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

August 7, 2009

LaDonna Castanuela
Chief Clerk
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, TX 78711-3087

Re: TCEQ DOCKET NUMBER 2009-1108-RES

Dear Ms.Castanuela:

Enclosed you will find the original and seven copies of the Executive Director's Request for Continuation of the Concho River Watermaster Advisory Committee.

Attached to the Executive Director's Request you will find the original and seven copies of the backup filing for this matter.

If you have any questions about this matter, please call me at 239-1976.

Sincerely,

Tim Eubank
Staff Attorney
Environmental Law Division
TCEQ Office of Legal Services

Attachment

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

A RESOLUTION Consideration of a Resolution to continue the Concho River Watermaster Advisory Committee. Docket No. 2009-1108-RES

WHEREAS, Section 5.107 of the Texas Water Code provides the Texas Commission on Environmental Quality and the Executive Director with the authority to create and consult with advisory committees; and

WHEREAS, Section 11.557 of the Texas Water Code provides for the creation of the Concho River Watermaster Advisory Committee; and

WHEREAS, Chapter 2110 of the Texas Government Code states that an advisory committee is automatically abolished on the fourth anniversary of the date of its creation unless the governing body of the agency establishes a different date; and

WHEREAS, Commission rules at 30 Texas Administrative Code (TAC) Chapter 5 state that an advisory committee shall be automatically abolished in accordance with Chapter 2110 of the Texas Government Code; and

WHEREAS, the Concho River Watermaster Advisory Committee became effective September 1, 2005.

NOW THEREFORE, BE IT RESOLVED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY that the Commission hereby continues the Concho River Watermaster Advisory Committee until four years from the date of this resolution.

BE IT RESOLVED FURTHER that the commission affirms all standing appointments of members to the advisory committee continued and re-created by the resolution. Nothing in this resolution modifies any existing membership terms or offices.

Issue date:

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

_____

Buddy Garcia, Chairman

Texas Commission on Environmental Quality

INTEROFFICE MEMORANDUM

To: Buddy Garcia, Chairman
Larry R. Soward, Commissioner
Bryan W. Shaw, Ph.D., Commissioner

Date: August 7, 2009

From: Tim Eubank, Staff Attorney
Environmental Law Division

Subject: Docket No. 2009-1108-RES – Consideration of Resolution for Continuance of the Concho River Watermaster Advisory Committee

Caption: Consideration of a resolution to continue the Concho River Watermaster Advisory Committee of the Texas Commission on Environmental Quality. The Concho River Watermaster Advisory Committee provides recommendations to the watermaster and deputy watermaster, provides comments on complaints and enforcement matters, reviews the annual budget, and provides other assistance as requested by water rights holders. (Section 11.557 of the Texas Water Code).

Background

The Concho River Watermaster Advisory Committee was created by the 79th Legislature and became effective September 1, 2005. Commission rules at 30 Texas Administrative Code Chapter 5 state that an advisory committee shall be automatically abolished in accordance with Chapter 2110 of the Texas Government Code. Therefore, the Committee will be abolished September 1, 2009 unless the Commission acts to continue the Committee for an additional four years.

Action Requested

The Executive Director requests that the Commission continue the Concho River Watermaster Advisory Committee for an additional four years in accordance with the statutory mandate at TWC § 11.557.

Attachment

cc: Chief Clerk, 7 copies
Timothy Eubank
Office of General Counsel
Executive Director's Office