



Natasha J. Martin
512.480.5639
512.536.9939 (fax)
nmartin@gdhm.com

MAILING ADDRESS:
P.O. Box 98
Austin, TX 78767-9998

December 11, 2023

ALJ Meitra Farhadi
ALJ Rachelle Robles
300 W. 15th Street, Suite 504
Austin, TX 78701.

via E-File

Re: SOAH: 582-22-1222; REMAND Application by City of Liberty Hill for Renewal of Texas Pollutant Discharge Elimination System Permit No. WQ0014477001
TCEQ Docket No. 2021-0999-MWD

Dear Judges Farhadi and Robles,

This letter is submitted on behalf of the City of Liberty Hill (“City”) in reply to Stephanie Morris’ November 30th letter regarding exceptions to the Supplemental Proposal for Decision (“Supplemental PFD”) issued in this docket.

Ms. Morris asks the Court to revise the Total Phosphorus (TP) effluent limit in proposed finding 113 from 0.15 mg/L to 0.015 mg/L. To the extent that proposed finding 113 has a typo, the City excepts to this change on the same basis as argued in its exceptions to the Supplemental PFD in Sections II, A, B, and D. A TP limit of 0.015 mg/L violates TCEQ’s rules, is a troublesome precedent calling into question the legality of every other TPDES Permit issued by the TCEQ, and is a result of misapplying the Texas Surface Water Quality Standards to require an applicant to improve water quality rather than maintain water quality and prevent degradation of water quality.

The City reserves the right to respond to all exceptions and responses to exceptions before the Commission.

Respectfully submitted,

/s/Natasha J. Martin

Natasha J. Martin
ATTORNEY FOR THE CITY OF LIBERTY HILL

NJM/mah
cc: Certificate of Service

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Letter has been forwarded via electronic mail or U.S. Mail to the persons on the attached Service List on this the 11th day of December 2023.

Aubrey Pawelka, Staff Attorney
Aubrey.Pawelka@tceq.texas.gov
TCEQ ENVIRONMENTAL LAW DIVISION
MC-173
P.O. Box 13087
Austin, Texas 78711-3087
**ATTORNEY FOR TCEQ EXECUTIVE
DIRECTOR**

Pranjal M. Mehta,
Assistant Public Interest Counsel
Pranjal.Mehta@Tceq.Texas.Gov
MC-103
P.O. Box 13087
Austin, Texas 78711-3087
**ATTORNEY FOR OFFICE OF PUBLIC
INTEREST COUNSEL**

Jessica Mendoza
jmendoza@msmtx.com
Adam M. Friedman
afriedman@msmtx.com
MCELROY, SULLIVAN, MILLER &
WEBER, LLP
P.O. Box 12127
Austin, Texas 78711
ATTORNEYS FOR BUNNELL PROTESTANTS

Lauren Ice
lauren@txenvirolaw.com
David O. Frederick
dof@lf-lawfirm.com
PERALES, ALLMON & ICE, PC
1206 San Antonio
Austin, Texas 78701

Veronica Carbajal
vcarbajal@trla.org
TEXAS RIO GRANDE LEGAL AID, INC.
1331 Texas Avenue
El Paso, Texas 79901
**ATTORNEYS FOR PROTESTANT,
STEPHANIE MORRIS**

/s/ Natasha J. Martin

Natasha J. Martin