Order Type: Findings Agreed Order	
Findings Order Justification: Indifference to legal duty based on v	violation of a previous order
Media: PWS	
Small Business: Yes	
Location(s) Where Violation(s) Occu 2116 Tuscola Avenue, Snyder, Scurr	
Type of Operation: public water system	
Other Significant Matters: Additional Pending Enforcement A Past-Due Penalties: Past-Due Fees: Other: Interested Third Parties:	Actions: None None None None None None
Texas Register Publication Date:	April 29, 2022
Comments Received:	None
	Penalty Information
Total Penalty Assessed:	\$7,498
Total Paid to General Revenue:	\$7,498
Total Due to General Revenue:	\$0
Compliance History Classifications Person/CN – UNCLASSIFIED Site/RNs – N/A (RN101246262 and	
Major Source:	No
Statutory Limit Adjustment:	None
Applicable Penalty Policy:	April 2014
	Investigation Information
Complaint Date(s):	N/A
Date(s) of Investigation:	September 26, 2019; November 13, 2019; November 18, 2019
Date(s) of NOV(s):	N/A
Date(s) of NOE(s):	November 8, 2019; November 27, 2019

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 48072 Howard C. Bigham, Jr. RN101246262 & RN108305152 Docket No. 2019-1669-PWS-E

Violation Information

- 1. Failed to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request [30 Tex. ADMIN. CODE § 290.46(f)(2), (f)(3)(A)(i)(III), (f)(3)(A)(i)(III), (f)(3)(B)(ii), (f)(3)(B)(iv) and (f)(3)(D)(ii), and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.viii].
- 2. Failed to adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted [30 Tex. ADMIN. CODE § 290.46(i) and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.ix].
- 3. Failed to create a nitrification action plan ("NAP") for a system distributing chloraminated water [30 TEX. ADMIN. CODE § 290.46(z) and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.x].
- 4. Failed to obtain an exception, in accordance with 30 Tex. ADMIN. CODE § 290.39(l), prior to blending water containing chloramines and water containing free chlorine [30 Tex. ADMIN. CODE § 290.42(e)(3)(G) and TCEQ Agreed Order Docket No. 2017-0571-PWS, Ordering Provision No. 2.d.ii].
- 5. Failed to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request [30 Tex. ADMIN. CODE § 290.46(f)(2) and (f)(3)(A)(iv)].
- 6. Failed to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the Facility will use to comply with the monitoring requirements [30 Tex. ADMIN. CODE § 290.121(a) and (b)].
- Failed to keep on file copies of well completion data as defined in 30 Tex. ADMIN. CODE § 290.41(c)(3)(A) for as long as the well remains in service [30 Tex. ADMIN. CODE § 290.46(n)(3)].
- 8. Failed to obtain sanitary control easements for all land within 150 feet of the Facility's two wells [30 Tex. ADMIN. CODE § 290.41(c)(1)(F)].
- 9. Failed to calibrate the Facility's two well meters at least once every three years [30 Tex. ADMIN. CODE § 290.46(s)(1)].
- 10. Failed to completely cover the hypochlorination solution container top to prevent the entrance of dust, insects, and other contaminants [30 Tex. ADMIN. CODE § 290.42(e)(5)].
- 11. Failed to ensure that the discharge opening of the overflow is covered with a gravity-hinged and weighted cover which fits tightly with no gap over 1/16 inch [30 Tex. ADMIN. CODE § 290.43(c)(3)].
- 12. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment [30 Tex. ADMIN. CODE § 290.46(m)].
- 13. Failed to use a water works operator who holds a Class "D" or higher license [TEX. HEALTH & SAFETY CODE § 341.033(a) and 30 TEX. ADMIN. CODE § 290.46(e)(4)(A)].
- 14. Failed to maintain a disinfectant residual of at least 0.5 mg/L of chloramine (measured as total chlorine) throughout the distribution system at all times [Tex. HEALTH & SAFETY CODE § 341.0315(c) and 30 Tex. ADMIN. CODE §§ 290.46(d)(2)(B) and 290.110(b)(4)].
- 15. Failed to obtain approval from the Executive Director prior to supplying drinking water distributed by a tanker truck or trailer to persons served by the Facility [30 TEX. ADMIN. CODE § 290.44(i) and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provisions Nos. 2.f. and 2.h.].
- 16. Failed to submit a Disinfectant Level Quarterly Operating Report ("DLQOR") to the Executive Director by the tenth day of the month following the end of each quarter [30 TEX. ADMIN. CODE § 290.110(e)(4)(A) and (f)(3), and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.d.i.].

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 48072 Howard C. Bigham, Jr. RN101246262 & RN108305152 Docket No. 2019-1669-PWS-E

- 17. Failed to collect lead and copper tap samples at the required five sample sites, have the samples analyzed, and report the results to the Executive Director [30 TEX. ADMIN. CODE § 290.117(c)(2)(A), (h), and (i)(1), and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.i.].
- 18. Failed to mail or directly deliver one copy of the Consumer Confidence Report ("CCR") to each bill paying customer by July 1 for each year and failed to submit a copy of the annual CCR and certification that the CCR has been distributed to the customers of the Facility and that the information in the CCR is correct and consistent with compliance monitoring data to the TCEQ [30 TEX. ADMIN. CODE §§ 290.271(b) and 290.274(a) and (c), and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provisions Nos. 2.a.vii. and 2.b.ii.].
- 19. Failed to provide a consumer notification of lead tap water monitoring results to persons served at the sites (taps) that were tested, and failed to mail a copy of the consumer notification of tap results to the Executive Director along with certification that the consumer notification has been distributed in a manner consistent with TCEQ requirements [TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.vi.].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

Increased the disinfectant residual in the Facility's distribution system to 0.91 mg/L on September 27, 2019 (Violation No. 14).

Technical Requirements:

- 1. Within 30 days:
 - a. Begin complying with applicable lead and copper monitoring requirements by collecting the required number of lead and copper tap samples, having the samples analyzed, and reporting the results to the Executive Director within ten days of the month following the end of the monitoring period. This provision will be satisfied upon two consecutive compliant six-month monitoring periods (Violation No. 17).
 - b. Implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that all future lead and copper tap samples are collected, analyzed, and the results are reported to the Executive Director within ten days following the end of the monitoring period (Violation No. 17).
 - c. Update the Facility's operational guidance and conduct employee training to ensure that self-reporting requirements are properly accomplished, including the timely submission of signed and certified DLQORs (Violation No. 16).
 - d. Provide consumer notification of lead tap water monitoring results to persons served at all sites (taps) that were tested during the January 1, 2016 through June 30, 2016 monitoring period, and submit to the Executive Director a sample copy of the consumer notification and certification that consumer notification was distributed in a manner consistent with TCEQ requirements (Violation No. 19).
 - e. Mail or directly deliver one copy of the CCR prepared using the compliance monitoring data for the most recent calendar year to each bill paying customer and make a good faith effort to deliver the CCR to non-bill paying customers (Violation No. 18).
 - f. Develop and maintain monthly water works operation and maintenance records, including records of the amount of each chemical used each week, the amount of water treated each week, the disinfectant residual monitoring results from the distribution system, the calibration records of a manual disinfectant residual analyzer, the results of inspections of all the Facility's water storage and pressure tanks, and the dates that dead-end mains were flushed (Violations Nos. 1 and 5).
 - g. Adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted (Violation No. 2).

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 48072 Howard C. Bigham, Jr. RN101246262 & RN108305152 Docket No. 2019-1669-PWS-E

- h. Create a NAP for the Facility (Violation No. 3).
- i. Calibrate the Facility's two well meters (Violation No. 9).
- j. Provide a cover for the hypochlorination solution container to prevent the entrance of dust, insects, and other contaminants (Violation No. 10).
- k. Ensure the discharge opening of the overflow is covered with a gravity-hinged and weighted cover that fits tightly with no gap over 1/16 inch (Violation No. 11).
- 1. Initiate maintenance and housekeeping practices to ensure good working condition and general appearance of the system's facilities and equipment, including removing overgrown weeds and vegetation around the Facility's ground storage tank (Violation No. 12).
- m. Begin using a water works operator who holds a Class "D" or higher license (Violation No. 13).
- 2. Within 45 days:
 - a. Submit written certification to demonstrate compliance for Technical Requirements Nos. 1b. through 1m.
 - b. Submit to the Commission a copy of the CCR provided to customers of the Facility, together with the certification that the CCR has been distributed to the customers of the Facility and that the information in the CCR is correct and consistent with the compliance monitoring data (Violation No. 18).
- 3. Within 60 days:
 - a. Submit written certification to demonstrate compliance for Technical Requirement No. 2b.
 - b. Develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the Facility will use to comply with the monitoring requirements, including a schematic of the plant and distribution system map with all sample sites indicated (Violation No. 6).
- 4. Within 75 days, submit written certification to demonstrate compliance for Technical Requirement No. 3b.
- 5. Within 90 days:
 - a. Begin submitting DLQORs to the Executive Director each quarter by the tenth day of the month following the end of the quarter. This provision will be satisfied upon one quarter of compliant reporting (Violation No. 16).
 - b. Obtain an exception from the Executive Director for blending water containing chloramines and water containing free chlorine as required by 30 TEX. ADMIN. CODE § 290.39(l) (Violation No. 4).
 - c. Compile and keep on file copies of well completion data as defined in 30 Tex. ADMIN. CODE § 290.41(c)(3)(A) (Violation No. 7).
 - d. Obtain sanitary control easements for all land within 150 feet of the Facility's two wells or obtain an exception from the Executive Director for sanitary control easements (Violation No. 8).
- 6. Within 105 days, submit written certification to demonstrate compliance for Technical Requirements Nos. 5b. through 5d.
- 7. Within 180 days, submit accurate, up-to-date, and detailed plans, specifications, and engineering reports prepared under the direction of a Texas licensed professional engineer for review and approval of a water hauling trailer utilized by the Facility. Respondent shall respond completely and adequately, as determined by the TCEQ, to all requests for information concerning required documentation within 15 days after the date of such requests, or by any other deadline specified in writing (Violation No. 15).

- 8. Within 195 days, submit written certification to demonstrate compliance for Technical Requirements Nos. 5a. and 7.
- 9. Within 270 days, obtain approval from the Executive Director for using a water hauling trailer (Violation No. 15).
- 10. Within 285 days, submit written certification to demonstrate compliance for Technical Requirement No. 9.
- 11. Within 410 days, submit written certification to demonstrate compliance for Technical Requirement No. 1.a.

Litigation Information

Date Petition(s) Filed:November 2, 2021Date Green Card(s) Signed:November 4, 2021

Contact Information

TCEQ Attorneys: Jess Robinson, Litigation Division, (512) 239-3400 Garrett Arthur, Public Interest Counsel, (512) 239-6363

TCEQ Litigation Agenda Coordinator: Katherine McKenzie, Litigation Division, (512) 239-2575

TCEQ Enforcement Coordinator: Yuliya Dunaway, Enforcement, (210) 403-4077

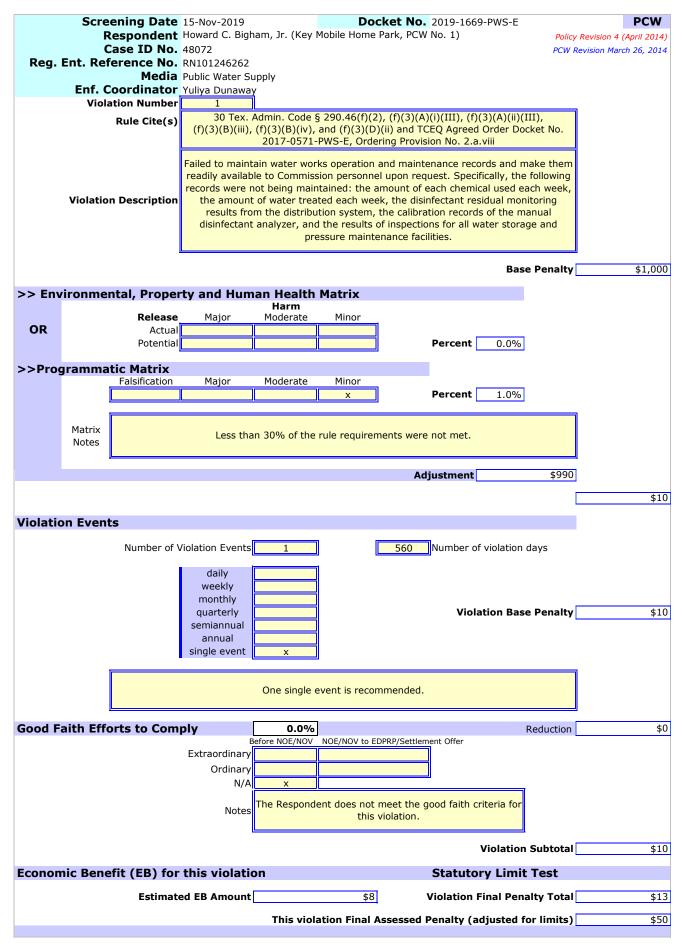
TCEQ Regional Contact: Michael Taylor, P.G., Abilene Regional Office, (325) 698-9674

Respondent Contact: Howard C. Bigham, Jr., 2116 Tuscola Avenue, Snyder, Texas 79549

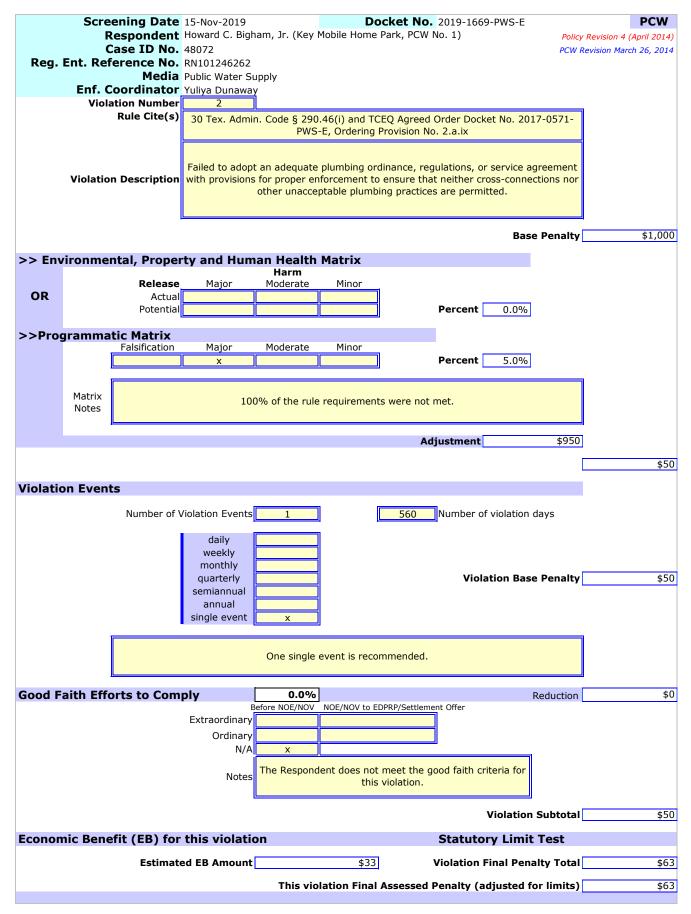
Respondent's Attorney: N/A

Po	olicy Revision 4 (Ap		nalty C	alculatio	n Worksh	eet (PC		Revision March 26, 2014
TCEQ DATES	Assigned	12-Nov-2019						
27.1120		22-Sep-2021	Screening	15-Nov-2019	EPA Due			
RESPON	DENT/FACILI	TY INFORMATIO	ON					
Bog	Respondent Ent. Ref. No.	Howard C. Bigha	m, Jr. (Key №	1obile Home Pa	rk, PCW No. 1)			
	/Site Region				Major/M	inor Source	Minor	
CASE THE	FORMATION							
	/Case ID No.				No. o	f Violations	4	
Modia		2019-1669-PWS- Public Water Sup			Government	Order Type		
meula	Multi-Media		יויי				Yuliya Dunawa	iy
۸dmi	n Donalty ¢ I	imit Minimum	\$50	Maximum	\$1,000	EC's Team	Enforcement 1	eam 5
Auiiii	n. Penaity \$ 1	.imit Minimum	\$JU	Maximum	\$1,000			
			Penalt	y Calcula	tion Sectio	n		
TOTAL	BASE PENA	LTY (Sum of		•			Subtotal 1	\$160
ADJUST	MENTS (+	/-) TO SUBTO	TAL 1					
Su	ubtotals 2-7 are ob	tained by multiplying	the Total Base F	, ,				¢40
	ompliance His	story		25.0%	Adjustment	Subto	tals 2, 3, & 7	\$40
	Notes	Enhanceme	nt for one ag	reed order with	nout a denial of l	iability.		
	ļ							
C	ulpability	No		0.0%	Enhancement		Subtotal 4	\$0
	Notes	The Re	spondent doe	es not meet the	culpability crite	ria.		
	l							
G	ood Faith Effe	ort to Comply T	otal Adjustn	nents			Subtotal 5	\$0
E	conomic Bene		1100		Enhancement*		Subtotal 6	\$0
	Estimated	Total EB Amounts Cost of Compliance	\$108 \$585	*Cappe	d at the Total EB \$ A	mount		
	SUBTOTAI	S 1-7				F	inal Subtotal	\$200
3014 01	JUDIUIA	L3 1-7				F	illai Sudtotal	
Deduces an a	a a la a a a a a tha a Timal	S JUSTICE M	akad waxaankaaa		0.0%		Adjustment	\$0
Reduces or e	ennances the Final	Subtotal by the indic	ated percentage]	
	Notes							
	l					Final Pen	alty Amount	\$200
			_				-	
STATUT	FORY LIMIT		IT			Final Asse	ssed Penalty	\$237
DEFERR	RAL				0.0%	Reduction	Adjustment	\$0
Reduces the	Final Assessed Pe	nalty by the indicated	percentage.					
	Notes	No d	leferral is rec	ommended for	Findings Orders.			
	l						J	
PAYABI	LE PENALT	1						\$237

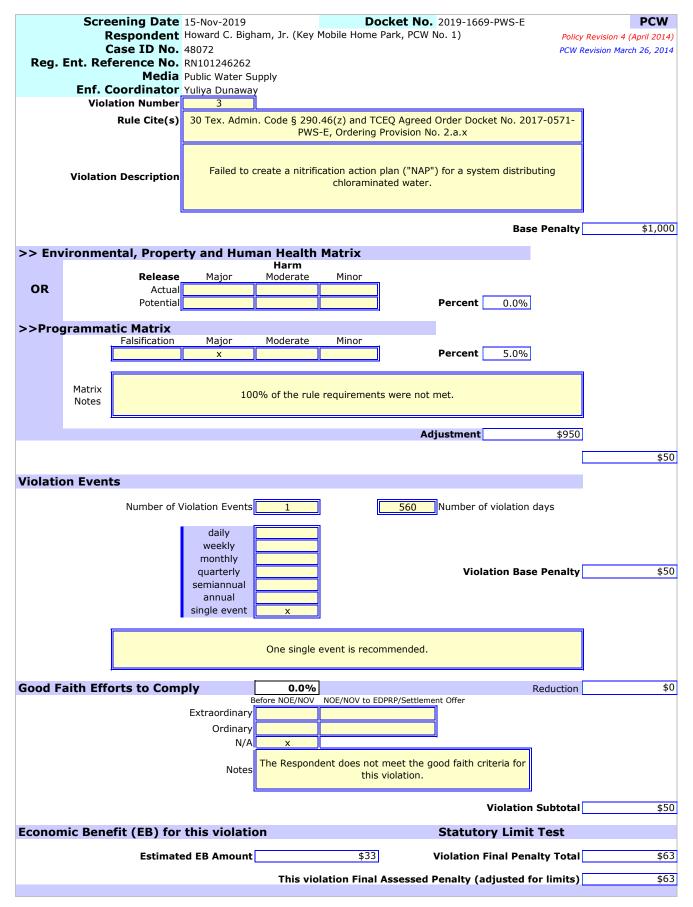
		ing Date 15-Nov-2019 Docket No. 2019-1669-PWS-E			PCW
		pondent Howard C. Bigham, Jr. (Key Mobile Home Park, PCW No. 1)	Polic	cy Revision 4	(April 2014)
Bog		ence No. 48072 ence No. RN101246262	PCW	Revision Mar	rch 26, 2014
Rey	g. Elit. Kelei	Media Public Water Supply			
	Enf. Coo	prdinator Yuliya Dunaway			
		Compliance History Worksheet			
>> C		ory 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%	
		Any agreed final enforcement orders containing a denial of liability (<i>number of</i> orders meeting criteria)	0	0%	
	Orders	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	1	25%	
	Judgments and Consent	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%	
	Decrees	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 (number of events)	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 (number of audits for which notices were submitted)	0	0%	
	Addits	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%	
		Environmental management systems in place for one year or more	No	0%	
	0.1	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%	
	Other	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 Per	centage (Sub	total 2)	25%
>> R	epeat Violator	(Subtotal 3)			
	N/A	Adjustment Per	centage (Sub	total 3)	0%
>> 0	· · · · · · · · · · · · · · · · · · ·	ory Person Classification (Subtotal 7)	5- (/	
>> C(centage (Sub	total 7)	0%
>> C	ompliance Hist			2	
	inplance mst			1	
	Compliance History Notes	Enhancement for one agreed order without a denial of liability.			
		Total Compliance History Adjustment Percentage (S	Subtotals 2,	3, & 7)	25%
>> Fin	al Compliance	History Adjustment Final Adjustment Percenta	ane *canad	at 100%	25%
			ige capped	at 100 70	23/0



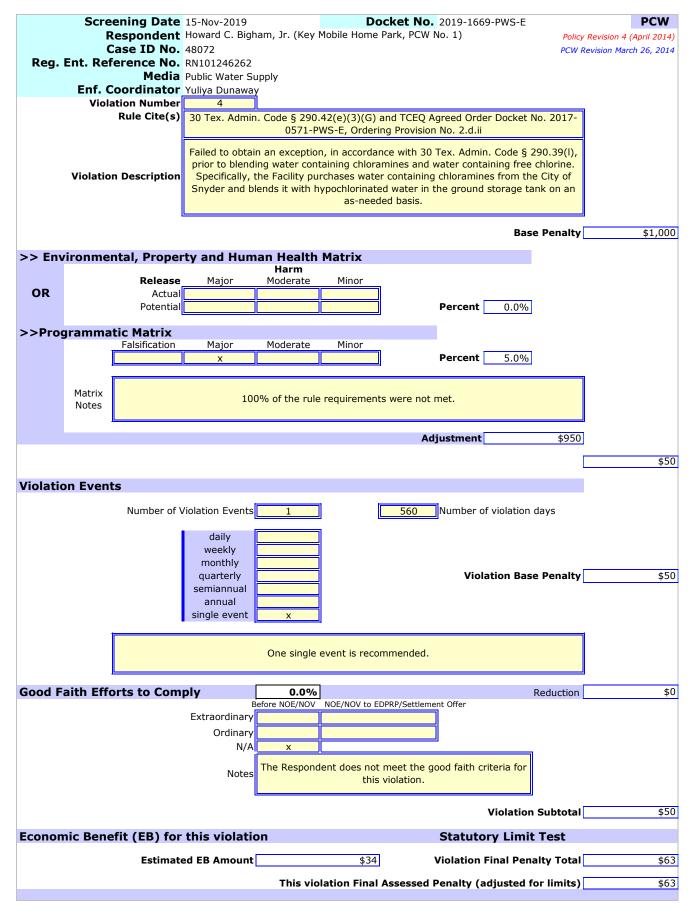
eg. Ent. Reference No. Media Violation No.	Public Water S					Percent Interest	Years of Depreciation
						5.0	1
		Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$45	4-May-2018	1-Jan-2022	3.67	\$8	n/a	\$8
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs Other (as needed)				0.00	\$0 \$0	n/a n/a	<u>\$0</u> \$0
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Notes for DELAYED costs Avoided Costs	from the ef	fective date of TC	EQ Agreed Ord	for insp er Dock compli	ection upon reque et No. 2017-0571- ance.	st by Agency persor	nnel, calculated ated date of d costs)
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Avoided Costs Disposal Personnel nspection/Reporting/Sampling	from the ef	fective date of TC	EQ Agreed Ord	for insp er Dock compli tering 0.00 0.00 0.00	ection upon reque et No. 2017-0571- ance. item (except for \$0 \$0 \$0	st by Agency persor PWS-E to the estim one-time avoided \$0 \$0 \$0	anel, calculated ated date of d costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	from the ef	fective date of TC	EQ Agreed Ord	for insp er Dock compli tering 0.00 0.00 0.00 0.00	ection upon reque et No. 2017-0571- ance. item (except for \$0 \$0 \$0 \$0 \$0	st by Agency persor PWS-E to the estim one-time avoided \$0 \$0 \$0 \$0 \$0	nel, calculated ated date of \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	from the ef	fective date of TC	EQ Agreed Ord	for insp er Dock compli 0.00 0.00 0.00 0.00 0.00	ection upon reque et No. 2017-0571- ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	st by Agency persor PWS-E to the estim one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	nel, calculated ated date of d costs) \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	from the ef	fective date of TC	EQ Agreed Ord	for insp er Dock compli tering 0.00 0.00 0.00 0.00	ection upon reque et No. 2017-0571- ance. item (except for \$0 \$0 \$0 \$0 \$0	st by Agency persor PWS-E to the estim one-time avoided \$0 \$0 \$0 \$0 \$0	nel, calculated ated date of \$0 \$0 \$0 \$0 \$0



		conomic					
	-	ham, Jr. (Key Mot	oile Home Park,	PCW N	o. 1)		
Case ID No.	48072						
Reg. Ent. Reference No.	RN101246262						
Media	Public Water S	Supply					Years of
Violation No.		,				Percent Interest	Depreciation
						5.0	. 15
	Itom Cost	Date Required	Final Date	Vrc	Interest Saved	Costs Saved	EB Amount
		Date Required	Final Date	115	Interest Saveu	Costs Saveu	LB Amount
Item Description							
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	±100	4 May 2010	1 1 2022	0.00	\$0	n/a	<u>\$0</u>
Record Keeping System	\$180	4-May-2018	1-Jan-2022	0.00	\$33 \$0	n/a n/a	<u>\$33</u> \$0
Training/Sampling Remediation/Disposal				0.00	\$0	n/a	<u>\$0</u> \$0
· ·				0.00	D U		
Bormit Costs							
Permit Costs Other (as needed)	The delaye	d costs include the	e estimated am	0.00 0.00	\$0 \$0	n/a n/a e plumbing ordinand	\$0 \$0
	agreement, c	alculated from the	e effective date estimate	0.00 0.00 ount to of TCEC	\$0 \$0 adopt an adequat Q Agreed Order Do of compliance.	n/a n/a e plumbing ordinand cket No. 2017-0571	\$0 \$0 ce or service PWS-E to the
Other (as needed)	agreement, c	alculated from the	e effective date estimate	0.00 0.00 ount to of TCEC ed date	\$0 \$0 adopt an adequat 2 Agreed Order Do of compliance. item (except for	n/a n/a e plumbing ordinand cket No. 2017-0571	\$0 \$0 ce or service PWS-E to the
Other (as needed) Notes for DELAYED costs	agreement, c	alculated from the	e effective date estimate	0.00 0.00 ount to of TCEC ed date tering 0.00	\$0 \$0 adopt an adequat 2 Agreed Order Do of compliance. item (except for \$0	n/a n/a e plumbing ordinand cket No. 2017-0571 r one-time avoide \$0	\$0 \$0 ce or service PWS-E to the d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	agreement, c	alculated from the	e effective date estimate	0.00 0.00 of TCEC d date tering 0.00 0.00	\$0 \$0 adopt an adequat Agreed Order Do of compliance. item (except for \$0 \$0	n/a n/a e plumbing ordinand ocket No. 2017-0571 r one-time avoide \$0 \$0	\$0 \$0 ce or service PWS-E to the d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	agreement, c	alculated from the	e effective date estimate	0.00 0.00 of TCEC d date tering 0.00 0.00	\$0 \$0 adopt an adequat 2 Agreed Order Dc of compliance. item (except for \$0 \$0 \$0 \$0 \$0	n/a n/a e plumbing ordinane ocket No. 2017-0571 r one-time avoide \$0 \$0 \$0	\$0 \$0 ce or service PWS-E to the d costs) \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel (inspection/Reporting/Sampling Supplies/Equipment	agreement, c	alculated from the	e effective date estimate	0.00 0.00 0 of TCEC ed date 0.00 0.00 0.00 0.00	\$0 \$0 adopt an adequat 2 Agreed Order Dc of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a e plumbing ordinane cket No. 2017-0571 r one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 \$0 ce or service -PWS-E to the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	agreement, c	alculated from the	e effective date estimate	0.00 0.00 0 of TCEC 0 date 0.00 0.00 0.00 0.00 0.00	\$0 \$0 adopt an adequat 2 Agreed Order Do of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a e plumbing ordinane cket No. 2017-0571 r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ce or service -PWS-E to the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	agreement, c	alculated from the	e effective date estimate	0.00 0.00 of TCEC d date tering 0.00 0.00 0.00 0.00 0.00	\$0 \$0 adopt an adequat Agreed Order Do of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a e plumbing ordinand ocket No. 2017-0571 cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ce or service -PWS-E to the \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	agreement, c	alculated from the	e effective date estimate	0.00 0.00 0 of TCEC 0 date 0.00 0.00 0.00 0.00 0.00	\$0 \$0 adopt an adequat 2 Agreed Order Do of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a e plumbing ordinane cket No. 2017-0571 r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ce or service -PWS-E to the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	agreement, c	alculated from the	e effective date estimate	0.00 0.00 of TCEC d date tering 0.00 0.00 0.00 0.00 0.00	\$0 \$0 adopt an adequat Agreed Order Do of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a e plumbing ordinand ocket No. 2017-0571 cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 ce or service -PWS-E to the \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0



	E	conomic	Benefit	Wo	rksheet		
Pesnondent		ham, Jr. (Key Mot		-			
	-	nam, sr. (Rey Not	ne nome rark,		0.1)		
Case ID No.							
Reg. Ent. Reference No.	RN101246262						
Media	Public Water S	upply				Percent Interest	Years of
Violation No.	3					Percent Interest	Depreciation
						5.0	. 15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)		<u> </u>		0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Lingingering/construction				0.00	\$0	n/a	\$0
Record Keeping System	\$180	4-May-2018	1-Jan-2022	3.67	\$33	n/a	\$33
Training/Sampling	\$100	4-May-2010	1-Jan-2022	0.00	\$0	n/a	<u>\$35</u> \$0
Remediation/Disposal		<u> </u>		0.00	\$0	n/a	\$0
Permit Costs		<u> </u>		0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	<u>\$0</u> \$0
Notes for DELAYED costs	effective date	e of TCEQ Agreed	Order Docket N	lo. 201	7-0571-PWS-E to	the Facility, calculat	of compliance.
Avoided Costs	ANNUA	ALIZE avoided co	osts before er	tering	item (except for	r one-time avoide	
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							



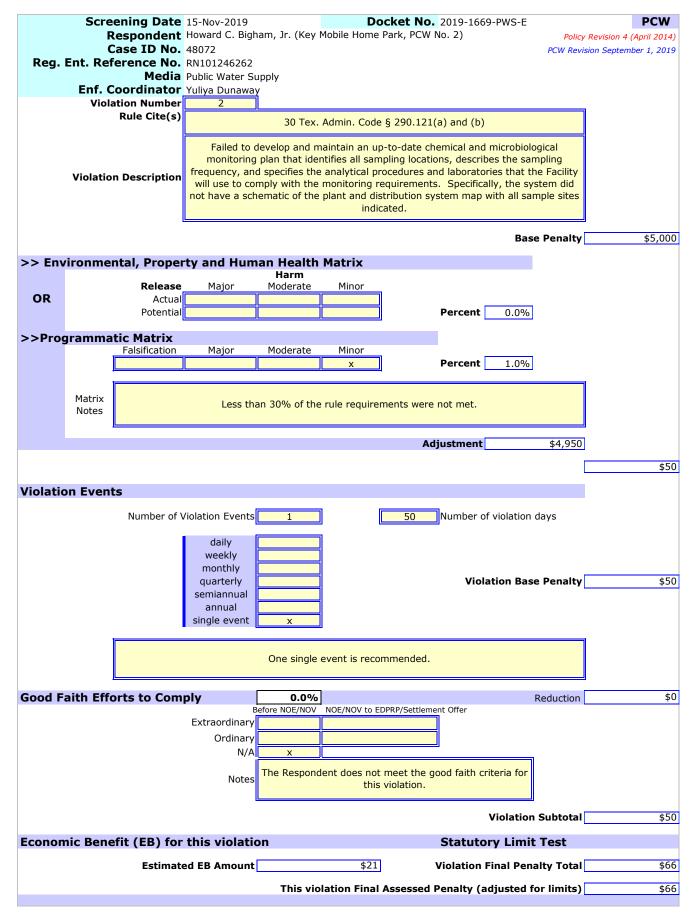
		conomic		-			
Respondent	Howard C. Big	ham, Jr. (Key Mo	bile Home Park,	PCW N	o. 1)		
Case ID No.	48072						
leg. Ent. Reference No.	RN101246262						
	Public Water S						Years of
Violation No.		app.)				Percent Interest	Depreciation
Violation No.						F 0	•
						5.0	15
		Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	l						
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)	\$180	4-May-2018	1-Mar-2022	0.00 3.83	\$0 \$34	n/a n/a	\$0 \$34
Other (as needed)				3.83	\$34	n/a	\$34
Other (as needed) Notes for DELAYED costs	The delay	ed cost includes	the estimated a	3.83 mount	\$34 to obtain an excep	n/a tion to blend water	\$34 containing
	The delay	ed cost includes and water contain	the estimated a ning free chlorin	3.83 mount ie, calcu	\$34 to obtain an excep ilated from the effo	n/a tion to blend water ective date of TCEQ	\$34 containing
	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	<u>3.83</u> mount ie, calcu S-E to t	\$34 to obtain an excep Ilated from the effi he estimated date	n/a tion to blend water ective date of TCEQ of compliance.	\$34 containing Agreed Order
	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	<u>3.83</u> mount ie, calcu S-E to t	\$34 to obtain an excep Ilated from the effi he estimated date	n/a tion to blend water ective date of TCEQ	\$34 containing Agreed Order
Notes for DELAYED costs	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount r le, calcu S-E to t tering 0.00	\$34 to obtain an excep ilated from the eff he estimated date item (except for \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoide \$0	\$34 containing Agreed Order d costs) \$0
Notes for DELAYED costs	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount r e, calcu S-E to t tering 0.00 0.00	\$34 to obtain an excep ilated from the effi- he estimated date item (except for \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoide \$0 \$0	\$34 containing Agreed Order d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00	\$34 to obtain an excep lated from the effi- he estimated date item (except for \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoide \$0 \$0 \$0	\$34 containing Agreed Order d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel (nspection/Reporting/Sampling Supplies/Equipment	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00 0.00	\$34 to obtain an excep ilated from the effi- he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order d costs) \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount (e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the eff he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the effe he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount (e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the eff he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the effe he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the effe he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the effe he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the eff he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the eff he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	The delay chloramines	ved cost includes and water contain Docket No.	the estimated a ning free chlorin 2017-0571-PW	3.83 mount e, calcu S-E to t tering 0.00 0.00 0.00 0.00 0.00	\$34 to obtain an excep lated from the eff he estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a tion to blend water ective date of TCEQ of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$34 containing Agreed Order d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Policy Revision 4 (Aj		nalty Calcu	Ilatio	n Worksh	eet (PC		ision September 1	1, 2019
TCEQ DATES	Assigned	12 Nov 2010							
DATES	PCW	12-Nov-2019 22-Sep-2021	Screening 15-No	ov-2019	EPA Due		[
							, 		
RESPO		TY INFORMATI	m, Jr. (Key Mobile H	Home Par	PCW No 2)				
Reg	g. Ent. Ref. No.				<u>k, rew No. 2)</u>				
Facili	ty/Site Region	3-Abilene			Major/M	inor Source	Minor		
CASE T	NFORMATION								
	f./Case ID No.	48072			No. o	f Violations	10		
	Docket No.	2019-1669-PWS				Order Type	Findings		
Med		Public Water Sup	ply		Government				
	Multi-Media				Enf. (Yuliya Dunawa Enforcement T		
Adr	nin. Penalty \$ I	Limit Minimum	\$50 Maxin	num [\$5,000	EC S Tealli	LIIIOICEIIIEIICI	ean 5	
					+=/===				
			Penalty Ca	alculat	tion Sectio	n			
ΤΟΤΑ	L BASE PENA	LTY (Sum of	violation base				Subtotal 1	\$4	4,450
		-		P				· ·	
ADJU	STMENTS (+	/-) TO SUBT)TAL 1 1 the Total Base Penalty (Subtotal 1	by the indicated pe	rcontago			
	Compliance Hi		The Total Base Penalty (25.0%	Adjustment		tals 2, 3, & 7	\$1	1,112
		/] _, _, _, _	т -	
	Notes	Enhanceme	ent for one agreed o	rder with	out a denial of l	iability.			
	Hotes								
							l		
	Culpability	No		0.0%	Enhancement		Subtotal 4		\$0
	Notes	The Pe	spondent does not r	moot the	culpability crite	ria			
	Notes	The Re	spondent does not i	neet the	culpability crite				
	Good Faith Eff	ort to Comply T	otal Adjustments				Subtotal 5		-\$62
	Economic Ben	efit		0.0%	Enhancement*		Subtotal 6		\$0
	Estimated	Total EB Amounts Cost of Compliance	\$460 \$1,277	*Capped	l at the Total EB \$ A	mount			
	Lotinated		\$1,277						
SUM (OF SUBTOTA	LS 1-7				F	inal Subtotal	\$5	5,500
		AS JUSTICE N Subtotal by the indi	IAY REQUIRE		6.0%		Adjustment		\$332
Reduces o	or enhances the Final]		
	Notes		nt recommended for			costs of			
		(compliance for Violat	tion Nos.	5, 9 and 10.				
						Final Pen	alty Amount	\$5	5,832
CTAT									- 000
SIAI		r adjustmen				Final Asses	ssed Penalty	\$5	5,832
DEFE				ľ	0.0%	Reduction	Adjustment		\$0
		nalty by the indicate	l percentage.		0.0 /0		Aujustinent	l	40
	Notes	No d	leferral is recommer	nded for	Findings Orders				
							l		
DAVA	BLE PENALT	V						¢ G	5,832
FAIA	DEL FEMALI							.	<i>,</i> ,032

	Screen	ing Date 15-Nov-2019 Docket No. 2019-1669-PWS-E		PC	w
	Res	pondent Howard C. Bigham, Jr. (Key Mobile Home Park, PCW No. 2)	Poli	cy Revision 4 (April 2	2014)
_		e ID No. 48072	PCW Re	vision September 1,	2019
ке	g. Ent. Refer	ence No. RN101246262 Media Public Water Supply			
	Enf. Coo	ordinator Yuliya Dunaway			
		Compliance History Worksheet			
>> 0	ompliance Hist	ory 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%	
		Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%	
	Orders	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	1	25%	
	Judgments	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%	
	and Consent Decrees	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 (number of events)	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 (number of audits for which notices were submitted)	0	0%	
	Addits	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%	
		Environmental management systems in place for one year or more	No	0%	
	Other	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 Per	centage (Sub	total 2) 25	5%
>> R	epeat Violator	(Subtotal 3)	-	-	
	-	· · · · · ·			0/
>> C	N/A	Adjustment Per ory Person Classification (Subtotal 7)	centage (Sub	uotai 3) 00	%
	Unclass	ified Adjustment Per	centage (Sub		%
			contage (out		
>> C	Compliance Hist	ory Summary		_	
	Compliance History Notes	Enhancement for one agreed order without a denial of liability.			
		Total Compliance History Adjustment Percentage (S	Subtotals 2,	3, & 7) 25	5%
>> Fi	nal Compliance	History Adjustment			
		Final Adjustment Percent	age *capped	at 100% 25	5%

	Scre	ening Date	15-Nov-2019 Howard C. Bigham, Jr. (Koy	Docket No. 2019-1669-PWS-E Mobile Home Park, PCW No. 2)		PCW
		Case ID No.			Policy Revision 4 (A PCW Revision Septembe	
Reg.		ference No.			ren kevision septembe	1,2015
			Public Water Supply			
			Yuliya Dunaway			
	Viola	ation Number	1			
		Rule Cite(s)	30 Tex. Adm	in. Code § 290.46(f)(2) and (f)(3)(A)(iv)		
	Violatio	n Description	readily available to Commis	orks operation and maintenance records and m sion personnel upon request. Specifically, reco mains were flushed were not available for revi	rds of the	
				Base	e Penalty	\$5,000
>> Env	vironme	ntal, Proper	ty and Human Health	n Matrix		
			Harm			
OR		Release	Major Moderate	Minor		
UK		Actual Potential		Percent 0.0%		
		i occinciai				
>>Prog	gramma	tic Matrix				
		Falsification	Major Moderate	Minor X Percent 1.0%		
	Matrix Notes		Less than 30% of the	e rule requirements were not met.		
				Adjustment	\$4,950	
						+ 50
						\$50
Violatio	on Even	ts				
		Newsley ((islahisu Essanta		4	
		Number of V	/iolation Events 1	50 Number of violation	days	
			daily	٦		
			weekly			
			monthly	No la trans		¢50
			quarterly semiannual	Violation Base	e Penalty	\$50
			annual			
			single event x			
		I 				
			One sinale	event is recommended.		
			5			
Cood E	aith Eff	arts to Com	nly 0.0%		Deduction	\$0
GOOD F		orts to Com	Before NOE/NOV		Reduction	\$ U
			Extraordinary			
			Ordinary			
			N/A x			
			Notes The Respon	dent does not meet the good faith criteria for this violation.		
				Violation	Subtotal	\$50
Econor	nic Bene	efit (EB) for	this violation	Statutory Limit	Test	
					lbu Tabal	\$66
		ESTIMATO	ed EB Amount	50 Violation Final Pena	alty lotal	300
		Estimate	ed EB Amount	\$0 Violation Final Penalition Final Assessed Penalty (adjusted for	-	\$66

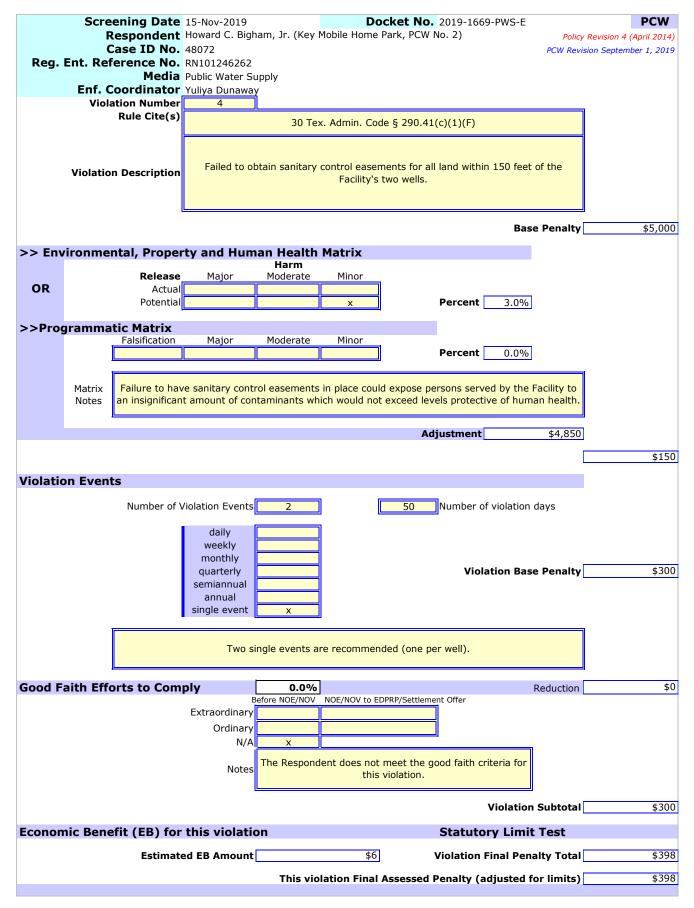
	F	conomic	Renefit	Wo	rksheet		
Deenendent				-			
	-	ham, Jr. (Key Mot	ле ноте Рагк,	PCW N	0. 2)		
Case ID No.							
Reg. Ent. Reference No.	RN101246262						
Media	Public Water S	upply				Percent Interest	Years of
Violation No.	1					Percent Interest	Depreciation
						5.0	
		Data Danidard		Maria	T		
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
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 Avoided Costs			W	orkshee	et No. 2.	iolation No. 1 of Per	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
nspection/Reporting/Sampling				0.00	\$0	\$0	\$0 \$0
Supplies/Equipment		i i		0.00	\$0	\$0	\$0
Financial Assurance		i i		0.00	\$0	\$0	\$0
ONE-TIME avoided costs		i i		0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							



	E	conomic	Benefit	Wo	rksheet		
Pernondent		ham, Jr. (Key Mot		-			
	-				0.2)		
Case ID No.							
Reg. Ent. Reference No.							
Media	Public Water S	Supply				Percent Interest	Years of
Violation No.	2					Percent Interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		·					
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0 \$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Lingineering/construction				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)	\$180	26-Sep-2019	1-Feb-2022	2.35	\$21	n/a	\$21
Notes for DELAYED costs	microbiolog	gical monitoring pl	an, calculated f		e date of the invest ance.	tigation to the estim	atod data of
Avoided Costs	ANNU	ALIZE avoided c	osts before er	ntering	item (except fo	one-time avoide	d costs)
Disposal	ANNU	ALIZE avoided co	osts before er	tering	item (except for \$0	\$0	d costs) \$0
Disposal Personnel	ANNU	ALIZE avoided c	osts before er	tering 0.00 0.00	item (except for \$0 \$0	\$0 \$0	d costs) \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling	ANNU	ALIZE avoided c	osts before er	tering 0.00 0.00 0.00	item (except for \$0 \$0 \$0	\$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0
Disposal Personnel inspection/Reporting/Sampling Supplies/Equipment	ANNU	ALIZE avoided c	osts before er	0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance		ALIZE avoided c	osts before er	tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs		ALIZE avoided c	osts before er	tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	ANNU	ALIZE avoided c	osts before er	tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	ANNU ANNU	ALIZE avoided c	osts before er	tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Scre	ening Date	15-Nov-2019	Docket No. 2019-1669-PWS-E	PCW
	F	Respondent	Howard C. Bigham, Jr. (Key Mobile Home Park, PCW No. 2)	Policy Revision 4 (April 2014)
	C	Case ID No.	48072		PCW Revision September 1, 2019
Reg.	Ent. Ref	ference No.	RN101246262		
		Media	Public Water Supply		
	Enf. C	Coordinator	Yuliya Dunaway		
	Viola	ation Number	3		
		Rule Cite(s)		30 Tex. Admin. Code § 290.46(n)(3)	
				50 Tex. Admin. Code § 250.40(1)(5)	
			Failed to keep on file o	copies of well completion data as defined in 30 Tex.	Admin.
	Violatio	n Description		for as long as the well remains in service. Specific	
			completion data	for Well Nos. 1 and 2 were not available for review	v
				Base	e Penalty \$5,000
>> Env	vironme	ntal, Prope	rty and Human Hea		
		Delense	Harn Major Madara		
OR		Release Actual		ate Minor	
UK		Potential		Percent 0.0%	
		Potential		Percent 0.0%	
>>Pro	aramma	tic Matrix			
	gramma	Falsification	Major Modera	ate Minor	
			x	Percent 5.0%	
		<u></u>			
	Matrix		100% of the	rule requirements were not met.	
	Notes				
		<u></u>			
				Adjustment	\$4,750
					\$250
Violatio	on Even	te			\$250
Violatio	on Even	ts			\$250
Violatio	on Even		Violation Events	50 Number of violation	
Violatio	on Even		Violation Events	50 Number of violation	
Violatio	on Even		Violation Events 1	50 Number of violation	
Violatio	on Even			50 Number of violation	
Violatio	on Even		daily	50 Number of violation	
Violatio	on Even		daily weekly	50 Number of violation	days
Violatio	on Even		daily weekly monthly		days
Violatio	on Even		daily weekly monthly quarterly semiannual annual		days
Violatio	on Even		daily weekly monthly quarterly semiannual		days
Violatio	on Even		daily weekly monthly quarterly semiannual annual		days
Violatio	on Even		daily weekly monthly quarterly semiannual annual single event x	Violation Base	days
Violatio	on Even		daily weekly monthly quarterly semiannual annual single event x		days
Violatio	on Even		daily weekly monthly quarterly semiannual annual single event x	Violation Base	days
		Number of V	daily weekly monthly guarterly semiannual single event x	Violation Base	days e Penalty \$250
			daily weekly monthly quarterly semiannual annual single event x One sin ply 0. Before NOE/	Violation Base	days e Penalty \$250
		Number of V	daily weekly monthly quarterly semiannual annual single event x One sin	Violation Base	days e Penalty \$250
		Number of V	daily weekly monthly quarterly semiannual annual single event x One sin ply 0. Before NOE/ Extraordinary	Violation Base	days e Penalty \$250
		Number of V	daily weekly monthly quarterly semiannual annual single event x One sin ply 0. Extraordinary Ordinary	Violation Base	days e Penalty \$250
		Number of V	daily weekly monthly quarterly semiannual annual single event x One sin ply 0. Before NOE/ Extraordinary Ordinary	ngle event is recommended.	days e Penalty \$250
		Number of V	daily weekly monthly quarterly semiannual annual single event x One sin ply 0. Before NOE/ Extraordinary Ordinary	ngle event is recommended.	days e Penalty \$250
		Number of V	daily weekly monthly quarterly semiannual single event x ply 0. Extraordinary Ordinary N/A x The Res	ngle event is recommended.	days e Penalty \$250
		Number of V	daily weekly monthly quarterly semiannual single event x ply 0. Extraordinary Ordinary N/A x The Res	Violation Base NOV NOE/NOV to EDPRP/Settlement Offer pondent does not meet the good faith criteria for this violation.	days a Penalty \$250 Reduction \$0
		Number of V	daily weekly monthly quarterly semiannual single event x ply 0. Extraordinary Ordinary N/A x The Res	ngle event is recommended.	days a Penalty \$250 Reduction \$0
Good F	aith Eff	Number of N	daily weekly monthly quarterly semiannual annual single event x One si	Nov NOE/NOV to EDPRP/Settlement Offer	days e Penalty \$250 Reduction \$0 Subtotal \$250
Good F	aith Eff	Number of V	daily weekly monthly quarterly semiannual annual single event x One sin ply 0. Before NOE/ Extraordinary Ordinary N/A x Notes The Res	NOV NOE/NOV to EDPRP/Settlement Offer pondent does not meet the good faith criteria for this violation. Violation Statutory Limit	days e Penalty \$250 Reduction \$0 Subtotal \$250 Test
Good F	aith Eff	Number of V	daily weekly monthly quarterly semiannual annual single event x One si	Nov NOE/NOV to EDPRP/Settlement Offer	days e Penalty \$250 Reduction \$0 Subtotal \$250 Test
Good F	aith Eff	Number of V	daily weekly monthly quarterly semiannual annual single event x One sin Ply 0. Before NOE/ Extraordinary Ordinary N/A x Notes The Res	NOV NOE/NOV to EDPRP/Settlement Offer pondent does not meet the good faith criteria for this violation. Violation Statutory Limit	days e Penalty \$250 Reduction \$0 Subtotal \$250 Test alty Total \$331

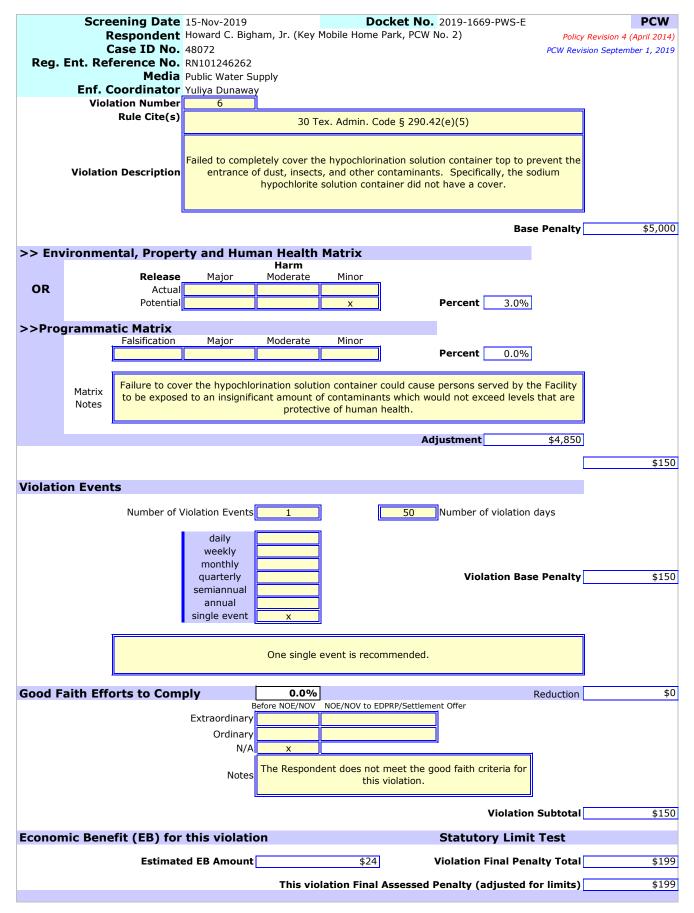
•	-	ham, Jr. (Key Mol	oile Home Park,	PCW N	o. 2)		
Case ID No.	48072						
eg. Ent. Reference No.	RN101246262						
	Public Water S					Percent Interest	Years of
Violation No.	3					Percent Interest	Depreciation
						5.0	15
	Itom Cost	Date Required	Final Date	Vrc	Interest Saved	Costs Saved	EB Amount
	Item Cost	Date Required	Filial Date	115	Interest Saveu	Costs Saveu	EB Alliount
Item Description							
Delayed Costs	F			1		1	
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	\$180	26 Car 2010	1 Mar 2022	0.00	\$0	n/a	\$0
Record Keeping System Training/Sampling	\$180	26-Sep-2019	1-Mar-2022	0.00	<u>\$22</u> \$0	n/a n/a	<u>\$22</u> \$0
Remediation/Disposal				0.00	\$0	n/a	\$0
· ·				0.00			ΨŪ
					40	n/2	40
Permit Costs Other (as needed)		and costs include th	e estimated am	0.00 0.00	\$0 \$0	n/a n/a	\$0 \$0
Other (as needed) Notes for DELAYED costs	Facili	ty, calculated from	n the date of the	0.00 nount to e invest	\$0 keep on file copie igation to the esti	n/a s of well completion mated date of comp	\$0 data at the liance.
Other (as needed) Notes for DELAYED costs Avoided Costs	Facili	ty, calculated from	n the date of the	0.00 nount to e invest	\$0 keep on file copie igation to the esti item (except fo	n/a s of well completion mated date of comp	\$0 data at the liance. d costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Facili	ty, calculated from	n the date of the	0.00 nount to e invest itering 0.00	\$0 keep on file copie igation to the esti item (except fo \$0	n/a s of well completion mated date of comp r one-time avoide \$0	\$0 data at the liance. d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Facili	ty, calculated from	n the date of the	0.00 ount to e invest tering 0.00 0.00	\$0 keep on file copie igation to the esti item (except fo \$0 \$0	n/a s of well completion mated date of comp r one-time avoide \$0 \$0	\$0 data at the liance. d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	Facili	ty, calculated from	n the date of the	0.00 ount to e invest tering 0.00 0.00 0.00	\$0 keep on file copie igation to the esti item (except for \$0 \$0 \$0	n/a s of well completion mated date of comp r one-time avoided \$0 \$0 \$0	\$0 data at the liance. d costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment	Facili	ty, calculated from	n the date of the	0.00 e invest 0.00 0.00 0.00 0.00	\$0 keep on file copie igation to the esti item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a s of well completion mated date of comp r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0	\$0 data at the liance. d costs) \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance	Facili	ty, calculated from	n the date of the	0.00 ount to e invest 0.00 0.00 0.00 0.00 0.00	\$0 keep on file copie igation to the esti item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a s of well completion mated date of comp r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 data at the liance. 4 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Facili	ty, calculated from	n the date of the	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$0 keep on file copie igation to the esti item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a s of well completion mated date of comp r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 data at the liance. \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance	Facili	ty, calculated from	n the date of the	0.00 ount to e invest 0.00 0.00 0.00 0.00 0.00	\$0 keep on file copie igation to the esti item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a s of well completion mated date of comp r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 data at the liance. 4 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Facili	ty, calculated from	n the date of the	0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$0 keep on file copie igation to the esti item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a s of well completion mated date of comp r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 data at the liance. \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0



Case ID No. Reg. Ent. Reference No.	48072	ham, Jr. (Key Mol	,		,		
	Public Water S					Percent Interest	Years of Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	1						
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)				2.43 unt to o	\$6 btain and record s	n/a anitary control ease	\$6 ments for the
Other (as needed) Notes for DELAYED costs	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an ex the es	\$6 btain and record s cception to the rec timated date of co	n/a anitary control ease juirement, calculated mpliance.	\$6 ments for the d from the date
Other (as needed) Notes for DELAYED costs Avoided Costs	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an ex the es	\$6 btain and record s cception to the rec timated date of co item (except for	n/a anitary control ease uirement, calculate mpliance. r one-time avoide	\$6 ments for the d from the date d costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an ex the es the es tering 0.00	\$6 btain and record s cception to the rec timated date of co item (except for \$0	n/a mitary control ease uirement, calculated mpliance. r one-time avoide \$0	\$6 ments for the d from the date d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an exp the es the es 0.00 0.00	\$6 btain and record s cception to the rec timated date of co item (except for \$0 \$0	n/a anitary control ease uirement, calculated mpliance. r one-time avoided \$0 \$0	\$6 ments for the d from the date d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an exp the es tering 0.00 0.00 0.00	\$6 btain and record s cception to the rec timated date of co item (except for \$0 \$0 \$0	n/a anitary control ease uirement, calculated mpliance. r one-time avoided \$0 \$0 \$0	\$6 ments for the d from the date d costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an exp the es tering 0.00 0.00 0.00 0.00	\$6 btain and record s cception to the rec timated date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a anitary control ease uirement, calculate mpliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	\$6 ments for the d from the date d costs) \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an exp the es the es 0.00 0.00 0.00 0.00 0.00	\$6 btain and record s cception to the rec timated date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a anitary control ease uirement, calculated mpliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$6 ments for the d from the date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an exp the esp the esp 0.00 0.00 0.00 0.00 0.00 0.00	\$6 btain and record s cception to the req timated date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a anitary control ease uirement, calculated mpliance. r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$6 ments for the d from the date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an exp the es the es 0.00 0.00 0.00 0.00 0.00	\$6 btain and record s cception to the rec timated date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a anitary control ease uirement, calculated mpliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$6 ments for the d from the date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	The delayed Facility's two	costs include the wells (\$25 per eas of the	estimated amo sement) or obta investigation to	2.43 unt to o in an exp the esp the esp 0.00 0.00 0.00 0.00 0.00 0.00	\$6 btain and record s cception to the req timated date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a anitary control ease uirement, calculated mpliance. r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$6 ments for the d from the date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

Deenendent	15-Nov-2019	Docket No. 2019-1669-PWS-E	PCW
Respondent	Howard C. Bigham, Jr. (Key	Mobile Home Park, PCW No. 2)	Policy Revision 4 (April 2014)
Case ID No.	48072		PCW Revision September 1, 2019
Reg. Ent. Reference No.	RN101246262		
	Public Water Supply		
Enf. Coordinator	Yuliya Dunaway		
Violation Number	5		
Rule Cite(s)	30 1	ex. Admin. Code § 290.46(s)(1)	
	501	ex. Admin. Code § 250.40(3)(1)	
Violation Description	Failed to calibrate the Fac	ility's two well meters at least once every thre	e years.
		_	
		Bas	se Penalty \$5,000
>> Environmental, Proper	rty and Human Health	Matrix	
>> Environmental, Proper	Harm	Hatik	
Release	Major Moderate	Minor	
OR Actual			
Potential	x	Percent 5.0%	
>>Programmatic Matrix			
Falsification	Major Moderate	Minor	
		Percent 0.0%	
		esult in the operator obtaining inaccurate well	
Notes data, res		he Facility being exposed to a significant amo	ant of
	contaminants which would no	t exceed levels protective of human health.	
		A discolution and	¢4.750
		Adjustment	\$4,750
			\$250
			\$250
Violation Events			\$250
	/iolation Events	Number of violation	
] <u>50</u> Number of violation	
	daily] 50 Number of violation	
	daily weekly	50 Number of violation	
	daily weekly monthly		days
	daily weekly monthly quarterly	50 Number of violation Violation Bas	days
	daily weekly monthly quarterly semiannual		days
	daily weekly monthly quarterly x semiannual annual		days
	daily weekly monthly quarterly semiannual		days
Number of V	daily weekly monthly quarterly x semiannual annual single event	Violation Bas	days se Penalty \$500
Number of M	daily weekly monthly quarterly x semiannual annual single event	(one per well meter), calculated from the dat	days se Penalty \$500
Number of M	daily weekly monthly quarterly x semiannual annual single event	Violation Bas	days se Penalty \$500
Number of Monte State St	daily weekly monthly quarterly x semiannual single event rly events are recommended tigation, September 26, 2019	(one per well meter), calculated from the dat 9, to the date of screening, November 15, 201	days Se Penalty \$500 Se of the 9.
Number of M	daily weekly monthly quarterly x semiannual annual single event rly events are recommended tigation, September 26, 2019	(one per well meter), calculated from the dat 9, to the date of screening, November 15, 201	days se Penalty \$500
Number of Monte State St	daily weekly monthly quarterly x semiannual annual single event rly events are recommended tigation, September 26, 2019 ply Before NOE/NOV	(one per well meter), calculated from the dat 9, to the date of screening, November 15, 201	days Se Penalty \$500 Se of the 9.
Number of Monte State St	daily weekly monthly quarterly x semiannual annual single event rly events are recommended tigation, September 26, 2019 ply 0.0% Before NOE/NOV Extraordinary	(one per well meter), calculated from the dat 9, to the date of screening, November 15, 201	days se Penalty \$500 se of the 9.
Number of Monte State St	daily	(one per well meter), calculated from the dat 9, to the date of screening, November 15, 201	days se Penalty \$500 se of the 9.
Number of Monte State St	daily weekly monthly quarterly x semiannual annual single event rly events are recommended tigation, September 26, 2019 ply 0.0% Before NOE/NOV Extraordinary	(one per well meter), calculated from the dat 9, to the date of screening, November 15, 201	days se Penalty \$500 se of the 9.
Number of Monte State St	daily weekly monthly quarterly x semiannual annual single event rly events are recommended tigation, September 26, 2019 ply 0.0% Extraordinary Ordinary N/A x The Respondent	(one per well meter), calculated from the dat 9, to the date of screening, November 15, 201	days se Penalty \$500 se of the 9.
Number of Monte State St	daily weekly monthly quarterly x semiannual annual single event rly events are recommended tigation, September 26, 2019	(one per well meter), calculated from the dat b, to the date of screening, November 15, 201 NOE/NOV to EDPRP/Settlement Offer	days se Penalty \$500 se of the 9.
Number of Monte State St	daily weekly monthly quarterly x semiannual annual single event rly events are recommended tigation, September 26, 2019 ply 0.0% Extraordinary Ordinary N/A x The Respondent	(one per well meter), calculated from the dat , to the date of screening, November 15, 201 NOE/NOV to EDPRP/Settlement Offer	days se Penalty \$500 se of the 9.
Number of Monte State St	daily weekly monthly quarterly x semiannual annual single event rly events are recommended tigation, September 26, 2019 ply 0.0% Extraordinary Ordinary N/A x The Respondent	(one per well meter), calculated from the dat o, to the date of screening, November 15, 201 NOE/NOV to EDPRP/Settlement Offer	days se Penalty \$500 se of the 9.
Number of Number of Number of Number of No. 1000 Statements of No. 1000 Statements of Number of No. 1000 Statements of Number	daily weekly monthly quarterly x semiannual annual single event recommended tigation, September 26, 2019 Ply 0.0% Extraordinary Ordinary Ordinary N/A x Notes The Respond	Violation Bas (one per well meter), calculated from the dat o, to the date of screening, November 15, 201 NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation.	days se Penalty \$500 re of the 9. Reduction \$0 \$0 \$0 \$0 \$0 \$00 \$00 \$00 \$00
Number of Monte State St	daily weekly monthly quarterly x semiannual annual single event recommended tigation, September 26, 2019 Ply 0.0% Extraordinary Ordinary Ordinary N/A x Notes The Respond	(one per well meter), calculated from the dat o, to the date of screening, November 15, 201 NOE/NOV to EDPRP/Settlement Offer	days se Penalty \$500 re of the 9. Reduction \$0 \$0 \$0 \$0 \$0 \$00 \$00 \$00 \$00
Number of N Two quarte inves Good Faith Efforts to Com	daily weekly monthly quarterly x semiannual annual single event recommended tigation, September 26, 2019 Ply 0.0% Extraordinary Ordinary Ordinary N/A x Notes The Respond	Violation Bas (one per well meter), calculated from the dat o, to the date of screening, November 15, 201 NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation.	days se Penalty \$500 re of the 9. Reduction \$0 1 Subtotal \$500 t Test
Number of N Two quarte inves Good Faith Efforts to Com	daily weekly monthly quarterly semiannual annual single event rly events are recommended tigation, September 26, 2019 ply 0.0% Before NOE/NOV Extraordinary Ordinary N/A x Notes The Response this violation ed EB Amount	Violation Bas (one per well meter), calculated from the dat), to the date of screening, November 15, 201 NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation. Violation Statutory Limi	days e Penalty \$500 e of the 9. Reduction \$0 h Subtotal \$500 t Test halty Total \$663

Respondent		conomic ham, Jr. (Key Mot					
Case ID No.	-	, (,					
Reg. Ent. Reference No.							
	Public Water S						Years of
Violation No.		upply				Percent Interest	Depreciation
VIOIALION NO.	5						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
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	ANNU	ALIZE avoided co	osts before en	tering	item (except for	r one-time avoide	d costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
nspection/Reporting/Sampling	\$20	26-Sep-2016	15-Nov-2019	3.14	\$5	\$63	\$68
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		ery three years x	two well meters	s, annu		ne two functonal we from three years pr ing.	



	Howard C. Big	ham, Jr. (Key Mot	oile Home Park,	PCW N	o. 2)		
Case ID No.	48072						
eg. Ent. Reference No.							
	Public Water S						Years of
Violation No.		(app.)				Percent Interest	Depreciation
violation No.	U					го	
						5.0	15
		Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs				_			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$150	26-Sep-2019	1-Jan-2022	2.27	\$1	\$23	\$24
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							
Other (as needed)				0.00	\$0 ¢0	n/a	\$0 ¢0
Other (as needed)	The delaye	ed costs include th	e estimated an	0.00	\$0	n/a n/a	\$0
Notes for DELAYED costs	contair	ner, calculated fro	m the date of t	0.00 nount to he inve	\$0 provide a cover f stigation to the es	n/a or the hypochlorinat timated date of com	\$0 ion solution pliance.
Notes for DELAYED costs Avoided Costs	contair	ner, calculated fro	m the date of t	0.00 nount to he inve	\$0 provide a cover f stigation to the es item (except fo	n/a or the hypochlorinat timated date of com r one-time avoided	\$0 ion solution pliance. d costs)
Notes for DELAYED costs Avoided Costs Disposal	contair	ner, calculated fro	m the date of t	0.00 he investigation	\$0 provide a cover f stigation to the es item (except fo \$0	n/a or the hypochlorinat timated date of com r one-time avoide \$0	\$0 ion solution pliance. d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	contair	ner, calculated fro	m the date of t	ount to he investigation tering	\$0 provide a cover f stigation to the es item (except fo \$0 \$0	n/a or the hypochlorinat timated date of com r one-time avoider \$0 \$0	\$0 ion solution pliance. d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling	contair	ner, calculated fro	m the date of t	0.00 10000 to 10000 10000 10000 10000	\$0 provide a cover f stigation to the es item (except fo \$0 \$0 \$0	n/a or the hypochlorinat timated date of com r one-time avoide \$0 \$0 \$0	\$0 ion solution pliance. d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment	contair	ner, calculated fro	m the date of t	0.00 he investigation tering 0.00 0.00 0.00 0.00	\$0 provide a cover f stigation to the es item (except fo \$0 \$0 \$0 \$0 \$0	n/a or the hypochlorinat timated date of com r one-time avoider \$0 \$0 \$0 \$0 \$0	\$0 pliance. d costs) \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance	contair	ner, calculated fro	m the date of t	0.00 1000000000000000000000000000000000	\$0 provide a cover f stigation to the es item (except fo \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a or the hypochlorinat timated date of com r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 pliance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	contair	ner, calculated fro	m the date of t	0.00 100001 to he invest 10000 0.00 0.00 0.00 0.00 0.00 0.00	\$0 provide a cover f stigation to the es item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a or the hypochlorinat timated date of com r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 pliance. d costs) \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance	contair	ner, calculated fro	m the date of t	0.00 1000000000000000000000000000000000	\$0 provide a cover f stigation to the es item (except fo \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a or the hypochlorinat timated date of com r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 pliance. \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	contair	ner, calculated fro	m the date of t	0.00 100001 to he invest 10000 0.00 0.00 0.00 0.00 0.00 0.00	\$0 provide a cover f stigation to the es item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a or the hypochlorinat timated date of com r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 pliance. \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel spection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	contair	ner, calculated fro	m the date of t	0.00 100001 to he invest 10000 0.00 0.00 0.00 0.00 0.00 0.00	\$0 provide a cover f stigation to the es item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a or the hypochlorinat timated date of com r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 pliance. \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

			15-Nov-2019			et No. 2019-1669-PW	VS-E	PCW
				am, Jr. (Key	Mobile Home Par	k, PCW No. 2)	Policy	Revision 4 (April 2014)
Der		ase ID No.					PCW Revis	sion September 1, 2019
кеg.	Ent. Rei		RN101246262 Public Water Su	upply				
	Enf. C		Yuliya Dunaway					
		ation Number		ĺ				
		Rule Cite(s)		30 T	ex. Admin. Code	8 290 43(c)(3)		
				50 1		3 200.45(0)(0)		
	Violatio	n Description	hinged and wei	ghted cover w cover on the	which fits tightly which fits tightly which fits the second secon	f the overflow is cover vith no gap over 1/16 i g of the ground storag less than 1/16 inch.	nch. Specifically,	
							Base Penalty	\$5,000
>> Env	vironme	ntal, Prope	rty and Hum		Matrix			
		Release	Major	Harm Moderate	Minor			
OR		Actual		Hoderate				
		Potential		x		Percent	5.0%	
>>Pro	gramma	tic Matrix Falsification	Major	Moderate	Minor			
		Faisincation	Majoi	Moderate	MINO	Percent	0.0%	
		Failure to pr	ovide an overflo	w cover that	fits tightly with n	o gap over 1/16 inch fo	r the Facility's	
	Matrix Notes	-	-			e Facility to a significan		
	Notes	c	ontaminants wh	nich would not	exceed levels pr	otective of human hea	th.	
							+ 4 750	
						Adjustment	\$4,750	
							[\$250
	_							
Violati	on Event	ts						
		Number of S	/iolation Events	1	ı —			
		Number of V		1		50 Number of vio	lation davs	
		Number of V		L		50 Number of vio	lation days	
		Number of V	daily] [50 Number of vio	lation days	
		Number of V	daily weekly			50 Number of vio	lation days	
		Number of V	daily weekly monthly					\$250
		Number of V	daily weekly				lation days n Base Penalty[\$250
		Number of V	daily weekly monthly quarterly	1				\$250
		Number of v	daily weekly monthly quarterly semiannual	1 				\$250
		Number of v	daily weekly monthly quarterly semiannual annual	1				\$250
			daily weekly monthly quarterly semiannual annual single event	x nended, calcu		Violatio ate of the investigation	n Base Penalty	\$250
			daily weekly monthly quarterly semiannual annual single event	x nended, calcu	lated from the d	Violatio ate of the investigation	n Base Penalty	\$250
		One quarterly	daily weekly monthly quarterly semiannual annual single event event is recomr 2019,	x nended, calcu		Violatio ate of the investigation	n Base Penalty	
Good F	aith Effo		daily weekly monthly quarterly semiannual annual single event event is recomr 2019,	mended, calcu to the date of 0.0%	screening, Nove	Violatio ate of the investigation mber 15, 2019.	n Base Penalty	\$250
Good F	aith Effo	One quarterly	daily weekly monthly quarterly semiannual annual single event event is recomr 2019,	x nended, calcu		Violatio ate of the investigation mber 15, 2019.	n Base Penalty	
Good F	Faith Effo	One quarterly	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply Extraordinary	mended, calcu to the date of 0.0%	screening, Nove	Violatio ate of the investigation mber 15, 2019.	n Base Penalty	
Good F	aith Effo	One quarterly	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply B Extraordinary Ordinary	mended, calcu to the date of 0.0%	screening, Nove	Violatio ate of the investigation mber 15, 2019.	n Base Penalty	
Good F	aith Effo	One quarterly	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply Extraordinary	nended, calcu to the date of 0.0%	NOE/NOV to EDPR	Violatio	September 26, Reduction	
Good F	aith Effo	One quarterly	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply B Extraordinary Ordinary	nended, calcu to the date of 0.0%	NOE/NOV to EDPRE	Violatio	September 26, Reduction	
Good F	⁼ aith Effo	One quarterly	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply B Extraordinary Ordinary N/A	nended, calcu to the date of 0.0%	NOE/NOV to EDPR	Violatio	September 26, Reduction	
Good F	aith Effo	One quarterly	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply B Extraordinary Ordinary N/A	nended, calcu to the date of 0.0%	NOE/NOV to EDPRE	Violatio	September 26, Reduction	
		One quarterly orts to Com	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply Extraordinary Ordinary N/A Notes	mended, calcu to the date of 0.0% efore NOE/NOV	NOE/NOV to EDPRE	Violatio Ate of the investigation mber 15, 2019. /Settlement Offer et the good faith criteri ation. Vio	n Base Penalty	\$0
		One quarterly orts to Com	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply B Extraordinary Ordinary N/A Notes this violatic	x nended, calcu to the date of 0.0% efore NOE/NOV x The Respond	NOE/NOV to EDPRI	Violatio Ate of the investigation mber 15, 2019.	n Base Penalty , September 26, Reduction a for lation Subtotal	\$0
		One quarterly orts to Com	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply Extraordinary Ordinary N/A Notes	x nended, calcu to the date of 0.0% efore NOE/NOV x The Respond	NOE/NOV to EDPRE	Violatio Ate of the investigation mber 15, 2019.	n Base Penalty	\$0
		One quarterly orts to Com	daily weekly monthly quarterly semiannual annual single event event is recomr 2019, ply B Extraordinary Ordinary N/A Notes this violatic	nended, calcu to the date of 0.0% efore NOE/NOV	NOE/NOV to EDPRI	Violatio Ate of the investigation mber 15, 2019.	n Base Penalty September 26, Reduction a for lation Subtotal Limit Test I Penalty Total	\$0

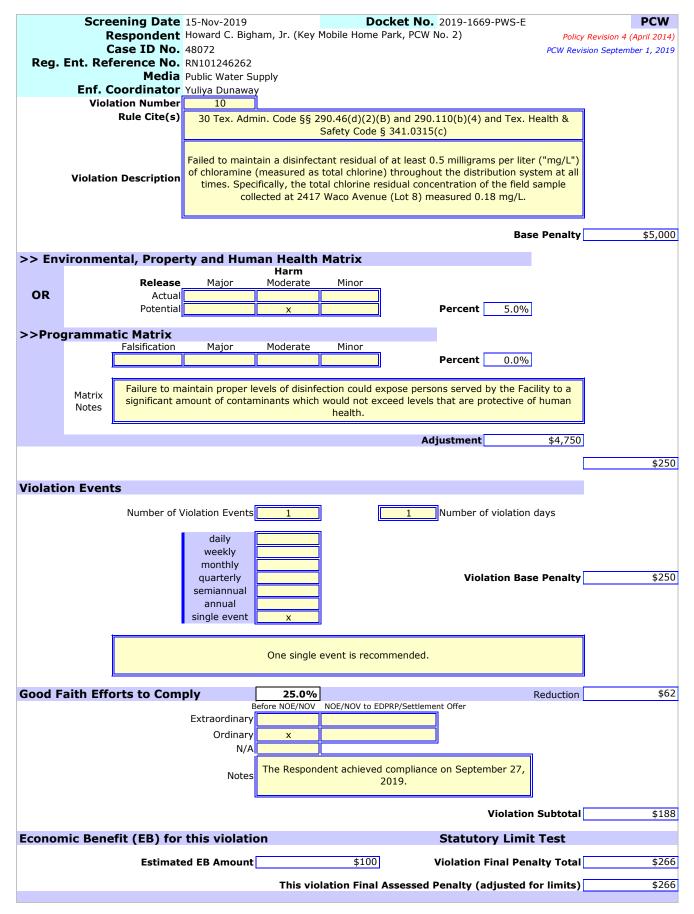
	E	conomic	Benefit	Wo	rksheet		
Respondent	Howard C. Big	ham, Jr. (Key Mot	oile Home Park,	PCW N	o. 2)		
Case ID No.	48072						
Reg. Ent. Reference No.							
5	Public Water S						Years of
Violation No.		uppiy				Percent Interest	Depreciation
VIOLATION NO.	/						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
-							
Delayed Costs							
Equipment	\$200	26-Sep-2019	1-Jan-2022	2.27	\$2	\$30	\$32
Buildings	<u> </u>		2 5011 2022	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	is covered w	vith an adequate o	over (\$200 per estimate	tank), ed date	calculated from th of compliance.	lity's ground storage e date of the invest	igation to the
Disposal	ANNO			0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	<u>\$0</u> \$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	<u>\$0</u> \$0
Financial Assurance				0.00	\$0	\$0	<u>\$0</u>
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							

	Scre	ening Date	15-Nov-2019	Docket No. 2019-1669-PWS-E	PCW
				Key Mobile Home Park, PCW No. 2)	Policy Revision 4 (April 2014)
_		ase ID No.			PCW Revision September 1, 2019
Reg.	Ent. Ref		RN101246262		
	Enf (Public Water Supply Yuliya Dunaway		
		ation Number			
	1.01	Rule Cite(s)			
				30 Tex. Admin. Code § 290.46(m)	
				ntenance and housekeeping practices to ensure th	
	Violatio	n Description		eneral appearance of the system's facilities and e weeds or vegetation were noted climbing a fence Facility's ground storage tank.	
				Bas	se Penalty \$5,000
>> En	vironme	ntal, Propei	rty and Human Hea _{Harm}		
		Release			
OR		Actual			
		Potential		x Percent 3.0%	
>>Pro	aramma	tic Matrix			
	granna	Falsification	Major Modera	ite Minor	
				Percent 0.0%	
	Matrix			ndition and general appearance of the Facility cou significant amount of contaminants which would n	
	Notes	persons serve		protective of human health.	
				Adjustment	\$4,850
					\$150
					\$150
Violati	ion Event	ts			\$150
Violati	ion Event		Violation Events 1	50 Number of violation	
Violati	on Event		Violation Events	50 Number of violation	
Violati	on Event		Violation Events 1	50 Number of violation	
Violati	on Even		daily weekly	50 Number of violation	
Violati	on Event		daily weekly monthly		days
Violati	on Event		daily weekly monthly quarterly	50 Number of violation Violation Bas	days
Violati	on Event		daily weekly monthly		days
Violati	on Event		daily weekly monthly quarterly semiannual		days
Violati	on Event		daily weekly monthly quarterly semiannual annual		days
Violati	on Event		daily weekly monthly quarterly semiannual annual single event x	Violation Bas	days
Violati	on Event		daily weekly monthly quarterly semiannual annual single event x		days
		Number of N	daily weekly monthly quarterly semiannual annual single event x	Violation Bas	days se Penalty \$150
			daily weekly monthly quarterly semiannual annual single event x One sir	Violation Bas	days se Penalty \$150
		Number of N	daily weekly monthly quarterly semiannual annual single event x	Violation Bas	days se Penalty \$150
		Number of N	daily weekly monthly quarterly semiannual annual single event x One sir Defore NOE/	Violation Bas	days se Penalty \$150
		Number of N	daily weekly monthly quarterly semiannual annual single event x One sir ply 0. Before NOE/ Extraordinary	Violation Bas	days se Penalty \$150
		Number of N	daily weekly monthly quarterly semiannual single event x ply 0. Before NOE/ Extraordinary 0 N/A x The Res	ngle event is recommended.	days se Penalty \$150
		Number of N	daily weekly monthly quarterly semiannual annual single event x One sir Ply 0. Before NOE/ Extraordinary Ordinary N/A x	Violation Bas	days se Penalty \$150
		Number of N	daily weekly monthly quarterly semiannual single event x ply 0. Before NOE/ Extraordinary 0 N/A x The Res	Violation Bas Provide the good faith criteria for this violation.	days Se Penalty \$150 Reduction \$0
Good F	Faith Effo	Number of N	daily weekly monthly quarterly semiannual annual single event x One sir One sir Ply 0. Before NOE/ Extraordinary Ordinary N/A x Notes	Nov NOE/NOV to EDPRP/Settlement Offer	days se Penalty \$150 Reduction \$0
Good F	Faith Effo	Number of N	daily weekly monthly quarterly semiannual single event x ply 0. Before NOE/ Extraordinary 0 N/A x The Res	Violation Bas Provide the good faith criteria for this violation.	days se Penalty \$150 Reduction \$0
Good F	Faith Effo	Number of V orts to Com	daily weekly monthly quarterly semiannual annual single event x One sir One sir Ply 0. Before NOE/ Extraordinary Ordinary N/A x Notes	Nov NOE/NOV to EDPRP/Settlement Offer	days se Penalty \$150 Reduction \$0 1 Subtotal \$150 t Test
Good F	Faith Effo	Number of V orts to Com	daily weekly monthly quarterly semiannual annual single event x One sir One sir Ply 0. Before NOE/ Extraordinary Ordinary N/A x Notes The Res Notes		days se Penalty \$150 Reduction \$0 subtotal \$150 t Test salty Total \$199

Recondent	Linus and C. Dis				rksheet		
	-	ham, Jr. (Key Mol	bile Home Park,	PCW N	0. 2)		
Case ID No.							
eg. Ent. Reference No.	RN101246262						
	Public Water S					Percent Interest	Years of
Violation No.	8	,				Percent Interest	Depreciation
						5.0	. 15
	Thoma Coast	Data Danuluad	Final Data	Vera	Tutowet Courd	Costs Saved	EB Amount
		Date Required	Final Date	TIS	Interest Saved	Costs Saveu	EB Amount
Item Description							
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		<u> </u>		0.00	\$0	n/a	\$0
Permit Costs	10.00			0.00	\$0	n/a	\$0
Other (as needed)							+ 2 2
	\$200 The delayed	26-Sep-2019	<u>1-Jan-2022</u>	<u>2.27</u>	\$23	grass and weeds, co	\$23
Notes for DELAYED costs	The delayed	costs include the the date of	estimated amo f the investigati	unt to r on to th	emove overgrown ne estimated date	grass and weeds, ca of compliance.	alculated from
Notes for DELAYED costs	The delayed	costs include the the date of	estimated amo f the investigati	unt to ro on to th	emove overgrown ne estimated date item (except fo	grass and weeds, ca of compliance. r one-time avoide	alculated from
Notes for DELAYED costs Avoided Costs Disposal	The delayed	costs include the the date of	estimated amo f the investigati	on to th tering	emove overgrown he estimated date item (except fo \$0	grass and weeds, ca of compliance. r one-time avoide \$0	alculated from d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	The delayed	costs include the the date of	estimated amo f the investigati	unt to roon to the tering	emove overgrown be estimated date item (except for \$0 \$0	grass and weeds, co of compliance. r one-time avoider \$0 \$0	alculated from d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	The delayed	costs include the the date of	estimated amo f the investigati	unt to r on to th tering 0.00 0.00	emove overgrown e estimated date item (except for \$0 \$0 \$0	grass and weeds, co of compliance. r one-time avoider \$0 \$0 \$0	alculated from d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	The delayed	costs include the the date of	estimated amo f the investigati	unt to re on to th tering 0.00 0.00 0.00 0.00	emove overgrown e estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0	grass and weeds, ca of compliance. r one-time avoider \$0 \$0 \$0 \$0	alculated from (d costs) \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	The delayed	costs include the the date of	estimated amo f the investigati	unt to re on to th tering 0.00 0.00 0.00 0.00 0.00	emove overgrown be estimated date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	grass and weeds, co of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0	alculated from (d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
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Good Faith Efforts to Comply 0.0% Reduction \$0 Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer \$0 Extraordinary 0 0 \$0 N/A x \$0 \$0 Violation Subtotal \$2,500 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$164			single event		
Good Faith Efforts to Comply 0.0% Reduction \$0 Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer \$0 Extraordinary 0 0 \$0 N/A x \$0 \$0 Violation Subtotal \$2,500 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$164		1			
Good Faith Efforts to Comply 0.0% Reduction \$0 Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer \$0 Extraordinary		Ten quarter	ly events are recommended,	calculated from the date the operator's license	e expired
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 Estimated EB Amount \$164 Violation Final Penalty Total \$3,314			May 21, 2017, to the da	ate of screening, November 15, 2019.	
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 Estimated EB Amount \$164 Violation Final Penalty Total \$3,314		<u> </u>			
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 Estimated EB Amount \$164 Violation Final Penalty Total \$3,314	Good Faith E	fforts to Com	ply 0.0%		Reduction \$0
Ordinary N/A × 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 \$164 Violation Final Penalty Total \$3,314				NOE/NOV to EDPRP/Settlement Offer	
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 \$164			Extraordinary		
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 \$164 Violation Final Penalty Total \$3,314			Ordinary		
Notes this violation. Violation Subtotal \$2,500 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$164			N/A x]	
Notes this violation. Violation Subtotal \$2,500 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$164			The Respon	dent does not meet the good faith criteria for	
Violation Subtotal \$2,500 Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$164			Notes	-	
Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$164 Violation Final Penalty Total \$3,314					
Economic Benefit (EB) for this violation Statutory Limit Test Estimated EB Amount \$164 Violation Final Penalty Total \$3,314					Cubicital to 500
Estimated EB Amount \$164 Violation Final Penalty Total \$3,314				Violation	SUDTOTAI \$2,500
	Economic Be	nefit (EB) for	this violation	Statutory Limit	t Test
		Ectimat	ed FB Amount	\$164 Violation Einal Bon	alty Total ¢3 21/
This violation Final Assessed Penalty (adjusted for limits) \$3,314		LSUIIdu			-
			This vie	plation Final Assessed Penalty (adjusted f	for limits) \$3,314

Respondent	Howard C. Big	ham, Jr. (Key Mot		-	rksheet		
Case ID No.	-		,		. ,		
Reg. Ent. Reference No.							
	Public Water S						Years of
Violation No.		uppiy				Percent Interest	Depreciation
Violation No.	9						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
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							
Avoided Costs	ANNU	ALIZE avoided co	osts before er			r one-time avoide	
Disposal				0.00	\$0	\$0	\$0
Personnel	\$62	21-May-2017	15-Nov-2019	2.49	\$10	\$154	\$164
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	applicab	le water works op	erator license (\$111 te	est fee plus \$75 tra	ystem operator has aining cost every the red to the date of sc	ee years,

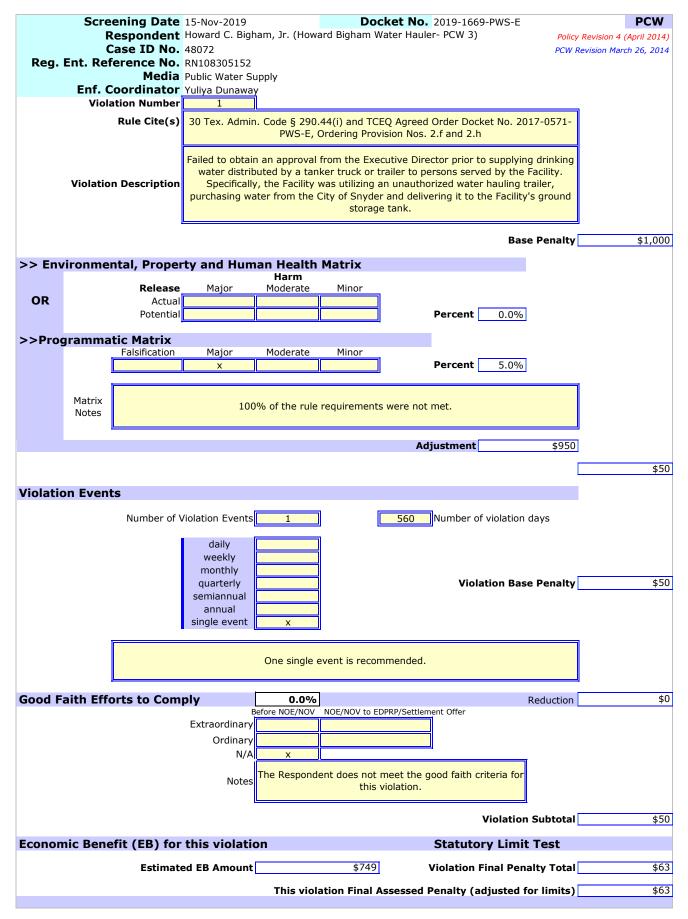


	E	conomic	Benefit	Wo	rksheet		
Respondent	Howard C. Big	ham, Jr. (Key Mol	oile Home Park.	PCW N	0, 2)		
Case ID No.							
Reg. Ent. Reference No.							
	Public Water S	upply				Percent Interest	Years of
Violation No.	10						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		Bute Required	i mai bute		2111010000000000		ED Allount
Item Description							
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							
Avoided Costs	ANNU	ALIZE avoided c	osts before en		<u> </u>	r one-time avoide	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
nspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance	+100		26.0 2010	0.00	\$0	\$0	\$0
ONE-TIME avoided costs	\$100	26-Sep-2019	26-Sep-2019	0.00	\$0	\$100	\$100
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs			s maintained th	rougho		nance and oversight system, calculated f ed.	
Approx. Cost of Compliance		\$100			TOTAL		\$100

Policy Revision 4 (A		nalty Cal	culatio	n Workst	neet (PC	-	Revision March 26, .	2014
PCW		Screening 15	-Nov-2019	EPA Due				
RESPONDENT/FACILI Respondent Reg. Ent. Ref. No. Facility/Site Region	Howard C. Bigha RN108305152		Bigham Wate		3) linor Source	Minor		
CASE INFORMATION Enf./Case ID No.	48072				of Violations	1		
Docket No. Media Program(s) Multi-Media				Government Enf.	Coordinator			
Admin. Penalty \$	Limit Minimum			\$1,000				
TOTAL BASE PENA	ALTY (Sum of	-		tion Sectio : ies)	on	Subtotal 1		\$50
ADJUSTMENTS (+ Subtotals 2-7 are of Compliance Hi	btained by multiplying	DTAL 1 the Total Base Pena	lty (Subtotal 1) 25.0%) by the indicated p Adjustment		tals 2, 3, & 7		\$12
Notes	Enhanceme	nt for one agree	d order with	out a denial of	liability.			
Culpability	No		0.0%	Enhancement		Subtotal 4		\$0
Notes	The Re	spondent does n	ot meet the	culpability crite	eria.			
Good Faith Eff	ort to Comply To	otal Adjustmen	its			Subtotal 5		\$0
Economic Ben				Enhancement*	A	Subtotal 6		\$0
Estimated	Total EB Amounts Cost of Compliance	\$749 \$5,000	*Capped	d at the Total EB \$ /	Amount			
SUM OF SUBTOTA	LS 1-7				E.	inal Subtotal		\$62
OTHER FACTORS A Reduces or enhances the Fina				0.0%		Adjustment		\$0
Notes								
					Final Pen	alty Amount		\$62
STATUTORY LIMI	T ADJUSTMEN	IT			Final Asse	ssed Penalty		\$62
DEFERRAL Reduces the Final Assessed Pe	enalty by the indicated	percentage.		0.0%	Reduction	Adjustment		\$0
Notes		eferral is recom	mended for	Findings Orders				
PAYABLE PENALT	Y							\$62

	Screen	Docket No. 2019-1669-PWS-E			PCW
		pondent Howard C. Bigham, Jr. (Howard Bigham Water Hauler- PCW 3)	Polic	y Revision 4	-
		SE ID No. 48072		Revision Mar	
Reg	g. Ent. Refer	ence No. RN108305152 Media Public Water Supply			
	Enf. Coo	ordinator Yuliya Dunaway			
		Compliance History Worksheet			
>> C		ory 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 Any agreed final enforcement orders containing a denial of liability (<i>number of</i>	0	0%	
		orders meeting criteria)	0	0%	
	Orders	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	1	25%	
	Judgments and Consent	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%	
	Decrees	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 (number of counts)	0	0%	
	Emissions	Chronic excessive emissions events (number of events)	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 (number of audits for which notices were submitted)	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%	
		Environmental management systems in place for one year or more	No	0%	
	Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%	
	Other	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 Per	centage (Sub	total 2)	25%
>> R	epeat Violator	-			
	N/A	A Adjustment Per	centage (Sub	total 3)	0%
>> C	ompliance Hist	rory Person Classification (Subtotal 7)	- •	- 1	
	Unclass		rentage (Sub	total 7)	0%
>> C	ompliance Hist	·	centage (Sub		0 70
	Compliance History Notes	Enhancement for one agreed order without a denial of liability.			
		Total Compliance History Adjustment Percentage (S	Subtotals 2,	3, & 7)	25%
>> Fin	al Compliance	History Adjustment Final Adjustment Percenta			2504
		rinai Aujustinent Percenta	age "capped a	11 100 %0	25%

PCW 3 of 4



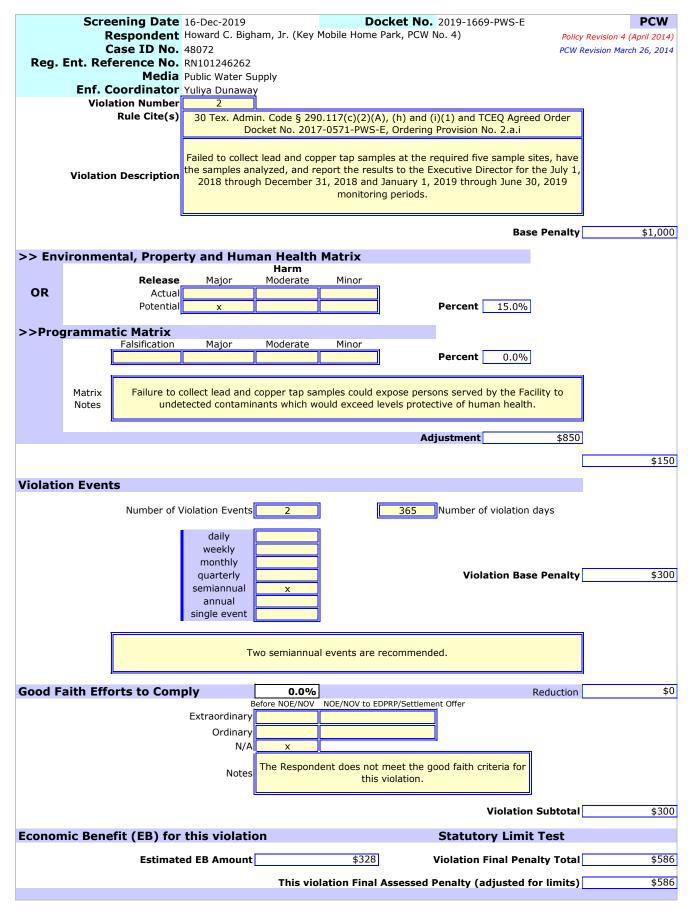
	E	conomic	Benefit	Wo	rksheet		
Respondent	Howard C. Big	ham, Jr. (Howard	l Bigham Water	Hauler-	PCW 3)		
Case ID No.	48072		-		-		
Reg. Ent. Reference No.							
	Public Water S						Years of
		ouppiy				Percent Interest	Depreciation
Violation No.	1						-
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0 \$0	<u>\$0</u> \$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		1		0.00	+0	,	10
				0.00	\$0	n/a	\$0
Other (as needed)	\$5,000	4-May-2018	1-May-2021	2.99	\$749	n/a	\$749
	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 Int to su utilized	\$749 bmit plans and sp by the Facility, ca PWS-E to the estin	n/a ecifications and obta lculated from the ef nated date of compli	\$749 ain an approval fective date of ance.
Other (as needed)	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 Int to su utilized	\$749 bmit plans and sp by the Facility, ca PWS-E to the estin	n/a ecifications and obta Iculated from the et	\$749 ain an approval fective date of ance.
Other (as needed) Notes for DELAYED costs	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 Int to su utilized -0571-F itering 0.00	\$749 bmit plans and sp l by the Facility, ca PWS-E to the estin item (except for \$0	n/a ecifications and obta loulated from the ef hated date of compli r one-time avoide \$0	\$749 ain an approval fective date of ance. d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 nt to su utilized -0571-F tering 0.00 0.00	\$749 bmit plans and sp by the Facility, ca PWS-E to the estin item (except for	n/a ecifications and obta loulated from the et nated date of compli r one-time avoide \$0 \$0	\$749 in an approval fective date of ance. d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 nt to su utilized -0571-F tering 0.00 0.00 0.00	\$749 bmit plans and sp by the Facility, ca WS-E to the estin item (except for \$0 \$0 \$0	n/a ecifications and obta loculated from the ef nated date of compli one-time avoide \$0 \$0 \$0	\$749 hin an approval fective date of ance. d costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 nt to su -0571-F 0.00 0.00 0.00 0.00 0.00	\$749 bmit plans and sp by the Facility, ca WS-E to the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a ecifications and obta loculated from the el nated date of compli one-time avoide \$0 \$0 \$0 \$0 \$0	\$749 hin an approval fective date of ance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 nt to su - utilized - 0571-F 0.00 0.00 0.00 0.00 0.00 0.00	\$749 bmit plans and sp by the Facility, ca PWS-E to the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ecifications and obta loculated from the et nated date of compli one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$749 hin an approval fective date of ance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 nt to su utilizec -0571-F 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$749 bmit plans and sp by the Facility, ca PWS-E to the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ecifications and obta loculated from the et nated date of compli r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$749 hin an approval fective date of ance. 4 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 nt to su - utilized - 0571-F 0.00 0.00 0.00 0.00 0.00 0.00	\$749 bmit plans and sp by the Facility, ca PWS-E to the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ecifications and obta loculated from the et nated date of compli one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$749 hin an approval fective date of ance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	The delayed of from the Exe TCE	costs include the e cutive Director for Q Agreed Order D	estimated amou r a water hauler Docket No. 2017	2.99 nt to su utilizec -0571-F 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$749 bmit plans and sp by the Facility, ca PWS-E to the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ecifications and obta loculated from the et nated date of compli r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$749 hin an approval fective date of ance. 4 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Policy Revision 4 (A		nalty Calo	culatio	n Worksh	eet (PC		Revision March 26, 2014
DATES		22-Sep-2021	Screening 16	-Dec-2019	EPA Due 3	0-Sep-2019]	
Reg	Respondent g. Ent. Ref. No.			le Home Pa				
	ty/Site Region	3-Abilene			Major/Mi	inor Source	Minor	
En Med	f./Case ID No. Docket No. lia Program(s) Multi-Media	2019-1669-PWS Public Water Sup	pply	ximum	Government	Coordinator	Findings	
			Penalty	Calcula	tion Sectio	n		
		LTY (Sum of		se penal	ties)		Subtotal 1	\$700
ADJU	STMENTS (+ Subtotals 2-7 are of Compliance Hi	/-) TO SUBTO btained by multiplying story	DTAL 1 the Total Base Penal	ty (Subtotal 1 25.0%) by the indicated pe Adjustment		tals 2, 3, & 7	\$175
	Notes	Enhanceme	ent for one agreed	d order with	nout a denial of li	iability.		
	Culpability	No		0.0%	Enhancement		Subtotal 4	\$0
	Notes	The Re	spondent does no	ot meet the	culpability criter	ria.		
	Good Faith Eff	ort to Comply T	otal Adjustmen	ts			Subtotal 5	\$0
	Economic Ben Estimated	efit Total EB Amounts I Cost of Compliance	\$553 \$833		Enhancement* d at the Total EB \$ A	mount	Subtotal 6	\$0
SUM (OF SUBTOTA	LS 1-7				F	inal Subtotal	\$875
		AS JUSTICE M			<mark>56.2%</mark>		Adjustment	\$492
	Notes	,	capture the avoi	ded costs o Nos. 1, 2 a	•	ociated with		
						Final Pen	alty Amount	\$1,367
STATI	JTORY LIMI	r adjustmen	IT			Final Asse	ssed Penalty	\$1,367
DEFER Reduces t		enalty by the indicated	l percentage.		0.0%	Reduction	Adjustment	\$0
	Notes	No c	leferral is recomr	nended for	Findings Orders.			
PAYA	BLE PENALT	Y						\$1,367

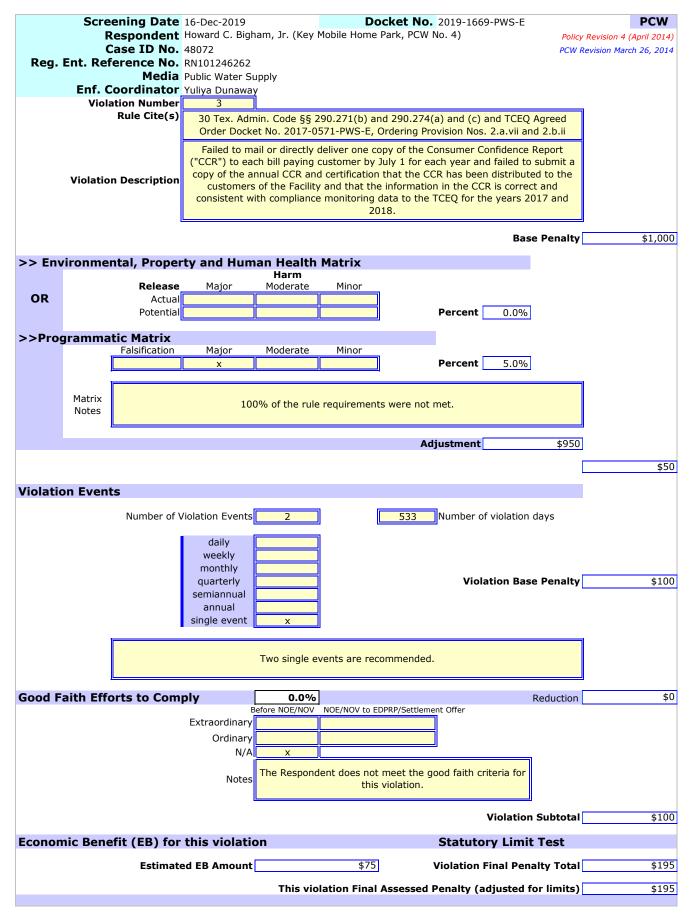
Reg	Res Cas	ing Date16-Dec-2019Docket No.2019-1669-PWS-EpondentHoward C. Bigham, Jr. (Key Mobile Home Park, PCW No. 4)ie ID No.48072ence No.RN101246262		cy Revision 4 (Revision Marc	
	Enf. Coo	Media Public Water Supply ordinator Yuliya Dunaway			
		Compliance History Worksheet			
>> Co	• • • • • • • • • • • • • • • • • • •	ory Site Enhancement (Subtotal 2)	Normalia	A diwat	
	Component	Number of Written notices of violation ("NOVs") with same or similar violations as those in	Number	Adjust.	
	NOVs	the current enforcement action (number of NOVs meeting criteria)	0	0%	
		Other written NOVs Any agreed final enforcement orders containing a denial of liability (<i>number of</i>	0	0%	
		orders meeting criteria)	0	0%	
	Orders	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	1	25%	
	Judgments	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%	
	and Consent Decrees	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%	
	Audita	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	0	0%	
	Audits	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%	
		Environmental management systems in place for one year or more	No	0%	
	Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%	
	other	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 Per	rcentage (Sub	total 2)	25%
>> Re	epeat Violator	(Subtotal 3)			
	N/A	Adjustment Per	centage (Sub	total 3)	0%
>> Co	mpliance Hist	ory Person Classification (Subtotal 7)	- •		
	Unclass		rcentage (Sub	ototal 7)	0%
>> Co	mpliance Hist	ory Summary	-		
	Compliance History Notes	Enhancement for one agreed order without a denial of liability.			
		Total Compliance History Adjustment Percentage (S	Subtotals 2,	3, & 7) [25%
>> Fina	al Compliance	History Adjustment Final Adjustment Percenta			250/
		rinai Aujustinent Percenta	aye "capped	at 100%	25%

Screening Date		Docket No. 2019-1669-PWS-E	PCW
Respondent Case ID No.		Mobile Home Park, PCW No. 4)	Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Reg. Ent. Reference No.			
Media Enf. Coordinator	Public Water Supply		
Violation Number			
Rule Cite(s)	5	290.110(e)(4)(A) and (f)(3) and TCEQ Agreed C 7-0571-PWS-E, Ordering Provision No. 2.d.i	Drder
Violation Description	Executive Director by the te	ion Level Quarterly Operating Report ("DLQOR" anth day of the month following the end of each ar of 2018 through the second quarter of 2019	quarter
		Base	Penalty \$1,000
>> Environmental, Prope	e <mark>rty and Human Health</mark> Harm	Matrix	
Release	Major Moderate	Minor	
OR Actua Potentia		Percent 0.0%	
	· <u></u>		
>>Programmatic Matrix Falsification	Major Moderate	Minor	
	x	Percent 5.0%	
Matrix Notes	100% of the rule	e requirements were not met.	
		Adjustment	\$950
		Aujustinent	
			\$50
Violation Events			
Number of	Violation Events 5	524 Number of violation da	ays
	daily weekly monthly		
	quarterly semiannual annual single event	Violation Base	Penalty \$250
	Five single e	vents are recommended.	
Good Faith Efforts to Com			eduction \$0
	Before NOE/NOV Extraordinary	NOE/NOV to EDPRP/Settlement Offer	
	Ordinary		
	N/A x		
	Notes The Respond	dent does not meet the good faith criteria for this violation.	
		Violation S	Subtotal \$250
Economic Benefit (EB) for	r this violation	Statutory Limit 1	ſest
Estimat	ted EB Amount	\$141 Violation Final Penal	ty Total \$488

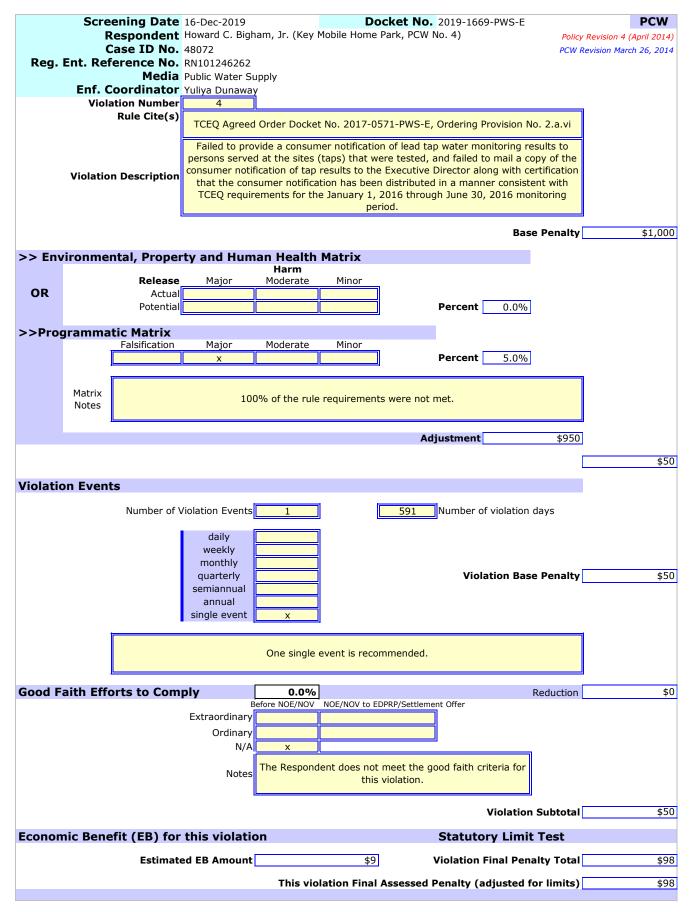
	RN101246262						
	Public Water S					Percent Interest	Years of Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs				_			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	-			0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$45	4-May-2018	1-Jan-2022	3.67	\$8	n/a	\$8
Training/Sampling	\$100	4-May-2018	1-Jan-2022	3.67	\$18	n/a	\$18
Remediation/Disposal		<u> </u>		0.00	\$0	n/a	<u>\$0</u> \$0
Permit Costs				0.00	\$0	n/a	50
Other (as needed)	The record	keeping and train	ning/sampling d	0.00 elayed	\$0 costs include the e	n/a estimated amount to	\$0
Notes for DELAYED costs	Facility's ope	rational guidance a timely manner,	and conduct en calculated from	elayed ployee the eff	costs include the e training to ensure	n/a estimated amount to that all DLQORs are Q Agreed Order Doo	\$0 update the e submitted to
Notes for DELAYED costs	Facility's ope the TCEQ in a	rational guidance a timely manner, 05	and conduct en calculated from 71-PWS-E to th	elayed pployee the effe e estim	costs include the e training to ensure ective date of TCE ated date of comp	n/a estimated amount to that all DLQORs are Q Agreed Order Doo liance.	\$0 update the submitted to ket No. 2017-
Notes for DELAYED costs Avoided Costs	Facility's ope the TCEQ in a	rational guidance a timely manner, 05	and conduct en calculated from 71-PWS-E to th	elayed pployee the effe e estim	costs include the e training to ensure ective date of TCE ated date of comp item (except for	n/a estimated amount to that all DLQORs and Q Agreed Order Doo liance. r one-time avoided	\$0 o update the e submitted to ket No. 2017- d costs)
Notes for DELAYED costs	Facility's ope the TCEQ in a	rational guidance a timely manner, 05	and conduct en calculated from 71-PWS-E to th	elayed pployee the effe e estim	costs include the e training to ensure ective date of TCE ated date of comp	n/a estimated amount to that all DLQORs are Q Agreed Order Doo liance.	\$0 o update the e submitted to ket No. 2017- d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal	Facility's ope the TCEQ in a	rational guidance a timely manner, 05	and conduct en calculated from 71-PWS-E to th	elayed ployee the effe e estim tering 0.00	costs include the e training to ensure ective date of TCE ated date of comp item (except for \$0	n/a estimated amount to that all DLQORs and Q Agreed Order Doo liance. r one-time avoided \$0	\$0 update the submitted to ket No. 2017- d costs)
Notes for DELAYED costs Avoided Costs Disposal Personnel	Facility's ope the TCEQ in a	rational guidance a timely manner, 05	and conduct en calculated from 71-PWS-E to th	elayed ployee the eff e estim tering 0.00 0.00	costs include the e training to ensure ective date of TCE ated date of comp item (except for \$0 \$0	n/a estimated amount to that all DLQORs are Q Agreed Order Doo liance. r one-time avoider \$0 \$0	\$0 pupdate the e submitted to ket No. 2017- d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	Facility's ope the TCEQ in a ANNU/	rational guidance a timely manner, 05 ALIZE avoided c	and conduct en calculated from 71-PWS-E to th osts before er	elayed ployee the effe e estim 0.00 0.00 0.00	costs include the e training to ensure ective date of TCE ated date of comp item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a estimated amount to that all DLQORs and Q Agreed Order Doo liance. r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 pupdate the e submitted to ket No. 2017- d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	Facility's ope the TCEQ in a	rational guidance a timely manner, 05	and conduct en calculated from 71-PWS-E to th	elayed ployee the effe e estime 0.00 0.00 0.00 0.00	costs include the e training to ensure ective date of TCE ated date of comp item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$2	n/a estimated amount to that all DLQORs are Q Agreed Order Doo liance. r one-time avoider \$0 \$0 \$0 \$0 \$0	\$0 pupdate the e submitted to ket No. 2017- d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Facility's ope the TCEQ in a ANNU/	rational guidance a timely manner, 05 ALIZE avoided c	and conduct en calculated from 71-PWS-E to th osts before er	elayed ployee the effe e estime 0.00 0.00 0.00 0.00 0.00	costs include the e training to ensure ective date of TCE ated date of comp item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a estimated amount to that all DLQORs and Q Agreed Order Doo liance. r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 pupdate the e submitted to ket No. 2017- d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0



Case ID No.			bile Home Park,	PCW N	o. 4)		
	48072	, , ,			,		
eg. Ent. Reference No.							
	Public Water S					Percent Interest	Years of Depreciation
	-					5.0	-
	Itom Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Those Decemination		Date Required	That Date	113	Interest Saved	costs Saveu	LD Amount
Item Description	-						
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	\$100	4-May-2018	1-Jan-2022	3.67	\$18	n/a	\$18
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)						n/a nt improvements to	\$0 the Facility's
Notes for DELAYED costs	process proce are collecte	dures, guidance, t ed by the Facility's	raining, and/or personnel, ana late of TCEQ Ag	nated an oversig alyzed, a reed Or	mount to impleme ht to ensure that f and the results rep	n/a	<u>\$0</u> the Facility's per tap sample ive Director,
	process proces are collecte calculated fr	dures, guidance, t ed by the Facility's om the effective d	raining, and/or personnel, ana late of TCEQ Ag dat	nated an oversig alyzed, a preed Or te of con	mount to impleme ht to ensure that f and the results rep der Docket No. 20 mpliance.	n/a nt improvements to future lead and copp ported to the Execut	\$0 the Facility's per tap sample ive Director, the estimated
Notes for DELAYED costs	process proces are collecte calculated fr	dures, guidance, t ed by the Facility's om the effective d	raining, and/or personnel, ana late of TCEQ Ag dat	nated an oversig alyzed, a preed Or te of con	mount to impleme ht to ensure that f and the results rep der Docket No. 20 mpliance.	n/a nt improvements to future lead and copp ported to the Execut 117-0571-PWS-E to	\$0 the Facility's per tap sample ive Director, the estimated
Notes for DELAYED costs	process proces are collecte calculated fr	dures, guidance, t ed by the Facility's om the effective d	raining, and/or personnel, ana late of TCEQ Ag dat	nated an oversig alyzed, a reed Or te of con	mount to impleme ht to ensure that f and the results rep der Docket No. 20 mpliance. item (except for	n/a nt improvements to future lead and copp ported to the Execut 117-0571-PWS-E to r one-time avoide	\$0 the Facility's per tap sample ive Director, the estimated d costs)
Notes for DELAYED costs Avoided Costs Disposal Personnel	process proces are collecte calculated fr	dures, guidance, t ed by the Facility's om the effective d	raining, and/or personnel, ana late of TCEQ Ag dat	nated a oversig alyzed, a reed Or te of cor tering 0.00	mount to impleme ht to ensure that f and the results rep der Docket No. 20 mpliance. item (except for \$0	n/a nt improvements to future lead and copp ported to the Execut 117-0571-PWS-E to r one-time avoide \$0	\$0 the Facility's per tap sample ive Director, the estimated d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	process proces are collecte calculated fr	dures, guidance, t ed by the Facility's om the effective d	raining, and/or personnel, ana late of TCEQ Ag dat	nated a oversig alyzed, a preed Or te of cor tering 0.00 0.00	mount to impleme ht to ensure that f and the results rep der Docket No. 20 mpliance. item (except for \$0 \$0	n/a nt improvements to future lead and copp ported to the Execut 117-0571-PWS-E to 017-0571-PWS-E to 117-0571-PWS-E to 1	\$0 the Facility's per tap sample ive Director, the estimated d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	process proces are collecte calculated fr	dures, guidance, t ed by the Facility's om the effective d	raining, and/or personnel, ana late of TCEQ Ag dat	nated a oversig alyzed, a reed Or te of cor te of cor tering 0.00 0.00	mount to impleme ht to ensure that f and the results rep der Docket No. 20 mpliance. item (except for \$0 \$0 \$0	n/a nt improvements to future lead and copported to the Execut 017-0571-PWS-E to one-time avoide \$0 \$0 \$0	\$0 the Facility's per tap sample ive Director, the estimated d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	process proces are collecte calculated fr	dures, guidance, t ed by the Facility's om the effective d	raining, and/or personnel, ana late of TCEQ Ag dat	nated a oversig alyzed, a reed Or te of cor te of cor te	mount to impleme ht to ensure that 1 and the results rep der Docket No. 20 mpliance. item (except for \$0 \$0 \$0 \$0 \$0	n/a nt improvements to future lead and copp ported to the Execut 17-0571-PWS-E to r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	\$0 the Facility's per tap sample ive Director, the estimated d costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	process proce are collecte calculated fro	dures, guidance, t ed by the Facility's om the effective d ALIZE avoided c	raining, and/or personnel, ana late of TCEQ Ag dat osts before en	nated an oversig alyzed, a reed Or te of cor tering 0.00 0.00 0.00 0.00	mount to impleme ht to ensure that f and the results rep der Docket No. 20 mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a nt improvements to future lead and copp ported to the Execut 17-0571-PWS-E to r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 the Facility's per tap sample ive Director, the estimated d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	ANNU \$ ANNU	dures, guidance, t ed by the Facility's om the effective of ALIZE avoided c ALIZE avoide c	raining, and/or personnel, ana late of TCEQ Ag dat osts before en <u>16-Dec-2019</u> 16-Dec-2019 he estimated ar ple x five requir	nated a oversig alyzed, a reed Or te of con tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	mount to impleme ht to ensure that f and the results rep der Docket No. 20 mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a nt improvements to future lead and copp ported to the Execut 17-0571-PWS-E to r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$150 \$150 analyzed the requir ring period each), ca	\$0 the Facility's per tap sample ive Director, the estimated \$0 \$0 \$0 \$0 \$0 \$0 \$157 \$153 red lead and



Kespondent			Benefit	-			
	-	ham, Jr. (Key Mol	blie Home Park,	PCW N	0.4)		
Case ID No.							
leg. Ent. Reference No.	, RN101246262						
Media	Public Water S	upply				Percent Interest	Years of
Violation No.	. 3					Percent Interest	Depreciation
						5.0	1!
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Item Description	ļ						
Delayed Casta							
Delayed Costs	·	1			¢0	±0	¢0
Equipment				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Buildings Other (as needed)				0.00	\$0	\$0 \$0	<u>\$0</u> \$0
Engineering/Construction				0.00	\$0	\$0	\$0 \$0
Land				0.00	\$0		\$0 \$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling		1		0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0 \$0
Permit Costs				0.00	\$0	n/a	\$0 \$0
Other (as needed)	\$62	1-Jul-2019	1-Jan-2022	2.51	\$8	n/a	\$8
	The delayed o				ssary to prepare a		
Notes for DELAYED costs	CCR to the	osts include the e customers of the calculated from	stimated amour Facility and to t the 2018 CCR d	nt neces he TCE ue date	Q ((\$0.50 x 24 control of the estimated	nd mail or directly d nnections plus a flat date of compliance.	eliver the 2018 fee of \$50),
Notes for DELAYED costs	CCR to the	osts include the e customers of the calculated from	stimated amour Facility and to t the 2018 CCR d	nt neces he TCE ue date	Q ((\$0.50 x 24 control of the estimated	nd mail or directly d nnections plus a flat	eliver the 2018 fee of \$50), d costs)
	CCR to the	osts include the e customers of the calculated from	stimated amour Facility and to t the 2018 CCR d	nt neces he TCE ue date tering 0.00	Q ((\$0.50 x 24 co to the estimated item (except for \$0	nd mail or directly d nnections plus a flat date of compliance. r one-time avoide \$0	eliver the 2018 fee of \$50), d costs) \$0
Avoided Costs	CCR to the	osts include the e customers of the calculated from	stimated amour Facility and to t the 2018 CCR d	he TCE he TCE ue date tering 0.00 0.00	Q ((\$0.50 x 24 co to the estimated item (except for \$0 \$0	nd mail or directly d nnections plus a flat date of compliance. r one-time avoide \$0 \$0	eliver the 2018 fee of \$50), d costs) \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling	CCR to the	osts include the e customers of the calculated from	stimated amour Facility and to t the 2018 CCR d	t neces he TCE ue date tering 0.00 0.00 0.00	Q ((\$0.50 x 24 co to the estimated item (except for \$0 \$0 \$0	nd mail or directly d nnections plus a flat date of compliance. r one-time avoide \$0 \$0 \$0	eliver the 2018 fee of \$50), d costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	CCR to the	osts include the e customers of the calculated from	stimated amour Facility and to t the 2018 CCR d	tering 0.00 0.00 0.00 0.00 0.00	Q ((\$0.50 x 24 co to the estimated item (except for \$0 \$0 \$0 \$0 \$0	nd mail or directly d nnections plus a flat date of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0	eliver the 2018 fee of \$50), d costs) \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	CCR to the	osts include the e customers of the calculated from ALIZE avoided c	stimated amoun Facility and to t the 2018 CCR d osts before en	tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00	Q ((\$0.50 x 24 co e to the estimated item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	nd mail or directly d nnections plus a flat date of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0	eliver the 2018 fee of \$50), d costs) \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	CCR to the	osts include the e customers of the calculated from	stimated amour Facility and to t the 2018 CCR d	t neces the TCE ue date tering 0.00 0.00 0.00 0.00 0.00 1.46	Q ((\$0.50 x 24 co to the estimated item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	nd mail or directly d nnections plus a flat date of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	eliver the 2018 fee of \$50), \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	CCR to the	osts include the e customers of the calculated from ALIZE avoided c	stimated amoun Facility and to t the 2018 CCR d osts before en	tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00	Q ((\$0.50 x 24 co e to the estimated item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	nd mail or directly d nnections plus a flat date of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0	eliver the 2018 fee of \$50), d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	CCR to the	osts include the e customers of the calculated from ALIZE avoided c ALIZE avoide	stimated amour Facility and to t the 2018 CCR d osts before en 16-Dec-2019 stimated amour Facility and to t	t neces he TCE ue date 0.00 0.00 0.00 0.00 1.46 0.00 t neces he TCE	Q ((\$0.50 x 24 co to the estimated item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	nd mail or directly d nnections plus a flat date of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 and \$0 all or directly d nnections plus a flat	eliver the 2018 fee of \$50), \$0 \$0 \$0 \$0 \$0 \$0 \$67 \$0 eliver the 2017



	E	conomic	Benefit	Wo	rksheet		
Respondent	Howard C. Big	ham, Jr. (Key Mol	bile Home Park,	PCW N	o. 4)		
Case ID No.	48072						
Reg. Ent. Reference No.	RN101246262						
	Public Water S						Years of
Violation No.						Percent Interest	Depreciation
						5.0	15
		Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	1						
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)	\$51	4-May-2018	1-Jan-2022	3.67	\$9	n/a e consumer notifical	\$9
Notes for DELAYED costs	monitoring pe	riod], calculated f	rom the effective to the estin	ve date nated da	of TCEQ Agreed O ate of compliance.	vo sampled locations rder Docket No. 201	7-0571-PWS-E
	, ANNO/		USIS Delute el	0.00	\$0	\$0	\$0
Disposal Personnel				0.00	\$0	\$0 \$0	<u>\$0</u> \$0
Personnel Inspection/Reporting/Sampling				0.00	\$0	\$0	<u>\$0</u> \$0
Supplies/Equipment				0.00	\$0	\$0	<u>\$0</u> \$0
Financial Assurance				0.00	\$0	\$0	<u>\$0</u> \$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							



Compliance History Report

Compliance History Report for CN600682397, RN101246262, Rating Year 2021 which includes Compliance History (CH) components from September 1, 2016, through August 31, 2021.

Customer, Respondent, or Owner/Operator:	CN600682397, Howard C. Bigham Jr.	Classification: UNCLASSIFIE	ED Rating:				
Regulated Entity:	RN101246262, KEY MOBILE HOME PARK	Classification: NOT APPLICA	ABLE Rating: N/A				
Complexity Points:	N/A	Repeat Violator: N/A					
CH Group:	14 - Other						
Location:	2116 TUSCOLA AVE, SNYDER, SCURRY COUNTY, TX						
TCEQ Region:	REGION 03 - ABILENE						
Date Compliance Histor Agency Decision Requir Component Period Selec TCEQ Staff Member to C	iod: September 01, 2016 to August 31, 24 y Report Prepared: September 22, 2 ing Compliance History: Enforceme cted: September 22, 2016 to Septembe contact for Additional Information I	021 ent r 22, 2021 Regarding This Compliance	-				
Name: Yuliya Dunawa	У	Phone: (210) 403-40 ⁻	//				
Site and Owner/Oper							
,	nce and/or operation for the full five year control of the site dution		YES NO				

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

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

1 Effective Date: 05/04/2018 ADMINORDER 2017-0571-PWS-E (Findings Order-Agreed Order Without Denial) Classification: Major

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(2)

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(ii)(III)

Rqmt Prov: Provision No. 2.a. ORDER

Description: Failure to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request. Specifically, the following records were not being maintained: the amount of water treated each week. Failure to comply with Agreed Commission Order Docket No. 2015-0103-PWS-E. Classification: Major

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(2)

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(i)(III)

Rqmt Prov: Provision No. 2.a. ORDER

Description: Failure to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request. Specifically, the following records were not being maintained: records of the amount of chemicals used each week. Failure to comply with Agreed Commission Order Docket No. 2015-0103-PWS-E. Classification: Major

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(2)

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(B)(iii)

Rqmt Prov: Provision No. 2.a. ORDER

Description: Failure to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request. Specifically, the following records were not being maintained: disinfectant residuals at representative locations in the distribution system at least once every seven days. Failure to comply with Agreed Commission Order Docket No. 2015-0103-PWS-E.

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(2)

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(D)(ii)

Description: Failure to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request. Specifically, the results of inspections of all the Facility's pressure tanks were not being maintained.

Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.46(i)

Description: Failure to adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(2)

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(B)(iv)

Description: Failure to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request. Specifically, the calibration records of a manual disinfectant analyzer. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(z)

Description: Failure to create a nitrification action plan ("NAP") for a system distributing chloraminated water.

Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.42(e)(3)(G)

Description: Failure to obtain an exception, in accordance with 30 Tex. Admin. Code § 290.39(I), prior to blending water containing chloramines and water containing free chlorine. Specifically, the Facility purchases water containing chloramines from the City of Snyder and blends it with hypochlorinated water in the ground storage tank on an as-needed basis.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(d)(2)(B)

30 TAC Chapter 290, SubChapter F 290.110(b)(4)

5A THSC Chapter 341, SubChapter A 341.0315(c)

Description: Failure to maintain a disinfectant residual of at least 0.5 milligrams per liter ("mg/L") of chloramine (measured as total chlorine) throughout the distribution system at all times. Specifically, on December 1, 2016, a field sample collected from the distribution system at 2397 Waco Avenue measured a total chlorine residual of 0.38 mg/L. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Rqmt Prov: 2013-2230-PWS-E ORDER

Description: DLQOR MR 4Q2016 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the fourth quarter of 2016 within the required timeline.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Rqmt Prov: 2013-2230-PWS-E/Ordering Provision 2dii ORDER

Description: DLQOR MR 3Q2016 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the third quarter of 2016 within the required timeline.

- Classification: Moderate
- Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Rqmt Prov: 2013-2230-PWS-E/OP No. 2.d.ii. ORDER

Description: DLQOR MR 2Q2016 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the second quarter of 2016 within the required timeline.

- Classification: Moderate
- Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Rqmt Prov: 2013-2230-PWS-E/OP No. 2.d.ii. ORDER

Description: DLQOR MR 1Q2016 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the first quarter of 2016 within the required timeline.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Rqmt Prov: 2013-2230-PWS-E/OP No. 2.d.ii. ORDER

Description: DLQOR MR 4Q2015 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the fourth quarter of 2015 within the required timeline.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

Description: DLQOR MR 3Q2015 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the third quarter of 2015 within the required timeline.

CH 1 of 2

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.117(h)

30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Rqmt Prov: 2013-2230-PWS-E/OP No. 2.d.i. ORDER

Description: LCR RT MR 2nd 6M2016 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the routine six-month monitoring period from 07/01/2016 to 12/31/2016 within the required timeline. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.117(h)

30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Rqmt Prov: 2013-2230-PWS-E/OP No. 2.d.i. ORDER

Description: LCR RT MR 1st 6M2016 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the routine six-month monitoring period from 01/01/2016 to 06/30/2016 within the required timeline. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(B)

30 TAC Chapter 290, SubChapter F 290.117(h)

30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Rqmt Prov: 2013-2230-PWS-E/OP No. 2.d.i. ORDER

Description: LCR RD MR YR2015 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the annual reduced monitoring period from 01/01/2015 to 12/31/2015 within the required timeline. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.117(i)(6)

30 TAC Chapter 290, SubChapter F 290.117(j)

Description: LCR LCN - The system failed to provide a consumer notice of lead tap water monitoring results to persons served at the sites (taps) that were tested during the six-month monitoring period from 01/01/2016 to 06/30/2016. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter H 290.271(b)

30 TAC Chapter 290, SubChapter H 290.274(a)

30 TAC Chapter 290, SubChapter H 290.274(c)

Description: CCR 2015 - The system failed to provide the Consumer Confidence Report (CCR) for 2015 to its bill-paying customers and/or the TCEQ by July 1st of the following year.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 2Q2016 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the second quarter of 2016.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 1Q2016 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the first quarter of 2016. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 4Q2015 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the fourth quarter of 2015.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 3Q2015 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the third quarter of 2015. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 1Q2015 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time

period that public notice was required for a disinfectant monitoring and reporting violation during the first quarter of 2015. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A) 30 TAC Chapter 290, SubChapter F 290.122(f)

Description: LCR RD MR PN YR2015 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a distribution lead and copper reduced monitoring and reporting violation for the annual reduced monitoring period from 01/01/2015 to 12/31/2015. Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.122(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: LCR RT MR PN 1st 6M2016 - Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a follow-up distribution lead and copper monitoring and reporting violation for the 6 month monitoring period from 01/01/2016 to 06/30/2016.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

- D. The approval dates of investigations (CCEDS Inv. Track. No.): $$\rm N/A$$
- 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

- G. Type of environmental management systems (EMSs): N/A
- H. Voluntary on-site compliance assessment dates: $$\rm N/A$$
- I. Participation in a voluntary pollution reduction program: \$N/A\$
- J. Early compliance: N/A

Sites Outside of Texas:

N/A



Compliance History Report

Compliance History Report for CN600682397, RN108305152, Rating Year 2021 which includes Compliance History (CH) components from September 1, 2016, through August 31, 2021.

Customer, Respondent, or Owner/Operator:	CN600682397, Howard C. Bigham Jr.	Classification: UNCLASSIFIED	Rating:	
Regulated Entity:	RN108305152, HOWARD BIGHAM WATER HAULER	Classification: NOT APPLICABL	E Rating: N/A	
Complexity Points:	N/A	Repeat Violator: N/A		
CH Group:	14 - Other			
Location:	2116 TUSCOLA AVE, SNYDER, SCURRY COUNTY, TX			
TCEQ Region:	REGION 03 - ABILENE			
ID Number(s): PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 2080025 Compliance History Period: September 01, 2016 to August 31, 2021 Rating Year: 2021 Rating Date: 09/01/2021				
Date Compliance History Report Prepared: September 22, 2021				
Agency Decision Requiring Compliance History: Enforcement				
Component Period Selected: September 22, 2016 to September 22, 2021				
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.				
Name: Yuliya Dunawa	Ŷ	Phone: (210) 403-4077		

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:

 1
 Effective Date:
 05/04/2018
 ADMINORDER
 2017-0571-PWS-E (Findings Order-Agreed Order Without Denial)

 Classification:
 Moderate
 Moderate
 Moderate
 Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.44(i) Rqmt Prov: 2015-0103-PWS-E ORDER

Description: Failure to obtain an approval from the Executive Director prior to supplying drinking water distributed by a tanker truck or trailer to persons served by the Facility. Specifically, the Facility was utilizing an unauthorized water hauling trailer, purchasing water from the City of Snyder and delivering it to the Facility's ground storage tank. Failure to comply with Agreed Commission Order Docket No. 2015-0103-PWS-E.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1 January 23, 2017 (1382374)

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

- G. Type of environmental management systems (EMSs): N/A
- H. Voluntary on-site compliance assessment dates: N/A
- I. Participation in a voluntary pollution reduction program: N/A
- J. Early compliance: N/A

Sites Outside of Texas:

N/A

Component Appendices

Appendix A

All NOVs Issued During Component Period 9/22/2016 and 9/22/2021

N/A

For Informational Purposes Only

Appendix **B** All Investigations Conducted During Component Period September 22, 2016 and September 22, 2021

(1382374)			
Item 1*	January 23, 2017** For Informational Purposes Only		
(1583021)			
Item 2	November 08, 2019** For Informational Purposes Only		

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2016 and 08/31/2021.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN ENFORCEMENT ACTION CONCERNING HOWARD C. BIGHAM, JR.; RN101246262 & RN108305152

BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

AGREED ORDER

<u>s</u> <u>s</u> <u>s</u>

S

DOCKET NO. 2019-1669-PWS-E

On ______, the Texas Commission on Environmental Quality ("Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Howard C. Bigham, Jr. ("Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 341. The Executive Director of the TCEQ, represented by the Litigation Division, and Respondent presented this Order to the Commission.

Respondent understands he has certain procedural rights at certain points in the enforcement process, including the right to formal notice of violations, to request an evidentiary hearing, receive notice of an evidentiary hearing, and a right to appeal. By entering into this Order, Respondent agrees to waive all notice and procedural rights which might otherwise be authorized or required in this action.

It is further understood and agreed that 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. The duties and responsibilities imposed by this Order are binding upon Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

FINDINGS OF FACT

- 1. Respondent owns and operates a public water system ("PWS") located at 2116 Tuscola Avenue near Snyder, Scurry County, Texas (the "Facility"). The Facility provides water for human consumption, has approximately 24 service connections, and serves at least 25 people per day for at least 60 days per year. As such, the Facility is a PWS as defined in 30 Tex. ADMIN. CODE § 290.38(71).
- 2. During an investigation conducted on and around September 26, 2019, an investigator documented that Respondent:
 - a. Failed to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request. Specifically, the following records were not being maintained: the amount of each chemical used each week, the amount of water treated each week, the disinfectant residual monitoring results from the distribution system, the calibration records of the manual disinfectant analyzer, and the results of inspections for all water storage and pressure maintenance facilities;
 - b. Failed to adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted;
 - c. Failed to create a nitrification action plan ("NAP") for a system distributing chloraminated water;

- d. Failed to obtain an exception, in accordance with 30 TEX. ADMIN. CODE § 290.39(l), prior to blending water containing chloramines and water containing free chlorine. Specifically, the Facility purchases water containing chloramines from the City of Snyder and blends it with hypochlorinated water in the ground storage tank on an as-needed basis;
- e. Failed to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request. Specifically, records of the dates that dead-end mains were flushed were not available for review;
- f. Failed to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the Facility will use to comply with the monitoring requirements. Specifically, the system did not have a schematic of the plant and distribution system map with all sample sites indicated;
- g. Failed to keep on file copies of well completion data as defined in 30 Tex. ADMIN. CODE § 290.41(c)(3)(A) for as long as the well remains in service. Specifically, well completion data for Well Nos. 1 and 2 were not available for review;
- h. Failed to obtain sanitary control easements for all land within 150 feet of the Facility's two wells;
- i. Failed to calibrate the Facility's two well meters at least once every three years;
- j. Failed to completely cover the hypochlorination solution container top to prevent the entrance of dust, insects, and other contaminants. Specifically, the sodium hypochlorite solution container did not have a cover;
- k. Failed to ensure that the discharge opening of the overflow is covered with a gravity-hinged and weighted cover which fits tightly with no gap over 1/16 inch. Specifically, the overflow cover on the discharge opening of the ground storage tank did not close so that the gap was less than 1/16 inch;
- 1. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, overgrown weeds or vegetation were noted climbing a fence near the Facility's ground storage tank;
- m. Failed to use a water works operator who holds a Class "D" or higher license. Specifically, the operator's Class "B" license expired March 21, 2017;
- n. Failed to maintain a disinfectant residual of at least 0.5 milligrams per liter ("mg/L") of chloramine (measured as total chlorine) throughout the distribution system at all times. Specifically, the total chlorine residual concentration of the field sample collected at 2417 Waco Avenue (Lot 8) measured 0.18 mg/L; and
- o. Failed to obtain approval from the Executive Director prior to supplying drinking water distributed by a tanker truck or trailer to persons served by the Facility. Specifically, the Facility was utilizing an unauthorized water hauling trailer, purchasing water from the City of Snyder and delivering it to the Facility's ground storage tank.
- 3. During record reviews conducted on and around November 13 and 18, 2019, TCEQ staff documented that Respondent:
 - a. Failed to submit a Disinfection Level Quarterly Operating Report ("DLQOR") to the Executive Director by the tenth day of the month following the end of each quarter for the second quarter of 2018 through the second quarter of 2019;

- b. Failed to collect lead and copper tap samples at the required five sample sites, have the samples analyzed, and report the results to the Executive Director for the July 1, 2018 through December 31, 2018 and January 1, 2019 through June 30, 2019 monitoring periods;
- c. Failed to mail or directly deliver one copy of the Consumer Confidence Report ("CCR") to each bill paying customer by July 1 for each year and failed to submit a copy of the annual CCR and certification that the CCR has been distributed to the customers of the Facility and that the information in the CCR is correct and consistent with compliance monitoring data to the TCEQ for the years 2017 and 2018; and
- d. Failed to provide a consumer notification of lead tap water monitoring results to persons served at the sites (taps) that were tested, and failed to mail a copy of the consumer notification of tap results to the Executive Director along with certification that the consumer notification has been distributed in a manner consistent with TCEQ requirements for the January 1, 2016 through June 30, 2016 monitoring period.
- 4. The Executive Director recognizes that Respondent increased the disinfectant residual in the Facility's distribution system to 0.91 mg/L on September 27, 2019 (Conclusion of Law No. 15).

CONCLUSIONS OF LAW

- 1. As evidenced by Finding of Fact No. 1, Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 341 and the rules of the TCEQ.
- 2. As evidenced by Finding of Fact No. 2.a., Respondent failed to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request, in violation of 30 TEX. ADMIN. CODE § 290.46(f)(2), (f)(3)(A)(i)(III), (f)(3)(A)(ii)(III), (f)(3)(B)(iii), (f)(3)(B)(iv) and (f)(3)(D)(ii), and TCEQ Agreed Order Docket 2017-0571-PWS-E, Ordering Provision No. 2.a.viii.
- 3. As evidenced by Finding of Fact No. 2.b., Respondent failed to adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted, in violation of 30 TEX. ADMIN. CODE § 290.46(i) and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.ix.
- 4. As evidenced by Finding of Fact No. 2.c., Respondent failed to create a NAP for a system distributing chloraminated water, in violation of 30 Tex. ADMIN. CODE § 290.46(z) and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.x.
- 5. As evidenced by Finding of Fact No. 2.d., Respondent failed to obtain an exception, in accordance with 30 TEX. ADMIN. CODE § 290.39(l), prior to blending water containing chloramines and water containing free chlorine, in violation of 30 TEX. ADMIN. CODE § 290.42(e)(3)(G) and TCEQ Agreed Order Docket No. 2017-0571-PWS, Ordering Provision No. 2.d.ii.
- 6. As evidenced by Finding of Fact No. 2.e., Respondent failed to maintain water works operation and maintenance records and make them readily available to Commission personnel upon request, in violation of 30 Tex. ADMIN. CODE § 290.46(f)(2) and (f)(3)(A)(iv).
- 7. As evidenced by Finding of Fact No. 2.f., Respondent failed to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the Facility will use to comply with the monitoring requirements, in violation of 30 Tex. ADMIN. CODE § 290.121(a) and (b).

- 8. As evidenced by Finding of Fact No. 2.g., Respondent failed to keep on file copies of well completion data as defined in 30 TEX. ADMIN. CODE § 290.41(c)(3)(A) for as long as the well remains in service, in violation of 30 TEX. ADMIN. CODE § 290.46(n)(3).
- 9. As evidenced by Finding of Fact No. 2.h., Respondent failed to obtain sanitary control easements for all land within 150 feet of the Facility's two wells, in violation of 30 Tex. ADMIN. CODE § 290.41(c)(1)(F).
- 10. As evidenced by Finding of Fact No. 2.i., Respondent failed to calibrate the Facility's two well meters at least once every three years, in violation of 30 Tex. ADMIN. CODE § 290.46(s)(1).
- 11. As evidenced by Finding of Fact No. 2.j., Respondent failed to completely cover the hypochlorination solution container top to prevent the entrance of dust, insects, and other contaminants, in violation of 30 Tex. ADMIN. CODE § 290.42(e)(5).
- 12. As evidenced by Finding of Fact No. 2.k., Respondent failed to ensure that the discharge opening of the overflow is covered with a gravity-hinged and weighted cover which fits tightly with no gap over 1/16 inch, in violation of 30 Tex. ADMIN. CODE § 290.43(c)(3).
- 13. As evidenced by Finding of Fact No. 2.1., Respondent failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, in violation of 30 Tex. ADMIN. CODE § 290.46(m).
- 14. As evidenced by Finding of Fact No. 2.m., Respondent failed to use a water works operator who holds a Class "D" or higher license, in violation of TEX. HEALTH & SAFETY CODE § 341.033(a) and 30 TEX. ADMIN. CODE § 290.46(e)(4)(A).
- 15. As evidenced by Finding of Fact No. 2.n., Respondent failed to maintain a disinfectant residual of at least 0.5 mg/L of chloramine (measured as total chlorine) throughout the distribution system at all times, in violation of Tex. HEALTH & SAFETY CODE § 341.0315(c) and 30 Tex. ADMIN. CODE §§ 290.46(d)(2)(B) and 290.110(b)(4).
- 16. As evidenced by Finding of Fact No. 2.o., Respondent failed to obtain approval from the Executive Director prior to supplying drinking water distributed by a tanker truck or trailer to persons served by the Facility, in violation of 30 TEX. ADMIN. CODE § 290.44(i) and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provisions Nos. 2.f. and 2.h.
- 17. As evidenced by Finding of Fact No. 3.a., Respondent failed to submit a DLQOR to the Executive Director by the tenth day of the month following the end of each quarter, in violation of 30 TEX. ADMIN. CODE § 290.110(e)(4)(A) and (f)(3), and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.d.i.
- 18. As evidenced by Finding of Fact No. 3.b., Respondent failed to collect lead and copper tap samples at the required five sample sites, have the samples analyzed, and report the results to the Executive Director, in violation of 30 TEX. ADMIN. CODE § 290.117(c)(2)(A), (h), and (i)(1), and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.i.
- 19. As evidenced by Finding of Fact No. 3.c., Respondent failed to mail or directly deliver one copy of the CCR to each bill paying customer by July 1 for each year and failed to submit a copy of the annual CCR and certification that the CCR has been distributed to the customers of the Facility and that the information in the CCR is correct and consistent with compliance monitoring data to the TCEQ, in violation of 30 TEX. ADMIN. CODE §§ 290.271(b) and 290.274(a) and (c), and TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provisions Nos. 2.a.vii. and 2.b.ii.
- 20. As evidenced by Finding of Fact No. 3.d., Respondent failed to provide a consumer notification of lead tap water monitoring results to persons served at the sites (taps) that were tested, and failed to mail a copy of the consumer notification of tap results to the Executive Director along with certification that the consumer notification has been

distributed in a manner consistent with TCEQ requirements, in violation of TCEQ Agreed Order Docket No. 2017-0571-PWS-E, Ordering Provision No. 2.a.vi.

- 21. Pursuant to TEX. HEALTH & SAFETY CODE § 341.049(a), the TCEQ has the authority to assess an administrative penalty against Respondent for violations of state statutes within the TCEQ's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
- 22. An administrative penalty in the amount of seven thousand four hundred ninety-eight dollars (\$7,498.00) is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. HEALTH & SAFETY CODE § 341.049(b). Respondent paid seven thousand four hundred ninety-eight dollars (\$7,498.00) of the penalty.

ORDERING PROVISIONS

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

- 1. Respondent is assessed an administrative penalty as set forth in Conclusion of Law No. 22 for violations of state statutes and rules of the TCEQ. The payment of this penalty and Respondent's compliance with all requirements set forth in this Order resolve only the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations not raised here.
- 2. Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order:
 - i. Begin complying with applicable lead and copper monitoring requirements by collecting the required number of lead and copper tap samples, having the samples analyzed, and reporting the results to the Executive Director within ten days of the month following the end of the monitoring period, in accordance with 30 TEX. ADMIN. CODE § 290.117. This provision will be satisfied upon two consecutive compliant six-month monitoring periods (Conclusion of Law No. 18);
 - ii. Implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that all future lead and copper tap samples are collected, analyzed, and the results are reported to the Executive Director within ten days following the end of the monitoring period, in accordance with 30 Tex. ADMIN. CODE § 290.117 (Conclusion of Law No. 18);
 - iii. Update the Facility's operational guidance and conduct employee training to ensure that self-reporting requirements are properly accomplished, including the timely submission of signed and certified DLQORs, in accordance with 30 TEX. ADMIN. CODE § 290.110 (Conclusion of Law No. 17);
 - iv. Provide consumer notification of lead tap water monitoring results to persons served at all sites (taps) that were tested during the January 1, 2016 through June 30, 2016 monitoring period, and submit to the Executive Director a sample copy of the consumer notification and certification that consumer notification was distributed in a manner consistent with TCEQ requirements, in accordance with 30 Tex. ADMIN. CODE § 290.117 (Conclusion of Law No. 20);
 - v. Mail or directly deliver one copy of the CCR prepared using the compliance monitoring data for the most recent calendar year to each bill paying customer and make a good faith effort to deliver the CCR to non-bill paying customers, in accordance with 30 TEX. ADMIN. CODE §§ 290.271 and 290.274 (Conclusion of Law No. 19);

Howard C. Bigham, Jr. Docket No. 2019-1669-PWS-E Page 6

- vi. Develop and maintain monthly water works operation and maintenance records, including records of the amount of each chemical used each week, the amount of water treated each week, the disinfectant residual monitoring results from the distribution system, the calibration records of a manual disinfectant residual analyzer, the results of inspections of all the Facility's water storage and pressure tanks, and the dates that deadend mains were flushed, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusions of Law Nos. 2 and 6);
- vii. Adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither crossconnections nor other unacceptable plumbing practices are permitted, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusion of Law No. 3);
- viii. Create a NAP for the Facility, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusion of Law No. 4);
- ix. Calibrate the Facility's two well meters, in accordance with 30 Tex. ADMIN. CODE § 290.46 (Conclusion of Law No. 10);
- x. Provide a cover for the hypochlorination solution container to prevent the entrance of dust, insects, and other contaminants, in accordance with 30 Tex. ADMIN. CODE § 290.42 (Conclusion of Law No. 11);
- xi. Ensure the discharge opening of the overflow is covered with a gravityhinged and weighted cover that fits tightly with no gap over 1/16 inch, in accordance with 30 Tex. ADMIN. CODE § 290.43 (Conclusion of Law No. 12);
- xii. Initiate maintenance and housekeeping practices to ensure good working condition and general appearance of the system's facilities and equipment, including removing overgrown weeds and vegetation around the Facility's ground storage tank, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusion of Law No. 13); and
- xiii. Begin using a water works operator who holds a Class "D" or higher license, in accordance with 30 Tex. ADMIN. CODE § 290.46 (Conclusion of Law No. 14).
- b. Within 45 days after the effective date of this Order:
 - i. Submit written certification, in accordance with Ordering Provision No. 2.l., to demonstrate compliance with Ordering Provisions Nos. 2.a.ii. through 2.a.xiii; and
 - ii. Submit to the Commission a copy of the CCR provided to customers of the Facility, together with the certification that the CCR has been distributed to the customers of the Facility and that the information in the CCR is correct and consistent with the compliance monitoring data, in accordance with 30 TEX. ADMIN. CODE § 290.74 (Conclusion of Law No. 19). The copy of the CCR and the certification shall be mailed to:

Drinking Water Special Functions Section Water Supply Division, MC 155 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

- c. Within 60 days after the effective date of this Order:
 - i. Submit written certification, in accordance with Ordering Provision No. 2.l., to demonstrate compliance with Ordering Provision No. 2.b.ii.; and

- Develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the Facility will use to comply with the monitoring requirements, including a schematic of the plant and distribution system map with all sample sites indicated, in accordance with 30 Tex. ADMIN. CODE § 290.121 (Conclusion of Law No. 7).
- d. Within 75 days after the effective date of this Order, submit written certification, in accordance with Ordering Provision No. 2.l., to demonstrate compliance with Ordering Provision No. 2.c.ii.
- e. Within 90 days after the effective date of this Order:
 - i. Begin submitting DLQORs to the Executive Director each quarter by the tenth day of the month following the end of the quarter, in accordance with 30 TEX. ADMIN. CODE § 290.110. This provision will be satisfied upon one quarter of compliant reporting (Conclusion of Law No. 17). DLQORs shall be submitted to:

DLQOR Coordinator Water Supply Division, MC 155 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

ii. Obtain an exception from the Executive Director for blending water containing chloramines and water containing free chlorine as required by 30 Tex. ADMIN. CODE § 290.39(l), in accordance with 30 Tex. ADMIN. CODE § 290.42 (Conclusion of Law No. 5). The exception request shall be submitted to:

Technical Review and Oversight Team Water Supply Division, MC 159 Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

- iii. Compile and keep on file copies of well completion data as defined in 30 Tex. ADMIN. CODE § 290.41(c)(3)(A), in accordance with 30 Tex. ADMIN. CODE § 290.46 (Conclusion of Law No. 8); and
- iv. Obtain sanitary control easements for all land within 150 feet of the Facility's two wells or obtain an exception from the Executive Director for sanitary control easements, in accordance with 30 Tex. ADMIN. CODE § 290.41 (Conclusion of Law No. 9). The exception request shall be submitted to the address provided in Ordering Provision No. 2.e.ii.
- f. Within 105 days after the effective date of this Order, submit written certification, in accordance with Ordering Provision No. 2.1., to demonstrate compliance with Ordering Provisions Nos. 2.e.ii. through 2.e.iv.
- g. Within 180 days after the effective date of this Order, submit accurate, up-to-date, and detailed plans, specifications, and engineering reports prepared under the direction of a Texas licensed professional engineer for review and approval of a water hauling trailer utilized by the Facility, in accordance with 30 TEX. ADMIN. CODE § 290.39 (Conclusion of Law No. 16). The documentation shall be submitted to the address provided in Ordering Provision No. 2.e.ii.

Respondent shall respond completely and adequately, as determined by the TCEQ, to all requests for information concerning required documentation within 15 days after the date of such requests, or by any other deadline specified in writing.

- h. Within 195 days after the effective date of this Order, submit written certification, in accordance with Ordering Provision No. 2.l., to demonstrate compliance with Ordering Provisions Nos. 2.e.i. and 2.g.
- i. Within 270 days after the effective date of this Order, obtain approval from the Executive Director for using a water hauling trailer (Conclusion of Law No. 16).
- j. Within 285 days after the effective date of this Order, submit written certification, in accordance with Ordering Provision No. 2.1., to demonstrate compliance with Ordering Provision No. 2.i.
- k. Within 410 days after the effective date of this Order, submit written certification, in accordance with Ordering Provision No. 2.1., to demonstrate compliance with Ordering Provision No. 2.a.i.
- l. The certifications 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 based on my inquiry of those individuals immediately responsible for obtaining the information, I believe the submitted information is true, accurate, and complete. I am aware there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

The written certifications and supporting documentation necessary to demonstrate compliance with these Ordering Provisions shall be sent to:

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

and:

Section Manager, Public Drinking Water Water Supply Division, MC 155 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. This Order, issued by the Commission, shall not be admissible against Respondent in a civil proceeding, unless the proceeding is brought by the Office of the Attorney General of the State of Texas ("OAG") to: (1) enforce the terms of this Order, or (2) pursue violations of a statute within the TCEQ's jurisdiction, or of a rule adopted or an order or permit issued by TCEQ under such a statute. The Executive Director may, without further notice or hearing, refer this matter to the OAG for further enforcement proceedings if the Executive Director determines Respondent has not complied with one or more of the terms or conditions in this Order.
- 7. 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 compliance with all the terms and conditions set forth in this Order, whichever is later.
- 9. 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.
- 10. 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.

Howard C. Bigham, Jr. Docket No. 2019-1669-PWS-E Page 10

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

E. Chanalloe

For the Executive Director

05/16/22

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
- The TCEQ seeking other relief as authorized by law.

ج.

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

Signature – Howard C. Bigham, Jr. 2116 Tuscola Avenue Snyder, Texas 79549 <u>3-30-22</u> Date

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