



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

April 23, 2018

Certified Mail No. 7017 1450 0000 4592 1558

Mr. Chris Ferrara
Golden Gulf Casino Inc.
19108 South Augusta Drive
Baton Rouge, Louisiana 70810

Dear Mr. Ferrara:

Re: Golden Gulf Casino Inc.
Golden Gulf Casino Basin
Harrison County
COE No. SAM200601472ALF
WQC No. WQC2017081

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 Golden Gulf Casino Inc., an applicant for a Federal License or permit to conduct the following activity:

Golden Gulf Casino Inc.: (Back Bay Investment LLC) Golden Gulf Casino Basin, is applying for a Department of the Army permit to fill an excavated basin for restoring the property. 35,000 cubic yards of clean fill material will be used to fill 2.26 acres of other waters and 0.06 acres of wetlands. The applicant has proposed to relocate impacted wetlands to an onsite location to offset the impact. The project is located at the intersection of Bayview Avenue and Crawford Street in Biloxi, Harrison County, Mississippi. [SAM200601472ALF, WQC2017081].

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.

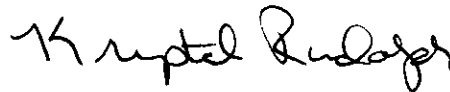
2. Appropriate best management practices (BMPs) shall be properly installed and maintained to prevent the movement of sediment off-site and into adjacent drainage areas and/or waters. Special care shall be taken to prevent the movement of sediment into adjacent wetland areas. In the event of any BMP failure, corrective actions shall be taken immediately.
3. For projects greater than five acres of total ground disturbances including clearing, grading, excavating or other construction activities, the applicant shall obtain the necessary coverage under the State of Mississippi's Large Construction Storm Water General NPDES Permit. No construction activities shall begin until the necessary approvals and/or permits have been obtained.
4. Turbidity outside the limits of a 750-foot mixing zone shall not exceed the ambient turbidity by more than 50 Nephelometric Turbidity Units.
5. This project shall utilize the original, excavated material on-site to re-fill the basin. No construction debris shall be used to re-fill the basin. If additional material beyond that obtained from the original, excavated material, then clean fill will be obtained to complete the project.
6. Mitigation for the impact of 0.06 acres of tidal wetlands will be provided through the creation of 0.06 acres of tidal wetlands as indicated in the 0.09 acre tidal marsh replacement area. The marsh creation project shall be conducted prior to or in conjunction with the construction portion of the project, and the initial planting shall be completed prior to completion of operation of the basin filling, as coordinated with the Mississippi Department of Marine Resources (MDMR).
7. The final post-construction Storm Water Pollution Prevention Plan (SWPPP) submitted by Machado | Patano dated March 13, 2018 and received by MDEQ on March 21, 2018 shall be implemented concurrent with project constructed and maintained as proposed.
8. No sewage, oil, refuse, or other pollutants shall be discharged into the watercourse.

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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,

A handwritten signature in black ink, appearing to read "Krystal Rudolph". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Krystal Rudolph, P.E.

Chief, Environmental Permits Division

KR: cs

cc: Mr. Larry Lewis, BMI Environmental Services LLC
Mr. Jeremy Overstreet, U.S. Army Corps of Engineers, Mobile District
Ms. Willa J. Brantley, Department of Marine Resources
Mr. Paul Necaise, U.S. Fish and Wildlife Service
Mrs. Molly Martin, Environmental Protection Agency