

CERTIFICATE FOR ORDER

THE STATE OF TEXAS §
 §
COUNTY OF FORT BEND §

I, the undersigned officer of the Board of Directors of Fort Bend County Levee Improvement District No. 10, hereby certify as follows:

1. The Board of Directors of Fort Bend County Levee Improvement District No. 10 convened in regular session on October 25, 2018, outside the boundaries of the District, and the roll was called of the members of the Board:

Mr. Don R. Burns	President
Mr. Johnny J. Cantu	Vice President
Mr. Rodney Vannerson	Secretary

and all of said persons were present except Director(s) _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at the meeting: a written

ORDER ESTABLISHING RULES AND REGULATIONS
REGARDING USE OF DISTRICT RIGHTS-OF-WAY

was introduced for the consideration of the Board. It was then duly moved and seconded that the order be adopted, and, after due discussion, the motion, carrying with it the adoption of the order, prevailed and carried unanimously.

2. A true, full, and correct copy of the aforesaid order adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; the action approving the order has been duly recorded in the Board’s minutes of the meeting; the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of the Board as indicated therein; each of the officers and members of the Board was duly and sufficiently notified officially and personally, in advance, of the time, place, and purpose of the aforesaid meeting, and that the order would be introduced and considered for adoption at the meeting, and each of the officers and members consented, in advance, to the holding of the meeting for such purpose; the meeting was open to the public as required by law; and public notice of the time, place, and subject of the meeting was given as required by Chapter 551, Texas Government Code, and Section 49.063, Texas Water Code.

SIGNED AND SEALED on October 25, 2018.



Secretary, Board of Directors

(SEAL)



ORDER ESTABLISHING RULES AND
REGULATIONS REGARDING USE OF DISTRICT RIGHTS-OF-WAY

WHEREAS, Fort Bend County Levee Improvement District No. 10 (the "District") owns and operates, among other things, a system of drainage improvements, including a levee, detention ponds, and pump station, to serve land within the District; and

WHEREAS, the District's Board of Directors wishes to establish certain rules and regulations regarding the use of District owned or controlled rights-of-way or easements upon which such improvements are located (the "Right-of-Way") and to establish penalties for the violation thereof; now, therefore

BE IT ORDERED BY THE BOARD OF DIRECTORS OF FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 10 THAT:

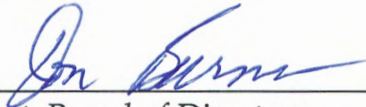
1. The facts recited above are hereby declared to be true and correct.
2. Pursuant to its authority under Sections 49.004, 49.217 and 57.103 of the Texas Water Code, the District adopts the following rules and declares that the following acts are unlawful:
 - (a) wrongfully or purposely cutting, injuring, destroying or in any manner impairing the usefulness of the levee;
 - (b) purposely entering into or on any District Right-of-Way or property by unauthorized persons;
 - (c) unauthorized use of a motorized vehicle or other mechanism potentially destructive of vegetation;
 - (d) operation of a motorized vehicle on the levee, around a detention pond, or on Rights-of-Way adjacent to the levee, pumping plant, or other facility for the transmission, storage, treatment, or distribution of storm water owned or controlled by the district;
 - (e) dumping of garbage, trash, or other materials or substances in or on any District Right-of-Way;
 - (f) theft, destruction, or damage to District landscaping, property, or improvements, or any act constituting malicious mischief or vandalism;

- (g) unauthorized discharge into District drainage facilities of any substance other than normal stormwater or of any other substance prohibited by any law, rule, or regulation of any authority governing discharges into District drainage facilities; and
 - (h) unauthorized drainage outfalls or improvements encroaching into the District's drainage Rights-of-Way.
3. Stormwater Quality Compliance. Consistent with the requirements set forth in the Texas Pollutant Discharge Elimination System General Permit Number TXR040000, the District has a Stormwater Management Program (SWMP) in effect. In accordance with the SWMP, the District has adopted a Stormwater Guidance Manual setting forth the rules and regulations with which all the storm sewer users of the District's stormwater system must comply.
 4. Pursuant to the authority in Section 49.004, Texas Water Code, any person, corporation, or other entity violating any section of this Order, including the rules and regulations contained in the District's Stormwater Guidance Manual, may be subject to a penalty not exceeding \$10,000.00 per violation; each day that a breach of any provision occurs shall constitute a separate offense. This penalty shall be in addition to any other penalty or remedy available to the District for the enforcement of this Order. The District may employ and commission its own peace officers to enforce the rules and regulations described herein, with the powers and authority set forth in Section 49.216 of the Texas Water Code.
 5. It is hereby ordered that notice of the rules and penalties set out herein be published and that this Order shall be effective and the penalties described herein enforceable five days after the publication of notice of adoption of these rules.

[EXECUTION PAGE FOLLOWS]

ORDERED this 25th day of October, 2018.

FORT BEND COUNTY LEVEE
IMPROVEMENT DISTRICT NO. 10



President, Board of Directors

ATTEST:



Secretary, Board of Directors

(SEAL)

