



## MEMORANDUM

To: City of Seguin Mayor and Council  
From: Andy Quittner, City Attorney *AQ*  
Date: June 16, 2015  
Re: License Agreement – Jim’s Formal Wear

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Jim’s Formal Wear (“Jims”) operates a wholesale formal wear distribution center at 1002 Schriewer Ave (at the corner of Crossroads and Schriewer). This business has existed since the building was constructed in 1985. As part of their business Jim’s operates dry cleaning equipment. In the past, as with most dry cleaners, the equipment used tetrachloroethene (“TCE”) which is now considered an environmental contaminant.

At some point in the past, Jim’s entered into an agreement with the Texas Commission on Environmental Quality to engage in a voluntary clean-up of their site. A number of monitoring wells have been established on the Jim’s property. At this point, Jims engineers and TCEQ have decided that an additional monitoring well, off site, be established in order to determine whether or not (and if so, to what extent) the TCE has migrated. The site of this well is in the Schriewer Avenue right-of-way (but not in the lane of traffic).

Jims has requested that the City grant a license to allow them to place a monitoring well in the right-of-way (the License also makes allowance for a second well, should one be deemed necessary). It is in the City’s best interest to cooperate with Jim’s as migrating TCE could create additional steps (with associated costs) whenever the City needs to reconstruct Schriewer or underground utilities in the area.