

Brooke T. Paup, *Chairwoman*
Bobby Janecka, *Commissioner*
Catarina R. Gonzales, *Commissioner*
Kelly Keel, *Executive Director*



Garrett T. Arthur, *Public Interest Counsel*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 14, 2025

Laurie Gharis, Chief Clerk
Texas Commission on Environmental Quality
Office of the Chief Clerk (MC-105)
P.O. Box 13087
Austin, Texas 78711-3087

RE: **IN THE MATTER OF THE APPLICATION BY THE CITY OF CORPUS
CHRISTI FOR TPDES PERMIT NO. WQ0005289000
TCEQ DOCKET NO. 2025-0114-IWD**

Dear Ms. Gharis:

Enclosed for filing is the Office of Public Interest Counsel's Response to Requests for Hearing and Requests for Reconsideration in the above-entitled matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Sheldon P. Wayne".

Sheldon P. Wayne, Attorney
Assistant Public Interest Counsel

A handwritten signature in black ink, appearing to read "Jessica M. Anderson".

Jessica M. Anderson, Attorney
Assistant Public Interest Counsel

cc: Mailing List

DOCKET NO. 2025-0114-IWD

**APPLICATION BY
CITY OF CORPUS CHRISTI
FOR TPDES PERMIT
NO. WQ0005289000**

**§
§
§
§**

**BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY**

**OFFICE OF PUBLIC INTEREST COUNSEL’S RESPONSE
TO REQUESTS FOR HEARING AND REQUESTS FOR RECONSIDERATION**

To the Members of the Texas Commission on Environmental Quality:

The Office of Public Interest Counsel (OPIC) at the Texas Commission on Environmental Quality (TCEQ) files this Response to Requests for Hearing and Requests for Reconsideration on the application in the above-captioned matter and respectfully submits the following.

I. INTRODUCTION

A. Summary of Position

Before the Commission is an application by the City of Corpus Christi (the City or Applicant) for new Texas Pollutant Discharge Elimination System (TPDES) permit no. WQ0005289000. The Commission received timely hearing requests and requests for reconsideration from numerous groups and individuals. For the reasons stated herein, OPIC respectfully recommends that the Commission find that Hillcrest Residents Association (HRA), Bruce Switalla, Dale Switalla, Daniel Peña, and Jason Hale are affected persons, grant their hearing requests, and refer this application for a 180-day hearing at the State Office of Administrative Hearings (SOAH) on Issue nos. 1-8 contained in §III.B. Additionally, OPIC recommends denial of all requests for reconsideration.

B. Description of Application and Facility

The City applied to the TCEQ for a new TPDES permit to authorize the discharge of water treatment waste at a daily average flow not to exceed 34,300,000 gallons per day (gpd) for the initial phase and 51,5000,000 gpd for the final phase via Outfall 001. Corpus Christi proposes to operate the Inner Harbor Desalination Plant, a seawater desalination facility. If built, the facility will be located at the intersection of Nueces Bay Boulevard and West Broadway Street, in the City of Corpus Christi, Nueces County.

The proposed desalination facility process will consist of taking raw seawater and producing potable water. The wastestreams will be generated by pretreatment, membrane filtration, and desalination processes. The wastestreams from these processes will be comingled for discharge through Outfall 001. The initial phase of potable water production is 20 million gallons per day (mgd) with the final phase increased to 30 mgd. The draft permit does not authorize the discharge of domestic wastewater; it requires that all domestic wastewater be disposed of in an approved manner.

If the draft permit is issued, the treated effluent will be discharged directly to Corpus Christi Inner Harbor (Inner Harbor or Segment 2484) in Segment No. 2484 of the Bays and Estuaries. The designated uses for Segment No. 2484 are non-contact recreation and intermediate aquatic life use.

C. Procedural Background

The application was received on January 22, 2020, and declared administratively complete on May 22, 2020. The Notice of Receipt and Intent to

Obtain a Water Quality Permit was published in English in the *Corpus Christi Caller Times* on May 31, 2020, and in Spanish in *El Tejano* on June 12, 2020. The Notice of Application and Preliminary Decision was published in English in the *Corpus Christi Caller Times* on May 15, 2024, and in Spanish in *El Tejano* on May 15, 2024. A public meeting was scheduled, and the Notice of Public Meeting was published in English in the *Corpus Christi Caller Times* on March 15, 2024, and in Spanish in *El Tejano* on March 15, 2024. A public meeting was held on April 18, 2024, at the American Bank Convention Center, 1901 North Shoreline Boulevard in Corpus Christi. The public comment period ended at the close of the public meeting on April 18, 2024. The Executive Director's (ED) Response to Comments (RTC) was mailed on December 19, 2024. The deadline for filing requests for a contested case hearing and requests for reconsideration of the ED's decision was January 21, 2025.

II. APPLICABLE LAW

A. Hearing Requests

The Application was filed after September 1, 2015, and is therefore subject to the procedural rules adopted pursuant to Senate Bill 709. Tex. S.B. 709, 84th Leg., R.S. (2015). Under 30 Texas Administrative Code (TAC) § 55.201(c), a hearing request by an affected person must be in writing, must be timely filed, may not be based on an issue raised solely in a public comment which has been withdrawn, and, for applications filed on or after September 1, 2015, must be based only on the affected person's timely comments.

Section 55.201(d) states that a hearing request must substantially comply with the following:

- (1) give the name, address, daytime telephone number, and, where possible, fax number of the person who files the request;
- (2) identify the requestor's personal justiciable interest affected by the application, including a brief, but specific, written statement explaining in plain language the requestor's location and distance relative to the proposed facility or activity that is the subject of the application and how and why the requestor believes he or she will be adversely affected by the proposed facility or activity in a manner not common to members of the general public;
- (3) request a contested case hearing;
- (4) list all relevant and material disputed issues of fact that were raised by the requestor during the public comment period and that are the basis of the hearing request. To facilitate the Commission's determination of the number and scope of issues to be referred to hearing, the requestor should, to the extent possible, specify any of the ED's responses to the requestor's comments that the requestor disputes, the factual basis of the dispute, and list any disputed issues of law; and
- (5) provide any other information specified in the public notice of application.

30 TAC § 55.20(d).

Under 30 TAC § 55.203(a), an "affected person" is one who has a personal justiciable interest related to a legal right, duty, privilege, power, or economic interest affected by the application. An interest common to members of the general public does not qualify as a personal justiciable interest. Relevant factors to be considered in determining whether a person is affected include:

- (1) whether the interest claimed is one protected by the law under which the application will be considered;
- (2) distance restrictions or other limitations imposed by law on the affected interest;

- (3) whether a reasonable relationship exists between the interest claimed and the activity regulated;
- (4) likely impact of the regulated activity on the health and safety of the person, and on the use of property of the person;
- (5) likely impact of the regulated activity on use of the impacted natural resource by the person;
- (6) for a hearing request on an application filed on or after September 1, 2015, whether the requestor timely submitted comments on the application that were not withdrawn; and
- (7) for governmental entities, their statutory authority over or interest in the issues relevant to the application.

30 TAC § 55.203(c).

Under § 55.203(d), to determine whether a person is an affected person for the purpose of granting a hearing request for an application filed on or after September 1, 2015, the Commission may also consider the following:

- (1) the merits of the underlying application and supporting documentation in the administrative record, including whether the application meets the requirements for permit issuance;
- (2) the analysis and opinions of the executive director; and
- (3) any other expert reports, affidavits, opinions, or data submitted by the executive director, the applicant, or hearing requestor.

30 TAC § 55.203(d).

For applications filed on or after September 1, 2015, § 55.205(b) states that a hearing request by a group or association may not be granted unless all of the following requirements are met:

- (1) comments on the application are timely submitted by the group or association;

- (2) the request identifies, by name and physical address, one or more members of the group or association that would otherwise have standing to request a hearing in their own right;
- (3) the interests the group or association seeks to protect are germane to the organization's purpose; and
- (4) neither the claim asserted nor the relief requested requires the participation of the individual members in the case.

Under 30 TAC § 55.211(c)(2)(A)(ii), for an application filed on or after September 1, 2015, the Commission must grant a hearing request made by an affected person if the request raises disputed issues of fact that were raised by the affected person during the comment period, that were not withdrawn by filing a withdrawal letter with the Chief Clerk prior to the filing of the ED's RTC, and that are relevant and material to the Commission's decision on the application.

Under § 55.211(c)(2)(B)–(D), the hearing request, to be granted, must also be timely filed with the Chief Clerk, pursuant to a right to hearing authorized by law, and comply with the requirements of § 55.201.

B. Requests for Reconsideration

Any person may file a request for reconsideration of the ED's decision under 30 TAC § 55.201(e). The request must be in writing and filed with the Chief Clerk no later than 30 days after the Chief Clerk mails the ED's decision and RTC. The request must expressly state that the person is requesting reconsideration of the ED's decision and give reasons why the decision should be reconsidered.

III. ANALYSIS OF HEARING REQUESTS

A. Whether the requestor is an affected person

Requests by Groups/Associations

Hillcrest Residents Association

The Hillcrest Residents Association submitted a timely request for contested case hearing. The request raises concerns that were previously raised by HRA in timely comment, including concerns related to increased salinity, the ED's antidegradation review, modeling conducted in support of the draft permit, and adverse impact to aquatic life, terrestrial life, human health, and use and enjoyment of property. HRA also urges the ED to re-open the public comment period to allow the public to evaluate and comment on new information that was not previously available, including the addition of whole effluent toxicity (WET) testing and biomonitoring requirements to the draft permit, and modeling files that were not provided by the Applicant. HRA includes within its request a list of disputed issues it contends are appropriate for referral to SOAH for resolution. These timely comments satisfy 30 TAC § 55.205(b)(1), the first requirement for group standing.

HRA explains that it "was formed for the purpose of protecting public health, safety, the environment, and the quality of life for residents in the Hillcrest neighborhood and the immediately surrounding area..." As such, OPIC finds that the interests HRA seeks to protect are germane to the organization's purpose as required by 30 TAC § 55.205(b)(3). Additionally, OPIC finds that

neither the claim asserted, nor the relief requested, requires the participation of individual group members as required by 30 TAC § 55.205(b)(4).

To be considered affected, a group or association must also identify a member who would otherwise have standing to request a hearing in their own right. *See* 30 TAC § 55.205(b)(2). To establish standing, the group must show that at least one of its members possesses a personal justiciable interest in this matter related to a legal right, duty, privilege, power, or economic interest affected by the application. *See* 30 TAC § 55.203(a). Furthermore, the interest must be distinguished from interests common to the general public. *Id.* The request identifies multiple group members as having standing to request a hearing in their own right. OPIC finds that HRA has satisfied this requirement for establishing group standing and highlights a few of HRA's identified members below that support associational standing.

First, Norman Johnson explains that he owns multiple properties near the proposed Facility. According to the map created by the ED's staff, the property Mr. Johnson identified by address is located approximately 0.41 miles from the proposed Facility. Mr. Johnson fears that his use and enjoyment of his properties will be affected by the proposed Facility. The request also identifies Tommy Joe Rodgers, who according to the ED's map, is located approximately 0.50 miles from the proposed Facility. Mr. Rodgers has concerns about his health related to the Facility's use of trucks to haul sludge. Mr. Rodgers also fishes for Red Drum downstream from the discharge near Whataburger Field at least once per week, and eats what he catches. He worries that the discharge will reduce fish and other

marine life, preventing him from fishing in the future. Additionally, the request identifies Renior Knox, Sr., who, according to the ED's map, is located approximately 0.36 miles from the proposed Facility. Mr. Knox explains that he gardens, runs, or walks daily in the Hillcrest neighborhood. He has concerns that the Facility's operations, including its truck traffic, will affect his recreational activities and everyday life. Mr. Knox also fishes two to three times a month, either in the canal less than one mile from the discharge point, or by boat near the Art Museum of South Texas. He is concerned that fish and marine life will be impacted by increased salinity attributable to the Facility's discharge. Also identified is Carrie Meyer, who according to the ED's map, is located approximately 2.62 miles from the proposed Facility. Mrs. Meyer and her family recreate in the waters near North Beach and the USS Lexington at least twice per week. She also operates a kayak rental and tour guide business. Mrs. Meyer has concerns that impacts to fish and the bay's health could harm her both economically and recreationally. Finally, OPIC notes that HRA also identified Madelyn Chapman (0.47 miles), Daniel Peña (0.53 miles), Wendell Williams (0.56 miles), Monna Lytle (0.61 miles), and Reverend Henry Williams (0.48 miles) as members who would otherwise have standing to request a hearing in their own right.

OPIC finds that for the identified group members discussed above, HRA has sufficiently distinguished their interests from those of the general public as required by 30 TAC § 55.203(a). The request identifies multiple group members' regular participation in recreational activities that take place in close proximity

to, and may reasonably be affected by, the discharge sought to be authorized by this draft permit. Because their activities could be impacted by the discharge, a reasonable relationship exists between the members' identified recreational interests and the regulated activity at issue here. *See* 30 TAC § 55.203(c)(3). It is also likely that the regulated activity will have an impact on the use of the impacted natural resource by the person. *See* 30 TAC § 55.203(c)(5). OPIC finds that these interests are sufficient to confer a finding of affectedness. Therefore, OPIC concludes that HRA has met all requirements for group standing and qualifies as an affected person.

Texas Campaign for the Environment

Robin Schneider and Chloe Torres submitted timely comments and a hearing request on behalf of Texas Campaign for the Environment (TCE). TCE's timely comments satisfy the first prong of the group standing requirements rule. *See* 30 TAC § 55.205(b)(1). TCE is a non-profit membership organization dedicated to informing and mobilizing Texans to protect their health, communities, and the environment. TCE promotes enforcement of anti-pollution laws designed to stop or clean up air, water, and waste pollution. Additionally, TCE is operating in opposition to the build out of petrochemical facilities that have localized impacts as well as global climate repercussions. For these reasons, OPIC finds that TCE's stated purposes are germane to the interests they seek to protect, as required by 30 TAC § 55.205(b)(3). Their hearing request raised concerns about site selection, nuisance conditions, environmental impacts,

application accuracy and adequacy, water quality and salinity, cumulative impacts, modeling adequacy, and antidegradation review.

In order for an association's hearing request to be granted, the request must identify one or more members, by name and physical address, that would otherwise have standing in their own right. 30 TAC § 55.205(b)(2). Here, Ms. Lamont Taylor has been identified as a member of TCE. According to the map created by ED staff, Ms. Taylor resides 2.23 miles from the proposed facility. Ms. Taylor has lived in the Hillcrest neighborhood for over sixty years. Presently she owns property and attends church in Hillcrest. While TCE identified justiciable concerns, and there is no distance restriction imposed by law, Ms. Taylor's residence is more than two miles from the proposed facility. *See* 30 TAC § 55.203(c)(2). Given Ms. Taylor's lack of proximity to the proposed facility, OPIC cannot find that she would be affected in a manner not common to the general public.

While TCE's purposes are germane to the interests they seek to protect, and they successfully articulated some justiciable concerns, they failed to identify a member who would otherwise have standing in their own right, given Ms. Taylor's lack of proximity to the proposed facility. Because TCE has not offered a member of the association who would have standing in their own right, the group cannot qualify as an affected person under 30 TAC § 55.205(b).

Requestors Who Reside Within One Mile of the Regulated Activity and Possess a Personal Justiciable Interest

Bruce Switalla

The Commission received timely comments and a hearing request from Bruce Switalla, whose property is, according to the map created by ED staff, 0.49 miles from the proposed facility. He is concerned about air pollution, nuisance odors, human health and the environment, noise pollution, and traffic. Some of these interests are protected by the law under which this application will be considered. *See* 30 TAC § 55.203(c)(1). Because of Mr. Switalla's proximity to the proposed facility, a reasonable relationship exists between the interests he seeks to protect and the Applicant's regulated activity—a relevant factor under 30 TAC § 55.201(c)(3). Further, the requestor's proximity increases the likelihood that the regulated activity will impact their health, safety, use of property, and use of the impacted natural resource. *See* 30 TAC § 55.203(c)(4)-(5). Given his justiciable concerns and proximity, OPIC finds that Mr. Switalla has demonstrated that he would be affected in a way not common to members of the general public as required by 30 TAC § 55.203(a). Therefore, OPIC recommends that the Commission find that Bruce Switalla is an affected person.

Dale Switalla

The Commission received timely comments and a hearing request from Dale Switalla, whose property is, according to the map created by ED staff, 0.49 miles from the proposed facility. He is concerned about water quality, nuisance odors, air pollution, wildlife, noise pollution, impacts to local infrastructure, and the potential negative effects the facility could have on tourism and its related

economic opportunities. Some of these interests are protected by the law under which this application will be considered. *See* 30 TAC § 55.203(c)(1). Because of Mr. Switalla's proximity to the proposed facility, a reasonable relationship exists between the interests he seeks to protect and the Applicant's regulated activity—a relevant factor under 30 TAC § 55.201(c)(3). Further, the requestor's proximity increases the likelihood that the regulated activity will impact their health, safety, use of property, and use of the impacted natural resource. *See* 30 TAC § 55.203(c)(4)-(5). Given his justiciable concerns and proximity, OPIC finds that Mr. Switalla has demonstrated that he would be affected in a way not common to members of the general public as required by 30 TAC § 55.203(a). Therefore, OPIC recommends that the Commission find that Dale Switalla is an affected person.

Daniel Peña

The Commission received timely comments and a hearing request from Daniel Peña, whose property is, according to the map created by ED staff, 0.53 miles from the proposed facility. He is concerned about water quality and the environment, as well as infrastructure. His concerns about water quality and the environment are protected by the law under which this application will be considered. *See* 30 TAC § 55.203(c)(1). Because of Mr. Peña's proximity to the proposed facility, a reasonable relationship exists between the interests he seeks to protect and the Applicant's regulated activity—a relevant factor under 30 TAC § 55.201(c)(3). Further, the requestor's proximity increases the likelihood that the regulated activity will impact their health, safety, use of property, and use of the

impacted natural resource. *See* 30 TAC § 55.203(c)(4)-(5). Given his justiciable concerns and proximity, OPIC finds that Mr. Peña has demonstrated that he would be affected in a way not common to members of the general public as required by 30 TAC § 55.203(a). Therefore, OPIC recommends that the Commission find that Daniel Peña is an affected person.

Additional Requestors Who Possess a Personal Justiciable Interest Based on Recreational Interests

Jason Hale

The Commission received timely comments and a hearing request from Jason Hale. In his timely hearing request, Mr. Hale raises many concerns, including those regarding impacts to water quality and aquatic life, and resultant impacts to his recreational activities. Mr. Hale previously raised these concerns in timely comment. *See* 30 TAC § 55.203(c)(6). According to the map created by ED staff, Mr. Hale resides 5.72 miles from the proposed Facility. OPIC finds that the intervening distance between Mr. Hale's property and the regulated activity is too great to establish a reasonable relationship based on his property interests. *See* 30 TAC § 55. 203(c)(3). However, Mr. Hale also claims a recreational interest that could, potentially, support a determination of affectedness.

Specifically, Mr. Hale avers that he watches and photographs area wildlife, including birds at different locations near the discharge point, such as by the Art Museum of South Texas and the USS Lexington. He believes that his recreational activity will be negatively affected by the proposed discharge because it will reduce aquatic life that serve as food sources for nearby birds, which will, in turn,

reduce bird turnout. He takes specific issue with a number of responses from the ED's RTC concerning the impact on aquatic life, salinity modeling, salinity gradients, and the ED's antidegradation review.

The Art Museum and the USS Lexington are not depicted on the ED's map; however, they appear to be located between 1.5 and 2 miles from the point of discharge. A relevant factor in evaluating if a person is affected is whether a reasonable relationship exists between the interest claimed and the activity regulated. *See* 30 TAC § 55.203(c)(3). At this distance, it is reasonable to assume that wildlife, including birds and their sources of food, may be affected by the regulated activity, and that this will affect Mr. Hale's interest in observing wildlife. Relatedly, his use of the receiving waters for the recreational activity of observing wildlife is likely to be impacted by operation of the proposed Facility. *See* 30 TAC § 55.203(c)(5). Finally, Mr. Hale's concerns about wildlife, salinity, and the antidegradation review are protected by the law under which this application will be considered. *See* 30 TAC § 55.203(c)(1).

OPIC finds that Mr. Hale's explanation of his recreational activity of observing wildlife, taken in combination with the specific locations he identifies where he engages in this recreational activity, sufficiently distinguishes his interest from that of the general public. It is clear that Mr. Hale takes part in this activity, and his request intimates that he does with regularity. Therefore, OPIC concludes that Jason Hale possesses a personal justiciable interest in this matter that is not common to the general public and has successfully demonstrated that he qualifies as an affected person. *See* 30 TAC § 55.203(a).

Requestors Who Did Not Demonstrate That They Possess a Personal Justiciable Interest

The following requestors' hearing requests did not demonstrate that they possess a personal justiciable interest in the application: Jomana Al-Abed (17.84 miles), Isabel Araiza (7.24 miles), Howard Bishop (3.91 miles), Charles Boone (12.14 miles), Shelley Bryan (27.08 miles), Barbara Canales (6.66 miles), Elida Castillo (11.63 miles), Jalen Evans (4.20 miles), Laramie Fain (3.32 miles), Merida Forrest (9.79 miles), Guillermo Gallegos (9.79 miles), McKenzie Hahn (5.72 miles), Autumn Hensiek (3.32 miles), Marvin Johnson (0.41 miles), Jestine Knox,¹ Monna Lytle (0.61 miles), Matt Manning (1.67 miles), Carrie Meyer (2.62 miles), Pamela Meyer (19.65 miles), Ana Yvett O'Reilly (9.82 miles), Maggie Peacock (9.67 miles), Dorothy Peña (9.22 miles), Conor Rice (6.29 miles), Julie Travis Rogers (2.09 miles), Ester Santee (8.44 miles), Encarnacion Serna (8.30 miles), Errol Summerlin (7.34 miles), Taylor Thorpe (9.67 miles), and Alberto Zertuche (4.82 miles). OPIC concludes these requestors did not establish that they possess a personal justiciable interest in this matter for one or more of the following reasons: (1) lack of proximity necessary to establish a personal justiciable interest; (2) failure to provide a property address or other description of the requestor's location and distance relative to the proposed Facility; (3) failure to show a recreational or economic interest distinct from interests of the general public; (4) failure to

¹ Jestine Knox failed to submit a timely hearing request; therefore, her location was not depicted on the ED's map.

provide a public comment before the close of the comment period;² (5) failure to submit a timely hearing request;³ or (6) failure to otherwise articulate with reasonable specificity the way that they will be impacted personally that is distinct from the general public. Therefore, OPIC finds that none of these requestors qualify as affected persons.

B. Which issues raised in the hearing requests are disputed

The affected requestors raised the following disputed issues:

1. Whether public notice was sufficient.

Raised by: HRA.

2. Whether the representations contained in the application, and the application itself, are complete and accurate.

Raised by: HRA, Jason Hale.

3. Whether the Executive Director's antidegradation review was accurate.

Raised by: HRA, Jason Hale.

4. Whether the draft permit is adequately protective of water quality, including compliance with the Texas Surface Water Quality Standards.

Raised by: HRA, Jason Hale, Dale Switalla, Daniel Peña.

5. Whether the draft permit is adequately protective of the environment, human health, and animal life, including both terrestrial and aquatic life.

Raised by: HRA, Jason Hale, Bruce Switalla, Dale Switalla, Daniel Peña.

² The Commission is precluded by rule from finding a requestor to be an affected person if their hearing request is not based on disputed issues of fact that were raised in that person's timely comments. *See* 30 TAC §§ 55.201(d)(4)(B) and 55.211(c)(2)(A)(ii).

³ The Commission is precluded by rule from finding a requestor to be an affected person if their hearing request is not timely. *See* 30 TAC §§ 55.201(g)(1) and 55.211(c)(2)(B).

6. Whether the draft permit has sufficiently definite terms and conditions to ensure compliance with all applicable standards and regulations, including adequate monitoring and reporting requirements.

Raised by: HRA, Jason Hale.

7. Whether the modeling used to support the draft permit complies with applicable regulations to ensure the draft permit is protective of water quality, including utilizing accurate inputs.

Raised by: HRA, Jason Hale.

8. Whether the draft permit is adequately protective against nuisance odors.

Raised by: Bruce Switalla, Dale Switalla.

9. Whether the draft permit is protective of the requestors' use and enjoyment of property.

Raised by: HRA.

10. Whether the draft permit will violate Title VI of the Civil Rights Act by exacerbating environmental equity and public health problems.

Raised by: HRA.

11. Whether all pollutants and constituents that will be treated or discharged by the Applicant have been properly identified, quantified, and addressed in the application and draft permit.

Raised by: HRA.

12. Whether the draft permit is adequately protective against air pollution.

Raised by: Bruce Switalla, Dale Switalla.

13. Whether the draft permit is adequately protective against noise pollution.

Raised by: Bruce Switalla, Dale Switalla.

14. Whether the draft permit is adequately protective of existing infrastructure and against increased traffic.

Raised by: Bruce Switalla, Dale Switalla, Daniel Peña.

15. Whether the draft permit is adequately protective of existing tourism businesses.

Raised by: Dale Switalla.

C. Whether the dispute involves questions of fact or of law

If the Commission considers an issue to be one of fact, rather than one of law or policy, it is appropriate for referral to hearing if it meets all other applicable requirements. The issues raised here are issues of fact or mixed questions of fact and law.

D. Whether the issues were raised during the public comment period

Issue nos. 1-15 in Section III.B. were specifically raised by affected requestors during the public comment period.

E. Whether the hearing requests are based on issues raised solely in a withdrawn public comment

No public comments were withdrawn in this matter. Therefore, the hearing requests are not based on issues raised in withdrawn public comments.

F. Whether the issues are relevant and material to the decision on the application

The hearing requests raised issues that are relevant and material to the Commission's decision under the requirements of 30 TAC §§ 55.201(d)(4)(B) and 55.211(c)(2)(A)(ii) as well as issues that are not relevant and material. To refer an issue to the State Office of Administrative Hearings (SOAH), the Commission must find that the issue is relevant and material to the Commission's decision to issue or deny the permit. Relevant and material issues are those governed by the substantive law under which the permit is to be issued. *Anderson v. Liberty Lobby, Inc.*, 477 U.S. 242, 248-51 (1986).

Public Notice

Affected persons in this matter are concerned that because certain materials associated with the application were not available to the public during the public comment period, the public notice given by Applicant was deficient, and consequently, the public comment period should be re-opened. The Applicant is required by 30 TAC Chapter 39, Subchapter J to provide public notice of the application. The issue of whether this permit was properly noticed is therefore relevant and material to the Commission's decision to issue or deny this permit, and Issue no. 1 is appropriate for referral to SOAH.

Completeness and Accuracy of the Application

Affected persons in this matter are concerned that the application is incomplete, is missing information, and contains inaccurate information. TCEQ rules require that if an applicant becomes aware that it did not submit required facts or submitted incorrect information in a permit application, the applicant is required to promptly submit the needed facts and information. 30 TAC § 305.125(19). Therefore, Issue no. 2 is relevant and material to the Commission's decision regarding this application and is appropriate for referral to SOAH.

Antidegradation Review

Affected persons are concerned that a complete and sufficient antidegradation review was not performed. Antidegradation reviews are governed by 30 TAC § 307.5, which establishes the Commission's antidegradation policy and contains provisions for implementation of the policy.

Therefore, Issue no. 3 is relevant and material to the Commission's decision to issue or deny this permit and is appropriate for referral to SOAH.

Water Quality, Human Health and Safety, Aquatic Life, Wildlife, and Recreational Activities

Affected persons in this matter are concerned with adverse effects to water quality and its impacts on human health, marine life, and wildlife. The Commission is responsible for the protection of water quality under TWC Chapter 26 and 30 TAC Chapter 307. The Texas Surface Water Quality Standards ("Standards") in Chapter 307 require that the proposed permit "maintain the quality of water in the state consistent with public health and enjoyment, propagation and protection of terrestrial and aquatic life, operation of existing industries, and economic development of the state." 30 TAC § 307.1. According to § 307.6(b)(4) of the Standards, "[w]ater in the state must be maintained to preclude adverse toxic effects on aquatic life, terrestrial life, livestock, or domestic animals, resulting from contact, consumption of aquatic organisms, consumption of water, or any combination of the three." Additionally, "[s]urface waters must not be toxic to man from ingestion of water, consumption of aquatic organisms, or contact with the skin, or to terrestrial or aquatic life." 30 TAC § 307.4(d). The Standards also require water quality to be consistent with enjoyment and that no toxic effects are produced from contact with the water. Therefore, Issue nos. 4-5 are relevant and material to the Commission's decision regarding this application and are appropriate for referral to SOAH.

Monitoring and Enforceability of the Draft Permit

Affected persons in this matter are concerned that the terms and conditions of the draft permit, including its monitoring and reporting requirements are not sufficiently definite to be enforceable. Among other things, the draft permit contains salinity monitoring requirements, narrative criteria for salinity, and biomonitoring requirements. The adequacy of the terms and conditions of the draft permit, including its monitoring requirements, implicates the permit's enforceability and ultimately, its compliance with applicable statutory and regulatory requirements. Therefore, Issue no. 6 is relevant and material to the Commission's decision to issue or deny this permit and is appropriate for referral to SOAH.

Modeling

Affected persons in this matter are concerned that the modeling of the proposed Facility's discharge was insufficient. The discharge of the proposed Facility was modeled using the CORMIX modeling program in order to ensure that it will meet the Surface Water Quality Standards contained within 30 TAC Chapter 307. Therefore, Issue no. 7 is relevant and material to the Commission's decision to issue or deny this permit and is appropriate for referral to SOAH.

Odor

Affected persons in this matter are concerned that the Facility will cause nuisance odor conditions. Texas Surface Water Quality Standards include general criteria that surface waters must meet, including aesthetic parameters which require that "[c]oncentrations of taste and odor producing substances must

not...result in offensive odors arising from the waters[.]” Therefore, Issue no. 8 is relevant and material to the Commission’s decision regarding this application and is appropriate for referral to SOAH.

Environmental Equity and Title VI of the Civil Rights Act

Affected persons in this matter are concerned about disproportionate impacts of the Facility on nearby communities, including the Hillcrest neighborhood. Because the TCEQ receives federal funding, it must comply with a suite of federal guidance and laws ensuring its actions are not intentionally discriminatory and will not have discriminatory effects.⁴ For instance, Title VI of the Civil Rights Act of 1964 prohibits discrimination on the basis of race, color, or national origin.⁵ Executive Order 12898 addresses the environmental and human health conditions of minority communities and low-income communities and calls on agencies to identify and address any disproportionately high and adverse human health or environmental effects of their programs.⁶ Executive Order 13166 requires federal agencies—and recipients of federal financial assistance—to examine the services they provide, identify any need for services to those with limited English proficiency, and develop and implement a system to provide those services so limited English proficiency persons can have meaningful access to them.⁷

⁴ See 40 CFR §7.35(b). <https://www.ecfr.gov/current/title-40/chapter-I/subchapter-A/part-7>

⁵ <https://www.justice.gov/crt/fcs/TitleVI>

⁶ <https://www.archives.gov/files/federal-register/executive-orders/pdf/12898.pdf>

⁷ <https://www.govinfo.gov/content/pkg/FR-2000-08-16/pdf/00-20938.pdf>

TCEQ has made a commitment to preventing discriminatory actions or effects through its Title VI Compliance efforts, which are intended to ensure reasonable access to its decision-making processes. Towards this end, efforts have been made to develop and implement a Disability Nondiscrimination Plan, Public Participation Plan, and Language Access Plan.⁸ Together, these efforts are intended to provide equal access to Commission programs and activities.

However, the specific concerns raised here involving the location of the Facility in an area with minority and low-income populations and any disparate effects on that community are not currently addressed by concrete guidance or permitting rules. Without specific requirements relating to these concerns, they cannot be addressed in proceedings on this application. Therefore, OPIC cannot recommend referral of Issue no. 10 to SOAH.

Process Chemicals

Affected persons in this matter are concerned that not all of the chemicals that will be used by the Facility have been identified in the application. They point out that the desalination process will use chemicals for descaling and to facilitate desalination, but these chemicals have not been evaluated by the ED. OPIC understands this concern, however, the ED does not require this information at this time in the permitting process. An application for a new industrial wastewater discharge permit is not required to include the final design of the facility. In most cases, the specific chemicals to be used have not been finalized

⁸ More information on TCEQ's Title VI Compliance efforts can be found at: <https://www.tceq.texas.gov/agency/decisions/participation/title-vi-compliance>

at the time of application submittal. Instead, if submitted, the ED will review any additional information submitted by the Applicant, and may reopen the permit to include additional limitations or monitoring requirements, if necessary. Therefore, OPIC cannot recommend Issue no. 11 for referral to SOAH.

Air Pollution, Infrastructure, Traffic, Tourism, and Noise, Light, and Vibration Affecting Use of Property

Affected persons in this matter are concerned that the proposed Facility's operations will create air pollution, damage infrastructure, increase traffic, create noise, light, and vibration which will limit use and enjoyment of their properties, and adversely affect the local tourism industry. The Texas Legislature, which establishes the jurisdiction of TCEQ, has not given the Commission the authority to consider these types of concerns when deciding whether to issue a TPDES permit. With regard to air pollution, water treatment facilities have been found by the ED to not make significant contributions of air contaminants to the atmosphere and that human health and the environment will be protected. Therefore, water treatment facilities have been permitted by rule pursuant to 30 TAC § 106.532. As such, issues with air pollution are not relevant and material to the Commission's decision on this TPDES permit. Additionally, the TCEQ does not have jurisdiction to consider effects on infrastructure or traffic when deciding whether to issue a TPDES permit. Likewise, the specific issues raised by requestors about noise, light, and vibration from truck traffic affecting the use and enjoyment of their properties are not relevant and material to the Commission's decision on this permit. Finally, separate and apart from issues

related to water quality, and impacts to aquatic life and wildlife already recommended for referral, the TCEQ does not have jurisdiction to consider the impact on tourism from the proposed Facility. Therefore, Issue nos. 9, 12, 13, 14, and 15 are not relevant and material to the Commission's decision regarding this application and are not appropriate for referral to SOAH.

G. Maximum expected duration for the contested case hearing

Commission rule 30 TAC § 50.115(d) requires that any Commission order referring a case to SOAH specify the maximum expected duration of the hearing by stating a date by which the judge is expected to issue a proposal for decision. The rule further provides that, for applications filed on or after September 1, 2015, the administrative law judge must conclude the hearing and provide a proposal for decision by the 180th day after the first day of the preliminary hearing, or a date specified by the Commission, whichever is earlier. 30 TAC § 50.115(d)(2). To assist the Commission in setting a date by which the judge is expected to issue a proposal for decision, and as required by 30 TAC § 55.209(e)(7), OPIC estimates that the maximum expected duration of a hearing on this Application would be 180 days from the first date of the preliminary hearing until the proposal for decision is issued.

IV. REQUESTS FOR RECONSIDERATION

The Commission received requests for reconsideration of the ED's decision to issue the draft permit from HRA, Sierra Club,⁹ Beatriz Alvarado, Jose Gonzales,

⁹ OPIC notes that according to the Sierra Club's Request for Reconsideration, 189 individual members of the organization have signed on in conjunction with this request.

Jason Hale, Corey Johnson, Daniel Peña, Errol Summerlin, and John Weber. The requests raise concerns about degradation of the area's water quality, increased salinity in the receiving waters, creation of hypoxic conditions, sufficiency of the ED's antidegradation review and modeling conducted in support of the draft permit, and adverse impact to aquatic life, terrestrial life, human health, recreational opportunities, and use and enjoyment of property. The requestors are further concerned that the operation of the Facility will impede local economic development and argue that the Facility should be sited elsewhere, referencing the pending Title VI complaint against the City. Finally, they are concerned about increased light, noise, and traffic.

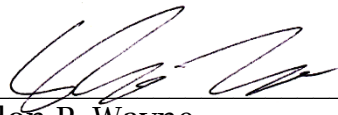
While OPIC is recommending a hearing and referral of several of the issues encompassing these requestors' concerns as expressed in their requests for reconsideration, a record establishing the evidentiary basis for reconsidering the ED's decision based on these issues would need to exist in order to recommend that any of the requests for reconsideration be granted. As no such record currently exists, OPIC cannot recommend the requests be granted at this time. Finally, concerns regarding impacts to the area's economic development and the Applicant's site selection are outside of the Commission's jurisdiction to consider in a TPDES permitting proceeding, and therefore, cannot serve as the basis for reconsideration of the ED's decision. Similarly, concerns about light, noise, and traffic also lie outside of the Commission's jurisdiction to consider in this proceeding.

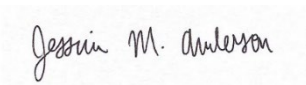
V. CONCLUSION

Having found that Hillcrest Residents Association, Bruce Switalla, Dale Switalla, Daniel Peña, and Jason Hale qualify as affected persons in this matter, OPIC respectfully recommends the Commission grant their hearing requests and refer Issue nos. 1-8 specified in Section III.B for a contested case hearing at SOAH with a maximum duration of 180 days. OPIC further recommends the Commission deny the pending requests for reconsideration.

Respectfully submitted,

Garrett T. Arthur
Public Interest Counsel

By: 
Sheldon P. Wayne
Assistant Public Interest Counsel
State Bar No. 24098581
P.O. Box No. 1308, MC 103
Austin, Texas 7871-3087
(512) 239-3144

By: 
Jessica M. Anderson
Assistant Public Interest Counsel
State Bar No. 24131226
P.O. Box 13087, MC 103
Austin, Texas 78711-3087
(512) 239-6823

CERTIFICATE OF SERVICE

I hereby certify that on February 14, 2025, the Office of Public Interest Counsel's Response to Requests for Hearing and Requests for Reconsideration was filed with the Chief Clerk of the TCEQ and a copy was served to all persons listed on the attached mailing list via Inter-Agency Mail, electronic mail, or by deposit in the U.S. Mail.

A handwritten signature in cursive script that reads "Jessica M. Anderson". The signature is written in black ink on a light-colored background.

Jessica M. Anderson

**MAILING LIST
CITY OF CORPUS CHRISTI
TCEQ DOCKET NO. 2025-0114-IWD**

FOR THE APPLICANT
via electronic mail:

Rebecca Huerta, City Secretary
City of Corpus Christi
P.O. Box 9277
Corpus Christi, Texas 78469
citysecretary@cctexas.com

Steve Ramos, Water Resources Manager
City of Corpus Christi
2726 Holly Road
Corpus Christi, Texas 78416
estebanr2@cctexas.com

Katie Leatherwood, P.G.
Freese and Nichols, Inc.
4055 International Plaza, Suite 200
Fort Worth, Texas 76109
katie.leatherwood@freese.com

FOR THE EXECUTIVE DIRECTOR
via electronic mail:

Kathy Humphreys, Staff Attorney
Texas Commission on Environmental
Quality
Environmental Law Division MC-173
P.O. Box 13087
Austin, Texas 78711-3087
Tel: 512/239-0600 Fax: 512/239-0606
kathy.humphreys@tceq.texas.gov

Thomas Starr, Technical Staff
Texas Commission on Environmental
Quality
Water Quality Division MC-148
P.O. Box 13087
Austin, Texas 78711-3087
Tel: 512/239-4570 Fax: 512/239-4430
thomas.starr@tceq.texas.gov

Ryan Vise, Director
Texas Commission on Environmental
Quality
External Relations Division
Public Education Program MC-108
P.O. Box 13087
Austin, Texas 78711-3087
Tel: 512/239-4000 Fax: 512/239-5678
pep@tceq.texas.gov

**FOR ALTERNATIVE DISPUTE
RESOLUTION**
via electronic mail:

Kyle Lucas, Attorney
Texas Commission on Environmental
Quality
Alternative Dispute Resolution MC-222
P.O. Box 13087
Austin, Texas 78711-3087
Tel: 512/239-0687 Fax: 512/239-4015
kyle.lucas@tceq.texas.gov

FOR THE CHIEF CLERK
via eFiling:

Docket Clerk
Texas Commission on Environmental
Quality
Office of Chief Clerk MC-105
P.O. Box 13087
Austin, Texas 78711-3087
Tel: 512/239-3300 Fax: 512/239-3311
<https://www14.tceq.texas.gov/epic/eFiling/>

REQUESTER(S):

See attached list.

REQUESTER(S)

Amber Abasacl
14024 Mint Trail Dr
San Antonio, TX 78232-3509

Evelyn Adams
4920 Pecan Place Dr
Mckinney, TX 75071-7030

Jomana Al-Abed
6925 S Padre Island Dr
Corpus Christi, TX 78412-4927

Adina A Alegria
4 Los Amigos
Palm Valley, TX 78552-9023

Jacklyn Alford
11703 N Oaks Dr
Austin, TX 78753-2308

Genevieve Ali
2709 Padina Dr
Austin, TX 78733-1686

Benjamin Alpers
1602 Fairplay Ct
Austin, TX 78721-1316

Beatriz Alvarado
910 Ohio Ave
Apt 2
Corpus Christi, TX 78404-2849

Mary Alvarez
290 Lexington Dr
Austin, TX 78737-4530

Jim Anderson
7502 Spring Meadow Ln
Garland, TX 75044-2052

Mary Apolinar
8718 Heath Circle Dr
San Antonio, TX 78250-4678

Isabel Araiza Ortiz
326 Poenisch Dr
Corpus Christi, TX 78412-2710

Debra Atlas
1413 W 6Th St
Weslaco, TX 78596-5753

Bo Baggs
3565 Lake Arthur Dr
Port Arthur, TX 77642-7601

Glyn Bailey
614 Baywood Dr
Seabrook, TX 77586-1808

Loring Baker
13525 King Phillip Ct
Corpus Christi, TX 78418-6927

Mr Don Barnhill
4438 Grove Park Dr
League City, TX 77573-4539

Karen Baum
118 Shadycreek Dr
Palestine, TX 75801-6044

Mark Bedgood
564 Nw County Road 2100
Corsicana, TX 75110-8504

David Bell
21416 Lakefront Dr
Lago Vista, TX 78645-6117

Donna Bening
1109 Highedge Dr
Plano, TX 75075-8121

Howard Bishop
1418 Brentwood Dr
Corpus Christi, TX 78415-4816

Frank Blake
1010 Peden St
Apt 3
Houston, TX 77006-1358

Tracey Bonner
1707 Castle Rd
Arlington, TX 76014-1516

Charles Howard Boone
468 Sunset
Ingleside, TX 78362-4747

Beth Bowling
49 Castle Hill Ter
Pottsboro, TX 75076-4862

Deborah Branch
4009 Alava Dr
Fort Worth, TX 76133-5516

Amanda Breland
11930 Leopard St
Apt 132
Corpus Christi, TX 78410-3330

Ms Kate Bremer
1959
189 High Country Rd
Blanco, TX 78606-4724

Dane Brodsgaard
4000 Surfside Blvd
Apt 603
Corpus Christi, TX 78402-1400

Shelley Bryan
819 N Church St
Rockport, TX 78382-2922

Ellen Buchanan
1245 S Pine St
Kountze, TX 77625-7643

Ellen Buchanan
Po Box 1489
Kountze, TX 77625-1489

Winifred Burkett
Po Box 594
Port Bolivar, TX 77650-0594

Jared Burns
16202 Buccaneer Ln
Apt 130A
Houston, TX 77062-5364

Elaine Byrne
17021 Ennis Trl
Austin, TX 78717-5504

Ms Sylvia Campos
For The Greater Good
4410 Fir St
Corpus Christi, TX 78411-3635

Barbara Canales
4920 Ocean Dr
Corpus Christi, TX 78412-2658

Madalynn Carey
11500 Huebner Rd
Apt 2207
San Antonio, TX 78230-5976

Eric Casey
3316 Dartmouth Dr
Plano, TX 75075-7920

Elida I Castillo
131 Lerdo St
Taft, TX 78390-2222

Elida I Castillo
Po Box 643
Taft, TX 78390-0643

Diane Castro
809 Magnolia Ct
Keller, TX 76248-3290

Mary E Cato
1807 Pecan Park Dr
Arlington, TX 76012-3033

Paul Christmas
6613 Fairway Dr
Galveston, TX 77551-1813

Whitney Cloud
5906 Fm 1082
Hawley, TX 79525-3228

Leona Coen
16418 Cavendish Dr
Houston, TX 77059-4713

Amanda Colins
2305 N Fitzhugh Ave
Dallas, TX 75204-3488

Kristi Collins
1500 Allegheny Dr
Arlington, TX 76012-4346

Concerned Citizen
11711 Memorial Dr
Houston, TX 77024-7255

Concerned Citizen
415 Oakwood Dr
Alamo, TX 78516-9300

Ardis Cox
4200 Jackson Ave
Apt 1007
Austin, TX 78731-6060

Stephen Crane
104 Cardinal Loop
Paige, TX 78659-4888

Marcia Lynne Curry
229 Karen Dr
Alamo, TX 78516-2607

Tasneem Dawoodjee
2609 Dillon Pond Ln
Pflugerville, TX 78660-2561

Blanca Delagarza
10207 Kirkaspen Dr
Houston, TX 77089-2825

Janet Delaney
5406 Western Hills Dr
Austin, TX 78731-4824

Rainbow Di Benedetto
7708 Waldon Dr
Austin, TX 78750-8264

Jamie Diamandopoulos
14030 Queensbury Ln
Houston, TX 77079-3227

Zora Djenohan
Earthjustice
900 Camp St
Unit 303
New Orleans, LA 70130-3971

Margaret Ann Duran
Jose M Duran Md
4022 Congressional Dr
Corpus Christi, TX 78413-2523

Devin Ehlert
16102 Heights Harvest Ln
Cypress, TX 77429-6142

Chantal Eldridge
6526 Needham Ln
Austin, TX 78739-1512

Jennifer Ellis
310 Louise Dr
Corpus Christi, TX 78404-2429

Stephen Englander
2308 Westrock Dr
Austin, TX 78704-5819

Kelly Epstein
18319 Champion Forest Dr
Spring, TX 77379-3973

Jenelle Esparza
2727 W Woodlawn Ave
San Antonio, TX 78228-5125

Quintin Espinoza
114 W Victory Ave
Temple, TX 76501-1715

Jalen Evans
4213 Christie St
Corpus Christi, TX 78415-5215

Henry Ewert
305 Middle Ground Cv
Austin, TX 78748-2573

Laramie Fain
322 Texas Ave
Corpus Christi, TX 78404-1709

Rachel Fickey
322 Lelia St
Palestine, TX 75803-6854

Karl Fickling
4720 Lincolnshire Dr
Grand Prairie, TX 75052-8341

Linda Fielder
2234 Carmel Dr
Carrollton, TX 75006-2801

William Forbes
Po Box 633136
Nacogdoches, TX 75963-3136

Charles Foreman
518 Franklin Dr
Arlington, TX 76011-2244

Merida A Forrest
7114 Grape Arbor Dr
Corpus Christi, TX 78414-6234

Gyla Fowler
3101 Dancy St
Austin, TX 78722-2216

Stacey Francis
4606 Everest Ln
Austin, TX 78727-5874

Ann Friedman
1225 Sea Secret St
Port Aransas, TX 78373-5738

Ann Friedman
2104 Jason Ln
Taylor, TX 76574-1317

Roman Fruth
5143 Grovehill St
San Antonio, TX 78228-3631

Joc Fuentes
1908 Bobbywoods Ln
Manchaca, TX 78652-4526

Venita Fuller
845 Onion Creek Ranch Rd
Driftwood, TX 78619-4229

Erin Gaines
Earthjustice
845 Texas St
Ste 200
Houston, TX 77002-2858

Guillermo Gallegos
7621 Cedar Brook Dr
Corpus Christi, TX 78413-5622

Melanie Gibson
1231 Kings Hwy
Apt 4
Dallas, TX 75208-3680

Shane Goetz
3705 N Shadycreek Dr
Arlington, TX 76013-1018

Jose Gonzales Iv
4334 Devon Dr
Corpus Christi, TX 78415-5130

Mark Goodman
6506 Redpine Rd
Dallas, TX 75248-2952

Jordan Goodrich
7018 Solar Rdg
San Antonio, TX 78252-4683

Ramona Gray
Po Box 9127
Bacliff, TX 77518-9127

Debra Guel
Po Box 12101
Austin, TX 78711-2101

Judith Gurule
4911 25Th St
Dickinson, TX 77539-5461

Linda Guy
804 Spofford St
Austin, TX 78704-1447

Mckenzie Hahn
4222 Ocean Dr
Corpus Christi, TX 78411-1201

Mr Jason R Hale
4421 Hamlin Dr
Corpus Christi, TX 78411-3059

Brittany Hall
108 Brooks St
Lufkin, TX 75904-5694

Mark Harrison
8301 Osborne Dr
Austin, TX 78729-3773

Kevin Hartley
322 Hoofbeat Trl
Kerrville, TX 78028-8714

Av Harville
6131 Avery Dr
Fort Worth, TX 76132-5399

Gloria Henry
350 Hessen Way
New Braunfels, TX 78132-5323

Autumn Hensiek-Fain
322 Texas Ave
Corpus Christi, TX 78404-1709

Briana Hernandez
319 Obsidian Blvd
Laredo, TX 78046-8849

Brendan Heselton
Nueces Angling Co
1802 Ennis Joslin Rd
Apt 1032
Corpus Christi, TX 78412-4338

Elizabeth Heselton
828 Emerling Dr
McKinney, TX 75069-1440

James Hickey
415 English Ct
Springtown, TX 76082-6708

Juan Huerta
306 Highview Dr
San Antonio, TX 78228-1846

Wendy Lynn Hughes
2129 Bay Breeze
Portland, TX 78374-4156

Thomas S Jaudzemis
708 Padre Blvd
Unit 1005
South Padre Island, TX 78597-6612

Corey Johnson
5757 Wooldridge Rd
39E
Corpus Christi, TX 78414-3800

Marvin Johnson
1510 Palm Dr
Corpus Christi, TX 78407-2622

Suzy Juncker
1818 Mayflower Dr
Dallas, TX 75208-3111

Ellen Kaner
6105 Kelly Elliott Rd
Arlington, TX 76001-5040

Kate Kavanagh
1905 Larchmont Dr
Austin, TX 78704-5935

Robert Kelley
2099 Parnevik Pl
Conroe, TX 77304-2225

Robin Kendrick-Yates
16422 Havenpark Dr
Houston, TX 77059-6011

Gordon Klein
1028 Oak Hollow Dr
Dickinson, TX 77539-3306

James E Klein
Coastal Bend Sierra Club Group
3501 Monterrey St
Corpus Christi, TX 78411-1709

Jestine Knox
1910 Stillman Ave
Corpus Christi, TX 78407-2342

Brant Kotch
12302 Cobblestone Dr
Houston, TX 77024-4903

Juli Kring
12400 Brookglade Cir
Unit 42
Houston, TX 77099-1399

Jacky Kusterer
2729 Laurel Oak Dr
McKinney, TX 75071-8303

Sandra La Mont
16 Enchanted Oaks St
Orange, TX 77630-3029

Claire T Lawrence
9724 Prairie Ct
Fort Worth, TX 76244-5618

Jason Leach
13305 Evergreen Dr
Fort Worth, TX 76244-8166

Carol Lee
1647 Colquitt St
Houston, TX 77006-5203

Matthew Lilyquist
3522 Edgemont Dr
Orange, TX 77630-4542

Laura Long
317 Shady Oaks Loop
Cedar Creek, TX 78612-3396

Shelly Losee
4701 Padre Blvd
Unit 2023
South Padre Island, TX 78597-8001

Andrew Lyall
3873 Bentwood Ln
Corpus Christi, TX 78415-3022

Monna L Lytle
Po Box 9534
Corpus Christi, TX 78469-9534

Bill Maina
8571 Anderson Creek Cir
Dallas, TX 75243-1374

Brandt Mannchen
4300 Dunlavy St
Apt 3138
Houston, TX 77006-5401

Matt Manning
710 N Mesquite St
Corpus Christi, TX 78401-2312

Melany McClurg
265 N Polly Peak Dr
Bandera, TX 78003-5293

Susan Mcdevitt
14934 Moss Vw
San Antonio, TX 78232-4650

Eli Mckay
1008 Marguerite St
Corpus Christi, TX 78401-3319

Sandy Mellina
3820 Winslow Dr
Fort Worth, TX 76109-3528

Ms Kathryn Melton
3209 Brookmeade Ct
Deer Park, TX 77536-4750

Carrie Robertson Meyer
4401 Gulfbreeze Blvd
Corpus Christi, TX 78402-1517

Ms Pamela A Meyer
2411 Murphy Rd
Aransas Pass, TX 78336-6414

Mary Miller
1211 Garner St
Nacogdoches, TX 75961-4217

Pamela Miller
6230 Thomas Ct
Tolar, TX 76476-6917

Margaret Mitchell
5927 Benning Dr
Houston, TX 77096-5804

Peter Monie
17655 Henderson Pass
Apt 1534
San Antonio, TX 78232-1502

Claire Morris
1214 Norwood Rd
Austin, TX 78722-1030

David Mulcihy
18506 Capetown Dr
Houston, TX 77058-4011

Claudia Mushel
1802 Ennis Joslin Rd
Apt 1032
Corpus Christi, TX 78412-4338

Jerry Mylius
1702 Fawn Dr
Austin, TX 78741-3707

Thomas Nieland
415 Oakwood Dr
Alamo, TX 78516-9300

Richard Ochoa
12036 Timber Heights Dr
Austin, TX 78754-5950

Ana Yvett Oreilly
7213 Lindenwood Dr
Corpus Christi, TX 78414-6240

Stephanie Oviedo
1042 S Mark Cir
Harlingen, TX 78550-3309

Ms Maggie Peacock
1773 Ennis Joslin Rd
Apt 3201
Corpus Christi, TX 78412-4066

Daniel Pena
2813 Hulbirt St
Corpus Christi, TX 78407-2601

Dorothy Pena
Indigenous Peoples Of The Coastal Bend
2114 Meadowpass Dr
Corpus Christi, TX 78414-2605

Lori Peniche
12660 Hillcrest Rd
Apt 4101
Dallas, TX 75230-2032

Carol Pennington
1005 Bluebird Dr
Manchaca, TX 78652-4157

Marisa Perales
Attorney, Perales Allmon & Ice Pc
1206 San Antonio St
Austin, TX 78701-1834

James Perry
214 Mountainview Dr
Hurst, TX 76054-3068

Anil Prabhakar
2501 Grist Ln
Cedar Park, TX 78613-5728

Barbara Puett
1034 Liberty Park Dr
Apt 101
Austin, TX 78746-6891

Nicole Punday
9399 Wade Blvd
Frisco, TX 75035-2115

Cyrus Reed
Legislative & Conservation Director, Sierra Clu
Lone Star Chapter
Po Box 4998
Austin, TX 78765-4998

Cyrus Reed
4205 Avenue F
Austin, TX 78751-3720

Tina Reed
1600 Castle Rock Dr
Lewisville, TX 75077-2456

Mr Conor B Rice
714 Robert Dr
Corpus Christi, TX 78412-2944

Kathleen S Robertson
6317 Zadock Woods Dr
Austin, TX 78749-2609

Julie Travis Rogers
710 Furman Ave
Corpus Christi, TX 78404-3222

Steven Rosenberg
34 Cielo Vista Plz
San Angelo, TX 76904-6752

Esther Santee
6501 Mcardle Rd
Apt 4304
Corpus Christi, TX 78412-3603

Lawrence Sbar
Po Box 120
Votaw, TX 77376-0120

Peter Schaar
6834 Chantilly Ln
Dallas, TX 75214-2718

Mr William Schmidt
Po Box 3338
Palestine, TX 75802-3338

Robin Schneider
Executive Director, Texas Campaign For The
Environment Fund
610 N Lower Broadway St
Apt 44
Corpus Christi, TX 78401-2321

Margaret Schulenberg
300 Pecan Ln
Round Rock, TX 78664-4529

Kurt Schultz
3506 Ridgeway Cv
Lago Vista, TX 78645-7000

Julie Sears
320 Canyon Ridge Dr
Richardson, TX 75080-1901

Doyle Sebesta
400 S 7Th St
Stockdale, TX 78160-6030

Greg Sells
3300 Parker Ln
Apt 258
Austin, TX 78741-6991

Encarnacion Serna Jr
105 Lost Creek Dr
Portland, TX 78374-1449

Brenna Sestak
3640 Dominy Ln
Fort Worth, TX 76116-5831

Carol Shelton
937 Chattanooga Dr
Bedford, TX 76022-7663

Ronald Shenberger
1516 E Windsor Dr
Denton, TX 76209-1215

Gary Shephard
Po Box 48608
Watauga, TX 76148-0608

Sue Simmons
2729 Delta Dr
Port Arthur, TX 77642-0230

Mary Louise Sims
5565 Cole Ln
College Station, TX 77845-7613

Jay B Smith
146 W Roberts Ave
Port Aransas, TX 78373-4057

Sherolyn Smith
2226 Woodland Hills Ln
Weatherford, TX 76087-7129

Doreen Smithwick
2318 Placid Dr
Carrollton, TX 75007-5720

Evgenia Spears
Water Program Coordinator, Sierra Club Lone
Star Chapter
Po Box 4998
Austin, TX 78765-4998

Evgenia Spears
4732 Blazing Trl
Bryan, TX 77808-6859

Lisa Stone
8902 Birdwood Ct
Houston, TX 77096-2107

Errol Alvie Summerlin
Coastal Alliance To Protect Our Environment
1002 Bayshore Ct
Salisbury, MD 21804-8684

Errol Alvie Summerlin
Coastal Alliance To Protect Our Environment
1017 Diomedes St
Portland, TX 78374-1914

Jim Summers
8901 Chisholm Ln
Austin, TX 78748-6381

Bruce Switalla
2818 Hulbirt St
Corpus Christi, TX 78407-2602

Mr Dale Switalla
2818 Hulbirt St
Corpus Christi, TX 78407-2602

James Talbot
305 W Milton St
Austin, TX 78704-3017

Vickie Tatum
3901 Cal Rodgers St
Austin, TX 78723-5457

Matthew Taylor
1710 Overlook Dr
Grapevine, TX 76051-6631

Ashley Thomas
1027 Wilshire Pl
Corpus Christi, TX 78411-2326

Taylor Thorpe
1773 Ennis Joslin Rd
Apt 3201
Corpus Christi, TX 78412-4066

Ms Jacquelyn Tleimat
641 Hoffman St
Corpus Christi, TX 78404-2616

David Todd
1304 Mariposa Dr
Ste 211
Austin, TX 78704-4400

Cardin Tran
6647 Brownie Campbell Rd
Houston, TX 77086-1904

Suzanne Tuttle
2029 Turtle Pass Trl
Fort Worth, TX 76135-5382

Mrs Bunnie Twidwell
Po Box 66116
Austin, TX 78766-6116

Analyn Urpi
4540 Winding Wood Trl
Plano, TX 75024-3925

Jean Utico
6050 Melody Ln
Apt 229
Dallas, TX 75231-6795

Vanessa Van Doorne
1325 Bordeaux Ln
New Braunfels, TX 78132-2681

Marie Sophia Vassilakidis
2744 Briarhurst Dr
Apt 15
Houston, TX 77057-5339

Mr Joaquin A Villarreal
4 Texcoco
Brownsville, TX 78526-2007

Tatjana & Todd Walker
264 W Mariposa Dr
San Antonio, TX 78212-1507

John Stephen Weber
609 Naples St
Corpus Christi, TX 78404-2911

Lisa Wegman
4602 Dennis Blvd
Wichita Falls, TX 76310-2638

Thomas West
7027 E Grand Ave
Dallas, TX 75223-1107

Becky Wharton
515 Lower Red Rock Rd
Bastrop, TX 78602-3252

Jaimie Whitbread
245 Penueel Dr
Coppell, TX 75019-5117

Giselle Whitwell
14200 Fort Smith Trl
Austin, TX 78734-3710

Angela Wilkinson
149 Village Grn
Apt 210
Universal City, TX 78148-4156

Dallas Windham
2708 Country Creek Ln
Fort Worth, TX 76123-1265

Susan Witten
723 Pleasant Valley Ln
Richardson, TX 75080-1546

Joan Wolfe
215 Louisiana Ave
Corpus Christi, TX 78404-1703

Thomas Wolfsohn
112 Frogfruit Way
San Marcos, TX 78666-3498

Sandra Woodall
118 Hermine Blvd
San Antonio, TX 78212-1203

Carol Woronow
11711 Memorial Dr
Apt 189
Houston, TX 77024-7255

Jennifer Yacio
3132 Waterside Dr
Arlington, TX 76012-2125

Alberto Zertuche
1905 S Padre Island Dr
Corpus Christi, TX 78416-1342