

**Appendix C
Public Notices**



REPLY TO
ATTENTION OF:

DEPARTMENT OF THE ARMY
U.S. ARMY ENGINEER DISTRICT, MOBILE DISTRICT
P.O. BOX 2288
MOBILE, ALABAMA 36628-0001

CESAM-RD-C

December 18, 2009

**JOINT PUBLIC NOTICE SAM-2009-01763-MJF
U.S. ARMY CORPS OF ENGINEERS**

**MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF POLLUTION CONTROL**

MISSISSIPPI DEPARTMENT OF MARINE RESOURCES

City of Bay St. Louis Marina
City of Bay St. Louis
Hancock County, Mississippi

TO WHOM IT MAY CONCERN:

This District has received an application for a Department of the Army permit pursuant to Section 10 of the River and Harbor Act of 1899 (33 USC 403) and Section 404 of the Clean Water Act (33 USC 1344). Please communicate this information to interested parties.

APPLICANT: City of Bay St. Louis
P.O. Box 2550
Bay St. Louis, Mississippi 39521

Agent: BMI Environmental Services, LLC.
521 34th St.
Gulfport, Mississippi 39507

LOCATION OF WORK: North of the CSX Railroad Bridge and South of U.S. Highway 90, Section 28, Township 8 South, Range 13 West, Latitude 30.31078 Longitude -89.31752, in the Mississippi Sound, Bay St. Louis, Hancock County, Mississippi.

WORK DESCRIPTION: The applicant proposes to construct a recreational harbor which would provide approximately 208 boat slips within a protected basin. The harbor would include a sheltered basin, piers and walkways, sewer pump out facilities, fuel service and marine convenience store, and parking for the users and visitors.

The proposed action would entail the following:

1. The creation/dredge of a 150' X 4100' (14.1 acre) channel to -8 ft below mllw, and create/dredge a 850' X 1200' (23.4 acre) basin to -8 below mllw for a total of approximately 150,000 cy of dredged material. The dredged material would be deposited on adjacent beaches and/or a Corps approved beneficial use area or upland disposal areas;

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2. The fill of 2,777 square feet of water bottoms and cut of 12,817 square feet of water bottoms to straighten the shoreline for bulkhead installation; and
3. The construction of a 985 linear foot concrete bulkhead along the western margin of the harbor, a 1,780 linear-foot concrete pier/walkway/breakwater structure along the southern margin, a 100 linear-foot timber pile breakwater along the eastern margin, and re-construct the 1,200' x 10' Rutherford Pier, which includes three (3) 40' x 10' fishing piers, three (3) 15' x 15' pavilions, one (1) 30' x 20' pavilion, and three (3) 30' x 10' T-Head piers, and a 1,200 linear-foot vinyl sheet pile breakwater along the northern margin of the harbor.
4. Within the harbor, five (5) main piers would be constructed. Pier 1 would be 10' wide and 750' long, would include six (6) 4' x 40' finger piers, and would provide fourteen (14) 40' boat slips. A 40' x 200' deck platform for loading/unloading would also be constructed on Pier 1. Pier 2 would be 10' wide and 600' long, would include thirteen (13) 4' x 35' finger piers and twelve (12) 4' x 40' finger piers, a 10' x 85' temporary lay-by pier on the northern end, and would provide twenty-seven (27) 35' boat slips and twenty-six (26) 40' boat slips. Pier 3 will be 10' wide and 600' long, would include twenty-two (22) 4' x 45' finger piers, a 10' x 100' temporary lay-by pier on the northern end, and would provide forty-seven (47) 45' boat slips. Pier 4 would be 10' wide and 600' long, would include nineteen (19) 4' x 50' finger piers, a 10' x 110' temporary lay-by pier on the northern end, and would provide forty-one (41) 50' boat slips. Pier 5 would be 10' wide and 600' long, would include eight (8) 4' x 50' finger piers and eight (8) 4' x 60' finger piers, a 10' x 120' temporary lay-by pier on the northern end, and would provide eighteen (18) 50' boat slips and seventeen (17) 60' boat slips. Future build-out is designed for an additional nine (9) 4' x 60' finger piers off of the concrete pier/walkway/breakwater structure, and would provide eighteen (18) 60' boat slips. Each of the five (5) main piers would also include a 10' x 10' electrical platform; and
5. Install 216 mooring piles and 10 channel marker/sign pilings.

The overall project purpose is to provide docking space for recreational boaters along the Mississippi Gulf Coast. The municipal harbor would provide a "focal point" for the waterfront area of downtown Bay St. Louis and would help to bring businesses and people back to this import area of the City. The municipal harbor would generate revenues that would allow the City to operate the public facility which in turn would provide opportunities for recreational access to boaters, fishermen, and the general public.

Avoidance and Minimization:

A number of alternatives were considered for the project. Alternative locations, construction techniques and designs were considered and evaluated in relation to the over all purpose and need.

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The criteria used to evaluate sites include: suitable site location relative to downtown waterfront area; suitable site conditions; reasonable development and construction costs; and compatible with the existing environmental resources. Based on a detailed evaluation of the project alternatives, the City eliminated the alternatives site locations south of the CSX Railroad. The shoreline areas south of the CSX Railroad are adjacent to schools, churches, and residential development. The City also eliminated alternative designs that involved filling large areas of open water for parking and vehicular access to the piers and boat berths. The alternatives that involved the use of rip-rap for breakwater construction were also eliminated from consideration. The Corps has not verified the adequacy of the applicants avoidance and minimization statement at this time.

Mitigation: The applicant has stated the following concerning mitigation for unavoidable impacts to Waters of the United States: "The applicant feels the 2,777 square feet of fill will be offset by the 12,817 square feet of cut". The Corps has not verified the adequacy of this mitigation proposal at this time.

The applicant has applied for certification from the State of Mississippi in accordance with Section 401(a)(1) of the Clean Water Act, and upon completion of the required advertising, a determination relative to certification will be made.

Also, the applicant has applied for certification from the State that the proposed activity complies with and will be conducted in a manner that is consistent with the State Coastal Zone Management Program. A determination relative to consistency will be made by the Mississippi Department of Marine Resources.

This public notice is being distributed to all known interested persons in order to assist in developing facts on which a decision by the U.S. Army Corps of Engineers (Corps) can be based. For accuracy and completeness of the record, all data in support of or in opposition to the proposed work should be submitted in writing setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition. The decision whether to issue a permit will be based on an evaluation of the probable impact, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources.

The benefit which reasonably may be expected to accrue from the proposal must be balanced against its reasonably foreseeable detriments. All factors which may be relevant to the proposal will be considered, including the cumulative effects thereof; among those are conservation, economics, aesthetics, general environmental concerns, wetlands, cultural values, fish and wildlife values, flood hazards, flood plain values, land use, navigation, shoreline erosion and accretion, recreation, water

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supply and conservation, water quality, energy needs, safety, food production, and in general, the needs and welfare of the people.

The Corps is soliciting comments from the public; federal, state, and local agencies and officials; Indian Tribes; and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects and the other public interest factors listed above. Comments are used in the preparation of an Environmental Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

Any person may request, in writing, within the comment period specified in this notice, that a public hearing be held to consider this application. Requests for public hearings shall state with particularity, the reasons for holding a public hearing.

Evaluation of the probable impacts involving deposits of dredged or fill material into waters of the United States will include the application of guidelines established by the Administrator of the U.S. Environmental Protection Agency.

In accordance with Section 106 of the National Historic Preservation Act, and Appendix C of 33 CFR 325, the undertaking defined in this notice is being considered for the potential to effect cultural and historic properties within the permit area. Although the extent of federal control and responsibility for these considerations are confined to the limits of the permit area for this particular project, the potential indirect effects that may occur to historic properties as a result of this undertaking are also being considered. We are seeking comment from the State Historic Preservation Officer, federally-recognized American Indian tribes, local historical societies, museums, universities, the National Park Service, and concerned citizens regarding the existence or the potential for existence of significant cultural and historic properties within the permit area.

Historic architectural or archaeological investigations may be necessary to ascertain the existence of such resources. Efforts will be made through the consultation process to avoid, minimize, or mitigate any adverse effects to significant cultural and historic properties that may occur as a result of this undertaking. The district engineer remains the final decision authority.

Preliminary review of this application and the U.S. Department of the Interior List of Endangered and Threatened Wildlife and Plants indicate that the proposed activity may affect listed endangered or threatened species. Specifically, the Leatherback sea turtle (*Dermochelys*

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coriacea), Hawksbill sea turtle (*Eremachelys imbricate*), Kemp's Ridley turtle (*Lepidochelys kempii*), Green sea turtle (*Chelonia mydas*), Loggerhead sea turtle (*Caretta caretta*), Gulf Sturgeon (*Acipenser oxyrinchus desotoi*), the Smalltooth Sawfish (*Pristis pectinata*) and Piping Plover (*Charadrius melodus*) may be affected by this project.

This notice initiates the Essential Fish Habitat (EFH) consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. The proposal would impact approximately 37.5 acres of marine substrate utilized by various life stages of red drum, Spanish mackerel, and shrimp. Our initial determination is that the proposed action may have an adverse impact on EFH or federally managed fisheries. Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the National Marine Fisheries Service (NMFS).

Correspondence concerning this Public Notice should refer to Public Notice Number SAM-2009-01763-MJF and should be directed to:

District Engineer
U.S. Army Engineer District, Mobile (RD-C)
Post Office Box 2288
Mobile, Alabama 36628-0001
Attn: Maryellen Farmer

With a Copy to:

Mississippi Department of Environmental Quality
Office of Pollution Control
Post Office Box 10385
Jackson, Mississippi 39289

And to:

Mississippi Department of Marine Resources
1141 Bayview Avenue, Suite 101
Biloxi, Mississippi 39530

Comments should be received no later than **21 days** from the date of this Public notice.

If you have any questions concerning this publication, you may contact the project manager via e-mail at Maryellen.J.Farmer@usace.army.mil or telephone number **(228) 523-4116**. Please refer to the above Public Notice number.

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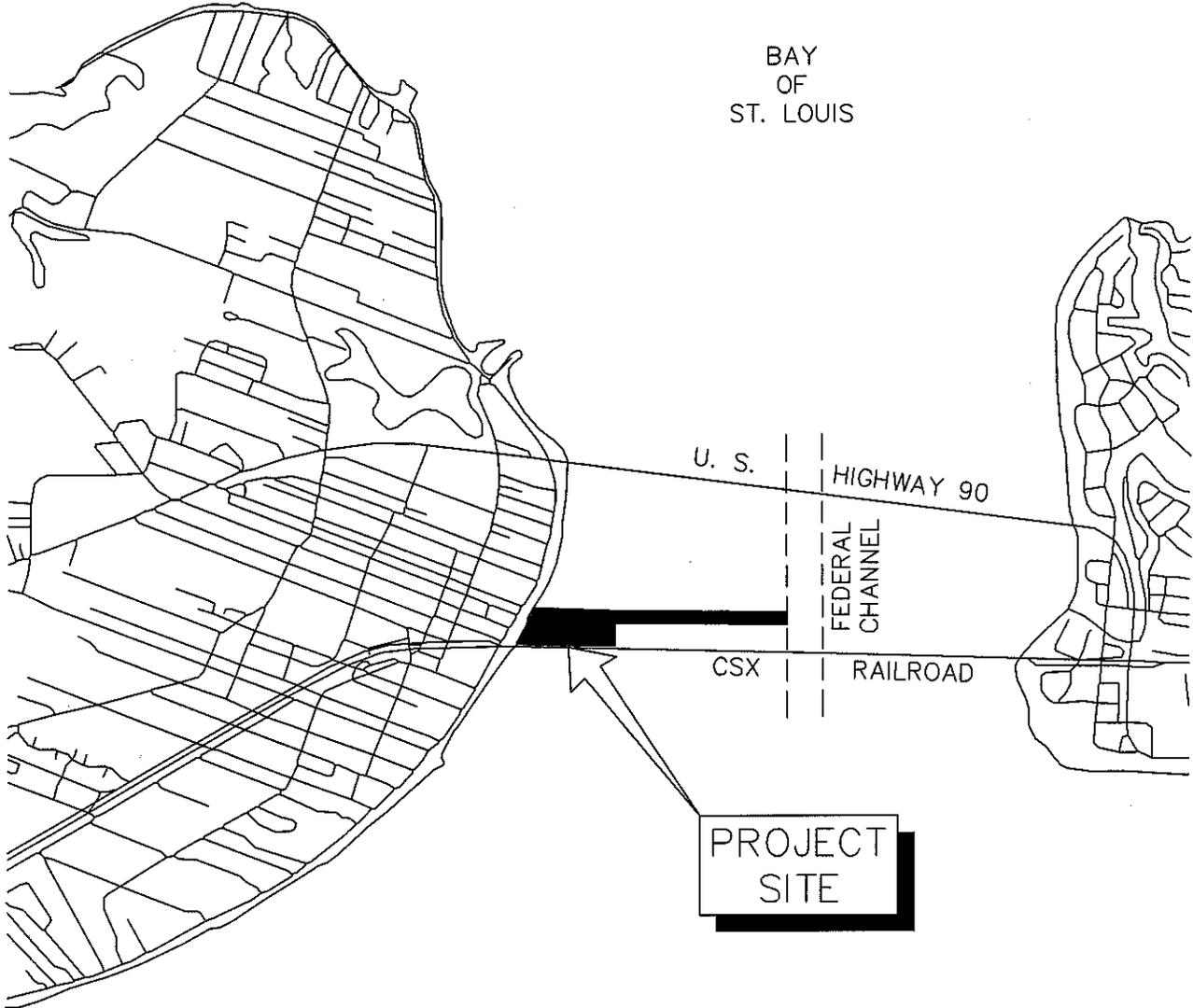
For additional information about our Regulatory Program, please visit our web site at www.sam.usace.army.mil/RD/reg, and please take a moment to complete our customer satisfaction survey while you're there. Your responses are appreciated and will allow us to improve our services.

Encls

MOBILE DISTRICT
U.S. Army Corps of Engineer

BAY ST. LOUIS MUNICIPAL PIER & HARBOR

BAY
OF
ST. LOUIS



MISSISSIPPI
SOUND

VICINITY MAP

SCALE: 1"=3000'



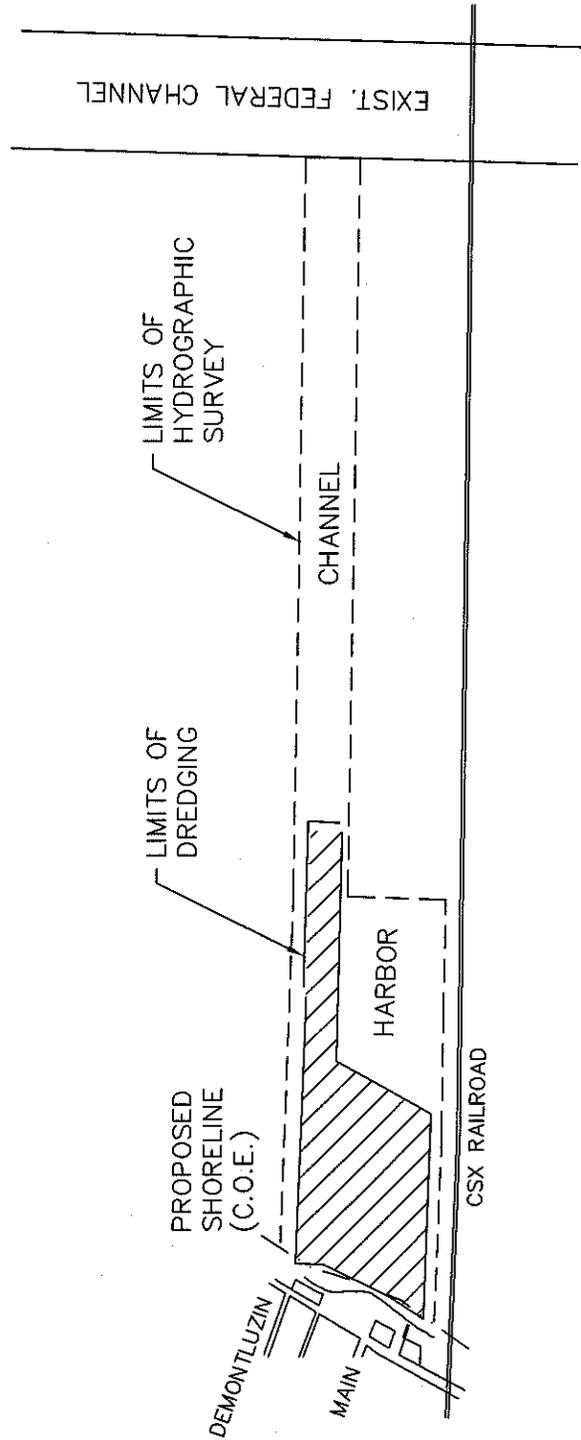
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BROWN & MITCHELL, INC.
Consulting Engineers

PN: SAM-2009-01763-MJF

CITY OF BAY ST. LOUIS MARINA

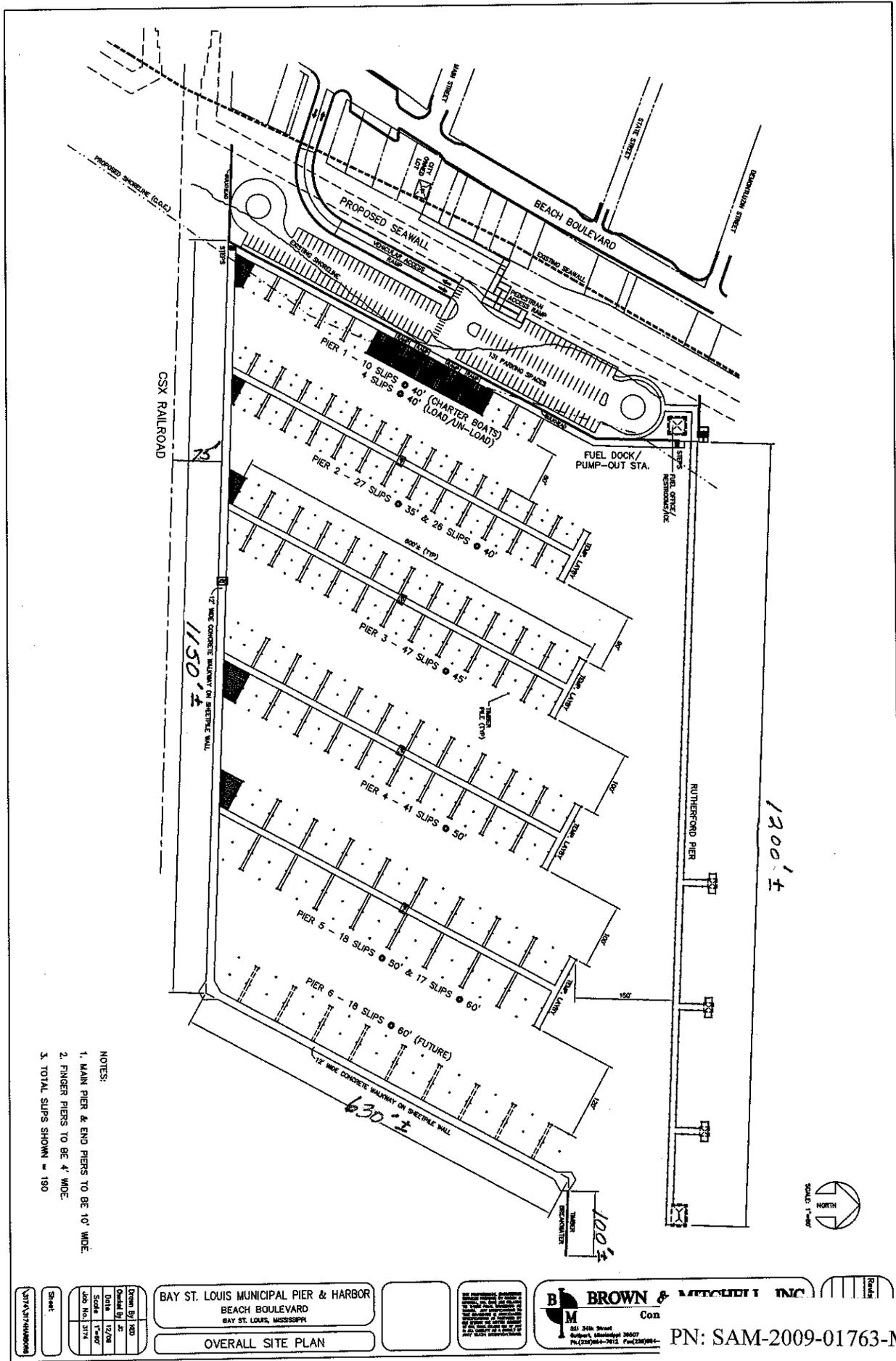
BAY ST. LOUIS
MUNICIPAL PIER & HARBOR



OVERALL PLAN
SCALE: 1"=1000'

12/1/09
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BROWN & MITCHELL, INC.
Consulting Engineers



- NOTES:
1. MAIN PIER & END PIERS TO BE 10' WIDE.
 2. FINGER PIERS TO BE 4' WIDE.
 3. TOTAL SLIPS SHOWN = 190

Drawn By: JED	Checked By: JED
Date: 12/20/07	Scale: 1"=40'
Doc No: 2176	Sheet No: 2176

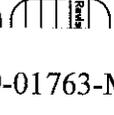
BAY ST. LOUIS MUNICIPAL PIER & HARBOR
 BEACH BOULEVARD
 BAY ST. LOUIS, MISSISSIPPI

OVERALL SITE PLAN



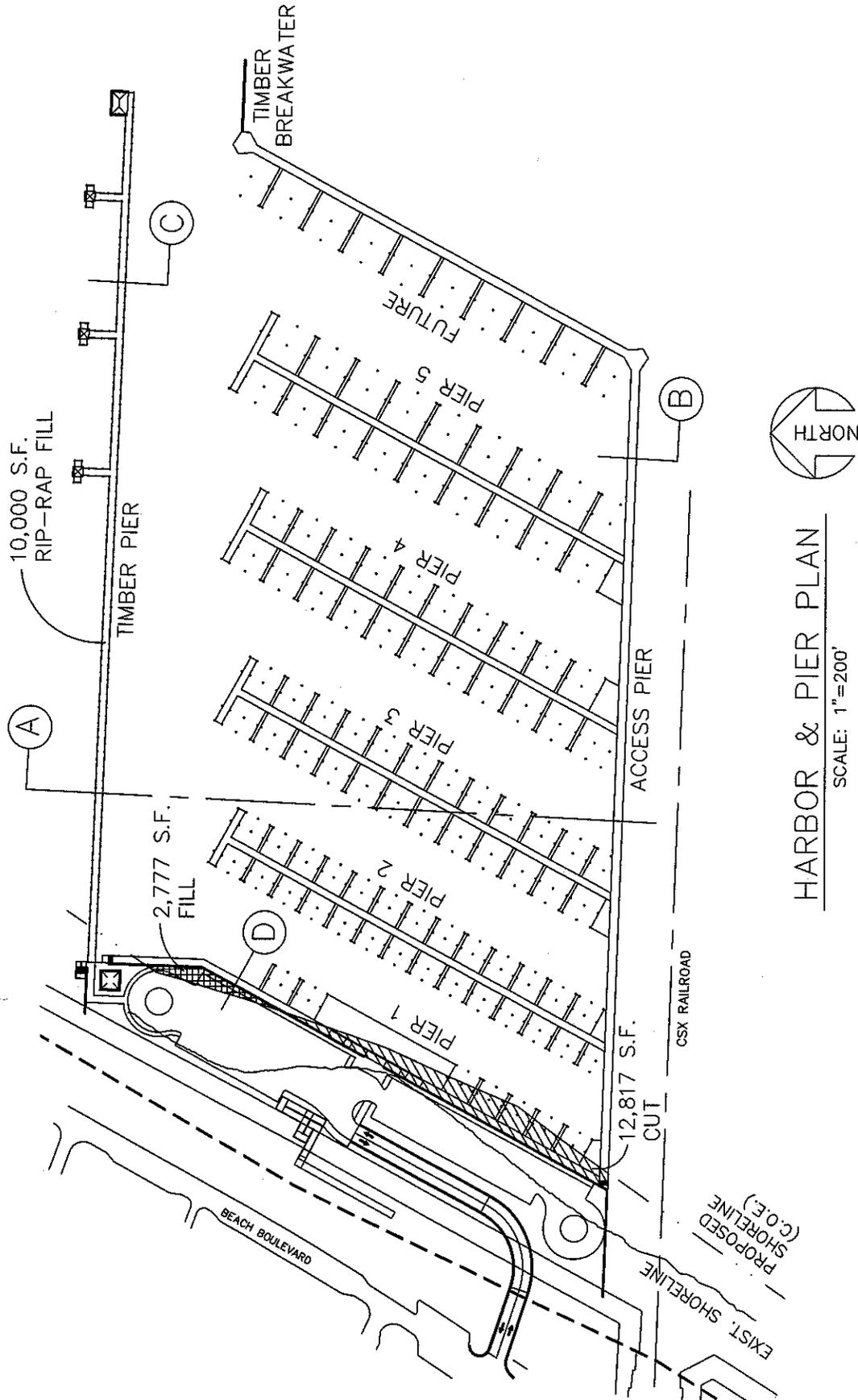
BROWN & MITCHELL, INC.
 Con

501 34th Street
 Bayport, Mississippi 39007
 Ph: (228) 768-7811 Fax: (228) 768-7812



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BAY ST. LOUIS
MUNICIPAL PIER & HARBOR



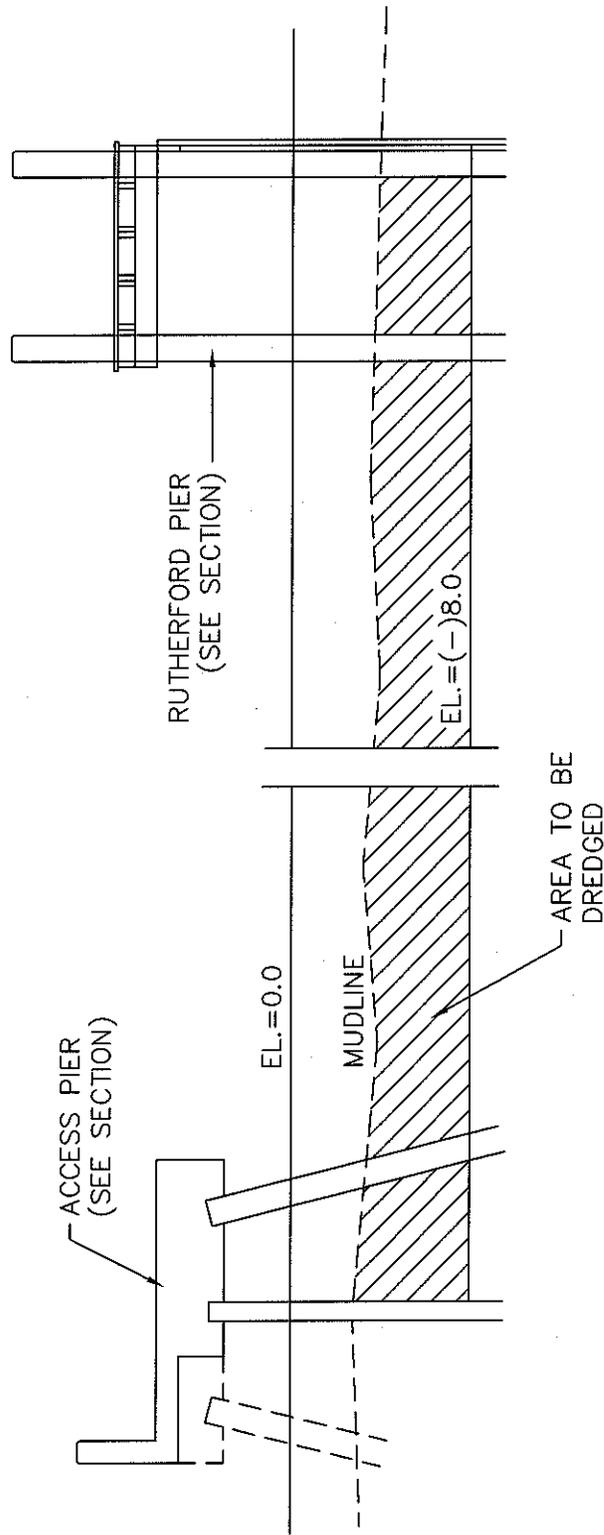
HARBOR & PIER PLAN

SCALE: 1"=200'

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BAY ST. LOUIS
MUNICIPAL PIER & HARBOR



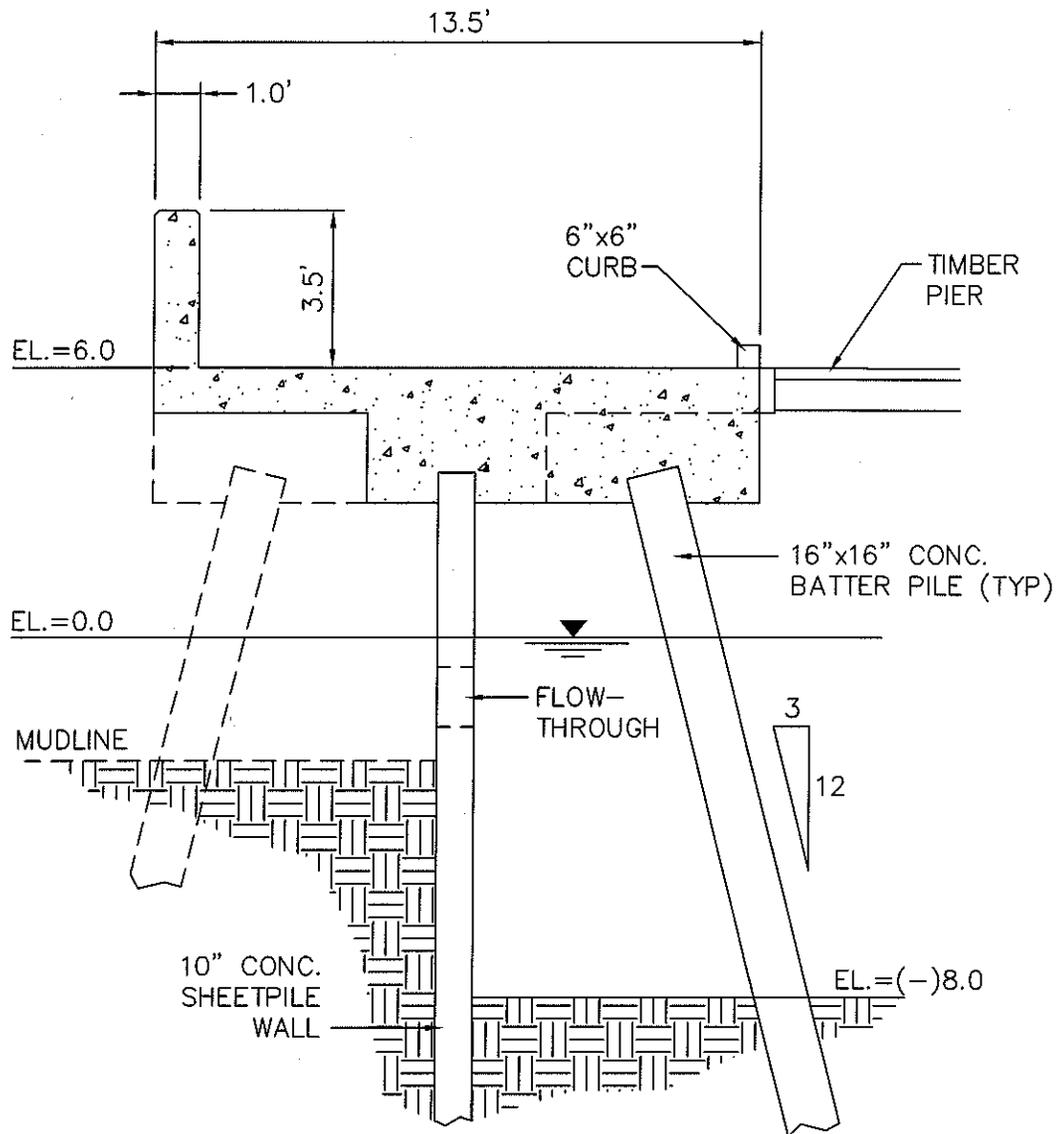
HARBOR & PIER SECTION (A)

SCALE: 1/8" = 1'-0"

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BAY ST. LOUIS
MUNICIPAL PIER & HARBOR



ACCESS PIER SECTION (B)
SCALE: 1/4"=1'-0"

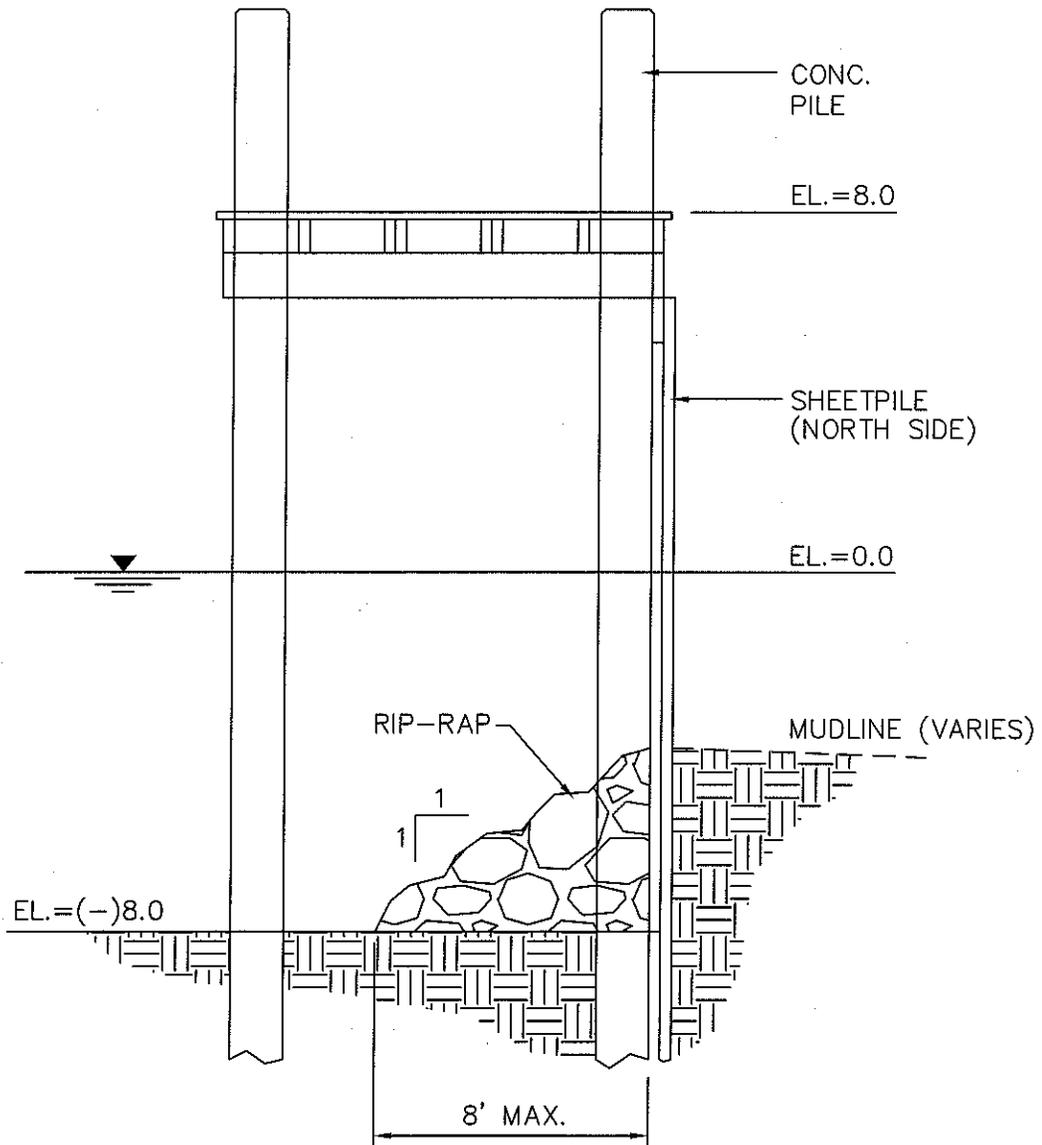
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PN: SAM-2009-01763-MJF

CITY OF BAY ST. LOUIS MARINA

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MUNICIPAL PIER & HARBOR



SECTION AT RUHTERFORD PIER ©
SCALE: 1/4"=1'-0"

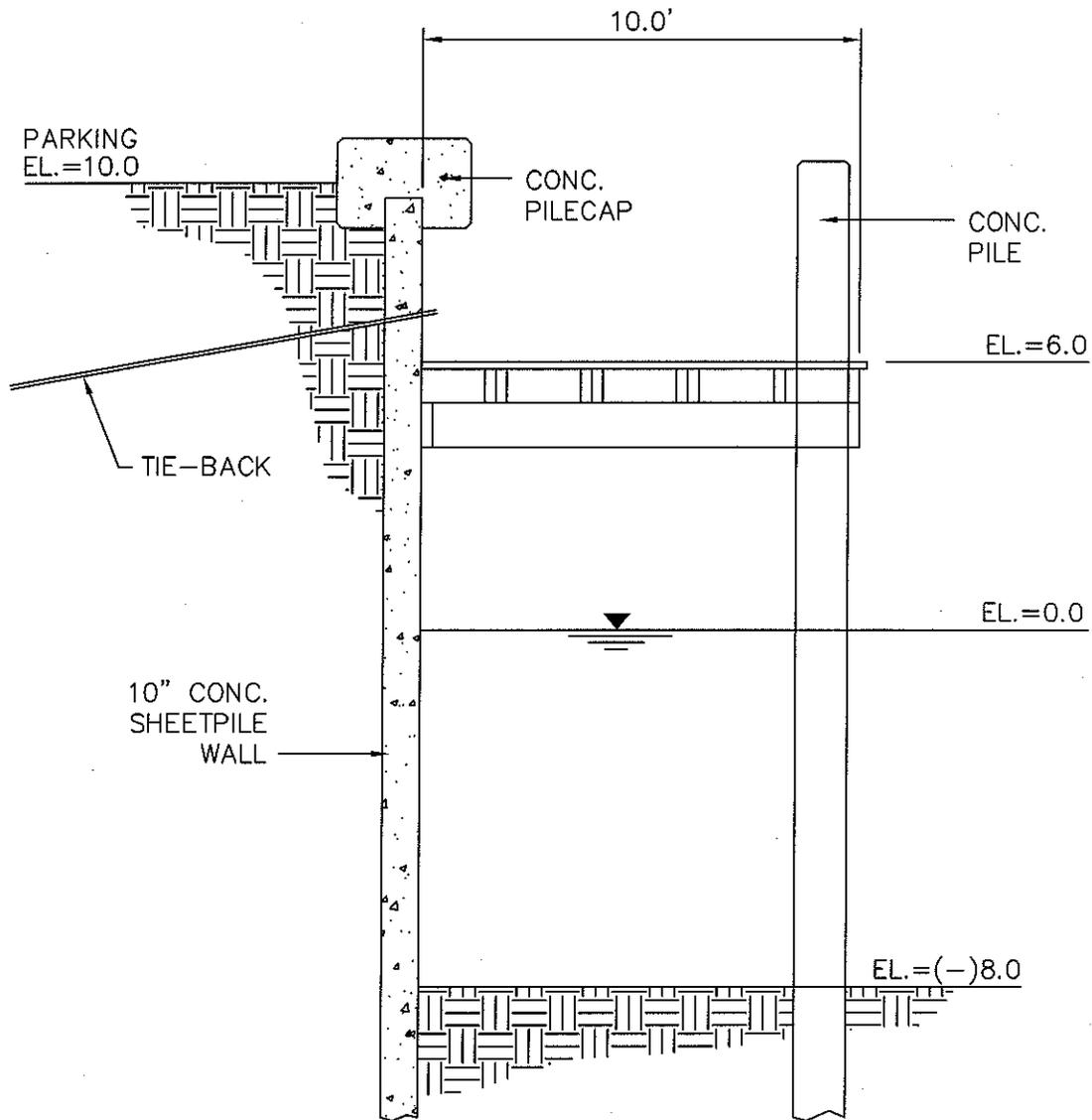
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CITY OF BAY ST. LOUIS MARINA

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SECTION AT BULKHEAD/PIER (D)
SCALE:

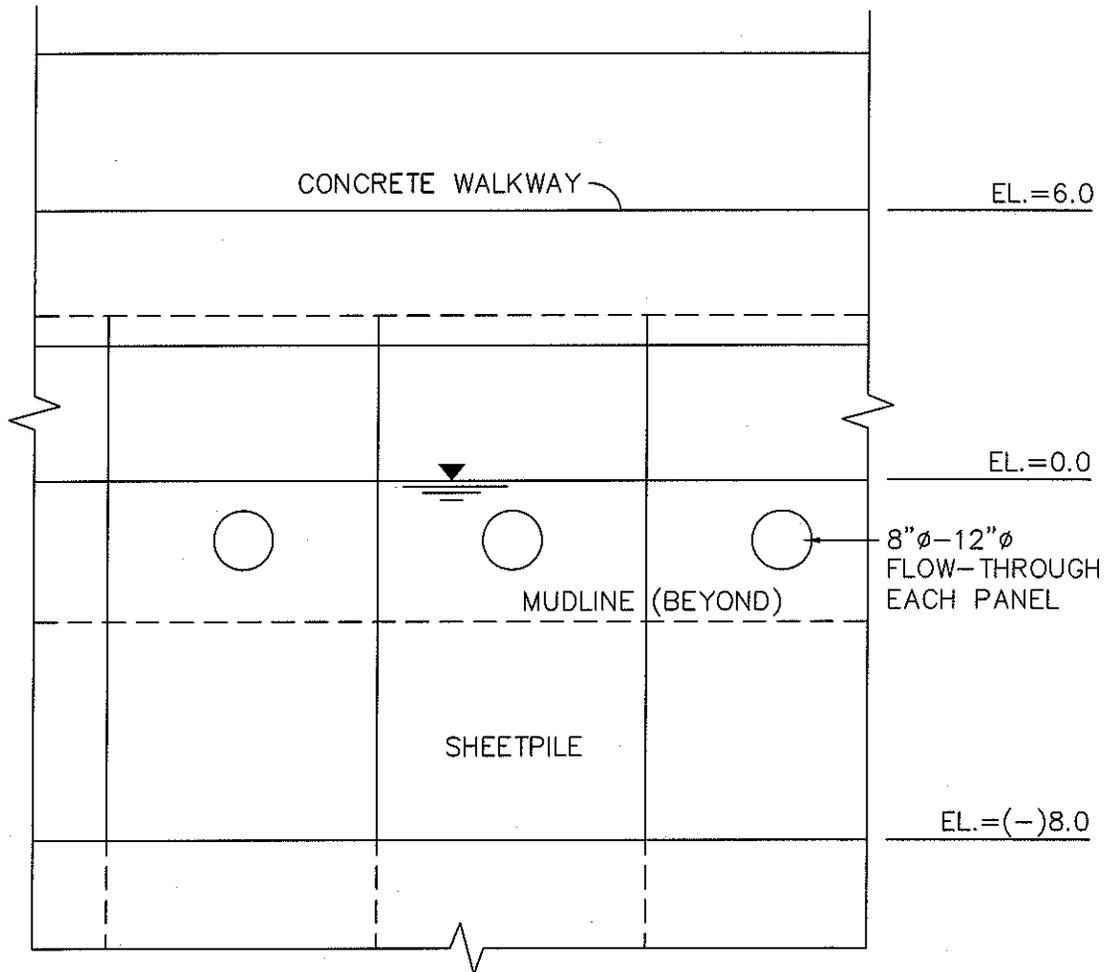
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CITY OF BAY ST. LOUIS MARINA

BAY ST. LOUIS
MUNICIPAL PIER & HARBOR



ELEVATION AT ACCESS PIER (LOOKING SOUTH)

SCALE: 1/4"=1'-0"

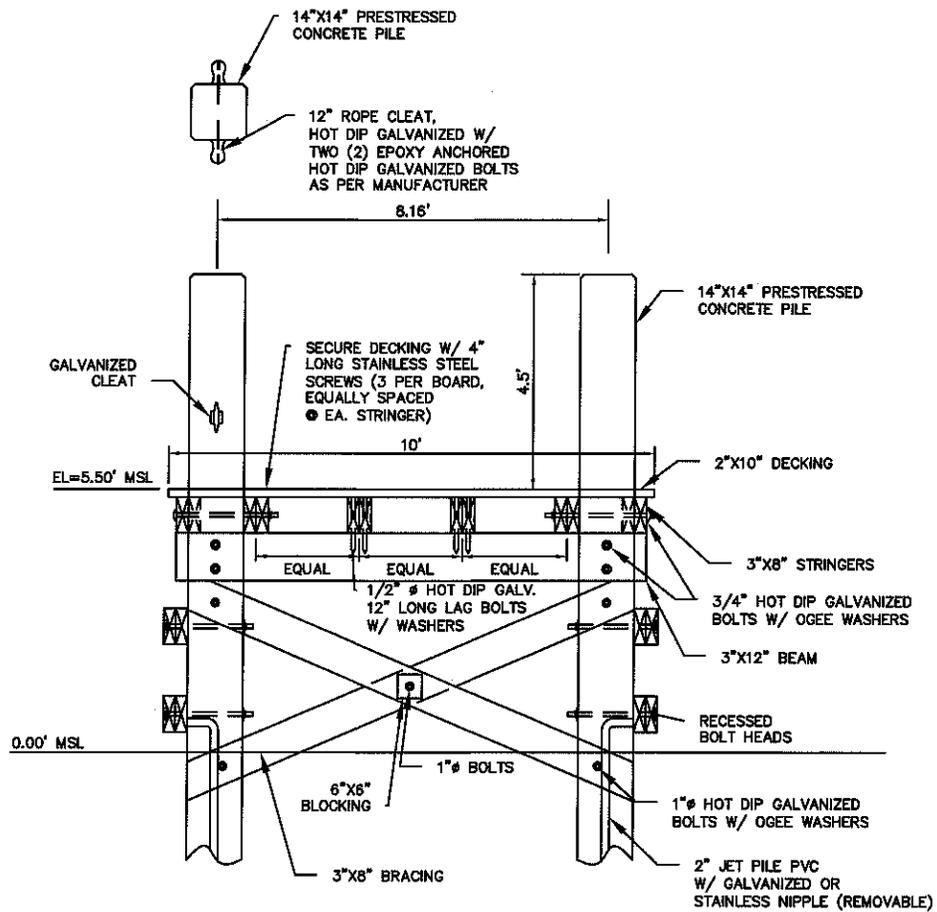
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CITY OF BAY ST. LOUIS MARINA

BAY ST. LOUIS MUNICIPAL PIER & HARBOR



TIMBER PIER SECTION

SCALE: 1/4"=1'-0"

(F)

12/1/09
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CITY OF BAY ST. LOUIS MARINA



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PUBLIC NOTICE OF APPLICATION...

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Date Listed: December 27
 Newspaper ID #1362845

PUBLIC NOTICE OF APPLICATION FOR COASTAL WETLANDS PERMIT AND WATER QUALITY CERTIFICATION The City of Bay St. Louis has filed an application with the Department of Marine Resources requesting permission to conduct regulated activities under the provision of the Coastal Wetlands Protection Law Act, Title 49, Chapter 27, Mississippi Code of 1972. The applicant proposes to construct a municipal harbor to be located along the shoreline of the Bay of St. Louis between the CSX railroad bridge and Demontluzin Avenue. The municipal harbor will be a sheltered basin with flow-through breakwater structures, piers, decks and walkways, mooring piles, channel markers, sewer pump out facilities, fuel service and marine convenience store, and parking for the users and visitors. Dredging operations associated with the harbor will consist of dredging an area measuring 1,200 feet in length and 850 feet in width from an existing depth ranging from 0 to 6 feet below mean lower low water (mlw) to a proposed depth of 8 feet below mlw to create the harbor basin. An area measuring 4,100 feet in length and 150 feet in width is proposed to be dredged from an existing depth ranging from 6.5 to 8 feet below mlw to 8 feet below mlw for an access channel to the proposed harbor basin. The total volume of dredge material to be removed for the project is estimated to be approximately 150,000 cubic yards. Suitable dredge material will be designated for beneficial use while unsuitable material will be disposed of in an upland disposal area. Structures proposed for the 208-slip harbor include: 3,550 linear feet of mainline piers measuring 10 feet in width, 4,049 linear feet of finger piers measuring 4 feet in width, 13,290 square feet of decking, 216 single-pile mooring piles, 10 single-pile channel daymarkers, 5 electrical platforms each measuring 10 feet in length and 10 feet in width, a concrete bulkhead 985 feet in length, a timber pile breakwater 100 feet in length, a concrete pier/walkway 1,780 feet in length and 12 feet in width and associated concrete breakwater 1,780 feet in length. In addition, the north boundary of the harbor will consist of a public pier measuring 1,200 feet in length and 10 feet in width with an attached 1,200 foot vinyl sheetpile flow-through breakwater. Accessory structures for this pier will include a terminal pavilion measuring 30 feet in length and 20 feet in width and three (3) fishing piers each measuring 40 feet in length and 10 feet in width with a terminal t-shaped pier measuring 30 feet in length and 10 feet in width. Total shading of all proposed structures is approximately 67,571 square feet. The applicant has requested a variance to Chapter 8, Section 2, Part III.C.3 of the Mississippi Coastal Program, which reads in part that Marinas shall be located at least 1,000 feet from shellfish harvesting areas and shall not be located in areas containing submerged or regularly flooded emergent vegetation. The applicant has submitted a justification in support of the variance request which states that: The impacts to coastal wetlands would be no worse than if the guidelines were followed, no feasible alternative sites or construction techniques are available, the activity requires a waterfront location, there is a significant public benefit, and a public hearing will be held. Additionally, the applicant has requested an adjustment to the Coastal Wetlands Use Plan to allow for construction of the harbor project. The adjustment proposes to change the current General Use District G to a Commercial Fishing and Recreational Marinas Use District C for the harbor and a Special Use DistrictS5 Navigation Channel for access to and from the proposed harbor to the federal navigation channel in the Bay of St. Louis. The applicant has submitted a justification in support of the adjustment which states that: There is a significant public benefit in the activity, impacts to public



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Enter City and state or zip
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 Any Number
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PROOF OF PUBLICATION

JAN 13 2010

RECEIVED

STATE OF MISSISSIPPI
COUNTY OF HARRISON

Before me, the undersigned Notary of Harrison County, Mississippi personally appeared CRISTA LAUX who, being by me first duly sworn, did depose and say that she is a clerk of The Sun Herald, a newspaper published in the city Gulfport, in Harrison County, Mississippi, and the publication of the notice, a copy of which is hereto attached, has been made in said paper 3 times in the following numbers and on the following dates of such paper, viz:

- Vol. 126 No., 85 dated 27 day of Dec, 20 09
- Vol. 126 No., 92 dated 3 day of Jan, 20 10
- Vol. 126 No., 99 dated 10 day of Jan, 20 10
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____
- Vol. _____ No., _____ dated _____ day of _____, 20 _____

Affiant further states on oath that said newspaper has been established and published continuously in said country for a period of more than twelve months next prior to the first publication of said notice.

JAN 12 2010

Crista Laux

Clerk

Sworn to and subscribed before me this 12 day of

Jan, A.D., 20 10

Randi A. Berkley
Notary Public

RANDI A. BERKLEY
Notary Public, State of Mississippi
Harrison County
My Commission Expires
April 05, 2013

PUBLIC NOTICE OF APPLICATION FOR COASTAL WETLANDS PERMIT AND WATER QUALITY CERTIFICATION

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The applicant proposes to construct a municipal harbor to be located along the shoreline of the Bay of St. Louis between the CSX railroad bridge and Demontluzin Avenue. The municipal harbor will be a sheltered basin with flow-through breakwater structures, piers, docks and walkways, mooring piles, channel markers, sewer pump out facilities, fuel service and marine convenience store, and parking for the users and visitors. Dredging operations associated with the harbor will consist of dredging an area measuring 1,200 feet in length and 850 feet in width from an existing depth ranging from 0 to 6 feet below mean lower low water (mllw) to a proposed depth of 8 feet below mllw to create the harbor basin. An area measuring 4,100 feet in length and 150 feet in width is proposed to be dredged from an existing depth ranging from 6.5 to 8 feet below mllw to 8 feet below mllw for an access channel to the proposed harbor basin. The total volume of dredge material to be removed for the project is estimated to be approximately 150,000 cubic yards. Suitable dredge material will be designated for

feet in length and 20 feet in width and three (3) fishing piers each measuring 40 feet in length and 10 feet in width with a terminal T-shaped pier measuring 30 feet in length and 10 feet in width. Total shading of all proposed structures is approximately 67,571 square feet.

The applicant has requested a variance to Chapter 8, Section 2, Part III, C.3 of the Mississippi Coastal Program, which reads in part that Marinas shall be located at least 1,000 feet from shellfish harvesting areas and shall not be located in areas containing submerged or regularly flooded emergent vegetation. The applicant has submitted a justification in support of the variance request which states that: The impacts to coastal wetlands would be no worse than if the guidelines were followed, no feasible alternative sites or construction techniques are available, the activity requires a waterfront location, there is a significant public benefit, and a public hearing will be held.

Additionally, the applicant has requested an adjustment to the Coastal Wetlands Use Plan to allow for construction of the harbor project. The adjustment proposes to change the current General Use District G to a Commercial Fishing and Recreational Marinas Use District C for the harbor and a Special Use District-S5 Navigation Channel for access to and from the proposed harbor to the federal navigation channel in the Bay of St. Louis. The applicant has submitted a justification in support of the adjustment which states that: There is a significant public benefit in the activity, impacts to public access and adverse environmental impacts have been minimized, the general public as well as governmental entities have been notified of the project and a public hearing will be held.

A public hearing for the proposed project will be held at 6:30 p.m. on Thursday, January 21, 2010 at the Bay St. Louis Conference Center located at 598 Main Street in Bay St. Louis, MS. The public hearing will not be a question and answer session, but will be a medium for concerned parties to make comments about the proposed project for the public record.

In compliance with Section 401 of the Federal Water Pollution Control Act (33 U.S.C. 1251, 1341), as amended by PL 95-217, the applicant will request certification from the Office of Pollution Control that the above mentioned activity will be in compliance with applicable provisions of Section 301 (33 U.S.C. 1311), Section 302 (33 U.S.C. 1312), Section 303 (33 U.S.C. 1313), Section 306 (U.S.C. 1316), and Section 307 (U.S.C. 1317) of the Act and appropriate requirements of the State Law.

Any person wishing to make comments or objections to the proposed, regulated activity must submit those comments in writing to the Department of Marine Resources at 1141 Bayview Avenue, Blox, Mississippi 39530 and the Office of Pollution Control, Post Office Box 2261, Jackson, Mississippi 39225-2261 before 1:00 p.m. on the day January 18, 2010.

PLEASE PUBLISH:
December 27, 2009
January 3, 2010
January 11, 2010
Please Furnish Proof.

1362845

beneficial use while unsuitable material will be disposed of in an upland disposal area. Structures proposed for the 208-slip harbor include: 3,550 linear feet of mainline piers measuring 10 feet in width, 4,049 linear feet of finger piers measuring 4 feet in width, 13,290 square feet of decking, 216 single-pile mooring piles, 10 single-pile channel day-markers, 5 electrical platforms each measuring 10 feet in length and 10 feet in width, a concrete bulkhead 985 feet in length, a timber pile breakwater 100 feet in length, a concrete pier/walkway 1,780 feet in length and 12 feet in width and associated concrete breakwater 1,780 feet in length. In addition, the north boundary of the harbor will consist of a public pier measuring 1,200 feet in length and 10 feet in width with an attached 1,200 foot vinyl sheetpile flow-through breakwater. Accessory structures for this pier will include a terminal pavilion measuring 30

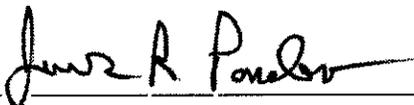
POST OFFICE BOX 2009
BAY SAINT LOUIS, MS 39521-2009

PROOF OF PUBLICATION

STATE OF MISSISSIPPI
HANCOCK COUNTY

PERSONALLY appeared before me the undersigned authority in and for said County and State, JAMES R. PONDER, publisher of THE SEA COAST ECHO, a newspaper printed and published in the City of Bay Saint Louis, said County, who being duly sworn, deposes and says the publication of this notice hereunto annexed has been made in the said publication 3 weeks to-wit:

- On the 26 day of December 2009
- On the 02 day of January 2010
- On the 09 day of January 2010
- On the _____ day of _____ 2010



Publisher

Sworn to and subscribed before me A NOTARY PUBLIC



this January 11 2010

Notary Public State of Mississippi At Large
My Commission Expires: November 01, 2013

PUBLIC NOTICE OF APPLICATION FOR COASTAL WETLANDS PERMIT AND WATER QUALITY CERTIFICATION

The City of Bay St. Louis has filed an application with the Department of Marine Resources requesting permission to conduct regulated activities under the provision of the Coastal Wetlands Protection Law Act, Title 49, Chapter 27, Mississippi Code of 1972.

The applicant proposes to construct a municipal harbor to be located along the shoreline of the Bay of St. Louis between the CSX railroad bridge and Demorittuzin Avenue. The municipal harbor will be a sheltered basin with flow-through breakwater structures, piers, decks and walkways, mooring piles, channel markers, sewer pump out facilities, fuel service and marine convenience store, and parking for the users and visitors. Dredging operations associated with the harbor will consist of dredging an area measuring 1,200 feet in length and 850 feet in width from an existing depth ranging from 0 to 8 feet below mean lower low water (mllw) to a proposed depth of 8 feet below mllw to create the harbor basin. An area measuring 4,100 feet in length and 150 feet in width is proposed to be dredged from an existing depth ranging from 6.5 to 8 feet below mllw to 8 feet below mllw for an access channel to the proposed harbor basin. The total volume of dredge material to be removed for the project is estimated to be approximately 150,000 cubic yards. Suitable dredge material will be designated for beneficial use, while unsuitable material will be disposed of in an upland disposal area.

Structures proposed for the 208-slip harbor include: 3,550 linear feet of mainline piers measuring 10 feet in width, 4,049 linear feet of finger piers measuring 4 feet in width, 13,290 square feet of decking, 216 single-pile mooring piles, 10 single-pile channel day-markers, 5 electrical platforms each measuring 10 feet in length and 10 feet in width, a concrete bulkhead 985 feet in length, a timber pile breakwater 100 feet in length, a concrete pier/walkway 1,780 feet in length and 12 feet in width and associated concrete breakwater 1,780 feet in length. In addition, the north boundary of the harbor will consist of a public pier measuring 1,200 feet in length and 10 feet in width with an attached 1,200-foot vinyl sheetpile flow-through breakwater. Accessory structures for this pier will include a terminal pavilion measuring 30 feet in length and 20 feet in width and three (3) fishing piers each measuring 40 feet in length and 10 feet in width with a terminal t-shaped pier measuring 30 feet in length and 10 feet in width. Total shading of all proposed structures is approximately 67,571 square feet.

The applicant has requested a variance to Chapter 6, Section 2, Part III.C.3 of the Mississippi Coastal Program, which reads in part that: "Marinas shall be located at least 1,000 feet from shellfish harvesting areas and shall not be located in areas containing submerged or regularly flooded emergent vegetation." The applicant has submitted a justification in support of the variance request which states that: "The impacts to coastal wetlands would be no worse than if the guidelines were followed, no feasible alternative sites or construction techniques are available, the activity requires a waterfront location, there is a significant public benefit, and a public hearing will be held."

COMMISSION ON MARINE RESOURCES
1141 Bayview Avenue, Suite 101
March 16, 2010
AGENDA
9:00 a.m.

Meeting held at Public Meeting Room Bolton State Building
1141 Bayview Avenue, Biloxi, MS 39530

- A. Call to Order
- B. Approval of Minutes Commission Meeting – February 9, 2010 - Action
- C. Approval of Agenda – Chairman - Action
- D. Public Comments
- E. Executive Director’s Report
- F. Marine Patrol – Chief Walter J. Chataginer
 - 1. Staff Follow-Up Items:
 - a) All Items Current
 - 2. Marine Patrol Report – Chief Walter J. Chataginer – No Action
 - 3. Title 22 Part 16 Boat and Water Safety Final Adoption – Walter Chataginer–Action
- G. Marine Fisheries – Dale Diaz
 - 1. Staff Follow-Up Items:
 - a) All Items Current
 - 2. Program Status:
 - a) All Items Current
 - 3. Oyster Season Update – Scott Gordon – No Action
 - 4. Report on Limited Entry Seminar – Scott Gordon – No Action
 - 5. 2010-2011 License Sale – Scott Gordon -- Action
 - 6. Title 22 Part 1: Out of State Oyster Landings – Scott Gordon – Action
 - 7. State Records – Erick Porche -- Action
 - Conventional Tackle
 - 1. Snowy Grouper (*Epinephelus niveatus*) 24 lbs. 3.2 oz. – William A. Scarborough Jr.
- H. Coastal Ecology – Jan Boyd
 - 1. Staff Follow-Up Items:
 - a) All items current
 - 2. Program Status
 - a) All items current
 - 3. Bureau of Wetlands Permitting
 - a) Northrop Grumman Shipbuilding – The applicant is proposing to widen an existing barge slip and place riprap along Bernard Bayou – Jennifer Wittmann - Action

- b) Tommy Newman – The applicant is requesting and extension of an expired permit – Permit Extension – James Davis - Action
- c) Joseph T. Smith – Excavation and filling of tidal marsh without a permit – Violation – James Davis - Action
- d) City of Bay St. Louis – The applicant is requesting approval for construction of a municipal harbor facility to accommodate a maximum of 208 slips, a Coastal Wetlands Use Plan change, and a variances to guidelines for regulated activities – Permit – Greg Christodoulou - Action
- e) Bosarge Diving, Inc. – The applicant is seeking after-the-fact authorization for clearing of tidal marsh and authorization for bulkhead construction and maintenance dredging associated with construction of a marine terminal facility on Bayou Casotte adjacent to Petit Bois Street in Pascagoula, Jackson County, MS – Permit - Greg Christodoulou - Action
- f) Harrison County Development Commission – Applicant is requesting to dredge 100,000 cubic yards of material over a ten year period - Permit Modification – Jana Guynes - Action
- g) Bobby J. Tucker – Applicant is requesting a 2 year extension to DMR-050243 – Permit Extension – Jana Guynes - Action
- h) City of Ocean Springs – David Harris Jr., Davis Harris Sr., Vecie Harris and Clyde Gunn are petitioning for reconsideration of the CMR decision at the February 2010 meeting – Petition for Reconsideration – Jana Guynes - Action

I. Tidelands Office – Joe Ziegler

- 1. Staff Follow-Up Items:
 - a) All Items Current
- 2. Program Status
 - a) All Items Current

J. Administrative Services – Tom Doster

- 1. Staff Follow-Up Items:
 - a) All Items Current
- 2. Financial Report – Kara Vesa – No Action

K. Coastal Management and Planning – Tina Shumate

- 1. Staff Follow-Up Items:
 - a) All Items Current
- 2. Program Status
 - a) All Items Current

L. Directorate

- 1. Staff Follow-Up Items:
 - a) All Items Current
- 2. Human Resources - Dorothy Daniel
 - a) All Items Current
- 3. Public Affairs – Lauren Thompson
 - a) All Items Current
- 4. Legal – Joseph Runnels
 - a) All Items Current
- 5. Policies, Planning, Special Projects – Irvin Jackson
 - a) All Items Current

- 6. Support Services
 - a) All Item Current

M. Other Business

Lewis, Larry

From: Buz Olsen [stofbaystlouis@bellsouth.net]
Sent: Monday, June 20, 2011 4:05 PM
To: Lewis, Larry
Subject: Fw: Fwd: Display ad for Wednesday, January19

----- Forwarded Message -----

From: Jane Carrow <janecarrow@aol.com>
To: stofbaystlouis@bellsouth.net
Sent: Mon, June 20, 2011 3:46:21 PM
Subject: Fwd: Display ad for Wednesday, January19

Jane Carrow
Clerk of Council
City of Bay St. Louis
228-466-5501

-----Original Message-----

From: James Ponder <rponder@seacoastecho.com>
To: Jane Carrow <janecarrow@aol.com>
Sent: Fri, Jan 14, 2011 11:06 am
Subject: Re: Display ad for Wednesday, January19

I have it scheduled.

Randy

On Jan 14, 2011, at 10:47 AM, Jane Carrow wrote:

Randy

Please place the following display ad (not too big) in the Wednesday, January 19, 2011 Sea Coast Echo; the purchase order number is 10-01931:

The Bay St. Louis City Council
Recessed their Meeting of
Tuesday, January 18
Until
Thursday, January 20
5:30 PM
Bay High Auditorium
to Discuss the Proposed
Bay St. Louis Marina

Jane Carrow
Clerk of Council
City of Bay St. Louis
228-466-5501

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6/20/2011