

**RESOLUTION NO. \_\_\_\_\_**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COPPELL,  
TEXAS, AUTHORIZING THE FILING AND EXECUTION OF WATER  
RIGHTS APPLICATION TO AMEND CERTIFICATE OF  
ADJUDICATION NO. 08-2365 WITH THE TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY**

**WHEREAS**, the City of Coppel (the “City”) acquired Certificate of Adjudication No. 08-2365 (the “ADJ No. 08-2365); and,

**WHEREAS**, the City submitted a change of ownership application to the Texas Commission on Environmental Quality (“TCEQ”) on June 12, 2018 with documentation evidencing the City’s ownership of ADJ No. 08-2365; and,

**WHEREAS**, ADJ No. 08-2365 authorizes the City to maintain an existing dam and reservoir known as North Lake and authorizes diversion of water from the perimeter of the reservoir to consumptively use not exceed 1000 acre-feet of the storm and flood water for industrial purposes; and,

**WHEREAS**, the City entered into an agreement with a developer to provide water authorized for diversion under ADJ No. 08-2365 for irrigation use on developer’s property within close proximity to North Lake; and

**WHEREAS**, the City must amend ADJ No. 08-2365 to add an agricultural purpose of use for irrigation to comply with the obligation to provide water to the developer for irrigation use; and,

**WHEREAS**, the City now seeks to file an application pursuant to Texas Water Code § 11.122 to amend ADJ No. 08-2365 to add agricultural purpose of use with the TCEQ; and,

**WHEREAS**, the Texas Water Code and the Rules of TCEQ require that an application for a water right be executed by a duly authorized official of the City; and,

**WHEREAS**, upon full review, City Council authorizes the City Manager to execute the application to amend the ADJ No. 08-2365 (the “Application”) on behalf of the City of Coppel, Texas;

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

**SECTION 1.** The City of Coppel hereby seeks to file the Application, and the City Manager is authorized to file the Application in the name of the City in accordance with State law.

**SECTION 2.** The City Manager is hereby authorized to execute and cause such Application for and on behalf of the City of Coppel, any amendments or documents as are necessary for authorization to amend the ADJ No. 08-2365.

**SECTION 3.** That the City Manager is hereby authorized and directed on behalf of the City of Coppel to file the Application and to appear and arrange for the appearances of persons representing the City at any meetings, hearings, and other proceedings on the Application before TCEQ, and otherwise direct the prosecution, settlement, and compromise of the Application on behalf of the City of Coppel, as appropriate.

**SECTION 4.** That this Resolution shall become effective immediately from and after its passage.

**DULY RESOLVED AND ADOPTED** by the City Council of the City of Coppel, Texas, on this the \_\_\_\_\_ day of \_\_\_\_\_, 2018

**CITY OF COPPELL, TEXAS**

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KAREN SELBO HUNT, MAYOR

ATTEST:

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CHRISTEL PETTINOS, CITY SECRETARY

APPROVED AS TO FORM:

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ROBERT E. HAGER, CITY ATTORNEY