

UNCONTESTED AGENDA

Wednesday, September 2, 1992

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

Item 1. APPLICATION BY URI, INC. for an amendment to Permit No. WDW-250 to allow URI to accept waste for disposal from Rhone-Poulenc's Freeport Rare Earth Facility. The proposed amendment would add a special provision to allow URI to dispose of approximately 250,000 gallons of thorium nitrate waste generated and currently stored at Rhone-Poulenc in Freeport, Texas. The Rosita Mining Project is approximately 11 miles northwest of San Diego in Duval County, Texas.

Remand to Office Hearing Examiner's, PR/JH

Item 2. APPLICATION BY BROWNING-FERRIS, INC., 11013 Old Beaumont Hwy., Houston, Texas 77078 has applied to the Texas Water Commission for a minor amendment to Permit No. MSW1149-A in order to locate a facility for the bioremediation of petroleum contaminated soils on a section of the site that is not scheduled for landfilling for several years. The plant site is south of FM 2004, near the City of Hitchcock, Galveston County, Texas.

Continued to September 9, 1992

Item 3. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S REQUEST for administrative approval for the transfer of municipal solid waste disposal permit No. MSW1752-A from Security Landfill, Inc. to Waste Management of Texas, Inc..

Approved, PR/PG

Item 4. APPLICATION BY TOWN OF BAILEY for a permit (Proposed Permit No. 13584-01) to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 26,000 gallons per day. The plant site is 900 feet west of Farm-to-Market Highway 816 and 3,000 feet southwest of the intersection of Farm-to-Market Highway 816 and State Highway 11 in Fannin County, Texas.

Approved, PR/PG

Item 5. APPLICATION BY BEAZER EAST, INC. for a permit (Proposed Permit No. 03388) to authorize a discharge of treated groundwater and other wastewaters at a volume not to exceed an average flow of 130,000 gallons per day from a remediation site. The plant site is approximately 0.5 mile west of U.S. Highway 59 between Collingsworth and Cavalcade Streets, near the 2000 block of Cavalcade Street in the City of Houston in Harris County, Texas.

Approved, PR/PG

Item 6. APPLICATION BY COASTAL CHEMICAL CO., INC. for a permit (Proposed Permit No. 03483) to authorize an intermittent flow variable discharge of untreated stormwater. The applicant operates a bulk storage and distribution facility for organic

chemicals. The plant site is in the City of Pasadena at 3205 Pasadena Boulevard approximately 11,500 feet south-southwest of the intersection of State Highway 225 and East Belt Drive in Harris County, Texas.

Approved, PR/PG

Item 7. APPLICATION BY HEART OF TEXAS BAPTIST ENCAMPMENT for a permit (Proposed Permit No. 13576-01) to authorize the disposal of treated domestic sewage effluent from a recreational camp by evaporation and by irrigation of a minimum of 10 acres of coastal bermuda grass over-seeded annually with winter rye. The disposal volume is not to exceed an average of 1,400 gallons per day during the months of September through May. The disposal volume is not to exceed an average of 21,000 gallons per day during the months of June through August. The wastewater treatment facility, effluent storage pond and irrigation sites are to be approximately 4 miles north of the intersection of Farm-to-Market Road 2632 and State Highway 279 in Brown County, Texas.

Approved, PR/PG

Item 8. APPLICATION BY INTERNATIONAL PAPER for a permit (Proposed Permit No. 03491) to authorize intermittent, flow variable discharges of commingled stormwater runoff and log wet deck water. The applicant operates a wood storage yard. The plant site is 1/2 mile north of Highway 80, approximately 10-1/2 miles east of Marshall, Harrison County, Texas.

Approved, PR/PG

Item 9. APPLICATION BY VANCE MORRIS for a permit (Proposed Permit No. 03455) to authorize disposal of wastes and wastewater from a feedlot. The feedlot will consist of a maximum of 6500 head. Stormwater will be retained in one storage pond, where it will subsequently be used to irrigate agricultural land. The feedlot is approximately 2 and 1/2 miles northeast of the intersection of Farm-to-Market Road 1060 and Farm-to-Market Road 1573 in Sherman County, Texas.

Approved, PR/PG

Item 10. APPLICATION BY NANTUCKET LIMITED for a permit (Proposed Permit No. 13596-01) to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 10,000 gallons per day from the Nantucket Subdivision Wastewater Treatment Facilities. The plant site is to be southeast of the City of College Station, off the southern right-of-way line of State Highway 6, approximately 4.1 miles southeast of the intersection of State Highway Loop 507 and State Highway 6 in Brazos County, Texas.

Approved, PR/PG

Item 11. APPLICATION BY CITY OF NEW SUMMERFIELD for a permit (Proposed Permit No. 13585-01) to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 60,000 gallons per day. The proposed permit also requests a variance in the buffer zone requirements. The wastewater treatment facilities are to be on the west side of Haws Road, 1 mile north of U.S. Highway 79 near New Summerfield in Cherokee County, Texas.

Approved, PR/PG

Item 12. APPLICATION BY PALACIOS PACKING COMPANY, INC. for a permit (Proposed Permit No. 03478) to authorize a discharge of shrimp processing wastewater at a volume not to exceed an average flow of 100,000 gallons per day. The applicant operates a shrimp processing facility known as Palacios Seafood Company. The plant site is at #1 12th Street in the City of Palacios, Matagorda County, Texas.

Approved, PR/PG

Item 13. APPLICATION BY UNITED STATES DEPARTMENT OF INTERIOR for a permit (Proposed Permit No. 03456) to authorize the disposal of industrial wastewater via Outfall 001, and treated domestic wastewater via Outfall 002 by evaporation. The disposal volume is not to exceed an average of 18,000 gallons per day via Outfall 001 and is not to exceed an average of 1,500 gallons per day via Outfall 002. The plant site is to be on the south side of an unnamed county road, approximately one mile west of the intersection of U.S. Highway 87 and west of the City of Masterson in Moore County, Texas.

Approved, PR/PG

Item 14. APPLICATION BY ALUMINUM COMPANY OF AMERICA for an amendment to Permit No. 00395 to authorize the relocation of Outfalls 006 and 007 and the addition of a new Outfall (Outfall 008) in the lignite mining area. The existing permit authorizes intermittent, flow variable discharges from Outfall 001 & 001A (ALCOA Lake, a cooling pond for the power station, discharges); an intermittent discharge from a sediment pond overflow from Outfall 002; and intermittent discharges from the sedimentation ponds in the lignite mining area from Outfalls 003, 004, 005, 006, and 007. The applicant operates the Rockdale plant, an industrial complex for the primary production of aluminum, electric power generation, and lignite mining. The plant site is between FM Roads 1786 and 2116, approximately 7.5 miles southwest of the City of Rockdale in Milam County, Texas.

Approved, PR/PG

Item 15. APPLICATION BY CITY OF AMARILLO for an amendment to Permit No. 10392-03 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 8,000,000 gallons per day to a volume not to exceed an average flow of 12,000,000 gallons per day. The permit currently authorizes the City to use treated effluent to irrigate 3,966.8 acres of land at an application rate not to exceed 3.9 acre-feet/acre/year, which will remain the same. The plant site is approximately 4 miles east-southeast of the intersection of State Highway Spur 335 (Hollywood Road) and Farm-to-Market Road 1541 (Washington Street) in Randall County, Texas.

Approved, PR/PG

Item 16. APPLICATION BY BEN GAY, INC. for an amendment to Permit No. 01738 to authorize an increase in the capacity of the feedlot from a maximum of 25,000 to a maximum of 35,000 head and to include additional improvements completed after the permit was granted. Washdown water, flushwater and stormwater is retained in three storage ponds, for subsequent disposal by

evaporation and/or irrigation on agricultural land. The feedlot is on the east side of Farm-to-Market Road 3306 approximately two miles north of the intersection of Farm-to-Market Road 3306 and U.S. Highway 180 at a point approximately 22 miles west of the City of Seminole in Gaines County, Texas.

Approved, PR/PG

Item 17. APPLICATION BY E.I. DU PONT DE NEMOURS AND COMPANY for an amendment to Permit No. 00473 in order to incorporate the revisions of the Texas Surface Water Quality Standards, adopted July 1991, for the effluent limitations of copper, silver, zinc and lead. The permit authorizes a discharge of treated wastewater, utility wastewaters and stormwater via Outfall 001 at a volume not to exceed an average flow of 10,200,000 gallons per day plus stormwater via Outfalls 002-006 at volumes variable with rainfall, which will remain the same. The plant site is on State Highway 347, immediately south of the south city limit of the City of Beaumont and on the west bank of the Neches River, Jefferson County, Texas.

Approved, PR/PG

Item 18. APPLICATION BY EVANT WATER SUPPLY CORPORATION for an amendment to Permit No. 11011-01 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 30,000 gallons per day to a volume not to exceed an average flow of 60,000 gallons per day. The amendment would also authorize a buffer zone variance since this plant has been in operations for more than 20 years. The wastewater treatment facilities are approximately 200 feet south of Live Oak Street, near the southeast corner of the City of Evant in Coryell County, Texas.

Remand to Executive Director, PR/PG

Item 19. APPLICATION BY FALLBROOK UTILITY DISTRICT for an amendment to Permit No. 10919-01 to authorize a variance to the buffer zone requirement and to increase the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 700,000 gallons per day to a volume not to exceed an average flow of 1,300,000 gallons per day. The wastewater treatment facilities are north of Halls Bayou, approximately 1.0 mile west of U.S. Highway 75, 1300 feet south of the West Road and 2800 feet east of Stuebner-Airline Road in Harris County, Texas.

Approved, PR/PG

Item 20. APPLICATION BY CITY OF GRAFORD for an amendment to Permit No. 10722-01 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 48,000 gallons per day to a volume not to exceed an average flow of 111,000 gallons per day. The proposed amendment will also authorize a variance to the buffer zone requirements. The wastewater treatment facilities are approximately 1500 feet northwest of the intersection of Farm-to-Market 4 and State Highway Spur 397, approximately 1,300 feet west of Farm-to-Market 4 in Palo Pinto County, Texas.

Approved, PR/PG

Item 21. APPLICATION BY GUNDLE LINING SYSTEMS, INC. for an amendment to Permit No. 03402 (formerly 13443-01) in order to reclassify the permit from municipal to industrial and renumber the permit to reflect the change. The permit currently authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 10,000 gallons per day. The proposed amendment would authorize a discharge of: (1) treated domestic wastewaters and quench water via Outfall 001 at a volume not to exceed an average flow of 10,000 gallons per day; (2) wastewater from the reverse osmosis water treatment via Outfall 002 at a volume not to exceed an average flow of 300 gallons per day; and (3) stormwater via Outfall 003 at a volume variable with rainfall. The plant site is approximately 1-1/2 miles south of Farm to Market Road 1960 and Aldine Westfield Road at the intersection of Richey Road and Gundle Road, in the City of Houston, Harris County, Texas.

Approved, PR/PG

Item 22. APPLICATION BY CITY OF HOUSTON for an amendment to Permit No. 10495-095 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 6,000,000 gallons per day to a volume not to exceed an average flow of 7,200,000 gallons per day from the wastewater treatment facilities. The plant site is south of the City of Alief and on the south bank of Keegans Bayou approximately 3600 feet west of Keegan Road and 1600 feet north of Belknap Road in Harris County, Texas.

Approved, PR/PG

Item 23. APPLICATION BY NORTH STAR STEEL TEXAS, INC. for an amendment to Permit No. 01971 in order to add a ladle furnace, vacuum degasser and to enlarge the Direct Evacuation System (EAF). The proposed amendment will authorize an increase in the discharge of treated process wastewaters and stormwater from a volume not to exceed an average flow of 1,440,000 gallons per day to a volume not to exceed an average flow of 1,640,000 gallons per day via Outfall 001. The existing permit authorizes the discharge of variable volumes of stormwater runoff via Outfalls 002, 003, 004 and 007 and the discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 40,000 gallons per day via Outfall 005, which will remain the same. Outfall 006, a stormwater monitoring station, has been eliminated, because it is no longer in existence. The plant site is north of the Neches River, south of the Kansas City Railroad and just east of the City of Beaumont in Orange County, Texas.

Approved, PR/PG

Item 24. APPLICATION BY CITY OF ROTAN for an amendment to Permit No. 11256-01 to authorize additional irrigation sites of a golf course and the City cemetery totaling 55 acres. The permit currently authorizes the disposal of treated domestic wastewater effluent by irrigation on pastureland. The disposal volume is not to exceed an average of 152,000 gallons per day, which will remain the same. The wastewater treatment facility and existing irrigation site are approximately 1 mile southeast of the intersection of State Highway 70 and State Highway 92 (Snyder Road), south of the City of Rotan in Fisher County, Texas.

Approved, PR/PG

Item 25. APPLICATION BY STOLT TERMINALS (HOUSTON), INC AND OILTANKING HOLDING, U.S.A., INC. for an amendment to Permit No. 03129 to authorize an increase in the discharge of treated industrial wastewater from a volume not to exceed an average flow of 56,500 gallons per day to a volume not to exceed an average flow of 144,000 gallons per day upon expansion of the facility. The proposed amendment eliminates Outfall 002 and also authorizes the acceptance of third party wastewaters. The plant site is on the north side of the Houston Ship Channel, one mile east of Beltway 8 on the south side of Jacinto Port Boulevard in the City of Houston in Harris County, Texas.

Approved, PR/PG

Item 26. APPLICATION BY WALNUT CREEK MINING COMPANY for an amendment to Permit No. 02881 in order to add Outfall 007 to discharge groundwater at a volume not to exceed a daily maximum flow of 1,150,000 gallons per day. The permit also authorizes variable volume discharges via Outfalls 001, 002, 003, 004, and 005 from mining areas; and a discharge of groundwater at a volume not to exceed 1,080,000 gallons per day via Outfall 006 during any 24-hour period. The plant site is between State Highways 6 and 46 approximately 5 miles north of the City of Calvert in Robertson County, Texas.

Approved, PR/PG

Item 27. APPLICATION BY CITY OF WOODBRANCH VILLAGE for an amendment to Permit No. 11993-01 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 125,000 gallons per day to a volume not to exceed an average flow of 133,000 gallons per day. The plant site is approximately 8,000 feet east of U.S. Highway 59 and 2.5 miles northeast of the intersection of State Highway 1485 and U.S. Highway 59, at the northwest corner of the intersection of Roman Forest Boulevard and Peach Creek in Montgomery County, Texas.

Approved, PR/PG

Item 28. APPLICATION BY CITY OF KATY for a minor amendment to Permit No. 10706-01 to authorize a decrease in the discharge of treated domestic wastewater effluent in the Interim II phase from a volume not to exceed an average flow of 1,875,000 gallons per day to a volume not to exceed an average flow of 1,800,000 gallons per day. The permit currently authorizes a discharge of treated domestic wastewater effluent at a final volume not to exceed an average flow of 2,625,000 gallons per day from the wastewater treatment facilities. The plant site is at 25839 Interstate Highway 10 on the east bank of Cane Island Branch of Buffalo Bayou, approximately 1000 feet south of Interstate Highway 10 in the City of Katy in Fort Bend County, Texas.

Approved, PR/PG

Item 29. APPLICATION BY ANA-LAB CORPORATION for renewal of Permit No. 11328-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 15,000 gallons per day from the Frontier Park Wastewater Treatment Facilities. The plant site is approximately 0.3

mile north of State Highway 21, approximately 0.5 mile southwest of the Pendleton Bridge and adjacent to Toledo Bend Reservoir in Sabine County, Texas.

Approved, PR/PG

Item 30. APPLICATION BY BISHOP CONSOLIDATED INDEPENDENT SCHOOL DISTRICT for renewal of Permit No. 11754-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 10,000 gallons per day. The Petronila Elementary Wastewater Treatment Facilities are northeast of the intersection of County Road 23 and Farm-to-Market 665 in the Town of Petronila in Nueces County, Texas.

Continued to October 14, 1992

Item 31. APPLICATION BY CITY OF BLOSSOM for renewal of Permit No. 10715-02 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 200,000 gallons per day. The wastewater treatment facilities are approximately 3,000 feet southwest of the intersection of U.S. Highway 82 and Farm-to-Market Road 1502, approximately 4,000 feet east of the intersection of Farm-to-Market Roads 194 and 196 in Lamar County, Texas.

Continued to October 14, 1992

Item 32. APPLICATION BY BORAL BRICKS, INC. for renewal of Permit No. 01570 which authorizes an intermittent discharge of stormwater runoff, process water and cooling water from a brick manufacturing facility. The plant site is approximately 250 feet southeast of the intersection of U.S. Highway 259 and State Highway 322, approximately 2-1/4 miles northwest of the courthouse in the City of Henderson in Rusk County, Texas.

Approved, PR/PG

Item 33. APPLICATION BY TOWN OF BROADDUS for renewal of Permit No. 11772-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 135,000 gallons per day. The wastewater treatment facilities are approximately 300 feet west of State Highway 147, adjacent to Caney Creek in San Augustine County, Texas.

Approved, PR/PG

Item 34. APPLICATION BY CBI NA-CON, INC. for renewal of Permit No. 11389-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 45,000 gallons per day. The wastewater treatment facilities are in the northwest corner of the property at 8900 Fairbanks-North Houston Road which is approximately 3 miles north of the intersection of Fairbanks North Houston Road and U.S. Highway 290 in Harris County, Texas.

Approved, PR/PG

Item 35. APPLICATION BY CELANESE ENGINEERING RESINS, INC. for renewal of Permit No. 00579 which authorizes a discharge of combined treated process wastewater, cooling water, boiler blowdown and stormwater runoff at a volume not to exceed an average flow of 3,500,000 gallons per day via Outfall 001 and stormwater runoff via Outfall 002. The applicant operates the Bishop Plant which manufactures organic chemicals and engineering

plastics. The plant site is adjacent to State Highway-Loop 428, approximately one mile southwest of the City of Bishop in Nueces County, Texas.

Approved, PR/PG

Item 36. APPLICATION BY CITY OF COPPERAS COVE for renewal of Permit No. 10045-03 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 1,000,000 gallons per day from the South Wastewater Treatment Plant. The plant site is approximately 1.5 miles south of the City of Copperas Cove, 2,500 feet south of the intersection of Farm-to-Market Road 3046 and Farm-to-Market Road 116, and 0.2 of a mile east of Farm-to-Market Road 3046 in Coryell County, Texas.

Approved, PR/PG

Item 37. APPLICATION BY CITY OF COVINGTON for renewal of Permit No. 12279-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 60,000 gallons per day. The wastewater treatment facilities are approximately 800 feet south and 250 feet west of the intersection of Weir Avenue and State Highway 171 (Business) in Hill County, Texas.

Approved, PR/PG

Item 38. APPLICATION BY DANIEL INDUSTRIES, INC. for renewal of Permit No. 12397-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed a average flow of 12,000 gallons per day from the wastewater treatment facilities. The plant site is at 19191 Hempstead Road in Harris County, Texas.

Approved, PR/PG

Item 39. APPLICATION BY CITY OF DAWSON for renewal of Permit No. 10026-04 which authorizes a discharge of backwash water effluent at a volume not to exceed an average flow of 15,000 gallons per day. The water treatment facilities are at Liberty Park, south of Navarro Mills Lake and approximately 5.5 miles north of the intersection of Highway 31 and Farm-to-Market 709 in Navarro County, Texas.

Approved, PR/PG

Item 40. APPLICATION BY BEBE HOOKS DENMAN for renewal of Permit No. 12083-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of from 36,000 gallons per day. The wastewater treatment facilities are at 12019 Aldine Westfield Road in Harris County, Texas.

Approved, PR/PG

Item 41. APPLICATION BY DESSAU UTILITIES for renewal of Permit No. 12971-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 1,540,000 gallons per day. The renewed permit has also decreased the volume to 500,000 gallons per day average. The wastewater treatment facilities are approximately 1.4 miles north of the intersection of Dessau Road and Yager Lane, approximately 2.5 miles southeast of the intersection of

Interstate Highway 35 and Dessau Road in Travis County, Texas.

Continued to October 14, 1992

Item 42. APPLICATION BY DIAMONDHEAD WATER SUPPLY CORPORATION for renewal of Permit No. 11478-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 20,000 gallons per day. The wastewater treatment facilities are approximately 8 miles west of the City of Conroe along State Highway 105 and approximately 0.5 mile north of State Highway 105 near the west shore of Lake Conroe in Montgomery County, Texas.

Continued to October 14, 1992

Item 43. APPLICATION BY E.I. DU PONT DE NEMOURS AND COMPANY for renewal of Permit No. 00474 which authorizes a discharge of combined treated process wastewaters, utility wastewaters and rainfall runoff at a volume not to exceed an average flow of 8,300,000 gallons per day plus intermittent, flow variable discharges of rainfall runoff from its La Porte Chemicals Manufacturing Plant. The renewed permit has decreased the volume 5,800,000 gallons per day average. The plant site is at 12501 Strang Road in the City of La Porte, Harris County, Texas.

Approved, PR/PG

Item 44. APPLICATION BY LE ROY J. EVERETT for renewal of Permit No. 10990-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 20,000 gallons per day. The wastewater treatment facilities is 1800 feet east of State Highway 146 and approximately 500 feet north of Horsepen Bayou in Chambers County, Texas.

Continued to October 14, 1992

Item 45. APPLICATION BY FRIENDSWOOD DEVELOPMENT COMPANY AND HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 322 for renewal of Permit No. 13296-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 700,000 gallons per day from the Fairfield Village Wastewater Treatment Facilities. The plant site is approximately 2,900 feet west of Mueschke Road and 2700 feet north of U.S. Highway 290 in Harris County, Texas.

Approved, PR/PG

Item 46. APPLICATION BY CITY OF GARLAND for renewal of Permit No. 01923 which authorizes a discharge of once through cooling water commingled with miscellaneous cooling water and stormwater runoff at a volume not to exceed an average flow of 404,000,000 gallons per day from the Ray Olinger Steam Electric Station. The plant site is on the east side of Lavon Lake, two and three eighths miles southwest of Copeville, at Little Ridge Park; one and one half miles west of Highway 78, Collin County, Texas.

Approved, PR/PG

Item 47. APPLICATION BY GTE SOUTHWEST INCORPORATED for renewal of Permit No. 11296-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an

average flow of 6,000 gallons per day from the Baytown Office Wastewater Treatment Facilities. The plant site is on the east side of North Main Street, north of the City of Baytown, approximately 1/4 mile north of Interstate Highway 10 in Harris County, Texas.

Approved, PR/PG

Item 48. APPLICATION BY GUARANTY BANK for renewal of Permit No. 13229-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 25,000 gallons per day. The wastewater treatment facilities are approximately 2 miles northwest of the intersection of Farm-to-Market Road 21 and State Highway 11, approximately 3.5 miles southeast of the intersection of Farm-to-Market Road 21 and 127 in Camp County, Texas.

Approved, PR/PG

Item 49. APPLICATION BY H.B. ZACHRY COMPANY for renewal of Permit No. 02042 which authorizes intermittent discharges of untreated stormwater runoff from a heavy construction equipment repair and storage facility. The plant site is at 527 Logwood Avenue at West Harding Boulevard in the City of San Antonio in Bexar County.

Approved, PR/PG

Item 50. APPLICATION BY HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 113 for renewal of Permit No. 10962-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 300,000 gallons per day. The wastewater treatment facilities are approximately 2 miles northeast of the intersection of U.S. Highway 290 and Telge Road and 1/2 mile east of Telge Road in Harris County, Texas.

Approved, PR/PG

Item 51. APPLICATION BY CITY OF HUNTINGTON for renewal of Permit No. 10191-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 350,000 gallons per day. The wastewater treatment facilities are approximately 1 mile southeast of the intersection of U.S. Highway 69 and Farm-to-Market Road 1669 between the Southern Pacific Railroad and Shawnee Creek in Angelina County, Texas.

Approved, PR/PG

Item 52. APPLICATION BY INDUSTRIAL UTILITIES SERVICE, INCORPORATED for renewal of Permit No. 12122-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 250,000 gallons per day. The wastewater treatment facilities are on the south side of Carpenter Bayou, approximately 3/4 mile southeast of Carpenter Bayou's crossing of Interstate Highway 10 in Harris County, Texas.

Approved, PR/PG

Item 53. APPLICATION BY KBM INVESTMENTS, N.V. for renewal of Permit No. 12311-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 110,000 gallons per day. The renewed permit has decreased

the flow to 50,000 gallons per day average. The wastewater treatment facilities are approximately 200 feet south of the intersection of Interstate Highway 10 and Haden Road in Harris County, Texas.

Approved, PR/PG

Item 54. APPLICATION BY LOWER COLORADO RIVER AUTHORITY for renewal of Permit No. 02052 which authorizes a discharge of once through cooling water and previously monitored effluents at a volume not to exceed an average flow of 620,000,000 gallons per day from the Sim Gideon Steam Electric Station. The plant site is adjacent to Lake Bastrop at a site approximately four (4) miles northeast (via State Highway 21) of the City of Bastrop in Bastrop County, Texas.

Approved, PR/PG

Item 55. APPLICATION BY JERRY J. AND JEAN H. MOORE have applied to the Texas Water Commission for renewal of Permit No. 11082-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average of 30,000 gallons per day. The wastewater treatment facilities are just off the north bank of a Harris County Flood Control District ditch, approximately 680 feet north of the intersection of U.S. Highway 59 and Mount Houston Road in Harris County, Texas.

Approved, PR/PG

Item 56. APPLICATION BY CITY OF MUEENSTER for renewal of Permit No. 10341-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 207,000 gallons per day. The wastewater treatment facilities are approximately 800 feet south of the intersection of Hickory and Eddy Streets, south of the City of Muenster and north of Brushy Elm Creek in Cooke County, Texas.

Approved, PR/PG

Item 57. APPLICATION BY CITY OF MURCHISON for renewal of Permit No. 11816-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 80,000 gallons per day from the wastewater treatment facilities. The plant site is approximately 2,000 feet north of State Highway 31 and approximately 2,200 feet east of Farm-to-Market Road 773 in Henderson County, Texas.

Approved, PR/PG

Item 58. APPLICATION BY NORTH HOUSTON BANK for renewal of Permit No. 12251-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 500,000 gallons per day from the Huffman Oaks Wastewater Treatment Facilities. The renewed permit has decreased the flow to 51,000 gallons per day average. The plant site is approximately 2000 feet northwest of the intersection of Farm-to-Market 1960 with Farm-to-Market 2100, immediately west of the Community of Huffman in Harris County, Texas.

Approved, PR/PG

Item 59. APPLICATION BY NORTH TEXAS MUNICIPAL WATER DISTRICT for

renewal of Permit No. 10262-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 1,200,000 gallons per day. The wastewater treatment facilities are approximately 1.2 miles southwest of the intersection of State Highway 205 and Farm-to-Market Road 552 in Rockwall County, Texas.

Continued to October 14, 1992

Item 60. APPLICATION BY PETTUS MUNICIPAL UTILITY DISTRICT for renewal of Permit No. 10748-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed 55,000 gallons per day. The wastewater treatment facilities are approximately 1400 feet west of U.S. Highway 181 and 2400 feet south of Farm-to-Market 623 in Bee County, Texas.

Approved, PR/PG

Item 61. APPLICATION BY PORTLAND ENTERPRISES for renewal of Permit No. 11096-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 9,000 gallons per day. The wastewater treatment facilities are located approximately 200 feet north of U.S. Highway 181 and approximately 3/4 mile southwest of the intersection of Farm-to-Market Road 893 (Portland Road) and U.S. Highway 181 in the City of Portland, San Patricio County, Texas.

Approved, PR/PG

Item 62. APPLICATION BY CITY OF RICHLAND SPRINGS for renewal of Permit No. 10665-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 50,000 gallons per day from the wastewater treatment facilities. The permit also authorizes the permittee to use treated effluent for irrigation on 36 acres of Coastal Bermuda grass. The plant site is adjacent to the north bank of Richland Creek, approximately 0.3 of a mile east of Farm-to-Market Road 45 and 0.6 of a mile northeast of the intersection of Farm-to-Market 45 and U.S. Highway 190 in San Saba County, Texas.

Approved, PR/PG

Item 63. APPLICATION BY CITY OF RISING STAR for renewal of Permit No. 10702-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 140,000 gallons per day. The wastewater treatment facilities are approximately 500 feet north of State Highway 36, and one mile east of the intersection of State Highway 36 and U.S. Highway 183 in Eastland County, Texas.

Approved, PR/PG

Item 64. APPLICATION BY RLG REALTY HOLDINGS, LTD. for renewal of Permit No. 13218-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 850,000 gallons per day. The plant site is to be approximately 6050 feet southeast of the intersection of Interstate Highway 10 and Pin Oak Road in Fort Bend County, Texas.

Approved, PR/PG

Item 65. APPLICATION BY S.F.M. MANAGEMENT CORPORATION for renewal of

Permit No. 12869-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 25,000 gallons per day. The wastewater treatment facilities are approximately 600 feet north of the East Mount Houston Street and approximately 1.3 miles west of the intersection of Farm-to-Market Road 527 and East Mount Houston Street in Harris County, Texas.

Approved, PR/PG

Item 66. APPLICATION BY SHELDON ROAD MUNICIPAL UTILITY DISTRICT for renewal of Permit No. 10541-02 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 220,000 gallons per day. The wastewater treatment facilities are approximately 0.25 mile northwest of the intersection of U.S. Highway 90 and Sheldon Road in Harris County, Texas.

Approved, PR/PG

Item 67. APPLICATION BY SHELL OIL COMPANY for renewal of Permit No. 12244-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 2,000 gallons per day. The wastewater treatment facilities are located approximately 200 feet southwest of the intersection of Interstate Highway 45 North and West Mount Houston Road (State Highway 249) in the City of Houston in Harris County, Texas.

Approved, PR/PG

Item 68. APPLICATION BY STEPHEN F. AUSTIN STATE UNIVERSITY for renewal of Permit No. 13161-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 20,000 gallons per day from the Piney Woods Conservation Center Wastewater Treatment Facilities. The plant site is approximately 5000 feet south-southwest of the intersection of Farm-to-Market Roads 705 and 3127 in San Augustine County, Texas.

Approved, PR/PG

Item 69. APPLICATION BY SWILLEY INTERESTS, INC. for renewal of Permit No. 11350-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 12,000 gallons per day. The wastewater treatment facilities are on the south side of Farm-to-Market Road 356, at the west end of Farm-to-Market Road 356 Bridge over the White Rock Creek Arm of Lake Livingston in Trinity County, Texas.

Continued to October 14, 1992

Item 70. APPLICATION BY TEXAS UTILITIES ELECTRIC COMPANY for renewal of Permit No. 00551 which authorizes a discharge of once-through cooling water via Outfall 001 at a volume not to exceed an average flow of 505,400,000 gallons per day plus flow variable discharges of low volume wastes, stormwater runoff and previously monitored effluents via Outfall 002 from the Graham Steam Electric Station. The plant site is about 2-1/2 miles northwest of the City of Graham, Young County, Texas.

Approved, PR/PG

Item 71. APPLICATION BY CITY OF TRINITY for renewal of Permit No. 10617-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 610,000 gallons per day. The wastewater treatment facilities are approximately 1500 feet east-southeast of the intersection of Pegoda Road (Farm-to-Market Road 356) and Ramey Street in southeast Trinity in Trinity County, Texas.

Approved, PR/PG

Item 72. APPLICATION BY CITY OF WEST TAWAKONI for renewal of Permit No. 11331-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 300,000 gallons per day. The wastewater treatment facilities are near the west shore of Lake Tawakoni, approximately 1.5 miles south of Farm-to-Market Road 35 and 7 miles east of the City of Quinlan in Hunt County, Texas.

Approved, PR/PG

Item 73. APPLICATION BY YOUNG MEN'S CHRISTIAN ASSOCIATION OF THE GREATER HOUSTON AREA for renewal of Permit No. 11644-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 10,000 gallons per day. The Camp Cullen Wastewater Treatment Facilities are approximately 1000 feet north of Farm-to-Market Road 356, 4.5 miles east of State Highway 19 and 5.0 miles southeast of the intersection of State Highway 19 and Farm-to-Market Road 230 in Trinity County, Texas.

Approved, PR/PG

Item 74. APPLICATION BY FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 41 FOR APPROVAL OF THE ISSUANCE OF \$1,010,000 IN UNLIMITED TAX BONDS, 8.20% NET EFFECTIVE INTEREST RATE, SERIES 1992, SECOND ISSUE. For Commission consideration and action. Applicant requests approval of the issuance of \$1,010,000 in tax bonds to finance a portion of wastewater treatment plant costs, regional drainage contribution fees for Village of Oak Lake Section 1, and construction & land costs for Red Gully improvements. (Nelson)

Approved, PR/PG

Item 75. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 136 FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$1,315,000 BOND ISSUE APPROVED OCTOBER 19, 1988. For Commission consideration and action. District is requesting the use of \$473,810 in surplus funds to finance the repairs and repainting of ground storage tank no. 1 and the construction of an additional ground storage tank and appurtenances. (Romo)

Approved, PR/PG

Item 76. APPLICATION BY PRESTONWOOD FOREST UTILITY DISTRICT OF HARRIS COUNTY FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$1,765,000 BOND ISSUE APPROVED OCTOBER 28, 1983. For Commission consideration and action. The District is requesting the use of \$87,230 in surplus funds to finance the Cypresswood Box Culvert Drainage Construction project to serve a 26-acre tract within the District. (Romo)

Approved, PR/PG

Item 77. APPLICATION BY KINGSBRIDGE MUNICIPAL UTILITY DISTRICT OF HARRIS & FT. BEND COUNTIES FOR APPROVAL OF THE USE OF SURPLUS FUNDS & CHANGE IN PLANS; \$5,910,000 BOND ISSUE APPROVED JULY 12, 1985. For Commission consideration and action. Applicant requests approval of the use of surplus funds to finance water

wastewater and drainage improvement to serve a 15-acre tract of land & change in plans to reduce the density of proposed commercial development and associated reduction in the capacities of water plant facilities and wastewater treatment plant expansion. (Toliver)

Approved, PR/PG

Item 78. LAKE FOREST UTILITY DISTRICT OF HARRIS COUNTY FOR APPROVAL TO USE SURPLUS FUNDS; For Commission consideration and action. Applicant seeks approval to use \$74,498 in surplus funds from the \$1,330,000 bond issue approved January 5, 1979 to reimburse the District's operating account for a portion of the Water Plant and Water Well No. 3. (Hagen)

Approved, PR/PG

Item 79. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 109 FOR APPROVAL OF A CHANGE IN PLANS, THE RELEASE OF ESCROWED FUNDS & THE USE OF SURPLUS FUNDS; \$3,700,000 BOND ISSUE APPROVED August 27, 1979. For Commission consideration and action. Applicant seeks approval of a change in plans for the use of escrowed funds, the release of \$28,800 of escrowed funds, and the use of \$26,200 of surplus funds to be used for the acquisition of the Water Plant No. 2 site. (Hagen)

Approved, PR/PG

Item 80. APPLICATION BY QUAIL VALLEY UTILITY DISTRICT OF FORT BEND COUNTY FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$850,000 BOND ISSUE APPROVED SEPTEMBER 29, 1978. For Commission consideration and action. The District is requesting the use of \$268,000 in surplus funds to finance the re-coating and other renovations of Water Plant No. 1. (Romo)

Approved, PR/PG

Item 81. APPLICATION BY NORTHGATE CROSSING MUNICIPAL UTILITY DISTRICT NO. 2 OF HARRIS COUNTY FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$3,725,000 BOND ISSUE APPROVED DECEMBER 21, 1988. For Commission consideration and action. Applicant requests approval of the transfer of \$254,548 in surplus construction funds plus accrued interest to the operating account. (Lutringer)

Approved, PR/PG

Item 82. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 255; FOR APPROVAL OF CHANGE ORDERS; \$1,000,000 BOND ISSUE APPROVED JANUARY 21, 1992. For Commission consideration and action. The District requests Commission approval of change order nos. 1 and 4 to the District's contract with Addicks Services Inc. for the construction of utility infrastructure to serve Twin Lakes Section 3. (Toliver)

Approved, PR/PG

Item 83. APPLICATION OF PORT ALTO WATER SUPPLY CORPORATION for a Water Certificate of Convenience and Necessity in Calhoun County, TX (Application No. 9049-C, Holck)

Approved, PR/PG

Item 84. APPLICATION OF MARVIN & JULIA HLAVATY DBA FSA WATER UTILITY to

Transfer a Portion of Water CCN No. 12115 from Rayburn Water, Inc. and Amend Water CCN No. 12115 in Angelina County, TX (Application No. 9449-S, Carlson)

Approved, PR/PG

Item 85. APPLICATION OF ANDERSON MILL ESTATES WATER SUPPLY CORPORATION to Transfer Water CCN No. 12029 from Conann Development Inc. dba Anderson Mill Estates in Travis County, TX (Application No. 9412-S, Horst)

Approved, PR/PG

Item 86. APPLICATION OF TEXOMA SERVICES CORPORATION to Transfer Water CCN No. 12073 from Russell W. Holman dba Russwood Water System; Amend Water CCN No. 11363; Cancel Water CCN No. 12073 in Grayson County, TX (Application No. 9373-S, Erwin)

Approved, PR/PG

Item 87. APPLICATION OF MACBEE WATER SUPPLY CORPORATION to Transfer and Cancel Water CCN No. 12132 from Cochicse Village, Inc.; Amend Water CCN No. 10845; in Hunt County, TX

Approved, PR/PG

Item 88. APPLICATION OF WICHITA VALLEY WATER SUPPLY CORPORATION to amend Water Certificate of Convenience and Necessity No. 10268 in Archer County, TX (Application No. 9440-C, Holck)

Approved, PR/PG

Item 89. APPLICATION OF MILITARY HIGHWAY WATER SUPPLY CORPORATION to amend Sewer Certificate of Convenience and Necessity No. 20571 in Hidalgo County, TX (Application No. 9413-C, Holck)

Approved, PR/PG

Item 90. APPLICATION OF CITY OF HUDSON OAKS to Purchase Uncertified Facilities from H. L. Lane dba L & H Enterprises; Amend Water CCN No. 12273; Cancel Water CCN No. 10262 in Parker County, TX (Application No. 9411-S, Horst)

Approved, PR/PG

Item 91. APPLICATION OF LAKE OAKS INVESTORS, A LIMITED PARTNERSHIP, DBA LAKE WACO GOLF AND COUNTRY CLUB to Terminate Water Utility Service in McLennen County, TX (Application No. 8790-Q, Holck)

Approved, PR/PG

Item 92. APPLICATION NO. 06-3254B BY UPPER NECHES RIVER MUNICIPAL WATER DISTRICT TO AMEND CERTIFICATE NO. 06-3254, AS AMENDED. For Commission action. Applicant seeks authorization to change a point of diversion located in Henderson County to a point in Anderson County, on the perimeter of Lake Palestine, Neches River Basin. (SHARON SMITH/rma)

Approved, PR/PG

Item 93. APPLICATION NO. CP-173A BY CITY OF DALLAS TO AMEND PERMIT NO. CP-173 For Commission action. Applicant seeks authorization to change a point of diversion located in Henderson County to

a point in Anderson County, on the perimeter of Lake Palestine, Neches River Basin. (SHARON SMITH/rma)

Approved, PR/PG

Item 94. APPLICATION NO. 5420 BY INGRAM READYMIX, INC. FOR A WATER USE PERMIT PURSUANT TO TWC SECTION NO. 11.121. FOR COMMISSION ACTION. Applicant seeks to divert 65 acre-feet of water per annum from Hondo Creek, tributary of Frio River, tributary of Nueces River, Nueces River Basin, for mining purposes (gravel washing), approximately 2.7 miles northeast of Hondo, Medina County, Texas. (Sharon Smith/arc)

Approved, PR/PG

Item 95. APPLICATION NO. 5418 BY CALIFORNIA GOLF, LTD. FOR A WATER USE PERMIT PURSUANT TO TWC SECTION NO. 11.121. FOR COMMISSION ACTION. Applicant seeks to divert 358 acre-feet of water per annum from an existing, on-channel 165.6 acre-foot reservoir on a re-directed unnamed tributary of the West Fork Trinity River, Trinity River Basin, to subsequently divert the water for irrigation of 153 acres of land (golf course) and into 8 existing, off-channel ponds for in-place recreational purposes, approximately 16 miles east of Fort Worth, Tarrant County, Texas. (SMITH/jme)

Continued to September 16, 1992

Item 96. APPLICATION NO. 5419 BY ASCENSION RESORTS, LTD. A TEXAS LIMITED PARTNERSHIP d/b/a SILVERLEAF RESORTS, LTD. For a permit pursuant to Texas Water Code Section 11.121. For Commission action. Applicant seeks authorization to maintain two existing dams, Holly Lake Dam (264 acre-foot capacity) and Whispering Wind Lake Dam (168 acre-foot capacity), on Holly Creek and an unnamed tributary of Big Sandy Creek, respectively, for in-place recreation use, Sabine River Basin, Wood County, Texas. (SMITH:rma)

Approved, PR/PG

Item 97. APPLICATION NO. 23-319D BY PABLO AND GILA TREVINO TO COMBINE CERTIFICATE NOS. 23-319, AS AMENDED AND 23-543, AS AMENDED UNDER 23-319, AS AMENDED AND COMBINED. FOR COMMISSION ACTION. Applicants seek to combine the 37.325 acre-feet of Class "A" owned under 23-319 and the 37.0 acre-feet of Class "B" water right owned under 23-543 under 23-319 and to amend 23-319 to reflect the total authorizations to the applicants under 23-319, as combined. (SMITH\lb)

Approved, PR/PG

Item 98. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF KERRVILLE SOUTH WATER COMPANY TO INCREASE RETAIL WATER RATES IN KERR COUNTY, TEXAS (DOCKET NO. 9421-R). Applicant provides retail water service to approximately 893 customers. RECOMMENDATION: Adoption of agreement of parties. (JACKSON).

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 99. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE PETITION OF WILLIAM LEE BOOMER, RECEIVER FOR SOUTH SEMINARY ADDITION WATER UTILITY APPEALING THE RATE ACTION TAKEN BY THE CITY OF FORT WORTH (DOCKET NO. 9481-A).

Applicant provides retail water service to approximately 32 customers. RECOMMENDATION: Adoption of Agreement of parties. (Limes)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 100. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF BRUNI RURAL WATER SUPPLY CORPORATION FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY AND STM APPLICATION TO PROVIDE WATER SERVICE IN WEBB COUNTY, TEXAS. (DOCKET NOS. 9286-C and 9480-S. RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (JACKSON)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 101. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE REQUEST TO PURCHASE STOCK OF COUNTRY SQUIRE WATER & SEWER, INC., WATER CCN NO. 11642 AND SEWER CCN 20564 by BUFORD MOONEY IN ORANGE COUNTY, TEXAS (DOCKET NO. 9528-X). RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (L. SORRELLS)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 102. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF SAM MOSES DBA MOSES WATER COMPANY TO INCREASE RETAIL WATER RATES IN McLENNAN COUNTY, TEXAS (DOCKET NO. 9415-G). APPLICANT PROVIDES RETAIL WATER SERVICE TO APPROXIMATELY 140 CUSTOMERS. RECOMMENDATION: Adoption of agreement of parties. (COLBERT)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 103. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF BIG EDDY WATER SYSTEM TO INCREASE RETAIL WATER RATES IN SMITH COUNTY, TEXAS (DOCKET NO. 9420-R). APPLICANT PROVIDES RETAIL WATER SERVICE TO APPROXIMATELY 313 CUSTOMERS. RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (HARRIS)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 104. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF NORTHWEST WATER SYSTEMS, INC. TO INCREASE RETAIL WATER RATES IN HARRIS AND MONTGOMERY COUNTIES, TEXAS (DOCKET NO. 9404-R). Applicant provides retail water service to approximately 970 customers. Recommendation: Adoption of agreement of Parties. (HARRIS)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 105. THE COMMISSION WILL DETERMINE WHETHER EMERGENCY ORDER NO. 92-13E, ISSUED TO TEXACO REFINING AND MARKETING INC., ON JULY 8, 1992, SHOULD BE AFFIRMED, MODIFIED, OR SET ASIDE.

Affirm order as recommended by staff, PR/PG

Item 106. QUARTERLY UPDATE OF ACTIONS OF SCENIC OAKS WATER SUPPLY CORPORATION AS REQUESTED BY COMMISSION ON OCTOBER 31, 1991. (Wiley)

No Action Taken

ADDENDUM TO UNCONTESTED AGENDA

Wednesday, September 2, 1992

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

Item 107. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 102 FOR APPROVAL OF USE OF SURPLUS FUNDS; \$5,600,000 BOND ISSUE APPROVED JULY 12, 1985. For Commission consideration and action. Applicant requests Commission approval for the use of \$434,400 in surplus funds for the District's improvements to the Water Plant. (Ferguson)

Approved, PG/PR

Item 108. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 33 FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$4,400,000 BOND ISSUE APPROVED JULY 20, 1984. For Commission consideration and action. Applicant requests approval of the transfer of approximately \$1,000,000 in surplus construction funds to debt service. (Lutringer)

Approved, PG/PR

Item 109. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 109 FOR APPROVAL OF ESCROW RELEASE; \$2,130,000 BOND ISSUE APPROVED FEBRUARY 8, 1991. For Commission consideration and action. The District's application requests Commission approval for the release of escrowed funds for water plant improvements. (Romo)

Approved, PG/PR

Item 110. APPLICATION BY PARK CENTRAL MUNICIPAL UTILITY DISTRICT OF JEFFERSON COUNTY FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$12,565,000 BOND ISSUE APPROVED MARCH 31, 1980. For Commission consideration and action. The District is requesting the use of \$99,842 in surplus funds to finance the utility infrastructure to serve Park Central Commercial Plaza, and related engineering costs. (DeRusse)

Continued to September 16, 1992

Item 111. APPLICATION BY HIDALGO COUNTY IRRIGATION DISTRICT NO. 16 FOR APPROVAL OF THE ISSUANCE OF \$500,000 IN UNLIMITED TAX BONDS, 6.0% NET EFFECTIVE INTEREST RATE, SERIES 1992, THIRD ISSUE. For Commission consideration and action. Applicant requests approval of the issuance of \$500,000 in tax bonds to purchase land, which has been leased, for the District's reservoir. (Nelson)

Approved, PG/PR

Item 112. APPLICATION BY FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 41 FOR APPROVAL OF THE RELEASE OF \$115,500 OF ESCROWED FUNDS; \$3,800,000 BOND ISSUE APPROVED NOVEMBER 1, 1985. For Commission consideration and action. Applicant requests approval of the release of \$115,500 of escrowed funds for construction of an emergency water interconnect with Fort Bend County Municipal Utility District No. 25. (Nelson)

Approved, PG/PR

Item 113. APPLICATION BY HARRIS COUNTY IMPROVEMENT DISTRICT NO. 1 FOR REAPPOINTMENT OF DIRECTORS. For Commission consideration and action. District requests reappointment of Raymond Moore, Larry A. Strickland, Mrs. Jerry J. Moore, Louis S. Sklar and Robert T. Sakowitz as directors. (Lutringer)

Approved, PG/PR

EMERGENCY ADDENDUM TO UNCONTESTED AGENDA

Wednesday, September 2, 1992

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

Item 114. CONSIDERATION OF EXAMINER'S MEMORANDUM CONCERNING THE
PRELIMINARY ENFORCEMENT REPORT REGARDING LUMARCO, INC.
(FORMERLY LOWENCO, INC.) OF GALVESTON COUNTY, TEXAS.
RECOMMENDATION: Issuance of permit. (LIMES)

Adopt Examiner's Memorandum and Issue Order, PR/PG

(Due to an administrative oversight this item was not placed
on the agenda. Notice has been sent and item must be placed
on this agenda.)

CONTESTED AGENDA

Wednesday, September 2, 1992

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

- Item 1. CONSIDERATION OF EXAMINER'S PROPOSAL FOR DECISION CONCERNING THE APPLICATION OF HARRIS COUNTY FLOOD CONTROL DISTRICT FOR WATER USE PERMIT NO. 5362 , HARRIS COUNTY, TEXAS, TO DIVERT FLOOD FLOWS FROM TWO-YEAR FREQUENCY EVENT OR LESS NOT TO EXCEED 19,000 ACRE-FEET OF WATER PER ANNUM FROM THE KEEGANS BAY AND HARRIS COUNTY FLOOD CONTROL D140-00-00 CHANNEL, IN SAN JACINTO RIVER BASIN, FOR FLOOD CONTROL PURPOSES. RECOMMENDATION: ISSUANCE OF AUTHORIZATION. (SORRELLS)

Continued to September 16, 1992

- Item 2. CONSIDERATION OF EXAMINER'S PROPOSAL FOR DECISION & ORDER CONCERNING THE PETITION OF WEST CEDAR CREEK MUD CUSTOMERS OPPOSING THE INCREASE IN RETAIL WATER RATES IN HENDERSON & KAUFMAN COUNTY, TEXAS (DOCKET NO. 9469-W). West Cedar Creek MUD provides retail water service to approximately 3700 customers. RECOMMENDATION: NO JURISDICTION. (THOMAS)

Adopt Examiner's Proposal for Decision and Issue Order, JH/PR

- Item 3. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE PETITION OF WEST CEDAR CREEK MUNICIPAL UTILITY DISTRICT FOR CANCELLATION OF CCN NO. 11499 TO PROVIDE WATER SERVICE IN HENDERSON & KAUFMAN COUNTIES, TX. (DOCKET NO. 8572-Q) RECOMMENDATION DISMISSAL. (JACKSON)

Adopt Examiner's Memorandum and Issue Order, PR/PG

- Item 4. THE COMMISSION WILL MEET IN EXECUTIVE SESSION TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, SETTLEMENT OFFERS, AND/OR THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE OR DISMISSAL OF SPECIFIC COMMISSION EMPLOYEES, as permitted by TEX.REV.CIV.STAT.ANN. art 6252-17 Sections 2(e) and 2(g). No final action, decision or vote with regard to any matter considered in closed session shall be made in the absence of further notice issued in accordance with TEX.REV.CIV.STAT.ANN. art. 6252-17.

No Action Taken

- Item 5. THE COMMISSION WILL MEET IN EXECUTIVE SESSION TO DISCUSS THE FOLLOWING PENDING LITIGATION AND OTHER LITIGATION THAT MAY ARISE CHALLENGING OR SUPPORTING COMMISSION ACTION RELATED TO THE EDWARDS AQUIFER: DANNY MCFADEN AND TEXAS FARM BUREAU VS. TEXAS WATER COMMISSION, NO. 92-05214, 331ST DISTRICT COURT OF TRAVIS COUNTY; EDWARDS UNDERGROUND WATER DIST. ET AL. VS. LIVING WATERS ARTESIAN SPS. LTD., ET AL., NO. 91-CI-14862, 57TH DISTRICT COURT OF BEXAR COUNTY; SIERRA CLUB, ET AL. VS. LUJAN, ET AL., NO. 91-CA-069, U.S. DISTRICT COURT, WESTERN DIST. OF TEXAS, MIDLAND ODESSA DIV.; GBRA VS. TEXAS FARM BUREAU, ET AL., NO. 92-05226, 299TH DISTRICT COURT OF TRAVIS COUNTY. THE AUTHORITY FOR THIS MEETING IS TEX. REV. CIV. STAT. ANN. ART. 6252-17, SEC. 2 (e).

General Counsel to do a certified agenda.