



# PERMIT APPLICATION

Permit # \_\_\_\_\_ (Assigned by Department)

The Louisiana Department of Wildlife and Fisheries' Scenic Rivers program is authorized by LRS title 56, Chapter 9 Part II. This law requires permits authorizing activities in or affecting rivers that have been designated by the Louisiana Legislature as Natural and Scenic. Information provided on this form will be used in evaluating the application for a permit. Information in this application is made a matter of public record through issuance of a public notice. Disclosure of the information requested is voluntary, however, the data requested are necessary in order to communicate with the applicant and to evaluate the permit application. If necessary information is not provided, the permit application cannot be processed nor can a permit be issued.

## APPLICANT INFORMATION

Name of Applicant	Name of Agent (if any)
Address	Address
Address	Address
City, State, Zip	City, State, Zip
Phone	Phone

## DESCRIPTION OF THE PROPOSED ACTIVITY

Brief summary of the description and purpose of the proposed activity (details to be attached as a separate document)
Is any portion of the activity complete? YES NO (If yes indicate month and year of completion)

## LOCATION OF PROPOSED ACTIVITY

Stream Name		Names, Addresses, Phone Numbers of Adjacent Property Owners
Parish		
Section		
Township		
Range		
Latitude/Longitude		

## ENVIRONMENTAL ASSESSMENT

Must be a separate document. See the attached instruction sheet for completing the assessment.

## CONFIRMATION OF INFORMATION ACCURACY

Application is hereby made for a Scenic River Use Permit to authorize the activities described herein. I certify that I am familiar with the information contained in this application, and that, to the best of my knowledge and belief, such information is true, complete, and accurate. I further certify that I possess the authority to undertake the proposed activities, or I am acting as the duly authorized agent of the applicant.
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\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

## ATTACHMENTS AND ENVIRONMENTAL ASSESSMENT

1. A complete description of the proposed project (including drawings).
2. A map showing the exact location of the project on the river.
3. Photographs of the project site from both banks of the river (if possible) and an upstream and downstream view of the project site from the project side of the river.
4. A list of all other local, state and federal permits required for this project.
5. An environmental assessment which includes separate evaluation of impacts on each of the following:

- |  |   |
|--|---|
| <b>a. Existing Land Use</b>              | <b>g. Ecological Systems Present</b>      |
| <b>b. Historical/Archeological Sites</b> | <b>h. Fish and Wildlife in the Area</b>   |
| <b>c. Economic Impact of the Project</b> | <b>i. Botanical Elements (Vegetation)</b> |
| <b>d. Wilderness/Rural Quality</b>       | <b>j. Geological Features</b>             |
| <b>e. Scenic/Aesthetic Value</b>         | <b>k. Hydrological Features</b>           |
| <b>f. Recreational Use/Opportunities</b> | <b>l. Water Quality/Quantity</b>          |

**For each of these criteria, detail existing conditions, potential adverse impacts, if any, and mitigative measures being taken to minimize, eliminate or compensate for those impacts. Provide a statement of justification for each proposed action and a discussion of any alternative locations and/or methods that were considered. If no impacts are projected for a criterion, then state that no impact is expected and give the reasons for that conclusion.**

6. The signed original of the enclosed legal agreement.
7. A statement of the applicant's compliance history. (Has the applicant ever been cited for a violation of the Scenic Rivers Act?)
8. A detailed listing of the steps that the applicant has taken in the development of the project to minimize and/or offset potential impacts to the river.
9. A listing of alternatives to the proposed project.

## FEES AND OTHER CHARGES

**The administrative fee for each application is \$100.00 and must be submitted with the application. A fee of \$135.00/day will be assessed for site visits and field evaluations if they are necessary. Make check payable to: State of Louisiana Scenic River Fund**

**Mail the completed application along with six (6) complete copies, the fee, and any additional charges to:**

**Louisiana Department of Wildlife and Fisheries  
Scenic Rivers Program  
P.O. Box 98000  
Baton Rouge, LA 70898-9000  
Telephone: (225) 343-4045**

## **INFORMATION ON THE SCENIC RIVER PERMIT PROCESS**

The Louisiana Legislature has prohibited certain uses on designated watercourses to preserve, protect, develop, reclaim and enhance their natural and scenic qualities (Act 947 of 1988). Prohibited uses are: (1) channelization, (2) channel realignment, (3) clearing and snagging and (4) reservoir construction (impoundment), (5) clearcutting of trees for commercial purposes within 100 feet of the ordinary low water mark of a designated Natural and Scenic River.

Uses other than those that are prohibited that have potential of causing direct and significant degradation to a Scenic River or its tributaries are regulated by a permit process and multi-agency review by the Department of Wildlife and Fisheries, Department of Environmental Quality, Department of Agriculture and Forestry, Department of Culture, Recreation, Tourism, and the Office of State Planning & Budget, and frequently in collaboration with other State and Federal regulatory functions. Examples of these include crossings by roads, pipelines and utilities, discharges, mining, piers, bulkheads and other non-conforming structures and activities.

After a complete and sufficient application has been assigned a permit number by the Scenic Rivers Coordinator, the copies are distributed to the review agencies for a full and thorough evaluation of thirty (30) days duration. During this time the coordinator may schedule and make a site inspection. The applicant publishes a description of the proposed use in selected newspapers and sends evidence of this to the Coordinator. The public comment period is forty-five (45) days and begins with the date of publication in the official state journal. If there is sufficient interest from the public, a public hearing may be held. The decision by the Administrator (Secretary of the Department of Wildlife and Fisheries) to grant or deny the permit will be made within fifteen (15) days after the public comment period or the public hearing (if one is held). Most permits are valid for the useful life of the project, but are invalidated if the permitted activity has not begun within eighteen (18) months. Applicants may appeal denial of a permit to the 19th Judicial District Court after an administrative hearing in accordance with the State Administrative Procedure Act.

In serious and urgent situations, the waiting periods for standard permitting procedures may be waived and an emergency permit granted by the Administrator. For these emergency procedures to be applicable, it must be clearly indicated in the application and the site inspection that circumstances are sufficiently dire, through no fault of the applicant, to represent imminent harm to human health or the immediate environment and that those circumstances would significantly worsen during the review period required by standard procedure.

### **CHECKLIST OF APPLICANT RESPONSIBILITIES IN THE SCENIC RIVER PERMIT PROCESS**

- \_\_\_1. Submit the original application along with six complete copies. In addition to addressing each of the twelve (12) criteria of the environmental assessment, the application must also contain the following information:
  - \_\_\_ a. Project description & scaled drawings
  - \_\_\_ b. Vicinity map of project location
  - \_\_\_ c. Color photos of project site (7 sets)
  - \_\_\_ d. List of other permits required
  - \_\_\_ e. Signed legal agreement
  - \_\_\_ f. Statement of compliance history
  - \_\_\_ g. List of steps taken to minimize impact
  - \_\_\_ h. List of project alternatives
  - \_\_\_ i. \$100 permit fee
  - \_\_\_ j. Site visit fees (if applicable)
- \_\_\_2. Publish public notices in the official state journal and the official parish journal of the parish where the project is located. Mail proof of publication to the Scenic Rivers Coordinator.
- \_\_\_3. Begin permitted activity within eighteen months of permit issuance.

**INSUFFICIENT OR INCOMPLETE APPLICATIONS WILL BE RETURNED TO THE APPLICANT**

## INFORMATION ON PUBLIC NOTICES FOR SCENIC RIVER PERMITS

The forty-five (45) day public comment period begins with the publication of notice in the official state journal. It is the applicants responsibility to place public notice in one (1) issue of the official state journal (The Advocate, P.O. Box 588, Baton Rouge, LA 70821, Phone: 225-388-0128, Fax: 225-388-0164) and three (3) consecutive issues of the official parish journal of the parish(es) in which the project is to be done. The name of the official parish(es) journal can be obtained from the Scenic Rivers staff at (504) 765-2334 if it is not known.

Once public notices have been placed, the applicant is to send proof of publication to: Louisiana Department of Wildlife and Fisheries, Scenic Rivers Program, P.O. Box 98000, Baton Rouge, LA 70898. A permit cannot be issued until proof of publication has been received.

The suggested format for the public notice (with appropriate insertions) is as follows:

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### PUBLIC NOTICE

Request for Scenic River Permit on (name of Scenic River)

The Secretary of the Louisiana Department of Wildlife and Fisheries as Administrator of the Louisiana Natural and Scenic Rivers System is currently considering the application of (applicant's name) for a permit to (brief description of proposed activity) on (name of Scenic River). The decision to grant or deny this permit in the public interest will be based on an evaluation of the probable impacts of the proposed activity on (name of Scenic River).

Copies of the application can be seen by the public at the Department of Wildlife and Fisheries main office, Room 432, 2000 Quail Drive, Baton Rouge, LA and at the District Office in the District where the proposed activity is located. The public is invited to comment on this permit request for a period of forty-five (45) days. Responses should convey sound reasoning for or against the proposal and be mailed to Scenic Rivers Program, LDWF, P.O. Box 98000, Baton Rouge, LA 70898-9000.



## State of Louisiana

BOBBY JINDAL  
GOVERNOR

DEPARTMENT OF WILDLIFE AND FISHERIES

ROBERT J. BARHAM  
SECRETARY

Dear Scenic River Permit Applicant:

Please review and concur on the following statement regarding the issuance of permits by the Louisiana Department of Wildlife and Fisheries. This agreement must be signed and returned before a Scenic River Permit can be issued.

"I have been advised and do understand that by applying for and accepting a Scenic Rivers permit issued by the Louisiana Department of Wildlife and Fisheries, I am being allowed to engage in an activity which would otherwise be prohibited by law or for which a permit is required. I understand that the permit is not a license and confers no property right upon me. I specifically agree to abide by all State and Federal fish and wildlife laws and regulations, and all State and Federal laws and regulations which relate to this permit or the permitted activity, and by all other terms and conditions of this permit. I understand that the permit for which I am applying may be suspended, annulled, withdrawn or revoked and that I may be assessed civil penalties, all in accordance with the provision of the Louisiana Administrative Procedure Act, and that I may be denied future permits as a consequence of my failure to fully and completely comply with the terms and conditions of the permit, as well as other laws and regulations pertinent thereto. If served with or notified of a cease and desist order signed by the Scenic Rivers Administrator, I agree to immediately and without delay cease all activities and operations which relate to the permitted activity or which are impacting the Scenic River, until such time as the matter can be resolved in an adjudicatory hearing pursuant to the Louisiana Administrative Procedure Act. I understand and agree that any permit issued to me by the Louisiana Department of Wildlife and Fisheries is in the nature of a privilege which is being voluntarily extended to me by the Department and the failure on my part to cooperate with the Department can result in the loss of the privilege conferred and the denial of future requests for permits. By accepting this permit, I evidence my agreement to be bound by all conditions and stipulations set forth herein."

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Authorized Signature

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Date

REV. 12/7/98