

EXECUTIVE SUMMARY - ENFORCEMENT MATTER

DOCKET NO.: 2007-1832-WQ-E **TCEQ ID:** RN101607828 **CASE NO.:** 34948

RESPONDENT NAME: City of Cameron

| | | |
|--|---|--|
| 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: Cameron Plant, located approximately 1,300 feet south-southeast of the intersection of United States Highways 190 and 77, State Highway 36 and Adams Street, and approximately one-half mile east of the intersection of Oak Street and Gillis Street with a wastewater collection line located at the intersection of South Orchard Avenue and West Gillis Avenue, Milam County</p> <p>TYPE OF OPERATION: Wastewater treatment facility</p> <p>SMALL BUSINESS: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>OTHER SIGNIFICANT MATTERS: A complaint was received July 23, 2007, concerning two manholes that had been overflowing for 10 days at Orchard Street in Cameron. There is no record of additional pending enforcement actions regarding this facility location.</p> <p>INTERESTED PARTIES: A complaint was received, but the complainant has not expressed a desire to protest this action or to speak at Agenda.</p> <p>COMMENTS RECEIVED: The <i>Texas Register</i> comment period expired on April 14, 2008. No comments were received.</p> <p>CONTACTS AND MAILING LIST: TCEQ Attorney/SEP Coordinator: None TCEQ Enforcement Coordinator: Mr. Andrew Hunt, Enforcement Division, Enforcement Team 1, MC 169, (512) 239-1203; Mr. Bryan Sinclair, Enforcement Division, MC 219, (512) 239-2171 Respondent: The Honorable William Meacham, Mayor, City of Cameron, P.O. Box 833, Cameron, Texas 76520 Mr. Fred Stephens, City Manager, City of Cameron, P.O. Box 833, Cameron, Texas 76520 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 checked="" type="checkbox"/> Complaint <input type="checkbox"/> Routine <input type="checkbox"/> Enforcement Follow-up <input type="checkbox"/> Records Review</p> <p>Date(s) of Complaints Relating to this Case: July 23, 2007</p> <p>Date of Investigation Relating to this Case: July 24, 2007</p> <p>Date of NOV/NOE Relating to this Case: August 30, 2007 (NOE)</p> <p>Background Facts: This was a complaint investigation.</p> <p>WATER</p> <p>Failed to prevent the unauthorized discharge of wastewater into or adjacent to water in the state. Specifically, wastewater was observed discharging from a manhole located at the intersection of South Orchard Avenue and West Gillis Avenue and flowing across the street and into a drainage ditch [TEX. WATER CODE § 26.121(a) and Texas Pollutant Discharge Elimination System Permit No. WQ0010004001, Permit Conditions No. 2(g)].</p> | <p>Total Assessed: \$1,150</p> <p>Total Deferred: \$230 <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: \$920</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>Corrective Actions Taken:</p> <p>The Executive Director recognizes that by July 27, 2007, the City replaced a collection line southward from the intersection of South Orchard Avenue and West Gillis Avenue, installed an overflow line from South Orchard Avenue to another main line that was independent of South Orchard Avenue, and disinfected the affected areas.</p> |

Additional ID No(s): WQ0010004001



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision September 19, 2007

TCEQ

| | | | | |
|--------------|----------|------------|-----------|---------|
| DATES | Assigned | 5-Nov-2007 | Screening | EPA Due |
| | PCW | 8-Nov-2007 | | |

| | | | | |
|--|-----------------|--------------------|-------|--|
| RESPONDENT/FACILITY INFORMATION | | | | |
| Respondent | City of Cameron | | | |
| Reg. Ent. Ref. No. | RN101607828 | | | |
| Facility/Site Region | 9-Waco | Major/Minor Source | Minor | |

| | | | | |
|-------------------------|----------------|-------------------|-------------------|----------|
| CASE INFORMATION | | | | |
| Enf./Case ID No. | 34948 | No. of Violations | 1 | |
| Docket No. | 2007-1832-WQ-E | Order Type | 1660 | |
| Media Program(s) | Water Quality | Enf. Coordinator | Laurie Eaves | |
| Multi-Media | | EC's Team | EnforcementTeam 1 | |
| Admin. Penalty \$ | Limit Minimum | \$0 | Maximum | \$10,000 |

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1 \$1,000

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History 40% Enhancement Subtotals 2, 3, & 7 \$400

Notes: The Respondent self-reported eight months of effluent quality violations.

Culpability No 0% Enhancement Subtotal 4 \$0

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply 25% Reduction Subtotal 5 \$250

Before NOV NOV to EDRP/Settlement Offer

| | | |
|---------------|---|---------------|
| Extraordinary | | |
| Ordinary | X | |
| N/A | | (mark with x) |

Notes: The Respondent returned to compliance by July 27, 2007.

Total EB Amounts \$22 0% Enhancement* Subtotal 6 \$0

Approx. Cost of Compliance \$37,804 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7 Final Subtotal \$1,150

OTHER FACTORS AS JUSTICE MAY REQUIRE 0% Adjustment \$0

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount \$1,150

STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty \$1,150

DEFERRAL 20% Reduction Adjustment -\$230

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 \$920

Screening Date

Docket No. 2007-1832-WQ-E

PCW

Respondent City of Cameron

Policy Revision 2 (September 2002)

Case ID No. 34948

PCW Revision September 19, 2007

Reg. Ent. Reference No. RN101607828

Media [Statute] Water Quality

Enf. Coordinator Laurie Eaves

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>) | 8 | 40% |
| | Other written NOVs | | 0% |
| 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) 40%

>> **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

The Respondent self-reported eight months of effluent quality violations.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 40%

| | | |
|--|---|---|
| Screening Date | Docket No. 2007-1832-WQ-E | PCW |
| Respondent City of Cameron | | <small>Policy Revision 2 (September 2002)</small> |
| Case ID No. 34948 | | <small>PCW Revision September 19, 2007</small> |
| Reg. Ent. Reference No. RN101607828 | | |
| Media [Statute] Water Quality | | |
| Enf. Coordinator Laurie Eaves | | |
| Violation Number | 1 | |
| Rule Cite(s) | Tex. Water Code § 26.121(a) and Texas Pollutant Discharge Elimination System Permit No. WQ0010004001, Permit Conditions No. 2(g) | |
| Violation Description | Failed to prevent the unauthorized discharge of wastewater into or adjacent to water in the state, as documented during an investigation conducted on July 24, 2007. Specifically, wastewater was observed discharging from a manhole located at the intersection of South Orchard Avenue and West Gillis Avenue and flowing across the street and into a drainage ditch. | |
| | Base Penalty | \$10,000 |

>> Environmental, Property and Human Health Matrix

| | | | | |
|-----------|----------------|--------------|-----------------|--|
| OR | Harm | | | |
| | Release | Major | Moderate | Minor |
| | Actual | | | x |
| Potential | | | | Percent 10% |

>> Programmatic Matrix

| | | | | | |
|---------------------|--|--------------|-----------------|--------------|---|
| | Falsification | Major | Moderate | Minor | |
| | | | | | Percent 0% |
| Matrix Notes | Human health or the environment has been exposed to insignificant amounts of pollutants which do not exceed protective levels. | | | | |

Adjustment \$9,000

\$1,000

Violation Events

Number of Violation Events 1 4 Number of violation days

| | | |
|--|--------------|---|
| | daily | |
| | monthly | |
| <small>mark only one with an x</small> | quarterly | x |
| | semiannual | |
| | annual | |
| | single event | |

Violation Base Penalty \$1,000

One quarterly event is recommended from the investigation date of July 24, 2007 through the date of compliance on July 27, 2007.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$22

Violation Final Penalty Total \$1,150

This violation Final Assessed Penalty (adjusted for limits) \$1,150

Economic Benefit Worksheet

Respondent City of Cameron
Case ID No. 34948
Reg. Ent. Reference No. RN101607828
Media Water Quality
Violation No. 1

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

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

Delayed Costs

| | | | | | | | |
|--------------------------|----------|-------------|-------------|-----|-----|------|------|
| Equipment | | | | 0.0 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.0 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.0 | \$0 | \$0 | \$0 |
| Engineering/construction | \$37,804 | 24-Jul-2007 | 27-Jul-2007 | 0.0 | \$1 | \$21 | \$22 |
| 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) | | | | 0.0 | \$0 | n/a | \$0 |

Notes for DELAYED costs
 Estimated cost associated with replacing a collection line southward from the intersection of South Orchard Avenue and West Gillis Avenue, installing an overflow line from South Orchard Avenue to another main line that was independent of South Orchard Avenue, and disinfecting the affected areas. Date required is the date the violation was documented. Final date is the date of compliance.

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 | \$37,804 | TOTAL | \$22 |
|----------------------------|----------|--------------|------|

Compliance History

Customer/Respondent/Owner-Operator: CN600344162 City of Cameron Classification: AVERAGE Rating: 1.56
Regulated Entity: RN101607828 CAMERON PLANT Classification: AVERAGE Site Rating: 0.49
ID Number(s): WASTEWATER PERMIT WQ0010004001
WASTEWATER PERMIT TPDES0053651
WASTEWATER PERMIT TX0053651
WASTEWATER LICENSING LICENSE WQ0010004001
Location: located approximately 1,300 feet south-southeast of the intersection of
United States Highways 190 and 77, State Highway 36 and Adams Street;
and approximately one-half mile east of the intersection of Oak Street and
Gillis Street, Milam County
Rating Date: 9/1/2007 Repeat Violator: NO
TCEQ Region: REGION 09 – WACO
Date Compliance History Prepared: November 17, 2007
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: November 17, 2002 to November 17, 2007
TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History
Name: Laurie Eaves Phone: 512/239-4495

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 judgments, 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 11/21/2002 (9342)
- 2 12/04/2002 (185364)
- 3 01/06/2003 (185368)
- 4 02/05/2003 (185326)
- 5 03/11/2003 (185330)
- 6 04/04/2003 (185335)
- 7 05/05/2003 (185339)
- 8 06/04/2003 (185343)
- 9 07/07/2003 (185347)
- 10 09/02/2003 (306926)
- 11 09/04/2003 (306928)
- 12 10/07/2003 (306930)
- 13 11/05/2003 (306931)
- 14 12/04/2003 (306932)
- 15 01/06/2004 (306933)
- 16 02/04/2004 (306915)
- 17 03/03/2004 (306918)
- 18 04/05/2004 (306919)
- 19 05/05/2004 (306921)
- 20 06/10/2004 (306923)
- 21 07/12/2004 (356663)

22 08/12/2004 (356664)
23 09/14/2004 (356665)
24 10/04/2004 (356666)
25 11/03/2004 (356667)
26 12/03/2004 (384409)
27 01/03/2005 (384410)
28 02/04/2005 (384408)
29 04/04/2005 (422352)
30 05/05/2005 (422353)
31 06/06/2005 (422354)
32 07/07/2005 (443284)
33 08/05/2005 (443285)
34 09/06/2005 (443286)
35 10/05/2005 (473048)
36 11/07/2005 (473049)
37 12/05/2005 (473050)
38 01/06/2006 (473051)
39 02/03/2006 (473046)
40 03/08/2006 (473047)
41 04/06/2006 (501313)
42 05/04/2006 (501314)
43 06/05/2006 (501315)
44 07/07/2006 (523564)
45 08/31/2006 (523565)
46 09/07/2006 (523566)
47 10/06/2006 (548478)
48 11/08/2006 (548479)
49 12/06/2006 (548480)
50 01/08/2007 (548481)
51 02/05/2007 (581636)
52 03/07/2007 (581637)
53 04/05/2007 (581638)
54 05/04/2007 (581639)
55 06/06/2007 (581640)
56 07/05/2007 (581641)
57 08/08/2007 (603345)
58 09/10/2007 (603346)

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

Date: 02/28/2003 (185330)
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)
Description: Failure to meet the limit for one or more permit parameter

Date: 03/31/2003 (185335)
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)
Description: Failure to meet the limit for one or more permit parameter

Date: 05/31/2004 (306923)
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)
Description: Failure to meet the limit for one or more permit parameter

Date: 06/30/2004 (356663)
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)
Description: Failure to meet the limit for one or more permit parameter

Date: 11/30/2004 (384409)
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)
Description: Failure to meet the limit for one or more permit parameter

Date: 05/31/2007 (581640)
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)
Description: Failure to meet the limit for one or more permit parameter

Date: 06/30/2007 (581641)
Self Report? YES Classification: Moderate
Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)
Description: Failure to meet the limit for one or more permit parameter

Date: 07/31/2007 (603345)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

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 THE CITY OF
CAMERON
RN101607828**

§
§
§
§
§

**BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY**

AGREED ORDER DOCKET NO. 2007-1832-WQ-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 the City of Cameron ("the City") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the City appear before the Commission and together stipulate that:

1. The City owns and operates a wastewater treatment facility located approximately 1,300 feet south-southeast of the intersection of United States Highways 190 and 77, State Highway 36 and Adams Street; and approximately one-half mile east of the intersection of Oak Street and Gillis Street with a wastewater collection line located at the intersection of South Orchard Avenue and West Gillis Avenue, Milam County, Texas (the "Facility").
2. The City has discharged wastewater into or adjacent to any water in the state under TEX. WATER CODE ch. 26.
3. The Commission and the City agree that the Commission has jurisdiction to enter this Agreed Order, and that the City is subject to the Commission's jurisdiction.
4. The City received notice of the violations alleged in Section II ("Allegations") on or about September 4, 2007.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the City of any violation alleged in Section II ("Allegations"), nor of any statute or rule.

6. An administrative penalty in the amount of One Thousand One Hundred Fifty Dollars (\$1,150) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The City has paid Nine Hundred Twenty Dollars (\$920) of the administrative penalty and Two Hundred Thirty Dollars (\$230) is deferred contingent upon the City'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 the City fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the City 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 the City have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
9. The Executive Director recognizes that by July 27, 2007, the City replaced a collection line southward from the intersection of South Orchard Avenue and West Gillis Avenue, installed an overflow line from South Orchard Avenue to another main line that was independent of South Orchard Avenue, and disinfected the affected areas.
10. 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 the City has not complied with one or more of the terms or conditions in this Agreed Order.
11. 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.
12. 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, the City is alleged to have failed to prevent the unauthorized discharge of wastewater into or adjacent to water in the state, in violation of TEX. WATER CODE § 26.121(a) and Texas Pollutant Discharge Elimination System Permit No. WQ0010004001, Permit Conditions No. 2(g), as documented during an investigation conducted on July 24, 2007. Specifically, wastewater was observed discharging from a manhole located at the intersection of South Orchard Avenue and West Gillis Avenue and flowing across the street and into a drainage ditch.

III. DENIALS

The City generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the City pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the City'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: City of Cameron, Docket No. 2007-1832-WQ-E" to:

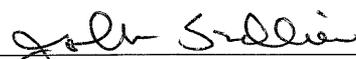
Financial Administration Division, Revenues Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088

2. The provisions of this Agreed Order shall apply to and be binding upon the City. The City 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.
3. This Agreed Order, issued by the Commission, shall not be admissible against the City 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.
4. 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.
5. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the City, or three days after the date on which the Commission mails notice of the Order to the City, 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



For the Executive Director

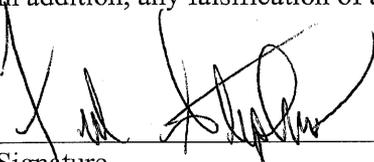
3/21/2008
Date

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

JANUARY 25, 2008
Date

FRED STEPHENS
Name (Printed or typed)
Authorized Representative of the
City of Cameron

CITY MANAGERS
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.

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that every entry should be supported by a valid receipt or invoice. This ensures transparency and allows for easy verification of the data.

Furthermore, it is noted that the records should be kept for a minimum of five years. This is a standard requirement for most businesses to facilitate audits and legal proceedings.

In addition, the document outlines the procedures for handling discrepancies. If there is a difference between the recorded amount and the actual amount received or paid, it is crucial to investigate the cause immediately. This could be due to a clerical error, a missing receipt, or a more serious issue like fraud.

The next section details the process of reconciling the accounts. This involves comparing the internal records with the bank statements to ensure they match. Any variances should be explained and corrected promptly.

Finally, the document stresses the importance of regular backups of the financial data. This protects the information from loss due to hardware failure or other unforeseen events.

Date: 20/10/2023

Signature: [Signature]

Name: [Name]

Title: [Title]