



REPLY TO
ATTENTION OF

DEPARTMENT OF THE ARMY
GALVESTON DISTRICT, CORPS OF ENGINEERS
P.O. BOX 1229
GALVESTON, TEXAS 77553-1229

August 19, 2003

Evaluation Section

SUBJECT: Determination No. D-14995

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Example

Mr. Carl Horecky
Galveston County Consolidated
Drainage District
P.O. Box 607
Friendswood, Texas 77549-0607

Dear Mr. Horecky:

This letter is in regard to your correspondence dated June 3, 2003, conveying a change in your project completion time-line for selective tree clearing along the banks of Clear Creek. The project, as described in your letter dated March 25, 2002, would essentially consist of removing dead trees, downed trees that are collecting debris and obstructing flow, and pruning large tree limbs which overhang the creek. Limbs would be pruned above the surface of the water and would include those that obstruct conveyance. Selective live trees that are growing horizontally from the toe of the slope line that block the natural flow of water would also be removed. Thickets that are growing on high water bypasses would be selectively cleared by removing dead trees and noxious species such as Chinese tallow trees. No mechanized land clearing would be utilized, including use of bulldozers. The project site is located along the banks of Clear Creek, from the eastern limit of the Galveston County Consolidated Drainage District (Ranch Viejo Subdivision) to the western limit of Brazoria Drainage District No. 4 (Fort Bend County Line), in Galveston and Brazoria Counties, Texas.

We have reviewed your project and have concluded that although Clear Creek is a jurisdictional water of the United States, your project as proposed does not require a Department of the Army permit, under Section 10 of the Rivers and Harbors Act of 1899 and/or Section 404 of the Clean Water Act.

This approved determination is valid for 5 years from the date of this letter unless new information warrants a revision of the determination prior to the expiration date. Please reference determination number D-14995 in future correspondence pertaining to this subject.