



**US Army Corps  
of Engineers**

Vicksburg District  
4155 Clay Street  
Vicksburg, MS 39183-3435  
[www.mvk.usace.army.mil](http://www.mvk.usace.army.mil)



# Public Notice

APPLICATION NO.:	TVG-MVK-2013-981
EVALUATOR:	Ms. Tarmiko Graham
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E-MAIL:	<a href="mailto:tarmiko.v.graham@usace.army.mil">tarmiko.v.graham@usace.army.mil</a>
DATE:	March 4, 2014
EXPIRATION DATE:	March 24, 2014

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District proposes to discharge dredged and fill material into waters of the United States pursuant to Section 404 of the Clean Water Act for the proposed construction described herein. A water quality certification is required in accordance with statutory authority contained in the Louisiana Revised Statutes of 1950, Title 30, Chapter 11, Part IV, Section 2074 A(93) and provisions of Section 401 of the Clean Water Act (P.L. 95 217). 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.

The Louisiana Department of Environmental Quality has additional information on file in their office in Baton Rouge which may be inspected at any time between 8:00 a.m. and 4:30 p.m. weekdays. Copies may be obtained from the Louisiana Department of Environmental Quality upon payment of cost of printing.

**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:**

Ms. Paula Rubel  
River Breeze, LLC  
7621 Prill Road  
Eau Claire, Wisconsin 54701

**Name of Agent**

Mr. Roger Bright  
Jones Environmental, Incorporated  
708 Milam Street, Suite 100  
Shreveport, Louisiana 71101

**Location of Work:** Section 19, T19N-R13W, latitude 32.62498, longitude -93.74617, within the Red Chute drainage basin, Bossier 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 raise the existing elevation of the adjacent property to approximately 179.0 feet (NAVD 88). River Breeze, LLC is proposing a 6-lot subdivision on the property and needs to raise the elevation of the area to comply with residential construction regulations.

River Breeze, LLC is proposing to hydraulically dredge approximately 15,000 cubic yards of river sand from the Red River and deposit it in an adjacent, non-wetland pasture area. Approximately 1.6 acres of waterbottom and 0.4 acres of an existing sand bar would be impacted from the proposed dredging. Approximately 8.2 acres of non-wet pasture would be impacted due to the proposed spoil placement. Maximum draft of vessels used for this project would be 4 feet.

All dredged material would be discharged in a non-wetland area. Excess water resulting from the dredging operations would be discharged back into the river. No wetlands would be impacted as a result of the proposed project.

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 proposed work and/or structures are of such limited nature and scope that little likelihood exists for the proposed project to impringe upon a historic property, even if present within the affected area.



**Endangered Species:** Our initial finding is that the proposed work would not likely adversely affect any endangered species or their critical habitat. This proposal is being coordinated with the U.S. Fish and Wildlife Service, and any comments regarding endangered species or their critical habitat will be addressed in our evaluation of the described work.

**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.

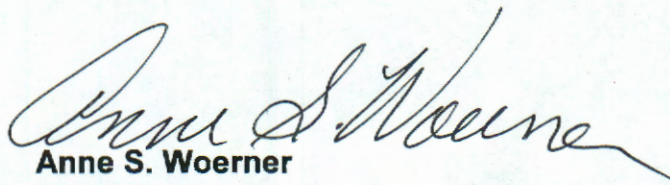
**Evaluation Factors:** The decision whether or not to issue a permit will be based upon an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which 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/offices/od/odf/main.asp>, or go directly to the Final Permit Actions web page at <http://www.mvk.usace.army.mil/offices/od/odf/PubNotice/MonthlyNotice/pnmain.asp>.



**Anne S. Woerner**  
Chief, Evaluation Section  
Regulatory Branch





Bossier Parish, LA



10 December 2013

**MVK-2013-981**




River Breeze, LLC

**Preliminary  
Jurisdictional Determination**

Kevin Philley



**Legend**

-  Project area
-  Limits of Jurisdictional determination
-  Waters of the U.S.

**1:2,500**



**US Army Corps  
of Engineers**



**Regulatory Branch**

**Enforcement Section**

