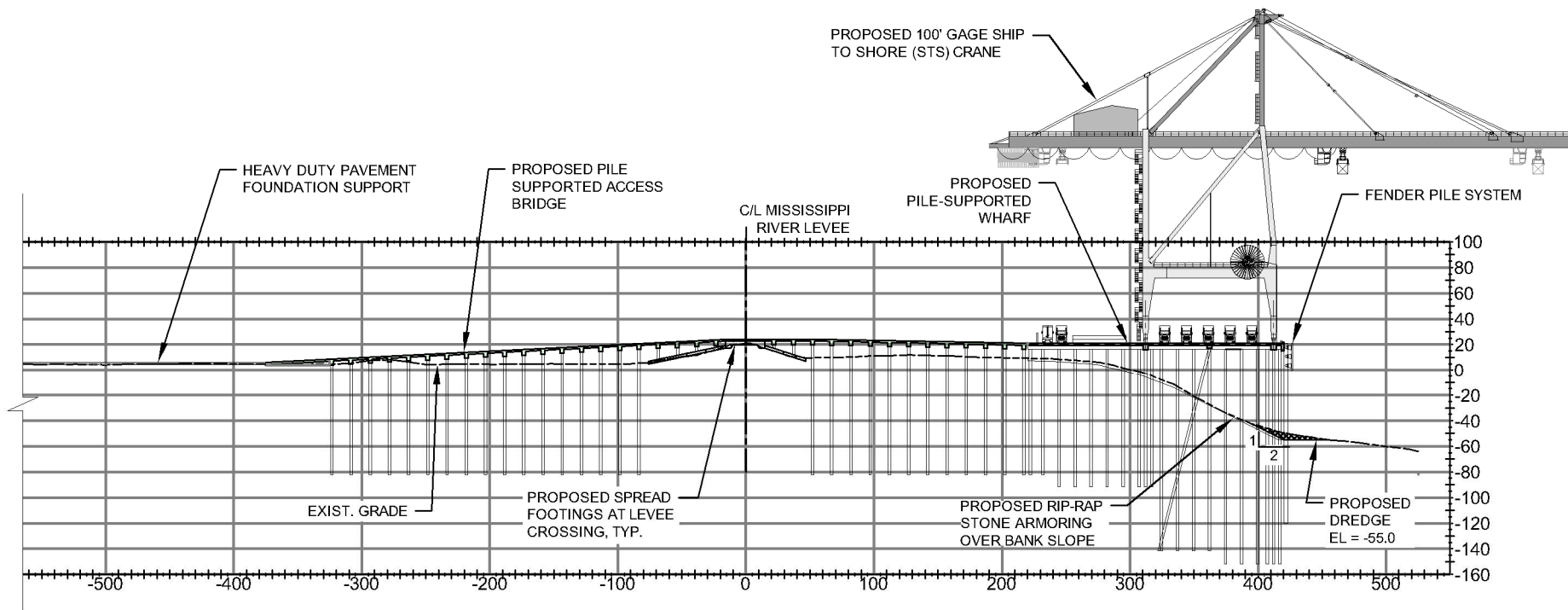
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TYPICAL CROSS SECTION THROUGH WHARF AND ACCESS BRIDGE



LEGEND

- EXISTING GRADE (USACE HYDROGRAPHIC SURVEY - 2013)
- PROPOSED DREDGE LINE (EL -55 WITH 2:1 SIDE SLOPE)
- █ PROPOSED EXIST. MATERIAL TO BE DREDGED

SURVEY DATUM IS USACE LOW WATER REFERENCE PLANE (LWRP)

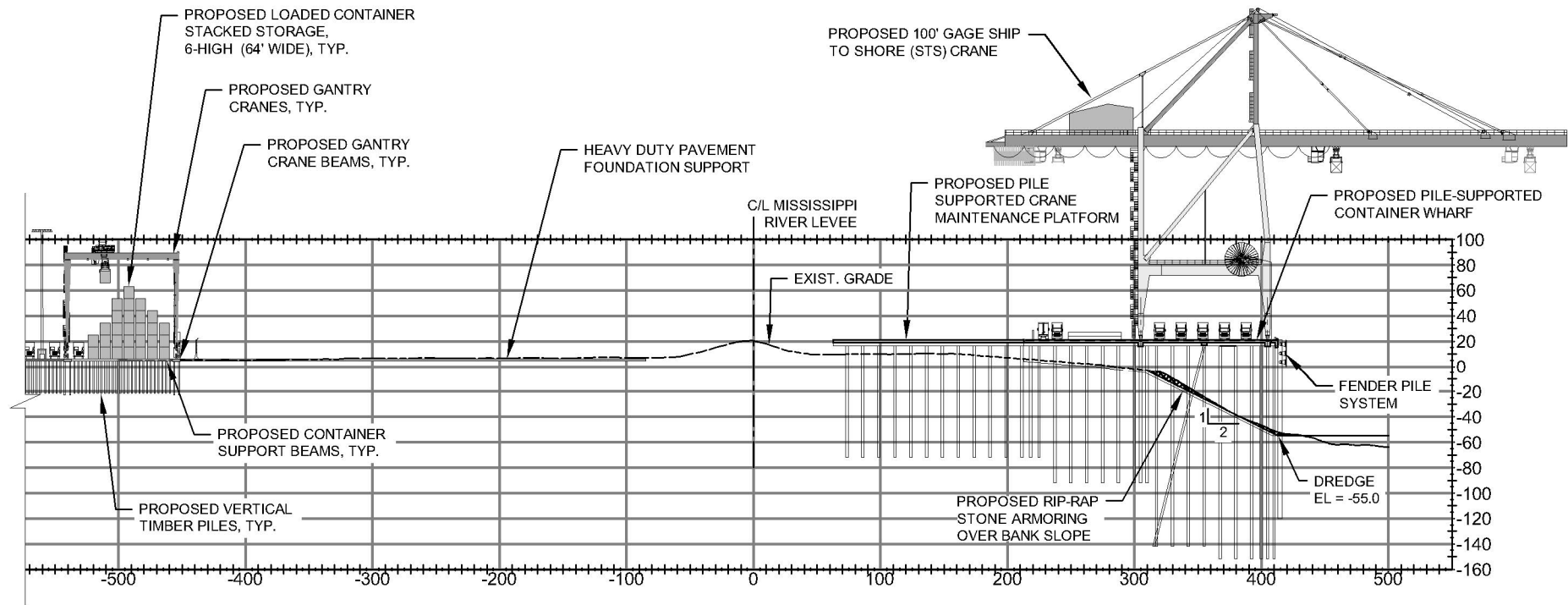
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BOARD OF COMMISSIONERS – PORT OF NEW ORLEANS
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DESIGNED BY: BMJ		LA REGISTRATION NO: 38935	STATE: LA



TYPICAL CROSS SECTION THROUGH WHARF AND CRANE MAINTENANCE PLATFORM

G
P9 SECTION

LEGEND

- EXISTING GRADE (USACE HYDROGRAPHIC SURVEY - 2013)
- PROPOSED DREDGE LINE (EL -55 WITH 2:1 SIDE SLOPE)
- ▒ PROPOSED EXIST. MATERIAL TO BE DREDGED

SURVEY DATUM IS USACE LOW WATER REFERENCE PLANE (LWRP)

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EXISTING WETLANDS PLAN

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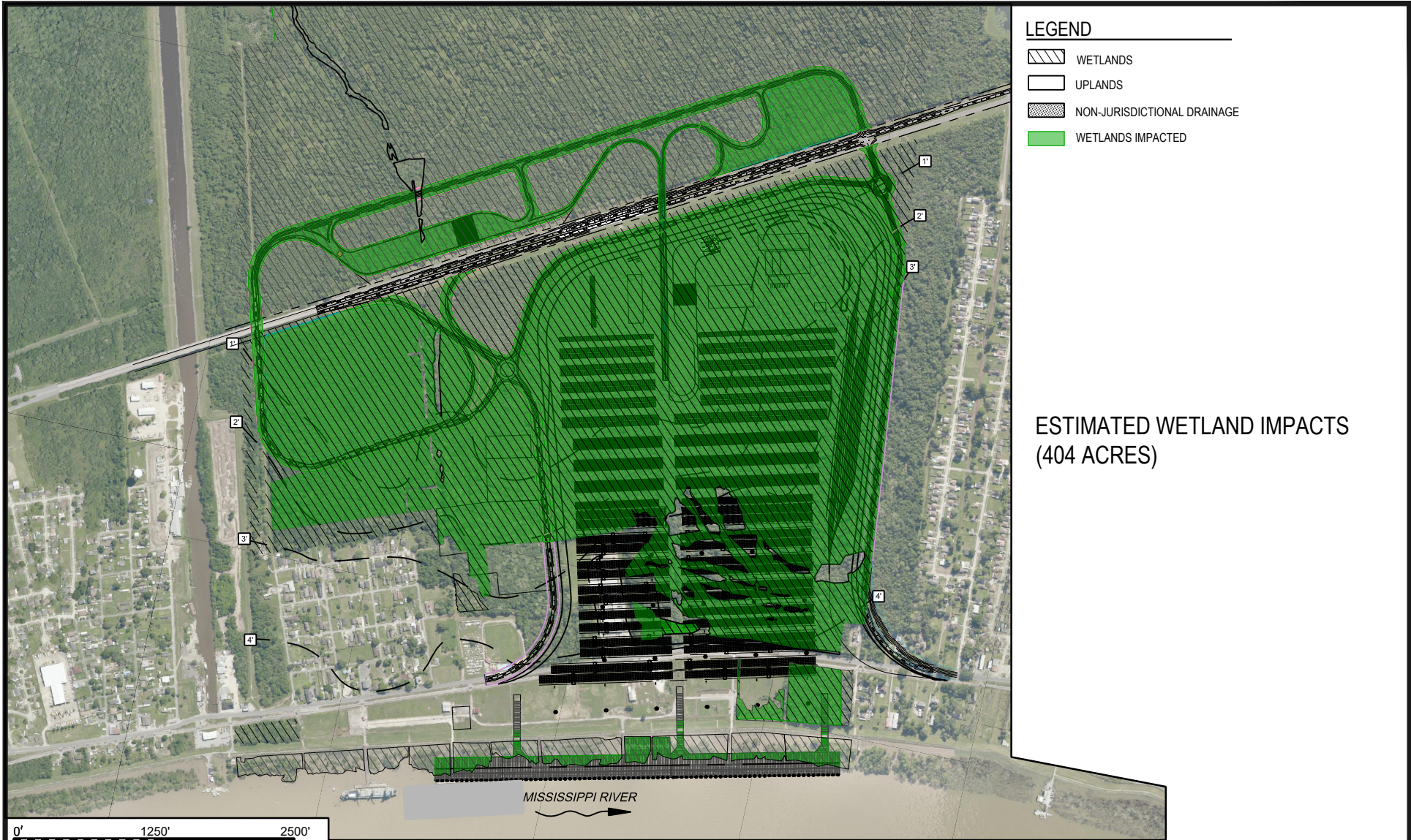
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


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- LEGEND**
-  WETLANDS
 -  UPLANDS
 -  NON-JURISDICTIONAL DRAINAGE
 -  WETLANDS IMPACTED

ESTIMATED WETLAND IMPACTS
(404 ACRES)

0' 1250' 2500'
SCALE: 1" = 1250'

POTENTIAL ESTIMATED WETLAND IMPACT PLAN

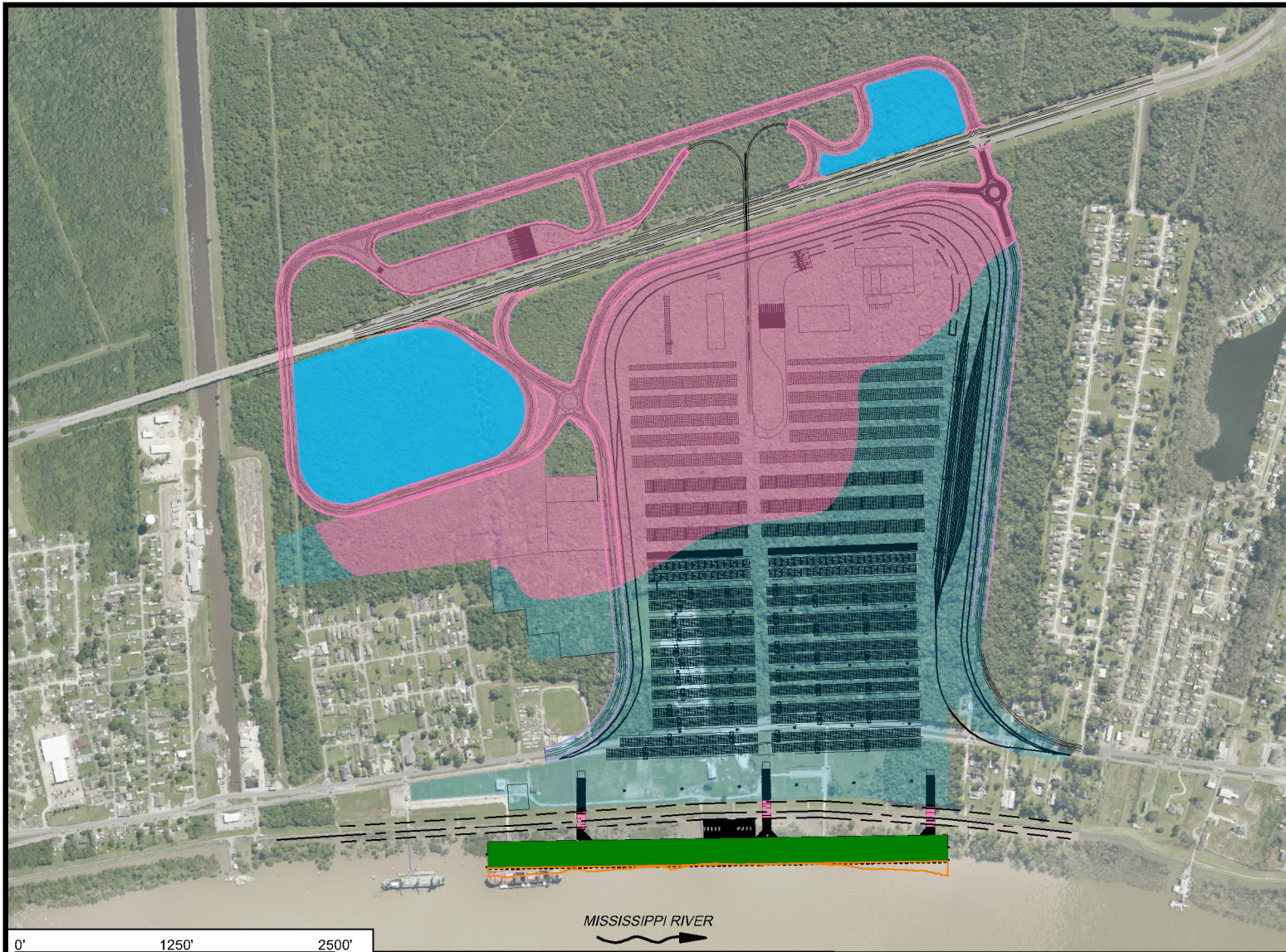
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BOARD OF COMMISSIONERS – PORT OF NEW ORLEANS
LOUISIANA INTERNATIONAL TERMINAL AT VIOLET

DATE	SCALE	JOB NO.	DRAWING NO.
11/8/21	AS NOTED	60637250	P15
DESIGNED BY: JGM		LA REGISTRATION NO: 30508	STATE: LA



LEGEND

- EXCAVATION & FILL = 2,721,741 cu. yds.
(EXCAVATION = 680,435 cu. yds.)
(FILL = 2,041,305 cu. yds.)
- FILL = 1,827,968 cu. yds.
- RIP-RAP = 61,119 cu. yds.
- EXCAVATION (RETENTION POND)
= 171,165 cu. yds.
- DREDGE AREA (INCLUDES SOME
AREA UNDER WHARF) SEE SECTION
E ON P11, AND SECTION F ON P12
= 200,000 cu. yds.

TOTAL EXCAVATION = (SUM OF ABOVE)
1,051,600 cu. yds.
TOTAL FILL = (SUM OF ABOVE)
3,930,392 cu. yds.

MISSISSIPPI RIVER

0' 1250' 2500'
SCALE: 1" = 1250'

AREAS OF EXCAVATION AND FILL

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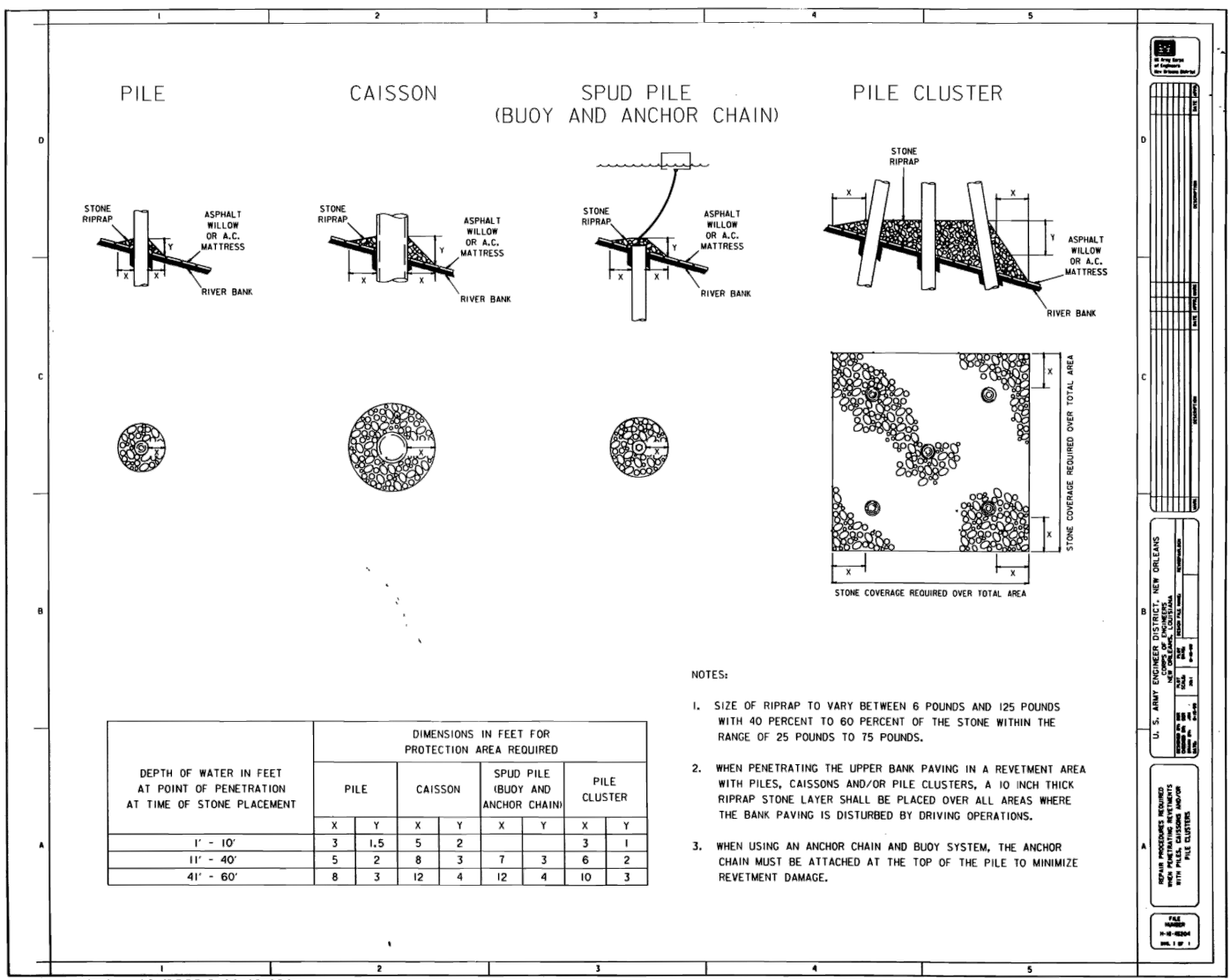
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DATE	SCALE	JOB NO.	DRAWING NO.
11/8/21	AS NOTED	60637250	P16
DESIGNED BY: JGM		LA REGISTRATION NO: 30508	STATE: LA

ATTN: BMJ



- NOTES:
1. SIZE OF RIPRAP TO VARY BETWEEN 6 POUNDS AND 125 POUNDS WITH 40 PERCENT TO 60 PERCENT OF THE STONE WITHIN THE RANGE OF 25 POUNDS TO 75 POUNDS.
 2. WHEN PENETRATING THE UPPER BANK PAVING IN A REVETMENT AREA WITH PILES, CAISSONS AND/OR PILE CLUSTERS, A 10 INCH THICK RIPRAP STONE LAYER SHALL BE PLACED OVER ALL AREAS WHERE THE BANK PAVING IS DISTURBED BY DRIVING OPERATIONS.
 3. WHEN USING AN ANCHOR CHAIN AND BUOY SYSTEM, THE ANCHOR CHAIN MUST BE ATTACHED AT THE TOP OF THE PILE TO MINIMIZE REVETMENT DAMAGE.

bwrevrepair.dgn 8/4/2006 8:41:46 AM

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DATE	SCALE	JOB NO.	DRAWING NO.
11/8/21	AS NOTED	60637250	P17

DESIGNED BY: BMJ LA REGISTRATION NO: 38935 STATE: LA