



Water Utility Services

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www.waco-texas.com

June 7, 2022

Bo Thomas
City Manager
City of Hewitt
200 Patriot Court
Hewitt, Texas 76643

Re: Ordinance Approval and Adoption

Dear Mr. Thomas:

The Texas Commission on Environmental Quality (TCEQ) issued a Texas Pollutant Discharge Elimination System (TPDES) permit to the City of Waco, Texas ("the Control Authority" or "CA") on January 24, 2020. Said permit required the Control Authority to submit a modification to its legal authority (i.e., its Sanitary Sewer Use Regulations ordinance) and pretreatment program to include the streamlining rules in order to ensure compliance with pretreatment standards and requirements.

Said modifications to the ordinance were submitted to the TCEQ on October 6, 2020.

Under the Wholesale Wastewater Contract Exhibit B (Sections 1.5 & 1.6), whenever the City of Waco revises its sewer discharge standards, Waco is required to forward a copy of the revision to each Customer City. A copy of Waco's ordinance modification was provided to you on October 7, 2020. Waco requested that you review the draft ordinance and then provide Waco any comments and/or proposed revisions.

On February 9, 2021, the TCEQ notified the CA that the review of the substantial modification is technically complete, and the CA can move forward with obtaining approval and revising ordinances.

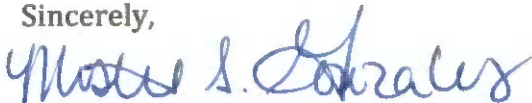
On May 12, 2022, the TCEQ notified the CA that the review of the Customer City ordinances is complete, and the CA could move forward with the pretreatment program modification submittal. This submittal must include Waco's and the Customer Cities adopted ordinances.

On February 28, 2022, Hewitt submitted proposed ordinance revisions to Waco that included the minimum required language. **This letter serves as notice that your proposed ordinance revisions are acceptable to the City of Waco.** Therefore, in accordance with the Wholesale Wastewater Contract, you will need to adopt your ordinance revisions within sixty (60) days of receiving this **approval** from Waco.

Please note that on April 5, 2022, the Waco City Council approved Resolution No. 2022-215, which designated the City Manager , or the Deputy City Manager or an Assistant City Manager (if so designated by the City Manager), to conduct any show cause hearing requested under the Code of Ordinances (*Section 26-248 of the Waco Code*), including issuing notices of the hearing, taking evidence, and transmitting a report of the evidence and hearing (with recommendations) to City Council for action thereon. Your City may want to consider bringing this same type of resolution to your City Council if your City does not already have the authority in place.

Should you have any questions or require additional information on this matter, please contact me at 254-299-2446.

Sincerely,

A handwritten signature in blue ink that reads "Mistie S. Gonzales". The signature is written in a cursive style.

Mistie S. Gonzales
Pretreatment Coordinator
City of Waco

Enclosure: City of Waco Resolution No. 2022-215

RESOLUTION NO. 2022-215

WHEREAS, on October 5, 2021, by Resolution No. 2021-743, the City Council approved a revised ordinance to govern the City’s Pretreatment Program; and

WHEREAS, said ordinance allows the City to issue a Notice of Violation to any User for certain actions; and

WHEREAS, said ordinance allows for City Council itself to conduct a show cause hearing for a Notice of Violation, or to designate any of its members or any officer or employee of the City to conduct the hearing (including issuing notices of the hearing, taking evidence, and transmitting a report (with recommendations) to City Council),

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WACO, TEXAS:

That the City Manager, or the Deputy City Manager or an Assistant City Manager (if so designated by the City Manager), is hereby designated to conduct any Show Cause Hearing requested under Code of Ordinances Section 26-248 (of Article VI (“Sanitary Sewer Use Regulations) of Chapter 26 (“Utilities”)), including issuing notices of hearing, taking evidence, and transmitting a report of the evidence and hearing (with recommendations) to the City Council for action thereon.

That it is hereby officially found and determined that the meeting at which this Resolution is passed is open to the public as required by law, and that public notice of the time, place, and purpose of said meeting was given as required by law.

PASSED AND APPROVED this 5th day of April 2022.

DocuSigned by:
Dillon Meek
378FA5E0633C407...

Dillon Meek, Mayor
City of Waco, Texas

ATTEST:

DocuSigned by:
Patricia W. Ervin
1777DC038DFE420...

Patricia Ervin, Interim City Secretary



APPROVED AS TO FORM & LEGALITY:

DocuSigned by:
Jennifer Richie AGA RR
7D3A67A75D614C3.

Jennifer Richie, City Attorney