

APPLICATION AFFIDAVIT

THE STATE OF TEXAS §
COUNTY OF MATAGORDA §

BEFORE ME, the undersigned, a Notary Public in and for the State of Texas, on this day personally appeared Shawna Burkhart, City Manager of the City of Bay City, Texas (the “City”), as the authorized representative of the City, who being by me duly sworn, upon oath says that:

1. the decision by the City to request financial assistance from the Texas Water Development Board was made in a public meeting held in accordance with the Open Meetings Act (Government Code, §551.001, et seq.) and after providing all such notice as required by such Act;
2. the information submitted in the application is true and correct according to my best knowledge and belief.;
3. to the best of my knowledge and belief, the City has no pending, threatened, or outstanding judgments, orders, fines, penalties, taxes, assessments or other enforcement or compliance actions of any kind or nature by or from the Environmental Protection Agency, Texas Commission on Environmental Quality, Texas Comptroller, Texas Secretary of State, or any other federal, state or local government; except for the following: TCEQ violation whereas the City excited the maximum contaminant level (MCL) for arsenic in the water supplied to customers;
4. the City warrants compliance with the representations made in the application in the event the Texas Water Development Board provides the financial assistance; and
5. the City will comply with all applicable federal laws, rules and regulations, the laws of the State of Texas, and all rules and regulations of the Texas Water Development Board.

Shawna Burkhart
City Manager
City of Bay City, Texas

SWORN TO AND SUBSCRIBED, BEFORE ME, by Shawna Burkhart, City Manager of the City of Bay City, Texas, this _____ day of December, 2022.

(NOTARY SEAL)

Notary Public
STATE OF TEXAS