



ONE FEDERAL DECISION

Mid-Barataria Sediment Diversion
Environmental Impact Statement

Presented to

**American Shore and Beach Preservation
Association**

OVERVIEW

- Coastal land loss threatens Louisiana's economy, commerce, infrastructure and culture
- The Louisiana coast provides protection for infrastructure that supplies:
 - 90% of the nation's outer continental oil and gas
 - 20% of the nation's annual waterborne commerce
 - 26% of the nation's continental U.S. commercial fisheries landings
- Barataria and Breton Basins have experienced significant land loss due to sediment deprivation, hydrologic alteration, subsidence, sea level rise, and salt water intrusion
- Mississippi River leveed in 1930's

PERMITTING THE ONE FEDERAL DECISION (OFD) POLICY AND EO 13807

- Mid-Barataria Sediment Diversion Environmental Impact Statement
 - Complex and highly controversial
 - 1st project of its kind subject to Title 41 - Fixing America's Surface Transportation Act (FAST-41)
 - 1st added to Federal Permitting Dashboard at request of Non-federal entity (CPRA)
 - 1st project included on the Permitting Dashboard for which USACE is lead federal agency

APPLICABLE LAWS AND REGULATIONS

Mid-Barataria Sediment Diversion Environmental Impact Statement

Section 404 of the Clean Water Act • Section 10 of the Rivers and Harbors Act of 1899 • Section 14 of the Rivers and Harbors Act of 1899 (Section 408) • Section 401 of the Clean Water Act (Water Quality Certification) • National Environmental Policy Act of 1969 (NEPA) • Oil Pollution Act (Natural Resource Damage Assessment) • Section 7 of the Endangered Species Act • Magnuson-Stevens Fishery Conservation and Management Act (Essential Fish Habitat) • Fish and Wildlife Coordination Act • Marine Mammal Protection Act (MMPA) • Section 9 of Rivers and Harbors Act (U.S. Coast Guard Bridge Permit) • Section 106 of the National Historic Preservation Act • Farmland Protection Policy Act • Louisiana Department of Natural Resources Coastal Use Permit (CUP) • Louisiana Office of State Lands Waterbottom Permit

MID-BARATARIA SEDIMENT DIVERSION ENVIRONMENTAL IMPACT STATEMENT

- NEPA Process – Seven cooperating agencies, ten commenting agencies, eleven consulting tribes
- FAST-41 process – Ten cooperating agencies, four participating agencies, three participating tribes
- GEC team – Twelve subcontractors



MBSD EIS TIME LINE

- December 4th, 2015 - FAST-41
- June 22nd, 2016 - CPRA revised joint permit application
- February 16th, 2017 - GEC selected as third-party contractor for EIS - NTP
- March, 2017 - MBSD approved, Coordinated Project Plan (CPP) loaded on Federal Permitting Dashboard as part of FAST-41
- August 15th, 2017 - E.O. 13807 signed
- January 29th, 2018 - MOU between USA and State of Louisiana – Framework for establishing discipline and accountability in the environmental review and authorization process for MBSD

MBSD EIS TIME LINE

- March 15th, 2018 - Waiver of Marine Mammal Protection Act, Mid-Barataria Sediment Diversion
- September 26th, 2018 - OMB/CEQ/FPISC Guidance Memorandum - Modernize infrastructure permitting cross-agency priority goal
- Current - Draft EIS
 - Completed Chapter 1
 - Completed Chapter 2 – Develop Alternatives
 - Completed Chapter 3 – Affected Environment
 - Chapter 4 – Environmental Consequences
- July 2020 - Submit Draft EIS for Public Comment (subject to change)

OBSERVATIONS