

JOINT PUBLIC NOTICE

January 25, 2012

DEPARTMENT OF THE ARMY
NEW ORLEANS DISTRICT
CORPS OF ENGINEERS
REGULATORY FUNCTIONS BRANCH
P.O. BOX 60267
NEW ORLEANS, LA 70160

STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL
QUALITY
OFFICE OF ENVIRONMENTAL
SERVICES
P.O. BOX 4313
BATON ROUGE, LA 70821-4313

STATE OF LOUISIANA
DEPARTMENT OF NATURAL
RESOURCES
OFFICE OF COASTAL MANAGEMENT
P.O. BOX 44487
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COE NUMBER:

MVN- 2009- 0559- WJJ

WQC NUMBER:

090313- 05

CUP NUMBER:

P20090205 (Amended, Revised)

Interested parties are hereby notified that the Office of Coastal Management of the Department of Natural Resources has received the following application for a Coastal Use Permit (CUP) in accordance with the State and Local Coastal Resources Management Act of 1978, as amended, (Louisiana R.S. 49, Sections 214.21-214.41), and the rules and regulations of the Coastal Resources Program. Via this notice, the public is invited to provide comment on the following application.

Additionally, interested parties are hereby notified that applications have been received by the District Engineer for a Department of the Army permit to authorize the following pursuant to: [X] Section 404 of the Clean Water Act (86 Stat. 816; 33 USC 1344) and/or [X] Section 10 of the River and Harbor Act of 1899 (33 USC 403).

Application has also been made to the Louisiana Department of Environmental Quality, Office of Environmental Services for a Water Quality Certification in accordance with statutory authority contained in the Louisiana Revised Statutes of 1950, Title 30, Chapter 11, Part IV, Section 2074 A93) and Provisions of Section 401 of the Clean Water Act (P.O. 95-217).

The official date of the beginning of the public comment period for Coastal Use Permit and Water Quality Certification applications begins on the date of publication of the notice in the official state journal (The Advocate), in accordance with the Rules and Procedures for Coastal Use Permits, §723.C.5.c. The Office of Coastal Management will inform interested parties of the exact date of publication on request.

*Habitat impacts are based on available in-house data and may not represent actual conditions. Field reconnaissance may be required to verify extent of impacts.

Approximately 102.00 acres of Essential Fish Habitat (EFH) utilized by various life stages of red drum and panfish shrimp would be altered or destroyed by this project. This information is provided to initiate federal consultation requirements pertaining to EFH under the Magnuson-Stevens Fishery Conservation and Management Act.

NAME: TERREBONNE LEVEE AND CONSERVATION DISTRICT

c/o SHAW COASTAL, INC.

197 ELYSIAN DRIVE

HOUMA, LA 70363

Attn: Tyler Ortego

LOCATION: Terrebonne Parish, LA; The northern terminus of Reach F is approx. 15 miles south of Houma, located at Lat 29° 23' 04"N, Long 90° 43' 52"W, and the southern terminus of Reach F is at Lat 29° 19' 45"N, Long 90° 43' 52"W. The western terminus of Reach G is at Lat 29° 19' 49"N, Long 90° 43' 41"W, and the eastern terminus of Reach G is at Lat 29° 19' 55"N, Long 90° 43' 00"W, which is also the southern terminus of the Mayfield Levee to be enhanced; the northern terminus of the Mayfield Levee is at Lat 29° 20' 47.7"N, Long 90° 42' 58.3"W. The flood control structure in Bayou Grand Caillou is located at Lat 29° 20' 33"N, Long 90° 44' 16"W. The flood control structure in the Houma Navigation Canal is located at Lat 29° 19' 47"N, Long 90° 43' 47"W.

DESCRIPTION: Proposed construction of approx. 4.6 miles of a 10' levee (called Reach F and Reach G), the proposed installation of flood control structures in Bayou Grand Caillou and the Houma Navigation Canal, and the proposed enhancement of the existing Mayfield Levee (approx. 7,780'). A total of approx. 1,260,610 cu. yds. of native material will be excavated and used for levee construction. An additional 69,100 cu. yds. of rock/rip rap will be placed along the bankline of the HNC for shoreline protection. Approx. 5,825 cu. yds. of limestone will be hauled in and placed on the existing Mayfield Levee. *Approx. 34 acres of unvegetated waterbottom, approx. 102 acres of marsh (a reduction from 135 acres as authorized on Dec. 14, 2010), approx. 35 acres of bottomland scrub shrub habitat, approx. 3 acres of upland mixed forest spoil bank habitat, and approx. 19 acres of an existing levee may be permanently impacted by this proposed project.

AMENDMENT 1: The Houma Navigation Canal structure has been shifted approx. 30 feet to the east.

REVISION 2: Revisions: (1) The borrow canal for the Upper Reach F levee in the Houma Navigation Canal (from Falgout Canal to Bayou Grand Caillou) has been removed. Approx. 685,900 cu. yds. of material will be hauled in for the Upper Reach F levee. (2) The borrow canal for the Reach G levee has been replaced with a narrower canal (±33,390 cu. yds.) to provide a hydrologic connection to the marsh to the north. Approx. 274,000 cu. yds. of material will be hauled in to construct the Reach G levee. (3) The access road to the east is a new addition. (4) No changes to lower Reach F levee, the Mayfield Levee enhancement, or the two water control structures.

THE APPLICANT MUST SECURE A STATE COASTAL USE PERMIT PLUS A DEPARTMENT OF THE ARMY PERMIT OR A GENERAL PERMIT AUTHORIZATION FROM THE CORPS OF ENGINEERS. INDEPENDENT EVALUATIONS AND DECISIONS WILL BE MADE BY THE OFFICE OF COASTAL MANAGEMENT AND THE CORPS OF ENGINEERS.

State of Louisiana Coastal Use Permit Criteria

Plans for the proposed work are now on file and may be inspected at the Office of the Coastal Management, Department of Natural Resources, LaSalle Building, 617 North 3rd Street, Room 1048, Baton Rouge, LA . Written comments, including suggestions for modifications or objections to the proposed work and stating the reasons thereof, are being solicited from anyone having an interest in the matter. Comments to the State of Louisiana, Office of Coastal Management must be received within 25 days of the date of official journal publication of this notice. Comments may be mailed, faxed or emailed to the contact information listed above or uploaded to the record using our online database found at:

http://sonris-www.dnr.state.la.us/www_root/sonris_portal_1.htm

All comments must contain the applicant's name and appropriate application number and the commenter's full name and contact information.

The decision on whether or not to issue a Coastal Use Permit will be based on an evaluation of the probable impacts of the proposed activity in accordance with the state policies outlined in R.S. 49:214.22. The decision will reflect the national concern for both protection and utilization of important resources. The decision must be consistent with the state program and approved local programs for affected parishes and must represent an appropriate balancing of social, environmental and economic factors. All factors which may be relevant to the proposal will be considered; among these are flood and storm hazards, water quality, water supply, feasible alternative sites, drainage patterns, historical sites, economics, public and private benefits, coastal water dependency, impacts on natural features, compatibility with the natural and culture setting and the extent of long term benefits or adverse impacts.

Certification that the proposed activity will not violate applicable water and air quality laws, standards and regulations will be required before a permit is issued.

State of Louisiana Water Quality Certification Criteria

In accordance with the Joint Public Notice Agreement between the Office of Coastal Management and the Office of Water Resources, notice is hereby given that the applicant has applied to the Louisiana Department of Environmental Quality, Office of Environmental Services for a Water Quality Certification in accordance with statutory authority contained in the Louisiana Revised Statutes of 1950, Title 30, Chapter 11, Part IV, Section 2074 A(3) and provision of Section 401 of the Clean Water Act (P.L. 95-217).

Comments concerning this application can be filed with the Office of Environmental Services within twenty days of this notice to the following address: Louisiana Department of Environmental Quality, Office of Environmental Services, P.O. Box 4313, Baton Rouge, Louisiana 70821-4313.

Additional information is on file with the above office, and may be inspected at any time between 8:00 a.m. and 4:30 p.m. weekdays. Copies may be obtained upon payment of cost of printing.

Corps of Engineers Federal Permit Criteria

The notice and notice policies of the Corps of Engineers - New Orleans District can be found on their web page at <http://www.mvn.usace.army.mil/ops/regulatory/publicnotices.asp>.

Public Hearings

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

Attached Plats: 1) P20090205 Notice Plats 12/22/2011