State Auditor's Office

Request for Qualifications for Actuary Services

The State Auditor's Office invites proposals for qualifications for an actual specialist for the purposes of providing professional services regarding the actuarial soundness of the Texas Medicare managed care rates as determined by the Health and Human Services Commission's actuary as well as an analysis of key factors that affect the rates.

Detailed information regarding the solicitation and instructions for submitting a proposal can be found here -- ESBD Details (txsmartbuy.com). Responses are due by 5:00 p.m., November 1, 2021.

TRD-202103869
Lisa R. Collier
First Assistant State Auditor
State Auditor's Office
Filed: October 1, 2021

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, 303.005 and 303.009, Texas Finance Code.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 10/11/21 - 10/17/21 is 18% for Consumer/Agricultural/Commercial\(^2\) credit through $250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 10/11/21 - 10/17/21 is 18% for Commercial over $250,000.

The monthly ceiling as prescribed by §303.005 and §303.009\(^1\) for the period of 10/01/21 - 10/31/21 is 18% for Consumer/Agricultural/Commercial credit through $250,000.

The monthly ceiling as prescribed by §303.005 and §303.009 for the period of 10/01/21 - 10/31/21 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.

\(^3\) For variable rate commercial transactions only.

TRD-202103950
Leslie L. Pettijohn
Commissioner
Office of Consumer Credit Commissioner
Filed: October 5, 2021

Commission on State Emergency Communications

Notice Concluding Annual Review of 1 TAC §255.4

The Commission on State Emergency Communications (CSEC) published notice of its annual review of the definitions of the terms "local exchange access line" and "equivalent local exchange access line" in §255.4 in the August 13, 2021, issue of the Texas Register (46 TexReg 5067). CSEC is required by Health and Safety Code §771.063 to adopt by rule the foregoing definitions and to annually review these definitions "to address technical and structural changes in the provision of telecommunications and data services."

No comments were received regarding CSEC’s notice of annual review.

CSEC has determined not to propose amendments to the definitions in §255.4, and to leave in effect the rule as adopted by CSEC in September 2007.

This concludes CSEC’s annual review of §255.4.

TRD-202103865
Patrick Tyler
General Counsel
Commission on State Emergency Communications
Filed: September 29, 2021

Texas Commission on Environmental Quality

Agreed Orders

The Texas Commission on Environmental Quality (TCEQ 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 November 16, 2021. 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 November 16, 2021. Written comments may also be sent by facsimile machine to the enforcement coordinator at (512) 239-2550. The commission’s 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.

IN ADDITION October 15, 2021 46 TexReg 7085

(2) COMPANY: Bills, David Ryan; DOCKET NUMBER: 2021-1183-WQ-E; IDENTIFIER: RN106017478; LOCATION: Cleveland, Liberty County; TYPE OF FACILITY: operator; RULE VIOLATED: 30 TAC §285.61(4), by failing to ensure that an authorization to construct has been issued prior to beginning construction of an on-site sewage facility; PENALTY: $175; ENFORCEMENT COORDINATOR: Mark Gamble, (512) 239-2587; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(3) COMPANY: Cesar Martinez; DOCKET NUMBER: 2020-1192-OSS-E; IDENTIFIER: RN110870557; LOCATION: Pearland, Brazoria County; TYPE OF FACILITY: facility; RULES VIOLATED: 30 TAC §285.70(a), Texas Health and Safety Code, §341.011(5), and TWC, §26.121(a)(1), by failing to properly maintain an on-site sewage facility, resulting in an unauthorized discharge of wastewater into or adjacent to any water in the state; PENALTY: $2,250; ENFORCEMENT COORDINATOR: Caleb Olson, (817) 588-5856; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(4) COMPANY: City of Big Spring; DOCKET NUMBER: 2020-1540-PWS-E; IDENTIFIER: RN101389492; LOCATION: Big Spring, Howard 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(c)(2)(B), (h), and (i)(1), by failing to collect lead and copper tap samples at the required 30 sample sites, have the samples analyzed and report the results to the executive director for the January 1, 2020 - December 31, 2020, monitoring period; PENALTY: $14,640; ENFORCEMENT COORDINATOR: Carlos Molina, (512) 239-2557; REGIONAL OFFICE: 9900 West IH-20, Suite 100, Midland, Texas 79706, (432) 570-1359.

(5) COMPANY: City of Shoreacres; DOCKET NUMBER: 2021-0416-PWS-E; IDENTIFIER: RN101208015; LOCATION: Shoreacres, Harrison County; TYPE OF FACILITY: public water supply; RULE VIOLATED: 30 TAC §290.42(e)(3)(G), by failing to obtain an exception, in accordance with 30 TAC §290.39(l), prior to using blended water containing free chlorine and water containing chloramines; PENALTY: $50; ENFORCEMENT COORDINATOR: Samantha Duncan, (512) 239-2511; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(6) COMPANY: Cross Custom Homes LLC; DOCKET NUMBER: 2021-1282-WQ-E; IDENTIFIER: RN111290409; LOCATION: Weatherford, Parker County; TYPE OF FACILITY: operator; RULE VIOLATED: 30 TAC §281.25(a)(4), by failing to obtain a construction general permit (stormwater); PENALTY: $875; ENFORCEMENT COORDINATOR: Caleb Olson, (817) 588-5856; REGIONAL OFFICE: 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(7) COMPANY: Dean Haws; DOCKET NUMBER: 2021-0530-MLM-E; IDENTIFIER: RN111225371; LOCATION: Gilmer, Upshur County; TYPE OF FACILITY: construction site; RULES VIOLATED: 30 TAC §281.25(a)(4), TWC, §26.121, and 40 Code of Federal Regulations §122.26(c), by failing to obtain authorization to discharge stormwater associated with construction activities; and 30 TAC §297.11 and TWC, §11.121, by failing to obtain authorization prior to diverting, impounding, storing, taking, or using state water; PENALTY: $6,000; ENFORCEMENT COORDINATOR: Alyssa Loveday, (512) 239-5504; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(8) COMPANY: Freeport LNG Development, L.P.; DOCKET NUMBER: 2021-0917-AIR-E; IDENTIFIER: RN103196689; LOCATION: Quintana, Brazoria County; TYPE OF FACILITY: natural gas liquefaction plant; RULES VIOLATED: 30 TAC §116.115(c) and §122.143(4), New Source Review Permit Number 100114, Special Conditions Number 1, Federal Operating Permit Number O2878, General Terms and Conditions and Special Terms and Conditions Number 13, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: $6,000; ENFORCEMENT COORDINATOR: Michaele Garza, (210) 403-4076; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(9) COMPANY: IFZA ENTERPRISES INC dba Snack Time Food Mart 2; DOCKET NUMBER: 2021-0726-PST-E; IDENTIFIER: RN102464010; LOCATION: La Porte, Harris County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.10(b)(2), by failing to ensure that all underground storage tank recordkeeping requirements are met; and 30 TAC §334.49(c)(4)(C) and TWC, §26.3475(d), by failing to inspect and test the corrosion protection system for operability and adequacy of protection at a frequency of at least once every three years; PENALTY: $3,225; ENFORCEMENT COORDINATOR: Berenice Munoz, (915) 834-4976; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.


(11) COMPANY: KENDRICK OIL CO. dba Horseshoe 3; DOCKET NUMBER: 2021-0745-PST-E; IDENTIFIER: RN101434041; LOCATION: Big Spring, Howard County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(c)(1), by failing to monitor the underground storage tanks for releases at a frequency of at least once every 30 days; PENALTY: $3,375; ENFORCEMENT COORDINATOR: Stephanie McCurley, (512) 239-2407; REGIONAL OFFICE: 9900 West IH-20, Suite 100, Midland, Texas 79706, (432) 570-1359.

(12) COMPANY: Lion Elastomers LLC; DOCKET NUMBER: 2021-0186-AIR-E; IDENTIFIER: RN100247999; LOCATION: Port Neches, Jefferson County; TYPE OF FACILITY: styrene-buta diene rubber manufacturing plant; RULES VIOLATED: 30 TAC §116.115(c) and §122.143(4), New Source Review Permit Number 9908, Special Conditions Number 1, Federal Operating Permit Number O1224, General Terms and Conditions and Special Terms and Conditions Number 14, and Texas Health and Safety Code, §382.085(b), by failing to prevent unauthorized emissions; PENALTY: $15,000; ENFORCEMENT COORDINATOR: Abigail Lindsey, (512) 239-2576; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.
(13) COMPANY: Mitsubishi Chemical America, Incorporated f/k/a Lucite International, Incorporated; DOCKET NUMBER: 2021-0805-AIR-E; IDENTIFIER: RN102736089; LOCATION: Nederland, Jefferson County; TYPE OF FACILITY: chemical manufacturing plant; RULES VIOLATED: 30 TAC §101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), New Source Review Permit Numbers 19005 and PSDTX753, Special Conditions Number 1, Federal Operating Permit Number O1959, General Terms and Conditions and Special Terms and Conditions Number 14, and Texas Health and Safety Code, §382.085(b), by failing to comply with the maximum allowable emissions rate; PENALTY: $39,375; ENFORCEMENT COORDINATOR: Yuliya Dunaway, (210) 403-4077; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(14) COMPANY: NRG Texas Power LLC; DOCKET NUMBER: 2021-0528-AIR-E; IDENTIFIER: RN100888312; LOCATION: Thompsons, Fort Bend County; TYPE OF FACILITY: electric power generation plant; RULES VIOLATED: 30 TAC §§101.20(3), 111.111(a)(1)(B), 116.115(c), and 122.143(4), New Source Review Permit Numbers 2348A, PSDTX901, and N033, Special Conditions Number 11, Federal Operating Permit (FOP) Number O74, General Terms and Conditions (GTC) and Special Terms and Conditions (STC) Number 11, and Texas Health and Safety Code (THSC), §382.085(b), by failing to prevent an excess opacity event; and 30 TAC §101.201(e) and §122.143(4), FOP Number O74, GTC and STC Number 2.F, and THSC, §382.085(b), by failing to submit an initial notification no later than 24 hours after the discovery of an excess opacity event; PENALTY: $2,601; SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT: $1,040; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(15) COMPANY: Ramon Vela; DOCKET NUMBER: 2021-0560-MLM-E; IDENTIFIER: RN111231502; LOCATION: Perrytown, Ochiltree County; TYPE OF FACILITY: unauthorized municipal solid waste site; RULES VIOLATED: 30 TAC §§111.219(7) and Texas Health and Safety Code (THSC), §382.085(b), by failing to not cause, suffer, allow, or permit outdoor burning within the State of Texas; and 30 TAC §330.15(a), by failing to not cause, suffer, allow, or permit the unauthorized disposal of municipal solid waste; PENALTY: $36,324; ENFORCEMENT COORDINATOR: Stephanie McCurley, (512) 239-2607; REGIONAL OFFICE: 3918 Canyon Drive, Amarillo, Texas 79109-4933, (806) 353-9251.

(16) COMPANY: Riverside Special Utility District; DOCKET NUMBER: 2021-0472-PWS-E; IDENTIFIER: RN101247948; LOCATION: Huntsville, Walker County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.45(f)(4) and Texas Health and Safety Code, §341.0315(c), by failing to provide a water purchase contract that authorizes a maximum daily purchase rate, or a uniform purchase rate in the absence of a specified daily purchase rate, plus the actual production capacity of the system of at least 0.6 gallons per minute per connection; PENALTY: $750; ENFORCEMENT COORDINATOR: Carlos Molina, (512) 239-2557; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(17) COMPANY: Saratoga Homes, Incorporated; DOCKET NUMBER: 2021-0708-WQ-E; IDENTIFIER: RN101782018; LOCATION: El Paso, El Paso County; TYPE OF FACILITY: housing development; RULES VIOLATED: 30 TAC §305.125(1) and Texas Pollutant Discharge Elimination System (TPDES) General Permit Number TXR15739X, Part III, Section D.I and Part IV, Section B.2(d), by failing to maintain a complete stormwater pollution prevention plan; 30 TAC §305.125(1) and TPDES General Permit Number TXR15739X, Part III, Section D.2, by failing to post the TCEQ site notice near the main entrance of the construction site; and 30 TAC §305.125(1) and TPDES General Permit Number TXR15739X, Part III, Section G, by failing to install and maintain best management practices at the site; PENALTY: $6,175; ENFORCEMENT COORDINATOR: Steven Van Landingham, (512) 239-5717; REGIONAL OFFICE: 401 East Franklin Avenue, Suite 560, El Paso, Texas 79901-1212, (915) 834-4949.

(18) COMPANY: Tiki Leasing Company, Ltd.; DOCKET NUMBER: 2021-0375-PWS-E; IDENTIFIER: RN101176444; LOCATION: Cove, Chambers County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.39(j) and Texas Health and Safety Code, §341.0351, by failing to notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities; PENALTY: $57; ENFORCEMENT COORDINATOR: Samantha Duncan, (512) 239-2511; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(19) COMPANY: TRI-CON, INCORPORATED dba Express Mart 25; DOCKET NUMBER: 2021-0585-PST-E; IDENTIFIER: RN101738656; LOCATION: Port Arthur, Jefferson County; TYPE OF FACILITY: convenience store with retail sales of gasoline; RULES VIOLATED: 30 TAC §26.3475(a) and §334.50(b)(2)(A)(i)(III), by failing to test the line leak detectors at least once per year for performance and operational reliability; 30 TAC §334.10(b)(2), by failing to assure that all underground storage tank recordkeeping requirements are met; PENALTY: $7,826; ENFORCEMENT COORDINATOR: John Fennell, (512) 239-2616; REGIONAL OFFICE: 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(20) COMPANY: Weatherford U.S., L.P.; DOCKET NUMBER: 2021-0679-IWD-E; IDENTIFIER: RN102586088; LOCATION: Houston, Harris County; TYPE OF FACILITY: wastewater treatment facility; RULES VIOLATED: 30 TAC §305.125(1), TWC, §26.121(a)(1), and Texas Pollutant Discharge Elimination System Permit Number WQ0004760000, Effluent Limitations and Monitoring Requirements Number 1, by failing to comply with permitted effluent limitations; PENALTY: $5,062; ENFORCEMENT COORDINATOR: Stephanie Frederick, (512) 239-1001; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

TRD-202103919
Charmeine Backens
Deputy Director, Litigation
Texas Commission on Environmental Quality
Filed: October 5, 2021

Enforcement Orders
An agreed order was adopted regarding Earnest Wayne Weatherford dba Houston Suburban Heights Mobile Home Park, Docket No. 2020-0339-PWS-E on October 5, 2021, assessing $7,251 in administrative penalties with $1,450 deferred. Information concerning any aspect of this order may be obtained by contacting Epifanio Villarreal, 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 Collin Park Marina, Inc., Docket No. 2020-1036-MWD-E on October 5, 2021, assessing $6,500 in administrative penalties with $1,300 deferred. Information concerning any aspect of this order may be obtained by contacting Ellen Ojeda, 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 Suva Sahit Investment LLC dba Mt. Pleasant Meat Co., Docket No. 2020-1195-PST-E on October 5, 2021, assessing $2,562 in administrative penalties with $512 deferred. Information concerning any aspect of this order may be obtained by contacting Stephanie Frederick, 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 IACX Rock Creek LLC, Docket No. 2020-1305-AIR-E on October 5, 2021, assessing $6,880 in administrative penalties with $1,376 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 3S Leasing, LLC, Docket No. 2020-1374-PWS-E on October 5, 2021, assessing $725 in administrative penalties with $145 deferred. Information concerning any aspect of this order may be obtained by contacting Epi Villarreal, 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 Patriot Rental & Investment LLC, Docket No. 2020-1386-PWS-E on October 5, 2021, assessing $2,337 in administrative penalties with $467 deferred. Information concerning any aspect of this order may be obtained by contacting Samantha Salas, 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 CONVERSE STAR GROCERY LLC, Docket No. 2020-1457-PST-E on October 5, 2021, assessing $5,939 in administrative penalties with $1,187 deferred. Information concerning any aspect of this order may be obtained by contacting Terrany Binford, 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 GUL ENTERPRISES LLC dba Texaco Corner, Docket No. 2020-1477-PST-E on October 5, 2021, assessing $4,625 in administrative penalties with $925 deferred. Information concerning any aspect of this order may be obtained by contacting Courtney Atkins, 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 Stephen T Crow, Docket No. 2020-1524-WOC-E on October 5, 2021, assessing $175 in administrative penalties. Information concerning any aspect of this citation may be obtained by contacting Aaron Vincent, 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 CEE JAY’S, INC. dba B & B One Stop, Docket No. 2020-1538-PST-E on October 5, 2021, assessing $3,375 in administrative penalties with $675 deferred. Information concerning any aspect of this order may be obtained by contacting Courtney Atkins, 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 New Deal, Docket No. 2020-1550-PWS-E on October 5, 2021, assessing $563 in administrative penalties with $112 deferred. Information concerning any aspect of this order may be obtained by contacting Miles Wehner, 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 Undine Texas, LLC, Docket No. 2020-1604-PWS-E on October 5, 2021, assessing $262 in administrative penalties with $52 deferred. Information concerning any aspect of this order may be obtained by contacting Miles Wehner, 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 High Garden Enterprises, LLC dba Marshall Mart, Docket No. 2020-1606-PST-E on October 5, 2021, assessing $3,000 in administrative penalties with $600 deferred. Information concerning any aspect of this order may be obtained by contacting Courtney Atkins, 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 Valero Refining-Texas, L.P., Docket No. 2021-0007-AIR-E on October 5, 2021, assessing $6,750 in administrative penalties with $1,350 deferred. Information concerning any aspect of this order may be obtained by contacting Mackenzie Mehlmann, 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 Chris Hoedebeck, Docket No. 2021-0022-WR-E on October 5, 2021, assessing $350 in administrative penalties. Information concerning any aspect of this citation may be obtained by contacting Caleb Olson, 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 Rivers Recycling LLC, Docket No. 2021-0079-WQ-E on October 5, 2021, assessing $875 in administrative penalties. Information concerning any aspect of this citation may be obtained by contacting Mark Gamble, 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 Erath County, Docket No. 2021-0121-WQ-E on October 5, 2021, assessing $875 in administrative penalties. Information concerning any aspect of this citation may be obtained by contacting Harley Hobson, 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 Ken Dietz Homes, Inc., Docket No. 2021-0122-WQ-E on October 5, 2021, assessing $875 in administrative penalties. Information concerning any aspect of this citation may be obtained by contacting Katelyn Tubbs, 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 Ashlyn Homes, Inc., Docket No. 2021-0146-WQ-E on October 5, 2021, assessing $875 in administrative penalties. Information concerning any aspect of this citation may
be obtained by contacting Alyssa Loveday, Enforcement Coordinator at (512) 239-2545, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

TRD-202103967
Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: October 6, 2021

Notice of Application and Opportunity to Request a Public Meeting for a New Municipal Solid Waste Facility: Registration Application No. 40322

Application. The City of Haskell, P.O. Box 1003, Haskell, Texas 79521, has applied to the Texas Commission on Environmental Quality (TCEQ) for proposed Registration No. 40322, to construct and operate a Type V municipal solid waste transfer station. The proposed facility, City of Haskell Transfer Station, will be located at 5412 US Highway 380 E, Haskell, Texas 79521, in Haskell County. The Applicant is requesting authorization to transfer municipal solid waste that includes household waste, yard waste, commercial waste, Class II and Class III non-hazardous industrial waste, construction & demolition waste, and special waste. The registration application is available for viewing and copying at City Hall, located at 301 S. 1st Street, Haskell, Texas 79521, and may be viewed online at http://haskelltexassusa.com/3566-2/. The following link to an electronic map of the site or facility's general location is provided as a public courtesy and is not part of the application or notice: https://arcg.is/b4Pur. For exact location, refer to application.

Public Comment/Public Meeting. You may submit public comments or request a public meeting on this application. Written public comments or written requests for a public meeting must be submitted to the Office of the Chief Clerk at the address included in the information section below. If a public meeting is held, comments may be made orally at the meeting or submitted in writing by the close of the public meeting. A public meeting will be held by the executive director if requested by a member of the legislature who represents the general area where the development is to be located, or if there is a substantial public interest in the proposed development. The purpose of the public meeting is for the public to provide input for consideration by the commission, and for the applicant and the commission staff to provide information to the public. A public meeting is not a contested case hearing. The executive director will review and consider public comments and written requests for a public meeting submitted during the comment period. The comment period shall begin on the date this notice is published and end 30 calendar days after this notice is published. The comment period shall be extended to the close of any public meeting. The executive director is not required to file a response to comments.

Executive Director Action. The executive director shall, after review of an application for registration, determine if the application will be approved or denied in whole or in part. If the executive director acts on an application, the chief clerk shall mail or otherwise transmit notice of the action and an explanation of the opportunity to file a motion to overturn the executive director's decision. The chief clerk shall mail this notice to the owner and operator, the public interest counsel, to adjacent landowners as shown on the required land ownership map and landowners list, and to other persons who timely filed public comment in response to public notice. Not all persons on the mailing list for this notice will receive the notice letter from the Office of the Chief Clerk.

Information Available Online. For details about the status of the application, visit the Commissioners' Integrated Database (CID) at www.tceq.texas.gov/goto/cid. Once you have access to the CID using the above link, enter the registration number for this application, which is provided at the top of this notice.

Mailing List. If you submit public comments, you will be added to the mailing list for this application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and/or (2) the mailing list for a specific county. To be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to TCEQ Office of the Chief Clerk at the address below.

Agency Contacts and Information. All public comments and requests must be submitted either electronically at www14.tceq.texas.gov/epic/eComment/ or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record. For more information about this registration application or the registration process, please call the TCEQ's Public Education Program, Toll Free, at (800) 687-4040 or visit their webpage, www.tceq.texas.gov/goto/pgp. General information regarding the TCEQ can be found on our website at www.tceq.texas.gov/. Si desea información en español, púela llamar al (800) 687-4040.

Further information may also be obtained from the City of Haskell at the address stated above or by calling Mr. Winston Stephens at (940) 864-2333.

TRD-202103954
Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: October 5, 2021

Notice of Application and Public Hearing for an Air Quality Standard Permit for a Concrete Batch Plant with Enhanced Controls: Proposed Air Quality Registration Number 166500

APPLICATION. Cowboys Ready Mix LLC, 24015 Interstate 10, Wallisville, Texas 77597-3032 has applied to the Texas Commission on Environmental Quality (TCEQ) for an Air Quality Standard Permit for Concrete Batch Plant with Enhanced Controls Registration Number 166500 to authorize the operation of two permanent concrete batch plants. The facility is proposed to be located at 6740 Highway 146, Dayton, Liberty County, Texas 77535. This application is being processed in an expedited manner, as allowed by the commission's rules in 30 Texas Administrative Code, Chapter 101, Subchapter J. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For exact location, refer to application. http://www.tceq.texas.gov/assets/public/hb610/index.html?lat=29.981666&lng=-94.908888&zoom=13&type=r. This application was submitted to the TCEQ on September 15, 2021. The primary function of this plant is to manufacture concrete by mixing materials including (but not limited to) sand, aggregate, cement and water. The executive director has determined the application was technically complete on September 23, 2021.

PUBLIC COMMENT / PUBLIC HEARING. Public written comments about this application may be submitted at any time during the public comment period. The public comment period begins on the first
date notice is published and extends to the close of the public hearing. Public comments may be submitted either in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087, or electronically at www14.tceq.texas.gov/epic/eComment/. Please be aware that any contact information you provide, including your name, phone number, email address and physical address will become part of the agency's public record.

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

The Public Hearing is to be held:

Monday, November 15, 2021, at 6:00 p.m.

Members of the public who would like to ask questions or provide comments during the hearing may access the hearing via webcast by following this link: https://www.gotomeeting.com/webinar/join-webinar and entering Webinar ID 482-426-283. It is recommended that you join the webinar and register for the public hearing at least 15 minutes before the hearing begins. You will be given the option to use your computer audio or to use your phone for participating in the webinar.

Those without internet access must call (512) 239-1201 at least one day prior to the hearing to register for the meeting and to obtain information for participating telephonically. Members of the public who wish to listen only to the hearing may call, toll free, (562) 247-8422 and enter access code 760-490-655.

Additional information will be available on the agency calendar of events at the following link: https://www.tceq.texas.gov/agency/decisions/hearings/calendar.html.

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

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

CENTRAL/REGIONAL OFFICE. The application will be available for viewing and copying at the TCEQ Central Office and the TCEQ Houston Regional Office, located at 5425 Polk Street, Suite H, Houston, Texas 77023-1452, during the hours of 8:00 a.m. to 5:00 p.m., Monday through Friday, beginning the first day of publication of this notice.

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

Further information may also be obtained from Cowboy's Ready Mix, LLC, 24015 Interstate 10, Wallisville, Texas 77597-3032, or by calling Mrs. Lacretia White REM, Project Manager at (972) 768-9093.

Notice Issuance Date: September 30, 2021
TRD-202103903
Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: October 4, 2021

Notice of Hearing on Lakeview Municipal Utility District No. 2 of Ellis County: SOAH Docket No. 582-22-0259; TCEQ Docket No. 2021-0571-DIS; TCEQ Internal Control No. D-11042020-004

PETITION.

Finch FP, Ltd. and Brian Edward Finch (Petitioners) filed a petition for the creation of Lakeview Municipal Utility District No. 2 of Ellis County (District) with the Texas Commission on Environmental Quality (TCEQ).

The petition states that: (1) the Petitioners hold title to a majority of the assessed value of the land to be included in the proposed District; (2) there are no lienholders on the property to be included in the proposed District; (3) the proposed District will contain approximately 209.355 acres located within Ellis County, Texas; (4) the proposed District is within the extraterritorial jurisdiction of the City of Waxahachie (City), Texas; and (5) although the City has not consented to the creation of the District, the Petitioners have satisfied the requirements of Texas Water Code (TWC) §54.016(b) and (c) and Texas Local Government Code (LGC) §42.042, so that the authorization for inclusion of the land in the proposed District may be assumed pursuant to the cited statutes.

The petition further states that the proposed District will (1) construct, purchase, acquire, improve, or extend inside or outside of its boundaries any and all works, improvements, facilities, plants, equipment, and appliances necessary or helpful to supply and distribute water for municipal, domestic, and commercial purposes; (2) collect, transport, process, dispose of and control domestic and commercial wastes; (3) gather, conduct, divert, abate, amend and control local storm water or other local harmful excesses of water in the District; (4) design, acquire, construct, finance, improve, maintain and operate macadamized, gravelized or paved roads, and turnpikes, or improvements in aid of those roads; and (5) purchase, construct, acquire, improve, or extend inside or outside of its boundaries such additional facilities, systems, plants, and enterprises as shall be consonant with the purposes for which the District is created. It further states that the planned residential development of the area and the present and future inhabitants of the area will be benefited by the above-referenced work, which will promote the protection of the purity and sanitary condition of the State's waters and the public health and welfare of the community, thereby constituting a public necessity.

According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioners, from the information available at this time, that the cost of said project will be approximately $35,605,000.

In accordance with LGC §42.042 and TWC §54.016, the Petitioners submitted a petition to the City, requesting the City's consent to the creation of the District. After more than 90 days passed without receiving consent, the Petitioners submitted a petition to the City to provide water or sewer services to the District. The 120-day period for reaching a mu-
CONTESTED CASE HEARING.

Considering directives to protect public health, the State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing via Zoom videoconference. A Zoom meeting is a secure, free meeting held over the internet that allows video, audio, or audio/video conferencing.

10:00 a.m. - November 1, 2021
To join the Zoom meeting via computer:
https://soah-texas.zoomgov.com/
Meeting ID: 160 231 6683
Password: 0259MUD2
or
To join the Zoom meeting via telephone:
(669) 254-5252 or (646) 828-7666
Meeting ID: 160 231 6683
Password: 42121474

Visit the SOAH website for registration at: http://www.soah.texas.gov/
or call SOAH at (512) 475-4993.

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding, which will occur at a later date, will be similar to a civil trial in state district court. The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapters 49 and 54, Texas Water Code; Chapter 395, Texas Local Government Code; TCEQ rules, including 30 Texas Administrative Code (TAC) Chapter 293; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155. To participate in the hearing as a party, you must attend the hearing and show you would be affected by the petition in a way not common to members of the general public.

In accordance with 1 Texas Administrative Code §155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH." INFORMATION.

For information concerning the hearing process, please contact the TCEQ Office of the Public Interest Counsel (MC 103), P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-6363. For additional information, contact the TCEQ Water Supply Division, Districts Section (MC 152), P.O. Box 13087, Austin, Texas 78711-3087, telephone (512) 239-4691. General information regarding the TCEQ can be found at our website at www.tceq.texas.gov

Persons with disabilities who plan to attend this hearing and who need special accommodations at the hearing should call the SOAH Docketing Department at (512) 475-4993, at least one week prior to the hearing.

Issued: October 4, 2021
TRD-202103962
Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: October 6, 2021

Notice of Opportunity to Comment on a Default 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 Default Order (DO). The commission staff proposes a DO when the staff has sent the 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 November 16, 2021. 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 the 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 shall 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 November 16, 2021. Comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The commission's attorney is available to discuss the DO and/or the comment procedure at the listed phone number; however, TWC, §7.075, provides that comments on the DO shall be submitted to the commission in writing.

(1) COMPANY: Keith Dorn and Cindy Dorn; DOCKET NUMBER: 2021-0290-MLM-E; TCEQ ID NUMBER: RN111023974; LOCATION: 10777 State Highway 184 North, Sabine, Sabine County; TYPE OF FACILITY: unauthorized municipal solid waste (MSW) disposal site; RULES VIOLATED: 30 TAC §330.15(a) and (c), by causing, suffering, allowing, or permitting the unauthorized disposal of MSW; and Texas Health and Safety Code, §382.085(b) and 30 TAC §111.201, by causing, suffering, allowing, or permitting outdoor burning within the state of Texas; PENALTY: $2,645; STAFF ATTORNEY: Taylor Pearson, Litigation, MC 175, (512) 239-5937; REGIONAL OFFICE: Beaumont Regional Office, 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.
TRD-202103924
Notice of Opportunity to Comment on Agreed 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 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 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 **November 16, 2021**. 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 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 November 16, 2021**. Comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The designated attorneys are available to discuss the AOs and/or the comment procedure at the listed phone numbers; however, TWC, §7.075, provides that comments on an AO shall be submitted to the commission in writing.

(1) **COMPANY:** Lone Star 259 Operating LLC dba Texan Stop 2; **DOCKET NUMBER:** 2021-0313-PST-E; **TCEQ ID NUMBER:** RN102228202; **LOCATION:** 244 North Main Street, Lone Star, Morris County; **TYPE OF FACILITY:** underground storage tank (UST) system and a convenience store with retail sales of gasoline; **RULES VIOLATED:** 30 TAC §334.50(b)(1)(A) and TWC, §26.3475(e)(1), by failing to monitor the USTs for releases in a manner that will detect a release at a frequency of at least once every 30 days; and 30 TAC §334.50(b)(2) and TWC, §26.3475(a), by failing to provide release detection for the pressurized piping associated with the USTs - specifically, respondent had not conducted the annual line leak detector and piping tightness tests; **PENALTY:** $5,812; **STAFF ATTORNEY:** Cynthia Sirois, Litigation, MC 175, (512) 239-3392; **REGIONAL OFFICE:** Tyler Regional Office, 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(2) **COMPANY:** REBEL CONTRACTORS, INC.; **DOCKET NUMBER:** 2019-1386-WQ-E; **TCEQ ID NUMBER:** RN110646890; **LOCATION:** approximately 500 yards southeast of the intersection of Ford Road and Webb Street, Porter, Montgomery County; **TYPE OF FACILITY:** residential construction site; **RULES VIOLATED:** TWC, §26.121(a), 30 TAC §305.125(1), and Texas Pollutant Discharge Elimination System (TPDES) General Permit Number TXR15756U, Part II, Section E.3 and Part III, Sections F, G.1, and G.4, by failing to prepare and implement a Stormwater Pollution Prevention Plan (SWP3), which resulted in an unauthorized discharge - specifically, respondent obtained authorization under TPDES General Permit Number TXR15756U and commenced construction activities prior to preparing and implementing a SWP3, resulting in sediment-laden stormwater discharging from the Site and discoloring approximately 2.5 miles of Taylor Gully; **PENALTY:** $15,000; **STAFF ATTORNEY:** Christopher Mullins, Litigation, MC 175, (512) 239-0141; **REGIONAL OFFICE:** Houston Regional Office, 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

**TRD-202103923**
Charmeine Backens
Deputy Director, Litigation
Texas Commission on Environmental Quality
Filed: October 5, 2021

Notice of Public Hearing and Opportunity for Comment on the Edwards Aquifer Protection Program

The Texas Commission on Environmental Quality (TCEQ or commission) conducts annual public hearings to receive comments from the public on actions the commission should take to protect the Edwards Aquifer from pollution, as required under Texas Water Code, §26.046. These annual public hearings are held by the Edwards Aquifer Protection Program and cover the TCEQ rules, found at Title 30, Texas Administrative Code, Chapter 213, which regulate development over the delineated contributing, recharge, and transition zones of the Edwards Aquifer. These annual public hearings assist the commission in its shared responsibility with local governments, such as cities, counties, and groundwater conservation districts, to protect the water quality of the aquifer. The TCEQ is specifically seeking feedback on the following topics related to the Edwards Aquifer Protection Program: 1) review of innovative technology applications; 2) regulation of aggregate production operations located over the Edwards Aquifer; and 3) input on compliance monitoring of best management practices following installation.

This year the hearing will be conducted as a **SINGLE** virtual hearing. The hearing will begin at **9:00 a.m. on Thursday, November 18, 2021**, with an open question period at 8:30 a.m. via GoToWebinar.

Members of the public who would like to ask questions or provide comments during the hearing may access the hearing via webcam by following this link: https://www.gotomeeting.com/webinar/join-webinar and entering Webinar ID 982-381-875. It is recommended that you join the webinar and register for the public hearing at least 15 minutes before the hearing begins. You will be given the option to use your computer audio or to use your phone for participating in the webinar.

Those without internet access must call (512) 239-1201 at least one day prior to the hearing to register for the meeting and to obtain information for participating telephonically. Members of the public who wish to only listen to the hearing may call, toll free, (415) 930-5321 and enter access code 772-633-750.

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

This hearing will be structured for the receipt of oral or written comments by interested persons. There will be no open question and answer discussion during the hearing; however, agency staff members will be available to answer questions 30 minutes prior to and 30 minutes after
the conclusion of the hearing. All other comments must be received by 5:00 p.m., November 18, 2021.

Additional written comments submitted before or after the hearing should reference the Edwards Aquifer Protection Program and may be sent to Ms. Lillian Butler, Texas Commission on Environmental Quality, Austin Region, MC R11, P.O. Box 13087, Austin, Texas 78711-3087, faxed to (512) 339-3795, or emailed to eapp@tceq.texas.gov. For further information or questions concerning these hearings, please contact Ms. Butler, or visit: https://www.tceq.texas.gov/permitting/eapp/history.html.

TRD-202103951
Guy Henry
Deputy Director, Environmental Law
Texas Commission on Environmental Quality
Filed: October 5, 2021


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. - November 4, 2021

To join the Zoom meeting via computer:
https://soah-texas.zoomgov.com/

Meeting ID: 160 280 0320
Password: LA28ix

or

To join the Zoom meeting via telephone dial:
(669) 254-5252 or (646) 828-7666

Meeting ID: 160 280 0320
Password: 422502

The purpose of the hearing will be to consider the Executive Director's First Amended Report and Petition mailed August 13, 2021, concerning assessing administrative penalties against and requiring certain actions of MAUKA WATER, LTD., for violations in Johnson County, Texas, of: Texas Health & Safety Code §341.0315(c); TCEQ Default Order Docket No. 2017-1658-PWS-E; and TCEQ Default Order Docket No. 2017-1658-PWS-E, Ordering Provision No. 3.c.ii.

The hearing will allow MAUKA WATER, LTD., 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 MAUKA WATER, LTD., 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 MAUKA WATER, LTD., to appear at the preliminary hearing or evidentiary hearing, the factual allegations in the notice will be deemed admitted as true, and the relief sought in the notice of hearing may be granted by default. The specific allegations included in the notice are those set forth in the Executive Director's First Amended Report and Petition, attached hereto and incorporated herein for all purposes.

MAUKA WATER, LTD., the Executive Director of the Commission, and the Commission's Public Interest Counsel are the only designated parties to this proceeding.


Further information regarding this hearing may be obtained by contacting Judy Bohr, 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 McWheerter, 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 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.

In accordance with 1 Texas Administrative Code §155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH."

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: October 5, 2021
TRD-202103955
Laurie Gharris
Chief Clerk
Texas Commission on Environmental Quality
Filed: October 5, 2021

Notice of Public Hearing on Assessment of Administrative Penalties and Requiring Certain Actions of Neutez Properties, Ltd. dba Mr. Cartender Minit Mart #112: SOAH Docket No. 582-22-0255; TCEQ Docket No. 2021-0080-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. - October 28, 2021
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 July 6, 2021 concerning assessing administrative penalties against and requiring certain actions of NEUTZE PROPERTIES, LTD. dba Mr. Cartender Minit Mart #112, for violations in Medina County, Texas, of: Texas Water Code §26.3475(c)(1) and §7.054(b)(1)(A).

The hearing will allow NEUTZE PROPERTIES, LTD. dba Mr. Cartender Minit Mart #112, 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 NEUTZE PROPERTIES, LTD. dba Mr. Cartender Minit Mart #112, 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 NEUTZE PROPERTIES, LTD. dba Mr. Cartender Minit Mart #112 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. NEUTZE PROPERTIES, LTD. dba Mr. Cartender Minit Mart #112, 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 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 Administrative 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 Judy Bohr, 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 www.tceq.texas.gov/goto/ellings 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.

In accordance with 1 Texas Administrative Code §155.401(a), Notice of Hearing, "Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH."

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: September 29, 2021

TRD-202103902
Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: October 4, 2021

Notice of Water Rights Application
Notices Issued October 01, 2021

APPLICATION NO. 21-3192A: Edwards Aquifer Authority, 900 Quincy Street, San Antonio, Texas 78215, Applicant, seeks to amend Certificate of Adjudication No. 21-3192 to increase the permitted impoundment capacity to 845 acre-feet, to increase the diversion rate to 400 cfs (179,532 gpm), and to authorize diversion of an additional 5,478 acre-feet of water per year for recharge purposes in Medina County. More information on the application and how to participate in the permitting process is given below. The application and fees were received on July 13, 2018. Additional information was received on October 24, November 16, 2018, and September 6, 2019. The application was declared administratively complete and filed with the Office of the Chief Clerk on September 24, 2019.

The Executive Director completed the technical review of the application and prepared an amendment. The draft amendment, if granted, would contain special conditions including, but not limited to, stream flow restrictions. The application, technical memoranda, and Executive Director's draft amendment are available for viewing on the TCEQ web page at: https://www.tceq.texas.gov/permitting/water_rights/wr-permitting/view-stand-apps.

Alternatively, you may request a copy of the documents by contacting the TCEQ Office of the Chief Clerk by phone at (512) 239-3300 or by mail at TCEQ OCC, Notice Team (MC-105), P.O. Box 13087, Austin, Texas 78711. Written public comments and requests for a public meeting should be submitted to the Office of the Chief Clerk, at the address provided in the information section below, within 30 days of the date of newspaper publication of the notice. A public meeting is intended for the taking of public comment, and is not a contested case hearing. A public meeting will be held if the Executive Director determines that there is a significant degree of public interest in the application. The TCEQ may grant a contested case hearing on this application if a written hearing request is filed within 30 days from the date of newspaper publication of this notice. The Executive Director may approve the application unless a written request for a contested case hearing is filed within 30 days after newspaper publication of this notice. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "I/we] request a contested case hearing;" (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below. If a hearing request is filed, the Executive Director will not issue the permit and will forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at https://www14.tceq.texas.gov/epic/eComment/ by entering ADJ 3192.
in the search field. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individuals of the general public may contact the Public Education Program at (800) 687-4040. General information regarding the TCEQ can be found at our website at www.tceq.texas.gov. Si desea información en español, puede llamar al (800) 687-4040 o por el internet al http://www.tceq.texas.gov.

APPLICATION NO. 3444A; Edwards Aquifer Authority, 900 Quincy Street, San Antonio, Texas 78215. Applicant, seeks to amend Water Use Permit No. 3444 to increase the impoundment capacity of an existing reservoir on Middle Verde Creek, Nueces River Basin by an additional 208 acre-feet, to authorize diversion of an additional 3,556 acre-feet of water per year for recharge purposes in Medina County and to increase the diversion rate to 30 cfs (13,465 gpm). More information on the application and how to participate in the permitting process is given below. The application and fees were received on July 13, 2018. Additional information was received on October 24, November 16, 2018, and September 6, 2019. The application was declared administratively complete and filed with the Office of the Chief Clerk on September 24, 2019. The Executive Director completed the technical review of the application and prepared an amendment. The draft amendment, if granted, would contain special conditions including, but not limited to, streamflow restrictions. The application, technical memorandum, and Executive Director's draft amendment are available for viewing on the TCEQ web page at: https://www.tceq.texas.gov/permitting/water_rights/wr-permitting/view-wr-pend-apps.

Alternatively, you may request a copy of the documents by contacting the TCEQ Office of the Chief Clerk by phone at (512) 239-3300 or by mail at TCEQ OCC, Notice Team (MC-105), P.O. Box 13087, Austin, Texas 78711. Written public comments and requests for a public meeting should be submitted to the Office of the Chief Clerk, at the address provided in the information section below, within 30 days of the date of newspaper publication of the notice. A public meeting is intended for the taking of public comment, and is not a contested case hearing. A public meeting will be held if the Executive Director determines that there is a significant degree of public interest in the application. The TCEQ may grant a contested case hearing on this application if a written hearing request is filed within 30 days from the date of newspaper publication of this notice. The Executive Director may approve the application unless a written request for a contested case hearing is filed within 30 days after newspaper publication of this notice. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant's name and permit number; (3) the statement "[I/we] request a contested case hearing;" (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below. If a hearing request is filed, the Executive Director will not issue the permit and will forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, PO. Box 13087, Austin, Texas 78711-3087 or electronically at https://www14.tceq.texas.gov/epic/eComment/ by entering WRPERM 2956 in the search field. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Public Education Program at (800) 687-4040. General information regarding the TCEQ can be found at our website at www.tceq.texas.gov. Si desea información en español, puede llamar al (800) 687-4040 o por el internet al http://www.tceq.texas.gov.
APPLICATION NO. 3551A; Edwards Aquifer Authority, 900 Quincy Street, San Antonio, Texas 78215, Applicant, seeks to amend Water Use Permit No. 3551 to increase the impoundment capacity of an existing reservoir on Seco Creek, Nueces River Basin by an additional 60 acre-feet, to authorize diversion of an additional 17,687 acre-feet of water per year for recharge purposes in Medina County, and to reduce the diversion rate to 1,200 cfs (538,596 gpm). More information on the application and how to participate in the permitting process is given below.

The application and fees were received on July 13, 2018. Additional information was received on October 24, November 16, 2018, and September 6, 2019. The application was declared administratively complete and filed with the Office of the Chief Clerk on September 24, 2019.

The Executive Director completed the technical review of the application and prepared an amendment. The draft amendment, if granted, would contain special conditions including, but not limited to, streamflow restrictions. The application, technical memoranda, and Executive Director’s draft amendment are available for viewing on the TCEQ web page at: https://www.tceq.texas.gov/permitting/water_rights/wr-permitting/view-wr-pend-apps

Alternatively, you may request a copy of the documents by contacting the TCEQ Office of the Chief Clerk by phone at (512) 239-3300 or by mail at TCEQ OCC, Notice Team (MC-105), P.O. Box 13087, Austin, Texas 78711. Written public comments and requests for a public meeting should be submitted to the Office of the Chief Clerk, at the address provided in the information section below, within 30 days of the date of newspaper publication of the notice. A public meeting is intended for the taking of public comment, and is not a contested case hearing. A public meeting will be held if the Executive Director determines that there is a significant degree of public interest in the application. The TCEQ may grant a contested case hearing on this application if a written hearing request is filed within 30 days from the date of newspaper publication of this notice. The Executive Director may approve the application unless a written request for a contested case hearing is filed within 30 days after newspaper publication of this notice. To request a contested case hearing, you must submit the following: (1) your name (or for a group or association, an official representative), mailing address, daytime phone number, and fax number, if any; (2) applicant’s name and permit number; (3) the statement “[I/we] request a contested case hearing;” (4) a brief and specific description of how you would be affected by the application in a way not common to the general public; and (5) the location and distance of your property relative to the proposed activity. You may also submit proposed conditions for the requested permit which would satisfy your concerns. Requests for a contested case hearing must be submitted in writing to the Office of the Chief Clerk at the address provided in the information section below. If a hearing request is filed, the Executive Director will not issue the permit and will forward the application and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

Written hearing requests, public comments or requests for a public meeting should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087 or electronically at https://www14.tceq.texas.gov/epic/eComment/ by entering WRPERM 3551 in the search field. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address.

For additional information, individual members of the general public may contact the Public Education Program at (800) 687-4040. General information regarding the TCEQ can be found at our website at www.tceq.texas.gov. Si desea información en español, puede llamar al (800) 687-4040 o por el internet al http://www.tceq.texas.gov.

TRD-202103904
Laurie Gharis
Chief Clerk
Texas Commission on Environmental Quality
Filed: October 4, 2021

Texas Health and Human Services Commission

Public Notice: Amendment to the Texas Healthcare Transformation Quality Improvement Program (THTQIP) Waiver Under Section 1115 of the Social Security Act Effective October 1, 2021

The Health and Human Services Commission (HHSC) is submitting a request to the Centers for Medicare & Medicaid Services (CMS) to amend the Texas Healthcare Transformation Quality Improvement Program (THTQIP) waiver under section 1115 of the Social Security Act. The current waiver is approved through September 2030. The proposed effective date for this amendment is October 1, 2021.

HHSC is seeking approval of a one-year extension of the Delivery System Reform Incentive Payment (DSRIP) program. Authority for the DSRIP pool expires September 30, 2021. However, CMS offered to continue the program until September 30, 2022, and to accept an amendment request submitted less than 120 days prior to implementation.

Proposed Changes

HHSC is proposing an 1115 waiver amendment to extend DSRIP for one-year, Demonstration Year (DY) 11 (October 1, 2021 - September 30, 2022). DSRIP is designed to drive health system improvements and health outcome quality; providers earn incentive payments for demonstrating achievement on selected outcome measures. The DY11 DSRIP pool amount will be the same as DY10 at $2,490,000.00. Current DSRIP providers will continue into DY11 with the same DSRIP valuations and measure selections as in DY10. However, current providers will have an opportunity to withdraw from the program. HHSC will propose new Category C measure goals for DY11.

According to CMS, the DY11 DSRIP pool is subject to a 20 percent reduction if HHSC does not report certain health equity measures. The health equity measures, data stratification, and timing of reporting will be proposed in the Waiver Special Terms and Conditions (STCs) and related attachments' and finalized in negotiations with CMS.

The amendment to extend DSRIP for one-year aligns with the following three 1115 waiver objectives:

Support the development and maintenance of a coordinated care delivery system;

Improve outcomes while containing cost growth; and

Transition to quality-based payment systems across managed care and providers.

An additional year of DSRIP allows providers to continue delivery system reforms that increase access to health care, improve the quality of care, and enhance the health of Medicaid and low-income or uninsured individuals they serve.

Extending DSRIP will not provide new Medicaid benefits; DSRIP payments are earned incentives and not reimbursements for services.

Financial Analysis

46 TexReg 7096 October 15, 2021 Texas Register
The one-year extension of DSRIP will impact budget neutrality as these expenditures are considered Costs Not Otherwise Matchable (CNOM) by CMS and thus are counted as “with waiver” expenditures only. Texas must use achieved budget neutrality room under the demonstration for the extension; sufficient room is currently available to sustain the proposed extension.

**Evaluation Design**

The CMS-approved 1115 evaluation design focusing on demonstration years 7-11 culminates in a Draft Interim Evaluation Report due March 31, 2024, as required by STC 86, and includes one evaluation question, four hypotheses, and 22 corresponding measures examining whether DSRIP incentivized changes to transform the health care system. While the extension of DSRIP for an additional year does not directly impact existing DSRIP hypotheses or measures, it does present an opportunity to extend the study period for the DSRIP portion of the evaluation. HHSC will work with the external evaluator to assess the feasibility of including an additional year of DSRIP implementation in the Draft Interim Evaluation Report given data lags and the time required to write and route the Interim Evaluation Report.

The 1115 draft evaluation design submitted to CMS on July 14, 2021, includes a component on the new proposed state-directed payments (SDPs). The one-year extension of DSRIP may necessitate changes to the proposed analytic methods of the SDP component of the draft evaluation design due to the simultaneous operation of DSRIP and SDPs; however, the SDP component of the draft evaluation design is contingent on final CMS approval of the four new pending pre-prints (Comprehensive Hospital Increased Reimbursement Program, Texas Incentives for Physicians and Professional Services, Directed-Payment Program for Behavioral Health Services, and Rural Access to Primary and Preventive Services). Upon approval of the pending pre-prints and DSRIP extension, HHSC will reassess the SDP component of the draft evaluation design to ensure it reflects the approved program specifications and broader program environment.

**Enrollment, Cost Sharing and Service Delivery**

There is no anticipated impact on enrollment, and there will not be beneficiary cost sharing for this benefit.

An individual may obtain a free copy of the proposed waiver amendment, ask questions, obtain additional information, or submit comments by November 15, 2021, regarding this amendment by contacting Dawn M. Roland by U.S. mail, telephone, fax, or email. The addresses are as follows:

**U.S. Mail**
Texas Health and Human Services Commission
Attention: Dawn M. Roland, Waiver Coordinator, Policy Development Support
John H. Winters Building, East Tower, 701 W. 51st Street
Mail Code: H600
Austin, Texas 78751

**Email**
TX_Medicaid_Waivers@hhs.texas.gov

**Telephone**
(512) 438-4366

**Fax**
(512) 438-3061
TRD-202103965

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Karen Ray
Chief Counsel
Texas Health and Human Services Commission
Filed: October 6, 2021

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Texas Department of Housing and Community Affairs

Notice of Funding Availability (NOFA): CDBG-CV Texas Community Resiliency Program

The Texas Department of Housing and Community Affairs (TDHCA) is pleased to announce a Notice of Funding Availability (NOFA) of $38 million in Community Development Block Grant CARES Act (CDBG-CV) funds for the Community Resiliency Program (CRP) for non-entitlement cities and counties to create, expand, or enhance public facilities that provide medical care, social services, and/or non-congregate housing and increase the community's long-term resiliency and ability to mitigate current and future coronavirus outbreaks. Further, because few rural and small metro areas have had the opportunity to implement mobile response units or emergency medical services that would have a positive impact on their capability to reach certain households, CRP funds allow for the purchase of equipment to increase capacity to carry out a public service which meets CDBG-CV eligibility.

Documents including the NOFA and the application are available at: www.tdhca.state.tx.us/CDBG-CARES.htm. The CRP application period is open from October 1, 2021, through 5:00 p.m., Austin local time, on November 30, 2021.

Subscribers to the Department's LISTSERV will receive notification that the NOFA is posted. Subscription to the Department's LISTSERV is available at http://maillist.tdhca.state.tx.us/listsubscribe.html?u1i=9mu0g2g&mContainer=2&mOwner=G38s282r2p.

Questions regarding the CRP NOFA and/or Application may be addressed to Rudy Bentancourt at (512) 475-4063 or Rudy.Bentancourt@tdhca.state.tx.us.

TRD-202103938

Bobby Wilkinson
Executive Director
Texas Department of Housing and Community Affairs
Filed: October 5, 2021

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Texas Department of Insurance

Company Licensing

Application for incorporation in the state of Texas for Asteya Insurance Company, a domestic life, accident and/or health company. The home office is in Dallas, Texas.

Application for incorporation in the state of Texas for GloriFi Reciprocal Insurance Exchange, a domestic Lloyd's/Reciprocal. The home office is in Dallas, Texas.

Application for CEM Insurance Company, a foreign fire and/or casualty company, to change its name to Concert Insurance Company. The home office is in Deer Park, Illinois.

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 Amy Garcia, 333 Guadalupe Street, MC 103-CL, Austin, Texas 78701.

TRD-202103963
Texas Parks and Wildlife Department

Notice of a Public Comment Hearing on an Application for a Sand and Gravel Permit

Magellan Crude Oil Pipeline Company, L.P. has applied to the Texas Parks and Wildlife Department (TPWD) for a General Permit pursuant to Texas Parks and Wildlife Code, Chapter 86 to remove or disturb up to 112 cubic yards of sedimentary material within the James River in Mason County. The purpose is to complete maintenance and repairs on an existing pipeline. The location is approximately 3.3 miles upstream of Eagle Ridge Road and 1.0 miles downstream of James River Road. Notice is being published and mailed pursuant to 31 TAC §69.105(d).

TPWD will hold a public comment hearing regarding the application at 11:00 a.m. on November 5, 2021. Due to COVID-19 transmission concerns with travelling and person-to-person gatherings, the public comment hearing will be conducted through remote participation. Potential attendees should contact Tom Heger at (512) 389-4583 or at tom.heger@tpwd.texas.gov for information on how to participate in the hearing remotely. The hearing is not a contested case hearing under the Texas Administrative Procedure Act. Oral and written public comment will be accepted during the hearing.

Written comments may be submitted directly to TPWD and must be received no later than 30 days after the date of publication of this notice in the Texas Register or a newspaper, whichever is later. A written request for a contested case hearing from an applicant or a person with a justiciable interest may also be submitted and must be received by TPWD prior to the close of the public comment period. Timely hearing requests shall be referred to the State Office of Administrative Hearings. Submit written comments, questions, requests to review the application, or requests for a contested case hearing to: Tom Heger, TPWD, by mail: 4200 Smith School Road, Austin, Texas 78744; fax (512) 389-4405; or e-mail tom.heger@tpwd.texas.gov.

TRD-202103940
James Murphy
General Counsel
Texas Parks and Wildlife Department
Filed: October 5, 2021

Texas Water Development Board

Applications Received September 2021

Pursuant to Texas Water Code §6.195, the Texas Water Development Board provides notice of the following applications:

Project ID #21801 a request from the City of Crawford, 6719 North Lone Star Parkway, Crawford, Texas 76638, received on September 1, 2021, for $3,185,000 in financing from the Texas Water Development Fund for a water well project.

Project ID #21802 a request from the City of Houston, 611 Walker, Houston, Texas 77002, received on September 7, 2021, for $50,000,000 in financing from the Flood Infrastructure Fund for the West Fork, canal and tributary Phase 1 and Phase 2 dredging project.

Project ID #21803 a request from Great Texoma Utility Authority on behalf of the City of Dorchester, 5100 Airport Drive, Denison, Texas 75020, received on September 16, 2021, for $4,625,000 in financing from the Texas Water Development Fund for a water system improvement project.

TRD-202103966
Ashley Harden
General Counsel
Texas Water Development Board
Filed: October 6, 2021