From:

PUBCOMMENT-OCC

Sent:

Tuesday, February 8, 2022 9:15 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

TCEQ MUD ContestedHearing_request.pdf

DIS 126259

Н

From: a.malczewski2010@gmail.com <a.malczewski2010@gmail.com>

Sent: Tuesday, February 8, 2022 9:05 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Andrew Malczewski

E-MAIL: a.malczewski2010@gmail.com

COMPANY:

ADDRESS: 1328 THORNWOOD DR

MURPHY TX 75094-5101

PHONE: 2147975093

FAX:

COMMENTS: See the attachment for Request for contested case hearing for MUD as proposed D-04122021-017.

ANDREW & MAYELA MALCZEWSKI

1328 Thornwood Dr Murphy, TX 75094 214-797-5093

a.malczewski2010@gmail.com

Via Electronic Transmission (February 8, 2022)

Office of the Chief Clerk Texas Commission on Environmental Quality (TCEQ) P.O. Box 13087, MC 105 Austin, Texas 78711-3087

Copy: <u>Justin.Taack@tceq.texas.gov</u>

Re: Petition from Harrington/Turner Enterprises, LP, a Texas Limited Partnership for Creation of Collin County MUD No 7. TCEQ Permit # D-04122021-017

I / we respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). We have serious reservations and grievances with the proposed in addition to the previously proposed TCEQ proposed permit (TDPDES Permit # WQ0016003001) to allow unnecessary and polluting waste water treatment plant with effluent discharge into pristine Maxwell Creek that runs thru city of Parker, Murphy and others downstream.

I/we live at corner of Thornwood Dr and Rolling Ridge Dr, as shown in the map below in Blue Marker, right across the Rolling Ridge residential street and green zone bordering the MUD

service area boundary. Our house is about 10 yards south of the MUD boundary and approximately 0.5 mile west from proposed waste water treatment facility. Hunt elementary school is within 0.2 miles as is Liberty Park. Both service 600-700 kids daily with the kids spending time outside.

We believe, that as proposed, the MUD with or without the wastewater treatment plant will

adversely affect our enjoyment of the community we live in, will negatively impact property values of our land and house, will likely exacerbate local flooding without earnest flood mitigation plan that includes large retention ponds, and will add a very large number of people in an ETJ area with limited services and limited accountability, unlike a city, which also will have adverse impact. When we bought our property, we knew one day there would be a development that fits the communities and conforms to city of Parker 1 acre lot size standards. That was expected given the laws. The Turner tract owners also knew that was always going to be the case. The MUD and waste water plant proposals, thru TCEQ, sadly provides them an avenue to develop the land in a way that was not intended ever for this area, and does not fit or conform to the norm here. It destroys the many reasons why we bought our house where we bought it and it will rob us of country living, clean air and water and peace of mind for years to come. It will cause unhealthy air for children and will pollute the Maxwell creek. These will rob my kids from being able to ever touch the creek water at many Murphy trails along the creek. And I do know people that work in sewer facilities in Dallas area and they would never allow their kids touch effluent filled water for health reason due to bacteria and chemicals that are in there. Many people's lives will be affected and changed if this proposal if approved by TCEQ.

The proposed high density ETJ MUD will also negatively impact our cities' recreational park and public areas with city not being able to receive any compensation for the services. It's effectively a tax being levied on city of Murphy residents who will foot the bills for over time for added usage of our communities' common areas. I believe this MUD proposal is creating a taxation without representation situations. We at the very least want to see in the proposed MUD a large community park that can service the 2000-3000 people that may live there. It should include soccer field, play grounds, walking green zones and trails, and other common amenities our city provides. These buffers should be at the border of the MUD and the Rolling Ridge residential areas to the south. The developers need only look at any neighborhood in Murphy to get a glimpse of properly design living area for residents. You ask to make suggestions for a better MUD. I suggest that the minimum SF lot size be 50 feet wide so that people don't live on top of each other and have space for their dogs, planting a tree or two and having a little peace away for a neighbor. A proposed 40' lot size is absolutely the smallest in the area 5 miles in radius, as shown in market study, and has no business in our community, unless you folks are bent on destroying our communities. For town homes, that don't belong in this area in as high number as proposed, the minimum should move to 25 feet. I would also add that at very least we want to see ALL fences done in cedar plank so that after the developers are long gone, the area does not degrade quickly and look run down with fences falling apart. Also, I believe the street design as proposed is very poor. Given one main entry to the MUD area, the main street in somewhat land locked are should have good visibility deep into the development and very open access. Current plan is ripe for high crime, with very little visibility and access towards the back of the development. Crime is unheard of in this area and we would like to keep it that way.

Further, this proposal will create a private nuisance by engaging in an activity that is abnormal and out of place in this area and not necessary due to water and sewer regionalization thru NTMWD and/or availability of at least 3 sewer lines by 2023. The proposal is unreasonable, impractical and totally unnecessary. The developer may build 1 acres lots with septic or regional connections. It's highly unreasonable that this developer is choosing to go thru TCEQ process

that is intended to develop land in the country where no connection or water or other infrastructure does not exist, with many established existing residential areas all around this tract of land. Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights right across from my family room windows.

Further the engineering study is missing the details that should be necessary to even submit such application for a MUD. They mention flooding mitigation but show no calculations to mitigate other than few words about street runoff systems. They need retaining ponds. They may want to see the 4-5 acre and very deep retaining area that were just built by commercial developers about 4000 E Plano Parkway on area smaller than 100 acre plot. Given the proposed MUD will cover most open runoff absorbing land with concrete, no corners can be cut in the design of flood control. The developers also mention even pulling some flood zone areas out of the flood zone. Many other details are missing and that will be brought up at contested case hearing. I should also mention that the market study that was submitted is not accurately depicting the market for this area.

We want developers to serve as stewards of the environment creating environmental awareness, and encouraging ecosystem approaches to planning - protecting, preserving natural areas. Make a park around the Maxwell creek and embrace the greenery, as opposed to dumping on it! Maintain parks, open spaces and recreation facilities.

Provide programs, activities and events that meet the needs and desires of our communities and foster lasting impressions for our residents and visitors. You guys have the power to enhance and enrich the quality of life and nurture the health and well-being of our community. But the proposed does none of that.

Lastly, I am asking that TCEQ considers all my comments for this review that were previously submitted under the TCEQ Permit # D-04122021-017 as all those argument apply here us well. As well as my previous request for contested case hearing regarding the Waste water treatment facility.

I hope to be given my right to defend my position at contested case hearing. But you should simply deny the permit applications and let the developers work it out with the cities and community of people around.

Regards Andrew Malczewski

Previous Attachments applicable to the MUD permit application: TCEO Permit # D-04122021-017

Hi my name is Andrew Malczewski at 1328 Thornwood drive at corner of Rolling Ridge Dr. I REQUEST CONTESTED HEARING based on these issues and ones previously submitted. I also point to TPWD and other submitted reports as evidence.

Permitting Issues

- 1. Lack of legally sufficient or timely public notice in the communities that are affected by the proposed MUD development. Grossly inadequate affected parities list.
- 2. Preliminary permit application that was granted contains lots of false, incorrect or inaccurate and very outdated statements and attachments. Using documents from 1961 about this area is absolutely irrelevant and insufficient. This is now a major and almost built our area of developed communities with Plano Independent Schools, one of the nation's biggest school districts.

Environmental, Social and Governance Points of Contest

- 1. Flooding and bank erosion in the Maxwell Creek basin will be much worse due to impact from proposed development. It will be greatly exaggerated by the property development as it stands, given no effort is being taken to even address this by the TCEQ and/or developers. Current 101 acre area is open land that can absorb a lot of rain water. The remaining runoff is mostly captured by huge ditch and drain system on Murphy side in green/HOA zone and water that breaches that, by street sewer systems all along Rolling Ridge Dr in Rolling Ridge subdivision 5, and also 3 and 4, that were put in by Shaddock/other developers who were very aware of the flooding problems from the North. These drains will not collect any runoff if the proposed developer concretes over majority of the land as proposed in the permit application. All the runoff will drain directly to Maxwell Creek thru streets. In a typical fast 2 inch rain event, 101 acre property will generate roughly 5.5 million gallons of water runoff. That's enough water to fill the small Maxwell Creek up to 7 feet high for a mile and a half (roughly distance between discharge point and Murphy city complex along with School and Parks complex. Minor flooding is also already occurring regularly north of the proposed site as well. Flooding will occur at much higher rate and level than ever before. There are no mitigation plans that are included in permit application.
- 2. Creek characterization as disclosed in application seems intentionally inaccurate. This is a spring fed creek at multiple points, it flows all year as noted in TPWD reports and as attested to by residents that call it home for 20 years or longer, and it has 5-6 feet deep persistent pools at some spots, mostly runs thru heavily wooded natural area, with trails and crossing hiker/jogger bridges in multiple places in Murphy proper. It is clean and flowing, with clear water even in middle of hot summers. It supports diverse eco-system, and the area is on Canadian geese and Monarch butterfly migration route. There are many tributaries and fishing ponds connecting to it. Our kids have caught large catfish in ponds like Liberty Park (0.4 miles south of the proposed discharge point) and have cooked and eaten their fish. Annual trout roundup is attended by hundreds of kids and they catch and keep their fish. We will not stand by and watch

- TCEQ help pollute another TX creek, just like so many other EPA designated impaired waterways. Be part of the solution not the problem!
- 3. Two Historical Society designated cemeteries, McMillen and Decatur/Maxwell/Murphy, are along the Maxwell Creek banks and will be in danger of flooding and erosion without any mitigation if the proposed developments happens as proposed. These burial sites of the early founding settlers in this area and go back to 1850's.
- 4. Air pollution concerns. The stench of moving solid waste does not need to be explained. We have schools and residential areas all around and this is totally unnecessary, if developers would chose to work with the Parker and Murphy cities and north Texas water and waste districts that have huge capacity and have planned growth for the entire Collin County. Residual bacteria, fungi or any number of other harmful pollutants in air and in water will be release around the plant and downstream and may cause health issues for sensitive residents and children, especially those at Hunt elementary that are outdoor for recess every day for up to an hour or for fun days after school in the north parking lot areas and open green spaces.
- 5. Treated waste water discharge/pollution into Maxwell creek will severely and negatively impact wild life. A 100-800,000 gallon daily discharge (this number seems to change in TCEQ documents) will overwhelm the natural creek and as much as 50-70% of total creek volume may consist of treated chlorinated water within few miles downstream of discharge point. At proposed chemical levels, life that depends on the creek will be destroyed or heavily damaged. Review of TCEQ list of pollution violations from other permitted project show these kind of self—reporting projects seem to have problems sticking to their pollution limits. Residual effluents may find their way to our fishing ponds and even water wells that are still downstream. The proposed micro treatment plant is not like a major reginal facility that may do a really good job at filtering out all these toxins, or use latest technology like ozone disinfection, and is likely to do a poor job of upgrading technology many years from now.
- 6. Parks and preserves around Maxwell Creek have been critical to refresh during the Covid pandemic and offer respite for many people. Pollution in creeks will create just another unhealthy point of contact for our kids and animals. We don't want to have to think about our kids getting bacteria, or contacting toxic unhealthy water. It's not fair for users of the creek and wildlife that live there. What makes developers more important than thousands that live around the creek already and call it home. Unjustifiable, unreasonable and unneeded.
- 7. Governance. While the state of Texas has unfortunately taken much power from local municipalities and allows MUDs to run over cities, it does not give a TCEQ blind mandate to approve unnecessary, unreasonable, and inefficient MUDs w WWTPs. This small 101 acre property is tucked right along the border of Murphy and Parker, with large city of Plano a mile away. Our area is very developed with self-sufficient cities, and the proposed TCEQ permit is certainly overreaching proposed water/sewer access that is already there thru NTX reginal municipal district. There is fully developed infrastructure here, and the developer can easily negotiate to use it, instead of poisoning our waterways and air. There are water and sewer connections close by,

which would eliminate the need for the unneeded waste water plant and the harmful waterway and air pollution, but the developers for financial gain reasons are pursuing this avenue to maximize profit over ESG issues. If the permit is denied they will simply develop this land in accordance with surrounding cities, county and north TX water districts. They need to go and work this out with local communities, not state government in Austin.

- 8. Current permit application shows one entry and one exit to a neighborhood with 500-700 residential units. That's maybe 3000 people overcrowded in a place. In any major emergency, one way in and out is not supportive of that many people in 100 acre area. This is unsafe and unreasonable amount of single family type units without secondary emergency exit, especially given flooding will be a concern and entry will have to cross over the creek. Police will also have difficult time with high density area, especially that row town homes are proposed closest to main road entrance, with dense residential area shielded from line of sight from main roads. This will have potential of becoming high crime area. Speaking of police, Parker police does not have capacity or incentive to police this. Since this is a MUD who will respond to EMS calls, who will be responsible for keeping this MUD clean and properly functioning.
- 9. Schools impact. The proposed high density residential development will overwhelm nearby Hunt Elementary and may overwhelm Middle School as well. There is no mention of school solution in any of the proposed documents. Marth Hunt elementary is already at full capacity and was expanded 2 years ago.
- 10. The Location Mapper version 4.1 as used on TCEQ links and website is woefully out of date for Collin County and should not be used by TCEQ for anything with legal ramifications.

TCEQ has a mission to provide water and sewage disposal solutions, but in this case that permit request is unnecessary and intends to supersede systems already in place to maximize developer profits. We ask that the permit is denied and that developers work out sensible solution without destroying our environment.

Sincerely,

Andrew Malczewski

Andrew Malczewski 1328 Thornwood Dr Murphy TX 75094 214-797-5093

I request contested case hearing.

Hi my name is Andrew Malczewski and we moved to Murphy in 2008. Murphy was voted top 10 best small towns in America with low crime, excellent air and water quality and high regard for green spaces and parks. I live along Rolling Ridge directly facing the property where developers Margaret Turner from Harrington/Turner Enterprises and James Cox from Restore the Grassland LLC have quietly applied for MUD and WWTP discharge permit, intending to dump treated sewage waste water into Maxwell Creek. The permit application has gross and possibly intentional errors to the advantage of the developers, has not been properly advertised as required by law, and contains misrepresentation of our spring fed perennial and exceptionally

clean Maxwell creek that flows thru cities of Murphy, Parker and Sachse. Simple application errors demonstrate negligence and leave no trust that the proposed plant would adhere to pollution limits, with only self-reporting required, and its doubtful the operator and developer would be able to build or run such a plant in safe manner. TCEQ's own reports show frequent pollution violations for many small polluters, with minimal financial penalties, illustrating that these kind of plants may be unsafe and may operate in violation for long periods of time before issues are acknowledged and/or corrected.

Maxwell Creek around the proposed discharge point, includes mostly heavily wooded nature preserves and serves over 750 documented species of wildlife and plant life that depend on this unpolluted, clear and highly oxygenated creek, as documented by TX Parks & Wildlife report. Our cities have spent millions of dollars to improve access for residents around the creek in the last 5 years. This includes miles of paved jogging and biking trails with connecting bridges across the creek, unpaved running and nature trails deep inside the heavily wooded area, newly updated flood controls and updated storm drainage systems. The creek area includes large Plano ISD school complex with middle and high schools and football stadium and athletic fields that are used by thousands of kids every day. Athletics kids run on the trails and occasionally may make contact with water at many crossing points. As a youth soccer coach, I can attest that kids that practice or play at the soccer fields on the creek banks have to retrieve balls that end up in the creek and the thought that any of the kids would be making contact with water containing residual human solid waste, bacteria or any number of other toxic elements in the discharged effluent scare me and leaves me baffled as to how TCEQ can possibly think this project should be approved. What baffles me even more, is how TCEQ seemingly so far has completely ignored these practical real life impacts stated here and many more. I ask that TCEQ deny this completely unnecessary and unreasonable permit request and consider health and environmental impact and quality of life ahead of financial gain by developers. Then developers will simply work with the surrounding city of Parker and Murphy and regional NTX Muddy Creek WWT Plant under NTX municipal water district that currently service several counties including Collin. I ask TCEQ to stop proliferation of unneeded micro polluters! Since Mr Cox and Ms Turner think it's a good idea to flush their toilets into our waterways, then I suggest they use the intermittent creek on Ms Turner's large personal property just to the west of the being discussed.

I can't think of one reason why the proposed MUD and treatment plant is good or reasonable for anyone other than the developers. Maybe the developers present here can shed light on that.

Andrew Malczewski 1328 Thornwood Dr Murphy TX 75094 214-797-5093

Hi my name is Andrew Malczewski at 1328 Thornwood drive at corner of Rolling Ridge Dr. I REQUEST CONTESTED HEARING based on these issues and ones previously submitted. I also point to TWPD and other submitted reports as evidence. Permitting Issues

3. Lack of legally sufficient or timely public notice in the communities that are affected by the proposed MUD development. Grossly inadequate affected parities list. Residents across 10 foot HOA green zones are directly affected parties. Green zones or residential

- streets, HOA or otherwise within short distance, are extensions of our properties from visual and aesthetics arguments.
- 4. Preliminary permit application that was granted in late October contains lots of false, incorrect or inaccurate and possibly irrelevant statements and attachments. Using documents from 1961 about this area is absolutely irrelevant and insufficient. This is now a major and almost built our area of developed communities with Plano Independent Schools, one of the nation's biggest school districts. No one was given time to review the permits except TCEQ in Austin, who would know absolutely nothing about our communities, or the actual situation wrt the property being discussed.
- 5. Public comment meeting on Dec 6th should be live with TCEQ in person representation. Our community STRONGLY objects to this being an online ZOOM/remote call. We strongly suggested that TCEQ come out to our community and hear our concerns live. Covid 19 in the state of TEXAS, in accordance with Governor's orders, should not be used as an excuse by a government agency to not offer our right to face to face meeting.

Environmental. Social and Governance Points of Contest

- 11. Flooding concerns are not concerns. Flooding in the Maxwell Creek basin in cities of Parker, Murphy and Sachse is real and is happening in some areas already. It will be greatly exaggerated by the property development as it stands, given no effort is being taken to even address this by the TCEQ and/or developers. Current 101 acre area is open land that can absorb a lot of rain water. The remaining runoff is mostly captured by huge ditch and drain system on Murphy side in green/HOA zone and water that breaches that, by street sewer systems all along Rolling Ridge Dr in Rolling Ridge subdivision 5, and also 3 and 4, that were put in by Shaddock/other developers who were very aware of the flooding problems from the North. These drains will not collect any runoff if the proposed developer concretes over majority of the land as proposed in the permit application. All the runoff will drain directly to Maxwell Creek thru streets. In a typical fast 2 inch rain event, 101 acre property will generate roughly 5.5 million gallons of water runoff. That's enough water to fill the small Maxwell Creek up to 7 feet high for a mile and a half (roughly distance between discharge point and Murphy city complex along with School and Parks complex. Minor flooding is also already occurring regularly north of the proposed site as well. Flooding will occur at much higher rate and level than ever before. And TCEQ and developer will be held liable without addressing this issue. A study is needed to come up with solution. Likely, large runoff retention ponds are needed and need to be included in the permit application process. No such thing is shown on the Platt submitted with TCEQ permit request.
- 12. Creek flow as disclosed in application is inaccurate. Creek does NOT dry up for any period of time in summers or at any time. Maxwell creek is not some random ditch with somewhat discolored water! We have many residents that have been on this creek for 20 or 30 years that can attest to that! This creek, while small, flows all year and has plenty of deeper persistent pools up to 5-6 feet deep along the way in, at times heavily wooded area, with trails and crossing hiker/jogger bridges in multiple places in Murphy proper. It is at most times clean, with clear water even in middle of summer. It supports frogs, fish, turtles and all sorts of other wildlife that our residents and children love and

enjoy. Skunks, bob cats, snakes, foxes, coyotes, hawks and falcons, owls, and many other migrating birds call this area home or fly thru headed south every fall. The area is on Canadian geese migration route and in large numbers feed in this area and fly thru every fall. Maxwell Creek is not a ditch. It's part of large echo system with many tributaries and fishing ponds connecting to it. Our kids have caught large catfish in ponds like Liberty Park (0.4 miles south of the proposed discharge point) and have cooked and eaten their fish. Annual trout roundup is attended by hundreds of kids and they catch and keep their fish. These ponds are part of Maxwell creek basin. See report from TWPD and other that were submitted by others. We will not stand by and watch TCEQ allow destroy and pollute another TX creek, just like so many other impaired waterways, per EPA standards. Be part of the solution not the problem!

- 13. Two Historical Society designated cemeteries, McMillen and Decatur/Maxwell/Murphy, are along the Maxwell Creek banks and will be in danger of flooding and erosion without any mitigation if the proposed developments happens as proposed. These burial sites of the early founding settlers in this area and go back to 1850's.
- 14. Air pollution concerns. The stench of moving human waste does not need to be explained. We have schools and residential areas all around and this is totally unnecessary, if developers would chose to work with the Parker and Murphy cities and north Texas water and waste districts that have huge capacity and have planned growth for the entire Collin County. Residual bacteria, fungi or any number of other harmful pollutants in air and in water will be release around the plant and downstream and may cause health issues for sensitive residents and children, especially those at Hunt elementary that are outdoor for recess every day for up to an hour or for fun days after school in the north parking lot areas and open green spaces.
- 15. Treated waste water discharge/pollution into Maxwell creek will severely and negatively impact wild life. Most time, 200-400,000 gallon daily discharge (note this number seems to be changed in TCEQ documents, strangely enough) will overwhelm the natural creek and as much as 50-70% of total creek volume may consist of treated chlorinated water within few miles downstream of discharge point. At proposed chemical levels, life that depends on the creek will be destroyed or heavily damaged. And we hope that the proposed owners don't dump water at higher levels illegally or "accidentally", as per review of TCEQ violations, seems to happen a lot in Texas, and penalties by TCEQ amount to little more than slap on the hand. Residual effluents may find their way to our fishing ponds and even water wells that are still downstream. The proposed micro treatment plant is not like a major reginal facility that may do a really good job at filtering out all these toxins, or use latest technology like ozone disinfection, and is likely to do a poor job of upgrading technology many years from now.
- 16. Parks and preserves around Maxwell Creek have been critical to refresh during the Covid pandemic and offer respite for many people. Pollution in creeks will create just another unhealthy point of contact for our kids and animals. We don't want to have to think about our kids getting bacteria, or contacting toxic unhealthy water. It's not fair for users of the creek and wildlife that live there. What makes developers more

- important than thousands that live around the creek already and call it home. Unjustifiable, unreasonable and unneeded.
- 17. Governance. First, while the state of Texas has unfortunately taken much power from local municipalities and allows MUDs to run over cities, it does not mean that the TCEQ has to approve unnecessary and unreasonable MUDs w WWTPs. Certainly not without hearing from the public, cities, counties, and others that actually are impacted by decisions made in Austin. This small 101 acre property is tucked right along the border of Murphy and Parker, with larger city of Plano a mile away. These are very developed and self-sufficient cities, and proposed TCEQ permit is certainly overreaching their need and power to allow it here. There is fully developed infrastructure here, and the developer can easily negotiate to use it, instead poisoning our waterways and air. There are water and sewer connections close by, which would eliminate the need for the unneeded waste water plant and the harmful waterway and air pollution, but the developers for financial gain reasons are pursuing this avenue to maximize profit over ESG issues. If the permit is denied they will simply develop this land in accordance with surrounding cities, county and north TX water districts. They need to go and work this out with local communities, not state government in Austin.
- 18. Current permit application shows one entry and one exit to a neighborhood with 500-700 residential units. That's maybe 3000 people overcrowded in a place. In any major emergency, one way in and out is not supportive of that many people in 100 acre area. This is unsafe and unreasonable amount of single family type units without secondary emergency exit, especially given flooding will be a concern and entry will have to cross over the creek. Police will also have difficult time with high density area, especially that row town homes are proposed closest to main road entrance, with dense residential area shielded from line of sight from main roads. This will have potential of becoming high crime area. Speaking of police, Parker police does not have capacity or incentive to police this. Since this is a MUD who will respond to EMS calls, who will be responsible for keeping this MUD clean and properly functioning.
- 19. Schools impact. The proposed high density residential development will overwhelm nearby Hunt Elementary and may overwhelm Middle School as well. There is no mention of school solution in any of the proposed documents. Marth Hunt elementary is already at full capacity and was expanded 2 years ago.
- 20. The Location Mapper version 4.1 as used on TCEQ links and website is woefully out of date for Collin County and should not be used by TCEQ for anything with legal ramifications.

While TCEQ has a mission to provide water and sewage disposal solutions, in this case that permit is unnecessary and tries to supersede systems already planned and in place by local communities and is the only thing between using the land in everyone's collective interest and doing the development sensibly, and without destroying what the surrounding communities love and worked so hard to build over many years.

Sincerely,

Andrew Malczewski

Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Wednesday, June 5, 2024 5:17 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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Jesús Bárcena
Office of the Chief Clerk

Texas Commission on Environmental Quality

Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:

www.tceq.texas.gov/customersurvey

From: tomjmarshall@gmail.com <tomjmarshall@gmail.com>

Sent: Wednesday, June 5, 2024 7:54 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Tom Marshall

EMAIL: tomjmarshall@gmail.com

COMPANY:

ADDRESS: 1111 WESTMINSTER AVE

MURPHY TX 75094-4158

PHONE: 7346454664

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is south approximately 0.42 miles from the proposed MUD. The MUD will affect me and my family in the following ways: - Family uses Maxwell Creek for recreation and education for my toddler son. If the wastewater treatment plant is built, the effluent will exacerbate flooding in Maxwell Creek, impacting the wildlife. - The effluent will be highly chlorinated, impacting the pristine Maxwell Creek's ability to maintain wildlife. - As a resident of Rolling Ridge (neighborhood to the south), I am concerned about stormwater runoff impacting our community and our HOA's common area adjacent to the proposed MUD. - A wastewater treatment plant will emit noxious odors into my neighborhood. We will have no choice but to litigate over trespass of odors. - As a Murphy TX taxpayer, the MUD residents will use our city facilities, our city streets, sidewalks, and be a drain on our fire and police resources...all without paying Murphy anything for it. Respectfully submitted, Tom Marshall Individual Protestant, Pro Se 1111 Westminster Ave, Murphy, TX 75094 734-645-4664 tomjmarshall@gmail.com

From:

PUBCOMMENT-OCC

Sent:

Monday, January 31, 2022 9:14 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

DIS 126259

Н

From: tomjmarshall@gmail.com <tomjmarshall@gmail.com>

Sent: Sunday, January 30, 2022 10:27 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Tom Marshall

E-MAIL: tomjmarshall@gmail.com

COMPANY:

ADDRESS: 1111 WESTMINSTER AVE

MURPHY TX 75094-4158

PHONE: 7346454664

FAX:

COMMENTS: Tom Marshall 1111 Westminster Ave Murphy, TX 75094 tomjmarshall@gmail.com 734-645-4664 My home is located within 2,200 feet of the proposed district boundaries as presented. I respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). I oppose the proposed MUD for the

following reasons: - Greatly reduce are value of my investment in my home, with the potential to ruin my investment value - This will create a private nuisance by engaging in an activity that is abnormal and out of place in this area and not necessary due to NTMWD and/or availability of at least 3 sewer lines by 2023. - Foreseeable physical damage to property based upon improper planning for potentially flooding. - Foreseeable economic harm to the property's economic value - Foreseeable harm to my health and family members' health - Psychological harm for piece of mind in the use and enjoyment of my property. - Unnecessary & unreasonable interference with the enjoyment of my home. Interference will be substantial and will cause discomfort or annoyance that is unreasonable. Ruin my ability to use & enjoy my backyard and pool with nuisance odors. - Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor. If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy. - The Parties' conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in my communities of Parker and Murphy. - The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development. - Discharge contaminating the area wells, underground springs. - WWTP facility spills and malfunction will further pollute the area. - MUD's WWTP will dump water into the 100-year flood plain and increase flooding -Consideration of drainage - this is missing from everything the applicant has submitted.

Ellie Guerra

From: PUBCOMMENT-OCC

Sent: Thursday, July 18, 2024 10:55 AM

To: Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject: FW: Public comment on Permit Number D-04122021-017

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From: KLW4TX@gmail.com < KLW4TX@gmail.com >

Sent: Wednesday, July 17, 2024 2:17 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Laura Mawhinney

EMAIL: KLW4TX@gmail.com

COMPANY:

ADDRESS: 6203 NORTHRIDGE PKWY

PARKER TX 75002-5553

PHONE: 2146804224

FAX:

COMMENTS: I request a contested case hearing. I am located just north of the proposed facility and would be impacted by the sewer odor from the prevailing winds. Additionally, I would be impacted by the reduction in property values due to the treatment plant as well as the use of the property inconsistent with current Parker development standards of 1 acre minimum. This facility is also part of a high density development which does not have enough access points and poses a safety concern.

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Tuesday, July 9, 2024 11:40 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: dhmaynes@gmail.com <dhmaynes@gmail.com>

Sent: Monday, July 8, 2024 11:02 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: MR Daniel Maynes

EMAIL: dhmaynes@gmail.com

COMPANY:

ADDRESS: 713 TWIN VALLEY DR

MURPHY TX 75094-4364

PHONE: 8173045872

FAX:

COMMENTS: Daniel Maynes 713 Twin Valley Dr. Murphy, TX 75094 I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am

filing comments, objections and requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located 1.5 miles from the proposed MUD and 0.47 miles from Maxwell Creek on the downstream side from the proposed MUD Site. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: Increased traffic will add to my commute to work. Foul odor coming from sewage plant will ruin our time spent outside as a family and exercise/recreation along the creekside paths in the neighborhood. Overcrowding in schools where my children will attend. Our city's emergency services will be strained, because Parker has an interlocal agreement with us where we assist if Parker does not have the capacity. This will lead to increased taxes for my family. Respectfully submitted, Daniel Maynes Individual Protestant 713 Twin Valley Dr. Murphy, TX 75094 817-304-5872 dhmaynes@gmail.com

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 10, 2024 8:49 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: zmccookie@gmail.com <zmccookie@gmail.com>

Sent: Tuesday, July 9, 2024 7:36 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Zachary McCook

EMAIL: zmccookie@gmail.com

COMPANY:

ADDRESS: 2900 DUBLIN RD PARKER TX 75002-6567

PHONE: 2144030459

FAX:

COMMENTS: Zachary McCook 2900 Dublin Road Parker, Texas 75002 I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am

filing comments, objections and requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located adjacent to Dublin Creek. The creek flows along my property. I have lived in this home my entire life and there have been flooding issues numerous times, including washing out the culverts & the street (Dublin Road) due to excessive water causing the road to be shut down! The excess water has also flooded my yard, like a river flowing through it! Currently we have flooding issues. On July 28th, 2023 Restore the Grasslands (non petitioner) filed drainage plans that state 1/3 of the drainage from the District will flow West into Dublin Creek. On or around May 30th thru June 3rd, 2024, we have been experiencing flooding in my neighborhood. I am asking you to take into account how this MUD request will cause devastating effects to many people in Parker, many of whom have lived here for many years! I am concerned about the water damage, not to mention any sewage overflow that may occur that will cause odors, contamination of the soil, etc. FEMA should also look closely at this. We had to build our fence to FEMA specifications due to potential for flood. If approved, Collin County MUD #7 will also result in higher water rates and water shortage due to its location in the City's CCN. Currently there is a water shortage in Parker, which resulted in a building moratorium. Proposed development density is 1/3 the current population. The proposed development of 608 homes in an extraterritorial jurisdiction of the City of Parker creates a tax burden for the City's current residents who must provide public safety services and water services. Parker will all be affected by traffic, and a strain on emergency services—with no taxes from the development. Respectfully submitted, Zachary McCook

Marielle Bascon

From: PUBCOMMENT-OCC

Sent: Monday, June 27, 2022 1:22 PM

To: Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Cc: Mehgan Taack

Subject: FW: Public comment on Permit Number D-04122021-017

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From: teralmc@verizon.net

Sent: Monday, June 27, 2022 12:23 PM

To: PUBCOMMENT-OCC

Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Teral C McDowell

EMAIL: <u>teralmc@verizon.net</u>

COMPANY:

ADDRESS: 356 MONTANA TRL MURPHY TX 75094-3685

PHONE: 9727952571

FAX:

COMMENTS: request a contested case hearing

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 9:03 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

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Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: teralmc@verizon.net <teralmc@verizon.net>

Sent: Thursday, February 24, 2022 7:38 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MRS Teral McDowell

E-MAIL: teralmc@verizon.net

COMPANY:

ADDRESS: 356 MONTANA TRL MURPHY TX 75094-3685

PHONE: 9724427781

FAX:

COMMENTS: Mr. & Mrs. Larry McDowell 356 Montana Trail Murphy, TX 75094 972-442-7781 home 972-795-2571 cell <u>teralmc@verizon.net</u> Location Information: My/our home is located within one mile of the proposed District Boundaries

as presented, 1 mile from Maxwell Creek and within 1 mile from the discharge point. I/we respectfully request a contested case hearing on the application by Harrington/Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No 7 with permit number listed above, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). I/we have serious reservations and grievances with the proposed in addition to the previously proposed TCEQ proposed permit (TDPDES Permit# (WQ0016003001) to allow unnecessary and polluting waster water treatment plant with effluent discharge into pristine Maxwell Creek that runs thru the city of Parker, Murphy, and others downstream.

Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Thursday, July 18, 2024 10:43 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: mikegmcgraw1@gmail.com <mikegmcgraw1@gmail.com>

Sent: Wednesday, July 17, 2024 10:07 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Michael McGraw

EMAIL: mikegmcgraw1@gmail.com

COMPANY:

ADDRESS: 1311 PRESCOTT DR

MURPHY TX 75094-4199

PHONE: 4056402414

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a

contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located at 1311 Prescott Drive, 100 yards from the proposed MUD. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: Taxes will increase to cover the costs of emergency services, traffic will increase, property values will decrease, foul odor coming from sewage plant will ruin our time spent outside as a family. Respectfully submitted, Michael McGraw Individual Protestant 1311 Prescott Drive Murphy, TX 75094 405-640-2414 mikegmcgraw1@gmail.com

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Wednesday, June 26, 2024 7:39 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

From: mikegmcgraw1@gmail.com <mikegmcgraw1@gmail.com>

Sent: Saturday, June 22, 2024 4:11 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Michael G. McGraw

EMAIL: mikegmcgraw1@gmail.com

COMPANY:

ADDRESS: 1311 PRESCOTT DR

MURPHY TX 75094-4199

PHONE: 4056402414

FAX:

COMMENTS: Huffines Development is going to affect me the following ways: 1. Potential for my property value to be significantly decreased. 2. Water treatment plan will emit foul odors. 3. Water and our emergency services will be used on citizens that will not pay taxes to the city of Murphy. 4. Traffic will increase by 24%. 5. Run-off and drainage will exacerbate existing flooding conditions.

Ellie Guerra

From: PUBCOMMENT-OCC

Sent: Thursday, July 18, 2024 10:44 AM

To: Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject: FW: Public comment on Permit Number D-04122021-017

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From: pam.mcgraw1@verizon.net <pam.mcgraw1@verizon.net>

Sent: Wednesday, July 17, 2024 10:19 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Pamela McGraw

EMAIL: pam.mcgraw1@verizon.net

COMPANY:

ADDRESS: 1311 PRESCOTT DR

MURPHY TX 75094-4199

PHONE: 4053178628

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a

contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located a 100 yards from the proposed MUD. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: Taxes will increase to cover the costs of emergency services, traffic will increase, property values will decrease, foul odor coming from sewage plant will ruin our time spent outside as a family. Respectfully submitted, Pamela McGraw Individual Protestant 1311 Prescott Drive Murphy, TX 75094 405-317-8628 pam.mcgraw1@verizon.net

Marielle Bascon

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 8:59 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: trentmendenhall@hotmail.com Sent: Friday, February 25, 2022 4:24 PM

To: PUBCOMMENT-OCC

Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Trent Mendenhall

E-MAIL: trentmendenhall@hotmail.com

COMPANY:

ADDRESS: 424 SILVER SPRINGS LN

MURPHY TX 75094-4156

PHONE: 2143648947

FAX:

COMMENTS: Our home is located within 1 mile of the proposed DISTRICT Boundaries as presented, 1 mile from Maxwell Creek, and 1 mile from the discharge point. We respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). Thank you, Trent and Anne Mendenhall

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 8:59 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: trentmendenhall@hotmail.com <trentmendenhall@hotmail.com>

Sent: Friday, February 25, 2022 4:24 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Trent Mendenhall

E-MAIL: trentmendenhall@hotmail.com

COMPANY:

ADDRESS: 424 SILVER SPRINGS LN

MURPHY TX 75094-4156

PHONE: 2143648947

FAX:

COMMENTS: Our home is located within 1 mile of the proposed DISTRICT Boundaries as presented, 1 mile from Maxwell Creek, and 1 mile from the discharge point. We respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). Thank you, Trent and Anne Mendenhall

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 2:08 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: mmizuno24@aol.com <mmizuno24@aol.com>

Sent: Friday, February 25, 2022 12:49 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Miki Mizuno

E-MAIL: mmizuno24@aol.com

COMPANY:

ADDRESS: 324 KANSAS TRL MURPHY TX 75094-3682

PHONE: 2144351378

FAX:

COMMENTS: I request a contested case hearing.

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 8:42 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: jlmorris3827@yahoo.com <jlmorris3827@yahoo.com>

Sent: Thursday, February 24, 2022 9:29 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: James Morris

E-MAIL: jlmorris3827@yahoo.com

COMPANY:

ADDRESS: 627 ASPEN CT MURPHY TX 75094-4323

PHONE: 4693715517

FAX:

COMMENTS: I request a contested case hearing.

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Monday, July 15, 2024 7:17 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

MOEBIUS REQUEST FOR CONTESTED CASE HEARING filed JULY 13^J^J20241.docx

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From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Saturday, July 13, 2024 3:38 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Carrolyn Moebius

EMAIL: carrmoe@gmail.com

COMPANY:

ADDRESS: 1412 PARKVIEW LN

MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

COMMENTS: Please see attached request for contested case hearing.

Carrolyn J Moebius, *pro se* individual protestant, hereby files this timely **request for a contested case hearing** in TCEQ Internal Control Number D-04122021-017 as follows:

Brief Procedural Background

Pursuant to Interim Order in TCEQ Docket No. 2022-0533-DIS dated July 25, 2022 the Texas Commission on Environmental Quality ("TCEQ") granted my request for a contested case hearing (and requests from other protestants) on the revised petition for Collin County Municipal Utility District No. 7. TCEQ Docket No. 2022-0533-DIS was referred in 2022 to SOAH ("MUD No. 7 SOAH Proceeding") and assigned SOAH Docket No. 582-23-01498. I actively participated as an individual protestant in the MUD No. 7 SOAH Proceeding.

A prehearing conference was held on February 9, 2024 in the MUD No. 7 SOAH Proceeding. The ALJ remanded the MUD No. 7 SOAH Proceeding pursuant to an Order dated February 13, 2024 to the Executive Director of the TCEQ. Therefore, the MUD No. 7 SOAH Proceeding is again before the TCEQ.

The transcript ("Transcript") from the prehearing conference held on February 9, 2024 in the MUD No. 7 SOAH was filed with the TCEQ on February 21, 2024. In the Transcript at page 50 ALJ Smith confirms her understanding that "everyone that's already been designated and admitted as a party, they will not need to file a new hearing request, participate in or otherwise respond to anything with the re-notice procedures in order to continue their participation." TCEQ Representative Soileau confirms on page 51 of the Transcript that the TCEQ" ... would keep all parties in this case still present. You don't have to request a hearing again." Therefore, as a previously admitted party who had been granted a contested case hearing I am not required to make a new request for a contested case hearing. This request is made solely out of an abundance of caution.

This request is timely made within 30 days after the final newspaper publication of the Notice of District Petition TCEQ Internal Control Number D-04122021-017 ("Notice") on June 18, 2024. I joined with several other individual protestants in a motion for order declaring the Notice void ("Motion for Order") filed on June 14, 2024. I do not waive and continue to urge the pending Motion for Order.

(1) Name, mailing address, daytime phone number, and fax number, if any.

My name is Carrolyn Jean Moebius. Fax number: none. My address and phone number are submitted electronically to the TCEQ simultaneously with this timely **request for a contested case hearing** and are already filed of record in this proceeding.

(2) Name of the Petitioner and TCEQ Internal Control Number.

My position is that there is not a legitimate petitioner for proposed MUD No. 7 as I have argued in numerous prior filings. The name of the incorrectly alleged Petitioner is Restore the Grasslands, LLC ("RTG") according to the TCEQ. RTG does not have legal standing to pursue a permit for proposed MUD No. 7. I have joined with many protestants to oppose RTG's involvement in this proceeding. There are many pending motions opposing RTG and opposing any permit for proposed MUD No. 7 involving substantial legal issues including, without limitation, procedural due process, substantive due process, and standing. I reserve my right to continue to urge all of my arguments and claims. The TCEQ Internal Control Number is D-04122021-017.

- (3) I request a contested case hearing. I reserve, and do not waive, my claims that RTG is not a legitimate petitioner, the Notice should be declared void, and my additional claims asserted and to be asserted in opposition to the proposed MUD No. 7.
- (4) Brief description of how I would be affected by the revised petition not common to the general public.

My family and I will be adversely affected in many ways not common to the general public.

Our home abuts the southern boundary to the proposed MUD No. 7. Our home is within 200 feet of Maxwell Creek. My family and I will be exposed to many harms not common to the general public. We have enjoyed for over 19 years the wildlife such as roadrunners, bobcats, coyotes, hawks, kildeer and owls found on the approximate 101 acres of land in proposed MUD No. 7. In addition, Maxwell Creek is a creek habitat for the alligator snapping turtle which is a protected species in Texas and will become a protected endangered species under federal law beginning in December 2024. Maxwell Creek is the discharge route for the sewage plant proposed for MUD No.7. A dry creek bed adjacent to our homestead fills with a rushing stream when heavy rain occurs. Concrete that will cover the approximate 101 acres in proposed MUD No. 7 with 666 utility connections will cause dangerous & damaging flooding for my home and landscaping, homeowners around the area as well as homeowners' downstream Maxwell, Dublin and Cottonwood Creeks.

The substantial and foreseeable harms to my family and me are not common to the general public given our adjacent proximity to the proposed MUD No. 7 and to Maxwell Creek, include, but are not limited to: (1) material and substantial erosion of soil in and around Maxwell Creek and downstream and dry creek beds; (2) material and substantial flooding; (3) material and substantial risk of known harm to our health resulting from emergency services including medical, police, and fire being over- burdened by proposed MUD No.7, which based upon the Applicant's submitted engineering report represents a significant increase in the population of the area; (4) material and substantial risk of known harm to our health resulting from sewage discharge, water run-off, sewage plant fumes and odors etc.; (5) material and substantial damage to wildlife, including Texas protected and/or endangered species in and around Maxwell Creek and downstream, wildlife which we currently enjoy daily; (6) material and substantial visual, noise and odor harmful, actionable nuisances, other torts and foreseeable damages; (7) material and substantial decrease in the market value of our Murphy, Texas home; (8) traffic congestion (and unsafe driving conditions) as we live adjacent to proposed MUD No.7 which only has one egress/ingress planned; and (9) material and substantial degradation of vegetation and habitat in and around Maxwell Creek.

(5) Location of my property relative to the proposed District's boundaries.

My family and I live adjacent to the proposed district's south-eastern boundary. Our home is within 200 feet of Maxwell Creek.

I respectfully request that the TCEQ grant protestants' pending Motion for Order and deny with prejudice the permit for proposed MUD No.7 in its entirety, as no adjustment can save the petition as there is no legitimate petition or petitioner for proposed MUD No. 7. I reserve my right to submit additional or supplemental arguments. Kindly include me on the applicable notice mailing list and please let me know the status of your TCEQ process. I respectfully request such relief as is available under equity and applicable law.

Respectfully submitted,

Carrolyn Jean Moebius

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:25 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

1MoebiusResponse2MUD.pdf

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Friday, February 25, 2022 4:26 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Carrolyn Jean Moebius

E-MAIL: carrmoe@gmail.com

COMPANY:

ADDRESS: 1412 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

MMENTS: Please see attached request for contested case hearing. I will be submitting supporting documentation ir itional posts. This is to supplement earlier request for contested case hearing.	1

Carrolyn J Moebius 1412 Parkview Lane Murphy, Texas 75094 carrmoe@gmail.com 972-333-9432 February 25, 2022

Re: TCEQ Permit # D-04122021-017 Request for Contested Case Hearing

Affected Party Status

My name is Carrolyn Moebius. I live at 1412 Parkview Ln, Murphy, TX 75094. My property shares a boundary with the proposed municipal utility district ("MUD") and is approximately 200 feet from the location of the proposed wastewater treatment plant that will be managed by the MUD and 195 feet from Maxwell Creek. Therefore, I am an affected party.

Request for Contested Case Hearing

I request a contested case hearing.

Wastewater Treatment Plant

The applicant ("Applicant") petitioning for creation of the MUD is also an applicant for a permit to construct and operate a wastewater treatment Plant ("WWTP") within the boundaries of the proposed MUD. The proposed TCEQ permit for the WWTP is WQ0016003001 and I am affected party #42. Many affected parties, including myself, filed comments and/or requests for contested case hearing in the WWTF Proceeding. There have been over 1,991 comments found as of 2/25/2022 posted on the TCEQ site regarding WQ0016003001.

Objections to Application

I have previously submitted a request for contested case hearing on 1/27/2022. I am filing these to supplement my previous objections to the creation of the MUD.

- 1. Comparable service is available from three other entities. In the WWTF Proceeding of December 6, the Cities of Murphy and the City of Parker participated in the WWTP public meeting as well as submitted their request for a contested case hearing (City of Murphy's lawyer Stephen Dickman's request dated 11/10/21 posted to TCEQ site 11/15/21 and City of Parker's lawyer Arturo Rodriguez's request dated 9/22/21 posted to TCEQ 9/27/2021 & 12/6/21), and the North Texas Municipal Water District ("NTMWD")'s lawyer Lauren Kalisek submitted a request for contested case hearing on 11/2/2021. See Exhibit A. Each filed a comment asserting that they had capacity to service the WWTF, resulting in the proposed MUD not being a necessity.
- 2. The proposed development to be served by the MUD will result in additional flooding in an area that consistently has issues, specifically Gregory Lane. At times some of the Gregory Lane residents are not able to get back to their homes due to Maxwell Creek frequently flooding the road. The Applicant's proposed development's density will exacerbate such flooding due to increase: (a) discharge from the WWTP, and (b) concrete within the development drastically reducing the amount of water that can be absorbed in the soil, drastically creating additional runoff water.

Carrolyn Moebius, Objection to Creation of MUD, D-04122021-017

- 3. Discharged effluent from the WWTP, even if treated according to the specifications proposed by the Applicant, will have an unreasonable negative impact on groundwater resources near the Murphy & Parker homes.
- 4. Notice of the proposed MUD and notice of the proposed WWTP was inadequate to provide actual notice to all affected parties. The protocols specified in the TCEQ guidelines were not followed. The Applicant & Petitioner know the North Texas Communities very well and are certainly aware that the Dallas Morning News is the most circulated publication in North Texas.
- 5. As Michael Haynes's request for contested case hearing/reconsideration stated "Notwithstanding presumed commercially reasonable efforts of the operator of the proposed WWTP, it is reasonably foreseeable that unpleasant odors will emanate from the facility. Emanation of odors from the facility constitute an actionable nuisance if it results in an unreasonable interference with the use and enjoyment of my home. See City of Tyler v. Likes . 962 S.W.2d 489 (Tex. 1997); City of Temple vs. Mitchell, 180 S.W.2d 959 (Tex.App.-Austin 1994, no writ). The proposed facility would constitute a foreseeable tort committed upon private homeowners. Such a tort would not only result in interference with the use and enjoyment of property, but also a diminution in value of the property itself."

Incorporation of Additional Objections

I filed an objection to the application for permit to construct and operate the WWTP in the WWTP Proceeding, a true and correct copy of which is attached hereto as <u>Exhibit B</u>, and a motion for reconsideration of the draft permit issued by the TCEQ, attached hereto as <u>Exhibit C</u>. I incorporate herein my objection attached as <u>Exhibit B</u> and my motion for reconsideration attached as <u>Exhibit C</u> as if fully set forth herein.

I incorporate the objections of all other Affected Parties into this objection as if fully set forth herein. I reserve the right to raise additional objections.

Conclusion

For the reasons set forth herein, and for the reasons asserted in the objections filed by my neighbors, I respectfully request that the Applicant's petition for creation of the MUD be denied.

Respectfully,

Carrolyn J Moebius

Lori Rowe

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:25 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

ExhibitA.2021.11.22.NTMWD Protest.pdf

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Friday, February 25, 2022 4:28 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Carrolyn Jean Moebius

E-MAIL: carrmoe@gmail.com

COMPANY:

ADDRESS: 1412 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

COMMENTS: Please see attached. This is to serve as Exhibit A to supplement my request for contested case hearing. This is the North Texas Municipal Water District Request for Contested Case hearing that was posted regarding WQ0016003001, related WWTP application.



816 Congress Avenue, Suite 1900 Austin, Texas 78701 512.322.5800 p 512.472.0532 f

lglawfirm.com

Ms. Kalisek's Direct Line: (512) 322-5847 Email: lkalisek@lglawfirm.com

November 22, 2021

Ms. Laurie Gharis Chief Clerk (MC 105) Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

VIA FIRST CLASS MAIL AND ELECTRONIC FILING

Re: Restore the Grasslands LLC and Harrington/Turner Enterprises, LP; Texas Pollutant Discharge Elimination System Permit No. WQ0016003001 Request for Contested Case Hearing (446-13/69)

Dear Ms. Gharis:

On behalf of the North Texas Municipal Water District ("NTMWD"), please consider this letter as a formal request for a contested case hearing on the above-referenced Texas Pollutant Discharge Elimination System ("TPDES") permit application ("Application") filed with the Texas Commission on Environmental Quality ("TCEQ") by Restore the Grasslands LLC and Harrington/Turner Enterprises, LP ("Applicant") and the associated draft permit for the proposed TPDES Permit No. WQ0016003001 ("Draft Permit").

I. REQUEST FOR A CONTESTED CASE HEARING

NTMWD is a conservation and reclamation district under Article XVI, Section 59 of the Texas Constitution that was created by the Texas Legislature in 1951 to serve regional water and wastewater needs in the area north and east of Dallas. Today, NTMWD provides wastewater service to this area from fifteen (15) NTMWD-owned or operated wastewater treatment plants ("WWTPs"). Many of these WWTPs operate in and discharge to tributaries of the Trinity River, including the East Fork Trinity River. NTMWD's provision of regional service on this scale is due to its historic recognition and legal designation by the TCEQ's predecessor agency as the regional service provider for the service area at issue in the Application. In 1972, the Texas Water Quality Board issued an order ("1972 Order"), pursuant to a 1969 amendment to the 1967 Texas Water Quality Control Act, designating NTMWD as the regional wastewater service

¹ Sister Grove Regional Waste Resource Recovery Facility Phase I Facilities, TPDES Permit No. 15693001; Wilson Creek WWTP, TPDES Permit No. WQ0012446001; Rowlett Creek WWTP, TPDES Permit No. WQ0010363001; Floyd Branch WWTP, TPDES Permit No. WQ0010257001; South Mesquite Creek RWWTP, TPDES Permit No. WQ0010221001; Wylie WWTP, TPDES Permit No. WQ0010384001; Seis Lagos WWTP, TPDES Permit No. WQ0011451001; Squabble Creek WWTP, TPDES Permit No. WQ0010262001; Buffalo Creek WWTP, TPDES Permit No. WQ00102047001; Frisco Cottonwood Creek WWTP, TPDES Permit No. WQ0010172002; Stewart Creek West WWTP, TPDES Permit No. WQ0010442001; Farmersville No. 2 WWTP, TPDES Permit No. WQ0010442002; Bear Creek WWTP, TPDES Permit No. WQ0014577001; Panther Creek WWTP, TPDES Permit No. WQ0014245001; Sabine Creek WWTP, TPDES Permit No. WQ0014469001.

Ms. Laurie Gharis November 22, 2021 Page 2

provider for the watershed area of the East Fork Trinity River.² Attachment A is a copy of the 1972 Order. This designation is memorialized in current TCEQ regulations.³ Further, as discussed in detail below, NTMWD's application for Phase 1 of the Sister Grove Regional Waste Resource Recovery Facility ("Sister Grove") was approved by TCEQ in 2020 that encompasses the same service area proposed in this Application.

The Applicant has applied for a new TPDES permit to authorize the discharge of treated domestic wastewater at a daily average flow not to exceed 200,000 gallons per day. The proposed WWTP will be located in Collin County, Texas, and the wastewater will be discharged from the proposed WWTP site to Maxwell Creek, thence to Lake Ray Hubbard in Segment No. 0820 of the Trinity River Basin. The Applicant asserts that the proposed WWTP will provide wastewater service to a proposed 101-acre tract that will be developed into single-family residential subdivision, in a primarily undeveloped rural area, in close proximity to the towns of Parker, Lucas, Murphy, and Plano, in Collin County, Texas.

NTMWD requests a contested case hearing on the Draft Permit, as NTMWD is an "affected person" within the meaning of 30 Texas Administrative Code ("TAC") §§ 55.103 and 55.203. An affected person is one who has a personal justiciable interest related to a legal right, duty, privilege, power, or economic interest affected by issuance of the Draft Permit.⁴ All relevant factors must be considered by the TCEQ in determining affected person status, including: (1) whether the interest claimed is one protected by the law under which the Application will be considered; (2) distance restrictions or other limitations imposed by law on the affected interest; (3) whether a reasonable relationship exists between the interest claimed and the activity regulated; (4) the likely impact of the regulated activity on the health, safety, and use of property of the person; (5) the likely impact of the regulated activity on use of the impacted natural resource by the person; (6) whether the requestor submitted comments on the Application that were not withdrawn; and, (7) for governmental entities, their statutory authority over or interest in the issues relevant to the Application.⁵ Additionally, the TCEQ may consider: (1) the merits of the Application, including whether the Application meets the requirements for permit issuance; (2) the Executive Director's ("ED's") analysis and opinions; and (3) other expert reports, affidavits, opinions, and data.⁶

II. NTMWD HAS A PERSONAL JUSTICIABLE INTEREST AFFECTED BY THE APPLICATION AND DRAFT PERMIT

For the reasons set forth herein, NTMWD is an affected person, as defined by 30 TAC §§ 55.103 and 55.203. NTMWD has a personal justiciable interest related to a legal right, duty,

² Texas Water Quality Board, Order No. 72-0426-17 (Apr. 26, 1972); *see* Texas Water Quality Act of 1967, 60th Leg., R.S., ch. 313 (amended 1969, 1971, and 1985) (current version at Tex. Water Code §§ 26.081-.087); Act of May 13, 1969, 61st Leg., ch. 760, §§ 1.02, 3.29 (amended 1971 and 1985) (current version at Tex. Water Code §§ 26.081-.087).

³ 30 Tex. Admin. Code §§ 351.31—.35.

⁴ 30 Tex. Admin. Code § 55.103.

⁵ *Id.* § 55.203(c) (emphasis added).

⁶ Id. § 55.203(d).

privilege, power, or economic interest that is not common to the general public and that would be adversely affected should the Draft Permit be issued.

A. The Applicants' proposed WWTF seeks to collect, transport, treat, and discharge wastewater within the area designated by TCEQ as the Regional Area over which NTMWD is the designated regional entity.

NTMWD is an affected person, because the proposed action would interfere with its statutory right, privilege, and economic interest as the TCEQ-designated regional entity to collect, transport, treat, and discharge wastewater within the Regional Area. Specifically, the Application indicates that the proposed WWTP will allow the Applicant to collect, transport, and treat wastewater from a proposed 101-acre tract that will be developed into single-family residential subdivision, in close proximity to the towns of Parker, Lucas, Murphy, and Plano, in Collin County, which is located in the watershed area of the East Fork Trinity River in Collin County, and therefore falls within the Regional Area designated to NTMWD. In short, granting the TPDES permit to the Applicants violates applicable statutory requirements pertaining to the state's regionalization policy in Texas Water Code ("TWC") Chapter 26 as well as the TCEQ's own regionalization regulations at 30 TAC Chapter 351, Subchapter C.9

TWC Chapter 26 provides the TCEQ the authority to—whenever it deems necessary in the interest of serving the waste disposal needs of the state, and to prevent pollution and maintain and enhance the quality of state water—designate a regional entity to provide wastewater service. Moreover, the specified duties of the regional entity indicate that NTMWD "shall provide regional wastewater collection and treatment service to *all* legal entities requiring such services within the defined area, upon such terms as may be agreed upon by the parties or as may be ordered by the [TCEQ] if agreement cannot be reached." NTMWD has expended significant time, effort, and resources over the intervening four decades in planning, financing, and constructing the infrastructure needed to serve the Regional Area, and such efforts would be undermined by approval of the Application.

B. NTMWD's existing Wilson Creek WWTP and Muddy Creek WWTP, and Sister Grove currently under construction are available to serve the Applicant's proposed service area.

Two of NTWMD's facilities, Wilson Creek Regional Wastewater Treatment Plant ("Wilson Creek") and Muddy Creek Wastewater Treatment Plant ("Muddy Creek"), provide wastewater service to an area inclusive of the Applicant's proposed development. On May 31,

⁷ Id. §§ 351.31—.35; Texas Water Quality Board, Order No. 72-0426-17 (Apr. 26, 1972).

⁸ Id

⁹ Tex. Water Code §§ 26.003, .081. See specifically TWC Section 26.084, authorizing the TCEQ to refuse to grant a permit for a system in a designated regional area unless the permit complies and is consistent with the TCEQ's regionalization order.

¹⁰ Id. §§ 26.081-.087.

¹¹ *Id.* § 351.35 (emphasis added); *see also* Texas Water Quality Board, Order No. 72-0426-17 (Apr. 26, 1972).

Ms. Laurie Gharis November 22, 2021 Page 4

2018, and pursuant to NTMWD's regionalization plan, NTMWD filed a new TPDES permit application for Sister Grove that is designed to provide wastewater service to an area inclusive of the proposed development, which the TCEQ approved and the project is currently under construction. Wilson Creek, Muddy Creek and Sister Grove and the proposed Restore the Grasslands WWTP are located in the watershed area of the East Fork of the Trinity River within Collin County and therefore fall within the Regional Area designated to NTMWD. Moreover, Restore the Grasslands WWTP would be located in close proximity to existing sewer facilities transporting wastewater for treatment to Wilson Creek, Muddy Creek, and Sister Grove (once construction is completed), as illustrated by the map provided as Attachment B to this letter.

Sister Grove is planned to include four phases, the first of which will be online in 2023 and discharge 16 million gallons per day ("MGD") of treated wastewater. Once all four phases are complete, Sister Grove will discharge 64 MGD.

Sister Grove is the product of significant NTMWD planning and expenditures in studying regionalization over the past decade, as was directed and encouraged by the designation of NTMWD as the wastewater service provider for the Regional Area. Population growth, existing facilities in the NTMWD Upper East Fork Interceptor System, proposed NTMWD facilities, and the possible location of proposed NTMWD facilities were considered during NTMWD's planning of the regional system. Based upon NTMWD's construction of Sister Grove and concrete plan to provide service to the area covered by the Application, as well as service provided by Wilson Creek and Muddy Creek in the Applicant's proposed service area—an area that falls entirely within the watershed area designated as the NTMWD Regional Area—NTMWD is an affected person entitled to a contested case hearing.

TCEQ has established NTMWD as the regional entity over the Regional Area within which the Applicant's proposed development is located; NTMWD has acted consistent with this authority, has invested in long-term planning inclusive of the Applicant's proposed service area, and has operated continuously Wilson Creek and Muddy Creek, and is now constructing Sister Grove to carry out that plan. Thus, NTMWD's status as an affected person is based on a specific interest in providing wastewater service to the area covered by the Application in addition to NTMWD's overarching interest in providing wastewater service within its designated Regional Area. Further, if TCEQ were to issue the permit as sought by the Application, such action would undercut the incentive for others in the service area to work with NTMWD as the regional service provider and would thereby undermine the state's policy of regionalization.

III. DISPUTED FACTS AND LAW TO BE REFERRED FOR A CONTESTED CASE HEARING.

¹² TCEQ Domestic Wastewater Permit Application for a New Texas Pollutant Discharge Elimination System (TPDES) Permit for the North Texas Municipal Water District Sister Grove Regional Water Resource Recovery Facility (May 31, 2018).

¹³ See Tex. Admin. Code §§ 351.31—.35.

In addition to the foregoing bases to grant NTMWD's hearing request, NTMWD reasserts that it is an affected person and thus entitled to a hearing, because the Application for the proposed Draft Permit was deficient, resulting in a Draft Permit that threatens NTMWD's interest as the designated regional entity. In accordance with 30 TAC § 55.201(d)(4)(B), NTMWD asserts the following facts and law, and requests that these issues be referred to a contested case hearing:

A. Whether issuance of the Draft Permit is contrary to the state's regionalization policy.

- 1. Whether the TCEQ should deny or alter the terms and conditions of the Draft Permit based on NTMWD designation as the regional entity to provide service in the Applicant's proposed service area in accordance with the 1972 Order. TWC Chapter 26, and 30 TAC §§ 351.31–.35.
- 2. Whether the TCEQ should deny or alter the terms and conditions of the Draft Permit based on the proximity of existing sewer facilities already served by NTMWD's Wilson Creek, Muddy Creek, and Sister Grove treatment plants.
- 3. Whether the TCEQ should deny or alter the terms and conditions of the Draft Permit based on consideration of the state's general policy to promote regional or area-wide systems under TWC § 26.003.
- 4. Whether the Applicant has sufficiently demonstrated a need for the Permit in light of NTMWD's designation as the regional entity to provide service within the Regional Area and NTMWD's pending application for the Sister Grove regional facility.

In short, an additional treatment and disposal facility within this area is not necessary. It is not in the public interest for TCEQ to issue a new discharge authorization when regionalized wastewater services are available and TCEQ rules designate NTMWD as the regional wastewater service provider.

IV. CONCLUSION

For the foregoing reasons and because this request substantially complies with the requirements of a contested case hearing request per 30 TAC § 55.201, NTMWD requests a contested case hearing in this matter regarding the above-listed issues. NTMWD reserves the right to raise and pursue any and all issues that may be relevant to its interest in the event of a contested case hearing. Again, all official communication should be directed to my attention at:

Ms. Lauren J. Kalisek Lloyd Gosselink Rochelle & Townsend, P.C. 816 Congress Avenue, Suite 1900 Ms. Laurie Gharis November 22, 2021 Page 6

> Austin, Texas 78701 Telephone: (512) 322-5847 Email: Ikalisek@Iglawfirm.com

I appreciate your attention to this request. Please do not hesitate to contact me if you have questions.

Sincerely, Lauren Kalisek

Attachment A

TEXAS WATER QUALITY BOARD P. O. Box 13246, Capitol Station Austin, Texas 78711

ORDER NO. 72-0426-17

AN ORDER of the Texas Water Quality Board defining that area of the East Fork of the Trinity River in which the implementation of a regional or area-wide sewerage system is necessary to protect the quality of the waters in the State; designating the North Texas Municipal Water District as the governmental entity to design, construct and provide operation for the system; and directing the Executive Director to send copies of the Order to parties who might reasonably be affected by this Order.

PREAMBLE

It is the policy of the State of Texas to encourage and promote the development and use of regional and area-wide waste collection, treatment, and disposal systems to serve the waste disposal needs of the citizens of the State and to prevent pollution and maintain and enhance the quality of waters in the State (Sec. 21.201, Texas Water Code). In accordance with this policy, a public hearing was held in Garland, Texas on December 10, 1971 to receive evidence concerning the creation of an areawide sewerage system for the watershed area of the East Fork of the Trinity River that lies in Dallas, Kaufman, Rockwall, and Collin Counties, Texas. Notice of the public hearing was given to all local governments which, in the opinion of the Board, would be reasonably affected by its actions.

The Board finds: (a) that the described territory Is within a standard metropolitan statistical area as defined by Section 21.201 (d), Texas Water Code; (b) that an area-wide system is necessary and desirable to prevent pollution and maintain and enhance the quality of water in the State; (c) that there is a system which the North Texas Municipal Water District proposes to construct, which in the reasonably foreseeable future, will be capable of serving the waste collection, treatment and disposal needs of all or part of the area defined below; (d) that the North Texas Municipal Water District is agreeable to sponsoring the area-wide system and providing the services; and (e) the Board intends to

consider, after appropriate notice and hearings, taking the actions made available under Section 21.204, Texas Water Code.

BE IT ORDERED BY THE TEXAS WATER QUALITY BOARD:

- The watershed area of the East Fork of the Trinity River that lies in Dallas, Kaufman, Rockwall, and Collin Counties is hereby designated as an area in which the implementation of a regional or area-wide system is necessary or desirable to effectuate the policy stated in Sec. 21.201, Texas Water Code.
- 2. The North Texas Municipal Water District is designated as the governmental entity to design, construct and be the operating agency for a regional sewerage system in the defined area and to provide the services therefor.
- 3. The Duck Creek site described in the North Central Texas Council of Government's Upper Trinity River Basin Comprehensive Sewerage Plan will not be designated as a regional sewage treatment center.
- 4. After development of the area-wide system, the North Texas Municipal Water District shall provide regional wastewater collection and treatment service to all legal entities requiring such services within the defined area, upon such terms as may be agreed upon by the parties or as may be ordered by the Board if agreement cannot be reached.
- 5. The Executive Director is directed to send a copy of this Order to the North Texas Municipal Water District, the City of Garland, and other parties who might reasonably be affected by this Order.

Passed and approved this 26th day of April, 1972.

(SEAL)

s/ Gordan Fulcher

CHAIRMAN

ATTEST:

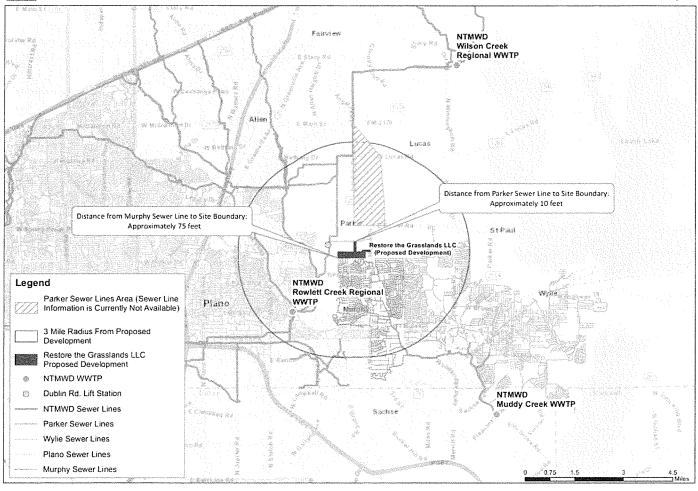
<u>s/Hugh C. Yantis, Jr.,</u> EXECUTIVE DIRECTOR

Attachment B



Restore the Grasslands LLC & Harrington/Turner Enterprises, LP Nearby Wastewater Treatment Plants and Collection Systems





Lori Rowe

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:25 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

ExhibitB1.Moebius.PersonalComments..pdf

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Friday, February 25, 2022 4:31 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Carrolyn Jean Moebius

E-MAIL: carrmoe@gmail.com

COMPANY:

ADDRESS: 1412 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

COMMENTS: Please see attached. This is to serve as Exhibit B to supplement my request for contested case hearing. These are my Requests for Contested Case hearing that were posted to WQ0016003001, related WWTP application.

Carrolyn Moebius
Affected Party #42
1412 Parkview Lane Murphy, Texas 75094
carrmoe@gmail.com

Re: Texas Pollutant Discharge Elimination System permit WQ0016003001

Applicants: Restore the Grasslands LLC and Harrington/Turner Enterprises, LP

Proposed Location: 200 feet from Proposed Wastewater treatment plant; 195 feet from Maxwell Creek

This document as well as my previous comments / requests for contested case hearings should be considered in whole and will serve as my request for a <u>contested case hearing</u>.

WHY WE LOVE OUR HOME:

My family moved to 1412 Parkview from another home in Murphy about 16 years ago. We fell in love with this lot. We were looking for a home with a country feel but not far from work. We wanted a large yard and were very happy when we found this lot that backed to a pasture. We built our dream home to raise our family and pets. We knew some day there would be homes in that pasture. We did seek out Parker's building guidelines included 2 acre lots and septic tanks so we knew we would always enjoy our backyard. See pictures at end of comments.

UNDERGROUND STREAM:

At our back fence, we have a lovely tree line. I have suspicions that this tree line might be tapped into an underground stream. Our past neighbors on Featherwood and a neighbor on Keathly. Both households had to purchase sump pumps. The Featherwood home discovered the underground stream when doing landscaping in their backyard. I submitted that video to TCEQ (and are also on the comment posted by me that has links to supporting documentation I submitted on 12/5/2021). The landscaping company, Canterra Landscaping, Charlie Flanigen manager. He said "Had it tested its great drinking water like Fiji". The Murphy City water department came out too. The decision was to get the water to the street so they stubbed it into the storm drain.

HEALTH CONCERNS:

Based upon the location of the proposed wastewater treatment plant discharge to my home of only 200 feet, I worry about the asthma I have had under control will flare up. I am very sensitive to aerosols and chlorine. I have breathing issues when I go to facilities with indoor pools or if I'm around a pool that just received chlorine. Also, I suffer from migraine headaches, which can be triggered by odors. https://americanheadachesociety.org/news/whats-that-smell/

Two of my adult children were asthmatic when they were young. I am concerned about their visiting me and if anytime we spend outside will trigger an asthma attack.

I have one daughter who suffers from seizures. I worry that the strong odors from the WWTP would result in her having more seizures. I have read some medical research that prove odors can trigger seizures. Something I didn't know until recently.

https://www.ncbi.nlm.nih.gov/pmc/articles/PMC3407102/

WILDLIFE & LIVESTOCK & FIREFLIES:

When we first moved here, we enjoyed the cattle that would graze in the pasture at times. We have seen coyotes and their families. Some as big as wolves that made me wonder if they were. We see Canadian Gees flying over, Red headed woodpeckers, and we have seen a bald eagle a few times. The other day we had a very large bobcat sitting in our yard. We have all kind of birds including hummingbirds, and several cardinal families, possums, roadrunners and occasional owls (unfortunately skunks). The desire for us to move to a place that would allow us to be in touch with nature (and livestock) was proven out. We believe that the noise, bright lights of a wastewater treatment plant and the discharge of the treated wastewater so close will jeopardize those animals, their habitats and will be replaced with more mosquitos and rodents.

I have always enjoyed fireflies, and we have been fortunate to have them every year. I believe a wastewater treatment plant will result in their disappearance in our neighborhood. Lights of wastewater treatment plants are issues for insects. Also, Wastewater treatment plants increase the mosquito population resulting in an increased use of pesticides which may kill fireflies.

PROPERTY RIGHTS:

We moved to this home imagining it as our forever home. With a wastewater treatment plant, the enjoyment of our backyard is taken away from us. The dark nights we sit outside and listen to the insects, birds and coyotes howling will be replaced with buzzing lights, noises from the wastewater plant, bright lights and smells of rotten eggs, garlic, or ammonia. Ammonia smells definitely trigger breathing issues for me.

When I read what causes the odors to be worse, I really am concerned. "Weather conditions can intensify odors. Temperature inversions, wind velocity, and wind direction contribute to how far odor emissions drift. Odors are typically worse at higher temperatures. Factor in increased summer activity, and it is not a surprise that plant management usually receives more odor complaints during the warmer months of the year. Plant maintenance - either planned or unplanned - and/or upgrades to treatment processes are other aspects that can affect the severity of odors". Murphy experiences all these events which will increase my family's discomfort and potential breathing issues.

It is a reasonable conclusion that the proposed site of the wastewater treatment plant 200 feet from my property and the discharge of the treated wastewater 195 feet from my property will affect my enjoyment of my property.

ENJOYMENT OF DAILY WALKS IN MY NEIGHBORHOOD:

I enjoy daily walks in my neighborhood, spending over an hour. My whole family enjoys walking. Walking is our most engaged form of exercise. This activity we enjoy will be ruined.

FLOODING:

Currently I have neighbors that live very close to me that already have issues with flooding, are in the flood plain or have an underground stream. What will this mean to my home if the WWTP is built, and treated wastewater is discharged into the creek? Will flooding become an issue for my home? If the WWTP, has an issue as it seems they all do occasionally, will that result in flooding into my home?

I have a very narrow dry creek bed behind my fence. Will this now have water all the time?

REGIONALIZATION:

It is upsetting that the communities of Murphy and Parker are having to go through all this work to show that the APPLICATION IS INACCURATE. IT IS SO INACCURATE that a travesty would have occurred if we had not caught on to this as quickly as we did.

The NUMBER 1 REASON this application should be denied is REGIONALIZATION.

Jon Niermann, Chairman Emily Lindley, Commissioner Bobby Janecka, Commissioner Toby Baker, Executive Director



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

The NUMBER 2 REASON this application should be denied is FLOODING. It is obvious that flooding is an issue for the community that lives upstream and downstream. The residents of Gregory Lane deal with this fact often. The property that Harrington/Turner Enterprises, LP owns has flooding issues as well as other areas in Parker. See Army Corps of Engineers report and Shawn Engineering.

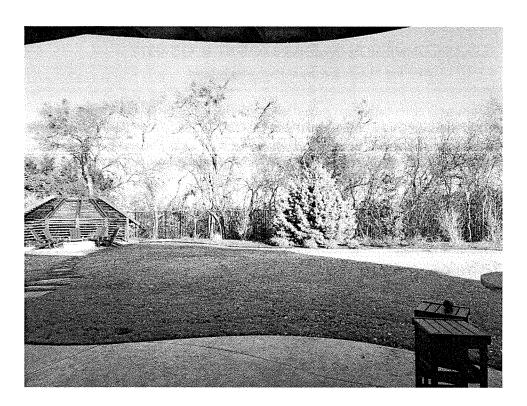
Per TCEQ 's letterhead, noted below, your mission is "Protecting Texas by Reducing and Preventing Pollution". With all the public comments, obvious public concerns & requests for contested case hearing, Flooding issues upstream and downstream, mischaracterizations of Maxwell Creek, high aquatic life, presence of many wildlife and habitats, migratory birds' visits, concerns expressed by Texas Parks and Wildlife, North Texas Municipal Water District, and Consulting Engineering Firm Tetra Tech, Regionalization should be the path.

An Engineer's personal observation, in one small section of a creek does not give an accurate picture of the characteristics of a creek. While the pictures the Engineer took reflected the clarity of the water and that it appears perennial, a decision was made to characterize as intermittent. If I interpret the intercommunication correctly, the first classification of Maxwell Creek would have at least required a tier 2 review. Then an intercommunication in September changes the characterization to only require a tier 1 review. If the TCEQ Application required the Applicant to analyze Maxwell Creek at various locations, they would see that Maxwell Creek is pristine, qualifies as perennial, has numerous streams, has high aquatic life as well as a healthy wildlife population, has parks surrounding it, people enjoy fishing as well as wading through the creek, runs through the middle of the City of Murphy, and has visitors all day long. If quick internet search was performed of City of Murphy parks, they would have seen that there are parks adjacent to Maxwell Creek http://www.murphytx.org/295/Preserve-at-Maxwell-Creek, and many events that occur around the area of the creek.

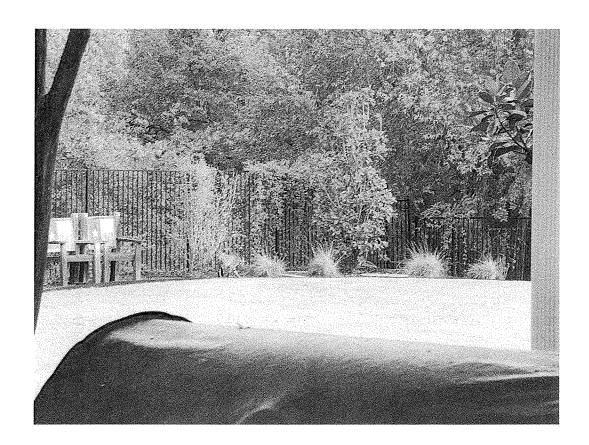
We have two sewer lines in the area. According to a discussion I had with North Texas Municipal Water District, our regional water district, their recommendation is tapping into one of the sewer lines. I am not sure why that communication still has not been posted to the TCEQ site since it's been almost 2 weeks since they submitted.

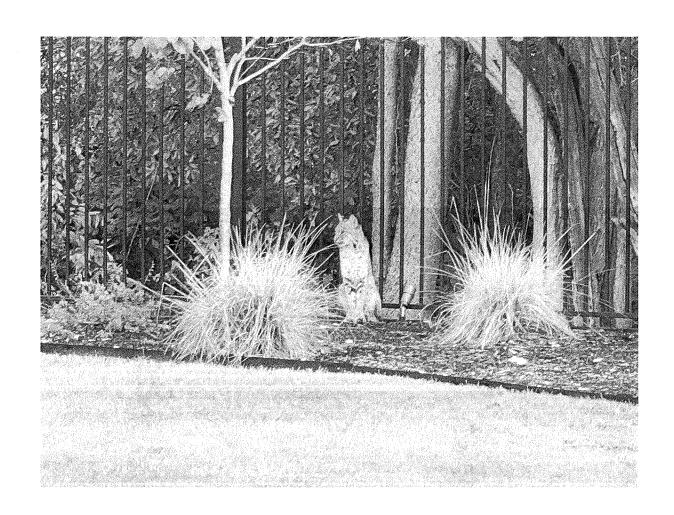
Our City Mayors and City Councils know, Murphy & Parker residents support current practice of septic tanks or the option of the Developer tapping into existing sewer lines. We DO NOT SUPPORT a wastewater treatment plant that will result in more FLOODING issues upstream and downstream, will add pollutants to Maxwell Creek that will kill or deplete our wildlife, will add to the air pollution, will affect our community members' health, will limit our enjoyment of Maxwell Creek and its wildlife and aquatic life. If given the choice, Murphy & Parker residents would choose every alternative BUT a wastewater treatment plant.

Maxwell Creek is the jewel of Murphy. Maxwell Creek is an integral part of Murphy's & Parker's Communities' lives. When there is an alternative that is recommended, prevents all kinds of pollution (water, air, light), and would not affect public health or enjoyment of the outdoors, or affect wildlife, aquatic life, and migratory birds, it should be the path chosen.









Lori Rowe

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:25 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

ExhibitC.ReconsiderationMoebiusWQ0016003001.pdf

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Friday, February 25, 2022 4:33 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Carrolyn Jean Moebius

E-MAIL: carrmoe@gmail.com

COMPANY:

ADDRESS: 1412 PARKVIEW LN

MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

COMMENTS: Please see attached. This is to serve as Exhibit c to supplement my request for contested case hearing. This is my post for Reconsideration / Request for Contested Case hearing that was posted regarding WQ0016003001, related WWTP application.

Carrolyn Moebius
1412 Parkview Lane,
Murphy, Texas 75094
972-333-9432
carrmoe@gmail.com
WQ0016003001 Affected Party #42

I REQUEST RECONSIDERATION OF THE EXECUTIVE DIRECTOR'S DECISION REGARDING WQ0016003001:

The Alternative Dispute Resolution Director should be involved in resolving the miscommunication between the Applicant Restore the Grasslands and the Cities of Parker and Murphy and the regional water district North Texas Municipal Water District (NTMWD).

All parties have made it clear that tapping into the 2 existing sewer facilities Wilson Creek or Muddy Creek or the future Sister Grove Creek line would be preferable. Please note "FACTS" listed below. I understand Restore the Grasslands believes that the Cities & NTMWD were notified. When I was auditing the application, I spoke with all the cities on the list as well as North Texas Municipal Water District (NTMWD). The Cities and NTMWD noted they had not received the certified letter. Only the City of Plano is known to have received the letter which was noted by the inclusion of the copy of the green card in the application. Several City representatives shared they were having issues with mail because of covid. Whether or not the Cities and NTMWD were properly notified at this point is irrelevant.

The Executive Director's response to public comments failed to address NTMWD's timely submitted request for a contested case hearing dated November 10, 2021. As soon as I noted the absence of comments to NTMWD's request, I notified TCEQ, NTMWD, Cities of Murphy's and Parker's mayor. NTMWD's request for contested case hearing and detail provided should place Restore the Grassland's Application on a different path.

On the TCEQ site, TCEQ cites the following concerns related to regionalization thar were raised during previous wastewater permit actions and subsequent legal proceedings:

- lack of timely and cost-efficient wastewater services within the surrounding area
 - o My response 2 lines are currently available, and Sister Grove is anticipated to be available in 2023.
- lack of detailed cost analysis and comparison
 - My response No detailed cost analysis has occurred comparing tapping into any of the 3 lines recommended by NTMWD.
 - In a meeting with some City of Murphy representatives an estimated cost to Restore the Grasslands of \$7.8 million was noted.
- lack of thorough communication with existing facilities within a three-mile radius
 - As noted, Restore the Grasslands, Cities of Murphy & Parker, and NTMWD have all communicated their preference / availability of sewer lines that can be tapped into without creating a new source of pollution.
 - o Evidence of "thorough communication"
 - Restore the Grasslands had communicated directly to the City of Parker and City of Murphy Homeowners during the public meeting on December 6th 2021 stating they do not want to build a wastewater treatment plant.
 - Restore the Grassland sent a letter dated December 26th 2021 to some of the homeowners noting they do not want to build a wastewater treatment plant.
 - Cities of Parker and Murphy have noted the availability of sewer lines for the proposed development.
 - NTMWD has shared the locations of the sewer lines available and the 2023 future line.
 - While the certified letters may not have been received by all the parties involved, the additional communication support a path that TCEQ could help resolve without the expense of a contested case hearing.

 Including the comments posted to TCEQ, Restore the Grassland's letter sent to homeowners and the Cities response regarding available sewer lines should be considered as evidence of "thorough communication".

POINTS TO NOTE:

RESTORE THE GRASSLAND

During the December 6th, 2021 public meeting Restore the Grasslands representative clearly stated they did not want to build a wastewater treatment plant.

Attorney for Restore the Grasslands, Timothy Green sent a letter dated December 26, 2021 to me as well as other homeowners in the area that stated "Restore the Grassland does not want to build a wastewater treatment plant and discharge treated wastewater into Maxwell Creek. It would prefer to pump its wastewater a few hundred feet to the existing City of Murphy wastewater trunkline and have the wastewater treated at the NTMWD plant".

Please see Attachment 1.

CITY OF PARKER

City of Parker's attorney Arturo Rodriguez noted in the response dated 12/6/2021 that "the city system can and should be explored for usage before approval of a new source of pollution is placed at Maxwell Creek". Also, the Attorney noted the "concern the application violates the state policy regarding regionalization".

Please see Attachment 2.

CITY OF MURPHY

City of Murphy's attorney Stephen Dickman in a letter dated November 10, 2021 stated "The establishment of a new package plant violates the TCEQ's regionalization policy. TCEQ's regionalization policy is intended to prevent the proliferation of new unneeded package plants when a regional wastewater service provider is available. In this case, there is a regional provider with nearby wastewater lines that would be the most logical and viable wastewater provider for the proposed development. The September 22, 2021 public comments and request for hearing submitted by the City of Parker in this case states that Parker has a contract with the North Texas Municipal Water District ("NTMWD") under which NTMWD has agreed to accept and treat wastewater generated within the City of Parker. According to Parker's hearing request, that contract would allow flows from the proposed development to be collected by Parker and treated by NTMWD and thus avoid the creation of a new wastewater point source discharge in this area. Because Parker has already-constructed wastewater collection lines near the development "which can easily, economically and reasonably be connected to a centralized system already in existence", the proposed construction of the Restore the Grasslands wastewater package plant violates TCEQ's regionalization policy."

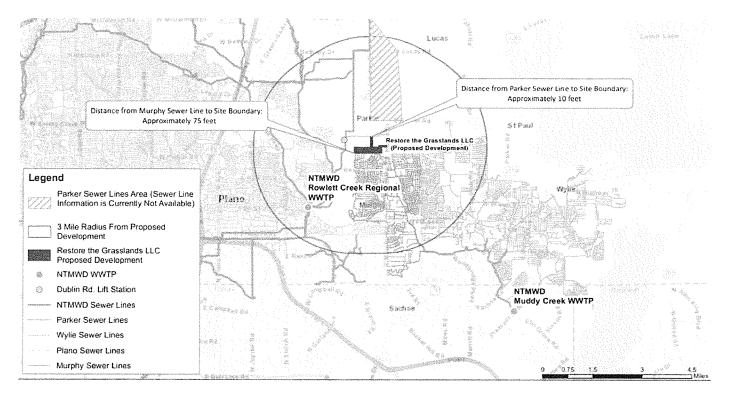
Please see attachment 3.

NORTH TEXAS MUNICIPAL WATER DISTRICT (NTMWD)- REGIONAL WATER DISTRICT

NTMWD's attorney Lauren Kalisek in a letter dated November 22, 2021 included, "NTMWD's application for Phase 1 of the Sister Grove Regional Waste Resource Recovery Facility ("Sister Grove") was approved by TCEQ in 2020 that encompasses the same service area proposed in this Application." Also, "Two of NTWMD's facilities, Wilson Creek Regional Wastewater Treatment Plant ("Wilson Creek") and Muddy Creek Wastewater Treatment Plant ("Muddy Creek"), provide wastewater service to an area inclusive of the Applicant's proposed development.... Moreover, Restore the Grasslands WWTP would be located in close proximity to existing sewer facilities transporting wastewater for treatment to Wilson Creek, Muddy Creek, and Sister Grove (once construction is completed)".

In closing Lauren Kalisek adds, "In short, an additional treatment and disposal facility within this area is not necessary. It is not in the public interest for TCEQ to issue a new discharge authorization when regionalized wastewater services are available and TCEQ rules designate NTMWD as the regional wastewater service provider. "

Note in NTMWD's Attorney's response in Attachment B, City of Parker's existing sewer line is 10 feet away from the property and City of Murphy's is 75 feet away.



Please see Attachment 4 for the full copy of the NTMWD's Attorney's response.

CLOSING:

I respectfully ask that Reconsideration is granted based upon the statements made by Restore the Grasslands, Cities of Parker and Murphy, and North Texas Municipal Water District, and the over 1,966 comments, 1,350 comments acknowledged; 28 requests for contested case hearing. Just because a wastewater treatment plant can be built does not mean it should be.

TCEQ's mission of "Protecting Texas by Reducing and Preventing Pollution" should always be the focus. Regionalization is the proper choice when determining which method of treating water should be pursued. The North Texas's investment in our regional water district should be the logical choice.

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COLLIN COUNTY M	UD NO 7 WW/TP, RM111267324				

Lori Rowe

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:26 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

ExhibitB2Moebius.StreamCharacteristics.pdf

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Friday, February 25, 2022 4:37 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Carrolyn Jean Moebius

E-MAIL: carrmoe@gmail.com

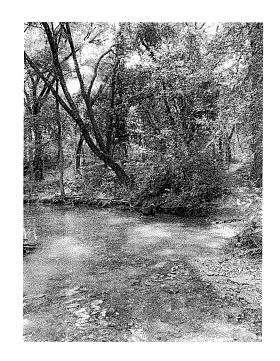
COMPANY:

ADDRESS: 1412 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

COMMENTS: Please see attached. This is to serve as part of my Exhibit B to supplement my request for contested case hearing. This reflects the creek's characteristics and the integral part the creek plays in the City of Murphy. This was posted to WQ0016003001, which is the related WWTP application.

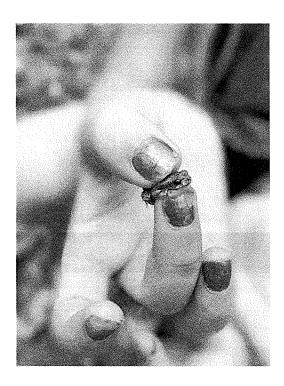












https://www.murphytx.org/292/Murphy-Central-Park

https://www.alltrails.com/trail/us/texas/maxwell-creek/photos

Maxwell Creek is the jewel of Murphy, Texas. There are many events that are hosted around the creek. The City of Murphy has invested a lot of money in beautifying the area as well as proper maintenance on the creek to help reinforce the side banks. The City has applied for grants as well as include in city bonds. The links below show the view of the creek located within the 1 mile downstream.

PARKS in Murphy (just showing 2 that are located by the creek)

https://www.murphytx.org/295/Preserve-at-Maxwell-Creek?fbclid=lwAR1x8VB4g7C_w69_gW6JwoO5opQ3zhdc18rueLLq0xqm0FvFfWQVeeYGsAc

https://www.murphytx.org/292/Murphy-Central-Park

CITY OF PARKER (as a side note)

The City of Parker received two Grants from Collin County Open Space Program for our Maxwell Creek nature preserve

Lori Rowe

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:27 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

ExhibitB3Moebius.Supporting Documentation. Links for Respondents against

WQ0016003001.pdf

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Friday, February 25, 2022 4:38 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Carrolyn Jean Moebius

E-MAIL: carrmoe@gmail.com

COMPANY:

ADDRESS: 1412 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

COMMENTS: Please see attached. This is to serve as part of my Exhibit B to supplement my request for contested case hearing. This reflects the creek's characteristics and the integral part the creek plays in the City of Murphy. This was posted to WQ0016003001, which is the related WWTP application.

Carrolyn Moebius Affected Party #42 1412 Parkview Lane Murphy, Texas 75094 carrmoe@gmail.com

Re: Texas Pollutant Discharge Elimination System permit WQ0016003001
Applicants: Restore the Grasslands LLC and Harrington/Turner Enterprises, LP
Proposed Location: 200 feet from Proposed Wastewater treatment plant; 195 feet from Maxwell Creek

This document as well as my previous comments / requests for contested case hearing will serve as my request for a <u>contested case hearing</u>.

The links below are to serve as support for comments / requests for contested case hearings made by all respondents. Many of the respondents are not familiar or comfortable with technology. For the Save Maxwell Creek group and other Respondents who do not support a proposed wastewater treatment group have asked for a simple way to submit their pictures, reports and supporting documentation for their concerns. To keep from attaching one picture at a time to a post or for the respondents to try and figure out how to insert a picture into their document, we have decided this would be the best path to follow.

Facebook group

https://www.facebook.com/groups/548487766233949?sorting_setting=CHRONOLOGICAL

Supporting documentations; video; pictures https://drive.google.com/drive/folders/1SQ10U7FMBFjgKdmyn9xNBjyYnuYe7f8l?usp=sharing

Local news story

 $\underline{https://dfw.cbslocal.com/video/6167919-murphy-residents-protest-planned-wastewater-treatment-plant/}$

From:	PUBCOMMENT-OCC

Sent: Monday, February 28, 2022 9:27 AM

To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject: FW: Public comment on Permit Number D-04122021-017

Attachments: ExhibitB4.Moebius.Coordinates.Notification.Publication.pdf

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Friday, February 25, 2022 4:43 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Carrolyn Jean Moebius

E-MAIL: carrmoe@gmail.com

COMPANY:

ADDRESS: 1412 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

COMMENTS: Please see attached. This is to serve as part of my Exhibit B to supplement my request for contested case hearing. This reflects the lack of proper notifications. This was posted to WQ0016003001, which is the related WWTP application.

My name is Carrolyn Moebius, Affected Landowner #42. Application by Restore the Grasslands LLC and Harrington/Turner Enterprises, LP (the Applicant) for a new Texas Pollutant Discharge Elimination System permit with number WQ0016003001 (the "Application")

I request a contested case hearing based upon all the erroneous information provided on the application as well as inadequate notification of affected parties as well as inadequate publication of notice in a newspaper of largest circulation.

Additional errors noted in Application WQ0016003001

I found two more errors in the application.

- 1. The coordinates specified are incorrect
- 2. nearest City to the discharge point

Obviously there has been a lack of attention to detail & requirements for adequate review of impacts to the water quality of Maxwell creek regarding this permit Application. *I did note that the Executive Director corrected in the Preliminary Decision*.

В.	Are the point(s) of discharge and the discharge route(s) in the existing permit correct? \(\text{\subset} \) Yes \(\text{\subset} \) No		
	If no , or a new or amendment permit application , provide an accurate description of the point of discharge and the discharge route to the nearest classified segment as defined in 30 TAC Chapter 307:		
	To Maxwell Creek; thence to Muddy Creek; thence to Lake Ray Hubbard in Segment 0820 of the Trinity River Basin		
	City nearest the outfall(s): <u>Parker</u>		
	County in which the outfalls(s) is/are located: Collin		
	Outfall Latitude: <u>N 30° 2' 30"</u> Longitude: <u>W 96° 36' 59"</u>		

FEMA Flood Map Service Center: Search By Address

Enter an address, place, or coordinates: 🔞

-96.616389, 30.041667



Whether you are in a high risk zone or not, you may need <u>Beord insurance</u> because most homeowners insurance doesn't cover fir live in an area with low or moderate flood risk, you are 5 times more likely to experience flood than a fire in your home over their many, a National Flood Insurance Program's flood insurance policy could cost less than \$400 per year. Call your insurance agent what you've built.

Learn more about <u>steps you can take</u> to reduce flood risk damage.

Search Results—Products for **AUSTIN COUNTY UNINCORPORATED AREAS**

SNAPSHOT OF APPLICATION

FEMA Flood Map Service Center: Search By Address

Enter an address, place, or coordinates: 🍪

96.616389, 33.041667 Search

Whether you are in a high risk zone or not, you may need <u>fined incurrance</u> because most homeowners insurance do tan't cover five in an area with low or moderate flood risk, you are 5 times more likely to expenience flood than a fire in your home over the many, a National Flood Insurance Program's flood insurance policy could cost less than \$400 per year. Call your insurance agent what you've built.

Learn more about <u>steps, and par take</u> to reduce flood risk damage

Search Results—Products for **COLLIN COUNTY UNINCORPORATED AREAS**

CORRECT COORDINATES

Nearest City to the Discharge Point is Murphy and not Parker.

NOTIFICATION FOR AFFECTED LANDOWNERS

Also, noted that return mail occurred for affected landowner 2,4,5 & 6 with property valued over \$2 million. If TCEQ would have searched the owner on the appraisal district site, they would have located the correct mailing address. For the other returned notification, if TCEQ searched the address they would have found the new owner's name. Or perhaps if the Applicant followed the TCEQ instructions for publication, the affected landowners might have seen it.

PUBLICATION Notification – Improper

Per TCEQ Instructions for the Applicant for publication

1. PUBLISH THE NOTICE IN THE NEWSPAPER

You must publish the enclosed notice at your expense, at least once in the newspaper of largest circulation within each county where the facility and discharge point are located or will be located. If the facility and discharge point are located or will be located in a municipality, the enclosed notice must be published at least once in a newspaper of general circulation in the municipality. These requirements may be satisfied by one publication if the newspaper meets all of the above requirements

It's interesting that the English version was published in Collin County Commercial Record which DOES NOT have wide circulation in either of City of Parker or City of Murphy while the Spanish language version was published in Al-Dia. Al Día is a general information Spanish language news medium that serves the Dallas/Fort Worth Metroplex. Al Día publishes daily on aldiadallas.com, and once-a-week print edition. It is published by A. H. Belo and is a sister publication of The Dallas Morning News.



CLICK HERE FOR DALLAS COUNTY NOTICES

CLICK HERE FOR TARRANT COUNTY NOTICES

Here is the Spanish language publication chosen. Note the website address (dallasnews.com/espanol/aldia)



diadalas

Ingresar -

Here we have the newspaper chosen to post the English

Language

notification.



IN THIS SECTION: I PARAMETRIAL MARKET IN MARKET IN ARREST FACILITY, I BETTER, I WASHING TOWN IN THE WASHINGTON MARKET.

Comunidad hispana en Arlington opone resistencia a operaciones de fracking

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PA CALMA PROPERTY S MED INCULTUR HANGE





Permitirán renovar TPS en linea a todos los beneficiarios del programa

Niños con estrés postraumático y depresión, el resultado de la 'tolerancia cero' de Donald Trump

Cómo vacunar a niños de 5-11 años de México en Estados Unidos

Bazar navideño con artesanos locales en Garland

¿Puede la red eléctrica de Texas sostener la abundancia de automóviles eléctricos?

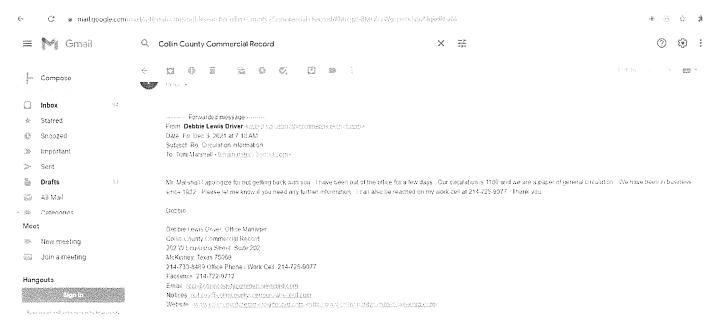


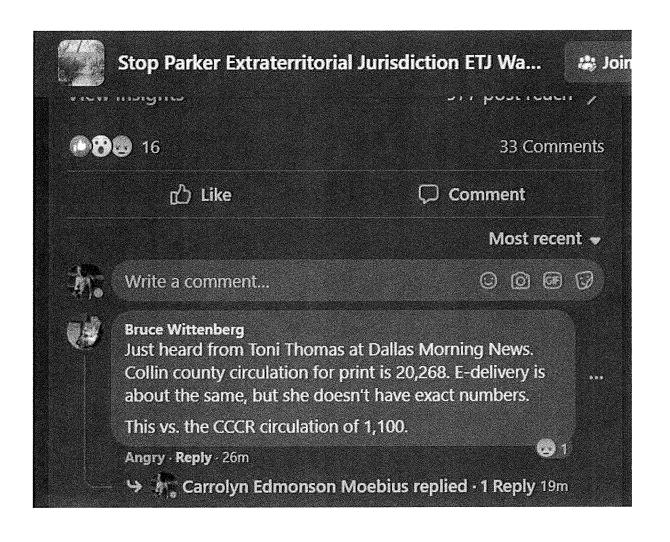
reduce - Stry rols of Pilip

Dallas County reports 1,107 coronavirus cases, 14 new deaths in 5-day holiday weekend totals

Homeowners that are Affected Parties or residents of the surrounding cities either subscribe to Dallas Morning News or the local newspapers in Murphy, Wylie, or Sachse. The Applicant has done their best to make sure the Communities of Murphy and Parker specifically would have little to no time to react. Thankfully Our Communities have shown that there is a public outcry regarding this proposed wastewater treatment plant that is not needed due to EXISTING SEWER LINES in the area and the current FLOODING ISSUES UPSTREAM and DOWNSTREAM.

CIRCULATION NUMBERS:





Carrolyn J Moebius 1412 Parkview Lane Murphy, Texas 75094 carrmoe@gmail.com 972-333-9432

January 27, 2022

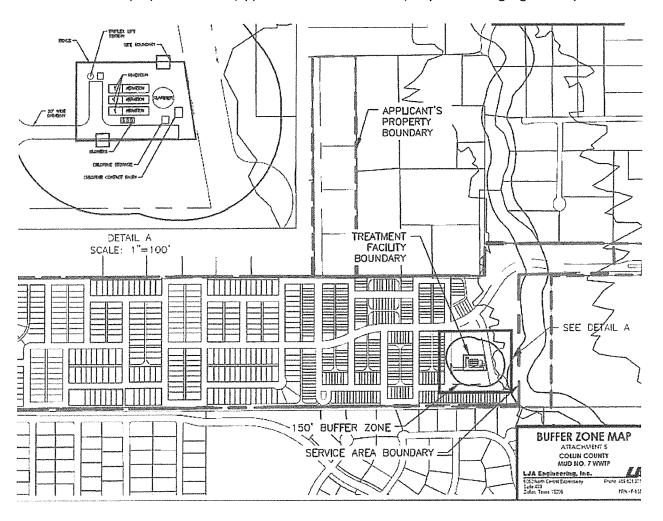
By GCW
DIS
12022 H
DIS
12025 H

Re: TCEQ Permit # D-04122021-017 Request for Contested Case Hearing

To Whom It May Concern:

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My home is located within feet of the proposed DISTRICT Boundaries as presented, 195 feet from Maxwell Creek and 200 feet from the proposed WWTP (application WQ0016003001). My home is highlighted in yellow.



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- If Developer, Petitioner, Applicant (parties) had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interfere with the homeowners of Parker and Murphy. When I received the notice of intent to apply for a WWTP (WQ0016003001), I called NTMWD and they stated they had not received the notice.
- The Parties' (Petitioner, Applicant, Landowner, Developer) conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits.
 - I have the right and privilege as to the use and enjoyment of my land

- o The Petitioner, Applicant, Landowner, Developer have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development on the surrounding landowners or residents.
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- We are concerned that the discharge will contaminate the <u>area wells & underground springs</u>. It is believed that we have several underground springs. I have video of one across the street from my home that has been uploaded to the TCEQ comment portal. Also, another neighbor on Keathly Circle, right by my home has an underground stream that has caused issues for their driveway. Sump pumps are being used at both locations.
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Chef Man

NORTH TEXAS TX P&DC DALLAS TX 750 28 JAN 2022 PM 3 L

142 Park 112 Lang.

TOTAL CANEL

From:

PUBCOMMENT-OCC

Sent:

Friday, January 28, 2022 9:57 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

Moebius Request Contested Case Hearing MUD.pdf

Н

From: carrmoe@gmail.com <carrmoe@gmail.com>

Sent: Thursday, January 27, 2022 4:36 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MS Carrolyn J Moebius

E-MAIL: carrmoe@gmail.com

COMPANY:

ADDRESS: 1412 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723339432

FAX:

COMMENTS: Please see attached document supporting my designation as an affected party and request for a contested case hearing.

Carrolyn J Moebius 1412 Parkview Lane Murphy, Texas 75094 carrmoe@gmail.com 972-333-9432

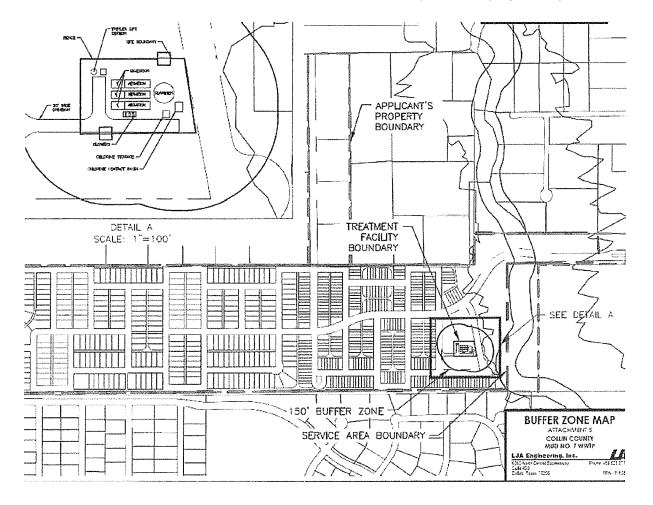
January 27, 2022

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Carrolyn J Moebius 1412 Parkview Lane Murphy, Texas 75094 carrmoe@gmail.com 972-333-9432 July 11, 2022

Re: TCEQ Permit # D-04122021-017 Reply to Responses

Affected Party Status

My name is Carrolyn Moebius. I live at 1412 Parkview Ln, Murphy, TX 75094. My property shares a boundary with the proposed municipal utility district ("MUD") and is approximately 200 feet from the location of the proposed wastewater treatment plant that will be managed by the MUD and 195 feet from Maxwell Creek. Therefore, I am an affected party.

Reply to Responses of TCEQ, OPIC and Applicant

I respectfully provide the following reply to the Responses to Hearing Requests filed by Applicant Harrington/ Turner Enterprises, LP, The Office of Public Interest Counsel ("OPIC") of the TCEQ, and the Executive Director of the TCEQ. This proceeding relates to permit number D-04122021-017 and related permit number WQ0016003001, both of which I continue to oppose. I assert, and do not withdraw, my previously filed opposition and request for a contested case hearing.

The Executive Director and the OPIC, in their respective responses recommended that my request for a contested case hearing be granted. I agree that our request for a contested case hearing should be granted.

Applicant in its response requests that all requests for a contested case hearing be denied. Applicant provides no factual or legal basis for denial. We request the Commission agree that we are *affected persons*, as recommended by OPIC and the Executive Director. We have proven that we have a personal justiciable interest related to a legal right, duty, privilege, power, or economic interest affected by the Petition of Applicant.

Chapter 55, Requests for Reconsideration and Contested Case Hearings; Subchapter F, defines who is an affected person. If only taking into consideration sharing a boundary with the MUD, I am an affected person. As the Executive Director stated "she raised issues relating to natural run-off rates/drainage, water quality, and availability of comparable service from other systems, stated how she would be affected by the District in a way uncommon to the general public, and described where her property is situated in relation to the District. Due to the location of her property relative to the proposed district and the concerns raised"

OPIC council responded, "In determining if the project is feasible, practicable, necessary, and beneficial to the land included in the district, the Commission shall consider:

- (1) the availability of comparable service from other systems, including but not limited to water districts, municipalities, and regional authorities;
- (2) the reasonableness of projected construction costs, tax rates, and water and sewer rates; and
- (3) whether or not the district and its system and subsequent development within the district will have an unreasonable effect on the following:

- (A) land elevation;
- (B) subsidence;
- (C) groundwater level within the region;
- (D) recharge capability of a groundwater source;
- (E) natural run-off rates and drainage;
- (F) water quality; and
- (G) total tax assessments on all land located within a district."

I have concerns that these points have not been addressed appropriately. While relying on old FEMA maps and not taking into consideration communities' input (written, pictures and video) regarding flooding, natural run off rates, drainage, and underground streams, the TCEQ does not have the most relevant information to make a sound decision for the existing communities and the future community.

I respectfully request TCEQ grant the relief sought herein and in my prior responses of opposition and request for contested case hearing and <u>deny</u>, in its entirety, permit number D-04122021-017 and related permit number WQ0016003001.

Respectfully,

Carrolyn J Moebius

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 9:00 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Ranj@ti.com < Ranj@ti.com >

Sent: Thursday, February 24, 2022 8:08 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MR Amit Nangia

E-MAIL: Ranj@ti.com

COMPANY:

ADDRESS: 1416 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723655552

FAX:

COMMENTS: I request a contested case hearing.

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 9:00 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Jandknicholson@aceweb.com < Jandknicholson@aceweb.com >

Sent: Thursday, February 24, 2022 8:32 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Jamie Nicholson

E-MAIL: Jandknicholson@aceweb.com

COMPANY:

ADDRESS: 1317 WINDHAVEN DR

MURPHY TX 75094-5104

PHONE: 9724220273

FAX:

COMMENTS: I request a contested case hearing

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Tuesday, June 18, 2024 5:13 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

Jesús Bárcena

Office of the Chief Clerk

Texas Commission on Environmental Quality

Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:

www.tceq.texas.gov/customersurvey

From: laywah@gmail.com <laywah@gmail.com>

Sent: Tuesday, June 18, 2024 3:47 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Lay Wah Ooi

EMAIL: laywah@gmail.com

COMPANY:

ADDRESS: 6707 OVERBROOK DR

PARKER TX 75002-6935

PHONE: 2142356911

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located 1 mile from the proposed MUD. If the MUD is permitted I will be affected by higher water rates and water shortage. This water shortage keeps Parker's building moratorium in place and harms Parker's ability to grow its tax base, at the expense of higher taxes on existing property owners. Parker's infrastructure (water, police, emergency services) cannot support more individuals without increasing taxes and this burden will fall on my family and me. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: increased traffic and longer commutes, foul odor coming from sewage plant will ruin our time spent outside as a family, loss of property value, and increased traffic. Respectfully submitted, Lay Wah Ooi Individual Protestant

Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Wednesday, June 5, 2024 5:18 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

contested MUD TCEQ.docx

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Jesús Bárcena

Office of the Chief Clerk

Texas Commission on Environmental Quality

Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:

www.tceq.texas.gov/customersurvey

From: lynne_orozco@outlook.com <lynne_orozco@outlook.com>

Sent: Wednesday, June 5, 2024 8:09 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov> Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Lynne Anne Orozco

EMAIL: lynne_orozco@outlook.com

COMPANY:

ADDRESS: 5700 GREGORY LN

PARKER TX 75002-6706

PHONE: 7166281538

FAX:

COMMENTS: My Name is Lynne Orozco. I live at 5700 Gregory Lane Parker Texas and own 5704 Gregory Lane, where my mother lives. My property directly borders the proposed MUD #7 land, and my home is approximately 590 meters from the proposed wastewater treatment facility. I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017 for the following reasons: 1)Petitioner is not the current owner/developer 2) Flooding of Maxwell Creek at Gregory Lane and Flooding of my personal property 3)Higher water and tax rates, while losing my property value 4) Traffic damage and risk to my family and Gregory Ln. Please see my attached Word Document for further explanation. Sincerely, Lynne Orozco

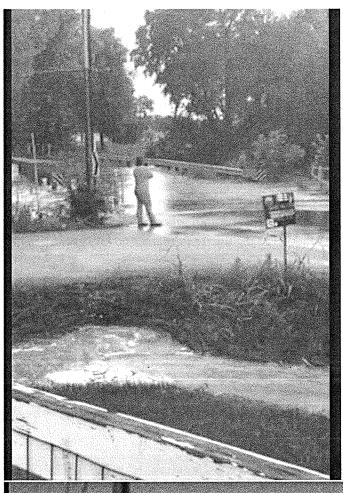
My Name is Lynne Orozco. I live at 5700 Gregory Lane Parker Texas and own 5704 Gregory Lane, where my mother lives. My home and 18-acre property directly border the proposed MUD on our entire southern and eastern property lines and my home is approximately 590 meters from the proposed wastewater treatment facility. I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017 for the following reasons.

1)Petitioner is not the current owner/developer:

The Petitioner is Harrington/Turner Enterprises, who abandoned the revised petition and is not the current landowner. They sold this land to Restore the Grasslands, LLC- according to the Collin County Appraisal District. However, Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy.

2) Flooding of Maxwell Creek at Gregory Lane and Flooding of my personal property:

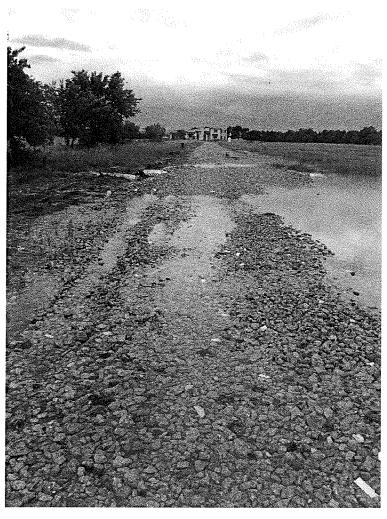
The proposed MUD has a large portion of its land within a FEMA flood zone. The City of Parker, and Gregory Ln in particular, already have flooding issues. On July 28th, 2023 Restore the Grasslands (non petitioner) filed drainage plans that state 2/3 of the drainage from the District will flow East into Maxwell Creek, which flows directly under Gregory Lane at its single entry/exit point- which is a bridge/culvert- shown in photos below. Every Spring, but particularly this spring (5/30/24- current) we have flooding at this single entry/exit culvert on Gregory Ln, which makes the lane completely unpassable for all residents. See photos below:





Top picture from June 2024, bottom picture from circa 2019. Maxwell Creek flooding above Gregory Ln's bridge/ culvert. Neither Maxwell creek nor Gregory Ln's bridge/ culvert- even with its recent reconstruction- can support more water drainage as is planned with the proposed MUD and housing development.

In addition, all storm drainage on Gregory Ln currently flows West to East across my property and ultimately into Maxwell Creek. The Proposed MUD and development plans drainage flowing North through my property and then back east towards Maxwell Creek. As it is now, my property floods and is currently flooded this spring, nearly washing away my driveway. See picture below. If the MUD is permitted, I will have flooding to this risk of personal home and property damage.



My home and Property at 5700 Gregory Ln. Right picture is west, left is east. Water flows West to East naturally on Gregory, ultimately flowing into Maxwell Creek.

3) Higher water and tax rates, while losing property value:

If the MUD is permitted, I will also be affected by higher water rates and water shortage. This water shortage keeps Parker's building moratorium in place and harms Parker's ability to grow its tax base, at the expense of higher taxes on existing property owners. Parker's infrastructure (water, police, emergency services) cannot support more individuals without increasing taxes and this burden will fall on my family and me.

In addition, Parker is known for its quiet agricultural ambience, since it has mandatory 1-2 acre lots for all of its homes. This MUD and development will drastically change the look and feel of Parker. Its proposed wastewater treatment facility will create odors, kill our wildlife, and vastly decrease the value of my home and property, which is our family's key investment.

4) Traffic risk to my family and Gregory Ln.:

If the MUD is granted the developers will use their property which abuts mine directly to my east border as well as my southern border for ingress/egress of its residents. This puts my young children at risk, who are accustomed to Gregory being an agricultural, quiet dead end, and private road, not a public thoroughfare for a large housing development. In addition, Gregory Lane is not equipped for increased traffic burden, as it is an old private asphalt lane that is already in disrepair and already being actively damaged by Restore The Grasslands Developers. See photo.



My property at 5704 Gregory in Distance, clear damage already occurring to Gregory Lane by proposed MUD developers/ Restore the Grasslands' excavator shown in foreground- as they have already started some work.

In conclusion, where I live (Gregory Ln) is a special portion of Collin County that is particularly agricultural, made up mostly of Grasslands with Maxwell Creek running through it. Gregory Lane is a private dead-end lane whose only ingress-egress is limited by a bridge-culvert that already floods with any heavy rain. Allowing this MUD, wastewater treatment plant, and housing development will immensely change my family's and my neighbor's way of life, which involves production of hay, rearing livestock, nature walks outside to observe our local wildlife (including herons, egrets, hawks, turtles, bobcat, falcons, bass, catfish, etc). All of this will be sacrificed for the greed of a few already wealthy developers if this MUD #7 is allowed to pass. Please accept my request for a contested case hearing to oppose MUD #7.

Respectfully submitted,

Lynne Orozco, Orozco Family Living Trust Individual Protestant, Pro Se 5700 and 5704 Gregory Ln 716-628-1538 lynne_orozco@outlook.com

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 10, 2024 10:42 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: plk@kanpal.net <plk@kanpal.net> Sent: Wednesday, July 10, 2024 9:15 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Kannan Palaniappan

EMAIL: plk@kanpal.net

COMPANY:

ADDRESS: 613 CUMBERLAND DR

MURPHY TX 75094-4114

PHONE: 9727629429

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a



contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located within 1 mile inside the Rolling Ridge Neighborhood from the proposed MUD. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: Increased traffic, foul odor coming from sewage plant will ruin our time spent outside as a family. Value of my property will decrease. Overcrowding in schools where my children attend. Our city's emergency services will be strained, because Parker has an inter-local agreement with us where we assist if Parker does not have the capacity. This will lead to increased taxes for my family. One of the main reasons we chose this area was because of the unique and peaceful nature of the country-side within the metro limits to raise a family in the suburbs and still have access to the city and the businesses. If this is approved, this only sets a bad precedent for all the people who chooses/chose a similar suburb style life in the state. Respectfully submitted, Kannan Palaniappan

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 10:06 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: plk@kanpal.net <plk@kanpal.net> Sent: Friday, February 25, 2022 10:00 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Kannan Palaniappan

E-MAIL: plk@kanpal.net

COMPANY:

ADDRESS: 613 CUMBERLAND DR

MURPHY TX 75094-4114

PHONE: 9723841436

FAX:

COMMENTS: I would like to request a contested hearing on this case, please.

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 10, 2022 9:39 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

From: plk@kanpal.net <plk@kanpal.net>
Sent: Thursday, February 10, 2022 8:12 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Kannan Palaniappan

E-MAIL: plk@kanpal.net

COMPANY:

ADDRESS: 613 CUMBERLAND DR

MURPHY TX 75094-4114

PHONE: 9723841436

FAX:

COMMENTS: I sincerely oppose this planned (or so unplanned development) as this will cause serious environment issues increasing the population density with very little planning for waste water and sewer treatments.

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:41 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: patel.ashesh@gmail.com <patel.ashesh@gmail.com>

Sent: Friday, February 25, 2022 6:52 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Ashesh V Patel

E-MAIL: patel.ashesh@gmail.com

COMPANY:

ADDRESS: 410 REMINGTON DR

MURPHY TX 75094-4171

PHONE: 4698313076

FAX:

COMMENTS: "I request a contested case hearing

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 10, 2022 9:02 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: patel.ashesh@gmail.com <patel.ashesh@gmail.com>

Sent: Wednesday, February 9, 2022 11:06 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Ashesh Patel

E-MAIL: patel.ashesh@gmail.com

COMPANY:

ADDRESS: 410 REMINGTON DR

MURPHY TX 75094-4171

PHONE: 4698313076

FAX:

COMMENTS: INTRODUCTION: LOCATION INFORMATION: My / our home (business) is located within 1600 ft of the proposed DISTRICT Boundaries as presented of MUD site. We respectfully submit to the TCEQ this supplement to our prior comments. I respectfully again request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the

"District Application"). My concerns are: • Greatly reduce the value of my investment in my home. • Ruin my investment value • Ruin my ability to use & enjoy my backyard. • This will create a private nuisance by engaging in an activity that is abnormal and out of place in this area and not necessary due to NTMWD and/or availability of at least 3 sewer lines by 2023. • If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy. • The Parties' conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in my communities of Parker and Murphy. • I have the right and privilege as the use and enjoyment of my land • The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development. • The Petitioner and Landowner lives adjacent to the ETJ. She is fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives.

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 17, 2024 8:44 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: lpettle@aol.com <lpettle@aol.com> Sent: Monday, July 15, 2024 7:55 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov> Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: MS Lee Pettle

EMAIL: lpettle@aol.com

COMPANY:

ADDRESS: 3302 DUBLIN RD

PARKER TX 75002-6512

PHONE: 9724225720

FAX:

COMMENTS: I oppose the proposed MUD7 and request a contested hearing. The proposed MUD is not in keeping with the large lot, country environment and low density of the neighboring city, Parker. It would increase traffic and deplete resources of our area and there is not the infrastructure in place to handle such huge influx of housing/people. Our schools would be negatively impacted by overcrowding of the existing district that serves this area. It would negatively affect our way of life of why we moved here.

Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Thursday, July 18, 2024 10:56 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

RTG CCMUD7 Property FOR SALE 07.17.24.docx

Н

From: BTraveler54@gmail.com <BTraveler54@gmail.com>

Sent: Wednesday, July 17, 2024 3:34 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: MR Lindy M. (Buddy) Pilgrim

EMAIL: BTraveler54@gmail.com

COMPANY: N.A.

ADDRESS: 3106 BLUFFS LN PARKER TX 75002-6555

PHONE: 9729343500

FAX:

COMMENTS: July 16, 2024 – I, Lindy M. (Buddy) Pilgrim, an individual pro se protestant, do hereby request the Petition be denied and rejected for reasons set forth herein, or in the alternative, I hereby request a contested case hearing in TCEQ Internal Control No. D-04122021-017 as follows: Brief Procedural Background Pursuant to a 07-25-2022 Interim Order in TCEQ Docket 2022-0533-DIS, TCEQ granted requests for a contested case hearing on a Petition for creation of Collin County Municipal Utility

District No. 7 (CCMUD7) filed March 2021 on behalf of and exclusively in the name of Applicant/Petitioner Harrington/Turner Enterprises, LP ("H/TE"). Thereafter, the contested case was referred to SOAH and assigned SOAH Docket 582-23-01498 (the "SOAH Proceeding"). I was admitted as an Affected Party and actively participated throughout its pendency as an individual protestant, pro se. H/TE was identified in the SOAH Proceeding as sole owner of all property within the proposed CCMUD7 district (the "Property"), but H/TE did not exist as legal entity to make Application in March 2021 for CCMUD7. From 02-10-2012 to 12-10-2021, H/TE, a Texas limited partnership, did not have any General Partner as required by Texas statute, and therefore did not legally exist for the conduct of business (i.e., to be CCMUD7 Applicant) at the time Application was made solely in its name. This is an undisputed fact in evidence. Therefore, at no time has the Application for CCMUD7 ever been a legal Application signed by a legally existing General Partner; nor has H/TE at any time had legal standing as Applicant, or in the SOAH Proceeding. TCEQ has no authority to bypass TX BOC requirements for H/TE to have a General Partner. Additionally, even if TCEQ were to illegally ignore H/TE's lack of legal filing status as CCMUD7 Applicant and lack of standing in the SOAH Proceeding, on 09-22-2023 H/TE sold all its right, title and interest in the Property and by operation of law automatically and instantaneously forfeited any status which even it alleged as CCMUD7 Applicant. 10-05-2023 H/TE filed its "Notice of Property Sale" with the SOAH Court. October 09, 2023, a so-called "Joinder Petition" was filed with TCEQ by Restore the Grasslands, LLC ("RTG") (a non-party to the SOAH Proceeding) seeking to "join" the H/TE Petition which (i) never legally existed and (ii) to the extent it had been filed, had ceased to exist as an active, legal Petition 17 days earlier when H/TE had sold the land, effectively abandoning the Petition and leaving nothing for RTG to join. February 09, 2024 a prehearing conference was held wherein the ALJ remanded the CCMUD7 Petition back to TCEQ for "notice" because of the sale of the land which had invalidated the H/TE Petition. In the transcript thereof (filed with TCEQ 02-21-2024) at p. 50, ALJ Smith affirmed "everyone that's already been designated and admitted as a party, they will not need to file a new hearing request, participate in or otherwise respond to anything with the re-notice procedures in order to continue their participation." TCEQ Rep. Soileau affirmed at p. 51 that TCEQ "...would keep all parties in this case still present. You don't have to request a hearing again." Therefore, as a previously admitted Party who had been granted a contested case hearing, I do not need to make a new request for a contested case hearing. This request is made solely out of an abundance of caution. There exists no legal basis for TCEQ "to continue" Control No. D-04122021-017, TCEQ 2022-0533-DIS, or SOAH Docket 582-23-01498 because H/TE sold the land and no longer has STANDING as Applicant. RTG is not a PARTY to and has NO STANDING in 582-23-01498. STANDING is a Constitutional requirement that CANNOT be transferred to between parties or acquired by substitution during litigation. This case CANNOT continue as/under SOAH 582-23-04198. This request is timely made within 30 days after the June 18, 2024 newspaper publication of Notice of District Petition TCEQ Internal Control No. D-04122021-017 ("Notice"). I joined other individual protestants in a motion for order declaring the Notice void ("Motion for Order") filed June 14, 2024. I do not waive and do continue to urge the pending Motion for Order. I also filed a protest March 4, 2024 with TCEQ's Exec. Director, staff, and attorney notifying each that no authority exists by which TCEQ may legally proceed with the Application, Joinder Petition, and/or contested case TCEQ 2022-0533-DIS, SOAH 582-23-01498, or by which it may ignore or override TX BOC regarding limited partnerships. (1) Name, mailing address, daytime phone number, and fax number, if any. Name: Lindy M. (Buddy) Pilgrim, 3106 Bluffs LN, Parker, TX 75002, PH: 972-934-3500. My address and phone are submitted electronically with this and filed of record in the SOAH Proceeding. (2) Name of the Petitioner and TCEQ Internal Control Number. My position is that there exists no legal/legitimate Petitioner for CCMUD7, as argued herein and elsewhere. TCEQ incorrectly alleges Petitioner is Restore the Grasslands, LLC ("RTG"). But RTG cannot "join" an H/TE Petition theretofore invalidated instantaneously by operation of law upon H/TE's sale of the land, and which was made solely in the name of an entity (H/TE) not legal formed and existing in March 2021. Standing in a SOAH Proceeding

cannot be purchased or acquired. I have joined with many protestants to contest TCEQ's recognition of RTG in this matter. There are many substantive legal issues including, without limitation, procedural due process, substantive due process, and standing. I reserve all rights to continue to urge all my arguments and claims. If TCEQ attempts to move forward with Control No. D-04122021-017, TCEQ 2022-0533-DIS, and/or SOAH 582-23-01498, it will prove to be a waste and abuse of resources of protestants, taxpayers, the alleged petitioner, and the courts because it will inevitably lead only to a legal challenge in Texas District Court which will render actions of TCEQ and RTG invalid. The only proper path forward is for TCEQ to deny and dismiss the alleged RTG Joinder Petition and instead have the new landowner make its own full and complete MUD Petition de-novo. Additionally, RTG has recently placed all the Property up FOR SALE (see photo), rendering inaccurate any claim of who the owner or developer will actually be, or what type of MUD-supported development will ever be built. (3) I request a contested case hearing. I reserve and do not waive my claims (i) that RTG is not a legitimate petitioner, (ii) the Notice should be declared void, or (iii) my additional claims asserted and to be asserted in opposition to CCMUD7, Control No. D-04122021-017, TCEQ 2022-0533-DIS, and SOAH Docket 582-23-01498. (4) Brief description of how I would be affected by the revised petition not common to the general public. My family and I will be adversely affected in many ways not common to the general public: 1. Our home is in Dublin Creek Estates, the single point of access to which is less than 1,200 ft. due west of the proposed CCMUD7 Property and less than 200 ft. from Dublin Crk. which will be prone to flooding from stormwater runoff from the decrease in pervious surface in the proposed development. 2. Ingress and egress to our neighborhood is threatened, including access by fire, police and EMT services. 3. Our home is less 700' from Dublin Crk. and our yard has a 65' drainage easement that literally runs across the full width of our property and could be affected by backup of stormwater runoff from the CCMUD7 Property, 4. Our property value will be negatively impacted by flooding potential, proposed high-density housing in the development, increased traffic, and crime from up to 1/3 the population of Parker added on only 101 acres of land. 5. We depend on the City of Parker for potable water, fire protection, police, and EMT services, all of which will be strained by the proposed high concentration of homes and population. 6. Our taxes and water rates in Parker will increase due to the CCMUD7 demand for services. 7. Our quality of life and right to peaceful enjoyment of our property and investment in it will be negatively impacted by worries about, and the real impact of, all of the above matters. 8. The proposed sewer plant RTG plans will produce nuisance odors detectable on our property and decrease its value and usefulness. 9. The proposed CCMUD7 is not "NECESSARY" as required by statute. RTG's corporate representative stated on the record in SOAH Docket 582-23-01498 that RTG does not "NEED" the MUD and it will build on the Property even without the MUD. Therefore, fending off CCMUD7 constitutes a waste and abuse of my resources. (5) Location of my property relative to the proposed District's boundaries. Our home is approximately 3,000 ft. due west of the proposed CCMUD7 western Property boundary, and only @1,500 ft. due west of Dublin Crk., into which the District proposes to direct approximately 1/3rd or the stormwater runoff. I respectfully request TCEQ grant protestants' pending Motion for Order and deny and dismiss the so-called "Joinder Petition" as made moot by H/TE's (i) illegal status at filing, and (ii) Sept. 22, 2023 sale of the Property. No adjustment can save the Petition as there is no currently legitimate Petition or Petitioner for CCMUD7. I reserve my right to supplement my arguments. Kindly include me on the applicable notice mailing list and please let me know the status of your TCEQ process. I respectfully request such relief as is available under equity and applicable law. Respectfully submitted, Lindy M. (Buddy) Pilgrim



Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Thursday, July 18, 2024 10:56 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

RTG CCMUD7 Property FOR SALE 07.17.24.docx

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From: ladyliberty10@gmail.com <ladyliberty10@gmail.com>

Sent: Wednesday, July 17, 2024 3:42 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: MRS Vicki B. Pilgrim

EMAIL: ladyliberty10@gmail.com

COMPANY:

ADDRESS: 3106 BLUFFS LN PARKER TX 75002-6555

PHONE: 2147556002

FAX:

COMMENTS: July 17, 2024 – I, Vicki B. Pilgrim, an individual pro se protestant, do hereby request the Petition be denied and rejected for reasons set forth herein, or in the alternative, I hereby request a contested case hearing in TCEQ Internal Control No. D-04122021-017 as follows: Brief Procedural Background Pursuant to a 07-25-2022 Interim Order in TCEQ Docket 2022-0533-DIS, TCEQ granted requests for a contested case hearing on a Petition for creation of Collin County Municipal Utility District

No. 7 (CCMUD7) filed March 2021 on behalf of and exclusively in the name of Applicant/Petitioner Harrington/Turner Enterprises, LP ("H/TE"). Thereafter, the contested case was referred to SOAH and assigned SOAH Docket 582-23-01498 (the "SOAH Proceeding"). My husband was admitted as an Affected Party and actively participated throughout its pendency as an individual protestant, pro se. H/TE was identified in the SOAH Proceeding as sole owner of all property within the proposed CCMUD7 district (the "Property"), but H/TE did not exist as legal entity to make Application in March 2021 for CCMUD7. From 02-10-2012 to 12-10-2021, H/TE, a Texas limited partnership, did not have any General Partner as required by Texas statute, and therefore did not legally exist for the conduct of business (i.e., to be CCMUD7 Applicant) at the time Application was made solely in its name. This is an undisputed fact in evidence. Therefore, at no time has the Application for CCMUD7 ever been a legal Application signed by a legally existing General Partner; nor has H/TE at any time had legal standing as Applicant, or in the SOAH Proceeding. TCEQ has no authority to bypass TX BOC requirements for H/TE to have a General Partner. Additionally, even if TCEQ were to illegally ignore H/TE's lack of legal filing status as CCMUD7 Applicant and lack of standing in the SOAH Proceeding, on 09-22-2023 H/TE sold all its right, title and interest in the Property and by operation of law automatically and instantaneously forfeited any status which even it alleged as CCMUD7 Applicant. 10-05-2023 H/TE filed its "Notice of Property Sale" with the SOAH Court. October 09, 2023, a so-called "Joinder Petition" was filed with TCEQ by Restore the Grasslands, LLC ("RTG") (a non-party to the SOAH Proceeding) seeking to "join" the H/TE Petition which (i) never legally existed and (ii) to the extent it had been filed, had ceased to exist as an active, legal Petition 17 days earlier when H/TE had sold the land, effectively abandoning the Petition and leaving nothing for RTG to join. This request is made solely out of an abundance of caution. There exists no legal basis for TCEQ "to continue" Control No. D-04122021-017, TCEQ 2022-0533-DIS, or SOAH Docket 582-23-01498 because H/TE sold the land and no longer has STANDING as Applicant. RTG is not a PARTY to and has NO STANDING in 582-23-01498. STANDING is a Constitutional requirement that CANNOT be transferred to between parties or acquired by substitution during litigation. This case CANNOT continue as/under SOAH 582-23-04198. This request is timely made within 30 days after the June 18, 2024 newspaper publication of Notice of District Petition TCEQ Internal Control No. D-04122021-017 ("Notice"). My husband joined other individual protestants in a motion for order declaring the Notice void ("Motion for Order") filed June 14, 2024. I urge the pending Motion for Order. My husband also filed a protest March 4, 2024 with TCEQ's Exec. Director, staff, and attorney notifying each that no authority exists by which TCEQ may legally proceed with the Application, Joinder Petition, and/or contested case TCEQ 2022-0533-DIS, SOAH 582-23-01498, or by which it may ignore or override TX BOC regarding limited partnerships. I join in that protest. (1) Name, mailing address, daytime phone number, and fax number, if any. Name: Vicki B. Pilgrim, 3106 Bluffs LN, Parker, TX 75002, PH: 214-755-6002. My address and phone are submitted electronically with this and filed of record in the SOAH Proceeding. (2) Name of the Petitioner and TCEO Internal Control Number. My position is that there exists no legal/legitimate Petitioner for CCMUD7, as argued herein and elsewhere. TCEQ incorrectly alleges Petitioner is Restore the Grasslands, LLC ("RTG"). But RTG cannot "join" an H/TE Petition theretofore invalidated instantaneously by operation of law upon H/TE's sale of the land, and which was made solely in the name of an entity (H/TE) not legal formed and existing in March 2021. Standing in a SOAH Proceeding cannot be purchased or acquired. My husband has joined with many protestants to contest TCEQ's recognition of RTG in this matter. There are many substantive legal issues including, without limitation, procedural due process, substantive due process, and standing. I reserve all rights to continue to urge all arguments and claims. If TCEQ attempts to move forward with Control No. D-04122021-017, TCEQ 2022-0533-DIS, and/or SOAH 582-23-01498, it will prove to be a waste and abuse of resources of protestants, taxpayers, the alleged petitioner, and the courts because it will inevitably lead only to a legal challenge in Texas District Court which will render actions of TCEQ and RTG invalid. The only proper path forward is for TCEQ to deny and dismiss the alleged RTG Joinder Petition and instead have the new landowner make

its own full and complete MUD Petition de-novo. Additionally, RTG has recently placed all the Property up FOR SALE, rendering inaccurate any claim of who the owner or developer will actually be, or what type of MUD-supported development will ever be built. (3) I request a contested case hearing. I reserve and do not waive my claims (i) that RTG is not a legitimate petitioner, (ii) the Notice should be declared void, or (iii) my additional claims asserted and to be asserted in opposition to CCMUD7, Control No. D-04122021-017, TCEQ 2022-0533-DIS, and SOAH Docket 582-23-01498. (4) Brief description of how I would be affected by the revised petition not common to the general public. My family and I will be adversely affected in many ways not common to the general public: 1. Our home is in Dublin Creek Estates, the single point of access to which is less than 1,200 ft. due west of the proposed CCMUD7 Property and less than 200 ft. from Dublin Crk. which will be prone to flooding from stormwater runoff from the decrease in pervious surface in the proposed development. 2. Ingress and egress to our neighborhood is threatened, including access by fire, police and EMT services. 3. Our home is less 700' from Dublin Crk. and our yard has a 65' drainage easement that literally runs across the full width of our property and could be affected by backup of stormwater runoff from the CCMUD7 Property. 4. Our property value will be negatively impacted by flooding potential, proposed high-density housing in the development, increased traffic, and crime from up to 1/3 the population of Parker added on only 101 acres of land. 5. We depend on the City of Parker for potable water, fire protection, police, and EMT services, all of which will be strained by the proposed high concentration of homes and population. 6. Our taxes and water rates in Parker will increase due to the CCMUD7 demand for services. 7. Our quality of life and right to peaceful enjoyment of our property and investment in it will be negatively impacted by worries about, and the real impact of, all of the above matters. 8. The proposed sewer plant RTG plans will produce nuisance odors detectable on our property and decrease its value and usefulness. 9. The proposed CCMUD7 is not "NECESSARY" as required by statute. RTG's corporate representative stated on the record in SOAH Docket 582-23-01498 that RTG does not "NEED" the MUD and it will build on the Property even without the MUD. Therefore, fending off CCMUD7 constitutes a waste and abuse of my resources. (5) Location of my property relative to the proposed District's boundaries. Our home is approximately 3,000 ft. due west of the proposed CCMUD7 western Property boundary, and only @1,500 ft. due west of Dublin Crk., into which the District proposes to direct approximately 1/3rd or the stormwater runoff. I respectfully request TCEQ grant protestants' pending Motion for Order and deny and dismiss the so-called "Joinder Petition" as made moot by H/TE's (i) illegal status at filing, and (ii) Sept. 22, 2023 sale of the Property. No adjustment can save the Petition as there is no currently legitimate Petition or Petitioner for CCMUD7. I reserve my right to supplement my arguments. Kindly include me on the applicable notice mailing list and please let me know the status of your TCEQ process. I respectfully request such relief as is available under equity and applicable law. Respectfully submitted, Vicki B. Pilgrim



FROM THE DESK OF

Emily Plummer

JUL 1 6 2024 H

DUALITY 27

July 10, 2024

Office of the Chief Clerk, MC-105, TCEQ P.O. Box 13087 Austin, TX 78711-3087

Dear TCEQ Chief Clerk,

I am writing to you today in order to request a contested case hearing for the revised petition from Harrington/Turner Enterprises, LP for the creation of Collin County MUD 7. Their district petition bears the TCEQ Internal Control Number: D-04122021-017.

My property at 5908 Gregory Lane is located approximately 0.25 (1/4) mile from the proposed MUD 7. Furthermore, my property contains Maxwell Creek, which will be significantly and adversely affected by any development within MUD 7. Moreover, the inevitable runoff and redirected floodwaters will flow across my property, given its location between Harrington/Turner's additional lot, which I believe they intend to develop in tandem with MUD 7, and onto which they have previously indicated intent to funnel runoff waters. Those waters would then flow across my lot to the creek, part of which is contained within my lot. Given the direct adverse consequences the creation and development of MUD 7 would have on my property, I request a contested case hearing.

I also have grave concerns for the use and enjoyment of my property if the creation of MUD 7 proceeds since its creation would give rise to additional concerns that the Petitioner could drill for water, which I am concerned could adversely affect my own property; use Maxwell Creek as a receptacle for treated effluent (using the WWTP already approved by TCEQ Commissioners and currently awaiting judicial review in Travis County courts); introduce pernicious odors; drastically change the topography of the land and reduce permeable surfaces dramatically by the introduction of even a fraction of the previously proposed impervious cover; add additional stormwater runoff and increase both the flow rate and volume of stormwaters that would cross my property, which could cause erosion and soil contamination, among other problems; damage wildlife flora and fauna without regard for Parker's statutes, despite being adjacent to Parker and inclusive of it (at least in regard to the lot on Gregory Lane

owned by Harrington/Turner, LP and in development plans along with MUD 7); add additional traffic to roads which are not suited for that degree of public traffic; and create a development that does not conform to local standards of either Parker or Murphy. Because of these nuisances and threats to my property, I request a contested case hearing.

Furthermore, my surveyed lot contains part of Gregory Lane, which I understand Harrington/Turner, LP intends to use for some portion of traffic to the developments within MUD 7. Gregory Lane is a poorly maintained, uneven country road, and it cannot sustain additional traffic. Moreover, it is currently a dead-end street for Gregory Lane residents' private use and is not intended as a public-use road, aside from public services such as mail delivery and trash services. I am not willing for my portion of the road to be used by either construction vehicles for the development of MUD 7 or by public traffic accessing future developed structures contained within MUD 7. Given the road's proximity to the proposed MUD 7, as well as the previously communicated plan to (inappropriately) utilize it for stormwater runoff, as well as because of the inevitable increase in traffic across a road that is at least partially private, I request a contested case hearing to consider the merits (or lack thereof) of the proposed MUD 7.

Sincerely yours,

Emily Plummer

5908 Gregory Lane Parker, TX 75002 ceplummer@hotmail.com

512. 751. 8451.

of this new/revised polition on the basis of the charge in politioner. Nothing I have said herein this letter street may or shall be construed as my acceptance of the new HTE, it petitioner. Since the onzolal patitioner sold the land.

Despectfully, D.



i m 2024 pm to l

Office & the Chief Clark, MC-105

TCEQ Fo. Box 13087 Austin, TX 78711-3087

RECEIVED

JUL 15 2024 TOEOMAIL CENTER

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Fig. 1. Sec. 1

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, 5908 Gregory Ln. Allen, TX 75002

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Thursday, July 11, 2024 10:21 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject: FW: Public comment on Permit Number D-04122021-017

Н

From: ceplummer@hotmail.com <ceplummer@hotmail.com>

Sent: Wednesday, July 10, 2024 10:51 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Emily Plummer

EMAIL: ceplummer@hotmail.com

COMPANY:

ADDRESS: 5908 GREGORY LN

PARKER TX 75002-6710

PHONE: 5127518451

FAX:

COMMENTS: Dear TCEQ Chief Clerk, I am writing to you today in order to request a contested case hearing for the revised petition from Harrington/Turner Enterprises, LP for the creation of Collin County MUD 7. Their district petition bears the TCEQ Internal Control Number: D-04122021-017. My property at 5908 Gregory Lane is located approximately 0.25 (1/4) mile from the proposed MUD 7. Furthermore, my property contains Maxwell Creek, which will be significantly and adversely affected by any development

within MUD 7. Moreover, the inevitable runoff and redirected floodwaters will flow across my property, given its location between Harrington/Turner's additional lot, which I believe they intend to develop in tandem with MUD 7, and onto which they have previously indicated intent to funnel runoff waters. Those waters would then flow across my lot to the creek, part of which is contained within my lot. Given the direct adverse consequences the creation and development of MUD 7 would have on my property, I request a contested case hearing. I also have grave concerns for the use and enjoyment of my property if the creation of MUD 7 proceeds since its creation would give rise to additional concerns that the Petitioner could drill for water, which I am concerned could adversely affect my own property; use Maxwell Creek as a receptacle for treated effluent (using the WWTP already approved by TCEQ Commissioners and currently awaiting judicial review in Travis County courts); introduce pernicious odors; drastically change the topography of the land and reduce permeable surfaces dramatically by the introduction of even a fraction of the previously proposed impervious cover; add additional stormwater runoff and increase both the flow rate and volume of stormwaters that would cross my property, which could cause erosion and soil contamination, among other problems; damage wildlife flora and fauna without regard for Parker's statutes, despite being adjacent to Parker and inclusive of it (at least in regard to the lot on Gregory Lane owned by Harrington/Turner, LP and in development plans along with MUD 7); add additional traffic to roads which are not suited for that degree of public traffic; and create a development that does not conform to local standards of either Parker or Murphy. Because of these nuisances and threats to my property, I request a contested case hearing. Furthermore, my surveyed lot contains part of Gregory Lane, which I understand Harrington/Turner, LP intends to use for some portion of traffic to the developments within MUD 7. Gregory Lane is a poorly maintained, uneven country road, and it cannot sustain additional traffic. Moreover, it is currently a dead-end street for Gregory Lane residents' private use and is not intended as a public-use road, aside from public services such as mail delivery and trash services. I am not willing for my portion of the road to be used by either construction vehicles for the development of MUD 7 or by public traffic accessing future developed structures contained within MUD 7. Given the road's proximity to the proposed MUD 7, as well as the previously communicated plan to (inappropriately) utilize it for stormwater runoff, as well as because of the inevitable increase in traffic across a road that is at least partially private, I request a contested case hearing to consider the merits (or lack thereof) of the proposed MUD 7. Sincerely yours, Emily Plummer 5908 Gregory Lane Parker, TX 75002 ceplummer@hotmail.com 512. 751. 8451.

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 12:02 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: heather.pj@gmail.com <heather.pj@gmail.com>

Sent: Friday, February 25, 2022 11:33 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Heather Powell

E-MAIL: heather.pj@gmail.com

COMPANY:

ADDRESS: 340 MONTANA TRL MURPHY TX 75094-3685

PHONE: 5125076241

FAX:

COMMENTS: I request a contested case hearing. Please review this case. I live within .2 mile of the proposed development and it will have a very negative environmental impact to our beautiful creek and the wildlife that lives

there. I fear that pollution from human excrement could create an unhealthy environment for my children as well. This treatment facility does not need to not be created. All wastewater from this new development should access existing sewage lines in either Parker or Murphy. Please don't let this happen to us. A reasonable solution for all parties is possible.

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 17, 2024 9:07 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: I-powell1@hotmail.com <I-powell1@hotmail.com>

Sent: Tuesday, July 16, 2024 9:44 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Lucy Powell

EMAIL: 1-powell1@hotmail.com

COMPANY:

ADDRESS: 1313 LONESOME DOVE TRL

MURPHY TX 75094-3688

PHONE: 2147558444

FAX:

COMMENTS: I request a contested case hearing. My backyard backs up to a flood plane and Maxwell Creek approximately 1/2 mile downstream from the proposed site. I have concerns about flooding, the odor making my backyard stink, the impact on wildlife along the creek and that it will negatively impact the property value of my house.

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 7:44 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

CORRECTION: Public comment on Permit Number D-04122021-017

Н

RFR

DIS 126259

Both permits.

From: PUBCOMMENT-OCC

Sent: Friday, February 25, 2022 2:10 PM

To: PUBCOMMENT-OCC2 <pubcomment-occ2@tceq.texas.gov>; PUBCOMMENT-OPIC <pubcomment-

opic@tceq.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceq.texas.gov>; Pubcomment-Dis <Pubcomment-

Dis@tceq.texas.gov>; PUBCOMMENT-WQ <pubcomment-wq@tceq.texas.gov>

Subject: FW: Public comment on Permit Number D-04122021-017

RFR

Also associate to **PERMIT NUMBER:** WQ0016003001 = RFR

From: L-powell1@hotmail.com <L-powell1@hotmail.com>

Sent: Friday, February 25, 2022 12:20 PM

To: PUBCOMMENT-OCC < <u>PUBCOMMENT-OCC@tceq.texas.gov</u>> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Lucy Jane Powell

E-MAIL: L-powell1@hotmail.com

COMPANY:

ADDRESS: 1313 LONESOME DOVE TRL

MURPHY TX 75094-3688

PHONE: 2147558444

FAX:

COMMENTS: I request a contested case hearing. I purchased my house back in 2006, which backs up to Maxwell Creek, due to the beautiful wild life. Over the years, I have witnessed monarch butterflies, owls, hawks, bobcats, and many other species. It would be a travesty to build a waste water treatment facility that would negatively impact our community's environment. I also have concerns that Maxwell Creek has enough perineal flow to transport the sediment that would be produced by this facility. I hope you will please reconsider this permit.

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 2:10 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

RFR

Also associate to **PERMIT NUMBER:** WQ0016003001 = RFR

From: L-powell1@hotmail.com <L-powell1@hotmail.com>

Sent: Friday, February 25, 2022 12:20 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Lucy Jane Powell

E-MAIL: L-powell1@hotmail.com

COMPANY:

ADDRESS: 1313 LONESOME DOVE TRL

MURPHY TX 75094-3688

PHONE: 2147558444

FAX:

COMMENTS: I request a contested case hearing. I purchased my house back in 2006, which backs up to Maxwell Creek, due to the beautiful wild life. Over the years, I have witnessed monarch butterflies, owls, hawks, bobcats, and many

other species. It would be a travesty to build a waste water treatment facility that would negatively impact our community's environment. I also have concerns that Maxwell Creek has enough perineal flow to transport the sediment that would be produced by this facility. I hope you will please reconsider this permit.

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 17, 2024 9:09 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: jollyenglishelf@gmail.com <jollyenglishelf@gmail.com>

Sent: Tuesday, July 16, 2024 9:57 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov> Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Nettie Powell

EMAIL: jollyenglishelf@gmail.com

COMPANY:

ADDRESS: 1313 LONESOME DOVE TRL

MURPHY TX 75094-3688

PHONE: 4694509206

FAX:

COMMENTS: I request a contested case hearing due to the smell that it may generate and the potential loss of property value.

From:

PUBCOMMENT-OCC

Sent:

Friday, February 11, 2022 10:35 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WO

Subject:

FW: Public comment on Permit Number D-04122021-017

H FOR **PERMIT NUMBER:** D-04122021-017

H FOR PERMIT NUMBER: WQ0016003001

From: t.powell2@verizon.net <t.powell2@verizon.net>

Sent: Thursday, February 10, 2022 5:23 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MR Thomas K Powell, JR

E-MAIL: t.powell2@verizon.net

COMPANY:

ADDRESS: 544 CHALK HILL LN MURPHY TX 75094-5317

PHONE: 9724426697

FAX:

COMMENTS: I am strongly opposed to the creation of a Wastewater Treatment Facility in this new development area just north of the Rolling Ridge development area in Murphy, TX. I live in the Maxwell Creek development just south of there and along Maxwell Creek. I live 0.3 mile from the creek and walk along the creek several times a week. Putting sewage into this creek will have an enormous and negative impact on the Maxwell Creek development. Property values will be negatively impacted and outdoor activity in the park by the creek and along the trails will also be severely impacted. This treatment facility should not be created. All wastewater from this new development needs to access existing sewage lines in either Parker or Murphy. I request a contested case hearing.

From:

PUBCOMMENT-OCC

Sent:

Monday, January 31, 2022 9:17 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

From: t.powell2@verizon.net <t.powell2@verizon.net>

Sent: Saturday, January 29, 2022 12:47 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MR Thomas K Powell, JR

E-MAIL: <u>t.powell2@verizon.net</u>

COMPANY:

ADDRESS: 544 CHALK HILL LN MURPHY TX 75094-5317

PHONE: 9724426697

FAX:

COMMENTS: I am strongly opposed to the creation of a Wastewater Treatment Facility in this new development area just north of the Rolling Ridge development area in Murphy, TX. I live in the Maxwell Creek development just south of there and along Maxwell Creek. I live 0.3 mile from the creek and walk along the creek several times a week. Putting sewage into this creek will have an enormous and negative impact on the Maxwell Creek development. Property values will be negatively impacted and outdoor activity in the park by the creek and along the trails will also be severely

impacted. This treatment facility should not be created. All wastewater from this new development needs to access existing sewage lines in either Parker or Murphy.

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 10, 2024 8:55 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: kspressley@aol.com <kspressley@aol.com>

Sent: Tuesday, July 9, 2024 10:19 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Kathy Pressley

EMAIL: kspressley@aol.com

COMPANY: none

ADDRESS: 4707 SHEFFIELD CT

PARKER TX 75002-2726

PHONE: 2149243098

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017. Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a

contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is in Parker Ranch Estates - - just east of Springhill Estates Drive, north of Chapparal Rd, and south of Bethany Dr. Parker currently has flooding issues. On July 28, 2023, Restore the Grasslands (non petitioner) filed drainage plans that state 2/3 of the drainage from the District will flow East into Maxwell Creek. We experienced flooding in several neighborhoods on/around May 30 thru June 3. If the MUD is permitted, I will be affected by higher water rates and water shortages. Water shortages keep Parker's building moratorium in place and harm Parker's ability to grow its tax base, at the expense of higher taxes on existing property owners like me. Parker's infrastructure (water, police, emergency services) cannot support more individuals without increasing taxes and this burden will fall on my family and me. If the MUD is permitted and development moves forward, my family will be affected by increased traffic and longer commute times. In addition, the foul odor coming from the sewage plant will have a negative impact on the amount and quality of time my family and I spend outdoors. Respectfully submitted, Kathy Pressley Individual Protestant, Pro Se 4707 Sheffield Ct., Parker, TX 75002 214-924-3098 kspressley@aol.com

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 10, 2024 8:54 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: wmpressley@yahoo.com <wmpressley@yahoo.com>

Sent: Tuesday, July 9, 2024 10:13 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: William Michael Pressley

EMAIL: wmpressley@yahoo.com

COMPANY:

ADDRESS: 4707 SHEFFIELD CT

PARKER TX 75002-2726

PHONE: 9727417986

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017. Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a

contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is in Parker Ranch Estates - - just east of Springhill Estates Drive, north of Chapparal Rd, and south of Bethany Drive. Parker currently has flooding issues. On July 28, 2023, Restore the Grasslands (non petitioner) filed drainage plans that state 2/3 of the drainage from the District will flow East into Maxwell Creek. We experienced flooding in several neighborhoods on/around May 30 thru June 3. If the MUD is permitted, I will be affected by higher water rates and water shortages. Water shortages keep Parker's building moratorium in place and harm Parker's ability to grow its tax base, at the expense of higher taxes on existing property owners like me. Parker's infrastructure (water, police, emergency services) cannot support more individuals without increasing taxes and this burden will fall on my family and me. If the MUD is permitted and development moves forward, my family will be affected by increased traffic and longer commute times. In addition, the foul odor coming from the sewage plant will have a negative impact on the amount and quality of time my family and i spend outdoors. Respectfully submitted, William Michael Pressley Individual Protestant, Pro Se 4707 Sheffield Ct., Parker, TX 75002 972-741-7986 wmpressley@yahoo.com

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 11:49 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: beyondhorizon1@yahoo.com
 beyondhorizon1@yahoo.com>

Sent: Thursday, February 24, 2022 10:59 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Alif Rahman

E-MAIL: beyondhorizon1@yahoo.com

COMPANY:

ADDRESS: 1311 FEATHERWOOD DR

MURPHY TX 75094-4173

PHONE: 2147342012

FAX:

COMMENTS: I request a contested case hearing

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:43 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: raybarman@hotmail.com <raybarman@hotmail.com>

Sent: Friday, February 25, 2022 4:52 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Ron Raybarman

E-MAIL: raybarman@hotmail.com

COMPANY:

ADDRESS: 610 EMBERCREST DR

MURPHY TX 75094-4117

PHONE: 2144059513

FAX:

COMMENTS: We respectfully submit to the TCEQ this supplement to our prior comments. Our home is located within half a mile of the proposed DISTRICT Boundaries as presented We respectfully (again) request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966,

regulated entity number RN111242855 (the "District Application"). a. Any other measurements to add select "Clear Measurement" to start over. Thanks Ron Raybarman

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Friday, July 12, 2024 8:05 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: jim.reed@okmetic.com < jim.reed@okmetic.com>

Sent: Thursday, July 11, 2024 9:03 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: MR James C. Reed, JR

EMAIL: jim.reed@okmetic.com

COMPANY: Okmetic

ADDRESS: 307 S JUPITER RD Suite 210

ALLEN TX 75002-3051

PHONE: 2145077285

FAX:

COMMENTS: I request a contested case hearing. The reason for contesting this are the following: The city does not have sufficient water capacity for Parker at this time. Additional development far surpasses the city of Parker's capacity. Water treatment facility creates odor that is very unpleasant in the neighboring well established adjacent communities.

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 17, 2024 8:33 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: jrivas100@yahoo.com <jrivas100@yahoo.com>

Sent: Monday, July 15, 2024 4:12 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: MRS Jackie Rivas

EMAIL: jrivas100@yahoo.com

COMPANY:

ADDRESS: 6801 POCO DR PARKER TX 75002-6815

PHONE: 9728096254

FAX:

COMMENTS: we request a contested case hearing-smell, oil contamination, traffic, flooding

From:

PUBCOMMENT-OCC

Sent:

Wednesday, February 2, 2022 4:26 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D04122021017

Attachments:

Itr220202 Protest by City of Parker re creation of Collin Co MUD No 7.pdf

Н

From: jnewlin@txlocalgovlaw.com < jnewlin@txlocalgovlaw.com >

Sent: Wednesday, February 2, 2022 3:13 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov> Subject: Public comment on Permit Number D04122021017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D04122021017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MR Arturo D Rodriguez, JR

E-MAIL: jnewlin@txlocalgovlaw.com

COMPANY: Russell Rodriguez Hyde Bullock, LLP

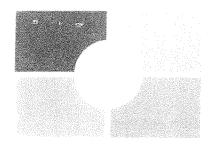
ADDRESS: 1633 WILLIAMS DR STE 200

GEORGETOWN TX 78628-3659

PHONE: 5129301317

FAX: 8669291641

COMMENTS: See letter attached from Arturo D. Rodriguez, Jr. on behalf of the City of Parker.



RUSSELL RODRIGUEZ HYDE BULLOCK

A TEXAS LIMITED LIABILITY PARTNERSHIP

1633 Williams Drive Building 2, Suite 200 Georgetown, Texas 78628 www.txlocalgovlaw.com Office: 512.930.1317 Fax: 866.929.1641

Partners; Kerry Russell (retd.) Arturo D. Rodriguez, Jr. George E. Hyde Bradford E. Bullock Garoline A. Kelley

> <u>Senior Associates:</u> Jonathan W. Needle

> > Of Counselt Karrie H. Mar ing

February 2, 2022

VIA ELECTRONIC SUBMISSION

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

Re: Petition from Harrington/Turner Enterprises, LP, a Texas Limited Partnership for Creation of Collin County Municipal Utility District No. 7

To Whom It May Concern:

The City of Parker, Texas ("City") is in receipt of the notification of the above-referenced application and requests a hearing on the application. This law firm represents the City in regard to the above-referenced matter. In compliance with the notice, the City makes the following statements:

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

Arturo D. Rodriguez, Jr. Russell Rodriguez Hyde Bullock, LLP 1633 Williams Drive Building 2, Suite 200 Georgetown, Texas 78628 (512) 930-1317

- 2. Applicant information: Petition from Harrington/Turner Enterprises, LP, a Texas Limited Partnership for Creation of Collin County Municipal Utility District No. 7. The TCEQ Control Number is 605878966
- 3. The City requests a contested case hearing on the application.
- 4. The City is adversely affected because the petition is seeking to create a municipal utility district within a portion of the City's extraterritorial jurisdiction ("ETJ") and the City does not consent to its creation. The City maintains a water and sewer utility. The City's utility has the reasonable ability to serve the property within the proposed district.

The proposed district may construct a wastewater treatment facility and this is contrary to the Commission's long-standing efforts for regionalization. There is currently an existing plant owned and operated by the North Texas Municipal Water District, a recognized regional provider that can be utilized for wastewater treatment.

The City does not believe that an adequate investigation and evaluation of the availability of comparable services from other providers or systems, including regional utility providers, has been conducted prior to seeking the creation of the proposed district.

Additionally, the City is concerned that the proposed district will have a negative impact on water quality. The City has not determined if there is a complete justification for creation of the proposed district with sufficient evidence that the project is feasible, practicable, necessary, will benefit all of the land and its residents, and will further the public welfare. The land is located within a desirable area of the county. The City is interested in ensuring that the proposed project can meet these stringent requirements.

5. The proposed district boundaries are located within the City's ETJ.

Thank you for your attention to this matter.

Sincerely,

Arturo D. Rodriguez, Jr.

cc: Via email to: sspiers@coatsrosc.com Samuel A. Spiers

Coats Rose 14755 Preston Road, Ste. 600

Dallas, Texas 75254

From:

PUBCOMMENT-OCC

Sent:

Friday, February 11, 2022 8:26 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC;

PUBCOMMENT-WQ

Subject:

RE: CORRECTION: Public comment on Permit Number D-04122021-017

Н

From: PUBCOMMENT-OCC

Sent: Thursday, February 10, 2022 10:22 AM

To: PUBCOMMENT-OCC2 < pubcomment-occ2@tceq.texas.gov >; PUBCOMMENT-OPIC < pubcomment-

opic@tceg.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceg.texas.gov>; PUBCOMMENT-WQ <pubcomment-

wq@tceq.texas.gov>; Pubcomment-Dis@tceq.texas.gov>

Subject: FW: Public comment on Permit Number D-04122021-017

Also to **PERMIT NUMBER:** WQ0016003001

From: sylviastastny@hotmail.com <sylviastastny@hotmail.com>

Sent: Wednesday, February 9, 2022 4:20 PM

To: PUBCOMMENT-OCC < <u>PUBCOMMENT-OCC@tceq.texas.gov</u>> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Soumit Roy

E-MAIL: sylviastastny@hotmail.com

COMPANY:

ADDRESS: 924 BRENTWOOD DR

MURPHY TX 75094-4439

PHONE: 9729897832

FAX:

COMMENTS: Name: Soumit Roy Address: 924 Brentwood Drive Murphy, TX 75094 Phone number: (972) 989-7832 Email address: sylviastastny@hotmail.com Distance from Location: less than 0.8 miles My home is located within 0.8 miles of the proposed DISTRICT Boundaries as presented, 0.8 miles from Maxwell Creek and 0.8 miles from the discharge point. I request a contest case hearing. I oppose the approval of the waste treatment plant due to the fact that under the Texas Administrative Code, TITLE 30 Environmental Quality, Part 1 Texas Commission on Environmental Quality, Chapter 307 Texas Surface Water Quality Standards, Rule 307.5 Antidegradation the following language "(3) Tier 3. Outstanding national resource waters are defined as high quality waters within or adjacent to national parks and wildlife refuges, state parks, wild and scenic rivers designated by law, and other designated areas of exceptional recreational or ecological significance. The quality of outstanding national resource waters must be maintained and protected. (4) Discharges that cause pollution that are authorized by the Texas Water Code, the Federal Clean Water Act, or other applicable laws must not lower water quality to the extent that the Texas Surface Water Quality Standards are not attained. " Maxwell Creek is not only a riparian zone with a thriving ecosystem, but it is part of a park system called Preserves if Maxwell Creek. The city of Murphy states this on their official website: "Maxwell Creek Trails is a master planned hike and bike trail system with adjacent park sites / trail heads located on various sections of the trail system. Maxwell Creek Trails, when completed, is envisioned to be a greenbelt extending north to the City of Parker and south to the City of Wylie and Sachse. It will ultimately link to a regional Collin County Trails System. The greenbelt system encompasses the floodplain of Maxwell Creek. It includes concrete hike and bike trails, off-road secondary dirt trails, granite nature trails, parks, bridges, benches, and open space. Two active park sites / trail heads include The Preserve (670 North Murphy Road behind Kimbrough Stadium) and Water's Edge Park (403 Waters Edge Way and Creekside Drive in the Maxwell Creek Subdivision)." The immediate area of impact is enjoyed by people who fish, play and enjoy the wildlife located in the park system. Under the code referenced above "designated areas of exceptional recreational or ecological significance. ". Maxwell creek is both designated as a recreational area and has ecological significance. It is a corridor for large animals from bobcats to foxes who thrive on the ecosystem. I oppose the construction of the wastewater treatment plant because it will be a safety and health hazard to all the children and adult who enjoy Maxwell Creek just downstream. There is an entire park system that kids and adults enjoy. This will be very hazardous for all the citizens and will open the TCEQ to a lawsuit for approving this application. Intentional Nuisance, negligent nuisance & non-negligent nuisance. Greatly reduce the value of my investment in my home. Ruin my investment value. Ruin my ability to use & enjoy my backyard. This will create a private nuisance by engaging in an activity that is abnormal and out of place in this area and not necessary due to NTMWD and/or availability of at least 3 sewer lines by 2023. Foreseeable economic harm to the property's economic value. Foreseeable harm to my health and family members' health. Psychological harm for piece of mind in the use and enjoyment of my property. A normal person expects to be able to enjoy their property that they have consistently enjoyed for decades. Unnecessary & unreasonable interference with the enjoyment of my home. Interference will be substantial and will cause discomfort or annoyance that is unreasonable. Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy. The Parties' conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in my communities of Parker and Murphy. I have the right and privilege as the use and enjoyment of my land. The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development. The Petitioner and Landowner lives adjacent to the ETJ. She is fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives. Unpleasant Odors. Worried about high noise levels. Pieces of equipment and processes create high noise level. Pump buildings are notoriously loud. Discharge contaminating the area wells, underground springs o Facility malfunction & spills. 100-year flood plain and increase flooding that will result. Consideration of drainage. This point applies to any area around Maxwell Creek that floods. Soumit Roy

From:

PUBCOMMENT-OCC

Sent:

Friday, February 11, 2022 7:21 AM

To:

Pubcomment-Dis; PUBCOMMENT-WQ; PUBCOMMENT-ELD; PUBCOMMENT-OCC2;

PUBCOMMENT-OPIC

Subject:

CORRECTION: Public comment on Permit Number D-04122021-017

Н

From: PUBCOMMENT-OCC

Sent: Wednesday, February 9, 2022 2:49 PM

To: PUBCOMMENT-OCC2 <pubcomment-occ2@tceq.texas.gov>; PUBCOMMENT-OPIC <pubcomment-

opic@tceq.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceq.texas.gov>; Pubcomment-Dis <Pubcomment-

Dis@tceq.texas.gov>; PUBCOMMENT-WQ <pubcomment-wq@tceq.texas.gov>

Subject: FW: Public comment on Permit Number D-04122021-017

Also associate to WQ0016003001

From: <u>sylviastastny@hotmail.com</u> <<u>sylviastastny@hotmail.com</u>>

Sent: Wednesday, February 9, 2022 1:37 PM

To: PUBCOMMENT-OCC < <u>PUBCOMMENT-OCC@tceq.texas.gov</u>> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Soumit Roy

E-MAIL: sylviastastny@hotmail.com

COMPANY:

ADDRESS: 924 BRENTWOOD DR

MURPHY TX 75094-4439

PHONE: 9729897832

FAX:

COMMENTS: Name: Soumit Roy Address: 924 Brentwood Drive Murphy, TX 75094 Phone number: (972) 989-7832 Email address: sylviastastny@hotmail.com Distance from Location: less than 0.8 miles My home is located within 0.8 miles of the proposed DISTRICT Boundaries as presented, 0.8 miles from Maxwell Creek and 0.8 miles from the discharge point. I request a contest case hearing. I oppose the approval of the waste treatment plant due to the fact that under the Texas Administrative Code, TITLE 30 Environmental Quality, Part 1 Texas Commission on Environmental Quality, Chapter 307 Texas Surface Water Quality Standards, Rule 307.5 Antidegradation the following language "(3) Tier 3. Outstanding national resource waters are defined as high quality waters within or adjacent to national parks and wildlife refuges, state parks, wild and scenic rivers designated by law, and other designated areas of exceptional recreational or ecological significance. The quality of outstanding national resource waters must be maintained and protected. (4) Discharges that cause pollution that are authorized by the Texas Water Code, the Federal Clean Water Act, or other applicable laws must not lower water quality to the extent that the Texas Surface Water Quality Standards are not attained. " Maxwell Creek is not only a riparian zone with a thriving ecosystem, but it is part of a park system called Preserves if Maxwell Creek. The city of Murphy states this on their official website: "Maxwell Creek Trails is a master planned hike and bike trail system with adjacent park sites / trail heads located on various sections of the trail system. Maxwell Creek Trails, when completed, is envisioned to be a greenbelt extending north to the City of Parker and south to the City of Wylie and Sachse. It will ultimately link to a regional Collin County Trails System. The greenbelt system encompasses the floodplain of Maxwell Creek. It includes concrete hike and bike trails, off-road secondary dirt trails, granite nature trails, parks, bridges, benches, and open space. Two active park sites / trail heads include The Preserve (670 North Murphy Road behind Kimbrough Stadium) and Water's Edge Park (403 Waters Edge Way and Creekside Drive in the Maxwell Creek Subdivision)." The immediate area of impact is enjoyed by people who fish, play and enjoy the wildlife located in the park system. Under the code referenced above "designated areas of exceptional recreational or ecological significance. ". Maxwell creek is both designated as a recreational area and has ecological significance. It is a corridor for large animals from bobcats to foxes who thrive on the ecosystem. I oppose the construction of the wastewater treatment plant because it will be a safety and health hazard to all the children and adult who enjoy Maxwell Creek just downstream. There is an entire park system that kids and adults enjoy. This will be very hazardous for all the citizens and will open the TCEQ to a lawsuit for approving this application. Intentional Nuisance, negligent nuisance & non-negligent nuisance. Greatly reduce the value of my investment in my home. Ruin my investment value. Ruin my ability to use & enjoy my backyard. This will create a private nuisance by engaging in an activity that is abnormal and out of place in this area and not necessary due to NTMWD and/or availability of at least 3 sewer lines by 2023. Foreseeable economic harm to the property's economic value. Foreseeable harm to my health and family members' health. Psychological harm for piece of mind in the use and enjoyment of my property. A normal person expects to be able to enjoy their property that they have consistently enjoyed for decades. Unnecessary & unreasonable interference with the enjoyment of my home. Interference will be substantial and will cause discomfort or annoyance that is unreasonable. Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy. The Parties' conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in my communities of Parker and Murphy. I have the right and privilege as the use and enjoyment of my land. The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development. The Petitioner and Landowner lives adjacent to the ETJ. She is fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives. Unpleasant Odors. Worried about high noise levels. Pieces of equipment and processes create high noise level. Pump buildings are notoriously loud. Discharge contaminating the area wells, underground springs o Facility malfunction & spills. 100-year

flood plain and increase flooding that will result. Consideration of drainage. This point applies to any area around Maxwell Creek that floods. Soumit Roy

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-	rn	m	•

PUBCOMMENT-OCC

Sent:

Friday, February 11, 2022 7:22 AM

To:

Pubcomment-Dis; PUBCOMMENT-WQ; PUBCOMMENT-ELD; PUBCOMMENT-OCC2;

PUBCOMMENT-OPIC

Subject:

CORRECTION: Public comment on Permit Number D-04122021-017

Н

From: PUBCOMMENT-OCC

Sent: Wednesday, February 9, 2022 2:49 PM

To: PUBCOMMENT-OCC2 <pubcomment-occ2@tceq.texas.gov>; PUBCOMMENT-OPIC <pubcomment-

opic@tceq.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceq.texas.gov>; Pubcomment-Dis <Pubcomment-

Dis@tceq.texas.gov>; PUBCOMMENT-WQ <pubcomment-wq@tceq.texas.gov>

Subject: FW: Public comment on Permit Number D-04122021-017

Also associate to WQ0016003001

From: sylviastastny@hotmail.com <sylviastastny@hotmail.com>

Sent: Wednesday, February 9, 2022 1:33 PM

To: PUBCOMMENT-OCC < <u>PUBCOMMENT-OCC@tceq.texas.gov</u>> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Sylvia June Roy

E-MAIL: sylviastastny@hotmail.com

COMPANY:

ADDRESS: 924 BRENTWOOD DR

MURPHY TX 75094-4439

PHONE: 9729897832

FAX:

COMMENTS: Name: Sylvia J. Roy Address: 924 Brentwood Drive Murphy, TX 75094 Phone number: (972) 989-7832 Email address: sylviastastny@hotmail.com Distance from Location: less than 0.8 miles My home is located within 0.8 miles of the proposed DISTRICT Boundaries as presented, 0.8 miles from Maxwell Creek and 0.8 miles from the discharge point. I request a contest case hearing. I oppose the approval of the waste treatment plant due to the fact that under the Texas Administrative Code, TITLE 30 Environmental Quality, Part 1 Texas Commission on Environmental Quality, Chapter 307 Texas Surface Water Quality Standards, Rule 307.5 Antidegradation the following language "(3) Tier 3. Outstanding national resource waters are defined as high quality waters within or adjacent to national parks and wildlife refuges, state parks, wild and scenic rivers designated by law, and other designated areas of exceptional recreational or ecological significance. The quality of outstanding national resource waters must be maintained and protected. (4) Discharges that cause pollution that are authorized by the Texas Water Code, the Federal Clean Water Act, or other applicable laws must not lower water quality to the extent that the Texas Surface Water Quality Standards are not attained. "Maxwell Creek is not only a riparian zone with a thriving ecosystem, but it is part of a park system called Preserves if Maxwell Creek. The city of Murphy states this on their official website: "Maxwell Creek Trails is a master planned hike and bike trail system with adjacent park sites / trail heads located on various sections of the trail system. Maxwell Creek Trails, when completed, is envisioned to be a greenbelt extending north to the City of Parker and south to the City of Wylie and Sachse. It will ultimately link to a regional Collin County Trails System. The greenbelt system encompasses the floodplain of Maxwell Creek. It includes concrete hike and bike trails, off-road secondary dirt trails, granite nature trails, parks, bridges, benches, and open space. Two active park sites / trail heads include The Preserve (670 North Murphy Road behind Kimbrough Stadium) and Water's Edge Park (403 Waters Edge Way and Creekside Drive in the Maxwell Creek Subdivision)." The immediate area of impact is enjoyed by people who fish, play and enjoy the wildlife located in the park system. Under the code referenced above "designated areas of exceptional recreational or ecological significance. ". Maxwell creek is both designated as a recreational area and has ecological significance. It is a corridor for large animals from bobcats to foxes who thrive on the ecosystem. I oppose the construction of the wastewater treatment plant because it will be a safety and health hazard to all the children and adult who enjoy Maxwell Creek just downstream. There is an entire park system that kids and adults enjoy. This will be very hazardous for all the citizens and will open the TCEQ to a lawsuit for approving this application. Intentional Nuisance, negligent nuisance & non-negligent nuisance. Greatly reduce the value of my investment in my home. Ruin my investment value. Ruin my ability to use & enjoy my backyard. This will create a private nuisance by engaging in an activity that is abnormal and out of place in this area and not necessary due to NTMWD and/or availability of at least 3 sewer lines by 2023. Foreseeable economic harm to the property's economic value. Foreseeable harm to my health and family members' health. Psychological harm for piece of mind in the use and enjoyment of my property. A normal person expects to be able to enjoy their property that they have consistently enjoyed for decades. Unnecessary & unreasonable interference with the enjoyment of my home. Interference will be substantial and will cause discomfort or annoyance that is unreasonable. 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She is fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives. Unpleasant Odors. Worried about high noise levels. Pieces of equipment and processes create high noise level. Pump buildings are notoriously loud. Discharge contaminating the area wells, underground springs o Facility malfunction & spills. 100-year

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flood plain and increase flooding that will	l result. Consideration of draina	ge. This point applies to any area a	round
Maxwell Creek that floods.			
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From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 11:50 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: pitpenguinsfan@aol.com <pitpenguinsfan@aol.com>

Sent: Thursday, February 24, 2022 11:49 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Brent L Ryan

E-MAIL: pitpenguinsfan@aol.com

COMPANY:

ADDRESS: 1300 PARKVIEW LN MURPHY TX 75094-4120

PHONE: 9724222739

FAX:

COMMENTS: I request a contested case hearing due to the negative impact the MUD will have on the environment, wildlife and Maxwell Creek. I am also concerned about the impact it will have on flooding of Maxwell Creek and the surrounding neighborhoods/roads. Thank you.

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 3, 2022 8:08 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: kimnapierryan@aol.com <kimnapierryan@aol.com>

Sent: Wednesday, February 2, 2022 6:26 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Kimberly Ryan

E-MAIL: kimnapierryan@aol.com

COMPANY:

ADDRESS: 1300 PARKVIEW LN MURPHY TX 75094-4120

PHONE: 9724222739

FAX:

COMMENTS: My home is less than a mile from the proposed MUD. I request a contested case hearing on the application by Harrington/Turner Enterprises, LP and Gregory Lane, LLC for the creation of Collin County Municipal Utility District No. 7 with permit D-04122021-017. The TCEQ control number is 605878966. First, this violates your regionalization plan as the area can be serviced North Texas Municipal Water District, a recognized regional provider that can be utilized for water treatment. Based on this alone, this application should be denied without further discussion. Second, I am



concerned about the odor that will accompany a sewage treatment plant. This will adversely impact my family's ability to enjoy our property. I am highly sensitive to odors and cannot reside in close proximity to a sewage treatment plant. Third, I believe that the pond at Liberty Ridge is connected to Maxwell Creek. Discharge into Maxwell Creek will negatively impact the fish, turtles, cranes, ducks etc that would be harmed by sewage. Additionally, the park is enjoyed by my family and many families and a sewage treatment plant will adversely impact our enjoyment and way of life. Fourth, the additional traffic on Murphy Road will severely impact noise pollution - another huge quality of life issue. Fifth, neither the cities of Murphy or Parker have capacity to provide police, fire, emergency services to this dense population. We will all suffer mightily. Sixth - Will create flooding issues. Finally - see item #1 - why hasn't this already been shut down due to regionalization policies? Thank you

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 9:00 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: samuel.jimmy@gmail.com <samuel.jimmy@gmail.com>

Sent: Thursday, February 24, 2022 5:38 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Jimmy Samuel

E-MAIL: samuel.jimmy@gmail.com

COMPANY:

ADDRESS: 609 EMBERCREST DR

MURPHY TX 75094-4118

PHONE: 4693236220

FAX:

COMMENTS: request for contested case hearing

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:38 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Neetud1977@gmail.com <Neetud1977@gmail.com>

Sent: Friday, February 25, 2022 9:52 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Neetu Deshpande Samuel

E-MAIL: Neetud1977@gmail.com

COMPANY:

ADDRESS: 609 EMBERCREST DR

MURPHY TX 75094-4118

PHONE: 4693231871

FAX:

COMMENTS: Request for Contested Case Hearing

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:42 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Neetud1977@gmail.com <Neetud1977@gmail.com>

Sent: Friday, February 25, 2022 5:02 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Neetu Deshpande Samuel

E-MAIL: Neetud1977@gmail.com

COMPANY:

ADDRESS: 609 EMBERCREST DR

MURPHY TX 75094-4118

PHONE: 4693231871

FAX:

COMMENTS: Request for Contested Case Hearing

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 9:00 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Sallysavino@yahoo.com <Sallysavino@yahoo.com>

Sent: Thursday, February 24, 2022 8:33 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Sally Savino

E-MAIL: Sallysavino@yahoo.com

COMPANY:

ADDRESS: 409 SILVER SPRINGS LN # LM

MURPHY TX 75094-4155

PHONE: 2143955353

FAX:

COMMENTS: I request a hearing

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 9:52 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: LADONNASCHNELLER@hotmail.com <LADONNASCHNELLER@hotmail.com>

Sent: Thursday, February 24, 2022 9:46 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: LADONNA S SCHNELLER

E-MAIL: LADONNASCHNELLER@HOTMAIL.COM

COMPANY:

ADDRESS: 1316 THORNWOOD DR

MURPHY TX 75094-5101

PHONE: 9723792475

FAX:

COMMENTS: I request a contested case hearing

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:24 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: ashlb@sbcglobal.net <ashlb@sbcglobal.net>

Sent: Friday, February 25, 2022 4:03 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: ASHLEY SEKIMOTO

E-MAIL: ashlb@sbcglobal.net

COMPANY:

ADDRESS: 1323 OVERLAND DR

MURPHY TX 75094-4197

PHONE: 2147663330

FAX:

COMMENTS: Ashley Sekimoto 1323 Overland Drive Murphy, TX 75094 214-766-3330 <u>ashlb@sbcglobal.net</u> Re: Petition from Harrington/Turner Enterprises, LP, a Texas Limited Partnership for Creation of Collin County MUD No 7. TCEQ

Permit # D-04122021-017 I / we respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). We have serious reservations and grievances with the proposed in addition to the previously proposed TCEQ proposed permit (TDPDES Permit # WQ0016003001) to allow unnecessary and polluting wastewater treatment plant with effluent discharge into pristine Maxwell Creek that runs thru city of Parker, Murphy and others downstream. I/we live at corner of Overland Dr and Rolling Ridge Dr, right across the Rolling Ridge residential street and zone bordering the MUD service area boundary. Our house is about 10 yards south of the MUD boundary and approximately 0.5 mile west from proposed wastewater treatment facility. Hunt elementary school is within 0.2 miles as is Liberty Park. Both service 600-700 kids daily with the kids spending time outside. We believe, that as proposed, the MUD with or without the wastewater treatment plant will adversely affect our enjoyment of the community we live in, will negatively impact property values of our land and house, will likely exacerbate local flooding without earnest flood mitigation plan that includes large retention ponds, and will add a very large number of people in an ETJ area with limited services and limited accountability, unlike a city, which also will have adverse impact. When we bought our property, we knew one day there would be a development that fits the communities and conforms to city of Parker 1 acre lot size standards. That was expected given the laws. The Turner tract owners also knew that was always going to be the case. The MUD and wastewater plant proposals, thru TCEQ, sadly provides them an avenue to develop the land in a way that was not intended ever for this area, and does not fit or conform to the norm here. It destroys the many reasons why we bought our house where we bought it and it will rob us of country living, clean air and water and peace of mind for years to come. It will cause unhealthy air for children and will pollute the Maxwell creek. These will rob my kids from being able to ever touch the creek water at many Murphy trails along the creek. The bacterial and chemicals are dangerous pollutants. Many people's lives will be affected and changed if this proposal if approved by TCEQ. The proposed high density ETJ MUD will also negatively impact our cities' recreational park and public areas with the city not being able to receive any compensation for the services. It's effectively a tax being levied on city of Murphy residents who will foot the bills for over time for added usage of our communities' common areas. I believe this MUD proposal is creating a taxation without representation situation. We at the very least want to see in the proposed MUD a large community park that can service the 2000-3000 people that may live there. It should include soccer field, playgrounds, walking green zones and trails, and other common amenities our city provides. These buffers should be at the border of the MUD and the Rolling Ridge residential areas to the south. The developers need only look at any neighborhood in Murphy to get a glimpse of properly design living area for residents. You ask to make suggestions for a better MUD. I suggest that the minimum SF lot size be 50 feet wide so that people don't live on top of each other and have space for their dogs, planting a tree or two and having a little peace between neighbors. A proposed 40' lot size is absolutely the smallest in the area 5 miles in radius, as shown in market study, and does not conform to the community or intended use for the land. For town homes, that also do not conform to the community in the proposed volume, the minimum should move to 25 feet. I would also add that at very least we want to see ALL fences done in cedar plank so that after the developers are long gone, the area does not degrade quickly and look run down with fences falling apart. Also, I believe the street design as proposed is very poor. Given one main entry to the MUD area, the main street is somewhat land locked and should have good visibility deep into the development and very open access. Current plan is ripe for high crime, with very little visibility and access towards the back of the development. Crime is unheard of in this area and we would like to keep it that way. Further, this proposal will create a private nuisance by engaging in an activity that is anormal and out of place in this area and not necessary due to water and sewer regionalization thru NTMWD and/or availability of at least 3 sewer lines by 2023. The proposal is unreasonable, impractical and totally unnecessary. The developer may build 1 acres lots with septic or regional connections. It's highly unreasonable that this developer is choosing to go thru TCEQ process 3 that is intended to develop land in the country where no connection or water or other infrastructure does not exist, with many established existing residential areas all around this tract of land. Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights right across from my family room windows. Further the engineering study is missing the details that should be necessary to even submit such application for a MUD. They mention flooding mitigation but show no calculations to mitigate other than few words about street runoff systems. They need retaining ponds. They may want to see the 4-5 acre and very deep retaining area that were just built by commercial developers about 4000 E Plano Parkway on area smaller than 100 acre plot. Given the proposed MUD will cover most open runoff absorbing land with concrete, no corners can be cut in the design of flood control. The developers also mention even pulling some flood zone areas out of the flood zone. Many other details are missing and that will be brought up at contested case hearing. I should also mention that the market study that was submitted is not accurately depicting the market for this area. We want developers to serve as stewards of the environment creating environmental awareness, and encouraging ecosystem approaches to planning - protecting, preserving natural areas. Make a park around the Maxwell creek and embrace the greenery, as opposed to dumping on it! Maintain parks, open spaces and recreation facilities. Provide programs, activities and events that meet the needs and desires of our communities and foster lasting impressions for our residents and visitors. You have the power to enhance and enrich the quality of life and nurture the health and well-being of our community. But the proposed does none of that. Lastly, I am asking that TCEQ considers all my comments for this review that were previously submitted under the TCEQ Permit # D-04122021-017 as all those argument apply here us well. I hope to be given my right to defend my position at contested case hearing. But you should simply deny the permit applications and let the developers work it out with the cities and the surrounding community.

From:

PUBCOMMENT-OCC

Sent:

Monday, February 28, 2022 9:24 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WO

Subject:

FW: Public comment on Permit Number D-04122021-017

Η

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: rseki@sbcglobal.net <rseki@sbcglobal.net>

Sent: Friday, February 25, 2022 4:01 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Ryan Sekimoto

E-MAIL: rseki@sbcglobal.net

COMPANY:

ADDRESS: 1323 OVERLAND DR MURPHY TX 75094-4197

PHONE: 2142881203

FAX:

COMMENTS: Ryan Sekimoto 1323 Overland Drive Murphy, TX 75094 214-288-1203 <u>rseki@sbcglobal.net</u> Re: Petition from Harrington/Turner Enterprises, LP, a Texas Limited Partnership for Creation of Collin County MUD No 7. TCEQ

Permit # D-04122021-017 I / we respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). We have serious reservations and grievances with the proposed in addition to the previously proposed TCEQ proposed permit (TDPDES Permit # WQ0016003001) to allow unnecessary and polluting wastewater treatment plant with effluent discharge into pristine Maxwell Creek that runs thru city of Parker, Murphy and others downstream. I/we live at corner of Overland Dr and Rolling Ridge Dr, right across the Rolling Ridge residential street and zone bordering the MUD service area boundary. Our house is about 10 yards south of the MUD boundary and approximately 0.5 mile west from proposed wastewater treatment facility. Hunt elementary school is within 0.2 miles as is Liberty Park, Both service 600-700 kids daily with the kids spending time outside. We believe, that as proposed, the MUD with or without the wastewater treatment plant will adversely affect our enjoyment of the community we live in, will negatively impact property values of our land and house, will likely exacerbate local flooding without earnest flood mitigation plan that includes large retention ponds, and will add a very large number of people in an ETJ area with limited services and limited accountability, unlike a city, which also will have adverse impact. When we bought our property, we knew one day there would be a development that fits the communities and conforms to city of Parker 1 acre lot size standards. That was expected given the laws. The Turner tract owners also knew that was always going to be the case. The MUD and wastewater plant proposals, thru TCEQ, sadly provides them an avenue to develop the land in a way that was not intended ever for this area, and does not fit or conform to the norm here. It destroys the many reasons why we bought our house where we bought it and it will rob us of country living, clean air and water and peace of mind for years to come. It will cause unhealthy air for children and will pollute the Maxwell creek. These will rob my kids from being able to ever touch the creek water at many Murphy trails along the creek. The bacterial and chemicals are dangerous pollutants. Many people's lives will be affected and changed if this proposal if approved by TCEQ. The proposed high density ETJ MUD will also negatively impact our cities' recreational park and public areas with the city not being able to receive any compensation for the services. It's effectively a tax being levied on city of Murphy residents who will foot the bills for over time for added usage of our communities' common areas. I believe this MUD proposal is creating a taxation without representation situation. We at the very least want to see in the proposed MUD a large community park that can service the 2000-3000 people that may live there. It should include soccer field, playgrounds, walking green zones and trails, and other common amenities our city provides. These buffers should be at the border of the MUD and the Rolling Ridge residential areas to the south. The developers need only look at any neighborhood in Murphy to get a glimpse of properly design living area for residents. You ask to make suggestions for a better MUD. I suggest that the minimum SF lot size be 50 feet wide so that people don't live on top of each other and have space for their dogs, planting a tree or two and having a little peace between neighbors. A proposed 40' lot size is absolutely the smallest in the area 5 miles in radius, as shown in market study, and does not conform to the community or intended use for the land. For town homes, that also do not conform to the community in the proposed volume, the minimum should move to 25 feet. I would also add that at very least we want to see ALL fences done in cedar plank so that after the developers are long gone, the area does not degrade quickly and look run down with fences falling apart. Also, I believe the street design as proposed is very poor. Given one main entry to the MUD area, the main street is somewhat land locked and should have good visibility deep into the development and very open access. Current plan is ripe for high crime, with very little visibility and access towards the back of the development. Crime is unheard of in this area and we would like to keep it that way. Further, this proposal will create a private nuisance by engaging in an activity that is anormal and out of place in this area and not necessary due to water and sewer regionalization thru NTMWD and/or availability of at least 3 sewer lines by 2023. The proposal is unreasonable, impractical and totally unnecessary. The developer may build 1 acres lots with septic or regional connections. It's highly unreasonable that this developer is choosing to go thru TCEQ process 3 that is intended to develop land in the country where no connection or water or other infrastructure does not exist, with many established existing residential areas all around this tract of land. Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights right across from my family room windows. Further the engineering study is missing the details that should be necessary to even submit such application for a MUD. They mention flooding mitigation but show no calculations to mitigate other than few words about street runoff systems. They need retaining ponds. They may want to see the 4-5 acre and very deep retaining area that were just built by commercial developers about 4000 E Plano Parkway on area smaller than 100 acre plot. Given the proposed MUD will cover most open runoff absorbing land with concrete, no corners can be cut in the design of flood control. The developers also mention even pulling some flood zone areas out of the flood zone. Many other details are missing and that will be brought up at contested case hearing. I should also mention that the market study that was submitted is not accurately depicting the market for this area. We want developers to serve as stewards of the environment creating environmental awareness, and encouraging ecosystem approaches to planning - protecting, preserving natural areas. Make a park around the Maxwell creek and embrace the greenery, as opposed to dumping on it! Maintain parks, open spaces and recreation facilities. Provide programs, activities and events that meet the needs and desires of our communities and foster lasting impressions for our residents and visitors. You have the power to enhance and enrich the quality of life and nurture the health and well-being of our community. But the proposed does none of that. Lastly, I am asking that TCEQ considers all my comments for this review that were previously submitted under the TCEQ Permit # D-04122021-017 as all those argument apply here us well. I hope to be given my right to defend my position at contested case hearing. But you should simply deny the permit applications and let the developers work it out with the cities and the surrounding community.

Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 17, 2024 8:35 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D04122021017

Н

From: bshea@urbanoilandgas.com <bshea@urbanoilandgas.com>

Sent: Monday, July 15, 2024 4:27 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D04122021017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D04122021017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Bonnie C. Shea

EMAIL: bshea@urbanoilandgas.com

COMPANY:

ADDRESS: 3106 DUBLIN RD PARKER TX 75002-6571

PHONE: 2149065890

FAX:

COMMENTS: I request a contested case hearing. Our property butts up to the proposed development on the south west corner and is downhill from the development. We are extremely concerned about sewer odor, flooding (the terrain is downhill through our property from the proposed development), erosion of our land, stormwater drainage plans, and the property value of our estate.

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 10, 2024 8:55 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: nshea1@verizon.net <nshea1@verizon.net>

Sent: Tuesday, July 9, 2024 11:18 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Nathan Shea

EMAIL: nshea1@verizon.net

COMPANY:

ADDRESS: 3106 DUBLIN RD PARKER TX 75002-6571

PHONE: 2145770446

FAX:

COMMENTS: I request a contested case hearing!! This will cause a major flood issue as well as odor, traffic, creek contamination. Very concerned about the amount of increase in current flooding resulting in the runoff from this new development. Dublin road has already been washed out due to heavy rain, this will not only cause road issues but property issues that are downstream of this water runoff. My property nearly adjoins where this development is proposed. I live on Dublin rd and Boseman rd. This will

be also cause environmental issues with the creek as well as causing our property values to be negatively affected from the increase in traffic, flooding, odor, and safety.

Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Monday, July 15, 2024 7:11 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: dan.shoop@gmail.com <dan.shoop@gmail.com>

Sent: Monday, July 15, 2024 12:20 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Dan Shoop

EMAIL: dan.shoop@gmail.com

COMPANY:

ADDRESS: 308 ORIOLE DR MURPHY TX 75094-3889

PHONE: 9724246591

FAX:

COMMENTS: We request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and

requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. Our home is adjacent to the property in question, and about 500 feet from the proposed MUD wastewater facility. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: Increased traffic will add to my commute. Foul odor coming from sewage plant will ruin our time spent outside (and possibly inside). Value of my home will decrease. Overcrowding in schools. Flooding issues. Impact to the environment and wildlife in the area. Our city's emergency services could be strained, which may will lead to increased taxes for my family. Respectfully submitted, Dan Shoop and Jeffry Dwight 308 Oriole Ct Murphy TX 75094 972 424 6591 Email: dan.shoop@gmail.com

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Monday, July 15, 2024 7:11 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: dan.shoop@gmail.com <dan.shoop@gmail.com>

Sent: Monday, July 15, 2024 12:20 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Dan Shoop

EMAIL: dan.shoop@gmail.com

COMPANY:

ADDRESS: 308 ORIOLE DR MURPHY TX 75094-3889

PHONE: 9724246591

FAX:

COMMENTS: We request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and

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From:

PUBCOMMENT-OCC

Sent:

Wednesday, February 23, 2022 9:35 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ;

Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

contested case hearing MUD.pdf

Η

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: dan.shoop@gmail.com <dan.shoop@gmail.com>

Sent: Wednesday, February 23, 2022 4:14 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Dan Shoop

E-MAIL: dan.shoop@gmail.com

COMPANY:

ADDRESS: 308 ORIOLE DR MURPHY TX 75094-3889

PHONE: 9724246591

FAX:

COMMENTS: I / we respectfully (again) request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). Please see attached pdf

Dan Shoop and Jeffry Dwight

308 Oriole Ct Murphy, TX 75094 (972) 424-6591 Dan.Shoop@gmail.com

2 Feb 2022

Justin Taack
TCEQ Permit # D-04122021-017 Request for Contested Case Hearing
MC-105
TCEQ
PO Box 13087
Austin, TX 78711-3087

Justin,

Our home is within 800 feet from the proposed waste treatment plant. Our property line is the southern border of the proposed housing development. 10 individual plots (YES, 10!) are proposed that would be touching our northern fence line. Aside from being out of place given the density of the existing housing developments (we're acre lots all adjacent to the southern border of the proposed development), we have here in Murphy, I don't even see how 10 units could fit on our back fence line. This obviously will impact the value of our home, and affect our use of our property due to the loss of privacy, the added noise of so many new neighbors, and the loss of the wildlife that we enjoy daily that come in from the field and the creek behind us.

In addition to the concerns we have with the density of the development, we're very upset by the prospect of a waste treatment plant practically in our backyard, dumping into our precious creek. The area around us often gets very wet (we haven't flooded yet, but the water does build up behind our property during heavy rains). We're worried about the extra runoff and how the addition of streets and houses would affect the potential for flooding of our house. We're concerned about the additional volume of water being added to the creek; We sincerely doubt it can handle the extra volume, as it's already prone to flooding when it rains. We're worried about the noises and smells from the treatment plant; we are certainly close enough to smell and even hear it. We're worried about the effect it will have on the health of the creek, the health of the wildlife in the area, and the land downstream. We're very concerned about our own health. One of us is imuno-compromised and at risk of complications from infections if anything were to come from the waste

being collected and processed so close to our home. The other has allergies to antibiotics so his options for treatment are limited if he were to get sick from the facility. Migraines are also a concern, as mine are often brought on by strong odors.

The second half of our concerns can mostly be alleviated (minus the runoff from the additional concrete) by denying the waste treatment facility portion of the proposal. They have sewer lines that are close by, not to mention that it seems to me that NTMWD would have the rights to any sewage collected in our area. The first half of our concerns, regarding the population density, can be fixed by making the developer conform to a standard matching or closely resembling the community nearby.

I / we respectfully (again) request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application").

Sincerely,

Jeffry Dwight and Dan Shoop

From:

PUBCOMMENT-OCC

Sent:

Friday, February 11, 2022 7:19 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

CORRECTION: Public comment on Permit Number D-04122021-017

Н

From: PUBCOMMENT-OCC

Sent: Thursday, February 10, 2022 1:35 PM

To: PUBCOMMENT-OCC2 <pubcomment-occ2@tceq.texas.gov>; PUBCOMMENT-OPIC <pubcomment-

opic@tceq.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceq.texas.gov>; Pubcomment-Dis <Pubcomment-

Dis@tceq.texas.gov>

Subject: FW: Public comment on Permit Number D-04122021-017

From: chdspnc@gmail.com Sent: Thursday, February 10, 2022 12:16 PM

To: PUBCOMMENT-OCC < <u>PUBCOMMENT-OCC@tceq.texas.gov</u>> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Chad B Spence

E-MAIL: chdspnc@gmail.com

COMPANY:

ADDRESS: 608 PEACOCK DR MURPHY TX 75094-3881 PHONE: 9723332861

FAX:

COMMENTS: I respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 I am requesting a contested hearing for the following reasons: although my address is 2 miles from the proposed facility we are less than 1 mile from Maxwell Creek as it flows down from the proposed site. Odor for the surrounding subdivisions and open air/parks Discharge contaminating the area wells, underground springs Facility malfunction & spills 100-year flood plain and increase flooding that will result Consideration of drainage This point applies to any area around Maxwell Creek that floods. Health concerns Foreseeable economic harm to the property's economic value Foreseeable harm to my health and family members' health Psychological harm for piece of mind in the use and enjoyment of my property. A normal person expects to be able to enjoy their property that they have consistently enjoyed for decades. Unnecessary & unreasonable interference with the enjoyment of my home. Interference will be substantial and will cause discomfort or annoyance that is unreasonable. Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights

Office of the Chief Clerk

MC105

TCEO

PO Box 1307

Austin, TX 78711-3087

REVIEWED

FEB 1 3 2022

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OH E. H. H. L. HTAL

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THEF OF ENTS OFFICE

DIS

Re: the creation of Collin County Municipal Utility District No. 7 with permit number

D-04122021-017, customer number CN605878966, regulated entity number RN111242855

My name is Charles Spence and my residence is 106 Salsbury Circle, Murphy, TX 75094 (972)384-2212 and chuck.spence@americanchefinc.com. My home is located within 450 feet of the proposed DISTRICT Boundaries as presented. I respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and

Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number

D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application").

I am requesting a contested hearing for the following reasons:

Foreseeable economic harm to the property's economic value

Foreseeable harm to my health and family members' health

Psychological harm for piece of mind in the use and enjoyment of my property.

A normal person expects to be able to enjoy their property that they have consistently enjoyed for decades.

Unnecessary & unreasonable interference with the enjoyment of my home.

Interference will be substantial and will cause discomfort or annoyance that is unreasonable.

Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights

Furthermore,

If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy. The Parties' conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in my communities of Parker and Murphy.

I have the right and privilege as the use and enjoyment of my land

The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development.

The Petitioner and Landowner lives adjacent to the ETJ. She is fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives.

Respectfully

Charles Spence

106 Salsbury Circle

Murphy, TX 75094

(972)384-2212

chuck.spence@americanchefinc.com

Spence 100 Salsbury Citale NWSPM, TX 75084

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FEB 17 202

TCEQ MAIL CENTER

Office of the Chief Clark TCEO
PO BOX 1307
AUSTOR, TX 78711-3087 NC 105

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M From Sag. HOLENCE OFFICE

From:

PUBCOMMENT-OCC

Sent:

Friday, February 11, 2022 7:18 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

CORRECTION: Public comment on Permit Number D-04122021-017

Н

From: PUBCOMMENT-OCC

Sent: Thursday, February 10, 2022 1:36 PM

To: PUBCOMMENT-OCC2 <pubcomment-occ2@tceq.texas.gov>; PUBCOMMENT-OPIC <pubcomment-

opic@tceq.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceq.texas.gov>; Pubcomment-Dis <Pubcomment-

Dis@tceq.texas.gov>

Subject: FW: Public comment on Permit Number D-04122021-017

From: chuck.spence@americanchefinc.com

Sent: Thursday, February 10, 2022 11:57 AM

To: PUBCOMMENT-OCC < <u>PUBCOMMENT-OCC@tceq.texas.gov</u>> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MR Charles E Spence

E-MAIL: chuck.spence@americanchefinc.com

COMPANY:

ADDRESS: 106 SALSBURY CIR MURPHY TX 75094-4122

PHONE: 9723842212

FAX:

COMMENTS: My name is Charles Spence, 106 Salsbury Circle, Murphy, TX 75094 (972)384-2212 and chuck.spence@americanchefinc.com is my home and my telephone# and email address. My home is located within 450 feet of the proposed DISTRICT Boundaries as presented. I respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). I am requesting a contested hearing for the following reasons: Foreseeable economic harm to the property's economic value Foreseeable harm to my health and family members' health Psychological harm for piece of mind in the use and enjoyment of my property. A normal person expects to be able to enjoy their property that they have consistently enjoyed for decades. Unnecessary & unreasonable interference with the enjoyment of my home. Interference will be substantial and will cause discomfort or annoyance that is unreasonable. Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights Furthermore, If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy. The Parties' conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in my communities of Parker and Murphy. I have the right and privilege as the use and enjoyment of my land The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development. The Petitioner and Landowner lives adjacent to the ETJ. She is fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives.

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Thursday, July 11, 2024 10:40 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: joestack3625@gmail.com < joestack3625@gmail.com >

Sent: Thursday, July 11, 2024 10:29 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Joe Stack

EMAIL: joestack3625@gmail.com

COMPANY:

ADDRESS: 1329 WINDHAVEN DR

MURPHY TX 75094-5104

PHONE: 2144775825

FAX:

COMMENTS: I am requesting a contested hearing. I have concerns regarding sewer odor, flooding, stormwater drainage plans, property values, and erosion of creekside properties. In addition, I am concerned about soil contamination, traffic, and noise. I live within 100 yards of the affected area and we are already receiving erosion on the property border from water runoff during natural rain.

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 2:05 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

RFR

From: joestack3625@gmail.com < joestack3625@gmail.com >

Sent: Friday, February 25, 2022 1:57 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Joe Stack

E-MAIL: joestack3625@gmail.com

COMPANY:

ADDRESS: 1329 WINDHAVEN DR 202.5 15th Street, Newport Beach

MURPHY TX 75094-5104

PHONE: 2144775825

FAX:

COMMENTS: I am requesting reconsideration of the executive Director's decision

Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Wednesday, June 5, 2024 5:18 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Jesús Bárcena

Office of the Chief Clerk

Texas Commission on Environmental Quality

Office Phone: 512-239-3319

How is our customer service? Fill out our online customer satisfaction survey at:

www.tceq.texas.gov/customersurvey

From: joestack3625@gmail.com < joestack3625@gmail.com >

Sent: Wednesday, June 5, 2024 10:16 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov> Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Joe Stack

EMAIL: joestack3625@gmail.com

COMPANY:

ADDRESS: 1329 WINDHAVEN DR

MURPHY TX 75094-5104

PHONE: 2144775825

FAX:

COMMENTS: Foul odor coming from sewage will ruin our time spent outside and diminish the 150k investment in my backyard. Our city's emergency services will be strained because Parker has an interlocal agreement with Murphy where we assist if Parker does not have capacity. This will lead to increased taxes for my family.

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Thursday, July 11, 2024 10:40 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: tracystack@verizon.net <tracystack@verizon.net>

Sent: Thursday, July 11, 2024 10:38 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Tracy Stack

EMAIL: tracystack@verizon.net

COMPANY:

ADDRESS: 1329 WINDHAVEN DR

MURPHY TX 75094-5104

PHONE: 2144777781

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a



contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located within 300 hundred feet from the proposed MUD. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: • Increased traffic will add to my commute. • Foul odor coming from sewage plant will ruin our time spent outside as a family. • Value of my home will decrease. • Overcrowding in schools where my children attend. • Our city's emergency services will be strained, because Parker has an interlocal agreement with us where we assist if Parker does not have the capacity. This will lead to increased taxes for my family. • We are already receiving water damage from storm water runoff. Respectfully submitted, Tracy Stack 1329 Windhaven Dr Murphy, TX 75094

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 2:05 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

RFR

From: tracystack@verizon.net <tracystack@verizon.net>

Sent: Friday, February 25, 2022 1:58 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Tracy Stack

E-MAIL: tracystack@verizon.net

COMPANY:

ADDRESS: 1329 WINDHAVEN DR

MURPHY TX 75094-5104

PHONE: 2144777781

FAX:

COMMENTS: I am requesting reconsideration of the executive Director's decision

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 8:54 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: tracystack@verizon.net <tracystack@verizon.net>

Sent: Thursday, February 24, 2022 8:11 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Tracy Stack

E-MAIL: tracystack@verizon.net

COMPANY:

ADDRESS: 1329 WINDHAVEN DR

MURPHY TX 75094-5104

PHONE: 2144777781

FAX:

COMMENTS: I request a contested hearing.

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 17, 2024 8:48 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: jms88872@gmail.com <jms88872@gmail.com>

Sent: Tuesday, July 16, 2024 6:58 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: James Stanford

EMAIL: jms88872@gmail.com

COMPANY:

ADDRESS: 6806 GREENHILL CT

PARKER TX 75002-6932

PHONE: 2146088232

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a

contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located approximately 2.5 miles from the proposed MUD. If the MUD is permitted I will be affected by higher water rates and water shortage. This water shortage keeps Parker's building moratorium in place and harms Parker's ability to grow its tax base, at the expense of higher taxes on existing property owners. Parker's infrastructure (water, police, emergency services) cannot support more individuals without increasing taxes and this burden will fall on my family and me. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: increase in traffic and congestion, foul order coming from the sewage plant impacting our quality of life and outside enjoyment. This also has the potential to impact on our property value and investment.

Ellie Guerra

From:

PUBCOMMENT-OCC

Sent:

Tuesday, July 9, 2024 3:28 PM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: lenelson23@hotmail.com <lenelson23@hotmail.com>

Sent: Tuesday, July 9, 2024 2:47 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Laura Stanford

EMAIL: lenelson23@hotmail.com

COMPANY:

ADDRESS: 6806 GREENHILL CT

PARKER TX 75002-6932

PHONE: 2147189429

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a

contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located approximately 2.5 miles from the proposed MUD. If the MUD is permitted I will be affected by higher water rates and water shortage. This water shortage keeps Parker's building moratorium in place and harms Parker's ability to grow its tax base, at the expense of higher taxes on existing property owners. Parker's infrastructure (water, police, emergency services) cannot support more individuals without increasing taxes and this burden will fall on my family and me. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: increase in traffic and congestion, foul order coming from the sewage plant impacting our quality of life and outside enjoyment. This also has the potential to impact on our property value and investment. Respectfully submitted, Laura E. Stanford Individual Protestant, Pro Se 6806 Greenhill Court Parker, TX 75002 Cell: 214-718-9429 lenelson23@hotmail.com

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 10, 2024 8:42 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: mccookfamily@gmail.com <mccookfamily@gmail.com>

Sent: Tuesday, July 9, 2024 5:42 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Ann Stormer McCook

EMAIL: mccookfamily@gmail.com

COMPANY:

ADDRESS: 2900 DUBLIN RD PARKER TX 75002-6567

PHONE: 9728164021

FAX:

COMMENTS: Ann Stormer McCook 2900 Dublin Road, Parker, TX 75002 I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am

filing comments, objections and requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located along Dublin Creek which will be greatly effected by this development, which has in the past washed out the road. Currently we have flooding issues. On July 28th, 2023 Restore the Grasslands (non petitioner) filed drainage plans that state 1/3 of the drainage from the District will flow West into Dublin Creek. On or around May 30th thru June 3rd, 2024, we have been experiencing flooding in my neighborhood, repeatedly through the years. I have lived in this house for 30 years. I even had to build my fence in accordance with FEMA requirements and it had to be inspected and approved by FEMA. My thoughts are that this development has the propensity to cause significant flooding and the road to be washed out again, and possibly repeatedly. Collin County MUD #7 will also result in higher water rates and water shortage due to its location in the City's CCN. Currently there is a water shortage in Parker, which resulted in a building moratorium. Proposed development density is 1/3 the current population. The proposed development of 608 homes in an extraterritorial jurisdiction of the City of Parker creates a tax burden for the City's current residents who must provide public safety services and water services Parker will all be affected by traffic, and a strain on emergency services—with no taxes from the development. Respectfully submitted, Ann Stormer McCook

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 8:56 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: Bodybydottie@gmail.com <Bodybydottie@gmail.com>

Sent: Thursday, February 24, 2022 7:52 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Dorothy Taylor

E-MAIL: Bodybydottie@gmail.com

COMPANY:

ADDRESS: 1015 CARDINAL CT MURPHY TX 75094-3913

PHONE: 2143357312

FAX:

COMMENTS: I request a contested case hearing

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 9:29 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Barbthompson9@gmail.com <Barbthompson9@gmail.com>

Sent: Thursday, February 24, 2022 9:28 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Barbara Thompson

E-MAIL: Barbthompson9@gmail.com

COMPANY:

ADDRESS: 1116 MIDPARK LN MURPHY TX 75094-4157

PHONE: 9084581125

FAX:

COMMENTS: I request a contested case hearing

Debbie Zachary

From:

PUBCOMMENT-OCC

Sent:

Tuesday, July 5, 2022 1:16 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: helenastevens55@yahoo.com <helenastevens55@yahoo.com>

Sent: Monday, June 27, 2022 1:49 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Helena Thompson

EMAIL: helenastevens55@yahoo.com

COMPANY:

ADDRESS: 1209 DARTMOUTH CIR

MURPHY TX 75094-4112

PHONE: 2145379161

FAX:

COMMENTS: My name is Helena Thompson. I live at 1209 Dartmouth Circle in Murphy, Texas 75094 and have been designated an affected party in the related wastewater treatment plant WQ0016003001. I am writing to you to express my opposition with the proposed MUD application. I live in Rolling Ridge which is directly adjacent to the proposed development / WWTP facility just to the south. My house is roughly 500 feet from the proposed plant. I received no notice of this development. I am very concerned about the environmental impacts that this potential development will

have on my family and neighborhood. One of my neighbors, Michael Haynes's request for contested case hearing/reconsideration stated "Notwithstanding presumed commercially reasonable efforts of the operator of the proposed WWTP, it is reasonably foreseeable that unpleasant odors will emanate from the facility. Emanation of odors from the facility constitute an actionable nuisance if it results in an unreasonable interference with the use and enjoyment of my home. See City of Tyler v. Likes , 962 S.W.2d 489 (Tex. 1997); City of Temple vs. Mitchell, 180 S.W.2d 959 (Tex.App.-Austin 1994, no writ). The proposed facility would constitute a foreseeable tort committed upon private homeowners. Such a tort would not only result in interference with the use and enjoyment of property, but also a diminution in value of the property itself." This development as planned will affect my enjoyment of my property. I am a cancer survivor and strive to drink clean water and breathe clean air. If you allow them to discharge effluent into Maxwell Creek, it will seep into the surrounding ground. There is no acceptable level of human excrement that is safe to children and wildlife. Period. I am strongly opposed to this permit and request a contested hearing. Helena Thompson

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Monday, July 15, 2024 7:12 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

rolling ridge1.docx

Н

From: gabrielatourne@verizon.net <gabrielatourne@verizon.net>

Sent: Monday, July 15, 2024 12:07 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Gabriela Tourne

EMAIL: gabrielatourne@verizon.net

COMPANY:

ADDRESS: 1209 TERRACE MILL DR

MURPHY TX 75094-4167

PHONE: 2148086751

FAX:

COMMENTS: I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a

contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located .373 miles from the proposed MUD. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: • Foul odor coming from the sewage plant will ruin our time spent outside as a family. It will ruin my dogs walks and outdoor activities. • Value of my home will decrease. • Increase traffic in our community, will add to my commute. • Overcrowding in the schools. • Our city's emergency services will be strained, because Parker has an interlocal agreement with us where we assist if Parker does not have the capacity. This will lead to increased taxes for my family. • Concerns about noise. • Concerns about drainage and floodings. • It will harm Maxwell Creek's wildlife. Respectfully submitted, Gabriela Tourne Individual Protestant, Pro Se 1209 Terrace Mill Dr. Murphy, Tx 75094 214-808-6751 Gabrielatourne@verizon.net

Gabriela Tourne 1209 Terrace Mill Dr. Murphy, TX 75094

I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am filing comments, objections and requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy.

My home is located .373 miles from the proposed MUD.

If the MUD is granted and this development moves forward it will specifically affect my family in these ways:

- Foul odor coming from the sewage plant will ruin our time spent outside as a family. It will ruin my dogs walks and outdoor activities.
- Value of my home will decrease.
- Increase traffic in our community, will add to my commute.
- Overcrowding in the schools.
- Our city's emergency services will be strained, because Parker has an interlocal
 agreement with us where we assist if Parker does not have the capacity. This will lead to
 increased taxes for my family.
- Concerns about noise.
- Concerns about drainage and floodings.
- It will harm Maxwell Creek's wildlife.

Respectfully submitted, Gabriela Tourne Individual Protestant, Pro Se 1209 Terrace Mill Dr. Murphy, Tx 75094 214-808-6751 Gabrielatourne@verizon.net

From:

PUBCOMMENT-OCC

Sent:

Monday, February 14, 2022 11:08 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

From: Gabrielatourne@verizon.net < Gabrielatourne@verizon.net>

Sent: Sunday, February 13, 2022 3:40 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Gabriela Tourne

E-MAIL: Gabrielatourne@verizon.net

COMPANY:

ADDRESS: 1209 TERRACE MILL DR

MURPHY TX 75094-4167

PHONE: 2148086751

FAX:

COMMENTS: Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to odor, noise, lights This not a necessity and regionalization is the proper route for any development approved by ETJ. No reason to destroy Maxwell Creek.

Mehgan Taack

From:

Mehgan Taack

Sent:

Tuesday, June 14, 2022 9:20 AM

To:

PUBCOMMENT-OCC2

Subject:

FW: TCEQ Permit #D-04122021-017

Н

From: Justin Taack < Justin. Taack@tceq.texas.gov>

Sent: Monday, June 13, 2022 6:36 PM

To: Mehgan Taack < Mehgan. Taack@tceq.texas.gov>

Subject: FW: TCEQ Permit #D-04122021-017

From: gabrielatourne@verizon.net <gabrielatourne@verizon.net>

Sent: Sunday, February 13, 2022 4:51 PM

To: Justin Taack < Justin. Taack@tceq.texas.gov >

Subject: TCEQ Permit #D-04122021-017

Gabriela Tourne 1209 Terrace Mill Drive, Murphy TX 75094 214-808-6751 Gabrielatourne@verizon.net

Distance from Location: less than 0.5 miles

My home is located within 0.4 miles of the proposed DISTRICT Boundaries as presented, 0.5 miles from Maxwell Creek and 0.5 miles from the discharge point.

I we respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application").

I request a contested case hearing. I oppose the approval of the waste treatment plant due to the fact that under the Texas Administrative Code, TITLE 30 Environmental Quality, Part 1 Texas Commission on Environmental Quality, Chapter 307 Texas Surface Water Quality Standards, Rule 307.5 Antidegradation the following language "(3) Tier 3. Outstanding national resource waters are defined as high quality waters within or adjacent to national parks and wildlife refuges, state parks, wild and scenic rivers designated by law, and other designated areas of exceptional recreational or ecological significance. The quality of outstanding national resource waters must be maintained and protected. (4) Discharges that cause pollution that are authorized by the Texas Water Code, the Federal Clean Water Act, or other applicable laws must not lower water quality to the extent that the Texas Surface Water Quality Standards are not attained. "Maxwell Creek is not only a riparian zone with a thriving ecosystem, but it is part of a park system called Preserves if Maxwell Creek. The city of Murphy states this on their official website: "Maxwell Creek Trails is a master planned hike and bike trail system with adjacent park sites / trail heads

located on various sections of the trail system. Maxwell Creek Trails, when completed, is envisioned to be a greenbelt extending north to the City of Parker and south to the City of Wylie and Sachse. It will ultimately link to a regional Collin County Trails System. The greenbelt system encompasses the floodplain of Maxwell Creek. It includes concrete hike and bike trails, off-road secondary dirt trails, granite nature trails, parks, bridges, benches, and open space. Two active park sites / trail heads include The Preserve (670 North Murphy Road behind Kimbrough Stadium) and Water's Edge Park (403 Waters Edge Way and Creekside Drive in the Maxwell Creek Subdivision)." The immediate area of impact is enjoyed by people who fish, play and enjoy the wildlife located in the park system. Under the code referenced above "designated areas of exceptional recreational or ecological significance.". Maxwell creek is both designated as a recreational area and has ecological significance. It is a corridor for large animals from bobcats to foxes who thrive on the ecosystem. I oppose the construction of the wastewater treatment plant because it will be a safety and health hazard to all the children and adult who enjoy Maxwell Creek just downstream. There is an entire park system that kids and adults enjoy. This will be very hazardous for all the citizens and will open the TCEQ to a lawsuit for approving this application. Intentional Nuisance, negligent nuisance & non-negligent nuisance. Greatly reduce the value of my investment in my home. Ruin my investment value. Ruin my ability to use & enjoy my backyard. This will create a private nuisance by engaging in an activity that is abnormal and out of place in this area and not necessary due to NTMWD and/or availability of at least 3 sewer lines by 2023. Foreseeable economic harm to the property's economic value. Foreseeable harm to my health and family members' health. Psychological harm for piece of mind in the use and enjoyment of my property. A normal person expects to be able to enjoy their property that they have consistently enjoyed for decades. Unnecessary & unreasonable interference with the enjoyment of my home. Interference will be substantial and will cause discomfort or annoyance that is unreasonable. Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy. The Parties' conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in my communities of Parker and Murphy. I have the right and privilege as the use and enjoyment of my land. The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development. The Petitioner and Landowner lives adjacent to the ETJ. She is fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives. Unpleasant Odors. Worried about high noise levels. Pieces of equipment and processes create high noise level. Pump buildings are notoriously loud. Discharge contaminating the area wells, underground springs o Facility malfunction & spills. 100-year flood plain and increase flooding that will result. Consideration of drainage. This point applies to any area around Maxwell Creek that floods.

From:

PUBCOMMENT-OCC

Sent:

Tuesday, March 1, 2022 1:43 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: AlanTrumbly@mhd.com <AlanTrumbly@mhd.com>

Sent: Tuesday, March 1, 2022 12:20 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Alan Trumbly

E-MAIL: AlanTrumbly@mhd.com

COMPANY:

ADDRESS: 3501 WOODCREEK CIR

PARKER TX 75002-6766

PHONE: 2145387004

FAX:

COMMENTS: My second home for my mother in-law is located within 1/2 mile of the proposed DISTRICT Boundaries as presented, 1/4 mile from Maxwell Creek and 1/4 mile from the discharge point. I respectfully (again) request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application").

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 8:36 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: AlanTrumbly@mhd.com <AlanTrumbly@mhd.com>

Sent: Thursday, February 24, 2022 10:35 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Alan Trumbly

E-MAIL: AlanTrumbly@mhd.com

COMPANY:

ADDRESS: 3501 WOODCREEK CIR

PARKER TX 75002-6766

PHONE: 2145387004

FAX:

COMMENTS: My second home for my mother in-law is located within 1/2 mile of the proposed DISTRICT Boundaries as presented, 1/4 mile from Maxwell Creek and 1/4 mile from the discharge point. I respectfully (again) request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application").

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 8:37 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: atrumbly@me.com <atrumbly@me.com> Sent: Thursday, February 24, 2022 10:27 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Alan Trumbly

E-MAIL: atrumbly@me.com

COMPANY:

ADDRESS: 609 ROYAL GLEN DR

MURPHY TX 75094-4127

PHONE: 2145387004

FAX:

COMMENTS: My / our home is located within _1__ mile of the proposed DISTRICT Boundaries as presented, 1 mile from Maxwell Creek and 1 mile from the discharge point. I / we respectfully (again) request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application").

From:

PUBCOMMENT-OCC

Sent:

Tuesday, February 22, 2022 8:58 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ;

Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

TCEQ Contested Hearing Request for MUD Creation.pdf

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Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: sukrishnan@gmail.com <sukrishnan@gmail.com>

Sent: Monday, February 21, 2022 5:17 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Sunil K Unnikrishnan

E-MAIL: sukrishnan@gmail.com

COMPANY:

ADDRESS: 1408 KEATHLY CIR MURPHY TX 75094-4119

PHONE: 4694261089

FAX:

COMMENTS: Dear TCEQ Chief Clerk: Sunil & Sreelaxmi Unnikrishnan living at 1408 Keathly Cir, Murphy, TX 75094, hereby submits this request for a contested case hearing on the proposed creation of Collin County Municipal Utility District No. 7 (the "MUD"). Please see the details in the attached document. With best regards Sunil & Sreelaxmi Unnikrishnan

SUNIL & SREELAXMI UNNIKRISHNAN

1408 KEATHLY CIR, MURPHY, TEXAS 75094 SUKRISHNAN@GMAIL.COM (469) 426 1089

IN RE: TCEQ Permit # D-04122021-017 Request for Contested Case Hearing

OBJECTION BY SUNIL & SREELAXMI UNNIKRISHNAN, AFFECTED PARTY

Via Electronic Transmission on February 21, 2022, to Justin. Taack@tceq.texas.gov

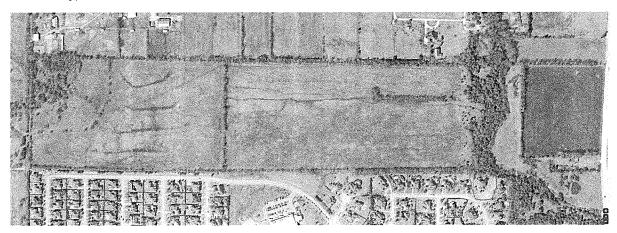
Office of the Chief Clerk MC-105 TCEQ PO Box 13087 Austin, Texas 78711-3087

Affected Party Status

We are Sunil Unnikrishnan and Sreelaxmi Unnikrishnan, and we live at 1408 Keathly Cir, Murphy, TX – 75094.

Our home is located within 100 ft of the proposed DISTRICT Boundaries as presented, 20 feet from Maxwell Creek and 360 feet from the discharge point. The creek flows next to our yard, where we have direct access to the stream, and our backyard is in the flood zone area of the creek.

My home is highlighted in yellow. (I decided to include this for visual impact. This is not necessary)



Request for Contested Case Hearing

We respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County

SUNIL & SREELAXMI UNNIKRISHNAN

1408 KEATHLY CIR, MURPHY, TEXAS 75094 SUKRISHNAN@GMAIL.COM (469) 426 1089

Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application").

I request a contested case hearing because of the following MUD's adverse effect on my property

- 1. Impact on my family's quality of life: We bought this home in 2021 January and the main reason for purchasing the house was the calm and quite backyard with excellent privacy. However, the creation of MUD and proposed high density development in such a proximity will result in **Intentional Nuisance**, **negligent nuisance & non-negligent**.
 - It can greatly reduce the property value of my home as we are so close to the proposed development.
 - Ruin my ability to use & enjoy my backyard.
 - This will create a private nuisance by engaging in an activity that is abnormal and out
 of place in this area and unnecessary due to NTMWD and/or availability of at least 3
 sewer lines by 2023.
 - Foreseeable physical damage to property based upon improper planning for potentially flooding.
 - o Foreseeable economic harm to the property's economic value
 - o Foreseeable harm to my health and family members' health
 - Psychological harm for peace of mind in the use and enjoyment of my property.
 - Unnecessary & unreasonable interference with the enjoyment of my home.
 - Interference will be substantial and will cause discomfort or annoyance that is unreasonable.
 - Condition created by the proposed WWTP, and MUD will result in my home being an undesirable residence due to noise, odor & lights
- 2. If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy.
- 3. The Petitioner and Landowner are fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives which includes
 - a. Unpleasant Odors
 - b. Worrisome high noise levels
 - i. pieces of equipment and processes create high noise level
 - ii. Pump buildings are notoriously loud.
 - c. Discharge contaminating the area wells, underground springs
 - d. Facility malfunction & spills
 - e. Part of our yard is in a 100-year flood plain and this development will increase flooding.
 - f. Consideration of drainage
 - g. Health concerns
- 4. Air Quality concerns and related health concerns: There is research that refers to compromised air quality near (within 500m) wastewater treatment plans. Studies show the presence of aerosols and other bacterial and fungi communities in the surrounding environment and the potential health impact on our family.

SUNIL & SREELAXMI UNNIKRISHNAN

1408 KEATHLY CIR, MURPHY, TEXAS 75094 SUKRISHNAN@GMAIL.COM (469) 426 1089

- 5. Odor issues and the associated impact on our quality-of-life concerns: It is not ideal for any reason to live near a wastewater treatment plant, even if it is a few thousand yards away. It is so disheartening to imagine how it could be if you were to open your backyard door literally into a wastewater treatment facility. We are deeply concerned about the direct impact on our daily life and the social implications if we cannot use our backyard for entertaining with friends and family because of the foul smell generated by the plant.
- 6. Microenvironmental impact on our backyard and creek: In our backyard in the Maxwell Creek banks, a microenvironment with various wildlife habitats dwells. Also, the creek being in our backyard, we approach the stream and the water. We are concerned about the impact of the wildlife habitat and extremely worried about the effects on my kid's and pets' well-being if the waterway gets polluted with discharged water. Please refer to the findings in the Tetra Tech and Texas Parks & Wildlife reports.
- 7. Flooding Concerns: We looked at the Collin County flood zone map and what we found is that the Maxwell Creek floods into the corner of our yard. We are concerned that the flooding will be further heightened and become more frequent with the additional discharge to the stream. We are worried about the health impacts on us and our pets and the vegetation, including the vegetable gardens we will be growing.

We truly appreciate it if the TCEQ takes proper action to avoid these types of development now and in the future, which profoundly impacts our well-being negatively.

Respectfully

Sunil Unnikrishnan - Sreslapmi Unnikrishnan

Sunil & Sreelaxmi Unnikrishnan

Jennifer Cox

From:

PUBCOMMENT-OCC

Sent:

Tuesday, July 9, 2024 11:40 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

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From: jlvande620@gmail.com <jlvande620@gmail.com>

Sent: Monday, July 8, 2024 11:02 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Jennifer Van Der Horn

EMAIL: jlvande620@gmail.com

COMPANY:

ADDRESS: 713 TWIN VALLEY DR

MURPHY TX 75094-4364

PHONE: 7138245431

FAX:

COMMENTS: Jennifer Van Der Horn 713 Twin Valley Dr. Murphy, TX 75094 I request a contested case hearing regarding the Petition for the Creation of Collin County Municipal Utility District #7, TCEQ internal control no. D-04122021-017, Petitioner Harrington/Turner Enterprises, LLP which abandoned the revised petition is not the landowner according to the Collin County Appraisal District. Restore the Grasslands, LLC has not been admitted as a Party to this proceeding and is not the Petitioner of record. Though I am

filing comments, objections and requesting a contested case hearing on the Petition, I do not think it is a legitimate Petition, and I reserve all rights to contest its legitimacy. My home is located 1.5 miles from the proposed MUD and 0.47 miles from Maxwell Creek on the downstream side of the proposed MUD site. If the MUD is granted and this development moves forward it will specifically affect my family in these ways: -Increased traffic will add to my commute to work. -Foul odor coming from sewage plant will ruin our time spent outside as a family and exercise/recreation along the creekside paths in the neighborhood -Overcrowding in schools where my children will attend. -Our city's emergency services will be strained, because Parker has an interlocal agreement with us where we assist if Parker does not have the capacity. This will lead to increased taxes for my family. Respectfully submitted, Jennifer Van Der Horn Individual Protestant 713 Twin Valley Dr., Murphy, TX 713-824-5431 jlvande620@gmail.com

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 8:55 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Ranj@ti.com < Ranj@ti.com >

Sent: Thursday, February 24, 2022 7:35 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MRS Ranjani Venkataraman

E-MAIL: Ranj@ti.com

COMPANY:

ADDRESS: 1416 PARKVIEW LN MURPHY TX 75094-4172

PHONE: 9723655552

FAX:

COMMENTS: I request a contested case hearing.

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 10:21 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

ReconsiderationHiralWQ0016003001.pdf

RFR

Also associate to Permit No. WQ0016003001 = RFR

From: hiral.910@gmail.com <hiral.910@gmail.com>

Sent: Friday, February 25, 2022 9:18 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: HIRALBEN T VORA

E-MAIL: hiral.910@gmail.com

COMPANY:

ADDRESS: 1213 MANDEVILLE DR

MURPHY TX 75094-4144

PHONE: 2018881142

FAX:

COMMENTS: WASTEWATER TREATMENT PLANT BEHIND THE MARTHA HUNT ELEMETRY SCHOOL The proposed wastewater treatment plant is right behind the Martha hunt elementary school. The open basin from this plant will release suage gases, such as methane, carbon dioxide, nitrous oxide, and sulfur dioxide in the air. One of the emitted gas "Sulfur dioxide" is rapidly absorbed from the lungs. CDC guideline

(https://wwwn.cdc.gov/TSP/MMG/MMGDetails.aspx?mmgid=385&toxid=67 warns potential negative health effect such as, CNS, respiratory, cardiovascular, renal, gastrointestinal, dermal, ocular, potential sequelae, carcinogenicity and reproductive and developmental defects with acute and chronic exposure The distance between school and proposed wastewater treatment plant will significantly increase the exposure of these toxic gases to the kids in the elementary school and could negatively impact their growth and health related issues in the growing kids. I strongly suggest that TCEQ should reconsider the proposed plant and should mitigate the potential threats to the kids in the school.

Hiralben Vora
1213 Mandeville Dr,
Murphy, Texas 75094
hiral.910@gmail.com
WQ0016003001 Affected Party

I REQUEST RECONSIDERATION OF THE EXECUTIVE DIRECTOR'S DECISION REGARDING W00016003001:

The Alternative Dispute Resolution Director should be involved in resolving the miscommunication between the Applicant Restore the Grasslands and the Cities of Parker and Murphy and the regional water district North Texas Municipal Water District (NTMWD).

All parties have made it clear that tapping into the 2 existing sewer facilities Wilson Creek or Muddy Creek or the future Sister Grove Creek line would be preferable. Please note "FACTS" listed below. I understand Restore the Grasslands believes that the Cities & NTMWD were notified. Upon auditing the application, resident spoke with all the cities on the list as well as North Texas Municipal Water District (NTMWD). The Cities and NTMWD noted they had not received the certified letter. Only the City of Plano is known to have received the letter which was noted by the inclusion of the copy of the green card in the application. Several City representatives shared they were having issues with mail because of covid. Whether or not the Cities and NTMWD were properly notified at this point is irrelevant.

The Executive Director's response to public comments failed to address NTMWD's timely submitted request for a contested case hearing dated November 10, 2021. As soon as I noted the absence of comments to NTMWD's request, I notified TCEQ, NTMWD, Cities of Murphy's and Parker's mayor. NTMWD's request for contested case hearing and detail provided should place Restore the Grassland's Application on a different path.

On the TCEQ site, TCEQ cites the following concerns related to regionalization thar were raised during previous wastewater permit actions and subsequent legal proceedings:

- lack of timely and cost-efficient wastewater services within the surrounding area of lines are currently available, and Sister Grove is anticipated to be available in 2023.
- lack of detailed cost analysis and comparison of My response No detailed cost analysis has occurred comparing tapping into any of the 3 lines recommended by NTMWD.

communication".

- o In a meeting with some City of Murphy representatives an estimated cost to Restore the Grasslands of \$7.8 million was noted.
- lack of thorough communication with existing facilities within a three-mile radius of As noted, Restore the Grasslands, Cities of Murphy & Parker, and NTMWD have all communicated their preference / availability of sewer lines that can be tapped into without creating a new source of pollution.
 - Evidence of "thorough communication"

 Restore the Grasslands had communicated directly to the City of Parker and City of Murphy Homeowners during the public meeting on December 6th 2021 stating they do not want to build a wastewater treatment plant.

 Restore the Grassland sent a letter dated December 26th 2021 to some of the homeowners noting they do not want to build a wastewater treatment plant.

 Cities of Parker and Murphy have noted the availability of sewer lines for the proposed development.

 NTMWD has shared the locations of the sewer lines available and the 2023 future line.

 While the certified letters may not have been received by all the parties involved, the additional communication support a path that TCEQ could help resolve without the expense of a contested case hearing.

 Including the comments posted to TCEQ, Restore the Grassland's letter sent to homeowners and the Cities response regarding available sewer lines should be considered as evidence of "thorough

POINTS TO NOTE:

RESTORE THE GRASSLAND

During the December 6th, 2021 public meeting Restore the Grasslands representative clearly stated they did not want to build a wastewater treatment plant.

Attorney for Restore the Grasslands, Timothy Green sent a letter dated December 26, 2021 to me as well as other homeowners in the area that stated "Restore the Grassland does not want to build a wastewater treatment plant and discharge treated wastewater into Maxwell Creek. It would prefer to pump its wastewater a few hundred feet to the existing City of Murphy wastewater trunkline and have the wastewater treated at the NTMWD plant".

CITY OF PARKER

City of Parker's attorney Arturo Rodriguez noted in the response dated 12/6/2021 that "the city system can and should be explored for usage before approval of a new source of pollution is placed at Maxwell Creek". Also, the Attorney noted the "concern the application violates the state policy regarding regionalization".

CITY OF MURPHY

City of Murphy's attorney Stephen Dickman in a letter dated November 10, 2021 stated "The establishment of a new package plant violates the TCEQ's regionalization policy. TCEQ's regionalization policy is intended to prevent the proliferation of new unneeded package plants when a regional wastewater service provider is available. In this case, there is a regional provider with nearby wastewater lines that would be the most logical and viable wastewater provider for the proposed development. The September 22, 2021 public comments and request for hearing submitted by the City of Parker in this case states that Parker has a contract with the North Texas Municipal Water District ("NTMWD") under which NTMWD has agreed to accept and treat wastewater generated within the City of Parker. According to Parker's hearing request, that contract would allow flows from the proposed development to be collected by Parker and treated by NTMWD and thus avoid the creation of a new wastewater point source discharge in this area. Because Parker has already-constructed wastewater collection lines near the development "which can easily, economically and reasonably be connected to a centralized system already in existence", the proposed construction of the Restore the Grasslands wastewater package plant violates TCEQ's regionalization policy."

NORTH TEXAS MUNICIPAL WATER DISTRICT (NTMWD)- REGIONAL WATER DISTRICT

NTMWD's attorney Lauren Kalisek in a letter dated November 22, 2021 included, "NTMWD's application for Phase 1 of the Sister Grove Regional Waste Resource Recovery Facility ("Sister Grove") was approved by TCEQ in 2020 that encompasses the same service area proposed in this Application." Also, "Two of NTWMD's facilities, Wilson Creek Regional Wastewater Treatment Plant ("Wilson Creek") and Muddy Creek Wastewater Treatment Plant ("Muddy Creek"), provide wastewater service to an area inclusive of the Applicant's proposed development.... Moreover, Restore the Grasslands WWTP would be located in close proximity to existing sewer facilities transporting wastewater for treatment to Wilson Creek, Muddy Creek, and Sister Grove (once construction is completed)".

In closing Lauren Kalisek adds, "In short, an additional treatment and disposal facility within this area is not necessary. It is not in the public interest for TCEQ to issue a new discharge authorization when regionalized wastewater services are available and TCEQ rules designate NTMWD as the regional wastewater service provider."

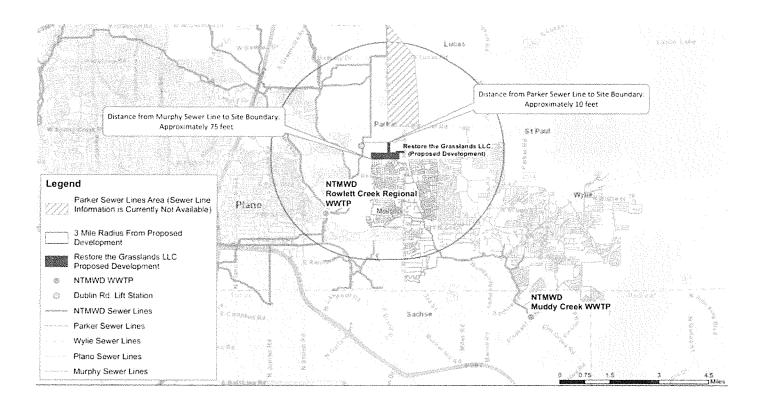
Note in NTMWD's Attorney's response in Attachment B, City of Parker's existing sewer line is 10 feet away from the property and City of Murphy's is 75 feet away.

WASTEWATER TREATMENT PLANT BEHIND THE MARTHA HUNT ELEMETRY SCHOOL

The proposed wastewater treatment plant is right behind the Martha hunt elementary school. The open basin from this plant will release suage gases, such as methane, carbon dioxide, nitrous oxide, and sulfur dioxide in the air. One of the emitted gas "Sulfur dioxide" is rapidly absorbed from the lungs. CDC guideline

(https://wwwn.cdc.gov/TSP/MMG/MMGDetails.aspx?mmgid=385&toxid=67 warns potential negative health effect such

as, CNS, respiratory, cardiovascular, renal, gastrointestinal, dermal, ocular, potential sequelae, carcinogenicity and reproductive and developmental defects with acute and chronic exposure The distance between school and proposed wastewater treatment plant will significantly increase the exposure of these toxic gases to the kids in the elementary school and could negatively impact their growth and health related issues in the growing kids. I strongly suggest that TCEQ should reconsider the proposed plant and should mitigate the potential threats to the kids in the school.



CLOSING:

I respectfully ask that Reconsideration is granted based upon the statements made by Restore the Grasslands, Cities of Parker and Murphy, and North Texas Municipal Water District, and the over 1,966 comments, 1,350 comments acknowledged; 28 requests for contested case hearing. Just because a wastewater treatment plant can be built does not mean it should be.

TCEQ's mission of "Protecting Texas by Reducing and Preventing Pollution" should always be the focus. Regionalization is the proper choice when determining which method of treating water should be pursued. The North Texas's investment in our regional water district should be the logical choice.

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ICFQ Docket Nam:			WPERMIT Permit Number:	
SOAH Docket Num:			MG001000001	
County, TCEQ Region:				
COLLIN, REGION 64 - DEWITE	IRGPRE 4			
D T 7770177				
Doc. Type: PERMIT				1
				-
Protestant Information				
	e business days after the end of the comment period	for comments or hearing requests	to be included in this total.	
	Hearing Requests Received: 254 Public Meeting			- 1
35 Activity Actions found. Qu	glavia LADietvi Adimi			
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No Filings found				1
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From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 10:24 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ

Subject:

FW: Public comment on Permit Number D-04122021-017

Attachments:

Reconsideration Tarang WQ00160030011.pdf

RFR

From: tarang112@hotmail.com <tarang112@hotmail.com>

Sent: Friday, February 25, 2022 9:13 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Tarang Vora

E-MAIL: tarang112@hotmail.com

COMPANY:

ADDRESS: 1213 MANDEVILLE DR

MURPHY TX 75094-4144

PHONE: 2016471142

FAX:

COMMENTS: WASTEWATER TREATMENT PLANT BEHIND THE MARTHA HUNT ELEMETRY SCHOOL The proposed wastewater treatment plant is right behind the Martha hunt elementary school. The open basin from this plant will release suage gases, such as methane, carbon dioxide, nitrous oxide, and sulfur dioxide in the air. One of the emitted gas "Sulfur dioxide" is rapidly absorbed from the lungs. CDC guideline

(https://wwwn.cdc.gov/TSP/MMG/MMGDetails.aspx?mmgid=385&toxid=67 warns potential negative health effect such as, CNS, respiratory, cardiovascular, renal, gastrointestinal, dermal, ocular, potential sequelae, carcinogenicity and reproductive and developmental defects with acute and chronic exposure The distance between school and proposed wastewater treatment plant will significantly increase the exposure of these toxic gases to the kids in the elementary school and could negatively impact their growth and health-related issues in the growing kids. I strongly suggest that TCEQ should reconsider the proposed plant and should mitigate the potential threats to the kids in the school.

Tarang Vora
1213 Mandeville Dr,
Murphy, Texas 75094
tarang112@hotmail.com
WQ0016003001 Affected Party

<u>I REQUEST RECONSIDERATION OF THE EXECUTIVE DIRECTOR'S DECISION REGARDING WQ0016003001:</u>

The Alternative Dispute Resolution Director should be involved in resolving the miscommunication between the Applicant Restore the Grasslands and the Cities of Parker and Murphy and the regional water district North Texas Municipal Water District (NTMWD).

All parties have made it clear that tapping into the 2 existing sewer facilities Wilson Creek or Muddy Creek or the future Sister Grove Creek line would be preferable. Please note "FACTS" listed below. I understand Restore the Grasslands believes that the Cities & NTMWD were notified. Upon auditing the application, resident spoke with all the cities on the list as well as North Texas Municipal Water District (NTMWD). The Cities and NTMWD noted they had not received the certified letter. Only the City of Plano is known to have received the letter which was noted by the inclusion of the copy of the green card in the application. Several City representatives shared they were having issues with mail because of covid. Whether or not the Cities and NTMWD were properly notified at this point is irrelevant.

The Executive Director's response to public comments failed to address NTMWD's timely submitted request for a contested case hearing dated November 10, 2021. As soon as I noted the absence of comments to NTMWD's request, I notified TCEQ, NTMWD, Cities of Murphy's and Parker's mayor. NTMWD's request for contested case hearing and detail provided should place Restore the Grassland's Application on a different path.

On the TCEQ site, TCEQ cites the following concerns related to regionalization thar were raised during previous wastewater permit actions and subsequent legal proceedings:

- lack of timely and cost-efficient wastewater services within the surrounding area of lines are currently available, and Sister Grove is anticipated to be available in 2023.
- lack of detailed cost analysis and comparison of My response No detailed cost analysis has occurred comparing tapping into any of the 3 lines recommended by NTMWD.
 - o In a meeting with some City of Murphy representatives an estimated cost to Restore the Grasslands of \$7.8 million was noted.
- lack of thorough communication with existing facilities within a three-mile radius of As noted, Restore the Grasslands, Cities of Murphy & Parker, and NTMWD have all communicated their preference / availability of sewer lines that can be tapped into without creating a new source of pollution.

communication".

Evidence of "thorough communication"

Restore the Grasslands had communicated directly to the City of Parker and City of Murphy Homeowners during the public meeting on December 6th 2021 stating they do not want to build a wastewater treatment plant.

Restore the Grassland sent a letter dated December 26th 2021 to some of the homeowners noting they do not want to build a wastewater treatment plant.

Cities of Parker and Murphy have noted the availability of sewer lines for the proposed development.

NTMWD has shared the locations of the sewer lines available and the 2023 future line.

While the certified letters may not have been received by all the parties involved, the additional communication support a path that TCEQ could help resolve without the expense of a contested case hearing.

Including the comments posted to TCEQ, Restore the Grassland's letter sent to homeowners and the Cities response regarding available sewer lines should be considered as evidence of "thorough

POINTS TO NOTE:

RESTORE THE GRASSLAND

During the December 6th, 2021 public meeting Restore the Grasslands representative clearly stated they did not want to build a wastewater treatment plant.

Attorney for Restore the Grasslands, Timothy Green sent a letter dated December 26, 2021 to me as well as other homeowners in the area that stated "Restore the Grassland does not want to build a wastewater treatment plant and discharge treated wastewater into Maxwell Creek. It would prefer to pump its wastewater a few hundred feet to the existing City of Murphy wastewater trunkline and have the wastewater treated at the NTMWD plant".

CITY OF PARKER

City of Parker's attorney Arturo Rodriguez noted in the response dated 12/6/2021 that "the city system can and should be explored for usage before approval of a new source of pollution is placed at Maxwell Creek". Also, the Attorney noted the "concern the application violates the state policy regarding regionalization".

CITY OF MURPHY

City of Murphy's attorney Stephen Dickman in a letter dated November 10, 2021 stated "The establishment of a new package plant violates the TCEQ's regionalization policy. TCEQ's regionalization policy is intended to prevent the proliferation of new unneeded package plants when a regional wastewater service provider is available. In this case, there is a regional provider with nearby wastewater lines that would be the most logical and viable wastewater provider for the proposed development. The September 22, 2021 public comments and request for hearing submitted by the City of Parker in this case states that Parker has a contract with the North Texas Municipal Water District ("NTMWD") under which NTMWD has agreed to accept and treat wastewater generated within the City of Parker. According to Parker's hearing request, that contract would allow flows from the proposed development to be collected by Parker and treated by NTMWD and thus avoid the creation of a new wastewater point source discharge in this area. Because Parker has already-constructed wastewater collection lines near the development "which can easily, economically and reasonably be connected to a centralized system already in existence", the proposed construction of the Restore the Grasslands wastewater package plant violates TCEQ's regionalization policy."

NORTH TEXAS MUNICIPAL WATER DISTRICT (NTMWD)- REGIONAL WATER DISTRICT

NTMWD's attorney Lauren Kalisek in a letter dated November 22, 2021 included, "NTMWD's application for Phase 1 of the Sister Grove Regional Waste Resource Recovery Facility ("Sister Grove") was approved by TCEQ in 2020 that encompasses the same service area proposed in this Application." Also, "Two of NTWMD's facilities, Wilson Creek Regional Wastewater Treatment Plant ("Wilson Creek") and Muddy Creek Wastewater Treatment Plant ("Muddy Creek"), provide wastewater service to an area inclusive of the Applicant's proposed development.... Moreover, Restore the Grasslands WWTP would be located in close proximity to existing sewer facilities transporting wastewater for treatment to Wilson Creek, Muddy Creek, and Sister Grove (once construction is completed)".

In closing Lauren Kalisek adds, "In short, an additional treatment and disposal facility within this area is not necessary. It is not in the public interest for TCEQ to issue a new discharge authorization when regionalized wastewater services are available and TCEQ rules designate NTMWD as the regional wastewater service provider."

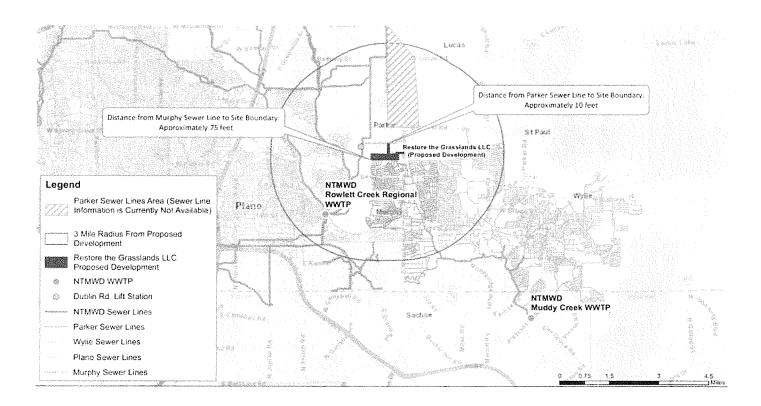
Note in NTMWD's Attorney's response in Attachment B, City of Parker's existing sewer line is 10 feet away from the property and City of Murphy's is 75 feet away.

WASTEWATER TREATMENT PLANT BEHIND THE MARTHA HUNT ELEMETRY SCHOOL

The proposed wastewater treatment plant is right behind the Martha hunt elementary school. The open basin from this plant will release suage gases, such as methane, carbon dioxide, nitrous oxide, and sulfur dioxide in the air. One of the emitted gas "Sulfur dioxide" is rapidly absorbed from the lungs. CDC guideline

(https://wwwn.cdc.gov/TSP/MMG/MMGDetails.aspx?mmgid=385&toxid=67 warns potential negative health effect such

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CLOSING:

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TCEQ's mission of "Protecting Texas by Reducing and Preventing Pollution" should always be the focus. Regionalization is the proper choice when determining which method of treating water should be pursued. The North Texas's investment in our regional water district should be the logical choice.

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Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 17, 2024 9:03 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: walsh.keving@gmail.com <walsh.keving@gmail.com>

Sent: Tuesday, July 16, 2024 8:35 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceg.texas.gov> Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Kevin Walsh

EMAIL: walsh.keving@gmail.com

COMPANY:

ADDRESS: 6203 NORTHRIDGE PKWY

PARKER TX 75002-5553

PHONE: 2144607059

FAX:

COMMENTS: I request a contested case hearing. I am located just north of the the proposed facility and would be impacted by the sewer odor from the prevailing winds. Additionally, I would be impacted by the reduction in property values due to the treatment plant as well as the use of the property inconsistent with the current development standards of 1 acre minimum and the increased traffic that comes with high density developments.

From:

PUBCOMMENT-OCC

Sent:

Thursday, February 24, 2022 9:52 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: pdwalter2000@yahoo.com <pdwalter2000@yahoo.com>

Sent: Thursday, February 24, 2022 9:48 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Paul Walter

E-MAIL: pdwalter2000@yahoo.com

COMPANY:

ADDRESS: 416 LAUREL HILL LN MURPHY TX 75094-4151

PHONE: 8173087026

FAX:

COMMENTS: I request a contested case hearing.

Kimberly Muth

From:

PUBCOMMENT-OCC

Sent:

Wednesday, July 17, 2024 8:48 AM

To:

Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: ReneWalther59@gmail.com <ReneWalther59@gmail.com>

Sent: Tuesday, July 16, 2024 8:18 AM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER: 2022-0533-DIS

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

NAME: Loretta Walther

EMAIL: ReneWalther59@gmail.com

COMPANY:

ADDRESS: 4113 BROOKWOOD DR

PARKER TX 75002-5925

PHONE: 2145044540

FAX:

COMMENTS: I request a contested case hearing regarding the petition for the creation of Collin county municipal utility district number 7TCEQ internal control number D-04122021–017, Harrington/Turner, enterprises, LLP, which abandoned the revised petition, is not the landowner according to the Collin county appraisal district, restore the grasslands LLC has not been admitted as a party to this proceeding, and is not the petitioner of record. Though I am filing comments, objections and requesting a contested

case hearing on the petition I do not think it is a legitimate petition, and I reserve all rights to contest is legitimacy. My home is located at 4113 Brookwood Dr., approximately 1.5 miles from the proposed MUD. When it rains, I already have issues with a small river that forms running north to south from the Allen Heights area across my property, creating a path of erosion. After a long rain, my property becomes a swamp with many areas of standing water. The flooding became worse as housing went up along Allen Heights. I am concerned that a dense housing project will create a flooding problem beyond my financial ability to mitigate. Additionally, I am concerned about the traffic that a dense housing project will create along Parker Road. The constant traffic noise, day, and night, along Parker Road has already impacted our quality of life. If the mud is permitted, I will be affected by higher water rates and water shortages. Parker's infrastructure cannot support more individuals without increasing taxes, and this burden will fall on my family and me. Respectfully submitted Loretta Walther Individual protestant, pro se 4113 Brookwood Dr., Parker, TX 75002 214-504-4540 ReneWalther59@gmail.com

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 10:25 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Lynnemrwat@aol.com <Lynnemrwat@aol.com>

Sent: Friday, February 25, 2022 10:23 AM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Lynne Watson

E-MAIL: Lynnemrwat@aol.com

COMPANY:

ADDRESS: 1210 CRESTWICK DR

MURPHY TX 75094-4143

PHONE: 9723426781

FAX:

COMMENTS: I request a contested case hearing

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 8:53 AM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

From: Lynnemrwat@aol.com < Lynnemrwat@aol.com >

Sent: Thursday, February 24, 2022 8:48 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Lynne Watson

E-MAIL: Lynnemrwat@aol.com

COMPANY:

ADDRESS: 1210 CRESTWICK DR

MURPHY TX 75094-4143

PHONE: 9723426781

FAX:

COMMENTS: I request a contested case hearing

Name(s) Address Thomas and Linda Weis

118 Salsbury Circle, Murphy TX 75094

Phone number(s)

972-881-1230

Email address.

Lindaw63301@yahoo.com

REVIEWED

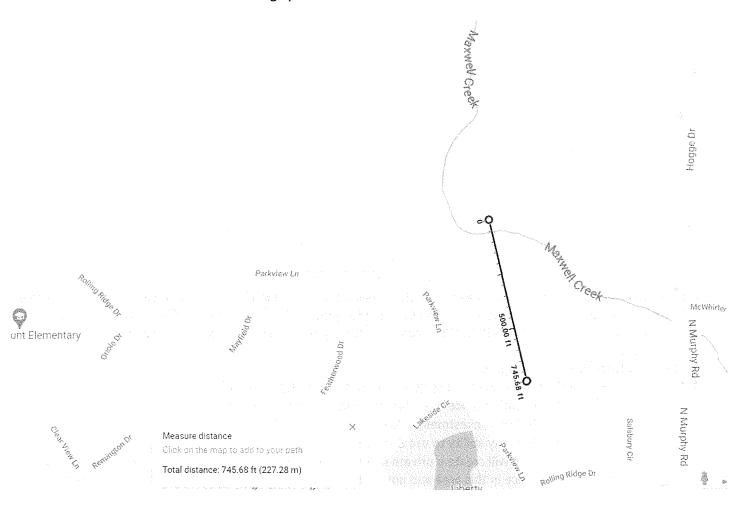
124259

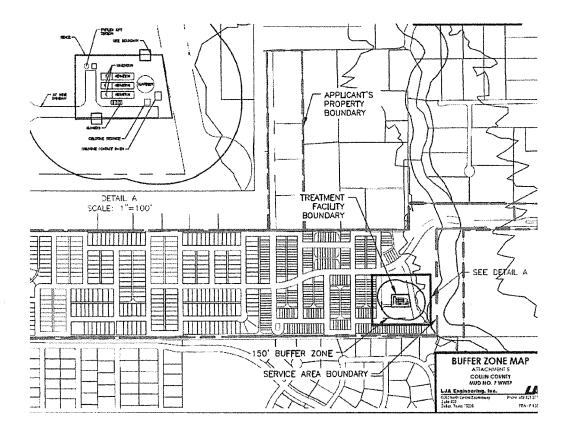
FEB 16 2022 By 60W

1

LOCATION INFORMATION:

Our home is located within 1miles of the proposed DISTRICT Boundaries as presented, less than 1 mile from Maxwell Creek and less than 1 mile from the discharge point.





We respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application").

The MUD's adverse effect on Property:

- Intentional Nuisance, negligent nuisance & non-negligent nuisance
 - Greatly reduce the value of my investment in my home.
 - Ruin my investment value
 - Ruin my ability to use & enjoy my backyard.
 - This will create a private nuisance by engaging in an activity that is abnormal and out of place in this area and not necessary due to NTMWD and/or availability of at least 3 sewer lines by 2023.
 - Foreseeable physical damage to property based upon improper planning for potentially flooding.
 - Foreseeable economic harm to the property's economic value
 - Foreseeable harm to my health and family members' health
 - Psychological harm for peace of mind in the use and enjoyment of my property.
 - A normal person expects to be able to enjoy their property that they have consistently enjoyed for decades.
 - Unnecessary & <u>unreasonable</u> interference with the enjoyment of my home.
 - o Interference will be substantial and will cause discomfort or annoyance that is unreasonable.
 - Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights
 - If Developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity & regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable & knowingly will interferes with the homeowners of Parker and Murphy.

- The Parties' conduct & proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in my communities of Parker and Murphy.
- I have the right and privilege as the use and enjoyment of my land
- The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP & Development.
- The Petitioner and Landowner lives adjacent to the ETJ. She is fully aware of the effects as designed this MUD, WWTP & Development would have on our daily lives.
- o Unpleasant Odors
- Worried about high noise levels
 - pieces of equipment and processes create high noise level
 - Pump buildings are notoriously loud.
- Discharge contaminating the area wells, underground springs
- o Facility malfunction & spills
- o 100-year flood plain and increase flooding that will result
- o Consideration of drainage
 - This point applies to any area around Maxwell Creek that floods.
- Health concerns.
- ROLLING RIDGE Privacy for those of us that back up to the development; Flooding; Storm run-off (drainage issues); Pollution Air, Water & light.

Parker has strict lot size acreage rules and those should continue to be adhered to the benefit of all homeowners in Parker, Murphy areas.

Thank you for your consideration and we hope you will do the right thing.

Tom and Linda Weis

Mr. & Mrs. Thomas Weis 118 Salsbury Cir Murphy, TX 75094-4122

NORTH TEXAS TX P&DC DALLAS TX 750 14 FEB 2022 PM 3 L

Office of the Chief Clerk

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POPUSON LINEON

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 3:29 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ;

Pubcomment-Dis

Subject:

FW: Public comment on Permit Number D-04122021-017

Н

Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: kathy.speed@gmail.com <kathy.speed@gmail.com>

Sent: Friday, February 25, 2022 2:31 PM

To: PUBCOMMENT-OCC < PUBCOMMENT-OCC@tceq.texas.gov > **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Katherine Wunderlich

E-MAIL: kathy.speed@gmail.com

COMPANY:

ADDRESS: 1218 DARTMOUTH CIR

MURPHY TX 75094-4112

PHONE: 9728161085

FAX:

COMMENTS: I am deeply concerned that if you approve a waste-water facility less than 1000 feet from my home, (1218 Dartmouth Cir, Murphy, TX) you will greatly affect my quality of life. I am, at the time, 78 years old and I was hoping to

live my last years in peace and tranquility but this shall not be true if you approve this waste water facility. From the plans that have been issued I will be living in a potential flood plane from this facility. In addition as I have heard from friends who live near the waste water facility on Los Rios the smell is atrocious, there are times you cannot go outside and enjoy the backyard. Do you understand what you will drastically reduce the value of my home. As such you will also be affecting the tax base for the community of Rolling Ridge. I doubt the tax reward from the additional homes shall outweigh all of the lost tax value for all of the homes downstream from the plant on Maxwell Creek. This disposal shall not only affect Rolling Ridge but the communities of Murphy, Parker, Sasche and Wylie. In addition, this facility shall effect the air quality in Rolling Ridge, this facility shall effect the eco-system downstream this facility is too close to homes and the school in Rolling Ridge this development shall over-populate the surrounding areas, taking away the suburban atmosphere and make it similar to the inner city, and all of it's problems Also, after reviewing US Government statistics (EPA & US CENSUS) the facility that has been purposed is NOT adequate for their development. FACTS Average consumption per family unit is 300 gal / day (EPA) Number of unit 666 units THEREFORE a typical day would see 300 gal X 666 units = 199,800 gal/ day The facility that is you are being asked to approve has NO SAFETY FACTOR, it shall only satisfy an average day. A safety factor of 2 is the minimum that should be applied to the calculations. It is not IF the MUD shall fail but it shall be only a matter of time before there shall be problem from the facility. At that point in time WHO shall be responsible for the damage & cleanup ??? You know that RESTORE THE GRASSLANDS will be long gone. The HOA, if there is one, shall file bankruptcy and the city, county and state shall be left holding the fiscal responsibility. That's you and me. I feel the board cannot approve this plan knowing that there are such glaring problems with this design. Therefore, for all of the reason stated, I request a Contested Case Hearing on this application.

From:

PUBCOMMENT-OCC

Sent:

Friday, February 25, 2022 3:30 PM

To:

PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis;

PUBCOMMENT-WO

Subject:

FW: Public comment on Permit Number D-04122021-017

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Also associate to **PERMIT NUMBER:** WQ0016003001 = H

From: bob_wunderlich@yahoo.com <bob wunderlich@yahoo.com>

Sent: Friday, February 25, 2022 2:28 PM

To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov> **Subject:** Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL UTILTIY DISTRICT 7

RN NUMBER: RN111242855

PERMIT NUMBER: D-04122021-017

DOCKET NUMBER:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Robert Wunderlich

E-MAIL: bob wunderlich@yahoo.com

COMPANY: Retired

ADDRESS: 1218 DARTMOUTH CIR

MURPHY TX 75094-4112

PHONE: 2146841515

FAX:

COMMENTS: I am deeply concerned that if you approve a waste-water facility less than 1000 feet from my home, (1218 Dartmouth Cir, Murphy, TX) you will greatly affect my quality of life. I am, at the time, 78 years old and I was hoping to

live my last years in peace and tranquility but this shall not be true if you approve this waste water facility. From the plans that have been issued I will be living in a potential flood plane from this facility. In addition as I have heard from friends who live near the waste water facility on Los Rios the smell is atrocious, there are times you cannot go outside and enjoy the backyard. Do you understand what you will drastically reduce the value of my home. As such you will also be affecting the tax base for the community of Rolling Ridge. I doubt the tax reward from the additional homes shall outweigh all of the lost tax value for all of the homes downstream from the plant on Maxwell Creek. This disposal shall not only affect Rolling Ridge but the communities of Murphy, Parker, Sasche and Wylie. In addition, this facility shall effect the air quality in Rolling Ridge, this facility shall effect the eco- system downstream this facility is too close to homes and the school in Rolling Ridge this development shall over-populate the surrounding areas, taking away the suburban atmosphere and make it similar to the inner city, and all of it's problems Also, after reviewing US Government statistics (EPA & US CENSUS) the facility that has been purposed is NOT adequate for their development. FACTS Average consumption per family unit is 300 gal / day (EPA) Number of unit 666 units THEREFORE a typical day would see 300 gal X 666 units = 199,800 gal/day The facility that is you are being asked to approve has NO SAFETY FACTOR, it shall only satisfy an average day. A safety factor of 2 is the minimum that should be applied to the calculations. It is not IF the MUD shall fail but it shall be only a matter of time before there shall be problem from the facility. At that point in time WHO shall be responsible for the damage & cleanup ??? You know that RESTORE THE GRASSLANDS will be long gone. The HOA, if there is one, shall file bankruptcy and the city, county and state shall be left holding the fiscal responsibility. That's you and me. I feel the board cannot approve this plan knowing that there are such glaring problems with this design. Therefore, for all of the reason stated, I request a Contested Case Hearing on this application.