

section appears to contain adequate criteria for that purpose.

Chevron U.S.A., Incorporated opposed the new §103.66 contending that a delay in the permitting process may cause a negative economic effect on a proposed project and that a legislative continuance could be used to slow or block the issuance of a permit. The commenter's statements overlook the specific purpose of a legislative continuance and the fact that a permit application hearing, in itself, with or without a continuance, constitutes a delay to a permit applicant. The commenter asserted further that there are many non-legislator attorneys available for participation in permit application hearings. The comment is immaterial and ignores the fact that the individual who applies for a continuance does not have to be a lawyer, only a member of the legislature who is a party to the hearing.

The new section is adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to adopt rules consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas, on January 15, 1990:

TRD-9000466 Allen Eli Bell
Executive Director
Texas Air Control Board

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Proposal publication date: September 1, 1989

For further information, please call: (512) 451-5711, ext. 354

Chapter 115. Control of Air Pollution From Volatile Organic Compounds

Counties in Other Than Ozone Nonattainment Areas

• 31 TAC §115.1

The Texas Air Control Board (TACB) adopts the repeal of §§115.1 without changes to the proposed text as published in the July 21, 1989, issue of the *Texas Register* (14 TexReg 3511).

The purpose of the repeal is to remove material superceded by a new undesignated head, which is adopted in concurrent action.

The Administrative Procedure and Texas Register Act, Texas Civil Statutes, Article 6252-13a, §5(c)(1), requires categorization of comments as being for or against a proposal.

No comments were received regarding adoption of the repeal.

Copies of the hearing transcript are available for inspection at the central office of the TACB, 6330 Highway 290 East, Austin, Texas, 78723.

The repeal is adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to make rules and regulations consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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TRD-9000545 Allen Eli Bell
Executive Director
Texas Air Control Board

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Proposal publication date: July 21, 1989

For further information, please call: (512) 451-5711, ext. 354

Storage of Volatile Organic Compounds in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties

• 31 TAC §§115.11-115.14

The Texas Air Control Board (TACB) adopts the repeal of §§115.11-115.14, without changes to the proposed text as published in the July 21, 1989, issue of the *Texas Register* (14 TexReg 3512).

The purpose of the repeals are to remove material superceded by a new undesignated head, which is adopted in concurrent action.

The Administrative Procedure and Texas Register Act, Texas Civil Statutes, Article 6252-13a, §5(c)(1), requires categorization of comments as being for or against a proposal.

No comments were received regarding adoption of the repeals.

Copies of the hearing transcript are available for inspection at the central office of the TACB, 6330 Highway 290 East, Austin, Texas, 78723.

The repeals are adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to make rules and regulations consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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TRD-9000546 Allen Eli Bell
Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354

Loading and Unloading Facilities in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties

• 31 TAC §115.21, §115.22

The Texas Air Control Board (TACB) adopts the repeal of §115.21, §115.22, without changes to the proposed text as published in the July 21, 1989, issue of the *Texas Register* (14 TexReg 3512).

The purpose of the repeals are to remove material superceded by a new undesignated head, which is adopted in concurrent action.

The Administrative Procedure and Texas Register Act, Texas Civil Statutes, Article 6252-13a, §5(c)(1), requires categorization of comments as being for or against a proposal.

No comments were received regarding adoption of the repeals.

Copies of the hearing transcript are available for inspection at the central office of the TACB, 6330 Highway 290 East, Austin, Texas, 78723.

The repeals are adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to make rules and regulations consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

Issued in Austin, Texas on January 16, 1990.

TRD-9000537 Allen Eli Bell
Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354

Water Separation in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties

• 31 TAC §115.31, §115.32

The Texas Air Control Board (TACB) adopts the repeal of §115.31 and §115.32, without changes to the proposed text as published in the July 21, 1989, issue of the *Texas Register* (14 TexReg 3513).

The purpose of the repeals are to remove material superceded by a new undesignated head, which is adopted in concurrent action.

The Administrative Procedure and Texas Register Act, Texas Civil Statutes, Article 6252-13a, §5(c)(1), requires categorization of comments as being for or against a proposal.

No comments were received regarding adoption of the repeals.

Copies of the hearing transcript are available for inspection at the central office of the TACB, 6330 Highway 290 East, Austin, Texas, 78723.

The repeals are adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to make rules and regulations consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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TRD-9000538 Allen Eli Bell
Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354

Vent Gas Control in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties

• 31 TAC §§115.41-115.45

The Texas Air Control Board (TACB) adopts the repeal of §§115.41-115.45, without changes to the proposed text as published in the July 21, 1989, issue of the *Texas Register* (14 TexReg 3513).

The purpose of the repeals are to remove material superceded by a new undesignated head, which is adopted in concurrent action.

The Administrative Procedure and Texas Register Act, Texas Civil Statutes, Article 6252-13a, §5(c)(1), requires categorization of comments as being for or against a proposal.

No comments were received regarding adoption of the repeals.

Copies of the hearing transcript are available for inspection at the central office of the TACB, 6330 Highway 290 East, Austin, Texas, 78723.

The repeals are adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to make rules and regulations consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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TRD-9000539 Allen Eli Bell
Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354

Storage of Crude Oil or Condensate in Hardin, Matagorda, Montgomery, and San Patricio Counties

• 31 TAC §§115.61, §115.62

The Texas Air Control Board (TACB) adopts the repeal of §115.61 and §115.62, without changes to the proposed text as published in the July 21, 1989, issue of the *Texas Register* (14 TexReg 3514).

The purpose of the repeals are to remove material superceded by a new undesignated head, which is adopted in concurrent action.

The Administrative Procedure and Texas Register Act, Texas Civil Statutes, Article 6252-13a, §5(c)(1), requires categorization of comments as being for or against a proposal.

No comments were received regarding adoption of the repeals.

Copies of the hearing transcript are available for inspection at the central office of the TACB, 6330 Highway 290 East, Austin, Texas, 78723.

The repeals are adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to make rules and regulations consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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TRD-9000540 Allen Eli Bell
Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354

Exemption in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties

• 31 TAC §§115.81

The Texas Air Control Board (TACB) adopts the repeal of §115.81 without changes to the proposed text as published in the July 21, 1989, issue of the *Texas Register* (14 TexReg 3514).

The purpose of the repeal is to remove material superceded by a new undesignated head, which is adopted in concurrent action.

The Administrative Procedure and Texas Register Act, Texas Civil Statutes, Article 6252-13a, §5(c)(1), requires categorization of comments as being for or against a proposal.

No comments were received regarding adoption of the repeal.

Copies of the hearing transcript are available for inspection at the central office of the TACB, 6330 Highway 290 East, Austin, Texas, 78723.

The repeal is adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to make rules and regulations consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354

Compliance in Aransas, Bexar, Calhoun, Hardin, Matagorda, Montgomery, San Patricio, and Travis Counties

• 31 TAC §§115.91

The Texas Air Control Board (TACB) adopts the repeal of §§115.91 without changes to the proposed text as published in the July 21, 1989, issue of the *Texas Register* (14 TexReg 3515).

The purpose of the repeal is to remove material superceded by a new undesignated head, which is adopted in concurrent action.

The Administrative Procedure and Texas Register Act, Texas Civil Statutes, Article 6252-13a, §5(c)(1), requires categorization of comments as being for or against a proposal.

No comments were received regarding adoption of the repeal.

Copies of the hearing transcript are available for inspection at the central office of the TACB, 6330 Highway 290 East, Austin, Texas, 78723.

The repeal is adopted under the Texas Clean Air Act (TCAA), §382.017, which provides the TACB with the authority to make rules and regulations consistent with the policy and purposes of the TCAA.

This agency hereby certifies that the rule as adopted has been reviewed by legal counsel and found to be a valid exercise of the agency's legal authority.

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TRD-9000542 Allen Eli Bell
Executive Director
Texas Air Control Board

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For further information, please call: (512) 451-5711, ext. 354