



AGENDA MEMORANDUM

First Reading Ordinance for City Council Meeting of January 26, 2021
Second Reading Ordinance for City Council Meeting of February 9, 2021

DATE: October 28, 2020

TO: Peter Zaroni, City Manager

THRU: Steve Viera, Assistant City Manager
SteveV@cctexas.com
361-826-3445

FROM: Kevin Norton, Director of Water Utilities
KevinN@cctexas.com
(361) 826-1874

<p>Revision to Chapter 55 Code of Ordinances, Article XI, Sections 55140 to 55147 Non-substantial Modifications to City's Wastewater Pretreatment Program</p>

CAPTION:

Ordinance amending City Code Chapter 55, Article XI, Commercial and Industrial Waste Disposal and Pretreatment, to comply with requirements of the U.S. Environmental Protection Agency and Texas Commission on Environmental Quality Pretreatment Program for Industrial User Discharges to the Wastewater System by adding required definitions for best management practices (BMP), daily and monthly limits, process wastewater; amending sampling collection requirements, and providing for compliance orders; and providing for penalties up to \$2,000 per day for violations of the ordinance.

SUMMARY:

The purpose of this item is to amend the Chapter 55 Code of Ordinances, Article XI, Sections 55140 to 55147 by incorporating non-substantial modifications as per the required provisions of the Pretreatment Streamlining Rule [rev. Federal Register/ Vol. 70, No. 198/ Friday, October 14, 2005/Rules and Regulations, pages 60134-60798] into the City's approved Pretreatment program.

This modification is deemed as Non-Substantial Modifications to the approved Wastewater Pretreatment Program by TCEQ because it does not seek modifications that relax the legal authorities of the City's wastewater treatment plants, relax the numeric local limits or the Maximum Allowable Industrial Loadings, and decrease the frequency of self-monitoring, reporting, inspections or sampling for industrial users.

BACKGROUND AND FINDINGS:

The City of Corpus Christi initiated a Wastewater Pretreatment Program for commercial and industrial waste disposal and pretreatment in 1984. In January 1985, Texas Commission of Environmental Quality (TCEQ) approved this Program. Since then, City staff has been

implementing the Pretreatment Program to manage the commercial and industrial waste disposal and pretreatment.

On October 14, 2005, the U.S. Environmental Protection Agency (EPA) revised the 40 CFR Part 403 called "Pretreatment Streamlining Rule" which came up with modifications to the municipal Pretreatment Program.

Per the Pretreatment Streamlining Rule, City staff submitted non-substantial modification package of Pretreatment Program to the TCEQ on April 20, 2012, and subsequent revisions to modification package were submitted to TCEQ on February 26, 2016, on April 7, 2020, and on June 24, 2020.

On August 12, 2020, TCEQ has determined that the non-substantial program modification submission of Pretreatment Program is both technically complete and approved. A review of the draft ordinance by the city legal department required a draft revision. This revision was accepted by the TCEQ on September 21, 2020. The City's approved Pretreatment Program shall now proceed forward with adequate public participation and obtain city council approval of the Pretreatment Program modification.

This item seeks City Council's approval amending Chapter 55 Code of Ordinances, Article XI, Sections 55140 to 55147 to incorporate the Non-substantial Modifications to City's Pretreatment Program. The major revisions include:

- (1) adding definitions for best management practices (BMP), daily and monthly limits, and process wastewater
- (2) amending sampling collection and analysis requirements
- (3) providing for compliance orders; and
- (4) miscellaneous wording items

ALTERNATIVES: none

FISCAL IMPACT: none

RECOMMENDATION:

Staff recommends authorizing the Ordinance revisions as presented.

LIST OF SUPPORTING DOCUMENTS:

Ordinance