

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 58056
GRANITE STONEBRIDGE HEALTH CENTER LLC
RN101520500
Docket No. 2019-1076-MWD-E

Order Type:
Agreed Order

Media:
MWD

Small Business:
No

Location(s) Where Violation(s) Occurred:
11127 Circle Drive, Austin, Travis County

Type of Operation:
domestic wastewater treatment operation

Other Significant Matters:
Additional Pending Enforcement Actions: None
Past-Due Penalties: None
Past-Due Fees: None
Other: None
Interested Third Parties: None

Texas Register Publication Date: November 26, 2021

Comments Received: None

Penalty Information

Total Penalty Assessed: \$74,250

Total Paid to General Revenue: \$1,250

Total Due to General Revenue: \$73,000

Payment Plan: 34 payments of \$1,250 each and a 35th payment of \$30,500

Compliance History Classifications:
Person/CN - High
Site/RN - High

Major Source: No

Statutory Limit Adjustment: None

Applicable Penalty Policy: April 2014

Investigation Information

Complaint Date(s): N/A

Date(s) of Investigation: May 23, 2019

Date(s) of NOV(s): N/A

Date(s) of NOE(s): July 26, 2019

Violation Information

1. Failed to obtain the necessary authorization from the Commission to commence construction of the necessary additional treatment and/or collection facilities whenever the flow reaches 90% of the permitted daily average flow for three consecutive months [TEX. ADMIN. CODE §§ 305.125(1) and 305.126(a) and TCEQ Permit No. WQ0013860001, Operational Requirements No. 8.a.].
2. Failed to test the reduced-pressure backflow assembly (“RPBA”) annually [30 TEX. ADMIN. CODE § 317.4(a)(8)].
3. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal [30 TEX. ADMIN. CODE § 305.125(1) and (5) and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1].
4. Failed to provide atmospheric vacuum breakers on all potable water washdown hoses [30 TEX. ADMIN. CODE §§ 317.4(a)(8) and 317.7(i)].
5. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal [30 TEX. ADMIN. CODE § 305.125(1) and (5), and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1 and Special Provisions No. 8].
6. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal [30 TEX. ADMIN. CODE §§ 305.125(1) and (5) and 317.1(a), and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1].
7. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal [30 TEX. ADMIN. CODE §§ 305.125(1) and (5), and 317.1(a), and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1].
8. Failed to comply with the permitted effluent limitations [TEX. ADMIN. CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1) and (5), and TCEQ Permit No. WQ0013860001, Effluent Limitations and Monitoring Requirements No. A].
9. Failed to submit a complete annual sludge report (“ASR”) to the TCEQ by September 30th of each year [30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 12].
10. Failed to report an unauthorized discharge in writing to the TCEQ within five working days of becoming aware of the noncompliance [30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0013860001, Monitoring Requirements No. 7.a and 7.b].
11. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal resulting in an unauthorized discharge of wastewater [TEX. ADMIN. CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE §§ 305.125(1) and (5), 317.1(a), and TCEQ Permit No. WQ0013860001, Permit Conditions No. 2.g].
12. Failed to report to the TCEQ in writing, any effluent violation which deviates from the permitted effluent limitation by more than 40% within five working days of becoming aware of the noncompliance [30 TEX. ADMIN. CODE § 305.125(1) and (9)(A) and TCEQ Permit No. WQ0013860001, Monitoring Requirements No. 7.c].
13. Failed to obtain authorization from the TCEQ before beginning any change in the permitted facility or activity that may result in noncompliance with any permit requirements [TEX. ADMIN. CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1) and (7), and TCEQ Permit No. WQ0013860001, Permit Conditions Nos. 2.e and 2.g].

14. Failed to ensure the irrigation practices are designed and managed so as to prevent ponding of effluent or contamination of ground and surface waters and to prevent the occurrence of nuisance conditions in the area [30 TEX. ADMIN. CODE § 305.125(1) and (5) and TCEQ Permit No. WQ0013860001, Special Provisions No. 6 and Operational Requirements No. 1].
15. Failed to erect adequate signs stating that the irrigation water is from a non-potable water supply for any area where treated effluent is stored or where there exists hose bibs or faucets [30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 7].
16. Failed to submit the results of the annual soil sample analyses to the TCEQ no later than September 1st of each sampling year [30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 15].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The dosing pump's filter was cleaned on May 23, 2019 to allow the spray heads in the gravel filter to operate properly.

Technical Requirements:

1. Within 30 days:
 - a. Repair or replace the RPBA at the Facility and test and certify as passing by a TCEQ licensed backflow prevention assembly tester;
 - b. Install an atmospheric vacuum breaker on the potable water spigot at the Facility;
 - c. Remove and properly dispose of the accumulation of solids from Septic Tank No. 1, Septic Tank No. 2, recirculation tank and dosing tank;
 - d. Reduce the wastewater level from Septic Tank No. 1, Septic Tank No. 2, recirculation tank and dosing tank;
 - e. Repair and/or replace the back-up pump in the dosing tank and place it back into service;
 - f. Repair and/or replace the back-up pump in the recirculation tank and place it back into service;
 - g. Install a high-level alarm system or autodialer at the Facility;
 - h. Submit ASRs for the monitoring periods ending July 31, 2017, and July 31, 2018;
 - i. Submit a noncompliance notification for the unauthorized discharge that occurred on May 23, 2019;
 - j. Cease the unauthorized discharge of wastewater at the Facility, clean and disinfect the affected areas, and properly dispose of the wastewater;
 - k. 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 ASRs and noncompliance notifications, to ensure that the RPBA is tested annually, and to ensure that irrigation practices are designed and managed so as to prevent ponding of effluent or contamination of ground and surface waters and to prevent nuisance conditions in the area;

- l. Return the Facility to authorized conditions to prevent unauthorized discharges of wastewater, including the removal of the overflow pipe from Septic Tank No. 2;
 - m. Erect adequate signs stating that the irrigation water is from a non-potable water supply for any area where treated effluent is stored or where there exist hose bibs or faucets, including the effluent sampling spigot, in accordance with TCEQ Permit No. WQ0013860001, Special Provisions No.7; and
 - n. Submit the results of the annual soil sample analyses for 2017 and 2018, in accordance with TCEQ Permit No. WQ0013860001, Special Provisions No. 15.
2. Within 45 days, submit written certification to demonstrate compliance with Technical Requirement Nos. 1.a. through 1.n.
 3. Within 130 days, submit written certification demonstrating compliance with the permitted effluent limitations of TCEQ Permit No. WQ0013860001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current effluent data, demonstrating at least three consecutive months of compliance with all permitted effluent limitations.
 4. Within 300 days, obtain the necessary authorization from the Commission to commence construction of the necessary additional treatment and/or collection facilities.
 5. Within 315 days, submit written certification to demonstrate compliance with Technical Requirement No. 4.

Litigation Information

Date Petition(s) Filed: February 3, 2021; April 7, 2021
Date Answer(s) Filed: February 26, 2021
SOAH Referral Date: April 14, 2021
Hearing Date(s):
Preliminary hearing: June 17, 2021
Evidentiary hearing: October 26, 2021 (remanded)
Settlement Date: October 1, 2021

Contact Information

TCEQ Attorneys: Casey Kurnath, Litigation, (512) 239-3400
Amanda Pesonen, Public Interest Counsel, (512) 239-6363
TCEQ Litigation Agenda Coordinator: Katherine McKenzie, Litigation, (512) 239-2575
TCEQ Enforcement Coordinator: Alejandro Laje, Enforcement, (512) 239-2547
TCEQ Regional Contact: Elijah Gandee, Austin Regional Office, (512) 339-2929
Respondent Contact: John Heller, President, GRANITE STONEBRIDGE HEALTH CENTER LLC,
2 Park Plaza, Suite 800, Irvine, California 92614
Respondent's Attorney: Don Shandy, Crowe & Dunlevy, 324 North Robinson Avenue, Suite
100, Oklahoma City, Oklahoma, 73102



Penalty Calculation Worksheet (PCW)

Policy Revision 4 (April 2014)

PCW Revision March 26, 2014

TCEQ

DATES	Assigned	29-Jul-2019		
	PCW	20-Aug-2020	Screening	30-Jul-2019
			EPA Due	

RESPONDENT/FACILITY INFORMATION

Respondent	GRANITE STONEBRIDGE HEALTH CENTER LLC		
Reg. Ent. Ref. No.	RN101520500		
Facility/Site Region	11-Austin	Major/Minor Source	Minor

CASE INFORMATION

Enf./Case ID No.	58056	No. of Violations	16
Docket No.	2019-1076-MWD-E	Order Type	1660
Media Program(s)	Water Quality	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Alejandro Laje
		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	\$82,500
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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	-10.0% Adjustment	Subtotals 2, 3, & 7	-\$8,250
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Notes: Reduction for High Performer classification.

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	\$0
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts: \$1,939
 Estimated Cost of Compliance: #NAME?
 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$74,250
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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	\$74,250
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$74,250
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DEFERRAL	0.0%	Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes: Deferral not offered for non-expedited settlement.

PAYABLE PENALTY	\$74,250
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Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Number	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%
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 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 1

Rule Cite(s)

30 Tex. Admin. Code §§ 305.125(1) and 305.126(a) and TCEQ Permit No. WQ0013860001, Operational Requirements No. 8.a

Violation Description

Failed to obtain the necessary authorization from the Commission to commence construction of the necessary additional treatment and/or collection facilities whenever the flow reaches 90% of the permitted daily average flow for three consecutive months. Specifically, the daily average flow exceeded 90% of the permitted daily average flow limit of 0.01 million gallons per day ("MGD") from March through May 2018 and from December 2018 through April 2019 and the Respondent did not obtain approval to commence the expansion of the Facility.

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 requirements were not met.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

425 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	X

Violation Base Penalty \$1,250

One single event is recommended.

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount

Violation Final Penalty Total

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
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	Costs Saved	EB Amount
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Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction	\$5,000	31-May-2018	20-Mar-2021	2.81	\$47	\$935	\$982
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 obtain the necessary authorization from the Commission to commence construction of the necessary additional treatment and/or collection facilities. Date required is the third of three consecutive months exceeding 90% of the daily average flow limit and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$5,000

TOTAL \$982

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 2

Rule Cite(s)

30 Tex. Admin. Code § 317.4(a)(8)

Violation Description

Failed to test the reduced-pressure backflow assembly ("RPBA") annually.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential	X		

Percent 15.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

Human health or the environment will or could be exposed to pollutants that would exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 1

68 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	X

Violation Base Penalty \$3,750

One single event is recommended.

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	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 \$28

Violation Final Penalty Total \$3,375

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

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
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	Costs Saved	EB Amount
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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	23-May-2019	23-Jun-2020	1.09	\$14	n/a	\$14
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$250	23-May-2019	23-Jun-2020	1.09	\$14	n/a	\$14

Notes for DELAYED costs

Estimated training 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 ASRs and noncompliance notifications; ensure that the RPBA is tested annually; and to ensure that irrigation practices are designed and managed so as to prevent ponding of effluent or contamination of ground and surface waters and to prevent nuisance conditions in the area. Date required is the investigation date and the final date is the estimated compliance date. Estimated cost test and certify the RPBA at the Facility as passing by a TCEQ licensed backflow prevention assembly tester. Date required is the investigation date and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$500

TOTAL \$28

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 3

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (5) and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1

Violation Description

Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal. Specifically, the RPBA for the Facility was leaking.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential	X		

Percent 15.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

Human health or the environment will or could be exposed to pollutants that would exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 3

68 Number of violation days

daily	
weekly	
monthly	X
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$11,250

Three monthly events are recommended, calculated from the investigation date (May 23, 2019) to the screening date (July 30, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$11,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$38

Violation Final Penalty Total \$10,125

This violation Final Assessed Penalty (adjusted for limits) \$10,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
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	Costs Saved	EB Amount
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Delayed Costs

Equipment	\$500	23-May-2019	23-Jun-2020	1.09	\$2	\$36	\$38
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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs
 Estimated cost to repair and/or replace the RPBA. Date required is the investigation date and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 (Empty box for notes)

Approx. Cost of Compliance \$500

TOTAL \$38

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 4

Rule Cite(s)

30 Tex. Admin. Code §§ 317.4(a)(8) and 317.7(i)

Violation Description

Failed to provide atmospheric vacuum breakers on all potable water washdown hoses. Specifically, an atmospheric vacuum breaker was not installed on the potable water spigot at the Facility.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential	X		

Percent 15.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

Human health or the environment will or could be exposed to pollutants that would exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 3

68 Number of violation days

daily	
weekly	
monthly	X
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$11,250

Three monthly events are recommended, calculated from the investigation date (May 23, 2019) to the screening date (July 30, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$11,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$2

Violation Final Penalty Total \$10,125

This violation Final Assessed Penalty (adjusted for limits) \$10,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
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	Costs Saved	EB Amount
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Delayed Costs

Equipment	\$25	23-May-2019	23-Jun-2020	1.09	\$0	\$2	\$2
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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs
 Estimated cost to install an atmospheric vacuum breaker on the potable water spigot at the Facility. Date required is the investigation date and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 (Empty box for notes)

Approx. Cost of Compliance \$25

TOTAL \$2

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 5

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (5), and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1 and Special Provisions No. 8

Violation Description

Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal. Specifically, the surface within Septic Tank No. 1 was completely covered with solids and other debris, and the wastewater level in Septic Tank Nos. 1 and 2, recirculation tank, and dosing tank were at or close to the top of the access lids.

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 that 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 4 68 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

Violation Base Penalty \$5,000

Four quarterly events are recommended, one for each treatment unit. Calculated from the investigation date (May 23, 2019) to the screening date (July 30, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$5,000

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$54

Violation Final Penalty Total \$4,500

This violation Final Assessed Penalty (adjusted for limits) \$4,500

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
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	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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	\$1,000	23-May-2019	23-Jun-2020	1.09	\$54	n/a	\$54
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 the accumulation of solids from Septic Tank No. 1, Septic Tank No. 2, recirculation tank and dosing tank; and reduce the wastewater level from Septic Tank No. 1, Septic Tank No. 2, recirculation tank and dosing tank. Date required is the investigation date and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$1,000

TOTAL \$54

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 6

Rule Cite(s)

30 Tex. Admin. Code §§ 305.125(1) and (5) and 317.1(a) and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1

Violation Description

Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal. Specifically, the dosing pump's filter was clogged with debris, preventing the spray heads from applying wastewater across the gravel filter.

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 that 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

1 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

Violation Base Penalty \$1,250

One quarterly event is recommended, calculated from the investigation date (May 23, 2019) to the date of compliance (May 23, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$0

Violation Final Penalty Total \$1,125

This violation Final Assessed Penalty (adjusted for limits) \$1,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
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	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$25	23-May-2019	23-May-2019	0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to clean the dosing pump's filter to allow the spray heads in the gravel filter to operate properly. Date required is the investigation date and the final date is the date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$25

TOTAL \$0

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 7

Rule Cite(s) 30 Tex. Admin. Code §§ 305.125(1) and (5) and 317.1(a) and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1

Violation Description Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal. Specifically, the back-up pump in the dosing tank was not operable.

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 that 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 68 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

Violation Base Penalty \$1,250

One quarterly event is recommended, calculated from the investigation date (May 23, 2019) to the screening date (July 30, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	X	

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

Violation Subtotal \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$38

Violation Final Penalty Total \$1,125

This violation Final Assessed Penalty (adjusted for limits) \$1,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
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	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment	\$500	23-May-2019	23-Jun-2020	1.09	\$2	\$36	\$38
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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to repair and/or replace the back-up dosing pump and place it back into service. Date required is the investigation date and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$500

TOTAL

\$38

Screening Date 30-Jul-2019 **Docket No.** 2019-1076-MWD-E **PCW**
Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC *Policy Revision 4 (April 2014)*
Case ID No. 58056 *PCW Revision March 26, 2014*
Reg. Ent. Reference No. RN101520500
Media Water Quality
Enf. Coordinator Alejandro Laje

Violation Number 8

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (5), Tex. Water Code § 26.121(a)(1) and TCEQ Permit No. WQ0013860001, Effluent Limitations and Monitoring Requirements No. A

Violation Description Failed to comply with the permitted effluent limitations. Specifically, biochemical oxygen demand (5-day) daily average concentration limit of 30 milligrams per liter ("mg/l") was exceeded for the months of January 2018 (31.2 mg/L), February 2018 (33.7 mg/L), May 2018 (36.8 mg/L) and January 2019 (32.8 mg/L). The daily average flow limit of 0.01 MGD was exceeded for the months of March 2018 (0.0106806 MGD), May 2018 (0.0103103 MGD), February 2019 (0.0141482 MGD), March 2019 (0.0120295 MGD) and April 2019 (0.0118603 MGD).

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			X	5.0%
	Potential				

>> 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 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 4 241 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

Violation Base Penalty \$5,000

Four 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	

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

Violation Subtotal \$5,000

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$667 **Violation Final Penalty Total** \$4,500

This violation Final Assessed Penalty (adjusted for limits) \$4,500

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 8

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$5,000	31-Jan-2018	1-Oct-2020	2.67	\$667	n/a	\$667

Notes for DELAYED costs
 Estimated cost to determine the cause of noncompliance and to make any necessary repairs/adjustments to the Facility. Date required is the initial date of noncompliance and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 (Empty box for notes)

Approx. Cost of Compliance \$5,000

TOTAL \$667

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 9

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 12

Violation Description Failed to submit a complete annual sludge report ("ASR") to the TCEQ by September 30th of each year. Specifically, the ASRs for 2017 and 2018 were not submitted.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			

Percent 0.0%

>> Programmatic Matrix

Falsification	Harm		
	Major	Moderate	Minor
	X		

Percent 5.0%

Matrix Notes

100% of the rule requirements were not met.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 2

668 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	X

Violation Base Penalty \$2,500

Two single events are recommended, one for each ASR.

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	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 \$7

Violation Final Penalty Total \$2,250

This violation Final Assessed Penalty (adjusted for limits) \$2,250

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 9

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$50	30-Sep-2017	23-Jun-2020	2.73	\$7	n/a	\$7

Notes for DELAYED costs

Estimated training 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 ASRs is captured in the Economic Benefit Worksheet for Violation No. 2. Estimated other cost to submit ASRs for the monitoring periods ending July 31, 2017 and July 31, 2018 (\$25 for each missing report x 2). Date required is the date the first annual sludge report was due and the final date is the estimated compliance date.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$50

TOTAL \$7

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 10

Rule Cite(s)

30 Tex. Admin. Code § 305.125(1) and TCEQ Permit No. WQ0013860001, Monitoring Requirements Nos. 7.a and 7.b

Violation Description

Failed to report an unauthorized discharge in writing to the TCEQ within five working days of becoming aware of the noncompliance. Specifically, an unauthorized discharge of wastewater was observed at the Facility during the investigation and the Respondent did not submit a noncompliance notification within five working days.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			

Percent 0.0%

>> Programmatic Matrix

Falsification	Harm		
	Major	Moderate	Minor
	X		

Percent 5.0%

Matrix Notes

100% of the rule requirements were 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

Violation Base Penalty \$1,250

One single event is recommended.

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$1

Violation Final Penalty Total \$1,125

This violation Final Assessed Penalty (adjusted for limits) \$1,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 10

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$25	30-May-2019	23-Jun-2020	1.07	\$1	n/a	\$1

Notes for DELAYED costs

Estimated cost to prepare and submit a noncompliance notification for the unauthorized discharge that occurred on May 23, 2019. Date required is the date the notification was due and the final date is the estimated compliance date. 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 noncompliance notifications is captured in the Economic Benefit Worksheet for Violation No. 2.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$25

TOTAL \$1

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 11

Rule Cite(s)

30 Tex. Admin. Code §§ 305.125(1) and (5), 317.1(a), Tex. Water Code § 26.121(a)(1), and TCEQ Permit No. WQ0013860001, Permit Conditions No. 2.g

Violation Description

Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal resulting in an unauthorized discharge of wastewater. Specifically, the recirculation tank did not have a back-up pump and wastewater was observed on the surrounding concrete pad. Additionally, wastewater was observed discharging from the dosing tank, onto the surrounding concrete pad and pooling at the base of the concrete pad and no high-level alarm or autodialer was installed at the Facility.

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 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

68 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

Violation Base Penalty \$1,250

One quarterly event is recommended. Calculated from the investigation date (May 23, 2019) to the screening date (July 30, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$50

Violation Final Penalty Total \$1,125

This violation Final Assessed Penalty (adjusted for limits) \$1,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 11

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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Delayed Costs

Equipment	\$2,000	23-May-2019	23-Jul-2019	0.17	\$1	\$22	\$23
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	\$500	23-May-2019	23-Jun-2020	1.09	\$27	n/a	\$27
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated Remediation/Disposal cost to cease the unauthorized discharge of wastewater at the Facility, clean and disinfect the affected areas, and properly dispose of the wastewater. Date required is the investigation date and the final date is the estimated date of compliance. Estimated cost to repair and/or replace the back-up pump in the recirculation tank, and install a high-level alarm system or autodialer at the Facility. Date required is the investigation date and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$2,500

TOTAL \$50

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 12

Rule Cite(s)

30 Tex. Admin. Code § 305.125(1) and (9)(A) and TCEQ Permit No. WQ0013860001, Monitoring Requirements No. 7.c

Violation Description

Failed to report to the TCEQ in writing, any effluent violation which deviates from the permitted effluent limitation by more than 40% within five working days of becoming aware of noncompliance. Specifically, the Respondents did not provide a noncompliance notification for the exceedance during the monthly monitoring period of February 2019.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			

Percent 0.0%

>> Programmatic Matrix

Falsification	Harm		
	Major	Moderate	Minor
	X		

Percent 5.0%

Matrix Notes

100% of the rule requirements were not met.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

145 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	X

Violation Base Penalty \$1,250

One single event is recommended.

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$25

Violation Final Penalty Total \$1,125

This violation Final Assessed Penalty (adjusted for limits) \$1,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 12

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)				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 self-reporting requirements are properly accomplished, including the timely submittal of noncompliance notifications is captured in the Economic Benefit Worksheet for Violation No. 2.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs	\$25	7-Mar-2019	30-Jul-2019	0.40	\$0	\$25	\$25
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 Estimated cost to report in writing any effluent violation which deviates from the permitted effluent limitations by more than 40% to the TCEQ Austin Regional Office and the Enforcement Division within five working days of becoming aware of the noncompliance. Date required is the date the noncompliance notification was due and the final date is the screening date.

Approx. Cost of Compliance \$25

TOTAL \$25

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 13

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and (7), Tex. Water Code §26.121(a)(1) and TCEQ Permit No. WQ0013860001, Permit Conditions Nos. 2.e and 2.g

Violation Description Failed to obtain authorization from the TCEQ before beginning any change in the permitted facility or activity that may result in noncompliance with any permit requirements. Specifically, an overflow pipe was installed in Septic Tank No. 2 that allowed wastewater to discharge onto the ground. Additionally, evidence of previous overflows (concrete discoloration and soil erosion) was observed.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
		Actual		X	
Potential					

>> Programmatic Matrix

Matrix Notes	Falsification	Major	Moderate	Minor	Percent

Matrix Notes

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 3 68 Number of violation days

daily	
weekly	
monthly	X
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$11,250

Three monthly events are recommended, calculated from the investigation date (May 23, 2019) to the screening date (July 30, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$11,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$38

Violation Final Penalty Total \$10,125

This violation Final Assessed Penalty (adjusted for limits) \$10,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 13

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction	\$500	23-May-2019	23-Jun-2020	1.09	\$2	\$36	\$38
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 return the Facility to authorized conditions to prevent unauthorized discharges of wastewater, including the removal of the overflow pipe from Septic Tank No 2. Date required is the investigation date and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 (This area is currently blank for input.)

Approx. Cost of Compliance \$500

TOTAL \$38

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 14

Rule Cite(s)

30 Tex. Admin. Code § 305.125(1) and (5), and TCEQ Permit No. WQ0013860001, Special Provisions No. 6 and Operational Requirements No. 1

Violation Description

Failed to ensure that irrigation practices are designed and managed so as to prevent ponding of effluent or contamination of ground and surface waters and to prevent the occurrence of nuisance conditions in the area. Specifically, effluent ponding was observed in effluent disposal Zones 4, 9, and 10. Additionally, effluent disposal Zones 2 and 7 were saturated and the Respondents continued to irrigate.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual		X	
Potential			

Percent 15.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 3 68 Number of violation days

daily	
weekly	
monthly	X
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$11,250

Three monthly events are recommended, calculated from the investigation date (May 23, 2019) to the screening date (July 30, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	X	

Notes

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

Violation Subtotal \$11,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$0

Violation Final Penalty Total \$10,125

This violation Final Assessed Penalty (adjusted for limits) \$10,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 14

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)				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 irrigation practices are designed and managed so as to prevent ponding of effluent or contamination of ground and surface waters and to prevent the occurrence of nuisance conditions in the area is captured in the Economic Benefit Worksheet for Violation No. 2

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance \$0

TOTAL \$0

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 15

Rule Cite(s)

30 Tex. Admin. Code § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 7

Violation Description

Failed to erect adequate signs stating that the irrigation water is from a non-potable water supply for any area where treated effluent is stored or where there exist hose bibs or faucets. Specifically, non-potable water signage was not provided at the effluent sample spigot at the Facility.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential	X		

Percent 15.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

Human health or the environment will or could be exposed to pollutants that would exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 3 68 Number of violation days

daily	
weekly	
monthly	X
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$11,250

Three monthly events are recommended, calculated from the investigation date (May 23, 2019) to the screening date (July 30, 2019).

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	X	

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

Violation Subtotal \$11,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$2

Violation Final Penalty Total \$10,125

This violation Final Assessed Penalty (adjusted for limits) \$10,125

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 15

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment	\$25	23-May-2019	23-Jun-2020	1.09	\$0	\$2	\$2
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)				0.00	\$0	n/a	\$0

Notes for DELAYED costs
 Estimated cost to erect adequate signs stating that the irrigation water is from a non-potable water supply for any area where treated effluent is stored or where there exist hose bibs or faucets, including the effluent sampling spigot. Date required is the investigation date and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 (This area is currently blank)

Approx. Cost of Compliance \$25

TOTAL \$2

Screening Date 30-Jul-2019

Docket No. 2019-1076-MWD-E

PCW

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC

Policy Revision 4 (April 2014)

Case ID No. 58056

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN101520500

Media Water Quality

Enf. Coordinator Alejandro Laje

Violation Number 16

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 15

Violation Description Failed to submit the results of the annual soil sample analyses to the TCEQ no later than September 1st of each sampling year. Specifically, results of the annual soil sample analyses for 2017 and 2018 were not submitted to the TCEQ.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				0.0%
	Potential				

>> Programmatic Matrix

Matrix Notes	Falsification	Harm			Percent
		Major	Moderate	Minor	
		X			5.0%

Matrix Notes

100% of the rule requirements were not met.

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 2 697 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	X

Violation Base Penalty \$2,500

Two single events are recommended, one for each annual soil sample report.

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		
N/A	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 \$7

Violation Final Penalty Total \$2,250

This violation Final Assessed Penalty (adjusted for limits) \$2,250

Economic Benefit Worksheet

Respondent GRANITE STONEBRIDGE HEALTH CENTER LLC
Case ID No. 58056
Reg. Ent. Reference No. RN101520500
Media Water Quality
Violation No. 16

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$50	1-Sep-2017	23-Jun-2020	2.81	\$7	n/a	\$7

Notes for DELAYED costs
 Estimated cost to submit the results of the annual soil sample analyses for 2017 and 2018 (\$25 per report x 2 reports). Date required is the date the first annual soil sample analyses was due and the final date is the estimated date of compliance.

Avoided Costs

ANNUALIZE 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				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 (Empty box for notes)

Approx. Cost of Compliance \$50

TOTAL \$7

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.



Compliance History Report

Compliance History Report for CN603448648, RN101520500, Rating Year 2018 which includes Compliance History (CH) components from September 1, 2013, through August 31, 2018.

Customer, Respondent, or Owner/Operator: CN603448648, GRANITE STONEBRIDGE HEALTH CENTER LLC **Classification:** HIGH **Rating:** 0.00

Regulated Entity: RN101520500, STONEBRIDGE HEALTH CENTER **Classification:** HIGH **Rating:** 0.00

Complexity Points: 3 **Repeat Violator:** NO

CH Group: 14 - Other

Location: 11127 Circle Drive, approximately 1,200 feet northeast of the intersection of U.S. Highway 290 and Circle Drive, approximately 5.0 miles west of the intersection of U.S. Highway 290 and State Highway 71, in Travis County, Texas 78736.

TCEQ Region: REGION 11 - AUSTIN

ID Number(s):
WASTEWATER PERMIT WQ0013860001

Compliance History Period: September 01, 2014 to August 31, 2019 **Rating Year:** 2019 **Rating Date:** 09/01/2019

Date Compliance History Report Prepared: February 18, 2020

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: February 18, 2015 to February 18, 2020

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.
Name: Alejandro Laje **Phone:** (512) 239-2547

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

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.):

N/A

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

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

N/A

F. Environmental audits:

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN ENFORCEMENT
ACTION CONCERNING
GRANITE STONEBRIDGE HEALTH
CENTER LLC;
RN101520500

§
§
§
§
§

BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

AGREED ORDER

DOCKET NO. 2019-1076-MWD-E

I. JURISDICTION AND STIPULATIONS

On _____, the Texas Commission on Environmental Quality ("Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding GRANITE STONEBRIDGE HEALTH CENTER LLC ("Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, represented by the Litigation Division, and Respondent together stipulate that:

1. Respondent owns a domestic wastewater treatment operation located at 11127 Circle Drive, in Austin, Travis County, Texas (the "Facility"). The Facility adjoins, is contiguous with, surrounds, or is near or adjacent to state water as defined in TEX. WATER CODE § 26.001(5).
2. The Executive Director and Respondent agree that TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. WATER CODE ch. 26, and the rules of the TCEQ.
3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
4. An administrative penalty in the amount of seventy-four thousand two hundred fifty dollars (\$74,250.00) is assessed by the Commission in settlement of the violations alleged in Section II. Respondent paid one thousand two hundred fifty dollars (\$1,250.00) of the penalty. The remaining amount of seventy-three thousand dollars (\$73,000.00) shall be paid in thirty-four (34) monthly payments of one thousand two hundred fifty dollars (\$1,250.00) each and a final thirty fifth (35th) payment of thirty thousand five hundred (\$30,500.00). The first monthly payment shall be paid within 30 days after the effective date of this Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until the penalty is paid in full. If Respondent fails to timely and satisfactorily comply with the payment requirements of this Order, including the payment schedule, the Executive Director may, at his 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, Respondent's failure to meet the payment schedule of this Order and/or the acceleration of any remaining balance constitutes the failure by Respondent to timely and satisfactorily comply with all the terms of this Order.

5. The Executive Director and Respondent agree on a settlement of the matters addressed in this Order, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). 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.
6. 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 Respondent has not complied with one or more of the terms or conditions contained in this Order.
7. This Order represents the complete and fully-integrated agreement of the parties. The provisions of this Order are deemed severable, and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
8. This Order shall terminate five years from its effective date or upon full compliance with all the terms and conditions set forth in this Order, whichever is later.
9. The Executive Director recognizes that on May 23, 2019, Respondent cleaned the dosing pump’s filter to allow the spray heads in the gravel filter to operate properly.

II. ALLEGATIONS

1. During an investigation conducted on May 23, 2019, an investigator documented that Respondent:
 - a. Failed to obtain the necessary authorization from the Commission to commence construction of the necessary additional treatment and/or collection facilities whenever the flow reaches 90% of the permitted daily average flow for three consecutive months, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and 305.126(a) and TCEQ Permit No. WQ0013860001, Operational Requirements No. 8.a. Specifically, the daily average flow exceeded 90% of the permitted daily average flow limit of 0.01 million gallons per day (“MGD”) from March through May 2018 and from December 2018 through April 2019 and Respondent did not obtain approval to commence the expansion of the Facility;
 - b. Failed to test the reduced-pressure backflow assembly (“RPBA”) annually, in violation of 30 TEX. ADMIN. CODE § 317.4(a)(8).
 - c. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1. Specifically, the RPBA for the facility was leaking.
 - d. Failed to provide atmospheric vacuum breakers on all potable water washdown hoses, in violation of 30 TEX. ADMIN. CODE §§ 317.4(a)(8) and 317.7(i). Specifically, an atmospheric vacuum breaker was not installed on the potable water spigot at the Facility.
 - e. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5), and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1 and Special Provisions No. 8. Specifically, the surface within Septic Tank No. 1 was completely covered with solids and other debris, and the wastewater level in Septic Tank Nos. 1 and 2, recirculation tank, and dosing tank were at or close to the top of the access lids.

- f. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (5) and 317.1(a), and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1. Specifically, the dosing pump's filter was clogged with debris, preventing the spray heads from applying wastewater across the gravel filter.
- g. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (5), and 317.1(a), and TCEQ Permit No. WQ0013860001, Operational Requirements No. 1. Specifically, the back-up pump in the dosing tank was not operable.
- h. Failed to comply with the permitted effluent limitations, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1) and (5), and TCEQ Permit No. WQ0013860001, Effluent Limitations and Monitoring Requirements No. A. Specifically, biochemical oxygen demand (5-day) daily average concentration limit of 30 milligrams per liter ("mg/L") was exceeded for the months of January 2018 (31.2 mg/L), February 2018 (33.7 mg/L), May 2018 (36.8 mg/L), and January 2019 (32.8 mg/L). The daily average flow limit of 0.01 MGD was exceeded for the months of March 2018 (0.0106806 MGD), May 2018 (0.0103103 MGD), February 2019 (0.0141482 MGD), March 2019 (0.0120295 MGD), and April 2019 (0.0118603 MGD).
- i. Failed to submit a complete annual sludge report ("ASR") to the TCEQ by September 30th of each year, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 12. Specifically, the ASRs for 2017 and 2018 were not submitted.
- j. Failed to report an unauthorized discharge in writing to the TCEQ within five working days of becoming aware of the noncompliance, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0013860001, Monitoring Requirements No. 7.a and 7.b. Specifically, an unauthorized discharge of wastewater was observed at the Facility during the investigation and Respondent did not submit a noncompliance notification within five working days.
- k. Failed to properly operate and maintain the Facility and all of its systems of collection, treatment, and disposal resulting in an unauthorized discharge of wastewater, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE §§ 305.125(1) and (5), 317.1(a), and TCEQ Permit No. WQ0013860001, Permit Conditions No. 2.g. Specifically, the recirculation tank did not have a back-up pump and wastewater was observed on the surrounding concrete pad. Additionally, wastewater was observed discharging from the dosing tank, onto the surrounding concrete pad and pooling at the base of the concrete pad and no high-level alarm or autodialer was installed at the Facility.
- l. Failed to report to the TCEQ in writing, any effluent violation which deviates from the permitted effluent limitation by more than 40% within five working days of becoming aware of the noncompliance, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (9)(A) and TCEQ Permit No. WQ0013860001, Monitoring Requirements No. 7.c. Specifically, Respondent did not provide a noncompliance notification for the exceedance during the monthly monitoring period of February 2019.
- m. Failed to obtain authorization from the TCEQ before beginning any change in the permitted facility or activity that may result in noncompliance with any permit requirements, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1) and (7), and TCEQ Permit No. WQ0013860001, Permit Conditions Nos. 2.e and 2.g. Specifically, an overflow pipe was installed in Septic Tank No. 2 that

allowed wastewater to discharge onto the ground. Additionally, evidence of previous overflows (concrete discoloration and soil erosion) was observed.

- n. Failed to ensure the irrigation practices are designed and managed so as to prevent ponding of effluent or contamination of ground and surface waters and to prevent the occurrence of nuisance conditions in the area, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and TCEQ Permit No. WQ0013860001, Special Provisions No. 6 and Operational Requirements No. 1. Specifically, effluent ponding was observed in effluent disposal Zones 4, 9, and 10. Additionally effluent disposal Zones 2 and 7 were saturated and Respondent continued to irrigate.
- o. Failed to erect adequate signs stating that the irrigation water is from a non-potable water supply for any area where treated effluent is stored or where there exists hose bibs or faucets, violation of 30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 7. Specifically, non-potable water signage was not provided at the effluent sample spigot at the Facility.
- p. Failed to submit the results of the annual soil sample analyses to the TCEQ no later than September 1st of each sampling year, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and TCEQ Permit No. WQ0013860001, Special Provisions No. 15. Specifically, results of the annual soil sample analyses for 2017 and 2018 were not submitted to the TCEQ.

III. DENIALS

Respondent generally denies each Allegation in Section II.

IV. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

- 1. Respondent is assessed an administrative penalty as set forth in Section I, Paragraph 4. The payment of this penalty and Respondent's compliance with all of the requirements set forth in this Order resolve only the Allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations which are not raised here. Penalty payments shall be made payable to TCEQ and shall be sent with the notation "Re: GRANITE STONEBRIDGE HEALTH CENTER LLC, Docket No. 2019-1076-MWD-E" to:

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

- 2. Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order:
 - i. Repair or replace the RPBA at the Facility and test and certify as passing by a TCEQ licensed backflow prevention assembly tester;
 - ii. Install an atmospheric vacuum breaker on the potable water spigot at the Facility;
 - iii. Remove and properly dispose of the accumulation of solids from Septic Tank No. 1, Septic Tank No. 2, recirculation tank and dosing tank;

- iv. Reduce the wastewater level from Septic Tank No. 1, Septic Tank No. 2, recirculation tank and dosing tank;
 - v. Repair and/or replace the back-up pump in the dosing tank and place it back into service;
 - vi. Repair and/or replace the back-up pump in the recirculation tank and place it back into service;
 - vii. Install a high-level alarm system or autodialer at the Facility;
 - viii. Submit ASRs for the monitoring periods ending July 31, 2017, and July 31, 2018;
 - ix. Submit a noncompliance notification for the unauthorized discharge that occurred on May 23, 2019;
 - x. Cease the unauthorized discharge of wastewater at the Facility, clean and disinfect the affected areas, and properly dispose of the wastewater;
 - xi. 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 ASRs and noncompliance notifications, to ensure that the RPBA is tested annually, and to ensure that irrigation practices are designed and managed so as to prevent ponding of effluent or contamination of ground and surface waters and to prevent nuisance conditions in the area;
 - xii. Return the Facility to authorized conditions to prevent unauthorized discharges of wastewater, including the removal of the overflow pipe from Septic Tank No. 2;
 - xiii. Erect adequate signs stating that the irrigation water is from a non-potable water supply for any area where treated effluent is stored or where there exist hose bibs or faucets, including the effluent sampling spigot, in accordance with TCEQ Permit No. WQ0013860001, Special Provisions No.7; and
 - xiv. Submit the results of the annual soil sample analyses for 2017 and 2018, in accordance with TCEQ Permit No. WQ0013860001, Special Provisions No. 15.
- b. Within 45 days after the effective date of this Order, submit written certification, as described in Ordering Provision No. 2.f, to demonstrate compliance with Ordering Provision Nos. 2.a.i. through 2.a.xiv.
 - c. Within 130 days after the effective date of this Order, submit written certification, as described in Ordering Provision No. 2.f, demonstrating compliance with the permitted effluent limitations of TCEQ Permit No. WQ0013860001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current effluent data, demonstrating at least three consecutive months of compliance with all permitted effluent limitations.
 - d. Within 300 days after the effective date of this Order, obtain the necessary authorization from the Commission to commence construction of the necessary additional treatment and/or collection facilities.
 - e. Within 315 days after the effective date of this Order, submit written certification, as described in Ordering Provision No. 2.f, to demonstrate compliance with Ordering Provision No. 2.d.

- f. The certifications and reports required by these Ordering Provisions shall be accompanied by detailed supporting documentation, including photographs, receipts, and/or other records, shall be signed by Respondent, and shall 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 fine and imprisonment for knowing violations.”

Respondent shall submit the written certifications and copies of documentation necessary to demonstrate compliance with these Ordering Provisions to:

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

and:

Water Section Manager
Austin Regional Office
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

3. All relief not expressly granted in this Order is denied.
4. The duties and provisions imposed by this Order shall apply to and be binding upon Respondent. Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
5. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by Respondent shall be made in writing to the Executive Director. Extensions are not effective until Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Order Compliance Team at the address listed above.
6. If Respondent fails to comply with any of the Ordering Provisions in this Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Respondent's failure to comply is not a violation of this Order. Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Respondent shall notify the Executive Director within seven days after Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
7. This Order, issued by the Commission, shall not be admissible against Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order, or (2) pursue violations of a statute within TCEQ's jurisdiction or of a rule adopted or an order or permit issued by the TCEQ under such a statute.
8. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this 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 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.

9. The effective date of this Order is the date it is signed by the Commission. 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

Date



1/12/22

For the Executive Director

Date

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, 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 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;
- 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, I understand that any falsification of any compliance documents may result in criminal prosecution.



Signature

Oct 1, 2021

Date

M. Scott Rickard

Asset Manager

Name (Printed or typed)

Title

Authorized representative of
GRANITE STONEBRIDGE HEALTH CENTER LLC

If mailing address has changed, please check this box and provide the new address below:
