

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**NOTICE OF HEARING
TRIO RESIDENTIAL DEVELOPERS, INC.
SOAH Docket No. 582-16-0594
TCEQ Docket No. 2015-0841-MWD
Permit No. WQ0015219001**

APPLICATION.

Trio Residential Developers, Inc., 1851 South Lakeline Boulevard, Suite 104-122, Cedar Park, Texas 78613, has applied to the Texas Commission on Environmental Quality (TCEQ) for a new permit, draft TCEQ Permit No. WQ0015219001, to authorize the disposal of treated domestic wastewater at a daily average flow not to exceed 140,000 gallons per day via surface irrigation of 40.5 acres of public access land. This permit will not authorize a discharge of pollutants into waters in the State.

The wastewater treatment facility and disposal site will be located along the north right-of-way of Ammann Road at its intersection with Rolling Acres Trail in Kendall County, Texas 78006. The wastewater treatment facility and disposal site will be located in the drainage basin of Upper Cibolo Creek in Segment No. 1908 of the San Antonio River Basin.

The TCEQ Executive Director has prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements. The permit application, Executive Director's preliminary decision, and draft permit are available for viewing and copying at the Kendall County Courthouse located at 201 East San Antonio Avenue, Boerne, Texas. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application.

<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.7725&lng=-98.618611&zoom=13&type=r>

CONTESTED CASE HEARING.

The State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing on this application at:

**10:00 a.m. – December 16, 2015
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701**

The contested case hearing will be a legal proceeding similar to a civil trial in state district court. The hearing will address the disputed issues of fact identified in the TCEQ order concerning this application issued on September 15, 2015. In addition to these issues, the judge may consider additional issues if certain factors are met.

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, provide an opportunity for settlement discussions, and address other matters as determined by the administrative law judge.

The contested case hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 26, Texas Water Code; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. The preliminary hearing and contested case hearing will be held unless all timely hearing requests have been withdrawn or denied.

To request to be a party, you must attend the preliminary hearing and show you would be adversely affected by the application in a way not common to members of the general public. Any person may attend the preliminary hearing and request to be a party. Only persons named as parties may participate at the contested case hearing.

INFORMATION.

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at 1-800-687-4040. General information about the TCEQ can be found at our web site at <http://www.tceq.texas.gov/>.

Further information may also be obtained from Trio Residential Developers, Inc. at the address stated above or by calling Mr. Marc Frease at 512-230-7555.

Persons with disabilities who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-3445, at least one week prior to the hearing.

Issued: October 22, 2015



Bridget C. Bohac, Chief Clerk
Texas Commission on Environmental Quality