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## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

September 11, 2015

Mr. Craig Lewis, Board President  
C/O Michael F. Bloom, P.E., Manager, Sustainability Practice  
Fort Bend County Municipal Utility District No. 50  
3200 Southwest Freeway, Suite 2600  
Houston, Texas 77027

Re: Fort Bend County Municipal Utility District No. 50 Phase II MS4 – Year 1 Annual Report Review  
TPDES Permit Authorization No. TXR040424  
CN600739197; RN107308132

Dear Mr. Lewis:

We have received the annual report for the Fort Bend County Municipal Utility District No. 50 MS4 that was submitted on March 11, 2015, for the Year 1 reporting period for the above-referenced permit authorization. We have performed an administrative and technical review of this report. The annual report appears to include all of the required information and is considered complete.

For your reference, we have attached a copy of the checklist we utilized for this review. Please note that additional information may be requested in the future as part of an inspection or an audit to determine whether adequate progress is being made towards implementation of the approved municipal separate storm sewer system (MS4) Stormwater Management Program (SWMP).

If there are any differences between the approved SWMP and the information provided in this annual report or future reports, you must submit a Notice of Change (NOC) form (TCEQ-20392), as required by the Phase II MS4 General Permit (TXR040000).

The annual report is due within 90 days of each reporting year as specified in your Notice of Intent (NOI). The Texas Commission on Environmental Quality (TCEQ) has an annual report form (TCEQ-20561) available, and we strongly encourage MS4 operators to continue to use the template when preparing and submitting subsequent reports. This will greatly assist us in reviewing the reports and will help to insure that you include all the required elements. **Please make sure to also forward a copy of your annual reports to your local TCEQ regional office.**

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Finally, please be aware that discharges of the pollutant(s) of concern to impaired water bodies for which there is a total maximum daily load (TMDL) implementation plan are not eligible for the Phase II MS4 General Permit unless they are consistent with the approved TMDL and the associated implementation plan. Permitted MS4 operators must incorporate the limitations, conditions and requirements applicable to their discharges, including monitoring frequency and reporting required by TCEQ rules, into their SWMP in order to continue to be eligible for coverage under the general permit. If the discharge is no longer eligible for coverage under the Phase II MS4 General Permit, then the MS4 operator would be required to apply for and receive an individual TPDES permit.

If you have any questions about the information in this letter, please do not hesitate to contact Mr. Dan Siebeneicher of the Stormwater & Pretreatment Team at (512) 239-4671.

Sincerely,



Rebecca L. Villalba, Team Leader  
Stormwater & Pretreatment Team (MC-148)  
Water Quality Division  
Texas Commission on Environmental Quality

Attachment: Review Checklist

RLV/LM/fc

## MS4 Phase 2 Annual Report Checklist

Permit Number: TXR040424

Annual Reporting Year: 1

Reporting year is based on:

Calendar year X\_, Permit year \_\_; Fiscal Year \_\_

Last day of fiscal year: \_\_\_\_\_

Permittee(s): Fort Bend county MUD 50

Check if Additional Information Is Required	Indicate Yes, No, or NA		
		<b>I.</b>	<b>SWMP Overview</b>
		<b>A.</b>	<b>Signature and Certification:</b>
YES	1.		Does the signature meet the requirements of 30 TAC Section 305.128? <i>For a municipality, state, federal, or other public agency, the report must be signed by either a principal executive officer or a ranking elected official, or by a person who has been properly authorized.</i>
YES	2.		Does the report include the following certification statement? "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."
NA	3.		For a shared SWMP, is this a system-wide annual report that includes all permittees?
NA	4.		If yes, did all permittees sign the report and were all of the above signatory requirements were met?
NA	5.		If applicable, does the report indicate that the permittee is relying on another entity/ies to satisfy some of its permit obligations?
YES	6.		Did the permittee submit a copy of the annual report or cc: the TCEQ regional office?
		<b>II.</b>	<b>SWMP Implementation</b>
YES	A.		Does the report include information on the status of compliance with permit conditions?
YES	B.		Does the report include an assessment of the effectiveness of the identified BMPs?
YES	C.		Does the report include information on progress towards reducing the discharge of pollutants to the maximum extent practicable (MEP)?
YES	D.		Does the report include a summary of the results of any information (including monitoring data) that was collected and analyzed to assess the success of the SWMP at reducing the discharge of pollutants to the MEP?
YES	E.		Does the report list the measurable goals for each Minimum Control Measure (MCM)?

NA		<i>If no, explain what is missing:</i>
YES	F.	Does the report evaluate the success of implementing all of the measurable goals?
NA		<i>If no, explain what is missing:</i>
NA	G.	If applicable, does the report include the status of any additional control measures implemented by the permittee?
<b>III. Impaired Waterbodies</b>		
YES	A.	If applicable, does the report include a summary of any activities taken to address discharges to impaired waterbodies, including any sampling results and a summary of the small MS4s BMPs used to address the pollutant of concern?
YES	B.	If applicable, does the report describe the implementation of targeted controls if the MS4 discharges to an impaired waterbody with an approved TMDL?
YES	C.	If applicable, does the report include the benchmark value and assessment activities?
YES	D.	If applicable, does the report include an analysis of how the BMPs will be effective in contributing to achieving the benchmark value?
YES	E.	If applicable, does the report include focused BMPs to address the impairment?
YES	F.	If applicable, does the report include the progress in achieving the benchmark?
<b>IV. Construction:</b>		
NA	A.	Does the report include the number of construction activities (other than those where the permittee was the operator) that occurred within the regulated area?
NO	B.	Does the permittee utilize the 7th MCM? If yes, answer a. and b. below:
NA	1.	Does the report include the number of municipal construction activities?
NA	2.	Does the report include the total number of acres disturbed for municipal construction projects?
<b>V. SWMP Revisions</b>		
NO	A.	Does this report include any proposed changes to the SWMP in the coming reporting year?
<i>If yes:</i>		
NO	1.	Does the annual report indicate that a notice of change (NOC) was submitted?
YES	2.	If no, was the SWMP approved before the date that the annual report was submitted?
NO	3.	<b>Is additional review required to determine if changes can be approved?</b>
<b>VI. Next Permit Year</b>		
		Does the annual report include a summary of the storm water activities that the permittee plans to undertake during the next permit year?

**Additional Comments:** None

**Reviewed by:** Dan Siebeneicher 3/20/15