Texas State Affordable Housing Corporation

Notice of Request for Proposals for Audit, Tax and Accounting Services

I. Summary

The Texas State Affordable Housing Corporation ("TSAHC") is issuing this Request for Proposal ("RFP") to identify and contract for audit, tax and accounting consulting services for the three fiscal years ending August 31, 2020, 2021 and 2022. All qualified professional service providers ("Respondents") wishing to apply must submit the materials listed in this RFP in order to be considered.

II. Timeline

TSAHC will accept responses until 3:00 p.m. CDT on May 15, 2020. Please note that the original deadline for submissions was March 31, 2020. However, due to the ongoing health crisis posed by COVID-19, TSAHC has opted to extend the deadline. TSAHC retains the right to extend the submission deadline and selection period depending on responses to the RFP.

If selected, Respondents will execute a professional services engagement letter with TSAHC.

III. Communications with TSAHC

All questions and communications concerning the RFP must be submitted to Melinda Smith, TSAHC's designated point of contact, via email at msmith@tsahc.org.

To protect the integrity of the RFP process, TSAHC's staff and Board of Directors Members (Board Members) shall not have contact with potential Respondents regarding issues or questions pertaining to this RFP. This contact limitation period begins when the RFP is made available and continues through the selection process. If a potential Respondent contacts staff or a Board Member with an issue or question pertaining to the RFP, that staff member or Board Member shall not discuss the RFP and shall forward the inquiry to the designated point of contact. TSAHC reserves the right to disqualify submissions from Respondents that fail to adhere to this contact limitation policy.

IV. About TSAHC

TSAHC is a 501(c)(3) nonprofit organization created at the direction of the Texas Legislature to serve as a self-sustaining, statewide affordable housing provider. TSAHC's mission is to serve the housing needs of low-income families and other underserved populations who cannot access acceptable housing options through conventional financial channels. TSAHC's enabling legislation, as amended, may be found in the Texas Government Code, Chapter 2306, Subchapter Y, Sections 2306.551, et seq. A five-member Board of Directors appointed by the Texas Governor oversees the policies and business of TSAHC.

To fulfill its mission, TSAHC provides a variety of affordable housing programs aimed at helping developers build high quality affordable housing, helping home buyers achieve the dream of homeownership, and helping homeowners sustain homeownership and improve their financial situation.

More specifically, TSAHC engages or may engage in the following primary types of business:
- Single Family TBA Loan Program (Down Payment Assistance)
- Single Family Second Lien Loan Program
- Single Family Mortgage Credit Certificate Program
- Single Family Rental Program
- Multifamily Rental Program
- Land Bank and Land Trust Program
- Multifamily Asset Oversight & Bond Compliance Monitoring
- Single Family and Multifamily Developer Direct Lending
- Issuance of Tax-Exempt Single Family & Multifamily Mortgage Revenue Bonds
- Administration of Various Federal and Private Grants

V. Scope of Services

- Performance of the annual financial audit for the three (3) fiscal years ending August 31, 2020; August 31, 2021 and August 31, 2022. The audits should be conducted in accordance with auditing standards generally accepted in the United States of America; the standards applicable to financial audits contained in Government Auditing Standards, issued by the Comptroller General of the United States; the Consolidated Audit Guide for Audits of HUD Programs; and if necessary, the U.S. Office of Management and Budget Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations. All audit field work must be completed, and the final audit report issued no later than November 20th of each year.
- Performance of a review for compliance with the Texas Public Funds Investment Act (Chapter 2256, Texas Government Code) using the guidelines provided by the Texas State Auditor's Office for the fiscal year ending August 31, 2021.
- Preparation of the Corporation's annual Form 990 tax return for the three (3) fiscal years ending August 31, 2020; August 31, 2021; and August 31, 2022.
- Provision of consultation and technical assistance on general accounting and tax issues.

VI. Review and Selection

A panel of TSAHC staff will review all responses based upon the below scoring criteria and will make a recommendation to TSAHC's Audit Committee. TSAHC's Audit Committee will make the final selection and report the decision to TSAHC's Board Members.

Scoring Criteria:
- Demonstrated competence, experience, knowledge, and qualifications.
- Reasonableness of the proposed fees for the services to be performed;
- Previous experience and performance with similar nonprofit organizations; and
-Certification as a Historically Underutilized Business (HUB) or Minority Owned Business (MOB).

TSAHC reserves the right to conduct interviews with Respondents or ask for clarification on a Respondent's submission. TSAHC reserves the right to negotiate with some, all, or none of the Respondents with respect to any term or terms of the responses or contracts. TSAHC reserves the right to negotiate all elements that comprise the Respondent's submission to ensure that the best possible consideration is afforded to all concerned.

VII. Additional Information

This RFP does not commit TSAHC to award a contract to any Respondent or to pay any costs incurred by a Respondent to prepare or submit a response or otherwise participate in this RFP process.

Conflict of Interest

Although the Respondent will be an independent contractor for TSAHC and not an employee of TSAHC, to avoid all possibility of conflicts of interest, all Respondents must certify that none of the owners, officers, or stockholders of the company and none of their families are related within the third degree of consanguinity or the second degree of affinity to any TSAHC employee or any member of the Board of Directors.

Release of Submissions and Proprietary Information

If a Respondent submits proprietary information that should not be publicly disclosed, the proprietary information must be clearly identified at the time of submission. If a Respondent fails to identify proprietary information, all information in the submission will be deemed non-proprietary and will be made available upon request pursuant to the Public Information Act after the review process has been completed.

Federal, State and Local Requirements

Approved Respondents are responsible for both federal and state unemployment insurance coverage and standard workers compensation insurance coverage. Respondents must comply with all federal and state tax laws and withholding requirements. TSAHC will not be liable to a Respondent or its employees for any unemployment or workers compensation coverage or federal and state tax withholding requirements. Respondents shall indemnify TSAHC and pay to TSAHC any costs, penalties or loss whatsoever occasioned by Respondent's omission or breach of this section.

Minor Deficiencies

TSAHC reserves the right to waive minor deficiencies and informalities if, in the judgment of TSAHC, its best interest will be served.

VIII. Submission Directions

Respondents must include the content listed below and submit in the following manner:

- Respondents must submit responses electronically via email.
- All responses must be signed and dated.
- Proposal information should be numbered and sequentially ordered so that it corresponds to the numbering and order of this RFP.
- Narrative answers to questions are to be limited to one side of a single 8 ½ by 11 typed page.
- Each page must be numbered consecutively and identify the firm's name.
- Responses that do not comply with the conditions specified in this RFP may be rejected. The Corporation also may reject a Response that does not include all requested information.

All proposals must contain the following information and/or address the following issues:

- A cover letter stating the name of the firm, address, telephone number and contact person.
- A description of the firm's understanding of the work to be done.
- Evidence of the firm's ability to provide the specified services in a professional and timely manner, including:
  - Documentation that the firm is properly licensed for public practice in the State of Texas.
  - Evidence of the firm's experience in performing financial audits of non-profit organizations and audits in compliance with Government Auditing Standards, issued by the Comptroller General of the United States; the Consolidated Audit Guide for Audits of HUD Programs; and the U.S. Office of Management and Budget Circular A-133, Audits of States, Local Governments, and Non-Profit Organizations.
- Describe the proposed audit team in terms of job position within the firm.
- List names of firm member(s) who will direct the audit including educational background and professional licenses held.
- Describe the level of assistance that will be expected from Corporation personnel.
- State and describe the type of the firm's most recent peer review and provide a copy of the most recent peer review report.
- Provide at least three client references, preferably non-profit organizations.
- Include a projected timeline covering major audit events, including delivery of the final audit report.
- A statement of the firm's affirmative action policy.
- If the firm does not desire proprietary information in its proposal to be disclosed, the firm must identify all proprietary information in the proposal, at the time the proposal is submitted. If a firm fails to identify information as proprietary, the firm agrees by submission of its proposal that information contained therein is nonproprietary and may be made available upon public request.
- Provide a detailed cost proposal, including estimated hours and hourly rates by level of personnel. Also include other itemized direct costs, printing and out-of-pocket costs and any anticipated travel costs. Rates for nonrecurring work should also be itemized.

ALL SUBMISSIONS MUST BE SENT TO:

Melinda Smith
Chief Financial Officer
Texas State Affordable Housing Corporation
msmith@tsahc.org

DEADLINE TO APPLY:

May 15, 2020, at 3:00 p.m. CDT

David Long
President
Texas State Affordable Housing Corporation
Filed: April 7, 2020

Office of the Attorney General
Texas Water Code and Texas Health and Safety Code Settlement Notice

Notice is hereby given by the State of Texas of the following proposed resolution of an environmental enforcement lawsuit under the Texas Water Code and the Texas Health and Safety Code. Before the State may settle a judicial enforcement action under Section 7.110 of the Texas Water Code, the State shall permit the public to comment in writing on the proposed judgment. The Attorney General will consider any written comments and may withdraw or withhold consent to the proposed agreed judgment if the comments disclose facts or considerations that indicate that the consent is inappropriate, improper, inadequate, or inconsistent with the requirements of the Texas Water Code and the Texas Health and Safety Code.

Case Title and Court: The City of Carrizo Springs, Texas, and The State of Texas v. DHW Well Service, Inc., Cause No. 17-08-13253-DCV AJA; in the 365th Judicial District Court, Dimmit County, Texas.

Background: Defendant DHW Well Services, Inc. ("Defendant") owns real property located at 255 Loop 517 in Carrizo Springs, Texas. Defendant operates a yard for the business of servicing oil wells, including tank cleanouts, waste hauling, and the disposal of contaminated material. In the Fall of 2016, investigations discovered the unauthorized storage and disposal of oil and contaminated waste into a pit on Defendant's property that drained into the City of Carrizo Springs' sewer system. In 2017, the City of Carrizo Springs filed suit against Defendant for violations of the Texas Water Code and the Texas Health & Safety Code. The petition alleged the unlawful discharge and storage of waste and contaminants, in addition to failures in permitting, recording, reporting, and remediating; all which have been addressed and corrected since the suit was filed. The State of Texas is a necessary and indispensable party to the suit.

Proposed Agreed Judgment: The proposed Agreed Final Judgment includes damages in the amount of $75,000.00, plus civil penalties in the amount of $5,000.00 to be paid by the Defendant to the City of Carrizo Springs. In addition, Defendant is to pay civil penalties in the amount of $5,000.00, as well as $6,500.00 in attorney's fees to the State.

For a complete description of the proposed settlement, the complete proposed Agreed Final Judgment should be reviewed in its entirety. A copy of this proposed Agreed Final Judgment is also available from the Office of the District Clerk of Dimmit County, Texas. Requests for copies of the judgment, and written comments on the proposed settlement, should be directed to Tyler Ryska, Assistant Attorney General, Office of the Texas Attorney General, P.O. Box 12548, MC 066, Austin, Texas 78711-2548, phone (512) 463-2012, facsimile (512) 320-0911. Written comments must be received within 30 days of publication of this notice to be considered.

TRD-202001328
Ryan L. Bangert
Deputy Attorney General for Legal Counsel
Office of the Attorney General
Filed: April 2, 2020

Capital Area Rural Transportation System

Community Engagement - Request for Proposals

The Capital Area Rural Transportation System (CARTS) is soliciting proposals for Community Engagement/Public Outreach for the Project "Targeted Mobility Enhancements in Bastrop, a Pilot".

Beginning at 5:30 p.m., Friday, April 10, 2020, the RFQ will be available in digital format on our website at http://www.ride-carts.com/about/procurement.

The schedule is:
Release of RFQ--April 10, 2020
Responses due at 2:00 p.m.--May 12, 2020
Interviews (if necessary)--May 28, 2020
Award Anticipated--June 5, 2020
Work Begins--June 22, 2020

Final Report & Board Meeting--September 24, 2020

Proposals will be evaluated on qualifications, management approach/experience, scope of work and the completeness and quality of submittal.

TRD-202001377
Dave Marsh
General Manager
Capital Area Rural Transportation System
Filed: April 7, 2020

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 04/13/20 - 04/19/20 is 18% for Consumer 1/Agricultural/Commercial 2 credit through $250,000.

The weekly ceiling as prescribed by §303.003 and §303.009 for the period of 04/13/20 - 04/19/20 is 18% for Commercial over $250,000.

The monthly ceiling as prescribed by §303.005 and §303.009 for the period of 04/01/20 - 04/30/20 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 04/01/20 - 04/30/20 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-202001376
Leslie L. Pettijohn
Commissioner
Office of Consumer Credit Commissioner
Filed: April 7, 2020

Texas Council for Developmental Disabilities

Request for Applications: Older Adults With IDD and Their Caregivers

The Texas Council for Developmental Disabilities (TCDD) announces the availability of funds for organizations to develop new initiatives to support people with intellectual and developmental disabilities (IDD) who are aging and their caregivers. As this population continues to grow, our system must be better-equipped to serve their unique needs.

IN ADDITION April 17, 2020 45 TexReg 2575
during this life stage by providing information, resources, and support. Individual projects may focus primarily on meeting the needs of people with IDD who are aging, meeting the needs of aging caregivers of family members with IDD, and/or reducing gaps in the long-term services and supports system for people with IDD who are aging.

TCDD has approved funding for up to two projects for up to $175,000 per organization, per year, for up to five years. Funds available for these projects are provided to TCDD by the U.S. Department of Health and Human Services, Administration on Disabilities, pursuant to the Developmental Disabilities Assistance and Bill of Rights Act. Funding for the projects is dependent on the results of a review process established by TCDD and on the availability of funds. Non-federal matching funds of at least 10% of the total project costs are required for projects in federally designated poverty areas. Non-federal matching funds of at least 25% of total project costs are required for projects in other areas.

Additional information concerning this Request for Applications (RFA) and TCDD is available at https://tcdd.texas.gov/grants-rfas/funding-available-for-grants/. All questions pertaining to this RFA should be directed in writing to TCDD via email at apply@tcdd.texas.gov or via telephone at (512) 437-5432.

Deadline: Applications must be submitted by 11:59 p.m. CT on Thursday, June 25, 2020. Applications will not be accepted after the due date.

TRD-202001392
Beth Stalvey
Executive Director
Texas Council for Developmental Disabilities
Filed: April 8, 2020

Request for Applications: TCDD Journalism Fellows Program

The Texas Council for Developmental Disabilities (TCDD) announces the availability of funds for the TCDD Journalism Fellows Program. Through these grants, media entities will hire a journalism fellow who will publish content about people with disabilities and disability issues. Media entities will provide ongoing support and mentorship for the fellow, who will focus on disability-related issues in Texas and publish news and information about services and supports, people with disabilities and their families, and other topics. Content developed by the fellow will inform Texans about disability-related issues and potentially lead to systems change. At the conclusion of the grants, fellows will have the skills, experience, and expertise to pursue a career as a journalist with a disability focus.

TCDD has approved funding for up to six projects for up to $75,000 per organization for 12 months. Funds available for these projects are provided to TCDD by the U.S. Department of Health and Human Services, Administration on Disabilities, pursuant to the Developmental Disabilities Assistance and Bill of Rights Act. Funding for projects is dependent on the results of a review process established by TCDD and on the availability of funds. Non-federal matching funds of at least 10% of the total project costs are required for projects in federally designated poverty areas. Non-federal matching funds of at least 25% of total project costs are required for projects in other areas.

Additional information concerning this Request for Applications (RFA) and TCDD is available at https://tcdd.texas.gov/grants-rfas/funding-available-for-grants/. All questions pertaining to this RFA should be directed in writing to TCDD via email at apply@tcdd.texas.gov or via telephone at (512) 437-5432.

Deadline: Applications must be submitted through https://tcdd.smapapply.org/prog/lst/ and will be reviewed by TCDD according to the following schedule: applications received by 11:59 p.m. on June 22, 2020, may be reviewed at the August 2020 Council meeting; applications received by 11:59 p.m. on September 21, 2020, may be reviewed at the November 2020 Council meeting.

TRD-202001390
Beth Stalvey
Executive Director
Texas Council for Developmental Disabilities
Filed: April 8, 2020

East Texas Regional Water Planning Group (Region I)

Notice of Public Hearing for the East Texas Regional Water Planning Group 2021 Initially Prepared Regional Water Plan

Governor Abbott Allows Virtual & Telephonic Open Meetings to Maintain Government Transparency. As Texas works to mitigate the spread of COVID-19, the Governor granted the Office of the Attorney General’s Request for suspension of certain open-meeting statutes. This temporary suspension will allow for telephonic meetings of governmental bodies that are accessible to the public in an effort to reduce in-person meetings that assemble large groups of people.

Notice is hereby given that the East Texas Regional Water Planning Group (ETRWPG) is taking comment on and holding a public hearing via Telephonic Open Public Hearing for the East Texas Regional Water Planning Group (Region I) 2021 Initially Prepared Plan (IPP). The telephonic public hearing for the IPP will include a public comment period on Thursday May 14, 2020, at 5:30 P.M.

Join by phone: +1 (440) 494-6883 (PIN: 329949771)

The ETRWPG was established under provisions of Texas Senate Bill 1 (7th Texas Legislature) to develop a regional water plan for the ETRWPG which includes the following counties: Anderson, Angelina, Cherokee, Hardin, Henderson, Houston, Jasper, Jefferson, Nacogdoches, Newton, Orange, Panola, Polk, Rusk, Sabine, San Augustine, Shelby, Smith, Trinity, and Tyler.

Due to Public Library/County offices being closed to the public in order to abide by Governor Abbott’s temporary suspension of public gatherings:

Copies of the IPP are available for review on the Texas Water Development Board Website at https://www.twdb.texas.gov/waterplanning/rwp/plans/2021/index.asp#region-i; on the East Texas Regional Water Planning Group website at http://www.etexwaterplan.org/2021InitiallyPreparedPlan.htm, and may request a copy from the City of Nacogdoches, Office of the Region I Administrative Contact Stacy Corley, corleys@ci.nacogdoches.tx.us. Oral comments will be accepted during the telephonic public hearing. The ETRWPG will also accept written comments from April 14, 2020, through July 13, 2020, and may be emailed or mailed to the address below:

QUESTIONS AND COMMENTS MAY BE SUBMITTED TO:

Rex H. Hunt, P.E.
Alan Plummer Associates, Inc.
6300 La Calma, Suite 400
Austin, Texas 78752
Phone: (512) 452-5905 or rhunt@plummer.com
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 **May 18, 2020**. 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 **May 18, 2020**. 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.

(1) **COMPANY:** American Midstream Gas Solutions, LP; **DOCKET NUMBER:** 2019-1617-AIR-E; **IDENTIFIER:** RN100237502; **LOCATION:** Longview, Gregg County; **TYPE OF FACILITY:** natural gas compressing plant; **RULES VIOLATED:** 30 TAC §§101.20(2), 113.1090, and 122.143(4), 40 Code of Federal Regulations 63.6640(a), Federal Operating Permit Number O3097, General Terms and Conditions and Special Terms and Conditions Numbers 1.A and 1.F, and Texas Health and Safety Code, §382.085(b), by failing to maintain the catalyst inlet temperature limit for existing non-emergency four-stroke rich burn stationary reciprocating internal combustion engines greater than 500 horsepower; **PENALTY:** $4,875; **ENFORCEMENT COORDINATOR:** Johnnie Wu, (512) 239-2524; **REGIONAL OFFICE:** 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(2) **COMPANY:** Julian Camacho; **DOCKET NUMBER:** 2020-0310-PWS-E; **IDENTIFIER:** RN110999603; **LOCATION:** La Porte, Harris County; **TYPE OF FACILITY:** operator; **RULE VIOLATED:** 30 TAC §30.5(a), by failing to obtain a required occupational license; **PENALTY:** $175; **ENFORCEMENT COORDINATOR:** Samantha Duncan, (512) 239-2511; **REGIONAL OFFICE:** 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(3) **COMPANY:** Chevron Phillips Chemical Company LP; **DOCKET NUMBER:** 2019-0751-AIR-E; **IDENTIFIER:** RN100215615; **LOCATION:** Orange, Orange County; **TYPE OF FACILITY:** high-density polyethylene manufacturing plant; **RULES VIOLATED:** 30 TAC §§116.115(b)(2)(F) and (c) and §122.143(4), New Source Review (NSR) Permit Number 1410A, Special Conditions (SC) Number 1, Federal Operating Permit (FOP) Number O1310, General Terms and Conditions (GTC) and Special Terms and Conditions (STC) Number 9, and Texas Health and Safety Code (THSC), §382.085(b), by failing to comply with the maximum allowable emission rates (MAER); and 30 TAC §§116.115(c) and §122.143(4), NSR Permit Number 19394, SC Numbers 3 (effective July 31, 2014) and 4 (effective April 17, 2018), FOP Number O1310, GTC and STC Number 9, and THSC, §382.085(b), by failing to comply with the permitted production limit; and 30 TAC §122.143(4) and §122.145(2)(A), FOP Number O1310, GTC, and THSC, §382.085(b), by failing to report all instances of deviations; **PENALTY:** $25,542; **SUPPLEMENTAL ENVIRONMENTAL PROJECT OFFSET AMOUNT:** $10,217; **ENFORCEMENT COORDINATOR:** Carol McGrath, (210) 403-4063; **REGIONAL OFFICE:** 3870 East Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

(4) **COMPANY:** City of Chico; **DOCKET NUMBER:** 2019-1712-MWD-E; **IDENTIFIER:** RN102833845; **LOCATION:** Chico, Wise 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 WQ0010023001, Effluent Limitations and Monitoring Requirements Numbers 1 and 2, by failing to comply with permitted effluent limitations; **PENALTY:** $15,075; **ENFORCEMENT COORDINATOR:** Stephanie Frederick, (512) 239-1001; **REGIONAL OFFICE:** 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

(5) **COMPANY:** City of Rio Hondo; **DOCKET NUMBER:** 2019-1537-PWS-E; **IDENTIFIER:** RN101209195; **LOCATION:** Rio Hondo, Cameron County; **TYPE OF FACILITY:** public water supply; **RULES VIOLATED:** 30 TAC §290.114(a)(2)(B) and (j) by failing to comply with the maximum contaminant level for chloroform and/or chloroform dehydrochlorination product that were present in the distribution system of the public water system at the monitoring points; **PENALTY:** $10,770; **ENFORCEMENT COORDINATOR:** Aaron Vincent, (512) 239-0855; **REGIONAL OFFICE:** 1804 West Jefferson Avenue, Harlingen, Texas 78550-5247, (956) 425-6010.

(6) **COMPANY:** Cypress Valley Water Supply Corporation; **DOCKET NUMBER:** 2019-1658-PWS-E; **IDENTIFIER:** RN101184745; **LOCATION:** Marshall, Harrison County; **TYPE OF FACILITY:** public water supply; **RULES VIOLATED:** 30 TAC §290.114(f)(1) and Texas Health and Safety Code, §341.0315(c), by failing to comply with the maximum contaminant level of 0.080 milligram per liter for total trihalomethanes based on the locational running annual average; and 30 TAC §290.117(i)(6) and (j), by failing to provide a consumer notification of lead tap water monitoring results to persons served at the sites (taps) that were tested, and failing to mail a copy of the consumer notification of tap results to the executive director (ED) along with certification that the consumer notification has been distributed in a manner consistent with TCEQ requirements for the January 1, 2017 - June 30, 2017 and July 1, 2018 - December 31, 2018, monitoring periods; and 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the ED regarding the failure to collect all required lead and copper tap samples for the January 1, 2017 - June 1, 2017.
(10) COMPANY: Pedro Guity; DOCKET NUMBER: 2020-0257-WOC-E; IDENTIFIER: RN110909611; LOCATION: La Porte, Harris County; TYPE OF FACILITY: operator; RULE VIOLATED: 30 TAC §305.5(a), by failing to obtain a required occupational license; PENALTY: $175; ENFORCEMENT COORDINATOR: Epifanio Villareal, (361) 825-3421; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(11) COMPANY: Gene Hayman; DOCKET NUMBER: 2020-0264-WOC-E; IDENTIFIER: RN110909637; LOCATION: La Porte, Harris County; TYPE OF FACILITY: operator; RULE VIOLATED: 30 TAC §305.5(a), by failing to obtain a required occupational license; PENALTY: $175; ENFORCEMENT COORDINATOR: Epifanio Villareal, (361) 825-3421; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(12) COMPANY: Lake Fork Water Supply Corp.; DOCKET NUMBER: 2019-1677-PWS-E; IDENTIFIER: RN101453421; LOCATION: Yantis, Wood 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 milligram per liter for total trihalomethanes based on the locational running annual average; PENALTY: $1,605; ENFORCEMENT COORDINATOR: Jee Willis, (512) 239-1115; REGIONAL OFFICE: 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(13) COMPANY: Lindell Enterprises, Incorporated dba Lindell Chevron & Automotive; DOCKET NUMBER: 2020-0126-PST-E; IDENTIFIER: RN102990660; LOCATION: Round Rock, Williamson 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 in a manner which will detect a release at a frequency of at least once every 30 days; PENALTY: $2,438; ENFORCEMENT COORDINATOR: Berenice Munoz, (915) 834-4976; REGIONAL OFFICE: P.O. Box 13087, Austin, Texas 78711-3087, (512) 339-2929.

(14) COMPANY: SAGERTON WATER SUPPLY CORPORATION; DOCKET NUMBER: 2019-1632-PWS-E; IDENTIFIER: RN101218386; LOCATION: Sagerton, Haskell 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 milligram per liter for total trihalomethanes based on the locational running average; PENALTY: $465; ENFORCEMENT COORDINATOR: Miles Wehner, (512) 239-2813; REGIONAL OFFICE: 1977 Industrial Boulevard, Abilene, Texas 79602-7833, (325) 698-9674.

(15) COMPANY: Soren Strategies LLC, LEG Transport LLC, and House Hahl Commercial Owners Association, Incorporated; DOCKET NUMBER: 2019-1756-MWD-E; IDENTIFIER: RN106717028; LOCATION: Cypress, 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 WQ0015090001, Interim Effluent Limitations and Monitoring Requirements Numbers 1 and 3, by failing to comply with permitted effluent limitations; PENALTY: $7,000; ENFORCEMENT COORDINATOR: Christopher Moreno, (254) 761-3038; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(16) COMPANY: SPADE WATER SUPPLY CORPORATION; DOCKET NUMBER: 2019-1475-PWS-E; IDENTIFIER: RN101458578; LOCATION: Spade, Lamb County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.117(i)(6) and (j), by failing to provide a consumer notification of lead tap water monitoring results to persons served at the sites (taps) that were tested, and failing to mail a copy of the consumer notification of tap results to the executive director (ED) along with certification that the consumer notification has been distributed in a manner consistent with TCEQ requirements for the July 1, 2018 - December 31, 2018, monitoring period; and 30 TAC §290.122(c)(2)(A) and (f), by failing to provide public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the ED regarding the failure to collect lead and copper tap samples for the July 1, 2017 - December 31, 2017, monitoring period; PENALTY: $127; ENFORCEMENT COORDINATOR: Miles Wehner, (512) 239-2813; REGIONAL OFFICE: 5012 50th Street, Suite 100, Lubbock, Texas 79414-3426, (806) 796-7092.
(17) COMPANY: Starrville Water Supply Corporation; DOCKET NUMBER: 2019-1631-PWS-E; IDENTIFIER: RN101450237; LOCATION: Winona, Smith 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 milligram per liter for total trihalomethanes based on the location running annual average; PENALTY: $1,725; ENFORCEMENT COORDINATOR: Samantha Salas, Tyler, Texas 75701-3734, (903) 535-5100.

(18) COMPANY: Undine Texas, LLC; DOCKET NUMBER: 2019-1394-PWS-E; IDENTIFIER: RN101438331; LOCATION: Alvin, Brazoria County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.45(b)(1)(C)(ii) and Texas Health and Safety Code (THSC), §341.0315(c), by failing to provide a storage tank capacity of 200 gallons per connection; 30 TAC §290.45(b)(1)(C)(iii) and THSC, §341.0315(c), by failing to provide two or more service pumps having a total capacity of 2.0 gallons per minute per connection; 30 TAC §290.46(m), by failing to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the systems facilities and equipment; 30 TAC §290.46(n)(1), by failing to maintain at the facility accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the facility is decommissioned; and 30 TAC §290.46(n)(3), by failing to keep on file copies of well completion data as defined in 30 TAC §290.41(c)(3)(A) for as long as the well remains in service; PENALTY: $2,726; ENFORCEMENT COORDINATOR: Danielle Porras, (713) 767-3682; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

(19) COMPANY: Victoria County Water Control and Improvement District Number 2; DOCKET NUMBER: 2020-0014-PWS-E; IDENTIFIER: RN101398303; LOCATION: Placeo, Victoria County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.45(b)(1)(D)(i) and Texas Health and Safety Code (THSC), §341.0315(c), by failing to provide two or more wells having a total capacity of 0.6 gallon per minute per connection; and 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 milligram per liter of free chlorine throughout the distribution system at all times; PENALTY: $3,208; ENFORCEMENT COORDINATOR: Miles Wehner, (512) 239-2813; REGIONAL OFFICE: 6300 Ocean Drive, Suite 1200, Corpus Christi, Texas 78412-5839, (361) 825-3100.

(20) COMPANY: Waller Independent School District; DOCKET NUMBER: 2019-1208-PWS-E; IDENTIFIER: RN105728596; LOCATION: Hockley, Waller County; TYPE OF FACILITY: public water supply; RULES VIOLATED: 30 TAC §290.39(i), by failing to notify the executive director prior to making any significant change or addition to the systems production, treatment, storage, pressure maintenance, or distribution facilities; and 30 TAC §290.41(c)(3)(O), by failing to protect all well units with an intruder-resistant fence with a lockable gate or enclose the well in a locked and ventilated well house to exclude contamination or damage to the facility by trespassers; PENALTY: $200; ENFORCEMENT COORDINATOR: Ronica Rodriguez, (361) 825-3425; REGIONAL OFFICE: 5425 Polk Street, Suite H, Houston, Texas 77023-1452, (713) 767-3500.

TRD-202001368
Charmaine Backens
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: April 7, 2020

Amended Notice of Hearing (To change hearing date) TEXAS REGIONAL LANDFILL COMPANY, LP; SOAH Docket No. 582-20-2569; TCEQ Docket No. 2019-1806-MSW; Proposed Permit No. 1841B

APPLICATION.

Texas Regional Landfill Company, LP, 3 Waterway Square Place, Suite 550, The Woodlands, Texas 77380 has applied to the Texas Commission on Environmental Quality (TCEQ) for a permit amendment to authorize the expansion of the Travis County Landfill, a Type IV municipal solid waste (MSW) landfill in Travis County, Texas. The facility is located at 9600 FM 812, Austin, Travis County, Texas 78719. The TCEQ received this application on November 26, 2018. 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: https://arcgis.esri.com/arcgis/rest/services/Texas_EPA/MapService/MapServer. For the exact location, refer to the application.

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 Elroy Library, 13512 FM 812, Del Valle, Travis County, Texas 78617. The permit application may be viewed online at: https://www.tceq.texas.gov/permitting/waste_permits/msw_permits/msw_posted_apps.html.

DIRECT REFERRAL.

The Notice of Application and Preliminary Decision was published on August 22, 2019, in English and Spanish. On December 20, 2019, the Applicant filed a request for direct referral to the State Office of Administrative Hearings (SOAH). Therefore, the chief clerk has referred this application directly to SOAH for a hearing on whether the application complies with all applicable statutory and regulatory requirements.

CONTESTED CASE HEARING.

The State Office of Administrative Hearings (SOAH) will conduct a preliminary hearing at:
10:00 a.m. - May 7, 2020
William P. Clements Building
300 West 15th Street, 4th Floor
Austin, Texas 78701

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; Chapter 361, Texas Health and Safety Code; TCEQ rules including 30 Texas Administrative Code (TAC) Chapter 330; and the procedural rules of the TCEQ and SOAH, including 30 TAC Chapter 80 and 1 TAC Chapter 155.

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.

IN ADDITION April 17, 2020 45 TexReg 2579
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.

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 www.tceq.texas.gov. The mailing address for the TCEQ is P.O. Box 13087, Austin, Texas 78711-3087.

Further information may also be obtained from Texas Regional Landfill Company, LP at the address stated above or by calling Mr. Brett O'Connor at (832) 442-2920.

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 2, 2020
TRD-202001383
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: April 8, 2020

Enforcement Orders

An agreed order was adopted regarding City of Gladewater, Docket No. 2018-1678-PWS-E on April 7, 2020, assessing $1,275 in administrative penalties with $255 deferred. Information concerning any aspect of this order may be obtained by contacting Julianne Dewar, 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 The Church in Peaster, Docket No. 2019-0194-PWS-E on April 7, 2020, assessing $663 in administrative penalties with $132 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 GRESHAM USA LLC dba Liberty Crossing, Docket No. 2019-0259-PST-E on April 7, 2020, assessing $4,062 in administrative penalties with $812 deferred. Information concerning any aspect of this order may be obtained by contacting Berenice Munoz, 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 Bellaire, Docket No. 2019-0268-PWS-E on April 7, 2020, assessing $472 in administrative penalties with $94 deferred. Information concerning any aspect of this order may be obtained by contacting Ronica Rodriguez, 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 Ralls, Docket No. 2019-0302-MWD-E on April 7, 2020, assessing $3,937 in administrative penalties with $787 deferred. Information concerning any aspect of this order may be obtained by contacting Chase Davenport, 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 Kerrville, Docket No. 2019-0773-MWD-E on April 7, 2020, assessed $6,375 in administrative penalties with $1,275 deferred. Information concerning any aspect of this order 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.

An agreed order was adopted regarding City of Olney, Docket No. 2019-0796-PWS-E on April 7, 2020, assessing $280 in administrative penalties with $56 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 City of Emory, Docket No. 2019-0806-MWD-E on April 7, 2020, assessing $3,991 in administrative penalties with $787 deferred. Information concerning any aspect of this order may be obtained by contacting Chase Davenport, 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 Nacogdoches, Docket No. 2019-0814-MWD-E on April 7, 2020, assessing $1,872 in administrative penalties with $374 deferred. Information concerning any aspect of this order may be obtained by contacting Caleb Olson,
An agreed order was adopted regarding Halepaska Property Management, LLC dba Halepaska Country Lots, LLC, Docket No. 2019-0846-PWS-E on April 7, 2020, assessing $276 in administrative penalties with $55 deferred. Information concerning any aspect of this order may be obtained by contacting Ronica Rodriguez, 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 TIDWELL WASTEWATER UTILITY, L.L.C., Docket No. 2019-0850-PWS-E on April 7, 2020, assessing $157 in administrative penalties with $31 deferred. Information concerning any aspect of this order may be obtained by contacting Danielle Porras, 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 EGERT DIRT WORKS LLC, Docket No. 2019-0933-WQ-E on April 7, 2020, assessing $5,000 in administrative penalties with $1,000 deferred. Information concerning any aspect of this order 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.

An agreed order was adopted regarding RYAN BUSINESS, INC. dba Dessau Mini Mart, Docket No. 2019-0947-PST-E on April 7, 2020, assessing $3,000 in administrative penalties with $600 deferred. Information concerning any aspect of this order 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 WHITE HORSE CHRISTIAN ACADEMY, INC., Docket No. 2019-0987-PWS-E on April 7, 2020, assessing $434 in administrative penalties with $86 deferred. Information concerning any aspect of this order may be obtained by contacting Samantha Duncan, 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 Mart, Docket No. 2019-1027-PWS-E on April 7, 2020, assessing $315 in administrative penalties with $63 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 S. A. Thompson Marketing, Inc. dba Corner Store, Docket No. 2019-1041-PST-E on April 7, 2020, assessing $2,620 in administrative penalties with $524 deferred. Information concerning any aspect of this order may be obtained by contacting Johnnie Wu, 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 Blake Truax dba The Barn and Merri Truax dba The Barn, Docket No. 2019-1054-PWS-E on April 7, 2020, assessing $465 in administrative penalties with $93 deferred. Information concerning any aspect of this order may be obtained by contacting Samantha Duncan, 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 Robert S. Gutermuth, Docket No. 2019-1104-EAQ-E on April 7, 2020, assessing $1,875 in administrative penalties with $375 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 Cotton Center Water Supply Corporation, Docket No. 2019-1147-PWS-E on April 7, 2020, assessing $300 in administrative penalties with $60 deferred. Information concerning any aspect of this order may be obtained by contacting Marla Waters, 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 Chris Harp Construction Limited Liability Company, Docket No. 2019-1155-AIR-E on April 7, 2020, assessing $2,500 in administrative penalties with $500 deferred. Information concerning any aspect of this order may be obtained by contacting Margarita Dennis, 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 Nerro Supply, LLC dba Nerro Supply Investors, LLC, Docket No. 2019-1206-PWS-E on April 7, 2020, assessing $2,352 in administrative penalties with $470 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 Memorial Health System of East Texas, Docket No. 2019-1269-PST-E on April 7, 2020, assessing $2,438 in administrative penalties with $487 deferred. Information concerning any aspect of this order 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.

An agreed order was adopted regarding TX Energy Services, LLC, Docket No. 2019-1278-PWS-E on April 7, 2020, assessing $165 in administrative penalties with $33 deferred. 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 NEW CORNER BUSINESS LLC dba MS Quick Mart, Docket No. 2019-1285-PST-E on April 7, 2020, assessing $3,403 in administrative penalties with $680 deferred. Information concerning any aspect of this order may be obtained by contacting Tyler Smith, 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 Caverns of Sonora, Inc., Docket No. 2019-1301-PWS-E on April 7, 2020, assessing $150 in administrative penalties with $30 deferred. 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 EnCana Oil & Gas (USA) Inc., Docket No. 2019-1302-AIR-E on April 7, 2020, assessing $2,374 in administrative penalties with $474 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.

An agreed order was adopted regarding TRINITY RCT, L.P., Docket No. 2019-1467-PWS-E on April 7, 2020, assessing $1,621 in administrative penalties with $324 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 Texas Regional Bank, Docket No. 2019-1482-EAQ-E on April 7, 2020, assessing $938 in administrative penalties with $187 deferred. Information concerning any aspect of this order 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.

An agreed order was adopted regarding Paso Del Norte Materials, LLC, Docket No. 2019-1688-AIR-E on April 7, 2020, assessing $1,725 in administrative penalties with $345 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 Paso Del Norte Materials, LLC, Docket No. 2019-1699-AIR-E on April 7, 2020, assessing $1,312 in administrative penalties with $262 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 Paso Del Norte Materials, LLC, Docket No. 2019-1699-AIR-E on April 7, 2020, assessing $1,312 in administrative penalties with $262 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 Paso Del Norte Materials, LLC, Docket No. 2019-1699-AIR-E on April 7, 2020, assessing $1,312 in administrative penalties with $262 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.

TRD-202001386

Bridge C. Bohac
Chief Clerk
Texas Commission on Environmental Quality

Filed: April 8, 2020

Enforcement Orders

A default order was adopted regarding Audelia Herrera and Salomon Vasquez d/b/a Salomon Vasquez & Sons and d/b/a Tony’s Construction Garbage Cleanup and Demolition Work, Docket No. 2018-0712-MSW-E on April 8, 2020 assessing $2,625 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Ian Groetsch, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default order was adopted regarding Emmanuel Mendoza d/b/a Mendoza Body Shop, Docket No. 2018-1200-AIR-E on April 8, 2020 assessing $2,625 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Clayton Smith, 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 Buckeye Texas Processing LLC, Docket No. 2018-1310-AIR-E on April 8, 2020 assessing $759,521 in administrative penalties with $151,904 deferred. Information concerning any aspect of this order may be obtained by contacting Richard 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 OXY USA WTP LP, Docket No. 2018-1326-AIR-E on April 8, 2020 assessing $8,785 in administrative penalties with $1,757 deferred. Information concerning any aspect of this order may be obtained by contacting Johnnie Wu, 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 Wyman-Gordon Forgings, Inc., Docket No. 2018-1434-IWD-E on April 8, 2020 assessing $39,637 in administrative penalties with $7,927 deferred. Information concerning any aspect of this order 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 default order was adopted regarding William Dennis Cowart, Docket No. 2018-1505-MSW-E on April 8, 2020 assessing $1,312 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Jake Marx, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default and shutdown order was adopted regarding A-2 Convenience LLC d/b/a Super Stop 181, Docket No. 2019-0030-PST-E on April 8, 2020 assessing $18,142 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Taylor Pearson, Staff Attorney at (512) 239-3400, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087.

A default and shutdown order was adopted regarding M J H Star Enterprises, Inc. d/b/a Airline Food Mart, Docket No. 2019-0258-PST-E on April 8, 2020 assessing $4,725 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting John S. Merculief II, 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 Perven, LLC d/b/a Stop N Drive 2, Docket No. 2019-0308-PST-E on April 8, 2020 assessing $9,141 in administrative penalties with $1,828 deferred. Information concerning any aspect of this order may be obtained by contacting Alain Legheb, 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 Crockett, Docket No. 2019-0506-MWD-E on April 8, 2020 assessing $11,250 in administrative penalties with $2,250 deferred. Information concerning any aspect of this order may be obtained by contacting Chase Davenport, 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 Trenton, Docket No. 2019-0524-PWS-E on April 8, 2020 assessing $367 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Ronica Rodriguez, 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 Grand Harbor Water Supply Corporation, Docket No. 2019-0526-PWS-E on April 8, 2020 assessing $774 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Julianne Dewar, 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 S & B ENTERPRISES INC. dba Zara Food Mart, Docket No. 2019-0544-PST-E on April 8, 2020 assessing $45,000 in administrative penalties with $34,950 deferred. Information concerning any aspect of this order may be obtained by contacting Stephanie McCurley, 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 Spearman, Docket No. 2019-0571-MWD-E on April 8, 2020 assessing $16,537 in administrative penalties with $3,307 deferred. Information concerning any aspect of this order 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.

An agreed order was adopted regarding City of Toyah, Docket No. 2019-0591-PWS-E on April 8, 2020 assessing $895 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Julianna Dewar, 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 KWIK CHEK FOOD STORES, INC. dba Kwik Chek 37, Docket No. 2019-0631-PST-E on April 8, 2020 assessing $48,878 in administrative penalties with $9,775 deferred. Information concerning any aspect of this order may be obtained by contacting Carlos Molina, 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 Denton, Docket No. 2019-0654-MWD-E on April 8, 2020 assessing $13,500 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Christopher Moreno, 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 Aqua Texas, Inc., Docket No. 2019-0738-MWD-E on April 8, 2020 assessing $15,187 in administrative penalties with $3,037 deferred. Information concerning any aspect of this order 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 Midkiff Holdings, LLC, Docket No. 2019-0778-WQ-E on April 8, 2020 assessing $5,625 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Steven Van Landingham, 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 Horizon Regional Municipal Utility District, Docket No. 2019-0785-MWD-E on April 8, 2020 assessing $18,600 in administrative penalties with $3,720 deferred. Information concerning any aspect of this order 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.

An agreed order was adopted regarding Daisy Farms, LLC, Docket No. 2019-0832-AGR-E on April 8, 2020 assessing $7,500 in administrative penalties. Information concerning any aspect of this order may be obtained by contacting Herbert 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 City of Paris, Docket No. 2019-0876-MWD-E on April 8, 2020 assessing $19,050 in administrative penalties with $3,810 deferred. Information concerning any aspect of this order 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.

An agreed order was adopted regarding DOBBIN-PLANTERSVILLE WATER SUPPLY CORPORATION, (A Non-Profit Corporation), Docket No. 2019-0971-PWS-E on April 8, 2020 assessing $345 in administrative penalties. 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 White Oak Bayou Joint Powers Board, Docket No. 2019-0981-MWD-E on April 8, 2020 assessing $15,750 in administrative penalties with $3,150 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.

TRD-202001393
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: April 8, 2020

Notice of Application and Opportunity to Request a Public Meeting for a New Municipal Solid Waste Facility: Registration Application No. 40310

Application. Nucore Environmental Services, LLC, P.O. Box 5357, Pasadena, Texas 77508 has applied to the Texas Commission on Environmental Quality (TCEQ) for proposed Registration No. 40310, to construct and operate a medical waste processing facility. The proposed facility, Nucore Environmental Services, LLC, will be located at 6410 Long Drive, Houston, Texas 77087, in Harris County. The Applicant is requesting authorization to receive, store, and process medical waste, non-hazardous pharmaceuticals, and confidential documents; and store and transfer trace chemotherapy waste and pathological waste; that includes hospitals, clinics, nursing homes, and other health care related facilities. The registration application is available for viewing and copying at the Houston Public Library, 6767 Bellfort Street, Houston, Texas 77087 and may be viewed online at https://www.Invinc.com/wp-content/uploads/2020/03/NUCORE_Registration-Application-Submittal_February-28-2020.pdf. 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://www.arcgis.com/apps/webappviewer/index.html?f=6410%20L%20%20Dr%2C%20Houston%2C%20TX%2C%2077087%2C%20USA. For exact location, refer to application.

The TCEQ executive director has reviewed this action for consistency with the goals and policies of the Texas Coastal Management Program (CMP) in accordance with the regulations of the Coastal Coordination Council and has determined that the action is consistent with the applicable CMP goals and policies.

IN ADDITION  April 17, 2020  45 TexReg 2583
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/pep>. General information regarding the TCEQ can be found on our website at <www.tceq.texas.gov/>. Si desea información en español, puede llamar al (800) 687-4040. Further information may also be obtained from Nucore Environmental Services, LLC at the address stated above or by calling Mr. Robert Gonzalez at (713) 557-5086.

TRD-202001382

Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: April 8, 2020

Notice of District Petition
Notice issued April 6, 2020
TCEQ Internal Control No. D-09232019-025; Lumpkin Family Partnership, Ltd. (Petitioner) filed a petition for creation of Collin County Municipal Utility District No. 5 (District) with the Texas Commission on Environmental Quality (TCEQ). The petition was filed pursuant to Article XVI, §59 of the Constitution of the State of Texas; Chapters 49 and 54 of the Texas Water Code; 30 Texas Administrative Code Chapter 293; and the procedural rules of the TCEQ. The petition states that: (1) the Petitioner holds title to a majority in value of the land to be included in the proposed District; (2) the proposed District will contain approximately 515 acres located within Collin County, Texas; and (3) all of the land within the proposed District is wholly within the extraterritorial jurisdiction of the City of Rockwall, Texas (City), and no portion of the land within the proposed District is within the corporate limits or extraterritorial jurisdiction of any other city, town or village in Texas. Additionally, application material indicates there are no lienholders on the property to be included in the proposed District. In accordance with Local Government Code §42.042 and TWC §54.016, the Petitioner submitted a petition to the City of Rockwall, requesting the City’s consent to the creation of the District, followed by a petition for the City to provide water and sewer services to the District. The petition further states that the proposed District will: (1) construct, maintain, and operate a waterworks system, including the purchase and sale of water, for domestic and commercial purposes; (2) construct, maintain, and operate a sanitary sewer collection, treatment, and disposal system, for domestic, and commercial purposes; (3) construct, install, maintain, purchase, and operate drainage and roadway facilities and improvements; and (4) construct, install, maintain, purchase, and operate facilities, systems, plants, and enterprises of such additional facilities as shall be consonant with the purposes for which the proposed District is organized. According to the petition, a preliminary investigation has been made to determine the cost of the project, and it is estimated by the Petitioner, from the information available at this time, that the cost of said project will be approximately $40,000,000 ($30,398,000 utilities plus $9,602,000 roads).

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

The TCEQ may grant a contested case hearing on the petition if a written hearing request is filed within 30 days after the newspaper publication of the 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) the name of the Petitioner and the TCEQ Internal Control Number; (3) the statement ”I/we request a contested case hearing”; (4) a brief description of how you would be affected by the petition in a way not common to the general public; and (5) the location of your property relative to the proposed District’s boundaries. You may also submit your proposed adjustments to the petition. 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. The Executive Director may approve the petition unless a written request for a contested case hearing is filed within 30 days after the newspaper publication of this notice. If a hearing request is filed, the Executive Director will not approve the petition and will forward the petition and hearing request to the TCEQ Commissioners for their consideration at a scheduled Commission meeting. If a contested case hearing is held, it will be a legal proceeding similar to a civil trial in state district court. Written hearing requests should be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. For information concerning the hearing process, please contact the Public Interest Counsel, MC 103, at the same address. For additional information, individual members of the general public may contact the Districts Review Team, at (512) 239-4691. Si desea información en español, puede llamar al (512) 239-0200. General information regarding TCEQ can be found at our web site at https://www.tceq.texas.gov.

TRD-202001381
Bridget C. Bohac
Chief Clerk
Texas Commission on Environmental Quality
Filed: April 8, 2020

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 May 18, 2020. 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 May 18, 2020. 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 numbers; however, TWC, §7.075, provides that comments on the DO shall be submitted to the commission in writing.

(1) COMPANY: Kenneth Marriott; DOCKET NUMBER: 2018-1505-MSW-E; TCEQ ID NUMBER: RN109966317; LOCATION: 500 feet southeast of County Road 213 (Old Highway 69) and County Road 213B (Danny Reed Road) near Huntington, Angelina 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; PENALTY: $1,312; STAFF ATTORNEY: Jake Marx, Litigation Division, MC 175, (512) 239-5111; REGIONAL OFFICE: Beaumont Regional Office, 3870 Eastex Freeway, Beaumont, Texas 77703-1830, (409) 898-3838.

TRD-202001371
Charmaine Backens
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: April 7, 2020

Notice of Opportunity to Comment on a Shutdown/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 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 overfill 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 overfill 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 May 18, 2020. The commission will consider any written comments received, and the commission may withdraw or withhold approval of a 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 May 18, 2020. Written comments may also be sent by facsimile machine to the attorney at (512) 239-3434. The commission's attorney is 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: A A & R Business Investments Inc dba Quick Step N Save; DOCKET NUMBER: 2019-0064-PST-E; TCEQ ID NUMBER: RN102031192; LOCATION: 132 East Park Row Drive, Arlington, Tarrant County; TYPE OF FACILITY: UST system and a convenience store with retail sales of gasoline; RULES VIOLATED: TWC, §26.3475(c)(1) and 30 TAC §334.50(b)(1)(A), by failing to monitor the USTs for releases in a manner which will detect a release at a frequency of at least once every 30 days; and 30 TAC §334.10(b)(2), by failing to assure that all UST recordkeeping requirements are met; PENALTY: $4,800; STAFF ATTORNEY: Kevin Bartz, Litigation Division, MC 175, (512) 239-6225; REGIONAL OFFICE: Dallas-Fort Worth Regional Office, 2309 Gravel Drive, Fort Worth, Texas 76118-6951, (817) 588-5800.

TRD-202001369
Charmaine Backens
Director, Litigation Division
Texas Commission on Environmental Quality
Filed: April 7, 2020

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 May 18, 2020. 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 May 18, 2020. 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 number; however, TWC, §7.075, provides that comments on an AO shall be submitted to the commission in writing.

(1) COMPANY: Dale W. Haggard dba Spring Valley Subdivision; DOCKET NUMBER: 2019-0886-PWS-E; TCEQ ID NUMBER: RN101229185; LOCATION: off of County Road 4789 near Atlanta, Cass County; TYPE OF FACILITY: public water system; RULES VIOLATED: 30 TAC §290.106(e) and §290.107(e), by failing to report the results of nitrate and Volatile Organic Compound contaminated sampling to the executive director (ED); 30 TAC §290.271(b) and §290.274(a) and (c), by failing to mail or directly deliver one copy of the Consumer Confidence Report (CCR) to each bill paying customer by July 1st of each year, and failing to submit to the TCEQ by July 1st of each year a copy of the annual CCR and a certification that the CCR has been distributed and that the information in the CCR is correct and consistent with compliance monitoring data; 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 ED regarding the failure to submit a Disinfectant Level Quarterly Report for the second and third quarters of 2016; TWC, §5.702 and 30 TAC §290.51(a)(6), by failing to pay annual Public Health Service fees and/or associated late fees for TCEQ Financial Administration Account Number 93040026; and TWC, §5.702 and 30 TAC §291.76, by failing to fully pay regulatory assessment fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity Number 12723; PENALTY: $350; STAFF ATTORNEY: Jaime Garcia, Litigation Division, MC 175, (512) 239-5807; REGIONAL OFFICE: Tyler Regional Office, 2916 Teague Drive, Tyler, Texas 75701-3734, (903) 535-5100.

(2) COMPANY: DETMAR LOGISTICS, LLC and IMPERIAL FLEET SERVICE INC; DOCKET NUMBER: 2019-0806-MLM-E; TCEQ ID NUMBER: RN107009854; LOCATION: 1182 Gas Plant Road, San Angelo, Tom Green County; TYPE OF FACILITY: oilfield trucking services fleet maintenance facility; RULES VIOLATED: 30 TAC §§335.62, 335.503(a), and 335.504 and 40 Code of Federal Regulations §262.11, by failing to conduct hazardous waste determinations and waste classifications. Specifically, a hazardous waste determination and waste classification was not conducted for the vehicle wash rinse water stream; and 30 TAC §330.15(a) and (c), by causing, suffering, allowing, or permitting the unauthorized disposal of municipal solid waste (MSW). Specifically, MSW consisting of 110 barrels (approximately 17.2 cubic yards) of vehicle wash rinse water was disposed of at an unauthorized facility on March 21, 2019; PENALTY: $5,266; STAFF ATTORNEY: Ian Groetsch, Litigation Division, MC 175, (512) 239-2225; REGIONAL OFFICE: San Antonio Regional Office, 14250 Judson Road, San Antonio, Texas 78233-4480, (210) 490-3096.

(3) COMPANY: Town of Addison; DOCKET NUMBER: 2015-0549-WR-E; TCEQ ID NUMBER: RN105975361; LOCATION: Ponte Avenue along Vitruvian Trail, Addison, Dallas County; TYPE OF FACILITY: two permitted impoundments, associated with TCEQ Water Use Permit Number 5383A (the "Permit"), within a municipal development; RULES VIOLATED: TWC, §11.121 and 30 TAC §297.11, by failing to obtain authorization prior to beginning construction of any work designed for the storage, taking, or diversion of state water; 30 TAC §297.45(e) and the Permit, Special Condition 6.B., by failing to maintain a Trinity Aquifer groundwater well as an alternate source of water; TWC, §11.121, 30 TAC §297.45(e), and the Permit, Special Condition 6.B., by failing to supplement the reservoirs with water from the groundwater well in the amount of a minimum of 5.82 acre-feet of water per year; and 30 TAC §297.45(e) and the Permit, Special Condition 6.D., by failing to maintain a riparian buffer zone of permanent native vegetation around the perimeter of the reservoir complex at a density to ensure that the slope of the perimeter is not greater than 15%; PENALTY: $34,000; 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-202001370

45 TexReg 2586 April 17, 2020 Texas Register
Notice of Public Hearing and Comment Period on Proposed
Draft Oil and Gas Operating Permit Numbers 511, 512, 513, and 514

The Texas Commission on Environmental Quality (TCEQ, commission) is providing an opportunity for public comment and a notice and comment hearing (hearing) on the draft Oil and Gas General Operating Permit (GOP) Numbers 511, 512, 513, and 514. The draft GOPs contain revisions based on recent federal and state rule changes, which include updates to the requirements tables; the addition of new requirements tables; and updates to the terms. This renewal also corrects typographical errors and updates language for administrative preferences.

The draft GOPs are subject to a 30-day comment period starting April 24, 2020. During the comment period, any person may submit written comments on the draft GOPs. The commission will hold a public hearing in Austin on May 26, 2020, at 10:00 a.m. in Building E, Room 201S, TCEQ offices, located at 12100 Park 35 Circle, Austin. The hearing will be structured for the receipt of oral or written comments by interested persons. Open discussion will not be permitted during the hearing; however, commission staff members will be available to discuss the draft GOPs 30 minutes prior to the hearing and will also be available to answer questions after the hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearing should contact (800) RELAY-TX (TDD). Requests should be made as far in advance as possible.

Please periodically check https://www.tceq.texas.gov/permitting/air/nav/titlev_news.html before the public hearing date for updated information regarding: accommodations in the event the meeting must be conducted remotely due to COVID-19 restrictions; delay of hearing; or cancellation of the hearing.

Electronic comments may be submitted at: https://www6.tceq.texas.gov/rules/ecomments/. File size restrictions may apply to comments being submitted via the eComments system. All comments should reference Non-Rule Project Number 2019-126-OTH-NR. Written comments may be submitted to Ms. Sherry Davis, Texas Commission on Environmental Quality, Office of Air, Air Permits Division, MC 163, P.O. Box 13087, Austin, Texas 78711-3087. The comment period closes May 27, 2020. Copies of the draft GOPs may be obtained from the commission website at https://www.tceq.texas.gov/permitting/air/nav/titlev_news.html. For further information, please contact Ms. Davis, at (512) 239-2141. Si desea información en español, puede llamar al (800) 687-4040.

TRD-202001374
Robert Martinez
Director, Environmental Law Division
Texas Commission on Environmental Quality
Filed: April 7, 2020

Texas Health and Human Services Commission
Amendment to the Texas Healthcare Transformation Quality Improvement Program (THTQIP) Waiver

The Health and Human Services Commission (HHSC) is submitting a request to the Centers for Medicare & Medicaid Services (CMS) for an amendment to the Texas Healthcare Transformation Quality Improvement Program (THTQIP) waiver under section 1115 of the Social Security Act. CMS has approved this waiver through September 30, 2022.

Currently, children in Department of Family and Protective Services (DFPS) conservatorship who have Supplemental Security Income (SSI) and who become eligible for Adoption Assistance (AA) or Permanency Care Assistance (PCA) are eligible to receive Medicaid benefits. However, these children may lose their SSI because the adoptive or permanency care placement family does not meet SSI financial requirements. This loss of SSI results in the child enrolling into the STAR Medicaid managed care program, a program they otherwise would not have been eligible for. This amendment proposes to address this issue.

The amendment is in response to House Bill 72 (86th Regular Session), codified in Government Code section 533.00531, concerning Medicaid benefits for children formerly in foster care, which requires the following:

--Allow children receiving Supplemental Security Income (SSI) or who were receiving Supplemental Security Income before becoming eligible for AA or PCA to continue to receive assistance or services under STAR Health or STAR Kids.

--HHSC must protect the continuity of care for each child in AA or PCA who have or had SSI and ensure coordination between the STAR Health program and any other Medicaid managed care program for each child who is transitioning between Medicaid managed care programs.

Effective September 1, 2020, the waiver amendment approved by HHSC will allow children in AA and PCA Medicaid who are in a 1915(c) waiver, have SSI, and children who lose their SSI, to have the choice of staying in STAR Health or moving to STAR Kids when they leave conservatorship, instead of being required to go to STAR Kids or STAR.

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

U.S. Mail
Texas Health and Human Services Commission
Attention: Camille Weizenbaum, Waiver Coordinator, Policy Development Support
P.O. Box 13247
Mail Code H-600
Austin, Texas 78711-3247

Telephone
(512) 487-3446

Fax
Attention: Camille Weizenbaum, Waiver Coordinator, at (512) 487-3403

Email
TX_Medicaid_Waivers@hhsc.state.tx.us
TRD-202001388
Karen Ray  
Chief Counsel  
Texas Health and Human Services Commission  
Filed: April 8, 2020

Notice of Public Hearing for Proposed Interim Reimbursement Rates for Small and Large State-Operated Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions

Hearing. The Texas Health and Human Services Commission (HHSC) will conduct a public hearing on April 21, 2020, at 10:00 a.m., to receive public comment for interim Medicaid reimbursement rates for small and large state-operated Intermediate Care Facilities for Individuals with an Intellectual Disability or Related Conditions (ICF/IID).

Due to the declared state of disaster stemming from COVID-19, this hearing will now be conducted online only. No physical entry to the hearing will be permitted. Please join the meeting from your computer, tablet or smartphone at https://attendee.gotowebinar.com/register/7024218345222092044. After registering, you will receive a confirmation email containing information about joining the webinar. You can also dial in using your phone at (213) 929-4232, access code 489-812-832.

If you are new to GoToWebinar, please download the GoToMeeting app at https://global.gotomeeting.com/install/626873213 before the hearing starts.

The hearing will be held in compliance with Texas Human Resources Code §32.0282, which requires public notice of and hearings on proposed Medicaid reimbursement rates.

Proposal. HHSC proposes the following amended interim per diem reimbursement rates for small and large state-operated ICFs/IID to be effective retroactive to September 1, 2019:

Small State-Operated ICFs/IID
Proposed interim daily rate: $650.77

Large State-Operated ICFs/IID - Medicaid Only clients
Proposed interim daily rate: $903.45

Large State-Operated ICFs/IID - Dual-eligible Medicaid/Medicare clients
Proposed interim daily rate: $864.11

HHSC is proposing these interim rates so that the facilities will have adequate funds to serve the individuals residing in these facilities. The proposed interim rates account for actual and projected increases in costs to operate these facilities.

Methodology and Justification. The proposed payment rates were determined in accordance with Title 1 of the Texas Administrative Code §355.456, which addresses the reimbursement methodology for ICFs/IID.

Briefing Package. A briefing package describing the proposed amended payment rates will be available at http://rad.hhs.texas.gov/rate-packets/ on or after April 10, 2020. Interested parties may obtain a copy of the briefing package before the hearing by contacting the HHSC Rate Analysis Department by e-mail at RAD-LTSS@hhsc.state.tx.us.

Written Comments. Written comments regarding the proposed amended payment rates may be submitted in lieu of, or in addition to, oral testimony until 5:00 p.m. the day of the hearing.

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

TRD-202001366  
Karen Ray  
Chief Counsel  
Texas Health and Human Services Commission  
Filed: April 8, 2020

Department of State Health Services

Texas Asbestos Health Protection Rules Penalty Matrix

(Editor's note: In accordance with Texas Government Code, §2002.014, which permits the omission of material which is "cumbersome, expensive, or otherwise inexpedient," the Penalty Matrix is not included in the print version of the Texas Register. The figure is available in the on-line version of the April 17, 2020, issue of the Texas Register.)

The Texas Asbestos Health Protection Act (TAHPA), Chapter 1954 of the Texas Occupations Code, authorizes the Department of State Health Services (department) to regulate demolition and renovation activities to protect the public from asbestos emissions and to license persons engaged in activities including the removal, encapsulation, or enclosure of asbestos in public buildings. The regulatory goals are to establish the means of control and minimization of public exposure to airborne asbestos fibers in Texas. To achieve these goals, the department performs routine inspections, investigates complaints and engages in other regulatory activities.

The TAHPA authorizes the Executive Commissioner of the Texas Health and Human Services Commission to adopt and the department to enforce rules to implement TAHPA, including the authority to adopt rules regarding demolition and renovation activities to protect the public from asbestos emissions. The Texas Asbestos Health Protection Rules (TAHPR) are found in Title 25 of the Texas Administrative Code, Chapter 295, Subchapter C. Under Section 295.33(a) of the TAHPR, the department has adopted by reference the National Emission Standard for Asbestos (NESHAP), found in 40 CFR Part 61, Subpart M, and 40 CFR Part 763, Subpart E, and Appendices A, C, and D. Additionally, the department has the authority under §1954.351 of the TAHPA to impose administrative penalties on persons who violate the TAHPA and the TAHPR.

The department publishes the Asbestos Penalty Matrix (matrix) to inform the public and the regulated asbestos industry about the department's enforcement policies. The penalties set forth in the matrix are created to promote compliance with the TAHPA and department rules, promote public confidence in the asbestos industry, and deter conduct detrimental to the health and safety of the public by ensuring consistent, uniform, and fair assessment of penalties by the department for violations of the TAHPR. The matrix promotes transparency in the de-
department's regulatory efforts to protect the public from asbestos emissions and provides notice of these regulatory standards to the public and the regulated asbestos industry. The list of violations in the matrix provides a corresponding citation to the appropriate section of the asbestos rules or the NESHAP, if applicable, for each violation.

The actual penalty to be assessed in a particular enforcement case remains within the discretion of the department. Under Section 1954.352(b) of the TAHPR, the department shall consider the following when determining the amount of a penalty: (1) the seriousness of the violation, (2) any hazard to the health and safety of the public, (3) the person's history of previous violations, and (4) any other matter that justice may require.

Section 295.70(f) of the TAHPR provides for three violation severity levels: Critical - Level I, Serious - Level II, and Significant - Level III. Critical - Level I violations are those that are most significant and have a direct negative impact on public health and safety. Serious - Level II violations are those that are significant and which, if not corrected, could threaten public health and safety. Significant - Level III violations are those that are of more than minor significance and, if left uncorrected, could lead to more serious circumstances. These three violation severity levels are reflected accordingly in the matrix.

Within each severity level, a violation may be determined to be minor, moderate, or major depending on the threat to public health. In determining whether a violation is minor, moderate, or major, the department will consider factors which increase the risk to the public from exposure to asbestos fibers such as: damage or disturbance to asbestos containing building materials, the condition and quantity of the asbestos, the method of abatement, the occupancy of the building, and the likelihood of a repeat violation.

The department may offer to settle disputed claims as deemed appropriate, through various means including, but not limited to, Informal Conference, reduced penalty amounts, license sanctions, or other appropriate lawful means, subject to approval of the Commissioner of the department, on a case-by-case basis. In addition to administrative penalties, the department may propose license suspension or revocation for egregious or multiple instances of Severity Level I Critical violations and Severity Level II Serious violations. All decisions made by the department related to violations of the TAHPR are based on current circumstances, including extant information and laws.

The proposed matrix may be reviewed and revised from time to time. This matrix shall be effective immediately upon publication in the Texas Register and shall supersede the current department procedures for assessing administrative penalties for violations of the TAHPR.

Figure

TRD-202001367
Barbara L. Klein
General Counsel
Department of State Health Services
Filed: April 6, 2020

Texas Department of Housing and Community Affairs

Notice of Public Hearing and Public Comment Period on the Draft National Housing Trust Fund Minimum Rehabilitation Standards for the 2020-2024 State of Texas Consolidated Plan

The Texas Department of Housing and Community Affairs (TDHCA) will hold one public hearing during a 33-day Public Comment period to accept public comment on the draft Multifamily National Housing Trust Fund (NHTF) Minimum Rehabilitation Standards (NHTF Rehabilitation Standards or the Standards) for the 2020-2024 State of Texas Consolidated Plan (Consolidated Plan or the Plan). The Public Comment period for the draft NHTF Rehabilitation Standards will be held Thursday, April 23 - Tuesday, May 26, 2020. TDHCA will provide updates via listserv and on our website for any potential additions to the hearing schedule, including the use of a Virtual Public Hearing via webinar due to the ongoing public health concern related to COVID-19.

The one public hearing for the draft NHTF Rehabilitation Standards is scheduled to take place as follows:

Thursday, April 23, 2020, 9:00 a.m.
Via GoToWebinar
https://attendee.gotowebinar.com/register/862841056476346637
Dial-in number: +1 (562) 247-8422, access code 370-639-005
(Persons who use the dial-in number and access code without registering online will only be able to hear the public hearing and will not be able to ask questions or provide comments.)

TDHCA, Texas Department of Agriculture (TDA), and Texas Department of State Health Services (DSHS) prepared the draft 2020-2024 State of Texas Consolidated Plan in accordance with 24 CFR §91 Subpart D. TDHCA coordinates the preparation of the Consolidated Plan documents. The Consolidated Plan covers the State's administration of the Community Development Block Grant Program (CDBG) by TDA, the Housing Opportunities for Persons with AIDS Program (HOPWA) by DSHS, and the Emergency Solutions Grants (ESG) Program, the HOME Investment Partnerships (HOME) Program, and the National Housing Trust Fund (NHTF) by TDHCA. In addition, the Consolidated Plan states the intended uses of funds from HUD for the 2020 Program Year. The Program Year begins on September 1, 2020, and ends on August 31, 2021, and then repeats for each year of the Plan thereafter.

The draft 2020 National Housing Trust Fund Minimum Rehabilitation Standards (the NHTF Rehabilitation Standards) only apply to the National Housing Trust Fund (NHTF) HUD-funded program administered by TDHCA. Currently, the NHTF program is statutorily required to serve extremely low-income (ELI) families and households. Thus far, TDHCA has only awarded NHTF funds for only those eligible new construction and reconstruction activities serving ELI populations in Texas.

Staff prepared the NHTF Rehabilitation Standards to expand the scope of eligible NHTF activities to include those eligible multifamily rehabilitation activities contemplated under 24 CFR §93 and the 2020 State Administrative Rules. The NHTF Minimum Rehabilitation Standards would provide the minimum threshold requirements for use of the federal NHTF funds with eligible Rehabilitation activities in Texas.

The draft Plan and draft NHTF Rehabilitation Standards may be accessed from TDHCA’s Public Comment Web page at: http://www.tdhca.state.tx.us/public-comment.htm.

The 33-day public comment period for the Plan will be open from Thursday, April 23, 2020, through Tuesday, May 26, 2020. Anyone may submit comments on the Standards in written form or oral testimony at the public hearing. In addition, written comments concerning the Standards may be submitted by email to alena.morgan@tdhca.state.tx.us or mail to the Texas Department of Housing and Community Affairs, Multifamily Finance Division, P.O. Box 13941, Austin, Texas 78711-3941, anytime during the comment period. Comments must be received no later than Tuesday, May 26, 2020, at 5:00 p.m. Austin local time.
Individuals who require auxiliary aids or services at the public hearing should contact Elizabeth Yевич, at (512) 475-3959 or Relay Texas at (800) 735-2989 at least three (3) days before the meeting so that appropriate arrangements can be made.

Non-English speaking individuals who require interpreters at the public hearings should contact Elena Peinado by phone at (512) 475-3814 or by email at elena.peinado@tdhca.state.tx.us, at least three (3) days before the meeting so that appropriate arrangements can be made.

Personas que hablan español y requieren un intérprete, favor de llamar a Elena Peinado al siguiente número (512) 475-3814 o enviarle un correo electrónico a elena.peinado@tdhca.state.tx.us por lo menos tres días antes de la junta para hacer los preparativos apropiados.

TRD-202001389
Bobby Wilkinson
Executive Director
Texas Department of Housing and Community Affairs
Filed: April 8, 2020

Texas Department of Insurance
Company Licensing
Application to do business in the state of Texas for Provider Partners Health Plan, Inc., a foreign health maintenance organization (HMO). The home office is in Linthicum Heights, Maryland.

Application for United Dental Care of Texas, a domestic health maintenance organization (HMO), DBA (doing business as) Sun Life. The home office is in Plano, Texas.

Application for United Dental Care of Texas, a domestic health maintenance organization (HMO), DBA (doing business as) Sun Life Financial. The home office is in Plano, Texas.

Application to do business in the state of Texas for Cypress Property & Casualty Insurance Company, a foreign fire and/or casualty company. The home office is in Jacksonville, Florida.

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 Robert Rudnai, 333 Guadalupe Street, MC 103-CL, Austin, Texas 78701.

TRD-202001387
James Person
General Counsel
Texas Department of Insurance
Filed: April 8, 2020

Texas Parks and Wildlife Department
Notice of Proposed Real Estate Transactions

Disposition of Real Estate - Blanco County

Approximately 3.5 Acres at Blanco State Park

In a meeting on May 21, 2020, the Texas Parks and Wildlife Commission (the Commission) will consider authorizing the sale of approximately 3.5 acres near Blanco State Park. The narrow riverbank tract is isolated from and not adjacent to the park. The sale tract will be subject to prohibitions on subdivision, development, and native vegetation removal. The public will have an opportunity to comment on the proposed transaction before the Commission takes action. The meeting will start at 9:00 a.m. at the Texas Parks and Wildlife Department Headquarters, 4200 Smith School Road, Austin, Texas 78744. Prior to the meeting, public comment may be submitted to Trey Vick, Land Conservation, Texas Parks and Wildlife Department, 4200 Smith School Road, Austin, Texas 78744, or by email to trey.vick@tpwd.texas.gov, or via the department's website at www.tpwd.texas.gov. Please be aware that public participation options may change due to the COVID-19 pandemic. Visit the TPWD website at tpwd.texas.gov for the latest information.

Grant of Easement - Lubbock County

Approximately 0.10 Acres at the Texas Parks and Wildlife Department Law Enforcement Office

In a meeting on May 21, 2020, the Texas Parks and Wildlife Commission (the Commission) will consider authorizing a utility easement of approximately 0.10-acres at the Texas Parks and Wildlife Department Law Enforcement Office in Lubbock, Texas. The public will have an opportunity to comment on the proposed transaction before the Commission takes action. The meeting will start at 9:00 a.m. at the Texas Parks and Wildlife Department Headquarters, 4200 Smith School Road, Austin, Texas 78744. Prior to the meeting, public comment may be submitted to Trey Vick, Land Conservation, Texas Parks and Wildlife Department, 4200 Smith School Road, Austin, Texas 78744, or by email to trey.vick@tpwd.texas.gov, or via the department's website at www.tpwd.texas.gov. Please be aware that public participation options may change due to the COVID-19 pandemic. Visit the TPWD website at tpwd.texas.gov for the latest information.

Grant of Pipeline Easements - Brazoria County

Approximately 30 Acres at the Justin Hurst Wildlife Management Area

In a meeting on May 21, 2020, the Texas Parks and Wildlife Commission (the Commission) will consider authorizing two pipeline easements totaling approximately 30 acres at the Justin Hurst Wildlife Management Area in Brazoria County, Texas. The public will have an opportunity to comment on the proposed transaction before the Commission takes action. The meeting will start at 9:00 a.m. at the Texas Parks and Wildlife Department Headquarters, 4200 Smith School Road, Austin, Texas 78744. Prior to the meeting, public comment may be submitted to Ted Hollingsworth, Land Conservation, Texas Parks and Wildlife Department, 4200 Smith School Road, Austin, Texas 78744, or by email to ted.hollingsworth@tpwd.texas.gov, or via the department's website at www.tpwd.texas.gov. Please be aware that public participation options may change due to the COVID-19 pandemic. Visit the TPWD website at tpwd.texas.gov for the latest information.

TRD-202001385
Robert D. Sweeney, Jr.
General Counsel
Texas Parks and Wildlife Department
Filed: April 8, 2020

Public Utility Commission of Texas

Notice of Application to Amend a Certificate of Convenience and Necessity for a Minor Boundary Change

Notice is given to the public of an application filed with the Public Utility Commission of Texas (commission) on March 17, 2020, to amend a certificate of convenience and necessity for a minor service boundary change.

Docket Style and Number: Application of Peoples Telephone Cooperative, Inc. to Amend a Certificate of Convenience and Necessity for
a Minor Boundary Service Change in the Golden Exchange, Docket Number 50673.

The Application: Peoples Telephone Cooperative, Inc. filed an application for a minor boundary change to amend the boundary of the Golden exchange. Peoples seeks the revision to serve a small area contiguous to its currently certificated service area. The Golden Exchange borders Southwestern Bell Telephone Company dba AT&T Texas’s Mineola exchange.

Persons wishing to intervene or comment on the action sought should contact the Public Utility Commission of Texas by electronic mail at puc.texas.gov, by phone at (512) 936-7120, or toll-free at (886) 782-8477. The deadline for intervention in this proceeding is May 20, 2020. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 50673.

TRD-202001373
Andrea Gonzalez
Rules Coordinator
Public Utility Commission of Texas
Filed: April 7, 2020

Notice of Petition for Recovery of Universal Service Funding

Notice is given to the public of an application filed with the Public Utility Commission of Texas (Commission) on April 3, 2020, for recovery of universal service funding under Public Utility Regulatory Act (PURA) §56.025 and 16 Texas Administrative Code (TAC) §26.406.

Docket Style and Number: Application of Big Bend Telephone Company, Inc. to Recover Funds from the Texas Universal Service Fund Under PURA §56.025 and 16 TAC §26.406, Docket Number 50735.

The Application: Big Bend Telephone Company, Inc. seeks recovery of funds from the Texas Universal Service Fund (TUSF) due to Federal Communications Commission actions resulting in a reduction in the Federal Universal Service Fund (FUSF) revenues available to Big Bend Telephone Company for calendar year 2017. Big Bend requests that the Commission allow recovery of funds from the TUSF in the amount of $1,238,502 for calendar year 2017 to replace the projected reduction in FUSF revenue.

Persons wishing to intervene or comment on the action sought should contact the Commission by mail at P.O. Box 13326, Austin, Texas 78771-3326, or by phone at (512) 936-7120 or toll-free at (886) 782-8477. A deadline for intervention in this proceeding will be established. Hearing and speech-impaired individuals with text telephone (TTY) may contact the commission through Relay Texas by dialing 7-1-1. All comments should reference Docket Number 50735.

TRD-202001391
Theresa Walker
Assistant Rules Coordinator
Public Utility Commission of Texas
Filed: April 8, 2020

Regional Water Planning Group - Area B

Notice of Public Hearing Teleconference on the 2021 Region B Initially Prepared Plan (Revised)

The original Notice of Public Hearing was published in the March 27, 2020, issue of the Texas Register (45 TexReg 2266).

Due to recent developments associated with the COVID-19 pandemic and in compliance with state and local regulations, the Regional Water Planning Group - Area B has changed the format of their public hearing as follows:

Notice is hereby given that the Regional Water Planning Group - Area B (RWPG-B) will hold a public hearing teleconference to receive verbal comments regarding the adopted 2021 Region B Initially Prepared Plan (IPP). The Region B area includes the following Texas counties: Archer, Baylor, Clay, Cottle, Foard, Hardeman, King, Montague, Wichita, Wilbarger, and the part of Young County that encompasses the City of Olney. Comments submitted to the RWPG-B will be utilized in the development of the final 2021 Region B Regional Water Plan.

The Public Hearing Teleconference can be accessed:

Wednesday, April 22, 2020 at 6:00 p.m.

Phone Number (800) 717-4201

Conference ID Number 5425448#

The RWPG-B will accept written comments through 5:00 p.m. on June 22, 2020, and will accept verbal comments addressing the IPP during the Public Hearing Teleconference. Pre-registration and instructions for submitting verbal comments during the teleconference can be obtained by contacting Stacey Green at (940) 723-2236 or stacey.green@rra.texas.gov. Written comments, questions or requests for additional information should be directed to:

Mr. Russell Schreiber, P.E., RWPG-B Chair
c/o Red River Authority of Texas
P.O. Box 240
Wichita Falls, Texas 76307
(940) 723-2236
rwpg-b@rra.texas.gov

A copy of the IPP is available for viewing at the RWPG-B Administrative Agency, Red River Authority of Texas, 3000 Hammon Road, Wichita Falls, and on the RWPG-B website at www.regionbwater.org. A printed or electronic copy of the IPP will be available for viewing at the County Clerk’s Office in each county located within the Region B water planning area. A printed or electronic copy of the IPP will also be available for viewing at the following libraries: Archer Public Library, Baylor County Free Library, Edwards Public Library, Bicentennial City-County Library, Foard County Library, Thompson Sawyer Library, King County Library, Bowie Public Library, Nocona Library, Wichita Falls Public Library, Carnegie City-County Library, and the Olney Community Library.

TRD-202001384
Russell Schreiber, P.E.
Region B Chair
Regional Water Planning Group - Area B
Filed: April 8, 2020

Department of Savings and Mortgage Lending

Correction of Error

The Finance Commission of Texas (the commission) on behalf of the Department of Savings and Mortgage Lending (the department), adopted amendments to 7 TAC §80.201 and §81.201 in the November 1, 2019, issue of the Texas Register (44 TexReg 6524 and 6527 respectively). The figure for Form B in 7 TAC §80.201(b) and the figure for
Form B in 7 TAC §81.201(b) was submitted by the department with incorrect text. The correct version of Form B §80.201(b) is as follows.

Figure: 7 TAC §80.201(b)
Figure: 7 TAC §80.201(b)

Form B

Conditional Approval Letter

Date:

Prospective Applicant(s) / Applicant(s):

Mortgage Company:

NMLS ID #:

Loan Details:

Loan Amount:

Interest Rate*:

Term:

Interest Rate Lock Expires (if applicable):

Maximum Loan-to-Value Ratio:

Loan Type and Program:

*Interest rate is subject to change unless it has been locked

Has a subject property been identified? _____ Yes _____ No

Mortgage company has:

Reviewed prospective applicant’s / applicant’s credit report and credit score _____ Yes _____ No _____ Not applicable

Verified prospective applicant’s / applicant’s income _____ Yes _____ No _____ Not applicable

Verified prospective applicant’s / applicant’s available cash to close _____ Yes _____ No _____ Not applicable

Reviewed prospective applicant’s / applicant’s debts and other assets _____ Yes _____ No _____ Not applicable

Prospective applicant(s) / applicant(s) is approved for the loan provided that creditworthiness and financial position do not materially change prior to closing and provided that:

1. The subject property is appraised for an amount not less than $________

2. The lender receives an acceptable title commitment

3. The subject property’s survey shows no encroachments
The correct version of Form B §81.201(b) is as follows.

4. The subject property’s condition meets lender’s requirements

5. The subject property is insured in accordance with lender’s requirements

6. The prospective applicant(s) / applicant(s) executes the loan documents lender requires and

7. The following additional conditions are complied with (list):

   This conditional approval expires on ________________.

Residential Mortgage Loan Originator Name

NMLS ID #
Form B

Conditional Approval Letter

Date:

Prospective Applicant(s) / Applicant(s):

Mortgage Banker:

NMLS ID #

Loan Details:

Loan Amount:

Interest Rate*:

Term:

Interest Rate Lock Expires (if applicable):

Maximum Loan-to-Value Ratio:

Loan Type and Program:

*Interest rate is subject to change unless it has been locked

Has a subject property been identified? _____ Yes _____ No

Mortgage banker has:

Reviewed prospective applicant’s / applicant’s credit report and credit score: _____ Yes _____ No _____ Not applicable

Verified prospective applicant’s / applicant's income: _____ Yes _____ No _____ Not applicable

Verified prospective applicant’s / applicant's available cash to close: _____ Yes _____ No _____ Not applicable

Reviewed prospective applicant’s / applicant’s debts and other assets: _____ Yes _____ No _____ Not applicable

Prospective applicant(s) / applicant(s) is approved for the loan provided that creditworthiness and financial position do not materially change prior to closing and provided that:

1. The subject property is appraised for an amount not less than $_________

2. The lender receives an acceptable title commitment

3. The subject property’s survey shows no encroachments

IN ADDITION April 17, 2020 45 TexReg 2595
4. The subject property's condition meets lender’s requirements

5. The subject property is insured in accordance with lender’s requirements

6. The prospective applicant(s) / applicant(s) executes the loan documents the lender requires and

7. The following additional conditions are complied with (list):

This conditional approval expires on ________________.

________________________________________
Residential Mortgage Loan Originator Name

NMLS ID #

TRD-202001329