

HALL
REED
GARNER

UNCONTESTED AGENDA

Wednesday, September 15, 1993

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION
(TNRCC)

9:00 a.m.
Room 118

UNCONTESTED (Municipal Solid Waste Permit)

- Item 1. APPLICATION BY CITY OF POST for a municipal solid waste permit (Proposed Permit No. MSW2227) to authorize a Type I (landfill) municipal solid waste management facility for the disposal of municipal solid waste, special waste and various types of nonhazardous industrial waste. Authorized wastes are to be received at an initial rate of approximately 10 tons per day. This rate is not expected to exceed an average of 20 tons per day over the total life of the site. The site is on a 32.02 acre site south of the City of Post, 1.2 miles south of the intersection of U.S. Highway 380 and Farm-to-Market Road 669 and 0.25 mile south-southeast of Farm-to-Market Road 669 on White Road in Garza County, Texas.

APPROVED, PG/PR

UNCONTESTED (Hazardous Waste Permit)

- Item 2. APPLICATION BY ROHM AND HAAS TEXAS, INCORPORATED for a permit (Proposed Permit No. HW50102-000) to authorize post closure care of two closed hazardous waste landfills described in the permit application as the G-East and J landfills. Rohm and Haas has also applied for a compliance plan (Proposed Compliance Plan No. CP50102-000) which will remediate groundwater quality to specified standards. The wastes managed at this facility are Class I hazardous industrial solid waste generated on-site. The industrial solid waste management facility is located on a 916-acre tract of land just north of State Highway 225 in Deer Park, Harris County, Texas.

APPROVED, PR/PG

UNCONTESTED (Class I Underground Injection Control Permit)

Item 3. APPLICATION BY STERLING CHEMICALS, INC. for a Class I Underground Injection Control Permit (Proposed Permit No. WDW-314) to authorize subsurface disposal of industrial hazardous wastewaters generated on-site at its Texas City Plant. The authorized injection zone is to be between the subsurface depths of 6,050 and 7,510 feet. The authorized injection interval is from the subsurface depths of 6,600 to 7,200 feet. The operating surface injection pressure is not to exceed 1,500 psig. The cumulative injection rates in WDW-314 and the permittee's other existing wells, WDW-91 and WDW-196, is not to exceed 1,000 gpm, 43,800,000 gallons per month, or 525,600,000 gallons per year. Waste disposal well WDW-314 is located at latitude 29°22'32" north and longitude 94°53'33" west, 220 feet from the west line and 130 feet from the south line of a 3.3175 acre tract of land adjoining the south line of Sterling Chemical property, within the John Grant Survey, Abstract 72 in Galveston County, Texas.

APPROVED, PR/PG

UNCONTESTED (New Water Quality Permit)

Item 4. APPLICATION BY CDR ENVIRONMENTAL, INC. for a permit (Proposed Permit No. 03524) to authorize the processing of domestic wastewater treatment plant sludges and the disposal of process water and stormwater by irrigation on 40 acres of land. The plant site is approximately 1,500 feet northwest of the intersection of Farm-to-Market Road 2920 and Nichols Road; and approximately 3 miles due north of the intersection of U.S. Highway 290 and Robert Road in Harris County, Texas.

CONTINUED TO SEPTEMBER 29, 1993 AT 9:00 A.M.

Item 5. APPLICATION BY CITY OF FORT STOCKTON for a permit (Proposed Permit No. 13651-01) to authorize disposal of treated domestic sewage effluent by irrigation. The amended application includes an additional 17 acres of land adjoining the 33 acres for a total of 50 acres of land available for irrigation. The disposal volume is not to exceed an average of 130,000 gallons per day. Application rates for the irrigated land are not to exceed 4.41 acre-feet/acre/year. The wastewater treatment facility will serve the proposed Texas Department of Criminal Justice (TDCJ) Prison that will be located southwest of the City of Fort Stockton, Texas. The wastewater treatment facility and irrigation site will be located approximately 17 miles southwest of the City of Fort Stockton and 1.7 miles northwest of the City of Belding off of State Highway 2037 and approximately

1.65 miles northwest of the intersection of State Highway 2037 and Rural Route 3219, north of the Texas Department of Criminal Justice (TDCJ) Prison in Pecos County, Texas.

APPROVED, PR/PG

UNCONTESTED (Amendment to Water Quality Permits)

- Item 6. APPLICATION BY CITY OF CORPUS CHRISTI for an amendment to Permit No. 10401-09 to authorize an increase in the discharge of treated domestic wastewater effluent from a volume not to exceed an average flow of 800,000 gallons per day to a volume not to exceed an average flow of 2,500,000 gallons per day from the Whitecap Wastewater Treatment Facilities. The permittee is also authorized to dispose of effluent for irrigation of the Padre Island Golf Course. The plant facilities are at the west end of Whitecap Boulevard on Padre Island, in the City of Corpus Christi, in Nueces County, Texas.

APPROVED, PR/PG

- Item 7. APPLICATION BY LUMBERTON MUNICIPAL UTILITY DISTRICT for an amendment to Permit No. 11709-02 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 1,720,000 gallons per day. The wastewater treatment facilities are on the northeast bank of Boggy Creek, approximately 4000 feet southwest of the intersection of Farm-to-Market Road 421 and U.S. Highway 69 in Hardin County, Texas.

APPROVED, PR/PG

- Item 8. APPLICATION BY STEWART & STEVENSON SERVICES, INC. for an amendment to Permit No. 02462 in order to add two new internal outfalls authorizing the discharge of wastewater at a volume not to exceed an average flow of 24,000 gallons per day via Internal Outfall 102; and the discharge of treated domestic sewage and cooling tower blowdown at a volume not to exceed an average flow of 61,870 gallons per day via Internal Outfall 103. The proposed amendment will also authorize Outfall 001 to discharge wastewater at a volume not to exceed 318,000 gallons per day average via a 14 acre evaporation pond. The permit currently authorizes an intermittent flow variable discharge of stormwater, treated domestic sewage, cooling tower blowdown and process waster via Outfall 001. The applicant operates a military vehicle assembly plant. The plant site is at the northeast corner of the intersection of Interstate Highway 10 and Pyka Road, approximately 3 miles west of the City of

Sealy in Austin County, Texas.

APPROVED, PR/PG

UNCONTESTED (Water Quality Renewal Permits)

- Item 9. APPLICATION BY A. SCHULMAN, INC. for renewal of Permit No. 00337 which authorizes a discharge of: treated domestic wastewater effluent at a volume not to exceed an average flow of 5,000 gallons per day via Outfall 001; boiler and cooling tower blowdown at a volume not to exceed an average flow of 2,000 gallons per day via Outfall 002; and, a flow variable volume of uncontaminated stormwater via Outfall 003. The applicant operates a carbon black and plastics dispersion plant. The plant site is on Thomas Street, approximately 1,500 feet east of FM Road 105 and 3,000 feet west of FM Road 2177, adjacent to the west side of the City of West Orange, Orange County, Texas.

RENEWED, PR/PG

- Item 10. APPLICATION BY LEON SPRINGS UTILITY COMPANY for renewal of Permit No. 12557-01 which authorizes a discharge of treated domestic wastewater effluent at a final volume not to exceed an average flow of 800,000 gallons per day. The wastewater treatment plant is in the southwest corner of the Dominion Subdivision, adjacent to Leon Creek and approximately 3.5 miles north of the intersection of Interstate Highway 10 and Loop 1604 in Bexar County, Texas.

RENEWED, PR/PG

UNCONTESTED (Water Right Permits)

- Item 11. APPLICATION NO. 4210B BY PAUL RAINS, LARAMIE E. MCENTIRE AND DENNIS L. SHELTON TO AMEND PERMIT NO. 3902, AS AMENDED, PURSUANT TO TEXAS WATER CODE SECTION 11.122. **For Commission Consideration.** Applicant seeks authorization to extend the term of the permit which was set to expire December 31, 1992. Permit authorizes diversion of 60 acre-feet of water per annum from an exempt reservoir on Jimmys Creek, Brazos River Basin for the irrigation of 95 acres of land in Comanche, Co. This is considered a timely request since Executive Director was to contact permit holder 180 days prior to the expiration but failed to do so. (SMITH/lb)

APPROVED, PG/PR

Item 12. APPLICATION NO. 18-2449A BY BILLIE ZUBER, ET AL FOR AN AMENDMENT TO CERTIFICATE OF ADJUDICATION NO. 18-2449 PURSUANT TO TWC §11.122. FOR COMMISSION ACTION. Applicants seek to amend the water right by changing the diversion point and place of use to that of Guadalupe River R. V. Resort, Inc. which is located downstream of the applicants site at 2605 Junction Hwy. 27, approximately 4 miles northwest of Kerrville, Kerr County, Texas. (SMITH/jme)

APPROVED, PG/PR

UNCONTESTED (Water Utility Matter)

Item 13. Application of Rayburn Village Utility Company, Inc. to Cancel Certificates of Convenience and Necessity (CCN) No. 11150 and 20448 to Cease Operations and Cancel Water and Sewer CCNs. (Docket No. 8435-Q, Debi Carlson, Albert Holck)

APPROVED NUNC PRO TUNC, PR/PG

UNCONTESTED (Municipal Solid Waste Advisory Council)

Item 14. CONSIDERATION TO APPOINT SEVEN NEW MEMBERS TO THE MUNICIPAL SOLID WASTE MANAGEMENT AND RESOURCE RECOVERY ADVISORY COUNCIL. (TRIM)

CONTINUED TO SEPTEMBER 29, 1993 AT 9:00 A.M.

UNCONTESTED (Budget Matter)

Item 15. CONSIDERATION OF FISCAL YEAR 1994 COSTS FOR WATERMASTER OPERATIONS IN THE SOUTH TEXAS WATER DIVISION. FOR COMMISSION ACTION. PURSUANT TO TEXAS WATER CODE SECTION 11.329 AND TAC SECTION 304.61 OF THE COMMISSION RULES, THE EXECUTIVE DIRECTOR REQUESTS THAT THE COMMISSION CONSIDER WATERMASTER COSTS OF ADMINISTRATION FOR THE FISCAL YEAR BEGINNING SEPTEMBER 1, 1993 AND ENDING AUGUST 31, 1994 FOR APPROPRIATORS IN THE SOUTH TEXAS WATER DIVISION, WHICH CONSISTS OF THE NUECES, SAN ANTONIO AND GUADALUPE RIVER BASINS, AS WELL AS THE LAVACA-GUADALUPE, SAN ANTONIO-NUECES AND NUECES-RIO GRANDE AND NUECES-RIO GRANDE COASTAL BASIN IN HIDALGO, CAMERON, WILLACY AND STARR COUNTIES, AND APPROVE \$284,626 AS THE AMOUNT TO BE ASSESSED, WITH THE ASSESSMENT PER ACCOUNT TO CONSIST OF A \$50.00 BASE CHARGE PLUS A USE FEE AND/OR A STORAGE FEE CALCULATED FROM THE AUTHORIZED ACRE-FEET, AND A DELINQUENT REINSTATEMENT FEE OF \$25.00 (CISNEROZ).

APPROVED, PG/PR

UNCONTESTED (Hearing Examiner's Settled Cases)

Item 16. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE PETITION OF ARTURO ALVARADO DBA SOUTHERN MEADOWS WATER SYSTEM TO DISCONTINUE WATER UTILITY SERVICE IN MIDLAND COUNTY, TX (dk 9306-G). APPLICANT PROVIDES RETAIL WATER SERVICE TO APPROXIMATELY 8 CUSTOMERS. RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES TO ALLOW PETITIONER TO DISCONTINUE SERVICE.

ADOPT EXAMINER'S MEMORANDUM AND ISSUE ORDER, PR/PG

Item 17. CONSIDERATION OF EXAMINER'S MEMORANDUM AND ORDER CONCERNING THE APPLICATION OF THE CITY OF ENNIS FOR A CERTIFICATE OF CONVENIENCE AND NECESSITY TO PROVIDE WATER SERVICE IN ELLIS COUNTY, TEXAS. (DOCKET NO. 9923-c). RECOMMENDATION: ADOPTION OF AGREEMENT OF PARTIES.

ADOPT EXAMINER'S MEMORANDUM AND ISSUE ORDER, PR/PG

Item 18. CONSIDERATION OF EXAMINER'S MEMORANDUM CONCERNING THE APPLICATION OF PETE DE GROOT JR. AND JACK TULS DBA DOUBLE VISION DAIRY FOR PERMIT NO. 03506 TO AUTHORIZE THE DEPOSIT OR DISPOSAL OF WASTES AND WASTEWATER FROM A CONCENTRATED ANIMAL FEEDING FACILITY (DAIRY) OF 6,070 HEAD IN SCHLEICHER COUNTY, TEXAS. RECOMMENDATION: DISMISSAL WITH PREJUDICE. (ROGAN)

ADOPT EXAMINER'S MEMORANDUM TO DISMISS WITH PREJUDICE AND ISSUE ORDER, PR/PG

(PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THE TNRCC 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 DOUG KITTS IN THE OFFICE OF THE CHIEF CLERK AT (512) 463-7905 AT LEAST TWO (2) WORK DAYS PRIOR TO THE AGENDA, SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.)

ADDENDUM TO UNCONTESTED AGENDA

Wednesday, September 15, 1993

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION
(TNRCC)

9:00 a.m.
Room 118

Item 19. DELEGATION OF SIGNATURE AUTHORITY TO THE EXECUTIVE
DIRECTOR FOR UNCONTESTED CONSTRUCTION AND MODIFICATION
AUTHORIZATIONS IN THE AIR QUALITY PROGRAM. (ZEIS)

ADOPT RESOLUTION WITH CHANGES, PG/PR

UNCONTESTED OLD BUSINESS

Wednesday, September 15, 1993

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

9:00 a.m.
Room 118

Item carried forward from Agenda of August 18, 1993.

- Item 1. APPLICATION BY B & B SEWER COMPANY for renewal of Permit No. 12519-01 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 100,000 gallons per day. The Timberwilde Wastewater Treatment Facilities are approximately one mile north of the intersection of Hufsmith Road and Kuykendahl Road in Harris County, Texas.

APPROVED, PG/PR

Item carried forward from Agenda of September 1, 1993.

- Item 2. APPLICATION BY EL PASO WATER UTILITIES PUBLIC SERVICE BOARD for renewal of Permit No. 10408-04 which authorizes a discharge of treated domestic wastewater effluent at a volume not to exceed an average flow of 27,700,000 gallons per day from the Haskell Street Wastewater Treatment Facilities. The plant site is on Delta Street, approximately 0.5 mile south of the Franklin Canal and 0.5 mile north of the Rio Grande in the City of El Paso, El Paso County, Texas.

APPROVED, PG/PR

HALL - ABSENT AND EXCUSED
REED
GARNER

CONTESTED AGENDA

Wednesday, September 15, 1993

TEXAS NATURAL RESOURCE CONSERVATION COMMISSION
(TNRCC)

9:00 a.m.
Room 118

CONTESTED (Agreed Orders)

Item 1. Consideration of an Agreed Order resolving an Enforcement Action brought against Miller Bowie County Farmers Association for Violations of the Texas Water Code, TEX. WATER CODE ANN. Chapter 26 (Vernon Supp. 1990) and the Rules of the TNRCC; Assessing Administrative Penalties. (Ramirez)

Issue Agreed Order, PG/PR

Item 2. Consideration of an Agreed Order resolving an Enforcement Action brought against National Convenience Stores, Inc. dba Stop N Go Store No. 1037 for Violations of the Texas Water Code, TEX. WATER CODE ANN. Chapter 26 (Vernon Supp. 1990) and the Rules of the TNRCC; Assessing Administrative Penalties. (Ramirez)

Issue Agreed Order, PG/PR

Item 3. Consideration of an Agreed Order resolving an Enforcement Action brought against Thomas L. Baudat, T & W Water Service and B & B Sewer Company for Violations of the Texas Water Code, TEX. WATER CODE ANN. Chapter 26 (Vernon Supp. 1990) and the Rules of the TNRCC; Assessing Administrative Penalties. (Ramirez)

Issue Agreed Order, PG/PR

CONTESTED (Water Quality Enforcement)

Item 4. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF BOB SMITH, PERMIT NO. 13509-01. (RAMIREZ)

Issue Agreed Order, PG/PR

Item 5. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER REQUIRING CERTAIN ACTIONS OF THE CITY OF MARSHALL, PERMIT NO. 10583-02. (PETROV)

Issue Agreed Order, PG/PR

Item 6. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF CALABRIAN CHEMICALS CORPORATION, PERMIT NO. 01857. (J. SMITH)

Remanded to Office of Hearings Examiners

Item 7. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER REQUIRING CERTAIN ACTIONS OF THE CITY OF ROSEBUD, PERMIT NO. 10731-001. (QUALTROUGH)

Issue Agreed Order, PG/PR

Item 8. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER REQUIRING CERTAIN ACTIONS OF CONROE BAY CIVIC ASSOCIATION, PERMIT NO. 12582-001. (QUALTROUGH)

Issue Agreed Order, PG/PR

Item 9. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF THE CITY OF FREEPORT, PERMIT NOS. 10882-01/02. (POWELL/RAMIREZ)

Issue Agreed Order, PG/PR

Item 10. CONSIDERATION OF A PROPOSED AGREED ORDER RESOLVING AN ENFORCEMENT ACTION BROUGHT AGAINST THE CITY OF WEST TAWAKONI FOR VIOLATIONS OF CHAPTER 26 OF THE TEXAS WATER CODE, ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF THE CITY OF WEST TAWAKONI, PERMIT NO. 11331-01. (Winter)

Issue Agreed Order, PG/PR

Item 11. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF REPLAS OF TEXAS, INC., NO TWC PERMIT. (QUALTROUGH).

Remanded to Office of Hearings Examiners

Item 12. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF CITY OF SOUTHSIDE PLACE, PERMIT NO. 10712-001. (WINTER).

Remanded to Office of Hearings Examiners

Item 13. CONSIDERATION OF EXECUTIVE DIRECTOR'S PRELIMINARY REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF THE WOODLANDS CORPORATION, NO TWC PERMIT. (POWELL/QUALTROUGH)

Remanded to Office of Hearings Examiners

CONTESTED (Petroleum Storage Tank Enforcements)

Item 14. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF E-Z MART STORES, INC., FACILITY ID NO. 10263; ENF ID NO. E10321 (LIGARDE/BOWER)

Issue Agreed Order, PG/PR

Item 15. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF MS. JOYCE HOLMES, FACILITY ID NO. 59716; ENF ID NO. E10176 (LIGARDE/PALA)

Issue Agreed Order, PG/PR

Item 16. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF JIM'S FOODMART, FACILITY ID NO. 048973; ENF ID NO. E10241 (LIGARDE/PALA)

Issue Agreed Order, PG/PR

CONTESTED (Solid Waste Enforcement)

Item 17. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF SYNTECH CHEMICALS, INC., TEXAS SOLID WASTE REGISTRATION NO. 33333 (BALLARD)

Remanded to Office of Hearings Examiners

Item 18. CONSIDERATION OF THE EXECUTIVE DIRECTOR'S PRELIMINARY ENFORCEMENT REPORT AND PETITION FOR A TNRCC ORDER ASSESSING ADMINISTRATIVE PENALTIES AND REQUIRING CERTAIN ACTIONS OF GULF STATES PAINT COMPANY; TEXAS SOLID WASTE REGISTRATION NUMBER 30220. (BALLARD)

Issue Agreed Order, PG/PR

CONTESTED (District Matter)

- Item 19. PETITION FOR APPOINTMENT OF DIRECTORS FOR EL PASO COUNTY WATER AUTHORITY. For Commission consideration and action. Two petitioners, Mr. Ensor and Mr. Chittenden, ask for appointment of directors. The first petitioner, Mr. Ensor, asks for the appointment of William J. Tidwell, Rorbert I. Whitecotton, and Holly Truesdale The second petitioner, Mr. Chittenden, asks for the reappointment of the original board members: himself, Mr. William Sweetnam, and Ms. Holly Truesdale. (Clayton)

Approve Staff Recommendation, PG/PR

CONTESTED (Rules)

- Item 20. Consideration of change to 31 TAC, Chapters 305, 331, and 335. The proposed changes required to maintain equivalency with the federal RCRA program were published on September 10, 1993. (Clayton)

Adopt Proposed Rules With Changes As Recommended by Staff, PG/PR

CONTESTED (HEARING EXAMINER'S PROPOSAL FOR DECISION)

- Item 21. CONSIDERATION OF EXAMINER'S PROPOSAL FOR DECISION AND ORDER CONCERNING THE APPLICATION OF TEXAS UTILITIES MINING COMPANY (TUMCO) FOR TEMPORARY WATER USE PERMIT NO. 6978 IN TITUS COUNTY, TEXAS, TO IMPOUND AND DIVERT 417 ACRE-FEET OF WATER PER ANNUM FROM AN UNNAMED TRIBUTARY OF BLUNDELL CREEK IN THE CYPRESS RIVER BASIN FOR MINING PURPOSES. RECOMMENDATION: DENIAL OF AUTHORIZATION. (L. SORRELLS)

Continued to September 29, 1993 at 9:00 a.m.

EXECUTIVE SESSION

- Item 22. 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 23. COMMISSIONERS WILL MEET IN EXECUTIVE SESSION TO DISCUSS THEIR DUTIES, ROLES, AND RESPONSIBILITIES AS COMMISSIONERS OF THE TNRCC UNDER SECTION 2(g) OF THE OPEN MEETINGS ACT. TEX. REV. CIV. STAT. ANN. Art 6252-17, AND 2(g).

No Action Taken

Item 24. THE COMMISSION WILL MEET IN EXECUTIVE SESSION TO SELECT A CANDIDATE TO FILL THE POSITION OF PUBLIC INTEREST COUNSEL UNDER SECTION 2(g) OF THE OPEN MEETING ACT, TEX. REV. CIV. STAT. ANN., ART. 6252-17 (SECTION) 2(g).

Continued to September 17, 1993 at 9:00 a.m.

(PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THE TNRCC 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 DOUG KITTS IN THE OFFICE OF THE CHIEF CLERK AT (512) 463-7905 AT LEAST TWO (2) WORK DAYS PRIOR TO THE AGENDA, SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.)