



**US Army Corps  
of Engineers**

Vicksburg District  
4155 Clay Street  
Vicksburg, MS 39183-3435  
www.mvk.usace.army.mil



# Public Notice

APPLICATION NO.:	KWH-MVK-2011-1194
EVALUATOR:	Ms. Kristi Hall
PHONE NO.:	(601) 631-7528
FAX NO.:	(601) 631-5459
E-MAIL:	Kristi.W.Hall@usace.army.mil
DATE:	August 10, 2015
EXPIRATION DATE:	August 31, 2015

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District is considering an application for a Department of the Army permit for the work described herein. Comments should be forwarded to the Vicksburg District, Attention: CEMVK-OD-F, 4155 Clay Street, Vicksburg, MS 39183-3435. A Water Quality Certification for the proposed project has already been obtained WQC 120703-04/ AI 182831/ CER 20120001.

**Law Requiring a Permit:** Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 403), which applies to structures or work in navigable waters of the United States, and Section 404 of the Clean Water Act (33 U.S.C. 1344), which applies to discharges of dredged or fill material into waters of the United States.

**Name of Applicant:**

Mr. John Kelley  
Maricopa Island Developers  
179 Baughman Lake Drive  
Farmerville, Louisiana 71241

**Location of Work:** Section 5, Township 20 North-Range 1 West, Latitude 32.7546, Longitude -92.4927, within the Ouachita River drainage basin (HUC Code 08040206), near Farmerville, Union Parish, Louisiana.

**Description of Work:** (See enclosed map and drawings.)

The following descriptions of the proposed project and associated impacts are based upon information provided by the applicant.

The applicant is applying for a Department of the Army permit to conduct regulated activities in jurisdictional wetlands for the purpose of constructing one access road to a privately owned island which currently is only accessible by boat. The purpose of this access is for the applicant to best manage his property.

The road crossing would be 280 feet long and 77 feet wide with 220 feet within jurisdictional areas. The road will fill 0.11 acre of wetlands and 0.27 acre of open water with the top elevation at 87 feet mean sea level. Approximately 2,960 cubic yards of fill will be required to construct the access road. No additional development is planned for the remainder of the property.

Dominant vegetation within some of the wetland areas consisted of bald cypress, water oak, American elm, and sweet gum. The main soil type within the project area is Harleston. This soil is not considered hydric according to the Union Parish Soil Survey. However, due to the lake conditions (inundation, etc.), the outside of the islands have taken on hydric characteristics, thus creating wetland fringe.

The applicant proposes to mitigate for the unavoidable loss of jurisdictional impacts through an approved compensatory mitigation bank.

Upon reviewing this notice, you should write to this office to provide your opinion of the impacts this work will have on the natural and human environment and address any mitigation you believe is necessary to offset these impacts. Other comments are welcome, but the above information will further our review of the applicant's plan as proposed. Comments of a general nature are not as helpful as those specific to the impacts of the subject project.

**Cultural Resources:** The Regulatory Archaeologist has reviewed the latest published version of the National Register of Historic Places, state lists of properties determined eligible, and other sources of information. The following is current knowledge of the presence or absence of historic properties and the effects of the proposed undertaking upon these properties. The permit area is composed of low-lying wetlands with no existing or subsided natural landforms, and therefore, has a very low potential for yielding unidentified cultural deposits that may be eligible for the National Register of Historic Places.

**Endangered Species:** Based on the Standard Local Operating Procedure for Endangered Species (SLOPES) as signed on 1 December 2014 between the U.S. Army Corps of Engineers, Vicksburg District and the U.S. Fish and Wildlife Service, it has been determined that the proposed activity is not likely to adversely affect the following species: Louisiana black bear and the red-cockaded woodpecker. Further Coordination with the U.S. Fish and Wildlife Service will occur relating to the northern long-eared bat.

**Flood Plain:** In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed development described in this public notice and apprise this office of any flood plain development permit requirements.

**Evaluation Factors:** The decision whether or not to issue a permit will be based upon an evaluation of the probable impact 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 may be expected to accrue from the proposal must be balanced against its expected adverse effects. All factors which may be relevant to the proposal will be considered; among these are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use classification, navigation, recreation, water supply, water quality, energy needs, safety, food requirements and, in general, the needs and welfare of the people. Evaluation of the proposed activity will include application of the guidelines published by the Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act.

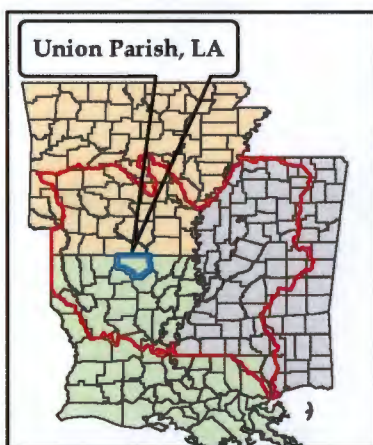
**Public Involvement:** The purpose of this notice is to solicit comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties. These comments will be used to evaluate the impacts of this project. All comments will be considered and used to help determine whether to issue the permit, deny the permit, or issue the permit with conditions, and to help us determine the amount and type of mitigation necessary. This information will be used in our Environmental Assessment or Impact Statement. Comments are also used to determine the need for a public hearing.

**Opportunity for a Public Hearing:** Any person may make a written request for a public hearing to consider this permit application. This request must be submitted by the public notice expiration date and must clearly state why a hearing is necessary. Failure of any agency or individual to comment on this notice will be interpreted to mean that there is no objection to the proposed work. Please bring this announcement to the attention of anyone you know who might be interested in this matter.

**Notification of Final Permit Actions:** Each month, the final permit actions from the preceding month are published on the Vicksburg District Regulatory web page. To access this information, you may follow the link from the Regulatory web page, <http://www.mvk.usace.army.mil/Missions/Regulatory.aspx>.



Thomas A. McCabe  
Acting Evaluation Chief  
Regulatory Branch



# Legend



Project Site

27 June 2012

MVK-2011-1194

Applicant:  
Maricopa Island Developers  
Proposed Work:  
Commercial Development  
Location:  
Section 5, T20N-R14W

Farmerville, LA Quadrangle  
Downsville Noth, LA Quadrangle  
Union Parish, Louisiana

Map Background:  
NAIP Aerial Imagery (2010)

**Project Boundary Map**

Prepared by:  
Jim Cole



**US Army Corps  
of Engineers.**



**Regulatory Branch**

**Enforcement Section**

0 4,875 9,750  
Feet



**US Army Corps  
of Engineers.**



## Regulatory Branch

### Enforcement Section

0 325 650  
Feet

28 July 2015  
MVK-2011-1194

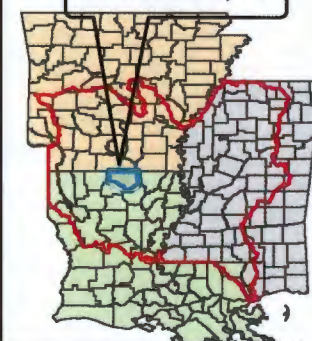
Applicant:  
Maricopa Island Developers  
Proposed Work:  
Timber Harvest Road Crossings  
Location:  
Section 5, T20N-R1W  
Farmerville, LA Quadrangle  
Downsville North, LA Quadrangle  
Union Parish, Louisiana

Map Background:  
NAIP Aerial Imagery (2010)





### Preliminary Jurisdictional Determination

Prepared by:  
Jim Cole

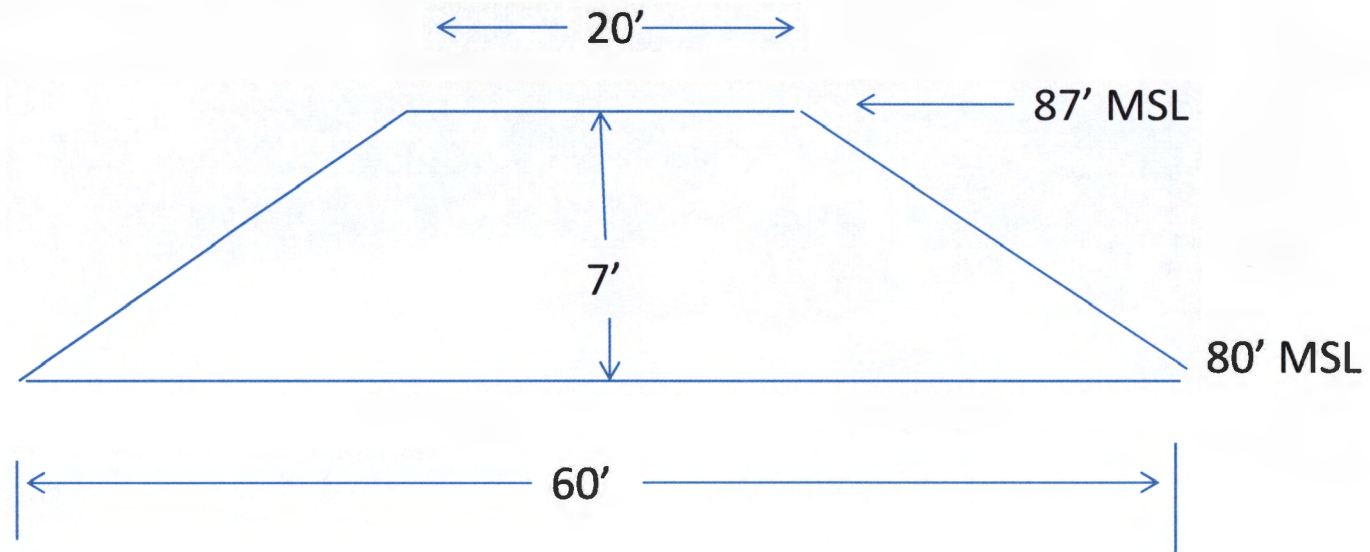
Union Parish, LA



## Legend

- |   |  |
|---|--|
|  Road Crossing (Jurisdictional Waters-220 feet x 60 feet) |  Jurisdictional Wetlands & Other Waters 12.24 Acres |
|  Limits of Delineation                                    |  Jurisdictional Wetlands 17.64 Acres                |

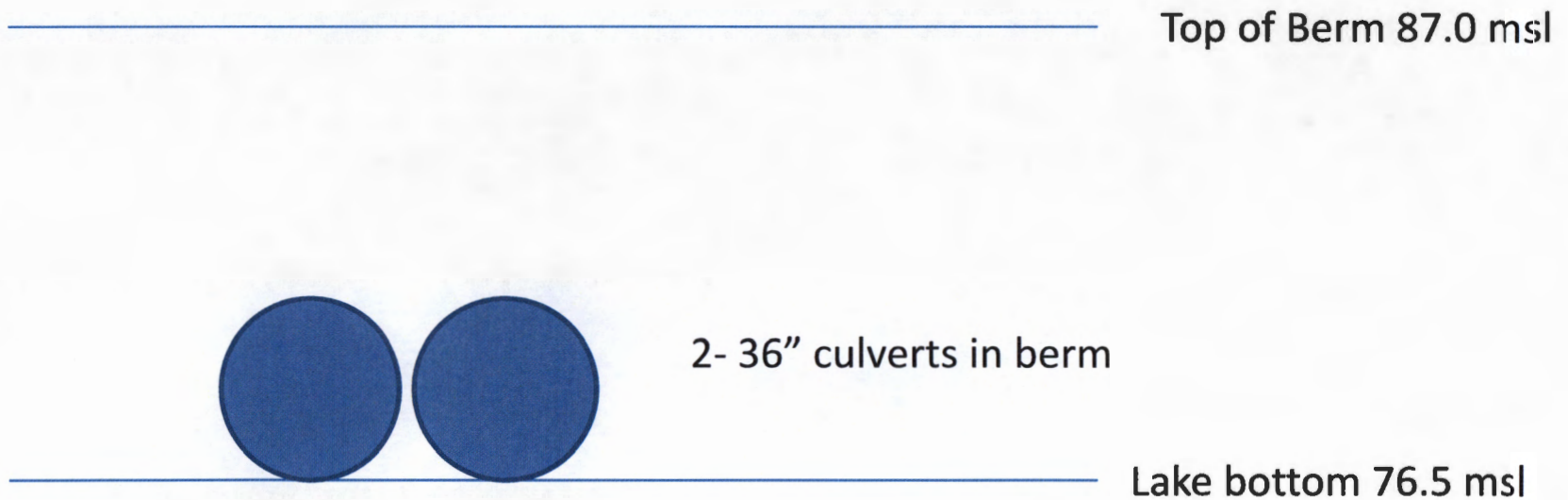
Cross Section of berm from mainland to island  
Top of berm 87.0' msl,  
Lake elevation 80.0 msl



CEMVK-OD-FE KWH-MVK-2011-1194

MARICOPA ISLAND DEVELOPERS  
MR. JOHN R. KELLEY

## Longitudinal Section of Berm



**CEMVK-OD-FE KWH-MVK-2011-1194**

**MARICOPA ISLAND DEVELOPERS  
MR. JOHN R. KELLEY**