



Control Number: 44211



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House Bill (HB) 1600 and Senate Bill (SB) 567 83<sup>rd</sup>  
Legislature, Regular Session, transferred the functions  
relating to the economic regulation of water and sewer  
utilities from the TCEQ to the PUC effective  
September 1, 2014

44211

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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PUBLIC UTILITY COMMISSION  
FILING CLERK



**AN ORDER** affirming, with modification, an Emergency Order granted by the Executive Director regarding Michael Lantz O'Neill d/b/a Frontier Park Resort and Marina; TCEQ Docket No. 2013-1429-UCR-E.

On September 4, 2013, the Texas Commission on Environmental Quality ("TCEQ" or "Commission") considered whether to affirm, modify, or set aside an Emergency Order in the matter regarding Michael Lantz O'Neill d/b/a Frontier Park Resort and Marina ("Mr. O'Neill"). The Emergency Order was issued by the Executive Director without a hearing on August 1, 2013. The Emergency Order and the notice of the September 4, 2013, agenda hearing to affirm, modify, or set aside the Emergency Order were sent by certified mail return receipt requested, and sent by first class mail, postage prepaid to the last known address of Mr. O'Neill on August 6, 2013. The Emergency Order was also hand delivered to Mr. O'Neill on August 6, 2013. The Commission finds that the Executive Director appropriately issued the Emergency Order and that the requirements for an emergency order found in Chapters 5 and 13 of the Texas Water Code have been satisfied. However, the Commission modifies the Executive Director's Emergency Order in the manner recommended by the Executive Director in his filing of August 19, 2013.

NOW, THEREFORE, BE IT ORDERED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY THAT:

The Emergency Order, attached hereto as Exhibit A and incorporated into this Order by reference, is affirmed, but modified to correct a typographical error in Ordering Provision No. 3 by replacing the date "January 17, 2014" with the date "January 28, 2014."

Issue date: **SEP 12 2013**

TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY

A handwritten signature in black ink, appearing to read "Bryan W. Shaw".  
Bryan W. Shaw, Ph.D., Chairman

Bryan W. Shaw, Ph.D, *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



CCN/12689/CO/  
09-16-2013/FINAL ORDER

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

September 16, 2013

TO: Persons on the attached list.

RE: Michael Lantz O'Neill d/b/a Frontier Park Resort and Marina  
TCEQ Docket No. 2013-1429-UCR-E

Enclosed is a copy of an order issued by the Commission regarding the above-referenced matter.

Should you have any questions, please contact Melissa Schmidt of the Texas Commission on Environmental Quality's Office of the Chief Clerk (MC 105) at (512) 239-3317.

Sincerely,

A handwritten signature in cursive script that reads "Bridget C. Bohac".

Bridget C. Bohac  
Chief Clerk

BCB/ms

Enclosure

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TCEQ  
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MAILING LIST

for

Michael Lantz O'Neill d/b/a Frontier Park Resort and Marina  
TCEQ Docket No. 2013-1429-UCR-E

FOR THE RESPONDENT:

***(Via Certified and First Class Mail)***

Michael Lantz O'Neill  
360 Frontier Drive  
Hemphill, Texas 75948

FOR THE EXECUTIVE DIRECTOR

via electronic mail:

Stephanie Frazee, Staff Attorney  
Texas Commission on Environmental  
Quality  
Litigation Division MC-175  
P.O. Box 13087  
Austin, Texas 78711-3087

Terence Webb, Receivership Coordinator  
Texas Commission on Environmental  
Quality  
Water Supply Division MC-153  
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Austin, Texas 78711-3087

Ronald Hebert, Water Section Manager  
Texas Commission on Environmental  
Quality  
Regional Office MC-R10  
3870 Eastex Freeway  
Beaumont, Texas 77703

FOR PUBLIC INTEREST COUNSEL

via electronic mail:

Blas J. Coy, Jr., Attorney  
Texas Commission on Environmental  
Quality  
Public Interest Counsel MC-103  
P.O. Box 13087  
Austin, Texas 78711-3087

FOR THE CHIEF CLERK

via electronic mail:

Bridget C. Bohac, Chief Clerk  
Texas Commission on Environmental  
Quality  
Office of Chief Clerk MC-105  
P.O. Box 13087  
Austin, Texas 78711-3087

COURTESY COPY:

Sabine River Authority of Texas  
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Orange, Texas 77631

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