

Notice of Application for a Sand and Gravel Permit

Mr. Bill Lane (Flat Rock Creek Ranch LLC) has applied to the Texas Parks and Wildlife Department (TPWD) for a general Permit pursuant to Texas Parks and Wildlife Code chapter 86 to remove or disturb approximately 15 cubic yards of stream bed and sedimentary materials within Flat Rock Creek in Kerr County. The purpose is to construct a low water crossing and a 4.5-foot -high vertical dam to impound water and to allow access to private property owned by Flat Rock Creek Ranch LLC. The project is located approximately 1.0 mile upstream of the Stowers Ranch Road SW crossing of on the North Fork Guadalupe River. It is also located approximately 0.38 miles downstream of the second crossing of Stowers Ranch Road SW over Flat Rock Creek. The project area is located approximately 3.3 miles upstream of the FM 1340 crossing of the North Fork Guadalupe River, near Mo Ranch. Notice is being published and mailed pursuant to Title 31 Texas Administrative Code section 69.105(b).

Within 30 days of the receipt of an administratively complete application, TPWD will publish notice of a public comment hearing regarding the application in the *Texas Register* at least 20 days prior to the date of the public comment hearing. The hearing is not a contested case hearing under the Texas Administrative Procedure Act. Oral and written public comment will be accepted at the hearing.

Written comments may also be submitted directly to TPWD and must be received no later than 30 days after the date of newspaper publication of this notice or the *Texas Register* notice publication, whichever is later. Submit written comments, questions, or requests to review the application to: Tom Heger, TPWD, by mail: 4200 Smith School Road, Austin, TX 78744; fax 512-389-4405; or e-mail tom.heger@tpwd.texas.gov.