

**Office of Neighborhood Services**

City of Richland Hills, Texas

## Memorandum

To: Honorable Mayor Bill Agan and members of the Richland Hills City Council

From: Scott Mitchell, Director of Neighborhood Services

Date: February 16, 2016

Subject: Consider approval of resolution supporting a Municipal Setting Designation application to TCEQ for property located at 4900 Airport Freeway, Fort Worth, Texas.

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### **Council Action Requested:**

Approve resolution supporting a Municipal Setting Designation application to the Texas Commission on Environmental Quality (TCEQ) for property located at 4900 Airport Freeway, Fort Worth, Texas.

### **Background Information:**

In 2003, the 78<sup>th</sup> Texas Legislature passed a Municipal Setting Designations (MSDs) law, effective September 1, 2003, that relates to the potability of groundwater and the requirements for removing contaminants from groundwater. The law authorized the TCEQ to receive, process, and certify MSD applications for properties, with contaminated groundwater, located in cities or their ETJ. TCEQ can certify an application only if there is local support. The city has the choice to either support, or not support an MSD application. Because of the need for city support, city officials can expect to be contacted by persons who wish to pursue state certification of an MSD. Cities can also pursue MSDs for their own use.

A representative for Lennox Industries, filed an application with the City of Fort Worth seeking support for the property located at 4900 Airport Freeway. The City of Fort Worth and the City of Haltom City approved their resolution (attached).

The TCEQ process for the issuance of an MSD also requires a resolution of support from any governmental entities operating water wells within a five mile radius of the location of the property requesting the MSD certification. The City of Richland Hills operates water wells within the designated area. Representatives of Lennox Industries requested a resolution supporting the MSD application from the City of Richland Hills.

Public Works staff reviewed the technical aspects of the application and determined the application acceptable for a MSD.

**Board/Citizen Input:** N/A

**Financial Impact:** N/A

### **Staff Contacts**

Scott Mitchell  
Director of Neighborhood Services  
[smitchell@richlandhills.com](mailto:smitchell@richlandhills.com)

### **Attachments:**

Resolution  
Approved Ordinance from Fort Worth and Resolution from Haltom City

**RESOLUTION NO. \_\_\_\_\_**

**RESOLUTION OF THE CITY OF RICHLAND HILLS IN SUPPORT OF THE APPLICATION OF LENNOX INDUSTRIES, INC. TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY FOR A MUNICIPAL SETTING DESIGNATION FOR 4900 AIRPORT FREEWAY, FORT WORTH, TEXAS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Lennox Industries, Inc. (Applicant) is pursuing a Municipal Setting Designation with the City of Fort Worth and the Texas Commission on Environmental Quality (TCEQ) for the site known as 4900 Airport Freeway, Fort Worth, Texas (Site), a map of same being attached hereto (Site Map); and

**WHEREAS**, the City of Fort Worth has already passed Ordinance No. 21974-11-2015, prohibiting the use of designated groundwater beneath the Site for potable purposes as well as for irrigation; and

**WHEREAS**, upon passage of this supporting resolution by the City Council of Richland Hills, Applicant intends to file an application with the Texas Commission on Environmental Quality for certification of a Municipal Setting Designation for the Site pursuant to Texas Health and Safety Code, Chapter 361, Subchapter W; and

**WHEREAS**, Applicant has continuing obligations to satisfy applicable statutory and regulatory provisions concerning groundwater contamination investigation and response actions at the Site; and

**WHEREAS**, the City Council has determined that the certification of a Municipal Setting Designation for the Site is in the best interests of the community.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF RICHLAND HILLS, TEXAS:**

1. That the City of Richland Hills supports Applicant’s application to the Texas Commission on Environmental Quality for a Municipal Setting Designation of the Site described in the Site Map.
2. This Resolution shall become effective from and after its adoption.

Adopted this \_\_\_\_\_ day of \_\_\_\_\_ 2016.

ATTEST:

By: \_\_\_\_\_

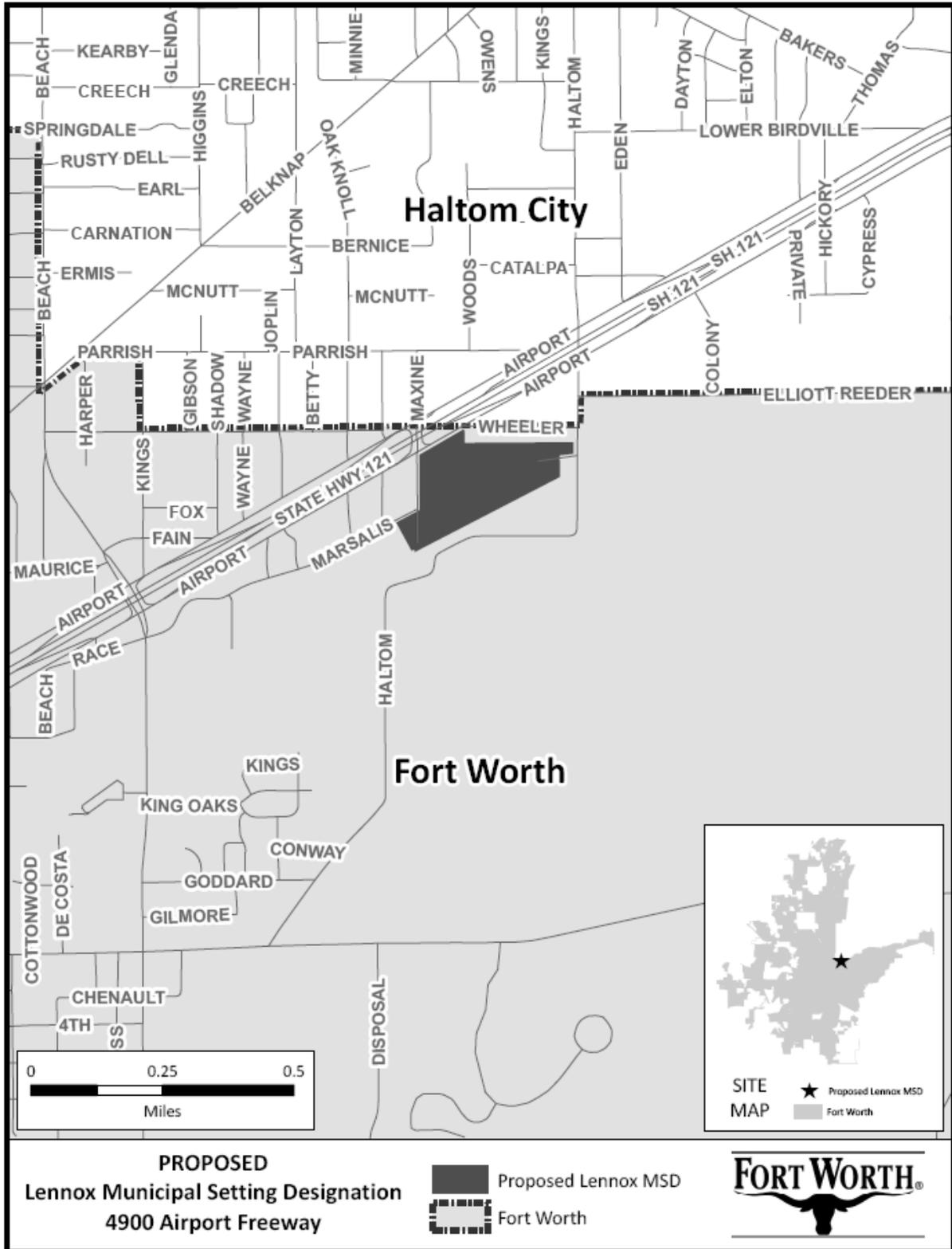
\_\_\_\_\_, City Secretary

APPROVED:

By: \_\_\_\_\_

\_\_\_\_\_, Mayor

### Site Map



*sent 1/19/16 -*

*Allison - via email*

**ORDINANCE NO. 21974-11-2015**

**AN ORDINANCE AMENDING THE CODE OF THE CITY OF FORT WORTH (1986), AS AMENDED, BY THE AMENDMENT OF CHAPTER 12.5, "ENVIRONMENTAL PROTECTION AND COMPLIANCE," ARTICLE IV "GROUNDWATER AND SURFACE WATER QUALITY," BY AMENDING APPENDIX "A" "MUNICIPAL SETTING DESIGNATION SITES IN FORT WORTH," BY THE ADDITION OF SECTION 25 DESIGNATING CFW-MSD-0025, PROVIDING FOR THE PROHIBITION OF THE USE OF GROUNDWATER FOR POTABLE AND IRRIGATION PURPOSES IN CFW-MSD-0025; PROVIDING THAT THIS ORDINANCE IS CUMULATIVE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A FINE OF UP TO \$2,000.00 FOR EACH OFFENSE IN VIOLATION OF THE ORDINANCE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER OF THE CITY; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Lennox Industries, Inc. (Applicant) has filed an application for support of a resolution seeking a Municipal Setting Designation (MSD) for the site known as 4900 Airport Freeway, Fort Worth, Texas, the metes and bounds description being attached hereto as Exhibit "A" (Site); and

**WHEREAS**, notice to all interested parties has been provided in accordance with all applicable law and a public hearing has been held on the matter on November 10, 2015; and

**WHEREAS**, upon passage of a supporting resolution by the City Council, Applicant intends to file a separate application with the Executive Director of the Texas Commission on Environmental Quality (TCEQ) for certification of an MSD for the Site pursuant to Texas Health and Safety Code, Chapter 361, Subchapter W; and

**WHEREAS**, Applicant has continuing obligations to satisfy applicable statutory and regulatory provisions concerning groundwater contamination investigation and response actions at the Site; and

**WHEREAS**, the City Council of the City of Fort Worth is of the opinion that it is in the best interest of the public to support Applicant's application to the Texas Commission on Environmental Quality for a Municipal Setting Designation for the Site; and

**WHEREAS**, in order for the TCEQ to certify the Site the city must prohibit the potable use of groundwater from beneath the Site; and

**WHEREAS**, a public drinking water supply system exists that supplies or is capable of supplying drinking water to the Site, and property within one-half mile of the Site; and

**WHEREAS**, where public drinking water is available, the potable use of groundwater in designated areas should be prohibited to protect public health and welfare when the quality of the groundwater presents an actual or potential threat to human health;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS, AS FOLLOWS:

**SECTION 1.**

Chapter 12.5 "Environmental Protection and Compliance," Article IV, "Groundwater and Surface Water Quality," Appendix A, "Municipal Setting Designation Sites in Fort Worth," of the Code of the City of Fort Worth (1986) as amended, is hereby amended by the addition of Section 25 to read as follows:

**APPENDIX A – MUNICIPAL SETTING DESIGNATION SITES IN FORT WORTH**

**24. CFW-MSD-0025**

- (a) CFW-MSD-0025 is defined and designated as follows:  
Being a tract of land situated in the City of Fort Worth, Tarrant County, Texas and being more particularly described by metes and bounds description (Exhibit A) and map of CFW - MSD - 0025 (Exhibit B).
- (b) The designated groundwater beneath CFW-MSD-0025 is a shallow, perched aquifer from grade to a depth of approximately 20 feet below grade surface, and is underlain by confining limestone, sandstone, and clay formations that serve as a regional aquitard that prevents the vertical migrations of the chemicals of concern to underlying potable aquifers. The chemicals of concern identified in groundwater beneath the site exceeding applicable Tier 1 Texas Risk Reduction Program (TRRP) Residential Protection Concentration Levels (PCLs) include vinyl chloride, 1,1-dichloroethene, trichloroethane, cis-1,2-dichloroethene, tetrachloroethene, 1,1,2- and trichloroethene.

- (c) The use of the designated groundwater in CFW-MSD-0025 for potable and irrigation purposes is hereby prohibited. This prohibition is necessary because the contaminant concentrations exceed potable water standards.
- (d) The City will provide advance written notice to the Texas Commission on Environmental Quality, as much as is practicable, prior to enacting an ordinance repealing or amending this section.

#### **SECTION 2.**

This ordinance shall be cumulative of all provisions of ordinances and of the Code of the City of Fort Worth, Texas (1986), as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such Code, in which event conflicting provisions of such ordinances and such Code are hereby repealed.

#### **SECTION 3.**

It is hereby declared to be the intention of the City Council that the sections, paragraphs, sentences, clauses, and phrases of this ordinance are severable, and, if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs, and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph, or section.

#### **SECTION 4.**

Any person, firm, or corporation who violates, disobeys, omits, neglects, or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance shall be fined not more than two thousand dollars (\$2,000.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

**SECTION 5.**

All rights and remedies of the City of Fort Worth, Texas, are expressly saved as to any and all violations of the provisions of the ordinances amended in Section 1, which have accrued at the time of the effective date of this ordinance and, as to such accrued violations and all pending litigation, both civil and criminal, whether pending in court or not, under such ordinances, same shall not be affected by this ordinance but may be prosecuted until final disposition by the courts.

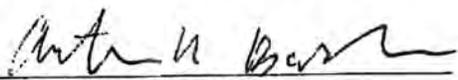
**SECTION 6.**

The City Secretary of the City of Fort Worth, Texas is hereby directed to publish the caption summarizing the purpose of this ordinance and the penalty for violating this ordinance for two (2) days in the official newspaper of the City of Fort Worth, Texas, as authorized by V.T.C.A. Local Government Code Subsection 52.013

**SECTION 7.**

This ordinance shall be in full force and effect after its passage and publication as required by law, and it is so ordained.

APPROVED AS TO FORM AND LEGALITY:  
SARAH FULLENWIDER, CITY ATTORNEY

  
ARTHUR N. BASHOR  
ASSISTANT CITY ATTORNEY

  
MARY J. KAYSER  
CITY SECRETARY

ADOPTED: November 17, 2015

EFFECTIVE: December 8, 2015

**Exhibit A**  
**4900 Airport Freeway**  
**Metes and Bounds**  
**24.7 Acre Tract**

Lots 1 and 2, Block 1  
Lennox Industries Addition  
An Addition to the City of Fort Worth, Tarrant County, TX

**BEING** all of Lot 1 and Lot 2, Block 1, Lennox Industries Addition, an addition to the City of Fort Worth, Tarrant County, Texas as shown on plat recorded in Volume 388-1 15, Page 68, Plat Records, Tarrant County, Texas and conveyed to 4900 Airport Freeway, Ltd, a Texas Limited Partnership by instrument recorded in Volume 1 1871, Page 472, Deed Records, Tarrant County, Texas and being more particularly described as follows:

**BEGINNING** at a 5/8-inch iron rod set in the West line of the Haltom Road right-of-way (a variable width public right-of-way), for the Northeast corner of said Block 1 and the Southeast corner of Lot 1-A, Block 2, Mamie Enos Addition, an addition to the City of Fort Worth, Tarrant County, Texas as shown on plat recorded in Volume 388-K, Page 359, Deed Records, Tarrant County, Texas;

**THENCE S 00°23'54" E** (call S 00°25'41" E), with the East line of said Lot 1 and the West line of said Haltom Road right-of-way, a distance of 113.82 feet (call 113.58 feet) to a 5/8-inch iron rod set for the Northeast corner of the Etsie Street right-of-way (a 50-foot public right-of-way) for the East most Southeast corner of said Block 1;

**THENCE S 82°54'58" W** (call S 82°43'45" W), with the North line of said Etsie Street right-of-way and the North most South line of said Block 1, a distance of 141.36 feet (call 141.02 feet) to a 5/8-inch iron rod set for the Northwest corner of said Etsie Street right-of-way;

**THENCE S 00°02'16" W** (call S 00°06'07" E), with the West most East line of said Block 1 and the West line of said Etsie Street right-of-way, a distance of 50.72 feet (call 50.33 feet) to a 5/8-inch iron rod set for the Southwest corner of said Etsie Street right-of-way;

**THENCE N 82°52'08" E** (call N 82°43'45" E), with the South line of said Etsie Street right-of-way, a distance of 1.60 feet to a 5/8-inch iron rod found for the Northwest corner of Lot 8, Block 2, Baker-Thomasson Addition, an addition to the City of Fort Worth, Tarrant County, Texas as shown on plat recorded in Volume 388-L, Page 56, Plat Records, Tarrant County, Texas;

**THENCE S 00°02'16" W** (call S 00°06'07" E), with the common line of said Block 1 and said Lot 8 and Lot 9, said Block 2, said Baker-Thomason Addition, a distance of 164.99 feet (call 165.92 feet) to a 5/8-inch iron rod found in the Northwesterly line of the Trinity Railway Express right-of-way as conveyed to the City of Fort Worth and the City of Dallas by instrument recorded in Volume 7726, Page 1848, Deed Records, Tarrant County, Texas, for the South most Southeast corner of said Block 1 and the Southwest corner of said Lot 9;

**THENCE S 62°35'53" W**, with the common line of said Block 1 and said Trinity Railway Express right-of-way, a distance of 1,638.99 feet to a 3/8-inch iron rod found;

**THENCE** N 01°44'46" E (call N 01°15'49" W), continuing with the common line of said Block 1 and said Trinity Railway Express right-of-way, a distance of 28.39 feet (call 28.1 1 feet) to a 3/8-inch iron rod found;

**THENCE** S 62°45'15" W (call 62°35'53" W), continuing with the common line of said Block 1 and said Trinity Railway Express right-of-way, a distance of 35.00 feet to a 3/8-inch iron rod found in the Northwesterly line of said Trinity Railway Express right-of-way, for the West most Southwest corner of said Block 1 and the Southeast corner of Lot 17, Block 9, Oakview, an addition to the City of Fort Worth, Tarrant County, Texas as shown on plat recorded in Volume 388-H, Page 259, Plat Records, Tarrant County, Texas;

**THENCE** N 28°26'59" W (call N 28°16'02" W), with the common line of said Block 1 and said Lot 17, a distance of 322.23 feet (call 321.80 feet) to a 3/8-inch iron rod found in the Southeasterly line of the Marsalis Street right-of-way (a 60-foot public right-of-way), for the West most Northwest corner of said Block 1 and the Northeast corner of said Lot 17;

**THENCE** N 61°47'26" E (call 61°43'58" E), with the common line of said Block 1 and said Marsalis Street right-of-way, a distance of 264.53 feet (call 263.70 feet) to a 3/8-inch iron rod found at the intersection of the Southwesterly line of said Marsalis Street right-of-way and the East line of the Maxine Street right-of-way (a 50-foot public right-of-way) for an angle point in said Block 1;

**THENCE** N 00°15' 14" W (call N 00'1 5'49" W), with the common line of said Block 1 and said Maxine Street right-of-way, at 216.77 feet, pass a 5/8-inch iron rod set for the Southwest corner of said Lot 2, said Block 1, at 482.77 feet, pass a 5/8-inch iron rod set for the Northwest corner of said Lot 2, said Block 1, in all a distance of 555.54 feet (call 555.97 feet) to a railroad spike found in the East line of said Maxine Street right-of-way and the Southeasterly line of State Highway 121 right-of-way (a 330-foot public right-of-way), for the Northwest corner of said Block 1 ;

**THENCE** N 59°52'32" E (call 59°51'03" E), with the common line of said Block 1 and said State Highway 121, a distance of 159.93 feet to a 5/8-inch iron rod set;

**THENCE** N 89°51'26" E (call EAST), continuing with the common line of said Block 1 and said State Highway 121 right-of-way, a distance of 11.27 feet;

**THENCE** N 00°16'57" W, continuing with the common line of said Block 1 and said State Highway 121 right-of-way, a distance of 6.50 feet to a 5/8-inch iron rod set;

**THENCE** N 59°52'32" E (call N 59°51'03" E), continuing with the common line of said Block 1 and said State Highway 121 right-of-way, a distance of 71.22 feet (call 71.17 feet) to a 5/8-inch iron rod set;

**THENCE** EAST, continuing with the common line of said Block 1 and said State Highway 121 right-of-way, a distance of 6.27 feet to a 5/8-inch iron rod set;

**THENCE** NORTH, continuing with the common line of said Block 1 and said State Highway 121 right-of-way, a distance of 3.62 feet to a 5/8-inch iron rod set;

**THENCE** N 59°52'32" E (call N 59°51'03" E), continuing with the common line of said Block 1 and said State Highway 121 right-of-way, a distance of 246.22 feet to a railroad spike found;

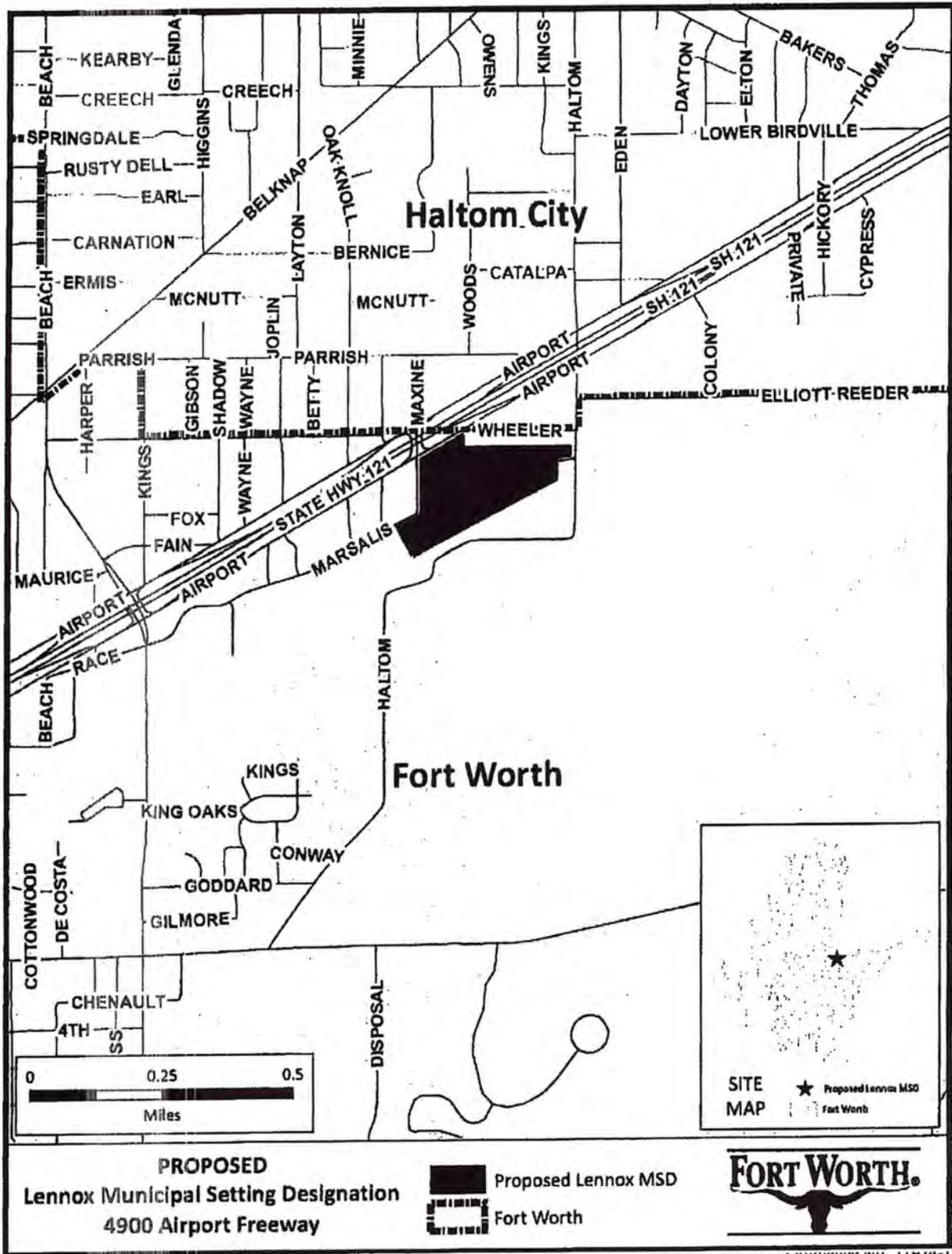
**THENCE** N 89°49'57" E, continuing with the common line of said Block 1 and said State Highway 121 right-of-way, a distance of 10.00 feet to a 5/8-iron rod set in the South line of the Wheeler Street right-of-way (a 50-

foot public right-of-way), for the North most Northeast corner of said Block 1 and the Northwest corner of Lot 12, Block 2, Mamie Enos Addition, an addition to the City of Fort Worth, Tarrant County, Texas as shown on plat recorded in Volume 1935, Page 505, Deed Records, Tarrant County, Texas;

**THENCE S 00°15'10" E** (call S 00°16'57" E), departing the South line of said Wheeler Street right-of-way, with the common line of said Block 1 and said Lot 12, a distance of 127.60 feet to a 5/8-inch iron rod set for a re-entrant corner of said Block 1 and the Southwest corner of said Lot 12;

**THENCE N 89°51'44" E** (call N 89°49'57" E) with the common line of said Block 1 and said Block 2, a distance of 1,105.27 feet to the **POINT OF BEGINNING** and containing 24.700 acres of land, more or less.

**Exhibit B**  
**4900 Airport Freeway**  
**24.7 Acre Tract**





**City of Fort Worth, Texas**  
**Mayor and Council Communication**

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**COUNCIL ACTION: Approved on 11/17/2015 - Ordinance No. 21974-11-2015 & Resolution No. 4540-11-2015**

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**DATE:** Tuesday, November 17, 2015

**REFERENCE NO.:** G-18611

**LOG NAME:** 23MSD 4900 AIRPORT FREEWAY

**SUBJECT:**

Conduct a Public Hearing, Adopt Resolution Supporting the Application of Lennox Industries, Inc., for a Municipal Setting Designation for the Property Located at 4900 Airport Freeway, Fort Worth, Texas, to the Texas Commission on Environmental Quality and Adopt Ordinance Prohibiting the Potable Use of Designated Groundwater from Beneath the Site (COUNCIL DISTRICT 4)

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**RECOMMENDATION:**

It is recommended that the City Council:

1. Conduct a public hearing on the application of Lennox Industries, Inc., for approval of a Municipal Setting Designation for the property located at 4900 Airport Freeway, Fort Worth Texas, a 24.7 acre tract more fully described in the metes and bounds description included with the attached resolution, to allow the public the opportunity to give testimony;
2. Adopt the attached resolution supporting the applicant's application to the Texas Commission on Environmental Quality for a Municipal Setting Designation for the site; and
3. Adopt the attached ordinance prohibiting the potable use of designated groundwater from beneath the site.

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**DISCUSSION:**

On September 15, 2015, Lennox Industries, Inc., filed an application with the City seeking support of a Municipal Setting Designation (MSD) for a 24.7 acre site located at 4900 Airport Freeway, Fort Worth, Texas. The site is currently zoned K-heavy industrial.

Staff from the Planning and Development, Transportation and Public Works, Code Compliance and Water departments reviewed the application for potential impacts to City interests. No significant concerns were identified. Notice was issued, as required by ordinance and a public meeting was held at the Riverside Community Center on October 27, 2015.

The groundwater that is sought to be restricted is shallow, perched groundwater that occurs at depth down to about 20 feet and is underlain by a confining layer of approximately 300 feet in thickness. The affected shallow groundwater is not a designated, recognized major or minor aquifer. The chemicals of concern detected in the designated groundwater include 1,1-dichloroethene, cis-1,2-didichloroethene, tetrachloroethene, 1,1,2-trichloroethane, trichloroethene and vinyl chloride.

The Fort Worth Water Department provides water service to all existing residential and commercial/industrial properties within the City of Fort Worth city limits, within half a mile of the MSD boundary. All undeveloped properties (within City limits) within half a mile of the site are eligible to receive

water service from the Fort Worth Water Department, in accordance with the Texas Water Service Certificate of Convenience and Necessity (CCN) No. 12311 and City policy for the installation of community services.

In 2003, a state law became effective creating the concept of a MSD. The purpose of a MSD is to certify properties in order to limit the scope of or eliminate the need for investigation of or response actions addressing contaminant impacts to groundwater that has been restricted from use as potable water by municipal ordinance. A person, typically a developer, must apply to the TCEQ for certification of their property as a MSD. If granted, they will not be required to clean up designated groundwater on their site to drinking water standards, although other cleanup standards such as inhalation and contact must still be met. The application will not be approved by the TCEQ if the municipality where the site is located does not give formal approval. That approval must be by means of a City Council resolution supporting the application and an ordinance prohibiting potable use of groundwater in the MSD (potable water is water used for irrigating crops intended for human consumption, drinking, showering, bathing or cooking purposes).

In January 2005, the City Council adopted an ordinance creating a procedure for persons applying to the TCEQ for a MSD to get support of that application from the City Council. The procedure includes filing an application with the City, Staff review of the application for potential impacts to City interests, a public meeting held for the purpose of providing information on the application to the affected community and a public hearing.

The site is located in COUNCIL DISTRICT 4, Mapsco 64P.

**FISCAL INFORMATION / CERTIFICATION:**

The Financial Management Services Director certifies that this action will have no material effect on City funds.

**FUND IDENTIFIERS (FIDs):**

**TO**

Fund	Department ID	Account	Project ID	Program	Activity	Budget Year	Reference # (Chartfield 2)	Amount

**FROM**

Fund	Department ID	Account	Project ID	Program	Activity	Budget Year	Reference # (Chartfield 2)	Amount

**CERTIFICATIONS:**

**Submitted for City Manager's Office by:** Fernando Costa (6122)  
**Originating Department Head:** Brandon Bennett (6345)  
**Additional Information Contact:** Clarence Reed (6107)

**RESOLUTION NO. 2016-006-11**

**RESOLUTION OF THE CITY OF HALTOM CITY, TEXAS IN SUPPORT OF THE APPLICATION OF LENNOX INDUSTRIES, INC. TO THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY FOR A MUNICIPAL SETTING DESIGNATION FOR 4900 AIRPORT FREEWAY, FORT WORTH, TEXAS; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Lennox Industries, Inc. ("Applicant") is pursuing a Municipal Setting Designation with the City of Fort Worth and the Texas Commission on Environmental Quality ("TCEQ") for the site known as 4900 Airport Freeway, Fort Worth, Texas ("Site"), a map of same being attached hereto ("Site Map"); and

**WHEREAS**, the City of Fort Worth passed Ordinance No. 21974-11-2015, prohibiting the use of designated groundwater beneath the Site for potable purposes as well as for irrigation; and

**WHEREAS**, upon passage of this supporting resolution by the City Council of Haltom City, Applicant intends to file an application with the TCEQ for certification of a Municipal Setting Designation for the Site pursuant to Texas Health and Safety Code, Chapter 361, Subchapter W; and

**WHEREAS**, Applicant has continuing obligations to satisfy applicable statutory and regulatory provisions concerning groundwater contamination investigation and response actions at the Site; and

**WHEREAS**, the City Council has determined that the certification of a Municipal Setting Designation for the Site is in the best interests of the community.

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

**Section 1.**

That Haltom City supports Applicant's application to the TCEQ for a Municipal Setting Designation for the Site described in the Site Map.

**Section 2.**

This Resolution shall become effective from and after its adoption.

**Adopted this 25<sup>th</sup> day of January, 2016.**

APPROVED BY: \_\_\_\_\_

*David Averitt*  
David Averitt, Mayor

ATTESTED BY: \_\_\_\_\_

*Art Camacho*  
Art Camacho, City Secretary



**Site Map**

