



STATE OF MISSISSIPPI

PHIL BRYANT
GOVERNOR

MISSISSIPPI DEPARTMENT OF ENVIRONMENTAL QUALITY

GARY C. RIKARD, EXECUTIVE DIRECTOR

November 5, 2019

Certified Mail No. 7019 1120 0000 4788 7036

Mr. Ike Thrash
Canvas of Ocean Springs, LLC
19 Woodstone Plaza
Hattiesburg, Mississippi 39402

Dear Mr. Thrash:

Re: Canvas of Ocean Springs LLC,
Apartment Complex
Jackson County
COE No. SAM201900515AMR
WQC No. WQC2019040

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 Canvas of Ocean Springs, LLC, an applicant for a Federal License or permit to conduct the following activity:

Canvas of Ocean Springs LLC, Apartment Complex: The applicant is proposing to discharge fill material in 8.92 acres of jurisdictional wetlands, 75 feet of ephemeral streams, and 40 feet of intermittent stream. In order to compensate the loss of jurisdictional wetlands, the applicant has proposed the purchase of mitigation credits from a USACE approved mitigation bank. The purpose of this project is to construct a multi-family apartment complex in the Davis Bayou Watershed. The project location is located North of Bienville Boulevard in Ocean Springs, Mississippi. The complex is comprised of one two-story building, 12 three-story buildings, an office building, a pool complex, and parking areas. [SAM201900515AMR, WQC2019040].

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 Large Construction Storm Water 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 post-construction Storm Water Management Plan shall be implemented concurrent with project construction and properly maintained.
6. Mitigation for the impact of 8.92 acres of wetlands shall be provided by the purchase of mitigation credits from an approved mitigation bank. **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. Turbidity outside the limits of a 750-foot mixing zone shall not exceed the ambient turbidity by more than 50 Nephelometric Turbidity Units.
8. 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 you have any questions, please contact Graham Watson.

Mr. Ike Thrash
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Sincerely,



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

KR: bgw

cc: Ms. Angela Rangel, U.S. Army Corps of Engineers
Ms. Jennifer Wilder, Department of Marine Resources
Mr. David Felder, U.S. Fish and Wildlife Service
Mrs. Molly Martin, Environmental Protection Agency
Mr. Jason Wooten, Wooten Engineering, LLC