



**US Army Corps
of Engineers**

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



Public Notice

APPLICATION NO.:	MVK-2017-793
EVALUATOR:	Ms. Tarmiko Graham
PHONE NO.:	(601) 631-5540
E-MAIL:	Tarmiko.V.Graham@usace.army.mil
DATE:	January 10, 2018
EXPIRATION DATE:	January 30, 2018

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 and / or fill material into waters of the United States.

Name of Applicant
Mr. Ryan Slattery
The Hutton Company
736 Cherry Street
Chattanooga, Tennessee 37402

Name of Agent
Mr. Jeremy Rowden, P.G.
Rowden Consulting, LLC
Post Office Box 978
Bullard, Texas 75757

Location of Work: Section 14 and 15, T18N- R3W, Latitude 32.5422, Longitude -92.6549, within the Bayou D'Arbonne Drainage Basin (8-digit USGS HUC: 08040206), Lincoln 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 construct new retail stores to provide goods and services to local customers in the area of Ruston. The overall area of the property being developed is approximately twenty-five (25) acres. The proposed construction would have multiple retail stores, including an anchor store with a building area of approximately 55,000 square feet. Approximately seven smaller stores and restaurants would also be constructed along with attendant features including truck docks, truck turnarounds, utilities, site lighting, and other features typical of a commercial development. Two detention ponds would be constructed to attenuate storm flows.

A 1.85-acre open water pond would be reduced to a 0.6-acre detention pond. Approximately 97 linear feet (0.02-acre) of perennial stream would be filled, 193 linear feet (0.03-acre) of ephemeral stream would be channelized and re-graded, 0.2-acre of wetland would be filled, and the installation of a storm sewer would temporarily relocate a short reach of ephemeral stream. Approximately 15,000 cubic yards of fill material would be placed for the open water pond, approximately 50 cubic yards of fill material would be for the perennial stream and approximately 1,500 cubic yards of fill material would be placed into the wetlands.

The vegetation within the project area is dominated by ironwood, Chinese tallow, Chinese privet, pine, sweetgum, slender woodoats, false nettle, and greenbriar. The hydric soil within the project site is Sacul very fine sandy loam, 5 to 12 percent slopes.

The applicant proposes to mitigate for the unavoidable loss of jurisdictional impacts through the purchase of credits from a USACE approved mitigation bank that services the project area.

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. Currently, this office is coordinating with the State Historic Preservation Officer, Federally-recognized Tribes, and other interested parties regarding potential effects to historic properties that could result from the proposed activity.

Endangered Species: Based on the information provided by the applicant, our initial finding is that the proposed work may affect the Northern long-eared bat but will not result in prohibited incidental take pursuant to the final 4 (d) rule. This proposal is being coordinated with the U.S. Fish and Wildlife Service, and any comments regarding endangered species or their habitat will be addressed in our evaluation of the described work.

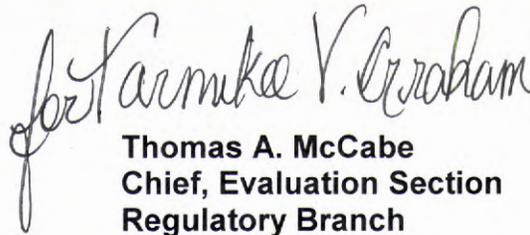
Floodplain: In accordance with 44 CFR Part 60 (Floodplain Management and Use), participating communities are required to review all proposed development to determine if a floodplain development permit is required. Floodplain administrators should review the proposed development described in this public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



LEGEND

Enclosure 1

-  Project Boundary
-  Existing Retention Pond - 2.4 Acres
-  Jurisdictional Wetlands - 1.1 Acres
-  Culverted Stream, RPW - 383 LF
-  Perennial Stream, RPW - 436 LF
-  Ephemeral Stream, Non-RPW - 819 LF

December 20, 2017
MVK-2017-793

Rowden Consulting, LLC
 The Hutton Company
 Proposed Commercial Development
 Lincoln Parish, LA

**Preliminary
 Jurisdictional Determination**

Aerial Imagery:
 ESRI World Imagery



US Army Corps
 of Engineers®

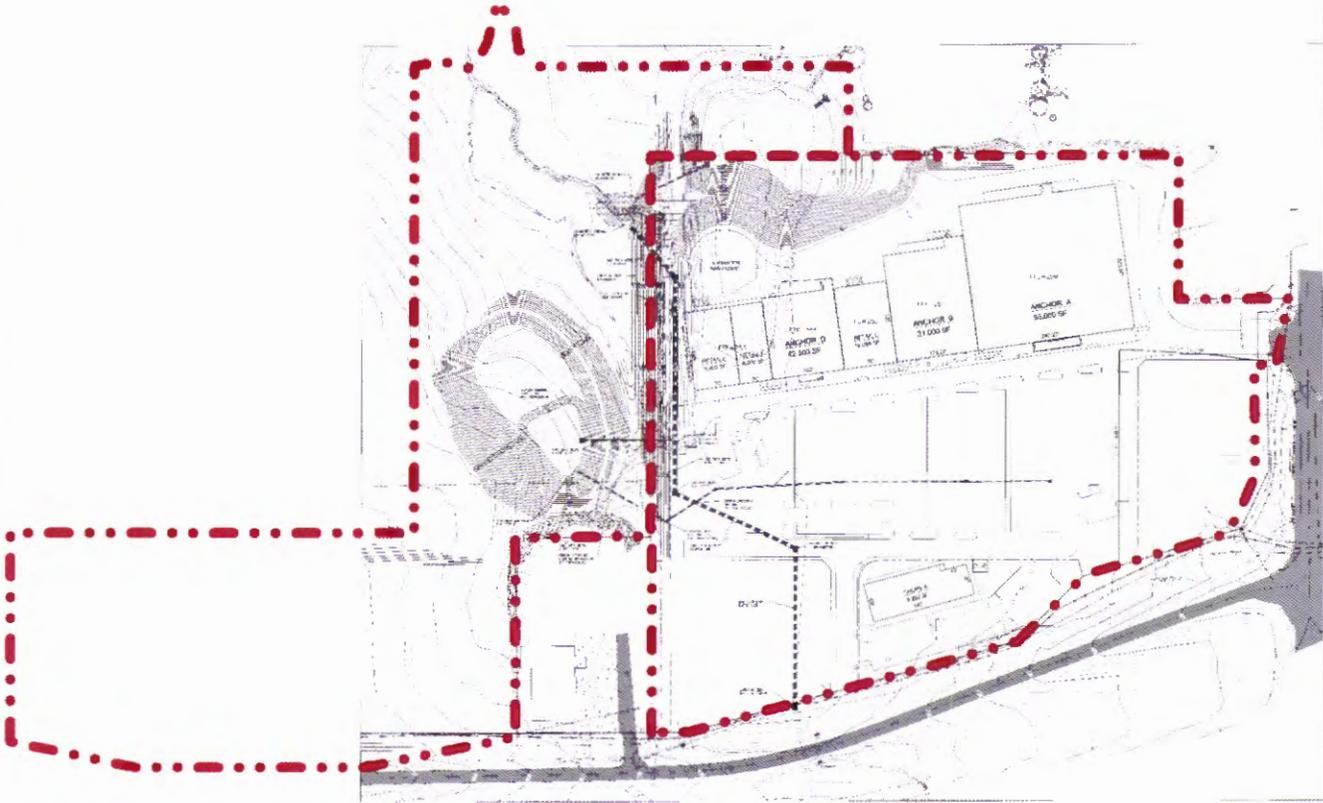


**Regulatory
 Branch**

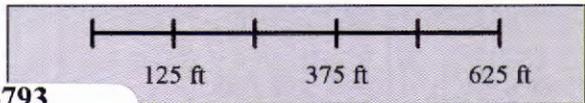
**Enforcement
 Section**

Aaron Posner

LEGEND
Study Boundary



Proposed Site Plan Overview



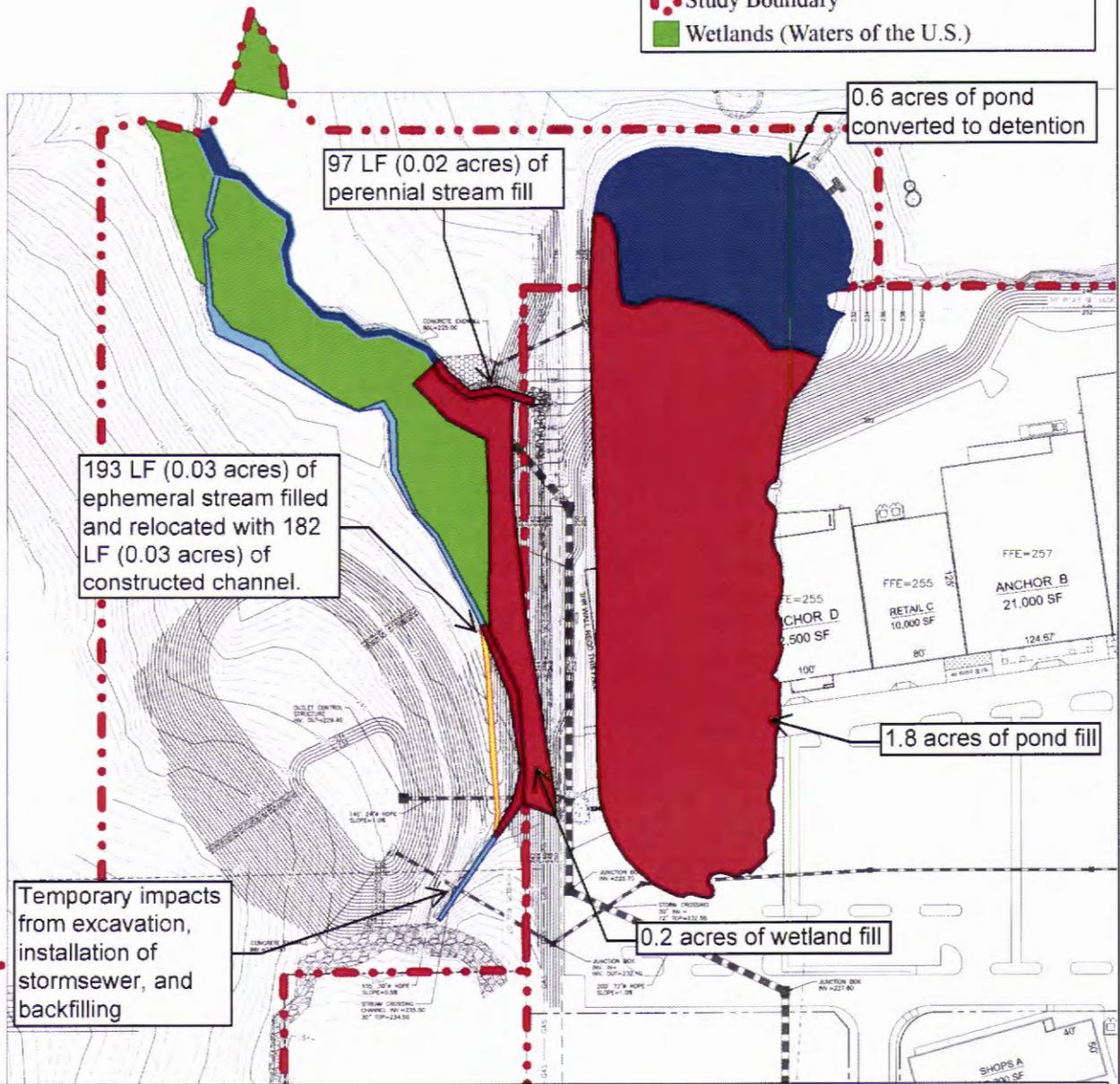
Rowden Consulting, LLC
Environmental Services

CEMVK-OD-FE TVG-MVK-2017-793

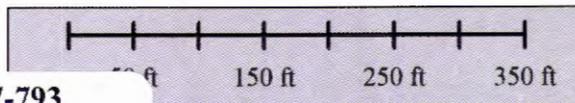
MR. RYAN SLATTERY
THE HUTTON COMPANY

LEGEND

- Ephemeral Stream (Waters of the U.S.)
- Open Water Pond (Waters of the U.S.)
- Perennial Stream (Waters of the U.S.)
- Proposed Fill in Waters
- Proposed Stream Reroute
- Study Boundary
- Wetlands (Waters of the U.S.)



Site Plan Detailed View
With Overlay of Waters



Rowden Consulting, LLC
Environmental Services

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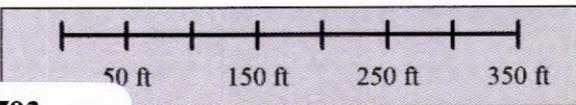
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