

RESOLUTION NO. 2006-02-04

A RESOLUTION OF THE CITY OF WESTON, TEXAS, AUTHORIZING THE MAYOR TO ENTER INTO SETTLEMENT NEGOTIATIONS AND APPROVE A SETTLEMENT AGREEMENT WITH PARTIES TO THE CITY'S APPLICATION TO OBTAIN A SEWER CERTIFICATE OF CONVENIENCE AND NECESSITY, SOAH DOCKET NO. 582-05-6979/TCEQ DOCKET NO. 2005-0845-UCR; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Weston, Texas is a Type A general-law municipality located in Collin County, created in accordance with the provisions of Chapter 6 of the Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the City Council has previously authorized the filing of an application for a Certificate of Convenience and Necessity to provide wastewater treatment service to areas within the City's territorial limit, extraterritorial limit and certain areas within the ultimate boundary of the City of Weston; and

WHEREAS, the application is now presided over by a State Administrative Law Judge, SOAH Docket No. 582-05-6979/TCEQ Docket No. 2005-0845-UCR; and

WHEREAS, the City Council finds that it is in the best interest of the public health, safety, and general welfare to authorize the Mayor to conduct settlement negotiations on behalf of the City and approve a settlement agreement with any or all of the parties thereto; and

WHEREAS, the City Council desires to direct the Mayor to take such action as is reasonably necessary to secure the issuance of a Sewer Certificate of Convenience and Necessity through settlement with any or all of the parties thereto.

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

SECTION 1.

The City Council hereby directs the Mayor to take such action as is reasonably necessary to secure the issuance of a Sewer Certificate of Convenience and Necessity through settlement with any or all of the parties to the Administrative Hearing, SOAH Docket No. 582-05-6979/TCEQ Docket No. 2005-0845-UCR. The authority of the Mayor to approve a settlement agreement with the parties is limited to the exclusion of territory from the application.

SECTION 2. EFFECTIVE DATE

This resolution shall be effective from and after its passage and adoption by the City Council.

RESOLVED AND ENTERED this the 14th day of February 2006.

Patti Harrington
Patti Harrington, Mayor

ATTEST:

Susan M Coffey
Susan M Coffey, City Secretary

