

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

2016 - 2017 Urban Schools Agricultural Grant Program
Request for Applications

Statement of Purpose

The Texas Department of Agriculture (TDA) is accepting applications for the Urban Schools Agricultural Grant Program for public elementary or middle schools from urban school districts with an enrollment of at least 49,000 students. A non-profit organization may also submit a proposal with the support of an eligible Texas public or middle school where the project will be administered.

Pursuant to the Texas Agriculture Code, §§48.001 - 48.005, and Texas Administrative Code, Title 4, Part 1, Chapter 1, §§1.800 - 1.804, TDA hereby requests applications for agricultural projects designed to foster an understanding and awareness of agriculture in elementary and middle school students, to be conducted during the period of October 1, 2016, through September 30, 2017, from certain Texas urban school districts or nonprofit organizations that partner with these schools.

Agriculture is defined as the science, art, or practice of cultivating the soil, producing crops, raising livestock, and in varying degrees the preparation and marketing of the resulting products. Projects funded must be dedicated to education and/or awareness of agriculture in elementary and middle school students in certain urban school districts in Texas and should be designed to improve students' understanding and appreciation of agriculture.

Eligibility

Submitted proposals must benefit a Texas public elementary or middle school from an urban school district with an enrollment of at least 49,000 students.

A non-profit organization may also submit a proposal with the support of an eligible Texas public or middle school where the project will be administered.

Eligible school districts according to Texas Education Agency's (TEA) October 2014 - 2015 record:

Aldine Independent School District;
Arlington Independent School District;
Austin Independent School District;
Conroe Independent School District;
Cypress-Fairbanks Independent School District;
Dallas Independent School District;
El Paso Independent School District;
Fort Bend Independent School District;
Fort Worth Independent School District;
Frisco Independent School District;
Garland Independent School District;
Houston Independent School District;

Katy Independent School District;
Klein Independent School District;
Lewisville Independent School District;
North East Independent School District;
Northside Independent School District;
Pasadena Independent School District;
Plano Independent School District; and
San Antonio Independent School District.

If your school district is not listed above, and you feel it meets the minimum student enrollment of 49,000, you may attach a TEA verification of enrollment to your application.

Funding Parameters

Selected projects will receive funding on a cost reimbursement basis. Funds will not be advanced to grantees. Selected applicants must have the financial capacity to pay for all costs up front.

Awards are subject to the availability of funds. If no funds are appropriated or collected for this purpose, applicants will be informed accordingly.

Eligible school districts should submit a single application. The application will require the school district to list participating campus names and the requested amount per campus. School districts and non-profit organizations are limited to a maximum grant award of \$10,000; a single campus may not receive more than \$2,500.

Application Requirements

Application and information can be downloaded from the Grants Office section under the Grants and Services tab at www.TexasAgriculture.gov.

Submission Information

Only materials actually received by TDA by 5:00 p.m. (CT) on Wednesday, May 25, 2016, will be reviewed as part of the proposal.

For questions regarding submission of the proposal and/or TDA requirements, please contact TDA's Grants Office at (512) 463-9932 or by email at Grants@TexasAgriculture.gov.

TRD-201601980
Jessica Escobar
Assistant General Counsel
Texas Department of Agriculture
Filed: April 26, 2016



2017 Surplus Agriculture Serving Students Request for
Applications

Statement of Purpose

Pursuant to the Texas Agriculture Code, Chapter 21 and in accordance with House Bill 1, 84th Legislative Session, (General Appropriations Act) Article VI, page 8, Rider 27, the Texas Department of Agriculture

(TDA) requests applications for projects that provide surplus agricultural products to low income students and their families and offer corresponding educational activities.

Eligibility

Grant applications will be accepted from any organization able to effectively administer a program that provides surplus agricultural products to low income students and their families and offer corresponding educational activities. This may include, but is not limited to, non-profit organizations that have been determined by the Internal Revenue Service (IRS) to be exempt from taxation pursuant to Section 501(c)(3) of the Internal Revenue Code, Texas independent school districts or charter schools.

For purposes of this application, the term "agricultural product" means an agricultural, apicultural, horticultural, or vegetable food product, either in its natural or processed state, for human consumption, including: (1) fish or other aquatic species; (2) livestock, a livestock product, or a livestock by-product; (3) poultry, a poultry product, or a poultry by-product; (4) wildlife processed for food or by-products; and (5) fruits, vegetables and grains. In addition to agricultural products grown in excess of a producer's needs, the term "surplus" includes any products not meeting that definition that are made available by a producer for distribution to food banks and other charitable organizations that serve the needy or low-income individuals. TDA will follow §2155.444 of the Texas Government Code, relating to preference to Texas and United States products and Texas services, in making awards under this request for applications.

Funding Parameters

Awards are subject to the availability of funds. If funds are not appropriated or collected for this purpose, Applicants will be informed accordingly.

Cumulative funding is limited to a maximum of \$540,000. Grant award amounts may vary. Funding is limited to the operation of a program that coordinates the distribution of surplus agricultural products to low-income students and their families.

Application Requirements

Application and information can be downloaded from the Grants Office section under the Grants and Services tab at www.TexasAgriculture.gov.

Submission Information

Only materials actually received by TDA by 5:00 p.m. (CT) on Tuesday, June 7, 2016, will be reviewed as part of the proposal.

For questions regarding submission of the proposal and/or TDA requirements, please contact TDA's Grants Office at (512) 463-6695 or by email at Grants@TexasAgriculture.gov.

TRD-201601981

Jessica Escobar

Assistant General Counsel

Texas Department of Agriculture

Filed: April 26, 2016

Texas Animal Health Commission

Notice of Award

In accordance with Government Code, Chapter 2254, Subchapter B, the Texas Animal Health Commission (TAHC) publishes this notice of a consultant contract award for the Field Program Specialist Consultant, #554-6-441. Notice of the request for proposals was published in the December 25, 2015, issue of the *Texas Register* (40 TexReg 9787).

The consultant will assist in completing epidemiological investigation reports on affected Tuberculosis (TB) herds detailing possible sources of infection, methods employed to eliminate TB, and trace-outs of exposed animals. These reports will be reviewed by the State Epidemiologist and USDA-APHIS-VS officials. In addition to TB work, the consultant may be asked to assist with the Texas Cattle Fever Tick outbreak in south Texas and ongoing Brucellosis eradication work while the TAHC is dedicating much of its time and resources to the recent incursion of Chronic Wasting Disease in the state.

The selected consultant for these services is Mr. Robert M. Meyer, 1600 Scarborough Drive, Fort Collins, Colorado 80526. The total value of the contract is \$100,000. The contract work period started on April 11, 2016, and will continue through August 31, 2016.

TRD-201601977

Gene Snelson

General Counsel

Texas Animal Health Commission

Filed: April 26, 2016

Office of the Attorney General

Request for Applications for the Domestic Violence High Risk Teams Grant Program; Planning Grant to a State Domestic Violence Coalition Grant Program

The Crime Victim Services Division (CVSD) of the Office of the Attorney General (OAG) is soliciting applications from State Domestic Violence Coalitions to utilize funds to prevent domestic violence and domestic violence homicide in Texas. The successful applicant will assist the OAG in implementing the Domestic Violence High-Risk Teams grant program established by House Bill 3327 (84th Regular Session).

The funds for the project will be awarded to the successful applicant to assist the OAG in implementing the Domestic Violence High-Risk Teams grant program and to facilitate collaborative efforts to (1) identify pilot sites in local communities that have the capacity to expand existing domestic violence high risk teams; (2) evaluate funded pilot site results; (3) identify best practice models that may be implemented in other communities; (4) provide technical assistance to grantees and other communities interested in implementing domestic violence high risk teams; and (5) make recommendations to improve the grant program or the implementation of the high risk teams.

Applicable Funding Source:

The source of funding is through an appropriation by the Texas Legislature. All funding is contingent upon an appropriation to the OAG by the Texas Legislature. The OAG makes no commitment that an application, once submitted, or a grant, once funded, will receive subsequent funding.

Eligibility Requirements:

Eligible Applicants: State Domestic Violence Coalition- a statewide nonprofit organization that has been identified as a domestic violence coalition by a state or federal agency authorized to make that designation.

Eligibility: The OAG will initially screen each application for eligibility. Applications will be deemed ineligible if the application is submitted by an ineligible applicant; the application is not filed in the manner and form required by the Application Kit; the application is filed after the deadline established in the Application Kit; or the application does not meet other requirements as stated in the Request for Applications (RFA) and the Application Kit.

How to Obtain Application Kit:

The OAG will post the Application Kit on the OAG's website at <https://www.texasattorneygeneral.gov/cvs/grants-and-contracts>. Updates and other helpful reminders about the application process will also be posted at this location. Potential applicants are encouraged to refer to the site regularly.

Deadlines and Filing Instructions for the Grant Application:

Registration Deadline: Online registration is required to apply for a grant. The deadline to register will be stated in the Application Kit. If registration is not completed by the deadline, then an Application will not be accepted and is not eligible for funding. To register go to: <https://www.texasattorneygeneral.gov/cvs/grants-and-contracts>.

Application Deadline: The applicant must submit its application, including all required attachments to the OAG. The OAG must receive the submitted application and all required attachments by the deadline established in the Application Kit.

Filing Instructions: Strict compliance with the filing instructions, as provided in the Application Kit, is required.

The OAG will **not** consider an Application if it is not filed by the due date as stated in the Application Kit.

Minimum and Maximum Amounts of Funding Available:

The minimum amount of funding is \$10,000 per fiscal year. The maximum amount of funding is \$30,000 per fiscal year.

The award amount is determined solely by the OAG. The OAG may award grants at amounts above or below the established funding levels and is not obligated to fund a grant at the amount requested.

Start Date and Length of Grant Contract Period:

This grant period will start on or after March 1, 2016. A one year contract(s) of up to one year will be awarded. It is anticipated that one grant will be awarded through this solicitation.

No Match Requirements:

There are no match requirements.

Award Criteria:

The OAG will make funding decisions that support the efficient and effective use of public funds. Scoring components may include, but are not limited to: information provided by the applicant on the organization's capacity, infrastructure, current knowledge, efforts, expertise and experience, and on the proposed project activities and budget.

Grant Purpose Area:

The purpose of the Planning Grant to a State Domestic Violence Coalition is to assist the OAG in developing a plan to identify, assess, develop, and sustain Domestic Violence High Risk Teams (DVHRT) in Texas. The successful Applicant will facilitate a collaborative process to:

- Identify pilot sites in local communities that have the capacity to expand existing domestic violence high risk teams;
- Evaluate funded pilot site results;
- Identify best practice models that may be implemented in other communities;
- Provide technical assistance to communities interested in implementing domestic violence high risk teams; and
- Make recommendations to improve the implementation and/or the expansion of DVHRTs in Texas.

Ineligible Activities:

Ineligible activities include, but are not limited to:

- Activities solely for research purposes
- Activities solely for the prosecution of an offender, such as witness coordination, expert witness fees, or prosecutor salaries
- Activities solely for law enforcement purposes, such as investigators or patrol officers
- Probation activities that assist an offender
- Offender-related activities, such as mediation or alcohol/drug abuse counseling
- Activities solely to prevent crime

NEW:

Public Awareness Campaigns

Prohibitions on Use of Grant Funds:

OAG grant funds may not be used to support or pay the costs of overtime, dues, or lobbying; any portion of the salary or any other compensation for an elected government official; the purchase of food and beverages except as allowed under Texas State Travel Guidelines; the purchase or lease of vehicles; the purchase of promotional items or recreational activities; costs of travel that are unrelated to the direct delivery of services that support the OAG grant-funded program; the costs for consultants or vendors who participate directly in writing a grant application; payment of bad debt, fines or penalties; medical costs, such as Sexual Assault Nurse Examiner (SANE) fees or salaries, or items paid for by the Crime Victims Compensation (CVC) fund, or for any unallowable costs set forth in applicable state or federal law, rules, regulations, guidelines, policies, procedures or cost principles. Grant funds may not be used to purchase any other products or services the OAG identifies as inappropriate or unallowable within this RFA or the Application Kit.

OAG Contact Person:

If additional information is needed, contact Lyndsay Ysla at Grants@texasattorneygeneral.gov or (512) 936-1278.

TRD-201601979
Amanda Crawford
General Counsel
Office of the Attorney General
Filed: April 26, 2016



Texas Health and Safety Code and Texas Water Code
Settlement Notice

The State of Texas gives notice of the following proposed resolution of an environmental enforcement action under the Texas Water Code. Before the State may enter into a voluntary settlement agreement, the State shall permit the public to comment in writing pursuant to §7.110 of the Texas Water Code. The Attorney General will consider any written comments and may withdraw or withhold consent to the proposed agreement if the comments disclose facts or considerations indicating that consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the law.

Case Title and Court: *Harris County, Texas and the State of Texas, Acting by and through the Texas Commission on Environmental Quality, a Necessary and Indispensable Party v. Rebecca Village Business Park, L.P. and Rebecca Village Business Park GP, LLC*; Cause

No. 2014-59154; in the 133rd Judicial District Court of Harris County, Texas.

Background: Defendants Rebecca Village Business Park, L.P. and Rebecca Village Business Park GP, LLC own property located at 3315 Spring Cypress Road, Spring, Harris County, Texas. Defendants were cited for failing to repair a malfunctioning On-Site Sewage Facility (OSSF) at their property, which caused sewage and sludge to discharge onto the ground and adjacent property on multiple occasions in violation of Chapter 366 of the Texas Health and Safety Code, Chapter 7 of the Texas Water Code, and Chapter 285 of Title 30 of the Texas Administrative Code.

Proposed Settlement: Since the filing of the lawsuit in late 2014, Defendants have worked extensively with the Harris County Public Infrastructure Department and a new OSSF has been installed. The parties propose an Agreed Final Judgment, which awards Harris County and the State \$8,000 in civil penalties, to be equally divided between Harris County and the State, and the State's attorney's fees in the amount of \$2,000.

The Office of the Attorney General will accept written comments relating to the proposed judgment for thirty (30) days from the date of publication of this notice. The proposed judgment may be examined at the Office of the Attorney General, 300 W. 15th Street, 10th Floor, Austin, Texas, and copies may be obtained in person or by mail for the cost of copying. Requests for copies of the proposed judgment and settlement, and written comments on the same, should be directed to Emily Petrick, Assistant Attorney General, Office of the Texas Attorney General, P.O. Box 12548, MC 066, Austin, Texas 78711-2548, (512) 463-2012, facsimile (512) 320-0911.

TRD-201601991
Amanda Crawford
General Counsel
Office of the Attorney General
Filed: April 27, 2016

Brazos Valley Council of Governments

Notice of Release of Request for Proposal for Brazos Valley Child Care Management Services

On May 2, 2016 the Workforce Solutions Brazos Valley Board (WSBVB) will release a Request for Proposal (RFP) for a single contractor to operate the Child Care Management Services program. The contractor selected through this procurement will be required to provide the following services in an environment of declining federal funding. Services include: Child Care Client Services, Provider Management, Financial Management.

These services are provided for the residents of Brazos, Washington, Robertson, Burleson, Madison, Leon, and Grimes counties. Workforce Solutions Brazos Valley Board (WSBVB) will receive proposals from private and public organizations or individuals to provide management as an independent contractor for child care services in the seven counties in the Brazos Valley Region, effective October 1, 2016. This contract may be renewed up to three times, in one year increments, depending on performance and availability of funds.

A Bidder's Conference will be held through a telephone conference call on Tuesday May 17, 2016 from 10:00 a.m. to 11:00 a.m. Individuals and organizations interested in calling in should contact Richard Rogers no later than 5:00 p.m. on the day before the call (see contact information below) to receive the phone number and pass code for the call. To view and download the RFP go to www.bvjobs.org. 2012.

The contact person for this procurement is Board Consultant Richard Rogers, (512) 963-4895, or email richard@swtexas.net. Difficulties downloading the RFP document should be referred to Shawna Rendon at (979) 595-2800 ext.

Proposals in response to this RFP are due no later than 12:00 Noon May 31, 2016. Hand delivered, Fed EX or UPS proposals should go to Workforce Solutions Brazos Valley at 3991 East 29th Street, Bryan, Texas 77802. Mailed proposals should be addressed to: WSBVB, P.O. Box 4128, Bryan, Texas 77805. Proposals arriving after the due date and time will not be accepted, regardless of postmarked date.

TRD-201601932
Patricia Buck
Program Manager - Workforce Center Board
Brazos Valley Council of Governments
Filed: April 25, 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 05/02/16 - 05/08/16 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 05/02/16 - 05/08/16 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-201601975
Leslie L. Pettijohn
Commissioner
Office of Consumer Credit Commissioner
Filed: April 26, 2016

East Texas Regional Water Planning Group (Region I)

Region I May 18, 2016, Meeting

Region I - East Texas Regional Water Planning Group will meet Wednesday, May 18, 2016, at 10:00 a.m. at the Nacogdoches Recreation Center located at 1112 North Street, Nacogdoches, Texas. Please contact Stacy Corley at (936) 559-2528 for information.

TRD-201601974
Stacy Corley
Grant Coordinator
East Texas Regional Water Planning Group (Region I)
Filed: April 26, 2016

Texas Education Agency

Public Notice of Texas Request of a Waiver from Assessing Speaking and Listening in English Language Arts Assessments

Filing Date. April 27, 2016

Purpose and Scope of Waiver Request. Texas is requesting a waiver from the U.S. Department of Education (USDE) to delay implementation of assessments of speaking and listening in English language arts assessments until the 2017-2018 school year at the earliest.

The USDE is allowing states to request a waiver from assessing speaking and listening as part of its English language arts assessments. The Texas State Board of Education has adopted the Texas Essential Knowledge and Skills (TEKS) curriculum standards in English language arts and reading, which include standards for speaking and listening. Federal law requires assessments to include all adopted content standards; however, measuring the full range of speaking and listening in a large-scale summative assessment is not practical at this time.

As a result, Texas is seeking a waiver from this requirement pursuant to §8401(b) of the Elementary and Secondary Education Act of 1965 (ESEA), as amended by the Every Student Succeeds Act (ESSA). Specifically, Texas is requesting a limited waiver of §1111(b)(3)(C)(ii) of the ESEA, as amended by the No Child Left Behind Act of 2001 (NCLB), so that the state's assessment system need not measure the full range of standards in the speaking and listening strand at this time.

The requested waiver would be effective through the 2016-2017 school year. Texas will continue to develop best practices with respect to assessing speaking and listening on large-scale assessments, though it may request an extension of the waiver for subsequent years.

Public Comments. The public comment period on the waiver request begins May 6, 2016, and ends June 6, 2016. Comments on the waiver request may be submitted electronically to studenta@tea.texas.gov.

Further Information. For more information, contact the Division of Student Assessment by mail at 1701 North Congress Avenue, Austin, Texas 78701; by telephone at (512) 463-9536; or by email at studenta@tea.texas.gov.

Issued in Austin, Texas, on April 27, 2016.

TRD-201601994

Cristina De La Fuente-Valadez

Director, Rulemaking

Texas Education Agency

Filed: April 27, 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 June 6, 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, Building 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 June 6, 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: A-A-A STORAGE SHELL ROAD, LLC; DOCKET NUMBER: 2016-0274-EAQ-E; IDENTIFIER: RN108745381; LOCATION: Georgetown, Williamson County; TYPE OF FACILITY: commercial storage facility project; RULE VIOLATED: 30 TAC §213.4(a)(1), by failing to obtain approval of an Edwards Aquifer Protection Plan prior to commencing a regulated activity over the Edwards Aquifer Recharge Zone; PENALTY: \$5,625; ENFORCEMENT COORDINATOR: Alejandro Laje, (512) 239-2547; REGIONAL OFFICE: 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

(2) COMPANY: Amy Investments, Incorporated dba Triangle Market; DOCKET NUMBER: 2015-0775-PST-E; IDENTIFIER: RN102992146; LOCATION: Beaumont, Jefferson County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §115.244(1) and Texas Health and Safety Code (THSC), §382.085(b), by failing to conduct daily inspections of the Stage II vapor recovery system; 30 TAC §115.245(2) and THSC, §382.085(b), by failing to verify proper operation of the Stage II equipment at least once every 12 months; 30 TAC §115.242(d)(9) and THSC, §382.085(b), by failing to post operating instructions conspicuously on the front of each gasoline dispensing pump equipped with a Stage II vapor recovery system; and 30 TAC §115.242(d)(3) and THSC, §382.085(b), by failing to maintain the Stage II vapor recovery system in proper operating condition, as specified by the manufacturer and/or any applicable California Air Resources Board Executive Order, and free of defects that would impair the effectiveness of the system; PENALTY: \$4,350; ENFORCEMENT COORDINATOR: Thomas Greimel, (512) 239-5690; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(3) COMPANY: Bernardo Espinoza; DOCKET NUMBER: 2015-1590-WQ-E; IDENTIFIER: RN108876640, RN107385940, RN106170103; LOCATIONS: Georgetown and Jarrell, Williamson County; TYPE OF FACILITY: quarry and aggregate production operation (APO); RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with industrial activities; 30 TAC §342.25(b), by failing to register Site Number 1 as an APO no later than 10 business days before the beginning date of regulated activities; 30 TAC §342.25(d), by failing to renew the APO registration annually for Site Number 2 as regulated activities continued; and 30 TAC §342.25(b), by failing to register Site Number 3 as an APO no later than 10 business days before the beginning date of regulated activities; PENALTY: \$15,813; ENFORCEMENT COORDINATOR: Jill Russell, (512) 239-4564; REGIONAL OFFICE: P.O. Box 13087 Austin, Texas 78711-3087, (512) 339-2929.

(4) COMPANY: BRGSSC, LLC; DOCKET NUMBER: 2016-0032-EAQ-E; IDENTIFIER: RN106475098; LOCATION: San Antonio, Bexar County; TYPE OF FACILITY: commercial development; RULES VIOLATED: 30 TAC §213.4(a)(1) and (j)(2) and Edwards Aquifer Protection Plan Number 13-15070301 Standard Condition

Number 6, by failing to obtain approval of a modification to an approved Water Pollution Abatement Plan prior to initiating a regulated activity over the Edwards Aquifer recharge zone; PENALTY: \$938; ENFORCEMENT COORDINATOR: Steven Van Landingham, (512) 239-5717; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(5) COMPANY: City of Beaumont; DOCKET NUMBER: 2016-0246-PST-E; IDENTIFIER: RN100585579; LOCATION: Beaumont, Jefferson County; TYPE OF FACILITY: fleet fueling facility; 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: \$2,813; ENFORCEMENT COORDINATOR: Epifanio Villarreal, (361) 825-3425; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(6) COMPANY: City of Center; DOCKET NUMBER: 2016-0107-PWS-E; IDENTIFIER: RN101390409; LOCATION: Center, Shelby County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code (THSC), §341.0315(c), by failing to comply with the maximum contaminant level (MCL) of 0.060 milligrams per liter (mg/L) for haloacetic acids, based on the locational running annual average; and 30 TAC §290.115(f)(1) and THSC, §341.0315(c), by failing to comply with the MCL of 0.080 mg/L for total trihalomethanes, based on the locational running annual average; PENALTY: \$1,215; ENFORCEMENT COORDINATOR: Austin Henck, (512) 239-6155; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(7) COMPANY: City of Childress; DOCKET NUMBER: 2016-0220-MWD-E; IDENTIFIER: RN101612604; LOCATION: Childress, Childress County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1) and 30 TAC §305.65 and §305.125(2), by failing to maintain authorization for the discharge of wastewater into or adjacent to any water in the state; PENALTY: \$3,375; ENFORCEMENT COORDINATOR: Ross Luedtke, (512) 239-3157; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(8) COMPANY: City of Grapevine; DOCKET NUMBER: 2016-0199-WQ-E; IDENTIFIER: RN101385193; LOCATION: Grapevine, Tarrant County; TYPE OF FACILITY: public water supply; RULES VIOLATED: TWC, §26.121(a)(2), by failing to prevent the unauthorized discharge of other waste into or adjacent to any water in the state; and TWC, §26.039(b), by failing to provide notification to the TCEQ of an accidental discharge which caused pollution as soon as possible and not later than 24 hours after the occurrence; PENALTY: \$9,062; ENFORCEMENT COORDINATOR: Melissa Castro, (512) 239-0855; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(9) COMPANY: City of Junction; DOCKET NUMBER: 2015-0421-MWD-E; IDENTIFIER: RN101920288; LOCATION: Junction, Kimble County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1) and Texas Pollutant Discharge Elimination System (TPDES) Permit Number WQ0010199001, Permit Conditions Number 2.g., by failing to prevent the unauthorized discharge of wastewater into or adjacent to any water in the state; 30 TAC §305.125(1) and TPDES Permit Number WQ0010199001, Definitions and Standard Permit Conditions Number 2.e., by failing to properly calculate the daily average concentration for *Escherichia coli*; and 30 TAC §305.125(1) and TPDES Permit Number WQ0010199001, Other Requirements Number 4, by failing to provide certification by a Texas Licensed Professional Engineer that pond liners meet the appropriate criteria within 60 days

of permit issuance; PENALTY: \$6,413; Supplemental Environmental Project offset amount of \$5,131; ENFORCEMENT COORDINATOR: Cheryl Thompson, (817) 588-5886; REGIONAL OFFICE: 622 South Oakes, Suite K, San Angelo, Texas 76903-7035, (325) 655-9479.

(10) COMPANY: City of Laredo; DOCKET NUMBER: 2016-0082-PWS-E; IDENTIFIER: RN100524099; LOCATION: Laredo, Webb County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) 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; 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 conduct routine coliform monitoring for the months of December 2014 - February 2015; and 30 TAC §290.122(b)(3)(A) and (f), by failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to comply with the MCL for TTHM for the third and fourth quarters of 2013; PENALTY: \$1,491; ENFORCEMENT COORDINATOR: Jim Fisher, (512) 239-2537; REGIONAL OFFICE: 707 East Calton Road, Suite 304, Laredo, Texas 78041-3887, (956) 791-6611.

(11) COMPANY: City of Murphy; DOCKET NUMBER: 2016-0106-WQ-E; IDENTIFIER: RN105603526; LOCATION: Murphy, Collin County; TYPE OF FACILITY: small municipal separate storm sewer system; RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(a)(9)(i)(A), by failing to maintain authorization to discharge stormwater under a Texas Pollutant Discharge Elimination System (TPDES) General Permit for small municipal separate storm sewer systems; 30 TAC §305.125(1) and TPDES General Permit Numbers TXR040357 and TXR040540, Part IV, Section B(2), by failing to submit a concise annual report to the executive director within 90 days of the end of each reporting year; and 30 TAC §305.125(1) and TPDES General Permit Number TXR040540, Part III, Section B(1), by failing to meet a measurable goal identified in the Stormwater Management Program for Minimum Control Measures Number 1, Public Education, Outreach, and Involvement; PENALTY: \$8,250; Supplemental Environmental Project offset amount of \$6,600; ENFORCEMENT COORDINATOR: Austin Henck, (512) 239-6155; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(12) COMPANY: City of Zavalla; DOCKET NUMBER: 2016-0129-PWS-E; IDENTIFIER: RN101386100; LOCATION: Zavalla, Angelina County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 0.080 milligrams per liter for total trihalomethanes, based on the locational running annual average; and 30 TAC §290.117(i)(6) and (j), by failing to mail consumer notification of lead tap water monitoring results to persons served at the locations that were sampled and failed to submit to the TCEQ a copy of the consumer notification and certification that the consumer notification has been distributed to the persons served at the locations in a manner consistent with TCEQ requirements for the January 1, 2014 - December 31, 2014 monitoring period; PENALTY: \$298; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(13) COMPANY: DUCO, Incorporated; DOCKET NUMBER: 2016-0125-MWD-E; IDENTIFIER: RN102183647; LOCATION: Houston, Harris County; TYPE OF FACILITY: oil and gas field machinery and equipment; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and Texas Pollutant Discharge Elimination System (TPDES) Permit Number WQ0012874001, Effluent Limitations

and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; 30 TAC §305.125(1) and (17) and §319.7(d) and TPDES Permit Number WQ0012874001, Reporting and Monitoring Requirements Number 1, by failing to timely submit effluent monitoring results at the intervals specified in the permit; and 30 TAC §305.125(1) and (17) and TPDES Permit Number WQ0012874001, Sludge Provisions, by failing to timely submit the annual sludge report for the monitoring period ending July 31, 2015 by September 30, 2015; PENALTY: \$17,175; Supplemental Environmental Project offset amount of \$8,587; ENFORCEMENT COORDINATOR: Melissa Castro, (512) 239-0855; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(14) COMPANY: Hidalgo County; DOCKET NUMBER: 2015-1502-MWD-E; IDENTIFIER: RN101917748; LOCATION: Edinburg, Hidalgo County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: TWC, §26.121(a)(1) and 30 TAC §§305.42(a), 305.65, and 305.125(2), by failing to maintain authorization to discharge wastewater into or adjacent to any water in the state; PENALTY: \$4,500; ENFORCEMENT COORDINATOR: Cheryl Thompson, (817) 588-5886; REGIONAL OFFICE: 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247, (956) 425-6010.

(15) COMPANY: Jack Glover dba Panhandle Utility; DOCKET NUMBER: 2016-0197-PWS-E; IDENTIFIER: RN102694189; LOCATION: Fritch, Hutchinson County; TYPE OF FACILITY: public water supply; RULE VIOLATED: 30 TAC §290.46(m)(4), by failing to maintain the system's ground storage tank in a watertight condition; PENALTY: \$50; ENFORCEMENT COORDINATOR: Abigail Lindsey, (512) 239-2576; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(16) COMPANY: KM Liquids Terminals LLC; DOCKET NUMBER: 2015-1447-AIR-E; IDENTIFIER: RN100224815; LOCATION: Pasadena, Harris County; TYPE OF FACILITY: bulk liquid storage terminal; RULES VIOLATED: 30 TAC §116.115(c) and §122.143, New Source Review Permit Number 5171, Special Conditions Number 29, Federal Operating Permit Number O984, Special Terms and Conditions Number 17, and Texas Health and Safety Code, §382.085(b), by failing to maintain the combustion zone temperatures at or above the required minimum temperature for the vapor combustor units, Emissions Point Numbers TKVCU-1, TKVCU-2, TKVCU-3, and TKVCU-4; PENALTY: \$88,650; Supplemental Environmental Project offset amount of \$35,460; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4063; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(17) COMPANY: Maxim Production Company, Incorporated; DOCKET NUMBER: 2016-0146-PWS-E; IDENTIFIER: RN102687357; LOCATION: Boling, Wharton County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 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 licensed water works operator who holds a valid Class D or higher license; PENALTY: \$251; ENFORCEMENT COORDINATOR: Steven Hall, (512) 239-2569; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(18) COMPANY: Millersview-Doole Water Supply Corporation; DOCKET NUMBER: 2016-0286-PWS-E; IDENTIFIER: RN101457786; LOCATION: Millersview, Concho County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.115(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 0.080 milligrams per liter for total trihalomethanes, based on the locational running annual average; PENALTY: \$702; ENFORCEMENT COOR-

DINATOR: Christopher Bost, (512) 239-4575; REGIONAL OFFICE: 622 South Oakes, Suite K, San Angelo, Texas 76903-7035, (325) 655-9479.

(19) COMPANY: Montesino Developments, LLC dba Cash Register Services; DOCKET NUMBER: 2016-0069-PWS-E; IDENTIFIER: RN106182207; LOCATION: Lubbock, Lubbock County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.41(c)(1)(F), by failing to obtain a sanitary control easement that covers the land within 150 feet of the facility's Well Number 1; 30 TAC §290.41(c)(3)(A), by failing to submit well completion data for review and approval prior to placing the facility's Well Number 1 into service as a public water supply source; 30 TAC §290.42(l), by failing to develop and maintain a thorough and up-to-date plant operations manual for operator review and reference; 30 TAC §290.43(c)(4), by failing to provide all water storage tanks with a liquid level indicator located at the tank site; 30 TAC §290.121(a) and (b), by failing to develop an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the public water system will use to comply with the monitoring requirements; 30 TAC §290.42(b)(1) and (e)(3), by failing to provide disinfection facilities for the groundwater supply for the purpose of microbiological control and distribution protection; 30 TAC §290.45(d)(2)(B)(v) and Texas Health and Safety Code, §341.0315(c), by failing to provide a minimum pressure tank capacity of 220 gallons; 30 TAC §290.46(e)(4)(A), by failing to operate the facility under the direct supervision of a licensed water works operator who holds a Class D or higher license; 30 TAC §290.41(c)(1)(D), by failing to ensure that livestock in pastures are not allowed within 50 feet of the facility's Well Number 2; PENALTY: \$748; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 5012 50th Street, Suite 100, Lubbock, Texas 79414-3421, (806) 796-7092.

(20) COMPANY: Parker-Hannifin Corporation; DOCKET NUMBER: 2015-1663-AIR-E; IDENTIFIER: RN100218726; LOCATION: Nacogdoches, Nacogdoches County; TYPE OF FACILITY: rubber gasket and seal manufacturing; RULES VIOLATED: 30 TAC §122.143(4) and §122.145(2)(C), Texas Health and Safety Code (THSC), §382.085(b), and Federal Operating Permit (FOP) Number O3415, General Terms and Conditions (GTC), by failing to submit a deviation report no later than 30 days after the end of the reporting period; 30 TAC §122.143(4) and §122.146(2), THSC, §382.085(b), and FOP Number O3415, GTC, by failing to submit a permit compliance certification within 30 days after the end of the certification period; and 30 TAC §101.10(e) and THSC, §382.085(b), by failing to submit an annual emissions inventory; PENALTY: \$14,250; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4063; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(21) COMPANY: Presbyterian Mo Ranch Assembly; DOCKET NUMBER: 2014-1895-MWD-E; IDENTIFIER: RN101528446; LOCATION: Hunt, Kerr County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and TCEQ Permit Number WQ0014603001, Effluent Limitations and Monitoring Requirements A, by failing to comply with permitted effluent limitations; 30 TAC §319.9(d) and §319.11(c) and TCEQ Permit Number WQ0014603001, Monitoring Requirements Number 2.a., by failing to comply with test procedures for the analysis of pollutants; 30 TAC §305.125(1) and TCEQ Permit Number WQ0014603001, Operational Requirements Number 1, by failing to ensure that the facility and all of its systems of collection, treatment and disposal are properly operated and maintained; 30 TAC §305.125(1) and TCEQ Permit Number WQ0014603001, Special

Provisions Number 5, by failing to maintain records of the irrigation application rates; and 30 TAC §305.125(1) and TCEQ Permit Number WQ0014603001, Monitoring Requirements Number 7.c., by failing to report in writing any effluent violation which deviates from the permitted effluent limitation by more than 40% to the Regional Office and the Enforcement Division within five working days of becoming aware of the noncompliance; PENALTY: \$34,688; ENFORCEMENT COORDINATOR: Cheryl Thompson, (817) 588-5886; REGIONAL OFFICE: 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(22) COMPANY: Rohm and Haas Texas Incorporated; DOCKET NUMBER: 2015-1730-AIR-E; IDENTIFIER: RN100223205; LOCATION: Deer Park, Harris County; TYPE OF FACILITY: chemical manufacturer; RULES VIOLATED: 30 TAC §122.143(4) and §122.146(1) and (2), Texas Health and Safety Code, §382.085(b), and Federal Operating Permit Number O1583, General Terms and Conditions, by failing to submit a permit compliance certification within 30 days after the end of the certification period; PENALTY: \$2,438; Supplemental Environmental Project offset amount of \$975; ENFORCEMENT COORDINATOR: Carol McGrath, (210) 403-4063; REGIONAL OFFICE: 5425 Polk Avenue, Suite H, Houston, Texas 77023-1486, (713) 767-3500.

(23) COMPANY: SAM RAYBURN WATER, INCORPORATED; DOCKET NUMBER: 2016-0007-PWS-E; IDENTIFIER: RN101274165; LOCATION: Pineland, San Augustine County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 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 submit Disinfection Level Quarterly Operating Reports to the ED for the first quarter of 2013 - the third quarter of 2014 and failing to collect lead and copper samples for the 2014 monitoring period; 30 TAC §290.115(f)(1) and Texas Health and Safety Code (THSC), §341.0315(c), by failing to comply with the maximum contaminant level (MCL) of 0.080 milligrams per liter (mg/L) for total trihalomethanes, based on the locational running annual average; 30 TAC §290.115(f)(1) and §290.122(b)(2)(A) and (f) and THSC, §341.0315(c), by failing to comply with the MCL of 0.060 mg/L for haloacetic acids (HAA5), based on the locational running annual average and failing to provide public notification and submit a copy of the public notification to the ED regarding the failure to comply with the MCL for HAA5 for the first quarter of 2015; 30 TAC §291.76 and TWC, §5.702 by failing to pay regulatory assessment fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity Number 11707 for calendar years 2012 and 2014; and 30 TAC §290.51(a)(6) and TWC, §5.702 by failing to pay Public Health Service fees and associated late fees for TCEQ Financial Administration Account Number 92030023 for Fiscal Year 2015; PENALTY: \$1,099; ENFORCEMENT COORDINATOR: Katy Montgomery, (210) 403-4016; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

(24) COMPANY: SIGNOR Logistics, LP dba The Studios; DOCKET NUMBER: 2016-0095-PWS-E; IDENTIFIER: RN106526783; LOCATION: near Carrizo Springs, Dimmit County; TYPE OF FACILITY: public water supply (PWS); RULES VIOLATED: 30 TAC §290.39(e)(1) and (h)(1), Texas Health and Safety Code (THSC), §341.035(a) and TCEQ Agreed Order Docket Number 2013-1490-PWS-E, Ordering Provision Number 2.a.i., by failing to submit plans and specifications to the executive director for review and approval prior to the establishment of a new PWS; 30 TAC §290.41(c)(3)(A) and TCEQ Agreed Order Docket Number 2013-1490-PWS-E, Ordering Provision Number 2.a.ii., by failing to submit well completion data for review and approval prior to placing a well into service as a PWS source; 30 TAC §290.46(q)(1) and (2),

by failing to issue a boil water notification to customers of the facility within 24 hours of water outage and low chlorine residual events using the prescribed notification format as specified in 30 TAC §290.47(c); 30 TAC §290.42(b)(1) and (e)(2), by failing to disinfect all ground-water prior to distribution for the purpose of microbiological control and distribution protection; 30 TAC §290.41(c)(3)(F), by failing to disinfect the well in accordance with current American Water Works Association standards after an existing well has been reworked; 30 TAC §290.41(c)(3)(N), by failing to provide a flow measuring device for the facility's well to measure production yields and provide for the accumulation of water production data; 30 TAC §290.121(a) and (b), by failing to maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the facility will use to comply with the monitoring requirements; 30 TAC §290.46(m)(1)(A), by failing to inspect the facility's ground storage tank annually; 30 TAC §290.46(m)(1)(B), by failing to inspect the facility's pressure tank annually; 30 TAC §290.43(d)(3), by failing to provide a device to readily determine the air-water-volume for the pressure tank; 30 TAC §290.42(e)(5), by failing to house the hypochlorination solution container in a secure enclosure to protect it from adverse weather conditions and vandalism; 30 TAC §290.41(c)(3)(O), by failing to provide an intruder-resistant fence with lockable gates or a locked, ventilated well house in order to protect the facility's well; 30 TAC §290.43(e), by failing to install all potable water storage tanks and pressure maintenance facilities in a lockable building or enclosed by an intruder-resistant fence with lockable gates; 30 TAC §290.42(j), by failing to use all chemicals and any additional or replacement process media for treatment of water supplied by the facility that conforms to the American National Standards Institute/National Sanitation Foundation standards; 30 TAC §290.46(d)(2)(A) and §290.110(b)(4), and THSC, §341.0315(c), by failing to maintain a disinfectant residual of at least 0.2 milligrams per liter of free chlorine throughout the distribution system at all times; PENALTY: \$2,655; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 707 East Calton Road, Suite 304, Laredo, Texas 78041-3887, (956) 791-6611.

(25) COMPANY: Town of Edgecliff Village; DOCKET NUMBER: 2016-0156-WQ-E; IDENTIFIER: RN105473425; LOCATION: Tarrant, Tarrant County; TYPE OF FACILITY: small municipal separate storm sewer system; RULES VIOLATED: 30 TAC §281.25(a)(4) and 40 Code of Federal Regulations §122.26(a)(9)(i)(A), by failing to maintain authorization to discharge stormwater under a Texas Pollutant Discharge Elimination System (TPDES) General Permit for small municipal separate storm sewer systems; and 30 TAC §305.125(1) and TPDES General Permit Number TXR040595, 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; PENALTY: \$15,750; ENFORCEMENT COORDINATOR: Austin Henck, (512) 239-6155; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(26) COMPANY: WestRock Texas, L.P. f/k/a MeadWestvaco Texas, L.P.; DOCKET NUMBER: 2015-0797-IWD-E; IDENTIFIER: RN102157609; LOCATION: Evadale, Jasper County; TYPE OF FACILITY: pulp and paper mill; RULES VIOLATED: TWC, §26.121(a)(1), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0000493000, Effluent Limitations and Monitoring Requirements Number 1, Outfall Number 002, by failing to comply with permitted effluent limitations; PENALTY: \$216,675; ENFORCEMENT COORDINATOR: Jill Russell, (512) 239-4564; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1892, (409) 898-3838.

TRD-201601967

Kathleen C. Decker
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: April 26, 2016



Enforcement Orders

An agreed order was adopted regarding George Pierson, Docket No. 2015-0235-MSW-E on April 26, 2016 assessing \$1,312 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Jim Sallans, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding W B DIAMOND INVESTMENTS, INC d/b/a Petro City, Docket No. 2015-0311-PST-E on April 26, 2016 assessing \$7,125 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Jess Robinson, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Jarret Allen Porter, Docket No. 2015-0390-WOC-E on April 26, 2016 assessing \$1,500 in administrative penalties with \$300 deferred.

Information concerning any aspect of this order may be obtained by contacting James Boyle, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding TEXAN TULIP, INC. dba Fuel Express 6, Docket No. 2015-0928-PWS-E on April 26, 2016 assessing \$708 in administrative penalties with \$141 deferred.

Information concerning any aspect of this order may be obtained by contacting Katy Montgomery, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding ALLIED TRADING CORPORATION d/b/a A & Q Chevron Food Mart, Docket No. 2015-0941-PST-E on April 26, 2016 assessing \$5,173 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Amanda Patel, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding R. J. SMELLEY COMPANY, INC., Docket No. 2015-0947-WQ-E on April 26, 2016 assessing \$5,000 in administrative penalties with \$1,000 deferred.

Information concerning any aspect of this order may be obtained by contacting Had Darling, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Oxy Vinyls, LP, Docket No. 2015-0961-AIR-E on April 26, 2016 assessing \$6,375 in administrative penalties with \$1,275 deferred.

Information concerning any aspect of this order may be obtained by contacting Carol McGrath, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Elvan Investments Corporation d/b/a Hawks Pantry 4, Docket No. 2015-1067-PST-E on April 26, 2016 assessing \$3,375 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Amanda Patel, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding ADAWN USA INC d/b/a Sajna, Docket No. 2015-1110-PST-E on April 26, 2016 assessing \$3,504 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting David A. Terry, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding 3DR LLC d/b/a Shell Food Mart, Docket No. 2015-1134-PST-E on April 26, 2016 assessing \$4,631 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Audrey Liter, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Luis R. Rodriguez, Docket No. 2015-1149-MLM-E on April 26, 2016 assessing \$4,577 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Audrey Liter, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Alvie Fritsche dba Carriage House Cafe, Docket No. 2015-1330-PWS-E on April 26, 2016 assessing \$1,062 in administrative penalties with \$212 deferred.

Information concerning any aspect of this order may be obtained by contacting Jim Fisher, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Sasol Chemicals (USA) LLC dba Merisol Greens Bayou Plant, Docket No. 2015-1345-UIC-E on April 26, 2016 assessing \$3,535 in administrative penalties with \$707 deferred.

Information concerning any aspect of this order may be obtained by contacting Holly Kneisley, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding A & H American, Inc d/b/a Citgo Food Store, Docket No. 2015-1346-PST-E on April 26, 2016 assessing \$2,568 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Audrey Liter, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Larry G. Rodgers dba Hidden Lake RV Ranch and Safari and Vickie L. Rodgers dba Hidden Lake RV Ranch and Safari, Docket No. 2015-1362-PWS-E on April 26, 2016 assessing \$588 in administrative penalties with \$117 deferred.

Information concerning any aspect of this order may be obtained by contacting Kingsley Coppinger, Enforcement Coordinator at (512)

239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Flint Hills Resources Port Arthur, LLC, Docket No. 2015-1382-AIR-E on April 26, 2016 assessing \$6,563 in administrative penalties with \$1,312 deferred.

Information concerning any aspect of this order may be obtained by contacting Eduardo Heras, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding BASF CORPORATION, Docket No. 2015-1392-PWS-E on April 26, 2016 assessing \$1,556 in administrative penalties with \$311 deferred.

Information concerning any aspect of this order may be obtained by contacting Ryan Byer, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding EnLink North Texas Gathering, LP, Docket No. 2015-1430-AIR-E on April 26, 2016 assessing \$3,680 in administrative penalties with \$736 deferred.

Information concerning any aspect of this order may be obtained by contacting Carol McGrath, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding PATTON VILLAGE WATER CO., INC., Docket No. 2015-1473-PWS-E on April 26, 2016 assessing \$2,736 in administrative penalties with \$547 deferred.

Information concerning any aspect of this order may be obtained by contacting Yuliya Dunaway, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding HAMEEDA INVESTMENTS INC dba Peachtree Food & Beer Wine, Docket No. 2015-1540-PST-E on April 26, 2016 assessing \$4,662 in administrative penalties with \$932 deferred.

Information concerning any aspect of this order may be obtained by contacting James Baldwin, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding FORT WORTH EXCAVATING, INC., Docket No. 2015-1554-WQ-E on April 26, 2016 assessing \$5,000 in administrative penalties with \$1,000 deferred.

Information concerning any aspect of this order may be obtained by contacting Steven Van Lanningham, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

Information concerning any aspect of this order may be obtained by contacting Michaelle Garza, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding 82L, LLC dba Tega Kid's Superplex, Docket No. 2015-1596-PWS-E on April 26, 2016 assessing \$2,191 in administrative penalties with \$438 deferred.

An agreed order was adopted regarding City of White Settlement, Docket No. 2015-1604-PWS-E on April 26, 2016 assessing \$306 in administrative penalties with \$306 deferred.

Information concerning any aspect of this order may be obtained by contacting Katy Montgomery, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CSD Group, Inc., Docket No. 2015-1625-DCL-E on April 26, 2016 assessing \$750 in administrative penalties with \$150 deferred.

Information concerning any aspect of this order may be obtained by contacting Abigail Lindsey, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Sabine County, Docket No. 2015-1661-MSW-E on April 26, 2016 assessing \$326 in administrative penalties with \$65 deferred.

Information concerning any aspect of this order may be obtained by contacting Tiffany Maurer, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding HNM ENTERPRISES, INC. dba Wimberley Quick Mart, Docket No. 2015-1665-PST-E on April 26, 2016 assessing \$4,500 in administrative penalties with \$900 deferred.

Information concerning any aspect of this order may be obtained by contacting Tiffany Maurer, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding BVE ENTERPRISES INC. dba Easy Stop, Docket No. 2015-1687-PST-E on April 26, 2016 assessing \$6,401 in administrative penalties with \$1,280 deferred.

Information concerning any aspect of this order may be obtained by contacting Jessica Bland, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding PLUM AGGREGATE OPERATING COMPANY, LLC., Docket No. 2015-1696-WQ-E on April 26, 2016 assessing \$5,000 in administrative penalties with \$1,000 deferred.

Information concerning any aspect of this order may be obtained by contacting Austin Henck, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding I & U Inc. dba Shop N Save, Docket No. 2015-1711-PST-E on April 26, 2016 assessing \$7,500 in administrative penalties with \$1,500 deferred.

Information concerning any aspect of this order may be obtained by contacting Jessica Bland, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Arp, Docket No. 2015-1768-PWS-E on April 26, 2016 assessing \$345 in administrative penalties with \$69 deferred.

Information concerning any aspect of this order may be obtained by contacting Holly Kneisley, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding LA BUSSOLA, INC. dba New C Store A, Docket No. 2015-1832-PST-E on April 26, 2016 assessing \$3,251 in administrative penalties with \$650 deferred.

Information concerning any aspect of this order may be obtained by contacting James Baldwin, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A field citation was adopted regarding Ray French Land Company, Ltd, Docket No. 2016-0285-WQ-E on April 26, 2016 assessing \$875 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Jill Russell, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Joe Johnson and Frosty Farquhar dba B & J Sand & Gravel, Docket No. 2014-1341-MLM-E on April 27, 2016 assessing \$13,750 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Elizabeth Harkrider, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Wilmer, Docket No. 2014-1572-WQ-E on April 27, 2016 assessing \$6,564 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Jill Russell, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding AFEEF Investments Inc., Docket No. 2014-1865-PST-E on April 27, 2016 assessing \$9,618 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting J. Amber Ahmed, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Texas Health Presbyterian Hospital Dallas, Docket No. 2014-1896-WQ-E on April 27, 2016 assessing \$7,500 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Farhad Abbaszadeh, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Noltex L.L.C., Docket No. 2015-0097-AIR-E on April 27, 2016 assessing \$102,000 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting David A. Terry, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CIPERCEN LLC dba Meineke 4156, Docket No. 2015-0293-PST-E on April 27, 2016 assessing \$10,634 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting David Terry, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding CHOI'S FOUR SEASONS INC dba US Mart 109, Docket No. 2015-0362-PST-E on April 27, 2016 assessing \$33,850 in administrative penalties with \$6,770 deferred.

Information concerning any aspect of this order may be obtained by contacting John Fennell, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding South Texas Aggregates, Inc., Docket No. 2015-0924-AIR-E on April 27, 2016 assessing \$11,250 in administrative penalties with \$2,250 deferred.

Information concerning any aspect of this order may be obtained by contacting Raime Hayes-Falero, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Houston Refining LP, Docket No. 2015-0959-AIR-E on April 27, 2016 assessing \$13,125 in administrative penalties with \$2,625 deferred.

Information concerning any aspect of this order may be obtained by contacting Amancio R. Gutierrez, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Northline Enterprises Inc. dba Quick Food Store 19, Docket No. 2015-1011-PST-E on April 27, 2016 assessing \$18,106 in administrative penalties with \$3,621 deferred.

Information concerning any aspect of this order may be obtained by contacting Rebecca Boyett, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding COBRA STONE, INC, Docket No. 2015-1029-MLM-E on April 27, 2016 assessing \$12,188 in administrative penalties with \$2,437 deferred.

Information concerning any aspect of this order may be obtained by contacting Chris Bost, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Bennie Len Gallier, Docket No. 2015-1111-MSW-E on April 27, 2016 assessing \$9,000 in administrative penalties with \$7,800 deferred.

Information concerning any aspect of this order may be obtained by contacting David A. Terry, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding West Wise Special Utility District, Docket No. 2015-1121-PWS-E on April 27, 2016 assessing \$1,500 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Alejandro Laje, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Nueces County Water Control and Improvement District No. 5, Docket No. 2015-1131-PWS-E on April 27, 2016 assessing \$720 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Katy Montgomery, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding Jessica Waggoner Cronin, Docket No. 2015-1214-MSW-E on April 27, 2016 assessing \$1,312 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Elizabeth Harkrider, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding REEVES OIL CO., INC., Docket No. 2015-1260-PST-E on April 27, 2016 assessing \$7,610 in administrative penalties with \$1,522 deferred.

Information concerning any aspect of this order may be obtained by contacting Holly Kneisley, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding North Alamo Water Supply Corporation, Docket No. 2015-1318-PWS-E on April 27, 2016 assessing \$690 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting David Carney, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding ROUGH CANYON CONDOS, L.L.C., Docket No. 2015-1364-PWS-E on April 27, 2016 assessing \$2,203 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Ryan Byer, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Lower Colorado River Authority, Docket No. 2015-1409-AIR-E on April 27, 2016 assessing \$41,438 in administrative penalties with \$8,287 deferred.

Information concerning any aspect of this order may be obtained by contacting Carol McGrath, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Dalworthington Gardens, Docket No. 2015-1413-WQ-E on April 27, 2016 assessing \$18,750 in administrative penalties with \$3,750 deferred.

Information concerning any aspect of this order may be obtained by contacting Austin Henck, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding Nebular 2000, Inc. dba Kwik Stop, Docket No. 2015-1449-PST-E on April 27, 2016 assessing \$17,308 in administrative penalties with \$3,461 deferred.

Information concerning any aspect of this order may be obtained by contacting Keith Frank, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding City of Eagle Pass Water Works System, Docket No. 2015-1516-PWS-E on April 27, 2016 assessing \$5,330 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Michaelle Garza, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding NOGALUS-CENTRALIA WATER SUPPLY CORPORATION, Docket No. 2015-1543-PWS-E on April 27, 2016 assessing \$172 in administrative penalties.

Information concerning any aspect of this order may be obtained by contacting Steven Hall, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

An agreed order was adopted regarding J & K HARPER, LLC dba Midessa Oilpatch RV Park, Docket No. 2015-1597-PWS-E on April 27, 2016 assessing \$660 in administrative penalties with \$660 deferred.

Information concerning any aspect of this order may be obtained by contacting Holly Kneisley, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-201601995
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: April 27, 2016



Notice of Hearing

VENTANA DEVELOPMENT MCCRARY, LTD.

SOAH Docket No. 582-16-3773

TCEQ Docket No. 2016-0144-MWD

Permit No. WQ0015241001

APPLICATION.

Ventana Development McCrary, Ltd., 142 County Road 222, Bay City, Texas 77414, has applied to the Texas Commission on Environmental Quality (TCEQ) for new Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0015241001, to authorize the discharge of treated domestic wastewater at a daily average flow not to exceed 200,000 gallons per day. TCEQ received this application on April 2, 2014.

The facility will be located approximately 0.25 mile north of the intersection of Brandt Road and McCrary Road, on the east side of McCrary Road, in Fort Bend County, Texas 77406. The treated effluent will be discharged via a 1,530 foot pipeline to an unnamed tributary; thence to Jones Creek; thence to Brazos River Below Navasota River in Segment No. 1202 of the Brazos River Basin. The unclassified receiving water uses are limited aquatic life use for the unnamed tributary and high aquatic life use for Jones Creek. The designated uses for Segment No. 1202 are high aquatic life use, public water supply, and primary contact recreation.

In accordance with 30 Texas Administrative Code (TAC) §307.5 and the TCEQ implementation procedures (June 2010) for the Texas Surface Water Quality Standards, an antidegradation review of the receiving waters was performed. A Tier 1 antidegradation review has preliminarily determined that existing water quality uses will not be impaired by this permit action. Numerical and narrative criteria to protect existing uses will be maintained. A Tier 2 review has preliminarily determined that no significant degradation of water quality is expected in Jones Creek, which has been identified as having high aquatic life use. Existing uses will be maintained and protected. The preliminary determination can be reexamined and may be modified if new information is received.

The TCEQ Executive Director has prepared a draft permit which, if approved, would establish the conditions under which the facility must operate. The Executive Director has made a preliminary decision that this permit, if issued, meets all statutory and regulatory requirements. The permit application, Executive Director's preliminary decision, and draft permit are available for viewing and copying at the Fort Bend County Bob Lutts Fulshear/Simonton Branch Library, 8100 FM 359 Fulshear, Texas. As a public courtesy, we have provided the following Web page to an online map of the site or the facility's general location. The online map is not part of the application or the notice: <http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.646388&lng=-95.768888&zoom=13&type=r>. For the exact location, refer to the application.

CONTESTED CASE HEARING.

The State Office of Administrative Hearings (SOAH) will conduct a formal contested case hearing at:

10:00 a.m. - June 20, 2016

William P. Clements Building

300 West 15th Street, 4th Floor

Austin, Texas 78701

The contested case hearing will be a legal proceeding similar to a civil trial in state district court. The hearing will address the disputed issues of fact identified in the TCEQ order concerning this application issued on April 8, 2016. In addition to these issues, the judge may consider additional issues if certain factors are met.

The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 26, Texas Water Code; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. The hearing will be held unless all timely hearing requests have been withdrawn or denied.

To request to be a party, you must attend the hearing and show you would be adversely affected by the application in a way not common to members of the general public. Any person may attend the hearing and request to be a party. Only persons named as parties may participate at the hearing.

INFORMATION.

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at (800) 687-4040. General information about the TCEQ can be found at our web site at <http://www.tceq.texas.gov/>.

Further information may also be obtained from Ventana Development McCrary, Ltd. at the address stated above or by calling Mr. Gregg B. Haan, P.E., LJA Engineering at (713) 953-5061.

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

Issued: April 25, 2016

TRD-201601997

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: April 27, 2016



Notice of Hearing

WESLEY HENDERSON

SOAH Docket No. 582-16-3513

TCEQ Docket No. 2016-0343-LIC

APPLICATION.

Wesley Henderson, 1032 County Road 3810, Hawkins, Texas 75765, has applied with the Texas Commission on Environmental Quality (TCEQ) for an On Site Sewage Facility Maintenance Technician license. The Executive Director denied Mr. Henderson's application for cause. Mr. Henderson has requested a formal hearing on the Executive Director's decision.

CONTESTED CASE HEARING.

The State Office of Administrative Hearings (SOAH) will conduct a formal contested case hearing on this application at:

10:00 a.m. - June 21, 2016

William P. Clements Building

300 West 15th Street, 4th Floor

Austin, Texas 78701

The contested case hearing will be a legal proceeding similar to a civil trial in state district court to determine whether Mr. Henderson should be issued an On Site Sewage Facility Maintenance Technician license. 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. If Wesley Henderson fails to appear at the preliminary hearing or evidentiary hearing, the Executive Director's factual allegations will be deemed admitted as true, and Mr. Henderson's application for an On Site Sewage Facility Maintenance Technician license will be denied.

Legal Authority: Texas Water Code Chapters 5 and 37; Texas Occupations Code Chapter 53; Texas Government Code, Chapter 2001; 30 Texas Administrative Code (TAC) Chapter 30, and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapters 70 and 80 and 1 TAC Chapter 155.

INFORMATION.

For information concerning the hearing process, please contact the TCEQ Office of Public Interest Counsel, MC 103, P. O. Box 13087, Austin, TX 78711-3087, (512) 239-6363. Further information regarding this hearing may be obtained by contacting Alicia Ramirez, Staff Attorney, TCEQ, Environmental Law Division, MC 173, P. O. Box 13087, Austin, Texas 78711-3087, (512) 239-0133. General information about the TCEQ can be found at our web site at <http://www.tceq.texas.gov/>.

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 with disabilities who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-3445, at least one week prior to the hearing.

Issued: April 25, 2016

TRD-201601999



Notice of Opportunity to Comment on an Agreed Order of Administrative Enforcement Actions

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Agreed Order (AO) in accordance with Texas Water Code (TWC), §7.075. TWC, §7.075 requires that before the commission may approve the AO, the commission shall allow the public an opportunity to submit written comments on the proposed AO. TWC, §7.075 requires that notice of 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 **June 6, 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 the proposed AO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about an AO should be sent to the attorney designated for the AO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on June 6, 2016**. Comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The designated attorney is available to discuss the AO and/or the comment procedure at the listed phone number; however, TWC, §7.075 provides that comments on an AO shall be submitted to the commission in **writing**.

(1) COMPANY: RANGER UTILITY COMPANY; DOCKET NUMBER: 2015-1033-PWS-E; TCEQ ID NUMBER: RN101216133; LOCATION: the intersection of River Run and Lakeside Drive, Hockley, Waller County; TYPE OF FACILITY: public water system; RULES VIOLATED: Texas Health and Safety Code (THSC), §341.0315(c), 30 TAC §290.45(b)(1)(C)(ii), and TCEQ AO Docket Number 2011-1171-PWS-E, Ordering Provision Number 2.a.i., by failing to provide a total storage capacity of 200 gallons per connection; and THSC, §341.0315(c), 30 TAC §290.45(b)(1)(C)(iii), and TCEQ AO Docket Number 2011-1171-PWS-E, Ordering Provision Number 2.a.ii., by failing to provide two or more service pumps having a total capacity of 2.0 gallons per minute per connection; PENALTY: \$11,310; STAFF ATTORNEY: Adam Taylor, Litigation Division, MC 175, (512) 239-3345; REGIONAL OFFICE: Houston Regional Office, 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

TRD-201601969
Kathleen C. Decker
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: April 26, 2016



Notice of Opportunity to Comment on Default Orders of Administrative Enforcement Actions

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Default Orders (DOs). The commission staff proposes a DO when the staff has sent an executive director's preliminary report and petition (EDPRP) to an entity outlining the alleged violations; the proposed penalty; the proposed technical requirements necessary to bring the entity back into compliance; and the entity fails to request a hearing on the matter within 20 days of its receipt of the EDPRP or requests a hearing and fails to participate at the hearing. Similar to the procedure followed with respect to Agreed Orders entered into by the executive director of the commission, in accordance with Texas Water Code (TWC), §7.075, this notice of the proposed order and the opportunity to comment is 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 **June 6, 2016**. The commission will consider any written comments received, and the commission may withdraw or withhold approval of a DO if a comment discloses facts or considerations that indicate that consent to the proposed DO 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 DO is not required to be published if those changes are made in response to written comments.

A copy of each proposed DO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about the DO should be sent to the attorney designated for the DO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas 78711-3087 and must be **received by 5:00 p.m. on June 6, 2016**. Comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The commission's attorneys are available to discuss the DOs and/or the comment procedure at the listed phone numbers; however, TWC, §7.075 provides that comments on the DOs shall be submitted to the commission in **writing**.

(1) COMPANY: Roberta Schoch; DOCKET NUMBER: 2014-1858-WR-E; TCEQ ID NUMBER: RN103924718; LOCATION: Heinrich Grobe Survey 60, Abstract 238, Menard County; TYPE OF FACILITY: property; RULES VIOLATED: TWC, §11.031, by failing to submit the Water Use Report associated with Certificate of Adjudication (ADJ) Number 14-1819 to the TCEQ for calendar year 2013, by March 1st of the following year; and 30 TAC §297.82 and §297.83, by failing to inform the executive director of a transfer of a water right for ADJ Number 14-1819 and by failing to submit a completed Change of Ownership Form to the executive director; PENALTY: \$695; STAFF ATTORNEY: Jim Sallans, Litigation Division, MC 175, (512) 239-2053; REGIONAL OFFICE: San Angelo Regional Office, 622 South Oakes, Suite K, San Angelo, Texas 76903-7035, (325) 655-9479.

(2) COMPANY: SERENE SCENES, LLC; DOCKET NUMBER: 2015-0200-LII-E; TCEQ ID NUMBER: RN106371180; LOCATION: 1017 Horseback Hollow, Austin, Travis County; TYPE OF FACILITY: landscape irrigation business; RULES VIOLATED: 30 TAC §344.34(a), by using or attempting to use the license, including the license number, of an irrigator, installer, irrigation technician, or irrigation inspector to whom a license is issued; TWC, §37.003, Texas Occupations Code, §1903.251, and 30 TAC §30.5(a), by failing to hold an irrigator license prior to selling, designing, consulting, installing, altering, repairing, or servicing an irrigation system; and TWC, §37.003 and 30 TAC §30.5(b), by advertising or representing itself to

the public as a holder of a license or registration without possessing a current license or registration or employing an individual who holds a current license; PENALTY: \$11,213; STAFF ATTORNEY: Amanda Patel, Litigation Division, MC 175, (512) 239-3990; REGIONAL OFFICE: Austin Regional Office, 12100 Park 35 Circle, Building A, Austin, Texas 78753, (512) 339-2929.

TRD-201601970

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: April 26, 2016



Notice of Public Hearing

on Assessment of Administrative Penalties and Requiring Certain Actions of Mukhtar Farooqui d/b/a Cypress Chevron

SOAH Docket No. 582-16-3478

TCEQ Docket No. 2015-0795-PST-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. - May 26, 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 December 28, 2015, concerning assessing administrative penalties against Mukhtar Farooqui d/b/a Cypress Chevron, for violations in Harris County, Texas, of: Texas Water Code §26.3475(c)(1) and 30 Texas Administrative Code §334.10(b)(1)(B) and §334.50(b)(1)(A).

The hearing will allow Mukhtar Farooqui d/b/a Cypress Chevron, 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 Mukhtar Farooqui d/b/a Cypress Chevron, 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 Mukhtar Farooqui d/b/a Cypress Chevron 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. Mukhtar Farooqui d/b/a Cypress Chevron, the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.

Legal Authority: Texas Water Code §7.054 and Texas Water Code chs. 7 and 26 and 30 Texas Administrative Code chs. 70 and 334; Texas Water Code §7.058, and the Rules of Procedure of the Texas Commission on Environmental Quality and the State Office of Administra-

tive Hearings, including 30 Texas Administrative Code §70.108 and §70.109 and ch. 80, and 1 Texas Administrative Code ch. 155.

Further information regarding this hearing may be obtained by contacting Amanda Patel, 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: April 26, 2016

TRD-201602000

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: April 27, 2016



Notice of Public Meeting on June 9, 2016 in Pearland, Texas Regarding the EmChem Corporation Proposed State Superfund Site

The executive director (ED) of the Texas Commission on Environmental Quality (TCEQ) is issuing this notice of a public meeting to receive comment on the intent to delete the EmChem Corporation proposed Superfund site (the site) from its proposed-for-listing status on the state Superfund registry (the registry). The registry is the list of state Superfund sites which may constitute an imminent and substantial endangerment to public health and safety or the environment due to a release or threatened release of hazardous substances into the environment. The ED is proposing this deletion because the site has been accepted into the Voluntary Cleanup Program.

The site, including all land, structures, appurtenances, and other improvements, is approximately 0.797 acres and is located at 4308 Rice Dryer Road in Pearland, Brazoria County, Texas. The site also included any areas where hazardous substances had come to be located as a result, either directly or indirectly, of releases of hazardous substances from the site.

The site was formerly operated as a glycol distillation facility that began operations in 1969. Features at the site included a warehouse building, aboveground storage tanks, distillation columns, a landfill, a container storage area, and a drying area for polymer sludge. In 1972, there was a spill of 300 to 400 gallons of naphtha solvent into the storm water ditch adjacent to the site. In 1996, the TCEQ performed an emergency response action at the site to stabilize leaking and/or overtopped drums which were then removed and disposed of in 1997. In 2011, due to the failure of tank equipment, approximately 2,500 gallons of triethylene glycol were released onto the ground. The City of Pearland together

with the United States Environmental Protection Agency performed actions to stabilize the site. Currently, no chemical operations are being conducted at the site and the site is secured by fencing.

The site has been accepted into the TCEQ Voluntary Cleanup Program and is therefore eligible for deletion from the registry as provided by 30 TAC §335.344(c).

In accordance with 30 TAC §335.344(b), the TCEQ will hold a public meeting to receive comment on this proposed deletion from the registry. This meeting will not be a contested case hearing within the meaning of Texas Government Code, Chapter 2001. The meeting will be held on June 9, 2016, 7:00 p.m., at the City of Pearland, Council Chambers, 3519 Liberty Drive, Pearland, Texas.

All persons desiring to make comments regarding the proposed deletion of the site may do so prior to or at the public meeting. All comments submitted *prior* to the public meeting must be received by 5:00 p.m. on June 8, 2016 and should be sent in writing to Sherell Heidt, Project Manager, TCEQ, Remediation Division, MC-136, P.O. Box 13087, Austin, Texas 78711-3087 or by email (superfund@tceq.texas.gov) and facsimile ((512) 239-2450). The public comment period for this action will end at the close of the public meeting on June 9, 2016.

A portion of the record for the site, including documents pertinent to the ED's proposed deletion, is available for review during regular business hours at the Pearland Library, 3522 Liberty Drive, Pearland, Texas 77581, telephone number (281) 652-1677. The complete public file may be obtained during regular business hours at the TCEQ's Central File Room, Room 103, Building E, 12100 Park 35 Circle, Austin, Texas 78753, (512) 239-2900. Additional files may be obtained by contacting the TCEQ Project Manager for the site, Sherell Heidt, at (713) 767-3708. Fees are charged for photocopying file information. Parking for persons with disabilities is available on the east side of Building D, convenient to access ramps that are between Buildings D and E. Information is also available regarding the site's state Superfund history at <http://www.tceq.state.tx.us/remediation/superfund/state/emchem>.

Persons who have special communication or other accommodation needs who are planning to attend the meeting should contact the agency at (800) 633-9363 or (512) 239-5674. Requests should be made as far in advance as possible.

For further information about the public meeting, please call John Flores, Community Relations Coordinator, at (800) 633-9363.

TRD-201601962

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: April 25, 2016



Notice of Water Quality Application

The following notice was issued on April 20, 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

THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY has initiated a minor amendment of the Texas Pollutant Discharge Elimination System Permit No. WQ0014789001 issued to City of

Eustace, P.O. Box 579, Eustace, Texas 75124, to add a provision in the Other Requirements section of the permit requiring effluent filtration to supplement suspended solids removal in accordance with 30 Texas Administrative Code Section 311.63(a)(2). The existing permit authorizes the discharge of treated domestic wastewater at a daily average flow not to exceed 125,000 gallons per day. The facility is located at 113 Davis Street, approximately 800 feet east of the intersection of Cornelius Lane and Smith Street, southeast of downtown Eustace, in Henderson County, Texas 75124.

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.

Issued in Austin, Texas on April 26, 2016.

TRD-201601984

Bridget C. Bohac

Chief Clerk

Texas Commission on Environmental Quality

Filed: April 27, 2016



Public Notice - Shutdown/Default Order

The Texas Commission on Environmental Quality (TCEQ or commission) staff is providing an opportunity for written public comment on the listed Shutdown/Default Order (S/DO). Texas Water Code (TWC), §26.3475 authorizes the commission to order the shutdown of any underground storage tank (UST) system found to be noncompliant with release detection, spill and overflow prevention, and/or, after December 22, 1998, cathodic protection regulations of the commission, until such time as the owner/operator brings the UST system into compliance with those regulations. The commission proposes a Shutdown Order after the owner or operator of a UST facility fails to perform required corrective actions within 30 days after receiving notice of the release detection, spill and overflow prevention, and/or after December 22, 1998, cathodic protection violations documented at the facility. The commission proposes a Default Order when the staff has sent an executive director's preliminary report and petition (EDPRP) to an entity outlining the alleged violations, the proposed penalty, the proposed technical requirements necessary to bring the entity back into compliance, and the entity fails to request a hearing on the matter within 20 days of its receipt of the EDPRP or requests a hearing and fails to participate at the hearing. In accordance with TWC, §7.075, this notice of the proposed order and the opportunity to comment is 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 June 6, 2016. The commission will consider any written comments received and the commission may withdraw or withhold approval of an S/DO if a comment discloses facts or considerations that indicate that consent to the proposed S/DO 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 S/DO is not required to be published if those changes are made in response to written comments.

A copy of the proposed S/DO is available for public inspection at both the commission's central office, located at 12100 Park 35 Circle, Building A, 3rd Floor, Austin, Texas 78753, (512) 239-3400 and at the applicable regional office listed as follows. Written comments about the S/DO shall be sent to the attorney designated for the S/DO at the commission's central office at P.O. Box 13087, MC 175, Austin, Texas

78711-3087 and must be received by 5:00 p.m. on June 6, 2016. Written comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The commission attorneys are available to discuss the S/DO and/or the comment procedure at the listed phone numbers; however, comments on the S/DO shall be submitted to the commission in writing.

(1) COMPANY: Jet Center of Dallas, LLC; DOCKET NUMBER: 2014-1866-PST-E; TCEQ ID NUMBER: RN103017257; LOCATION: 5661 Apollo Drive, Dallas, Dallas County; TYPE OF FACILITY: underground storage tank (UST) system and aircraft refueling facility; RULES VIOLATED: 30 TAC §334.8(c)(4)(A)(vii) and (5)(B)(ii), by failing to timely renew a previously issued UST delivery certificate by failing to submit a properly completed UST registration and self-certification form at least 30 days before the expiration date; TWC, §26.3467(a) and 30 TAC §334.8(c)(5)(A)(i), by failing to make available to a common carrier a valid, current TCEQ delivery certificate before accepting delivery of a regulated substance into the USTs; TWC, §26.3475(d) and 30 TAC §334.49(a)(1), by failing to provide corrosion protection for the UST system; and TWC, §26.3475(c)(1) and 30 TAC §334.50(b)(1)(A), by failing to monitor the USTs for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring); PENALTY: \$11,400; STAFF ATTORNEY: Jim Sallans, Litigation Division, MC 175, (512) 239-2053; REGIONAL OFFICE: Dallas-Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

TRD-201601968

Kathleen C. Decker

Director, Litigation Division

Texas Commission on Environmental Quality

Filed: April 26, 2016



Texas Ethics Commission

List of Late Filers

Below is a list from the Texas Ethics Commission of names of filers who did not file a report or failed to pay penalty fines for late reports in reference to the listed filing deadline. If you have any questions, you may contact Sue Edwards at (512) 463-5800.

Deadline: Semiannual Report due January 15, 2016

Ricardo A. Baca, 15333 JFK Blvd., Ste. 100, Houston, Texas 77032
Sam Beecroft, 518 S. Enterprise Pkwy., Corpus Christi, Texas 78405
John Robert Behrman, 1302 Waugh Dr. #298, Houston, Texas 77019
Vish Bhaskaran, 814 Skimmer Ct., Sugar Land, Texas 77478
Travis A. Bryan I, P.O. Box 7334, Pasadena, Texas 77508-7334
Samuel R. Caceres II, 7018 Anastasia, Corpus Christi, Texas 78413
Nikki M. Cowart, 17461 A Village Green Dr., Jersey Village, Texas 77040
John C. Eberlan, P.O. Box 6254, Katy, Texas 77491
William Elliot, P.O. Box 26176, Austin, Texas 78755
Susan R. Fowler, 4809 Comal St., Pearland, Texas 77581
Jein Gadson, 2429 Bissonet, Ste. 106, Houston, Texas 77005
Lawrence D. Gilstrap, 6500 Purvis Rd., Silsbee, Texas 77656
Mark Anthony Guerra, 86 Tamara Ln., Del Rio, Texas 78840
Katherine E. Haenschen, 4505 Duval St. #229, Austin, Texas 78751

Sohail M. Hasanali, 310 Spencers Glen Dr., Sugar Land, Texas 77479

Kennedy L. Hatfield, 4003 Kendall St., #102, San Antonio, Texas 78212

Xavier Herrera, 9723 Youngcrest #A, Stafford, Texas 77477

Renee Hollingsworth, 316 S. Montreal Ave., Dallas, Texas 78208

Anthony A. Holm, 2216 Robinhood St., Houston, Texas 77005-2604

Bruce R. Hotze, 5440 Alder Dr., Houston, Texas 77081-1704

Larry C. Howell, 3809 S. General Bruce Dr., Ste. 103 PMB 8164, Temple, Texas 76502

LaShonda M. Johnson, 11318 Starlight Bay Dr., Pearland, Texas 77584

Curtis A. Kleoppel, 638 W. 39th, Kansas City, Missouri 64111

Jared G. LeBlanc, 8 Greenway Plz., Ste. 1150, Houston, Texas 77046

Frank Liu, 1520 Oliver St., Houston, Texas 77007

Lamonty Lott, Sr., 2448 Tan Oak Dr., Dallas, Texas 75212

Darwin McKee, P.O. Box 14105, Austin, Texas 78761-4105

Corey Nation, P.O. Box 763, Pflugerville, Texas 78691

Jude Roberson, 1227 Hwy. 332, Ste. 4, Clute, Texas 77531

Carla C. Sisk, 808 El Camino Way, San Marcos, Texas 78666

Joshua C. Tompkins, 2600 Longhorn Blvd. #105, Austin, Texas 78758

Rachael Torres, 7302 Decker Ln., Austin, Texas 78724

Robbin K. Voight, 1102 S. Austin Ave. #110-120, Georgetown, Texas 78626

Virginia White, 2807 Ann Dr., Midland, Texas 79705

Eric G. Woomer, 919 Congress Ave., Ste. 1100, Austin, Texas 78701

TRD-201601883

Natalia Luna Ashley

Executive Director

Texas Ethics Commission

Filed: April 20, 2016



Texas Health and Human Services Commission

Public Hearing Notice: Proposed Amendment to Supplemental Nutrition Assistance Programs Eligibility Requirements

May 10, 2016

3:00 p.m. to 5:00 p.m.

Meeting Site:

Health and Human Services Commission

Winters Building

Public Hearing Room

701 West 51st St.

Austin, Texas 78756

The Health and Human Services Commission will conduct a public hearing to receive comments on the proposed amendment to Title 1 of the Texas Administrative Code, Part 15, Chapter 372, Subchapter B, Division 9, §372.501, concerning Disqualifications Due to Criminal Activity. The proposed amendment was published in the April 29, 2016, issue of the *Texas Register* (41 TexReg 3030).

Written Comments. Written comments on the proposed amendment to the rule may be submitted at the public hearing or to Diana Forester, Office of Social Services, Health and Human Services Commission, at MC-2115, 909 West 45th St., Austin, Texas 78751; by fax to (512) 206-5141; or by e-mail to OSS_PSAD@hhsc.state.tx.us within 30 days of publication of this proposal in the *Texas Register*.

People requiring Americans with Disabilities Act accommodation, auxiliary aids or services should call Diana Forester at (512) 206-4893 at least 72 hours before the hearing so appropriate arrangements can be made.

TRD-201602006

Karen Ray
Chief Counsel
Texas Health and Human Services Commission
Filed: April 27, 2016

◆ ◆ ◆
Department of State Health Services
Licensing Actions for Radioactive Materials

During the first half of April, 2016, the Department of State Health Services (Department) has taken actions regarding Licenses for the possession and use of radioactive materials as listed in the tables (in alphabetical order by location). The subheading "Location" indicates the city in which the radioactive material may be possessed and/or used. The location listing "Throughout TX [Texas]" indicates that the radioactive material may be used on a temporary basis at locations throughout the state.

In issuing new licenses and amending and renewing existing licenses, the Department's Radiation Safety Licensing Branch has determined that the applicant has complied with the licensing requirements in Title 25, Texas Administrative Code (TAC), Chapter 289, for the noted action. In granting termination of licenses, the Department has determined that the licensee has complied with the applicable decommissioning requirements of 25 TAC, Chapter 289. In granting exemptions to the licensing requirements of Chapter 289, the Department has determined that the exemption is not prohibited by law and will not result in a significant risk to public health and safety and the environment.

A person affected by the actions published in this notice may request a hearing within 30 days of the publication date. A "person affected" is defined as a person who demonstrates that the person has suffered or will suffer actual injury or economic damage and, if the person is not a local government, is (a) a resident of a county, or a county adjacent to the county, in which radioactive material is or will be located, or (b) doing business or has a legal interest in land in the county or adjacent county. 25 TAC, §289.205(b)(15); Health and Safety Code, §401.003(15). Requests must be made in writing and should contain the words "hearing request," the name and address of the person affected by the agency action, the name and license number of the entity that is the subject of the hearing request, a brief statement of how the person is affected by the action what the requestor seeks as the outcome of the hearing, and the name and address of the attorney if the requestor is represented by an attorney. Send hearing requests by mail to: Hearing Request, Radiation Material Licensing, MC 2835, PO Box 149347, Austin, Texas 78714-9347, or by fax to: 512-834-6690, or by e-mail to: RAMlicensing@dshs.state.tx.us.

NEW LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amendment Number	Date of Action
Amarillo	Red J Services L.L.C.	L06778	Amarillo	00	04/08/16

AMENDMENTS TO EXISTING LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amendment Number	Date of Action
Austin	Seton Family of Hospitals	L00268	Austin	144	04/08/16
Austin	Cardinal Health	L02117	Austin	91	04/07/16
Beaumont	Exxonmobil Corporation dba Exxonmobil Chemical Co. Beaumont Polyethylene Plant	L02316	Beaumont	44	04/11/16
College Station	Scott & White Hospital – College Station dba Baylor Scott & White Medical Center – College Station	L06557	College Station	07	04/08/16
Corpus Christi	Cardinal Health	L04043	Corpus Christi	50	04/15/16
Dallas	The University of Texas Southwestern Medical Center at Dallas	L00384	Dallas	122	04/01/16
Dallas	Medi Physics Inc. dba GE Healthcare	L05529	Dallas	41	04/05/16
Dallas	UT Southwestern Medical Center	L06663	Dallas	04	04/01/16
Edinburg	Doctors Hospital at Renaissance Ltd.	L05761	Edinburg	36	04/06/15
El Paso	El Paso County Hospital District dba University Medical Center of El Paso	L00502	El Paso	72	04/11/16
El Paso	Desert Imaging Services L.P.	L06743	El Paso	01	04/02/16
Fort Worth	BTDI JV L.L.P. dba Touchstone Imaging Downtown Fort Worth 8 th Ave PET/CT	L06728	Fort Worth	03	04/05/16

AMENDMENTS TO EXISTING LICENSES ISSUED (continued):

Frisco	Tenet Frisco Ltd. dba Baylor Scott & White Medical Center Centennial	L05768	Frisco	17	04/08/16
Galveston	The University of Texas Medical Branch	L01299	Galveston	101	04/15/16
Houston	Baylor College of Medicine	L00680	Houston	121	04/08/16
Houston	Memorial Hermann Health System dba Memorial Hermann Memorial City Medical Center	L01168	Houston	162	04/13/16
Houston	SJ Medical Center L.L.C. dba St. Joseph Medical Center	L02279	Houston	87	04/08/16
Houston	Memorial Hermann Health System dba Memorial Hermann Northeast Hospital	L02412	Houston	108	04/06/16
Houston	Memorial Hermann Health System dba Memorial Hermann Northeast Hospital	L02412	Houston	109	04/13/16
Houston	Memorial Hermann Health System dba Memorial Hermann Katy Hospital	L03052	Houston	71	04/08/16
Houston	Memorial Hermann Health System dba Memorial Hermann Katy Hospital	L03052	Houston	72	04/11/16
Houston	Memorial Hermann Health System dba Memorial Hermann Sugar Land Hospital	L03457	Houston	56	04/11/16
Houston	University of Texas Health Science Center at Houston	L03685	Houston	36	04/06/16
Houston	Memorial Hermann Health System dba Memorial Hermann Hospital The Woodlands	L03772	Houston	128	04/06/16
Houston	Memorial Hermann Health System dba Memorial Hermann Hospital The Woodlands	L03772	Houston	129	04/13/16
Houston	Wyle Laboratories Inc.	L04813	Houston	13	04/05/16
Houston	Medi Physics Inc. dba GE Healthcare	L05517	Houston	25	04/05/16
Houston	Texas Gulf Coast Veterinary Specialists P.L.L.C.	L06437	Houston	01	04/08/16
Houston	Memorial Hermann Health System dba Memorial Hermann Texas Medical Center	L06439	Houston	08	04/13/16
Laredo	Laredo Regional Medical Center L.P. dba Doctors Hospital of Laredo	L02192	Laredo	40	04/11/16
Longview	Westlake Longview Corporation	L06294	Longview	09	04/15/16
Lubbock	Covenant Health System dba Joe Arrington Cancer Research and Treatment Center	L04881	Lubbock	67	04/05/16
Lufkin	Memorial Health System of East Texas dba Chi St. Lukes Health Memorial	L01346	Lufkin	97	04/06/16
Midland	West Texas Nuclear Pharmacy Partners	L04573	Midland	32	04/08/16
Paris	Advanced Heart Care P.A.	L05290	Paris	38	04/13/16
Plano	Columbia Med. Ctr. of Plano Subsidiary L.P. dba Medical Center of Plano	L02032	Plano	107	04/05/16
Plano	Truradiation Partners Plano L.L.C.	L06617	Plano	07	04/06/16
Port Lavaca	Union Carbide Corporation A Subsidiary of the Dow Chemical Company	L00051	Port Lavaca	101	04/06/16
Richmond	Oakbend Medical Center	L02406	Richmond	58	04/08/16
Rowlett	Lake Pointe Operating Company L.L.C. dba Baylor Scott & White Medical Center – Lake Pointe	L04060	Rowlett	19	04/06/16
San Antonio	Heart Consultants of San Antonio P.L.L.C.	L06678	San Antonio	02	04/12/16
Sherman	Texas Oncology P.A.	L05502	Sherman	19	04/11/16

AMENDMENTS TO EXISTING LICENSES ISSUED (continued):

Sunnyvale	Texas Regional Medical Center L.L.C. dba Baylor Scott & White Medical Center Sunnyvale	L06692	Sunnyvale	01	04/06/16
Tatum	Luminant Mining Company L.L.C.	L06081	Tatum	15	04/13/16
Throughout TX	Halliburton Energy Services Inc.	L03284	Alvarado	42	04/15/16
Throughout TX	Rodriguez Engineering Laboratories L.L.C. dba Rodriguez Engineering Laboratories	L04700	Austin	21	04/13/16
Throughout TX	ECS – Texas L.L.P.	L05384	Carrollton	13	04/06/16
Throughout TX	Integrity Testlabs L.L.C.	L06756	Clute	01	04/06/16
Throughout TX	Basic Energy Services L.P.	L06425	Eastland	06	04/08/16
Throughout TX	Mestena Uranium L.L.C.	L05939	Encino	07	04/12/16
Throughout TX	Archer Wireline L.L.C.	L06620	Fort Worth	12	04/07/16
Throughout TX	DMS Health Technologies, Inc.	L05594	Garland	28	04/01/16
Throughout TX	Protechnics Environmental	L04477	Houston	21	04/08/16
Throughout TX	Furmanite America Inc.	L06554	Houston	19	04/15/16
Throughout TX	Visuray L.L.C.	L06602	Houston	01	04/08/16
Throughout TX	C&J Spec Rent Services Inc. dba Casedhole Solutions	L06662	Houston	05	04/01/16
Throughout TX	PVR Engineering & Testing Inc.	L06725	Houston	01	04/08/16
Throughout TX	Micro Motion Inc. dba Roxar	L06760	Houston	01	04/08/16
Throughout TX	NDT Pro Services L.L.C.	L06772	Houston	01	04/04/16
Throughout TX	Dialog Wireline Services L.L.C.	L06104	Kilgore	15	04/05/16
Throughout TX	Code Compliance Inspection L.L.C.	L06703	La Porte	05	04/01/16
Throughout TX	Permian Nondestructive Testing Inc.	L06001	Midland	22	04/06/16
Throughout TX	Petrochem Inspection Services Inc. dba TUV Sud America Chemical Oil and Gas	L04460	Pasadena	125	04/13/16
Throughout TX	Cima Inspection Inc.	L06586	Pasadena	05	04/15/16
Throughout TX	GE Oil & Gas Logging Services Inc.	L05262	Pleasanton	56	04/08/16
Throughout TX	Luminant Mining Company L.L.C.	L06081	Tatum	14	04/01/16
Throughout TX	TSI Laboratories Inc.	L04767	Victoria	16	04/07/16
Tyler	Mother Frances Hospital Regional Health Care Center	L01670	Tyler	202	04/14/16
Waxahachie	Baylor Medical Center at Waxahachie dba Baylor Scott & White Medical Center – Waxahachie	L04536	Waxahachie	48	04/06/16
Webster	Gulf Coast MRI & Diagnostic	L05333	Webster	23	04/05/16

RENEWAL OF LICENSES ISSUED:

Location of Use/Possession of Material	Name of Licensed Entity	License Number	City of Licensed Entity	Amendment Number	Date of Action
Throughout TX	Momentum Design and Construction Inc.	L05212	El Paso	08	04/05/16

EMERGENCY ORDERS ISSUED:

Location of Licensed Entity	Name of Licensed Entity	License Number	Type of Order	Action Taken	Date of Issuance
Eldorado	Preferred Hospital Leasing Eldorado, Inc. d/b/a Schleicher County Medical Center	R01282	Emergency Order	Order required registrant to temporarily suspend or restrict use of x-ray machines and correct alleged violations to protect the public health and safety and the environment.	03/30/16 (Rescinded 4/11/16)

TRD-201601899

Lisa Hernandez
General Counsel
Department of State Health Services
Filed: April 20, 2016

◆ ◆ ◆
Texas Department of Housing and Community Affairs

Release of the Notice of Funding Availability (NOFA) for the "2017 Amy Young Barrier Removal Program"

I. Source of Funds.

The Amy Young Barrier Removal Program is funded through the Housing Trust Fund which was established by the 72nd Legislature, Senate Bill 546, Texas Government Code, §2306.201, to create affordable housing for low- and very low-income households. Funding sources consist of appropriations or transfers made to the fund, unencumbered fund balances, and public or private gifts, grants, or donations.

II. Notice of Funding Availability (NOFA) Summary.

The Texas Department of Housing and Community Affairs (the "Department") announces the availability of \$1,387,239 of State of Texas Housing Trust Funds for Fiscal Year 2017 for the Amy Young Barrier Removal ("AYBR") Program to be released on June 7, 2016. Funds are available through the Department's first-come, first-served online Reservation System. Additional funds may be added to this NOFA from loan repayments, interest earnings and deobligations from prior years.

The AYBR Program provides one-time grants of up to \$20,000 to Persons with Disabilities in a household qualified as earning 80% or less of the applicable Area Median Family Income. Grants are for home modifications that increase accessibility, eliminate life-threatening hazards and correct unsafe conditions.

To be able to reserve AYBR Program funds on behalf of an eligible Person with Disabilities, nonprofit organizations, units of local government, councils of government, local mental health authorities, and public housing authorities must apply to be a Program Administrator and execute an AYBR Program Reservation System Agreement.

III. Additional Information.

The 2016-2017 AYBR Program NOFA is posted on the Department's website at <http://www.tdhca.state.tx.us/hf/single-family/amy-young.htm>. Questions regarding the AYBR Program NOFA may be addressed to Diana Velez at (512) 475-4828 or diana.velez@tdhca.state.tx.us.

TRD-201601910
Timothy K. Irvine
Executive Director
Texas Department of Housing and Community Affairs
Filed: April 22, 2016



Texas Department of Insurance

Company Licensing

Application for incorporation in the State of Texas by NATIONWIDE SOUTHWEST BENEFITS TRUST, a domestic Multiple Employer Welfare Arrangement (MEWA). The home office is in Irving, Texas.

Any objections must be filed with the Texas Department of Insurance, within twenty (20) calendar days from the date of the *Texas Register* publication, addressed to the attention of Jeff Hunt, 333 Guadalupe Street, MC 305-2C, Austin, Texas 78701.

TRD-201601996
Norma Garcia
General Counsel
Texas Department of Insurance
Filed: April 27, 2016



Texas Lottery Commission

Scratch Ticket Game Number 1763 "Wild Cash"

1.0 Name and Style of Scratch Ticket Game.

A. The name of Scratch Ticket Game No. 1763 is "WILD CASH". The play style is "key number match".

1.1 Price of Scratch Ticket Game.

A. The price for Scratch Ticket Game No. 1763 shall be \$5.00 per Scratch Ticket.

1.2 Definitions in Scratch Ticket Game No. 1763.

A. Display Printing - That area of the Scratch Ticket outside of the area where the overprint and Play Symbols appear.

B. Latex Overprint - The removable scratch-off covering over the Play Symbols on the front of the Scratch Ticket.

C. Play Symbol - The printed data under the latex on the front of the Scratch Ticket that is used to determine eligibility for a prize. Each Play Symbol is printed in Symbol font in black ink in positive except for dual-image games. The possible black Play Symbols are: 01, 02, 03, 04, 06, 07, 08, 09, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, STAR SYMBOL, 5X SYMBOL, CROWN SYMBOL, COINS SYMBOL, DIAMOND SYMBOL, GOLD BAR SYMBOL, \$5.00, \$10.00, \$15.00, \$20.00, \$25.00, \$40.00, \$50.00, \$100, \$500, \$1,000 and \$100,000.

D. Play Symbol Caption - The printed material appearing below each Play Symbol which explains the Play Symbol. One caption appears under each Play Symbol and is printed in caption font in black ink in positive. The Play Symbol Caption which corresponds with and verifies each Play Symbol is as follows:

Figure 1: GAME NO.1763 - 1.2D

PLAY SYMBOL	CAPTION
01	ONE
02	TWO
03	THR
04	FOR
06	SIX
07	SVN
08	EGT
09	NIN
10	TEN
11	ELV
12	TLV
13	TRN
14	FTN
15	FFN
16	SXN
17	SVT
18	ETN
19	NTN
20	TWY
21	TWON
22	TWTO
23	TWTH
24	TWFR
25	TWV
26	TWSX
27	TWSV
28	TWET
29	TWNI
30	TRTY
31	TRON
32	TRTO
33	TRTH
34	TRFR
35	TRV
36	TRSX
37	TRSV
38	TRET

39	TRNI
40	FRTY
STAR SYMBOL	WIN\$100
5X SYMBOL	WINX5
CROWN SYMBOL	CROWN
COINS SYMBOL	COINS
DIAMOND SYMBOL	DIAMOND
GOLD BAR SYMBOL	WIN\$25
\$5.00	FIV\$
\$10.00	TEN\$
\$15.00	FFN\$
\$20.00	TWY\$
\$25.00	TWV\$
\$40.00	FRTY\$
\$50.00	FFTY\$
\$100	ONHN
\$500	FVHN
\$1,000	ONTH
\$100,000	100TH

E. Serial Number - A unique 13 (thirteen) digit number appearing under the latex scratch-off covering on the front of the Scratch Ticket. The Serial Number is for validation purposes and cannot be used to play the game. The format will be: 0000000000000.

F. Low-Tier Prize - A prize of \$5.00, \$10.00 or \$20.00.

G. Mid-Tier Prize - A prize of \$25.00, \$50.00, \$100 or \$500.

H. High-Tier Prize - A prize of \$1,000 or \$100,000.

I. Bar Code - A 24 (twenty-four) character interleaved two (2) of five (5) Bar Code which will include a four (4) digit game ID, the seven (7) digit Pack number, the three (3) digit Scratch Ticket number and the ten (10) digit Validation Number. The Bar Code appears on the back of the Scratch Ticket.

J. Pack-Scratch Ticket Number - A 14 (fourteen) digit number consisting of the four (4) digit game number (1763), a seven (7) digit Pack number, and a three (3) digit Scratch Ticket number. Scratch Ticket numbers start with 001 and end with 075 within each Pack. The format will be: 1763-0000001-001.

K. Pack - A Pack of the "WILD CASH" Scratch Ticket Game contains 075 Tickets, packed in plastic shrink-wrapping and fanfolded in pages of one (1). The Packs will alternate. One will show the front of Ticket 001 and back of 075 while the other fold will show the back of Ticket 001 and front of 075.

L. Non-Winning Scratch Ticket - A Scratch Ticket which is not programmed to be a winning Scratch Ticket or a Scratch Ticket that does not meet all of the requirements of these Game Procedures, the State Lottery Act (Texas Government Code, Chapter 466), and applicable

rules adopted by the Texas Lottery pursuant to the State Lottery Act and referenced in 16 TAC Chapter 401.

M. Scratch Ticket Game, Scratch Ticket or Ticket - Texas Lottery "WILD CASH" Scratch Ticket Game No. 1763.

2.0 Determination of Prize Winners. The determination of prize winners is subject to the general Scratch Ticket validation requirements set forth in Texas Lottery Rule §401.302, Instant Game Rules, these Game Procedures, and the requirements set out on the back of each Scratch Ticket. A prize winner in the "WILD CASH" Scratch Ticket Game is determined once the latex on the Scratch Ticket is scratched off to expose 45 (forty-five) Play Symbols. If a player matches any of YOUR NUMBERS Play Symbols to any of the WINNING NUMBERS Play Symbols, the player wins the prize for that number. If a player reveals a "STAR" Play Symbol, the player wins \$100 instantly. If a player reveals a "5X" Play Symbol, the player wins 5 TIMES the prize for that symbol. No portion of the Display Printing nor any extraneous matter whatsoever shall be usable or playable as a part of the Scratch Ticket.

2.1 Scratch Ticket Validation Requirements.

A. To be a valid Scratch Ticket, all of the following requirements must be met:

1. Exactly 45 (forty-five) Play Symbols must appear under the Latex Overprint on the front portion of the Scratch Ticket;
2. Each of the Play Symbols must have a Play Symbol Caption underneath, unless specified, and each Play Symbol must agree with its Play Symbol Caption;
3. Each of the Play Symbols must be present in its entirety and be fully legible;

4. Each of the Play Symbols must be printed in black ink except for dual image games;
5. The Scratch Ticket shall be intact;
6. The Serial Number, Retailer Validation Code and Pack-Scratch Ticket Number must be present in their entirety and be fully legible;
7. The Serial Number must correspond, using the Texas Lottery's codes, to the Play Symbols on the Scratch Ticket;
8. The Scratch Ticket must not have a hole punched through it, be mutilated, altered, unreadable, reconstituted or tampered with in any manner;
9. The Scratch Ticket must not be counterfeit in whole or in part;
10. The Scratch Ticket must have been issued by the Texas Lottery in an authorized manner;
11. The Scratch Ticket must not have been stolen, nor appear on any list of omitted Scratch Tickets or non-activated Scratch Tickets on file at the Texas Lottery;
12. The Play Symbols, Serial Number, Retailer Validation Code and Pack-Scratch Ticket Number must be right side up and not reversed in any manner;
13. The Scratch Ticket must be complete and not miscut and have exactly 45 (forty-five) Play Symbols under the Latex Overprint on the front portion of the Scratch Ticket, exactly one Serial Number, exactly one Retailer Validation Code, and exactly one Pack-Scratch Ticket Number on the Scratch Ticket;
14. The Serial Number of an apparent winning Scratch Ticket shall correspond with the Texas Lottery's Serial Numbers for winning Scratch Tickets, and a Scratch Ticket with that Serial Number shall not have been paid previously;
15. The Scratch Ticket must not be blank or partially blank, misregistered, defective or printed or produced in error;
16. Each of the 45 (forty-five) Play Symbols must be exactly one of those described in Section 1.2.C of these Game Procedures;
17. Each of the 45 (forty-five) Play Symbols on the Scratch Ticket must be printed in the Symbol font and must correspond precisely to the artwork on file at the Texas Lottery; the Scratch Ticket Serial Numbers must be printed in the Serial font and must correspond precisely to the artwork on file at the Texas Lottery; and the Pack-Scratch Ticket Number must be printed in the Pack-Scratch Ticket Number font and must correspond precisely to the artwork on file at the Texas Lottery;
18. The Display Printing on the Scratch Ticket must be regular in every respect and correspond precisely to the artwork on file at the Texas Lottery; and
19. The Scratch Ticket must have been received by the Texas Lottery by applicable deadlines.

B. The Scratch Ticket must pass all additional validation tests provided for in these Game Procedures, the Texas Lottery's Rules governing the award of prizes of the amount to be validated, and any confidential validation and security tests of the Texas Lottery.

C. Any Scratch Ticket not passing all of the validation requirements is void and ineligible for any prize and shall not be paid. However, the Executive Director may, solely at the Executive Director's discretion, refund the retail sales price of the Scratch Ticket. In the event a defective Scratch Ticket is purchased, the only responsibility or liability of the Texas Lottery shall be to replace the defective Scratch Ticket with another unplayed Scratch Ticket in that Scratch Ticket Game (or a Scratch Ticket of equivalent sales price from any other current Texas

Lottery Scratch Ticket Game) or refund the retail sales price of the Scratch Ticket, solely at the Executive Director's discretion.

2.2 Programmed Game Parameters.

A. A Ticket can win up to twenty-one (21) times in accordance with the approved prize structure.

B. Adjacent non-winning tickets within a pack will not have matching Play Symbol and Prize Symbol patterns. Two (2) Tickets have matching Play Symbol and Prize Symbol patterns if they have the same Play Symbol and Prize Symbols in the same spots.

C. The top Prize Symbol will appear on every Ticket unless restricted by other parameters, play action or prize structure.

D. Each Ticket will have four (4) different "WINNING NUMBERS" Play Symbols.

E. Non-winning "YOUR NUMBERS" Play Symbols will all be different.

F. Non-winning Prize Symbols will never appear more than three (3) times.

G. The "STAR" (WIN\$100) and the "5X" (WINX5) Play Symbols will never appear in the "WINNING NUMBERS" Play Symbol spots.

H. "5X" (WINX5) Play Symbols will only appear as dictated by the prize structure.

I. Non-winning Prize Symbols will never be the same as the winning Prize Symbol(s).

J. No prize amount in a non-winning spot will correspond with the "YOUR NUMBERS"

Play Symbol i.e., 10 and \$10).

K. "GOLDBAR" (WIN\$25) Play Symbol will only appear as dictated by the prize structure.

2.3 Procedure for Claiming Prizes.

A. To claim a "WILD CASH" Scratch Ticket Game prize of \$5.00, \$10.00, \$20.00, \$25.00, \$50.00, \$100 or \$500, a claimant shall sign the back of the Scratch Ticket in the space designated on the Scratch Ticket and present the winning Scratch Ticket to any Texas Lottery Retailer. The Texas Lottery Retailer shall verify the claim and, if valid, and upon presentation of proper identification, if appropriate, make payment of the amount due the claimant and physically void the Scratch Ticket; provided that the Texas Lottery Retailer may, but is not required, to pay a \$25.00, \$50.00, \$100 or \$500 Scratch Ticket Game. In the event the Texas Lottery Retailer cannot verify the claim, the Texas Lottery Retailer shall provide the claimant with a claim form and instruct the claimant on how to file a claim with the Texas Lottery. If the claim is validated by the Texas Lottery, a check shall be forwarded to the claimant in the amount due. In the event the claim is not validated, the claim shall be denied and the claimant shall be notified promptly. A claimant may also claim any of the above prizes under the procedure described in Section 2.3.B and Section 2.3.C of these Game Procedures.

B. To claim a "WILD CASH" Scratch Ticket Game prize of \$1,000 or \$100,000, the claimant must sign the winning Scratch Ticket and present it at one of the Texas Lottery's Claim Centers. If the claim is validated by the Texas Lottery, payment will be made to the bearer of the validated winning Scratch Ticket for that prize upon presentation of proper identification. When paying a prize of \$600 or more, the Texas Lottery shall file the appropriate income reporting form with the Internal Revenue Service (IRS) and shall withhold federal income tax at a rate set by the IRS if required. In the event that the claim is not vali-

dated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

C. As an alternative method of claiming a "WILD CASH" Scratch Ticket Game prize, the claimant must sign the winning Scratch Ticket, thoroughly complete a claim form, and mail both to: Texas Lottery Commission, P.O. Box 16600, Austin, Texas 78761-6600. The Texas Lottery is not responsible for Scratch Tickets lost in the mail. In the event that the claim is not validated by the Texas Lottery, the claim shall be denied and the claimant shall be notified promptly.

D. Prior to payment by the Texas Lottery of any prize, the Texas Lottery shall deduct:

1. A sufficient amount from the winnings of a prize winner who has been finally determined to be:

a. delinquent in the payment of a tax or other money to a state agency and that delinquency is reported to the Comptroller under Government Code §403.055;

b. in default on a loan made under Chapter 52, Education Code; or

c. in default on a loan guaranteed under Chapter 57, Education Code; and

2. delinquent child support payments from the winnings of a prize winner in the amount of the delinquency as determined by a court or a Title IV-D agency under Chapter 231, Family Code.

E. If a person is indebted or owes delinquent taxes to the State, other than those specified in the preceding paragraph, the winnings of a person shall be withheld until the debt or taxes are paid.

2.4 Allowance for Delay of Payment. The Texas Lottery may delay payment of the prize pending a final determination by the Executive Director, under any of the following circumstances:

A. if a dispute occurs, or it appears likely that a dispute may occur, regarding the prize;

B. if there is any question regarding the identity of the claimant;

C. if there is any question regarding the validity of the Scratch Ticket presented for payment; or

D. if the claim is subject to any deduction from the payment otherwise due, as described in Section 2.3.D of these Game Procedures. No liability for interest for any delay shall accrue to the benefit of the claimant pending payment of the claim.

2.5 Payment of Prizes to Persons Under 18. If a person under the age of 18 years is entitled to a cash prize under \$600 from the "WILD CASH"

Scratch Ticket Game, the Texas Lottery shall deliver to an adult member of the minor's family or the minor's guardian a check or warrant in the amount of the prize payable to the order of the minor.

2.6 If a person under the age of 18 years is entitled to a cash prize of \$600 or more from the "WILD CASH" Scratch Ticket Game, the Texas Lottery shall deposit the amount of the prize in a custodial bank account, with an adult member of the minor's family or the minor's guardian serving as custodian for the minor.

2.7 Scratch Ticket Claim Period. All Scratch Ticket prizes must be claimed within 180 days following the end of the Scratch Ticket Game or within the applicable time period for certain eligible military personnel as set forth in Texas Government Code §466.408. Any rights to a prize that is not claimed within that period, and in the manner specified in these Game Procedures and on the back of each Scratch Ticket, shall be forfeited.

2.8 Disclaimer. The number of prizes in a game is approximate based on the number of Scratch Tickets ordered. The number of actual prizes available in a game may vary based on number of Scratch Tickets manufactured, testing, distribution, sales and number of prizes claimed. A Scratch Ticket Game may continue to be sold even when all the top prizes have been claimed.

3.0 Scratch Ticket Ownership.

A. Until such time as a signature is placed upon the back portion of a Scratch Ticket in the space designated, a Scratch Ticket shall be owned by the physical possessor of said Scratch Ticket. When a signature is placed on the back of the Scratch Ticket in the space designated, the player whose signature appears in that area shall be the owner of the Scratch Ticket and shall be entitled to any prize attributable thereto. Notwithstanding any name or names submitted on a claim form, the Executive Director shall make payment to the player whose signature appears on the back of the Scratch Ticket in the space designated. If more than one name appears on the back of the Scratch Ticket, the Executive Director will require that one of those players whose name appears thereon be designated by such players to receive payment.

B. The Texas Lottery shall not be responsible for lost or stolen Scratch Tickets and shall not be required to pay on a lost or stolen Scratch Ticket.

4.0 Number and Value of Scratch Ticket Prizes. There will be approximately 7,200,000 Scratch Tickets in Scratch Ticket Game No. 1763. The approximate number and value of prizes in the game are as follows:

Figure 2: GAME NO. 1763 - 4.0

Prize Amount	Approximate Number of Winners*	Approximate Odds are 1 in **
\$5	768,000	9.38
\$10	960,000	7.50
\$20	192,000	37.50
\$25	96,000	75.00
\$50	48,000	150.00
\$100	12,000	600.00
\$500	960	7,500.00
\$1,000	120	60,000.00
\$100,000	6	1,200,000.00

*The number of prizes in a game is approximate based on the number of tickets ordered. The number of actual prizes available in a game may vary based on number of tickets manufactured, testing, distribution, sales and number of prizes claimed.

**The overall odds of winning a prize are 1 in 3.47. The individual odds of winning for a particular prize level may vary based on sales, distribution, testing, and number of prizes claimed.

A. The actual number of Scratch Tickets in the game may be increased or decreased at the sole discretion of the Texas Lottery Commission.

5.0 End of the Scratch Ticket Game. The Executive Director may, at any time, announce a closing date (end date) for the Scratch Ticket Game No. 1763 without advance notice, at which point no further Scratch Tickets in that game may be sold. The determination of the closing date and reasons for closing will be made in accordance with the Scratch Ticket closing procedures and the Instant Game Rules. See 16 TAC §401.302(j).

6.0 Governing Law. In purchasing a Scratch Ticket, the player agrees to comply with, and abide by, these Game Procedures for Scratch Ticket Game No. 1763, the State Lottery Act (Texas Government Code, Chapter 466), applicable rules adopted by the Texas Lottery pursuant to the State Lottery Act and referenced in 16 TAC Chapter 401, and all final decisions of the Executive Director.

TRD-201601908
 Bob Biard
 General Counsel
 Texas Lottery Commission
 Filed: April 22, 2016



Public Utility Commission of Texas

Announcement of Application for Amendment to a State-Issued Certificate of Franchise Authority

The Public Utility Commission of Texas (commission) received an application on April 22, 2016, to amend a state-issued certificate of franchise authority, pursuant to §§66.001 - 66.016 of the Public Utility Regulatory Act (PURA).

Project Title and Number: Application of Frontier Southwest Incorporated d/b/a Frontier Communications of Texas f/k/a GTE Southwest Incorporation d/b/a Verizon Southwest for Amendment to a State-Issued Certificate of Franchise Authority for Name Change and Transfer in Ownership Control, Project Number 45877.

The Applicant seeks approval of a name change and transfer in ownership control from GTE Southwest incorporated d/b/a Verizon Southwest to Frontier Southwest Incorporated d/b/a Frontier Communications of Texas.

Information on the application may be obtained by contacting 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. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All inquiries should reference Project Number 45877.

TRD-201601971
 Adriana Gonzales
 Rules Coordinator
 Public Utility Commission of Texas
 Filed: April 26, 2016



Announcement of Application for Amendment to a State-Issued Certificate of Franchise Authority

The Public Utility Commission of Texas (commission) received an application on April 22, 2016, to amend a state-issued certificate of franchise authority, pursuant to §§66.001 - 66.016 of the Public Utility Regulatory Act (PURA).

Project Title and Number: Application of Grande Communications Networks LLC for Amendment to its State-Issued Certificate of Franchise Authority, Project Number 45882.

The requested amendment is to expand the service area footprint to include the municipal boundaries of Lewisville, Texas.

Information on the application may be obtained by contacting 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. Hearing and speech-impaired individuals with text telephones (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All inquiries should reference Project Number 45882.

TRD-201601972
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: April 26, 2016



Major Consulting Services Contract

RFP Number 473-16-00153

Project No. 45523

Contract No. 473-14-00153 for technical consulting services related to Entergy Texas, Inc.'s (ETI) participation in an orderly transition out of the Entergy Service Agreement, as well as ETI's membership and participation in the Mid-Continent Independent System Operator Regional Transmission Organization.

Consultant:

The Liberty Consulting Group

279 N. Zinns Mill Road

Suite H

Lebanon, Pennsylvania 17042

Contract No. 473-14-00153 extended through March 18, 2017

Compensation: \$93,000.

Reports provided to PUCT on a monthly basis.

TRD-201601887
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: April 20, 2016



Notice of Application for Sale, Transfer, or Merger

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on April 20, 2016, by Riviera Water System Inc. and Riviera Water Control and Improvement District pursuant to the Texas Water Code.

Docket Style and Number: Application of Riviera Water Systems Inc. and Riviera Water Control and Improvement District for Sale, Transfer, or Merger of Facilities and Certificate Rights in Kleberg County, Docket Number 45873.

The Application: Riviera Water Systems Inc. (RWSI) and Riviera Water Control and Improvement District (Riviera WCID) filed an application for approval of a sale, transfer or merger in which Riviera WCID will acquire all of RWSI's facilities and certificate rights in Kleberg County. Persons who wish to intervene in the proceeding or comment upon the action sought should contact the commission as soon as possible as an intervention deadline will be imposed. A comment or request to intervene should be mailed to Public Utility Commission of

Texas, 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 45873.

TRD-201601983
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: April 26, 2016



Notice of Intent to Implement a Minor Rate Change Pursuant to 16 TAC §26.171

Notice is given to the public of an application filed with the Public Utility Commission of Texas (Commission) on April 20, 2016, to implement a minor rate change pursuant to 16 TAC §26.171.

Tariff Control Title and Number: Notice of Southwest Texas Telephone Company for Approval of a Minor Rate Change Pursuant to 16 Tex. Admin. Code §26.171 and PURA Section 53, Subchapter G, Tariff Control Number 45874.

The Application: Southwest Texas Telephone Company (Southwest Texas) filed an application with the Commission for revisions to its Local Exchange Tariff to increase the monthly Residential Local Exchange Access Line rates in all of its exchanges by \$2.00, the Business Local Exchange Access Line Service rate in the Rocksprings Exchange by \$2.00, and the returned check charge. Southwest Texas also proposed a decrease in several optional service rates. Southwest Texas proposed an effective date of June 1, 2016. The estimated revenue increase to be recognized by the Applicant is \$54,045 in gross annual intrastate revenues. The Applicant has 3,709 access lines (residence and business) in service in the state of Texas.

If the Commission receives a complaint(s) relating to this application signed by 5% of the affected local service customers to which this application applies by May 10, 2016, the application will be docketed. The 5% limitation will be calculated based upon the total number of customers of record as of the calendar month preceding the Commission's receipt of the complaint(s).

Persons wishing to comment on this application should contact the Public Utility Commission of Texas by May 10, 2016. Requests to intervene should be filed with the Commission's Filing Clerk at P.O. Box 13326, Austin, Texas 78711-3326 or you may call the Commission at (512) 936-7120 or toll-free 1-800-735-2989. 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 Tariff Control Number 45874.

TRD-201601973
Adriana Gonzales
Rules Coordinator
Public Utility Commission of Texas
Filed: April 26, 2016



Sam Houston State University

Award of Consulting Services for Affirmative Action Plan

Sam Houston State University is issuing an award notice for Consulting Services for Affirmative Action Plan to Biddle Consulting Group, Inc. 193 Blue Ravine Road, Suite 270, Folsom, CA 95630.

Description of Services and Deliverables:

1. Assembly of applicable salary and demographic data
2. Preparation of annual policy statement for President's signature
3. Identification of potential problem areas and recommended actions
4. Preparation of organizational profile
5. Job group analysis preparation
6. Placement goals preparation
7. Preparation of action-oriented programs
8. Development of 2016 Affirmative Action Plan
9. Development of 2017 Affirmative Action Plan
10. Development of 2018 Affirmative Action Plan

Term of Contract: April 26, 2016 through August 31, 2018

Total Value of Contract: \$16,500 plus approved travel as necessary

TRD-201602001

Renee Starns

Executive Director, Procurement and Business Services

Sam Houston State University

Filed: April 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 Wednesday, June 1, 2016 at 10:00 a.m. at 200 East Riverside Drive, Room 1A-2, in Austin, Texas to receive public comments on the May 2016 Quarterly Revisions to the Statewide Transportation Improvement Program (STIP) for FY 2015-2018.

The STIP reflects the federally funded transportation projects in the FY 2015-2018 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 an 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 May 2016 Quarterly Revisions to the FY 2015-2018 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 not later than Tuesday, May 31, 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 Tuesday, May 31, 2016. 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 May 2016 Quarterly Revisions to the FY 2015-2018 STIP to Lauren Garduno, P.E., Interim Director of Transportation Planning and Programming, P.O. Box 149217, Austin, Texas 78714-9217. In order to be considered, all written comments must be received at the Transportation Planning and Programming office by 4:00 p.m. on Monday, June 6, 2016.

TRD-201601920

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: April 25, 2016



Public Notice - Aviation

Pursuant to Transportation Code, §21.111, and Title 43, Texas Administrative Code, §30.209, the Texas Department of Transportation conducts public hearings to receive comments from interested parties concerning proposed approval of various aviation projects.

For information regarding actions and times for aviation public hearings, please go to the following website:

www.txdot.gov/inside-txdot/get-involved/about/hearings-meetings.html

Or visit www.txdot.gov, How Do I Find Hearings and Meetings, choose Hearings and Meetings, and then choose Schedule.

Or contact Texas Department of Transportation, Aviation Division, 150 East Riverside, Austin, Texas 78704, (512) 416-4500 or 1-800-68-PI-LOT.

TRD-201601963

Joanne Wright

Deputy General Counsel

Texas Department of Transportation

Filed: April 26, 2016



Texas Water Development Board

Request for Applications for Flood Protection Grants

The Texas Water Development Board (TWDB) requests applications for the possible award of grants for early warning systems, the implementation of local strategies for alerting and responding to floods, or flood protection planning. TWDB will accept applications that include political subdivisions in Texas that have the authority to plan for and implement projects related to flood protection. Applicants or the beneficiaries of the application have to be participants in the National Flood Insurance Program or have applied to participate in the National Flood Insurance Program. For more information including instructions on how to apply, please visit the TWDB Web site at: http://www.twdb.texas.gov/about/contract_admin/request/rfa_03.asp.

TRD-201601905

Les Trobman

General Counsel

Texas Water Development Board

Filed: April 21, 2016



Workforce Solutions Borderplex

Request for Proposal

RFP # PY16-600-103

Workforce Solutions Borderplex is soliciting proposals for Communication Services for Community Outreach and Program Awareness. The Request for Proposal (RFP) # PY16-600-103 may be requested in writing or picked up in person on or after 9:00 a.m. MST, Monday, May 2, 2016, at the WSB's offices located at 300 E. Main, Suite 800, El Paso, Texas 79901. The RFP will also be available online at www.borderplexjobs.com/rfps.

Questions may be submitted via email to procurement@borderplexjobs.com no later than 12:00 p.m. MST on May 17, 2016. Proposals to this RFP must be physically received by the Purchasing Department no later than 9:00 a.m. MST on June 13, 2016.

TRD-201601998

Andrea Kitchen

Purchasing Agent

Workforce Solutions Borderplex

Filed: April 27, 2016

