

**COPY**

Buddy Garcia, *Chairman*  
Larry R. Soward, *Commissioner*  
Bryan W. Shaw, Ph.D., *Commissioner*  
Mark R. Vickery, P.G., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*  
October 29, 2008

Mr. Benjamin Rhame, Council Secretary  
Coastal Coordination Council  
Texas General Land Office  
P.O. Box 12873  
Austin, Texas 78711-2873

Re: State Trustee Evaluation of Federal Consistency Determination for a Federal Restoration Plan

Dear Mr. Rhame:

On behalf of the State Natural Resource Trustees, the Texas Commission on Environmental Quality (TCEQ), Texas Parks and Wildlife Department (TPWD), and the Texas General Land Office (GLO), this letter serves to notify the Coastal Coordination Council of the Trustee's review of a Federal Consistency Determination recently performed on a natural resource damage assessment restoration plan which was the product of a joint cooperative natural resource damage assessment by State and Federal Natural Resource Trustees.

I have enclosed a copy of the restoration plan entitled, "Draft Damage Assessment and Restoration Plan/ Environmental Assessment for Greens Bayou, Harris County, Texas." The National Oceanic and Atmospheric Administration and the Department of the Interior have reviewed this draft Plan and have determined that it is consistent with the goals and policies of the Texas Coastal Management Plan. A copy of the Consistency Determination performed by the Federal Trustees for this Plan is also included for your records.

A Notice of Availability of the Federal Consistency Determination for the Plan was published in the Texas Register on October 17, 2008. At the close of the 30-day public comment period, the State Trustees will consider all public input in their evaluation of the Consistency Determination of the Federal Trustees.

A copy of the State Trustees final evaluation of the Federal Consistency Determination will be provided to the Coastal Coordination Council upon completion. If you, or any council member, have questions regarding this matter, please contact me at (512) 239-2523.

On behalf of the State Trustees,

A handwritten signature in cursive script that reads "Richard Seiler".

Richard Seiler  
Natural Resource Trustee Program  
Technical Support Section  
Remediation Division

RDS/sr

Enclosures

cc: Mr. Don Pitts, TPWD  
Mr. Keith Tischler, GLO