

Jon Niermann, *Chairman*  
Emily Lindley, *Commissioner*  
Bobby Janecka, *Commissioner*  
Toby Baker, *Executive Director*



# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

## NOTICE OF PUBLIC HEARING ON PROPOSED REVISIONS TO 30 TAC CHAPTERS 321 and 351

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed repeal of 30 Texas Administrative Code (TAC) Chapter 321, Control of Certain Activities by Rule, §§321.71 - 321.81, 321.91 - 321.97, and 321.211 - 321.220, and 30 TAC Chapter 351, Regionalization, §§351.41 - 351.45, under the requirements of Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would repeal rules determined to be obsolete as a result of the Quadrennial Reviews of Chapters 321 and 351 (Non-Rule Project Numbers 2019-029-351-OW and 2019-033-321-OW).

### Virtual Public Hearing

The commission will hold a virtual public hearing on this proposal on **November 9, 2021, at 2:00 p.m.** The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the virtual hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing.

### Registration

The hearing will be conducted remotely using an internet meeting service. Individuals who plan to attend the hearing and want to provide oral comments and/or want their attendance on record must **register by November 5, 2021**. To register for the hearing, please email [Rules@tceq.texas.gov](mailto:Rules@tceq.texas.gov) and provide the following information: your name, your affiliation, your email address, your phone number, and whether or not you plan to provide oral comments during the hearing. Instructions for participating in the hearing will be sent on **November 8, 2021**, to those who register for the hearing.

Members of the public who do not wish to provide oral comments but would like to view the hearing may do so at no cost at:

[https://teams.microsoft.com/l/meetup-join/19%3ameeting\\_NDExOTI0ZDAtMGO3NC00ZDZLTkwMzUtMTcyYzkyNDc1ODA3%40thread.v2/0?context=%7b%22Tid%22%3a%22871a83a4-a1ce-4b7a-8156-3bcd93a08fba%22%2c%22Oid%22%3a%22bf237360-1655-4724-96f6-ba9493e841ba%22%2c%22IsBroadcastMeeting%22%3a%22true%7d](https://teams.microsoft.com/l/meetup-join/19%3ameeting_NDExOTI0ZDAtMGO3NC00ZDZLTkwMzUtMTcyYzkyNDc1ODA3%40thread.v2/0?context=%7b%22Tid%22%3a%22871a83a4-a1ce-4b7a-8156-3bcd93a08fba%22%2c%22Oid%22%3a%22bf237360-1655-4724-96f6-ba9493e841ba%22%2c%22IsBroadcastMeeting%22%3a%22true%7d) Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Sandy Wong, Office of Legal Services at (512) 239-1802 or 1-800-RELAY-TX (TDD). Requests should be made as far in advance as possible.

### **Written Comments**

Written comments may be submitted to Ms. Lee Bellware, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to [fax4808@tceq.texas.gov](mailto:fax4808@tceq.texas.gov). Electronic comments may be submitted at: <https://www6.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the *eComments* system. All comments should reference Rule Project Number 2021-022-321-OW. The comment period closes November 9, 2021. Please choose one of the methods provided to submit your *written* comments.

Copies of the proposed rulemaking can be obtained from the commission's website at [https://www.tceq.texas.gov/rules/propose\\_adopt.html](https://www.tceq.texas.gov/rules/propose_adopt.html). For further information, please contact Laurie Fleet, Water Quality Administration Unit, (512) 239-5445.