

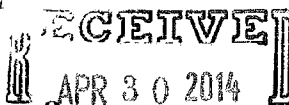
Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 28, 2014



E SIGNATURE CONFIRMATION # 91 3408 2133 3931 8424 5728

BY: _____

Mr. Dan Rimann, Vice President of Operation & Engineering
Aqua Texas, Inc.
1106 Clayton Lane Ste 400 W
Austin, TX 78723

Re: Notice of Violation for Public Water Supply Comprehensive Compliance Investigation at:
Whippoorwill Bay Subdivision, 232 Blue Bird Ct., Granbury, Hood County, Texas
RN102688074, PWS ID No. 1110027, Investigation No. 1163640, Incident No. 193852

Dear Mr. Rimann:

On February 19, 2014, 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 regulated entity to evaluate compliance with applicable requirements for public water supply. A complaint investigation was also conducted. 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 **July 28, 2014**, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation.

In the listing of the alleged violation, we have cited applicable requirements, including TCEQ rules. Please note that both the rules themselves and the agency brochure entitled *Obtaining TCEQ Rules* (GI 032) are located on our agency website at <http://www.tceq.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 D/FW Regional Office at (817) 588-5800 or the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violation documented in this notice. Should you choose to do so, you must notify the D/FW Regional Office within 10 days from the date of this letter. At that time, Mr. Charles Marshall, Public Water Supply Program 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.

Mr. Dan Rimann

Page 2

April 28, 2014

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

Sincerely,

A handwritten signature in black ink, appearing to read 'Charles Marshall', with a stylized, cursive script.

Charles Marshall
Team Leader, Public Water Supply Program
D/FW Regional Office
Texas Commission on Environmental Quality

CM/acy

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

WHIPPOORWILL BAY SUBDIVISION

232 BLUE BIRD CT

GRANBURY, HOOD COUNTY, TX 76049

Investigation #

1163640

Investigation Date: 02/19/2014

Additional ID(s): 1110027

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

Track No: 533192

Compliance Due Date: 07/28/2014

30 TAC Chapter 290.45(g)

Alleged Violation:

Investigation: 1163640

Comment Date: 04/16/2014

Failure to provide a total well capacity of 0.39 gpm per connection, as specified in the alternative capacity requirement.

30 TAC 290.45(g) states that public water systems may request approval to meet alternative capacity requirements in lieu of the minimum capacity requirements specified in this section. Any water system requesting to use an alternative capacity requirement must demonstrate to the satisfaction of the executive director that approving the request will not compromise the public health or result in a degradation of service or water quality. Alternative capacity requirements are unavailable for groundwater systems serving fewer than 50 connections without total storage as specified in subsection (b)(1) of this section or for noncommunity water systems as specified in subsections (c) and (d) of this section.

An alternative capacity requirement (ACR) of 0.39 gallons per minute (gpm)/ connection was granted to the water system for the well production capacity on January 13, 2009. Based on the number of connections, Whippoorwill Bay Subdivision is required to provide 86 58 gpm. On the day of the investigation, a total well capacity of 80 gpm was observed. This is a 7.6 % deficiency.

Recommended Corrective Action: Submit documentation demonstrating that the water system provides a minimum production capacity of at least 0.39 gpm per connection. The water system also has the option to request another ACR to these requirements by writing to the TCEQ Plan and Technical Review Section. The ACR request shall be sent to: TCEQ, Water Supply Division, Plan and Technical Review Section, MC 159, P.O. Box 13087, Austin, TX 78711-3087; phone: (512) 239-4961.

Dickie

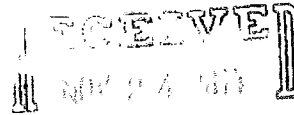
Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

November 21, 2014



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

BY: 

Re: Public Water Supply Comprehensive Compliance Investigation at:
Willows Springs Addition, 15550 Willow Bend Drive, Justin, Denton County, Texas
RN102670676, PWS ID No. 0610237, Investigation No. 1208740

Dear Mr. Foltz:

On October 9, 2014, Ms. Crystal Watkins 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 Ms. Crystal Watkins in the D/FW Regional Office at (817) 588-5804.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Marshall".

Charles Marshall
Team Leader, Public Water Supply Program
D/FW Regional Office

CM/cdw

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



Dickie

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

January 11, 2016

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

RECEIVED

JAN 14 2016

TX ADMIN-AUSTIN

Re: Public Water Supply Comprehensive Compliance Investigation (CCI) at:
Willow Wood Addition Meadow Vista, Denton County, Texas
RN 102671187, PWS ID No. 0610212, Investigation No. 1301013

Dear Mr. Foltz:

On December 16, 2015, Ms. Daniela Hill 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 Ms. Hill in the D/FW Regional Office at (817) 588-5810.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Marshall".

Charles Marshall
Team Leader, Public Water Supply Program
D/FW Regional Office

CM/dh

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



July

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 21, 2013

RECEIVED
FEB 23 2013

BY:

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

Re: Comprehensive Compliance Investigation at:
Willowwood Addition Meadow Vista, Denton County, Texas
TCEQ ID No.:0610212, RN No. 102671187, Investigation No. 1057525

Dear Mr. Blackhurst:

On February 6, 2013, Mr. Robert E. Ferry of the Texas Commission on Environmental Quality (TCEQ), DFW Region 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. No further submittal from you 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 regarding these matters, please feel free to contact Mr. Ferry in the DFW Region Office at (817) 588-5814.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Marshall".

Charles Marshall
Team Leader, Public Water Supply Section
DFW Regional Office

CM/ref

Pickens

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



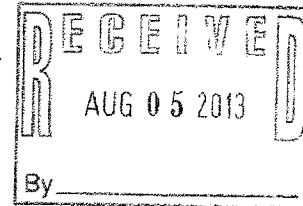
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

August 2, 2013

E SIGNATURE CONFIRMATION # 91 3408 3931 8432 1950

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



Re: Notice of Violation for Public Water Supply Comprehensive Compliance Investigation at:
Windsor Estates, Windsor Lane, Springtown, Parker County, Texas
RN 102680907, PWS ID No. 1840076, Investigation No. 1094975

Dear Mr. Blackhurst:

On June 4, 2013, Ms. Merissa Green of the Texas Commission on Environmental Quality (TCEQ) Dallas/Fort Worth (D/FW) Regional Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for public water supply systems. Enclosed is a summary which lists the investigation findings. During the investigation, some concerns were noted which were alleged noncompliances that have been resolved as Areas of Concern based on subsequent corrective action. In addition, a certain outstanding alleged violation was identified for which compliance documentation is required. Please submit to this office by **October 4, 2013**, a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violation.

In the listing of the alleged 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 D/FW Regional Office at (817) 588-5800 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 D/FW Regional Office within 10 days from the date of this letter. At that time, Mr. Charles Marshall, Public Water Supply Program 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

Mr. Steve Blackhurst

Page 2

August 2, 2013

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. Green in the D/FW Regional Office at (817) 588-5846.

Sincerely,

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

Charles Marshall

Team Leader, Public Water Supply Program

D/FW Regional Office

Texas Commission on Environmental Quality

CM/mg

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

WINDSOR ESTATES

254 WONDER DR
SPRINGTOWN, PARKER COUNTY, TX 76082

Investigation #

1094975
Investigation Date: 06/04/2013

Additional ID(s): 1840076

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

Track No: 509008 Compliance Due Date: 10/04/2013

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

Alleged Violation:

Investigation: 1094975

Comment Date: 07/26/2013

Failure to provide a suitable and functional sample tap on Well #3.

During the comprehensive compliance investigation on June 4, 2013, it was noted that there was no functional sample tap on Well #3.

30 TAC 290.41(c)(3)(M) states a suitable sampling cock shall be provided on the discharge pipe of each well pump prior to any treatment.

Recommended Corrective Action: Install a suitable sample tap on Well #3. Submit a letter and a photograph of the improvements made to the well to the TCEQ Region 4 Office to document that the alleged violation has been corrected.

AREA OF CONCERN

Track No: 509006

30 TAC Chapter 290.46(m)

Alleged Violation:

Investigation: 1094975

Comment Date: 07/26/2013

Failure to maintain the ground storage tank at Water Plant #2.

During the comprehensive compliance investigation, it was noted that there were clumps of material floating on the surface of the water in the ground storage tank at Water Plant #2.

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

Recommended Corrective Action: Properly drain, clean, and disinfect the ground storage tank according to AWWA standards prior to returning the tank to service. Provide information on the action taken to the TCEQ Region 4 Office to document that the alleged violation has been corrected.

Resolution: Following the onsite investigation, the investigator received information from the water system officials on the action taken. The tank was drained and cleaned before returning to service. It appears the alleged violation has been corrected.

Track No: 509007

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

Alleged Violation:

Investigation: 1094975

Comment Date: 07/26/2013

Failure to properly seal the wellhead at Well #4.

During the comprehensive compliance investigation on June 4, 2013, it was noted that there was no gasket or sealing compound used to properly seal the wellhead at Well #4.

30 TAC 290.41(c)(3)(K) states wellheads and pump bases shall be sealed by a gasket or sealing compound and properly vented to prevent the possibility of contaminating the well water.

Recommended Corrective Action: Properly seal the wellhead at Well #4 with a gasket or sealing compound. Submit a letter and supporting documentation to the TCEQ Region 4 Office to document that the alleged violation has been corrected.

Resolution: On June 13, 2013, the water system submitted a photograph of the wellhead with a gasket installed to provide a proper seal. This appears to resolve the alleged violation.

ADDITIONAL ISSUES**Description**

Item 4

Additional Comments

During the investigation, it was noted that the flow meters on the wells were soon to be due for calibration or an accuracy verification. The most recent calibration record on file was dated June 28, 2010. Please ensure that the flow meters are calibrated or verified for accuracy at least once every three years.

Dickie

Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
John J. Hermann, *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 Foltz, Regional Environmental Compliance Manager
Aqua Utilities Inc.
1106 Clayton Lane, Suite 400W
Austin, Texas, 78723-2476

DEC 02 2015

TX ADMIN-AUSTIN

Re: Public Water Supply Comprehensive Compliance Investigation (CCI) at:
Woodland Hills, 125 Woodland Hill Drive, Denton County, Texas
RN 102673357, PWS ID No. 0610084, Investigation No. 1289422

Dear Mr. Foltz:

On October 28, 2015, Ms. Daniela Hill 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, however, please see the enclosed Additional Issue.

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. Hill in the D/FW Regional Office at (817) 588-5810.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Marshall".

Charles Marshall
Team Leader, Public Water Supply Program
D/FW Regional Office

CM/dh

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

WOODLAND HILLS

Investigation #

1289422

Investigation Date: 10/28/2015

, DENTON COUNTY,

Additional ID(s): 0610084

No Violations Associated to this Investigation

ADDITIONAL ISSUES

Description

Item 1

Additional Comments

During the comprehensive compliance investigation on October 28, 2015, it was noted that the water system was operating at approximately 86.4% of its minimum required production capacity. This is based on the current water system connections and production source of 0.031 MGD produced by Well #1 (G0610084A).

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 30 TAC 290 shall submit to the executive director a planning report that clearly explains how the retail public utility will provide the expected service demands to the remaining areas within the boundaries of its certified area. Please submit an adequate planning report to the TCEQ Utilities and District Section within 90 days.

Notice

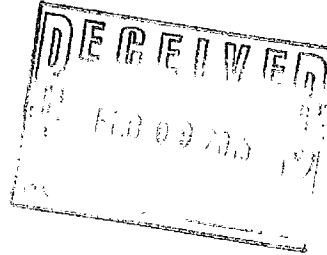
Bryan W. Shaw, Ph.D., P.E., *Chairman*
Toby Baker, *Commissioner*
Zak Covar, *Commissioner*
Richard A. Hyde, P.E., *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 5, 2015



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

Re: Public Water Supply Comprehensive Compliance Investigation at:
Woodlands of Parker County & Old Bank, Weatherford, Parker County, Texas
RN 102676822, PWS ID No. 1840138, Investigation No. 1222106

Dear Mr. Foltz:

On December 18, 2014, Dan Atambo 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. Atambo in the D/FW Regional Office at (817) 588-5803.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Marshall".

Charles Marshall
Team Leader, Public Water Supply Program
D/FW Regional Office

CM/oda

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



11 NOV 17 2014

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY.....

Protecting Texas by Reducing and Preventing Pollution

November 13, 2014

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

Re: Public Water Supply Comprehensive Compliance Investigation at:
Wren Water System, 7703 Houston Rd., Sanger, Denton County, Texas
RN102683455, PWS ID No. 0610009, Investigation No. 1205378

Dear Mr. Foltz:

On October 8, 2014, Ms. Crystal Watkins 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 Ms. Crystal Watkins in the D/FW Regional Office at (817) 588-5804.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Marshall".

Charles Marshall
Team Leader, Public Water Supply Program
D/FW Regional Office

CM/cdw

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 8, 2015

RECEIVED

DEC 10 2015

TX ADMIN-AUSTIN

Mr. Scot Foltz, Environmental Compliance Manager
Aqua Texas Inc.
1106 Clayton Ln, Ste 400W
Austin, TX 78723-1066

Re: Comprehensive Compliance Investigation at:
WWWW Water System, Located off CR 246 (Smith Co.), TX
RN102685161, PWS ID No.: 2120077, Investigation No. 1294325

Dear Mr. Foltz:

On November 18, 2015, Mr. Kevin Glanton of the Texas Commission on Environmental Quality (TCEQ) Tyler Region Office conducted an investigation of the above-referenced system to evaluate compliance with applicable requirements for public water systems. No violations were documented during the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Kevin Glanton in the Tyler Region Office at (903) 535-5133.

Sincerely,

A handwritten signature in black ink, appearing to read "Cara C. Fisher".

Ms. Cara C. Fisher
Water Work Leader
Tyler Region Office

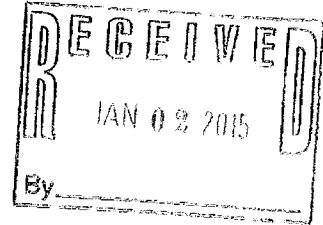
CCF/rkg

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 23, 2014



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

Re: Public Water Supply Comprehensive Compliance Investigation at:
River Country Acres, Granbury, Hood County, Texas
RN102679784, PWS ID No. 1110045, Investigation No. 1215488

Dear Mr. Foltz:

On November 20, 2014, 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 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 Ms. Yeh in the D/FW Regional Office at 817-588-5878.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles Marshall".

Charles Marshall
Team Leader, Public Water Supply Program
D/FW Regional Office

CM/acy

State of Texas, Department of Health

Division of Environmental Health

State of Texas, Department of Health

Division of Environmental Health

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protection Through Reducing and Preventing Pollution

November 30, 2006

Mr. Steve Blackhurst, P.E.
Regional Environmental Compliance Manager
Aqua Texas
1421 Wells Branch
Pflugerville, Texas 78660

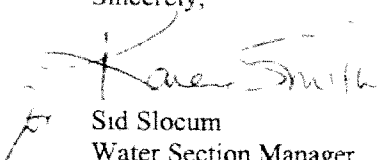
Re: Reconnaissance Investigation at:
Hood County Utilities, Blue Water Shores Wastewater Treatment Facility, Granbury, (Hood County)
TCEQ ID No.: WQ0013022-001, EPA ID No.: TX0098264

Dear Mr. Blackhurst:

On November 10, 2006, Mr. Robert E. Ferry of the Texas Commission on Environmental Quality (TCEQ) DFW Regional Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for wastewater treatment. During the investigation, some concerns were noted which were alleged non-compliances that have been noted and resolved. Also, please see the Additional Issues in the attached investigation report.

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. Ferry in the D/FW Region Office at (817) 588-5800 or directly at (817) 588-5814.

Sincerely,


Sid Slocum
Water Section Manager
Dallas/Fort Worth Regional Office

SS/ref

enc: Investigation No. 519581

Texas Commission on Environmental Quality
Investigation Report
HOOD COUNTY UTILITIES INC
CN600634240

BLUE WATER SHORES

RN102957024

Investigation # 519581 Investigator: ROBERT FERRY Conducted: 11/10/2006 – 11/10/2006 Program(s): WASTEWATER Investigation Type : Compliance Investigation Additional ID(s) : WQ0013022001 TX0098264 Address: 4704 BLUE WATER CIR; GRANBURY, TX 76049	Incident # <u>Site Classification</u> DOMESTIC MINOR SIC Code: 4952 NAIC Code: 221320 Location : LOCATED ON 4704 BLUE WATER CIRCLE IN HOOD COUNTY Activity Type: REGION 04 - DFW METROPLEX WWRECONMIN - WW Recon Minor
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Principal(s) :

Role	Name
RESPONDENT	HOOD COUNTY UTILITIES INC

Contact(s) :

Role	Title	Name	Phone
Regulated Entity Mail Contact	REGIONAL ENVIRONMENTAL COMPLIANCE MANAGER	MR STEVE BLACKHURST PE	(512) 990-4404
Regulated Entity Contact	FIELD SUPERVISOR	MS NOLA FARRIS	(817) 367-1425
Participated in Investigation	OPERATOR	MR JERRY VALDEZ	

Other Staff Member(s) :

Role	Name
Supervisor	KAREN SMITH

Associated Check List

<u>Checklist Name</u>	<u>Unit Name</u>
WQ COMPLIANCE CHECK/RECONNAISSANCE INVE	Blue Water Shores

Investigation Comments :

INTRODUCTION

The Hood County Utilities, Inc. / Blue Water Shores Wastewater Treatment Facility was investigated on 11/10/2006 to determine compliance with applicable wastewater treatment regulations. This facility was recently purchased by Aqua Texas and is now operated by them. This investigation is a reconnaissance compliance investigation undertaken to assess the new owners / operators. An exit interview, explaining the results of the investigation, was conducted following the investigation with Aqua Texas employees Mr. Steve Blackhurst, P.E. - Regional Environmental Manager, Ms. Nola Farris - Field Supervisor, and Mr. Jerry Valdez - Operator. A General Compliance letter was sent on 11/30/2006 to acknowledge compliance.

GENERAL FACILITY AND PROCESS INFORMATION

BLUE WATER SHORES - GRANBURY

11/10/2006 Inv. # - 519581

Page 2 of 3

Hood County Utilities is permitted to operate a 0.088 MGD activated sludge package treatment plant whose source of wastewater is domestic sewage from a mostly mobile home community. Treatment units include:

- an equalization basin,
- bar screen,
- aeration basin,
- clarifier,
- chlorine contact basin, and
- sludge holding tank.

The primary and secondary flow measuring devices are a 60 degree V-notch weir and a Badger ultrasonic flow meter. There are a total of six lift stations with visual alarms in the collection system. Five of these lift stations feed the main lift station located on Blue Water Court.

The following modifications / improvements have been made to the facility since the new owners took possession on July 8, 2006.

- additional safety rails have been added,
- the clarifier chain was replaced,
- a sump pump has been added to the chlorine contact chamber to remove any solids that may accumulate,
- the chlorine tablet system has been removed and replaced with liquid chlorine and a new pump,
- a standby pump for the equalization basin has been added,
- a potable water line and RPZ has been connected to the system, and
- lift stations have been cleaned and upgraded, including three replacement pumps.

The facility discharges via pipe to Lake Granbury in Segment No. 1205 of the Brazos River Basin. The discharge point into Lake Granbury is under water and approximately 50 feet from the lake shore; therefore, direct observation of the receiving water was not possible.

Effluent samples were not collected as part of the recon. Samples will be collected in December 2006 as part of the Lake Granbury Sampling Project.

The effluent samples collected by the facility are typically analyzed by Talem Labs for BOD and TSS. Field measurements are typically analyzed by the plant operator. Sludge is hauled to the wastewater treatment plant at Willow Park. The annual sludge report was submitted as required.

BACKGROUND INFORMATION

There are currently two Agreed Orders in effect for the facility. One was issued on January 11, 2005 for permit limit violations. The other Agreed Order was issued on January 18, 2006 for an unauthorized discharge that entered Lake Granbury.

ADDITIONAL INFORMATION

The SV30 for the aeration basin was 575 ml. The sludge judge showed that the sludge blanket was 5 feet deep and 5 feet from the surface. The BOD and TSS results for the months that Aqua Source has been in full control of the plant (August, September, and October) have all been well within permit limits.

NOV Date	Method
11/30/2006	WRITTEN

ALLEGED VIOLATIONS NOTED AND RESOLVED

Track No: 260932

Resolution Date: 11/28/2006

2D TWC Chapter 26.121(a)

Alleged Violation:
Investigation: 519581

Comment Date 11/28/2006

BLUE WATER SHORES - GRANBURY

11/10/2006 Inv. # - 519581

Page 3 of 3

Failure to prevent an unauthorized discharge. An electrical power failure caused an overflow of an estimated 100 gallons from a lift station

Recommended Corrective Action: Take appropriate preventative measure to reduce or eliminate unauthorized discharges from the collection system

Resolution: Proper notification and cleanup were conducted for the unauthorized discharge

Additional Issues

Description

Additional Comments

Item 2

The plant no longer has a staff gauge as part of the primary flow measuring device. The primary flow measuring device should include a staff gauge in addition to the weir. The staff gauge should be installed upstream of the weir crest a distance of at least three, and preferably four times the maximum head expected over the weir.

Item 3

The v-notch weir is showing signs of rust and corrosion. It also appears to have been cut manually from a steel plate. According to the "Isco Open Channel Flow Measurement Handbook", the weir should consist of a thin plate 1/8 to 1/4 inch thick with a sharp upstream edge. Evaluate the weir and determine if it should be upgraded to meet design requirements.

Signed


Environmental Investigator

Date

11-24-06

Signed


Supervisor

Date

11/29/06

Attachments: (in order of final report submittal)

___ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) . Letter

___ Investigation Report

___ Sample Analysis Results

___ Manifests

___ NOR

___ Maps, Plans, Sketches

☒ Photographs

___ Correspondence from the facility

☒ Other (specify) .

Field - 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000

David L. Slocum
Commissioner
Greg A. Diehl, Deputy Commissioner
Mark P. Vetter, Assistant Commissioner

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

August 6, 2008

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

Re: Notice of Compliance with Notice of Violation (NOV) dated May 30, 2008:
Chisholm Springs Wastewater Treatment Facility, (Wise County) Texas
RN102343290, TCEQ Additional ID: WQ0014129-001, Investigation No. 688404

Dear Mr. Blackhurst:

This letter is to inform you that Texas Commission on Environmental Quality (TCEQ) TCEQ Dallas/Fort Worth Region Office has received adequate compliance documentation on July 15, 2008 to resolve the alleged violation documented during the investigation of the above-referenced regulated entity conducted on April 16, 2008. 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 Greg Diehl at the Dallas/Fort Worth Region Office at 817-588-5898.

Sincerely,



Sid Slocum
Water Section Manager
Dallas/Fort Worth Region Office

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



Dickie

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 28, 2016

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

RECEIVED

Re: Complaint Investigation at:
Aqua Texas, Inc. Chisholm Springs Wastewater Treatment Facility
Wise and Tarrant Counties
Regulated Entity: 102343290, TCEQ ID: WQ0014910001, EPA ID: TX0119687

TX ADMIN-AUSTIN

Dear Mr. Foltz:

On February 17, 2016, Ms. Audrey Aringo of the Texas Commission on Environmental Quality (TCEQ) Dallas/Fort Worth (DFW) Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for wastewater collection. Enclosed is a summary which lists the investigation findings. No violations are being alleged as a result of the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Ms. Aringo in the DFW Region Office at (817) 588-5874.

Sincerely,

A handwritten signature in dark ink, appearing to read "Jeff Tate".

Jeff Tate, Water Section Manager
Dallas/Fort Worth Region Office

JT/aa

Enclosures: Investigation Report #1319015

| cc: Mr. Dickie Smethers, Field Supervisor, 9450 Silver Creek Rd, Fort Worth, Texas 76108
(w/enclosures)

MWD_WQ0014910-001_CO_20160328_COMPLAINT
Texas Commission on Environmental Quality
Investigation Report

The TCEQ is committed to accessibility. If you need assistance in accessing this document, please contact oce@tceq.texas.gov

Customer: Aqua Development, Inc.
Customer Number: CN600789705

Regulated Entity Name: CHISOLM SPRINGS

Regulated Entity Number: RN102343290

Investigation # 1319015

Incident Numbers

227233

227237

227577

Investigator: AUDREY ARINGO

Site Classification

Conducted: 02/17/2016 -- 02/17/2016

SIC Code: 4952

NAIC Code: 221320

Program(s): WASTEWATER

Investigation Type: Compliance Investigation

Location: 2 MI SOUTH OF THE INTERSECTION OF HWY
81/287 AND HWY 114 IN WISE AND TARRANT COUNTIES

Additional ID(s): TX0119687
WQ0014910001

Address: ,
, ,

Local Unit: REGION 04 - DFW METROPLEX

Activity Type(s): WWCMPPL - WW Complaint

Principal(s):

Role	Name
RESPONDENT	AQUA DEVELOPMENT INC
RESPONDENT	AQUA TEXAS INC

Contact(s):

Role	Title	Name	Phone
REGULATED ENTITY CONTACT	OPERATOR	MR MIKE HERNANDEZ	Work (817) 367-3625 Work (915) 872-6750
REGULATED ENTITY MAIL CONTACT	COMPLIANCE MANAGER	MR SCOT FOLTZ	Cell (512) 844-6475 Work (512) 990-4400
REGULATED ENTITY CONTACT	FIELD SUPERVISOR	MR DICKIE SMETHERS	Work (817) 367-3625 x. 109 Work (817) 367-1409 Fax (817) 367-1409

Other Staff Member(s):

Role	Name
QA Reviewer	ERIC AGNEW
Supervisor	GREG DIEHL

Associated Check List**Checklist Name**

WQ COMPLAINT INVESTIGATION

Unit Name

Chisholm Springs

Investigation Comments:**INTRODUCTION**

On February 3, 2016, the TCEQ DFW Region Office received a complaint alleging that Chisholm Springs WWTP was discharging wastewater with a noxious odor into a creek. A site investigation was conducted by Environmental Investigator Audrey Aringo on February 17, 2016 with no prior notification to the permittee. No violations are being cited as a result of this investigation. A copy of this report was sent to the complainants.

GENERAL FACILITY AND PROCESS INFORMATION

Aqua Texas owns, operates, and maintains the Chisholm Springs WWTP and collection system. The Chisholm Springs WWTP is permitted to discharge 0.45MGD.

BACKGROUND

The last comprehensive compliance investigation was conducted on May 21, 2015. Please refer to investigation report #1252428 for complete investigation findings.

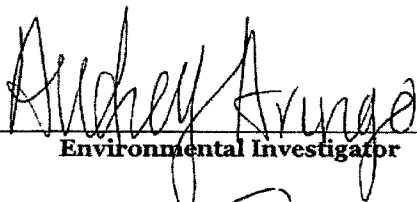
ADDITIONAL INFORMATION

On February 17, 2016, the investigator met onsite with one of the complainants at 1140. According to the complainants, the WWTP was dumping effluent that had a noxious odor into the creek, and foaming was observed in the creek. The investigator observed the site at the creek where effluent is discharged from Chisholm Springs WWTP. No noxious odor was detected while observing the site at the receiving stream. At the time of the investigation, no unusual conditions were observed at the receiving stream.

The investigator drove around with the vehicle's windows down and surveyed the Chisholm Springs neighborhood and did not detect any noxious odors. As the allegations against the entity could not be substantiated during the investigation, no violations were cited. As required, a letter and a copy of the investigation report were sent to two of the complainants and the regulated entity. One of the complainants remained anonymous and so was not provided a report of the investigation findings.

No Violations Associated to this Investigation

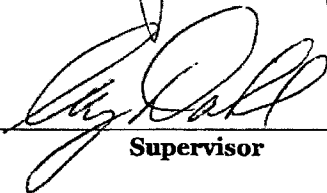
Signed


Environmental Investigator

Date

3/24/16

Signed


Supervisor

Date

3/25/16

Attachments: (in order of final report submittal)

☐ Enforcement Action Request (EAR)

☒ Letter to Facility (specify type) : Compliance

☐ Investigation Report

☐ Sample Analysis Results

☐ Manifests

☐ Notice of Registration

☐ Maps, Plans, Sketches

☒ Photographs

☐ Correspondence from the facility

☐ Other (specify) :

WATER AND AIR QUALITY
COMMISSION
REGULATORY AND COMPLIANCE
DIVISION

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting the Environment and Promoting Pollution Prevention

May 30, 2008

CERTIFIED MAIL 91 3408 2133 3931 2063 9482
RETURN RECEIPT REQUESTED

RECEIVED

Mr. Steve Blackhurst, Regional Compliance Manager
Aqua Texas
1190 Clayton Lane, Suite 400 W
Austin, Texas 78723

BY: _____

Re Notice of Violation for the Chisholm Springs Wastewater Treatment Facility at:
Approximately 2 miles south of the intersection of Highway 81 Highway 114. (Wise County),
Texas.
TCEQ ID No : WQ0014129-001; EPA ID No.: TX0119687

Dear Mr. Blackhurst:

On April 16, 2008, Greg Diehl of the Texas Commission on Environmental Quality (TCEQ) DFW Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for wastewater treatment. A follow-up investigation was conducted on May 19, 2008 by Suzanna Perea and Vik Kafley of the TCEQ. Enclosed is a summary which lists the investigation findings. Certain outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by **June 30, 2008** 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 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. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violation(s) documented in this notice. Should you choose to do so, you must notify the DFW Region Office within 10 days from the date of this letter. At that time, Sid Slocum, Water Section Manager will schedule a violation review meeting to be conducted within 21 days of 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.

Steve Blackhurst
May 30, 2008
Page 2

If you or members of your staff have any questions, please feel free to contact Mr. Diehl in the DFW Region Office at 817-588-5898.

Sincerely,

Sid Slocum
Water Section Manager
DFW Region Office

SS/gd

Enclosures: Summary of Investigation Findings
 Obtaining TCEQ Rules
 RG-395, Unauthorized Discharges and Sanitary Sewer Overflows

Texas Commission on Environmental Quality
Investigation Report
AQUA DEVELOPMENT INC
CN600789705

CHISOLM SPRINGS

RN102343290

Investigation # 670858

Incident # 105975

Investigator: GREG DIEHL

Site Classification

DOMESTIC MINOR

Conducted: 04/16/2008 -- 04/16/2008

SIC Code: 4952

NAIC Code: 221320

Program(s): WASTEWATER

Investigation Type : Compliance Investigation

Location : 2 MI SOUTH OF THE
 INTERSECTION OF HWY 81 AND HWY 114
 IN WISE AND TARRANT COUNTIES

Additional ID(s) : TPDES0119687
 WQ0014129001

Address: ; ,

Activity Type: REGION 04 - DFW METROPLEX
 WWCML - WW Complaint

Principal(s) :

Role	Name
RESPONDENT	AQUA DEVELOPMENT INC

Contact(s) :

Role	Title	Name	Phone
Regulated Entity Mail Contact	REGIONAL ENVIRONMENTAL COMPLIANCE MANAGER	MR STEVE BLACKHURST PE	
Regulated Entity Contact	FIELD SUPERVISOR	MR DICKIE SMETHERS	Cell (817) 367-1409
Regulated Entity Contact	WASTEWATER COMPLIANCE COORDINATOR	MR ABEL BAUTISTA	Work (281) 808-6396

Other Staff Member(s) :

Role	Name
QA Reviewer	SUZANNA PEREA
Supervisor	KAREN SMITH
Investigator	SUZANNA PEREA
Investigator	VIKIRAN KAFLEY

Associated Check List

Checklist Name

WQ COMPLAINT INVESTIGATION

Unit Name

Chisholm Springs

Investigation Comments :

INTRODUCTION

The TCEQ DFW Region office received a complaint on April 7, 2008 concerning a recurring discharge of wastewater from a manhole at the terminus of Outfitter's Court in Chisholm Springs. The complainant said there was an odor problem and was also concerned about mosquitoes breeding in the area because the ground is constantly saturated. A second complaint was received on May 19, 2008. TCEQ Environmental Investigator Greg Diehl conducted an investigation on April 16, 2008. A follow-up investigation was conducted by TCEQ Environmental Investigators Suzanna Perea and Vik

Kafley on May 19, 2008. A notice of violation was issued to facilitate compliance. A copy of this report was provided to both of the complainants.

INVESTIGATION FINDINGS

Mr. Diehl conducted the initial investigation on April 16, 2008. At the time of the investigation, there was no discharge coming from the manhole, however, there was evidence that there had been an unauthorized discharge previously. Aqua Texas had reported an unauthorized discharge totaling 2000 gallons on March 27, 2008. There was no apparent odor, although the wind was very strong and any odor would have been difficult to detect.

The ground south and west of the Outfitter's Court cul-de-sac was very wet and appeared as if it were continuously wet for an extended period of time. There appeared to be at least three locations where water was seeping up from the ground and draining past the manhole in a generally westward direction. There is a well located at the end of outfitter's court, although it is not currently functional. The water did not appear to be seeping from the area of the well.

Water appeared to be seeping from the ground near a residence located on the south side of the cul-de-sac, apparently from two locations: one near the backyard and one near the front, in the vicinity of an electrical box. The water from both of these sources merged and flowed across a vacant lot and around the side of the cul-de-sac and then westward past the manhole and well. The third apparent source of seepage was from the ground to the north of the manhole. TCEQ PWS Investigator Brandon Cooper conducted investigations of this area in February and April 2008. Mr. Cooper concluded that the source of this water was frequent backwashing of the potable water lines which is being conducted to address high levels of iron in the water supply.

Following the investigation, Mr. Diehl spoke to Mr. Dickie Smethers, Field Supervisor for Aqua Texas. Mr. Smethers indicated that the wastewater treatment plant at Chisholm Springs has been installed but has not been in operation because there is not enough flow being generated from the current residences. Chaney Environmental has been hired to pump and haul both of the lift stations as needed (at least once every other day). Waste is hauled to the treatment plant at Aqua Texas Shale Creek development.

A follow-up investigation was conducted by TCEQ Environmental Investigators Suzanna Perea and Vik Kafley on May 19, 2008. During this investigation, there was clear evidence of another unauthorized discharge of wastewater from the manhole. The area around the manhole was still wet and there were visible deposits of sludge on the ground. The area had recently been treated with HTH. The investigators were able to follow the flow of the discharge toward the west to the fence line where it appeared to flow onto the adjacent property toward a stock tank. Aqua Texas reported an unauthorized discharge totaling 250 gallons on May 19, 2008.

BACKGROUND/ADDITIONAL INFORMATION

The permit for the wastewater treatment plant (WQ0014129-001) expired on December 1, 2006. Mr. Diehl spoke to Mr. Abel Bautista, Aqua Texas Wastewater Compliance Coordinator, on May 14, 2008 concerning the status of the permit. Mr. Bautista indicated that he is working on the permit application and hopes to submit it to TCEQ in the near future. Although there is a wastewater treatment plant constructed on site, it has not been on line because there is not enough flow to keep the plant functioning efficiently. Mr. Bautista estimates that they would need about 100 customers (homes) before they have sufficient flow to operate the plant.

A copy of TCEQ Regulatory Guidance Document RG-395 Unauthorized Discharges and Sanitary Sewer Overflows was provided to Aqua Texas along with a summary of this report.

NOV Date
05/30/2008

Method
WRITTEN

OUTSTANDING ALLEGED VIOLATIONS

Track No: 334707

Compliance Due Date: 06/30/2008

TWC Chapter 26.121

Alleged Violation:

Investigation 670858

Comment Date: 05/22/2008

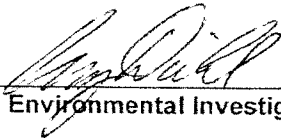
Failure to prevent the unauthorized discharge (UD) of wastewater from the collection system. On two occasions (April 16, 2008 and May 19, 2008) the TCEQ DFW region documented evidence of sanitary sewer overflows from the manhole located at the end of Outfitter's Court.

During the May 19, 2008 investigation, there was evidence that the UD had not been properly mitigated. Although the area had been disinfected, sludge deposits were visible throughout the discharge route. There was no effort to contain the discharge or return it to the collection system. It appeared that the discharge had flowed off site and beyond the fence line toward a stock tank.

It was also noted during the investigation, that the lift station was not covered. The lift station should be covered at all times to prevent inflow into the collection system during rain events; to prevent unauthorized discharges; and, to help control odors.

Recommended Corrective Action: Submit to this office steps that will be taken to prevent sanitary sewer overflows from recurring in the future and steps that will be taken to respond to any future UD's in accordance with the TCEQ Regulatory Guidance. Also, provide documentation that the sludge has been removed from the area of the discharge and disposed of properly.

Signed


Environmental Investigator

Date

5/27/08

Signed


Supervisor

Date

5/28/08

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

Summary of Investigation Findings

CHISOLM SPRINGS

Investigation # 670858

, WISE COUNTY,

Investigation Date: 04/16/2008

Additional ID(s): TPDES0119687
WQ0014129001

OUTSTANDING ALLEGED VIOLATIONS

Track No: 334707

Compliance Due Date: 06/30/2008

TWC Chapter 26.121

Alleged Violation:

Investigation 670858

Comment Date 05/22/2008

Failure to prevent the unauthorized discharge (UD) of wastewater from the collection system. On two occasions (April 16, 2008 and May 19, 2008) the TCEQ DFW region documented evidence of sanitary sewer overflows from the manhole located at the end of Outfitter's Court.

During the May 19, 2008 investigation, there was evidence that the UD had not been properly mitigated. Although the area had been disinfected, sludge deposits were visible throughout the discharge route. There was no effort to contain the discharge or return it to the collection system. It appeared that the discharge had flowed off site and beyond the fence line toward a stock tank.

It was also noted during the investigation, that the lift station was not covered. The lift station should be covered at all times to prevent inflow into the collection system during rain events to prevent unauthorized discharges, and, to help control odors.

Recommended Corrective Action: Submit to this office steps that will be taken to prevent sanitary sewer overflows from recurring in the future and steps that will be taken to respond to any future UD's in accordance with the TCEQ Regulatory Guidance. Also, provide documentation that the sludge has been removed from the area of the discharge and disposed of properly.



TNRCC REGULATORY GUIDANCE

Field Operations Division

RG-395

June 2002

Unauthorized Discharges and Sanitary Sewer Overflows

What does this document cover?

The Texas Natural Resource Conservation Commission (TNRCC) is responsible for protecting the state's waters. Part of that responsibility involves monitoring unauthorized discharges of wastewater (also known as sewage) and, when necessary, pursuing enforcement action. The purpose of this regulatory guidance document is to clarify the requirements for reporting unauthorized discharges and overflows from sanitary sewers.

Who should read this document?

The main audience consists of managers, professionals, and operating personnel from two kinds of organizations: (1) **regulated entities** and (2) **subscribers**.

A **regulated entity (RE)** is the holder of a water quality permit issued by the TNRCC and/or the United States Environmental Protection Agency (EPA). The RE may be a municipality, municipal water district, private individual, or company. (The TNRCC issues several types of water quality permits to REs; the most relevant permits to this document are those that regulate collection and treatment of wastewater.)

A **subscriber** is defined as any business or organization acting as a customer of an RE or as a waste contributor. Subscribers can range from a single large retail store that operates its own sewage lift station, to cities that collect waste and send it for treatment to a permitted wastewater treatment plant. Subscribers maintain a wastewater collection system that transports their wastewater to the collection

system of the permitted facility or directly to a permitted wastewater treatment plant.

What is an unauthorized discharge or sanitary sewer overflow?

An **unauthorized discharge (UD)** is any discharge of wastewater into or adjacent to the state's waters at a location not permitted as an outfall (see Clean Water Act Section 301 (a) or Texas Water Code Section 26.121; for ways to find state laws and regulations, see the heading "Where can I get more information" at the end of this document). An unauthorized discharge may include a discharge of wastewater onto the ground (paved or otherwise), or a discharge into a pond, creek, canal, river, lake, wetland, or any other body of surface water or groundwater.

A **sanitary sewer overflow (SSO)** is a type of unauthorized discharge of untreated or partially treated wastewater from a collection system or its components (that is, manhole, lift station, or cleanout) before reaching a treatment facility.

Caution: Do not use or interpret this guidance document as a substitute for the complete, official version of any state or federal law, rule, or regulation.

Texas Natural Resource Conservation Commission • PO Box 13087 • Austin, Texas • 78711-3087

The TNRCC is an equal opportunity/affirmative action employer. The agency does not allow discrimination on the basis of race, color, religion, national origin, sex, disability, age, sexual orientation or veteran status. In compliance with the Americans with Disabilities Act, this document may be requested in alternate formats by contacting the TNRCC at 512/239-0028 Fax 239-4488, or 1-800-RELAY-TX (TDD), or by writing PO Box 13087, Austin, Texas 78711-3087. Authorization for use or reproduction of any original material contained in this publication, i.e., not obtained from other sources, is freely granted. The Commission would appreciate acknowledgment.

Do I need to report a UD or SSO?

Yes. The requirements for notifying the TNRCC about unauthorized discharges of wastewater are specified in an RE's water quality permit. A subscriber is responsible for reporting unauthorized discharges from its collection system in accordance with Texas Water Code Section 26.039.

Is there a minimum volume that I need to report?

No. There is **no minimum reporting volume** specified in federal or state regulations.

When do I have to report? And who do I report to?

Unauthorized discharges from the treatment plant and/or collection system must be reported to your TNRCC regional office **as soon as possible but no later than 24 hours** after you become aware of the violation.

[To locate your region's TNRCC office, go to the TNRCC's Web site (www.tnrcc.state.tx.us), click on the button "Contact and Locate Us" and then look at the listings under "Regional Offices." The same listings are available in printed form in TNRCC Publication GI-002. For ways to order publications and other information from the TNRCC, see the box on page 3.]

During normal business hours of 8 A.M. to 5 P.M., the 24-hour notice must be made orally or by facsimile transmission (fax) to your local regional office. If the UD or SSO occurs after normal business hours, telephone your regional office and follow the instructions in the recorded message. If the estimated volume is enough to trigger the public notification requirements of Chapter 30, Texas Administrative Code (TAC), Sections 319.301-.303, then the "responsible person" (as defined in 30 TAC Chapter 319) should notify the TNRCC Emergency Response Hotline (1-800-832-8224).

Do I have to make a written report? And what should it include?

For Subscribers. You must make an initial oral report. In addition, TNRCC requests that you follow up with a written report within five working days

after you become aware of the violation. (See the list below for points the report should cover).

For Regulated Entities In addition to the initial oral report, all water quality permit holders must submit a written report to the TNRCC regional office and to the TNRCC's Enforcement Division in Austin. The written report must be submitted within five working days after you become aware of the violation.

The Written Report. Include a description of:

- the nature of the UD or SSO (source, location, route, volume) and its specific cause;
- the potential danger to human health or safety, or the environment (including monitoring data, if collected);
- the duration of the UD or SSO with exact dates and times;
- an estimate of how long the noncompliance is expected to continue (if the noncompliance has not been corrected at the time of reporting);
- actions taken to mitigate adverse effects; and
- steps taken to reduce, eliminate, and prevent recurrence of the noncompliance.

Is there a form I can use to report a UD or SSO?

Yes. TNRCC has a standardized form (TNRCC Form 0501), *Water Quality Noncompliance Notification*. This form can be used for the 24-hour fax notice and/or five-day written report. For ways to obtain TNRCC forms, see the heading "Where can I get more information," or you may obtain a copy from your local regional office.

Alternatively, you may provide written information in letter format. All noncompliance notifications must include the permit number of your wastewater treatment facility. All noncompliance notifications from subscribers must include the permit number of the treatment plant to which the collection system is connected.

You must keep a copy of any written report of UDs or SSOs at the facility site, or the reports must be readily available for review by TNRCC representatives, for a period of three years.

After I've met the initial notification requirements, then what do I do?

Each UD or SSO incident is unique, and cleanup requirements should be based on individual circumstances. In preparation, each business or organization capable of experiencing a UD or SSO should have a spill/overflow contingency plan to follow in the event of an incident. You should consider the following items when formulating your plan:

- stop or mitigate the flow;
- contain the spill whenever possible;
- return as much of the spilled wastewater to the collection system or treatment facility as possible;
- remove and properly dispose of all solids;
- treat/disinfect the affected area as necessary (if using chemicals, be sure to follow the manufacturer's guidelines);
- act quickly to reduce any threat to human health and the environment; and
- assess impact to the environment by taking laboratory samples.

After a UD or SSO event has occurred, you should evaluate the causes of the incident and identify possible methods to prevent a recurrence. Don't forget to send in your written report within five working days.

What are the main causes of UDs and SSOs?

During **dry weather**, the most frequent causes of UDs and SSOs are reduced capacity, blockages, malfunctioning lift stations, and vandalism. Grease entering the collection system is a common contributor to dry-weather UDs and SSOs. It is possible to minimize dry-weather UDs and SSOs by implementing a good preventive maintenance program coupled with public education. Local enforcement of grease trap ordinances and pretreatment ordinances is also effective in reducing UDs and SSOs.

(For more information about grease traps, see *Answers to Common Questions about Waste from Grease Traps, Grit Traps, and Septic Tanks*, TNRCC Publication RG-389.

During **wet weather**, the most frequent causes of UDs and SSOs are *infiltration* and *inflow (I/I)* into the collection system. **Infiltration** is groundwater that enters the collection system through leaky pipes, faulty pipe joints, or defective manholes. **Inflow** is surface runoff that enters the collection system through missing or defective manhole covers, uncovered or damaged cleanouts, illegal storm water connections, or defective pipes and manholes located in streambeds or roadside bar ditches.

I/I can be confirmed by physical inspection of collection lines and manholes, smoke testing, and televising collection lines. Once problem areas are identified, a plan can be formulated to reduce I/I using a systematic approach of repair and replacement.

Where can I get more information and TNRCC publications, forms, and rules?

Your TNRCC regional office or the TNRCC's Small Business and Local Government Assistance Section at 1-800-447-2827 can provide assistance and information. For other ways to get TNRCC information, see the box that follows.

Obtaining Information from TNRCC

- On the Internet go to <http://www.tnrcc.state.tx.us> and click on the link for "Rules," "Publications," or "Forms." Download and save or print a copy.

If the item you want is not listed on the Web site, the TNRCC Publications Unit will try to help you find it; contact them as follows:

- Fax your order to (512) 239-4488, or order by voice at (512) 239-0028;.
- Write to TNRCC Publications, MC 195; PO Box 13087; Austin, TX 78711-3087.

Try to give rule, publication, or form **numbers** as well as the title; the numerical designation will help the TNRCC get the correct item to you as quickly as possible.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



NOTICE OF RECEIPT OF APPLICATION AND INTENT TO OBTAIN A WATER QUALITY PERMIT RENEWAL

PERMIT NO. WQ0012563001

APPLICATION. Aqua Utilities, Inc., 1421 Wells Branch Parkway, Suite 105, Pflugerville, Texas, has applied to the Texas Commission on Environmental Quality (TCEQ) to renew Texas Pollutant Discharge Elimination System (TPDES) Permit No. WQ0012563001 (EPA LD. No. TX0090697) to authorize the discharge of treated wastewater at a volume not to exceed a daily average flow of 20,000 gallons per day. The domestic wastewater treatment facility is located approximately 1.3 miles west of the intersection of Farm-to-Market Road 729 and Farm-to-Market Road 1969 and approximately 4 miles southwest of the intersection of State Highway 49 and Farm-to-Market Road 1969 in Marion County, Texas. The discharge route is from the plant site to the Lake O' the Pines. This application was submitted to the TCEQ on August 4, 2005. The permit application is available for viewing and copying at Jefferson Carnegie Library, 301 West Lafayette, Marion, Texas.

The TCEQ executive director has determined the application is administratively complete and will conduct a technical review of the application. After completion of the technical review, the TCEQ will issue a Notice of Application and Preliminary Decision.

PUBLIC COMMENT / PUBLIC MEETING. You may submit public comments or request a public meeting about this application. The purpose of a public meeting is to provide the opportunity to submit comments or to ask questions about the application. The TCEQ will hold a public meeting if the executive director determines that there is a significant degree of public interest in the application or if requested by a local legislator. A public meeting is not a contested case hearing.

Written public comments or requests for public meeting must be submitted to the Office of the Chief Clerk, MC 105, TCEQ, P.O. Box 13087, Austin, TX 78711-3087.

ADDITIONAL NOTICE. After technical review of the application is complete, the executive director may prepare a draft permit and will issue a preliminary decision on the application. **Notice of the Application and Preliminary Decision will be published and mailed to those who are on the county-wide mailing list or the mailing list for this application. That notice will contain the final deadline for submitting public comments.**

OPPORTUNITY FOR A CONTESTED CASE HEARING. After the deadline for public comments, the executive director will consider the comments and prepare a response to all relevant and material, or significant public comments. **The response to comments, along with the executive director's decision on the application, will be mailed to everyone who submitted public comments or who requested to be on the mailing list for this application. If comments are received, the mailing will also provide instructions for requesting reconsideration of the executive director's decision and for requesting a contested case hearing.** A contested case hearing is a legal proceeding similar to a civil trial in a state district court.

A contested case hearing will only be granted based on disputed issues of fact that are relevant and material to the Commission's decision on the application. Further, the Commission will only grant a hearing on issues that were raised during the public comment period and not withdrawn. **The TCEQ may act on an application to renew a permit for discharge of wastewater without providing an opportunity for a contested case hearing if certain criteria are met.**

MAILING LIST. In addition to submitting public comments, you may ask to be placed on a mailing list to receive future public notices mailed by the Office of the Chief Clerk. You may request to be added to: (1) the mailing list for this specific application; (2) the permanent mailing list for a specific applicant name and permit number; and/or (3) the permanent mailing list for a specific county. Clearly specify which mailing list(s) to which you wish to be added and send your request to the TCEQ Office of the Chief Clerk at the address above. Unless you otherwise specify, you will be included only on the mailing list for this specific application.

INFORMATION. If you need more information about this permit application or the permitting process, please call the TCEQ Office of Public Assistance, Toll Free, at 1-800-687-4040. Si desea información en Español, puede llamar al 1-800-687-4040. General information about the TCEQ can be found at our web site at www.tceq.state.tx.us.

Further information may also be obtained from Aqua Utilities, Inc., at the address stated above or by calling Mr. Jeff Goebel at (713) 724-9321.

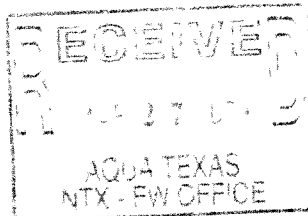
Issued: August 18, 2005

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For $\alpha \in I$, we define $\alpha(m)$ to be the m -th component of α .

March 25, 2009

Mr. Steve Blackhurst, P.E.
Environmental Compliance Manager
Aqua Texas, Inc.
9450 Silver Creek Road
Fort Worth, Texas 76108



Re: Comprehensive Compliance Investigation at: Crestwood Complex Wastewater Treatment Plant
Located at 151 Slampa Drive, Jefferson, Marion County, Texas 75630
TCEQ ID No. 12563-001, EPA ID No. TX0090697, Investigation No. 653575

Dear Mr Blackhurst:

On February 10 2009, Robert Shirley of the Texas Commission on Environmental Quality (TCEQ) Tyler Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for wastewater treatment. No violations were documented during the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Shirley in the Tyler Region Office at (903) 535-5168.

Sincerely,

Ross B. Morgan
Water Quality Work Leader
Tyler Region Office

RBM/rs

cc Mr. Gary Douglas, Field Coordinator
Aqua Utilities, Inc.
20341 Hollyhills Drive
La Rue, Texas 75770

(Rev. 9-25-00)

[illegible]

P.O. Box 1067 • Austin, Texas 78761 • 512-239-1700 • <http://www.austinfo.state.tx.us>

Kathleen Haddock Wolfe, Chairman
LARRY & SON, Inc. President
Clean Water Act Lead to Director

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 26, 2007

Mr. Steve Blackhurst, P.E.
Environmental Compliance Manager
Aqua Texas, Inc.
1421 Wells Branch Parkway, Suite 105
Pflugerville, Texas 78660

Handwritten notes and signature area.


Re: Comprehensive Compliance Investigation at: Crestwood Complex Wastewater Treatment Plant
Located at 151 Slampa Drive, Jefferson, Marion County, Texas 75639
TCEQ ID No. 12563-001, EPA ID No. TX0090697, Investigation No. 537389

Dear Mr. Blackhurst:

On January 30, 2007, Robert Shirley of the Texas Commission on Environmental Quality (TCEQ) Tyler Region Office conducted an investigation of the above-referenced facility to evaluate compliance with applicable requirements for wastewater treatment. No violations were documented during the investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions regarding these matters, please feel free to contact Mr. Shirley in the Tyler Region Office at (903) 535-5168.

Sincerely,


Randy E. O'Neal
Water Quality Work Leader
Tyler Region Office

REO/rs

cc Mr. Gary Douglas, Field Coordinator
Aqua Utilities, Inc.
20341 Hollyhills Drive
La Rue, Texas 75770

(Rev. 9-25-00)

Region 5 • 2916 Teague Dr • Tyler, Texas 75701-3734 • 903-535-5100 • Fax 903-593-1562

P.O. Box 13087 • Austin, Texas 78711-3087 • 512-239-1000 • Internet address: www.tceq.state.tx.us

Gary

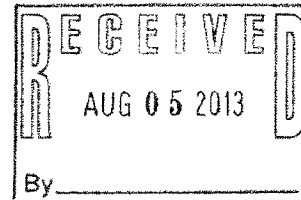
Bryan W. Shaw, Ph.D., *Chairman*
Carlos Rubinstein, *Commissioner*
Toby Baker, *Commissioner*
Zak Covar, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 26, 2013



Mr. Gary Douglas, Area Manager
Aqua Texas, Inc.
20341 Holly Hills Dr.
Larue, Texas 75770

Re: Investigation at:
Eagles Bluff WWTP, CR 3506, Bullard, Cherokee County, Texas
RN102343761, TCEQ Permit No., WQ0013994001, Investigation No. 1103815

Dear Mr. Douglas:

On July 22, 2013, Jennifer Smith of the Texas Commission on Environmental Quality (TCEQ) Tyler Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for wastewater treatment. 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 Jennifer Smith in the Tyler Region Office at (903) 535-5104.

Sincerely,

A handwritten signature in black ink, appearing to read "Randy O'Neal".

Randy O'Neal
Water Quality Work Leader
Tyler Regional Office

RO/js

Gregory A. Shaw, Ph.D., Chairman
Curtis R. Rasmussen, Commissioner
Tyler Baker, Commissioner
Zak Coval, Executive Director

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 26, 2013

Mr. Gary Douglas, Area Manager
Aqua Texas, Inc.
20341 Holly Hills Dr.
Larue, Texas 75770

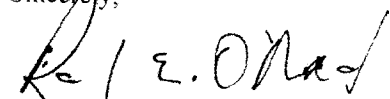
Re: Investigation at:
Eagles Bluff WWTP, CR 3506, Bullard, Cherokee County, Texas
RN102343761, TCEQ Permit No., WQ0013994001, Investigation No. 1103815

Dear Mr. Douglas:

On July 22, 2013, Jennifer Smith of the Texas Commission on Environmental Quality (TCEQ) Tyler Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for wastewater treatment. 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 Jennifer Smith in the Tyler Region Office at (903) 535-5104.

Sincerely,



Randy O'Neal
Water Quality Work Leader
Tyler Regional Office

RO/js

Regulated Entity/Site Name		TCEQ Add. ID No. RN No. (optional)	1160011	
Investigation Type	Contact Made In-House (Y/N)	Comprehensive Compliance Inv.		
Regulated Entity Contact	Purpose of Investigation			
Title	Telephone No.	Date Contacted	Date Faxed	
<div> <div>Cell</div> <div>Contact Made In-House (Y/N)</div> </div>		903-849-2053	7/10/13	
Mary Douglas of Henry Mitchell				

[illegible]

Did the TCEQ document the regulated entity named above operating without proper authorization?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Did the investigator advise the regulated entity representative that continued operation is not authorized?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

(Note: Use additional pages as necessary) Page _____ of _____

TCEQ EXIT INTERVIEW FORM: Potential Violations and/or Records Requested						
Regulated Entity/Site Name	Holiday Estates Water			TCEQ Add. ID No. RN No. (optional)	1100028	
Investigation Type	CC	Contact Made In-House (Y/N)		Purpose of Investigation	Comprehensive Compliance Investigation	
Regulated Entity Contact	Gary Douglas & Larry Mitchell			Telephone No.	908-849-2050	Date Contacted
Title				Fax No.		Date Faxed

NOTICE: The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process. It is not intended to be used as evidence in any legal proceeding.

[illegible]

Did the TCFQ document the regulated entity named above operating without proper authorization?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Did the investigator advise the regulated entity representative that continued operation is not authorized?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

(Note: Use additional pages as necessary) Page _____ of _____

Regulated Entity/Site Name

Quinnan North Subdivision

TCEQ Add. ID No.
RN No. (optional)

1160043

Investigation Type

81

Contact Made In-House (Y/N)

Purpose of Investigation

Regulated Entity Contact

Gary Douglas & Larry Mitchell

Telephone No.

Comprehensive Compliance Invest.	Date Contacted
903-849-2050	7/12/13

Date Contacted

9/10/13

Fax No.

Date Faxed _____

Source	Date Taken
<p><i>Source:</i> The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process between the TC EQ and the regulated entity named above and <i>does not represent final TC EQ findings related to violations</i>. Any potential or alleged violations discovered after the date on this form will be communicated by telephone to the regulated entity representative prior to the issuance of a notice of violation or enforcement (conclusions drawn from this investigation, including additional violations or potential violations discovered (if any) during the course of this investigation, will be documented in a final investigation report.</p>	

Issue

For Records Request: identify the necessary records, the company contact and date due to the agency.

Type I

Rule Citation (if known)

Description of Issue

No. 1121

Issue Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other), or RR (Records Request)

Did the TCF-Q document the regulated entity named above operating without proper authorization?

☐ Yes

☒ NO

Did the investigator advise the regulated entity representative that continued non-compliance could result in the entity being placed on the list of non-compliant entities? Yes

☐ Yes

2

Document Acknowledgment. Signature on this document establishes only that the regulated entity (company) representative received a copy of this document and associated continuation pages on the date noted. If contact was made by telephone, document will be faxed to regulated entity; therefore, signature not required

Daniell M Long

Richard Long

15/13

Investigator Name (Signed & Printed) _____

Date _____

Regulated Entity Representative Name (Signed & Printed) Earl Douglas

Date 7/31/13

If you have questions about any information on this form, please contact your local TCEQ Regional Office. Individuals are entitled to request and review their personal information.

They may also have any errors in their information corrected. To review such information, call 512-239-3282.

Regulated Entity/Site Name

Regulated Entity/Site Name		Quinlan South Sub.		TCEQ Add. ID No. RN No. (optional)	1160064
Investigation Type	CCI	Contact Made In-House (Y/N)			
Regulated Entity Contact	Mary Douglas & Mary Mitchell			Comprehensive Compliance Invest.	
Title				Telephone No.	
				Fax No.	
				Date Contacted	7/10/13
				Date Faxed	

NOTICE: The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process between the T, E, Q and the regulated entity named above and *does not represent final T, E, Q findings related to violations*. Any potential or alleged violations discovered after the date on this form will be communicated by telephone to the regulated entity representative prior to the issuance of a notice of violation or enforcement. Conclusions drawn from this investigation, including additional violations or potential violations discovered (if any) during the course of this investigation, will be documented in a final investigation report.

Issue			For Records Request: identify the necessary records, the company contact and date due to the agency. For Alleged and Potential Violation issues: include the rule in question with the clearly described potential problem. Other type of issues: fully describe.
No.	Type ¹	Rule Citation (if known)	
			No Violation.

¹Issue Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other), or DD (D).

¹Issue Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other), or RR (Records Request)

Did the TCEQ document the regulated entity named above operating without proper authorization?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No
Did the investigator advise the regulated entity representative that continued operation is not authorized?	<input type="checkbox"/> Yes	<input checked="" type="checkbox"/> No

Document Acknowledgment. Signature on this document establishes only that the regulated entity (company) representative received a copy of this document and associated continuation pages on the date noted. If contact was made by telephone, document will be faxed to regulated entity; therefore, signature not required.

Investigator Name (Signed & Printed)	Date	Regulated Entity Representative Name (Signed & Printed)	Date
Daniel M. Long	7/31/13	Gay Rogers	7/31/13

If you have questions about any information on this form, please contact your local TCEQ Regional Office. Individuals are entitled to request and review their personal information.

White Copy. Regulated Entity Representative **Yellow Copy: TCEQ**
T.E.Q. 2008" (Rev 6/07)

Regulated Entity/Site Name

Barrow, Ark.

TCEQ Add. ID No.
RN No. (optional)

1160864

Investigation Type

15

Contact Made In-House (Y/N)

Purpose of Investigation

Regulated Entity Contact

Staring Douglas & Larry Mitchell

Telephone No.

Fax No.

Date Faxed _____

NOTICE: The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process between the ICE/O and the regulated entity named above and *does not represent final TCEQ findings related to violations*. Any potential or alleged violations discovered after the date on this form will be communicated by telephone to the regulated entity representative prior to the issuance of a notice of violation or enforcement (conclusions drawn from this investigation, including additional violations or potential violations discovered (if any) during the course of this investigation, will be documented in a final investigation report).

Issue

For Records Request: identify the necessary records, the company contact and date due to the agency. For Alleged and Potential Violation issues, include a date of the alleged violation.

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Rule Citation (if known)

Description of Issue

No. 1126

¹Issue Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other), or RR (Records Request)

Did the TCEQ document the regulated entity named above operating without proper authorization?

☐ Yes

NON

Did the investigator advise the regulated entity representative that continued operation is not authorized?

☐ Yes

2

Document Acknowledgment. Signature on this document establishes only that the regulated entity (company) representative received a copy of this document and associated continuation pages on the date noted. If contact was made by telephone, document will be faxed to regulated entity; therefore, signature not required

Investigator Name (Signed & Printed) James Michael Dwyer

31/13
Date

Regulated Entity Representative Name (Signed & Printed) Ray Douglas 7/31/13

Date 7/3/13

If you have questions about any information on this form, please contact your local TCEQ Regional Office. Individuals are entitled to review and receive a copy of this information.

White Copy: Regulated Entity Representative
 Yellow Copy TCEQ
 C-7 generated on 03/03/2008 11:00:05 AM. If you have any questions or need to correct information, please call 512-239-3282. If you need to review information, please call 512-239-3282. If you need to review information, please call 512-239-3282.

Regulated Entity/Site Name				TCEQ Add. ID No.		1160067	
Investigation Type		Contact Made In-House (Y/N)		RN No. (optional)			
Regulated Entity Contact				Purpose of Investigation		Comprehensive Compliance Investigation	
Title				Telephone No.		Date Contacted	
				Fax No.		Date Faxed	
Crazy Horse Sub							
CCI							
Karee Daugherty Larry Mitchell				903-849-2050			

NOTE E: The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process between the TCEQ and the regulated entity. Any potential or alleged violations related to violations. Any potential or alleged violations related to violations.

Issue		For Records Request: identify the necessary records, the company contact and date due to the agency. For Alleged and Potential Violation issues: include the rule in question with the clearly described potential problem. Other type of issues: fully describe.
No.	Type ¹	
		Rule Citation (if known)
		Description of Issue
		<i>No violations</i>

¹ Issue Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other) or BP (Record Breach)

Did the TCEQ document the regulated entity named above operating without proper authorization?	
Did the investigator advise the regulated entity representative that continued operation is not authorized?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Document Acknowledgment: _____

Daniel M. Long <i>[Signature]</i> Investigator Name (Signed & Printed)		7/31/13 Date	Gary D. Coe <i>[Signature]</i> Regulated Entity Representative Name (Signed & Printed)	7/31/13 Date
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(Note: Use additional pages as necessary) Page _____ of _____

TCEQ EXIT INTERVIEW FORM: Potential Violations and/or Records Requested

Regulated Entity/Site Name		Oak Ridge Subdivision		TCEQ Add. ID No. RN No. (optional)	1160079
Investigation Type	ACT	Contact Made In-House (Y/N)		Purpose of Investigation	Comprehensive Compliance Investigation
Regulated Entity Contact	Gary Douglas & Larry Mitchell			Telephone No.	463-849-2250
Title		Fax No.		Date Contacted	7/16/13
				Date Faxed	

NOTICE: The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process between the TCEQ and the regulated entity named above and does not represent final TCEQ findings related to violations. Any potential or alleged violations discovered after the date on this form will be communicated by telephone to the regulated entity representative prior to the issuance of a notice of violation or enforcement. Conclusions drawn from this investigation, including additional violations or potential violations discovered (if any) during the course of this investigation, will be documented in a final investigation report.

Issue		For Records Request: identify the necessary records, the company contact and date due to the agency. For Alleged and Potential Violation Issues: include the rule in question with the clearly described potential problem. Other type of issues: fully describe.	Description of Issue
No.	Type ¹	Rule Citation (if known)	
			No violations

Issue Type Can Be One or More of: AV (Alleged Violation), PV (Potential Violation), O (Other), or RR (Records Request)

Did the TCEQ document the regulated entity named above operating without proper authorization?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Did the investigator advise the regulated entity representative that continued operation is not authorized?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

Document Acknowledgment. Signature on this document establishes only that the regulated entity (company) representative received a copy of this document and associated continuation pages on the date noted. If contact was made by telephone, document will be faxed to regulated entity; therefore, signature not required.

Regulated Entity Representative (Signed & Printed)	Date	Regulated Entity Representative Name (Signed & Printed)	Date
Daniel M. Long	7/31/13	Gary Douglas	7/31/13
Investigator Name (Signed & Printed)	Date	Regulated Entity Representative Name (Signed & Printed)	Date

If you have questions about any information on this form, please contact your local TCEQ Regional Office. 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, call 512-239-3282.

TCEQ EXAM INTERVIEW FORM: Potential Violations and/or Records Requested					
Regulated Entity/Site Name		Country Wood Estates		TCEQ Add. ID No. RN No. (optional)	1160093
Investigation Type	ESI	Contact Made In-House (Y/N)		Purpose of Investigation	Comprehensive Compliance Investigation
Regulated Entity Contact		Gary Douglas + Larry Mitchell		Telephone No.	908-849-2050
Title				Fax No.	
				Date Faxed	

NOTICE: The information provided in this form is intended to provide clarity to issues that have arisen during the investigation process. It is not intended to be used as evidence in any legal proceeding.

[illegible]

Did the TCEQ document the regulated entity named above operating without proper authorization?	<input type="checkbox"/> Yes	<input type="checkbox"/> No
Did the investigator advise the regulated entity representative that continued operation is not authorized?	<input type="checkbox"/> Yes	<input type="checkbox"/> No

(Note: Use additional pages as necessary) Page _____ of _____

Gail Over Harriet White, *Chairman*
L. L. "Lobby" Martinez, *Commissioner*
Larrick S. Wallace, *Commissioner*
Robert Shankle, *Executive Director*

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

TEX-000000

Mr. Abel Bautista
Aqua Texas, Inc.
22711 Louetta Road
Spring, Texas 77388

Re: Application to Renew Permit No. WQ00-423460 (EPA ID: No. TX0023790) (TX-05184958)
Aqua Development, Inc. (CIN600789705)

Dear Mr. Bautista:

Our records indicate that we have not received a complete response to the notice of deficiency letter dated April 13, 2006. A copy of the letter is enclosed for your reference. The complete response to the notice of deficiency letter was due no later than May 13, 2006. We reviewed the incomplete response received on May 17, 2006; however, we have not received a response to the facsimile sent on June 6, 2006. A copy of the facsimile is enclosed for your reference.

It is the obligation of the applicant to respond to the notice of deficiency letter in a timely manner, and failure to do so will result in the return of the permit application. If the complete response is not received by July 17, 2006, the permit application will be removed from our list of pending applications, and the permit will be allowed to expire if an administratively complete application is not received prior to October 1, 2006. Please note that the discharge or disposal of wastewater without a current permit or authorization is a violation of the Texas Water Code.

This is the final notice requesting additional information to complete the application. The deadline cannot be extended. Please submit one original and two copies of the complete response by July 17, 2006, to the attention of Kellie Crouch-Filbert. If you should have any questions, please do not hesitate to call me at 512-239-0013 or Kellie Crouch-Filbert of the Applications Review and Processing Team at 512-239-2415.

Sincerely,



Barbara D. Schaefer, Manager
Customer Information & Applications Processing Section (MC148)
Water Quality Division

Enclosures:

cc: TCEQ Program 4 Water Program Manager
Mr. Scott Brown, Austin, Texas (512) 239-2415 Wells Branch, P.O. Box 53, Piquette, Texas
78660

[illegible]

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

$$f(\alpha) = \frac{1}{2} \left(\alpha^2 + \frac{1}{\alpha^2} \right) \quad \text{for } \alpha \in \mathbb{R} \setminus \{0\} \quad \text{and} \quad f(0) = \frac{1}{2} \left(0^2 + \frac{1}{0^2} \right) = \frac{1}{2} \left(0 + \infty \right) = \infty.$$

April 13, 2009

CERTIFIED MAIL

Mr. Abel Baptista
Aqua Texas, Inc.
2211 Louetta Road
Spring, Texas 77388

Re Application to Renew TPOES Permit No. 'AQ001423400' (EPA ID No. IN0123770)
(RN 03184958)
Issued to Aqua Development, Inc (CN600789705)

Dear Mr. Hanna

We have received the application for the above referenced permit and it is currently under review. Your attention to the following items is requested before we can declare the application administratively complete:

- Our records indicate an outstanding balance of \$20.00 for late fees for the Consolidated Water Quality fees (account number 23005143). The fees must be paid prior to the application being declared administratively complete. You may contact any Seggins Revenue Section at 512-229-0744 for any questions regarding the outstanding balances, late penalties and the invoicing of the fees. When submitting the payment of the fees, please reference the account numbers. The payment should be marked to:
- ICFQ
Revenue Section (MU 214)
P.O. Box 13088
Austin, Texas 78711-3088
- Item 1a on page 2 of the administrative report. You have indicated that the address for the permit and for permit correspondence is 2201 Toubert Road, Spring, Texas 77388. The address shown on the current permit is 1421 Wells Branch, Larkov, State of Texas 75080. Please verify the address of the permit holder and add.