

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Protecting Texas by Reducing and Preventing Pollution

**NOTICE OF COMMENT PERIOD AND ANNOUNCEMENT OF PUBLIC HEARING ON
PROPOSED PERMIT BY RULE AND AIR QUALITY STANDARD PERMIT FOR OIL
AND GAS PRODUCTION FACILITIES**

The Texas Commission on Environmental Quality (TCEQ) is providing an opportunity for public comment and will conduct a public hearing to receive testimony concerning the proposed amendment of Title 30 Texas Administrative Code (30 TAC) §106.352, Oil and Gas Production Facilities. The hearing will also provide an opportunity for public comment on a proposed amendment to the non-rule Air Quality Standard Permit for Oil and Gas Handling and Production Facilities.

PROPOSED PERMIT BY RULE AND STANDARD PERMIT

The proposed rulemaking would revise §106.352 to restore the requirement that any facility handling sour gas shall be located at least one-quarter mile from any recreational area or residence or other structure not occupied or used solely by the owner or operator of the facility or the owner of the property upon which the facility is located, as the requirement existed in §106.352 prior to the January 26, 2011 amendment. This requirement would be added in proposed §106.352(l)(3). The subsequent paragraphs of subsection (l) would be re-numbered. The proposed rulemaking would also correct typographical errors in §106.352 and the non-rule Air Quality Standard Permit for Oil and Gas Handling and Production Facilities.

PUBLIC HEARING

The commission will hold a public hearing on this proposal in Austin on October 3, 2011 at 2:00 p.m. 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 Sandy Wong, Office of Legal Services at (512) 239-1802. Requests should be made as far in advance as possible.

PUBLIC COMMENT AND INFORMATION

Written comments may be submitted to Michael Parrish, 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://www5.tceq.state.tx.us/rules/ecomments/>. File size restrictions may apply to comments being submitted via the eComments system. All comments should reference the revision to 30 TAC §106.352 and/or the Standard Permit under Rule Project Number 2011-014-106-PR. The comment period closes October 3, 2011. Copies of the proposed rulemaking can be obtained from the commission's Web site at http://www.tceq.texas.gov/nav/rules/propose_adopt.html. To inquire about the submittal of comments or for further information, contact Blake Stewart, Air Permits Division, (512) 239-6931.