

OCT 12 2022

OF THE COMMISSION, GIVEN UNDER MY HAND AND THE
SEAL OF OFFICE ON
Laurie Harris
LAURIE HARRIS, OFFICE CLERK
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



WATER USE PERMIT

PERMIT NO. 13676

TYPE §§ 11.121 & 11.085

Permittee: City of Corpus Christi

Address: P.O. Box 9277
Corpus Christi, Texas 78469

Filed: February 26, 2020

Granted:

Purpose: Municipal

Counties: Nueces, Kleberg, San Patricio,
and Aransas

Watercourse: Tule Lake Channel (Corpus Christi
Ship Channel), tributary of Corpus
Christi Bay

Watershed: Nueces-Rio Grande and San
Antonio-Nueces Coastal
Basins, Nueces River Basin

WHEREAS, The City of Corpus Christi (Applicant) requests a water use permit to authorize the diversion and use of not to exceed 93,148 acre-feet of water per year, at a maximum diversion rate of 129 cfs (57,708 gpm), from a diversion reach on Tule Lake Channel (Corpus Christi Ship Channel), tributary of Corpus Christi Bay, Nueces-Rio Grande Coastal Basin in Nueces County for municipal purposes in Nueces, Kleberg, San Patricio and Aransas counties; and

WHEREAS, the proposed upper limit of the diversion reach is located at Latitude 27.812342° N, Longitude 97.414444° W; and

WHEREAS, the proposed lower limit of the diversion reach is located at Latitude 27.811553° N, Longitude 97.412778° W; and

WHEREAS, Applicant seeks an exempt interbasin transfer of 93,148 acre-feet of water to the portions of Nueces County within the Nueces River Basin and the San Antonio-Nueces Coastal Basin and to the portions of Nueces and San Patricio Counties in the San Antonio-Nueces Coastal Basin within the City's service area; and

WHEREAS, Applicant also seeks an exempt interbasin transfer of 2,999 acre-feet of water out of the authorized 93,148 acre-feet to Aransas County within the San Antonio-Nueces Coastal Basin; 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 Executive Director recommends that special conditions be included in the permit; 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 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. 13676, is issued to The City of Corpus Christi subject to the following terms and conditions:

1. USE

- A. Permittee is authorized to divert and use not to exceed 93,148 acre-feet of water per year, from a diversion reach on Tule Lake Channel, Nueces-Rio Grande Coastal Basin for municipal purposes within its service area in Nueces, Kleberg, San Patricio and Aransas counties.
- B. Permittee is authorized an exempt interbasin transfer of all its authorized water to the portions of Nueces County within in the Nueces River Basin and the San Antonio-Nueces Coastal Basin and to the portions of Nueces and San Patricio Counties in the San Antonio-Nueces Coastal Basin within the City's service area.
- C. Permittee is authorized an exempt interbasin transfer of 2,999 acre-foot of its authorized 93,148 acre-feet of water to Aransas County within the San Antonio-Nueces Coastal Basin.

2. DIVERSION

- A. Permittee is authorized to divert from a reach along Tule Lake Channel (Corpus Christi Ship Channel), Nueces-Rio Grande Coastal Basin in Nueces County, defined as follows:
 1. Upper limit of the diversion reach is located at Latitude 27.812342° N, Longitude 97.414444° W.
 2. Lower limit of the diversion reach is located at Latitude 27.811553° N, Longitude 97.412778° W.
- B. At a maximum combined diversion rate of 129 cfs (57,708 gpm).

3. PRIORITY

The time priority of this water right is February 26, 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 adjustment shall be made in accordance with the provisions of Texas Water Code § 11.1471(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.
- C. Permittee shall install and maintain a measuring device which accounts for, within 5% accuracy, the quantity of water diverted from the segment 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 Nueces-Rio Grande 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: *October 10, 2022*