



DEPARTMENT OF THE ARMY
NEW ORLEANS DISTRICT, CORPS OF ENGINEERS
P.O. BOX 60267
NEW ORLEANS, LOUISIANA 70160-0267

FILE

REPLY TO
ATTENTION OF:

Operations Division
Eastern Evaluation Section

JUL 23 2010

SUBJECT: (General Permit)NOD-20
BASE FILE: MVN 2010-1723 EPP

BP America Production Company
2401 5th Avenue 5, NOB 3-C
Texas City, Texas 77592

Gentlemen:

This concerns your enclosed communication dated July 23, 2010, requesting modification to your emergency authorization dated July 16, 2010, to install pilings with attached flex boom, at Cat Bay Islands, in Plaquemines Parish, Louisiana, in order to mitigate effects of oil from the Deepwater Horizon oil spill within the region.

We have reviewed your request and find that the work as modified on the enclosed drawings qualifies under (General Permit) NOD-20 for emergency operations, as long as all conditions of this permit are met. This authorization does not obviate you from acquiring a Louisiana Coastal Use Permit or any other federal, state, or local approvals that may be required by law.

All conditions of your July 16, 2010, authorization remain in full force and effect.

This approval is subject to the terms and conditions of (General Permit) NOD-20, dated September 13, 2007, a copy of which is enclosed. Please note that a formal permit application and drawings must be submitted within the time limits stated in the attached general permit.

Your project is located within the Louisiana Coastal Zone, as such your formal permit application submittal must be sent through the Louisiana Department of Natural Resources. Should you require information on submitting your application through their office, please contact Mr. Karl Morgan at [REDACTED]

Should you have any further questions concerning this matter, please contact Stephanie Castaing of this office at 504-862-1564.

Sincerely,

Pete J. Serio
Chief, Regulatory Branch

Enclosures

FILE

Farabee, Michael V MVN

From: Evelyn S. Harris [Evelyn.Harris@tbsmith.com]
Sent: Friday, July 23, 2010 11:21 AM
To: Farabee, Michael V MVN; 'Karl Morgan'; 'Christine Charrier'; Sara Krupa; Burkett, Jennifer E MVN
Cc: 'Chet Morrison'; 'Craig Guidry'; Kenneth W. Smith; Kenny J. King; Eric J. Deroche; 'Devillier, Ryan'; 'Guidry, Ty'; 'Brittany LeBoef'; 'Patti_Holland@FWS.GOV'; 'Myers Jr, Artie V'; 'dave.golson@bp.com'; 'dalenilene@gmail.com'; 'jmornini@juno.com'; 'rroberie@chetm.com'
Subject: RE: Revised EUA for The Cat Bay Islands
Attachments: Cat Bay Revised Permit Dwgs 7-23-10.pdf

EUA10-086

MVN-2010-1723-EPP

Attached are revisions to the above listed EUA's for pilings to support flexible boom placement at The Cat Islands - Sites 2 through 4 located in Cat Bay.

The change includes surrounding sites #2, #3 and #4. Site 1 remains as authorized in the original EUA. After investigation by Patti Holland, US Fisheries and Wildlife, and Mark Castille, LDWF, it was determined that birds are inhabiting Cat Bay Island #2. Due to changes in the currents, it was determined that the islands may need to be protected on all sides with the flexible boom.

All changes will be incorporated into the complete permit application at completion of the project.

Thank you,

Evelyn

Evelyn S. Harris

Project Controller

T. BAKER SMITH, INC.

Direct Line: XXXXXXXXXX

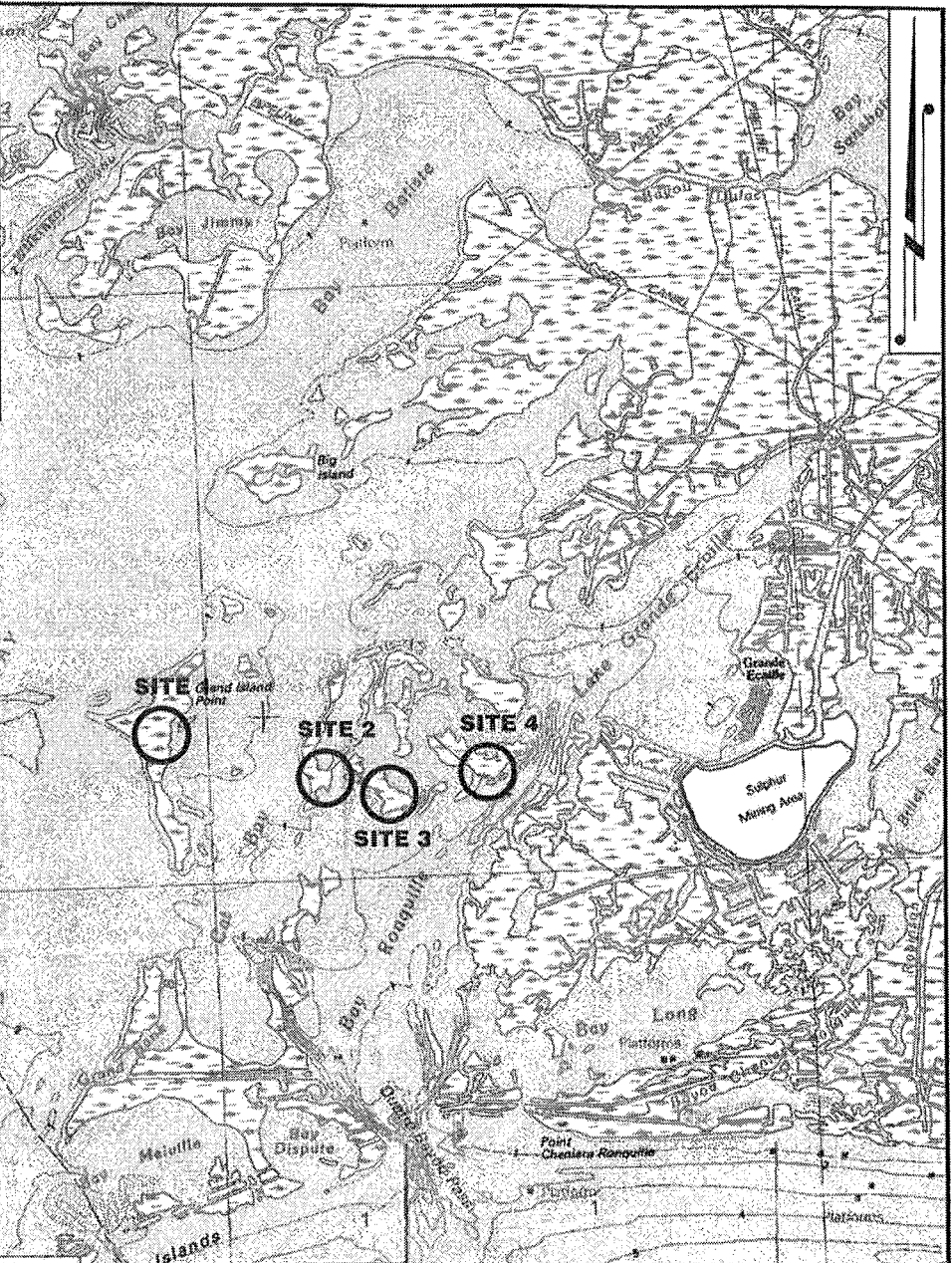
Main Line: [REDACTED]

Cell Phone: [REDACTED]

Toll Free: [REDACTED]

Fax: [REDACTED]

Webpage: www.tbsmith.com <<http://www.tbsmith.com>>



THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

NO.	DATE	REVISION

VICINITY MAP

BP North American

PROPOSED PILES FOR THE CAT BAY ISLANDS IN CAT BAY
 LOCATED IN PLAQUEMINES PARISH,
 LOUISIANA



SHEET	1	OF	8
DRAWN BY:	RML		
APPROVED BY:	KJK		
SCALE:	1"=10,000'		
DATE:	07/23/10		
JOB NUMBER:	2010.0290		

FILE:

Cat Bay Island



LEGEND

● PROPOSED PILE

THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

NO.	DATE	REVISION

PLAN VIEW - SITE 1

BP North American

PROPOSED PILES FOR THE CAT BAY ISLANDS IN CAT BAY
LOCATED IN PLAQUEMINES PARISH,
LOUISIANA.



Chel Morrison
CONTRACTORS



T. BAKER SMITH
PROFESSIONAL CONSULTANTS SINCE 1953
(885) 868-1020 www.tbsmith.com



SHEET	2	OF	8
DRAWN BY:	RML		
APPROVED BY:	KJK		
SCALE:	1"=400'		
DATE:	07/23/10		
JOB NUMBER:	2010.0290		

FILE:

Cat Bay Island



LEGEND
● PROPOSED PILE

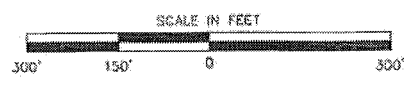
THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

NO.	DATE	REVISION

PLAN VIEW - SITE 2

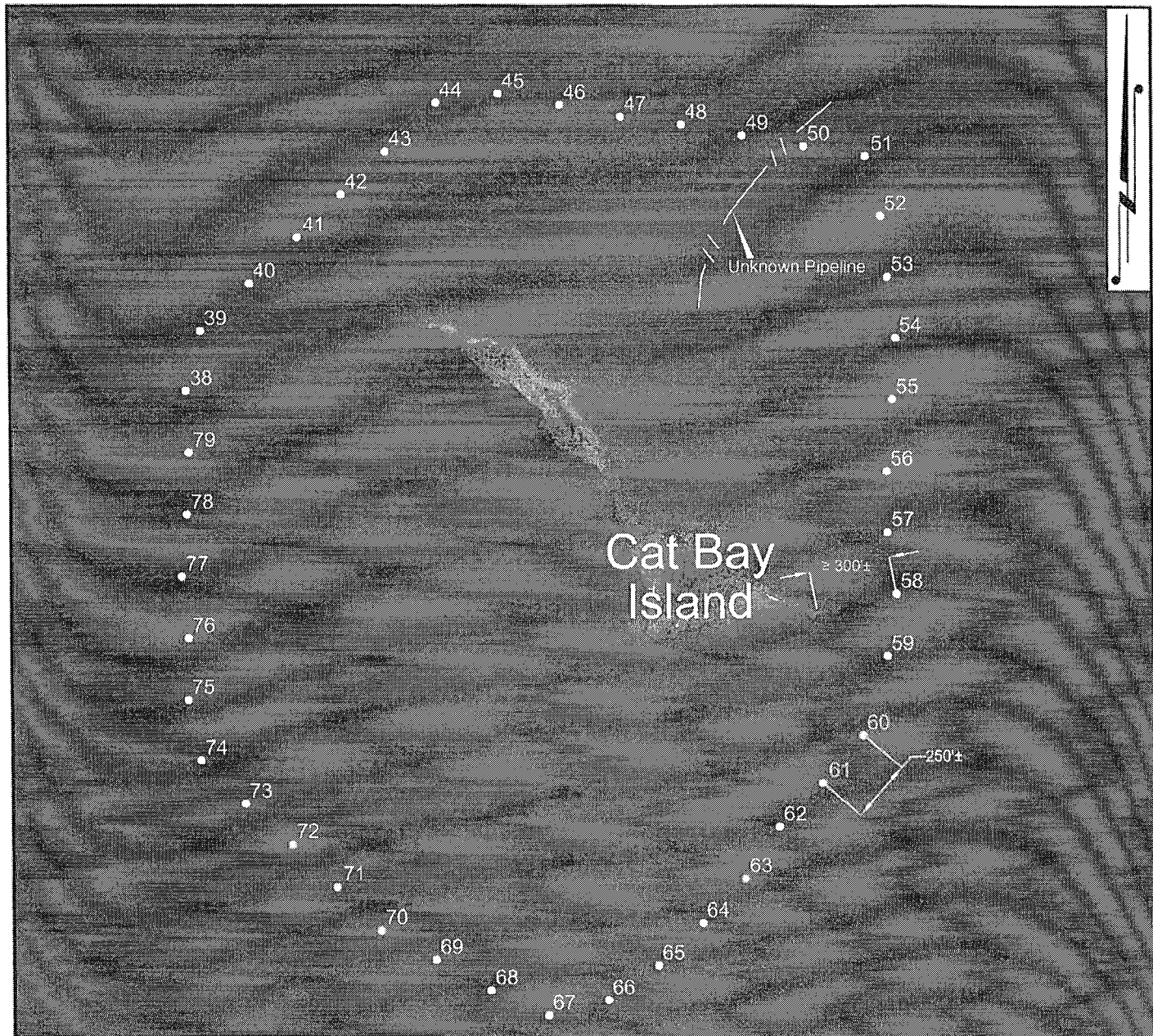
BP North American

PROPOSED PILES FOR THE CAT BAY ISLANDS IN CAT BAY
LOCATED IN PLAQUEMINES PARISH,
LOUISIANA



SHEET	3	OF	8
DRAWN BY:	RML		
APPROVED BY:	KJK		
SCALE:	1"=300'		
DATE:	07/23/10		
JOB NUMBER:	2010.0290		

FILE:



THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

NO.	DATE	REVISION

PLAN VIEW - SITE 3

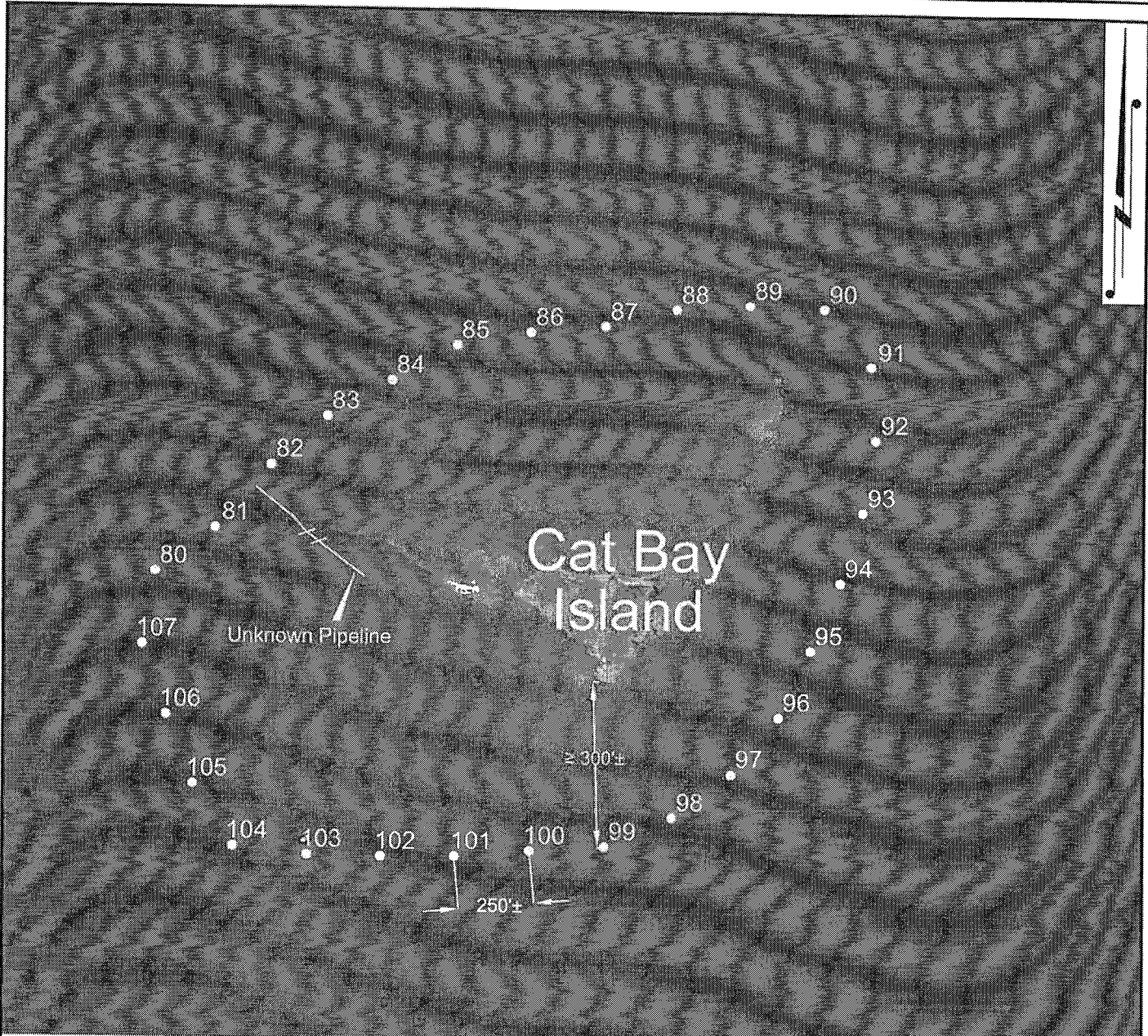
BP North American

PROPOSED PILES FOR THE CAT BAY ISLANDS IN CAT BAY
 LOCATED IN PLAQUEMINES PARISH,
 LOUISIANA



FILE:

SHEET	4	OF	8
DRAWN BY:	RHL		
APPROVED BY:	KJK		
SCALE:	1"=500'		
DATE:	07/23/10		
JOB NUMBER:	2010.0290		



THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

NO.	DATE	REVISION

PLAN VIEW - SITE 4

BP North American

PROPOSED PILES FOR THE CAT BAY ISLANDS IN CAT BAY
 LOCATED IN PLAQUEMINES PARISH,
 LOUISIANA



SHEET	5	OF	8
DRAWN BY:	RML		
APPROVED BY:	KJK		
SCALE:	1"=500'		
DATE:	07/23/10		
JOB NUMBER:	2010.0290		

FILE:

Point Table					Point Table				
Point #	Northing	Easting	Lat.	Long.	Point #	Northing	Easting	Lat.	Long.
1	320494.49	3738914.75	N29° 22' 24.15"	W89° 53' 42.51"	31	317108.38	3748842.66	N29° 21' 49.39"	W89° 51' 50.80"
2	320670.85	3739090.41	N29° 22' 25.88"	W89° 53' 40.50"	32	317076.00	3748594.77	N29° 21' 49.10"	W89° 51' 53.61"
3	320818.33	3739292.10	N29° 22' 27.31"	W89° 53' 38.20"	33	317058.46	3748345.38	N29° 21' 48.96"	W89° 51' 56.43"
4	320969.79	3739491.00	N29° 22' 28.79"	W89° 53' 35.93"	34	317138.69	3748108.53	N29° 21' 49.78"	W89° 51' 59.09"
5	321055.29	3739724.12	N29° 22' 29.60"	W89° 53' 33.28"	35	317343.03	3747964.49	N29° 21' 51.82"	W89° 52' 00.69"
6	321029.34	3739972.45	N29° 22' 29.32"	W89° 53' 30.48"	36	317574.10	3747869.35	N29° 21' 54.12"	W89° 52' 01.73"
7	320919.85	3740195.65	N29° 22' 28.21"	W89° 53' 27.97"	37	317818.84	3747817.84	N29° 21' 56.55"	W89° 52' 02.28"
8	320671.09	3740226.44	N29° 22' 25.74"	W89° 53' 27.66"	38	317441.60	3750394.45	N29° 21' 52.49"	W89° 51' 33.22"
9	320420.50	3740232.90	N29° 22' 23.26"	W89° 53' 27.62"	39	317684.51	3750453.56	N29° 21' 54.89"	W89° 51' 32.52"
10	320170.33	3740216.31	N29° 22' 20.78"	W89° 53' 27.85"	40	317877.28	3750651.50	N29° 21' 56.77"	W89° 51' 30.25"
11	319951.52	3740097.23	N29° 22' 18.63"	W89° 53' 29.22"	41	318065.59	3750846.08	N29° 21' 58.61"	W89° 51' 28.02"
12	319812.14	3739890.99	N29° 22' 17.28"	W89° 53' 31.58"	42	318239.46	3751025.72	N29° 22' 00.31"	W89° 51' 25.97"
13	319660.40	3739691.65	N29° 22' 15.60"	W89° 53' 33.85"	43	318413.32	3751205.36	N29° 22' 02.01"	W89° 51' 23.91"
14	319612.75	3739471.73	N29° 22' 15.36"	W89° 53' 36.34"	44	318610.14	3751409.97	N29° 22' 03.93"	W89° 51' 21.57"
15	319605.88	3739227.75	N29° 22' 15.32"	W89° 53' 39.10"	45	318647.24	3751657.21	N29° 22' 04.26"	W89° 51' 18.77"
16	319807.91	3739080.32	N29° 22' 17.34"	W89° 53' 40.74"	46	318601.96	3751902.73	N29° 22' 03.78"	W89° 51' 16.01"
17	319998.50	3738985.00	N29° 22' 19.24"	W89° 53' 41.79"	47	318554.62	3752149.74	N29° 22' 03.28"	W89° 51' 13.22"
18	320247.17	3738950.69	N29° 22' 21.70"	W89° 53' 42.14"	48	318522.29	3752398.11	N29° 22' 02.93"	W89° 51' 10.42"
19	318065.95	3747855.17	N29° 21' 58.99"	W89° 52' 01.82"	49	318478.17	3752645.00	N29° 22' 02.46"	W89° 51' 07.64"
20	318284.36	3747976.82	N29° 22' 01.14"	W89° 52' 00.42"	50	318435.35	3752891.09	N29° 22' 02.01"	W89° 51' 04.86"
21	318396.56	3748206.67	N29° 22' 02.22"	W89° 51' 57.80"	51	318395.05	3753137.57	N29° 22' 01.58"	W89° 51' 02.08"
22	318488.93	3748428.23	N29° 22' 03.11"	W89° 51' 55.29"	52	318151.69	3753197.92	N29° 21' 59.16"	W89° 51' 01.44"
23	318525.49	3748675.46	N29° 22' 03.44"	W89° 51' 52.49"	53	317903.12	3753224.52	N29° 21' 56.70"	W89° 51' 01.17"
24	318524.90	3748923.77	N29° 22' 03.40"	W89° 51' 49.68"	54	317653.04	3753256.32	N29° 21' 54.22"	W89° 51' 00.85"
25	318406.49	3749143.70	N29° 22' 02.20"	W89° 51' 47.21"	55	317403.48	3753241.49	N29° 21' 51.75"	W89° 51' 01.05"
26	318167.17	3749216.00	N29° 21' 59.82"	W89° 51' 46.43"	56	317111.35	3753217.19	N29° 21' 48.86"	W89° 51' 01.37"
27	317921.82	3749273.87	N29° 21' 57.39"	W89° 51' 45.81"	57	316862.48	3753193.54	N29° 21' 46.40"	W89° 51' 01.67"
28	317722.62	3749239.39	N29° 21' 55.42"	W89° 51' 46.23"	58	316613.60	3753169.89	N29° 21' 43.94"	W89° 51' 01.98"
29	317533.08	3749093.77	N29° 21' 53.56"	W89° 51' 47.90"	59	316364.72	3753146.24	N29° 21' 41.48"	W89° 51' 02.28"
30	317300.09	3749003.13	N29° 21' 51.27"	W89° 51' 48.96"	60	316044.70	3753115.82	N29° 21' 38.31"	W89° 51' 02.67"

THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

NO.	DATE	REVISION

PILING COORDINATES

BP North American

PROPOSED PILES FOR THE CAT BAY ISLANDS IN CAT BAY
LOCATED IN PLAQUEMINES PARISH,
LOUISIANA



SHEET	6	OF	8
DRAWN BY:	RML		
APPROVED BY:	KJK		
SCALE:			
DATE:	07/23/10		
JOB NUMBER:	2010.0290		

FILE:

Point Table					Point Table				
Point #	Northing	Eastng	Lat.	Long.	Point #	Northing	Eastng	LaL	Long.
61	315852.57	3752952.39	N29° 21' 36.43"	W89° 51' 04.55"	91	318919.03	3756768.34	N29° 22' 06.04"	W89° 49' 58.37"
62	315673.00	3752778.45	N29° 21' 34.68"	W89° 51' 06.54"	92	318669.82	3758785.82	N29° 22' 03.57"	W89° 49' 58.21"
63	315464.92	3752639.87	N29° 21' 32.64"	W89° 51' 08.13"	93	318422.96	3758744.37	N29° 22' 01.13"	W89° 49' 58.72"
64	315285.09	3752466.21	N29° 21' 30.88"	W89° 51' 10.12"	94	318183.99	3758670.95	N29° 21' 58.78"	W89° 49' 59.58"
65	315114.69	3752283.28	N29° 21' 29.22"	W89° 51' 12.21"	95	317954.23	3758572.39	N29° 21' 56.51"	W89° 50' 00.73"
66	314974.42	3752076.33	N29° 21' 27.85"	W89° 51' 14.57"	96	317728.34	3758465.27	N29° 21' 54.29"	W89° 50' 01.97"
67	314914.76	3751833.56	N29° 21' 27.29"	W89° 51' 17.33"	97	317536.74	3758304.68	N29° 21' 52.42"	W89° 50' 03.82"
68	315015.96	3751804.95	N29° 21' 28.32"	W89° 51' 19.89"	98	317389.36	3758102.75	N29° 21' 50.98"	W89° 50' 06.12"
69	315140.20	3751386.01	N29° 21' 29.58"	W89° 51' 22.33"	99	317289.20	3757873.69	N29° 21' 50.02"	W89° 50' 08.72"
70	315259.58	3751168.35	N29° 21' 30.79"	W89° 51' 24.79"	100	317273.31	3757624.19	N29° 21' 49.90"	W89° 50' 11.55"
71	315435.67	3750990.90	N29° 21' 32.56"	W89° 51' 26.77"	101	317251.68	3757375.13	N29° 21' 49.71"	W89° 50' 14.36"
72	315607.89	3750809.67	N29° 21' 34.29"	W89° 51' 28.79"	102	317248.77	3757125.15	N29° 21' 49.72"	W89° 50' 17.19"
73	315772.89	3750621.86	N29° 21' 35.94"	W89° 51' 30.89"	103	317254.58	3756875.21	N29° 21' 49.31"	W89° 50' 20.01"
74	315949.05	3750444.47	N29° 21' 37.71"	W89° 51' 32.87"	104	317280.40	3756626.55	N29° 21' 50.10"	W89° 50' 22.82"
75	316194.20	3750395.48	N29° 21' 40.14"	W89° 51' 33.39"	105	317490.60	3756491.21	N29° 21' 52.19"	W89° 50' 24.32"
76	316444.18	3750398.82	N29° 21' 42.62"	W89° 51' 33.31"	106	317723.47	3756400.27	N29° 21' 54.51"	W89° 50' 25.31"
77	316692.94	3750373.91	N29° 21' 45.08"	W89° 51' 33.56"	107	317959.66	3756318.33	N29° 21' 56.86"	W89° 50' 26.20"
78	316942.10	3750395.42	N29° 21' 47.55"	W89° 51' 33.28"					
79	317191.82	3750405.00	N29° 21' 50.02"	W89° 51' 33.14"					
80	318205.88	3756361.67	N29° 21' 59.29"	W89° 50' 26.68"					
81	318353.88	3756583.15	N29° 22' 00.73"	W89° 50' 23.38"					
82	318567.46	3756749.91	N29° 22' 02.82"	W89° 50' 21.23"					
83	318731.63	3756938.49	N29° 22' 04.42"	W89° 50' 19.08"					
84	318854.55	3757156.18	N29° 22' 05.61"	W89° 50' 16.60"					
85	318977.37	3757373.92	N29° 22' 06.80"	W89° 50' 14.12"					
86	319023.36	3757619.62	N29° 22' 07.22"	W89° 50' 11.34"					
87	319045.42	3757868.65	N29° 22' 07.41"	W89° 50' 08.52"					
88	319105.26	3758111.38	N29° 22' 07.97"	W89° 50' 05.77"					
89	319121.45	3758360.86	N29° 22' 08.10"	W89° 50' 02.95"					
90	319113.08	3758610.72	N29° 22' 07.98"	W89° 50' 00.13"					

THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

NO.	DATE	REVISION

PILING COORDINATES

BP North American

PROPOSED PILES FOR THE CAT BAY ISLANDS IN CAT BAY
LOCATED IN PLAQUEMINES PARISH,
LOUISIANA



SHEET	7	OF	8
DRAWN BY:	RML		
APPROVED BY:	KJK		
SCALE:			
DATE:	07/23/10		
JOB NUMBER:	2010.0290		

FILE:

NOTES:

1. AS-BUILT DRAWINGS WILL BE SUBMITTED WITHIN 30 DAYS OF COMPLETION OF THIS PROJECT TO THE LOUISIANA DEPARTMENT OF NATURAL RESOURCES, OFFICE OF COASTAL MANAGEMENT, P.O. BOX 44487, BATON ROUGE, LA 70804-4487.
2. ALL STRUCTURES, FACILITIES, WELL AND PIPELINES/FLOWLINES OCCURRING IN OPEN WATER AREAS OR IN OILFIELD CANALS OR SLIPS SHALL BE REMOVED WITHIN 120 DAYS OF ABANDONMENT OR THE FACILITIES FOR THE HEREIN PERMITTED USE UNLESS PRIOR WRITTEN APPROVAL TO LEAVE SUCH STRUCTURES IN PLACE IS RECEIVED FROM THE OFFICE OF COASTAL MANAGEMENT. THIS CONDITION DOES NOT PRECLUDE THE NECESSITY FOR REVISING THE CURRENT PERMIT OR OBTAINING A SEPARATE COASTAL USE PERMIT, SHOULD ONE BE REQUIRED.
3. STRUCTURES MUST BE MARKED/LIGHTED IN ACCORDANCE WITH U.S. COAST GUARD REGULATIONS.
4. IN ORDER TO ENSURE THE SAFETY OF ALL PARTIES, THE PERMITTEE SHALL CONTACT THE LOUISIANA ONE CALL SYSTEM (1-800-272-3020) A MINIMUM OF 48 HOURS PRIOR TO THE COMMENCEMENT OF ANY EXCAVATION (DIGGING, DREDGING, JETTING, ETC.) OR DEMOLITION ACTIVITY.

EQUIPMENT LIST

900 HP TUG - DRAFT 7FT
 600 HP TUG - DRAFT 6FT
 2 BARGES (140 X 45 X 8) - DRAFT 3.5FT
 CREWBOAT - DRAFT 2.5FT

THESE PLATS ARE TO BE USED EXCLUSIVELY FOR THE ACQUISITION OF REGULATORY PERMITS.

NO.	DATE	REVISION
-----	------	----------

NOTES

BP North American

PROPOSED PILES FOR THE CAT BAY ISLANDS IN CAT BAY
 LOCATED IN PLAQUEMINES PARISH,
 LOUISIANA



SHEET	8	OF	8
DRAWN BY:	RML		
APPROVED BY:	KJK		
SCALE:			
DATE:	07/23/10		
JOB NUMBER:	2010.0290		

FILE:



DEPARTMENT OF THE ARMY
NEW ORLEANS DISTRICT, CORPS OF ENGINEERS
P.O. BOX 60267
NEW ORLEANS, LOUISIANA 70160-0267

REPLY TO
ATTENTION OF:

Operations Division
Regulatory Branch

SEP 13 2007

SUBJECT: MVN-1997-4840-CX
(General Permit)NOD-20

SPECIAL PUBLIC NOTICE

ANNOUNCEMENT OF GENERAL PERMIT TIME EXTENSION
FOR EMERGENCY OPERATIONS
WITHIN THE NEW ORLEANS DISTRICT

On March 9, 2007, this district issued a public notice announcing consideration of a time extension to the general permit for emergency operations. All available information and comments were considered in determining that the overall public interest would be best served by issuing the time extension. A copy of the extended general permit for emergency operations is attached.

We have reserved the right to modify, suspend, or revoke this general permit any time we determine it is in the public's interest to do so. Interested parties are invited to submit written comments or suggestions for modifications or improvement of this general permit to the Regulatory Branch of this district at any time.

BY THE AUTHORITY OF THE SECRETARY OF THE ARMY:

A handwritten signature in cursive script that reads "Pete Serio".

Pete J. Serio
Chief, Regulatory Branch

Attachment



DEPARTMENT OF THE ARMY
NEW ORLEANS DISTRICT, CORPS OF ENGINEERS
P.O. BOX 60267
NEW ORLEANS, LOUISIANA 70160-0267

REPLY TO
ATTENTION OF:

Operations Division
Regulatory Branch

SEP 13 2007

SUBJECT: MVN-1997-4840-CX
(General Permit)NOD-20

GENERAL PERMIT
EMERGENCY OPERATIONS
WITHIN THE NEW ORLEANS DISTRICT

Authorization No.: (General Permit)NOD-20
Initial Effective Date: November 1, 1982
Expiration Date: October 31, 2012

Under authorization granted by Part 325.8(b) of Title 33, Code of Federal Regulations, the District Commander at New Orleans has granted this general permit for certain emergency operations as described. This permit authorizes work and structures under the following legislation:

- a. Section 10 of the Rivers and Harbors Act of March 3, 1899 (33 USC 403).
- b. Section 404 of the Clean Water Act (33 USC 1344).

This permit does not authorize any work under Section 9 of the Rivers and Harbors Act of March 3, 1899 (33 USC 404) or Section 103 of the Marine Protection, Research and Sanctuaries Act of 1972 (33 USC 1413).

This permit is applicable only within the boundaries of the New Orleans District of the U.S. Army Corps of Engineers.

Work authorized by this general permit is the minimum amount necessary to respond to such emergencies as oil or gas well blowouts, pipeline explosions or ruptures, explosions, fires, oil or hazardous materials spills, and shipwrecks or sinkings of vessels in navigation channels or similar situations which would result in an imminent safety and/or environmental hazard, loss of property, or immediate economic hardship if corrective action requiring a permit is not undertaken within a time period less than the normal time needed to process an application.

Approval to perform work under this general permit does not replace normal permitting approval required under our regulations. Authorization under the general permit is a temporary approval to allow the applicant to perform work under emergency situations. After the emergency situation has been addressed, the applicant must either restore the site to as near pre-project conditions as practical, or must apply for a permit to maintain the work initially authorized under the general permit. Permit applications to maintain work initially authorized under this general permit would be processed in the normal manner to include a public notice, water quality certification from the Louisiana Department of Environmental Quality, and coastal use permit or other approval from the Louisiana Department of Natural Resources, Coastal Management Division, where applicable.

The activities authorized by this general permit include, but are not limited to:

- a. Emergency placement of a drilling rig in open waters to drill a shutoff well.
- b. Emergency dredging and disposal of dredged material for movement of equipment to evacuate personnel, fight fires, shutoff blow-out wells, install and service pollution control equipment, and repair ruptured pipelines.
- c. Emergency dredging and placement of fills to collect and confine oil or hazardous materials.
- d. Emergency dredging and deposition of dredged material to remove or re-float grounded, wrecked, burned out or sunken vessels blocking major navigation channels.
- e. Emergency placement of fills to provide access to a location for placement of drilling rigs to drill shutoff wells.

In addition to the applicable conditions of our standard permit form (copy enclosed), the following conditions apply to this general permit:

- a. Dredging and other activities will be the minimum necessary to meet the emergency.
- b. Restoration is required in accordance with the following:
 - (1) Restoration plans must be submitted to the Regulatory Branch of this district within 30 days of the date when the approval was granted by the New Orleans District for the emergency work under the general permit.
 - (2) The District Commander will consult with appropriate federal, state, and local agencies prior to approval of restoration plans.
 - (3) The restoration work must begin within 30 days of approval of plans or lesser time when so specified by the District Commander or his representative, unless a specific time extension is granted by the New Orleans District.
 - (4) Once begun, restoration work will be diligently prosecuted until completed.

(5) Disturbed wetland areas shall be restored to as near preproject conditions as practicable.

c. In appropriate cases when it may be in the public interest to allow maintenance of structures, fills, or dredged areas installed under this general permit authorization, permittees must apply for and receive a Department of the Army permit. If the permit application is denied, restoration will proceed in accordance with condition b., immediately above.

d. Applications to maintain facilities authorized by this general permit must be submitted within 30 days of the date when the approval was granted by the New Orleans District for the emergency work under the general permit, unless a specific time extension is granted by the New Orleans District. Permit applications will be processed using regular procedures, including a public notice where applicable.

e. Requests to maintain facilities authorized under this general permit must include a completed application form, letter-sized drawings illustrating the location and scope of the work, and be mailed to the Regulatory Branch at the letterhead address above. Applications for work in the Louisiana Coastal Zone must also be sent to the Louisiana Department of Natural Resources, Coastal Management Division.

f. This general permit may be modified, suspended, or revoked by the District Commander any time it is found to be in the public interest to do so.

g. Approval under this general permit does not relieve permittees from obtaining emergency permits or other approvals from any required state or local agency, or the consent of the landowner. For emergency work within the Louisiana Coastal Zone, applicant's must also contact Louisiana Department of Natural Resources, Coastal Management Division (CMD) at (225) 342-7591 for specific approval before performing the emergency work. CMD has a similar emergency general permit, CUP-GP-29.

h. Other conditions may be added in individual approvals for work under this general permit to address site specific conditions or situations.

Procedures to be followed in administering this general permit are as follows:

a. The initial contact may be made in person or by telephone to one of the following numbers.

(1) Regulatory Branch
(504) 862-2255

(2) Eastern Evaluation Section
(504) 862-2044

(3) Central evaluation Section
(504) 862-2276

(4) Western Evaluation Section
(504) 862-2261

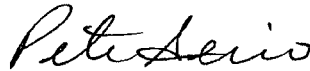
For work within the Louisiana Coastal Zone also contact the Louisiana Department of Natural Resources, Coastal Management Division at (225) 342-7591.

b. Authorization under this general permit may be granted upon initial contact provided the requester can present sufficient information on the location, nature, and extent of the work to establish that the emergency situation exists. Depending on the extent of the emergency, immediate verbal authorization may be granted to perform the work, however, in other cases a written request explaining the emergency, with sketches and maps, may be needed to establish that the project qualifies for approval under the provisions of the emergency general permit.

c. If authorization to proceed is granted at the initial contact, the permittee must supply written documentation of the work to be done within 1 working day of the approval being granted, including necessary maps, drawings, and sketches.

d. Permittees will supply all other information necessary to establish a complete file.

e. Written approval will be granted after all necessary information has been provided.



Pete J. Serio
Chief, Regulatory Branch

Enclosures

DECISION DOCUMENT FOR EMERGENCY PERMITTING VERIFICATION, NOD-20

ORM Number: MVN 2010-1723 EPP

Applicant: BP America Production Company

Project Location (Waterway, Section, Township, Range, City, County, State): In Cat Bay, around/along Cat Islands, Jefferson Parish, Louisiana.

Receipt Date: July 23, 2010 Complete: Yes No

Additional Information Requested Date: no

Application Complete Date: July 23, 2010

Waters of the US: yes

*see Jurisdictional Determination form(s) dated: n/a

Authority: Section 10 Section 404 Section 103

Project Description (Describe activities in waters of the U.S. authorized by verification):
Modification of project to change location of pilings.

Project Purpose: Mitigate effects of oil from the Deepwater Horizon oil spill within the region.

Type of Permit Verified: NOD-20

Pre-construction Notification Required: Yes No

Coordination with Agencies/Tribes: Yes No Date:

Commenting Agencies:

US Fish and Wildlife Service

US Environmental Protection Agency

National Marine Fisheries Service

State Agency (if checked, list commenting state agencies)

State Historic Preservation Office

Other:

Substantive Issues and Corps Resolution:

Compliance with Other Federal Laws (If specific law is not applicable write *N/A* in the adjacent text box): *N/A*

a) Endangered Species Act:

Name of species present:

Effects determination: Pending submittal of an after-the-fact application

within 30 days of the date of this authorization, further consultation will be conducted with the USFWS and LDWF.

Date of Service(s) concurrence:

Basis for "no effect" determination: pending

Additional information (optional):

b) Magnuson-Stevens Act (Essential Fish Habitat):

Name of species present:

Effects determination: N/A

Date of Service(s) concurrence:

Basis for "no effect" determination: N/A

Additional information (optional): Pending submittal of an after-the-fact application within 30 days of the date of this authorization, further consultation will be conducted.

c) Section 106 of the National Historic Preservation Act:

Known site present: yes no

Survey required/conducted: yes no

Effects determination:

Rationale:

Date consultation complete (if necessary):

Additional information (optional): A final opinion to be rendered by the SHPO upon completion of the project and review of the ATF application.

d) Section 401 Water Quality Certification:

Individual certification required: yes no

Issued waived denied

Additional information (optional): Individual certification requirements will be coordinated during the ATF process.

e) Coastal Zone Management Act:

Individual certification required: yes no

Issued waived denied

Additional information (optional): Modification to EUA 10-087 pending.

f) Wild and Scenic Rivers Act:

Project located on designated or "study" river: yes no

Managing agency:

Date written determination provided that the project will not adversely affect the Wild and Scenic River designation or study status:

Additional information (optional):

g) Others (Specify):


Special Conditions Required: yes no (If yes, provide rationale for each required condition):
General Conditions of the NOD-20 emergency authorization incorporated into the NOD-20 permit instrument, as well as section 10 conditions. Special conditions of the original permit remain in effect to address resource agency points of concern and minimize impacts to the ecosystem.


Specific conditions may be incorporated as part of the ATF Individual Permit, pending submittal and processing of the application.

Compensatory Mitigation Required: yes no (If yes, provide rationale for compensatory mitigation required): A final decision on Compensatory Mitigation will be made upon completion of the forthcoming ATF application process.

Determination: I have reviewed the proposed project and determined that the work will result in minimal individual and cumulative adverse effects on the aquatic environment.

This project complies with all terms and conditions of the NOD-20 including any applicable Regional Conditions.

Prepared by:  Chief, Eastern Evaluation Section

Reviewed by:  Chief, Eastern Evaluation Section

Date: July 23, 2010