

Summary of Investigation Findings

BRENTWOOD MANOR SUBDIVISION WWTP

Investigation # 796893

306 DOVER ST

Investigation Date: 03/30/2010

VICTORIA, VICTORIA COUNTY, TX 77905

Additional ID(s): WQ0010742001
TX0024601

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

Track No: 395347 Compliance Due Date: 06/18/2010

30 TAC Chapter 305.125(1)

PERMIT TPDES Permit No. WQ0010742-001

Other Requirements (5) the permittee shall comply with the requirements of 30 TAC 309.13 (e). In addition within 30 days of permit issuance, the permittee must submit and receive approval of a specific plan for the equipment to mitigate odors associated with the applicable treatment units, to the executive director in care of the TCEQ Wastewater Permitting Section (MC 148), WQ Division

Alleged Violation:

Investigation 796893

Comment Date 5/11/2010

Failure to submit and receive approval within thirty (30) days of permit issuance, a specific plan for the equipment to mitigate odors associated with the applicable treatment units, to the Executive Director of the TCEQ

Recommended Corrective Action: Documentation must be submitted for the unresolved violation, demonstrating that compliance has been achieved. The corrective action plan must be submitted and approved by the TCEQ Wastewater Permitting Section (MC 148), Water Quality Division as required by the current permit.

ALLEGED VIOLATION(S) NOTED AND RESOLVED ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 395344

30 TAC Chapter 305.125(1)

PERMIT TPDES Permit No. WQ0010742-001

Effluent Limitations and Monitoring Requirements (1) Discharge Limitations for E. coli bacteria of 394 CFU/100 ml, page 2

Alleged Violation:

Investigation 796893

Comment Date: 5/11/2010

Failure to maintain compliance with permitted effluent limit for E. coli bacteria single grab limit (394 CFU/100 ml). During the file record review, it was noted that E. coli bacteria single grab limit was exceeded on December 9, 2009 (2,420 CFU/100 ml).

Resolution: On December 16, 2009, another grab samples was collected and analyzed. The sample results from this sampled indicated compliance (< 10 CFU/100 ml). This alleged violation is resolved

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

August 26, 2009

CERTIFIED MAIL No.: 91 7108 2133 3936 7408 6177
RETURN RECEIPT REQUESTED

Mr. Steve Blackhurst, Environmental Compliance Manager
Aqua Texas, Inc.
1106 Clayton Lane Suite 400 W
Austin, Texas 78723

Re: Comprehensive Compliance Investigation at:
Eagle Creek Water Treatment Facility located 8.5 miles northwest of the City of Floresville on
U.S. Highway 181, and 600 feet east-southeast of the intersection of Windmill Drive and Eagle
Creek Ranch Boulevard in Wilson County, Texas. TCEQ TPDES Permit No. WQ0014626001
and EPA ID No.: TX0128007. Regulated Entity Number 104266341, Investigation Number
762604

Dear Mr. Blackhurst:

On July 17, 2009, Chris Dziuk of the Texas Commission on Environmental Quality (TCEQ) San Antonio 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 this investigation one outstanding alleged violation was identified for which compliance documentation is required. Please submit to this office a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation. Three Additional Issues were also noted during the investigation which your representatives should be aware of.

In the listing of alleged violations, we have cited applicable requirements, including TCEQ rules. If you would like to obtain a copy of the applicable TCEQ rules, you may contact any of the sources listed in the enclosed brochure entitled "Obtaining TCEQ Rules." Copies of applicable federal regulations may be obtained by calling Environmental Protection Agency's Publications at (800) 490-9198.

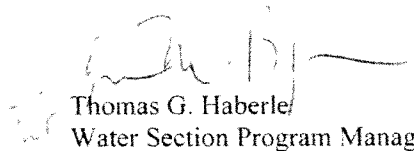
The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. Self-reported violations may be subject to enforcement, including penalties, upon review by the Enforcement Division. 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 San Antonio Region Office within 10 days from the date of this letter. At that time, Mr. Thomas Haberle will schedule a violation review meeting to be conducted. However, please be advised that if you decide to participate in the violation review process, the TCEQ may still require you to adhere

Mr. Steve Blackhurst
August 26, 2009
Page 2

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.

If you or members of your staff have any questions, please feel free to contact Mr. Chris Dziuk in the San Antonio Region Office at (210) 403-4027.

Sincerely,


Thomas G. Haberle
Water Section Program Manager
San Antonio Region Office

TGH/CD/eg

Enclosures: Summary of Investigation Findings
 Obtaining TCEQ Rules

Summary of Investigation Findings

EAGLE CREEK RANCH WATER PLANT

Investigation # 762604

Investigation Date: 07/17/2009

WILSON COUNTY,

Additional ID(s): WQ0014626001
TX0128007

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

Track No: 372794

Compliance Due Date: To Be Determined

30 TAC Chapter 305.125(1)

PERMIT WQ0014626001, Effluent Limitations and Monitoring Req.

Failure of the permittee to maintain compliance with applicable permit limits for Total Suspended Solids (TSS) Daily Average mg/l during the month of January 2009

Alleged Violation:

Investigation 762604

Comment Date 08/06/2009

Failure of the permittee to maintain compliance with applicable permit limits for Total Suspended Solids (TSS) Daily Average mg/l during the month of January 2009

Recommended Corrective Action: Submit immediately to the Region Office a description of the corrective action that has been taken or is underway to become compliant with the permit limit

ADDITIONAL ISSUES

Description

Is the correct name on the permit? If no, has a name change or permit transfer request been submitted? (If no, list the correct name)

Additional Comments

The name on the wastewater permit is Aqua Utilities, Inc. however, it was unclear if the permit should be listed under Aqua Texas, Inc. or Aqua Utilities, Inc. as listed on the permit. The permit is set to expire in March 1, 2010 and it is requested that the permittee provide documentation to the San Antonio Regional Office stating if a name change and address change to the permit is necessary.

Are samples collected at the location(s) specified in the permit?

Samples for pH are being collected out of the distribution lines. The permit states that the effluent monitoring samples shall be collected after the final treatment unit. The facility representative stated that pH samples will now be collected after the filter backwash.

ITEM

The investigator noted during the review of self-reported documentation that the Daily Average flow was being reported by calculating the flow for the month divided by the total days in the month. The Daily Average flow should be calculated based on the total flow for the month divided by the days of discharge.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

April 23, 2010

Mr. Steve Blackhurst, Environmental Compliance Manager
Aqua Texas, Inc.
1106 Clayton Lane Suite 400 W
Austin, Texas 78723

RECEIVED
APR 23 2010

Re Notice of Compliance with Notice of Violation (NOV) dated August 26, 2009
Eagle Creek Water Treatment Facility located 8.5 miles northwest of the City of Floresville on
U.S. Highway 181, and 600 feet east-southeast of the intersection of Windmill Drive and Eagle
Creek Ranch Boulevard in Wilson County, Texas
RN104266341, TCEQ IPDES Permit No. WQ0014626001 and EPA ID No: TX0128007,
Investigation No., 795539

Dear Mr. Blackhurst,

This letter is to inform you that Texas Commission on Environmental Quality (TCEQ) San Antonio
Region Office has received adequate compliance documentation on November 19, 2009 to resolve the
alleged violation documented during the investigation of the above-referenced regulated entity conducted
on July 17, 2009. 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 Chris Dziuk at the San Antonio Region Office at (210) 403-
4027.

Sincerely,



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

JTC/CD/eg

PRC 02007

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

December 10, 2015

RECEIVED

DEC 14 2015

TX ADMIN-AUSTIN

Mr. Scot Foltz, Environmental Compliance Manager
Aqua Texas, Inc.
1106 Clayton Ln., Ste 400W
Austin, TX 78723

Re: Notice of Compliance with Notice of Violation (NOV) dated May 29, 2015
Goforth Wastewater Treatment Plant,
5271 Goforth Rd., Kyle, Hays County
Regulated Entity No.: RN101513729, TCEQ Additional ID No.: WQ0013293001,
Investigation No. 1245661

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 November 19, 2015 to resolve the alleged violation documented during the investigation of the above-referenced regulated entity conducted on March 31 and April 01, 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. Patricia Phillips 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/pjp

cc: Mr. Abel Bautista, Aqua Texas, Inc., 2211 Louetta Rd., Spring, TX 77388 (Include Enclosure)
Mr. Robert "Brian" Robinson, Field Supervisor, Wimberley Area, Aqua Texas, Inc., 2611 FM 2325, Wimberley, TX 78676 (Include Enclosure)

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

GOFORTH WWTP

5271 GOFORTH RD

KYLE, HAYS COUNTY, TX 78640

Additional ID(s): WQ0013293001
TX0100684

Investigation #

1295845

Investigation Date: 12/04/2015

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 571234

30 TAC Chapter 305.125(1)

PERMIT WQ0013293001, Effluent Limit

pg. 2 of permit

Alleged Violation:

Investigation: 1245661

Comment Date: 05/22/2015

Failed to maintain compliance with the permitted effluent limit for E. Coli. Specifically, the grab sample collected during the investigation was not compliant with the single grab limit of 126 MPN/100 mL for E. Coli. The lab analysis result for the E. Coli sample was 727 MPN/100 mL. The permittee was notified by email of the exceedance on 04/16/2015. The lab analysis and emailed notification of the exceedance are attached to this report.

Investigation: 1275174

Comment Date: 10/27/2015

A follow-up investigation was conducted on 08/27/2015 to determine the compliance status of this alleged violation. On 07/02/2015, TCEQ Region 11 received a response from the permit holder which indicated that a vertical pipe would be installed with a line inside the pipe that dispenses chlorine into the water as it flows into the chlorine contact chamber from the clarifier to maximize the contact with the chlorine. However, there has been no indication of whether this action was done or not. Since no documentation has been received to demonstrate that compliance has been achieved, the RE has been issued a Compliance Documentation Deficiency letter. Please submit to the Region 11 office a written description of corrective action taken and any documentation supporting such actions by 11/13/2015.

Investigation: 1295845

Comment Date: 12/04/2015

A follow-up investigation was conducted on 12/04/2015 to determine the compliance status of this alleged violation.

Recommended Corrective Action: Compliance with the permitted effluent limits must be maintained. Submit documentation describing the action taken to prevent the recurrence of E. Coli violations by the compliance due date.

Resolution: The documentation submitted on 11/19/2015 stated that a vertical pipe has been installed with a line inside the pipe that dispenses chlorine into the water as it flows into the chlorine contact chamber from the clarifier to maximize the contact with the chlorine. The RE provided a photograph of the installed pipe and an invoice showing purchase and installation charges (see Attachment). The actions are sufficient to resolve the violation.

Buice

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

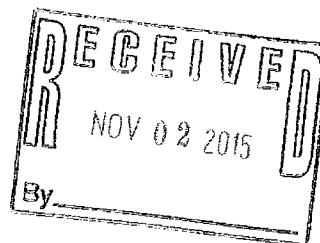


TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 29, 2015

CERTIFIED MAIL 91 7199 9991 7033 2858 9423
RETURN RECEIPT REQUESTED



Mr. Scot Foltz, Environmental Compliance Manager
Aqua Texas, Inc.
1106 Clayton Ln., Ste 400W
Austin, TX 78723

Re: Additional Compliance Documentation Needed for:
Notice of Violation for Compliance Evaluation Investigation at:
Goforth Wastewater Treatment Plant, 5271 Goforth Rd., Kyle, Hays County, Texas
Regulated Entity No.: RN101513729, TCEQ ID No.: WQ0013293001, EPA ID No.:
TX0100684

Dear Mr. Foltz;

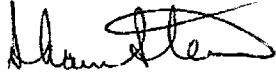
The Texas Commission on Environmental Quality (TCEQ) Austin Region Office has received the compliance documentation that you submitted on July 02, 2015, for the alleged violations noted during the investigation of the above-referenced facility conducted on March 31, 2015. The compliance documentation contained in your response indicated that a vertical pipe would be installed with a line inside the pipe that dispenses chlorine into the water as it flows into the chlorine contact chamber from the clarifier to maximize the contact with the chlorine. There was no indication that this action had been taken or that it resolved the noncompliance issue. Therefore, information is still needed for the alleged violation listed in the enclosed summary. Please submit to our office by November 13, 2015, a written description of corrective action taken and the required compliance documentation demonstrating that the alleged violation has been resolved.

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.

Mr. Scot Foltz
Page 2
October 29, 2015

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

Sincerely,



Shawn Stewart
Water Section Work Leader
Austin Region Office

SS/pjp

cc: Mr. Abel Bautista, Aqua Texas, Inc., 2211 Louetta Rd., Spring, TX 77388 (Include Enclosure)
Mr. Robert "Brian" Robinson, Field Supervisor, Wimberley Area, Aqua Texas, Inc., 2611 FM 2325, Wimberley, TX 78676 (Include Enclosure)

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

GOFORTH WWTP

5271 GOFORTH RD

KYLE, HAYS COUNTY, TX 78640

Additional ID(s): WQ0013293001
TX0100684

Investigation #

1275174
Investigation Date: 10/27/2015

OUTSTANDING ALLEGED VIOLATION(S)

Track No: 571234 Compliance Due Date: 11/13/2015

30 TAC Chapter 305.125(1)

PERMIT WQ0013293001, Effluent Limit

pg. 2 of permit

Alleged Violation:

Investigation: 1245661

Comment Date: 05/22/2015

Failed to maintain compliance with the permitted effluent limit for E. Coli. Specifically, the grab sample collected during the investigation was not compliant with the single grab limit of 126 MPN/100 mL for E. Coli. The lab analysis result for the E. Coli sample was 727 MPN/100 mL. The permittee was notified by email of the exceedance on 04/16/2015. The lab analysis and emailed notification of the exceedance are attached to this report.

Investigation: 1275174

Comment Date: 10/27/2015

A follow-up investigation was conducted on 08/27/2015 to determine the compliance status of this alleged violation. On 07/02/2015, TCEQ Region 11 received a response from the permit holder which indicated that a vertical pipe would be installed with a line inside the pipe that dispenses chlorine into the water as it flows into the chlorine contact chamber from the clarifier to maximize the contact with the chlorine. However, there has been no indication of whether this action was done or not. Since no documentation has been received to demonstrate that compliance has been achieved, the RE has been issued a Compliance Documentation Deficiency letter. Please submit to the Region 11 office a written description of corrective action taken and any documentation supporting such actions by 11/13/2015.

Recommended Corrective Action: Compliance with the permitted effluent limits must be maintained. Submit documentation describing the action taken to prevent the recurrence of E. Coli violations by the compliance due date.

Bryan W. Shaw, Ph.D., *Chairman*
Buddy Garcia, *Commissioner*
Carlos Rubinstein, *Commissioner*
Mark R. Vickery, P.G., *Executive Director*



COPY

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 19, 2010

Mr. Robert Laughman, President
Aqua Texas
2211 Louetta Rd.
Spring, TX 77388

RECEIVED
MAR 20 2010

BY:

Re: Notice of Compliance with Notice of Violation (NOV) dated *May 29, 2009*:
Goforth WWTP, located approximately four miles SE of the intersection IH 35 and FM 2001, and
five miles N of the intersection of SH 21 and FM 272, Hays County, Texas
RN101513729, TCEQ Additional ID WQ0013293-001, Investigation No. 740916 & 795861:

Dear Mr. Laughman:

This letter is to inform you that the Texas Commission on Environmental Quality (TCEQ) Austin Region Office has received adequate compliance documentation on July 21, 2009, and March 2, 2010, to resolve the alleged violations documented during the investigation of the above-referenced regulated entity conducted on April 7, 2009. 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 Michael Daniels at the Austin Region Office at (512) 339-2929.

Sincerely,

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

Carolyn Runyon
Water Section Manager
Austin Region Office

CDR/mjd

cc: Mr. Steve Blackhurst, Compliance Manager, 1106 Clayton Lane, Suite 400W, Austin, TX 78723
(include Summary of Investigation Findings)

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

GOFORTH WWTP

Investigation # 795861

, HAYS COUNTY,

Investigation Date: 03/15/2010

Additional ID(s): WQ0013293001
TX0100684

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 362252

30 TAC Chapter 305.125(1)

Alleged Violation:

Investigation: 740916

Comment Date: 5/27/2009

Failure to meet effluent limits There have been 29 self-reported permit effluent exceedances since the last comprehensive compliance investigation in July 2007. The following is a summary.

- (1) CBOD daily average limit of 10 mg/L was exceeded;
 - (a) 14 mg/L - April 2008
 - (b) 12.2 mg/L - October 2008
- (2) Ammonia daily average limits of 3 mg/L and 1.1 lbs/day and single grab limit of 15 mg/L was exceeded;
 - (c) 7.4 mg/L and 1.384 lbs/day and 15.3 mg/L - May 2008
 - (d) 14.9 mg/L and 2.47 lbs/day and 26.4 mg/L - July 2008
 - (e) 10.1 mg/L and 1.715 lbs/day and 20.1 mg/L - August 2008
 - (f) 24.9 mg/L and 5.57 lbs/day and 33.4 mg/L - September 2008
 - (g) 6.17 mg/L and 1.74 lbs/day and 15.9 mg/L - October 2008
- (3) Total Suspended Solids daily average of 15 mg/L and 5.3 lbs/day and single grab limit of 60 mg/L was exceeded;
 - (h) 31.75 mg/L and 5.72 lbs/day and 66 mg/L - September 2007
 - (i) 23.25 mg/L - October 2007
 - (j) 29.4 mg/L and 5.47 lbs/day - November 2007
 - (k) 26 mg/L - December 2007
 - (l) 44.7 mg/L and 10.96 lbs/day and 194 mg/L - January 2008
 - (m) 18.57 mg/L - September 2008
 - (n) 17.85 mg/L - December 2008.

On April 7, 2009, the grab sample for ammonia-nitrogen collected during the investigation, was 31.2 mg/L, which exceeded the single grab limit of 15 mg/L

Investigation: 795861

Comment Date: 3/15/2010

A follow-up investigation was conducted on March 15, 2010, to determine compliance status of this alleged violation.

Recommended Corrective Action: Corrective actions must be taken immediately to become compliant with the permit limit. Self-reported effluent violations may be subject to enforcement, including penalties, upon review by the Enforcement Division.

Resolution: Adequate compliance documentation was received on March 2, 2010, to resolve the violation. A new blower and RAS waste line was installed. Air diffusers throughout the plant were cleaned. Copies of three consecutive DMRs show that the effluent is compliant with the permit requirements.

Track No: 362290

30 TAC Chapter 305.125(1)

Alleged Violation:

Investigation: 740916

Comment Date 5/27/2009

Failure to provide noncompliance notification within 5 days of becoming aware of exceeding a permitted effluent limitation by more than 40%. Since the last compliance investigation in July 2007, an effluent limitation has been exceeded by more than 40% ten times, including September/October/November/December 2007 and January / May / July / August / September / October 2008. Written noncompliance notifications were sent to the Region Office for the January / August / September 2008 greater than 40% effluent limit exceedances.

Investigation: 795861

Comment Date 3/15/2010

A follow-up investigation was conducted on March 15, 2010 to determine compliance status of this alleged violation.

Recommended Corrective Action: Ensure that a written noncompliance notification is sent within five working days of becoming aware of the noncompliance when a permitted effluent limit is exceeded by greater than 40%. Send a written noncompliance notification by June 30, 2009, for exceeding the average daily limit for ammonia by greater than 40% for the months of October 2008 and March 2009.

Resolution: Adequate compliance documentation was received on July 21, 2009, to resolve the violation. Written Water Quality Noncompliance Notification forms were provided for exceeding permitted limits by more than 40% for October 2008 and March 2009.

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



Duke

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 7, 2015

CERTIFIED MAIL 7008 3230 0002 9593 3480
RETURN RECEIPT REQUESTED



Mr. Robert Laughman, President
Aqua Texas, Inc.
1106 Clayton Lane, Suite 400W
Austin, Texas 78723-2476

Re: Failure to Submit Compliance Documentation for:
Greenwood Village Wastewater Treatment Plant, 3010 Knowis Street, Houston (Harris County),
Texas
TCEQ ID No.: 11255-001, EPA ID: TX0032034

Dear Mr. Laughman:

By letter dated January 16, 2015, the Texas Commission on Environmental Quality (TCEQ) Houston Region Office requested that you submit information to us by February 17, 2015 verifying that the outstanding alleged violation referenced in the letter had been corrected. Enclosed for your information is a copy of the letter. As of this date, we have not received from you a written description of corrective actions taken and the required compliance documentation for the alleged violation. Please submit this information demonstrating that compliance has been achieved for the outstanding alleged violation by no later than November 6, 2015.

The Texas Commission on Environmental Quality appreciates your assistance in this matter and looks forward to receiving your response. 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. If you or members of your staff have any questions, please feel free to contact Mr. Dustin Roberts in the Houston Region Office at (713) 767-3631.

Sincerely,

A handwritten signature in black ink, appearing to read "Elizabeth Sears".

Elizabeth Sears
Team Leader
Water Quality Management
Region 12 Houston

EWS/DAR/ci

cc: Abel Bautista, Wastewater Compliance Coordinator, 2211 Louetta Road, Spring, Texas
77388-4706

Enclosure: Summary of Investigation Findings
Copy of previous NOV letter

Summary of Investigation Findings

GREENWOOD VILLAGE PLT

3010 KOWIS ST

HOUSTON, HARRIS COUNTY, TX 77093

Investigation #

1275568

Investigation Date: 08/31/2015

Additional ID(s): WQ0011255001
TX0032034

OUTSTANDING ALLEGED VIOLATION(S)

Track No: 558411 Compliance Due Date: 12/02/2014

30 TAC Chapter 319.7(c)

Alleged Violation:

Investigation: 1217785

Comment Date: 01/15/2015

Failed to maintain all monitoring records. Specifically, the certification for the reduced-pressure principal backflow prevention assembly (RPBA) was not available for review.

Investigation: 1275568

Comment Date: 08/31/2015

See violation.

Recommended Corrective Action: All records and information resulting from the required monitoring activities shall be retained for a minimum of three years. Submit a standard operating procedure for the maintenance of monitoring records. Also, submit a copy of the RPBA certification.

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



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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 16, 2015

CERTIFIED MAIL #7011 3500 0000 0287 5904
RETURN RECEIPT REQUESTED

Mr. Robert Laughman, President
Aqua Texas, Inc.
1106 Clayton Lane, Suite 400W
Austin, Texas 78723-2476

Re: Notice of Violation for the Compliance Evaluation Investigation at:
Greenwood Village Wastewater Treatment Plant, 3010 Knowis Street, Houston, (Harris County), Texas
TCEQ ID No.: 11255-001, EPA ID: TX0032034

Dear Mr. Laughman:

On November 18, 2014, Mr. Dustin Roberts, 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 water quality requirements. Enclosed is a summary which lists the investigation findings. During the investigation, one outstanding alleged violation was identified for which compliance documentation is required. Please submit to this office by February 17, 2015, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation. In addition, please see the Additional Issues.

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.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 Houston Region Office at (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. Self-reported violations may be subject to enforcement, including penalties, upon review by the Enforcement Division. We anticipate that you will resolve the alleged violation as required in order to protect the State's environment.

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 • How is our customer service? tceq.texas.gov/customersurvey

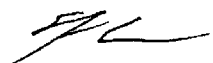
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Mr. Robert Laughman, President
February 16, 2015
Page 2

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, Ms. Elizabeth Sears, Water Quality 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 the contested violations.

If you or members of your staff have any questions, please feel free to contact Mr. Dustin Roberts, in the Houston Region Office at (713) 767-3631.

Sincerely,



Elizabeth Sears
Team Leader
Water Quality Management
Region 12 Houston

EWS/DAR/mar

Enclosure: Summary of Investigation Findings

Mike

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

August 13, 2015

CERTIFIED MAIL 91 7199 9991 7033 2858 9430
RETURN RECEIPT REQUESTED

RECEIVED

AUG 17 2015

Mr. Scot Foltz, Environmental Compliance Manager
Aqua Utilities
1106 Clayton Ln., Ste. 400
Austin, TX 78723

TX ADMIN-AUSTIN

Re: Notice of Violation for Compliance Evaluation Investigation at:
Lakeside Utility Wastewater Treatment Facility, located on Haynie Flat Rd., Travis
County, Texas
Regulated Entity No. RN101525715, TCEQ ID No. WQ0013477001

Dear Mr. Foltz;

On July 16, 2015, Ms. Patricia Phillips 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 wastewater treatment. Enclosed is a summary which lists the investigation findings. Based on the information you have provided, the TCEQ has adequate documentation to resolve the alleged violation. Therefore, no further action is required.

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.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. 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 Austin Region Office within 10 days from the date of this letter. At that time, Program Manager Ms. Carolyn Runyon 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.

Mr. Foltz
August 13, 2015
Page 2

If you or members of your staff have any questions, please feel free to contact Ms. Patricia Phillips 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

SS/pjp

cc: Mr. Abel Bautista, Wastewater Compliance Coordinator, Aqua Texas, Inc., 2211 Louetta Rd., Spring, TX 77388 (include Attachment)

Attachment: Summary of Investigation Findings

Summary of Investigation Findings

LAKESIDE UTIL

, TRAVIS COUNTY,

Additional ID(s): WQ0013477001

Investigation #
1266221
Investigation Date: 07/16/2015

ALLEGED VIOLATION(S) NOTED AND RESOLVED ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 470348

30 TAC Chapter 305.125(1)

PERMIT WQ0013477001, Special Provisions 5, 6, 12, and 14

Regarding Land Application of treated effluent

Alleged Violation:

Investigation: 1001707

Comment Date: 06/27/2012

Failure to demonstrate compliance with Special Provisions 5, 6, 12, and 14 of Permit.

Specifically, the permittee was asked to demonstrate compliance with:

#6 - the application rate of 2.36 acre-feet per year per acre

#12 - re-chlorination of effluent prior to irrigation

#5 - no irrigation during rainfall events and when ground is frozen/saturated

#14 - unauthorized personnel unable to operate spray fixtures

Demonstration of compliance was requested of the permittee on 06/06/2012. For #6 the permittee is required to have documentation available for inspection by TCEQ; for #12, the permittee is required to demonstrate that a trace chlorine residual is maintained at the point of irrigation application. Provision #5 can be demonstrated by any means that shows the permittee does not irrigate during rainfall events or when the ground is frozen/saturated. Provision #14 can be demonstrated with photos showing the spray fixtures are not accessible to unauthorized personnel.

On 06/13/2012, the permittee requested an extension to gather the information. An extension until 06/18/2012 was granted. On 06/18/2012, the permittee stated in an email that the information was not received from the golf course (where the effluent is applied on the land). As of the date of the Notice of Violation letter, no documentation or demonstration of compliance has been submitted for any of these 4 requirements.

Investigation: 1266221

Comment Date: 08/06/2015

The violation has been resolved within this comprehensive compliance investigation.

Recommended Corrective Action: Demonstrate compliance with all 4 provisions of permit by due date to TCEQ Region 11.

Resolution: The permittee forwarded information from the golf course showing: the calculations used to determine the application rate; re-chlorination occurs prior to irrigation; the practices and equipment used to ensure no irrigation occurs during rainfall events and when ground is frozen/saturated; and that the spray fixtures are operated using a remotely controlled system which can only be operated by authorized personnel with access to the locked receiver box. The documentation was received on 07/26/2012 and was sufficient to resolve the violation.

Track No: 579021

2D TWC Chapter 26.121(a)

2D TWC Chapter 26.121(a)(1)

2D TWC Chapter 26.121(a)(3)

2D TWC Chapter 26.121(b)

2D TWC Chapter 26.121(c)

2D TWC Chapter 26.121(d)

2D TWC Chapter 26.121(e)

30 TAC Chapter 305.125(4)

30 TAC Chapter 305.125(5)

TWC Chapter 26.121

TWC Chapter 26.121(a)(2)

Alleged Violation:

Investigation: 1266221

Comment Date: 08/06/2015

Failed to prevent the unauthorized discharge of wastewater. Specifically, during the 18 months preceding the investigation, 1 unauthorized discharge was reported.

On 12/21/2014, the facility experienced a power outage which caused approximately 600 gallons of wastewater to discharge in the area immediately surrounding the on-site lift station. The wastewater reportedly stayed within a low lying area in the WWTP.

Recommended Corrective Action: There shall be no unauthorized discharge of wastewater or any other waste into or adjacent to waters of the state. The permittee has submitted documentation showing that the discharge was properly addressed.

Resolution: The permittee reported that the wastewater was vacuumed up and the area was disinfected. The documentation was sufficient to resolve this violation.

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



Leander Hills / Jerr

RECEIVED

DEC 21 2012

AUSTIN, TEXAS

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 19, 2012

CERTIFIED MAIL 91 7199 9991 7031 8234 7894
RETURN RECEIPT REQUESTED

Mr. Steve Blackhurst, Regulatory & Compliance Manager
1106 Clayton Ln., Ste. 400
Austin, TX 78723

Re: Notice of Violation for Compliance Evaluation Investigation at:
Leander Hills Wastewater Treatment Facility, 2.5 miles west of FM 2243 & Round
Mountain Rd., Leander, Travis County
Regulated Entity No. RN101702140, TCEQ ID No. WQ0013337001

Dear Mr. Blackhurst;

On October 30, 2012, Ms. Patricia Phillips 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 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 January 21, 2013, 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 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. 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 the Austin

Mr. Blackhurst
Page 2
December 19, 2012

Region Office within 10 days from the date of this letter. At that time, Program Manager Ms. Carolyn Runyon 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.

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

Sincerely,



Shea Cockrell
Water Section Work Leader
Austin Region Office

SC/pjp

cc: Abel Bautista, Wastewater Compliance Coordinator, Aqua Texas, Inc., 2211 Louetta Rd.,
Spring, TX 77388 (include Attachment)

Attachment: Summary of Investigation Findings

Summary of Investigation Findings

LEANDER HILLS

6925 E BEN WHITE BLVD
AUSTIN, TRAVIS COUNTY, TX 78741

Investigation #

1041159
Investigation Date: 10/30/2012

Additional ID(s): WQ0013337001

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

Track No: 485879 Compliance Due Date: 01/21/2013

30 TAC Chapter 305.125(1)

PERMIT WQ0013337001, Effluent Limits & Monitoring Reqs, pg 2

Alleged Violation:

Investigation: 1041159

Comment Date: 12/10/2012

Failure to maintain compliance with the permit limits for daily average flow. During the period of 11/01/2011 - 10/30/2012, the daily average flow limit of 0.015 MGD was exceeded 3 months: September 2011 (0.017 MGD), October 2011 (0.01555 MGD), and May 2012 (0.01607). Every effort must be made to maintain compliance with permit limits.

Recommended Corrective Action: Submit documentation of the actions that have been taken to correct the daily average flow exceedences.

Track No: 485881 Compliance Due Date: 01/21/2013

30 TAC Chapter 319.6

30 TAC Chapter 319.9(d)

Alleged Violation:

Investigation: 1041159

Comment Date: 12/10/2012

Failure to perform the required quality control analyses for Chlorine Residual sampling (no standards or log book was used at the time of the investigation). The permittee shall assure the quality of all measurements through the use of blanks, standards, duplicate analyses, and spikes. At a minimum, the quality assurance requirements specified in Table 3 of 30 TAC 319.9 shall be conducted and documented.

Recommended Corrective Action: Submit documentation that the required quality control analyses are being conducted and recorded.

Track No: 485885 Compliance Due Date: 01/21/2013

30 TAC Chapter 305.125(1)

PERMIT WQ0013337001, Special Provision 5

Permittee is responsible for providing equipment to determine application rates and maintaining accurate records of the volume of effluent applied.

Alleged Violation:

Investigation: 1041159

Comment Date: 12/10/2012

Failure to demonstrate compliance with application rate. Current recordkeeping insufficient because it does not demonstrate permittee is within 0.33 gallons per square foot per day. There were 2 zones observed during the investigation and each zone had an area where the irrigation line had been broken. Permittee stated that one side is off-line during repairs, but the other side is still receiving irrigation water. The permittee must demonstrate the amount of water that is used per zone or area does not exceed the allowable rate of 0.33 gallons per square foot per day.

Recommended Corrective Action: Provide documentation showing application rates are being monitored and recorded every day. Records must be sufficient to demonstrate compliance with application rates even during maintenance or repair events.

Track No: 485890 **Compliance Due Date:** 01/21/2013**30 TAC Chapter 305.125(1)****PERMIT WQ0013337001, Special Provision 7 (pg 23)**

The permittee shall obtain representative soil samples from the root zones of the disposal site, analyze the samples, and submit the results of the soil sample annually to both the TCEQ Regional Office and Water Quality Compliance Monitoring Team of the Enforcement Division.

Alleged Violation:

Investigation: 1041159

Comment Date: 12/10/2012

Failure to submit report for Annual Soil Sampling for years 2011 and 2012 to TCEQ Regional Office. An annual soil analysis shall be performed for pH, total nitrogen, potassium, phosphorus and conductivity. The results of this soil sample analyses must be submitted in writing to the TCEQ Regional Office (MC Region 11) and the Water Quality Compliance Monitoring Team of the Enforcement Division (MC 224) during September of each year. The permittee appears to be sending in soil analysis data to the Water Quality Compliance Monitoring Team, but could not demonstrate that results of the soil sample analyses were sent to the Region 11 office.

Recommended Corrective Action: Send the soil analysis lab report for the past 2 years (2011 and 2012) to TCEQ Region 11. Keep sufficient records to demonstrate that the Annual Soil Sample analyses records are sent to both of the appropriate offices at TCEQ.

Track No: 485899 **Compliance Due Date:** 01/21/2013**30 TAC Chapter 305.125(1)****PERMIT WQ0013337001, Special Provision 4 (pg 22)**

Subsurface disposal area shall be managed so as to prevent ponding or surfacing of effluent.

Alleged Violation:

Investigation: 1041159

Comment Date: 12/10/2012

Failure to prevent ponding/surfacing of effluent. Ponding was observed on date of investigation and evidence of previous occurrence of effluent surfacing in application area was also noted. There were breaks in the irrigation lines in 2 areas approximately 2 weeks apart. One break had been repaired and the lines were recovered with soil, but no grass was growing yet. The other area had ponding still at the site of the broken line.

Recommended Corrective Action: Provide documentation demonstrating repairs have been made and grass re-established in both areas observed (NE end of field and South side of field mid-way between plant and fence line).

ADDITIONAL ISSUES

Description

Does the permittee have an adequate number of signs erected stating the irrigation water is from a non-potable water supply?

Additional Comments

Failure to erect adequate signs stating that the irrigation water is from a non-potable water supply at hose bibs and piping in the irrigation field. Although the irrigation lines are subsurface, "DO NOT DRINK THE WATER" signs should be located at the shutoff valve between irrigation zones and any other piping where the lines are accessible. Provide documentation demonstrating that adequate signs have been installed.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

June 8, 2011

CERTIFIED MAIL - RETURN RECEIPT REQUESTED - 91 7108 2133 3935 2109 5758

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

Re: Notice of Violation
Veranda Wastewater Treatment Facility
RN101525806 TPDES Permit No. WQ0011449001, EPA ID No. TX0066656

Dear Mr. Laughman:

The Texas Pollutant Discharge Elimination System (TPDES) permit referenced above requires submission of periodic reports to allow us to monitor compliance with the permit. We have conducted a review of our records and noted the following:

Discharge Monitoring Reports (DMRs)

Outfall	Status	Monitoring Period End Date
001A	Not received	December 31, 2010
SLDF	Not received	July 31, 2010
SLDP		
SLLA		
SLLY		
SLSA		

Area of Concern

The facility needs to ensure that the individual signing the DMRs meets the requirements of 30 TAC §305.44 or §305.128. If signatory authority for the DMRs is delegated to someone other than a principal executive officer, the facility is required to submit written documentation to TCEQ. Enclosed is a copy of the referenced rules and a form which may be used for this purpose (see enclosed form).

Non-submission of the required information constitutes a violation of the conditions of the referenced TPDES permit. The Texas Commission on Environmental Quality (TCEQ) is committed to working with the regulated community to achieve compliance with applicable laws, regulations and permit provisions. We dedicate considerable

Mr. Robert Laughman
Page 2

resources toward making voluntary compliance achievable, but when compliance has not been met, it is our duty to protect the public and the environment by enforcing state laws. The TCEQ is authorized to require corrective actions and/or to assess administrative penalties of up to \$10,000 per day.

Please provide the required information or a written compliance plan on how you intend to address the outstanding noncompliance **within fourteen (14) days of the date of this letter**. Please be advised that you can submit the required information either by using pre-printed DMRs supplied by the TCEQ or submitting DMR data electronically through the TCEQ NetDMR system. Instructions for using the NetDMR system are available at: <http://www.tceq.state.tx.us/goto/NetDMR>.

If you believe you have complied through a previous submittal, please send a copy of that submittal. Any hardcopy DMRs submitted, including photocopies, must have an original signature and date. For photocopies, you should re-sign and re-date the DMR in ink at the bottom of the form. If you are submitting a corrected DMR, please include the word "Revised" at the top of the form.

If you have any questions, you may contact Mr. Richard L. Williams of my staff at (512) 239-3745.

Sincerely,



Mark Oliver, Work Leader
Compliance Monitoring Team (MC 224)
Texas Commission on Environmental Quality

Enclosure

cc: Mr. Steve Smith, Water Section Manager, TCEQ Houston Regional Office



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Discharge Monitoring Report (DMR) Address and Signatory Authority Form

If you have questions about completing this form, please contact the Compliance Monitoring Team at 512-239-2545

Individuals are entitled to request and review their personal information that the agency gathers on its forms. They may also have any errors in their information corrected. To review such information, contact us at 512-239-2545.

Permit Information:

EPA ID NUMBER TX _____ TPOES PERMIT NUMBER (if applicable) _____

PERMITTEE AND/OR FACILITY NAME _____

DMP MAILING ADDRESS _____

(If different from your primary
mailing address stated on the
permit)

(Street Address)

(City, State and Zip Code)

Note: If your primary mailing address has changed, please submit the revised address in writing to the Applications Review and Processing Team (MC 148). Please call 512-239-4571 to request the form for this purpose.

Signatory Information:

INDIVIDUAL(S) DELEGATED AUTHORITY TO SIGN DISCHARGE MONITORING REPORTS (DMRs).

(Other than person delegating authority- **Delegation of signatory authority must meet the requirements in 30 Tex. ADMIN. CODE 305.128.** See reverse of this form for rule citation.)

(Name)

(Title)

(Name)

(Title)

PERSON TO CONTACT BY PHONE _____

(Name)

(Title)

(Phone Number)

(E-mail Address)

RESPONSIBLE CORPORATE OFFICER, GENERAL PARTNER, PROPRIETOR, PRINCIPLE EXECUTIVE OFFICER, OR RANKING ELECTED OFFICIAL (Individual listed below is a person defined in 30 Tex. ADMIN. CODE 305.44(a). See reverse of this form for rule citation.)

(Printed name)

(Title)

I, _____, certify that I am a RESPONSIBLE CORPORATE OFFICER, GENERAL PARTNER, PROPRIETOR, PRINCIPLE EXECUTIVE OFFICER, OR RANKING ELECTED OFFICIAL for the above-referenced regulated facility, and I therefore have authority under 30 TAC 305.44 to sign reports. I certify that signatory authority for Discharge Monitoring Reports has been delegated to the above-named individual(s) in accordance with applicable procedures consistent with 30 TAC 305.44 and 305.128. I also certify that the above-named individual(s) are either individuals or a position having responsibility for the overall operation of the regulated facility or for the environmental matters of the regulated facility. I further certify that I can provide documentation in proof of such delegation upon request.

SIGNATURE _____ DATE _____

PHONE NO. _____

PLEASE RETURN COMPLETED FORM TO
TCEQ Compliance Monitoring Team (MC 224)
Enforcement Division
P.O. Box 13087
Austin, Texas 78711-3087

Signatories to Applications

30 TEX. ADMIN. CODE 305.44

(a) All applications shall be signed as follows:

(1) For a corporation, the application shall be signed by a responsible corporate officer. For purposes of this paragraph, a responsible corporate officer means a president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy or decision-making functions for the corporation, or the manager of one or more manufacturing, production, or operating facilities employing more than 250 persons or having gross annual sales or expenditures exceeding \$25 million (or second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures. Corporate procedures governing authority to sign permit or post-closure order applications may provide for assignment or delegation to applicable corporate positions rather than to specific individuals.

(2) For a partnership or sole proprietorship, the application shall be signed by a general partner or the proprietor, respectively.

(3) For a municipality, state, federal, or other public agency, the application shall be signed by either a principal executive officer or a ranking elected official. For purposes of this paragraph, a principal executive officer of a federal agency includes the chief executive officer of the agency, or a senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency (e.g., regional administrator of the EPA.)

(b) A person signing an application shall make the following certification: "I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

(c) For a hazardous solid waste permit or a post-closure order, the application must be signed by the owner and operator of the facility.

(d) For radioactive material license applications under Chapter 336 of this title (relating to Radioactive Substance Rules), the applicant or person duly authorized to act for and on the applicant's behalf must sign the application.

Signatories to Reports

30 TEX. ADMIN. CODE 305.128

(a) All reports requested by permits and other information requested by the executive director shall be signed by a person described in §305.44(a) of this title (relating to Signatories to Applications) or by a duly authorized representative of that person. A person is a duly authorized representative only if:

(1) the authorization is made in writing by a person described in §305.44(a) of this title (relating to Signatories to Applications);

(2) the authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity or for environmental matters for the applicant, such as the position of plant manager, operator of a well or well field, environmental manager, or a position of equivalent responsibility. (A duly authorized representative may thus be either a named individual or any individual occupying a named position), and

(3) the written authorization is submitted to the executive director.

(b) If an authorization under this section is no longer accurate because of a change in individuals or position, a new authorization satisfying the requirements of this section must be submitted to the executive director prior to or together with any reports, information, or applications to be signed by an authorized representative.

(c) Any person signing a report required by a permit shall make the certification set forth in §305.44(b) of this title (relating to Signatories to Applications).

Brvan 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

January 22, 2016

RECEIVED

CERTIFIED MAIL 7013 3020 0000 9763 4346
RETURN RECEIPT REQUESTED

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

TX ADMIN-AUSTIN

Re: Notice of Violation for the Compliance Evaluation Investigation at:
Weybridge lift station located at the corner of County Road 302 and County Road 197,
Alvin (Brazoria County), Texas
TCEQ ID No.: WQ0014324-001, EPA ID No.: TX0119041

Dear Mr. Laughman:

On December 2 and 22, 2015, Mr. Nwachukwu Sam Okonkwo and Mr. Christopher Dimond, and Ms. Meijie Lu of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated in response to a citizen complaint to evaluate compliance with applicable water quality requirements. 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 February 19, 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 Houston Region Office at 713-767-3550 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. 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 the Houston

Mr. Robert Laughman, President
January 22, 2016
Page 2

Region Office within 10 days from the date of this letter. At that time, Ms. Barbara Sullivan, Water Quality 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.

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,



Barbara S. Sullivan
Team Leader
Water Quality Management
Region 12 Houston

BSS/NSO/ci

cc: Mr. Abel Bautista, Wastewater Compliance Coordinator, Aqua Texas, Inc., 2211 Louetta Road, Spring, Texas 77388

Enclosures: Summary of Investigation Findings
Investigation Photos

Summary of Investigation Findings

WEYBRIDGE	Investigation # 1300993
, BRAZORIA COUNTY,	Investigation Date: 11/10/2015
Additional ID(s): WQ0014324001 TX0119041	

OUTSTANDING ALLEGED VIOLATION(S)

Track No: 591716 Compliance Due Date: To Be Determined

2D TWC Chapter 26.121(a)
2D TWC Chapter 26.121(a)(1)
TWC Chapter 26.121

Alleged Violation:

Investigation: 1300993

Comment Date: 01/19/2016

Failed to prevent the unauthorized discharge of wastewater. Specifically, during the investigation on December 22, 2015, evidence of unauthorized discharges was noted between the lift station and an adjacent hole located at the corner of County Roads 197 and 302. See attached photos.

Recommended Corrective Action: There shall be no unauthorized discharge of wastewater. Submit the steps taken to prevent the recurrence of unauthorized discharges from the lift station.

Track No: 591718 Compliance Due Date: 02/02/2016
30 TAC Chapter 305.125(9)

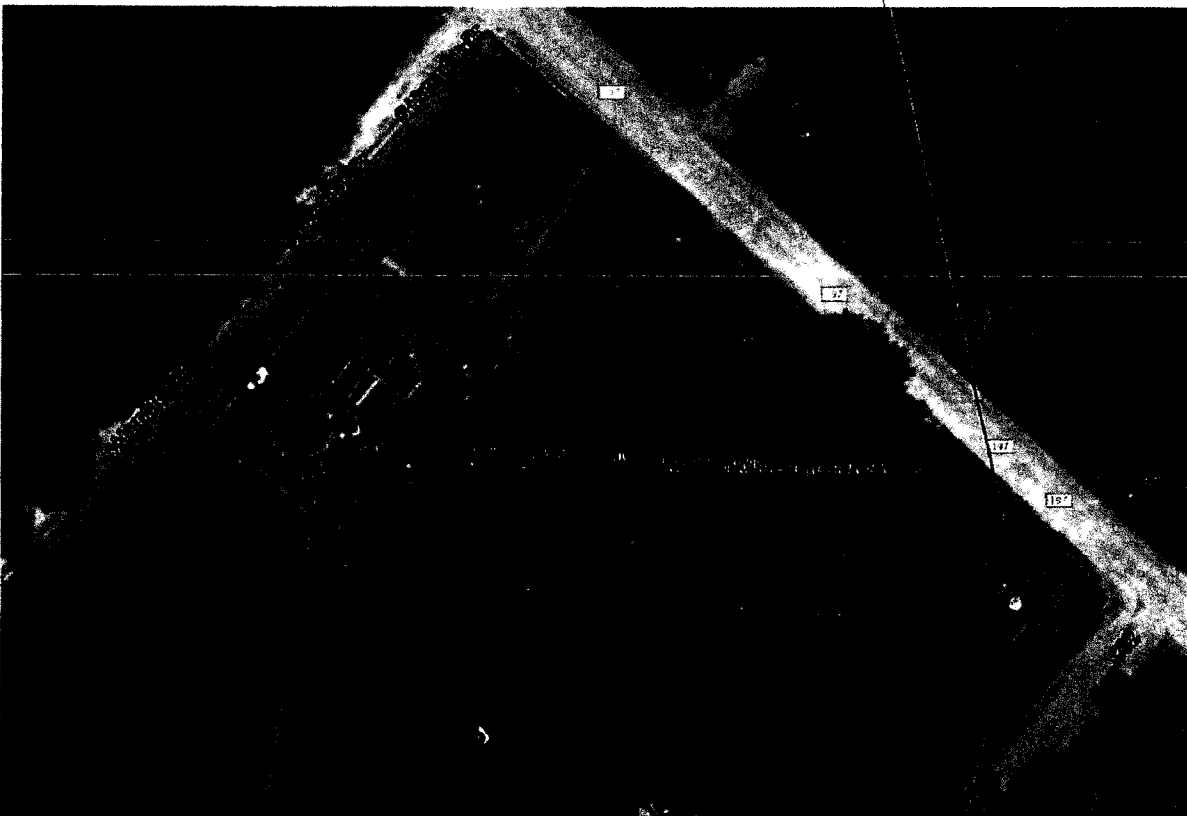
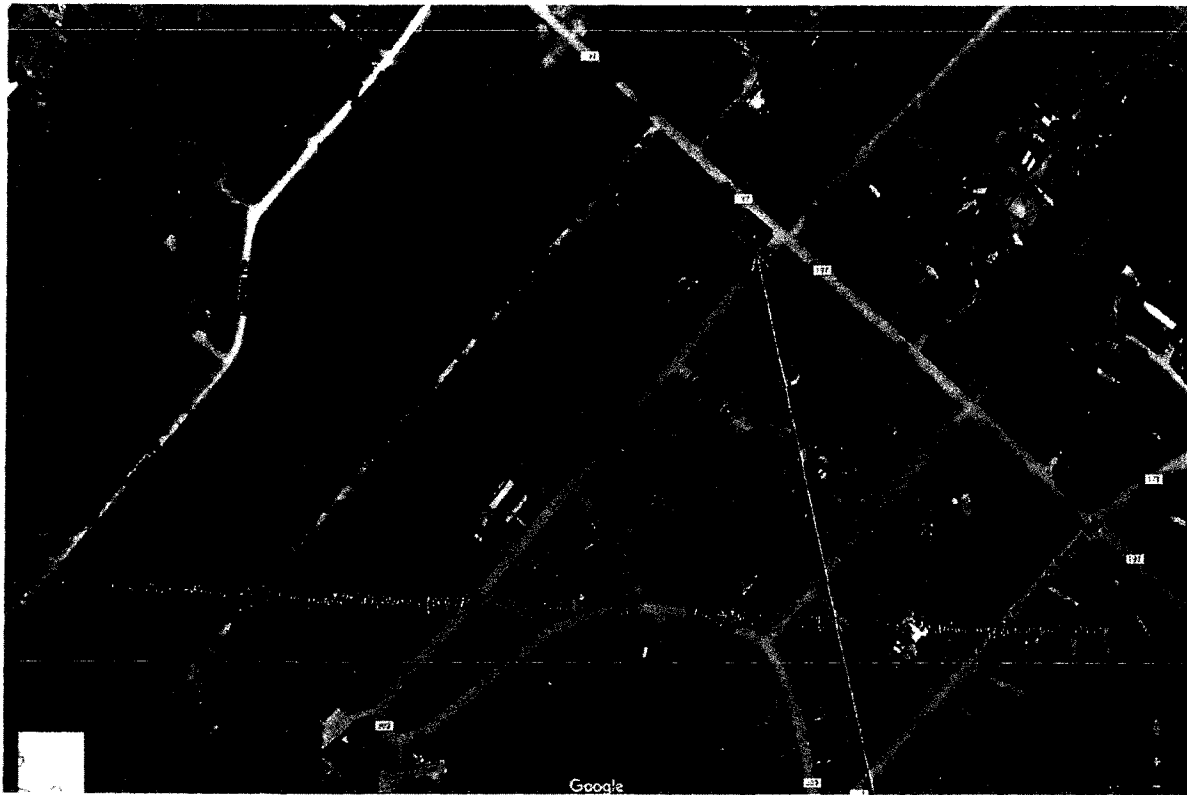
Alleged Violation:

Investigation: 1300993

Comment Date: 01/19/2016

Failed to provide notification of any noncompliance which may endanger human health or safety, or the environment. Specifically, during the site visit on December 22, 2015, evidence of unauthorized discharge was noted, and no evidence of notification was made to TCEQ. See the attached photo.

Recommended Corrective Action: Report of such information shall be provided orally or by fax to the Regional Office within 24 hours of becoming aware of the noncompliance. A written submission of such information shall also be provided by the permittee to the Regional Office and the Enforcement Division (MC 224) within five working days of becoming aware of the noncompliance. Submit the required noncompliance notifications. Also, submit documentation outlining the steps taken to ensure the proper notification of unauthorized discharges.



The receiving wastewater treatment plant
TCEQ Permit Number WQ0014324-001

The alleged discharging lift station

PHOTOGRAPHIC DOCUMENTATION

TCEQ Permit No:	Facility Name:	County Name:	Inspection Date:	TCEQ Investigator:
WQ0014324-001	WEYBRIDGE LIFT STATION	BRAZORIA	DEC. 2, 2015	Nwachukwu Sam Okonkwo

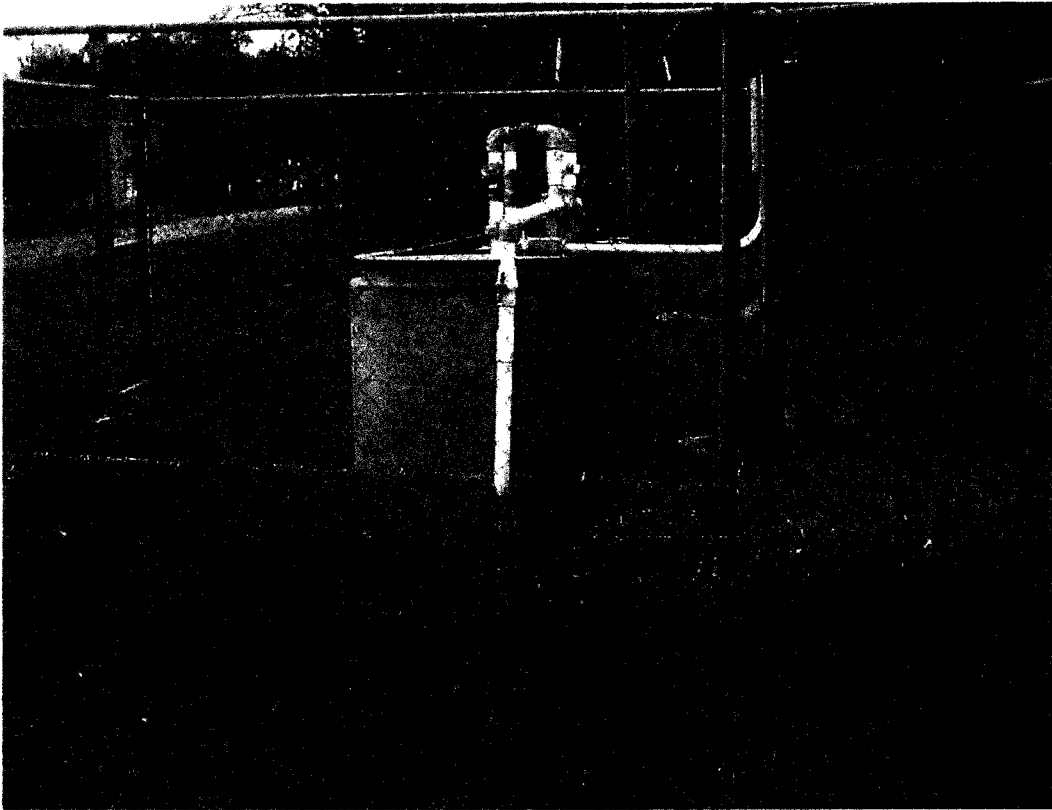


Photo of the lift station taken from County Road 197. Notice that the site is all green.

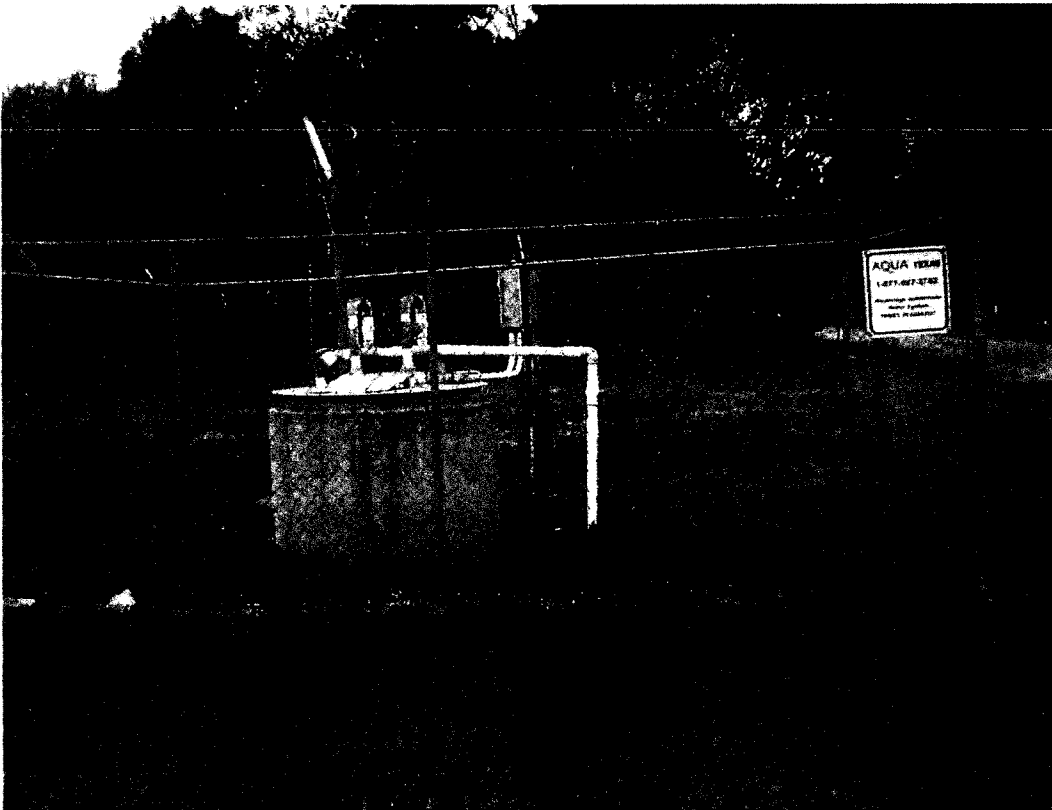


Photo of the lift station taken from County Road 302.

PHOTOGRAPHIC DOCUMENTATION

TCEQ Permit No:	Facility Name:	County Name:	Inspection Date:	TCEQ Investigator:
WQ0014324-001	WEYBRIDGE LIFT STATION	BRAZORIA	DEC. 22, 2015	Nwachukwu Sam Okonkwo

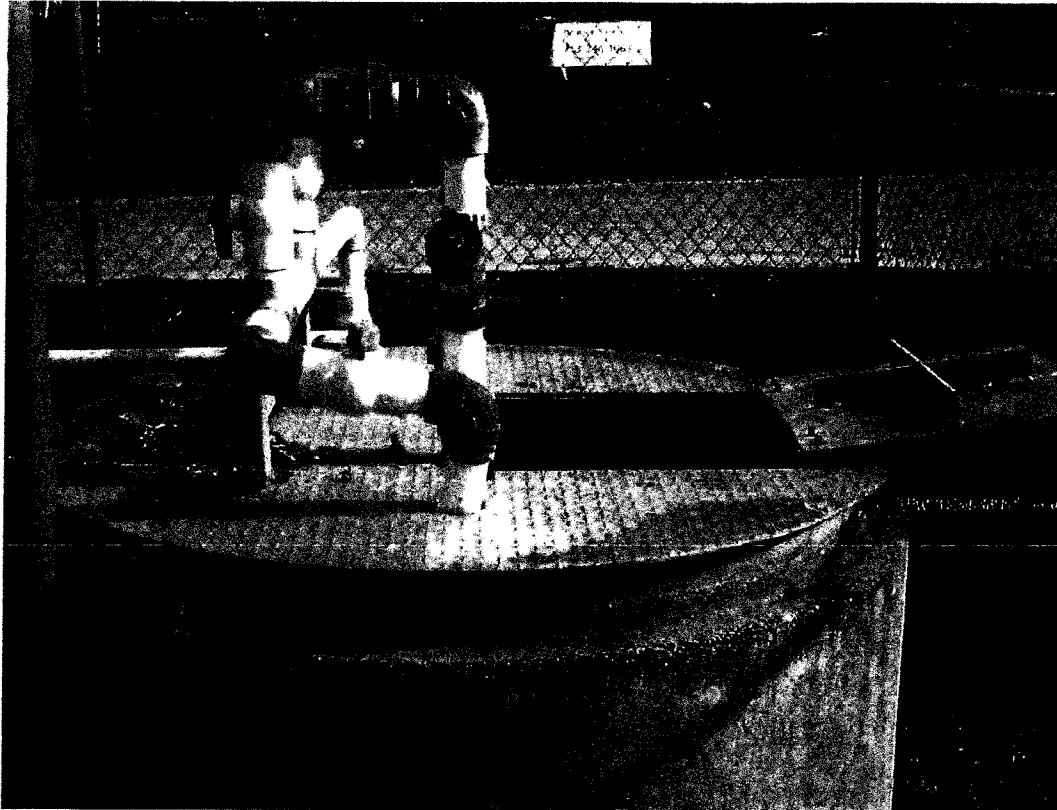
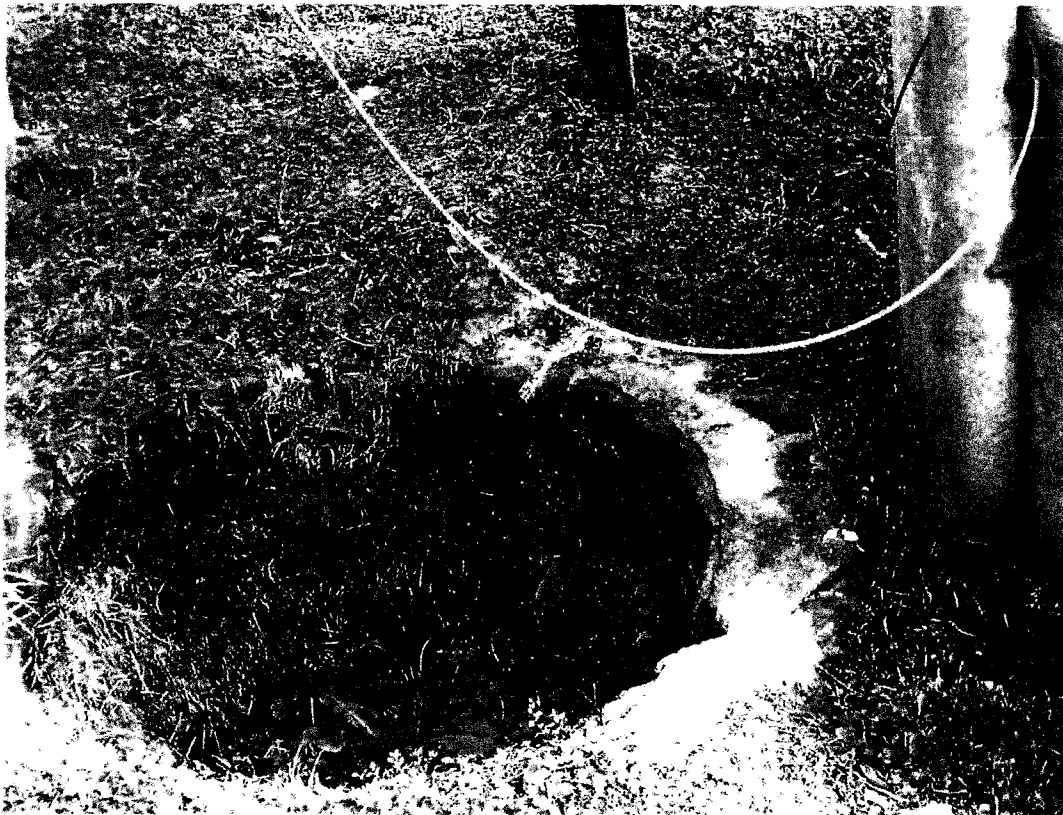


Photo of the lift station taken from CR 302. Notice that the hatch is open.



Notice the sanitary napkins and dead grass, evidence of unauthorized discharge.

Bridget L. Hutto, *Chairman*
Larry E. Soward, *Commissioner*
Devin A. Shaw, Ph.D., *Commissioner*
Mark R. Vickery, P.E., *Executive Director*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 7, 2008

Certified Mail # 91 7108 2133 3935 1914 4369
Return Receipt Requested

Mr. Robert Laughman, President
Aqua Texas
2211 Louetta Rd
Spring, TX 77388

RECEIVED
BY:

Re Notice of Violation for the Compliance Investigation at:
Woodcreek Wastewater Treatment Plant, Wimberley, (Hays County), Texas
TCEQ ID No. WQ 0013989001, Regulated Entity Number RN102956448

Dear Mr. Laughman,

On September 25, 2008, Michael Daniels 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. Enclosed is a summary which lists the investigation findings. During the investigation, outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by December 19, 2008, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each outstanding alleged violation.

In the listing of alleged violations, we have cited applicable requirements, including TCEQ rules. If you would like to obtain a copy of the applicable TCEQ rules, you may contact any of the sources listed in the enclosed brochure entitled "Obtaining TCEQ Rules." Copies of applicable federal regulations may be obtained by calling Environmental Protection Agency's Publications at (800) 490-9198.

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. Self-reported violations may be subject to enforcement, including penalties, upon review by the Enforcement Division. We anticipate that you will

Mr. Robert Laughman

November 7, 2008

Page 2

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, Ms. Carolyn Runyon 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 ICEQ 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.

If you or members of your staff have any questions, please feel free to contact Mr. Michael Daniels in the Austin Region Office at Phone # 512-339-2929.

Sincerely,



Carolyn Runyon, Water Program Manager
Austin Region Office

CDR/mjd

Enclosures: Summary of Investigation

cc Mr. Steve Blackhurst, Compliance Manager, 1106 Clayton Lane, Suite 400W,
Austin, TX 78723

Summary of Investigation Findings

WOODCREEK WWTP

Investigation # 703182

Investigation Date: 09/25/2008

HAYS COUNTY.

Additional ID(s) WQ001398900*

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

Track No: 346595 Compliance Due Date: 12/19/2008

30 TAC Chapter 317.4(a)(5)

Alleged Violation:

Investigation 703182

Comment Date: 09/29/2008

Failure to provide adequate auxiliary power. The auxiliary power standby generator was on loan to another facility due to Hurricane Ike.

Recommended Corrective Action: Provide adequate auxiliary power. The TCEQ recommends that

generator.

Track No: 346622 Compliance Due Date: 12/20/2008

30 TAC Chapter 305.125(1)

Alleged Violation:

Investigation 703182

Comment Date: 09/29/2008

Failure to meet effluent limitations

1. Exceeded BOD single grab effluent limit of 65 mg/l on

a. December 13, 2007 - 69 mg/l

b. May 29, 2008 - 70 mg/l

2. Exceeded BOD daily maximum limit of 45 mg/l on

a. August 7, 2008 - 67 mg/l

b. August 14, 2008 - 51 mg/l

3. Exceeded BOD 30-day average limit of 20 mg/l on

a. December 2007 - 33.5 mg/l

b. May 2008 - 26.8 mg/l

c. July 2008 - 35 mg/l

d. August 2008 - 41.2 mg/l

4. Exceeded TSS daily maximum limit of 45 mg/l on

a. July 10, 2008 - 50 mg/l

5. Exceeded TSS 30-day average limit of 20 mg/l on

a. June 2008 - 23 mg/l

b. July 2008 - 30.4 mg/l

c. August 2008 - 29.75 mg/l

Recommended Corrective Action: Take corrective action to consistently meet effluent limits. Report lab analysis results monthly by the 20th of the following month to the TCEQ Austin Region Office until compliance is consistently met.

Track No: 346656 Compliance Due Date: 12/19/2008

30 TAC Chapter 317.3(e)(4)(D)

Summary of Investigation Findings

Page 1 of 4

Track No: 348558

30 TAC Chapter 305.125(1)

Alleged Violation:

Investigation 703182

Alleged Violation:

Investigation 703182

Comment Date 09/30/2008

Failure to provide an audio-visual alarm system (red flashing light and horn) at all lift stations

Recommended Corrective Action: Survey all lift stations for audio-visual alarms and install additional alarms as needed. Send a letter to the TCEQ Austin Region Office certifying that all lift stations have required alarms

Track No: 346657 **Compliance Due Date:** 12/19/2008**30 TAC Chapter 317.3(a)****30 TAC Chapter 317.3(e)(4)(C)****Alleged Violation:**

Investigation 703182

Comment Date 09/30/2008

Failure to provide an intruder-resistant lift station at the Shady Bluff Lift Station

Recommended Corrective Action: Install an intruder-resistant wet well at the Shady Bluff Lift Station. Send written confirmation of completion of the corrective action to the TCEQ Austin Region Office

**ALLEGED VIOLATION(S) NOTED AND RESOLVED
ASSOCIATED TO A NOTICE OF VIOLATION**

Track No: 346623**30 TAC Chapter 305.125(1)****Alleged Violation:**

Investigation 703182

Comment Date 09/29/2008

Failure to submit required noncompliance notification within 5 working days of becoming aware of the noncompliance. Monitoring Requirement 7 c. in the permit requires "any effluent violation which deviates from the permitted effluent limitation by more than 40% shall be reported by the permittee in writing to the Regional Office and the Enforcement Division (MC 224) within 5 working days of becoming aware of the noncompliance." The daily average BOD limit of 20 mg/l was exceeded by more than 40% in December 2007, July 2008, and August 2008. The daily average TSS limit of 20 mg/l was exceeded by more than 40% in July 2008 and August 2008. The daily maximum limit BOD limit of 45 mg/l was exceeded by more than 40% on August 7, 2008. The noncompliance notification was not provided to the TCEQ Austin Regional Office until September 25, 2008.

Recommended Corrective Action: Submit noncompliance notification as required by the permit.

Resolution: Aqua Texas provided non-compliance notifications for past reportable effluent violations

Track No: 348558**30 TAC Chapter 305.125(1)****Alleged Violation:**

Investigation 703182

Comment Date 11/04/2008

Failure to obtain and analyze representative soil samples from the irrigation site annually. The only soil sample was obtained on December 31, 2007, and analyzed on January 3, 2008.

Recommended Corrective Action: Obtain and analyze representative soil samples from the irrigation site annually.

Resolution: Representative soil samples from the irrigation site were collected on December 31, 2007. The analysis results were completed on February 13, 2008.

Track No: 348562

30 TAC Chapter 305.125(1)

Alleged Violation:

Investigation 703182

Comment Date 11/04/2008

Failure to submit the results of the soil sample analyses to the TCEQ Austin Regional Office (MC Region 11) and Water Quality Compliance Monitoring Team (MC224) of the Enforcement Division during September of each year

Recommended Corrective Action: Submit the results of the soil sample analyses to the TCEQ Austin Regional Office (MC Region 11) and Water Quality Compliance Monitoring Team (MC224) of the Enforcement Division during September of each year

Resolution: Representative soil sample analytical results for the annual period of September 2007 through August 2008 were provided on October 10, 2008

ADDITIONAL ISSUES**Description**

Does infiltration/inflow adversely affect the collection system and/or the WWTP?

Have unauthorized discharges occurred at the plant or in the collection system since the last CCI?

Additional Comments

There have been periodic months of higher than normal daily average flows in July 2007 (0.232 MGD), December 2007 (0.252 MGD), and January 2008 (0.194 MGD) that appear to be attributed to rainy months and may have contributed to permit exceedances in July 2007 and December 2007

Unauthorized discharges have occurred in the collection system. Aqua Utilities has submitted a Sanitary Sewer Overflow (SSO) Initiative Plan to address unauthorized discharges

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

March 23, 2015

RECEIVED

MAR 25 2015

CERTIFIED MAIL 91 7199 9991 7033 2858 9461
RETURN RECEIPT REQUESTED

TX ADMIN-AUSTIN

Mr. Scot Foltz, Environmental Compliance Manager
Aqua Utilities
1106 Clayton Ln., Ste. 400
Austin, TX 78723

Re: Notice of Violation for Compliance Evaluation Investigation at:
Woodcreek Wastewater Treatment Facility, located S/SE of FM 2325 and Jacob's Well
Road, approximately 4 miles N of Wimberley, Hays County
Regulated Entity No. RN102956448, TCEQ ID No. WQ0013989001

Dear Mr. Foltz;

On January 27, 2015, Ms. Patricia Phillips 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 wastewater treatment. Enclosed is a summary which lists the investigation findings. The TCEQ Austin Regional Office has received adequate compliance documentation on January 27, 2015, to resolve the 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.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. 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 Austin Region Office within 10 days from the date of this letter. At that time, Program Manager Ms. Carolyn Runyon will schedule a violation review

TCEQ Region 11 • P.O. Box 13087 • Austin, Texas 78711-3087 • 512-339-2929 • Fax 512-339-3795

Austin Headquarters 512-239-1000 • tceq.texas.gov • How is our customer service? tceq.texas.gov/customersurvey

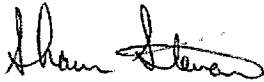
printed on recycled paper using vegetable based ink

Mr. Foltz
Page 2
March 23, 2015

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.

If you or members of your staff have any questions, please feel free to contact Ms. Patricia Phillips 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/pjp

cc: Abel Bautista, Wastewater Compliance Coordinator, Aqua Texas, Inc., 2211 Louetta Rd.,
Spring, TX 77388 (include Attachment)

Attachment: Summary of Investigation Findings

Summary of Investigation Findings

WOODCREEK WWTP

Investigation #

1224085
Investigation Date: 01/27/2015

, HAYS COUNTY,

Additional ID(s): WQ0013989001

ALLEGED VIOLATION(S) NOTED AND RESOLVED ASSOCIATED TO A NOTICE OF VIOLATION

Track No: 564577

2D TWC Chapter 26.121(a)
2D TWC Chapter 26.121(a)(1)
2D TWC Chapter 26.121(a)(3)
2D TWC Chapter 26.121(b)
2D TWC Chapter 26.121(c)
2D TWC Chapter 26.121(d)
2D TWC Chapter 26.121(e)
30 TAC Chapter 305.125(4)
30 TAC Chapter 305.125(5)
TWC Chapter 26.121
TWC Chapter 26.121(a)(2)

PERMIT WQ0013989001, Permit Conditions, Pg. 9, No. 2(g)

Alleged Violation:

Investigation: 1224085

Comment Date: 03/16/2015

Failed to prevent the unauthorized discharge of wastewater. Specifically, during the 18 months preceding the investigation, 13 unauthorized discharges were reported.

09/21/2013 Approximately 3,000 gallons at Camp Young Judea
09/21/2013 Approximately 500 gallons at Lift Station on Cashes Lane
10/13/2013 Approximately 2,000 gallons Lift Station at Woodacre and Pleasant Valley
11/23/2013 Approximately 5,000 gallons at Doolittle Drive
12/13/2013 Approximately 1,000 gallons at Doolittle Drive
01/14/2014 Approximately 500 gallons at 10 Elmwood
02/05/2014 Approximately 5,000 gallons manhole at Woodacre and Pleasant Valley
03/19/2014 Approximately 5,000 gallons at Camp Young Judea
06/08/2014 Approximately 1,500 gallons manhole at Woodacre and Pleasant Valley
07/07/2014 Approximately 200 gallons manhole at Woodacre and Pleasant Valley
07/25/2014 Approximately 1,000 gallons manhole near FM 2325 and Carney Lane
07/26/2014 Approximately 1,000 gallons manhole near FM 2325 and Carney Lane
07/31/2014 Approximately 1,000 gallons manhole near FM 2325 and Carney Lane

In each instance, the proper notification was submitted to TCEQ indicating appropriate actions were taken to remedy each unauthorized discharge. The permit holder discussed the maintenance that has been on-going within the collection system. Numerous issues have been the focus of the permittee's efforts including conducting a manhole survey and outreach projects aimed at getting grinder pumps owned by homeowners properly maintained. The permittee has had no incidents since August 2014.

Recommended Corrective Action: There shall be no unauthorized discharge of wastewater or any other waste into or adjacent to waters of the state. In each case, the permittee has submitted documentation showing that the discharges were properly addressed.

Resolution: The permittee reportedly replaced numerous sections of line and repaired/replaced the electrical parts that caused issues. Since there have been no further incidents within the collections system since August, the violation is resolved.

*Woodcreek
Pine*

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

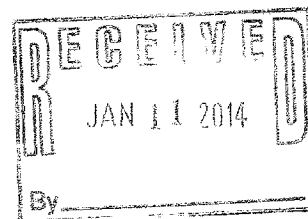


TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 08, 2014

Mr. Steve Blackhurst, Regulatory & Compliance Manager
Aqua Utilities
1106 Clayton Ln., Ste. 400
Austin, TX 78723



Re: Complaint Investigation at:
Lift Station located at 49 Cypress Fairway (part of collection system to Woodcreek
Wastewater Treatment Facility), Wimberley, Hays County, Texas
Regulated Entity No.: RN102956448, TCEQ ID No. WQ0013989001, Incident 190744

Dear Mr. Blackhurst;

On November 15, 2013, Ms. Patricia Phillips 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 are being alleged as a result of the investigation.

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

Sincerely,

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

Carolyn Runyon
Water Section Manager
Austin Region Office

CR/pjp

cc: Abel Bautista, Wastewater Compliance Coordinator, Aqua Texas, Inc., 2211 Louetta Rd.,
Spring, TX 77388

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 29, 2016

RECEIVED

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

TX ADMIN-AUSTIN

Re: Notice of Compliance with Notice of Violation (NOV) dated March 16, 2015:
Alton Theiss Subdivision, 22007 1/2 Forest Glade Drive, Humble, Harris County, Texas
Regulated Entity No.: 102686003, TCEQ ID No. 1012806, Investigation No. 1313706

Dear Mr. Laughman:

On February 17, 2016, the Texas Commission on Environmental Quality (TCEQ) Houston Region Office received adequate compliance documentation to resolve the alleged violation documented during the investigation of the above-referenced regulated entity conducted on January 22, 2015 and February 6, 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. Meng Zhang in the Houston Region Office at (713) 767-3650.

Sincerely,

A handwritten signature in black ink, appearing to read "Julia Thorp".

Julia Thorp, Team Leader
Public Water Supply
Houston Region Office

JT/ME/ra

Enclosure: *Summary of Investigation Findings*

cc: Harris County Public Health and Environmental Services

Summary of Investigation Findings

ALTON THEISS SUBDIVISION

22007 1/2 FOREST GLADE DR

HUMBLE, ANDERSON COUNTY, TX 77338

Investigation #

1313706

Investigation Date: 02/24/2016

Additional ID(s): 1012806

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 563551

30 TAC Chapter 290.46(f)(3)(A)(iv)

30 TAC Chapter 290.46(l)

Alleged Violation:

Investigation: 1221529

Comment Date: 03/10/2015

Operating Practices and Operating Records and Reports for Public Water Systems
Failure to flush all dead-end mains monthly, or more often if required, to maintain water quality. Monthly Reports of Water Works Operation must be compiled regularly each month and kept on file for commission review for at least 2 years. The reports must be completed in ink, typed, or computer-printed and must be signed by the certified operator. The monthly report must include the dates that dead-ends were flushed.

Specifically, records of dead-end flushings were not available during the investigation.

Investigation: 1261697

Comment Date: 07/06/2015

Operating Practices and Operating Records and Reports for Public Water Systems
Failure to flush all dead-end mains monthly, or more often if required, to maintain water quality. Monthly Reports of Water Works Operation must be compiled regularly each month and kept on file for commission review for at least 2 years. The reports must be completed in ink, typed, or computer-printed and must be signed by the certified operator. The monthly report must include the dates that dead-ends were flushed.

Specifically, records of dead-end flushings were not available during the investigation.

At this time, records of dead-end flushings have not been sent.

Investigation: 1313706

Comment Date: 03/10/2016

Failure to flush all dead-end mains monthly, or more often if required, to maintain water quality.

Recommended Corrective Action: Submit documentation indicating that dead-ends are flushed monthly and that the required associated records are maintained to verify compliance.

Resolution: On 02/17/2016, the regulated entity submitted flushing logs to verify compliance.

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



Bonnie

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 16, 2015

**CERTIFIED MAIL #7013 3020 0000 9763 5060
RETURN RECEIPT REQUESTED**

RECEIVED

MAR 19 2015

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

TX ADMIN-AUSTIN

Re: Notice of Violation for the Comprehensive Compliance Investigation at:
Alton Theiss Subdivision, 22007 1/2 Forest Glade Drive, Humble, Harris County, Texas
Regulated Entity No.: 102686003
TCEQ ID No.: 1012806, Investigation No.: 1221529

Dear Mr. Laughman:

On January 22, 2015 and February 6, 2015, Ms. Denise Ehrlich, 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 concern was noted which was an alleged noncompliance that has been resolved based on subsequent corrective action. In addition, certain outstanding alleged violations were identified for which compliance documentation is required. Furthermore, an Additional Issue was noted. Please submit to this office by June 17, 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. 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

Mr. Robert Laughman, President

Page 2

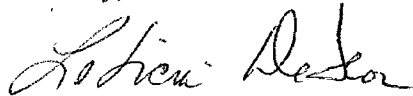
March 16, 2015

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.

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

Sincerely,



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

LD/DE/mar

Enclosure: Summary of Investigation Findings

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