**DEPARTMENT OF THE ARMY**
**U.S. ARMY CORPS OF ENGINEERS**
**WASHINGTON, D.C. 20314-1000**

Reply to
Attention of:

CEMP-SWD

JUN 12 2009

MEMORANDUM FOR COMMANDER, Southwestern Division (CESWD-PDP)

SUBJECT: Implementation Guidance for Section 4092 of the Water Resources Development Act of 2007 (WRDA 2007) – Port of Galveston (Houston-Galveston Navigation Channels, Texas)

1. Section 4092 of WRDA 2007 authorizes a study of the feasibility of carrying out a project for dredged material disposal in the vicinity of the project for navigation and environmental restoration, Houston-Galveston Navigation Channels (HGAL), Texas, authorized by Section 101(a)(30) of the Water Resources Development Act of 1996 (110 Stat. 3666). A copy of Section 4092 is enclosed for information.

2. Using funds provided by Congress, the Galveston District shall prepare a Dredged Material Management Plan (DMMP) in accordance with current guidelines and procedures in ER 1105-2-100, and Policy Guidance Letter No. 47, Cost Sharing for Dredged Material Disposal Facilities and Dredged Material Disposal Facility Partnerships. The DMMP will address the suitability, availability, and placement of dredged material from deepening the Galveston Ship Channel at sites owned solely by the Port of Galveston, sites owned by the Port of Galveston in partnership with the Port of Houston, and other potential sites. Further, any potential for land creation and associated cost sharing must also be addressed in DMMP. The DMMP will be submitted to HQUSACE (Washington, DC) for policy review and approval.

3. No construction of any new dredged material placement facilities in the vicinity of the HGAL project will be undertaken until the DMMP is approved, funds to construct such features have been appropriated, and a project partnership agreement to cost share such features has been executed. Any construction will be considered pursuant to the project authorization.

FOR THE COMMANDER:

Theodore A. Brown

Encl.

THEODORE A. BROWN, P.E.
Chief, Planning and Policy Division
Directorate of Civil Works

**Enclosure**

**Water Resources Development Act of 2007, Section 4092.**
**Port of Galveston (Houston-Galveston Navigation Channels, Texas)**

SEC. 4092. PORT OF GALVESTON, TEXAS.

The Secretary shall conduct a study of the feasibility of carrying out a project for dredged material disposal in the vicinity of the project for navigation and environmental restoration, Houston-Galveston Navigation Channels, Texas, authorized by section 101(a)(30) of the Water Resources Development Act of 1996 (110 Stat.3666).