

UNCONTESTED AGENDA

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item 1. APPLICATION BY INTERCONTINENTAL ENERGY CORPORATION dba/I.E.C. Corp in Texas, has applied to the Texas Water Commission for an amendment to Production Area Authorization No. 1 at the Lamprecht mine site, Permit No. UR01949-011. The Lamprecht site is approximately eight miles northeast of Three Rivers and four miles northeast of Oakville on Farm to Market Road 1358 in Survey Numbers 150, 152 and 7 in Live Oak County, Texas.

Approved, PR/JH

Item 2. APPLICATION BY ROLLINS ENVIRONMENTAL SERVICES (TX) INC. for an amendment to hazardous waste Permit No. HW50089-001 in order to change the number and types of units which are currently used for waste processing prior to landfilling. The amendment would replace 14 currently permitted units with a new Stabilization and Encapsulation Facility which will consist of 5 units. The total capacity of the five units is the same as the total capacity of the 14 units that are to be deleted. The facility is located on an 86-acre tract of land at 2027 Battleground Road, approximately one mile south-southwest of the San Jacinto Monument in Deer Park, Harris County, Texas.

Approved, PR/JH

Item 3. APPLICATION BY U.S. ARMY/LONGHORN AMMUNITION PLANT for a permit to authorize the continued operation of an existing Class I hazardous industrial solid waste storage and processing facility. This is a military ordinance facility engaged in the manufacture of U.A. Army munitions and pyrotechnics, and in the destruction of Pershing rocket motors pursuant to the INF Treaty with the Soviet Union. Managed wastes are ignitable, toxics, corrosive, EP toxic, reactive, and acutely hazardous liquids, sludges and solids. The facility is located on an 8,500-acre tract of land which is between the southwest shore of Caddo Lake and the town of Karnack, in Harrison County, Texas.

Submitted in Error

Item 4. APPLICATION BY HEAT ENERGY ADVANCED TECHNOLOGY, INC. (H.E.A.T.) for a minor amendment to Permit No. HW50029-001 to authorize additional toxicity characteristic waste codes, update the emergency coordinators list and revise the waste analysis plan. H.E.A.T. formulates waste-derived solvents by distillation and waste-derived fuels by blending. The wastes received for reclamation and blending are spent solvents, discarded commercial chemical compounds, paint residues, ink wastes, and waste lubricating and cutting oils. The Industrial solid waste management facility is located on a 2.409-acre tract of land at 4460 Singleton Boulevard in the City of Dallas, Dallas County, Texas.

Approved, PR/JH

Item 5. APPLICATION BY ALDINE INDEPENDENT SCHOOL DISTRICT for a permit (Proposed Permit No. 13609-01) to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 42,000 gallons per day. The plant site is to be approximately 700 feet southeast of the intersection of Frick Road and Ann Louise Road, approximately 6500 feet southwest of Beltway 8 and Veterans Memorial Drive, approximately 1200 feet southeast of Halls Bayou in Harris County, Texas.

Approved, PR/JH

Item 6. APPLICATION BY CITY OF BAY CITY for a permit (Proposed Permit No. 10123-04) to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 4,300,000 gallons per day. The wastewater treatment facilities are approximately 4,000 feet east of State Highway 60 on the west side of Cottonwood Creek and approximately 9,200 feet south of State Highway 35 in Bay City in Matagorda County, Texas.

Approved, PR/JH

Item 7. APPLICATION BY CANUTILLO INDEPENDENT SCHOOL DISTRICT for a permit (Proposed Permit No. 11561-02) to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 45,000 gallons per day from the Canutillo Independent School District Sewage Treatment Plant. The plant site is to be on the east side of Bosque Road, approximately 4,100 feet north of the intersection of Farm-to-Market Road 259 and Bosque Road and approximately 2 miles northwest of the intersection of State Highway Spur Road 375 and Interstate Highway 10 in El Paso, County, Texas.

Approved, PR/JH

Item 8. APPLICATION BY CHRISTIAN TABERNACLE for a permit (Proposed Permit No. 13581-01) to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 5,000 gallons per day. The plant site is to be approximately one mile northeast of the intersection of Farm-to-Market Road 526 and Wallisville Road in Harris County, Texas.

Approved, PR/JH

Item 9. APPLICATION BY GIFFORD-HILL-AMERICAN, INC. for a permit (Proposed Permit No. 03446) to authorize the discharge of process wastewater and stormwater on an intermittent basis from a holding pond. The facility site is at 1004 Meyers Road in the City of Grand Prairie, Dallas County, Texas.

Approved, PR/JH

Item 10. APPLICATION BY GIFFORD-HILL-AMERICAN, INC. for a permit (Proposed Permit No. 03461) to authorize the discharge of process wastewater and stormwater at a variable volume via Outfall 001. The plant site is to be at 11201 Spencer Road, 4,000 feet northwest of the intersection of Fisher Road and Brittmore Road, Harris County, Texas.

Approved, PR/JH

Item 11. APPLICATION BY LOVE'S COUNTRY STORES, INC. for a permit

(Proposed Permit No. 03482) to authorize the disposal of wastewaters typical of those generated during truck servicing by evaporation. The plant site is at 12800 Horizon Boulevard in El Paso County, Texas. The facility is in the drainage basin of Segment No. 2307 of the Rio Grande Basin.

Approved, PR/JH

Item 12. APPLICATION BY NAURU PHOSPHATE ROYALTIES (TEXAS), INC. for a permit (Proposed Permit No. 13583-01) to authorize a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 600,000 gallons per day. The plant site is to be approximately 1,500 feet west of U.S. Highway 59, 1,200 feet south of intersection of Farm-to-Market Road 1314 with U.S. Highway 59 in Montgomery County, Texas.

Approved, PR/JH

Item 13. APPLICATION BY OSAGE CATTLE COMPANY for a permit (Proposed Permit No. 03451) to authorize disposal of wastes and wastewater from a feedlot. The feedlot will consist of a maximum of 3,000 head. The feedlot is on the west side of County Road 272, approximately two miles west of the intersection of Farm-to-Market Road 185 and County Rod 272 in Coryell County, Texas.

Approved, PR/JH

Item 14. APPLICATION BY JAMES J. STAVINOHA for a permit (Proposed Permit No. 03428) to authorize a discharge of aquaculture wastewater at a volume not to exceed a flow of 2,160,000 gallons during any 24-hour period. The plant site is to be in Chocolate Bayou, approximately 4 miles southeast of Liverpool and near County Road 203 in Brazoria County, Texas.

Approved, PR/JH

Item 15. APPLICATION BY CITY OF ANAHUAC AND TRINITY BAY CONSERVATION DISTRICT for an amendment to Permit No. 10396-01 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 400,000 gallons per day to a volume not to exceed an average flow of 600,000 gallons per day. The wastewater treatment facilities are on the west bank of the West Fork of Double Bayou; approximately 1/2 mile south of the intersection of Paskey Road and West Fork of Double Bayou in Chambers County, Texas.

Approved, PR/JH

Item 16. APPLICATION BY BOB CROUCH for an amendment to Permit No. 03216 to authorize an increase in the dairy acreage for the disposal of wastes from the dairy by 27.5 acres. The dairy consists of a maximum of 600 head. The dairy is at the northwest corner of the intersection of Farm-to-Market Roads 219 and 2156 approximately two miles northwest of the City of Dublin in Erath County, Texas.

Approved, PR/JH

Item 17. APPLICATION BY RODNEY W. MCNEAL, DBA TEX AZ DAIRY for an amendment to Permit No. 03124 in order to increase in the dairy capacity from 650 milking head to a maximum of 990 head. The permit will also authorize an additional storage

pond and completed improvements. Wash-down water, flushwater and stormwater will be retained in three storage ponds. Wastewater from the ponds is used to irrigate agricultural land. The dairy is on the east side of Farm-to-Market Road 1702 approximately 1.5 miles south of the intersection of Farm-to-Market Road 1702 and Farm-to-Market Road 219 in Erath County, Texas.

Approved, PR/JH

Item 18. APPLICATION BY ORANGE COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 1 for an amendment to Permit No. 10875-03 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 50,000 gallons per day to a volume not to exceed an average flow of 190,000 gallons per day from the Tiger Lake STP Wastewater Treatment Facilities. The facilities are approximately 3,500 feet southwest of the intersection of Farm-to-Market Road 1132 and State Highway 105 in Orange County, Texas.

Approved, PR/JH

Item 19. APPLICATION BY CITY OF ORCHARD for an amendment to Permit No. 11545-01 in order to authorize a variance in monitoring frequencies from once per week to once per month. The proposed amendment will also enforce more stringent effluent limitations as needed in order to meet existing applicable rules and regulations. The permit currently authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 40,000 gallons per day from the wastewater treatment facilities, which will remain the same. The plant site is approximately 500 feet southeast of the intersection of State Highway 36 and Farm-to-Market Road 1489, approximately 2500 feet southwest of the City of Orchard in Fort Bend County, Texas.

Approved, PR/JH

Item 20. APPLICATION BY TALL TIMBERS UTILITY COMPANY, INC. for an amendment to Permit No. 13000-01 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 70,000 gallons per day to a volume not to exceed an average flow of 140,000 gallons per day. The wastewater treatment facilities are 6,500 feet west and 2,800 feet north of the intersection of Highway 69 South and Farm-to-Market Road 2813; 6.1 miles south-southwest of the City of Tyler in Smith County, Texas.

Approved, PR/JH

Item 21. APPLICATION BY TOWN OF VAN HORN for an amendment to Permit No. 10721-01 in order to change from a permit authorizing disposal by irrigation to a discharge permit and to increase the volume of treated domestic wastewater effluent. The permit currently authorizes disposal of treated domestic wastewater effluent at a volume not to exceed an average of 150,000 gallons per day by irrigation. The proposed amendment would authorize the discharge of effluent at a volume not to exceed an average flow of 405,000 gallons per day with provisions for disposing of the effluent by irrigation on a 45-acre golf course. The plant site is approximately one mile southeast of the intersection of Interstate Highway 10 and U.S. Highway 90 in Culberson County, Texas.

Approved, PR/JH

Item 22. APPLICATION BY WADSWORTH WATER SUPPLY CORP. for an amendment to Permit No. 12618-01 to authorize a decrease in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 29,000 gallons per day to a volume not to exceed an average flow of 27,000 gallons per day. The wastewater treatment facilities are approximately 400 feet east of State Highway 60 and approximately 1100 feet south of Laird Road in Matagorda County, Texas.

Approved, PR/JH

Item 23. APPLICATION BY CHEVRON U.S.A., INC., GALENA PARK TERMINAL for a minor amendment to Permit No. 01745 to authorize the discharge of drawdown water from underground storage tanks and tank waterdraws from other Chevron terminals and service stations via Outfall 002. The plant site is at 12523 American Petroleum Road in the City of Galena Park in Harris County, Texas.

Approved, PR/JH

Item 24. APPLICATION BY ABB VETCO GRAY, INC. for renewal of Permit No. 11651-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 25,000 gallons per day. The wastewater treatment facilities are at 12221 North Houston-Rosslyn Road, approximately 1.0 mile south of Farm-to-Market Road 149 in Harris County, Texas.

Approved, PR/JH

Item 25. APPLICATION BY CITY OF AUSTIN for renewal of Permit No. 10543-04 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 2,500,000 gallons per day. The Hornsby Bend Wastewater Treatment Facilities are approximately 0.9 mile northwest of the intersection of Farm-to-Market Road 973 and State Highway 71 on the north bank of the Colorado River in Travis County, Texas.

Approved, PR/JH

Item 26. APPLICATION BY BELL COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 3 for renewal of Permit No. 10797-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 250,000 gallons per day. The wastewater treatment facilities are approximately 3/4 miles southeast of Nolanville, on South Nolan Creek in Bell County, Texas.

Approved, PR/JH

Item 27. APPLICATION BY DOVE MEADOWS MUNICIPAL UTILITY DISTRICT AND SHASLA PUBLIC UTILITY DISTRICT for renewal of Permit No. 11215-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 540,000 gallons per day. The wastewater treatment facilities are approximately 2200 feet west of the intersection of Interstate Highway 45 and Farm-to-Market Road 2920 in Harris County, Texas.

Approved, PR/JH

Item 28. APPLICATION BY THE FORT WORTH BOAT CLUB for renewal of Permit No. 11123-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 15,800 gallons per day from the wastewater treatment facilities. The plant site is approximately two miles west of Farm-to-Market Road 1220 on Boat Club Road and on the east side of Eagle Mountain Reservoir in Tarrant County, Texas.

Approved, PR/JH

Item 29. APPLICATION BY HARRIS COUNTY for renewal of Permit No. 12213-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 20,000 gallons per day. The wastewater treatment facilities are in the Harris County Alexander Deussen Park approximately 1/3 of the way up from the south boundary in the approximate middle of the park and south of Lake Houston in Harris County, Texas.

Approved, PR/JH

Item 30. APPLICATION BY CITY OF HOUSTON for renewal of Permit No. 10495-108 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 2,000,000 gallons per day. The Municipal Utility District No. 139 Wastewater Treatment Plant is north of Keegans Bayou at 11003 Southwest Freeway, approximately 2500 feet northeast of the intersection of Roark Road and U.S. Highway 59 in Harris County, Texas.

Approved, PR/JH

Item 31. APPLICATION BY EDGAR E. LACKNER for renewal of Permit No. 13156-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 300,000 gallons per day. The wastewater treatment facilities are on the east bank of White Oak Bayou, approximately 800 feet east of West T.C. Jester Boulevard and 1000 feet south of West 18th Street in the City of Houston, Harris County, Texas.

Approved, PR/JH

Item 32. APPLICATION BY SUNIL K. MEHTA for renewal of Permit No. 12361-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 7,000 gallons per day. The wastewater treatment facilities are in the northeast corner of the property which fronts the west side of State Highway 6 approximately 3/4 mile north of Farm-to-Market Road 1093 in Harris County, Texas.

Approved, PR/JH

Item 33. APPLICATION BY CITY OF MOUNT VERNON for renewal of Permit No. 11122-02 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 425,000 gallons per day from the wastewater treatment facilities. The plant site is approximately 1500 feet east of State Highway 37 and 1500 feet north of U.S. Highway 67 in Franklin County, Texas.

Approved, PR/JH

Item 34. APPLICATION BY NORTH GREEN MUNICIPAL UTILITY DISTRICT for renewal of Permit No. 12206-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 1,500,000 gallons per day. The wastewater treatment facilities are on the west side of Hardy Road, approximately 1/2 mile south of Hardy Road and Rankin Road in Harris County, Texas.

Approved, PR/JH

Item 35. APPLICATION BY RYLAND GROUP, INC. for renewal of Permit No. 12320-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 2,000 gallons per day. The wastewater treatment facilities are approximately 2200 feet east of the intersection of Hardy Road and Richey Road, north of the City of Houston in Harris County, Texas.

Approved, PR/JH

Item 36. APPLICATION BY TEXAS STATE TECHNICAL COLLEGE for renewal of Permit No. 11050-01 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 wastewater treatment facilities are on the James Connally Campus of the Texas State Technical College immediately southwest of the intersection of 15th Street and Airline Drive in McLennan County, Texas.

Approved, PR/JH

Item 37. Consideration of the Executive Director's request for administrative approval for the transfer of Municipal Solid Waste Disposal Permit No. 1539 from Brazoria County Disposal Corporation to Brazoria County Recycling Center, Inc.

Approved, PR/JH

Item 38. Consideration of the Executive Director's request for administrative approval for the transfer of Municipal Solid Waste Permit No. 2069 from National Enviro-Waste Company, Inc., to Mesa Processing, Inc.

Approved, PR/JH

Item 39. APPLICATION BY WEST HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 9 FOR APPROVAL OF \$350,000 OF UNLIMITED TAX BONDS, THIRD BOND ISSUE. For Commission consideration and action. Applicant requests approval to issue \$350,000 in unlimited tax bonds to reimburse the District's operating account for various improvements to the District's water and wastewater treatment facilities. (Cook)

Continued to July 8, 1992

Item 40. APPLICATION BY FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 81; APPLICATION FOR APPROVAL OF THE ISSUANCE OF \$1,825,000 IN UNLIMITED TAX BONDS, 8.702% NET EFFECTIVE INTEREST RATE, SERIES 1992, THIRD ISSUE. For Commission consideration and action. Applicant requests approval of the issuance of \$1,825,000 in tax bonds to finance water, wastewater and drainage improvements within the District. (Hagen)

Approved, PR/JH

Item 41. APPLICATION BY STANLEY LAKE MUNICIPAL UTILITY DISTRICT OF MONTGOMERY COUNTY; APPLICATION FOR APPROVAL OF THE ISSUANCE OF \$225,000 IN UNLIMITED TAX AND REVENUE BONDS, 6.28% NET EFFECTIVE INTEREST RATE, SERIES 1992, SECOND ISSUE. For Commission consideration and action. Applicant requests approval of the issuance of \$225,000 in tax and revenue bonds to finance the relocation of water and wastewater utilities along State Highway 105. (Hagen)

Approved, PR/JH

Item 42. APPLICATION BY STARR COUNTY WATER CONTROL AND IMPROVEMENT DISTRICT NO. 2 APPLICATION FOR APPROVAL OF A BOND AMENDMENT; \$1,750,000 REVENUE BOND ISSUE APPROVED April 12, 1990 AS AMENDED June 4, 1991. For Commission consideration and action. Applicant requests approval of a bond amendment to increase the bond issue amount from \$2,100,000 to \$2,310,000 in revenue bonds to finance additions & expansion to the wastewater collection system, moving the chlorine building, purchase new chlorine equipment, and install a parshall flume. (Toliver)

Approved, PR/JH

Item 43. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 107 FOR APPROVAL TO USE SURPLUS FUNDS; \$1,150,000 BOND ISSUE APPROVED October 13, 1982. For Commission consideration and action. Applicant requests approval to use \$74,000 to augment the purchase of wastewater treatment units, modify wastewater influent box, and fund associated engineering costs. (Herbert)

Approved, PR/JH

Item 44. APPLICATION BY FIRST COLONY MUNICIPAL UTILITY DISTRICT NO. 6 OF FORT BEND COUNTY FOR APPROVAL OF THE USE OF SURPLUS FUNDS; \$1,785,000 BOND ISSUE APPROVED July 16, 1990. For Commission consideration and action. The District is requesting the use of \$129,000 in surplus funds to finance the utility infrastructure to serve Briarwood Village and related engineering costs. (Toliver)

Approved, PR/JH

Item 45. APPLICATION BY CLEAR LAKE CITY WATER AUTHORITY OF HARRIS COUNTY FOR APPROVAL TO USE \$165,000 IN SURPLUS FUNDS; \$14,265,000 BOND ISSUE APPROVED November 21, 1991. For Commission consideration and action. Applicant seeks approval to use \$165,000 of surplus funds to finance the additional costs of the water re-use project. (Hagen)

Approved, PR/JH

Item 46. APPLICATION BY FORT BEND COUNTY MUNICIPAL UTILITY DISTRICT NO. 41 FOR APPROVAL TO USE \$275,000 IN SURPLUS FUNDS; \$3,800,000 BOND ISSUE APPROVED November 1, 1985. For Commission consideration and action. Applicant requests the approval to use \$275,000 in surplus construction funds to finance the remaining balance of the District's water supply plant, a portion of the Red Gully Rectification and partial developer interest reimbursement. (Hagen)

Approved, PR/JH

Item 47. APPLICATION BY HARRIS COUNTY MUNICIPAL UTILITY DISTRICT NO. 55

FOR APPROVAL OF A CHANGE IN PLANS, RELEASE OF ESCROWED FUNDS, AND USE OF SURPLUS FUNDS; \$1,285,000 BOND ISSUE APPROVED FEBRUARY 21, 1990 & \$1,425,000 APPROVED APRIL 30, 1992. For Commission consideration and action. Applicant requests approval to release \$87,620 in escrowed funds & to use \$348,220 in surplus funds for construction of utilities in Heritage Park, Sections 17 and 18. (Herbert)

Approved, PR/JH

Item 48. APPLICATION OF SETTLERS WATER SYSTEM, INC. for a Water Certificate on Convenience and Necessity in Madison County, TX (Application No. 9244-C, Holck)

Approved, PR/JH

Item 49. APPLICATION OF WINTERHAVEN HOMEOWNERS ASSOCIATION, INC. for a Water Certificate of Convenience and Necessity in Harris County, TX (Application No. 9364-C, Holck)

Approved, PR/JH

Item 50. APPLICATION OF MANUEL RODRIGUEZ DBA TEXIN ENTERPRISES WATER SYSTEM for a Water Certificate of Convenience and Necessity in Lubbock County, TX (Application No. 9406-C, Holck)

Approved, PR/JH

Item 51. APPLICATION OF LAGO VISTA MUD AND TRAVIS COUNTY WCID NO. 15 to Cancel CCN Nos. 10287, 20112 and 10288 in Travis County, TX (Application Nos. 9490-Q, 9491-Q and 9492-Q, Holck)

Approved, PR/JH

Item 52. APPLICATION OF NOB HILL WATER for Cancellation of Water CCN No. 11632 in Hunt County, Texas (Application No. 9489-Q, Holck)

Approved, PR/JH

Item 53. APPLICATION OF SUNRISE BEACH MUD NO. 1 for Cancellation of Sewer CCN No. 20171 in Llano County, TX (Application No. 9493-Q, Holck)

Approved, PR/JH

Item 54. APPLICATION OF AUSTION GREGG LANE 232 VENTURE for Cancellation of Sewer CCN No. 20683 in Travis County, TX (Application No. 9494-Q, Holck)

Approved, PR/JH

Item 55. APPLICATION OF KELLY LANE UTILITY COMPANY, INC. for an Amendment to Sewer CCN No. 20720 in Travis County, TX (Application No. 9446-C, Holcomb)

Approved, PR/JH

Item 56. APPLICATION OF MANVELTEX, INC. to amend Sewer Certificate of Convenience and Necessity No. 20762 in Brazoria County, TX (Application No. 9428-C, Fenner)

Approved, PR/JH

Item 57. APPLICATION NO. 5400 BY SOUTH SHORE HARBOUR DEVELOPMENT, LTD FOR A WATER USE PERMIT UNDER SECTION 11.121 OF THE TEXAS WATER CODE. FOR COMMISSION CONSIDERATION. Applicant seeks to divert and use 613.8 acre-feet of water per annum from an unnamed tributary of Clear Creek, San Jacinto-Brazos Coastal Basin. Water will be diverted through a pipeline into a reservoir system from which subsequent irrigation will occur on the 196 acre golfcourse in Galveston County. 5 off-channel reservoirs compose the system of water hazards on the course. Water in the creek is primarily effluent from City of League City.(Smith)

Approved, PR/JH

Item 58. APPLICATION NO. 5408 BY THE WOODLANDS CORPORATION FOR A TEXAS WATER CODE SECTION NO. 11.121 WATER USE PERMIT. FOR COMMISSION ACTION. Applicant seeks to construct and maintain a dam and 92 acre-foot reservoir on Decker Branch, San Jacinto River Basin, for in-place recreational use approximately 15 miles southwest of Conroe, Montgomery County, Texas. (JORDAN/jme)

Approved, PR/JH

Item 59. APPLICATION NO. TA-6820 BY PHILLIPS PETROLEUM COMPANY FOR A TEMPORARY WATER USE PERMIT PURSUANT TO TWC SECTION 11.138. FOR COMMISSION ACTION. Applicant seeks to divert and use 61 acre-feet of water within a 6-month period from Jones Creek, Brazos-Colorado Coastal Basin, for industrial purposes, from Jones Creek approximately 15 miles south of Angleton, Brazoria County, Texas. (SMITH/jme)

Approved, PR/JH

Item 60. APPLICATION NO. TA-6826 BY JACKSON COUNTY FOR A TEMPORARY WATER USE PERMIT PURSUANT TO TWC SECTION 11.138. FOR COMMISSION ACTION. Applicant seeks to divert and use 10 acre-feet of water within a 3-year period from West Carancahua Creek, tributary Carancahua Creek, tributary Carancahua Bay, Colorado-Lavaca River Basin, for industrial purposes, approximately 16 miles southeast of Edna, Jackson County, Texas. (SMITH/arc)

Approved, PR/JH

Item 61. APPLICATION NO. TA-6818 BY JACKSON COUNTY FOR A TEMPORARY WATER USE PERMIT PURSUANT TO TWC SECTION 11.138. FOR COMMISSION ACTION. Applicant seeks to divert and use 10 acre-feet of water within a 3-year period from Lavaca River, Lavaca River Basin, for industrial purposes, approximately 11 miles south of Edna, Jackson County, Texas. (SMITH/arc)

Approved, PR/JH

Item 62. APPLICATION BY CITY OF GILMER FOR AN EXTENSION OF TIME TO COMMENCE AND COMPLETE CONSTRUCTION FOR THE DAM AND RESERVOIR AUTHORIZED BY PERMIT NO. 5272 (A-5272). For Commission action. Applicant seeks an extension of time to commence and complete construction of a dam and reservoir on Kelsey Creek, Cypress River Basin, from May 29, 1992 to May 29, 1994 and from May 29, 1993 to May 29, 1998, respectively, Upshur County, Texas. (SMITH:rma)

Approved, PR/JH

Item 63. APPLICATION BY CITY OF RUSK & BETTY MCLAIN TO EXTEND THE TIME FOR COMPLETION OF MODIFICATIONS TO RUSK ORE MINE DAM AUTHORIZED UNDER CERTIFICATE NO. 06-3302. TWC SECTION 11.145. FOR COMMISSION CONSIDERATION. Applicants seek to complete modifications to the dam from November 26, 1991 to September 1, 1993. Applicants indicate that an alternate modification plan must be worked out & consideration of alternatives, design, bidding, etc. will consume this extra time. (JORDAN/lb)

Approved, PR/JH

Item 64. APPLICATION NO. 4127A BY CITY OF FORT WORTH TO AMEND PERMIT NO. 3835. For Commission action. Applicant seeks to extend the term of the permit beyond the current expiration date of December 31, 1991, for the recreation and irrigation rights authorized on West Fork Trinity River, Trinity River Basin, approximately 2 miles northwest of the Tarrant County Courthouse, Fort Worth, Texas. (SMITH:rma)

Continued to July 22, 1992

Item 65. APPLICATION NO. 4124A BY CITY OF FORT WORTH TO AMEND PERMIT NO. 3831. For Commission action. Applicant seeks to extend the term of the permit beyond the current expiration date of December 31, 1991, for the recreation and irrigation rights authorized on Clear Fork Trinity River and unnamed tributaries of Clear Fork Trinity River, Trinity River Basin, approximately 10 miles southwest of the Tarrant County Courthouse, Fort Worth, Texas. (SMITH:rma)

Continued to July 22, 1992

Item 66. APPLICATION NO. 4126A BY CITY OF FORT WORTH TO AMEND PERMIT NO. 3833. For Commission action. Applicant seeks to extend the term of the permit beyond the current expiration date of December 31, 1991, for the recreation and irrigation rights authorized on an unnamed tributary of Kings Branch, Trinity River Basin, approximately 7 miles southwest of the Tarrant County Courthouse, Fort Worth, Texas. (SMITH:rma)

Approved, PR/JH

Item 67. APPLICATION NO. 4125A BY CITY OF FORT WORTH TO AMEND PERMIT NO. 3832. For Commission action. Applicant seeks to extend the term of the permit beyond the current expiration date of December 31, 1991, for the recreation and irrigation rights authorized on unnamed tributaries of West Fork Trinity River, Trinity River Basin, approximately 5.5 miles east of the Tarrant County Courthouse, Fort Worth, Texas. (SMITH:rma)

Approved, PR/JH

Item 68. APPLICATION NO. 14-1427A BY THE CITY OF FREDERICKSBURG TO AMEND CERTIFICATE OF ADJUDICATION NO. 14-1427. FOR COMMISSION ACTION. Applicant seeks to amend the certificate by adding an existing dam and 15 acre-foot reservoir and use said reservoir for in-place recreational use only. The dam and reservoir are located approximately 3.5 miles southwest of Fredericksburg, Gillespie County, Texas. (JORDAN/jme)

Approved, PR/JH

Item 69. APPLICATION NO. 12-3587A BY GEORGE E. BINGHAM AND WIFE,

JUANITA SUE BINGHAM, BRIAN BINGHAM AND WIFE, KELLIE BINGHAM, AND CAREY BINGHAM TO AMEND CERTIFICATE NO. 12-3587. For Commission action. Applicants seek to amend Certificate No. 12-3587 by including an additional 195.62 acres of land to be irrigated under the certificate, Martins Creek, Brazos River Basin, Comanche County, Texas. (SMITH/rma)

Approved, PR/JH

Item 70. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDERS CONCERNING TWO APPLICATIONS OF CODY B. LEWIS dba WATER WORKS I & II, DK 9279-G, LLANO COUNTY, TEXAS, AND DEER SPRINGS RANCHETTES WATER SYSTEM, DK 9280-G, BURNET COUNTY, TEXAS. APPLICANTS PROVIDE RETAIL WATER SERVICE TO APPROXIMATELY 68 and 70 CUSTOMERS RESPECTIVELY. TOTAL ABOUT 140. RECOMMENDATION: ADOPTION OF AGREEMENTS OF PARTIES. (SALLY COLBERT)

Approved, PR/PG

Item 71. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER IN THE MATTER OF THE INVESTIGATION INTO THE OPERATIONS OF AND SERVICES RENDERED BY BOB MINSHEW DBA FRIENDSHIP ACRES WATER SYSTEM IN GRAYSON COUNTY, TEXAS. (DOCKET NO. 9126-E). RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (LINDA G. SORRELLS)

Approved, PR/PG

Item 72. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT CONCERNING APPLIED COATING SERVICES, INC. ALLEGING VIOLATIONS OF THE TEXAS SOLID WASTE DISPOSAL ACT, CHAPTER 26 OF THE TEXAS WATER CODE AND THE TWC RULES IN HARRIS COUNTY, TEXAS. RECOMMENDATION: APPROVAL OF SETTLEMENT. (THOMAS)

Continued to July 22, 1992

Item 73. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF EVELYN FREEMAN FARHOOD DBA HILLTOP UTILITY TO INCREASE RETAIL WATER/SEWER RATES IN TARRANT COUNTY, TEXAS (DOCKET NO. 9399-G). APPLICANT PROVIDES RETAIL WATER/SEWER SERVICE TO APPROXIMATELY 152 CUSTOMERS. RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (SORRELLS).

Approved, PR/PG

Item 74. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF TALL TIMBERS ESTATES UTILITY COMPANY TO INCREASE RETAIL SEWER RATES IN SMITH, COUNTY, TEXAS (DOCKET NO. 9392-R). APPLICANT PROVIDES RETAIL SEWER SERVICE TO APPROXIMATELY 308 CUSTOMERS. RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (THOMAS)

Approved, PR/PG

Item 75. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE PETITION OF HILL COUNTRY WSC FOR A CEASE AND DESIST ORDER AGAINST TRAVIS COUNTY WCID NO. 14. (DOCKET NO. 9368-D) RECOMMENDATION: DISMISSAL OF PETITION. (WOOD)

Approved, PR/PG

Item 76. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF SAFETY KLEEN CORPORATION FOR PERMIT NO. HW-50238 TO AUTHORIZE THE OPERATION OF A HAZARDOUS WASTE STORAGE

AND PROCESSING FACILITY IN McLENNAN COUNTY, TEXAS. APPLICANT SEEKS AUTHORIZATION TO STORE CLASS I HAZARDOUS MATERIALS AT FACILITIES LOCATED IN SEGMENT 1246 OF THE BRAZOS RIVER BASIN. RECOMMENDATION: ISSUANCE OF PERMIT. (JACKSON)

Approved, PR/PG

Item 77. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF RAYMOND REED DBA KINGSLAND ESTATES FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY AND AN APPLICATION TO TERMINATE SERVICE IN LLANO COUNTY, TEXAS. (DOCKET NO. 8394C & 9198Q). RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (JACKSON)

Approved, PR/PG

Item 78. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF LAKE FOREST LODGE, INC. FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY AND TO DECERTIFY A SMALL PORTION OF SHORELINE WATER SYSTEM'S CCN. NO. 11419 TO PROVIDE WATER SERVICE IN MONTGOMERY COUNTY, TEXAS. (DOCKET NO. 9138-C). RECOMMENDATION: ISSUANCE. (ZUKAUCKAS).

Approved, PR/PG

Item 79. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF TRAVIS COUNTY WATER CONTROL & IMPROVEMENT DISTRICT NO. 20 FOR APPROVAL OF A STANDBY FEE AGAINST UNDEVELOPED PROPERTY WITHIN THE DISTRICT FOR WHICH WATER FACILITIES WERE CONSTRUCTED AND FINANCED IN TRAVIS COUNTY WITH DISTRICT BOND PROCEEDS. RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES. (ZUKAUCKAS)

Approved, PR/PG

Item 80. CONSIDERATION OF EXAMINER'S MEMORANDUM AND PERMIT CONCERNING THE APPLICATION OF USPCI FOR PERMIT NO. HW-50294-001 TO AUTHORIZE THE OPERATION OF A HAZARDOUS AND NONHAZARDOUS INDUSTRIAL SOLID WASTE PROCESSING FACILITY IN BEXAR COUNTY, TEXAS. Applicant seeks authorization to store and process Class I hazardous and nonhazardous materials at facilities located in Segment No. 1901 of the San Antonio River Basin. RECOMMENDATION: Issuance of Permit. (THOMAS)

Approved, PR/PG

Item 81. CONSIDERATION OF BUDGET AMENDMENT FOR FISCAL YEAR 92, FOR PETROLEUM STORAGE TANK DIVISION TO ELIMINATE BACKLOGS WITHIN TS DIVISION.

Approved, PR/JH

Item 82. COMMISSION WILL DETERMINE WHETHER EMERGENCY ORDER NO. 92-9E, GRANTED ON APRIL 29, 1992 TO AUTHORIZE THE EXPENDITURE OF EMERGENCY FUNDS TO ADDRESS LEAD CONTAMINATION IN THE WESTERN PORTION OF DALLAS, SHOULD BE AFFIRMED, MODIFIED OR SET ASIDE.

Affirmed, PG/PR

ADDENDUM TO UNCONTESTED AGENDA

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item 83. APPLICATION FOR APPOINTMENT OF DIRECTORS FOR SENNA HILLS MUNICIPAL UTILITY DISTRICT OF TRAVIS COUNTY. For Commission consideration and action. An attorney representing a landowner within the District has submitted a petition requesting that: 1) Bill Sullivan, 2) Brian Dabbs, 3) Charles Andrew Brown, 4) Larry Richardson and 5) Tom Ball be appointed as directors. (Toliver)

Approved, JH/PR

Item 84. AUTHORIZE THE EXECUTIVE DIRECTOR TO INTER INTO AN INTERAGENCY CONTRACT BETWEEN TWC AND TEXAS DEPARTMENT OF HUMAN SERVICES (TDHS) TO PROVIDE FOR THE SHARING OF UNISYS 2200 COMPUTER RESOURCES. TOTAL AMOUNT OF THE CONTRACT WILL BE \$200,000.

Approved, JH/PR

SECOND ADDENDUM TO UNCONTESTED AGENDA

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item 85. APPLICATION BY U.S. ARMY/LONE STAR ARMY AMMUNITION PLANT for a permit (Proposed Permit No. HW-50292) to authorize the continued operation of an existing Class I hazardous industrial solid waste storage and processing facility. The facility is contiguous to the south side of U.S. Highway 82, twelve miles west of Texarkana and nine miles east of New Boston, in an unincorporated portion of Bowie County, Texas.

Approved, JH/PR

UNCONTESTED OLD BUSINESS

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item carried forward from Agenda of May 27, 1992.

- Item 1. APPLICATION NO. 4144A BY BERTHA L. BARTH, INDIVIDUALLY, AND AS INDEPENDENT EXECUTRIX OF THE ESTATE OF KERMIT C. BARTH, DECEASED TO AMEND WATER USE PERMIT NO. 3837. FOR COMMISSION ACTION. Applicant seeks to amend Permit No. 3837 by deleting or extending the term contained in the permit located on the Pedernales River, Colorado River Basin, approximately 16 miles southeast of Fredericksburg, Gillespie County, Texas, (JORDAN/jme)

Approved, PR/PG

CONTESTED AGENDA

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item 1. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR ORDER REVOKING CLASS B WASTEWATER OPERATOR'S CERTIFICATE OF COMPETENCY NO. 456-82-9769 HELD BY CHARLES C. BLAIR, JR., AND WASTEWATER OPERATIONS COMPANY CERTIFICATE NO. 20123 HELD BY FUNDAMENTAL ENGINEERING AND LABORATORY. (Smith, J.)

Issue Agreed Order, PR/PG

Item 2. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR AN ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF ENVIRON TECH, INC., (QUANTUM TECH, INC.) FOR VIOLATIONS OF THE TEXAS SOLID WASTE DISPOSAL ACT AND RULES OF THE TEXAS WATER COMMISSION, SWR NO. 38577. (Hall)

Remand to Office Hearing Examiner's, PR/PG

Item 3. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TEXAS WATER COMMISSION ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF CORROSION PROOF FITTINGS. SWR NO. 41146 (GONZALEZ-GROMATZKY)

Remand to Office Hearing Exmainer's, PG/PR

Item 4. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR AN ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF GULF STATES PAINT COMPANY; SWR NO. 30220; EPA ID NO. TXD000012609, FOR VIOLATIONS OF THE TEXAS SOLID WASTE DISPOSAL ACT, THE TEXAS WATER CODE AND RULES OF THE TEXAS WATER COMMISSION. (Warneke)

Remand to Office Hearing Examiner's, PR/PG

Item 5. 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

Item 6. THE COMMISSION WILL MEET IN EXECUTIVE SESSION TO DISCUSS LITIGATIONS AND RELATED AGENCY ACTIONS CONCERNING EDWARDS AQUIFER.

No Action Taken

ADDENDUM TO CONTESTED AGENDA

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item 7. CONSIDERATION OF THE ADOPTION OF 31 TEXAS ADMINISTRATIVE CODE SECTION 305.70 ENTITLED BASIN PERMITTING (GENERALLY RELATING TO THE EVALUATION OF WASTEWATER DISCHARGE PERMIT RENEWAL APPLICATIONS BY RIVER BASIN). (McGinley/Ligarde)

No Action Taken (Proposed Rules withdrawn)

SECOND ADDENDUM TO CONTESTED AGENDA

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item 8. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PETITION FOR AN EMERGENCY ORDER TO ALLOW DOW CHEMICAL COMPANY, INC. TEXAS OPERATIONS TO STORE, PROCESS AND DISPOSE OF CERTAIN AGRICULTURAL CHEMICAL WASTES IN FREEPORT, BRAZORIA COUNTY, TEXAS. (HALL)

Issue Emergency Order, PR/PG

Item 9. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PETITION FOR AN EMERGENCY ORDER TO ALLOW CHEMICAL WASTE MANAGEMENT, INC. TO REPACKAGE AND STORE CERTAIN AGRICULTURAL CHEMICAL WASTES IN BAYTOWN, HARRIS COUNTY. TEXAS. (HALL)

Issue Emergency Order, PR/PG

CONTESTED OLD BUSINESS

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item carried forward from Agenda of May 13, 1992.

- Item 1. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF ZIA TECHNOLOGY OF TEXAS SWR 41707. (E. BIRCH)

Continued to July 22, 1992

Item carried forward from Agenda of June 10, 1992.

- Item 2. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF THE CITY OF SAN ANGELO, PERMIT NO. 10641-03. (Ligarde)

Issue Agreed Order, PR/PG

Item carried forward from Agenda of June 10. 1992.

- Item 3. CONSIDERATION OF THE ADOPTION OF AMENDMENTS TO 31 TEXAS ADMINISTRATIVE CODE SECTIONS 305.50-305.51, 305.69, 335.1, 335.6, 335.45, 335.112, 335.151-.152, 335.205 AND 335.221; THE REPEAL OF SECTIONS 335.222-.226; AND NEW SECTIONS 335.222-.229, AND 305.571-.573, GENERALLY RELATING TO PERMIT APPLICATION REQUIREMENTS AND INTERIM STATUS AND PERMITTING STANDARDS FOR HAZARDOUS WASTE BOILERS AND INDUSTRIAL FURNACE FACILITIES. (Austin/Ligarde)

Adopt Rules as Recommended by Staff, JH/PG

EMERGENCY ADDENDUM TO CONTESTED AGENDA

Wednesday, June 24, 1992

TEXAS WATER COMMISSION

9:00 a.m.  
Room 118

Item 10. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S REQUEST FOR AN ORDER AUTHORIZING THE USE OF FUNDS FROM THE HAZARDOUS WASTE DISPOSAL FEE FUND FOR AN IMMEDIATE REMOVAL ACTION AT AN ABANDONED SITE FORMERLY OPERATED BY RON CLAYTON AND RANDY BARNES DBA DOUBLE R PLATING COMPANY. (HALL)

Approve Staff Recommendation, JH/PR

(Emergency setting is needed because of 17 drums, some partially open and in deteriorating condition located at the top of a slope which runs 100 yds down to a perennial stream. Several drums are hazardous due to ignitability, others contain chromium (2690 - 9700 ppm) and zinc (95,000 - 223,000 ppm.)