



Item 3. [Docket No. 2006-1904-IHW](#). Consideration of an application by **Safety-Kleen Systems, Inc.**, for a permit renewal and a major amendment (Permit No. 50163) to authorize the continued operation of seven (7) existing container storage areas, thirty-eight (38) existing tanks, five (5) existing miscellaneous units, forty-three (43) tanks (permitted but not constructed), and two (2) container storage areas (permitted but not constructed) for the storage and processing of industrial and municipal hazardous wastes and Class 1, Class 2 and Class 3 industrial solid waste. A major amendment has been requested to include a new container storage area and additional EPA waste codes. The facility operates a solvent recycling/reclamation and fuels blending facility which accepts spent solvents, fuels, and other wastes from other Safety-Kleen service centers, toll customers and other industrial commercial and government facilities. The facility is located at 1722 Cooper Creek Road one-quarter mile north of State Route 380 at Cooper Creek Road on approximately 21.1566 acres in the City of Denton, **Denton County**, Texas. The Commission will also consider requests for hearing and related responses and replies and public comment and the Executive Director's Response to Comments. (Dawn Burton, Joy Archuleta)

Grant the hearing requests of Citizens for Healthy Growth, E. Parks Olmon and Delores Olmon, Joy Powell, and Dee Wooten on the issues of: 1. does the permit protect surface water quality; 2. does the draft permit protect groundwater quality, including water wells; 3. do the facility buffer zone and tank locations satisfy the regulatory requirements; 4. do the provisions for staffing and staff training in the application satisfy regulatory requirements; 5. does the contingency plan in the application satisfy the regulatory requirements; 6. do the provisions for financial assurance and liability insurance in the application and draft permits satisfy the regulatory requirements; 7. does Safety-Kleen's compliance history warrant modification or denial of the application; 8. does the application and draft permit satisfy regulatory requirements for air emission under the hazardous waste rules; 9. will the facility adversely affect human health of the requesters and their families; 10. do the application and draft permit contain adequate provisions regarding access to the facility; and 11. will the facility cause non-noise nuisance conditions. Refer the matter to SOAH with a maximum hearing duration of nine months, direct the Executive Director to participate in the hearing, and request the ALJ submit Findings of Fact, Conclusions of Law, and Ordering Provisions with the Proposal for Decision. BS/LS; all agree.

#### **AGRICULTURAL ENFORCEMENT AGREED ORDERS**

Item 4. [Docket No. 2007-1677-AGR-E](#). Consideration of an Agreed Order assessing administrative penalties against **Russell Wayne Carpenter dba Russell Carpenter Dairy in Erath County**; RN102743192; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Merrilee Hupp, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 5. [Docket No. 2007-1572-AGR-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **George Ted Devries dba Devries Dairy in Erath County**; RN100802917; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Craig Fleming, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

## AIR QUALITY ENFORCEMENT AGREED ORDERS

Item 6. [Docket No. 2007-1171-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties against **DCP Midstream, LP** in **Crockett County**; RN100219278; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Terry Murphy, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 7. [Docket No. 2007-0938-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Equistar Chemicals, LP** in **Harris County**; RN100210319; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Miriam Hall, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 8. [Docket No. 2007-1235-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Griffin Industries, Inc.** in **Bastrop County**; RN101638641; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Nadia Hameed, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 9. [Docket No. 2007-1486-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **INEOS Polymers Inc.** in **Harris County**; RN102537289; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Harvey Wilson, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 10. [Docket No. 2007-0988-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Kinder Morgan Production Company LP** in **Scurry County**; RN100226455; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Trina Grieco, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 11. [Docket No. 2007-1365-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Sunoco, Inc. (R&M)** in **Harris County**; RN102888328; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Trina Grieco, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 12. [Docket No. 2007-0573-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **The Dow Chemical Company in Brazoria County**; RN100225945; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Kimberly Morales, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 13. [Docket No. 2007-1266-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **United States Aluminum Corporation - Texas in Ellis County**; RN100981638; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Bryan Elliott, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 14. [Docket No. 2007-0377-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **ISP Synthetic Elastomers LP in Jefferson County**; TCEQ ID No. RN100224799; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Shawn Slack, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

- Item 15. [Docket No. 2005-0168-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties against **Eastman Chemical Company in Harrison County**; TCEQ ID No. RN100219815; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Jim Sallans, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

- Item 16. [Docket No. 2006-0735-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **BASF Corporation in Brazoria County**; TCEQ ID No. RN100218049; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Laurencia Fasoyiro, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

- Item 17. [Docket No. 2007-1225-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Ysleta Independent School District in El Paso County**; RN102304086; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Nadia Hameed, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 18. [Docket No. 2007-1483-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Valero Refining-Texas, L.P.** in **Nueces County**; RN100214386; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (John Muennink, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 19. [Docket No. 2007-1575-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties against **United Structures of America, Inc.** in **Harris County**; RN100219708; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Kimberly Morales, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 20. [Docket No. 2007-1593-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **TOTAL PETROCHEMICALS USA, INC.** in **Harris County**; RN100212109; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Aaron Houston, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 21. [Docket No. 2007-1628-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Texas Petrochemicals LP** in **Harris County**; RN100219526; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Rebecca Johnson, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 22. [Docket No. 2007-1668-AIR-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **ISP Synthetic Elastomers LP** in **Jefferson County**; RN100224799; for air quality violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Daniel Siringi, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

#### **DRY CLEANER ENFORCEMENT AGREED ORDERS**

- Item 23. [Docket No. 2006-1273-DCL-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **ABZZ Corporation dba Ritz Cleaner, dba American Cleaners, and dba 2000 Dry Clean** in **Harris County**; RN103957171, RN103957304, and

RN103957189; for dry cleaner registration violations pursuant to Tex. Health & Safety Code ch. 374, Tex. Water Code chs. 5 and 7, and the rules of the Texas Commission on Environmental Quality. (Marlin Bullard, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 24. [Docket No. 2006-1082-DCL-E](#). Consideration of an Agreed Order assessing administrative penalties against **S. J. & Sons, Inc. dba Country Cleaners, Professional Cleaners and Ultra Fine Cleaners in Fort Bend and Harris Counties**; RN104096029, RN104968110, and RN100619741; for dry cleaner registration violations pursuant to Tex. Health & Safety Code ch. 374, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality. (Jorge Ibarra, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 25. [Docket No. 2006-1585-DCL-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Jimmy N. Tu dba Del Monte Washateria and Cleaners in Harris County**; RN104987524; for a dry cleaner registration violation pursuant to Tex. Health & Safety Code ch. 374, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality. (Cheryl Thompson, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

#### **DRY CLEANER ENFORCEMENT DEFAULT ORDERS**

Item 26. [Docket No. 2006-1295-DCL-E](#). Consideration of a Default Order assessing administrative penalties and requiring certain actions of **Mohammad Haroon Memon dba Exclusive Cleaners in Dallas County**; TCEQ ID No. RN104990593; for dry cleaner registration violations pursuant to Tex. Health & Safety Code ch. 374, Tex. Water Code chs. 5 and 7, and the rules of the Texas Commission on Environmental Quality. (Mary Hammer, Jennifer Cook)

Approve the Default Order. LS/BS; all agree.

Item 27. [Docket No. 2006-1187-DCL-E](#). Consideration of a Default Order assessing administrative penalties and requiring certain actions of **Classic Press, Inc. dba Nation Cleaners in Harris County**; TCEQ ID No. RN104131610; for a dry cleaner registration violation pursuant to Tex. Health & Safety Code ch. 374, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality. (Benjamin O. Thompson, Jennifer Cook)

Approve the Default Order. LS/BS; all agree.

#### **EDWARDS AQUIFER ENFORCEMENT AGREED ORDER**

Item 28. [Docket No. 2007-1505-EAQ-E](#). Consideration of an Agreed Order assessing administrative penalties against **SOHO Retail, Ltd. in Bexar County**; RN104347141; for Edwards Aquifer violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Lynley Doyen, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

### **FIELD CITATIONS**

Item 29. [Docket No. 2007-1904-PST-E.](#) Consideration of a Field Citation assessing administrative penalties and requiring certain actions of **La Noria Convenience Store, Inc. in Webb County**; RN101433969; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Melissa Keller, Bryan Sinclair)

Approve the Field Citation. LS/BS; all agree.

Item 30. [Docket No. 2007-1949-PST-E.](#) Consideration of a Field Citation assessing administrative penalties and requiring certain actions of **Brazoria County in Brazoria County**; RN102217312; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Melissa Keller, Bryan Sinclair)

Approve the Field Citation. LS/BS; all agree.

Item 31. [Docket No. 2007-1950-PST-E.](#) Consideration of a Field Citation assessing administrative penalties and requiring certain actions of **C&L Services, LP in Johnson County**; RN102822319; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Melissa Keller, Bryan Sinclair)

Approve the Field Citation. LS/BS; all agree.

### **INDUSTRIAL OR HAZARDOUS WASTE ENFORCEMENT AGREED ORDER**

Item 32. [Docket No. 2006-0018-IHW-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **CSA Limited, Inc. in Harris County**; TCEQ ID No. RN102095882; for industrial hazardous waste violations pursuant to Tex. Water Code ch. 7, Tex. Health & Safety Code ch. 361, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Kathleen C. Decker, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

### **INDUSTRIAL WASTE DISCHARGE ENFORCEMENT AGREED ORDERS**

Item 33. [Docket No. 2007-0928-IWD-E.](#) Consideration of an Agreed Order assessing administrative penalties against **Coastal Chemical Co., L.L.C. in Harris County**; RN102739711; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Michael Meyer, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 34. [Docket No. 2007-0907-IWD-E](#). Consideration of an Agreed Order assessing administrative penalties against **INEOS Polyethylene North America in Harris County**; RN100229905; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Harvey Wilson, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 35. [Docket No. 2007-1435-IWD-E](#). Consideration of an Agreed Order assessing administrative penalties against **E.I. du Pont de Nemours and Company in Harris County**; RN100225085; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Lynley Doyen, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 36. [Docket No. 2007-1767-IWD-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Delta Tubular Processing, L.P. in Harris County**; RN102180395; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Andrew Hunt, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

#### **LICENSED IRRIGATORS ENFORCEMENT DEFAULT ORDERS**

Item 37. [Docket No. 2006-1859-LII-E](#). Consideration of a Default Order assessing administrative penalties and requiring certain actions of **Kevin G. Love in Henderson County**; TCEQ ID No. RN103246807; for landscape irrigator installer violations pursuant to Tex. Water Code chs. 7 and 37, Tex. Occ. Code ch. 1903, and the rules of the Texas Commission on Environmental Quality. (Benjamin O. Thompson, Jennifer Cook)

Approve the Default Order. LS/BS; all agree.

Item 38. [Docket No. 2006-0985-LII-E](#). Consideration of a Default Order assessing administrative penalties and requiring certain actions of **Mark Squires dba Royal Landscapes in Harris County**; TCEQ ID No. RN103605911; for landscape irrigator installer violations pursuant to Tex. Water Code chs. 7 and 37, Tex. Occ. Code ch. 1903, and the rules of the Texas Commission on Environmental Quality. (Mary Hammer, Jennifer Cook)

Approve the Default Order. LS/BS; all agree.

#### **MULTI-MEDIA MATTER ENFORCEMENT AGREED ORDERS**

Item 39. [Docket No. 2007-1336-MLM-E](#). Consideration of an Agreed Order assessing administrative penalties against **Murpaks, Inc. in Kimble County**; RN102177888; for industrial and hazardous waste and municipal solid waste violations pursuant to Tex. Health & Safety Code ch. 361, Tex.



Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Cynthia McKaughan, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 40. [Docket No. 2007-1439-MLM-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the **City of San Juan in Hidalgo County**; RN103003364; for air quality and municipal solid waste violations pursuant to Tex. Health & Safety Code chs. 382 and 361, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Thomas Jecha, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 41. [Docket No. 2007-0746-MLM-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Environmental Recycle Inc. in Collin County**; TCEQ ID No. RN104759576; for municipal solid waste and water quality violations pursuant to Texas Health & Safety Code ch. 361, Texas Water Code chs. 7 and 26, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Shawn A. Slack, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

- Item 42. [Docket No. 2007-1269-MLM-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Stagecoach Properties, Inc. dba Stagecoach Inn in Bell County**; RN105156533; for air quality and municipal solid waste violations pursuant to Tex. Health & Safety Code chs. 361 and 382, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (J. Craig Fleming, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

- Item 43. [Docket No. 2007-0025-MLM-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Petro Stopping Centers, L.P. dba Petro Stopping Center 4 in Jefferson County**; RN102424884; for petroleum storage tank, municipal solid waste, and used oil violations pursuant to Tex. Health & Safety Code chs. 361, 371 and 382, Tex. Water Code chs. 7 and 26, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Colin Barth, David Van Soest)

Approve the Agreed Order. LS/BS; all agree.

#### **MUNICIPAL SOLID WASTE ENFORCEMENT AGREED ORDERS**

- Item 44. [Docket No. 2007-1233-MSW-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the **City of Archer City in Archer County**; RN102290913; for municipal solid waste violations pursuant to Tex. Health & Safety Code ch. 361, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality,

including specifically 30 Texas Administrative Code ch. 60. (Cynthia McKaughan, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 45. [Docket No. 2007-0485-MSW-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Harrison County** in **Harrison County**; TCEQ ID No. RN102143211; for municipal solid waste violations pursuant to Tex. Water Code chs. 5 and 7, Tex. Health & Safety Code ch. 361, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Tracy Chandler, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

Item 46. [Docket No. 2005-1987-MSW-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Stericycle, Inc.** in **Montgomery County**; RN101666550; for municipal solid waste violations pursuant to Tex. Health & Safety Code ch. 361, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Cynthia McKaughan, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 47. [Docket No. 2007-0224-MSW-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Phillip Mercado** in **Hidalgo County**; RN105119432; for municipal solid waste violations pursuant to Tex. Health & Safety Code ch. 361, Tex. Water Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Clinton Sims, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

#### **MUNICIPAL WASTE DISCHARGE ENFORCEMENT AGREED ORDERS**

Item 48. [Docket No. 2006-1589-MWD-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the **City of Avinger** in **Cass County**; RN102181963; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Andrew Hunt, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 49. [Docket No. 2005-0051-MWD-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Brookeland Independent School District** in **Sabine County**; Texas Pollutant Discharge Elimination System Permit No. 13092001 and RN101517308; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Michael Meyer, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 50. [Docket No. 2005-0871-MWD-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the **City of Hico** in **Hamilton County**; TCEQ ID No. RN102184066; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Lena Roberts, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

Item 51. [Docket No. 2005-0838-MWD-E.](#) Consideration of an Agreed Order assessing administrative penalties against the **City of Lott** in **Falls County**; TCEQ ID No. RN103119046; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Shawn Slack, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

Item 52. [Docket No. 2007-1375-MWD-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Victoria County Water Control and Improvement District No. 1** in **Victoria County**; RN101516714; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Heather Brister, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 53. [Docket No. 2007-0839-MWD-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the **City of Lone Oak** in **Hunt County**; RN101920668; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Pamela Campbell, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 54. [Docket No. 2007-1186-MWD-E.](#) Consideration of an Agreed Order assessing administrative penalties against **Is Zen Center** in **Montgomery County**; RN104072335; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Daniel Siringi, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 55. [Docket No. 2007-1179-MWD-E.](#) Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Hector Guzman** in **Liberty County**; RN101511673; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Wallace Myers, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 56. [Docket No. 2007-1368-MWD-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the **City of Graford in Palo Pinto County**; RN101917813; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Pamela Campbell, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 57. [Docket No. 2005-1265-MWD-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of the **City of Crockett in Houston County**; RN101609741; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Craig Fleming, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

#### **PETROLEUM STORAGE TANKS ENFORCEMENT AGREED ORDERS**

Item 58. [Docket No. 2007-1200-PST-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Anarkali Enterprises, Inc. dba Sack N Snack 2 in Tarrant County**; RN101536761; for petroleum storage tank violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code chs. 7 and 26, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Judy Kluge, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 59. [Docket No. 2006-1590-PST-E](#). Consideration of an Agreed Order assessing administrative penalties against **R.S. Parker Construction, LLC in Nueces County**; TCEQ ID No. RN101902633; for petroleum storage tank violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Tex. Admin. Code ch. 60. (Tracy Chandler, Jennifer Cook)

Approve the Agreed Order. LS/BS; all agree.

Item 60. [Docket No. 2007-1304-PST-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Sanya Investments, Inc. dba Fina Food Mart in Dallas County**; RN101642759; for petroleum storage tank violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code chs. 7 and 26, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Shontay Wilcher, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 61. [Docket No. 2007-1452-PST-E](#). Consideration of an Agreed Order assessing administrative penalties against **RFK Enterprises, Inc. dba Food Spot 4 in Jefferson County**; RN102449352; for petroleum storage tank violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water

Code ch. 7, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Elvia Maske, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 62. [Docket No. 2007-1447-PST-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Petroleum Wholesale, L.P. dba Sunmart 401 in Tarrant County**; RN102064698; for petroleum storage tank violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code chs. 7 and 26, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Cheryl Thompson, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 63. [Docket No. 2007-1351-PST-E](#). Consideration of an Agreed Order assessing administrative penalties against **First County, Inc. dba Texan Food Mart in Montgomery County**; RN104793286; for petroleum storage tank violations pursuant to Tex. Health & Safety Code ch. 382, Tex. Water Code chs. 7 and 26, and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Philip DeFrancesco, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

#### **PUBLIC WATER SYSTEM ENFORCEMENT AGREED ORDERS**

Item 64. [Docket No. 2007-0797-PWS-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Caddo Lake Water Supply Corporation in Harrison County**; RN101281616; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Tel Croston, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 65. [Docket No. 2007-1325-PWS-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **INEOS USA LLC in Brazoria County**; RN100238708; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Christopher Keffer, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 66. [Docket No. 2007-1356-PWS-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Texas-American Water Company in Brazoria County**; RN101281103; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Dana Shuler, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 67. [Docket No. 2007-0333-PWS-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Mohammad Amin dba ZP Mart in Montgomery County**; RN102038924; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Andrea Linson-Mgbeoduru, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 68. [Docket No. 2007-1418-PWS-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Thurman Black dba Slo Pitch City in Harris County**; RN102319415; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Christopher Keffer, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 69. [Docket No. 2007-1275-PWS-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **S.L.C. Water Supply Corporation in Limestone County**; RN101265908; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Rebecca Clausewitz, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 70. [Docket No. 2007-1467-PWS-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **George Stebens, Jr. dba Little Creek Acres Water System in Hunt County**; RN101233757; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Andrea Linson-Mgbeoduru, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

Item 71. [Docket No. 2007-1113-PWS-E](#). Consideration of an Agreed Order assessing administrative penalties and requiring certain actions of **Leggett Water Supply Corporation in Polk County**; RN101454130; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Epifanio Villarreal, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

#### **PUBLIC WATER SYSTEM ENFORCEMENT DEFAULT ORDER**

Item 72. [Docket No. 2007-0475-PWS-E](#). Consideration of a Default Order assessing administrative penalties and requiring certain actions of **Alan Karl dba Coles Crossing in Chambers County**; TCEQ ID No. RN102952033; for public drinking water violations pursuant to Tex. Health & Safety Code ch. 341 and the rules of the Texas Commission on Environmental Quality. (Patrick Jackson, Jennifer Cook)

Item continued to the April 2, 2008 agenda.

### **WATER QUALITY ENFORCEMENT AGREED ORDER**

- Item 73. [Docket No. 2007-1485-WQ-E](#). Consideration of an Agreed Order assessing administrative penalties against **Roger Bufler dba B & S Construction** in **Andrews County**; RN105171318; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. (Andrew Hunt, Bryan Sinclair)

Approve the Agreed Order. LS/BS; all agree.

### **DISTRICT MATTER**

- Item 74. [Docket No. 2007-1736-DIS](#). **Harris County Municipal Utility District (MUD) No. 197**; Request for Order of Dissolution Pursuant to Texas Water Code Sections 49.321 to 49.327 and Title 30 of the Texas Administrative Code Sections 293.131 to 293.136.

Adopt the dissolution and the Executive Director's proposed Order. BS/LS; all agree.

### **TMDL**

- Item 75. [Docket No. 2007-2030-TML](#). Consideration for approval to publish and solicit public comment on one draft TMDL for bacteria in the **Leon River Below Proctor Lake (Segment 1221)**, of the Brazos River Basin, in **Comanche, Hamilton, and Coryell Counties**. (Faith Hambleton, Marc Friberg)

Approve the publication and solicitation of public comment on one draft TMDL for bacteria in the Leon River Below Proctor Lake with the amendment and direction proposed by Commissioner Shaw. BS/LS; all agree.

### **MISCELLANEOUS**

- Item 76. [Docket No. 2008-0259-MIS](#). Consideration of the Submission to the U.S. Environmental Protection Agency (EPA) of the 2008 Texas Water Quality Assessment and List of Impaired Waters as Required by the Federal Clean Water Act Sections 305(b) and 303(d).

Approve the Submission to the U.S. Environmental Protection Agency of the 2008 Texas Water Quality Assessment and List of Impaired Waters as Required by the Federal Clean Water Act Sections 305(b) and 303(d) with changes made by the Executive Director at the agenda. LS/BS; all agree.

### **RULE MATTERS**

- Item 77. [Docket No. 2007-1953-RUL](#). Consideration for publication of, and hearing on, proposed amendments to **30 TAC Chapter 328**, Waste Minimization and Recycling, Section 328.4, Limitations on Storage of Recyclable Materials. The proposed rulemaking would implement House Bill 2541, 80th Legislature, Regular Session, 2007. The proposed rulemaking would establish requirements for non-permitted and non-registered municipal solid waste recyclers that

store combustible material for producing mulch or compost located in certain counties. At present, Bexar County is the only county affected by this legislation. These new requirements would prescribe time limits for processing and removing materials from the facility; limit the amount of combustible materials stored; limit the size of piles; require fire lanes; require buffer zones from the facility boundary; and establish more stringent standards for these same facilities that are located on the recharge or transition zone of a sole source aquifer. These new requirements must not become effective until the first anniversary of the date the rules are adopted. (Wayne Harry, Steve Shepherd) (Rule Project No. 2007-044-328-PR)

Approve for publication of, and hearing on, proposed amendments to 30 TAC Chapter 328 as amended by Commissioner Soward at the dais. LS/BS; all agree.

Item 78. [Docket No. 2007-1714-RUL](#). Consideration for publication of, and hearing on, proposed additions of new **Chapter 218**, Brine Evaporation Pits, Sections 218.1, 218.5, 218.10, 218.15, 218.20, 218.25, 218.30, 218.35, and 218.40 to 30 TAC; and new Subchapter X, Financial Assurance Requirements for Brine Evaporation Pits, Sections 37.9245, 37.9250, 37.9255, 37.9260, and 37.9265 to **30 TAC Chapter 37**. The proposed rulemaking would implement Senate Bill 1037 requiring regulation of evaporation pits operated for the commercial production of brine water, minerals, salts, or other naturally occurring substances that are not regulated under the authority of the Texas Railroad Commission. The rulemaking includes standards to prevent pollution of surface and groundwater resources from brine evaporation pit operations and requires adequate financial assurance to ensure satisfactory brine evaporation pit closure and third party pollution liability insurance. (David Galindo, Tim Reidy) (Rule Project No. 2007-034-218-PR)

Item continued to the May 21, 2008 agenda. LS/BS; all agree.

Item 79. [Docket No. 2008-0048-RUL](#). Consideration for publication of, and hearing on, proposed amendments to Sections 30.231, 30.240, 30.242, 30.245, and 30.247 of **30 TAC Chapter 30**, Occupational Licenses and Registrations, and proposed amendments to Sections 285.2 - 285.6, 285.8, 285.13, 285.21, 285.30, 285.32 - 285.34, 285.50, 285.60 - 285.65, 285.70, 285.71, 285.90 and 285.91, proposed repeal of Section 285.7 and proposed new Section 285.7 of **30 TAC Chapter 285**, On-site Sewage Facilities. The proposed rules would implement House Bill 2482, 80th Legislature, 2007, Regular Session, address a petition from the Texas Environmental Health Association and revise and update several areas within Chapter 285 and Chapter 30. The proposed rules would address homeowner maintenance of aerobic treatment and disposal systems; develop a new licensing and registration program for persons who maintain aerobic treatment units for compensation; address a petition concerning conflict of interest for designated representatives; clarify siting, design, setback, permitting, and leak testing requirements for on-site sewage facilities; address cluster systems relating to definitions, ownership requirements and utility regulations; amend or create definitions for direct supervision, testing and reporting and maintenance technician, and phase out the definition of maintenance company; and clean up errata and inconsistencies in the rules. (Joseph Strouse, Alicia Lee) (Rule Project No. 2007-033-285-CE)

Approve for publication of, and hearing on, proposed amendments to 30 TAC Chapter 30 and 30 TAC Chapter 285. BS/LS; all agree.

**EXECUTIVE MEETING**



Item 80. **Docket No. 2008-0001-EXE.** The Commission will conduct a closed meeting to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Commission's Executive Director and General Counsel, as permitted by Section 551.074 of the Texas Open Meetings Act, Chapter 551 of the Government Code. The Commission may also meet in open meeting to take action on this matter as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Government Code.

The Commission did not meet in the Executive Meeting.

Item 81. **Docket No. 2008-0002-EXE.** The Commission will conduct a closed meeting to receive legal advice and will 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 Sections 551.071 and 551.074, the Open Meetings Act, codified as Chapter 551 of the Government Code. The Commission may also meet in open meeting to take action on legal or personnel matters considered in the closed meeting as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Government Code.

The Commission did not meet in the Executive Meeting.

Item 82. **Docket No. 2008-0003-EXE.** The Commission will conduct a closed meeting to discuss their duties, roles, and responsibilities as Commissioners of the TCEQ pursuant to Section 551.074 of the Open Meetings Act, Codified as Chapter 551 of the Government Code. The Commission may also meet in open meeting to take action on this matter as required by Section 551.102 of the Texas Open Meetings Act, Chapter 551 of the Government Code.

The Commission did not meet in the Executive Meeting.

**(PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THE TCEQ AGENDA AND WHO MAY NEED AUXILIARY AIDS OR SERVICES SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS, LARGE PRINT, OR BRAILLE ARE REQUESTED TO CONTACT OFFICE OF THE CHIEF CLERK AT (512) 239-3300 AT LEAST TWO (2) WORK DAYS PRIOR TO THE AGENDA, SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE. PERSONS WHO DESIRE THE ASSISTANCE OF AN INTERPRETER IN CONJUNCTION WITH THEIR ORAL PRESENTATION AT THIS TCEQ AGENDA ARE REQUESTED TO CONTACT THE OFFICE OF THE CHIEF CLERK AT (512) 239-3300 AT LEAST FIVE (5) WORK DAYS PRIOR TO THE AGENDA SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.)**

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

**THE PUBLIC CAN VIEW LIVE AND ARCHIVED TCEQ MEETINGS ON THE INTERNET AT NO COST, AT: [HTTP://WWW.TEXASADMIN.COM/cgi-bin/tnrcc.cgi](http://www.texasadmin.com/cgi-bin/tnrcc.cgi)**

OLD BUSINESS AGENDA

Wednesday, March 19, 2008

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

1:00 P.M.

12100 Park 35 Circle

Room 201S, Bldg. E

Item continued from the December 5, 2007 agenda.

- Item 1. [TCEQ Docket No. 2004-0565-MWD-E; SOAH Docket No. 582-06-0662](#). Consideration of the Administrative Law Judge's Proposal for Decision and Order assessing administrative penalties against the **City of Normangee** in **Leon County**, Texas; TCEQ ID No. WQ0010356001; for water quality violations pursuant to Tex. Water Code chs. 7 and 26 and the rules of the Texas Commission on Environmental Quality, including specifically 30 Texas Administrative Code ch. 60. The Commission will also consider timely filed exceptions and replies. (Shawn A. Slack)

Item continued to the June 18, 2008 agenda.

AGENDA

Wednesday, March 19, 2008

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

1:00 P.M.

12100 Park 35 Circle

Room 201S, Bldg. E

- Item 1. [TCEQ Docket No. 2007-0831-AGR](#). Consideration of the plea to the jurisdiction and certified questions regarding the application by **Hidden View Dairy** for expansion and conversion from a registration to TPDES Permit No. WQ0003197000, in **Erath County**, Texas. The Commission will also consider timely filed briefs and reply briefs filed in this matter.

The Commission chose not to answer any of the three certified questions. BG/LS; BS opposed.

- Item 2. [TCEQ Docket Nos. 2004-1120-UCR, 2004-1671-UCR; SOAH Docket Nos. 582-05-2770, 582-05-2771](#). Consideration of the Administrative Law Judge's Proposal for Decision and Order regarding the application of **Aqua Development Company and Aqua Utilities, Inc., dba Aqua Texas, Inc.** ("Applicant"), to change water and sewer tariffs and rates in various counties throughout Texas pursuant to Texas Water Code Chapter 13 and the Commission's rules, including 30 TAC Chapters 80 and 291. The Applicant sought new tariffs and rates in four regional territories for its water and sewer service provided under Certificate of Convenience and Necessity Nos. 11157, 12902, 20453 and 20867, including North Water, North Sewer, Southeast Water, Southeast Sewer, Southwest Water, Southwest Sewer and Ingram Water. The Commission will also consider the application and related filings, the exceptions and the replies. (**Anderson, Bandera, Bastrop, Bexar, Bosque, Brazoria, Burnet, Camp, Chambers, Cherokee, Comal, Cooke, Denton, Erath, Fort Bend, Grayson, Gregg, Grimes, Harris, Hays, Henderson, Hood, Hunt, Jefferson, Johnson, Kendall, Kerr, Llano, Liberty, Live Oak, Marion, McLennan, Medina, Montgomery, Nueces, Orange, Parker, Polk, Rockwall, San Jacinto, Smith, Somervell, Tarrant, Taylor, Travis, Trinity, Victoria, Wharton, Williamson, Wilson, Wise, and Wood Counties**) (Todd Galiga)

Item continued to the May 21, 2008 agenda. LS/BG; all agree.

**(PERSONS WITH DISABILITIES WHO PLAN TO ATTEND THE TCEQ AGENDA AND WHO MAY NEED AUXILIARY AIDS OR SERVICES SUCH AS INTERPRETERS FOR PERSONS WHO ARE DEAF OR HEARING IMPAIRED, READERS, LARGE PRINT, OR BRAILLE ARE REQUESTED TO CONTACT OFFICE OF THE CHIEF CLERK AT (512) 239-3300 AT LEAST TWO (2) WORK DAYS PRIOR TO THE AGENDA, SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE. PERSONS WHO DESIRE THE ASSISTANCE OF AN INTERPRETER IN CONJUNCTION WITH THEIR ORAL PRESENTATION AT THIS TCEQ AGENDA ARE REQUESTED TO CONTACT THE OFFICE OF THE CHIEF CLERK AT (512) 239-3300 AT LEAST FIVE (5) WORK DAYS PRIOR TO THE AGENDA SO THAT APPROPRIATE ARRANGEMENTS CAN BE MADE.)**

**REGISTRATION FOR AGENDA STARTS AT 12:30 P.M. UNTIL 1:00 P.M. PLEASE REGISTER BETWEEN THESE TIMES. LATE REGISTRATION COULD RESULT IN YOUR MISSING THE OPPORTUNITY TO COMMENT ON YOUR ITEM.**

**THE PUBLIC CAN VIEW LIVE AND ARCHIVED TCEQ MEETINGS ON THE INTERNET AT NO COST, AT: [HTTP://WWW.TEXASADMIN.COM/cgi-bin/tnrcc.cgi](http://www.texasadmin.com/cgi-bin/tnrcc.cgi)**

/s/ Shannon Strong  
Assistant General Counsel,  
Shannon Strong

03-11-2008  
Date