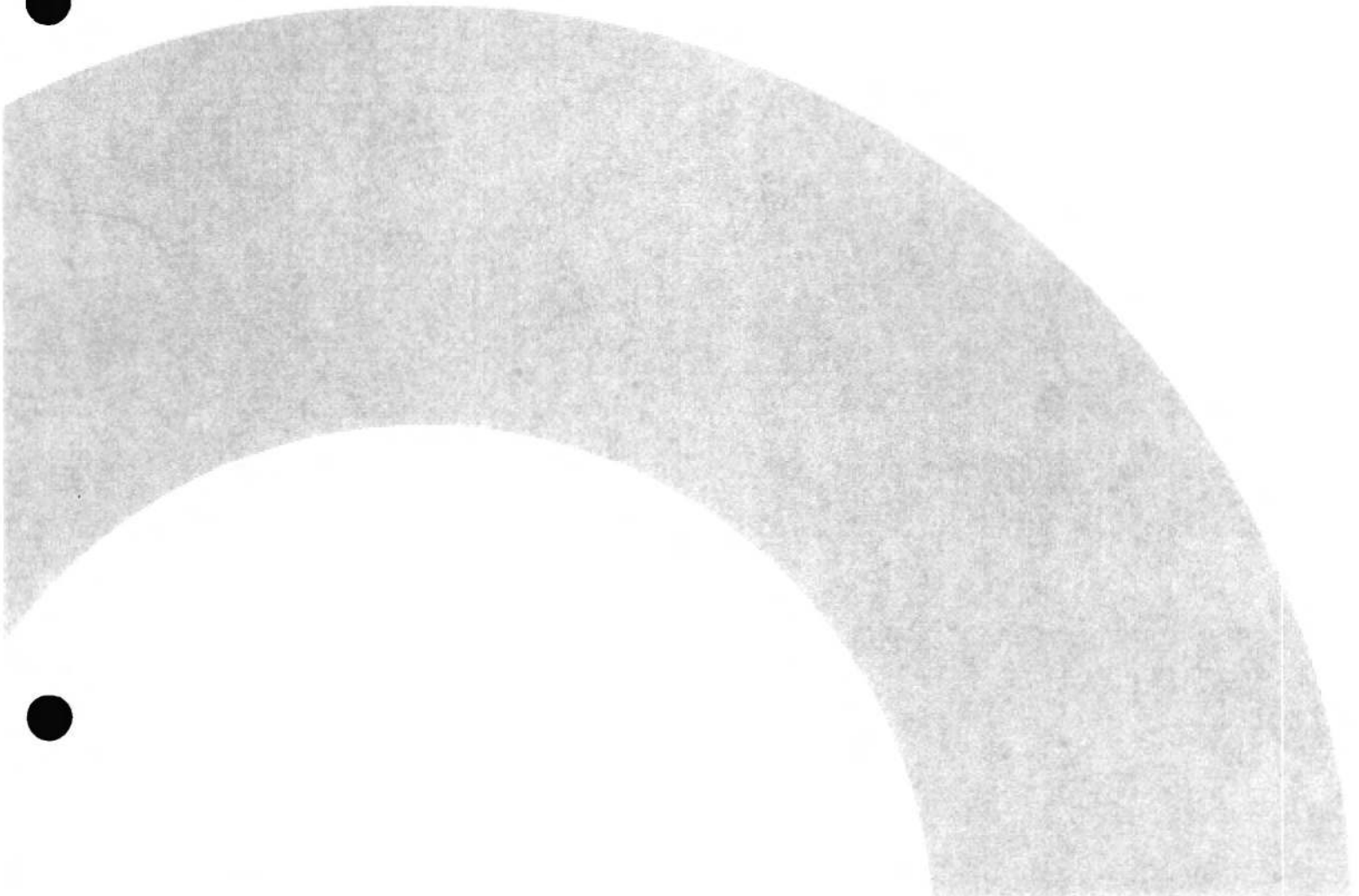


Appendix H

Consistency with the Texas Coastal Management Program Document



CONSISTENCY WITH THE TEXAS COASTAL MANAGEMENT PROGRAM

THE APPLICANT SHOULD SIGN THIS STATEMENT AND RETURN WITH APPLICATION PACKET TO:

COASTAL PERMIT SERVICE CENTER
6300 OCEAN DRIVE, TAMU-CC
CORPUS CHRISTI, TX 78412-5841
FAX: (361) 825-3465

FOR USACE USE ONLY:

PERMIT #: _____
PROJECT MGR: _____

APPLICANT'S NAME AND ADDRESS (PLEASE PRINT):

Title First Last Suffix

Mailing Address Home

City State Zip Code Work

Country Email Mobile Fax

The Texas Coastal Management Program (CMP) coordinates state, local, and federal programs for the management of Texas coastal resources. Activities within the CMP boundary must comply with the enforceable policies of the Texas Coastal Management Program and be conducted in a manner consistent with those policies. The boundary definition is contained in the CMP rules (31 TAC §503.1).

- To determine whether your proposed activity lies within the CMP boundary, please contact the Permit Service Center at permitting.assistance@glo.texas.gov

PROJECT DESCRIPTION:

Is the proposed activity at a waterfront site or within coastal, tidal, or navigable waters? Yes No

If Yes, name affected coastal, tidal, or navigable waters: Aransa Pass, Port of Corpus Christi Ship Channel, and Lydia

Is the proposed activity water dependent? Yes No (31 TAC §501.3(a)(14))

http://info.sos.state.tx.us/pls/pub/readtac?ext=TacPage?sl=R&app=9&p_dir=&p_rloc=&p_tloc=&p_ploc=&pg=1&p_tac=&ti=31&pt=16&ch=501&rl=3

Please briefly describe the project and all possible effects on coastal resources:

The Port of Corpus Christi Authority of Nueces County (PCCA) proposes the construction of two marine berths requiring dredging and excavation along the southern portion of Harbor Island, Corpus Christi, Texas adjacent to the Corpus Christi Ship Channel. The new berths will be dredged to a depth of 60 feet mean lower low water (MLLW) (-54 feet MLLW plus four feet of advance maintenance and two feet of allowable over dredge). Dredge material will be transferred to dredge placement area(s). The project area covers approximately 64.8 acres of terminal basin.

Indicate area of impact: 64.8 acres or square feet

ADDITIONAL PERMITS/ AUTHORIZATIONS REQUIRED:

Coastal Easement - Date application submitted: _____

Coastal Lease - Date application submitted: _____

Stormwater Permit- Date application submitted: _____

Water Quality Certification - Date application submitted: In Progress

Other state/federal/local permits/authorizations required: _____

The proposed activity must not adversely affect coastal natural resource areas (CNRAs).

PLEASE CHECK ALL COASTAL NATURAL RESOURCE AREAS THAT MAY BE AFFECTED:

- | | | |
|---|---|--|
| <input checked="" type="checkbox"/> Coastal Barriers | <input type="checkbox"/> Critical Erosion Areas | <input checked="" type="checkbox"/> Submerged Lands |
| <input type="checkbox"/> Coastal Historic Areas | <input type="checkbox"/> Gulf Beaches | <input type="checkbox"/> Submerged Aquatic Vegetation |
| <input type="checkbox"/> Coastal Preserves | <input type="checkbox"/> Hard Substrate Reefs | <input type="checkbox"/> Tidal Sand or Mud Flats |
| <input checked="" type="checkbox"/> Coastal Shore Areas | <input type="checkbox"/> Oyster Reefs | <input type="checkbox"/> Waters of Gulf of Mexico |
| <input type="checkbox"/> Coastal Wetlands | <input type="checkbox"/> Special Hazard Areas | <input checked="" type="checkbox"/> Waters Under Tidal Influence |
| <input type="checkbox"/> Critical Dune Areas | | |

The applicant affirms that the proposed activity, its associated facilities, and their probable effects comply with the relevant enforceable policies of the CMP, and that the proposed activity will be conducted in a manner consistent with such policies.

PLEASE CHECK ALL APPLICABLE ENFORCEABLE POLICIES:

[http://info.sos.state.tx.us/pls/pub/readtac\\$ext.ViewTAC?tac_view=5&ti=31&pt=16&ch=501&sch=B&rl=Y](http://info.sos.state.tx.us/pls/pub/readtac$ext.ViewTAC?tac_view=5&ti=31&pt=16&ch=501&sch=B&rl=Y)

<input checked="" type="checkbox"/>	§501.15 Policy for Major Actions
	§501.16 Policies for Construction of Electric Generating and Transmission Facilities
	§501.17 Policies for Construction, Operation, and Maintenance of Oil and Gas Exploration and Production Facilities
	§501.18 Policies for Discharges of Wastewater and Disposal of Waste from Oil and Gas Exploration and Production Activities
	§501.19 Policies for Construction and Operation of Solid Waste Treatment, Storage, and Disposal Facilities
	§501.20 Policies for Prevention, Response and Remediation of Oil Spills
	§501.21 Policies for Discharge of Municipal and Industrial Wastewater to Coastal Waters
	§501.22 Policies for Nonpoint Source (NPS) Water Pollution
	§501.23 Policies for Development in Critical Areas
<input checked="" type="checkbox"/>	§501.24 Policies for Construction of Waterfront Facilities and Other Structures on Submerged Lands
<input checked="" type="checkbox"/>	§501.25 Policies for Dredging and Dredged Material Disposal and Placement
	§501.26 Policies for Construction in the DBeach/Dune System
	§501.27 Policies for Development in Coastal Hazard Areas
	§501.28 Policies for Development Within Coastal Barrier Resource System Units and Otherwise Protected Areas on Coastal Barriers
	§501.29 Policies for Development in State Parks, Wildlife Management Areas or Preserves
	§501.30 Policies for Alteration of Coastal Historic Areas
	§501.31 Policies for Transportation Projects
	§501.32 Policies for Emission of Air Pollutants
	§501.33 Policies for Appropriations of Water
	§501.34 Policies for Levee and Flood Control Projects

Please explain how the proposed project is consistent with the applicable enforceable policies identified above. Please use additional sheets if necessary. *For example: If you are constructing a pier with a covered boathouse, then the applicable enforceable policy is: §501.24 Policies for Construction of Waterfront Facilities and Other Structures on Submerged Lands. The project is consistent because it will not interfere with navigation or natural coastal processes, and it avoids/minimizes shading.*

§501.15 Policy for Major Actions: This project will adhere to Federal and State regulations and requirements for work in coastal waters. Consultations and coordination efforts will be a key component to ensuring that all activities meet the requirements of all agencies that may have jurisdiction over this project. All impacts to coastal natural resource area will be minimized to the fullest extent possible and no entity involved in construction will pursue an action that is counter to the goals and policies set forth in Texas Administrative Codes.

§501.24 Policies for Construction of Waterfront Facilities and Other Structures on Submerged Lands: The three proposed berths have been designed and will be constructed in such a manner that they will not interfere with public or commercial navigation or will impact coastal resources. The project is being developed and will be constructed in such a manner that procedures to prevent the release of pollutants into the Waters of the State will be developed and adhered to.

§501.25 Policies for Dredging and Dredged Material and Placement: The project is consistent with this subchapter because it has been designed to minimize adverse effects to coastal waters, submerged lands, critical areas, coastal shore areas, and Gulf beaches to the greatest extent practicable. Adverse effects will be minimized by employing BMP techniques and those presented in subsections

§501.25(b)(1-8). Cumulative and secondary adverse effects of dredging and the disposal and placement of dredged material and the unique characteristics of affected sites were taken into consideration. Dredging and dredged material disposal and placement will not cause or contribute, after consideration of dilution and dispersion, to violation of any applicable surface water quality standards and shall comply with applicable standards for sediment toxicity. The dredge material will not be disposed of or placed directly on the boundaries of submerged lands or at such location so as to slump or migrate across the boundaries of submerged lands.

BY SIGNING THIS STATEMENT, THE APPLICANT IS STATING THAT THE PROPOSED ACTIVITY COMPLIES WITH THE TEXAS COASTAL MANAGEMENT PROGRAM AND WILL BE CONDUCTED IN A MANNER CONSISTENT WITH SUCH PROGRAM


Signature of Applicant/Agent

7/10/19
Date

Any questions regarding the Texas Coastal Management Program should be referred to:

Jesse Solis
Texas General Land Office
6300 Ocean Drive
TAMU-CC Natural Resource Center Ste. 2800
Corpus Christi, Texas 78412-5599
Phone: (361) 825-3050
Fax: (361) 825-3465
Toll Free: 1-866-894-3578
permitting.assistance@glo.texas.gov

Ray Newby
Texas General Land Office
Coastal Resources Division
1700 North Congress Avenue, Room 330
Austin, Texas 78701-1495
Phone: (512) 475-3624
Fax: (512) 475-0680
Toll Free: 1-800-998-4GLO
ray.newby@glo.texas.gov