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***New Orleans District Section 408 Liaison  
for Mississippi River Diversions***

**January 8, 2014**

**Expert Panel on Diversion Planning and Implementation**



# Section 408 Authority

- 33 USC 408 provides authority that the Secretary of the Army may permit alteration to existing Corps projects if the alteration:
  - 1) Does not impair the usefulness of the project; and
  - 2) Is not injurious to the public interest
- Approval authority delegated to Chief of Engineers for Major Alterations
- The District cannot issue a Section 404/10 Permit Decision until Section 408 approval is obtained



# Section 408 Decision Making

- USACE Implementation Guidance dated 17 Nov 08
- Principles in USACE Decision Making: Lower Mississippi River Diversions (2 Aug 13)
- Overview of Applicant Requirements for Section 408 Request to Alter an Existing Federal Project Related to Proposed Lower Mississippi River Diversions (User's Guide)
- Section 408 Process Flow Chart for Major River Diversions



**Proposed  
Mid-Barataria  
Sediment Diversion  
Project**

**Proposed RAM  
Terminals Site**

**Mississippi River  
Levee System**

**NOGC Railroad  
Bridge Approach  
(3,000'/Approach)**

**Cultural Resources**

**Proposed RAM  
Barge Fleeting Area**

**Proposed Diversion  
Location Study Area**

**Proposed Channel Location (75,000 cfs)**

**Direct  
408 Impact**

**Direct  
408 Impact**

**Ironton**

**LA Hwy 23**

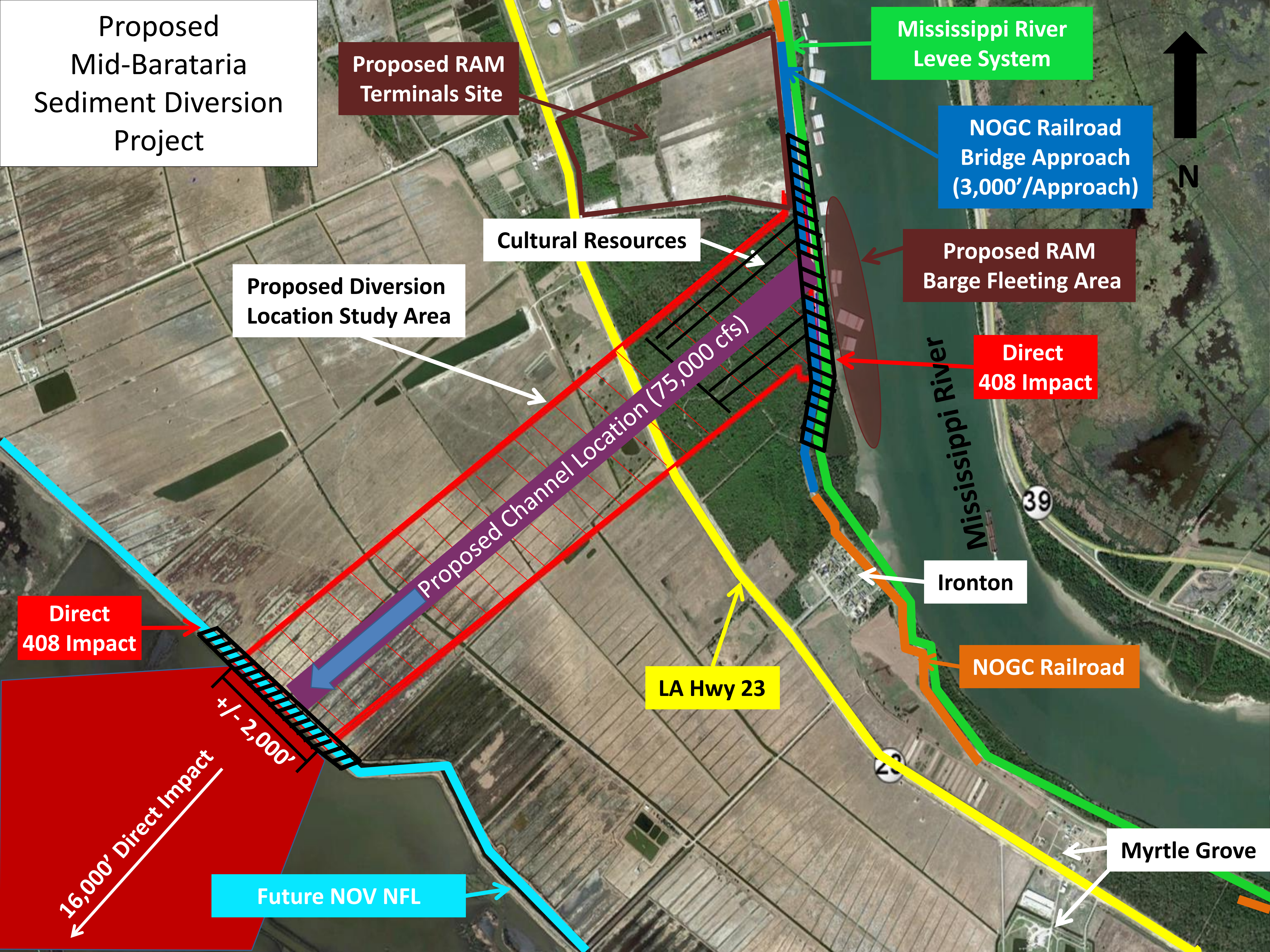
**NOGC Railroad**

**+/- 2,000'**

**16,000' Direct Impact**

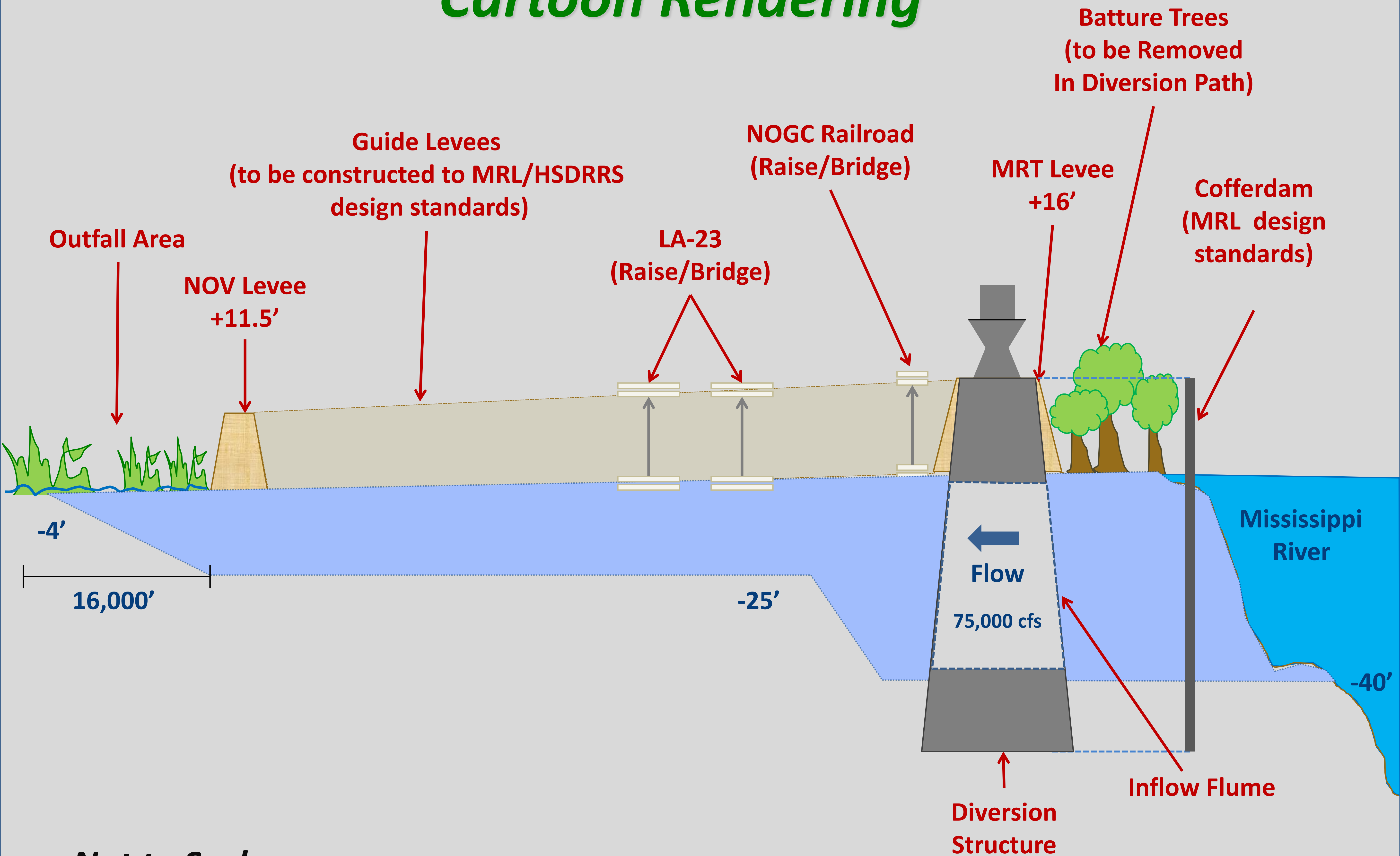
**Future NOV NFL**

**Myrtle Grove**



# Mid-Barataria Diversion Conceptual Schematic

## "Cartoon Rendering"

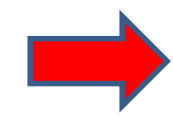


*Not to Scale*

# Federal Projects Potentially Affected by Planned State of Louisiana Diversions



**Key**

- LA State Planned Diversions 
- CWPPRA Project Locations 