Order Type: 1660 Agreed Order **Findings Order Justification:** N/A Media: MWD **Small Business:** No Location(s) Where Violation(s) Occurred: Rolling Ridge Mobile Home Park, 115 Ridgewood Street, College Station, Brazos County **Type of Operation:** Wastewater treatment facility **Other Significant Matters:** Additional Pending Enforcement Actions: No Past-Due Penalties: No Other: N/A Interested Third-Parties: None Texas Register Publication Date: February 19, 2021 Comments Received: No

Penalty Information

Total Penalty Assessed: \$41,689 Amount Deferred for Expedited Settlement: \$8,337 Total Paid to General Revenue: \$33,352 Total Due to General Revenue: \$0 Payment Plan: N/A Compliance History Classifications: Person/CN - Satisfactory Site/RN - Satisfactory Major Source: No Statutory Limit Adjustment: N/A Applicable Penalty Policy: April 2014

Investigation Information

Complaint Date(s): N/A Complaint Information: N/A Date(s) of Investigation: January 23, 2020 Date(s) of NOE(s): March 6, 2020

Violation Information

1. Failed to collect and analyze effluent samples at the intervals specified in the permit. Specifically, the Respondents were using a color wheel instead of the Hach Pocket Colorimeter II testing kit and were using expired reagents. Also, manganese corrections were not being conducted on chlorine results [30 TEX. ADMIN. CODE §§ 305.125(1) and 319.11(c) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0012015001, Monitoring and Reporting Requirements, 2.a].

2. Failed to provide atmospheric vacuum breakers on all potable water washdown hoses [30 TEX. ADMIN. CODE §§ 305.125(1) and 317.7(i) and TPDES Permit No. WQ0012015001, Operational Requirements No. 1].

3. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, the onsite and offsite lift stations had large amounts of debris and floating grease covering the vast majority of the water's surface, the offsite lift station had a solid layer of biosolids [30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0012015001, Operational Requirements No. 1].

4. Failed to comply with permitted effluent limitations for chlorine residual and *Escherichia coli* [30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TPDES Permit No. WQ0012015001, Effluent Limitations and Monitoring Requirements Nos. 1 and 2].

5. Failed to make a self-contained breathing apparatus available for use by facility personnel and located at a safe distance from the chlorine facilities to ensure accessibility [30 TEX. ADMIN. CODE § 317.6(b)(1)(D)].

6. Failed to employ or contract with one or more licensed wastewater treatment facility operators or wastewater system operations companies holding a valid Class C license or higher. Specifically, process control activities were conducted at the Facility at the time of the investigation, by persons not holding a valid Class C license or higher [30 TEX. ADMIN. CODE §§ 30.350(d) and 305.125(1) and TPDES Permit No. WQ0012015001, Other Requirements No. 1].

7. Failed to submit accurate information on discharge monitoring reports. Specifically, the *Escherichia coli* single grab samples for January and November 2019 did not match the lab results [30 TEX. ADMIN. CODE § 305.125(1) and (19), and TPDES Permit No. WQ0012015001, Permit Conditions No. 1.a].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondents implemented the following corrective measures:

a. Hired an operator with a valid Class C license to operate the Facility by February 21, 2020.

b. Submitted the corrected discharge monitoring reports with the actual sample results for *Escherichia coli* single grab concentration for January and November 2019, by February 28, 2020.

c. Purchased a self-contained breathing apparatus and made it available for Facility personnel by April 23, 2020.

d. Developed and implemented procedures, conducted employee training, and began conducting chlorine sampling analysis with unexpired reagents and manganese corrections at the Facility using the Hach Pocket Colorimeter II testing kit by April 30, 2020.

e. Installed an atmospheric vacuum breaker on the potable water washdown hose, by May 1, 2020; and

f. Removed the debris, grease, and biosolids from the onsite and offsite lift stations using a vacuum truck by May 4, 2020.

Technical Requirements:

The Order will require the Respondent to, within 130 days, submit written certification of compliance with the permitted effluent limitations of TPDES Permit No. WQ0012015001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current self-reported discharge monitoring reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations to demonstrate compliance.

Contact Information

TCEQ Attorney: N/A **TCEQ Enforcement Coordinator:** Harley Hobson, Enforcement Division, Enforcement Team 3, MC 219, (512) 239-1337; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

Respondent: Donald Wayne Jones, Manager of the General Partner, Manitou Ltd., Incorporated and 1980 Rolling Ridge Ltd., 310 University Drive East, College Station, Texas 77842

Respondent's Attorney: N/A

	Policy Revision 4 (A)		nalty Calo	culatio	n Worksl	neet (PC		Revision March 26, 2014
TCEQ	Assigned	0 Mar 2020						
DATES	Assigned PCW		Screening 1-	Apr-2020	EPA Due		1	
	1.00	20 000 2020	Screening 17					
RESPO		TY INFORMATI						
			corporated and 19	980 Rolling	Ridge Ltd.			
	g. Ent. Ref. No.				Maiar (A	liner Course	Minou	
Facili	ty/Site Region	9-waco			мајог/ к	linor Source	MINOF	
CASE I	NFORMATION							
En	f./Case ID No.	59243			No.	of Violations	8	
		2020-0595-MWD)-Е			Order Type		
Med	dia Program(s)	Water Quality				t/Non-Profit		
	Multi-Media				Enf.		Harley Hobsor Enforcement	
Adı	min. Penalty \$ I	Limit Minimum	\$0 Max	ximum	\$25,000	EC S Tealli	Enforcement	
	······································		10		<i>QE3</i> 7000			
			,		tion Secti	on		
ΤΟΤΑ	L BASE PENA	LTY (Sum of	violation bas	se penalt	ies)		Subtotal 1	\$39,250
	STMENTS (+	/-) TO SUBTO	TAL 1					
	Subtotals 2-7 are of	otained by multiplying	the Total Base Penal	ty (Subtotal 1) by the indicated p	ercentage.		
	Compliance Hi	story		15.0%	Adjustment	Subto	tals 2, 3, & 7	\$5,887
				c 10				
	Notes	Enhancemen	t for three month	s of self-rep	ported effluent	violations.		
							J	
	Culpability	No		0.0%	Enhancement		Subtotal 4	\$0
	Notes	The Re	espondents do no	t meet the	culpability crite	ria.		
	Good Faith Eff	ort to Comply T	otal Adjustment	ts			Subtotal 5	-\$3,687
	Economic Ben	efit		0.0%	Enhancement*		Subtotal 6	\$0
	Ectimated	Total EB Amounts	\$2,221	*Capped	d at the Total EB \$	Amount		
	Estimated	I Cost of Compliance	\$58,586					
SUM (OF SUBTOTA	LS 1-7				F	inal Subtotal	\$41,450
						-		+,
OTHE	R FACTORS <i>A</i>	AS JUSTICE M	AY REQUIRE		0.6%		Adjustment	\$239
Reduces	or enhances the Fina	Subtotal by the indic	ated percentage.		•			
	Notes	Recommended	enhancement to o associated w			f compliance		
						Final Per	alty Amount	\$41,689
STAT	UTORY LIMI	r adjustmen	IT			Final Asse	ssed Penalty	\$41,689
DEEE				1	20.00/	Doduction	Adjustment	-40 227
DEFEI Reduces t		nalty by the indicated	percentage		20.0%	Reduction	Adjustment	-\$8,337
		and by the multillet	· percentage.]	
	Notes	ſ	Deferral offered fo	or expedited	d settlement.			
	Notes	I	Deferral offered fo	or expedited	d settlement.			
	Notes BLE PENALT		Deferral offered fo	or expedited	d settlement.			\$33,352

		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		0%	
	Judgments	Any non-adjudicated final court judgments or consent decrees containing a denia of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)		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%	
	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</i> <i>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 Pe	rcentage (Sub	total 2)	15%
>> Re	peat Violator	(Subtotal 3)			
	No	Adjustment Pe	rcentage (Sub	total 3)	0%
>> Co	mpliance Hist	ory Person Classification (Subtotal 7)			
	Satisfactory	Performer Adjustment Pe	rcentage (Sub	total 7)	0%
>> Co	mpliance Hist	ory Summary			
	Compliance History Notes	Enhancement for three months of self-reported effluent violations			
>> Eine	Compliance	Total Compliance History Adjustment Percentage (History Adjustment	Subtotals 2,	3, & 7)	15%
>> rina		Final Adjustment Percent	age *capped a	at 100%	15%

Case ID No. 59243 Reg. Ent. Reference No. RN101611549

Enf. Coordinator Harley Hobson

Component Number of...

NOVs

Compliance History Worksheet >> Compliance History Site Enhancement (Subtotal 2)

Written notices of violation ("NOVs") with same or similar violations as those in

Policy Revision 4 (April 2014) PCW Revision March 26, 2014

Adjust.

15%

Number

3



Docket No. 2020-0595-MWD-E

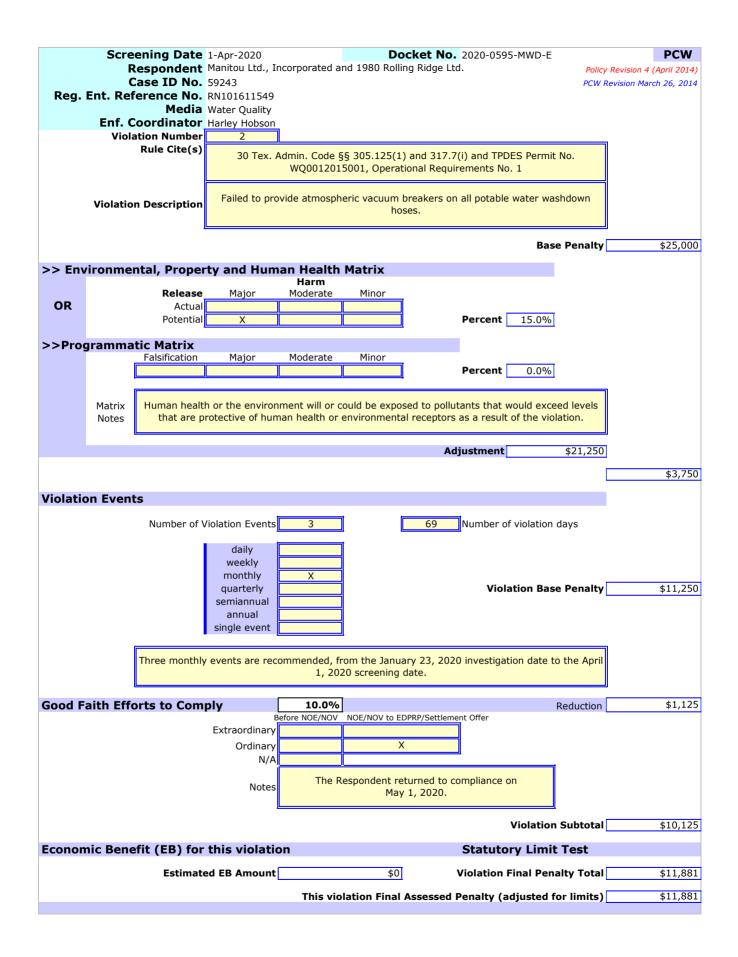
Screening Date 1-Apr-2020 Respondent Manitou Ltd., Incorporated and 1980 Rolling Ridge Ltd.

the current enforcement action (number of NOVs meeting criteria)

Media Water Quality

		ening Date Respondent	1-Apr-2020 Manitou Ltd., Ir	corporated ar		cket No. 2020-0595-MWD-E ng Ridge Ltd.	Policy	PCW Revision 4 (April 2014)
Peg	C	case ID No.						evision March 26, 2014
Reg.		Media	Water Quality					
		Coordinator	Harley Hobson					
		Rule Cite(s)	30 Tex. Admin	. Code §§ 305	5.125(1) and	319.11(c) and Texas Pollutant	Discharge	
			Elimination	, ,		No. WQ0012015001, Monitorir uirements, 2.a.	ig and	
	Violatio	n Description	permit. Specific Pocket Co	cally, the Resp lorimeter II te	ondents wer esting kit, and	amples at the intervals specified re using a color wheel instead o d were using expired reagents. eing conducted on chlorine resu	f the Hach Also,	
						Bas	e Penalty	\$25,000
>> Env	vironme	ntal, Propei	rty and Hum	an Health _{Harm}	Matrix			
		Release	Major	Moderate	Minor			
OR		Actual Potential		х		Percent 5.0%		
>>Prog	gramma	tic Matrix Falsification	Major	Moderate	Minor			
						Percent 0.0%		
	Matrix Notes			hat are prote		osed to significant amounts of p an health or environmental rece ion.		
						Adjustment	\$23,750	
							[\$1,250
Violatio	on Even	łe						
Tolatio			/iolation Events	2	. [69 Number of violation	days	
			daily weekly monthly quarterly semiannual annual			Violation Bas	e Penalty	\$2,500
			single event					
		Two quart				per issue) from the January 23, 020 screening date.	, 2020	
Good F	aith Effo	orts to Com		10.0%			Reduction	\$250
			B Extraordinary	efore NOE/NOV	NOE/NOV to El	DPRP/Settlement Offer		
			Ordinary		Х			
			N/A Notes	The Re	•	turned to compliance on 30, 2020.		
							subtotal	\$2,250
Econor	nic Bene	fit (FR) for	this violatio	n		Statutory Limit		
200101	ine Bene				#		-	¢2 640
		Estimate	ed EB Amount		\$3	Violation Final Pen	-	\$2,640
				This viola	ation Final A	Assessed Penalty (adjusted f	or limits)	\$2,640

	E	conomic	Benefit	Wo	rksheet		
Respondent	Manitou Ltd., 3	Incorporated and	1980 Rolling Rid	lae Ltd.			
Case ID No.			1900 Honing H	igo Lea			
Reg. Ent. Reference No.							N
	Water Quality					Percent Interest	Years of
Violation No.	, 1						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Tem Description							
Delayed Costs	· 	1	-		1 10		
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0 \$0	\$0 \$0	<u>\$0</u> \$0
Engineering/Construction					\$0 \$0	\$0 n/a	\$0 \$0
Land				0.00	\$0 \$0	· · · ·	<u>\$0</u> \$0
Record Keeping System Training/Sampling	\$250	23-Jan-2020	30-Apr-2020	0.00	\$0	n/a n/a	<u>\$0</u> \$3
Remediation/Disposal	<u>\$230</u>	23-Jaii-2020	30-ADI-2020	0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
other (us needed)	Ectimated a	act to dovelop and	d implement pro			ployee training to ut	7.7
						expired reagents and	
	Dockot Cold		у ки со репони	CHIOTHE			
Notes for DELAYED costs			a chlarina racul			a invastigation data	
Notes for DELAYED costs		corrections on th		s. The		e investigation date	
	manganese	corrections on th	date is tl	s. The ne date	of compliance.	5	and the final
Avoided Costs	manganese	corrections on th	date is tl	s. The one date	of compliance. item (except for	r one-time avoide	and the final
Avoided Costs Disposal	manganese	corrections on th	date is tl	s. The one date of the date of	of compliance. item (except for \$0	r one-time avoide \$0	and the final d costs) \$0
Avoided Costs Disposal Personnel	manganese	corrections on th	date is tl	tering	of compliance. item (except for \$0 \$0	r one-time avoided \$0 \$0	and the final d costs) \$0 \$0
Avoided Costs Disposal Personnel inspection/Reporting/Sampling	manganese	corrections on th	date is tl	s. The date date 0.00 0.00 0.00 0.00	of compliance. item (except for \$0 \$0 \$0 \$0	r one-time avoide \$0 \$0 \$0	and the final d costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	manganese	corrections on th	date is tl	s. The date date date 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	manganese	corrections on th	date is tl	s. The date date date date date date date 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	manganese	corrections on th	date is tl	s. The date date date date date date date dat	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	manganese	corrections on th	date is tl	s. The date date date date date date date 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	manganese	corrections on th	date is tl	s. The date date date date date date date dat	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	manganese	corrections on th	date is tl	s. The date date date date date date date dat	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	manganese	corrections on th	date is tl	s. The date date date date date date date dat	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	manganese	corrections on th	date is tl	s. The date date date date date date date dat	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	manganese	corrections on th	date is tl	s. The date date date date date date date dat	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	manganese	corrections on th	date is tl	s. The date date date date date date date dat	of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and the final \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0



	E	conomic	Benefit	Wo	rksheet		
Respondent	Manitou Ltd., 1	Incorporated and	1980 Rolling Ri	dge Ltd.			
Case ID No.				. J			
leg. Ent. Reference No.							
	Water Quality						Years of
Violation No.						Percent Interest	Depreciation
Violation No.	. Z						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	1						
Delayed Costs							
Equipment	\$5	23-Jan-2020	1-Mav-2020	0.27	\$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
		i i					
Permit Costs Other (as needed)				0.00	\$0 \$0	n/a n/a	\$0 \$0
			k un k un i -	0.00	\$0 \$0	n/a n/a	\$0
				0.00 vacuum	\$0 \$0 breaker on one p	n/a	\$0 own hose. The
Other (as needed) Notes for DELAYED costs	da	ate required is the	investigation o	0.00 vacuum late and	\$0 \$0 breaker on one p I the final date is t	n/a n/a otable water washd he date of complian	\$0 own hose. The ce.
Other (as needed) Notes for DELAYED costs Avoided Costs	da	ate required is the	investigation o	0.00 vacuum date and	\$0 \$0 breaker on one p the final date is t item (except for	n/a n/a otable water washd he date of complian r one-time avoide	\$0 own hose. The ce. d costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	da	ate required is the	investigation o	0.00 vacuum late and tering 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0	\$0 own hose. The ce. d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	da	ate required is the	investigation o	vacuum Jate and tering 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0	\$0 own hose. The ce. d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	da	ate required is the	investigation o	vacuum date and tering 0.00 0.00 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0 \$0 \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0 \$0	\$0 own hose. The ce. the d costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	da	ate required is the	investigation o	vacuum Jate and 0.00 0.00 0.00 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 own hose. The ce. d costs) \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	da	ate required is the	investigation o	0.00 vacuum date and 0.00 0.00 0.00 0.00 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 own hose. The ce. 4 costs) \$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	da	ate required is the	investigation o	vacuum date and tering 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 own hose. The ce. \$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	da	ate required is the	investigation o	0.00 vacuum date and 0.00 0.00 0.00 0.00 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 own hose. The ce. 4 costs) \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	da	ate required is the	investigation o	vacuum date and tering 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 own hose. The ce. \$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	da	ate required is the	investigation o	vacuum date and tering 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 own hose. The ce. \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	da	ate required is the	investigation o	vacuum date and tering 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 breaker on one p the final date is t item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a otable water washd he date of complian r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 own hose. The ce. 4 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Scre	ening Date	1-Apr-2020	Docket No. 2020-0595-MWD-E	PCW
				and 1980 Rolling Ridge Ltd.	Policy Revision 4 (April 2014)
Pog		Case ID No.	59243 RN101611549		PCW Revision March 26, 2014
Rey.	EIIL. KEI		Water Quality		
	Enf. C		Harley Hobson		
	Viola	ation Number			
		Rule Cite(s)		05.125(1) and (5) and TPDES Permit No. WQ001	<mark>2015001,</mark>
				Operational Requirements No. 1	
			Failed to ensure the Fa	cility and all of its systems of collection, treatmer	nt, and
	Violatio	n Description		rated and maintained. Specifically, the onsite ar	
		-	-	mounts of debris and floating grease covering th urface, the offsite lift station had a solid layer of t	
				Base	e Penalty \$25,000
	_				·
>> En	vironme	ntal, Propei	r ty and Human Heal t Harm	th Matrix	
		Release	Major Moderate	e Minor	
OR		Actual		Bereent 5 0%	
		Potential	X	Percent 5.0%	
>>Pro	gramma	tic Matrix			
		Falsification	Major Moderate		
				Percent 0.0%	
		Human health	or the environment will or	could be exposed to significant amounts of pollu	tants that
	Matrix Notes	would not exc	eed levels that are protecti	ve of human health or environmental receptors a	<mark>as a result</mark>
				of the violation.	
				Adjustment	\$23,750
				· · · · · · · · · · · · · · · · · · ·	
					\$1,250
Violati	ion Even	ts			
		Number of \	/iolation Events 1	69 Number of violation	davs
			daily		
			weekly monthly		
			quarterly X	Violation Base	e Penalty \$1,250
			semiannual		
			annual single event		
		One quar	terly event is recommended	d, from the January 23, 2020 investigation date t	o the
				L, 2020 screening date.	
		<u> </u>			
Good I	Faith Effe	orts to Com			Reduction \$125
			Before NOE/NO	0V NOE/NOV to EDPRP/Settlement Offer	
			Ordinary	X	
			N/A		
			The	e Respondent returned to compliance on	
			Notes	May 4, 2020.	
			<u> </u>		
				Violation	Subtotal \$1,125
Econo	mic Bene	efit (EB) for	this violation	Statutory Limit	Test
					alty Total \$1,320
			ed FR Amount		
		Estimato	ed EB Amount	\$69 Violation Final Pena	

	E	conomic	Benefit	Wo	r ksheet		
Respondent	Manitou Ltd., 1	Incorporated and	1980 Rolling Ri	dge Ltd.			
Case ID No.	59243		-	-			
leg. Ent. Reference No.							
	Water Quality						Years of
Violation No.	/					Percent Interest	Depreciation
VIOIALIOII NO.	3						
						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	\$4,917						
	\$4,917	23-Jan-2020	4-May-2020	0.28	\$69	n/a	\$69
Permit Costs	\$4,917	23-Jan-2020	4-May-2020	0.00	\$0	n/a	\$0
				0.00 0.00	\$0 \$0	n/a n/a	\$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli	\$0 \$0 , grease, and bios ne investigation da ance.	n/a n/a olids from the onsite te and the final date	\$0 \$0 e and offsite lift e is the date of
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli	\$0 \$0 , grease, and bios ne investigation da ance. item (except for	n/a n/a olids from the onsite te and the final date one-time avoide	\$0 \$0 e and offsite lift e is the date of d costs)
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli tering 0.00	\$0 \$0 , grease, and bios ne investigation da ance. item (except for \$0	n/a n/a olids from the onsite te and the final date r one-time avoide \$0	\$0 \$0 e and offsite lift e is the date of d costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli tering 0.00	\$0 \$0 , grease, and bios ne investigation da ance. item (except for \$0 \$0	n/a n/a olids from the onsite te and the final date r one-time avoide \$0 \$0	\$0 \$0 and offsite lift is the date of d costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli tering 0.00 0.00 0.00	\$0 \$0 , grease, and bios re investigation da ance. item (except for \$0 \$0 \$0 \$0 \$0	n/a n/a olids from the onsite te and the final date r one-time avoide \$0 \$0 \$0	\$0 \$0 and offsite lift is the date of d costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli tering 0.00 0.00 0.00	\$0 \$0 , grease, and bios te investigation da ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a olids from the onsite te and the final date to one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 \$0 and offsite lift is the date of d costs) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli tering 0.00 0.00 0.00 0.00	\$0 \$0 , grease, and bios the investigation data ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a olids from the onsite te and the final date te and te and te and te and te and te and te te and te and the final date te and te an	\$0 \$0 and offsite lift a is the date of d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli tering 0.00 0.00 0.00	\$0 \$0 , grease, and bios te investigation da ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a olids from the onsite te and the final date to one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 \$0 and offsite lift is the date of d costs) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli tering 0.00 0.00 0.00 0.00 0.00	\$0 \$0 , grease, and bios ne investigation da ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a olids from the onsite te and the final date te and te and te and te and te and te and te te and te and te te and te a	\$0 \$0 e and offsite liff e is the date of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Actual remedi stations using	ation/Disposal cos a vacuum truck.	st to remove th The date requi	0.00 0.00 e debris red is th compli tering 0.00 0.00 0.00 0.00 0.00	\$0 \$0 , grease, and bios ne investigation da ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a olids from the onsite te and the final date te and te and te and te and te and te and te te and te and te te and te a	\$0 \$0 e and offsite liff e is the date of \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Scre	ening Date	1-Apr-2020	Docket No. 2020-0595-MWD-E		PCW
		•	Manitou Ltd., Incorporated a	and 1980 Rolling Ridge Ltd.	Policy	Revision 4 (April 2014)
Dog		Case ID No. ference No.			PCW Re	evision March 26, 2014
Reg.	Ent. Rei		Water Quality			
	Enf. C		Harley Hobson			
	Viola	ation Number	4			
		Rule Cite(s)	-	5.125(1), Tex. Water Code § 26.121(a)(1), and , Effluent Limitations and Monitoring Requireme		
	Violatio	n Description	Failed to comply with pe	rmitted effluent limitations, as shown in the att effluent violation table.	ached	
				Base	e Penalty	\$25,000
>> Env	vironme	ntal, Propei	ty and Human Health	Matrix		
		Release	Harm Major Moderate	Minor		
OR		Actual				
		Potential		Percent 15.0%		
>>Pro	gramma	tic Matrix				
	J	Falsification	Major Moderate	Minor		
				Percent 0.0%		
		Human health	or the environment has bee	en exposed to significant amounts of pollutants	which do	
	Matrix Notes			man health or environmental receptors as a res		
	Notes			violation.		
				Adjustment	\$21,250	
				, ajuocinent	<u> </u>	
					L	\$3,750
Violati	on Even	ts				
		Number of)	/iolation Events 2	61 Number of violation of	dave	
		Number of v			Jays	
			daily			
			weekly monthly X	-		
			quarterly	Violation Base	Penalty	\$7,500
			semiannual]	_	
			annualsingle event	4		
				4		
		Two mo	nthly events are recommend	ed for the months of January and November 20)19.	
Good F	aith Effe	orts to Com	ply 0.0% Before NOE/NOV		Reduction	\$0
			Extraordinary	NOE/NOV to EDPRP/Settlement Offer		
			Ordinary			
			N/A <mark>X</mark>	<u> </u>		
			Notes The Respon	ndents do not meet the good faith criteria for this violation.		
			<u>t</u>	Violation	Subtotal	\$7,500
Econor	mic Bene	efit (EB) for	this violation	Statutory Limit	Test	
		Estimate	ed EB Amount	\$1,712 Violation Final Pena	ilty Total	\$8,675
			This vid	plation Final Assessed Penalty (adjusted fo	or limits)	\$8,675
			1113 VI	callent inter houses our charty (aujusted to		φ0,073

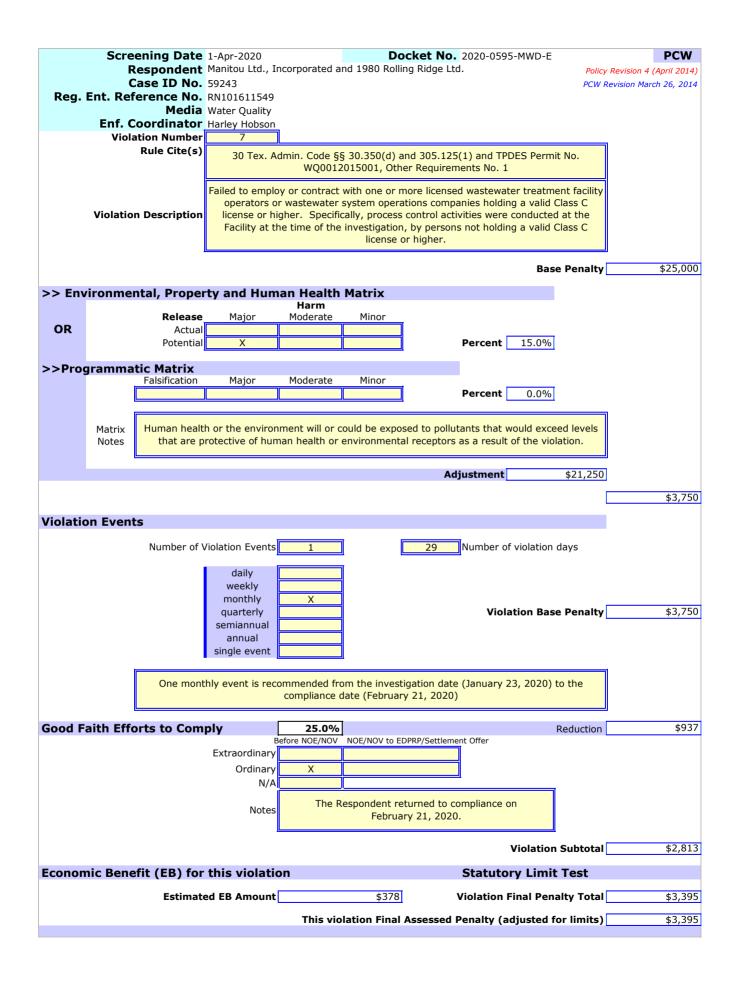
		conomic		-			
	· ·	Incorporated and	1980 Rolling Ri	dge Ltd			
Case ID No.	59243						
leg. Ent. Reference No.	RN101611549	1					
Media	Water Quality						Years of
Violation No.						Percent Interest	Depreciation
						5.0	. 15
	Thoma Cook	Data Danuluad	Final Data	Vera	Turbourset Coursed	Costs Saved	
		Date Required	Final Date	¥rs	Interest Saved	Costs Saved	EB Amount
Item Description	ו						
Delayed Costs	5						
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
	#1E 000	21 1- 2010	12 May 2021				
Other (as needed)	\$15,000	31-Jan-2019	13-May-2021	2.28	\$1,712	n/a	\$1,712
Other (as needed)	/			2.28	\$1,712		\$1,712
Other (as needed) Notes for DELAYED costs	Estimated Oth	er cost to determ	ine the cause o	2.28 f nonco	\$1,712 mpliance and to m	n/a ake necessary repai	\$1,712 irs/adjustments
	Estimated Oth to the Facility	er cost to determ and to return to o	ine the cause o compliance with	2.28 f nonco the per	\$1,712 mpliance and to m rmitted effluent lin	n/a ake necessary repain nitations. The Date	\$1,712 irs/adjustments Required is the
	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the per ce and t	\$1,712 mpliance and to m rmitted effluent lin he Final Date is th	n/a ake necessary repai nitations. The Date e estimated date of	\$1,712 irs/adjustments Required is the compliance.
	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the per ce and t	\$1,712 mpliance and to m rmitted effluent lin he Final Date is th	n/a ake necessary repai nitations. The Date e estimated date of r one-time avoide	\$1,712 irs/adjustments Required is the compliance. d costs)
Notes for DELAYED costs	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the per ce and t tering 0.00	\$1,712 mpliance and to m mitted effluent lin he Final Date is th item (except for \$0	n/a ake necessary repai nitations. The Date e estimated date of r one-time avoide \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the per ce and t tering 0.00 0.00	\$1,712 mpliance and to m mitted effluent lim he Final Date is th item (except for \$0 \$0	n/a ake necessary repai nitations. The Date e estimated date of r one-time avoider \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel inspection/Reporting/Sampling	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the per ce and t tering 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lin he Final Date is th item (except for \$0 \$0 \$0	n/a ake necessary repai nitations. The Date e estimated date of r one-time avoide \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$0 \$0 \$0
Notes for DELAYED costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the per ce and t 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lin he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoide \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the per ce and t 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lin he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. 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	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the percend t tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lim he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$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	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the per ce and t 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lin he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. 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	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the percend t tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lim he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$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)	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the percend t tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lim he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$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	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the percend t tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lim he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$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)	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the percend t tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lim he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$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)	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the percend t tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lim he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$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)	Estimated Oth to the Facility end date o	er cost to determ and to return to of f the first month of	ine the cause o compliance with of noncompliance	2.28 f nonco the percend t tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$1,712 mpliance and to m mitted effluent lim he Final Date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ake necessary repainitations. The Date e estimated date of r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$1,712 irs/adjustments Required is the compliance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

		ening Date				cket No. 2020-0595-M	WD-E	PCW
			Manitou Ltd., Incor	porated ar	nd 1980 Rolli	ng Ridge Ltd.	Policy	Revision 4 (April 2014)
Pog		Case ID No.	59243 RN101611549				PCW R	evision March 26, 2014
Reg.	LIIL. KEI		Water Quality					
	Enf. C		Harley Hobson					
	Viola	ation Number						
		Rule Cite(s)	30 Tex. Admin. C			. Water Code § 26.121(a)(
			Permit No. WQ001	2015001,	Effluent Limi	tations and Monitoring Req	uirements No. 2	
	Violatio	n Description	Failed to compl	y with per		nt limitations, as shown in	the attached	
		-			erriuent vic	lation table.		
							Base Penalty	\$25,000
>> Env	vironme	ntal, Propei	rty and Human	Health	Matrix			
		Release		Harm loderate	Minor			
OR		Actual		louerate	Х			
		Potential				Percent	5.0%	
>> Bro	arommo	tic Matrix						
~~FI0	grannia	Falsification	Major M	loderate	Minor			
						Percent	0.0%	
	Matrix					insignificant amounts of po environmental receptors a		
	Notes	not exceed let		ive of fiun	violation.	environmental receptors a	s a result of the	
		<u></u>						
						Adjustment	\$23,750	
								\$1,250
Violati	on Even	łc						
Violati								
		Number of \	/iolation Events	1		1 Number of vio	lation days	
			daily					
			weekly					
			monthly					
			quarterly semiannual			Violatio	n Base Penalty	\$1,250
			annual					
			single event	Х				
		One s	ingle event is recom	nmended f	or the grab s	ample taken on January 23	3, 2020.	
Good F	aith Eff	orts to Com	nlv	0.0%			Reduction	\$0
			Before	e NOE/NOV	NOE/NOV to El	OPRP/Settlement Offer		
			Extraordinary					
			Ordinary	X				
			N/A	"				
			Notes Th	ne Respond		meet the good faith criteria violation.	for	
					chio			
						Vio	ation Subtotal	\$1,250
Econor	nic Bene	efit (EB) for	this violation			Statutory	Limit Test	
					*0			*1 / / /
		Estimate	ed EB Amount		\$0	violation Fina	l Penalty Total	\$1,446
				This vio	lation Final	Assessed Penalty (adju	sted for limits)	\$1,446

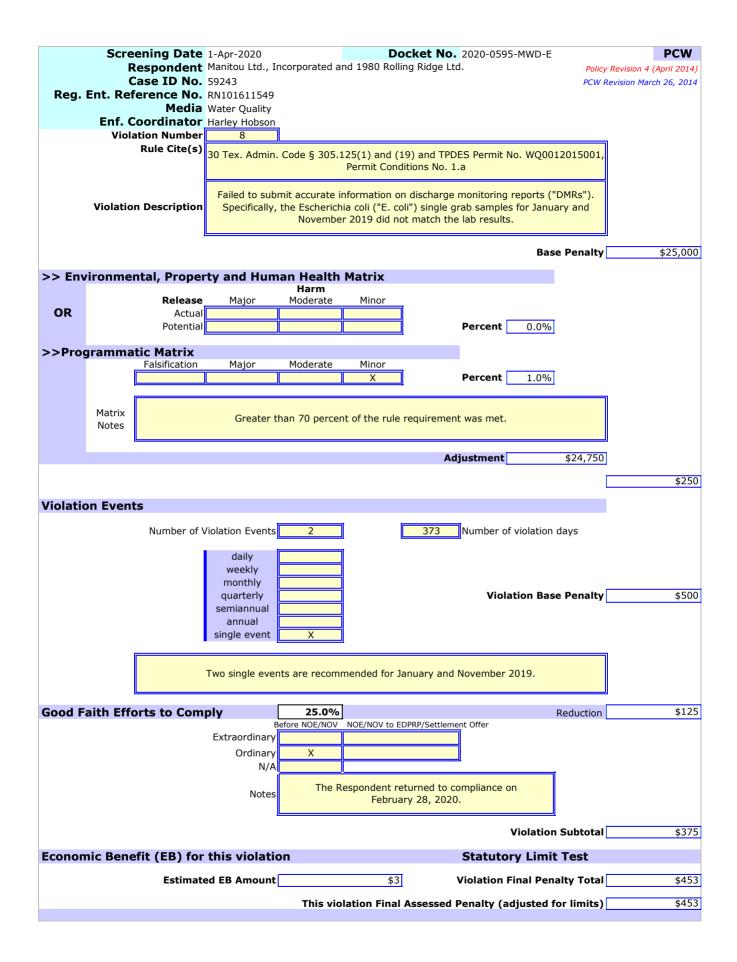
	E	conomic	Benefit	Wo	rksheet		
Respondent	Manitou Ltd.,	Incorporated and	1980 Rolling Rid	dge Ltd.			
Case ID No.		·	5	5			
Reg. Ent. Reference No.							
	Water Quality						Years of
						Percent Interest	Depreciation
Violation No.	5						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment	[0.00	\$0	\$0	\$0
Buildings				0.00	\$0 \$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	<u>\$0</u>
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					t for Violation No.		
	. ANNU/	ALIZE avoided c	osts before er	iterina	item (except for		L an ata)
					<u> </u>	r one-time avoide	
Disposal				0.00	\$0	\$0	\$0
Disposal Personnel				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Disposal Personnel nspection/Reporting/Sampling				0.00 0.00 0.00	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment				0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance				0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs				0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance				0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs				0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0

Reg. I	F	ase ID No. erence No.	Manitou Ltd., Inc 59243 RN101611549	orporated a			2020-0595 d.	-MWD-E		PCW Revision 4 (April 2014) vision March 26, 2014
	Enf (Media oordinator	Water Quality							
		ation Number	6							
		Rule Cite(s)	<u> </u>	20 To	v Admin Code	S 217 6/				
				30 Te	x. Admin. Code	9 317.0(U)(I)(U)			
	Violatio	n Description	Failed to make a facility personnel			ance from				
								Base	e Penalty	\$25,000
>> Envi	ironme	ntal, Proper	ty and Huma	n Health	Matrix					
				Harm						
OR		Release	Major	Moderate	Minor					
UK		Actual Potential	X				Percent	15.0%		
		rotentia	~					15.070		
>>Prog	jramma	tic Matrix								
		Falsification	Major	Moderate	Minor		· _			
							Percent	0.0%		
	Matrix Notes		h or the environm rotective of huma							
						Ad	justment		\$21,250	
										+2.750
									L	\$3,750
Violatio	n Even	ts								
			iolation Events	3		69	Number of	violation	days	
			daily weekly monthly quarterly semiannual annual single event	X			Viola	tion Base	e Penalty	\$11,250
		Three monthly	events are recon		rom the Januar 20 screening da		0 investigati	on date to	the April	
Good Fa	aith Effe	orts to Com		10.0%				l	Reduction	\$1,125
				ore NOE/NOV	NOE/NOV to EDP	RP/Settleme	ent Offer			
			Extraordinary							
			Ordinary		X					
			N/A							
			Notes	The R	espondent retu April 2	irned to co 3, 2020.	ompliance or	ו		
							١	/iolation	Subtotal	\$10,125
Econom	nic Bene	efit (EB) for	this violatior	1			Statutor	y Limit	Test	
		Estimate	ed EB Amount		\$56	,	Violation Fi	inal Pena	alty Total	\$11 881
		Estimate	ed EB Amount		\$56 lation Final A		Violation Fi			\$11,881

		conomic	Benefit	Wo	rksheet		
Respondent	Manitou Ltd.,	Incorporated and	1980 Rolling Ri	dge Ltd.			
Case ID No.	. 59243		5	5			
leg. Ent. Reference No.							
	Water Quality						Years of
Violation No.						Percent Interest	Depreciation
VIOIALIOII NO.	. 0						
						5.0	1!
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	1						
Delayed Costs	:						
Equipment	\$3,178	23-Jan-2020	23-Apr-2020	0.25	\$3	\$53	\$56
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 Permit Costs				0.00	\$0 \$0	n/a n/a	<u>\$0</u> \$0
Other (as needed)		popt cost to purch	aco a SCBA an	0.00	\$0	n/a	\$0
Other (as needed) Notes for DELAYED costs	Actual Equipn			0.00 d make	\$0	n/a ty personnel. The c	\$0
Notes for DELAYED costs		the investig	gation date and	d make the fina	\$0 available for Facili al date is the date item (except for	n/a ty personnel. The c of compliance. r one-time avoide	\$0 late required is d costs)
Notes for DELAYED costs Avoided Costs Disposal		the investig	gation date and	d make the fina tering	\$0 available for Facili al date is the date item (except for \$0	n/a ty personnel. The c of compliance. r one-time avoide \$0	\$0 late required is d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel		the investig	gation date and	0.00 d make the fina tering 0.00 0.00	\$0 available for Facili al date is the date item (except for \$0 \$0	n/a ty personnel. The c of compliance. r one-time avoide \$0 \$0	\$0 late required is d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling		the investig	gation date and	0.00 d make the fina tering 0.00 0.00 0.00	\$0 available for Facili al date is the date item (except for \$0 \$0 \$0	n/a ty personnel. The c of compliance. r one-time avoide \$0 \$0 \$0	\$0 late required is d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment		the investig	gation date and	0.00 d make the fina tering 0.00 0.00 0.00	\$0 available for Facili al date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a ty personnel. The c of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 late required is d costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance		the investig	gation date and	0.00 d make the fina 0.00 0.00 0.00 0.00 0.00	\$0 available for Facili al date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ty personnel. The c of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 late required is d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs		the investig	gation date and	0.00 d make the fina 0.00 0.00 0.00 0.00 0.00 0.00	\$0 available for Facili al date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ty personnel. The c of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 late required is d costs) \$0 \$0 \$0 \$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		the investig	gation date and	0.00 d make the fina 0.00 0.00 0.00 0.00 0.00	\$0 available for Facili al date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ty personnel. The c of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 late required is d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs		the investig	gation date and	0.00 d make the fina 0.00 0.00 0.00 0.00 0.00 0.00	\$0 available for Facili al date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a ty personnel. The c of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 late required is d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0



	E	conomic	Benefit	Wo	rksheet		
Respondent Case ID No Reg. Ent. Reference No	59243	Incorporated and	1980 Rolling Rid	dge Ltd.			
<u> </u>	Water Quality					Percent Interest	Years of Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	า						
Delayed Costs	5 <u></u>			-			
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)	\$35,000	23-Jan-2020	21-Feb-2020	0.08	\$139	n/a	\$139
	Estimated d	elayed cost to hir	e an operator w	ith a va	lid Class C license	to operate the Facil	ity. The date
Notes for DELAYED costs		required is the	investigation da	ite and	the final date is th	e compliance date.	
Notes for DELAYED costs Avoided Costs Disposal		required is the	investigation da	ite and	the final date is th		d costs)
Avoided Costs		required is the	investigation da	ite and	the final date is th item (except for	e compliance date.	d costs) \$0
Avoided Costs Disposal Personnel		required is the	investigation da	te and tering	the final date is th item (except for \$0 \$0	e compliance date. one-time avoide \$0 \$0	d costs) \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling		required is the	investigation da	te and tering	the final date is th item (except for \$0 \$0 \$0	e compliance date. one-time avoide \$0 \$0 \$0	d costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel		required is the	investigation da	te and 0.00 0.00 0.00	the final date is th item (except for \$0 \$0	e compliance date. one-time avoide \$0 \$0	d costs) \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment		required is the	investigation da	te and tering	the final date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0	e compliance date. r one-time avoide \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	ANNU/	ALIZE avoided c	investigation da	te and stering 0.00 0.00 0.00 0.00 0.00	the final date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	e compliance date. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	\$186 Estimated avo a wastewate required is th	ALIZE avoided c	investigation da costs before er 21-Feb-2020 ure that an indiv to obtain a valid umented that a l	te and 0.00 0.00 0.00 0.00 5.14 0.00 idual er Class (icensed	the final date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e compliance date. * one-time avoide \$0 \$0 \$0 \$0 \$0 \$186	d costs) \$0 \$0 \$0 \$0 \$239 \$0 es training and lity. The date he final date is
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	\$186 Estimated avo a wastewate required is th	ALIZE avoided c	investigation da costs before er 21-Feb-2020 ure that an indiv to obtain a valid umented that a l	te and 0.00 0.00 0.00 0.00 5.14 0.00 idual er Class (icensed	the final date is th item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e compliance date. one-time avoide \$0 \$0 \$0 \$0 \$186 \$0 ty operator complet to operate the Faci at the Facility and t	d costs) \$0 \$0 \$0 \$0 \$239 \$0 es training and lity. The date he final date is



	E	conomic	Benefit	Wo	rksheet		
Responden	t Manitou Ltd.,	Incorporated and	1980 Rolling Rid	dge Ltd.			
Case ID No	. 59243	·	-	-			
eq. Ent. Reference No							
J	Water Quality						Years of
Violation No						Percent Interest	Depreciation
	. 0					= -	
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	n						
Delayed Costs	5						
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)							
other (us needed)	\$50	20-Feb-2019	28-Feb-2020	1.02	\$3	n/a	\$3
other (us needed)						n/a results for E. coli S	
Notes for DELAYED costs	Estimate	d cost to submit u	pdated DMRs to	reflect	the actual sample	·	ingle Grab
	Estimate	d cost to submit u for the months of	pdated DMRs to January and N	o reflect	the actual sample	e results for E. coli S MR). The date requ	ingle Grab
Notes for DELAYED costs	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fil	the actual sample or 2019 (\$25 per D nal date is the com	e results for E. coli S MR). The date requ opliance date.	ingle Grab ired is the date
Notes for DELAYED costs	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin	the actual sample or 2019 (\$25 per D nal date is the com item (except for	e results for E. coli S MR). The date requ apliance date.	ingle Grab ired is the date d costs)
Notes for DELAYED costs Avoided Costs Disposal	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin tering 0.00	the actual sample or 2019 (\$25 per D nal date is the com item (except for \$0	e results for E. coli S DMR). The date requipliance date. • one-time avoide \$0	ingle Grab ired is the date d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin tering 0.00	the actual sample or 2019 (\$25 per D nal date is the corr item (except for \$0 \$0	results for E. coli S MR). The date requipliance date. rone-time avoide \$0 \$0	ingle Grab ired is the date d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin tering 0.00 0.00	the actual sample or 2019 (\$25 per D nal date is the com item (except for \$0 \$0 \$0	results for E. coli S MR). The date requipliance date. rone-time avoide \$0 \$0 \$0	ingle Grab ired is the date d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin tering 0.00	the actual sample or 2019 (\$25 per D nal date is the corr item (except for \$0 \$0	results for E. coli S MR). The date requipliance date. rone-time avoide \$0 \$0	ingle Grab ired is the date d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Samplies	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin 0.00 0.00 0.00 0.00	the actual sample er 2019 (\$25 per D hal date is the com item (except for \$0 \$0 \$0 \$0 \$0	results for E. coli S MR). The date requippliance date. rone-time avoider \$0 \$0 \$0 \$0	ingle Grab ired is the date d costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin 0.00 0.00 0.00 0.00 0.00 0.00	the actual sample r 2019 (\$25 per D nal date is the com item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	results for E. coli S pMR). The date requippliance date. rone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0	ingle Grab ired is the date \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin 0.00 0.00 0.00 0.00 0.00 0.00	the actual sample r 2019 (\$25 per D nal date is the com item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	results for E. coli S MR). The date requippliance date. rone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ingle Grab ired is the date \$0 \$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 ONE-TIME avoided costs Other (as needed)	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin 0.00 0.00 0.00 0.00 0.00 0.00	the actual sample r 2019 (\$25 per D nal date is the com item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	results for E. coli S MR). The date requippliance date. rone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ingle Grab ired is the date \$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	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin 0.00 0.00 0.00 0.00 0.00 0.00	the actual sample r 2019 (\$25 per D nal date is the com item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	results for E. coli S MR). The date requippliance date. rone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ingle Grab ired is the date \$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)	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin 0.00 0.00 0.00 0.00 0.00 0.00	the actual sample r 2019 (\$25 per D nal date is the com item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	results for E. coli S MR). The date requippliance date. rone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ingle Grab ired is the date \$0 \$0 \$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 ONE-TIME avoided costs Other (as needed)	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin 0.00 0.00 0.00 0.00 0.00 0.00	the actual sample r 2019 (\$25 per D nal date is the com item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	results for E. coli S MR). The date requippliance date. rone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ingle Grab ired is the date \$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)	Estimate	d cost to submit u for the months of the first D	pdated DMRs to f January and N MR was due an	o reflect ovembe d the fin 0.00 0.00 0.00 0.00 0.00 0.00	the actual sample r 2019 (\$25 per D nal date is the com item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	results for E. coli S MR). The date requippliance date. rone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ingle Grab ired is the date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

Manitou Ltd., Incorporated and 1980 Rolling Ridge Ltd.							
	Docket No. 2020-0595-MWD-E						
	TPDES Permit No. WQ001	12015001					
	Case No. 59243						
	Effluent Violation Ta	ble					
	<i>Escherichia coli</i> Single Grab Concentration	Chlorine Residual Single Grab Concentration					
Monitoring Period	Limit = 399 CFU/100 mL	Limit = 4 milligrams per liter					
January 2019	2,419.6	с					
November 2019 2,419.6 c							
January 2020	С	5.94*					

CFU/100 mL = colony forming units per 100 milliliters c = compliant * = sample taken by the TCEQ investigator on January 23, 2020



Compliance History Report

Compliance History Report for CN605600865, RN101611549, Rating Year 2020 which includes Compliance History (CH) components from September 1, 2015, through August 31, 2020.

	stomer, Resp Owner/Opera		500865, 1980 Rolling Ridge Ltd.	Class	ification:	SATISFACTORY	Rating	g: 0.80
Re	gulated Entity	/: RN101	511549, ROLLING RIDGE MHP	Class	ification:	SATISFACTORY	Ratin	g: 0.80
Со	mplexity Poin	ts: 4		Repea	at Violator:	NO		
СН	Group:	14 - Ot	her					
Lo	cation:	115 Ric	Igewood Street, in Brazos County,	Texas				
тс	EQ Region:		N 09 - WACO					
		REGIO	WACO					
WA		RMIT WQ0012015(CENSING LICENSI		TEWATE	ER EPA ID TX	0077526		
Со	mpliance Hist	ory Period: Se	ptember 01, 2015 to August 31, 2	020	Rating Yea	r: 2020 Rat	ing Date	09/01/2020
Da	te Compliance	e History Repo	rt Prepared: October 19, 2020	0				
Ag	ency Decision	Requiring Cor	npliance History: Enforceme	ent				
Со	mponent Peri	od Selected:	October 19, 2015 to October 19, 2	2020				
тс	EQ Staff Mem	ber to Contact	for Additional Information	Regard	ing This Co	ompliance Hist	ory.	
	Name: Harle	•	_		Phone: (512) 239-1337		
<u>Sit</u>	<u>e and Owne</u>	r/Operator H	<u>istory:</u>					
2) I <u>Co</u>	las there been a mponents (I	(known) change i Multimedia) f	or operation for the full five year of n ownership/operator of the site du or the Site Are Listed in S	uring the	compliance	YES period? NO		
	N/A		nts, and consent decrees:					
В.	Criminal con	victions:						
C.	Chronic exce	essive emissior	s events:					
_	N/A							
D.		December 01, 201	stigations (CCEDS Inv. Tracl 5 (1302944)	-		July 21 2017		(1440965)
		December 03, 201	()		tem 19 tem 20	July 31, 2017 September 21, 2	017	(1440865) (1451142)
		January 08, 2016	(1316688)		tem 21	November 04, 20		(1457013)
		February 06, 2016	()		tem 22	December 21, 20		(1468862)
		March 07, 2016	(1332815)		tem 23	January 09, 201		(1475567)
		April 17, 2016	(1339950)		tem 24	February 22, 20:		(1487757)
	Item 7	June 13, 2016	(1353197)		tem 25	March 03, 2018		(1491440)
	Item 8	July 14, 2016	(1360163)		tem 26	April 13, 2018		(1494690)
	Item 9	September 16, 20	16 (1373289)	I	tem 27	May 08, 2018		(1501640)
	Item 10	September 25, 20	16 (1366607)	I	tem 28	August 09, 2018		(1521111)
	Item 11	October 14, 2016	(1373288)	I	tem 29	September 08, 2	018	(1528295)
	Item 12	November 30, 201	.6 (1385427)	I	tem 30	October 06, 201	8	(1534635)
		January 12, 2017	(1398182)		tem 31	November 07, 20		(1542469)
	Item 14	February 07, 2017	(1405075)		tem 32	December 09, 20	018	(1546233)
		March 22, 2017	(1412157)		tem 33	March 15, 2019		(1562771)
		April 24, 2017	(1418658)		tem 34	April 08, 2019		(1572847)
		May 07, 2017	(1426320)		tem 35	May 12, 2019		(1585303)
	Item 18	June 08, 2017	(1432303)	I	tem 36	June 09, 2019		(1585304)

Item 37	July 04, 2019	(1594214)	Item 43	March 07, 2020	(1648188)
Item 38	September 09, 2019	(1607409)	Item 44	April 05, 2020	(1654536)
Item 39	September 27, 2019	(1600506)	Item 45	May 07, 2020	(1661106)
Item 40	October 05, 2019	(1614288)	Item 46	June 04, 2020	(1667636)
Item 41	November 16, 2019	(1620080)	Item 47	July 07, 2020	(1674584)
Item 42	January 12, 2020	(1635060)			

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.

1	Date:11/30/2019 (1627427)Self Report?YESClassification:Citation:2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)Description:Failure to meet the limit for one or more permit parameter	Moderate
2	Date: 01/31/2020 (1641675)	
	Self Report? YES Classification:	Moderate
	Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)	
	Description: Failure to meet the limit for one or more permit parameter	
3	Date: 07/31/2020 (1681356)	
	Self Report? YES Classification:	Moderate
	Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)	
	Description: Failure to meet the limit for one or more permit parameter	

F. Environmental audits:

N/A

- G. Type of environmental management systems (EMSs): $_{N/A} \label{eq:mass_system}$
- H. Voluntary on-site compliance assessment dates: \$N/A\$
- I. Participation in a voluntary pollution reduction program: $_{N/A} \label{eq:N/A}$
- J. Early compliance:
- Sites Outside of Texas:

N/A

N/A



Compliance History Report

Compliance History Report for CN602516536, RN101611549, Rating Year 2020 which includes Compliance History (CH) components from September 1, 2015, through August 31, 2020.

	stomer, Respo Owner/Opera		CN602516536	, Manitou Ltd., Incorporat	ed Clas	sification:	SATISFACTO	RY Rat	ing: 0.62
Re	gulated Entity	/:	RN101611549	, ROLLING RIDGE MHP	Clas	ssification:	SATISFACTO	RY Rat	ing: 0.62
Со	mplexity Point	ts:	7		Rep	eat Violator:	NO		
	Group:		14 - Other						
	cation:		115 Ridgewoo	d Street, in Brazos County	V Tevas				
	EQ Region:		REGION 09 - N		y, icxus				
			REGION 05	MACO					
WA	Number(s): ASTEWATER PER ASTEWATER LIC	-			STEWA	TER EPA ID TX	0077526		
Со	mpliance Histo	ory Peri	od: Septembe	er 01, 2015 to August 31,	2020	Rating Yea	r: 2020	Rating Da	te: 09/01/2020
Da	te Compliance	e History	y Report Pre	pared: October 19, 20	20				
Ag	ency Decision	Requiri	ing Complian	ce History: Enforcen	nent				
Со	mponent Perio	od Selec	cted: Octobe	r 19, 2015 to October 19,	, 2020				
ТС	EQ Staff Meml	ber to C	ontact for Ac	ditional Information	n Regai	ding This Co	ompliance	History.	
	Name: Harley	y Hobson				Phone:	(512) 239-13	37	
<u>Sit</u>	e and Owner	r/Oper	ator History	<u>/:</u>					
2) ł	las there been a	(known)	change in owne	ation for the full five year rship/operator of the site e Site Are Listed in	during t	ne compliance	period?	YES NO	
			-		Section	<u> </u>			
Α.	Final Orders, N/A	court j	udgments, a	nd consent decrees:					
В.	Criminal conv	victions	:						
C.	N/A Chronic exce	ssive er	nissions eve	nts:					
•.	N/A								
D.	The approval	l dates d	of investigati	ons (CCEDS Inv. Tra	ck. No.):			
			01, 2015	(1302944)		Item 19	July 31, 201		(1440865)
			03, 2015	(1309931)		Item 20	September		(1451142)
		January 0		(1316688)		Item 21	November ((1457013)
		February ((1326056)		Item 22	December 2	-	(1468862)
		March 07, April 17, 2		(1332815) (1339950)		Item 23	January 09,		(1475567)
		June 13, 2		(1353197)		Item 24	February 22		(1487757)
		July 14, 2		(1360163)		Item 25 Item 26	March 03, 2 April 13, 20		(1491440) (1494690)
			er 16, 2016	(1373289)		Item 27	May 08, 20		(1501640)
		•	er 25, 2016	(1366607)		Item 28	August 09,		(1521111)
		October 1		(1373288)		Item 29	September		(1528295)
			- 30, 2016	(1385427)		Item 30	October 06,		(1534635)
		January 1		(1398182)		Item 31	November ((1542469)
		, February ((1405075)		Item 32	December 0		(1546233)
		March 22,		(1412157)		Item 33	March 15, 2		(1562771)
		, April 24, 2		(1418658)		Item 34	April 08, 20		(1572847)
		May 07, 2		(1426320)		Item 35	May 12, 20	19	(1585303)
	Item 18	June 08, 2	2017	(1432303)		Item 36	June 09, 20	19	(1585304)

Item 37	July 04, 2019	(1594214)	Item 43	March 07, 2020	(1648188)
Item 38	September 09, 2019	(1607409)	Item 44	April 05, 2020	(1654536)
Item 39	September 27, 2019	(1600506)	Item 45	May 07, 2020	(1661106)
Item 40	October 05, 2019	(1614288)	Item 46	June 04, 2020	(1667636)
Item 41	November 16, 2019	(1620080)	Item 47	July 07, 2020	(1674584)
Item 42	January 12, 2020	(1635060)			

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.

1	Date: 11/30/2019 (1627427) Self Report? YES Classificatio Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)	
	Description: Failure to meet the limit for one or more permit paramet	er
2	Date: 01/31/2020 (1641675)	
	Self Report? YES Classificatio	n: Moderate
	Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)	
	Description: Failure to meet the limit for one or more permit parameter	er
3	Date: 07/31/2020 (1681356)	
	Self Report? YES Classificatio	n: Moderate
	Citation: 2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)	
	Description: Failure to meet the limit for one or more permit parameter	er

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: $_{N/A} \label{eq:N/A}$
- J. Early compliance:

N/A

Sites Outside of Texas:

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



§

IN THE MATTER OF AN ENFORCEMENT ACTION CONCERNING MANITOU LTD., INCORPORATED AND 1980 ROLLING RIDGE LTD. RN101611549 **BEFORE THE**

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2020-0595-MWD-E

I. JURISDICTION AND STIPULATIONS

On _______, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Manitou Ltd., Incorporated and 1980 Rolling Ridge Ltd. (the "Respondents") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondents together stipulate that:

- 1. The Respondents own and operate a wastewater treatment facility located at 115 Ridgewood Street, Brazos County, Texas (the "Facility"). The Facility is near or adjacent to water in the state as defined in TEX. WATER CODE § 26.001(5).
- 2. The Executive Director and the Respondents agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondents are subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. WATER CODE ch. 26 and the rules of the TCEQ.
- 3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondents of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 4. An administrative penalty in the amount of \$41,689 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondents paid \$33,352 of the penalty and \$8,337 is deferred contingent upon the Respondents' timely and satisfactory compliance with all the terms of this Order. The deferred amount shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondents fail to timely and satisfactorily comply with any of the terms or requirements contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.
- 5. The Executive Director and the Respondents agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN.

CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.

- 6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondents have not complied with one or more of the terms or conditions in this Order.
- 7. This Order represents the complete and fully-integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
- 8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
- 9. The Executive Director recognizes that the Respondents implemented the following corrective measures at the Facility:
 - a. Hired an operator with a valid Class C license to operate the Facility by February 21, 2020.
 - b. Submitted the corrected discharge monitoring reports ("DMRs") with the actual sample results for *Escherichia coli* (*"E. coli"*) single grab concentration for January and November 2019, by February 28, 2020.
 - c. Purchased a self-contained breathing apparatus ("SCBA") and made it available for Facility personnel by April 23, 2020.
 - d. Developed and implemented procedures, conducted employee training, and began conducting chlorine sampling analysis with unexpired reagents and manganese corrections at the Facility using the Hach Pocket Colorimeter II testing kit by April 30, 2020.
 - e. Installed an atmospheric vacuum breaker on the potable water washdown hose, by May 1, 2020.
 - f. Removed the debris, grease, and biosolids from the onsite and offsite lift stations using a vacuum truck by May 4, 2020.

II. ALLEGATIONS

During an investigation conducted on January 23, 2020, an investigator documented that the Respondents:

1. Failed to collect and analyze effluent samples at the intervals specified in the permit, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and 319.11(c) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0012015001, Monitoring and Reporting Requirements, 2.a. Specifically, the Respondents were using a color wheel

instead of the Hach Pocket Colorimeter II testing kit, and were using expired reagents. Also, manganese corrections were not being conducted on chlorine results

- 2. Failed to provide atmospheric vacuum breakers on all potable water washdown hoses, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and 317.7(i) and TPDES Permit No. WQ0012015001, Operational Requirements No. 1.
- 3. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0012015001, Operational Requirements No. 1. Specifically, the onsite and offsite lift stations had large amounts of debris and floating grease covering the vast majority of the water's surface, the offsite lift station had a solid layer of biosolids.
- 4. Failed to comply with permitted effluent limitations, in violation of 30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TPDES Permit No. WQ0012015001, Effluent Limitations and Monitoring Requirements Nos. 1 and 2, as shown in the effluent violation table below:

	<i>E. coli</i> Single Grab Concentration	Chlorine Residual Single Grab Concentration
Monitoring Period	Limit = 399 CFU/100 mL	Limit = 4 milligrams per liter
January 2019	2,419.6	С
November 2019	2,419.6	с
January 2020	С	5.94*

CFU/100 mL = colony forming units per 100 milliliters c = compliant * = sample taken by the TCEQ investigator on January 23, 2020

- 5. Failed to make a SCBA available for use by facility personnel and located at a safe distance from the chlorine facilities to ensure accessibility, in violation of 30 TEX. ADMIN. CODE § 317.6(b)(1)(D).
- 6. Failed to employ or contract with one or more licensed wastewater treatment facility operators or wastewater system operations companies holding a valid Class C license or higher, in violation of 30 TEX. ADMIN. CODE §§ 30.350(d) and 305.125(1) and TPDES Permit No. WQ0012015001, Other Requirements No. 1. Specifically, process control activities were conducted at the Facility at the time of the investigation, by persons not holding a valid Class C license or higher.
- Failed to submit accurate information on DMRs, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (19), and TPDES Permit No. WQ0012015001, Permit Conditions No. 1.a. Specifically, the E. coli single grab samples for January and November 2019 did not match the lab results.

Manitou Ltd., Incorporated and 1980 Rolling Ridge Ltd. DOCKET NO. 2020-0595-MWD-E Page 4

III. DENIALS

The Respondents generally deny each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

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

1. The Respondents are assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the Respondents' compliance with all of the requirements set forth in this Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Manitou Ltd., Incorporated and 1980 Rolling Ridge Ltd., Docket No. 2020-0595-MWD-E" to:

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

- 2. The Respondents are jointly and severally liable for the violations documented in this Order, and are jointly and severally liable for timely and satisfactory compliance with all terms and conditions of this Order.
- 3. The Respondents shall, within 130 days after the effective date of this Order, submit written certification of compliance with the permitted effluent limitations of TPDES Permit No. WQ0012015001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current self-reported discharge monitoring reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance. The certification shall be signed by the Respondents and shall include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations." Manitou Ltd., Incorporated and 1980 Rolling Ridge Ltd. DOCKET NO. 2020-0595-MWD-E Page 5

The certification shall be submitted to:

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

with a copy to:

Water Section Manager Waco Regional Office Texas Commission on Environmental Quality 6801 Sanger Avenue, Suite 2500 Waco, Texas 76710-7826

- 4. All relief not expressly granted in this Order is denied.
- 5. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondents. The Respondents are ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
- 6. If the Respondents fail to comply with any of the Ordering Provisions in this Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondents' failure to comply is not a violation of this Order. The Respondents shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondents shall notify the Executive Director within seven days after the Respondents become aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
- 7. 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 the Respondents shall be made in writing to the Executive Director. Extensions are not effective until the Respondents receive 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.
- 8. This Order, issued by the Commission, shall not be admissible against the Respondents in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- 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.

Manitou Ltd., Incorporated and 1980 Rolling Ridge Ltd. DOCKET NO. 2020-0595-MWD-E Page 7

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

For the Executive Director

Date

12/01/2021

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, if any, in this Order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

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

iature

DONALD WAYNE

Name (Printed or typed) Authorized Representative of Manitou Ltd., Incorporated 9-20-6

PRESIDENT

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

Please make sure you have our correct zip code Which is: 77842

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	Date	
Custo	12/1/21	
For the Executive Director	Date	

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this Order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

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

Signature

NALD WAYNE JONES

Name (Printed or typed) Authorized Representative of 1980 Rolling Ridge Ltd.

<u>9-20-2021</u> Date

MANAGER OF THE GENERAL PARTNER

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

Please make sure you have our correct zip code which is: 77842