

# Texas Commission on Environmental Quality



## DECISION OF THE COMMISSION REGARDING THE PETITION FOR RULEMAKING FILED BY AQUA TEXAS, INC.

Docket No. 2014-1114-PET  
Project No. 2014-033-PET-NR

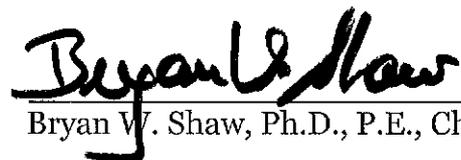
On September 24, 2014, the Texas Commission on Environmental Quality (Commission) considered the combined petition for rulemaking filed by the Aqua Texas, Inc. (petitioner). The petition, filed on August 1, 2014, requests that the Commission initiate rulemaking to amend 30 Texas Administrative Code (TAC) Chapter 290, Public Drinking Water. The petition sought to amend 30 TAC § 290.46(f) by explicitly allowing public water systems to use remote monitoring equipment to satisfy the requirements of the subsection and requiring such systems to perform at least two on-site visits each week at least three days apart. The petition sought to amend 30 TAC § 290.110(c) by allowing operators to visit water systems on a less frequent basis, which the petitioner related to its 30 TAC § 290.46(f) request. The petition sought to amend 30 TAC § 290.45(f) by revising the supply requirements for a purchased water contract. The petition sought to amend 30 TAC § 290.44(c) regarding line sizes for new construction and existing water lines.

IT IS ORDERED BY THE COMMISSION pursuant to the Administrative Procedure Act, Texas Government Code § 2001.021, and Texas Water Code § 5.102 to deny the petition to amend 30 TAC §§ 290.46(f), 290.110(c), and 290.45(f) because the requested rule changes are unnecessary; and deny the petition to amend 30 TAC § 290.44(c) because it is unnecessary and would not add clarity to the rule.

This Decision constitutes the decision of the Commission required by Texas Government Code § 2001.021(c).

Issued date: **SEP 30 2014**

TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY

  
Bryan W. Shaw, Ph.D., P.E., Chairman