

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

PUBLIC HEARING ON PROPOSED REVISIONS TO 30 TAC CHAPTER 35 AND NEW CHAPTER 298

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed new 30 TAC Chapter 298, Environmental Flow Standards for Surface Water and revisions to Section 35.101 of 30 TAC Chapter 35, Emergency and Temporary Orders and Permits; Temporary Suspension or Amendment of Permit Conditions.

The proposed rulemaking would implement House Bill 3 and Senate Bill 3, 80th Legislature, 2007, relating to the establishment of environmental flow standards, and procedures for implementing an adjustment of conditions included in a permit or amended water right in the river and bay systems consisting of the Sabine and Neches Rivers and Sabine Lake Bay, and the Trinity and San Jacinto Rivers and Galveston Bay; also relating to emergency authority to make available water set aside for beneficial inflows to affected bays and estuaries and instream uses.

The commission will hold a public hearing on this proposal in Austin on December 16, 2010, at 10:00 am in Building E, Room 201S, at the commission's central office located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Charlotte Horn, Office of Legal Services at (512) 239-0779. Requests should be made as far in advance as possible.

Written comments may be submitted to Natalia Henricksen, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4808. Electronic comments may be submitted at: <http://www.tceq.state.tx.us/rules/ecomments/>. File size restrictions may apply to comments being submitted via the eComments system. All comments should reference Rule Project

Number 2007-049-298-OW. The comment period closes December 20, 2010. Copies of the proposed rulemaking can be obtained from the commission's Web site at http://www.tceq.state.tx.us/nav/rules/propose_adopt.html. For further information, please contact Ron Ellis, Water Supply Division, (512) 239-1282.