

RULE NO.: R161-15.13

POSTING DATE: October 6, 2015

NOTICE OF PROPOSED RULE

The Director of Watershed Protection Department proposes to adopt the following rule after November 7, 2015.

Comments on the proposed rule are requested from the public. Comments should be submitted to Dana McGehee, 505 Barton Springs Road, Suite 1200, Austin Texas, 78704, 974-2634, or via email at dana.mcgehee@austintexas.gov. To be considered, comments must be submitted before November 7, 2014, the 32nd day after the date this notice is posted. A summary of the written comments received will be included in the notice of rule adoption that must be posted for the rule to become effective.

An affordability impact statement regarding the proposed rule has been obtained and is available for inspection or copying at the address noted in the preceding paragraph.

EFFECTIVE DATE OF PROPOSED RULE

A rule proposed in this notice may not become effective before the effective date established by a separate notice of rule adoption. A notice of rule adoption may not be posted before November 7, 2015 (the 32nd day after the date of this notice) or not after January 4, 2016 (the 90th day after the date of this notice).

If a proposed rule is not adopted on or before January 4, 2016 it is automatically withdrawn and cannot be adopted without first posting a new notice of a proposed rule.

TEXT OF PROPOSED RULE

A copy of the complete text of the proposed rule is available for public inspection and copying at the following locations. Copies may be purchased at the locations at a cost of ten cents per page:

Watershed Protection Department, located at 505 Barton Springs Road, Suite 1200, Austin, TX, 78704; and

Office of the City Clerk, City Hall, located at 301 West 2nd Street, Austin, Texas.

BRIEF EXPLANATION OF PROPOSED RULE

R161-15.13: Revisions and additions to the Environmental Criteria Manual Appendix P, *Standard Notes*, Appendix R, *Water Quality Control Calculations*, and Appendix X, *Functional Assessment of Floodplain Health*, as follows:

Environmental Criteria Manual Appendix P – Standard Notes

- **P-1 – Erosion Control Notes**
 - Revised to match FY14 revisions to 604S, 606S, 609S, and ECM 1.4.7.

Environmental Criteria Manual Appendix R – Water Quality Control Calculations

- **R – Water Quality Control Calculations Table of Contents**
 - Removed “for Pedestrian Use” statement from Appendix R-8.
- **R-8 – Porous Pavement System Calculations For Development Permits**
 - Removed and replaced old version. Reorganized and updated worksheet to include site infiltration rate and removed “for Pedestrian Use” statement.
 - Remove invasive species

Environmental Criteria Manual Appendix X – Functional Assessment of Floodplain Health

- Updated the ranges for soil compaction to reflect more appropriate ranges provided by additional field data collection and new equipment (penetrometers).
- Removed deposition parameters from Zone 3 due to redundancy amongst geomorphology and aquatic habitat categories.
- Updated the scores for Zone 3 to reflect the removal of deposition parameters.
- Added a new Zone 4 assessment to evaluate proposed modifications along the lake shoreline, which is a unique development environment.

AUTHORITY FOR ADOPTION OF PROPOSED RULE

The authority and procedure for the adoption of a rule to assist in the implementation, administration, or enforcement of a provision of the City Code is established in Chapter 1-2 of the City Code. The authority to regulate water quality is established in Chapter 25-8 of the City Code.

CERTIFICATION BY CITY ATTORNEY

By signing this Notice of Proposed Rule R161-15.13, the City Attorney certifies the City Attorney has reviewed the rule and finds that adoption of the rule is a valid exercise of the Director’s administrative authority.

REVIEW AND APPROVED

Victoria J. Li, P.E., Director
Watershed Protection Department

Date: _____

Anne Morgan
Acting City Attorney

Date: _____

This Notice of Proposed Rule was posted on a central bulletin board at City Hall by the City Clerk. Date and time stamp is on the front of the notice.