

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



AN INTERIM ORDER

concerning the application by the City of Hudson Oaks for new TPDES Permit No. WQ0016323001; TCEQ Docket No. 2025-0083-MWD.

On February 27, 2025, the Texas Commission on Environmental Quality (Commission) considered during its open meeting a request for hearing filed by DAVOIL, Inc., dba DAVESTATES concerning the application by the City of Hudson Oaks (Applicant) for new TPDES Permit No. WQ0016323001. The application seeks authorization to discharge treated domestic wastewater at a daily average flow not to exceed 1,190,000 gallons per day (gpd) in the final phase. The wastewater treatment facility will be located approximately 1,150 feet west of the intersection of Clearview Court and Trinity River Drive, in Parker County, Texas.

The request for hearing was evaluated under the requirements in the applicable statutes and Commission rules, including 30 Tex. Admin. Code Chapter 55. The Commission also considered the responses to the requests for hearing filed by the Executive Director and the Office of Public Interest Counsel; replies; all timely public comment; and the Executive Director's Response to Public Comment.

After evaluation of all relevant filings, the Commission determined that DAVOIL, Inc., dba DAVESTATES is an affected person and granted its request for hearing.

The Commission next determined whether the granted request for hearing raised disputed issues of fact or mixed questions of fact and law that were raised by an affected person during the comment period, and that are relevant and material to the decision on the application. The Commission determined that the following issue meets those requirements and directed that it be referred to the State

Office of Administrative Hearings (SOAH) for a contested case hearing: Whether the proposed discharge route is properly characterized in the application and will function properly as an operational feature of the facility. Finally, the Commission specified that the maximum duration of the contested case hearing shall be 180 days from the date of the preliminary hearing until the proposal for decision is issued by SOAH.

NOW, THEREFORE, BE IT ORDERED BY THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY that:

- 1) The hearing request of DAVOIL, Inc., dba DAVESTATES is hereby GRANTED;
- 2) The following issue is referred to SOAH for a contested case hearing on the application:
Whether the proposed discharge route is properly characterized in the application and will function properly as an operational feature of the facility;
- 3) All issues not identified as being referred to SOAH in Ordering Provision No. 2 are hereby DENIED;
- 4) The maximum duration of the hearing is set at 180 days from the date of the preliminary hearing until the date the proposal for decision is issued by SOAH; and
- 5) If any provision, sentence, clause, or phrase of this Order is for any reason held to be invalid, the invalidity of any portion shall not affect the validity of the remaining portions of the Order.

TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

Brooke J. Paup
For the Commission

3/5/25
Date Signed