

Water Quality Advisory Work Group  
Meeting Summary  
July 10, 2007

**Welcome and Introductions – Charles Maguire, Section Manager, Water Quality Assessments and Standards Section**

**Legislative Update – Isaac Jackson, Intergovernmental Relations Division**

- 8 issues with TCEQ in the Senate, 7 were passed
- There was a total of 6,190 bills
- TCEQ had 1,200 pieces of Legislation
- Hope to have wrap up document on the web by July 13, 2007
  - Will have Legislative bills on the document
  - Not all bills will be on the document
  - 345 bills require action
- Some of the Bills that passed:
  - HB1254 – flexible incentives to encourage E-Permitting
  - HB2654 – General Permit for injection
  - HB3098 – increases fee cap on Edwards Aquifer
- ED setting interim rates – did not pass
- Continuing to move forward on Legislative pieces
- New conservation requirements before building a new reservoir
- National Flood Insurance Program has moved to the Texas Water Development Board

**NELAC Lab Update – Sherry Smith, Wastewater Permitting Section**

- NELAC Rules go into effect July 2008
- Came out of Sunset
- Each individual test will be certified
- On-Site labs will be exempt from certification, but will be inspected once every 3 years
- More information will be coming within the next few months
- DMR information will be sent out
- Please contact Steve Stubbs for questions
- Petition on rulemaking – The City of Midland petitioned the Commission to initiate rulemaking to authorize reclaimed water facilities.
  - Set for agenda on July 25, 2007
  - Public Notice process similar to the 210 process
  - Getting letters supporting the petition
  - Please contact Sherry Smith if you would like a copy of the petition

## **Update on Stormwater and Pretreatment Programs – Kimberly Wilson, Team Leader, Stormwater and Pretreatment Team**

### **Phase II MS4 Permit**

- In discussions for an August 8, 2007 Agenda date
- Agenda back up documents are available on the agency's website
- Applications will be due 6 months from August 8<sup>th</sup> date (if it goes to agenda)
- There are plans for Outreach in the fall
- There have been no changes to the permit since it was posted a few months ago

### **Construction General Permit**

- Expires in March 2008
- Public Notice should be available in late August or early September
- Will be picking main newspapers throughout the State

### **Pretreatment Team**

- Continuing to work on changes to the streamlining process
- Still looking at comments
- Jill Russell will be contacting people on the comments received

## **Update on Chapter 217 Design Criteria Rule – Louis C. Herrin, III, P.E., Wastewater Permitting Section**

- Finished 2<sup>nd</sup> round of stakeholder meetings
- Had a 1 day seminar and received more comments
- The NBR Section and the Sludge Section have received the most comments
- Goes before the Commission on October 1, 2007
- Publish rule in the Texas Register on November 1, 2007
- Will have 30 day comment period
- Looking at other states rules
- Customers already want changes

## **CAFO Update – Charles Maguire, Section Manager, Water Quality Assessment & Standards Section**

- CAFO General Permit issued in July 2004
- There are about 800 CAFO's in Texas
- Lawsuits – consolidated the 2<sup>nd</sup> Circuit Court of Appeals – Waterkeeper Case
- The Court remanded some issues, like NMP requirements, and some were upheld like the ag stormwater exemption
- The Court vacated EPA's rule that all large CAFO's have an obligation to apply for a permit
- CAFO's not required to apply for a permit is still an issue with environmental groups
- The Court ruled that the NMP plays a major role in the permit, needs to be a part of the package for public notice
- EPA has yet to respond to 2<sup>nd</sup> Court of Appeals

**Update on Water Quality Standards – Jim Davenport, Team Leader, Water Quality Standards Team**

- Have finished the 3<sup>rd</sup> Water Quality Standards Advisory Workgroup meeting
- The next meeting is scheduled for September 6, 2007 – we will let you know if the date changes
- Detailed information on water quality standards issues and options is presented in the handouts for the water quality advisory workgroup – see TCEQ’s Water Quality Standards website.

**TMDL Update – Faith Hambleton, TMDL Section Manager**

- The TMDL Section was in a meeting this afternoon. Faith asked that if anyone had questions, to please contact her, and she would address any issues at the next meeting.

**The Next Meeting will be on October 9, 2007, TCEQ, Building F, Room 2210, 1:15 pm**

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<b>Name</b>	<b>Organization</b>
Mary Etter	LCRA
Mark Lowry	TCB
Lial Tischler	Tischler/Kocerek
Norm King	TxDOT
Rebecca Reeves	San Antonio River Authority
Eddie Marbley	City of Houston
Tony Bennett	TCB
Janelle Taylor	Texas Parks and Wildlife
Pat Radloff	Texas Parks and Wildlife
Patty Gomez	USGS
Michelle Smith	Lloyd Gosselink
Charles Maguire	TCEQ
J.J. Smith	Mark Zeppa/IWSCOT
John Brack	Southwest Water Company
Jargan Berain	Calpine Corp.
David Ham	TxDOT
Sam Heltalk	CPS Energy
Kerry Whelan	Reliant
Jan Sills	TCEQ
Sara Burgin	Baker Botts
Clay Sebek	TCEQ
Sherry Smith	TCEQ
Isaac Jackson	TCEQ
Dan W. Pederson	City of Austin
Richard Eyster	TDA