



JEFFERSON COUNTY DRAINAGE DISTRICT NO. 7

4401 Ninth Avenue/P.O. Box 3244
Port Arthur, Texas 77640
Telephone (409) 985-4369
Fax (409) 983-7564

“PERMITTING REQUIREMENTS FOR THE HURRICANE FLOOD PROTECTION LEVEE”

All permitting/access through or over the Jefferson County Drainage District No.7/U.S. Army Corps of Engineers Hurricane Flood Protection Levee (DD7/COE HFPL) facilities requires compliance with 33 U.S.C. 408 (Section 408). A Minor Section 408 or Major Section 408 COE review and approval will be required as part of the permitting process. However, all applications must be filed/processed through DD7.

Turn around time for a 408 Minor Section review is 0-6 months ±

Turn around time for a 408 Major Section review is determined by the COE on an individual basis.

DD7 Permitting will not be processed prior to COE approval.

33 U.S.C. § 408 : US CODE - SECTION 408: TAKING POSSESSION OF, USE OF, OR INJURY TO HARBOR OR RIVER IMPROVEMENTS

It shall not be lawful for any person or persons to take possession of or make use of for any purpose, or build upon, alter, deface, destroy, move, injure, obstruct by fastening vessels thereto or otherwise, or in any manner whatever impair the usefulness of any sea wall, bulkhead, jetty, dike, levee, wharf, pier, or other work built by the United States, or any piece of plant, floating or otherwise, used in the construction of such work under the control of the United States, in whole or in part, for the preservation and improvement of any of its navigable waters or to prevent floods, or as boundary marks, tide gauges, surveying stations, buoys, or other established marks, nor remove for ballast or other purposes any stone or other material composing such works: Provided, That the Secretary of the Army may, on the recommendation of the Chief of Engineers, grant permission for the temporary occupation or use of any of the aforementioned public works when in his judgment such occupation or use will not be injurious to the public interest: Provided further, That the Secretary may, on the recommendation of the Chief of Engineers, grant permission for the alteration or permanent occupation or use of any of the aforementioned public works when in the judgment of the Secretary such occupation or use will not be injurious to the public interest and will not impair the usefulness of such work.