



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

December 7, 2017

Certified Mail No. 7017 1450 0000 4592 1169

Mr. Randy Ellis  
724 Dunbar Avenue  
Bay St. Louis, Mississippi 39520

Dear Randy Ellis:

Re: RW Development LLC, RV  
Park  
Harrison County  
COE No. SAM200601987-TMZ  
WQC No. WQC2017101

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, RW Development, LLC, an applicant for a Federal License or permit to conduct the following activity:

RW Development LLC, RV Park: RW Development LLC is applying for a Department of the Army permit to develop a Recreational Vehicle (RV) Park. The proposed RV Park is located on 18.5 acres, which contain approximately 5.96 acres of wetlands. Of the 5.96 acres onsite, the applicant proposes to fill 5.69 acres of low quality wetlands. The applicant proposes to mitigate for unavoidable impacts to jurisdictional wetlands through the purchase of mitigation credits. The proposed project is located west of Veterans Avenue and north of CSX Railroad Line in Biloxi, Mississippi.  
[SAM200601987-TMZ, WQC2017101].

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. 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.

2. Appropriate best management practices (BMPs) shall be properly installed and maintained to prevent the movement of sediment off-site and into adjacent drainage areas. Special care shall be taken prior to and during construction to prevent the movement of sediment into adjacent avoided wetland areas. In the event of any BMP failure, corrective actions shall be taken immediately.
3. The applicant shall retain coverage under the State's Storm Water Construction General Permit (MSR10) to discharge storm water associated with construction activity including clearing, grading, excavation or other land disturbance activity disturbing five or more acres.
4. The post-construction Storm water Management Plan submitted by Terry Moran Engineering that was received on September 29, 2017 shall be implemented concurrent with project construction and maintained as proposed.
5. Mitigation for the loss of 5.69 acres of low-quality wetlands shall be provided by the purchase of mitigation credits from an approved mitigation bank. The number of credits purchased must be in accordance with the banking prospectus and should be based upon that required for impacting 5.69 acres of low-quality wetlands. A copy of the previous credit history and new credit purchase agreement shall be forwarded to this office by February 5, 2018.
6. 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.

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,



Krystal Rudolph, P.E.  
Chief, Environmental Permits Division

KR: cs

cc: Ms. Kaaren M. Neumann, U.S. Army Corps of Engineers, COE-Mobile-S District  
Mr. Greg Christodoulou, Department of Marine Resources  
Mr. Paul Necaie, U.S. Fish and Wildlife Service  
Mrs. Molly Martin, Environmental Protection Agency  
Brandon Wooldridge, RW Development, LLC