

LOUISIANA WILDLIFE AND FISHERIES COMMISSION

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P R O C E E D I N G S

Monday, December 18, 1978

11:00 o'clock a.m.

DOYLE G. BERRY,
Chairman.

Wildlife and Fisheries
Building, Room 102
400 Royal Street
New Orleans, LA 70130

Kathryn G. Chamberlin,
Reporter.



Helen R. Dietrich, inc.
Stenotypists

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P R O C E E D I N G S

. . . Pursuant to notice, the regular monthly meeting of Louisiana Wildlife and Fisheries Commission convened at 11:00 o'clock a.m. on Monday, December 18, 1978, in Room 102, Wildlife and Fisheries Building, 400 Royal Street, New Orleans, Louisiana, Doyle G. Berry, Chairman, presiding.

PRESENT WERE:

DOYLE G. BERRY, Chairman
DONALD F. WILLE, Vice Chairman
MARC DUPUY, JR., Member
J. C. GILBERT, Member
H. CLAY LUTTRELL, Member
CHARLES RIGGS, Member
J. BURTON ANGELLE, Secretary

A G E N D A

1. Approval of minutes of November 28, 1978. (4)

DR. LYLE ST. AMANT:

2. Request from T. L. JAMES & COMPANY for renewal (8)
of permit to remove fill material from



the Mississippi River, right descending bank, near Boothville, Louisiana.

3. Request from ATLAS CONSTRUCTION CO., INC. for (10)
renewal of permit to remove fill material from the Mississippi River in the vicinity of CS 1941+00 to CS 1840+00 in Plaquemines Parish.
4. Request from ATLAS CONSTRUCTION CO., INC. for (11)
renewal of permit to remove fill material from the Mississippi River left descending bank between Mile 134.3 and Mile 136.0 AHP, in St. John the Baptist Parish.
5. Request from ATLAS CONSTRUCTION CO., INC. for (12)
renewal of permit to remove fill material from the Mississippi River at Mile 148.5 AHP, left descending bank, near Lutchter, at Paulina, St. James Parish.
6. Request from KITCHEN & OSTARLY, INC. for (14)
renewal of permit to remove fill material from the Mississippi River at Mile 105.3 AHP, Jefferson Parish, Louisiana.
7. Request for a permit to remove sand, gravel (15)

Louisiana materials



and/or fill material from the Mississippi River, between Mile Posts 124.5-125 in Hahnville, Louisiana.

MR. HARRY SCHAFFER:

- 8. Set closing date for ^{Oyster} seed reservations at Bay Gardene, Sister Lake and Hackberry Bay.

(5)

OTHER BUSINESS:

- 9. Election of Officers.
- 10. Set date for January meeting.

(16)

(18)

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CHAIRMAN DOYLE G. BERRY: Good morning, ladies and gentlemen. We will call the meeting to order. The first order of business is approval of minutes of meeting of November 28, 1978. Do I hear a motion?

MR. GILBERT: I so move.

MR. WILLE: Second.

THE CHAIRMAN: Moved and seconded. All in favor say aye.

IN UNISON: Aye.

THE CHAIRMAN: Opposed?



(No response)

THE CHAIRMAN: So ordered.

Dr. St. Amant? Who is taking Dr. St. Amant's place?

MR. HARRY SCHAFER: He will be here in a minute.

THE CHAIRMAN: All right, Harry. We will take you, No. 8.

MR. SCHAFER: Thank you, Mr. Chairman. At the August, 1978, Commission meeting, you voted to open the seed reservation areas at Bay Gardene, Sister Lake and Hackberry Bay for the taking of seed oysters under rules you adopted then, and since that time about 120,000 barrels have been removed. These seed reservations represent about two percent of the total public oyster seed grounds and our marine biologists have checked them over and have recommended that the remaining oysters be protected, so we are recommending that Bay Gardene, Hackberry Bay and Sister Lake be closed one-half hour after sundown on December 31, 1978.

THE CHAIRMAN: Gentlemen, you have heard



the recommendation.

MR. RIGGS: I so move.

MR. LUTTRELL: Second.

THE CHAIRMAN: Moved by Mr. Riggs and seconded by Mr. Luttrell. All in favor say aye.

IN UNISON: Aye.

THE CHAIRMAN: Any opposed?

(No response)

So ordered.

(The full text of the resolution is here made a part of the record.)

WHEREAS, the Louisiana Wildlife and Fisheries at its August, 1978 Commission meeting opened three of the four "Oyster Seed Reservations" (Bay Gardene, Sister Lake and Hackberry Bay) to supplement the remaining "Oyster Seed Grounds" upon which oysters were scarce, and

WHEREAS, approximately 120,000 barrels have already been harvested from these "Oyster Seed



Reservations" which comprise only two percent (2%) of the total public oyster seed grounds, and

WHEREAS, as a result of a poor oyster spat catch in coastal Louisiana there will be a scarcity of oysters for the next season and those remaining within these reservations should be protected,

NOW THEREFORE BE IT RESOLVED that Bay Gardene, Hackberry Bay and Sister Lake, the "Oyster Seed Reservations," will be closed one-half hour after sundown on December 31, 1978.

THE CHAIRMAN: I have spoken to quite a few of the oyster fishermen and they agreed that it should be closed. Because of the cholera problem earlier, they didn't want to close down and have people think there was cholera in the oysters at that time so they kept it open until now.

MR. SCHAFFER: Yes, Ron Dugas checked that out and he reported that a majority would

favor closing now.

THE CHAIRMAN: All right, Dr. St. Amant.

DR. ST. AMANT: I am sorry, I didn't realize the meeting had started. I was talking on the phone.

Mr. Chairman and Members of the Commission, we have six items on the agenda. Most of them are requests for renewals and of course one is a request for a permit to dredge in the Mississippi River. I shall take them one at a time.

First is a request from T. L. James for renewal of permit to remove fill material from the Mississippi River near Boothville. This permit has been in effect and has been no problem and I would recommend that it be renewed for one year at ten cents a yard.

MR. WILLE: I move.

MR. DUPUY: Second.

THE CHAIRMAN: Moved by Mr. Wille and seconded by Mr. Dupuy. All in favor say aye.

IN UNISON: Aye.

THE CHAIRMAN: Any opposed?

(No response)



So ordered.

(The full text of the resolution is here made a part of the record.)

BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission does hereby grant permission to T. L. JAMES & COMPANY to remove fill material from the Mississippi River, right descending bank, near Boothville, Louisiana, for a period of one year from December 19, 1978 to December 19, 1979, at a royalty rate of ten cents per cubic yard.

DR. ST. AMANT: The second item is a request from Atlas Construction Company, Inc. for renewal of permit to remove fill material from the Mississippi River in the vicinity of CS 1941 in Plaquemines Parish. This permit has been in effect and we have had no problem with it. I would recommend renewal at ten cents a yard for one year.



THE CHAIRMAN: Gentlemen, you have heard the recommendation.

MR. WILLE: I move.

MR. DUPUY: Second.

THE CHAIRMAN: Mr. Wille moves, Mr. Dupuy seconds. Any discussion? All in favor say aye.

IN UNISON: Aye.

THE CHAIRMAN: Opposed?

(No response)

So ordered.

(The full text of the resolution is here made a part of the record.)

BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission does hereby grant permission to ATLAS CONSTRUCTION CO., INC. to remove fill material from the Mississippi River in the vicinity of CS 1941+00 to CS 1840+00 in Plaquemines Parish, Louisiana, for a period of one year from December 19,



1978 to December 19, 1979, at a royalty rate of ten cents per cubic yard.

DR. ST. AMANT: We have another request from Atlas Construction Co. for renewal of a permit to remove fill material from the Mississippi River in the vicinity of Mile 134.3 in St. John the Baptist Parish. His permit has been in effect and has not been a problem, and we would recommend renewal at the appropriate royalty of ten cents a yard for one year.

THE CHAIRMAN: You have heard the recommendation, gentlemen.

MR. DUPUY: So move.

MR. RIGGS: Second.

THE CHAIRMAN: All in favor say aye.

IN UNISON: Aye.

THE CHAIRMAN: Any opposed?

(No response)

So ordered.

(The full text of the resolution is here made a part of the record.)



BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission does hereby grant permission to ATLAS CONSTRUCTION CO., INC. to remove fill material from the Mississippi River, left descending bank between Mile 134.3 and Mile 136.0 AHP in St. John the Baptist Parish, Louisiana, for a period of one year from December 19, 1978 to December 19, 1979, at a royalty rate of ten cents per cubic yard.

DR. ST. AMANT: We have a third request from Atlas Construction Co. for renewal of permit to remove fill material from the Mississippi River, this at Mile 148.5 AHP, left descending bank, near Lutchter at Paulina in St. James Parish. This permit has likewise been in effect without any problem and I would recommend renewal for one year at ten cents a yard.

THE CHAIRMAN: You have heard the recommendation.



MR. RIGGS: I so move.

MR. WILLE: I second.

THE CHAIRMAN: Moved by Mr. Riggs and seconded by Mr. Wille. All in favor say aye.

IN UNISON: Aye.

THE CHAIRMAN: Opposed?

(No response)

So ordered.

(The full text of the resolution is here made a part of the record.)

BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission does hereby grant permission to ATLAS CONSTRUCTION CO., INC. to remove fill material from the Mississippi River at Mile 148.5 AHP, left descending bank, near Lutchter, at Paulina, St. James Parish, Louisiana, for a period of one year from December 19, 1978 to December 19, 1979, at a royalty rate of ten cents per cubic yard.



DR. ST. AMANT: The next item is a request by Kitchen & Ostarly for renewal of a permit to remove fill material from the Mississippi River at Mile 105.3 in Jefferson Parish. This permit has operated without problem and I would recommend it be renewed at ten cents a yard for one year.

MR. WILLE: Move.

MR. LUTTRELL: Second.

THE CHAIRMAN: All in favor?

IN UNISON: Aye.

THE CHAIRMAN: Opposed?

(No response)

So ordered.

(The full text of the resolution is here made a part of the record.)

BE IT RESOLVED that the Louisiana Wildlife and Fisheries Commission does hereby grant permission to KITCHEN & OSTARLY, INC. to remove fill material from the Mississippi River at Mile 105.3



AHP, Jefferson Parish, Louisiana,
for a period of one year from
December 19, 1978 to December 19,
1979, at a royalty rate of ten
cents per cubic yard.

DR. ST. AMANT: The last item is a new
request by Louisiana Materials -- I see the name
was left out on the agenda -- to remove sand,
gravel and/or fill material from the Mississippi
River between Mile Posts 124.5 and 125 in Hahn-
ville, Louisiana. This request meets all the
requirements set forth by the Commission and there
should be no problem. I would recommend it be
granted for one year at ten cents a yard.

MR. WILLE: That is what -- Louisiana
Materials?

DR. ST. AMANT: Yes.

THE CHAIRMAN: Gentlemen, you have heard
the recommendation. What is your pleasure?

MR. DUPUY: I so move.

MR. WILLE: Second.

THE CHAIRMAN: Moved by Mr. Dupuy and
seconded by Mr. Wille. All in favor say aye.



IN UNISON: Aye.

THE CHAIRMAN: Opposed?

(No response)

So ordered.

(The full text of the
resolution is here made
a part of the record.)

BE IT RESOLVED that the
Louisiana Wildlife and Fisheries
Commission does hereby grant per-
mission to LOUISIANA MATERIALS CO.,
INC. to remove sand, gravel and/or
fill material from the Mississippi
River between Mile Posts 124.5-125 in
Hahnville, Louisiana, for a period
of one year from December 19, 1978
to December 19, 1979, at a royalty
rate of ten cents per cubic yard.

DR. ST. AMANT: Thank you.

THE CHAIRMAN: Thank you, Doc.

The next item on the agenda is election
of officers.

MR. WILLE: I would like to nominate



Doyle Berry to serve again as Chairman.

THE CHAIRMAN: I appreciate the nomination but I feel I must decline the honor.

MR. WILLE: I would like to nominate Marc Dupuy at this time to serve as Chairman.

MR. GILBERT: Second.

MR. WILLE: Mr. Chairman, I move that nominations for Chairman be closed.

MR. RIGGS: Second.

THE CHAIRMAN: We have a motion that nominations for Chairman be closed, seconded by Mr. Riggs. All in favor, say aye.

IN UNISON: Aye.

THE CHAIRMAN: Any opposed?

(No response)

So ordered.

Mr. Dupuy, you are elected by acclamation.

MR. DUPUY: Thank you very much, Mr. Chairman.

THE CHAIRMAN: Nominations are open for Vice Chairman.

MR. RIGGS: I nominate Don Wille.



MR. LUTTRELL: Seconded.

THE CHAIRMAN: Are there any other nominations for Vice Chairman?

MR. RIGGS: I move that nominations be closed.

MR. LUTTRELL: Second.

THE CHAIRMAN: All in favor that nominations be closed, say aye.

IN UNISON: Aye.

THE CHAIRMAN: Any opposed?

(No response)

Mr. Wille, you are elected by acclamation to serve as Vice Chairman.

MR. WILLE: Thank you.

THE CHAIRMAN: Any suggestions for the January meeting? January 22 and 23 would be the fourth Monday and Tuesday. If there are no objections we will meet on January 22 and 23.

Is there any further business to come before this meeting? (No response) If not, we stand adjourned. Thank you.

(Whereupon, at 11:35 o'clock

a.m. the meeting was adjourned.)



C E R T I F I C A T E

I, the undersigned reporter, DO HEREBY CERTIFY that the above and foregoing (18 pages of typewritten matter) is a true and correct transcription of the tape recording and of the stenographic notes of the proceedings herein, transcribed by me, at the time and place hereinbefore noted.

New Orleans, Louisiana, this 17th day of
January, 1979.

Kathryn G. Chamberlin
Kathryn G. Chamberlin,
Reporter.

