



**MINUTES**  
**CITY COUNCIL MEETING**  
**OCTOBER 26, 2021**

**CALL TO ORDER – Roll Call and Determination of a Quorum**

The Parker City Council met in a special meeting on the above date at Parker Fire Department Training Room, 5700 E. Parker Road, Parker, Texas, 75002.

Mayor Lee Pettle called the meeting to order at 6:00 p.m. Mayor Pro Tem Cindy Meyer and Councilmembers Diana M. Abraham, Terry Lynch, Jim Reed, and Michael Slaughter were present.

Staff Present: Asst. City Administrator/City Secretary Patti Scott Grey, Interim City Attorney Scott D. Levine, Public Works Director Gary Machado, Fire Chief Mike Sheff, and Police Chief Richard Brooks

**PLEDGE OF ALLEGIANCE**

As the meeting was held in the Fire Department Training Room, the federal and state flags were not present and therefore ceremonial pledges to such flags could not be performed.

**PUBLIC COMMENTS** The City Council invites any person with business before the Council to speak. No formal action may be taken on these items at this meeting. Please keep comments to 3 minutes.

No comments

**INDIVIDUAL CONSIDERATION ITEMS**

1. CONSIDERATION AND ACTION ON RESOLUTION NO. 2021-680, OPPOSING THE PROPOSED DOMESTIC WASTEWATER TREATMENT FACILITY PERMIT APPLIED FOR BY RESTORE THE GRASSLANDS LLC AND HARRINGTON/TURNER ENTERPRISES, LP IN COLLIN COUNTY, TEXAS AND PROVIDING AN EFFECTIVE DATE.

MOTION: Councilmember Slaughter moved to approve Resolution No. 2021-680, opposing the proposed domestic wastewater treatment facility permit applied for by Restore The Grasslands LLC and Harrington/Turner Enterprises, LP in Collin County, Texas and providing an effective date, as amended. Councilmember Reed seconded with Councilmembers Abraham, Lynch, Meyer, Reed, and Slaughter voting for the motion. Motion carried 5-0. (See Exhibit 1 – 1026 Res. No. 2021-680 Proposed Domestic Wastewater Treatment Facility and Exhibit, dated October 26, 2021.)

**ADJOURN**

Mayor Lee Pettle adjourned the meeting at 6:25 p.m.



APPROVED:

  
\_\_\_\_\_  
Mayor Lee Pettle

ATTESTED:

  
\_\_\_\_\_  
Patti Scott Grey, City Secretary

Approved on the 16th day  
of November, 2021.

**RESOLUTION NO. 2021-680**  
*(Proposed Domestic Wastewater Treatment Facility)*

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF PARKER, COLLIN COUNTY, TEXAS, IN OPPOSITION TO THE PROPOSED DOMESTIC WASTEWATER TREATMENT FACILITY PERMIT APPLIED FOR BY RESTORE THE GRASSLANDS LLC AND HARRINGTON/TURNER ENTERPRISES, LP IN COLLIN COUNTY, TEXAS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Parker, Texas being located within Collin County; and

**WHEREAS**, the City of Parker has become aware of an application by Restore the Grasslands LLC and Harrington/Turner Enterprises, LP to the Texas Commission on Environmental Quality (“TCEQ”) for a proposed Texas Pollutant Discharge Elimination System Permit No. WQ0016003001 (EPA I.D. No. TX 0141381) to discharge treated wastewater at a volume not to exceed a daily average flow of 200,000 gallons per day; and

**WHEREAS**, this domestic wastewater treatment facility is proposed to be located 0.4 mile northwest of the intersection of North Murphy Road and Rolling Ridge Drive, in Collin County, which is located in the extraterritorial jurisdiction of the City of Parker, Texas and adjacent to residential subdivisions within the City of Murphy; and

**WHEREAS**, according to the August 25, 2021, Notice of Receipt of Application, which is attached as Exhibit 1 and incorporated herein, “the discharge route will be from the plant site to Maxwell Creek, hence to ....”; said Maxwell Creek flows through the City of Parker and the City of Murphy and any inadequately treated wastewater within such creek will adversely affect the public health, safety and quiet enjoyment of the citizens and visitors of cities of Parker and Murphy; and

**WHEREAS**, the City of Parker is highly concerned with the quality of water and/or other discharge from the proposed wastewater plant as it is contrary to the City of Parker’s ecological environment and will adversely impact recreational activities, as well as agricultural, environmentally sensitive, and other protected areas within the City of Parker and its ETJ, and therefore the City of Parker stands opposed to this new wastewater treatment facility.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF PARKER, TEXAS, THAT THE CITY:**

**SECTION 1.** That the foregoing recitals are hereby found to be true and correct legislative findings of the City of Parker, Texas, and are fully incorporated into the body of this resolution.

**SECTION 2.** That the City Council of the City of Parker adamantly objects to, and is opposed to, the discharge caused by this potential wastewater treatment facility into Maxwell Creek.

**SECTION 3.** That the City Council of the City of Parker stands together with its citizens, its sister cities, adjacent homeowners, and business owners who stand in opposition to this new wastewater treatment facility.

**SECTION 4.** That the City Council of the City of Parker requests the TCEQ to add the City to its mailing list regarding this matter and to accept this resolution as public comment on the proposed permit.

**SECTION 5.** This Resolution shall become and be effective on and after its adoption and publication as provided by law.

**SECTION 6.** It is hereby found and determined that the meeting at which this Resolution was passed was open to the public as required by law, and that a public notice of the time, place, and purpose of said meeting was given, all as required by Section 551.041 Texas Government Code.

**DULY RESOLVED** by the City Council of the City of Parker, Collin County, Texas on this the 26th day of October, 2021, effective this date.




APPROVED:  
CITY OF PARKER

  
Lee Pettle, Mayor

ATTEST:

  
Patti Scott Grey, City Secretary

APPROVED AS TO FORM:

  
Scott D. Levine, Interim City Attorney

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



## NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN WATER QUALITY PERMIT

### PROPOSED PERMIT NO. WQ0016003001

**APPLICATION.** Restore the Grasslands LLC and Harrington/Turner Enterprises, LP, 4801 West Lovers Lane, Dallas, Texas 75209, have applied to the Texas Commission on Environmental Quality (TCEQ) for proposed Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0016003001 (EPA I.D. No. TX0141381) to authorize the discharge of treated wastewater at a volume not to exceed a daily average flow of 200,000 gallons per day. The domestic wastewater treatment facility will be located approximately 0.4 mile northwest of the intersection of North Murphy Road and Rolling Ridge Drive, in Collin County, Texas 75002. The discharge route will be from the plant site to Maxwell Creek; thence to Muddy Creek; thence to Lake Ray Hubbard. TCEQ received this application on May 26, 2021. The permit application is available for viewing and copying at Rita & Truett Smith Public Library, 300 Country Club Road, #300, Wylie, 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&marker=-96.616388%2C33.041666&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 may 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 or 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 that 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**

## Exhibit 1

**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 the requestor submitted 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/or (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 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 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

## Exhibit 1

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 Restore the Grasslands LLC and Harrington/Turner Enterprises, LP, at the address stated above or by calling Ms. Ashley Broughton, P.E., Project Manager, LJA Engineering, Inc., at 713-380-4431.

Issuance Date: August 25, 2021