

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF HEARING
3 B&J WASTEWATER COMPANY, INC.
SOAH Docket No. 582-16-1893
TCEQ Docket No. 2015-0565-MWD
Proposed Permit No. WQ0014911002

APPLICATION.

3 B&J Wastewater Company, Inc., c/o Austin-Ronald Reagan Boulevard LLC, 4521 Sharon Road, Suite 115, Charlotte, North Carolina 28211, a land developer, has applied to the Texas Commission on Environmental Quality (TCEQ) for a new Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0014911002, to authorize the discharge of treated domestic wastewater at a daily average flow not to exceed 950,000 gallons per day. The facility was previously permitted under TPDES Permit No. WQ0014911001 which expired on December 1, 2013, but was not constructed.

The facility will be located approximately 0.45 mile northwest of the intersection of County Road 248 and Westridge Lane in Williamson County, Texas 78622. The treated effluent will be discharged to an unnamed tributary; thence to North Fork San Gabriel River in Segment No. 1251 of the Brazos River Basin. The unclassified receiving water use is limited aquatic life use for the unnamed tributary. The designated uses for Segment No. 1251 are high aquatic life use, public water supply, aquifer protection, and primary contact recreation. In accordance with 30 Texas Administrative Code §307.5 and the TCEQ implementation procedures (June 2010) for the Texas Surface Water Quality Standards, an antidegradation review of the receiving waters was performed. A Tier 1 antidegradation review has preliminarily determined that existing water quality uses will not be impaired by this permit action. Numerical and narrative criteria to protect existing uses will be maintained. This review has preliminarily determined that no water bodies with exceptional, high, or intermediate aquatic life uses are present within the stream reach assessed; therefore, no Tier 2 degradation determination is required. No significant degradation of water quality is expected in water bodies with exceptional, high, or intermediate aquatic life uses downstream, and existing uses will be maintained and protected. The preliminary determination can be reexamined and may be modified if new information is received.

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 Georgetown Public Library, 402 West 8th Street, Georgetown, Texas. As a public courtesy, we have provided the following Web page to an online map of the site or the facility's general

location. The online map is not part of the application or the notice.
<<http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=30.751944&lng=-97.826944&zoom=13&type=r>>. For the exact location, refer to the application.

CONTESTED CASE HEARING.

The State Office of Administrative Hearings (SOAH) will conduct a formal contested case hearing at:

10:00 a.m. – May 2, 2016
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 December 17, 2015. In addition to these issues, the judge may consider additional issues if certain factors are met.

The 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 hearing will be held unless all timely hearing requests have been withdrawn or denied.

To request to be a party, you must attend the 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 hearing and request to be a party. Only persons named as parties may participate at the hearing.

INFORMATION.

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at 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 3 B&J Wastewater Company, Inc. at the address stated above or by calling Mr. Aaron Laughlin, P.E., Steger Bizzell at 512-930-9412.

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: March 4, 2016



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