

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Protecting Texas by Reducing and Preventing Pollution

February 5, 2015

City of Killeen
P.O. Box 1329
Killeen, Texas 76540-1329

RE: City of Killeen
Permit No. TXR040010

This letter is your notice that the Texas Commission on Environmental Quality (TCEQ) executive director (ED) has issued final approval of the above-named application. According to 30 Texas Administrative Code (TAC) Section 50.135 the approval became effective on the date the ED signed the permit or other approval. A copy of the final approval is enclosed and cites the effective date.

You may file a **motion to overturn** with the chief clerk. A motion to overturn is a request for the commission to review the TCEQ executive director's approval of the application. Any motion must explain why the commission should review the TCEQ executive director's action. According to 30 TAC Section 50.139 an action by the ED is not affected by a motion to overturn filed under this section unless expressly ordered by the commission.

A motion to overturn must be received by the chief clerk within 23 days after the date of this letter. An original and 7 copies of a motion must be filed with the chief clerk in person or by mail. The Chief Clerk's mailing address is Office of the Chief Clerk (MC 105), TCEQ, P.O. Box 13087, Austin, Texas 78711-3087. On the same day the motion is transmitted to the chief clerk, please provide copies to Robert Martinez, Environmental Law Division Director (MC 173), and Vic McWherter, Public Interest Counsel (MC 103), both at the same TCEQ address listed above. If a motion is not acted on by the commission within 45 days after the date of this letter, then the motion shall be deemed overruled.

You may also request **judicial review** of the ED's approval. According to Texas Water Code Section 5.351 a person affected by the ED's approval must file a petition appealing the ED's approval in Travis County district court within 30 days after the effective date of the approval. Even if you request judicial review, you still must exhaust your administrative remedies, which includes filing a motion to overturn in accordance with the previous paragraphs.

Individual members of the public may seek further information by calling the TCEQ Public Education Program, toll free, at 1-800-687-4040.

Sincerely,

A handwritten signature in cursive script that reads "Bridget C. Bohac".

Bridget C. Bohac
Chief Clerk

BCB/ka

cc: Vic McWherter, TCEQ Public Interest Counsel (MC 103)

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Texas Commission on Environmental Quality
Protecting Texas by Reducing and Preventing Pollution

February 5, 2015

Dear Applicant:

Re: TPDES Small MS4 General Permit (TXR040000)
Notice of Intent Authorization

Your Notice of Intent application for authorization under the general permit for discharge of stormwater associated with a small MS4 has been received. Pursuant to authorization from the Executive Director of the Texas Commission on Environmental Quality, the Division Director of the Water Quality Division has issued the enclosed Certificate.

Please refer to the attached certificate for the authorization number that was assigned to your small MS4, the coverage effective date, and the expiration date. Please use this authorization number to reference this MS4 for future communications with the Texas Commission on Environmental Quality (TCEQ).

Please note that the water quality annual fee is assessed for permits active September 1 each year. The billing statement will be mailed to the Operator in November and payment must be made within 30 days to avoid late fees. It is the responsibility of the Operator to notify the TCEQ by submitting a Notice of Change of any change in address supplied on the original Notice of Intent.

For questions related to the status or processing of your application, you may contact the Applications Review & Processing Team at (512) 239-4671. If you have any questions regarding coverage under this general permit or other technical issues, you may contact the stormwater technical staff at (512) 239-4671 or by email at swgp@tceq.texas.gov. Also, you may obtain information on the stormwater web site at www.tceq.texas.gov. Permit authorization and application status information can be found on the TCEQ web site at <http://www.tceq.texas.gov/goto/wq-dpa>.

Sincerely,

A handwritten signature in cursive script that reads "David W Galindo".

David W. Galindo, Director
Water Quality Division
Texas Commission on Environmental Quality



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Texas Pollutant Discharge Elimination System Small Municipal Separate Storm Sewer System (MS4) General Permit

The Notice of Intent (NOI) for the Small MS4 listed below was received on June 11, 2014. The intent to discharge stormwater associated with the Small MS4 under the terms and conditions imposed by the Texas Pollutant Discharge Elimination System (TPDES) Small MS4 General Permit TXRo40000 is authorized. The MS4 Operator's TPDES Small MS4 general permit authorization number is:

TXRo40010

Coverage Effective: 4/24/2009

TCEQ's Small MS4 General Permit requires certain stormwater pollution prevention and control measures, possible monitoring and reporting, and periodic inspections. Among the conditions and requirements of this permit, you must have prepared and implemented a stormwater management program (SWMP) that is tailored to your MS4. As an MS4 authorized to discharge under the Small MS4 General Permit, all terms and conditions must be complied with to maintain coverage and avoid possible penalties.

Project/Site Information:

RN105477020

CITY OF KILLEEN MS4

AREA WITHIN THE CITY OF KILLEEN LIMITS THAT IS LOCATED IN
THE KILLEEN URBANIZED AREA

KILLEEN, TX 76540

BELL COUNTY

OPERATOR:

CN600674683

CITY OF KILLEEN

PO BOX 1329

KILLEEN, TX 76540-1329

This permit authorization expires on December 13, 2018, unless otherwise amended. For additional information, see the TCEQ web site at <http://www.tceq.texas.gov> or contact the Stormwater & Pretreatment Team at swgp@tceq.texas.gov or by telephone at (512) 239-4671. A copy of this document should be kept with your storm water management program.

Issued Date: 2/4/2015


FOR THE COMMISSION