

ORDINANCE NO. __

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS, AMENDING THE CITY OF KELLER CODE OF ORDINANCES BY AMENDING CHAPTER 19, WATER AND SEWERS, ARTICLE V, WASTEWATER PRETREATMENT PROGRAM; SECTION 614, LOCAL DISCHARGE LIMITS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING AN EFFECTIVE DATE; AND AUTHORIZING PUBLICATION.

WHEREAS, Federal regulation, 40 CFR 403, requires that a Pretreatment Program be developed for the Regional Wastewater System; and

WHEREAS, the Trinity River Authority of Texas, as the owner and operator of a Publicly Owned Treatment Works (POTWs), must comply with rule 40 CFR 403; and

WHEREAS, the City of Keller, as a contracting party of the Regional Wastewater System, has entered into an Amendatory Wastewater Contract with the Trinity River Authority of Texas whereby the City of Keller has enacted ordinances that are necessary to implement and enforce the National Pretreatment Standards; and

WHEREAS, 40 CFR 403.9 (b) requires a statement or resolution reflecting the endorsement or approval of the local boards or councils responsible for supervising and/or funding the POTW; and

WHEREAS, City of Keller, Texas, hereby endorses the implementation of a pretreatment program as required by 40 CFR 403 for the Regional Wastewater System with such program to continue as long as 40 CFR 403 remains in effect; and

WHEREAS, the proposed Wastewater Pretreatment program establishes a permit system for the discharge of industrial waste to the wastewater system; requiring compliance with State and Federal standards; and requiring industrial users to maintain certain standards of pretreatment and self-monitoring.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF KELLER, TEXAS:

Section 1: THAT, the above findings are hereby found to be true and correct and are incorporated herein in their entirety.

Section 2: THAT, Chapter 19, Water and Sewers, Article V, Wastewater Pretreatment Program; Section 614, Local discharge limits, of the City of Keller Code of Ordinances, be hereby amended, to read as follows:

ARTICLE V. WASTEWATER PRETREATMENT PROGRAM

Sec. 19-614. Local Discharge Limits

- A. The following pollutant limits are established to protect against pass through and interference and apply at the point where the wastewater is discharged to the POTW. No person shall discharge, or cause or permit to be discharged, wastewater containing in excess of the following instantaneous maximum allowable discharge limits.

(1) Toxic Pollutants specified in the following table:

Toxic Pollutant	TRA Central Instantaneous Maximum Allowable Discharge Limits (mg/L)	TRA Denton Creek Daily Maximum Allowable Discharge Limits (mg/L)
Arsenic	0.2	-
Cadmium	0.1	0.047
Chromium	2.1	10.0
Copper	1.8	3.51
Cyanide	0.4	1.0
Lead	1.2	0.22
Mercury	0.06	0.005
Molybdenum	0.5	-
Nickel	3.3	2.98
Selenium	0.2	-
Silver	0.8	-
Zinc	6.1	2.99
Oil and Grease	200	100
pH	5.5-11.0 Standard Units	5.5-11.0 Standard Units

All concentrations for metallic substances are for “total” metal unless indicated otherwise. The Director of Public Works may impose mass limitations in addition to, or in place of, the concentration-based limitations above.

Section 3: **SEVERABILITY.** If any provision of this ordinance is invalidated, by any court of competent jurisdiction, the remaining provisions shall not be affected and shall continue in full force and effect.

Section 4: **EFFECTIVE DATE AND PUBLICATION.** This Ordinance shall be effective ten (10) days after the date of final approval from the State and the City Secretary is hereby authorized and directed to cause publication of the descriptive caption and penalty clause of this Ordinance as an alternative method of publication provided by State Law.

AND IT IS SO ORDAINED.

Passed and approved by a vote of _ to _ on this the 19th day of August 2025.

CITY OF KELLER, TEXAS

BY: _____
Armin R. Mizani, Mayor

ATTEST:

Kelly Ballard, City Secretary

Approved as to Form and Legality:

L. Stanton Lowry, City Attorney