

Executive Summary – Enforcement Matter – Case No. 49464
PINEYWOODS BAPTIST ENCAMPMENT
RN101524643
Docket No. 2014-1501-MWD-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

MWD

Small Business:

No

Location(s) Where Violation(s) Occurred:

Pineywoods Baptist Encampment, located approximately 2,000 feet south of U.S. Highway 287 at Woodlake, approximately six miles east of Groveton, Trinity 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: April 3, 2015

Comments Received: No

Penalty Information

Total Penalty Assessed: \$8,413

Amount Deferred for Expedited Settlement: \$1,682

Amount Deferred for Financial Inability to Pay: \$0

Total Paid to General Revenue: \$6,731

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project ("SEP") Conditional Offset: \$0

Name of SEP: N/A

Compliance History Classifications:

Person/CN - High

Site/RN - High

Major Source: No

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: April 2014

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: July 10, 2014

Date(s) of NOE(s): September 8, 2014

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Docket No. 2014-1501-MWD-E

Violation Information

1. Failed to ensure that the Facility and all its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, a significant amount of effluent was ponding throughout the spray field and aquatic vegetation (cattails) were observed in the spray field indicating saturated areas [30 TEX. ADMIN. CODE § 305.125(1) and 305.125(5), TEX. WATER CODE § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Operational Requirements No. 1, Special Provisions No. 4, and Permit Conditions No. 2.g.].
2. Failed to timely submit the results of the annual soil sample analysis during September of each year. Specifically, the annual soil analysis results for 2013 were not timely submitted to the TCEQ Beaumont Regional Office [30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0011775001, Special Provisions No. 8].
3. Failed to comply with permitted effluent limits. Specifically, five-day biochemical oxygen demand daily average concentration (limit of 30 milligrams per liter (“mg/L”)) was exceeded for the monitoring periods ending July 31, 2013 (31.6 mg/L); March 31, 2014 (77.1 mg/L); and April 30, 2014 (81.3 mg/L) [30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Effluent Limitations and Monitoring Requirements A].
4. Failed to report any effluent violation which deviates from the permitted limitation by more than 40% in writing to the Regional Office and the Enforcement Division within five working days of becoming aware of the non-compliance. Specifically, the Respondent failed to report the effluent violations which deviated from the permitted limitation by more than 40% for the monitoring periods ending March 31, 2014 and April 30, 2014 [30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0011775001, Monitoring Requirements No. 7.c.].
5. Failed to notify the TCEQ Regional Office within 24 hours of becoming aware of a noncompliance, orally or by fax, and failed to submit noncompliance notification in writing within five days to the Regional Office and the Enforcement Division. Specifically, the Respondent did not notify the Beaumont Regional Office or the Enforcement Division of the unauthorized discharge that occurred on July 7, 2014 [30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0011775001, Monitoring Requirements Nos. 7.a. and 7.b.i.].
6. Failed to prevent the unauthorized discharge of wastewater. Specifically, on July 7, 2014, an unauthorized discharge of less than 10 gallons of wastewater from a broken service bypass pipe occurred adjacent to Lift Station No. 1 [30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Permit Conditions No. 2.g.].

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Docket No. 2014-1501-MWD-E

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent has implemented the following corrective measures:

- a. By July 8, 2014, ceased the discharge, repaired the service bypass pipe, and remediated the area adjacent to Lift Station No. 1.
- b. By July 10, 2014, submitted the annual soil sample analysis report.
- c. By October 13, 2014:
 - i. Developed and implemented an irrigation plan to mitigate the ponding issues on the spray fields and mowed the spray fields to control plant growth;
 - ii. Submitted the written noncompliance notifications for the effluent violations which deviated from the permitted limitation by 40% or greater for the monitoring periods ending March 31, 2014 and April 30, 2014;
 - iii. Updated the Facility's operational guidance and conducted employee training to ensure that all self-reporting requirements are properly accomplished, including the timely submittal of effluent violation reports which deviate from the permitted limitation by 40% or greater and the submittal of noncompliance notifications for unauthorized discharges; and
 - iv. Submitted written noncompliance notifications for the unauthorized discharge that occurred on July 7, 2014.

Technical Requirements:

The Order will require the Respondent to:

- a. Within 30 days, update operational guidance and conduct employee training to ensure the timely submittal of annual soil sample analyses;
- b. Within 45 days, submit written certification of compliance with a.; and
- c. Within 90 days, submit written certification of compliance with the effluent limits of TCEQ Permit No. WQ0011775001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current monthly effluent reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations.

**Executive Summary – Enforcement Matter – Case No. 49464
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RN101524643
Docket No. 2014-1501-MWD-E**

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: Ross Luedtke, Enforcement Division,
Enforcement Team 1, MC 169, (512) 239-3157; Melissa Cordell, Enforcement Division,
MC 219, (512) 239-2483
TCEQ SEP Coordinator: N/A
Respondent: Tim Davis, President, PINEYWOODS BAPTIST ENCAMPMENT, P.O.
Box 133, Woodlake, Texas 75865
William L. Fisher, Associate Director, PINEYWOODS BAPTIST ENCAMPMENT, P.O.
Box 133, Woodlake, Texas 75865
Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 4 (April 2014)

PCW Revision March 26, 2014

TCEQ

DATES	Assigned	15-Sep-2014	Screening	29-Sep-2014	EPA Due	
	PCW	29-Jul-2015				

RESPONDENT/FACILITY INFORMATION			
Respondent	PINEYWOODS BAPTIST ENCAMPMENT		
Reg. Ent. Ref. No.	RN101524643		
Facility/Site Region	10-Beaumont	Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	49464	No. of Violations	6
Docket No.	2014-1501-MWD-E	Order Type	1660
Media Program(s)	Water Quality	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Jennifer Graves
		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** **\$10,250**

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History **-10.0%** Enhancement **Subtotals 2, 3, & 7** **-\$1,025**

Notes: Reduction for high performer classification.

Culpability **No** **0.0%** Enhancement **Subtotal 4** **\$0**

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments **Subtotal 5** **-\$812**

Economic Benefit **0.0%** Enhancement* **Subtotal 6** **\$0**

Total EB Amounts **\$1,453**
 Estimated Cost of Compliance **\$11,300**
 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7 **Final Subtotal** **\$8,413**

OTHER FACTORS AS JUSTICE MAY REQUIRE **0.0%** **Adjustment**

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount **\$8,413**

STATUTORY LIMIT ADJUSTMENT **Final Assessed Penalty** **\$8,413**

DEFERRAL **20.0%** Reduction **Adjustment** **-\$1,682**

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 **\$6,731**

Screening Date 29-Sep-2014

Docket No. 2014-1501-MWD-E

PCW

Respondent PINEYWOODS BAPTIST ENCAMPMENT

Policy Revision 4 (April 2014)

Case ID No. 49464

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101524643

Media [Statute] Water Quality

Enf. Coordinator Jennifer Graves

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>)	0	0%
	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 judgments 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) 0%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

High Performer

Adjustment Percentage (Subtotal 7) -10%

>> Compliance History Summary

Compliance History Notes

Reduction for high performer classification.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) -10%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% -10%

Screening Date 29-Sep-2014

Docket No. 2014-1501-MWD-E

PCW

Respondent PINEYWOODS BAPTIST ENCAMPMENT

Policy Revision 4 (April 2014)

Case ID No. 49464

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101524643

Media [Statute] Water Quality

Enf. Coordinator Jennifer Graves

Violation Number 1

Rule Cite(s)

30 Tex. Admin. Code § 305.125(1) and 305.125(5), Tex. Water Code § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Operational Requirements No. 1, Special Provisions No. 4, and Permit Conditions No. 2.g

Violation Description

Failed to ensure that the Facility and all its systems of collection, treatment, and disposal are properly operated and maintained, as documented during an investigation conducted on July 10, 2014. Specifically, a significant amount of effluent was ponding throughout the spray field and aquatic vegetation (cattails) were observed in the spray field indicating saturated areas.

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

Human health or the environment has been exposed to insignificant amounts of pollutants which would not exceed levels protective of human health as a result of the violation.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

81 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 (July 10, 2014) to the screening date (September 29, 2014).

Good Faith Efforts to Comply

10.0%

Reduction \$125

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

Notes

The Respondent returned to compliance by October 13, 2014.

Violation Subtotal \$1,125

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$5

Violation Final Penalty Total \$1,000

This violation Final Assessed Penalty (adjusted for limits) \$1,000

Economic Benefit Worksheet

Respondent PINEYWOODS BAPTIST ENCAMPMENT
Case ID No. 49464
Reg. Ent. Reference No. RN101524643
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)	\$300	10-Jul-2014	13-Oct-2014	0.26	\$0	\$5	\$5
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 develop and implement an irrigation plan to mitigate the ponding issues on the spray fields and mow the spray fields to control plant growth. 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

\$300

TOTAL

\$5

Screening Date 29-Sep-2014

Docket No. 2014-1501-MWD-E

PCW

Respondent PINEYWOODS BAPTIST ENCAMPMENT

Policy Revision 4 (April 2014)

Case ID No. 49464

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101524643

Media [Statute] Water Quality

Enf. Coordinator Jennifer Graves

Violation Number 2

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and TCEQ Permit No. WQ0011775001, Special Provisions No. 8

Violation Description

Failed to timely submit the results of the annual soil sample analysis during September of each year, as documented during an investigation conducted on July 10, 2014. Specifically, the annual soil analysis results for 2013 were not timely submitted to the TCEQ Beaumont Regional Office.

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 1.0%

Matrix Notes

At least 70% of the permit requirement was met.

Adjustment \$24,750

\$250

Violation Events

Number of Violation Events 1

283 Number of violation days

mark only one with an x

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	X

Violation Base Penalty \$250

One single event is recommended.

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/NOV to EDRP/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 \$250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$15

Violation Final Penalty Total \$225

This violation Final Assessed Penalty (adjusted for limits) \$225

Economic Benefit Worksheet

Respondent PINEYWOODS BAPTIST ENCAMPMENT
Case ID No. 49464
Reg. Ent. Reference No. RN101524643
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	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)	\$50	30-Sep-2013	10-Jul-2014	0.78	\$0	\$3	\$3
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	10-Jul-2014	27-Jun-2015	0.96	\$12	n/a	\$12
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 prepare and submit the annual soil sample analysis report (\$50). Date required is the date the report was due. The final date is the date the soil sample analysis report was submitted. The estimated cost to update the Facility's operational guidance and conduct employee training to ensure that all self-reporting requirements are properly accomplished, including the timely submittal of the annual soil sample analysis report. Date required is the investigation date. Final date is the expected 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

\$300

TOTAL

\$15

Screening Date 29-Sep-2014

Docket No. 2014-1501-MWD-E

PCW

Respondent PINEWOODS BAPTIST ENCAMPMENT

Policy Revision 4 (April 2014)

Case ID No. 49464

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101524643

Media [Statute] Water Quality

Enf. Coordinator Jennifer Graves

Violation Number 3

Rule Cite(s)

30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Effluent Limitations and Monitoring Requirements A

Violation Description

Failed to comply with permitted effluent limits, as documented during an investigation conducted on July 10, 2014. Specifically, five-day biochemical oxygen demand daily average concentration (limit of 30 milligrams per liter ("mg/L")) was exceeded for the monitoring periods ending July 31, 2013 (31.6 mg/L); March 31, 2014 (77.1 mg/L); and April 30, 2014 (81.3 mg/L).

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

Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels protective of human health or environmental receptors as a result of the violation.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 3

92 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty \$3,750

Three quarterly events are recommended.

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/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 \$3,750

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$1,421

Violation Final Penalty Total \$3,375

This violation Final Assessed Penalty (adjusted for limits) \$3,375

Economic Benefit Worksheet

Respondent PINEYWOODS BAPTIST ENCAMPMENT
Case ID No. 49464
Req. Ent. Reference No. RN101524643
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
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No commas or \$

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$10,000	31-Jul-2013	11-Aug-2015	2.03	\$68	\$1,353	\$1,421
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 determine the cause of noncompliance and complete corrective actions. Date required is the initial month of noncompliance. Final date is the expected 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	\$1,421
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Screening Date 29-Sep-2014

Docket No. 2014-1501-MWD-E

PCW

Respondent PINEYWOODS BAPTIST ENCAMPMENT

Policy Revision 4 (April 2014)

Case ID No. 49464

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101524643

Media [Statute] Water Quality

Enf. Coordinator Jennifer Graves

Violation Number 4

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and TCEQ Permit No. WQ0011775001, Monitoring Requirements No. 7.c

Violation Description

Failed to report any effluent violation which deviates from the permitted limitation by more than 40% in writing to the Regional Office and the Enforcement Division within five working days of becoming aware of the non-compliance, as documented during an investigation conducted on July 10, 2014. Specifically, the Respondent failed to report the effluent violations which deviated from the permitted limitation by more than 40% for the monitoring periods ending March 31, 2014 and April 30, 2014.

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 permit requirement was not met.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 2

186 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

mark only one with an x

Violation Base Penalty \$2,500

Two single events are recommended.

Good Faith Efforts to Comply

10.0%

Reduction \$250

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

Notes The Respondent returned to compliance by October 13, 2014.

Violation Subtotal \$2,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$8

Violation Final Penalty Total \$2,000

This violation Final Assessed Penalty (adjusted for limits) \$2,000

Economic Benefit Worksheet

Respondent PINEYWOODS BAPTIST ENCAMPMENT
Case ID No. 49464
Reg. Ent. Reference No. RN101524643
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)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$50	5-Apr-2014	13-Oct-2014	0.52	\$1	n/a	\$1
Training/Sampling	\$250	31-Mar-2014	13-Oct-2014	0.54	\$7	n/a	\$7
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 submit the non-compliance notifications for the effluent violations which deviate from the permitted effluent limitations by 40% or greater for the monitoring periods ending March 31, 2014 and April 30, 2014 (\$25 x 2 notifications). Date required is the date the first non-compliance notification was due. Final date is the date the non-compliance notifications were submitted. Estimated cost to update the Facility's operational guidance and conduct employee training to ensure that all self-reporting requirements are properly accomplished, including the submittal of effluent violation reports which deviate from the permitted effluent limitations by 40% or greater. Date required is the first date of the non-compliance. 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	\$300	TOTAL	\$8
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Screening Date 29-Sep-2014

Docket No. 2014-1501-MWD-E

PCW

Respondent PINEYWOODS BAPTIST ENCAMPMENT

Policy Revision 4 (April 2014)

Case ID No. 49464

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101524643

Media [Statute] Water Quality

Enf. Coordinator Jennifer Graves

Violation Number 5

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and TCEQ Permit No. WQ0011775001, Monitoring Requirements Nos. 7.a and 7.b.i

Violation Description

Failed to notify the TCEQ Regional Office within 24 hours of becoming aware of a noncompliance, orally or by fax, and failed to submit noncompliance notification in writing within five days to the Regional Office and the Enforcement Division, as documented during an investigation conducted on July 10, 2014. Specifically, the Respondent did not notify the Beaumont Regional Office or the Enforcement Division of the unauthorized discharge that occurred on July 7, 2014.

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 permit requirement was not met.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

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

Notes The Respondent returned to compliance by October 13, 2014.

Violation Subtotal \$1,125

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$4

Violation Final Penalty Total \$1,000

This violation Final Assessed Penalty (adjusted for limits) \$1,000

Economic Benefit Worksheet

Respondent PINEYWOODS BAPTIST ENCAMPMENT
Case ID No. 49464
Reg. Ent. Reference No. RN101524643
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	\$50	8-Jul-2014	13-Oct-2014	0.27	\$1	n/a	\$1
Training/Sampling	\$250	7-Jul-2014	13-Oct-2014	0.27	\$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 notify the Beaumont Regional Office and Enforcement Division within 24 hours and submit written notification within five days of becoming aware of the unauthorized discharge (\$25 for each notification and report). Date required is the date the 24-hour noncompliance report was due. Final date is the date the written noncompliance report was submitted. Estimated cost to update the Facility's operational guidance and conduct employee training to ensure that all self-reporting requirements are properly accomplished, including the submittal of unauthorized discharge notifications. Date required is the date of the unauthorized discharge. 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

\$300

TOTAL

\$4

Screening Date 29-Sep-2014

Docket No. 2014-1501-MWD-E

PCW

Respondent PINEYWOODS BAPTIST ENCAMPMENT

Policy Revision 4 (April 2014)

Case ID No. 49464

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101524643

Media [Statute] Water Quality

Enf. Coordinator Jennifer Graves

Violation Number 6

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Permit Conditions No. 2.g

Violation Description

Failed to prevent the unauthorized discharge of wastewater, as documented during an investigation conducted on July 10, 2014. Specifically, on July 7, 2014, an unauthorized discharge of less than 10 gallons of wastewater from a broken service bypass pipe occurred adjacent to Lift Station No. 1.

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

Human health or the environment has been exposed to insignificant amounts of pollutants as a result of the violation.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

1 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.

Good Faith Efforts to Comply

25.0%

Reduction \$312

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

Notes The Respondent returned to compliance by July 8, 2014.

Violation Subtotal \$938

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$0

Violation Final Penalty Total \$813

This violation Final Assessed Penalty (adjusted for limits) \$813

Economic Benefit Worksheet

Respondent PINEYWOODS BAPTIST ENCAMPMENT
Case ID No. 49464
Reg. Ent. Reference No. RN101524643
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)	\$100	7-Jul-2014	8-Jul-2014	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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to cease the discharge, repair the service bypass pipe, and remediate the area adjacent to Lift Station No. 1. Date required is the date the discharge occurred. 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	\$0
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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
PINEYWOODS BAPTIST
ENCAMPMENT
RN101524643**

§ **BEFORE THE**
§
§ **TEXAS COMMISSION ON**
§
§ **ENVIRONMENTAL QUALITY**

**AGREED ORDER
DOCKET NO. 2014-1501-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 PINEYWOODS BAPTIST ENCAMPMENT ("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 2,000 feet south of United States Highway 287 at Woodlake, approximately six miles east of Groveton in Trinity 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 September 13, 2014.
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 Eight Thousand Four Hundred Thirteen Dollars (\$8,413) is assessed by the Commission in settlement of the violations alleged in

Section II ("Allegations"). The Respondent has paid Six Thousand Seven Hundred Thirty-One Dollars (\$6,731) of the administrative penalty and One Thousand Six Hundred Eighty-Two Dollars (\$1,682) is deferred contingent upon the Respondent'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 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.

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. By July 8, 2014, ceased the discharge, repaired the service bypass pipe, and remediated the area adjacent to Lift Station No. 1.
 - b. By July 10, 2014, submitted the annual soil sample analysis report.
 - c. By October 13, 2014:
 - i. Developed and implemented an irrigation plan to mitigate the ponding issues on the spray fields and mowed the spray fields to control plant growth;
 - ii. Submitted the written noncompliance notifications for the effluent violations which deviated from the permitted limitation by 40% or greater for the monitoring periods ending March 31, 2014 and April 30, 2014;
 - iii. Updated the Facility's operational guidance and conducted employee training to ensure that all self-reporting requirements are properly accomplished, including the timely submittal of effluent violation reports which deviate from the permitted limitation by 40% or greater and the submittal of noncompliance notifications for unauthorized discharges; and
 - iv. Submitted written noncompliance notifications for the unauthorized discharge that occurred on July 7, 2014.
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 ensure that the Facility and all its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and 305.125(5), TEX. WATER CODE § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Operational Requirements No. 1, Special Provisions No. 4, and Permit Conditions No. 2.g, as documented during an investigation conducted on July 10, 2014. Specifically, a significant amount of effluent was ponding throughout the spray field and aquatic vegetation (cattails) were observed in the spray field indicating saturated areas.
2. Failed to timely submit the results of the annual soil sample analysis during September of each year, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0011775001, Special Provisions No. 8, as documented during an investigation conducted on July 10, 2014. Specifically, the annual soil analysis results for 2013 were not timely submitted to the TCEQ Beaumont Regional Office.
3. Failed to comply with permitted effluent limits, in violation of 30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Effluent Limitations and Monitoring Requirements A, as documented during an investigation conducted on July 10, 2014. Specifically, five-day biochemical oxygen demand daily average concentration (limit of 30 milligrams per liter (“mg/L”)) was exceeded for the monitoring periods ending July 31, 2013 (31.6 mg/L); March 31, 2014 (77.1 mg/L); and April 30, 2014 (81.3 mg/L).
4. Failed to report any effluent violation which deviates from the permitted limitation by more than 40% in writing to the Regional Office and the Enforcement Division within five working days of becoming aware of the non-compliance, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0011775001, Monitoring Requirements No. 7.c, as documented during an investigation conducted on July 10, 2014. Specifically, the Respondent failed to report the effluent violations which deviated from the permitted limitation by more than 40% for the monitoring periods ending March 31, 2014 and April 30, 2014.
5. Failed to notify the TCEQ Regional Office within 24 hours of becoming aware of a noncompliance, orally or by fax, and failed to submit noncompliance notification in writing within five days to the Regional Office and the Enforcement Division, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0011775001, Monitoring Requirements Nos. 7.a and 7.b.i, as documented during an investigation conducted on

July 10, 2014. Specifically, the Respondent did not notify the Beaumont Regional Office or the Enforcement Division of the unauthorized discharge that occurred on July 7, 2014.

6. Failed to prevent the unauthorized discharge of wastewater, in violation of 30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TCEQ Permit No. WQ0011775001, Permit Conditions No. 2.g, as documented during an investigation conducted on July 10, 2014. Specifically, on July 7, 2014, an unauthorized discharge of less than 10 gallons of wastewater from a broken service bypass pipe occurred adjacent to Lift Station No. 1.

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: PINEYWOODS BAPTIST ENCAMPMENT, Docket No. 2014-1501-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 undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Agreed Order, update operational guidance and conduct employee training to ensure the timely submittal of annual soil sample analyses reports, as required by TCEQ Permit No. WQ0011775001, Special Provisions No. 8.
 - b. Within 45 days after the effective date of this Agreed Order, submit written certification of compliance with Ordering Provision 2.a, in accordance with Ordering Provision No. 2.c.
 - c. Within 90 days after the effective date of this Agreed Order, submit written certification of compliance with the effluent limits of TCEQ Permit No. WQ0011775001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current monthly

effluent reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations. The certification shall include detailed supporting documentation including 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
Beaumont Regional Office
Texas Commission on Environmental Quality
3870 Eastex Freeway
Beaumont, Texas 77703-1892

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. Pursuant to 30 TEX. ADMIN. CODE § 70.10(b) and TEX. GOV'T CODE § 2001.142, the effective date of this Order is the date it is signed by the Commission or the Executive Director. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission


For the Executive Director

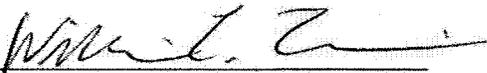
4/8/14
Date

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

8/3/15
Date

WILLIAM L. FISHER
Name (Printed or typed)
Authorized Representative of
PINEYWOODS BAPTIST ENCAMPMENT

Associate 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.