

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 MAY 30 AM 10: 03

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

CHIEF CLERKS OFFICE

May 29, 2008

- To: Persons on the attached mailing list (By mail and facsimile as indicated)
- Re: In the matter of a Proposal for Decision Concerning an Enforcement Action against the City of Normangee; TCEQ Docket No. 2004-0565-MWD-E; SOAH Docket No. 582-06-0662.

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality (Commission) at its June 18, 2008 public meeting. However, on May 19, 2008, the City of Normangee filed a request to continue this matter to a later agenda. That letter indicates that the Executive Director and the Office of Public Interest Counsel do not oppose the Respondent's request for continuance.

This matter is hereby continued to the Commission's public meeting of **Wednesday, August 20, 2008** beginning at **1:00 P.M.**, pursuant to the Commission's Resolution issued on August 14, 2006 in Docket No. 2006-0973-RES. The meeting will take place in Room 201S of Building E, 12118 N. Interstate 35, Austin, Texas. No further exceptions or replies are authorized by this continuance.

If you have any questions about this matter, please contact Tracy H. Gross, Assistant General Counsel, at 512/239-1736.

Very truly yours,

A handwritten signature in black ink, appearing to read "Les Trobman".

Les Trobman
General Counsel

Mailing List

Mailing List
City of Normangee
TCEQ Docket No. 2004-0565-MWD-E
SOAH Docket No. 582-06-0662

Brad Castleberry
Lloyd Gosselink Blevins
Rochelle & Townsend, P.C.
816 Congress Ave., Suite 1900
Austin, Texas 78701
512/322-5856 FAX 512/472-0532

Kyle Lucas
TCEQ Alternative Dispute
Resolution Program MC 222
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0687 FAX 512/239-4015

Lena Roberts
TCEQ Litigation Division MC 175
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0600 FAX 512/239-3434

Cassandra J. Church
Administrative Law Judge
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025
512/475-4993 FAX 512/475-4994

Blas Coy
TCEQ Office of Public Interest Counsel MC 103
P.O. Box 13087
Austin, Texas 78711-3087
512/239-6363 FAX 512/239-6377

Docket Clerk
TCEQ Office of Chief Clerk MC 105
P.O. Box 13087
Austin, Texas 78711-3087
512/239-3300 FAX 512/239-3311

Bridget Bohac
TCEQ Office of Public Assistance MC 108
P.O. Box 13087
Austin, Texas 78711-3087
512/239-4000 FAX 512/239-4007

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 MAR 17 PM 3: 2

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

CHIEF CLERKS OFFICE

March 14, 2008

To: Persons on the attached mailing list (By mail and facsimile as indicated)

Re: Consideration of the Proposal for Decision and Order assessing administrative penalties against the City of Normangee in Leon County and related exceptions and replies; TCEQ Docket No. 2004-0565-MWD-E; SOAH Docket No. 582-06-0662.

The above-named matter is scheduled to be considered by the Texas Commission on Environmental Quality (Commission) at its March 19, 2008, public meeting. The City of Normangee (City) filed a Motion for Continuance on March 14, 2008 with the Commission's Office of Chief Clerk. In the Motion, the City requests an additional period not to exceed 90 days during which to negotiate a settlement of this matter as well as all other pending enforcement matters. In addition, the City requests a referral to the agency's ADR Section for assistance in resolving the matter. My office has confirmed that the Office of Public Interest Counsel does not object to a continuance, and the Motion indicates the Executive Director supports the request.

Accordingly, by this letter I am continuing the above-described application and related requests and filings to the Texas Commission on Environmental Quality's public meeting scheduled to begin at 1:00 P.M., Wednesday, June 18, 2008. The meeting will take place in Room 201S of Building E, 12100 Park 35 Circle, Austin, Texas. I am also referring this matter to the agency's ADR Section. You may contact Kyle Lucas at 512-239-0687. He is aware of this referral for assistance with mediation.

If you have any questions about this matter, please contact Tracy Gross, Assistant General Counsel, or Celeste Baker, Assistant General Counsel, at 512-239-5500.

Very truly yours,

A handwritten signature in black ink, appearing to read "Les Trobman".

Les Trobman
General Counsel

Mailing List

[h:/counsel/baker/letters/08/continuance/CityNormangee.com](http://counsel/baker/letters/08/continuance/CityNormangee.com)

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 MAR 17 PM 3: 23

CHIEF CLERKS OFFICE

Mailing List
City of Normangee
TCEQ Docket No. 2007-0565-MWD-E
SOAH Docket No. 582-06-0662

Brad b. Castleberry
Lloyd Gosselink Blevins
Rochelle & Townsend, P.C.
816 Congress Ave., Suite 1900
Austin, Texas 78701
512/322-5856 FAX 512/472-0532

Kyle Lucas
TCEQ Alternative Dispute
Resolution Program MC 222
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0687 FAX 512/239-4015

Shawn A. Slack
Robert Mosley
TCEQ Environmental Law Division MC 173
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0600 FAX 512/239-0606

Cassandra J. Church
Administrative Law Judge
State Office of Administrative Hearings
P.O. Box 13025
Austin, Texas 78711-3025
512/475-4993 FAX 512/475-4994

Blas Coy
TCEQ Office of Public Interest Counsel MC 103
P.O. Box 13087
Austin, Texas 78711-3087
512/239-6363 FAX 512/239-6377

Docket Clerk
TCEQ Office of Chief Clerk MC 105
P.O. Box 13087
Austin, Texas 78711-3087
512/239-3300 FAX 512/239-3311

Bridget Bohac
TCEQ Office of Public Assistance MC 108
P.O. Box 13087
Austin, Texas 78711-3087
512/239-4000 FAX 512/239-4007

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 6, 2007

TO: All Persons on Mailing List

RE: **SOAH Docket No. 582-06-0662; TCEQ Docket No. 2004-0565-MWD-E**; In the matter of an Enforcement Action against the **City of Normangee**.

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality on **December 5, 2007** at **1:00 P.M.** in Room 201S, Building E, 12100 Park 35 Circle, Austin, Texas.

Pursuant to 30 TAC § 80.263, oral presentations before the commission shall be limited to five minutes each, excluding time for answering questions, unless the chairman or general counsel establishes other limitations.

Should you need any additional information, please contact Paul Munguía at the Texas Commission on Environmental Quality, Office of the Chief Clerk, (512) 239-3300.

Sincerely,

A handwritten signature in cursive script, appearing to read "LaDonna Castañuela".

LaDonna Castañuela
Chief Clerk

LDC/pm

MAILING LIST
CITY OF NORMANGEE
SOAH DOCKET NO. 582-06-0662
TCEQ DOCKET NO. 2004-0565-MWD-E

The Honorable Jay Taylor
Mayor of the City of Normangee
P.O. Box 37
Normangee, Texas 77871
Tel: (936) 396-3691
Fax: (936) 396-5100

Representing the Respondent

Shawn Slack, Staff Attorney
Texas Commission on Environmental Quality
Legal Division, MC-175
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-0600
Fax: (512) 239-0606

Representing the Executive Director of the
TCEQ

Blás Coy, Jr.
Texas Commission on Environmental Quality
Office Public Interest Counsel, MC-103
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-6363
Fax: (512) 239-6377

Representing the Office of Public Interest
Counsel of the TCEQ

Cassandra Church, Administrative Law Judge
State Office of Administrative Hearings
300 W. 15th Street, Ste. 502
Austin, Texas 78701
Tel: (512) 475-4993
Fax: (512) 475-4994

Docket Clerk
Texas Commission on Environmental Quality
Office of the Chief Clerk, MC-105
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-3300
Fax: (512) 239-3311

Kathleen Hartnett White, *Chairman*
Larry R. Soward, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 13, 2007

TO: SEE SERVICE LIST

RE: Opportunity to Comment on the State Office of Administrative Hearings Proposal for Decision and Order regarding the **City of Normangee, TCEQ Docket No. 2004-0565-MWD-E; SOAH Docket No. 582-06-0662.**

Please be informed that the following notice was published in the *Texas Register* for a 30-day comment period:

The State Office of Administrative Hearings issued a Proposal for Decision and Order to the Texas Commission on Environmental Quality on January 29, 2007, in the matter of the **Executive Director of the Texas Commission on Environmental Quality, Petitioner v. the City of Normangee; SOAH Docket No. 582-06-0662; TCEQ Docket No. 2004-0565-MWD-E.** The commission will consider the Administrative Law Judge's Proposal for Decision and Order regarding the enforcement action against the City of Normangee on a date and time to be determined by the Office of the Chief Clerk in Room 201S of Building E, 12100 N. Interstate 35, Austin, Texas. This posting is Notice of Opportunity to Comment on the Proposal for Decision and Order. The comment period will end 30 days from date of this publication. Written public comments should be submitted to the Office of the Chief Clerk, MC-105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. If you have any questions or need assistance, please contact Paul Munguía, Office of the Chief Clerk, (512) 239-3300.

This notice will be published in the *Texas Register* on **February 16, 2007.** Written public comments should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087. Should you have any questions, please call Paul Munguía or me at (512) 239-3300.

Sincerely,

A handwritten signature in cursive script, appearing to read "LaDonna Castañuela".

LaDonna Castañuela
Chief Clerk

LDC/pm

MAILING LIST
CITY OF NORMANGEE
SOAH DOCKET NO. 582-06-0662
TCEQ DOCKET NO. 2004-0565-MWD-E

The Honorable Tim Taylor
Mayor of the City of Normangee
P.O. Box 37
Normangee, Texas 77871
Tel: (936) 396-3691
Fax: (936) 396-5100

Representing the Respondent

William C. Rice, Jr.
City Attorney, City of Normangee
P.O. Box 37
Normangee, Texas 77871

Shannon L. Strong, Staff Attorney
Texas Commission on Environmental Quality
Legal Division, MC-173
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-0600
Fax: (512) 239-0606

Representing the Executive Director of the
TCEQ

Blas Coy, Jr.
Texas Commission on Environmental Quality
Office Public Interest Counsel, MC-103
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-6363
Fax: (512) 239-6377

Representing the Office of Public Interest
Counsel of the TCEQ

Cassandra Church, Administrative Law Judge
State Office of Administrative Hearings
300 W. 15th Street, Ste. 502
Austin, Texas 78701
Tel: (512) 475-4993
Fax: (512) 475-4994

Docket Clerk
Texas Commission on Environmental Quality
Office of the Chief Clerk, MC-105
P.O. Box 13087
Austin, Texas 78711-3087
Tel: (512) 239-3300
Fax: (512) 239-3311