

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

January 7, 2009

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 Clear Lake City Water Authority dba Robert Savely Water Reclamation Facility; TCEQ Docket No. 2005-2018-MWD-E; SOAH Docket No. 582-07-0105.

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality (Commission) at its January 28, 2009 public meeting. However, the Office of General Counsel has determined to set this matter on a later public meeting date.

This matter is hereby continued to the Commission's public meeting of **Wednesday, February 25, 2009** beginning at **9:30 A.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 cursive script, appearing to read "Les Trobman".

Les Trobman
General Counsel

Mailing List

Mailing List
Clear Lake City Water Authority
dba Robert T. Savely Water Reclamation Facility
TCEQ Docket No. 2005-2018-MWD-E
SOAH Docket No. 582-07-0105

William E. Schweinle
Schweinle & Parish, P.C.
Representing Clear Lake Water Authority
1400 Lyric Center
440 Louisiana Street
Houston, Texas 77002-1691
713/654-4111 FAX 713/655-9485

The Honorable Carol S. Birch
State Office of Administrative Hearings
300 West 15th Street, Suite 502
Austin, Texas 78711-3025
512/475-4993 FAX 512/475-4994

Lena Roberts
TCEQ Litigation Division MC 175
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0019 FAX 512/239-3434

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*
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TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2008 DEC -2 PM 4:18

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY **CHIEF CLERKS OFFICE**

Protecting Texas by Reducing and Preventing Pollution

December 2, 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 Clear Lake City Water Authority dba Robert Savely Water Reclamation Facility; TCEQ Docket No. 2005-2018-MWD-E; SOAH Docket No. 582-07-0105.

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality (Commission) at its December 10, 2008 public meeting. However, on December 1, 2008, the Respondent requested a continuance of this matter to a later date.

This matter is hereby continued to the Commission's public meeting of **Wednesday, January 28, 2009** beginning at **9:30 A.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

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Clear Lake City Water Authority
dba Robert T. Savely Water Reclamation Facility
TCEQ Docket No. 2005-2018-MWD-E
SOAH Docket No. 582-07-0105

William E. Schweinle
Schweinle & Parish, P.C.
Representing Clear Lake Water Authority
1400 Lyric Center
440 Louisiana Street
Houston, Texas 77002-1691
713/654-4111 FAX 713/655-9485

The Honorable Carol S. Birch
State Office of Administrative Hearings
300 West 15th Street, Suite 502
Austin, Texas 78711-3025
512/475-4993 FAX 512/475-4994

Lena Roberts
TCEQ Litigation Division MC 175
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0019 FAX 512/239-3434

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

Schweinle & Parish, P.C.

Attorneys at Law
1400 the Lyric Centre
440 Louisiana Street
Houston, Texas 77002-1691
713-654-4111 • (Fax) 713-655-9485

* Frank R Parish
exollaw@aol.com
William E. Schweinle, Jr.
wesrlaw@aol.com
† Ian B. Friedlander
afried@covad.net

*Board Certified Oil, Gas & Mineral Law
Texas Board of Legal Specialization
†Of Counsel: Not Admitted In Texas
Admitted in California, Virginia
and Washington, D.C.

December 1, 2008

Via Fax: 512-239-3434

Lena Roberts, Esq.
TCEQ Office of Executive Director
P. O. Box 13087, MC 175
Austin, Texas 78711-3087

Re: SOAH Docket No. 582-07-1050
TCEQ Docket No. 2005-2018-MWD-E
In the Matter of an Enforcement Action Against Clear Lake City Water Authority d/b/a Robert T. Savely Water Reclamation Facility RN 101440485

Dear Lena:

In line with our telephone conversation this morning, this is to confirm my request, in behalf of the Clear Lake City Water Authority, that the hearing currently set for December 10, 2008, be deferred until January. As I mentioned to you on November 18, 2008, I underwent major surgery on my left knee. I am still, and will be for the foreseeable future, "gimping" around with crutches and cane.

Furthermore, this continuance, if granted, will enable the technical folks to further refine their discussions. It is my understanding that discussions are underway between the Water Authority's consultants and your client's staff regarding the matters at issue in our case.

Thank you for your assistance. Please do not hesitate to contact me if there are any questions.

Yours truly,



William E. Schweinle, Jr.

WES:dd

cc: James Byrd, General Manager
Clear Lake City Water Authority

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY
2008 DEC -1 PM 2:19
CHIEF CLERKS OFFICE

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

2008 SEP 30 PM 3:16

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY CHIEF CLERKS OFFICE

Protecting Texas by Reducing and Preventing Pollution

September 30, 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 Clear Lake City Water Authority dba Robert Savely Water Reclamation Facility; TCEQ Docket No. 2005-2018-MWD-E; SOAH Docket No. 582-07-0105.

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality (Commission) at its October 8, 2008 public meeting. However, on September 30, 2008, the Executive Director filed a request to continue this matter to a later agenda.

This matter is hereby continued to the Commission's public meeting of **Wednesday, December 10, 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
Clear Lake City Water Authority
dba Robert T. Savely Water Reclamation Facility
TCEQ Docket No. 2005-2018-MWD-E
SOAH Docket No. 582-07-0105

William E. Schweinle
Schweinle & Parish, P.C.
Representing Clear Lake Water Authority
1400 Lyric Center
440 Louisiana Street
Houston, Texas 77002-1691
713/654-4111 FAX 713/655-9485

The Honorable Carol S. Birch
State Office of Administrative Hearings
300 West 15th Street, Suite 502
Austin, Texas 78711-3025
512/475-4993 FAX 512/475-4994

Lena Roberts
TCEQ Environmental Law Division MC 175
P.O. Box 13087
Austin, Texas 78711-3087
512/239-0019 FAX 512/239-3434

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

Texas Commission on Environmental Quality
INTEROFFICE MEMORANDUM

2008 SEP 30 PM 3: 58

CHIEF CLERKS OFFICE

TO: Les Trobman, General Counsel, TCEQ

DATE: September 30, 2008

THRU: *YCD* Kathleen C. Decker, Division Director, Litigation Division

FROM: *lq* Lena Roberts, Attorney, Litigation Division

SUBJECT: **Request for Continuance of Afternoon Item, Old Business #1**
Clear Lake City Water Authority dba Robert T. Savely Water Reclamation
Facility; Docket No. 2005-2018-MWD-E; SOAH Docket No. 582-07-0105
October 8, 2008 Commission Agenda

The Executive Director respectfully requests that the above-referenced item be continued to the December 10, 2008, agenda. The Respondent is currently focusing on response efforts as a result of Hurricane Ike, and therefore has requested an additional 60 days before the Commission considers the ALJ's Proposal for Decision in this matter.

Contact information for the respondent is:

Bill Schweinle, Attorney, (713) 654-4111; (713) 655-9485 (fax)

The Respondent has been notified of and agrees to this Request for Continuance. Please do not hesitate to call me at (512) 239-0019 if you have any questions regarding this matter.

cc: Merrilee Gerberding-Hupp, Enforcement Division, MC 169
Stephen Smith, Houston Regional Office, MC R12
Bill Schweinle, Attorney, (713) 655-9485 (fax)
Blas Coy, Office of Public Interest Counsel, MC 103
Tracy Gross, Office of General Counsel, MC 101

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 27, 2008

TO: All Persons on Mailing List

RE: **SOAH Docket No. 582-07-0105; TCEQ Docket No. 2005-2018-MWD-E; In the matter of an Enforcement Action against Clear Lake City Water Authority dba Robert T. Savely Water Reclamation Facility.**

The above-referenced matter is scheduled to be considered by the Texas Commission on Environmental Quality on **April 16, 2008 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, reading "LaDonna Castañuela".

LaDonna Castañuela
Chief Clerk

LDC/pm

MAILING LIST
CLEAR LAKE CITY WATER AUTHORITY DBA ROBERT T. SAVELY WATER
RECLAMATION FACILITY
SOAH DOCKET NO. 582-07-0105
TCEQ DOCKET NO. 2005-2018-MWD-E

William E. Schweinle, Jr.
Schweinle & Parish, P.C.
1400 Lyric Center
440 Louisiana Street, Ste. 1400
Houston, Texas 77002-1691
Tel: (713) 654-4111
Fax: (713) 655-9485

Representing the Respondent

James Byrd, General Manager
Clear Lake City Water Authority
900 Bay Area Blvd.
Houston, Texas 77058

Lena Roberts, 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

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

Carol S. Birch, 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*
H. S. Buddy Garcia, *Commissioner*
Glenn Shankle, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 23, 2007

TO: SEE SERVICE LIST

RE: Opportunity to Comment on the State Office of Administrative Hearings Proposal for Decision and Order regarding **Clear Lake City Water Authority dba Robert T. Savely Water Reclamation Facility, TCEQ Docket No. 2005-2018-MWD-E; SOAH Docket No. 582-07-0105.**

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 July 6, 2007, in the matter of the **Executive Director of the Texas Commission on Environmental Quality, Petitioner v. Clear Lake City Water Authority dba Robert T. Savely Water Reclamation Facility; SOAH Docket No. 582-07-0105; TCEQ Docket No. 2005-2018-MWD-E.** The commission will consider the Administrative Law Judge's Proposal for Decision and Order regarding the enforcement action against Clear Lake City Water Authority dba Robert T. Savely Water Reclamation Facility 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 was published in the *Texas Register* on **July 20, 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
CLEAR LAKE CITY WATER AUTHORITY DBA ROBERT T. SAVELY WATER
RECLAMATION FACILITY
SOAH DOCKET NO. 582-07-0105
TCEQ DOCKET NO. 2005-2018-MWD-E

William E. Schweinle
Schweinle & Parish, P.C.
1400 Lyric Center
440 Louisiana Street, Ste. 400
Houston, Texas 77002-1691
Tel: (713) 654-4111
Fax: (713) 655-9485

Representing the Respondent

James Byrd, General Manager
Clear Lake City Water Authority
900 Bay Area Blvd.
Houston, Texas 77058

Lena Roberts, 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

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

Carol S. Birch, 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