

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.C., *Executive Director*



ROUTE TO:
Comm Pct 1 _____
Comm Pct 2 _____
Comm Pct 3 _____ ✓
Comm Pct 4 _____
Admin. Sec. _____

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution
March 8, 2010

Dear Applicant:

Re: TPDES MS4 General Permit (TXR040000)
Notice of Intent Authorization

Your Notice of Intent application for authorization under the general permit for discharge of storm water associated with a small MS4 has been received. Pursuant to authorization from the Executive Director of the Texas Commission on Environmental Quality, the Division Director of the Water Quality Division has issued the enclosed Certificate.

Please refer to the attached certificate for the identification number that was assigned to your small MS4 and the coverage effective date. Please use this number to reference this project/site for future communications with the Texas Commission on Environmental Quality (TCEQ).

Please note that the water quality annual fee is assessed for permits active September 1 each year. The billing statement will be mailed to the Operator in January and payment must be made within 30 days to avoid late fees. It is the responsibility of the Operator to notify the TCEQ by submitting a Notice of change of any change in address supplied on the original Notice of Intent.

For questions related to the status or processing of your application you may contact the Applications Review & Processing Team at (512) 239-4671. If you have any questions regarding coverage under this general permit or other technical issues, you may contact the storm water technical staff at (512) 239-4671 or by email at swgp@tceq.state.tx.us. Also, you may obtain information on the storm water web site at www.tceq.state.tx.us. Permit and application status information can be found on the TCEQ web site at http://www5.tceq.state.tx.us/wq_dpa/.

Sincerely,

A handwritten signature in cursive script, appearing to read "Charles W. Maguire".

Charles W. Maguire, Director
Water Quality Division
Texas Commission on Environmental Quality

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution
March 8, 2010

Tom Green County
112 West Beauregard Avenue
San Angelo, Texas 76903-5835

RE: Tom Green County
Permit No. TXR040390

This letter is your notice that the Texas Commission on Environmental Quality (TCEQ) executive director (ED) has issued final approval of the above-named application. According to 30 Texas Administrative Code (TAC) Section 50.135 the approval became effective on the date the ED signed the permit or other approval. A copy of the final approval is enclosed and cites the effective date.

You may file a **motion to overturn** with the chief clerk. A motion to overturn is a request for the commission to review the TCEQ executive director's approval of the application. Any motion must explain why the commission should review the TCEQ executive director's action. According to 30 TAC Section 50.139 an action by the ED is not affected by a motion to overturn filed under this section unless expressly ordered by the commission.

A motion to overturn must be received by the chief clerk within 23 days after the date of this letter. An original and 7 copies of a motion must be filed with the chief clerk in person or by mail. The Chief Clerk's mailing address is Office of the Chief Clerk (MC 105), TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. On the same day the motion is transmitted to the chief clerk, please provide copies to Robert Martinez, Environmental Law Division Director (MC 173), and Blas Coy, Public Interest Counsel (MC 103), both at the same TCEQ address listed above. If a motion is not acted on by the commission within 45 days after the date of this letter, then the motion shall be deemed overruled.

You may also request **judicial review** of the ED's approval. According to Texas Water Code Section 5.351 a person affected by the ED's approval must file a petition appealing the ED's approval in Travis County district court within 30 days after the effective date of the approval. Even if you request judicial review, you still must exhaust your administrative remedies, which includes filing a motion to overturn in accordance with the previous paragraphs.

Individual members of the public may seek further information by calling the TCEQ Office of Public Assistance, toll free, at 1-800-687-4040.

Sincerely,

A handwritten signature in cursive script, appearing to read "LaDonna Castañuela".

LaDonna Castañuela
Chief Clerk

LDC/lg

cc: Blas Coy, TCEQ Public Interest Counsel (MC 103)



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Texas Pollutant Discharge Elimination System
Small Municipal Separate Storm Sewer System (MS4) General Permit

The Notice of Intent (NOI) for the Small MS4 listed below was received on October 13, 2009. The intent to discharge storm water associated with the Small MS4 under the terms and conditions imposed by the Texas Pollutant Discharge Elimination System (TPDES) Small MS4 permit TXR040000 is authorized. The MS4 Operator's TPDES Small MS4 general permit authorization number is:

TXR040390

Coverage Effective: 2/26/2010

TCEQ's Small MS4 general permit requires certain storm water pollution prevention and control measures, possible monitoring and reporting, and periodic inspections. Among the conditions and requirements of this permit, you must have prepared and implemented a storm water management program (SWMP) that is tailored to your MS4. As a facility authorized to discharge under the Small MS4 general permit, all terms and conditions must be complied with to maintain coverage and avoid possible penalties.

Project/Site Information:

RN105821615
TOM GREEN COUNTY MS4
AREA WITHIN THE SAN ANGELO URBANIZED AREA BUT NOT WITHIN THE CITY OF S/
ANGELO LIMITS
SAN ANGELO, TX 76903
TOM GREEN COUNTY

OPERATOR:

CN600335004
TOM GREEN COUNTY
112 W BEAUREGARD AVE
SAN ANGELO, TX 76903-5835

This permit expires on August 13, 2012, unless otherwise amended. For additional information, see the TCEQ web site at http://www5.tceq.state.tx.us/wq_dpa or contact the Storm Water & Pretreatment Team at swgp@tceq.state.tx.us or by telephone at (512) 239-4671. A copy of this document should be kept with your storm water management program.

A handwritten signature in black ink, appearing to read "Mark V. ...".

FOR THE COMMISSION

Issued Date: 2/26/2010