

Texas Commission on Environmental Quality

Water Rights Application Notice (WRAN) Advisory Group

Water Supply Division, Water Rights Permitting and Availability Section
October 29, 2007
Building F, Room 2210
1:30 PM

Minutes

- Introductions

See sign-in sheet for attendees.

- Approval of minutes and agenda

The group approved the minutes from the October 16, 2007, WRAN meeting and the draft agenda for the October 29, 2007 meeting.

- Discussion of draft framework for notice

1. Where to publish early-in-the-process notice?

The group discussed where, in addition to the *Texas Register*, early notice should be published. The group talked about keeping it simple. The group also discussed calling this "notice" an "announcement" since that term seems to better describe the information considered at this early stage in the process. Suggestions in addition to the *Texas Register* included: local governments (like a city, a county, or a groundwater district, river authority, etc.); the list of interested parties in the Office of the Chief Clerk; and, the water rights database on the web.

2. After technical review -- traditional notice or a junior notice?

The group talked about traditional notice versus junior or limited notice. They discussed that consideration of the list of issues from the *City of Marshall* would apply to both traditional notice and a junior or limited notice. The group also discussed specific scenarios and the possible types of notice for each scenario.

3. How will executive director staff determine when notice is needed?

The group talked about specific scenarios but did not come to an agreement on when notice would be needed. The group also discussed the possibility of developing rebuttal presumptions for the executive director's staff to use when making a recommendation regarding notice.

4. Content of notice(s)?

The group discussed that the contents of the announcement might include information like: general application information; general information about the permit process; general information about how to protest an application; information about how to get on the list of interested parties in the Office of the Chief Clerk; and information about the project manager and how to contact the project manager.

The group did not discuss the content of the traditional notice or junior or limited notice.

- Discussion of applications that would always require notice.

- Discussion of applications that would never require notice.

The group did not specifically discuss applications that would always require notice and applications that would never require notice.

The WRAN will meet again on November 5, 2007, at 1:30 pm in Building F, Room 2210.