



Public Notice

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

Permit Application No: SWG-2004-02523

Date Issued: 14 December 2016

Comments Due: 17 January 2017

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 404 of the Clean Water Act (CWA).

APPLICANT: Ms. Catherine Mayhew
Sabine Pass Liquefaction LLC
700 Milam Street, #800
Houston Texas 77002
Telephone: 713-375-5000

LOCATION: The project site is located to the east of the Sabine Pass liquefied natural gas (LNG) Terminal (previously authorized) and to the east of Lighthouse Road, near 9243 Gulf Beach Highway, in Cameron Parish, Louisiana. The project can be located on the U.S.G.S. quadrangle map titled: West of Johnson Bayou, Texas.

LATITUDE & LONGITUDE (NAD 83):

Latitude: 29.75056°North; Longitude: -093.86523°Wes

PROJECT DESCRIPTION: The applicant proposes to modify the existing permit by placing permanent fill material into 0.49-acre of wetlands during the construction of an outfall structure. The applicant also proposes to temporarily place fill material into 0.12-acres of wetlands during the construction of a temporary bypass road. See Attachment A, page 1 for detailed information regarding types of material being discharged. The applicant's stated project purpose is that the project is necessary to convey storm water from Stage 3 for the Sabine Pass Liquefaction Facility.

AVOIDANCE AND MINIMIZATION: The applicant has stated that they have avoided and minimized the environmental impacts by using best management practices. All temporary impacts will be restored to pre-construction contours and conditions. See Attachment A, page 2, for details on applicant's stated avoidance and minimization efforts.

MITIGATION: See Attachment A, page 2, for details on applicant's proposed mitigation.

CURRENT SITE CONDITIONS: The project boundary is situated on an undeveloped tract of land and consists wholly of palustrine emergent wetlands. To the west of the project site is the existing Sabine Pass LNG terminal.

This public notice is being issued based on information furnished by the applicant. This project information has not been verified by the Corps. As of the date of this public notice, the Corps has received but not yet verified the wetland delineation. 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.

Our evaluation will also follow the guidelines published by the U.S. Environmental Protection Agency pursuant to Section 404 (b)(1) of the CWA.

BACKGROUND: The original permit has received multiple amendments and associated actions, see attachment A, sheets 3-5, for more details. The original permit and main amendments are discussed here. The original permit to construct the LNG receiving and transport facility, including a ship berthing area, construction dock, LNG storage tanks, vaporization facilities, Trains 1 through 4 and mitigation area A, B and C, was issued on 11 February 2005 (expired 31 December 2010), and was assigned File Number 23426 (currently SWG-2004-00465). An amendment to SWG-2004-02523 was issued on 15 March 2012 (expires 31 December 2017) and authorized construction of an LNG liquefaction facility west of, and adjacent to, the existing terminal facility. An amendment to SWG-2004-02523, authorizing a workspace modification for Trains 1 through 4 was issued 1 July 2013 (expires 31 December 2017). An amendment to SWG-2004-02523 was issued on 9 June 2015 (expires 31 Dec 2020), and authorized the construction of Liquefaction Trains 5 & 6.

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. The Corps is acting as a co-operating

agency with the Federal Energy Regulatory Commission, who is preparing an Environmental Assessment for the proposed project, and has assigned the project docket number CP13-552-000.

Our evaluation will also follow the guidelines published by the U.S. Environmental Protection Agency pursuant to Section 404 (b)(1) of the CWA.

OTHER AGENCY AUTHORIZATIONS:

State of Louisiana Coastal Zone Management Consistency is required.

Louisiana Department of Environmental Quality (LDEQ) water quality certification is required. Concurrent with processing of this application, the LDEQ is reviewing this application under Section 401 of the CWA and in accordance with LRS 30:2074A(3) to determine if the work would comply with State water quality standards and other applicable provisions of the CWA. By virtue of an agreement between the Corps and the LDEQ, this public notice is also issued for the purpose of advising all known interested persons that there is pending before the LDEQ a decision on water quality certification under such act. Comments concerning this application should be filed within 30 days from the date of this notice with the Office of Environmental Services using the above permit application number as reference. Comments should be sent to: Louisiana Department of Environmental Quality, Office of Environmental Services, Attn: Water Quality Certifications, P.O. Box 4313, Baton Rouge, LA 70821-4313. Additional information is on file with LDEQ, 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 printing. A final decision on this application will be made within 60 days after the date of this notice. The LDEQ may conduct a public meeting to consider all comments concerning water quality if requested in writing. A request for a public meeting must contain the following information: the name, mailing address, application number, or other recognizable reference to the application; a brief description of the interest of the requester, or of persons represented by the requester; and a brief description of how the application, if granted, would adversely affect such interest.

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 permit area has been so extensively impacted by construction of the levee 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.

PUBLIC INTEREST REVIEW FACTORS: This application will be reviewed in accordance with 33 CFR 320-332, the Regulatory Programs of the Corps of Engineers,

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 of Engineers 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 of Engineers 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 of Engineers 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 **13 January 2017**. 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-2004-02523**, and should be submitted to:

North Evaluation Unit
Regulatory Branch, CESWG-RD-E
U.S. Army Corps of Engineers
P.O. Box 1229
Galveston, Texas 77553-1229
409-766-3869 Phone
409-766-6301 Fax
swg_public_notice@usace.army.mil

DISTRICT ENGINEER
GALVESTON DISTRICT
CORPS OF ENGINEERS