Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 11:53 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: abbasabidi@yahoo.com <abbasabidi@yahoo.com>
Sent: Thursday, February 24, 2022 10:43 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 Mir Abbas Abidi

E-MAIL: abbasabidi@yahoo.com

COMPANY:

ADDRESS: 1303 OVERLAND DR
MURPHY TX 75094-4197

PHONE: 9727408575

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 (the "District Application"). MUD's adverse effect on Property (important to County Commissioner's Court) o How will this affect your personal way of life or behavior. ♣ 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. o 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 o Psychological harm for piece of mind in the use and enjoyment of my property. o 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. o Interference will be substantial and will cause discomfort or annoyance that is unreasonable. o 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 o Worried about high noise levels ♣ pieces of equipment and processes create high noise level ♣ Pump buildings are notoriously loud. o 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. o Health concerns.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 17, 2022 2:51 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: MUD location to my home.docx

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

From: lizzy_abraham@yahoo.com <lizzy_abraham@yahoo.com>
Sent: Thursday, February 17, 2022 2:43 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: Elizabeth Abraham

E-MAIL: lizzy_abraham@yahoo.com

COMPANY:

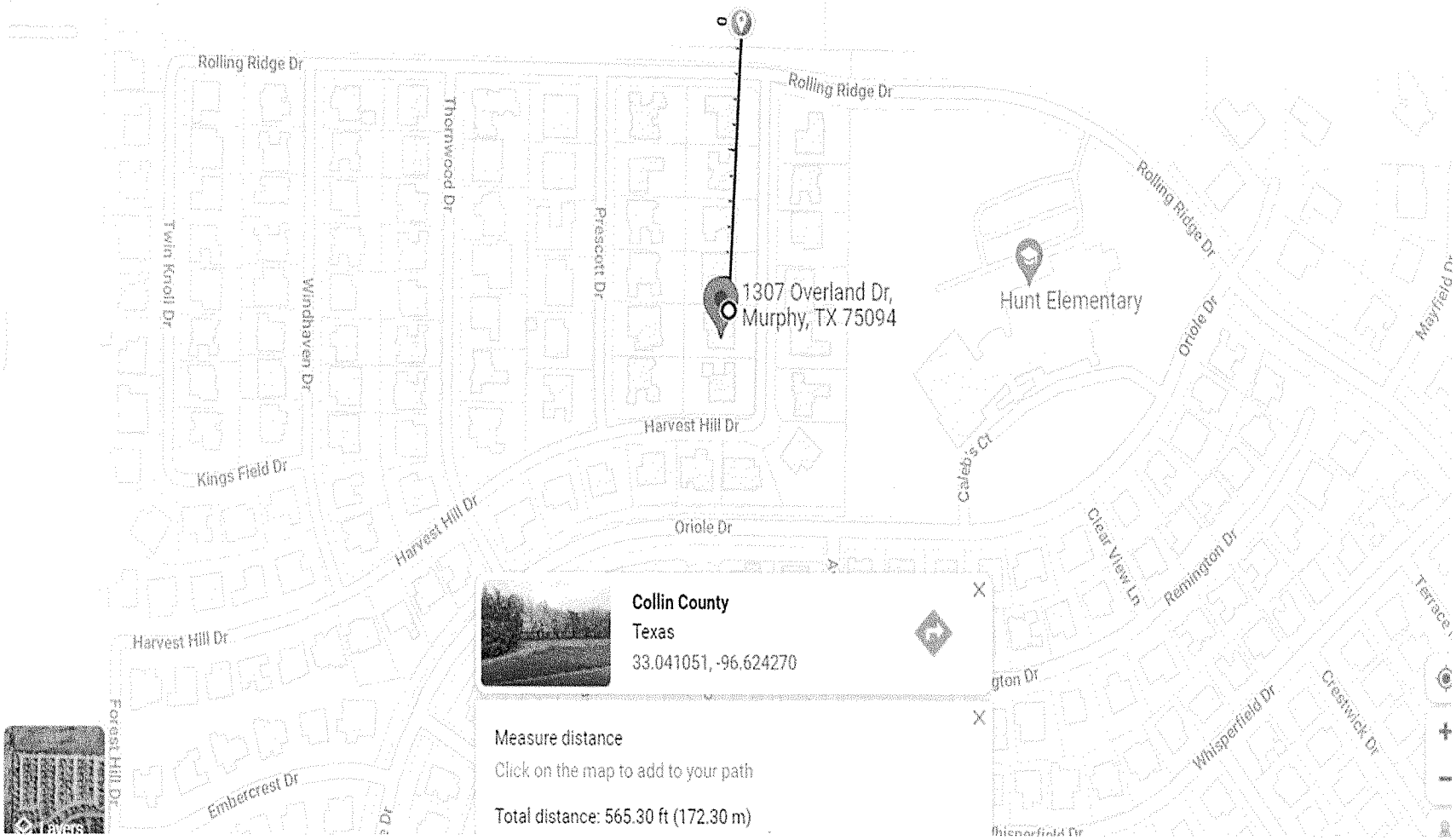
ADDRESS: 1307 OVERLAND DR
MURPHY TX 75094-4197

PHONE: 2148645622

FAX:

COMMENTS: My home is located within 600 feet of the proposed DISTRICT Boundaries as presented. PLease see attached google map of my home to the proposed development. 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"). The MUD's adverse affect on my property will be that it greatly reduces the value of my investment in my home, will lower my property value, will ruin my ability to enjoy my new patio addition and backyard, unpleasant odors, high noise levels, discharge that could contaminate area wells, and underground springs, potential facility malfunction and spills, 100 year flood plain and potential flooding, drainage issues, and overall health concerns for my family and my neighbors.


Rolling Ridge Dr
Rolling Ridge Dr
Rolling Ridge Dr
Thornwood Dr
Twin Knoll Dr
Windhaven Dr
Prescott Dr
1307 Overland Dr,
Murphy, TX 75094
Hunt Elementary
Oriole Dr
Caleb's Ct
Harvest Hill Dr
Kings Field Dr
Harvest Hill Dr
Oriole Dr
Clear View Ln
Remington Dr
Harvest Hill Dr
Forest Hill Dr
Embercrest Dr
Whisperfield Dr
Crestwick Dr
Collin County
Texas
33.041051, -96.624270
Measure distance
Click on the map to add to your path
Total distance: 565.30 ft (172.30 m)

Lori Rowe

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

H

From: renyabraham1216@gmail.com <renyabraham1216@gmail.com>
Sent: Thursday, February 24, 2022 5:56 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 Reny Abraham

E-MAIL: renyabraham1216@gmail.com

COMPANY:

ADDRESS: 1307 OVERLAND DR
MURPHY TX 75094-4197

PHONE: 9727628920

FAX:

COMMENTS: I request a contested case hearing.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 3:49 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: kateanderson1222@gmail.com <kateanderson1222@gmail.com>
Sent: Thursday, February 24, 2022 2:50 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: Kate Anderson

E-MAIL: kateanderson1222@gmail.com

COMPANY:

ADDRESS: 1312 THORNWOOD DR
MURPHY TX 75094-5101

PHONE: 4693582272

FAX:

COMMENTS: I request a contested case hearing. My home is located within 515 feet of the proposed district boundaries as presented. It is within 0.7 miles of Maxwell Creek. Thank you.

Lori Rowe

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

H

From: Rja@aace-eng.com <Rja@aace-eng.com>
Sent: Thursday, February 24, 2022 10:58 AM
To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>
Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL 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: Ricardo Azcarate

E-MAIL: Rja@aace-eng.com

COMPANY:

ADDRESS: 1310 FEATHERWOOD DR
MURPHY TX 75094-4174

PHONE: 9729989245

FAX:

COMMENTS: I request a contested case hearing.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 28, 2022 9:40 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: ain.badar@gmail.com <ain.badar@gmail.com>
Sent: Friday, February 25, 2022 8:23 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: AIN UL BADAR

E-MAIL: ain.badar@gmail.com

COMPANY:

ADDRESS: 1131 MANDEVILLE DR
MURPHY TX 75094-4145

PHONE: 4083683885

FAX:

COMMENTS: My home is located within a couple of miles of the proposed DISTRICT Boundaries as presented. I request a contested case hearing

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Wednesday, February 9, 2022 2:12 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: billyb@gmail.com <billyb@gmail.com>
Sent: Wednesday, February 9, 2022 12:50 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: Billy Barron

E-MAIL: billyb@gmail.com

COMPANY: TRG Plumbing

ADDRESS: 6707 OVERBROOK DR
PARKER TX 75002-6935

PHONE: 2149262022

FAX:

COMMENTS: Dear TCEQ: I respectfully request a contested case hearing on the application by Harrington/Turner Enterprise LP and Gregory, 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 property is less than 1 mile from the purposed District's boundaries. I have several concerns that the District will negatively impact my property as follows: • The smell from the associated Wastewater Treatment Plant. I

am downwind from the District based on the prevailing winds. Currently, it is a straight shot over open land to my house. My backyard faces the direction of the WWTP so such a smell should ruin the use of my backyard. • The proposed development, which is in the Parker ETJ, has more than higher density than anywhere else in the City of Parker. Except for a small part of the city which has half acre lots, the vast majority of Parker has 1 acre or larger lots. This development does not agree with the country feel of Parker. • The density will greatly increase the amount of traffic in the area and the associated noise. I can already hear traffic noise from Murphy/Hogge Road inside my house. This will only make it worse. • For all these reasons and possibly others, the District will negatively impact the value of my property. Sincerely, Billy Barron

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 25, 2022 8:42 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: TCEQ D-04122021-017 BUCCI.pdf

H

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

From: rbucci63@gmail.com <rbucci63@gmail.com>
Sent: Thursday, February 24, 2022 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:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Robert Bucci

E-MAIL: rbucci63@gmail.com

COMPANY: Hunters Landing Homeowners Association

ADDRESS: 632 MUSTANG RIDGE DR
MURPHY TX 75094-4208

PHONE: 7329957876

FAX:

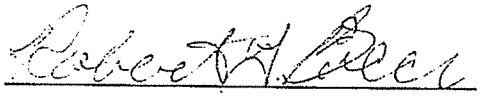
COMMENTS: Request for Contested Hearing on the application(s) by: 1. Harrington / Turner Enterprises, LP and Gregory Lane, LLC (the "Petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 (the "District Application"). 2. Harrington / Turner Enterprises, LP and Restore the Grasslands LLC. TPDES Permit No WQ0016003001 Requestor name: Robert T Bucci, HOA President – Hunters Landing Mailing address: 632 Mustang Ridge Drive, Murphy TX 75094 Phone: 732-995-7876 Email: rbucci63@gmail.com 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"). I am an affected home owner and request a contested hearing. My name is Robert Bucci, I live at 632 Mustang Ridge Drive, Murphy TX I am the HOA President for two of five phases of the Hunters Landing development, representing 178 homeowners, households, and families. Hunters Landing is located on the West side of Murphy Road, directly across from McMillen High School, bordered by Betsy on the North and Highland to the West. Our closest home is only 2740 feet from the proposed facility and the farthest is 1.1 miles. All homes are between 2790 and 3900 feet from Maxwell Creek. I appreciate the many homeowners establishing real flood risk upstream and downstream of this proposed waste treatment facility. If there were a chance for effluent from a waste treatment plant to reach my property and family by flood waters, I'd be standing with them. I'm not concerned about flooding. My concern are the 229 days per year when it doesn't rain, when the water in Maxwell Creek is at its lowest, where it's no more than a trickle between slack pools. When our kids clamber down to the creek to catch crawdads and frogs, explore, and learn about nature. What's the impact on the environment, on these children when there isn't sufficient natural flow in the creek to move the effluent downstream at a rate that YOU determine to be safe and sustainable? On these days the flow downstream from the proposed waste treatment facility will be almost 100% undiluted effluent. You see, we don't need a flood event to cause contamination in our homes, all it takes is an inquisitive, eight year old boy returning home from the creek in a pair of effluent-steeped socks and sneakers. Furthermore, on December 6, 2021, I asked a question of a TCEQ panel, a panel of what I hope were environmental and/or waste treatment experts, because they were deciding an issue with significant, long term health implications for the city of Murphy and its surrounding environs. We heard lots of facts and figures from the panel that evening, several circuitous non-answers, but to be honest I am not an expert. We're relying on the TCEQ to make a wise decision affecting our health, home, children and community, which means that the TCEQ is expected to have information and apply wisdom in these matters. I asked, "What is the acceptable ratio of Creek flow to effluent flow necessary for safe discharge of the proposed treatment plant into Maxwell Creek?" The panel's response was that there are NO Minimum flow requirements specified! This concerns me greatly, because we also learned that Maxwell Creek was initially determined to be an intermittent stream, but later updated to 'perennial', meaning that there are periods of VERY low flow. How can the TCEQ expect the effluent to reach its intended to destination of Lake Ray Hubbard when the flow in the initial water body does not MAINTAIN a PERSISTENT flow adequate to move the maximum outflow rate of the proposed treatment facility?

Requestor name: Robert T Bucci, HOA President – Hunters Landing
Mailing address: 632 Mustang Ridge Drive, Murphy TX 75094
Phone: 732-995-7876
Email: rbucci63@gmail.com

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").

I am an affected home owner and request a contested hearing. My name is Robert Bucci, I live at 632 Mustang Ridge Drive, Murphy TX I am the HOA President for two of five phases of the Hunters Landing development, representing 178 homeowners, households, and families. Hunters Landing is located on the West side of Murphy Road, directly across from McMillen High School, bordered by Betsy on the North and Highland to the West. Our closest home is only 2740 feet from the proposed facility and the farthest is 1.1 miles. All homes are between 2790 and 3900 feet from Maxwell Creek. I appreciate the many homeowners establishing real flood risk upstream and downstream of this proposed waste treatment facility. If there were a chance for effluent from a waste treatment plant to reach my property and family by flood waters, I'd be standing with them. I'm not concerned about flooding. My concern are the 229 days per year when it doesn't rain, when the water in Maxwell Creek is at its lowest, where it's no more than a trickle between slack pools. When our kids clamber down to the creek to catch crawdads and frogs, explore, and learn about nature. What's the impact on the environment, on these children when there isn't sufficient natural flow in the creek to move the effluent downstream at a rate that YOU determine to be safe and sustainable? On these days the flow downstream from the proposed waste treatment facility will be almost 100% undiluted effluent. You see, we don't need a flood event to cause contamination in our homes, all it takes is an inquisitive, eight year old boy returning home from the creek in a pair of effluent-steeped socks and sneakers.

Furthermore, on December 6, 2021, I asked a question of a TCEQ panel, a panel of what I hope were environmental and/or waste treatment experts, because they were deciding an issue with significant, long term health implications for the city of Murphy and its surrounding environs. We heard lots of facts and figures from the panel that evening, several circuitous non-answers, but to be honest I am not an expert. We're relying on the TCEQ to make a wise decision affecting our health, home, children and community, which means that the TCEQ is expected to have information and apply wisdom in these matters. I asked, "What is the acceptable ratio of Creek flow to effluent flow necessary for safe discharge of the proposed treatment plant into Maxwell Creek?" The panel's response was that there are NO Minimum flow requirements specified! This concerns me greatly, because we also learned that Maxwell Creek was initially determined to be an intermittent stream, but later updated to 'perennial', meaning that there are periods of VERY low flow. How can the TCEQ expect the effluent to reach its intended to destination of Lake Ray Hubbard when the flow in the initial water body does not MAINTAIN a PERSISTENT flow adequate to move the maximum outflow rate of the proposed treatment facility?



Robert T Bucci

Lori Rowe

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

H

From: Jenebutler6@gmail.com <Jenebutler6@gmail.com>
Sent: Thursday, February 24, 2022 7:45 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: Jene Butler

E-MAIL: Jenebutler6@gmail.com

COMPANY:

ADDRESS: 442 WHITEWING LN
MURPHY TX 75094-4318

PHONE: 9728370286

FAX:

COMMENTS: Requesting a contested hearing against the MUD.

Lori Rowe

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

H

From: Linda31416@me.com <Linda31416@me.com>
Sent: Thursday, February 24, 2022 8:17 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: Linda Carlson

E-MAIL: Linda31416@me.com

COMPANY:

ADDRESS: 311 MONTANA TRL
MURPHY TX 75094-3684

PHONE: 4698630851

FAX:

COMMENTS: I request a contested hearing

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 11, 2022 7:20 AM
To: Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC
Subject: CORRECTION: Public comment on Permit Number D-04122021-017
Attachments: Creek Pictures.pdf

H

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 10:22 AM
To: PUBCOMMENT-OCC2 <pubcomment-occ2@tceq.texas.gov>; PUBCOMMENT-OPIC <pubcomment-opic@tceq.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceq.texas.gov>; PUBCOMMENT-WQ <pubcomment-wq@tceq.texas.gov>
Subject: FW: Public comment on Permit Number D-04122021-017

Also to **PERMIT NUMBER:** WQ0016003001

From: lcaughfield@gmail.com <lcaughfield@gmail.com>
Sent: Thursday, February 10, 2022 9:45 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: TX

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Lance Caughfield

E-MAIL: lcaughfield@gmail.com

COMPANY:

ADDRESS: 1404 KEATHLY CIR
MURPHY TX 75094-4119

PHONE: 2149120406

FAX:

COMMENTS: I am an affected person located approximately 500 feet from the proposed facility, approximately 400 feet from the point of discharge, and directly downstream from the discharge point per the TCEQ's locator website. Maxwell Creek borders my property on two sides, and my property extends to the midline of the creek. I request a contested case hearing, for the following reasons: 1) Erosion and Flooding. My property floods after heavy rain, and we are already experiencing erosion with current water levels. The attached photos are directly below my fence, showing the state of the current erosion. Adding the proposed volume to the current regular flow of the creek will directly harm my property. 2) Water quality. I have experience with water released from MUDS and eutrophication of the waterway as a result. The resultant odor, unsightliness, and general change in water quality and PH will directly impact my property. 3) Impact on wildlife. We observe cranes and herons fishing in the pools formed by the creek below our house for the crawdads and fish in the creek itself, and the creek is a pathway for rabbits, bobcats, coyotes, raccoons, possum, and a variety of other wildlife. We often observe fireflies coming up from the creek, turtles, tree frogs, and toads move to and from the creek through our yard, and we have barred and great owls nesting near our house along with redheaded woodpeckers. Texas Parks and Wildlife has recognized this creek and its surrounding habitat as uniquely pristine. This ecosystem should be protected, not threatened. 4) Our Health. We walk into the creek with our children at times to try to prevent further erosion and just to sit and experience this unique spot. We grow and harvest berries on the river banks as part of our erosion control. My 86 year-old mother lives with us and also spends time near the creek to relax. We have also considered the creek an emergency water source, since it is directly spring fed and clear. Degradation of the creek will directly impact our health. 5) Our property value. According to the Collin County Appraisal District, my property is appraised at approximately one-million dollars. To say I am significantly invested in my property is an understatement. Any adverse impact on the quality of the creek will negatively impact my property value and investment and will directly impact me and my family financially. I have also personally observed the creek for some time, and can state without hesitation that the statements in initial applications about the creek being anything but spring fed, clear, and continuously running are false. Indeed, a spring runs from under the bluff below our house and into the creek, as is visible in the attached picture. The creek is clear and pristine. I carefully purchased this property after ensuring non-development agreements were in place for the property directly behind my house, and based on Parker's building and development guidelines, which at the time (before changes in the law occurred) should have afforded protection from developers, like this one, who seem to seek to negatively impact and degrade the lives and properties of those around them to maximize their own profit. I strongly object to the proposed development's exploitation of changes to the law, refusal to work with NTMWD's existing plans to regionalize and build wastewater infrastructure to service this property, and attempts to override the will of nearby municipalities and citizens who have worked together to create a high quality of life in this part of the County. I understand that the Water Division of the TCEQ is interested in hearing suggestions as to remedies to these concerns. Those suggestions are simple. This development should comply with Parker's building and development guidelines, even if it is "just" in the ETJ of the county. This would ensure that the expectations of those Collin County citizens who purchased, developed, and grew this part of the County while protecting its resources are not negatively impacted by one developer who doesn't want to comply. The development should comply with the NTMWD's plans to tie into planned facilities that will not require discharge into the creek. And the development should be conformed to the surrounding area so that it enhances, not destroys, surrounding property value. Because the proposed project would directly harm my property, my quality of life, my financial investment, and my peace of mind, I oppose the project, and request a contested case hearing on this matter.









Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 10:22 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: Creek Pictures.pdf

Also to **PERMIT NUMBER:** WQ0016003001

From: lcaughfield@gmail.com <lcaughfield@gmail.com>
Sent: Thursday, February 10, 2022 9:45 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: TX

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Lance Caughfield

E-MAIL: lcaughfield@gmail.com

COMPANY:

ADDRESS: 1404 KEATHLY CIR
MURPHY TX 75094-4119

PHONE: 2149120406

FAX:

COMMENTS: I am an affected person located approximately 500 feet from the proposed facility, approximately 400 feet from the point of discharge, and directly downstream from the discharge point per the TCEQ's locator website. Maxwell Creek borders my property on two sides, and my property extends to the midline of the creek. I request a contested case hearing, for the following reasons: 1) Erosion and Flooding. My property floods after heavy rain, and we are already

experiencing erosion with current water levels. The attached photos are directly below my fence, showing the state of the current erosion. Adding the proposed volume to the current regular flow of the creek will directly harm my property. 2) Water quality. I have experience with water released from MUDS and eutrophication of the waterway as a result. The resultant odor, unsightliness, and general change in water quality and PH will directly impact my property. 3) Impact on wildlife. We observe cranes and herons fishing in the pools formed by the creek below our house for the crawdads and fish in the creek itself, and the creek is a pathway for rabbits, bobcats, coyotes, raccoons, possum, and a variety of other wildlife. We often observe fireflies coming up from the creek, turtles, tree frogs, and toads move to and from the creek through our yard, and we have barred and great owls nesting near our house along with redheaded woodpeckers. Texas Parks and Wildlife has recognized this creek and its surrounding habitat as uniquely pristine. This ecosystem should be protected, not threatened. 4) Our Health. We walk into the creek with our children at times to try to prevent further erosion and just to sit and experience this unique spot. We grow and harvest berries on the river banks as part of our erosion control. My 86 year-old mother lives with us and also spends time near the creek to relax. We have also considered the creek an emergency water source, since it is directly spring fed and clear. Degradation of the creek will directly impact our health. 5) Our property value. According to the Collin County Appraisal District, my property is appraised at approximately one-million dollars. To say I am significantly invested in my property is an understatement. Any adverse impact on the quality of the creek will negatively impact my property value and investment and will directly impact me and my family financially. I have also personally observed the creek for some time, and can state without hesitation that the statements in initial applications about the creek being anything but spring fed, clear, and continuously running are false. Indeed, a spring runs from under the bluff below our house and into the creek, as is visible in the attached picture. The creek is clear and pristine. I carefully purchased this property after ensuring non-development agreements were in place for the property directly behind my house, and based on Parker's building and development guidelines, which at the time (before changes in the law occurred) should have afforded protection from developers, like this one, who seem to seek to negatively impact and degrade the lives and properties of those around them to maximize their own profit. I strongly object to the proposed development's exploitation of changes to the law, refusal to work with NTMWD's existing plans to regionalize and build wastewater infrastructure to service this property, and attempts to override the will of nearby municipalities and citizens who have worked together to create a high quality of life in this part of the County. I understand that the Water Division of the TCEQ is interested in hearing suggestions as to remedies to these concerns. Those suggestions are simple. This development should comply with Parker's building and development guidelines, even if it is "just" in the ETJ of the county. This would ensure that the expectations of those Collin County citizens who purchased, developed, and grew this part of the County while protecting its resources are not negatively impacted by one developer who doesn't want to comply. The development should comply with the NTMWD's plans to tie into planned facilities that will not require discharge into the creek. And the development should be conformed to the surrounding area so that it enhances, not destroys, surrounding property value. Because the proposed project would directly harm my property, my quality of life, my financial investment, and my peace of mind, I oppose the project, and request a contested case hearing on this matter.









Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 25, 2022 8:41 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: rolridge@ciramail.com <rolridge@ciramail.com>
Sent: Thursday, February 24, 2022 10:16 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: Arvind Chokhani

E-MAIL: rolridge@ciramail.com

COMPANY: Rolling Ridge Estates HOA

ADDRESS: Attn: Kim Weir, 6400 International Parkway Suite 1000
Plano TX 75094

PHONE: 9723803505

FAX:

COMMENTS: Rolling Ridge Estates HOA is adjacent (0 miles) to the proposed MUD.We respectfully request a contested 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 proposed MUD adversely affects our HOA and all of its residents. 1. The proposed plan would lead to a highly densely populated area incongruous to all the neighborhoods 2. Excessive noise 3. Foreseeable physical damage to property based upon improper planning for potentially flooding 4. Foreseeable economic harm to the economic value of all the properties in our HOA 5. Foreseeable harm to our residents 6. 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 7. 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 We request you to kindly reject this proposal.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 25, 2022 3:28 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: wendyclark26@gmail.com <wendyclark26@gmail.com>
Sent: Friday, February 25, 2022 3:08 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: Wendy Clark

E-MAIL: wendyclark26@gmail.com

COMPANY:

ADDRESS: 6000 GREGORY LN
PARKER TX 75002-6712

PHONE: 7146868964

FAX:

COMMENTS: I request a contested case hearing. I am an affected party. I live on Gregory Lane, less than a mile away from the proposed facility. Maxwell Creek runs directly through my property.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 3, 2022 8:27 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: WADE AND SCHERI CLOUD OPPOSITION AGAINST SEWAGE PLANT DATED 12-6-2021 PERMIT NUMBER WQ0016003001.pdf

eComment = H

Associate to D-04122021-017 AND WQ0016003001

Attachement = H, RFR
Associate to WQ0016003001

From: smcbyses@verizon.net <smcbyses@verizon.net>
Sent: Wednesday, February 2, 2022 9:00 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: D. Wade Cloud, JR

E-MAIL: smcbyses@verizon.net

COMPANY:

ADDRESS: 103 SALSBURY CIR
MURPHY TX 75094-4122

PHONE: 9725673669

FAX:

COMMENTS: 2-2-2022 To the Texas Commission on Environmental Quality ("TCEQ") regarding TCEQ Internal Control No. D-04122021-017 which relates to a revised petition ("Revised Petition") for the creation of Collin County Municipal Utility District No. 7 (District) ("MUD") filed by Harrington/Turner Enterprises LP ("MUD Applicant"). Our names, address, phone number and email address are submitted electronically to the TCEQ simultaneously with these comments. We vigorously oppose the Revised Petition. We respectfully request a contested case hearing on the Revised Petition. We previously timely filed opposition ("Sewage Plant Opposition") on or about December 6, 2021 with the TCEQ against the related application for Texas Pollutant Discharge Elimination System permit with number WQ0016003001 ("Sewage Plant Application") by Restore the Grasslands LLC and Harrington/Turner Enterprises, LP. ("Sewage Plant Applicant") for a new Texas Pollutant Discharge Elimination System to construct on purported, in part, ETJ land in Collin County a wastewater treatment plant ("Sewage Plant"). For TCEQ's convenience, a copy of our Sewage Plant Opposition is submitted herewith and incorporated herein by reference in full. We respectfully again request a contested case hearing on the Sewage Plant Application for permit with number WQ0016003001and continue to vigorously oppose the Sewage Plant Application. Harrington/Turner Enterprises LP seeks to (1) construct a water supply and distribution system for domestic purposes; (2) construct a sanitary sewer conveyance and treatment system; (3) control, abate, and amend the harmful excess of waters and the reclamation and drainage of overflowed lands within the proposed District; (4) construct and finance macadamized, graveled, or paved roads and turnpikes, or improvements in aid of those roads; and (5) construct, install, maintain, purchase, and operate such other facilities, systems, plants, and enterprises as shall be consistent with the purposes for which the District is organized, all to the extent authorized by law from time to time (collectively, "Harmful MUD Activities"). The undisputed and admitted facts overwhelmingly support denial of the Revised Petition. Harrington/Turner Enterprises LP admits in its Revised Petition that it wants to build a sanitary sewer conveyance and treatment system, clearly, referring to the Sewage Plant and admits its Harmful MUD Activities will cause a harmful excess of waters and overflowed lands within the District. Harrington/Turner Enterprises LP seeks TCEQ permission to control, abate, and amend the harmful excess of waters and overflowed lands within the District. Harrington/Turner Enterprises LP has not proven nor can it prove that it can or will fully control, abate, and amend these material harms. The paving of approximately 110 acres will result in dangerous flooding. Harrington/Turner Enterprises LP never mentions excess of waters and overflowed lands outside the MUD, where our adjacent property is located. We are affected parties. Our Murphy home is within .1 of Maxwell Creek and within .3 mile of the proposed Sewage Plant and MUD. A significant portion of our Murphy land is in the flood plain created by Maxwell Creek. Harm to our health, soil erosion, massive flooding and substantial property devaluation among other adverse impacts will occur if the Harmful MUD Activities are permitted. Harrington/Turner Enterprises LP failed to provide the notice of the Revised Petition required under the law. Restore the Grasslands LLC and Harrington/Turner Enterprises, LP. failed to provide the notice of the Sewage Plant Application required under the law. The Harmful MUD Activities are NOT necessary for important economic or social development. The policies of regionalization and anti-degradation will be violated should the Harmful MUD Activities be permitted. TCEQ should not permit the MUD. The Harmful MUD Activities in Collin County and will violate existing Collin County policy by causing adverse impacts to many property owners. The Collin County Commissioners Court in a published report dated September 28, 2020 stated this important policy: Adverse impacts shall not be allowed within the County. Adverse impacts take place when the actions of one property owner adversely affects the rights of another property owner. Maxwell Creek is a valuable year round flowing natural creek surrounded by areas of exceptional recreational, such as parks and hiking trails, and ecological, such as aquatic and other wildlife, significance. The quality of Maxwell Creek, and its substantial high quality aquatic life, and downstream cannot be maintained or protected if the Harmful MUD Activities are permitted. The Harmful MUD Activities will result in the substantial and material lowering of water quality of Maxwell Creek and downstream by more than a de minimis extent and as a result existing use will be materially impaired. The Harmful MUD Activities will cause substantial and material degradation of waters in Maxwell Creek and downstream that exceeds fishable/swimmable quality and should not be allowed. The Harmful MUD Activities will cause many substantial and foreseeable adverse impacts to us personally given our extremely close proximity, as noted above, to the proposed District and to Maxwell Creek, including, without limitation, the foreseeable adverse impacts of: (1) material and substantial degradation of the water quality in Maxwell Creek and downstream; (2) material and substantial erosion of soil in and around Maxwell Creek and downstream; (3) material and substantial damage to two historical landmarked cemeteries, each of more than 100 years old, which are adjacent to Maxwell Creek; (4) material and substantial degradation and harm to aquatic

life in Maxwell Creek and downstream, (5) material and substantial risk of known harm to our health; (6) material and substantial damage to the local and surrounding economies as residents will have no choice but to relocate; (7) material and substantial damage to wildlife, including protected and/or endangered species in and around Maxwell Creek and downstream; (8) material and substantial visual, noise and odor harmful, actionable nuisances, other torts and foreseeable damages; (9) material and substantial decrease in the market value of our Murphy, Texas home; (10) material and substantial flooding; and (11) material and substantial degradation of important vegetation in and around Maxwell Creek. We kindly request that the TCEQ deny the Revised Petition in its entirety, as no adjustment can save the Revised Petition. We reserve our rights to submit additional arguments. Kindly include us on the applicable notice mailing list and please let us know the status of your TCEQ process. Thank you, Wade and Scheri Cloud

To the Texas Commission on Environmental Quality ("**TCEQ**") on December 6, 2021: Kindly consider these comments during the **Formal Comment Period of the Public Hearing, which is occurring at this moment.**

Our names, address, phone number and email address are submitted electronically to the TCEQ simultaneously with these comments. We respectfully submit to the **TCEQ** this supplement to our prior comments of on or about October 9, 2021 and on or about November 9, 2021, which we continue to assert, and respectfully again request a contested case hearing on the 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**") to construct on purported, in part, ETJ land in Collin County a wastewater treatment plant (the"**Sewage Plant**") within .3 mile or less of our Murphy home which plant will discharge sewage into Maxwell Creek and downstream which runs within .1 mile or less of our affected Murphy home located in **Collin County, Texas**. We continue to vigorously oppose the Application. **We also request that TCEQ reconsider** its decision to issue the preliminary draft permit. We request TCEQ to withdraw the preliminary draft permit. Applicant should not benefit from submitting a faulty and misleading application and avoiding giving required notice.

We assert the Applicant wholly lacks a valid legal status to file the Application and we assert the Application must be denied due to Applicant not having the required legal status to file the Application as commented by Murphy's counsel at the Public Hearing.

Although we are affected property owners we did not receive the formal notice required for the Application. We received informal notice from a neighbor only on October 8, 2021. Applicant's failure to provide required notice to affected residents and entities and troubling inaccuracies are material defects in the Application which cannot be remedied, and should not be rewarded, under the law.

Applicant seeks to build a Sewage Plant on purported ETJ land in Collin County which sits between the cities of Murphy and Parker. Murphy, settled in the 1800's, is already fully developed. Parker, settled in the 1800's, is already fully developed. The substantial and material lowering of water quality is NOT necessary for important economic or social development.

The policies of regionalization and anti-degradation will be violated should the Application be approved and the permit sought by Applicant issued. A TIER 2 review, *at a minimum*, is necessary, and such review will require the denial of the Application.

We respectfully refer to the letter dated November 10, 2021 from Texas Parks & Wildlife to the TCEQ regarding the Application. Texas Parks & Wildlife does not support the Application. Texas Parks & Wildlife points our material inconsistencies in the Application and recommends seeking alternatives to the Sewage Plant. On its official web site Murphy has posted its approved **$44,472,286** 2022 budget. In that document on page 9 Murphy lists as a guiding principle that we will have attractive and inviting parks and trails. Murphy has already spent millions of taxpayer dollars on developing, improving and promoting its natural centerpiece, Maxwell Creek, which will be ruined by the Sewage Plant. Murphy also lists the guiding principle of we will seek innovative solutions for local issues.

The actions for which Applicant seeks TCEQ permission will violate existing Collin County policy. The Collin County Commissioners Court in a published report dated September 28, 2020 stated this important policy:
Adverse impacts shall not be allowed within the County. Adverse impacts take place when the actions of one property owner adversely affects the rights of another property owner.

Part B --A portion of our Murphy land is in the flood plain created by Maxwell Creek, which flood risk will be substantially increased should the Application be approved and the permit sought be issued. Maxwell Creek is a valuable year round flowing natural creek surrounded by areas of exceptional recreational, such as parks and hiking trails, and ecological, such as aquatic and other wildlife, significance. The quality of Maxwell Creek, and its substantial high quality aquatic life, and downstream cannot be maintained or protected if the Application is approved and the permit sought is issued.

The Sewage Plant and related discharge will result in the substantial and material lowering of water quality of Maxwell Creek and downstream by more than a *de minimis* extent and as a result existing use will be materially impaired. The Sewage Plant and related discharge will cause substantial and material degradation of waters in Maxwell Creek and downstream that exceeds fishable/swimmable quality and should not be allowed.

To illustrate the **historic important value** of a clean, safe and protected Maxwell Creek to the city of Murphy, kindly consider this description from the city of Murphy web site:

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). These facilities were constructed in 2008.

The proposed Sewage Plant and related discharge, if permitted by the TCEQ, will cause many material and substantial adverse impacts to us personally given our extremely close proximity, as noted above, to the proposed Sewage Plant and to Maxwell Creek, including, without limitation, the adverse impacts of: (1) material and substantial degradation of the water quality in Maxwell Creek and downstream; (2) material and substantial erosion of soil in and around Maxwell Creek and downstream; (3) material and substantial damage to two historical landmarked cemeteries, each of more than 100 years old, which are adjacent to Maxwell Creek; (4) material and substantial degradation and harm to aquatic life in Maxwell Creek and downstream; (5) material and substantial risk of known harm to our health; (6) material and substantial damage to the local and surrounding economies as residents will have no choice but to relocate; (7) material and substantial damage to wildlife, including protected and/or endangered species in and around Maxwell Creek and downstream; (8) material and substantial visual, noise and odor harmful nuisances; (9) material and substantial decrease in the market value of our Murphy, Texas home; (10) material and substantial enhanced flood

risk from Maxwell Creek, both upstream and downstream, as a portion of our land is already in the flood plain created by Maxwell Creek; and (11) material and substantial degradation of important vegetation in and around Maxwell Creek. **All of these adverse impacts are foreseeable.** Maxwell Creek flows adjacent to and/or in close proximity to many schools including, without limitation, Tibbals Elementary, Hunt Elementary, Murphy Middle School, and McMillen High School, playgrounds and other recreational features such as hiking trails, Liberty Ridge Park, Waters Edge Park, and Murphy Central Park in Murphy, as well as City of Parker recreation areas. We and other residents pay for these amenities and schools through taxes. The proposed Sewage Plant and related discharge, if permitted by the TCEQ, will cause many material and substantial adverse impacts to thousands of residents of Murphy, Parker and surrounding communities.

Our list of disputed facts includes any and all facts, or purported facts, Applicant and any other person or entity asserts in support of the Application and/or in opposition to any of our claims and assertions set forth herein. In addition, we dispute, and include on our list of disputed facts, these disputed facts and conclusions cited in the October 6, 2021 Statement of Basis/Technical Summary and Executive Director's Preliminary Decision, namely,

(1) We dispute the statement that existing water quality uses of the water in Maxwell Creek will not be impaired by the permit action;

(2) We dispute the statement that numerical and narrative criteria to protect existing uses in Maxwell Creek will be maintained;

(3) We dispute the statement that a Tier 2 review is not required and we dispute the statement that no exceptional, high, or intermediate aquatic life uses water bodies have been identified in the discharge route;

(4) We dispute the statement that existing uses in Maxwell Creek will be maintained and protected should the Application be approved;

(5) We dispute the statement that the discharge from the permit sought by Applicant is not expected to have an effect on any federal endangered or threatened aquatic or aquatic-dependent species or proposed species of their critical habitat;

(6) We dispute the statement that the permit sought by Applicant does not require EPA review with respect to the presence of endangered or threatened species;

(7) We dispute the statement that the effluent levels in the draft permit will maintain and protect existing instream uses;

(8) We dispute the statement that existing water quality uses in Maxwell Creek will not be impaired by the permit action; and

(9) We dispute the statement that effluent levels, limitations and conditions in the draft permit comply with federal and state law, including without limitation, requirements for secondary treatment and the requirement for disinfection.

The material adverse effects or impacts of the Sewage Plant and related discharge will be felt at our affected Murphy home and throughout the communities of Parker, Murphy, Lucas, Wylie, Sachse and beyond. The Sewage Plant and related discharge will cause adverse effects not only to our home, many other existing residents but also to the future residents of the proposed high density sub-division on the purported ETJ land.

Parker, adjacent to the purported ETJ at issue, generally has required septic tanks, which have worked fine for years, and required lot sizes necessary for septic tanks. Murphy, also adjacent to the purported ETJ at issue, provides city sewer services. The Sewage Plant and related discharge will result in an unauthorized property taking and foreseeable damages. All parties who will be involved in the MUD, the Sewage Plant, and the related discharge have been, and remain, on proper notice for substantial damages. If the permit is finally approved, the voters who have paid their taxes, cast their votes in elections for our elected officials, and paid for city services will be called upon to lose all of their property values to sewage from homes not in their cities.

We kindly request that the TCEQ deny the Application in its entirety, as no amendment can save the Application. **The fact of building and operating the Sewage Plant will cause irreparable harm and substantial damages to us and many, many others**. We reserve our rights to submit additional arguments. Kindly include us on the applicable notice mailing list and please let us know the status of your TCEQ process.

Thank you,

Wade and Scheri Cloud

Lori Rowe

From:	PUBCOMMENT-OCC
Sent:	Thursday, February 3, 2022 8:27 AM
To:	PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ; Pubcomment-Dis
Subject:	FW: Public comment on Permit Number D-04122021-017
Attachments:	WADE AND SCHERI CLOUD OPPOSITION AGAINST SEWAGE PLANT DATED 12-6-2021 PERMIT NUMBER WQ0016003001.pdf

eComment = H

Associate to D-04122021-017 AND WQ0016003001

Attachement = H, RFR
Associate to WQ0016003001

From: smcbyses@verizon.net <smcbyses@verizon.net>
Sent: Wednesday, February 2, 2022 9:00 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: D. Wade Cloud, JR

E-MAIL: smcbyses@verizon.net

COMPANY:

ADDRESS: 103 SALSBURY CIR
MURPHY TX 75094-4122

PHONE: 9725673669

FAX:

COMMENTS: 2-2-2022 To the Texas Commission on Environmental Quality ("TCEQ") regarding TCEQ Internal Control No. D-04122021-017 which relates to a revised petition ("Revised Petition") for the creation of Collin County Municipal Utility District No. 7 (District) ("MUD") filed by Harrington/Turner Enterprises LP ("MUD Applicant"). Our names, address, phone number and email address are submitted electronically to the TCEQ simultaneously with these comments. We vigorously oppose the Revised Petition. We respectfully request a contested case hearing on the Revised Petition. We previously timely filed opposition ("Sewage Plant Opposition") on or about December 6, 2021 with the TCEQ against the related application for Texas Pollutant Discharge Elimination System permit with number WQ0016003001 ("Sewage Plant Application") by Restore the Grasslands LLC and Harrington/Turner Enterprises, LP. ("Sewage Plant Applicant") for a new Texas Pollutant Discharge Elimination System to construct on purported, in part, ETJ land in Collin County a wastewater treatment plant ("Sewage Plant"). For TCEQ's convenience, a copy of our Sewage Plant Opposition is submitted herewith and incorporated herein by reference in full. We respectfully again request a contested case hearing on the Sewage Plant Application for permit with number WQ0016003001and continue to vigorously oppose the Sewage Plant Application. Harrington/Turner Enterprises LP seeks to (1) construct a water supply and distribution system for domestic purposes; (2) construct a sanitary sewer conveyance and treatment system; (3) control, abate, and amend the harmful excess of waters and the reclamation and drainage of overflowed lands within the proposed District; (4) construct and finance macadamized, graveled, or paved roads and turnpikes, or improvements in aid of those roads; and (5) construct, install, maintain, purchase, and operate such other facilities, systems, plants, and enterprises as shall be consistent with the purposes for which the District is organized, all to the extent authorized by law from time to time (collectively, "Harmful MUD Activities"). The undisputed and admitted facts overwhelmingly support denial of the Revised Petition. Harrington/Turner Enterprises LP admits in its Revised Petition that it wants to build a sanitary sewer conveyance and treatment system, clearly, referring to the Sewage Plant and admits its Harmful MUD Activities will cause a harmful excess of waters and overflowed lands within the District. Harrington/Turner Enterprises LP seeks TCEQ permission to control, abate, and amend the harmful excess of waters and overflowed lands within the District. Harrington/Turner Enterprises LP has not proven nor can it prove that it can or will fully control, abate, and amend these material harms. The paving of approximately 110 acres will result in dangerous flooding. Harrington/Turner Enterprises LP never mentions excess of waters and overflowed lands outside the MUD, where our adjacent property is located. We are affected parties. Our Murphy home is within .1 of Maxwell Creek and within .3 mile of the proposed Sewage Plant and MUD. A significant portion of our Murphy land is in the flood plain created by Maxwell Creek. Harm to our health, soil erosion, massive flooding and substantial property devaluation among other adverse impacts will occur if the Harmful MUD Activities are permitted. Harrington/Turner Enterprises LP failed to provide the notice of the Revised Petition required under the law. Restore the Grasslands LLC and Harrington/Turner Enterprises, LP. failed to provide the notice of the Sewage Plant Application required under the law. The Harmful MUD Activities are NOT necessary for important economic or social development. The policies of regionalization and anti-degradation will be violated should the Harmful MUD Activities be permitted. TCEQ should not permit the MUD. The Harmful MUD Activities in Collin County and will violate existing Collin County policy by causing adverse impacts to many property owners. The Collin County Commissioners Court in a published report dated September 28, 2020 stated this important policy: Adverse impacts shall not be allowed within the County. Adverse impacts take place when the actions of one property owner adversely affects the rights of another property owner. Maxwell Creek is a valuable year round flowing natural creek surrounded by areas of exceptional recreational, such as parks and hiking trails, and ecological, such as aquatic and other wildlife, significance. The quality of Maxwell Creek, and its substantial high quality aquatic life, and downstream cannot be maintained or protected if the Harmful MUD Activities are permitted. The Harmful MUD Activities will result in the substantial and material lowering of water quality of Maxwell Creek and downstream by more than a de minimis extent and as a result existing use will be materially impaired. The Harmful MUD Activities will cause substantial and material degradation of waters in Maxwell Creek and downstream that exceeds fishable/swimmable quality and should not be allowed. The Harmful MUD Activities will cause many substantial and foreseeable adverse impacts to us personally given our extremely close proximity, as noted above, to the proposed District and to Maxwell Creek, including, without limitation, the foreseeable adverse impacts of: (1) material and substantial degradation of the water quality in Maxwell Creek and downstream; (2) material and substantial erosion of soil in and around Maxwell Creek and downstream; (3) material and substantial damage to two historical landmarked cemeteries, each of more than 100 years old, which are adjacent to Maxwell Creek; (4) material and substantial degradation and harm to aquatic

life in Maxwell Creek and downstream; (5) material and substantial risk of known harm to our health; (6) material and substantial damage to the local and surrounding economies as residents will have no choice but to relocate; (7) material and substantial damage to wildlife, including protected and/or endangered species in and around Maxwell Creek and downstream; (8) material and substantial visual, noise and odor harmful, actionable nuisances, other torts and foreseeable damages; (9) material and substantial decrease in the market value of our Murphy, Texas home; (10) material and substantial flooding; and (11) material and substantial degradation of important vegetation in and around Maxwell Creek. We kindly request that the TCEQ deny the Revised Petition in its entirety, as no adjustment can save the Revised Petition. We reserve our rights to submit additional arguments. Kindly include us on the applicable notice mailing list and please let us know the status of your TCEQ process. Thank you, Wade and Scheri Cloud

To the Texas Commission on Environmental Quality ("**TCEQ**") on December 6, 2021: Kindly consider these comments during the **Formal Comment Period of the Public Hearing, which is occurring at this moment.**

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We assert the Applicant wholly lacks a valid legal status to file the Application and we assert the Application must be denied due to Applicant not having the required legal status to file the Application as commented by Murphy's counsel at the Public Hearing.

Although we are affected property owners we did not receive the formal notice required for the Application. We received informal notice from a neighbor only on October 8, 2021. Applicant's failure to provide required notice to affected residents and entities and troubling inaccuracies are material defects in the Application which cannot be remedied, and should not be rewarded, under the law.

Applicant seeks to build a Sewage Plant on purported ETJ land in Collin County which sits between the cities of Murphy and Parker. Murphy, settled in the 1800's, is already fully developed. Parker, settled in the 1800's, is already fully developed. The substantial and material lowering of water quality is NOT necessary for important economic or social development.

The policies of regionalization and anti-degradation will be violated should the Application be approved and the permit sought by Applicant issued. A TIER 2 review, *at a minimum*, is necessary, and such review will require the denial of the Application.

We respectfully refer to the letter dated November 10, 2021 from Texas Parks & Wildlife to the TCEQ regarding the Application. Texas Parks & Wildlife does not support the Application. Texas Parks & Wildlife points our material inconsistencies in the Application and recommends seeking alternatives to the Sewage Plant. On its official web site Murphy has posted its approved **$44,472,286** 2022 budget. In that document on page 9 Murphy lists as a guiding principle that we will have attractive and inviting parks and trails. Murphy has already spent millions of taxpayer dollars on developing, improving and promoting its natural centerpiece, Maxwell Creek, which will be ruined by the Sewage Plant. Murphy also lists the guiding principle of we will seek innovative solutions for local issues.

The actions for which Applicant seeks TCEQ permission will violate existing Collin County policy. The Collin County Commissioners Court in a published report dated September 28, 2020 stated this important policy:
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Part B --A portion of our Murphy land is in the flood plain created by Maxwell Creek, which flood risk will be substantially increased should the Application be approved and the permit sought be issued. Maxwell Creek is a valuable year round flowing natural creek surrounded by areas of exceptional recreational, such as parks and hiking trails, and ecological, such as aquatic and other wildlife, significance. The quality of Maxwell Creek, and its substantial high quality aquatic life, and downstream cannot be maintained or protected if the Application is approved and the permit sought is issued.

The Sewage Plant and related discharge will result in the substantial and material lowering of water quality of Maxwell Creek and downstream by more than a *de minimis* extent and as a result existing use will be materially impaired. The Sewage Plant and related discharge will cause substantial and material degradation of waters in Maxwell Creek and downstream that exceeds fishable/swimmable quality and should not be allowed.

To illustrate the **historic important value** of a clean, safe and protected Maxwell Creek to the city of Murphy, kindly consider this description from the city of Murphy web site:

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). These facilities were constructed in 2008.

The proposed Sewage Plant and related discharge, if permitted by the TCEQ, will cause many material and substantial adverse impacts to us personally given our extremely close proximity, as noted above, to the proposed Sewage Plant and to Maxwell Creek, including, without limitation, the adverse impacts of: (1) material and substantial degradation of the water quality in Maxwell Creek and downstream; (2) material and substantial erosion of soil in and around Maxwell Creek and downstream; (3) material and substantial damage to two historical landmarked cemeteries, each of more than 100 years old, which are adjacent to Maxwell Creek; (4) material and substantial degradation and harm to aquatic life in Maxwell Creek and downstream; (5) material and substantial risk of known harm to our health; (6) material and substantial damage to the local and surrounding economies as residents will have no choice but to relocate; (7) material and substantial damage to wildlife, including protected and/or endangered species in and around Maxwell Creek and downstream; (8) material and substantial visual, noise and odor harmful nuisances; (9) material and substantial decrease in the market value of our Murphy, Texas home; (10) material and substantial enhanced flood

risk from Maxwell Creek, both upstream and downstream, as a portion of our land is already in the flood plain created by Maxwell Creek; and (11) material and substantial degradation of important vegetation in and around Maxwell Creek. **All of these adverse impacts are foreseeable.** Maxwell Creek flows adjacent to and/or in close proximity to many schools including, without limitation, Tibbals Elementary, Hunt Elementary, Murphy Middle School, and McMillen High School, playgrounds and other recreational features such as hiking trails, Liberty Ridge Park, Waters Edge Park, and Murphy Central Park in Murphy, as well as City of Parker recreation areas. We and other residents pay for these amenities and schools through taxes. The proposed Sewage Plant and related discharge, if permitted by the TCEQ, will cause many material and substantial adverse impacts to thousands of residents of Murphy, Parker and surrounding communities.

Our list of disputed facts includes any and all facts, or purported facts, Applicant and any other person or entity asserts in support of the Application and/or in opposition to any of our claims and assertions set forth herein. In addition, we dispute, and include on our list of disputed facts, these disputed facts and conclusions cited in the October 6, 2021 Statement of Basis/Technical Summary and Executive Director's Preliminary Decision, namely,

(1) We dispute the statement that existing water quality uses of the water in Maxwell Creek will not be impaired by the permit action;

(2) We dispute the statement that numerical and narrative criteria to protect existing uses in Maxwell Creek will be maintained;

(3) We dispute the statement that a Tier 2 review is not required and we dispute the statement that no exceptional, high, or intermediate aquatic life uses water bodies have been identified in the discharge route;

(4) We dispute the statement that existing uses in Maxwell Creek will be maintained and protected should the Application be approved;

(5) We dispute the statement that the discharge from the permit sought by Applicant is not expected to have an effect on any federal endangered or threatened aquatic or aquatic-dependent species or proposed species of their critical habitat;

(6) We dispute the statement that the permit sought by Applicant does not require EPA review with respect to the presence of endangered or threatened species;

(7) We dispute the statement that the effluent levels in the draft permit will maintain and protect existing instream uses;

(8) We dispute the statement that existing water quality uses in Maxwell Creek will not be impaired by the permit action; and

(9) We dispute the statement that effluent levels, limitations and conditions in the draft permit comply with federal and state law, including without limitation, requirements for secondary treatment and the requirement for disinfection.

The material adverse effects or impacts of the Sewage Plant and related discharge will be felt at our affected Murphy home and throughout the communities of Parker, Murphy, Lucas, Wylie, Sachse and beyond. The Sewage Plant and related discharge will cause adverse effects not only to our home, many other existing residents but also to the future residents of the proposed high density sub-division on the purported ETJ land.

Parker, adjacent to the purported ETJ at issue, generally has required septic tanks, which have worked fine for years, and required lot sizes necessary for septic tanks. Murphy, also adjacent to the purported ETJ at issue, provides city sewer services. The Sewage Plant and related discharge will result in an unauthorized property taking and foreseeable damages. All parties who will be involved in the MUD, the Sewage Plant, and the related discharge have been, and remain, on proper notice for substantial damages. If the permit is finally approved, the voters who have paid their taxes, cast their votes in elections for our elected officials, and paid for city services will be called upon to lose all of their property values to sewage from homes not in their cities.

We kindly request that the TCEQ deny the Application in its entirety, as no amendment can save the Application. **The fact of building and operating the Sewage Plant will cause irreparable harm and substantial damages to us and many, many others**. We reserve our rights to submit additional arguments. Kindly include us on the applicable notice mailing list and please let us know the status of your TCEQ process.

Thank you,

Wade and Scheri Cloud

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 3, 2022 8:34 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: WADE AND SCHERI CLOUD OPPOSITION AGAINST SEWAGE PLANT DATED 12-6-2021 PERMIT NUMBER WQ0016003001.pdf

eComment = comment

Associate to D-04122021-017

Attachment = H, RFR
Associate to WQ0016003001

From: smcbyses@verizon.net <smcbyses@verizon.net>
Sent: Wednesday, February 2, 2022 9:08 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: Don Wade Cloud, JR

E-MAIL: smcbyses@verizon.net

COMPANY:

ADDRESS: 103 SALSBURY CIR
MURPHY TX 75094-4122

PHONE: 9725673669

FAX:

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Lori Rowe

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eComment = comment

Associate to D-04122021-017

Attachment = H, RFR
Associate to WQ0016003001

From: smcbyses@verizon.net <smcbyses@verizon.net>
Sent: Wednesday, February 2, 2022 9:08 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: Don Wade Cloud, JR

E-MAIL: smcbyses@verizon.net

COMPANY:

ADDRESS: 103 SALSBURY CIR
MURPHY TX 75094-4122

PHONE: 9725673669

FAX:

COMMENTS: 2-2-2022 Continuation of Clouds just submitted comments - part B- TCEQ should not permit the MUD. The Harmful MUD Activities in Collin County and will violate existing Collin County policy by causing adverse impacts to many property owners. The Collin County Commissioners Court in a published report dated September 28, 2020 stated this important policy: Adverse impacts shall not be allowed within the County. Adverse impacts take place when the actions of one property owner adversely affects the rights of another property owner. Maxwell Creek is a valuable year round flowing natural creek surrounded by areas of exceptional recreational, such as parks and hiking trails, and ecological, such as aquatic and other wildlife, significance. The quality of Maxwell Creek, and its substantial high quality aquatic life, and downstream cannot be maintained or protected if the Harmful MUD Activities are permitted. The Harmful MUD Activities will result in the substantial and material lowering of water quality of Maxwell Creek and downstream by more than a de minimis extent and as a result existing use will be materially impaired. The Harmful MUD Activities will cause substantial and material degradation of waters in Maxwell Creek and downstream that exceeds fishable/swimmable quality and should not be allowed. The Harmful MUD Activities will cause many substantial and foreseeable adverse impacts to us personally given our extremely close proximity, as noted above, to the proposed District and to Maxwell Creek, including, without limitation, the foreseeable adverse impacts of: (1) material and substantial degradation of the water quality in Maxwell Creek and downstream; (2) material and substantial erosion of soil in and around Maxwell Creek and downstream; (3) material and substantial damage to two historical landmarked cemeteries, each of more than 100 years old, which are adjacent to Maxwell Creek; (4) material and substantial degradation and harm to aquatic life in Maxwell Creek and downstream; (5) material and substantial risk of known harm to our health; (6) material and substantial damage to the local and surrounding economies as residents will have no choice but to relocate; (7) material and substantial damage to wildlife, including protected and/or endangered species in and around Maxwell Creek and downstream; (8) material and substantial visual, noise and odor harmful, actionable nuisances, other torts and foreseeable damages; (9) material and substantial decrease in the market value of our Murphy, Texas home; (10) material and substantial flooding; and (11) material and substantial degradation of important vegetation in and around Maxwell Creek. We kindly request that the TCEQ deny the Revised Petition in its entirety, as no adjustment can save the Revised Petition. We reserve our rights to submit additional arguments. Kindly include us on the applicable notice mailing list and please let us know the status of your TCEQ process. Thank you, Wade and Scheri Cloud

To the Texas Commission on Environmental Quality ("**TCEQ**") on December 6, 2021: Kindly consider these comments during the **Formal Comment Period of the Public Hearing, which is occurring at this moment.**

Our names, address, phone number and email address are submitted electronically to the TCEQ simultaneously with these comments. We respectfully submit to the **TCEQ** this supplement to our prior comments of on or about October 9, 2021 and on or about November 9, 2021, which we continue to assert, and respectfully again request a contested case hearing on the 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**") to construct on purported, in part, ETJ land in Collin County a wastewater treatment plant (the"**Sewage Plant**") within .3 mile or less of our Murphy home which plant will discharge sewage into Maxwell Creek and downstream which runs within .1 mile or less of our affected Murphy home located in **Collin County, Texas**. We continue to vigorously oppose the Application. **We also request that TCEQ reconsider** its decision to issue the preliminary draft permit. We request TCEQ to withdraw the preliminary draft permit. Applicant should not benefit from submitting a faulty and misleading application and avoiding giving required notice.

We assert the Applicant wholly lacks a valid legal status to file the Application and we assert the Application must be denied due to Applicant not having the required legal status to file the Application as commented by Murphy's counsel at the Public Hearing.

Although we are affected property owners we did not receive the formal notice required for the Application. We received informal notice from a neighbor only on October 8, 2021. Applicant's failure to provide required notice to affected residents and entities and troubling inaccuracies are material defects in the Application which cannot be remedied, and should not be rewarded, under the law.

Applicant seeks to build a Sewage Plant on purported ETJ land in Collin County which sits between the cities of Murphy and Parker. Murphy, settled in the 1800's, is already fully developed. Parker, settled in the 1800's, is already fully developed. The substantial and material lowering of water quality is NOT necessary for important economic or social development.

The policies of regionalization and anti-degradation will be violated should the Application be approved and the permit sought by Applicant issued. A TIER 2 review, *at a minimum*, is necessary, and such review will require the denial of the Application.

We respectfully refer to the letter dated November 10, 2021 from Texas Parks & Wildlife to the TCEQ regarding the Application. Texas Parks & Wildlife does not support the Application. Texas Parks & Wildlife points our material inconsistencies in the Application and recommends seeking alternatives to the Sewage Plant. On its official web site Murphy has posted its approved **$44,472,286** 2022 budget. In that document on page 9 Murphy lists as a guiding principle that we will have attractive and inviting parks and trails. Murphy has already spent millions of taxpayer dollars on developing, improving and promoting its natural centerpiece, Maxwell Creek, which will be ruined by the Sewage Plant. Murphy also lists the guiding principle of we will seek innovative solutions for local issues.

The actions for which Applicant seeks TCEQ permission will violate existing Collin County policy. The Collin County Commissioners Court in a published report dated September 28, 2020 stated this important policy:
Adverse impacts shall not be allowed within the County. Adverse impacts take place when the actions of one property owner adversely affects the rights of another property owner.

Part B --A portion of our Murphy land is in the flood plain created by Maxwell Creek, which flood risk will be substantially increased should the Application be approved and the permit sought be issued. Maxwell Creek is a valuable year round flowing natural creek surrounded by areas of exceptional recreational, such as parks and hiking trails, and ecological, such as aquatic and other wildlife, significance. The quality of Maxwell Creek, and its substantial high quality aquatic life, and downstream cannot be maintained or protected if the Application is approved and the permit sought is issued.

The Sewage Plant and related discharge will result in the substantial and material lowering of water quality of Maxwell Creek and downstream by more than a *de minimis* extent and as a result existing use will be materially impaired. The Sewage Plant and related discharge will cause substantial and material degradation of waters in Maxwell Creek and downstream that exceeds fishable/swimmable quality and should not be allowed.

To illustrate the **historic important value** of a clean, safe and protected Maxwell Creek to the city of Murphy, kindly consider this description from the city of Murphy web site:

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). These facilities were constructed in 2008.

The proposed Sewage Plant and related discharge, if permitted by the TCEQ, will cause many material and substantial adverse impacts to us personally given our extremely close proximity, as noted above, to the proposed Sewage Plant and to Maxwell Creek, including, without limitation, the adverse impacts of: (1) material and substantial degradation of the water quality in Maxwell Creek and downstream; (2) material and substantial erosion of soil in and around Maxwell Creek and downstream; (3) material and substantial damage to two historical landmarked cemeteries, each of more than 100 years old, which are adjacent to Maxwell Creek; (4) material and substantial degradation and harm to aquatic life in Maxwell Creek and downstream; (5) material and substantial risk of known harm to our health; (6) material and substantial damage to the local and surrounding economies as residents will have no choice but to relocate; (7) material and substantial damage to wildlife, including protected and/or endangered species in and around Maxwell Creek and downstream; (8) material and substantial visual, noise and odor harmful nuisances; (9) material and substantial decrease in the market value of our Murphy, Texas home; (10) material and substantial enhanced flood

risk from Maxwell Creek, both upstream and downstream, as a portion of our land is already in the flood plain created by Maxwell Creek; and (11) material and substantial degradation of important vegetation in and around Maxwell Creek. **All of these adverse impacts are foreseeable.** Maxwell Creek flows adjacent to and/or in close proximity to many schools including, without limitation, Tibbals Elementary, Hunt Elementary, Murphy Middle School, and McMillen High School, playgrounds and other recreational features such as hiking trails, Liberty Ridge Park, Waters Edge Park, and Murphy Central Park in Murphy, as well as City of Parker recreation areas. We and other residents pay for these amenities and schools through taxes. The proposed Sewage Plant and related discharge, if permitted by the TCEQ, will cause many material and substantial adverse impacts to thousands of residents of Murphy, Parker and surrounding communities.

Our list of disputed facts includes any and all facts, or purported facts, Applicant and any other person or entity asserts in support of the Application and/or in opposition to any of our claims and assertions set forth herein. In addition, we dispute, and include on our list of disputed facts, these disputed facts and conclusions cited in the October 6, 2021 Statement of Basis/Technical Summary and Executive Director's Preliminary Decision, namely,

(1) We dispute the statement that existing water quality uses of the water in Maxwell Creek will not be impaired by the permit action;

(2) We dispute the statement that numerical and narrative criteria to protect existing uses in Maxwell Creek will be maintained;

(3) We dispute the statement that a Tier 2 review is not required and we dispute the statement that no exceptional, high, or intermediate aquatic life uses water bodies have been identified in the discharge route;

(4) We dispute the statement that existing uses in Maxwell Creek will be maintained and protected should the Application be approved;

(5) We dispute the statement that the discharge from the permit sought by Applicant is not expected to have an effect on any federal endangered or threatened aquatic or aquatic-dependent species or proposed species of their critical habitat;

(6) We dispute the statement that the permit sought by Applicant does not require EPA review with respect to the presence of endangered or threatened species;

(7) We dispute the statement that the effluent levels in the draft permit will maintain and protect existing instream uses;

(8) We dispute the statement that existing water quality uses in Maxwell Creek will not be impaired by the permit action; and

(9) We dispute the statement that effluent levels, limitations and conditions in the draft permit comply with federal and state law, including without limitation, requirements for secondary treatment and the requirement for disinfection.

The material adverse effects or impacts of the Sewage Plant and related discharge will be felt at our affected Murphy home and throughout the communities of Parker, Murphy, Lucas, Wylie, Sachse and beyond. The Sewage Plant and related discharge will cause adverse effects not only to our home, many other existing residents but also to the future residents of the proposed high density sub-division on the purported ETJ land.

Parker, adjacent to the purported ETJ at issue, generally has required septic tanks, which have worked fine for years, and required lot sizes necessary for septic tanks. Murphy, also adjacent to the purported ETJ at issue, provides city sewer services. The Sewage Plant and related discharge will result in an unauthorized property taking and foreseeable damages. All parties who will be involved in the MUD, the Sewage Plant, and the related discharge have been, and remain, on proper notice for substantial damages. If the permit is finally approved, the voters who have paid their taxes, cast their votes in elections for our elected officials, and paid for city services will be called upon to lose all of their property values to sewage from homes not in their cities.

We kindly request that the TCEQ deny the Application in its entirety, as no amendment can save the Application. **The fact of building and operating the Sewage Plant will cause irreparable harm and substantial damages to us and many, many others**. We reserve our rights to submit additional arguments. Kindly include us on the applicable notice mailing list and please let us know the status of your TCEQ process.

Thank you,

Wade and Scheri Cloud

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 14, 2022 11:14 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

DIS
126259

H

From: mike.dalal@yahoo.com <mike.dalal@yahoo.com>
Sent: Monday, February 14, 2022 12:04 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: Meerna Dalal

E-MAIL: mike.dalal@yahoo.com

COMPANY:

ADDRESS: 1308 SALSBURY CIR
MURPHY TX 75094-4129

PHONE: 4694069508

FAX:

COMMENTS: Please consider this comment as my written request for a contested case hearing. As a property owner within one mile of the proposed MUD site, my property falls within what is required to be considered an "affected party." This revised permit application provokes all the same concerns as the other permit. Being so close to Maxwell creek, I am extremely considered about the possibility of flooding, in addition to the other health and property concerns that would result from having this facility so close to a residential area. The area surrounding Maxwell creek should be

preserved and not be damaged as a result of MUD. I respectfully request that the Board not approve this permit application.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 14, 2022 11:14 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: meernadalal@yahoo.com <meernadalal@yahoo.com>
Sent: Sunday, February 13, 2022 11:11 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: Meerna Dalal

E-MAIL: meernadalal@yahoo.com

COMPANY:

ADDRESS: 1308 SALSBURY CIR
MURPHY TX 75094-4129

PHONE: 2142357327

FAX:

COMMENTS: I write to communicate my strong opposition to the revised MUD permit application (D-04122021-017). My Salsbury Circle home in Murphy, Texas is less than one mile away from the proposed MUD site, thus making my property an "affected party." I respectfully request a contested case hearing on this matter. My previous complaints and concerns expressed regarding the potential negative health and property implications, which I believe have a very high probability of occurring as a result of the approval of this permit, remain unresolved. A large amount of Murphy

residents oppose the construction of MUD, and I respectfully request that the Board take the public interest into consideration when assessing this permit application.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 14, 2022 11:17 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D04122021017

H

From: mike.dalal@yahoo.com <mike.dalal@yahoo.com>
Sent: Monday, February 14, 2022 11:06 AM
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: Michael N Dalal

E-MAIL: mike.dalal@yahoo.com

COMPANY:

ADDRESS: 1308 SALSBURY CIR
MURPHY TX 75094-4129

PHONE: 4694069508

FAX:

COMMENTS: Please consider this comment as my written request for a contested case hearing. As a property owner within one mile of the proposed MUD site, my property falls within what is required to be considered an "affected party." This revised permit application provokes all the same concerns as the other permit. Being so close to Maxwell creek, I am extremely concerned about the possibility of flooding, in addition to the other health and property concerns that would result from having this facility so close to a residential area. The area surrounding Maxwell creek should be

preserved and not be damaged as a result of MUD. I respectfully request that the Board not approve this permit application.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 9:16 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: mike@daniel.net <mike@daniel.net>
Sent: Thursday, February 24, 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: James M Daniel

E-MAIL: mike@daniel.net

COMPANY: Daniel Data Consulting

ADDRESS: 204 HIGH POINT DR
MURPHY TX 75094-4100

PHONE: 2145053082

FAX:

COMMENTS: I request a contested hearing

LAW OFFICE OF STEPHEN C. DICKMAN

6005 Upvalley Run
Austin, Texas 78731
Tel: 512-922-7137
Fax: 512-454-8495
Email: sdickmanlaw@att.net
Website: https://www.sdickmanlaw.com

REVIEWED
FEB 18 2022
By GCW
CHIEF CLERKS OFFICE
2022 FEB 18 AM 9:51
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

February 17, 2022

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

DIS
126259

Re: Petition for Creation of Collin County M.U.D. No. 7;
TCEQ Internal Control No. D-04122021-017;
Request for Contested Case Hearing

Dear TCEQ Chief Clerk:

The City of Murphy (the "City") hereby submits this request for contested case hearing on the proposed creation of Collin County Municipal Utility District No. 7 (the "MUD"). In accordance with 30 TEX. ADMIN. CODE ("TAC") § 55.251, the City provides the following information:

Deadline for filing hearing request (§55.251(d)): The Notice of District Petition for the above-referenced district was published in the January 19-20, 2022 edition of the Murphy Monitor, The Sachse News and The Wylie News. Such notice stated that the deadline for filing a request for contested case hearing was 30 days after the date of publication. Therefore the deadline for filing a request for contested case hearing is February 18 at the earliest and this request for contested case hearing is timely filed.

Identification of person requesting contested case hearing (§55.251(c)(1)): The City of Murphy is filing this request for contested case hearing. The City is represented in this matter by the undersigned attorney whose contact information is as stated in the above letterhead.

The City's status as "Affected Person" with personal justiciable interest (§55.251(c)(2)): The City is a home rule municipality whose incorporated limits are directly adjacent to the southern boundary of the proposed MUD. See the map provided as Exhibit 1 showing the location of the City's incorporated limits with respect to the proposed MUD. The City will be affected by the creation of the proposed MUD in a manner not common to members of the public generally in that the water, wastewater, drainage and roadway activities to be undertaken by the proposed MUD will have potential impacts on these same services being provided by the City on directly adjacent land within the City's incorporated limits. Pursuant to 30 TAC §55.256(a)(6), as a governmental entity and a home rule municipality, the City has statutory authority over, and an interest in, the MUD creation issues set forth in Tex. Water Code §54.021(b) as follows:

I. Availability of Comparable Service From Other Systems Tex. Water Code §54.021(b)(1)

By a letter dated January 7, 2022 addressed to "residents and interested parties" (see copy attached as Exhibit 2), Restore the Grasslands LLC as the developer of the proposed MUD, stated that *"the most logical provider [of wastewater service] is the City of Murphy"* and then described how the developer has submitted a proposal to the City of Murphy to connect to the City's existing wastewater trunkline which is located only a few hundred feet from the proposed MUD development. The City is currently in discussions with Harrington/Turner Enterprises LP as the MUD property landowner and Restore the Grasslands LLC regarding the terms and conditions under which the City will provide wastewater service to the proposed MUD development. The City will allow the proposed MUD development to tie-in to the City's wastewater system if the MUD developer and landowner will agree (i) to bear the full cost of any necessary modifications to the City's wastewater system necessitated by the tie-in, and (ii) to make reasonable modifications of their project concept plan to be consistent with an adjacent residential development. Such wastewater service would be provided by the City in a much more cost-effective and environmentally protective manner than if wastewater service were to be provided by the small package sewer plant proposed by the MUD developer.

II. Unreasonable Effect of Proposed MUD Development on Natural Run-Off Rates and Drainage Tex. Water Code §54.021(b)(3)(E)

In its November 10, 2021 request for contested case hearing on the proposed MUD's wastewater discharge permit (proposed TCEQ Permit No. WQ0016003-001), the City described various adverse flooding and drainage impacts on Maxwell Creek which would be receiving the wastewater effluent flows from the proposed MUD's package sewer plant. Although the proposed wastewater plant itself does not appear to be located in a designated flood zone, it is located immediately adjacent to FEMA Zone "AE" which is the 100-year floodplain. In fact, the 150-ft. buffer zone for the facility lies within the 100-year floodplain. Any existing error in how the Zone AE boundaries were drawn, or a future modification by FEMA of the AE Zone boundary line of only a few feet to the west, would place the proposed MUD's package sewer plant within the 100-year flood zone and necessitate specially-designed flood protection features to safeguard City of Murphy property on Maxwell Creek which is located immediately downstream of the MUD's sewer plant. Moreover, such City-owned land is within the regulatory floodway designated by FEMA and so the addition of up to 200,000 gals/day of effluent discharge with peak flows of 556 gals/minute will significantly add to and exacerbate potential flood dangers and uncontrolled erosion of the City-owned land along Maxwell Creek.

The City is especially concerned about flooding impacts from the proposed MUD development because the City has recently committed substantial amounts of capital funding to improve drainage on Maxwell Creek and to enhance recreational offerings along the banks of Maxwell Creek. In 2019, the city completed $1.10 million of drainage easement rehabilitation and culvert construction at the City's Lonesome Dove Park which is within one-half mile of the proposed MUD's wastewater plant. In 2020, the City completed $850,000 in park improvements

at the Waters Edge Park which is located approximately one mile downstream from Lonesome Dove Park. These improvements included construction of the City's first purpose-built playground for children with disabilities. As adopted in 2017, the City's Parks and Trails Master Plan codifies the City's intention to build out and extend the existing Maxwell Creek trail system so as to connect all recreational facilities located along Maxwell Creek including Tracts 9, 11, 12 and 13 as referenced above. Any contribution of the proposed MUD development to greater flood flows in Maxwell Creek threaten to diminish the value of the costly capital drainage improvements the City has made and will be making in the future.

III. Unreasonable Effect of Proposed MUD Development on Water Quality Tex. Water Code §54.021(b)(3)(F)

The City-owned property on Maxwell Creek downstream of the discharge point is used and enjoyed by numerous City residents every year for walking, jogging, biking, fishing, swimming and aesthetic enjoyment. Under the effluent parameters set forth in the draft wastewater permit for the proposed MUD, the effluent discharge from the proposed MUD's sewer plant will result in the creation of algae blooms which in summer months will decay, create offensive smells and impair the existing uses of the land. Moreover, in performing its Tier 1 anti-degradation review for the wastewater permit, TCEQ has not adequately considered the existing public contact and recreational uses of Maxwell Creek within this City-owned land. Moreover, the City-owned land immediately downstream of the proposed MUD development is used and occupied by numerous city residents and city employees throughout the year. These residents and city employees may come into contact with the waters in Maxwell Creek either intentionally or inadvertently. Any inadequately treated wastewater effluent discharged from the proposed MUD's package sewer plant may contain significant and harmful concentrations of bacteria, viruses, pathogens and chemical contaminants (e.g., hydrogen sulfide gasses) that are harmful to human health. Finally, the thriving and diverse aquatic life community in Maxwell Creek, including designated endangered or threatened species, will be adversely affected by any inadequately treated wastewater from the proposed MUD development.

IV. Unreasonable Effect of Proposed MUD Development on Groundwater Tex. Water Code §54.021(b)(3)(C) and (D)

There are several near-surface groundwater formations along and near Rolling Ridge Drive as noted by various Rolling Ridge Drive homeowners in their comments filed in the proposed MUD's wastewater permit case (*see e.g.,* the comments of Carolyn Jean Moebius). There may be adverse impacts of the proposed MUD's wastewater discharges on these groundwater resources, but the MUD developer has failed to evaluate or even identify these potential groundwater impacts in its MUD creation application or engineering report. Moreover, the MUD developer failed to evaluate the potential impacts of extensive new impervious cover within the MUD development on recharge capability of these local groundwater resources.

Thank you for your consideration of this request for contested case hearing. The City of Murphy reserves the right to supplement this request for hearing with additional information as it

becomes known. If you have any questions concerning the information herein, please feel free to contact me at any time.

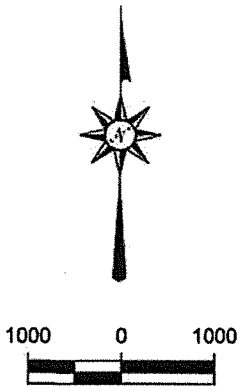
Very truly yours,

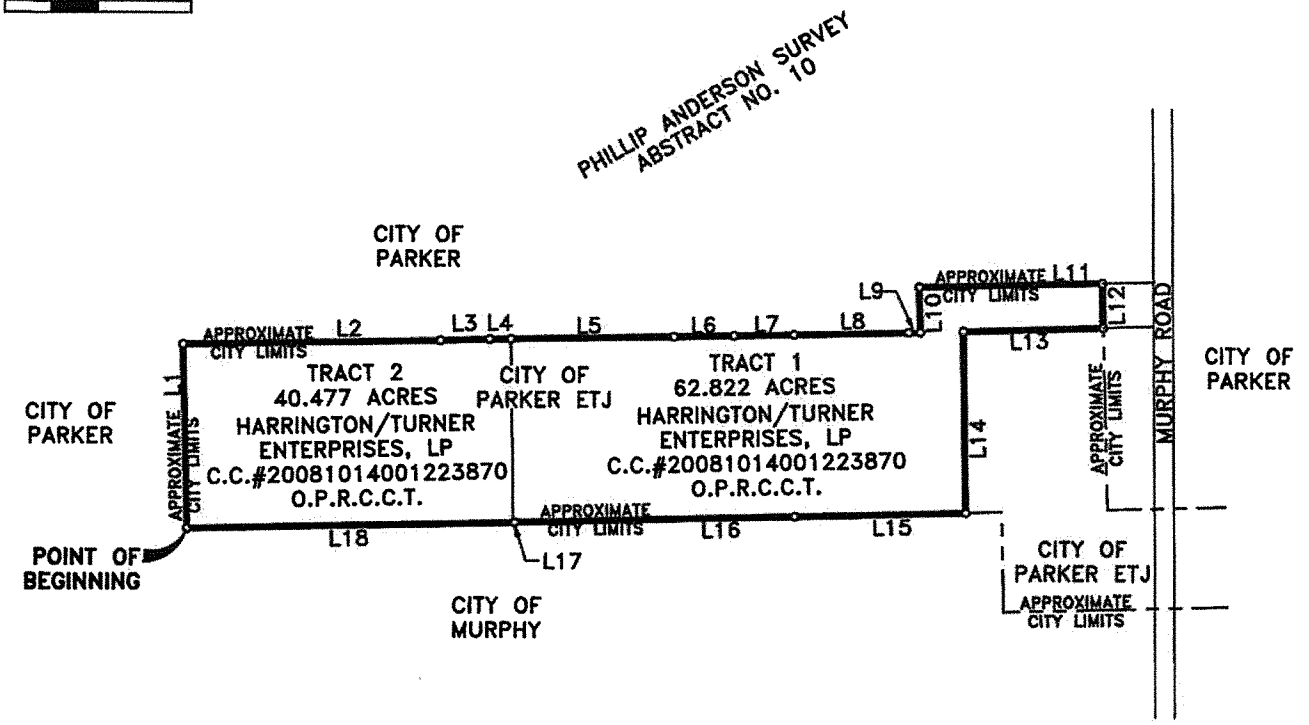


Stephen C. Dickman
Attorney for the City of Murphy

cc: Chris Ulmann, P.E., TCEQ Water Supply Division, Districts Section Manager
Timothy G. Green, Coats Rose Law Firm

Exhibit [redacted] 1





LINE	BEARING	DISTANCE
L1	N01°29'40"W	1002.43'
L2	N88°57'12"E	1391.03'
L3	N88°22'14"E	263.27'
L4	N89°12'05"E	113.28'
L5	N89°02'10"E	888.35'
L6	N88°53'56"E	326.30'
L7	N88°52'29"E	326.37'
L8	N88°46'49"E	614.30'
L9	N88°36'08"E	63.33'
L10	N01°43'10"W	244.84'
L11	N88°41'07"E	992.61'
L12	S01°29'40"E	240.38'
L13	S88°20'46"W	756.92'
L14	S01°03'44"E	986.81'
L15	S88°36'46"W	921.90'
L16	S88°39'05"W	1525.36'
L17	S79°08'45"W	6.81'
L18	S88°45'42"W	1759.44'

LEGEND

CC#	COUNTY CLERK FILE No.
O.P.R.C.C.T.	OFFICIAL PROPERTY RECORDS, COLLIN COUNTY, TEXAS

PAGE 2 OF 2

DATE:	02/22/2021
DRWN BY:	S.A.T.
CHKD BY:	M.J.B.
PROJ NO.	0133

EXHIBIT "A"

COLLIN COUNTY MUNICIPAL DISTRICT
No. 7 EXHIBIT
IN THE
PHILLIP ANDERSON SURVEY, ABSTRACT No. 10
COLLIN COUNTY, TEXAS

LJA Surveying, Inc.
6060 North Central Expressway
Suite 440
Dallas, Texas 75206
Phone 469.621.0710
T.B.P.E.L.S. Firm No. 10194465

S:\NTX-LAND\0133\200_SURVEY\280_Easements\0133EX01.dwg 2/23/2021

COATS | ROSE

A PROFESSIONAL CORPORATION

TIMOTHY G. GREEN
DIRECTOR

TGREEN@COATSROSE.COM
DIRECT: (972) 982-8452
FAX: (972)-702-0662

January 7, 2022

Residents and Interested Parties

Re: Wastewater Treatment Plant Discharge Permit Application

This law firm represents Restore the Grasslands, LLC ("RTG") and I am writing this letter to clarify some of the information that was provided to you at the TCEQ's December 6, 2021, Public Meeting.

RTG is requesting a waste discharge permit to allow it to build a 200,000 gallons per day "(GPD") wastewater treatment plant and discharge the treated effluent into Maxwell Creek. The waste discharge permit is sized to serve solely RTG's approximately 115 acre planned development (the "RTG Property"). Before filing its wastewater permit application, RTG contacted every nearby city, requesting wastewater service. All of them, including the cities of Parker and Murphy, declined to enter into any discussion with RTG.

When reaching out to all potential providers of wastewater services, RTG realized that the most logical provider is the City of Murphy. The City of Murphy has an existing wastewater trunkline only a few hundred feet from the RTG Property. Such trunkline acts as a collector of wastewater that goes for treatment to the North Texas Municipal Water District ("North Texas MWD") Wastewater Plant, which is approximately 7 miles from the RTG Property. North Texas MWD has informed RTG that it has capacity to treat RTG's wastewater. North Texas MWD only needs the City of Murphy to agree to allow RTG access into the trunkline.

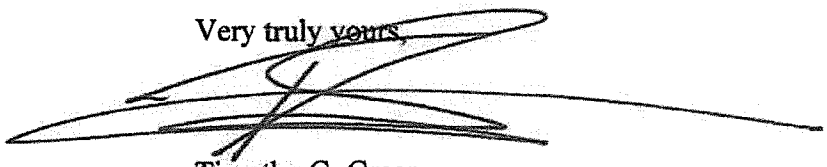
After the December 6, 2021 Public Meeting, RTG again reached out to the City of Murphy and was told by the City Manager for RTG to make a proposal, which he would submit to the City Council for consideration. RTG has submitted such proposal, which provides for RTG to pay 100% of all costs associated with the requested wastewater service and for the City of Murphy to make an annual profit for providing such service. RTG expects the City of Murphy City Council to consider this proposal after the holidays.

In closing, RTG 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 existing North Texas MWD Plant. However, the only way this can occur is if the City of Murphy agrees to permit the wastewater to be discharged into the City of Murphy's existing

Exhibit 2

wastewater trunkline. If you would like to provide any input to the City of Murphy City Council before it considers RTG's proposal, please contact the City of Murphy through its City Manager or City Council Persons. The applicable contact information is below.

Very truly yours,



Timothy G. Green

City Council Persons and
City Manager

Mayor Scott Bradley
sbradley@murphytx.org

Elizabeth Abrahams City Council Place 1
eabrahams@murphytx.org

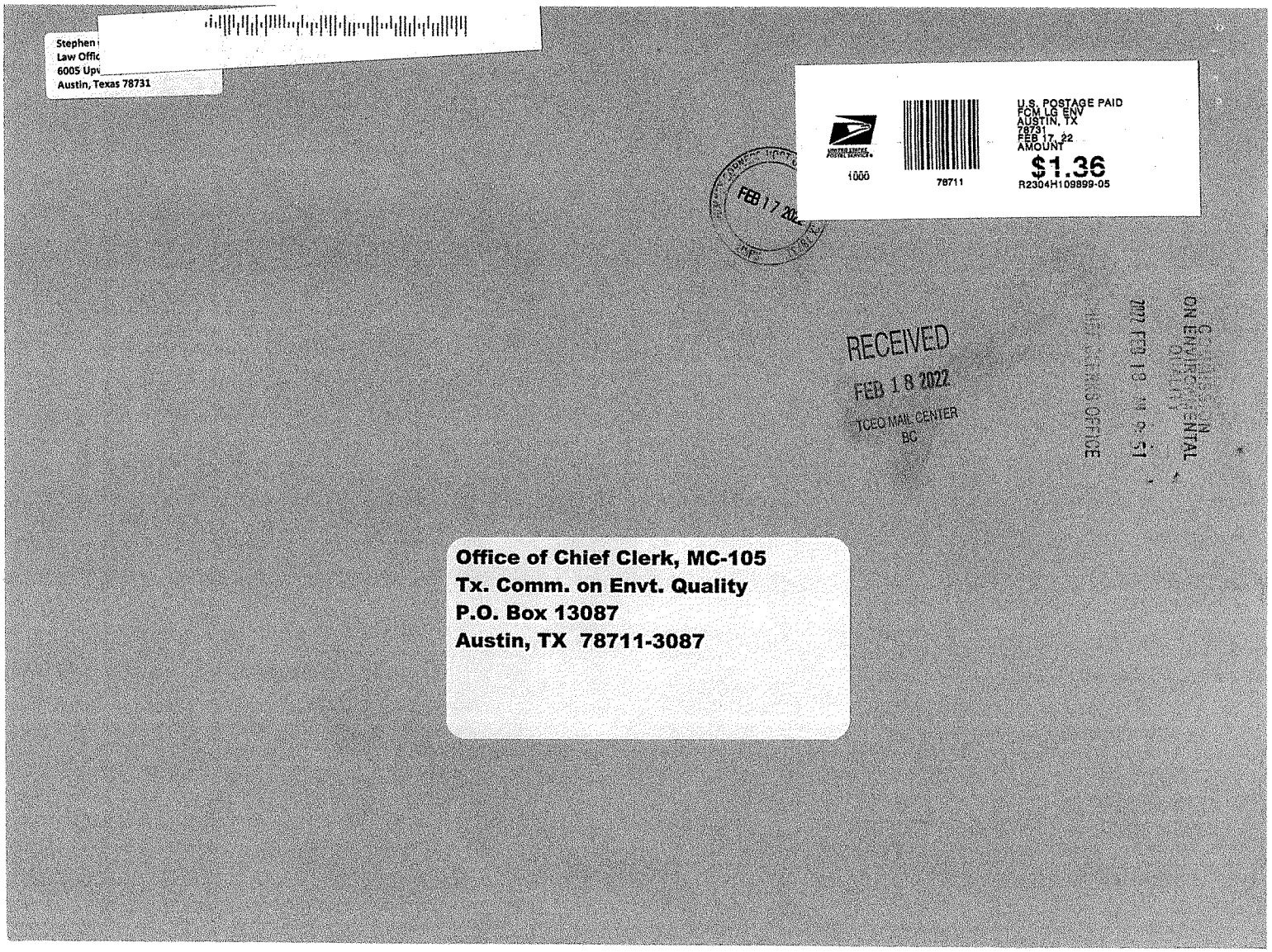
Jennifer Berthiaume City Council Place 2
jberthiaume@muphytx.org

Andrew Chase City Council Place 3
Achase@murphytx.org

Ken Oltmann Mayor Pro Tem Place 4
koltmann@murphytx.org

Sarah Fincanon City Council Place 5
sfincanon@murphytx.org

Jene Bulter Deputy Mayor Pro Tem Place 6
Jbutler@murphytx.org


Stephen
Law Offic
6005 Upv
Austin, Texas 78731
U.S. POSTAGE PAID
FCM LG ENV
AUSTIN, TX
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FEB 17 22
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$1.36
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1000
78711
FEB 17 20
RECEIVED
FEB 18 2022
TCEQ MAIL CENTER
BC
Office of Chief Clerk, MC-105
Tx. Comm. on Envt. Quality
P.O. Box 13087
Austin, TX 78711-3087

Lori Rowe

From:	PUBCOMMENT-OCC
Sent:	Friday, February 18, 2022 8:22 AM
To:	PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject:	FW: Creation of Collin County MUD No. 7; Int. Control No. D-04122021-017
Attachments:	City of Murphy Request for Contested Case Hearing on Collin County MUD No. 7.pdf; Exhibits 1 and 2.pdf

H

From: Mehgan Taack <Mehgan.Taack@tceq.texas.gov>
Sent: Friday, February 18, 2022 7:50 AM
To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>
Subject: FW: Creation of Collin County MUD No. 7; Int. Control No. D-04122021-017

From: sdickmanlaw@att.net <sdickmanlaw@att.net>
Sent: Thursday, February 17, 2022 5:12 PM
To: Mehgan Taack <Mehgan.Taack@tceq.texas.gov>
Subject: Creation of Collin County MUD No. 7; Int. Control No. D-04122021-017

Mehgan: I tried to file the attached request for contested case hearing on TCEQ's website today but I kept getting an error message. I mailed it out to the Chief Clerk's office today but I wanted to make sure you got it. If necessary, go ahead and post it to TCEQ's hearing request page. Thanks!

Stephen C. Dickman
Law Office of Stephen C. Dickman
6005 Upvalley Run
Austin, Texas 78731
Tel: 512-922-7137
Fax: 512-454-8495
Email:sdickmanlaw@att.net
Website: https://www.sdickmanlaw.com

BOARD CERTIFIED
Texas Board of Legal Specialization
ADMINISTRATIVE LAW

CONFIDENTIALITY NOTICE -
This transmission may be: (1) subject to the Attorney-Client Privilege, (2) attorney work product, or (3) strictly confidential. If you are not the intended recipient of this message, you may not disclose, print, copy or disseminate this information. If you have received this in error, please reply and notify the sender (only) and delete the message. Unauthorized interception of this e-mail is a violation of federal criminal law.

LAW OFFICE OF STEPHEN C. DICKMAN

6005 Upvalley Run
Austin, Texas 78731
Tel: 512-922-7137
Fax: 512-454-8495
Email: sdickmanlaw@att.net
Website: https://www.sdickmanlaw.com

February 17, 2022

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

Re: Petition for Creation of Collin County M.U.D. No. 7;
TCEQ Internal Control No. D-04122021-017;
Request for Contested Case Hearing

Dear TCEQ Chief Clerk:

The City of Murphy (the "City") hereby submits this request for contested case hearing on the proposed creation of Collin County Municipal Utility District No. 7 (the "MUD"). In accordance with 30 TEX. ADMIN. CODE ("TAC") § 55.251, the City provides the following information:

Deadline for filing hearing request (§55.251(d)): The Notice of District Petition for the above-referenced district was published in the January 19-20, 2022 edition of the Murphy Monitor, The Sachse News and The Wylie News. Such notice stated that the deadline for filing a request for contested case hearing was 30 days after the date of publication. Therefore the deadline for filing a request for contested case hearing is February 18 at the earliest and this request for contested case hearing is timely filed.

Identification of person requesting contested case hearing (§55.251(c)(1)): The City of Murphy is filing this request for contested case hearing. The City is represented in this matter by the undersigned attorney whose contact information is as stated in the above letterhead.

The City's status as "Affected Person" with personal justiciable interest (§55.251(c)(2)): The City is a home rule municipality whose incorporated limits are directly adjacent to the southern boundary of the proposed MUD. See the map provided as Exhibit 1 showing the location of the City's incorporated limits with respect to the proposed MUD. The City will be affected by the creation of the proposed MUD in a manner not common to members of the public generally in that the water, wastewater, drainage and roadway activities to be undertaken by the proposed MUD will have potential impacts on these same services being provided by the City on directly adjacent land within the City's incorporated limits. Pursuant to 30 TAC §55.256(a)(6), as a governmental entity and a home rule municipality, the City has statutory authority over, and an interest in, the MUD creation issues set forth in Tex. Water Code §54.021(b) as follows:

I. Availability of Comparable Service From Other Systems Tex. Water Code §54.021(b)(1)

By a letter dated January 7, 2022 addressed to "residents and interested parties" (see copy attached as Exhibit 2), Restore the Grasslands LLC as the developer of the proposed MUD, stated that *"the most logical provider [of wastewater service] is the City of Murphy"* and then described how the developer has submitted a proposal to the City of Murphy to connect to the City's existing wastewater trunkline which is located only a few hundred feet from the proposed MUD development. The City is currently in discussions with Harrington/Turner Enterprises LP as the MUD property landowner and Restore the Grasslands LLC regarding the terms and conditions under which the City will provide wastewater service to the proposed MUD development. The City will allow the proposed MUD development to tie-in to the City's wastewater system if the MUD developer and landowner will agree (i) to bear the full cost of any necessary modifications to the City's wastewater system necessitated by the tie-in, and (ii) to make reasonable modifications of their project concept plan to be consistent with an adjacent residential development. Such wastewater service would be provided by the City in a much more cost-effective and environmentally protective manner than if wastewater service were to be provided by the small package sewer plant proposed by the MUD developer.

II. Unreasonable Effect of Proposed MUD Development on Natural Run-Off Rates and Drainage Tex. Water Code §54.021(b)(3)(E)

In its November 10, 2021 request for contested case hearing on the proposed MUD's wastewater discharge permit (proposed TCEQ Permit No. WQ0016003-001), the City described various adverse flooding and drainage impacts on Maxwell Creek which would be receiving the wastewater effluent flows from the proposed MUD's package sewer plant. Although the proposed wastewater plant itself does not appear to be located in a designated flood zone, it is located immediately adjacent to FEMA Zone "AE" which is the 100-year floodplain. In fact, the 150-ft. buffer zone for the facility lies within the 100-year floodplain. Any existing error in how the Zone AE boundaries were drawn, or a future modification by FEMA of the AE Zone boundary line of only a few feet to the west, would place the proposed MUD's package sewer plant within the 100-year flood zone and necessitate specially-designed flood protection features to safeguard City of Murphy property on Maxwell Creek which is located immediately downstream of the MUD's sewer plant. Moreover, such City-owned land is within the regulatory floodway designated by FEMA and so the addition of up to 200,000 gals/day of effluent discharge with peak flows of 556 gals/minute will significantly add to and exacerbate potential flood dangers and uncontrolled erosion of the City-owned land along Maxwell Creek.

The City is especially concerned about flooding impacts from the proposed MUD development because the City has recently committed substantial amounts of capital funding to improve drainage on Maxwell Creek and to enhance recreational offerings along the banks of Maxwell Creek. In 2019, the city completed $1.10 million of drainage easement rehabilitation and culvert construction at the City's Lonesome Dove Park which is within one-half mile of the proposed MUD's wastewater plant. In 2020, the City completed $850,000 in park improvements

at the Waters Edge Park which is located approximately one mile downstream from Lonesome Dove Park. These improvements included construction of the City's first purpose-built playground for children with disabilities. As adopted in 2017, the City's Parks and Trails Master Plan codifies the City's intention to build out and extend the existing Maxwell Creek trail system so as to connect all recreational facilities located along Maxwell Creek including Tracts 9, 11, 12 and 13 as referenced above. Any contribution of the proposed MUD development to greater flood flows in Maxwell Creek threaten to diminish the value of the costly capital drainage improvements the City has made and will be making in the future.

III. Unreasonable Effect of Proposed MUD Development on Water Quality Tex. Water Code §54.021(b)(3)(F)

The City-owned property on Maxwell Creek downstream of the discharge point is used and enjoyed by numerous City residents every year for walking, jogging, biking, fishing, swimming and aesthetic enjoyment. Under the effluent parameters set forth in the draft wastewater permit for the proposed MUD, the effluent discharge from the proposed MUD's sewer plant will result in the creation of algae blooms which in summer months will decay, create offensive smells and impair the existing uses of the land. Moreover, in performing its Tier 1 anti-degradation review for the wastewater permit, TCEQ has not adequately considered the existing public contact and recreational uses of Maxwell Creek within this City-owned land. Moreover, the City-owned land immediately downstream of the proposed MUD development is used and occupied by numerous city residents and city employees throughout the year. These residents and city employees may come into contact with the waters in Maxwell Creek either intentionally or inadvertently. Any inadequately treated wastewater effluent discharged from the proposed MUD's package sewer plant may contain significant and harmful concentrations of bacteria, viruses, pathogens and chemical contaminants (e.g., hydrogen sulfide gasses) that are harmful to human health. Finally, the thriving and diverse aquatic life community in Maxwell Creek, including designated endangered or threatened species, will be adversely affected by any inadequately treated wastewater from the proposed MUD development.

IV. Unreasonable Effect of Proposed MUD Development on Groundwater Tex. Water Code §54.021(b)(3)(C) and (D)

There are several near-surface groundwater formations along and near Rolling Ridge Drive as noted by various Rolling Ridge Drive homeowners in their comments filed in the proposed MUD's wastewater permit case (*see e.g.,* the comments of Carolyn Jean Moebius). There may be adverse impacts of the proposed MUD's wastewater discharges on these groundwater resources, but the MUD developer has failed to evaluate or even identify these potential groundwater impacts in its MUD creation application or engineering report. Moreover, the MUD developer failed to evaluate the potential impacts of extensive new impervious cover within the MUD development on recharge capability of these local groundwater resources.

Thank you for your consideration of this request for contested case hearing. The City of Murphy reserves the right to supplement this request for hearing with additional information as it

becomes known. If you have any questions concerning the information herein, please feel free to contact me at any time.

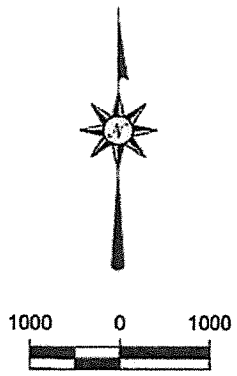
Very truly yours,

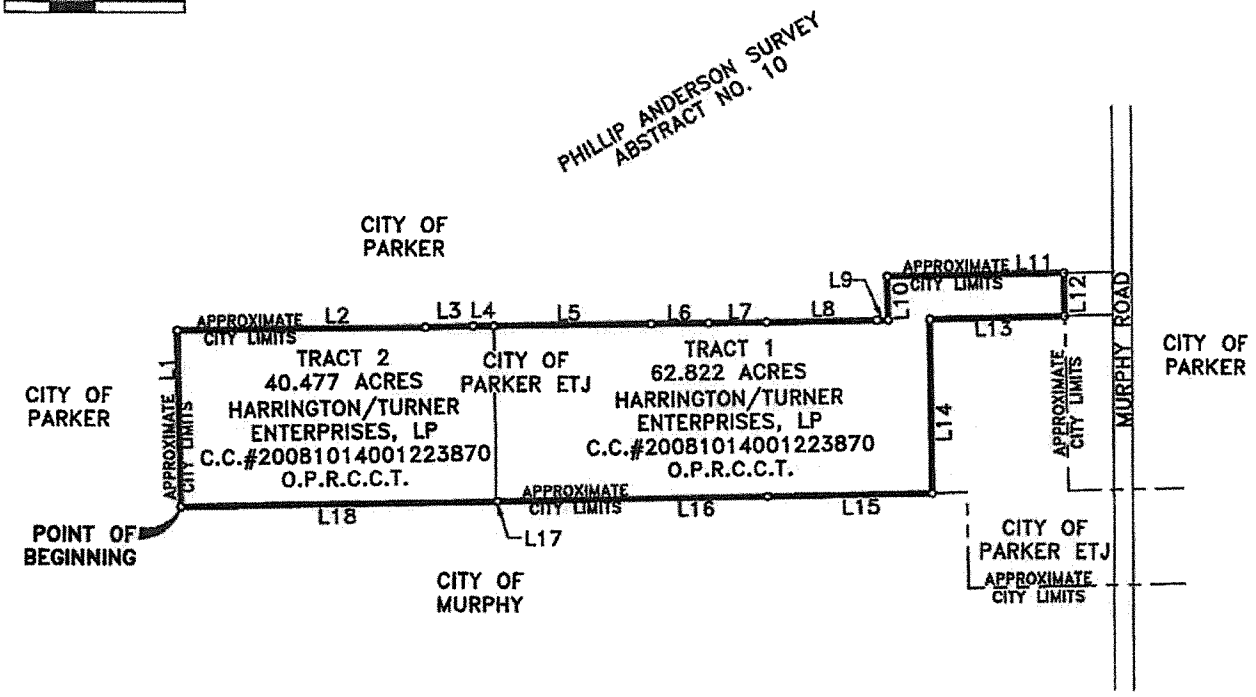


Stephen C. Dickman
Attorney for the City of Murphy

cc: Chris Ulmann, P.E., TCEQ Water Supply Division, Districts Section Manager
Timothy G. Green, Coats Rose Law Firm

Exhibit [redacted] 1





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L2	N88°57'12"E	1391.03'
L3	N88°22'14"E	263.27'
L4	N89°12'05"E	113.28'
L5	N89°02'10"E	888.35'
L6	N88°53'56"E	326.30'
L7	N88°52'29"E	326.37'
L8	N88°46'49"E	614.30'
L9	N88°36'08"E	63.33'
L10	N01°43'10"W	244.84'
L11	N88°41'07"E	992.61'
L12	S01°29'40"E	240.38'
L13	S88°20'46"W	756.92'
L14	S01°03'44"E	986.81'
L15	S88°36'46"W	921.90'
L16	S88°39'05"W	1525.36'
L17	S79°08'45"W	6.81'
L18	S88°45'42"W	1759.44'

LEGEND

CC#	COUNTY CLERK FILE No.
O.P.R.C.C.T.	OFFICIAL PROPERTY RECORDS, COLLIN COUNTY, TEXAS

DATE:	02/22/2021
DRWN BY:	S.A.T.
CHKD BY:	M.J.B.
PROJ NO.	0133

EXHIBIT "A"

COLLIN COUNTY MUNICIPAL DISTRICT
No. 7 EXHIBIT
IN THE
PHILLIP ANDERSON SURVEY, ABSTRACT No. 10
COLLIN COUNTY, TEXAS

LJA Surveying, Inc.
6060 North Central Expressway
Suite 440
Dallas, Texas 75206
Phone 469 621.0710
T.B.P.E.L.S. Firm No 10194465

S:\NTX-LAND\0133\200 SURVEY\280 Easements\0133EX01.dwg 2/23/2021

COATS | ROSE

A PROFESSIONAL CORPORATION

TIMOTHY G. GREEN
DIRECTOR

TGREEN@COATSROSE.COM
DIRECT: (972) 982-8452
FAX: (972)-702-0662

January 7, 2022

Residents and Interested Parties

Re: Wastewater Treatment Plant Discharge Permit Application

This law firm represents Restore the Grasslands, LLC ("RTG") and I am writing this letter to clarify some of the information that was provided to you at the TCEQ's December 6, 2021, Public Meeting.

RTG is requesting a waste discharge permit to allow it to build a 200,000 gallons per day "(GPD") wastewater treatment plant and discharge the treated effluent into Maxwell Creek. The waste discharge permit is sized to serve solely RTG's approximately 115 acre planned development (the "RTG Property"). Before filing its wastewater permit application, RTG contacted every nearby city, requesting wastewater service. All of them, including the cities of Parker and Murphy, declined to enter into any discussion with RTG.

When reaching out to all potential providers of wastewater services, RTG realized that the most logical provider is the City of Murphy. The City of Murphy has an existing wastewater trunkline only a few hundred feet from the RTG Property. Such trunkline acts as a collector of wastewater that goes for treatment to the North Texas Municipal Water District ("North Texas MWD") Wastewater Plant, which is approximately 7 miles from the RTG Property. North Texas MWD has informed RTG that it has capacity to treat RTG's wastewater. North Texas MWD only needs the City of Murphy to agree to allow RTG access into the trunkline.

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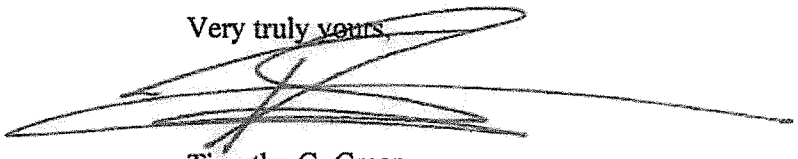
In closing, RTG does not want to build a wastewater treatment plant and discharge treated wastewater into Maxwell Creek. It would prefer to pump its wastewater a few hundred feet to the existing City of Murphy wastewater trunkline and have the wastewater treated at the existing North Texas MWD Plant. However, the only way this can occur is if the City of Murphy agrees to permit the wastewater to be discharged into the City of Murphy's existing

Exhibit 2

wastewater trunkline. If you would like to provide any input to the City of Murphy City Council before it considers RTG's proposal, please contact the City of Murphy through its City Manager or City Council Persons. The applicable contact information is below.

Very truly yours,



Timothy G. Green

City Council Persons and
City Manager

Mayor Scott Bradley
sbradley@murphytx.org

Elizabeth Abrahams City Council Place 1
eabrahams@murphytx.org

Jennifer Berthiaume City Council Place 2
jberthiaume@muphytx.org

Andrew Chase City Council Place 3
Achase@murphytx.org

Ken Oltmann Mayor Pro Tem Place 4
koltmann@murphytx.org

Sarah Fincanon City Council Place 5
sfincanon@murphytx.org

Jene Bulter Deputy Mayor Pro Tem Place 6
Jbutler@murphytx.org

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 8:46 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: laceydodd21@gmail.com <laceydodd21@gmail.com>
Sent: Wednesday, February 23, 2022 8:04 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: Lacey Dodd

E-MAIL: laceydodd21@gmail.com

COMPANY:

ADDRESS: 497 HILLTOP DR
MURPHY TX 75094-5343

PHONE: 2146365095

FAX:

COMMENTS: I request a contested case hearing.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 8:43 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: jan.durham@verizon.net <jan.durham@verizon.net>
Sent: Wednesday, February 23, 2022 6:54 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: Jan Durham

E-MAIL: jan.durham@verizon.net

COMPANY:

ADDRESS: 5003 RIDGEVIEW DR
ALLEN TX 75002-6533

PHONE: 9727467688

FAX:

COMMENTS: "I request a contested case hearing".

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 18, 2022 8:20 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: Rebeccaf0120@gmail.com <Rebeccaf0120@gmail.com>
Sent: Friday, February 18, 2022 7:47 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: Rebecca Fernandez

E-MAIL: Rebeccaf0120@gmail.com

COMPANY:

ADDRESS: 320 CREEKSIDE DR
MURPHY TX 75094-4343

PHONE: 2037105510

FAX:

COMMENTS: Good evening, my name is Rebecca Fernandez, I live at 320 Creekside Dr. in Murphy Texas. My phone number is 203-710-5510. My email is Rebeccaf0120@gmail.com. I AM REQUESTING A CONTESTED CASE HEARING. I live

directly across from the creek that runs through Maxwell Creek. Less than 500 ft. I am also extremely close to the proposed sewage plant. 1.89 miles. I am extremely worried about the sewage proposal on Murphy Road. I am raising my three children in a beautiful neighborhood, and this proposal is extremely upsetting. I have spoken to my primary care doctor, and my children's pediatrician about this in regards to our health. And they both stated that there are health risks to living this close to a sewage plant, and treated water source. Putting families, and children at risk is unspeakable. It has been proven that it could affect children's fertility to live this close to a treated water source. I also spoke to our pest control about The risks of having this water in our creek. Because we live across from the creek, the animals that drink out of the creek as well as the bugs could transmit diseases to people. As if dealing with Covid isn't enough. This would also bring our property value down. I am emailing you as a very concerned parent, and resident. As neighbors we are working so hard to stop this proposed sewage plan. The Texas wildlife has stated that it would not be safe for our health to live across from the creek if it is used in this plan. Our health would be at risk, our children's health would be at risk. This is unacceptable. Please help our community. Me and my family Live right across from the creek. I would no longer be able to stay in this beautiful neighborhood, and in our wonderful home. Please help us. Please read the following, living near a sewage plant, or water source has been proven to affect our health, as well as our children's. This is just one of the many documented resources. I live across from the creek with my three young children. I am not alone when I say I would not feel comfortable living in my house anymore if this plan were to go through. Thank you for your time, Rebecca https://www.epa.gov/mobile-source-pollution/how-mobile-source-pollution-affects-your-health

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Wednesday, February 16, 2022 9:21 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: Rebeccaf0120@gmail.com <Rebeccaf0120@gmail.com>
Sent: Wednesday, February 16, 2022 8:07 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:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Rebecca Fernandez

E-MAIL: Rebeccaf0120@gmail.com

COMPANY:

ADDRESS: 320 CREEKSIDE DR
MURPHY TX 75094-4343

PHONE: 2037105510

FAX:

COMMENTS: Good evening, my name is Rebecca Fernandez, I live at 320 Creekside Dr. in Murphy Texas. My phone number is 203-710-5510. My email is Rebeccaf0120@gmail.com. I AM REQUESTING A CONTESTED CASE HEARING. I live directly across from the creek that runs through Maxwell Creek. Less than 500 ft. I am also extremely close to the proposed sewage plant. 1.89 miles. I am extremely worried about the sewage proposal on Murphy Road. I am raising my three children in a beautiful neighborhood, and this proposal is extremely upsetting. I have spoken to my primary care doctor, and my children's pediatrician about this in regards to our health. And they both stated that there are health risks to living this close to a sewage plant, and treated water source. Putting families, and children at risk is unspeakable. It has been proven that it could affect children's fertility to live this close to a treated water source. I also spoke to our pest control about The risks of having this water in our creek. Because we live across from the creek, the animals that drink out of the creek as well as the bugs could transmit diseases to people. As if dealing with Covid isn't enough. This would also bring our property value down. I am emailing you as a very concerned parent, and resident. As neighbors we are working so hard to stop this proposed sewage plan. The Texas wildlife has stated that it would not be safe for our health to live across from the creek if it is used in this plan. Our health would be at risk, our children's health would be at risk. This is unacceptable. Please help our community. Me and my family Live right across from the creek. I would no longer be able to stay in this beautiful neighborhood, and in our wonderful home. Please help us. Please read the following, living near a sewage plant, or water source has been proven to affect our health, as well as our children's. This is just one of the many documented resources. I live across from the creek with my three young children. I am not alone when I say I would not feel comfortable living in my house anymore if this plan were to go through. Thank you for your time, Rebecca https://www.epa.gov/mobile-source-pollution/how-mobile-source-pollution-affects-your-health

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 9:06 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

From: rebeccaf0120@gmail.com <rebeccaf0120@gmail.com>
Sent: Wednesday, February 9, 2022 9:10 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

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PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MRS Rebecca Fernandez

E-MAIL: rebeccaf0120@gmail.com

COMPANY:

ADDRESS: 320 CREEKSIDE DR
MURPHY TX 75094-4343

PHONE: 2037105510

FAX:

COMMENTS: Good evening, my name is Rebecca Fernandez, I live at 320 Creekside Dr. in Murphy Texas. My phone number is 203-710-5510. My email is Rebeccaf0120@gmail.com. I live directly across from the creek that runs through Maxwell Creek. Less than 500 ft. I am also extremely close to the proposed sewage plant. 1.89 miles. I am extremely worried about the sewage proposal on Murphy Road. I am raising my three children in a beautiful neighborhood, and this proposal is extremely upsetting. I have spoken to my primary care doctor, and my children's pediatrician about this

in regards to our health. And they both stated that there are health risks to living this close to a sewage plant, and treated water source. Putting families, and children at risk is unspeakable. It has been proven that it could affect children's fertility to live this close to a treated water source. I also spoke to our pest control about The risks of having this water in our creek. Because we live across from the creek, the animals that drink out of the creek as well as the bugs could transmit diseases to people. As if dealing with Covid isn't enough. This would also bring our property value down. I am emailing you as a very concerned parent, and resident. As neighbors we are working so hard to stop this proposed sewage plan. The Texas wildlife has stated that it would not be safe for our health to live across from the creek if it is used in this plan. Our health would be at risk, our children's health would be at risk. This is unacceptable. Please help our community. Me and my family Live right across from the creek. I would no longer be able to stay in this beautiful neighborhood, and in our wonderful home. Please help us. Please read the following, living near a sewage plant, or water source has been proven to affect our health, as well as our children's. This is just one of the many documented resources. I live across from the creek with my three young children. I am not alone when I say I would not feel comfortable living in my house anymore if this plan were to go through. Thank you for your time, Rebecca
https://www.epa.gov/mobile-source-pollution/how-mobile-source-pollution-affects-your-health

Mehgan Taack

From: Mehgan Taack
Sent: Tuesday, June 14, 2022 9:21 AM
To: PUBCOMMENT-OCC2
Subject: FW: TCEQ Permit # D-04122021-017

H

From: Justin Taack <Justin.Taack@tceq.texas.gov>
Sent: Monday, June 13, 2022 6:46 PM
To: Mehgan Taack <Mehgan.Taack@tceq.texas.gov>
Subject: FW: TCEQ Permit # D-04122021-017

From: Robert Fernandez <fernandez.robert.j@gmail.com>
Sent: Wednesday, February 23, 2022 9:23 PM
To: Justin Taack <Justin.Taack@tceq.texas.gov>
Subject: TCEQ Permit # D-04122021-017

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").

My name is Robert Fernandez, I live at 320 Creekside Dr. My property is about 500ft from the discharge waterway Downstream from the proposed site.

An avid user of the amenities within the Maxwell Creek development including the trails along the creek, I am concerned that the discharge of treated wastewater will have an adverse impact on the natural wildlife that is currently thriving there. My family and I frequently observe the wildlife along the creek. This has inspired my son to aspire to be a Zoologist when he grows up. We also utilize the pedestrian pathway, fields and playground daily. During heavy rainfall the pathway from the greenbelt within Maxwell Creek over to North Maxwell Creek Road and the shopping center often becomes submerged by water, the additional influx of water into the creek without doubt it will cause an immense amount of flooding damaging our ability to enjoy the current amenities and properties.

A father of 3 I am very concerned about the proven increase of Asthmatic, respiratory, fertility, and other health issues for people within close proximity to a discharged water source. I could not In sound mind subject my family to this risk and would move from the area. To my family and myself this would be a tragedy we love our home.

Sincerely,

Robert Fernandaz

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 8:48 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: linfletcher@hotmail.com <linfletcher@hotmail.com>
Sent: Wednesday, February 23, 2022 10:09 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: Linda Fletcher

E-MAIL: linfletcher@hotmail.com

COMPANY:

ADDRESS: 601 EMBERCREST DR
MURPHY TX 75094-4118

PHONE: 2145496685

FAX:

COMMENTS: Linda Fletcher 601 Embercrest Dr Murphy, Texas 214-549-6685 linfletcher@hotmail.com I am requesting a contested hearing. My home is about .25 miles from the district boundaries and approximately .5 miles from the

discharge point. I am concerned that this MUD development does not have an adequate retention pond for stormwaters, one hundred and one acres of cement should have a good size retention pond to filter and slow the rush of stormwater into Maxwell creek. When the MUD discharges 500,000 gallons of effluent during a heavy rain event it will compound the flooding that has been known to happen in the area. According to FEMA flood maps, some of our neighborhood streets are already in the flood plain, additional discharge into the creek will push the floodwaters closer to our homes.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 9:15 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: bryan.galen@hotmail.com <bryan.galen@hotmail.com>
Sent: Wednesday, February 9, 2022 6:01 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: Bryan C Galen

E-MAIL: bryan.galen@hotmail.com

COMPANY: Maxwell Creek Market Garden

ADDRESS: 143 S MAXWELL CREEK RD
MURPHY TX 75094-3303

PHONE: 4698666091

FAX:

COMMENTS: My business, Maxwell Creek Market Garden, is about 3 miles from the discharge point and borders Maxwell Creek and half of our property is within the 100 year flood plain. I respectfully request a contested case hearing on the application by Harrington / Turner Enterprises, LP and Gregory LLC (The "petitioner") for the creation of Collin County Municipal Utility District No. 7 with permit number D-04122021-017. We are a sustainable small vegetable/flower farm. We have a well that is used to water the crops. This well has been tested by Texas A&M to be

very clean. The well is within the 100 year floodplain so if any contaminates were to enter the water via the ground/aquifer or added flooding because of the extra discharge, our business would greatly suffer.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 25, 2022 8:38 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: bostonterrier@hotmail.com <bostonterrier@hotmail.com>
Sent: Thursday, February 24, 2022 10:18 PM
To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>
Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL 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: Andrea Gillum

E-MAIL: bostonterrier@hotmail.com

COMPANY:

ADDRESS: 429 REMINGTON DR
MURPHY TX 75094-4146

PHONE: 9724297275

FAX:

COMMENTS: LOCATION INFORMATION: Our home is located within 0.38 miles of the proposed DISTRICT Boundaries as presented and 0.47 miles/feet from Maxwell Creek. 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").

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 9:16 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: hopeygladney@gmail.com <hopeygladney@gmail.com>
Sent: Thursday, February 24, 2022 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:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Hope Gladney

E-MAIL: hopeygladney@gmail.com

COMPANY:

ADDRESS: 1225 CRESTWICK DR
MURPHY TX 75094-4142

PHONE: 9724898916

FAX:

COMMENTS: I request a contested hearing

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Tuesday, February 15, 2022 8:27 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D04122021017

H

From: Kelly.Hamilton@verizon.net <Kelly.Hamilton@verizon.net>
Sent: Monday, February 14, 2022 8:58 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: Kelly Hamilton

E-MAIL: Kelly.Hamilton@verizon.net

COMPANY:

ADDRESS: 445 LAKEHURST DR
MURPHY TX 75094-4291

PHONE: 4696442542

FAX:

COMMENTS: I'm writing to request a contested case hearing for this proposed project. This strip of land is landlocked on all sides and can not support such a development. City and county services object and the schools can not support the growth. The wastewater treatment plant will have a detrimental impact on the environment. The complaints are numerous. Please listen to the community.

Lori Rowe

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

H

From: shanumanthanna@gmail.com <shanumanthanna@gmail.com>
Sent: Friday, February 25, 2022 1:37 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: Surendra Hanumanthanna

E-MAIL: shanumanthanna@gmail.com

COMPANY:

ADDRESS: 432 LAUREL HILL LN
MURPHY TX 75094-4151

PHONE: 5133424239

FAX:

COMMENTS: Hello ALL, I request a contested case hearing. Thanks

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 11, 2022 10:22 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: kathycalabria@me.com <kathycalabria@me.com>
Sent: Thursday, February 10, 2022 2:33 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: Katherine Harvey

E-MAIL: kathycalabria@me.com

COMPANY:

ADDRESS: 5804 GREGORY LN
PARKER TX 75002-6708

PHONE: 2143845974

FAX:

COMMENTS: Request a Contested Case Hearing. Documents submitted to Justin Taack on 02-06-22 at 5:34 pm. At Justin.Taack@tceq.gov

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 11, 2022 10:21 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: kathycalabria@me.com <kathycalabria@me.com>
Sent: Thursday, February 10, 2022 2:18 PM
To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>
Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL 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 Harvey

E-MAIL: kathycalabria@me.com

COMPANY:

ADDRESS: 5804 GREGORY LN
PARKER TX 75002-6708

PHONE: 2143845974

FAX:

COMMENTS: Request a Contested Case Hearing. Documents submitted to Justin Taack on 02-06-22 at 5:34 pm. At Justin.Taack@tceq.gov

Mehgan Taack

From: Mehgan Taack
Sent: Tuesday, June 14, 2022 9:21 AM
To: PUBCOMMENT-OCC2
Subject: FW: Request for Contested Case Hearing
Attachments: Harvey Opposed 9.docx

H

From: Justin Taack <Justin.Taack@tceq.texas.gov>
Sent: Monday, June 13, 2022 6:41 PM
To: Mehgan Taack <Mehgan.Taack@tceq.texas.gov>
Subject: FW: Request for Contested Case Hearing

From: Kathy Harvey <kathycalabria@me.com>
Sent: Sunday, February 6, 2022 5:34 PM
To: Justin Taack <Justin.Taack@tceq.texas.gov>
Subject: Request for Contested Case Hearing

Many thanks

Sent from my iPad

Katherine C Harvey of the William C Harvey MD & Katherine Calabria Harvey JGT
Oakwood Ranch LLC
My address :5804 Gregory Lane
Parker, Texas 75002
Phone # 214-384-5974
kathycalabria@me.com
February 3,2022

I, Katherine C Harvey request a contested case hearing on the application by Harrington/ Turner Enterprises,And Gregory Lane, LLC (the petitioner) for the creation of Collin County Mud No. 7.
With permit number D-04122021-017, customer number CN605893560, CN605893643,WWTP permit# WQ0016002001
Regulated entity number RN111242855 the " District Application "

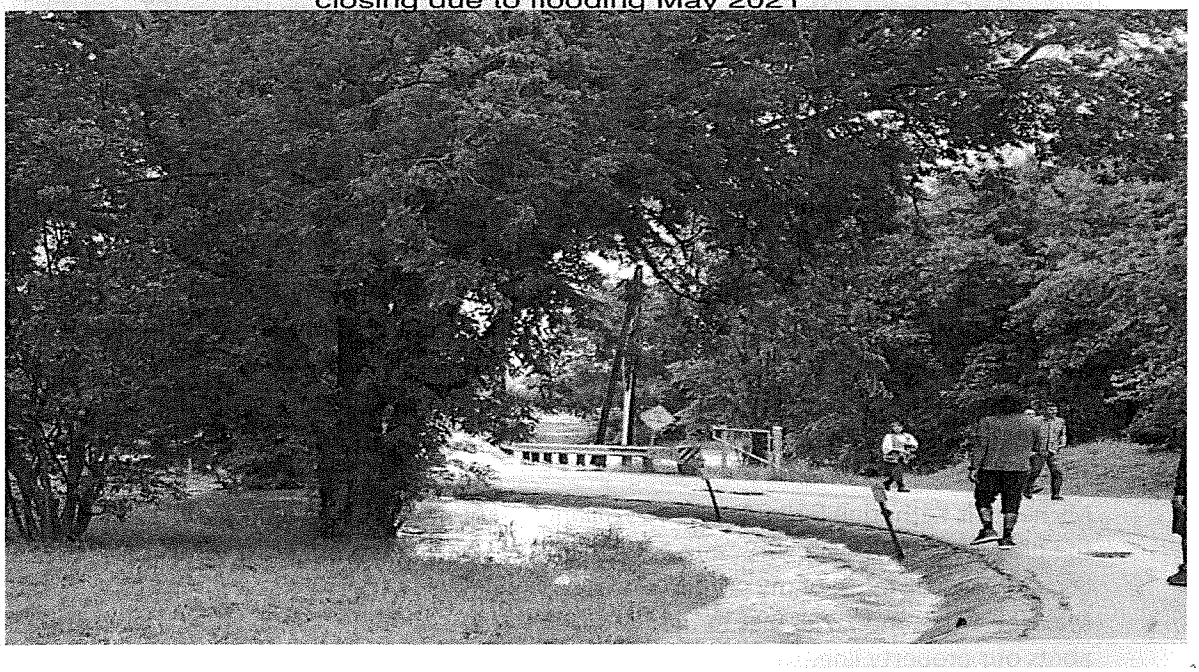
My name is Katherine C Harvey of the William C Harvey MD & Katherine Calabria Harvey JGT. We own the property at 5804 Gregory Lane, also known as Oakwood Ranch LLC.
Location and Distance of my property/ activities relative to proposed facility: approximately 748 feet to Maxwell Creek and 1,785 feet to the proposed WWTP. With the road leading to proposed development abuts our property line.

I hereby request a CONTESTED CASE HEARING For the following reasons –

This project will result in an imminent threat to the health, safety of life, and property in Parker, Texas. 5804 Gregory Lane survey specifically notes the property is in a 100-year flood plane per FEMA PANEL No. 48085C0415 J. Gregory Lane is a dead in street with homes built on Agriculture lots. In May of 2021, my children and young grandchildren were stranded with no formula for my baby grandchild, Audrey A Calabria. In addition, water moves west to east on Gregory Lane causing rapid ponding on our property. And we are unable to tend our horses and cows. Any more water would be catastrophic and will require a FEMA assessment.

•

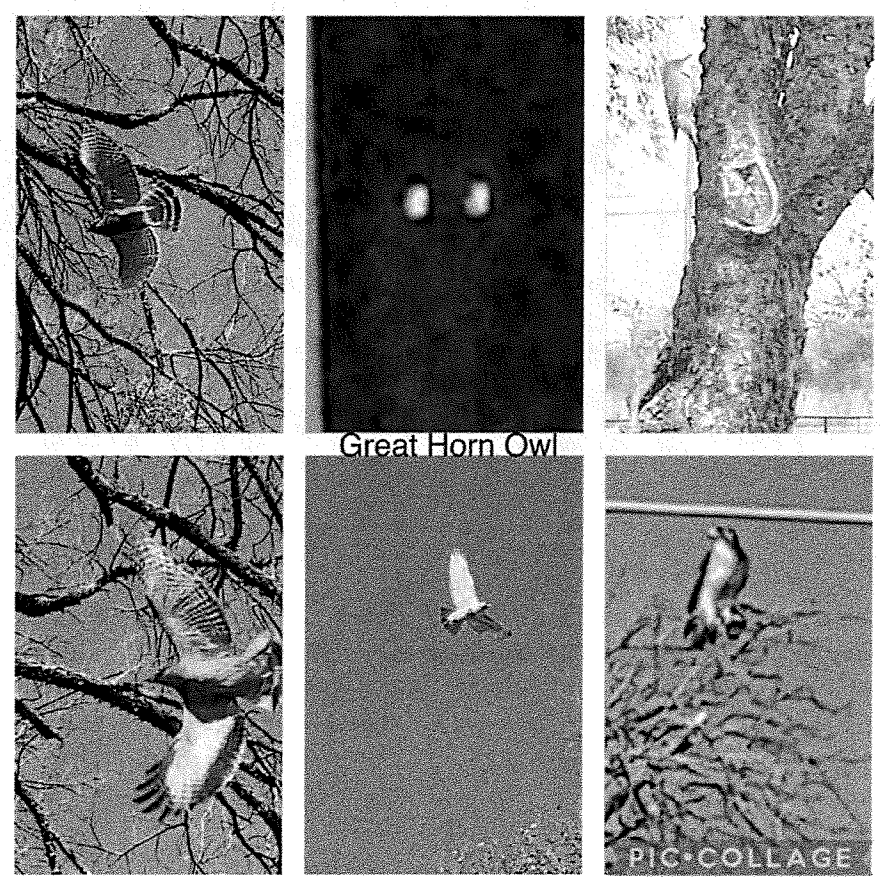
Family stranded on Gregory lane after bridge closing due to flooding May 2021



These photos are of Maxwell Creek running through our neighborhood at the Gregory & Gray Lane intersection in Parker. Across the street from Southfork Ranch.
These photos show the impact of a 4 inch rain. 150 feet across and 30 feet from our homes within hours. This was NOT a rare occurrence in Parker, and was an imminent threat to Life and Property, as the bridge would become impassible and was the only entrance and exit for our families.
The City of Parker, with the support of our Mayor Lee Pettle, spent hundreds of thousands of dollars in order to upgrade the bridge on Gregory Lane and bring it up to Collin County standards (Maintain a foot of freeboard/ clearance during a 100 year flood event.)
The hydrodynamic effect of the increase of water released into the creek by the water treatment facility can be explained by a simple bathtub analogy, where the drain is the creek itself, and it has a limited flow rate… if the bathtub is having difficulty draining due to heavy rain/ water flow and you stick a garden hose in the tub on full blast, it is going to backup and overflow. This is the Upstream effect of the water treatment facility. It will negate the money and effort our community has spent to improve the flooding and storm water drainage in Parker.
This project will result in imminent threat to our family. The Willam C Harvey MD and Katherine Calabria Harvey JGT. The health, safety & well being of family is paramount. And our livestock, that include: The American Quarter Horse DMR POCO SILVER BADGE AQHA #5367849, The National Pinto Registry, APRIL STAR OF TEXAS # 135236 and The Dexter Breed of Cattle, our hay crop, milk weed, organic pecans. Flooding creates silt on forage and is a big issue because it's unpalatable and could carry microbes affecting the Dexter Cattle 's health. Flood waters affect the amount of oxygen to the hay crop, which determines survival. Standing water causes the plants to experience oxygen depletion and the crop will be less likely to survive. Flooding could also carry away one of our calves as we raise the small and unique breed of Dexter cattle.During flood events high water can transport unwanted materials into the horse pasture such as nails, metal fence materials that may puncture the horses. Horses that consume moldy hay are prone to colic. As water recedes and stagnant water remains diseases such as West Nile

virus pose a threat to our horses . Hardware disease is of grave concern (bovine traumatic reticulpericarditis). Because cattle do not use their lips to discriminate between materials and do not chew completely before swallowing they can swallow a metal object which penetrates thus causing this life threatening disease .

This project will result in imminent danger to Our Certified Wildlife Habit No 160,655 (National Wildlife Federation) and the endangered and protected species that find quality habitat, food, water, cover and places to raise their young, IncludingThe Great Horned Owls, Red Tail Hawks, Red Shouldered Hawks, Coopers Hawks, American Kestrels, Scissor-Tailed Flycatchers, Turkey Vultures, Tufted Titmouse, Kildeer, Cardinals, Blue jays, Bluebirds, Ruby Throated Hummingbirds, Black chinned Hummingbirds, Purple Martins, Black Throated Green Warblers, Northern Flickers, Red-bellied Woodpecker, Yellow-bellied Sapsuckers, Carolina Wrens, American Goldfinch, American Robins Cedar Waxwings, Canada Geese and other migratory birds. All which nest and find food and shelter in the trees, pasture and creek. Our property line abut (s) the applicants' property which would be a road leading to the development causing a major disruption to the wildlife at Oakwood Ranch. Kildeer build their nest and lay eggs along our rocked area that abuts the proposed property. Moving the nest/eggs requires permission from The Federal Government. Perhaps the most majestic bird flying over Oakwood Ranch is the American Bald

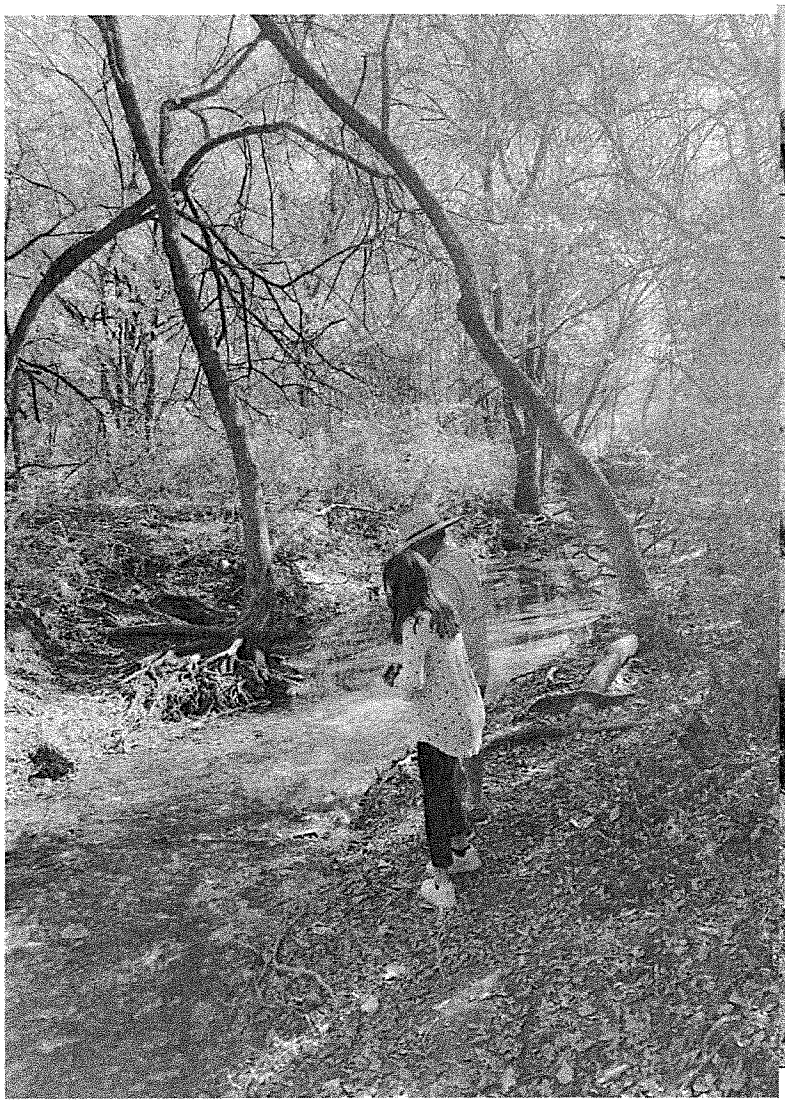


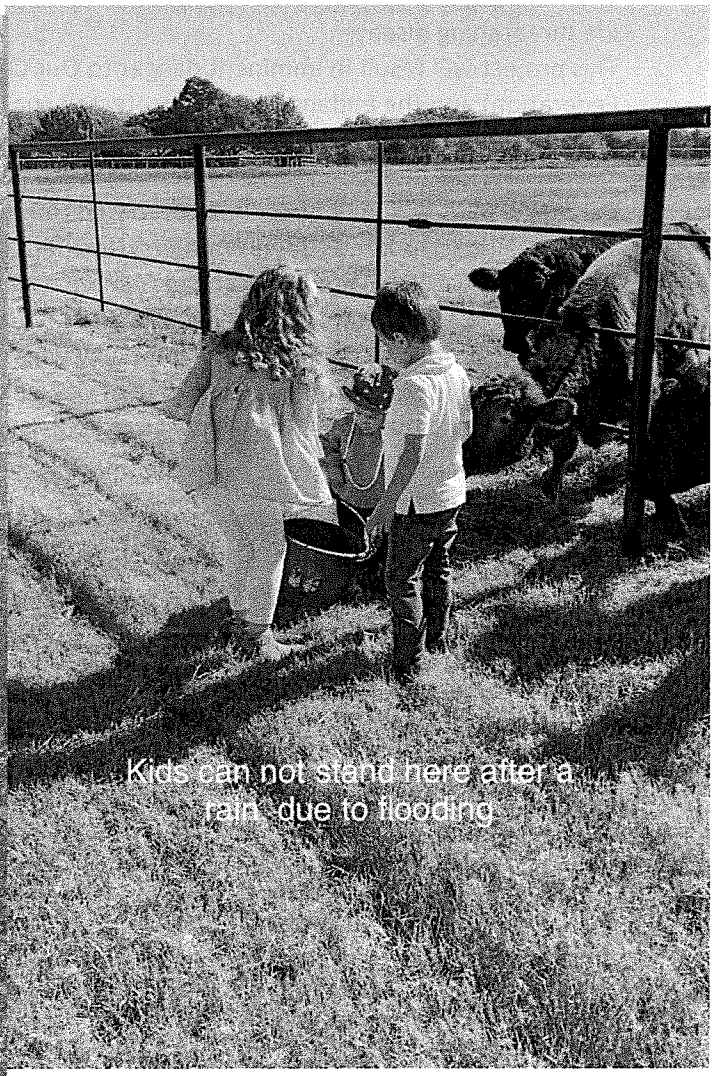
Eagle.

The great horned owl looking into our home, habitats with red shouldered hawk and the red tail hawk, all protected by Texas state law.

Our pastures milkweed and is home to march butterfly

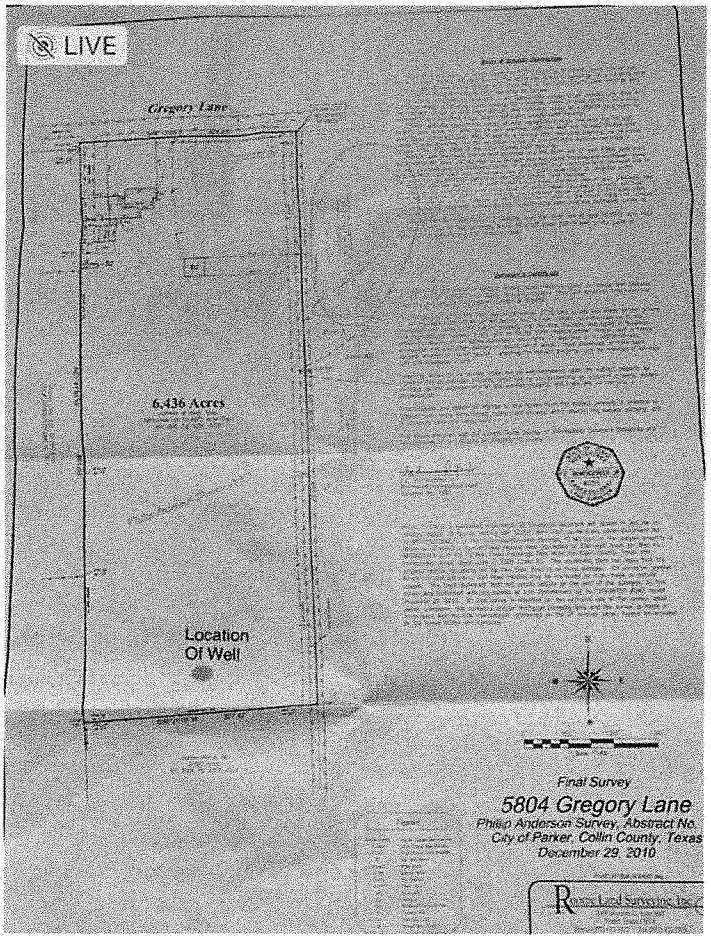
Children of Oakwood Ranch learning life lessons on Oakwood Ranch.
We hike and bike Maxwell Creek with our family and the Park on Gregory Lane. We hike and bike





Maxwell Creek often to enjoy the wildlife, educate our grandchildren and get healthy outdoor exercise .The creek is environmentally friendly and it's biodiversity gives us ample opportunity to educate our grandchildren. We often take field trips to hike the creek and take photos, never missing an opportunity for outdoor activities that are healthy . We also participate in the events at The Parker Preserve with our family where the biodiverse Maxwell Creek, a riparian zone, is an intricate part of the park.
Please see the Texas Parks & Wildlife Department Letter to TCEQ Chief Clerk Laurie Gharis dated 11/10/2021 uploaded to TCEQ site on 11/10/2021. Please see
The TetraTech (Report dated 11/30/2021) submitted by Carrolyn Moebius

The proposed facility will significantly increase pollution with affecting young children and those most vulnerable as well as our wildlife. I have battled one environmentally induced cancer and I do not want to fight another one and would not want any human to.
Please note the Fema Flood Panel and the Spring Seep Well that is marked on our survey.



Sincerely,
Katherine C Harvey

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Tuesday, February 22, 2022 9:01 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D04122021017
Attachments: 1420 Parview_Objection to MUD.pdf

H

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

From: mshaynes1@verizon.net <mshaynes1@verizon.net>
Sent: Monday, February 21, 2022 9:40 AM
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: MICHAEL SHAUN HAYNES

E-MAIL: mshaynes1@verizon.net

COMPANY:

ADDRESS: 1420 PARKVIEW LN
MURPHY TX 75094-4172

PHONE: 2149910817

FAX:

COMMENTS: See attached objection.

IN RE: PETITION FOR CREATION OF COLLIN COUNTY MUNICIPAL UTILITY DISTRICT NO. 7, PERMIT NO. D-04122021-017

OBJECTION & REQUEST FOR CONTESTED CASE HEARING

BY MICHAEL S. HAYNES, AFFECTED PARTY

Affected Party Status

My name is Michael S. Haynes. I live at 1420 Parkview Ln, Murphy, TX 75094. My property shares a boundary with the proposed municipal utility district ("MUD"), and is approximately 420 feet from the location of the proposed wastewater treatment plant that will be managed by the MUD. 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 an operate a wastewater treatment facility ("WWTF") within the boundaries of the proposed MUD. The proposed TCEQ permit for the WWTF is WQ0016003-001 (the "WWTF Proceeding"). Many affected parties, including myself, filed comments and/or requests for contested case hearing in the WWTF Proceeding.

Objections to Application

For the reasons set forth herein, I object to the creation of the MUD.

1. Comparable service is available from other sources. In the WWTF Proceeding, the City of Murphy, the City of Parker, and the North Texas Municipal Water District ("NTMWD") each filed a comment asserting that they had capacity to service the WWTF, thereby rendering the proposed MUD unnecessary.
2. The proposed development to be served by the MUD is of a density that will result in flooding. Specifically, during periods of high rain, waters flowing through Maxwell Creek frequently overrun the banks of the creek. A development containing housing density as proposed by the Applicant will exacerbate such flooding in at least two ways: (a) discharge from the WWTF, and (b) increased concrete and asphalt within the development will drastically reduce the amount of water that can be absorbed in the soil, thereby creating additional runoff water.
3. Discharged effluent from the WWTF, even if treated according to the specifications proposed by the Applicant, will have an unreasonable negative impact on Maxwell Creek, that I and my family use regularly.
4. Discharged effluent from the WWTF, even if treated according to the specifications proposed by the Applicant, will have an unreasonable negative impact on groundwater resources near my home.

5. Notice of the proposed MUD and notice of the proposed WWTF was inadequate to provide actual notice to all affected parties.
6. Notwithstanding presumed commercially reasonable efforts of the operator of the proposed WWTF, 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 WWTF in the WWTF Proceeding, a true and correct copy of which is attached hereto as Exhibit A, and a motion for reconsideration of the draft permit issued by the TCEQ, attached hereto as Exhibit B. I incorporate herein my objection attached as Exhibit A and my motion for reconsideration attached as Exhibit B 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,

Michael S. Haynes

IN RE: PETITION FOR CREATION OF COLLIN COUNTY MUNICIPAL UTILITY DISTRICT NO. 7, PERMIT NO. D-04122021-017

OBJECTION & REQUEST FOR CONTESTED CASE HEARING BY MICHAEL S. HAYNES, AFFECTED PARTY

EXHIBIT A
(OBJECTION TO WWTF, IN PROCEEDING WQ0016003-001)

IN RE: APPLICATION FOR A NEW TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEM, PERMIT NO. WQ0016003001

OBJECTION BY MICHAEL S. HAYNES, AFFECTED PARTY

Affected Party Status

My name is Michael S. Haynes. I live at 1420 Parkview Ln, Murphy, TX 75094. I have been designated by Applicant as Affected Party #40.

According to the GIS information contained in the *Notice of Receipt of Application and Intent to Obtain Water Quality Permit*, Proposed Permit No. WQ0016003001, the proposed location of the wastewater treatment facility is approximately 421 feet from my property line and 490 feet from my home: https://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=db5bac44afbc468bbddd360f8168250f&marker=-96.616388%2C33.041666&level=12

A CBS news story regarding the Application, and the overwhelming community opposition to it, can be viewed here: https://dfw.cbslocal.com/video/6167919-murphy-residents-protest-planned-wastewater-treatment-plant/

Request for Contested Case Hearing

I request a contested case hearing.

Use of Maxwell Creek

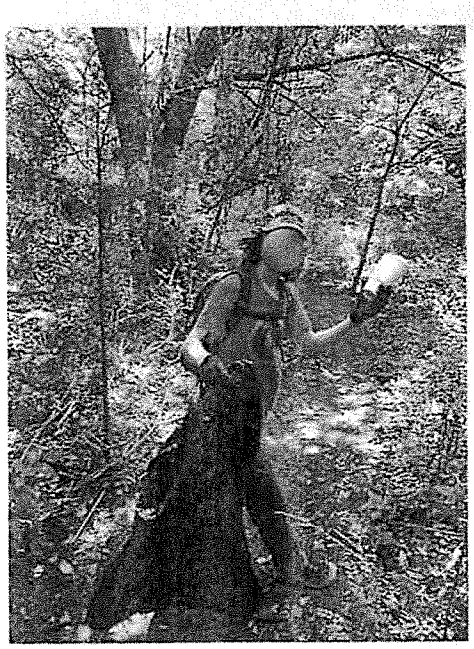
I am, and have been, a resident of Murphy, Texas for twelve years. During the majority of those twelve years, I have been an adult volunteer with Cub Scout Pack 1789 (comprised of elementary students that attend Hunt Elementary in Murphy, Texas) and Boy Scout Troop 285 (containing numerous members that are students at the middle school and high school in Murphy, Texas).

During my time as a resident of Murphy, I have regularly hiked and performed conservation projections along Maxwell Creek. Specifically, as an adult volunteer leader with Cub Scout Pack 1789, I personally have taken cub scouts on hikes along the shores and through the waters of Maxwell Creek, where we have observed all manner of wildlife. I have observed scouts playing in the creek. Below is a picture of my cub scouts during a hike through Maxwell Creek in April 2017:



Each year, Cub Scout Pack 1789 participates in several environmental conservation activities along Maxwell Creek, including "Abor Day" and "Murphy Clean Up Day."

Additionally, as an adult volunteer with Boy Scout Troop 285, I personally have participated with boy scouts in hikes and conservation projects along the shores and through the waters of Maxwell Creek. Below is a picture of one of my boy scouts performing a conservation project at Maxwell Creek in May 2020:

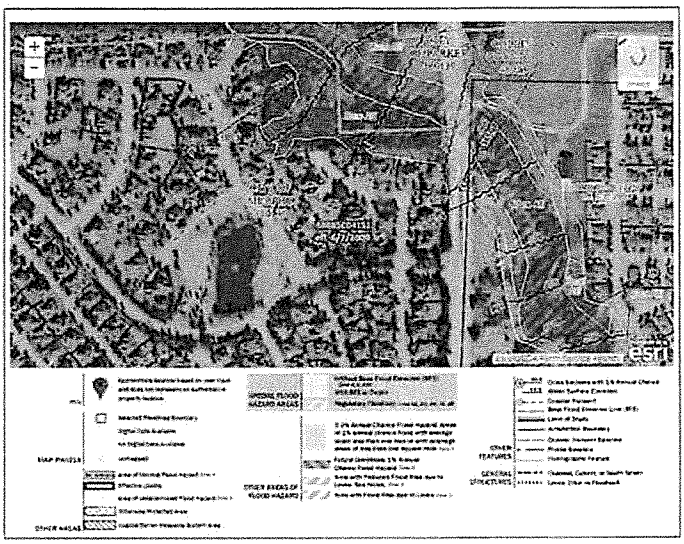


The waters of Maxwell Creek, the shoreline of Maxwell Creek, and the hiking trails and vegetation surrounding Maxwell Creek are pristine. When heavy rains bring trash downstream, the residents

of Murphy, act quickly and regularly to restore the quality of the creek and nearby areas. The residents of Murphy, and in particular the cub scouts, boy scouts, and girl scouts of Murphy, take great pride in maintaining the quality of Maxwell Creek.

In my twelve years of exploring Maxwell Creek, I have never seen the creek dry or empty of water. To the contrary, I have observed live fish and turtles in Maxwell Creek and have observed significant wildlife. I have personally fished and taken my scouts fishing in the ponds near Maxwell Creek.

Parts of Maxwell Creek are prone to flooding. Some of those floodwaters are captured by storm sewers in my neighborhood, which feed into Liberty Ridge Pond located 1/5th of a mile from my home. Below is an image I downloaded on December 1, 2021, from https://www.fema.gov/flood-maps, indicating the flood plain and showing its proximity to Liberty Ridge Pond, which is only one of the many ponds in close proximity to Maxwell Creek:



Myself, my children, and my scouts, regularly fish in that pond where we have caught numerous fish and turtles. We also have observed ducks and other wildlife at the pond.

Odor Concerns

I am very concerned about the likely emanation and trespass of foul odors from the proposed facility onto my property. The Applicant proposes to construct the facility approximately 400 feet from my house, which is the location on Applicant's property that is also the greatest possible distance away from the Applicant's house.



Yellow area is Applicant's land within Applicant's proposed development.
Blue area is Applicant's land outside Applicant's proposed development.

I believe that the Application should be denied. However, if the Commission is inclined to approve the Application, a more equitable location of the proposed facility would be a location near the Applicant's[1] residence with an underground pipeline connecting the facility to the proposed discharge point, rather than 421 feet from my backyard.

For the reasons set forth herein, and for the reasons asserted in the comments filed by neighbors, I oppose the Application.

Objections to Application

I would be adversely affected by the Application in ways not unique to the general public because, as noted above:

1. My property is approximately 421 feet from the proposed facility. It is foreseeable and probable that any flooding, spills, or other intrusions of water, chemicals, or odors emanating from the proposed facility will enter upon my property and directly and adversely affect my property and the health of my family.

2. I personally and regularly rely on this creek to educate and inform my children and my scouts.

The below considerations related to the Application would specifically impact me and my property:

1. Maxwell Creek is not an intermittent creek, it is a perennial creek with exceptional water quality sustaining high aquatic life and vegetative life. Aquatic recreation of

[1] An individual is the owner of the Applicant, which owns the land in yellow. That same individual is the owner of the entities that own the land in blue—i.e., the same individual is the ultimate owner of the land in blue and yellow.

my children and scouts in Maxwell Creek falls under the classification of "Primary Contact Recreation 1."

2. Maxwell Creek has exceptional aesthetic qualities.

3. The TCEQ's preliminary decision states: "This review has preliminary determined that no water bodies with exceptional, high, or intermediate aquatic life uses are present within the stream reach assessed; therefore, no Tier 2 antidegredation review is required. No significant degradation of water quality is expected in water bodies with exceptional, high, or intermediate aquatic life uses downstream, and existing uses will be maintained and protected. The preliminary determination can be reexamined and may be modified if new information is received." The TCEQ's preliminary determination is incorrect.

4. Maxwell Creek is used regularly by residents of Murphy, Texas, including cub scouts, boy scouts, and girl scouts of all ages. Such use includes hiking along and through the waters of the creek.

5. There are suitable alternatives to discharging treated wastewater into Maxwell Creek, including (a) connecting to other nearby pre-existing facilities that do not discharge into Maxwell Creek, (b) installation of individual Septic Systems (specifically, the City of Parker, Texas — wherein the facility will be constructed — "consists mainly of private septic systems on each residential lot maintained by the property owner." *See* parkertexas.us/132/Wastewater), and (c) beneficial reuse or irrigation use of treated wastewater.

6. Chemical contents of treated wastewater released into Maxwell Creek will irreparably damage aquatic life, vegetative life, and wildlife that is regularly found in and around Maxwell Creek.

7. Discharge of treated wastewater into Maxwell Creek will negatively impact all, and certainly eliminate some, of the current uses of the creek and surrounding areas by myself, my children, and my scouts. Even if the wastewater is treated exactly as mandated by the TCEQ, neither I, my children nor my scouts will ever again enter into the waters of Maxwell Creek if it contains treated wastewater.

8. The draft permit does not include adequate provisions to protect the health of my family or the nearby aquatic or terrestrial wildlife.

9. Notwithstanding presumed commercially reasonable efforts of the operator of the wastewater treatment facility, 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). Given the existence of commercially reasonable alternatives to the proposed facility, 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. Additionally, given the probability of foul odors emanating from the facility, a more equitable location of the facility would be one near the Applicant's residence, rather than near my residence.

10. Construction of such a facility so close to our schools poses an unnecessary risk. First, such facilities can constitute an attractive nuisance to my children, and other attendees, of the nearby schools. Second, even best efforts in design and operation cannot eliminate the possibility of disaster (big or small) and contamination. Such a risk, regardless of how it is mitigated, is unnecessary if there are commercially reasonable alternatives.

Incorporation of Additional Objections

My wife and I, along with other members of my community, retained an engineering consultant with expertise in the matters presented in the Application. Attached hereto is a report prepared by the consultant at our request. I incorporate the objections and issues contained in that report.

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 Application be denied.

Respectfully,

Michael S. Haynes

REPORT OF ENGINEERING CONSULTANT RETAINED BY MICHAEL S. HAYNES

TETRA TECH

MEMO

Date: November 30th, 2021

Subject: Restore the Grasslands LLC and Harrington/Turner Enterprises, LP TPDES Permit No. WQ0016003001 Contestation Support Summary of Findings

1.0 INTRODUCTION

Tetra Tech, Inc. (Tetra Tech) was engaged to assist with contesting a newly issued draft Texas Pollution Discharge Elimination System (TPDES) permit (TPDES Permit No. WQ0016003001) to Restore the Grasslands LLC and Harrington/Turner Enterprises, LP.

1.1 PERMIT APPLICATION REVIEW

Tetra Tech notes the following observations in the permit application. The implication of these observations will be explored in the following sections of this report.

- On page 9 of the Administrative Report, Section 10.C, the applicants indicated the discharge is NOT routed to a city, county, or state highway right-of-way, or a flood control district drainage ditch. If the discharge is routed to one of these features, the applicant must demonstrate authorization has been received from the responsible entity.
- On page 22 of the Technical Report, Section 1.B.3, the applicants indicated that there are domestic permitted wastewater treatment facilities or collection systems located within a three-mile radius of the proposed facilities. One of the corresponding requirements is to provide copies of certified letters to these facilities and their response letters, which the applicants indicate are provided in Attachment 12. However, Attachment 12 does not include response letters.
- On page 30 of the Technical Report, Section 4.B, the applicants indicate that the receiving stream, Maxwell Creek, is intermittent (dry for at least one week during most years). Because of this response, the applicants did not include Worksheet 2.1 with the application. Worksheet 2.1 identifies stream physical characteristics that must be provided by the applicant for all new permits but is not required for discharges to intermittent streams.
- On page 31 of the Technical Report, Section 5.B, the applicants indicate that the waterbody is used for livestock watering. "Contact recreation", "non-contact recreation", "fishing" and "park activities" are unchecked.
- On page 32 of the Technical Report, Section 5.C, the applicants characterize the waterbody as "Common Setting: not offensive, developed but uncluttered; water may be colored or turbid".

1.2 TPWD LETTER REVIEW

All new and major amendment TPDES permit applications must be reviewed by the TPWD and the Texas Commission on Environmental Quality (TCEQ) must consider their comments in processing the application. There are three major issues raised by the TPWD:

- The TPWD challenges the representation of the receiving stream by the applicants as an intermittent stream and believes it is correctly identified as perennial. The TPWD requests that the applicants provide information supporting their assertion regarding stream type and recommends that a Receiving Water Assessment be conducted.

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- The TPWD advocates minimizing new point source discharges when there are feasible alternatives, in effect questioning the need for issuing this permit, particularly given that Maxwell Creek does not already receive treated effluent. The letter correctly states that the application did not include responses from candidate facilities to receive the new wastewater stream. In addition to alternative treatment facilities, the TPWD recommends that the applicants consider beneficial reuse or land irrigation as a means to manage the new wastewater discharge stream.
- The TPWD expresses concern over the introduction of nutrients to Maxwell Creek from the new discharge causing increases in algal biomass and recommends a total phosphorus effluent limit of 0.5 mg/L.

1.3 CITY OF MURPHY LETTER REVIEW

The City of Murphy comment letter raises a number of issues. Several of the issues raised presume that the facility will discharge improperly treated wastewater; however, Tetra Tech believes that the TCEQ will not act on such presumptions if the treatment system is properly designed and complies with the design requirements set forth in 30 TAC 217. The City of Murphy challenges the proposed design of the treatment system; some of these concerns may be addressed by the Tetra Tech analysis described in Section 2.4 of this report. Also, the letter raises concern over whether the treatment system will be operated by a qualified operator; however, the draft permit requires that the facility be operated by licensed individuals in compliance with 30 TAC 30 (see Item #9 in the Operational Requirements section of the draft permit on page 15). The below synopsis highlights the most technically significant issues.

- In asserting that water quality parameters in the draft permit are inadequate to protect existing water quality uses, the City of Murphy indicates that the City-owned property on Maxwell Creek downstream of the discharge point is used for "walking, jogging, biking, fishing, swimming, and aesthetic enjoyment." These waterbody uses represent a significant difference from representations in the permit application and could impact the parameters within the permit as well as possibly the decision to issue the permit.
- The City challenges the characterization of the stream as intermittent and the aesthetics as "common setting", stating that these responses should instead be perennial and "natural area", respectively.
- The City suggests that there are endangered species and habitat within and along Maxwell Creek.
- The City suggests that other treatment facilities may be able to accept the new wastewater flow.
- The City believes that nutrients in the wastewater stream will create nuisance conditions.
- The City describes funding commitments for drainage improvements and public access trails along Maxwell Creek. This information suggests that the creek may represent a right of way under the control of the City. The City is concerned that the new discharge will compromise the drainage capacity of the creek.
- The City provides evidence that Harrington/Turner Enterprises, LP, one of the co-applicants, is not a valid partnership because its general partner forfeited its corporate existence. Tetra Tech believes this legal issue could delay permit issuance but has no further comment as this issue is not technical in nature.

1.4 TREATMENT SYSTEM SIZING

Tetra Tech conducted a high-level review of sizing requirements for the aeration basins, clarifier, and chlorine contact basin in the proposed wastewater treatment facility for Phase 2 conditions. Based on preliminary calculations, Tetra Tech believes that the proposed treatment system complies with sizing requirements in 30 TAC 217. The discrepancies noted in the City of Murphy letter between the treatment equipment volumes reported in the application and the volumes calculated by the City of Murphy are likely due to freeboard allowances.

- Aeration basin sizing is based on an organic loading rate of 35 lbs BOD_5/day/1,000 ft^3, which is the organic loading rate specified by 30 TAC 217.154(b)(2) for conventional activated sludge processes with nitrification when reactor temperatures exceed 15°C, with applicable permit limits for BOD_5, TSS, and ammonia nitrogen matching the limits in the draft permit.

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- Tetra Tech calculates minimum clarifier sizing of 29-foot diameter, 12-foot clarifier depth, and 10-foot water depth, compared with the proposed clarifier size of 32-foot diameter, 14.2-foot clarifier depth, and 10-foot water depth
- Tetra Tech calculates a minimum chlorine contact basin volume of 1485 cubic feet, compared with the proposed 1980 cubic feet basin.

1.5 SITE WALK OBSERVATIONS

Tetra Tech conducted a site walk on November 23, 2021. Measurements and/or field data were collected at four locations within Maxwell Creek and one location within Muddy Creek, and photographs were taken. The field report for this visit is included as an attachment to this report. Key observations include the following:

- Estimated stream flows range from 0.41 to 2.5 cubic feet per second (cfs).
- The flow rates and flow patterns, presence of fish, and lack of contributing wastewater discharges suggest the stream is perennial.
- The water is colorless with exceptional clarity and no observable contamination.
- Dissolved oxygen values ranged from 5.5 to 11.2 mg/L, indicating exceptional water quality.
- The measured pH ranged from 7.8 to 8.1.
- The waterbody aesthetics as defined in the TPDES permit application form could best be described as either "Wilderness" or "Natural Area". While there appears to be limited development in the area, photographs document wooded areas along the creek and exceptional water clarity.

2.0 KEY ISSUES

Based on the described work performed, Tetra Tech believes that there are many strong technical issues with the permit application. Tetra Tech has characterized these issues based on how they impact the permit process.

2.1 POTENTIAL PERMIT DENIAL ISSUES

2.1.1 Possible Authorization Required by the City of Murphy

Maxwell Creek may meet the definition of a right of way under the jurisdiction of the City of Murphy as described in Section 2.3. If this is confirmed, then the applicants would be required to obtain authorization from the City in order to discharge.

2.1.2 Alternatives to Discharge

The TPWD and the City of Murphy both indicated alternatives to discharge. These alternatives should be given greater consideration than for typical new permit requests given that Maxwell Creek does not currently receive any treated wastewater effluent and given the outstanding water quality and aesthetic value of the creek. In particular, the TPWD provides several alternatives to discharge and recommends that they be considered.

2.2 PERMIT ISSUES

2.2.1 Stream Classification

There is ample evidence that the applicants have mischaracterized Maxwell Creek as intermittent instead of perennial. The change in classification will require that additional information related to waterbody properties be provided by the applicants in order to process the application.

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2.2.2 Waterbody Quality, Uses, and Aesthetics

As with stream characterization, there is ample evidence that the applicants have misrepresented the quality, uses, and aesthetics associated with Maxwell Creek. The stream uses noted by the City of Murphy and the water quality a nd aesthetic conditions documented in the field report in attachment 1 of this memo report should provide ju stification for a Tier 2 antidegradation review of the application by the TCEQ in addition to the Tier 1 review that wa s conducted.

2.2.3 Nutrient Concerns

Both the TPWD and the City of Murphy recommend that a permit limit be added for phosphorus due to concerns over the introduction of nutrients to Maxwell Creek from the new discharge that could cause increases in algal biomass.

2.2.4 Presence of Endangered or Threatened Species

The City of Murphy suggests the possible presence of endangered species and habitats within and along Maxwell Creek. Tetra Tech did not observe endangered or threatened species during the site walk but did not conduct a threatened and endangered species survey.

3.0 CONCLUSIONS

Tetra Tech, Inc. (Tetra Tech) review of draft Permit No. WQ0016003001 has identified a number of key issues that have not been adequately addressed by the permit applicant. Further evaluation of the City of Murphy right of way approvals, alternatives to discharge, characterization and uses of the receiving waters, nutrient limits, and potential presence of endangered species are all factors that should be reconsidered before a permit is issued to the applicants and may need to be evaluated with respect to whether a permit should be issued if viable alternatives exist.

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ATTACHMENT 1: FIELD REPORT

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Field Report
Author: Dipendra Wagle, PhD, Tetra Tech, Inc.
Date: 11/23/21
Location: Maxwell Creek and Muddy Creek, Dallas-Fort Worth Metroplex, TX
Objective: Survey the creeks for water quality, perennial flow, and wildlife in baseline survey

Water Quality Report

1. Methodology:
    a. Temperature was measured by using EPA-150.1
    b. Dissolved Oxygen (DO) was measured by using SM-4500-0
    c. Specific Conductance was measured by using EPA-120.1
    d. Oxidation-Reduction Potential (ORP) was measured by using ASTM-D1498-08
2. Below are the key observations:
    a. Water quality was measured at 4 different locations in Maxwell Creek and 1 location in Muddy Creek.
    b. Flow characteristic was measured at 3 different locations in Maxwell Creek.
    c. The stream, vegetation, aquatic, and wildlife were also observed and photographed.
3. Field conclusions:
    a. The flow in Maxwell Creek was perennial from several contributory springs and ranged between 0.41-2.5 cubic feet per second (CFS).
        i. The water was clear with no indication of wastewater effluent or any contamination based on water quality data. It was a pristine environment.
        ii. The temperature ranged from 11.7^{0}C to 12^{0}C.
        iii. The pH was in a neutral range of 7.8 to 8.2 pH units.
        iv. The DO ranged from 5.5 to 11.2 mg/L.
        v. ORP was in the positive range.
    b. Access to Muddy Creek was limited but a single sampling point showed that water quality was similar to Maxwell Creek.
    c. Photographs taken by the citizens and the support group are also included in the report. The photographs show that Maxwell Creek contained aquatic life and wildlife.

The water quality, flow characteristics, and photographs captured from the site visit are presented below.

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Location: Maxwell Creek
Latitude: 33.022983

Time: 10: 16 AM
Longitude: -96.604602

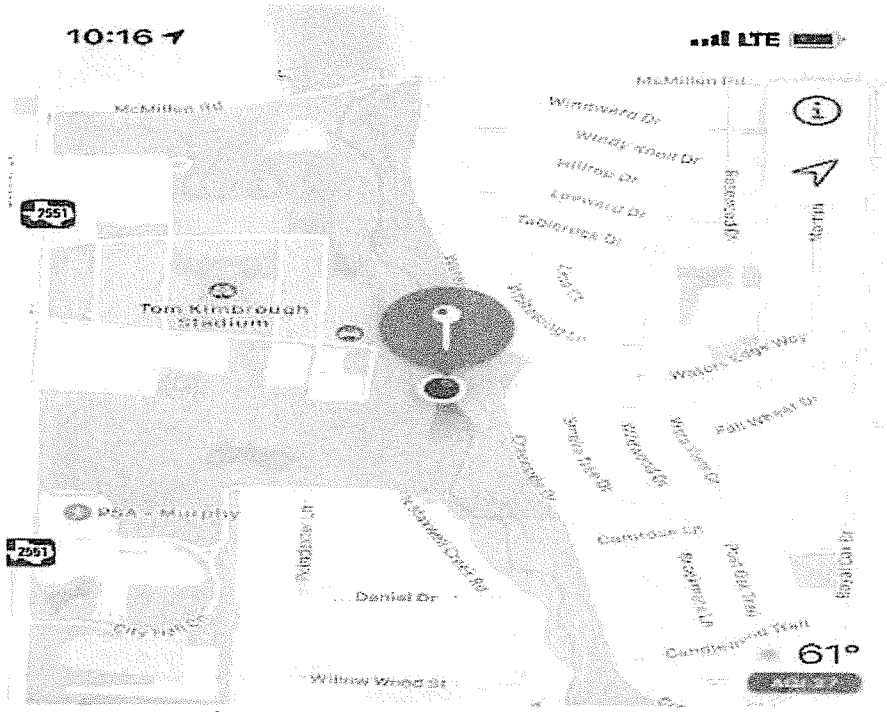

Figure 1: GPS map for the sampling location at 10:16 AM in Maxwell Creek

Water quality parameters

Parameters	Value
Temperature (°C)	11.6
DO (% L)	104.7
DO (mg/L)	11.2
Specific Conductance (mS/cm)	0.641
Conductance (mS/cm)	0.476
pH	8.1
ORP (mV)	113.6

Flow Measurement
Flow type: Perennial
Stream bends: well
No. of riffles: 2
Stream width: 8.17 ft
Stream mid-point: 4.085 ft

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Stream depth

Left (ft)	Mid-point (ft)	Right (ft)
1.20	0.42	0.75

Average depth: 0.79

Covered length: 10 ft

Time taken to cover the distance:

Left (s)	Mid-point (s)	Right (s)
183	121	191

Stream velocity:

Left (ft/s)	Mid-point (ft/s)	Right (ft/s)
0.0546	0.0826	0.0524

Average stream velocity: 0.0632 ft/s

Discharge: (stream width) * (average depth) * (average velocity)

Discharge: 0.41 ft^3/s

Location: Maxwell Creek **Time:** 10:51 AM

Latitude: 33.031037 **Longitude:** -96.606088

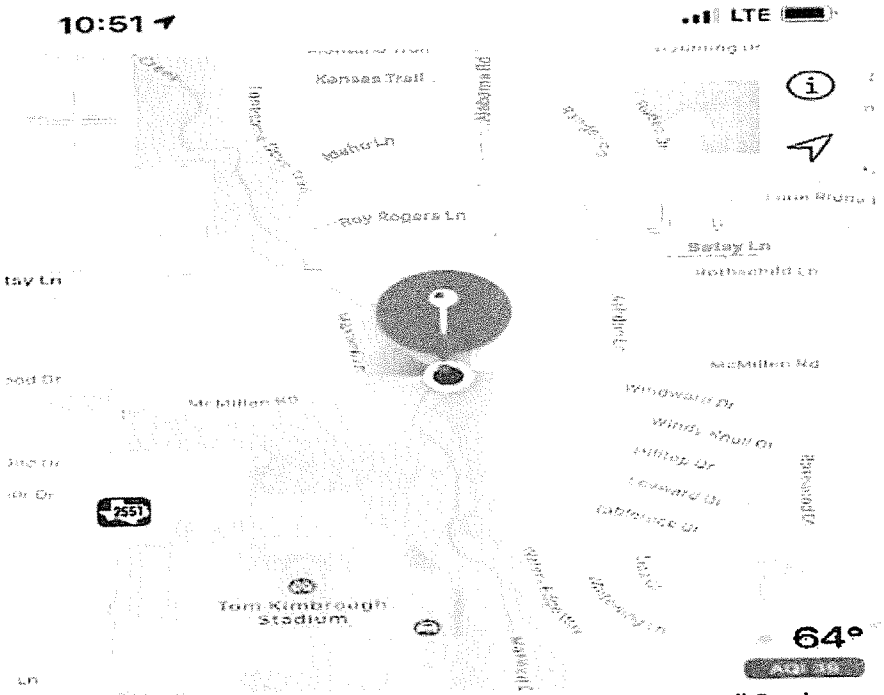

Figure 2: GPS map for the sampling location at 10:51 AM in Maxwell Creek

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TETRA TECH

Water quality parameters

Parameters	Value
Temperature (^{0}C)	12.3
DO (% L)	78.3
DO (mg/L)	8.4
Specific Conductance (mS/cm)	0.608
Conductance (mS/cm)	0.461
pH	8.0
ORP (mV)	109.2

Flow Measurement

Flow type: Perennial
Stream bends: well
No. of riffles: 1
Stream width: 7.2 ft
Stream mid-point: 3.6 ft
Stream depth

Left (ft)	Mid-point (ft)	Right (ft)
0.58	1.08	0.875

Average depth: 0.845
Covered length: 10 ft
Time taken to cover the distance:

Left (s)	Mid-point (s)	Right (s)
87	42	102

Stream velocity:

Left (ft/s)	Mid-point (ft/s)	Right (ft/s)
0.115	0.238	0.098

Average stream velocity: 0.150 ft/s
Discharge: (stream width) * (average depth) * (average velocity)
Discharge: 0.913 ft^3/s

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TETRA TECH

Location: Maxwell Creek **Time:** 11:33 AM
Latitude: 33.051165 **Longitude:** -96.617021

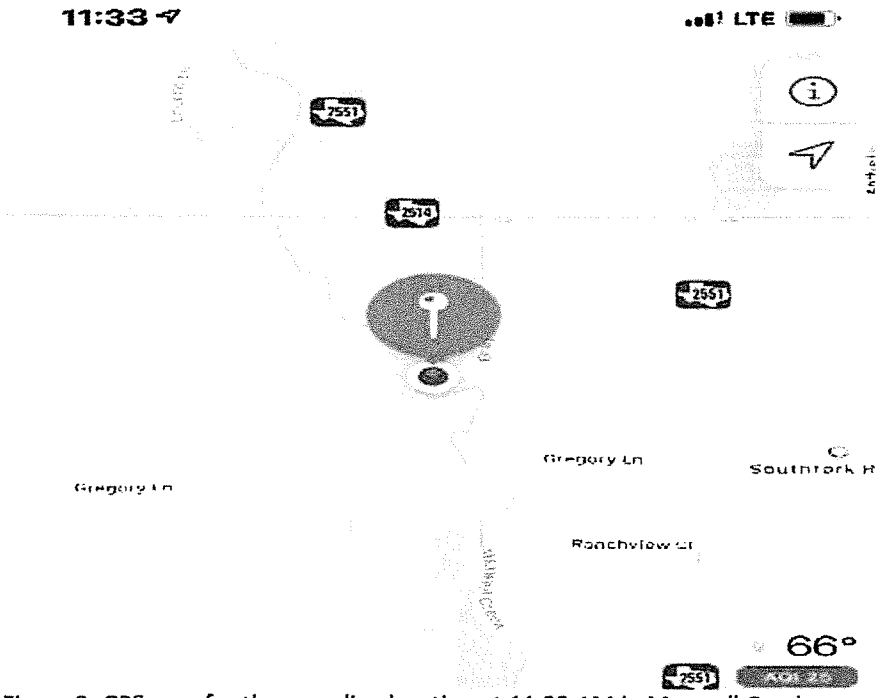

Figure 3: GPS map for the sampling location at 11:33 AM in Maxwell Creek

Water quality parameters

Parameters	Value
Temperature (^{0}C)	11.7
DO (% L)	50.3
DO (mg/L)	5.5
Specific Conductance (mS/cm)	0.495
Conductance (mS/cm)	0.369
pH	7.8
ORP (mV)	97.3

Flow Measurement: Flow measurement was not conducted in this location due to safety reasons.

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TETRA TECH

Location: Maxwell Creek **Time:** 12:11 PM
Latitude: 33.014690 **Longitude:** -96.602370

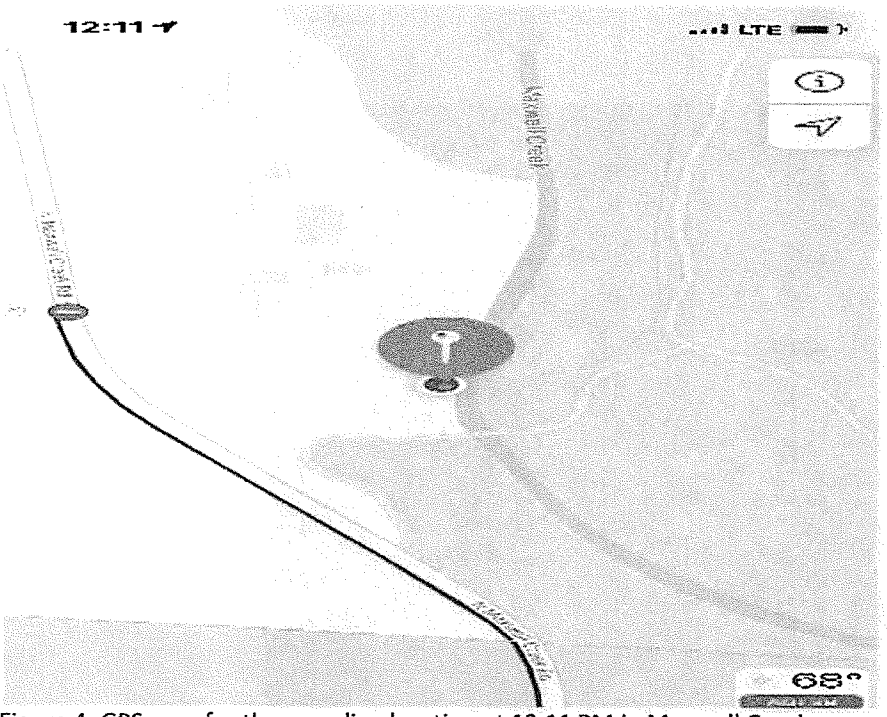

Figure 4: GPS map for the sampling location at 12:11 PM in Maxwell Creek

Water Quality Parameters:

Parameters	Value
Temperature (°C)	12.7
DO (% L)	77
DO (mg/L)	8.3
Specific Conductance (mS/cm)	0.66
Conductance (mS/cm)	0.5
pH	7.9
ORP (mV)	100.8

Flow Measurement
Flow type: Perennial
Stream bends: well
No. of riffles: 2
Stream width: 15.73 ft
Stream mid-point: 7.86 ft
Stream depth: 0.625 ft
Covered length: 10 ft

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Time taken to cover the distance: 39 s
Maximum stream velocity: 0.256 ft/s
Maximum Discharge: (stream width) * (average depth) * (average velocity)
Maximum Discharge: 2.517 ft^3/s

Pictures



Figure 5: Picture of Maxwell Creek Downstream

1500 City West Blvd, Suite 1000, Houston, TX 77042
Tel 832.251.5160 Fax 832.251.5170
www.tetratech.com/oilandgas



Figure 6: Picture of natural life on the bank of Maxwell Creek

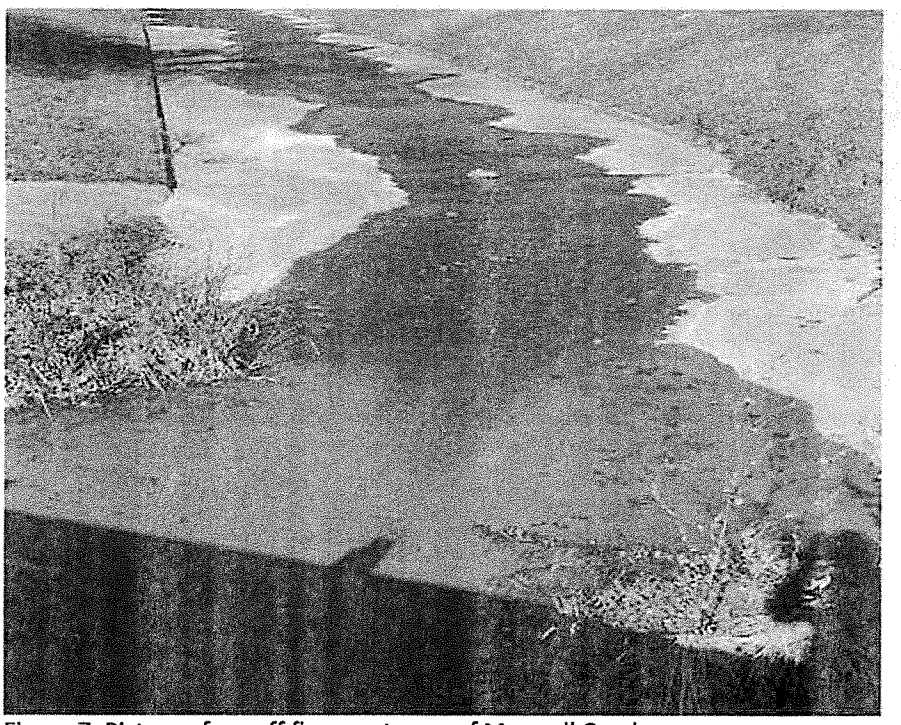

Figure 7: Picture of runoff flow upstream of Maxwell Creek

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Tel 832.251.5160 Fax 832.251.5170
www.tetratech.com/oilandgas



Figure 8: Picture showing the stream bed in Maxwell Creek

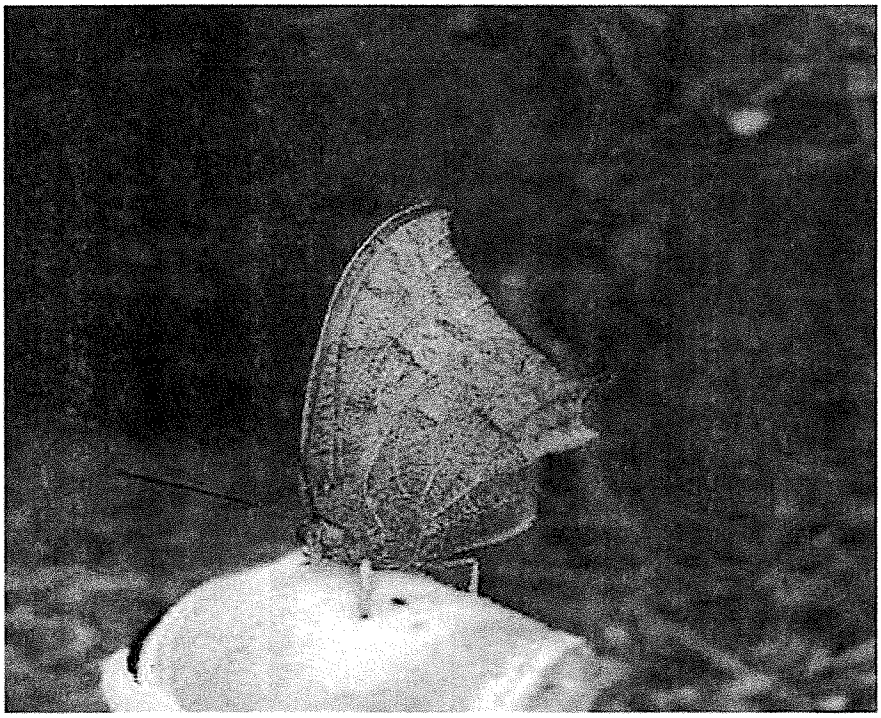

Figure 9: Picture showing a butterfly along Maxwell Creek

1500 City West Blvd, Suite 1000, Houston, TX 77042
Tel 832.251.5160 Fax 832.251.5170
www.tetratech.com/oilandgas

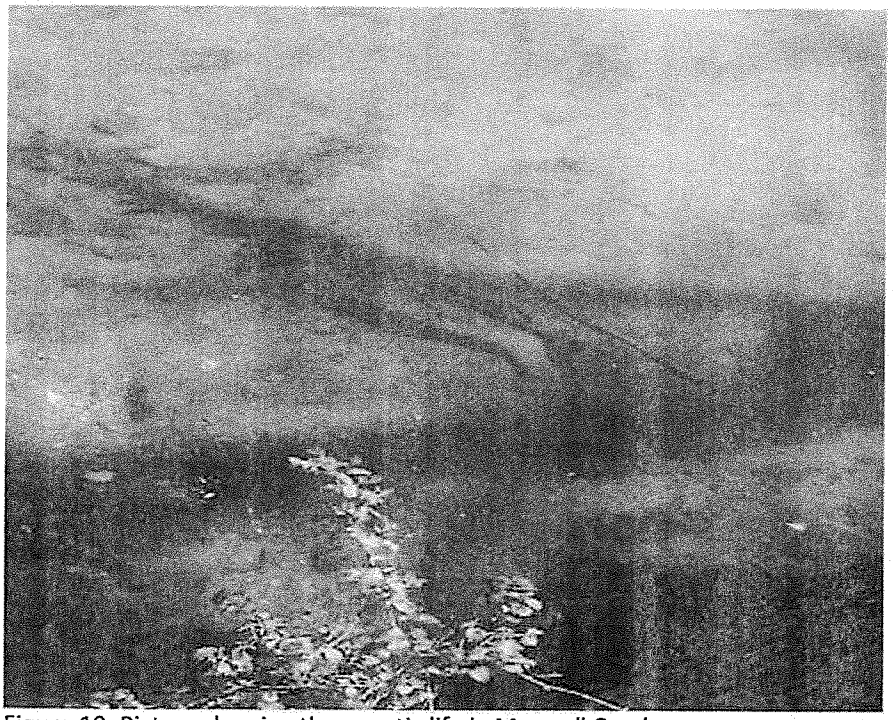

Figure 10: Picture showing the aquatic life in Maxwell Creek

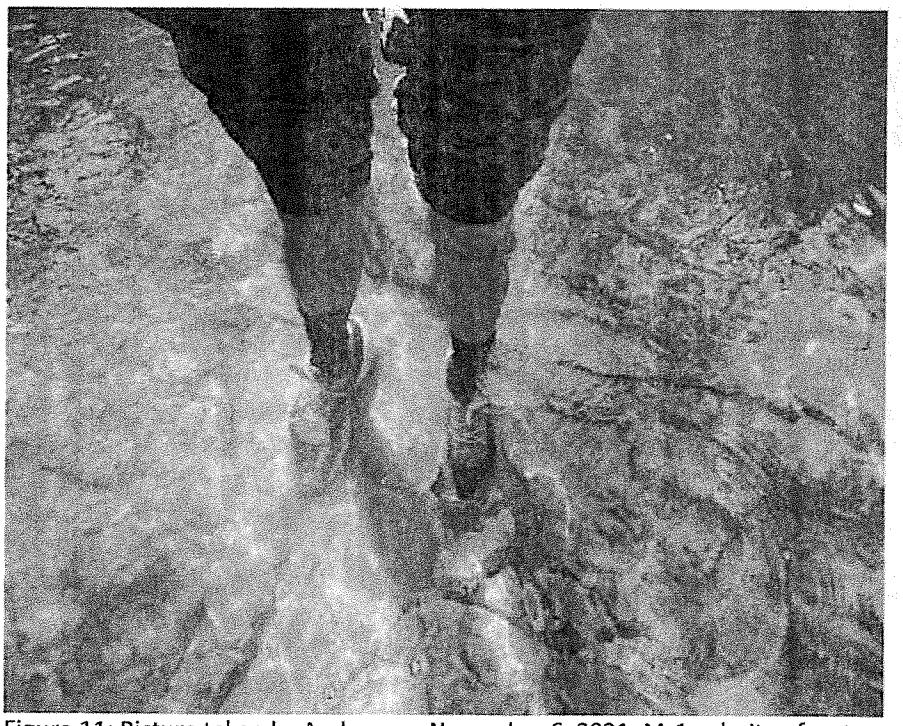

Figure 11: Picture taken by Andrew on November 6, 2021; M-1 - clarity of water

1500 City West Blvd, Suite 1000, Houston, TX 77042
Fax: 832.251.5160 Tel: 832.251.5170
www.tetratech.com/oilandgas

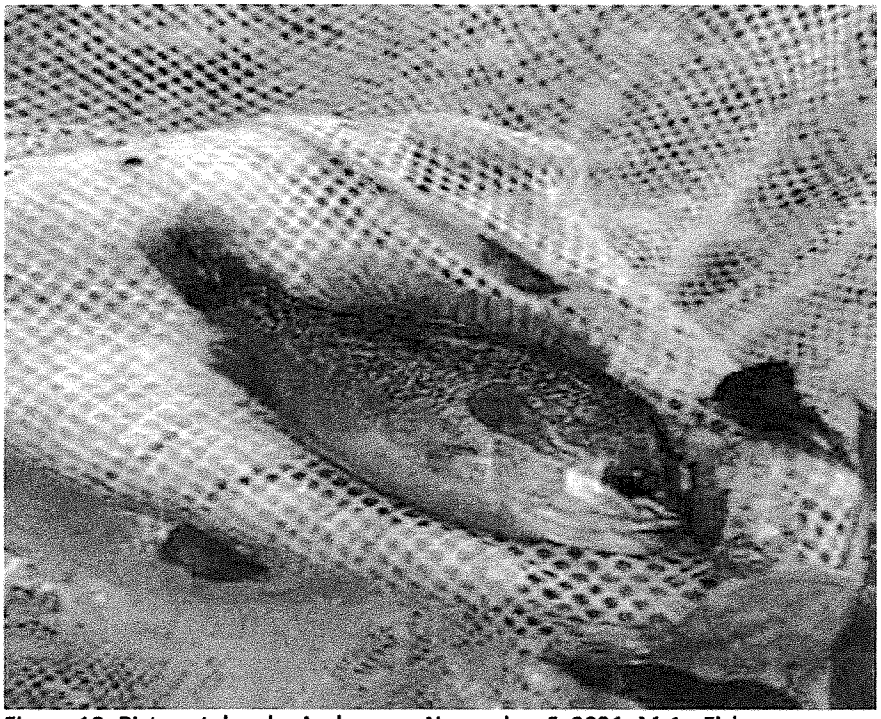

Figure 12: Picture taken by Andrew on November 6, 2021; M-1 - Fish



Figure 13: Picture taken by Kathy on November 22, 2021 - Harvey-1

1500 City West Blvd, Suite 1000, Houston, TX 77042
Tel 832.251.5160 Fax 832.251.5170
www.tetratech.com/oilandgas



Figure 14: Picture taken by Mary Nell Jackson on November 22, 2021 - Bluebird Nest

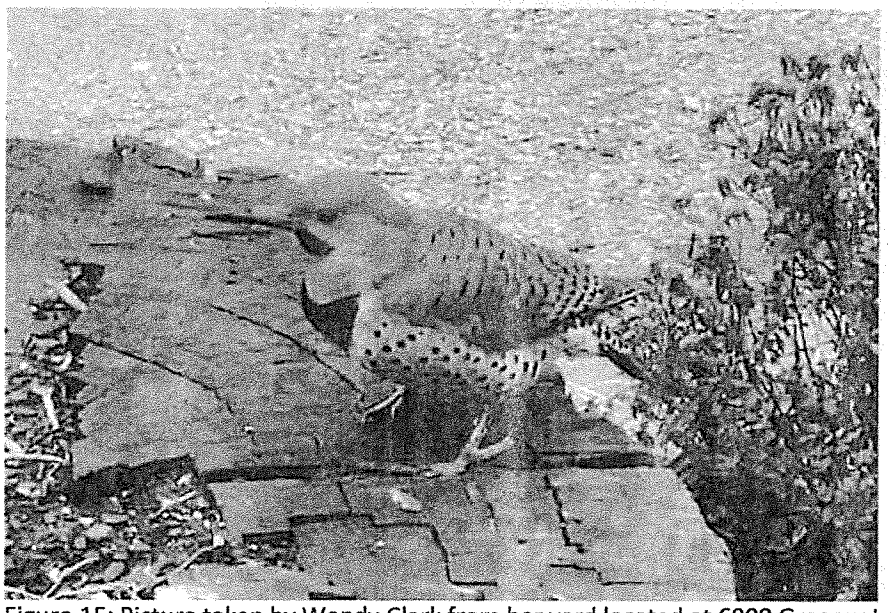

Figure 15: Picture taken by Wendy Clark from her yard located at 6000 Gregory Ln; Parker - Northern Flicker



Figure 16: Picture taken by Wendy Clark from her yard located at 6000 Gregory Ln; Parker – Downy Woodpecker



Figure 17: Water sample taken from Maxwell Creek (same sample)

1500 City West Blvd, Suite 1000, Houston, TX 77042
832.251.5160 832.251.5170
www.tetratech.com/oilandgas

TETRA TECH

Location: Muddy Creek **Time:** 2:06 PM
Latitude: 32.977560 **Longitude:** -96.556854

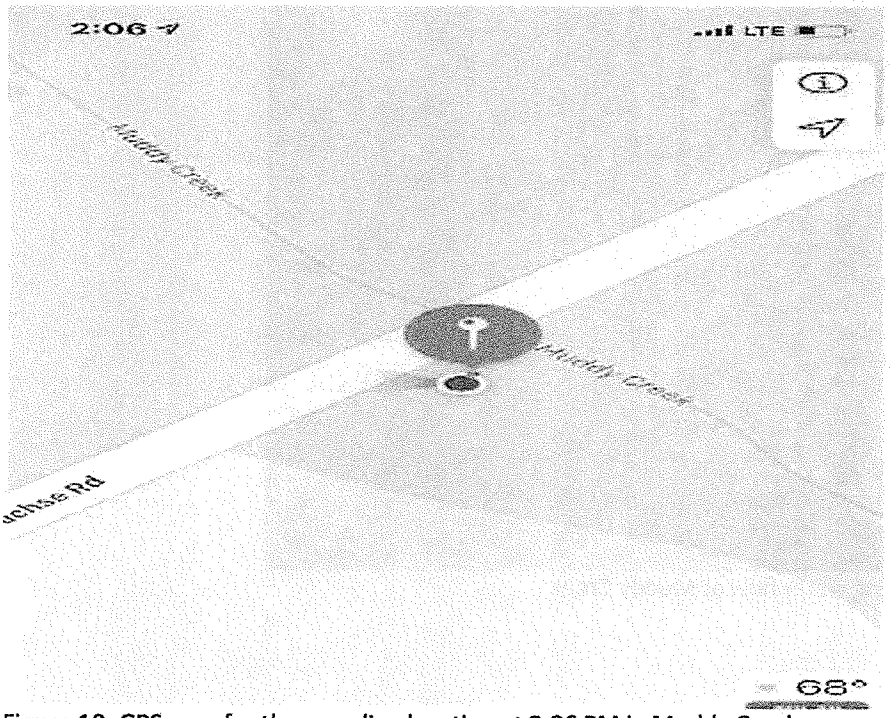

Figure 18: GPS map for the sampling location at 2:06 PM in Muddy Creek

Water quality parameters

Parameters	**Value**
Temperature (°C)	12.5
DO (% L)	79.7
DO (mg/L)	8.4
Specific Conductance (mS/cm)	0.494
Conductance (mS/cm)	0.376
pH	8.2
ORP (mV)	106.9

1500 City West Blvd, Suite 1000, Houston, TX 77042
Tel 832.251.5160 Fax 832.251.5170
www.tetratech.com/oilandgas



Figure 19: Picture showing water flow at Muddy Creek

1500 City West Blvd, Suite 1000, Houston, TX 77042
Tel 832.251.5160 Fax 832.251.5170
www.tetratech.com/oilandgas

IN RE: PETITION FOR CREATION OF COLLIN COUNTY MUNICIPAL UTILITY DISTRICT NO. 7, PERMIT NO. D-04122021-017

OBJECTION & REQUEST FOR CONTESTED CASE HEARING BY MICHAEL S. HAYNES, AFFECTED PARTY

EXHIBIT B

(MOTION FOR RECONSIDERATION TO WWTF PERMIT, IN PROCEEDING WQ0016003-001)

IN RE: APPLICATION FOR A NEW TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEM, PERMIT NO. WQ0016003001

MOTION FOR RECONSIDERATION BY MICHAEL S. HAYNES, AFFECTED PARTY

Affected Party Status

My name is Michael S. Haynes. I live at 1420 Parkview Ln, Murphy, TX 75094. I have been designated by Applicant as Affected Party #40.

According to the GIS information contained in the *Notice of Receipt of Application and Intent to Obtain Water Quality Permit*, Proposed Permit No. WQ0016003001, the proposed location of the wastewater treatment facility is approximately 421 feet from my property line and 490 feet from my home:
https://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=db5bac44afbc468bbddd360f8168250f&marker=-96.616388%2C33.041666&level=12

Executive Director's Decision

On February 11, 2022, the executive director of the Texas Commission on Environmental Quality ("Executive Director") "made a decision that the above-referenced application meets the requirements of applicable law." Contemporaneous with the Executive Director's decision, the Executive Director provided the *Executive Director's Response to Comments* (the "ED RTC").

Motion for Reconsideration

For the reasons set forth herein, I request that the Executive Director reconsider his decision.

1. The Executive Director's reclassification of Maxwell Creek to a perennial creek (*see* Response 16) should result in the application being re-noticed to affected parties with a new opportunity to review and respond to the application. Such re-noticing should comply with 30 TAC 39.405(f)(1), as the applicants' previous notices did not comply with this applicable regulation (*see* item 6 below).
2. While TCEQ may not have authority to "regulate flooding" in the traditional sense of the word (*see* Response 18), the TCEQ should reconsider whether Maxwell Creek can accept the permitted volume of effluent discharge without overflowing the banks of the creek.
3. The TCEQ did not consider, or at least did not respond to, any of the comments submitted by the North Texas Municipal Water District.
4. The TCEQ relies on applicants' representations made in the application (*see* Response 34). Unfortunately, the representations contained in the application are not reliable. For example, the applicants represented in the application that Maxwell Creek was an intermittent creek based on personal observation (*see* Application, p. 30, a copy of which is attached hereto as Exhibit A). Contrary to the representations in the application, the TCEQ correctly determined that Maxwell Creek is a perennial Creek (*see* Response 35).
5. Because TCEQ relies on the representations in the application (*see* Response 37), a contested case hearing is required given the numerous disputed issues of fact. *See, e.g.*,

applicant's assertion that Maxwell Creek is intermittent, and application's incorrect coordinates of proposed facility (*see* Response 38).

6. Notice of the application was inadequate. "[T]he application process for the proposed WWTF provides several opportunities for public participation." Response 48. That statement by the Executive Director presumes that proper notice of the application and proposed WWTF was provided to the public. TCEQ relies on affidavits of applicant that notices were published in a newspaper of largest circulation in Collin County (*see* Response 52). The Collin County Commercial Record is not the newspaper of largest circulation in Collin County. Applicant's assertion to the contrary is laughable. The Dallas Morning News is the newspaper of largest circulation. This is contested issue of fact (*see* Responses 49, 50, 52) requiring a contested case hearing.

Incorporation of Additional Objections

I incorporate the objections of all other Affected Parties into this motion for reconsideration 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 Executive Director's decision be reconsidered.

Respectfully,



Michael S. Haynes

EXHIBIT A

(True and Correct Copy of Application p. 30)

Motion for Reconsideration
Exhibit A

☐ Open Bay

☐ Tidal Stream, Bayou, or Marsh

☐ Other, specify:

B. Flow characteristics

If a stream, man-made channel or ditch was checked above, provide the following. For existing discharges, check one of the following that best characterizes the area *upstream* of the discharge. For new discharges, characterize the area *downstream* of the discharge (check one).

☒ Intermittent - dry for at least one week during most years

☐ Intermittent with Perennial Pools - enduring pools with sufficient habitat to maintain significant aquatic life uses

☐ Perennial - normally flowing

Check the method used to characterize the area upstream (or downstream for new dischargers).

☐ USGS flow records

☐ Historical observation by adjacent landowners

☒ Personal observation

☐ Other, specify:

C. Downstream perennial confluences

List the names of all perennial streams that join the receiving water within three miles downstream of the discharge point.

No perennial streams join Maxwell Creek within three miles downstream of the discharge point.

D. Downstream characteristics

Do the receiving water characteristics change within three miles downstream of the discharge (e.g., natural or man-made dams, ponds, reservoirs, etc.)?

Yes ☐ No ☒

If yes, discuss how.

Mehgan Taack

From: Mehgan Taack
Sent: Tuesday, June 14, 2022 9:20 AM
To: PUBCOMMENT-OCC2
Subject: FW: TCEQ Permit # D-04122021-017 - Request for Contested Case Hearing

H

From: Justin Taack <Justin.Taack@tceq.texas.gov>
Sent: Monday, June 13, 2022 6:39 PM
To: Mehgan Taack <Mehgan.Taack@tceq.texas.gov>
Subject: FW: TCEQ Permit # D-04122021-017 - Request for Contested Case Hearing

---

From: Kathryn Hendrix <Kathryn.Hendrix@alliant.com>
Sent: Wednesday, February 9, 2022 2:50 PM
To: Justin Taack <Justin.Taack@tceq.texas.gov>
Cc: 'Hendrix, Ryan' <rhendrix@walshgroup.com>
Subject: Re: TCEQ Permit # D-04122021-017 - Request for Contested Case Hearing

Ryan and Kathryn Hendrix
1221 Avondale Dr, Murphy TX 75094
214-460-0932, 817-223-7333
RHendrix@walshgroup.com; Kathryn.Hendrix@alliant.com

Our home is within 1 mile of the proposed DISTRICT BOUNDARIES as presented. 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 the permit number D-04122021-017, customer name CN605878966, regulated entity number RN111242855 (the "District Application").

We respectfully request the contested case hearing due to the following concerns:

1. MUD's adverse effect on Property
    a. Will greatly reduce the value of our investment in our home
    b. The parties have not taken reasonable precautions to minimize their harmful effects of their proposed MUD, WWTP, and Development
    c. Unpleasant odors
    d. Worried about high nose levels
        i. Pieces of equipment and processed create high noise levels
        ii. Pump buildings are loud
    e. Facility malfunction and spills
    f. Health concerns

Kathryn Hendrix
Account Executive
Alliant Employee Benefits

D (214) 273-3130
E Kathryn.Hendrix@alliant.com
Alliant.com

16000 N Dallas Parkway
Suite 850
Dallas, TX 75248

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Kathryn Hendrix
Employee Benefits

5950 Berkshire Lane
Suite #325
Dallas, Texas 75225

D 214-414-1746
F 214-481-4176
E Kathryn.Hendrix@alliant.com
alliantbenefits.com



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Lori Rowe

From: PUBCOMMENT-OCC
Sent: Wednesday, February 23, 2022 9:26 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: Mjhen922@gmail.com <Mjhen922@gmail.com>
Sent: Tuesday, February 22, 2022 8:12 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:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: Mary J Henshaw

E-MAIL: Mjhen922@gmail.com

COMPANY:

ADDRESS: 320 CREEKSIDE DR
MURPHY TX 75094-4343

PHONE: 2033141575

FAX:

COMMENTS: I am requesting a contested case hearing. Please register this as a requested case hearing, not a comment. I live directly across from Maxwell Creek, where the proposed sewage water well run through our creek and in doing so

harm our health, and environment. I have spoken to my GP in regards to living across from treated water. My GP strongly believes that there are health risks involved in living close to a treated water source as well as sewage plant. This is a beautiful community. Our neighborhood has a beautiful walking path, playground, fields, and bike path. This neighborhood would never be the same if this proposed sewage plant went through. As a community we cannot let this happen. Our house value would go down, it would harm our health, as well as all the animals that inhabit this area. I request a contested case hearing.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 8:54 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: Wrhenshaw1@gmail.com <Wrhenshaw1@gmail.com>
Sent: Wednesday, February 23, 2022 9:23 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: William Henshaw

E-MAIL: Wrhenshaw1@gmail.com

COMPANY:

ADDRESS: 320 CREEKSIDE DR
MURPHY TX 75094-4343

PHONE: 2037105510

FAX:

COMMENTS: I respectfully request a contested case hearing. I live across the street from the creek that would be used as part of the proposed sewage plant waste water treatment plan. This proposed plan has put an immense amount of stress on our neighborhood and community. Family is used to walking path and outdoor amenities daily. This goes without saying, but our community would never be the same if this plan went through. Our house value would go down,

The environment would be significantly affected, and most importantly our health would be at risk. All these are proven facts. I request a contested case hearing.

Mehgan Taack

From: Mehgan Taack
Sent: Tuesday, June 14, 2022 9:20 AM
To: PUBCOMMENT-OCC2
Subject: FW: Request for Contested Case Hearing Against Revised Petition for Creation of Collin County MUD #7

H

From: Justin Taack <Justin.Taack@tceq.texas.gov>
Sent: Monday, June 13, 2022 6:37 PM
To: Mehgan Taack <Mehgan.Taack@tceq.texas.gov>
Subject: FW: Request for Contested Case Hearing Against Revised Petition for Creation of Collin County MUD #7

From: Jena Holton <jenaholton@gmail.com>
Sent: Monday, February 14, 2022 3:01 PM
To: Justin Taack <Justin.Taack@tceq.texas.gov>
Cc: John Holton <jjholton@gmail.com>
Subject: Request for Contested Case Hearing Against Revised Petition for Creation of Collin County MUD #7

Mr. Taack:

Our names are John and Jena Holton and we live at 1311 Overland Drive, Murphy TX 75094, phone: (John) 703-462-3867 and (Jena) 571-242-3419.

Our home is located within 400 feet of the proposed DISTRICT boundaries as presented, .7 miles from Maxwell Creek and .7 mies from the discharge point.

We respectfully submit to the TCEQ this supplement to our prior comments.

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-04122021-07, customer number CN605878966, regulated entity number RN11124855 (the "District Application").

This high-density development and accompanying sewage plant, with no buffers or parkland will greatly reduce the value of our investment in our home.

It 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. This nuisance includes will include foreseeable physical damage to our property based upon improper planning for potential flooding of our property; foreseeable economic harm to our property's economic value; foreseeable harm to our health and family members' health; psychological harm for piece of mind in the use and enjoyment of our property. A normal person expects to be able to enjoy their property that they have consistently enjoyed for a decade. This is an unnecessary and unreasonable interference with the enjoyment of our home - conditions created by the proposed WWTP and MUD will result in our home being an undesirable residence due to noise, odor and lights.

If the developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity and regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable and knowingly will interfere with the homeowners of Parker and Murphy. The Parties' conduct and proposed use of the land would disturb and annoy a normal person of ordinary sensibilities, and of ordinary tastes and habits in our communities of Parker and Murphy. We have the right and privilege to use and enjoy our land. The Parties have NOT taken reasonable precautions to minimize their harmful effect of they proposed MUD, WTTP & Development.

We, the Petitioners and Landowners, live adjacent to the ETJ. We are fully aware of the effects as designed this MUD, WWTP & Development would have on our lives. The sewage plant will create unpleasant odors, pump buildings will create a high noise level, discharge will contaminate area wells and underground springs, the facility cannot guarantee there will not be malfunctions and spills, the sewage plant will be in a 100-year flood plain and increased flooding will result; without any buffer or drainage areas, the high-density housing will increase the likelihood of flooding into our land. The high-density housing will destroy the privacy of our house and neighborhood, cause storm run-off drainage issues and produce air, water and light pollution that is intolerable.

To the Water Division of TCEQ we suggest the remedy as follows:

1) the sewage plant be denied and the developer use the sewage system of all other Parker residences - septic systems.
2) the developer be required to limit development to 2-acre lots in order to comply with septic systems.

3) The developer be denied any application for high-density housing in an area that is surrounded by 1/4 acre lots (Murphy) and 2 or more acre lots (Parker). If the developer does not want to build 2 acre lots with septic systems, TCEQ should require that the housing be limited to 1/4 acre lots and the developer obtain regionalization sewer access.

4). We plead with TCEQ to not allow greedy developers to take advantage of the ETJ properties to develop high-density, harmful developments that will completely destroy the value of surrounding communities. We view this application as an effort by these developers to make a great deal of money at the expense of the surrounding communities. If completed, these developers can easily dissolve their companies making it impossible to hold them accountable for any long-term harm and destruction to our neighborhood. For many years this ETJ property was a beautiful farm with Longhorn cattle grazing on it. Please do not approve this greasy application.

Respectfully,

John & Jena Holton
1311 Overland Drive
Murphy TX 75094
703-462-3867
571-242-3419

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 14, 2022 2:08 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: jenaholton@gmail.com <jenaholton@gmail.com>
Sent: Monday, February 14, 2022 2:03 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: MRS Jena C Holton

E-MAIL: jenaholton@gmail.com

COMPANY:

ADDRESS: 1311 OVERLAND DR
MURPHY TX 75094-4197

PHONE: 5712423419

FAX: 5712423419

COMMENTS: My name is Jena Holton and I live at 1311 Overland Drive, Murphy TX 75094, phone: 571-242-3419. My home is located within 400 feet of the proposed DISTRICT boundaries as presented, .7 miles from Maxwell Creek and .7 mies from the discharge point. I respectfully submit to the TCEQ this supplement to my 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-04122021-07, customer number CN605878966, regulated entity number RN11124855 (the "District Application"). This high-density development and accompanying sewage plant, with no buffers or parkland will greatly reduce the value of my investment in my home. It 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. This nuisance includes foreseeable physical damage to my property based upon improper planning for potential flooding of my property; foreseeable economic harm to my 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 a decade. This is an unnecessary and unreasonable interference with the enjoyment of my home - conditions created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor and lights. If the developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity and regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable and knowingly will interfere with the homeowners of Parker and Murphy. The Parties' conduct and 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 to use and enjoy my land. The Parties have NOT taken reasonable precautions to minimize their harmful effect of they proposed MUD, WTTP & 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 lives. The sewage plant will create unpleasant odors, pump buildings will create a high noise level, discharge will contaminate area wells and underground springs, the facility cannot guarantee there will not be malfunctions and spills, the sewage plant will be in a 100-year flood plain and increased flooding will result; without any buffer or drainage areas, the high-density housing will increase the likelihood of flooding into my land. The high-density housing will destroy the privacy of my house and neighborhood, cause storm run-off drainage issues and produce air, water and light pollution that is intolerable. To the Water Division of TCEQ I suggest the remedy as follows: 1) the sewage plant be denied and the developer use the sewage system of all other Parker residences - septic systems. 2) the developer be required to limit development to 2-acre lots in order to comply with septic systems. 3). The developer be denied any application for high-density housing in this ETJ area because it is surrounded by 1/4 acre lots (Murphy) and 2 or more acre lots (Parker). I view the Parties' application as an attempt to make a great deal of money at the expense of our neighborhood - and if completed - the Parties' will not be accountable for long-term harm and destruction of our neighborhood.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Wednesday, February 16, 2022 9:19 AM
To: PUBCOMMENT-OCC2
Subject: CORRECTION: Public comment on Permit Number D-04122021-017

Apply the H to both items

From: PUBCOMMENT-OCC
Sent: Tuesday, February 15, 2022 8:55 AM
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

H

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

From: jjholton@gmail.com <jjholton@gmail.com>
Sent: Monday, February 14, 2022 2:14 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: John W Holton

E-MAIL: jjholton@gmail.com

COMPANY:

ADDRESS: 1311 OVERLAND DR jjholton@gmail.com
MURPHY TX 75094-4197

PHONE: 7034623867

FAX: 7034623867

COMMENTS: My name is John Holton and I live at 1311 Overland Drive, Murphy TX 75094, phone: 703-462-3867. My home is located within 400 feet of the proposed DISTRICT boundaries as presented, .7 miles from Maxwell Creek and .7 mies from the discharge point. I respectfully submit to the TCEQ this supplement to my 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-04122021-07, customer number CN605878966, regulated entity number RN11124855 (the "District Application"). This high-density development and accompanying sewage plant, with no buffers or parkland will greatly reduce the value of my investment in my home. It 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. This nuisance includes foreseeable physical damage to my property based upon improper planning for potential flooding of my property; foreseeable economic harm to my 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 a decade. This is an unnecessary and unreasonable interference with the enjoyment of my home - conditions created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor and lights. If the developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity and regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable and knowingly will interfere with the homeowners of Parker and Murphy. The Parties' conduct and 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 to use and enjoy my land. The Parties have NOT taken reasonable precautions to minimize their harmful effect of they proposed MUD, WTTP & Development. The Petitioner and Landowner lives adjacent to the ETJ. He is fully aware of the effects as designed this MUD, WWTP & Development would have on our lives. The sewage plant will create unpleasant odors, pump buildings will create a high noise level, discharge will contaminate area wells and underground springs, the facility cannot guarantee there will not be malfunctions and spills, the sewage plant will be in a 100-year flood plain and increased flooding will result; without any buffer or drainage areas, the high-density housing will increase the likelihood of flooding into my land. The high-density housing will destroy the privacy of my house and neighborhood, cause storm run-off drainage issues and produce air, water and light pollution that is intolerable. To the Water Division of TCEQ I suggest the remedy as follows: 1) the sewage plant be denied and the developer use the sewage system of all other Parker residences - septic systems. 2) the developer be required to limit development to 2-acre lots in order to comply with septic systems. 3). The developer be denied any application for high-density housing in an area that is surrounded by 1/4 acre lots (Murphy) and 2 or more acre lots (Parker). I view the Parties' application as an attempt to make a great deal of money at the expense of our neighborhood - and if completed - the Parties' will not be accountable for long-term harm and destruction of our neighborhood.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Tuesday, February 15, 2022 8:55 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: jjholton@gmail.com <jjholton@gmail.com>
Sent: Monday, February 14, 2022 2:14 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: John W Holton

E-MAIL: jjholton@gmail.com

COMPANY:

ADDRESS: 1311 OVERLAND DR jjholton@gmail.com
MURPHY TX 75094-4197

PHONE: 7034623867

FAX: 7034623867

COMMENTS: My name is John Holton and I live at 1311 Overland Drive, Murphy TX 75094, phone: 703-462-3867. My home is located within 400 feet of the proposed DISTRICT boundaries as presented, .7 miles from Maxwell Creek and .7 mies from the discharge point. I respectfully submit to the TCEQ this supplement to my 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-04122021-07, customer number CN605878966, regulated entity number RN11124855 (the "District Application"). This high-density development and accompanying sewage plant, with no buffers or parkland will greatly reduce the value of my investment in my home. It 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. This nuisance includes foreseeable physical damage to my property based upon improper planning for potential flooding of my property; foreseeable economic harm to my 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 a decade. This is an unnecessary and unreasonable interference with the enjoyment of my home - conditions created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor and lights. If the developer, Petitioner, Applicant had notified the regional water district, they would know that the proposal for the MUD (WWTP) is not a necessity and regionalization is the proper route for any development approved in this ETJ. The parties' plans are unreasonable and knowingly will interfere with the homeowners of Parker and Murphy. The Parties' conduct and 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 to use and enjoy my land. The Parties have NOT taken reasonable precautions to minimize their harmful effect of they proposed MUD, WTTP & Development. The Petitioner and Landowner lives adjacent to the ETJ. He is fully aware of the effects as designed this MUD, WWTP & Development would have on our lives. The sewage plant will create unpleasant odors, pump buildings will create a high noise level, discharge will contaminate area wells and underground springs, the facility cannot guarantee there will not be malfunctions and spills, the sewage plant will be in a 100-year flood plain and increased flooding will result; without any buffer or drainage areas, the high-density housing will increase the likelihood of flooding into my land. The high-density housing will destroy the privacy of my house and neighborhood, cause storm run-off drainage issues and produce air, water and light pollution that is intolerable. To the Water Division of TCEQ I suggest the remedy as follows: 1) the sewage plant be denied and the developer use the sewage system of all other Parker residences - septic systems. 2) the developer be required to limit development to 2-acre lots in order to comply with septic systems. 3). The developer be denied any application for high-density housing in an area that is surrounded by 1/4 acre lots (Murphy) and 2 or more acre lots (Parker). I view the Parties' application as an attempt to make a great deal of money at the expense of our neighborhood - and if completed - the Parties' will not be accountable for long-term harm and destruction of our neighborhood.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 3:50 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: amyichiba@msn.com <amyichiba@msn.com>
Sent: Thursday, February 24, 2022 3:33 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: Amy Ichiba

E-MAIL: amyichiba@msn.com

COMPANY:

ADDRESS: 1216 BARRISTER CIR
MURPHY TX 75094-4106

PHONE: 2152362900

FAX:

COMMENTS: I request a contested case hearing.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 14, 2022 10:30 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: jisenhower@verizon.net <jisenhower@verizon.net>
Sent: Friday, February 11, 2022 6:43 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: John Isenhower

E-MAIL: jisenhower@verizon.net

COMPANY:

ADDRESS: 704 MUSTANG RIDGE DR
MURPHY TX 75094-4409

PHONE: 9723843585

FAX:

COMMENTS: We respectfully 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 number D-04122021-017, customer number CN605878966, regulated entity number RN111242855. My home is one mile from the proposed water treatment facility and will be impacted in many ways: ♣ 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. o 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 o Psychological harm for piece of mind in the use and enjoyment of my property. o 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. o Interference will be substantial and will cause discomfort or annoyance that is unreasonable. o Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights

Lori Rowe

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

H

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

From: dison2@hotmail.com <dison2@hotmail.com>
Sent: Thursday, February 24, 2022 9:01 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: Deborah Ison

E-MAIL: dison2@hotmail.com

COMPANY:

ADDRESS: 918 MUSTANG RIDGE DR
MURPHY TX 75094-4474

PHONE: 9726331653

FAX:

COMMENTS: My home is located within 1 mile radius of the proposed DISTRICT Boundaries as presented and 1 mile from Maxwell Creek. I respectfully submit to the TCEQ this supplement to our prior 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. I have serious concerns related to the additional flow and flooding of Maxwell Creek. My son has asthma and has flair ups due to strong odors.

Mehgan Taack

From: Mehgan Taack
Sent: Tuesday, June 14, 2022 9:21 AM
To: PUBCOMMENT-OCC2
Subject: FW: Request for Contested Case Hearing
Attachments: Blank 10.pdf

H

From: Justin Taack <Justin.Taack@tceq.texas.gov>
Sent: Monday, June 13, 2022 6:43 PM
To: Mehgan Taack <Mehgan.Taack@tceq.texas.gov>
Subject: FW: Request for Contested Case Hearing

From: Mary Nell Jackson <marynellj@yahoo.com>
Sent: Sunday, February 13, 2022 2:41 PM
To: Justin Taack <Justin.Taack@tceq.texas.gov>
Subject: Request for Contested Case Hearing

Sent from my iPad

Mary Nell Jackson
5904 Gregory Lane
Parker , TX.
214-797-1536
marynellj@yahoo.com

I request a contested case hearing on the application by Harrington Turner Enterprises and Gregory Lane LLC for the creation of Collin County MUD. PERMIT NUMBER : D-04122021-017, permit number WQ0016002001 regulated entity number RN 1112428855 the "District Application ".

My family resides at 5904 Gregory Lane. We have lived in Parker 43 years. Our home backs Maxwell Creek and our frontage property is on Gregory Lane which will be the road leading to the proposed development. The large proposed multi family development will greatly impact this small community in many negative ways.

Gregory Lane (City of Parker street) that leads to my home is proposed as the only approach to this large development. At this time the street takes care of the few cars and horse trailers on our dead end street.It can be difficult to pass as a two lane street with a horse trailer or larger vehicle crowds the street. This street could hardly be considered for heavy traffic this proposed development will bring.

Maxwell Creek runs through this area of Parker and a bridge is the entrance to Gregory and Gray Lane. The creek has flooded annually(in every season) for the 40+ years my family has resided on Gregory Lane. Even with recent costly repairs by the City of Parker the flooding continues and makes crossing the creek dangerous and impassable when the water is high which usually happens 2-3 times a year.
Our open acreage areas off of Gregory Lane house horses and livestock in a quiet setting. The proposed dense housing development would change this community area overnight.
The adjacent Plano public school could not accommodate such a proposed increase enrollment.
With the impact of so many families and automobiles the wildlife that we enjoy would flee to find safe quiet homes. Our pastures are full of native plants. In our personal pastures native milkweed feed the monarch butterflies. Birds dot the landscape and feed from the grain the pastures produce as well as roost near the water Maxwell Creek supplies the wildlife. Many of these birds are protected by Texas state law. The creeks biodiversity benefits this wildlife, increase traffic and dense development will impact this area .

I request a contested hearing.
Mary Nell Jackson

Lori Rowe

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
Attachments: MUD_D-04122021-017_ReqForContestedHearing_Jasadiredja1.pdf

H

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

From: jdjasa@aim.com <jdjasa@aim.com>
Sent: Friday, February 25, 2022 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 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: Jani Jasadiredja

E-MAIL: jdjasa@aim.com

COMPANY:

ADDRESS: 118 ECHO RIDGE LN
MURPHY TX 75094-4113

PHONE: 9726906092

FAX:

COMMENTS: Re: Request of Contested Case Hearing for TCEQ Permit # D-04122021-017 Distance from Location is less than 0.4 miles My home is located within: - 0.3 miles of the proposed DISTRICT Boundaries as presented, - 0.3 miles from Maxwell Creek and - 0.3 miles from the discharge point. I respectfully request a contested case hearing per our opposition of 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 (including me and my family). 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 interfere 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 effect of 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. 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. Thank your for your consideration and attention. Respectfully, Jani & Miriam Jasadiredja 118 Echo Ridge Ln Murphy, TX 75094 jdjasa@aim.com 972-690-6092

Jani & Miriam Jasadiredja
118 Echo Ridge Ln, Murphy, TX 75094
jdjasa@aim.com
972-690-6092

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

Distance from Location is less than 0.4 miles

My home is located within
0.3 miles of the proposed DISTRICT Boundaries as presented,
0.3 miles from Maxwell Creek and
0.3 miles from the discharge point.

I respectfully request a contested case hearing per our opposition of 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 (including me and my family). 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 interfere 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 effect of 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.

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.

Thank you for your consideration and attention to this matter.

Best regards,

Jani & Miriam Jasadiredja

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 9:46 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: brianjones_@hotmail.com <brianjones_@hotmail.com>
Sent: Thursday, February 10, 2022 9:29 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:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MR Brian Jones

E-MAIL: brianjones_@hotmail.com

COMPANY:

ADDRESS: 806 SHADYBROOK DR
MURPHY TX 75094-4453

PHONE: 2145879774

FAX:

COMMENTS: My family and 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. We have serious reservations and grievances with the proposal to allow a waste water treatment plant with effluent discharge into pristine Maxwell Creek. We regularly utilize the natural environment in and around Maxwell Creek for family nature walks and gatherings. The Maxwell Creek is the jewel of the city of Murphy and is enjoyed daily by many residents and non-residents. Allowing a

waste water treatment plant to discharge into the creek will forever diminish the creek and its surroundings. I have lived at 806 Shadybrook Drive Murphy, TX 75094 for over sixteen years and believe that allowing this proposal to go through would force me to move. Please consider denying this proposal. Regards, Brian Jones

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 14, 2022 10:26 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: txpacwinegirl@aol.com <txpacwinegirl@aol.com>
Sent: Friday, February 11, 2022 2:49 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: Lisa Michele Kester

E-MAIL: txpacwinegirl@aol.com

COMPANY:

ADDRESS: 2709 MARY CT
PARKER TX 75094-3815

PHONE: 2146627247

FAX:

COMMENTS: My 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 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.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 25, 2022 8:43 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: kingfambam22@gmail.com <kingfambam22@gmail.com>
Sent: Thursday, February 24, 2022 9:08 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: Carolyn King

E-MAIL: kingfambam22@gmail.com

COMPANY:

ADDRESS: 514 HARVEST HILL DR
MURPHY TX 75094-4195

PHONE: 9728244301

FAX:

COMMENTS: I request a contested case hearing

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Wednesday, February 16, 2022 8:40 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: CORRECTION: Public comment on Permit Number D-04122021-017

H

From: PUBCOMMENT-OCC
Sent: Monday, February 14, 2022 10:35 AM
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: olknight@yahoo.com <olknight@yahoo.com>
Sent: Friday, February 11, 2022 6:18 PM
To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>
Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL 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 OLAN KNIGHT

E-MAIL: olknight@yahoo.com

COMPANY:

ADDRESS: 531 OAKHURST DR
MURPHY TX 75094-3808

PHONE: 9729798753

FAX:

COMMENTS: I request a contested case hearing on this application. It's a shame that your organization seems to have rubber-stamped this idiotic, ecologically disastrous application without having bothered to verify, validate, or research any of the issues brought up by the residents in the area. At least that's what your 84 page response document indicates. In fact, it would appear that your organization not only does not care about the damage that would be done by this woefully inappropriate application, you seem to be going out of your way to ignore the residents and municipalities affected.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 14, 2022 10:35 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

From: olknight@yahoo.com <olknight@yahoo.com>
Sent: Friday, February 11, 2022 6:18 PM
To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>
Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL 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 OLAN KNIGHT

E-MAIL: olknight@yahoo.com

COMPANY:

ADDRESS: 531 OAKHURST DR
MURPHY TX 75094-3808

PHONE: 9729798753

FAX:

COMMENTS: I request a contested case hearing on this application. It's a shame that your organization seems to have rubber-stamped this idiotic, ecologically disastrous application without having bothered to verify, validate, or research any of the issues brought up by the residents in the area. At least that's what your 84 page response document indicates. In fact, it would appear that your organization not only does not care about the damage that would be done

by this woefully inappropriate application, you seem to be going out of your way to ignore the residents and municipalities affected.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, January 27, 2022 1:44 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: Distance to Proposed MUD.docx

H

From: allison.laramore@yahoo.com <allison.laramore@yahoo.com>
Sent: Thursday, January 27, 2022 10:06 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: Allison E Laramore

E-MAIL: allison.laramore@yahoo.com

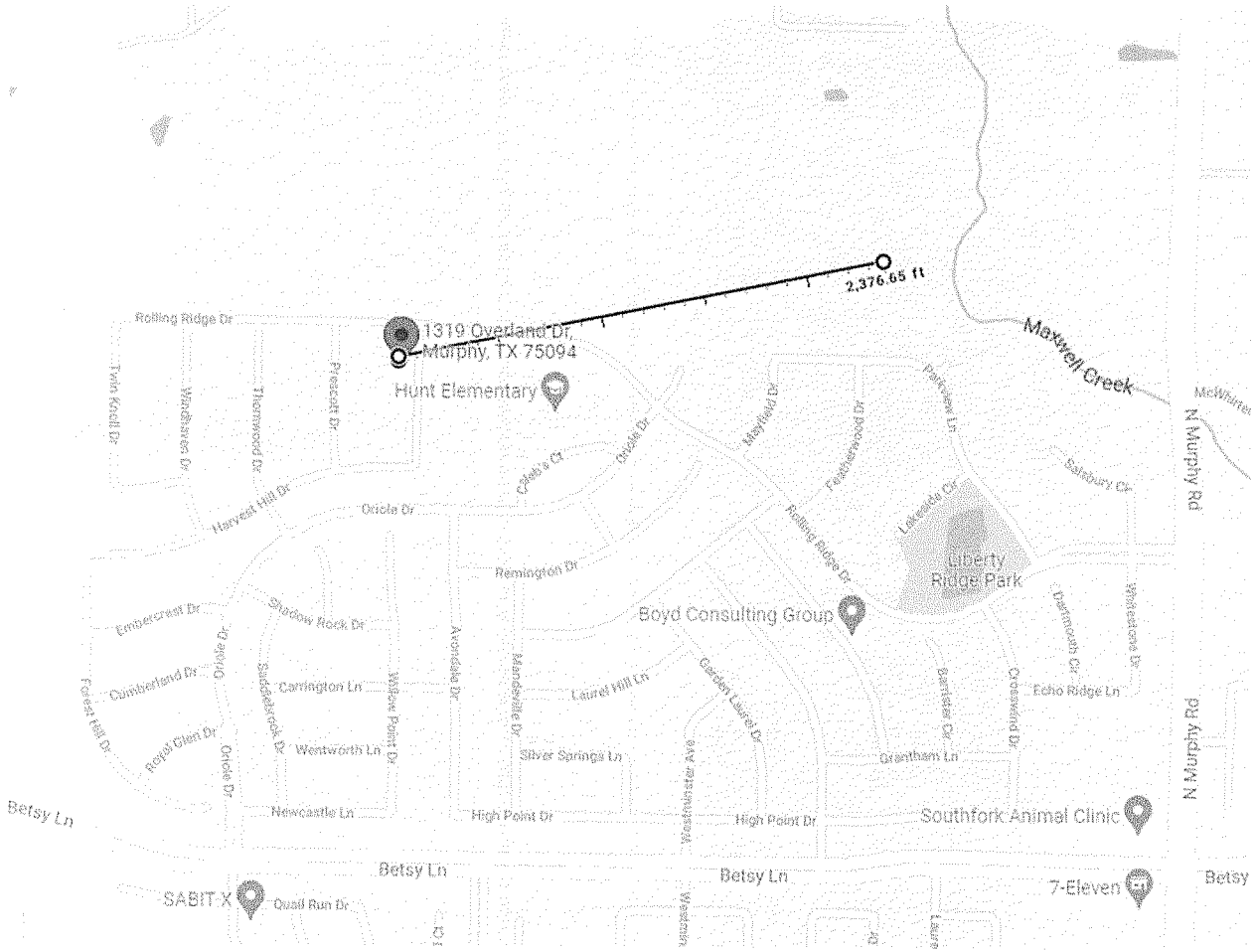
COMPANY:

ADDRESS: 1319 OVERLAND DR
MURPHY TX 75094-4197

PHONE: 9728005443

FAX:

COMMENTS: My home is located within 0.45 miles of the proposed DISTRICT Boundaries as presented. 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").



2376.65 feet = 0.45 mile to District Boundaries

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, January 27, 2022 1:44 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: Distance to Proposed MUD.docx

H

From: baylislaramore@hotmail.com <baylislaramore@hotmail.com>
Sent: Thursday, January 27, 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: Baylis H Laramore, JR

E-MAIL: baylislaramore@hotmail.com

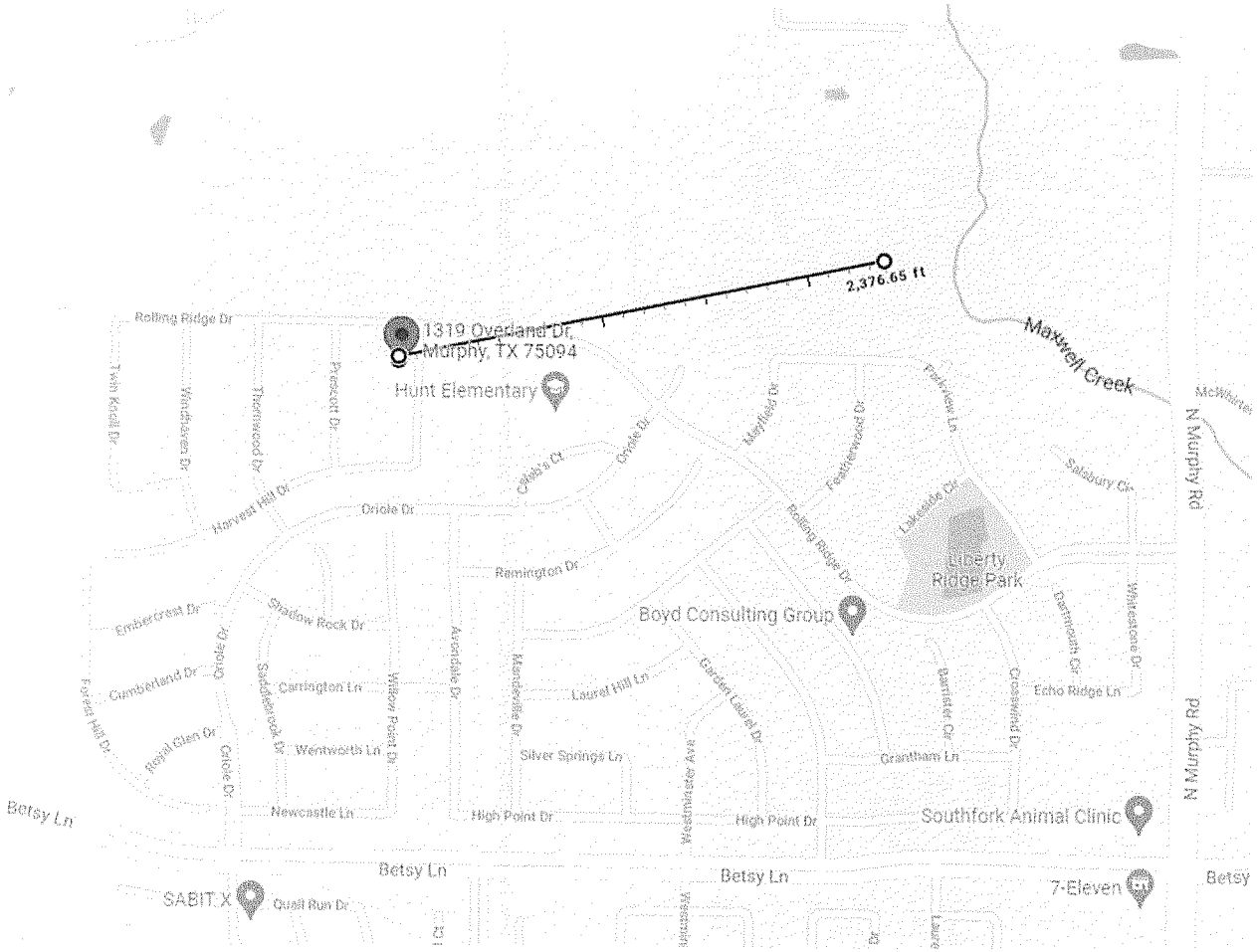
COMPANY:

ADDRESS: 1319 OVERLAND DR
MURPHY TX 75094-4197

PHONE: 2149669540

FAX:

COMMENTS: My home is located within 0.45 miles of the proposed DISTRICT Boundaries as presented. 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").



2376.65 feet = 0.45 mile to District Boundaries

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, January 27, 2022 1:44 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: Distance to Proposed MUD.docx

DIS
126259

H

From: elaramore98@gmail.com <elaramore98@gmail.com>
Sent: Thursday, January 27, 2022 10:05 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: Emily M Laramore

E-MAIL: elaramore98@gmail.com

COMPANY:

ADDRESS: 1319 OVERLAND DR
MURPHY TX 75094-4197

PHONE: 9729987678

FAX:

COMMENTS: My home is located within 0.45 miles 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").



2376.65 feet = 0.45 mile to District Boundaries

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, January 27, 2022 1:42 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: Distance to Proposed MUD.docx

H

From: kimberly.laramore@bswhealth.org <kimberly.laramore@bswhealth.org>
Sent: Thursday, January 27, 2022 9:58 AM
To: PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>
Subject: Public comment on Permit Number D-04122021-017

REGULATED ENTY NAME COLLIN COUNTY MUNICIPAL 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 D Laramore

E-MAIL: kimberly.laramore@bswhealth.org

COMPANY:

ADDRESS: 1319 OVERLAND DR
MURPHY TX 75094-4197

PHONE: 2149669540

FAX:

COMMENTS: My home is located within 0.45 miles of the proposed DISTRICT Boundaries as presented. 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").



2376.65 feet = 0.45 mile to District Boundaries

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 9:03 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D04122021017

H

From: ammy.le@gmail.com <ammy.le@gmail.com>
Sent: Wednesday, February 9, 2022 10:06 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: Ammy Le

E-MAIL: ammy.le@gmail.com

COMPANY:

ADDRESS: 902 MUSTANG RIDGE DR
MURPHY TX 75094-4474

PHONE: 2147185509

FAX:

COMMENTS: My name is Ammy Le. My address is 902 Mustang Ridge Dr. My email address is ammy.le@gmail.com. My phone number is (214) 718-5509. My home is located less than 1 mile from the proposed DISTRICT Boundaries as presented. I respectfully submit to the TCEQ this supplement to my prior comment. 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"). If this District Application is approved, I am concerned that my health, safety, and quality of life will be negatively impacted. As a nearby resident and mother of a student that attends an Elementary School, i do not want myself or my family to be exposed to the nuisance odors and potential waste water contamination that will result from this District. i also do not want to see the increased traffic of commercial transportation vehicles that will frequent the site to dispose of waste. My family and I often bike and hike along Maxwell Creek and do not want harmful waste water discharge in the creek to damage the environment and wildlife that live there, I understand TCEQ believe that all discharge will meet minimum requirements to ensure no impact but this is a control that is not foolproof or guaranteed. Deviations from mandatory requirements will occur and even minor incidents will have an impact to my community. Other than lengthy administrative hearings and enforcement actions and associated appeals, we will be at the mercy of the MuD to do the right thing until TCEQ can force action. This whole proposal is even more ridiculous because there are multiple other options available to connect to the North Texas Municipal Water District (NTMWD) for waste water needs. Arguably, NTMWD is the designated regional entity that have the right to treat waste water under the state's regionalization policy in Chapter 26 of the Texas Water Code. As a public citizen of the Texas, I have a concern that approval of this application would be against the requirements in the Texas Water Code. I would like TCEQ to consider the my comments in its review of the District's Application and to grant a contested hearing so my concerns can be heard. Sincerely, Ammy Le

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 9:05 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D04122021017

H

From: ammy.le@gmail.com <ammy.le@gmail.com>
Sent: Wednesday, February 9, 2022 9:12 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: Ammy Le

E-MAIL: ammy.le@gmail.com

COMPANY:

ADDRESS: 902 MUSTANG RIDGE DR
MURPHY TX 75094-4474

PHONE: 2147185509

FAX:

COMMENTS: My name is Ammy Le. My address is 902 Mustang Ridge Dr. My email address is ammy.le@gmail.com. My phone number is (214) 718-5509. My home is located less than 1 mile from the proposed DISTRICT Boundaries as presented. I respectfully submit to the TCEQ this supplement to my prior comment. 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"). If this District Application is approved, I am concerned that my health, safety, and quality of life will be negatively impacted. As a nearby resident and mother of a student that attends an Elementary School, i do not want myself or my family to be exposed to the nuisance odors and potential waste water contamination that will result from this District. i also do not want to see the increased traffic of commercial transportation vehicles that will frequent the site to dispose of waste. My family and I often bike and hike along Maxwell Creek and do not want harmful waste water discharge in the creek to damage the environment and wildlife that live there, I understand TCEQ believe that all discharge will meet minimum requirements to ensure no impact but this is a control that is not foolproof or guaranteed. Deviations from mandatory requirements will occur and even minor incidents will have an impact to my community. Other than lengthy administrative hearings and enforcement actions and associated appeals, we will be at the mercy of the MuD to do the right thing until TCEQ can force action. This whole proposal is even more ridiculous because there are multiple other options available to connect to the North Texas Municipal Water District (NTMWD) for waste water needs. Arguably, NTMWD is the designated regional entity that have the right to treat waste water under the state's regionalization policy in Chapter 26 of the Texas Water Code. As a public citizen of the Texas, I have a concern that approval of this application would be against the requirements in the Texas Water Code. I would like TCEQ to consider the my comments in its review of the District's Application and to grant a contested hearing so my concerns can be heard. Sincerely, Ammy Le

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 9:22 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D04122021017

H

From: ammy.le@gmail.com <ammy.le@gmail.com>
Sent: Wednesday, February 9, 2022 8:49 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: Ammy Le

E-MAIL: ammy.le@gmail.com

COMPANY:

ADDRESS: 902 MUSTANG RIDGE DR
MURPHY TX 75094-4474

PHONE: 2147185509

FAX:

COMMENTS: My name is Ammy Le. My address is 902 Mustang Ridge Dr. My email address is ammy.le@gmail.com. My phone number is (214) 718-5509. My home is located less than 1 mile from the proposed DISTRICT Boundaries as presented. I respectfully submit to the TCEQ this supplement to my prior comment. 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"). If this District Application is approved, I am concerned that my health, safety, and quality of life will be negatively impacted. As a nearby resident and mother of a student that attends an Elementary School, i do not want myself or my family to be exposed to the nuisance odors and potential waste water contamination that will result from this District. i also do not want to see the increased traffic of commercial transportation vehicles that will frequent the site to dispose of waste. My family and I often bike and hike along Maxwell Creek and do not want harmful waste water discharge in the creek to damage the environment and wildlife that live there, I understand TCEQ believe that all discharge will meet minimum requirements to ensure no impact but this is a control that is not foolproof or guaranteed. Deviations from mandatory requirements will occur and even minor incidents will have an impact to my community. Other than lengthy administrative hearings and enforcement actions and associated appeals, we will be at the mercy of the MuD to do the right thing until TCEQ can force action. This whole proposal is even more ridiculous because there are multiple other options available to connect to the North Texas Municipal Water District (NTMWD) for waste water needs. Arguably, NTMWD is the designated regional entity that have the right to treat waste water under the state's regionalization policy in Chapter 26 of the Texas Water Code. As a public citizen of the Texas, I have a concern that approval of this application would be against the requirements in the Texas Water Code. I would like TCEQ to consider the my comments in its review of the District's Application and to grant a contested hearing so my concerns can be heard. Sincerely, Ammy Le

Lori Rowe

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

H

From: Joleneleask@gmail.com <Joleneleask@gmail.com>
Sent: Thursday, February 24, 2022 5:08 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: Jolene Leask

E-MAIL: Joleneleask@gmail.com

COMPANY:

ADDRESS: 634 QUAIL RUN DR
MURPHY TX 75094-3852

PHONE: 2149955582

FAX:

COMMENTS: I request a contested hearing.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 8:58 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: danalester14@gmail.com <danalester14@gmail.com>
Sent: Thursday, February 24, 2022 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:

COUNTY: COLLIN

PRINCIPAL NAME: COLLIN COUNTY MUNICIPAL UTILITY DISTRICT 7

CN NUMBER: CN605878966

FROM

NAME: MRS Dana Marie Lester

E-MAIL: danalester14@gmail.com

COMPANY:

ADDRESS: 1213 CRESTWICK DR
MURPHY TX 75094-4142

PHONE: 4695343266

FAX: 4696870032

COMMENTS: I request contested hearing

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 4, 2022 10:37 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: glynnlively@hotmail.com <glynnlively@hotmail.com>
Sent: Friday, February 4, 2022 8:37 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 GLYNN LIVELY

E-MAIL: glynnlively@hotmail.com

COMPANY:

ADDRESS: 1320 THORNWOOD DR
MURPHY TX 75094-5101

PHONE: 2147078462

FAX:

COMMENTS: MY HOME IS LOCATED .6 MILES OF THE PROPOSED DISTRICT BOUNDARIES AS PRESENTED. I RESPECTFULLY REQUEST A CONTESTED CASE HEARING OF THE APPLICATION BY HARRINGTON / TURNER ENTERPRISES, LP AND GREGORY LANE, LLC (THE "PETITIONER") FOR THE CREATION OF COLLIN COUNTY MUNICIPAL DISTRICT NO. 7 WITH PERMIT NUMBER D-04122021-017. I AM CONCERNED WITH ODORS, HEALTH CONCERNS, FLOODING, ROADS, AND EMERGENCY SERVICE ACCESS.

Mehgan Taack

From: Mehgan Taack
Sent: Tuesday, June 14, 2022 9:21 AM
To: PUBCOMMENT-OCC2
Subject: FW: TCEQ Permit # D-04122021-017 Request for Contested Case Hearing

H

From: Justin Taack <Justin.Taack@tceq.texas.gov>
Sent: Monday, June 13, 2022 6:55 PM
To: Mehgan Taack <Mehgan.Taack@tceq.texas.gov>
Subject: FW: TCEQ Permit # D-04122021-017 Request for Contested Case Hearing

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From: Valeda Logan <valeda.logan@gmail.com>
Sent: Friday, January 28, 2022 4:55 PM
To: Justin Taack <Justin.Taack@tceq.texas.gov>
Subject: TCEQ Permit # D-04122021-017 Request for Contested Case Hearing

Intro:
Valeda Logan
208 High Point Drive, Murphy, TX 75094
469-794-9768
valeda.logan@gmail.com

My home is located within **0.6** miles of the proposed DISTRICT boundaries as presented and within **1.0** mile of Maxwell Creek.

I respectfully 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 number D-04122021-017, customer number CN605878966, regulated entity number RN111242855.

The MUD will cause Unnecessary & unreasonable interference with the enjoyment of my home; the 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 interfere with the homeowners of Parker and Murphy. Additionally, it will impact the use of the most enjoyable natural resource in our area, Maxwell Creek.

Sincerely,
Valeda Logan

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2022 FEB 24 PM 2:30
CHIEF CLERKS OFFICE

DIS
126259

Angelique S Loncar

222 Lakeside Circle
Murphy, Texas 75094

angeliqueloncar@tx.rr.com

214-802-9003 / fax: 972-384-3545

REVIEWED
FEB 25 2022
By GCW

February 20, 2022

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

To whom this may concern:

My name is Angelique Loncar, resident of Murphy, Texas. 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 District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 the "District Application.

My family lives 1300 feet (397 yards) south from the proposed sewage treatment facility. We have lived here since September of 2004. We built our DREAM HOME and this is our primary investment. Building this facility directly next to our neighborhood has the potential for significant repercussions. My husband and I have numerous concerns. The concerns include the negative effects on our family's respiratory health, air pollution, disgusting odors, and pollution into Maxwell Creek. This creek has the potential for documented flooding upstream, downstream, and also for back up into the pond that is next to our home and Liberty Park. Families fish in the pond. Children play at the playground and many young children on soccer and football teams hold their practices next to the pond at the park. In addition, we have concerns about the harmful effects on existing wildlife including fish in the creek and pond, toads, lizards, ducks, turtles, and geese.

We also have financial concerns as this will significantly decrease the value of our home.

We enjoy working in our yard and being out in the backyard for grilling and pool time fun. It would be terrible to have obnoxious sewage smell as we try to enjoy our outdoor space.

My understanding is that this land is part of the City of Parker. The developer does not want to follow the existing requirements which are 1 to 2 acre lots and a septic tank. The plans are to compress a large number of homes into a small area next our beautiful neighborhood. We are valued citizens who pay large property taxes each year.

My husband John and I are against this sort of development which will negatively impact the quality of our home. We ask you to thoughtfully consider our needs as existing taxpaying citizens.

Sincerely,

Angelique Loncar

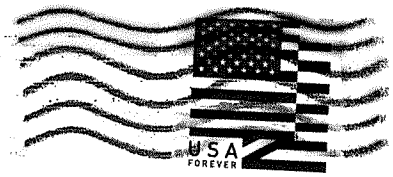
John Loncar

John & Angelique Loncar
222 Lakeside Cir.
Murphy, TX 75094



NORTH TEXAS TX P&DC
DALLAS TX 750
22 FEB 2022 PM 1 L

USA FOREVER



RECEIVED

FEB 24 2022

TCEQ MAIL CENTER
JR

TEXAS COMMISSION ON ENVIRONMENTAL

2022 FEB 2 30

CHIEF CLERKS OFFICE

Office of the Chief Clerk

MC-105
TCEQ
PO Box 13087
Austin, TX 78711-3087

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Tuesday, February 22, 2022 9:05 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: MUD request for contested hearing..docx

H

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

From: angeliqueloncar@tx.rr.com <angeliqueloncar@tx.rr.com>
Sent: Monday, February 21, 2022 8:46 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: Angelique S Loncar

E-MAIL: angeliqueloncar@tx.rr.com

COMPANY:

ADDRESS: 222 LAKESIDE CIR
MURPHY TX 75094-4107

PHONE: 2148029003

FAX: 9723843545

COMMENTS: Angelique S Loncar 222 Lakeside Circle Murphy, Texas 75094 angeliqueloncar@tx.rr.com 214-802-9003 / fax: 972-384-3545 February 20, 2022 RE: TCEQ Permit #D-04122021-017 Request for Contested Case Hearing To whom this may concern: My name is Angelique Loncar, resident of Murphy, Texas. 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 District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 the "District Application. My family lives 1300 feet (397 yards) south from the proposed sewage treatment facility. We have lived here since September of 2004. We built our DREAM HOME and this is our primary investment. Building this facility directly next to our neighborhood has the potential for significant repercussions. My husband and I have numerous concerns. The concerns include the negative effects on our family's respiratory health, air pollution, disgusting odors, and pollution into Maxwell Creek. This creek has the potential for documented flooding upstream, downstream, and also for back up into the pond that is next to our home and Liberty Park. Families fish in the pond. Children play at the playground and many young children on soccer and football teams hold their practices next to the pond at the park. In addition, we have concerns about the harmful effects on existing wildlife including fish in the creek and pond, toads, lizards, ducks, turtles, and geese. We also have financial concerns as this will significantly decrease the value of our home. We enjoy working in our yard and being out in the backyard for grilling and pool time fun. It would be terrible to have obnoxious sewage smell as we try to enjoy our outdoor space. My understanding is that this land is part of the City of Parker. The developer does not want to follow the existing requirements which are 1 to 2 acre lots and a septic tank. The plans are to compress a large number of homes into a small area next our beautiful neighborhood. We are valued citizens who pay large property taxes each year. My husband John and I are against this sort of development which will negatively impact the quality of our home. We ask you to thoughtfully consider our needs as existing taxpaying citizens. Sincerely, Angelique Loncar John Loncar

Angelique S Loncar

222 Lakeside Circle
Murphy, Texas 75094

angeliqueloncar@tx.rr.com

214-802-9003 / fax: 972-384-3545

February 20, 2022

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

To whom this may concern:

My name is Angelique Loncar, resident of Murphy, Texas. 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 District No. 7 with permit number D-04122021-017, customer number CN605878966, regulated entity number RN111242855 the "District Application.

My family lives 1300 feet (397 yards) south from the proposed sewage treatment facility. We have lived here since September of 2004. We built our DREAM HOME and this is our primary investment. Building this facility directly next to our neighborhood has the potential for significant repercussions. My husband and I have numerous concerns. The concerns include the negative effects on our family's respiratory health, air pollution, disgusting odors, and pollution into Maxwell Creek. This creek has the potential for documented flooding upstream, downstream, and also for back up into the pond that is next to our home and Liberty Park. Families fish in the pond. Children play at the playground and many young children on soccer and football teams hold their practices next to the pond at the park. In addition, we have concerns about the harmful effects on existing wildlife including fish in the creek and pond, toads, lizards, ducks, turtles, and geese.

We also have financial concerns as this will significantly decrease the value of our home.

We enjoy working in our yard and being out in the backyard for grilling and pool time fun. It would be terrible to have obnoxious sewage smell as we try to enjoy our outdoor space.

My understanding is that this land is part of the City of Parker. The developer does not want to follow the existing requirements which are 1 to 2 acre lots and a septic tank. The plans are to compress a large number of homes into a small area next our beautiful neighborhood. We are valued citizens who pay large property taxes each year.

My husband John and I are against this sort of development which will negatively impact the quality of our home. We ask you to thoughtfully consider our needs as existing taxpaying citizens.

Sincerely,

Angelique Loncar

John Loncar

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Monday, February 28, 2022 9:40 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: sloop5@verizon.net <sloop5@verizon.net>
Sent: Friday, February 25, 2022 8:28 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: Linda Loop

E-MAIL: sloop5@verizon.net

COMPANY:

ADDRESS: 5508 GREGORY LN
PARKER TX 75002-6702

PHONE: 2109120506

FAX:

COMMENTS: We request a contested case hearing. We live on Gregory Lane. Our equestrian ranch abuts the proposed development. We oppose the MUD district development for the following reasons: *extreme negative impact to property value and investment. *Gregory Lane traffic impacts which cannot handle proposed increase in volume especially during times of flooding in heavy rains which has happened several times since the new bridge was built. *noise level increase from proposed high density development will negatively impact our lifestyle and our horses

lifestyle and safety. *privacy impact from multilevel high density homes looking over our back fence along the south border of our property *safely of valuable horses is a concern when population density increases along property border. *pollution concerns due to noise, light, and air *concerned that our property will be an undesirable residence due to impacts of noise, lights and odors *psychological impacts due to stress of increased traffic, increased noise, increased lights *safety of our horses and their babies due to potential increase in pets that may get loose. *noise impacts due to emergency vehicles travelling on Gregory Lane and trash trucks servicing large development

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 25, 2022 9:01 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

H

From: Amylopezmarie@gmail.com <Amylopezmarie@gmail.com>
Sent: Thursday, February 24, 2022 4:06 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: Amy M Lopez

E-MAIL: Amylopezmarie@gmail.com

COMPANY:

ADDRESS: 913 BRENTWOOD DR
MURPHY TX 75094-4440

PHONE: 2142364897

FAX:

COMMENTS: I, Amy M Lopez, request a contested case hearing. My home is located within 1 mile of the proposed district boundaries, less than 1 mile from Maxwell Creek, and less than 1 mile from the discharge point. Amy M Lopez 913 Brentwood Dr, Murphy, TX 75094 214-236-4897 Amylopezmarie @gmail.com

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 24, 2022 9:23 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017

H

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

From: dlundberg54@msn.com <dlundberg54@msn.com>
Sent: Thursday, February 24, 2022 9:17 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 Dianne Elizabeth Lundberg

E-MAIL: dlundberg54@msn.com

COMPANY: Dianne Lundberg

ADDRESS: 1307 FEATHERWOOD DR
MURPHY TX 75094-4173

PHONE: 4253375454

FAX:

COMMENTS: February 24, 2022 To Whom It May Concern: My Name is Dianne E. Lundberg and I live at 1307 Featherwood Dr, Murphy, Tx 75094. My phone number is (425) 501-7754 and my email address is

edlundberg@comcast.net. My home is located less than 1 mile of the proposed DISTRICT Boundaries as presented and is approximately 800 feet from Maxwell Creek. Please note the location of my home below: 1307 Featherwood Dr, Murphy, Tx 75094 Since I have submitted previous comments, I respectfully would like to submit to the TCEQ this letter as a supplement to my previous comments/concerns. In light of my previous concerns, I would like to reiterate the following concerns. I strongly believe that there will be an adverse effect on the property where I live. My husband and I (and my 92-year-old father-in-law) moved here two and a half years ago to live out our retirement. This proposed MUD, WWTP, and Development is definitely not something I had planned to deal with during these years. The primary reason we moved to Murphy was for the weather and the opportunity to enjoy not only our home but the pool outside. Our grandchildren enjoy swimming and as a family, we do cook outside quite a bit. Can you imagine the adverse effect on our family having to deal with this intentional nuisance of the smell (and knowing where it comes from) as well as the noise and lighting associated with such a project? No doubt our family activities will stop and we will not be able to use our pool which is also a considerable year-round investment. Certainly you can appreciate if this MUD, WWTP and Development goes through my only option would be to move. However, who would want to move here and deal with these issues. Therefore the impact this will have on my property value will be significant. As I have done my research it is also obvious that there will be a tremendous impact on the watershed and wildlife in this immediate area. On my walks I have seen the Texas Horned Lizard and understand that it is a threatened species. Being active seniors, my husband and I have come to appreciate the beautiful setting of the surrounding area and the walks we are able to take to stay healthy. I am certain that if we continue to live in this area our ability to get outside for exercise will be limited. This is also not to minimize the permanent damage to catastrophic results on the existing wildlife and the natural waterflow of Maxwell Creek as well as considerations for the 100-year flood plain. From what I have heard at the public meetings there is no contingency plan for flooding in this area due to heavy rains and all the excrements that would be flowing into our properties. Can't you appreciate the health concerns this will have on our family and pets? For the life of me I just do not understand why this is necessary. There certainly seems that there are other options for the developer, landowner, petitioner to consider instead of impacting so many people who have vested interest in our existing properties. Again, from what I have heard from the community discussions that this is not necessarily due to NTMWD and/or availability of at least 3 sewer lines by 2023. So as a property owner who lives approximately 800 feet from this proposed water treatment plant, please consider the long-range impact this will have on our community. Not only do I strongly oppose this proposed plant for the reason I have mentioned above, but I also do not believe the builders have prepared for: the foreseeable physical damage to property based upon improper planning for potential flooding, foreseeable economic harm to the property's economic value, foreseeable harm to my health and family members' health, and the psychological harm for peace of mind in the use and enjoyment of my property. In light of all these community meetings and the arguments from both the builders and the community, why are my rights being minimized for the personal gain of the builders? I do not believe that the petitioner and landowner have taken reasonable precautions to minimize the harmful effects on this proposed MUD, WWTP, and Developments. I know for certain that the petitioner and landowner who lives next to the TEJ is fully aware of the effects this designed MUD, WWTP and Development will have on our community and our daily lives. What gives this person more rights than we have? In addition, from what I have heard from these public meetings that if the Developer, Petitioner, and Applicant had notified the regional water district, they would have known that this proposed MUD (WWTP) is not a necessity and that regionalization is a more appropriate route to take for any development approved in this ETJ. It certainly appears to me this proposed plan is a power play from the Developer and Landowner to get what they want at the expense of the common property owners. Thus these plans in my mind ae unreasonable and knowingly interfere with the community of Murphy and Parker. And the list goes on... • 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 interfere 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 the harmful effects of their proposed MUD, WWTP & Development. • The Petitioner and Landowner live 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 o 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. Consideration of drainage. This point applies to any

area around Maxwell Creek that floods. Health concerns. Specific points for certain areas around the proposed MUD • GREGORY LANE RESIDENTS – Emergency Services, Roads, Flooding, Storm run-off; Privacy for some, Nuisance • SOUTHMAXWELL CREEK RESIDENTS – I believe you may still qualify as an affected party due to the proximity of your home to Maxwell Creek & flooding issues. • BEE FARMS; STABLES – Economic affect • LIVESTOCK; HORSES; WELLS; NATURAL SPRINGS – effects on Water quality (potentially economic impact) and unreasonable effect on water quality • ROLLING RIDGE – Privacy for those of us that back up to the development; Flooding; Storm run-off (drainage issues); Pollution – Air, Water & light. NOTES: INTERESTS PROTECTED BY LAW: These interests range from interests in physical security and autonomy in the enjoyment of one's physical property or person, to interests "in emotional security and other intangible interests such as privacy," to interests "in economic security and opportunity." There is an elementary school in our neighborhood and consideration should be taken regarding the impact of smell and air pollutants on student health and learning. The long-term impact on children is of utmost importance, wouldn't you agree? With respect to a solution to this dilemma, I believe it would be in the best interest of everyone that the City of Murphy be allowed to annex this ETJ area, work with the developer to establish a plan to connect to the existing sewer system (if necessary) or to utilize one of the future three sewer lines. I also believe that another reason the City of Murphy should be allowed to annex this area is because of the impact these new homes will have on our community. It is only fair that these new residents who will also enjoy our local amenities should pay their share of local taxes to allow us to keep our quality of life and not to overburden our City. Therefore, 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"). Sincerely, Dianne E. Lundberg 1307 Featherwood Dr Murphy, Tx 75094

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Wednesday, February 23, 2022 4:29 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017
Attachments: Request for Contested Hearing.docx

H

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

From: edlundberg@comcast.net <edlundberg@comcast.net>
Sent: Wednesday, February 23, 2022 4:02 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: Edwin D Lundberg

E-MAIL: edlundberg@comcast.net

COMPANY:

ADDRESS: 1307 FEATHERWOOD DR
MURPHY TX 75094-4173

PHONE: 4255017754

FAX:

COMMENTS: Please see attached request for Contested Hearing

February 23, 2022

To Whom It May Concern:

My Name is Edwin D Lundberg and I live at 1307 Featherwood Dr, Murphy, Tx 75094. My phone number is (425) 501-7754 and my email address is edlundberg@comcast.net.

My home is located less than 1 mile of the proposed DISTRICT Boundaries as presented and approximately 800 feet from Maxwell Creek.

Please note the location of my home below:



1307 Featherwood Dr, Murphy, Tx 75094

Since I have submitted previous comments, I respectfully would like to submit to the TCEQ this letter as a supplement to my previous comments/concerns. In light of my previous concerns I would like to reiterate the following concerns. I strongly believe that there will be an adverse effect on the property where I live. My wife and I (and my 92-year-old father) moved here two and a half years ago to live out our retirement. This proposed MUD, WWTP and Development is definitely not something I had planned to deal with during these years. The primary reason we moved to Murphy was for the weather and the opportunity to enjoy not only our home but the pool outside. Our grandchildren enjoy swimming and as a family we do cook outside quite a bit. Can you image the adverse effect on our family having to deal with this intentional nuisance of the smell (and knowing where it comes from) as well as the noise and lighting associated with such a project? No doubt our family activities will stop and we will not be able to use our pool which is also a considerable year-round investment. Certainly you can appreciate if this MUD, WWTP and Development goes through my only option would be to move. However, who would want to move here and deal with these issues. Therefore the impact this will have on my property value will be significant.

As I have done my research it is also obvious that there will be a tremendous impact on the watershed and wildlife in this immediate area. As being active seniors, my wife and I have come to appreciate the beautiful setting of the surrounding area and the walks we are able to take to stay healthy. I am certain that if we continue to live in this area our ability to get outside for exercise will be limited. This is also not to minimize the permanent damage to catastrophic results on the existing wildlife and the natural waterflow of Maxwell Creek as well as considerations for the 100-year flood plain. From what I have heard at the public meetings there is no contingency plan for flooding in this area due to heavy rains and all the excrements that would be flowing into our properties. Can't you appreciate the health concerns this will have on our family and pets?

For the life of me I just do not understand why this is necessary. There certainly seems that there are other options for the Developer, Landowner, Petitioner to consider instead of impacting so many people who have vested interest in our existing properties. Again, from what I have heard from the community discussions that this is not necessarily due to NTMWD and/or availability of at least 3 sewer lines by 2023.

So as a property owner who lives approximately 800 feet from this proposed water treatment plant, please consider the long-range impact this will have on our community. Not only do I strongly oppose this proposed plant for the reason I have mentioned above, but I also do not believe the builders have prepared for; the 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, and the psychological harm for peace of mind in the use and enjoyment of my property.

In light of all these community meetings and the arguments from both the builders and the community, why are my rights being minimized for the personal gain of the builders? I do not believe that the Petitioner and Landowner have taken reasonable precautions to minimize the harmful effects on this proposed MUD, WWTP and Developments. I know for certain that the Petitioner and Landowner who lives next to the TEJ is fully aware of the effects this designed MUD, WWTP and Development will have on our community and our daily lives.

In addition, from what I have heard from these public meetings that if the Developer, Petitioner and Applicant had notified the regional water district, they would have known that this proposed MUD (WWTP) is not a necessity and that a regionalization is a more appropriate route to take for any development approved in this ETJ. It certainly appears to me this proposed plan is a power play from the Developer and Landowner to get what they want at the expense of the common property owners. Thus these plans in my mind ae unreasonable and knowingly interfere with the community of Murphy and Parker.

With respect to a solution to this dilemma, I believe it would be in the best interest of everyone that the City of Murphy be allowed to annex this ETJ area, work with the developer to establish a plan to connect to the existing sewer system (if necessary) or to utilize one of the future three sewer lines. I also believe that another reason the City of Murphy should be allowed to annex this area is because of the impact these new home will have on our community. It is only fair that these new residents who will also enjoy our local amenities should pay their share of local taxes to allow us to keep our quality of life and not to overburden our City.

Therefore, 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").

Sincerely,
Edwin D Lundberg
1307 Featherwood Dr
Murphy, Tx 75094

Lori Rowe

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

H

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: Justin.Taack@tceq.texas.gov

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:
TCEQ 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 andpollute 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

Lori Rowe

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

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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 the 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.

Lori Rowe

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

H

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 teralmc@verizon.net 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.

Lori Rowe

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

H

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

Lori Rowe

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

H

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.

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

H

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.*

B. Are the point(s) of discharge and the discharge route(s) in the existing permit correct?

☐ Yes ☐ 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): Parker

County in which the outfalls(s) is/are located: Collin

Outfall Latitude: N 30° 2' 30" Longitude: W 96° 36' 59"

FEMA Flood Map Service Center: Search By Address

Enter an address, place, or coordinates:

-96.616389, 30.041667 Search



Whether you are in a high risk zone or not, you may need flood insurance because most homeowners insurance doesn't cover fl
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 the r
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 steps you can take 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 flood insurance because most homeowners insurance doesn't cover f
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 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 steps you can take 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.

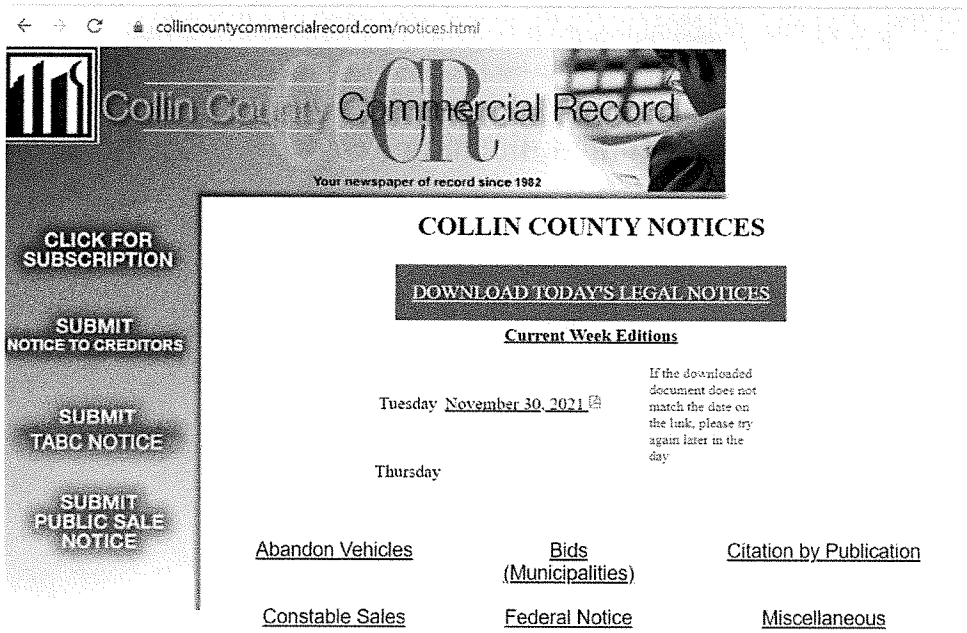
NOTIFICATION FOR AFFECTED LANDOWNERS
Also, noted that return mail occurred for affected landowner 2,4,5 & 6 with property valued over $2 million. If TCEQ would have searched the owner on the appraisal district site, they would have located the correct mailing address. For the other returned notification, 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**.

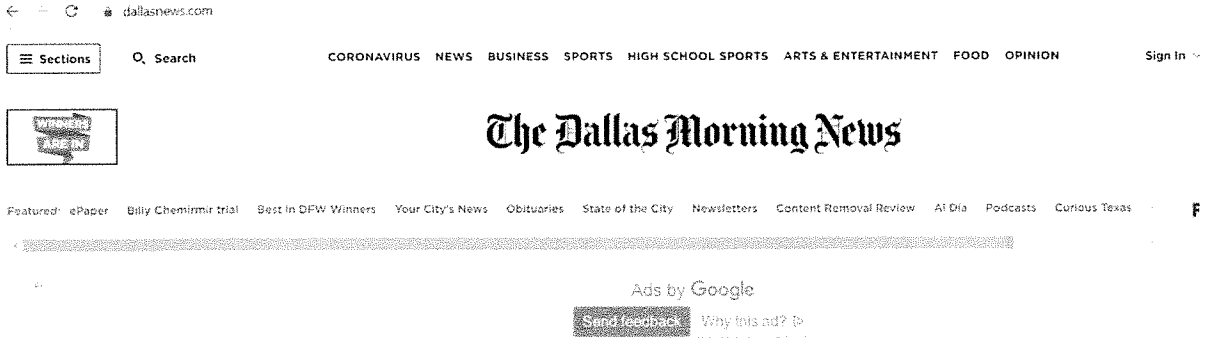


Here we have the newspaper chosen to post the English Language notification.

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



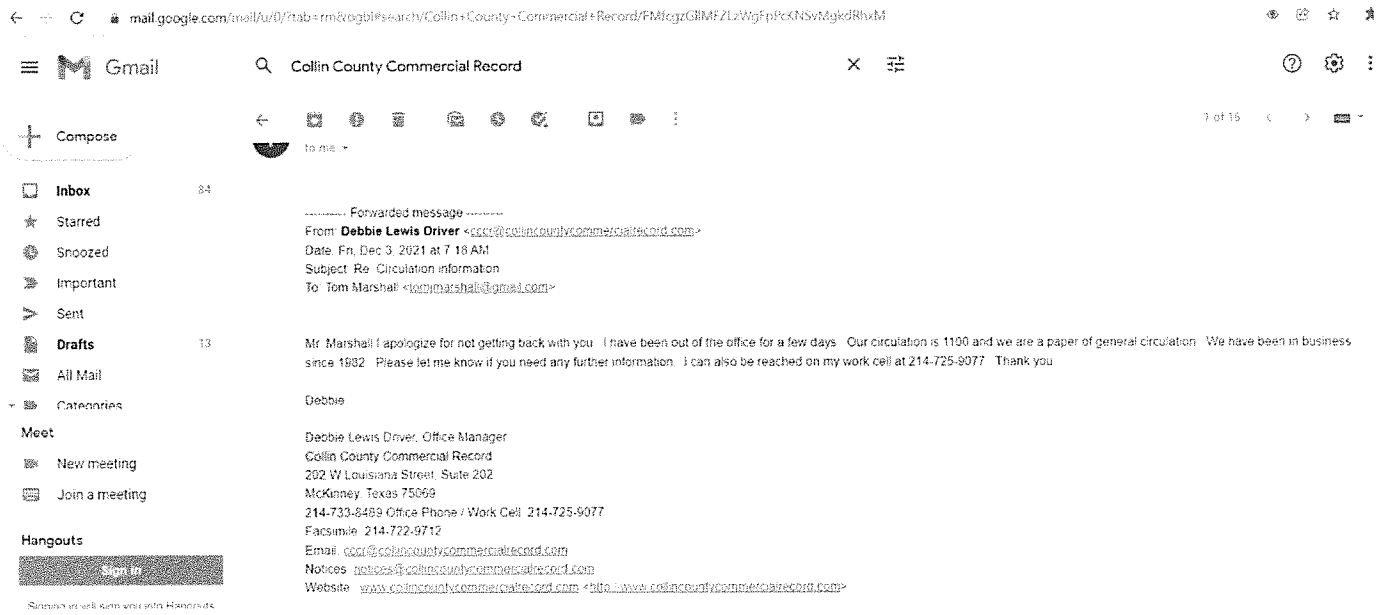
and if the English Language publication chosen was truly the one most subscribed to –

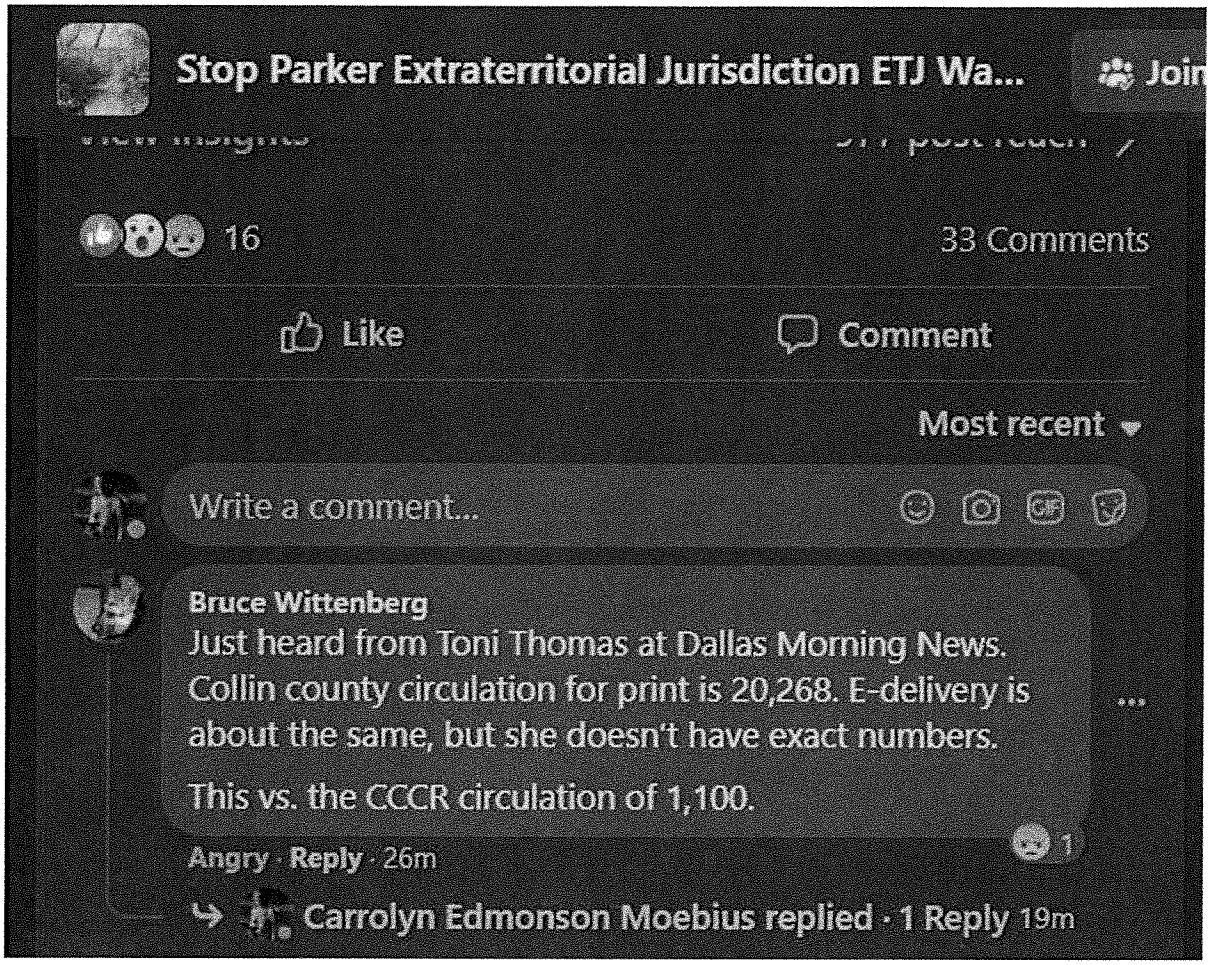


Dallas County reports 1,107 coronavirus cases, 14 new deaths in 5-day holiday weekend totals

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:




Stop Parker Extraterritorial Jurisdiction ETJ Wa...
Join
16
33 Comments
Like
Comment
Most recent
Write a comment...
Bruce Wittenberg
Just heard from Toni Thomas at Dallas Morning News. Collin county circulation for print is 20,268. E-delivery is about the same, but she doesn't have exact numbers.
This vs. the CCCR circulation of 1,100.
Angry · Reply · 26m
1
Carrolyn Edmonson Moebius replied · 1 Reply 19m

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

H

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 contested case hearing.

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/1SQ10U7FMBFjgKdmyn9xNBjyYnuYe7f8I?usp=sharing

Local news story
https://dfw.cbslocal.com/video/6167919-murphy-residents-protest-planned-wastewater-treatment-plant/

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

H

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

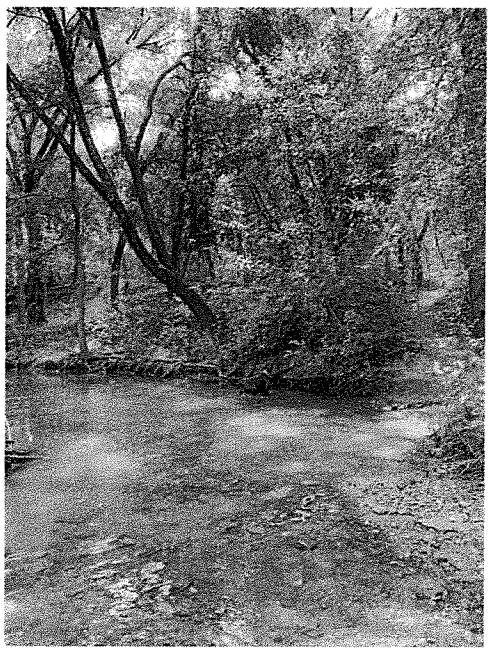
COMPANY:

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.








Clear Water





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=IwAR1x8VB4g7C_w69_qW6JwoO5opQ3zhdc18rueLLq0xqm0FvFfWQVeeYGsAc

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 9:25 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

H

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
    - 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.
    - 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."

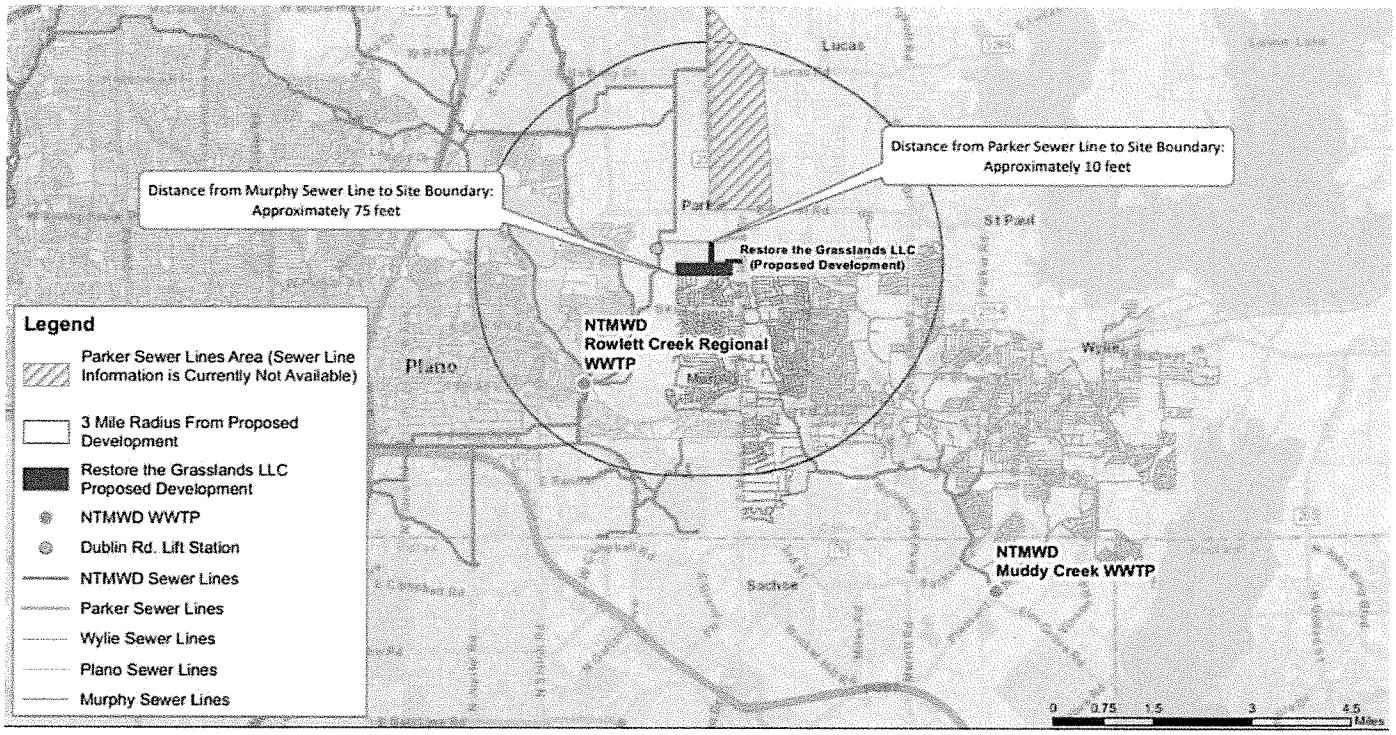
Please see attachment 3.

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.

Regulated Entity Name, Regulated Entity Number:
COLLIN COUNTY MUD NO 7 WWTP, RN111267324

TCEQ Docket Num:
SOAH Docket Num:
County, TCEQ Region:
COLLIN, REGION 04 - DFW METROPLEX

Doc. Type: PERMIT

Program: WWPERMIT **Permit Number:** WQ0016003001

Protestant Information
Note: Allow up to five or more business days after the end of the comment period for comments or hearing requests to be included in this total.
Comments Received: 1350 **Hearing Requests Received:** 264 **Public Meetings Received:** 11

35 Activity Actions found. Display all Activity Actions
Activity Action List:

Date	Document Type	Action
03/14/2022	RFR/HR PERIOD	END
02/11/2022	FINAL DECISION LETTER	MAILED
02/04/2022	RESPONSE TO COMMENTS	RECEIVED
12/06/2021	COMMENT PERIOD	END
12/06/2021	PUBLIC MEETING	HELD

Filings received since July 2009 are viewable in PDF by clicking on the Filing Title.
Filings:

Date Received	Filing Title
No Filings found	

1966 Comments found. Display all Comments
Comment letters, etc. received since November 2008 are viewable in PDF by clicking on the Correspondence Type.

Date Received	Commentor	Correspondence Type	Comments Submitted Electronically

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

H

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 contested case hearing.

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.

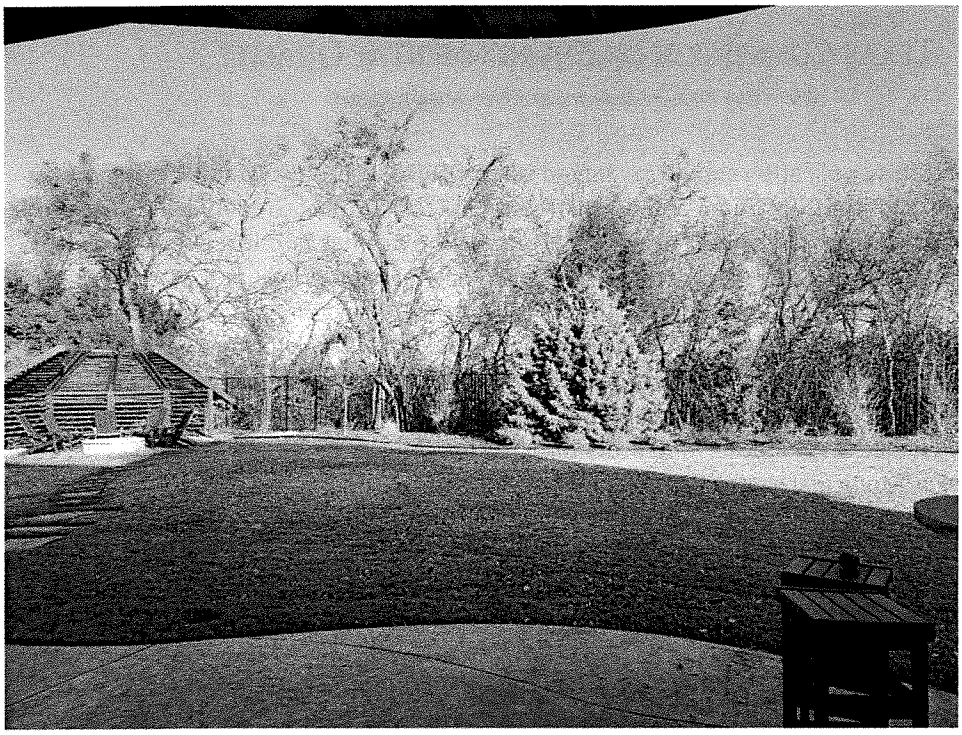
Per TCEQ 's letterhead, noted below, your mission is "Protecting Texas by Reducing and Preventing Pollution". With all the public comments, obvious public concerns & requests for contested case hearing, Flooding issues upstream and downstream, mischaracterizations of Maxwell Creek, high aquatic life, 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.

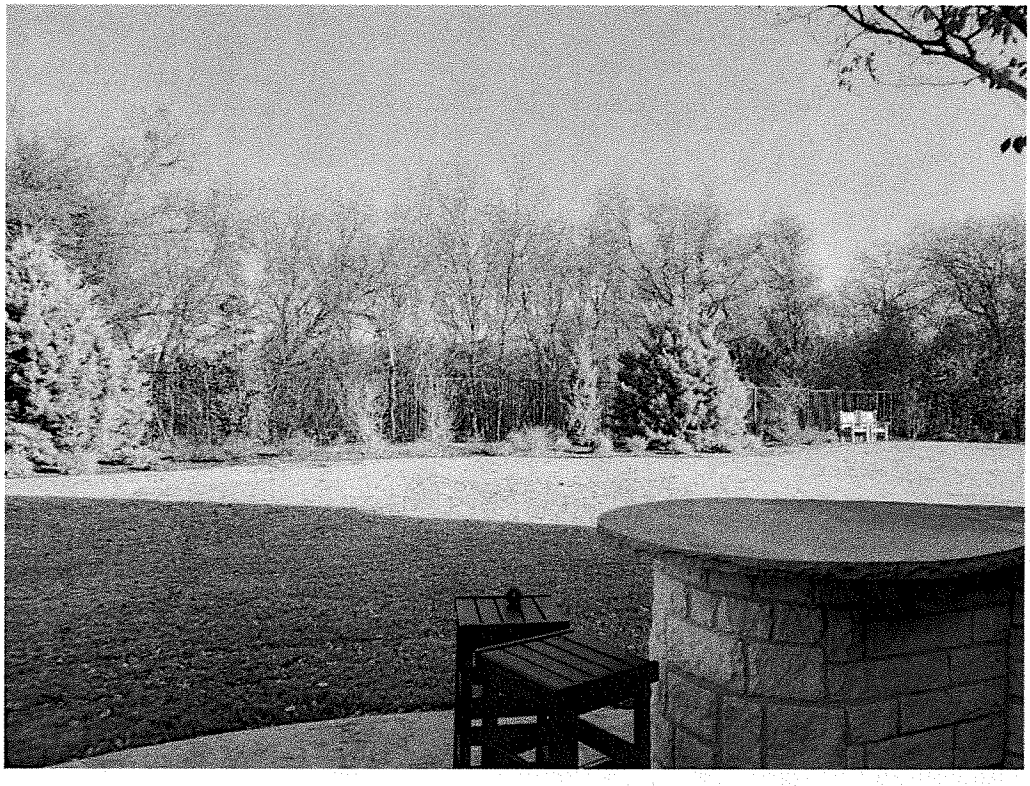
An Engineer's personal observation, in one small section of a creek does not give an accurate picture of the characteristics of a creek. While the pictures the Engineer took reflected the clarity of the water and that it appears perennial, a decision was made to characterize as intermittent. If I interpret 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.

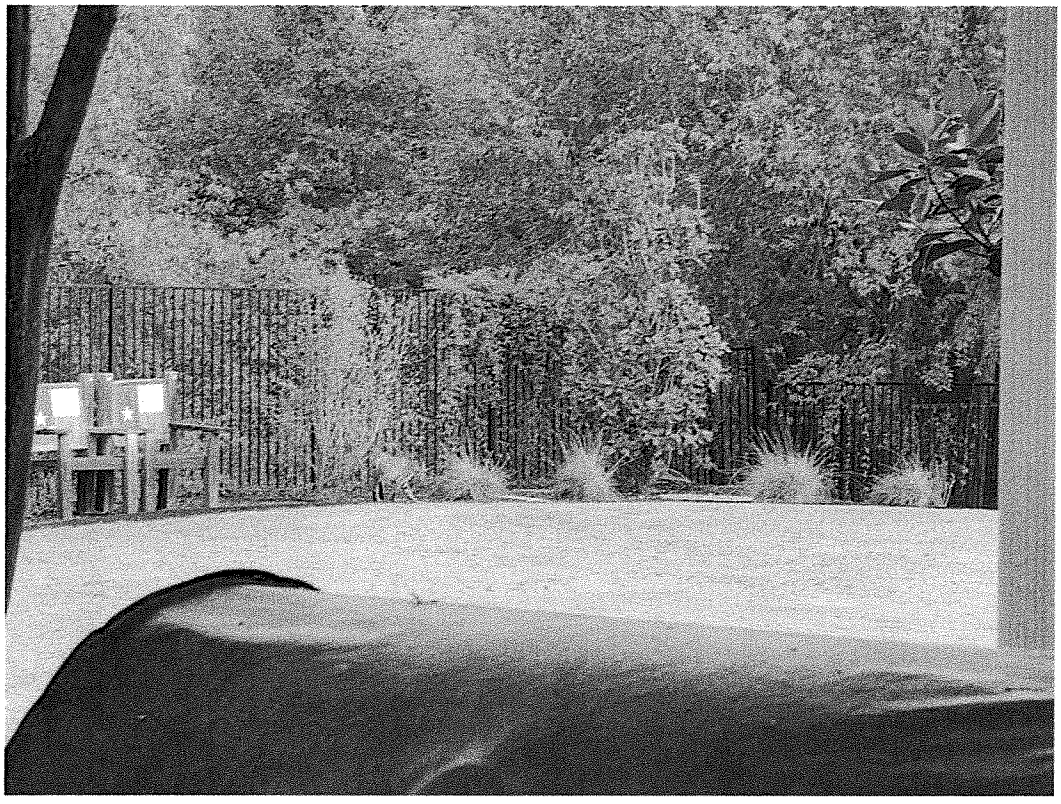
We have two sewer lines in the area. According to a discussion I had with North Texas Municipal Water District, our regional water district, their recommendation is tapping into one of the sewer lines. I am not sure why that communication still has not been posted to the TCEQ site since it's been almost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

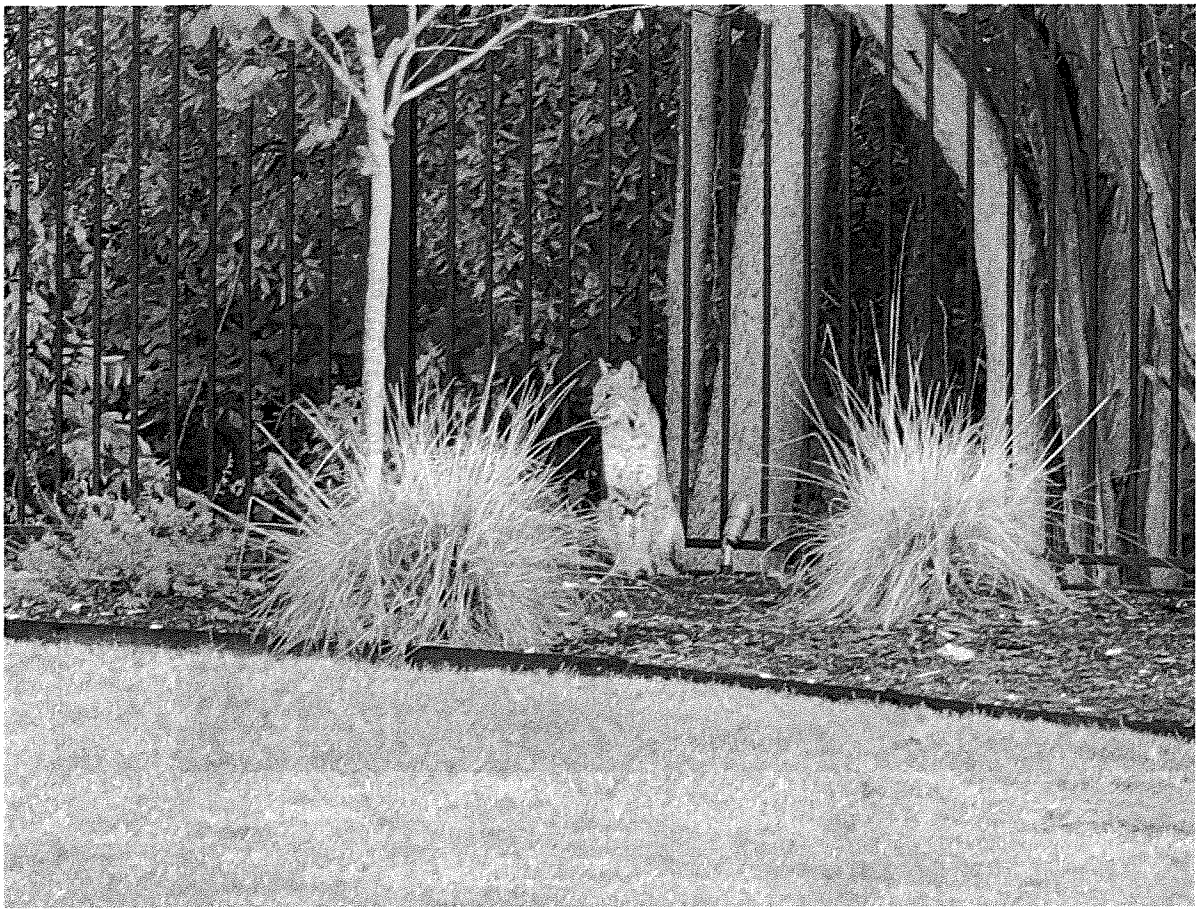
Our City Mayors and City Councils know, Murphy & Parker residents support current practice of septic tanks or the option of the Developer tapping into existing sewer lines. We DO NOT SUPPORT a wastewater treatment plant that will result in more FLOODING issues upstream and downstream, will add pollutants 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: ExhibitA.2021.11.22.NTMWD Protest.pdf

H

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.

Lloyd Gosselink
ATTORNEYS AT LAW

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.[1] 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. WQ0014008001; Farmersville No. 1 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.

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,

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[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.[7] 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.[8] 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.[10] 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."[11] 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,

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[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).

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.[12] 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.[13] 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.

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[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

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 area-wide 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:

I. 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

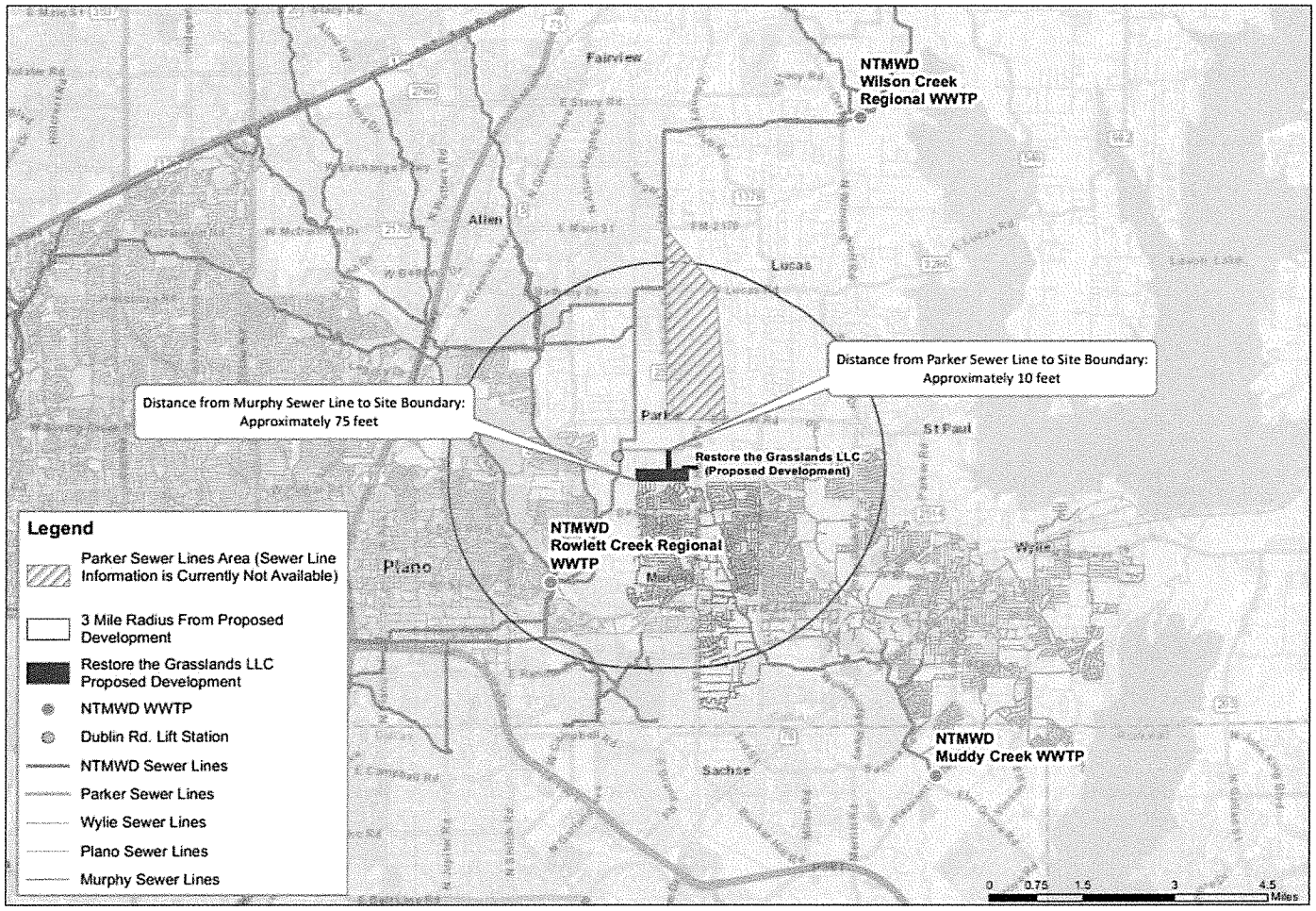
ATTEST:

s/Hugh C. Yantis, Jr.,
EXECUTIVE DIRECTbR

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: 1MoebiusResponse2MUD.pdf

H

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:

COMMENTS: Please see attached request for contested case hearing. I will be submitting supporting documentation in additional posts. This is to supplement earlier request for contested case hearing.

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.

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 Exhibit B, and a motion for reconsideration of the draft permit issued by the TCEQ, attached hereto as Exhibit C. I incorporate herein my objection attached as Exhibit B and my motion for reconsideration attached as Exhibit C 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

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

REVIEWED
FEB 01 2022 H
By GCW
DIS
126259

CHIEF CLERKS OFFICE
2022 JAN 31 PM 2:55
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

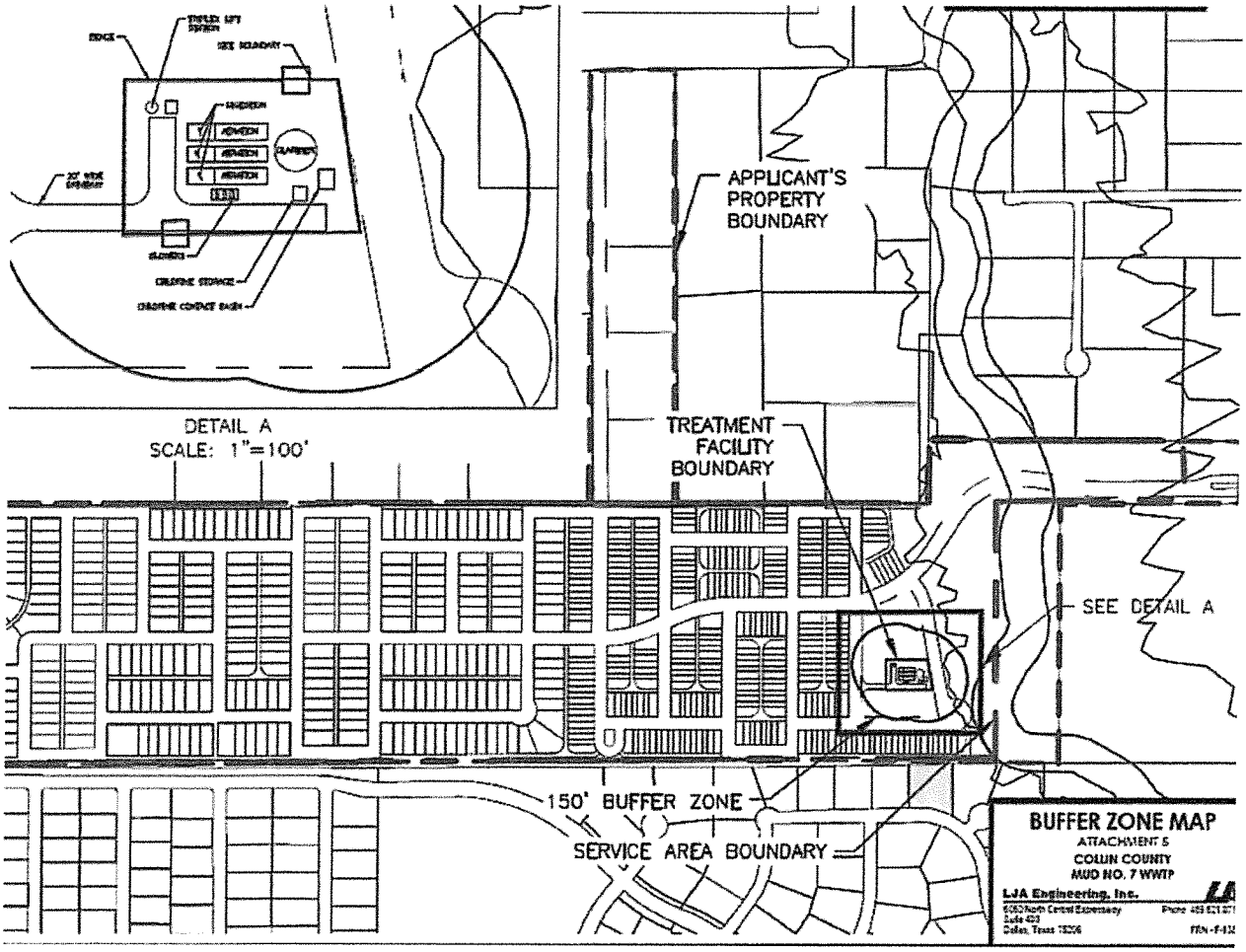
January 27, 2022

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

To Whom It May Concern:

My name is Carrolyn Moebius, resident of Murphy, Texas. 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".

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.



REGIONALIZATION SHOULD BE FOLLOWED:

The policies of regionalization and anti-degradation will be violated should the Petition be approved, and the district sought by Petitioners be issued. There is not a necessity as claimed by Petitioner in section IX due to 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. North Texas Municipal Water District (NTMWD), the designated regional water district responded to the related new Texas Pollutant Discharge Elimination System permit with number WQ0016003001, which is related to this MUD petition –

"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."

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.

In Section IX of the Petition to Commission for the Creation of Collin County Municipal Utility District No 7 dated August 4,2020, the Petitioner claims that "the property cannot be developed without the creation of the District to finance and provide the water, sanitary sewer, and drainage facilities and services, and roads; therefore, a public necessity exists." As noted above, NTMWD can provide services required. The Public necessity claimed by the Petitioner does not exist. The Petitioners have NOT sufficiently demonstrated a need for the Permit considering NTMWD's designation as the regional entity to provide service within the Regional Area. 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.

While Regionalization may not appear to be directly a personal justiciable interest that can be attributed to me personally, I would state that I help finance NTWD through the water rates I currently pay and have a vested interest in their success & future plans for our region.

FOLLOW CITY OF PARKER'S BUILDING REQUIREMENTS (Preferred to Regionalization)

The Petitioner/Landowner/Developer wants to develop the 101 acres that is a City of Parker ETJ. They do not want to follow the guidelines that have been established for decades. The Petitioner/Landowner/Developer has lived in the City of Parker for approximately 20 years. She is fully aware of City of Parker's building requirements.

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 visits 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/

My other daughter suffers from post-concussion syndrome. She has been suffering from heightened Light & Noise sensitivity. We do know that MUD's WWTP will increase noise and light as well as odors.

If Petitioner/Developer/Applicant would adhere to City of Parker's building requirements or if Regionalization is followed, the concerns for my family's health, Hunt Elementary Students and the surrounding communities, would be properly addressed.

TCEQ's focus on the mission of "Protecting Texas by reducing and preventing pollution" should be at front when considering how close this MUD would be to the future Development's residents, current residents and the Students of Hunt Elementary. NTMWD has the preferred wastewater treatment process. If TCEQ acknowledges that NTMWD should be providing the services, this would eliminate a significant portion of the air, water & light pollution that would result otherwise.

PERSONAL RESIDENCE AND ADVERSE IMPACTS:

As a resident whose home butts up against the proposed MUD, I have the following specific concerns that will adversely impact my rights as a property owner as well as dramatically change how I enjoy my home if a MUD is approved. As is, the proposed MUD will result in intentional, negligent & non-negligent nuisances for homeowners immediately adjacent to the MUD.

- My family will be subjugated to change our daily habits due to the substantial visual, noise and odor nuisances.
- We are concerned that proper planning has/will not occur based upon our previous experience with the Petitioners' application WQ0016003001 for a wastewater treatment plant that included so many errors and misrepresentations. (We are currently waiting for the ED to respond to requests for a contested case hearing).
- The MUD and proposed Development will materially and substantially increase flood risk from Maxwell Creek, both upstream and downstream. I am concerned how that will affect the dry creek bed by my backyard. (Please see Army Corp of Engineers study and Gregory Ln videos and pictures of flooding submitted under separate email to Justin Taack of TCEQ.)
- 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 authority and/or availability of 2 sewer lines and the 3rd by 2023.
    - Foreseeable physical damage to property based upon improper planning for potentially flooding.
    - Foreseeable economic harm to my home's economic value.
    - Foreseeable harm to my health and family members' health due to the proposed MUD's location. This study focuses on people who live within 500 meters of a WWTP. https://www.hindawi.com/journals/jeph/2016/8467023/
    - 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 & unreasonable interference with the enjoyment of my home.
    - Interference will result, will be substantial and will cause discomfort or annoyance that is unreasonable.
    - Privacy will be violated and nonexistent.
    - Condition created by the proposed WWTP and MUD will result in my home being an undesirable residence due to noise, odor & lights.
        - Obnoxious Odors will permeate my home & yard.
        - WWTP equipment and processes create high noise level.
        - Pump buildings are notoriously loud.
- 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

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

- We are concerned that the discharge will contaminate the area wells & underground springs. 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.
  - There are numerous neighbors' posts that state they have wells and/or underground streams on their property. Most of these are located on Gregory Lane. Many of these residents have livestock; vegetable gardens; bee farms; and a few certified Wildlife Habitat (National Wildlife Federation).
- Facility malfunction & spills would be devastating to the area and expensive to repair. It is reasonable to expect that this could happen.
- Foreseeable flooding issues due to the location of 100-year flood plain.
  - current flooding events approximately 4 times / year result in Gregory Lane residents not having access to their homes or not being able to leave their homes.
  - See Army Corps of Engineers study & videos/pictures referred to previously and submitted by email to Justin Taack of TCEQ.
- Consideration of drainage is not being seriously considered by the Petitioner/Landowner who again knows the flooding issues in her town of Parker.

MY INTERESTS PROTECTED BY LAW:

In my research, I noted this statement when researching what TCEQ will/my consider my input and the affect this proposed MUD would have on me. *"These interests range from interests in physical security and autonomy in the enjoyment of one's physical property or person, to interests "in emotional security and other intangible interests such as privacy," to interests "in economic security and opportunity"*

CONCLUSION:

It's unfortunate that a Developer could so affect so many. The primary residence for so many of us is our number one investment and for most represents financial security. This whole "project" is due to the fact that the Landowner/Petitioner/Developer does not want to build to the City of Parker's requirements. The focus is not what is really being sought/needed in the area. Zero lot lines appear to be what the focus is, resulting in terrible financial consequence on current homeowners in the area. The Petitioner/Developer/Applicant has -

- total disregard of the current flooding issues of the residents of
  - Gregory Lane in City of Parker
  - S. Maxwell Creek in City of Murphy (the backyard of many of these homes have been greatly affected by flooding issues)
- inappropriate statement of the Petitioner/Applicant/Developer to pass the expense of preparing Gregory Lane to manage the traffic flow to the City of Parker represents yet another burden that's being passed to the Parker residents.
- no concern regarding proper emergency access to the current residents on Gregory Lane or to the potential future residents of the MUD as evident in not addressing this issue when noting Gregory Lane as one of the access points.
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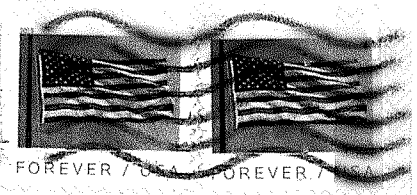
PROPOSED ADJUSTMENTS:

- NTMWD provide services needed for the Proposed Development.
- Redrawing of the Development to follow the City of Parker's building requirements, which are 1 to 2 acre lots and septic tanks.



1442 Parkview Lane
Murphy, TX 75094

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



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Austin, TX
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CHIEF CLERKS OFFICE
2022 JAN 31 PM 2:55
TEXAS
COMMISSION
ON ENVIRONMENTAL
QUALITY

Lori Rowe

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: MoebiusRequestContestedCaseHearingMUD.pdf

H

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.

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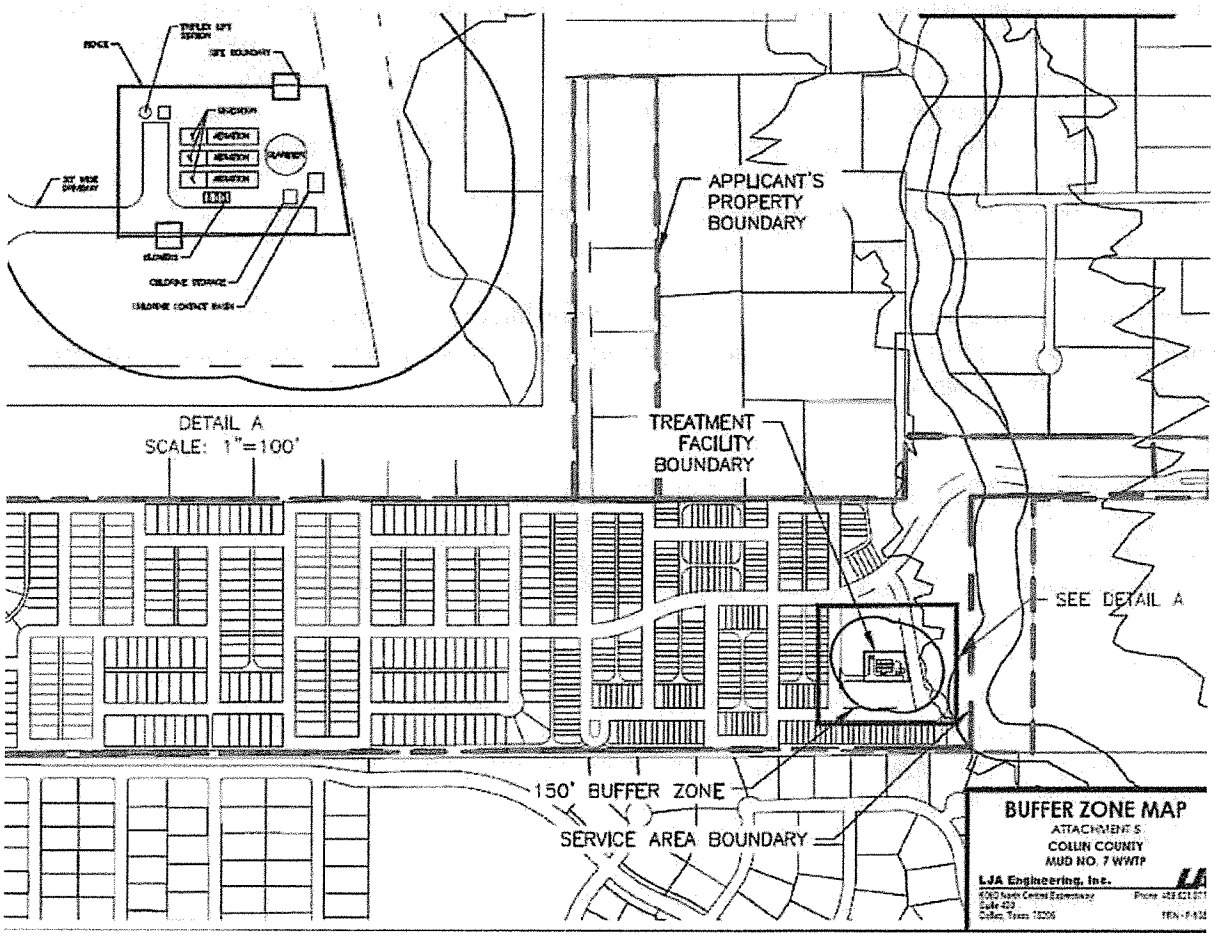

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Lori Rowe

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

H

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.

Lori Rowe

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

H

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.

Lori Rowe

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

H

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

Lori Rowe

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

H

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.

Lori Rowe

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.

Lori Rowe

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

H

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

Lori Rowe

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

H

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.

Lori Rowe

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

H

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.

Lori Rowe

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

DIS
126259

H
RFR

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 <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.

Lori Rowe

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.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 11, 2022 10:35 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
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.

Lori Rowe

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: 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.

Lori Rowe

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

H

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

Lori Rowe

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

H

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

Lori Rowe

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: ltr220202 Protest by City of Parker re creation of Collin Co MUD No 7.pdf

H

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
Caroline A. Kelley

Senior Associates:
Jonathan W. Needle

Of Counsel:
Karrie H. Marling

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.

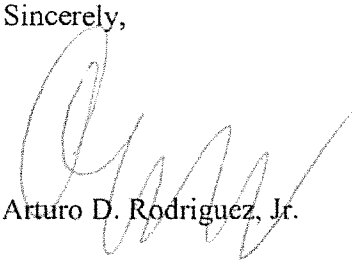
The City does not believe that an adequate investigation and evaluation of the availability of comparable services from other providers or systems, including regional utility providers, has been conducted prior to seeking the creation of the proposed district.

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@coatsrose.com
Samuel A. Spiers
Coats Rose
14755 Preston Road, Ste. 600
Dallas, Texas 75254

Lori Rowe

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

H

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 10:22 AM
To: PUBCOMMENT-OCC2 <pubcomment-occ2@tceq.texas.gov>; PUBCOMMENT-OPIC <pubcomment-opic@tceq.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceq.texas.gov>; PUBCOMMENT-WQ <pubcomment-wq@tceq.texas.gov>; Pubcomment-Dis <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 <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: 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. 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Lori Rowe

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Sent: Thursday, February 10, 2022 10:22 AM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ; Pubcomment-Dis
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 <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: Soumit Roy

E-MAIL: sylviastastny@hotmail.com

COMPANY:

ADDRESS: 924 BRENTWOOD DR
MURPHY TX 75094-4439

PHONE: 9729897832

FAX:

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Lori Rowe

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Sent: Friday, February 11, 2022 7:21 AM
To: Pubcomment-Dis; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC
Subject: CORRECTION: Public comment on Permit Number D-04122021-017

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To: PUBCOMMENT-OCC2 <pubcomment-occ2@tceq.texas.gov>; PUBCOMMENT-OPIC <pubcomment-opic@tceq.texas.gov>; PUBCOMMENT-ELD <pubcomment-eld@tceq.texas.gov>; PUBCOMMENT-WQ <pubcomment-wq@tceq.texas.gov>; Pubcomment-Dis <Pubcomment-Dis@tceq.texas.gov>
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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:

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

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

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Wednesday, February 9, 2022 2:49 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
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 <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: 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. 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.

Lori Rowe

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

H

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.

Lori Rowe

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

H

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

Lori Rowe

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

H

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

Lori Rowe

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

H

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

Lori Rowe

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

H

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

Lori Rowe

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

H

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

Lori Rowe

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

H

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

Lori Rowe

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

H

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 ashlb@sbcglobal.net 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.

Lori Rowe

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

H

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 rseki@sbcglobal.net 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.

Lori Rowe

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

H

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

Lori Rowe

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

H

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 <chdspnc@gmail.com>
Sent: Thursday, February 10, 2022 12:16 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: 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

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 1:35 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

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

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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2022 FEB 17 AM 9:43
CHIEF CLERKS OFFICE

REVIEWED
FEB 18 2022
By GCW H

DIS
126259

Office of the Chief Clerk

MC105

TCEO

PO Box 1307

Austin, TX 78711-3087

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
106 Salisbury Circle
Murphy, TX 75094

RECEIVED
FEB 17 2022
TCEQ MAIL CENTER
JR

NORTH TEXAS TX 750
NORTH TEXAS TX 750
14 FEB 2022 PM 6 L
14 FEB 2022 PM 2 L

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FOREVER
USA

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

78767-130707

Lori Rowe

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

H

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 <chuck.spence@americanchefinc.com>
Sent: Thursday, February 10, 2022 11:57 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 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.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Thursday, February 10, 2022 1:36 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis
Subject: FW: Public comment on Permit Number D-04122021-017

From: chuck.spence@americanchefinc.com <chuck.spence@americanchefinc.com>
Sent: Thursday, February 10, 2022 11:57 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 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

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Lori Rowe

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

Lori Rowe

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

Lori Rowe

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

H

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.

Lori Rowe

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

H

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

Lori Rowe

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

H

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

Mehgan Taack

From: Mehgan Taack
Sent: Tuesday, June 14, 2022 9:20 AM
To: PUBCOMMENT-OCC2
Subject: FW: TCEQ Permit #D-04122021-017

H

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.

Lori Rowe

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.

Lori Rowe

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

H

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").

Lori Rowe

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

H

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").

Lori Rowe

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

H

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.
     - 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.
   - 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 *Sreelaxmi Unnikrishnan*
Sunil & Sreelaxmi Unnikrishnan

Lori Rowe

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

H

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.

Lori Rowe

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 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. 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 My response - 2 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.
    - 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 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".

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)".

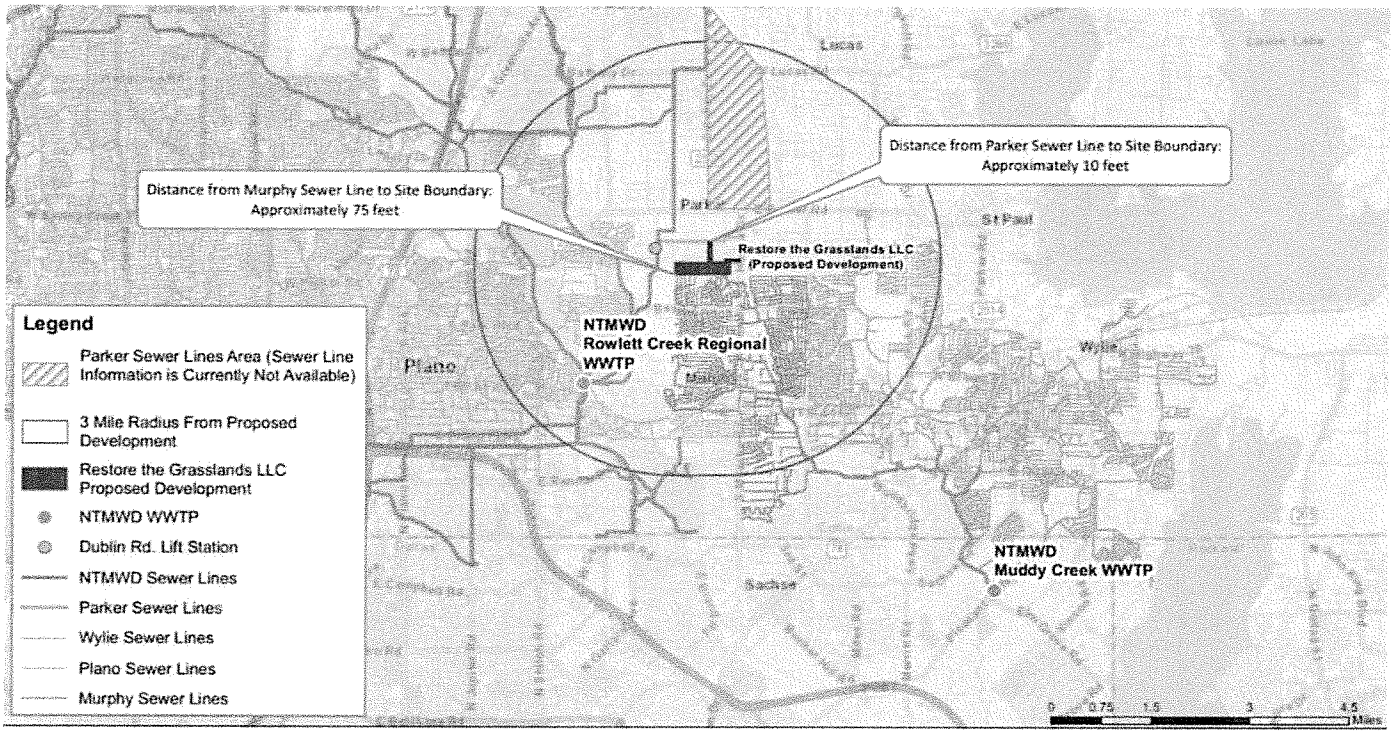
In closing Lauren Kalisek adds, "In short, an additional treatment and disposal facility within this area is not necessary. It is not in the public interest for TCEQ to issue a new discharge authorization when regionalized wastewater services are available and TCEQ rules designate NTMWD as the regional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

Regulated Entity Name, Regulated Entity Number:
COLLIN COUNTY MUD NO 7 WWTP, RN111257324

TCEQ Docket Num:
SOAH Docket Num:
County, TCEQ Region:
COLLIN, REGION 04 - DFW METROPLEX

Doc. Type: PERMIT

Program: WWPERMIT **Permit Number:** WQ0016003001

Protestant Information
Note: Allow up to five or more business days after the end of the comment period for comments or hearing requests to be included in this total.

Comments Received: 1350 **Hearing Requests Received:** 294 **Public Meetings Received:** 11

35 Activity Actions found. Display all Activity Actions

Activity Action List:

Date	Document Type	Action
03/14/2022	RFR/HR PERIOD	END
02/11/2022	FINAL DECISION LETTER	MAILED
02/04/2022	RESPONSE TO COMMENTS	RECEIVED
12/06/2021	COMMENT PERIOD	END
12/06/2021	PUBLIC MEETING	HELD

Filings received since July 2009 are viewable in PDF by clicking on the Filing Title.

Filings:

Date Received	Filing Title
No Filings found	

1966 Comments found. Display all Comments

Comment letters, etc. received since November 2008 are viewable in PDF by clicking on the Correspondence Type.

Date Received	Commentor	Correspondence Type	Comments Submitted Electronically

Lori Rowe

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: ReconsiderationTarangWQ00160030011.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

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. 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 My response - 2 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.
    - 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 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".

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)".

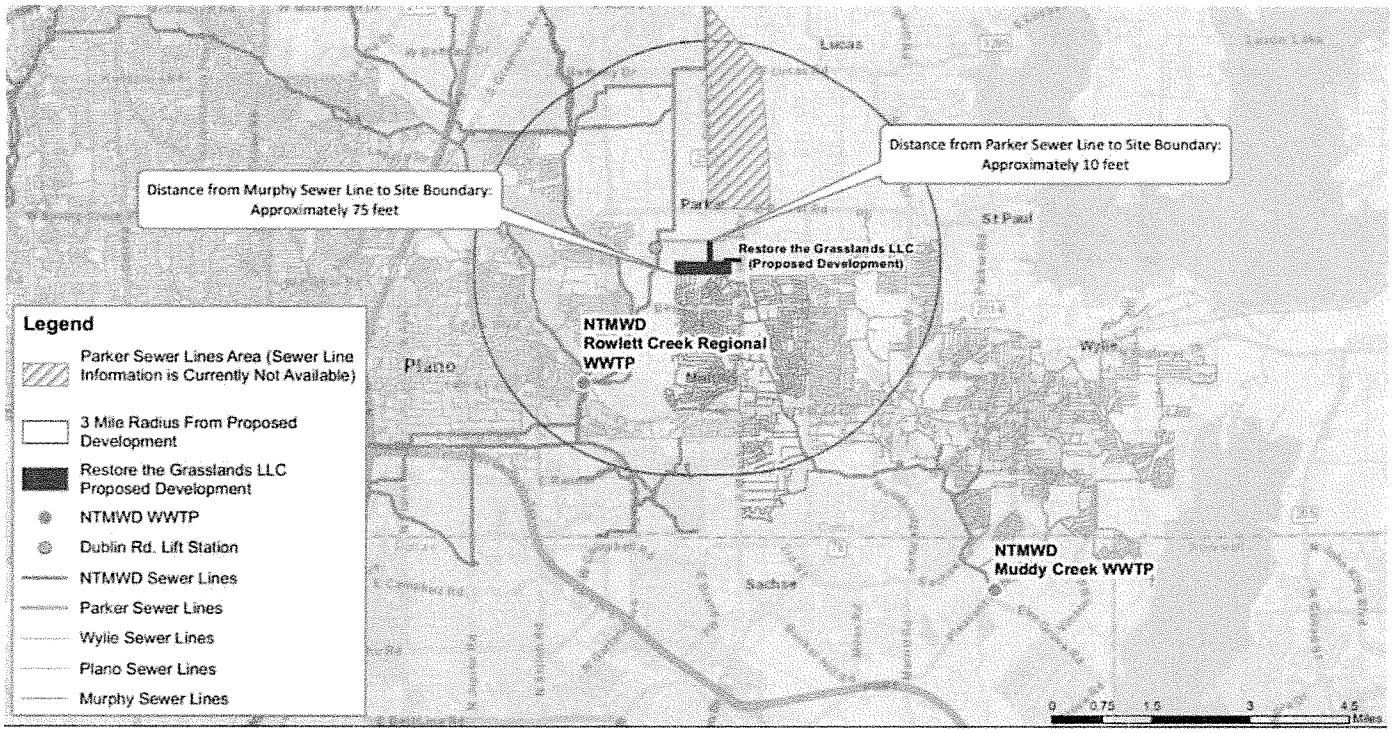
In closing Lauren Kalisek adds, "In short, an additional treatment and disposal facility within this area is not necessary. It is not in the public interest for TCEQ to issue a new discharge authorization when regionalized wastewater services are available and TCEQ rules designate NTMWD as the regional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

Regulated Entity Name, Regulated Entity Number:
COLLIN COUNTY MUD NO 7 WWTP, RN111267324

TCEQ Docket Num:
SOAH Docket Num:
County, TCEQ Region:
COLLIN, REGION 04 - DFW METROPLEX

Doc. Type: PERMIT

Program: WWPERMIT **Permit Number:** WQ0016003001

Protestant Information
Note: Allow up to five or more business days after the end of the comment period for comments or hearing requests to be included in this total.

Comments Received: 1353 **Hearing Requests Received:** 284 **Public Meetings Received:** 11

35 Activity Actions found. Display all Activity Actions

Activity Action List:

Date	Document Type	Action
03/14/2022	PFR/HR PERIOD	END
02/11/2022	FINAL DECISION LETTER	MAILED
02/04/2022	RESPONSE TO COMMENTS	RECEIVED
12/06/2021	COMMENT PERIOD	END
12/06/2021	PUBLIC MEETING	HELD

Filings received since July 2009 are viewable in PDF by clicking on the Filing Title.

Filings:

Date Received	Filing Title

No Filings found

1966 Comments found. Display all Comments

Comment letters, etc. received since November 2008 are viewable in PDF by clicking on the Correspondence Type.

Date Received	Commentor	Correspondence Type	Comments Submitted Electronically

Lori Rowe

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

H

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.

Lori Rowe

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

H

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

Lori Rowe

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

H

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

REVIEWED
FEB 16 2022
By GCW

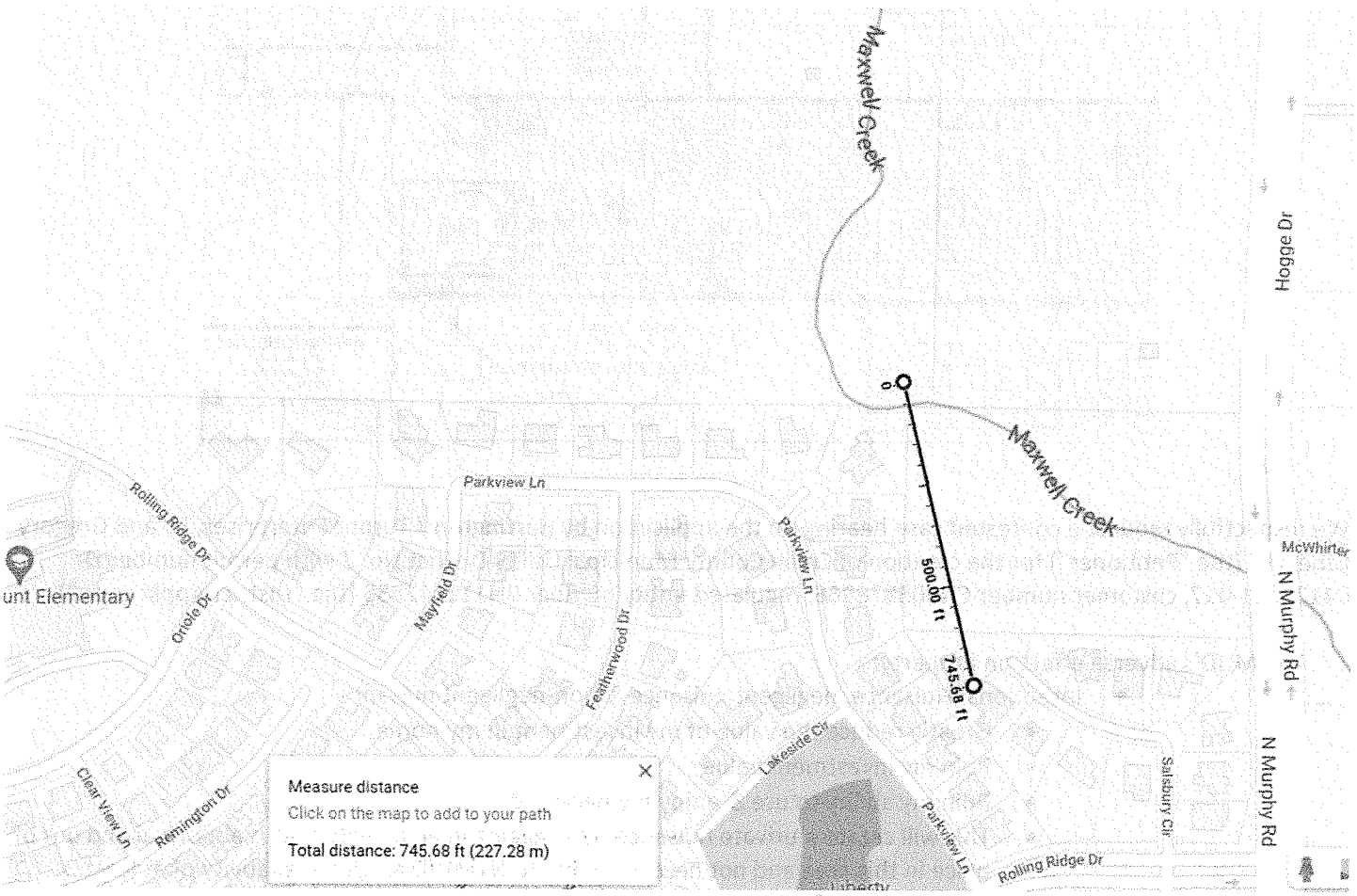
DIS
124259

H

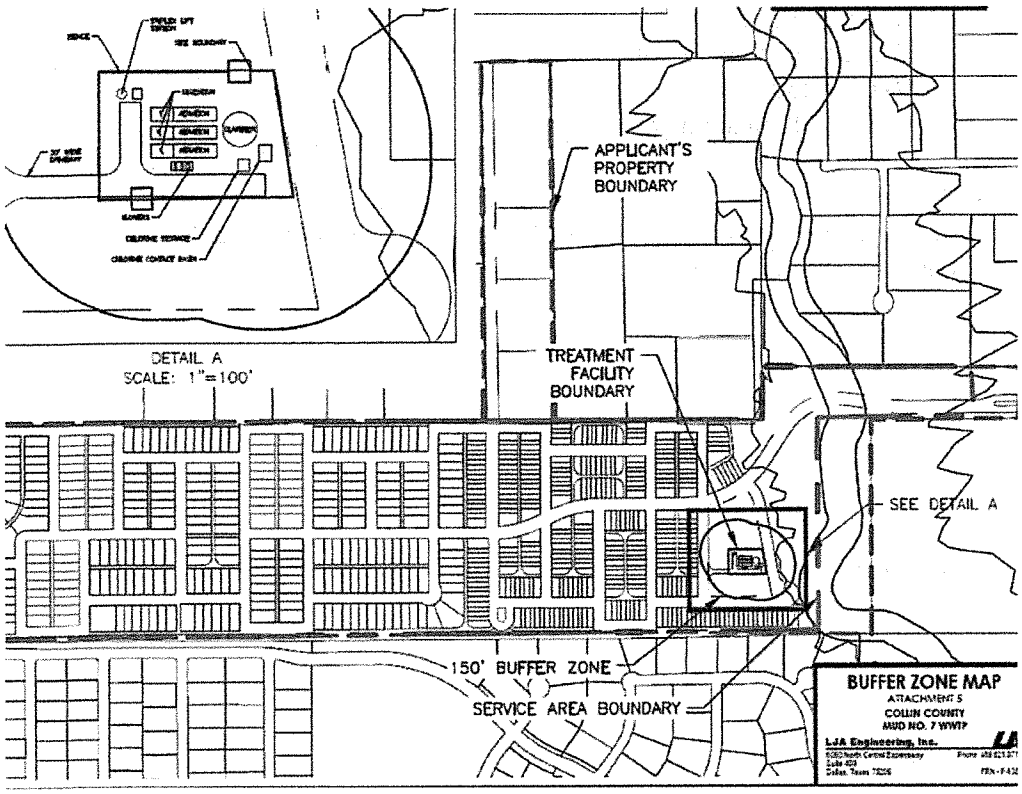
Name(s)	Thomas and Linda Weis
Address	118 Salsbury Circle, Murphy TX 75094
Phone number(s)	972-881-1230
Email address.	Lindaw63301@yahoo.com

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.



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2022 FEB 16 AM 9:38
CHIEF CLERKS OFFICE



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.
    - 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
  - 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.

- 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.

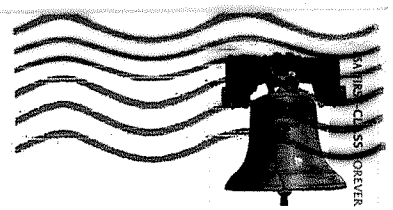
Thank you for your consideration and we hope you will do the right thing.

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

MATIRS CLASS FOREVER



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

RECEIVED
FEB 16 2022
TCEQ MAIL CENTER
AJ

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
2022 FEB 16 AM 9:37
CHIEF CLERKS OFFICE

78711-308787

Lori Rowe

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

H

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.

Lori Rowe

From: PUBCOMMENT-OCC
Sent: Friday, February 25, 2022 3:30 PM
To: PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; Pubcomment-Dis; PUBCOMMENT-WQ
Subject: FW: Public comment on Permit Number D-04122021-017

H

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.