



# City of Denton

City Hall  
215 E. McKinney Street  
Denton, Texas  
[www.cityofdenton.com](http://www.cityofdenton.com)

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## AGENDA INFORMATION SHEET

**DEPARTMENT:** Water Utilities  
**ACM:** Cassandra Ogden  
**DATE:** April 16, 2024

### **SUBJECT**

Consider adoption of an ordinance of the City of Denton, a Texas Home-Rule Municipal Corporation, authorizing the filing of applications, forms, and associated documents with the Texas Commission on Environmental Quality ("TCEQ") by the City Manager, to seek permits, permit amendments, permit renewals, and authorizations needed for the operation of the City's Water Utility, the expenditure of funds needed to receive TCEQ Permits and Authorizations, providing an effective date. The Public Utilities Board recommends approval (4-0).

### **STRATEGIC ALIGNMENT**

This action supports Key Focus Area: Pursue Organizational Excellence and Collaborative and Respectful Leadership.

### **INFORMATION/BACKGROUND**

The City of Denton, Texas (Denton) owns water rights authorizing storage, conveyance, diversion, and use of water in Lake Lewisville, as evidenced by Certificate of Adjudication No. 08-2348, as amended. Amendment A to Certificate of Adjudication No. 08-2348 granted Denton water rights authority to use the bed and banks of named state watercourses including Lake Lewisville to convey, divert, and reuse surfacewater based return flows discharged from Denton's municipal wastewater treatment facilities under two water quality permits issued by the Texas Commission on Environmental Quality (TCEQ).

Denton also owns water rights authorizing storage, diversion, and use of water in Lake Ray Roberts, as evidenced by Certificate of Adjudication No. 08-2335, as amended. Denton uses the authorizations in Certificate of Adjudication Nos. 08-2348, as amended, and 08-2335, as amended, for providing water supply to its retail and wholesale customers.

Accelerated population growth is driving an increase in proposed capital improvements for Denton's Water and Wastewater systems that will require an increased number of permit applications to TCEQ which require the payment of fees from the Water Utilities budget. In Ordinance Number 22-1994, the City Council authorized and directed the City Manager or their designee, to take actions as they find reasonable and appropriate to file applications for and pursue amendment of the City's water rights and to obtain new water reuse rights

Denton has an opportunity to further enhance operational flexibility in the Water Utilities Department by authorizing the City Manager or designee to pursue permits and applications with the TCEQ, and provide payments where funds are available in the budget for associated permit or application fees.

**PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)**

On April 8, 2024, The Public Utilities Board recommended approval.

**RECOMMENDATION**

Staff recommends approval of the ordinance.

**EXHIBITS**

Exhibit 1: Agenda Information Sheet

Exhibit 2: Ordinance

Exhibit 3: Presentation

Respectfully submitted:  
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Prepared by:  
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