RULE NO.: **R161-15.22**

POSTING DATE: **January 28, 2016**

NOTICE OF PROPOSED RULE

The Director of Watershed Protection Department proposes to adopt the following rule after February 29, 2016.

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 February 29, 2016, 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 February 29, 2016 (the 32nd day after the date of this notice) or not after April 27, 2016 (the 90th day after the date of this notice).

If a proposed rule is not adopted on or before April 27, 2016 it is automatically withdrawn and cannot be adopted without first posting a new notice of a proposed rule.

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AUSTIN CITY CLERK
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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

R161-15.22: This rule amends and replaces R161-15.22e, which created a new Section 9 to the Drainage Criteria Manual to enforce City Code Chapters 15-2 (*Drainage Utility*) and 15-9 (*Utility Service Regulations*).

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 City Code is established in Chapter 1-2 of the City Code. The authority to regulate the Drainage Utility is established in Chapters 15-2 and 15-9 of the City Code.

CERTIFICATION BY CITY ATTORNEY

By signing this Notice of Proposed Rule (R161-15.22), 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

Joseph G. Pantalion, P.E., Director
Watershed Protection Department

Date: Jan. 27, 2016

Anne Morgan
City Attorney

Date: Jan 27, 2016

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.