

JOINT PUBLIC NOTICE

January 14, 2013

United States Army
Corps of Engineers
New Orleans District is required
Regulatory Branch
Post Office Box 60267
New Orleans, Louisiana 70160-0267

(504) 862-2041 FAX (504) 862-2117
Project Manager
Robert Tewis
Permit Application Number
MVN-2012-02910-ETT

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

(225) 219-3225; Fax (225) 325-8250
Project Manager
Jamie Phillippe
WQC Application Number
WQC JP # 130114-01

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/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, 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).

INSTALL FIVE TYPES OF SHORELINE PROTECTION AT THREE LOCATIONS IN JEFFERSON, LAFOURCHE & IBERIA PARISHES, LOUISIANA

NAME OF APPLICANT: Louisiana Coastal Protection & Restoration Authority c/o USDA-NRCS.
Attention; Loland Broussard, 646 Cajundome Boulevard, Lafayette, Louisiana 70506.

LOCATIONS OF WORK: 1.) Lake Salvador at Latitude: 29.71171 Longitude: -90.1966, Jefferson Parish; 2.) Bayou Perot at Latitude: 29.62321, Longitude: -90.18068, Lafourche Parish; 3.) Shark Island at Latitude: 29.77721, Longitude: -90.85663, Iberia Parish; Louisiana.

CHARACTER OF WORK: At Lake Salvador dredge $\pm 121,000$ cubic yards of sediments from ± 25 acres of non vegetated tidal bottoms to create an access channel to place five non-rock shoreline protection structures totaling $\pm 11,600$ cubic yards into ± 3 acres of non vegetated tidal shorelines. The dredge spoil materials would be temporarily side cast into ± 22 acres of non vegetated tidal bottoms along the access channel. At Bayou Perot dredge $\pm 162,000$ cubic yards of sediments from ± 28 acres of non vegetated tidal bottoms to create an access channel to place five non-rock shoreline protection structures totaling $\pm 11,600$ cubic yards into ± 3 acres of non vegetated tidal shorelines. The dredge spoil materials would be temporarily side cast into ± 24 acres of non vegetated tidal bottoms along the access channel. At Shark Island dredge $\pm 49,000$ cubic yards of materials from ± 14 acres of non vegetated tidal bottoms to create an access channel to place five non-rock shoreline protection structures totaling $\pm 11,600$ cubic yards of materials into ± 3 acres of non vegetated tidal shorelines. The dredge spoil materials would be temporarily side cast into ± 14 acres of non vegetated tidal bottoms along the access channel.

Five different types of non-rock shoreline protection structures will be installed at each location, as part of the “Non-Rock Alternatives to Shoreline Protection” CWPPRA demonstration projects. The five structures vary in design and are constructed from various combinations of: concrete-formed materials, steel support pilings, high density polyethylene materials, fiberglass support pilings and PVC pipe materials. No permanent wetland impacts are proposed and no mitigation is 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**. 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 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. 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 5:00 p.m. Copies may be obtained upon payment of costs of reproduction

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 receives approval or a waiver of the Coastal Use Permit by the Department of Natural Resources.

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 Corps of Engineers is unaware of any properties listed on the National Register of Historic Places at or near the proposed work site. 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 the State Historic Preservation Officer.

The Corps is unaware of any Endangered Species Act (ESA) listed species that may occur in the project area. Our initial finding is that the proposed work would neither affect any ESA listed species nor affect any habitat designated as critical to the survival and recovery of any ESA listed species.

This notice initiates the EFH consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The proposal would result in temporary impacts to **±127** acres of EFH and permanent impacts to **±9** acres of EFH utilized by various life stages of red drum, blue crab and penaeid shrimp. Our initial determination is that the proposed action may have an adverse impact on EFH or federally managed fisheries of 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 NMFS.

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.

Attachments