

Commissioners Court - January 23, 2009
NOTICE OF A SPECIAL MEETING OF THE
COMMISSIONERS COURT OF HAYS COUNTY, TEXAS



This Notice is posted pursuant to the Texas Open Meetings Act. (VERNONS TEXAS CODES ANN. GOV. CODE CH.551). The Hays County Commissioners Court will hold a meeting at 4 PM on the 23RD day of January, 2009, in the Hays County Courthouse, Room 301, San Marcos, Texas. An Open Meeting will be held concerning the following subjects:

1. Discussion and possible action to authorize county representatives to join in contesting the application by Jeremiah Venture for a new Texas Land Application Permit (TLAP), Permit Number 1478500, currently filed with the Texas Commission on Environmental Quality. An Executive Session pursuant to Section 551.071 of the Texas Government Code, consultation with counsel regarding contemplated litigation, may be held during a portion of this item.

BARTON

EXECUTIVE SESSIONS

The Commissioners Court will announce it will go into Executive Session, if necessary, pursuant to Chapter 551 of the Texas Government Code, to receive advice from Legal Counsel to discuss matters of land acquisition, litigation, and personnel matters as specifically listed on this agenda. The Commissioners' Court may also announce it will go into Executive Session, if necessary, to receive advice from Legal Counsel regarding any other item on this agenda.

ADJOURNMENT

Posted by 3:00 o'clock P.M. on the 20TH day of January, 2009.

COMMISSIONERS COURT, HAYS COUNTY, TEXAS

CLERK OF THE COURT

Hays County encourages compliance with the Americans with Disabilities Act (ADA) in the conduct of all public meetings. To that end, persons with disabilities who plan to attend this meeting and who may need auxiliary aids such as an interpreter for a person who is hearing impaired are requested to contact the Hays County Judge's Office at (512) 393-2205 as soon as the meeting is posted (72 hours before the meeting) or as soon as practical so that appropriate arrangements can be made. While it would be helpful to receive as much advance notice as possible, Hays County will make every reasonable effort to accommodate any valid request regardless of when it is received. Braille is not available.

Agenda Item Request Form

Hays County Commissioners' Court

9:00 a.m. Every Tuesday

Request forms are due in the County Judge's Office

no later than **2:00 p.m.** on **WEDNESDAY.**

Phone (512) 393-2205 Fax (512) 393-2282

AGENDA ITEM: Discussion and possible action to authorize county representatives to join in contesting the application by Jeremiah Venture for a new Texas Land Application Permit (TLAP), Permit Number 1478500, currently filed with the Texas Commission on Environmental Quality. An Executive Session pursuant to Section 551.071 of the Texas Government Code, consultation with counsel regarding contemplated litigation, may be held during a portion of this item.

TYPE OF ITEM: ACTION

PREFERRED MEETING DATE REQUESTED: January 23, 2009

AMOUNT REQUIRED: None

LINE ITEM NUMBER OF FUNDS REQUIRED: None

REQUESTED BY: BARTON

SPONSORED BY: BARTON

SUMMARY: (Prepared by Counsel) *Jeremiah Venture is currently developing a portion of Hudson Ranch, in Precinct 2, for the sale of residential Lots. To accommodate this development, developer has applied with the TCEQ to install an On-Site Septic Facility that treats effluent to a high level (5-5-2-1) before dispersing that effluent via a land application consisting of a large drip irrigation field. While this facility might suffice to protect the health, safety, and general welfare of the county and the region's water sources, it is impossible to determine the system's effect on the environment without additional testing on-site (i.e. soil depth analysis, karst analysis, etc.). Hays County and other local governmental entities have not yet been granted access to the property to perform those additional tests. As a result, Hays County may have no choice but to join in the contested case hearing to ensure that the system does not have detrimental effects on the environment, and specifically the Edwards Aquifer.*