

RESOLUTION NO. 38-2011

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE THE APPLICATIONS WITH THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY FOR WATER RIGHTS PERMITS FOR PALOS VERDES LAKE AND DAM AND FOR CITY LAKE AND DAM.

WHEREAS, the City of Mesquite, Texas, has ownership and maintenance responsibilities for several lakes and dams including Palos Verdes Lake and Dam and for City Lake and Dam; and

WHEREAS, the Texas Commission on Environmental Quality ("TCEQ"), the regulatory agency responsible for the administration of the State dam safety laws, enacted extensive new regulations regarding dam safety in 2009 (Texas Administrative Code, Title 30, Chapter 299); and

WHEREAS, on October 4, 2010, the City Council authorized two engineering contracts to prepare the studies required by TCEQ on Palos Verdes Lake and Dam and on City Lake and Dam; and

WHEREAS, research revealed that the City did not have water rights permits associated with Palos Verdes Lake and City Lake as required by the Texas Water Code; and

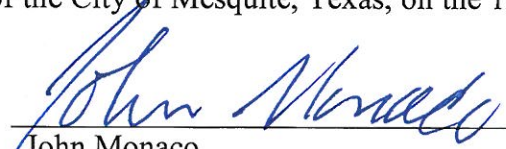
WHEREAS, the engineering contracts included administrative assistance to make application for water rights permits for Palos Verdes Lake and City Lake; and

WHEREAS, the City Council desires that the City Manager file applications for water rights permits.

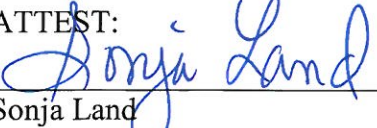
NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MESQUITE, TEXAS:

SECTION 1. That the City Manager is hereby authorized to execute the applications with the Texas Commission on Environmental Quality for water rights permits for Palos Verdes Lake and Dam and for City Lake and Dam.

DULY RESOLVED by the City Council of the City of Mesquite, Texas, on the 19th day of December, 2011.



John Monaco
Mayor

ATTEST:


Sonja Land
City Secretary

APPROVED:


B. J. Smith
City Attorney