



# Public Notice

**U.S. Army Corps  
Of Engineers**

**Galveston District**

Permit Application No: SWG-2021-00042

Date Issued: 29 April 2021

Comments

Due: 1 June 2021

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## U.S. ARMY CORPS OF ENGINEERS, GALVESTON DISTRICT

**PURPOSE OF PUBLIC NOTICE:** To inform you of a proposal for work in which you might be interested. It is also to solicit your comments and information to better enable us to make a reasonable decision on factors affecting the public interest. The U.S. Army Corps of Engineers (Corps) is not the entity proposing or performing the proposed work, nor has the Corps taken a position, in favor or against the proposed work.

**AUTHORITY:** This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899.

**APPLICANT:** Renaissance Offshore  
920 Memorial City Way, Suite 800  
Houston, Texas 77024

POC: Janet Cole  
Telephone: 832-333-7766  
Email: JCole@renaissanceoffshore.com

**AGENT:** Project Consulting Services, Inc.  
3300 West Esplanade Avenue S., Suite 500  
Metairie, Louisiana 70002

POC: Clay Bryant  
Telephone: 251-990-7718  
Email: cbryant@projectconsulting.com

**LOCATION:** The project site is located in the Sabine-Neches Waterway, 31 miles southeast of Port Arthur, in Jefferson County, Texas. The project can be located on the U.S.G.S. quadrangle map titled: Sabine Pass, Texas.

**LATITUDE & LONGITUDE (NAD 83):**

**Latitude:** 29.719747° North;     **Longitude:** 093.903717° West

**PROJECT DESCRIPTION:** The applicant is proposing to remove a segment of an 8-inch pipeline and decommission in place the remaining segment. Specifically, the applicant proposes to excavate approximately 16,398 cubic yards of the sea floor to facilitate the removal of a segment of an 8-inch pipeline crossing the Sabine Bank Channel at Station 82+800 to the limits of the standard channel set-back. The excavated material will be spread on both sides of the pipe trench so not to raise the sea floor elevation. The applicant states that the remaining pipe east of the channel will be decommissioned in place. The remaining pipe west of the channel will also be decommissioned in place. The purpose of the proposed activity is to remove the existing pipeline segment crossing the Sabine Bank Channel to accommodate navigation improvements associated with the Sabine-Neches Waterway Improvement Project.

**AVOIDANCE AND MINIMIZATION:** The applicant has stated that the excavation will be of the minimum necessary to remove the pipe segment access to the Sabine Bank Channel to the set-back limit. The applicant also stated that the water bottom excavated will be temporarily placed adjacent and backfilled upon completion.

**MITIGATION:** The applicant is not proposing any impacts to special aquatic resources therefore the applicant is not proposing any mitigation for this project.

**CURRENT SITE CONDITIONS:** The project site consist of open water of the Sabine Bank Channel, an existing 8-inch pipeline crossing, and the water bottom of the Channel. The pipeline was previously authorized by the Corps in 1980 under Permit Number 14558. The pipeline originates at an existing facility onshore just south of Port Arthur, crosses Texas Point National Wildlife Refuge and the shorefront, thence lays away southeasterly into the Gulf of Mexico before turning east to cross the Sabine Bank Channel ultimately having a point of ending at a platform in OCS Sabine Area Block 13.

**NOTES:** This public notice is being issued based on information furnished by the applicant. This project information has not been verified by the Corps. The applicant's plans are enclosed in 6 sheets.

A preliminary review of this application indicates that an Environmental Impact Statement (EIS) is not required. Since permit assessment is a continuing process, this preliminary determination of EIS requirement will be changed if data or information brought forth in the coordination process is of a significant nature.

**OTHER AGENCY AUTHORIZATIONS:** Consistency with the State of Texas Coastal Management Plan is required. The applicant has stated that the proposed activity complies with Texas' approved Coastal Management Program goals and policies and will be conducted in a manner consistent with said program.

Pursuant to 33 USC 408, the proposed project will require Section 408 coordination and review. This is a requirement for activities that seek permission, to temporarily or permanently, alter, occupy, or use a federally authorized United States Army Corps of Engineers civil works project. Changes to the proposed project, from the Section 408 process, may warrant additional coordination.

**NATIONAL REGISTER OF HISTORIC PLACES:** The staff archaeologist has reviewed the latest published version of the National Register of Historic Places, 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 undertaking upon these properties:

The portion of the pipeline being removed is confined to an area that has been so extensively impacted by dredging that there is no potential for historic properties to exist within the permit area. Therefore, the proposed project has no potential to effect historic properties.

**THREATENED AND ENDANGERED SPECIES:** Preliminary indications are that no known threatened and/or endangered species or their critical habitat will be affected by the proposed work.

**ESSENTIAL FISH HABITAT:** This notice initiates the Essential Fish Habitat consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Our initial determination is that the proposed action would not have a substantial adverse impact on Essential Fish Habitat or federally managed fisheries in the Gulf of Mexico. 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.

**PUBLIC INTEREST REVIEW FACTORS:** This application will be reviewed in accordance with 33 CFR 320-332, the Regulatory Programs of the Corps, and other pertinent laws, regulations and executive orders. The decision whether to issue a permit will be based on an evaluation of the probable impacts, 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 benefits, 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: among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs and, in general, the needs and welfare of the people.

**SOLICITATION OF COMMENTS:** 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 Impact Assessment and/or an EIS 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.

This public notice is being distributed to all known interested persons in order to assist in developing facts upon which a decision by the Corps may 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.

**PUBLIC HEARING:** The purpose of a public hearing is to solicit additional information to assist in the evaluation of the proposed project. Prior to the close of the comment period, any person may make a written request for a public hearing, setting forth the particular reasons for the request. The District Engineer will determine if the reasons identified for holding a public hearing are sufficient to warrant that a public hearing be held. If a public hearing is warranted, all known interested persons will be notified of the time, date, and location.

**CLOSE OF COMMENT PERIOD:** All comments pertaining to this public notice must reach this office on or before **1 June 2021**. Extensions of the comment period may be granted for valid reasons provided a written request is received by the limiting date. **If no comments are received by that date, it will be considered that there are no objections.** Comments and requests for additional information should reference our file number, **SWG-2021-00042**, and should be submitted to:

North Unit  
Regulatory Division, CESWG-RDE  
U.S. Army Corps of Engineers  
P.O. Box 1229  
Galveston, Texas 77553-1229  
409-766-3869 Phone  
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DISTRICT ENGINEER  
GALVESTON DISTRICT  
CORPS OF ENGINEERS