



**JOINT PUBLIC NOTICE**  
**February 25, 2003\***

DEPARTMENT OF THE ARMY  
NEW ORLEANS DISTRICT  
CORPS OF ENGINEERS  
REGULATORY FUNCTIONS  
BRANCH  
P.O. BOX 60267  
NEW ORLEANS, LA 70160  
Phone (504) 862-2283  
Fax (504) 862-2117

STATE OF LOUISIANA  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF ENVIRONMENTAL SERVICES  
P.O. BOX 82135  
BATON ROUGE, LA 70884-2135  
Phone (225) 765-0665  
Fax (225) 765-0888

STATE OF LOUISIANA  
DEPARTMENT OF NATURAL  
RESOURCES  
COASTAL MANAGEMENT DIVISION  
P.O. BOX 44487  
BATON ROUGE, LA  
70804-4487  
Phone (225) 342-7953  
Fax (225) 342-9439  
Email [Christinec@dnr.state.la.us](mailto:Christinec@dnr.state.la.us)

COE REVIEWER:  
Annette Chioma

DEQ REVIEWER:  
Karen Antie

CMD REVIEWER:  
Christine Charrier

COE NUMBER:  
EE-20-030-3512

WQC NUMBER:  
WQC# 030212-04

CUP NUMBER:  
P20021347

Interested parties are hereby notified that the Coastal Management Division of the Department of Natural Resources has received the following application for a Coastal Use Permit 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.

Additionally, interested parties are hereby notified that an application has 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), [ ] Section 10 of the Rivers and Harbors 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 A(3) and Provisions of Section 401 of the Clean Water Act (P.O. 95-217).

**NAME:** Herbert J. Petit, Jr.; 3409 Ole Miss Dr; Kenner, LA 70065

**LOCATION:** St. Charles Parish, LA; Lat. 29° 58' 23" N, Long. 90° 18' 55" W; Section 40 of T12S-R9E; off of Hwy 61 in the Almedia Plantation Subdivision; Lots 72-79 and 1/2 of 80

**DESCRIPTION:** Proposed fill of a ±370' x 712' lot to provide foundation for a dump truck fleet parking / repair facility. Approx. 3,350 cu. yds. of hauled in fill will be used to fill lot. Approx. 5.5 acres of bottomland hardwood habitat will be impacted as a result of this activity\*\*.

The official date of the beginning of the public comment period for Coastal Use Permits 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 Coastal Management Division will inform interested parties of the exact date of publication on request.

\*This date represents the beginning date of the Corps of Engineers public notice period. 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 Coastal Management Division 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 0.0 acres of Essential Fish Habitat utilized by various life stages of red drum and penaeid shrimp would be altered or destroyed by this project. This information is provided to initiate federal consultation requirements pertaining to Essential Fish Habitat (EFH) under the Magnuson-Stevens Fishery Conservation and Management Act.

PERMIT OR A GENERAL PERMIT AUTHORIZATION FROM THE CORPS OF ENGINEERS. INDEPENDENT EVALUATIONS AND DECISIONS WILL BE MADE BY THE COASTAL MANAGEMENT DIVISION 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 Division, Department of Natural Resources, State Land and Natural Resources Building, 617 North 3rd Street, Room 1048, Baton Rouge, Louisiana. 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 this permit request. Comments to the State of Louisiana, Coastal Management Division must be received within 25 days of the date of official journal publication of this notice. Comments may be faxed to us at (225) 342-9439 or may be emailed to us at the email address listed above. All comment letters should contain both the applicant's name and the appropriate application number and should be mailed to the Coastal Management Division, Louisiana Department of Natural Resources, P.O. Box 44487, Capitol Station, Baton Rouge, Louisiana 70804-4487.

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 Coastal Management Division 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 ten days of this notice to the following address: Louisiana Department of Environmental Quality, Office of Environmental Services P.O. Box 82135, Baton Rouge, Louisiana 70884.

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. A final decision on this application will be made within 60 days after publication of this notice.

#### Corps of Engineers Federal 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 benefits 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 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 Corps of Engineers to determine whether to issue, 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 the other public interest factors listed above. Comments are used in 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. Comments to the Corps of Engineers must be received up to and including 30 days from the date of the public notice and must be addressed to the Regulatory Functions Branch, U.S. Army Corps of Engineers, Post Office Box 60267, New Orleans, LA 70160-0267. All comment letters should contain both the applicant's name and the application number.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. 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 and coordination with the National Marine Fisheries Service.

No properties listed in 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 Archaeologist 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. Department of Interior nor affect any habitat designated as critical to the survival and recovery of any endangered species.

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 waiver of the Coastal Use Permit by the Department of Natural Resources.

If the proposed work involves deposits of dredged or fill material into waters of the United States, the evaluation of the probable impacts will include the application guidelines established by the Administrator of the Environmental Protection Agency. 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.

You are requested to communicate the information contained in this letter to any other parties whom you deem likely to have interest in this matter.

#### **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.

## APPLICATION FOR DEPARTMENT OF THE ARMY PERMIT

OMB APPROVAL NO. 0710-003

(33 CFR 325)

Expires October 1996

Public reporting burden for this collection of information is estimated to average 5 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Defense, Washington Headquarters Service Directorate of Information Operations and Reports, 1215 Jefferson Davis Highway, Suite 1204, Arlington, VA 22202-4302; and to the Office of Management and Budget, Paperwork Reduction Project (0710-0003), Washington, DC 20503. Please DO NOT RETURN your form to either of those addresses. Completed applications must be submitted to the District Engineer having jurisdiction over the location of the proposed activity.

## PRIVACY ACT STATEMENT

Authority: 33 USC 401, Section 10; 1413, Section 404. Principal Purpose: These laws require authorizing activities in, or affecting, navigable waters of the United States, the discharge or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters. Routine Uses: Information provided on this form will be used in evaluating the application for a permit. Disclosure: Disclosure of requested information is voluntary. If information is not provided, however, the permit application cannot be processed nor can a permit be issued.

One set of original drawings or good reproducible copies which show the location and character of the proposed activity must be attached to this application (see sample drawings and instructions) and be submitted to the District Engineer having jurisdiction over the location of the proposed activity. An application that is not completed in full will be returned.

## (ITEMS 1 THRU 4 TO BE FILLED BY THE CORPS)

1. APPLICATION: <b>EE-20-020-3512</b>	2. FIELD OFFICE CODE <b>P20021347CK</b>	3. DATE RECEIVED	4. DATE APPLICATION COMPLETED
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## (ITEMS BELOW TO BE FILLED BY APPLICANT)

5. APPLICANT'S NAME <b>Herbert J. Pettig, Jr.</b>	8. AUTHORIZED AGENT'S NAME AND TITLE (an agent is not required) <b>COAST</b>
6. APPLICANT'S ADDRESS <b>3109 Alameda Kenneb, LA, 70455</b>	9. AGENT'S ADDRESS <b>SEP 27 11:00:38</b>
7. APPLICANT'S PHONE NOS. W/AREA CODE a. Residence (504) 429-5045 b. Business (504) 862-1512	10. AGENT'S PHONE NOS. W/AREA CODE a. Residence b. Business

## STATEMENT OF AUTHORIZATION

I hereby authorize, \_\_\_\_\_ to act in my behalf as my agent in the processing of this application and to furnish, upon request, supplemental information in support of this permit application

Herbert J. Pettig, Jr.  
APPLICANT'S SIGNATURE

1/25/02  
DATE

## NAME, LOCATION, AND DESCRIPTION OR PROJECT OR ACTIVITY

12. PROJECT NAME OR TITLE (see instructions) <b>OFFICE Building — Trucks Parking + Shop</b>	
13. NAME OF WATERBODY, IF KNOWN (if applicable)	14. PROJECT STREET ADDRESS (if applicable) <b>310 + Hwy 61 Lots 72-79 + 1/280</b>
15. LOCATION OF PROJECT <b>ST. CHARLES</b> COUNTY <b>LA</b> STATE	

16. OTHER LOCATION DESCRIPTIONS, IF KNOWN (see instructions): Section, Township, Range, Lat/Lon, and/or Accessors: Parcel Number, for example.

**LAT: 29° 58' 23" LONG: 90° 18' 55"**

17. DIRECTIONS TO THE SITE

**10 to 310 South to 61 East 1st STREET (Alameda)  
D-1 left to SERVICE Rd TAKE LEFT 1/4 mile on both sides**

18. Nature of Activity (Description of project, include features)

P20021347

OFFICE / TRUCK PARKING + Repair shop

19. Project Purpose (Describe the reason or purpose of the project, see instructions)

Parking, storage, & repair of fleet of dump trucks

USE BLOCKS 20-22 IF DREDGED AND/OR FILL MATERIAL IS TO BE DISCHARGED

20. Reason(s) for Discharge

20, yds of clean fill to be deposited for parking storage for dump trucks, office and garage

21. Type(s) of Material Being Discharged and the Amount of Each Type in Cubic Yards

± 3,350 cu. yds of hauled fill

22. Surface Area in Acres of Wetlands or Other Waters Filled (see instructions)

7 acres + all wet JD Basin Object is attached

23. Is Any Portion of the Work Already Complete? Yes ☐ No ☒ IF YES, DESCRIBE THE COMPLETED WORK

24. Addresses of Adjoining Property Owners, Lessees, Etc., Whose Property Adjoins the Waterbody (If more than can be entered here, please attach a supplemental list.)

25. List of Other Certifications or Approvals/Denials Received from other Federal, State, or Local Agencies for Work Described in This Application

AGENCY	TYPE APPROVAL	IDENTIFICATION NUMBER	DATE APPLIED	DATE APPROVED	DATE DENIED
COE	JD	20-010-4174 (Conrad Frey, C.F. Thelmy)		28 Sept 01	

To the best of my knowledge the proposed activity described in my permit application complies with and will be conducted in a manner that is consistent with the Louisiana Coastal Management Program.

\* Would include but is not restricted to zoning, building, and flood plain permits

26. Application is hereby made for a permit or permits to authorize the work described in this application. I certify that the information in this application is complete and accurate. I further certify that I possess the authority to undertake the work described herein or am acting as the duly authorized agent of the applicant.

Harold J. Thelmy

SIGNATURE OF APPLICANT

11/25/01

DATE

SIGNATURE OF AGENT

DATE

The application must be signed by the person who desires to undertake the proposed activity (applicant) or it may be signed by a duly authorized agent if the statement in block 11 has been filled out and signed.

18 U.S.C. Section 1001 provides that: Whoever, in any manner within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals, or covers up any fact, scheme, or disguises a material fact or makes any false, fictitious or fraudulent statements or representations or makes or uses any false writing or document knowing same to contain any false, fictitious or fraudulent statements or entry, shall be fined not more than \$10,000 or imprisoned not more than five years or both

85

Leaf 40

TLS

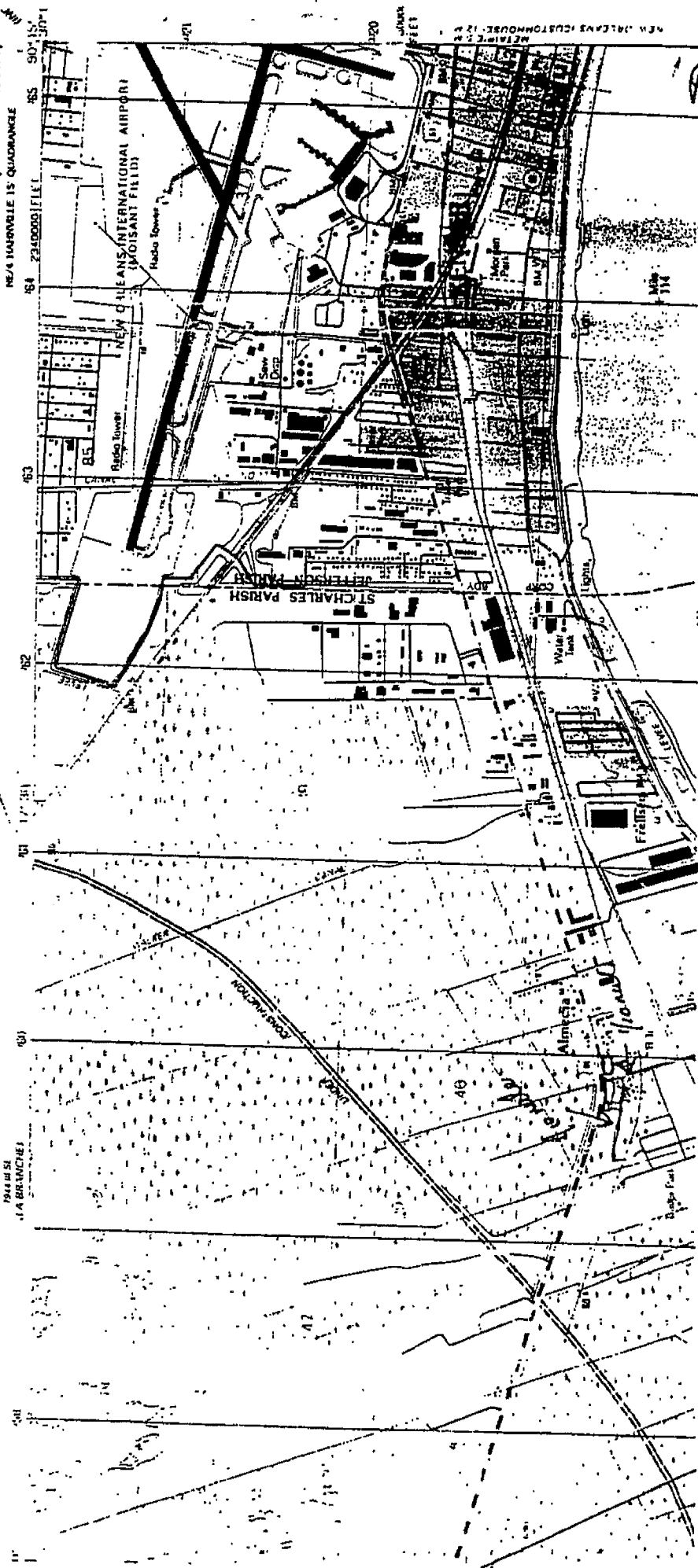
RSE

LULING QUADRANGLE

LOUISIANA

7.5 MINUTE SERIES (TOPOGRAPHIC)

NEW ORLEANS 15 QUADRANGLE

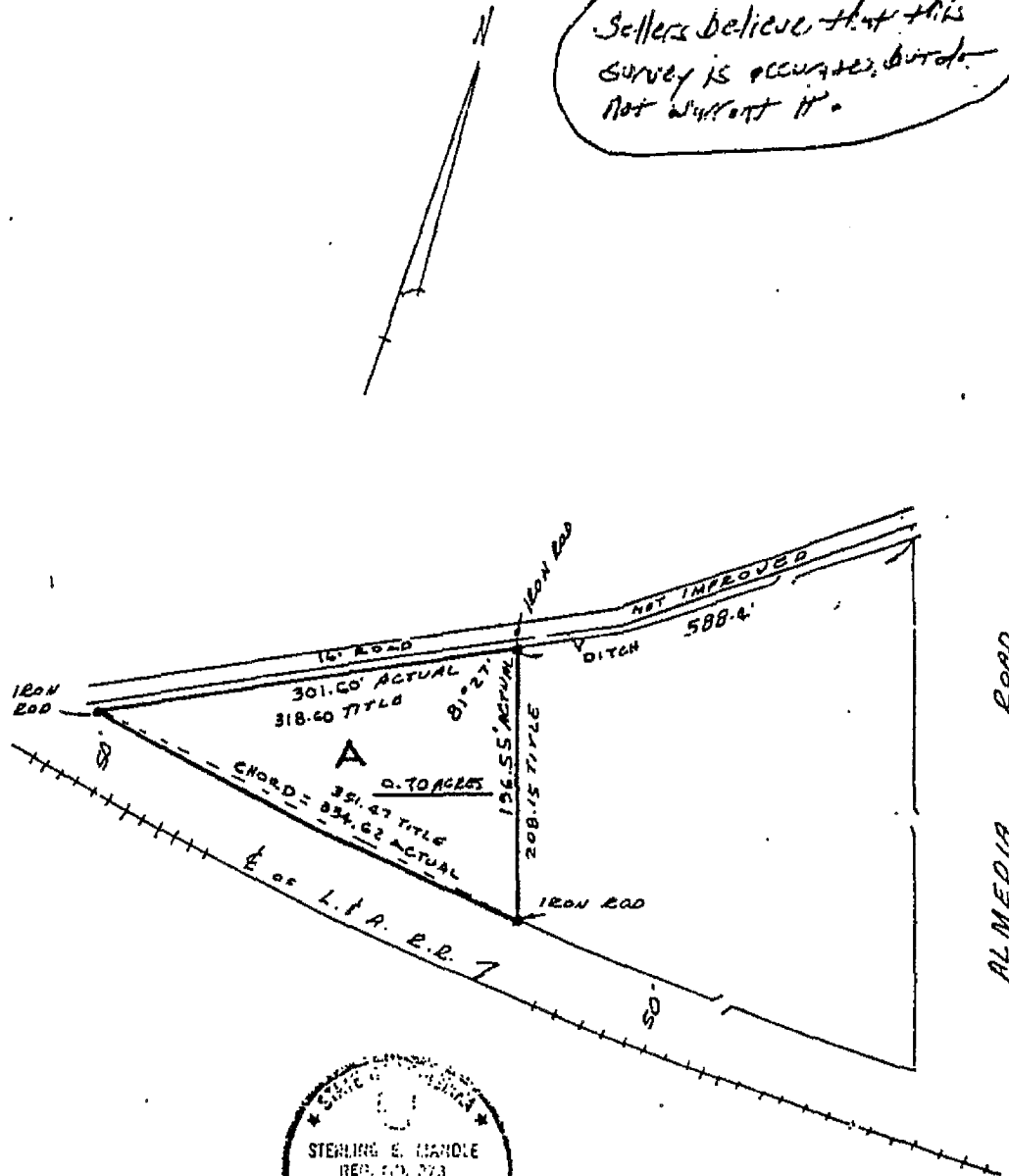


P2000134

P20021347

LOT A of LOT 44  
ALMEDIA PLANTATION  
ST. CHARLES PARISH, LA.

Sellers believe that this  
survey is accurate, but do  
not warrant it.



SEPT. 14, 1981  
SURVEY CERTIFIED CORRECT TO MR. C. OSTARLY.

MANDLE SURVEYING, INC.

LAND SURVEYORS METAIRIE, LA.

BY [Signature]



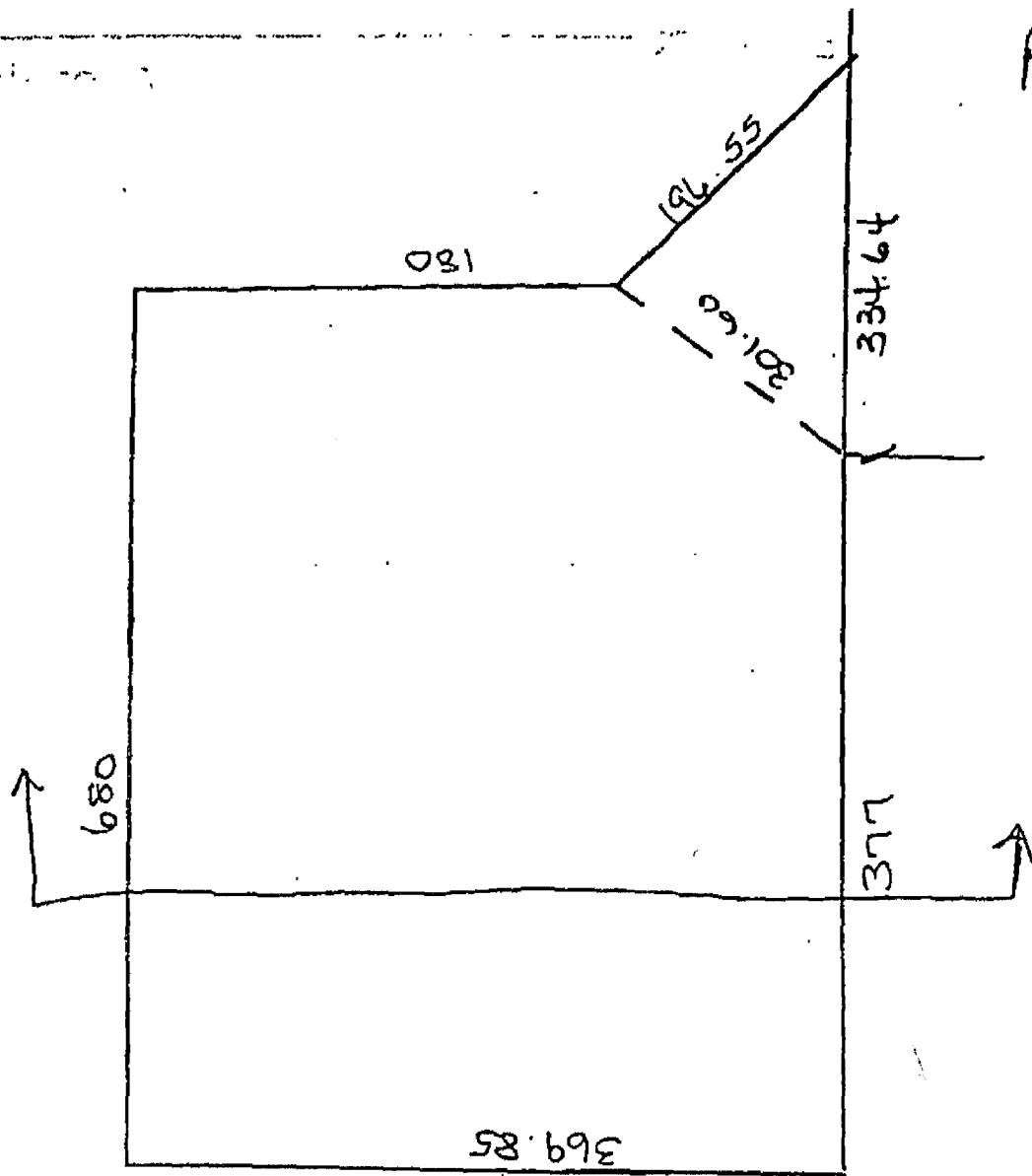


App # P20021347

AIRLINE Hwy

Alameda Rd

P20021347



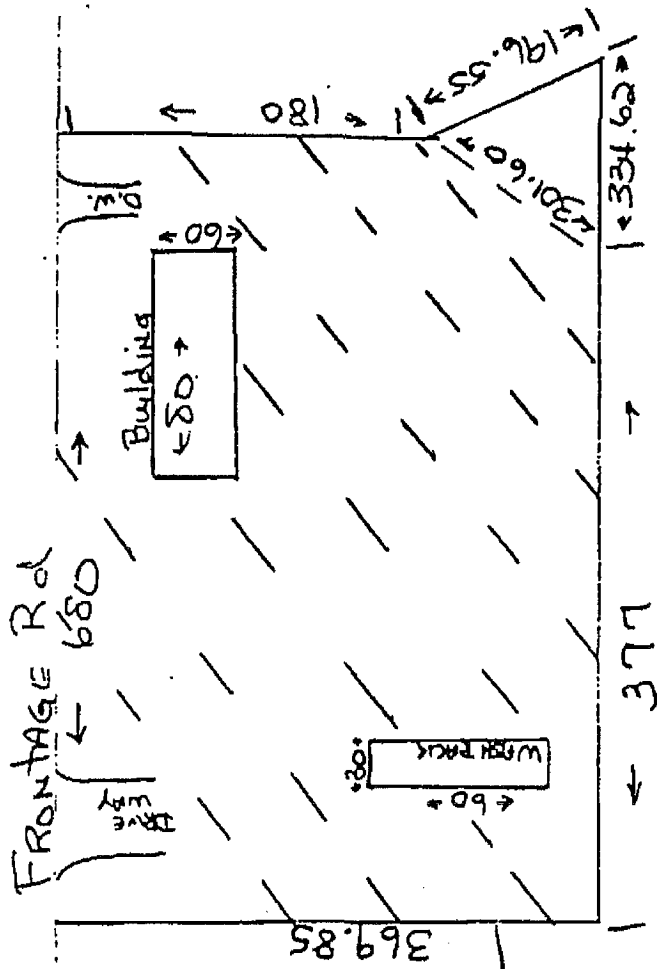
ENTIRE AREA WET AND NEEDS  
TO BE FILLED

I - 310

Hwy 61 / AIRLINE Hwy

740#

P20021347



ALMEDIA Rd.

P20021347

RAIL ROAD TRACKS

REST OFF  
Lot will be  
PARKING OR  
DRIVING AREA

OFF RAMP

310

ALMEDIA RD

P20021347

Positive

600'

APR 10

in

Q.10

Positive

W. 100'

End

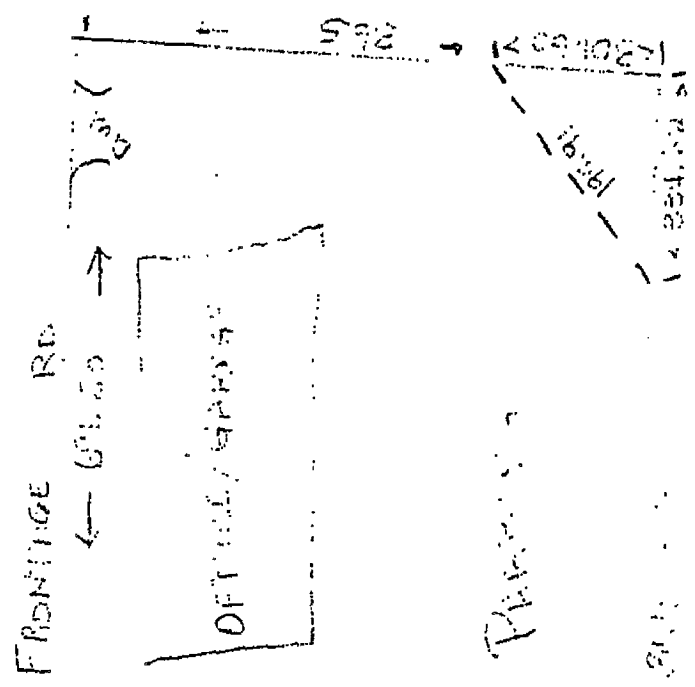
27.92

P20021347

ALACED RD

RACE TRACK  
Gate Station

Alameda Hwy.



Pharmacia

Pharmacia

Hwy 601

OFFICIAL

210

P200021347

