

UNCONTESTED AGENDA

Wednesday, March 4, 1992

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

Item 1. APPLICATION BY SCHENDEL BROTHERS DAIRY for a permit (Proposed Permit No. 03409) to authorize the disposal of waste and wastewater from a dairy. The dairy will consist of a maximum of 360 total head. The dairy is on the west side of an unnamed county road, east of Farm-to-Market Road 2656, approximately 3 miles south of the intersection of Farm-to-Market Road 2656 and State Highway 119 in Dewitt County, Texas.

Approved, JH/PR

Item 2. APPLICATION BY CHAMPION INTERNATIONAL CORPORATION for an amendment to Permit No. 01902 in order to add an outfall to regulate the intermittent, flow variable discharges of fire pond overflow and stormwater runoff via Outfall 002. The permit currently authorizes a discharge of noncontact cooling water, treated sewage effluent, boiler blowdown and stormwater runoff via Outfall 001 at a volume not to exceed a dry weather flow of 50,000 gallons per day. The applicant operates the Corrigan Plant, which manufactures plywood. The plant site is on the west side of U.S. Highway 59 in the City of Corrigan, Polk County, Texas.

Approved, JH/PR

Item 3. APPLICATION BY CITY OF GROVES for an amendment to Permit No. 10094-01 in order to increase the effluent limitation for copper in accordance with the Texas Water Quality Standards adopted July 18, 1991. The permit currently authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 2,290,000 gallons per day from the South Wastewater Treatment Facilities, which will remain the same. The facility is located on Taft Avenue approximately 1 mile southeast of the intersection of Taft Avenue and State Highway 73 in Jefferson County, Texas.

Approved, JH/PR

Item 4. APPLICATION BY HOWELL HYDROCARBONS AND CHEMICALS, INC. for an amendment to Permit No. 02419 to authorize an increase in the discharge of stormwater, boiler blowdown, steam condensate and domestic sewage effluent from a volume not to exceed a dry weather flow of 15,000 gallons per day average to a volume not to exceed a dry weather flow of 50,000 gallons per day average. The plant site is at 1201 South Sheldon Road which is approximately 1-1/2 miles south of the Interstate Highway 10/Sheldon Road intersection near the City of Channelview, Harris County, Texas.

Approved, JH/PR

Item 5. APPLICATION BY ALDINE INDEPENDENT SCHOOL DISTRICT for renewal of Permit No. 12070-03 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an

average flow of 20,000 gallons per day from the Inez Carroll Wastewater Treatment Facilities. The plant site is at 222 Raymac Road, approximately 3,000 feet northeast of the intersection of West Mount Houston Road (Farm-to-Market Road No. 149) and Interstate Highway 45, and approximately 10.5 miles north of the downtown Houston Central Business District in Harris County, Texas.

Approved, JH/PR

Item 6. APPLICATION BY CITY OF DENISON for renewal of Permit No. 10079-05 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 412,000 gallons per day. The Grayson County Airport Wastewater Treatment Plant is located on the east side of Grayson County Airport, approximately 8 miles southwest of downtown Denison, being also 1.1 miles northwest of the intersection of Farm-to-Market Highway No. 691 and Farm-to-Market Highway No. 1417, and approximately 100 feet due north of the intersection of Warehouse Road and Anderson Street extension in Grayson County, Texas.

Approved, JH/PR

Item 7. APPLICATION BY CITY OF EAGLE LAKE for renewal of Permit No. 10505-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 500,000 gallons per day. The facility is located 400 feet southeast of the intersection of U.S. Highway 90A bypass and McCarty Avenue, being also 0.5 of a mile northwest of the intersection of Farm-to-Market Highway No. 102 and U.S. Highway 90A, in Eagle Lake, in Colorado County, Texas.

Approved, JH/PR

Item 8. APPLICATION BY HG/LAKE LIVINGSTON PROPERTY OWNERS ASSOCIATION, INC. for renewal of Permit No. 13332-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 10,000 gallons per day. The wastewater treatment facilities are approximately 5,600 feet southwest of the intersection of U.S. Highway 190 and Farm-to-Market Road 980, approximately 400 feet west of Farm-to-Market Road 980 in San Jacinto County, Texas.

Approved, JH/PR

Item 9. APPLICATION BY JACKRABBIT ROAD PUBLIC UTILITY DISTRICT for renewal of Permit No. 11290-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 5,100,000 gallons per day from the Jackrabbit Road Wastewater Treatment Plant. The plant site is approximately three miles north of the intersection of Interstate Highway 10 and State Highway 6, 0.8 mile west of the intersection of State Highway 6 (Addicks - Satsuma Road) and Clay Road, adjacent to the intersection of Pine Forest Lane and Trey Lane, Harris County, Texas.

Approved, JH/PR

Item 10. APPLICATION BY JARVIS CHRISTIAN COLLEGE for renewal of Permit No. 11609-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 200,000 gallons per day. The wastewater treatment facilities are located approximately 300 feet south of U.S.

Highway 80 and 1-mile east of the intersection of U.S. Highway 80 and Farm-to-Market Road 14 in Hawkins, Wood County, Texas.

Approved, JH/PR

Item 11. APPLICATION BY CITY OF LA FERIA UTILITY BOARD for renewal of Permit No. 10697-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 500,000 gallons per day. The wastewater treatment facilities are approximately 1.7 miles south of the intersection of Farm-to-Market 506 with U.S Highway 83 and then west along Dodd Lane approximately 1,000 feet in Cameron County, Texas.

Remand to Executive Director, JH/PR

Item 12. APPLICATION BY MEMORIAL HILLS UTILITY DISTRICT for renewal of Permit No. 11044-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 1,000,000 gallons per day. The renewed permit has decreased the flow to a volume not to exceed 500,000 gallons per day average. The wastewater treatment facilities are immediately south of Cypress Creek, approximately 600 feet north and 600 feet east of the intersection of Farm-to-Market Road 1960 and Hardy Road in Harris County, Texas.

Approved, JH/PR

Item 13. APPLICATION BY CITY OF SAN JUAN for renewal of Permit No. 11512-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 1,150,000 gallons per day. The wastewater treatment facilities are located approximately 1.9 miles south of U.S. Highway 83 Business Route at the south end of the San Antonio Road in the City of San Juan in Hidalgo County, Texas.

Approved, JH/PR

Item 14. APPLICATION BY SMITH INTERNATIONAL, INC. for renewal of Permit No. 02453 which authorizes a discharge of treated cooling tower and boiler blowdown, treated domestic wastewater and treated ingot quench water at a volume not to exceed an average flow of 150,000 gallons per day. The wastewater treatment facilities are at 16740 Hardy Street in the City of Houston, Harris County, Texas.

Approved, JH/PR

Item 15. APPLICATION BY CITY OF SOMERSET for renewal of Permit No. 11822-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 180,000 gallons per day from the Somerset Wastewater Treatment Facilities. The plant site is approximately 4000 feet southeast of the central business district of Somerset, approximately 3500 feet south of Loop 1604 in Bexar County, Texas.

Approved, JH/PR

Item 16. APPLICATION BY CITY OF TENAHA for renewal of Permit No. 10818-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 190,000 gallons per day. The wastewater treatment facilities are adjacent to Hilliard Creek; approximately 2,400 feet south of

U.S. Highway 84 and 3,300 feet east of U.S. Highway 96 in Shelby County, Texas.

Approved, JH/PR

Item 17. APPLICATION BY TEXAS DEPARTMENT OF MENTAL HEALTH AND MENTAL RETARDATION for renewal of Permit No. 10557-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 200,000 gallons per day. The Lufkin State School Wastewater Treatment Plant is located approximately 0.25 mile east of U.S. Highway 69 and one mile southeast of the intersection of U.S. Highway 69 and Farm-to-Market Road 843 in Angelina County, Texas.

Approved, JH/PR

Item 18. APPLICATION BY TEXAS DEPARTMENT OF TRANSPORTATION for renewal of Permit No. 11744-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 5,000 gallons per day. The wastewater treatment facilities are within the southbound right-of-way of Interstate Highway 35 and approximately 4.7 miles south of Gainesville in Cooke County, Texas.

Approved, JH/PR

Item 19. APPLICATION BY TIMBER LANE UTILITY DISTRICT for renewal of Permit No. 11142-02 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 3,000,000 gallons per day from the Timber Lane Utility District Wastewater Treatment Plant. The renewed permit has also decreased the flow to a volume not to exceed 2,250,000 gallons per day average. The plant site is approximately 0.5 mile southwest of the intersection of Wood River Drive and Aldine-Westfield Road, 2.75 miles northeast of the intersection of Farm-to-Market Road 1960 and Interstate Highway 45, and approximately 20 miles north of the City of Houston Central Business District in Harris County, Texas.

Approved, JH/PR

Item 20. APPLICATION BY CITY OF TYLER for renewal of Permit No. 10653-02 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 9,000,000 gallons per day. The Southside Wastewater Treatment Plant is located 1.5 miles northwest of the intersection of U.S. Highway 69 and Farm-to-Market Road 2813, approximately 3.4 miles south-southwest of the intersection of State Loop 323 and U.S. Highway 69 in Smith County, Texas.

Approved, JH/PR

Item 21. APPLICATION BY WHITE OAK BEND M.U.D. for renewal of Permit No. 11979-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 400,000 gallons per day. The wastewater treatment facilities are at 10200 Autumn Meadow Lane in Harris County, Texas.

Approved, JH/PR

Item 22. APPLICATION BY WILLOW CHASE MUNICIPAL UTILITY DISTRICT for renewal of Permit No. 12243-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed

an average flow of 600,000 gallons per day. The wastewater treatment facilities are approximately 2800 feet south and 800 feet west of the intersection of Grant Road and State Highway 249 in Harris County, Texas.

Approved, JH/PR

Item 23. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATIONS OF BEXAR METROPOLITAN WATER DISTRICT, NO. 9202-C, & WINDY'S WATER WORKS, INC., NO. 9276-C FOR AMENDMENTS TO CERTIFICATE OF CONVENIENCE AND NECESSITY NOS. 10675 (BEXAR) & 10641 (WINDY'S) TO PROVIDE WATER SERVICE IN BEXAR COUNTY, TEXAS. Docket Nos. 9202-C (BEXAR) & 9276-C (WINDY'S). RECOMMENDATION: Adoption of agreement of parties. (FORRESTER)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 24. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE PETITION OF GREEN VALLEY WATER SUPPLY CORPORATION FOR CONVERSION TO GREEN VALLEY SPECIAL UTILITY DISTRICT TO PROVIDE WATER UTILITY SERVICE AND FIRE PROTECTION SERVICE IN GUADALUPE, BEXAR AND COMAL COUNTIES, TEXAS. (Docket No. TWC IC #052491-D01) RECOMMENDATION: Authorize conversion. (PARKER)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 25. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF HANCO UTILITIES, INC. DBA TRI-COUNTY UTILITIES TO INCREASE RETAIL WATER RATES IN JOHNSON, HOOD, DENTON, PARKER & TARRANT COUNTIES, TEXAS (DOCKET NO. 9298-R). APPLICANT PROVIDES RETAIL WATER SERVICE TO APPROXIMATELY 674 CUSTOMERS. RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (LIMES)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 26. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF SUBURBAN UTILITIES COMPANY, INC. TO INCREASE RETAIL WATER RATES IN HILL AND BOSQUE COUNTIES, TEXAS (DOCKET NO. 9281-G). APPLICANT PROVIDES RETAIL WATER SERVICE TO APPROXIMATELY 39 CUSTOMERS. RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (LIMES)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 27. CONSIDERATION OF EXAMINER'S MEMORANDUM CONCERNING THE PETITION OF EXECUTIVE DIRECTOR AGAINST KENNETH BAILEY (ENFORCEMENT CASE) FOR ADMINISTRATIVE PENALTIES AND TO REQUIRE CERTAIN ACTIONS OF KENNETH BAILEY. RECOMMENDATION: ISSUANCE OF AGREED ORDER. (FORRESTER).

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 28. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF SWEA GARDENS ESTATES UTILITY, INC. TO INCREASE RETAIL WATER RATES IN HARRIS COUNTY, TEXAS (DOCKET NO. 9189-G). Applicant provides retail water service to approximately 42 customers. Recommendation: Adoption of agreement of parties. (Colbert)

Adopt Examiner's Memorandum and Issue Order, PR/PG

Item 29. APPLICATION BY MONTGOMERY COUNTY MUNICIPAL UTILITY DISTRICT

NO. 7 FOR APPROVAL OF THE ISSUANCE OF \$4,995,000 IN UNLIMITED TAX BONDS, 8.17% NET EFFECTIVE INTEREST RATE, SERIES 1992, SIXTH ISSUE. For Commission consideration and action. Applicant requests approval of the issuance of \$4,995,000 in tax bonds to finance water supply & wastewater treatment plant capacity charges; wastewater conveyance capacity charges; & water, wastewater & drainage facilities for Village of Indian Springs, Section 3 & Village of Cochran's Crossing Sections 19, 20, 21, 24 & 26.

Approved, PR/PG

Item 30. APPLICATION BY FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 13 FOR APPROVAL OF AN \$1,770,000 UNLIMITED TAX BONDS, SECOND ISSUE, 8.679% NET EFFECTIVE INTEREST RATE. For Commission consideration and action. Applicant requests Commission approval of a bond issue to finance drainage improvements along State Hwy. 6 and Sweetwater Boulevard, water, wastewater & drainage facilities to serve Lexington Corridor Cluster, Water & Wastewater facilities to serve Tract 2, water & wastewater capacity connection fees & related developer interest.

Approved, PR/PG

Item 31. APPLICATION BY GALVESTON COUNTY MUNICIPAL UTILITY DISTRICT NO. 2 FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$2,125,000 BOND ISSUE APPROVED February 26, 1985. For Commission consideration and action. Applicant requests approval of the transfer of \$71,500 in surplus construction funds to debt service.

Approved, PR/PG

Item 32. APPLICATION BY DALLAS COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 6 FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$7,400,000 BOND ISSUE APPROVED February 13, 1987. For Commission consideration and action. Applicant requests approval of the monthly transfer of interest earnings from surplus construction funds to debt service.

Approved, PR/PG

Item 33. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 119; REQUEST FOR APPROVAL TO USE SURPLUS FUNDS; \$5,040,000 BOND ISSUE APPROVED October 11, 1984. For Commission consideration and action. Applicant requests approval to use \$216,899 in surplus construction funds to reimburse the District's operations and maintenance account for costs associated with repairs to the District's water and wastewater system.

Approved, PR/PG

Item 34. APPLICATION BY PARK TEN MUNICIPAL UTILITY DISTRICT OF HARRIS COUNTY FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$12,350,000 BOND ISSUE APPROVED April 23, 1985. For Commission consideration and action. Applicant requests approval of the transfer of \$300,000 in surplus construction funds to debt service.

Approved, PR/PG

Item 35. APPLICATION BY FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO.

48 FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$3,935,000 BOND ISSUE APPROVED May 22, 1984. For Commission consideration and action. Applicant requests approval of the transfer of \$103,332 in surplus construction funds to the operating account.

Approved, PR/PG

Item 36. APPLICATION BY FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 47 FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$4,575,000 BOND ISSUE APPROVED August 15, 1984. For Commission consideration and action. Applicant requests approval of the transfer of \$104,500 in surplus construction funds to the operating account.

Approved, PR/PG

Item 37. APPLICATION BY HARRIS COUNTY UTILITY DISTRICT NO. 10; REQUEST FOR APPROVAL TO USE \$365,000 IN SURPLUS FUNDS; \$3,120,000 BOND ISSUE APPROVED September 19, 1990. For Commission consideration and action. Applicant requests the approval to use \$365,000 in surplus construction funds to finance the costs associated with the Greentree Village, Section 3, drainage project.

Approved, PR/PG

Item 38. APPLICATION BY LAKEWAY MUNICIPAL UTILITY DISTRICT OF TRAVIS COUNTY FOR APPROVAL TO LEVY A STANDBY FEE; For Commission consideration and action. This item previously before the Commission on December 18, 1991. Applicant seeks approval to continue the levy of standby fees in the amount of \$3 per month for available water service and \$6 per month for available wastewater service to supplement the operation and maintenance account.

Approved, PR/PG

Item 39. APPLICATION BY BACLIFF MUNICIPAL UTILITY DISTRICT OF GALVESTON COUNTY FOR APPROVAL OF AN AFTER-THE-FACT AUTHORIZATION TO PROCEED WITH EMERGENCY PROJECT BY NEGOTIATED BIDS, PURSUANT TO V.T.C.A. WATER CODE SECTION 50.028. For Commission consideration and action. Applicant seeks after-the-fact approval to proceed, by negotiated bids for the replacement of a roof to the District's ground storage tank.

Approved, PR/PG

Item 40. APPLICATION OF LOOP 360 WATER SUPPLY CORPORATION to Amend Water Certificate of Convenience and Necessity No. 11913 in Travis County (Application No. 9335-C, Strouse)

Approved, JH/PR

Item 41. APPLICATION OF PAYNE UTILITIES, INC. to Transfer Water CCN No. 12513 from 2432 Investments, Inc.; Amend Water CCN No. 11690; Cancel Water CCN No. 12513 in Montgomery County, TX (Application No. 9192-S, Erwin)

Approved, JH/PR

Item 42. APPLICATION OF WILLIE WATER DBA W W W W for a Water Certificate of Convenience and Necessity (CCN) No. 12644 in Smith County, TX (Application No. 9331-C, Holck)

Approved, JH/PR

Item 43. APPLICATION OF BENTON CITY WATER SUPPLY CORPORATION for a Water Certificate of Convenience and Necessity (CCN) and to Decertify a Portion of the City of Lytle, CCN No. 11007, and a Portion of the City of Poteet, CCN No. 10665, in Atascosa, Frio and Medina Counties, TX (Application No. 9033-C, Holck)

Approved, JH/PR

Item 44. APPLICATION NO. 5390 BY JOE M. AND DONNA L. RILEY FOR A TEXAS WATER CODE SECTION 11.143 WATER USE PERMIT APPLICATION. FOR COMMISSION ACTION. Applicant seeks to divert 96 acre-feet of water per annum from an existing exempt reservoir (66 acre-foot capacity) on an unnamed tributary of Resley Creek, Brazos River Basin for irrigation purposes in Erath County, 14 miles southwest of Stephenville, Texas. (JORDAN/lb)

Continued to March 18, 1992 at 9:00 a.m.

Item 45. APPLICATION NO. TA-6729 BY JOSEPH CLAY MAE FOR A TEMPORARY WATER USE PERMIT PURSUANT TO TEXAS WATER CODE SECTION NO. 11.138. FOR COMMISSION ACTION. Applicant seeks to divert and use 100 acre-feet of water within a 1-year period from Duck Creek, Sabine River Basin, for irrigation purposes from Duck Creek adjacent to the stream crossing of Old US 69, approximately 18 miles northwest of Tyler, Smith County, Texas. (JORDAN/jme)

Approved, JH/PR

Item 46. APPLICATION NO. 5391 BY THE SAN ANTONIO RIVER AUTHORITY FOR A 11.121 WATER USE PERMIT. For Commission consideration. Applicant seeks authorization to construct and maintain a dam on the San Antonio River, San Antonio River Basin for recreational use, to maintain a dam on the San Antonio River for recreational use and to divert water from several points on the river to old channels of the San Antonio River in Bexar County, Texas. (JORDAN;tls)

Approved, JH/PR

UNCONTESTED OLD BUSINESS

Wednesday, March 4, 1992

TEXAS WATER COMMISSION

9:00 a.m.
Room 118

Item carried forward from Agenda of December 11, 1991 and January 8, 1992, February 5, 1992.

- Item 1. APPLICATION BY RTF INDUSTRIES, INC. for an amendment to Permit No. 02815 to incorporate evaporation as the primary method used to dispose of treated process wastewaters from its metal finishing facility. As an alternate method I, wastewaters may be recycled for process uses via deionization. As an alternate method II, operation wastewaters may be treated via deionization and discharged via Outfall 001 at a maximum rate of 250 gallons per day. The plant site is adjacent to Jefferson Road, 100 yards north of Bussey Road and 0.3 mile west of U.S. Highway 59, approximately five miles north of the City of Marshall, Harrison County, Texas.

Approved, PR/PG

Item carried forward from Agenda of February 12, 1992.

- Item 2. APPLICATION BY CITY OF ROBERT LEE for renewal of Permit No. 10603-02 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 213,000 gallons per day. The permit also authorizes the permittee to use treated effluent for irrigation on a golf course with application rates not to exceed 4.2 acre-feet/acre/year. The wastewater treatment facilities are located on the east bank of the Colorado River, approximately 2500 feet southwest of the Coke County Courthouse in Coke County, Texas.

Approved, PR/PG

Item carried forward from Agenda of February 26, 1992.

- Item 3. APPLICATION NO. 5393 BY JAMES BROCKRIEDE FOR A WATER USE PERMIT PURSUANT TO TEXAS WATER CODE SECTION NO. 11.121. FOR COMMISSION ACTION. Applicant seeks to divert and use 300 acre-feet of water per annum from a proposed 10 acre-foot reservoir from Beaver Creek, Red River Basin, to irrigate 300 acres of land in both Wichita and Wilbarger Counties, approximately 25 miles west of Wichita Falls, Texas, approximately 26 miles southeast of Vernon, Texas. (JORDAN/jme)

Approve, with staff recommendations on changes to permit, PG/JH

CONTESTED AGENDA

Wednesday, March 4, 1992

TEXAS WATER COMMISSION

10:00 a.m.
Room 118

- Item 1. CONCERNING THE ESTABLISHMENT OF PERMANENT OPERATIONAL PROCEEDINGS PERTAINING TO CERTIFICATE OF ADJUDICATION NO. 21-3214 OF THE CITY OF CORPUS CHRISTI, NUECES RIVER AUTHORITY AND THE CITY OF THREE RIVERS. RECOMMENDATION: ISSUANCE OF AGREED ORDER. (SULLIVAN)

Issue Agreed Order, JH/PR

- Item 2. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S REQUEST FOR REFERRAL OF GARY AEROSPACE CORPORATION TO THE OFFICE OF THE ATTORNEY GENERAL, SWR NO. 32159. (Hall)

Remand to Executive Director, JH/PR

- Item 3. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF AMOCO OIL COMPANY IN GALVESTON COUNTY. (BIRCH, E.) SWR 34507

Remand to Office Hearings Examiner, JH/PR

- Item 4. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF NUBRO CORPORATION IN LUBBOCK COUNTY. SWR 39955 (BIRCH, E.)

Remand to Office Hearings Examiner, PR/PG

- Item 5. CONSIDERATION OF THE ADOPTION OF NEW EMERGENCY RULES TO 31 TEXAS ADMINISTRATION CODE, CHAPTER 334, SUBCHAPTER J, REGARDING PETROLEUM STORAGE TANK PROGRAM REIMBURSEMENTS TO CONTRACTORS. (HAHN)

No Action Required

- Item 6. APPLICATION BY WELLS BRANCH MUNICIPAL UTILITY DISTRICT OF TRAVIS COUNTY FOR APPROVAL TO DELETE SURCHARGE. For Commission consideration and action. Applicant requests approval to delete a preannexation surcharge requirement from the City of Austin consent agreement.

Continued to March 18, 1992 at 10:00 a.m.

- Item 7. THE COMMISSION WILL MEET IN EXECUTIVE SESSION TO DISCUSS PENDING OR CONTEMPLATED LITIGATION, SETTLEMENT OFFERS, AND/OR 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 2(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 TEX.REV.CIV.STAT.ANN. art. 6252-17.

No Action Taken

ADDENDUM TO CONTESTED AGENDA
EXECUTIVE SESSION

Wednesday, March 4, 1992

TEXAS WATER COMMISSION

10:00 a.m.
Room 118

Item 8. LITIGATIONS AND RELATED AGENCY ACTIONS OF THE COMMISSION
CONCERNING EDWARDS AQUIFER.

Commission met and discussed actions the commission is taking concerning
Edwards Aquifer

EMERGENCY ADDENDUM TO CONTESTED AGENDA

Wednesday, March 4, 1992

TEXAS WATER COMMISSION

10:30 a.m.
Room 118

Item 9. CONSIDERATION OF THE ADOPTION OF NEW EMERGENCY RULES TO 31
TEXAS ADMINISTRATIVE CODE, CHAPTER 334, SUBCHAPTER L,
REGARDING OVERPAYMENT PREVENTION. (HALEY)

Adopt Rules as proposed by staff, JH/PR

(AN EMERGENCY EXISTS DUE TO THE NECESSITY OF MAKING THE
REIMBURSEMENT PROGRAM MORE EFFECTIVE IMMEDIATELY WITH RESPECT
TO PAYMENTS AND OVERPAYMENTS.)

CONTESTED OLD BUSINESS AGENDA

Wednesday, March 4, 1992

TEXAS WATER COMMISSION

10:00 a.m.
Room 118

Item carried forward from Agenda of December 18, 1991 and January 15, 1992 and January 22, 1992.

- Item 1. CONSIDERATION OF PETITION OF RECLAMATION TECHNOLOGIES, INC. FOR RULEMAKING REGARDING SOURCE SEPARATION AND DISPOSAL OF NEW SCRAP GYPSUM WALLBOARD. (ALVARADO, M.)

Withdraw Petition, No Action Required

Item carried forward from Agenda of September 11, 1991 and October 23, , December 11, 1991 and February 5, 1992.

- Item 2. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PETITION TO AMEND PERMIT NO. 3914 OF THE SAN ANTONIO CITY WATER WORKS BOARD OF TRUSTEES. (Jordan)

Continued Indefinetly

Item carried forward from Agenda of September 11, 1991 and October 23, December 11, 1991 and February 5, 1992.

- Item 3. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PETITION TO AMEND CERTIFICATE OF ADJUDICATION NOS. 19-2161A AND 19-2162, HELD BY THE SAN ANTONIO CITY PUBLIC SERVICES BOARD. (Jordan)

Continued Indefinelty