

WQ  
125918

11-4-22

Ref: WQ0010443002

to TCEQ

REVIEWED

Laurie Gharis

NOV 08 2022

PM

TCEQ OCC

8NOV '22 9:44

By Gcw

Having written my first letter dated 12-13-21, I am now asking for a contested public meeting.

The City of Ennis wants free water from Lake Bardwell. Those of us who have property want the creek to keep flowing. As the creek runs about 20 miles as the creek flows - where fish, beavers, turtles, foxes, racoons, bald eagles, hawks depend on the creek for food or survival, this seems more important for environmental equality.

If the city would allow just a small percentage of water to flow this would satisfy everyone.

Thank you

Bill Alyess

747 Central High Road

Ennis, TX 75119

phone: 972.875-9305

CERTIFIED MAIL®

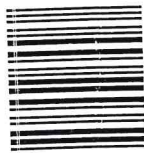
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747 Central High Road  
Ennis, TX 75119



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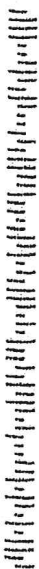
TCED MAIL CENTER

Laurie Shaver  
TCED, MC-105  
P.O. Box 13087  
Austin, TX 78711-3087

TCED 000

WQ 0010443002

78711-3087



8NOV 22 9:43

MWD  
125918



TCEQ

FYI

REVIEWED

JAN 07 2022

This was given to ~~you~~ <sup>BCW</sup>

Emailed to several land

owners up and down the

20 miles of Cummins Creek.

Not one person knew of

this until they saw

this letter.

Bill Byers

THANKS



REVIEWED

JAN 07 2022

By GCW

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

After reading in the Ennis News paper, I spoke with Mr. Edward Green, who is over City of Ennis utilities. We had a good friendly discussion about how diverting Ennis sewer water to Lake Bardwell would affect Cummins creek. He tells me that the city pays for water from Lake Bardwell. By pumping sewer water to the lake, they get free water in relation to how much water the city returns to the lake. He used a number of "maybes" in our talk. Such as they could pump all the water to the lake to meet their quota and then let the water run down Cummins Creek without having to pay to pump it. Or maybe let some water go down the creek to keep it slightly flowing. He said this probably would not happen until around 2025.

We all know that during the summer time the creek will be dry. What happens to the fish and wildlife that depend on the creek? What happens to the land owners whose boundaries are the creek when it goes dry and their cattle can cross at their whim? And about all the fences that will have to be built and then rebuilt after each overflow.

If enough land owners and people who care about the environment will read this TCEQ permit and write or call the number given, then I believe TCEQ will listen to our concerns. This affects land owners in both Ellis and Navarro counties. The more people who write or call would help. And give definite reasons why you would like to save the creek.

Today, December 10<sup>th</sup>, I spoke with Mr. Brad Patterson, a manager of TCEQ office of the Chief Clerk. He said now is the time to submit public comments. Either via Email or written letters. The Email number is listed on the permit application. Or write to

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

In your letter mention the permit number. You may ask to be put on the mailing list. The MC 105 directs them to this permit.

Thank you  
Bill Syess



**Texas Commission on Environmental Quality**

**NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN WATER QUALITY PERMIT AMENDMENT**

**PERMIT NO. WQ0010443002**

**APPLICATION.** City of Ennis, 115 West Brown Street, Ennis, Texas 75119, has applied to the Texas Commission on Environmental Quality (TCEQ) to amend Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0010443002 (PA I.D. No. TX0047261) to authorize adding an outfall. The domestic wastewater treatment facility is located at 401 West Plant Road, Ennis, in Ellis County, Texas 75119. The discharge route is from the plant site via Outfall 001 to Cummings Creek; thence to Chambers Creek Above Richland-Chambers Reservoir and from proposed Outfall 002 via pipe to an unnamed tributary; thence to Lake Bardwell. TCEQ received this application on July 29, 2021. The permit application is available for viewing and copying at City of Ennis Public Works Complex, 500 West Lake Bardwell Drive, Ennis, Texas. This link to an electronic map of the site or facility's general location is provided as a public courtesy and not part of the application or notice. For the exact location, refer to the application. <https://tceq.maps.arcgis.com/apps/webappviewer/index.html?id=db5bac44afbc468bbddd360f8168250f&mark=-96.615887%2C32.304235&level=12>

**ADDITIONAL NOTICE.** TCEQ's Executive Director has determined the application is administratively complete and will conduct a technical review of the application. After technical review of the application is complete, the Executive Director will prepare a draft permit and will issue a preliminary decision on the application. **Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list and to those who are on the mailing list for this application. That notice will contain the deadline for submitting public comments.**

**PUBLIC COMMENT / PUBLIC MEETING.** You may submit public comments and request a public meeting on this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. TCEQ will hold a public meeting if the Executive Director determines there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

**OPPORTUNITY FOR A CONTESTED CASE HEARING.** After the deadline for submitting public comments, the Executive Director will consider all timely comments and prepare a response to all relevant and material, or significant public comments. Unless the application is directly referred for a contested case hearing, the response to comments, and the Executive Director's decision on the application, will be mailed to everyone who submitted public comments and to those persons who are on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the Executive Director's decision and for requesting a contested case hearing. A contested case hearing is a legal proceeding similar to a civil trial in state district court.

**TO REQUEST A CONTESTED CASE HEARING, YOU MUST INCLUDE THE FOLLOWING ITEMS IN YOUR REQUEST:** your name, address, phone number; applicant's name and proposed permit number; the location and distance of your property/activities relative to the proposed facility; a specific description of how you would be adversely affected by the facility in a way not common to the general public; a list of all disputed issues of fact that you submit during the comment period and, the statement "[I/we] request a contested case hearing." If the request for contested case hearing is filed on behalf of a group or association, the request must designate the group's representative for receiving future correspondence; identify by name and physical address an individual member of the group who would be adversely affected by the proposed facility or activity provide the information discussed above regarding the affected member's location and distance from the facility or activity; explain how and why the member would be affected; and explain how the interests the group seeks to protect are relevant to the group's purpose.

Following the close of all applicable comment and request periods, the Executive Director will forward the application and any requests for reconsideration or for a contested case hearing to the TCEQ Commissioners for their consideration at a scheduled Commission meeting.

The Commission may only grant a request for a contested case hearing on issues requested by the applicant in their timely comments that were not subsequently withdrawn. If a hearing is granted, the subject of a hearing will be limited to disputed issues of fact or mixed questions of fact and law relating to relevant and material water quality concerns submitted during the comment period.

**MAILING LIST.** If you submit public comments, a request for a contested case hearing or a reconsideration of the Executive Director's decision, you will be added to the mailing list for this specific application to receive future public notices mailed by the Office of the Chief Clerk. In addition, you may request to be placed on: (1) the permanent mailing list for a specific applicant name and permit number; and (2) the mailing list for a specific county. If you wish to be placed on the permanent and/or the county mailing list, clearly specify which list(s) and send your request to the TCEQ Office of the Chief Clerk at the address below.

**INFORMATION AVAILABLE ONLINE.** For details about the status of the application, visit the Commissioners' Integrated Database at [www.tceq.texas.gov/goto/cid](http://www.tceq.texas.gov/goto/cid). Search the database using the permit number for this application, which is provided at the top of this notice.

**AGENCY CONTACTS AND INFORMATION.** Public comments and requests for reconsideration must be submitted either electronically at <https://www14.tceq.texas.gov/epic/ecomment/>, or in writing to the Texas Commission on Environmental Quality, Office of the Chief Clerk, MC-105, P.O. Box 13087, Austin, Texas 78711-3087. Please be aware that any contact information you provide, including your name, phone number, email address, and physical address will become part of the agency's public record. For more information about this permit application or the permitting process, please call the TCEQ Public Education Program, Toll-Free, at 1-800-687-4040 or visit their website at [www.tceq.texas.gov/goto/pep](http://www.tceq.texas.gov/goto/pep). Si desea información en Español puede llamar al 1-800-687-4040.

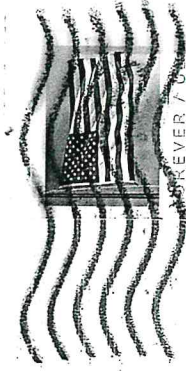
Further information may also be obtained from City of Ennis at the address stated above or by calling Mr. Jeremy Buechter, P.E., Office Manager, Schaumburg & P.C. Inc., at 903-595-3913.

Issuance Date: November 24, 2021

W.R. Dyess  
747 Central High Road  
Ennis, Texas 75119

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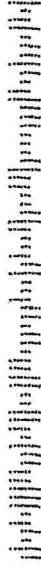
JAN 06 2022

TCEQ MAIL CENTER  
CJ

TCEQ office of the Chief Clerk MC105  
PO Box 13087  
Carrollton, TX 78711-3087

# 10443002

78711-3087





REVIEWED

DEC 15 2021

By GCW

TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY  
MWID  
126918

12-13-2021

To: TCEQ 2021 DEC 15 AM 9:38

The city of Ennis wants to pump their sewer outflow to lake Bardwell to get a portion of their water free. We all know that most of the time, especially during the summer, the creek will be dry.

What happens to the fish and wild life that depend on the creek?

I enjoy watching perch guarding their beds as they protect their eggs. Then there are the regular turtles and soft shell turtles that warm on the sides of my concrete low water crossing. Then there are the small trails on each side of the creek where the animals go about their business at night. My home is 45 yards from the creek.

Then there are the many owners whose boundaries are the creek. If the creek is dry their cattle can cross at their whim. Fences will have to be built and then rebuilt after each overflow.

Cummins creek flows about 20 miles through Ellis and Navarro counties.

This is a request that TCEQ deny this permit number WQ 00100443002

Thank you  
Bill Dyess



TEXAS  
COMMISSION  
ON ENVIRONMENTAL  
QUALITY

2021 DEC 15 AM 9:37

CHIEF CLERKS OFFICE  
**RECEIVED**  
DEC 15 2021  
TCEQ MAIL CENTER  
JR

W.R. Dyess  
747 Central High Road  
Ennis, Texas 75119

**CERTIFIED MAIL**

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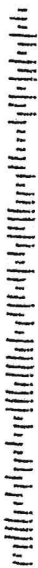
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*TCEQ Office of the Chief Clerk MC105  
P.O. Box 13067  
Austin, Texas 78711-3087*

78711-3087



**Lori Rowe**

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**From:** PUBCOMMENT-OCC  
**Sent:** Wednesday, December 22, 2021 12:36 PM  
**To:** PUBCOMMENT-WQ; PUBCOMMENT-ELD; PUBCOMMENT-OCC2; PUBCOMMENT-OPIC  
**Subject:** FW: Public comment on Permit Number WQ0010443002

MWD  
125918

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**From:** cindyhellstern@flash.net <cindyhellstern@flash.net>  
**Sent:** Wednesday, December 22, 2021 10:57 AM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number WQ0010443002

**REGULATED ENTY NAME** OAK GROVE PLANT

**RN NUMBER:** RN101611648

**PERMIT NUMBER:** WQ0010443002

**DOCKET NUMBER:**

**COUNTY:** ELLIS

**PRINCIPAL NAME:** CITY OF ENNIS

**CN NUMBER:** CN600602478

**FROM**

**NAME:** Cynthia Hellstern

**E-MAIL:** [cindyhellstern@flash.net](mailto:cindyhellstern@flash.net)

**COMPANY:**

**ADDRESS:** 400 W BAYLOR ST  
ENNIS TX 75119-3911

**PHONE:** 9728753405

**FAX:**

**COMMENTS:** I oppose the permit that will divert wastewater from Ennis to Lake Bardwell. I own property that is immediately adjacent to Cummins Creek, where the water is currently discharged. Reducing waterflow in the creek will affect the use and enjoyment of my property and will likely reduce the market value. In addition, I reside in the City of Ennis and am concerned that discharging wastewater into the water supply for the city will adversely affect the health and safety of the residents.



REVIEWED

DEC 23 2021

By GCW

12/00/21

MWD  
125918

Dear Sir

This letter is in response to the Cummins creek that runs through our land. Please do not stop the water flow.

We have 128 acres & we depend on the creek. Just think how many animals will be affected by this. We love the creek. I have a nephew who loved to play in the creek.

I'm begging you with all my heart and praying to GOD that it will not happen. You will make a bunch of people sad if you do. May GOD direct you in the right path. I'm referring to Permit No. WQ0010443002.

Yours truly  
Kenneth & Sue Suehlak

CHIEF CLERKS OFFICE

2021 DEC 23 AM 9:49

COMMISSION  
ON ENVIRONMENTAL  
QUALITY

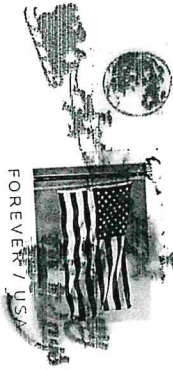


Kenneth Svehlak  
309 Central High Rd  
Ennis, TX 75119

011 6 308787

2021 DEC 23 AM 9:19

NORTH TEXAS TX P&DC  
DALLAS TX 750  
21 DEC 2021 PM 3 L



*CHIEF Office of the Chief Clerk Me 105*

*P. O. Box 13087*

*Austin TX 78711-3087*

RECEIVED

DEC 23 2021

TOEQ MAIL CENTER  
JR

78711-308787





**Lori Rowe**

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**From:** PUBCOMMENT-OCC  
**Sent:** Monday, January 24, 2022 8:19 AM  
**To:** PUBCOMMENT-OCC2; PUBCOMMENT-OPIC; PUBCOMMENT-ELD; PUBCOMMENT-WQ  
**Subject:** FW: Public comment on Permit Number WQ0010443002

MWD  
125918

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**From:** h2oshed1@hotmail.com <h2oshed1@hotmail.com>  
**Sent:** Friday, January 21, 2022 7:00 PM  
**To:** PUBCOMMENT-OCC <PUBCOMMENT-OCC@tceq.texas.gov>  
**Subject:** Public comment on Permit Number WQ0010443002

**REGULATED ENTITY NAME** OAK GROVE PLANT

**RN NUMBER:** RN101611648

**PERMIT NUMBER:** WQ0010443002

**DOCKET NUMBER:**

**COUNTY:** MT

**PRINCIPAL NAME:** CITY OF ENNIS

**CN NUMBER:** CN600602478

**FROM**

**NAME:** Vicki Watson

**E-MAIL:** [h2oshed1@hotmail.com](mailto:h2oshed1@hotmail.com)

**COMPANY:** 010000

**ADDRESS:** 509 DALY AVE  
MISSOULA MT 59801-4412

**PHONE:** 4065497149

**FAX:**

**COMMENTS:** My family and I own land on Cummins Creek so we are concerned about how this change may affect the creek. I would like to be on the email list to receive notices concerning this permit. Given the hotter summers we are experiencing, the loss of this water from the creek could result in the creek drying up. The creek has valuable habitat (instream & streamside) that shelters much wildlife.