

City of Thibodaux

LCDBG-CV HVAC

**Construction and
Contingencies**



Environmental Review

*#4 Coastal Zone Management
sent 2/7/22*

Louisiana Coastal Zone Act 588 of 2012



See Back for More Information


1 in = 19 miles
 Revised Boundary
Source: Esri, i-cubed, USDA, USGS, AEX, GeoEye, Getmapping, Aerogrid, IGN, IGP, UPR-EGP, and the GIS User Community

Summary of Boundary Changes

- CZ area increased in Cameron, Calcasieu, Iberia, St. Martin, St. Mary, Terrebonne, Lafourche, and Assumption parishes
- CZ area reduced in Tangipahoa and Livingston parishes
- CZ area remains the same in Vermilion, St. John, St. James, St. Charles, Jefferson, Plaquemines, Orleans, St. Bernard, St. Tammany, and Ascension parishes
- No additional parishes incorporated

Activities Requiring Permits

- Oil and Gas Activities – well sites, pipelines, production facilities, gas storage facilities
- Commercial Activities – big box stores, mom and pop stores, boat docks, marinas, subdivisions, car wash
- Municipal Activities – utilities, roads, drainage, levees
- Industrial Activities – refineries, steel mills, coal storage facilities, grain facilities
- Residential Activities – bulkheads, piers, wharves, boat slips, ponds, tirenasse clean-out

Permit Exemptions

- Activities occurring wholly on Fastlands (areas completely contained by levees and drained by pump)
- Activities occurring wholly on Areas above the 5-foot contour
- Existing agricultural, forestry and aquaculture activities
- Normal maintenance and repair
- Private camps and residences
- Activities which do not have a direct and significant impact on coastal waters

Contact Information

- Office of Coastal Management
 - Hours Monday – Friday 8:00 am-4:30 pm
 - (800) 267-4019
 - (225) 342-7591
 - Fax: (225) 342-9439
 - Mail Address: P.O. Box 44487, Baton Rouge, La 70804-4487
 - Physical Address: 617 North Third St., Baton Rouge, La 70802
 - For Coastal Zone Boundary Questions
 - CZB@LA.GOV
 - OCMINFO@LA.GOV
- Thibodaux Outreach Office
 - Hours Thursday 8:00 am- 3:00 pm
 - Temporary Location Only
 - (800) 267-4019
 - 1440 Tiger Drive, Suite B, Thibodaux, LA 70301

Web Links

- Department of Natural Resources
 - <http://dnr.louisiana.gov/>
- Coastal Zone Boundary
 - <http://dnr.louisiana.gov/index.cfm?md=newsroom&tmp=detail&aid=942>
- SONRIS
 - <http://sonris.com/>
- Office of Coastal Management Coastal Use Permit Search
 - <http://sonris-www.dnr.state.la.us/sonris/cmdPermit.jsp?sid=PROD>
- Office of Coastal Management Joint Application
 - <http://sonris.com/redirect.asp?linkid=1>
- SONRIS Interactive Maps
 - <http://sonris-www.dnr.state.la.us/gis/agsweb/IE/JS/viewer/index.html?TemplateID=181>
- Local Coastal Programs
 - <http://dnr.louisiana.gov/index.cfm?md=pagebuilder&tmp=home&pid=111&pnid=192&nid=194>

See Front for Map

Janice Landry

From: Janice Landry
Sent: Wednesday, March 16, 2022 3:46 PM
To: 'Layla Argrave'
Cc: 'Traci Watts'
Subject: FW: Environmental Review
Attachments: guidance.pdf

Ms. Argrave –

I am following up to see if you have any guidance from the question I posed on February 9, 2022. I have included my documentation as I see fit for the Coastal Zone Management component of the ER. It states that ER/HUD has to agree with my determination. As the responsible entity, can you please advise.

Janice Landry
Director

From: Janice Landry
Sent: Wednesday, February 9, 2022 3:37 PM
To: 'Layla Argrave' <Layla.Argrave@LA.GOV>
Subject: FW: Environmental Review

Please advise how others are handling this? Do I need to pay a 100 dollar fee to get this Joint Permit Application done or a determination? Or Can I use the Coastal User's Guide to the Louisiana Coastal Resources Program page that states:

214.34 Activities that do not require a coastal use permit:
(5) normal maintenance or repair of existing structures.

From: OCMIInfo <OCMIInfo@la.gov>
Sent: Wednesday, February 9, 2022 9:52 AM
To: Janice Landry <jtregre@ci.thibodaux.la.us>
Subject: RE: Environmental Review

It is likely that a coastal use permit is not required for maintenance work on an existing facility, however, OCM cannot provide an official determination without first receiving a Joint Permit Application for review.

In order to submit an application for work within the LA Coastal Zone, please complete a Joint Permit Application (JPA) form and include project drawings. The drawing must include a vicinity map clearly showing the location of the project site and access to it if not obvious or does not use the obvious route; a plan view that shows the maximum footprint of the proposed activities (structures, dredge/excavation and fill areas), including work area for equipment around any proposed structures or dredging/excavation or fill; and a cross section of any proposed structures, dredge/excavation or fill. The JPA will serve as a permit request to both the LA DNR Office of Coastal Management (OCM) and the US Army Corps of Engineers (COE) and must be submitted to the Office of Coastal

Management (OCM). There is a \$100 application fee for the Coastal Use Permit (CUP). There is no up-front application fee for the COE permit.

We have an online version that you can complete and submit online, directions are included throughout. This is the preferred method of application submittal and results in the quickest response time. We also have a pdf version of the JPA that you can print, complete and mail, fax, or email back to us, directions are on the form. We also can mail a copy of the JPA packet to you if you provide your mailing address. The drawings mentioned above must be in electronic format in order to attach them to the online form or transmit them via email.

The pdf and online JPAs can be found on our website at:

<http://www.dnr.louisiana.gov/index.cfm?md=pagebuilder&tmp=home&pid=93>.

There are reference materials also on this page, including sample drawings, that will assist with completing the form. Please let me know if you have any questions, would like assistance completing the form or would like to schedule a meeting to discuss the project prior to submitting the application.

* any coastal use associated with the construction or modification of one single-family, duplex, or triplex residence or camp for applicant's personal family use. It shall also include the construction or modification to any outbuilding, bulkhead, pier, or appurtenance on a lot on which there exists a single-family, duplex, or triplex residence or camp or on a water body which is immediately adjacent to such lot and is being used for applicant's personal family use.

As a permit is not likely, you can request a RFD in step 3 of the application form. This allows for an abbreviated application as outlined in step 3. Please let me know if you have any questions.

*Christine Charrier, Permits Manager
DNR, Office of Coastal Management*

From: Janice Landry <jtregre@ci.thibodaux.la.us>
Sent: Monday, February 7, 2022 3:56 PM
To: OCMInfo <OCMInfo@la.gov>
Subject: Environmental Review

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Good Afternoon!

Our agency has partnered with LCDBG and is a recipient of a CV grant to replace HVAC systems in a Senior Center. Although I don't feel it needs Coastal Management Clearance on the Environmental Review Process (Not new construction or substantial improvements), I just wanted to have an extra consensus as this is my first state-level grant.

Attached you will find the official request along with maps and supporting documentation.

Sincerely

Janice Landry
Director of Housing and Community Development

12 St. Mary Street
PO Box 5418

Thibodaux, LA 70301
CDBG@ci.thibodaux.la.us

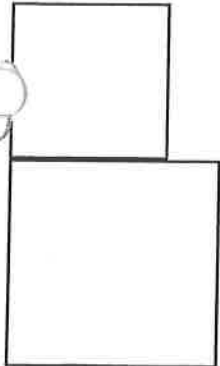
Phone: 985-446-7217
Fax: 985-446-7226

From: vchcopier@ci.thibodaux.la.us <vchcopier@ci.thibodaux.la.us>
Sent: Monday, February 7, 2022 3:58 PM
To: Janice Landry <jtregre@ci.thibodaux.la.us>
Subject: Attached Image

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City of Thibodaux
310 West 2nd Street
Thibodaux, LA 70302

<br



www.ci.thibodaux.la.us



U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-1000

This Worksheet was designed to be used by those "Partners" (including Public Housing Authorities, consultants, contractors, and nonprofits) who assist Responsible Entities and HUD in preparing environmental reviews, but legally cannot take full responsibilities for these reviews themselves. Responsible Entities and HUD should use the RE/HUD version of the Worksheet.

Coastal Zone Management Act (CEST and EA) – PARTNER

<https://www.onecpd.info/environmental-review/coastal-zone-management>

Projects located in the following states must complete this form.

Alabama	Florida	Louisiana	Mississippi	Ohio	Texas
Alaska	Georgia	Maine	New Hampshire	Oregon	Virgin Islands
American Samoa	Guam	Maryland	New Jersey	Pennsylvania	Virginia
California	Hawaii	Massachusetts	New York	Puerto Rico	Washington
Connecticut	Illinois	Michigan	North Carolina	Rhode Island	Wisconsin
Delaware	Indiana	Minnesota	Northern Mariana Islands	South Carolina	

1. Is the project located in, or does it affect, a Coastal Zone as defined in your state Coastal Management Plan?

- Yes → Continue to Question 2.
- No → If the RE/HUD agrees with this recommendation, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map showing that the site is not within a Coastal Zone.

2. Does this project include activities that are subject to state review?

- Yes → Continue to Question 3.
- No → If the RE/HUD agrees with this recommendation, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination.

3. Has this project been determined to be consistent with the State Coastal Management Program?

- Yes, with mitigation. → The RE/HUD must work with the State Coastal Management Program to develop mitigation measures to mitigate the impact or effect of the project.
- Yes, without mitigation. → If the RE/HUD agrees with this recommendation, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination.
- No → Project cannot proceed at this location.

Worksheet Summary

Provide a full description of your determination and a synopsis of the information that it was based on, such as:

- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your program or region

Include all documentation supporting your findings in your submission to HUD.
Click here to enter text.

A Coastal User's Guide to the Louisiana Coastal Resources Program



A publication of the Louisiana Department of Natural Resources
pursuant to National Oceanic and Atmospheric Administration
Award No. NA470Z0223

coastal zone shall in cooperation with one another and under the direction of the governor establish a coordinated coastal permitting process by means of binding interagency agreements wherein:

- (1) One application form serves as the application form for all required permits or approvals from all governmental bodies taking part in the coordinated coastal permitting process.
- (2) The application contains sufficient information so that all necessary reviews by all affected governmental bodies can be expeditiously carried out.
- (3) A "one window" system for applications is established, with copies of the application being transmitted to all governmental bodies taking part in the coordinated coastal permitting process.
- (4) Only one public hearing, if any, need be held on the application. Any public hearing held shall be deemed to serve for all governmental bodies taking part in the coordinated coastal permitting process.
- (5) The shortest practicable period for review of applications by all governmental bodies taking part in the coordinated coastal permitting process insofar as the application pertains to the regulatory jurisdiction or authority of such governmental body, is provided for.
- (6) The coordinated coastal permitting process shall not affect the powers, duties, or functions of any governmental body particularly the Department of Wildlife and Fisheries and the Office of Conservation in the Department of Natural Resources.
- (7) If practicable, a joint permitting process with federal agencies issuing permits shall be established incorporating the coordinated coastal permitting process. Nor shall any other permit review or approval that, in the discretion of the secretary, would be inappropriate for inclusion in a unified permit.

C. Provided that local zoning, subdivision, building, health, and other similar permits, reviewing, or approvals which are not part of an approved local program shall not be included within the unified permitting program; nor shall any other permit review or approval which, in the discretion of the secretary, would be inappropriate for inclusion in a unified permit.

D. Prior to the implementation of the unified coastal permitting program, the secretary is authorized to develop interim interagency agreements with the respective governmental bodies to coordinate permit handling, decision making, and appeal procedures.

E. After such process is established as provided in this Section, the secretary shall administer and implement and may modify such process in accordance with the provisions of this Section.

Acts 1978, No. 361, §1, eff. Jan. 1, 1979. Acts 1983, No. 705, §4, eff. Sept. 1, 1983.

{(NOTE: SEE ACTS 1989, 2D EX. SESS., NO. 6, §7.)}

§214.34. Activities not requiring a coastal use permit

- A. The following activities shall not require a coastal use permit.
- (1) Activities occurring wholly on lands five feet above mean sea level except when the secretary finds, subject to appeal, that the particular activity would have direct and significant impact on coastal waters.
 - (2) Activities occurring within fast lands except when the secretary finds, subject to appeal, that the particular activity would have direct and significant impacts on coastal waters.
 - (3) Agricultural, forestry, and aquaculture activities on lands consistently used in the past for such activities.
 - (4) Hunting, fishing, trapping, and the preservation of scenic, historic, and scientific areas and wildlife preserves.
 - (5) Normal maintenance or repair of existing structures including emergency repairs of damage caused by accident, fire, or the elements.
 - (6) Uses and activities within the special area established in R.S. 49:214.29(C) which have been permitted by the Offshore Terminal Authority in keeping with its environmental protection plan.
 - (7) Construction of a residence or camp.

- (8) Construction and modification of navigational aids such as channel markers and anchor buoys.
- (9) Construction, maintenance, repair, or normal use of any dwelling, apartment complex, hotel, motel, restaurant, service station, garage, repair shop, school, hospital, church, office building, store, amusement park, sign, driveway, sidewalk, parking lot, fence, or utility pole or line, when these activities occur wholly on lands five feet or more above mean sea level or on fast lands except when the secretary finds, subject to appeal, that the particular activity would have direct and significant impacts on coastal waters.
- (10) Uses which do not have a significant impact on coastal waters.

B.(1) The secretary shall adopt rules for the implementation of this Section and may, by such rules, specify such other activities not requiring a coastal use permit as are consistent with the purposes of this Subpart.

(2) Nothing in this Subsection shall be construed as otherwise abrogating the lawful authority of agencies and local governments to adopt zoning laws, ordinances, or rules and regulations for those activities within the coastal zone not requiring a coastal use permit and to issue licenses and permits pursuant thereto. Individual specific uses legally commenced or established prior to the effective date of the coastal use permit program shall not require a coastal use permit.

Acts 1978, No. 361, §1, eff. Jan. 1, 1979; Acts 1983, No. 705, §4, eff. Sept. 1, 1983; Acts 1984, No. 408, §1, eff. July 6, 1984.

{{NOTE: SEE ACTS 1989, 2D EX. SESS., NO. 6, §7.}}

§214.35. Reconsiderations, judicial review

This Section shall govern the reconsideration and/or judicial review of actions of the secretary under this Subpart, including coastal use permit and local program approval decisions and determinations of state or local concern under R.S. 49:214.30(C)(1) and determinations of direct and significant impact under R.S. 49:214.34.

B. A decision or determination shall be subject to reconsideration by the secretary if a petition for reconsideration is filed in writing with the secretary within ten days following public notice of a final coastal use permit or local program approval decision, or receipt of written notice of a determination made under R.S. 49:214.30(C)(1) or R.S. 49:214.34. The grounds for reconsideration shall be either that:

- (1) The decision or determination is clearly contrary to the law or the evidence before the secretary;
- (2) The petitioner has discovered, since the decision or determination, evidence important to the issues which he could not, with due diligence, have presented to the secretary prior to the decision;
- (3) There is a showing that issues not previously considered, through no fault of the petitioner, ought to be examined in order to properly dispose of the matter; or
- (4) There exist other good grounds for further consideration of the issues and the evidence in the public interest.

C. The petition for reconsideration shall set forth the grounds which justify such action. Nothing in this Section shall prevent the reopening or reconsideration of a decision or determination in accordance with other applicable statutory provisions or at any time on the grounds of fraud, perjured testimony, or fictitious evidence. The reconsideration shall be limited to those grounds upon which it was granted, and the secretary may adopt regulations for the orderly consideration and disposition of reconsideration petitions. The secretary shall render a decision upon the reconsideration petition within fifteen days of its receipt. If a petition for reconsideration is timely filed, the period within which judicial review must be sought shall run from the final disposition of such petition. The secretary, in the interest of justice, may grant a stay of a decision on a coastal use permit or approval of a local program until the final disposition of a petition for reconsideration.

D. Any person authorized by this Subpart to appeal a coastal use permit decision or any local government aggrieved by a final decision on approval of a local program may seek judicial review of that decision whether or not a petition for reconsideration has been filed under this Section. A preliminary, procedural, or intermediate action by the

Janice Landry

From: OCMInfo <OCMInfo@la.gov>
Sent: Wednesday, February 9, 2022 9:52 AM
To: Janice Landry
Subject: RE: Environmental Review

Follow Up Flag: Follow up
Flag Status: Completed

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LDNR, Office of Coastal Management*

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Subject: Environmental Review

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Attached you will find the official request along with maps and supporting documentation.

Sincerely

Janice Landry
Director of Housing and Community Development

112 St. Mary Street
PO Box 5418
Thibodaux, LA 70301
CDBG@ci.thibodaux.la.us

Phone: 985-446-7217
Fax: 985-446-7226

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310 West 2nd Street
Thibodaux, LA 70302

Janice Landry

From: Janice Landry
Sent: Monday, February 7, 2022 3:56 PM
To: 'OCMinfo@la.gov'
Subject: Environmental Review
Attachments: 2152_001.pdf

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OFFICE OF HOUSING & COMMUNITY DEVELOPMENT
112 ST. MARY STREET • P. O. BOX 5418 • THIBODAUX, LA 70302
TELEPHONE/TDD (985) 446-7217 • FAX (985) 446-7226

February 7, 2022

Office of Coastal Management
Louisiana Department of Natural Resources
PO Box 44487
Baton Rouge, LA 70804

RE: ENVIRONMENTAL REVIEW
CITY OF THIBODAUX -- LCDBG-CV HVAC

112 St. Mary Street

Dear Sir/Madam:

As part of the environmental review process, the City of Thibodaux will require a written determination from your office regarding any impact the project listed below may have on Coastal Zone. We have provided a map of the location of the project which shows no historic properties are on site.

PUBLIC FACILITIES & IMPROVEMENT :

Ethel Knoblock Senior Citizens Building: HVAC IMPROVEMNTS:

Public facility improvements will be made to the existing building located at 1229 Canal Blvd, Thibodaux, LA 70301, including but not limited to: Upgrades and renovations to the HVAC system in order to improve air quality and minimize the spread of airborne infectious disease. This grant is a response effort to prevent, prepare for and respond to the COVID 19 pandemic in building that have a clientele benefit (Elderly)

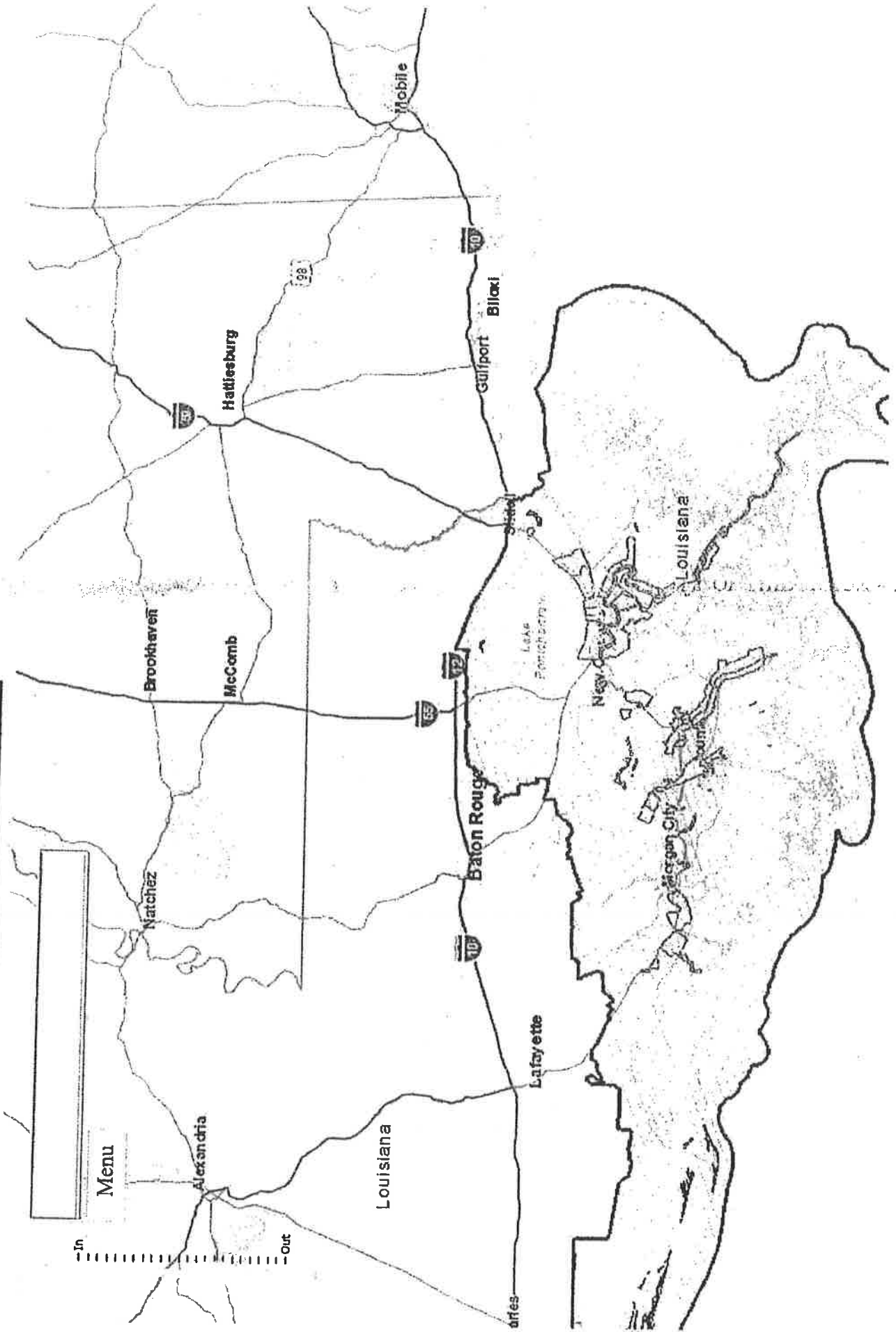
Please review the information provided and submit a reply as soon as possible.

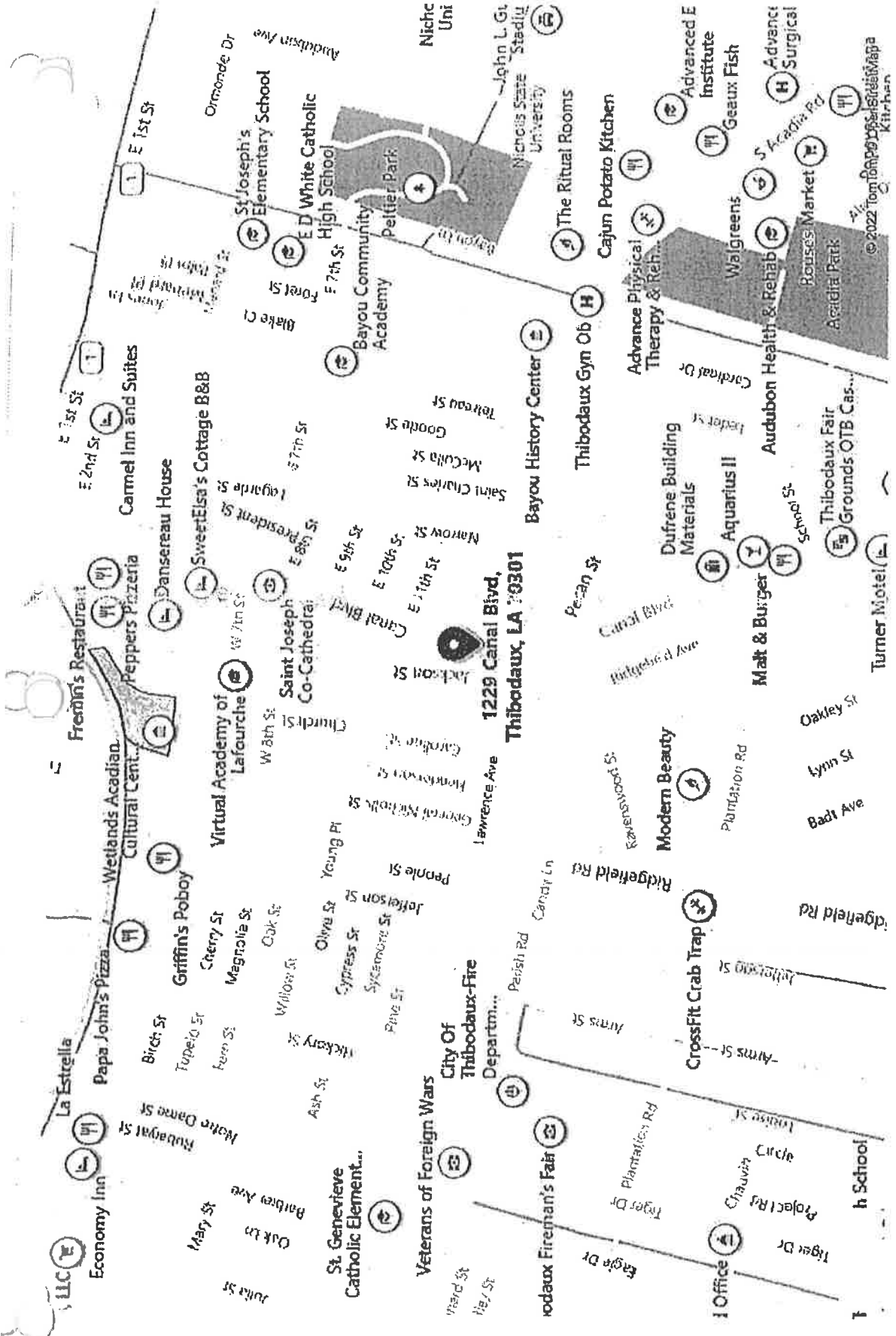
Sincerely,

Janice Landry
Director



CUP Self Determination





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Pecan St
Ridgefield Ave
School St
Thibodaux Blvd

Bayou Community Academy
Bayou History Center
Thibodaux Gyn Ob
The Ritual Rooms
Cajun Potato Kitchen

St. Joseph's Elementary School
E.D. White Catholic High School
Bayou Community Academy
Bayou History Center
Thibodaux Gyn Ob
The Ritual Rooms
Cajun Potato Kitchen

St. Genevieve Catholic Elementary
Griffin's Roboy
Virtual Academy of Lafourche
Saint Joseph Co-Cathedral
Bayou Community Academy
Bayou History Center
Thibodaux Gyn Ob
The Ritual Rooms
Cajun Potato Kitchen

Wetlands Acadian Cultural Cent.
Peppers Pizzeria
Dansereau House
SweetElsa's Cottage B&B
Carmel Inn and Suites
Bayou Community Academy
Bayou History Center
Thibodaux Gyn Ob
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City of Thibodaux-Fire Department
Thibodaux Fireman's Fair
CrossFit Crab Trap

Griffin's Roboy
Cherry St
Magralla St
Oak St
Willow St
Cypress St
Sycamore St
Pine St
Hickory St
Ash St
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U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
WASHINGTON, DC 20410-1000

This Worksheet was designed to be used by those "Partners" (including Public Housing Authorities, consultants, contractors, and nonprofits) who assist Responsible Entities and HUD in preparing environmental reviews, but legally cannot take full responsibilities for these reviews themselves. Responsible Entities and HUD should use the RE/HUD version of the Worksheet.

Coastal Zone Management Act (CEST and EA) – PARTNER

<https://www.onecpd.info/environmental-review/coastal-zone-management>

Projects located in the following states must complete this form.

Alabama	Florida	Louisiana	Mississippi	Ohio	Texas
Alaska	Georgia	Maine	New Hampshire	Oregon	Virgin Islands
American Samoa	Guam	Maryland	New Jersey	Pennsylvania	Virginia
California	Hawaii	Massachusetts	New York	Puerto Rico	Washington
Connecticut	Illinois	Michigan	North Carolina	Rhode Island	Wisconsin
Delaware	Indiana	Minnesota	Northern Mariana Islands	South Carolina	

1. Is the project located in, or does it affect, a Coastal Zone as defined in your state Coastal Management Plan?

- Yes → *Continue to Question 2.*
- No → *If the RE/HUD agrees with this recommendation, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide a map showing that the site is not within a Coastal Zone.*

2. Does this project include activities that are subject to state review?

- Yes → *Continue to Question 3.*
- No → *If the RE/HUD agrees with this recommendation, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination.*

3. Has this project been determined to be consistent with the State Coastal Management Program?

- Yes, with mitigation. → *The RE/HUD must work with the State Coastal Management Program to develop mitigation measures to mitigate the impact or effect of the project.*
- Yes, without mitigation. → *If the RE/HUD agrees with this recommendation, the review is in compliance with this section. Continue to the Worksheet Summary below. Provide documentation used to make your determination.*

No → Project cannot proceed at this location.

Worksheet Summary

Provide a full description of your determination and a synopsis of the information that it was based on, such as:

- Map panel numbers and dates
- Names of all consulted parties and relevant consultation dates
- Names of plans or reports and relevant page numbers
- Any additional requirements specific to your program or region

Include all documentation supporting your findings in your submission to HUD.

Click here to enter text.

A Coastal User's Guide to the Louisiana Coastal Resources Program



A publication of the Louisiana Department of Natural Resources
pursuant to National Oceanic and Atmospheric Administration
Award No. NA470Z0223

coastal zone shall in cooperation with one another and under the direction of the governor establish a coordinated coastal permitting process by means of binding interagency agreements wherein:

- (1) One application form serves as the application form for all required permits or approvals from all governmental bodies taking part in the coordinated coastal permitting process.
- (2) The application contains sufficient information so that all necessary reviews by all affected governmental bodies can be expeditiously carried out.
- (3) A "one window" system for applications is established, with copies of the application being transmitted to all governmental bodies taking part in the coordinated coastal permitting process.
- (4) Only one public hearing, if any, need be held on the application. Any public hearing held shall be deemed to serve for all governmental bodies taking part in the coordinated coastal permitting process.
- (5) The shortest practicable period for review of applications by all governmental bodies taking part in the coordinated coastal permitting process insofar as the application pertains to the regulatory jurisdiction or authority of such governmental body, is provided for.
- (6) The coordinated coastal permitting process shall not affect the powers, duties, or functions of any governmental body particularly the Department of Wildlife and Fisheries and the Office of Conservation in the Department of Natural Resources.
- (7) If practicable, a joint permitting process with federal agencies issuing permits shall be established incorporating the coordinated coastal permitting process. Nor shall any other permit review or approval that, in the discretion of the secretary, would be inappropriate for inclusion in a unified permit.

C. Provided that local zoning, subdivision, building, health, and other similar permits, reviewing, or approvals which are not part of an approved local program shall not be included within the unified permitting program; nor shall any other permit review or approval which, in the discretion of the secretary, would be inappropriate for inclusion in a unified permit.

D. Prior to the implementation of the unified coastal permitting program, the secretary is authorized to develop interim interagency agreements with the respective governmental bodies to coordinate permit handling, decision making, and appeal procedures.

E. After such process is established as provided in this Section, the secretary shall administer and implement and may modify such process in accordance with the provisions of this Section.

Acts 1978, No. 361, §1, eff. Jan. 1, 1979. Acts 1983, No. 705, §4, eff. Sept. 1, 1983.

{{NOTE: SEE ACTS 1989, 2D EX. SESS., NO. 6, §7.}}

§214.34. Activities not requiring a coastal use permit

A. The following activities shall not require a coastal use permit.

- (1) Activities occurring wholly on lands five feet above mean sea level except when the secretary finds, subject to appeal, that the particular activity would have direct and significant impact on coastal waters.
- (2) Activities occurring within fast lands except when the secretary finds, subject to appeal, that the particular activity would have direct and significant impacts on coastal waters.
- (3) Agricultural, forestry, and aquaculture activities on lands consistently used in the past for such activities.
- (4) Hunting, fishing, trapping, and the preservation of scenic, historic, and scientific areas and wildlife preserves.
- (5) Normal maintenance or repair of existing structures including emergency repairs of damage caused by accident, fire, or the elements.
- (6) Uses and activities within the special area established in R.S. 49:214.29(C) which have been permitted by the Offshore Terminal Authority in keeping with its environmental protection plan.
- (7) Construction of a residence or camp.

- (8) Construction and modification of navigational aids such as channel markers and anchor buoys.
- (9) Construction, maintenance, repair, or normal use of any dwelling, apartment complex, hotel, motel, restaurant, service station, garage, repair shop, school, hospital, church, office building, store, amusement park, sign, driveway, sidewalk, parking lot, fence, or utility pole or line, when these activities occur wholly on lands five feet or more above mean sea level or on fast lands except when the secretary finds, subject to appeal, that the particular activity would have direct and significant impacts on coastal waters.
- (10) Uses which do not have a significant impact on coastal waters.

B.(1) The secretary shall adopt rules for the implementation of this Section and may, by such rules, specify such other activities not requiring a coastal use permit as are consistent with the purposes of this Subpart.

(2) Nothing in this Subsection shall be construed as otherwise abrogating the lawful authority of agencies and local governments to adopt zoning laws, ordinances, or rules and regulations for those activities within the coastal zone not requiring a coastal use permit and to issue licenses and permits pursuant thereto. Individual specific uses legally commenced or established prior to the effective date of the coastal use permit program shall not require a coastal use permit.

Acts 1978, No. 361, §1, eff. Jan. 1, 1979; Acts 1983, No. 705, §4, eff. Sept. 1, 1983; Acts 1984, No. 408, §1, eff. July 6, 1984.

{{NOTE: SEE ACTS 1989, 2DEX. SESS., NO. 6, §7.}}

§214.35. Reconsiderations, judicial review

A. This Section shall govern the reconsideration and/or judicial review of actions of the secretary under this Subpart, including coastal use permit and local program approval decisions and determinations of state or local concern under R.S. 49:214.30(C)(1) and determinations of direct and significant impact under R.S. 49:214.34.

B. A decision or determination shall be subject to reconsideration by the secretary if a petition for reconsideration is filed in writing with the secretary within ten days following public notice of a final coastal use permit or local program approval decision, or receipt of written notice of a determination made under R.S. 49:214.30(C)(1) or R.S. 49:214.34. The grounds for reconsideration shall be either that:

- (1) The decision or determination is clearly contrary to the law or the evidence before the secretary;
- (2) The petitioner has discovered, since the decision or determination, evidence important to the issues which he could not, with due diligence, have presented to the secretary prior to the decision;
- (3) There is a showing that issues not previously considered, through no fault of the petitioner, ought to be examined in order to properly dispose of the matter; or
- (4) There exist other good grounds for further consideration of the issues and the evidence in the public interest.

C. The petition for reconsideration shall set forth the grounds which justify such action. Nothing in this Section shall prevent the reopening or reconsideration of a decision or determination in accordance with other applicable statutory provisions or at any time on the grounds of fraud, perjured testimony, or fictitious evidence. The reconsideration shall be limited to those grounds upon which it was granted, and the secretary may adopt regulations for the orderly consideration and disposition of reconsideration petitions. The secretary shall render a decision upon the reconsideration petition within fifteen days of its receipt. If a petition for reconsideration is timely filed, the period within which judicial review must be sought shall run from the final disposition of such petition. The secretary, in the interest of justice, may grant a stay of a decision on a coastal use permit or approval of a local program until the final disposition of a petition for reconsideration.

D. Any person authorized by this Subpart to appeal a coastal use permit decision or any local government aggrieved by a final decision on approval of a local program may seek judicial review of that decision whether or not a petition for reconsideration has been filed under this Section. A preliminary, procedural, or intermediate action by the

Janice Landry

From: OCMLInfo <OCMLInfo@la.gov>
Sent: Wednesday, February 9, 2022 9:52 AM
To: Janice Landry
Subject: RE: Environmental Review

Follow Up Flag: Follow up
Flag Status: Completed

It is likely that a coastal use permit is not required for maintenance work on an existing facility, however, OCM cannot provide an official determination without first receiving a Joint Permit Application for review.

In order to submit an application for work within the LA Coastal Zone, please complete a Joint Permit Application (JPA) form and include project drawings. The drawing must include a vicinity map clearly showing the location of the project site and access to it if not obvious or does not use the obvious route; a plan view that shows the maximum footprint of the proposed activities (structures, dredge/excavation and fill areas), including work area for equipment around any proposed structures or dredging/excavation or fill; and a cross section of any proposed structures, dredge/excavation or fill. The JPA will serve as a permit request to both the LA DNR Office of Coastal Management (OCM) and the US Army Corps of Engineers (COE) and must be submitted to the Office of Coastal Management (OCM). There is a \$100 application fee for the Coastal Use Permit (CUP). There is no up-front application fee for the COE permit.

We have an online version that you can complete and submit online, directions are included throughout. This is the preferred method of application submittal and results in the quickest response time. We also have a pdf version of the JPA that you can print, complete and mail, fax, or email back to us, directions are on the form. We also can mail a copy of the JPA packet to you if you provide your mailing address. The drawings mentioned above must be in electronic format in order to attach them to the online form or transmit them via email.

The pdf and online JPAs can be found on our website at:

<http://www.dnr.louisiana.gov/index.cfm?md=pagebuilder&tmp=home&pid=93>.

There are reference materials also on this page, including sample drawings, that will assist with completing the form. Please let me know if you have any questions, would like assistance completing the form or would like to schedule a meeting to discuss the project prior to submitting the application.

* any coastal use associated with the construction or modification of one single-family, duplex, or triplex residence or camp for applicant's personal family use. It shall also include the construction or modification to any outbuilding, bulkhead, pier, or appurtenance on a lot on which there exists a single-family, duplex, or triplex residence or camp or on a water body which is immediately adjacent to such lot and is being used for applicant's personal family use.

As a permit is not likely, you can request a RFD in step 3 of the application form. This allows for an abbreviated application as outlined in step3. Please let me know if you have any questions.

*Cristine Charrier, Permits Manager
LDNR, Office of Coastal Management*

From: Janice Landry <jtregre@ci.thibodaux.la.us>

Sent: Monday, February 7, 2022 3:56 PM

To: OCMInfo <OCMInfo@la.gov>

Subject: Environmental Review

EXTERNAL EMAIL: Please do not click on links or attachments unless you know the content is safe.

Good Afternoon!

Our agency has partnered with LCDBG and is a recipient of a CV grant to replace HVAC systems in a Senior Center. Although I don't feel it needs Coastal Management Clearance on the Environmental Review Process (Not new construction or substantial improvements), I just wanted to have an extra consensus as this is my first state-level grant.

Attached you will find the official request along with maps and supporting documentation.

Sincerely

Janice Landry
Director of Housing and Community Development

112 St. Mary Street
PO Box 5418
Thibodaux, LA 70301
CDBG@ci.thibodaux.la.us

and the US Army Corps of Engineers (ACEP)

Phone: 985-446-7217
Fax: 985-446-7226

From: vchcopier@ci.thibodaux.la.us <vchcopier@ci.thibodaux.la.us>

Sent: Monday, February 7, 2022 3:58 PM

To: Janice Landry <jtregre@ci.thibodaux.la.us>

Subject: Attached Image

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City of Thibodaux
310 West 2nd Street
Thibodaux, LA 70302

Janice Landry

From: Janice Landry
Sent: Monday, February 7, 2022 3:56 PM
To: 'OCMinfo@la.gov'
Subject: Environmental Review
Attachments: 2152_001.pdf

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From: vchcopier@ci.thibodaux.la.us <vchcopier@ci.thibodaux.la.us>
Sent: Monday, February 7, 2022 3:58 PM
To: Janice Landry <jtregre@ci.thibodaux.la.us>
Subject: Attached Image



OFFICE OF HOUSING & COMMUNITY DEVELOPMENT
112 ST. MARY STREET • P. O. BOX 5418 • THIBODAUX, LA 70302
TELEPHONE/TDD (985) 446-7217 • FAX (985) 446-7226

February 7, 2022

Office of Coastal Management
Louisiana Department of Natural Resources
PO Box 44487
Baton Rouge, LA 70804

RE: ENVIRONMENTAL REVIEW

CV HVAC - CITY OF THIBODAUX - LCDBG-CV HVAC

112 St. Mary Street

Dear Sir/Madam:

As part of the environmental review process, the City of Thibodaux will require a written determination from your office regarding any impact the project listed below may have on Coastal Zone. We have provided a map of the location of the project which shows no historic properties are on site.

PUBLIC FACILITIES & IMPROVEMENT :

Ethel Knoblock Senior Citizens Building: HVAC IMPROVEMENTS:

Public facility improvements will be made to the existing building located at 1229 Canal Blvd, Thibodaux, LA 70301, including but not limited to: Upgrades and renovations to the HVAC system in order to improve air quality and minimize the spread of airborne infectious disease. This grant is a response effort to prevent, prepare for and respond to the COVID 19 pandemic in building that have a clientele benefit (Elderly)

Please review the information provided and submit a reply as soon as possible.

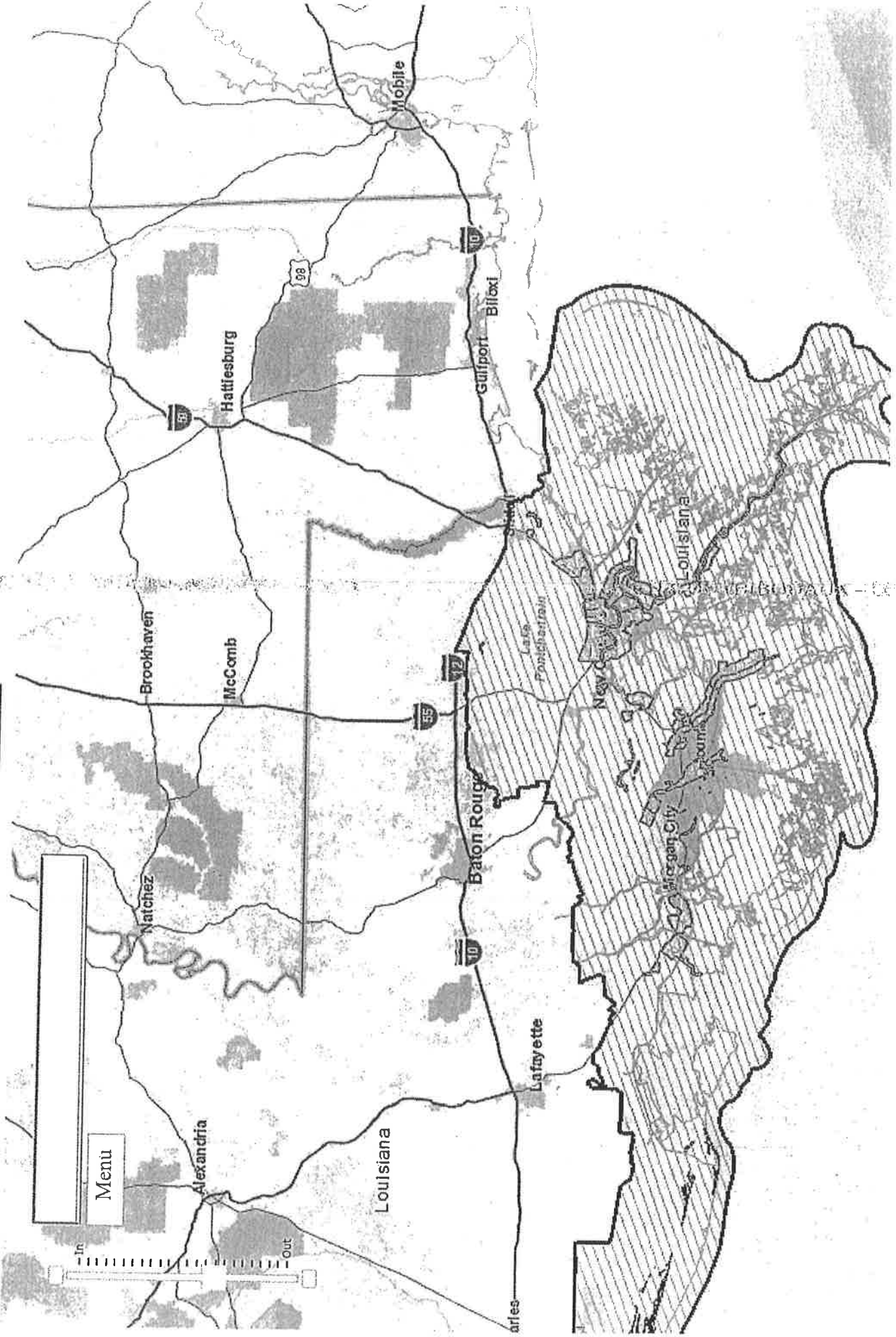
Sincerely,

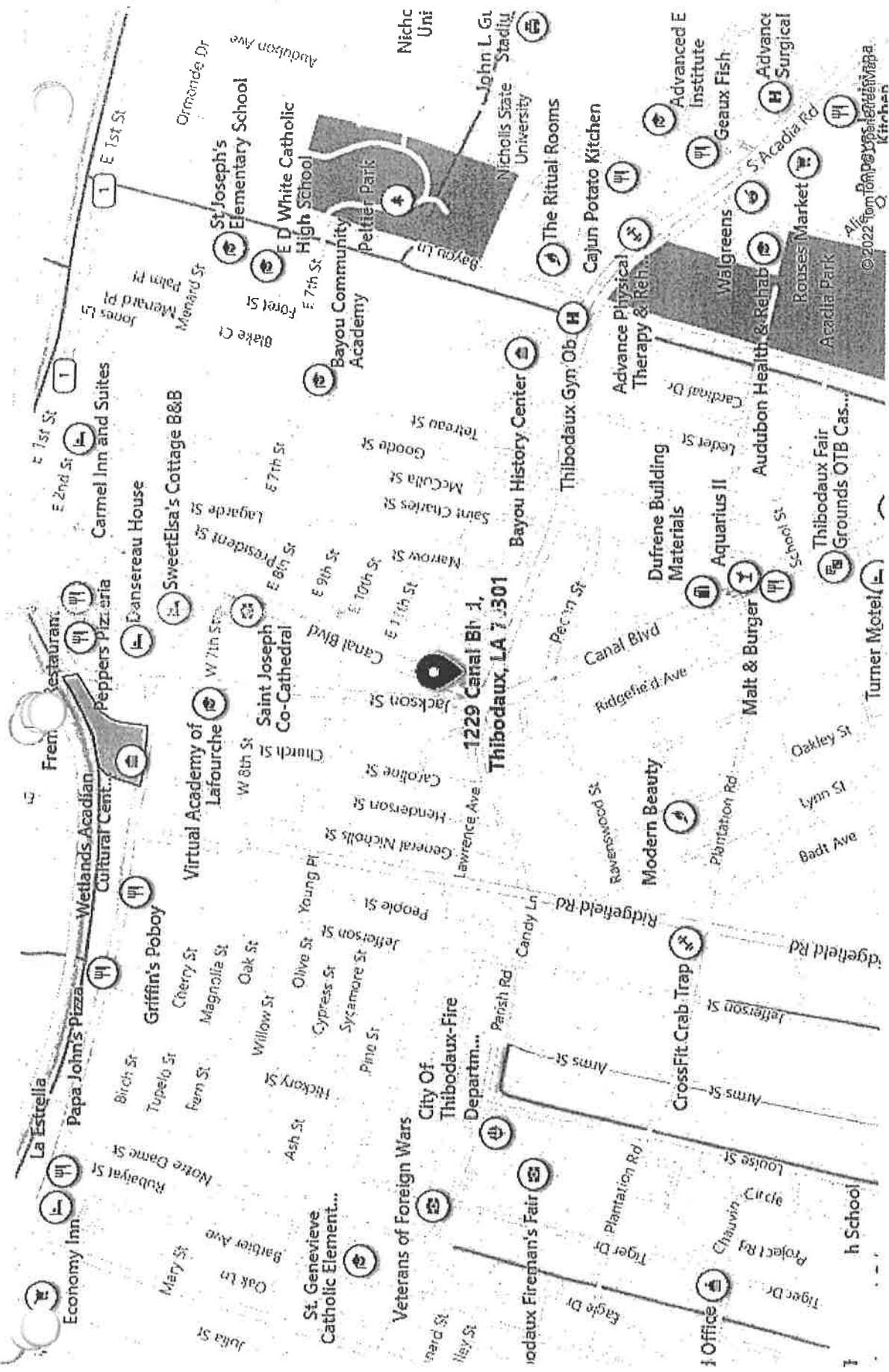
Janice Landry
Director





CUP Self Determination





1229 Canal Blvd, Thibodaux, LA 70301

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