

RULE NO.: R161-13.08

NOTICE OF PROPOSED RULE

POSTING DATE: January 3, 2013

The Director of the Planning and Development Review Department proposes to adopt the following rule after February 4, 2013.

Comments on the proposed rule are requested from the public. Comments should be submitted to Sylvia Arzola, 505 Barton Springs Road, Suite 500, (512) 974-6448. To be considered, comments must be submitted before February 4, 2013, 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 4, 2013 (the 32nd day after the date of this notice) or not after April 3, 2013 (the 90th day after the date of this notice).

If a proposed rule is not adopted on or before April 3, 2013, it is automatically withdrawn and cannot be adopted without first posting a new notice of a proposed rule.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:

Planning and Development Review Department, located at 505 Barton Springs Road, Suite 500; and

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

BRIEF EXPLANATION OF PROPOSED RULE

R161-13.08: This provides for revisions to the Environmental Criteria Manual (ECM) to relocate requirements for underdrain piping for partial sedimentation filtration systems from the full sedimentation section (ECM 1.6.5.A) to the more appropriate partial sedimentation pond section (ECM 1.6.5.B). This rule change does not propose any changes to the technical or design

requirements of the code and it is proposed to create consistency in the reading of the ECM by correctly grouping partial sedimentation criteria into one section of the manual.

AUTHORITY FOR ADOPTION OF PROPOSED RULE

The authority and procedure for adoption of a rule to assist in the implementation, administration, or enforcement of a provision of the City Code is provided in Chapter 1-2 of the City Code. . The authority to regulate the design of water quality controls is established in Section 25-8-213 (*Water Quality Control Standards*) of the City Code.

CERTIFICATION BY CITY ATTORNEY

By signing this Notice of Proposed Rule R161-13.08, 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

Greg Guernsey, Director
Planning and Development Review Department

Date:_____

Karen M. Kennard
City Attorney

Date:_____