

State Office of Administrative Hearings

Kristofer S. Monson
Chief Administrative Law Judge

September 26, 2023

Megan Grace

VIA EFILE TEXAS

Eli Martinez

VIA EFILE TEXAS

Mark Hughes

VIA REGULAR MAIL & REGULAR MAIL

Ranch Hand Apartments, LLC
P.O. Box 1041
Canyon, TX 79015

RE: SOAH Docket No. 582-23-05477; Texas Commission on Environmental Quality Docket No. 2022-0063-PWS-E; *The Executive Director of the Texas Commission on Environmental Quality v. Ranch Hand Apartments, LLC*


Dear Parties:

The undersigned Administrative Law Judge (ALJ) issued a Proposal for Decision and Proposed Order in this matter on August 11, 2023. On August 31, 2023, the Executive Director (ED) of the Texas Commission on Environmental Quality (Commission) filed exceptions. Neither Respondent nor the Office of Public Interest Council filed exceptions or a response.

The ED's exceptions recommend changes to the Proposed Order to clarify provisions and correct typographical errors. The ALJ agrees that those changes should be made. Accordingly, the ALJ recommends that the Commission sustain all the ED's exceptions and make the changes to the Proposed Order as follows:

1. In Finding of Fact No. 1, deleting “US” and adding in its place “10570 West United States.”
2. In Finding of Fact No. 3, deleting “285” and adding in its place “270.”
3. In Finding of Fact No. 4, deleting “in November 2018” and adding in its place “on November 7, 2018, through February 1, 2019.” Additionally, deleting “Respondents’” and replacing it with “Respondent’s.”
4. In Finding of Fact No. 13, adding “provide” prior to “two or more service pumps.”
5. In Finding of Fact No. 17, deleting “20” and adding in its place “21.”
6. In the Commission’s signature block, deleting “John Niermann, Chariman” and adding in its place “Jon Niermann, Chairman.”

With the changes above, the Proposal for Decision and Proposed Order are ready for consideration.



SUSAN RODRIGUEZ
ADMINISTRATIVE LAW JUDGE
STATE OFFICE OF ADMINISTRATIVE HEARINGS

CC: Service List