

Bryan W. Shaw, Ph.D., *Chairman*  
Carlos Rubinstein, *Commissioner*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

May 31, 2013

Water Docket  
U.S. Environmental Protection Agency  
Mail Code: 4203M  
1200 Pennsylvania Avenue, NW  
Washington, DC 20460

Re: Docket ID No. EPA-HQ-OW-2010-0884

The Texas Commission on Environmental Quality (TCEQ) is providing comments on the U.S. Environmental Protection Agency (EPA) proposed rule revisions to the Effluent Limitations Guidelines and Standards for the Construction and Development Point Source Category (40 CFR Part 450). The TCEQ appreciates the opportunity to comment.

The TCEQ supports EPA proposed revisions to the 2009 Construction and Development (C&D) Final Rule. Specifically, TCEQ supports the withdrawal of the numeric effluent limit for turbidity. Even a construction site with appropriate best management practices (BMPs) that are well-maintained would have difficulty meeting the low numeric effluent limit for turbidity. Further, TCEQ supports revisions to the non-numeric limitations based on the added flexibility and clarity.

If you have questions concerning the comments, please contact David Galindo at (512) 239-0951 or by e-mail at [David.Galindo@tceq.texas.gov](mailto:David.Galindo@tceq.texas.gov).

Sincerely,

A handwritten signature in black ink, appearing to read "Zak Covar", written over a white background.

Zak Covar  
Executive Director