

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



WATER USE PERMIT

PERMIT NO. 13630

TYPE § 11.121

Permittee: Port of Corpus Christi Authority
of Nueces County

Address: P.O. Box 1541
Corpus Christi, Texas 78403

Filed: May 11, 2020

Granted:

Purpose: Industrial

County: San Patricio

Watercourse: Corpus Christi Bay

Watershed: San Antonio-Nueces Coastal
Basin

WHEREAS, Port of Corpus Christi Authority of Nueces County (Applicant) requests a Water Use Permit to divert and use not to exceed 101,334 acre-feet of water per year from a point on Corpus Christi Bay San Antonio-Nueces Coastal Basin, at a maximum diversion rate of 140.12 cfs (62,890 gpm) for industrial purposes in San Patricio County; and

WHEREAS, the proposed diversion point is located at Latitude 27.873741° N, Longitude 97.294987° W in San Patricio County; and

WHEREAS, the Texas Commission on Environmental Quality finds that jurisdiction over the application is established; and

WHEREAS, this permit, if granted, is subject to requirements and orders of the South Texas Watermaster; and

WHEREAS, the Texas Commission on Environmental Quality finds that the issuance of the permit is consistent with the goals and policies of the Texas Coastal Management Program (CMP); and

WHEREAS, the Executive Director recommends that special conditions be included in the permit; and

WHEREAS, the Commission has complied with the requirements of the Texas Water Code and Rules of the Texas Commission on Environmental Quality in issuing this permit.

NOW, THEREFORE, this permit, designated Water Use Permit No. 13630, is issued to Port of Corpus Christi Authority of Nueces County subject to the following terms and conditions:

1. USE

Permittee is authorized to divert and use not to exceed 101,334 acre-feet of water per year from Corpus Christi Bay, San Antonio-Nueces Coastal Basin, for industrial purposes in San Patricio County.

2. DIVERSION

Permittee is authorized to divert from a point on Corpus Christi Bay, located at Latitude 27.873741° N, Longitude 97.294987° W, at a maximum diversion rate of 140.12 cfs (62,890 gpm) in San Patricio County.

3. PRIORITY

The time priority of this right is May 11, 2020.

4. CONSERVATION

Permittee shall implement water conservation plans that provide for the utilization of those practices, techniques, and technologies that reduce or maintain the consumption of water, prevent or reduce the loss or waste of water, maintain or improve the efficiency in the use of water, increase the recycling and reuse of water, and prevent the pollution of water, so that a water supply is made available for future or alternative uses. Such plans shall include a requirement that every water supply contract entered into on or after the effective date of this permit, including any contract extension or renewal, that each successive wholesale customer develop and implement conservation measures. If the customer intends to resell the water, then the contract for resale of the water shall have water conservation requirements so that each successive customer in the resale of the water will be required to implement water conservation measures.

5. SPECIAL CONDITIONS

- A. The special conditions in this permit are subject to adjustment by the commission if the commission determines, through an expedited public review process, that such adjustment is appropriate to achieve compliance with applicable environmental flow standards adopted pursuant to Texas Water Code § 11.1471. Any adjustments shall be made in accordance with the provisions of Texas Water Code § 11.147(e-1).
- B. Permittee shall implement reasonable measures in order to reduce impacts to aquatic resources due to entrainment or impingement. Such measures shall include, but shall not be limited to, the installation of screens at the diversion structure(s).
- C. Permittee shall install and maintain a measuring device, which accounts for, within 5% accuracy, the quantity of water diverted from the point authorized above in Paragraph 2. DIVERSION and maintain measurement records.
- D. Permittee shall allow representatives of the South Texas Watermaster reasonable access to the property to inspect the measuring device and records.

E. Permittee shall contact the South Texas Watermaster prior to diversion of water authorized by this permit.

This permit is issued subject to all superior and senior water rights in the San Antonio-Nueces Coastal Basin.

This permit is subject to the requirements and orders of the South Texas Watermaster.

Permittee agrees to be bound by the terms, conditions and provisions contained herein and such agreement is a condition precedent to the granting of this permit.

All other matters requested in the application which are not specifically granted by this permit are denied.

This permit is issued subject to the Rules of the Texas Commission on Environmental Quality and to the right of continuing supervision of state water resources exercised by the Commission.

For the Commission

Date Issued: