



**US Army Corps
of Engineers**

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



Public Notice

APPLICATION NO.:	MVK-2015-254
EVALUATOR:	Ms. Kristi Hall
PHONE NO.:	(601) 631-7528
FAX NO.:	(601) 631-5459
E-MAIL:	Kristi.W.Hall@usace.army.mil
DATE:	February 3, 2016
EXPIRATION DATE:	February 23, 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. 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 or fill material into waters of the United States.

Name of Applicant:
Mr. Stanley W. Byrd
Byrd Family Investments, LLC
49 Credeur Road
Pineville, Louisiana 71360

Location of Work: Section 1, T4N- R1E, Latitude 31.3459, Longitude -92.3226, within the Little Horsepen Creek watershed in the Lower Red River Drainage Basin (8-digit USGS HUC 08040301), Rapides 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 a residential development with 12 residential lots. The overall project area is 40 acres with 3.5 acres of forested wetlands and 2,341 linear feet of intermittent stream. The applicant proposes to impact a total of 0.82 acre of wetland and no stream impacts. In order to clear and level house sites on Lots 5, 6, and 8, 0.62 acre of wetlands would be filled. To construct a road crossing to access Lots 11 and 12, 0.20 acre of forested wetlands would be filled. The road crossing would be 275 feet long by 24 feet wide, a 16-inch corrugated metal pipe would be used to convey water across the roadway.

The vegetative communities within the project area are dominated by loblolly pine (*Pinus taeda*), red maple (*Acer rubrum*), black gum (*Nyssa sylvatica*), Chinese privet (*Ligustrum sinense*) and beauty berry (*Callicarpa Americana*). Soil within the project site consists of Libuse silt loam, having a respective hydric component percent rating of 15 by the Natural Resource Conservation Service (NRCS).

The applicant proposes to mitigate for the unavoidable loss of jurisdictional impacts through an approved commercial 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. Cultural resources review revealed no sites or surveys within one mile of the review area.

Endangered Species: Further coordination with the U.S. Fish and Wildlife Service will be conducted as part of the permit review process. Our initial finding is that the proposed work would not affect the following endangered species or their critical habitats: Northern long-eared bat, Louisiana pearlshell mussel, Sprague's pipit, and Pallid sturgeon. 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 may adversely affect the following species: Louisiana black bear, Interior least tern, and Red-cockaded woodpecker.

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 flood plain development permit is required. Floodplain administrators should review the proposed development described in this public notice and apprise this office of any floodplain development permit requirements. The project is completely located within the 100 year floodplain.

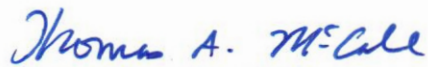
Evaluation Factors: The decision whether or not to issue a permit will be based upon an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which may 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

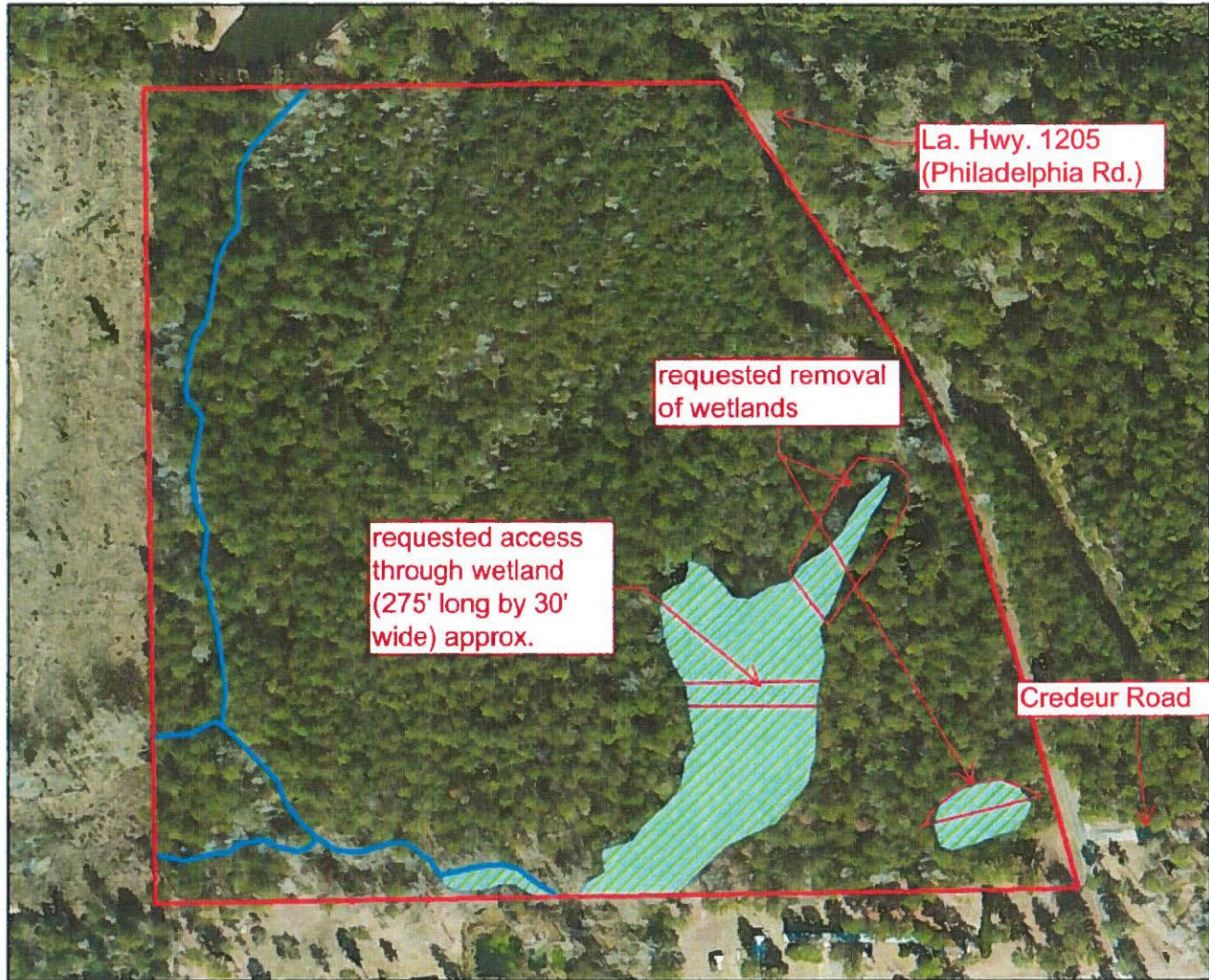
notice will be interpreted to mean that there is no objection to the proposed work. Please bring this announcement to the attention of anyone you know who might be interested in this matter.

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>.

Handwritten signature of Thomas A. McCabe in blue ink.

Thomas A. McCabe
Chief, Evaluation Section
Regulatory Branch

Hidden Oaks Subdivision
 Stanley Warren Byrd
 Plan View of Requests
 Attachment No. 2



- Legend**
- Project boundary
 - Other waters - 2,341 ln. ft
 - Wetlands - 3.5 acres

MVK-2015-254
 Proposed Hidden Oaks
 Subdivision Phase I
 Project Location:
 N 31.34593 ° W 92.32264 °
**Preliminary
 Jurisdictional Determination**
 Prepared by: Kevin Philley
 11 May 2015

Vicksburg District

Rapides Parish, LA

Location

**US Army Corps
 of Engineers**

**Regulatory Branch
 Enforcement Section**

0 140 280
 Feet

0115

Hidden Oaks Subdivision
 Stanley Warren Byrd
 Plan View of Request
 Attachment No. 1

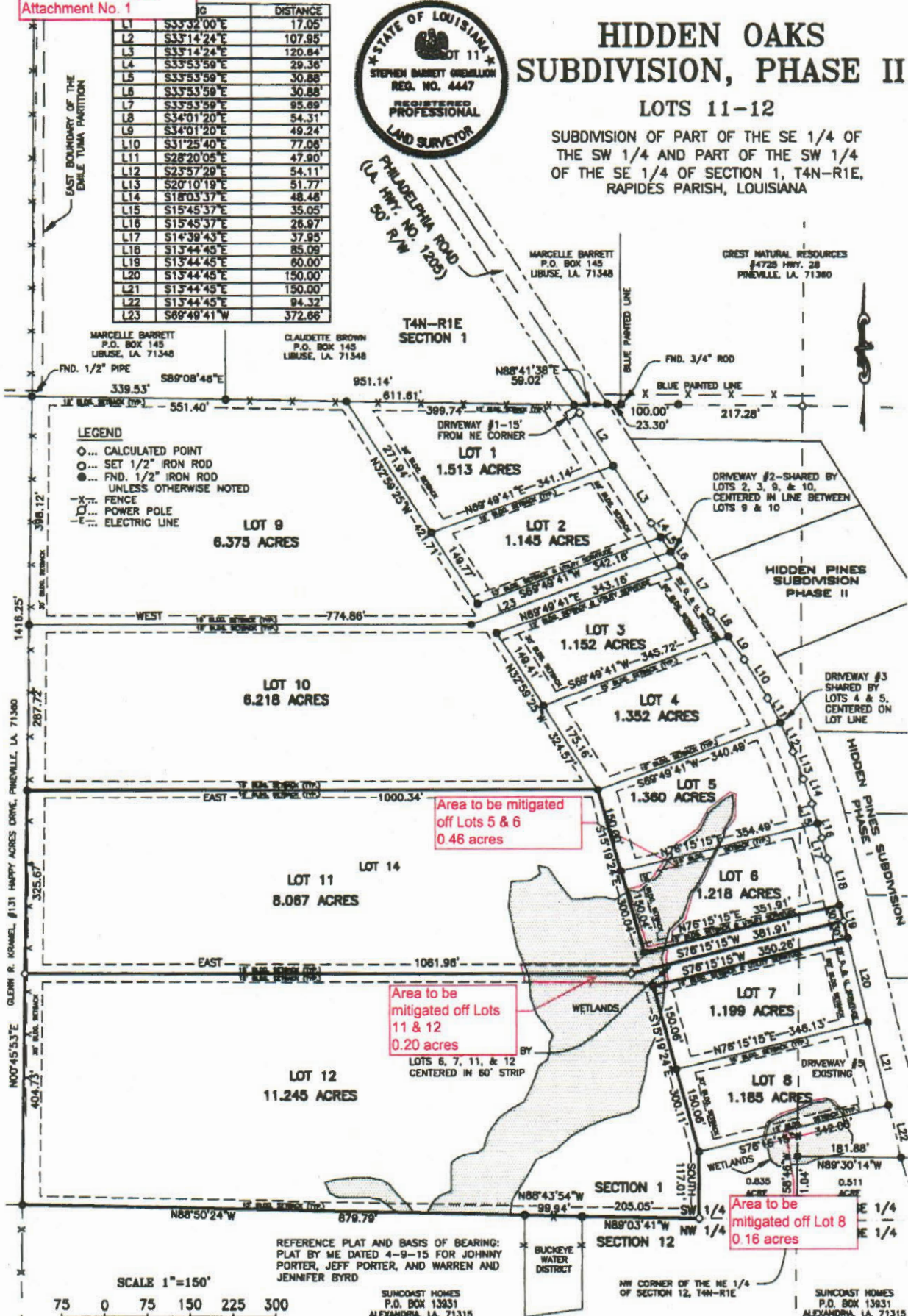


HIDDEN OAKS SUBDIVISION, PHASE II

LOTS 11-12

SUBDIVISION OF PART OF THE SE 1/4 OF
 THE SW 1/4 AND PART OF THE SW 1/4
 OF THE SE 1/4 OF SECTION 1, T4N-R1E,
 RAPIDES PARISH, LOUISIANA

LG	DISTANCE
L1	S33°32'00"E 17.05'
L2	S33°14'24"E 107.95'
L3	S33°14'24"E 120.84'
L4	S33°53'59"E 29.36'
L5	S33°53'59"E 30.88'
L6	S33°53'59"E 30.88'
L7	S33°53'59"E 95.69'
L8	S34°01'20"E 54.31'
L9	S34°01'20"E 49.24'
L10	S31°25'40"E 77.06'
L11	S28°20'05"E 47.90'
L12	S23°57'29"E 54.11'
L13	S20°10'19"E 51.77'
L14	S18°03'37"E 48.48'
L15	S15°45'37"E 35.05'
L16	S15°45'37"E 28.97'
L17	S14°39'43"E 37.95'
L18	S13°44'45"E 85.09'
L19	S13°44'45"E 80.00'
L20	S13°44'45"E 150.00'
L21	S13°44'45"E 150.00'
L22	S13°44'45"E 94.32'
L23	S89°49'41"W 372.66'

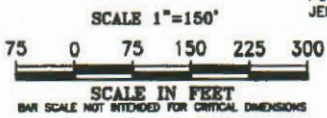


LEGEND
 ○... CALCULATED POINT
 ●... SET 1/2" IRON ROD
 ○... FND. 1/2" IRON ROD
 -X-X- FENCE
 -P- POWER POLE
 -E- ELECTRIC LINE

Area to be mitigated
 off Lots 5 & 6
 0.46 acres

Area to be mitigated
 off Lots
 11 & 12
 0.20 acres

Area to be mitigated
 off Lot 8
 0.16 acres



REFERENCE PLAT AND BASIS OF BEARING:
 PLAT BY ME DATED 4-9-15 FOR JOHNNY
 PORTER, JEFF PORTER, AND WARREN AND
 JENNIFER BYRD

SUNCOAST HOMES
 P.O. BOX 13831
 ALEXANDRIA, LA. 71315

JOB P-16040

SHEET 2 OF 3

CEMVK-OD-FE KWH-MVK-2015-254

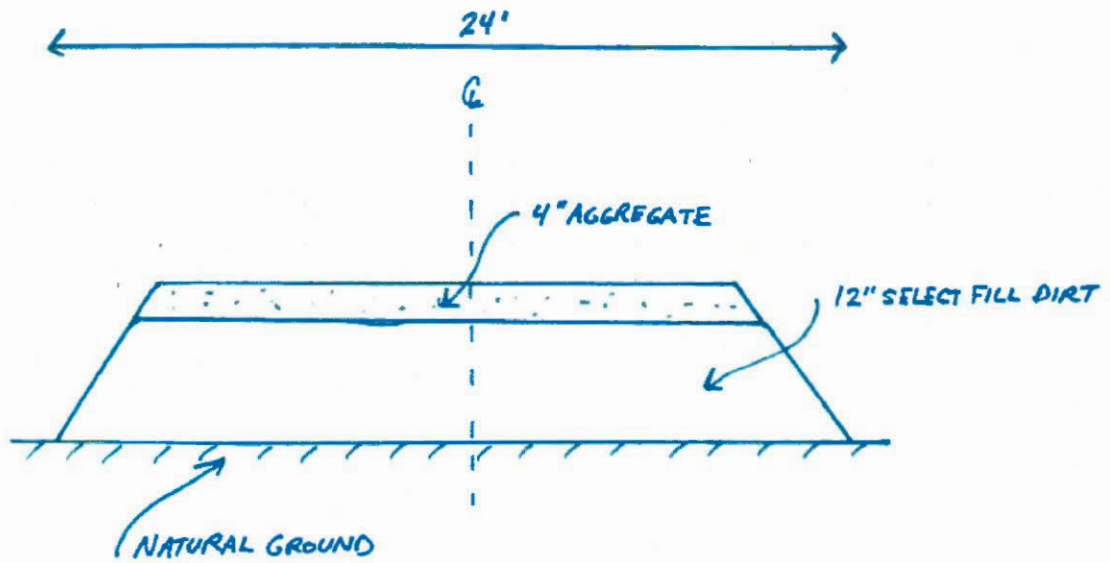
HIDDEN OAKS SUBDIVISION

SWB

Hidden Oaks Subdivision
Stanley Warren Byrd
Attachment 4
Proposed Access Road for Lots 11 & 12

Job No.	Design by:	Date:	Checked by:	Page <u>1</u> of <u>1</u>
	W.B.	01-29-16		

HIDDEN OAKS SUBDIVISION
PROPOSED ACCESS ROAD



* ACCESS DIMENSIONS : 275' L X 24' W X 16" D

CEMVK-OD-FE KWH-MVK-2015-254

HIDDEN OAKS SUBDIVISION