



COMAL COUNTY WATER RECREATIONAL DISTRICT NO. 1

P.O. Box 310009 New Braunfels, TX 78131-0009

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RESOLUTION NO. 2023-06-20

COMAL COUNTY WATER RECREATIONAL DISTRICT NO. 1

**RESOLUTION REGARDING A PROPOSED NEW WASTEWATER
DISCHARGE INTO THE COMAL RIVER**

WHEREAS, Comal County Water Recreational District No. 1 (the "District") is a conservation and reclamation district, created pursuant to Article XVI, Section 59 of the Texas Constitution, Senate Bill No. 419 (Act of March 18, 1937, 45th Leg. R.S.) (the "Act") and Chapter 49 of the Texas Water Code, as amended; and

WHEREAS, the District owns approximately 9.46 acres of land in Comal County, including Spring Island and 15' strips of land on either side of the Comal River, all as identified on that Special Warranty Deed recorded in the official public records of Comal County at 201606014675 on April 11, 2016 ("District Property"); and

WHEREAS, in addition to being the owner of the described property, the District has been charged with "protecting and preserving the purity and sanitary condition of the waters of the Comal River . . . and thereby protecting the health of those residing in such District, and maintaining such waters in good condition for the recreational purposes of swimming and fishing therein and boating thereon by those entitled to do so" as more specifically described in the Act; and

WHEREAS, the District represents an area of the City of New Braunfels that includes over 300 properties, with a roster of 2,200 individuals that have rights to access District Property for recreational purposes on the Comal River and springs; and

WHEREAS, the District has been made aware of a new Texas Pollutant Discharge Elimination System wastewater permit application submitted by Mr. Douglas T. Harrison, number WQ0016211001 (the "Application"), which proposes to discharge up to 600,000 gallons per day of wastewater into a tributary of the Comal River, known as the West Fork Dry Comal Creek; and

WHEREAS, the Board is concerned about the Application and also the precedent it may set to allow new discharges into the Comal River, one of the cleanest and most pristine water bodies in the entire State of Texas, which river is also home to numerous listed endangered species.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the COMAL COUNTY WATER RECREATIONAL DISTRICT NO 1, acting in a duly noticed and called public meeting that:

Section 1. The facts recited above are hereby declared to be true and correct.

Section 2. The Board formally opposes the Application, and respectfully requests that the Texas Commission on Environmental Quality ("TCEQ") deny the Application.

Section 3. The Board's decision to oppose the Application is based on the following considerations:

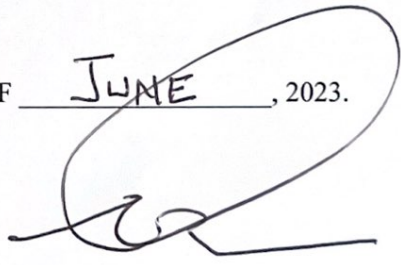
A. Environmental Impact: The proposed wastewater discharge plan poses environmental risks and potential harm to sensitive ecosystems in the area. It is not clear that the applicant has any experience with the construction or operation of a wastewater treatment plant. If improperly managed, the discharge would introduce pollutants, chemicals, or contaminants into nearby water bodies which would endanger aquatic life, be harmful to recreational users, and disrupting the natural balance of the river ecosystem.

B. Water Quality and Public Health: If not properly managed, the wastewater discharge would have adverse effects on the quality of water resources in the region. This not only affects the ecological integrity of the water bodies but also jeopardizes the health and well-being of people in the local community, which rely on these water sources for drinking, recreational activities, and agricultural purposes.

Section 4. The General Manager and Secretary of the District are hereby authorized to make public a copy of this Resolution and ensure it is properly filed with the TCEQ Chief Clerk.

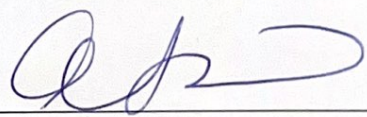
PASSED AND APPROVED THIS 20th DAY OF JUNE, 2023.

VOTE: AYES: 2 NO: 1



President, Board of Directors

ATTEST:



Secretary, Board of Directors



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