



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, NEW ORLEANS DISTRICT
7400 LEAKE AVE
NEW ORLEANS, LA 70118-3651

January 25, 2023

Programs and Project Management Division
Lake Pontchartrain & Vicinity Branch

Danielle Gosselin
Director
Office of Environmental Analysis
Surface Transportation Board
Washington, DC 20423

Dear Ms. Gosselin:

This letter is in reference to your letter dated November 15, 2022, concerning Docket No. FD 36633, Louisiana 23 Development Company, LLC – Construction and Operation Exemption, Plaquemines Parish, Louisiana.

We have reviewed your project as proposed and determined that a Department of the Army permits under Section 404 of the Clean Water Act and/or Section 10 of the Rivers and Harbors Act will be required. Please submit a permit application for processing before beginning your project.

Information and signatures obtained from recent maps, aerial photographs, and local soil surveys concerning this site are indicative of the occurrence of waters of the U.S., including wetlands. Department of the Army (DA) permits are required prior to the deposition or redistribution of dredged or fill material into waters of the U.S., including wetlands. This response does not constitute authorization to conduct the project.

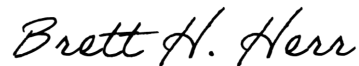
A jurisdictional determination will be required to determine the extent of waters of the U.S. Please submit a jurisdictional determination request form to our office along with detailed field data concerning vegetation, soils, and hydrology that we require for all jurisdictional determinations. The fact that a jurisdictional determination has not been completed does not alleviate your responsibility to obtain the proper DA permits prior to working in jurisdictional areas, which include wetlands, occurring at this location.

Please be advised that this property is in the Louisiana Coastal Zone and a Coastal Use Permit may be required prior to initiation of any activities on this site. For additional information, contact Ms. Christine Charrier, Office of Coastal Management, Louisiana Department of Natural Resources at (225) 342 7953.

Please contact Ms. Christine Thibodeaux of our Regulatory Branch by telephone at (504) 862-2278, or by e-mail: Christine.thibodeaux@usace.army.mil for questions concerning wetlands determinations or need for on-site evaluations. Questions concerning regulatory permit requirements may be addressed to Mr. Brad LaBorde by telephone at (504) 862-2225 or by email: brad.laborde@usace.army.mil.

Future correspondence concerning this matter should reference account number MVN-2022-01343-ST. This will allow us to more easily locate records of previous correspondence, and thus provide a quicker response.

Sincerely,

A handwritten signature in black ink that reads "Brett H. Herr". The signature is written in a cursive, slightly slanted style.

Brett H. Herr, PE
Branch Chief
Lake Pontchartrain and Vicinity Branch