

Request a Contested Case Hearing on the proposed Bois d'Arc Creek reservoir

The permit application for building a dam on Lower Bois d'arc Creek has been sent to the Texas Commission on Environmental Quality (TCEQ). **We need as many people as possible to request a Contested Case Hearing.** A contested case will allow us more time to pursue the options we have to stall or defeat the Lower Bois d'Arc Project.

Instructions for filing a Contested Case Hearing

1. The filing must be in writing.
2. The letter must be received in the office of the chief clerk of the Texas Commission on Environmental Quality within 30 days from the time the permit application request is published in the newspaper. Address your letter as follows:

The Office of the Chief Clerk
MC 105
TCEQ
P.O. Box 13087
Austin, Texas 78711-3087

3. The letter must be signed by a person affected by the reservoir.
4. The name of the permit and the permit number must be on the letter.
NTMWD Application # 12151 to build a dam on Lower Bois d' Arc Creek.
5. The TCEQ is interested in hearing about how the reservoir will negatively impact the environment or public health. Historic sites also have some merit with them. Do you have information about a negative impact on wildlife, plant life, endangered species, or even public health that may result from the reservoir? They are looking for things not known to the general public.

You may use the enclosed form to compose your letter or feel free to create your own. The important thing is to write a letter. Sometimes the Contested Cases result in restrictions being placed on the water companies or even the decision to allow the permit.

Let's keep up the fight.

Phyllis Ryser

[Ed note: The notice was published ONLY in the Dallas Morning News on 8/9/07 and 8/17/07. The requests must be received by the office of the Chief Clerk **by September 17th**.

See www.TCEQ.state.tx.us/comm_exec/opa/calendar.html for more specifics.]