

WYNNE
JOHNSON
BIRDWELL-ABSENT & EXCUSED

CONTESTED AGENDA

Wednesday, November 7, 1990

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

Item 1. CONSIDERATION OF NOTICE OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TEXAS WATER COMMISSION ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF OHMSTEDE MACHINE WORKS, INC. SWR NO. 31720 (HARRIS COUNTY) (SMITH, ROBIN)

CONTINUED TO NOVEMBER 14, 1990 AT 9:00 A.M.

Item 2. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TEXAS WATER COMMISSION ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF STABILIZING TECHNOLOGY OF TEXAS, INC. (SWR NO. 39883) ALVARADO

CONTINUED TO NOVEMBER 28, 1990 AT 9:00 A.M.

Item 3. CONSIDERATION OF THE NOTICE OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF THE CITY OF BURKBURNETT, PERMIT NOT 10002-001. (Corrigan)

APPROVED AGREED ORDER AS PROPOSED, CJ/BJW

Item 4. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR AN ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF FRY ROAD MUNICIPAL UTILITIES DISTRICT; PERMIT NO. 11989-01 (CULBERTSON, L)

APPROVED AS PROPOSED, CJ/BJW

Item 5. CONSIDERATION OF THE NOTICE OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF KELLER INDUSTRIES, INC., PERMIT NO. 02633. (Corrigan)

CONTINUED TO JANUARY 9, 1991 AT 9:00 A.M.

Item 6. CONSIDERATION OF A REQUEST BY THE CITY OF EL CENIZO FOR THE TRANSFER OF WATER QUALITY PERMIT NO. 13149-01. The City has requested that its permit be transferred from Standard Realty Investor to the City. The wastewater treatment plant operating under Permit No. 13149-01 is the only wastewater facility currently available to serve the City of El Cenizo. (Kirick)

CONTINUED TO NOVEMBER 14, 1990 AT 9:00 A.M.

Item 7. APPLICATION BY ARANSAS COUNTY MUNICIPAL UTILITY DISTRICT NO. 1 OF ARANSAS COUNTY FOR AUTHORIZATION TO PROCEED IN FEDERAL BANKRUPTCY. For Commission consideration and action. Applicant requests authorization to file for relief under Chapter 9 of the U. S. Bankruptcy Code.

APPROVED, CJ/BJW

Item 8. THE COMMISSION WILL MEET IN EXECUTIVE SESSION TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, AND TO DISCUSS THE APPOINTMENT, EMPLOYMENT, EVALUATION, REASSIGNMENT, DUTIES, DISCIPLINE OR DISMISSAL OF SPECIFIC COMMISSION EMPLOYEES, as permitted by TEX. REV. CIV. STAT. ANN. art. 6252-17 sections 2(e) and (g). No final action, decision or vote with regard to any matter considered in closed session shall be made in the absence of further notice issued in accordance with art. 6252-17.

NO ACTION TAKEN

ADDENDUM TO CONTESTED AGENDA

Wednesday, November 7, 1990

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

Item 9. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF ROLLINS ENVIRONMENTAL SERVICES, INC., SWR NO. 50089. (McFaddin)

CONTINUED TO DECEMBER 12, 1990 AT 2:00 P.M.

CONTESTED OLD BUSINESS

Wednesday, November 7, 1990

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

Item carried forward from Agenda of October 3, 1990.

- Item 1. CONSIDERATION OF A MOTION FOR REHEARING ON THE APPLICATION OF SCENIC OAKS WATER SUPPLY CORPORATION TO INCREASE RETAIL WATER RATES IN BEXAR COUNTY, TEXAS; DOCKET NO. 8097-G. (THE MATTER WAS CONSIDERED ON AUGUST 15, 1990.)

NO ACTION TAKEN

Item carried forward from Agenda of October 24, 1990.

- Item 2. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF THOMAS STEEL DRUMS, INC., (SWR NO. 65206). (Montelongo)

APPROVED, CJ/BJW

Item carried forward from the Agenda of September 26th, October 3, October 24, October 31, 1990 at 9 AM and 3 PM.

- Item 3. CONSIDERATION OF NOTICE OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF R. W. MCDONNELL CONSTRUCTION COMPANY, INC., PERMIT NO. 13510-001. (Corrigan)

APPROVED, CJ/BJW

WYNNE
JOHNSON
BIRDWELL-ABSENT & EXCUSED

UNCONTESTED AGENDA

Wednesday, November 7, 1990

TEXAS WATER COMMISSION

3:00 p.m.
Room 118

Item 1. EMPLOYEE OF THE MONTH. Beinke

CHRISTINE CHANDLER NAMED.

Item 2. APPLICATION NO. 5306 BY HERBERT JOHN EWALD, JR. AND EWALD ENTERPRISES, INC. FOR A WATER USE PERMIT PURSUANT TO SECTION 11.121 OF THE TEXAS WATER CODE. FOR COMMISSION ACTION. Applicants seek to divert and use not to exceed 200 acre-feet of water per annum from the San Antonio River, San Antonio River Basin to irrigate 20 acres in Karnes County, 4.6 miles northwest of Karnes City, Texas. (JORDAN/lb)

APPROVED, CJ/BJW

Item 3. APPLICATION NO. 4271B BY THE HEIRS AND SUCCESSORS OF J.E. BROUSSARD TO AMEND PERMIT NO. 3975A. FOR COMMISSION ACTION. Applicants seek to amend Permit No. 3975A (A-4271A) by adding a third diversion point on Mayhaw Bayou, Neches-Trinity Coastal Basin just upstream of their two currently authorized diversion points on the applicants' property, approximately 3 miles east of the Chambers County line and approximately 21 miles southwest of Beaumont, Jefferson County, Texas. (JORDAN/jme)

APPROVED, CJ/BJW

Item 4. APPLICATION NO. 12-3622A BY CURTIS D. LESLEY AND ROYCE G. LESLEY TO AMEND CERTIFICATE NO. 12-3622. For Commission action. Applicants seek to amend Certificate No. 12-3622 to delete the special condition whereby the certificate will expire on December 31, 1990 or to extend the term of the certificate for an additional period of time for the diversion and use of 50 acre-feet of water from two exempt reservoirs on an unnamed tributary of Copperas (Rush) Creek, Brazos River Basin, for the irrigation of 60 acres of land, approximately 4 miles northeast of Comanche, Comanche County, Texas. (JORDAN)wph.

APPROVED, CJ/BJW

Item 5. APPLICATION NO. 14-1613A BY RUTH C. TERRELL TO AMEND CERTIFICATE OF ADJUDICATION NO. 14-1613. FOR COMMISSION ACTION. Applicant seeks to amend Certificate No. 14-1613 by redefining the specified diversion point as being anywhere along the south, or right, bank of the Llano River, Colorado River Basin, within the applicant's property boundary, approximately 9 miles northeast of Junction, Kimble County, Texas. (JORDAN/jme)

APPROVED, CJ/BJW

Item 6. CONSIDERATION OF THE CANCELLATION OF THAT PORTION OF CERTIFICATE OF ADJUDICATION NO. 19-2130 HELD BY BEXAR-MEDINA-ATASCOSA COUNTIES WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1. (Kirick)

APPROVED, CJ/BJW

Item 7. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S MOTION TO CORRECT CERTIFICATE OF ADJUDICATION NO. 18-3824A HELD BY NEW BRAUNFELS UTILITIES. (Smith, R.)

APPROVED, CJ/BJW

Item 8. APPLICATION NO. TA-6470 BY SOUTHWESTERN REFINING COMPANY, INC. FOR A TEMPORARY WATER USE PERMIT. FOR COMMISSION ACTION. Applicant seeks to divert and use 18 acre-feet of water within a 2-month period from the Corpus Christi Industrial Channel, Nueces-Rio Grande Coastal Basin, for industrial use (hydrotest) from the channel approximately 1-mile up-channel of the channel crossing of US 181/SH 35 and approximately 1.5 miles northwest of Corpus Christi, Nueces County, Texas. (JORDAN/jme)

APPROVED, CJ/BJW

Item 9. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF KERR-MCGEE CHEMICAL CORPORATION FOR AN AMENDMENT TO COMPLIANCE PLAN NO. CP-50076 TO AUTHORIZE MONITORING AND CORRECTIVE ACTION AT A DISPOSAL FACILITY, LAND TREATMENT FACILITY AND A STORAGE FACILITY IN BOWIE COUNTY, TEXAS. Applicant is authorized to store, treat and dispose hazardous and nonhazardous materials at facilities located in Segment 304 of the Sulfur River Basin. Recommendation: Issuance of permit. (Murphy)

APPROVED, CJ/BJW

Item 10. APPLICATION BY E. I. DUPONT DE NEMOURS & COMPANY, INC. for an amendment to Permit No. HW50213 which authorizes on-site storage and processing of Class I hazardous wastes and non-hazardous wastes. The facility is located 10,000 feet due east of the intersection of State Highway 225 and Miller Cut-Off Road in Harris County, Texas.

APPROVED, CJ/BJW

Item 11. APPLICATION BY HOECHST-CELANESE CHEMICAL GROUP, INC. for minor amendments to Permit Nos. WDW-14, WDW-32; WDW-49; WDW-110 to conform these existing waste disposal well permits to the No-Migration Petition required by 40 CFR 148.20. The permits authorize operation of waste disposal wells for underground injection of industrial hazardous wastes from the Hoechst-Celanese Bay City petrochemical plant. The minor amendments will increase the amount of financial security required to provide for closure costs and add language to include the newly defined terms of injection interval and injection zone. The injection volume and injection rates for WDW-14, WDW-32 and WDW-49 will remain the same as in the current permit. Provisions to define maximum volumes and rates for injection into both the Upper and Lower Miocene injection zones have been added for WDW-110. The maximum surface injection pressure for the wells that inject into the Upper Miocene has been reduced. Waste disposal wells WDW-14, WDW-32, WDW-49 and WDW-110 are located on company property, ten miles southwest

of Bay City, within the James Moore League, Abstract No. 62, Matagorda County, Texas.

DISMISSED WITHOUT PREJUDICE.

Item 12. APPLICATION BY EXCEL CORPORATION for Temporary Order No. 90-40T to authorize disposal of accumulated solids from three on-site lagoons by application on 120 acres of land at its meat packing and hide processing plant located in the City of Plainview, Hale County, Texas.

CONTINUED TO DECEMBER 12, 1990 AT 3:00 P.M.

Item 13. CONSIDERATION OF EXAMINER'S MEMORANDUM AND PROPOSED PERMIT CONCERNING THE APPLICATION OF A CATHOLIC HIGH SCHOOL FOR AUSTIN, INC. FOR A RENEWAL OF PERMIT NO. 12916-01 TO AUTHORIZE THE DISPOSAL BY IRRIGATION OF 25,000 GPD OF TREATED DOMESTIC WASTEWATER EFFLUENT IN TRAVIS COUNTY, TEXAS, AND SEGMENT NO. 1430 OF THE COLORADO RIVER BASIN. Recommendation: Issuance of permit. (Zukauckas)

APPROVED, CJ/BJW

Item 14. CONSIDERATION OF EXAMINER'S MEMORANDUM AND PERMIT CONCERNING THE APPLICATION OF MIKE ROBERSON FOR PERMIT NO. 03305 to authorize disposal by irrigation of agricultural effluent/dewatered manure/dairy waste in Erath County, Texas, and Segment No. 1221 of the Brazos River Basin. Recommendation: Issuance of permit. (Parker)

APPROVED, CJ/BJW

Item 15. COMMISSION CONSIDERATION OF REQUEST OF MIKE LLOYD D/B/A MIKE LLOYD DAIRY FOR AUTHORIZATION TO COMMENCE CONSTRUCTION OF WASTE CONTROL FACILITIES. Mike Lloyd Dairy requests such authorization before the Commission renders a decision on its application for a permit so that facilities may be constructed, and if the Commission approves the proposed permit, operation may commence immediately. (Kirick)

APPROVED, CJ/BJW

Item 16. CONSIDERATION OF THE APPLICATION OF E.I. DUPONT DE NEMOURS AND COMPANY FOR AN AMENDMENT TO PERMIT NO. 01651 to authorize the discharge of 3.1 mgd of treated industrial wastewater effluent in San Patricio County, Texas, and to Corpus Christi Bay, and Segment No. 2481 of the Bays and Estuaries. (McCalla)

APPROVED, CJ/BJW

Item 17. CONSIDERATION OF THE APPLICATION OF ORANGE COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1 FOR PERMIT NO. 10875-05 to authorize the discharge of 630,000 gpd of treated domestic wastewater effluent in Orange County, Texas, and Segment No. 0601 of the Neches River Basin. (McCalla)

APPROVED, CJ/BJW

Item 18. APPLICATION BY JIM OOSTERHOF for a permit (Proposed Permit No. 03246) to authorize disposal of waste and wastewater from a dairy which consists of a maximum of 400 head in confinement. The dairy is adjacent to and north of Farm-to-Market Road 2905, approximately 1 mile east of the intersection of Farm-

to-Market Road 2905 and U.S. Highway 281 in Hamilton County, Texas.

APPROVED, CJ/BJW

Item 19. APPLICATION BY OXID, INC./SOUTHCOAST TERMINALS for a permit (Proposed Permit No. 03243) to authorize a discharge of stormwater runoff at a volume variable with rainfall. The applicant operates a bulk storage terminal. The plant site is at 101 Concrete Street in the City of Houston, Harris County, Texas.

APPROVED, CJ/BJW

Item 20. APPLICATION BY E. I. DUPONT DE NEMOURS AND COMPANY for an amendment to Permit No. 00473 to authorize revisions to the permit as a result of extensive modifications to the wastewater treatment facilities at its petrochemical plant. The plant site is on State Highway 347, immediately south of the south city limit of the City of Beaumont and on the west bank of the Neches River, Jefferson County, Texas.

APPROVED, CJ/BJW

Item 21. APPLICATION BY CONROE INDEPENDENT SCHOOL DISTRICT for renewal of Permit No. 12205-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 7,200 gallons per day. The facilities are approximately 2000 feet northwest of the intersection of Farm-to-Market Road 1314 and Bennette Estates Road in Montgomery County, Texas.

RENEWED, CJ/BJW

Item 22. APPLICATION BY UNION TANK CAR COMPANY for renewal of Permit No. 02066 which authorizes disposal by evaporation of wastewater from railcar cleaning and rinsing operations; boiler blowdown; and treated effluent from a chromaglass package sewage treatment plant. The facility is south of and adjacent to FM 2087, approximately 1/2 mile southwest of its intersection with FM 1845, southwest of the City of Longview, Gregg County, Texas.

RENEWED, CJ/BJW

Item 23. APPLICATION BY APPLICATION BY CITY OF WINFIELD for renewal of Permit No. 12146-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 84,000 gallons per day. The facilities are approximately 400 feet north of the IH 30 access road and 1500 feet west of Farm to Market Road 1734 in Winfield, Titus County, Texas.

RENEWED, CJ/BJW

Item 24. APPLICATION BY FIRST COLONY MUNICIPAL UTILITY DISTRICT NO. 9 OF FORT BEND COUNTY FOR APPROVAL OF THE ISSUANCE OF \$1,300,000 IN UNLIMITED TAX AND REVENUE BONDS, 8.78% NET EFFECTIVE INTEREST RATE, SERIES 1990, THIRD ISSUE. For Commission consideration and action. Applicant requests approval of the issuance of \$1,300,000 of tax and revenue bonds to finance the remaining water plant costs.

APPROVED, CJ/BJW

Item 25. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 264 FOR APPROVAL OF A \$3,310,000 UNLIMITED TAX AND REVENUE BOND ISSUE, SECOND BOND ISSUE, 8.701% NET EFFECTIVE INTEREST RATE. For Commission consideration and action. Applicant requests Commission approval for a bond issue to finance the District's share of utility infrastructure, drainage channel improvements, off-site waterline interconnects, Nicholson Point waterline, and Water Plant No. 1.

CONTINUED TO NOVEMBER 14, 1990 AT 3:00 P.M.

Item 26. APPLICATION BY HENDERSON COUNTY LEVEE IMPROVEMENT DISTRICT NO. 3 OF ANDERSON, HENDERSON, AND NAVARRO COUNTIES FOR APPROVAL OF A \$250,000 UNLIMITED TAX BOND ISSUE. For Commission consideration and action. The applicant requests approval for the sale of \$250,000 in bonds to finance the repairs and maintenance of the existing levees along Cedar and Wildcat Creeks, and to retire an existing bank note used to finance previous repairs.

APPROVED, W/ADDENDUM, CJ/BJW

Item 27. APPLICATION BY FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 19; For Commission consideration and action. Applicant seeks approval for the levy of an annual standby fee against undeveloped single family lots in the District in the amount of \$120 per equivalent connection to supplement the operating account.

APPROVED, CJ/BJW

Item 28. APPLICATION BY LOST CREEK MUNICIPAL UTILITY DISTRICT; For Commission consideration and action. Applicant seeks approval of an impact fee against new development to recover capital costs of expanding the District's wastewater treatment plant.

APPROVED, W/ADDENDUM, CJ/BJW

Item 29. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF SUNSET CANYON WATER COMPANY to increase retail water rates in Tarrant County, Texas (Docket No. 8507-G). Applicant provides retail water service to approximately 20 customers. RECOMMENDATION: Adoption of agreement of parties. (COLBERT)

APPROVED, CJ/BJW

Item 30. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE PETITION OF WALNUT CREEK WATER SUPPLY CORPORATION APPEALING THE WHOLESALE WATER RATES ESTABLISHED BY THE CITY OF SPRINGTOWN IN PARKER COUNTY, TEXAS; DOCKET NO. 8362-A. Petitioner requested dismissal of appeal. Recommendation: Dismissal. (Parker)

APPROVED, CJ/BJW

Item 31. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF COUNTRYSRINGS, LTD. TO INCREASE RETAIL WATER RATES IN BEXAR COUNTY, TEXAS; DOCKET NO. 8525-G. Applicant provides retail water service to approximately 110 customers. Recommendation: Adoption of agreement of parties. (Jackson)

APPROVED, CJ/BJW

Item 32. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF CENTRAL BOSQUE WATER SUPPLY CORPORATION TO AMEND CERTIFICATE OF CONVENIENCE AND NECESSITY NO. 10032 IN MCLENNAN COUNTY, TEXAS; DOCKET NO. 8417-C. Applicant provides retail water service to approximately 109 customers. Recommendation: Adoption of agreement of parties. (Murphy)

APPROVED, CJ/BJW

Item 33. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE PETITION OF Paul & Barbara Pape dba By the Way Campground to review the retail water rate increase of Aqua Water Supply Corporation in Bastrop County, Texas (Docket No. 8495-W). Applicant provides retail water service to approximately 800 customers. RECOMMENDATION: Adoption of agreement of parties. (MURPHY).

APPROVED, CJ/BJW

Item 34. APPLICATION OF BI-COUNTY WATER SUPPLY CORPORATION for an Amendment to Water Certificate of Convenience and Necessity No. 10490 in Camp, Morris, Upshur, and Titus Counties (Application No. 8529-C, Holck)

APPROVED, CJ/BJW

Item 35. APPLICATION OF MCCLELLAND WATER SUPPLY CORPORATION for an Amendment to Water Certificate of Convenience and Necessity No. 10396 in Shelby County (Application No. 8391-C, Holck)

APPROVED, CJ/BJW

Item 36. APPLICATION OF CARLTON A. DOMMERT DBA CEDAR SPRINGS WATER SYSTEM for a Water Certificate of Convenience and Necessity in Kerr County (Application No. 8374-C, Mayhew)

APPROVED, CJ/BJW

Item 37. APPLICATION OF FOREST HILL NO. TWO WATER SUPPLY CORPORATION for a Water Certificate of Convenience and Necessity in Denton County (Application No. 8567-C, Holck)

APPROVED, CJ/BJW

Item 38. APPLICATIONS OF ELLINGER SEWER AND WATER SUPPLY CORPORATION for Water and Sewer Certificates of Convenience and Necessity in Fayette County (Application No.'s 8609-C and 8610-C, Holck)

APPROVED, CJ/BJW

Item 39. APPLICATION OF LARRY BREWER to Purchase Facilities from Val Hickman, Amend Water CCN No. 12243 and transfer a portion of Water Certificate of Convenience and Necessity No. 11267 from North Hardin County Water Supply Corporation in Hardin County (Application No.'s 8491-S and 8492-C, Carlson)

APPROVED, CJ/BJW

Item 40. CONSIDERATION OF AUTHORIZATION TO ENTER INTO AN INTERAGENCY CONTRACT WITH THE GALVESTON BAY FOUNDATION TO COORDINATE A DAY-LONG FESTIVAL RECOGNIZING GALVESTON BAY. (Alvarado)

CONTINUED TO NOVEMBER 14, 1990 AT 3:00 P.M.

Item 41. CONSIDERATION OF A MOTION FOR REHEARING ON THE APPLICATION OF SPICEWOOD DEVELOPMENT CORPORATION TO INCREASE RETAIL SEWER RATES IN TRAVIS COUNTY, TEXAS; DOCKET NO. 833-R. (This matter was considered on September 19, 1990.)

GRANTED MFR, TO ISSUE ORDER W/ADDITIONAL LANGUAGE AND OVERRULED ALL OTHER MOTIONS, CJ/BJW

ADDENDUM TO UNCONTESTED AGENDA

Wednesday, November 7, 1990

TEXAS WATER COMMISSION

3:00 p.m.
Room 118

Item 42. CONSIDERATION TO ENTER INTO CONTRACT WITH THE TEXAS STATE SOIL AND WATER CONSERVATION BOARD TO (1) INSTALL BEST MANAGEMENT PRACTICES TO ABATE DAIRY NONPOINT SOURCE POLLUTION IN THE NORTH BOSQUE AND (2) EDUCATE LOCAL CITIZENS ABOUT THE POSSIBLE PROBLEM OF ARSENIC IN GROUNDWATER AND IMPLEMENT A HYDROLOGIC UNIT WATER QUALITY PROJECT IN THE SOUTH PLAINS REGION.

APPROVED, CJ/BJW

Item 43. APPLICATION NO. TA-6468 BY DECORDOVA BEND ESTATES OWNERS ASSOCIATION, INC. FOR A TEMPORARY WATER USE PERMIT. FOR COMMISSION ACTION. Applicants seek to divert and use 400 acre-feet of water within a 1-year period from McCarty Branch, Brazos River Basin, for irrigation purposes (golf course) from the stream approximately 0.5 miles downstream of the branch crossing of FM 208 and approximately 5.5 miles southeast of Granbury, Hood County, Texas.

APPROVED, CJ/BJW

UNCONTESTED OLD BUSINESS

Wednesday, November 7, 1990

TEXAS WATER COMMISSION

3:00 p.m.
Room 118

Item carried forward from Agenda of January 17, 1990.

- Item 1. APPLICATION BY HARRIS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 89 for renewal of Permit No. 12939-01 which authorizes a discharge of treated domestic wastewater effluent at an interim volume not to exceed an average flow of 100,000 gallons per day and a final volume not to exceed an average flow of 1,000,000 gallons per day from the Morningside Place Wastewater Treatment Facilities. The plant site is north of Fellows Road, approximately 3600 feet west of the intersection of Fellows Road and Farm-to-Market Road 518 (Cullen Boulevard) in Harris County, Texas. The effluent is discharged into Harris County Flood Control Ditch No. A-135-00-00; thence into Clear Creek in Segment No. 1102 of the San Jacinto-Brazos Coastal Basin. The Executive Director of the Texas Water Commission has prepared a draft permit which, if approved by the Commission, will specify conditions and limitations generally the same as those currently enforced by the existing permit except that the final flow has been decreased to 500,000 gallons per day average and effluent limitations for minimum dissolved oxygen concentration have been revised.

RENEWED, CJ/BJW

Item carried forward from Agenda of September 5, 1990.

- Item 2. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE WITHDRAWAL OF THE PETITION OF Bammel Forest Utility Company to decertify a portion of its water utility service area in Harris County, Texas; DOCKET NO. 8390-Q. Recommendation: Adoption of agreement of parties. (Parker)

REMANDED TO OFFICE OF HEARINGS EXAMINER AND CONSOLIDATED WITH OTHER PENDING MATTER.