

**Executive Summary – Enforcement Matter – Case No. 46681
Carolina Creek Christian Camp
RN103196770
Docket No. 2013-0774-MWD-E**

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

MWD

Small Business:

No

Location(s) Where Violation(s) Occurred:

Carolina Creek Christian Camp, located approximately 6,000 feet northeast of the intersection of Farm-to-Market Road 980 and Farm-to-Market Road 3454, Walker County

Type of Operation:

Wastewater treatment plant

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: July 4, 2014

Comments Received: No

Penalty Information

Total Penalty Assessed: \$10,400

Amount Deferred for Expedited Settlement: \$2,080

Amount Deferred for Financial Inability to Pay: \$0

Total Paid to General Revenue: \$235

Total Due to General Revenue: \$8,085

Payment Plan: 35 payments of \$231 each

SEP Conditional Offset: \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - Satisfactory

Site/RN - Satisfactory

Major Source: No

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: September 2011

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Carolina Creek Christian Camp
RN103196770
Docket No. 2013-0774-MWD-E**

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: January 31, 2013

Date(s) of NOE(s): March 28, 2013

Violation Information

1. Failed to comply with test procedures for the analysis of pollutants. Specifically, the Respondent failed to conduct the required quality control analysis for the chlorine meter and failed to perform the manganese oxide correction for the chlorine residual analysis [30 TEX. ADMIN. CODE §§ 305.125(1) and 319.11 and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 2].
2. Failed to report in writing effluent violations which deviate from the permitted limit by greater than 40% to the Regional Office and the Enforcement Division within five working days of becoming aware of the noncompliance. Specifically, the Respondent did not notify the Regional Office or the Enforcement Division of effluent violations that exceeded the permitted limits by greater than 40% for the month of June 2012 [30 TEX. ADMIN. CODE § 305.125(9) and TPDES Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 7(c)].
3. Failed to timely submit effluent monitoring results at the intervals specified in the permit. Specifically, the discharge monitoring reports ("DMRs") were not submitted for the monitoring periods ending September 30, 2012; November 30, 2012; and December 31, 2012, by the 20th day of the following month. Also, the Respondent failed to report the flow and chlorine residual results on the DMR for the monitoring period ending April 30, 2012 [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 1].
4. Failed to properly operate and maintain all facilities and systems of treatment and control. Specifically, the chlorine contact basin contained six inches of sludge in a total water depth of eight feet [30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0014582001, Operational Requirements No. 1].
5. Failed to ensure that the Facility was operated a minimum of five days per week by a licensed chief operator or operator holding the required level of license or higher. Specifically, the operator for the Facility did not possess a current wastewater license [30 TEX. ADMIN. CODE §§ 30.331(b) and 30.350(d) and 305.125(1) and TPDES Permit No. WQ0014582001, Other Requirements No. 1].

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6. Failed to maintain records for operational and quality control analyses. Specifically, operational logs were not maintained for the months of November and December 2012 [30 TEX. ADMIN. CODE § 319.7(a) and (c) and TPDES Permit No. WQ0014582001, Operational Requirements No. 1].

7. Failed to comply with permitted effluent limitations for ammonia nitrogen and *Escherichia coli* [TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and TPDES Permit No. WQ0014582001, Effluent Limitations and Monitoring Requirements No. 1].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent has implemented the following corrective measures:

- a. On October 22, 2012 and February 20, 2013, submitted the DMRs for the monitoring periods ending September 30, 2012; November 30, 2012; and December 31, 2012.
- b. On June 22, 2012, submitted the DMR containing the flow and chlorine residual results for the monitoring period ending April 30, 2012.
- c. On March 1, 2013, ensured that the Facility is operated a minimum of five days per week by a licensed chief operator or an operator holding the required level of licensure.
- d. On May 1, 2013, updated the Facility's operational guidance and conducted employee training to ensure that all self-reporting requirements and procedures are properly accomplished, including the timely submittal of non-compliance notifications and complete, signed, and certified monthly DMRs.
- e. On May 1, 2013, updated the Facility's operational guidance to ensure that employees follow test procedures and maintain records for operational and quality control analyses of pollutants.
- f. On May 14 2013, removed and properly disposed of sludge from the chlorine contact basin and implemented procedures to ensure that the chlorine contact basin is properly operated and maintained.

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Technical Requirements:

The Order will require the Respondent to, within 90 days, submit written certification of compliance with the permitted effluent limitations of TPDES Permit No. WQ0014582001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current self-reported DMRs, demonstrating at least three consecutive months of compliance with all permitted effluent limitations.

Litigation Information

Date Petition(s) Filed: N/A
Date Answer(s) Filed: N/A
SOAH Referral Date: N/A
Hearing Date(s): N/A
Settlement Date: N/A

Contact Information

TCEQ Attorney: N/A
TCEQ Enforcement Coordinator: Jacquelyn Green, Enforcement Division, Enforcement Team 1, MC 169, (512) 239-2587; Candy Garrett, Enforcement Division, MC 219, (512) 239-1456
TCEQ SEP Coordinator: N/A
Respondent: Keith Oglesby, Executive Director, Carolina Creek Christian Camp, 84 Wimberly Lane, Huntsville, Texas 77320
Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 3 (September 2011)

PCW Revision August 3, 2011

TCEQ

DATES	Assigned	1-Apr-2013	Screening	15-Apr-2013	EPA Due	
	PCW	18-Jul-2013				

RESPONDENT/FACILITY INFORMATION

Respondent	Carolina Creek Christian Camp		
Reg. Ent. Ref. No.	RN103196770		
Facility/Site Region	12-Houston	Major/Minor Source	Minor

CASE INFORMATION

Enf./Case ID No.	46681	No. of Violations	7
Docket No.	2013-0774-MWD-E	Order Type	1660
Media Program(s)	Water Quality	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Jacquelyn Green
		EC's Team	Enforcement Team 1
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$9,750
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	15.0% Enhancement	Subtotals 2, 3, & 7	\$1,462
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Notes: Enhancement for three months of self-reported effluent violations.

Culpability	No	0.0% Enhancement	Subtotal 4	\$0
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Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$812
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts: \$1,153
 Approx. Cost of Compliance: \$18,436
 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$10,400
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount	\$10,400
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$10,400
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DEFERRAL	20.0% Reduction	Adjustment	-\$2,080
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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	\$8,320
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Screening Date 15-Apr-2013

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PCW

Respondent Carolina Creek Christian Camp

Policy Revision 3 (September 2011)

Case ID No. 46681

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN103196770

Media [Statute] Water Quality

Enf. Coordinator Jacquelyn Green

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	3	15%
	Other written NOVs	0	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%

Please Enter Yes or No

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) 15%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for three months of self-reported effluent violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 15%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 15%

Screening Date 15-Apr-2013

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PCW

Respondent Carolina Creek Christian Camp

Policy Revision 3 (September 2011)

Case ID No. 46681

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN103196770

Media [Statute] Water Quality

Enf. Coordinator Jacquelyn Green

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 305.125(1) and 319.11 and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 2

Violation Description Failed to comply with test procedures for the analysis of pollutants, as documented during an investigation conducted on January 31, 2013. Specifically, the Respondent failed to conduct the required quality control analysis for the chlorine meter and failed to perform the manganese oxide correction for the chlorine residual analysis.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				5.0%
Potential		x		

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
				0.0%

Matrix Notes

Human health or the environment will or could be exposed to significant amounts of pollutants which would not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1 Number of violation days 74

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty \$1,250

One quarterly event is recommended from the investigation date (January 31, 2013) to the screening date (April 15, 2013).

Good Faith Efforts to Comply

10.0% Reduction

\$125

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		x
N/A		(mark with x)

Notes The Respondent returned to compliance on May 1, 2013.

Violation Subtotal \$1,125

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$15

Violation Final Penalty Total \$1,313

This violation Final Assessed Penalty (adjusted for limits) \$1,313

Economic Benefit Worksheet

Respondent Carolina Creek Christian Camp
Case ID No. 46681
Reg. Ent. Reference No. RN103196770
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				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$500	31-Jan-2013	1-May-2013	0.25	\$0	\$8	\$9
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$500	31-Jan-2013	1-May-2013	0.25	\$6	n/a	\$6
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to conduct the required quality control analyses, and to update operational procedures to ensure that test procedures are conducted as required by the permit. Date required is the investigation date and the final date is the date of compliance.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$1,000

TOTAL

\$15

Screening Date 15-Apr-2013

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PCW

Respondent Carolina Creek Christian Camp

Policy Revision 3 (September 2011)

Case ID No. 46681

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN103196770

Media [Statute] Water Quality

Enf. Coordinator Jacquelyn Green

Violation Number 2

Rule Cite(s)

30 Tex. Admin. Code § 305.125(9) and TPDES Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 7(c)

Violation Description

Failed to report in writing effluent violations which deviate from the permitted limited by greater than 40% to the Regional Office and the Enforcement Division within five working days of becoming aware of the noncompliance, as documented during an investigation conducted on January 31, 2013. Specifically, the Respondent did not notify the Regional Office or Enforcement Division of effluent violations that exceeded the permitted limits by greater than 40% for the month of June 2012.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			

Percent 0.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor
	x		

Percent 5.0%

Matrix Notes

100% of the rule requirement was not met.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

1 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

mark only one with an x

Violation Base Penalty \$1,250

One single event is recommended.

Good Faith Efforts to Comply

10.0% Reduction

\$125

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		x
N/A		(mark with x)

Notes The Respondent returned to compliance on May 1, 2013.

Violation Subtotal \$1,125

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$53

Violation Final Penalty Total \$1,313

This violation Final Assessed Penalty (adjusted for limits) \$1,313

Economic Benefit Worksheet

Respondent Carolina Creek Christian Camp
Case ID No. 46681
Reg. Ent. Reference No. RN103196770
Media Water Quality
Violation No. 2

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$250	31-Jan-2013	1-May-2013	0.25	\$3	n/a	\$3
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to update the Facility's operational guidance and conduct employee training to ensure that all reporting procedures are properly accomplished (\$250). Date required is the investigation date and the final date is the date of compliance.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)	\$50	14-Jun-2012	14-Jun-2012	0.00	\$0	\$50	\$50

Notes for AVOIDED costs

Estimated cost to submit the required noncompliance notification (\$50). Date required is the date the noncompliance notification was due.

Approx. Cost of Compliance

\$300

TOTAL

\$53

Screening Date 15-Apr-2013

Docket No. 2013-0774-MWD-E

PCW

Respondent Carolina Creek Christian Camp

Policy Revision 3 (September 2011)

Case ID No. 46681

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN103196770

Media [Statute] Water Quality

Enf. Coordinator Jacquelyn Green

Violation Number 3

Rule Cite(s)

30 Tex. Admin. Code §§ 305.125(1) and (17) and 319.7(d) and TPDES Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 1

Violation Description

Failed to timely submit effluent monitoring results at the intervals specified in the permit, as documented during an investigation conducted on January 31, 2013. Specifically, the discharge monitoring reports ("DMRs") were not submitted for the monitoring periods ending September 30, 2012; November 30, 2012; and December 31, 2012, by the 20th day of the following month. Also, the Respondent failed to report the flow data and the chlorine residual on the DMR for the monitoring period ending April 30, 2012.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				0.0%
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
			X	1.0%

Matrix Notes

At least 70% of the rule requirement was met.

Adjustment \$24,750

\$250

Violation Events

Number of Violation Events 4 Number of violation days 330

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	X

mark only one with an x

Violation Base Penalty \$1,000

Four single events are recommended, one for each DMR.

Good Faith Efforts to Comply

0.0% Reduction

\$0

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	X	(mark with x)

Notes

The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal \$1,000

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$17

Violation Final Penalty Total \$1,150

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

Economic Benefit Worksheet

Respondent Carolina Creek Christian Camp
Case ID No. 46681
Reg. Ent. Reference No. RN103196770
Media Water Quality
Violation No. 3

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				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$250	20-May-2012	1-May-2013	0.95	\$12	n/a	\$12
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$100	20-May-2012	22-Jun-2013	1.09	\$5	n/a	\$5

Notes for DELAYED costs

Estimated cost to update the Facility's operational guidance and to conduct employee training (\$250), and to prepare and submit DMRs (\$25 per DMR). Date required is the date the first DMR was due. Final dates are the date of compliance for conducting employee training and the date the DMRs were submitted.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$350

TOTAL

\$17

Screening Date 15-Apr-2013

Docket No. 2013-0774-MWD-E

PCW

Respondent Carolina Creek Christian Camp

Policy Revision 3 (September 2011)

Case ID No. 46681

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN103196770

Media [Statute] Water Quality

Enf. Coordinator Jacquelyn Green

Violation Number 4

Rule Cite(s)

30 Tex. Admin. Code § 305.125(1) and (5) and TPDES Permit No. WQ0014582001, Operational Requirements No. 1

Violation Description

Failed to properly operate and maintain all facilities and systems of treatment and control, as documented during an investigation on January 31, 2013. Specifically, the chlorine contact basin contained six inches of sludge in a total water depth of eight feet.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential		x	

Percent 5.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

Human health or the environment will or could be exposed to significant amounts of pollutants which would not exceed levels that are protective of human health or the environment as a result of the violation.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

74 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty \$1,250

One quarterly event is recommended from the investigation date (January 31, 2013) to the screening date (April 15, 2013).

Good Faith Efforts to Comply

10.0% Reduction

\$125

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		x
N/A		(mark with x)

Notes

The Respondent returned to compliance on May 14, 2013.

Violation Subtotal \$1,125

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$128

Violation Final Penalty Total \$1,313

This violation Final Assessed Penalty (adjusted for limits) \$1,313

Economic Benefit Worksheet

Respondent Carolina Creek Christian Camp
Case ID No. 46681
Reg. Ent. Reference No. RN103196770
Media Water Quality
Violation No. 4

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$6,500	31-Jan-2013	14-May-2013	0.28	\$6	\$122	\$128
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs
 Estimated cost to remove and properly dispose of sludge from the chlorine contact basin. Date required is the investigation date and the final date is the date of compliance.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
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Approx. Cost of Compliance	\$6,500	TOTAL	\$128
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Screening Date 15-Apr-2013

Docket No. 2013-0774-MWD-E

PCW

Respondent Carolina Creek Christian Camp

Policy Revision 3 (September 2011)

Case ID No. 46681

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN103196770

Media [Statute] Water Quality

Enf. Coordinator Jacquelyn Green

Violation Number 5

Rule Cite(s)

30 Tex. Admin. Code §§ 30.331(b) and 30.350(d) and 305.125(1) and TPDES Permit No. WQ0014582001, Other Requirements No. 1

Violation Description

Failed to ensure that the Facility was operated a minimum of five days per week by a licensed chief operator or operator holding the required level of license or higher, as documented during an investigation conducted on January 31, 2013. Specifically, the operator for the Facility did not possess a current wastewater license.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential		x	

Percent 5.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

Human health or the environment will or could be exposed to significant amounts of pollutants which would not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

29 Number of violation days

mark only one with an x	daily	
	weekly	
	monthly	
	quarterly	x
	semiannual	
	annual	
	single event	

Violation Base Penalty \$1,250

One quarterly event is recommended from the investigation date (January 31, 2013) to the date of compliance (March 1, 2013).

Good Faith Efforts to Comply

25.0% Reduction

\$312

	Reduction	
	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		(mark with x)

Notes The Respondent returned to compliance on March 1, 2013.

Violation Subtotal \$938

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$1

Violation Final Penalty Total \$1,126

This violation Final Assessed Penalty (adjusted for limits) \$1,126

Economic Benefit Worksheet

Respondent Carolina Creek Christian Camp
Case ID No. 46681
Reg. Ent. Reference No. RN103196770
Media Water Quality
Violation No. 5

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				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$186	31-Jan-2013	1-Mar-2013	0.08	\$1	n/a	\$1

Notes for DELAYED costs

Estimated cost to obtain the required wastewater operator license. Date required is the investigation date.
Final date is the date of compliance.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$186

TOTAL

\$1

Screening Date 15-Apr-2013

Docket No. 2013-0774-MWD-E

PCW

Respondent Carolina Creek Christian Camp

Policy Revision 3 (September 2011)

Case ID No. 46681

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN103196770

Media [Statute] Water Quality

Enf. Coordinator Jacquelyn Green

Violation Number 6

Rule Cite(s)

30 Tex. Admin. Code § 319.7(a) and (c) and TPDES Permit No. WQ0014582001, Operational Requirements No. 1

Violation Description

Failed to maintain records for operational and quality control analyses, as documented during an investigation conducted on January 31, 2013. Specifically, operational logs were not maintained for the months of November and December 2012.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			

Percent 0.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor
	x		

Percent 5.0%

Matrix Notes

100% of the rule requirement was not met.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

61 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

mark only one with an x

Violation Base Penalty \$1,250

One single event is recommended.

Good Faith Efforts to Comply

10.0% Reduction

\$125

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		x
N/A		(mark with x)

Notes: The Respondent returned to compliance on May 1, 2013.

Violation Subtotal \$1,125

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$1

Violation Final Penalty Total \$1,313

This violation Final Assessed Penalty (adjusted for limits) \$1,313

Economic Benefit Worksheet

Respondent Carolina Creek Christian Camp
Case ID No. 46681
Reg. Ent. Reference No. RN103196770
Media Water Quality
Violation No. 6

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				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$100	31-Jan-2013	1-May-2013	0.25	\$1	n/a	\$1
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to begin maintaining complete records for operational and quality control analyses. Date required is the investigation date and the final date is the date of compliance.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$100

TOTAL

\$1

Screening Date 15-Apr-2013

Docket No. 2013-0774-MWD-E

PCW

Respondent Carolina Creek Christian Camp

Policy Revision 3 (September 2011)

Case ID No. 46681

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN103196770

Media [Statute] Water Quality

Enf. Coordinator Jacquelyn Green

Violation Number 7

Rule Cite(s)

Tex. Water Code § 26.121(a)(1), 30 Tex. Admin. Code § 305.125(1), and TPDES Permit No. WQ0014582001, Effluent Limitations and Monitoring Requirements No. 1

Violation Description

Failed to comply with permitted effluent limitations, as documented in a record review conducted on January 31, 2013, and shown in the attached violation table.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			X
Potential			

Percent 5.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

A simplified model was utilized to evaluate the values for ammonia nitrogen to determine whether the discharged amounts of pollutants exceeded levels protective of human health or the environment. Escherichia coli was also evaluated. 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 as a result of the violation.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 2

59 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty \$2,500

Two quarterly events are recommended for the quarters containing the months of February and June 2012.

Good Faith Efforts to Comply

0.0% Reduction

\$0

Before NOV NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	X	(mark with x)

Notes

The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal \$2,500

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$937

Violation Final Penalty Total \$2,875

This violation Final Assessed Penalty (adjusted for limits) \$2,875

Economic Benefit Worksheet

Respondent Carolina Creek Christian Camp
Case ID No. 46681
Reg. Ent. Reference No. RN103196770
Media Water Quality
Violation No. 7

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				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	29-Feb-2012	13-Jan-2014	1.87	\$937	n/a	\$937

Notes for DELAYED costs

Estimated cost to evaluate the cause of the non-compliance and to implement corrective actions. Date required is the first date of non-compliance. Final date is the estimated date of compliance.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$10,000

TOTAL

\$937

**Carolina Creek Christian Camp
 TPDES Permit No. WQ0014582001
 Docket No. 2013-0774-MWD-E**

	<i>E. coli</i> Daily Avg. Conc.	NH ₃ -N Daily Avg. Conc.	NH ₃ -N Single Grab
Months:	Limit= 126 CFU/ 100 mL	Limit= 3 mg/L	Limit= 15 mg/L
February 2012	137.5	c	c
June 2012	c	8.2	38.62

NH₃-N = Ammonia Nitrogen
E. coli = *Escherichia coli*
 CFU/100 mL = Colony Forming Units
 Per 100 Milliliters
 Conc. = Concentration
 Avg. = Average
 lbs/day = Pounds Per Day
 mg/L = Milligrams per Liter
 c = Compliant

The TCEQ is committed to accessibility.
To request a more accessible version of this report, please contact the TCEQ Help Desk at (512) 239-4357.



TCEQ Compliance History Report

PUBLISHED Compliance History Report for CN603491796, RN103196770, Rating Year 2012 which includes Compliance History (CH) components from September 1, 2007, through August 31, 2012.

Customer, Respondent, or Owner/Operator: CN603491796, Carolina Creek Christian Camp
Classification: SATISFACTORY
Rating: 1.45

Regulated Entity: RN103196770, CAROLINA CREEK CHRISTIAN CAMP
Classification: SATISFACTORY
Rating: 1.45

Complexity Points: 7
Repeat Violator: NO

CH Group: 14 - Other

Location: Approximately 6,000 feet northeast of the intersection of Farm-to-Market Road 980 and Farm-to-Market Road 3454 in Walker County, Texas 77320

TCEQ Region: REGION 12 - HOUSTON

ID Number(s):

WASTEWATER EPA ID TX0127370

WASTEWATER PERMIT WQ0014582001

Compliance History Period: September 01, 2007 to August 31, 2012
Rating Year: 2012
Rating Date: 09/01/2012

Date Compliance History Report Prepared: April 17, 2013

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: April 17, 2008 to April 17, 2013

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.

Name: Jacquelyn Green

Phone: (512) 239-2587

Site and Owner/Operator History:

- 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/operator of the site during the compliance period? NO
- 3) If YES for #2, who is the current owner/operator? N/A
- 4) If YES for #2, who was/were the prior owner(s)/operator(s)? N/A
- 5) If YES, when did the change(s) in owner or operator occur? N/A

Components (Multimedia) for the Site Are Listed in Sections A - J

A. Final Orders, court judgments, and consent decrees:

N/A

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	July 10, 2008	(681521)	Item 5	September 14, 2010	(931483)
Item 2	January 27, 2010	(821720)	Item 6	October 28, 2010	(883645)
Item 3	July 19, 2010	(931475)	Item 7	November 22, 2010	(890006)
Item 4	August 17, 2010	(931482)	Item 8	March 22, 2011	(911139)

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
CAROLINA CREEK CHRISTIAN
CAMP
RN103196770**

§
§
§
§
§
§

**BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY**

**AGREED ORDER
DOCKET NO. 2013-0774-MWD-E**

I. JURISDICTION AND STIPULATIONS

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Carolina Creek Christian Camp ("Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a wastewater treatment plant located approximately 6,000 feet northeast of the intersection of Farm-to-Market Road 980 and Farm-to-Market Road 3454 in Walker County, Texas (the "Facility").
2. The Respondent has discharged municipal waste into or adjacent to any water in the state under TEX. WATER CODE ch. 26.
3. The Executive Director and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
4. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about April 2, 2013.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of Ten Thousand Four Hundred Dollars (\$10,400) is assessed by the Commission in settlement of the violations alleged in

Section II ("Allegations"). The Respondent has paid Two Hundred Thirty-Five Dollars (\$235) of the administrative penalty and Two Thousand Eighty Dollars (\$2,080) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty.

The remaining amount of Eight Thousand Eighty-Five Dollars (\$8,085) of the administrative penalty shall be payable in 35 monthly payments of Two Hundred Thirty-One Dollars (\$231) each. The next monthly payment shall be paid within 30 days after the effective date of this Agreed Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until paid in full. If the Respondent fails to timely and satisfactorily comply with the payment requirements of this Agreed Order, the Executive Director may, at the Executive Director's option, accelerate the maturity of the remaining installments, in which event the unpaid balance shall become immediately due and payable without demand or notice. In addition, the failure of the Respondent to meet the payment schedule of this Agreed Order constitutes the failure by the Respondent to timely and satisfactorily comply with all the terms of this Agreed Order.

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 and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a).
9. The Executive Director recognizes that the Respondent has implemented the following corrective measures at the Facility:
 - a. On October 22, 2012 and February 20, 2013, submitted the discharge monitoring reports ("DMRs") for the monitoring periods ending September 30, 2012; November 30, 2012; and December 31, 2012.
 - b. On June 22, 2012, submitted the DMR containing the flow and chlorine residual results for the monitoring period ending April 30, 2012.
 - c. On March 1, 2013, ensured that the Facility is operated a minimum of five days per week by a licensed chief operator or an operator holding the required level of licensure.
 - d. On May 1, 2013, updated the Facility's operational guidance and conducted employee training to ensure that all self-reporting requirements and procedures are properly accomplished, including the timely submittal of non-compliance notifications and complete, signed, and certified monthly DMRs.
 - e. On May 1, 2013, updated the Facility's operational guidance to ensure that employees follow test procedures and maintain records for operational and quality control analyses of pollutants.

- f. On May 14 2013, removed and properly disposed of sludge from the chlorine contact basin and implemented procedures to ensure that the chlorine contact basin is properly operated and maintained.
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 Respondent 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 Respondent is alleged to have:

1. Failed to comply with test procedures for the analysis of pollutants, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and 319.11 and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 2, as documented during an investigation conducted on January 31, 2013. Specifically, the Respondent failed to conduct the required quality control analysis for the chlorine meter and failed to perform the manganese oxide correction for the chlorine residual analysis.
2. Failed to report in writing effluent violations which deviate from the permitted limit by greater than 40% to the Regional Office and the Enforcement Division within five working days of becoming aware of the noncompliance, in violation of 30 TEX. ADMIN. CODE § 305.125(g) and TPDES Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 7(c), as documented during an investigation conducted on January 31, 2013. Specifically, the Respondent did not notify the Regional Office or the Enforcement Division of effluent violations that exceeded the permitted limits by greater than 40% for the month of June 2012.
3. Failed to timely submit effluent monitoring results at the intervals specified in the permit, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES Permit No. WQ0014582001, Monitoring and Reporting Requirements No. 1, as documented during an investigation conducted on January 31, 2013. Specifically, the DMRs were not submitted for the monitoring periods ending September 30, 2012; November 30, 2012; and December 31, 2012, by the 20th day of the following month. Also, the Respondent failed to report the flow and chlorine residual results on the DMR for the monitoring period ending April 30, 2012.
4. Failed to properly operate and maintain all facilities and systems of treatment and control, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0014582001, Operational Requirements No. 1, as documented during an

investigation on January 31, 2013. Specifically, the chlorine contact basin contained six inches of sludge in a total water depth of eight feet.

5. Failed to ensure that the Facility was operated a minimum of five days per week by a licensed chief operator or operator holding the required level of license or higher, in violation of 30 TEX. ADMIN. CODE §§ 30.331(b) and 30.350(d) and 305.125(1) and TPDES Permit No. WQ0014582001, Other Requirements No. 1, as documented during an investigation conducted on January 31, 2013. Specifically, the operator for the Facility did not possess a current wastewater license.
6. Failed to maintain records for operational and quality control analyses, in violation of 30 TEX. ADMIN. CODE § 319.7(a) and (c) and TPDES Permit No. WQ0014582001, Operational Requirements No. 1, as documented during an investigation conducted on January 31, 2013. Specifically, operational logs were not maintained for the months of November and December 2012.
7. Failed to comply with permitted effluent limitations, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and TPDES Permit No. WQ0014582001, Effluent Limitations and Monitoring Requirements No. 1, as documented during an investigation conducted on January 31, 2013 and shown in the violation table below:

	<i>E. coli</i> Daily Avg. Conc.	NH₃-N Daily Avg. Conc.	NH₃-N Single Grab
Months:	Limit= 126 CFU/ 100 mL	Limit= 3 mg/L	Limit= 15 mg/L
February 2012	137.5	c	c
June 2012	c	8.2	38.62

NH₃-N = Ammonia Nitrogen
E. coli = *Escherichia coli*
 CFU/100 mL = Colony Forming Units
 Per 100 Milliliters
 Conc. = Concentration
 Avg. = Average
 lbs/day = Pounds Per Day
 mg/L = Milligrams per Liter
 c = Compliant

III. DENIALS

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

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the Respondent'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: Carolina Creek Christian Camp, Docket No. 2013-0774-MWD-E" to:

Financial Administration Division, Revenue Operations 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 the Respondent shall, within 90 days after the effective date of this Agreed Order, submit written certification of compliance with the permitted effluent limitations of TPDES Permit No. WQ0014582001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current self-reported DMRs, demonstrating at least three consecutive months of compliance with all permitted effluent limitations. The certification shall include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with the permitted effluent limitations. The certification shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines 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
Houston Regional Office
Texas Commission on Environmental Quality
5425 Polk Avenue, Suite H
Houston, Texas 77023-1486

3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent 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 the Respondent 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, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent 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 the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent 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 the Respondent 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 Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
8. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the Respondent, or three days after the date on which the Commission mails notice of the Order to the Respondent, whichever is earlier.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission


For the Executive Director

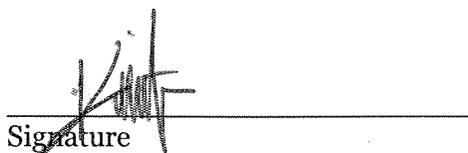
10/31/14
Date

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

6-3-14
Date

KEITH OGLESBY
Name (Printed or typed)
Authorized Representative of
Carolina Creek Christian Camp

Executive Director
Title

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