



STATE OF MISSISSIPPI
PHIL BRYANT
GOVERNOR
MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY
GARY C. RIKARD, EXECUTIVE DIRECTOR
June 8, 2017

Certified Mail No. 7011 1570 0002 1131 2578

Mr. Brandon Elliott
Elliott Homes, LLC
1520 29th Avenue
Gulfport, Mississippi 39501

Dear Mr. Elliott:

Re: Palmetto Pointe Subdivision
Jackson County
COE No. Sam201600583KMN
WQC No. WQC2017062

Pursuant to Section 401 of the Federal Water Pollution Control Act (33 U. S. C. 1251, 1341), the Office of Pollution Control (OPC) issues this Certification, after public notice and opportunity for public hearing, to Brandon Elliott, an applicant for a Federal License or permit to conduct the following activity:

Palmetto Pointe Subdivision: Construction of Phases 5 and 6 of residential subdivision (Palmetto Pointe) would include approximately 12 lots in phase 5 and 44 lots in phase 6. The sites contain approximately 4.36 acres in phase 5 and 26.8 acres in phase 6. The impacts associated with phase 5 includes approximately .40 acre of wetlands and in phase 6 .10 acre of bottomland hardwoods and .28 acre of pine savannah wetlands. Mitigation has been proposed through the purchasing of mitigation credits from an approved mitigation bank. The site is located in Ocean Springs, Jackson County, Mississippi. [Sam201600583KMN, WQC2017062].

The Office of Pollution Control certifies that the above-described activity will be in compliance with the applicable provisions of Sections 301, 302, 303, 306, and 307 of the Federal Water Pollution Control Act and Section 49-17-29 of the Mississippi Code of 1972, if the applicant complies with the following conditions:

1. The development shall connect to an Office of Pollution Control approved wastewater collection and treatment system. **No construction shall begin until all wastewater approvals are obtained.**
2. All fill material and excavation areas shall have side slopes of at least 3:1 (horizontal: vertical) and shall be immediately seeded, stabilized and maintained.
3. Appropriate best management practices (BMPs) shall be properly installed and maintained to prevent the movement of sediment off-site and into adjacent drainage areas. In the event of any BMP failure, corrective actions shall be taken immediately.
4. Coverage under a Storm Water Construction General NPDES Permit shall be obtained prior to the start of construction activities. **No construction activities shall begin until such approvals are obtained.**
5. The final post-construction Stormwater Management Plan, submitted on June 5, 2017 by Daniel Boudreaux Jr. on behalf of Elliot Homes, LLC shall be implemented concurrent with project construction and properly maintained.
6. Mitigation for the impacts of .78 acres of wetlands, shall be provided by the purchase of mitigation credits from an approved mitigation bank. The number of credits must be in accordance with banking prospectus and should be based upon that required for impacting .78 acres of wetland. **Written verification of credit purchase must be provided to the Office of Pollution Control prior to the commencement of any work in the wetland areas.**
7. No sewage, oil, refuse, or other pollutants shall be discharged into the watercourse.

The Office of Pollution Control also certifies that there are no limitations under Section 302 nor standards under Sections 306 and 307 of the Federal Water Pollution Control Act which are applicable to the applicant's above-described activity.


Mr. Brandon Elliott

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This certification is valid for the project as proposed. Any deviations without proper modifications and/or approvals may result in a violation of the 401 Water Quality Certification. If we can be of further assistance, please contact us.

Sincerely,



Harry M. Wilson, P.E., DEE
Chief, Environmental Permits Division

HMW: JP

cc: Kaaren M. Neumann, U.S. Army Corps of Engineers, Mobile District
Jennifer Wittmann, Department of Marine Resources
Molly Martin, Environmental Protection Agency
Dana Sanders Jr., D.R. Sanders and Associates, Inc.
Daniel R. Boudreaux Jr.