

EXECUTIVE SUMMARY - ENFORCEMENT MATTER Page 1 of 2
DOCKET NO.: 2007-1050-MWD-E **TCEQ ID:** RN101274140 **CASE NO.:** 34121
RESPONDENT NAME: Bloomington Independent School District

| | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------|----------------------------------------------------------------------|
| ORDER TYPE: | | |
| <input checked="" type="checkbox"/> 1660 AGREED ORDER | <input type="checkbox"/> FINDINGS AGREED ORDER | <input type="checkbox"/> FINDINGS ORDER FOLLOWING SOAH HEARING |
| <input type="checkbox"/> FINDINGS DEFAULT ORDER | <input type="checkbox"/> SHUTDOWN ORDER | <input type="checkbox"/> IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER |
| <input type="checkbox"/> AMENDED ORDER | <input type="checkbox"/> EMERGENCY ORDER | |
| CASE TYPE: | | |
| <input type="checkbox"/> AIR | <input type="checkbox"/> MULTI-MEDIA (check all that apply) | <input type="checkbox"/> INDUSTRIAL AND HAZARDOUS WASTE |
| <input type="checkbox"/> PUBLIC WATER SUPPLY | <input type="checkbox"/> PETROLEUM STORAGE TANKS | <input type="checkbox"/> OCCUPATIONAL CERTIFICATION |
| <input checked="" type="checkbox"/> WATER QUALITY | <input type="checkbox"/> SEWAGE SLUDGE | <input type="checkbox"/> UNDERGROUND INJECTION CONTROL |
| <input type="checkbox"/> MUNICIPAL SOLID WASTE | <input type="checkbox"/> RADIOACTIVE WASTE | <input type="checkbox"/> DRY CLEANER REGISTRATION |
| <p>SITE WHERE VIOLATION(S) OCCURRED: Bloomington Junior High School, 150 feet south of Farm-to-Market Road 616, approximately two miles west of the intersection of Farm-to-Market Road 616 and U. S. Highway 87, Victoria County</p> <p>TYPE OF OPERATION: Wastewater treatment plant</p> <p>SMALL BUSINESS: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>OTHER SIGNIFICANT MATTERS: There are no complaints. There is no record of additional pending enforcement actions regarding this facility location.</p> <p>INTERESTED PARTIES: No one other than the ED and the Respondent has expressed an interest in this matter.</p> <p>COMMENTS RECEIVED: The <i>Texas Register</i> comment period expired on December 10, 2007. No comments were received.</p> <p>CONTACTS AND MAILING LIST: TCEQ Attorney/SEP Coordinator: None TCEQ Enforcement Coordinator: Mr. Harvey Wilson, Enforcement Division, Enforcement Team 3, MC 149, (512) 239-0321; Mr. Bryan Sinclair, Enforcement Division, MC 219, (512) 239-2171 Respondent: Mr. Brad Williams, Superintendent, Bloomington Independent School District, P. O. Box 158, Bloomington, Texas 77951 Respondent's Attorney: Not represented by counsel on this enforcement matter</p> | | |

VIOLATION SUMMARY CHART:

| VIOLATION INFORMATION | PENALTY CONSIDERATIONS | CORRECTIVE ACTIONS TAKEN/REQUIRED |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| <p>Type of Investigation: <input type="checkbox"/> Complaint <input type="checkbox"/> Routine <input type="checkbox"/> Enforcement Follow-up <input checked="" type="checkbox"/> Records Review</p> <p>Date(s) of Complaints Relating to this Case: None</p> <p>Date of Investigation Relating to this Case: June 18, 2007</p> <p>Date of NOV/NOE Relating to this Case: June 26, 2007 (NOE)</p> <p>Background Facts: This was a routine record review. One violation was documented.</p> <p>WATER</p> <p>Failed to comply with permit effluent limits for Total Suspended Solids and Total Chlorine Residual [Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0014578001 Effluent Limitations and Monitoring Requirements No. 1, 30 TEX. ADMIN. CODE § 305.125(1), and TEX. WATER CODE § 26.121(a)].</p> | <p>Total Assessed: \$1,240</p> <p>Total Deferred: \$248 <input checked="" type="checkbox"/> Expedited Settlement <input type="checkbox"/> Financial Inability to Pay</p> <p>SEP Conditional Offset: \$0</p> <p>Total Paid to General Revenue: \$992</p> <p>Site Compliance History Classification <input type="checkbox"/> High <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification <input type="checkbox"/> High <input checked="" type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Major Source: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Applicable Penalty Policy: September 2002</p> | <p>Ordering Provisions:</p> <p>The Order will require the Respondent to, within 60 days after the effective date of this Agreed Order, submit written certification of compliance with the effluent limits of TPDES Permit No. WQ0014578001. The certification shall include detailed supporting documentation, including photographs, receipts, and/or other records to demonstrate compliance.</p> |

Additional ID No(s): WQ0014578001, TX0127353, PWS 2350016



Policy Revision 2 (September 2002)

Penalty Calculation Worksheet (PCW)

PCW Revision June 26, 2007

| | | | | | | |
|--------------|----------|------------|-----------|------------|---------|--|
| DATES | Assigned | 2-Jul-2007 | Screening | 5-Jul-2007 | EPA Due | |
| | PCW | 5-Jul-2007 | | | | |

| | |
|----------------------------------------|-----------------------------------------|
| RESPONDENT/FACILITY INFORMATION | |
| Respondent | Bloomington Independent School District |
| Reg. Ent. Ref. No. | RN101274140 |
| Facility/Site Region | 14-Corpus Christi |
| Major/Minor Source | Minor |

| | | | | |
|-------------------------|-----------------|-------------------|--------------------|----------|
| CASE INFORMATION | | | | |
| Enf./Case ID No. | 34121 | No. of Violations | 1 | |
| Docket No. | 2007-1050-MWD-E | Order Type | 1660 | |
| Media Program(s) | Water Quality | Enf. Coordinator | Harvey Wilson | |
| Multi-Media | | EC's Team | Enforcement Team 3 | |
| Admin. Penalty \$ | Limit Minimum | \$0 | Maximum | \$10,000 |

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1

ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History Enhancement Subtotals 2, 3, & 7

Notes

A penalty enhancement is for two NOV's that were not the same or similar, one NOV that was same or similar, and three self reported effluent violations.

Culpability Enhancement Subtotal 4

Notes

The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Reduction Subtotal 5

| | Before NOV | NOV to EDPRP/Settlement Offer |
|---------------|-------------------------------------|-------------------------------|
| Extraordinary | <input type="text"/> | <input type="text"/> |
| Ordinary | <input type="text"/> | <input type="text"/> |
| N/A | <input checked="" type="checkbox"/> | (mark with x) |

Notes

The Respondent does not meet the good faith criteria.

Total EB Amounts Subtotal 6
 Approx. Cost of Compliance *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7 Final Subtotal

OTHER FACTORS AS JUSTICE MAY REQUIRE Adjustment

Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes

Final Penalty Amount

STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty

DEFERRAL Reduction Adjustment

Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes

Deferral offered for expedited settlement.

PAYABLE PENALTY

Screening Date 5-Jul-2007

Docket No. 2007-1050-MWD-E

PCW

Respondent Bloomington Independent School District

Policy Revision 2 (September 2002)

Case ID No. 34121

PCW Revision June 26, 2007

Reg. Ent. Reference No. RN101274140

Media [Statute] Water Quality

Enf. Coordinator Harvey Wilson

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

| Component | Number of... | Enter Number Here | Adjust. |
|-------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------|---------|
| NOVs | Written NOVs with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>) | 4 | 20% |
| | Other written NOVs | 2 | 4% |
| Orders | Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>) | 0 | 0% |
| | Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission | 0 | 0% |
| Judgments and Consent Decrees | Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgements or consent decrees meeting criteria</i>) | 0 | 0% |
| | Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government | 0 | 0% |
| Convictions | Any criminal convictions of this state or the federal government (<i>number of counts</i>) | 0 | 0% |
| Emissions | Chronic excessive emissions events (<i>number of events</i>) | 0 | 0% |
| Audits | Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>) | 0 | 0% |
| | Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>) | 0 | 0% |
| <i>Please Enter Yes or No</i> | | | |
| Other | Environmental management systems in place for one year or more | No | 0% |
| | Voluntary on-site compliance assessments conducted by the executive director under a special assistance program | No | 0% |
| | Participation in a voluntary pollution reduction program | No | 0% |
| | Early compliance with, or offer of a product that meets future state or federal government environmental requirements | No | 0% |

Adjustment Percentage (Subtotal 2) 24%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Average Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

A penalty enhancement is for two NOVs that were not the same or similar, one NOV that was same or similar, and three self reported effluent violations.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 24%

| | | |
|-----------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------|
| Screening Date 5-Jul-2007 | Docket No. 2007-1050-MWD-E | PCW |
| Respondent Bloomington Independent School District | <i>Policy Revision 2 (September 2002)</i> | |
| Case ID No. 34121 | <i>PCW Revision June 26, 2007</i> | |
| Reg. Ent. Reference No. RN101274140 | | |
| Media [Statute] Water Quality | | |
| Enf. Coordinator Harvey Wilson | | |
| Violation Number <input type="text" value="1"/> | | |
| Rule Cite(s) | Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0014578001 Effluent Limitations and Monitoring Requirements No. 1, 30 Tex. Admin. Code § 305.125(1), and Tex. Water Code § 26.121(a) | |
| Violation Description | Failed to comply with permit effluent limits (see attached table). | |
| Base Penalty | | <input type="text" value="\$10,000"/> |

>> Environmental, Property and Human Health Matrix

| | | | | | |
|------------------|----------------------|----------------------|----------------------|-------------------------------------------------|-------------------------------------------|
| OR | Harm | | | | |
| | Release | Major | Moderate | | Minor |
| | Actual | <input type="text"/> | <input type="text"/> | | <input checked="" type="text" value="x"/> |
| Potential | <input type="text"/> | <input type="text"/> | <input type="text"/> | Percent <input type="text" value="10%"/> | |

>> Programmatic Matrix

| | | | | | |
|---------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|----------------------|----------------------|------------------------------------------------|
| | Falsification | Major | Moderate | Minor | |
| | <input type="text"/> | <input type="text"/> | <input type="text"/> | <input type="text"/> | |
| | | | | | Percent <input type="text" value="0%"/> |
| Matrix Notes | Human health or the environment has been exposed to insignificant amounts of pollutants which do not exceed levels that are protective of human health or environmental receptors. | | | | |

Adjustment

Violation Events

Number of Violation Events Number of violation days

| | | |
|--------------------------------|---------------------|-------------------------------------------|
| <i>mark only one with an x</i> | daily | <input type="text"/> |
| | monthly | <input type="text"/> |
| | quarterly | <input checked="" type="text" value="x"/> |
| | semiannual | <input type="text"/> |
| | annual | <input type="text"/> |
| | single event | <input type="text"/> |

Violation Base Penalty

One quarterly event is recommended.

| | |
|---------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------|
| Economic Benefit (EB) for this violation | Statutory Limit Test |
| Estimated EB Amount <input type="text" value="\$116"/> | Violation Final Penalty Total <input type="text" value="\$1,240"/> |
| This violation Final Assessed Penalty (adjusted for limits) <input type="text" value="\$1,240"/> | |

Economic Benefit Worksheet

Respondent Bloomington Independent School District
Case ID No. 34121
Reg. Ent. Reference No. RN101274140
Media Water Quality
Violation No. 1

| | |
|-------------------------|------------------------------|
| Percent Interest | Years of Depreciation |
| 5.0 | 15 |

| Item Description | Item Cost <small>No commas or \$</small> | Date Required | Final Date | Yrs | Interest Saved | Onetime Costs | EB Amount |
|------------------|---------------------------------------------|---------------|------------|-----|----------------|---------------|-----------|
|------------------|---------------------------------------------|---------------|------------|-----|----------------|---------------|-----------|

Delayed Costs

| | | | | | | | |
|--------------------------|---------|------------|-------------|-----|-------|-----|-------|
| Equipment | | | | 0.0 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.0 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.0 | \$0 | \$0 | \$0 |
| Engineering/construction | | | | 0.0 | \$0 | \$0 | \$0 |
| Land | | | | 0.0 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.0 | \$0 | n/a | \$0 |
| Training/Sampling | | | | 0.0 | \$0 | n/a | \$0 |
| Remediation/Disposal | | | | 0.0 | \$0 | n/a | \$0 |
| Permit Costs | | | | 0.0 | \$0 | n/a | \$0 |
| Other (as needed) | \$2,000 | 1-Jan-2007 | 28-Feb-2008 | 1.2 | \$116 | n/a | \$116 |

Notes for DELAYED costs

The estimated cost for additional oversight and sampling which could have reduced or alleviated the exceedances. The Date Required is the day the noncompliance began. The Final Date is the expected compliance date.

Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

| | | | | | | | |
|-------------------------------|--|--|--|-----|-----|-----|-----|
| Disposal | | | | 0.0 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.0 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.0 | \$0 | \$0 | \$0 |
| Supplies/equipment | | | | 0.0 | \$0 | \$0 | \$0 |
| Financial Assurance [2] | | | | 0.0 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs [3] | | | | 0.0 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.0 | \$0 | \$0 | \$0 |

Notes for AVOIDED costs

Approx. Cost of Compliance

\$2,000

TOTAL

\$116

Bloomington Independent School District
Docket No. 2007-1050-MWD-E
RN101274140
TPDES Permit No. WQ0014578001
Effluent Violations Table

| Month/Year | Total Suspended Solids 20 mg/L Daily Average | Total Chlorine Residual 1.0 mg/L Minimum | Total Chlorine Residual 4.0 mg/L Max |
|----------------|----------------------------------------------------|------------------------------------------------|--------------------------------------------|
| January, 2007 | 31 | C | 5.0 |
| February, 2007 | 27 | C | 5.0 |
| March, 2007 | C | 0.21 | C |

mg/L = milligrams per Liter

C = compliant

Compliance History

| | | | | |
|-------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------|------------------------------------|-------------------------------------------|
| Customer/Respondent/Owner-Operator: | CN600702690 | Bloomington ISD | Classification: Average by Default | Rating: 3.01 |
| Regulated Entity: | RN101274140 | BLOOMINGTON JUNIOR HIGH-HIGH SCHOOL | Classification: Average by Default | Site Rating: 3.01 |
| ID Number(s): | PUBLIC WATER SYSTEM/SUPPLY | REGISTRATION | | 2350016 |
| | WATER LICENSING | LICENSE | | 2350016 |
| | WASTEWATER | PERMIT | | WQ0014578001 |
| | WASTEWATER | PERMIT | | TX0127353 |
| Location: | 150 feet south of Farm-to-Market Road 616, approximately 2 miles west of the intersection of Farm-to-Market Road 616 and U.S. Highway 87 in Victoria County, Texas | | | Rating Date: 9/1/2006 Repeat Violator: NO |

TCEQ Region: REGION 14 - CORPUS CHRISTI

Date Compliance History Prepared: July 03, 2007

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: July 03, 2002 to July 03, 2007

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Harvey Wilson Phone: 239-0321

Site Compliance History Components

- | | |
|----------------------------------------------------------------------------------------------|-----|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | N/A |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

Components (Multimedia) for the Site :

A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

N/A

B. Any criminal convictions of the state of Texas and the federal government.

N/A

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

- | | | |
|---|------------|----------|
| 1 | 12/02/2002 | (15662) |
| 2 | 04/06/2005 | (375983) |
| 3 | 04/15/2005 | (377499) |
| 4 | 09/15/2005 | (432020) |
| 5 | 05/03/2007 | (554089) |
| 6 | 06/27/2007 | (564771) |

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

Date: 12/04/2002 (15662)

Self Report? NO

Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter F 290.105(b)

Description: Failure to meet the commission's minimum standards noted in the most recent chemical analysis conducted by LCRA Environmental Laboratory Services which indicates the quality of water produced by the system.

Date: 04/05/2005 (375983)

Self Report? NO

Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter F 290.121(a)

Description: The system did not have a monitoring plan.

Date: 05/03/2007 (554089)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: PERMIT TPDES Permit WQ0014578-001

Description: Failure to comply with permitted effluent limitation for Cl2.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: PERMIT TPDES Permit WQ0014578-001

Description: Failure to comply with the effluent limitations as specified in the permit for BOD, TSS, DO, Cl2.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 319, SubChapter A 319.7(c)
Rqmt Prov: PERMIT TPDES Permit WQ0014578-001

Description: Failure to accurately and properly complete the Discharge Monitoring Reports (DMRs).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 319, SubChapter A 319.7(c)
Rqmt Prov: PERMIT TPDES Permit WQ0014578-001

Description: Failure to maintain records for a period of three years.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 319, SubChapter A 319.5(b)
Rqmt Prov: PERMIT TPDES Permit WQ0014578-001

Description: Failure to perform the required monitoring frequencies as specified in the permit.

Date: 01/31/2007

Self Report? Yes YES Classification: Minor

Citation: 30 TAC 305.125(1)
TWC 26.121(a)

Description: Failed to meet the limit for one or more permit parameters

Date: 02/28/2007

Self Report? Yes YES Classification: Minor

Citation: 30 TAC 305.125(1)
TWC 26.121(a)

Description: Failed to meet the limit for one or more permit parameters

Date: 03/31/2007

Self Report? YES Classification: Minor

Citation: 30 TAC 305.125(1)
TWC 26.121(a)

Description: Failed to meet the limit for one or more permit parameters

F. Environmental audits

N/A

G. Type of environmental management systems (EMSS)

N/A

H. Voluntary on-site compliance assessment dates.

N/A

I. Participation in a voluntary pollution reduction program

N/A

J. Early Compliance

N/A

Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
BLOOMINGTON INDEPENDENT
SCHOOL DISTRICT
RN101274140

§
§
§
§
§
§

BEFORE THE

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY

AGREED ORDER
DOCKET NO. 2007-1050-MWD-E

I. JURISDICTION AND STIPULATIONS

At its _____ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Bloomington Independent School District ("Bloomington ISD") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and Bloomington ISD appear before the Commission and together stipulate that:

1. Bloomington ISD owns and operates a wastewater treatment plant 150 feet south of Farm-to-Market Road 616, approximately two miles west of the intersection of Farm-to-Market Road 616 and U. S. Highway 87 in Victoria County, Texas (the "Facility").
2. Bloomington ISD has discharged sewage into or adjacent to any water in the state under TEX. WATER CODE ch. 26.
3. The Commission and Bloomington ISD agree that the Commission has jurisdiction to enter this Agreed Order, and that Bloomington ISD is subject to the Commission's jurisdiction.
4. Bloomington ISD received notice of the violations alleged in Section II ("Allegations") on or about July 1, 2007.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Bloomington ISD of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of One Thousand Two Hundred Forty Dollars (\$1,240) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations").

Bloomington ISD has paid Nine Hundred Ninety-Two Dollars (\$992) of the administrative penalty and Two Hundred Forty-Eight Dollars (\$248) is deferred contingent upon Bloomington ISD's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If Bloomington ISD fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require Bloomington ISD to pay all or part of the deferred penalty.

7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
8. The Executive Director of the TCEQ and Bloomington ISD have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
9. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that Bloomington ISD has not complied with one or more of the terms or conditions in this Agreed Order.
10. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
11. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

II. ALLEGATIONS

As owner and operator of the Facility, Bloomington ISD is alleged to have failed to comply with permit effluent limits, in violation of Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0014578001 Effluent Limitations and Monitoring Requirements No. 1, 30 TEX. ADMIN. CODE § 305.125(1), and TEX. WATER CODE § 26.121(a), as documented during a record review conducted on June 18, 2007 and indicated in the table below.

Effluent Violation Table

| Month/Year | Total Suspended Solids 20 mg/L Daily Average | Total Chlorine Residual 1.0 mg/L Minimum | Total Chlorine Residual 4.0 mg/L Max |
|----------------|-------------------------------------------------|---------------------------------------------|-----------------------------------------|
| January, 2007 | 31 | C | 5.0 |
| February, 2007 | 27 | C | 5.0 |
| March, 2007 | C | 0.21 | C |

mg/L = milligrams per Liter

C = compliant

III. DENIALS

Bloomington ISD generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that Bloomington ISD pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and Bloomington ISD's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations, which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Bloomington Independent School District, Docket No. 2007-1050-MWD-E" to:

Financial Administration Division, Revenues Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088

2. It is further ordered that Bloomington ISD shall, within 60 days after the effective date of this Agreed Order, submit written certification of compliance with the effluent limits of TPDES Permit No. WQ0014578001. The certification shall include detailed supporting documentation, including photographs, receipts, and/or other records to demonstrate compliance, be notarized by a State of Texas Notary Public and include the following certification language:

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

The certification shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Water Section, Manager
Corpus Christi Regional Office
Texas Commission on Environmental Quality
6300 Ocean Drive, Suite 1200
Corpus Christi, Texas 78412-5503

3. The provisions of this Agreed Order shall apply to and be binding upon Bloomington ISD. Bloomington ISD is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.

4. If Bloomington ISD fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Bloomington ISD's failure to comply is not a violation of this Agreed Order. Bloomington ISD shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Bloomington ISD shall notify the Executive Director within seven days after Bloomington ISD becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
5. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by Bloomington ISD shall be made in writing to the Executive Director. Extensions are not effective until Bloomington ISD receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
6. This Agreed Order, issued by the Commission, shall not be admissible against Bloomington ISD in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
7. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
8. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to Bloomington ISD, or three days after the date on which the Commission mails notice of the Order to Bloomington ISD, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

John Srdlien
For the Executive Director

12/7/07
Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

[Signature]
Signature

9/26/07
Date

Brad Williams
Name (Printed or typed)
Authorized Representative of
Bloomington Independent School District

Superintendent
Title

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes that this is crucial for ensuring transparency and accountability in the organization's operations.

2. The second part of the document outlines the various methods and tools used to collect and analyze data. It highlights the need for consistent and reliable data collection processes to support informed decision-making.

3. The third part of the document focuses on the role of technology in data management and analysis. It discusses how modern software solutions can streamline data collection, storage, and reporting, thereby improving efficiency and accuracy.

4. The fourth part of the document addresses the challenges associated with data management, such as data quality, security, and privacy. It provides strategies to mitigate these risks and ensure that data is used responsibly and ethically.

5. The fifth part of the document discusses the importance of data governance and the role of various stakeholders in ensuring data integrity and compliance with relevant regulations and standards.

6. The sixth part of the document provides a summary of the key findings and recommendations. It emphasizes the need for a holistic approach to data management that integrates all aspects of the organization's operations.

7. The seventh part of the document includes a list of references and sources used in the research. It provides a comprehensive overview of the current state of data management practices and research.

8. The eighth part of the document contains a glossary of key terms and definitions used throughout the document. This helps to ensure clarity and consistency in the use of terminology.

9. The ninth part of the document includes a list of appendices and supplementary materials. These materials provide additional details and data to support the main findings and conclusions of the document.