HORIZON CITY

Incorporated 1988

AGENDA
PUBLIC MEETING
REGULAR CITY COUNCIL MEETING
THE TOWN OF HORIZON CITY, TEXAS
Tuesday, January 14, 2025, 6:00 PM

Notice is hereby given that a Regular City Council Meeting of the Town of Horizon City, Texas will be held on **Tuesday, January 14, 2025 at 6:00 PM** at City Council Chambers Room, 15001 Darrington Road, Horizon City, TX 79928, at which time the following will be discussed and considered:

1. **Call to order; Pledge of Allegiance; Establishment of Quorum**
2. **Open Forum:**

CONSENT AGENDA

All matters listed under the CONSENT AGENDA are considered routine and will be enacted in one motion. There will be no separate discussion of these items unless a member(s) of the City Council requests one or more items be removed from the CONSENT AGENDA to the REGULAR AGENDA for separate discussion and action prior to the City Council's vote to adopt the CONSENT AGENDA.

3. **Approval of Minutes from:** **5**
December 10, 2024 Regular City Council Meeting.

4. **Discussion and Action:** **11**
Mayor/Asst. City Atty
Authorizing the Mayor to sign a Participation and Release Form on behalf of the Town of Horizon City to receive a proportionate share of funds form the Kroger Opiod Settlement negotiated by the Texas Attorney General.

5. **Discussion and Action:** **12**
Mayor/EDC Executive Director
That the City Council approve the Town's revised Stormwater Management Program for renewal of coverage under the Small MS4 General Permit and authorize the Mayor to sign the Notice of Intent, all to be submitted to the Texas Commission on Environmental Quality.

6. **Discussion and Action:** **99**
Mayor/EDC Executive Director
On the appointment of Rafael Padilla to the EDC Board of Directors Committee.

7. **Discussion and Action:** **101**
Mayor/Chief Vargas
On authorization for the Mayor to sign the FY 2024 (3007410) Operation Stonegarden Grant Interlocal Agreement with El Paso County.

8. **Request to Excuse Absent Council Members:**
9. **Approval of Consent Agenda Items:**

REGULAR AGENDA

10. **Discussion and Action:** **103**
Mayor/Finance Director
On a report regarding the Horizon City Annual Christmas Parade held 12/7/24.

11. **Discussion and Action:** **104**
Mayor/Chief Vargas

On a Resolution authorizing the Mayor or his designee to sign all documents necessary to accept a grant in the amount $248,352.40 from the Office of the Governor of the State of Texas to provide additional personnel; crisis intervention programs; re-entry and violence prevention programs; software or other forms of technology needed for threat assessment programs; case management and information sharing solutions and specialized training for court; behavioral health and law enforcement personnel in accordance with the grant application and budget submitted by the Horizon City Police Department.

12. **Discussion and Action:** **105**

Mayor/Chief Vargas

On a Resolution authorizing the Mayor to sign an Interlocal Agreement between the Town of Horizon City and El Paso County MHMR D/B/A Emergency Health Network to establish the procedures and responsibilities for deploying a Crisis Intervention Team to assist persons in mental health crises and persons diagnosed or suspected of mental illness and/or intellectual disability. The amount paid by the City for a mental health clinician shall be $73,971.00 per year.

13. **Discussion and Action:** **115**

Mayor/CIP Manager

On an update on the Capital Improvement Program.

14. **Discussion and Action:** **127**

Mayor/CIP Manager

Update on the ARPA Program.

15. **Discussion and Action:** **128**

Mayor/CIP Manager

On change order no. 2 to Dantex General Contractors for $48,999.19 for the Municipal Facilities Phase 1 project (Solicitation 23-101).

16. **Discussion and Action:** **136**

Mayor/CIP Manager

On a resolution authorizing the Mayor to sign an Interlocal/Project Development Agreement with the Camino Real Regional Mobility Authority for the development of Howard Lowe Pedestrian project, described in said Agreement.

17. **Discussion and Action:** **149**

Mayor/Asst. City Atty

On a Resolution ordering an election by the qualified voters of the Town of Horizon City, Texas on May 3, 2025 for the purpose of electing four Aldermen places 1, 2, 4, and 6 to four-year terms.

18. **Discussion:**

Mayor/Asst. City Atty

1st Reading of Ordinance No. _____. An Ordinance calling a special election by the qualified voters of the Town of Horizon City, Texas on May 3, 2025, for the purpose of submitting a proposition on the reauthorization of the local sales and use tax in the Town of Horizon City at the rate of one-quarter (1/4) of one percent (1%) to continue providing revenue for maintenance and repair of municipal streets; making provision for the conduct of such election; resolving other matters incident and related to such election; providing for invalidity, proper notice and public meeting and an effective date. The tax will expire on the fourth (4th) anniversary of the date of the election unless the imposition of the tax is reauthorized.

19. **Discussion and Action:** **159**

Mayor/Asst. City Atty

On the Contract for Election Services with the El Paso County Elections Administrator for the May 3, 2025, General Election.

20. **Discussion and Action:** **167**

Mayor/Asst. City Atty

On the appointment of the election officials and election judges for the General Election on May 3, 2025.

21. **Discussion and Action:** **174**

Mayor/Chief Planner

On a **Preliminary & Final Subdivision Plat** applications for **Kenazo Subdivision (Case No. SUC24-0003)**, and to authorize the Mayor to sign the recording plat, legally described as Two Portions of Section 31, Block 78, Township 3, Texas and Pacific Railroad Surveys, Town of Horizon City, El Paso County, Texas. Containing 4.0031 acres ±. Application submitted by Applicant/Representative JLJ Designs.

22. **Discussion and Action:**
Mayor/Chief Planner
On a Resolution authorizing the Town of Horizon City to sponsor Clint Independent School District on their Senior Scholarship 5K Run/Walk by reducing the Special Event Permit application fee to $100.00.

23. **Discussion and Action:** **187**
Mayor/Chief Planner
On a Resolution authorizing the Mayor to sign and grant a Perpetual Easement Agreement between the Town of Horizon City ("Grantor") and the El Paso Electric Company ("Grantee") necessitated by the Municipal Facilities Project.

24. **PUBLIC HEARING:**
Mayor/Finance Director
2nd Reading of Ordinance No. 0313 Amendment No. 01, An ordinance amending Ordinance No. 0313 of the Town of Horizon City, adopting the municipal budget for the 2024-2025 fiscal year, to allow for the transfer of funds in the 2025 Police Department Budget to the 2025 Executive Officials Budget; and providing for repealer and severability clauses.

25. **Discussion and Action:**
Mayor/Finance Director
2nd Reading of Ordinance No. 0313 Amendment No. 01, An ordinance amending Ordinance No. 0313 of the Town of Horizon City, adopting the municipal budget for the 2024-2025 fiscal year, to allow for the transfer of funds in the 2025 Police Department Budget to the 2025 Executive Officials Budget; and providing for repealer and severability clauses.

26. **Discussion and Action:**
Mayor/City Clerk
On a proposal to consider the closure of City Hall and Courts Administrative offices on December 22, 23 & 26 2025.

27. **Executive Session**
The City Council of the Town of Horizon City reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices,) and 551.086 (Economic Development).

Adjournment:

Motion to Adjournment: _____ 2nd _____

Dated this Friday, 1/10/25.

By: _____
Elvia Schuller, City Clerk

I, the undersigned authority, hereby certify that the above notice of the Regular City Council Meeting of the Town of Horizon City, Texas is a correct copy of this notice, and that I posted this notice at least three (3) business days

preceding the scheduled meeting at the City Hall Bulletin Boards of the Town of Horizon City, Texas on this Friday, 1/10/25. by 6:00 p.m.

Agenda Removed: _____ Time _____ By _____

In compliance with the Americans with Disabilities Act, the Town of Horizon City will provide for reasonable accommodations for persons attending meetings. Requests for auxiliary aids and services must be made 48 hours prior to this meeting by calling the City Clerk at (915) 852-1046.

MINUTES
AGENDA
PUBLIC MEETING
REGULAR CITY COUNCIL MEETING
THE TOWN OF HORIZON CITY, TEXAS
Tuesday, December 10, 2024, 6:00 PM

Notice is hereby given that a Regular City Council Meeting of the Town of Horizon City, Texas was held on **Tuesday, December 10, 2024 at 6:00 PM**, at City Council Chambers Room, 15001 Darrington Road, Horizon City, TX 79928, at which time the following was discussed and considered:

1. **Call to order; Pledge of Allegiance; Establishment of Quorum**

   Meeting called to order at 6:04 pm. All City Council Members present. Quorum Established.

2. **Open Forum:**

   Carol Hambric, President of Horizon City Pickleball Association spoke regarding a request for a 2nd Pickleball Court. Walter Lee, Horizon City Resident spoke regarding weed abatement. Leonard Wells spoke regarding an invitation to a Ft. Bliss community event.

CONSENT AGENDA

All matters listed under the CONSENT AGENDA are considered routine and will be enacted in one motion. There will be no separate discussion of these items unless a member(s) of the City Council requests one or more items be removed from the CONSENT AGENDA to the REGULAR AGENDA for separate discussion and action prior to the City Council's vote to adopt the CONSENT AGENDA.

3. **Approval of Minutes from:**
   11/12/24 Regular City Council Meeting.

4. **Discussion and Action:**
   Mayor/CIP Manager
   On change order #2 to Del Mar Contracting for $4,560.00 for the 2024 Street Maintenance Program project (CIP 2024-101).

5. **Request to Excuse Absent Council Members:**

6. **Approval of Consent Agenda Items:**

   A motion was made by Councilman Miller and seconded by Councilman Quiroz to approve the consent agenda. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

REGULAR AGENDA

7. **Discussion and Action:**
   Mayor/CIP Manager
   On an update on the Capital Improvement Program.

   CIP Manager, Terry Quezada spoke regarding this item.

   A motion was made by Councilman Padilla and seconded by Councilman Quiroz to accept the report as presented. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

8. **Discussion and Action:**
Mayor/CIP Manager
On change order no. 1 to Dantex General Contractors for $21,776.58 for the Municipal Facilities Phase 1 project (Solicitation 23-101).

CIP Manager, Terry Quezada spoke regarding this item.

A motion was made by Councilman Mendoza and seconded by Councilman Miller to approve change order no. 1 to Dantex General Contractors for $21,776.58 for the Municipal Facilities Phase 1 project (Solicitation 23-101). The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

9. **Discussion and Action:**
Mayor/CIP Manager
On TXDOT Transportation Alternatives Set-Aside (TASA) Grant application preparation and submittal for the Howard Lowe Pedestrian Walkway Project.

CIP Manager, Terry Quezada spoke regarding this item.

A motion was made by Councilman Miller and seconded by Councilman Mendoza to approve the TXDOT Transportation Alternatives Set-Aside (TASA) Grant application preparation and submittal for the Howard Lowe Pedestrian Walkway Project. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

10. **Discussion and Action:**
Mayor/CIP Manager
On resolution authorizing the Mayor to negotiate and execute a professional services agreement with Huitt-Zollars for project support on Municipal Facilities Phase 1 project in an amount not to exceed $105,000.

CIP Manager, Terry Quezada spoke regarding this item.

A motion was made by Councilman Miller and seconded by Councilman Quiroz to approve the resolution authorizing the Mayor to negotiate and execute a professional services agreement with Huitt-Zollars for project support on Municipal Facilities Phase 1 project in an amount not to exceed $105,000. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

11. **Discussion and Action:**
Mayor/CIP Manager
On a resolution that the Mayor be authorized to sign a Service Agreement and Addendum to the agreement for Quote #49139-Q-39587 and related documents for a thirty-six (36) month term with Conterra Ultra Broadband, LLC d/b/a Conterra Networks for internet and telephone services using Region 19 ASC (Allied States Cooperative) for a total cost of $189,828.

CIP Manager, Terry Quezada spoke regarding this item.

A motion was made by Councilman Quiroz and seconded by Councilwoman Urrutia to approve the resolution that the Mayor be authorized to sign a Service Agreement and Addendum to the agreement for Quote #49139-Q-39587 and related documents for a thirty-six (36) month term with Conterra Ultra Broadband, LLC d/b/a Conterra Networks for internet and telephone services using Region 19 ASC (Allied States Cooperative) for a total cost of $189,828. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

12. **Discussion and Action:**
Mayor/Finance Director
This item was tabled at the 10/8/24 Regular City Council Meeting. That the Mayor be authorized to sign the revised Interlocal Agreement with the City of El Paso for Public Health Services in FY 2025 and the HIPAA Business Associate Agreement on behalf of the Town of Horizon City and that payment in the amount of $221,749.00 as specified therein is also authorized.

Finance Director, Lily Gaytan spoke regarding this item.

A motion was made by Councilman Mendoza and seconded by Councilman Quiroz to approve Mayor be authorized to sign the revised Interlocal Agreement with the City of El Paso for Public Health Services in FY 2025 and the HIPAA Business Associate Agreement on behalf of the Town of Horizon City and that payment in the amount of $221,749.00 as specified therein is also authorized. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

13. **Discussion and Action:**
Mayor/Finance Director
On an Engagement Letter with SBNG for auditing services for fiscal year 2024.

Finance Director, Lily Gaytan spoke regarding this item.

A motion was made by Councilman Padilla and seconded by Councilman Mendoza to approve authorizing the Engagement Letter with SBNG for auditing services for fiscal year 2024. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

14. **Discussion:**
Mayor/Finance Director
1st Reading of Ordinance No. 0313 Amendment No. 01, An ordinance amending Ordinance No. 0313 of the Town of Horizon City, adopting the municipal budget for the 2024-2025 fiscal year, to allow for the transfer of funds in the 2025 Police Department Budget to the 2025 Executive Officials Budget; and providing for repealer and severability clauses.

Finance Director, Lily Gaytan spoke regarding this item.

15. **Discussion and Action:**
Mayor/Chief Planner
On the **Preliminary and Final Subdivision Plat** application for **Rancho Desierto Bello Unit 17 (Case No. SUC24-0002)** and to authorize the Mayor to sign the recording plat, legally described as A Portion of Leigh Clark Survey No. 297, Town of Horizon City, El Paso County, Texas. Containing 19.647 ± acres. Application submitted by Applicant/Representative: TRE & Associates.

Chief Planner, Art Rubio spoke regarding this item.

A motion was made by Councilman Padilla and seconded by Councilman Miller to approve the **Preliminary and Final Subdivision Plat** application for **Rancho Desierto Bello Unit 17 (Case No. SUC24-0002)** and to authorize the Mayor to sign the recording plat, legally described as A Portion of Leigh Clark Survey No. 297, Town of Horizon City, El Paso County, Texas. Containing 19.647 ± acres. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

16. **Discussion and Action:**
Mayor/Chief Planner
On the **Final Subdivision Plat** application for **Horizon Crossing Unit 3 (Case No. SUB-002493-2022-1)**, to reaffirm City Council approval of the Final Subdivision Plat and recording plat application and authorizing the Mayor to sign the recording plat legally described as Being a Portion of C.D Stewart Survey No. 321, Town of horizon City, El Paso County, Texas Containing: 19.469 Acres ± .

Chief Planner, Art Rubio spoke regarding this item.

A motion was made by Councilman Miller and seconded by Councilman Mendoza to approve the **Final Subdivision Plat** application for **Horizon Crossing Unit 3 (Case No. SUB-002493-2022-1)**, to reaffirm City Council approval of the Final Subdivision Plat and recording plat application and authorizing the Mayor to sign the recording plat. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

17. **Discussion and Action:**
Mayor/Chief Planner
On an extension to the subdivision improvement substantial completion date to June 12, 2025, pursuant to Section 4.11.2 Expiration of Final Plat Approval, and to reaffirm City Council approval of **Final Subdivision Plat** application for **Weaver & Kenazo Case No. (SUC23-0002)**, recording plat application and authorizing the Mayor to sign the recording plat legally described as Tract 1-J-1, Section 43, Township 3, Texas & Pacific Railway Survey, Town of Horizon City, El Paso County, Texas. Containing 9.9839 ± acres. Application submitted by Applicant/Representative: CIRE3 Architects.

Chief Planner, Art Rubio spoke regarding this item.

A motion was made by Councilman Quiroz and seconded by Councilman Miller to approve the extension to the subdivision improvement substantial completion date to June 12, 2025, pursuant to Section 4.11.2 Expiration of Final Plat Approval, and to reaffirm City Council approval of **Final Subdivision Plat** application for **Weaver & Kenazo Case No. (SUC23-0002)**, recording plat application and authorizing the Mayor to sign the recording plat. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

Item #18 was taken after Item #6.

18. **Discussion and Action:**
Mayor/Chief Planner
On a Resolution authorizing the Mayor to sign an Interlocal Public Service Transit and Contribution Agreement for Fiscal Year 2025 with the El Paso Area Transportation Services, LGC.

Chief Planner, Art Rubio, Rio Grande Council of Gov'ts Executive Director, Annette Gutierrez and El Paso Transporation Authority Interim Director, Xavier Banales spoke regarding this item.

A motion was made by Councilman Miller and seconded by Councilman Mendoza to approve the Resolution authorizing the Mayor to sign an Interlocal Public Service Transit and Contribution Agreement for Fiscal Year 2025 with the El Paso Area Transportation Services, LGC.The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

19. **Discussion and Action:**
Mayor/EDC Executive Director
On a Third Amendment to the Consultant Agreement with Teresa Quezada d/b/a, Quezada Management Services for Municipal Planning, Transportation Planning, Capital Program and Project Planning and Capital Program and Project Execution Professional Services.

EDC Executive Director, Eddie Garcia spoke regarding this item.

A motion was made by Councilman Padilla and seconded by Councilman Quiroz to approve the Third Amendment to the Consultant Agreement with Teresa Quezada d/b/a, Quezada Management Services for Municipal Planning, Transportation Planning, Capital Program and Project Planning and Capital Program and Project Execution Professional Services. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

A motion was made by Councilman Miller and seconded by Councilwoman Urrutia to adjorn into Executive Session at **7:31 PM**. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

20. **Executive Session**

The City Council of the Town of Horizon City reserves the right to adjourn into executive session at any time during the course of this meeting to discuss any of the matters listed above, as authorized by Texas Government Code Sections 551.071 (Consultation with Attorney), 551.072 (Deliberations about Real Property), 551.073 (Deliberations about Gifts and Donations), 551.074 (Personnel Matters), 551.076 (Deliberations about Security Devices,) and 551.087 (Economic Development).

20A. Mayor/EDC Executive Director
On Economic Development Incentives for Project Shells located in Horizon City, Texas (551.072 and 551.087).

20B. Mayor/EDC Executive Director
Pending real estate transactions (551.072 and 551.087).

The Mayor and Council Reconvened into Open Session at 7:52 PM.

The following action was taken on Executive Session Items #20A and #20B in Open Session:

20A. Mayor/EDC Executive Director
On Economic Development Incentives for Project Shells located in Horizon City, Texas (551.072 and 551.087).

A motion was made by Councilman Mendoza and seconded by Councilman Miller to authorize the Executive Director of the EDC to negotiate with the proposed developer as discussed in Closed Session to provide economic development incentives in accordance with the terms and parameters discussed in closed session. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed

20B. Mayor/EDC Executive Director
Pending real estate transactions (551.072 and 551.087).

A motion was made by Councilman Mendoza and seconded by Councilman Quiroz to authorize the Mayor and the EDC Executive Director to negotiate for the purchase of the real estate discussed in Closed Session in accordance with the terms and parameters discussed in closed session. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed

21. **Discussion and Action:**
Mayor/CIP Manager
Update on the ARPA Program.

CIP Manager, Terry Quezada spoke regarding this item.

A motion was made by Councilman Quiroz and seconded by Councilman Mendoza to accept the report as presented. The CITY CLERK polled the Council: MILLER – Aye; QUIROZ – Aye; ORTEGA – Aye; RANDLEEL – Aye; URRUTIA – Aye; PADILLA – Aye; MENDOZA – Aye. Motion passed.

ADJOURNMENT

A motion was made by Councilman Miller and seconded by Councilman Mendoza to adjourn at 7:57 PM.
.

Approved this _____ day of _____, 20__.

Attest:

_____
Elvia Schuller, City Clerk

_____
Andres Renteria, Mayor

RESOLUTION

That the Mayor be authorized to sign a Participation and Release Form on behalf of the Town of Horizon City in connection with the Kroger Opioid Settlement Agreement negotiated by the Texas Attorney General in order for the Town of Horizon City to receive a proportionate share of the settlement

ADOPTED BY THE CITY COUNCIL the _____ day of January, 2025.

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

By: _____
Elvia Schuller, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth
Assistant City Attorney

TOWN OF HORIZON CITY
MEMORANDUM

Date: January 14, 2025

To: Honorable Mayor and Members of City Council

From: Eduardo Garcia, EDC Director

SUBJECT: That the City Council approve the Town of Horizon revised City's Stormwater Management Program for renewal of coverage under the Small MS4 General Permit and authorize the Mayor to sign the Notice of Intent, all to be submitted to the Texas Commission on Environmental Quality.

The attached report is proposed to be submitted to the Texas Commission on Environmental Quality (TCEQ) in order to renew the City's Municipal Separate Storm Sewer System (MS4) management program.

The City's MS4 program completed the third program at the end of 2023 and has been in compliance with all reporting requirements. TCEQ's requires that the renewal application and program be submitted by February 11, 2025. This will be the fourth program that the City adopts and it be will be in place for the next five years

Staff recommends that the City Council accept the report as submitted and authorize the Mayor to sign the required documents so that the report may be submitted to TCEQ before the February 11, 2025 deadline.

14999 Darrington Rd. Horizon City, Texas 79928 (915) 852-1046 Fax (915) 852-1005

STORMWATER MANAGEMENT PROGRAM

TPDES General Permit Authorization No. TXR040057









November 2024

Updated by:
Horizon City Public Works Department
14999 Darrington Rd.
Horizon City, TX 79928
Phone: 915-852-1046 Ext 402 | Fax: 915-852-1005
www.horizoncity.org

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ACRONYMS AND ABBREVIATIONS

BMP	Best Management Practice
CFR	Code of Federal Regulations
CGP	Construction General Permit
CWA	Clean Water Act
EPA	United States Environmental Protection Agency
HRMUD	Horizon Regional Municipal Utility District
IDDE	Illicit Discharge Detection and Elimination
MCM	Minimum Control Measure
MEP	Maximum Extent Practicable
MS4	Municipal Separate Storm Sewer System
MSGP	Multi-Sector General Permit
NOC	Notice of Change
NOI	Notice of Intent
NPDES	National Pollutant Discharge Elimination System
SOP	Standard Operating Procedure
SQPO	Stormwater Quality Protection Ordinance
SWMP	Stormwater Management Program
SWP3	Stormwater Pollution Prevention Plan
TCEQ	Texas Commission on Environmental Quality
TPDES	Texas Pollutant Discharge Elimination System
UA	Urbanized Area
U.S.	United States

DEFINITIONS

TXR040000, Part 1. Definitions

Best Management Practices (BMPs): Schedules of activities, prohibitions of practices, maintenance procedures, structural controls, local ordinances, and other management practices meant to prevent or reduce the discharge of pollutants. BMPs also include treatment requirements, operating procedures, and practices to control runoff, spills or leaks, waste disposal, and drainage from raw material storage areas.

Control Measure: Any BMP or other method used to prevent or reduce the discharge of pollutants to water in the state.

Illicit Discharge: Any discharge to a MS4 that is not entirely composed of stormwater, except discharges pursuant to this general permit or a separate authorization and discharges resulting from emergency fire-fighting activities.

Maximum Extent Practicable (MEP): The technology-based discharge standard for MS4s to reduce pollutants in stormwater discharges was established by the Clean Water Act Section 402(p). 8 A discussion of MEP as it applies to small MS4s is found in 40 CFR Section 122.34. 9

Measurable Goal: A goal that tracks the progress of your program implementation. Measurable goals are objective markers or milestones to quantify the performance of your BMPs. This includes descriptions of actions you will take to implement each BMP, what you anticipate being achieved by each goal, and the frequency and dates for such actions taken. Example goals include specific recordkeeping practices that are quantifiable (i.e., investigating 80% of active construction sites).

Minimum Control Measure (MCM): Controls or management practices to help operators detail how they will comply with NPDES permit requirements. Examples of MCMs include but are not limited to public education and outreach, public participation and involvement, illicit discharge detection and elimination, construction site runoff control, post-construction runoff control, and pollution prevention and good housekeeping.

Outfall: A point source where a small MS4 discharges to “Waters of the U.S.” and does not include open conveyances connecting two municipal separate storm sewers, or pipes, tunnels, or other conveyances that connect segments of the same stream and are used to convey “Waters of the U.S.”

Point Source: Any discernible, confined, and discrete conveyance, including but not limited to any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, landfill leachate collection system, vessel, or other floating craft from which pollutants are or may be discharged. This term does not include return flows from irrigated agriculture or agricultural stormwater runoff.

Pollutant(s) of Concern: For this permit, includes biochemical oxygen demand, sediment (such as total suspended solids, turbidity, or siltation), pathogens, oil and grease, and any pollutant that has been identified as a cause of impairment for any water body that will receive a discharge from a MS4.

Small Municipal Separate Storm Sewer System (MS4): A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, and storm drains) that are designed or used for collecting or conveying stormwater and are owned or operated by a city, county, military base, large hospital, prison, or other public body.

Traditional Small MS4: Systems that can pass ordinances and have the authority to enforce the stormwater management program. An example of a traditional MS4 is a city.

Non-traditional Small MS4: These systems generally do not have the authority to pass ordinances or enforce the stormwater management program. Nontraditional small MS4s include entities such as counties, transportation authorities (like the Texas Department of Transportation), municipal utility districts, drainage districts, military bases, prisons, and universities.

Structural Control: A pollution prevention practice that requires the construction of a device, or the use of a device, to capture or prevent pollution in stormwater runoff. Structural controls may include wet ponds, infiltration basins, stormwater wetlands, silt fences, sediment traps, check dams, storm drain inlet protection, rock outlet protection, and temporary or permanent sediment basins.

1.0 INTRODUCTION

The Town of Horizon City (Horizon City) is located in El Paso County, east of the City of El Paso, Texas. Based on the 2017 Decennial Census by the United States (U.S.) Bureau of Census, a portion of the town is within the El Paso Urbanized Area (UA) (Figure 1). Under Phase II of federal and State of Texas stormwater regulations, municipalities within a UA are required to obtain permit authorization to discharge stormwater from their Municipal Separate Storm Sewer System (MS4). Horizon City's MS4 consists of its drainage systems, municipal roads, catch basins, curbs, gutters, ditches, channels, storm drains, ponding areas, and other structures designed to collect, convey, or store stormwater.

Horizon City had a population of less than 100,000 in the 1990 Decennial Census and is located within a UA, which defines the town as a small MS4. Small MS4s are eligible for authorization under the Texas Pollutant Discharge Elimination System (TPDES) General Permit No. TXR040000 authorizing discharges from small MS4s to surface water in the state (Small MS4 General Permit). The TPDES was modeled after the National Pollutant Discharge Elimination System (NPDES), which controls water pollution by regulating point sources that discharge pollutants into waters of the U.S. under the Clean Water Act (CWA).

In 2008, the Texas Center for Environmental Quality (TCEQ) issued its first Small MS4 General Permit. Horizon City submitted a Stormwater Management Program (SWMP) and a Notice of Intent (NOI) to the TCEQ to apply for coverage under this permit. The town was issued General Permit Authorization No. TXR040057, authorizing them to discharge stormwater under the Small MS4 General Permit.

On December 13, 2013, the TCEQ reissued TPDES General Permit No. TXR040000. Part II.A.3 of the Small MS4 General Permit states, *"Operators of small MS4s that were covered under the previous TPDES General Permit for small MS4s must reapply for permit coverage, or must obtain a waiver if applicable."* Horizon City is not eligible for a waiver under the reissued Small MS4 General Permit; therefore, the town will submit to TCEQ this updated SWMP and a NOI to reapply for permit coverage.

On January 24, 2019, the TCEQ reissued TPDES General Permit No. TXR040000. Horizon City has revised the existing SWMP and prepared the NOI to reapply for authorization under the Small MS4 General Permit. Horizon City has not combined or shared efforts with any other MS4 operator and is solely responsible for implementation of this SWMP. The Small MS4 General Permit divides small MS4s into four categories by level. Horizon City is in the **Level 2** category, which includes "*Operators of traditional small MS4s that serve a population of at least 10,000 but less than 40,000 within a UA*."

On **August 15, 2024**, the TCEQ reissued TPDES General Permit No. TXR040000. Horizon City has revised the existing SWMP and prepared the NOI to reapply for authorization under the Small MS4 General Permit. Horizon City has not combined or shared efforts with any other MS4 operator and is solely responsible for implementation of this SWMP. The Small MS4 General Permit divides small MS4s into four categories by level. Horizon City is in the **Level 2a** category, which includes "T*raditional small MS4s with a population of at least 10,000 but less than 40,000 within a UA*."

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2.0 TOWN OF HORIZON CITY

HISTORY AND BOUNDARIES

The Town of Horizon City is located at the eastern side of the City of El Paso, Texas. In the 1970s the development of Horizon City began as a golf course retirement community. In 1988 the area was incorporated as the Town of Horizon City and is surrounded by unincorporated portions of El Paso County.

In the past decade, the town has experienced rapid growth and population has increased substantially from 5,233 in 2000 to 16,735 in 2010 to 19,562 in 2017 to 22,489 in 2020 according to the 2020 Decennial Census. Much of this growth has occurred within suburban or ex-urban residential communities. The corporate boundaries encompass approximately 8.71 acres of land to the northeast of Interstate-10 (Figure 1). There have been no changes to the town limits since the previous SWMP was prepared in 2014.

GOVERNANCE AND OPERATIONS

Horizon City is governed by a mayor and seven council members elected at large. The town currently employs 73 people. The Public Works Department and Building Services are responsible for plan review and inspection of new construction, code compliance, and operation of streets and drainage infrastructure. The Planning Department oversees plat development and maintenance of public facilities and parks. Staff positions in these departments are shown on the organizational chart in Figure 2. An engineering firm is under contract to assist Horizon City with development plan review.

The Horizon Regional Municipal Utility District (HRMUD) provides water, sanitary sewer, and trash collection services for the town. Other utilities, including electric and natural gas, are provided by commercial utility companies. Fire response, fire code compliance inspections, and ambulatory services (including emergency medical technicians) are provided by the El Paso County Emergency Services District #1. Public schools are provided by the Clint and Socorro Independent School Districts.

TOPOGRAPHY AND RECEIVING WATERS

Most of the Town is in relatively flat area of desert terrain except for the western edge. According to the Natural Resources Conservation Service Soil Survey Map of El Paso County, the soils are predominantly composed of the Hueco-Wink association, hummocky. The soils are composed of sand sheets that developed into hummocks in the last century due to vegetation changes from overgrazing, drought, and other conditions. Precipitation collects in the depressions between hummocks and either infiltrates into the sandy loam or evaporates. Depth to groundwater is greater than 80 inches. Water rapidly infiltrates and does not pond for any significant period of time. Stormwater does not discharge to surface water from these depressions.

Due to the lack of natural drainage features in the central and eastern portions of town, retention structures are constructed for new development. At the time this SWMP was prepared, there were no known stormwater discharges to waters of the U.S. from these areas.

An escarpment lies along the western edge of the town (Figure 3). Precipitation that falls within this portion of the town discharges to a series of southwesterly trending arroyos. During frequent storm events, stormwater runoff discharged into the arroyos infiltrates quickly without any measurable flow developing. During larger, less frequent storm events, runoff generates flow in the arroyos, which are intercepted by the embankments on the north side of the Mesa Spur Drain, an irrigation acequia located in the City of Socorro, south of Interstate 10. During these larger storm events, there is the potential for MS4 discharges from the Horizon City to be conveyed by the arroyos into the Mesa Spur Drain.

The Mesa Spur Drain connects to a series of irrigation drains that ultimately discharge to Rio Grande Segment 2307_05. The Environmental Protection Agency (EPA)-approved 2012 Texas 303(d) List has identified bacteria, chloride, and total dissolved solids as pollutants of concern for this segment of the Rio Grande. At this time, there are no approved Total Maximum Daily Loads established for these pollutants; therefore, no waste load allocations of these pollutants have been established for MS4s. Although MS4 discharges from the Horizon City may ultimately reach Rio Grande Segment 2307_05 after large storm events, the MS4 does not discharge directly to this impaired segment of the Rio Grande. Therefore, no plan is required for compliance with discharges to impaired water bodies.

SWMP DEVELOPMENT

The introductory paragraph to Part III of the Small MS4 General Permit states: *"The SWMP must be developed, implemented, and enforced to reduce the discharge of pollutants from the small MS4 to the maximum extent practicable (MEP), to protect water quality, and to satisfy the appropriate water quality requirements of the CWA and the Texas Water Code."* This SWMP includes the five Minimum Control Measures (MCMs) required by the Small MS4 General Permit for a Level 2 MS4 to comply with the MEP requirement, as well as the optional seventh MCM for Municipal Construction Activities. The following considerations were made when selecting best management practices (BMPs) and measurable goals for each MCM:

- Existing BMPs and activities that could be expanded upon from the previous SWMP
- Resources available for a Level 2 MS4 operator
- Stormwater discharge effects of the topography and arid climate
- High-priority issues that have been identified during implementation of the previous SWMP

Horizon City has elected to develop and implement this SWMP for the entire area within the corporate limits of the town (Figure 1) *not* just within the designated UA.

LEGAL AUTHORITY

During the last Small MS4 General Permit term, Horizon City adopted a Stormwater Quality Protection Ordinance (SQPO); Ordinance No. 0192 (Appendix A). The SQPO provides Horizon City the legal authority to control pollutant discharges into and from their small MS4 in order to meet the requirements of the Small MS4 General Permit. The SQPO, as it relates to prohibiting illicit discharges and requiring controls for construction activities, is discussed in BMPs 3-1. The measurable goals for these BMPs include reviewing the SPQO and revising it, if necessary, by the end of the third permit year.

3.0 MINIMUM CONTROL MEASURES

The MCMs and associated BMPs, written procedures to be developed, schedule for implementation, and measurable goals are defined in this section and summarized in tables at the end of this document. The Horizon City Public Works Director is responsible for implementing this SWMP and creating a SWMP Standard Operating Procedures (SOP) binder. Procedures to be developed for each MCM are described under the BMP where the procedure is needed and will be maintained in the hardcopy or electronic SOP binder.

PUBLIC EDUCATION AND OUTREACH (MCM 1)

Required Elements

The introductory paragraph from Part IV.D.1(a) of the Small MS4 General Permit states:

> *"The small MS4 operator shall implement a public education and outreach program to distribute educational materials to the community and conduct equivalent outreach about the impacts of stormwater discharges on water bodies and the steps that the public can take to reduce pollutants in stormwater runoff."*

The education program is required to inform the public about the role they can play in improving stormwater quality. The general public (residents and visitors), businesses (including industrial and commercial facilities), and construction site personnel have been identified as target audiences. During the 5-year implementation period of the previous SWMP, the town identified the following high-priority, community-wide issues that will be addressed in this SWMP:

- Illegal dumping into the stormwater system
- Trash and debris that litter the stormwater system
- Pollutants that constrict and damage stormwater infrastructure

The BMPs for public education, outreach, and involvement have been updated to include a focus on these high-priority issues. The goal of this focus is to reduce the amount of trash, debris, dumped items, and other pollutants that clog and damage the MS4. Objectives are to identify sources of these high-priority pollutants, reach target audiences associated with these pollutants through education and involvement, and encourage public reporting of illegal dumping and discharges of trash, debris, and high priority pollutants.

Best Management Practices

Public Education, Outreach, and Involvement (MCM 1) focus on engaging and educating the community about the impact of stormwater runoff and pollution on local water bodies. This involves distributing educational materials, organizing public outreach campaigns, and fostering community participation in activities like cleanup events or public meetings. Programs swill target specific audiences, including residents, businesses, and developers, and convey key messages about preventing pollution and protecting stormwater quality. Public involvement is also critical, requiring mechanisms for feedback, participation in policy decisions, and volunteer opportunities. These efforts collectively aim to enhance public awareness, reduce pollution, and support compliance with the Stormwater Management Program (SWMP).

INFORMATION ON THE MS4 OPERATOR'S WEBSITE (BMP 1-1)

Horizon City maintains a website on which stormwater information is posted. Information posted on the website consists of articles and brochures similar to the material distributed at the Town Hall or published in the *Courier*. Once developed, educational material related to high-priority issues and will be posted on the website with existing educational material. The website also includes announcements for stormwater-related public activities, stormwater permit and ordinance requirements for businesses and construction sites, and links to stormwater related sites such as the TCEQ and EPA Websites. The website receives over 100 visitors to pages containing stormwater-related material every year.

Horizon City will add a link on the website for people to access the SQPO. After approval by the TCEQ, an electronic copy of this SWMP also will be posted on the website. The website will be used to solicit public comment on the SWMP and involvement in SWMP activities, such as annual cleanup days. The town will develop procedures to regularly check for comments received via the website, record and respond to the comments, and track their resolution.

Horizon City has established 877-ID-FLOWS (877-433-5697) as the number to report pollutants that affect stormwater. The town will continue to publish the established reporting number in educational materials and on the Horizon City Website. This number enables citizens to report issues they observe that could affect stormwater quality, such as illicit discharges and illegal dumping. The town will develop written procedures to record and respond to the reports they receive and to track their resolution. The town's employees will be trained to answer and properly respond to calls concerning stormwater issues.

PUBLISH ARTICLES IN LOCAL NEWSPAPER OR NEWSLETTER, MAY BE ELECTRONIC (BMP 1-2)

The *West Texas County Courier (Courier)* newspaper is published each Thursday by Homesteader News, Inc., whose offices are in Horizon City. It is distributed free through racks and countertops in the communities of El Paso County. Approximately 800 copies of the *Courier* are distributed within Horizon City each week. In addition, the *Courier* is also distributed directly to the employees of the Clint and Socorro Independent School Districts that serve Horizon City. Horizon City will continue to prepare stormwater-related articles for publication in the *Courier*. At least one of the two articles published annually will focus on the high-priority issues listed in Section 3.1.1 of this SWMP.

MAINTAIN OR MARK STORM DRAINS AND INLETS WITH, "NO DUMPING – DRAINS TO CREEK" OR A SIMILAR MESSAGE (BMP 1-3)

Horizon City will implement the marking of storm drains and inlets with messages like "No Dumping – Drains to Creek," by identifying locations where the markings will have the most impact, such as near high-traffic areas or water bodies. Engage community volunteers, schools, or environmental groups to assist with application and amplify public awareness. Pair the markings with an educational campaign to explain the importance of keeping pollutants out of stormwater systems. Regularly inspect and maintain the markings to ensure visibility, reapplying or replacing as needed, while tracking progress and adjusting strategies to enhance effectiveness. This initiative raises awareness, discourages illicit dumping, and protects local water resources.

PROMOTE, HOST OR DEVELOP EDUCATIONAL MEETINGS SEMINARS OR TRAININGS (BMP 1-4)

Horizon City will implement BMP 1-4 for training addressing ways the attendees can minimize or avoid adverse impacts to stormwater practices to improve the quality of stormwater runoff. Annual training will ensure the attendees and staff personnel are able to identify an illicit discharge and pollutants. Moreover, will ensure knowledge in identifying the critical locations such as retention basins, stormwater ponds, or areas prone to illicit dumping where public awareness is essential. Training materials and attendance logs will be maintained and made readily available to the TCEQ.

MEASURABLE GOALS

BMP 1-1:

- Maintain a webpage with current and accurate information and working links. All links shall be checked, and the page shall be updated as necessary at a minimum of once annually. 1 (December of each permitting year.).

  Post a link to the SQPO on the Horizon City Website

  - https://www.horizoncity.org/storm-water-management/ (December 2019).
  - After approval by the TCEQ, post a link to the SWMP and a link soliciting public comment on the SWMP (November 2019).
  - By April of each year, post the annual report and any newly developed stormwater related materials.
  - Develop/Update written procedures for handling comments received via the website (By November of each year).

Use of a website to provide stormwater educational materials can make it easier for businesses, commercial and industrial facilities, and construction site personnel to obtain information assisting in the compliance with ordinances and permits and assists in the prevention of stormwater pollution. It also enables the general public to easily find the telephone number to report illicit and construction site discharges.

BMP 1-2:

- Publish two stormwater articles in the *West Texas County Courier* by November of each year, including one related to high-priority community-wide issues.

Providing stormwater educational material in the *West Texas County Courier* to address pollutants of concern at a seasonally appropriate time enables Horizon City to reach residents and visitors who do not come into contact with municipal services/facilities where other educational materials are provided.

BMP 1-3:

- Maintain or mark storm drains and inlets with, "No Dumping – Drains to Creek" or a similar message

Providing stormwater marks, placard, stencil, or paint on drains and inlets information will aid in decreasing sources of non-point source pollution, reduce illicit discharges, and encourage compliance with other TPDES permits that improve stormwater quality.

BMP 1-4:

- Promote, Host Or Develop Educational Meetings Seminars Or Trainings

Training the attendees can minimize or avoid adverse impacts to stormwater pollution and improve the quality of stormwater runoff. Increasing awareness and encouraging change in behaviors can potentially decrease the sources of non-point source pollution.

PUBLIC INVOLVEMENT AND PARTICIPATION (MCM 2)

Required Elements

The introductory paragraph from Part IV.D.2 of the Small MS4 General Permit states:

"All permittees, except prisons/correctional facilities, shall involve the public, and, at minimum, comply with any state and local public notice requirements in the planning and implementation activities related to developing and implementing the SWMP. The small MS4 operator must create opportunities, or support activities that are coordinated by citizen groups, for residents and others to become involved with the SWMP. The activities/BMPs must demonstrate an impact on stormwater runoff by improving water quality."

The BMPs for public education, outreach, and involvement have been updated to include a focus on these high-priority issues. The goal of this focus is to reduce the amount of trash, debris, dumped items, and other pollutants that clog and damage the MS4. Objectives are to identify sources of these high-priority pollutants, reach target audiences associated with these pollutants through education and involvement, and encourage public reporting of illegal dumping and discharges of trash, debris, and high priority pollutants.

Written procedures will be developed as discussed in the BMPs and on the schedule in the Measurable Goals. The written procedures will be maintained on-site or in this SWMP and will be made available for inspection by the TCEQ.

Best Management Practices

Additional measures involve involving community members in educational workshops, utilizing local publications or websites for awareness campaigns, and hosting events such as environmental fairs to encourage participation. These efforts foster a sense of shared responsibility and strengthen community collaboration in achieving the goals of the Stormwater Management Program (SWMP).

STORMWATER RELATED SPEAKER SERIES (BMP 2-1)

Horizon City will provide or support a minimum of two session for Level 2 MS4s each year. This information gives employees, the public, and contractors an opportunity to participate in the implementation of control measures within the community. The benefit of this event is the education resulting in the reduction of pollutants such as trash and debris within the MS4. It is also a platform to educate the public about the connection between their actions and the resulting impacts on the MS4, the community, and their quality of life.

PUBLIC EDUCATION EVENTS AND WORKSHOPS (BMP 2-2)

Horizon City will provide or support a minimum of one Public Education events and workshop annually on stormwater topics. Stormwater topics include building rain barrels, fertilizer application training, rain garden and bio retention creation or maintenance, and how to recognize and report illicit discharge activities

EDUCATIONAL DISPLAY BOOTH AT PUBLIC EVENTS AND SCHOOLS (BMP 2-3)

Horizon City has held numerous public events in the past where stormwater educational materials were distributed. Approximately 100 people visited the stormwater educational display at each event or festival. The town will continue to distribute materials at one annual event or festival each year. High-priority issues will be the focus of new educational materials to be distributed in conjunction with existing educational materials. The new materials may be developed by Horizon City, EPA, TCEQ, or other sources and may include information sheets, brochures, stencils, etc. Educational materials for the general public are available at the Town Hall and on the Horizon City Website and will continue to be distributed by the code enforcement officer/compliance inspector when responding to calls. Educational material currently distributed to the general public addresses:

- Pet waste management
- Applying lawn chemicals
- Water conservation practices
- Car washing
- Automobile maintenance
- Household hazardous wastes
- Reporting construction site and illicit discharges

In addition to the above materials, Horizon City will develop new educational material for the general public to address the high-priority issues. Examples of materials that may be used to educate the public about their role in limiting trash, litter, and illegal dumping in the MS4 include, but are not limited to, the following:

- Anti-litter banners on the town's webpage

- Don’t Trash Texas materials from the Texas Department of Transportation
- Materials advertising ways to report illegal dumping
- No dumping signs in identified problem areas
- Brochures and pamphlets focused on solid waste management

Educational material for businesses will be distributed when commercial and industrial businesses apply for a license. Horizon City’s Public Works Department will continue to distribute educational materials when inspecting businesses or responding to calls. Educational material currently distributed to businesses may address the following issues:

- Information from the TCEQ Small Business and Local Government Assistance office
- TPDES Multi-Sector General Permit (MSGP) No. TXR050000 for stormwater discharges from industrial activities
- Pollution prevention practices
- Illicit discharges

Educational material for construction site operators will continue to be distributed when developers submit plans for review and when contractors apply for building permits. Educational material for construction activities may address the following issues:

- TPDES Construction General Permit (CGP) No. TXR150000 for stormwater discharges from construction activities
- Stormwater Pollution Prevention Plans (SWP3)
- Construction waste management
- Illicit discharges

Educational material for public service employees has been developed as part of employee training for pollution prevention and good housekeeping.

MEASURABLE GOALS

BMP 2-1:

- Stormwater related speaker series.

Providing training to the town’s employees will ensure an understanding of the importance of responding to the citizen reports and the procedures for addressing the different types of stormwater issues.

BMP 2-2:

- Public Education events and workshops

Providing stormwater education will aid in decreasing sources of non-point source pollution, reduce illicit discharges, and encourage compliance with other TPDES permits that improve stormwater quality.

BMP 2-3:

- Educational display/booth at a school, public event, or similar event to provide information or displays that work to improve public understanding of issues related to water quality.
- Develop at least one educational material to address each high-priority issue by November 2025.

Distributing educational material at a public event may increase awareness of how routine actions impact stormwater quality and encourage change in behaviors, potentially decreasing the sources of non-point source pollution.

ILLICIT DISCHARGE DETECTION AND ELIMINATION (IDDE) (MCM3)

REQUIRED ELEMENTS

The introductory paragraph from Part IV.D.3.(a).(1) of the Small MS4 General Permit states:

> *"All permittees shall develop, implement, and enforce a program to investigate, detect, and eliminate illicit discharges into the small MS4. The program must include a plan to detect and address non-stormwater discharges, including illegal dumping to the small MS4."*

An illicit discharge is any discharge to an MS4 that is not entirely composed of stormwater, except for discharges allowed under the Small MS4 General Permit (or a separate authorization) and discharges resulting from emergency firefighting activities. The following non-stormwater discharges are authorized under the Small MS4 General Permit and are *not* considered illicit discharges as defined in Part II.D of the Small MS4 General Permit and are not addressed by the SWMP activities:

- Water line flushing (excluding discharges of hyper-chlorinated water, unless the water is first de-chlorinated, and discharges are not expected to adversely affect aquatic life)
- Runoff or return flow from landscape irrigation, lawn irrigation, and other irrigation utilizing potable water, groundwater, or surface water sources
- Discharges from potable water sources that do not violate Texas Surface Water Quality Standards
- Diverted stream flows
- Rising ground waters and springs
- Uncontaminated groundwater infiltration
- Uncontaminated pumped groundwater
- Foundation and footing drains

- Air conditioning condensation
- Water from crawl space pumps
- Individual residential vehicle washing
- Flows from wetlands and riparian habitats
- Dechlorinated swimming pool discharges that do not violate Texas Surface Water Quality Standards
- Street wash water excluding street sweeper wastewater
- Discharges or flows from firefighting activities (firefighting activities do not include washing of trucks, runoff water from training activities, test water from fire suppression systems, and similar activities)
- Other allowable non-stormwater discharges listed in 40 CFR §122.26(d)(2)(iv)(B)(1)
- Non-stormwater discharges that are specifically listed in the TPDES MSGP or the TPDES CGP
- Discharges that are authorized by a TPDES or NPDES permit or that are not required to be permitted
- Other similar occasional incidental non-stormwater discharges, unless the TCEQ develops permits or regulations addressing these discharges

The SWMP is required to include enforcing the adopted ordinance or other regulatory mechanism that prohibits illicit discharges and provides authority to trace and eliminate the source of illicit discharges. For the purpose of detecting and eliminating illicit discharges, the Small MS4 General Permit specifically requires the MS4 operator to:

- Maintain a current and accurate MS4 map.
- Conduct training for all the permittee's field staff.
- Respond and source investigation and elimination of illicit discharge dumping.
- Develop and maintain procedures for responding to illicit discharges, illegal dumping and spills
- Require corrective actions to eliminate illicit discharges and illegal dumping.
- Review and update inspection procedures.
- Conduct inspections in response to public complaints.

Written procedures will be developed scheduled in the Measurable Goals section. The written procedures will be maintained on-site or in this SWMP and made available for inspection by the TCEQ.

BEST MANAGEMENT PRACTICES

The town has developed and implemented ordinance number 0192, SQPO to improve its ability to eliminate illicit discharges. A copy of the ordinance is in Appendix A. The SQPO became effective in Horizon City on September 20, 2011. The purpose of this ordinance is to:

- define illicit discharges;
- maintain and improve stormwater quality and surface water quality;
- promote public awareness;
- facilitate compliance with state and federal standards and permits by operators of industrial and construction activities;
- identify non-stormwater discharges that are not considered illicit;
- prohibit illicit connections and discharges; and
- establish legal authority and enforcement procedures for removing the source of an illicit discharge.

Enforcement actions for illicit discharges occur in response to observations made during other code enforcement activities, citizen reports, or the detection of an illicit discharge during outfall inspections. Enforcement actions may be, but are not limited to, the following, as described in Sections 12 and 13 of the SQPO:

- Notice of violation
- Emergency cease and desist order
- Stop work order
- Nuisance abatement order
- Criminal penalties of up to $2,000 per violation, per day

The town will also review and revise, if needed, the SQPO to ensure the town has adequate legal authority to meet the requirements of Part II.D of the Small MS4 General Permit.

MS4 MAPPING (BMP 3-1)

A majority of Horizon City lies in a hummocky area of the Chihuahuan Desert, where precipitation collects in depressions. The water in the depressions either evaporates or infiltrates without entering the MS4. MS4 outfalls are only possible along the western portion of town, where the escarpment provides sufficient relief for flow to develop in the MS4 and discharge into the arroyos.

Based on the resources available for a town of this size and the small number of potential outfalls, a geographic information system (GIS)-based system for mapping the MS4

infrastructure and outfalls will be reviewed and updated as necessary annually. Each arroyo that crosses the corporate limits of the town has been identified visually, including the associated outfalls, private and public retention ponds. The outfalls have been noted on an aerial map of the town with each outfall identified by the legal description of the parcel best associated with it (Figure 4). The outfall map will be maintained and updated with any new outfalls based on the content of town approved development plans and annual inspections. The private and public retention ponds will be available on the city website and updated on an annual basis.

STAFF TRAINING (BMP 3-2)

Annual, training sessions will be conducted for town employees that may observe or encounter illicit discharge, illegal dumping or illicit connection to the small SM4 while performing their normal duties. Training will be performed in-person or using self-paced training material such as videos or reading material. The training will discuss types of illicit discharges, examples of authorized discharges, and procedures for reporting suspected illicit discharges. Moreover, the training will include written procedures for responding to illicit discharges and spills procedures for tracing the source of an illicit discharge, and procedures for eliminating illicit discharges. This annual training will also provide an opportunity to review illicit discharges detected during the prior year.

PUBLIC REPORTING OF ILLICIT DISCHARGES (BMP 3-3)

Due to the limited number of code enforcement officers, encouraging citizens to report illicit discharges can significantly increase the number of illicit discharges found and eliminated. A phone number has been publicized (e.g., via the Horizon City Website and *West Texas County Courier*) to facilitate the reporting of prohibited discharges that are observed by the public. Educational materials publicizing the phone number include information about the types of discharges that are prohibited. Public reporting mechanism for illicit discharge or spill will be publicized two times annually and the information will be provided on the city website.

PROCEDURES FOR ILLICIT DISCHARGES (BMP 3-4)

Written procedures will be reviewed and updated annually to address changes and make improvements and to respond to an illicit discharge or connection and determine the source. Administrative enforcement remedies will occur as established in Section 12 of the SQPO in an effort to eliminate the illicit discharge or connection; penalties are described in Section 13 of the ordinance. For On Site Sewage Disposal Systems, El Paso County (a Level 2, Small MS4 Operator) has the primary responsibility and authority to permit and inspect on-site sewage disposal systems within the Horizon City. HRMUD operates and maintains the sanitary sewer systems within Horizon City. Horizon City will develop a written agreement between the town and the county to define reporting, response, and documentation procedures when an on-site sewage system is determined to be the source of an illicit discharge. These procedures will be consistent with those that El Paso County is required to develop for its SWMP. These reporting, response, and documentation procedures will be the foundation for a collaborative response program to correct and prevent, if possible, any leaking on-site sewage disposal system within the boundaries of Horizon City.

SOURCE INVESTIGATION AND ELIMINATION OF ILLICIT DISCHARGES (BMP 3-5)

To ensure compliance and uphold environmental standards, all known illicit discharges and illegal dumping incidents are investigated annually to identify sources, with prompt notification to the appropriate agency for Level 2a MS4s lacking jurisdiction. High-priority discharges, such as sanitary sewer overflows, are addressed within 24 hours, or the relevant agency is notified if outside jurisdiction. For incidents beyond the small MS4's authority, the adjacent MS4 operator or the applicable TCEQ regional office is informed to ensure proper action. Additionally, any illicit flows posing an immediate threat to human health or the environment are reported to TCEQ without delay, ensuring timely responses, effective discharge management, and regulatory compliance.

CORRECTIVE ACTIONS TO ELIMINATE ILLICIT DISCHARGES (BMP 3-6)

Horizon City will implement the corrective action to eliminate illicit discharges and illegal dumping. The corrective action plan for addressing illicit discharges and illegal dumping involves two key steps. First, the responsible party will be notified of the identified issue within 24 hours of determining the source. Second, the responsible party will be required to take all necessary corrective measures promptly and effectively to eliminate the illicit discharge or illegal dumping. These measures ensure accountability, promote compliance, and facilitate swift resolutions to minimize environmental impacts.

INSPECTIONS OF PROCEDURES (BMP 3-7)

Inspection procedures will be reviewed and updated annually to address changes and make improvements to established procedures where applicable. Outfalls will be inspected visually twice per year for signs of illicit discharges. Horizon City is in an arid region and surface water bodies are not present, any discharge detected is likely to be an illicit discharge. If a discharge is observed, a sample will be collected for detection of sheen, odor, foam, color, and pH.

INSPECTIONS IN RESPONSE TO COMPLAINTS (BMP 3-8)

Inspection will be conducted for 100% of complaints received, following established procedures to ensure timely investigation and resolution. Additionally, follow-up inspections will be carried out in all cases where further verification or action is necessary, as specified in the established procedures, to ensure effective management and compliance.

MEASURABLE GOALS

BMP 3-1

- Each year, add new outfalls private and public retention ponds to the MS4 Map that result from development.

The MS4 map will facilitate the detection of illicit discharges in the MS4.

BMP 3-2

- Develop or identify and procure staff training materials (Annually).
- Conduct annual in-house training for employees involved in illicit discharge detection and elimination (Annually).

Annual training will ensure town personnel are able to identify an illicit discharge while performing routing job responsibilities. The additional training for staff responsible for enforcing the ordinance will ensure proper implementation of procedures to successfully stop illicit discharges and equitable enforcement of the ordinance. It will also provide the opportunity to learn from each other as the prior year's illicit discharges are reviewed. Training materials and attendance logs will be maintained and made readily available to the TCEQ.

BMP 3-3

Measurable goals for a public reporting system include increasing public awareness about identifying and reporting illicit discharges. A reporting mechanism will be promoted at least twice annually through outreach efforts, and detailed information on how to report incidents will be readily accessible on the city's website via the Horizon City Website and *West Texas County Courier*. These efforts aim to encourage community participation and ensure timely reporting and resolution of illicit discharges or spills.

BMP 3-4

- Review and revise, as necessary, the SQPO to meet the requirements of the Small MS4 General Permit (Annually).
- Review and revise, if necessary, the written procedures for using the ordinance to eliminate (remove) illicit discharges, including enforcement and enforcement escalation procedures (Annually).

A stormwater quality ordinance gives Horizon City authority to enforce penalties for illicit discharges. An ordinance will facilitate the enforcement of penalties for violations of the towns SWMP and a reduced number of illicit discharges.

BMP 3-5

To meet compliance and uphold environmental standards, the following response measures are implemented annually:

1. **Illicit Discharges and Illegal Dumping Incidents:** Investigate all of known incidents annually to identify sources. For Level 2a MS4s without jurisdiction to act, notify the appropriate agency promptly.
2. **High-Priority Discharges:** Respond to all of high-priority discharges, such as sanitary sewer overflows, within 24 hours. If jurisdiction does not apply, notify the relevant agency capable of addressing the issue.
3. **Notification for Non-Jurisdictional Incidents:** For all illicit discharges or illegal dumping incidents beyond the small MS4's jurisdiction, notify the adjacent MS4 operator or the applicable TCEQ regional office to ensure proper action.

4. **Immediate Threats:** Report all of illicit flows posing an immediate threat to human health or the environment to TCEQ without delay, maintaining compliance throughout the permit term.
5. These measures ensure effective management of discharges and adherence to regulatory requirements.

BMP 3-6

The corrective action plan for addressing illicit discharges and illegal dumping includes the following steps:

1. **Notification of Responsible Party:** For 100% of incidents where the source has been identified, notify the responsible party of the issue within 24 hours of determination.
2. **Corrective Actions Requirement:** Mandate that the responsible party undertakes all necessary corrective measures to eliminate the illicit discharge or illegal dumping in a timely and effective manner.

These actions enforced on a yearly basis ensure accountability and compliance while promoting swift resolution to prevent further environmental impacts.

BMP 3-7

- Annually, visually inspect each outfall for illicit discharges twice.
- Update the written procedures to respond to an illicit discharge or connection and determine the source (Annually).

Inspections will provide an opportunity to detect and eliminate illicit discharges. Procedures to respond to an illicit discharge will be developed in conjunction with the administrative enforcement remedies established in the SQPO

BMP 3-8

The annual inspection protocol includes the following measures to ensure comprehensive response and compliance:

1. **Complaint Response Inspections:** Conduct inspections for 100% of complaints received each year, adhering to established procedures. For Level 2a MS4s without direct jurisdiction, notify the appropriate agency with the authority to act.
2. **Follow-Up Inspections:** Perform follow-up inspections in 100% of cases where additional verification or action is required, as outlined in the established procedures.

These measures ensure timely and thorough investigation of complaints and proper resolution of identified issues.

CONSTRUCTION SITE STORMWATER RUNOFF CONTROL (MCM4)

REQUIRED ELEMENTS

The introductory paragraph from Part IV.D.4. (a) of the Small MS4 General Permit states:

> *"All permittees shall develop, implement and enforce a program requiring operators of small and large construction activities, to select, install, implement, and maintain stormwater control measures that prevent illicit discharges to the MEP."*

The SWMP is required to include review and update of an ordinance or other regulatory mechanism that requires controls for construction site discharges, prohibits illicit discharges from construction sites, and provides a means of ensuring compliance with these requirements. The Small MS4 General Permit specifically requires the MS4 operator to:

- Develop and maintain program that prohibits construction activity discharges listed in the TPDES CGP.
- Update procedures for site plan review to consider water quality impacts.
- Update procedures for construction site inspection and enforcement of control measures.
- Develop procedures for receipt and consideration of input from the public; and
- Update/develop procedures for MS4 staff training.

Written procedures will be developed and updated on the schedule in the Measurable Goals section. The written procedures will be maintained on-site or in this SWMP and made available for inspection by the TCEQ.

BEST MANAGEMENT PRACTICES

Best management practices (BMPs) for construction site stormwater runoff control aim to minimize erosion, sedimentation, and pollutants during construction activities. The Town will implement and update ordinances requiring prohibiting discharges, erosion and sediment control measures, such as silt fences and sediment basins, on construction sites. The Town will also, conduct thorough plan reviews to ensure compliance with stormwater regulations before construction begins. Moreover, the Town will perform regular inspections of active sites to verify the effectiveness of control measures and identify any issues. Lastly, Horizon city will establish and update a system for public reporting of construction-related discharges to encourage accountability and timely corrective actions.

ORDINANCE REQUIRING CONSTRUCTION SITE CONTROLS (BMP 4-1)

Horizon City has developed and implemented the SQPO to reduce pollutants entering the MS4 from construction activities. The ordinance includes the following:

- Requirements for construction activity operators to comply with the TPDES CGP, including development and implementation of a Stormwater Pollution Prevention Plan (SWP3) as an alternative to specific soil stabilization requirements, pollutant control requirements, and construction site discharge prohibitions, when the CGP is applicable to the construction site

- Prohibitions on illicit discharges such as washout wastewater, fuels, oils, soaps, solvents, and contaminated dewatering discharges
- Requirements for the site plan and SWP3 to be submitted to Horizon City for review prior to construction
- Requirements for control of construction site wastes
- Authority to inspect construction sites for compliance with the ordinance
- Enforcement procedures
- Authority to prohibit discharges into the MS4

Horizon City will continue to review and update the ordinance or other regulatory mechanism at least one time during the permit term.

PROHIBIT DISCHARGES (BMP 4-2)

During the next term of the Small MS4 General Permit, Horizon City will review and revise the written procedures to implement and prohibit discharges. The town will also review and revise, as needed, the SQPO to ensure the town has adequate legal authority to meet the requirements of Part IV.A.4. (b) of the Small MS4 General Permit.

CONSTRUCTION PLAN REVIEW PROCEDURES (BMP 4-3)

Horizon City reviews construction plans for commercial and residential subdivision developments. Also, Horizon City contracts an engineering firm to act as Town Engineer and assist in plan review as well. Their review includes verifying that a SWP3 is in the plan set. The engineering firm uses a SWP3 review checklist when reviewing the SWP3. The town staff reviews the SWP3 for all other construction activities that require a town permit and disturb 1 acre or more of soil or are part of a common plan of development that disturbs 1 acre or more of soil. Horizon City has prepared educational materials and a SWP3 review checklist to help the construction site operator prepare the SWP3. During the next permit period, written procedures will be updated to document, track, and ensure that all construction activities required to comply with the TPDES CGP submit a SWP3 to the town for review and acceptance before the town issues any permits or permissions to start work. SWP3 review checklists currently in use will be reviewed and revised, if necessary, to be compliant with the TPDES CGP.

CONSTRUCTION SITE INSPECTIONS AND ENFORCEMENT (BMP 4-4)

Horizon City will review and update the program where they inspect construction sites for compliance with a SWP3 within 1 week of the start of construction, and additional inspections will be conducted based on reports and complaints. Construction site inspection and enforcement procedures will be updated to ensure compliance with SQPO requirements related to construction sites. In addition, a system will be developed for tracking NOIs filed by construction site operators. These NOIs will be used to schedule construction site inspections.

A copy of the NOI is required by the SQPO to be submitted to Horizon City before the town will issue a permit or other authorization to disturb soil.

PUBLIC REPORTING OF CONSTRUCTION DISCHARGES (BMP 4-5)

Pollutants in stormwater from construction sites and construction wastes often are released into public streets and onto adjacent properties. These discharges are easily visible to the public and may affect their quality of life. Providing a means for the public to report these observations can assist Horizon City in reducing discharges from construction sites. The Stormwater Reporting Telephone Number and webpage will continue to be publicized to facilitate reporting of problems the public observes at construction sites. Educational materials publicizing the phone number and website include information concerning construction site discharges. Procedures will be developed and maintained for receiving, tracking, and responding to public reports.

MS4 STAFF TRAINING (BMP 4-6)

Horizon City employees whose job responsibilities include implementing the construction stormwater program will be trained to perform duties that include, but are not limited to:

- SWP3 permitting and plan review.
- SWP3 inspections.
- TPDES CGP compliance/enforcement.
- Enforcement of the construction activity requirements of the SQPO.

Horizon City employees will attend trainings provided by a commercial vendor that pertains to the duties described. Additional staff whose primary job responsibilities are construction and building inspections will attend a 1-hour, in-house, awareness training and receive a checklist to aid in identifying illicit discharges in the field.

MEASURABLE GOALS

BMP 4-1

- Review and revise, if necessary, the SQPO to ensure it meets the requirements of Part IV.D.4. (a) of the Small MS4 General Permit (During the permit term).
- Review and update, as necessary the written enforcement and enforcement escalation procedures for the construction site requirements in the SQPO (During the permit term).

The SQPO provides Horizon City the authority to require erosion and sediment controls, require compliance, inspect construction sites, and ensure compliance through enforcement.

BMP 4-2

- Review and update (as necessary) the SQPO prohibiting discharges to be compliant with the current TPDES CGP. (Annually)
- Review and update written procedures prohibiting discharges (Annually).

Checklists will continue to facilitate a thorough review of SWP3s, which hopefully will decrease pollutant discharges in stormwater runoff from construction sites. Collaborative review procedures will promote consistency and accuracy during the review process.

BMP 4-3

- Review and update as necessary the site plan inspection procedures (Annually).
- Implement site plan review procedures for all construction site plans received each year (Annually).

A system to track CGP NOIs will facilitate planning of construction site inspections. A construction site inspection program increases implementation of erosion and sediment controls, BMPs, and soil stabilization techniques, thus reducing the discharge of pollutants from construction sites.

BMP 4-4

- Review and update written inspection procedures outlining the inspection and enforcement requirements. (Annually).
- Inspections will be conducted annually at active construction sites, following established procedures. Additionally, follow-up inspections will be carried out each year for all of the cases where necessary, ensuring compliance and addressing any issues in accordance with the established protocols.
- Construction inventory will be updated

BMP 4-5

- Review, implement and update written procedures for receiving, tracking, and responding to public reports (Annually).

Publicizing the telephone number and city webpage to report construction site discharges will enable Horizon City to decrease the pollutants that enter the MS4 from entering construction sites by encouraging citizen involvement in recognizing and reporting the discharges.

BMP 4-6

- Provide 8 to 16 hours of commercially available training in SWP3 review and inspection to staff who perform these duties (Annually). Provide the same training to new staff who perform these duties by November of each following year, as necessary.
- By December of each year, conduct 1-hour of in-house, construction stormwater awareness training for employees (other than SWP3 inspectors) who visit construction sites.
- Review and update (if necessary) the checklist and procedures for employees (other than SWP3 inspectors) to screen construction sites for prohibited discharges (Annually).

Attending comprehensive training will ensure construction stormwater staff has the level of competency and expertise to perform job duties related to the construction stormwater program. The 1-hour stormwater awareness training will facilitate identification of construction site discharges and reporting of the discharges to town staff with inspection and enforcement training to eliminate the discharges.

POST-CONSTRUCTION STORMWATER MANAGEMENT IN NEW DEVELOPMENT AND REDEVELOPMENT

REQUIRED ELEMENTS

Part IV.D.5. (a)(1) of the Small MS4 General Permit states:

> *"All permittees shall develop, implement and enforce a program, to the extent allowable under state, federal, and local law, to control stormwater discharges from new development and redeveloped sites that discharge into the small MS4 that disturb one acre or more, including projects that disturb less than one acre that are part of a larger common plan of development or sale.*"

The first paragraph from Part IV.D.5. (a)(2) of the Small MS4 General Permit states:

> *"All permittees shall use, to the extent allowable under state, federal, and local law and local development standards, an ordinance or other regulatory mechanism to address post-construction runoff from new development and redevelopment projects."*

The SWMP is required to include an ordinance or other regulatory mechanism to regulate discharges from new development and redevelopment projects. The Small MS4 General Permit specifically requires the MS4 operator to:

- establish, implement, and enforce a requirement for the design, installation, implementation and maintenance of structural and non-structural BMPs for new development and redevelopment sites.
- document and maintain records of enforcement actions related to post-construction BMPs.
- provide a long-term operation and maintenance of post-construction stormwater control measures; and
- document operation and maintenance of post-construction stormwater control measures.

Written procedures will be updated and on the schedule in the Measurable Goals Table 5. The written procedures will be maintained on-site or in this SWMP and made available for inspection by the TCEQ.

BEST MANAGEMENT PRACTICES

Best management practices (BMPs) for post-construction stormwater management in new development and redevelopment focus on minimizing water quality impacts and managing runoff sustainably. The BMPs requires the Town to establish ordinances requiring retention or detention systems to control stormwater flow and prevent flooding. Moreover, conduct inspections during construction to ensure proper installation of stormwater infrastructure. Furthermore, maintain an inventory of retention structures and implement routine inspections to ensure functionality. Lastly, updating construction site written inspection and enforcement reports for post construction development and redevelopment

ORDINANCE REQUIRING RETENTION (BMP 5-1)

Section 811 of Zoning Ordinance No. 0102 (Appendix C) and Section 5.17.4 of Subdivision Ordinance No. 0035 (Appendix D) currently require developments to account for stormwater discharges via retention structures. The retention must be designed with capacity to hold both the volume of stormwater generated by a one percent probability storm event and a 10-year accumulation of silt. Commercial developments and redevelopments are required to provide on-site stormwater retention. Residential subdivisions are required to provide stormwater retention within the subdivision for stormwater runoff from the lots in the subdivision. The Town Engineer and in house staff reviews commercial and residential subdivision development plans for the town to verify that grading and drainage plans include the required retention.

CONSTRUCTION RECORDS & INSPECTION OF RETENTION STRUCTURES (BMP 5-2)

During construction, Horizon City's construction inspector does not accept the development or redevelopment as final unless the retention structure is constructed according to the plans. In addition to refusing to accept infrastructure that is not built according to plans, Horizon City can require a security bond or withhold plat approval for public structures and can withhold the certificate of occupancy on private structures. Horizon City will review and update the written procedures for documenting the inspections and enforcement actions used when structures are not built according to the plans reviewed and accepted by the town. Enforcement actions taken resulting from an ordinance violation will be maintained on-site and made available to the TCEQ.

MAINTENANCE & INVENTORY OF RETENTION/DETENTION STRUCTURES (BMP 5-3)

Horizon City will review and update the mapped retention structures which are similar to mapping of the outfalls within the town's limits. Mapping will be updated by locating the retention structures on an aerial image of the town, with structures being identified by the legal description of the property on which they are located. The map will be used as an inventory of the post-construction structural controls to facilitate structure inspection and maintenance. The Zoning and Subdivision Ordinances require owners to maintain private retention structures. The ordinances also provide Horizon City the right to maintain the structure and issue a lien against the property if the owner fails to maintain the structure in a satisfactory manner. In addition, Horizon City will develop a requirement for a maintenance plan to be filed in the real property records of El Paso County for future private retention structures. The maintenance plan will be required to include maintenance schedules and records/reports and to be made available to the town staff for review and inspection. Horizon City ordinances that pertain to maintenance of structural stormwater control measures will be amended to reflect this requirement.

INSPECTION REPORTS (BMP 5-4)

Construction site written inspection and enforcement reports for post construction development and redevelopment will be updated as necessary to ensure compliance with SQPO requirements related to construction sites. Most of the retention structures constructed for new development are designated as public. A program has been developed to regularly inspect the public retention structures for maintenance and to perform maintenance on the structures, as needed. Since the retention structures are required to have the capacity for a 10-year accumulation of sediment,

inspection and maintenance will be implemented on a 10-year cycle. Written inspection and maintenance procedures and records/reports for public retention structures will be updated to facilitate long-term operations of the post-construction control measures. In addition, Horizon City will document inspection findings in the report for 100% of the inspections performed on a yearly basis. The reports will be available to TCEQ staff for review within 24 hours of request.

MEASURABLE GOALS

BMP 5-1

The Subdivision and Zoning Ordinances regulate post-construction discharges from development through an enforceable requirement for BMPs. These ordinances are fully implemented; therefore, no measurable goal is needed.

BMP 5-2

- Review and update (as necessary) the procedures for documenting inspections and enforcing requirements when structures are not built according to plans reviewed and accepted by the town (Annually).
- Review and maintain all written inspection records.

Ordinance amendments will give Horizon City the authority to implement enforcement actions for structures that are out of specification. This ensures that all structures accepted by the town are built to maintain stormwater quality and structural integrity for long-term operation.

BMP 5-3

- Review and update the maintenance schedule for all drainage structures. (Annually).
- Review and update the written inspection and maintenance procedures for public retention structures (Annually).
- Review and update the map of public and private retention structures within the corporate limits to include new structures resulting from development (Annually).

The retention structure map will facilitate inspections, maintenance, and documentation as described in BMPs 5-2 and 5-5 of this SWMP. The maintenance program will ensure stormwater quality is preserved and provide for the long-term operation of post-construction BMPs.

BMP 5-4

- Continue implementing inspection and maintenance on 100% of the public structures.

The inspection reports will regulate post-construction BMP maintenance for long-term operation and reporting.

POLLUTION PREVENTION / GOOD HOUSEKEEPING FOR MUNICIPAL OPERATIONS (MCM6)

REQUIRED ELEMENTS

Part IV.D.6. (a)(1) states:

> *"All permittees shall develop and implement an operation and maintenance program, including an employee training component that has the ultimate goal of preventing or reducing pollutant runoff from municipal activities and municipally owned areas including but not limited to: park and open space maintenance; street, road, or highway maintenance; fleet and building maintenance; stormwater system maintenance; new construction and land disturbances; municipal parking lots; vehicle and equipment maintenance and storage yards; waste transfer stations; and salt/sand storage locations."*

The Small MS4 General Permit specifically requires the MS4 operator to:

- develop and maintain an inventory of its facilities and stormwater controls;
- train employees involved in pollution prevention and good housekeeping practices;
- develop procedures for removal and disposal of waste from the MS4;
- require contractors hired by the MS4 to comply with the SWMP and provide contractor oversight to ensure their compliance;
- evaluate operation and maintenance activities for their potential to discharge pollutants; and
- maintain structural control maintenance by the MS4.

The inventory of municipal operations and facilities owned or operated by Horizon City that are subject to the operation, maintenance, and training programs under this MCM follow:

- Park and open space maintenance
- Rights-of-way maintenance
- Storm drainage system maintenance
- Street maintenance
- Building maintenance
- Municipal parking lots and building grounds, Material and equipment storage areas
- Town Hall
- Oz Glaze Senior Center
- Police Station (leased)

- Courthouse (leased)
- Splash Park
- Six parks, including playgrounds and ball fields

The town does not perform bridge maintenance or cold weather operations, such as salting or sanding of roads. Horizon City has no municipally owned or operated industrial activities that are subject to TPDES industrial stormwater regulations.

Written procedures will be updated/developed and on the schedule in the Measurable Goals (Table 6). The written procedures will be maintained on-site or in this SWMP and made available for inspection by the TCEQ.

BEST MANAGEMENT PRACTICES

Best management practices (BMPs) for pollution prevention and good housekeeping in municipal operations focus on reducing pollutants from city activities. The Town will implement pollution prevention measures, such as proper storage of chemicals, waste management, and spill prevention at municipal facilities. The Town will provide regular training and education for municipal employees on best practices for minimizing environmental impacts. Moreover, ensure contractors comply with the municipal stormwater management program (SWMP) to uphold environmental standards during operations. Furthermore, the Town will establish and follow proper vehicle and equipment maintenance procedures to prevent leaks and spills. Lastly, Horizon City will develop and enforce waste disposal protocols to handle municipal waste effectively and prevent contamination of stormwater systems.

PERMITEE OWNED FACILITIES AND CONTROL INVENTORY (BMP 6-1)

Horizon City currently owns two buildings, the Town Hall and the Oz Glaze Senior Center. The town leases a third building for its police department and municipal court. The town's maintenance facility is limited to a small, walled storage yard and metal premanufactured shed next to the Town Hall. The town owns and operates nine parks.

Horizon City will review the inventory of its operational activities and facilities and identify those that have a potential to negatively impact stormwater quality. For each activity or facility with a potential impact to stormwater, the potential pollutants will be identified, and written pollution prevention measures will be developed and implemented to control the pollutants. The measures will include good housekeeping procedures and BMPs.

Written procedures will be developed, updated and maintained for annual inspections of municipal operations and facilities to identify new substances or operations that could be potential pollutant sources and to verify that existing measures are effective in preventing and reducing pollutants in stormwater runoff. The pollution prevention measures will be revised as needed based on results of the inspections.

Horizon City employs maintenance workers whose duties include, but are not limited to, removal of sediment, floatable (trash), and debris from public rights-of-way and drainageways. The

removal is done prior to mowing, when problems are observed, and when complaints are received. A work order system has been developed to schedule cleaning of the public retention structures and to track the amount of illicit material eliminated from the MS4. The work order system will be expanded to allow the tracking of illicit material eliminated and expansion of infrastructure cleaning to include inverts, culverts, flumes, etc. Much of the material found in the MS4 is deposited by wind or is litter from the general population; however, material may be found dumped in bulk or repeatedly discharged from a single source. During infrastructure cleaning, the maintenance workers will look for evidence of material being discharged from an identifiable source, such as a flume with packaging material in it behind a shopping center. If a potential source of the discharged material can be identified, the workers will notify a building inspector or code officer, as appropriate, for investigation and enforcement actions under the SQPO to eliminate the illicit discharge. Material removed from the MS4 will be disposed of in accordance with BMP 6-4.

EMPLOYEE TRAINING AND EDUCATION (BMP 6-2)

Municipal employees who have the potential to impact stormwater quality during the performance of their duties will annually receive at least 1 hour of training on the pollution prevention measures specific to their duties. The training will cover the employee activities necessary to implement BMPs for other MCMs, which include but are not limited to, the following:

- Distribution of educational materials.
- Response to citizen reports of stormwater concerns.
- Elimination of illicit discharges by ordinance enforcement.
- System inspections.
- Construction site inspections.
- Construction inspection of retention structures.
- Maintenance of public retention structures.
- Pollution prevention measures.

The MS4 Program Manager will be responsible for providing the training or obtaining outside sources to assist with the training.

CONTRACTORS SWMP COMPLIANCE AND OVERSIGHT (BMP 6-3)

Contractors hired by Horizon City to perform maintenance activities will be contractually required to comply with all stormwater control measures, pollution prevention measures, and facility-specific stormwater management operating procedures. Contractors shall be contractually required to comply with all of the stormwater control measures, good housekeeping practices, and facility-specific stormwater management operating procedures described in Parts IV.D.6.(b)(2)-(6). The town's employees will oversee contractor activities to ensure appropriate standard operating procedures and control measures are being utilized. Written contract clauses and procedures will be developed to ensure contractors abide by all the SWMP requirements that are applicable to their work.

WASTE DISPOSAL PROCEDURES (BMP 6-4)

The review of operational activities and facilities, BMP 6-1, will include identification of wastes generated by MS4 maintenance and other municipal operations. Written disposal procedures will be developed for each waste stream and will include information on waste handling, storage, and proper disposal. The procedures will be part of the employee training under BMP 6-2.

Horizon City will expand its waste tracking system to quantify the types of waste disposed of each year. The potential waste streams from municipal operations include sediment, floatable (trash), organic debris, and other material removed from the MS4 infrastructure. Written procedures will be developed to track the types and quantities of waste removed from the MS4. Waste materials removed from the small MS4 shall be disposed of in accordance with 30 TAC Chapters 330 or 335. These records will be compared to the high-priority education issues to determine if adjustments to the issues are needed.

MUNICIPAL OPERATIONS & MAINTENANCE (BMP 6-5)

Horizon City operates a fleet of police cars and light-duty maintenance trucks. No maintenance or washing of the vehicles is allowed on municipal property. Instead, vehicles are taken to authorized, commercial maintenance and wash facilities with appropriate treatment, recycling, and disposal procedures for waste.

Parking areas for fleet vehicles are inspected during grounds maintenance for signs of fluid leaks. If a vehicle is found to be leaking, a drip plan is placed under it to contain the leak. The vehicle is then taken for maintenance as soon as practicable.

MEASURABLE GOALS

BMP 6-1

- Review and update the written procedures for performing and documenting annual self-inspections (Annually).
- Perform self-inspections annually to determine if the pollution prevention measures are effective and sufficient. (Annually).
- Develop good housekeeping procedures and BMPs by the end of the permitting year.

Implementing pollution prevention measures for municipal operations and facilities is intended to prevent or reduce pollutants entering stormwater. Self-inspections assist in monitoring the effectiveness of the procedures and practices so that modifications can be implemented as needed. An orderly system for inspecting and cleaning the MS4 provides opportunities to detect and eliminate illicit material from the MS4. The tracking system provides a method to evaluate success of programs and procedures that have been or will be developed and implemented.

BMP 6-2

- By December of each year, conduct 1-hour of in-house pollution training on prevention measures relevant to employees' duties.
- Develop a written program to identify and track employee training and training topics needed for each employee, based on their operational activities and SWMP duties.

Training municipal employees in the impact their actions can have on stormwater quality has the potential to decrease the discharge of pollutants from municipal operations. Both municipal operation BMPs and the BMPs for the other MCMs are more likely to be effective when the employees are trained and have an understanding of the activities needed to successfully implement the BMPs.

BMP 6-3

- Develop contract clauses and written procedures for ensuring that Horizon City's contractors comply with requirements established by the SWMP by December 2025.

Contractor oversight by the MS4 ensures that measures described in this SWMP are utilized to the MEP for all projects under control of the municipality.

BMP 6-4

- Develop written procedures for handling, storing, and disposing waste removed from the MS4 by December 2025.
- Develop written procedures to track the types and quantities of waste removed from the MS4 by December 2025.

Developing and implementing waste disposal procedures will prevent waste from being discharged into the MS4.

BMP 6-5

Conduct self-inspections to determine if housekeeping practices and BMPs are effective and sufficient by the end of the permitting year. Continue to evaluate operations and maintenance (O&M) activities for their potential to discharge pollutants. The vehicle maintenance program and assessment will reduce the incidence of fleet vehicles becoming a source of stormwater pollutants. Maintenance activities on municipal fleet vehicles are performed at authorized commercial facilities only; therefore, no measurable goal is needed.

INDUSTRIAL STORMWATER SOURCES

The requirements described for the sixth MCM in Part IV.D.7 of the Small MS4 General Permit, under Industrial Stormwater Sources are only applicable to Level 4, small MS4s. Horizon City is classified as a Level 2a small MS4; therefore, the sixth MCM is not applicable to this SWMP.

AUTHORIZATION FOR MUNICIPAL CONSTRUCTION ACTIVITIES

REQUIRED ELEMENTS

The introductory paragraph from Part IV.D.8 of the Small MS4 General Permit states:

> *"Permittees that choose to develop this measure will be authorized to discharge stormwater and certain non-stormwater from construction activities where the MS4 operator meets the definition of construction site operator of this General Permit."*
>
> *"The authorization to discharge under this MCM is limited to the regulated area, such as the portion of the small MS4 located within a UA or the area designated by TCEQ as requiring coverage. However, an MS4 operator may also utilize this MCM over additional portions of their MS4 that are also in compliance with all the MCMs listed in this General Permit."*

Horizon City is the construction site operator for small or large construction projects where they either have operational control over construction plans and specifications or have day-to-day operational control of activities at a construction site. Implementation of this MCM requires the town to develop and implement a SWP3 in accordance with Part V of the Small MS4 General Permit for each construction project that disturbs 1 or more acre of land or is part of a common plan of development that disturbs 1 acre or more of land.

DESCRIPTION OF CONSTRUCTION ACTIVITIES

Construction activities covered under this SWMP for Horizon City may consist of, but are not limited to, the following:

- Road construction
- Park facilities
- Recreation facilities
- Landscaping
- Sidewalk construction
- Paving
- Expansion of the existing Town Hall
- Construction of new municipal facilities
- Construction of a new police department building

These construction activities will be conducted in a manner appropriate for construction projects in an arid climate with desert soil types and vegetation.

AREA COVERED BY THE MUNICIPAL CONSTRUCTION ACTIVITIES MCM

Horizon City has elected to implement the seventh MCM for municipal construction activities within the entire corporate limits of the town *not* just the urbanized area. All SWMP activities will be implemented within the corporate limits (Figure 1).

OVERSIGHT OF CONTRACTOR ACTIVITIES

Horizon City is implementing this MCM in lieu of seeking coverage for its construction activities under the TPDES CGP. Municipal construction activities will be covered under the Small MS4 General Permit where the town is the operator. When a contractor is hired to have day-to-day operational control of the construction activity, the contractor will *not* be covered under the Small MS4 General Permit and will need to obtain separate coverage under the CGP.

The following procedures will be implemented to ensure that contractors have separate authorization for stormwater discharges:

- Horizon City will place language in construction contracts requiring drafting and implementation of a SWP3. The contract documents will also require the contractor to complete and submit an NOI to the TCEQ under the CGP. These documents must be submitted to the TCEQ and Horizon City before the town will issue a Notice-to-Proceed with construction.
- The town will maintain a copy of the contractors' NOIs and Construction Site Notices and the SWP3s for its construction activities. The contractor will be wholly responsible for the SWP3 implementation.
- The Director of Public Works, with the City Planner as the alternate, will be responsible for ensuring contractor compliance.
- Horizon City inspectors will conduct construction site inspections to verify compliance with the SWP3.

SWP3 DEVELOPMENT

For each construction activity that will disturb 1 acre or more or is part of a common plan of development, Horizon City will include preparation of a SWP3 in the scope of work when hiring an engineer to prepare contract plans and specifications. The SWP3 will be developed in accordance with Part VI of the Small MS4 General Permit. The SWP3 will address the site-specific issues associated with each construction activity. The town may utilize SWP3 guidance and examples from sources such as the EPA and TCEQ for preparation of their SWP3s.

RECORDS

Records of municipal construction activities authorized under this optimal MCM, in accordance with Part V of this general permit, will be maintained.

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4.0 GENERAL REQUIREMENTS

REVISING THE SWMP

If the SWMP requires modification prior to NOI and SWMP approval by the TCEQ, the town will submit the changes to the TCEQ in a letter providing supplemental information to the NOI. Changes to the SWMP after TCEQ approval of the NOI and SWMP require written approval from the TCEQ.

The following types of changes may be made by the town without written approval from the TCEQ as long as a Notice of Change (NOC) is submitted to the TCEQ:

- Adding components, controls, or requirements to the SWMP or replacing a BMP with an equivalent BMP
- Replacing a less effective or infeasible BMP specifically identified in the SWMP with a more effective BMP

The NOC must be accompanied by an explanation as to why the BMP was eliminated, an explanation of the effectiveness of the replacement BMP, and why the replacement BMP is expected to achieve the goals of the replaced BMP.

RECORDKEEPING

Horizon City will retain all records, a copy of the Small MS4 General Permit, and records of all data related to NOI and public participation requirements for at least 3 years or for the remainder Small MS4 General Permit term, whichever is longer. If an administrative or judicial enforcement action is instituted against the town in relation to the Small MS4 General Permit, then these records must be kept until final disposition of the action.

Horizon City will submit records to the TCEQ only when specifically asked to do so; however, the SWMP will be retained at a location accessible to the TCEQ. Horizon City will also make the NOI and the SWMP available to the public if requested to do so in writing. Copies of the SWMP will be made available within 10 working days upon receipt of a written request.

Records of activities to implement BMPs will be kept readily available for the preparation of annual reports as required by the Small MS4 General Permit. Ongoing activities will be tracked by numbers appropriate for the activity, such as cubic yards of waste/debris from the MS4 that are transported to an approved landfill. Documentation of activities will be essential to verifying BMPs have been implemented and should start immediately for all ongoing activities.

REPORTING

GENERAL REPORTING

In accordance with Part V.B.1(a) of the Small MS4 General Permit, Horizon City shall report any noncompliance (either orally or via electronic transmission) that may endanger human health, human safety, or the environment to the TCEQ within 24 hours of discovery. The town shall also provide a written report to the TCEQ Region 6 Office and the TCEQ Enforcement Division (MC-224) within 5 working days of discovery of noncompliance. This written report shall contain:

- a description of the noncompliance and its cause;
- the potential danger to human health or safety, or the environment;

- the period of noncompliance, including exact dates and times;
- if the noncompliance has not been corrected, the anticipated time it is expected to continue; and
- steps taken or planned to reduce, eliminate, and prevent recurrence of the noncompliance, and to mitigate its adverse effects.

If the town discovers that it failed to submit complete and accurate information or submitted incorrect information in any report, the town shall promptly submit the updated information to the executive director.

ANNUAL REPORTING

Horizon City is required to submit an annual report to the TCEQ within 90 days of the end of each reporting year. Horizon City has elected to report based on the calendar year; therefore, the first annual report is due March 31, 2025, whether or not the NOI and SWMP have been approved by the TCEQ. The first annual report will cover SWMP activities from August 1, 2024, to December 31, 2025. Subsequent annual reports will cover SWMP activities from January 1 to December 31 of each calendar year and are due 90 days after December 31.

Part V.B.2 of the Small MS4 General Permit contains a detailed list of items that must be included in the annual report. This list includes, but is not limited to, the following items:

- A statement of the town's compliance with the Small MS4 General Permit
- An evaluation of the effectiveness of the BMPs that have been implemented
- The status of any additional BMPs implemented by the town
- An assessment of the success of the measurable goals for each of the MCMs
- Review of the progress made toward reducing the discharge of pollutants to the MEP
- A summary of the collected and analyzed information, if any, used to track the success of the program
- Documentation of activities and materials that demonstrate the amount of resources used for public education of residents, visitors, public service employees, businesses, commercial and industrial facilities, and construction site personnel
- The number of municipal construction projects authorized under MCM 7 of the Small MS4 General Permit and the total number of acres disturbed
- The number of non-municipal construction notices that the town received for construction activities within its limits
- A description of any agreements that the town has for another government body to satisfy some of its permit obligations
- A summary of the stormwater activities that the town is going to implement during the next reporting cycle
- Proposed changes to the SWMP, BMPs or measurable goals

The annual report shall be submitted to the TCEQ Stormwater & Pretreatment Team (MC-148) in Austin as well as the TCEQ Region 6 Office in El Paso. Horizon City will also make a copy of the annual report readily available for review by TCEQ personnel upon request.

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5.0 SUMMARY

Horizon City prepared this SWMP in accordance with the requirements and conditions set forth in Part IV of the Small MS4 General Permit issued August 15, 2024. The town will submit this SWMP with the NOI to the TCEQ to authorize MS4 discharges under the Small MS4 General Permit. Horizon City has elected to implement this SWMP within the entire corporate limits of the town *not* just the UAs (Figure 1).

This SWMP includes the six MCMs required by definition of MEP as it applies to reducing the discharge of pollutants from **Level 2**, Small MS4s. Horizon City has also elected to implement the optional seventh MCM for Municipal Construction Activities. The town will continue to operate under the conditions of the previous permit and existing SWMP until this revised SWMP and NOI are approved.

This SWMP includes a schedule of activities that are necessary to meet the measurable goals for each MCM. Implementing the BMPs and meeting the measurable goals for each MCM listed on the schedules are essential to satisfy the requirements set forth in Part IV of the Small MS4 General Permit. The second paragraph from Part IV of the Small MS4 General Permit states: *"A permittee that implements BMPs consistent with the provisions of their permit and SWMP constitutes compliance with the standard of reducing pollutants to the MEP and will be deemed in compliance with Part IV of this permit."* Table 1 through Table 6 summarize the BMPs, measurable goals, and implementation schedules for MCMs 1 through 6, respectively. No schedule is presented for MCM 7, as it is not applicable to the Town of Horizon City. The optional seventh MCM for Municipal Construction Activities will be implemented whenever the town undertakes a construction activity that disturbs 1 acre or more of soil or that is part of a common plan of development that disturbs 1 acre or more of soil.

TABLES

Table 1: MCM 1: Public Education and Outreach

Table 2: MCM 2: Public Involvement/Participation

Table 3: MCM 3: Illicit Discharge Detection and Elimination (IDDE)

Table 4: MCM 4: Construction Site Stormwater Runoff Control

Table 5: MCM 5: Post-construction Stormwater Management in New Development and Redevelopment

Table 6: MCM 6: Pollution Prevention and Good Housekeeping for Municipal Operations

FIGURES

Figure 1: Corporate and UA Limits

Figure 2: Horizon City Staff Organizational Chart

Figure 3: Topography and Drainage Map

Figure 4: MS4 Map

APPENDICES

Ordinance No. 0192; Stormwater Quality Protection Ordinance

Educational Materials

- B-1 Educational Materials for General Public
- B-2 Article from *West Texas County Courier*
- B-3 Educational Materials for Construction Site Operators

Section 811: Drainage Ponds; Zoning Ordinance No. 0102

Section 5.17.4: Drainage Ponding Areas and Basins; Subdivision Ordinance No. 0035

Table 1: Public Education and Outreach (MCM 1)
Implementation Schedule and Measureable Goals

BMP No.	Title	Year 1 2023-2024	Year 2 2024-2025	Year 3 2025-2026	Year 4 2026-2027	Year 5 2027-2028
1-1	Horizon City Website	Continue to operate and maintain a municipal website with stormwater information. ***Measurable Goal:*** *Develop/Update written procedures for handling comments received via the website by December.*	Continue to operate and maintain a municipal website with stormwater information. ***Measurable Goal:*** *Post an electronic copy of this SWMP and a link soliciting public comment on the website by December.*	Continue to operate and maintain a municipal website with stormwater information. ***Measurable Goal:*** *Post annual report and any newly developed stormwater related materials by December.*	Continue to operate and maintain a municipal website with stormwater information. ***Measurable Goal:*** *Post electronic copies of high-priority issue related educational material on the website by December.*	Continue to operate and maintain a municipal website with stormwater information. ***Measurable Goal:*** *Post annual report and any newly developed stormwater related materials by December..*
1-2	Articles in the *West Texas County Courier*	***Measurable Goal:*** *Publish two stormwater related articles in the Courier by November of each permitting year.*	***Measurable Goal:*** *Publish two stormwater related articles in the Courier by December of each permitting year.*	***Measurable Goal:*** *Publish two stormwater related articles in the Courier, including one related to high-priority community-wide issues by December of each permitting year.*	***Measurable Goal:*** *Publish two stormwater related articles in the Courier, including one related to high-priority community-wide issues by December of each permitting year.*	***Measurable Goal:*** *Publish two stormwater related articles in the Courier, including one related to high-priority community-wide issues by November of each permitting year.*
1-3	Maintain or mark Stormwater inlets	***Measurable Goal:*** *Placard, stencil or paint a minimum of 10% of all known stormwater inlets.*	***Measurable Goal:*** *Placard, stencil or paint a minimum of 10% of all known stormwater inlets.*	***Measurable Goal:*** *Placard, stencil or paint a minimum of 10% of all known stormwater inlets.*	***Measurable Goal:*** *Placard, stencil or paint a minimum of 10% of all known stormwater inlets.*	***Measurable Goal:*** *Placard, stencil or paint a minimum of 10% of all known stormwater inlets.*
1-4	Promote or host educational meetings or trainings	***Measurable Goal:*** *Promote or host a 1 hour stormwater awareness training by the end of the permitting year.*	***Measurable Goal:*** *Promote or host a 1 hour stormwater awareness training by the end of the permitting year.*	***Measurable Goal:*** *Promote or host a 1 hour stormwater awareness training by the end of the permitting year.*	***Measurable Goal:*** *Promote or host a 1 hour stormwater awareness training by the end of the permitting year.*	***Measurable Goal:*** *Promote or host a 1 hour stormwater awareness training by the end of the permitting year.*

Table 2: Public Involvement and Participation (MCM 2)
Implementation Schedule and Measurable Goals

BMP No.	Title	Year 1 2023-2024	Year 2 2024-2025	Year 3 2025-2026	Year 4 2026-2027	Year 5 2027-2028
2-1	Stormwater related speaker series.	***Measurable Goal:*** *Provide or support a minimum of two session training MS4s by the end of each permitting year.*	***Measurable Goal:*** *Provide or support a minimum of two session training MS4s by the end of each permitting year.*	***Measurable Goal:*** *Provide or support a minimum of two session training MS4s by the end of each permitting year.*	***Measurable Goal:*** *Provide or support a minimum of two session training MS4s by the end of each permitting year.*	***Measurable Goal:*** *Provide or support a minimum of two session training MS4s by the end of each permitting year.*
2-2	Public Education events and workshops	***Measurable Goal:*** *Provide a minimum of one Public Education event/workshop on stormwater topics per year. Topics may include illicit discharge, building rain barrels, bio retention creation among others.*	***Measurable Goal:*** *Provide a minimum of one Public Education event/workshop on stormwater topics per year. Topics may include illicit discharge, building rain barrels, bio retention creation among others.*	***Measurable Goal:*** *Provide a minimum of one Public Education event/workshop on stormwater topics per year. Topics may include illicit discharge, building rain barrels, bio retention creation among others.*	***Measurable Goal:*** *Provide a minimum of one Public Education event/workshop on stormwater topics per year. Topics may include illicit discharge, building rain barrels, bio retention creation among others.*	***Measurable Goal:*** *Provide a minimum of one Public Education event/workshop on stormwater topics per year. Topics may include illicit discharge, building rain barrels, bio retention creation among others.*
2-3	Educational Materials and Distribution	***Measurable Goal:*** *Continue to distribute 100% of existing educational material to the community, festival or event, businesses, homebuilders, construction companies to include information about the Stormwater Reporting Telephone Number in educational materials during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to Distribute 100% of stormwater educational material to the community during at least one festival or event by the end of each permitting year.* ***Measurable Goal:*** *Develop at least one educational material to address each high-priority issue by November 2025.*	***Measurable Goal:*** *Continue to distribute 100% of existing educational material to the community, festival or event, businesses, homebuilders, construction companies to include information about the Stormwater Reporting Telephone Number in educational materials during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to distribute 100% of existing educational material to the community, festival or event, businesses, homebuilders, construction companies to include information about the Stormwater Reporting Telephone Number in educational materials during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to distribute 100% of existing educational material to the community, festival or event, businesses, homebuilders, construction companies to include information about the Stormwater Reporting Telephone Number in educational materials during and/or by the end of the permitting year.*

Table 3: Illicit Discharge Detection and Elimination (MCM 3)
Implementation Schedule and Measureable Goals

BMP No.	Title	Year 1 2023-2024	Year 2 2024-2025	Year 3 2025-2026	Year 4 2026-2027	Year 5 2027-2028
3-1	MS4 Mapping	***Measurable Goal:*** *Add new outfalls to the MS4 Map that result from new or re-development by the end of each permitting year.*	***Measurable Goal:*** *Add new outfalls to the MS4 Map that result from new or re-development by the end of each permitting year.*	***Measurable Goal:*** *Add new outfalls to the MS4 Map that result from new or re-development by the end of each permitting year.*	***Measurable Goal:*** *Add new outfalls to the MS4 Map that result from new or re-development by the end of each permitting year.*	***Measurable Goal:*** *Add new outfalls to the MS4 Map that result from new or re-development by the end of each permitting year.*
3-2	Staff Training	***Measurable Goal:*** *Develop or identify and procure staff training materials (Annually).* ***Measurable Goal:*** *Conduct annual in-house training for employees involved in illicit discharge detection by December of each permitting year.*	***Measurable Goal:*** *Develop or identify and procure staff training materials (Annually).* ***Measurable Goal:*** *Conduct annual in-house training for employees involved in illicit discharge detection by December of each permitting year.*	***Measurable Goal:*** *Develop or identify and procure staff training materials (Annually).* ***Measurable Goal:*** *Conduct annual in-house training for employees involved in illicit discharge detection by December of each permitting year..*	***Measurable Goal:*** *Develop or identify and procure staff training materials (Annually).* ***Measurable Goal:*** *Conduct annual in-house training for employees involved in illicit discharge detection by December of each permitting year..*	***Measurable Goal:*** *Develop or identify and procure staff training materials (Annually).* ***Measurable Goal:*** *Conduct annual in-house training for employees involved in illicit discharge detection by December of each permitting year.*
3-3	Public Reporting of Illicit Discharges	***Measurable Goal:*** *Continue to distribute 100% of the educational material to the community that includes the Pollutant Reporting Telephone Number during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to distribute 100% of the educational material to the community that includes the Pollutant Reporting Telephone Number during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to distribute 100% of the educational material to the community that includes the Pollutant Reporting Telephone Number during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to distribute 100% of the educational material to the community that includes the Pollutant Reporting Telephone Number during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to distribute 100% of the educational material to the community that includes the Pollutant Reporting Telephone Number during and/or by the end of the permitting year.*
3-4	Procedure of Illicit Discharges	***Measurable Goal****: Review and revise, as necessary, the SQPO to meet the requirements of the Small MS4 General Permit (Annually).* ***Measurable Goal****: Measurable Goal: Review and revise, if necessary, the written procedures for using the ordinance to eliminate (remove) illicit discharges, including enforcement and enforcement escalation procedures (Annually).*	***Measurable Goal****: Review and revise, as necessary, the SQPO to meet the requirements of the Small MS4 General Permit (Annually).* ***Measurable Goal****: Measurable Goal: Review and revise, if necessary, the written procedures for using the ordinance to eliminate (remove) illicit discharges, including enforcement and enforcement escalation procedures (Annually).*	***Measurable Goal****: Review and revise, as necessary, the SQPO to meet the requirements of the Small MS4 General Permit (Annually).* ***Measurable Goal****: Measurable Goal: Review and revise, if necessary, the written procedures for using the ordinance to eliminate (remove) illicit discharges, including enforcement and enforcement escalation procedures (Annually).*	***Measurable Goal****: Review and revise, as necessary, the SQPO to meet the requirements of the Small MS4 General Permit (Annually).* ***Measurable Goal****: Measurable Goal: Review and revise, if necessary, the written procedures for using the ordinance to eliminate (remove) illicit discharges, including enforcement and enforcement escalation procedures (Annually).*	***Measurable Goal****: Review and revise, as necessary, the SQPO to meet the requirements of the Small MS4 General Permit (Annually).* ***Measurable Goal****: Measurable Goal: Review and revise, if necessary, the written procedures for using the ordinance to eliminate (remove) illicit discharges, including enforcement and enforcement escalation procedures (Annually).*

3-5	Source Investigation & Elimination of Illicit Discharges	***Measurable Goal**: Continue responding and enforcing discharge prohibitions and tracking 100% of enforcement actions. during and/or by the end of the permitting year*	***Measurable Goal**: Continue responding and enforcing discharge prohibitions and tracking 100% of enforcement actions. during and/or by the end of the permitting year*	***Measurable Goal**: Continue responding and enforcing discharge prohibitions and tracking 100% of enforcement actions. during and/or by the end of the permitting year*	***Measurable Goal**: Continue responding and enforcing discharge prohibitions and tracking 100% of enforcement actions. during and/or by the end of the permitting year*	***Measurable Goal**: Continue responding and enforcing discharge prohibitions and tracking 100% of enforcement actions. during and/or by the end of the permitting year*
3-6	Ordinance Prohibiting Illicit Discharges	***Measurable Goal:** Continue enforcing discharge prohibitions and tracking 100% of enforcement actions during and/or by the end of the permitting year.* ***Measurable Goal:*** *As a Corrective Actions Requirement, Mandate that the responsible party undertakes all necessary corrective measures to eliminate the illicit discharge or illegal dumping in a timely and effective manner.*	***Measurable Goal:** Continue enforcing discharge prohibitions and tracking 100% of enforcement actions during and/or by the end of the permitting year.* ***Measurable Goal:*** *As a Corrective Actions Requirement, Mandate that the responsible party undertakes all necessary corrective measures to eliminate the illicit discharge or illegal dumping in a timely and effective manner.*	***Measurable Goal:** Continue enforcing discharge prohibitions and tracking 100% of enforcement actions during and/or by the end of the permitting year.* ***Measurable Goal:*** *As a Corrective Actions Requirement, Mandate that the responsible party undertakes all necessary corrective measures to eliminate the illicit discharge or illegal dumping in a timely and effective manner.*	***Measurable Goal:** Continue enforcing discharge prohibitions and tracking 100% of enforcement actions during and/or by the end of the permitting year.* ***Measurable Goal:*** *As a Corrective Actions Requirement, Mandate that the responsible party undertakes all necessary corrective measures to eliminate the illicit discharge or illegal dumping in a timely and effective manner.*	***Measurable Goal:** Continue enforcing discharge prohibitions and tracking 100% of enforcement actions during and/or by the end of the permitting year.* ***Measurable Goal:*** *As a Corrective Actions Requirement, Mandate that the responsible party undertakes all necessary corrective measures to eliminate the illicit discharge or illegal dumping in a timely and effective manner.*
3-7	Inspections Procedures	***Measurable Goal:** Review and revise, written inspection procedures as necessary, by end of each permitting year.* ***Measurable Goal:** Annually, visually inspect each outfall for illicit discharges twice.*	***Measurable Goal:** Review and revise, written inspection procedures as necessary, by end of each permitting year.* ***Measurable Goal:** Annually, visually inspect each outfall for illicit discharges twice.*	***Measurable Goal:** Review and revise, written inspection procedures as necessary, by end of each permitting year.* ***Measurable Goal:** Annually, visually inspect each outfall for illicit discharges twice.*	***Measurable Goal:** Review and revise, written inspection procedures as necessary, by end of each permitting year.* ***Measurable Goal:** Annually, visually inspect each outfall for illicit discharges twice.*	***Measurable Goal:** Review and revise, written inspection procedures as necessary, by end of each permitting year.* ***Measurable Goal:** Annually, visually inspect each outfall for illicit discharges twice.*
3-8	Inspections in response to complaints	***Measurable Goal:** Inspection will be conducted for 100% of complaints received, following established procedures to ensure timely investigation and resolution.* ***Measurable Goal:*** *Perform follow-up inspections in 100% of cases where additional verification or action is required, as outlined in the established procedures.*	***Measurable Goal:** Inspection will be conducted for 100% of complaints received, following established procedures to ensure timely investigation and resolution.* ***Measurable Goal:*** *Perform follow-up inspections in 100% of cases where additional verification or action is required, as outlined in the established procedures.*	***Measurable Goal:** Inspection will be conducted for 100% of complaints received, following established procedures to ensure timely investigation and resolution.* ***Measurable Goal:*** *Perform follow-up inspections in 100% of cases where additional verification or action is required, as outlined in the established procedures.*	***Measurable Goal:** Inspection will be conducted for 100% of complaints received, following established procedures to ensure timely investigation and resolution.* ***Measurable Goal:*** *Perform follow-up inspections in 100% of cases where additional verification or action is required, as outlined in the established procedures.*	***Measurable Goal:** Inspection will be conducted for 100% of complaints received, following established procedures to ensure timely investigation and resolution.* ***Measurable Goal:*** *Perform follow-up inspections in 100% of cases where additional verification or action is required, as outlined in the established procedures.*

Table 4: Construction Site Stormwater Runoff Control (MCM 4)

Implementation Schedule and Measurable Goals

BMP No.	Title	Year 1 2023-2024	Year 2 2024-2025	Year 3 2025-2026	Year 4 2026-2027	Year 5 2027-2028
4-1	Ordinance Requiring Construction Site Controls	***Measurable Goal:*** Continue to utilize the SQPO and amend, as necessary, to further reduce the discharge of pollutants to the MEP. ***Measurable Goal:*** *Review and revise, as needed, the SQPO to meet requirements of the Small MS4 General Permit by the end of the permitting year.*	***Measurable Goal:*** Continue to utilize the SQPO and amend, as necessary, to further reduce the discharge of pollutants to the MEP. ***Measurable Goal:*** *Review and revise, as needed, the SQPO to meet requirements of the Small MS4 General Permit by the end of the permitting year.*	***Measurable Goal:*** Continue to utilize the SQPO and amend, as necessary, to further reduce the discharge of pollutants to the MEP. ***Measurable Goal:*** *Review and revise, as needed, the SQPO to meet requirements of the Small MS4 General Permit by the end of the permitting year.*	***Measurable Goal:*** Continue to utilize the SQPO and amend, as necessary, to further reduce the discharge of pollutants to the MEP. ***Measurable Goal:*** *Review and revise, as needed, the SQPO to meet requirements of the Small MS4 General Permit by the end of the permitting year.*	***Measurable Goal:*** Continue to utilize the SQPO and amend, as necessary, to further reduce the discharge of pollutants to the MEP. ***Measurable Goal:*** *Review and revise, as needed, the SQPO to meet requirements of the Small MS4 General Permit by the end of the permitting year.*
4-2	Prohibit Discharges	***Measurable Goal:*** Review and update (as necessary) the SQPO and update the written procedures prohibiting discharges to be compliant with the current TPDES CGP.	***Measurable Goal:*** Review and update (as necessary) the SQPO and update the written procedures prohibiting discharges to be compliant with the current TPDES CGP.	***Measurable Goal:*** Review and update (as necessary) the SQPO and update the written procedures prohibiting discharges to be compliant with the current TPDES CGP.	***Measurable Goal:*** Review and update (as necessary) the SQPO and update the written procedures prohibiting discharges to be compliant with the current TPDES CGP.	***Measurable Goal:*** Review and update (as necessary) the SQPO and update the written procedures prohibiting discharges to be compliant with the current TPDES CGP.
4-3	Plan Review	Continue to utilize the SWP3 review checklist for 100% of the homebuilders, commercial and residential development plans. ***Measurable Goal:*** *Update SWP3 review checklist to be compliant with the current TPDES CGP by the end of the permitting year.*	Continue to utilize the SWP3 review checklist for 100% of the homebuilders, commercial and residential development plans. ***Measurable Goal:*** *Update SWP3 review checklist to be compliant with the current TPDES CGP by the end of the permitting year.*	Continue to utilize the SWP3 review checklist for 100% of the homebuilders, commercial and residential development plans. ***Measurable Goal:*** *Update SWP3 review checklist to be compliant with the current TPDES CGP by the end of the permitting year.*	Continue to utilize the SWP3 review checklist for 100% of the homebuilders, commercial and residential development plans. ***Measurable Goal:*** *Update SWP3 review checklist to be compliant with the current TPDES CGP by the end of the permitting year.*	Continue to utilize the SWP3 review checklist for 100% of the homebuilders, commercial and residential development plans. ***Measurable Goal:*** *Update SWP3 review checklist to be compliant with the current TPDES CGP by the end of the permitting year.*
4-4	Construction Site Inspections & Enforcement	Continue to implement the construction site SWP3 inspection program. ***Measurable Goal:*** *Review and update (if necessary) the NOI tracking system by the end of the permitting year.* ***Measurable Goal:*** *Review and update (if necessary) written procedures for construction site inspection and enforcement to ensure compliance with SQPO by the end of the permitting year.*	Continue to implement the construction site SWP3 inspection program. ***Measurable Goal:*** *Review and update (if necessary) the NOI tracking system by the end of the permitting year.* ***Measurable Goal:*** *Review and update (if necessary) written procedures for construction site inspection and enforcement to ensure compliance with SQPO by the end of the permitting year*	Continue to implement the construction site SWP3 inspection program. ***Measurable Goal:*** *Review and update (if necessary) the NOI tracking system by the end of the permitting year.* ***Measurable Goal:*** *Review and update (if necessary) written procedures for construction site inspection and enforcement to ensure compliance with SQPO by the end of the permitting year*	Continue to implement the construction site SWP3 inspection program. ***Measurable Goal:*** *Review and update (if necessary) the NOI tracking system by the end of the permitting year.* ***Measurable Goal:*** *Review and update (if necessary) written procedures for construction site inspection and enforcement to ensure compliance with SQPO by the end of the permitting year*	Continue to implement the construction site SWP3 inspection program. ***Measurable Goal:*** *Review and update (if necessary) the NOI tracking system by the end of the permitting year.* ***Measurable Goal:*** *Review and update (if necessary) written procedures for construction site inspection and enforcement to ensure compliance with SQPO by the end of the permitting year*
4-5	Public Reporting of Construction Discharges	Continue responding to public reports 100%. ***Measurable Goal:*** *Review and update (if necessary) written procedures for receiving, responding, and tracking public by the end of the permitting year.*	Continue responding to public reports 100%. ***Measurable Goal:*** *Review and update (if necessary) written procedures for receiving, responding, and tracking public by the end of the permitting year.*	Continue responding to public reports 100%. ***Measurable Goal:*** *Review and update (if necessary) written procedures for receiving, responding, and tracking public by the end of the permitting year.*	Continue responding to public reports 100%. ***Measurable Goal:*** *Review and update (if necessary) written procedures for receiving, responding, and tracking public by the end of the permitting year.*	Continue responding to public reports 100%. ***Measurable Goal:*** *Review and update (if necessary) written procedures for receiving, responding, and tracking public by the end of the permitting year.*
4-6	MS4 Staff Training	***Measurable Goal:*** *Review and update (if necessary) the written procedures for staff to screen for potential illicit discharges while on construction sites by the end of the permitting year.* ***Measurable Goal:*** *Provide 8 to 16-hours of SWP3 review and inspection training to new staff who perform these duties by the end of the permitting year.* ***Measurable Goal:*** *Conduct 1-hour construction stormwater awareness training by the end of the permitting year.*	***Measurable Goal:*** *Review and update (if necessary) the written procedures for staff to screen for potential illicit discharges while on construction sites by the end of the permitting year.* ***Measurable Goal:*** *Provide 8 to 16-hours of SWP3 review and inspection training to new staff who perform these duties by the end of the permitting year.* ***Measurable Goal:*** *Conduct 1-hour construction stormwater awareness training by the end of the permitting year.*	***Measurable Goal:*** *Review and update (if necessary) the written procedures for staff to screen for potential illicit discharges while on construction sites by the end of the permitting year.* ***Measurable Goal:*** *Provide 8 to 16-hours of SWP3 review and inspection training to new staff who perform these duties by the end of the permitting year.* ***Measurable Goal:*** *Conduct 1-hour construction stormwater awareness training by the end of the permitting year.*	***Measurable Goal:*** *Review and update (if necessary) the written procedures for staff to screen for potential illicit discharges while on construction sites by the end of the permitting year.* ***Measurable Goal:*** *Provide 8 to 16-hours of SWP3 review and inspection training to new staff who perform these duties by the end of the permitting year.* ***Measurable Goal:*** *Conduct 1-hour construction stormwater awareness training by the end of the permitting year.*	***Measurable Goal:*** *Review and update (if necessary) the written procedures for staff to screen for potential illicit discharges while on construction sites by the end of the permitting year.* ***Measurable Goal:*** *Provide 8 to 16-hours of SWP3 review and inspection training to new staff who perform these duties by the end of the permitting year.* ***Measurable Goal:*** *Conduct 1-hour construction stormwater awareness training by the end of the permitting year.*

Table 5: Post-Construction Stormwater Management in New Development and Redevelopment (MCM 5)
Implementation Schedule and Measureable Goals

BMP No.	Title	Year 1 2023-2024	Year 2 2024-2025	Year 3 2025-2026	Year 4 2026-2027	Year 5 2027-2028
5-1	Ordinance Requiring Retention	***Measurable Goal:*** *Continue to utilize ordinances to require detention/retention structures and designed to meet the Town of Horizon City's standards during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to utilize ordinances to require detention/retention structures and designed to meet the Town of Horizon City's standards during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to utilize ordinances to require detention/retention structures and designed to meet the Town of Horizon City's standards during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to utilize ordinances to require detention/retention structures and designed to meet the Town of Horizon City's standards during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue to utilize ordinances to require detention/retention structures and designed to meet the Town of Horizon City's standards during and/or by the end of the permitting year.*
5-2	Construction Records & Inspection for Detention/Retention Structures	***Measurable Goal:*** *Review and update (if necessary) the procedures for documenting inspections and enforcing requirements when structures are not built according to plans reviewed and accepted by the town (Annually, by the end of the permitting year).*	***Measurable Goal:*** *Review and update (if necessary) the procedures for documenting inspections and enforcing requirements when structures are not built according to plans reviewed and accepted by the town (Annually, by the end of the permitting year).*	***Measurable Goal:*** *Review and update (if necessary) the procedures for documenting inspections and enforcing requirements when structures are not built according to plans reviewed and accepted by the town (Annually, by the end of the permitting year).*	***Measurable Goal:*** *Review and update (if necessary) the procedures for documenting inspections and enforcing requirements when structures are not built according to plans reviewed and accepted by the town (Annually, by the end of the permitting year).*	***Measurable Goal:*** *Review and update (if necessary) the procedures for documenting inspections and enforcing requirements when structures are not built according to plans reviewed and accepted by the town (Annually, by the end of the permitting year).*
5-3	Maintenance & Inventory of Detention/Retention Structures	***Measurable Goal:*** *Review and update the maintenance schedule and written procedures for all drainage structures.* ***Measurable Goal:*** *Update detention/retention map with any new structures resulting from new or re-development for recordkeeping purposes by the end of the permitting year.*	***Measurable Goal:*** *Review and update the maintenance schedule and written procedures for all drainage structures.* ***Measurable Goal:*** *Update detention/retention map with any new structures resulting from new or re-development for recordkeeping purposes by the end of the permitting year.*	***Measurable Goal:*** *Review and update the maintenance schedule and written procedures for all drainage structures.* ***Measurable Goal:*** *Update detention/retention map with any new structures resulting from new or re-development for recordkeeping purposes by the end of the permitting year.*	***Measurable Goal:*** *Review and update the maintenance schedule and written procedures for all drainage structures.* ***Measurable Goal:*** *Update detention/retention map with any new structures resulting from new or re-development for recordkeeping purposes by the end of the permitting year*	***Measurable Goal:*** *Review and update the maintenance schedule and written procedures for all drainage structures.* ***Measurable Goal:*** *Update detention/retention map with any new structures resulting from new or re-development for recordkeeping purposes by the end of the permitting year.*
5-4	Inspection Reports	***Measurable Goal:*** *Continue the construction inspection program to verify 100% of the detention/retention structure are built according to plans and maintain all written inspection records during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue the construction inspection program to verify 100% of the detention/retention structure are built according to plans and maintain all written inspection records during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue the construction inspection program to verify 100% of the detention/retention structure are built according to plans and maintain all written inspection records during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue the construction inspection program to verify 100% of the detention/retention structure are built according to plans and maintain all written inspection records during and/or by the end of the permitting year.*	***Measurable Goal:*** *Continue the construction inspection program to verify 100% of the detention/retention structure are built according to plans and maintain all written inspection records during and/or by the end of the permitting year.*

Table 6: Pollution Prevention / Good Housekeeping for Municipal Operations (MCM 6)
Implementation Schedule and Measureable Goals

BMP No.	Title	Year 1 2023-2024	Year 2 2024-2025	Year 3 2025-2026	Year 4 2026-2027	Year 5 2027-2028
6-1	Permitee owned facilities and control inventory.	***Measurable Goal:*** *Develop good housekeeping procedures and BMPs by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to identify new substances or operations that could be potential pollutant sources by the end of the permitting year.*	***Measurable Goal:*** *Develop good housekeeping procedures and BMPs by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to identify new substances or operations that could be potential pollutant sources by the end of the permitting year.*	***Measurable Goal:*** *Develop good housekeeping procedures and BMPs by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to identify new substances or operations that could be potential pollutant sources by the end of the permitting year.*	***Measurable Goal:*** *Develop good housekeeping procedures and BMPs by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to identify new substances or operations that could be potential pollutant sources by the end of the permitting year.*	***Measurable Goal:*** *Develop good housekeeping procedures and BMPs by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to identify new substances or operations that could be potential pollutant sources by the end of the permitting year.*
6-2	Employee Training and Education	***Measurable Goal:*** *Conduct 1-hour in-house pollution prevention measures awareness training for staff that have potential to impact stormwater quality by the end of the permitting year.* ***Measurable Goal*** *Review and revise, if necessary, the written program/procedure to identify and track employee and areas of training needed for each employee by the end of the permitting year.*	***Measurable Goal:*** *Conduct 1-hour in-house pollution prevention measures awareness training for staff that have potential to impact stormwater quality by the end of the permitting year.* ***Measurable Goal*** *Review and revise, if necessary, the written program/procedure to identify and track employee and areas of training needed for each employee by the end of the permitting year.*	***Measurable Goal:*** *Conduct 1-hour in-house pollution prevention measures awareness training for staff that have potential to impact stormwater quality by the end of the permitting year.* ***Measurable Goal*** *Review and revise, if necessary, the written program/procedure to identify and track employee and areas of training needed for each employee by the end of the permitting year.*	***Measurable Goal:*** *Conduct 1-hour in-house pollution prevention measures awareness training for staff that have potential to impact stormwater quality by the end of the permitting year.* ***Measurable Goal*** *Review and revise, if necessary, the written program/procedure to identify and track employee and areas of training needed for each employee by the end of the permitting year.*	***Measurable Goal:*** *Conduct 1-hour in-house pollution prevention measures awareness training for staff that have potential to impact stormwater quality by the end of the permitting year.* ***Measurable Goal*** *Review and revise, if necessary, the written program/procedure to identify and track employee and areas of training needed for each employee by the end of the permitting year.*
6-3	Contractors Requirements & oversight	***Measurable Goal:*** *Develop contract clauses and procedures to ensure contractor compliance with this SWMP by the end of the permitting year.*	***Measurable Goal:*** *Monitor contractors for compliance with the SWMP* during and by the end of the permitting year.	***Measurable Goal:*** *Monitor contractors for compliance with the SWMP* during and by the end of the permitting year.	***Measurable Goal:*** *Monitor contractors for compliance with the SWMP* during and by the end of the permitting year.	***Measurable Goal:*** *Monitor contractors for compliance with the SWMP* during and by the end of the permitting year.
6-4	Waste Disposal Procedures	***Measurable Goal:*** *Develop written procedures to track the types and quantities of waste removed from the MS4 by the end of the permitting year.*	***Measurable Goal:*** *Update the written procedures to track the types and quantities of waste removed from the MS4 by the end of the permitting year.*	***Measurable Goal:*** *Update the written procedures to track the types and quantities of waste removed from the MS4 by the end of the permitting year.*	***Measurable Goal:*** *Update the written procedures to track the types and quantities of waste removed from the MS4 by the end of the permitting year.*	***Measurable Goal:*** *Update the written procedures to track the types and quantities of waste removed from the MS4 by the end of the permitting year.*
6-5	Municipal Operations and Maintenance	***Measurable Goal:*** *Continue to evaluate operations and maintenance (O&M) activities for their potential to discharge pollutants. Perform maintenance on 100% of the cars and light duty trucks in the municipal fleet only at authorized commercial facilities during and by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to determine if housekeeping practices and BMPs are effective and sufficient by the end of the permitting year.*	***Measurable Goal:*** *Continue to evaluate operations and maintenance (O&M) activities for their potential to discharge pollutants. Perform maintenance on 100% of the cars and light duty trucks in the municipal fleet only at authorized commercial facilities during and by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to determine if housekeeping practices and BMPs are effective and sufficient by the end of the permitting year*	***Measurable Goal:*** *Continue to evaluate operations and maintenance (O&M) activities for their potential to discharge pollutants. Perform maintenance on 100% of the cars and light duty trucks in the municipal fleet only at authorized commercial facilities during and by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to determine if housekeeping practices and BMPs are effective and sufficient by the end of the permitting year*	***Measurable Goal:*** *Continue to evaluate operations and maintenance (O&M) activities for their potential to discharge pollutants. Perform maintenance on 100% of the cars and light duty trucks in the municipal fleet only at authorized commercial facilities during and by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to determine if housekeeping practices and BMPs are effective and sufficient by the end of the permitting year*	***Measurable Goal:*** *Continue to evaluate operations and maintenance (O&M) activities for their potential to discharge pollutants. Perform maintenance on 100% of the cars and light duty trucks in the municipal fleet only at authorized commercial facilities during and by the end of the permitting year.* ***Measurable Goal:*** *Conduct self-inspections to determine if housekeeping practices and BMPs are effective and sufficient by the end of the permitting year*

Outfall Number	Legal Description
HC001	Emerald Park #1 Amending (Drainage ROW)
HC002	WJ Rand Survey 325 Abstract 8814 Tract 1-P (8.2825 Ac)
HC003	WJ Rand Survey 325 Abstract 8814 Tract 1-P (8.2825 Ac)
HC004	WJ Rand Survey 325 Abstract 8814 Tract 1-P (8.2825 Ac)
HC005	WJ Rand Survey 325 Abstract 8814 Tract 1-P (8.2825 Ac)
HC007	East of 4 Emerald Spring Retreat Lot 6 Drainage ROW
HC006	East of Block 5 Emerald Estates #3 Lot 25 (Drainage ROW)
HC008	East of 4 Emerald Springs Retreat Lot 32
HC009	1 Arroyo Pass Lot 2 (67071.43 sq ft)
HC010	1 Arroyo Pass Lot 2 (67071.43 sq ft)
HC011	1 Arroyo Pass Lot 2 (67071.43 sq ft)
HC012	WJ Rand Survey 325 Abstract 8814 Tract 1-M
HC013,14,15,16	WJ Rand Survey 325 Abstract 8814 Tract 1-E and 1-F (39.566 AC)

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HC001 HC002 HC003 HC004 HC005 HC006 HC007 HC008 HC009 HC010 HC011 HC012 HC013 HC014 HC015 HC016

COL. JOHN O. ENSOR MIDDLE SCHOOL

EMERALD SPRINGS GOLF COURSE

AT THIS POINT, THE DETENTION POND WILL OUTFLOW INTO THE LARGE PRIVATE RETENTION POND IN THE GOLF COURSE.

HOLLYWOOD DR · RYDERWOOD RD · COLVILLE DR · MEL COLE DR · DESERT LILY PL · FLOWERING CACTUS PL · GOLDEN MESA CT · DESERT WILDFLOWER PL · BRENTERON DR · TALLEY WAY · ARMINGTON DR · LORING RD · PEYTON LN · JEWEL CT · HOLDEN RD · KINGSTON RD · SCOBEE DR · ROSEN N DR · PAISLEY DR · JASPER LN · PETE LARUE CIR · CARSON DR · GOLF VIEW LN · HOMESTEAD DR · KENO DR · SACO CT · ABBY CT · GEARHART DR · CROSS RIVER RD · FALLON RD · DILLEY CT · BENTON DR · ST JULIA DR · WARREN BELIN DR · LAGO SECO DR · LAGO CLARO DR · LAGO NAZUL DR · LAGO CHICO PL · LAGO DE ORO DR · LAGO LINDO DR · LAGO GRANDE DR · LAGO ESTE DR · ROSSMAN DR · REDMAN DR · DARRINGTON RD · VENY WEBB ST · KINGSTON DR · HIGHWEED DR · ETHERIDGE WAY · FERNHILL WAY · PETER NOYES DR · DE STEFANO LN · HOLLYCREST DR · DIAMONDVALE PL · SIOUX LANDING · SIOUX LAKE PL · HORIZON HEIGHTS DR · DESERT VISTA ST · DESERT VISTA CT · MYSTIC DESERT DR · BENTON ST · EMERALD VISTA PL · EMERALD PASS AVE · EMERALD THE WAY · EMERALD BAY WAY · EMERALD CAVE WAY · EMERALD SKIES WAY · EMERALD REEF DR · EMERALD GLOW LN · EMERALD TRAIL WAY · EMERALD SHORE LN · EMERALD MANOR DR · EMERALD SEAS WAY · EMERALD TIDE DR · OAKHURST LN · EMERALD CREEK DR · EMERALD COAST LN · ELGIN LN · EMERALD POND DR · EMERALD FALLS DR · EMERALD BLUFF PL · EMERALD CLOUD LN · EMERALD MIST LN · PRIMROSE LN · EMERALD SPRINGS LN · EMERALD BROOK DR · EMERALD REEF DR · EMERALD MIST DR · EMERALD DRAW DR · EMERALD TERRACE DR · PINE VALLEY AVE · CYPRESS POINT CT · OAK HOLLOW CT · OLIVER RIDGE DR · INTERLACHEN CT · INVERNESS DR · JEFF WINTON DR · SPYGLASS HILL CT · STONEHAVEN DR · DARLEY DR · GLENDALE DR · ELMGLEN · BOLTWAY · CLANCEY LN · SIGNA CT · BUNTON DR · ALDERWOOD MANOR DR · RICHARD SMITH DR · TORREY PINES RD · 1281 · OWL PL · BRENTWAY · ELSINORE DR · RICHELIEU DR · MELRARE AVE

PUBLIC WORKS
HORIZON CITY TEXAS

Legend

- Town of Horizon City Limits
- Unnamed Waters of the US
- Parcel Limits Associated with Outfalls
- Storm Water Oufalls
- Storm Water Flow Direction

FIGURE 4

MS4 OUTFALL MAP AREA OF INTEREST
TOWN OF HORIZON CITY
STORMWATER MANAGEMENT PLAN
EL PASO COUNTY, TEXAS

U.S. DEPARTMENT OF THE INTERIOR
U.S. GEOLOGICAL SURVEY

PUBLIC WORKS
HORIZON CITY TEXAS

CLINT NW QUADRANGLE
TEXAS - EL PASO COUNTY
7.5-MINUTE SERIES

FIGURE 3
TOPOGRAPHIC AND DRAINAGE PLAN
TOWN OF HORIZON CITY
STORMWATER MANAGEMENT PROGRAM
EL PASO COUNTY, TEXAS

LEGEND

- ARROYO
- ESCARPMENT
- APPROXIMATE COORPORATE LIMITS IN 2019

UTM GRID AND 2019 MAGNETIC NORTH DECLINATION AT CENTER OF SHEET

U.S. National Grid
100,000 - m Square ID
CR
CQ
Grid Zone Designation 13R

SCALE 1:24 000

1 0.5 0 KILOMETERS 1 2
1000 500 0 METERS 1000 2000
1 0.5 0 1
MILES
1000 0 1000 2000 3000 4000 5000 6000 7000 8000 9000 10000
FEET

CONTOUR INTERVAL 20 FEET
NORTH AMERICAN VERTICAL DATUM OF 1988

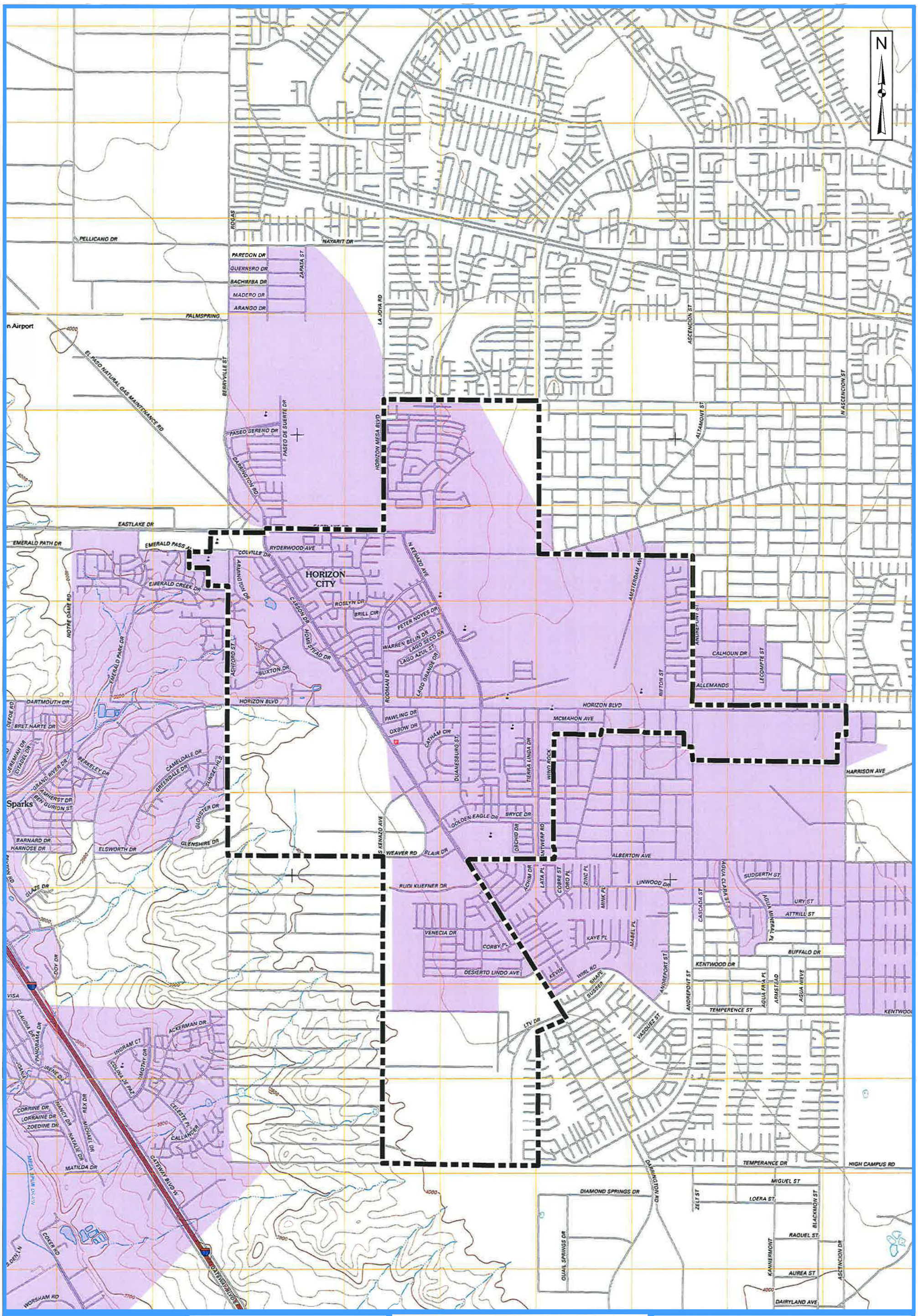
This map was produced to conform with the
National Geospatial Program US Topo Product Standard, 2011.
A metadata file associated with this product is draft version 0.6.18

TEXAS
QUADRANGLE LOCATION

ADJOINING QUADRANGLES
1 Fort Bliss SE
2 Nations South Well
3 Helms West Well
4 Ysleta
5 Clint NE
6 San Elizario
7 Clint
8 Clint SE

ROAD CLASSIFICATION
Expressway
Secondary Hwy
Ramp
Local Connector
Local Road
4WD
Interstate Route
US Route
State Route

CLINT NW, TX
2019



1 INCH = 3,000 FEET

FEET

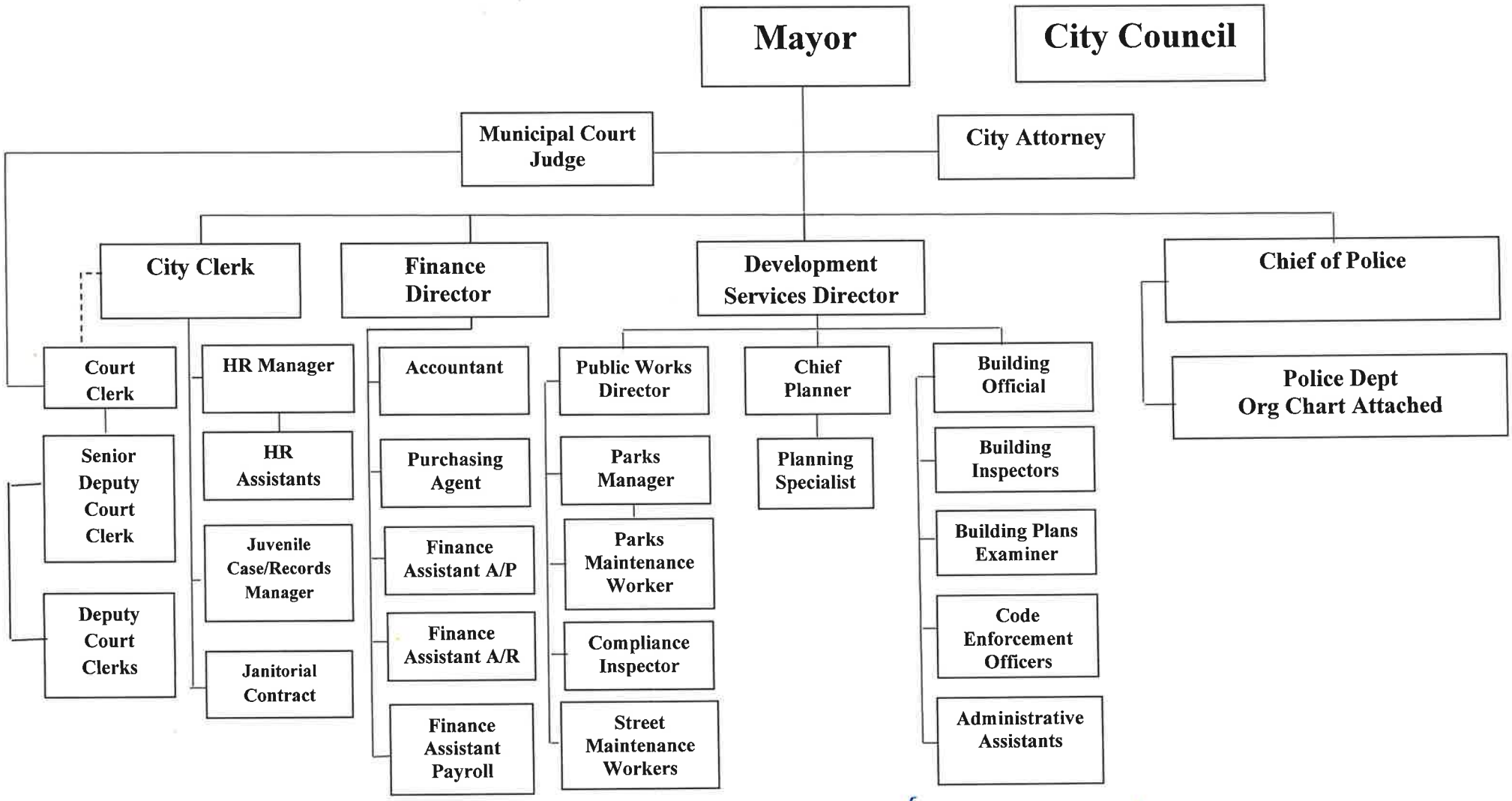
0 1,500 3,000 4,500

APPROXIMATE CORPORATE LIMITS IN 2024

URBANIZED AREA IN 2024

FIGURE 1
CORPORATE AND UA LIMITS
TOWN OF HORIZON CITY
STORMWATER MANAGEMENT PROGRAM
EL PASO COUNTY, TEXAS

PUBLIC WORKS
HORIZON CITY TEXAS



Approved this 4 day of November, 2024.

Aldres Renteria, Mayor

FIGURE 2
HORIZON CITY STAFF ORGANIZATIONAL CHART
TOWN OF HORIZON CITY
STORMWATER MANAGEMENT PLAN
EL PASO COUNTY, TX

ORDINANCE NO. 0192

AN ORDINANCE OF THE TOWN OF HORIZON CITY, TEXAS, ESTABLISHING REGULATIONS, PROHIBITIONS, REQUIREMENTS, REMEDIES, AND PENALTIES TO PROTECT STORMWATER IN THE MUNICIPAL SEPARATE STORM SEWER SYSTEM AND SURFACE WATER WITHIN THE TOWN OF HORIZON CITY, TX.

WHERAS, Section 402 of the federal Clean Water Act requires a permit to discharge from a Municipal Separate Storm Sewer System (MS4); and

WHERAS, Section 26 of the Texas Water Code authorizes the Texas Commission on Environmental Quality to issue permits for discharges from a municipal storm sewer systems under the Texas Pollutant Discharge Elimination System (TPDES); and

WHERAS, the Town of Horizon City operates a MS4 and has received TPDES permit authorization to discharge from the MS4; and

WHERAS, the TPDES permit requires the Town of Horizon City to implement an ordinance to eliminate illicit discharges and to protect the MS4 from pollutants in stormwater runoff from construction sites; and

WHERAS, the City Council of the Town of Horizon City desires to comply with federal and state regulations to protect stormwater quality and recognizes the importance of clean stormwater runoff and surface waters to the quality of life in the Town;

BE IT ORDAINED BY THE CITY COUNCIL OF THE TOWN OF HORZON CITY, TEXAS that;

Pursuant to Sections 51.001 and 51.012 of the Texas Local Government Code, the City Council of the Town of Horizon City hereby enacts and adopts this ordinance which regulates stormwater quality and stormwater runoff within the territorial limits of the Town of Horizon City.

ORDINANCE NO. 0192
STORMWATER QUALITY PROTECTION

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SECTION 1. ADOPTION AND TITLE

These regulations and requirements are hereby adopted and shall be known as the "Stormwater Quality Protection Ordinance" of the Town of Horizon City, Texas.

SECTION 2. PURPOSE

This Ordinance sets forth the minimum performance standards necessary to protect stormwater quality within the Town and to establish the various public and private responsibilities for providing this protection. Further, it is the purpose of this Ordinance to:

(a) Maintain and improve the quality of stormwater runoff and surface water within the Town;

(b) Prohibit illicit connections and discharges of pollutants from any person into the MS4 and surface water within the Town;

(c) Establish legal authority to carry out all inspection, surveillance, and monitoring procedures necessary to ensure compliance with this Ordinance;

(d) Promote public awareness of the hazards associated with the illegal discharge of petroleum products, household hazardous waste, sediment and waste from construction activity, wastes from industrial activity, and other pollutants into the MS4 and surface water;

(e) Facilitate compliance with state and federal standards and permits by operators of industrial and construction activities within the Town;

(f) Enable the Town to comply with federal and state laws and regulations applicable to stormwater discharges; and

(g) Satisfy requirements of the TPDES general permit under which the TCEQ has authorized the Town to discharge from its MS4.

SECTION 3. ADMINISTRATION

The Director of Public Works or his or her authorized representative will administer, implement, and enforce the provisions of this Ordinance.

SECTION 4. ACRONYMS AND DEFINITIONS

4.1 ACRONYMS

The following abbreviations, when used in this Ordinance, shall have the designated meanings:

CFR - Code of Federal Regulations

CGP	-	Construction General Permit
CSN	-	Construction Site Notice
EPA	-	U.S. Environmental Protection Agency
HHW	-	Hazardous Household Waste
MS4	-	Municipal Separate Storm Sewer System
MSGP	-	Multi-Sector General Permit
NOC	-	Notice of Change
NOI	-	Notice of Intent
NOT	-	Notice of Termination
NPDES	-	National Pollutant Discharge Elimination System
RQ	-	Reportable Quantity
SWP3	-	Storm Water Pollution Prevention Plan
TAC	-	Texas Administrative Code
TCEQ	-	Texas Commission on Environmental Quality
TPDES	-	Texas Pollutant Discharge Elimination System
USC	-	United States Code

4.2 DEFINITIONS

4.2.X COMMON PLAN OF DEVELOPMENT OR SALE shall mean a construction activity that is completed in separate stages, separate phases, or in combination with other construction activities. A common plan of development or sale is identified by the documentation for the construction project that identifies the scope of the project, and may include plats, blueprints, marketing plans, contracts, building permits, a public notice or hearing, zoning requests, or other similar documentation and activities.

4.2.X CONSTRUCTION ACTIVITY shall mean any human activity that involves clearing, grading, excavation, or other placement, movement, removal, disposal of soil, rock, or other earthen materials that:

(a) Disturbs equal to or greater than one (1) acre of total land area: or

(b) Disturbs less than one (1) acre of total land area but is part of a larger common plan of development or sale that will ultimately disturb equal to or greater than one (1) acre of area. (For example, construction of a single-family residence on one lot in a subdivision where the developer and all builders combined will disturb one acre or more).

Construction activity does not include routine maintenance that is performed to maintain the original line and grade, hydraulic capacity, or original purpose of the site (e.g., the routine grading of existing dirt roads, asphalt overlays of existing roads, the routine clearing of existing right-of-ways, and similar maintenance activities).

4.2.X **CONSTRUCTION SITE NOTICE (CSN)** shall mean the form, other than the Notice of Intent, required by the TCEQ to be posted at the site of construction activities, including the large CSN, small CSN, primary and secondary operator CSNs, or other TCEQ notice that the TPDES Construction General Permit requires to be posted based on size of the construction activity and role of the operator.

4.2.X **CONTAMINATED** shall mean containing a harmful quantity of any substance.

4.2.X **CONTAMINATION** shall mean the presence of or discharge into the MS4 or surface water any substance which may be of a harmful quantity.

4.2.X **DAY** shall mean one (1) calendar day of 24 hours.

4.2.X **DIRECTOR** shall mean the Director of the Department of Public Works or the Director's authorized representatives.

4.2.X **DISCHARGE** shall mean to introduce, to allow to be introduced, to release, or to cause to be released any prohibited substance, pollutant, stormwater, or other material into the MS4 or surface water.

4.2.X **DISCHARGER** shall mean any person who causes, allows, permits, or is otherwise responsible for a discharge, including, without limitation, any operator of a construction activity or industrial activity.

4.2.X **DOMESTIC SEWAGE** shall mean human excrement, gray water (from home clothes washing, bathing, showers, dishwashing, and food preparation), other wastewater from household drains, and waterborne waste normally discharged from the sanitary conveyances of dwellings (including apartment houses and hotels), office buildings, factories, and institutions, that is free from industrial waste.

4.2.X **ENVIRONMENTAL PROTECTION AGENCY (EPA)** shall mean the United States Environmental Protection Agency, or any duly authorized official of said agency.

4.2.X **GARBAGE** shall mean putrescible animal and vegetable waste materials from the handling, preparation, cooking, or consumption of food, including waste materials from markets, storage facilities, and the handling and sale of produce and other food products.

4.2.X **HARMFUL QUANTITY** shall mean the amount of any substance that will:

(a) Violate a Water Quality Standard; or

(b) Cause pollution of the MS4; or

(c) Cause a film or sheen on the surface of water; or

(d) Damage the MS4; or

(e) Interfere with operation of the MS4, such as sediment blocking the MS4; or

(f) Be harmful to the public health, public welfare or the environment as determined by the Director.

4.2.X **HAZARDOUS WASTE** shall mean any solid waste under 30 TAC §335.1 that is ignitable, corrosive, reactive, or toxic and/or is listed under the definition of hazardous waste in 40 CFR §261.3.

4.2.X **HOUSEHOLD HAZARDOUS WASTE (HHW)** shall mean by-products generated in a household (including single and multiple residences, hotels and motels, bunk houses, ranger stations, crew quarters, camp grounds, picnic grounds, and day use recreational areas) by a residential consumer which, except for the exclusion provided in 40 CFR § 261.4(b)(1), would be classified as a hazardous waste under 40 CFR Part 261, such as paints, stains, varnishes, solvents, pesticides, herbicides, and other materials or products that can catch fire, react, explode, or are corrosive or toxic.

4.2.X **INDUSTRIAL ACTIVITY** shall mean manufacturing, processing, material storage, and waste material disposal areas (and similar areas where stormwater can contact industrial pollutants related to industrial activity) at a facility included in any of the ten (10) categories in the definition of stormwater discharges associated with industrial activity in 40 CFR §122.26(b)(14)(i)-(ix) and (xi).

4.2.X **INDUSTRIAL SOLID WASTE** shall mean any solid waste under 30 TAC §335.1 resulting from an industrial activity or other manufacturing, mining, or agricultural operation.

4.2.X **MOTOR VEHICLE FLUID** shall mean any vehicle crankcase oil, antifreeze, transmission fluid, hydraulic fluid, brake fluid, differential lubricant, gasoline, diesel fuel, gasoline/alcohol blend, and any other fluid used in a motor vehicle.

4.2.X **MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)** shall mean a conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, man-made channels, or storm drains) owned or operated by the Town for collecting or conveying stormwater, and which is not used for collecting or conveying sewage.

4.2.X **NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES)** shall mean the national program for issuing, modifying, revoking and reissuing, terminating, monitoring and enforcing permits, and imposing and enforcing pretreatment requirements, under sections 307, 402, 318, and 405 of the federal Clean Water Act.

4.2.X **NOTICE OF CHANGE (NOC)** shall mean the written notification from an operator to the TCEQ providing changes to information that was previously provided to the TCEQ in a Notice of Intent.

4.2.X **NOTICE OF INTENT (NOI)** shall mean a written submission to the TCEQ from a person requesting coverage under the TPDES Construction General Permit, the TPDES Multi-Sector General Permit, or other TPDES general permit for the discharge of stormwater.

4.2.X **NOTICE OF TERMINATION (NOT)** shall mean a written submission to the TCEQ from an operator authorized under a TPDES general permit requesting termination of coverage under the general permit.

4.2.X **OPERATOR** shall mean for a **construction activity** the person or persons who meet either of the two following criteria:

(a) The person or persons have operational control over construction plans and specifications, including the ability to make modifications to those plans and specifications; or

(b) The person or persons have day-to-day operational control of those activities at a construction site that are necessary to ensure compliance with a Storm Water Pollution Prevention Plan (SWP3) for the site or other TPDES Construction General Permit conditions (e.g. they are authorized to direct workers at a site to carry out activities required by the SWP3 or comply with other permit conditions).

For an **industrial activity**, **OPERATOR** shall mean the person or persons responsible for the management of an industrial facility subject to the provisions of the TPDES Multi-Sector General Permit. Industrial facility operators include entities with operational control over industrial activities, including the ability to modify those activities; or entities with day-to-day operational control of activities at a facility necessary to ensure compliance with the MSGP (e,g, the entity is authorized to direct workers at a facility to carry out activities required by the permit).

4.2.X PERSON shall mean any individual, partnership, co-partnership, firm, company, corporation, association, joint stock company, trust, estate, governmental entity, or any other legal entity; or their legal representatives, agents, or assigns.

4.2.X POLLUTANT shall mean dredged spoil; solid waste; incinerator residue; sewage; garbage; sewage sludge; munitions; chemical wastes; biological materials; radioactive materials; heat; wrecked or discarded equipment; rock; sand; cellar dirt; and industrial, municipal, recreational, and agricultural waste discharged into water or into the municipal separate storm sewer system. For the purpose of this ordinance, the term "pollutant" includes sediment.

4.2.X POLLUTION shall mean the alteration of the physical, thermal, chemical, or biological quality of, or the contamination of, any surface water in the state or waters of the United States, that renders the water harmful, detrimental, or injurious to humans, animal life, vegetation, or property, or to the public health, safety, or welfare, or impairs the usefulness or the public enjoyment of the water for any lawful or reasonable purpose.

4.2.X QUALIFIED PERSONNEL shall mean persons who possess the appropriate knowledge, skills, and ability (as demonstrated by sufficient education, training, experience, and/or, when applicable, any required certification or licensing) to perform a specific activity in a timely and complete manner consistent with the applicable regulatory requirements and generally-accepted industry standards for such activity. For construction activity SWP3 inspections, the knowledge, skills, and ability of the qualified personnel conducting the inspections must include knowledge of the TPDES CGP, familiarity with the construction site, and knowledge of the SWP3 for the site, as well as demonstrated:

(a) Knowledge of the principles and practice of erosion and sediment control;

(b) Knowledge of the principles and practice of pollution prevention;

(c) Skills to assess conditions at the construction site that could impact stormwater quality; and

(d) Skills to assess the effectiveness of any stormwater controls selected to control the quality of stormwater discharges from the construction activity.

4.2.X **RELEASE** shall mean any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping, or disposing into ground water, subsurface soils, surface soils, the MS4, surface water in the state, or waters of the United States.

4.2.X **REPORTABLE QUANTITY (RQ)** shall mean the amount of a material or waste that when released within a 24- hour period, the person responsible for the release is required to notify the Town and state and federal authorities.

4.2.X **RUBBISH** shall mean non-putrescible solid wastes that consist of (a) combustible waste materials, including paper, rags, cartons, wood, excelsior, furniture, rubber, plastics, yard trimmings, leaves, and similar materials; and (b) noncombustible waste materials, including glass, crockery, tin cans, aluminum cans, metal furniture, and similar materials that do not burn at ordinary incinerator temperatures (1600 to 1800 degrees Fahrenheit).

4.2.X **SMALL CONSTRUCTION ACTIVITY** shall mean a construction activity that results in land disturbance of equal to or greater than one (1) acre and less than five (5) acres of land. Small construction activity also includes the disturbance of less than one (1) acre of total land area that is part of a larger common plan of development or sale, if the larger common plan will ultimately disturb equal to or greater than one (1) and less than five (5) acres of land.

4.2.X **STORMWATER** and **STORMWATER RUNOFF** shall mean any natural flow of water occurring during, following, or as a result of rainfall or snow melt.

4.2.X **STORM WATER POLLUTION PREVENTION PLAN (SWP3)** shall mean a document required by the TPDES Construction General Permit or TPDES Multi-Sector General Permit and which describes and ensures the implementation of controls and management practices to reduce the pollution discharged from the construction or industrial activity.

4.2.X **SURFACE WATER IN THE STATE** and **SURFACE WATER** shall mean lakes, bays, ponds, springs, rivers, streams, creeks, estuaries, wetlands, marshes, inlets, canals, and all other bodies of surface water, natural or artificial, navigable or nonnavigable, and including the beds and banks of all water-courses and bodies of surface water, that are wholly or partially inside or bordering the state or subject to the jurisdiction of the state; except that waters in treatment systems which are authorized by state or federal law, regulation, or permit, and which are created for the purpose of waste treatment are not considered to be in the state.

4.2.X **TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ)** shall mean the State of Texas agency by that name, the regional office thereof, any

state department, agency or commission that may succeed to the authority of the TCEQ, and any duly authorized official of TCEQ or such successor agency.

4.2.X **TEXAS POLLUTANT DISCHARGE ELIMINATION SYSTEM (TPDES)** shall mean the program delegated to the State of Texas by the EPA pursuant to 33 USC § 1342(b).

4.2.X **TPDES GENERAL PERMIT RELATING TO STORM WATER DISCHARGES ASSOCIATED WITH CONSTRUCTION ACTIVITIES SITES OR "CONSTRUCTION GENERAL PERMIT (CGP)** shall mean the current TPDES Construction General Permit issued by TCEQ, as authorized under provision of Section 402 of the Clean Water Act and Chapter 26 of the Texas Water Code, and known as TPDES General Permit TXR150000 effective March 5, 2008, and its successors.

4.2.X **TPDES GENERAL PERMIT RELATING TO STORM WATER DISCHARGES ASSOCIATED WITH INDUSTRIAL ACTIVITY OR "MULTI-SECTOR GENERAL PERMIT" (MSGP)** shall mean the current TPDES Multi-Sector General Permit issued by TCEQ, as authorized under provisions of Section 402 of the Clean Water Act and Chapter 26 of the Texas Water Code, and known as TPDES General Permit 050000 effective August 14, 2006, and its successors.

4.2.X **TOWN** shall mean the Town of Horizon City, Texas.

4.2.X **UNCONTAMINATED** shall mean not containing a harmful quantity of any substance.

4.2.X **WASTEWATER** shall mean any water or other liquid, other than uncontaminated stormwater, discharged from a facility or activity.

4.2.X **WATER QUALITY STANDARD(S)** shall mean the explicit goals established for surface water in the state as codified in Title 30, Chapter 307 of the Texas Administrative Code.

4.2.X **WATERS OF THE UNITED STATES** shall mean:

(a) All waters which are currently used, were used in the past, or may be susceptible to use in interstate or foreign commerce;

(b) All interstate waters, including interstate wetlands;

(c) All other waters, such as intrastate lakes, rivers, streams (including intermittent streams), wetlands, prairie potholes, playa lakes, or natural ponds that the use, degradation, or destruction of which would affect or could affect interstate or foreign commerce;

(d) All impoundments of waters otherwise defined as waters of the United States under the federal definition of ***WATERS OF THE UNITED STATES*** at 40 CFR § 122.2;

(e) All tributaries of waters identified in this definition; and

(f) All wetlands adjacent to waters identified in this definition; but

(g) Not including any waste treatment systems, treatment ponds, or lagoons designed to meet the requirements of the federal Clean Water Act.

SECTION 5. GENERAL PROHIBITION

5.1 No person(s) shall introduce or cause to be introduced into the Municipal Separate Storm Sewer System (MS4), surface water in the state, or waters of the United States any discharge that is not composed entirely of stormwater.

5.2 It is an affirmative defense to any enforcement action for violation of Subsection 5.1 of this section, upon presentation of evidence by the discharger, that the discharge was composed entirely of one or more of the following categories of discharges:

(a) Water line flushing (excluding discharges of hyperchlorinated water, unless the water is first dechlorinated and discharges are not expected to adversely affect aquatic life);

(b) Runoff or return flow from landscape irrigation, lawn irrigation, and other irrigation utilizing potable water, groundwater, or surface water sources;

(c) Discharges from potable water sources;

(d) Diverted stream flows;

(e) Rising ground water and springs;

(f) Uncontaminated ground water infiltration;

(g) Uncontaminated pumped ground water;

(h) Foundation and footing drains;

(i) Air conditioning condensation;

(j) Water from crawl space pumps;

(k) Individual residential vehicle washing;

(l) Flows from wetlands and riparian habitats;

(m) Dechlorinated swimming pool discharges;

(n) Street wash water;

(o) Discharges or flows from fire fighting activities (fire fighting activities do not include washing of trucks, run-off water from training activities, test water from fire suppression systems, and similar activities);

(p) Other allowable non-stormwater discharges listed in 40 CFR §122.26(d)(2)(iv)(B)(1);

(q) Non-stormwater discharges that are specifically listed in the TPDES Multi-Sector General Permit or the TPDES Construction General Permit; or

(r) Other similar occasional incidental non-stormwater discharges, unless the TCEQ develops permits or regulations addressing these discharges.

5.3 No affirmative defense shall be available under Subsection 5.2 of this Section if the discharge or flow in question has been determined by the Director to be a pollutant to or to cause pollution of the MS4, surface water in the state, or waters of the United States, and written notice of such determination has been provided to the discharger.

5.4 The burden of proof that a discharge was composed entirely of one or more of the categories in Subsection 5.2 and that it was not a source of a pollutant or did not cause pollution of the MS4, surface water in the state, or waters of the U.S. is upon the person responsible for the discharge.

SECTION 6. SPECIFIC PROHIBITIONS AND REQUIREMENTS

6.1 The specific prohibitions and requirements in this section are within but do not limit the general prohibition in Section 5.

6.2 No person shall introduce or cause to be introduced into the MS4 any discharge that causes or contributes to causing the Town to violate a Water Quality Standard, the Town's TPDES permit for discharges from its MS4, or any federal or state issued discharge permit for discharges from its MS4.

6.3 No person shall discharge any of the following substances into the MS4, surface water in the state, or waters of the United States:

(a) Any new or used motor oil, antifreeze, or any other motor vehicle fluid;

(b) Any hazardous waste, including household hazardous waste;

(c) Any garbage, domestic sewage or septic tank waste, cooking oil, grease trap waste, or grit trap waste;

(d) Any trash, rubbish, yard waste, or other floatable material;

(e) Any wastewater from a commercial car wash facility; from any vehicle washing, cleaning, or maintenance at any new or used automobile or other vehicle dealership, body shop, repair shop, or maintenance facility, with the exception that the exterior of new or used automobiles for sale at a dealership may be rinsed with non-heated potable water as long as no pollutants (including but not limited to detergent, surfactants, emulsifiers, etc.) enter the MS4;

(f) Any wastewater from a commercial mobile power washer or from the washing or other cleaning of a building exterior or exterior mechanical equipment that contains any soap, detergent, degreaser, solvent, other cleaning substance, or a pollutant from the item that is being cleaned, or that has been produced by wash water applied at pressures elevated above the distribution system pressure, or that is at a temperature that has been elevated by induced heating;

(g) Any wastewater from commercial floor, rug, or carpet cleaning;

(h) Any wastewater from the wash-down or cleaning of parking lots, streets, or other pavement that contains soap, detergent, solvent, degreaser, emulsifier, dispersant, or any other cleaning substance, or that has been produced by wash water applied at pressures elevated above the distribution system pressure, or that is at a temperature that has been elevated by induced heating; or any wastewater from the washing or cleaning of parking lots, streets, or other pavement where any spill, leak, or other release of hazardous material, hazardous substance, hazardous waste or other pollutant has occurred;

(i) Any effluent from a cooling tower, condenser, compressor, emissions scrubber, emissions filter, or the blowdown from a boiler;

(j) Any ready-mixed concrete, mortar, ceramic, or asphalt base material or hydromulch material, or from the cleaning of commercial vehicles or equipment containing, or used in transporting or applying, such material;

(k) Any filter backwash from a swimming pool, fountain, or spa;

(l) Any discharge from water line disinfection by superchlorination or other means if it contains any harmful quantity of chlorine or any other chemical used in line disinfection;

(m) Any runoff or washdown water from an animal pen, kennel, or foul or livestock containment area; or

(n) Any substance or material that will damage, block, or clog the MS4.

6.4 No person shall connect a line conveying sanitary sewage, domestic or industrial, to the MS4, or allow such a connection to continue.

SECTION 7. RELEASE REPORTING AND CLEANUP

7.1 The person who owns or operates a vehicle, facility, activity, or other source of any spill, discharge, or other release that may flow, leach, enter, or otherwise be introduced into the MS4 or surface water in the state shall notify the Town as soon as practicable and in no case later than 24 hours after discovering a release of the following:

(a) An amount equal to or in excess of a reportable quantity of a hazardous substance, as established by 40 CFR §302.4, except where the RQ is greater than 100 pounds, in which case the RQ shall be 100 pounds;

(b) An amount equal to or in excess of a reportable quantity of an extremely hazardous substance, as established under 40 CFR Part 355;

(c) An amount of petroleum product or used oil of either:

(1) 5 gallons or more if spilled or released onto land; or

(2) Sufficient to create a sheen if discharged or released directly into the MS4 or surface water in the state.

(d) An amount equal to or in excess of 25 pounds of industrial solid waste or other industrial substance.

7.2 The initial notification shall include the following information, to the extent known:

(a) Name, address, and telephone number of the person making the report;

(b) Date, time, and location of the release;

(c) Specific description or identification of the oil, petroleum product, hazardous substance, or other substances released;

(d) Estimate of the quantity released;

(e) Duration of the incident;

(f) Name or description of the street, MS4 structure, or surface water affected or threatened by the release;

(g) Source of the release;

(h) Description of the extent of actual or potential water pollution or harmful impacts to the environment and an identification of any environmentally sensitive areas or natural resources at risk;

(i) If different from subpart (a) of this subsection, the names, addresses, and telephone numbers of the responsible person and the contact person at the location of the release;

(j) Description of any actions that have been taken, are being taken, and will be taken to contain and respond to the release;

(k) Any known or anticipated health risks;

(l) Identity of any governmental representatives, including local authorities or third parties, responding to the release; and

(m) Any other information that may be significant to the response action.

7.3 Within fourteen (14) days following such release, the responsible person in charge of the vehicle, facility, activity, or other source of the release shall, unless waived by the Town, submit a written report containing the items specified above and the following additional information:

(a) The ultimate duration, concentration, and quantity of the release;

(b) All actions taken to respond to, contain, and clean up the released substances, and all precautions taken to minimize the impacts;

(c) Any known or anticipated acute or chronic health risks associated with the release;

(d) Where appropriate, advice regarding medical attention necessary for exposed individuals;

(e) The identity of any governmental/private sector representatives responding to the release; and

(f) The measures taken or to be taken by the responsible person(s) to prevent similar future occurrences.

7.4 Any release report required by a state or federal authority containing the information described above shall be adequate to meet the reporting requirements for submittal to the Town.

7.5 The notifications required above shall not relieve the responsible person of any expense, loss, damage, or other liability which may be incurred as a result of the release, including

any liability for damage to the Town, to natural resources, or to any other person or property; nor shall such notification relieve the responsible person of any fine, penalty, or other liability which may be imposed pursuant to this Ordinance or to state or federal law.

7.6 Any person responsible for any release as described above shall comply with all state, federal, and any other local law requiring reporting, cleanup, containment, and any other appropriate remedial action in response to the release.

7.7 Any person responsible for a release described in above shall reimburse the Town for any cost incurred by the Town in responding to the release.

SECTION 8. STORWMATER DISCHARGES ASSOCIATED WITH CONSTRUCTION ACTIVITY

8.1 All operators of a construction activity shall comply with the requirements, effluent limitations, certifications, notices, inspections, and all other applicable conditions of the TPDES Construction General Permit, except where alternative TPDES permit coverage is obtained for the discharge of stormwater and eligible non-stormwater discharges from the construction activity.

8.2 Unless a waiver is applicable (refer to sub-section 8.3), all operators of a construction activity shall prepare and submit to the Town a Storm Water Pollution Prevention Plan (SWP3) at least seven (7) days prior to commencing construction activity. The SWP3 shall be in accordance with the requirements for a SWP3 in the TPDES CGP. For more effective coordination of management practices, preparation and implementation of a single, comprehensive SWP3 for all operators and phases of construction at a site is encouraged.

8.3 Small construction activities that meet the criteria for a waiver from coverage under the TPDES CGP may submit to the Town a copy of the completed TCEQ Low Rainfall Erosivity Waiver Form instead of a SWP3. The form shall be submitted to the Town at least seven (7) days prior to commencing construction activities. The Town may require submission of a SWP3 if the Town determines upon review or a site inspection that the construction activity is operating beyond the limits of the waiver's applicability.

8.4 The Town may review a submitted SWP3 and require changes be made to the SWP3 and the SWP3 resubmitted if, in the professional judgment of the Director, the SWP3 does not comply with the requirements of the TPDES CGP or will not be effective in controlling erosion and the discharge of soil, wastes, and other pollutants to the extent practicable. The deficiencies in the SWP3 will be provided in writing.

8.5 All operators of a construction activity shall submit to the Town a signed copy of its Notice of Intent (NOI) and/or Construction Site Notice (CSN), as applicable under the TPDES CGP. The NOI and/or CSN shall be submitted at least (7) days prior to commencing construction activities and shall be posted at the construction site prior to the commencement of construction activities. The NOI and/or CSN must be posted in a

location where it is safely and readily available for viewing by the general public and local, state, and federal authorities.

8.6 Qualified personnel (provided by the operator of the construction activity) shall inspect disturbed areas of any construction site that has not been finally stabilized, areas used for storage of materials that are exposed to precipitation, discharge locations, structural controls, and locations where vehicles enter or exit the site, in accordance with the inspection schedule and procedures in the SWP3 for the construction activity. All erosion and sediment control measures and other management practices shall be observed in order to ensure they are operating correctly and are effective in minimizing the discharge of soil, wastes, and other pollutants. Based on the results of the inspection, the operator of the construction activity shall maintain, repair, or replace controls and management practices, as appropriate. At a minimum, controls and management practices shall be cleaned and repaired or replaced as needed when their capacity is reduced by fifty percent.

8.7 The Town may inspect a construction activity for compliance with its SWP3 and the TPDES CGP. Notice of deficiencies will be provided in writing, and the Director will give a reasonable amount time, not to exceed ten (10) days, to implement the necessary corrective actions.

8.8 The Town may deny approval of any building permit, grading permit, subdivision plat, site development plan, inspection, or any other approval necessary to commence or continue construction, or to assume occupancy, on the grounds that the controls and management practices described in the SWP3 reviewed by the Town or observed on a site inspection by the Town are determined by the Director to not be sufficient to minimize the discharge of soil, wastes, and other pollutants associated with construction activity to the extent practicable.

8.9 An operator who is denied an approval may appeal the decision to the City Council. The appeal shall be initiated by filing a written notice of appeal with the Director within fourteen (14) days from the date of the denial by the Director. The notice of appeal shall cite the factual basis for the appeal and the relief sought and shall be accompanied by relevant supporting documents. The City Council may affirm, reverse, or modify the decision of the Director.

SECTION 9. STORMWATER DISCHARGES ASSOCIATED WITH INDUSTRIAL ACTIVITY

9.1 All operators of an industrial activity shall comply with the requirements, effluent limitations, certifications, notices, inspections, discharge monitoring, and all other applicable conditions of the TPDES Multi-Sector General Permit, except where alternative TPDES permit coverage is obtained for the discharge of stormwater and eligible non-stormwater discharges from the industrial activity.

9.2 The Town may require submission of an industrial facility's SWP3 to the Town upon determination by the Director that an industrial activity may be introducing pollutants to the MS4 or surface water in the state. The Town may review a submitted SWP3 and require changes be made to the SWP3 and the SWP3 resubmitted if, in the professional judgment of the Director, or authorized representative, the SWP3 does not comply with the requirements of the TPDES MSGP. The deficiencies in the SWP3 will be provided in writing, and the Director will give the operator a reasonable amount of time, not to exceed twenty-one (21) days, to make the necessary changes and resubmit the SWP3.

9.3 The Town may inspect an industrial activity for compliance with its SWP3 and the TPDES MSGP. Notice of deficiencies will be provided in writing, and the Director will give a reasonable amount time, not to exceed ten (10) days, to implement the necessary corrective actions.

SECTION 10. CITIZEN PARTICIPATION

10.1 All citizens are encouraged to report to the Town any spills, releases, illicit connections, discharges from construction activity, other instances of a person or persons discharging pollutants into the MS4 or surface water in the state, and any other violation of this Ordinance of which they become aware. Such citizen reports may be made by telephone, in writing, or in person.

10.2 The Town will designate an individual or office to receive all such citizen reports and will establish a phone number and publish the number to facilitate citizen reports.

SECTION 11. RIGHT OF ENTRY

11.1 The Director may enter premises or vehicles regulated by this Ordinance at all reasonable times, whenever it is necessary to make an inspection to enforce any of the provisions of this Ordinance, to inspect permits and records required by this Ordinance, to collect water, waste, or wastewater samples, or whenever probable cause exists to believe that a violation of this Ordinance or other environmental laws exists on such premises.

11.2 The Director shall first present credentials and demand entry if the premises are occupied. If the premises are unoccupied, a reasonable attempt to locate the owner or person in control of the premises and demand entry shall be made.

11.3 Where premises have security measures in force which require proper identification and clearance before entry into its premises, the person in control of the premises shall make necessary arrangements with its security guards so that, upon presentation of suitable identification, the Director will be permitted to enter without delay for the purposes of performing specific responsibilities.

11.4 If entry is denied or if a person in control cannot be located, the Director shall have every recourse provided by law to secure entry. Such recourse shall include the right to obtain a search warrant under the guidelines of the Texas Code of Criminal Procedure, and for

the purposes of same, any person with enforcement authority under this Ordinance is hereby declared to be a "health officer."

SECTION 12. ADMINISTRATIVE ENFORCEMENT REMEDIES

12.1 NOTICE OF VIOLATION

When the Town finds that any person has violated, or continues to violate, any provision of this Ordinance, or any order issued hereunder, the Town may serve upon that person a written Notice of Violation. Within ten days of the receipt of this notice, an explanation of the violation and a plan for the satisfactory correction and prevention of reoccurrence thereof, to include specific required actions, shall be submitted by the alleged violator to the Town. If the alleged violator denies that any violation occurred or contends that no corrective action is necessary, an explanation of the basis of any such denial or contention shall be submitted to the Town within ten days of receipt of the notice. Submission of an explanation or plan in no way relieves the alleged violator of liability for any violations occurring before or after receipt of the notice of violation. Nothing in this section shall limit the authority of the Town to take any action, including emergency action or any other enforcement action, without first issuing a notice of violation.

12.2 EMERGENCY CEASE AND DESIST ORDER

12.2.1 When the Town finds that any person has violated, or continues to violate, any provision of this Ordinance, or any order issued hereunder, or that the person's past violations are likely to recur, and that the person's violation(s) have caused or contributed to an actual or threatened discharge to the MS4, surface waters in the state, or waters of the United States, which reasonably appears to present an imminent or substantial endangerment to the health or welfare of persons or to the environment, the Town may issue an order to the violator directing it immediately to cease and desist all such violations and directing the violator to:

(a) Immediately comply with all Ordinance requirements; and

(b) Take such appropriate preventive action as may be needed to properly address a continuing or threatened violation, including immediately halting operations and terminating the discharge.

12.2.2 Any person notified of an emergency order directed to it under this section shall immediately comply and stop or eliminate its endangering discharge. In the event of a person's failure to immediately comply voluntarily with the emergency order, the Town may take such steps as deemed necessary to prevent or minimize harm to the MS4, surface water in the state, or waters of the United States, or endangerment to persons or to the environment; including immediate termination of a facility's water supply, sewer connection, or other municipal utility services. The Town may allow the person to recommence its discharge when it has demonstrated to the satisfaction of the Director that the period of endangerment

has passed, unless further termination proceedings are initiated against the discharger under this chapter. A person that is responsible, in whole or in part, for any discharge presenting imminent endangerment shall submit a detailed written statement, describing the causes of the harmful discharge and the measures taken to prevent any future occurrence, to the Town within five (5) days of receipt of the emergency order. Issuance of an emergency cease and desist order shall not be a bar against, or a prerequisite for, taking any other action against the violator.

12.3 STOP WORK ORDER

12.3.1 Whenever the Town finds that any operator of a facility or activity, to include a construction site, has violated, or continues to violate, any provision of this Ordinance, or any permit or order issued thereunder, the Director may order that a Stop Work Order be issued to the operator, posted at the facility, and distributed to all Town departments and divisions whose decisions affect any activity at the facility.

12.3.2 Unless express written exception is at issuance, the Stop Work Order shall prohibit any further activity at the entire facility and site and shall bar any further inspection or approval by the Town associated with a building permit, grading permit, subdivision plat approval, site development plan approval, or any other Town approval necessary to commence or continue activity or to assume occupancy of the facility.

12.3.3 A person receiving an order under this section may file a written notice of appeal with the Director, no later than the tenth day after receipt of the order. Such notice shall include an explanation as to why the person believes the enforcement action should not be taken.

12.3.4 Issuance of a Stop Work Order shall not be a bar against, or a prerequisite for, taking any other action against the violator.

12.4 NUISANCE ABATEMENT

12.4.1 A violation of any provision of this Ordinance, if it exists within the corporate limits of the Town or within 5,000 feet of such limits, or of any order issued hereunder, is hereby declared a public nuisance and shall be corrected and remediated by the person(s) creating the nuisance. The Town may give notice to cease, abate, remove, or otherwise remedy a nuisance immediately to:

(a) The owner of property upon which a nuisance is located or from which a nuisance originated or is emanating. If the person creating, allowing, or maintaining the nuisance is not the owner of the property, notice shall also be given to such person; or

(b) Any person creating, allowing, or maintaining a nuisance.

12.4.2 The notice may order the owner/person to undertake and implement any appropriate action:

(a) To remediate and/or abate any adverse effects of the nuisance upon the MS4, surface waters in the state, waters of the United States, or any other aspect of the environment; and/or

(b) To restore any part of the MS4, surface waters in the state, waters of the United States, or any other aspect of the environment that has been harmed.

The notice may direct that the remediation, abatement, and/or restoration be accomplished on a specified compliance schedule and/or be completed within a specified period of time. An order issued under this section does not relieve the violator of liability for any violation, including any continuing violation.

12.4.3 Any owner on whose property the public nuisance is occurring or from which the nuisance is emanating or any person(s) creating a public nuisance shall institute and complete all actions necessary to remediate and/or abate the effects of such nuisance and restore any damages done. Such remedial, abatement, and restoration action may include, but not be limited to:

(a) Monitoring, assessment, and evaluation of the adverse effects and determination of the appropriate remedial, abatement, and/or restoration action;

(b) Confinement, removal, cleanup, treatment, and disposal of any discharged or released pollution or contamination;

(c) Prevention, minimization, and/or mitigation of any damage to the public health, welfare, or the environment that may result from the nuisance; and

(d) Restoration or replacement of Town property or natural resources damaged by the nuisance.

12.4.4 If the owner or person(s) responsible for creating the public nuisance fails to correct and remediate the nuisance within ten (10) days of the notice being served, the Director may enter any public or private property containing the nuisance and do any work necessary to abate the nuisance, except the demolition of buildings. The person(s) creating the nuisance shall be jointly and severally liable for the cost of such correction and abatement in accordance with state and local law.

12.4.5 If the immediate abatement of the nuisance is deemed necessary by a Director to protect the environment or the public health, safety, or welfare from an imminent and substantial endangerment, the Director may, without complying with the notice provisions of this section or without waiting the ten-day period, enter the

subject property and do or cause to be done any work necessary to abate the nuisance and remediate and restore the environment.

12.4.6 After abating the nuisance, the Director may inform the owner/person in a notice sent certified mail, return receipt requested, that if the owner/person commits another violation of the same kind or nature that poses a danger to the environment or to the public health and safety on or before the first anniversary date of the original notice, the Town may without further notice correct the violation at the owner's expense and assess the expense against the owner's property.

12.4.7 All costs incurred by the Town to abate a nuisance and remediate and restore the environment, including the cost of giving notice as required, will initially be paid by the Town and shall be charged to the owner of the property.

12.4.8 To obtain a lien against the property, the Director causing the abatement shall file a statement of expenses with the El Paso County Clerk. The lien statement shall state the name of the owner, if known, and the legal description of the property. The lien shall be security for the costs incurred and interest accruing at the rate of 10% on the amount due from the date of payment by the Town. The lien is inferior only to:

(a) Tax liens; and

(b) Liens for street improvements.

12.4.9 A lien may not be filed against real estate protected by the homestead provisions of the Texas Constitution.

SECTION 13. CIVIL AND CRIMINAL PENALTIES

13.1 CIVIL REMEDIES

Pursuant to Section 54.012(5) of the Texas Local Government Code, the provisions of Subchapter B of Chapter 54 of the Texas Local Government Code are hereby implemented for any violation of this Ordinance, any such violation being classified by the Texas Penal Code as a Class C misdemeanor, so that the Town may seek civil penalties and injunctive relief under the provisions of Subchapter B of Chapter 54.

13.2 CRIMINAL PENALTIES

13.2.1 Except as otherwise provided in this Ordinance, any person who has violated any provision of this Ordinance, or any order issued hereunder, shall be strictly liable for such violation regardless of the presence or absence of a culpable mental state and shall, upon conviction, be subject to a fine of not more than $2,000 per

violation, per day, or any greater fine authorized by state statute. Each day, or portion of a day, for which a violation occurs shall constitute a separate violation.

13.2.2 Any person who has knowingly made any false statement, representation, or certification in any application, record, report, plan, or other documentation filed, or required to be maintained, pursuant to this Ordinance, or any order issued hereunder, or who has falsified, tampered with, or knowingly rendered inaccurate any monitoring device or method required under this Ordinance shall, upon conviction, be subject to a fine of not more than $2,000 per violation, per day, or any greater fine authorized by state statute. Each day, or portion of a day, for which a violation occurs shall constitute a separate violation.

13.2.3 In determining the amount of any fine imposed hereunder, the court shall take into account all relevant circumstances, including, but not limited to, the extent of harm caused by the violation, the magnitude and duration of the violation, any economic benefit gained through the violation, corrective actions by the violator, the compliance history of the violator, the knowledge, intent, negligence, or other state of mind of the violator, and any other factor as justice requires.

13.3 Civil Suit under the Texas Water Code

Whenever it appears that a violation or threat of violation of any provision of Section 26.121 of the Texas Water Code, or any rule, permit, or order of the Texas Commission on Environmental Quality, has occurred or is occurring within the jurisdiction of the Town, exclusive of its extraterritorial jurisdiction, the Town, in the same manner as the TCEQ, may have a suit instituted in a state district court through its City Attorney for the injunctive relief or civil penalties or both authorized in subsection (a) of Section 26.123 of the Texas Water Code, against the person who committed or is committing or threatening to commit the violation. This power is exercised pursuant to Section 26.124 of the Texas Water Code. In any suit brought by the Town under this subsection, the TCEQ is a necessary and indispensable party.

SECTION 14. REMEDIES NONEXCLUSIVE

14.1 The remedies provided for in this Ordinance are not exclusive of any other remedies that the Town may have under state or federal law or other ordinances. The Town may take any, all, or any combination of these actions against a violator at any time, in an attempt to gain compliance with this Ordinance and any state or federal regulations. The Town is empowered to take more than one enforcement action against any violator. These actions may be taken concurrently.

14.2 The Town may notify the Texas Commission on Environmental Quality or the Environmental Protection Agency for assistance with correcting violations of this Ordinance.

SECTION 15. CHARGES AND FEES

The Town may adopt charges and fees related solely to the provisions of this Ordinance and separate from all other applicable fees chargeable by the Town. The fees may include:

(a) Fees for inspection, investigation, sampling and monitoring procedures;

(b) Fees for reviewing accidental discharge reports, NOIs, NOCs, CSNs, and SWP3s; or

(c) Other fees as the Town may deem necessary to carry out the requirements contained in this Ordinance.

SECTION 16. SEPARABILITY OF PROVISIONS

If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this Ordinance, it being the intent of the City Council to enact each section, subsection, sentence, clause or phrase of this Ordinance separately and independently of each other section, subsection, sentence, clause or phrase.

This ordinance was duly enacted together with all requisites and formalities incident thereto the enactment of ordinances and such is evidenced by the below signatures.

SIGNED and EXECUTED on this 20th day of Sept ,2011

WALTER MILLER
Mayor, Town of Horizon City

MUNICIPAL SEAL
TOWN OF HORIZON CITY, TEXAS

ATTEST:

KAREN ELLEFSON, CITY CLERK

APPROVED:

ROBERT A. DURAN, CITY ATTORNEY

First Reading: 9/13/11
Second Reading: 9/20/11
Approved: 9/20/11

Section 809 **Variances**

809.1 General

A variance from any provision in this ordinance may be requested from the City Building Inspection Department, and/or the Planning and Zoning Commission, which shall refer the request to the appropriate agency, namely, the Board of Adjustment for final action. For application procedures and fee structure see Ordinance No. 0022 [article 1.04, division 3 of the Municipal Code]. (Ordinance 0102 adopted 1/14/03; Ordinance 0102-005 adopted 12/9/03)

Section 810 **Penalty**

810.1 General

Any violation of this ordinance which shall be determined as having been intentionally, knowingly, recklessly, or done with criminal negligence shall be deemed a misdemeanor and can be punishable by a fine of not more than five hundred dollars ($500.00) as prescribed by law, and that any intentionally, knowingly, recklessly, or a criminal negligent violation of a zoning restriction can be punishable by a fine of not more than two thousand dollars ($2,000.00) as prescribed by law. Each violation may be deemed as separate violation and punished in accordance with the law and the aforementioned fines. (Ordinance 0102 adopted 1/14/03)

Section 811 **Drainage Ponds**

811.1 Drainage Ponds Required

Provisions for site drainage for construction within a platted subdivision shall be consistent with the approved grading and drainage plans of the subdivision, if such approved plans exist. Such plans may provide for the stormwater runoff to be discharged from a lot onto surrounding public streets or drainage rights-of-way or drainage easements. Absent circumstances that enable the discharge of stormwater off from a property, the City may require a ponding area or areas to be constructed to capture and retain stormwater within the property, and the City may impose this requirement as a condition of the issuance of a permit for building construction or other site development. (Ordinance 0102-008 adopted 2/10/04)

811.2 **Ponding Area Development Standards**

A. Private drainage ponds, when required, shall be designed to provide sufficient capacity from the contributing drainage area equivalent of both the volume of stormwater generated by a one percent probability (100-year return frequency) storm event, and a ten-year accumulation of silt. In special circumstances, a lesser capacity may be authorized by the Horizon City Director of Public Works provided alternative means are provided to pass the design storm without causing injury, a hazard or a public nuisance. All calculations shall be made by a professional engineer registered to practice in the state of Texas, and shall be subject to review and approval by the City Engineer.

B. Private drainage ponding areas shall adhere to the same standards applicable to publicly dedicated ponding areas, as described in the City's Subdivision Ordinance, unless drainage ponding is provided within required yard space or as part of a vehicular parking area, and is positioned to be visible from public streets or areas frequented by patrons of the intended use. In those instances, the following criteria shall be imposed:

1. Private drainage ponding areas accessible to the public shall not exceed a depth of ponded water greater than three feet.

2. Private drainage ponding areas shall be landscaped with rock or plants or both in a manner that enhances the appearance of the property, and such landscape treatment shall be maintained by the

property owner. The City prefers the use of native plant[s] or other drought-tolerant plants for all such landscaping.

3. Irrespective of other criteria in this section, a six-foot high rock wall shall be provided on the property line whenever a private ponding area abuts a property line.

4. The public shall be deemed to have easement rights for all private ponding areas. Access by the City to private ponding areas for the purpose of inspection and vector control shall in no way be impaired.

(Ordinance 0102-008 adopted 2/10/04)

811.3 **Maintenance Required**

A. Property owners shall be responsible for the maintenance of ponding areas not dedicated to the public. Failure of a property owner to properly maintain the drainage capacity, inflow structures, landscaping, or failure to remove accumulations of refuse or silt, may subject the property owner to enforcement activity.

B. If, after notifying the property owner of his or her failure to satisfactorily maintain a private drainage ponding area and a lack of suitable response from the property owner, the City Council deems it necessary to undertake maintenance to protect the public health, safety and welfare, the City may directly undertake such maintenance activities as are needed, and shall place a lien against the property for such costs as may have been incurred in so doing.

(Ordinance 0102-008 adopted 2/10/04)

Section 812 Yards

812.1 **Yards, Generally**

No building shall be permitted or constructed within the yard created by the setback regulations of this Ordinance, except as provided by the exceptions in this Section. (Ordinance 0102-014 adopted 3/13/07)

812.2 **Front Yards**

The front yard regulations may be modified as follows:

A. Where a frontage is divided among districts with different front setback, the deepest setback requirement shall apply to the entire frontage.

B. Gasoline, diesel and/or other fueling pumps and pump islands may occupy required yards; provided, however, that they are not less than twelve feet (12') from all lot lines. A freestanding canopy with support columns centered on the pump or pump island may be located within the required front yard; provided, that it shall not extend closer than twelve feet (12') from the front lot line.

C. Freestanding Automated Teller Machines (ATMs), vending machines, reverse vending machines, shade structures and refuse container areas may be located within the front setback of any commercial or industrial lot, provided that the structure is not located closer than twelve feet (12') from the front property line.

D. On a dwelling or apartment site, an unenclosed porch or entranceway patio with a wall up to six feet high, each not more than one hundred fifty (150) square feet in roof area, may extend not more than ten feet into a required front yard. Chimney backs, bay windows, eaves and cornices may extend not more than thirty (30) inches into the required front yard except that cornices and eaves of the main building may extend not more than four (4) feet into the front yard.

(Ordinance 0102-014 adopted 3/13/07; Ordinance 0102-032 adopted 2/24/15)

812.3 **Side and rear yards**

Side and rear yards regulations may be modified as follows:

A. Sills, eaves, belt courses, wing-walls at heights above six feet, window air conditioning units, chimney backs, bay windows, cornices and ornamental features may project a distance not to exceed twenty-four inches into a required side yard, and thirty inches into a required rear yard.

B. Open fire escapes, fireproof outside stairways and balconies opening from fire towers, and the ordinary projections of chimneys and flues into a rear yard for a distance of not more than three and one-half feet when so placed as to not obstruct light and ventilation, may be approved by the Director of Public Works.

C. Open, unenclosed porches when less than one hundred eighty feet in roof area may extend twelve feet into a required rear yard.

D. Terraces which do not extend above the level of ground (first) with a one hundred fifty square foot maximum floor area and a six-foot-high screen wall may project five feet into a required yard, provided these projections be distant at least two feet from the adjacent lot line.

E. Freestanding Automated Teller Machines (ATM's), vending machines, reverse vending machines, shade structures and refuse container areas may be located within the side and/or rear setbacks of any commercial or industrial lot, provided that the structure is not located closer than twelve feet (12') from the side and/or rear property line.

(Ordinance 0102-014 adopted 3/13/07; Ordinance 0102-032 adopted 2/24/15)

812.4 **Side street yard**

Side street yard regulations may be modified as follows:

A. Sills, eaves, belt courses, wing-walls at heights above six feet, window air conditioning units, chimney backs, bay windows, cornices and ornamental features may project a distance not to exceed twenty-four inches into a required side street yard.

B. Accessory structures may extend up to five feet into a required side street yard.

(Ordinance 0102-014 adopted 3/13/07)

812.5 **Minor encroachments**

No permit shall be issued for any building within the yard created by the setback regulations of this Ordinance. If, due to a construction error, a minor encroachment into the required yard ensues, the Board of Adjustment shall be empowered, but not obligated, to grant a variance provided said encroachment is not greater than a recommended distance of eighteen inches (18"). The Board shall consider the context of such encroachments relative to neighboring properties, as well as evidence from the builder that the encroachment is not deliberate.

(Ordinance 0102-014 adopted 3/13/07)

5.17.3 Dedication of Drainage Easements

5.17.3.1 General Requirements. Where a subdivision is traversed by a watercourse, drainageway, channel, or stream, there shall be provided a stormwater easement or drainage right-of-way conforming substantially to the lines of such watercourse, and of such width and construction as will be adequate for the purpose. Whenever possible, it is desirable that the drainage be maintained by an open channel and adequate width for maximum potential area of flow.

5.17.3.2 Drainage Easements

5.17.3.2.1 Where topography or other conditions are such as to make impractical the inclusion of drainage facilities within road rights-of-way, perpetual unobstructed easements at least fifteen (15) feet in width for such drainage facilities shall be provided across property outside the road lines and with satisfactory access to a road. Drainage easements shall be carried from the road to a natural watercourse or to other drainage facilities.

5.17.3.2.2 When the proposed subdivision drainage system will carry water across private land outside the subdivision, appropriate drainage rights must be secured.

5.17.3.2.3 The subdivider shall dedicate, either in fee or by drainage easement, land on both sides of existing watercourses to a distance to be determined by the City Road Engineer.

5.17.3.2.4 Low-lying lands along watercourses subject to flooding or overflowing during storm periods, whether or not included in areas for dedication, shall be preserved and retained in their natural state as drainage ways. Such land or lands subject to periodic flooding shall not be included in determining the area requirement for any lot.

5.17.4 Drainage Ponding Areas and Basins

5.17.4.1 Drainage ponds, when required, shall be designed to provide sufficient capacity from the contributing drainage area equivalent of both the volume of stormwater generated by a one percent probability (100-year return frequency) storm event, and a ten-year accumulation of silt. In special circumstances, a lesser capacity may be authorized by the Horizon City Director of Public Works provided alternative means are provided to pass the design storm without causing injury, a hazard or a public nuisance. All calculations shall be made by a professional engineer registered to practice in the State of Texas, and shall be subject to review and approval by the City Engineer.

5.17.4.2 Drainage ponds shall be designed to facilitate maintenance. When ponds are not otherwise accessible by equipment from adjoining paved surfaces, access roads, not less than ten feet in width and not steeper than ten percent grade, shall be provided giving access to the base of drainage ponds from public streets. The dimensioning of ponds shall provide adequate space for the maneuvering of trucks and equipment as may be deemed appropriate by the City's Director of Public Works and City Engineer. A permanent monument shall be placed at the base of the drainage pond to provide a benchmark for referencing the invert elevation of the drainage pond. Said monument shall be shown on the engineering plans for the drainage pond construction.

5.17.4.3 Appropriate measures shall be taken in both the drainage pond design and construction to minimize erosion potential. Such measures shall be determined by the City Director of Public Works and City Engineer. At minimum, the design and construction of drainage ponds shall provide for the following:

1. Site grading and perimeter control measures shall be used to prevent uncontrolled inflow into drainage ponds; stormwater inflow shall only be permitted via reinforced concrete drainage flumes or stormwater drainage pipes.

2. At all points of stormwater discharge into drainage ponds, velocity dissipaters shall be provided, based on good engineering practice.

3. The base of all inflow structures and all side slopes shall be compacted to a density of not less than 90 percent, based on the standards of the American Association of State Highway and Transportation Officials (AASHTO).

4. The maximum steepness of side slopes of drainage ponds shall be a ratio of two units in the horizontal for every one unit of vertical elevation change; the Director of Public Works shall be authorized to permit steeper side slopes only if a soils engineer certifies that such steeper slopes do not exceed the angle of repose of the native soil.

5. If, in the opinion of the City Director of Public Works or City Engineer, soil conditions present an erosion risk, even when properly compacted, armoring of all or any portion of the side slopes of drainage ponds shall be required. Suitable armoring or other slope stabilization may be provided by reinforced concrete, riprap, rock riprap, soil cement, or other like material.

6. The City will allow and does encourage the maintenance of existing, native plants along the side slopes as an erosion control strategy.

5.17.4.4 To provide for public safety and ensure compatibility with adjoining development, perimeter treatment shall be required for all drainage ponds. The following criteria shall govern perimeter treatment unless the developer can demonstrate that alternative means will provide equal or superior protection to the public interest:

1. All ponds dedicated to the public shall be enclosed by a six-foot high masonry wall. Such walls shall be constructed at the time drainage ponds are developed, without regard to the timing of construction of buildings on adjoining properties.

2. Access to enclosed ponds shall be provided by a wrought iron gate or a steel gate of similar appearance. A locking mechanism for the gate shall be provided in accordance with criteria to be specified by the Director of Public Works.

3. Five-foot wide concrete sidewalks shall be provided adjacent to the rock walls along all perimeter boundaries of drainage ponds that abut public street rights-of-way.

4. The parkways lying between required sidewalks and street curbing shall receive landscape treatment consisting of chat materials and, whenever possible, suitable desert plantings. Any plant materials so employed must be sufficiently drought-tolerant so as not to require supplemental irrigation.

5. When site conditions so permit, existing, native plants are not to be disturbed along the perimeter of drainage ponds so as to provide a visual buffer from other nearby development. This provision is not meant to apply to the base of the ponding areas from which all plant materials are to be removed.

5.17.4.5 The use of park areas as drainage ponds is discouraged, but may be permitted under conditions where neither use impairs the other, and where the siting and dimensioning of the park is appropriate based on good planning practices and in accordance with such plans and policies that may be adopted regarding outdoor public recreation. The application of these principles shall be solely vested in the Planning and Zoning Commission and City Council. The

burden shall be on the developer to demonstrate that the combining of both park and drainage ponding usage is appropriate and in the public interest. The following criteria shall govern the combined use of a site for both park purposes and drainage ponding purposes:

1. Because the use of property for park purposes implies ready public access, the perimeter rock wall requirement is not applicable when park and drainage ponding areas are combined; the sidewalk and parkway landscaping requirements, however, shall remain in force.

2. No slope greater than ten units in the horizontal and one unit in vertical shall be permitted in combined park and drainage ponding areas.

3. Permanent improvements, such as playground equipment and facilities, shall be limited to those improvements that can withstand prolonged periods of inundation. Consequently, the appropriateness of combining park and drainage ponding use will be determined, in part, based on the desired, ultimate development of the park space.

4. The design of drainage inflow shall ensure that the maximum incoming stormwater velocity, under design storm conditions, will not exceed five feet per second in any area accessible to the general public. Furthermore, provisions shall be made to ensure that stormwater inflow will not cause scouring or other erosion damage to the park ground surface.

5. Site grading for combined park and drainage ponding areas shall be such that no more than 50 percent of the park will remain inundated for a period of more than 72 hours following a storm of a 10-year return frequency. Infiltration tests shall be required to demonstrate the adherence to this standard.

6. The maximum depth of standing water permitted in a combined park and drainage ponding area shall not exceed four feet.

7. Turf or other planting is desirable as plant roots maintain the friability of soil and thus facilitate infiltration. Therefore, developers are encouraged to install turf together with necessary irrigation systems based on criteria that shall be specified by the Director of Public Works.

8. Developers that choose to combine parks and drainage ponding areas may only claim credit for parkland dedication, as required by Ord. 0035 [this ordinance], when turf or other landscape materials and necessary irrigation systems are installed. Costs incurred in such site improvements shall not reduce the calculation of park area otherwise required.

9. When developers propose combining park space and ponding areas, innovative designs will be allowed and are preferred to separately impound runoff from 10-year return frequency storms and only use the park space as overflow for stormwater inflows from storms of greater magnitude.

5.17.4.6 Drainage ponding area requirements of the Horizon City [sic] are in addition to such design and permit requirement as may be imposed by the Texas Pollutant Discharge Elimination System (TPDES) program, and the Federal National Pollutant Discharge Elimination System (NPDES). In the event of a conflict between the provisions of this ordinance and either the TPDES or NPDES, the latter will supersede. Lacking a conflict in such regulatory standards, the more stringent standard will govern

5.17.4.7 The interpretation and application of the criteria in this ordinance will be based on a standard of reasonableness with regard to public health, safety and welfare. The Director of Public Works shall apply the regulations accordingly.

(Ordinance 0035 adopted 1/11/94; Ordinance 0035-011 adopted 2/10/04)

MEMORANDUM

TO: Honorable Mayor and Council Members of the Town of Horizon City

Cc: Veronica Rojas, Horizon City EDC Executive Assistant

FROM: Eddie Garcia, Horizon City EDC Executive Director

DATE: January 15, 2025

RE: Request for Consideration of Horizon City Economic Development Corporation Board Member Appointment: Rafael Padilla

---

As allowed by the bylaws governing the activities of the Horizon City Economic Development Corporation Board and with the recommendation of the Horizon City EDC Director, staff is requesting an approval recommendation for the appointment of Mr. Rafael Padilla to the Horizon City Economic Development Corporation Board.

Mr. Padilla, Jr. was raised in El Paso, Texas and graduated from Socorro High School and the University of Texas at El Paso with a Bachelor of Science in Mechanical Engineering. Currently employed by the Socorro Independent School District, Rafael oversees various departments in Facility Maintenance, and Energy & Environmental Management.

His extensive government and instructional experience dates to 1992 as a city planner, historic preservation officer and building inspector with the City of Socorro, and evenings as an instructor for El Paso Community College. Upon employment with the school district in 2000, that continued with Horizon City as a member of the Planning & Zoning Commission from 2000 through 2001; Alderman Place 7 from 2001 through 2003; Alderman Place 1 from 2006 through 2008; Alderman Place 6 from 2017 through 2021 and now Alderman Place 6 from 2021 to 2025.

Rafael has dealt extensively with the City of El Paso, City of Socorro, County of El Paso, Horizon Regional Municipal Utility District, Clint Independent School District and the Texas Department of Transportation.

The Economic Development Corporation recommends approval of the appointment of Mr. Rafael Padilla based on his noted professional qualifications and his fulfillment of the requirements for qualification as a member of the Horizon City Economic Development Corporation Board, described below, with a specific focus on qualification point number four (4).

*Members must reside within the Town of Horizon City and each director shall meet **at least one** of the following qualifications:*

1. *Shall possess experience in management or in an executive capacity.*
2. *Shall have experience in the evaluation of financial and business records and projections.*
3. *Shall have experience in economic development matters.*

4. *Possess education, training or experience useful to the corporation's purposes.*

In accordance with the bylaws governing the activities of the Horizon City Economic Development Corporation Board, Mr. Rafael Padilla term shall last 2 years to commence _____.

_____ _____

Eddie Garcia **Date**

EDC Executive Director

RESOLUTION

OFFICE OF THE GOVERNOR, HOMELAND SECURITY GRANTS DIVISION OPERATION STONEGARDEN (OPSG)

FY2024 (3007410)

WHEREAS, the Town of Horizon City finds that this grant will enhance the capability to detect, Prevent, and deter terrorists, weapons of mass effect, transnational gangs, smuggling of contraband, and human trafficking,

WHEREAS, the Town of Horizon City finds it in the best interest of the citizens of the Town of Horizon City to submit the grant application for the FY24 Operation Stonegarden (OPSG) project to the Office of the Governor,

WHEREAS, The Town of Horizon City acknowledges that the Office of the Governor, Operation Stonegarden does NOT require matching funds or an in-kind match;

WHEREAS, The Town of Horizon City agrees that in the event of loss or misuse of the Office of the Governor, FY24 Operation Stonegarden funds, the Town of Horizon City assures that the funds will be paid back in full;

WHEREAS, The Town of Horizon City agrees that the existence of an award will not be used to offset or decrease total salaries, expenses and allowances that the city receives or provides to its Police Department at or after the grant is awarded; and

WHEREAS, The Town of Horizon City designates the Mayor as the Authorized Official, and the Authorized Official is given the power to apply for, accept, reject, alter or terminate the grant.

NOW THEREFORE, BE IT RESOLVED that the Town of Horizon City, Council has approved submission of the grant application for FY24 Operation Stonegarden (OPSG).

Adopted on the _____ day of January, 2025.

(Signatures continued on next Page)

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

By:_____
Elvia Schuler, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth
Assistant City Attorney

TOWN OF HORIZON CITY

CHRISTMAS PARADE 2024

AS OF 12/31/24

Revenue			
11/21/2024	Parade Participation Fees	$ 4,770.00	
12/9/2024	Parade Participation Fees	1,570.00	
Total Revenue			**$ 6,340.00**
Expense			
11/21/2024	Turkey Basket Items - Head Start	$ 251.07	
12/5/2024	Cookie Trays for Tree Lighting	83.77	
12/5/2024	Parade Candy Items	118.77	
12/7/2024	Portable Jon Rental	660.00	
Total Expense			**$ 1,113.61**
Net			**$ 5,226.39**

RESOLUTION

That the Mayor or his designee be authorized to sign all documents on behalf of the Town of Horizon City necessary to receive a grant in the amount of $248,352.40 from the Office of the Governor of the State of Texas for the implementation and operation of a Crisis Intervention Team; and

That the City is authorized to expend those funds in accordance with the grant application submitted on behalf of the City and the budget presented by the Horizon City Police Department on this date.

ADOPTED BY THE CITY COUNCIL the _____ day of January, 2025.

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

By: _____
Elvia Schuller, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth
Assistant City Attorney

INTERLOCAL AGREEMENT BETWEEN HORIZON CITY AND EL PASO MHMR D/B/A EMERGENCE HEALTH NETWORK FOR THE OPERATION OF A CRISIS INTERVENTION TEAM

This Interlocal Agreement is entered into as of March 1, 2025 ("Effective Date"), by and between the Town of Horizon City and El Paso MHMR d/b/a Emergence Health Network ("EHN") for the purpose of implementing and operating a Crisis Intervention Team ("CIT") in the Town of Horizon City ("City").

RECITALS

WHEREAS, the purpose of the Interlocal Cooperation Act, Chapter 791, Texas Government Code is to increase the efficiency and effectiveness of local governments by authorizing them to contract, to the greatest possible extent, with one another and with agencies of the state; and

WHEREAS, EHN was established as the Local Mental Health Authority ("LMHA") pursuant to Chapter 533 of the Texas Health and Safety Code, and provides a comprehensive array of mental health services in the City; and

WHEREAS, EHN and City desire to explore options for providing safer and more effective responses to dynamic law-enforcement incidents involving persons in suspected mental health crisis and situations involving persons with a diagnosed or suspected mental illness and/or intellectual disability; and

WHEREAS, EHN and City agree that the CIT model is an effective method in responding to law enforcement situations involving persons in suspected mental health crisis and situations involving persons with a diagnosed or suspected mental illness and/or intellectual disability; and

WHEREAS, EHN and City desire to enter into this Agreement to implement the CIT model within the City and increase the number of persons diverted from incarceration when allowed by statutes;

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the Parties hereto do mutually agree as follows:

Commented [BL1]: Change to Horizon Police Department

1. PURPOSE OF AGREEMENT

This Agreement establishes the procedures and responsibilities of the parties in deploying a CIT to assist persons in mental health crisis and persons with a diagnosed or suspected mental illness and/or intellectual disability, and for providing the necessary transportation, equipment, and supplies for joint operation of the CIT and the sharing of information.

2. ASSIGNMENT OF PERSONNEL BY THE HORIZON POLICE DEPARTMENT

A. The Chief of Police will select and assign no less than one (1) sergeant/lieutenant to oversee the program and no less than two (2) law enforcement officers to the CIT. The officers will be partnered with EHN mental health professional(s) and shall be deployed to examine, investigate, and handle persons believed to be in a mental health crisis, or persons with a diagnosed or suspected mental illness and/or intellectual disability.

B. Assigned HPD officer(s) shall:

1. Assist with and/or respond to any patrol request involving a call concerning individuals who may have mental health issues.
2. Assist EHN case worker(s) with individuals with mental illness and respond to mental health crisis calls from the community.
3. At least annually, coordinate and/or participate in training for Horizon Police Department (HPD) and EHN personnel related to mental health. The training must address, at least, the following components:
   a. recognize signs and symptoms of mental illness, substance abuse, and cooccurring mental illness; and
   b. crisis intervention and de-escalation.
4. Act as a community liaison between other law enforcement agencies and EHN.
5. Transport consumers meeting Emergency Detention Order ("EDO") requirements to a facility deemed appropriate by EHN; and
6. Train officers as mental health officers pursuant to Texas Commission on Law Enforcement requirements.

3. ASSIGNMENT OF PERSONNEL BY EHN

A. EHN shall assign no less than one (1) full-time mental health clinician(s) or a qualified mental health professional-community service (QMHP-CS to be partnered with Horizon Police Department officer(s) within CIT. The Program Director and clinicians shall all be licensed, the QMHP-CS's shall have their certification through the State of Texas per all regulations, to provide services in the State of Texas. Upon request, EHN shall provide the Horizon Police Department with copies of all licensing certifications for EHN mental health clinicians/QMHP-CS assigned to CIT.

B. Mental health clinicians/QMHP-CS will work with officers in the field and may be scheduled to work various times, days, and holidays throughout the life of this Agreement. In addition, EHN must provide access to a licensed mental health clinician 24 hours a day, 7 days a week, including holidays, for those events where a CIT unit is not available for Crisis Negotiations Team ("CNT") and/or Special Weapons and Tactics ("SWAT") Team call outs. The clinician must be on scene within one (1) hour of notification of a CNT/SWAT call out.

C. CIT units provide services in the City of Horizon. EHN mental health clinicians/QMHP-CS shall provide a variety of clinical services for individuals with a diagnosed or suspected mental illness and/or intellectual disability, and assist these individuals, their personal support system, law enforcement, community members, and other social service agencies in understanding and finding solutions to problems that lead to and result from mental illness and severe emotional disorders. EHN personnel shall pass a comprehensive background investigation, as deemed appropriate and provided by the Socorro Police Department.

Commented [BL2]: Change tom Horizon PD

Commented [BL3R2]: Horizon PD

D. EHN personnel shall:

1. Subject to Article H of this Interlocal Agreement, EHN personnel shall, to the extent permissible, cooperate, and when necessary, provide statements and/or testimony for criminal, civil and administrative investigations, hearings, and testify in criminal, and civil proceedings.
2. Assist HPD officers in responding to mental health crisis calls and patrol requests concerning individuals who may have mental health issues within the community.
3. Twice annually coordinate and/or conduct training for HPD Officers related to mental health. The training must address, at least, the following components:

a. Recognizing signs and symptoms of mental illness, substance abuse, and occurring mental illness; and
b. Crisis intervention and de-escalation; and
c. Alternatives to incarceration or in-patient hospitalization available in the community for individuals with mental illness;

4. Act as a central source of information on mental health incident reports (other than ILEADS reports).
5. Act as a community liaison between law enforcement and local mental health providers, advocates, and consumers.
6. Upon written agreement by the parties, fulfill any additional responsibilities related to the Program.
7. Provide HPD officers training on the current alternatives to incarceration or in-patient hospitalization available in the community for individuals with mental illness.
8. Enhance communication and coordination between EHN, the HPD, local hospitals, and local courts of jurisdiction through quarterly meetings with these and other local entities that work with individuals with mental illnesses.
9. Coordinate transportation for individuals with mental illness to appropriate facilities where the mental health consumer can receive necessary services, e.g. psychiatric hospitals, crisis respite facilities, etc.
10. Assist officers with obtaining Emergency Detention Orders for individuals requiring an in-patient level of care.
11. Provide encounter data and analysis outcomes to influence and integrate into strategic planning for field operations and smart scheduling based on historical observations.
12. As subject matter experts serve as the lead in the development of presentations, workshops, and or seminars as it relates to mental health, clinical crisis interventions and approaches, crisis-de-escalation, and crisis stabilization for external conferences and community outreach.
13. Ensure that there is a clinical administrator assigned to every shift for clinical staffing and disposition approval.
14. Submit to HPD community welfare checks and follows up for emergent mental health cases of individual and public health concern determined by the local mental health authority.

4. REPORTING

For each CIT unit, the CIT officer shall complete a Daily Activity Report at the end of each shift and will be responsible for completing any other Horizon Department reports. The CIT EHN staff shall complete all necessary EHN forms for each client's chart. Data compilation and reporting processes will be coordinated between the parties.

5. SUPERVISION

A. The HPD will be the lead agency on all law enforcement issues pertaining to CIT operations and structure. EHN will be the lead agency on all mental health oriented non-criminal issues involving assessment and disposition. CIT unit patrols will be supervised through the HPD command structure. EHN will provide a licensed clinician (Director) to supervise EHN personnel. EHN administrators will maintain all administrative oversight for EHN staff.

B. The parties will establish a Supervisor Working Group. The purpose of this working group is to provide an established forum wherein issues related to the interaction of the parties can be addressed on an informal basis. The Supervisor Working Group will allow for input from both parties for strategic planning, shift scheduling, and to work toward a leadership consensus on how some issues can be addressed at the operations level. The Supervisor Working Group shall not be considered a governing body under this Agreement, and it shall not have authority to make a binding decision on behalf of the CIT.

C. The Chief of Police and the Chief Executive Officer of EHN, or their designees, may establish informal working groups to facilitate a productive and organized working environment to discuss issues of common interest. No informal working group shall have authority to make a binding decision on behalf of the CIT.

6. CONFIDENTIALITY AND SHARING OF INFORMATION

A. All personnel assigned to the CIT shall be knowledgeable and responsible for abiding with the provisions of law pertaining to confidentiality of information related to an individual's mental history and other medical records, and shall comply with all state and federal laws, rules, and regulations in both areas of privacy and security of protected health information.

B. All personnel assigned to the CIT shall be knowledgeable and responsible for abiding with the provisions of law pertaining to confidentiality of information related to the handling of criminal and administrative investigations and law enforcement reports, and other records, and shall comply with all relevant federal, state, and local laws, rules, and regulations , including, but not limited to, Criminal Justice Information Services ("CJIS") requirements, as well as Horizon Police Department policies and procedures.

C. The criminal history of an individual will be accessed only by sworn Horizon Police Department personnel and will be made available to EHN personnel only as necessary and appropriate, within the limits allowed by federal, state, and local laws, rules, and regulations, and in compliance with Horizon Police Department policies and procedures.

D. The mental health history of an individual will be accessed only by EHN clinicians and will be made available to officers assigned to the CIT only as necessary and appropriate and within the limits allowed under state and federal patient privacy laws.

E. EHN clinicians will disclose mental health history information or any other protected mental health information to other personnel within the Horizon Police Department the following circumstances:

1. In response to a court order, warrant, subpoena, summons, or other process issued by a court.
2. If the clinician believes that the client presents a serious present or imminent danger of violence to self or another person.

F. In accordance with 42 CFR Part 2, EHN clinicians may disclose mental health history information or any other protected mental health information to medical personnel in response to an

emergency involving the individual if such disclosure is necessary based upon the clinician's exercise of his or her professional judgement.

G. Unless otherwise provided for by law or separate agreement, any information shared in connection with the CIT by any of the parties may not be further disseminated without the express consent of the party from which the information originated.

H. Each individual party remains responsible for processing any external requests for information related to the CIT that is directed at it, whether such requests are pursuant to federal or state open records laws, discovery in the context of legal proceedings, or otherwise. To the extent such requests encompass information that originated from the other party, the party processing the request shall consult with the party from which the information originated prior to releasing the information. The Chief of Police and CEO of EHN, or their designees, shall be notified of all information requests related to the CIT that are received by either party.

I. The Chief of Police shall designate a specific individual to serve as the primary media point of contact for the CIT. Any statements or releases of information to the media, or responses to media inquiries, on behalf of the CIT shall be made exclusively by the designated point of contact. The parties, however, may independently make a statement or release of information to the media or respond to media inquiries with respect to any activities of the respective agency that relate to the CIT. The Chief of Police will be advised when such a release is to be made by EHN.

7. RESPONSIBILITY OF DISPATCHING OF CIT UNITS

A. The CIT units will receive calls directly from Horizon Police Department dispatch when the situation is required. If available, the CIT units will respond to requests from Patrol units when assistance is needed in handling a person suspected of having a mental illness or intellectual disability. Additionally, and as necessary, the CIT units will receive requests from EHN staff. Such requests from EHN will be communicated to a Horizon Police Department CIT supervisor and Horizon Police Department dispatch according to current policy and procedure.

B. While the priority of the CIT units will be to respond to individuals in mental health crisis, there may be situations, as time allows, where CIT units may also receive referral or follow-up requests for CIT units to proactively engage homeless mentally ill persons and attempt to direct them to proper services.

8. BARRICADED SUSPECT OR HOSTAGE SITUATIONS

CIT units may be dispatched or called out to a location where a barricaded suspect or hostage situation is involved. The role of CIT units at a barricaded suspect or hostage situation is to provide on-scene mental health history of the individual involved and to act as a resource to the incident commander.

Commented [KW4]: Do you want to add a comment here about an EHN supervisor being present?

9. TRAINING

Training of CIT personnel shall be a collaborative effort amongst the Horizon Police Department and EHN. Horizon Police Department and EHN management will determine together the curriculum, schedule, and personnel to be trained.

10. COMPENSATION

A. The City shall pay to EHN annually an amount not to exceed **Seventy-Three Thousand Nine Hundred Seventy-One and 00/100 Dollars ($73,971.00)** per City fiscal year for the assignment of the one (1) mental health clinician for the duration of the Agreement.

B. When an EHN mental health clinician is absent from an assignment for more than ten (10) consecutive workdays, the City will cease being billed for that clinician's salary and benefits beginning on the eleventh (11th) day of the clinician's absence, unless EHN, at its discretion, assigns another mental health professional to fulfill the duties of the director or mental health specialist during the program directors or clinician's absence. Billing will not resume until the program manager or clinician returns to regular duty.

C. Payments made under paragraphs A and B shall be made to EHN monthly and shall be due on the tenth (10th) day after receipt of an invoice for services under this Agreement.

D. City will provide primary office space for EHN use at the Horizon Police Department Headquarters or one or more of the various Horizon Police Department Patrol Stations. EHN shall be responsible for any additional office space deemed necessary by EHN. Such additional office space must be compliant with all applicable CJIS requirements.

E. Except for tactical go-bags, and ballistic vests, the City shall provide all equipment and supplies deemed necessary by the Horizon Police Department for the use of the CIT. EHN shall be responsible for any equipment and supplies needed for any additional space locations deemed necessary by EHN. Such additional equipment and supplies must be compliant with all applicable CJIS requirements.

F. The city shall purchase a cell phone and surface pro for the use of EHN staff. Pay for the cell phone service used by assigned EHN personnel to perform the duties of the CIT.

G. Within seven (7) working days of the execution of this Agreement, liaisons from both parties shall establish formal procedures for the purchase of equipment and/or reimbursement processes.

H. Subject to the payments and reimbursements referenced above, City and EHN agree to assume all personnel costs for their CIT representatives, including salaries, overtime payments, and fringe benefits consistent with their respective agency policies.

I. This Agreement may be subject to the annual appropriation of funds by the City and any external grant funding available to the City. Notwithstanding any provision herein to the contrary, if funds are not appropriated for this Agreement, then the City shall be entitled to immediately terminate this Agreement, without penalty or liability. The City will be responsible for payment of all monies due up through the date of such termination.

J. The parties shall undertake reasonable efforts to identify and obtain sustainable funding, including private and public grants, for future services. The parties agree to share information and/or data to help with the applications for grants. Should either party use the other party for matching funds, the parties agree to ensure that the funds are mutually used to the best benefit of the CIT, subject to the rules or conditions applicable to that grant award.

11. TERM AND TERMINATION

A. This Agreement is valid upon the City's receipt of grant funding, and shall commence on the Effective Date of this agreement and terminate on the 30th day of September, 2025 regardless of the date of execution of this Agreement.

B. This Agreement may be terminated early, with or without cause or for convenience, by either party giving written notice of its intention to so terminate to the other party sixty (60) days before the effective date of termination. City will be responsible for payment of all monies due up through the date of such termination.

C. In the event the parties identify and obtain sustainable funding, including private and public grants, for the coverage of the services provided herein, the parties may either amend this Agreement or terminate this Agreement immediately upon the effective date of a new agreement utilizing said funding.

12. PROGRAM AUDIT

This Agreement and its requirements are subject to audit by the parties, and it is their responsibility to conduct an audit whenever they deem it necessary. Such an audit shall be at the individual party's expense. Parties shall share information with each other for the purposes of compiling statistics on an annual basis to ascertain the effectiveness and reduced jail rates achieved by the program. The Horizon Police Department agrees to maintain all records relating to the operation of the CIT consistent with Horizon Police Department policies on record retention. EHN client records shall be housed for a period of seven years after contact with the client is terminated.

13. QUALITY ASSURANCE

A. EHN shall develop and implement written policies and procedures to evaluate the performance of the terms and conditions of this Agreement and measure client and local stakeholder satisfaction.

B. The City will engage in monitoring activities to evaluate the quality of various aspects of service delivery. Some of these activities include but are not limited to the following: a) site visits to evaluate and document various administrative and programmatic requirements; b) review of data reports to evaluate programmatic outcomes; and c) review of general administrative compliance documents. EHN will be required to participate in all monitoring and evaluation activities.

14. MISCELLANEOUS

A. Notices. Unless otherwise provided here in, all notices or other communications required or permitted to be given under this Agreement shall be in writing and shall be deemed to have been duly given if delivered personally in hand or sent by certified mail, return receipt requested, postage prepaid and addressed to the appropriate party at the following address or to any other person at any other address as may be designated in writing by the Parties. Notices are effective upon receipt. Parties may change their notice information in the same manner.

CITY	Marcos A. Vargas, Chief of Police Horizon Police Department 14999 Darrington Rd, Horrrizon City, TX 79928

cc:	Andres Renteria Mayor 14999 Darrington Rd Horizon City, TX 79928
EHN	Kristen Daugherty Chief Executive Officer El Paso MHMR d/b/a Emergence Health Network 201 E. Main Street, Suite 600 El Paso, Texas 79901
cc:	EHN Legal Unit El Paso MHMR d/b/a Emergence Health Network 201 E. Main Street, Suite 600 El Paso, Texas 79901

B. Governing Law. For the purpose of determining the place of agreement and the law governing same, this Agreement, including this Addendum, is entered into in the County of El Paso, State of Texas and shall be governed by the laws of the State of Texas. The laws of the State of Texas govern in determining any evidentiary privileges claimed by the parties. Venue for all causes of action arising from or in connection with this Agreement, including this Addendum, shall be in El Paso County, Texas. The parties agree that the statute of limitations as prescribed under Texas law, including but not limited to Texas Civil Practice and Remedies Code chapter 16 (herein, the "Statute of Limitations"), shall govern. Any language prescribing a period less than the Statute of Limitations shall be of no effect.

C. Independent Contractors. The relationship between the parties shall be that of an independent contractor. It is agreed that neither the parties nor any of their personnel shall be considered an employee, agent, partner, joint venture, ostensible or apparent agent, servant or borrowed servant of any other party to this Agreement. Each party remains liable for the acts and omissions of its officers, employees, agents, and representatives and shall also be responsible for any compensation or benefits owed or accrued to its officers, employees, agents, or representatives.

D. No Private Right Created. This is a cooperative government agreement among the parties and is not intended to confer any right or benefit to a private person or party.

E. No Waiver of Immunity. No Party waives or relinquishes any immunity or defense on behalf of itself, trustees, officers, employees (paid or volunteer), and agents as a result of the execution of this Agreement or as a result of the performance of the functions or obligations described herein.

F. Entire Agreement; Amendment. This Agreement constitutes the entire agreement of the parties. This Agreement shall not be modified or changed unless the same is in writing and signed by the respective Parties hereto or as permitted by Subsection G, below. All prior negotiations, agreements, and understandings with respect to the subject matter of this Agreement are superseded hereby.

G. Addendums; Memorandums of Understanding. EHN and the City may add addendums or memorandums of understanding ("clarifying documents") to this Agreement to further clarify this Agreement without further approval of each party s governing board; provided, however, that such clarifying documents must be consistent with this Agreement and may not have any fiscal impact or cost beyond the scope of this Agreement. In the event of any discrepancy between any such clarifying

documents and this Agreement, this Agreement shall govern. An official with general authority to approve policies or procedures of that entity shall execute any such clarifying documents.

H. Waiver of Breach. The waiver by either party of a breach or violation of any provision of this Agreement shall not operate as, or be construed to be, a waiver of any subsequent breach of the same or other provision hereof.

I. Severability. In the event any provision of this Agreement is held to be unenforceable for any reason, the unenforceability thereof shall not affect the remainder of the Agreement, which shall remain in full force and effect and enforceable in accordance with its terms.

J. Force Majeure. Neither party shall be held responsible for any delay or failure in performance to the extent that such delay or failure is caused by fire, flood, explosion, war, strike, embargo, government regulation, civil or military authority, acts of God, acts or omissions of carriers, or other similar causes beyond their control.

IN WITNESS WHEREOF, the parties have executed this Agreement in their official capacities, with legal authority to do so.

The City of Horizon

_____
Andres Renteria
Mayor

Date: _____

AGREED:

_____
Marcos A. Vargas
Chief of Police

Date: _____

El Paso MHMR d/b/a Emergence Health Network

_____
Kristen Daugherty
Chief Executive Officer

Date: _____

RESOLUTION

That the Mayor be authorized to sign an Interlocal Agreement for a term of one year commencing on March 1, 2025 between the Town of Horizon City and El Paso MHMR d/b/a Emergence Health Network for the purpose of implementing and operating a Crisis Intervention Team; and

The City be authorized to pay the sum of $73,971.00 for the services of one mental health clinician assigned to work with the Horizon City Police Department.

ADOPTED BY THE CITY COUNCIL the _____ day of January, 2025.

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

By: _____
Elvia Schuller, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth
Assistant City Attorney

Town of Horizon City
Capital Improvement Program

January 14, 2025

Council Meeting

Municipal Facilities Phase 1

- Site work continues
- Vertical Construction
  - Steel frames for sally port, buildings and plaza canopies
  - Continued work on electrical, plumbing and mechanical rough-in
- Change Order #2 for additional bullet proof doors on today's agenda for Council consideration

Municipal Facilities Phase 1

- Coordinating with utilities:
  - EPEC – Easement agreement on today's Council agenda
  - TGS
  - HRMUD
  - Conterra
- Contractor is coordinating with Darrington Reconstruction project manager
- Project currently on schedule

Municipal Facilities Phase 1



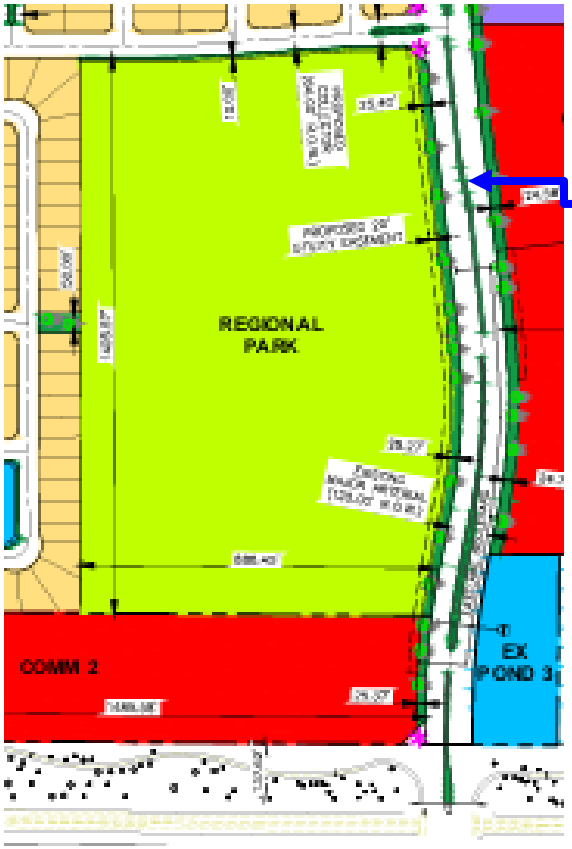




Images taken on January 6 and 10, 2025.

New Regional Park

- Coordinating for appraisal of property



Eastlake Blvd.

Horizon Blvd.

From Preliminary Conceptual Plans, subject to change provided by Hunt Communities. June 2024

Federally- & State-Funded Project Updates

N. Darrington Reconstruction - Funding

- Staff working on necessary steps to apply for SIB loan.
- Revised 3-party agreement under review by partners
- Once amendment is approved, will work on ordinance amendments

N. Darrington/Horizon Blvd. Reconstruction

- Storm drainage installation to being at Homestead – working through utility conflicts – pending TGS relocation dates
- Waterline installation at Oxbow
- Pond excavation continues
- Horizon Blvd. – Phase 2
  - Temperatures during January 6 -10 affected paving

Rodman Shared Use Path (SUP)

- Project under design – 100% complete and under review
- Programmed for bidding and award in Spring 2025



TIRZ/TOD Update

Dilley, Delake and Transit Plaza

- Funding agreement has been executed
- Pending grant compliance manager selection

Town of Horizon City
Capital Improvement Program

January 14, 2025

Council Meeting

American Rescue Plan Projects

Updated: January 14, 2025

Program	Project Description	Allocation	Budget (1/3/25 Report)	Anticipated costs	Costs to Date	Encumbrances	Costs & Contracts to Date	Balance (from budget)
Administration	City Attorney - Legal Services	$ 46,000	$ 105,724	$ 25,000	$ 80,724		$ 80,724	$ -
Administration	Personal Protective Equipment	$ 336,000	$ 5,529		$ 5,529		$ 5,529	$ 0
Administration	Other Services & Equpment - HR services, additional sanitation	$ 288,000	$ -				$ -	$ -
Administration	Rental of Portable offices	$ 42,000	$ 47,597		$ 47,597		$ 47,597	$ -
Administration	Collaborative Projects - Food distribution, testing sites, broadband initiatives	$ 138,000					$ -	$ -
Administration	Facilities - rental of additional offices	$ 117,000	$ -				$ -	$ -
Administration	**General Operations**	**$ 967,000**	**$ 158,849**	**$ 25,000**	**$ 133,849**		**$ 133,849**	**$ 0**
CIP/Planning	Virtual Meeting Capabilities	$ 100,000	$ 91,244		$ 89,144	$ 2,100	$ 91,244	$ -
CIP/Planning	City Hall Build Out	$ 500,000	$ 2,100		$ 73	$ 2,027	$ 2,100	$ -
CIP/Planning	Demolition of Former FAA Facility	$ 250,000	$ 4,200			$ 4,200	$ 4,200	$ -
CIP/Planning	N. Darrington Reconstruction - ROW Acquisition	$ 950,000	$ 820,911		$ 815,063	$ 5,848	$ 820,911	$ -
CIP/Planning	Drainage Improvements	$ 950,000	$ 6,300		$ -	$ 6,300	$ 6,300	$ -
CIP/Planning	**Horizon City Property Portfolio**	$ 900,000	$ 3,002,750		**$ 391,448**	**$ 2,890,736**	$ 3,282,184	$ (279,434)
CIP/Planning	**City-initiated rezoning in TOD**	$ -	$ 162,493			$ 162,493	$ 162,493	$ -
CIP/Planning	**Transit Plaza Siting**	$ -	$ 84,603		$ 84,603	**$ -**	$ 84,603	$ -
CIP/Planning	**CIP/Planning Totals**	**$ 3,650,000**	**$ 4,174,600**	**$ -**	**$ 1,380,330**	**$ 3,073,704**	**$ 4,454,034**	**$ (279,434)**
							$ -	$ -
HEDC	**Small Business Grant and Incentive Fund**	**$ 250,000**	**$ 249,265**	**$ -**	**$ 249,265**		**$ 249,265**	**$ -**
Program Total		**$ 4,876,630**	**$ 4,582,715**	**$ 25,000**	**$ 1,763,444**	**$ 3,073,704**	**$ 4,837,149**	**$ (279,434)**

Total contracts, expenditures & anticipated costs	**$ 4,862,149**
Difference between Total costs, encumbrances & anticipated costs and allocation	**$ 14,482**

Percent of program obligated	63.0%
Percent of program expended	36.2%
Percent of program pending contracts	0.0%
Percent of program expended or obligated	**99.7%**

TOWN OF HORIZON CITY
MEMORANDUM

Date: December 5, 2024

To: Honorable Mayor and Members of City Council

From: Teresa Quezada, CIP Manager

SUBJECT: **Discussion and Action: On change order no. 2 to Dantex General Contractors for $48,999.19 for the Municipal Facilities Phase 1 project (Solicitation 23-101)**

Change Order No. 2 to the construction contract with Dantex General Contractors adds $48,999.19 for six (6) additional bullet proof doors requested by the Police Department. This amount includes a credit of $3,320.00 for the doors that are being replaced with bullet proof doors. No additional time is added to the contract as part of this change order.

The **total contract** amount after this change is **$9,141,217.77** and represents a **0.78% increase** to the original contract amount of $9,070,442.00.

The funding source for the project and this change order is the 2023 Certificates of Obligation, and the project budget is adequate to cover this change order.

Staff recommends approval.

Attachment: Draft Change Order Form

DRAFT

FORM CM-CO

CHANGE ORDER NO. 3

PROJECT:	***Horizon City Municipal Facilities Phase I***	**DATE OF ISSUANCE:** December 9, 2024	
OWNER:	TOWN OF HORIZON CITY 14999 Darrington Rd. Horizon City, Texas 79928	**EFFECTIVE DATE:** **December 9, 2024**	
		OWNER'S BID NO. CSP 23-038 Project No. 22.513D	
CONTRACTOR:	***Dantex General Contractors*** ***4727 Osborne*** El Paso, TX 79922	**ARCHITECT:**	Eugenio Mesta, AIA Exigo Architects 211 N. Florence Ste. A El Paso, Tx 79912
CONTRACT FOR:	*New Municipal Facilities for the City of Horizon*		

YOU ARE DIRECTED TO MAKE THE FOLLOWING CHANGE TO THE CONTRACT DOCUMENTS:

Item No. 1: ***Bullet Proof Doors and Frames Addition*** - ($48,999.19; 0 impact to contract time)

PURPOSE OF CHANGE ORDER:

Item No. 1. The Contractor has made a claim for additional costs associated with the addition of six (6) bullet proof doors requested by the Onwer/End User. See attached.

CHANGE ORDER NO. 3

PROJECT: ***Horizon City Municipal Facilities Phase I***

CHANGE IN CONTRACT PRICE:	**CHANGE IN CONTRACT TIME**
ORIGINAL PRICE: **$ 9,070,442.00**	ORIGINAL CONTRACT TIME **MILESTONES:** **CONTRACT TIME:** *Substantial Completion: 455 Days* *Due Date: November 9, 2025* *Final Completion: 485 Days* *Due Date: December 9, 2025*
CONTRACT PRICE PRIOR TO THIS CHANGE ORDER $ 9,092,218.58	CONTRACT TIME PRIOR TO THIS CHANGE ORDER **MILESTONES:** **CONTRACT TIME:** *Substantial Completion: 455 Days* *Due Date: November 9, 2025* *Final Completion: 485 Days* *Due Date: December 9, 2025*
NET INCREASE/DECREASE OF THIS CHANGE ORDER $ 48,999.19	NET INCREASE/DECREASE OF THIS CHANGE ORDER **MILESTONES:** **CONTRACT TIME:** *Substantial Completion: 0 Days* *Final Completion: 0 Days*
CONTRACT PRICE WITH ALL APPROVED CHANGE ORDERS $ 9,141,217.77	CONTRACT TIME WITH ALL APPROVED CHANGE ORDERS **MILESTONES:** **CONTRACT TIME:** *Substantial Completion: 455 Days* *Due Date: November 9, 2025* *Final Completion: 485 Days* *Due Date: December 9, 2025*

This amount indicated above shall be considered full and equitable adjustment for any claims, past and future, for the work described and shall include all costs, direct and indirect, including extended overhead.

ACCEPTED:

By _____
Contractor: Dantex General Contractors

Date _____

RECOMMENDED:

By _____
Exigo: Jesus Ortega PM

Date 12.09.2024

REVIEWED:

By _____
Eduardo Garcia,– Interim Director of Planning

Date _____

APPROVED:

By _____
Andres Renteria, Mayor

Date _____

ARCHITECT'S COST SUMMARY AND CLASSIFICATION OF SOURCE OF CHANGE

Design Architect :	Eugenio Mesta, AIA, Exigo Architects
Change Order #:	3
Project:	Horizon City Municipal Facilities – Phase I
Contractor:	Dantex General Contractors
Owner Bid No.:	CSP 23-038 Project No. 22.513D
Total Impact to Cost:	$ 48,999.19
Total Impact to Time:	0 Days
Date:	12/9/2024

Item No. 1	**Additional six (6) bullet proof doors**
Classification	Modification to Construction Documents
Impact to Cost	$48,999.19
Impact to Time	0 Days
Justification	See Change Order Narrative for Item No. 1
Cost Summary	Bullet Proof Door and Hardware Modifications

Item No. 2	
Classification	
Impact to Cost	
Impact to Time	
Justification	
Cost Summary	

Item No. 3	
Classification	
Impact to Cost	
Impact to Time	
Justification	
Cost Summary	

Item No. 4	
Classification	
Impact to Cost	
Impact to Time	
Justification	
Cost Summary	

Item No. 5	
Classification	
Impact to Cost	
Impact to Time	
Justification	
Cost Summary	

Item No. 6	
Classification	
Impact to Cost	
Impact to Time	
Justification	
Cost Summary	

Item	Description	Unit Measure	Unit Cost	Quantity	Material	Labor	Net Amount
001	**Additional Six (6) Bullet Proof Doors as requested, #'S 29, 44. 44A, 55, 91, & 127.**	each	$7,309.17	6	$ -	$ -	$43,855.00
					subtotal		$43,855.00
004	**General Liability**	LS	0.2800%	1			$122.79
005	**Builders Risk**	LS	0.4500%	1			$197.35
006	**P & P Bond**	LS	1.0000%	1			$438.55
					Subtotal		$758.69

Description	Percent	Amount
Overhead & Profit	10%	$4,385.50
Sales Tax	N/A	
	Total Cost	**$48,999.19**

Dantex General Contractors

CHANGE ORDER REQUEST NO. 03

4727 Osborne
El Paso, Texas 79922

Phone: (915) 584-9300
Fax: (915) 833-0253

TITLE: Additional Bullet Proof Doors

DATE: 12/03/24

PROJECT: **Horizon Municipal Facilities Phase 1, PO #008625**

DX JOB: 1322

TO: EXIGO
211 N. Florance, Suite 204
El Paso, Texas 79901
Phone: (915) 533-0323

DESCRIPTION OF PROPOSAL:

Provide additional six (6) bullet proof doors and frames as per architect/owner request issued on 11/01/22 (GCOR-5-1), previous specified hardware and access controls to remain as per contract documents.

Item	Description	Unit Measure	Unit Cost	Quantity	Material	Labor	Net Amount
001	**Additional Six (6) Bullet Proof Doors as requested, #'S 29, 44. 44A, 55, 91, & 127.**	each	$7,309.17	6	$ -	$ -	$43,855.00
					subtotal		$43,855.00
004	**General Liability**	LS	0.2800%	1			$122.79
005	**Builders Risk**	LS	0.4500%	1			$197.35
006	**P & P Bond**	LS	1.0000%	1			$438.55
					Subtotal		$758.69

Description	Percent	Amount
Overhead & Profit	10%	$4,385.50
Sales Tax	N/A	
	Total Cost	**$48,999.19**

By: Hector Olave
Hector Olave / Dantex General Contractors

Date: 12/03/2024

By: [signature]

Date: 12.09.2024

NM LICENCE #359138
NM DOL 01386420100501
Quote Valid for 60 Days
EPAC Sponsored Apprenticeship Program

PROPOSAL

TO: Estimating Department
DATE: December 4, 2024
REF: Horizon City Municipal Facilities Ph. I – Ballistic Doors
PER PLANS & SPECS DATED: 10/30/2020

EDDIE ARREDONDO

PHONE:
915-584-9424

CELL:
915-929-7712

WEBSITE:
www.apcoinc.net

EMAIL:
eddie@apcoinc.net

WE QUOTE AS FOLLOWS:

- Bullet Resistant Doors and Frames
  - Level 3 Bullet proof doors quoted
  - Hardware to remain as scheduled
  - Door #'s 29, 44A, 44, 127, 55, and 91
- Credit for originally quoted doors and frames

New Doors and Frames $47,175.00
Credit Doors and Frames -$ 3,320.00

Sub Total: $ 43,855.00 Taxes Not Included.

EXCLUSIONS & QUALIFICATIONS:

- All hollow metal frames to be set by others.
- APCO to install bullet proof doors, and hardware.
- Exclude all testing for all ballistic doors and frames.

Thank you,
Eddie Arredondo

Change in Work - Cost Analysis Form

Project No. & Name: Horizon City Municipl Facilities
Contractor Name: Dantex
Change Proposal No.
Description of Change: Credit for doors and frames 29, 44, 44A, 127, 55, and 91
Per Request by:

	Description	Quantity	Unit	Unit Cost	Labor	Material & Equipment	Subcontract
Item #1	F16 4 5 3/4 3-0 x 7-0 frames	4		$ 215.00		$860.00	$ -
Item #2	F16 4 5 3/4 4-0 x 7-0 frames	2		$ 225.00		$450.00	$ -
Item #3	SPC 3-0 x 7-0 wood door	4		$ 325.00		$1,300.00	$ -
Item #4	SPC 4-0 x 7-0 wood door	1		$ 335.00		$335.00	$ -
Item #5	L18 4-0 x 7-0 hollow metal door	1		$ 375.00		$375.00	$ -
Item #6						$0.00	$ -
Item #7	Credit for Doors and Farmes					$0.00	$ -
Item #8						$0.00	$ -
							$ -
							$ -
				SUBTOTAL	$ -	$ 3,320.00	$ -

Work perfomed by the Contractor's own employees	**SUBTOTAL**	$ 3,320.00
Mark up		$ -
		$ -
		$ -

		SUBTOTAL	$ 3,320.00
Tax On Materials	8.25%		$ 273.90
			$ -
			$ -
		TOTAL FOR THIS CHANGE PROPOSAL *	**$ 3,593.90**

TOWN OF HORIZON CITY
MEMORANDUM

Date: January 11, 2025

To: Honorable Mayor and Members of City Council

From: Teresa Quezada, CIP Manager

SUBJECT: **Resolution authorizing the Mayor to sign an Interlocal/Project Development Agreement with the Camino Real Regional Mobility Authority for the development of Howard Lowe Pedestrian Project**

This resolution authorizes the Mayor to sign an interlocal project development agreement with the Camino Real Regional Mobility Authority (CRRMA) for the development of the Howard Lowe Pedestrian Project as a TXDOT Transportation Alternatives (TA) project. The TXDOT TA funding is awarded on a competitive basis and the application for the next round of funding, FY 2027-2029 is a two-step process with a preliminary application due at the end of February 2025.

As presented to the Council at the December 2024 meeting, staff recommend contracting with the CRRMA and their team of consultants to develop the grant to enhance the project's competitiveness and augment the Town's capacity to develop the grant.

The scope of work for this agreement includes developing the preliminary application due at the end of February 2025. Upon favorable determination from the review committee at TXDOT, the Town and CRRMA can proceed with the final application due by June 2025.

Funding source for this agreement are the grant match funds authorized through the 2024 Certificates of Obligation.

Staff recommends approval.

RESOLUTION

WHEREAS, the Town of Horizon City ("City) is a political subdivision of the State of Texas;

WHEREAS, The Camino Real Regional Mobility Authority ("CRRMA") is a regional mobility authority created pursuant to the request of the City of El Paso and operating pursuant to Chapter 370 of the Texas Transportation Code and is a body politic and corporate and a political subdivision of the State of Texas;

WHEREAS, Chapter 791 of the Texas Government Code provides that any one or more public agencies may contract with each other for the performance of governmental functions or services in which the contracting parties are mutually interested;

WHEREAS, Chapter 370 of the Texas Transportation Code permits the CRRMA to enter into an agreement under which the CRRMA may acquire, plan, design, construct, maintain, repair, or operate a transportation project on behalf of another governmental entity if the transportation project is located in the CRRMA's area of jurisdiction or in a county adjacent to the CRRMA's area of jurisdiction;

WHEREAS, the City has requested the CRRMA to provide support necessary for the development of the Howard Lowe Project (the "Project") located within the CRRMA's area of jurisdiction; and

WHEREAS, the City and the CRRMA desire to enter into an interlocal agreement to allow for the CRRMA to complete the services requested by the City for the Project.

NOW, THEREFORE, the Town of Horizon City Council resolves as follows:

That the Mayor is authorized to sign the Interlocal Agreement Project Development Agreement for the development of the Howard Lowe Project between the Town of Horizon City, Texas and the Camino Real Regional Mobility Authority in an amount not to exceed $

PASSED AND APPROVED THE _____ DAY OF January 2025.

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

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By:_____
Elvia Schuller, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth
Assistant City Attorney

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INTERLOCAL AGREEMENT

PROJECT DEVELOPMENT AGREEMENT FOR THE HOWARD LOWE PROJECT

THIS INTERLOCAL AGREEMENT (the Agreement) is made and entered into effective as of the ____ day of _____, 2025, by and between the TOWN OF HORIZON CITY, TEXAS (the Town) and the CAMINO REAL REGIONAL MOBILITY AUTHORITY (the Authority), (collectively, the Parties), for the purposes described herein.

WITNESSETH:

WHEREAS, the Town is a political subdivision of the State of Texas; and

WHEREAS, the Authority is a regional mobility authority created pursuant to the request of the City of El Paso and operating pursuant to Chapter 370 of the Texas Transportation Code (the "RMA Act") and 43 TEX. ADMIN. CODE §§26.1 *et seq.* and is a body politic and corporate and political subdivision of the State; and

WHEREAS, Chapter 791 of the Texas Government Code provides that any one or more public agencies may contract with each other for the performance of governmental functions or services in which the contracting parties are mutually interested; and

WHEREAS, Section 370.033 of the RMA Act permits the Authority to enter into an agreement under which the Authority may acquire, plan, design, construct, maintain, repair, or operate a transportation project on behalf of another governmental entity if the transportation project is located in the Authority's area of jurisdiction or in a county adjacent to the Authority's area of jurisdiction; and

WHEREAS, the Town requests the Authority to provide support necessary for the development of the Howard Lowe Project (the Project), located in the Town of Horizon City, El Paso County, Texas which is within or adjacent to the Authority's area of jurisdiction; and

WHEREAS, the Town and Authority now desire to enter into this Agreement to allow for the Authority to complete the services requested by the Town for the Project; and

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, the undersigned Parties agree as follows:

I.
FINDINGS

A. Recitals. The recitals set forth above are incorporated herein for all purposes and are found by the Parties to be true and correct. It is further found and determined that the Parties have authorized and approved the Agreement by resolution or order adopted by their respective

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governing bodies, and that this Agreement will be in full force and effect when approved by both Parties.

B. Overview of the Project. The Town and Authority have agreed to cooperatively develop various major transportation projects, including the Project, due to the mutual benefit to each Party and the benefits to the residents of the Town and region. The Project, as more fully defined in **EXHIBIT A** to this Agreement, consists of the development of a portion of Howard Lowe Street within Horizon City, including pedestrian and associated improvements. The Project responsibilities of each Party and Project budget are more fully enumerated within **EXHIBITS B and C** of this Agreement.

II.
DUTIES AND RESPONSIBILITIES OF THE AUTHORITY

A. Project Services. Subject to the terms of this Agreement, the Authority agrees and is hereby authorized to use funding from the Town, or such other lawfully available funds designated from time to time, to provide all or a portion of the funding necessary for the services identified in **EXHIBIT A**.

1. Timeline for Commencement and Completion of Work. Commencement of work on the Project shall begin when the Town Representative (as defined in Section IV below) issues a written Notice to Proceed to the Authority for the Project. No later than fifteen (15) days from Authority receipt of a Notice to Proceed, the Authority will initiate the process to commence work on the Project, as more specifically described in **EXHIBITS A, B, and C**. Project-related services, including any applicable phasing of such work, will be completed in accordance with the schedule developed between the Town and the Authority.

2. Scope of Work. Specific elements of the work required for the Project and the responsible party for the performance of such work are set forth in **EXHIBIT B** to this Agreement. Such services will be provided by the appropriate party within the jointly developed schedule referenced in subparagraph II.A.1. above.

3. Project Budget. The initial budget for the Project is set forth in **EXHIBIT C** to this Agreement (the Project Budget). The Parties will work together to attempt to minimize the actual costs as reflected in the Project Budget, and in no event shall the cash disbursements by the Authority exceed such Project Budget, absent the written agreement of the Parties.

B. Authority and Town Cooperation. The Parties shall cooperate in the development of the Project such that the Project is most effectively and efficiently developed.

1. Inspections. The Town and its authorized representatives may observe or inspect all work done and materials furnished for the Project at reasonable times and places. If either Party believes such Project is not being developed as originally contemplated, the Parties' designated representatives shall meet to discuss appropriate actions to ensure that any defects in the Project or deviations are remedied.

2. Budget Overruns. In the event the costs of the Project funded in whole or in part

from Town funds exceed, or due to a change in circumstances during development of such Project are expected to exceed, the amount specified in the Project Budget and other lawfully available and designated funds, the Parties, through their respective designated representatives, will work together to identify the additional funding necessary for the Project. In the event additional funds cannot be identified to address such increased costs, the Parties shall work together to amend the scope of the Project to fit within the available funds or to otherwise address the Project funding shortfall.

3. Change Order. When applicable, Change Order shall mean a written order to the Authority's contractor executed by the Authority after execution of the original construction contract between the Authority and that contractor, directing a change in the work to be performed on the Project, and may include a change in the contract price or the time for the contractor's performance or any combination thereof. A Change Order requested by the Authority or its contractor, which would result in an increase in the Project Budget, must be approved by the Town in writing prior to creating an enforceable commitment of Town funds or other lawfully available and designated funds. A proposed Change Order requested by the Authority or its contractor shall be provided to the Town in writing and include detailed justification for the requested change(s). The Authority may approve a Change Order without the approval of the Town if the Authority agrees to pay the increased cost of the Project from its own funding source.

4. Final Acceptance. When applicable, the Authority shall notify the Town in writing upon Final Acceptance of the Project or a portion of the Project. Upon Final Acceptance of the Project, or a portion of the Project, the Authority will assign to the Town, or other responsible entity, all contractor warranties, guarantees, and bonds which it possesses with respect to such work and which extend beyond the date of such Final Acceptance. Unless otherwise agreed by the Authority, the Authority shall have no further obligation with respect to such work after Final Acceptance.

5. Authority Performance Measures. Some of the services being provided pursuant to this Agreement are an extension of the services being provided to the Authority under agreements with contractors or under consulting agreements with third-party professionals. As such, the Authority shall ensure, through its agreements with such contractors and third-party professionals, that the same performance measures are established and maintained for the performance of the services delivered on the Project pursuant to this Agreement as are applicable to work performed by such contractors and third parties on other Authority Projects. The Authority shall enforce such measures and standards on the Town's and the Authority's behalf, and the Authority shall not agree to modify performance measures, as they may relate to the services contemplated herein, without the prior written consent of the Town.

C. Reports to the Town. The Authority shall, at such times and in such form as the Town may reasonably request, furnish periodic information concerning the status of the Project and the performance of the Authority's obligations under this Agreement. To the extent requested by the Town, the Authority shall make an annual report to the Town's Council on the Project. Such annual report shall include information on the current status, including financial details, of the Project and the state of the Authority as a public entity in general.

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D. Accounting. The Authority shall use diligence to ensure that each distribution of Project funds is for proper and documented expenditures. Complete books and records shall be maintained by the Authority of disbursements for payments required in this Agreement. All such books and records shall be deemed complete if kept in accordance with the Governmental Accounting Standards Board's principles and in accordance with the provisions of the RMA Act. Such books and records shall be available for examination by the duly authorized officers or agents of the Town during normal business hours upon request made not less than five (5) business days prior to the date of such examination. In addition, the Authority shall coordinate with the Town's Auditor's Office to provide information and documentation necessary for the Town to complete its annual books, records and reports for each fiscal during which: (1) Project funds are/were distributed for the Project; (2) Project warranties are/were in effect; and/or (3) Project claims are/were outstanding.

E. Limitations on Project Development. Notwithstanding anything herein to the contrary, the Authority shall not be obligated to pursue or complete development of the Project if the funds available from the Town together with other lawfully available and designated funds are insufficient to pay all costs associated with the Project and the Town fails to provide additional funding to cover the amount of any such deficiency.

III.
DUTIES AND OBLIGATIONS OF THE TOWN

A. Project Responsibilities of the Town. The Town shall be responsible for the costs of those responsibilities as enumerated within **EXHIBIT B** to this Agreement, with such payments to be made in accordance with the terms established within **EXHIBIT C**. Once those responsibilities or deliverables have been completed, the Town shall bear no additional costs for completion of the Project, unless specifically included in the Project Budget or in a written amendment of this Agreement approved by the Town.

B. Financial Obligations of the Town. Authority financial obligations created hereunder shall be limited solely to Town funds transferred from time to time by the Town to the Authority as required by this Agreement. Except for delivery of the funds enumerated herein, the Town shall have no financial obligation to make any payment, in whole or in part, on behalf of the Authority, unless specifically provided in accordance with the terms of this Agreement, its exhibits or amendments.

C. Disclosure of Information. The Town covenants and agrees that it shall cooperate with the Authority to ensure the timely completion of the Project within specified and agreed upon budgets and shall promptly provide the Authority with such information or support as may be necessary for the Authority to satisfy its obligations under this Agreement.

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IV.
PARTY REPRESENTATIVES AND LEGAL NOTICES

A. Party Representatives. The designated representatives authorized to act on behalf of each party hereto, and the addresses to which notices due hereunder should be directed, are as follows, unless and until either Party is otherwise notified in writing by the other:

Town:

Planning Director
14999 Darrington Road
Horizon City, Texas 79928

Authority:

Executive Director
801 Texas Avenue
El Paso, Texas 79901.

B. Limitations on Town Representative. Notwithstanding anything contained herein to the contrary, approval of the Project Budget, changes to the funding source(s), change orders that increase the Project Budget, and all amendments to this Agreement shall require the action of the Town's Council.

C. Legal Notices. Any and all notices and communications under this Agreement shall be in writing and mailed by first-class mail, or hand delivered, addressed to the following designated officials:

Town:

Mayor
14999 Darrington Road
Horizon City, Texas 79928
Cc: Planning Director

Authority:

Executive Director
801 Texas Avenue
El Paso, Texas 79901.

V.
TERM AND TERMINATION

Term and Termination. Subject to the following, this Agreement shall be effective as of the date first written above and shall continue in full force and effect until the completion of the services to be provided. Notwithstanding the foregoing, and without limitation on any other remedy identified in the Agreement or available at law or in equity:

A. either Party may terminate this Agreement in the event of a material breach of its terms, which may include, but is not limited to, failure to make timely payments of amounts owed and failure of services to be provided in accordance with this Agreement, provided that the party seeking to terminate the Agreement has provided written notice to the other of the alleged default and the default has not been cured within thirty (30) days of receipt of such notice; and

B. the Parties may mutually agree to terminate this Agreement.

VI.

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GENERAL AND MISCELLANEOUS

A. Waiver. Neither this Agreement nor any of the terms hereof may be waived or modified orally, but only by an instrument in writing signed by the Party against which the enforcement of the waiver or modification shall be sought. No failure or delay of any Party, in any one or more instances (i) in exercising any power, right or remedy under this Agreement or (ii) in insisting upon the strict performance by the other Party of such other Party's covenants, obligations or agreements under this Agreement, shall operate as a waiver, discharge or invalidation thereof, nor shall any single or partial exercise of any such right, power or remedy or insistence on strict performance, or any abandonment or discontinuance of steps to enforce such a right, power or remedy or to enforce strict performance, preclude any other or future exercise thereof or insistence thereupon or the exercise of any other right, power or remedy.

B. Other Services. Nothing in this Agreement shall be deemed to create, by implication or otherwise, any duty or responsibility of either of the Parties to undertake or not to undertake any other service, or to provide or not to provide any service, except as specifically set forth in this Agreement or in a separate written instrument executed by both Parties.

C. Governmental Immunity. Nothing in this Agreement shall be deemed to waive, modify, or amend any legal defense available at law or in equity to either of the Parties nor to create any legal rights or claims on behalf of any third party. Neither of the Parties waives, modifies, or alters to any extent whatsoever the availability of the defense of governmental immunity under the laws of the State of Texas and of the United States.

D. Amendments and Modifications. This Agreement may not be amended or modified except in writing and executed by both Parties to this Agreement and authorized by their respective governing bodies.

E. Venue. For any and all disputes arising under this Agreement, venue shall be in El Paso County, Texas.

F. Successors and Assigns. This Agreement shall bind and benefit the respective Parties and their legal successors, and shall not be assignable, in whole or in part, by any Party hereto without first obtaining the written consent of the other Party.

G. Severability. If any provision of this Agreement shall be held invalid or unenforceable by any court of competent jurisdiction, such holding shall not invalidate or render unenforceable any other provision hereof, but rather this entire Agreement will be construed as if not containing the particular invalid or unenforceable provision(s), and the rights and obligations of the Parties shall be construed and enforced in accordance therewith. The Parties acknowledge that if any provision of this Agreement is determined to be invalid or unenforceable, it is their desire and intention that such provision be reformed and construed in such a manner that it will, to the maximum extent practicable, give effect to the intent of this Agreement and be deemed to be validated and enforceable.

H. Execution in Counterparts. This Agreement may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall be considered fully executed

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as of the date first written above, when both Parties have executed an identical counterpart, notwithstanding that all signatures may not appear on the same counterpart.

IN WITNESS WHEREOF, the Parties have executed and attested this Agreement by their officers thereunto duly authorized.

TOWN OF HORIZON CITY, TEXAS

_____
Andres Renteria, Mayor

ATTEST:

_____
Elvia Schuller, City Clerk

CAMINO REAL
REGIONAL MOBILITY AUTHORITY

_____
Joyce A. Wilson
Chair

ATTEST:

_____
Monica L. Perez
Board Secretary

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EXHIBIT A

HOWARD LOWE
PROJECT DESCRIPTION

The proposed scope of work consists of those activities required of the Authority to develop and submit a grant application for TxDOT's 2025 Transportation Alternatives Call for Projects (TxDOT's TA Program). The grant application shall seek grant funding for the design and construction of the Town's proposed Howard Lowe Project, which consists of various improvements to Howard Lowe roadway, including various pedestrian improvements. The proposed project is more fully described below. Such activities shall include those services reasonably expected to be utilized in the development, coordination, and submittal of a grant application required for TxDOT's TA Program. The resulting grant documents and associated development activities shall be developed in coordination with the Town but shall be limited by the Project Budget identified in **EXHIBIT C** of this Agreement.

PROJECT LIMITS

[insert graphic from the Town]

[END OF EXHIBIT]

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EXHIBIT B

HOWARD LOWE
PROJECT RESPONSIBILITIES

1. **PLANNING: Town**
2. **PURSUIT OF GRANT FUNDING: Authority**
3. **DESIGN: N/A**
4. **ENVIRONMENTAL PERMITTING: N/A**
5. **RIGHT-OF-WAY ACQUISITION: N/A**
6. **CONSTRUCTION LETTING: N/A**
7. **CONSTRUCTION: N/A**
8. **FINANCIAL OBLIGATIONS: Town**
9. **REPORTING: Authority**
10. **PERFORMANCE STANDARDS: Authority**
11. **MARKETING AND PUBLIC OUTREACH: None**
12. **UTILITY RELOCATION: N/A**
13. **OTHERS: N/A**

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[END OF EXHIBIT]

EXHIBIT C

HOWARD LOWE
PROJECT BUDGET

DESCRIPTION	TOTAL ESTIMATED COST	AUTHORITY PAYS WITH TOWN FUNDS	AUTHORITY PAYS WITH OTHER FUNDS
LAND	**$ 0.00**	**$ 0.00**	**$ 0.00**
UTILITY RELOCATION	**$ 0.00**	**$ 0.00**	**$ 0.00**
PERMITS & SERVICES	**$ 0.00**	**$ 0.00**	**$ 0.00**
ENGINEERING	**$ 0.00**	**$ 0.00**	**$ 0.00**
CONSTRUCTION	**$ 0.00**	**$ 0.00**	**$ 0.00**
PURSUIT OF GRANT FUNDS	**$ 0.00**	**$ 0.00**	**$ 0.00**
TOTAL	**$ 0.00**	**$ 0.00**	**$ 0.00**

NOTES:

1. The table above identifies anticipated uses by the Authority of available funds by category. However, the Authority is not limited in its use of funds by such categories and is expressly authorized to utilize funds from any category in the development of the Project, as needed; provided that the Authority coordinates all such uses with the Town.
2. The Authority shall submit monthly invoices to the Town for services rendered by the Authority and its consultants, which shall be paid by the Town within thirty (30) days of receipt. Submittals shall also include status reports in a form and style agreed upon by the Town.
3. The categories identified above are inclusive of all administrative costs; provided, however, that Authority administrative costs shall not exceed 3% of the total Project costs.

[END OF EXHIBIT]

TOWN OF HORIZON CITY

A RESOLUTION ORDERING AN ELECTION BY THE QUALIFIED VOTERS OF THE TOWN OF HORIZON CITY, TEXAS ON MAY 3, 2025 FOR THE PURPOSE OF ELECTING COUNCIL MEMBERS FOR PLACES 1, 2, 4, AND 6 FOR FOUR-YEAR TERMS AND A SPECIAL ELECTION ON THE SAME DATE TO FILL THE VACANCY IN PLACE 5 FOR THE REMAINDER OF THE TERM EXPIRING IN MAY OF 2027.

WHEREAS, the Charter of the Town of Horizon City provides that general elections for Council Members are held on the May uniform election date;

WHEREAS, the terms of Council Members in Places 1, 2, 4, and 6 will expire, and those positions must be filled for four-year terms;

WHEREAS, the general election date established by this Resolution shall be held on May 3, 2025 which is the May uniform election date;

WHEREAS, a vacancy has occurred in Place 5 with the resignation of the Council Member currently occupying the seat, and it is necessary fill the vacancy for the remainder of the term which will expire in May of 2027;

WHEREAS, upon election, the terms of office for Places 1, 2, 4, and 6 will be for four (4) years, and the term for Place 5 shall be for the remainder of the unexpired term.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE TOWN OF HORIZON CITY:

SECTION I.

That in compliance and accordance with the laws and constitution of the State of Texas, an election shall be and the same is hereby called and ordered for May 3, 2025 for the purpose of electing four (4) Council Members for Places 1, 2, 4, and 6 for terms of four (4) years each; and one (1) Council Member for Place 5 to fill the remainder of the unexpired term.

SECTION II.

The City Clerk, together with the El Paso County Elections Administrator, shall prepare the official ballot for said election. The ballot shall designate the Places for Council Members as Places 1, 2, 4, 5, and 6, respectively.

SECTION III.

That no person's name shall be placed upon the official ballot as a candidate for the position unless such person has filed a sworn application, in compliance with the laws of Texas, no sooner than January 15, 2025 nor after February 14, 2025 at 5:00 p.m. The designation of the Place the candidate is seeking must appear on the face of the application.

SECTION IV.

That the polls shall be kept open from 7:00 a.m. until 7:00 p.m. on the day of the election, and at such election, all qualified voters in the Town are authorized to vote for his or her choice of candidate for each place and shall vote for one candidate only for each place, with the due return being made to the Council showing the number of votes cast for each candidate for each of the positions of Council Members.

SECTION V.

That Lisa Wise, County Elections Administrator, shall be the early voting clerk for said election. The County Courthouse, 500 E. San Antonio, El Paso, Texas, is hereby designated as the main early voting polling place for said election. In addition, early voting may also occur at such branch early voting polling places as are designed herein or otherwise designated by the El Paso County Elections Administrator and for which notice is given, and early voting on Saturday and Sunday is ordered. The City Clerk is authorized to revise or add exhibits to this Resolution and to the Order of Election designating these early voting locations and times for voting as are established or revised by the El Paso County Elections Administrator.

Applications for ballot by mail shall be submitted to the Early Voting Clerk: 500 E. San Antonio, Lower Level, Ste. Ll 15, El Paso, TX 79901, no later than the close of regular business in the Early Voting Clerk's office, or 12 noon, whichever is later on the **11th day** before the date of the Election or as may otherwise be required by law.

SECTION VI.

That a candidate who receives a majority of all of the votes cast for the office for which he or she is a candidate shall be elected for such office. In the event of a tie, the provisions of Section 2.002 of the Texas Election Code, or other applicable state statute dealing with a "Tie Vote," shall be followed. If a runoff election is required to elect an officer by a majority vote, it shall be held on a date as permitted by the Texas Election Code. Such election, if any, shall be called by the City Council. Early voting dates and sites will be identified if such runoff election shall be held.

SECTION VII.

That electronic voting machines, as certified for use by the El Paso County Elections Administrator, shall be used for voting at the regular polling places in such election, and for the casting of early ballots by persons voting early by personal appearance.

SECTION VIII.

That this Resolution, signed by the Mayor and attested by the City Clerk, shall constitute the proclamation of the Mayor calling and ordering said election, and that the City Clerk is directed to prepare the appropriate notice of election containing the directives of this Resolution and the Order of Election, as required by the Texas Election Code. The City Clerk shall give notice of such election in English and Spanish by posting such notice at the Town Hall and by publishing a copy of such notice in a newspaper as required by law.

SECTION IX.

The City Clerk shall deliver notice of this election to the County Clerk and Voter Registrar of El Paso County as required by law, not later than February 14, 2025.

SECTION X.

That the polling places for this election, except as they may be changed by the City Council of Horizon City, Texas, shall be as follows:

PRECINCT LOCATION	ADDRESS
BENITO MARTINEZ ELEMENTARY SCHOOL 2640 Robert Wynn St. 79936 Library	**801 S. San Marcial St. 79905 Fine Arts Lobby**
BILL SYBERT K-8 SCHOOL 11530 Edgemere Blvd. 79936 Library	**BROWN MIDDLE SCHOOL 7820 Helen of Troy Dr. 79912 Parent Center**
BOWIE HIGH SCHOOL	**CARLOS RIVERA ELEMENTARY SCHOOL 6445 Escondido Dr. 79912 Multipurpose Building**

EL PASO COMMUNITY COLLEGE-RIO GRANDE
CAMPUS 906 El Paso St. 79902
The Little Temple

EL PASO COUNTY EASTSIDE ANNEX
2350 George
Dieter Dr. 79936
Community
Room

ENRIQUE MORENO COUNTY
500 E San Antonio Ave,
El Paso, TX 79901

COURTHOUSE
500 E. San Antonio Ave.
79901 Third Floor, Back
Lobby

FIRE STATION #15
115 Shorty Ln. 79922
Apparatus Bay

FIRE STATION #2
111 E. Borderland Rd. 79932
Apparatus Bay

CENTER FOR CAREER & TECHNOLOGY EDUCATION
1170 N. Walnut St. 79930
Green House Lounge

FIRE STATION #27
6767 Ojo De Agua Dr. 79912
Apparatus Bay

COMMUNITY CONNECTIONS CENTER
5300 Warriors Dr.
79932 Meeting
Room

FIRE STATION #3
721 E. Rio Grande Ave. 79902
Apparatus Bay

CONGRESSMAN SILVESTRE & CAROLINA REYES SCHOOL
7440 Northern Pass Dr. 79911
Lower Level, East Corridor

DORRIS VAN DOREN LIBRARY 551 Redd Rd. 79912
Auditorium

DR. GREEN ELEMENTARY SCHOOL
5430 Buckley Dr. 79912
Multipurpose Room

KEYS ACADEMY
12380 Pine Springs Dr.
79928 Parent Center

LAMAR ELEMENTARY SCHOOL 1440 E. Cliff Dr. 79902
Front Lobby

MARTY ROBBINS RECREATION CENTER
11620 Vista Del Sol Dr. 79936
Multipurpose Room

MESITA ELEMENTARY SCHOOL
3307 N. Stanton St. 79902
Cafeteria, direct external

FIRE STATION #35
12230 Pine Springs Dr. 79936
Apparatus Bay

access

O'SHEA KELEHER ELEMENTARY SCHOOL
1800 Leroy Bonse Dr. 79936
Counseling Suite 503

POLK ELEMENTARY SCHOOL
940 Belvidere St. 79912 Counselor's Room

PUTNAM ELEMENTARY SCHOOL
6508 Fiesta Dr. 79912 Foyer

ROSA GUERRERO ELEMENTARY SCHOOL
7530 Lakehurst Rd. 79912 Community Room

HELEN BALL ELEMENTARY SCHOOL
1950
Firehouse Dr.
79936
Library

JANE HAMBRIC K-8 SCHOOL
3535 Nolan
Richardson Dr.
79936 Teacher's
Lounge

SIERRA VISTA ELEMENTARY SCHOOL
1501Bob
Hope Dr.
79936
Library

SOUTH EL PASO
SENIOR CITIZENS
CENTER 600 S. Ochoa
St. 79901
Multipurpose Room

SUNLAND PARK MALL
750 Sunland Park Dr. 79912
By the Food Court, Next to Book Nook

TIPPIN ELEMENTARY SCHOOL
6541Bear
Ridge Dr.
79912
Community
Room

UTEP - UNION BUILDING EAST
351 W. University Ave. 79968
Cactus Flower Room 102C

WESTERN HILLS U.M.C.-STEWART FAMILY LIFE CENTER
524 Thunderbird Dr.
79912 SFLC Foyer

YWCA-WEST
313 Bartlett Dr. 79912
Program Offices Room

ZACH WHITE ELEMENTARY SCHOOL
4256 Roxbury Dr.
79922 Gym

SECTION XI.

Early voting by personal appearance will be conducted on the following days and times:

From April 22, 2025 through April 29, 2025 from 8:00 a.m. to 5:00 p.m.
On [DATE] , from 7:00 a.m. to 7:00 p.m.
On [DATE] , from 12:00 p.m. (noon) to 5:00 p.m.
On [DATE] and Tuesday, [DATE] , from 7:00 a.m. to 7:00 p.m. (designated dates for extended hours)

In addition to the main early voting location designated by the Early Voting Clerk, early voting by personal appearance will be conducted at the early voting location in Horizon City, at:

OZ GLAZE SENIOR CENTER, 13969 Veny Webb, Horizon City, Texas,

and at any other place as shall be designated by the County Elections Administrator and for which notice is given by the City Clerk.

SECTION XIII.

This Resolution was duly adopted with all the requisites and formalities incident thereto the adoption of resolutions and as such is evidenced by the below signatures, and further that the foregoing recitals are incorporated into this Resolution by reference as findings of fact as if expressly set forth herein. By approving and signing this Resolution, the Mayor officially certifies and confirms as his action, all matters recited herein which by law come within his jurisdiction.

ADOPTED AND APPROVED, this _ _ _ day of January, 2025.

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

By:_____
Elvia Schuller, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth, City Attorney

1-2
Prescribed by Secretary of State
Sections 3.004, 3.005, 3.006, 85.004, 85.006, 85.007 Texas Election Code
11/2021

ORDER OF GENERAL ELECTION FOR MUNICIPALITIES
ORDEN DE ELECCION GENERAL PARA MUN/CIPOS

An election is hereby ordered to be held on 05/03/2025 (date) for the purpose of voting on:

(Por la presente se ordena celebrar una elecci6n el ___/___/2025 (fecha) con el prop6sito de votar sabre.)

List Offices/Prooositions/Measures on the ballot *(Enumere los puestos/prooosicioneslmedidas oficiales en la bole/a)*

Council Member Place 1
Council Member Place 2
Council Member Place 4
Council Member Place 5
Council Member Place 6

Early voting by personal appearance will be conducted each weekday at:
(La votaci6n adelantada en persona se 1/evara a cabo de lunes a viemes en:)

The Main Early Voting Location *(sitio principal de votaci6n adelantada)*

Location *sitio*	Hours *horas*
See Attached	

Branch Early Voting Locations *(sucursal sitios de votaci6n adelantada)*

Location *(sitio)*	Hours *(horas)*
See Attached	

Early voting by personal appearance will be conducted each weekend at:
(La votaci6n adelantada en persona se 1/evara a cabo en el fin de semana en:)

The Main Early Voting Location *(sitio principal de votaci6n adelantada)*

Location *sitio*	Hours *horas*
See Attached	

Branch Early Voting Locations *(sucursal sitios de votaci6n adelantada)*

Location *(sitio)*	Hours *(horas)*
See Attached	

RESOLUTION

That the Mayor be authorized to sign the Contract for Election Services between the Town of Horizon City and El Paso County for the Regular and Special Election to be held on May 3, 2025.

ADOPTED BY THE CITY COUNCIL the _____ day of January, 2025.

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

By: _____
Elvia Schuller, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth
Assistant City Attorney

THE STATE OF TEXAS)
)
COUNTY OF EL PASO)

CONTRACT FOR ELECTION SERVICES

This is a **CONTRACT FOR ELECTION SERVICES ("Contract")** pursuant to Texas Election Code Sec. 31.091 et seq. This Contract is made this _____ day of _____ 2025 by and between the Town of Horizon City ("**Town of Horizon**") and **El Paso County, Texas** ("the **County**".)

1. RECITALS.

TOWN OF HORIZON is a political subdivision situated wholly within El Paso County, Texas. **TOWN OF HORIZON** has scheduled an Election for **May 3, 2025** and has requested the County perform election services as provided by Election Code Sec. 31.091 et. seq. The **County** and **TOWN OF HORIZON** have determined it is in the public interest that the **County** and **TOWN OF HORIZON** provide such services. Therefore, this **Contract** is made and entered into for the purpose of the County Election Administrator ("Elections Administrator") to conduct the election and any resulting runoff election for **TOWN OF HORIZON**.

2. DUTIES AND SERVICES OF THE COUNTY.

All services to be performed by the **County** may be delegated to the Elections Administrator. The Elections Administrator shall serve as Early Voting Clerk. The **County** shall perform the duties and furnish the services and equipment listed below. The **County** shall:

(a) Furnish to **TOWN OF HORIZON** certain election services and equipment needed by **TOWN OF HORIZON** in connection with holding an election on **DATE**;

(b) Provide training of judges, alternate judges, and clerks, including deputy early voting clerks;

(c) Prepare lists and submit names of persons suggested for appointment as

presiding election judges, alternate judges, and judge of the central counting station;

(d) Prepare lists and submit names of persons suggested for appointment as deputy early voting clerks;

(e) Serve as manager of the central counting station or appoint a substitute manager;

(f) Arrange for the use of polling places in the election and runoff election, if necessary;

(g) Program or arrange to have the ballot programmed;

(h) Procure and distribute necessary election supplies and distribution of ballots;

(i) Assemble and edit lists of registered voters to be used in conducting the election, in conformity with the boundaries of **TOWN OF HORIZON** and the election precincts established for the election;

(j) Procure, prepare, and distribute election equipment, transport equipment to and from the polling places for early voting and Election Day, and issue election supplies to the precinct judges;

(k) Supervise the conduct of early voting;

(l) Conduct training for both Early Voting and Election Day workers and notify the election judges and clerks of the time, date, and location of the trainings;

(m) Arrange for use of a central counting station and for the tabulating of personnel and equipment needed at the counting station, and assist in preparing the programs and test materials for tabulation of the ballots to be used with electronic voting equipment;

(n) Arrange to publish legal notice of the date, time and place of the testing of the electronic tabulating equipment, and conduct the testing in accordance with Texas Election Code chapters 127.001 et seq. and chapter 129.001 et seq. and in accordance with Texas Secretary of State advisories;

(o) Supervise the handling and disposition of election returns, voted ballots, and tabulate unofficial returns and assist in preparing the tabulation for the official canvass;

(p) Provide general information services for voters and election officers;

(q) Assist in providing general overall supervision of the election;

(r) Provide for the storage of election records as provided by law;

(s) Provide **TOWN OF HORIZON** with a precinct by precinct roll of registered voters in a mutually agreed upon format;

(t) If requested by **TOWN OF HORIZON**, prepare the unofficial tabulation of precinct results on election night;

(u) Submit election night returns to the Secretary of State, in a format to be described by the Texas Secretary of State and in accordance with Election Code Chapter 68, if applicable; and

(v) Certify that a criminal background check on all employees, including temporary employees, that may program, test, perform maintenance, transport equipment, or perform technical support on the voting system equipment for **TOWN OF HORIZON** has been performed.

3. DUTIES AND SERVICES OF [TOWN OF HORIZON].

TOWN OF HORIZON shall:

(a) Adopt an order appointing the County Elections Administrator as Early Voting Clerk as required above;

(b) Prepare appropriate documents for establishing the precinct and polling places;

(c) Prepare all election orders, resolutions, notices, and other pertinent documents for adoption or for execution by the appropriate **TOWN OF HORIZON** officer or body, and take all actions necessary under law and in accordance with this Contract for calling the election, appointing the presiding judges, alternate judges, judge of the central counting station, and other election officers, establishing precincts and polling places, handling contests, canvassing the returns and declaring the results;

(d) Approve the tabulating supervisor and assistants and central counting station manager, recommended by the Elections Administrator;

(e) Prepare and publish required election notices as required by law;

(f) Deliver and certify to the Elections Administrator as soon as possible but not later than **sixty (60) days** before the election, the names, issues, or referenda which are to be printed on the ballot or ballot labels with the exact spelling that is to be used;

(g) Provide the services necessary to translate any election documents into Spanish as required;

(h) Pay any additional costs incurred by the Elections Administrator if a recount for the election is required, or the election is contested in any manner;

(i) Return all surplus election supplies to the Elections Administrator;

(j) Prepare any submission on voting changes which may be required to be submitted to the U.S. Department of Justice under the Federal Voting Rights Act of 1965, as amended;

(k) Pay **75%** of Elections Administrator's estimated costs no later than **sixty (60) days** before Election Day; and

(l) Pay the balance of conducting the election and additional costs, within **thirty (30) days** from the receipt of an invoice from the Elections Administrator.

4. COST OF SERVICES.

TOWN OF HORIZON shall pay for the above services, supplies and equipment in accordance with the estimated cost schedule attached to this Contract (EXHIBIT A) which is mutually agreed upon.

5. CANCELLATION OF ELECTION OR SERVICES.

In the event that **TOWN OF HORIZON** cancels the election pursuant to section 2.081 of the Texas Election Code, or for any other reason, **TOWN OF HORIZON** will pay the **County** for all direct and actual expenses such as payroll and election expenses, including the administrative fee, the **County** incurred in relation to providing the services for this election up until the time of cancellation, and for any expenses the **County** incurs as a result of the cancellation. **TOWN OF HORIZON** will send payment to the **County** within **thirty (30) days** from the receipt of an invoice from the Elections Administrator.

6. GENERAL TERMS AND CONDITIONS.

(a) A total of five (5) precinct(s) plus 28 permanent early voting stations, and 95 polling locations will be used for conducting the election. (This is subject to change.)

(b) **TOWN OF HORIZON** acknowledges that the **County** may enter into a similar Election Service Contract with other political subdivisions in the same county for the same election date. During early voting a voter will be eligible to vote at any one of the early voting locations and mobile voting locations, if any. **TOWN OF HORIZON** agrees to share common polling places with the other political subdivision(s) as determined by the **County** and in accordance with the costs as allocated by the **County**.

(c) Nothing in this Contract shall authorize or permit a change in the officer with whom the place at which any document is to be filed, the place at which a function is to be carried out, or other nontransferable functions as specified by the Election Code.

(d) The Elections Administrator shall file copies of this contract with the County Judge and the County Auditor of El Paso County.

(e) Neither party may assign, in whole or in part, any interest they may have in this Contract.

(f) Nothing in this Contract imposes any duty on the **County** to maintain or repair the facilities or cure any premise defects of the property on which polling locations are located.

(g) Neither **TOWN OF HORIZON** nor any employee of **TOWN OF HORIZON** is an agent, or employee of the **County** or the Elections Administrator and neither the **County** or the Elections Administrator nor any employee thereof is an agent or employee of **TOWN OF HORIZON**. This Contract does not and shall not be construed to entitle either party or any of their respective employees, if applicable, to any benefit, privilege, or other amenities of employment by the other party.

(h) **TOWN OF HORIZON** and the **County**, reserve and do not waive, their rights of sovereign immunity and similar rights, immunities and rights of their officials and employees, and their employees/officials' rights under the Texas Tort Claims Act.

(i) This Contract shall be governed by the laws of the State of Texas. Venue shall be in El Paso County Texas.

COUNTY OF EL PASO, TEXAS

By:_____
Lisa Wise
County Elections Administrator

Date:_____

TOWN OF HORIZON

By:_____

Name:_____

Title:_____

Date:_____

Elections Department
500 E. San Antonio Ave. Suite 314
El Paso, Texas 79901
Phone (915) 546-2154
Fax (915) 546-2220
www.epcountyvotes.com

Town of Horizon City
May 2025

Estimate

Payroll		
1. Central Counting Station	$	682.28
2. Early Voting	$	4,670.33
3. Election Day	$	1,891.69
4. Staff Overtime	$	978.48
5. Temporary Help	$	2,831.04
6. Training	$	445.30
Payroll Total	$	11,499.12

Election Expenses		
7. Election Tabulation Software and Supplies	$	114.87
8. Ballots Printed: Mail, Provisional, Curbside and Sample	$	2,205.00
9. Publication of Notices	$	21.64
10. Parking Garage Judges and Clerks	$	76.25
11. Delivery and Pickup of Touchscreens- Early Voting and Election Day	$	1,828.56
12. Internet Connections /Cellphones- Eary Voting and Election Day	$	1,084.95
Early Voting		
13. Poll Pads	$	92.72
14. Security Seals- Early Voting	$	40.15
15. Kits- Early Voting	$	52.65
16. Utilities- Early Voting Locations	$	38.00
17. Touchscreen Voting Machines- Early Voting	$	5,977.09
Election Day		
18. Poll Pads	$	331.66
19. Security Seals- Election Day	$	52.31
20. Kits- Election Day	$	188.33
21. Touchscreen Voting Machines- Election Day	$	2,375.51
Election Expenses Total	$	14,479.69
Subtotal	$	25,978.81
Administrative Fees 10%	$	2,597.88
Grand Total	$	28,576.69

Appointment of Early Voting Judges & Alternates
Term: May 2025 Uniform Election
List Subject to Change

Role	Names	VUID	Party
Judge	Acevedo Trinidad	1095995361	Dem.
Alt. Judge	Anaya Raul	1093835217	Rep.
Judge	Ann Chasten	1094791350	Dem.
Judge	Armenta Oscar L.	1094052368	Dem.
Alt. Judge	Barragan Fabian	1170668075	Rep.
Judge	Beard Mary M.	1170699715	Dem.
Judge	Bernal Maria	1214401486	Dem.
Judge	Briones Alfredo	1095617690	Dem.
Judge	Carpio Cecilia	1095045633	Dem.
Alt. Judge	Carter Linda	1095549729	Rep.
Alt. Judge	Castillo Dora	1169526370	Rep.
Alt. Judge	Castro Georgina	1097114168	Rep.
Judge	Cedillo Marisa	1097424176	Dem
Alt. Judge	Chaparro Robert	1095349613	Rep.
Judge	Edmundo Rodriguez	1095562467	Dem.
Judge	Flores Graciela	1095926602	Dem.
Alt. Judge	Gamillo Martha	1095139280	Rep.
Judge	Garcia Carlos	1093993035	Dem.
Alt. Judge	Grimm Ione	1095426794	Rep.
Alt. Judge	Hall Charles	1095605381	Rep.
Judge	Hamilton Karen	1095460354	Dem.
Judge	Hernandez Roberto	1095052761	Dem.
Alt. Judge	Hinojosa Cathy	1095450421	Rep.
Alt. Judge	Holmes Ronald	1096818464	Rep.
Judge	Ivy Irigoyen	2160458955	Dem.
Alt. Judge	Kanof Brian	1095063890	Rep.
Alt. Judge	Keagle Renslar	1097137638	Rep.
Judge	Lara Amy P.	1096405282	Dem.
Alt. Judge	Manzano Soledad	1096141839	Rep.
Judge	Mejia Angelica B.	1143717238	Dem.
Alt. Judge	Melver James	1095316378	Rep.
Alt. Judge	Miramontes Leonor	1096679210	Rep.
Judge	Moncada Carlos A.	1095172205	Dem.
Alt. Judge	Morales Magdalena	1096305332	Rep.
Alt. Judge	Nelson Kelly	1093875490	Rep.
Alt. Judge	Ortiz Luis	1142817514	Rep.
Judge	Padilla Mary Dianne	1096432955	Dem.
Judge	Perez Madeline	1096243603	Dem.
Judge	Pierce Irene	1094708766	Dem.
Alt. Judge	Prieto Brenda	1095656787	Rep.

Appointment of Early Voting Judges & Alternates
Term: May 2025 Uniform Election
List Subject to Change

Alt. Judge	Prieto Jesus	1096006099	Rep.
Judge	Razo Maximina M.	1095428393	Dem.
Alt. Judge	Reyes Marianne	1094691647	Rep.
Judge	Roman Yvonne	1096841757	Dem.
Alt. Judge	Rood Arthur	1172929665	Rep.
Judge	Rosales Francisco J.	1095475204	Dem.
Judge	Saathoff Vanessa M.	1094425562	Dem.
Alt. Judge	Sandoval Patricia	1154896450	Rep.
Alt. Judge	Severson Richard	1093689677	Rep.
Judge	Simmons Joshoa B.	1094926294	Dem.
Alt. Judge	Tipton Martha	1095611298	Rep.
Alt. Judge	Trout Geneva	2188783058	Rep.
Judge	Villela Floreen	1095806222	Dem.

Appointment of Election Day Judges & Alternates
Term: May 2025 Uniform Election
List Subject to Change

Role	Names	VUID	Party
Judge	Acevedo Trinidad	1095995361	Dem.
Alt. Judge	Aguirre Aileen	2177628871	Rep.
Judge	Alarcon-Alvarez Michelle	1096461454	Dem.
Alt. Judge	Alba Alexandro	2145655774	Rep.
Alt. Judge	Allred Valerie	1095614648	Rep.
Alt. Judge	Alvarez Edgar	2191467701	Rep.
Judge	Amaro Rafael	1096206853	Dem.
Alt. Judge	Anaya Raul	1093835217	Rep.
Judge	Arenas Veronica	1094066939	Dem.
Judge	Armenta Oscar L	1094052368	Dem.
Alt. Judge	Arredondo Sandra	1096428494	Rep.
Alt. Judge	Arreola Miguel	2161184845	Rep.
Judge	Arvizo Viviana	2165220505	Dem.
Judge	Avila Patricia Ann	1095229876	Dem.
Alt. Judge	Ballesteros Rebecca	2136637051	Rep.
Alt. Judge	Barrueta Miguel	1095026187	Rep.
Judge	Beard Mary M	1170699715	Dem.
Judge	Benson Mark	1093880729	Dem.
Alt. Judge	Bermudez Milcha	1097129836	Rep.
Judge	Bernal Lisa	2164461966	Dem.
Judge	Bernal Maria	1214401486	Dem.
Judge	Blasquez Leonor	2171993348	Dem.
Judge	Briones Alfredo	1095617690	Dem.
Judge	Butler Patricia Jean	2176430739	Dem.
Judge	Calderon Vivian	1094306125	Dem.
Judge	Camano Bertha	1097648361	Dem.
Judge	Campos Julie Paola	2150254620	Dem.
Judge	Carpio Cecilia	1095045633	Dem.
Alt. Judge	Carranza Sandra	2127035462	Rep.
Alt. Judge	Carter Linda	1095549729	Rep.
Judge	Castaneda Maria Graciela	1164583126	Dem.
Alt. Judge	Castillo Dora	1169526370	Rep.
Judge	Castillo-Frias Enrique	1096351558	Dem.
Judge	Castrejon Gina Yadare	2121563231	Dem.
Alt. Judge	Castro Georgina	1097114168	Rep.
Judge	Cedillo Marisa	1097424176	Dem.
Judge	Cejudo Anita Gasca	1097325580	Dem.
Alt. Judge	Chaparro Robert	1095349613	Rep.
Judge	Chasten Ann	1094791350	Dem.
Judge	Clay Yolanda M	1095575802	Dem.

Appointment of Election Day Judges & Alternates
Term: May 2025 Uniform Election
List Subject to Change

Alt. Judge	Cline Brooks	1095919464	Rep.
Alt. Judge	Cook Bill	1095762112	Rep.
Judge	Cordova Silvia	1096795132	Dem.
Judge	Cunnington Daniel A.	1096835384	Dem.
Alt. Judge	Deming Susan	1095098801	Rep.
Judge	Diaz Peter N.	1096160491	Dem.
Alt. Judge	Dominguez Roberto	1095748116	Rep.
Judge	Dominguez Tyler Henry	1173395179	Dem.
Judge	Duarte Maria E	1146844562	Dem.
Judge	Dunn Windy	1142562604	Dem.
Judge	Escobedo Antonio	1096337233	Dem.
Judge	Esparza Briana	2002901281	Dem.
Judge	Fenstermacher Christina	1144146016	Dem.
Alt. Judge	Fernandez Serene	2139892693	Rep.
Judge	Ferreiro Maria A	1094541118	Dem.
Judge	Fisher Christel Dean	1097262131	Dem.
Judge	Flores Graciela Isabel	1095926602	Dem.
Judge	Frias-Castillo Enrique	1096351558	Dem.
Alt. Judge	Gallarzo Candace	1094630900	Rep.
Alt. Judge	Gamillo Martha	1095139280	Rep.
Judge	Garcia Carlos	1093993035	Dem.
Judge	Garcia Lilly	1095339080	Dem.
Judge	Garcia Michelle Ann	2153766600	Dem.
Judge	Giron Maria E	1096445764	Dem.
Judge	Gomez Argenis	1152928953	Dem.
Judge	Gomez Daisy	1186376811	Dem.
Judge	Gomez Jose Gabriel	1208791131	Dem.
Judge	Gomez Norma	1095977226	Dem.
Judge	Gomez Ruben H	1096681221	Dem.
Judge	Gonzalez Gerardo	1095626283	Dem.
Alt. Judge	Gorton Terry	1158832220	Rep.
Alt. Judge	Hall Berta	1095967480	Rep.
Alt. Judge	Hall Diana	1094490025	Rep.
Judge	Halliburton Betty A	1097509311	Dem.
Judge	Hamilton Karen	1095460354	Dem.
Alt. Judge	Haught Lauren	2163705382	Rep.
Alt. Judge	Haught Rosa	1096233767	Rep.
Alt. Judge	Hawks Patty	1098070697	Rep.
Judge	Hernandez Irma L.	1096761146	Dem.
Judge	Hernandez Roberto	1095052761	Dem.
Judge	Hernando Marie Lorraine	1095940266	Dem.
Judge	Herrera Daisy Ramirez	1095460061	Dem.

Appointment of Election Day Judges & Alternates
Term: May 2025 Uniform Election
List Subject to Change

Alt. Judge	Hinojosa Cathy	1095450421	Rep.
Alt. Judge	Holmes Ronald	1096818464	Rep.
Alt. Judge	Howell Jennifer	1095521849	Rep.
Judge	Irigoyen Ivy	2160458955	Dem.
Alt. Judge	Johnson Carmen	1095761440	Rep.
Alt. Judge	Jones Hugh	1094079746	Rep.
Alt. Judge	Kanof Brian	1095063890	Rep.
Alt. Judge	Klokeid Grant	2172004000	Rep.
Alt. Judge	Knerl Diana	1093735384	Rep.
Judge	Kotys Jody Lenore	1096162764	Dem.
Judge	Labrado Elena	1096152073	Dem.
Alt. Judge	Lane Susan	1097036861	Rep.
Judge	Lara Amy P	1096405282	Dem.
Alt. Judge	Ledesma Adelaida	1095759789	Rep.
Alt. Judge	LeFebvere Leslie	1095915531	Rep.
Alt. Judge	Lizarraga Lydia	1096845353	Rep.
Alt. Judge	Lopez Richard	1147958294	Rep.
Judge	Lujan Rachel F.	1094719088	Dem.
Judge	Lunsford Toni L	1096036808	Dem.
Judge	Maldonado Elizabeth	1095650912	Dem.
Judge	Maldonado Erick	2186965567	Dem.
Judge	Mandujano Valerie	2143727473	Dem.
Alt. Judge	Manzano Soledad	1096141839	Rep.
Alt. Judge	Marquez (Lola	1095468545	Rep.
Judge	Martinez Ashley Nicole	2143356502	Dem.
Judge	Martinez Crystal	2121098725	Dem.
Judge	Martinez Jennifer	2159264919	Dem.
Alt. Judge	Martinez Regina	1096164080	Rep.
Judge	Martis Tanya Annette	2142314985	Dem.
Judge	Mejia Angelica Briones	1143717238	Dem.
Alt. Judge	Melver James	1095316378	Rep.
Judge	Mendoza Keren Noemi	2176251006	Dem.
Judge	Meys Abigail Rebecca	1094180395	Dem.
Alt. Judge	Miramontes Leonor	1096679210	Rep.
Judge	Miranda Julissa	2172180013	Dem.
Judge	Moncada Carlos A	1095172205	Dem.
Alt. Judge	Montes Emilio	1095760638	Rep.
Judge	Montoya Alejandro A	1159519114	Dem.
Judge	Mora Crystal	1218628739	Dem.
Judge	Mora Jessica	1184810243	Dem.
Alt. Judge	Morales Magdalena	1096305332	Rep.
Alt. Judge	Morales Magdalena	1096305332	Rep.

Appointment of Election Day Judges & Alternates
Term: May 2025 Uniform Election
List Subject to Change

Alt. Judge	Moreno Erika	1211203456	Rep.
Judge	Munoz Mario	1095220104	Dem.
Judge	Neff Rachel Nicole	1180094301	Dem.
Alt. Judge	Nelson Kelly	1093875490	Rep.
Judge	Nelson-Royster Clevy	2002362456	Dem.
Alt. Judge	Nevarez Rosa	1097230450	Rep.
Alt. Judge	Ochoa Maria	1093905092	Rep.
Alt. Judge	Olague Gabriel	2134305119	Rep.
Alt. Judge	Ortiz Luis	1142817514	Rep.
Judge	Ozaeta Christina	1093701561	Dem.
Judge	Ozaeta Jaime	1094058655	Dem.
Judge	Padilla Dianne M	1096432955	Dem.
Judge	Padilla Manuel	1217972218	Dem.
Judge	Palacios Maria Martina	1097786303	Dem.
Judge	Palomo Socorro B.	1096750753	Dem.
Alt. Judge	Paz Maria	1095749329	Rep.
Alt. Judge	Pena Lorenzo	1097535368	Rep.
Judge	Perez Clementina	2121264049	Dem.
Judge	Perez Madeline	1096243603	Dem.
Alt. Judge	Pierce Adam	2125505170	Rep.
Judge	Pierce Irene	1094708766	Dem.
Judge	Pierre Fainot	1220345319	Dem.
Judge	Pinones Gloria	1093656030	Dem.
Alt. Judge	Prieto Brenda	1095656787	Rep.
Alt. Judge	Prieto Jesus	1096006099	Rep.
Judge	Quinonez Patricia Putty	1095183926	Dem.
Judge	Quiroz Patricia Q	1095973764	Dem.
Judge	Ramirez Esther	1095216072	Dem.
Judge	Ramirez Patrica	1098377074	Dem.
Judge	Ramirez Victoria Belen	2186965653	Dem.
Judge	Razo Maximina M	1095428393	Dem.
Alt. Judge	Reyes Maria	1094252183	Rep.
Alt. Judge	Reyes Marianne	1094691647	Rep.
Alt. Judge	Rivera Esther	1097655787	Rep.
Judge	Rivera Guillermo E	1095473795	Dem.
Alt. Judge	Rivera Karina	1158523109	Rep.
Judge	Rivera Thelma Arguelles	1097328507	Dem.
Judge	Rodriguez Araceli	1096183656	Dem.
Alt. Judge	Rodriguez Catalina	1185530614	Rep.
Judge	Rodriguez Edmundo R.	1095562467	Dem.
Judge	Rodriguez Richerd	2177424003	Dem.
Judge	Roman Yvonne	1096841757	Dem.

Appointment of Election Day Judges & Alternates
Term: May 2025 Uniform Election
List Subject to Change

Judge	Ronquillo Cecilia Lopez	1095973066	Dem.
Alt. Judge	Rood Arthur	1172929665	Rep.
Judge	Rosales Francisco J	1095475204	Dem.
Judge	Saathoff-Camacho Vanessa	1094425562	Dem.
Judge	Saenz Oscar	1205435518	Dem.
Judge	Salgado Lucio G	1096086168	Dem.
Judge	Salgado-Ramos Jess	2187531551	Dem.
Judge	Sanchez Cassandra	1094497867	Dem.
Judge	Sanchez Paula	1096898603	Dem.
Judge	Sanchez Valeria	1208522533	Dem.
Alt. Judge	Sandoval Patricia	1154896450	Rep.
Alt. Judge	Severson Richard	1093689677	Rep.
Judge	Sifuentes Robert	2171097639	Dem.
Alt. Judge	Sikorski Joanna	2134950918	Rep.
Judge	Silvas Maria De Vargas	1094465494	Dem.
Judge	Simmons Joshua B	1094926294	Dem.
Judge	Simmons Maureen	1096685393	Dem.
Judge	Spencer Betty M	1095551970	Dem.
Judge	Spencer Bryand W	1095396823	Dem.
Alt. Judge	Sr Steven	1160231734	Rep.
Judge	Sterrette Craig	2173579645	Dem.
Judge	Stewart James Andrew	2128768685	Dem.
Alt. Judge	Strom Jeffrey	1095450620	Rep.
Alt. Judge	Telles Adolpho	1096281452	Rep.
Judge	Terrazas Leonor (Lee)	1095790698	Dem.
Judge	Thornton Sidney A	1150825270	Dem.
Alt. Judge	Tipton Martha	1095611298	Rep.
Alt. Judge	Trancoso Sylvia	1093463088	Rep.
Alt. Judge	Trout Geneva	2188783058	Rep.
Judge	Trujillo Raul	1095536805	Dem.
Judge	Vasquez Sara Elena	1216431386	Dem.
Judge	Velazco Maria Guadalupe	1096725877	Dem.
Judge	Vilchis Stephanie	2002914486	Dem.
Judge	Villela Floreen	1095806222	Dem.
Judge	Wesenberg Tomas A	1086991153	Dem.
Judge	Williams Elizabeth	1094896981	Dem.
Alt. Judge	Wolf Gabriella	1201535596	Rep.
Judge	Wright Elva	1096067586	Dem.
Alt. Judge	Zavala Laura	1097944683	Rep.

TOWN OF HORIZON CITY
MEMORANDUM

Date: January 14, 2025

To: Honorable Mayor and Members of City Council

From: Art Rubio, Planner

SUBJECT: On a **Preliminary & Final Subdivision Plat** applications for **Kenazo Subdivision (Case No. SUC24-0003)**, and to authorize the Mayor to sign the recording plat, legally described as Two Portions of Section 31, Block 78, Township 3, Texas and Pacific Railroad Surveys, Town of Horizon City, El Paso County, Texas. Containing 4.0031 acres ±. Application submitted by Applicant/Representative JLJ Designs.

On December 16, 2024, the Planning & Zoning Commission unanimously recommended approval of the Kenazo Subdivision Plat on a Preliminary and Final Basis.

The application meets all minimum requirements of a preliminary and final subdivision plat and staff recommends approval of the Kenazo Subdivision Plat on a Preliminary and Final Subdivision Plat basis.

Attached for your review is the staff report that was prepared for the Planning and Zoning Commission and the preliminary plat.

14999 Darrington Rd. Horizon City, Texas 79928 (915) 852-1046 Fax (915) 852-1005

TOWN OF HORIZON CITY
Planning and Zoning Commission Staff Report

Case No.: **SUC24-0003 Kenazo Subdivision**

Application Type: **Preliminary & Final Subdivision Plat Applications**
P&Z Hearing Date: December 16, 2024
Staff Contact: Art Rubio, Planner
915-852-1046, Ext. 407; arubio@horizoncity.org

Address/Location: North of Horizon Blvd. and West of Kenazo Ave.
Property ID Nos.: 206646 and 603425
Legal Description: Two Portions of Section 31, Block 78, Township 3, Texas and Pacific Railroad Surveys, Town of Horizon City, El Paso County, Texas, Approximately 4.0031 acres ±
Property Owner: Kenazo Partners LLC
Applicant/Rep.: JLJ Designs
Nearest Park: David Ortiz Park
Nearest School: Desert Hills Elementary

SURROUNDING PROPERTIES:		
	Zoning	**Land Use**
N	R-9 (Single-Family Dwellings)/R-4 Single-Family Dwellings)	Single-Family Dwellings
E	R-2 (Single-Family Dwelling)/C-1 (Commercial)	Desert Hills Elementary, Vacant
S	A-1 (Apartments/R-9 (Single-Family Dwelling)	Vacant/Single-Family Residential
W	R-9 (Single-Family Dwelling)	Single-Family Dwellings
LAND USE AND ZONING:		
	Existing	**Proposed**
Land Use	Vacant	Light Commercial
Zoning	C-1 (General Commercial)	C-1 (General Commercial)

Application Description:

Preliminary and Final Subdivision:
The applicant requested to subdivide and combine two unplatted lots into one 4.0031-acres commercial subdivision. The subdivision includes a 2.9686-acre and a 1.0-acre lot, both zoned C-1 (General Commercial) and currently vacant. The subject property includes existing roadway improvements, and the subdivider proposes private drainage improvements. Parkland dedication and fees are not required for the commercial subdivision.

Pursuant to Horizon City Municipal Code, Subdivision Ordinance, no permit may be issued without the submittal and approval of a subdivision plat. The applicant submitted a Land

Development Exemption Determination, and the final determination was made that the property did not meet any exemptions from plating and a subdivision plat is required.

In accordance with Chapter 212 of the Texas Local Government Code, public notice on preliminary and final subdivisions is not required. In addition, the applicant is not required to erect signs notifying the public of the proposed subdivision on the subject property.

Staff Recommendation:
Staff recommends approval of the Preliminary and Final Subdivision Plats.

Planning Division Comments:
Preliminary Plat:

1. ~~Missing Full Written Metes & Bounds and closure report.~~
2. ~~Provide copies of restrictive covenants or remove plat note if no restrictive covenants are proposed to be filed.~~
3. ~~Correct spelling on Note #4.~~
4. ~~Add second tax certificate instrument note for second parcel.~~
5. ~~Requirements for preparation of preliminary plats for proposed subdivision within the City Municipal limits or within the five (5) mile ETJ of the City shall be drawn to a scale of one hundred feet to one inch (100' = 1")~~
6. ~~Location map must be a set scale not approximate.~~
7. ~~Add classification of existing Major Arterial for Kenazo Ave. Cross Section~~
8. ~~Call out the perimeter size of the pond.~~

Final Plat:

1. ~~Missing Full Written Metes & Bounds and closure report.~~
2. ~~Provide copies of restrictive covenants or remove plat note if no restrictive covenants are proposed to be filed.~~
3. ~~Correct spelling on Note #4.~~
4. ~~Add second tax certificate instrument note for second parcel.~~
5. ~~Requirements for preparation of preliminary plats for proposed subdivision within the City Municipal limits or within the five (5) mile ETJ of the City shall be drawn to a scale of one hundred feet to one inch (100' = 1")~~
6. ~~Location map must be a set scale not approximate.~~
7. ~~Need to add Engineer and Surveyor certification signature lines.~~
8. ~~Call out Proposed Address.~~

Town Engineer Comments:
Preliminary Plat:

1. ~~Provide metes and bounds with a point of beginning (POB) and a point of commencement (POC) corresponding to metes and bounds description.~~
2. ~~Verify area in the legal description.~~
3. ~~Provide a closure report for the single lot, as shown.~~

Final Plat:

1. ~~Provide metes and bounds with a point of beginning (POB) and a point of commencement (POC) corresponding to metes and bounds description.~~
2. ~~Verify area in the legal description.~~
3. ~~Provide a closure report for the single lot, as shown.~~
4. ~~Correct spelling to PLAT NOTES, item No. 4 (first word).~~
5. ~~Provide an address approved by the Director of Public Works.~~
6. ~~Provide the square footage under each lot number.~~
7. ~~Verify dates (year) when recording is expected. Signature dates for the year 2025, if not signed by the end-of-year 2024, will have to update.~~

El Paso 9-1-1 District Comments:
No comments received

TxDOT Comments:
No comments

El Paso Central Appraisal District Comments:
There are no comments for Kenazo Subdivision here at the El Paso Central Appraisal.

El Paso Electric Company:
~~Please add a 10' wide easement to the front of the lots along N Kenazo Dr.~~

Texas Gas:
In reference to Case No. SUC24-0003 - Kenazo Subdivision, Texas Gas Service does not have any objections.

Kinder Morgan:
This project area is clear of El Paso Natural Gas a Company of Kinder Morgan's pipelines and facilities.

Clint Independent School District:
Clint ISD has no issues with what is presented.

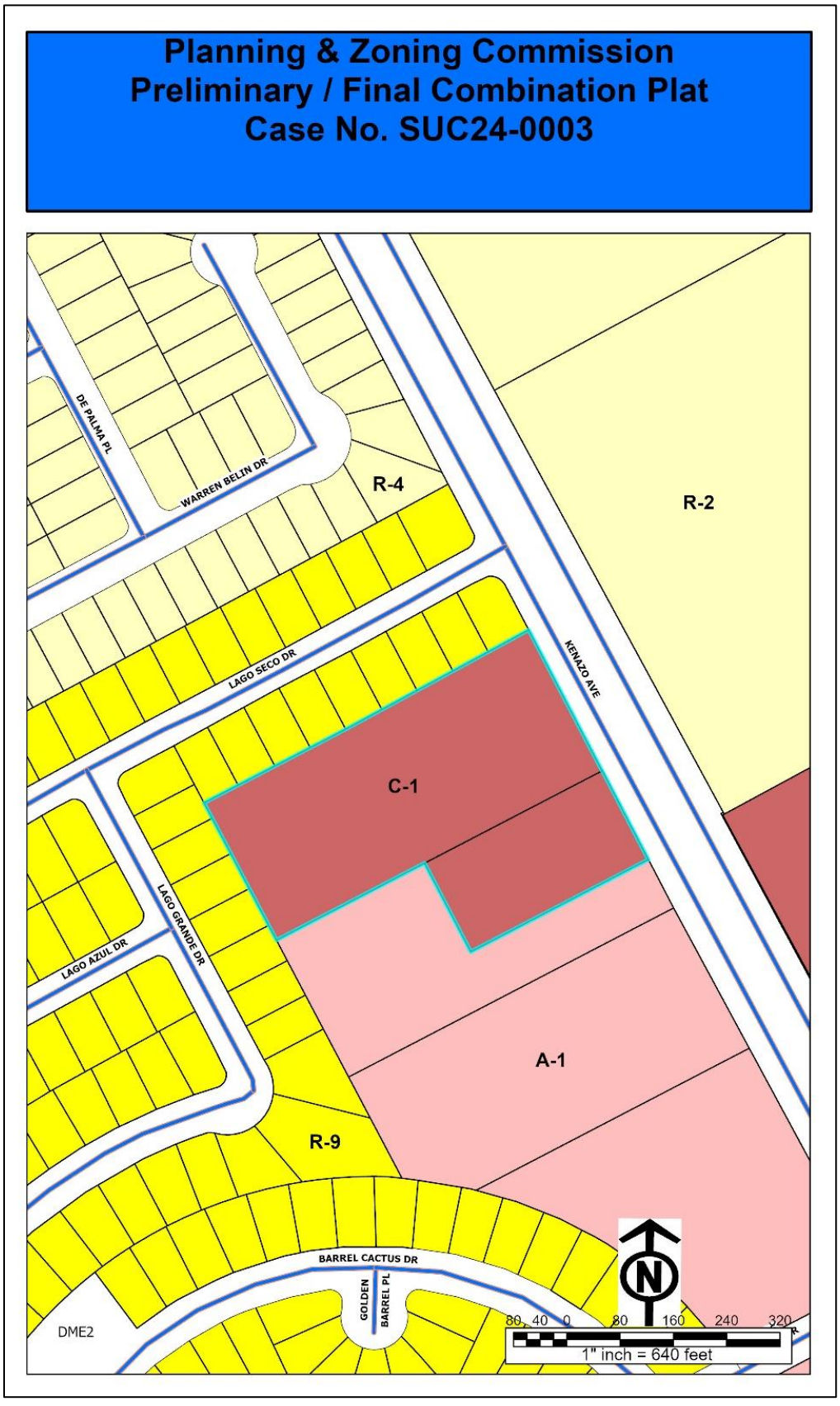
HRMUD:
~~The HRMUD has not received the application for service from the developer, this is required so we can confirm water and wastewater service availability.~~

Attachments:
1 - Aerial
2 – Zoning Designation Map
3 - Location Map
4 – Preliminary Plat
5 – Final Plat
6 – Existing Right-of-Way Cross Sections
7 – Preliminary & Final Plat (Combination) Online Application

Attachment 1: Aerial Map



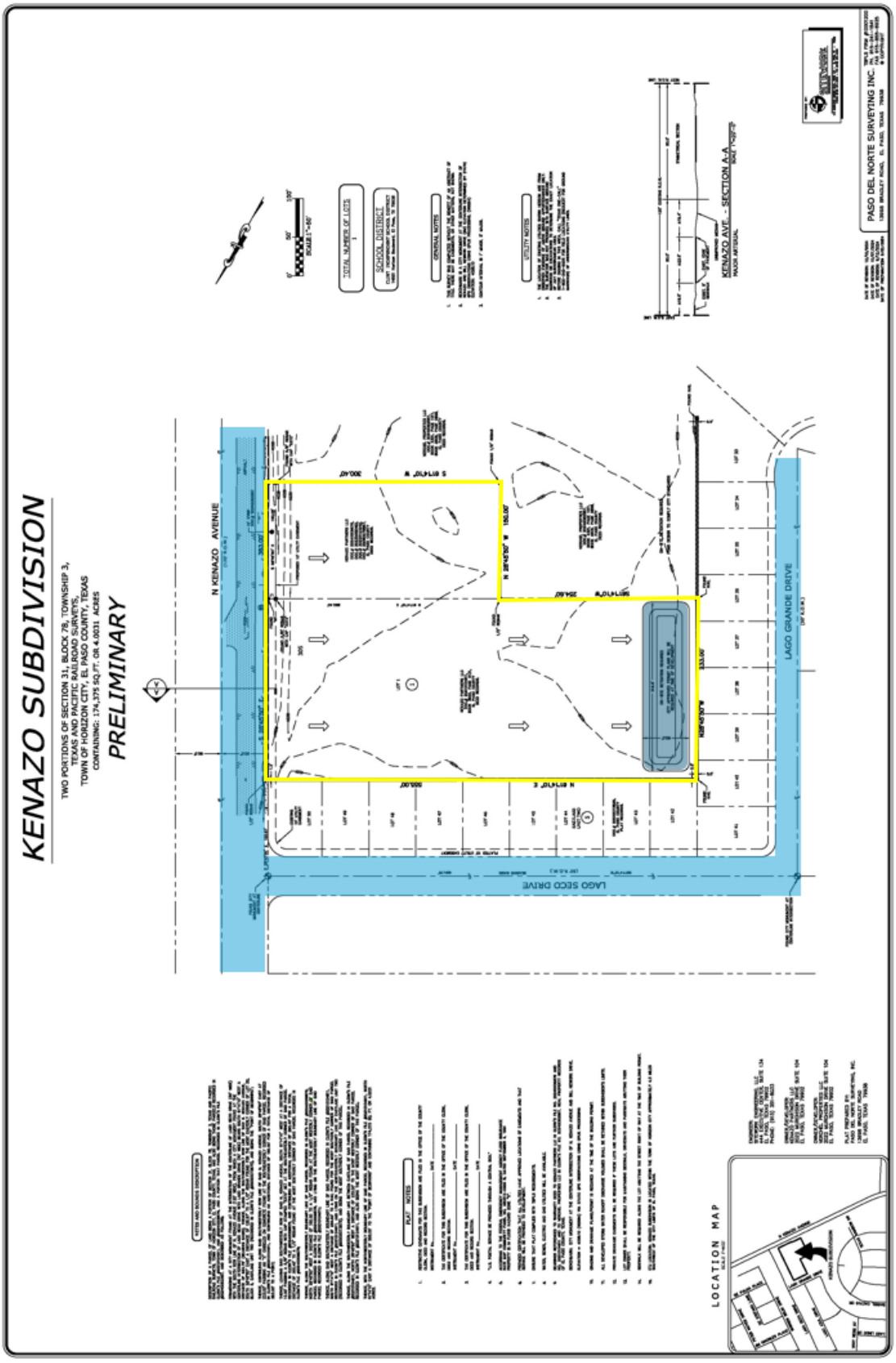
Attachment 1: Zoning Designation Map



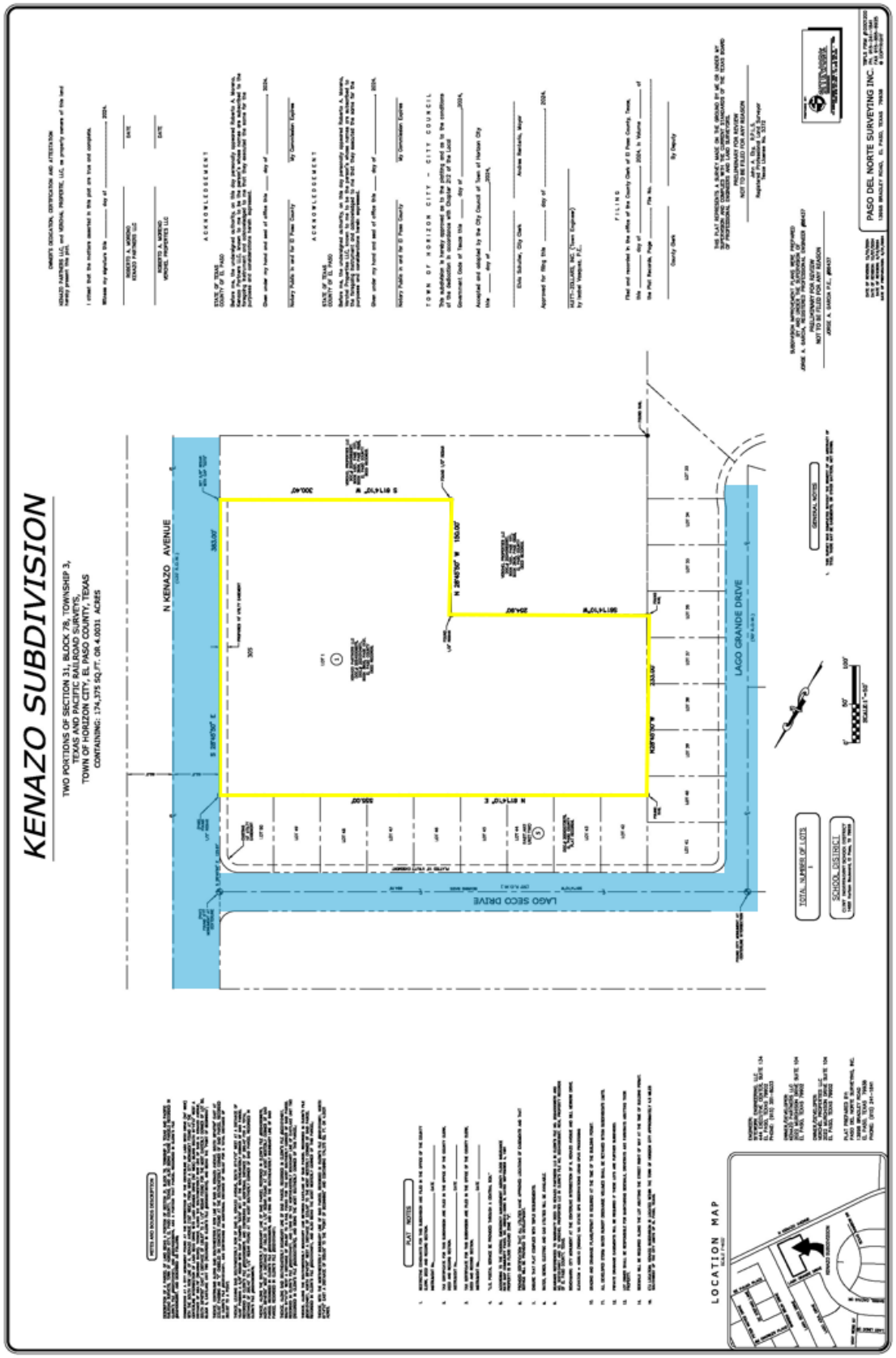
Attachment 3: Location Map



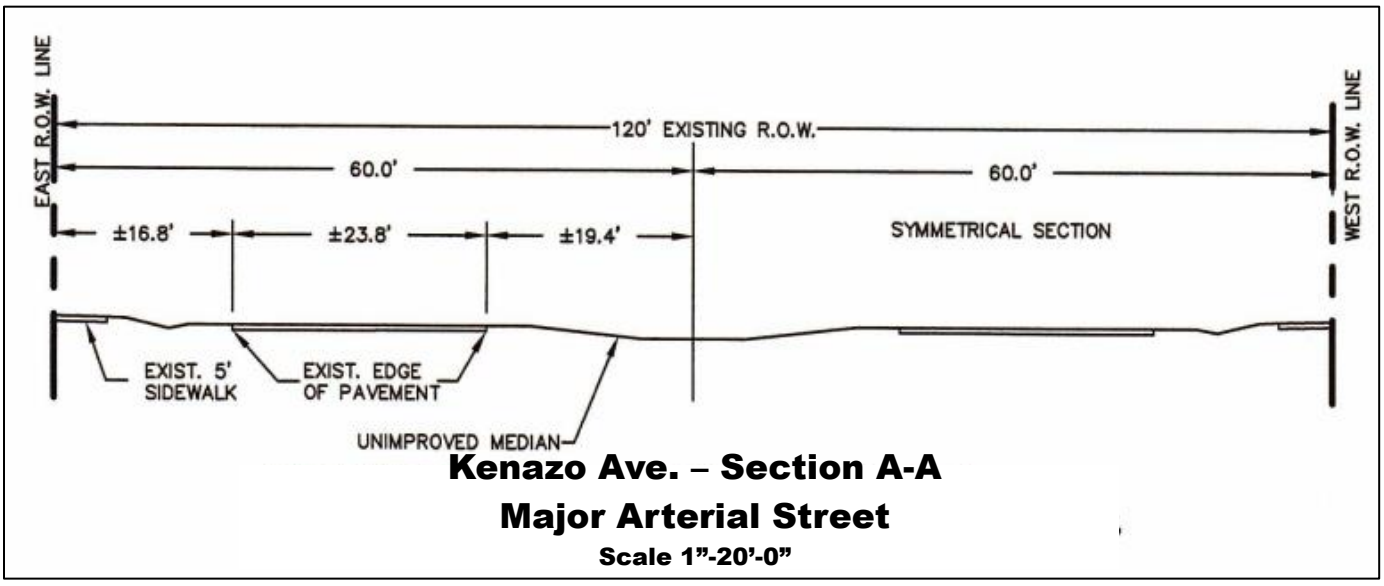
Attachment 4: Preliminary Subdivision Plat



Attachment 5: Final Subdivision Plat



Attachment 6 – Existing Right-of-Way Cross Section



Attachment 7: Preliminary & Final Plat (Combination) Online Application

Town of Horizon City, TX
Town of Horizon City Hall

14999 Darrington Road
Horizon City, TX 79928
915-852-1046
https://www.horizoncity.org/

PERMIT

SUC24-0003

SUBDIVISION COMBO (SUB/REPLAT-BOTH PRELIM/FINAL)

SITE ADDRESS: 0 UNKNOWN HORIZON CITY
PRIMARY PARCEL: X57800033101270
PROJECT NAME: KENAZO SUBDIVISON

ISSUED:

EXPIRES:

APPLICANT: KENAZO PARTNERS LLC
2022 MURCHISON STE 104
EL PASO, TX 79902-3058

OWNER: KENAZO PARTNERS LLC
2022 MURCHISON STE 104
EL PASO, TX 79902-3058

Detail Name	Detail Value
Engineering Plan Review Invoice Amount #1	800
Please select the Land Use here:	Commercial
Please provide the Specific Use here - e.g. - Residential: single-family/duplex. - Commercial: retail/office. - Industrial: manufacturing/assembly. - Institutional: church/hospital. - Civic: library/park/government	Retail Medical
Number of Units:	1
Acreage:	4.0031
If single-family or duplex development is proposed: enter the average floor area of houses	N/A
Are special improvements proposed in connection with the development?	No
Is a modification of any portion of the subdivision ordinance proposed?	No
If answer is "Yes", please explain the nature of the modification or enter N/A	N/A
What type of landscaping is proposed?	Other
If answered "Other", please describe the landscaping type proposed or enter N/A	N/A
Remarks and/or explanation of special circumstances	N/A
If the project will have improvements dedicated to the City, have the plans been approved?	N
Applicant is responsible for all expenses incurred by the City in connection with the Final plat approval request, including but not limited to attorney's fees, engineering fees and publication. Charges exceeding deposit will be invoiced separately.	I acknowledge
Comments due date	12-09-2024
Planning and Zoning Commision review date	12-16-2024

KENAZO SUBDIVISION

TWO PORTIONS OF SECTION 31, BLOCK 78, TOWNSHIP 3,
TEXAS AND PACIFIC RAILROAD SURVEYS,
TOWN OF HORIZON CITY, EL PASO COUNTY, TEXAS

CONTAINING: 174,375 SQ.FT. OR 4.0031 ACRES

PRELIMINARY

METES AND BOUNDS DESCRIPTION

DESCRIPTION OF A PARCEL OF LAND BEING A PORTION OF SECTION 31, BLOCK 78, TOWNSHIP 3, TEXAS AND PACIFIC RAILROAD SURVEYS, TOWN OF HORIZON CITY, EL PASO COUNTY, TEXAS, AND ALSO BEING THOSE PARCELS RECORDED IN CLERK'S FILE #20210104911, AND #20240009876, AND A PORTION THAT PARCEL RECORDED IN CLERK'S FILE #20240062587, AND DESCRIBED AS FOLLOWS;

COMMENCING AT A CITY MONUMENT FOUND AT THE INTERSECTION OF THE CENTERLINE OF LAGO SECO DRIVE (50' WIDE) WITH THE SOUTH ROW LINE OF N. KENAZO AVENUE (120' WIDE), FROM WHICH A CITY MONUMENT FOUND AT THE CENTERLINE INTERSECTION OF LAGO SECO DRIVE WITH LAGO GRANDE DRIVE (50' WIDE) BEARS SOUTH 61°14'10" WEST A DISTANCE OF 684.76' (BEARING BASIS); THENCE, ALONG THE SOUTHWESTERLY ROW LINE OF SAID N. KENAZO AVENUE, SOUTH 28°45'50" EAST A DISTANCE OF 125.87' TO A 1/2" REBAR FOUND FOR THE MOST EASTERLY CORNER OF LOT 50, BLOCK 5, EASTLAKE UNIT TWO (RECORDED IN CLERK'S FILE #20000073875), AND BEING THE "POINT OF BEGINNING";

THENCE, CONTINUING ALONG SAID SOUTHWESTERLY ROW LINE OF SAID N. KENAZO AVENUE, SOUTH 28°45'50" EAST AT 233.00' PASSING AN "X" CHISELED ON CONCRETE FOUND AT THE SOUTHEASTERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, AND CONTINUING AN ADDITIONAL DISTANCE OF 150.00' FOR A TOTAL DISTANCE OF 383.00' TO A POINT;

THENCE, LEAVING SAID SOUTHWESTERLY ROW OF SAID N. KENAZO AVENUE, SOUTH 61°14'10" WEST AT A DISTANCE OF 10.00' PASSING A 5/8" REBAR WITH CAP STAMPED "5372" SET AT THE SOUTHEASTERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20240009876, AND CONTINUING AN ADDITIONAL DISTANCE OF 290.40' FOR A TOTAL DISTANCE OF 300.40' TO A 1/2" REBAR FOUND AT THE MOST SOUTHERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20240009876;

THENCE, ALONG THE SOUTHWESTERLY BOUNDARY LINE OF SAID PARCEL RECORDED IN CLERK'S FILE #20240009876, NORTH 28°45'50" WEST A DISTANCE OF 150.00 TO A 1/2" REBAR FOUND AT THE MOST WESTERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20240009876, AND LYING ON THE SOUTHEASTERLY BOUNDARY LINE OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911;

THENCE, ALONG SAID SOUTHEASTERLY BOUNDARY LINE OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, SOUTH 61°14'10" WEST A DISTANCE OF 254.60' TO A NAIL FOUND FOR THE MOST SOUTHERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, AND LYING ON THE NORTHEASTERLY BOUNDARY LINE OF EASTLAKE UNIT TWO (RECORDED IN CLERK'S FILE #20000073875), AND BEING THE MOST SOUTHERLY CORNER OF THIS PARCEL;

THENCE, ALONG THE SOUTHWESTERLY BOUNDARY LINE BETWEEN EASTLAKE OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, NORTH 28°45'50" WEST A DISTANCE OF 233.00' TO THE MOST WESTERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, AND ALSO BEING THE MOST WESTERLY CORNER OF THIS PARCEL;

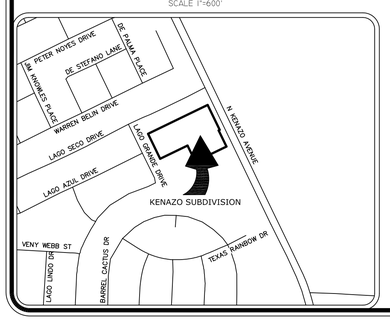
THENCE, WITH THE NORTHWESTERLY BOUNDARY LINE OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, NORTH 61°14'10" EAST A DISTANCE OF 555.00' TO THE "POINT OF BEGINNING" AND CONTAINING 174,375 SQ. FT. OR 4.0031 ACRES.

PLAT NOTES

1. RESTRICTIVE COVENANTS FOR THIS SUBDIVISION ARE FILED IN THE OFFICE OF THE COUNTY CLERK, DEED AND RECORD SECTION.
   INSTRUMENT No._____ DATE _____
2. TAX CERTIFICATE FOR THIS SUBDIVISION ARE FILED IN THE OFFICE OF THE COUNTY CLERK, DEED AND RECORD SECTION.
   INSTRUMENT No._____ DATE _____
3. TAX CERTIFICATE FOR THIS SUBDIVISION ARE FILED IN THE OFFICE OF THE COUNTY CLERK, DEED AND RECORD SECTION.
   INSTRUMENT No._____ DATE _____
4. "U.S. POSTAL SERVICE BE PROVIDED THROUGH A CENTRAL BOX."
5. ACCORDING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP COMMUNITY PANEL NO. 480212-0250 B, DATED SEPTEMBER 4, 1991 PROPERTY IS IN FLOOD HAZARD ZONE "X".
6. PROVIDED CERTIFICATION THAT ALL UTILITIES HAVE APPROVED LOCATIONS OF EASEMENTS AND THAT SERVICE WILL BE PROVIDED TO DEVELOPMENT.
7. ENSURE THAT PLAT COMPLIES WITH TBPLS REQUIREMENTS.
8. WATER, SEWER, ELECTRIC AND GAS UTILITIES WILL BE AVAILABLE.
9. BEARINGS REFERENCED TO WARRANTY DEED TO KENAZO PARTNERS LLC IN CLERK'S FILE NO. 20240009876 AND NO. 20210104911 AND TO VERCHEL PROPERTIES LLC IN CLERK'S FILE NO. 20240062587, REAL PROPERTY RECORDS OF EL PASO COUNTY, TEXAS.
   BENCHMARK: CITY MONUMENT AT THE CENTERLINE INTERSECTION OF N. KENAZO AVENUE AND BILL NEWKIRK DRIVE.
   ELEVATION = 4028.10 (WGS84) VIA STATIC GPS OBSERVATIONS USING OPUS PROCESSING
10. GRADING AND DRAINAGE PLANS/PERMIT IS REQUIRED AT THE TIME OF THE BUILDING PERMIT.
11. ALL DEVELOPED STORM WATER RUNOFF DISCHARGE VOLUMES SHALL BE RETAINED WITHIN SUBDIVISION'S LIMITS.
12. PRIVATE DRAINAGE EASEMENTS WILL BE REQUIRED IF THESE LOTS ARE FURTHER SUBDIVIDED.
13. LOT OWNER SHALL BE RESPONSIBLE FOR MAINTAINING SIDEWALK, DRIVEWAYS AND PARKWAYS ABUTTING THEIR PROPERTY.
14. SIDEWALK WILL BE REQUIRED ALONG THE LOT ABUTTING THE STREET RIGHT OF WAY AT THE TIME OF BUILDING PERMIT.
15. ETJ LOCATION: KENAZO SUBDIVISION IS LOCATED WITHIN THE TOWN OF HORIZON CITY APPROXIMATELY 4.5 MILES SOUTHWEST OF THE CITY LIMITS OF EL PASO, TEXAS.

LOCATION MAP

SCALE 1"=600'

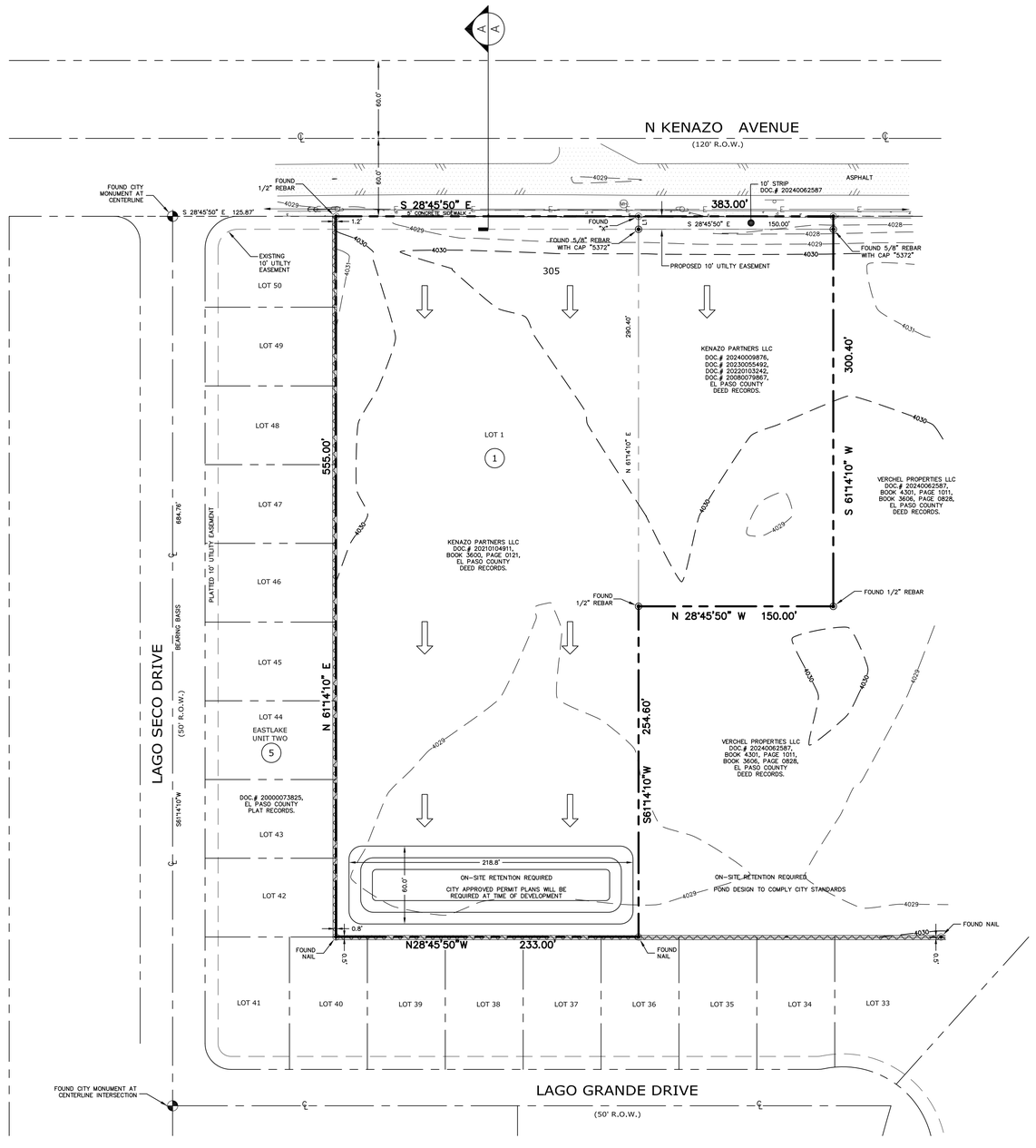


ENGINEER:
SITEWORK ENGINEERING, LLC
444 EXECUTIVE CENTER, SUITE 134
EL PASO, TEXAS 79902
PHONE: (915) 351-8033

OWNER/DEVELOPER:
KENAZO PARTNERS LLC
2022 MURCHISON DRIVE SUITE 104
EL PASO, TEXAS 79902

OWNER/DEVELOPER:
VERCHEL PROPERTIES LLC
2022 MURCHISON DRIVE SUITE 104
EL PASO, TEXAS 79902

PLAT PREPARED BY:
PASO DEL NORTE SURVEYING, INC.
13998 BRADLEY ROAD
EL PASO, TEXAS 79938





0' 50' 100'

SCALE:1"=50'

TOTAL NUMBER OF LOTS
1

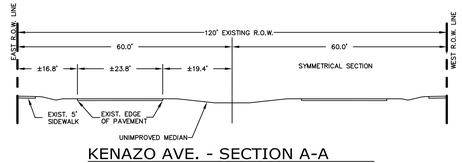
SCHOOL DISTRICT
CLINT INDEPENDENT SCHOOL DISTRICT
14521 Horizon Boulevard, El Paso, TX 79928

GENERAL NOTES

1. THIS SURVEY WAS COMPLETED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE. THERE MAY BE EASEMENTS, OR OTHER MATTERS, NOT SHOWN.
2. BENCHMARK IS A CITY MONUMENT AT THE CENTERLINE INTERSECTION OF KENAZO AND BILL NEWKIRK DRIVE (BM) ELEVATION DETERMINED BY STATIC GPS OBSERVATIONS USING OPUS PROCESSING. (WGS84) ELEVATION: 4028.10
3. CONTOUR INTERVAL IS 1' MINOR, 5' MAJOR.

UTILITY NOTES

1. THE LOCATION OF EXISTING UTILITIES SHOWN HEREON ARE FROM OBSERVED EVIDENCE OF ABOVE GROUND APPURTENANCES ONLY.
2. THE SURVEYOR WAS NOT PROVIDED WITH SURFACE GROUND MARKINGS OR EXCAVATIONS TO DETERMINE THE EXACT LOCATION OF ANY SUBTERRANEAN USES.
3. BEFORE DIGGING IN THIS AREA, CALL "TEXAS ONE-CALL" 1-800-545-6005 FOR FIELD LOCATIONS (REQUEST FOR GROUND MARKINGS) OF UNDERGROUND UTILITY LINES.



KENAZO AVE. - SECTION A-A
MAJOR ARTERIAL
SCALE 1"=20'-0"

PREPARED BY:
SITEWORK ENGINEERING
444 EXECUTIVE CENTER BLVD., SUITE 134 - EL PASO, TX - 79902
PHONE (915) 351-8033 - FAX (915) 351-8055

DATE OF REVISION: 12/10/2024
DATE OF REVISION: 10/07/2024
DATE OF REVISION: 9/12/2024
DATE OF PREPARATION: 8/21/2024

PASO DEL NORTE SURVEYING INC.
13998 BRADLEY ROAD, EL PASO, TEXAS 79938

TBPLS FIRM #10001200
PH. 915-241-1841
FAX 915-855-6925
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KENAZO SUBDIVISION

TWO PORTIONS OF SECTION 31, BLOCK 78, TOWNSHIP 3,
TEXAS AND PACIFIC RAILROAD SURVEYS,
TOWN OF HORIZON CITY, EL PASO COUNTY, TEXAS
CONTAINING: 174,375 SQ.FT. OR 4.0031 ACRES

METES AND BOUNDS DESCRIPTION

DESCRIPTION OF A PARCEL OF LAND BEING A PORTION OF SECTION 31, BLOCK 78, TOWNSHIP 3, TEXAS AND PACIFIC RAILROAD SURVEYS, TOWN OF HORIZON CITY, EL PASO COUNTY, TEXAS, AND ALSO BEING THOSE PARCELS RECORDED IN CLERK'S FILE #20210104911, AND #20240009876, AND A PORTION THAT PARCEL RECORDED IN CLERK'S FILE #20240062587, AND DESCRIBED AS FOLLOWS;

COMMENCING AT A CITY MONUMENT FOUND AT THE INTERSECTION OF THE CENTERLINE OF LAGO SECO DRIVE (50' WIDE) WITH THE SOUTH ROW LINE OF N. KENAZO AVENUE (120' WIDE), FROM WHICH A CITY MONUMENT FOUND AT THE CENTERLINE INTERSECTION OF LAGO SECO DRIVE WITH LAGO GRANDE DRIVE (50' WIDE) BEARS SOUTH 61°14'10" WEST A DISTANCE OF 684.76' (BEARING BASIS); THENCE, ALONG THE SOUTHWESTERLY ROW LINE OF SAID N. KENAZO AVENUE, SOUTH 28°45'50" EAST A DISTANCE OF 125.87' TO A 1/2" REBAR FOUND FOR THE MOST EASTERLY CORNER OF LOT 50, BLOCK 5, EASTLAKE UNIT TWO (RECORDED IN CLERK'S FILE #20000073875), AND BEING THE "POINT OF BEGINNING";

THENCE, CONTINUING ALONG SAID SOUTHWESTERLY ROW LINE OF SAID N. KENAZO AVENUE, SOUTH 28°45'50" EAST AT 233.00' PASSING AN "X" CHISELED ON CONCRETE FOUND AT THE SOUTHEASTERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, AND CONTINUING AN ADDITIONAL DISTANCE OF 150.00' FOR A TOTAL DISTANCE OF 383.00' TO A POINT;

THENCE, LEAVING SAID SOUTHWESTERLY ROW OF SAID N. KENAZO AVENUE, SOUTH 61°14'10" WEST AT A DISTANCE OF 10.00' PASSING A 5/8" REBAR WITH CAP STAMPED "5372" SET AT THE SOUTHEASTERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20240009876, AND CONTINUING AN ADDITIONAL DISTANCE OF 290.40' FOR A TOTAL DISTANCE OF 300.40' TO A 1/2" REBAR FOUND AT THE MOST SOUTHERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20240009876;

THENCE, ALONG THE SOUTHWESTERLY BOUNDARY LINE OF SAID PARCEL RECORDED IN CLERK'S FILE #20240009876, NORTH 28°45'50" WEST A DISTANCE OF 150.00 TO A 1/2" REBAR FOUND AT THE MOST WESTERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20240009876, AND LYING ON THE SOUTHEASTERLY BOUNDARY LINE OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911;

THENCE, ALONG SAID SOUTHEASTERLY BOUNDARY LINE OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, SOUTH 61°14'10" WEST A DISTANCE OF 254.60' TO A NAIL FOUND FOR THE MOST SOUTHERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, AND LYING ON THE NORTHEASTERLY BOUNDARY LINE OF EASTLAKE UNIT TWO (RECORDED IN CLERK'S FILE #20000073875), AND BEING THE MOST SOUTHERLY CORNER OF THIS PARCEL;

THENCE, ALONG THE SOUTHWESTERLY BOUNDARY LINE BETWEEN EASTLAKE OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, NORTH 28°45'50" WEST A DISTANCE OF 233.00' TO THE MOST WESTERLY CORNER OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, AND ALSO BEING THE MOST WESTERLY CORNER OF THIS PARCEL;

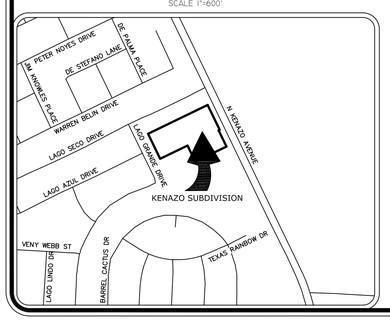
THENCE, WITH THE NORTHWESTERLY BOUNDARY LINE OF SAID PARCEL RECORDED IN CLERK'S FILE #20210104911, NORTH 61°14'10" EAST A DISTANCE OF 555.00' TO THE "POINT OF BEGINNING" AND CONTAINING 174,375 SQ. FT. OR 4.0031 ACRES.

PLAT NOTES

1. RESTRICTIVE COVENANTS FOR THIS SUBDIVISION ARE FILED IN THE OFFICE OF THE COUNTY CLERK, DEED AND RECORD SECTION.
   INSTRUMENT No._____ DATE _____
2. TAX CERTIFICATE FOR THIS SUBDIVISION ARE FILED IN THE OFFICE OF THE COUNTY CLERK, DEED AND RECORD SECTION.
   INSTRUMENT No._____ DATE _____
3. TAX CERTIFICATE FOR THIS SUBDIVISION ARE FILED IN THE OFFICE OF THE COUNTY CLERK, DEED AND RECORD SECTION.
   INSTRUMENT No._____ DATE _____
4. "U.S. POSTAL SERVICE BE PROVIDED THROUGH A CENTRAL BOX."
5. ACCORDING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP COMMUNITY PANEL NO. 480212-0250 B, DATED SEPTEMBER 4, 1991 PROPERTY IS IN FLOOD HAZARD ZONE "X".
6. PROVIDED CERTIFICATION THAT ALL UTILITIES HAVE APPROVED LOCATIONS OF EASEMENTS AND THAT SERVICE WILL BE PROVIDED TO DEVELOPMENT.
7. ENSURE THAT PLAT COMPLIES WITH TBPLS REQUIREMENTS.
8. WATER, SEWER, ELECTRIC AND GAS UTILITIES WILL BE AVAILABLE.
9. BEARINGS REFERENCED TO WARRANTY DEED TO KENAZO PARTNERS LLC IN CLERK'S FILE NO. 20240009876 AND NO. 20210104911 AND TO VERCHEL PROPERTIES LLC IN CLERK'S FILE NO. 20240062587, REAL PROPERTY RECORDS OF EL PASO COUNTY, TEXAS.
   BENCHMARK: CITY MONUMENT AT THE CENTERLINE INTERSECTION OF N. KENAZO AVENUE AND BILL NEWKIRK DRIVE.
   ELEVATION = 4028.10 (WGS84) VIA STATIC GPS OBSERVATIONS USING OPUS PROCESSING
10. GRADING AND DRAINAGE PLANS/PERMIT IS REQUIRED AT THE TIME OF THE BUILDING PERMIT.
11. ALL DEVELOPED STORM WATER RUNOFF DISCHARGE VOLUMES SHALL BE RETAINED WITHIN SUBDIVISION'S LIMITS.
12. PRIVATE DRAINAGE EASEMENTS WILL BE REQUIRED IF THESE LOTS ARE FURTHER SUBDIVIDED.
13. LOT OWNER SHALL BE RESPONSIBLE FOR MAINTAINING SIDEWALK, DRIVEWAYS AND PARKWAYS ABUTTING THEIR PROPERTY.
14. SIDEWALK WILL BE REQUIRED ALONG THE LOT ABUTTING THE STREET RIGHT OF WAY AT THE TIME OF BUILDING PERMIT.
15. ETJ LOCATION: KENAZO SUBDIVISION IS LOCATED WITHIN THE TOWN OF HORIZON CITY APPROXIMATELY 4.5 MILES SOUTHWEST OF THE CITY LIMITS OF EL PASO, TEXAS.

LOCATION MAP

SCALE 1"=600'

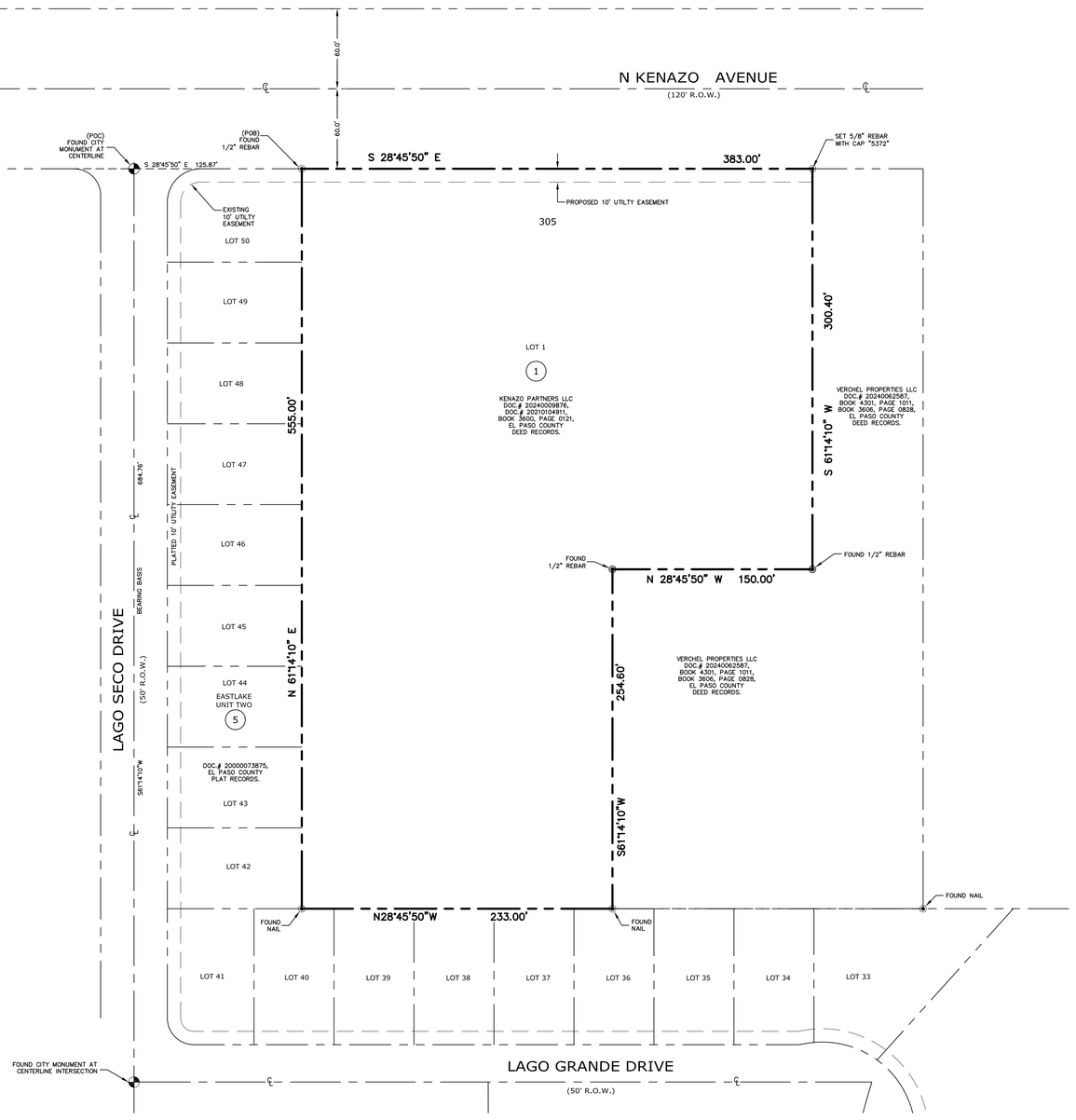


ENGINEER:
SITEWORK ENGINEERING, LLC
444 EXECUTIVE CENTER, SUITE 134
EL PASO, TEXAS 79902
PHONE: (915) 351-8033

OWNER/DEVELOPER:
KENAZO PARTNERS LLC
2022 MURCHISON DRIVE SUITE 104
EL PASO, TEXAS 79902

OWNER/DEVELOPER:
VERCHEL PROPERTIES LLC
2022 MURCHISON DRIVE SUITE 104
EL PASO, TEXAS 79902

PLAT PREPARED BY:
PASO DEL NORTE SURVEYING, INC.
13998 BRADLEY ROAD
EL PASO, TEXAS 79938
PHONE: (915) 241-1841



TOTAL NUMBER OF LOTS
1

SCHOOL DISTRICT
CLINT INDEPENDENT SCHOOL DISTRICT
14521 Horizon Boulevard, El Paso, TX 79928

0' 50' 100'
SCALE:1"=50'

GENERAL NOTES

1. THIS SURVEY WAS COMPLETED WITHOUT THE BENEFIT OF AN ABSTRACT OF TITLE. THERE MAY BE EASEMENTS, OR OTHER MATTERS, NOT SHOWN.

OWNER'S DEDICATION, CERTIFICATION AND ATTESTATION

KENAZO PARTNERS LLC, and VERCHAL PROPERTIE, LLC, as property owners of this land hereby present this plat.

I attest that the matters asserted in this plat are true and complete.

Witness my signature this _____ day of _____, 2024.

_____ _____
ROBERTO A. MORENO DATE
KENAZO PARTNERS LLC

_____ _____
ROBERTO A. MORENO DATE
VERCHEL PROPERTIES LLC

A C K N O W L E D G E M E N T

STATE OF TEXAS
COUNTY OF EL PASO

Before me, the undersigned authority, on this day personally appeared Roberto A. Moreno, Kenazo Partners LLC, known to me to be the person's whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and considerations herein expressed.

Given under my hand and seal of office this _____ day of _____, 2024.

_____ _____
Notary Public in and for El Paso County My Commission Expires

A C K N O W L E D G E M E N T

STATE OF TEXAS
COUNTY OF EL PASO

Before me, the undersigned authority, on this day personally appeared Roberto A. Moreno, Verchel Properties LLC, known to me to be the person's whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same for the purposes and considerations herein expressed.

Given under my hand and seal of office this _____ day of _____, 2024.

_____ _____
Notary Public in and for El Paso County My Commission Expires

T O W N O F H O R I Z O N C I T Y – C I T Y C O U N C I L

This subdivision is hereby approved as to the platting and as to the conditions of the dedication in accordance with Chapter 212 of the Local

Government Code of Texas this _____ day of _____,2024,

Accepted and adopted by the City Council of Town of Horizon City
this _____ day of _____,2024,

_____ _____
Elvia Schuller, City Clerk Andres Renteria, Mayor

Approved for filing this _____ day of _____, 2024.

_____
HUITT–ZOLLARS, INC. (Town Engineer)
by Isabel Vasquez, P.E.,

F I L I N G

Filed and recorded in the office of the County Clerk of El Paso County, Texas,
this _____ day of _____, 2024, in Volume _____ of
the Plat Records, Page _____, File No. _____.

_____ _____
County Clerk By Deputy

THIS PLAT REPRESENTS A SURVEY MADE ON THE GROUND BY ME OR UNDER MY SUPERVISION AND COMPLIES WITH THE CURRENT STANDARDS OF THE TEXAS BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS.

PRELIMINARY FOR REVIEW
NOT TO BE FILED FOR ANY REASON

John A. Eby, R.P.L.S.
Registered Professional Land Surveyor
Texas License No. 5372

SUBDIVISION IMPROVEMENT PLANS WERE PREPARED BY AND UNDER THE SUPERVISION OF JORGE A. GARCIA, REGISTERED PROFESSIONAL ENGINEER #86437

PRELIMINARY FOR REVIEW
NOT TO BE FILED FOR ANY REASON

JORGE A. GARCIA P.E., #86437

PREPARED BY:
SITEWORK ENGINEERING
444 EXECUTIVE CENTER BLVD., SUITE 134 – EL PASO, TX – 79902
PHONE (915) 351-8033 – FAX (915) 351-8055

DATE OF REVISION: 12/10/2024
DATE OF REVISION: 10/07/2024
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PASO DEL NORTE SURVEYING INC.
13998 BRADLEY ROAD, EL PASO, TEXAS 79938

TBPLS FIRM #10001200
PH. 915-241-1841
FAX 915-855-6925
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RESOLUTION

That the Mayor be authorized to sign an Easement Agreement between the Town of Horizon City ("Grantor") and El Paso Electric Company ("Grantee") to allow Grantee the perpetual right to erect, operate and maintain the electric utility infrastructure necessary to serve the Municipal Facilities Project on a portion of the real property described as:

> Lot 1, Block 1, City Center One a subdivision in the Town of Horizon City, El Paso County Texas, more particularly described On Exhibit "A" attached hereto and incorporated herein,

ADOPTED BY THE CITY COUNCIL the _____ day of January, 2025.

TOWN OF HORIZON CITY

By:_____
Andres Renteria, Mayor

ATTEST:

By: _____
Elvia Schuller, City Clerk

APPROVED AS TO FORM:

By:_____
Sylvia Borunda Firth
Assistant City Attorney

EASEMENT

STATE OF TEXAS
COUNTY OF EL PASO

Work Request: DT072860 / DT073611

For one dollar ($1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, **THE TOWN OF HORIZON CITY**, hereinafter called Grantor, grants unto El Paso Electric Company, hereinafter called Grantee, its successors and assigns, whose address is P.O. Box 982, El Paso, Texas 79960, the perpetual right, privilege, authority and easement to enter and erect, construct, operate, remove, inspect, access, and maintain a line of poles at any time with any and all necessary cables, lines, wires, crossarms, guys, and anchors, for an above ground electric distribution and/or transmission system together with an underground electric distribution system, including transformers (conventional or padmount), ducts, conductors, conduits, fixtures, pullboxes, manholes, handholes, service facilities transformers, vaults and any other usual appurtenances, pertaining thereto, together with the overhang of service wires, with the right of access, ingress, and egress, thereto for the installation, construction, operation, inspection, repair, maintenance, replacement, renewal or removal thereof, for the distribution and/or transmission of electricity, for any and all purposes, including communications, for which same is or may hereafter be used, over, upon and along the following described premises and the adjoining roads, streets and highways, in the county named above, to wit:

A portion of **LOT 1, BLOCK 1, CITY CENTER ONE, EL PASO COUNTY, TEXAS,** as shown on the attached Exhibit A and made a part hereof,

with the right to trim any trees and flora along and around said lines and electrical equipment so as to keep the lines and electrical equipment cleared, the right to erect and set the necessary brace poles, anchors and guy wires, and to do anything proper and necessary to operate and maintain same.

The authority granted herein includes the right to permit the attachment of the cables of any other company.

Buildings and structures of a permanent nature, including but not limited to fences, boundary walls, walkways and landscaping that obstruct access to or safe operational clearances from Grantee's electrical equipment; will not be built on or over the easement, or under any overhead electric lines, except with the prior written consent of Grantee.

This Easement is effective upon the date it is executed by Grantor as stated in the Acknowledgement of Grantor's execution.

[Signatures on following page.]

Work Request: DT072860 / DT073611

GRANTOR

THE TOWN OF HORIZON CITY

By: _____
Name: _____
Title: _____

THE STATE OF _____
COUNTY OF _____

This instrument was acknowledged before me on this _____ day of _____, 20____

by _____, _____of
NAME TITLE
_____ who stated that (s)he executed same for the purpose
COMPANY NAME
and consideration therein expressed and in the capacity therein stated.

_____
Notary Public in and for
the State of ____

Commission Expires:

GRANTEE

EL PASO ELECTRIC COMPANY

By: _____
Name: Aurea D. Garcia
Title: Supervisor – Land Management

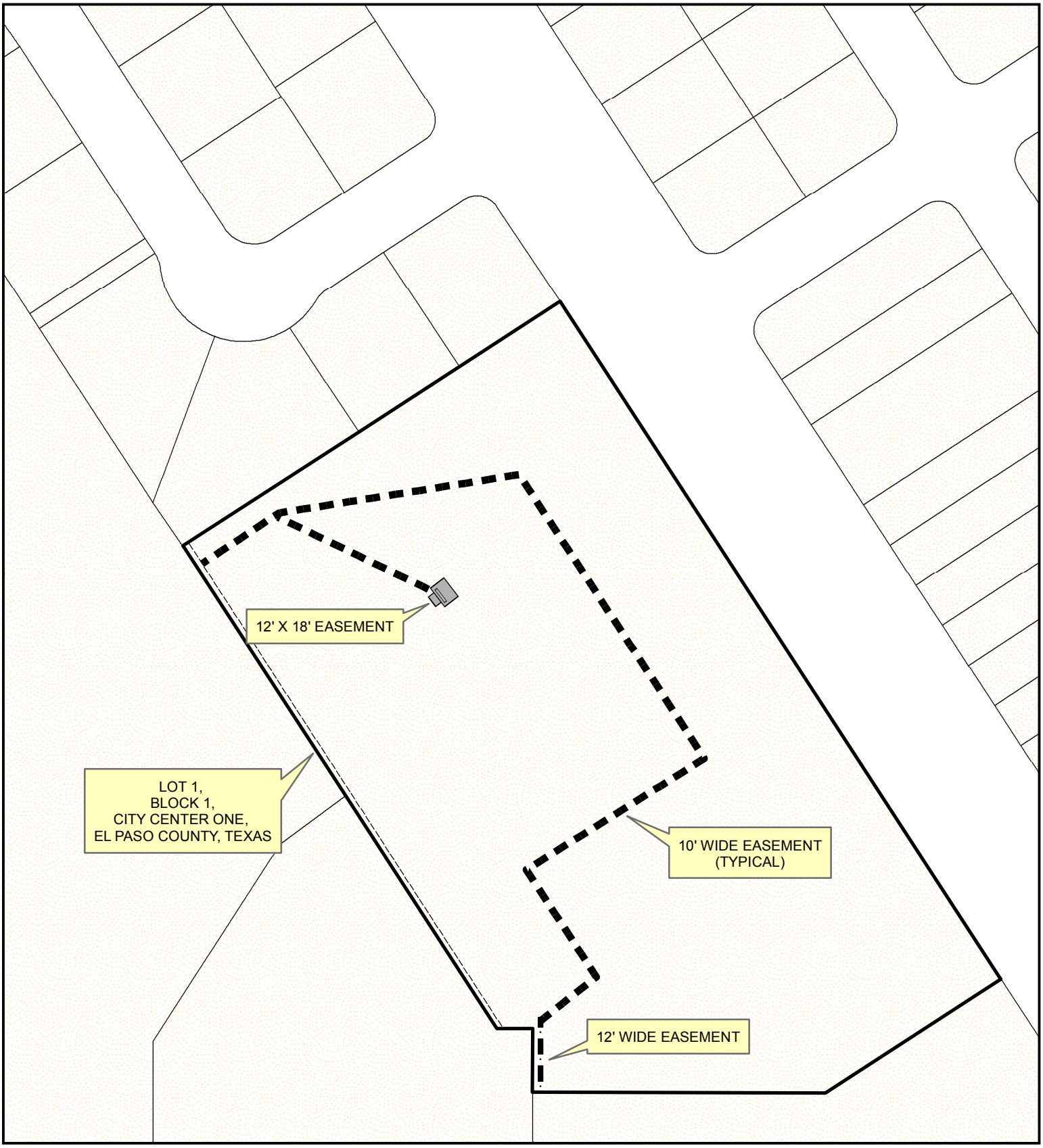
THE STATE OF TEXAS §
COUNTY OF EL PASO §

This instrument was acknowledged before me on this _____ day of _____, 20____ by Aurea D. Garcia, Supervisor – Land Management of El Paso Electric Company who stated that (s)he executed same for the purpose and consideration therein expressed and in the capacity therein stated.

_____
Notary Public in and for
the State of Texas

Commission Expires:

EXHIBIT "A"



N

NOT TO SCALE

LEGEND (NOT ALL SYMBOLS APPLY)

- PADMOUNT TRANSFORMER
- ANCHOR EASEMENT
- SW SWITCH GEAR
- UNDERGROUND EASEMENT
- OVERHEAD EASEMENT
- OVERHEAD/UNDERGROUND EASEMENT
- EXISTING POWERLINE

The Electric Company
EL PASO ELECTRIC

WORK ORDER(S): DT072860 / DT073611

DATE: 12/17/2024