From: **Candias Webster** cwebster@mtpleasanttx.gov
Subject: RE: Texas Public Information Act Request - Pretreatment Program, Industrial User Controls, and Related Records
Date: April 13, 2026 at 12:33 PM
To: Kyle Moring [redacted]
Cc: Austin Beck abeck@dtrglaw.com

CW

Good afternoon, Mr. Moring,
I have answered all the questions below and attached the ordinance.

We will consider this request closed 04/13/2026

Thank you,
Candias Webster, TRMC, CMC
Assistant City Manager/ City Secretary
City of Mt. Pleasant
Office: 903-575-4000
Cell: 903-285-8271
Fax: 903-577-1828

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From: Kyle Moring <[redacted]>
Sent: Thursday, April 9, 2026 12:49 PM
To: Candias Webster <cwebster@mtpleasanttx.gov>
Cc: Austin Beck <abeck@dtrglaw.com>
Subject: Texas Public Information Act Request - Pretreatment Program, Industrial User Controls, and Related Records

Good afternoon,

Pursuant to the Texas Public Information Act, Tex. Gov't Code ch. 552, I request copies of the records described below concerning the City of Mount Pleasant's industrial pretreatment program, industrial user oversight, and any reduction, reassignment, suspension, or discontinuation of pretreatment functions. Unless otherwise stated, this request covers records from January 1, 2020 through the date the City conducts its search.

This request includes records maintained by the City, its officers, employees, former employees acting as temporary custodians, contractors, consultants, or agents in connection with official City business, including emails, text messages, and other electronic communications, together with attachments. This request seeks existing records only and does not require the City to create new documents or answer questions.

1. Pretreatment program administration:

a. The City's approved local pretreatment program and any pretreatment, sewer use, or industrial waste control ordinance in effect during the request period. **ATTACHED**

b. All annual pretreatment reports submitted to TCEQ from 2020 to present, including attachments. **NO CITY RECORDS EXIST**

c. Any TCEQ audit reports, pretreatment compliance inspections, compliance evaluation inspections, record reviews, notices of violation, or similar oversight documents concerning the City's pretreatment program. **NO CITY RECORDS EXIST**

d. Substantive correspondence between the City and TCEQ concerning pretreatment, including notices of deficiency, approval letters, compliance schedules, program modifications, audits, inspections, enforcement, and staffing. **NO CITY RECORDS EXIST**

2. Program reduction, reassignment, suspension, or discontinuation **NO CITY RECORDS EXIST FOR A-D**

a. All records concerning any decision to reduce, suspend, discontinue, dissolve, outsource, or reassign pretreatment program responsibilities, including council agenda materials, packets, minutes, memoranda, organizational charts, and internal correspondence.

b. All correspondence with TCEQ concerning any change to pretreatment staffing, scope, monitoring, inspections, reporting, or enforcement, including any elimination or reassignment of the Pretreatment Operator position.

c. Any TCEQ response, approval, comment, objection, or instruction concerning a modification, reduction, suspension, or discontinuation of pretreatment functions.

d. Records sufficient to identify who currently performs pretreatment-related oversight, monitoring, inspections, permitting or control mechanisms, reporting, and enforcement, or to show that those functions have been suspended.

3. Records concerning pretreatment operator Juan Ramirez

a. Records sufficient to show the job title, job description, reporting line, and assigned duties of the pretreatment operator position held by Juan Ramirez. **THIS INFORMATION WAS PROVIDED ON 09-15-2025**

b. Inspection reports, sampling records, monitoring data, compliance evaluations, and related field or lab records prepared by Juan Ramirez or under his supervision. **NO CITY RECORDS EXIST**

c. Notices of violation, enforcement actions, consent orders, compliance schedules, or similar enforcement documents issued to industrial users during his tenure. **NO CITY RECORDS EXIST**

d. Records sufficient to show Mr. Ramirez's date of separation from City employment, whether the position

was eliminated, reassigned, or left vacant, who assumed the position's responsibilities, and the disposition of pretreatment program files upon his departure. **THIS INFORMATION WAS PROVIDED ON 09-15-2025**

e. To avoid unnecessary privacy disputes, this request does not seek Mr. Ramirez's home address, personal phone number or email, social security number, medical information, financial account information, tax information, family information, or other purely personal information. **THIS INFORMATION WAS PROVIDED ON 09-15-2025**

4. Pilgrim's Pride records **NO CITY RECORDS EXIST FOR A-D**

a. All industrial user permits, wastewater discharge permits, control mechanisms, or similar authorizations issued by the City to Pilgrim's Pride Corporation or any related Mount Pleasant facility for discharge to the City's sanitary sewer system and/or any City-owned wastewater treatment works, including the Southside WWTP and, if applicable, the Southwest WWTP.

b. All self-monitoring reports and other required reports submitted by Pilgrim's Pride to the City under the pretreatment program or local industrial user controls.

c. All City-conducted or City-obtained inspection reports, sampling results, split-sample results, lab reports, and related correspondence concerning Pilgrim's Pride.

d. Any notices of violation, significant noncompliance determinations, enforcement actions, compliance schedules, settlement documents, or similar records concerning Pilgrim's Pride.

5. Other significant or categorical industrial users **NO CITY RECORDS EXIST FOR A-C**

a. Records sufficient to identify all significant industrial users (SIUs) and categorical industrial users (CIUs) identified by the City from January 1, 2020 to present.

b. For each identified SIU or CIU, all permits or control mechanisms, self-monitoring reports, inspection reports, sampling results, correspondence regarding noncompliance, and enforcement actions during the same period.

c. If item 5(b) is unusually voluminous, please provide item **5(a)** first and an itemized estimate for **5(b)** so I may prioritize or phase production without delaying release of other responsive records.

6. TCEQ compliance history and regulatory determinations **NO CITY RECORDS EXIST FOR A-D**

a. All TCEQ enforcement actions, agreed orders, notices of violation, compliance commitments, or similar records relating to the City's pretreatment obligations.

b. Any records reflecting whether the City requested or received approval to modify, suspend, transfer, or operate without an approved pretreatment program, or to transfer pretreatment monitoring or enforcement responsibilities to another entity.

c. Any TCEQ determination, analysis, or correspondence regarding whether the City is required to

maintain or develop a pretreatment program under 40 CFR part 403, as adopted by reference in 30 TAC section 305.542, including any analysis of design flow, industrial loading, pass through, interference, or other factors relevant to pretreatment program requirements.

d. Any records concerning planning for future pretreatment obligations in connection with Southside WWTP expansion or permit changes.

I prefer electronic production. Please provide records in native electronic format where maintained in that format, including searchable PDFs for documents and Excel/CSV for tabular data where practicable. Please include attachments. Rolling production is acceptable. If a responsive record is already publicly available online, the City may satisfy that item by identifying the specific URL where it can be accessed.

If any part of this request is unclear or unusually broad, please contact me promptly so any needed clarification or narrowing can be addressed without delaying production of other responsive records. To expedite production, I do not object to redaction of information the City is authorized or required to redact without seeking an attorney general decision, provided the City identifies the legal basis for each redaction or withholding and produces all reasonably segregable non-exempt information.

If estimated charges will exceed $40, please send the written itemized estimate required by section 552.2615 before incurring those charges. I request a waiver or reduction of fees under section 552.267 because disclosure of these records will primarily benefit the general public by improving public understanding of the City's wastewater, industrial user, and regulatory compliance activities.

If the City cannot produce responsive public information within 10 business days, please provide the written certification and production date required by section 552.221(d). If the City seeks an attorney general decision to withhold any responsive information, please provide the notice required by section 552.301.

Thank you for your prompt attention to this request.

With gratitude,

Kyle Moring
([redacted] | [redacted]

Ordinance 2025-3 PreTreatment Program.pdf