



**US Army Corps
of Engineers**

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



Public Notice

APPLICATION NO.:	MVK-2014-397
EVALUATOR:	Ms. Kristi Hall
PHONE NO.:	(601) 631-7528
FAX NO.:	(601) 631-5459
E-MAIL:	Kristi.W.Hall@usace.army.mil
DATE:	July 7, 2016
EXPIRATION DATE:	July 27, 2016

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, Mississippi 39183-3435.

Application also has been made to the Louisiana Department of Environmental Quality, Office of Environmental Services for a Water Quality Certification in accordance with La. R.S. 30.2074(A)(93), and Section 401 of the Clean Water Act (P.L. 95-217). 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. on weekdays. Copies may be obtained upon payment of cost of copying. Comments concerning the application can be filed with the Office of Environmental Services within 20 days of this notice to the following address: Office of Environmental Services, Post Office Box 4313, Baton Rouge, Louisiana 70821-4313.

Law Requiring a Permit: Section 404 of the Clean Water Act (33 U.S.C. 1344), which applies to discharges of dredged and / or fill material into waters of the United States.

Name of Applicant:
Mr. Dustin Brown
Cross Gates, LLC
1125 North Causeway Boulevard
Suite 2
Mandeville, Louisiana 70471

Name of Agent:
Mr. Barbara Zelenka
J. V. Burkes and Associates, Inc.
1805 Shortcut Highway
Slidell, Louisiana 70458

Location of Work: Section 37, Township 9S- Range 15E, Latitude 30.27646 N, Longitude -89.71341, within the Mike's River watershed part of the Pearl River Drainage Basin (8-digit USGS HUC03180004), St. Tammany 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 preparing two lots for residential development (lots A1 and C1) on South Caleb Court in Turtle Creek Subdivision.

Approximately 1.08 acres of wetlands would be impacted by the project. In order to construct two house pads and associated driveways, approximately 1,940 cubic yards of clean fill would be placed in wetlands.

The vegetative communities within the project area can be best described as wet pine flatwoods with loblolly pine (*Pinus taeda*), black gum (*Nyssa sylvatica*), sweetbay (*Magnolia virginiana*), and tallow (*Triadica sebifera*). Soil within the project site consists of Guyton silt loam, having a respective hydric component percent rating of 90 by the Natural Resource Conservation Service (NRCS).

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

State Water Quality Permit: The State Pollution Control Agency must certify that the described work will comply with the State's water quality standards and effluent limitations before a Corps permit is issued.

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 levee landforms, and therefore has a very low potential for yielding unidentified cultural deposits that may be eligible for the National Register of Historic Properties.

Copies of this public notice have been sent to the State Historic Preservation Officer, Federally Recognized Tribes, and other interested parties for comment on potential effects to historic properties that could result from the proposed activity.

Endangered Species: Based on the Standard Local Operating Procedure for Endangered Species (SLOPES) as signed on December 1, 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 would have no effect on the following species: Dusky gopher frog, West Indian manatee, Atlantic sturgeon, Gopher tortoise, Ringed map turtle, and red-cockaded woodpecker. We also find that the proposed work would neither affect the following species: Alabama heelsplitter mussel, Sprague's pipit, or Louisiana quillwort.

Floodplain: In accordance with 44 CFR Part 60 (Floodplain Management and Use), participating communities are required to review all proposed development to determine if a floodplain development permit is required. Floodplain administrators should review the proposed development described in this public notice and apprise this office of any flood plain development permit requirements. The project is completely outside the 100 year floodplain.

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 would 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 would 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 would 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
Thomas A. McCabe
Chief, Evaluation Section
Regulatory Branch



Legend

 Property Boundary = 1.25 acres

 Wetland = 1.08 acres

1:1,500



St. Tammany Parish, LA

28 May 2014
MVK-2014-397

McMath Construction
JV Burkes and Associates
Turtle Creek Subdivision
St. Tammany Parish, LA

**Preliminary
Jurisdictional Determination**

Jeremy Stokes



Slidell

Location



**US Army Corps
of Engineers.**

Regulatory Branch

Enforcement Section



0 75 150
Feet

Location Map

2870'



Lot A1 and Lot C1 (formerly Lots A, B, C)
in Turtle Creek Subdivision Phase 5-3-A
Containing Approximately 1.14 Acres

Located in
Section 37 - T9S - R15E
St. Tammany Parish, LA

30° 16' 35.55" N
89° 42' 46.91" W

CEMVK-OD-FE MVK-2014-397

CROSS GATES, LLC

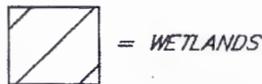
SITE ACREAGE

Wetland	1.08 acres
Non-wetland	0.06 acres
TOTAL ACREAGE	1.14 acres

Typical Quantities

Sandy clay fill (approx. 880 cy/lot)	1760 cy
Concrete (approx. 90 cy/lot)	180 cy
Onsite soil excavation (approx. 180 cy/lot)	360 cy

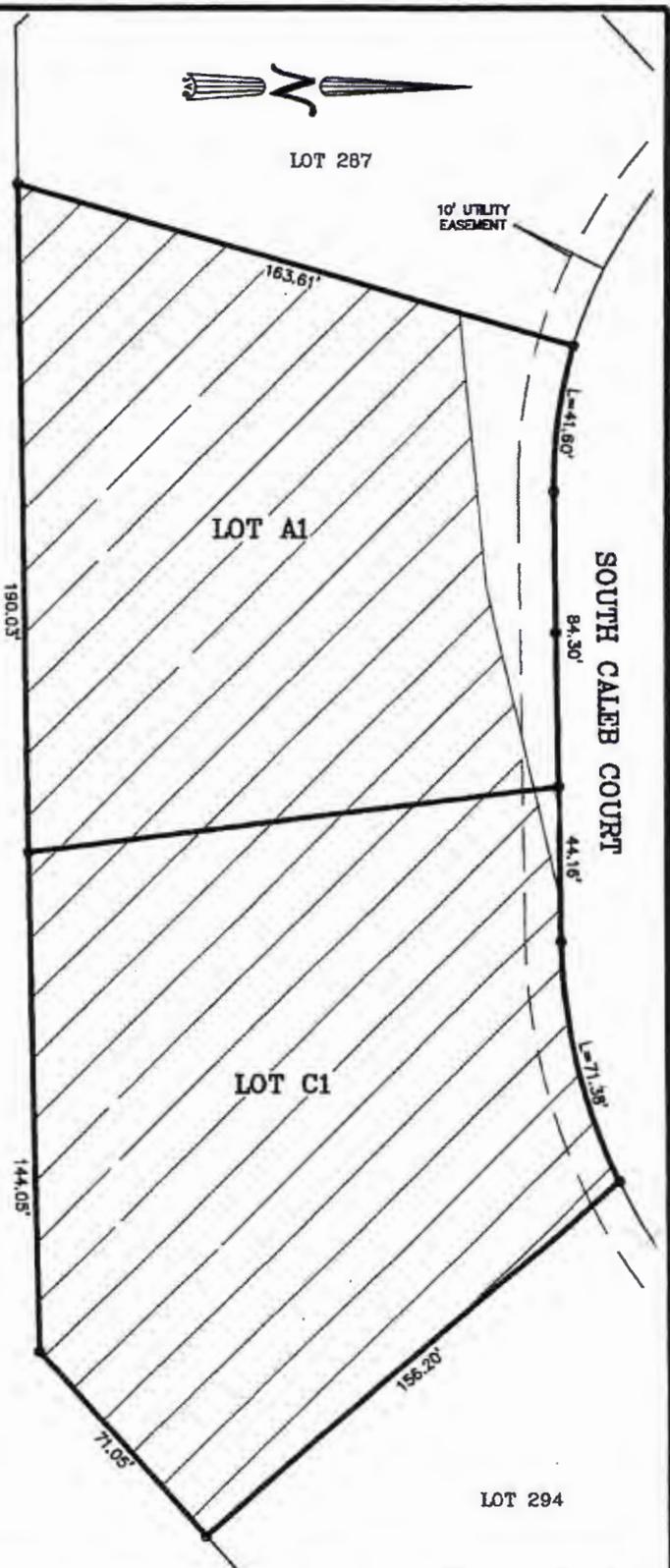
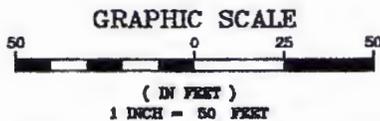
NOTE: Only clean, commercial fill material will be utilized. Onsite soils, if excavated, will be disposed offsite in an approved commercial facility.



CEMVK-OD-FE MVK-2014-397

CROSS GATES, LLC

NOT FOR CONSTRUCTION PURPOSES



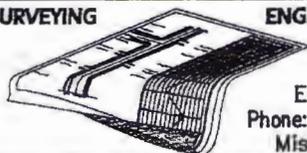
DATE:
4/14/16

SCALE:
1"=50'

J.V. Burkes & Associates, Inc.

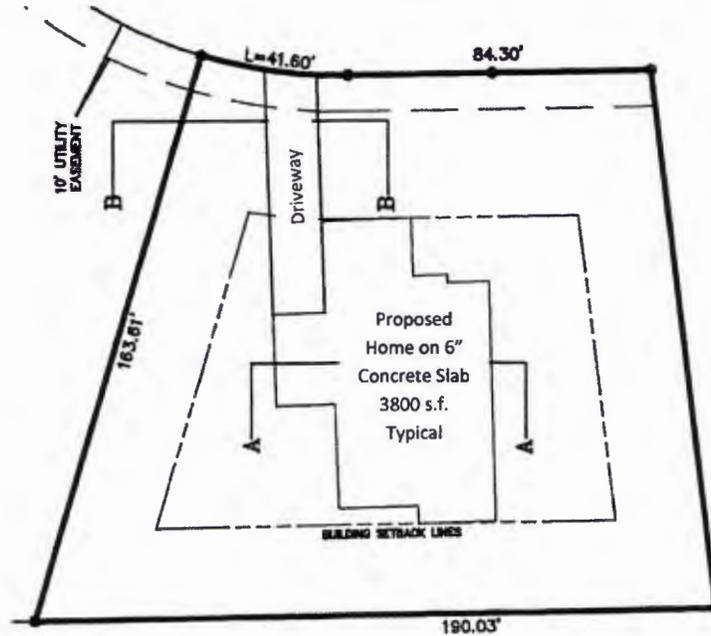
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1805 Shortcut Highway
Slidell, Louisiana 70458
E-mail: jvbassoc@jvburkes.com
Phone: 985-649-0075 Fax: 985-649-0154
Mississippi Phone: 228-435-5800

Wetland Map Lots A1 and C1
(Formerly Lots A, B, C)
Turtle Creek Subdivision,
Phase 5-3-A,
St. Tammany Parish, LA



TYPICAL PLAN VIEW



Scale: 1" = 50'

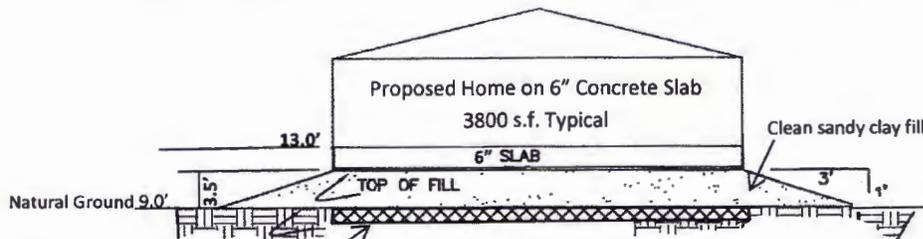
SITE ACREAGE

Wetland	1.08 acres
Non-wetland	0.06 acres
TOTAL ACREAGE	1.14 acres

Typical Quantities

Sandy clay fill	1760 cy
(approx. 880 cy/lot)	
Concrete	180 cy
(approx. 90 cy/lot)	
Onsite soil excavation	360 cy
(approx. 180 cy/lot)	

NOTE: Only clean, commercial fill material will be utilized. Onsite soils, if excavated, will be disposed offsite in an approved commercial facility.

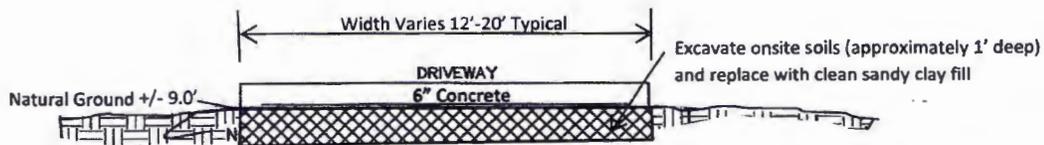


Excavate onsite soils (approximately 1' deep) and replace with clean sandy clay fill

TYPICAL PROFILE A - A

Not To Scale CEMVK-OD-FE MVK-2014-397

CROSS GATES, LLC



TYPICAL PROFILE B - B

Not for construction purposes

Not To Scale

DATE:
4/14/16

SCALE:
1"=50'

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Mississippi Phone: 228-435-5800

TYPICAL LOT PLAN & PROFILE

Lots A1 and C1, (Formerly Lots, A,B,C) Turtle Creek Subdivision, Phase 5-3-A, St. Tammany Parish, LA