

**Brazos River Authority Operators**

[illegible]

# *Attachment B*

*The Wastewater Services Agreement  
will be submitted to TCEQ as soon as it is  
executed by all parties.*

# *Attachment C*

**LAW OFFICES  
OF  
KERRY RUSSELL**

Attorneys at Law  
120 West Eighth Street  
Georgetown, Texas 78626

Phone (512) 930-1317

E-mail [kerryrussell@usa.net](mailto:kerryrussell@usa.net)

Fax (512) 864-7744

September 5, 2002

Mr. Phil Ford  
General Manager  
Brazos River Authority  
P.O. Box 7555  
Waco, Texas 76714-7555

Mr. Joe Beal, P.E.  
General Manager  
Lower Colorado River Authority  
P.O. Box 220  
Austin, Texas 78767-0220

Re: Liberty Hill Regional Sewer System

Gentlemen:

The Liberty Hill City Council has reviewed the recently completed Liberty Hill Regional Wastewater Study. Based on the information presented in the Study, the Council has requested that the Brazos-Colorado River Alliance move forward with implementation of the project as quickly as possible. A copy of the Council resolution is enclosed.

While there are a number of specific details yet to be determined, it is the City's understanding that design and permitting of the wastewater treatment plant can begin immediately. The City wishes to remain involved in the location, design and permitting of the WWTP even though this will be a developer financed activity.

With regard to the City collection system, the City is in the process of reviewing financing options. At this point it appears that LCRA based financing will be the best option, but the City remains open to suggestions from the Alliance regarding the most cost effective financing option for the citizens of Liberty Hill. As part of this cost analysis, the City requests that the Alliance consider the possibility of the collection system within the City being owned and operated by the Alliance. The City is actively seeking additional participants in the system to lower the overall cost to all and will keep your staff updated on progress in this regard.

Since both Liberty Hill Water Supply Corporation and Chisholm Trail Special Utility District provide water service to the prospective sewer service area, the City suggests that the

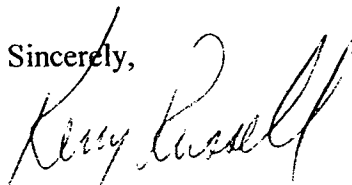
Mr. Phil Ford  
Mr. Joe Beal  
September 5, 2002  
Page 2 of 2

Alliance obtain a sewer service certificate of convenience and necessity for the entire regional sewer system service area. Actual billing details can be determined at a later date.

The City would like for its representatives to meet with you at your convenience to discuss implementation details.

On behalf of all of the Study participants, the City wishes to express its gratitude to each of you and your respective staff members for making this Alliance project possible. This project is a solid example of how regional planning should work in providing a sorely needed public service infrastructure for a rapidly growing area in Williamson County. The City looks forward to continued Alliance support for water and wastewater projects in western Williamson County.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kerry Russell".

Kerry E. Russell

cc: Mayor Bob McEachern  
Councilman Charles Canady  
Councilman Gary Spivey  
Senator Steve Ogden  
Representative Mike Krusee  
Mr. Dan Gattis  
Judge John Doerfler  
Commissioner Greg Boatright  
Mr. Jim Mills  
Mr. Randy Grimes  
Mr. John Baker  
Mr. David Collingsworth  
Mr. Jim Clarno  
Ms. Susan Keller

RESOLUTION NO. 02-R-10

**A RESOLUTION OF THE LIBERTY HILL, TEXAS APPROVING THE IMPLEMENTATION OF THE SEWER FEASIBILITY STUDY; PROVIDING FOR SEVERABILITY; AND ESTABLISHING AN EFFECTIVE DATE.**

**WHEREAS**, the City of Liberty Hill, Texas ("City") participated in a sewer feasibility study along with the Lower Colorado River Authority, Brazos River Authority, and others; and

**WHEREAS**, the City seeks to implement the sewer feasibility study.

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

**SECTION 1.** The recitals contained in the preamble of this Resolution are determined to be true and correct and are hereby adopted as a part of this Resolution.


**SECTION 2.** The City Attorney and special counsel, Kerry E. Russell, are hereby authorized to take steps to seek implementation of the sewer feasibility study.

**SECTION 3.** It is hereby declared that the sections, paragraphs, sentences, clauses, and phrases of this Resolution are severable and, if any phrase, clause, sentence, paragraph, or section of this Resolution shall be declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this Resolution, because the same would have been enacted by the City Council without the incorporation of any such unconstitutional phrase, clause, sentence, paragraph, or section.

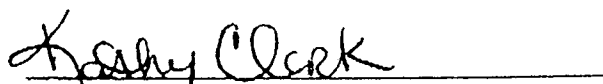
**SECTION 4.** All resolutions and parts thereof in conflict herewith are hereby expressly repealed insofar as they conflict herewith.

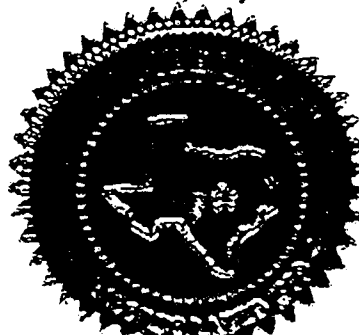
**SECTION 5.** This Resolution shall take effect immediately after passage hereof.

Signed this 26th day of August, 2002.

  
BOB McEACHERN, Mayor

ATTEST:

  
KATHY CLARK, City Secretary



# *Attachment D*



**BRAZOS RIVER AUTHORITY  
WASTEWATER PERMIT NUMBERS**

T-BRSS	Waste Discharge Permit #11318-001	Previous NPDES Permit #58378
WMARSS	Waste Discharge Permit #11071-001	Previous NPDES Permit #TX0026506
Hutto	TPDES Permit #TX0025577 - 11324-001	
Brushy Creek - West	Waste Discharge Permit #10264-001	Previous NPDES Permit #75167
Brushy Creek - East	Waste Discharge Permit #10264-002	Previous NPDES Permit #101940
Sugarland	Waste Discharge Permit #11317-001	Previous NPDES Permit #58114
Clute	TPDES Permit #10044-001	
Dime Box	TPDES Permit #12007-001	

Robert J. Huston, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Kathleen Hartnett White, *Commissioner*  
Margaret Hoffman, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 25, 2003

Mr. Curtis Smalley, Regional Superintendent  
Brazos River Authority Central Basin  
2405 East 6<sup>th</sup> Street  
Belton, Texas 76513

Re: Comprehensive Compliance Investigation (CCI) at the City of Hutto WWTP  
Regulated Entity No. RN103118949  
TCEQ ID No. WQ00011324-001

Dear Mr. Smalley:

On May 12 and 13, 2003, Investigator Patrick Marcyniuk of the Texas Commission on Environmental Quality (TCEQ) Austin Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for wastewater treatment. No violations were documented during the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Patrick Marcyniuk at 512-339-2929 in the Austin Region Office.

Sincerely,

A handwritten signature in black ink, appearing to read "Carolyn Runyon".

Carolyn Runyon  
Water Section Manager  
Austin Region Office

CDR/pkm

REPLY TO: REGION 11 • 1921 CEDAR BEND DR., STE. 150 • AUSTIN, TEXAS 78758-5336 • 512/339-2929 • FAX 512/339-3795

P.O. Box 13087 • Austin, Texas 78711-3087 • 512/239-1000 • Internet address: [www.tceq.state.tx.us](http://www.tceq.state.tx.us)

printed on recycled paper using soy-based ink

Robert J. Huston, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Kathleen Hartnett White, *Commissioner*  
Jeffrey A. Saitas, *Executive Director*



## TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

*Protecting Texas by Reducing and Preventing Pollution*

April 11, 2002

**COPY**

Mr. Curtis Smalley, Regional Superintendent, Central Basin Region  
Brazos River Authority and Lower Colorado River Authority  
2405 East 6th. St.  
Belton, Texas 76513

Re: Comprehensive Compliance Investigation (CCI) at:  
Brushy Creek Regional Wastewater Treatment Plant (WWTP), West Plant, 1116 E. Austin Ave.,  
Round Rock (Williamson County), Texas  
TNRCC ID No.: WQ0010264-001  
EPA ID No.: TX0075167

Dear Mr. Smalley:

On February 14, 2002, Mr. Herschel Janus of the Texas Natural Resource Conservation Commission (TNRCC) Austin Region Office conducted an investigation of the above-referenced operations to evaluate compliance with applicable requirements for wastewater treatment. No violations were documented during the investigation.

The TNRCC appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Herschel Janus in the Austin Region Office at (512) 339-2929.

Sincerely,

A handwritten signature in black ink, appearing to read "Wm. John Young".

Wm. John Young  
Water Section Manager  
Austin Region Office

WJY/hej

cc: Francisco Vicent, Operator, BRA/LCRA

REPLY TO: REGION 11 • 1921 CEDAR BEND DR., STE. 150 • AUSTIN, TEXAS 78758-5336 • 512/339-2929 • FAX 512/339-3795

P.O. Box 13087 • Austin, Texas 78711-3087 • 512/239-1000 • Internet address: [www.tnrcc.state.tx.us](http://www.tnrcc.state.tx.us)

Printed on recycled paper with soy-based ink

Robert J. Huston, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Kathleen Hartnett White, *Commissioner*  
Jeffrey A. Saitas, *Executive Director*



## TEXAS NATURAL RESOURCE CONSERVATION COMMISSION

*Protecting Texas by Reducing and Preventing Pollution*

April 11, 2002

Mr. Curtis Smalley, Regional Superintendent, Central Basin Region  
Brazos River Authority and Lower Colorado River Authority  
2405 East 6th. St.  
Belton, Texas 76513

COPY

Re: Comprehensive Compliance Investigation (CCI) at:  
Brushy Creek Regional Wastewater Treatment Plant (WWTP), East Plant, 3939 Palm Valley Blvd,  
Round Rock (Williamson County), Texas  
TNRCC ID No.: WQ0010264-002  
EPA ID No.: TX0101940

Dear Mr. Smalley:

On February 14, 2002, Mr. Herschel Janus of the Texas Natural Resource Conservation Commission (TNRCC) Austin Region Office conducted an investigation of the above-referenced operations to evaluate compliance with applicable requirements for wastewater treatment. No violations were documented during the investigation. An area of concern was identified and is included with this letter. No further response is required in regards to this investigation.

The TNRCC appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Herschel Janus in the Austin Region Office at (512) 339-2929.

Sincerely,

A handwritten signature in black ink, appearing to read "Wm. John Young".  
Wm. John Young  
Water Section Manager  
Austin Region Office

WJY/hej

cc: Francisco Vicent, Operator, BRA/LCRA

## Summary of Investigation Findings

BRA-LCRA-BRUSHY CREEK EAST  
3939 PALM VALLEY BLVD  
ROUND ROCK, WILLIAMSON COUNTY, TX 78664  
Additional ID(s): WQ0010264002  
TX0010264002 0101940

Investigation # 436  
Date: 02/14/2002

Track No:

Alleged Violation:

Recommended Corrective Action:

Resolution:

### AREAS OF CONCERN

#### Description

#### Additional Comments

1. Is the regulated entity compliant with flow limits?

Records indicated the plant has exceeded the 75% rule. Mr. Smalley has provided some explanation on the manner in which the issue will be addressed. Essentially, they may bring the West Plant back on line which will increase capacity by approximately 3 MGD for a total of 14.8 MGD. Currently, they are averaging up to 9.83 MGD.

Robert J. Huston, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Kathleen Hartnett White, *Commissioner*  
Margaret Hoffman, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 4, 2003

**CERTIFIED MAIL # 7002 2030 0003 4749 0030**  
**RETURN RECEIPT REQUESTED**

Susan Morgan, Lower Basin Manager  
Brazos River Authority  
Post Office Box 7555  
Waco, Texas 76714

Re: Notice of Violation for the Comprehensive Compliance Investigation at:  
Brazos River Authority, Sugar Land Regional Wastewater Treatment Plant,  
16450 Southwest Freeway, Sugar Land (Fort Bend County) Texas  
TCEQ Permit No. 11317-001; EPA ID No. TX0058114

Dear Ms. Morgan:

On May 7, 2003, Mr. Nwachukwu Sam Okonkwo of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced Facility to evaluate compliance with applicable requirements for Water Quality. Enclosed is a summary which lists the investigation findings. During the investigation, some concerns were noted which were alleged noncompliances that have been resolved through verbal notification and subsequent corrective action. In addition, certain outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by July 7, 2003, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations.

The Texas Commission on Environmental Quality appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. Self-reported violations may be subject to enforcement, including penalties, upon review by the Enforcement Division. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violation(s) documented in this notice. Should you choose to do so, you must notify Houston Region Office within 10 days from the date of this letter. At that time, Mr. John R. Ward, Team Leader, will schedule a violation review meeting to be conducted within 21 days from the date of this letter. However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

REPLY TO: REGION 12 • 5425 POLK AVE., STE. H • HOUSTON, TEXAS 77023-1486 • 713/767-3500 • FAX 713/767-3520

P.O. Box 13087 • Austin, Texas 78711-3087 • 512/239-1000 • Internet address: [www.tceq.state.tx.us](http://www.tceq.state.tx.us)


Susan Morgan, Lower Basin Manager

June 4, 2003

Page 2

If you or members of your staff have any questions, please feel free to contact Mr. Nwachukwu Sam Okonkwo in the Houston Region Office at 713-767-3692.

Sincerely,



John R. Ward

Team Leader

Water Quality Management

Houston Region Office

JRW/NSO/lmp

cc: Kenneth Gutowsky, System Superintendent, Sugar Land Regional Plant  
16450 Southwest Freeway, Sugar Land, Texas 77479-2360

Enclosures: Summary of Investigation Findings

## Summary of Investigation Findings

SUGAR LAND REGIONAL PLANT

Investigation # 36155

16451 SOUTHWEST FWY

Investigation Date: 05/06/2003

SUGAR LAND, FORT BEND COUNTY, TX 77479

Additional ID(s): WQ0011317001

TPDES0058114

## OUTSTANDING ALLEGED VIOLATIONS

Track No: 45413

Compliance Due Date: 7/7/03

30 TAC Chapter 305.535(c)(1)

Alleged Violation:

Investigation: 36155

Comment Date: 06/02/2003

Failure to prevent the unauthorized discharge of wastewater from the collection system. Thirteen unauthorized discharges were reported to the TCEQ Regional Office from January 2002 to May 2003 from the wastewater treatment plant and its collection system. All of these were due to blockages or mechanical failures in the collection system. See attached documentation. Sanitary sewer overflows from the collection system are not authorized. While it may not be possible to preclude all sanitary sewer overflows resulting from acts of vandalism or unavoidable system failures, permittees are expected to prevent all other dry weather sanitary sewer overflows. Permittees are required to develop and implement a preventive maintenance program which prevents dry weather overflows. Summary of the SSOs is listed below:

### DATE LOCATION GALS CAUSE SYSTEM

01/14/02	36 Crestwood	40	Grease blockage	Storm sewer
01/18/02	Woodchester @ Ashwood	60	Line blockage	Storm sewer
02/06/02	Sugar Creek Country Club	15	Grease blockage	Storm sewer
03/01/02	218 Oyster Creek	8400	Shattered pipe	Ground
03/05/02	13442 Greenway	200	Grease blockage	Ground
04/08/02	2030 Country Club	15000	Flash Flooding	Oyster Creek
04/08/02	Woodchester @ Ashwood	3000	Excessive rain	Storm sewer
05/01/02	1423 Hitherfield	5	Dropped sewer tap	Storm sewer
06/04/02	Collection Line @ Manhole	50	Obstruction	Storm sewer
08/02/02	WWTP site	9800	Broken pipe	Ground
08/06/02	1210 Ashwood	30	Grease blockage	Storm sewer
10/29/02	Collection line	40	Rainfall	
05/10/03	16450 Freeway WWTP site	9800	Line breakage	Ground

**Recommended Corrective Action:** Submit to this office steps that have been and will be taken to prevent overflows from recurring and a schedule for those steps. This should include a comprehensive program to evaluate the condition of the sanitary sewer system, locate the SSO's and their causes, determine the method of system rehabilitation and improvement and develop a design and construction program which will achieve compliance with the permit.

## ALLEGED VIOLATIONS NOTED AND RESOLVED

Track No: 45419

30 TAC Chapter 319.11(c)



**SUGAR LAND REGIONAL PLANT**

Investigation # 36155

**Alleged Violation:**  
**Investigation: 36155****Comment Date: 06/02/2003**

Failure to provide accurate flow measurements. The effluent head measurement was not taken at the proper location. The staff gauge was located too close to flow channel (less than 3 times the maximum expected head measurement) According to the Water Measurement Manual, Chapter 5, Section 11 (a), the preferred location to measure the flow head is "...three to four times the measuring head upstream from the center of the weir blade." The flow measurements, equipment, installation, and procedures shall conform to those prescribed in the Water Measurement Manual.

**Recommended Corrective Action:** The permittee shall provide documentation that the effluent head measurement is taken at the proper location.

**Resolution:** The permittee relocated the staff gauge as prescribed. See attached photo documentation.

---

**Track No: 45420****30 TAC Chapter 319.7(a)**  
**30 TAC Chapter 319.7(c)****Alleged Violation:**  
**Investigation: 36155****Comment Date: 06/02/2003**

Failure to correctly perform chlorine analysis. At the time of the inspection the chlorine residual analysis was being performed onsite without proper procedure for oxidized manganese (MnOx) correction. The operator was not using potassium iodide (KI) while performing MNOx analysis. The proper procedure was explained to the operator.

**Recommended Corrective Action:** Please submit to this operator a revised standard operating procedure (SOP) to include the use of KI.

**Resolution:** The permittee has revised the SOP to include KI for MNOx analysis. See attached compliance documentation.

Friday, May 30, 2003

ANSWER

Page 1

Permit #	Location	Date	Hours	Gallons	Cause	Collection System	Receiving Stream
11317-001	36 CRESTWOOD	1/14/2002	0:45	40	GREASE BLOCKAGE	MANHOLE	STORM SEWER
11317-001	WOODCHESTER @ ASHWOOD	1/18/2002	1	60	LINE BLOCKAGE	MANHOLE	STORM SEWER
11317-001	SUGAR CREEK COUNTRY CLUB	2/6/2002	0:30	15	GREASE BLOCKAGE	MANHOLE	STORM SEWER
11317-001	218 OYSTER CREEK	3/1/2002	1:30	8400	SHATTERED PIPE	LIFT STATION	GROUND
11317-001	13442 GREENWAY	3/5/2002	7:45	200	GREASE	CLEANOUT	GROUND
11317-001	2030 COUNTRY CLUB	4/8/2002	2:30	15000	FLASH FLOODING	MANHOLE	OYSTER CREEK
11317-001	WOODCHESTER & ASHWOOD	4/8/2002	2	3000	EXCESSIVE RAIN	MANHOLE	STORM SEWER
11317-001	1423 HITHERFIELD	5/1/2002	1	5	DROPPED SEWER TAP	MANHOLE	STORM SEWER
11317-001	COLLECTION LINE @ MANHOLE	6/4/2002	0:35	50	OBSTRUCTION	MANHOLE	STORM SEWER
11317-001	WWTP	8/2/2002	1:50	9800	BROKEN PIPE	MAIN LINE	STORM SEWER
11317-001	1210 ASHWOOD	8/6/2002	0:50	30	GREASE	PIPE	GROUND
11317-001	COLLECTION LINE	10/29/2002	0:30	40	RAIN	MANHOLE	STORM SEWER
11317-001	16450 SW FRWY (WWTP)	5/10/2003	0:10	9800	LINE BREAK	WWTP	GROUND

COPY

## Texas Commission on Environmental Quality

## Investigation Report

## BRAZOS RIVER AUTHORITY

## SUGAR LAND REGIONAL PLANT

RN102097078

Investigation # 38155

Incident #

Investigator: NWACHUKWU OKONKWO

Site Classification

DOMESTIC MAJOR

Conducted: 05/06/2003 -- 05/06/2003

SIC Code: 4952

Program(s): WASTEWATER

Investigation Type : Compliance Investigation

Location : BELT RD & US HWY 59 2 MI S  
OF SUGAR LANDAdditional ID(s) : WQ0011317001  
TPDES0058114Address: 16451 SOUTHWEST  
FWY; SUGAR LAND, TX 77479Activity Type : WW CCI Mandatory Major - Comprehensive  
compliance investigationPrincipal(s) :

Role	Name
RESPONDENT	BRAZOS RIVER AUTHORITY

Contact(s) :

Role	Title	Name	Phone
Regulated Entity Mail Contact	REGIONAL MANAGER, LOWER BASIN	MS SUSAN MORGAN	Fax (254) 761-3204 Work (254) 761-3125
Regulated Entity Contact	SYSTEMS SUPERINTENDENT	MR KENNETH GUTOWSKY	Cell (832) 256-5991 Work (281) 980-2183 Fax (281) 494-2410
Participated in Investigation	ASSISTANT SYSTEM TECHNICIAN II	CRAIG SCHNEIDER	
Participated in Investigation	SYSTEM TECHNICIAN II	RANDY BAKER	
Participated in Investigation	SYSTEMS SUPERINTENDENT	MR KENNETH GUTOWSKY	
Participated in Investigation Notified	CHIEF OPERATOR "A" CHIEF OPERATOR "A"	THOMAS RAMIREZ THOMAS RAMIREZ	Work (281) 980-2183 Fax (281) 494-2410

Other Staff Member(s) :

Role	Name
SUPERVISOR	JOHN WARD
QA REVIEWER	RUSTY EVELO

## Associated Check List

Checklist Name	Unit Name
WQ INVESTIGATION TYPES	11317001act
WQ GENERAL CCI CHECKLIST	11317001gen
QUALITY REVIEW - WATER	11317001qar

**SUGAR LAND REGIONAL PLANT -**

5/6/03

Page 2 of 4

**Investigation Comments :**

Brazos River Authority, Sugar Land Regional wastewater treatment facility, located at 16450 Southwest Freeway is a 6.0 MGD activated sludge plant operated in the extended aeration mode. The treatment system includes a lift station with four lift pumps, mechanical and manual bar screens, two aeration basins with four mechanical aerators in each basin, two clarifiers and two storm water clarifiers, two digesters and a chlorine contact and de-chlorination basin. Disinfection at the facility is achieved with chlorine gas and de-chlorinated with sulfur dioxide.

In addition to the domestic wastewater, there are about eight significantly industrial users (SIUs) that discharges into the collection system of this facility, namely: Imperial Sugar which discharges high strength BOD, National Oilwell Inc., Crown Beverage Packaging, KW Industries, Texas Precision Metalcraft, Schlumberger Conveyance and Delivery, Suntron, and Ondo Nalco Chemicals. Ferrous sulfate is introduced in the Burney offsite lift stations (the most further away from the plant) for odor control. Hydrogen sulfide is polished off by running the vacuumed gas from the onsite lift station through a bio-filter prior to release.

Imperial Sugar, the major industrial user discharging to the facility closed production in the late 2002. In December 2002, the sodium hydroxide tank was taken down. This was previously used for pH adjustment for waste from Imperial Sugar. With the terror alert since September 11, 2001, the two - one ton chlorine cylinders that was being used for clarifier weirs chlorination for algae control were moved a central in-house storage facility.

**ALLEGED NONCOMPLIANCES NOTED AND RESOLVED****Track No: 45419****Resolution Date: 6/2/03****30 TAC Chapter 319.11(c)****Alleged Violation:****Investigation: 36155****Comment Date: 06/02/2003**

Failure to provide accurate flow measurements. The effluent head measurement was not taken at the proper location. The staff gauge was located too close to flow channel (less than 3 times the maximum expected head measurement) According to the Water Measurement Manual, Chapter 5, Section 11 (a), the preferred location to measure the flow head is "...three to four times the measuring head upstream from the center of the weir blade." The flow measurements, equipment, installation, and procedures shall conform to those prescribed in the Water Measurement Manual.

**Recommended Corrective Action:** The permittee shall provide documentation that the effluent head measurement is taken at the proper location.

**Resolution:** The permittee relocated the staff gauge as prescribed. See attached photo documentation.

**Track No: 45420****Resolution Date: 6/2/03****30 TAC Chapter 319.7(a)****30 TAC Chapter 319.7(c)****Alleged Violation:****Investigation: 36155****Comment Date: 06/02/2003**

Failure to correctly perform chlorine analysis. At the time of the inspection the chlorine residual analysis was being performed onsite without proper procedure for oxidized manganese (MnOx) correction. The operator was not using potassium iodide (KI) while performing MNOx analysis. The proper procedure was explained to the operator.

**Recommended Corrective Action:** Please submit to this operator a revised standard operating procedure (SOP) to include the use of KI.

**Resolution:** The permittee has revised the SOP to include KI for MNOx analysis. See

**SUGAR LAND REGIONAL PLANT -**

5/6/03

Page 3 of 4

attached compliance documentation.

**OUTSTANDING ALLEGED VIOLATIONS**

Track No: 45413

Compliance Due Date: 7/7/03

30 TAC Chapter 305.535(c)(1)

Alleged Violation:

Investigation: 36155

Comment Date: 06/02/2003

Failure to prevent the unauthorized discharge of wastewater from the collection system. Thirteen unauthorized discharges were reported to the TCEQ Regional Office from January 2002 to May 2003 from the wastewater treatment plant and its collection system. All of these were due to blockages or mechanical failures in the collection system. See attached documentation. Sanitary sewer overflows from the collection system are not authorized. While it may not be possible to preclude all sanitary sewer overflows resulting from acts of vandalism or unavoidable system failures, permittees are expected to prevent all other dry weather sanitary sewer overflows. Permittees are required to develop and implement a preventive maintenance program which prevents dry weather overflows. Summary of the SSOs is listed below:

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05/10/03	16450 Freeway WWTP site	9800	Line breakage	Ground

**Recommended Corrective Action:** Submit to this office steps that have been and will be taken to prevent overflows from recurring and a schedule for those steps. This should include a comprehensive program to evaluate the condition of the sanitary sewer system, locate the SSO's and their causes, determine the method of system rehabilitation and improvement and develop a design and construction program which will achieve compliance with the permit.

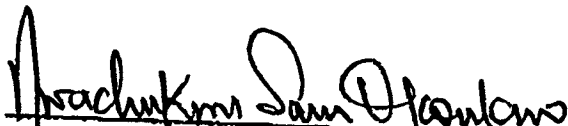
**Resolution:**

SUGAR LAND REGIONAL ANT -

5/6/03

Page 4 of 4

Signed

  
Environmental Investigator

Date

06/02/2003

Signed

  
Supervisor

Date

6-4-03

**Attachments: (in order of final report submittal)**☐ Enforcement Action Request (EAR)☐ Letter to Facility (specify type) : \_\_\_\_\_☐ Investigation Report☐ Sample Analysis Results☐ Manifests☐ NOR☐ Maps, Plans, Sketches☐ Photographs☐ Correspondence from the facility☐ Other (specify) : \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

# Texas Commission on Environmental Quality

## WQ GENERAL CCI CHECKLIST Checklist

Unit Name : 11317001gen

Investigation # :36155

Facility Name : SUGAR LAND REGIONAL PLANT

County : FORT BEND

TCEQ Investigator : NWACHUKWU OKONKWO

Item No.	Description	Answer	Comments	Due Date
	PERMIT VERIFICATION			
1	Is the correct name on the permit? (If no, list the correct name)	YES		
2	If no, has a name change or permit transfer request been submitted?	NOT APPLICABLE		
3	Is the current mailing address the same as listed on the permit?	YES		
4	If no, has a change of address been submitted?	NOT APPLICABLE		
	OVERALL FACILITY/TREATMENT SYSTEM			
5	List facility type, size, units and/or attach schematic(s). If land disposal, include description of disposal method and include land application checklist.	6.0 MGD ACTIVATED SLUDGE FACILITY	This a 6.0 MGD activated sludge facility operated in the extended aeration mode. See the attached schematic.	
6	If the permit has interim and final limits, indicate phase in effect.			
7	Describe any plant modifications and or collection system upgrades since the last comprehensive compliance investigation.	NOT APPLICABLE		
8	Are housekeeping practices adequate?	COMPLIANT		
9	Have unauthorized discharges occurred at the plant or in the collection system since the last CCI?	NON COMPLIANT	Thirteen unauthorized discharges were reported to the TCEQ Regional Office from January 2002 to May 2003 from the wastewater treatment plant and its collection system.	07/07/2003
	Citation: 30 TAC Chapter 305, SubChapter O 305.535(c)(1)(G)			
0	If yes, has the TNRCC been notified, as required?	COMPLIANT		
1	Has adequate corrective action been taken to prevent additional unauthorized discharges?	COMPLIANT		
	INVESTIGATION SAMPLE RESULTS			
2	List the outfall(s) and their sources of wastewater.	DOMESTIC & INDUSTRIAL		
3	Was the regulated entity discharging at the time of the investigation?	YES		
4	Were effluent samples collected? (attach sample results table and laboratory report)	YES		
5	Was the regulated entity compliant with the permit limits?	COMPLIANT	NH3-N 1.11 mg/l CBOD <3.0 mg/l pH 6.94 s.u. Cl2 1.75 mg/l deCl2 0.01 mg/l DO 5.9 mg/l	

	RECEIVING WATER			
16	List name and type of receiving water (Ditch, creek, playa, river, tidal stream, bay, wetland/marsh, or other)	BULLHEAD BAYOU, FORT BEND COUNTY DRAINAGE DITCH, BRAZOS RIVER	Bullhead Bayou; thence to Fort Bend County Drainage Ditch A; thence to Fort Bend County Drainage Ditch H; thence to the Brazos River Below Navasota River in Segment No. 1202 of the Brazos River Basin.	
17	Was the receiving water observed? If no, provide an explanation. If a land disposal facility, see "Use of Reclaimed Water" checklist.	YES		
18	If yes, describe the effluent and receiving water at the time of the investigation. Identify such conditions as foaming, floating materials, sludge deposits, or color and turbidity. Include the presence or absence of fish and other aquatic life.	COMPLIANT	The receiving stream was clear and free of any foam or floating solids. At least three species of fish (alligator gars, blue gill perch and minnows) were noted in the receiving stream.	
19	Comment on flow conditions in the receiving water.	COMPLIANT	Flow was normal.	
	FLOW MEASUREMENT			
20	Does the regulated entity accurately measure the flow according to the permit requirement?	COMPLIANT		
21	Is the flow estimated? If yes, state how it is estimated in the comment section.	COMPLIANT		
22	Are the primary flow measuring device(s) (weirs and flumes) properly installed and maintained?	COMPLIANT		
23	List type(s) of device(s):	4'-00" RECTANGULAR WEIR		
4	Is the head measured at the proper location?	COMPLIANT	The effluent head measurement was not taken at the proper location.	05/21/2003
	Citation: 30 TAC Chapter 319, SubChapter A 319.11(c)			
5	Are the secondary flow measuring device(s) (totalizers, recorders, and meters) properly operated and maintained?	COMPLIANT		
6	List type(s) of device(s)	MILLTRONICS OCM III		
7	Are the secondary flow measuring devices calibrated annually or more frequently, if needed?	COMPLIANT		
8	List date of last calibration and the person and/or company that performed the calibration.	JANUARY 23, 2003	Omega Systems, Inc.	
9	Is the percent error between the recorded flow and the calculated flow within 10%.	COMPLIANT	1.95%	
	Is the flow measuring equipment adequate to handle the entire flow range?	COMPLIANT		
	Is the regulated entity compliant with flow limits?	COMPLIANT		
	Is the regulated entity compliant with the self-monitored effluent limitations?	COMPLIANT		
	Are samples collected at the location(s) specified in the permit?	COMPLIANT		
	Are the correct type of samples collected (grab or composite)?	COMPLIANT		
	Are flow-proportional samples collected when required by this permit?	COMPLIANT		
	Are sampling and analyses completed on the parameters specified in the permit?	COMPLIANT		
	Are sampling and analyses performed at the frequency specified in the permit?	COMPLIANT		



38	Are the proper sampling procedures and containers used?	COMPLIANT	
39	Are the samples preserved and stored properly?	COMPLIANT	
40	Are the samples analyzed within the holding times?	COMPLIANT	
	RECORD KEEPING AND REPORTING		
41	Were the required records maintained and available for review during the investigation?	COMPLIANT	
42	Are adequate sampling records maintained (date, time, location, person, etc)?	COMPLIANT	
43	Are chain of custody tags completed properly and maintained?	COMPLIANT	
44	Are operations and maintenance records maintained?	COMPLIANT	
45	Are process control records maintained?	COMPLIANT	
46	Are the analytical results consistent with data reported on the DMRs and MERs?	COMPLIANT	
47	Are effluent loadings calculated correctly?	COMPLIANT	
48	Are monthly effluent reports or discharge monitoring reports completed accurately and are copies maintained?	COMPLIANT	
49	Is noncompliance notification submitted as required by the permit?	COMPLIANT	
	LABORATORY PROCEDURES/ QA/QC RECORDS		
50	Is the laboratory in-house or contract? List the commercial laboratories used:	IN-HOUSE	
51	Is the pH meter calibrated correctly and are adequate records maintained?	COMPLIANT	
52	Is the D. O. meter calibrated correctly and are adequate records maintained?	COMPLIANT	
53	Is the chlorine residual analyzed correctly and are adequate records maintained?	COMPLIANT	At the time of the inspection the chlorine residual analysis was being performed onsite without proper procedure for oxidized manganese (MnOx) correction.
	Citation: 30 TAC Chapter 319, SubChapter A 319.7(a)(9) 319.7(c)		
54	Is the chlorine meter calibrated correctly and are adequate records maintained?	COMPLIANT	
55	Are calibration and maintenance records adequate for any laboratory equipment used?	COMPLIANT	
56	Are temperature logs maintained for sample storage refrigerator and/or the composite sampler?	COMPLIANT	
	Are the proper analytical methods and techniques used for the sample analyses?	COMPLIANT	
	Are adequate sample analyses records maintained (date, time, person, etc)?	COMPLIANT	
	Are the appropriate records for Quality Assurance /Quality Control procedures maintained?	COMPLIANT	
	SLUDGE DISPOSAL		
	Has the regulated entity disposed of sludge since the last investigation?	COMPLIANT	
	Is sludge disposed only on property owned, leased, or under direct control of the permittee?	COMPLIANT	

62	If yes, is the property permitted or registered with the TNRCC?	COMPLIANT	
63	Is sludge analysis conducted for all the required parameters?	COMPLIANT	
64	Is the sludge tested at the required frequency?	COMPLIANT	
65	Are pathogen controls met?	COMPLIANT	
66	Are vector attraction reduction requirements met?	COMPLIANT	
67	Was sludge observed in the receiving stream?	COMPLIANT	
68	Is sludge handled and disposed of properly?	COMPLIANT	
69	Are the annual sludge reports submitted, as required by the permit?	COMPLIANT	
70	Are adequate sludge disposal records maintained?	COMPLIANT	
	OTHER COMMENTS	NOT APPLICABLE	
71	Is the regulated entity compliant with the Other Permit Requirements?	COMPLIANT	
72	Were there any other violations/deficiencies noted? (If yes, please list each as an item in following questions)	NO	
73	ITEM 1	NOT APPLICABLE	
74	ITEM 2	NOT APPLICABLE	
75	ITEM 3	NOT APPLICABLE	



**TCEQ Laboratory**  
**Report of Analysis**  
May 29, 2003 1:23PM

Page 3 of 3

<b>TCEQ Sample #:</b> 0302689	<b>Group #:</b> 20030845	<b>Chain of Custody #:</b> 011310-01	<b>Region:</b> 12
<b>Program:</b> Water Quality Monitoring		<b>Organization #:</b> 4212	<b>Work #:</b> 25071
<b>Sample Collected:</b> 5/7/03 10:43		<b>Permit #:</b> 11317-001	
<b>Sample Received:</b> 05/08/03	<b>Matrix:</b> LIQUID	<b>Sample Collected:</b> NOKONKWO	
<b>Sample Depth:</b>	<b>CLZR:</b> 1.75	<b>Field pH:</b> 6.94	<b>Conductivity:</b>

**Collection Site:** Brazos River Authority-Sugar Land Regional WWTF-Grab

Constituent Name	Result	Unit	Prepared	Analyzed	Method
Ammonia Nitrogen	1.11	mg/L		05/15/03 12:41	350.1
CBOD (5-day)	<3	mg/L		05/09/03 7:45	5210 B
pH	7.17	su		05/09/03 7:45	150.1
Total Suspended Solids	3	mg/L		05/09/03 9:45	160.2
Volatile Suspended Solids	3	mg/L		05/09/03 9:45	160.4

End of Data for TCEQ Sample #: 0302689

**Analysis Comments:**

Date Written: 05/19/2003 09:05

Method: BOD5C

Note Text: Seed Correction for CBOD analysis was 0.56 mg/L which is not within the acceptable range of 0.60 - 1.20 mg/L.  
However, GGA Check Standards were acceptable.

**Laboratory Approval:**

May 29, 2003

TNRFYNL.rpt

Modified Date: 27-Feb-2003

**Brazos River Authority**

QUALITY • CONSERVATION • SERVICE

**Sugar Land Regional Sewerage System**

May 16, 2003

Texas Commission on Environmental Quality  
5425 Polk Avenue, Suite H  
Houston, Texas 77023-1428

**RE: Brazos River Authority – Sugar Land Regional Sewerage System**  
**TPDES Permit No. 11317-001**  
**For TCEQ Office Use Only: EPA ID No. TX0058114**

Dear Mr. Nwachukwu Sam Okonkwo, R.S.  
Environmental Investigator, Water Section:

May 7, 2003 you performed an annual facility inspection of the reference wastewater treatment plant. There are two areas you recommended we correct within 14 days of the inspection so that they will not become a part of our permanent record. Those items are...

1. Properly locate Effluent Staff Gauge upstream of the outfall in a less turbulent area for greater accuracy of flow measurement. You referenced the "ISCO Open Channel Flow Measurement Handbook" where it states *"recommended three to four times the maximum head upstream from the weir"* Enclosed you will find a photograph indicating that we have moved the staff gauge per your recommendation.
2. Utilize Potassium Iodide (KI) when running the "Oxidized Manganese Correction Factor Test" for Chlorine Residual. Enclosed you will find a copy of the revised lab procedure for this test. A shipping slip from HACH COMPANY shows that the chemical was received. As of May 12, 2003, analysis for this test now incorporate the use of (KI).

**RECEIVED**  
**MAY 19 2003**  
**REGION 12**

2

Should you require additional information concerning our resolve to correct the two areas you recommended, please do not hesitate to contact me at (281) 980-2183 or e-mail [kgutowsky@brazos.com](mailto:kgutowsky@brazos.com).

Sincerely,



Kenneth W. Gutowsky – SLRSS Supt.

Enclosures: (3)

cc: w/enclosures: Susan L. Morgan, CPA, Brazos River Authority, Regional  
Manager, Lower Basin  
File

2



RECEIVED  
MAY 19 2003  
REGION 12

**CHLORINE RESIDUAL CONTINUED****OXIDIZED MANGANESE CORRECTION FACTOR TEST (DR/3000)**

1. At peak flow, collect chlorinated and dechlorinated samples from outfall.
2. Get out matched HACH photocells and four TOTAL chlorine powder pillows.
3. Turn on HACH DR/3000.
4. Punch in (8) and (STORED PROGRAM) into keyboard.
5. Check to see if wavelength is the same as the figure on the LED readout.
  - 5a. If it is set correctly, punch in (CLEAR)
  - 5b. If it is not set correctly, turn dial till numbers match, then punch in (CLEAR).
6. Fill both cells with 25 ml of sample.
7. Add four (4) drops of POTASSIUM IODIDE to cells and wait one minute.
8. Add four (4) drops of SODIUM ARSENITE to cells and wait one minute.
9. Cut top off the powder pillow and pour into one of the cells.
10. Punch in (3) and (TIMER).
11. Wait.
12. When buzzer sounds, wipe both cells carefully with kimwipes.
13. Place blank cell in the cell holder in the DR/3000 then punch in (ZERO) and (CONCENTRATION).
14. Remove cell and replace with sample cell in cell holder.
15. Read concentration off of LED readout.
16. Record concentration on CHLORINE RESIDUAL SHEET.
17. Wash out cells and repeat steps 4 through 14 for duplicate test.
18. Sign and record flow.
19. Put up equipment.

HACH COMPANY  
100 DAYTON AVE  
AMES  
(800)227-4224

IA 50010-0907

BILL TO:

BRAZOS RIVER AUTHORITY  
ACCTS PAYABLE  
PO BOX 7555  
WACO

TX 76714-5555

SHIP TO:

IG S.  
Brazos River Authority  
16450 SOUTH WEST FRWY  
SUGAR LAND TX 77478

ORDER NO.

2562504 - 00

ACCOUNT NO.

088632 - 001

DATE

5/09/03

CUSTOMER PURCHASE ORDER

HC/RANDY

CUSTOMER REFERENCE NO

CUSTOMER REFERENCE NO

CARRIER

FED EX GROUND

TOTAL PIECES

1 CARTON

WEIGHT  
TOTAL

POUNDS

KILOGRAMS

GROSS  
WEIGHT

13.00

5.90

NET  
WEIGHT

12.00

5.44

PAC

1

QUANTITY	CATALOG	DESCRIPTION	DIMENSIONS			WEIGHTS		PIECE NO.
			L INCH CM	D INCH CM	H INCH CM	GROSS POUNDS KILOGRAMS	NET POUNDS KILOGRAMS	
			17	12	15	13.00	12.00	1
			43	30	38	5.90	5.44	
1.000	1218629	COD STD SOLN, 300MG/L 200ML						
1.000	2125815	COD DIGESTION VIAL, LR HW FK/150						
1.000	2376526	POLYVINYL ALCOHOL DISPRSNG RGT 50ML						
1.000	2376626	MINERAL STABILIZER 50ML SCDB						
3.000	34332	POTASSIUM IODIDE SOLN, 100ML MDB						
AP FAX 8177725780								
END OF DETAILS								
<i>Received</i> <i>5/12/03</i>								



Robert J. Huston, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Kathleen Hartnett White, *Commissioner*  
Margaret Hoffman, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 21, 2003

CERTIFIED MAIL #7002 2030 0003 4748 8082  
RETURN RECEIPT REQUESTED

Honorable Jerry Adkins, Mayor  
City of Clute  
P.O. Box 997  
Clute, TX 77531

Re: Notice of Violation for the Comprehensive Compliance Investigation at:  
Clute/Richwood Wastewater Treatment Facility, Clute (Brazoria County), Texas.  
TPDES ID No. 10044-001

Dear Mayor Adkins:

On January 21, 2003, Ms. Paula M. Wimberley of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for wastewater treatment. Enclosed is a summary which lists the investigation findings. During the investigation, certain outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by April 21, 2003 a written compliance plan. A due date for submitting compliance documentation for outstanding alleged violations Track Nos. 10878 and 10872 will be determined after you provide a compliance plan for this alleged violation.

The Texas Natural Resource Conservation Commission appreciates your assistance in this matter. Please note that the Legislature has granted TNRCC enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. Self-reported violations may be subject to enforcement, including penalties, upon review by the Enforcement Division. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violations documented in this notice. Should you choose to do so, you must notify Houston Region Office within 10 days from the date of this letter. At that time, Mr. John R. Ward, Team Leader will schedule a violation review meeting to be conducted within 21 days from the date of this letter. However, please be advised that if you decide to participate in the violation review process, the TNRCC may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

REPLY TO: REGION 12 • 5425 POLK AVE., STE. H • HOUSTON, TEXAS 77023-1486 • 713/767-3500 • FAX 713/767-3520

P.O. Box 13087 • Austin, Texas 78711-3087 • 512/239-1000 • Internet address: [www.tceq.state.tx.us](http://www.tceq.state.tx.us)

Honorable Jerry Adkins  
Mayor, City of Clute  
Page 2  
February 21, 2003

If you or members of your staff have any questions, please feel free to contact Ms. Paula M. Wimberley in the Houston Region Office at 713-422-8921.

Sincerely,



John R. Ward  
Team Leader  
Water Quality Management  
Region 12 Houston

JRW/pmw/lb

cc: Mr. Robert Ray, Public Works Director, City of Clute, P.O. Box 997, Clute, TX 77531

Mr. Ken Gutowsky, Systems Superintendent, Brazos River Authority, 16450 Southwest Freeway,  
Sugar Land, TX 77479-2360

Enclosures: Summary of Investigation Findings

**Summary of Investigation Findings****CITY OF CLUTE****Investigation # 24699****, BRAZORIA COUNTY,****Date: 01/21/2003****Additional ID(s): WQ0010044001  
TPDES0034436****OUTSTANDING ALLEGED VIOLATIONS****Track No: 18078****Compliance Due Date: 4/21/03****30 TAC Chapter 305.125(1)****OP TPDES Permit No. 10044-001  
Operational Requirements 1****Alleged Violation:****Investigation: 24699****Comment Date: 02/14/2003**

Failure to repair or replace leaking air lines in the aeration basins, re-aeration basins, digester, and along the ground. This violation was noted during the last compliance inspection. The response to the last NOV was that \$15,000 was to be allocated for replacement of air piping above ground. During this investigation, Mr. Robert Ray, Public Works Director, said that they had recently received a much higher estimate for the remainder of the repairs. While it is important to note that the city is making progress to remedy this violation, a more definite time table for the work and completion of these repairs will now be required.

**Recommended Corrective Action:** Submit a plan with a timetable for completion of the repair and/or replacement of the leaking air lines at the wastewater treatment plant.

**Resolution:****Track No: 18082****Compliance Due Date: 4/21/03****30 TAC Chapter 305.125(1)****OP TPDES Permit No. 10044-001  
Effluent Limitations and Monitoring Requirements 1****Alleged Violation:****Investigation: 24699****Comment Date: 02/14/2003**

Failure to prevent 2 hour peak flow exceedences by eliminating inflow and infiltration into the collection system. Two hour peak flows were exceeded during the months of January, August, September, October, November, and December, 2002. The city is currently working on correcting inflow and infiltration. Since this violation has been noted during the last two compliance inspections, a plan with timetable for completion.

**Recommended Corrective Action:** Submit a plan for eliminating inflow and infiltration into the collection system, including a timetable for completion, and thus coming into compliance with the two hour peak flow requirement of TPDES permit number 10044-001.

**Resolution:**

## Texas Commission on Environmental Quality

WW GEN/16044-001/CD

## Investigation Report

INFORMATION COPY

CITY OF CLUTE

## CITY OF CLUTE

RN102846094

Investigation # 24699

Incident #

Investigator: PAULA WIMBERLEY

Site Classification

DOMESTIC MAJOR

Conducted: 01/21/2003 -- 01/21/2003

SIC Code: 4952

Program(s): WASTEWATER

Investigation Type: Compliance Investigation

Location:

Additional ID(s): WQ0010044001  
TPDES0034436

Address: ; ,

Activity Type: WW CCI Mandatory Major - Comprehensive  
compliance investigationPrincipal(s):

Role

Name

RESPONDENT

CITY OF CLUTE

Contact(s):

Role

Title

Name

Phone

Notified

CHIEF  
OPERATOR

MS PAT BELL

Work (979) 265-3619

Regulated Entity Contact

MAYOR

MR JERRY  
ADKINS

Work (979) 265-7939

Participated in Investigation

CHIEF  
OPERATOR

MS PAT BELL

Work (979) 265-3619

Participated In Investigation

SYSTEMS  
SUPERINTEND  
ENTMR KEN  
GUTOWSKY

Work (281) 980-2183

Participated In Investigation

PUBLIC  
WORKS  
DIRECTORMR ROBERT  
RAY

Work (979) 265-2541

Other Staff Member(s):

Role

Name

SUPERVISOR  
QA REVIEWERJOHN WARD  
RUSTY EVELO

## Associated Check List

Checklist NameWQ INVESTIGATION TYPES  
QUALITY REVIEW - WATER  
GENERIC OTHER VIOLATIONSUnit NameINVESTIGATION  
QA REVIEW  
GENERIC VIOLATIONSInvestigation Comments:

DOMESTIC

Permitted flow: 4.0 mgd  
Mode: contact stabilization

**CITY OF CLUTE - CLUTE**

1/21/03

Page 2 of 3

Interim or Final Limits: Interim I limits

Number of connections: +/- 4100

Date built/expanded: expansion 1984

Modifications since last inspection: none

Industrial contributions/problems: undetermined source of zinc &amp; copper

I/I and flow (75/90) problems: severe I/I which is being assessed by engineer

Classification of plant (A,B,C,D): B

Operator certification(s) adequate: yes,

Chief Operator Pat Bell, Class B

Operator Carlos Winkelmann, Class B

Operator Melvin Logan, Class C

Describe plant (or attach schematic): Please see attached schematic

SV30: Aeration Basin #1 - 140 ml/l, Reaer 1 - 200 ml/l, Reaer 2 - 190 ml/l

Aeration Basin #2 - 180 ml/l, Reaer 1 - 250 ml/l, Reaer 2 - 240 ml/l

Clarifier Sludge/Water Depth: Clarifier #1 - 1.5' compact, 0.75' fluffy / 13' water depth (17%)

Clarifier #2 - 1.25' / 13' (9%)

CCC Sludge/Water Depth: 0'

Primary flow device: 36" Parshall Flume

Secondary flow device (attach an Accuracy Check form): Ultrasonic flow meter

Backflow preventer: RPZ on incoming line, non-potable as wash down water

Preventer last calibration: not evaluated

Sludge hauled by/hailed to: Belt press on site dewaterers sludge and sludge is taken to

Laboratory (In-house or Contract): Contract laboratory is Brazos River Authority Lab

Parameter(s) analyzed by lab: CBOD, TSS, NH3-N, Cu, Zn

Parameter(s) analyzed by operator: pH, D.O., Cl2

Adequate records of maintenance/QA: Yes

Receiving stream (Name/Segment/Basin): to a drainage ditch; thence into the Flag Lake Drainage Canal; thence to East Union Bayou; thence to the Intracoastal Waterway; thence to the Old Brazos River Channel Tidal in Segment No. 1111 of the San Jacinto-Brazos Coastal Basin

Flow conditions: minimal flow upstream, moderate flow downstream

Sewage debris: no

Aquatic organisms: turtle

**OUTSTANDING ALLEGED VIOLATIONS**

Track No: 18078

Compliance Due Date: 4/21/03

30 TAC Chapter 305.125(1)

OP TPDES Permit No. 10044-001

Operational Requirements 1

Alleged Violation:

Investigation: 24699

Comment Date: 02/14/2003

Failure to repair or replace leaking air lines in the aeration basins, re-aeration basins, digester, and along the ground. This violation was noted during the last compliance inspection. The response to the last NOV was that \$15,000 was to be allocated for replacement of air piping above ground. During this investigation, Mr. Robert Ray, Public Works Director, said that they had recently received a much higher estimate for the remainder of the repairs. While it is important to note that the city is making progress to remedy this violation, a more definite time table for the work and

## CITY OF CLUTE - CLUTE

1/21/03

Page 3 of 3

completion of these repairs will now be required.

**Recommended Corrective Action:** Submit a plan with a timetable for completion of the repair and/or replacement of the leaking air lines at the wastewater treatment plant.

**Resolution:**

Track No: 18082

Compliance Due Date: 4/21/03

30 TAC Chapter 305.125(1)

OP TPDES Permit No. 10044-001

Effluent Limitations and Monitoring Requirements 1

**Alleged Violation:**

Investigation: 24699

Comment Date: 02/14/2003

Failure to prevent 2 hour peak flow exceedences by eliminating inflow and infiltration into the collection system. Two hour peak flows were exceeded during the months of January, August, September, October, November, and December, 2002. The city is currently working on correcting inflow and infiltration. Since this violation has been noted during the last two compliance inspections, a plan with timetable for completion.

**Recommended Corrective Action:** Submit a plan for eliminating inflow and infiltration into the collection system, including a timetable for completion, and thus coming into compliance with the two hour peak flow requirement of TPDES permit number 10044-001.

**Resolution:**

Signed

Paula M. W. Wilberley  
Environmental Investigator

Date 2-14-03

Signed

John R. Daniel  
Supervisor

Date 2-18-03

**Attachments: (In order of final report submittal)**

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : NOV

Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ NOR

☒ Maps, Plans, Sketches

☐ Photographs

☐ Correspondence from the facility

☐ Other (specify) :  
\_\_\_\_\_  
\_\_\_\_\_

WW GE 16044-001/CO

# Texas Natural Resource Conservation Commission

## INTEROFFICE MEMORANDUM

To: Central Records  
Information Resources Division,  
Record Services Section

Date: April 28, 2003

Thru: *zw* John R. Ward  
Team Leader, Water Section  
Region 12 - Houston

From: Paula M. Wimberley  
Field Investigator, Region 12, Houston

Subject: Laboratory analyses of the samples taken during the compliance inspection of  
City of Clute Wastewater Treatment Plant  
TNRCC ID No: 10044-001

Laboratory results have been received for the samples analyzed for the permit parameters. The samples were collected at the City of Clute Wastewater Treatment Plant, during the annual compliance inspection on January 21, 2003. Attached are the sample results. The samples were compliant for all parameters.

Signed:

*Paula M. Wimberley*

INFORMATION COPY



**TCEQ Laboratory**  
**Report of Analysis**  
 Feb 21, 2003 4:00PM

Page 5 of 5

TNRCC Sample #: 0300486		Group #: 20030141	Chain of Custody #: 007496-01	Region: 12
Program: WATER			Organization #: 04212	Work #: 93954
Sample Collected: 1/21/03 11:00			Permit #: 10044-001	
Sample Received: 01/22/03		Matrix: LIQUID	Sample Collected: PWIMBERL	
Sample Depth:	CLZK: 0.0	Field pH: 7.78	Conductivity:	
Collection Site: City of Clute Grab-Elf				

Constituent Name	Result	Unit	Prepared	Analyzed	Method
Ammonia Nitrogen	6.66	mg/L		02/04/03 12:11	350.1
CBOD (5-day)	4	mg/L		01/23/03 7:40	5210 B
Chlorine Residual, Total	<0.1	mg/L		01/23/03 7:40	330.4
Total Suspended Solids	*	mg/L		02/06/03 14:00	160.2
Volatile Suspended Solids	*	mg/L		02/06/03 14:00	160.4

End of Data for TNRCC Sample #: 0300486

Analysis Comments:

Date Written: 02/14/2003 11:02

Method: TSS

Note Text: Hold time exceeded / Lab Error. Result = 4 mg/L.

Analysis Comments:

Date Written: 02/14/2003 11:02

Method: VSS

Note Text: Hold time exceeded / Lab Error. Result = 4 mg/L.

Laboratory Approval: 

Feb 21, 2003

TNRFYNL.rpt

Modified Date: 22-Oct-2002



Robert J. Huston, *Chairman*  
R. B. "Ralph" Marquez, *Commissioner*  
Kathleen Hartnett White, *Commissioner*  
Margaret Hoffman, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

May 1, 2003

Honorable Jerry Adkins, Mayor  
City of Clute  
P.O. Box 997  
Clute, TX 77531

Re: Compliance Evaluation Investigation at:  
Clute/Richwood Wastewater Treatment Facility, Clute (Brazoria County), Texas  
TPDES ID No. 10044-001

Dear Mayor Adkins:

The Texas Commission on Environmental Quality (TCEQ) Houston Region Office has received the compliance documentation that you submitted April 14, 2003 for the alleged violations noted during the investigation of the above-referenced facility conducted on January 21, 2003. The compliance documentation contained in your response appears to indicate that corrective action has been taken for the alleged violations. No further submittal from you is required concerning this investigation.

The Texas Natural Resource Conservation Commission appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Ms. Paula M. Wimberley in the Houston Region Office at 713-422-8921.

Sincerely,

A handwritten signature in dark ink, appearing to read "John R. Ward".

John R. Ward  
Team Leader  
Water Quality Management  
Region 12 Houston

JRW/pmw/lb

cc: Mr. Ken Gutowsky, Brazos River Authority, P.O. Box 966, Sugar Land, TX 77487

REPLY TO: REGION 12 • 5425 POLK AVE., STE. H • HOUSTON, TEXAS 77023-1486 • 713/767-3500 • FAX 713/767-3520

P.O. Box 13087 • Austin, Texas 78711-3087 • 512/239-1000 • Internet address: [www.tceq.state.tx.us](http://www.tceq.state.tx.us)

printed on recycled paper using soy-based ink

## Texas Commission on Environmental Quality

## Investigation Report

WW GEN/10044-001/CO

INFORMATION COPY

## CITY OF CLUTE

RN102846094

Investigation # 35166

Incident #

Investigator: PAULA WIMBERLEY

Site Classification

DOMESTIC MAJOR

Conducted: 04/28/2003 -- 04/28/2003

SIC Code: 4952

Program(s): WASTEWATER

Investigation Type : Compliance Invest File Review Location :

Additional ID(s) : WQ0010044001  
TPDES0034436

Address: , ,

Activity Type : WW FRR - Record review

Principal(s) :

Role

Name

Contact(s) :

Role

Title

Name

Phone

Other Staff Member(s) :

Role

Name

SUPERVISOR  
QA REVIEWERJOHN WARD  
RUSTY EVELO

## Associated Check List

Checklist NameWQ INVESTIGATION TYPES  
GENERIC OTHER VIOLATIONSUnit NameINVESTIGATION  
GENERIC VIOLATIONSInvestigation Comments :

This is a file review to resolve written Notices of Violation Issued to the permittee in investigation number 35166.

## ALLEGED NONCOMPLIANCES NOTED AND RESOLVED

Track No: 18078

Resolution Date: 4/28/03

30 TAC Chapter 305.125(1)

OP TPDES Permit No. 10044-001  
Operational Requirements 1Alleged Violation:  
Investigation: 24619

Comment Date: 02/14/2003

Failure to repair or replace leaking air lines in the aeration basins, re-aeration basins, digester, and along the ground. This violation was noted during the last compliance inspection. The response to the last NOV was that \$15,000 was to be allocated for replacement of air piping above ground. During this investigation, Mr. Robert Ray, Public Works Director, said that they had recently received a much higher estimate

## CITY OF CLUTE - CLUTE

4/28/03

Page 2 of 3

for the remainder of the repairs. While it is important to note that the city is making progress to remedy this violation, a more definite time table for the work and completion of these repairs will now be required.

Investigation: 35166

Comment Date: 04/28/2003

Failure to repair or replace leaking air lines in the aeration basins, re-aeration basins, digester, and along the ground.

**Recommended Corrective Action:** Submit a plan with a timetable for completion of the repair and/or replacement of the leaking air lines at the wastewater treatment plant.

**Resolution:** Permittee submitted documentation stating that three of the air header systems are currently under repair. In addition, the remaining repairs are scheduled to begin December 2003.

Track No: 18082

Resolution Date: 4/28/03

30 TAC Chapter 305.125(1)

OP TPDES Permit No. 10044-001

Effluent Limitations and Monitoring Requirements 1

**Alleged Violation:**

Investigation: 24699

Comment Date: 02/14/2003

Failure to prevent 2 hour peak flow exceedences by eliminating inflow and infiltration into the collection system. Two hour peak flows were exceeded during the months of January, August, September, October, November, and December, 2002. The city is currently working on correcting inflow and infiltration. Since this violation has been noted during the last two compliance inspections, a plan with timetable for completion.

Investigation: 35166

Comment Date: 04/28/2003

Failure to prevent 2 hour peak flow exceedences by eliminating inflow and infiltration into the collection system.

**Recommended Corrective Action:** Submit a plan for eliminating inflow and infiltration into the collection system, including a timetable for completion, and thus coming into compliance with the two hour peak flow requirement of TPDES permit number 10044-001.

**Resolution:** Permittee submitted a plan to reduce inflow and infiltration by repairing the collection system. This plan outlines specific locations to be repaired through the year 2008.

Signed

Paul M. Wimberley  
Environmental Investigator

Date 4-28-03

Signed

John R. Daniel  
Supervisor

Date 5-6-03

**Attachments: (in order of final report submittal)**

## CITY OF CLUTE - CLUTE

4/28/03

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☐ Enforcement Action Request (EAR)☒ Letter to Facility (specify type) : Final☐ Investigation Report☐ Sample Analysis Results☐ Manifests☐ NOR☐ Maps, Plans, Sketches☐ Photographs☒ Correspondence from the facility☐ Other (specify) :  
\_\_\_\_\_  
\_\_\_\_\_

WWGEN/10044-00/W/ICO



104 E. Main Street  
P.O. Box 997  
Clute, Texas 77531

979-265-2541  
979-265-4551 Fax  
[www.ci.clute.tx.us](http://www.ci.clute.tx.us)

April 14, 2003

CERTIFIED MAIL #7001 2510 0004 2084 7845  
RETURN RECEIPT REQUESTED

Mr. John R. Ward  
Team Leader  
Water Quality Management  
Region 12 Houston  
5425 Polk Ave., Ste. H  
Houston, Texas 77023-1486

Re: Clute/Richwood Wastewater Treatment Facility, Clute (Brazoria  
County), Texas  
TPDES ID No. 10044-001

Dear Mr. Ward:

This letter is in response to the Summary of Investigation Findings dated January 21, 2003 resulting from an investigation by Ms. Paula M. Wimberley.

First, let me say with respect to the Inflow/Infiltration infractions noted at the plant that the City of Clute has experienced over 92.02 inches of rain in 2002. That is more than twice the amount we normally receive in a year (44 inches). Very few collection systems can withstand this type of deluge.

As reported in a letter dated 11/06/02 from the Brazos River Authority (BRA) to the Austin TCEQ Office a manhole situated in a drainage ditch along SH288B was damaged/broken by a contractor during a project to relocate and line (Insituform) existing utilities for a grade separation project at the railroad crossing on SH288B. This occurred during the

**RECEIVED**  
APR 15 2003  
REGION 12

Mr. John R. Ward  
April 14, 2003

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construction phase in August 2002 and was not discovered and repaired until November 2002. We feel that this incident as well as 55.1 inches of rain recorded in September, October and November attributed to the 2-hour peak flow infractions during these months. The manhole was repaired in late November. Also, reported in letters dated 9/16/02 and 9/17/02 we experienced a malfunction of the "Automatic Transfer Switch Gear" which caused the emergency generator to not come on during loss of power to the plant. This has since been repaired/replaced.

We offer the following compliance plan:

Reference: Tract No. 18078

Investigation: 24699

Resolution:

At the present time, three (3) air leaks on the header systems are being repaired. The City of Clute and BRA will be contacting several contractors to have estimates on the repair or replacement of the 24-inch underground airline. These repairs will be budgeted in the FY2003-2004 Budget. Estimated construction start date is December 2003.

Reference: Tract No: 18082

Investigation: 24699

Resolution:

The City of Clute has made considerable advancements to eliminate inflow and infiltration into the collection system. As in many cities, the collection system in the City of Clute is approximately 40 - 50 years old. Following is a list of completed projects aimed at elimination of inflow/infiltration problems:

**1995 CDBG PROJECT:**

Lift Station & Sanitary Sewer Improvements.....\$155,339.54

- New Live Oak Street Lift Station

Mr. John R. Ward  
April 14, 2003

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- Replace Sanitary Sewer Lines and Manholes:
  - Hackberry Street..... 500'
  - Ash Street ..... 700'
  - Lake Street ..... 800'
- Force Main - Live Oak St. .... 650'
- Force Main - Pecan St. .... 250'
- Force Main Extension - April Park Lift  
Station/Stratton Ridge Road ..... 600'

**1997 CDBG PROJECT:**

Sanitary Sewer Improvements.....\$215,589.39

- Replace Sanitary Sewer Lines and Manholes:
  - Ralph Street ..... 500'
  - Maple Street ..... 500'
  - George/Maple Street Alley .... 500'
  - George Street ..... 500'
  - E. River Drive ..... 1,700'
  - E. Pecan Lane ..... 500'
- Riley Road Point Repairs

**1999 CDBG PROJECT:**

Sanitary Sewer Improvements.....\$166,220.70

- Replace Sanitary Sewer Lines and Manholes:
  - Coleman Street ..... 600'
  - Montgomery Street ..... 600'
  - Shelby Street ..... 650'
  - James Street ..... 650'
  - Charlotte Street ..... 650'
  - Easement/Coleman St. to  
Brazoswood Dr. .... 1,900'

Mr. John R. Ward  
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### 2001 CDBG PROJECT: (Currently in construction)

Sanitary Sewer Improvements.....\$286,341.50

- Replace Sanitary Sewer Lines and Manholes:

St. Anne Street .....	1,400'
West Kyle Road .....	380'
Luciana Street .....	700'
West Orchard St. ....	1,300'

### IN-HOUSE SANITARY SEWER REPLACEMENT/REHAB PROJECTS:

1995 to Present.....\$1,963,328

#### Sanitary Sewer Lines Replacement:

- Lois Street (Long St. to end) ..... 550'
- N. Shanks St. (500' north of Lift Station) ... 500'
- Alleys Between 3<sup>rd</sup> & 4<sup>th</sup> Streets ..... 1,100'
- Alleys Between 2<sup>nd</sup> & 3<sup>rd</sup> Streets ..... 1,600'
- SH288B (Main St. to Wesley Dr.) ..... 1,400'
- Wesley Drive (SH288B to EMS Bldg.) ..... 800'
- Alley Between Haynes St. to Magnolia ..... 350'
- Alley Between Kyle Road & 2<sup>nd</sup> Street (Halfway from Riley) ..... 950'
- Alley Between 4<sup>th</sup> & 5<sup>th</sup> Streets ..... 900'
- 10" Main parallel to Drainage Ditch (Wade St. to SH332) ..... 600'
- Bernard Street (Shanks to Aycok) ..... 800'
- E. Pecan Lane (400' west of Shanks to S. Main St. .... 850'
- Harvey Street (E. Main St. to end) ..... 600'
- Plantation Drive (Shanks to Brockman) ..... 1,325'
- Moffit Street (Wilson Lift Station to Highland Park) ..... 500'
- Mockingbird Lane (Wilson Rd. to 90' south to tie in PVC) ..... 90'
- Dixie Drive (under contract) ..... 3,600'



Mr. John R. Ward  
April 14, 2003

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- Cobb Field: Park Building south parallel with Drainage Ditch to elevated water tower ... 650'
- Chemical Lehman (SH288B): 490' and relined two (2) manholes ..... 490'
- Sewer line & Manhole (721 Kyle St) ..... 100'
- Long Street (Lois to S. Shanks) ..... 650'
- West Marion Street. (N. Oak to Temple Ditch) ..... 600'
- SH288B Utility Relocation Project: 48" Sanitary Sewer lined (insituform); ..... 1,656'
- 8" sanitary line installed; ..... 763'
- 6" sanitary line installed; ..... 150'
- 4" service line replaced ..... 385'
- 8" Main installed ..... 628'
- 4 Manholes Replaced
- Maple to Highland Park ..... 350'
- Highland Park to Moffett ..... 250'

#### Manholes Replaced/Lined:

- Manhole @ West Street/Plantation
- Two Manholes on E. Kyle Road, East of Riley and West of E. River Drive
- Manholes relined: Main & Pecan Lane; Lazy Lane & Godfrey; Barbara Drive midway between Stratton Ridge & Parkwood; six (6) manholes Bumpy Lane Lift Station to Commerce.
- Manhole @721 Kyle St.
- Manholes installed on Aycock St. (midway Avery to Bernard and Avery at Aycock)

#### Life Stations Rehab/Upgraded:

- Wilson Park Lift Station
- Maple St. Lift Station (2-200 GPM Pumps)
- Stratton Ridge Lift Station (2-150 GPM Pumps)
- Mimosa St. Lift Station (2-150 GPM Pumps)
- Hackberry Lift Station (2-500 GPM Pumps)
- Lake St. Lift Station (2-150 GPM Pumps)
- Live Oak Lift Station (2-150 GPM Pumps)

Mr. John R. Ward  
April 14, 2003

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In 2001 the City of Clute contracted with Gutierrez, Smouse, Wilmut & Associates, Inc. in association with John D. Mercer & Associates, Inc. to have a Sanitary Sewer Evaluation Survey (SSES) done. That project was completed in June 2002. Following are improvements made to-date as a result of the 2002 SSES:

- 111 Inflow protectors installed in manholes
- 59 Customer cleanouts repaired
- 600 feet of 8" PVC installed
- 16 Manhole Repairs
- 7 Repairs where the Sanitary Sewer was broken under a storm sewer
- 7 Major repairs in Drainage Areas
- 1150 feet of 18" PVC Gravity Sewer on Mockingbird Lane

As you can see, since 1995 the city has replaced over forty-one thousand five hundred (41,500) linear feet of sanitary sewer lines along with manholes on these lines. That represents 20% of the total number of linear feet of sanitary sewer lines in our system. Also during this period we have upgraded seven (7) lift stations that represents 40% of the total lift stations in the city.

The City of Clute will continue to use the 2002 SSES Report to aid in projects to eliminate inflow/infiltration in the collection system. To aid the city in this endeavor, we have purchased a camera system to be used to televise sanitary lines to determine their condition. Below is a list of projects proposed for the next five years:

**CDBG PROJECTS:**

**FY 2003-2004: Sanitary Sewer Improvements \$200,000**  
to replace sanitary sewer lines (4,050') &  
replace/rehab manholes on  
following Streets:

W. Bernard  
Pecan Lane  
S. Oak St.  
Lewis St.  
Wade St.