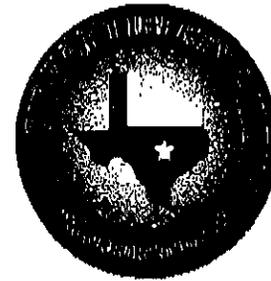


City of
Liberty Hill
P.O. Box 1920 · Liberty Hill, Texas 78642



October 10, 2013

VIA FIRST CLASS U.S. MAIL
AND FACSIMILE TO: (512) 239-3311

Office of Chief Clerk
Attn: Agenda Docket Clerk, MC 105
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

2013 OCT 11 PM 3:04
CHIEF CLERKS OFFICE
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Re: Docket No. 2013-1597-MWD
Williamson County Municipal Utility District No. 19
Request(s) filed on Permit No. WQ0015000001

Dear Chief Clerk:

Pursuant to the terms of the Interlocal Agreement Concerning Sewer Service by and between the City of Liberty Hill, Williamson County Municipal Utility District No. 12, Williamson County Municipal Utility District No. 19 and Williamson County Municipal Utility District No. 19A, the City of Liberty Hill hereby withdraws its protest to the issuance of the above-captioned permit.

The City of Liberty Hill now supports the application.

Very truly yours,

Greg Boatright
City Administrator

PM #

OPA

APR 06 2011

RUSSELL & RODRIGUEZ, L.L.P.

Attorneys at Law

1633 Williams Drive, Bldg. 2, Suite 200, Georgetown, Texas 78628

Phone (512) 930-1317

E-mail: krussell@txadminlaw.com ✓

Fax (866) 929-1641

108

FACSIMILE COVER PAGE

March 31, 2011

Please Deliver the Following page(s) to:

Water Supply Division

Fax Number

(512) 239-2214

Client Number: 200-01

From: Kerry E. Russell

Direct Phone: (512) 930-1317

MWD
70586

Pages: (Including Cover Sheet)

Re: Application of Williamson County Municipal Utility District (MUD) No. 19 to Obtain a Water Quality Permit, Proposed Permit No. WQ0015000001 in Williamson County, Texas

Comments:

City of Liberty Hill's Notice of its request for a contested case hearing and opposition to the Application

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2011 APR -4 PM 3:21
CHIEF CLERKS OFFICE

NOTICE: The following material is intended for the use of the individual or entity to which it is addressed. The material may contain information that is attorney-client privileged, or otherwise confidential and exempt from disclosure under law. If you are not the specified recipient, do not read this material. Any use, dissemination or copying of this material is strictly prohibited. If you have received this material in error, please notify us by telephone at the above number and return to us by U.S. Mail.

MW

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

2011 APR -4 PM 3:21
R&R
RUSSELL & RODRIGUEZ, L.L.P.
ATTORNEYS AT LAW
CHIEF CLERKS OFFICE CHIEF CLERKS OFFICE

1633 WILLIAMS DRIVE
BUILDING 2, SUITE 200
GEORGETOWN, TEXAS 78628

PHONE (512) 930-1317
FAX (866) 929-1641
WWW.TXADMINLAW.COM

Email: krussell@txadminlaw.com

March 30, 2011

Via Facsimile and Hand-Delivery

Texas Commission on Environmental Quality
Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, Texas 78711-3087

RECEIVED

MAR 31 2011

**WATER QUALITY DIVISION
TCEQ**

RECEIVED
TCEQ
WATER SUPPLY DIV.
2011 MAR 31 AM 10 05

Re: *Application of Williamson County Municipal Utility District (MUD) No. 19 to Obtain a Water Quality Permit, Proposed Permit No. WQ0015000001 in Williamson County, Texas*

To the Texas Commission on Environmental Quality:

The undersigned represents the City of Liberty Hill, Texas ("City") regarding the above-referenced TPDES permit application ("Application"). Please accept this letter as the City's notice of its request for a contested case hearing and its opposition to the Application submitted by Williamson County Municipal Utility District No. 19 ("WCMUD 19"). The City requests a contested case hearing regarding WCMUD 19's Application. In accordance with the published notice, the City provides the following information:

1. *Your name, address, phone number:*

The City may be notified of any developments in this case by providing notice to:

Kerry E. Russell
Russell & Rodriguez, LLP
1633 Williams Drive, Suite 200
Georgetown, Texas 78628
(512) 930-1317
(866) 929-1641 (Fax)

2. *Applicant information: Application of Williamson County Municipal Utility District (MUD) No. 19 to Obtain a Water Quality Permit, Proposed Permit No. WQ0015000001 in Williamson County, Texas.*

Texas Commission on Environmental Quality
March 30, 2011
Page 2 of 3

3. The location and distance of your property/activities relative to the proposed facility:

The proposed facility is located approximately 1.5 miles from the City's corporate limits and on property adjacent to the City's extraterritorial jurisdiction.

4. Specific description of how you would be adversely affected by the facility in a way not common to the general public:

The City is concerned with the public health and safety of the residents of the City. The City currently has a pending Application for Sale, Transfer, or Merger of a Retail Public Utility, Application No. 36864-S, before the TCEQ wherein the City seeks to acquire the entirety of the Liberty Hill Water Supply Corporation. Being that the proposed facility is so close to the Edwards Aquifer Recharge Zone, the City is concerned with the Application's impact on groundwater. Potability concerns and health and safety concerns are of paramount importance to the City and its residents. The City is concerned that the effluent limits are not properly protective of an important water supply and concerned with whether the design of the plant can adequately treat wastewater. The likely impact of the proposed plant is to degrade the quality of the water supply wells used by the City's residents.

The City is concerned that the discharge parameters are not stringent enough and may affect aquatic life. Likewise, the City is concerned with algae blooms that can occur because of the plant.

The proposed plant is located approximately 3 miles from the Liberty Hill Regional Wastewater Treatment Facility ("LHRWWTF") currently owned by the Lower Colorado River Authority and operated by the Brazos River Authority. The City is currently negotiating a purchase of the LHRWWTF from the LCRA. The City believes that the proposed facility violates the TCEQ's policy of regionalization found in Texas Water Code § 26.081 since WCMUD 19 currently has a contract with the LCRA for the property to be served by the LHRWWTF. An additional treatment facility within this area is not necessary and may result in nuisance odors, water quality impacts, and other environmental concerns. It is not in the public interest for the TCEQ to issue a new wastewater discharge authorization when regionalized wastewater service is available.

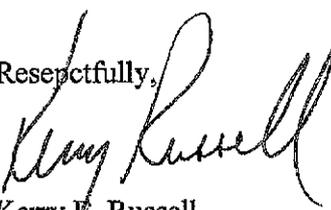
A wastewater transmission main from the WCMUD 19 property already exists and extends to the LHRWWTF. Thus, there is no physical need for the proposed facility.

The City understands that WCMUD 19 has never operated a wastewater treatment facility. The City is concerned that the operations of the facility will not adequately protect the environment.

5. The City requests a public meeting and a contested case hearing on the application.

If I may be of further assistance, please contact me at the number above.

Texas Commission on Environmental Quality
March 30, 2011
Page 3 of 3

Respectfully,

Kerry E. Russell

cc: State Senator Steve Ogden
State Representative Charles Schwertner
Williamson County Commissioner Cynthia Long
Mayor Michelle Murphy
Liberty Hill City Council

PM
H

CFA

APR 06 2011

R&R
RUSSELL & RODRIGUEZ, L.L.P.
ATTORNEYS AT LAW

TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

BY RS

2011 APR -4 PM 3: 21

1633 WILLIAMS DRIVE
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PHONE (512) 930-1317

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CHIEF CLERKS OFFICE

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March 30, 2011

Via Facsimile and Hand-Delivery

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Water Supply Division
Utilities and Districts Section, MC-153
P.O. Box 13087
Austin, Texas 78711-3087

MWD
76584

RECEIVED
MAR 31 2011
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TCEQ

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