

IN ADDITION

The *Texas Register* is required by statute to publish certain documents, including applications to purchase control of state banks, notices of rate ceilings issued by the Office of Consumer Credit Commissioner, and consultant proposal requests and awards. State agencies also may publish other notices of general interest as space permits.

Texas Department of Agriculture

Correction of Error

The Texas Department of Agriculture proposed amendments to 4 TAC §22.3, concerning Nursery/Floral Registration Classifications and Fees, in the June 24, 2016, issue of the *Texas Register* (41 TexReg 4541). On page 4541, second column, last paragraph, the estimated increase in state revenue was stated to be "\$1,754,205 annually", which is incorrect. The correct monetary amount is \$164,165. The corrected sentence reads as follows:

"Dale Scott, Director of Environmental & Biosecurity Programs, has determined that for the first five-year period the proposed amendments are in effect, there will be no additional fiscal implications for state government in the management of this program; however, there will be an estimated increase in state revenue of \$164,165 annually."

TRD-201603275

Office of the Attorney General

Fiscal Year 2016 Exemptions Granted

Government Code §552.262(a) authorizes the attorney general to adopt cost rules for governmental bodies to use in determining charges for providing public information under the Public Information Act, Chapter 552 of the Government Code. The attorney general's cost rules are found at 1 TAC §§70.1 - 70.12. Government Code §552.262(c) permits a governmental body to request that it be exempt from all or part of the attorney general's cost rules. Government Code §552.262(d) requires the attorney general to publish annually a list of the governmental bodies that are granted exemptions from the attorney general's cost rules and authorized to adopt modified rules for determining charges for providing public information. Therefore, the attorney general publishes the following table of exemptions granted for Fiscal Year 2016 (September 1, 2015 through August 31, 2016):

Governmental Body	Exempted from Rule Section	Authorized Charges
Guadalupe Appraisal District	1 TAC §70.3(h)(3)	\$5.53 per clock hour for client/server time

TRD-201603205
Amanda Crawford
General Counsel
Office of the Attorney General
Filed: June 24, 2016

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of West Texas Intermediate crude oil for the month of May 2016 is \$46.80 per barrel. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall not exclude total revenue received from oil produced during the month of May 2016 from a qualified low-producing oil well.

Comptroller of Public Accounts

Certification of the Average Closing Price of Gas and Oil - May 2016

The Comptroller of Public Accounts, administering agency for the collection of the Crude Oil Production Tax, has determined, as required by Tax Code, §202.058, that the average taxable price of crude oil for reporting period May 2016 is \$25.90 per barrel for the three-month period beginning on February 1, 2016, and ending April 30, 2016. Therefore, pursuant to Tax Code, §202.058, crude oil produced during the month of May 2016 from a qualified low-producing oil lease is eligible for a 25% credit on the crude oil production tax imposed by Tax Code, Chapter 202.

The Comptroller of Public Accounts, administering agency for the collection of the Natural Gas Production Tax, has determined, as required by Tax Code, §201.059, that the average taxable price of gas for reporting period May 2016 is \$1.05 per mcf for the three-month period beginning on February 1, 2016, and ending April 30, 2016. Therefore, pursuant to Tax Code, §201.059, gas produced during the month of May 2016 from a qualified low-producing well is eligible for a 100% credit on the natural gas production tax imposed by Tax Code, Chapter 201.

The Comptroller of Public Accounts, administering agency for the collection of the Franchise Tax, has determined, as required by Tax Code, §171.1011(s), that the average closing price of gas for the month of May 2016 is \$2.08 per MMBtu. Therefore, pursuant to Tax Code, §171.1011(r), a taxable entity shall exclude total revenue received from gas produced during the month of May 2016 from a qualified low-producing gas well.

Inquiries should be submitted to Teresa G. Bostick, Director, Tax Policy Division, P.O. Box 13528, Austin, Texas 78711-3528.

TRD-201603258
Lita Gonzalez
General Counsel
Comptroller of Public Accounts
Filed: June 28, 2016

Notice of Contract Award

Pursuant to §403.452 and Chapter 771 of the Texas Government Code, the Texas Comptroller of Public Accounts ("Comptroller") announces the award of the following contract as a result of Request for Proposals

for Endangered Species Research Projects for the Monarch Butterfly ("RFP 218c"):

Texas A&M AgriLife Research, 400 Harvey Mitchell Parkway South, Suite 300, College Station, Texas 77845. The total maximum amount of the contract is \$299,998.00. The term of the contract is June 27, 2016, through January 1, 2019.

The notice of issuance was published in the February 12, 2016, issue of *Texas Register* (41 TexReg 1144).

TRD-201603291

Cynthia Stapper

Assistant General Counsel, Contracts

Comptroller of Public Accounts

Filed: June 29, 2016



Office of Consumer Credit Commissioner

Notice of Rate Ceilings

The Consumer Credit Commissioner of Texas has ascertained the following rate ceilings by use of the formulas and methods described in §303.003 and §303.009, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 07/04/16 - 07/10/16 is 18% for Consumer¹/Agricultural/Commercial² credit through \$250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 07/04/16 - 07/10/16 is 18% for Commercial over \$250,000.

¹ Credit for personal, family or household use.

² Credit for business, commercial, investment or other similar purpose.

TRD-201603259

Leslie L. Pettijohn

Commissioner

Office of Consumer Credit Commissioner

Filed: June 28, 2016



Texas Commission on Environmental Quality

Agreed Orders

The Texas Commission on Environmental Quality (TCEQ, agency, or commission) staff is providing an opportunity for written public comment on the listed Agreed Orders (AOs) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075 requires that before the commission may approve the AOs, the commission shall allow the public an opportunity to submit written comments on the proposed AOs. TWC, §7.075 requires that notice of the proposed orders and the opportunity to comment must be published in the *Texas Register* no later than the 30th day before the date on which the public comment period closes, which in this case is August 8, 2016. TWC, §7.075 also requires that the commission promptly consider any written comments received and that the commission may withdraw or withhold approval of an AO if a comment discloses facts or considerations that indicate that consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the statutes and rules within the commission's jurisdiction or the commission's orders and permits issued in accordance with the commission's regulatory authority. Additional notice of changes to a proposed AO is not required to be published if those changes are made in response to written comments.

A copy of each proposed AO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Build-

ing C, 1st Floor, Austin, Texas 78753, (512) 239-2545 and at the applicable regional office listed as follows. Written comments about an AO should be sent to the enforcement coordinator designated for each AO at the commission's central office at P.O. Box 13087, Austin, Texas 78711-3087 and must be received by 5:00 p.m. on August 8, 2016. Written comments may also be sent by facsimile machine to the enforcement coordinator at (512) 239-2550. The commission enforcement coordinators are available to discuss the AOs and/or the comment procedure at the listed phone numbers; however, TWC, §7.075 provides that comments on the AOs shall be submitted to the commission in writing.

(1) COMPANY: 7-ELEVEN, INCORPORATED; DOCKET NUMBER: 2016-0323-PWS-E; IDENTIFIER: RN101500031; LOCATION: Victoria, Victoria County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.109(c)(2)(A)(i) and Texas Health and Safety Code, §341.033(d), by failing to collect routine distribution water samples for coliform analysis; 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification to the executive director (ED) regarding the failure to collect routine distribution water samples for coliform analysis; and 30 TAC §290.46(f)(4) and §290.106(e), by failing to provide the results of annual nitrate sampling to the ED for the 2013 monitoring period; PENALTY: \$1,129; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5503, (361) 825-3100.

(2) COMPANY: Aaina Enterprises Incorporated dba Easy Shop; DOCKET NUMBER: 2015-1387-PST-E; IDENTIFIER: RN102255536; LOCATION: Tyler, Smith County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and (2) and TWC, §26.3475(a) and (c)(1), by failing to monitor the underground storage tanks (USTs) for releases at a frequency of at least once every month, and failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: \$3,879; ENFORCEMENT COORDINATOR: Maggie Dennis, (817) 588-5892; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(3) COMPANY: ABF, INCORPORATED; DOCKET NUMBER: 2016-0688-PWS-E; IDENTIFIER: RN101189629; LOCATION: Hallsville, Harrison County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.46(d)(2)(A) and §290.110(b)(4) and Texas Health and Safety Code, §341.0315(c), by failing to maintain a disinfectant residual of at least 0.20 milligrams per liter of free chlorine throughout the distribution system at all times; PENALTY: \$50; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4063; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(4) COMPANY: AMAL SERVICES LLC; DOCKET NUMBER: 2016-0619-PST-E; IDENTIFIER: RN102861291; LOCATION: Murchison, Henderson County; TYPE OF FACILITY: a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every month; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Cheryl Thompson, (817) 588-5886; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(5) COMPANY: BSV Fuel Inc dba 107 Food Mart 2; DOCKET NUMBER: 2016-0575-PST-E; IDENTIFIER: RN102040607; LOCATION: Pharr, Hidalgo County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(2) and TWC, §26.3475(a), by failing to provide release detection for the

pressurized piping associated with the underground storage tank system; PENALTY: \$2,567; ENFORCEMENT COORDINATOR: Holly Kneisley, (817) 588-5856; REGIONAL OFFICE: 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247, (956) 425-6010.

(6) COMPANY: City of Calvert; DOCKET NUMBER: 2015-0515-MWD-E; IDENTIFIER: RN102185972; LOCATION: Calvert, Robertson County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §§305.125(1) and (11)(A), 319.1, 319.4, and 319.5(b), and Texas Pollutant Discharge Elimination System (TPDES) Permit Number WQ0010095001, Monitoring Requirements Numbers 1 and 3(a), by failing to collect and analyze effluent samples at the intervals specified in the permit; 30 TAC §305.125(1) and §319.11(c) and TPDES Permit Number WQ0010095001, Monitoring and Reporting Requirements Number 2(a), by failing to analyze effluent as specified in the permit; 30 TAC §305.125(1) and (17) and TPDES Permit Number WQ0010095001, Sludge Provisions, Section I(B)(1), by failing to conduct the required sludge monitoring activities for the permit term ending February 5, 2014; and TWC, §26.121(a)(1), and 30 TAC §305.125(1), and TPDES Permit Number WQ0010095001, Effluent Limitations and Monitoring Requirements Numbers 1 and 6, by failing to comply with permitted effluent limits; PENALTY: \$12,838; Supplemental Environmental Project offset amount of \$10,271; ENFORCEMENT COORDINATOR: Had Darling, (512) 239-2520; REGIONAL OFFICE: 6801 Sanger Avenue, Suite 2500, Waco, Texas 76710-7826, (254) 751-0335.

(7) COMPANY: City of Cibolo; DOCKET NUMBER: 2016-0414-WQ-E; IDENTIFIER: RN105596985; LOCATION: Cibolo, Guadalupe County; TYPE OF FACILITY: small municipal separate storm sewer system (MS4); RULES VIOLATED: 30 TAC §305.125(1) and Texas Pollutant Discharge Elimination System (TPDES) General Permit Number TXR040342, Part IV, Section B(2), by failing to submit a concise annual report to the executive director within 90 days of the end of a reporting year; and 30 TAC §305.125(1) and TPDES General Permit Number TXR040342, Part III, Section B(2)(c)(1), by failing to maintain an up-to-date MS4 map; PENALTY: \$2,625; ENFORCEMENT COORDINATOR: Larry Butler, (512) 239-2543; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(8) COMPANY: City of Haskell; DOCKET NUMBER: 2016-0135-MWD-E; IDENTIFIER: RN102076866; LOCATION: Haskell, Haskell County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1) and §319.7(c) and Texas Pollutant Discharge Elimination System (TPDES) Permit Number WQ0010728001, Monitoring and Reporting Requirements Number 3.b, by failing to maintain monitoring and reporting records; and 30 TAC §305.125(1) and TPDES Permit Number WQ0010728001, Other Requirements Number 6.b, by failing to use cultural practices on a land application field; PENALTY: \$2,580; Supplemental Environmental Project offset amount of \$2,064; ENFORCEMENT COORDINATOR: Jill Hoglund, (512) 239-4564; REGIONAL OFFICE: 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 655-9479.

(9) COMPANY: City of Woodville; DOCKET NUMBER: 2016-0563-PWS-E; IDENTIFIER: RN101387009; LOCATION: Woodville, Tyler County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.46(e) and Texas Health and Safety Code, §341.033(a), by failing to operate the water system under the direct supervision of a water works operator who holds an applicable and valid license issued by the executive director (ED); 30 TAC §290.46(p)(2), by failing to provide the ED with a written list of all operators and operating companies that the public water system employs on an annual basis; 30 TAC §290.42(l), by failing to develop

and maintain a thorough and up-to-date plant operations manual; 30 TAC §290.121(a), by failing to maintain a copy of the up-to-date chemical and microbiological monitoring plan at each water treatment plant and at the central location; 30 TAC §290.42(e)(4)(A), by failing to provide a full-face self-contained breathing apparatus or supplied air respirator that meets Occupational Safety and Health Administration standards and is readily accessible outside the chlorination room and immediately available to the operator in the event of an emergency; and 30 TAC §§290.41(c)(3)(O), 290.42(m), and 290.43(e), by failing to provide an intruder-resistant fence or well house around each water treatment plant, well unit, potable water storage tank, pressure maintenance facility, and related appurtenances that remains locked during periods of darkness and when the facility is unattended; PENALTY: \$1,289; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4063; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(10) COMPANY: Crescent Belterra TX, LLC; DOCKET NUMBER: 2016-0410-EAQ-E; IDENTIFIER: RN107005035; LOCATION: Austin, Hays County; TYPE OF FACILITY: construction site; RULES VIOLATED: 30 TAC §213.23(a)(1), by failing to obtain approval of a contributing zone plan (CZP) or modification of a plan before beginning a regulated activity over the Edwards Aquifer contributing zone; and 30 TAC §213.23(j) and Edwards Aquifer Protection Plan ID Number 11-15072303, Optional Enhanced Measures of Standard Condition Number 2, by failing to comply with all best management practices and measures of the approved CZP; PENALTY: \$10,400; Supplemental Environmental Project offset amount of \$4,160; ENFORCEMENT COORDINATOR: Jill Hoglund, (512) 239-4564; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(11) COMPANY: DOUGLASS DISTRIBUTING COMPANY dba Happy Stop; DOCKET NUMBER: 2016-0710-PST-E; IDENTIFIER: RN102655933; LOCATION: Whitesboro, Grayson County; TYPE OF FACILITY: underground storage tanks (USTs) and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §115.221 and Texas Health and Safety Code, §382.085(b), by failing to control displaced vapors by a vapor control or a vapor balance system during the transfer of gasoline from a tank-truck tank into the USTs at the station; PENALTY: \$7,125; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(12) COMPANY: Eco Services Operations LLC; DOCKET NUMBER: 2016-0113-AIR-E; IDENTIFIER: RN100211317 (Plant 1), RN100220581 (Plant 2); LOCATION: Baytown and Houston, Harris County; TYPE OF FACILITY: chemical plant; RULES VIOLATED: 30 TAC §122.143(4) and §122.146(2), Texas Health and Safety Code (THSC), §382.085(b), and Federal Operating Permit Numbers 01610 and 03049, General Terms and Conditions (GTC), by failing to submit Permit Compliance Certifications within 30 days after the end of the certification period; and 30 TAC §122.143(4) and §122.145(2)(C), THSC, §382.085(b), and FOP Number 03049, GTC, by failing to submit a deviation report within 30 days after the end of the reporting period; PENALTY: \$20,063; Supplemental Environmental Project offset amount of \$8,025; ENFORCEMENT COORDINATOR: Kingsley Coppinger, (512) 239-6581; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(13) COMPANY: INEOS USA LLC; DOCKET NUMBER: 2016-0104-AIR-E; IDENTIFIER: RN100229905; LOCATION: La Porte, Harris County; TYPE OF FACILITY: chemical manufacturing plant; RULES VIOLATED: 30 TAC §§101.20(1), 115.782(c)(1)(B)(iv), 116.115(c), and 122.143(4), 40 Code of Federal Regulations §60.482-9(a), New Source Review Permit Number

49823, Special Conditions Number 2, Federal Operating Permit Number O1439, Special Terms and Conditions Numbers 1.A. and 11, and Texas Health and Safety Code, §382.085(b), by failing to repair leaking components by the end of the next process unit shutdown; PENALTY: \$45,000; ENFORCEMENT COORDINATOR: David Carney, (512) 239-2583; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(14) COMPANY: Jonah Water Special Utility District; DOCKET NUMBER: 2016-0138-PWS-E; IDENTIFIER: RN101195055; LOCATION: Hutto, Williamson County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and §290.122(f) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level (MCL) of 0.080 milligrams per liter for total trihalomethanes (TTHM), based on the locational running annual average and failing to submit a copy of the public notification to the executive director regarding the failure to comply with the MCL for TTHM; PENALTY: \$345; ENFORCEMENT COORDINATOR: Farhaud Abbaszadeh, (512) 239-0779; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(15) COMPANY: KWIK CHEK FOOD STORES, INCORPORATED dba Kwik Chek 32; DOCKET NUMBER: 2016-0542-PST-E; IDENTIFIER: RN104524202; LOCATION: Van Alstyne, Grayson County; TYPE OF FACILITY: underground storage tanks (USTs) and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §115.221 and Texas Health and Safety Code, §382.085(b), by failing to control displaced vapors by a vapor control or a vapor balance system during the transfer of gasoline from a tank-truck tank into the USTs at the station; and 30 TAC §334.49(a)(4) and TWC, §26.3475(d), by failing to ensure that corrosion protection is provided to all underground metal components of and associated to a UST system; PENALTY: \$8,438; ENFORCEMENT COORDINATOR: Keith Frank, (512) 239-1203; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(16) COMPANY: McEachern Enterprises Incorporated; DOCKET NUMBER: 2016-0441-WQ-E; IDENTIFIER: RN109130831; LOCATION: Round Rock, Williamson County; TYPE OF FACILITY: site; RULE VIOLATED: TWC, §26.121(a)(1), by failing to prevent the unauthorized discharge of a pollutant into or adjacent to water in the state; PENALTY: \$2,813; ENFORCEMENT COORDINATOR: Ross Luedtke, (512) 239-3157; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(17) COMPANY: Nalco Company f/k/a Champion Technologies, Incorporated; DOCKET NUMBER: 2014-1561-AIR-E; IDENTIFIER: RN101618882; LOCATION: Fresno, Fort Bend County; TYPE OF FACILITY: chemical manufacturing plant; RULES VIOLATED: 30 TAC §101.201(b)(2) and §122.143(4), Texas Health and Safety Code (THSC), §382.085(b), and Federal Operating Permit (FOP) Number O3536, Special Terms and Conditions (STC) Number 2.F., by failing to maintain final records for non-reportable emissions events; 30 TAC §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 3.A.(iii)(2), by failing to conduct quarterly visible emissions observations for the stationary vents; 30 TAC §115.126(3) and §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 1.A., by failing to maintain records for exempted vents; 30 TAC §§115.352(4), 116.115(c), and 122.143(4), THSC, §382.085(b), FOP Number O3536, STC Numbers 1.A. and 10, and New Source Review (NSR) Permit Number 4005, Special Conditions (SC) Number 12.E., by failing to equip the end of a pipe or line containing volatile organic compounds (VOC) with a second valve, a blind flange, or tightly-fitting plug or cap; 30 TAC §§115.356(1), 116.115(c), and 122.143(4), THSC, §382.085(b), FOP Number O3536, STC Numbers

1.A. and 10, and NSR Permit Number 4005, SC Number 12.E., by failing to maintain records of weekly audio, visual, and olfactory inspections of all connectors; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 17, by failing to update the records of speciated hazardous air pollutants emitted from the plant; 30 TAC §101.20(2) and §122.143(4), 40 Code of Federal Regulations (CFR) §63.11496(a)(1), THSC, §382.085(b), and FOP Number O3536, STC Number 1.A., by failing to determine the sum of the actual organic hazardous air pollutants emissions from all of the batch process vents within a Chemical Manufacturing Process Unit subject to 40 CFR Part 63, Subpart VVVVVV; 30 TAC §§101.20(1) and (2), 116.115(c), and 122.143(4), 40 CFR §§60.8(a), 63.987(b)(1), and 63.990(b), THSC, §382.085(b), FOP Number O3536, STC Numbers 1.A., 7.B., and 10, and NSR Permit Number 4005, SC Number 14, by failing to conduct the initial performance tests; 30 TAC §§101.20(2), 113.1495, and 122.143(4), 40 CFR §63.9(h)(2)(i) and §63.11501(b), THSC, §382.085(b), and FOP Number O3536, STC Number 1.A., by failing to submit a notification of compliance status; 30 TAC §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 1.A., by failing to conduct monthly inspections of the degreaser; 30 TAC §117.2035(e)(1) and §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 6.A.(iii), by failing to conduct performance tests; 30 TAC §117.2035(a)(1) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 6.A.(iii), by failing to install, calibrate, maintain, and operate a totalizing fuel flow meter with an accuracy of plus or minus 5% to continuously measure the gas and liquid fuel usage; 30 TAC §101.20(1) and §122.143(4), 40 CFR §§60.7(a)(1) and (3), and 60.48(c), THSC, §382.085(b), and FOP Number O3536, STC Numbers 1.A. and 7.A., by failing to submit a notification of the date of construction no later than 30 days after commencing construction and to submit a notification of the actual date of initial startup within 15 days after startup; 30 TAC §117.2045(c)(2) and §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 6.B., by failing to maintain records of the start and end times of operation; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Numbers 10 and 15, and NSR Permit Number 4005, SC Number 5, by failing to route vents from the tanks to the thermal oxidizer; 30 TAC §116.116(a)(1) and §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 10, by failing to comply with the representations in the permit application for NSR Permit Number 4005; 30 TAC §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 15, by failing to comply with the compliance schedule in FOP Number O3536; 30 TAC §115.212(a)(1)(A) and §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Numbers 1.A. and 15, by failing to control vapors from VOC loading operations; 30 TAC §115.216(3)(A)(iii) and §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 1.A., by failing to maintain a daily record of the VOC land-based transfer operations; 30 TAC §115.216(3)(B) and §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 1.A., by failing to maintain a record of the type and vapor pressure of each VOC transferred; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 11, by failing to calibrate the pH meter for Scrubber S-114-03 on a weekly basis; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 11, by failing to record the pH at least once a minute; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 11, by failing to maintain at or above a pH of 8 for the scrubbing solution in Scrubber S-114-03; 30 TAC §§115.216(1)(A)(iii), 116.115(c), and 122.143(4), THSC,

§382.085(b), FOP Number O3536, STC Numbers 1.A. and 10, and NSR Permit Number 4005, SC Numbers 10.A. and 10.D., by failing to maintain records of the carbon adsorption system (CAS) monitoring; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 10.C., by failing to place a fresh carbon container as the new final polishing carbon within a week after breakthrough is established; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 7, by failing to calibrate the pH meters for Scrubbers S-79S-2A and S-79S-2B on a monthly basis; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 7, by failing to maintain a pH of 2 to 3 in the Scrubber S-79S-2A and a pH of 10 to 12 in the Scrubber S-79S-2B; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 15, by failing to maintain the thermal oxidizer firebox exit temperature above 1,400 degrees Fahrenheit; 30 TAC §§115.126(1)(A)(i), 115.216(1)(A)(i), 116.115(c), and 122.143(4), THSC, §382.085(b), FOP Number O3536, STC Numbers 1.A. and 10, and NSR Permit 4005, SC Number 15, by failing to continuously monitor the thermal oxidizer exhaust temperature; 30 TAC §§101.20(1), 111.111(a)(4)(A), 116.115(c), and 122.143(4), 40 CFR §60.18(c)(1), THSC, §382.085(b), FOP Number O3536, STC Numbers 1.A. and 10, and NSR Permit Number 4005, SC Numbers 4.C. and 14, by failing to prevent visible emissions from Flare F-2 except for periods not to exceed a total of five minutes during any two consecutive hours; 30 TAC §111.111(a)(4)(A)(ii) and §122.143(4), THSC, §382.085(b), and FOP Number O3536, STC Number 1.A., by failing to maintain a record of the daily visible emissions observations for Flares F-1 and F-2; 30 TAC §§101.20(1), 116.115(c), and 122.143(4), 40 CFR §60.18(c)(4)(i), THSC, §382.085(b), FOP Number O3536, STC Numbers 1.A. and 10, and NSR Permit Number 4005, SC Number 14, by failing to operate Flare F-1 with an exit velocity below 60 feet per second; 30 TAC §122.210(a) and THSC, §382.085(b), by failing to obtain a revision for a FOP to include all applicable rules requirements; 30 TAC §122.143(4) and §122.145(2)(A), THSC, §382.085(b), and FOP Number O3536, General Terms and Conditions, by failing to report all instances of deviations; 30 TAC §116.115(b)(2)(F) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, General Conditions Number 8, by failing to comply with the maximum allowable emissions rates; 30 TAC §§115.216(1)(A)(iii), 116.115(c), and 122.143(4), THSC, §382.085(b), FOP Number O3536, STC Numbers 1.A. and 10, and NSR Permit Number 4005, SC Number 10.A., by failing to continuously monitor exhaust gas VOC concentration from the CAS, Emissions Point Number (EPN) 79S-2C; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 6, by failing to maintain the alkalinity of the caustic solution above five weight percent caustic for each scrubber in the Plant 1 Scrubber System, EPN S1,2; 30 TAC §101.20(1) and §122.143(4), 40 CFR §60.4211(c), THSC, §382.085(b), and FOP Number O3536, STC Number 1.A., by failing to maintain the records demonstrating that the firewater pump is certified by the manufacturer to meet the emissions specifications in 40 CFR Part 60, Subpart III; 30 TAC §116.115(b)(2)(G) and (c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 8, by failing to maintain the acidity of the scrubbing solution of Scrubber S-7951 above 5 weight percent hydroxy acetic acid; 30 TAC §116.115(c) and §122.143(4), THSC,

§382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 8, by failing to maintain records of the results of the weekly testing of the scrubbing solution of Scrubber S-7951; 30 TAC §116.115(b)(2)(G) and (c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 9, by failing to maintain the alkalinity of the scrubbing solution of Scrubber S-7944 above five weight percent potassium hydroxide; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 9, by failing to maintain records of the results of the weekly testing of the scrubbing solution of Scrubber S-7944; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 16.E., by failing to maintain all documentation required for each new chemical compound introduced to the plant under the chemical flexibility condition; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 19, by failing to maintain a record of the annually revaluated estimated emissions from the low emitting maintenance, startup, and shutdown (MSS) activities listed in Attachment E of NSR Permit Number 4005; 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Number 24.C., by failing to maintain records of the occurrence of each tank maintenance activity and associated emissions; and 30 TAC §116.115(c) and §122.143(4), THSC, §382.085(b), FOP Number O3536, STC Number 10, and NSR Permit Number 4005, SC Numbers 25.D. and 26.D., by failing to maintain emissions records of the planned MSS activities for vacuum trucks and MSS activities for all frac tanks; PENALTY: \$1,059,213; Supplemental Environmental Project offset amount of \$423,686; ENFORCEMENT COORDINATOR: Rajesh Acharya, (512) 239-0577; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(18) COMPANY: ONE WORLD A TO Z CONSULTANTS, LLC dba HANDY FOODS; DOCKET NUMBER: 2016-0611-PST-E; IDENTIFIER: RN101901155; LOCATION: Clarksville, Red River County; TYPE OF FACILITY: underground storage tank (UST) and a convenience store with retail sales of gasoline and diesel fuel; RULES VIOLATED: 30 TAC §334.50(b)(2) and TWC, §26.3475(a), by failing to provide release detection for the pressurized piping associated with the UST system; PENALTY: \$2,567; ENFORCEMENT COORDINATOR: James Baldwin, (512) 239-1337; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(19) COMPANY: Rosa Castillo; DOCKET NUMBER: 2015-1655-PST-E; IDENTIFIER: RN101854875; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: property with an underground storage tank (UST); RULES VIOLATED: 30 TAC §334.7(d)(1) and (3), by failing to notify the agency of any change or additional information regarding the UST system within 30 days of the date of the occurrence of the change or addition; and 30 TAC §334.47(a)(2), by failing to permanently remove from service, no later than 60 days after the prescribed upgrade implementation date, a UST system for which any applicable component of the system is not brought into timely compliance with the upgrade requirements; PENALTY: \$20,000; ENFORCEMENT COORDINATOR: Jesscia Bland, (512) 239-4967; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(20) COMPANY: San Leon Municipal Utility District; DOCKET NUMBER: 2015-1307-MWD-E; IDENTIFIER: RN102076676; LOCATION: San Leon, Galveston County; TYPE OF FACILITY: wastewater treatment plant; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0011546001, Effluent Limitations and Monitoring

Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: \$7,812; ENFORCEMENT COORDINATOR: James Boyle, (512) 239-2527; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(21) COMPANY: Shell Chemical LP; DOCKET NUMBER: 2016-0406-AIR-E; IDENTIFIER: RN100209832; LOCATION: Houston, Harris County; TYPE OF FACILITY: research and development center; RULES VIOLATED: 30 TAC §122.143(4) and §122.145(2)(A) and (C), Texas Health and Safety Code (THSC), §382.085(b), and Federal Operating Permit (FOP) Number O1604, General Terms and Conditions, by failing to submit a deviation report, including all instances of deviation, no later than 30 days after the end of the reporting period; and 30 TAC §§101.20(1), 106.476, 106.492(2)(A), and 122.143(4), THSC, §382.085(b), 40 Code of Federal Regulations §60.18(c)(3)(ii), and FOP Number O1604, Special Terms and Conditions Number 1.A., by failing to maintain a net heating value of 200 British thermal units per standard cubic foot or greater for the 60A-Flare, Unit ID S-4; PENALTY: \$7,688; ENFORCEMENT COORDINATOR: Rajesh Acharya, (512) 239-0577; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(22) COMPANY: Sheridan Production Company, LLC; DOCKET NUMBER: 2015-1784-AIR-E; IDENTIFIER: RN106335680; LOCATION: Garden City, Glasscock County; TYPE OF FACILITY: tank battery; RULES VIOLATED: 30 TAC §116.110(a) and Texas Health and Safety Code (THSC), §382.085(b) and §382.0518(a), by failing to obtain the proper authorization; and 30 TAC §116.615(2), Standard Permit Registration Number 100866, and THSC, §382.085(b), by failing to comply with representations in a standard permit application; PENALTY: \$185,038; Supplemental Environmental Project offset amount of \$80,000; ENFORCEMENT COORDINATOR: Amancio R. Gutierrez, (512) 239-3921; REGIONAL OFFICE: 9900 West IH-20, Suite 100, Midland, Texas 79706, (432) 570-1359.

(23) COMPANY: Sprovy 7 Applegate TX 1, LLC; DOCKET NUMBER: 2016-0267-EAQ-E; IDENTIFIER: RN108605452; LOCATION: Round Rock, Williamson County; TYPE OF FACILITY: construction site; RULE VIOLATED: 30 TAC §213.4(a)(1), by failing to obtain approval of an Edwards Aquifer Protection Plan prior to beginning a regulated activity over the Edwards Aquifer Recharge Zone; PENALTY: \$938; ENFORCEMENT COORDINATOR: Had Darling, (512) 239-2520; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(24) COMPANY: TACS, INCORPORATED dba Tres Amigos Conv Store 6; DOCKET NUMBER: 2016-0419-PST-E; IDENTIFIER: RN101812279; LOCATION: Water Valley, Tom Green County; TYPE OF FACILITY: underground storage tank (UST) and a convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(2)(A)(i)(III) and TWC, §26.3475(a), by failing to provide release detection for the pressurized piping associated with the UST system; and 30 TAC §334.605(a), by failing to ensure Class A and Class B operators are re-trained within three years of their last training date; PENALTY: \$4,403; ENFORCEMENT COORDINATOR: Margarita Dennis, (817) 588-5892; REGIONAL OFFICE: 622 South Oakes, Suite K, San Angelo, Texas 76903-7035, (325) 655-9479.

(25) COMPANY: Texas Concrete Sand and Gravel, Incorporated; DOCKET NUMBER: 2016-0143-WQ-E; IDENTIFIER: RN106352065; LOCATION: Cleveland, Liberty County; TYPE OF FACILITY: sand and gravel pit; RULES VIOLATED: TWC, §26.121(a)(2), by failing to prevent the unauthorized discharge of industrial waste; and 30 TAC §342.25(d), by failing to renew the Aggregate Production Operation registration annually; PENALTY: \$6,250; ENFORCEMENT COORDINATOR: Ronica Rodriguez,

(512) 239-2601; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(26) COMPANY: Tim A. Duncan dba Miller Mobile Home Park and Karen Duncan dba Miller Mobile Home Park; DOCKET NUMBER: 2016-0176-PWS-E; IDENTIFIER: RN101271518; LOCATION: Idalou, Lubbock County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.39(l)(4) and (5), by failing to meet the conditions for an issued exception; 30 TAC §290.46(m)(1)(A), by failing to conduct an annual inspection of the facility's two ground storage tanks; 30 TAC §290.46(s)(2)(C)(i), by failing to verify the accuracy of the manual disinfectant residual analyzer at least once every 90 days using chlorine solutions of known concentrations; 30 TAC §290.46(s)(1), by failing to calibrate the facility's well meter at least once every three years; 30 TAC §290.46(e)(4)(A) and Texas Health and Safety Code, §341.033(a), by failing to operate the facility under the direct supervision of a water works operator who holds a minimum of a Class D or higher license; and 30 TAC §290.51(a)(6) and TWC, §5.702, by failing to pay all annual Public Health Service fees and associated late fees for TCEQ Financial Administration Account Number 91520158 for Fiscal Years 2015 and 2016; PENALTY: \$429; ENFORCEMENT COORDINATOR: James Fisher, (512) 239-2537; REGIONAL OFFICE: 5012 50th Street, Suite 100, Lubbock, Texas 79414-3421, (806) 796-7092.

(27) COMPANY: Victoria County Water Control and Improvement District Number 2; DOCKET NUMBER: 2016-0388-MWD-E; IDENTIFIER: RN101612331; LOCATION: Placedo, Victoria County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1) and Texas Pollutant Discharge Elimination System Permit Number WQ0012743001, Operational Requirements Number 4, by failing to provide adequate safeguards to prevent the discharge of untreated or inadequately treated wastes during electrical power failures; PENALTY: \$3,000; ENFORCEMENT COORDINATOR: Had Darling, (512) 239-2520; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5503, (361) 825-3100.

(28) COMPANY: W. Douglass Distributing, Limited; DOCKET NUMBER: 2016-0677-PST-E; IDENTIFIER: RN100533892; LOCATION: Sherman, Grayson County; TYPE OF FACILITY: common carrier; RULES VIOLATED: 30 TAC §334.5(b)(1)(A) and TWC, §26.3467(d), by failing to deposit a regulated substance into a regulated underground storage tank system that was covered by a valid, current TCEQ delivery certificate; PENALTY: \$1,106; ENFORCEMENT COORDINATOR: James Baldwin, (512) 239-1337; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

TRD-201603257

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: June 28, 2016



Notice of Application and Public Hearing for an Air Quality Standard Permit for a Concrete Batch Plant with Enhanced Controls Proposed Air Quality Registration Number 139995

APPLICATION. Cementos Ready-Mix LLC, 11041 West 42nd Street, Odessa, Texas 79764-9264 has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit for a Concrete Batch Plant with Enhanced Controls Registration Number 139995 to authorize the operation of a permanent concrete batch plant. The facility is proposed to be located at 3900 South Dixie Boulevard,

Odessa, Ector County, Texas 79766. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=31.808611&lng=-102.344166&zoom=13&type=r>. This application was submitted to the TCEQ on April 15, 2016. The primary function of this plant is to manufacture concrete by mixing materials including (but not limited to) sand, aggregate, cement and water. The executive director has determined the application was technically complete on May 23, 2016.

PUBLIC COMMENT/PUBLIC HEARING. Public written comments about this application may be submitted at any time during the public comment period. The public comment period begins on the first date notice is published and extends to the close of the public hearing. Public comments may be submitted either in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at www.tceq.texas.gov/about/comments.html. If you choose to communicate with the TCEQ electronically, please be aware that your email address, like your physical mailing address, will become part of the agency's public record.

A public hearing has been scheduled, that will consist of two parts, an informal discussion period and a formal comment period. During the informal discussion period, the public is encouraged to ask questions of the applicant and TCEQ staff concerning the application, but comments made during the informal period will not be considered by the executive director before reaching a decision on the permit, and no formal response will be made to the informal comments. During the formal comment period, members of the public may state their comments into the official record. Written comments about this application may also be submitted at any time during the hearing. The purpose of a public hearing is to provide the opportunity to submit written comments or an oral statement about the application. The public hearing is not an evidentiary proceeding.

The Public Hearing is to be held:

Thursday, August 4, 2016, at 7:00 p.m.

Woodson Community Center

1020 East Murphy Street

Odessa, Texas 79761

RESPONSE TO COMMENTS. A written response to all formal comments will be prepared by the executive director after the comment period closes. The response, along with the executive director's decision on the application, will be mailed to everyone who submitted public comments and the response to comments will be posted in the permit file for viewing.

The executive director shall approve or deny the application not later than 35 days after the date of the public hearing, considering all comments received within the comment period, and base this decision on whether the application meets the requirements of the standard permit.

CENTRAL/REGIONAL OFFICE. The application will be available for viewing and copying at the TCEQ Central Office and the TCEQ Midland Regional Office, located at 9900 W Interstate 20 Ste 100, Midland, Texas 79706-2636, during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, beginning the first day of publication of this notice.

INFORMATION. If you need more information about this permit application or the permitting process, please call the Public Education Program toll free at (800) 687-4040. Si desea información en español, puede llamar al (800) 687-4040.

Further information may also be obtained from Cementos Ready-Mix LLC, 11041 West 42nd Street, Odessa, Texas 79764-9264, or by calling Mr. Michael Woods Jr., Plant Operator at (860) 806-4365.

Notice Issuance Date: June 21, 2016

TRD-201603270

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 29, 2016



Notice of Public Hearing

on Assessment of Administrative Penalties and Requiring Certain Actions of Craftmasters Powder Coating, Inc.

SOAH Docket No. 582-16-4783

TCEQ Docket No. 2015-1417-AIR-E

The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - July 28, 2016

William P. Clements Building

300 West 15th Street, 4th Floor

Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's First Amended Report and Petition mailed June 8, 2016, concerning assessing administrative penalties against and requiring certain actions of CRAFTMASTERS POWDER COATING, INC., for violations in McLennan County, Texas, of: Tex. Health & Safety Code §§382.0518(a) and 382.085(b); 30 Tex. Admin. Code §116.110(a); and TCEQ Agreed Order Docket No. 2012-2317-AIR-E, Ordering Provision Nos. 2.a through 2.c.

The hearing will allow CRAFTMASTERS POWDER COATING, INC., the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford CRAFTMASTERS POWDER COATING, INC., the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of CRAFTMASTERS POWDER COATING, INC. to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's First Amended Report and Petition, attached hereto and incorporated herein for all purposes. CRAFTMASTERS POWDER COATING, INC., the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

Legal Authority: Tex. Water Code §7.054 and ch. 7, Tex. Health & Safety Code ch. 382, and 30 Tex. Admin. Code chs. 70 and 116; Tex. Water Code §7.058, and the Rules of Procedure of the Texas Commission on Environmental Quality and the State Office of Administrative

Hearings, including 30 Tex. Admin. Code §70.108 and §70.109 and ch. 80, and 1 Tex. Admin. Code ch. 155.

Further information regarding this hearing may be obtained by contacting David A. Terry, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O. Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at <http://www.tceq.texas.gov/goto/eFilings> or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: June 28, 2016

TRD-201603271

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 29, 2016



Notice of Public Hearing

on Assessment of Administrative Penalties and Requiring Certain Actions of Durable Printed Products, Inc. dba Anodizing Graphics of Texas

SOAH Docket No. 582-16-4890

TCEQ Docket No. 2015-1619-IHW-E

The Texas Commission on Environmental Quality (TCEQ or the Commission) has referred this matter to the State Office of Administrative Hearings (SOAH). An Administrative Law Judge with the State Office of Administrative Hearings will conduct a public hearing at:

10:00 a.m. - July 28, 2016

William P. Clements Building

300 West 15th Street, 4th Floor

Austin, Texas 78701

The purpose of the hearing will be to consider the Executive Director's Preliminary Report and Petition mailed April 22, 2016, concerning assessing administrative penalties against and requiring certain actions of Durable Printing Products, Inc. dba Anodizing Graphics of Texas, for violations in Fort Bend County, Texas, of: 40 Code Of Federal Regulations ("C.F.R.") §§262.11 and 262.34(a)(2), (a)(3), (d) and (d)(4), and 30 Tex. Admin. Code §§335.2(a), 335.6(c), 335.9(a)(1), 335.62, 335.69(a)(2), (a)(3), (f) and (f)(4)(A), 335.503(a), 335.504, 335.511, and 335.513.

The hearing will allow Durable Printing Products, Inc. dba Anodizing Graphics of Texas, the Executive Director, and the Commission's Public Interest Counsel to present evidence on whether a violation has

occurred, whether an administrative penalty should be assessed, and the amount of such penalty, if any. The first convened session of the hearing will be to establish jurisdiction, afford Durable Printing Products, Inc. dba Anodizing Graphics of Texas, the Executive Director of the Commission, and the Commission's Public Interest Counsel an opportunity to negotiate and to establish a discovery and procedural schedule for an evidentiary hearing. Unless agreed to by all parties in attendance at the preliminary hearing, an evidentiary hearing will not be held on the date of this preliminary hearing. Upon failure of Durable Printing Products, Inc. dba Anodizing Graphics of Texas to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's Preliminary Report and Petition, attached hereto and incorporated herein for all purposes. Durable Printing Products, Inc. dba Anodizing Graphics of Texas, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

Legal Authority: Tex. Water Code §7.054 and ch. 7, Tex. Health & Safety Code ch. 361, 40 C.F.R. Part 262 and 30 Tex. Admin. Code chs. 70 and 335; Tex. Water Code §7.058, and the Rules of Procedure of the Texas Commission on Environmental Quality and the State Office of Administrative Hearings, including 30 Tex. Admin. Code §§70.108 and 70.109 and ch. 80, and 1 Tex. Admin. Code ch. 155.

Further information regarding this hearing may be obtained by contacting Tracy Chandler, Staff Attorney, Texas Commission on Environmental Quality, Litigation Division, Mail Code 175, P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-3400. Information concerning your participation in this hearing may be obtained by contacting Vic McWherter, Public Interest Counsel, Mail Code 103, at the same P.O.Box address given above, or by telephone at (512) 239-6363.

Any document filed prior to the hearing must be filed with TCEQ's Office of the Chief Clerk and SOAH. Documents filed with the Office of the Chief Clerk may be filed electronically at <http://www.tceq.texas.gov/goto/eFilings> or sent to the following address: TCEQ Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087. Documents filed with SOAH may be filed via fax at (512) 322-2061 or sent to the following address: SOAH, 300 West 15th Street, Suite 504, Austin, Texas 78701. When contacting the Commission or SOAH regarding this matter, reference the SOAH docket number given at the top of this notice.

Persons who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week before the hearing.

Issued: June 28, 2016

TRD-201603272

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 29, 2016



Notice of Public Hearing on Proposed Revisions to 30 TAC Chapter 9

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed revisions to 30 TAC Chapter 9, Training, §§9.11 - 9.13 and §§9.15 - 9.17, under the requirements of Texas Government Code, Chapter 2001, Subchapter B.

The proposed rulemaking would implement House Bill 3337, 84th Texas Legislature, 2015, by updating training and education procedures for agency administrators and employees.

The commission will hold a public hearing on this proposal in Austin on August 2, 2016, at 10:00 a.m. in Building E, Room 201S, at the commission's central office located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal 30 minutes prior to the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Sandy Wong, Office of Legal Services, at (512) 239-1802 or 1-800-RE-LAY-TX (TDD). Requests should be made as far in advance as possible.

Written comments may be submitted to Derek Baxter, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087 or faxed to (512) 239-4808. Electronic comments may be submitted at: <http://www1.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the *eComments* system. All comments should reference Rule Project Number 2015-039-009-AD. The comment period closes August 8, 2016. Copies of the proposed rulemaking can be obtained from the commission's website at http://www.tceq.texas.gov/rules/propose_adopt.html. For further information, please contact Amber Kaskie, Human Resources and Staff Services Division, (512) 239-0137.

TRD-201603234

David Timberger

Director, General Law Division

Texas Commission on Environmental Quality

Filed: June 24, 2016



Notice of Public Hearing on Proposed Revisions to 30 TAC Chapter 116 and to the State Implementation Plan

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed revisions to 30 Texas Administrative Code (TAC) Chapter 116, Control of Air Pollution by Permits for New Construction or Modification, §§116.130 - 116.134, 116.136, and 116.137, and corresponding revisions to the state implementation plan (SIP) under the requirements of Texas Health and Safety Code, §382.017; Texas Government Code, Chapter 2001, Subchapter B; and 40 Code of Federal Regulations §51.102 of the United States Environmental Protection Agency (EPA) concerning SIPs.

The proposed rulemaking would implement the repeal of the obsolete public notification and comment procedures.

The commission will hold a public hearing on this proposal in Austin on August 2, 2016, at 2:00 p.m. in Building E, Room 201 S, at the commission's central office located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal from 1:30 p.m. to 2:00 p.m., prior to the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Sandy Wong, Office of Legal Services, at (512) 239-1802 or 1-800-RE-

LAY-TX (TDD). Requests should be made as far in advance as possible.

Written comments may be submitted to Sherry Davis, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087 or faxed to (512) 239-4808. Electronic comments may be submitted at: <http://www1.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the *eComments* system. All comments should reference Rule Project Number 2016-026-116-AI. The comment period closes August 8, 2016. Copies of the proposed rulemaking can be obtained from the commission's website at http://www.tceq.texas.gov/rules/propose_adopt.html. For further information, please contact Tasha Burns, Air Permits Division, (512) 239-5868.

TRD-201603208

Robert Martinez

Director, Environmental Law Division

Texas Commission on Environmental Quality

Filed: June 24, 2016



Notice of Public Hearing on Proposed Revisions to the State Implementation Plan

The Texas Commission on Environmental Quality (commission) will conduct a public hearing to receive testimony regarding proposed revisions to the state implementation plan (SIP) under the requirements of Texas Health and Safety Code, §382.017; Texas Government Code, Chapter 2001, Subchapter B; and 40 Code of Federal Regulations §51.102 of the United States Environmental Protection Agency (EPA) concerning SIPs.

The proposed SIP revision would request that the EPA remove 30 TAC Chapter 116, Control of Air Pollution by Permits for New Construction or Modification, §§116.120 - 116.123, 116.125, and 116.126 from the SIP. Sections 116.120 - 116.123, 116.125, and 116.126 were repealed on August 7, 2002.

The commission will hold a public hearing on this proposal in Austin on August 2, 2016, at 2:30 p.m. in Building E, Room 201S, at the commission's central office located at 12100 Park 35 Circle. The hearing is structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the proposal from 1:30 p.m. to 2:00 p.m. prior to the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact Sandy Wong, Office of Legal Services, at (512) 239-1802 or 1-800-RE-LAY-TX (TDD). Requests should be made as far in advance as possible.

Written comments may be submitted to Derek Baxter, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087 or faxed to (512) 239-4808. Electronic comments may be submitted at: <http://www1.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the *eComments* system. All comments should reference Rule Project Number 2016-028-SIP-NR. The comment period closes August 8, 2016. Copies of the proposed rulemaking can be obtained from the commission's website at http://www.tceq.texas.gov/rules/propose_adopt.html. For further information, please contact Becky Southard, Air Permits Section, (512) 239-1638.

TRD-201603206
Robert Martinez
Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: June 24, 2016

◆ ◆ ◆
Notice of Public Meeting for a Proposed Beneficial Use Site
Registration Number 711018

An application for a proposed beneficial use site registration number 711018 for:

Applicant: Reitz Environmental Services L.L.P.

5828 Amos North

Joshua, Texas 76058

Landowner: Roy W. Reitz, Jr.

6301 West FM 4

Godley, Texas 76044

Type of Operation: Beneficial land application of domestic septage products only. Location of Site: The site is located at 6301 West FM 4, Godley, in Johnson County, Texas 76044. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=32.384722&lng=-97.505&zoom=13&type=r>

Remarks: The applicant is seeking authorization to land apply domestic septage at agronomic rates on approximately 85 acres.

The application is subject to technical evaluation by the staff of the Texas Commission on Environmental Quality (TCEQ). Persons should be advised that the application is subject to change based on evaluations of the proposed treatment levels, treatment processes and site specific conditions as they relate to the protection of the environment and public health.

PUBLIC COMMENT/PUBLIC MEETING. A public meeting will be held and will consist of two parts, an Informal Discussion Period and a Formal Comment Period. A public meeting is not a contested case hearing under the Administrative Procedure Act. During the Informal Discussion Period, the public will be encouraged to ask questions of the applicant and TCEQ staff concerning the registration application. The comments and questions submitted orally during the Informal Discussion Period will not be considered before a decision is reached on the registration application and no formal response will be made. Responses will be provided orally during the Informal Discussion Period. During the Formal Comment Period on the registration application, members of the public may state their formal comments orally into the official record. All formal comments will be considered before a decision is reached on the registration application.

The Public Meeting is to be held:

Tuesday, July 19, 2016, at 7:00 p.m.

Godley City Park Pavilion

104 East Allen

Godley, Texas 76044

INFORMATION. Citizens are encouraged to submit written comments anytime during the meeting or by mail before the close of the public comment period to the Office of the Chief Clerk, TCEQ, Mail Code MC-105, P.O. Box 13087, Austin, Texas 78711-3087 or electronically

at www.tceq.texas.gov/about/comments.html. If you need more information about the registration application or the registration process, please call the TCEQ Public Education Program, Toll Free, at (800) 687-4040. Si desea información en español, puede llamar (800) 687-4040. General information about the TCEQ can be found at our web site at www.tceq.texas.gov.

The TCEQ mailed a copy of the application for registration to the Johnson County Judge for viewing by interested parties. For further information concerning this application, you may contact the authorized person to act for the applicant, Joe Reitz, Co- Owner, at (817) 648-6257.

Persons with disabilities who need special accommodations at the meeting should call the Office of the Chief Clerk at (512) 239-3300 or (800) RELAY-TX (TDD) at least one week prior to the meeting.

Issued: June 23, 2016

TRD-201603269

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 29, 2016

◆ ◆ ◆
Notice of Water Quality Application

The following notice was issued on June 22, 2016.

The following does not require publication in a newspaper. Written comments or requests for a public meeting may be submitted to the Office of the Chief Clerk, Mail Code 105, P.O. Box 13087, Austin, Texas 78711-3087 WITHIN (30) DAYS OF THE ISSUED DATE OF THE NOTICE.

INFORMATION SECTION

QUADVEST LP has applied for a minor amendment to the Texas Pollutant Discharge Elimination System Permit No. WQ0015192001 to authorize a reduction in flow in the Interim I phase from 62,500 gallons per day to 50,000 gallons per day. The existing permit authorizes the discharge of treated domestic wastewater at a daily average flow not to exceed 900,000 gallons per day. The facility will be located approximately 4,200 feet southwest of the intersection of Farm-to-Market Road 1010 and Farm-to-Market Road 352, in Montgomery County, Texas 77327.

If you need more information about these permit applications or the permitting process, please call the TCEQ Public Education Program, toll free, at (800) 687-4040. General information about the TCEQ can be found at our web site at www.TCEQ.texas.gov. Si desea información en español, puede llamar al (800) 687-4040.

TRD-201603273

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 29, 2016

◆ ◆ ◆
Notice of Water Rights Application

Notice issued June 27, 2016

APPLICATION NO. 13243; KM Liquids Terminals, LLC, 906 Clinton Drive, Galena Park, Texas 77547, Applicant, seeks a temporary water use permit to divert and use not to exceed 250 acre-feet of water within a period of one year from a point on Vince Bayou, San Jacinto River Basin for industrial purposes in Harris County. The application

and partial fees were received on November 20, 2015. Additional information and fees were received on December 2, 2015, and February 12, 2016. The application was declared administratively complete and accepted for filing with the Office of the Chief Clerk on March 30, 2016. The Executive Director completed the technical review of the application and prepared a draft permit. The draft permit, if granted, would include special conditions including, but not limited to installing a measuring device for diversions. The application, technical memoranda, and Executive Director's draft permit are available for viewing and copying at the Office of the Chief Clerk, 12100 Park 35 Circle, Bldg. F, Austin, Texas 78753. Written public comments and requests for a public meeting should be submitted to the Office of Chief Clerk, at the address provided in the information section below, by July 15, 2016.

INFORMATION SECTION

To view the complete issued notice, view the notice on our web site at www.tceq.texas.gov/comm_exec/cc/pub_notice.html or call the Office of the Chief Clerk at (512) 239-3300 to obtain a copy of the complete notice. When searching the web site, type in the issued date range shown at the top of this document to obtain search results.

A public meeting is intended for the taking of public comment, and is not a contested case hearing.

The Executive Director can consider approval of an application unless a written request for a contested case hearing is filed. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "(I/we) request a contested case hearing"; and (4) a brief and specific description of how you would be affected by the application in a way not common to the general public. You may also submit any proposed conditions to the requested application which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the TCEQ Office of the Chief Clerk at the address provided in the information section below.

If a hearing request is filed, the Executive Director will not issue the requested permit and may forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Public Education Program at (800) 687-4040. General information regarding the TCEQ can be found at our web site at www.tceq.texas.gov. Si desea información en español, puede llamar al (800) 687-4040.

TRD-201603274

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: June 29, 2016

Texas Facilities Commission

Request for Proposals #303-7-20573

The Texas Facilities Commission (TFC), on behalf of the Office of the Attorney General (OAG), announces the issuance of Request for Proposals (RFP) #303-7-20573. TFC seeks a five (5) or ten (10) year

lease of approximately 2,091 square feet of office space in Plainview, Texas.

The deadline for questions is July 18, 2016, and the deadline for proposals is July 27, 2016, at 3:00 p.m. The award date is August 17, 2016. TFC reserves the right to accept or reject any or all proposals submitted. TFC is under no legal or other obligation to execute a lease on the basis of this notice or the distribution of an RFP. Neither this notice nor the RFP commits TFC to pay for any costs incurred prior to the award of a grant.

Parties interested in submitting a proposal may obtain information by contacting the Program Specialist, Evelyn Esquivel, at (512) 463-6494. A copy of the RFP may be downloaded from the Electronic State Business Daily at http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=125444.

TRD-201603235

Kay Molina

General Counsel

Texas Facilities Commission

Filed: June 24, 2016

General Land Office

Notice and Opportunity to Comment on Requests for Consistency Agreement/Concurrence Under the Texas Coastal Management Program

On January 10, 1997, the State of Texas received federal approval of the Coastal Management Program (CMP) (62 Federal Register pp. 1439 - 1440). Under federal law, federal agency activities and actions affecting the Texas coastal zone must be consistent with the CMP goals and policies identified in 31 TAC Chapter 501. Requests for federal consistency review were deemed administratively complete for the following project(s) during the period of June 20, 2016, through June 24, 2016. As required by federal law, the public is given an opportunity to comment on the consistency of proposed activities in the coastal zone undertaken or authorized by federal agencies. Pursuant to 31 TAC §§506.25, 506.32, and 506.41, the public comment period extends 30 days from the date published on the Texas General Land Office web site. The notice was published on the web site on Friday, July 1, 2016. The public comment period for this project will close at 5:00 p.m. on Monday, August 1, 2016.

FEDERAL AGENCY ACTIONS:

Applicant: Magellan Terminal Holdings, L.P.

Location: Project site is situated along the southern Corpus Christi Ship Channel shoreline near the Chemical Turning Basin, in Corpus Christi, Nueces County, Texas. The project can be located on the U.S.G.S quadrangle map titled Corpus Christi, Texas.

LATITUDE & LONGITUDE (NAD 83): 27.816286, -97.449343

Project Description: The applicant proposes to construct a 95-acre crude and hydrocarbon bulk storage terminal and ship docking facility along the Corpus Christi Ship Channel (CCSC). The project will consist of: 1) An approximate 4,500-foot-long by 500-foot-wide by -52-foot-deep (or 44.11 acres) ship berthing area: a. 1,893,600 cubic yards total dredging via mechanical and/or hydraulic in the ship channel, wetlands, oyster bed, and uplands; b. Dredge depth of -50 feet mean low tide plus -2 feet allowable overdredge totaling -52 feet; 3-year maintenance dredging plan; c. 1/3 of the material is proposed to be used onsite as beneficial use; 2/3 is proposed to be placed in Dredged Maintenance Placement Areas (DMPA): IH-PA8 (Suntide DMPA), IH-PA 4 (DMPA #4), IH-PA 5 (DMPA #5), IH-PA 3 Cell A and Cell B

(South Shore Cells A & B DMPA), IH-PA 1 (DMPA #1), IH-PA 2 (Herbie Maurer DMPA), or IH-PA 6 (Tule Lake DMPA Cells A, B, or C); 2) Four 100-foot by 60-foot concrete platforms and support piers with four 20-foot by 67-foot pipe and approach trestles and support piers connecting the docks to land which will be outfitted with pipe racks, marine loading arms, and docking fenders; 3) 4,500 linear feet of bulk-heading and shoreline protection; 4) Four ship berths with 96-inch-diameter breasting and mooring dolphins; 5) Twenty-seven bulk storage tanks totaling approximately eight million barrels of capacity along with associated piping: a. Twenty 350,000-barrel bulk storage tanks; b. Seven 135,000-barrel bulk storage tanks; 6) Project site will be brought up to 12 feet above mean sea level: Approximately 56.31 acres (or 543,050 cubic yards) of wetlands that will be filled/graded; 7) Pipe racks, manifolds, federally mandated containment structures, roads, and other infrastructure; 8) Two 54-foot by 40-foot 15,704-barrel fire suppression water tanks; 9) Sub-grade storm water system including a 6 feet deep storm water retention pond.

CMP Project No: 16-1361-F1

Type of Application: U.S. Army Corps of Engineers (USACE) permit application #SWG-2016-00285. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act.

Note: The consistency review for this project may be conducted by the Texas Commission on Environmental Quality under §401 of the Clean Water Act (33 U.S.C.A. §1344).

Applicant: John Johnson

Location: The project site is located in the Fulton Harbor on Aransas Bay at 112 South Casterline Drive, in Fulton, Aransas County, Texas. The project can be located on the U.S.G.S. quadrangle map titled: Rockport, Texas.

LATITUDE & LONGITUDE (NAD 83): 28.0606, -97.0334

Project Description: The applicant proposes to construct finger piers for boat

berths along the sides of a commercial marina basin. On the outside of the southeast side of the basin, a 40-foot-long by 6-foot-wide pier would be located at the southeast corner of the marina with four 30-foot-long finger piers. A 40-foot pier will be constructed at the southeast corner. On the interior of the south side of the basin, seven 10-inch-diameter mooring pilings would be placed, along with eight 24-foot-long finger piers and a 60-foot-long by 46-foot-wide deck located in the southwest corner of the basin and adjacent to an existing deck. On the west side interior, 10-inch-diameter pilings would be placed in front of the bait stand, and two 20-foot-long finger piers would be constructed. On the north side interior, ten 20-foot-long finger piers would be constructed. On the outside of the northeast side of the basin, there would be four 20-foot-long finger piers, and a 40-by 20-foot fishing deck. Maintenance dredging will be conducted for a 10-year period at the site using mechanical methods to maintain a depth of -6 feet mean low water. Dredged material would be contained in a leveed area located on the north side of the property. Dredged material would be allowed to dry in place and then be removed to suitable upland locations or sold to contractors. Proposed bulkhead repairs at the site are being evaluated under Nationwide Permit 13 as a separate action.

CMP Project No: 16-1360-F1

Type of Application: U.S. Army Corps of Engineers (USACE) permit application #SWG-2000-01109. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899.

Applicant: Ernest Howerton

Location: The project site is located in the Gulf Intracoastal Waterway (GIWW), at 1283 County Road 230 or Canal Drive, in Sargent, Matagorda County, Texas. The project can be located on the U.S.G.S. quadrangle map entitled: SARGENT, Texas.

LATITUDE & LONGITUDE (NAD 83): 28.779951, -95.598497

Project Description: The applicant proposes to construct a double boathouse and install a boat ramp. The project consists of the following components: a) construct a 33.75-foot-wide by 36-foot-long double boathouse including associated walkways. The roof measures approximately 34.5-foot-wide by 33.75-foot-long. b) install a 15-foot by 33.75-foot boat ramp. c) excavation of 33 cubic yards will be removed behind the existing bulkhead and in uplands.

CMP Project No: 16-1359-F1

Type of Application: U.S. Army Corps of Engineers (USACE) permit application #SWG-2016-00301. This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899 and Section 404 of the Clean Water Act.

Pursuant to §306(d)(14) of the Coastal Zone Management Act of 1972 (16 U.S.C.A. §§1451 - 1464), as amended, interested parties are invited to submit comments on whether a proposed action or activity is or is not consistent with the Texas Coastal Management Program goals and policies and whether the action should be referred to the Land Commissioner for review.

Further information on the applications listed above, including a copy of the consistency certifications or consistency determinations for inspection, may be obtained from Mr. Jesse Solis, P.O. Box 12873, Austin, Texas 78711-2873 or via email at federal.consistency@glo.texas.gov. Comments should be sent to Mr. Solis at the above address or by email.

TRD-201603280

Anne L. Idsal

Chief Clerk, Deputy Land Commissioner

General Land Office

Filed: June 29, 2016

Office of the Governor

Notice of Application and Priorities for the Justice Assistance Grant Program Federal Application

The Governor's Criminal Justice Division (CJD) is planning to apply for federal fiscal year (FFY) 2016 formula funds under the Edward Byrne Justice Assistance Grant (JAG) program administered by the U.S. Department of Justice, Bureau of Justice Assistance. The FFY 2016 allocation to Texas is estimated to be \$13.5 million.

CJD proposes to use the FFY 2016 award to fund initiatives that target border security, violent crimes, organized criminal activity, improve technology, substance abuse diversion programs and offender reentry into the community.

You may also request a copy of the application on or after June 30, 2016, from Ms. Fernandez-Prew. Comments regarding the proposed use of JAG funds should be submitted in writing within 30 days from the date of this announcement in the *Texas Register*. Comments may be submitted to the attention of Ms. Margie Fernandez-Prew, Criminal Justice Division (CJD), Texas Office of the Governor, by email at Margie.fernandez-prew@gov.texas.gov or by mail to the Office of the Governor, Criminal Justice Division, P.O. Box 12428, Austin, Texas 78711.

TRD-201603256

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Texas Health and Human Services Commission

Notice of Public Hearing on Proposed Medicaid Payment Rates for the Additional Benefit Review of Remote Cardiovascular Telemetry (93229)

Hearing. The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on August 11, 2016, at 1:30 p.m., to receive comment on proposed Medicaid payment rates for the Additional Benefit Review of Remote Cardiovascular Telemetry (93229).

The public hearing will be held in the Health and Human Services Commission Public Hearing Room, Brown-Heatly Building, located at 4900 North Lamar Boulevard, Austin, Texas. Entry is through security at the main entrance of the building, which faces Lamar Boulevard. The hearing will be held in compliance with Human Resources Code §32.0282 which requires public notice of and hearings on proposed Medicaid reimbursements.

Proposal. The payment rates for the Additional Benefit Review of Remote Cardiovascular Telemetry (93229) are proposed to be effective July 1, 2016. This proposal adds the benefit to the adult population.

Methodology and Justification. The proposed payment rates were calculated in accordance with 1 TAC:

§355.7001, which addresses the reimbursement methodology for telemedicine, telehealth, and home telemonitoring services.

§355.8085, which addresses the reimbursement methodology for physicians and other practitioners.

§355.8441, which addresses the reimbursement methodology for Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) services (known in Texas as Texas Health Steps).

Briefing Package. A briefing package describing the proposed payments will be available at <http://www.hhsc.state.tx.us/rad/rate-packets.shtml> on or after July 28, 2016. Interested parties may obtain a copy of the briefing package prior to the hearing by contacting Rate Analysis by telephone at (512) 730-7401; by fax at (512) 730-7475; or by e-mail at RADAcuteCare@hhsc.state.tx.us. The briefing package will also be available at the public hearing.

Written Comments. Written comments regarding the proposed payment rates may be submitted in lieu of, or in addition to, oral testimony until 5:00 p.m. the day of the hearing. Written comments may be sent by U.S. mail to the Texas Health and Human Services Commission, Attention: Rate Analysis, Mail Code H-400, P.O. Box 149030, Austin, Texas 78714-9030; by fax to Rate Analysis at (512) 730-7475; or by e-mail to RADAcuteCare@hhsc.state.tx.us. In addition, written comments may be sent by overnight mail or hand delivered to Texas Health and Human Services Commission, Attention: Rate Analysis, Mail Code H-400, Brown-Heatly Building, 4900 North Lamar, Austin, Texas 78751.

Persons with disabilities who wish to attend the hearing and require auxiliary aids or services should contact Rate Analysis at (512) 730-7401 at least 72 hours in advance, so appropriate arrangements can be made.

TRD-201603290

◆ ◆ ◆
Notice of Public Hearing on Proposed Medicaid Payment Rates for the Medicaid Biennial Calendar Fee Review

Hearing. The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on August 11, 2016, at 1:30 p.m., to receive comment on proposed Medicaid payment rates for the Medicaid Biennial Calendar Fee Review.

The public hearing will be held in the Health and Human Services Commission Public Hearing Room, Brown-Heatly Building, located at 4900 North Lamar Boulevard, Austin, Texas. Entry is through security at the main entrance of the building, which faces Lamar Boulevard. The hearing will be held in compliance with Texas Human Resources Code §32.0282, which requires public notice of and hearings on proposed Medicaid reimbursements.

Proposal. The payment rates for the Medicaid Biennial Calendar Fee Review are proposed to be effective October 1, 2016, for the following services:

Female Genital System Surgery

General and Integumentary System Surgery

Orthotic Procedures and Devices

Physician Administered Drugs, Vaccines, and Toxoids

Physician Administered Oncology Drugs

Respiratory Therapists

Methodology and Justification. The proposed payment rates were calculated in accordance with 1 TAC:

§355.8021, which addresses the reimbursement methodology for home health services and durable medical equipment, prosthetics, orthotics, and supplies.

§355.8085, which addresses the reimbursement methodology for physicians and other practitioners.

§355.8441, which addresses the reimbursement methodology for Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) services (known in Texas as Texas Health Steps).

§355.8641, which addresses the reimbursement methodology Women's Health Program.

Briefing Package. A briefing package describing the proposed payments will be available at <http://www.hhsc.state.tx.us/rad/rate-packets.shtml> on or after July 28, 2016. Interested parties may obtain a copy of the briefing package prior to the hearing by contacting Rate Analysis by telephone at (512) 730-7401; by fax at (512) 730-7475; or by e-mail at RADAcuteCare@hhsc.state.tx.us. The briefing package will also be available at the public hearing.

Written Comments. Written comments regarding the proposed payment rates may be submitted in lieu of, or in addition to, oral testimony until 5:00 p.m. the day of the hearing. Written comments may be sent by U.S. mail to the Texas Health and Human Services Commission, Attention: Rate Analysis, Mail Code H-400, P.O. Box 149030, Austin, Texas 78714-9030; by fax to Rate Analysis at (512) 730-7475; or by e-mail to RADAcuteCare@hhsc.state.tx.us. In addition, written comments may be sent by overnight mail or hand delivered to Texas Health and Human Services Commission, Attention: Rate Analysis,

Mail Code H-400, Brown-Heatly Building, 4900 North Lamar, Austin, Texas 78751.

Persons with disabilities who wish to attend the hearing and require auxiliary aids or services should contact Rate Analysis at (512) 730-7401 at least 72 hours in advance, so appropriate arrangements can be made.

TRD-201603288

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: June 29, 2016



Notice of Public Hearing on Proposed Medicaid Payment Rates for the Medical Policy Review of Gynecological and Reproductive Health Services

Hearing. The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on August 11, 2016, at 1:30 p.m., to receive comment on proposed Medicaid payment rates for the Medical Policy Review of Gynecological and Reproductive Health Services

The public hearing will be held in the Health and Human Services Commission Public Hearing Room, Brown-Heatly Building, located at 4900 North Lamar Boulevard, Austin, Texas. Entry is through security at the main entrance of the building, which faces Lamar Boulevard. The hearing will be held in compliance with Texas Human Resources Code §32.0282, which requires public notice of and hearings on proposed Medicaid reimbursements.

Proposal. The payment rates for the Medical Policy Review of Gynecological and Reproductive Health Services are proposed to be effective October 1, 2016.

Methodology and Justification. The proposed payment rates were calculated in accordance with 1 TAC §355.8121, which addresses the reimbursement methodology for Ambulatory Surgical Centers.

Briefing Package. A briefing package describing the proposed payments will be available at <http://www.hhsc.state.tx.us/rad/rate-packets.shtml> on or after July 28, 2016. Interested parties may obtain a copy of the briefing package prior to the hearing by contacting Rate Analysis by telephone at (512) 730-7401; by fax at (512) 730-7475; or by e-mail at RADAcuteCare@hhsc.state.tx.us. The briefing package will also be available at the public hearing.

Written Comments. Written comments regarding the proposed payment rates may be submitted in lieu of, or in addition to, oral testimony until 5:00 p.m. the day of the hearing. Written comments may be sent by U.S. mail to the Texas Health and Human Services Commission, Attention: Rate Analysis, Mail Code H-400, P.O. Box 149030, Austin, Texas 78714-9030; by fax to Rate Analysis at (512) 730-7475; or by e-mail to RADAcuteCare@hhsc.state.tx.us. In addition, written comments may be sent by overnight mail or hand delivered to Texas Health and Human Services Commission, Attention: Rate Analysis, Mail Code H-400, Brown-Heatly Building, 4900 North Lamar, Austin, Texas 78751.

Persons with disabilities who wish to attend the hearing and require auxiliary aids or services should contact Rate Analysis at (512) 730-7401 at least 72 hours in advance, so appropriate arrangements can be made.

TRD-201603289

Karen Ray

Chief Counsel

Texas Health and Human Services Commission

Filed: June 29, 2016



Public Notice - Proposed Amendments to the Texas State Plan for Medical Assistance Effective July 1, 2016, under Title XIX of the Social Security Act

The Texas Health and Human Services Commission announces its intent to submit amendments to the Texas State Plan for Medical Assistance, under Title XIX of the Social Security Act.

The purpose of the amendments is to update the fee schedules in the current state plan by adjusting or implementing fees for the following:

Clinical Diagnostic Laboratory Services; and

Physicians and Other Practitioners.

The proposed amendments are effective July 1, 2016.

The proposed amendments are estimated to result in an aggregate savings of \$1,178,262 for the remainder of federal fiscal year (FFY) 2016, consisting of \$673,141 in federal funds and \$505,121 in state general revenue. For FFY 2017, the estimated savings is \$4,848,389, consisting of \$2,723,825 in federal funds and \$2,124,564 in state general revenue. For FFY 2018, the estimated savings is \$5,062,545, consisting of \$2,844,138 in federal funds and \$2,218,407 in state general revenue.

Further detail on specific rates and percentage changes is available on the Texas Health and Human Services Rate Analysis website under the proposed effective date at: <http://www.hhsc.state.tx.us/Rad/rate-packets.shtml>.

Rate Hearing. A rate hearing was held on May 11, 2016, at 1:30 p.m. in Austin, Texas, and information about the proposed rate changes (including methodology and justification) and the hearing notice can be found in the April 15, 2016, issue of the *Texas Register* at pages 2795-2796 at <http://www.sos.state.tx.us/texreg/index.shtml>. In addition, a rate hearing will be held on August 11, 2016, at 1:30 p.m. in Austin, Texas, and information about the proposed rate changes (including methodology and justification) and the hearing will be published in a future issue of the *Texas Register* at <http://www.sos.state.tx.us/texreg/index.shtml>.

Copy of Proposed Amendment. Interested parties may obtain a free copy of the proposed amendments or additional information about the amendments by contacting J.R. Top, State Plan Coordinator, by mail at the Health and Human Services Commission, P.O. Box 13247, Mail Code H-600, Austin, Texas 78711; by telephone at (512) 462-6397; by facsimile at (512) 730-7472; or by e-mail at jr.top@hhsc.state.tx.us. Copies of the proposed amendments will be available for review at the local county offices of the Texas Department of Aging and Disability Services.

Written Comments. Written comments and/or requests to review comments may be sent by U.S. mail, overnight mail, special delivery mail, hand delivery, fax, or email:

U.S. Mail

Texas Health and Human Services Commission

Attention: Rate Analysis, Mail Code H-400

P.O. Box 149030

Austin, Texas 78714-9030

Overnight mail, special delivery mail, or hand delivery

Texas Health and Human Services Commission
Attention: Rate Analysis, Mail Code H-400
Brown-Heatly Building
4900 North Lamar
Austin, Texas 78751
Phone number for package delivery: (512) 730-7401

Fax

Attention: Rate Analysis at (512) 730-7475

Email

RADAcuteCare@hhsc.state.tx.us
TRD-201603263
Karen Ray
Chief Counsel
Texas Health and Human Services Commission
Filed: June 28, 2016



North Central Texas Council of Governments

Request for Proposals for Cooperative Transit Vehicle Security Camera Systems

The North Central Texas Council of Governments (NCTCOG) is requesting proposals from qualified vendors to provide and install on-board security camera systems and associated hardware to support onboard transit vehicle security for rural transit providers receiving Federal Transit Administration funding from NCTCOG. The selected vendor will provide all needed parts, labor, materials, software, hardware, and technical support as necessary to equip approximately 170 vehicles with a complete and functional camera system per the conditions of the RFP. The selected vendor shall accommodate equipment installation on an agreed upon schedule for each participating transit provider within the contract term and will be responsible for all equipment installation, testing, and technical support activities.

Proposals must be received no later than 5:00 p.m., on Friday, August 12, 2016, to Karina Maldonado, Transportation Planner III, North Central Texas Council of Governments, 616 Six Flags Drive, Arlington, Texas 76011. Copies of the Request for Proposals (RFP) will be available at www.nctcog.org/rfp by the close of business on Friday, July 8, 2016.

NCTCOG encourages participation by disadvantaged business enterprises and does not discriminate on the basis of age, race, color, religion, sex, national origin, or disability.

TRD-201603265
R. Michael Eastland
Executive Director
North Central Texas Council of Governments
Filed: June 28, 2016



Public Utility Commission of Texas

Correction of Error

The Public Utility Commission of Texas (PUC) proposed revisions to 16 TAC Chapter 22, Procedural Rules, in the June 24, 2016, issue of the *Texas Register* (41 TexReg 4556). PUC inadvertently omitted text from

the proposed amendment to §22.52, concerning Notice in Licensing Proceedings, on page 4559. The amended rule should have included new subparagraphs (A) and (B) under subsection (a)(6). The proposed rule should have read as follows:

§22.52. Notice in Licensing Proceedings.

(a) Notice in electric licensing proceedings. In all electric licensing proceedings except minor boundary changes, the applicant shall give notice in the following ways:

(1) Applicant shall publish notice once of the applicant's intent to secure a certificate of convenience and necessity in a newspaper having general circulation in the county or counties where a certificate of convenience and necessity is being requested, no later than the week after the application is filed with the commission. This notice shall identify the commission's docket number and the style assigned to the case by the Central Records Division. In electric transmission line cases, the applicant shall obtain the docket number and style no earlier than 25 days prior to making the application by filing a preliminary pleading requesting a docket assignment. The notice shall identify in general terms the type of facility if applicable, and the estimated expense associated with the project. The notice shall describe all routes without designating a preferred route or otherwise suggesting that a particular route is more or less likely to be selected than one of the other routes.

(A) The notice shall include all the information required by the standard format established by the commission for published notice in electric licensing proceedings. The notice shall state the date established for the deadline for intervention in the proceeding (date 45 days after the date the formal application was filed with the commission; or date 30 days after the date the formal application was filed with the commission for an application for certificate of convenience and necessity filed pursuant to PURA [the Public Utility Regulatory Act] §39.203(e)) and that a letter requesting intervention should be received by the commission by that date.

(B) - (E) (No change.)

(2) - (5) (No change.)

(6) Upon entry of a final, appealable order by the commission approving an application, the utility shall provide notice to all owners of land who previously received direct notice. Proof of notice under this subsection shall be provided to the commission's staff.

(A) If the owner's land is directly affected by the approved route, the notice shall consist of a copy of the final order.

(B) If the owner's land is not directly affected by the approved route, the notice shall consist of a brief statement that the land is no longer the subject of a pending proceeding and will not be directly affected by the facility.

(7) (No change.)

(b) (No change.)

TRD-201603277



Correction of Error

The Public Utility Commission (PUC) adopted amendments to 16 TAC §24.12 and §24.22 in the July 1, 2016, issue of the *Texas Register* (41 TexReg 4802). PUC inadvertently omitted language from the last sentence of adopted §24.22(g) on page 4805. The corrected subsection reads as follows:

"(g) Debt repayments surcharge. In a rate proceeding pursuant to TWC §13.187 or TWC §13.1871, the commission may authorize collection

of additional revenues from customers pursuant to a surcharge to provide funds for debt repayments and associated costs, including funds necessary to establish contingency funds and reserve funds. Surcharge funds may be collected to meet all of the requirements of the Texas Water Development Board in regard to financial assistance from the Safe Drinking Water Revolving Fund."

TRD-201603278



Notice of Application for a Name Change Amendment to a Certificate of Convenience and Necessity

Notice is given to the public of an application filed on June 23, 2016, with the Public Utility Commission of Texas for a name change amendment to a certificate of convenience and necessity.

Docket Style and Number: Application of Central Texas Telephone Cooperative, Inc. for a Name Change Amendment to its Certificate of Convenience and Necessity, Docket Number 46096.

The Application: Central Texas Telephone Cooperative, Inc. seeks to include its assumed name, Central Texas TeleCommunications, on its certificate of convenience and necessity (CCN) No. 40013.

Persons who wish to intervene in the proceeding or comment upon the action sought should contact the Public Utility Commission of Texas as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to P.O. Box 13326, Austin, Texas 78711-3326. Further information may also be obtained by calling the commission's Office of Customer Protection at (512) 936-7120 or (888) 782-8477. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All correspondence should refer to Docket Number 46096.

TRD-201603281

Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 29, 2016



Notice of Application for a Service Provider Certificate of Operating Authority

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application on June 22, 2016, for a service provider certificate of operating authority, pursuant to the Public Utility Regulatory Act. Applicant intends to provide facilities-based and resale services for the entire state of Texas.

Docket Title and Number: Application of Gemellis Systems Inc. for a Service Provider Certificate of Operating Authority, Docket Number 46094.

Persons who wish to comment upon the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477 no later than July 15, 2016. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46094.

TRD-201603254

Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 27, 2016



Notice of Application for Retail Electric Provider Certification

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application on June 23, 2016, for retail electric provider (REP) certification, pursuant to Public Utility Regulatory Act §39.352.

Docket Title and Number: Application of ACE Power, LLC dba REP ACE Power, LLC for a Retail Electric Provider Certificate, Docket Number 46098.

Persons wishing to comment upon the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477 no later than August 8, 2016. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission at (512) 936-7136 or toll-free at (800) 735-2989. All comments should reference Docket Number 46098.

TRD-201603264
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 28, 2016



Notice of Application to Amend a Water Certificate of Convenience and Necessity

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application to amend a water certificate of convenience and necessity (CCN) in Jackson County.

Docket Style and Number: Application of Quadvest, L.P. to Amend a Certificate of Convenience and Necessity and to Decertify a Portion of Tri-County Point Property Owners Association Inc.'s Service Area in Jackson County, Docket Number 46089.

The Application: On June 21, 2016, Quadvest, L.P. filed an application to amend water CCN No. 11612 to add approximately 152 acres of service area. Tri-County Point Property Owners Association Inc. has agreed to decertify approximately 2.39 acres of its CCN No. 11786 for purposes of incorporating the property into Quadvest's proposed amendment.

Persons wishing to intervene or comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46089.

TRD-201603252
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 27, 2016



Notice of Application to Amend a Water Certificate of Convenience and Necessity

Notice is given to the public of the filing with the Public Utility Commission of Texas (commission) of an application to amend a water certificate of convenience and necessity (CCN) in Parker County.

Docket Style and Number: Application of New Progress Water Supply Corporation to Amend a Certificate of Convenience and Necessity and to Decertify a Portion of Crazy Horse Ranch Water Company's Certificate in Parker County, Docket Number 46095.

The Application: On June 23, 2016, New Progress Water Supply Corporation filed an application to amend water CCN No. 11844, adding approximately 218 acres of service area and 56 current customers. The application seeks to decertify the current provider, Crazy Horse Ranch Water Company, so that New Progress Water Supply Corporation may provide service to the Crazy Horse Ranchos Subdivision in Parker County.

Persons wishing to intervene or comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at (888) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46095.

TRD-201603255
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 27, 2016



Notice of Application to Relinquish a Service Provider Certificate of Operating Authority

On June 21, 2016, Mesa Broadband LLC filed an application with the Public Utility Commission of Texas (commission) to relinquish its Service Provider Certificate of Operating Authority (SPCOA) Number 60848.

Style and Docket Number: Application of Mesa Broadband LLC to Relinquish its Service Provider Certificate of Operating Authority, Docket Number 46090.

Application: Mesa Broadband LLC seeks to relinquish its service provider certificate of operating authority because there have been no subscribers or interconnection agreements under SPCOA 60848 in the past five years.

Persons wishing to comment on the action sought should contact the Public Utility Commission of Texas by mail at P.O. Box 13326, Austin, Texas 78711-3326 or by phone at (512) 936-7120 or toll-free at 1-888-782-8477 no later than July 15, 2016. Hearing and speech impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 46090.

TRD-201603253
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: June 27, 2016



Texas Department of Transportation

Public Hearing Notice - Statewide Transportation Improvement Program

The Texas Department of Transportation (department) will hold a public hearing on Monday, August 15, 2016, at 10:00 a.m. at 200 East Riverside Drive, Room 1A-2, in Austin, Texas to receive public comments on the proposed 2017-2020 Statewide Transportation Improvement Program (STIP).

The STIP reflects the federally funded transportation projects in the FY 2017-2020 Transportation Improvement Programs (TIPs) for each Metropolitan Planning Organization (MPO) in the state. The STIP includes both state and federally funded projects for the nonattainment areas of Dallas-Fort Worth, El Paso, and Houston. The STIP also contains information on federally funded projects in rural areas that are not included in any MPO area, and other statewide programs as listed.

Title 23, United States Code, §134 and §135 require each designated MPO and the state, respectively, to develop a TIP and STIP as a condition to securing federal funds for transportation projects under Title 23 or the Federal Transit Act (49 USC §5301, et seq.). Section 134 requires a MPO to develop its TIP in cooperation with the state and affected public transit operators and to provide an opportunity for interested parties to participate in the development of the program. Section 135 requires the state to develop a STIP for all areas of the state in cooperation with the designated MPOs and, with respect to non-metropolitan areas, in consultation with affected local officials, and further requires an opportunity for participation by interested parties as well as approval by the Governor or the Governor's designee.

A copy of the proposed FY 2017-2020 STIP will be available for review, at the time the notice of hearing is published, at each of the department's district offices, at the department's Transportation Planning and Programming Division offices located in Building 118, Second Floor, 118 East Riverside Drive, Austin, Texas, or (512) 486-5033, and on the department's website at: <http://www.txdot.gov/government/programs/stips.html>

Persons wishing to speak at the hearing may register in advance by notifying Lori Morel, Transportation Planning and Programming Division, at (512) 486-5033 no later than Friday, August 12, 2016, or they may register at the hearing location beginning at 9:00 a.m. on the day of the hearing. Speakers will be taken in the order registered. Any interested person may appear and offer comments or testimony, either orally or in writing; however, questioning of witnesses will be reserved exclusively to the presiding authority as may be necessary to ensure a complete record. While any persons with pertinent comments or testimony will be granted an opportunity to present them during the course of the hearing, the presiding authority reserves the right to restrict testimony in terms of time or repetitive content. Groups, organizations, or associations should be represented by only one speaker. Speakers are requested to refrain from repeating previously presented testimony. Persons with disabilities who have special communication or accommodation needs or who plan to attend the hearing may contact the Transportation Planning and Programming Division, at 118 East Riverside Drive, Austin, Texas 78704-1205, (512) 486-5053. Requests should be made no later than three days prior to the hearing. Every reasonable effort will be made to accommodate the needs.

Interested parties who are unable to attend the hearing may submit comments regarding the proposed FY 2017-2020 STIP to Lauren Garduno P.E., Interim Director of the Transportation Planning and Programming Division, P.O. Box 149217, Austin, Texas 78714-9217. In order to be considered, all written comments must be received at the Transporta-

tion Planning and Programming office by 4:00 p.m. on Monday, August 22, 2016.

TRD-201603276

Leonard Reese

Associate General Counsel

Texas Department of Transportation

Filed: June 29, 2016

Texas Water Development Board

Notice of Public Hearing on the Draft State Fiscal Year 2017 Clean and Drinking Water State Revolving Fund Intended Use Plans

The Texas Water Development Board (TWDB) will conduct a public hearing on the draft State Fiscal Year (SFY) 2017 Clean Water State Revolving Fund (CWSRF) Intended Use Plan (IUP) and the draft SFY 2017 Drinking Water State Revolving Fund (DWSRF) IUP. The hearing will begin promptly at 2:00 p.m. on July 14, 2016, in Room 170 of the Stephen F. Austin Building at 1700 North Congress Avenue, Austin, Texas 78701.

The CWSRF IUP contains a list of wastewater projects in prioritized order which will be considered for funding in SFY 2017. The draft SFY 2017 CWSRF IUP has been prepared pursuant to rules adopted by the TWDB in 31 Texas Administrative Code Chapter 375.

The DWSRF IUP contains a list of drinking water projects in prioritized order which will be considered for funding in SFY 2017. The draft SFY 2017 DWSRF IUP has been prepared pursuant to the rules adopted by the TWDB in 31 Texas Administrative Code Chapter 371.

Interested persons are encouraged to attend the hearing and to present comments concerning the draft IUPs. Those who cannot attend the hearing may provide comments through the following three alternative methods:

(1) submit comments via the online comment page: <https://www2.twdb.texas.gov/apps/iup/>;

(2) email comments to the electronic mail address: iupcomments@twdb.texas.gov; or

(3) submit written comments to the postal mail address:

Ms. Jo Dawn Bomar

Director, Program Administration and Reporting

Texas Water Development Board

P.O. Box 13231

Austin, Texas 78711

The deadline for comments will be specified in the draft CWSRF and DWSRF IUPs, which will be available at the TWDB's website at http://www.twdb.texas.gov/financial/programs/CWSRF/doc/Draft_SF2017_CWSRF_IUP.pdf and http://www.twdb.texas.gov/financial/programs/DWSRF/doc/Draft_SF2017_DWSRF_IUP.pdf respectively.

Please note that time limits on public comments may be imposed to allow all attendees to be heard. Additionally, the TWDB discourages comments requesting a revised rating based on project information not previously submitted.

Persons with disabilities who plan to attend this meeting and need auxiliary aids or services are requested to contact Merry Klonower at (512) 463-8165 two (2) business days prior to the hearing so that appropriate arrangements can be made.

TRD-201603267

Les Trobman

General Counsel

Texas Water Development Board

Filed: June 28, 2016

Statement of Qualifications

TRINITY

The Texas Water Development Board is requesting Statements of Qualifications based on the growing interest in the Trinity Aquifer that underlies the Edwards, Balcones Fault Zone Aquifer.

Services for the Project shall begin upon execution of the Contract. The completion date for the Project shall be September 28, 2018. Contract extensions for the study will NOT be granted. Early submittals of deliverables are permissible after approval from the Texas Water Development Board assigned contract manager with at least one to two months advance notification.

The Texas Water Development Board portion of the Project shall not exceed \$355,000. Up to 100 percent funding may be provided to individual applicants. Political subdivisions in the study area have expressed interest in the proposed project and may contribute additional funding related to specific work scope or data requirements.

For further details please visit: http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=125525.

SUBSIDENCE

The Texas Water Development Board requests Statements of Qualifications (SOQ) for a Services Contract to Identify the Vulnerability of the Major and Minor Aquifers of Texas to Subsidence with regard to Groundwater Pumping.

Services for the Project shall begin upon execution of the Contract. The completion date for the Project shall be March 30, 2018. Contract extensions for the study will NOT be granted. Early submissions of the required deliverables are permissible, after approval from the TWDB assigned Contract Manager, with at least one to two months advance notification.

The Texas Water Development Board portion of the Project shall not exceed \$285,000. Up to 100 percent funding may be provided to individual applicants. Political subdivisions in the study area may contribute additional funding related to specific work scope or data requirements.

For further details please visit: http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=125526.

NORTHERN CARRIZO

The Texas Water Development Board requests Statements of Qualifications for a Services Contract to update the existing Groundwater Availability Model for the northern portion of Queen City, Sparta, and Carrizo-Wilcox aquifers.

Services for the Project shall begin upon execution of the Contract. The completion date for the Project shall be October 31, 2019. Contract extensions for the study will NOT be granted. Early submissions of the required deliverables are permissible, after approval from the TWDB assigned Contract Manager, with at least one - two months advance notification.

The Texas Water Development Board portion of the Project shall not exceed \$800,000. Up to 100 percent funding may be provided to individual applicants. Political subdivisions in the study area have ex-

pressed interest in the proposed project and may contribute additional funding related to specific work scope or data requirements.

For further details please visit: http://esbd.cpa.state.tx.us/bid_show.cfm?bidid=125527.

TRD-201603268

Les Trobman
General Counsel
Texas Water Development Board
Filed: June 28, 2016

