| Order Type: Default Order | |
|--|---|
| Media: MLM: WR and PWS | |
| Small Business: Yes | |
| Location(s) Where Violation(s) Occurred: 2094 Dove Creek Circle, Aubrey, Denton Cour | nty |
| Type of Operation: Public water supply | |
| Other Significant Matters: Additional Pending Enforcement Actions: Past-Due Penalties: Past-Due Fees: Other: Interested Third Parties: | Yes, 2019-1148-PWS-E None \$10,600 None None |
| Texas Register Publication Date: | July 5, 2024 |
| Comments Received: | None |
| | |
| <u>Pena</u> | alty Information |
| Total Penalty Assessed: | alty Information \$12,343 |
| | |
| Total Penalty Assessed: | \$12,343 |
| Total Penalty Assessed: Total Paid to General Revenue: | \$12,343 \$0 |
| Total Penalty Assessed: Total Paid to General Revenue: Total Due to General Revenue: Compliance History Classifications: Person/CN - N/A | \$12,343 \$0 |
| Total Penalty Assessed: Total Paid to General Revenue: Total Due to General Revenue: Compliance History Classifications: Person/CN - N/A Site/RN - N/A | \$12,343 \$0 \$12,343 |
| Total Penalty Assessed: Total Paid to General Revenue: Total Due to General Revenue: Compliance History Classifications: Person/CN - N/A Site/RN - N/A Major Source: | \$12,343 \$0 \$12,343 No |
| Total Penalty Assessed: Total Paid to General Revenue: Total Due to General Revenue: Compliance History Classifications: Person/CN - N/A Site/RN - N/A Major Source: Statutory Limit Adjustment: Applicable Penalty Policy: | \$12,343 \$0 \$12,343 No None |
| Total Penalty Assessed: Total Paid to General Revenue: Total Due to General Revenue: Compliance History Classifications: Person/CN - N/A Site/RN - N/A Major Source: Statutory Limit Adjustment: Applicable Penalty Policy: | \$12,343 \$0 \$12,343 No None April 2014 |
| Total Penalty Assessed: Total Paid to General Revenue: Total Due to General Revenue: Compliance History Classifications: Person/CN - N/A Site/RN - N/A Major Source: Statutory Limit Adjustment: Applicable Penalty Policy: <u>Investi</u> | \$12,343 \$0 \$12,343 No None April 2014 gation Information |
| Total Penalty Assessed: Total Paid to General Revenue: Total Due to General Revenue: Compliance History Classifications: Person/CN - N/A Site/RN - N/A Major Source: Statutory Limit Adjustment: Applicable Penalty Policy: <u>Investi</u> Complaint Date(s): | \$12,343 \$0 \$12,343 No None April 2014 gation Information N/A |
| Total Penalty Assessed: Total Paid to General Revenue: Total Due to General Revenue: Compliance History Classifications: Person/CN - N/A Site/RN - N/A Major Source: Statutory Limit Adjustment: Applicable Penalty Policy: <u>Investi</u> Complaint Date(s): Date(s) of Investigation: | \$12,343 \$0 \$12,343 No None April 2014 gation Information N/A January 28, 2020 |

Violation Information

- 1. Failed to adopt a drought contingency plan which includes all elements for municipal use by a retail public water supplier [TEX. WATER CODE § 11.1272(c), 30 TEX. ADMIN. CODE §§ 288.20(a), 288.30(5)(B)].
- 2. Failed to maintain the Facility's ground storage tank in strict accordance with current American Water Works Association ("AWWA") standards [30 TEX. ADMIN. CODE § 290.43(c)(8)] and TCEQ Default Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.h.i.].
- 3. Failed to provide a pressure tank capacity of 20 gallons per connection [TEX. HEALTH & SAFETY CODE § 341.0315(c), 30 TEX. ADMIN. CODE § 290.45(b)(1)(B)(iv) and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.h.ii.].
- 4. Failed to operate the Facility under the direct supervision of a water works operator who holds a minimum of a Class "D" or higher groundwater license [Tex. HEALTH & SAFETY CODE § 341.033(a) and 30 Tex. ADMIN. CODE § 290.46(e)(4)(A)].
- 5. Failed to provide disinfection facilities for the groundwater supply for the purpose of microbiological control and distribution protection [30 Tex. ADMIN. CODE § 290.42(b)(1) and (e) (3)].
- 6. Failed to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the Facility will use to comply with the monitoring requirements [30 Tex. ADMIN. CODE § 290.121(a) and (b)].
- 7. Failed to maintain at the Facility accurate and up-to-date as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned [30 Tex. ADMIN. CODE § 290.46(n)(1)].
- 8. Failed to make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies [30 TEX. ADMIN. CODE § 290.46(n)(2)].
- 9. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment [30 Tex. ADMIN. CODE § 290.46(m)].
- 10. Failed to maintain water works operation and maintenance records and make them readily available for review by the Executive Director upon request [30 TEX. ADMIN. CODE § 290.46(f)(2), (f)(3)(A)(i)(III), (f)(3)(A)(ii)(III), (f)(3)(A)(iii), (f)(3)(A)(iv), (f)(3)(A)(v), (f)(3)(B)(ii), (f)(3)(B)(iii), (f)(3)(B)(iv), (f)(3)(D)(i), (f)(3)(D)(ii), and (f)(3)(E)(iv)].
- 11. Failed to adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted [30 TEX. ADMIN. CODE § 290.46(i) and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.d.ii.].
- 12. Failed to compile and maintain a thorough and up-to-date plant operations manual for operator review and reference [30 TEX. ADMIN. CODE § 290.42(l) and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.b.i.].
- 13. Failed to keep on file copies of well completion data as defined by 30 TEX. ADMIN. CODE § 290.41(c)(3)(A) for as long as well remains in service [30 TEX. ADMIN. CODE § 290.46(n)(3) and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.d.i.].

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 48856 WATER ASSOCIATION OF NORTH LAKE, INC. RN101450047 Docket No. 2020-0772-MLM-E

- 14. Failed to pay annual Public Health Service fees and/or any associated late fees for TCEQ Financial Administration Account No. 90610171 for Fiscal Years 2018 through 2020 [Tex. WATER CODE § 5.702 and 30 Tex. ADMIN. CODE § 290.51(a)(6)].
- 15. Failed to pay regulatory assessment fees and/or any associated late fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity No. 12198 for the calendar Year 2019 [TEX. WATER CODE § 5.702 and 30 TEX. ADMIN. CODE § 291.76].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed: None

Technical Requirements:

- 1. Within 30 days:
 - a. Begin operating the Facility under the direct supervision of a water works operator who holds a minimum of a Class "D" or higher groundwater water license;
 - b. Provide disinfection facilities for the groundwater supply for the purpose of microbiological control and distribution protection;
 - c. Make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies;
 - d. Compile and maintain properly completed water works operation and maintenance records, including records for the amount of each chemical used each week; volume of water treated and distributed each week; the date, location, and nature of water quality, pressure, or outage complaints received by the system and the results of any subsequent complaint investigation; dates that dead-end mains were flushed; dates that storage tanks and other facilities were cleaned; copies of any public notices issued by the water system; disinfectant residual monitoring results from the distribution system; the calibration records for flow meters; results of microbiological analyses; results of inspections for all storage facilities; and copies of Customer Service Inspection reports;
 - e. Initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, including but not limited to removing the dirt, rat excrement, and debris from the floor areas, removing vegetation from the intruder resistant fence, repairing or replacing the sagging barbed wire on the intruder-resistant fence, and providing three strands of barbed wire to the fence gates;
 - f. Submit payment for all outstanding regulatory assessment fees for the TCEQ Public Utility Account concerning Certificate of Convenience and Necessity No. 12198 for the calendar years 2018 through 2019; and
 - g. Submit payment for all outstanding fees, interest, and penalties for TCEQ Financial Administration Account No. 90610171.
- 2. Within 45 days submit written certification to demonstrate compliance with Technical Requirements Nos. 1.a. through 1.e.
- 3. Within 60 days:
 - a. Develop and begin maintaining an up-to-date and thorough plant operations manual for operator review and reference; and
 - b. Develop and maintain a chemical and microbiological monitoring plan.
- 4. Within 75 days submit written certification to demonstrate compliance with Technical Requirement Nos. 3.a. and 3.b.
- 5. Within 90 days:
 - a. Prepare and adopt a complete drought contingency plan;
 - b. Keep on file copies of well completion data for the well;

- c. Adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted; and
- d. Compile and maintain accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank.
- 6. Within 105 days submit written certification to demonstrate compliance with Technical Requirement Nos. 5.a. through 5.d.
- 7. Within 180 days:
 - a. Refurbish or replace the ground storage tank so that the exterior meets AWWA standards; and
 - b. Provide a pressure tank capacity of at least 20 gallons per connection.
- 8. Within 195 days submit written certification to demonstrate compliance with Technical Requirement Nos. 7.a. and 7.b.

Litigation Information

| Date Petition(s) Filed: | July 27, 2022; September 21, 2022 | | | | |
|-------------------------|-----------------------------------|--|--|--|--|
| Date(s) of Service: | unclaimed; unclaimed | | | | |
| Date Answer(s) Filed: | N/A | | | | |

Contact Information

TCEQ Attorneys: David Keagle, Litigation Division, (512) 239-3400

Garrett Arthur, Public Interest Counsel, (512) 239-6363

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

TCEQ Enforcement Coordinator: Christiana McCrimmon, Enforcement Division, (512) 239-2811

TCEQ Regional Contact: Brent Candler, Dallas/Fort Worth Regional Office, (817) 588-5800

Respondent Contact: Michael Smith, President, WATER ASSOCIATION OF NORTH LAKE, INC., 2004

Dove Creek Circle, Aubrey, Texas 76227

Respondent's Attorney: N/A

PCW 1 of 3

| SOMMISSIC RECOVERTIAL OF | Policy R | Pe evision 4 (April 2014) | nalty Cal | culatio | n Worksł | neet (PC | | Revision March | 26, 2014 |
|-----------------------------|---------------------------------------|---|---------------------|----------------------------------|--|--------------|-------------------------------|----------------|--------------|
| DATES | Assigned PCW | 23-Mar-2020 6-Apr-2020 | Screening 30 |)-Mar-2020 | EPA Due | | | | |
| | NDENT/FACILI Respondent | TY INFORMATIC | 2 DN | | | | | | |
| Facili | | RN101450047 4-Dallas/Fort Wo | rth | | Major/M | linor Source | Minor | | |
| En | lia Program(s) | 2020-0772-MLM- Water Rights | | | Government | | Findings Yes | | |
| Adr | multi-Media min. Penalty \$ I | Public Water Sup | | aximum [| \$5,000 | | Samantha Dui Enforcement 1 | | |
| ΤΟΤΑΙ | | LTY (Sum of | • | | tion Section | on | Subtotal 1 | | \$250 |
| | | - | | - | - | | Sublolar 1 | | \$250 |
| ADJU. | Subtotals 2-7 are of Compliance Hi | /-) TO SUBTO otained by multiplying story | the Total Base Pena | alty (Subtotal 1 25.0% |) by the indicated p Adjustment | | tals 2, 3, & 7 | [| \$62 |
| | Notes | story | Enhancement | | , | Subto | | | 302 |
| | Culpability | No | | 0.0% | Enhancement | | Subtotal 4 | | \$0 |
| | Notes | The Res | spondent does r | not meet the | culpability crite | eria. | | | |
| | Good Faith Eff | ort to Comply T | otal Adjustmei | nts | | | Subtotal 5 | | \$0 |
| | Economic Ben | efit Total EB Amounts | \$29 | | Enhancement* 1 at the Total EB \$ / | Amount | Subtotal 6 | | \$0 |
| | Estimated | Cost of Compliance | \$360 | capped | αι επο τοται 22 φ τ | | | | |
| SUM (| OF SUBTOTA | LS 1-7 | | | | F | inal Subtotal | | \$312 |
| OTHE | R FACTORS A | Subtotal by the indic | AY REQUIR | E [| 0.0% | | Adjustment | | \$0 |
| Reduces of | Notes | Subtotal by the indic | ated percentage. | | | | | | |
| | | | | | | Final Per | nalty Amount | | \$312 |
| STATU | JTORY LIMI | | ІТ | | | Final Asse | ssed Penalty | | \$312 |
| DEFER Reduces t | | nalty by the indicated | percentage. | | 0.0% | Reduction | Adjustment | | \$0 |
| | Notes | No d | eferral is recom | mended for | Findings Orders | 5. | | | |
| PAYA | BLE PENALT | (| | | | | | | \$312 |

PCW

| Reg | Cas g. Ent. Refere | pondent WATER ASSOCIATION OF NORTH LAKE, INC. se ID No. 48856 ence No. RN101450047 Media Water Rights ordinator Samantha Duncan | | cy Revision 4 (Api ' Revision March 2 | |
|--------|--------------------------------|--|--------------|--|-----|
| >> Ca | | Compliance History Worksheet ory Site Enhancement (Subtotal 2) | Name | | |
| | Component | Number of | Number | Adjust. | |
| | NOVs | Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>) | 0 | 0% | |
| | | Other written NOVs | 0 | 0% | |
| | | Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>) | 0 | 0% | |
| | Orders | Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission | 1 | 25% | |
| | Judgments | Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>) | 0 | 0% | |
| | and Consent Decrees | Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government | 0 | 0% | |
| | Convictions | Any criminal convictions of this state or the federal government (<i>number of counts</i>) | 0 | 0% | |
| | Emissions | Chronic excessive emissions events (number of events) | 0 | 0% | |
| | Audits | Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>) | 0 | 0% | |
| | , addes | Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>) | 0 | 0% | |
| | | | | | |
| | | Environmental management systems in place for one year or more | No | 0% | |
| | Other | Voluntary on-site compliance assessments conducted by the executive director under a special assistance program | No | 0% | |
| | | Participation in a voluntary pollution reduction program | No | 0% | |
| | | Early compliance with, or offer of a product that meets future state or federal government environmental requirements | No | 0% | |
| | | Adjustment Per | centage (Sub | ototal 2) | 25% |
| >> Re | epeat Violator | (Subtotal 3) | | | |
| | N/A | Adjustment Per | centage (Sub | ototal 3) | 0% |
| >> Co | ompliance Hist | ory Person Classification (Subtotal 7) | | | |
| | N/A | Adjustment Per | centage (Sub | ototal 7) | 0% |
| >> Ca | ompliance Hist | ory Summary | | | |
| | Compliance History Notes | Enhancement for one Default Order. | | | |
| | | Total Compliance History Adjustment Percentage (S | Subtotals 2, | 3, & 7) | 25% |
| >> Fin | al Compliance | History Adjustment Final Adjustment Percenta | age *capped | at 100% | 25% |

Docket No. 2020-0772-MLM-E

Screening Date 30-Mar-2020

Respondent WATER ASSOCIATION OF NORTH LAKE, INC.

| | Scre | ening Date | 30-Mar-2020 | | Docl | ket No. 2020-0772-MLM-E | | PCW |
|---------|-----------|--------------------------|--|--|---|--|-----------------|-------------------------|
| | | | WATER ASSOCI | ATION OF NO | RTH LAKE, IN | С. | Policy | Revision 4 (April 2014) |
| | | Case ID No. | | | | | PCW R | evision March 26, 2014 |
| Reg. | Ent. Ref | | RN101450047 | | | | | |
| | | | Water Rights | | | | | |
| | | | Samantha Dung | can | | | | |
| | Viol | ation Number | 20 T 1 1 | C. 1. C. 200 | 20(-) 200 2 | | 1 1 2 7 2 (-) | |
| | | Rule Cite(s) | | | | 0(5)(B), Tex. Water Code § 1: 7-0471-MLM-E, Ordering Prov | | |
| | | | and ICEQ De | | 3.d. | | ISION NO. | |
| | | | | | 0.01 | | | |
| | | | | | | | | |
| | Violatio | n Description | Failed to a | dopt a drough | t contingency | plan which includes all elemer | nts for | |
| | Violatio | ii Description | | municipal | use by a retail | public water supplier. | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | Bas | e Penalty | \$5,000 |
| | | | | | | Bus | | \$3,000 |
| >> En | vironme | ntal, Prope | rty and Hum | an Health | Matrix | | | |
| | | Delesse | Maiau | Harm | Miner | | | |
| OR | | Release Actual | | Moderate | Minor | | | |
| UK | | Potential | | | | Percent 0.0% | | |
| | | Fotential | | | | | | |
| >>Pro | aramma | tic Matrix | | | | | | |
| | | Falsification | Major | Moderate | Minor | | | |
| | | | x | | | Percent 5.0% | | |
| | | | | | | | | |
| | Mahala | | | | | | | |
| | Matrix | | 100 | % of the rule | requirements | were not met. | | |
| | Notes | | | | | | | |
| | | | | | | | | |
| | | | | | | Adjustment | \$4,750 | |
| | | | | | | | | |
| | | | | | | | | \$250 |
| | | | | | | | [| \$250 |
| Violati | on Even | ts | | | | | [| \$250 |
| Violati | on Even | ts | | | | | [| \$250 |
| Violati | on Even | | Violation Events | 1 | | 273 Number of violation | days | \$250 |
| Violati | on Even | | - 1 | 1 | | | days | \$250 |
| Violati | on Even | | daily | 1 | | | days | \$250 |
| Violati | on Even | | daily weekly | 1 | | | days | \$250 |
| Violati | on Even | | daily weekly monthly | 1 | | 273 Number of violation | | |
| Violati | on Even | | daily weekly monthly quarterly | 1 | | | | \$250 |
| Violati | on Even | | daily weekly monthly quarterly semiannual | 1 | | 273 Number of violation | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | 1 | | 273 Number of violation | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual | | | 273 Number of violation | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | | | 273 Number of violation | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | | vent is recom | 273 Number of violation Violation Bas | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | | vent is recom | 273 Number of violation Violation Bas | | |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event | x One single e | vent is recom | 273 Number of violation Violation Bas | e Penalty | \$250 |
| | | | daily weekly monthly quarterly semiannual annual single event | | | 273 Number of violation Violation Bas | | |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event | x One single e | | 273 Number of violation Violation Bas | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event | x One single e | | 273 Number of violation Violation Bas | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event Butte Extraordinary | x One single e | | 273 Number of violation Violation Bas | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event B Extraordinary Ordinary | X One single e 0.0% efore NOE/NOV | NOE/NOV to EDI | 273 Number of violation Violation Bas | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event B Extraordinary Ordinary | X One single e 0.0% efore NOE/NOV | NOE/NOV to EDI | 273 Number of violation Violation Bas | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event B Extraordinary Ordinary N/A | X One single e 0.0% efore NOE/NOV | NOE/NOV to EDI | 273 Number of violation Violation Bas | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event B Extraordinary Ordinary N/A | X One single e 0.0% efore NOE/NOV | NOE/NOV to EDI | 273 Number of violation Violation Bas mended. PRP/Settlement Offer meet the good faith criteria violation. | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event B Extraordinary Ordinary N/A | X One single e 0.0% efore NOE/NOV | NOE/NOV to EDI | 273 Number of violation Violation Bas mended. PRP/Settlement Offer meet the good faith criteria violation. | e Penalty | \$250 |
| Good F | -aith Eff | Number of N | daily weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A Notes | X One single e 0.0% efore NOE/NOV | NOE/NOV to EDI | 273 Number of violation Violation Bas mended. PRP/Settlement Offer meet the good faith criteria violation. Violatior | e Penalty | \$250 |
| Good F | -aith Eff | Number of V | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A Notes | X One single e 0.0% efore NOE/NOV | NOE/NOV to EDI | 273 Number of violation Violation Bas mended. PRP/Settlement Offer meet the good faith criteria violation. Violatior Statutory Limi | Reduction [| \$250 |
| Good F | -aith Eff | Number of V | daily weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A Notes | X One single e 0.0% efore NOE/NOV | NOE/NOV to EDI | 273 Number of violation Violation Bas mended. PRP/Settlement Offer meet the good faith criteria violation. Violatior | Reduction [| \$250 \$0 \$250 |
| Good F | -aith Eff | Number of V | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A Notes | Cone single e | NOE/NOV to EDI dent does not for this \$29 | 273 Number of violation Violation Bas mended. PRP/Settlement Offer meet the good faith criteria violation. Violatior Statutory Limi | Reduction | |

| | E | conomic | Benefit | Wo | rksheet | | |
|-------------------------------|--------------|--------------------|----------------|-------------------|---------------------------|--|--------------------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | 48856 | | | | | | |
| Reg. Ent. Reference No. | | | | | | | |
| — | Water Rights | | | | | Percent Interest | Years of Depreciation |
| | - | | | | | 5.0 | 15 |
| | Itom Cost | Date Required | Final Date | Vrc | Interest Saved | Costs Saved | EB Amount |
| Them Decemintic | | Date Required | That Date | 113 | Interest Saveu | costs Saveu | LD Amount |
| Item Description | 1 | | | | | | |
| | | | | | | | |
| Delayed Costs | | | | - | | | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 | n/a | \$0 |
| Training/Sampling | | | | 0.00 | \$0 | n/a | \$0 |
| Remediation/Disposal | | | | 0.00 | \$0 | n/a | \$0 |
| Permit Costs | | | | 0.00 | \$0 | n/a | \$0 |
| Other (as needed) | \$360 | 1-Jul-2019 | 16-Feb-2021 | 1.63 | \$29 | n/a | \$29 |
| Notes for DELAYED costs | from the ef | fective date of TC | EQ Default Ord | er Dock compli | et No. 2017-0471 ance. | ought contingency p -MLM-E to the estim | ated date of |
| Disposal | 1 | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| | | | | | | | |
| Notes for AVOIDED costs | | | | | | | |

| REAL OF THE OWNER ALL OF | Policy F | Pe Revision 4 (April 2014 | • | alculatio | n Worksh | neet (PC | - | Revision March | 26, 2014 |
|--------------------------|--------------------------------|--|---------------------|-----------------|------------------------|--------------|---------------------|----------------|-------------|
| DATES | | 23-Mar-2020 | | | | | 1 | | |
| | PCW | 6-Apr-2020 | Screening | 30-Mar-2020 | EPA Due | | | | |
| RESPO | | TY INFORMATI | | | | | | | |
| Rer | Respondent g. Ent. Ref. No. | WATER ASSOCIA | ATION OF NOR | TH LAKE, INC. | | | | | |
| Facili | ty/Site Region | 4-Dallas/Fort We | orth | | Major/M | inor Source | Minor | | |
| | | | | | | | | | |
| | NFORMATION f./Case ID No. | 48856 | | | No. o | f Violations | 2 | | |
| | Docket No. | 2020-0772-MLM | | | | Order Type | Findings | | |
| Med | | Public Water Su | oply | | Government | | Yes Samantha Dui | | |
| | Multi-Media | Water Rights | | | Enr. | | Enforcement | | |
| Adr | nin. Penalty \$ I | Limit Minimum | \$50 I | Maximum | \$1,000 | | | | |
| | | | Penalt | y Calculat | tion Section | on | | | |
| ΤΟΤΑ | L BASE PENA | LTY (Sum of | violation b | base penalt | ies) | | Subtotal 1 | | \$200 |
| | STMENTS (+ | /-) TO SUBT | ΟΤΔΙ 1 | | | | | | |
| A250. | | /-) TO SUBT | g the Total Base P | |) by the indicated p | | | | |
| | Compliance Hi | story | | 25.0% | Adjustment | Subto | tals 2, 3, & 7 | | \$50 |
| | Notes | | Enhancemer | nt for one Defa | ult Order. | | | | |
| | Culpability | No | | 0.0% | Enhancement | | Subtotal 4 | | \$0 |
| | | The De | on on don't door | | | wie | | | |
| | Notes | The Re | spondent does | s not meet the | culpability crite | ria. | | | |
| | Good Faith Eff | ort to Comply T | otal Adjustm | ents | | | Subtotal 5 | | \$0 |
| | | | | | | | | | |
| | Economic Ben | efit | | 0.0% | Enhancement* | | Subtotal 6 | | \$0 |
| | Estimated | Total EB Amounts I Cost of Compliance | \$1,630 \$12,400 | *Capped | l at the Total EB \$ A | Amount | | | |
| | | | \$12,400 | | | | | | |
| SUM C | OF SUBTOTA | LS 1-7 | | | | E | inal Subtotal | | \$250 |
| OTHE | R FACTORS / | AS JUSTICE N | | RF | 0.0% | | Adjustment | | \$0 |
| | | Subtotal by the indi | | | 0.070 | | Aujustinent | | ÷÷ |
| | Nataa | | | | | | | | |
| | Notes | | | | | | | | |
| | | | | | | Final Pen | alty Amount | | \$250 |
| CTATI | TODY I THE | | | | | | | | ¢250 |
| SIAI | | r adjustmei | | | | Final Asse | ssed Penalty | | \$250 |
| DEFER | RRAL | | | | 0.0% | Reduction | Adjustment | | \$0 |
| Reduces t | he Final Assessed Pe | nalty by the indicate | d percentage. | | | | 1 | | |
| | Notes | No c | leferral is reco | mmended for | Findings Orders | | | | |
| DAVA | BLE PENALT | × | | | | | | | \$250 |
| PATA | DLE PENALI | | | | | | | | ₹250 |

| Screening Date | 30-Mar-2020 | Docket No. | 2020-0772-MLM-E |
|----------------|------------------|-------------------|-----------------|
| Respondent | WATER ASSOCIATIO | ON OF NORTH LAKE, | INC. |

Case ID No. 48856

Reg. Ent. Reference No. RN101450047

Media Public Water Supply

Enf. Coordinator Samantha Duncan

Compliance History Worksheet

Compliance History Site Enhancement (Subtotal 2) >> Number Component Number of... Adjust. Written notices of violation ("NOVs") with same or similar violations as those in 0 0% the current enforcement action (number of NOVs meeting criteria) NOVs Other written NOVs 0 0% Any agreed final enforcement orders containing a denial of liability (number of 0 0% orders meeting criteria) Orders Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal 1 25% government, or any final prohibitory emergency orders issued by the commission Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgments or 0 0% Judgments consent decrees meeting criteria) and Consent Any adjudicated final court judgments and default judgments, or non-adjudicated Decrees final court judgments or consent decrees without a denial of liability, of this state 0 0% or the federal government Any criminal convictions of this state or the federal government (number of 0 Convictions 0% counts) Chronic excessive emissions events (number of events) Emissions 0 0% Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 0 0% 1995 (number of audits for which notices were submitted) Audits Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were 0 0% disclosed) Environmental management systems in place for one year or more No 0% Voluntary on-site compliance assessments conducted by the executive director No 0% under a special assistance program Other Participation in a voluntary pollution reduction program 0% No Early compliance with, or offer of a product that meets future state or federal No 0% government environmental requirements Adjustment Percentage (Subtotal 2) 25%

>> Repeat Violator (Subtotal 3) N/A Adjustment Percentage (Subtotal 3) 0% >> Compliance History Person Classification (Subtotal 7) N/A 0% Adjustment Percentage (Subtotal 7) >> Compliance History Summary Compliance History Enhancement for one Default Order. Notes Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 25% >> Final Compliance History Adjustment Final Adjustment Percentage *capped at 100% 25%

PCW

PCW Revision March 26, 2014

PCW 2 of 3

| | | ening Date | | | ket No. 2020-0772-MLM-E | | PCW |
|----------|-----------------|-------------------------|---|-------------------------------------|--|--------------------|------------------------|
| | | espondent ase ID No. | WATER ASSOCIATION OF | NORTH LAKE, IN | С. | | evision 4 (April 2014) |
| Rea. | | | RN101450047 | | | PCW Rev | vision March 26, 2014 |
| | | | Public Water Supply | | | | |
| | | | Samantha Duncan | | | | |
| | Viola | tion Number | 1 | | | | |
| | | Rule Cite(s) | 5 | | TCEQ Default Order Docket No. g Provision No. 3.h.i | 2017- | |
| | Violatio | n Description | current American Water V outer shell of the ground | Works Associatio storage tank ha | storage tank in strict accordance n ("AWWA") standards. Specifical d major cracks which were seale r with wooden panels and cargo s | lly, the d with | |
| | | | | | Base I | Penalty | \$1,000 |
| >> Env | vironme | ntal, Prope | rty and Human Healt | th Matrix | | | |
| | | Release | Harm Major Moderate | e Minor | | | |
| OR | | Actual | | | | | |
| | | Potential | X | | Percent 15.0% | | |
| | ramma | tic Matrix | | | | | |
| FI0 | gi annna | Falsification | Major Moderate | e Minor | | | |
| | | | | | Percent 0.0% | | |
| | Matrix Notes | | | | with AWWA standards could allo ceed levels protective of human h | | |
| | | | | | Adjustment | \$850 | |
| | | | | | | | \$150 |
| | | | | | | | ÷100 |
| Violatio | on Even | ts | | | | | |
| | | Number of V | /iolation Events 1 | | 62 Number of violation da | ys | |
| | | | daily weekly monthly quarterly x | | Violation Base F | Penalty | \$150 |
| | | | semiannual annual single event | | | | |
| | | One quarter | ly event is recommended, o Default Order Docket No | | he July 1, 2019 effective date of M-E to August 31, 2019. | TCEQ | |
| Good F | aith Effe | orts to Com | ply 0.0° | % | Re | duction | \$0 |
| | | | Before NOE/NO | V NOE/NOV to ED | PRP/Settlement Offer | | |
| | | | Extraordinary Ordinary | | | | |
| | | | N/A x | | | | |
| | | | Notes The Resp | | meet the good faith criteria violation. | | |
| | | | | | Violation S | ubtotal | \$150 |
| Econon | nic Bene | efit (EB) for | this violation | | Statutory Limit T | est | |
| | | Estimat | ed EB Amount | \$973 | Violation Final Penalt | y Total | \$188 |
| | | | This vi | olation Final As | ssessed Penalty (adjusted for | limits) | \$188 |
| | | | | | | | |

| | F | conomic | Benefit | Wo | rksheet | | |
|--------------------------------------|----------------|--------------------|-----------------------|----------------------|--------------------------------|---|--------------------------|
| Pospondont | | CIATION OF NORT | | | NSHCCL | | |
| | | | IT LAKE, INC. | | | | |
| Case ID No. | | | | | | | |
| Reg. Ent. Reference No. | | | | | | | |
| Media Violation No. | Public Water S | Supply | | | | Percent Interest | Years of Depreciation |
| | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | | | | 1 | | | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | +7 400 | | 17 11 2021 | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | \$7,400 | 1-Jul-2019 | 17-May-2021 | 1.88 | \$46 | \$927 | \$973 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | - | | | 0.00 | \$0 ¢0 | n/a | \$0 ¢0 |
| Training/Sampling | | | | 0.00 | \$0 \$0 | n/a | <u>\$0</u> \$0 |
| Remediation/Disposal Permit Costs | | | | 0.00 | \$0 | n/a | <u>\$0</u> \$0 |
| Other (as needed) | | | | 0.00 | \$0 | n/a n/a | <u>\$0</u> \$0 |
| Notes for DELAYED costs | calculated fro | om the effective d | ate of TCEQ De dat | fault Or e of cor | der Docket No. 20 mpliance. | bish the ground sto 17-0471-MLM-E to | the estimated |
| Avoided Costs | ANNUA | ALIZE avoided co | osts before er | tering | item (except for | r one-time avoide | d costs) |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | | | | | | |
| | | | | | | | |

| | | ening Date | | Docket No. 2020-0772-MLM-E | PCW |
|----------|-----------------|-----------------------------|----------------------------------|--|---|
| | | espondent ase ID No. | WATER ASSOCIATION OF N | IORTH LAKE, INC. | Policy Revision 4 (April 2014) PCW Revision March 26, 2014 |
| Reg. | - | | RN101450047 | | |
| | | Media | Public Water Supply | | |
| | - | oordinator tion Number | Samantha Duncan | | |
| | VIOIA | Rule Cite(s) | | § 290.45(b)(1)(B)(iv), Tex. Health & Safety Code § | |
| | | | | Default Order Docket No. 2017-0471-MLM-E, Order | ng |
| | | | | Provision No. 3.h.ii | |
| | | | | | |
| | Violatio | 1 Description | | e tank capacity of 20 gallons per connection. Specifi actions requiring pressure tank capacity of 260 gallo | |
| | | | ' | allons were provided, indicating a 15% deficiency. | |
| | | | | | |
| | | | | Base Pe | nalty\$1,000 |
| >> Fny | /ironmer | tal. Prope | rty and Human Health | n Matrix | |
| | in onnici | | Harm | | |
| OR | | Release Actual | | Minor | |
| ÖR | | Potential | | Percent 5.0% | |
| | | tie Metuix | | | |
| >>Prog | grannia | tic Matrix Falsification | Major Moderate | Minor | |
| | | | | Percent 0.0% | |
| | | Failure to prov | vide adequate pressure tank | capacity could expose persons served by the Facilit | v to a |
| | Matrix Notes | | | would not exceed levels that are protective of hum | |
| | Notes | | | health. | |
| | | | | Adjustment | \$950 |
| | | | | | \$50 |
| | | | | | |
| Violatio | on Event | S | | | |
| | | Number of \ | /iolation Events 1 | 62 Number of violation days | |
| | | | daily |] | |
| | | | weekly | | |
| | | | monthly | | |
| | | | quarterly <u>x</u> semiannual | Violation Base Pe | nalty \$50 |
| | | | annual | | |
| | | | single event | | |
| | | One quarte | rly event is recommended of | alculated from the July 1, 2019 effective date of TC | EO |
| | | | | 2017-0471-MLM-E to August 31, 2019. | - 4 |
| Good F | aith Effo | orts to Com | 0.0% | Redu | ction \$0 |
| | | | Before NOE/NOV | | |
| | | | Extraordinary Ordinary | | |
| | | | | | |
| | | | The Respon | dent does not meet the good faith criteria for | |
| | | | Notes | this violation. | |
| | | | <u> </u> | Violation Sub | total \$50 |
| Fconor | nic Rene | fit (FR) for | this violation | Statutory Limit Te | |
| Leonon | | | | | |
| | | Estimate | ed EB Amount | \$657 Violation Final Penalty | Total \$63 |
| | | | | olation Final Assessed Penalty (adjusted for li | nits) \$63 |

| | E | conomic | Benefit | Wo | rksheet | | |
|---|----------------|--------------------|-------------------------------|----------------------|--------------------------------------|--|--------------------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | | | | | | | |
| Reg. Ent. Reference No. Media Violation No. | Public Water S | | | | | Percent Interest | Years of Depreciation |
| Violation No. | 2 | | | | | 5.0 | 15 |
| | | Data Daminut | | N. | | | |
| | | Date Required | Final Date | Trs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | | 1 | | 1 | | | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 \$0 | \$0 \$0 | <u>\$0</u> \$0 |
| Other (as needed) Engineering/Construction | \$5,000 | 1-Jul-2019 | 17-May-2021 | 1.88 | \$0 | \$0 \$626 | <u>\$0</u> \$657 |
| Ligineering/construction | \$3,000 | 1-Jul-2019 | 17-140-2021 | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 | n/a | <u>\$0</u> \$0 |
| Training/Sampling | | | | 0.00 | \$0 | n/a | <u>\$0</u> |
| Remediation/Disposal | | | | 0.00 | \$0 | n/a | <u>\$0</u> |
| Permit Costs | | | | 0.00 | \$0 | n/a | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | n/a | \$0 |
| Notes for DELAYED costs | per connectio | n, calculated from | the effective d the estima | ate of T ited dat | CEQ Default Orde e of compliance. | ank capacity of at le r Docket No. 2017-(|)471-MLM-E to |
| Avoided Costs | ANNUA | ALIZE avoided c | osts before er | | | one-time avoide | |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 \$0 | <u>\$0</u> \$0 | <u>\$0</u> \$0 |
| Supplies/Equipment Financial Assurance | | | | 0.00 | \$0 \$0 | \$0 \$0 | <u>\$0</u> \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | <u>\$0</u> \$0 |
| Notes for AVOIDED costs | | <u></u> 1 | | | | . 40 | ΨΨ |
| Approx. Cost of Compliance | | \$5,000 | | | TOTAL | | \$657 |

| Pol | P cy Revision 4 (April 20. | enalty Cal | culatio | n Workst | neet (PC | | ision September . | 1, 2019 |
|--------------------------------|---|------------------------|---------------------------|------------------------------------|-----------------------------|-------------------------------|-------------------|---------|
| DATES Assign | ed 23-Mar-2020 | Screening 30 | -Mar-2020 | EPA Due | | 1 | | |
| | | | | EPA Due | | | | |
| RESPONDENT/FAC Responde | ILITY INFORMAT | | LAKE, INC. | | | | | |
| Reg. Ent. Ref. N | lo. RN101450047 | | | | | h a' | | |
| Facility/Site Regi | on 4-Dallas/Fort v | Vorth | | Major/M | inor Source | Minor | | |
| CASE INFORMATIO | | | | N.a | f Vieletiene | 14 | | |
| Enf./Case ID N Docket N | lo. 2020-0772-ML | M-E | | NO. C | of Violations Order Type | | | |
| | s) Public Water S | upply | | Government | /Non-Profit | Yes | | |
| Multi-Mee | lia Water Rights | | | Enf. | | Samantha Dui Enforcement 1 | | |
| Admin. Penalty | \$ Limit Minimun | n \$50 Ma | aximum [| \$5,000 | | | | |
| | | Penalty | Calcula | tion Section | on | | | |
| TOTAL BASE PE | NALTY (Sum o | of violation ba | se penali | ties) | | Subtotal 1 | \$ | 9,425 |
| ADJUSTMENTS | (+/-) TO SUB | TOTAL 1 | | | | | | |
| Subtotals 2-7 an Compliance | e obtained by multiplyi History | ng the Total Base Pena | alty (Subtotal 1 25.0% |) by the indicated p Adjustment | 2 | tals 2, 3, & 7 | \$ | 2,356 |
| No | es | Enhancement | | | | | | |
| Culpability | No | | 0.0% | Enhancement | | Subtotal 4 | | \$0 |
| No | es The P | espondent does n | ot meet the | culpability crite | eria. | | | |
| Good Faith | Effort to Comply | Total Adjustmer | nts | | | Subtotal 5 | | \$0 |
| | | | | | | | | |
| Economic B | | | | Enhancement* | | Subtotal 6 | | \$0 |
| Estim | Total EB Amount ated Cost of Complianc | | *Capped | l at the Total EB \$ A | Amount | | | |
| SUM OF SUBTO | ALS 1-7 | | | | F | inal Subtotal | \$1 | 1,781 |
| OTHER FACTOR | S AS JUSTICE | MAY REQUIR | E [| 0.0% | | Adjustment | | \$0 |
| Reduces or enhances the | | dicated percentage. | | | |] | | |
| Notes | | | | | | | | |
| | | | | | Final Per | alty Amount | \$1 | 1,781 |
| STATUTORY LIN | IIT ADJUSTME | NT | | | Final Asse | ssed Penalty | \$1 | 1,781 |
| DEFERRAL | | | 1 | 0.0% | Reduction | Adjustment | | \$0 |
| Reduces the Final Assesse | d Penalty by the indicat | ed percentage. | | 010 /0 | | | I | |
| Notes | No | deferral is recom | mended for | Findings Orders | | | | |
| PAYABLE PENA | TY | | | | | | \$1 | 1,781 |

Policy Revision 4 (April 2014) PCW Revision September 1, 2019

Screening Date 30-Mar-2020 Docket No. 2020-0772-MLM-E Respondent WATER ASSOCIATION OF NORTH LAKE, INC.

Case ID No. 48856

Reg. Ent. Reference No. RN101450047

Media Public Water Supply

Enf. Coordinator Samantha Duncan

Compliance History Worksheet

Compliance History Site Enhancement (Subtotal 2) >> Component Number Number of... Adjust. Written notices of violation ("NOVs") with same or similar violations as those in 0 0% the current enforcement action (number of NOVs meeting criteria) NOVs Other written NOVs 0 0% Any agreed final enforcement orders containing a denial of liability (number of 0 0% orders meeting criteria) Any adjudicated final enforcement orders, agreed final enforcement orders Orders without a denial of liability, or default orders of this state or the federal 1 25% government, or any final prohibitory emergency orders issued by the commission Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgments or 0 0% Judgments consent decrees meeting criteria) and Consent Any adjudicated final court judgments and default judgments, or non-adjudicated Decrees final court judgments or consent decrees without a denial of liability, of this state 0 0% or the federal government Any criminal convictions of this state or the federal government (number of 0 0% Convictions counts) Chronic excessive emissions events (number of events) Emissions 0 0% Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 0 0% 1995 (number of audits for which notices were submitted) Audits Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were 0 0% disclosed) Environmental management systems in place for one year or more No 0% Voluntary on-site compliance assessments conducted by the executive director No 0% under a special assistance program Other Participation in a voluntary pollution reduction program 0% No Early compliance with, or offer of a product that meets future state or federal No 0% government environmental requirements Adjustment Percentage (Subtotal 2) 25% >> Repeat Violator (Subtotal 3)

| | N/A | | Adjustment Percentage (Subto | otal 3) | 0% |
|----|--------------------------------|------------|---|---------|-----|
| >> | Compliance Histo | ory Person | Classification (Subtotal 7) | | |
| | N/A | | Adjustment Percentage (Subto | tal 7) | 0% |
| >> | Compliance Histo | ory Summa | iry | | |
| | Compliance History Notes | | Enhancement for one Default Order. | | |
| | | | Total Compliance History Adjustment Percentage (Subtotals 2, 3, | & 7) | 25% |
| >> | Final Compliance | History Ad | justment | _ | |
| | | | Final Adjustment Percentage *capped at | 100% | 25% |

| | Scre | ening Date | 30-Mar-2020 | | 2020-0772-MLM-E | | PCW |
|---------|-----------------|------------------------------------|--|--|---|-----------|-------------------------|
| | | | WATER ASSOCIATION OF N | ORTH LAKE, INC. | | Policy | Revision 4 (April 2014) |
| | | Case ID No. | | | | PCW Revis | sion September 1, 2019 |
| Reg. | Ent. Ref | ference No. | | | | | |
| | | | Public Water Supply | | | | |
| | | | Samantha Duncan | | | | |
| | Viola | ation Number | | | | | |
| | | Rule Cite(s) | 30 Tex. Admin. Code § | 290.46(e)(4)(A) and T 341.033(a) | ex. Health & Safety Cod | le § | |
| | Violatio | n Description | Failed to operate the Facility who holds a minimu | | rvision of a water works her groundwater license | | |
| | | | | | Base | Penalty | \$5,000 |
| >> Env | vironme | ntal, Prope | rty and Human Health | n Matrix | | | |
| | | | Harm | | | | |
| | | Release | Major Moderate | Minor | | | |
| OR | | Actual | | | - | | |
| | | Potential | X | | Percent 15.0% | | |
| >> Dro | arommo | tic Matrix | | | | | |
| | yraillilla | tic Matrix Falsification | Major Moderate | Minor | | | |
| | | | | | Percent 0.0% | | |
| | | [| 1 | | | | |
| | | Failure to or | perate the Facility under the | direct supervision of a r | properly licensed operate | or may | |
| | Matrix Notes | | ons served by the Facility to | | | | |
| | | | | | | | |
| | | | | Α | djustment | \$4,250 | |
| | | | | | | г | \$750 |
| | | | | | | L | \$750 |
| Violati | on Even | ts | | | | | |
| | | | | | _ | | |
| | | Number of V | /iolation Events 3 | 62 | Number of violation da | ays | |
| | | | de ilu | 7 | | | |
| | | | daily | | | | |
| | | | weekly monthly x | | | | |
| | | | quarterly | _ | Violation Base | Penalty | \$2,250 |
| | | | semiannual | - | violation base | I churcy | 42,230 |
| | | | annual | | | | |
| | | | single event | | | | |
| | | | | | | | |
| | | Three month | ly events are recommended, | calculated from the da | te of the investigation | lanuary | |
| | | | | te of screening, March | . . | undury | |
| | | | | | | | |
| Good F | aith Fff | orts to Com | ply 0.0% | | D | eduction | \$0 |
| 00001 | | | Before NOE/NOV | | | | + - |
| | | | Extraordinary | | | | |
| | | | Ordinary | | | | |
| | | | N/A x | | | | |
| | | | Notes The Respo | ndent does not meet th for this violatior | | | |
| | | | | | | | |
| | | | | | Violation S | Subtotal | \$2,250 |
| Econor | mic Bene | efit (EB) for | this violation | | Statutory Limit | Test | |
| | | | ed EB Amount | \$885 | Violation Final Penal | _ | \$2,813 |
| | | | | <u> </u> | | | |
| 1 | | | This vio | lation Final Assessed | Penalty (adjusted for | r limits) | \$2,813 |

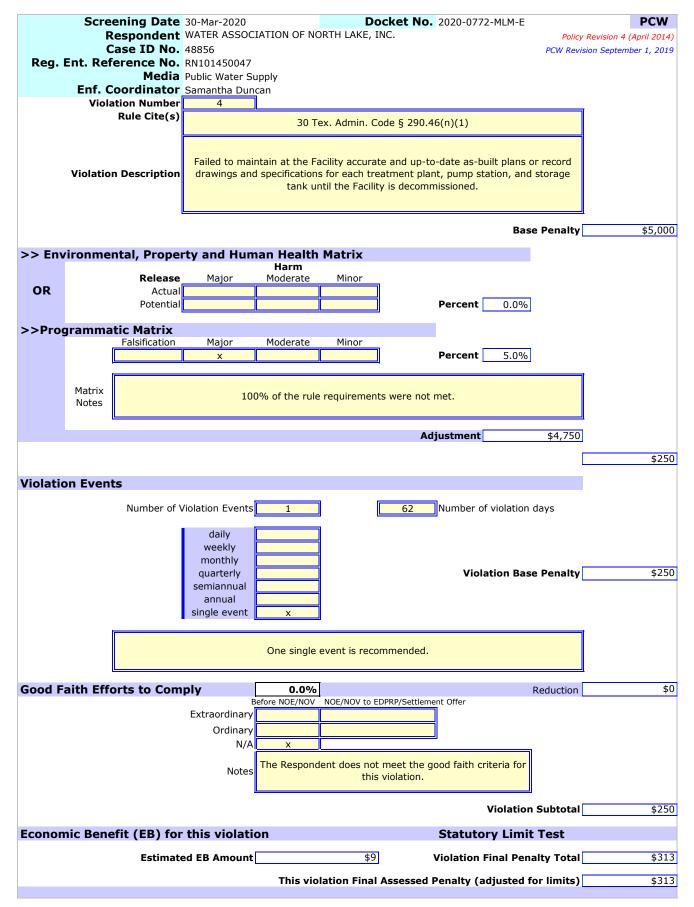
| | E | conomic | Benefit | Wo | rksheet | | |
|------------------------------|----------------|--------------------|----------------|---------|------------------|---|--------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | | | , - | | | | |
| eg. Ent. Reference No. | | | | | | | |
| | Public Water S | | | | | | Years of |
| Violation No. | | supply | | | | Percent Interest | Depreciation |
| violation No. | 1 | | | | | | • |
| | | | | | | 5.0 | 1! |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | | | | | | | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 | n/a | \$0 |
| Training/Sampling | | | | 0.00 | \$0 | n/a | \$0 |
| Remediation/Disposal | | | | 0.00 | \$0 | n/a | \$0 |
| Permit Costs | | | | 0.00 | \$0 | n/a | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | n/a | \$0 |
| Notes for DELAYED costs | | ALIZE avoided co | osts before er | terina | item (excent for | · one-time avoide | d costs) |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | \$5,200 | 28-Jan-2020 | 30-Mar-2020 | 0.00 | \$0 | \$883 | \$885 |
| nspection/Reporting/Sampling | \$3,200 | 20 Jun 2020 | 50 1101 2020 | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | <u>\$0</u> |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | f a water works op | erator who hol | ds a mi | | cility is operated un 'D" or higher groun ening date. | |
| Approx. Cost of Compliance | [| \$883 | | | TOTAL | | \$88 |

| | | ening Date | | | | D. 2020-0772-MLM-E | | PCW |
|-------------|-----------|------------------------|---|---|--|---|------------|-------------------------|
| | R | lespondent | WATER ASSOCI | IATION OF NORTH L | AKE, INC. | | Policy | Revision 4 (April 2014) |
| | | Case ID No. | | | | | PCW Revis | sion September 1, 2019 |
| Reg. | Ent. Ref | | RN101450047 | | | | | |
| | | | Public Water Su | | | | | |
| | | | Samantha Dung | an | | | | |
| | Viola | ation Number | | | | | | |
| | | Rule Cite(s) | | 30 Tex. Admin. (| Code § 290.42(b |)(1) and (e)(3) | | |
| | | | | | | | | |
| | Violatio | n Description | | control and distribut | - | ndwater supply for the p Specifically, the disinfed | · · · | |
| | | | | punp | | ing. | | |
| | | | | | | Base | e Penalty | \$5,000 |
| >> En | vironme | ntal, Prope | rty and Hum | an Health Mat | rix | | | |
| | | | | Harm | | | | |
| OR | | Release Actual | | Moderate Mi | nor | | | |
| UK | | Potential | | | | Percent 15.0% | | |
| | | rocentia | ^ | | | 10.070 | | |
| >>Pro | gramma | tic Matrix | | | | | | |
| | Ī | Falsification | Major | Moderate Mi | nor | | | |
| | | | | | | Percent 0.0% | | |
| | | | | | | | | |
| | Matrix | | | | | proper disinfection of t | | |
| | Notes | persons serve | d by the Facility | | | that would exceed level | s that are | |
| | | | | protective of h | numan nealth. | | | |
| | | | | | | Adjustment | \$4,250 | |
| | | | | | - | lajustment | ψ-,250 | |
| | | | | | | | | +750 |
| | | | | | | | L | \$750 |
| \/ <u>-</u> | | | | | | | L | \$750 |
| Violati | on Even | ts | | | | | L | \$750 |
| Violati | on Even | | /iolation Events | 3 | 62 | Number of violation | davs | \$750 |
| Violati | on Even | | Violation Events | 3 | 62 | Number of violation | days | \$750 |
| Violati | on Even | | Violation Events | 3 | 62 | Number of violation | days | \$750 |
| Violati | ion Even | | - | 3 | 62 | Number of violation | days | \$750 |
| Violati | on Even | | daily weekly monthly | 3 | 62 | | | |
| Violati | on Even | | daily weekly monthly quarterly | | 62 | Number of violation | | \$750 |
| Violati | on Even | | daily weekly monthly quarterly semiannual | | 62 | | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | | 62 | | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual | | 62 | | | |
| Violati | on Even | Number of ^v | daily weekly monthly quarterly semiannual annual single event | | | Violation Base | e Penalty | |
| Violati | on Even | Number of ^v | daily weekly monthly quarterly semiannual annual single event | x | ed from the date | Violation Base | e Penalty | |
| Violati | on Even | Number of ^v | daily weekly monthly quarterly semiannual annual single event | | ed from the date | Violation Base | e Penalty | |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 | x x mmended, calculat | ed from the date | Violation Base of the investigation, Ja 0, 2020. | e Penalty | \$2,250 |
| | | Number of ^v | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 | x x mmended, calculat b, to the date of screen 0.0% | ed from the date eening, March 30 | Violation Base e of the investigation, Ja J, 2020. | e Penalty | |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 | x x mmended, calculat b, to the date of screen 0.0% | ed from the date | Violation Base e of the investigation, Ja J, 2020. | e Penalty | \$2,250 |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 | x x mmended, calculat b, to the date of screen 0.0% | ed from the date eening, March 30 | Violation Base e of the investigation, Ja J, 2020. | e Penalty | \$2,250 |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 pply Extraordinary Ordinary | x x mmended, calculat b, to the date of screen 0.0% | ed from the date eening, March 30 | Violation Base e of the investigation, Ja J, 2020. | e Penalty | \$2,250 |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 | x x x x x x x x x x x x x x x x x x x | ed from the date eening, March 30 | Violation Base of the investigation, Ja 0, 2020. | e Penalty | \$2,250 |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 pply Extraordinary Ordinary | x x x x x x x x x x x x x x x x x x x | ed from the date eening, March 30 IOV to EDPRP/Settle | Violation Base | e Penalty | \$2,250 |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 pply Extraordinary Ordinary N/A | x x x x x x x x x x x x x x x x x x x | ed from the date eening, March 30 | Violation Base | e Penalty | \$2,250 |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 pply Extraordinary Ordinary N/A | x x x x x x x x x x x x x x x x x x x | ed from the date eening, March 30 IOV to EDPRP/Settle | Violation Base e of the investigation, Ja 0, 2020. ment Offer | e Penalty | \$2,250 |
| | | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 pply Extraordinary Ordinary N/A | x x x x x x x x x x x x x x x x x x x | ed from the date eening, March 30 IOV to EDPRP/Settle | Violation Base | e Penalty | \$2,250 |
| Good I | Faith Eff | Number of Y | daily weekly monthly quarterly semiannual annual single event y events are reco 2020 pply Extraordinary Ordinary N/A | x x x x x x x x x x x x x x x x x x x | ed from the date eening, March 30 IOV to EDPRP/Settle | Violation Base e of the investigation, Ja 0, 2020. ment Offer | e Penalty | \$2,250 |
| Good I | Faith Eff | Number of M | daily weekly monthly quarterly semiannual annual single event v events are reco 2020 ply Extraordinary Ordinary N/A Notes | x x x x x x x x x x x x x x x x x x x | ed from the date eening, March 30 IOV to EDPRP/Settle | Violation Base | e Penalty | \$2,250 |
| Good I | Faith Eff | Number of M | daily weekly monthly quarterly semiannual annual single event v events are reco 2020 pply Extraordinary Ordinary N/A Notes | x x x mmended, calculat onmended, calculat onmen | ed from the date eening, March 30 IOV to EDPRP/Settle pes not meet the this violation. \$62 | Violation Base of the investigation, Ja 2, 2020. ment Offer good faith criteria for Violation Statutory Limit | e Penalty | \$0 |

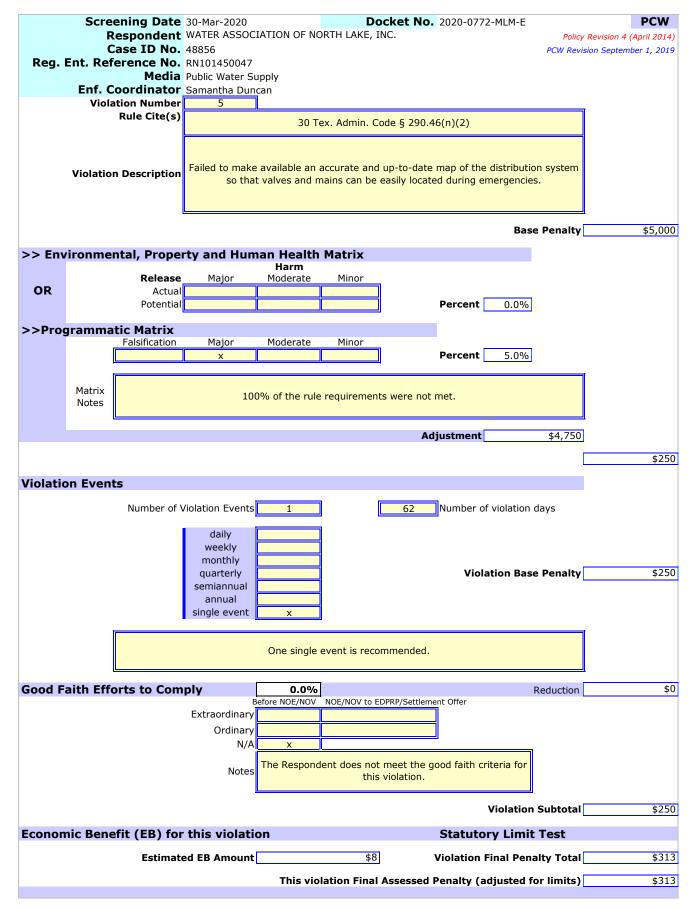
| | F | conomic | Benefit | Wo | rksheet | | |
|--|----------------|---------------------|-------------------|---|---|--|---|
| Decreandant | | CIATION OF NORT | | | Noneet | | |
| - | | CIATION OF NORT | IT LAKE, INC. | | | | |
| Case ID No. | | | | | | | |
| Reg. Ent. Reference No. | . RN101450047 | , | | | | | |
| Media | Public Water S | Supply | | | | Percent Interest | Years of |
| Violation No. | 2 | | | | | Percent Interest | Depreciation |
| | | | | | | 5.0 | 15 |
| | Itom Cost | Date Required | Final Date | Vrc | Interest Saved | Costs Saved | EB Amount |
| | | Date Required | Final Date | 115 | Interest Saveu | COSIS Saveu | LB Amount |
| Item Description | 1 | | | | | | |
| | | | | | | | |
| Delayed Costs | ; <u> </u> | - / | | 7 | r | 1 | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | \$1,000 | 28-Jan-2020 | 18-Dec-2020 | 0.89 | \$3 | \$59 | \$62 |
| 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 |
| · · | | | | | | | |
| Permit Costs | The delayed of | cost includes the e | stimated amou | 0.00 | \$0 \$0 | n/a n/a | \$0 \$0 |
| Permit Costs Other (as needed) | | | | 0.00 0.00 | \$0 \$0 ovide disinfection | n/a n/a facilities for microbi | \$0 \$0 ological control |
| Permit Costs | | | | 0.00 0.00 Int to pr m the d | \$0 \$0 ovide disinfection ate of the investig | n/a n/a | \$0 \$0 ological control |
| Permit Costs Other (as needed) | and distr | ibution protection, | , calculated from | 0.00 0.00 Int to pr m the d compli | \$0 \$0 ovide disinfection ate of the investig ance. | n/a n/a facilities for microbi ation to the estimat | \$0 \$0 ological control ed date of |
| Permit Costs Other (as needed) | and distr | ibution protection, | , calculated from | 0.00 0.00 Int to pr m the d compli | \$0 \$0 ovide disinfection ate of the investig ance. | n/a n/a facilities for microbi | \$0 \$0 ological control ed date of |
| Permit Costs Other (as needed) Notes for DELAYED costs | and distr | ibution protection, | , calculated from | 0.00 0.00 Int to pr m the d compli tering 0.00 | \$0 \$0 ovide disinfection ate of the investig ance. item (except for \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 | \$0 \$0 ological control ed date of d costs) \$0 |
| Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs | and distr | ibution protection, | , calculated from | 0.00 0.00 Int to pr m the d compli | \$0 \$0 ovide disinfection ate of the investig ance. item (except for \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 | \$0 \$0 ological control ed date of d costs) \$0 \$0 |
| Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 | \$0 \$0 ovide disinfection ate of the investig, ance. item (except for \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 | \$0 \$0 ological control ed date of d costs) \$0 \$0 \$0 |
| Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0 | \$0 \$0 ovide disinfection ate of the investig ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 | \$0 \$0 ological control ed 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 | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 | \$0 \$0 ovide disinfection ate of the investig, ance. item (except for \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 | \$0 \$0 ological control ed date of d costs) \$0 \$0 \$0 |
| Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0 | \$0 \$0 ovide disinfection ate of the investig ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | \$0 \$0 ed 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 Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance | and distr | ibution protection, | , calculated from | 0.00 0.00 nt to pr the d compli 0.00 0.00 0.00 0.00 | \$0 \$0 ovide disinfection ate of the investig ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | \$0 \$0 ological control ed date of d costs) \$0 \$0 \$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 ONE-TIME avoided costs | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0 | \$0 \$0 ovide disinfection ate of the investig ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | \$0 \$0 ed 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 Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed) | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0 | \$0 \$0 ovide disinfection ate of the investig- ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | \$0 s0 s0 ed date of d costs) s0 \$0 \$0 \$0 \$0 \$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 ONE-TIME avoided costs | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0 | \$0 \$0 ovide disinfection ate of the investig- ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | \$0 s0 s0 ed date of d costs) s0 \$0 \$0 \$0 \$0 \$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 ONE-TIME avoided costs Other (as needed) | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0 | \$0 \$0 ovide disinfection ate of the investig- ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | \$0 \$0 ed 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 Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed) | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0 | \$0 \$0 ovide disinfection ate of the investig- ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | \$0 s0 s0 ed date of d costs) s0 \$0 \$0 \$0 \$0 \$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 ONE-TIME avoided costs Other (as needed) | and distr | ibution protection, | , calculated from | 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.0 | \$0 \$0 ovide disinfection ate of the investig- ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | n/a n/a facilities for microbi ation to the estimat r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | \$0 \$0 ological control ed date of d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 |

| | | ening Date | | Docket No. 2020-0772-MLM-E | PCW |
|---------|------------|---------------|---|---|--------------------------------|
| | | | WATER ASSOCIATION OF NO | ORTH LAKE, INC. | Policy Revision 4 (April 2014) |
| | | ase ID No. | | | PCW Revision September 1, 2019 |
| Reg. | Ent. Ref | | RN101450047 | | |
| | | | Public Water Supply | | |
| | | | Samantha Duncan | | |
| | Viola | ation Number | | | |
| | | Rule Cite(s) | 30 Tex. | . Admin. Code § 290.121(a) and (b) | |
| | | | | | |
| | Violatio | n Description | monitoring plan that ide frequency, and specifies the | naintain an up-to-date chemical and microbiolo intifies all sampling locations, describes the sam e analytical procedures and laboratories that th omply with the monitoring requirements. | pling |
| | | | | Base | • Penalty \$5,000 |
| | | | | | |
| >> En | vironme | ntal, Prope | rty and Human Health _{Harm} | n Matrix | |
| | | Release | | Minor | |
| OR | | Actual | | | |
| | | Potential | | Percent 0.0% | |
| | | | | | |
| >>Pro | ogramma | tic Matrix | | | |
| | | Falsification | Major Moderate | Minor Borcont E 00 | |
| | | | Х | Percent 5.0% | |
| | | | | | |
| | Matrix | | 100% of the rule | e requirements were not met. | |
| | Notes | | | | |
| | | | | | |
| | | | | Adjustment | \$4,750 |
| | | | | | \$250 |
| | | | | | \$250 |
| Violati | ion Even | ts | | | |
| | | | | | |
| | | Number of V | Violation Events 1 | 62 Number of violation of | lays |
| | | | daily |] | |
| | | | monthly | | |
| | | | quarterly | Violation Base | Penalty \$250 |
| | | | semiannual | | · · · · |
| | | | annual |] | |
| | | | single event x | | |
| | | | | | 1 |
| | | | One single | event is recommended. | |
| | | | One single | event is recommended. | |
| | | | | | |
| Good I | Faith Effe | orts to Com | | | Reduction \$0 |
| | | | Before NOE/NOV | NOE/NOV to EDPRP/Settlement Offer | |
| | | | Extraordinary | | |
| | | | Ordinary | | |
| | | | N/A x | | |
| | | | Notes The Respond | dent does not meet the good faith criteria for this violation. | |
| | | | <u>r</u> | Violation | Subtotal \$250 |
| Econo | mic Bene | efit (EB) for | this violation | Statutory Limit | Test |
| | | | | | |
| | | Estimate | ed EB Amount | \$9 Violation Final Pena | Ity Total \$313 |
| | | | | | - |
| | | | | blation Final Assessed Penalty (adjusted fo | or limits) \$313 |

| | E | conomic | Benefit | Wo | rksheet | | |
|-----------------------------------|----------------|------------------|----------------|--------|----------------|-----------------------|-------------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | 48856 | | | | | | |
| Reg. Ent. Reference No. | RN101450047 | | | | | | |
| Media | Public Water S | | | | | Percent Interest | Years of |
| Violation No. | 3 | | | | | | Depreciation |
| | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | 1 | -u | | | | 1.0 | 1.0 |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | 1 | | 0.00 | \$0 | \$0 | \$0 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 \$0 | n/a | <u>\$0</u> \$0 |
| Training/Sampling | | | | 0.00 | \$0 | n/a | <u>\$0</u> \$0 |
| Remediation/Disposal | | | | | | n/a | |
| Permit Costs Other (as needed) | \$180 | 28-Jan-2020 | 17-Jan-2021 | 0.00 | \$0 \$9 | n/a n/a | \$0 \$9 |
| Notes for DELAYED costs | | | | compli | ance. | tigation to the estim | |
| Avoided Costs | ANNU | ALIZE avoided co | osts before er | _ | <u> </u> | r one-time avoide | |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | ļ | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| | | | | | | | |
| Notes for AVOIDED costs | | | | | | | |



| | E | conomic | Benefit | Wo | rksheet | | |
|---|---------------------|-------------------|----------------|----------|------------------|---|--------------------------|
| Respondent | WATER ASSO | CIATION OF NORT | TH LAKE, INC. | | | | |
| Case ID No. | 48856 | | | | | | |
| Reg. Ent. Reference No. | RN101450047 | | | | | | |
| Media Violation No. | Public Water S 4 | Supply | | | | Percent Interest | Years of Depreciation |
| | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Vrc | Interest Saved | Costs Saved | EB Amount |
| These Description | Item cost | Date Required | That Date | 113 | Interest Saveu | costs Saveu | LD Amount |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | [| 7 | | 7 | | | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | \$180 | 28-Jan-2020 | 16-Feb-2021 | 0.00 | \$0 \$9 | n/a | <u>\$0</u> \$9 |
| Record Keeping System | \$180 | 28-Jan-2020 | 16-FeD-2021 | 0.00 | \$9 | n/a | <u>\$9</u> \$0 |
| Training/Sampling Remediation/Disposal | | | | 0.00 | \$0 | n/a n/a | <u>\$0</u> \$0 |
| Permit Costs | | | | 0.00 | \$0 | n/a | <u>\$0</u> \$0 |
| Other (as needed) | | | | 0.00 | \$0 | n/a | \$0 |
| Notes for DELAYED costs | plans or red | cord drawings and | specifications | for each | treatment plant, | and up-to-date det pump station, and s ed date of compliand | torage tank, |
| Avoided Costs | ANNUA | ALIZE avoided c | osts before ei | ntering | item (except for | r one-time avoide | d costs) |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | | | | | | |
| Approx. Cost of Compliance | | \$180 | | | TOTAL | | \$9 |

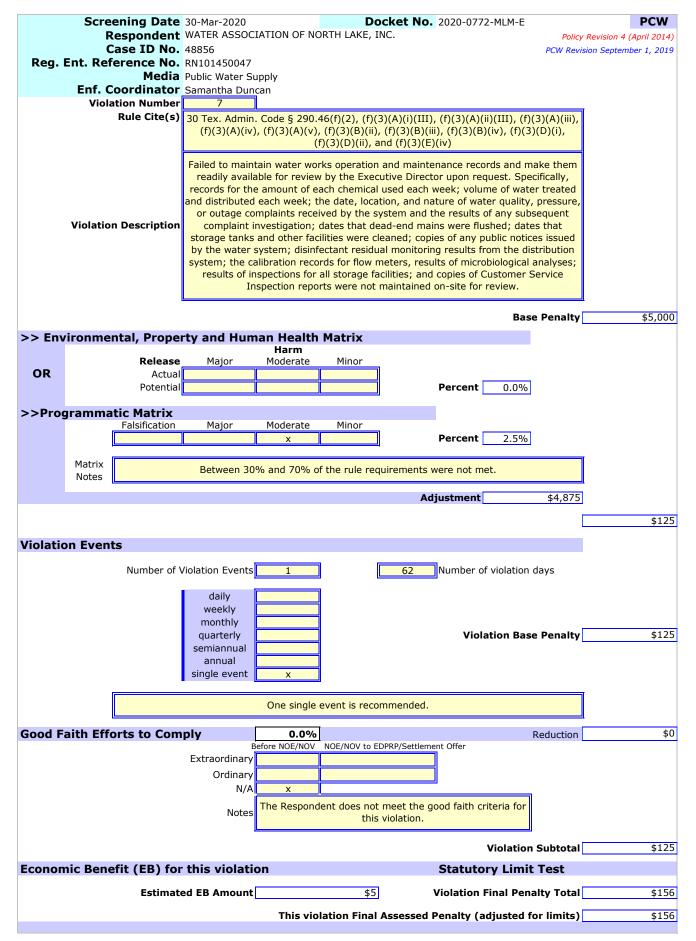


| | E | conomic | Benefit | Wo | rksheet | | |
|--|-----------------|-----------------|------------------|---|---|---|---|
| Respondent | WATER ASSO | CIATION OF NORT | TH LAKE, INC. | | | | |
| Case ID No. | 48856 | | | | | | |
| Reg. Ent. Reference No. | | | | | | | |
| | Public Water S | | | | | Percent Interest | Years of Depreciation |
| | | | | | | 5.0 | . 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| Item Description | | | | | | | |
| Delayed Costs | | | | | | | |
| Delayed Costs | · | 1 | | 0.00 | ±0 | ±0 | ¢0 |
| Equipment | | | | 0.00 | \$0 \$0 | \$0 \$0 | <u>\$0</u> \$0 |
| Buildings Other (as needed) | | | | 0.00 | \$0 | \$0 \$0 | <u>\$0</u> \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | | 1 | | 0.00 | \$0 | n/a | \$0 \$0 |
| Record Keeping System | | 1 | | 0.00 | \$0 | n/a | \$0 |
| Training/Sampling | | | | 0.00 | \$0 | n/a | \$0 |
| Remediation/Disposal | | | | 0.00 | \$0 | n/a | \$0 |
| Permit Costs | | | | 0.00 | \$0 | n/a | \$0 |
| Other (as needed) | \$180 | 28-1an-2020 | 18-Dec-2020 | 0.89 | \$8 | n/a | \$8 |
| | | | | | asily located during | | |
| Notes for DELAYED costs | distribution sy | | tigation date of | the est | imated date of cor | npliance. | |
| Avoided Costs | distribution sy | inves | tigation date of | the est tering | imated date of cor | npliance. one-time avoide | ulated from the |
| Avoided Costs Disposal | distribution sy | inves | tigation date of | the est tering 0.00 | imated date of cor item (except for \$0 | npliance. r one-time avoide \$0 | ulated from the d costs) \$0 |
| Avoided Costs Disposal Personnel | distribution sy | inves | tigation date of | the est tering 0.00 0.00 | imated date of cor item (except for \$0 \$0 | npliance. r one-time avoide \$0 \$0 | ulated from the d costs) \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling | distribution sy | inves | tigation date of | the est tering 0.00 0.00 0.00 | imated date of cor item (except for \$0 \$0 \$0 | npliance. r one-time avoide \$0 \$0 \$0 \$0 | ulated from the d costs) \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment | distribution sy | inves | tigation date of | the est tering 0.00 0.00 0.00 0.00 | imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 | npliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 | ulated from the \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance | distribution sy | inves | tigation date of | the est tering 0.00 0.00 0.00 0.00 0.00 | imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | npliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | ulated from the s0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs | distribution sy | inves | tigation date of | the est tering 0.00 0.00 0.00 0.00 0.00 0.00 | imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | npliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | alated from the \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance | distribution sy | inves | tigation date of | the est tering 0.00 0.00 0.00 0.00 0.00 | imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | npliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | ulated from the s0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs | distribution sy | inves | tigation date of | the est tering 0.00 0.00 0.00 0.00 0.00 0.00 | imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | npliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | alated from the \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 |

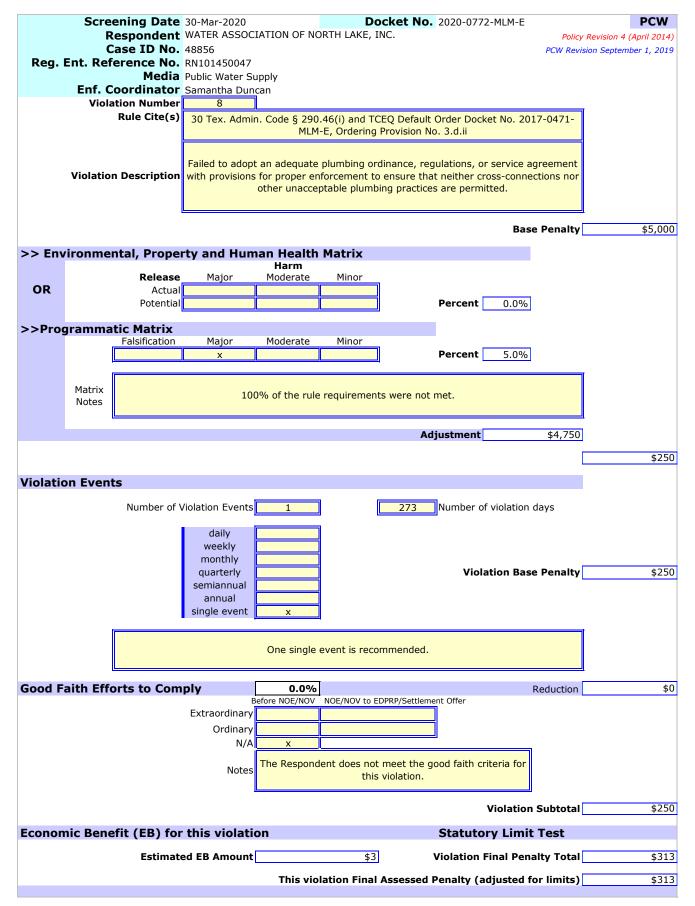
| | | 30-Mar-2020 | Docket No. 2020-0772-MLM-E | PCW |
|------------------------|-------------------|---------------------------|---|--------------------------------|
| | • | WATER ASSOCIATION OF N | NORTH LAKE, INC. | Policy Revision 4 (April 2014) |
| | ase ID No. | | | PCW Revision September 1, 2019 |
| Reg. Ent. Refe | | | | |
| Enf. C | | Public Water Supply | | |
| | tion Number | Samantha Duncan | | |
| viola | Rule Cite(s) | | | |
| | Rule Cite(S) | 30 |) Tex. Admin. Code § 290.46(m) | |
| | | Failed to initiate mainte | nance and housekeeping practices to ensure the | book |
| | | | eral appearance of the system's facilities and eq | |
| | | | ant had excessive dirt, rat excrement, and other | |
| Violation | Description | 3 | addition, the intruder resistant fence at the wa | |
| | | . | y maintained. Specifically, vegetation was not b he barbed wire was sagging and not tight, and t | - |
| | | | missing the three strands of barbed wire. | |
| | | | - | |
| | | | Base | Penalty \$5,000 |
| >> Environmen | ntal, Prope | rty and Human Healt | h Matrix | |
| | | Harm | | |
| OR | Release Actual | | Minor | |
| UK | Potential | | x Percent 3.0% | |
| | i otoritidi | | | |
| >>Programmat | tic Matrix | | | |
| | Falsification | Major Moderate | Minor | |
| L L | | | Percent 0.0% | |
| l l | | | litian and concern another so of the Facility and | |
| Matrix | | | lition and general appearance of the Facility cou ficant amounts of contaminants which would not | |
| Notes | persons serv | | tective of human health. | |
| L | | | | |
| | | | Adjustment | \$4,850 |
| | | | | \$150 |
| | | | | \$130 |
| Violation Event | s | | | |
| | Number of) | Violation Events | | lave |
| | Number of | Violation Events 2 | 62 Number of violation of | lays |
| | | daily | | |
| | | weekly | | |
| | | monthly | | |
| | | quarterly | Violation Base | Penalty \$300 |
| | | semiannual | | |
| | | annual | | |
| | | single event x | | |
| l | | | | |
| | Two sing | gle events are recommened | (one for the plant enclosure and one for the fen | ce). |
| | | | | |
| Good Faith Effo | rts to Com | 0.0% vlg | 6 | Reduction \$0 |
| | | Before NOE/NOV | - | 40 V |
| | | Extraordinary | | |
| | | Ordinary | | |
| | | N/A <mark>x</mark> | | |
| | | The Respor | ndent does not meet the good faith criteria for | |
| | | Notes | this violation. | |
| | | | | |
| | | | Violation | Subtotal \$300 |
| Economic Bene | fit (EB) for | r this violation | Statutory Limit | Test |
| | | | | |
| | _ | | ±10 | |
| | Estimate | ed EB Amount | \$10 Violation Final Pena | Ity Total \$375 |
| | Estimat | | \$10 Violation Final Pena olation Final Assessed Penalty (adjusted fo | |

| | Ed | conomic | Benefit | Wo | rksheet | | |
|---|----------------|--------------------|------------------|--------|--------------------|--|-------------------|
| Respondent | WATER ASSOC | CIATION OF NORT | TH LAKE, INC. | | | | |
| Case ID No. | | | | | | | |
| Reg. Ent. Reference No. | RN101450047 | | | | | | |
| | Public Water S | upply | | | | Percent Interest | Years of |
| Violation No. | 6 | | | | | | Depreciation |
| | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | · | | | | 1 | I | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | \$100 | 28-Jan-2020 | 18-Dec-2020 | 0.00 | \$0 \$0 | \$0 | <u>\$0</u> \$6 |
| Other (as needed) Engineering/Construction | \$100 | 20-Jd11-2020 | 16-Dec-2020 | 0.89 | \$0 | \$6 \$0 | \$0 |
| Ligineering/construction | | | | 0.00 | \$0 | n/a | \$0 \$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) | \$100 | 28-Jan-2020 | 18-Dec-2020 | 0.89 | \$4 | n/a | \$4 |
| Notes for DELAYED costs | | resistant fence ar | nd provide three | strand | | replace the sagging o fence gates, calcu npliance. | |
| | | , | | | | ove the dirt, rat ex | |
| | debris from t | | - | | imated date of cor | sistant fence, calcu | lated from the |
| | | | - | | | • | |
| Avoided Costs | ANNUA | LIZE avoided c | osts before en | | · · · | one-time avoide | |
| Disposal Personnel | | | | 0.00 | \$0 \$0 | \$0 \$0 | \$0 \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | | | | | | |
| Approx. Cost of Compliance | | \$200 | | | TOTAL | | \$10 |

PCW 3 of 3



| | E | conomic | Benefit | Wo | rksheet | | |
|-------------------------------|-----------------------|---|------------------------------------|----------------------|--|---|---------------------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | 48856 | | | | | | |
| Reg. Ent. Reference No. | RN101450047 | | | | | | |
| | Public Water S | | | | | Percent Interest | Years of Depreciation |
| | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| Item Description | | | | | | | |
| Delayed Costs | | | | | | | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 \$0 | <u>\$0</u> \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | \$120 | 28-Jan-2020 | 18-Dec-2020 | 0.89 | \$5 | n/a | \$5 |
| 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 | maintenance Direct | records and make or, calculated fror | e them immedia n the date of th | ately av ne inves | ailable for inspecti tigation to the esti | ain water system of on upon request by mated date of comp | the Executive bliance. |
| Avoided Costs | ANNUA | ALIZE avoided c | osts before er | | · · · | one-time avoide | , |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 ¢0 | \$0 ¢0 | \$0 \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | |
| ONE-TIME avoided costs | | | | 0.00 | \$0 \$0 | \$0 \$0 | <u>\$0</u> \$0 |
| Other (as needed) | <u> </u> | | | 0.00 | \$ 0 | \$ 0 | D |
| Notes for AVOIDED costs | | | | | | | |
| | | | | | | | |



| | E | conomic | Benefit | Wo | rksheet | | |
|-------------------------------|----------------|---------------------|---------------------------------|-------------------|---|---|--------------------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | | | | | | | |
| Reg. Ent. Reference No. | | , | | | | | |
| | Public Water S | | | | | Percent Interest | Years of Depreciation |
| violation No. | 0 | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Vrc | Interest Saved | Costs Saved | EB Amount |
| Item Description | | Date Required | That Date | 113 | Interest Saveu | costs Saveu | LD Amount |
| item Description | | | | | | | |
| Delayed Cente | | | | | | | |
| Delayed Costs | | 1 | | 0.00 | ¢0 | ¢0 | <u>+0</u> |
| Equipment Buildings | | | | 0.00 | \$0 \$0 | <u>\$0</u> \$0 | <u>\$0</u> \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | <u>\$0</u> \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Lingineering/construction | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 | n/a | <u>\$0</u> \$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) | \$40 | 1-Jul-2019 | 16-Feb-2021 | 1.63 | \$3 | n/a | \$3 |
| Notes for DELAYED costs | service agreer | ment, calculated fr | om the effectiv to the estim | e date ated da | of TCEQ Default O ate of compliance. | Iumbing ordinance, rder Docket No. 201 | .7-0471-MLM-E |
| Avoided Costs | ANNO | | Sts Delote el | 0.00 | \$0 | 1 | \$0 |
| Disposal Personnel | | | | 0.00 | \$0 | \$0 \$0 | <u>\$0</u> \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | <u>\$0</u> \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | <u>\$0</u> |
| Notes for AVOIDED costs | | | | <u>.</u> | | | |
| Approx. Cost of Compliance | | \$40 | | | TOTAL | | \$3 |

| | | ening Date | | | | et No. 2020-0772-MLM-E | | PCW |
|----------|----------|---|---|---|---|--|-----------|---------------------------|
| | R | lespondent | WATER ASSOC | IATION OF NO | RTH LAKE, INC. | | Policy | Revision 4 (April 2014) |
| | | ase ID No. | | | | | PCW Revis | ion September 1, 2019 |
| Reg. | Ent. Ref | | RN101450047 | | | | | |
| | | | Public Water S | | | | | |
| | | | Samantha Dun | ican | | | | |
| | Viola | ation Number | | | | | | |
| | | Rule Cite(s) | 30 Tex. Admin | . Code § 290.4 | 3(c)(8) and TCE | EQ Default Order Docket No. | 2017-0471 | |
| | | | | MLM | -E, Ordering Pro | ovision No. 3.h.i | | |
| | | | | | | | | |
| | | | | | | orage tank in strict accordan | | |
| | Violatio | n Description | | | | ("AWWA") standards. Specifi | | |
| | | | | - | - | major cracks which were sea with wooden panels and carg | | |
| | | | insulating for | | Theid together | with wooden puncis and carg | 561495. | |
| | | | | | | | | |
| | | | | | | Bas | e Penalty | \$5,000 |
| | ironmo | ntal Brana | the and Hun | aan Uaalth | Motely | | | |
| | nonme | intal, Prope | rty and Hun | Harm | maulx | | | |
| | | Release | Major | Moderate | Minor | | | |
| OR | | Actual | | | | | | |
| | | Potential | x | | | Percent 15.0% | | |
| _ | | | | | | | | |
| >>Prog | gramma | tic Matrix Falsification | Major | Modorato | Minor | | | |
| | | Faisincation | Major | Moderate | Minor | Percent 0.0% | | |
| | | | | 1 | | | | |
| | | | | | | | | |
| | Matrix | | | | | with AWWA standards could a | | |
| | Notes | contaminan | ts to enter the v | water supply w | hich would exce | ed levels protective of human | h health. | |
| | | | | | | | | |
| | | | | | | Adjustment | \$4,250 | |
| | | | | | | | | |
| | | | | | | | | \$750 |
| | | | | | | | [| \$750 |
| Violatio | on Even | ts | | | | | [| \$750 |
| Violatio | on Even | | | I | | | [| \$750 |
| Violatio | on Even | | Violation Events | 3 | | 211 Number of violation | days | \$750 |
| Violatio | on Even | | | 3 | | | days | \$750 |
| Violatio | on Even | | daily | 3 | | | days | \$750 |
| Violatio | on Even | | daily weekly | 3 | | | days | \$750 |
| Violatio | on Even | | daily weekly monthly | | | 211 Number of violation | | |
| Violatio | on Even | | daily weekly | 3 | | | | \$750 \$2,250 |
| Violatio | on Even | | daily weekly monthly quarterly | | | 211 Number of violation | | |
| Violatio | on Even | | daily weekly monthly quarterly semiannual | | | 211 Number of violation | | |
| Violatio | on Even | | daily weekly monthly quarterly semiannual annual | | | 211 Number of violation | | |
| Violatio | on Even | Number of N | daily weekly monthly quarterly semiannual annual single event | | calculated from | 211 Number of violation | e Penalty | |
| Violatio | on Even | Number of N | daily weekly monthly quarterly semiannual annual single event | x commended, | calculated from screening date | 211 Number of violation Violation Bas | e Penalty | |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event | x commended, | | 211 Number of violation Violation Bas | e Penalty | \$2,250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are | x recommended, 2020 | screening date | 211 Number of violation Violation Bas | e Penalty | \$2,250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are | recommended, 2020 | | 211 Number of violation Violation Bas | e Penalty | \$2,250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are | x x | screening date | 211 Number of violation Violation Bas | e Penalty | |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are ply Extraordinary Ordinary | recommended, 2020 | screening date | 211 Number of violation Violation Bas | e Penalty | \$2,250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are | recommended, 2020 | screening date | 211 Number of violation Violation Bas | e Penalty | \$2,250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are Extraordinary | recommended, 2020 | screening date NOE/NOV to EDPRI ent does not me | 211 Number of violation Violation Bas | e Penalty | \$2,250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are ply Extraordinary Ordinary | recommended, 2020 | SCREENING date | 211 Number of violation Violation Bas | e Penalty | \$2,250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are Extraordinary | recommended, 2020 | screening date NOE/NOV to EDPRI ent does not me | 211 Number of violation Violation Bas | e Penalty | \$2,250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are Extraordinary | recommended, 2020 | screening date NOE/NOV to EDPRI ent does not me | 211 Number of violation Violation Bas Note: Note | e Penalty | \$2,250 |
| Good F | aith Eff | Number of N | daily weekly monthly quarterly semiannual annual single event erly events are Extraordinary Ordinary N/A Notes | recommended, 2020 | screening date NOE/NOV to EDPRI ent does not me | 211 Number of violation Violation Bas N September 1, 2019 to the N P/Settlement Offer eet the good faith criteria for lation. Violation | e Penalty | \$2,250 |
| Good F | aith Eff | Number of M Three quart orts to Com | daily weekly monthly quarterly semiannual annual single event erly events are Extraordinary Ordinary N/A Notes | recommended, 2020 | screening date | 211 Number of violation Violation Base Violation Base Number 1, 2019 to the N Number 1, 2019 to the N P/Settlement Offer Number 1, 2019 to the N Pret the good faith criteria for lation. Violation Statutory Limit Violation | e Penalty | \$2,250 \$0 \$2,250 |
| Good F | aith Eff | Number of M Three quart orts to Com | daily weekly monthly quarterly semiannual annual single event erly events are Extraordinary Ordinary N/A Notes | recommended, 2020 | screening date NOE/NOV to EDPR ent does not me | 211 Number of violation Violation Bas N September 1, 2019 to the N P/Settlement Offer eet the good faith criteria for lation. Violation | e Penalty | \$2,250 \$0 \$2,250 |
| Good F | aith Eff | Number of M Three quart orts to Com | daily weekly monthly quarterly semiannual annual single event erly events are Extraordinary Ordinary N/A Notes | x x x x x x x x x x x x x x x x x x x | screening date NOE/NOV to EDPR | 211 Number of violation Violation Base Violation Base Number 1, 2019 to the N Number 1, 2019 to the N P/Settlement Offer Number 1, 2019 to the N Pret the good faith criteria for lation. Violation Statutory Limit Violation | e Penalty | \$2,250 |

| | E | conomic | Benefit | Wo | rksheet | | |
|-------------------------------|---------------------------------------|---------------------------------------|----------------|--------|---------------------|----------------------------|--------------------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | | | , - | | | | |
| Reg. Ent. Reference No. | | | | | | | |
| | Public Water S | | | | | Percent Interest | Years of Depreciation |
| | - | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | Dute Required | | | 211101051 54704 | | LD Amount |
| Item Description | | | | | | | |
| Delayed Costs | | | | | | | |
| Delayed Costs Equipment | · · · · · · · · · · · · · · · · · · · | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 | n/a | \$0 |
| Training/Sampling | | İ | | 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 | | | Worksheet in | PCW No | b. 1, Violation No. | aptured in the Econo 1. | |
| AVOIDED COSLS Disposal | ANNO | | DSLS DEIDIE EI | 0.00 | | | \$0 |
| Personnel | | | | 0.00 | \$0 \$0 | \$0 \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | i i i i i i i i i i i i i i i i i i i | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | | | | | | |
| Approx. Cost of Compliance | | \$0 | | | TOTAL | | \$0 |

| | Screening Date | | Docket No. 2020-0772-MLM-E | PCW |
|----------|-------------------------|---|--|--|
| | Respondent | WATER ASSOCIATION OF N | IORTH LAKE, INC. | Policy Revision 4 (April 2014) |
| | Case ID No. | | | PCW Revision September 1, 2019 |
| Reg. | Ent. Reference No. | | | |
| | | Public Water Supply | | |
| | Enf. Coordinator | | | |
| | Violation Number | | | |
| | Rule Cite(s) | | § 290.45(b)(1)(B)(iv), Tex. Health & Safety Co Default Order Docket No. 2017-0471-MLM-E, O | |
| | | 541.0515(C), and TCEQ | Provision No. 3.h.ii | Idening |
| | | | | |
| | | | | |
| | Violation Description | | e tank capacity of 20 gallons per connection. Sp actions requiring pressure tank capacity of 260 g | |
| | | - | gallons were provided, indicating a 15% deficien | |
| | | , , _ | , , , <u>,</u> | |
| | | | | |
| | | | Base | e Penalty \$5,000 |
| | | | | _ |
| >> Env | vironmental, Prope | rty and Human Healt Harm | h Matrix | |
| | Release | | Minor | |
| OR | Actual | | | |
| | Potential | x | Percent 5.0% | |
| | | | | |
| >>Prog | grammatic Matrix | M · · · · · | | |
| | Falsification | Major Moderate | Minor Percent 0.0% | |
| | | | | |
| | Eailure to prov | vido adoquato prossuro tank | capacity could expose persons served by the Fa | acility to a |
| | Matrix | | t would not exceed levels that are protective of | |
| | Notes | | health. | |
| | | | | |
| | | | Adjustment | \$4,750 |
| | | | | \$250 |
| | | | | \$250 |
| | | | | |
| Violatio | on Events | | | |
| Violatio | on Events | | | |
| Violatio | | Violation Events 3 | Number of violation | days |
| Violatio | | | 211 Number of violation | days |
| Violatio | | daily | Number of violation | days |
| Violatio | | daily weekly | 211 Number of violation | days |
| Violatio | | daily weekly monthly | | |
| Violatio | | daily weekly monthly quarterly | 211 Number of violation of Violation of Violation Base | |
| Violatio | | daily weekly monthly | | |
| Violatio | | daily weekly monthly quarterly semiannual | | |
| Violatio | | daily weekly monthly quarterly semiannual annual | | |
| Violatio | Number of ^v | daily weekly monthly quarterly x semiannual annual single event | | e Penalty \$750 |
| Violatio | Number of ^v | daily weekly quarterly semiannual annual single event | Violation Base | e Penalty \$750 |
| Violatio | Number of ^v | daily weekly quarterly semiannual annual single event | Violation Base | e Penalty \$750 |
| | Number of ^v | daily weekly monthly quarterly x semiannual annual single event erly events are recommende 20. | Violation Base ed, calculated from September 1, 2019 to the M 20 screening date. | e Penalty \$750 |
| | Number of Three quarter | daily weekly monthly quarterly semiannual annual single event erly events are recommende 20. pply 0.09 Before NOE/NOY | Violation Base ed, calculated from September 1, 2019 to the M 20 screening date. | e Penalty \$750 |
| | Number of Three quarter | daily weekly monthly quarterly x semiannual annual single event erly events are recommende 20. pply 0.0% Before NOE/NOY Extraordinary | Violation Base ed, calculated from September 1, 2019 to the M 20 screening date. | e Penalty \$750 |
| | Number of Three quarter | daily weekly monthly quarterly x semiannual annual single event erly events are recommender 20. pply 0.09 Before NOE/NOV Extraordinary Ordinary | Violation Base ed, calculated from September 1, 2019 to the M 20 screening date. | e Penalty \$750 |
| | Number of Three quarter | daily weekly monthly quarterly x semiannual annual single event erly events are recommende 20. pply 0.0% Before NOE/NOY Extraordinary | Violation Base ed, calculated from September 1, 2019 to the M 20 screening date. | e Penalty \$750 |
| | Number of Three quarter | daily weekly monthly quarterly x semiannual annual single event erly events are recommender 200 pply 0.09 Before NOE/NOV Extraordinary Ordinary N/A x The Respon | Violation Base d, calculated from September 1, 2019 to the M. 20 screening date. | e Penalty \$750 |
| | Number of Three quarter | daily weekly monthly quarterly x semiannual annual single event erly events are recommende 200 ply 0.09 Before NOE/NOV Extraordinary Ordinary N/A x | Violation Base ed, calculated from September 1, 2019 to the M. 20 screening date. | e Penalty \$750 |
| | Number of Three quarter | daily weekly monthly quarterly x semiannual annual single event erly events are recommender 200 pply 0.09 Before NOE/NOV Extraordinary Ordinary N/A x The Respon | Violation Base d, calculated from September 1, 2019 to the M. 20 screening date. | e Penalty \$750 arch 30, |
| | Number of Three quarter | daily weekly monthly quarterly x semiannual annual single event erly events are recommender 200 pply 0.09 Before NOE/NOV Extraordinary Ordinary N/A x The Respon | Violation Base d, calculated from September 1, 2019 to the M. 20 screening date. | e Penalty \$750 arch 30, Reduction \$0 |
| Good F | Number of Three quart | daily weekly monthly quarterly x semiannual annual single event erly events are recommende 200 before NOE/NOY Extraordinary Ordinary N/A x Notes | Violation Base d, calculated from September 1, 2019 to the M 20 screening date. NOE/NOV to EDPRP/Settlement Offer Addent does not meet the good faith criteria for this violation. Violation | e Penalty \$750 arch 30, Reduction \$0 Subtotal \$750 |
| Good F | Number of Three quarts | daily weekly monthly quarterly semiannual annual single event erly events are recommende 200 before NOE/NOV Extraordinary Ordinary N/A x Notes The Respor | Violation Base d, calculated from September 1, 2019 to the M. 20 screening date. NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation. Violation Statutory Limit | e Penalty \$750 arch 30, Reduction \$0 Subtotal \$750 Test |
| Good F | Number of Three quarts | daily weekly monthly quarterly x semiannual annual single event erly events are recommende 200 before NOE/NOY Extraordinary Ordinary N/A x Notes | Violation Base d, calculated from September 1, 2019 to the M 20 screening date. NOE/NOV to EDPRP/Settlement Offer Addent does not meet the good faith criteria for this violation. Violation | e Penalty \$750 arch 30, Reduction \$0 Subtotal \$750 Test |
| Good F | Number of Three quarts | daily weekly monthly quarterly semiannual annual single event erly events are recommende 200 pply 0.09 Before NOE/NOV Extraordinary Ordinary N/A x Notes The Respor | Violation Base d, calculated from September 1, 2019 to the M. 20 screening date. NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation. Violation Statutory Limit | e Penalty \$750 arch 30, Reduction \$0 Subtotal \$750 Test alty Total \$938 |

| | E | conomic | Benefit | Wo | rksheet | | |
|-----------------------------------|----------------|--|-----------------|---------|--------------------|-------------------------|-------------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | | | , | | | | |
| Reg. Ent. Reference No. | | | | | | | |
| | | | | | | | |
| | Public Water S | Бирріу | | | | Percent Interest | Years of |
| Violation No. | 10 | | | | | | Depreciation |
| | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | | 11 II I | | | | | |
| 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 Other (as needed) | | | | 0.00 | \$0 \$0 | n/a n/a | <u>\$0</u> \$0 |
| Notes for DELAYED costs | | Econom | ic Benefit Work | sheet i | n PCW No. 1, Viola | | • |
| Avoided Costs | ANNUA | ALIZE avoided co | osts before er | | · · · | one-time avoide | |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | | | | | | |
| | | | | | | | |

| | | ening Date | | | | No. 2020-0772-MLM-E | | PCW |
|---------|----------|----------------------------|--|--------------------|--|--|------------------|-------------------------|
| | | | | IATION OF NORTH | LAKE, INC. | | Policy | Revision 4 (April 2014) |
| _ | | Case ID No. | | | | | PCW Revis | sion September 1, 2019 |
| Reg. | Ent. Re | | RN101450047 | | | | | |
| | Fuf (| | Public Water Su | | | | | |
| | | ation Number | Samantha Dun | can | | | | |
| | VIOI | Rule Cite(s) | | | | | | |
| | | Rule Cite(S) | 30 Tex. Admir | | | efault Order Docket No. 20 | 17-0471- | |
| | | | | MLM-E, C | Ordering Provis | sion No. 3.b.i | | |
| | | | | | | | | |
| | | | | | | | | |
| | Violatio | n Description | Failed to comp | | | up-to-date plant operation | s manual | |
| | | | | for opera | ator review an | d reference. | | |
| | | | | | | | | |
| | | | | | | | | |
| | | | | | | Base | e Penalty | \$5,000 |
| | | | | | | | | . , |
| >> Env | vironme | ntal, Prope | rty and Hum | an Health Ma | trix | | | |
| | | Release | Major | Harm Moderate | linor | | | |
| OR | | Actual | | Moderate N | linor | | | |
| UN | | Potential | | | | Percent 0.0% | | |
| | | i occinciai | | | | | | |
| >>Pro | gramma | tic Matrix | | | | | | |
| | - | Falsification | Major | Moderate N | linor | | | |
| | | | x | | | Percent 5.0% | | |
| | | | | | | | | |
| | Matrix | | | | | | | |
| | Notes | | 100 | 0% of the rule req | irements wer | e not met. | | |
| | | | | | | | | |
| | | | | | | Adjustment | \$4,750 | |
| | | | | | | Adjustment | \$4,7 <u>3</u> 0 | |
| | | | | | | | _ | |
| | | | | | | | | \$250 |
| | _ | | | | | | | \$250 |
| Violati | on Even | ts | | | | | | \$250 |
| Violati | on Even | | /iolation Events | 1 | 2. | 73 Number of violation | davs | \$250 |
| Violati | on Even | | Violation Events | 1 | 2 | 73 Number of violation | days | \$250 |
| Violati | on Even | | Violation Events | 1 | 2 | 73 Number of violation | days | \$250 |
| Violati | on Even | | | 1 | 2 | 73 Number of violation | days | \$250 |
| Violati | on Even | | daily | 1 | 2 | 73 Number of violation | days | |
| Violati | on Even | | daily weekly monthly quarterly | | 2 | 73 Number of violation Violation Base | | \$250 |
| Violati | on Even | | daily weekly monthly quarterly semiannual | | 2 | | | \$250 \$250 |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | | 2 | | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual | 1 | 2 | | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | | 2 | | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | | | Violation Base | | |
| Violati | on Even | | daily weekly monthly quarterly semiannual annual | | | Violation Base | | |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event | | | Violation Base | e Penalty | \$250 |
| | | | daily weekly monthly quarterly semiannual annual single event | | t is recommer | Violation Base | | |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event | | | Violation Base | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event | | t is recommer | Violation Base | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary | | t is recommer | Violation Base | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event | | t is recommer | Violation Base | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A | One single even | t is recommer | Violation Base | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary | One single even | t is recommer | Violation Base | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A | One single even | t is recommer | Violation Base | e Penalty | \$250 |
| | | Number of N | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A | One single even | t is recommer | Violation Base | e Penalty | \$250 |
| Good F | aith Eff | Number of N | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A Notes | One single even | t is recommer | Violation Base | e Penalty | \$250 |
| Good F | aith Eff | Number of N | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A | One single even | t is recommer | Violation Base | e Penalty | \$250 |
| Good F | aith Eff | Number of V orts to Com | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A Notes | One single even | t is recommer | Violation Base | e Penalty | \$250 |
| Good F | aith Eff | Number of V orts to Com | daily weekly monthly quarterly semiannual annual single event single event Extraordinary Ordinary N/A Notes | One single even | t is recommer /NOV to EDPRP/S does not meet this violat | Violation Base | e Penalty | \$250 \$0 \$250 |

| | E | conomic | Benefit | Wo | rksheet | | |
|--|----------------|------------------------|------------------------------------|---|--|--|---|
| | | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | 48856 | | | | | | |
| Reg. Ent. Reference No. | RN101450047 | | | | | | |
| | Public Water S | | | | | Percent Interest | Years of Depreciation |
| violation no. | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | Ir | 1 | | | | | 1.0 |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 | n/a | \$0 |
| Training/Sampling | | | | 0.00 | \$0 | n/a | \$0 |
| Remediation/Disposal | | | | 0.00 | \$0 | n/a | \$0 |
| Permit Costs | | | | 0.00 | \$0 | n/a | \$0 |
| Other (as needed) | \$180 | 1-Jul-2019 | 17-Jan-2021 | 1.55 | \$14 | n/a | \$14 |
| | The delayed | cost includos the | octimated amou | nt to d | ovalon and bogin r | naintaining a thorou | igh and up-to- |
| Notes for DELAYED costs | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estim | ective date of TCE ated date of comp | | cket No. 2017- |
| Avoided Costs | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estime tering | ective date of TCE ated date of comp item (except for | Q Default Order Doo liance. one-time avoide | d costs) |
| Avoided Costs Disposal | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estimation tering 0.00 | ective date of TCE ated date of comp item (except for \$0 | Q Default Order Doo liance. • one-time avoide \$0 | ket No. 2017- d costs) \$0 |
| Avoided Costs Disposal Personnel | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estimation tering 0.00 0.00 | ective date of TCE ated date of comp item (except for \$0 \$0 | Q Default Order Doo lance. r one-time avoide \$0 \$0 | cket No. 2017- d costs) \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estimation tering 0.00 0.00 0.00 | ective date of TCE ated date of comp item (except for \$0 \$0 \$0 | Q Default Order Dod liance. r one-time avoide \$0 \$0 \$0 \$0 | cket No. 2017- d costs) \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estimation 0.00 0.00 0.00 0.00 | ective date of TCE ated date of comp item (except for \$0 \$0 \$0 \$0 \$0 | Q Default Order Dod liance. • one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 | tet No. 2017- d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estimation 0.00 0.00 0.00 0.00 0.00 | ective date of TCE ated date of comp item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | Q Default Order Dod liance. • one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | ket No. 2017- d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estimation 0.00 0.00 0.00 0.00 0.00 0.00 0.00 | ective date of TCE ated date of compl item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | Q Default Order Dod liance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | ket No. 2017- 4 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estimation 0.00 0.00 0.00 0.00 0.00 | ective date of TCE ated date of comp item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | Q Default Order Dod liance. • one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | ket No. 2017- d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 |
| Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs | date plant op | erations manual, 04 | calculated from 71-MLM-E to the | the eff e estimation 0.00 0.00 0.00 0.00 0.00 0.00 0.00 | ective date of TCE ated date of compl item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | Q Default Order Dod liance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 | ket No. 2017- 4 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 |

| | | ening Date | | Docket No. 2020-0 | 772-MLM-E PCW |
|----------|-----------|---------------|---|--|---|
| | R | espondent | WATER ASSOC | ATION OF NORTH LAKE, INC. | Policy Revision 4 (April 2014) |
| | C | ase ID No. | 48856 | | PCW Revision September 1, 2019 |
| Reg. | Ent. Ref | erence No. | RN101450047 | | |
| | | | Public Water S | | |
| | Enf. C | oordinator | Samantha Dun | an | |
| | Viola | tion Number | | | |
| | | Rule Cite(s) | 30 Tex. Adm | n. Code § 290.46(n)(3) and TCEQ Default Ord | ler Docket No. 2017- |
| | | | So rexi run | 0471-MLM-E, Ordering Provision No. 3.0 | |
| | | | | ,,,,,,,,, | |
| | | | | | |
| | | | E-llades have | | |
| | Violatio | n Description | | on file copies of well completion data as define $\frac{5}{2}$ 290.41(c)(3)(A) for as long as well remain | |
| | | | COL | | |
| | | | | | |
| | | | | | |
| | | | | | Base Penalty \$5,000 |
| | | | | | * |
| >> Env | vironme | ntal, Prope | rty and Hun | an Health Matrix | |
| | | | | Harm | |
| OR | | Release | Major | Moderate Minor | |
| UK | | Actual | | Devee | |
| | | Potential | | Percer | nt 0.0% |
| | aramma | tic Matrix | | | |
| | grannid | Falsification | Major | Moderate Minor | |
| | | labilication | X | Percer | nt 5.0% |
| | | | X | | 5.670 |
| | | | | | |
| | Matrix | | 10 | % of the rule requirements were not met. | |
| | Notes | | 10 | | |
| | | | | | |
| | | | | Adjustme | nt \$4,750 |
| | | | | ···· · | |
| | | | | | |
| | | | | | \$250 |
| | _ | | | | \$250 |
| Violatio | on Event | ts | | | \$250 |
| Violatio | on Event | | lielation Events | | |
| Violatio | on Event | | /iolation Events | 1 273 Numbe | \$250 r of violation days |
| Violatio | on Event | | | <u>1</u> <u>273</u> Numbe | |
| Violatio | on Event | | daily | 1 273 Numbe | |
| Violatio | on Event | | daily weekly | 1 273 Numbe | |
| Violatio | on Event | | daily weekly monthly | | r of violation days |
| Violatio | on Event | | daily weekly monthly quarterly | | |
| Violatio | on Event | | daily weekly monthly | | r of violation days |
| Violatio | on Event | | daily weekly monthly quarterly semiannual | | r of violation days |
| Violatio | on Event | | daily weekly monthly quarterly semiannual annual | v | r of violation days |
| Violatio | on Event | | daily weekly monthly quarterly semiannual annual | v | r of violation days |
| Violatio | on Event | | daily weekly monthly quarterly semiannual annual | v | r of violation days |
| Violatio | on Event | | daily weekly monthly quarterly semiannual annual | v | r of violation days |
| | | Number of | daily weekly monthly quarterly semiannual annual single event | x | r of violation days iolation Base Penalty \$250 |
| | | | daily weekly monthly quarterly semiannual annual single event | One single event is recommended. | r of violation days |
| | | Number of | daily weekly monthly quarterly semiannual annual single event | x | r of violation days iolation Base Penalty \$250 |
| | | Number of | daily weekly monthly quarterly semiannual annual single event | One single event is recommended. | r of violation days iolation Base Penalty \$250 |
| | | Number of | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary | X One single event is recommended. 0.0% efore NOE/NOV NOE/NOV to EDPRP/Settlement Offer | r of violation days iolation Base Penalty \$250 |
| | | Number of | daily weekly monthly quarterly semiannual annual single event | One single event is recommended. | r of violation days iolation Base Penalty \$250 |
| | | Number of | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary N/A | X One single event is recommended. 0.0% efore NOE/NOV NOE/NOV to EDPRP/Settlement Offer | r of violation days iolation Base Penalty \$250 Reduction \$0 |
| | | Number of | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary | X One single event is recommended. 0.0% ifore NOE/NOV NOE/NOV X | r of violation days iolation Base Penalty \$250 Reduction \$0 |
| | | Number of | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary N/A | x V One single event is recommended. o.0% ifore NOE/NOV NOE/NOV x X The Respondent does not meet the good faith | r of violation days iolation Base Penalty \$250 Reduction \$0 |
| | | Number of | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary N/A | x V One single event is recommended. o.0% ifore NOE/NOV NOE/NOV x X The Respondent does not meet the good faith | r of violation days iolation Base Penalty \$250 Reduction \$0 |
| | | Number of | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary N/A | x V One single event is recommended. o.0% ifore NOE/NOV NOE/NOV x X The Respondent does not meet the good faith | r of violation days iolation Base Penalty \$250 Reduction \$0 |
| Good F | aith Effo | Number of Y | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary N/A Notes | x One single event is recommended. ifore NOE/NOV NOE/NOV to EDPRP/Settlement Offer x x The Respondent does not meet the good faith this violation. | r of violation days iolation Base Penalty \$250 Reduction \$0 r criteria for Violation Subtotal \$250 |
| Good F | aith Effo | Number of Y | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary N/A Notes | Image: Statue Image: Statue Image: Statue | r of violation days iolation Base Penalty \$250 Reduction \$0 rriteria for Violation Subtotal \$250 tory Limit Test |
| Good F | aith Effo | Number of Y | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary N/A Notes | Image: Statue Image: Statue Image: Statue | r of violation days iolation Base Penalty \$250 Reduction \$0 r criteria for Violation Subtotal \$250 |
| Good F | aith Effo | Number of Y | daily weekly monthly quarterly semiannual annual single event ply Extraordinary Ordinary N/A Notes | Image: Statue Image: Statue Image: Statue | r of violation days iolation Base Penalty \$250 Reduction \$0 r criteria for Violation Subtotal \$250 itory Limit Test on Final Penalty Total \$313 |

| | E | conomic | Benefit | Wo | rksheet | | |
|---|----------------|--------------------|-----------------------|-----------------------|--------------------------------|--|--------------------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | | | | | | | |
| Reg. Ent. Reference No. Media Violation No. | Public Water S | | | | | Percent Interest | Years of Depreciation |
| | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| 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 | \$180 | 1-Jul-2019 | 16-Feb-2021 | 1.63 | \$15 | n/a | \$15 |
| 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 | calculated fro | om the effective d | ate of TCEQ De dat | fault Or te of cor | der Docket No. 20 npliance. | f well completion da 17-0471-MLM-E to | the estimated |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | <u>\$0</u> \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | <u>\$0</u> \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | - <u> </u> | | | | | |
| Approx. Cost of Compliance | | \$180 | | | TOTAL | | \$15 |

| | | ening Date | | Docket No. 2020-0772-MLM-E | PCW | V |
|----------|-----------|-------------------|-------------------------|---|------------------------------|------------|
| | | | WATER ASSOCIATION | OF NORTH LAKE, INC. | Policy Revision 4 (April 201 | 14) |
| | - | ase ID No. | | | PCW Revision September 1, 20 |)19 |
| Reg. I | Ent. Refe | | RN101450047 | | | |
| | | | Public Water Supply | | | |
| | | | Samantha Duncan | | | |
| | Viola | tion Number | 13 | | | |
| | | Rule Cite(s) | 30 Tex. Admii | n. Code § 290.51(a)(6) and Tex. Water Code § 5.702 | | |
| | | | | | | |
| | Violatior | Description | | Public Health Service fees and/or any associated late is istration Account No. 90610171 for Fiscal Years 2018 | | |
| | | • | | 2020. | | |
| | | | | Base | Penalty \$5,00 | 00 |
| >> Env | vironmer | ntal, Prope | rty and Human He | | | |
| | | Delease | Hai Majar Mada | | | |
| OR | | Release Actual | Major Mode | erate Minor | | |
| ÖN | | Potential | | Percent 0.0% | | |
| | | | III | | | |
| >>Prog | gramma | tic Matrix | | | | |
| | | Falsification | Major Mode | | | |
| | ļ | | | Percent 0.0% | | |
| | l l | | | | | |
| | Matrix | | | | | |
| | Notes | | | | | |
| | Ľ | | | | | |
| | | | | Adjustment | \$5,000 | |
| | | | | | | |
| | | | | | | \$0 |
| Violatio | on Event | <u>د</u> | | | | |
| Violatio | | 3 | | | | |
| | | Number of V | /iolation Events | Number of violation da | ays | |
| | | | | | | |
| | | | daily | | | |
| | | | weekly | | | |
| | | | monthly | Violation Base | Danalta | ¢0 |
| | | | quarterly semiannual | Violation Base | Penalty | \$0 |
| | | | annual | | | |
| | | | single event | | | |
| | _ | | | | | |
| | | All penalties a | nd fees will be determi | ned by the Financial Administration Division at the ne | xt billing | |
| | | | | cycle. | | |
| | Ľ | | | | | |
| Good Fa | aith Effo | orts to Com | ply | 0.0% | eduction | \$0 |
| | | | Before NO | | | <u> </u> |
| | | | Extraordinary | | | |
| | | | Ordinary | | | |
| | | | N/A <mark>x</mark> | | | |
| | | | The Re | espondent does not meet the good faith criteria for | | |
| | | | Notes | this violation. | | |
| | | | | | | |
| | | | | Violation S | Subtotal | \$0 |
| Econom | nic Bene | fit (EB) for | this violation | Statutory Limit | | |
| | | | | | | |
| | | Estimate | ed EB Amount | \$0 Violation Final Penal | ty Total | \$0 |
| | | | Th | is violation Final Assessed Penalty (adjusted for | r limits) | \$0 |
| | | | | and the second | | T U |

| | E | conomic | Benefit | Wo | rksheet | | |
|---|----------------|------------------|----------------|---------------------|----------------|-------------------|--------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | 48856 | | | | | | |
| Reg. Ent. Reference No. | RN101450047 | | | | | | |
| - | Public Water S | | | | | | Years of |
| Violation No. | | - F F 7 | | | | Percent Interest | Depreciation |
| | | | | | | 5.0 | |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | | | | | | | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 | n/a | \$0 |
| Training/Sampling | | | | 0.00 | \$0 | n/a | \$0 |
| Remediation/Disposal | | | | 0.00 | \$0 | n/a | \$0 |
| Permit Costs | | | | 0.00 | \$0 | n/a | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | n/a | \$0 |
| Notes for DELAYED costs | | ALT 75 : | | N/ | | | d anata) |
| Avoided Costs | ANNUA | ALIZE avoided Co | osts before el | _ | | r one-time avoide | |
| Disposal | | <u> </u> | | 0.00 | \$0 ¢0 | \$0 | \$0 |
| Personnel | | <u> </u> | | 0.00 | \$0 ¢0 | \$0 ¢0 | \$0 \$0 |
| Inspection/Reporting/Sampling Supplies/Equipment | | | | 0.00 | \$0 \$0 | \$0 \$0 | \$0 \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | JIJ | | <u>n 0.00</u> N/ | · · · · | | 40 |
| Approx. Cost of Compliance | | \$0 | | | TOTAL | | \$0 |

| Screening Date | | D-0772-MLM-E PCW |
|---------------------------|--|---|
| • | WATER ASSOCIATION OF NORTH LAKE, INC. | Policy Revision 4 (April 2014) |
| Case ID No | | PCW Revision September 1, 2019 |
| Reg. Ent. Reference No | | |
| | Public Water Supply | |
| Enf. Coordinato | | |
| Violation Numbe | | |
| Rule Cite(s | 30 Tex. Admin. Code § 291.76 and Tex. Water | Code § 5.702 |
| | | |
| | | |
| Violation Description | Failed to pay regulatory assessment fees and/or an ass TCEQ Public Utility Account regarding Certificate of Conve | |
| Violation Description | 12198 for the calendar Year 2019 | |
| | | |
| | | |
| | | Base Penalty \$5,000 |
| >> Environmental Prop | rty and Human Health Matrix | |
| | Harm | |
| Release | | |
| OR Actua | | |
| Potentia | Per | cent 0.0% |
| >>Programmatic Matrix | | |
| Falsification | Major Moderate Minor | |
| | | cent 0.0% |
| | JIJ | |
| Mahala | | |
| Matrix Notes | | |
| Notes | | |
| | | |
| | Adjustr | nent\$5,000 |
| | | \$0 |
| | | |
| Violation Events | | |
| Number of | Violation Events | ther of violation days |
| Number of | Violation Events Nur | ber of violation days |
| | daily | |
| | weekly | |
| | monthly | |
| | quarterly | Violation Base Penalty \$0 |
| | semiannual | |
| | annual | |
| | single event x | |
| | | |
| All penalties | and fees will be determined by the Financial Administration | Division at the next billing |
| | cycle. | |
| Cood Faith Efforts to Cor | | |
| Good Faith Efforts to Con | Before NOE/NOV NOE/NOV to EDPRP/Settlement Off | Reduction \$0 |
| | Extraordinary | |
| | Ordinary | |
| | N/A x | |
| | | |
| | The Respondent does not meet the good f | |
| | | aith criteria for |
| | Notes this violation. | aith criteria for |
| | | |
| | | |
| Economic Benefit (EB) fo | this violation. | |
| | r this violation Sta | Violation Subtotal \$0 |
| | r this violation Sta | Violation Subtotal \$0 Itutory Limit Test Ition Final Penalty Total \$0 |

| | E | conomic | Benefit | Wo | rksheet | | |
|-------------------------------|----------------|------------------|----------------|------|----------------|-------------------------|--------------|
| Respondent | WATER ASSO | CIATION OF NORT | H LAKE, INC. | | | | |
| Case ID No. | 48856 | | | | | | |
| Reg. Ent. Reference No. | | | | | | | |
| | Public Water S | | | | | | Years of |
| Violation No. | | ouppiy | | | | Percent Interest | Depreciation |
| violation No. | 14 | | | | | | |
| | | | | | | 5.0 | 15 |
| | Item Cost | Date Required | Final Date | Yrs | Interest Saved | Costs Saved | EB Amount |
| Item Description | | | | | | | |
| | | | | | | | |
| Delayed Costs | | | | | | | |
| Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Buildings | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Engineering/Construction | | | | 0.00 | \$0 | \$0 | \$0 |
| Land | | | | 0.00 | \$0 | n/a | \$0 |
| Record Keeping System | | | | 0.00 | \$0 | n/a | \$0 |
| Training/Sampling | | | | 0.00 | \$0 | n/a | \$0 |
| Remediation/Disposal | | | | 0.00 | \$0 | n/a | \$0 |
| Permit Costs | | | | 0.00 | \$0 | n/a | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | n/a | \$0 |
| Notes for DELAYED costs | | | | N/ | | | |
| Avoided Costs | ANNUA | ALIZE avoided co | osts before ei | | | r one-time avoide | |
| Disposal | | | | 0.00 | \$0 | \$0 | \$0 |
| Personnel | | | | 0.00 | \$0 | \$0 | \$0 |
| Inspection/Reporting/Sampling | | | | 0.00 | \$0 | \$0 | \$0 |
| Supplies/Equipment | | | | 0.00 | \$0 | \$0 | \$0 |
| Financial Assurance | | | | 0.00 | \$0 | \$0 | \$0 |
| ONE-TIME avoided costs | | | | 0.00 | \$0 | \$0 | \$0 |
| Other (as needed) | | | | 0.00 | \$0 | \$0 | \$0 |
| Notes for AVOIDED costs | | | | N/ | A | | |
| Approx. Cost of Compliance | | \$0 | | | TOTAL | | \$0 |



Compliance History Report

Compliance History Report for CN600636500, RN101450047, Rating Year 2019 which includes Compliance History (CH) components from September 1, 2014, through August 31, 2019.

| Customer, Respondent, or Owner/Operator: | CN600636500, WATER ASSOCIATION OF NORTH LAKE, INC. | Classification: NOT APPLICABLE | Rating: N/A | | | | |
|---|---|--------------------------------|----------------------|--|--|--|--|
| Regulated Entity: | RN101450047, WATER ASSOCIATION OF NORTH LAKE | Classification: NOT APPLICABLE | Rating: N/A | | | | |
| Complexity Points: | N/A | Repeat Violator: N/A | | | | | |
| CH Group: | 14 - Other | | | | | | |
| Location: | 2094 DOVE CREEK CIRCLE NEAR AUBREY | , DENTON COUNTY, TEXAS | | | | | |
| TCEQ Region: | REGION 04 - DFW METROPLEX | | | | | | |
| ID Number(s): PUBLIC WATER SYSTEM/S 0610171 | UPPLY REGISTRATION WAT | ER LICENSING LICENSE 0610171 | | | | | |
| Compliance History Peri | od: September 01, 2014 to August 31, 20 | 019 Rating Year: 2019 Rat | ing Date: 09/01/2019 | | | | |
| Date Compliance Histor | y Report Prepared: July 20, 2020 | | | | | | |
| Agency Decision Requir | Agency Decision Requiring Compliance History: Enforcement | | | | | | |
| Component Period Selec | ted: July 20, 2015 to July 20, 2020 | | | | | | |
| TCEQ Staff Member to C | ontact for Additional Information I | Regarding This Compliance Hist | ory. | | | | |
| | | | | | | | |

Name: Sam Duncan

1

Site and Owner/Operator History:

| 1) Has the site been in existence and/or operation for the full five year compliance period? | YES |
|--|-----|
| 2) Has there been a (known) change in ownership/operator of the site during the compliance period? | NO |

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

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

Effective Date: 07/01/2019 ADMINORDER 2017-0471-MLM-E (Findings Order-Default) Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.42(I)

Description: Failure to provide a thorough and up-to-date plant operations manual for operator review and reference. Classification: Moderate

Phone: (512) 239-2511

Citation: 2B TWC Chapter 11, SubChapter A 11.1272(c)

30 TAC Chapter 288, SubChapter B 288.20(a)

30 TAC Chapter 288, SubChapter C 288.30(5)(B)

Description: to adopt a drought contingency plan which includes all elements for municipal use by a retail public water supplier.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(n)(3)

Description: Failure to maintain copies of well completion data such as well material setting data, geological log, sealing information (pressure cementing and surface protection), disinfection information, microbiological sample results, and a chemical analysis report of a representative sample of water from the well. Classification: Moderate

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

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

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

Description: Failure to post a legible sign at the Facility's production, treatment, and storage facilities that contains the name of the Facility and an emergency telephone number where a responsible official can be contacted.

Classification: Major

Citation: 30 TAC Chapter 290, SubChapter D 290.43(c)(8) Classification: Major

Rqmt Prov: Agreed Order Docket # 2010-0413-PWS-E ORDER

Description: Failure to maintain the Facility's ground storage tank in strict accordance with current American Water Works Association ("AWWA") standards.

Classification: Major

Citation: 30 TAC Chapter 290, SubChapter D 290.45(b)(1)(B)(iv)

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

Rqmt Prov: Agreed Order Docket # 2010-0413-PWS-E ORDER

Description: Failure to provide a pressure tank capacity of 20 gallons per connection.

Classification: Minor

Citation: 2A TWC Chapter 5, SubChapter A 5.702

30 TAC Chapter 290, SubChapter E 290.51(a)(6)

Description: Failed to pay Public Health Service Fees and associated late fees for TCEQ Financial Administration Account No. 90610171 for Fiscal Years 2016 and 2017.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

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

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

F. Environmental audits: N/A

N/A

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

Sites Outside of Texas:

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN ENFORCEMENT ACTION CONCERNING WATER ASSOCIATION OF NORTH LAKE, INC.; RN101450047 **BEFORE THE**

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY

DEFAULT ORDER

DOCKET NO. 2020-0772-MLM-E

On _______, the Texas Commission on Environmental Quality ("Commission" or "TCEQ") considered the Executive Director's First Amended Report and Petition, filed pursuant to TEX. WATER CODE chs. 5 and 11, TEX. HEALTH & SAFETY CODE ch. 341, and the rules of the TCEQ, which requests appropriate relief, including the imposition of an administrative penalty and corrective action of the respondent(s). The respondent made the subject of this Order is WATER ASSOCIATION OF NORTH LAKE , INC. ("Respondent").

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

FINDINGS OF FACT

- 1. Respondent owns and operates a public water supply ("PWS") located at 2094 Dove Creek Circle near Aubrey, Denton County, Texas (the "Facility"). The Facility provides water for human consumption, has approximately 17 service connections, and serves at least 25 people per day for at least 60 days per year. As such, the Facility is a PWS as defined in 30 Tex. ADMIN. CODE § 290.38(71) (2019) (current version at 30 Tex. ADMIN. CODE § 290.38(73) (2023)). The Facility adjoins, is contiguous with, surrounds, or is near or adjacent to state water as defined in Tex. WATER CODE § 11.021 and 30 Tex. ADMIN. CODE § 297.1(50).
- 2. During an investigation conducted on January 28, 2020, an investigator documented that Respondent:
 - a. Failed to adopt a drought contingency plan which includes all elements for municipal use by a retail public water supplier;
 - b. Failed to maintain the Facility's ground storage tank in strict accordance with current American Water Works Association ("AWWA") standards. Specifically, the outer shell of the ground storage tank had major cracks which were sealed with insulating foam sealant and held together with wooden panels and cargo straps;
 - c. Failed to provide a pressure tank capacity of 20 gallons per connection. Specifically, the Facility had 13 connections requiring pressure tank capacity of 260 gallons. However, only 220 gallons were provided, indicating a 15% deficiency;
 - d. Failed to operate the Facility under the direct supervision of a water works operator who holds a minimum of a Class "D" or higher groundwater license;
 - e. Failed to provide disinfection facilities for the groundwater supply for the purpose of microbiological control and distribution protection. Specifically, the disinfection feed pump was not functioning;
 - f. Failed to develop and maintain an up-to-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the Facility will use to comply with the monitoring requirements;

- g. Failed to maintain at the Facility accurate and up-to-date as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned;
- h. Failed to make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies;
- i. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, the water plant had excessive dirt, rat excrement, and other debris covering the floor area. In addition, the intruder resistant fence at the water plant was not being properly maintained. Specifically, vegetation was not being maintained off the fence, the barbed wire was sagging and not tight, and the fence gates were missing the three strands of barbed wire;
- j. Failed to maintain water works operation and maintenance records and make them readily available for review by the Executive Director upon request. Specifically, records for the amount of each chemical used each week; volume of water treated and distributed each week; the date, location, and nature of water quality, pressure, or outage complaints received by the system and the results of any subsequent complaint investigation; dates that dead-end mains were flushed; dates that storage tanks and other facilities were cleaned; copies of any public notices issued by the water system; disinfectant residual monitoring results from the distribution system; the calibration records for flow meters, results of microbiological analyses; results of inspections for all storage facilities; and copies of Customer Service Inspection reports were not maintained on-site for review;
- k. Failed to adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted;
- l. Failed to compile and maintain a thorough and up-to-date plant operations manual for operator review and reference;
- m. Failed to keep on file copies of well completion data as defined by 30 TEX. ADMIN. CODE § 290.41(c)(3)(A) for as long as well remains in service;
- n. Failed to pay annual Public Health Service fees and/or any associated late fees for TCEQ Financial Administration Account No. 90610171 for Fiscal Years 2018 through 2020; and
- o. Failed to pay regulatory assessment fees and/or any associated late fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity No. 12198 for the calendar Year 2019.
- 3. The Executive Director filed the "Executive Director's First Amended Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of WATER ASSOCIATION OF NORTH LAKE, INC." (the "EDFARP") in the TCEQ Chief Clerk's office on July 27, 2022.
- 4. The EDFARP was mailed to Respondent's last known address on July 27, 2022, via certified mail, return receipt requested, postage prepaid. The United States Postal Service returned the EDFARP sent by certified mail as "unclaimed."

- 5. The Executive Director re-filed the EDFARP in the TCEQ Chief Clerk's office on September 21, 2022.
- 6. By letter dated September 21, 2022, sent to Respondent's last known address via certified mail, return receipt requested, and via first class mail, postage prepaid, the Executive Director served Respondent with notice of the EDFARP. The EDFARP that was sent via first class mail was not returned.
- 7. More than 20 days have elapsed since Respondent received notice of the EDFARP. Respondent failed to file an answer and failed to request a hearing.

CONCLUSIONS OF LAW

- 1. As evidenced by Finding of Fact No. 1, Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. WATER CODE chs. 5 and 11, TEX. HEALTH & SAFETY CODE ch. 341, and the rules of the TCEQ.
- 2. As evidenced by Finding of Fact No. 2.a., Respondent failed to adopt a drought contingency plan which includes all elements for municipal use by a retail public water supplier, in violation of Tex. WATER CODE § 11.1272(c), 30 Tex. ADMIN. CODE §§ 288.20(a), 288.30(5)(B), and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.d.iii.
- 3. As evidenced by Finding of Fact No. 2.b., Respondent failed to maintain the Facility's ground storage tank in strict accordance with current AWWA standards, in violation of 30 TEX. ADMIN. CODE § 290.43(c)(8) and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.h.i.
- As evidenced by Finding of Fact No. 2.c., Respondent failed to provide a pressure tank capacity of 20 gallons per connection, in violation of TEX. HEALTH & SAFETY CODE § 341.0315(c), 30 TEX. ADMIN. CODE § 290.45(b)(1)(B)(iv), and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.h.ii.
- 5. As evidenced by Finding of Fact No. 2.d., Respondent failed to operate the Facility under the direct supervision of a water works operator who holds a minimum of a Class "D" or higher groundwater license, in violation of TEX. HEALTH & SAFETY CODE § 341.033(a) and 30 TEX. ADMIN. CODE § 290.46(e)(4)(A).
- 6. As evidenced by Finding of Fact No. 2.e., Respondent failed to provide disinfection facilities for the groundwater supply for the purpose of microbiological control and distribution protection, in violation of 30 Tex. ADMIN. CODE § 290.42(b)(1) and (e)(3).
- 7. As evidenced by Finding of Fact No. 2.f., Respondent failed to develop and maintain an upto-date chemical and microbiological monitoring plan that identifies all sampling locations, describes the sampling frequency, and specifies the analytical procedures and laboratories that the Facility will use to comply with the monitoring requirements, in violation of 30 Tex. ADMIN. CODE § 290.121(a) and (b).
- 8. As evidenced by Finding of Fact No. 2.g., Respondent failed to maintain at the Facility accurate and up-to-date as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned, in violation of 30 Tex. ADMIN. CODE § 290.46(n)(1).
- 9. As evidenced by Finding of Fact No. 2.h., Respondent failed to make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies, in violation of 30 TEX. ADMIN. CODE § 290.46(n)(2).
- 10. As evidenced by Finding of Fact No. 2.i., Respondent failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, in violation of 30 Tex. ADMIN. CODE § 290.46(m).

- 11. As evidenced by Finding of Fact No. 2.j., Respondent failed to maintain water works operation and maintenance records and make them readily available for review by the Executive Director upon request, in violation of 30 TEX. ADMIN. CODE § 290.46(f)(2), (f)(3)(A)(i)(III), (f)(3)(A)(ii)(III), (f)(3)(A)(iii), (f)(3)(A)(iv), (f)(3)(A)(v), (f)(3)(B)(ii), (f)(3)(B)(iii), (f)(3)(D)(ii), and (f)(3)(E)(iv).
- 12. As evidenced by Finding of Fact No. 2.k., Respondent failed to adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted, in violation of 30 TEX. ADMIN. CODE § 290.46(i) and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.d.ii.
- 13. As evidenced by Finding of Fact No. 2.1., Respondent failed to compile and maintain a thorough and up-to-date plant operations manual for operator review and reference, in violation of 30 Tex. ADMIN. CODE § 290.42(l) and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.b.i.
- 14. As evidenced by Finding of Fact No. 2.m., Respondent failed to keep on file copies of well completion data as defined by 30 TEX. ADMIN. CODE § 290.41(c)(3)(A) for as long as well remains in service, in violation of 30 TEX. ADMIN. CODE § 290.46(n)(3) and TCEQ Default Order Docket No. 2017-0471-MLM-E, Ordering Provision No. 3.d.i.
- 15. As evidenced by Finding of Fact No. 2.n., Respondent failed to pay annual Public Health Service fees and/or any associated late fees for TCEQ Financial Administration Account No. 90610171 for Fiscal Years 2018 through 2020, in violation of TEX. WATER CODE § 5.702 and 30 TEX. ADMIN. CODE § 290.51(a)(6).
- 16. As evidenced by Finding of Fact No. 2.o., Respondent failed to pay regulatory assessment fees and/or any associated late fee for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity No. 12198 for the calendar Year 2019, in violation of TEX. WATER CODE § 5.702 and 30 TEX. ADMIN. CODE § 291.76.
- 17. As evidenced by Findings of Fact Nos. 5 and 6, the Executive Director timely served Respondent with proper notice of the EDPRP, as required by TEX. HEALTH & SAFETY CODE § 341.049 and 30 TEX. ADMIN. CODE § 70.104(b)(1).
- 18. As evidenced by Finding of Fact No. 7, Respondent failed to file a timely answer as required by Tex. HEALTH & SAFETY CODE § 341.049 and 30 Tex. ADMIN. CODE § 70.105. Pursuant to Tex. HEALTH & SAFETY CODE § 341.049 and 30 Tex. ADMIN. CODE § 70.106, the Commission may enter a Default Order against Respondent and assess the penalty recommended by the Executive Director.
- 19. Pursuant to TEX. HEALTH & SAFETY CODE § 341.049(a), the Commission has the authority to assess an administrative penalty against Respondent for violations of state statutes within TCEQ's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
- 20. An administrative penalty in the amount of \$12,343 is justified by the facts recited in this Order and considered in light of the factors set forth TEX. HEALTH & SAFETY CODE 341.049(b).
- 21. TEX. WATER CODE § 5.102 and 7.002 authorize the Commission to issue orders and make determinations necessary to effectuate the purposes of the statutes within its jurisdiction.

ORDERING PROVISIONS

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

- 1. Respondent is assessed an administrative penalty in the amount of \$12,343 for violations of state statutes and rules of the TCEQ. The payment of this penalty and Respondent's compliance with all the requirements set forth in this Order resolve only the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations which are not raised here.
- 2. The penalty assessed by this Order shall be paid within 30 days after the effective date of this Order. All checks submitted to pay the penalty imposed by this Order shall be made out to TCEQ and shall be sent with the notation "Re: WATER ASSOCIATION OF NORTH LAKE, INC.; Docket No. 2020-0772-MLM-E" to:

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

- 3. Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order:
 - i. Begin operating the Facility under the direct supervision of a water works operator who holds a minimum of a Class "D" or higher groundwater water license, in accordance with 30 TEX. ADMIN. CODE § 290.46;
 - ii. Provide disinfection facilities for the groundwater supply for the purpose of microbiological control and distribution protection, in accordance with 30 Tex. ADMIN. CODE § 290.42;
 - iii. Make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies, in accordance with 30 Tex. ADMIN. CODE § 290.46;
 - iv. Compile and maintain properly completed water works operation and maintenance records, including records for the amount of each chemical used each week; volume of water treated and distributed each week; the date, location, and nature of water quality, pressure, or outage complaints received by the system and the results of any subsequent complaint investigation; dates that dead-end mains were flushed; dates that storage tanks and other facilities were cleaned; copies of any public notices issued by the water system; disinfectant residual monitoring results from the distribution system; the calibration records for flow meters; results of microbiological analyses; results of inspections for all storage facilities; and copies of Customer Service Inspection reports, in accordance with 30 TEX. ADMIN. CODE § 290.46;
 - v. Initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, including but not limited to removing the dirt, rat excrement and debris from the floor areas, removing vegetation from the intruder resistant fence, repairing or replacing the sagging barbed wire on the intruder-resistant fence, and providing three strands of barbed wire to the fence gates, in accordance with 30 Tex. ADMIN. CODE § 290.46;

vi. Submit payment for all outstanding regulatory assessment fees for the TCEQ Public Utility Account concerning Certificate of Convenience and Necessity No. 12198 for the calendar years 2018 through 2019. The payment, along with the associated Revenue and Regulatory Assessment Reports, shall be sent 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

- vii. Submit payment for all outstanding fees, interest, and penalties for TCEQ Financial Administration Account No. 90610171. The payment shall be sent with the notation "Water Association of North Lake, Inc., Financial Administration Account No. 90610171" to the address listed in Ordering Provision No. 3.a.vi.
- b. Within 45 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 3.i. to demonstrate compliance with Ordering Provision Nos. 3.a.i. through 3.a.v.
- c. Within 60 days after the effective date of this Order:
 - i. Develop and begin maintaining an up-to-date and thorough plant operations manual for operator review and reference, in accordance with 30 Tex. ADMIN. CODE § 290.42; and
 - ii. Develop and maintain a chemical and microbiological monitoring plan, in accordance with 30 TEX. ADMIN. CODE § 290.121.
- d. Within 75 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 3.i. to demonstrate compliance with Ordering Provision Nos. 3.c.i. and 3.c.ii.
- e. Within 90 days after the effective date of this Order:
 - i. Prepare and adopt a complete drought contingency plan, in accordance with 30 Tex. ADMIN. CODE §§ 288.20 and 288.30;
 - ii. Keep on file copies of well completion data for the well as defined in 30 Tex. ADMIN. CODE § 290.46;
 - iii. Adopt an adequate plumbing ordinance, regulations, or service agreement with provisions for proper enforcement to ensure that neither cross-connections nor other unacceptable plumbing practices are permitted, in accordance with 30 Tex. ADMIN. CODE § 290.46; and
 - iv. Compile and maintain accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank, in accordance with 30 Tex. ADMIN. CODE § 290.46.
- f. Within 105 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 3.i. to demonstrate compliance with Ordering Provision Nos. 3.e.i through 3.e.iv.
- g. Within 180 days after the effective date of this Order:
 - i. Refurbish or replace the ground storage tank so that the exterior meets AWWA standards, in accordance with 30 Tex. ADMIN. CODE § 290.43; and

- ii. Provide a pressure tank capacity of at least 20 gallons per connection, in accordance with 30 TEX. ADMIN. CODE § 290.45.
- h. Within 195 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 3.i. to demonstrate compliance with Ordering Provision Nos. 3.g.i and 3.g.ii.
- i. The certifications required by these Ordering Provisions shall be accompanied by detailed supporting documentation, including photographs, receipts, and/or other records, shall be signed by Respondent, and shall include the following certification language:

"I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

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

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

and:

Water Section Manager Dallas/Fort Worth Regional Office Texas Commission on Environmental Quality 2309 Gravel Road Fort Worth, Texas 76118-6951

and:

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

- 4. All relief not expressly granted in this Order is denied.
- 5. The provisions of this Order shall apply to and be binding upon Respondent. Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
- 6. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by Respondent shall be made in writing to the Executive Director. Extensions are not effective until Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Order Compliance Team at the address listed above.

- 7. If Respondent fails to comply with any of the Ordering Provisions in this Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Respondent's failure to comply is not a violation of this Order. Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Respondent shall notify the Executive Director within seven days after Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
- 8. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to Respondent if the Executive Director determines that Respondent has not complied with one or more of the terms or conditions in this Order.
- 9. 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.
- 10. 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.
- 11. The Chief Clerk shall provide a copy of this fully executed Order to each of the parties. By law, the effective date of this Order shall be the date the Order is final, as provided by 30 TEX. ADMIN. CODE § 70.106(d) and TEX. GOV'T CODE § 2001.144.

WATER ASSOCIATION OF NORTH LAKE, INC. Docket No. 2020-0772-MLM-E Page 9

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



UNSWORN DECLARATION OF DAVID KEAGLE

"On behalf of the Executive Director of the Texas Commission on Environmental Quality, the "Executive Director's First Amended Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of WATER ASSOCIATION OF NORTH LAKE, INC." (the "EDFARP") was filed in the TCEQ Chief Clerk's office on July 27, 2022.

The EDFARP was mailed to Respondent's last known address on July 27, 2022 via certified mail, return receipt requested, postage prepaid. The United States Postal Service returned the EDFARP sent by certified mail as "unclaimed."

On behalf of the Executive Director of the Texas Commission on Environmental Quality, the EDFARP was re-filed in the TCEQ Chief Clerk's office on September 21, 2022. The EDFARP was mailed to Respondent's last known address on September 21, 2022 via certified mail, return receipt requested, and via first class mail, postage prepaid. While the EDFARP that was sent was returned as unclaimed, the EDFARP sent via first class mail was not returned and presumed delivered to the addressee.

More than 20 days have elapsed since Respondent received notice of the EDFARP. Respondent failed to file an answer and failed to request a hearing."

"My name is David Keagle, and I am an employee of the following governmental agency: Texas Commission on Environmental Quality. I am executing this declaration as part of my assigned duties and responsibilities. I declare under penalty of perjury that the foregoing is true and correct."

Executed in Travis County,

State of Texas,

on this 24th day of May, 2024

and c Kengh

Declarant