

viii. Public access to land with a low potential for public exposure shall be restricted for 30 days after application of sewage sludge.

ix. Land application of sludge shall be in accordance with the buffer zone requirements found in 30 TAC § 312.44.

4. Vector Attraction Reduction Requirements

All bulk sewage sludge that is applied to agricultural land, forest, a public contact site, or a reclamation site shall be treated by one of the following Alternatives 1 through 10 for vector attraction reduction.

Alternative 1 - The mass of volatile solids in the sewage sludge shall be reduced by a minimum of 38%.

Alternative 2 - If Alternative 1 cannot be met for an anaerobically digested sludge, demonstration can be made by digesting a portion of the previously digested sludge anaerobically in the laboratory in a bench-scale unit for 40 additional days at a temperature between 30° and 37° Celsius. Volatile solids must be reduced by less than 17% to demonstrate compliance.

Alternative 3 - If Alternative 1 cannot be met for an aerobically digested sludge, demonstration can be made by digesting a portion of the previously digested sludge with percent solids of two percent or less aerobically in the laboratory in a bench-scale unit for 30 additional days at 20° Celsius. Volatile solids must be reduced by less than 15% to demonstrate compliance.

Alternative 4 - The specific oxygen uptake rate (SOUR) for sewage sludge treated in an aerobic process shall be equal to or less than 1.5 milligrams of oxygen per hour per gram of total solids (dry weight basis) at a temperature of 20° Celsius.

Alternative 5 - Sewage sludge shall be treated in an aerobic process for 14 days or longer. During that time, the temperature of the sewage sludge shall be higher than 40° Celsius and the average temperature of the sewage sludge shall be higher than 45° Celsius.

Alternative 6 - The pH of sewage sludge shall be raised to 12 or higher by alkali addition and, without the addition of more alkali shall remain at 12 or higher for two hours and then remain at a pH of 11.5 or higher for an additional 22 hours at the time the sewage sludge is prepared for sale or given away in a bag or other container.

Alternative 7 - The percent solids of sewage sludge that does not contain unstabilized solids generated in a primary wastewater treatment process shall be equal to or greater than 75% based on the moisture content and total solids prior to mixing with other materials. Unstabilized solids are defined as organic materials in sewage sludge that have not been treated in either an aerobic or anaerobic treatment process.

Alternative 8 - The percent solids of sewage sludge that contains unstabilized solids generated in a primary wastewater treatment process shall be equal to or greater than 90% based on the moisture content and total solids prior to mixing with other materials at the time the sludge is used. Unstabilized solids are defined as organic materials in sewage sludge that have not been treated in either an aerobic or anaerobic treatment process.

Alternative 9 -

- i. Sewage sludge shall be injected below the surface of the land.
- ii. No significant amount of the sewage sludge shall be present on the land surface within one hour after the sewage sludge is injected.
- iii. When sewage sludge that is injected below the surface of the land is Class A or Class AB with respect to pathogens, the sewage sludge shall be injected below the land surface within eight hours after being discharged from the pathogen treatment process.

Alternative 10 -

- i. Sewage sludge applied to the land surface or placed on a surface disposal site shall be incorporated into the soil within six hours after application to or placement on the land.
- ii. When sewage sludge that is incorporated into the soil is Class A or Class AB with respect to pathogens, the sewage sludge shall be applied to or placed on the land within eight hours after being discharged from the pathogen treatment process.

C. Monitoring Requirements

Toxicity Characteristic Leaching Procedure (TCLP) Test	- once during the term of this permit
PCBs	- once during the term of this permit

All metal constituents and fecal coliform or Salmonella sp. bacteria shall be monitored at the appropriate frequency shown below, pursuant to 30 TAC § 312.46(a)(1):

<u>Amount of sewage sludge (*)</u> <u>metric tons per 365-day period</u>	<u>Monitoring Frequency</u>
0 to less than 290	Once/Year
290 to less than 1,500	Once/Quarter
1,500 to less than 15,000	Once/Two Months
15,000 or greater	Once/Month

(*) *The amount of bulk sewage sludge applied to the land (dry wt. basis).*

Representative samples of sewage sludge shall be collected and analyzed in accordance with the methods referenced in 30 TAC § 312.7

SECTION II. REQUIREMENTS SPECIFIC TO BULK SEWAGE SLUDGE FOR APPLICATION TO THE LAND MEETING CLASS A, CLASS AB or B PATHOGEN REDUCTION AND THE CUMULATIVE LOADING RATES IN TABLE 2, OR CLASS B PATHOGEN REDUCTION AND THE POLLUTANT CONCENTRATIONS IN TABLE 3

For those permittees meeting Class A, Class AB or B pathogen reduction requirements and that meet the cumulative loading rates in Table 2 below, or the Class B pathogen reduction requirements and contain concentrations of pollutants below listed in Table 3, the following conditions apply:

A. Pollutant Limits

Table 2

<u>Pollutant</u>	<u>Cumulative Pollutant Loading Rate (pounds per acre)*</u>
Arsenic	36
Cadmium	35
Chromium	2677
Copper	1339
Lead	268
Mercury	15
Molybdenum	Report Only
Nickel	375
Selenium	89
Zinc	2500

Table 3

<u>Pollutant</u>	<u>Monthly Average Concentration (milligrams per kilogram)*</u>
Arsenic	41
Cadmium	39
Chromium	1200
Copper	1500
Lead	300
Mercury	17
Molybdenum	Report Only
Nickel	420
Selenium	36
Zinc	2800

*Dry weight basis

B. Pathogen Control

All bulk sewage sludge that is applied to agricultural land, forest, a public contact site, a reclamation site, shall be treated by either Class A, Class AB or Class B pathogen reduction requirements as defined above in Section I.B.3.

C. Management Practices

1. Bulk sewage sludge shall not be applied to agricultural land, forest, a public contact site, or a reclamation site that is flooded, frozen, or snow-covered so that the bulk sewage sludge enters a wetland or other waters in the State.
2. Bulk sewage sludge not meeting Class A requirements shall be land applied in a manner which complies with Applicability in accordance with 30 TAC §312.41 and the Management Requirements in accordance with 30 TAC § 312.44.
3. Bulk sewage sludge shall be applied at or below the agronomic rate of the cover crop.
4. An information sheet shall be provided to the person who receives bulk sewage sludge sold or given away. The information sheet shall contain the following information:
 - a. The name and address of the person who prepared the sewage sludge that is sold or given away in a bag or other container for application to the land.
 - b. A statement that application of the sewage sludge to the land is prohibited except in accordance with the instruction on the label or information sheet.
 - c. The annual whole sludge application rate for the sewage sludge application rate for the sewage sludge that does not cause any of the cumulative pollutant loading rates in Table 2 above to be exceeded, unless the pollutant concentrations in Table 3 found in Section II above are met.

D. Notification Requirements

1. If bulk sewage sludge is applied to land in a State other than Texas, written notice shall be provided prior to the initial land application to the permitting authority for the State in which the bulk sewage sludge is proposed to be applied. The notice shall include:
 - a. The location, by street address, and specific latitude and longitude, of each land application site.
 - b. The approximate time period bulk sewage sludge will be applied to the site.
 - c. The name, address, telephone number, and National Pollutant Discharge Elimination System permit number (if appropriate) for the person who will apply the bulk sewage sludge.
2. The permittee shall give 180 days prior notice to the Executive Director in care of the Wastewater Permitting Section (MC 148) of the Water Quality Division of any change planned in the sewage sludge disposal practice.

E. Record keeping Requirements

The sludge documents will be retained at the facility site and/or shall be readily available for review by a TCEQ representative. The person who prepares bulk sewage sludge or a sewage sludge material shall develop the following information and shall retain the information at

the facility site and/or shall be readily available for review by a TCEQ representative for a period of five years. If the permittee supplies the sludge to another person who land applies the sludge, the permittee shall notify the land applier of the requirements for record keeping found in 30 TAC § 312.47 for persons who land apply.

1. The concentration (mg/kg) in the sludge of each pollutant listed in Table 3 above and the applicable pollutant concentration criteria (mg/kg), or the applicable cumulative pollutant loading rate and the applicable cumulative pollutant loading rate limit (lbs/ac) listed in Table 2 above.
2. A description of how the pathogen reduction requirements are met (including site restrictions for Class AB and Class B sludge, if applicable).
3. A description of how the vector attraction reduction requirements are met.
4. A description of how the management practices listed above in Section II.C are being met.
5. The following certification statement:

"I certify, under penalty of law, that the applicable pathogen requirements in 30 TAC § 312.82(a) or (b) and the vector attraction reduction requirements in 30 TAC § 312.83(b) have been met for each site on which bulk sewage sludge is applied. This determination has been made under my direction and supervision in accordance with the system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that the management practices have been met. I am aware that there are significant penalties for false certification including fine and imprisonment."
6. The recommended agronomic loading rate from the references listed in Section II.C.3. above, as well as the actual agronomic loading rate shall be retained. The person who applies bulk sewage sludge or a sewage sludge material shall develop the following information and shall retain the information at the facility site and/or shall be readily available for review by a TCEQ representative indefinitely. If the permittee supplies the sludge to another person who land applies the sludge, the permittee shall notify the land applier of the requirements for record keeping found in 30 TAC § 312.47 for persons who land apply:
 - a. A certification statement that all applicable requirements (specifically listed) have been met, and that the permittee understands that there are significant penalties for false certification including fine and imprisonment. See 30 TAC § 312.47(a)(4)(A)(ii) or 30 TAC § 312.47(a)(5)(A)(ii), as applicable, and to the permittee's specific sludge treatment activities.
 - b. The location, by street address, and specific latitude and longitude, of each site on which sludge is applied.
 - c. The number of acres in each site on which bulk sludge is applied.
 - d. The date and time sludge is applied to each site.

- e. The cumulative amount of each pollutant in pounds/acre listed in Table 2 applied to each site.
- f. The total amount of sludge applied to each site in dry tons.

The above records shall be maintained on-site on a monthly basis and shall be made available to the Texas Commission on Environmental Quality upon request.

F. Reporting Requirements

The permittee shall report annually to the TCEQ Regional Office (MC Region 12) and Water Quality Compliance Monitoring Team (MC 224) of the Enforcement Division, by September 30th of each year the following information:

1. Results of tests performed for pollutants found in either Table 2 or 3 as appropriate for the permittee's land application practices.
2. The frequency of monitoring listed in Section I.C. that applies to the permittee.
3. Toxicity Characteristic Leaching Procedure (TCLP) results.
4. Identity of hauler(s) and TCEQ transporter number.
5. PCB concentration in sludge in mg/kg.
6. Date(s) of disposal.
7. Owner of disposal site(s).
8. Texas Commission on Environmental Quality registration number, if applicable.
9. Amount of sludge disposal dry weight (lbs/acre) at each disposal site.
10. The concentration (mg/kg) in the sludge of each pollutant listed in Table 1 (defined as a monthly average) as well as the applicable pollutant concentration criteria (mg/kg) listed in Table 3 above, or the applicable pollutant loading rate limit (lbs/acre) listed in Table 2 above if it exceeds 90% of the limit.
11. Level of pathogen reduction achieved (Class A, Class AB or Class B).
12. Alternative used as listed in Section I.B.3.(a. or b.). Alternatives describe how the pathogen reduction requirements are met. If Class B sludge, include information on how site restrictions were met.
13. Vector attraction reduction alternative used as listed in Section I.B.4.
14. Annual sludge production in dry tons/year.
15. Amount of sludge land applied in dry tons/year.
16. The certification statement listed in either 30 TAC § 312.47(a)(4)(A)(ii) or 30 TAC § 312.47(a)(5)(A)(ii) as applicable to the permittee's sludge treatment activities, shall be attached to the annual reporting form.

17. When the amount of any pollutant applied to the land exceeds 90% of the cumulative pollutant loading rate for that pollutant, as described in Table 2, the permittee shall report the following information as an attachment to the annual reporting form.
 - a. The location, by street address, and specific latitude and longitude.
 - b. The number of acres in each site on which bulk sewage sludge is applied.
 - c. The date and time bulk sewage sludge is applied to each site.
 - d. The cumulative amount of each pollutant (i.e., pounds/acre) listed in Table 2 in the bulk sewage sludge applied to each site.
 - e. The amount of sewage sludge (i.e., dry tons) applied to each site.

The above records shall be maintained on a monthly basis and shall be made available to the Texas Commission on Environmental Quality upon request.

**SECTION III. REQUIREMENTS APPLYING TO ALL SEWAGE SLUDGE
DISPOSED IN A MUNICIPAL SOLID WASTE LANDFILL**

- A. The permittee shall handle and dispose of sewage sludge in accordance with 30 TAC § 330 and all other applicable state and federal regulations to protect public health and the environment from any reasonably anticipated adverse effects due to any toxic pollutants that may be present. The permittee shall ensure that the sewage sludge meets the requirements in 30 TAC § 330 concerning the quality of the sludge disposed in a municipal solid waste landfill.
- B. If the permittee generates sewage sludge and supplies that sewage sludge to the owner or operator of a municipal solid waste landfill (MSWLF) for disposal, the permittee shall provide to the owner or operator of the MSWLF appropriate information needed to be in compliance with the provisions of this permit.
- C. The permittee shall give 180 days prior notice to the Executive Director in care of the Wastewater Permitting Section (MC 148) of the Water Quality Division of any change planned in the sewage sludge disposal practice.
- D. Sewage sludge shall be tested once during the term of this permit in accordance with the method specified in both 40 CFR Part 261, Appendix II and 40 CFR Part 268, Appendix I (Toxicity Characteristic Leaching Procedure) or other method, which receives the prior approval of the TCEQ for contaminants listed in Table i of 40 CFR § 261.24. Sewage sludge failing this test shall be managed according to RCRA standards for generators of hazardous waste, and the waste's disposition must be in accordance with all applicable requirements for hazardous waste processing, storage, or disposal.

Following failure of any TCLP test, the management or disposal of sewage sludge at a facility other than an authorized hazardous waste processing, storage, or disposal facility shall be prohibited until such time as the permittee can demonstrate the sewage sludge no longer exhibits the hazardous waste toxicity characteristics (as demonstrated by the results of the TCLP tests). A written report shall be provided to both the TCEQ Registration and Reporting Section (MC 129) of the Permitting and Remediation Support Division and the Regional Director (MC Region 12) of the appropriate TCEQ field office within 7 days after failing the TCLP Test.

The report shall contain test results, certification that unauthorized waste management has stopped and a summary of alternative disposal plans that comply with RCRA standards for the management of hazardous waste. The report shall be addressed to: Director, Registration, Review, and Reporting Division (MC 129), Texas Commission on Environmental Quality, P. O. Box 13087, Austin, Texas 78711-3087. In addition, the permittee shall prepare an annual report on the results of all sludge toxicity testing. This annual report shall be submitted to the TCEQ Regional Office (MC Region 12) and the Water Quality Compliance Monitoring Team (MC 224) of the Enforcement Division by September 30 of each year.

- E. Sewage sludge shall be tested as needed, in accordance with the requirements of 30 TAC Chapter 330.
- F. Record keeping Requirements

The permittee shall develop the following information and shall retain the information for five years.

1. The description (including procedures followed and the results) of all liquid Paint Filter Tests performed.
2. The description (including procedures followed and results) of all TCLP tests performed.

The above records shall be maintained on-site on a monthly basis and shall be made available to the Texas Commission on Environmental Quality upon request.

G. Reporting Requirements

The permittee shall report annually to the TCEQ Regional Office (MC Region 12) and Water Quality Compliance Monitoring Team (MC 224) of the Enforcement Division by September 30th of each year the following information:

1. Toxicity Characteristic Leaching Procedure (TCLP) results.
2. Annual sludge production in dry tons/year.
3. Amount of sludge disposed in a municipal solid waste landfill in dry tons/year.
4. Amount of sludge transported interstate in dry tons/year.
5. A certification that the sewage sludge meets the requirements of 30 TAC § 330 concerning the quality of the sludge disposed in a municipal solid waste landfill.
6. Identity of hauler(s) and transporter registration number.
7. Owner of disposal site(s).
8. Location of disposal site(s).
9. Date(s) of disposal.

The above records shall be maintained on-site on a monthly basis and shall be made available to the Texas Commission on Environmental Quality upon request.

SECTION IV. REQUIREMENTS APPLYING TO SLUDGE TRANSPORTED TO ANOTHER FACILITY FOR FURTHER PROCESSING

These provisions apply to sludge that is transported to another wastewater treatment facility or facility that further processes sludge. These provisions are intended to allow transport of sludge to facilities that have been authorized to accept sludge. These provisions do not limit the ability of the receiving facility to determine whether to accept the sludge, nor do they limit the ability of the receiving facility to request additional testing or documentation.

A. General Requirements

1. The permittee shall handle and dispose of sewage sludge in accordance with 30 TAC Chapter 312 and all other applicable state and federal regulations in a manner that protects public health and the environment from any reasonably anticipated adverse effects due to any toxic pollutants that may be present in the sludge.
2. Sludge may only be transported using a registered transporter or using an approved pipeline.

B. Record Keeping Requirements

1. For sludge transported by an approved pipeline, the permittee must maintain records of the following:
 - a. the amount of sludge transported in dry tons per year;
 - b. the date of transport;
 - c. the name and TCEQ permit number of the receiving facility or facilities;
 - d. the location of the receiving facility or facilities;
 - e. the name and TCEQ permit number of the facility that generated the waste; and
 - f. copy of the written agreement between the permittee and the receiving facility to accept sludge.
2. For sludge transported by a registered transporter, the permittee must maintain records of the completed trip tickets in accordance with 30 TAC § 312.145(a)(1)-(7) and amount of sludge transported in dry tons per year.
3. The above records shall be maintained on-site on a monthly basis and shall be made available to the TCEQ upon request. These records shall be retained for at least five years.

C. Reporting Requirements

The permittee shall report the following information annually to the TCEQ Regional Office (MC Region 12) and Water Quality Compliance Monitoring Team (MC 224) of the Enforcement Division, by September 30th of each year:

1. the annual sludge production in dry tons per year;
2. the amount of sludge transported in dry tons per year;
3. the owner of each receiving facility;
4. the location of each receiving facility; and
5. the date(s) of disposal at each receiving facility.

TCEQ Revision 2/2015

OTHER REQUIREMENTS

1. The permittee shall employ or contract with one or more licensed wastewater treatment facility operators or wastewater system operations companies holding a valid license or registration according to the requirements of 30 TAC Chapter 30, Occupational Licenses and Registrations, and in particular 30 TAC Chapter 30, Subchapter J, Wastewater Operators and Operations Companies.

This Category C facility must be operated by a chief operator or an operator holding a Category C license or higher. The facility must be operated a minimum of five days per week by the licensed chief operator or an operator holding the required level of license or higher. The licensed chief operator or operator holding the required level of license or higher must be available by telephone or pager seven days per week. Where shift operation of the wastewater treatment facility is necessary, each shift which does not have the on-site supervision of the licensed chief operator must be supervised by an operator in charge who is licensed not less than one level below the category for the facility.

2. The facility is not located in the Coastal Management Program boundary.
4. The permittee is hereby placed on notice that this permit may be reviewed by the TCEQ after the completion of any new intensive water quality survey on Segment No. 1008 of the San Jacinto River Basin and any subsequent updating of the water quality model for Segment No. 1008, to determine if the limitations and conditions contained herein are consistent with any such revised model. The permit may be amended, pursuant to 30 TAC § 305.62, as a result of such review. The permittee is also hereby placed on notice that effluent limits may be made more stringent at renewal based on, for example, any change to modeling protocol approved in the TCEQ Continuing Planning Process.
4. The permittee shall comply with 30 TAC § 311.36, which requires the permittees of all domestic wastewater treatment facilities discharging into the Lake Houston Watershed to install dual-feed chlorination systems capable of automatically changing from one cylinder to another if gaseous chlorination is used for disinfection.
5. In accordance with 30 TAC §319.9, a permittee that has at least twelve months of uninterrupted compliance with its bacteria limit may notify the commission in writing of its compliance and request a less frequent measurement schedule. To request a less frequent schedule, the permittee shall submit a written request to the TCEQ Wastewater Permitting Section (MC 148) for each phase that includes a different monitoring frequency. The request must contain all of the reported bacteria values (Daily Avg. and Daily Max/Single Grab) for the twelve consecutive months immediately prior to the request. If the Executive Director finds that a less frequent measurement schedule is protective of human health and the environment, the permittee may be given a less frequent measurement schedule. For this permit, 1/quarter may be reduced to 1/6 months. **A violation of any bacteria limit by a facility that has been granted a less frequent measurement schedule will require the permittee to return to the standard frequency schedule and submit written notice to the TCEQ Wastewater Permitting Section (MC 148).** The permittee may not apply for another reduction in measurement frequency for at least 24 months from the date of the last violation. The Executive Director may establish a more frequent measurement schedule if necessary to protect human health or the environment.

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

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 4, 2016

CERTIFIED MAIL 7014 0510 0001 2633 8524
RETURN RECEIPT REQUESTED

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

RECEIVED
X ADMIN-AUSTIN

Re: Failure to Submit Compliance Documentation for:
Brushy Creek Wastewater Treatment Facility, 23919 Brushy Woods Street,
Hockley (Montgomery County), Texas
TCEQ ID No.: WQ0012898001, EPA ID No.: TX0095125

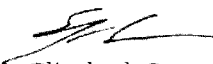
Dear Mr. Laughman:

By letter dated October 5, 2015, the Texas Commission on Environmental Quality (TCEQ) Houston Region Office requested that you submit information to us by November 4, 2015 verifying that the outstanding alleged violations referenced in the letter have been corrected. The alleged violations were noted during the investigation of the above-referenced facility conducted on August 6, 2015. As of this date, we have not received from you a written description of corrective action taken and the required compliance documentation for these alleged violations. Please submit this information to us by no later than May 4, 2016.

The Texas Commission on Environmental Quality appreciates your assistance in this matter and looks forward to receiving your response. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements.

If you or members of your staff have any questions, please feel free to contact Ms. Joanna Wilson in the Houston Region Office at 713-767-3716.

Sincerely,


Elizabeth Sears
Team Leader
Water Quality Management
Region 12 Houston

EWS/JKW/ci

Enclosure: Summary of Investigation Findings

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

Summary of Investigation Findings

BRUSHY CREEK WWTP	Investigation # 1322158
, MONTGOMERY COUNTY,	Investigation Date: 03/23/2016
Additional ID(s): WQ0012898001 TX0095125	

OUTSTANDING ALLEGED VIOLATION(S)

Track No: 584628 Compliance Due Date: 08/20/2015
30 TAC Chapter 305.125(5)

Alleged Violation:

Investigation: 1281251

Comment Date: 10/02/2015

Failed to properly operate and maintain the facility. Specifically, the chlorine contact chamber contained 2.3 feet of sludge in a total water depth of 8.5 feet.

Investigation: 1322158

Comment Date: 03/23/2016

See violation description.

Recommended Corrective Action: The wastewater treatment plant must be operated in a manner which prevents a reduction of capacity in the chlorine contact chamber and minimizes the risk of untreated or inadequately treated wastewater from being discharged to the receiving stream. Submit documentation indicating that the sludge has been removed from the chlorine contact chamber and disposed of properly.

Track No: 584631 Compliance Due Date: 08/20/2015
2D TWC Chapter 26.121(a)(1)
30 TAC Chapter 305.125(1)
30 TAC Chapter 305.125(4)
PERMIT WQ0012898001, PC
Permit Conditions, No. 2.g

Alleged Violation:

Investigation: 1281251

Comment Date: 09/24/2015

Failed to prevent the unauthorized discharge of wastewater. Specifically, during the investigation a hole was observed at the base of the chlorine contact chamber which was causing a constant unauthorized discharge to occur.

Investigation: 1322158

Comment Date: 03/23/2016

See violation description.

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

Track No: 584632 Compliance Due Date: 08/20/2015
30 TAC Chapter 305.125(1)
PERMIT WQ0012898001, M&RR
Monitoring and Reporting Requirements, No. 7.a & No. 7.b.i

Alleged Violation:

Investigation: 1281251

Comment Date: 10/02/2015

Failed to provide notification of any noncompliance which may endanger human health or safety, or the environment. Specifically, during the investigation an ongoing unauthorized

discharge was noted at the chlorine contact chamber
Investigation: 1322158

Comment Date: 03/23/2016

See violation description.

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

ADDITIONAL ISSUES

Description

Item four.

Additional Comments

All backflow prevention devices shall be tested annually and a passing test certificate must be available for review. This facility is under the 317 design criteria; as such, this will be addressed as an additional issue. [Future inspections may result in the issuance of a violation for testing found in excess of 365 days].

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

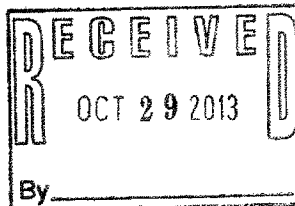


TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 25, 2013

CERTIFIED MAIL 7012 1640 0001 7338 9110
RETURN RECEIPT REQUESTED



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

Re: Notice of Violation for Compliance Evaluation Investigation at:
Aqua Utilities, Inc. Brittmore Wastewater Treatment Facility, located South Petropark
Drive, (Harris County), Texas
TCEQ Permit No. 14117-001; EPA ID No. TX0119571

Dear Mr. Laughman:

On August 20 and September 16, 2013, Ms. Kim Laird and Ms. Julia Thorpe of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable requirements for wastewater treatment. Enclosed is a summary which lists the investigation findings. During the investigation, outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by November 26, 2013 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for the outstanding alleged violations.

In the listing of the alleged 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 the Central Office Publications Ordering Team at 512-239-0028.

The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. Self-reported violations may be subject to enforcement, including penalties, upon review by the Enforcement Division. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violation documented in this notice. Should you choose to do so, you must notify the Houston Region Office within 10 days from the date of this letter. At that time, Ms. Barbara Sullivan 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

Robert Laughman
Page 2
October 25, 2013

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 Ms. Laird in the Houston Region Office at 713-767-3769,

Sincerely,

A handwritten signature in black ink, appearing to read 'BSJ', with a long horizontal stroke extending to the right.

Barbara Sullivan
Team Leader
Water Quality Management
Region 12 Houston

BSS/KJL/pt

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

Enclosures: Summary of Investigation Findings

Summary of Investigation Findings

BRITTMORE WW PLANT III

11501 PETROPARK DR
HOUSTON, HARRIS COUNTY, TX 77041

Investigation #

1122649

Investigation Date: 08/20/2013

Additional ID(s): WQ0014117001
TX0119571

OUTSTANDING ALLEGED VIOLATION(S)

Track No: 516134 Compliance Due Date: 10/16/2013
30 TAC Chapter 305.125(5)

Alleged Violation:

Investigation: 1122649

Comment Date: 10/24/2013

Failed to properly maintain the east and west wastewater treatment plants (WWTP). Specifically, sludge and algae covered the bottom of the clarifier trough and sludge had accumulated around the clarifier weirs. In addition, large amounts of disposable shop towels and/or disposable wipes were noted on the barscreens of the WWTP. This violation was noted in the October 22, 2012 investigation. The permittee indicated that they had brought in a new area manager and operator. The permittee indicated that they trained all of their wastewater personnel on the Standard Operating Procedures for WWTPs. This included cleaning the clarifier weirs weekly. The permittee also hired a company to investigate the source of the disposable wipes. The source was not located.

Recommended Corrective Action: Submit documentation indicating the actions taken to properly maintain the solids in the wastewater treatment plant. The wastewater treatment plant must be operated in a manner which minimizes the risk of untreated or inadequately treated wastewater from being discharged to the receiving stream. In addition, a pretreatment program and Fats, Oils and Grease (FOG) program should be implemented.

Track No: 516159 Compliance Due Date: 09/20/2013
30 TAC Chapter 305.125(5)

Alleged Violation:

Investigation: 1122649

Comment Date: 10/24/2013

Failed to maintain the rubber skirting on the east and west clarifier skimmer arms. The rubber skirting on the east and west clarifier skimmer arms was torn and not removing all the scum from the surface of the clarifier. In addition, the scum return system on both clarifiers was clogged.

Recommended Corrective Action: Submit documentation indicating that the rubber skirting on the east and west clarifier skimmer arms has been repaired or replaced.

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



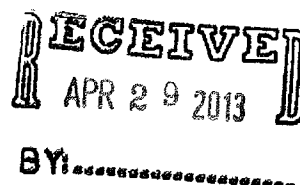
Lonnie

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

April 26, 2013

CERTIFIED MAIL 7010 2780 002 1568 8832
RETURN RECEIPT REQUESTED



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

Re: Notice of Violation for the Compliance Evaluation Investigation at:
Candlelight Hills Wastewater Treatment Facility located at 18604 Candleview Drive,
north of Cypress Creek, approximately two miles northwest of the intersection of
Interstate Highway 45 and Farm-to-Market Road 1960 in Spring (Harris County) Texas
TCEQ ID No.: WQ0011314-001; EPA ID No.: TX0046744

Dear Mr. Laughman:

On February 28, 2013, Mr. Nwachukwu Sam Okonkwo of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable water quality requirements. Enclosed is a summary which lists the investigation findings. During the investigation, some concerns were noted as alleged noncompliances. Through subsequent corrective action, an alleged noncompliance has been resolved. In addition, some outstanding alleged violations were identified for which compliance documentation is required. Please submit to this office by May 26, 2013 a written description of corrective action taken and the required documentation demonstrating that compliance has been achieved for each of the outstanding alleged violations.

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

The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. Self-reported violations may be subject to enforcement, including penalties, upon review by the Enforcement Division. We anticipate that you will resolve the alleged violations as required in order to protect the State's environment. If you have additional information that we are unaware of, you have the opportunity to contest the violations documented in this notice. Should you choose to do so, you must notify the Houston Region Office within 10 days from the date of this letter. At that time, Ms. Barbara Sullivan, Water Quality Team Leader will schedule a violation review meeting to be conducted within 21 days from the date of this letter. However, please be advised that if you decide to participate in

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

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

printed on recycled paper using soy-based ink

Mr. Robert Laughman, President
April 26, 2013
Page 2

the violation review process, the TCEQ may still require you to adhere to the compliance schedule included in the attached Summary of Investigation Findings until an official decision is made regarding the status of any or all of the contested violations.

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

Sincerely,



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

BSS/NSO/cs

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

Enclosures: Summary of Investigation Findings
Investigation Photos

Summary of Investigation Findings

CANDLELIGHT HILLS WWTP

Investigation #

1060228
Investigation Date: 02/28/2013

, HARRIS COUNTY,

Additional ID(s): WQ0011314001
TX0046744

OUTSTANDING ALLEGED VIOLATION(S)

Track No: 498874 Compliance Due Date: 05/24/2013

30 TAC Chapter 305.125(1)

PERMIT WQ0011314001, Operational Requirements, No. 1.

"The permittee shall at all times ensure that the facility and all of its systems of ..."

Alleged Violation:

Investigation: 1060228

Comment Date: 04/25/2013

Failed to maintain the flow measurement devices in accordance with the Water Measurement Manual, United States Department of the Interior, Bureau of Reclamation. Specifically, the V-notch plate was bowed in and the staff gauge was located on the weir plate too close to the effluent weir. In addition, the staff gauge was not attached completely to the weir plate. See attached photos.

Recommended Corrective Action: The staff gauge must be located four to six times the measuring head upstream from the center of the weir blade. The staff gauge must be completely attached. Submit documentation indicating that the V-notch plate and the staff gauge have been properly repaired or replaced for accurate flow measurement.

Track No: 498876 Compliance Due Date: 05/24/2013

30 TAC Chapter 305.125(1)

PERMIT WQ0011314001, Monitor & Reporting Req'mnts No. 5.

"Calibration of Instruments - All automatic flow measuring or recording devices and all totalizing meters for measuring flows shall be accurately calibrated ..."

Alleged Violation:

Investigation: 1060228

Comment Date: 04/25/2013

Failed to ensure flow measurement accuracy. Specifically, the flow measurement accuracy check performed during the investigation revealed a margin of error of 633.3% between the recorded and calculated flow rates.

Recommended Corrective Action: The flow meter must be calibrated as often as necessary to ensure that the difference between the recorded and calculated flow rates are not excessive. Submit documentation indicating that the flow meter has been accurately calibrated.

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 498871

30 TAC Chapter 317.4(a)(8)

30 TAC Chapter 317.7(i)

Alleged Violation:

Investigation: 1060228

Comment Date: 04/25/2013

Failed to test the reduced-pressure backflow prevention assembly (RPBA) as required. Specifically, the RPBA was last tested and certified on November 15, 2011.

Recommended Corrective Action: All backflow prevention devices shall be tested annually.

Submit a passing test certificate for the RPBA.

Resolution: The permittee submitted documentation on March 18, 2013, indicating that the violation has been resolved.

Buddy Garcia, *Chairman*
Larry R. Soward, *Commissioner*
Bryan W. Shaw, Ph.D., *Commissioner*
Glenn Shankle, *Executive Director*



RECEIVED
SPRING

APR 02 2008

AQUA TEXAS, INC.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 31, 2007

**CERTIFIED MAIL {No. 7007 0220 0000 4405 9112}
RETURN RECEIPT REQUESTED**

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

Re: Unresolved Alleged Violations for Wastewater Comprehensive Compliance Investigation at:
Aqua Texas Cedar Point Wastewater Treatment Plant, south of US Highway 190, (Polk County),
Texas
TCEQ ID No.: WQ0012454-001
Investigation No.: 639837

Dear Mr. Bautista:

The Texas Commission on Environmental Quality (TCEQ) Beaumont Region Office has previously requested that you submit compliance documentation for the alleged violations noted during the investigation of the above-referenced facility conducted on June 14, 2007. We have received acceptable compliance documentation from you for all of the alleged violations except those listed in the enclosed summary. Please be advised that you are responsible for correcting these remaining problems. These unresolved alleged violations will be placed in your file to be evaluated during any subsequent investigation.

If you or members of your staff have any questions regarding these matters, please feel free to contact Jo English in the Beaumont Region Office at 409-898-3838.

Sincerely,

A handwritten signature in black ink, appearing to read "Ronald Hebert".

Ronald Hebert
Water Section Manager
Beaumont Region Office

RH/JE/pj

Enclosure: Summary of Unresolved Investigation Findings

REPLY TO: REGION 10 • 3870 EASTEX FWY. • BEAUMONT, TEXAS 77703-1830 • 409-898-3838 • FAX 409-892-2119

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

Printed on recycled paper using soy based ink

Summary of Investigation Findings

CEDAR POINT SUBDIVISION PLANT
3100 MONTICELLO AVE
DALLAS, POLK COUNTY, TX 75205
Additional ID(s): WQ0012454001

Investigation # 639837
Investigation Date: 03/20/2008

OUTSTANDING ALLEGED VIOLATIONS

Track No: 281732 Compliance Due Date: 09/27/2007

30 TAC Chapter 305.125(5)
30 TAC Chapter 317.4(d)

PERMIT OpR 1

page 9, Operational Requirements, No. 1

Alleged Violation:
Investigation: 570104

Comment Date: 07/26/2007

Failure by Aqua Texas Inc. to properly maintain the final clarifier. On 06/14/2007 coating failure was noted on the clarifier skimmer arm and the clarifier effluent weir trough. This is a repeat violation from the 03/28/2005 CCI.

Investigation: 639837

Comment Date: 03/27/2008

The 06/14/2007 CCI found that the surface coating for the skimmer arm and the effluent weir trough had failed. Aqua Texas Inc. submitted documentation on 09/26/2007, that the skimmer arm has been replaced. The documentation did not address the effluent weir trough coating failure.

Recommended Corrective Action: Repair or replace the damaged areas in the clarifier. Remove corrosion and re-coat the metal components.

Submit compliance documentation, including invoices and photographs, to the Region 10 office.

ALLEGED VIOLATIONS NOTED AND RESOLVED

Track No: 281719

PERMIT OpR 1

page 9, Operational Requirements, No. 1

Alleged Violation:
Investigation: 570104

Comment Date: 08/02/2007

Failure by Aqua Texas Inc. to properly maintain units of conveyance. On 06/14/2007, Lift Stations #4, #5, #10, #11, and #15 were not equipped with the audio component of the high level alarm system. Lift Stations #10 and #4 were not adequately vented. A clean-out near lift station #11 was damaged and capable of allowing surface water to flow into the collection system.

Investigation: 639837

Comment Date: 03/20/2008

On 09/26/2007, Aqua Texas Inc. submitted compliance documentation, including photographs of the newly installed vents and alarms. The documentation included photos of the repaired clean-out.

Recommended Corrective Action: Ensure that all collection system lift stations meet minimum requirements of 30 Texas Administrative Code 317.3. Equip collection lift stations with an audible component to the high water alarm system. Provide adequate vents on lift stations which have no vent. Repair the cleanout to prevent inflow into the collection system.

Submit compliance documentation, including copies of work invoices and photographs to the

Region 10 office

Resolution: On 09/26/2007, Aqua Texas Inc. submitted compliance documentation, including photographs of the newly installed vents and alarms. The documentation included photos of the repaired clean-out.

Track No: 281722

PERMIT OpR 1

page 9, Operational Requirements, No. 1

Alleged Violation:

Investigation: 570104

Comment Date: 07/26/2007

Failure by Aqua Texas Inc. to properly maintain the influent bar screen. On 06/14/2007, the influent bar screen was observed to be severely corroded. This is a repeat violation from the 03/25/2005 CCI.

Investigation: 639837

Comment Date: 03/20/2008

Aqua Texas Inc. installed a new bar screen to resolve the corrosion issue. Photographic documentation was received on 09/26/2007.

Recommended Corrective Action: Replace the influent bar screen.

Submit photographic documentation and a copy of work invoices to the Region 10 office.

Resolution: To eliminate the corrosion, Aqua Texas Inc. installed a new bar screen. Photographic documentation was received on 09/26/2007.

Track No: 281725

PERMIT OpR 1

page 9, Operational Requirements, No. 1

Alleged Violation:

Investigation: 570104

Comment Date: 07/26/2007

Failure by Aqua Texas to properly maintain units of treatment by failing to prevent leakage from the Return Activated Sludge/Waste Activated Sludge piping. On 06/14/2007 a large leak was observed in the Return Activated Sludge/Waste Activated Sludge piping.

Investigation: 639837

Comment Date: 03/20/2008

The Return Activated Sludge/Waste Activated Sludge piping was repaired. Photographic documentation was received on 09/26/2007.

Recommended Corrective Action: Repair the leaking pipe.

Submit photographic documentation to the regional office demonstrating that the leak has been repaired.

Resolution: The piping was repaired. Photographic documentation was received on 09/26/2007.

Track No: 281733

PERMIT OpR 1

page 9, Operational Requirements, No. 1.

Alleged Violation:

Investigation: 570104

Comment Date: 07/26/2007

Failure by Aqua Texas Inc. to properly maintain the decant assembly in the aerated sludge digester. On 06/14/2007, the decant assembly was missing from the unit.

Investigation 639837

Comment Date: 03/20/2008

On 09/26/2007, Aqua Texas Inc. submitted compliance documentation demonstrating that the decant assembly has been replaced.

Recommended Corrective Action: Repair and re-install the decant assembly in the digester

Submit photographic documentation to the Region 10 office

Resolution: On 09/26/2007, Aqua Texas Inc. submitted compliance documentation demonstrating that the decant assembly has been replaced

Track No: 281736

30 TAC Chapter 319.7(c)

PERMIT M&RR 1

page 4, Monitoring and Reporting Requirements, No. 1

Alleged Violation:

Investigation 570104

Comment Date: 07/26/2007

Failure by Aqua Texas Inc. to submit the 04/2005 Discharge Monitoring Report to the TCEQ. Review of self-reported information downloaded from the Permit Compliance System database found that the 04/2005 Discharge Monitoring Report was not received by the TCEQ Compliance Monitoring Team

Investigation: 639837

Comment Date: 03/20/2008

Aqua Texas Inc. re-submitted the 04/2005 DMR. On 09/26/2007, the regional office received compliance documentation demonstrating that the delinquent DMR had been submitted as required.

Recommended Corrective Action: Locate and submit a copy of the delinquent report to the TCEQ Enforcement Division Compliance Monitoring Team

Provide a copy of the 04/2005 report and cover letter to the Region 10 office

Resolution: Aqua Texas Inc. re-submitted the 04/2005 DMR. On 09/26/2007, the regional office received compliance documentation demonstrating that the delinquent DMR had been submitted as required.

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

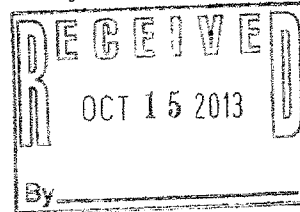


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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

October 11, 2013



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

Re: Notice of Compliance with Notice of Violation (NOV) dated April 26, 2013 at:
Candlelight Hills Wastewater Treatment Facility, located at 18604 Candlevue Drive, Spring
(Harris County) Texas
TCEQ ID No.: WQ0011314-001, EPA ID No.: TX0046744

Dear Mr. Laughman:

This letter is to inform you that the Texas Commission on Environmental Quality (TCEQ) Houston Region Office has received the compliance documentation that you submitted June 27, 2013, for the alleged violations noted during the investigation of the above-referenced facility conducted on February 28, 2013. The compliance documentation contained in your response appears to indicate that corrective action has been taken for the alleged violations. No further submittal from you is required concerning this investigation.

The Texas 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 regarding these matters, please feel free to contact Mr. Nwachukwu Sam Okonkwo in the Houston Region Office at 713-767-3692.

Sincerely,

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

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

BSS/NSO/pt

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



March 22, 2016

Brittney Teakell, Water Section Work Leader
Texas Commission on Environmental Quality
3870 Eastex Freeway
Beaumont, Texas 77703-1830

Re: Notice of Violation at Countryside Estates WWTP
TPDES Permit No. 11249-001

Dear Ms. Teakell,

We have received your letter of March 4, 2016. In your letter you notified us of an alleged outstanding violation noted during the complaint investigation of January 27, 2016, at the above referenced facility. As requested, we offer the following:

Track No. 594394 – We have attached a couple of pictures showing that the new bar screen has been installed at the plant.

Should you have any questions, please contact me by e-mail at abautista@aquamerica.com or at 281-651-0174 extension 54119.

Sincerely,

A handwritten signature in black ink that reads "Abautista".

Abel Bautista
Wastewater Compliance Coordinator

AMB

Attachment

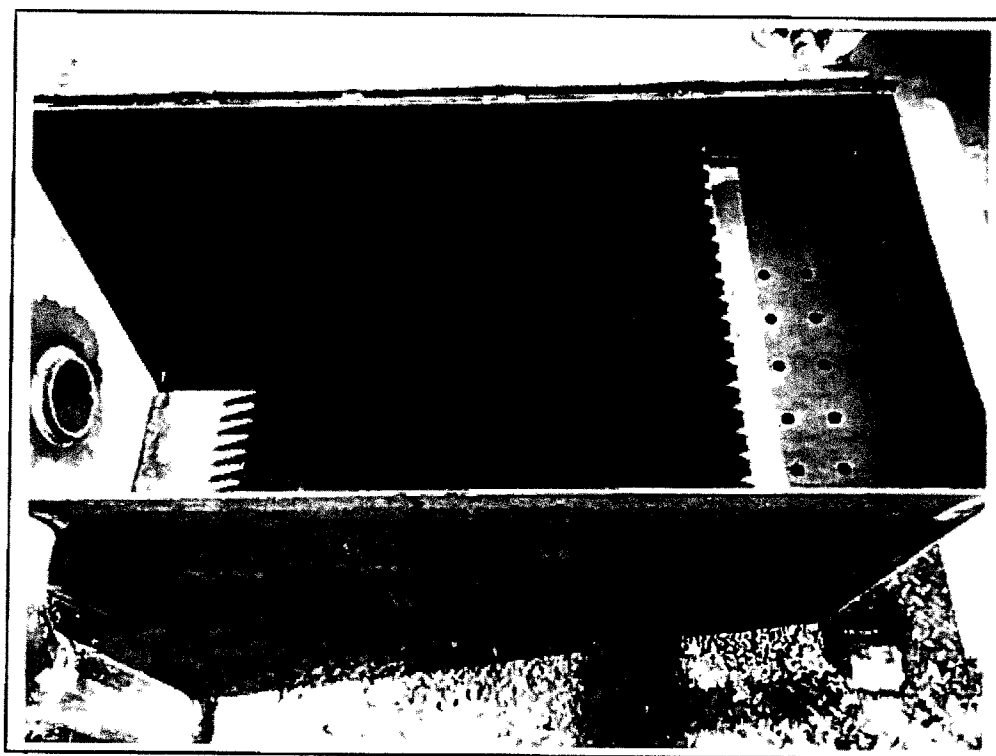
e-c: Chris García, Area Manager

Duke Wade, Field Supervisor

Scot Foltz, Environmental Compliance Manager

Mike Pickel, Vice-President/Chief Environmental Officer, AQUA America, Inc.

Countryside Estates WWTP
TPDES Permit No. 11249-001



File

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

February 1, 2016

RECEIVED

FEB 04 2016

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

TX ADMIN-AUSTIN

Re: Notice of Compliance with Notice of Violation dated May 13, 2015
Classic Pines Wastewater Treatment Plant
3820 Grand Prix Dr., Humble, TX 77396
TPDES Permit No.: WQ0013870001, EPA ID No.: TX0119067

Dear Mr. Laughman:

This letter is to inform you that the Texas Commission on Environmental Quality (TCEQ) Houston Region Office has received adequate compliance documentation on September 9, 2015, to resolve the outstanding alleged violations documented during the investigation of the above-referenced regulated entity conducted on March 19, 2015. Based on the information submitted, no further action is required concerning this investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions, please feel free to contact Ms. Meijie Lu in the Houston Region Office at (713)767-3528.

Sincerely,

A handwritten signature in black ink, appearing to read "BSJ" or similar, followed by a flourish.

Barbara Sullivan
Team Leader
Water Quality Management
Region 12 Houston

BSS/MJL/ci

cc: Abel Bautista, 2211 Louetta Road, Spring, TX 77388



Pollution Control Services Department

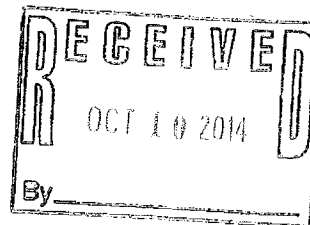
101 S. Richey, Suite H
Pasadena, Texas 77506
FAX: 713-274-6475

713-920-2831

October 8, 2014

VIOLATION NOTICE

Aqua Texas, Inc.
1106 Clayton Lane, Suite 400W
Austin, TX 78723



Dear Sir or Madam:

The circumstances described below constitute a violation of Chapter 26 of the Texas Water Code. You are requested to inform Compliance Coordinator Denise Hall in writing within ten (10) days of the steps being taken to be in compliance with this law and to prevent recurrence. Ms. Hall's address is: Pollution Control Services Department, 101 S. Richey, Suite H, Pasadena, TX 77506, her fax number is 713-274-6475, and her e-mail is denise.hall@pcs.hctx.net. Should you have any questions concerning this Violation Notice, or wish to arrange a conference to discuss any compliance plan, please call Ms. Hall at 713-274-6356. If the services of an independent laboratory or consultant have been used in making your response, please provide the name and address.

NAME OF OFFENDER: Aqua Texas, Inc. – Creekside Estates STP

NATURE OF VIOLATION:

On August 13, 2014 at 10:11 a.m., Bryan Kosler of this office collected a sample from the Creekside Estates STP – Outfall 001. Analysis of this sample using accepted analytical methods determined the following violation of discharge permit number WQ11375-01:

<u>ITEM</u>	<u>DETERMINED CONCENTRATION</u>	<u>LIMIT</u>
Chlorine	7.82 mg/l	1.0-4.0 mg/l

VIOLATION NOTICE

Aqua Texas, Inc.

October 8, 2014

Page 2

Under the Texas Water Code you are subject to civil penalties of \$50 to \$25,000 per day, criminal penalties of up to \$250,000 per day or more for each violation, and possible confinement up to 10 years or more. Under the Regulations of Harris County for Storm Water Quality Management, you may be subject to civil penalties up to \$1,000 per day. A case-by-case review is conducted when each Violation Notice is issued. The ultimate disposition of each case is dependent upon factors such as the nature, magnitude and duration of this violation, steps taken to mitigate the violation, previous violations, and the contents of any response received. In the event that further enforcement action is appropriate, this office may file charges in a court of proper jurisdiction, as provided by law.

Sincerely,



Michael Cantu

Manager – Laboratory Services


MC/ljg

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



Heine

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 4, 2012

RECEIVED
DEC 06 2012

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

BY:.....

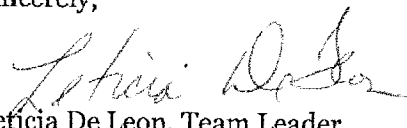
Re: Notice of Compliance with Notice of Violation (NOV) dated August 9, 2012:
Decker Woods Subdivision, 25519 Wildflower Dr., Montgomery County
Regulated Entity No.102693181, TCEQ ID No.: 1700330, Investigation No.: 1036506

Dear Mr. Blackhurst:

On August 17, 2012, the Texas Commission on Environmental Quality (TCEQ) Houston Region Office received adequate compliance documentation to resolve the alleged violations documented during the investigation of the above-referenced regulated entity conducted on June 20, 2012. Based on the information submitted, no further action is required concerning this investigation.

The Texas Commission on Environmental Quality appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions, please feel free to contact Ms. Christina Bernal in the Houston Region Office at (713)767-3650.

Sincerely,


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

LD/CB/ra

Enclosure: *Summary of Investigation Findings*

cc: Montgomery County Environmental Health Services

Summary of Investigation Findings

DECKER WOODS SUBDIVISION

Investigation #

1036506
Investigation Date: 10/05/2012

, MONTGOMERY COUNTY,

Additional ID(s): 1700330

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 471298

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

Alleged Violation:

Investigation: 1014232

Comment Date: 07/23/2012

Ground Water Sources and Development

Failure to provide each well with a screened casing vent, which must face downward and be elevated so as to minimize the drawing of contaminants into the well. The screening must be 16 mesh or finer corrosion resistant screen.

At the time of the compliance investigation, Well #2, the one closest to the pressure tank, did not have a downward-facing, screened casing vent.

Investigation: 1036506

Comment Date: 10/05/2012

Ground Water Sources and Development

Failure to provide each well with a screened casing vent, which must face downward and be elevated so as to minimize the drawing of contaminants into the well. The screening must be 16 mesh or finer corrosion resistant screen.

Recommended Corrective Action: Submit a work order, invoice, receipt, or photo showing a casing vent has been installed at Well #2 to verify compliance.

Resolution: On August 17, 2012, the investigator received photos via postal mail, showing a casing vent has been installed on Well 2.

Track No: 471299

30 TAC Chapter 290.46(m)

Alleged Violation:

Investigation: 1014232

Comment Date: 07/03/2012

Operating Practices for Public Water Systems

Failure to properly maintain the regulated entity by not keeping the pressure tank in a good state of repair.

At the time of the compliance investigation, the pressure tank had rust spots and was in need of re-coating.

Investigation: 1036506

Comment Date: 10/05/2012

Operating Practices for Public Water Systems

Failure to properly maintain the regulated entity by not keeping the pressure tank in a good state of repair.

Recommended Corrective Action: Submit a work order, invoice, receipt, or photo showing the pressure tank has been re-coated to verify compliance.

Resolution: On August 17, 2012, the investigator received photos via postal mail, showing that the pressure tank has been re-coated.

Louise / Pay / Abel

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

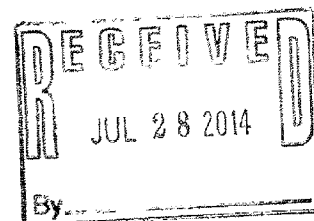


TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

July 25, 2014

CERTIFIED MAIL 7012 1640 0001 7339 0529
RETURN RECEIPT REQUESTED



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

Re: Notice of Enforcement for the Compliance Record Review:
Aqua Utilities, Inc. - Greenwood Village Wastewater Treatment Plant, 3010 Kowis Street,
Houston, Harris County, Texas
Regulated Entity No.:102177581, TCEQ ID No.:11255-001, EPA ID No.: TX0032034

Dear Mr. Laughman:

On July 18, 2014, Mr. Rick Felan of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted a Compliance Record Review of the above-referenced regulated entity to evaluate compliance with applicable requirements for wastewater treatment. During this investigation, certain outstanding alleged violations were documented. Enclosed is a summary which lists the investigation findings and recommended corrective actions. Additional recommended corrective actions may be provided by the Enforcement Division.

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.

Also, please be advised that the Legislature has granted enforcement powers to the TCEQ to carry out its mission to protect human health and the environment. Due to the apparent seriousness of the alleged violations, formal enforcement action has been initiated, and additional violations may be cited upon further review. We encourage you to immediately begin taking actions to address the outstanding alleged violations.

In responding with prompt corrective action, the administrative penalty to be assessed may be limited.

The Commission recognizes that the great majority of the regulated community wants to prevent pollution and to comply with environmental laws. We dedicate considerable resources toward making voluntary compliance achievable. But where compliance has not been met it is our duty to protect the public and the environment by enforcing the state's environmental laws, regulations, and permits.

Robert Laughman
Page 2
July 25, 2014

Also, if you believe the violations documented in this notice have been cited in error, **and** you have additional information that we are unaware of, you may request a meeting to discuss this enforcement matter. To request a meeting, send a letter describing the additional information to the address shown below.

Manager, Water Section
Enforcement Division, MC 219
Re: Enforcement Meeting Request
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

If you or members of your staff have any questions, please feel free to contact Mr. Rick Felan in the Houston Region Office at (713) 767-3612.

Sincerely,



Elizabeth Sears
Team Leader
Water Quality Management
Houston Region Office

EWS/RAF/ci

Enclosure: Summary of Investigation Findings

Summary of Investigation Findings

GREENWOOD VILLAGE PLT
3010 KOWIS ST
HOUSTON, HARRIS COUNTY, TX 77093

Investigation #
1184302
Investigation Date: 07/18/2014

Additional ID(s): WQ0011255001
TX0032034

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

Track No: 536275 Compliance Due Date: To Be Determined
30 TAC Chapter 305.125(1)

PERMIT WQ0011255001, EL&MR

Effluent Limitations & Monitoring Requirements, No. 1.

Alleged Violation:

Investigation: 1170515

Comment Date: 05/21/2014

Failed to maintain compliance with the permitted effluent limits. Specifically, the grab sample collected during the investigation was not compliant with the single grab limit of 15 mg/L for ammonia-nitrogen. The result of the ammonia-nitrogen analysis was 17.3 mg/L.

Investigation: 1184302

Comment Date: 07/18/2014

See violation.

Recommended Corrective Action: Compliance with the permitted effluent limits must be maintained.

Track No: 536277 Compliance Due Date: To Be Determined
2D TWC Chapter 26.121(a)(1)

Alleged Violation:

Investigation: 1170515

Comment Date: 06/02/2014

Failed to prevent the unauthorized discharge of wastewater. Specifically, during the 18 months preceding the investigation, 5 unauthorized discharges were reported. The unauthorized discharges noted from the WWTP were also noted during the previous investigation. In both instances, the causes were due to rain and a clogged transfer line. See the attached noncompliance reports.

Investigation: 1184302

Comment Date: 07/18/2014

See violation.

Recommended Corrective Action: There shall be no unauthorized discharge of wastewater.

Track No: 536280 Compliance Due Date: To Be Determined
30 TAC Chapter 305.125(5)

PERMIT WQ0011255001, Operational Requirements
No.1.

Alleged Violation:

Investigation: 1170515

Comment Date: 05/21/2014

Failed to properly operate and maintain the facility. Specifically, the rotating bridge for the Schreiber aeration basin was not operational.

Investigation: 1184302

Comment Date: 07/18/2014

See violation.

Recommended Corrective Action: The wastewater treatment plant must be operated in a manner which minimizes the risk of untreated or inadequately treated wastewater from being discharged to the receiving stream.

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



Lonnie

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

December 3, 2012

CERTIFIED MAIL 7002 0510 0003 6161 6888
RETURN RECEIPT REQUESTED

RECEIVED
DEC 05 2012

BY:

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

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

Dear Mr. Laughman:

On September 20, 2012, Mr. Rick Felan of the Texas Commission on Environmental Quality (TCEQ) Houston Region Office conducted an investigation of the above-referenced regulated entity to evaluate compliance with applicable water quality requirements. Enclosed is a summary which lists the investigation findings. During the investigation, four concerns were noted which were alleged noncompliances. Through subsequent corrective action, the noncompliances have been resolved as Resolved Violations and as Areas of Concern. Also, please see the Additional Issue.

The TCEQ appreciates your assistance in this matter. Please note that the Legislature has granted TCEQ enforcement powers which we may exercise to ensure compliance with environmental regulatory requirements. Self-reported violations may be subject to enforcement, including penalties, upon review by the Enforcement Division.

If you or members of your staff have any questions, please feel free to contact Mr. Rick Felan in the Houston Region Office at (713) 767-3612.

Sincerely,

A handwritten signature in dark ink, appearing to be "ES".

Elizabeth Sears
Team Leader
Water Quality Management
Region 12 Houston

EWS/RAF/cs

Enclosure: Summary of Investigation Findings
Bypasses for Aqua Utilities, Inc.

cc: Michael Merka, Field Supervisor, Aqua Texas, Inc., 2211 Louetta Road, Spring, Texas 77388-4706

Summary of Investigation Findings

GREENWOOD VILLAGE PLT

3010 KOWIS ST

HOUSTON, HARRIS COUNTY, TX 77093

Investigation #

1042205

Investigation Date: 09/20/2012

Additional ID(s): WQ0011255001

TX0032034

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 481391

2D TWC Chapter 26.121(a)

2D TWC Chapter 26.121(a)(1)

2D TWC Chapter 26.121(a)(3)

2D TWC Chapter 26.121(b)

2D TWC Chapter 26.121(c)

2D TWC Chapter 26.121(d)

2D TWC Chapter 26.121(e)

30 TAC Chapter 305.125(4)

30 TAC Chapter 305.125(5)

TWC Chapter 26.121

TWC Chapter 26.121(a)(2)

Alleged Violation:

Investigation: 1042205

Comment Date: 10/31/2012

Failed to prevent the unauthorized discharge of wastewater. Specifically, during the 18 months preceding the investigation, 5 unauthorized discharges were reported. See the attached Bypasses for Aqua Utilities, Inc. There shall be no unauthorized discharge of wastewater.

Recommended Corrective Action: Submit the steps taken to prevent the recurrence of unauthorized discharges from the wastewater treatment plant.

Resolution: Documentation was received on 10/29/2012 indicating the steps taken to prevent the recurrence of unauthorized discharges from the wastewater treatment plant.

Track No: 481395

30 TAC Chapter 305.125(1)

PERMIT WQ0011255001, EL&MR

Effluent Limitations and Monitoring Requirements, No. 1.

Alleged Violation:

Investigation: 1042205

Comment Date: 10/31/2012

Failed to maintain compliance with the permitted effluent limits. Specifically, during the record review period of 09/2011 to 09/2012, 1 violation of the permitted limit of 394 MPN/100 mL for E. Coli was noted. A value of >2,419.6 MPN/100 mL was reported on 06/06/2012. Compliance with the permitted effluent limits must be maintained.

Recommended Corrective Action: Submit documentation describing the action taken to prevent the recurrence of E.Coli violations.

Resolution: Documentation was received on 10/29/2012 describing the action taken to prevent the recurrence of E.Coli violations.

AREA OF CONCERN

Track No: 481390

Alleged Violation:

Investigation: 1042205

Comment Date: 11/09/2012

Failed to maintain the required alarm system. Specifically, the alarm system at the on-site lift station was inoperable. An operable alarm system shall be provided for all lift stations. The alarm system shall be activated in case of power outage, pump failure, or a specified high water level.

Recommended Corrective Action: Submit documentation indicating that the alarm system at the on-site lift station has been repaired or replaced.

Resolution: Documentation was received indicating that the alarm system at the on-site lift station was repaired on 09/20/2012.

Track No: 481393

30 TAC Chapter 305.125(1)

PERMIT WQ0011255001, Monitoring and Reporting Requirements
No. 5.

Alleged Violation:

Investigation: 1042205

Comment Date: 10/31/2012

Failed to ensure flow measurement accuracy. Specifically, the ultrasonic flow meter had not been calibrated in the previous twelve months. The meter was last calibrated on 01/24/2011. All automatic flow measuring or recording devices and all totalizing meters for measuring flows shall be accurately calibrated by a trained person at plant start-up and as often thereafter as necessary to ensure accuracy, but not less often than annually. Copies of the verification shall be retained at the facility site and/or shall be readily available for review by TCEQ representatives for a period of three years.

Recommended Corrective Action: Submit a calibration certificate for the ultrasonic flow meter indicating calibration in the previous 12 months.

Resolution: A copy of the calibration certificate was received indicating that the ultrasonic flow meter was calibrated on 09/20/2012.

ADDITIONAL ISSUES

Description

Is sludge analysis conducted for all the required parameters?

Additional Comments

At the time of the investigation, it was noted that the Toxicity Characteristic Leaching Procedure (TCLP) test had not been performed at least once during the life of the current permit on the sewage sludge. According to TPDES Permit No. 11255-001, sewage sludge shall be tested once during the term of this permit. The TCLP analyses must be conducted before this permit expires on 05/01/2015.

Bypasses for AQUA UTILITIES INC GRNWD VILLAGE

TCEQ Permit WQ0011255001

Tuesday, March 22, 2011 through Thursday, September 20, 2012

Start Date	Total Vol Lost	Address	Excursion Cause
3/30/2012	5,000	WWTP	RAIN, VI
Subscriber Name:			
3/12/2012	200	WWTP	RAIN
Subscriber Name:			
3/12/2012	UNKNOWN	WWTP	RAIN
Subscriber Name:			
2/10/2012	500	WWTP	RAIN, VI
Subscriber Name:			
9/16/2011	300	WWTP	PARTIALLY BLOCKED SLUDGE LINE
Subscriber Name:			

Reg

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

June 3, 2014

RECEIVED
JUN 11 2014

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

Re: Notice of Compliance with Notice of Violation dated September 9, 2013
Heron Lakes Wastewater Treatment Plant
Twelve Lake Dr., Houston (Harris County), TX
TPDES Permit No. 0013433-001, EPA ID No.: TX0103705

Dear Mr. Laughman:

This letter is to inform you that the Texas Commission on Environmental Quality (TCEQ) Houston Region Office has received adequate compliance documentation on November 30, 2013 and May 13, 2014, to resolve the alleged violations documented during the investigation of the above-referenced regulated entity conducted on July 10, 2013. Based on the information submitted, no further action is required concerning this investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions, please feel free to contact Mr. Bruce Miebs in the Houston Region Office at (713) 767-3569.

Sincerely,

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

Barbara Sullivan
Team Leader
Water Quality Management
Region 12 Houston

BSS/BPM/ci

Louise

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 30, 2015

CERTIFIED MAIL #7010 1870 0003 4949 4755
RETURN RECEIPT REQUESTED

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

RECEIVED

MAY 04 2015

TX ADMIN-AUSTIN

Re: Additional Compliance Documentation Needed for:
Imperial Valley Wastewater Treatment Plant
1330 N. Vista, Harris County Texas
TCEQ ID No.: WQ0014106-001, EPA ID No.: TX0119270

Dear Mr. Laughman:

The Texas Commission on Environmental Quality (TCEQ) Houston Region Office has received the compliance documentation that you submitted January 22, 2015 for the alleged violations noted during the investigation of the above-referenced facility conducted on November 5, 2014. The compliance documentation contained in your response appears to indicate that actions were taken to address some of the violations documented during the investigation. However, information is still needed for the remaining alleged violations listed in the enclosed summary. Please submit to our office by May 30, 2015 a written description of corrective action taken and the required compliance documentation demonstrating that the remaining alleged violations have been resolved.

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

Robert Laughman, President
April 30, 2015

Page 2

If you or members of your staff have any questions, please feel free to contact Ms. Laird in the Houston Region Office at 713/767-3769.

Sincerely,

A handwritten signature in black ink, appearing to read 'BSJ' followed by a stylized flourish.

Barbara Sullivan
Team Leader
Water Quality Management
Region 12 Houston

BSS/KJL/ci

Enclosure: Summary of Unresolved Investigation Findings

cc: Abel Bautista, Compliance Coordinator, Aqua Texas, 2211 Louetta Rd, Spring, Texas
77388

Summary of Investigation Findings

IMPERIAL VALLEY WWTP

Investigation #

1241976

Investigation Date: 04/07/2015

, HARRIS COUNTY,

Additional ID(s): WQ0014106001
TX0119270

OUTSTANDING ALLEGED VIOLATION(S)

Track No: 555574 Compliance Due Date: 12/05/2014
30 TAC Chapter 305.125(5)

Alleged Violation:

Investigation: 1211457

Comment Date: 12/30/2014

Failed to maintain the structural integrity of the wastewater treatment plant. Specifically, the walls on all of the basins were rusted. See attached photographs.

Investigation: 1241976

Comment Date: 04/07/2015

See violation.

Recommended Corrective Action: Submit documentation indicating that the walls for each basin have been repaired or replaced.

Track No: 555580 Compliance Due Date: 12/05/2014

30 TAC Chapter 305.125(1)

30 TAC Chapter 305.125(5)

PERMIT WQ0014106001, Operational Requirements No. 1

Operational Requirements No. 1

Alleged Violation:

Investigation: 1211457

Comment Date: 12/16/2014

Failed to properly operate and maintain the facility. The thirty minute settleable solids concentration in the aeration basin was 90%. A mixed liquor total suspended solids (MLTSS) sample was collected from the aeration basin, yielding a laboratory result of 5,800 mg/L. The SV30 compared to the MLTSS results indicate the solids are not settling well. There was accumulations of foam and solids on one-third of the surface of the aeration basin. The operator indicated that filamentous organisms were causing settling problems in the clarifier. Additionally, the sludge blanket level in the clarifier was 7 feet in a total water depth of 10 feet. The maximum recommended sludge depth is 25% of the total water depth. Also, the chlorine contact basin contained 1 foot of sludge in a total water depth of 9 feet. Documentation was submitted on November 12, 2014 indicating that the sludge has been removed from the chlorine contact basin.

Investigation: 1241976

Comment Date: 04/07/2015

See violation. Documentation was received indicating that the sludge blanket in the clarifier had been reduced to below 25% of the water depth. However, the filamentous issue in the aeration basin causing the poor settling was not addressed.

Recommended Corrective Action: The wastewater treatment plant must be operated in a manner which minimizes the risk of untreated or inadequately treated wastewater from being discharged to the receiving stream. Submit documentation indicating the actions taken to properly maintain the solids level in the wastewater treatment plant.

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track No: 557398

2D TWC Chapter 26.121(a)(1)

30 TAC Chapter 305.125(1)

30 TAC Chapter 305.125(4)

PERMIT WQ0014106001, Permit Conditions, No. 2.g

Permit Conditions, No. 2.g

Alleged Violation:

Investigation: 1211457

Comment Date: 12/30/2014

Failed to prevent the unauthorized discharge of wastewater. Specifically, during the investigation sludge was noted on the ground between the aeration basin and the digesters. See attached photographs.

Investigation: 1241976

Comment Date: 04/07/2015

see violation.

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

Resolution: Documentation was submitted on January 22, 2015 indicating that this violation has been resolved.

Track No: 557400

30 TAC Chapter 305.125(1)

PERMIT WQ0014106001, M&RR, No. 7.a & 7b(i)

Monitoring and Reporting Requirements, No. 7.a & 7b(i)

Alleged Violation:

Investigation: 1211457

Comment Date: 12/30/2014

Failed to provide notification of any noncompliance which may endanger human health or safety, or the environment. Specifically, a noncompliance notification was not provided for the unauthorized discharge of sludge noted on the ground between the aeration basin and digesters on November 5, 2014.

Investigation: 1241976

Comment Date: 04/07/2015

See violation.

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

Resolution: Documentation was submitted on January 22, 2015 indicating that this violation has been resolved.

Mike

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

March 1, 2013

Robert Laughman, President
Aqua Texas, Inc.
1106 Clayton Lane, Suite 400W
Austin, Texas 78723-2426

RECEIVED
MAR 04 2013

BY:

Re: Notice of Compliance with Notice of Violation dated December 7, 2012:
Industrial Utilities Wastewater Treatment Plant, Harris County, Texas
TCEQ ID No.: 12122-001, EPA ID No.: TX0079383

Dear Mr. Laughman:

This letter is to inform you that the Texas Commission on Environmental Quality (TCEQ) Houston Region Office received adequate compliance documentation on January 9, 2013 to resolve the alleged violations documented during the investigation of the above-referenced regulated entity conducted on October 23, 2012. Based on the information submitted, no further action is required concerning this investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions, please feel free to contact Mr. Rick Felan in the Houston Region Office at (713) 767-3612.

Sincerely,

A handwritten signature in dark ink, appearing to be "ES".

Elizabeth Sears
Team Leader
Water Quality Section
Region 12 Houston

EWS/RF/cs

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

lag

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



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

August 25, 2015

RECEIVED

Robert Laughman, President
Aqua Texas, Inc.
1106 Clayton Lane, Suite 400W
Austin, Texas 78723-2426

TX ADMIN-AUSTIN

Re: Notice of Compliance with Notice of Violation dated January 9, 2015:
Industrial Utilities Wastewater Treatment Plant, Harris County, Texas
TCEQ ID No.: WQ0012122001, EPA ID No.: TX0079383

Dear Mr. Laughman,

This letter is to inform you that the Texas Commission on Environmental Quality (TCEQ) Houston Region Office received adequate compliance documentation on February 9, 2015 to resolve the alleged violation documented during the investigation of the above-referenced regulated entity conducted on November 13, 2014. Based on the information submitted, no further action is required concerning this investigation.

The TCEQ appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's environment. If you or members of your staff have any questions, please feel free to contact Mr. Dustin Roberts in the Houston Region Office at (713) 767-3631.

Sincerely,

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

Elizabeth Sears
Team Leader
Water Quality Management
Region 12 Houston

EWS/DAR/ci

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