

TCEQ Interoffice Memorandum

TO: Office of the Chief Clerk
Texas Commission on Environmental Quality

THRU: Chris Kozlowski, Team Leader
Water Rights Permitting Team

FROM: Hal E. Bailey, Jr., Project Manager
Water Rights Permitting Team

DATE: August 24, 2022

SUBJECT: University of Houston – Clear Lake
WRPERM 12732
CN601501653, RN106306319
Application to Abandon Water Use Permit No. 12732
Texas Water Code § 5.122, Not Requiring Notice
Horsepen Bayou, San Jacinto-Brazos Coastal Basin
Harris County

The application was received on June 27, 2022. Additional information was received on August 16, 2022. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on August 24, 2022. No notice is required pursuant to Title 30 Texas Administrative Code (TAC) § 295.175.

All fees have been paid and the application is sufficient for filing.

Hal E. Bailey, Jr.

Hal E. Bailey, Jr., Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section

OCC Mailed Notice Required YES

NO

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

August 24, 2022

Jenny W. Oakley, Ph.D., Associate Director
Research Programs, Environmental Institute of Houston
University of Houston - Clear Lake
2700 Bay Area Blvd., Mail Code 540
Houston, Texas 77058

VIA E-MAIL

RE: University of Houston - Clear Lake
WRPERM 12732
CN601501653, RN106306319
Application to Abandon Water Use Permit No. 12732
Texas Water Code § 5.122, Not Requiring Notice
Horsepen Bayou, San Jacinto-Brazos Coastal Basin
Harris County

Dear Dr. Oakley:

This acknowledges receipt, on August 16, 2022, of additional information.

The application was declared administratively complete and filed with the Office of the Chief Clerk on August 24, 2022. Staff will continue processing the application for consideration by the Executive Director.

Please be advised that additional information may be requested during the technical review phase of the application process.

If you have any questions concerning the application, please contact me via email at hal.bailey@tceq.texas.gov or at (512) 239-4615.

Sincerely,

A handwritten signature in cursive script that reads "Hal E. Bailey, Jr.".

Hal E. Bailey, Jr., Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section

Hal Bailey

From: Oakley, Jenny Wrast [REDACTED]
Sent: Tuesday, August 16, 2022 9:48 AM
To: Hal Bailey
Cc: Chris Kozlowski
Subject: RE: University of Houston - Clear Lake Application to Abandon WRPERM 12732 RFI
Attachments: EIH Abandon WRPERM.pdf

Good morning Hal,

Please find attached a letter from the UHCL Provost stating my signature authority. Let me know if you need anything else. Thank you for your help!

-Jenny

Jenny W. Oakley

[Environmental Institute of Houston](#)

(281) 283-3947
[REDACTED]

From: Hal Bailey <Hal.Bailey@tceq.texas.gov>
Sent: Monday, August 15, 2022 9:33 AM
To: Oakley, Jenny Wrast <[REDACTED]>
Cc: Chris Kozlowski <chris.kozlowski@tceq.texas.gov>
Subject: University of Houston - Clear Lake Application to Abandon WRPERM 12732 RFI

Good morning Dr. Oakley,

Attached is a Request for Information (RFI) letter for application to abandon Water Use Permit no. 12732.

Please provide the requested additional information by COB on 09/14/2022.

Should you have any questions, or if you need additional time to respond, please let me know.

Thank you,

Hal E. Bailey, Jr.
Natural Resources Specialist III
Water Rights Permitting Team
Water Availability Division
Texas Commission on Environmental Quality
512-239-4615 Hal.Bailey@tceq.texas.gov

University of Houston Clear Lake

Office of the Senior Vice President for Academic Affairs and Provost

VIA E-MAIL

August 15, 2022

Texas Commission on Environmental Quality
Attn: Hal E. Bailey, Jr.
Water Rights Permitting Team
P.O. Box 13087
Austin, TX 78711-3087

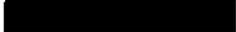
RE: University of Houston-Clear Lake
WRPERM 12732
CN601501653, RN106306319
Application to Abandon Water Use Permit No. 12732

Dear Mr. Bailey,

Please accept this letter as written evidence that Jenny W. Oakley is authorized to sign the application to abandon water rights permit 12732 as the acting Executive Director for the Environmental Institute of Houston, University of Houston-Clear Lake.



Christopher Maynard, PhD
Senior Vice President for Academic Affairs and Provost


281.283.3000

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



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August 15, 2022

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Research Programs, Environmental Institute of Houston
University of Houston - Clear Lake
2700 Bay Area Blvd., Mail Code 540
Houston, Texas 77058

VIA E-MAIL

RE: University of Houston - Clear Lake
WRPERM 12732
CN601501653, RN106306319
Application to Abandon Water Use Permit No. 12732
Texas Water Code § 5.122, Not Requiring Notice
Horsepen Bayou, San Jacinto-Brazos Coastal Basin
Harris County

Dear Dr. Oakley:

This acknowledges receipt, on June 27, 2022, of the referenced application.

Before this application can be declared administratively complete, provide written evidence that Jenny W. Oakley is authorized to sign the application for the University of Houston - Clear Lake, pursuant to Title 30 Texas Administrative Code (TAC) § 295.14(5) which states:

If the applicant is a corporation, public district, county, municipality or other corporate entity, the application shall be signed by a duly authorized official. Written evidence in the form of by-laws, charters, or resolutions which specify the authority of the official to take such action shall be submitted. A corporation may file a corporate affidavit as evidence of the official's authority to sign.

Please provide the requested information by September 14, 2022, or the application may be returned pursuant to Title 30 TAC § 281.18.

If you have any questions concerning this matter, please contact me via email at hal.bailey@tceq.texas.gov or by telephone at (512) 239-4615.

Sincerely,

A handwritten signature in cursive script that reads "Hal E. Bailey, Jr.".

Hal E. Bailey, Jr., Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section

**Texas Commission on Environmental Quality
TELEPHONE MEMO TO THE FILE**

Call to: Hal Bailey, Jr.	Call from: Jenny W. Oakley (Applicant)
Date: 08/15/2022	Project No: WRPERM 12732 Abandonment Application

Information for File follows:

Dr. Jenny Oakley called to confirm the signatory requirements requested in the RFI dated 08/15/2022. She stated that the UHCL Provost has the authority to delegate signatory authority for contracts, orders, permits, etc. and that she would be sending us a letter signed by him authorizing her to sign the abandonment application.

Signed *Hal E. Bailey, Jr.*

Hal Bailey

From: Hal Bailey
Sent: Monday, August 15, 2022 9:33 AM
To: [REDACTED]
Cc: Chris Kozlowski
Subject: University of Houston - Clear Lake Application to Abandon WRPERM 12732 RFI
Attachments: UH-Clear_Lake_12732_RFI.Sent_08.15.2022.pdf

Good morning Dr. Oakley,

Attached is a Request for Information (RFI) letter for application to abandon Water Use Permit no. 12732.

Please provide the requested additional information by COB on 09/14/2022.

Should you have any questions, or if you need additional time to respond, please let me know.

Thank you,

*Hal E. Bailey, Jr.
Natural Resources Specialist III
Water Rights Permitting Team
Water Availability Division
Texas Commission on Environmental Quality
512-239-4615 Hal.Bailey@tceq.texas.gov*

Jon Niermann, *Chairman*
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August 15, 2022

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Research Programs, Environmental Institute of Houston
University of Houston - Clear Lake
2700 Bay Area Blvd., Mail Code 540
Houston, Texas 77058

VIA E-MAIL

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Sincerely,

A handwritten signature in cursive script that reads "Hal E. Bailey, Jr.".

Hal E. Bailey, Jr., Project Manager
Water Rights Permitting Team
Water Rights Permitting and Availability Section



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

P.O. Box 13087, Austin, Texas 78711-3087
Telephone No. (512) 239-4600 FAX (512) 239-4770

RECEIVED

JUN 27 2022

ABANDONMENT OF WATER RIGHT

Water Availability Division

Notice: This form will not be processed until all delinquent fees and/or penalties owed to the TCEQ or the Office of the Attorney General on behalf of the TCEQ are paid in accordance with the Delinquent Fee and Penalty Protocol.

Please note that this action to voluntarily abandon, and the subsequent cancellation of, your water right may not be reversed and obtaining a water right in the future will require a new application for water. New applications require application/notice fees and may or may not be granted, subject to water availability. Additionally, water rights in the State of Texas may add value to the property they are associated with and/or may have a monetary value of their own. Please consider all of this in determining whether you wish to proceed with abandoning your water right.

BEFORE ME, the undersigned authority, on this day personally appeared Jenny Oakley known to me to be the person whose signature appears below, who being sworn by me did state that the following facts are true and correct in his/her personal knowledge:

- 1. My name is Jenny W. Oakley, Ph.D. Associate Director, Research, EIH, UHCL
2. My address is 2700 Bay Area Blvd, Mail Code 540 Houston, TX 77058

3. I owe fees or penalties to the TCEQ: Yes No
If yes, provide the amount and the nature of the fee or penalty as well as any identifying number:

4. I own the following described water right:
Permit No. 12732 Certificate of Adjudication No.
County: Harris River Basin: Armand Bayou - San Jacinto/Brazos Coastal Basin
Authorized Use: Recreation, Water Quality
Portion to be Abandoned: All

5. It is my intent, by signing and filing this instrument, to voluntarily and intentionally waive and relinquish the above described portion of Permit/Certificate No. 12732 and to tender it to the Texas Commission on Environmental Quality for cancellation. It is also my intent to waive notice of public hearing, as well as the public hearing itself, to consider this matter at any future date.

6. I understand that the Texas Commission on Environmental Quality will cancel the above described portion of Permit/Certificate No. 12732. I also understand that any outstanding indebtedness to the commission is not waived by this form.

Jenny Oakley signature and printed name

Notary signature and printed name

Subscribed and sworn to as being true and correct before me this 20th day of June, 2022

