

TCEQ Interoffice Memorandum

To: Mary Smith, General Counsel
Thru: ^{MBC} Melissa Cordell, Assistant Deputy Director
Enforcement Division

From:  Michael Parrish, Team Leader
Special Functions Team

Date: January 19, 2022

Subject: **Backup Revision**
January 26, 2022 Commission Agenda
Item No. 33 – City of Pearland
Docket No. 2021-0034-WQ-E

Enclosed please find the following:

Agreed Order:

- Page 6, Signature Page – Replace page to include signature on the “For the Executive Director” line

Please do not hesitate to call Michael Parrish at (512) 239-2548 if you have any questions regarding this matter.

cc: Vic McWherter, Public Interest Counsel
Julie Albrecht, Public Interest Counsel
Gill Valls, Office of General Counsel
Katherine McKenzie, Agenda Coordinator, Litigation Division
Alyssa Loveday, Water Section, Enforcement Division
Melissa Cordell, Assistant Deputy Director, Enforcement Division
Kristy Deaver, Manager, Water Section, Enforcement Division
Susan M. Jablonski, P.E., Deputy Director, Enforcement Division
Rebecca Margain-Nunez, Executive Assistant, Enforcement Division

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date



12/13/2021

For the Executive Director

Date

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this Order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

David Van Riper
Signature

Digitally signed by David Van Riper
DN: c=US, e=dvanriper@pearlandtx.gov, o=City of
Pearland, CN=David Van Riper
Date: 2021.10.29 15:11:24-0500

10/29/2021

Date

David Van Riper
Name (Printed or typed)
Authorized Representative of
City of Pearland

Assistant Director of Public Works
Title

If mailing address has changed, please check this box and provide the new address below:

Instructions: Send the original, signed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Ordering Provision 1 of this Order.