

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Bobby Janecka, *Commissioner*
Kelly Keel, *Executive Director*



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

January 26, 2024

City of San Benito
401 North Sam Houston Boulevard
San Benito, Texas 78586

RE: City of San Benito
Permit No. TXR040161

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

For certain matters, a **motion to overturn**, which is a request that the commission review the ED's action on an application, may be filed with the chief clerk. Whether a motion to overturn is procedurally available for a specific matter is determined by Title 30 of the Texas Administrative Code Chapter 50. 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.

If a motion to overturn is filed, the motion 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 the Environmental Law Deputy Director (MC 173), and the 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 action. The procedure and timelines for seeking judicial review of a commission or ED action are governed by Texas Water Code Section 5.351.

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 "Laurie Gharis".

Laurie Gharis
Chief Clerk

LG/km

cc: Garrett T. Arthur, TCEQ Public Interest Counsel (MC 103)



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 July 23, 2019. 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 TXR040000 is authorized. The MS4 Operator's TPDES Small MS4 General Permit authorization number is:

TXR040161

Coverage Effective: 11/21/2008

MS4 Level: MS4 LEVEL 2

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. A copy of this document should be kept with your SWMP.

PROJECT/SITE INFORMATION:

RN105533640

CITY OF SAN BENITO MS4

AREA WITHIN THE CITY OF SAN BENITO LIMITS THAT IS LOCATED WITHIN

THE HARLINGEN URBANIZED AREA

SAN BENITO, TX 78550

CAMERON COUNTY

OPERATOR:

CN600755326

CITY OF SAN BENITO

401 N SAM HOUSTON BLVD

SAN BENITO, TX 78586-4666

The Small MS4 General Permit and all authorizations expire on January 24, 2024, unless otherwise amended. For technical questions, you may contact the Stormwater Team at SWG@tceq.texas.gov or by telephone at (512) 239-4671. Also, you may obtain general permit information about your authorization on the TCEQ website at https://www2.tceq.texas.gov/wq_dpa/


FOR THE COMMISSION

Issued Date: 1/22/2024