

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF HEARING
Petition to Revoke
TPDES Permit No. WQ0015722001
Issued to SigmaPro Properties, LLC
SOAH Docket No. 582-23-01503
TCEQ Docket No. 2022-0531-MWD

APPLICATION.

1817 Lacy, Ltd. filed a Petition to Revoke (Petition) TPDES Permit No. WQ0015722001 issued to SigmaPro Properties, LLC (SigmaPro) on August 30, 2018. The SigmaPro facility is located at 13241 Harmon Road, in Tarrant County, Texas. TCEQ received the Petition to Revoke on April 21, 2022.

The Petition is referred to the State Office of Administrative Hearings (SOAH) for a hearing on the issues raised in the Petition based on the allegation that SigmaPro made a material misrepresentation in its application to the TCEQ for new TPDES permit No. WQ0015722001, which deprived Petitioner of the notice required under the Texas Water Code and TCEQ rules.

The SigmaPro facility is an activated sludge process package plant operated in the extended aeration mode. Treatment units include an aeration basin, a final clarifier, a sludge holding tank, and a chlorine contact chamber. The SigmaPro facility serves domestic sources for SigmaPro Properties, a commercial site. The Permit (No. WQ0015722001) authorizes the disposal of treated domestic wastewater at a daily average flow not to exceed 9,500 gallons per day (GPD) with the treated wastewater discharged to an unnamed tributary; then to Buffalo Creek; then to Henrietta Creek; then to Elizabeth Creek; then to Denton Creek; then to Grapevine Lake in Segment No. 0826 of the Trinity River Basin.

CONTESTED CASE HEARING.

Considering directives to protect public health, the SOAH will conduct a preliminary hearing via Zoom videoconference. A Zoom meeting is a secure, free meeting held over the internet that allows video, audio, or audio/video conferencing.

10:00 a.m. – November 22, 2022

To join the Zoom meeting via computer:

<https://soah-texas.zoomgov.com/>

Meeting ID: 161 050 1766

Password: TCE53D

or
To join the Zoom meeting via telephone:
(669) 254-5252 or (646) 828-7666
Meeting ID: 161 050 1766
Password: 370430

**Visit the SOAH website for registration at: <http://www.soah.texas.gov/>
or call SOAH at 512-475-4993.**

The purpose of a preliminary hearing is to establish jurisdiction, name the parties, establish a procedural schedule for the remainder of the proceeding, and to address other matters as determined by the judge. The evidentiary hearing phase of the proceeding, which will occur at a later date, will be similar to a civil trial in state district court. The hearing will address the disputed issues of fact identified in the TCEQ order concerning this application issued on July 25, 2022. In addition to these issues, the judge may consider additional issues if certain factors are met.

The hearing will be conducted in accordance with Chapter 2001, Texas Government Code; Chapter 26, Texas Water Code; and the procedural rules of the TCEQ and SOAH, including 30 Texas Administrative Code (TAC) Chapter 80 and 1 TAC Chapter 155. The hearing will be held unless all timely hearing requests have been withdrawn or denied.

To request to be a party, you must attend the hearing and show you would be adversely affected by the application in a way not common to members of the general public. Any person may attend the hearing and request to be a party. Only persons named as parties may participate at the hearing.

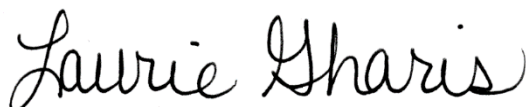
In accordance with 1 Tex. Admin. Code § 155.401(a), Notice of Hearing, “Parties that are not represented by an attorney may obtain information regarding contested case hearings on the public website of the State Office of Administrative Hearings at www.soah.texas.gov, or in printed format upon request to SOAH.”

INFORMATION.

If you need more information about the hearing process for this application, please call the Public Education Program, toll free, at 800-687-4040. General information about the TCEQ can be found at our web site at www.tceq.texas.gov.

Persons with disabilities who need special accommodations at the hearing should call the SOAH Docketing Department at 512-475-4993, at least one week prior to the hearing.

Issued: October 26, 2022



Laurie Gharis, Chief Clerk
Texas Commission on Environmental Quality