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Lisa D. Mares  
[lmares@toase.com](mailto:lmares@toase.com)

December 16, 2011

Ms. Bridget Bohac, Chief Clerk  
Office of Chief Clerk  
Attn: Agenda Docket Clerk  
MC 105  
P.O. Box 13087  
Austin, Texas 78711

Re: Application of City of Aledo to renew Permit No. WQ0010847001; TCEQ Docket No.  
2011-2016-MWD

Dear Ms. Bohac:

On behalf of the City of Aledo, please find enclosed for filing the City's Response to the Protestant's Request for Contested Hearing in the above-referenced matter. An original and eight copies have also been deposited in the U.S. mail for filing.

Please return one file-stamped copy in the enclosed self-addressed stamped envelope. Thank you for your assistance in this matter.

Sincerely,

A handwritten signature in blue ink that reads "Lisa D. Mares".

Lisa D. Mares

LDM:mar  
Enclosures  
cc: Service List

W:\Aledo\SIEGMUND\Rehearing\Bohac Cover letter 12.16.11.docx

**TCEQ DOCKET NO. 2011-2016-MWD**

APPLICATION BY THE § BEFORE THE TEXAS  
CITY OF ALEDO §  
FOR RENEWAL OF § COMMISSION ON  
PERMIT NO. WQ0010847001 § ENVIRONMENTAL QUALITY

**RESPONSE TO REQUEST FOR CONTESTED HEARING**

COMES NOW, the City of Aledo (“City”), applicant in the above-styled proceeding, and respectfully submits this, its Response to Request for Contested Hearing in this matter.

It is the City’s position that, in the Executive Director’s preliminary decision, Ms. Humphreys properly evaluated all relevant issues and she correctly concluded that the City established that the permit complies with all applicable statutes and TCEQ regulations, and that the Commission should issue an order approving the City’s application for a renewal of Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0010847001 to authorize the discharge of treated domestic wastewater at a daily average flow not to exceed 600,000 gallons per day. A request for a contested hearing and reconsideration of the Executive Director’s preliminary decision has been filed by Mr. Martin Siegmund (the “Protestant”). The City asserts that the issues raised by Mr. Siegmund have been addressed and, therefore, respectfully requests that the Commission issue an order approving the renewal of TPDES Permit No. WQ0010847001. In support of such request, the City would show as follows:

**I. THE CITY MUST MEET THE BUFFER ZONE REQUIREMENT VIA PERMIT CONDITIONS**

The Protestant asserts that the City has taken the position that it does not have to comply with buffer zone requirements for the abatement and control of nuisance odor set forth in 30 TAC §309.13(e). The City has never taken such a position. As indicated by the Executive Director, the

City must comply with the buffer zone requirement under TCEQ regulations and as a condition of its permit. Executive Director's Response to Public Comment #1, p. 3. The City is currently complying with these permit conditions and has submitted the requisite nuisance odor prevention plan to the Water Quality Division of TCEQ. *Id.* at 4. This plan outlines the odor system improvements that are required of the City in order to expand the wastewater treatment plant, such as screenings containment, dewatered solids containment and ventilation, and ozone treatment. *Id.* The nuisance odor prevention plan was approved by TCEQ staff, as indicated in correspondence dated September 28, 2010. *Id.*; Exhibit A. Thus, the Protestant's claim that the City is not meeting buffer zone requirements has already been addressed by TCEQ via a variance to the permit, to which the City is complying.

## **II. THE CITY IS ACTIVELY ADDRESSING ANY PERCEIVED ODOR ISSUES**

The Protestant also contends that the City refuses to respond or ignores complaints regarding odor emanating from a manhole located on his property. The City must comply with TCEQ regulations prohibiting illicit discharges and require operators of wastewater treatment plants to prevent nuisance odors from leaving the boundary of the facility. As indicated, TCEQ regulations require a wastewater treatment plant permit holder to "carry out the nuisance odor prevention plan at all times." 30 TAC §309.13(g). While the Protestant is correct that a complaint regarding a strong odor emanating from a manhole located approximately 30 feet west of the intersection of Hidden Valley and Shady Valley in the City prompted an investigation by an Environmental Investigator, the complaint report issued by TCEQ indicated that there were no violations "since the City appears to have taken adequate actions" and is "in the process of taking further action to fully resolve th[e] situation." Exhibit B.

The City has repeatedly demonstrated a willingness to respond to citizen concerns, comply with TCEQ regulations, and take action to remedy any perceived issues with odor and has gone so

far as to request an evaluation of the capacity of the sanitary sewer line along Hidden Valley to determine whether any issues that might result in excessive odor emanating from the manhole near that street. The inspection did not identify any contributing factors. *See* Exhibit C. Thus, the Protestant's claim that the City refuses to respond or ignores complaints regarding odors is without merit.

### **III. THE EXECUTIVE DIRECTOR CORRECTLY ADDRESSED COMPLAINTS REGARDING PROPERTY VALUE**

Initially, the City objects to the Protestant raising complaints in a request for a contested hearing when these complaints were not raised by the Protestant during the comment period. However, the City disputes the Protestant's claim that the wastewater treatment plant site is inadequately designed such that rain water runoff is creating a ditch on the Protestant's property. The City's construction contract requires the contractor to prepare and comply with a stormwater pollution prevention plan. The City has included the "Preparer's Certification", marked as Exhibit D, to demonstrate that an erosion and sediment control plan was developed for the wastewater treatment plant. In addition, an inspection was conducted on December 12, 2011 by a TCEQ environmental investigator. While the City has not received the final written report from the investigator, according to the City's Director of Public Works, the TCEQ environmental investigator did not identify any issues during the site visit. *See* Exhibit E, p. 2.

### **IV. TCEQ HAS NO JURISIDCTION TO HEAR COMPLAINTS REGARDING IMPACTED PROPERTY VALUES**

The Protestant indicates that his property value has declined due to the wastewater treatment plant. The City disputes this claim. In addition, as indicated by the Executive Director, TCEQ does not have the authority or jurisdiction to consider the effects a wastewater treatment plant may have on property values. Executive Director's Response to Public Comment #3, pp. 2-3. Instead, TCEQ must review a permit renewal application based on whether the application meets statutes and

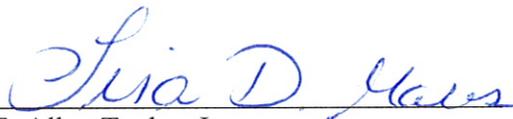
TCEQ regulations. A contested hearing should not be granted on this ground due to TCEQ's lack of jurisdiction over the matter.

**PRAYER**

WHEREFORE, THE CITY RESPECTFULLY REQUESTS:

1. That the Commission issues an order renewing the TPDES Permit No. WQ0010847001, and for such other and further relief as to which the City may show itself to be justly entitled.

Respectfully submitted,



E. Allen Taylor, Jr.  
Bar No. 19691475

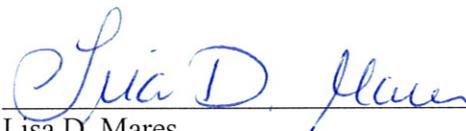
Elizabeth Elam  
Bar No. 06507040

Lisa D. Mares  
Bar No. 24067741

Taylor, Olson, Adkins, Sralla & Elam, LLP  
6000 Western Place, Suite 200  
Fort Worth, Texas 76107  
Phone: (817) 332-2580  
Fax: (817) 332-4740  
[ataylor@toase.com](mailto:ataylor@toase.com)  
[betsyelam@toase.com](mailto:betsyelam@toase.com)  
[lmares@toase.com](mailto:lmares@toase.com)

**CERTIFICATE OF SERVICE**

By my signature below, I certify that on the 16<sup>th</sup> day of December 2011, a true and correct copy of the foregoing instrument was served upon all parties listed on the attached Service List via e-mail, hand-delivery, facsimile transmission, or deposit in the U.S. mail.



\_\_\_\_\_  
Lisa D. Mares

Bar No. 24067741

**SERVICE LIST**  
TCEQ DOCKET NO. 2011-2016  
PERMIT NO. WQ0010847001

FOR THE EXECUTIVE DIRECTOR

via electronic mail:

Kathy Humphreys, Staff Attorney  
Texas Commission on Environmental Quality  
Environmental Law Division, MC-173  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-0600  
Fax: (512) 239-0606  
kathy.humphreys@tceq.texas.gov

Larry Diamond, Technical Staff  
Texas Commission on Environmental Quality  
Water Quality Division, MC-148  
P.O. Box 13087  
Austin, Texas 78711-3087  
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Fax: (512) 239-4430  
larry.diamond@tceq.texas.gov

Brian Christian, Director  
Texas Commission on Environmental Quality  
Small Business and Environmental Assistance Division  
Public Education Program, MC-108  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4000  
Fax: (512) 239-5678  
brian.christian@tceq.texas.gov

For Public Interest Counsel

via electronic mail:

Mr. Blas J. Coy, Jr., Attorney  
Texas Commission on Environmental Quality  
Public Interest Counsel, MC-103  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-6363  
Fax: (512) 239-6377  
blas.coy@tceq.texas.gov

FOR ALTERNATIVE DISPUTE RESOLUTION

via electronic mail:

Mr. Kyle Lucas  
Texas Commission on Environmental Quality  
Alternative Dispute Resolution, MC-222  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-4010  
Fax: (512) 239-4015  
kyle.lucas@tceq.texas.gov

FOR THE CHIEF CLERK:

Ms. Bridget C. Bohac, Chief Clerk  
Texas Commission on Environmental Quality  
Office of Chief Clerk, MC-105  
P.O. Box 13087  
Austin, Texas 78711-3087  
Tel: (512) 239-3300  
Fax: (512) 239-3311  
bridget.bohac@tceq.texas.gov

REQUESTER(S):

Martin O. Siegmund  
10 Taylor Court  
Aledo, Texas 76008

INTERESTED PERSON(S):

Fred B. Werkenthin, Jr.  
Booth, Ahrens & Werkenthin, P.C.  
515 Congress Avenue, Suite 1515  
Austin, Texas 78701-3504

Bryan W. Shaw, Ph.D., *Chairman*  
Buddy Garcia, *Commissioner*  
Carlos Rubinstein, *Commissioner*  
Mark R. Vickery, P.G., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

September 28, 2010

Gennady Boksiner, P.E., Project Manager  
Freese and Nichols, Inc.  
1701 North Market St., Ste. 500 LB51  
Dallas, TX 75202

Re: 309 Buffer Zone Variance Request  
City of Aledo  
0.60 MGD Wastewater Treatment Plant  
Texas Commission on Environmental Quality Permit No. WQ0010847001  
CN600740815; RN101720738  
Parker County

Dear Mr. Boksiner:

I have reviewed your "Nuisance Odor Prevention Report" for the City of Aledo's 0.60 MGD Wastewater Treatment Plant located in Parker County, Texas. The plan was dated July 2010, and sealed by you and Leon Downing on July 8, 2010. The reports were received by the Water Quality Division on July 29, 2010. The variance request was prepared to address the site not fully meeting the 150 foot buffer zone with significant replacement of the existing wastewater plant and the expansion to 0.60 MGD.

The current proposal for odor reduction contains:

- screenings containment,
- dewatered solids containment and ventilation,
- site layout to allow one ozone air treatment odor control unit rather than two.

I conditionally approve your request. The issue may be reopened: however, if the site operation is found to be ineffective in preventing odor or noise complaints.

If you have additional questions please call me at (512) 239-5788 or Louis C. Herrin, III, P.E. at (512) 239-4552.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard H. Smith, P.E.", written over a horizontal line.

Richard H. Smith, P.E.  
Water Quality Assessment Section

RHS/ms



Bryan W. Shaw, Ph.D., *Chairman*  
Buddy Garcia, *Commissioner*  
Carlos Rubinstein, *Commissioner*  
Mark R. Vickery, P.G., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

December 1, 2011

Mr. Gordon Smith, Public Works Director  
City of Aledo  
P. O. Box 1  
Aledo, TX 76008

Re: Complaint incident at a manhole located approximately 30 feet west of the intersection of Hidden Valley and Shady Valley in Aledo (Parker County), Texas  
RN101720738, WQ0010847-001, TX0027120, Incident No. 162029

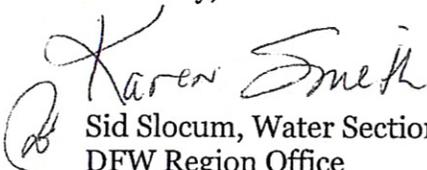
Dear Mr. Smith:

On November 22, 2011, Mr. Eric Agnew of the Texas Commission on Environmental Quality (TCEQ) Dallas-Fort Worth Region Office received a complaint regarding a strong odor emanating from a manhole near the above-referenced location. The complaint was investigated by Environmental Investigator, Eric Agnew.

The enclosed report describes the findings that were noted during the investigation.

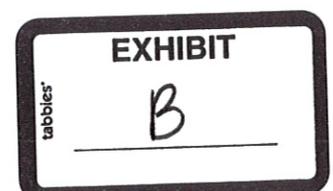
The TCEQ appreciates your interest in protecting the quality of our environment. If you have any questions concerning these findings, or if we can be of further assistance, please contact Mr. Agnew directly at (817) 588-5839 or the DFW Region Office at (817) 588-5800.

Sincerely,

  
Sid Slocum, Water Section Manager  
DFW Region Office

SS:ea

Enclosure: Incident Report 162029



TCEQ Region 4-Dallas/Fort Worth • 2309 Gravel Dr. • Fort Worth, Texas 76118-6951 • 817-588-5800 • Fax 817-588-5700

Austin Headquarters: 512-239-1000 • [www.tceq.state.tx.us](http://www.tceq.state.tx.us) • How is our customer service? [www.tceq.state.tx.us/goto/customersurvey](http://www.tceq.state.tx.us/goto/customersurvey)

printed on recycled paper with soy-based ink

## TCEQ Complaint Report

11/30/2011  
12:48:54PM

**Incident No:** 162029

**Media Type:** Water

**Start Date:** Unknown

**Received Date:** 11/22/2011

**Method :** PHONE

**Staff Member:** EAGNEW

**Status:** Closed

**Status Date:** 11/22/2011

**Priority:** Within 30 Calendar Days

**Regulated Entity:** City Of Aledo

**RN101720738**

**Address:** 200 Old Annetta Rd

Aledo, Parker County, TX 76008

**Physical Location:** LOCATED APPROXIMATELY 0.5 MI W OF THE INTERSECTION OF FM 5 AND FM 2376 IN ALEDO TEXAS

**Responsible Party:** City Of Aledo

**Address:** , ,

**Title:**

COPY

**Number Complaining:** 1

**Frequency:** Current

**Alleged Source:** City Of Aledo

**Program Group:** Water Quality - High Level

**Nature:** Odor

**Effect:** Environmental

### Initial Problem

Complainant alleges odor from a manhole approximately 30 feet west of the intersection of Hidden Vally and Shady Valley in Aledo has been present for several weeks. Repeated calls to the City from the complainant have not resulted in correction of the problem. Problem is worst at night when there is no wind.

### Action Taken

Mr. Gordon Smith, City of Aledo Public Works Director was contacted on November 22, 2011 to inquire about the problem. Mr. Smith responded on November 23, 2011 with a background of the problem as well as actions the City has taken and plans to take.

"The manhole in question is located on the main 12 inch trunk line that receives wastewater from the north side of the City. The manhole is approximately 2,000 feet north from the WWTP.

- The City of Aledo Staff received the odor complaint on September 9th.
- City Staff scheduled Ace Pipe Cleaning for Video inspection and complete cleaning. Ace confirmed September 15, 2011 for inspection and cleaning.
- City Staff contacted your office September 12th and left message with question on reporting the situation.
- September 13th, Your office contacted City Staff and directed that as long as the odor complaint was not damaging health, property, and environment it was not required to report to TCEQ.
- September 15th City Staff and ACE Pipe Cleaning cleaned and video inspected 1,962.8 feet of 12 inch main.
- September 15th prior to leaving property all manholes were bolted and secured.
- City Staff received full inspection report from Ace Pipe September 17th.
- Inspection report reviewed by staff found no outstanding discrepancies that needed emergency repairs. Report to be reviewed by City Engineer for recommendations.
- City Staff October 4th installed a rain guard device with gasket seal on the manhole in question. Manhole was secured by bolts prior to leaving the property

# TCEQ Complaint Report

11/30/2011  
12:48:54PM

October 24th received complaint that at a manhole located approximately 1000 feet from WWTP the securing bolts were backed out halfway. City Staff same day inspected manhole and secured the manhole. Staff informed landowner unauthorized tampering with the manhole occurred but no evidence of unauthorized entry into the collection system occurred. Securing bolts were backed out halfway only. Landowner accused staff of leaving the bolts halfway to work as a pressure relief during rain events. Staff informed the landowner of the documented events on his property stating all manholes secured prior to leaving his property.

Items in progress to produce a solution to resolve odor issue:

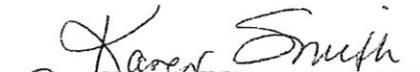
- City Engineer to review inspection report and hydraulic design for any need improvements.
- City Staff to install rain guard device with gasket seal on four additional manholes on the property.
- City Staff coordinating with TWDB to borrow smoke detection equipment to smoke test the line.
- All lift stations monitored and inspected daily. No signs of the stations going septic."

---

## Closure Comments

No violations are being cited at this time since the City appears to have taken adequate actions and be in the process of taking further action to fully resolve this situation. As required, copies of this report are being mailed to the permittee and complainant.

  
Investigator

  
Region or Program Manager

11/30/2011  
Date

# MEMORANDUM



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AND  
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4055 International Plaza, Suite 200 • Fort Worth, Texas 76109 • 817-735-7300 • fax 817-735-7491

**TO:** Mr. Gordon Smith, Public Works Director  
City of Aledo

**FROM:** Robert McGee, PE

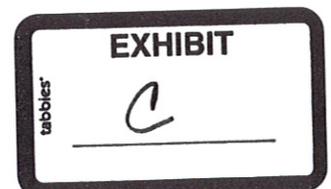
**SUBJECT:** Sanitary Sewer Capacity  
12-Inch SS from Hidden Valley to WWTP

**DATE:** 12/15/11



As requested, we evaluated the capacity of the 12" sanitary sewer along Hidden Valley to the WWTP. Based on the information available to us, the line appears to have sufficient capacity for the estimated peak flows. We believe your finding that there is no evidence of recent overflows corroborates the capacity evaluation. We have also reviewed the CCTV data and agree with the City's conclusions that there are no issues requiring immediate repair. From the hydraulic and CCTV evaluations, we did not observe any issues that might be leading to excessive odor from the manhole in question.

We recommend sealing the manhole rim at this location to see if this helps with the odor issue. We also recommend that you conduct additional testing to determine if there is another means for odor to escape in this area. We understand that you have requested to borrow smoke testing equipment for the TCEQ.



## VIII. Preparers Certification

*Name of Preparer:*

**BROCK ENVIRONMENTAL SERVICES, LLC.**

422 East Interstate 30,  
Suite F

Royse City, Texas 75189

972-636-7717 office

972-636-7719 fax

I, Jennie D. Brock, owner of Brock Environmental Services, do hereby certify that the foregoing Storm Water Pollution Prevention Plan was prepared by me, under the Terms and Conditions of the TPDES General Permit No. TXR 150000. This certification does not cover any maintenance or inspection reporting required under the permit.

The information and materials which were not generated by me have been furnished to me by my clients, their employees and / or engineers in the compilation of this Plan and the attached documents. Preparer has prepared the erosion/sediment control plan in accordance with guidelines set forth by local and state authorities.

*"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designated to assure that qualified personnel properly gathered and evaluated the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are specific penalties for submitting false information, including the possibilities of fine and imprisonment for knowing violations."*

Signature: \_\_\_\_\_

Printed Name: Jennie D. Brock, President

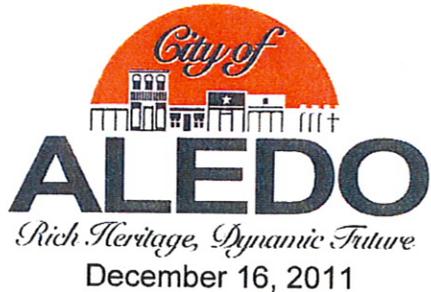
Company Name: Brock Environmental Services, LLC.

Date: 5-4-11

**EXHIBIT**

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D



Ms. Bridget C. Bohac, Chief Clerk  
Office of Chief Clerk  
ATTN: Agenda Docket Clerk  
MC 105  
P.O. Box 13087  
Austin, Texas 78711

RE: Docket No. 2011-2016-MWD  
Permit No. WQ0010847001

We are in receipt of the request for a public meeting concerning the City of Aledo's renewal application for discharge of treated wastewater TPDES Permit No. WQ0010847-001. The City of Aledo respectfully requests that the Texas Commission on Environmental Quality (TCEQ) consider the information presented in this letter to make a determination that the City has met the conditions required by the TCEQ.

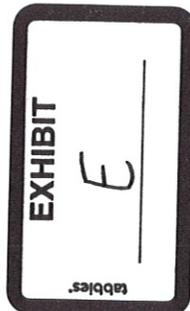
Mr. Siegmund has the following comments related to odors at the plant site:

1. Offensive odor is still permeating my property, which interferes with my use and enjoyment of my property.
2. The odor problem with the three houses in the buffer zone has not been corrected.

Please consider the following in response to these comments:

The original permit application to increase the capacity of the City of Aledo's existing WWTP from 0.35 MGD to 0.60 MGD was made in April 2006. During this application process, protests were filed with the TCEQ and a public hearing was granted and conducted by the TCEQ. On December 12, 2007 a preliminary hearing was conducted and an evidentiary hearing was conducted on April 16 – 17, 2008 in Fort Worth. The record closed at the conclusion of the hearing.

On June 12, 2008, SOAH Docket No. 528-07-3998; TCEQ Docket No. 2007-0020-MWD; Application of the City of Aledo to amend TPDES Permit No. WQ00110847001 recommended approval of the permit with certain conditions. The permit was issued with these required conditions; 1) phosphorus limits, 2) improvements would be designed with odor control improvements and a 'Nuisance Odor Prevention Report' was required to be prepared and submitted to TCEQ outlining the odor system improvements to be made as part of the WWTP expansion, 3) the WWTP would change from gaseous chlorine to UV disinfection of the WWTP effluent.



The City of Aledo applied for and received a CWSRF loan from the TWDB to fund the design and construction of the expansion of the existing WWTP. In July 2010, a 'Nuisance Odor Prevention' report was submitted to the TCEQ as required in the discharge permit. On September, 28, 2010, the TCEQ issued a letter to the City of Aledo conditionally approving the Nuisance Odor Prevention Report for the City of Aledo's 0.60 MGD WWTP expansion (see attached).

Final design was completed and contract documents were approved and the City of Aledo bid the project and issued a Notice-to-Proceed to the contractor for the start of construction on May 9, 2011. Construction is ongoing and is expected to be complete October 2012. After the construction is complete, all of the conditions of the permit including an odor system will be operational as presented in the Nuisance Odor Prevention report submitted to and approved by the TCEQ.

Mr. Siegmund has the following comment related to runoff from the plant site:

4. Water problem – the rain water from the plant site, in great quantity, is cutting a ditch onto my property where the runoff has no right to be, due to faulty plant location and inadequate design to control runoff.

Please consider the following in response to this comment:

The construction contract documents require the contractor to prepare a Storm Water Pollution Prevention Plan (SWPPP) and to install and maintain storm water control measures in accordance with the SWPPP and industry practices. The SWPPP was prepared in April 2010 and posted at the job site as required. The person that prepared the SWPPP certified that the document was prepared in accordance with TPDES General Permit No. TXR 150000. A copy of the certification is attached. All appropriate erosion control measures and practices required by the SWPPP have been in place since the beginning of the project.

On December 9, 2011 a TCEQ Environmental Investigator visited the site to evaluate complaints by the adjacent property owner. The Environmental Investigator was accompanied by the property owner and representatives from the contractor and the engineer. All erosion control devices were observed to be in good to adequate condition. The City has not yet received the site visit report, however no issues were stated during the site visit.

Mr. Siegmund has the following comments related to off-site sanitary sewer:

3. The odor on my property from the sewer line is still there daily, after a year and a half, although the city and executive director have been notified, and is still uncorrected as of today.
5. Untreated sewage from a manhole 150 feet from plant and loose bolts allowing the manhole to pop up during heavy flows and rains cannot surely be legal.

Please consider the following in response to these comments:

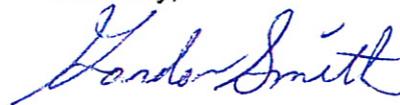
The City of Aledo received a complaint related to odor coming from a manhole located 2,000 feet from the WWTP at the intersection of Hidden Valley Drive and Shady Valley on September 9, 2011. City Staff communicated with TCEQ Regional Staff on September 12-13, 2011 concerning the situation. On September 15, 2011 the 12-inch sanitary sewer the manhole is located on was cleaned and inspected using a closed circuit television. The inspection found no outstanding discrepancies needing emergency repairs. On October 4, 2011 City staff installed a rain guard device with a gasket seal on the manhole in question and secured the manhole lid bolts.

On October 24, 2011 City staff received a complaint that the manhole lid bolts had been loosened on a manhole located approximately 1000 feet from the WWTP on the same 12" sanitary sewer. On the same date City Staff inspected the manhole and secured the bolts. No evidence of an overflow was observed.

On December 1, 2011 the City of Aledo received a report from TCEQ resulting from the investigation of the complaint of the manhole on Hidden Valley. The report states that the City has taken appropriate actions and no violations were cited. A copy of the report is attached. The Engineer has evaluated the capacity of the 12" sanitary sewer and determined that the line has adequate capacity for current estimated flows (see attached). Recent inspections by City staff have not found evidence of recent overflows. City staff is currently coordinating with the TWDB to borrow smoke detection equipment to test the line.

In conclusion, the City of Aledo has abided by the conditions of the TPDES permit as issued in 2009. After the hearing, the City of Aledo made improvements at the plant to reduce the odors until permanent improvements could be designed and constructed. The way the dewatered sludge was handled was modified by covering the containers and reducing the time full containers sat at the site before they were disposed of by the sludge hauler. As part of the final design of the new facilities, a Nuisance Odor Report was prepared and submitted for review and approved, final design included phosphorus removal treatment, the replacement of the gaseous chlorine facilities with UV Disinfection facilities and an odor system (in accordance with the report that was submitted to TCEQ) to reduce the odors at the plant. The City of Aledo has been diligently proceeding with making the required improvements to the WWTP facility and meeting all of the conditions as required by the TPDES permit issued by the TCEQ. Therefore, the City of Aledo requests that the renewal of the TPDES permit be approved.

Sincerely,



Gordon Smith, CPM  
Director of Public Works  
City of Aledo, Texas