



# MEMORANDUM

Council Agenda  
Item No. X. H  
3/12/2024

## The City of OKLAHOMA CITY

TO: Mayor and City Council

FROM: Craig Freeman, City Manager

Concurrence with the Oklahoma City Water Utilities Trust in adopting a Resolution ratifying the actions of the General Manager in approving Consent Order No. 22-093 with the Oklahoma Department of Environmental Quality for an unpermitted discharge. Ward 8.

### **Background:**

On May 14, 2019, the Department of Environmental Quality (DEQ) issued Notice of Violation (NOV) No. S-20970-19-1 for a reported unpermitted discharge occurring from a manhole in Oklahoma City Water Utilities Trust's (OCWUT) collection system in the Deer Creek Wastewater Treatment Facility sewer shed during October 2018. On May 30, 2019, DEQ received a letter from OCWUT in response to the NOV which stated that the manhole had been destroyed by either farm equipment or an automotive, which resulted in a bypass during a heavy rain event. The letter also outlined OCWUT's actions to remediate the site and stated that the manhole had been repaired on October 22, 2018. DEQ determined that this NOV would be monitored with Consent Order (CO) 08-234, DEQ's Wastewater Master Plan, and incorporated into a future continuation.

On August 25, 2023, this CO was discussed by Chris Browning, OCWUT General Manager, and Tony Harden, P.E., DEQ District Engineer. Mr. Browning was notified that DEQ would be offering OCWUT this CO to resolve the issues related to the unpermitted discharges and the complaint referenced above. Mr. Browning was notified that this CO is a continuation of CO 08-234; thereto, no penalty is being assessed with this CO.

### **Review:**

Utilities Department

**Recommendation:** Concur with the Oklahoma City Water Utilities Trust in adopting the Resolution.