



DEPARTMENT OF THE ARMY
U.S. ARMY CORPS OF ENGINEERS, GALVESTON DISTRICT
2000 FORT POINT RD
GALVESTON, TEXAS 77550

Evaluation Branch

INTERAGENCY COORDINATION NOTICE
FOR
LETTER OF PERMISSION

29 August 2023

SUBJECT: Permit Application No: SWG-2015-00855

APPLICANT: Holtmar Land, LLC
8201 Erath Street
Houston, Texas 77012-2109
Telephone: 713-829-3915
POC: Tim Studdert

AGENT: Hollaway Environmental and Communications, Inc.
2500 Summer Street, Suite 1130
Houston, Texas 77007-3387
Telephone: 713-868-1043
POC: Ally Altemose

PURPOSE OF INTERAGENCY COORDINATION: To inform you of a proposal for work in which you might be interested. It is also to solicit your comments and information to better enable us to make a reasonable decision on factors affecting the public interest. The United States Army Corps of Engineers (Corps) is not the entity proposing or performing the proposed work, nor has the Corps taken a position, in favor or against the proposed work. A copy of the plans, in 9 sheets, is enclosed for your review.

The Corps is seeking your comments and information solely on those portions of the project that are within the Corps Regulatory Authority. All comments and information regarding portions of the project that are outside of the Corps Regulatory Authority need to be submitted to the appropriate State, County, City, or other local authority. Please respond within 15 days from the date of this notice.

DESCRIPTION OF CORPS OF ENGINEERS REGULATORY AUTHORITY: This application is being evaluated under Section 10 of the Rivers and Harbors Act of 1899.

This project is proposing dredging within a navigable water of the United States which is regulated by the Corps under Section 10 of the Rivers and Harbors Act of 1899.

This project does not propose a discharge of fill material into any water of the United States, tributary, wetland, or special aquatic site. The Corps Regulatory Authority under Section 404 of the Clean Water Act (as amended) is not triggered by the activities proposed in this application.

The Corps Regulatory Program has no jurisdictional authority over activities proposed in uplands.

The Corps Regulatory Program has no jurisdictional authority to regulate the operation of barges or a barge fleeting area.

LOCATION: The project site is located in the San Jacinto River, at 17525, 17601, 17603, 17605, and 17607 River Road, in Channelview, Harris County, Texas. The project can be located on the U.S.G.S. quadrangle map titled: Highlands, Texas.

The proposed upland disposal site is located on 5 acres of a 40-acre tract, near Devers, in Liberty County, Texas.

LATITUDE & LONGITUDE (NAD 83):

Project Site: Latitude: 29.797785° North; **Longitude:** 095.076865° West

Upland Disposal Site: Latitude: 30.077698° North, **Longitude:** 094.568907° West

PROJECT HISTORY AND BACKGROUND: This project site was initially the subject of an alleged unauthorized activity in November 2015, and was assigned reference number SWG-2015-00855. An investigation was initiated and No Violation of Section 10 of the Rivers and Harbors Act, or Section 404 of the Clean Water Act was found.

An application for this project was filed 3 May 2016 and proposed to mechanically dredge approximately 50,000 cubic yards of material from a 4.32-acre area of the San Jacinto River. The dredged material was proposed to be placed in uplands on the project site. The required sediment testing had been performed in accordance with the Public Announcement for the San Jacinto River Waste Pits Superfund Site, dated 21 October 2009, the Texas Commission on Environmental Quality (TCEQ) submitted a letter dated 25 August 2016, that stated that the dredged material had to be placed in an upland confined placement area or a hazardous waste landfill. After Interagency Coordination, and consultation with professional engineers the on-site dredged material placement area was determined not to be physically capable of adequately containing the volume of material proposed to be dredged. The design of the upland placement area was not capable of containing the material in a manner that the dredged material would remain physically separated from all waters of the United States. This application was withdrawn 4 December 2017.