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

December 1, 2014

Protecting Texas by Reducing and Preventing Pollution

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



Re:

Notice of Compliance with Notice of Violation (NOV) dated November 9, 2014: Industrial Utilities Service, 1551 Penn City Blvd., Houston, Harris County, Texas Regulated Entity No.: 102687662, TCEQ ID No.: 1010068, Investigation No.: 1209733

Dear Mr. Foltz:

On November 18, 2014, 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 June 12, 2014. 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 Mr. Huyen D. Luu in the Houston Region Office at (713) 767-3650.

Sincerely.

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/HDL/ra

Enclosure: Summary of Investigation Findings

cc: Harris County Public Health and Environmental Services

INDUSTRIAL UTILITIES SERVICE

Investigation #

1209733 Investigation Date: 11/19/2014

Comment Date: 07/03/2014

, HARRIS COUNTY,

Additional ID(s): 1010068

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 539771

30 TAC Chapter 290.42(e)(3)(G)

Alleged Violation:

Investigation: 1173564

Disinfection

Failure to obtain an exception letter from the agency for the use of a disinfection treatment other than chlorine. The water system is using chloramines for its disinfection residual without an exception letter issued by the agency.

Please submit your request for an exception to the TCEQ's Technical Review and Oversight Team, MC-159, P.O. Box 13087, Austin, Texas 78711, Phone:(512 239 4691).

Investigation: 1209733 Comment Date: 11/19/2014

Failure to obtain an exception letter from the agency for the use of a disinfection treatment other than chlorine. The water system is using chloramines for its disinfection residual without an exception letter issued by the agency.

Recommended Corrective Action: Submit an approval letter for the usage of chloramines as disinfectant to verify compliance.

Resolution: The water system was granted an exception to use chloramines as disinfectant by TCEQ letter dated November 6, 2014. This violation is resolved.

Ray

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

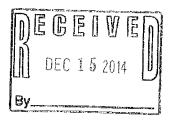


TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 12, 2014

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



Re:

Comprehensive Compliance Investigation at:

Kitzwood Subdivsion, 18511 Camilla Street, Harris County, Texas

Regulated Entity No.: 102677622, TCEQ ID No. 1011536, Investigation No. 1203552

Dear Mr. Foltz:

On October 14, 2014, Mr. Huyen D. Luu 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. 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. Huyen D. Luu in the Houston Region Office at (713)767-3650.

Sincerely.

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/HDL/ra

cc: Harris County Public Health and Environmental Services.

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

November 14, 2014

CERTIFIED MAIL 7012 1640 0001 7339 2288 RETURN RECEIPT REQUESTED

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

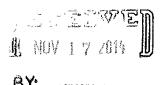
Re: Notice of Violation for Compliance Investigation at:
Aqua Texas, Inc., Lake Conroe Forest Collection System
301 Parkhaven, Montgomery (Montgomery County), Texas
TCEQ Additional ID: WQ0014357001, EPA ID No.: TX0125113

Dear Mr. Laughman:

From August 22, 2014 to October 28, 2014, Heather Maloney 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 wastewater treatment. 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. Please submit to this office by December 15, 2014 a written description of the 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.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. 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 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, Ms. Elizabeth Sears will



Mr. Robert Laughman November 14, 2014 Page 2

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. Maloney in the Houston Region Office at (713)767-3776.

Sincerely,

Elizabeth Sears

Team Leader

Water Quality Management

Houston Region Office

EWS/HMM/ci

Enclosure(s): Summary of Investigation Findings

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

LAKE CONROE FOREST WWTP

Investigation #

1204510 Investigation Date: 08/22/2014

, MONTGOMERY COUNTY,

Additional ID(s): WQ0014357001 TX0125113

OUTSTANDING ALLEGED VIOLATION(S)

Track No: 552316

Compliance Due Date: 11/28/2014

30 TAC Chapter 305.125(1)

PERMIT WQ0014357001, Monitoring and Reporting Requirements

No. 7.a No. 7.b.i

Alleged Violation:

Investigation: 1204510

Comment Date: 10/28/2014

Failed to provide notification of any noncompliance which may endanger human health or safety, or the environment. Specifically, during the complaint investigation conducted from August 21, 2014 to October 28, 2014, one confirmed unauthorized discharge was reported. On August 26, 2014, an unknown volume of untreated wastewater was discharged from a customer clean-out due to televising activities. Notification of this unauthorized discharge, both initial and final, was not provided until September 3, 2014.

Recommended Corrective Action: The unauthorized discharge of untreated or partially treated wastewater is prohibited. 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 documentation outlining the steps taken to ensure the proper notification of unauthorized discharges.

Suke.

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 11, 2016

RECEIVED

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

JAN 1 4 2016

TX ADMIN-AUSTIN

Re: Comprehensive Compliance Investigation at:

Lake Conroe Village, on W. Alderson, County, Texas

Regulated Entity No.: 102693934, TCEQ ID No.: 1700543, Investigation No.: 1299825

Dear Mr. Foltz:

On December 15, 2015, Ms. Christina Bernal 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. 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. Christina Bernal in the Houston Region Office at (713) 767-3650.

Sincerely,

LaTrichia Spikes, Team Leader

Public Water Supply Houston Region Office

LS/CB/ra

cc: Montgomery County Environmental Health Services

Brym 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

October 21, 2014

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



Re:

Comprehensive Compliance Investigation at:

Lake Creek Forest, Creek Forest Ln., Montgomery County, Texas

Regulated Entity No.: 102691755, TCEQ ID No.: 1700529, Investigation No.: 1191074

Dear Mr. Foltz:

On August 18 to October 16, 2014, Ms. Christina Bernal 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 Issues. 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. Christina Bernal in the Houston Region Office at (713) 767-3650.

Sincerely,

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/CB/ra

cc: Montgomery County Environmental Health Services

Enclosure: Summary of Investigation Findings

LAKE CREEK FOREST

Investigation #

1191074 Investigation Date: 08/15/2014

MONTGOMERY COUNTY,

Additional ID(s): 1700529

No Violations Associated to this Investigation

ADDITIONAL ISSUES

Description Item 1

Additional Comments

case a report shall be required.

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

- (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.

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

DEGENVED

JAN 0 2 2015

By

By

December 29, 2014

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

Re: Notice of Compliance with Notice of Violation (NOV) dated November 14, 2014:

Aqua Texas, Inc., Lake Conroe Forest Collection System 301 Parkhaven, Montgomery (Montgomery County), Texas TCEQ Additional ID: WQ0014357001, Investigation No. 1204510

Dear Mr. Laughman:

This letter is to inform you that the Texas Commission on Environmental Quality (TCEQ) Houston Region Office received adequate compliance documentation on December 17, 2014 to resolve the alleged violation documented during the investigation of the above-referenced regulated entity conducted from August 22, 2014 to October 28, 2014. Based on the information submitted, no further action is required concerning this 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, please feel free to contact Heather Maloney at the Houston Region Office at (713)767-3776.

Sincerely,

Elizabeth Sears

Team Leader

Water Quality Management

Houston Region Office

EWS/HMM/ci

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

Buten

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

February 2, 2016

CERTIFIED MAIL #7013 3020 0000 9763 8542 RETURN RECEIPT REQUESTED

RECEIVED

FFB O A MIG

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

IX ADMIN-AUSTIN

Re:

Notice of Violation for the Comprehensive Compliance Investigation at: Lake Creek Forest, on Creek Forest Ln., Conroe, Montgomery County, Texas Regulated Entity No.: 102691755, TCEQ ID No.:1700529, Investigation No.: 1299828

Dear Mr. Foltz:

On December 15, 2015, Ms. Christina Bernal 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, Additional Issues were noted. Please submit to this office by March 3, 2016, 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 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. Latrichia Spikes, will schedule a violation review meeting to be conducted within 21 days from the date of this letter.

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Mr. Scot W. Foltz, Compliance Manager Page 2 February 2, 2016

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

Sincerely,

Latrichia Spikes, Team Leader Public Water Supply

Houston Region Office

LS/CB/ra

Montgomery County Environmental Health Services cc:

Summary of Investigation Findings Enclosure:

LAKE CREEK FOREST

Investigation #

1299828 Investigation Date: 12/15/2015

, MONTGOMERY COUNTY,

Additional ID(s): 1700529

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

Track No: 593802

Compliance Due Date: 03/03/2016

30 TAC Chapter 290.46(m)

Alleged Violation:

Investigation: 1299828

Comment Date: 01/27/2016

Operating Practices for Public Water Systems

Failure to properly maintain the regulated entity by not keeping the #3 service pump in working order.

At the time of the compliance investigation, the #3 service pump did not start when tested.

Recommended Corrective Action: Submit a work order, receipt, invoice, or photo showing the #3 service pump has been repaired or replaced to verify compliance.

ADDITIONALISSUES

Description Item 2

Additional Comments

30 TAC, §291.93(3) Certificate of Convenience and Necessity

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.

Specifically, it is noted on this investigation that your well has reached 100% of its capacity, your ground storage tanks have reached 97% of their capacity, and your pressure tank has reached 100% of its capacity. This was based on 251 connections.

As of January 12, 2016, the TCEQ has granted conditional approval for construction of water plant improvements, including a well rated at 105 gallons per minute (GPM), a 44,000 gallon ground storage tank, a 200 GPM service pump, and a 3,000 gallon pressure tank. As long as these facilities are constructed and brought online, the system will remain in compliance with applicable state regulations.

This issue will be placed in the system's file to be evaluated during any subsequent investigation.

Item 3

30 TEX. ADMIN. CODE §290.45(b)(1)(D)(i)
Capacity Requirements

Systems with 250 connections or more must provide two or more wells or an approved emergency interconnection which can supply at least 0.35 gallons per minute per connection in the combined system under emergency conditions.

As of January 12, 2016, the TCEQ has granted conditional approval for construction of water plant improvements, including a second well rated at 105 gallons per minute (GPM). As long as this well is constructed and placed into service, the system will remain in compliance with applicable state regulations.

This issue will be placed in the system's file to be evaluated during any subsequent investigation.

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

December 12, 2014

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



Re:

Comprehensive Compliance Investigation at:

Lakes of Mission Grove, 4050 ½ Holmes Road, Richmond, Ft. Bend County, Texas Regulated Entity No.: 104424429, TCEQ ID No. 0790423, Investigation No. 1203553

Dear Mr. Foltz:

On October 14, 2014, Mr. Huyen D. Luu 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. 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. Huyen D. Luu in the Houston Region Office at (713)767-3650.

Sincerely,

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/HDL/ra

cc: Fort Bend County Health Dept.

Duke-/ Non

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 20, 2015

RECEIVED

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

NOV 2 3 2015

TX ADMIN-AL'STIN

Re:

Notice of Compliance with Notice of Violation (NOV) dated February 12, 2015: Lakes of Rosehill Water System, Wild Rose Trail, Houston, Harris County, Texas

Regulated Entity No.: 102643376

TCEQ ID No.: 1013050

Investigation No.: 1289966

Dear Mr. Foltz:

On November 11, 2015, 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 December 15, 2014. 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. Destiny Winning in the Houston Region Office at (713) 767-3650.

Sincerely,

Julia Thorp, Team Leader Public Water Supply

Houston Region Office

JT/DW/mar

Enclosure:

Summary of Investigation Findings

cc:

Harris County Public Health and Environmental Services

LAKES OF ROSEHILL WATER SYSTEM

Investigation #

1289966 Investigation Date: 11/12/2015

, HARRIS COUNTY,

Additional ID(s): 1013050

ALLEGED-VIOLATION(S) NOTED AND RESOLVED

Track No: 560642

30 TAC Chapter 290.46(m)(4)

Alleged Violation:

Faller or as a mount of a

Investigation: 1215929

Comment Date: 02/06/2015

Failure to maintain all water treatment units, water storage facilities and pressure maintenance facilities, distribution system lines and related appurtenances in a watertight condition and/or free of excessive solids.

At the time of the investigation, ground storage tanks #1 and #2 had leaks at Plant #1. Investigation: 1254290 Comment Date: 06/01/2015

Failure to maintain all water treatment units, water storage facilities and pressure maintenance facilities, distribution system lines and related appurtenances in a watertight condition and/or free of excessive solids.

At the time of the investigation, ground storage tanks #1 and #2 had leaks at Plant #1. Investigation: 1289966 Comment Date: 11/12/2015

Failure to maintain all water treatment units, water storage facilities and pressure maintenance facilities, distribution system lines and related appurtenances in a watertight condition and/or free of excessive solids.

At the time of the investigation, ground storage tanks #1 and #2 had leaks at Plant #1.

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

Resolution: The regulated entity provided a work order invoice, by email, on November 11, 2015.

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Dik ...

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 23, 2015



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

Re: Public Water Supply Comprehensive Compliance Investigation at: Linkwood Estates Subdivision, 12037 I-30, Aledo, Tarrant County, Texas

RN 102679321, PWS ID No. 2200061, Investigation No. 1282694

Dear Mr. Foltz:

On August 14, 2015, Mr. Daniel Hernandez of the Texas Commission on Environmental Quality (TCEQ) Dallas/Fort Worth (D/FW) Regional Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for public water supply systems. 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 Mr. Hernandez in the D/FW Regional Office at (817)588-5844.

Sincerely.

Charles Marshall

Team Leader, Public Water Supply Program

D/FW Regional Office

CM/dh

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 27, 2015

CERTIFIED MAIL # 7014 3490 0001 0559 5540 RETURN RECEIPT REQUESTED

RECEIVED

JIII 3 1 2015

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

TX ADMIN-AUSTIN

Re:

Notice of Violation for the Complaint Investigation at:

Marks Glen Subdivision, 12012 Adam's Run Drive, Cypress, Harris County, Texas

Regulated Entity No.: 102675493

TCEQ ID No.: 1011510

Investigation No.: 1239109

Dear Mr. Foltz:

On March 17, 2015, April 8, 2015, and June 12, 2015 Ms. Jeanne Eckhart 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 September 2, 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 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 violations documented in this notice. Should you choose to do so, you must notify the Houston Region

Mr. Scott Foltz, Environmental Compliance Manager July 27, 2015 Page 2

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.

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

Sincerely,

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/JE/mar

Enclosure: Summary of Investigation Findings

ce: Harris County Public Health and Environmental Services

MARKS GLEN SUBDIVISION

Investigation #

12012 ADAMS RUN DR

1239109 Investigation Date: 03/07/2015

CYPRESS, HARRIS COUNTY, TX 77429

Additional ID(s): 1011510

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

Track No: 567128 Compliance Due Date: 09/02/2015

30 TAC Chapter 290.46(n)(2)

Alleged Violation:

Investigation: 1239109 Comment Date: 07/20/2015

Failure to maintain the map of the distribution system current so that valves and mains may be easily located during emergencies. At the time of the investigation, the distribution map was not up-to-date and the number of connections along each line size in the distribution was not verified.

Recommended Corrective Action: Submit an up-to-date distribution map to verify compliance.

ADDITIONAL ISSUES

Description

Item 2

Additional Comments

TAC 290.46 (m)(4) requires facilities to maintain all distribution system lines in a watertight condition.

At the time of the investigation, it is noted that there was standing water near the corner of Adams Run Drive and Marks Way. The source of water ponding in the ditches was unable to be determined. It was noted that the distribution system has potential drainage issues during the investigation.

No .. .

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 30, 2015

RECEIVED

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

DEC 0 2 2015

TX ADMIN-AUSTIN

Re:

Notice of Compliance with Notice of Violation (NOV) dated April 14, 2015:

Niagra Public Water Supply, 3808 Hamid Blvd., Fresno, Ft. Bend County, Texas

Regulated Entity No.: 102678968

TCEQ ID No.: 0790261

Investigation No.: 1286585

Dear Mr. Foltz:

On September 30, 2015, the Texas Commission on Environmental Quality (TCEQ) Houston Region Office received adequate compliance documentation to resolve the alleged violations documented during the investigation of the above-referenced regulated entity conducted on March 18, 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. Maggie Wright, in the Houston Region Office at (713) 767-3650.

Sincerely,

Julia Thorp, Team Leader Public Water Supply Houston Region Office

JT/MW/mar

Enclosure:

Summary of Investigation Findings

cc:

Fort Bend County Environmental Health Dept.

tipped t

NIAGRA PUBLIC WATER SUPPLY

Investigation #

3808 HAMID BLVD

1286585 Investigation Date: 10/12/2015

FRESNO, FORT BEND COUNTY, TX 77545

Additional ID(s): 0790261

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 564882

30 TAC Chapter 290.46(s)(1)

Alleged Violation:

Investigation: 1239142 Comment Date: 03/18/2015

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.

At the time of the investigation, no well meter calibration report was provided for the investigator to review.

Investigation: 1274540 Comment Date: 08/24/2015

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.

At the time of the investigation, no well meter calibration report was provided for the investigator to review.

As of this date, violation still exist.

Investigation: 1286585 Comment Date: 10/12/2015

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.

At the time of the investigation, no well meter calibration report was provided for the investigator to review.

Recommended Corrective Action: Submit a copy of the well meter calibration report to verify compliance,

Resolution: A copy of the well meter calibration report was received by mail on September 30, 2015.

Track No: 565661

30 TAC Chapter 290.46(f)(3)(D)(ii) 30 TAC Chapter 290.46(m)(1)(A)

Alleged Violation:

Investigation: 1239142 Comment Date: 04/01/2015

Design and Construction of Storage Tanks

Failure to conduct an inspection of the ground storage tank at least annually, to determine that the vents are in place and properly screened, the roof hatches closed and locked, flap valves and gaskets provide adequate protection against insects, rodents, and other vermin, and that the interior and exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition.

NIAGRA PUBLIC WATER SUPPLY

Records

Failure to maintain and record the results of these inspections for at least five years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

At the time of the investigation on March 18, 2015, no current copies of the ground storage tank inspection (interior or exterior) reports were provided for the investigator to review. Investigation: 1274540 Comment Date: 08/24/2015

Design and Construction of Storage Tanks

Failure to conduct an inspection of the ground storage tank at least annually, to determine that the vents are in place and properly screened, the roof hatches closed and locked, flap valves and gaskets provide adequate protection against insects, rodents, and other vermin, and that the interior and exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition.

Records

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As of this date, violation is still exist

Investigation: 1286585

Comment Date: 10/12/2015

Design and Construction of Storage Tanks

Failure to conduct an inspection of the ground storage tank at least annually, to determine that the vents are in place and properly screened, the roof hatches closed and locked, flap valves and gaskets provide adequate protection against insects, rodents, and other vermin, and that the interior and exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition.

Records

Failure to maintain and record the results of these inspections for at least five years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

At the time of the investigation on March 18, 2015, no current copies of the ground storage tank inspection (interior or exterior) reports were provided for the investigator to review.

Recommended Corrective Action: Submit a copy of the latest ground storage tank inspection (interior and exterior) reports to verify compliance.

Resolution: A copy of the ground storage tank inspection report was received by mail on September 30, 2015.

Track No: 565663

30 TAC Chapter 290.46(f)(3)(D)(ii) 30 TAC Chapter 290.46(m)(1)(B)

Alleged Violation:

Investigation: 1239142

Comment Date: 04/01/2015

Design and Construction of Pressure Tanks

Failure to conduct an inspection of the pressure tank annually, to determine that the pressure release device and pressure gauge are working properly, the air-water ratio is being maintained at the proper level, the exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition. Pressure tanks provided with an inspection port must have the interior surface inspected

every five years.

Records

Failure to maintain and record the results of these inspections for at least five years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

At the time of the investigation on March 18, 2015, no current copies of the pressure tank inspection (interior or exterior) reports were provided for the investigator to review. Investigation: 1274540 Comment Date: 08/24/2015

Design and Construction of Pressure Tanks

Failure to conduct an inspection of the pressure tank annually, to determine that the pressure release device and pressure gauge are working properly, the air-water ratio is being maintained at the proper level, the exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition. Pressure tanks provided with an inspection port must have the interior surface inspected every five years.

Records

Failure to maintain and record the results of these inspections for at least five years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

At the time of the investigation on March 18, 2015, no current copies of the pressure tank inspection (interior or exterior) reports were provided for the investigator to review.

As of this date, violation still exist.

Investigation: 1286585

Design and Construction of Pressure Tanks

Failure to conduct an inspection of the pressure tank annually, to determine that the pressure release device and pressure gauge are working properly, the air-water ratio is being maintained at the proper level, the exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition. Pressure tanks provided with an inspection port must have the interior surface inspected every five years.

Records

Failure to maintain and record the results of these inspections for at least five years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

At the time of the investigation on March 18, 2015, no current copies of the pressure tank inspection (interior or exterior) reports were provided for the investigator to review.

Recommended Corrective Action: Submit a copy of the latest pressure tank inspection (interior and exterior) reports to verify compliance.

Resolution: A copy of the pressure tank inspection report was received by mail on September 30, 2015.

Track No: 566010

30 TAC Chapter 290.44(h)(4)

Alleged Violation:

Investigation: 1239142

Comment Date: 04/01/2015

Comment Date: 10/12/2015

Backflow and Siphonage

Failure to have all backflow prevention assemblies tested upon installation by a recognized backflow prevention assembly tester and certified to be operating within specifications. Backflow prevention assemblies which are installed to provide protection against health hazards must also be tested and certified to be operating within specifications at least annually by a recognized backflow prevention assembly tester.

At the time of the investigation on March 18, 2015, no copy of the backflow prevention device inspection report was provided to the investigator for review.

Investigation: 1274540

Comment Date: 08/24/2015

Backflow and Siphonage

Failure to have all backflow prevention assemblies tested upon installation by a recognized backflow prevention assembly tester and certified to be operating within specifications. Backflow prevention assemblies which are installed to provide protection against health hazards must also be tested and certified to be operating within specifications at least annually by a recognized backflow prevention assembly tester.

At the time of the investigation on March 18, 2015, no copy of the backflow prevention device inspection report was provided to the investigator for review.

As of this date, violation still exist. Investigation: 1286585

Comment Date: 10/12/2015

Backflow and Siphonage

Failure to have all backflow prevention assemblies tested upon installation by a recognized backflow prevention assembly tester and certified to be operating within specifications. Backflow prevention assemblies which are installed to provide protection against health hazards must also be tested and certified to be operating within specifications at least annually by a recognized backflow prevention assembly tester.

At the time of the investigation on March 18, 2015, no copy of the backflow prevention device inspection report was provided to the investigator for review.

Recommended Corrective Action: Submit a copy of the backflow prevention device inspection report to verify compliance.

Resolution: A copy of the backflow prevention device inspection report was received by mail on September 30, 2015.

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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

RECEIVED

April 14, 2015

TX ADMIN-AUSTIN

CERTIFIED MAIL # 7013 3020 0000 9763 5725 RETURN RECEIPT REQUESTED

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

Re: Notice of Violation for the Comprehensive Compliance Investigation at:
Niagra Public Water Supply, 3808 Hamid Blvd., Fresno, Ft. Bend County, Texas
Regulated Entity No.: 102678968, TCEQ ID No.: 0790261, Investigation No.: 1239142

Dear Mr. Foltz:

On March 18, 2015, Ms. Maggie Wright, 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 July 15, 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.

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 (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. Scot W. Foltz, Environmental Compliance Manger Page 2 April 14, 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

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

Sincerely,

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/MW/mar

Enclosure: Summary of Investigation Findings

cc: Ft. Bend Environmental Health Department

NIAGRA PUBLIC WATER SUPPLY

Investigation #

3808 HAMID BLVD

1239142 Investigation Date: 03/18/2015

FRESNO, FORT BEND COUNTY, TX 77545

Additional ID(s): 0790261

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

Track No: 564882

Compliance Due Date: 07/15/2015

30 TAC Chapter 290.46(s)(1)

Alleged Violation:

Investigation: 1239142

Comment Date: 03/18/2015

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.

At the time of the investigation, no well meter calibration report was provided for the investigator to review.

Recommended Corrective Action: Submit a copy of the well meter calibration report to verify compliance.

Track No: 565661

Compliance Due Date: 07/15/2015

30 TAC Chapter 290.46(f)(3)(D)(ii) 30 TAC Chapter 290.46(m)(1)(A)

Alleged Violation:

Investigation: 1239142

Comment Date: 04/01/2015

Design and Construction of Storage Tanks

Failure to conduct an inspection of the ground storage tank at least annually, to determine that the vents are in place and properly screened, the roof hatches closed and locked, flap valves and gaskets provide adequate protection against insects, rodents, and other vermin, and that the interior and exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition.

Records

Failure to maintain and record the results of these inspections for at least five years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

At the time of the investigation on March 18, 2015, no current copies of the ground storage tank inspection (interior or exterior) reports were provided for the investigator to review.

Recommended Corrective Action: Submit a copy of the latest ground storage tank inspection (interior and exterior) reports to verify compliance.

Track No: 565663

Compliance Due Date: 07/15/2015

30 TAC Chapter 290.46(f)(3)(D)(ii) 30 TAC Chapter 290.46(m)(1)(B)

Alleged Violation:

Investigation: 1239142

Comment Date: 04/01/2015

Design and Construction of Pressure Tanks

Summary of Investigation Findings

Page 1 of 2

NIAGRA PUBLIC WATER SUPPLY

Failure to conduct an inspection of the pressure tank annually, to determine that the pressure release device and pressure gauge are working properly, the air-water ratio is being maintained at the proper level, the exterior coating systems are continuing to provide adequate protection to all metal surfaces, and that the tank remains in a watertight condition. Pressure tanks provided with an inspection port must have the interior surface inspected every five years.

Records

Failure to maintain and record the results of these inspections for at least five years. The records must be available for review by Commission staff during annual sanitary surveys of the system.

At the time of the investigation on March 18, 2015, no current copies of the pressure tank inspection (interior or exterior) reports were provided for the investigator to review.

Recommended Corrective Action: Submit a copy of the latest pressure tank inspection (interior and exterior) reports to verify compliance.

Track No: 566010 Compliance Due Date: 07/15/2015

30 TAC Chapter 290.44(h)(4)

Alleged Violation:

Investigation: 1239142

Comment Date: 04/01/2015

Backflow and Siphonage

Failure to have all backflow prevention assemblies tested upon installation by a recognized backflow prevention assembly tester and certified to be operating within specifications. Backflow prevention assemblies which are installed to provide protection against health hazards must also be tested and certified to be operating within specifications at least annually by a recognized backflow prevention assembly tester.

At the time of the investigation on March 18, 2015, no copy of the backflow prevention device inspection report was provided to the investigator for review.

Recommended Corrective Action: Submit a copy of the backflow prevention device inspection report to verify compliance.

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

December 17, 2014

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

Re: Comprehensive Compliance Investigation at:

North Woods Estates, 25611 Stanolind, Tomball, Harris County, Texas RN102672524; TCEQ ID No. 1010915; Investigation No. 1192793

Dear Mr. Scot 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 facility to evaluate compliance with the applicable requirements for public water supply systems. No violations are being alleged as a result of the investigation. 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. Mary Hopkins in the Houston Region Office at (713) 767-3650.

Sincerely,

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/MVH/ra

cc: Harris County Public Health and Environmental Services

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

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

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 28, 2015

CERTIFIED MAIL # 7014 3490 0001 0559 6530 RETURN RECEIPT REQUESTED

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

TX ADMIN-AUSTIN

Re: Notice of Violation for the Compliance Evaluation Investigation at:

Oak Manor, Mills Branch Dr. and Dunnam Rd., Porter, Harris County, Texas

Regulated Entity No.: 102680071; TCEQ ID No.: 1011633; Investigation No.: 1209564

Dear Mr. Mr. Foltz:

On March 10 through August 24, 2015, Mr. Huyen D. Luu, P.E., 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. Please submit to this office by February 28, 2016 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violation.

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. Julia Thorp, 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 violations.

Mr. Scot W. Foltz, Compliance Manager August 28, 2015 Page 2

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

Sincerely,

Julia Thorp, Team Leader Public Water Supply Houston Region Office

JT/HDL/mar

Enclosures: Summary of Investigation Findings

cc: Harris County Public Health and Environmental Services

Summary of Investigation Findings

OAK MANOR

MILLS BRANCH DRIVE PORTER, HARRIS COUNTY, TX 77365

Additional ID(s): 1011633

Investigation #

1209564 Investigation Date: 03/10/2015

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

Track No: 540746 Compliance Due Date: 11/30/2015

30 TAC Chapter 290.39(j) 30 TAC Chapter 290.39(j)(1)(A)

Alleged Violation:

Investigation: 1179738

Comment Date: 07/11/2014

Examination of Plans and Specifications

Failure to notify the executive director prior to making any significant change or addition to the system's production, treatment, storage, pressure maintenance, or distribution facilities. On May 15, 2014, documentation was received by our office confirming that a new 315 gallon pressure tank was installed and put into service.

Please be aware that all "as built plans" must be submitted to Austin in writing for approval and that the system may apply for an exception by 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.
Investigation: 1209564 Comment Date: 04/07/2015

Examination of Plans ans Specification

Failure to notify the executive director prior to making any significant change or addition to the sytem's production, treatment, storage, pressure maintenance, or distribution facilities.

During the investigation it was noted that a new 315 gallon pressure tank has been installed and was in service. Documents presented showed that as-built plans for the two pressure tanks were submitted but were not approved for construction. See TCEQ letter dated 02/26/2015.

Recommended Corrective Action: Submit copy of an approval letter of the "as built plans" of the addition of the new pressure tank at the water system to verify compliance.

Track No: 540760 Compliance Due Date: 10/31/2015

30 TAC Chapter 290.44(c)

Alleged Violation:

Investigation: 1179738

Comment Date: 07/11/2014

Minimum Waterline Sizes

Failure to meet minimum waterline sizes. For PWSs serving communities with 26 to 50 connections, a minimum line size of three inches is required. Since the water line size is 2 inches, an exemption to the minimum waterline size is required.

Please be aware that all exemption requests must be submitted to Austin in writing for approval and that the system may apply for an exception by 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.

Investigation: 1209564

Comment Date: 08/21/2015

Minimum Waterline Size

Failure to meet the minimum waterline size for a PWS serving a community with 34

Investigation # 1209564

OAK MANOR

connections, a minimum line size of three inches is required. Since the water line size is 2 inches, a variance to the minimum waterline size is required.

According to the map of the distribution system the waterline size in the subdivision is 2 inches and the system is providing water to 34 active connections.

It is noted, that the water system was granted a temporary exception to the distibution line size by the TCEQ's Technical Review and Oversight Team on April 23, 2015. The facility was given 6 months to submit additional information before a permanent exception can be granted.

Recommended Corrective Action: Submit a copy of the permanent exception granting continued use of the current line size in the Oak Manor subdivision to verify compliance.

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

Alleged Violation:

Investigation: 1209564

Comment Date: 04/03/2015

Capacity Requirement

Failure to provide minimum well capacity of 1.5 gallons per minute per connection.

At the time of the inspection the facility had a total of 34 active connections and is required to provide 1.5 gallons per minute (gpm) per connection (conn). Your well produced a total of 45 gpm and is short a total of 6 gpm. This is calculated in the following manner:

(Required Calculation) the amount of water a system is required to provide 1.5 gpm /conn X 34 conn. = 51 gpm Required

(Short Calculation) the amount of water the system is short 51 gpm Required - 45 gpm Produced = 6 gpm 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 and Oversight Team (MC 159), P.O. Box 13087, Austin, TX 78711-3087; phone: (512) 239-4691.

It was noted that TCEQ letter dated 02/26/2015 granted approval for the construction of a 15,000 gallon ground storge tank and two 55 gpm booster pumps. Upon the completion of the contemplated project, this violation will be resolved as the factor for well production will change from 1.5 gpm/conn to 0.6 gpm/conn.

Recommended Corrective Action: Submit a compliance plan OR a photo demonstrating the new ground storage tank and service pumps have been built and installed to verify compliance.

ADDITIONALISSUES

Description

Additional Comments

Item 4

With the existing pressure tanks and number of connections, the pressure tank capacity has reached 94% of its capacity.

It was noted that TCEQ letter dated 02/26/2015 granted approval for the construction of a 15,000 gallon ground storge tank and two 55 gpm booster pumps. Upon the completion of the contemplated project, the factor for pressure tank will change from 50 gallons conn to 20 gpm/conn.

The existing pressure tank capacity will be well within the 85% rule requirements.

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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 11, 2013

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



Re:

Public Water Supply Complaint Investigation at:

Oakview Farms Subdivision, 4205 Oak Dr., Alvarado, Johnson County, Texas

RN102691227, PWS ID No. 1260010, Incident No. 188898

Dear Mr. Blackhurst:

On September 27, 2013, Ms. Ariel Yeh of the Texas Commission on Environmental Quality (TCEQ) Dallas/Fort Worth (D/FW) Regional Office conducted an investigation of the above-referenced facility in response to a complaint regarding water quality. No violations are being alleged as a result of the investigation.

If you or members of your staff have questions regarding these matters, please feel free to contact Ms. Yeh in the D/FW Regional Office at 817-588-5878

Sincerely.

Charles Marshall

Team Leader, Public Water Supply Program

D/FW Regional Office

Texas Commission on Environmental Quality

CM/acv

Enclosure:

TCEQ Incident No. 188898

TCEQ Complaint Report

10/31/2013 2:14:53PM

Incident No: 188898 Media Type: Water Start Date: Unknown

Received Date: 09/27/2013

Method: PHONE

Da: FIIONE

Regulated Entity: Oakview Farms Subdivision RN102691227

Address:

Johnson County

Physical Location: 630 OAK ST

Responsible Party: Aqua Texas Inc

Address: 1106 Clayton Ln Ste 400W, Austin, TX 78723

Work Phone: (817)367-1425

Number Complaining: 1 Frequency: Intermittent

Alleged Source: Oakview Farms Subdivision

Staff Member: AYEH

Status: Closed

Status Date: 10/31/2013

Priority: Within 30 Calendar Days



Title: Field Supervisor

Program Group: Public Water

System/Supply

Nature: Other Effect: General

Initial Problem

The complainant alleged that their water was rusty since July 2013.

Action Taken

On September 27, 2013, the complainant contacted the TCEQ DFW Region Office and reported the complaint. The complainant stated that they had been getting rusty water, and it started in July 2013. The complainant indicated that Aqua Texas Inc. is the water operating company for their subdivision, Oakview Farms.

On the same day, Aqua Texas Inc. Granbury Field Supervisor was contacted, via telephone. She stated that they did receive a complaint regarding to rusty water. She then stated that the iron might be coming out from Well #4. The operator had already flushed the mains and did not see any discoloration. The disinfectant residual was in compliance the TCEQ regulations. The Field Supervisor stated that she would ask the operator to check the complainant's property. The use of polyphosphates, an effective method for controlling discolored water problem, was then discussed with the Field Supervisor. She indicated that polyphosphate is added to the water prior entering the ground storage tanks. Records of polyphosphate usage were then requested from the water system. The documentation was submitted by the water system on the same day, via email. According to the records, Oakview Farms used about 66 gallons of polyphosphate each week. On September 30, 2013, Aqua Texas Inc. Granbury Field Supervisor provided an update, via email. She stated that the operator went to the complainant's property, and the water from the outside faucet was clear.

On October 2, 2013, the complainant was contacted and informed of the results of the investigation. The complainant stated that their water was clear.

Closure Comments

TCEQ Complaint Report

10/31/2013 2:14:53PM

Investigator

Region or Program Manager

PWS Team Leader

11-5-13

Date

Rey

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

June 6, 2014

Mr. Scott Foltz, Environmental Compliance Manager Aqua Utilities, Inc. 1106 Clayton Lane Suite 400W Austin, Texas 78723 JUN 0 9 2014

Re:

Comprehensive Compliance Investigation at:

Oakwood Acres, 30003 Oakwood Lane, Montgomery County, Texas

Regulated Entity No.: 102690278

TCEQ ID No.: 1700216, Investigation No.: 1163658

Dear Mr. Foltz:

On March 25, 2014, Ms. Elaine Jackson 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. 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. Elaine Jackson in the Houston Region Office at (713)767-3650.

Sincerely,

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/ej/kc

cc:

Montgomery County Environmental Health Services

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

February 26, 2015

RECEIVED

Mr. Scot Foltz, Compliance Manager Aqua Utilities Inc. 1106 Clayton Ln., Ste. 400W Austin, Texas, 78723-2476 MAR 0 2 2015

TX ADMIN-AUSTIN

Re: Comprehensive Compliance Investigation at:

Oakwood Village MHS, 5926 Nueces Drive, Spring, Harris Co, TX

Regulated Entity No.: 102689270, TCEQ ID No.: 1011803

Investigation No.: 1222534

Dear Mr. Foltz:

On January 22, 2015, to February 6, 2015, Ms. Hanaa Fayyadh, 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. 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. Fayyadh, in the Houston Region Office at (713)767-3650.

Sincerely,

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/HF/mar

cc: Harris County Environmental Health Department

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 5, 2014

Mr. Dan Rimann, Vice President, Operations & Engineering Aqua Texas Inc. 1106 Clayton, Suite 400W Austin, TX 78723-1066

Re: Comprehensive Compliance Investigation at:

Mobile Homes Estates, 11510 Lynda Dr., Houston, Harris County Texas

Regulated Entity No.: 102680865, TCEQ ID No. 1010288, Investigation: 1139217

Dear Mr. Rimann:

On December 10, 2013, Mr. Huyen D. Luu 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. 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. Huyen D. Luu in the Houston Region Office at (713)767-3650.

Sincerely,

Leticia De Leon, Team Leader

Public Water Supply Houston Region Office

LD/HDL/ra

cc: Harris County Public Health and Environmental Services

Don

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

RECEIVED

April 2, 2015

APR 0 8 2015

TX ADMIN-AUSTIN

CERTIFIED MAIL # 7013 3020 0000 9763 5503 RETURN RECEIPT REQUESTED

Mr. Scot W. Foltz, Compliance Manger Aqua Development, Inc. 1106 Clayton Lane, Suite 400w Austin, TX 78723-2476

Re:

Notice of Violation for the Comprehensive Compliance/Complaint Investigation at: Old Egypt Subdivision, 6515 Old FM 1488, Magnolia, Montgomery County, Texas Regulated Entity No.: 102682804

TCEQ ID No.: 1700666, Investigation No.: 1223772

Dear Mr. Foltz:

On March 10, 2015, Mr. Huyen D. Luu, P.E., 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 July 1, 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.

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.lexas.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 (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 violations review meeting to be conducted within 21 days from the date of this letter.

Mr. Scot W. Foltz, Compliance Manger Page 2 April 2, 2015

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

Sincerely,

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

LD/HDL/mar

Summary of Investigation Findings Enclosure:

Montgomery County Environmental Health Services cc:

Summary of Investigation Findings

OLD EGYPT SUBDIVISION

Investigation #

1223772 Investigation Date: 03/10/2015

, MONTGOMERY COUNTY,

Additional ID(s): 1700666

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

Track No: 564983

Compliance Due Date: 04/27/2015

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

Alleged Violation:

Investigation: 1223772

Comment Date: 03/20/2015

Ground Water Sources and Development

Failure to fine grade the well site at plant number 1 so that the site is free from depressions, reverse grades or areas too rough for proper ground maintenance so as to ensure that surface water will drain away from the well.

Recommended Corrective Action: Submit photo or document showing that the well site has been properly graded to verify compliance.

Track No: 565475

Compliance Due Date: 07/01/2015

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

Alleged Violation:

Investigation: 1223772

Comment Date: 03/26/2015

Capacity Requirement

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

At the time of the inspection the facility had a total of 1057 active connections and is required to provide 0.6 gallons per minute (gpm) per connection (conn). Your well produced a total of 605 gpm and is short a total of 29.2 gpm. This is calculated in the following manner:

Required

0.6 gpm /conn X1057 conn. = 634.2 gpm Total

Short

634.2 gpm Required - 605 gpm Produced = 29.2 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 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.

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

RECEIVED

February 12, 2015

FEB 1 7 2015

TX ADMIN-AUSTIN

CERTIFIED MAIL #7011 3500 0000 0287 6161 RETRUN RECEIPT REQUESTED

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

Re:

Notice of Violation for the Compliance Evaluation Investigation at:

Lakes of Rosehill Water System, Wild Rose Trail, Houston, Harris County, Texas Regulated Entity No.: 102643376, TCEQ ID No.: 1013050, Investigation No.: 1215929

Dear Mr. Foltz:

On December 15, 2014, Ms. Alethea Seals 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. Please submit to this office by April 14, 2015, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violations.

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 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 DeLeon, will schedule a violation review meeting to be

Mr. Scot W. Foltz, Compliance Manager February 12, 2015 Page 2

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 violations.

If you or members of your staff have any questions, please feel free to contact Ms. Alethea Seals, in the Houston Region Office at 713/767-3595.

Sincerely,

Leticia DeLeon, Team Leader

Public Water Supply Houston Region Office

LD/AS/mar

Enclosures: Summary of Investigation Findings

cc: Harris County Public Health and Environmental Services