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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 22, 2008

Ms. Jessica White
NOAA c/o Environmental Protection Agency
1445 Ross Avenue, MC-6SF-L
Dallas, Texas 75202

Ms. Tammy Ash
USFWS c/o TAMU-CC
6300 Ocean Drive, Unit 5837
Corpus Christi, Texas 78412

Re: State Trustee Review of the Federal Determination of Consistency with the Texas Coastal Management Plan for the Greens Bayou Site Restoration Plan and Environmental Assessment

Dear Ms. White and Ms. Ash:

On behalf of the State Natural Resource Trustees, the Texas Commission on Environmental Quality, the Texas Parks and Wildlife Department (TPWD) and the Texas General Land Office (GLO), this letter serves to inform the U.S. Fish and Wildlife Service, Department of the Interior and the National Oceanic and Atmospheric Administration of the results of the State of Texas' review of the Federal determination of consistency with the Texas Coastal Management Plan (TCMP) recently performed on a natural resource damage assessment and restoration plan. This restoration plan entitled, "Draft Restoration Plan and Environmental Assessment for the Greens Bayou Site, Harris County, Houston, Texas" was the product of a joint cooperative natural resource damage assessment by State and Federal Trustees.

Pursuant to 31 TAC Section 506.20(a)(2)(c), the State Trustees have reviewed the determination of consistency provided by the Federal Trustees and concur that the restoration actions described in the draft plan are consistent to the maximum extent practicable with the goals and policies of the TCMP.

The State Natural Resource Trustees appreciate the efforts of the U.S. Fish and Wildlife Service and the National Oceanic and Atmospheric Administration in the protection and restoration of the State of Texas' coastal resources. If you have any questions concerning the review of this determination of consistency with the TCMP, please contact me at (512-239-2523).

On Behalf of the State Trustees,

A handwritten signature in black ink, appearing to read "R. Seiler".

Richard Seiler, Program Manager
Natural Resource Trustee Program
Technical Support Section
Remediation Division

RDS/sr

cc: Mr. Don Pitts, TPWD
Mr. David Parmer, GLO
Mr. Keith Tischler, Coastal Coordination Council