

Response to Public Comment
One Total Maximum Daily Load (TMDL) for Indicator Bacteria in Oso Creek

Tracking Number	Date Received	Affiliation of Commenter	Summary of Request or Comment	Summary of TCEQ Action, or Explanation
001	02/22/2019	Nueces River Authority	(1) The commenter enquired what is considered to be “recent” environmental bacteria monitoring.	The second sentence in the first paragraph on page five clarifies that recent monitoring was conducted over the seven-year assessment period from 12/1/2005 to 11/30/2012. This seven-year period is what was used in the 2014 Texas Integrated Report. No changes were made to the TMDL document based on this comment.
			(2) The commenter enquired if the data in Table 1 of the TMDL document reflects the “recent” data previously questioned or the 2014 Texas Integrated Report data.	The data in Table 1 of the TMDL document is the recent data collected over a period from 12/1/2005 to 11/30/2012 and used to assess water quality for the 2014 Texas Integrated Report. No changes were made to the TMDL document based on this comment.
			(3) The commenter provided minor editorial comments to the TMDL document.	The Texas Commission on Environmental Quality (TCEQ) addressed the comments as appropriate.
			(4) The commenter enquired what the two associated uses are for the two water rights permits held by Oso Creek Properties LC and City of Corpus Christi and whether another use needs to be added for Oso Creek Properties LC in Table 3.	The water rights text and Table 3 were revised to clarify the uses associated with the water rights.
			(5) The commenter enquired which user above USGS gauge 08211520 diverted 15.84 acre-feet of water from the Oso Creek watershed from 1990-1999.	The water rights text was revised to reflect the records of the South Texas watermaster area from 1990 through 2015.

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			(6) The commenter observed that the 15.84 acre-feet of water diverted from Oso Creek is not reflected in Table 3, as indicated by the text.	Table 3 was revised to reflect the records of the South Texas watermaster area from 1990 through 2015.
			(7) The commenter observed that Table 3 does not include the South Texas Botanical Gardens & Nature Center as a water diversion permittee even though this business has received permits to pump from the creek into Gator Lake during very dry times.	Short-term (temporary) or exempt diversions and uses of water were not considered in the TMDL analysis. No changes were made to the TMDL document based on this comment.
			(8) The commenter recommends including the median value in Table 6.	Table 6 is meant to show the frequency and magnitude of sanitary sewer overflow incidences. The TCEQ does not agree that adding the median value would benefit Table 6. No changes were made to the TMDL document based on this comment.
			(9) The commenter observed the redundancy of the first paragraph and numbered list on page 20 of the TMDL document.	The TCEQ agrees that some of the content in the first paragraph and numbered list on page 20 is redundant. However, where the paragraph simply states that the TMDL allocation of stormwater must distinguish between regulated and unregulated sources, the numbered list describes the types of regulated and unregulated sources. No changes were made to the TMDL document based on this comment.