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Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niermann, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*

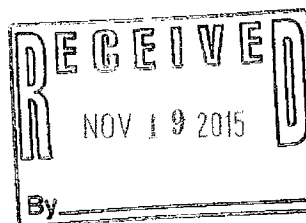


## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

November 16, 2015

Mr. Scot Foltz, Environmental Compliance Manager  
Aqua Utilities, Inc.  
1106 Clayton Lane, suite 400W  
Austin, Texas 78723-2476



Re: Comprehensive Compliance Investigation at:  
Palmetto Subdivision, 844 Sunflower, Pearland, Brazoria County, Texas  
Regulated Entity No.: 101240174, TCEQ ID No.: 0200242, Investigation No.: 1275780

Dear Mr. Foltz:

On October 21, 2015, Ms. Dawn Olivo, of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office, conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation; however, please see the attached Area of Concern. In addition, please be advised that a violation could be issued upon further review of your system's records or self-reported documentation.

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 Ms. Olivo in the Houston Region Office at (713) 767-3650.

Sincerely,

A handwritten signature in cursive script, appearing to read "Julia Thorp".

Julia Thorp, Team Leader  
Public Water Supply  
Houston Region Office

JT/DO/ra

cc: Brazoria County Environmental Health Department

Enclosure: Summary of Findings

## Summary of Investigation Findings

PALMETTO SUBDIVISION

Investigation #

1275780

Investigation Date: 10/21/2015

, BRAZORIA COUNTY,

Additional ID(s): 0200242

### AREA OF CONCERN

Track No: 587735

30 TAC Chapter 290.46(s)(1)

**Alleged Violation:**

Investigation: 1275780

Comment Date: 11/06/2015

**Testing Equipment**

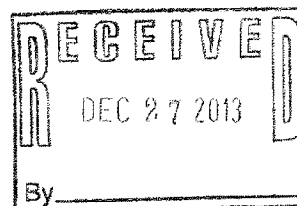
Failure by the regulated entity to calibrate the well meters required by 30 TAC 290.41(c)(3)(N) according to the manufacturer's specifications at least once every three years.

At the time of the investigation, the well meters had not been calibrated within the past three years.

**Recommended Corrective Action:** Submit copies of the well meter calibration reports to verify compliance.

**Resolution:** Mr. Larry Mitchell submitted copies of the well meter calibrations, via email, on October 30, 2015.

Bryan W. Shaw, Ph.D., *Chairman*  
Carlos Rubinstein, *Commissioner*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



*gry*

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

December 20, 2013

**CERTIFIED MAIL NO: 91 7199 9991 7032 8273 2293**  
**RETURN RECEIPT REQUESTED**

Mr. Troy Penshorn, Regulatory and Compliance Manager  
Aqua Texas, Inc.  
1106 Clayton Ln, Suite 400 W  
Austin, Texas 78723

Re: Notice of Violation for Comprehensive Compliance Investigation at:  
Park Place Subdivision, 2 miles W of Center Point on the N side of Hwy 27, Kerr County,  
Texas  
Regulated Entity No.: RN102688157, TCEQ ID No.: 1330127, Investigation No.: 1135082

Dear Mr. Penshorn:

On October 23, 2013, Mr. Chris Friesenhahn of the Texas Commission on Environmental Quality (TCEQ) San Antonio Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for public water supply. 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 May 19, 2014 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations.

In the listing of the alleged violations, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.state.tx.us> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the San Antonio Region Office at (210) 490-3096 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ 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. 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 documented in this notice. Should you choose to do so, you must notify the San Antonio Region Office within 10 days from the date of this letter. At that time Ms. Lynn Bumguardner, Water Section Manager, will schedule a violation review meeting to be conducted within 21 days from

Mr. Troy Penshorn  
Page 2  
December 20, 2013

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 enclosed Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

If you or members of your staff have any questions, please feel free to contact Mr. Friesenhahn in the San Antonio Region Office at (210) 403-4055.

Sincerely,

A handwritten signature in cursive script, appearing to read "Joy Thurston-Cook".

Joy Thurston-Cook  
Water Section Team Leader  
San Antonio Region Office  
Texas Commission on Environmental Quality

JTC/cmf

Enclosure: Summary of Investigation Findings

## Summary of Investigation Findings

PARK PLACE SUBDIVISION

Investigation # 1135082

Investigation Date: 10/23/2013

, KERR COUNTY,

Additional ID(s): 1330127

### OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 521331

Compliance Due Date: 05/19/2014

30 TAC Chapter 290.39(e)

30 TAC Chapter 290.39(h)(1)

30 TAC Chapter 290.41(c)(3)(A)

30 TAC Chapter 290.46(n)(1)

#### Alleged Violation:

Investigation: 1135082

Comment Date: 12/06/2013

Failure to submit and acquire approval of as built engineering plans prior to operating a public water supply.

At the time of the investigation, the water system could not produce any documentation indicating that the water system had submitted as built engineering plan and subsequently received approval prior to operating the water system, nor were there any records in the Integrated Water Utilities Database which would indicate approval was issued.

30 TAC 290.41(c)(3)(A) Before placing the well into service, a public water system shall furnish a copy of the well completion data, which includes the following items: the Driller's Log (geological log and material setting report); a cementing certificate; the results of a 36 hour pump test; the results of the microbiological and chemical analyses required by subparagraphs (F) and (G) of this paragraph; a legible copy of the recorded deed or deeds for all real property within 150 feet of the well; a legible copy of the sanitary control easement(s) or other documentation demonstrating compliance with paragraph (1)(F) of this subsection; an original or legible copy of a United States Geological Survey 7.5 minute topographic quadrangle showing the accurate well location to the executive director; and a map demonstrating the well location in relation to surrounding property boundaries. All the documents listed in this paragraph must be approved by the executive director before final approval is granted for the use of the well.

30 TAC 290.46(n)(1) Accurate and up to date detailed as built plans or record drawings and specifications for each treatment plant, pump station, and storage tank shall be maintained at the public water system until the facility is decommissioned. As built plans of individual projects may be used to fulfill this requirement if the plans are maintained in an organized manner.

30 TAC 290.39(h)(1) No person may begin construction on a new public water system before receiving written approval of plans and specifications and, if required, approval of a business plan from the executive director. No person may begin construction of modifications to a public water system without providing notification to the executive director and submitting and receiving approval of plans and specifications if requested in accordance with subsection (j) of this section.

30 TAC 290.39(e) Submission of planning material.

**Recommended Corrective Action:** Acquire the needed approval for use or an exception to the rule.

Submit as built engineering plans as required by 290.41(c)(3)(A), 290.46(n)(1), 290.39(h)(1) and 290.39(e) or any exception requests to the TCEQ Utilities Technical Review Team for review and approval. Engineering plans and/or exception requests must be submitted to:

Utilities Technical Review Team, MC 159  
Texas Commission on Environmental Quality  
PO BOX 13087  
Austin, Texas 78711 3087

To document compliance, submit documentation indicating that the water system has been approved for use or that an exception has been acquired to this office by the compliance due date.

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**Track No:** 521334      **Compliance Due Date:** 05/19/2014  
**30 TAC Chapter 290.46(m)(4)**

**Alleged Violation:**

Investigation: 1135082

Comment Date: 12/10/2013

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Failure to maintain the pressure tank in a water-tight condition.

At the time of the investigation, a temporary patch had been placed on the pressure tank; however, it was no longer effective and the tank was leaking.

30 TAC 290.46(m)(4)--All water treatment units, storage and pressure maintenance facilities, distribution system lines, and related appurtenances shall be maintained in a watertight condition and be free of excessive solids.

**Recommended Corrective Action:** Repair or replace the tank to ensure that it is tight against leakage.

To document compliance, submit photographic documentation indicating that the tank has been repaired or a copy of an invoice/receipt which indicates that tank has been replaced to this office by the compliance due date.

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niermann, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



*Merka*

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

December 18, 2015

RECEIVED

Mr. Scot Foltz, Compliance Manager  
Aqua Utilities Incorporated  
1106 Clayton Lane Suite 400W  
Austin, Texas 78723-2476

DEC 21 2015

TX ADMIN-AUSTIN

Re: Comprehensive Compliance Investigation at:  
Pecan Creek Utilities, Oak Ridge Subdivision  
Oak Ridge Drive, Horseshoe Bay (Llano County), Texas  
RN102690393, TCEQ Public Water Supply ID No.: 1500043

Dear Mr. Foltz,

On November 24, 2015, Lauren Parrish of the Texas Commission on Environmental Quality (TCEQ) Austin Region Office conducted an investigation of the above-referenced public water supply. No violations are being alleged as a result of 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 Ms. Parrish in the Austin Region Office at 512-339-2929.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Stewart".

Shawn Stewart  
Water Section Work Leader  
Austin Region Office

SS/lnp

Joy

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

July 14, 2015

RECEIVED

JUL 16 2015

Mr. Scot Foltz, Compliance Manager  
Aqua Texas, Inc.  
1106 Clayton Lane, Suite 400 W  
Austin, TX 78723-2476

TX ADMIN-AUSTIN

Re: Comprehensive Compliance Investigation at:  
Pecan Valley, Kerr County, Texas  
Regulated Entity No.: RN102690054, TCEQ ID No.: 1330107, Investigation No. 1253186

Dear Mr. Foltz:

On May 14, 2015, Mrs. Agnieszka Hobson of the Texas Commission on Environmental Quality (TCEQ) San Antonio Region Office conducted an investigation of the above-referenced utility to evaluate compliance with applicable requirements for public water supply. No violations are being alleged as a result of 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 Mrs. Hobson in the San Antonio Region Office at (210) 403-4075.

Sincerely,

A handwritten signature in cursive script, reading "Joy Thurston-Cook".

Joy Thurston-Cook  
Water Section Team Leader  
San Antonio Region Office

JTC/AMH/eg

Ray

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*

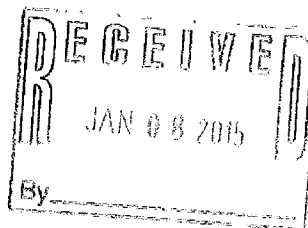


## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

January 5, 2015

**CERTIFIED MAIL #7013 3020 0000 9763 0621**  
**RETURN RECEIPT REQUESTED**



Mr. Scot Foltz, Compliance Manager  
Aqua Utilities, Inc.  
1106 Clayton Ln., Ste. 400W  
Austin, Texas, 78723-2476

Re: Notice of Violation for the Compliance Evaluation Investigation at:  
Pine Vista Mobile Home Village, 16310 S. Ravenswood Dr., Montgomery County  
Regulated Entity No.: RN101187458, TCEQ ID No.: 1700078, Investigation No.: 1192805

Dear Mr. Foltz:

On October 29, 2014 Ms. Mary Hopkins of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for Public Water Supply. Enclosed is a summary which lists the investigation findings. During the investigation, an outstanding alleged violation was identified for which compliance documentation is required. Please submit to this office by February 5, 2015, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation.

In the listing of the alleged violation, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.texas.gov> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Houston Region Office at Phone #713/767-3650 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ 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. We anticipate that you will resolve the alleged violation 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 documented in this notice. Should you choose to do so, you must notify the Houston Region Office within 10 days from the date of this letter. At that time, PWS Team Leader Ms. Leticia DeLeon, will schedule a violation review meeting to be conducted *within 21 days from the date of this letter OR specified date at specific time*. 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 the contested violation.

Mr. Scot Foltz, Compliance Manager  
January 5, 2015  
Page 2

If you or members of your staff have any questions, please feel free to contact Ms. Mary Hopkins in the Houston Region Office at 713/767-3650.

Sincerely,



Leticia DeLeon, PWS Team Leader  
Houston Region Office

LD/MVH/ra

cc: Montgomery County Environmental Health Services

Mr. Larry Mitchell, Compliance Coordinator, Aqua Utilities, Inc., 1106 Clayton Ln.  
Ste. 400 W, Austin, Texas 78723-2476

Enclosure: Summary of Investigation Findings

## Summary of Investigation Findings

PINE VISTA MOBILE HOME VILLAGE

Investigation #

1192805

Investigation Date: 10/29/2014

, MONTGOMERY COUNTY,

Additional ID(s): 1700078

### OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 556472

Compliance Due Date: 01/27/2015

30 TAC Chapter 290.46(m)(4)

#### Alleged Violation:

Investigation: 1192805

Comment Date: 12/12/2014

Failure to maintain the ground storage facilities in a watertight condition.

At the time of the investigation, the ground storage tank had leaks in the side panels and must be repaired or replaced as necessary.

**Recommended Corrective Action:** Submit to the Region 12 Office a plan to repair or replace the ground storage tank or documentation that the ground storage tank has been repaired.

Bryan W. Shaw, Ph.D., *Chairman*  
Carlos Rubinstein, *Commissioner*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



*Lonnie*

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

June 22, 2012

**CERTIFIED MAIL #7011 3500 0000 0279 5134**  
**RETURN RECEIPT REQUESTED**

**RECEIVED**  
JUN 25 2012

Mr. Steve Blackhurst, Regulatory and Compliance Manager  
Aqua Utilities Inc.  
1106 Clayton Ln Ste 400W  
Austin, Texas 78723-2476

BY: .....

Re: Notice of Violation for the Compliance Evaluation Investigation at:  
Oak Meadows III Subdivision, 213 County Road 4013, Mont Belvieu, Liberty County  
Regulated Entity No.: RN101177764, TCEQ ID No.: 1460100, Investigation No.: 1006573

Dear Mr. Blackhurst:

On April 30, 2012, Mr. Cedric Flemming of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for Public Water Supply. Enclosed is a summary which lists the investigation findings. In addition, a certain outstanding alleged violation was identified for which compliance documentation is required. Please submit to this office by June 30, 2012 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation.

In the listing of the alleged violation, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.texas.gov> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Houston Region Office at Phone #713/767-3650 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ 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. 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 documented in this notice. Should you choose to do so, you must notify the Houston Region Office within 10 days from the date of this letter. At that time, PWS Team Leader Ms Leticia DeLeon, will schedule a violation review meeting to be conducted *within 21 days from the date of this letter OR specified date at specific time*. 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 violation.

TCEQ Region 12 • 5425 Polk St., Ste. H • Houston, Texas 77023-1452 • 713-767-3500 • Fax 713-767-3520

Austin Headquarters: 512-239-1000 • [tceq.texas.gov](http://tceq.texas.gov) • How is our customer service? [tceq.texas.gov/customersurvey](http://tceq.texas.gov/customersurvey)

printed on recycled paper using soy-based ink

Mr. Steve Blackhurst, Regulatory and Compliance Manager

June 22, 2012

Page 2

If you or members of your staff have any questions, please feel free to contact Mr. Cedric Flemming in the Houston Region Office at 713/767-3650.

Sincerely,

A handwritten signature in cursive script, appearing to read "Leticia DeLeon".

Leticia DeLeon, PWS Team Leader  
Houston Region Office

LD/CBF/kc

cc: County Environmental Health Dept.

Enclosures: Summary of Investigation Findings

## Summary of Investigation Findings

OAK MEADOWS III SUBDIVISION

Investigation #

1006573  
Investigation Date: 04/30/2012

, LIBERTY COUNTY,

Additional ID(s): 1460100

### OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 468521

Compliance Due Date: 09/30/2012

30 TAC Chapter 290.45

#### Alleged Violation:

Investigation: 1006573

Comment Date: 06/04/2012

At the time of the inspection the facility had a total of 50 active connections and is required to provide 1.5 gallons per minute(gpm) per connection(conn). Your well produced a total of 62 gpm and is short a total of 13 gpm. This is calculated in the following manner:

Required 1.5gpm/conn X 50 conn. = 75 gpm Total  
Short 75 gpm Required - 62 gpm Produced = 13 gpm Total

Your water system must be modified to meet this requirement to assure an adequate supply of water at all times.

Please be advised that public water systems shall notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, or distribution facilities. Public water systems shall submit plans and specifications for the proposed changes upon request.

The water system may request an exception to this requirement by writing to TCEQ, Water Supply Division, Public Drinking Water Section, Technical Review & Oversight, MC 155, P.O. Box 13087, Austin, TX 78711-3087; phone: (512) 239-4798.

**Recommended Corrective Action:** Submit a compliance plan, engineering report or certification OR a copy of a letter requesting an exception in addition to a compliance plan for final compliance, OR a copy of a letter granting an exception to verify compliance

### ADDITIONAL ISSUES

#### Description

Item 2

#### Additional Comments

Failure to meet the commissions minimum standards noted in the most recent chemical analysis conducted by the certified laboratory which indicates the quality of the water produced by the system. Specifically, the Total Dissolved Solids (TDS) concentration of 566 mg/L exceeds the maximum permissible level for this constituent which is 500 mg/L.

Lonnie

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

February 10, 2015

RECEIVED

FEB 13 2015

TX ADMIN-AUSTIN

Mr. Scot Foltz, Compliance Manager  
Aqua Utilities, Inc.  
1106 Clayton Lane, Ste. 400W  
Austin, Texas 78723-2476

Re: Comprehensive Compliance Investigation at:  
Piney Point Subdivision, Piney Point Rd., Conroe, Montgomery County, Texas  
Regulated Entity No.: 101280667  
TCEQ ID No.: 1700061 Investigation No.: 1221543

Dear Mr. Foltz:

On January 14, 2015, Mr. Vernon Crandle, of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation; however, please see the attached Additional Issue. In addition, please be advised that a violation could be issued upon further review of your system's records or self-reported documentation.

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. Vernon Crandle, in the Houston Region Office at (713) 767-3727.

Sincerely,

A handwritten signature in cursive script that reads "Leticia De Leon".

Leticia De Leon, Team Leader  
Public Water Supply  
Houston Region Office

LD/VC/mar

Enclosure: Summary of Investigation Findings

cc: Montgomery County Environmental Health Services

## Summary of Investigation Findings

PINEY POINT SUBDIVISION

Investigation #

1221543

Investigation Date: 01/14/2015

, MONTGOMERY COUNTY,

Additional ID(s): 1700061

No Violations Associated to this Investigation

### ADDITIONAL ISSUES

#### Description

Item 1

#### Additional Comments

30 TAC, 291.93(3)

Adequacy of Water Utility Service

Failure, by a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required.

Specifically, it is noted on this investigation that your well has reached 95.7% of its capacity. This was based on 75 connections.

Bryan W. Shaw, Ph.D., *Chairman*  
Carlos Rubinstein, *Commissioner*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*

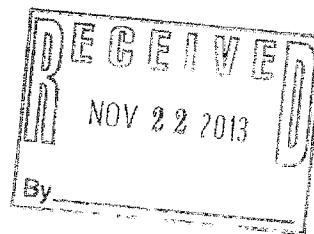


## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

November 20, 2013

**CERTIFIED MAIL #7011 3500 0000 0279 8173**  
**RETURN RECEIPT REQUESTED**



Mr. Larry Mitchell, Compliance Coordinator  
Aqua Texas  
1106 Clayton Lane, Suite 400W  
Austin, Texas 78723

Re: Notice of Violation for the Comprehensive Compliance Investigation at:  
Pleasant Meadows Subdivision, CR365, Pearland, Brazoria County, Texas  
Regulated Entity No.: 101177574, TCEQ ID No.: 0200223, Investigation No.: 1122087

Dear Mr. Mitchell :

On October 1, 2013, Ms. Jennifer Sapp of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for Public Water Supply. Enclosed is a summary which lists the investigation findings. In addition, certain outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by February 24, 2014, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations.

In the listing of the alleged violations, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.texas.gov> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Houston Region Office at Phone (713)767-3650 or the Central Office Publications Ordering Team at (512)239-0028.

The TCEQ 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. 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 the Houston Region Office within 10 days from the date of this letter. At that time, PWS Team Leader Ms. Leticia De Leon, will schedule a violation review meeting to be conducted within 21 days from the date of this letter.

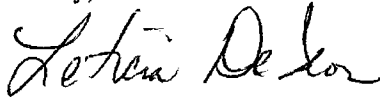
Mr. Larry Mitchell, Compliance Coordinator

Page 2

November 20, 2013

If you or members of your staff have any questions, please feel free to contact Ms. Jennifer Sapp in the Houston Region Office at (713)767-3650.

Sincerely,

A handwritten signature in cursive script, reading "Leticia De Leon".

Leticia De Leon, Team Leader  
Public Water Supply  
Houston Region Office

LD/ JS/ra

cc: Brazoria County Environmental Health Department

Enclosures: Summary of Investigation Findings

## Summary of Investigation Findings

PLEASANT MEADOWS SUBDIVISION

Investigation #

1122087

Investigation Date: 10/01/2013

, BRAZORIA COUNTY,

Additional ID(s): 0200223

### OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 518544

Compliance Due Date: 01/27/2014

30 TAC Chapter 290.43(e)

#### Alleged Violation:

Investigation: 1122087

Comment Date: 11/04/2013

30 TAC, §290.41(c)(3)(O) (wells)/ §290.43(e) (PT & GST)/ §290.38(34)(Definition)

#### Facility Fencing

Failure to provide an intruder-resistant fence in order to protect the pressure tank. The fence must be at least six feet high and constructed of wood, concrete, masonry, or metal with three strands of barbed wire extending outward from the top of the fence at a 45 degree angle. In lieu of the barbed wire, the fence must be eight feet in height. The fence must be in good condition, close enough to surface grade to prevent intruder passage, and kept locked when unattended. In lieu of a fence, wells, storage tanks, or pressure maintenance facilities may be installed in a vented, lockable building designed to prevent intruder access.

During the investigation, the fence was not found to be intruder resistant.

**Recommended Corrective Action:** Submit photo, work order or invoice to verify compliance.

**Summary of Investigation Findings**

PLEASANT MEADOWS SUBDIVISION

Investigation # 1122087

, BRAZORIA COUNTY,

Investigation Date: 10/01/2013

Additional ID(s): 0200223

**OUTSTANDING ALLEGED VIOLATION(S)**

Track No: 519898      Compliance Due Date: 02/24/2014  
30 TAC Chapter 290.45(a)

**Alleged Violation:**

Investigation: 1122087

Comment Date: 11/19/2013

30 TAC, §290.45 Capacity Requirement  
Failure to meet this Agency's "Minimum Water System Capacity Requirements." These requirements include:

Well production: 1.5gpm X 27 connections = 40.5gpm required  
Provided 40gpm - 40.5gpm = 0.5gpm short

Your water system must be modified to meet this requirement to assure an adequate supply of water at all times.

Please be advised that public water systems shall notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, or distribution facilities. Public water systems shall submit plans and specifications for the proposed changes upon request.

The water system may request an exception to these requirements by writing to TCEQ, Water Supply Division, Public Drinking Water Section, Technical Review & Oversight, MC 159, P.O. Box 13087, Austin, TX 78711-3087; phone: (512) 239-4691.

**Recommended Corrective Action:** Submit a compliance plan, engineering report or certification OR a copy of a letter requesting an exception in addition to a compliance plan for final compliance, OR a copy of a letter granting an exception to verify compliance.

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



RECEIVED

OCT 30 2014

AQUA TEXAS

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

October 27, 2014

**CERTIFIED MAIL #7013 3020 0000 9763 0133**  
**RETURN RECEIPT REQUESTED**

Mr. Robert Laughman, President  
Aqua Utilities, Inc.  
1106 Clayton Lane, Suite 400W  
Austin, Texas 78723

Re: Notice of Violation for the Comprehensive Compliance Investigation at:  
Pleasantdale Subdivision, CR 411, Pearland, Brazoria County, Texas  
Regulated Entity No.: 101284230, TCEQ ID No.: 0200248, Investigation No.: 1196336

Dear Mr. Laughman:

On September 22, 2014, Ms. Denise Tom of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for Public Water Supply. Enclosed is a summary which lists the investigation findings. During the investigation, a certain outstanding alleged violation was identified for which compliance documentation is required. In addition, an Additional Issue was noted. Please submit to this office by January 31, 2015, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation. Please be advised that a violation could be issued upon further review of your system's records or self-reported documentation.

In the listing of the alleged violations, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.texas.gov> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Houston Region Office at Phone (713) 767-3650 or the Central Office Publications Ordering Team at (512) 239-0028.

The TCEQ 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. 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 the Houston Region Office within 10 days from the date of this letter. At that time, PWS Team Leader Ms. Leticia De Leon, 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 violation.

TCEQ Region 12 • 5425 Polk St., Ste. H • Houston, Texas 77023-1452 • 713-767-3500 • Fax 713-767-3520

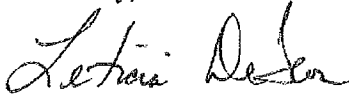
Austin Headquarters: 512-239-1000 • [tceq.texas.gov](http://tceq.texas.gov) • How is our customer service? [tceq.texas.gov/customersurvey](http://tceq.texas.gov/customersurvey)

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Mr. Robert Laughman, President  
October 27, 2014  
Page 2

If you or members of your staff have any questions, please feel free to contact Ms. Tom in the Houston Region Office at (713) 767-3650.

Sincerely,

A handwritten signature in cursive script, appearing to read "Leticia De Leon".

Leticia De Leon, Team Leader  
Public Water Supply  
Houston Region Office

LD/DT/ra

cc: Brazoria County Environmental Health Services

Scot Foltz, Environmental Compliance Manager, Aqua Texas, 1106 Clayton Lane, Suite  
400W, Austin, Texas 78723

Enclosure: Summary of Investigation Findings

## Summary of Investigation Findings

PLEASANTDALE SUBDIVISION

Investigation #  
1196336  
Investigation Date: 09/22/2014

, BRAZORIA COUNTY,

Additional ID(s): 0200248

### OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 551841      Compliance Due Date: 01/31/2015  
30 TAC Chapter 290.41(c)(1)(F)

#### Alleged Violation:

Investigation: 1196336

Comment Date: 10/24/2014

#### Ground Water Sources and Development

Failure to make available sanitary control easements for well #1 at the time of inspection, or executive director approval for a substitute authorized in §290.41(c)(1)(F)(iv). A sanitary easement, or approved substitute, covering all property within 150 feet of the well location must be secured from adjacent landowners and recorded at the county courthouse to ensure that hazards will not develop in the well area. Residential type wells within the easement must be constructed to public water well standards. A copy of the recorded document must be submitted for our records. Acceptance and approval for all easements and substitutes to an easement is determined by the Technical Review and Oversight Team in Austin.

With the approval of the executive director, political subdivisions which have adopted and enforce equivalent ordinances or land use restrictions may substitute these documents for sanitary control easements. The water system may request an exception to this requirement in writing to the:

Texas Commission on Environmental Quality, Technical Review and Oversight Team  
(MC-159), P.O. Box 13087, Austin, Texas 78711-3087, phone (512) 239-4691.

Please be aware that all requests for exceptions must be in writing and supported with adequate documentation.

**Recommended Corrective Action:** Submit a copy of the recorded sanitary control easement, exception granted by the TCEQ's Technical Review and Oversight Team, or an approved substitute to verify compliance.

### ADDITIONAL ISSUES

Description

Additional Comments

Item 2

**Adequacy of Water Utility Service**

Failure, by a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 TAC, to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required.

Specifically, it is noted on this investigation that your pressure tank has reached 89% of its capacity. This was based on 16 connections.

Submit a planning report within 90 days to TCEQ, Water Supply Division, Public Drinking Water Section, Technical Review & Oversight, MC 159, P.O. Box 13087, Austin, TX 78711-3087; phone (512) 239-4691.

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niermann, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*

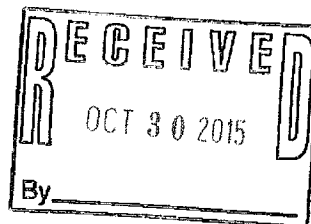


## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

October 27, 2015

**CERTIFIED MAIL # 7010 1870 0003 4949 5639**  
**RETURN RECEIPT REQUESTED**



Robert Laughman, President  
Aqua Utilities, Inc.  
1106 Clayton Lane, Suite 400W  
Austin, Texas 78723

Re: Failure to Submit Compliance Documentation for:  
Quail Meadows Subdivision, 2832 Covey Lane, Alvin, Brazoria County, Texas  
Regulated Entity No.: 101278653  
TCEQ ID No.: 0200219

Investigation No.: 1287158

Dear Mr. Laughman:

By letter dated March 6, 2014, the Texas Commission on Environmental Quality (TCEQ) Houston Region Office requested that you submit information to us by June 30, 2014, verifying that the outstanding alleged violation referenced in the letter has been corrected. The alleged violation was noted during the investigation of the above-referenced facility conducted on October 1, 2013. Enclosed for your information is a copy of the letter. The violation is being administratively resolved and reissued as track #586275. As of this date, we have not received from you a written description of the corrective action taken and the required compliance documentation for this alleged violation. Please submit this information to us by no later than November 30, 2015.

The Texas Commission on Environmental Quality appreciates your assistance in this matter and your compliance efforts to protect the State's environment. We look forward to receiving your response for the remaining alleged violation. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. If you or members of your

Robert Laughman, President  
October 27, 2015  
Page 2

staff have any questions, please feel free to contact Ms. Denise Ehrlich, in the Houston Region Office at (713) 767-3650.

Sincerely,

A handwritten signature in black ink, appearing to read "Julia Thorp". The signature is fluid and cursive, with the first name "Julia" being more prominent than the last name "Thorp".

Julia Thorp, Team Leader  
Public Water Supply  
Houston Region Office

JT/DE/mar

cc: Brazoria County Public Health and Environmental Services  
Mr. Scot Foltz, Environmental Compliance Manager, Aqua Texas, 1106 Clayton  
Lane, Suite 400W, Austin, Texas 78723

Bryan W. Shaw, Ph.D., *Chairman*  
Carlos Rubinstein, *Commissioner*  
Toby Baker, *Commissioner*  
Zak Covar, *Executive Director*



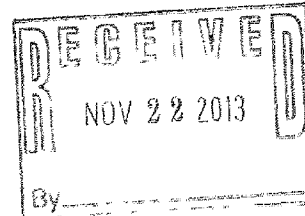
*Mike*

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

November 20, 2013

**CERTIFIED MAIL #7011 3500 0000 0279 8166**  
**RETURN RECEIPT REQUESTED**



Mr. Larry Mitchell, Compliance Coordinator  
Aqua Texas  
1106 Clayton Lane, Suite 400W  
Austin, Texas 78723

Re: Notice of Violation for the Comprehensive Compliance Investigation at:  
Quail Meadows Subdivision, 2832 Covey Lane, Alvin, Brazoria County, Texas  
Regulated Entity No.: 101278653, TCEQ ID No.: 0200219, Investigation No.: 1122094

Dear Mr. Mitchell :

On October 1, 2013, Ms. Jennifer Sapp of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for Public Water Supply. Enclosed is a summary which lists the investigation findings. In addition, certain outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by February 27, 2014, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations.

In the listing of the alleged violations, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.texas.gov> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Houston Region Office at Phone (713)767-3650 or the Central Office Publications Ordering Team at (512)239-0028.

The TCEQ 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. 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 the Houston Region Office within 10 days from the date of this letter. At that time, PWS Team Leader Ms. Leticia De Leon, will schedule a violation review meeting to be conducted within 21 days from the date of this letter.

Mr. Larry Mitchell, Compliance Coordinator

Page 2

November 20, 2013

If you or members of your staff have any questions, please feel free to contact Ms. Jennifer Sapp in the Houston Region Office at (713)767-3650.

Sincerely,

A handwritten signature in black ink, appearing to read "Leticia De Leon". The signature is fluid and cursive, with the first name "Leticia" being more prominent than the last name "De Leon".

Leticia De Leon, Team Leader  
Public Water Supply  
Houston Region Office

LD/ JS/ra

cc: Brazoria County Environmental Health Department

Enclosures: Summary of Investigation Findings

## Summary of Investigation Findings

QUAIL MEADOWS SUBDIVISION

Investigation #

1122094  
Investigation Date: 10/01/2013

, BRAZORIA COUNTY,

Additional ID(s): 0200219

### OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 518493      Compliance Due Date: 02/27/2014  
30 TAC Chapter 290.46(s)(1)

**Alleged Violation:**

Investigation: 1122094

Comment Date: 11/04/2013

30 TAC, §290.46(s)(1) Testing Equipment  
Failure by the regulated entity to calibrate the well meter required by 30 TAC 290.41(c)(3)(N) according to the manufacturer's specifications at least once every three years.

During the investigation, well meter calibration records were not provided for well #2.

**Recommended Corrective Action:** Submit well meter calibration records for well #2 to verify compliance.

Track No: 518497      Compliance Due Date: 01/13/2014  
30 TAC Chapter 290.39(e)(1)

**Alleged Violation:**

Investigation: 1122094

Comment Date: 11/04/2013

30 TAC, §290.39(e) Examination of Plans and Specifications  
Failure to secure the services of a registered professional engineer well versed in the design and construction of public water systems so that "as built" plans and specifications can be prepared and submitted for our review. The submittal must describe the existing facilities as well as any proposed modifications which are necessary to bring the regulated entity into compliance with our regulations.

Please be aware that all "as built plans" must be submitted to Austin in writing for approval and that the system may request an exception by writing to the:

Texas Commission on Environmental Quality, Utilities Technical Review Team (MC-159),  
P.O. Box 13087, Austin, Texas 78711-3087, phone (512)239-4691.

During the investigation, a well approval letter was not provided for either well.

**Recommended Corrective Action:** Submit as built plans to the Utilities Technical Review Team for approval.

### ADDITIONAL ISSUES

Description

Additional Comments

Item 3

30 TAC, §291.93(3)

**Adequacy of Water Utility Service**

Failure, by a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 T.A.C., to submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required.

(A) After any commission field inspection, a retail public utility must analyze the system's capacity to determine if it has reached 85% of its capacity. If the retail public utility has reached 85% of its capacity, it must file this report no later than 90 days after the date of a commission letter detailing the results of the inspection. Capacity is considered to be the overall rated capacity in number of residential connection equivalents based on the most restrictive criteria for production, treatment, storage, or pumping.

(B) The report should be submitted in writing and should contain the following:

(i) a brief description of the overall utility system and service area;

(ii) an analysis of the plant capacity as defined in subparagraph (A) of this paragraph;

(iii) details on how the retail public utility will provide service to the remaining areas within the boundaries of its certificated area. This includes projections of cost and expected design and installation dates for additional facilities.

Item 4

(C) The executive director may waive or limit the reporting requirements if the retail public utility demonstrates that the projected growth of the area will not require the retail public utility to exceed 100% of its current capacity for the next five years.

(D) Any retail public utility required to file reports under this section of the rules, including those requesting waivers, shall file updated reports within 90 days after the retail public utility receives a copy of each subsequent commission field inspection report until the system demand is below 85% capacity.

Specifically, it is noted on this investigation that your wells have reached 90% of their capacity. This was based on 36 connections.

Compliance Documentation: Submit a planning report within 90 days to TCEQ, Water Supply Division, Public Drinking Water Section, Technical Review & Oversight, MC 159, P.O. Box 13087, Austin, TX 78711-3087; phone (512) 239-4691.

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Zak Covar, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*  
**May 12, 2015**

**RECEIVED**

**MAY 13 2015**

Mr. Scot Foltz, Environmental Compliance Manager  
Aqua Utilities, Inc.  
1106 Clayton Lane, Suite 400W  
Austin, TX 78723-2476

**TX ADMIN-AUSTIN**

Re: Comprehensive Compliance Investigation at:  
Rio Ancho Subdivision Water System, 209 Rio Ancho Blvd., Liberty Hill (Williamson  
County), Texas  
Regulated Entity No.106081631, TCEQ PWS ID No.0270141

Dear Mr. Foltz:

On April 21, 2015, Claudia A. Chaffin of the Texas Commission on Environmental Quality (TCEQ) Austin Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for public water supply. No violations are being alleged as a result of the investigation; however, please see the enclosed Additional Issues.

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, please feel free to contact Ms. Claudia A. Chaffin in the Austin Region Office at (512)339-2929.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Stewart".

Shawn Stewart  
Water Program Work Leader  
Austin Region Office  
Texas Commission on Environmental Quality

SS/cac

Enclosure: Summary of Investigation Findings

## Summary of Investigation Findings

RIO ANCHO SUBDIVISION

Investigation #

1242050

Investigation Date: 04/21/2014

, BURNET COUNTY,

Additional ID(s): 0270141

No Violations Associated to this Investigation

### ADDITIONAL ISSUES

Description	Additional Comments
Item 2	The chlorine distribution sampling records were not available at the time of the investigation. The records were submitted via electronic mail on the day of the investigation.
Item 3	The plant operations manual was not available at the time of the investigation. The manual was sent via electronic mail on the day of the investigation.

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niermann, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*

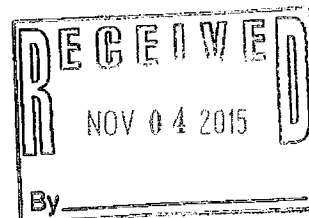


*Mike*

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

October 30, 2015



Mr. Scot Foltz, Environmental Compliance Manager  
Aqua Utilities, Incorporated  
1106 Clayton Lane Ste 400W  
Austin, TX

Re: Notice of Compliance with Notice of Violation (NOV) dated *July 22, 2015*:  
Rio Ancho Subdivision Public Water System  
Off County Road 322, Liberty Hill, (Burnet County), Texas  
RN106081631, TCEQ Additional ID: 0270141, Investigation No. 1287970

Dear Mr. Foltz:

This letter is to inform you that the Texas Commission on Environmental Quality (TCEQ) Austin Regional Office has received adequate compliance documentation on October 2, 2015 to resolve the alleged violations documented during the investigation of the above-referenced regulated entity conducted on June 30, 2015. Based on the information submitted, no further action is required concerning this investigation.

The Texas Commission on Environmental Quality 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, please feel free to contact Ms. Lauren Parrish at the Austin Regional Office at 512-339-2929.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Stewart".

Shawn Stewart  
Water Section Work Leader  
Austin Regional Office

SS/lnp

## Summary of Investigation Findings

RIO ANCHO SUBDIVISION

Investigation #

1287970

Investigation Date: 10/26/2015

, BURNET COUNTY,

Additional ID(s): 0270141

### ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 576272

30 TAC Chapter 290.45(b)(1)(C)(i)

**Alleged Violation:**

Investigation: 1261482

Comment Date: 07/17/2015

Failure to provide a well capacity of 0.6 gallons per minute per connection.

Investigation: 1287970

Comment Date: 10/26/2015

Failure to provide a well capacity of 0.6 gallons per minute per connection.

**Resolution:** On October 2, 2015, compliance documentation was submitted to the TCEQ Austin Region Office, resloving the alleged violations. See attachments 1, 2, and 3.

Track No: 576274

30 TAC Chapter 290.42(a)(1)

30 TAC Chapter 290.45(a)(2)

30 TAC Chapter 290.45(a)(3)

**Alleged Violation:**

Investigation: 1261482

Comment Date: 07/21/2015

Failure to provide sufficient plant capacity to accommodate the maximum daily demand of the system. The total capacity of a public water supply's production and treatment facilities must always be greater than its anticipated maximum daily demand. During the week of May 5, 2014 the maximum daily demand was 62,000 gallons per day. Immediate plans should be initiated to increase the capacity of the water treatment facilities.

Investigation: 1287970

Comment Date: 10/26/2015

Failure to provide sufficient plant capacity to accommodate the maximum daily demand of the system. The total capacity of a public water supply's production and treatment facilities must always be greater than its anticipated maximum daily demand. During the week of May 5, 2014 the maximum daily demand was 62,000 gallons per day. Immediate plans should be initiated to increase the capacity of the water treatment facilities.

**Resolution:** On October 2, 2015, compliance documentation was submitted to the TCEQ Austin Region Office, resloving the alleged violations. See attachments 1, 2, and 3.

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

July 22, 2015

**CERTIFIED MAIL 91 7199 9991 7033 2863 2983**  
**RETURN RECEIPT REQUESTED**

TXADMIN-AUSTIN

Mr. Scot Foltz, Environmental Compliance Manager  
Aqua Utilities Incorporated  
1106 Clayton Lane Ste 400W  
Austin, TX 78723-2476

JUL 27 2015

RECEIVED

Re: Notice of Violation for Complaint Investigation at:  
Aqua Utilities Incorporated  
Rio Ancho Subdivision Public Water System  
Off County Road 322, Liberty Hill, Burnet County  
RN106081631, TCEQ Public Water System ID No.:0270141, Investigation No.: 1261482

Dear Mr. Foltz,

On June 30, 2015, Ms. Lauren Parrish of the Texas Commission on Environmental Quality (TCEQ) Austin Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for public water supply. Enclosed is a summary which lists the investigation findings. Certain outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by October 20, 2015 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations. Additionally, please see the enclosed Additional Issue.

In the listing of the alleged violations, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.state.tx.us> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the Austin Region Office at (512)-339-2929 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ 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. 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 the Austin Region Office within 10 days from the date of this letter. At that time, I 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

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printed on recycled paper

Mr. Scot Foltz  
Page 2  
July 22, 2015

to adhere to the compliance schedule included in the enclosed Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

If you or members of your staff have any questions, please feel free to contact Ms. Parrish in the Austin Region Office at (512)-339-2929.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Stewart", with a stylized flourish at the end.

Shawn Stewart,  
Water Section Work Leader  
Austin Region Office  
Texas Commission on Environmental Quality

SS/ lnp

Enclosure: Summary of Investigation Findings

## Summary of Investigation Findings

RIO ANCHO SUBDIVISION

Investigation #  
1261482  
Investigation Date: 06/30/2015

, BURNET COUNTY,

Additional ID(s): 0270141

### OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 576272 Compliance Due Date: 10/20/2015  
30 TAC Chapter 290.45(b)(1)(C)(i)

**Alleged Violation:**

Investigation: 1261482

Comment Date: 07/17/2015

Failure to provide a well capacity of 0.6 gallons per minute per connection.

**Recommended Corrective Action:** To achieve compliance, Aqua Utilities, Incorporated shall ensure that it meets TCEQ's minimum capacity requirements for water supply and provide a well capacity of 0.6 gallons per minute per connection. Plans and specifications shall be submitted to the TCEQ Plan and Technical Review Section for review and approval. The regulated entity shall send documentation indicating compliance with this requirement to the TCEQ Austin Region (11) Office by the compliance due date.

Track No: 576274 Compliance Due Date: 10/20/2015  
30 TAC Chapter 290.42(a)(1)  
30 TAC Chapter 290.45(a)(2)  
30 TAC Chapter 290.45(a)(3)

**Alleged Violation:**

Investigation: 1261482

Comment Date: 07/21/2015

Failure to provide sufficient plant capacity to accommodate the maximum daily demand of the system. The total capacity of a public water supply's production and treatment facilities must always be greater than its anticipated maximum daily demand. During the week of May 5, 2014 the maximum daily demand was 62,000 gallons per day. Immediate plans should be initiated to increase the capacity of the water treatment facilities.

**Recommended Corrective Action:** To achieve compliance, Aqua Utilities, Incorporated shall ensure that it meets TCEQ's capacity requirements for maximum daily demand. Plans and specifications shall be submitted to the TCEQ Plan and Technical Review Section for review and approval. The regulated entity shall send documentation indicating compliance with this requirement to the TCEQ Austin Region (11) Office by the compliance due date.

### ADDITIONAL ISSUES

Description

Additional Comments

Item 3

Per 291.93(3), a retail public utility that possesses a certificate of public convenience and necessity that has reached 85% of its capacity as compared to the most restrictive criteria of the commission's minimum capacity requirements in Chapter 290 of this title shall submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certificated area. A report is not required if the source of supply available to the utility service provider is reduced to below the 85% level due to a court or agency conservation order unless that order is expected to extend for more than 18 months from the date it is entered in which case a report shall be required. The report should be submitted no later than 90 days after the date of the Commission letter detailing the results of the inspection.

Mike

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niermann, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

January 15, 2016

RECEIVED

JAN 21 2016

X ADMIN-AUSTIN

Mr. Scot Foltz, Environmental Compliance Manager  
Aqua Utilities, Inc.  
1106 Clayton Lane, Suite 400W  
Austin, Texas 78723

Re: Comprehensive Compliance Investigation of:  
Rivercrest Water System Public Water System  
Travis County, Texas  
PWS ID No.: 2270041; TCEQ Regulated Entity No.: RN101992311  
Investigation No.: 1294822

Dear Mr. Foltz:

On November 18, 2015, Mr. Brad Monk of the Texas Commission on Environmental Quality (TCEQ) Austin Regional Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for public water systems. No violations are being alleged as a result of the investigation; however, please see the enclosed additional issues.

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. Monk in the Austin Regional Office at (512) 339-2929.

Sincerely,

A handwritten signature in black ink, appearing to read "Shawn Stewart".

Shawn Stewart  
Water Section Work Leader  
Austin Regional Office

SS/bm

Enclosure: Summary of Investigation Findings

cc: Mr. Michael Merka, Field Supervisor, Aqua Texas, Inc.

## Summary of Investigation Findings

RIVERCREST WS

Investigation #

1294822

Investigation Date: 11/18/2015

, TRAVIS COUNTY,

Additional ID(s): 2270041

No Violations Associated to this Investigation

### ADDITIONAL ISSUES

#### Description

Item 1

#### Additional Comments

The investigator noted the PWS did not have a wholesale contract to supply water to the St. Stephen's Episcopal School PWS. St. Stephen's PWS is regarded as a retail customer by Rivercrest PWS. PWS regulatory requirements for water wholesalers do not state a contract is required for wholesalers; however, St. Stephen's PWS is required to have a purchase water contract. The Rivercrest PWS should consider working with St. Stephen's PWS to create an approved document which will allow the St. Stephen's PWS to achieve compliance with contract requirements.

Item 2

The investigator noted that Rivercrest PWS serves an apartment complex and the St. Stephen's School PWS, both reported by the PWS as retail connections. Based on Aqua Texas information emailed to the investigator on December 21, 2015, regarding Rivercrest PWS commercial connections, the water system is counting only six service connections for the apartment complex, and only one service connection for St. Stephen's PWS.

Per the regulatory definition of a connection [30 TAC 290.38(15)], "... the number of service connections in an apartment complex would be equal to the number of individual apartment units." The apartment complex is reported to have 175 units. Additionally, Rivercrest is considering St. Stephen's PWS to be a retail customer; therefore, the school's connection count of 41 connections will be included in the Rivercrest connection count. Based on the available information, the investigator determined the Rivercrest PWS to currently have approximately 520 service connections. The PWS shall update the water system connection count, and use the revised connection count to properly operate and monitor the PWS in compliance with regulatory requirements.

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niermann, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

March 4, 2016

**CERTIFIED MAIL NO.: 91 7199 9991 7036 0233 0116**  
**RETURN RECEIPT REQUESTED**

RECEIVED

Mr. Scot Foltz, Compliance Manager  
Aqua Utilities, Inc.  
1106 Clayton Ln, Ste 400W  
Austin, TX 78723-2476

TX ADMIN-AUSTIN

Re: Notice of Violation for Comprehensive Compliance Investigation at:  
Royal Oaks Water System; Located behind 110 Royal Oaks Rd., Kerrville, Kerr County,  
Texas  
Regulated Entity No.: RN101257699, TCEQ PWS ID No.: 1330013, Investigation No.  
1299755

Dear Mr. Foltz:

On December 10, 2015, Mrs. Agnieszka Hobson of the Texas Commission on Environmental Quality (TCEQ) San Antonio Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for a public water supply. 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 May 9, 2016 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations.

In the listing of the alleged violations, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.state.tx.us> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the San Antonio Region Office at 210-490-3096 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ 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. 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 the San Antonio Region Office within 10 days from the date of this letter. At that time, Water Section Manager, Mrs.

Mr. Scot Foltz  
March 4, 2016  
Page 2

Lynn Bumguardner 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 enclosed Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

If you or members of your staff have any questions, please feel free to contact Mrs. Hobson in the San Antonio Region Office at 210-403-4075.

Sincerely,



Joy Thurston-Cook, Water Section Team Leader  
San Antonio Region Office  
Texas Commission on Environmental Quality

JTC/AMH/eg

Enclosure: Summary of Investigation Findings

## Summary of Investigation Findings

ROYAL OAKS WATER SYSTEM

110 ROYAL OAKS RD  
KERRVILLE, KERR COUNTY, TX 78028

Additional ID(s): 1330013

Investigation #

1299755  
Investigation Date: 12/10/2015

### OUTSTANDING ALLEGED VIOLATION(S) ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 594555 Compliance Due Date: 05/09/2016

30 TAC Chapter 290.38(39)

30 TAC Chapter 290.41(c)(3)(O)

**Alleged Violation:**

Investigation: 1299755

Comment Date: 02/03/2016

Failure to provide an intruder resistant fence.

At the time of the investigation, the fence at Well #1 plant location did not meet the height requirement and the three strands of barbed wire were collapsed in several locations.

30 TAC 290.41(c)(3)(O) - All completed well units shall be protected by intruder-resistant fences, the gates of which are provided with locks or shall be enclosed in locked, ventilated well houses to exclude possible contamination or damage to the facilities by trespassers. The gates or wellhouses shall be locked during periods of darkness and when the plant is unattended.

30 TAC 290.38(39) Intruder-resistant fence--A fence six feet or greater in height, constructed of wood, concrete, masonry, or metal with three strands of barbed wire extending outward from the top of the fence at a 45 degree angle with the smooth side of the fence on the outside wall. In lieu of the barbed wire, the fence must be eight feet in height. The fence must be in good repair and close enough to surface grade to prevent intruder passage.

**Recommended Corrective Action:** Provide an intruder resistant fence which is six feet in height and has three strands of barbed wire angled outward at a 45 degree angle or a fence which is at least eight feet in height. To document compliance, provide a description of repairs/work completed along with supporting photographs, invoices and or work orders to this office by the compliance due date.

Track No: 594563 Compliance Due Date: 05/09/2016

30 TAC Chapter 290.46(m)

**Alleged Violation:**

Investigation: 1299755

Comment Date: 02/03/2016

Failure to adequately maintain the facility.

Specifically, at Well #1 plant location, large tree limbs and vegetation were growing over the fence and the roof of the ground storage tank.

30 TAC 290.46(m) - The maintenance and housekeeping practices used by a public water system shall ensure the good working condition and general appearance of the system's facilities and equipment. The grounds and facilities shall be maintained in a manner so as to minimize the possibility of the harboring of rodents, insects, and other disease vectors, and in such a way as to prevent other conditions that might cause the contamination of the water.

**Recommended Corrective Action:** Complete the necessary repairs/maintenance. To document compliance, submit photographs, invoices and/or completed work orders to this office by the compliance due date.

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Track No: 594574      Compliance Due Date: 05/09/2016  
30 TAC Chapter 290.41(c)(3)(P)

**Alleged Violation:**

Investigation: 1299755

Comment Date: 02/03/2016

Failure to provide an all-weather access road.

At the time of the investigation, an all-weather access road was not provided to Well #2 site.

30 TAC 290.41(c)(3)(P) - An all-weather access road shall be provided to each well site.

**Recommended Corrective Action:** Provide an all-weather access road. To document compliance, provide a description of repairs/work completed along with supporting photographs, invoices and or work orders to this office by the compliance due date.

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Track No: 594577      Compliance Due Date: 05/09/2016  
30 TAC Chapter 290.45(b)(1)(B)(iv)

**Alleged Violation:**

Investigation: 1299755

Comment Date: 02/03/2016

Failure to provide adequate pressure tank capacity.

At the time of the investigation, the water system was providing 660 gallons of pressure tank capacity or 16.5 gallons/connection. The water system is required to provide at least 20 gallons/connection and with 40 connections, 800 gallons of storage tank capacity should be provided. The water system is currently 18% deficient for storage tank capacity.

30 TAC 290.45(b)(1)(B)(iv) – For fewer than 50 connections with ground storage, the system must provide a pressure tank capacity of 20 gallons per connection.

**Recommended Corrective Action:** Provide additional pressure tank capacity to meet the 20 gallon/connection requirement or acquire an alternate capacity requirement.

The addition of storage facilities or any significant changes to the water system facilities requires submittal and approval of engineering plans by the TCEQ Utilities Technical Review Team (Phone No.-(512)-239-4691). All submittals shall be mailed to:

TCEQ  
Utilities Technical Review Team, MC 159  
PO BOX 13087  
Austin, Texas 78711-3087

Alternate capacity requirement requests must be submitted to the TCEQ Technical Review and Oversight Team (Phone No.-(512)-239-4691) for review and approval. All requests must be submitted to:

TCEQ  
Technical Review and Oversight Team, MC 159  
PO BOX 13087  
Austin, Texas 78711-3087

To document compliance, submit documentation indicating that additional capacity is being provided or that an alternate capacity requirement has been approved to this office by the compliance due date.

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Track No: 594584      Compliance Due Date: 05/09/2016  
30 TAC Chapter 290.42(l)

**Alleged Violation:**

Investigation: 1299755

Comment Date: 02/03/2016

Failure to provide a plant operations manual.

At the time of the investigation, the system was not able to provide a plant operations manual for review.

30 TAC 290.42(l) - Plant operations manual. A thorough plant operations manual must be compiled and kept up-to-date for operator review and reference. This manual should be of sufficient detail to provide the operator with routine maintenance and repair procedures, with protocols to be utilized in the event of a natural or man-made catastrophe, as well as provide telephone numbers of water system personnel, system officials, and local/state/federal agencies to be contacted in the event of an emergency.

**Recommended Corrective Action:** Prepare a plant operations manual in accordance with 30 TAC 290.42(l). To document compliance, submit a copy of the plant operations manual to this office by the compliance due date.

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Track No: 594586      Compliance Due Date: 05/09/2016

30 TAC Chapter 290.46(n)(2)

**Alleged Violation:**

Investigation: 1299755

Comment Date: 02/03/2016

Failure to have an accurate and up-to-date map of the distribution system.

At the time of the investigation, a map of the distribution system was not available for review.

30 TAC 290.46(n)(2) – An accurate and up-to-date map of the distribution system shall be available so that valves and mains can be easily located during emergencies

**Recommended Corrective Action:** Obtain an up-to-date map of the distribution system, so that the valves and mains can be easily located during emergencies. To document compliance, submit a copy of the map to this office by the compliance due date.

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Track No: 594604      Compliance Due Date: 05/09/2016

30 TAC Chapter 290.46(n)(1)

30 TAC Chapter 290.46(n)(3)

**Alleged Violation:**

Investigation: 1299755

Comment Date: 02/04/2016

Failure to provide as-built plans or record drawings and specifications and well completion data for the public water supply.

At the time of the investigation, no as-built plans or record drawings and specifications for the production, treatment, storage and pressure maintenance facilities, and well completion data were provided.

30 TAC 290.46(n)(1)-- Accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank shall be maintained at the public water system until the facility is decommissioned. As-built plans of individual projects may be used to fulfill this requirement if the plans are maintained in an organized manner.

30 TAC 290.46(n)(3)-- Copies of well completion data such as well material setting data, geological log, sealing information (pressure cementing and surface protection), disinfection information, microbiological sample results, and a chemical analysis report of a representative sample of water from the well shall be kept on file for as long as the well remains in service.

**Recommended Corrective Action:** Provide by the compliance due date, copies of as-built plans or record drawings and specifications for the production, treatment, storage and pressure maintenance facilities, and well completion data.

**ADDITIONAL ISSUES****Description**  
Item 8**Additional Comments**

Please be advised per the 30 Texas Administrative Code (TAC) 344.51(d), irrigation systems installed on properties served by an On site septic facility (OSSF) are deemed conduits to the known health hazard of the OSSF and are required to have reduced pressure principle backflow prevention assemble (RPBAs) installed to protect against this health hazard, these devices must be tested annually. If the system was installed prior to 2009, then the existing backflow prevention method is allowed but, it must meet the annual testing requirement. Please begin implementing this requirement in your cross connection control program in order to meet the requirements of 30 TAC 290.44(h)(1). For questions regarding irrigation systems, please contact the Landscape Irrigation Program, at (512) 239 5296. For questions regarding your Cross Connection Control Program, please contact the TCEQ Cross Connection Control Program at 512 239 4691. You may also e mail your question or comment to [pdws@tceq.texas.gov](mailto:pdws@tceq.texas.gov).

Bryan W. Shaw, Ph.D., P.E., *Chairman*  
Toby Baker, *Commissioner*  
Jon Niemann, *Commissioner*  
Richard A. Hyde, P.E., *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

March 4, 2016

**CERTIFIED MAIL NO.: 91 7199 9991 7036 0233 0093**  
**RETURN RECEIPT REQUESTED**

RECEIVED

Mr. Scot Foltz, Compliance Manager  
Aqua Utilities, Inc.  
1106 Clayton Ln, Ste 400W  
Austin, TX 78723-2476

TX ADMIN-AUSTIN

Re: Notice of Violation for Comprehensive Compliance Investigation at:  
Real Oaks Subdivision; Located 5 miles south of Kerrville on Highway 16, Kerr County,  
Texas  
Regulated Entity No.: RN102690401, TCEQ PWS ID No.: 1330139, Investigation No.  
1299757

Dear Mr. Foltz:

On December 10, 2015, Mrs. Agnieszka Hobson of the Texas Commission on Environmental Quality (TCEQ) San Antonio Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for a public water supply. 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 May 9, 2016 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations.

In the listing of the alleged violations, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.state.tx.us> for your reference. If you would like a hard copy of this brochure mailed to you, you may call and request one from either the San Antonio Region Office at 210-490-3096 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ 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. 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 the San Antonio Region Office within 10 days from the date of this letter. At that time, Water Section Manager, Mrs. Lynn Bumgardner will schedule a violation review meeting to be conducted within 21 days

Mr. Scot Foltz  
March 4, 2016  
Page 2

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If you or members of your staff have any questions, please feel free to contact Mrs. Hobson in the San Antonio Region Office at 210-403-4075.

Sincerely,

Joy Thurston-Cook, Water Section Team Leader  
San Antonio Region Office  
Texas Commission on Environmental Quality

JTC/AMH/eg

Enclosure: Summary of Investigation Findings

Mr. Scot Foltz  
March 4, 2016  
Page 3