

The Agenda document below includes hyperlinks (docket numbers highlighted in blue) that enable the user to view agenda backup documents [documents pertaining to a particular matter that have been filed with the Office of the Chief Clerk (OCC)]. To view all agenda backup in person including those documents not found in the hyperlinks below, please visit OCC at 12100 Park 35 Circle, Building F, Suite 1101 (30 TAC § 1.10).

Updates to backup documents will be noted by a purple indicator. Please note that some documents such as those of irregular size (i.e. oversized maps) cannot be viewed here and that color documents will be posted here in black and white. Finally, parties are still required to submit an original and 7 copies of documents filed for Commission consideration (30 TAC § 1.10(d)).

AGENDA

July 7, 2017

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

9:30 A.M.
12100 Park 35 Circle
Room 201S, Bldg. E

HEARING REQUESTS/REQUESTS FOR RECONSIDERATION

Item 1 **[Docket No. 2017-0567-MWD.](#)**

Consideration of the application by Trophy Club Municipal Utility District No. 1, for a renewal of Texas Pollutant Discharge Elimination System Permit No. WQ0011593001 which authorizes the discharge of treated domestic wastewater at an annual average flow not to exceed 1,750,000 gallons per day. The draft permit also authorizes the disposal of treated domestic wastewater via irrigation of 416.91 acres of golf course. The facility is located at 1499 Junction Way, approximately 0.9 mile north of the intersection of State Highway 114 and Trophy Club Drive, and approximately 2.5 miles east of the intersection of U.S. Highway 377 and State Highway 114 in Denton County, Texas 76262. The Commission will also consider requests for hearing or reconsideration, related responses and replies, public comment, and the Executive Director's response to comments. (John O. Onyenobi, Ashley McDonald)

Item 2

[Docket No. 2017-0572-MWD.](#)

**Hyperlink
Update**
6-28-2017
3:00 PM

Consideration of the application by Village of Salado for a renewal of Texas Pollutant Discharge Elimination System Permit No. WQ0010884001 to authorize the discharge of treated domestic wastewater at a daily average flow not to exceed 50,000 gallons per day. The facility is located at 401 South Stagecoach Road, Salado, in Bell County, Texas 76571. The Commission will also consider requests for hearing or reconsideration, related responses and replies, public comment, and the Executive Director's response to comments. (Rebecca Moore, Hollis Henley)

Item 3

[Docket No. 2017-0583-AIR.](#)

**Hyperlink
Update**
7-6-2017
11:45 AM

Consideration of an application by Alumax Mill Products, Inc. for renewal of Air Quality Permit No. 9476 to authorize continued operation of a secondary aluminum production plant located at 300 Alumax Drive, Texarkana, Bowie County, Texas. The Commission will also consider requests for hearing or reconsideration, related responses and replies, public comment, and the Executive Director's Response to Comments. (Samuel Harris, Nimasha Weliwitigoda)

USE DETERMINATION APPEAL MATTERS

Item 4

[Docket No. 2017-0438-MIS-U.](#)

Consideration of the appeal filed by the Chief Appraiser of Nueces County with regard to the Executive Director's one-hundred percent determination on Application No. 20364, dated March 6, 2017, for Flint Hills Resources Corpus Christi LLC's Flint Hills Resources East Refinery flare installation and modifications located in Nueces County, Texas. The Commission will also consider the application and all timely responses and reply briefs. (Ron Hatlett, Don Redmond)

Item 5

[Docket No. 2017-0439-MIS-U.](#)

Consideration of the appeal filed by the Chief Appraiser of Nueces County with regard to the Executive Director's one-hundred percent determination on Application No. 20358, dated March 6, 2017, for Flint Hills Resources Corpus Christi LLC's Flint Hills Resources Corpus Christi West Plant flare system upgrades located in Nueces County, Texas. The Commission will also consider the application and all timely responses and reply briefs. (Ron Hatlett, Don Redmond)

Item 6

[Docket No. 2017-0440-MIS-U.](#)

Consideration of the appeal filed by the Chief Appraiser of Nueces

County with regard to the Executive Director's one-hundred percent determination on Application No. 20362, dated March 6, 2017, for Flint Hills Resources Corpus Christi LLC's internal floating roofs installed on two storage tanks at the Flint Hills Resources Corpus Christi West Plant located in Nueces County, Texas. The Commission will also consider the application and all timely responses and reply briefs. (Ron Hatlett, Don Redmond)

Item 7 [Docket No. 2017-0441-MIS-U.](#)

Consideration of the appeal filed by the Chief Appraiser of Nueces County with regard to the Executive Director's one-hundred percent determination on Application No. 20198, dated March 13, 2017, for the Flint Hills Resources Corpus Christi LLC's internal floating roofs installed on nine storage tanks at the Flint Hills Resources Corpus Christi West Plant located in Nueces County, Texas. The Commission will also consider the application and all timely responses and reply briefs. (Ron Hatlett, Don Redmond)

SUPERFUND MATTER

Item 8 [Docket No. 2017-0273-SPF.](#)

Consideration of an Administrative Order, as authorized under Subchapter F of the Texas Solid Waste Disposal Act, Tex. Health & Safety Code §§ 361.001-.992, with additional authorities from Subchapters I, K, and L of the Act, for the Camtraco Enterprises, Inc., Proposed State Superfund site, Pearland, Brazoria County, RN100903434. The Order includes the description of the selected remedial action, the listing of the site on the state registry of Superfund sites, and a determination of responsible parties. The Order also requires the responsible parties to remediate the site. The soil at the site is contaminated with volatile organic compounds (VOCs), p-chloroaniline, and metals; and the groundwater is contaminated with arsenic and VOCs. The proposed remedy for the groundwater at this site is a Plume Management Zone with Monitored Natural Attenuation to control and prevent the use of and exposure to the groundwater, and the proposed remedy for soil is excavation and off-site disposal. The Camtraco Enterprises, Inc. Proposed State Superfund site is located at 18823 Amoco Drive, Pearland, Brazoria County. (Monica Harris, P.G., Theda Strickler)

TOTAL MAXIMUM DAILY LOAD MATTERS

Item 9 [Docket No. 2015-1531-TML.](#)

**Hyperlink
Update**
6-23-2017
2:00 PM

Consideration for approval to publish and solicit public comment on One Draft Total Maximum Daily Load for Indicator Bacteria in the Jarbo Bayou Tidal Watershed of the San Jacinto-Brazos Coastal Basin, in Galveston County. (Kerry Niemann, Robert Brush) (Project No. 2015-008-TML-NR)

Item 10 [**Docket No. 2017-0342-TML.**](#)

Consideration for approval to publish and solicit public comment on One Draft Total Maximum Daily Load for Indicator Bacteria in the Tres Palacios Creek Tidal Watershed of the Colorado-Lavaca Coastal Basin, in Matagorda and Wharton Counties. (Kerry Niemann, Robert Brush) (Project No. 2017-018-TML-NR)

Item 11 [**Docket No. 2017-0341-TML.**](#)

Consideration for approval to publish and solicit public comment on the draft Implementation Plan for One Total Maximum Daily Load for Indicator Bacteria in the Tres Palacios Creek Tidal Watershed of the Colorado-Lavaca Coastal Basin, in Matagorda and Wharton Counties. (Kerry Niemann, Robert Brush) (Project No. 2017-019-TML-NR)

AIR QUALITY ENFORCEMENT AGREED ORDERS

Item 12 [**Docket No. 2016-1764-AIR-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Aquatic Co. in Dallas County; RN100219104; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (David Carney, Michael Parrish)

Item 13 [**Docket No. 2016-1923-AIR-E.**](#)

**Hyperlink
Update**
7-6-2017
5:00 PM

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Blue Ridge Landfill TX, LP in Fort Bend County; RN102610102; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (David Carney, Michael Parrish)

Item 14 [**Docket No. 2016-1859-AIR-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Exxon Mobil Corporation in Kleberg

County; RN102488517; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Raime Hayes-Falero, Michael Parrish)

Item 15 **[Docket No. 2016-1587-AIR-E.](#)**

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of The Premcor Refining Group Inc. in Jefferson County; RN102584026; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Carol McGrath, Michael Parrish)

Item 16 **[Docket No. 2016-1546-AIR-E.](#)**

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Equistar Chemicals, LP in Harris County; RN102926920; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Shelby Orme, Michael Parrish)

Item 17 **[Docket No. 2016-1884-AIR-E.](#)**

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Lion Elastomers LLC in Jefferson County; RN100224799; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Abigail Lindsey, Michael Parrish)

AIR QUALITY ENFORCEMENT DEFAULT ORDER

Item 18 **[Docket No. 2016-1253-AIR-E.](#)**

Consideration of a Default Order assessing administrative penalties against and requiring certain actions of Basin Subaru, LLC in Nueces County; RN108441304; for air quality violations pursuant to Tex. Water Code ch. 7, Tex. Health & Safety Code ch. 382, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Clayton Smith, Janice Hernandez)

INDUSTRIAL AND HAZARDOUS WASTE ENFORCEMENT AGREED ORDER

Item 19

[Docket No. 2016-1502-IHW-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Eco Services Operations Corp. in Harris County; RN100220581; for industrial and hazardous waste violations pursuant to Tex. Health & Safety Code ch. 361, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Danielle Porras, Michael Parrish)

INDUSTRIAL WASTE DISCHARGE ENFORCEMENT AGREED ORDERS

Item 20

[Docket No. 2016-1727-IWD-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Intercontinental Terminals Company LLC in Harris County; RN100210806; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Ronica Rodriguez, Michael Parrish)

Item 21

[Docket No. 2015-0402-IWD-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Pilot Travel Centers LLC in Hunt County; RN105495063; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Had Darling, Michael Parrish)

Item 22

[Docket No. 2016-1332-IWD-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Stolthaven Houston, Inc. in Harris County; RN100210475; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (James Boyle, Michael Parrish)

MUNICIPAL SOLID WASTE ENFORCEMENT DEFAULT ORDERS

Item 23

[Docket No. 2016-1725-MSW-E.](#)

Consideration of a Default Order assessing administrative penalties against and requiring certain actions of John Lancaster in Bell County; RN109013011; for municipal solid waste violations pursuant to Tex. Water Code ch. 7, Tex. Health & Safety Code ch. 361, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Adam Taylor, Janice Hernandez)

Item 24 [**Docket No. 2016-1636-MSW-E.**](#)

Consideration of a Default Order assessing administrative penalties against and requiring certain actions of Pedro Pablo Jurado in Hidalgo County; RN108999814; for municipal solid waste violations pursuant to Tex. Water Code ch. 7, Tex. Health & Safety Code ch. 361, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Audrey Liter, Janice Hernandez)

MUNICIPAL WASTE DISCHARGE ENFORCEMENT AGREED ORDERS

Item 25 [**Docket No. 2016-1933-MWD-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Bardwell in Ellis County; RN101721199; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Steven Van Landingham, Michael Parrish)

Item 26 [**Docket No. 2016-1932-MWD-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Josephine in Collin County; RN101916310; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Caleb Olson, Michael Parrish)

Item 27 [**Docket No. 2016-1997-MWD-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Weatherford in Parker County; RN101614055; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Sandra Douglas, Michael Parrish)

Item 28

[**Docket No. 2015-1493-MWD-E.**](#)

Consideration of an Agreed Order assessing administrative penalties against Young Men's Christian Association of the Greater Houston Area in Trinity County; RN101279412; for water quality violations pursuant to Tex. Water Code chs. 7, 26, and 37 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Had Darling, Michael Parrish)

Item 29

[**Docket No. 2016-1614-MWD-E.**](#)

Consideration of an Agreed Order assessing administrative penalties against and requiring certain actions of City of Rio Grande City in Starr County; RN102777661; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Audrey Liter, Janice Hernandez)

Item 30

[**Docket No. 2013-1987-MWD-E.**](#)

Consideration of an Agreed Order assessing administrative penalties against and requiring certain actions of City of Santa Rosa in Cameron County; RN101918696; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Elizabeth Carroll Harkrider, Janice Hernandez)

Item 31

[**Docket No. 2016-1492-MWD-E.**](#)

**Hyperlink
Update**
7-6-2017
11:45 AM

Consideration of an Agreed Order assessing administrative penalties against TRINITY SO GP, L.L.C. in Harris County; RN102075827; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Tracy Chandler, Janice Hernandez)

PETROLEUM STORAGE TANK ENFORCEMENT AGREED ORDERS

Item 32

[**Docket No. 2016-1958-PST-E.**](#)

**Hyperlink
Update**
6-28-2017
11:30 AM

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Connel Oil Corp. dba Mr. C Food Store 5 in Parker County; RN101549699; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of

the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (James Baldwin, Michael Parrish)

Item 33

[Docket No. 2016-1212-PST-E.](#)

Consideration of an Agreed Order assessing administrative penalties against HERLIS CORPORATION in Guadalupe County; RN101754307; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Steven Stump, Michael Parrish)

Item 34

[Docket No. 2016-1643-PST-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of MDW Enterprises, LLC dba Brookside Grocery in Brazoria County; RN104004239; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Danielle Porras, Michael Parrish)

Item 35

[Docket No. 2016-0749-PST-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Mike's Little Supermarket and Deli, LLC dba Luke's Little Supermarket & Deli 2 in Galveston County; RN102280161; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Danielle Porras, Michael Parrish)

Item 36

[Docket No. 2016-1925-PST-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of PADDY'S ONE-STOP, INC. in Dallas County; RN101557775; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Danielle Porras, Michael Parrish)

Item 37

[Docket No. 2016-1107-PST-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Royal Kirkwood Investments, Inc. in Fort Bend County; RN101870947; for petroleum storage tank violations

pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Ryan Byer, Michael Parrish)

Item 38

[Docket No. 2015-1221-PST-E.](#)

**Hyperlink
Update**
7-6-2017
11:45 AM

Consideration of an Agreed Order assessing administrative penalties against and requiring certain actions of Joe's & Cho, Inc. d/b/a Joes Future Food Mart in Tarrant County; RN101432268; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Jake Marx, Janice Hernandez)

PETROLEUM STORAGE TANK ENFORCEMENT DEFAULT ORDER

Item 39

[Docket No. 2016-0630-PST-E.](#)

Consideration of a Default Order assessing administrative penalties against SKI RIDE INC dba A & W Grocery & Deli in Smith County; RN102346962; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Tracy Chandler, Janice Hernandez)

PETROLEUM STORAGE TANK ENFORCEMENT DEFAULT AND SHUTDOWN ORDER

Item 40

[Docket No. 2016-1900-PST-E.](#)

Consideration of a Default and Shutdown Order assessing administrative penalties against and requiring certain actions of Michael Ung dba Mikes Food Mart in Cass County; RN102784329; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Adam Taylor, Janice Hernandez)

PUBLIC WATER SYSTEM ENFORCEMENT AGREED ORDERS

Item 41

[Docket No. 2016-0862-PWS-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Aqua Utilities, Inc. in Chambers County; RN101219947; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas

Commission on Environmental Quality. (Raime Hayes-Falero, Michael Parrish)

Item 42 [**Docket No. 2016-2090-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Chinquapin Preparatory School in Harris County; RN101271062; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Abigail Lindsey, Michael Parrish)

Item 43 [**Docket No. 2016-1744-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Bastrop in Bastrop County; RN101245066; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Ryan Byer, Michael Parrish)

Item 44 [**Docket No. 2016-2141-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Big Sandy in Upshur County; RN101389625; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Carol McGrath, Michael Parrish)

Item 45 [**Docket No. 2017-0060-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Bridge City in Orange County; RN101199966; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (James Baldwin, Michael Parrish)

Item 46 [**Docket No. 2017-0163-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Coleman in Coleman County; RN102424645; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Ross Luedtke, Michael Parrish)

- Item 47 [**Docket No. 2016-1973-PWS-E.**](#)
Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Eastland in Eastland County; RN101386944; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Farhaud Abbaszadeh, Michael Parrish)
- Item 48 [**Docket No. 2016-0713-PWS-E.**](#)
Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Paradise in Wise County; RN101187193; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Ross Luedtke, Michael Parrish)
- Item 49 [**Docket No. 2016-2026-PWS-E.**](#)
Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the City of Snook in Burleson County; RN101195170; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Jason Fraley, Michael Parrish)
- Item 50 [**Docket No. 2016-2024-PWS-E.**](#)
Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Del Grande Mobile Home Owners' Association, Inc. in Val Verde County; RN101227759; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Jason Fraley, Michael Parrish)
- Item 51 [**Docket No. 2016-1753-PWS-E.**](#)
Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Gardendale Mobile Home Park, LLC in Ector County; RN101197283; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (James Fisher, Michael Parrish)
- Item 52 [**Docket No. 2016-1943-PWS-E.**](#)
Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of OLDEN WATER SUPPLY

CORPORATION in Eastland County; RN101459303; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (James Baldwin, Michael Parrish)

Item 53 [**Docket No. 2016-1759-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of Sun-N-Fun Association in Angelina County; RN101182848; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Jason Fraley, Michael Parrish)

Item 54 [**Docket No. 2016-1843-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of TRI-COUNTY POINT PROPERTY OWNERS ASSOCIATION in Jackson County; RN101248391; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Michaëlle Garza, Michael Parrish)

Item 55 [**Docket No. 2017-0099-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of William W. Burgin dba Silver Hills MH & RV Park and Marilyn R. Burgin dba Silver Hills MH & RV Park in Kerr County; RN101254589; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Steven Hall, Michael Parrish)

Item 56 [**Docket No. 2015-1280-PWS-E.**](#)

Consideration of an Agreed Order assessing administrative penalties against and requiring certain actions of Dario V. Guerra, III d/b/a DERBY ING in Frio County; RN101281178; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and Tex. Water Code chs. 5 and 13 and the rules of the Texas Commission on Environmental Quality. (Meaghan M. Bailey, Janice Hernandez)

WATER QUALITY ENFORCEMENT AGREED ORDERS

Item 57 [**Docket No. 2014-1031-WQ-E.**](#)

Consideration of an Agreed Order assessing administrative penalties against Kevin Copeland dba Kevin Copeland Sand & Gravel in Williamson County; RN104849294; for aggregate production operation and water quality violations pursuant to Tex. Water Code chs. 7, 26, and 28A and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Ronica Rodriguez, Michael Parrish)

Item 58 [Docket No. 2016-1892-WQ-E.](#)

Consideration of an Agreed Order assessing administrative penalties against City of Fort Worth in Tarrant County; RN101424687; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Jake Marx, Janice Hernandez)

Item 59 [Docket No. 2016-0946-WQ-E.](#)

Consideration of an Agreed Order assessing administrative penalties against and requiring certain actions of Harold Joseph Adams, Jr, LLC in Gonzales County; RN108759671; and Dewitt County; RN108759689; for water quality violations pursuant to Tex. Water Code chs. 7, 26, and 28A and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Adam Taylor, Janice Hernandez)

WASTE DISPOSAL WELL ENFORCEMENT AGREED ORDER

Item 60 [Docket No. 2015-1398-WDW-E.](#)

Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of INVISTA S.a r.l. in Victoria County; RN102663671; for waste disposal well violations pursuant to Tex. Health and Safety Code ch. 361, Tex. Water Code chs. 7 and 27, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Danielle Porras, Michael Parrish)

RULE MATTER

Item 61 [Docket No. 2016-0485-RUL.](#)

Consideration of the adoption of amended Section 111.203 and new Section 111.217 of 30 TAC Chapter 111, Control of Air Pollution from Visible Emissions and Particulate Matter and corresponding revisions to the state implementation plan. The adopted rulemaking would

clarify and add more specific language to the current agency rules related to prescribed burning conducted by Certified and Insured Prescribed Burn Managers who are certified by the Prescribed Burning Board of the Texas Department of Agriculture. The proposed rules were published in the February 3, 2017, issue of the *Texas Register* (42 TexReg 404). (Amancio Gutierrez, Amy Prescott) (Rule Project No. 2016-027-111-CE)

PUBLIC COMMENT SESSION

Item 62 Docket No. 2017-0005-PUB.

The Commission will receive comments from the public on any matters within the jurisdiction of the TCEQ in accordance with Texas Water Code Section 5.112, with the exception of pending permitting matters or other contested cases which are subject to the ex parte prohibition found in Texas Government Code Section 2001.061. In the interest of time, speakers will be limited to three minutes each, with the total time for public comment limited to one hour. Please note that the Commission's discussion of subjects for which public notice has not been given are limited to statements of specific factual responses and recitation of existing policy.

EXECUTIVE MEETING

Item 63 Docket No. 2017-0001-EXE.

The Commission will conduct a closed meeting to receive legal advice from its attorney(s) and will discuss pending or contemplated litigation, and/or settlement offers, as permitted by Section 551.071 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code. The Commission may also meet in open meeting to take action on this matter as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

Item 64 Docket No. 2017-0002-EXE.

The Commission will conduct a closed meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Commission's Executive Director, General Counsel, Chief Clerk, Public Interest Counsel, or Chief Auditor as permitted by Section 551.074 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code. The Commission may also meet in open meeting to take action on this matter as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

Item 65 **Docket No. 2017-0003-EXE.**

The Commission will conduct a closed meeting to discuss the employment, evaluation, reassignment, duties, discipline or dismissal of a specific Commission employee(s) as permitted by Section 551.074 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code. The Commission may also meet in open meeting to take action on this matter as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

Item 66 **Docket No. 2017-0004-EXE.**

The Commission will conduct a closed meeting to discuss their duties, roles, and responsibilities as Commissioners of the TCEQ pursuant to Section 551.074 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code. The Commission may also meet in open meeting to take action on this matter as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Texas Government Code.

PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THE TCEQ AGENDA AND WHO MAY NEED AUXILIARY AIDS OR SERVICES SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS, LARGE PRINT, OR BRAILLE ARE REQUESTED TO CONTACT OFFICE OF THE CHIEF CLERK AT (512) 239-3300 AT LEAST SIX (6) WORK DAYS PRIOR TO THE AGENDA, SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE. PERSONS WHO DESIRE THE ASSISTANCE OF AN INTERPRETER IN CONJUNCTION WITH THEIR ORAL PRESENTATION AT THIS TCEQ AGENDA ARE REQUESTED TO CONTACT THE OFFICE OF THE CHIEF CLERK AT (512) 239-3300 AT LEAST FIVE (5) WORK DAYS PRIOR TO THE AGENDA SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.

SECTION 46.035 OF THE TEXAS PENAL CODE PROHIBITS HANDGUN LICENSEES FROM CARRYING THEIR HANDGUNS AT GOVERNMENT MEETINGS SUCH AS THIS ONE. THIS PROHIBITION APPLIES TO BOTH CONCEALED CARRY AND OPEN CARRY BY HANDGUN LICENSEES.

REGISTRATION FOR AGENDA STARTS AT 8:45 A.M. AND WILL CONTINUE UNTIL 9:30 A.M. PLEASE REGISTER BETWEEN THESE TIMES. LATE REGISTRATION COULD RESULT IN YOUR MISSING THE OPPORTUNITY TO COMMENT ON YOUR

ITEM.

**THE PUBLIC CAN VIEW LIVE AND ARCHIVED TCEQ
MEETINGS ON THE INTERNET AT NO COST, AT:
[HTTP://WWW.TEXASADMIN.COM/tceqa.shtml](http://WWW.TEXASADMIN.COM/tceqa.shtml)**