STATE OFFICE OF ADMINISTRATIVE HEARINGS RECEIVED ON 5/16/2023 5:01 PM

ACCEPTED 582-22-09101 5/17/2023 8:18:26 am STATE OFFICE OF ADMINISTRATIVE HEARINGS Kevin Garza, CLERK

FILED 582-22-09101 5/16/2023 5:01 PM STATE OFFICE OF ADMINISTRATIVE HEARINGS Kevin Garza, CLERK

SOAH DOCKET NO. 582-22-09101 TCEQ DOCKET NO. 2022-0610-MWD

APPLICATION BY CITY OF BRYAN § BEFORE THE STATE OFFICE FOR NEW TPDES PERMIT NO. § OF WQ0015930001 § ADMINISTRATIVE HEARINGS

CITY OF BRYAN'S NOTICE REGARDING EXCEPTIONS TO PROPOSAL FOR DECISION

Applicant City of Bryan files this notice that the City will not file exceptions pursuant to 30 Tex. Admin. Code § 80.257(a) to the Proposal for Decision (PFD) issued on April 26, 2023. The City has reviewed the PFD and believes the recommendations in the PFD that the Application be approved and the Draft Permit issued without changes, the findings in the PFD regarding the seven referred issues, the findings of fact and conclusions of law in the proposed order, and the assessment of transcription costs are well-supported in the evidentiary record in this matter.

Respectfully submitted,

C. Joe Freeland

State Bar No. 07417500

Jim Mathews

State Bar No. 13188700

Benjamin Mathews

State Bar No. 24086987

Mathews & Freeland, LLP

8140 N. MoPac Expy, Ste. 4-240

Austin, Texas 78759

Telephone (512) 404-7800

Facsimile (512) 703-2785

ifreeland@mandf.com

imathews@mandf.com

bmathews@mandf.com

ATTORNEYS FOR THE CITY OF BRYAN

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing document has been e-filed and served on the following counsel/persons by regular electronic mail or by electronic filing on May 16, 2023.

Benjamin Mathews

Benjamin Mathews

EXECUTIVE DIRECTOR

Aubrey Pawelka, Staff Attorney
Texas Commission on Environmental Quality
Environmental Law Division, MC-173
P.O. Box 13087
Austin, Texas 78711
(512) 239-0600
aubrey.pawelka@tceq.texas.gov

OFFICE OF PUBLIC INTEREST COUNSEL

Eli Martinez
Texas Commission on Environmental Quality
Public Interest Counsel, MC-103
P.O. Box 13087
Austin, Texas 78711
512-239-6363
eli.martinez@tceq.texas.gov

DAVID & MARGARET HYDEN

Adam M. Friedman
Hailey Culhane
McElroy, Sullivan, Miller & Weber, LLP
P.O. Box 12127
Austin, Texas 78711
512-327-8111
afriedman@msmtx.com
hculhane@msmtx.com

ALIGNED PROTESTANTS

Mary Louise Sims Anne Cecile Daleon 5565 Cole Lane College Station, TX 77845 mlsims@tamu.edu

Automated Certificate of eService

This automated certificate of service was created by the efiling system. The filer served this document via email generated by the efiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Benjamin Mathews on behalf of Benjamin Mathews

Bar No. 24086987

bmathews@mandf.com Envelope ID: 75701874

Filing Code Description: Exceptions to PFD

Filing Description: City of Bryan's Notice Regarding Exceptions to

Proposal for Decision

Status as of 5/17/2023 8:22 AM CST

Associated Case Party: Executive Director

Name	BarNumber	Email	TimestampSubmitted	Status
Aubrey Pawelka		aubrey.pawelka@tceq.texas.gov	5/16/2023 5:01:25 PM	SENT

Associated Case Party: Public Interest Counsel

Name	BarNumber	Email	TimestampSubmitted	Status
Eli Martinez		eli.martinez@tceq.texas.gov	5/16/2023 5:01:25 PM	SENT

Associated Case Party: City of Bryan

Name	BarNumber	Email	TimestampSubmitted	Status
Clarence JoeFreeland		jfreeland@mandf.com	5/16/2023 5:01:25 PM	SENT
Benjamin Mathews		bmathews@mandf.com	5/16/2023 5:01:25 PM	SENT
Jim Mathews		jmathews@mandf.com	5/16/2023 5:01:25 PM	SENT

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Jimmie Mathews	13188700	jmathews@mandf.com	5/16/2023 5:01:25 PM	SENT
Nancy Fowler		nfowler@msmtx.com	5/16/2023 5:01:25 PM	SENT
KENNEDY REPORTING		order@kennedyreporting.com	5/16/2023 5:01:25 PM	SENT
Benjamin Mathews	24086987	bmathews@mandf.com	5/16/2023 5:01:25 PM	SENT
Hailey Culhane		hculhane@msmtx.com	5/16/2023 5:01:25 PM	SENT
OLS Legal Support		TCEQsoah@tceq.texas.gov	5/16/2023 5:01:25 PM	SENT

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Case Contacts

Adam Friedman	afriedman@msmtx.com	5/16/2023 5:01:25 PM	SENT
Mary Louise Sims	mlsims@tamu.edu	5/16/2023 5:01:25 PM	SENT
Dave & Gail Hyden	afriedman@msmtx.com	5/16/2023 5:01:25 PM	SENT