

The following is an Adobe Acrobat reproduction of the official

**Notice of Intent to Propose
Voda Petroleum, Inc.**

for listing on the

Texas Superfund Registry

and to

Propose Non-Residential Future Land Use

as published in the

Texas Register

(25 TexReg 11594-11595)

on

November 17, 2000

A portion of the records for this site, including documents pertinent to the TNRCC determination of eligibility, is available for viewing with the site repository records

at

**Longview Public Library
222 W Cotton Street
Longview, Texas**

and/or

**TNRCC Records Management Center
Austin, Texas**

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Systems for Single Family Residences Located Within the San Jacinto River Basin in Harris County

The Texas Natural Resource Conservation Commission (TNRCC) proposes to issue a general permit (Proposed General Permit No. TXG530000) covering discharges from on-site wastewater treatment systems for single family residences located in the San Jacinto River Basin in Harris County Texas, under Section 26.040 of the Texas Water Code. House Bill 1574, Texas 76th Legislative Session, requires the TNRCC to issue a general permit for the discharge of treated sewage into or adjacent to water in the state by a sewage treatment and disposal system if: the system produces less than 5,000 gallons per day (gpd); is located in a county with a population of 2.8 million or more that is an authorized agent under Chapter 366 of Health and Safety Code; the connection to an existing or proposed waste collection system is not feasible; is on property that was subdivided and developed before January 1, 1979; and is of insufficient size to accommodate on-site disposal in compliance with the law.

Draft General Permit. The Executive Director has prepared a draft general permit, which sets the effluent limitations and treatment plant design requirements. The executive director has reviewed this action for consistency with the goals and policies of the Texas Coastal Management Program (CMP) according to Coastal Coordination Council (CCC) regulations, and has determined that the action is consistent with applicable CMP goals and policies.

A copy of the draft general permit and fact sheet are available for viewing and copying at the TNRCC Office of the Chief Clerk located at the TRNCC's Austin office, at 12100 Park 35 Circle, Building F. These documents are also available at the TNRCC's Regional 12 Office at 5425 Polk Avenue Suite H, Houston, Texas, and are available at <http://www.tnrcc.state.tx.us/permitting/waterperm/wwperm/index.html>

Public Comments/Public Meeting. You may submit public comments about this general permit. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. The TNRCC will hold a public meeting on this general permit at 7:00 pm on Monday, December 18, 2000 at the Harris County Pollution Control, Conference Room 100, 9900 Northwest Freeway, Houston, Texas.

The public comment deadline will be extended to the end of the public meeting. A public meeting is not a contested case hearing.

Written public comments must be submitted at the public meeting, or to the Office of the Chief Clerk, MC 105, TNRCC, P.O. Box 13087, Austin, TX 78711-3087 by December 18, 2000.

Approval Process. After the comment period, the Executive Director will consider all the public comments and prepare a response. The response to comments will be mailed to everyone who submitted public comments or who asked to be on a mailing list for this general permit. The general permit will then be set for the Commissioners' consideration at a scheduled Commission meeting.

Mailing Lists. In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices mailed by the Office of the Chief Clerk. You may request to be added to: (1) the mailing list for this specific general permit; (2) the permanent mailing list for a specific applicant name and permit number and/or (3) the permanent mailing list for a specific county. Clearly specify which mailing lists to which you wish to be added and send your request to the TNRCC Office of the Chief Clerk at the address above. Unless you otherwise specify, you will be included only on the mailing list for this specific general permit.

Information. If you need more information about this general permit or the permitting process, please call the TNRCC Office of Public Assistance, Toll Free, at (800) 687-4040. General information about the TNRCC can be found at our web site at www.tnrcc.state.tx.us.

Further information may also be obtained by calling Louis C. Herrin, III at (512) 239-4552.

TRD-200007799

LaDonna Castañuela

Chief Clerk

Texas Natural Resource Conservation Commission

Filed: November 8, 2000



Public Notice - State Registry

The Texas Natural Resource Conservation Commission (TNRCC or commission) is required under the Texas Solid Waste Disposal Act, Texas Health and Safety Code, Chapter 361, as amended (the "Act"), to annually publish a state registry that identifies facilities that may constitute an imminent and substantial endangerment to public health and safety or the environment due to a release or threatened release of hazardous substances into the environment. The most recent registry listing of these facilities was published in the May 26, 2000, issue of the *Texas Register* (25 TexReg 4944).

Pursuant to the Act, §361.184(a), the commission must publish a notice of intent to list a facility on the state registry of state Superfund sites in the *Texas Register* and in a newspaper of general circulation in the county in which the facility is located. With this publication, the TNRCC hereby gives notice of a facility or area that the executive director has determined eligible for listing, and which the executive director proposes to list on the state registry. By this publication, the TNRCC also gives notice pursuant to the Act, §361.1855, that it proposes a land use other than residential as appropriate for the facility identified below. The TNRCC proposes a commercial/industrial land use designation. Determination of future land use will impact the remedial investigation and remedial action for the site.

This publication also specifies the general nature of the potential endangerment to public health and safety or the environment as determined by information currently available to the executive director. This notice of intent to list this facility also appears in the December 1, 2000, publication of the *Longview News Journal*.

The facility proposed for listing is the Voda Petroleum, Inc., (Voda) site, located at 211 Duncan Street, Clarksville City, Gregg County, Texas. The approximate geographic coordinates of the site are 94 degrees 52' 42" West Latitude and 32 degrees 33' 38" North Longitude.

The Voda site covers approximately 6.12 acres, approximately one and one-quarter mile west of the intersection of FM 2275 (George Richey Road) and FM 3272 (North White Oak Road), 2.6 miles north/northeast of Clarksville City, Gregg County, Texas. Voda operated as a waste oil recycling facility from October 1981 until being abandoned in November 1991.

In October 1995, the TNRCC performed a Site Screening Investigation and determined that the conditions at the site posed an imminent and substantial endangerment to human health and safety and the environment and referred the site to the United States Environmental Protection Agency (EPA) for immediate action. The EPA determined that a Removal Action was warranted, and conducted the Removal Action in 1996. Prior to the Removal Action, there were approximately 500, 55-gallon drums of unknown substances at the facility. Additionally, there were 11 tanks located in the area known as the East Tank Farm, two tanks located in the area known as the West Tank Farm, and three

tanks located in the Southwest Tank Farm. An on-site storm water run-off pond was located in the northeast portion of the site. All of these areas were identified as sources of hazardous substances at the site. The Removal Action consisted of the off-site disposal of 462, 55-gallon drums containing grease or oily wastes; 14, 55-gallon drums containing corrosive wastes; 16 above-ground tanks; and associated contaminated soil. Post-Removal Action analyses of soil samples indicate that soils contamination above health-based levels currently exists at the site.

A public meeting will be held on Thursday, January 11, 2001, at 7:00 p.m. in the Council Chambers of Clarksville City Hall, located at 631 U.S. Hwy. 80 in Clarksville City, Texas. The purpose of this meeting is to obtain additional information regarding the site relative to its eligibility for listing on the state registry, identify additional potentially responsible parties, and obtain public input and information regarding the appropriate use of land on which the facility subject of this notice is located. The public meeting will be legislative in nature and not a contested case hearing under the Texas Administrative Procedure Act (Texas Government Code, Chapter 2001).

Written comments may also be submitted to the attention of Carol Boucher, Project Manager, Superfund Cleanup Section, Remediation Division, MC-143, P.O. Box 13087, Austin, Texas 78711-3087. For further information please contact Carol Boucher at (512) 239-2501. All comments must be received by the commission on or before January 11, 2001.

The executive director of the TNRCC prepared a brief summary of the commission's records regarding this site. This summary and a portion of the records for this site, including documents pertinent to the executive director's determination of eligibility, are available for review at the Longview Public Library, 222 West Cotton Street, Longview, Texas 75601, telephone (903) 237-1350, during regular business hours. Copies of the complete public record file may be obtained during regular business hours at the TNRCC Records Management Center, Building D, Room 190, 12100 Park 35 Circle, Austin, Texas 78753; telephone numbers (800) 633-9363 or (512) 239-2920. Photocopying of file information is subject to payment of a fee. Handicapped parking is available on the east side of Building D, convenient to access ramps that are between Buildings D and E.

TRD-200007720
Margaret Hoffman
Director, Environmental Law Division
Texas Natural Resource Conservation Commission
Filed: November 3, 2000

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Public Utility Commission of Texas

Implementation of the Renewable Energy Mandate Request for Comments on Section 14 of the ERCOT Protocols

On September 7, 2000, as part of Project Number 22200, *Implementation of the Renewable Energy Mandate*, the commission approved a version of Section 14 of the Electric Reliability Council of Texas (ERCOT) Protocols, *Renewable Energy Credit Trading Program (REC Trading Program)* that incorporated the commission's decisions on all substantive issues related to Section 14. On September 8, 2000, the commission sent the approved version of Section 14 to ERCOT stakeholders for review and editing to ensure that the language and procedures described in Section 14 were consistent with other sections of the ERCOT Protocols.

On November 2, 2000, in response to ERCOT's filing of its protocols, the commission created Docket Number 23220, *Petition of the Electric*

Reliability Council of Texas (ERCOT) for Approval of the ERCOT Protocols. Order Number 1 in this docket, issued on November 6, 2000, severed Protocols Section 14 of the ERCOT Protocols and transferred it to Project Number 22200. The purpose of this transfer was to allow the collaborative process occurring in Project Number 22200 to continue with respect to the Renewable Energy Credit Trading Program.

As part of Project Number 22200, the commission is requesting comments from stakeholders on the version of Section 14 that ERCOT filed in Docket Number 23220 in November 2000. The commission will only accept comments referring to changes that ERCOT stakeholders made in Section 14 after September 7, 2000. Copies of Section 14 dated September 8, 2000, and November 1, 2000, have been filed in Central Records under Project Number 22200 and placed on the commission's web site under Project Number 22200, at <http://www.puc.state.tx.us/rules/rulemake/22200/22200.cfm> to facilitate comparisons.

Persons with comments about this notice should contact the Public Utility Commission of Texas, 1701 North Congress Avenue, P.O. Box 13326, Austin, Texas 78711-3326. Comments are due in Central Records by 3:00 p.m., Monday, November 27, 2000. Reply comments are due in Central Records by 3:00 p.m. on Thursday, November 30, 2000.

Questions concerning this notice should be referred to Eric S. Schubert, Senior Market Economist, (512) 936-7398. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136.

TRD-200007796
Rhonda Dempsey
Rules Coordinator
Public Utility Commission of Texas
Filed: November 7, 2000

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Notice of Application for a Certificate to Provide Retail Electric Service

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application on October 31, 2000, for retail electric provider (REP) certification, pursuant to §§39.101 - 39.109 of the Public Utility Regulatory Act (PURA). A summary of the application follows.

Docket Title and Number: Application of Enron Power Marketing, Inc. for Retail Electric Provider (REP) certification, Docket Number 23211 before the Public Utility Commission of Texas.

Applicant's requested service area includes the entire state of Texas.

Persons who wish to comment upon the action sought should contact the Public Utility Commission of Texas, P.O. Box 13326, Austin, Texas 78711-3326, or call the commission's Customer Protection Division at (512) 936-7120 no later than November 24, 2000. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission at (512) 936-7136.

TRD-200007683
Rhonda Dempsey
Rules Coordinator
Public Utility Commission of Texas
Filed: November 1, 2000