

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF HEARING

**SELECT ENERGY SERVICES, LLC
SOAH Docket No. 582-21-2860
TCEQ Docket No. 2020-1424-WR
Temporary Water Use Permit No. 13674**

APPLICATION.

Select Energy Services, LLC, Applicant, 1000 Central Parkway North, Suite 270, San Antonio, Texas, 78232, has applied to the Texas Commission on Environmental Quality (TCEQ) for a Temporary Water Use Permit pursuant to Texas Water Code § 11.138 and TCEQ Rules Title 30 Texas Administrative Code (TAC) §§ 295.1, *et seq.*

Select Energy Services, LLC seeks a temporary water use permit to divert and use not to exceed 387 acre-feet of water within a period of three years from a point on the San Antonio River, San Antonio River Basin, at a maximum diversion rate of 11.64 cfs (5,226 gpm), for mining purposes in Karnes County.

Water will be diverted from a point on the San Antonio River at Latitude 28.889311° N, Longitude 97.789017° W in Karnes County in Zip Code 78119.

The Executive Director has prepared a draft permit, which, if granted, would include special conditions including, but not limited to, streamflow restrictions and installation of a measuring device for diversions. The application, technical memoranda, and Executive Director's draft permit are available for viewing after calling 512-239-3300 to arrange an appointment during regular business hours at the Office of the Chief Clerk, Texas Commission on Environmental Quality, 12100 Park 35 Circle, Bldg. F, Austin, Texas 78753. Alternatively, you may request a copy of the documents by contacting the TCEQ Office of the Chief Clerk by phone at 512-239-3300 or by mail at TCEQ OCC, Notice Team (MC-105), P.O. Box 13087, Austin, Texas 78711.

CONTESTED CASE HEARING.

Considering directives to protect public health, the State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing via Zoom videoconference. A Zoom meeting is a secure, free meeting held over the internet that allows video, audio, or audio/video conferencing.

10:00 a.m. – September 9, 2021

To join the Zoom meeting via computer:

<https://soah-texas.zoomgov.com/>

Meeting ID: 161 037 5097

Password: 1F86N2

or

To join the Zoom meeting via telephone:
(669) 254-5252 or (646) 828-7666
Meeting ID: 161 037 5097
Password: 665025

**Visit the SOAH website for registration at: <http://www.soah.texas.gov/>
or call SOAH at 512-475-4993.**

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, allow an opportunity for settlement discussions, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding, which will occur at a later date, will be similar to a civil trial in state district court.

The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 11, Texas Water Code; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155.

The applicant is automatically a party in this hearing. If anyone else wishes to be a party to the hearing, he or she must attend the hearing and show how he or she would be adversely affected by the application in a way not common to members of the general public. Any person may attend the hearing and any person may request to be a party. Only persons named as parties may participate at the hearing.

In accordance with 1 Tex. Admin. Code § 155.401(a), Notice of Hearing, “Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH.”

INFORMATION.

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at 800-687-4040. General information about the TCEQ can be found at www.tceq.texas.gov.

Persons with disabilities who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-4993, at least one week prior to the hearing.

Issued: August 4, 2021



Laurie Gharis, Chief Clerk
Texas Commission on Environmental Quality