Order Type: 1660 Agreed Order **Findings Order Justification:** N/A Media: MWD **Small Business:** N/A Location(s) Where Violation(s) Occurred: City of Danbury, 1600 Avenue L, Danbury, Brazoria County **Type of Operation:** Wastewater treatment facility **Other Significant Matters:** Additional Pending Enforcement Actions: Yes, Docket No. 2021-1082-MWD-E Past-Due Penalties: No Other: N/A Interested Third-Parties: None Texas Register Publication Date: January 21, 2022 Comments Received: No

Penalty Information

Total Penalty Assessed: \$19,448 Amount Deferred for Expedited Settlement: \$3,889 Total Paid to General Revenue: \$0 Total Due to General Revenue: \$0 Payment Plan: N/A Supplemental Environmental Project ("SEP") Conditional Offset: \$15,559 Name of SEP: Brazoria County (Third-Party Pre-Approved) Compliance History Classifications: Person/CN - Satisfactory Site/RN - Satisfactory Major Source: No Statutory Limit Adjustment: N/A Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): N/A Complaint Information: N/A Date(s) of Investigation: April 16, 2021 Date(s) of NOE(s): May 4, 2021

Violation Information

1. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, clarifier number 1 was rusted and had five holes in the clarifier launder and return sludge trough [30 TEX. ADMIN. CODE § 305.125(1) and (5) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010158001, Operational Requirements No. 1].

2. Failed to have automatic flow measuring devices accurately calibrated by a trained person at plant start-up and thereafter not less often than annually. Specifically, the flow meter was last calibrated on April 9, 2015 [30 TEX. ADMIN. CODE § 305.125(1) and TPDES Permit No. WQ0010158001, Monitoring and Reporting Requirements No. 5].

3. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, monthly discharge monitoring reports ("DMRs") for October through December 2020, and January through March 2021 were not submitted by the 20th day of the following month [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d), and TPDES Permit No. WQ0010158001, Monitoring and Reporting Requirements No. 1].

4. Failed to maintain monitoring and reporting records at the Facility and make them readily available for review by a TCEQ representative for a period of three years. Specifically, the chain of custody forms, the laboratory reports, and the quality assurance/quality control records were not maintained at the Facility and were not available for review for the following parameters: carbonaceous biochemical oxygen demand (5-day), total suspended solids, ammonia nitrogen, *Escherichia coli*, pH, and dissolved oxygen. Additionally, the operator logs for pH and dissolved oxygen did not contain the location, the date analyses were performed, and the identity of the person who collected the sample or made the measurement [30 TEX. ADMIN. CODE §§ 305.125(1) and (11)(B) and 319.7(a) and (c) and TPDES Permit No. WQ0010158001, Monitoring and Reporting Requirements No. 3].

5. Failed to assure the quality of all measurements through the use of blanks, standards, duplicates, and spikes. Specifically, total chlorine residual quality control was being conducted once a month instead of daily [30 TEX. ADMIN. CODE §§ 305.125(1), 319.6, and TPDES Permit No. WQ0010158001, Monitoring and Reporting Requirements No. 1].

6. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained. Specifically, all the drying beds were full and one drying bed had sludge higher than its containment walls [30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0010158001, Operational Requirements No. 1].

7. Failed to submit a complete annual sludge report ("ASR") to the TCEQ by September 30th of each year. Specifically, the Respondent did not submit the ASR for the

monitoring period ending July 31, 2016 by September 30, 2016 [30 TEX. ADMIN. CODE § 305.125(1) and (17) and TPDES Permit No. WQ0010158001, Sludge Provisions, Section III.G].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. Submitted the DMRs for the months of October, November, and December 2020 and January, February, and March 2021 by May 10, 2021; and

b. Calibrated the flow measuring device by June 7, 2021.

Technical Requirements:

1. The Order will require the Respondent to implement and complete a SEP (see SEP Attachment A).

2. The Order will also require the Respondent to:

a. Within 30 days:

i. Develop and implement procedures and conduct employee training to:

(a) Fill out operator logs which contain sample location, date of sample/analyses, and identity of who collected the sample and who made the measurement in accordance with permit requirements.

(b) Analyze standards for chlorine residual on a 10% basis; for every one to ten samples analyzed per day, one laboratory control sample shall be conducted.

ii. Ensure that monitoring/reporting records are readily available for a period of three years.

iii. Submit the ASR for the monitoring period ending July 31, 2016.

b. Within 45 days, submit written certification to demonstrate compliance with a.

c. Within 60 days:

i. Repair or replace the rusted sections of clarifier number 1 and the areas of the clarifier launder and return sludge trough which contain holes.

ii. Remove and properly dispose of the sludge from all sludge drying beds.

d. Within 75 days, submit written certification to demonstrate compliance with c.

Contact Information

TCEQ Attorney: N/A TCEQ Enforcement Coordinator: Harley Hobson, Enforcement Division, Enforcement Team 3, MC 219, (512) 239-1337; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548 TCEQ SEP Coordinator: Stuart Beckley, SEP Coordinator, Enforcement Division, MC 219, (512) 239-3565 SEP Third-Party Administrator: Brazoria County, 111 East Locust, Building A-29, Suite 270, Angleton, Texas 77515 Respondent: The Honorable Suzanne Powell, Mayor, City of Danbury, P.O Box 258, Danbury, Texas 77534 Respondent's Attorney: N/A

S COMMISSION STATE	Policy Revi	Per ision 5 (January 28, 20	nalty Calc	culatio	n Workst	neet (PC		vision February 11, 2021
DATES		10-May-2021 14-May-2021	Screening 14-	May-2021	EPA Due			
Re			N		Major/M	linor Source	Minor	
CASET	NFORMATION							_
	f./Case ID No.	60762			No. c	of Violations	7	
		2021-0640-MWD-	E		_	Order Type		
Med	lia Program(s) Multi-Media				Government		Yes Harley Hobsor	
	Multi-Meula				C 111.		Enforcement T	
Adı	min. Penalty \$ I	Limit Minimum	\$0 Ma x	ximum	\$25,000			
			Penalty (Calcula	tion Section	on		
ΤΟΤΑ	L BASE PENA	LTY (Sum of v	violation bas	se penal	ties)		Subtotal 1	\$17,875
ADJU		/-) TO SUBTO						
	Subtotals 2-7 are ob Compliance His	tained by multiplying t	he Total Base Penal	ty (Subtotal 1 13.0%			tals 2, 3, & 7	\$2,323
	compliance m				Adjustment			\$2,323
	Notes	Enhancement for	of self-reporte			four months		
	Culpability	No		0.0%	Enhancement		Subtotal 4	\$0
	Notes	The Res	pondent does no	ot meet the	e culpability crite	eria.		
	Good Faith Effe	ort to Comply To	tal Adjustment	ts			Subtotal 5	-\$750
	Economic Bene	efit		0.0%	Enhancement*		Subtotal 6	\$0
	Estimated	Total EB Amounts	\$5,600 \$13,700	*Cappe	d at the Total EB \$ A	Amount		
SUM (OF SUBTOTAI	LS 1-7				F	inal Subtotal	\$19,448
OTHE	R FACTORS A	S JUSTICE M	AY REQUIRE		0.0%		Adjustment	\$0
Reduces of	or enhances the Final	Subtotal by the indica	ted percentage.				1	
	Notes							
						Final Per	alty Amount	\$19,448
STATU	JTORY LIMIT	ADJUSTMEN	T			Final Asse	ssed Penalty	\$19,448
DEFER	RRAL				20.0%	Reduction	Adjustment	-\$3,889
Reduces t	he Final Assessed Pe	nalty by the indicated p	percentage.				1	
	Notes	De	eferral offered fo	or expedite	d settlement.			
ΡΑΥΑ	BLE PENALT	(\$15,559
		-						+ // -

	En	f. Coo	ordinator Harley Hobson			
			Compliance History Worksheet			
>>			ory <i>Site</i> Enhancement (Subtotal 2) Number of	Number	Adjust	
	Compo		Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	1	Adjust.	
			Other written NOVs	4	8%	
			Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%	
	Ord	ers	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%	
	Judgn		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 Co Decr		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%	
	Convid	ctions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%	
	Emiss	sions	Chronic excessive emissions events (number of events)	0	0%	
	Auc	lite	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	0	0%	
		1105	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%	
	Oth	ner	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 (Sul	ototal 2)	13%
>>	Repeat Vie	olator	(Subtotal 3)			
		No	Adjustment Per	centage (Sul	ototal 3)	0%
>>	Complianc	e Hist	ory Person Classification (Subtotal 7)			
	Satisf	actory	Performer Adjustment Per	centage (Sul	ototal 7)	0%
>>	Complianc	e Hist	ory Summary			
	Compl Hist Not	ory	Enhancement for one NOV with same/similar violations and four months of self-rep violations.	ported effluent		
			Total Compliance History Adjustment Percentage (S	Subtotals 2,	3, & 7)	13%
>>	Final Comp	liance	History Adjustment			
			Final Adjustment Percent	age *capped	at 100%	13%

Screening Date 14-May-2021

Case ID No. 60762

Reg. Ent. Reference No. RN101920676

Respondent City of Danbury

Media Water Quality

Policy Revision 5 (January 28, 2021) PCW Revision February 11, 2021

PCW

	Scre	ening Date	14-May-2021		Doc	(et No. 2021-0640-MWD-E		PCW
		-	City of Danbury					evision 5 (January 28, 2021)
Dog		Case ID No.					РСИ	Revision February 11, 2021
Reg.	Ent. Rei		RN101920676 Water Quality					
	Enf. C		Harley Hobson					
	Viola	ation Number	1					
		Rule Cite(s)		-	• •	d (5) and Texas Pollutant Disch No. WQ0010158001, Operation No. 1	-	
	Violatio	n Description	disposal are p	properly operation	ated and maint	systems of collection, treatme ained. Specifically, clarifier nu fier launder and return sludge	umber 1	
						Base	e Penalty	\$25,000
>> Env	/ironme	ntal, Prope	rty and Hum	an Health	Matrix			
		Release	Major	Harm Moderate	Minor			
OR		Actual						
		Potential		Х		Percent 5.0%		
>>Prog	gramma	tic Matrix						
		Falsification	Major	Moderate	Minor	Percent 0.0%		
	Matrix Notes			hat are prote		ed to significant amounts of po health or environmental rece n.		
						Adjustment	\$23,750	
								\$1,250
							L	\$1,230
Violatio	on Even	ts						
		Number of \	/iolation Events	1		28 Number of violation	days	
			daily		- <u>-</u>			
			weekly		j			
			monthly	V		Violation Bac	Bonalty	¢1.2E0
			quarterly semiannual	Χ	j	Violation Base	Penalty	\$1,250
			annual					
			single event		J			
		One quart	erly event is reco		om the Record date (May 14,	Review date (April 16, 2021) 2021).	to the	
Good F	aith Effo	orts to Com	ply	0.0%			Reduction	\$0
			Be			RP/Settlement Offer		T -
			Extraordinary Ordinary					
			N/A	Х				
			Notes	The Respon		meet the good faith criteria violation.		
			_			Violation	Subtotal	\$1,250
Econon	nic Bene	efit (EB) for	this violatio	n		Statutory Limit	Test	
		Estimate	ed EB Amount		\$4,098	Violation Final Pena	lty Total	\$1,413
				This sist			-	
					ation Final As	sessed Penalty (adjusted fo	or limits)	\$1,413

	City of Danbur	У					
Case ID No.							
leg. Ent. Reference No.							
	Water Quality					Percent Interest	Years of
Violation No.	1					rencent interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		Bate Required					
Item Description							
Delayed Cente							
Delayed Costs					¢0	±0	¢0
Equipment				0.00	<u>\$0</u> \$0	\$0 \$0	\$0 \$0
Buildings Other (as needed)				0.00	\$0 \$0	\$0 \$0	<u>\$0</u> \$0
Engineering/Construction	\$10,000	13-Jul-2016	20-May-2022	5.85	\$0 \$195	\$0	\$4,098
Lingineering/construction Land	\$10,000	13-Jui-2010	20-11/10y-2022	0.00	\$195	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal		I		0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	<u>\$0</u>
					-	sections of clarifier	
Notes for DELAYED costs	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	udge tro Final Da	bugh which contain the is the estimate	n holes. The Date Re d date of compliance	equired is the e.
Notes for DELAYED costs Avoided Costs	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	udge tro Final Da tering i	bugh which contain ate is the estimate item (except for	n holes. The Date Re d date of complianc	equired is the se.
Avoided Costs Disposal	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	udge tro Final Da t ering i 0.00	te is the estimate tem (except for \$0	holes. The Date Re d date of compliance one-time avoided \$0	equired is the ce. I costs) \$0
Avoided Costs Disposal Personnel	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	udge tro Final Da tering i 0.00 0.00	item (except for \$0 \$0 \$0	holes. The Date Red date of compliance one-time avoided \$0 \$0	equired is the ce. d costs) \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	udge tro Final Da tering i 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0	holes. The Date Ro d date of compliance one-time avoided \$0 \$0 \$0	equired is the se.
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	udge tro Final Da tering i 0.00 0.00 0.00 0.00	te is the estimate item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	holes. The Date Ro d date of compliance one-time avoided \$0 \$0 \$0 \$0 \$0	equired is the ce. 1 costs) \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	udge tro Final Da tering i 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	holes. The Date Ro d date of compliance one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	equired is the ce. 4 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	Idge tro Final Da tering i 0.00 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n holes. The Date Re d date of compliance one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	equired is the ce. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	the areas of o	the clarifier laund riginal investigati	ler and return slo on date and the	udge tro Final Da tering i 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	holes. The Date Ro d date of compliance one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	equired is the ce. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Screening Date	14-May-2021		Do	cket No. 2021-0	0640-MWD-F	PCW
	Respondent			20			y Revision 5 (January 28, 2021)
	Case ID No.						CW Revision February 11, 2021
Reg.	Ent. Reference No.	RN101920676					
_	Media	Water Quality					
	Enf. Coordinator	Harley Hobson					
	Violation Number	2					
	Rule Cite(s)	30 Tex. Adı	-	• •	d TPDES Permit N ng Requirements N	o. WQ0010158001, No. 5	
	Violation Description		nt start-up an	d thereafter r		calibrated by a traine annually. Specifically, , 2015.	
						Base Penal	ty \$25,000
>> Env	vironmental, Prope	rty and Hum		Matrix			
	Release	Major	Harm Moderate	Minor			
OR	Actual	- j -	Modelate				
	Potential		Х		Perce	nt 5.0%	
>>Prog	grammatic Matrix Falsification	Major	Moderate	Minor			
	Taisincation	Majoi	Moderate	MINU	Perce	nt 0.0%	
							_
					-	amounts of pollutants	
	Notes that would no	ot exceed levels t		ective of huma t of the violat		nmental receptors as	a
			Tesu				
					Adjustme	ent \$23,7	50
							¢1.250
							\$1,250
Violatio	on Events						
			6				
	Number of V	/iolation Events	6		1861 Numbe	er of violation days	
		daily					
		weekly					
		monthly				(
		quarterly semiannual			v	iolation Base Penal	ty \$7,500
		annual					
		single event	Х				
	Six s	ingle events are	recommende	d, one for ea	ch year calibration	was not done.	
	Six s	ingle events are	recommende	d, one for ea	ch year calibration	was not done.	
				d, one for ea	ch year calibration		1750
Good F	Six s aith Efforts to Com	iply [10.0%			was not done. Reductio	n \$750
Good F		iply [10.0%		PRP/Settlement Offer		on \$750
Good F		iply [10.0%				on \$750
Good F		ply Extraordinary	10.0%	NOE/NOV to EE			n \$750
Good F		Extraordinary Ordinary N/A	10.0% efore NOE/NOV	NOE/NOV to EE	PRP/Settlement Offer	Reductio	on \$750
Good F		Extraordinary Ordinary N/A	10.0% efore NOE/NOV	NOE/NOV to EE		Reductio	on \$750
Good F		Extraordinary Ordinary N/A	10.0% efore NOE/NOV	NOE/NOV to EE	PRP/Settlement Offer	Reductio	n \$750

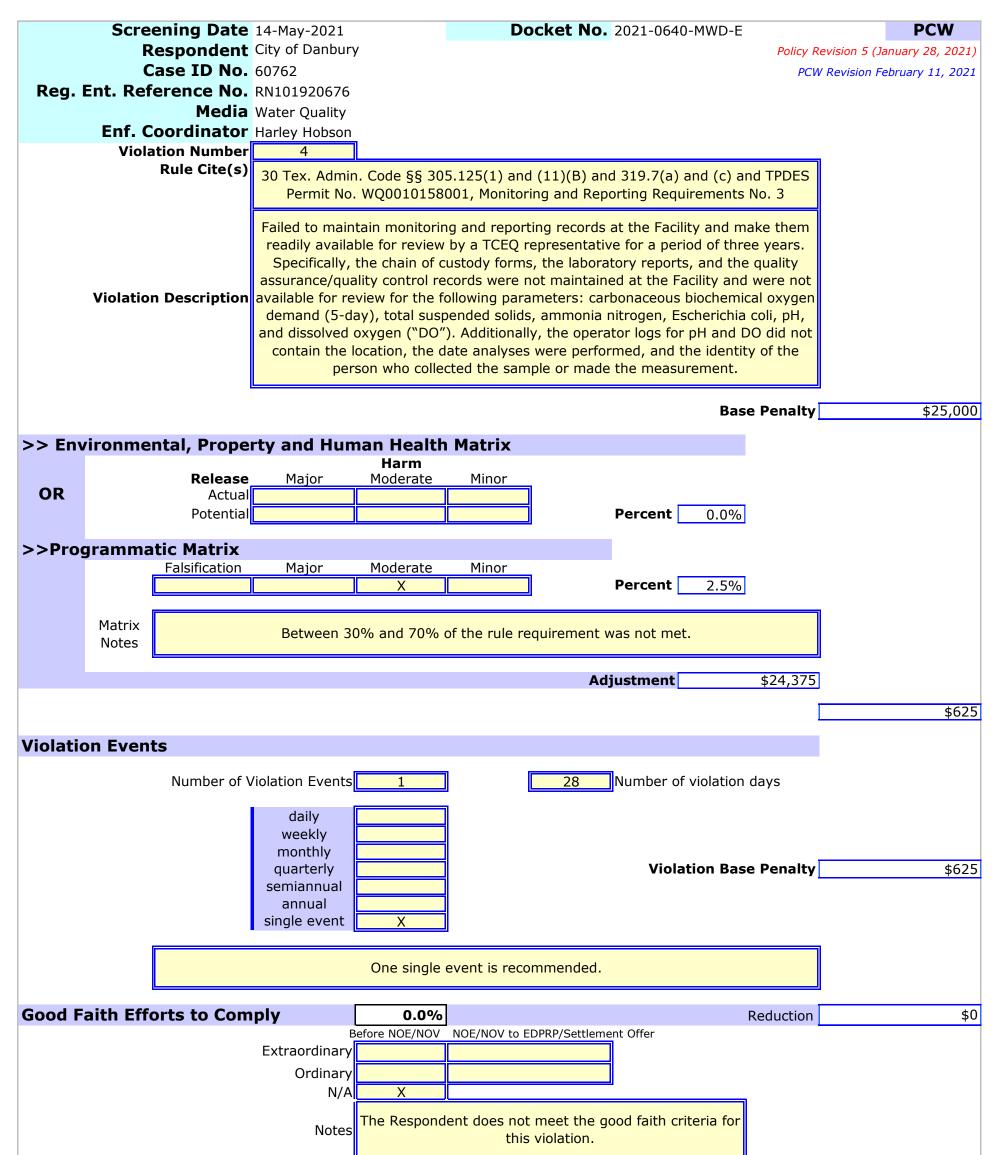
Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount	\$382 Violation Final Penalty Total \$7,725
	This violation Final Assessed Penalty (adjusted for limits) \$7,725

Respondent Case ID No. eg. Ent. Reference No. Media Violation No.	60762 RN101920676 Water Quality	5					
Case ID No. eg. Ent. Reference No. Media	60762 RN101920676 Water Quality	5					
eg. Ent. Reference No. Media	RN101920676 Water Quality						
Media	Water Quality						
	- ,						Years of
Violation No.	Ζ					Percent Interest	Depreciatio
						E O	1 -
						5.0	
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amoun
Item Description							
Delayed Costs				7		I	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	+050			0.00	\$0	n/a	\$0
Training/Sampling	\$250	13-Jul-2016	7-Jun-2021	4.90	\$61	n/a	\$61
Remediation/Disposal							
		1		0.00	\$0	n/a	\$0
Permit Costs Other (as needed)				0.00	\$0 \$0	n/a n/a	\$0 \$0
	Estimated Tr			0.00 0.00 calibrat	\$0 \$0 te the flow measu	n/a	\$0 \$0
Other (as needed) Notes for DELAYED costs		the original inve	estigation date	0.00 0.00 calibrat	\$0 \$0 te the flow measu Final Date is the c	n/a n/a ring device. The Da late of compliance.	\$0 \$0 ate Required is
Other (as needed)		the original inve	estigation date	0.00 0.00 calibrat and the tering	\$0 \$0 te the flow measu Final Date is the o item (except fo	n/a n/a ring device. The Da date of compliance. r one-time avoide	\$0 \$0 ate Required is ad costs)
Other (as needed) Notes for DELAYED costs Avoided Costs		the original inve	estigation date	0.00 0.00 calibrat	\$0 \$0 te the flow measu Final Date is the c item (except for \$0	n/a n/a ring device. The Da late of compliance.	\$0 \$0 ate Required is
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel		the original inve	estigation date	calibrat and the tering	\$0 \$0 te the flow measu Final Date is the o item (except fo	n/a n/a ring device. The Da date of compliance. r one-time avoide \$0	\$0 \$0 ate Required is ate costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel		the original inve	estigation date	calibrat and the tering 0.00	\$0 \$0 te the flow measu Final Date is the c item (except for \$0 \$0	n/a n/a ring device. The Da date of compliance. r one-time avoide \$0 \$0	\$0 \$0 ate Required is ed costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling		the original inve	estigation date	0.00 0.00 calibrat and the tering 0.00 0.00 0.00	\$0 \$0 te the flow measur Final Date is the c item (except for \$0 \$0 \$0 \$0	n/a n/a ring device. The Da date of compliance. r one-time avoide \$0 \$0 \$0	\$0 \$0 ate Required is ed costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment		the original inve	estigation date	0.00 0.00 calibrat and the tering 0.00 0.00 0.00 0.00	\$0 \$0 te the flow measure Final Date is the constraint of the flow measure item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a ring device. The Da date of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 \$0 ate Required is ed costs) \$0 \$0 \$0 \$0 \$0 \$0

PCW	ocket No. 2021-0640-MWD-E	D		14-May-2021	ening Date	Scre	
evision 5 (January 28, 2021)	Policy R		У	City of Danbury	espondent	R	
/ Revision February 11, 2021	PCW			60762	ase ID No.	C	
				RN101920676	erence No.	Ent. Ref	Reg. I
				Water Quality	Media		
				Harley Hobson	oordinator	Enf. C	
				3	ation Number	Viola	
	d (17) and 319.7(d), and TPDES Permit No.	5.125(1) and	. Code §§ 305	30 Tex. Admin	Rule Cite(s)		
	nd Reporting Requirements No. 1	Monitoring a	010158001, N	WQ0			
	sults at intervals specified in the permit. ring reports ("DMRs") for October through 1arch 2021 were not submitted by the 20th ollowing month.	arge monitor ry through M	monthly discha	Specifically, n	n Description	Violatio	
\$25,000	Base Penalty						
		n Matrix	nan Health	erty and Hum	ntal, Prope	vironme	>> Env
			Harm				
	7	Minor	Moderate		Release		OR
	Percent 0.0%				Actual Potential		UK
		1			Fotential		
					tic Matrix	aramma	>>Proc
		Minor	Moderate	Major	Falsification		
	Percent 1.0%	Х					
1							
	ements were not met.	e rule require	an 30% of the	Less tha		Matrix Notes	
	Adjustment \$24,750						
\$250							
					te	on Even	Violatio
					15		VIOIALIC
	171 Number of violation days	1	6	Violation Events	Number of \		
		2		-			
				daily			
				weekly			
\$1,500	Violation Base Penalty			monthly quarterly			
+-/000				semiannual			
				annual			
			X	single event			
	for each month that was late.	nended, one	s are recomm	Six sinale events			
		,		5			
		-					
\$0	Reduction		0.0%		orts to Com	aith Effe	Good Fa
	EDPRP/Settlement Offer	NOE/NOV to I					
				Extraordinary			
				Ordinary			
		JL		N/A			
	t meet the good faith criteria for		The Respond	Notes			
	s violation.	this					
				Ľ			
\$1,500	Violation Subtotal						

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount	\$4 Violation Final Penalty Total \$1,695
This violation	Final Assessed Penalty (adjusted for limits) \$1,695

	E	conomic	Benefit	Wo	rksheet		
Respondent	City of Danbu	Ŷ					
Case ID No.		/					
leg. Ent. Reference No.							
	Water Quality					Percent Interest	Years of
Violation No.	3						Depreciation
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
item Description	1						
Delayed Costs		1		1			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0 \$0	n/a	<u>\$0</u> \$0
Remediation/Disposal				0.00	\$0	n/a	
Permit Costs Other (as needed)	\$150	20-Nov-2020	10 May 2021	0.00	\$0 \$4	n/a n/a	<u>\$0</u> \$4
Notes for DELAYED costs			2021. The Da	te Requ		mber, and Decembe 1R due date and the	
Avoided Costs		LIZE avoided co	osts before en	tering	item (except for	r one-time avoide	d costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
Financial Assurance ONE-TIME avoided costs				0.00	\$0	\$0	\$0 \$0
							\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0 \$0



	Violation Subtotal \$625
Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount	\$216 Violation Final Penalty Total \$706
	This violation Final Assessed Penalty (adjusted for limits) \$706

	EC	conomic	Benefit	Wo	rksheet		
Respondent	City of Danbur	-y					
Case ID No.							
Reg. Ent. Reference No.							
-	Water Quality						Years of
Violation No.						Percent Interest	Depreciation
	Thom Cost	Data Deguined	Final Data	Vre	Interest Saved	5.0 Costs Saved	15 EB Amount
		Date Required	Final Date	TIS	Interest Saveu	Costs Saveu	EB AMOUNT
Item Description							
Delayed Costs	ir	<u></u>			±0	±0	¢0
Equipment				0.00	\$0 \$0	<u>\$0</u> \$0	\$0 \$0
Buildings Other (as peeded)				0.00	\$0 \$0	\$0	<u>\$0</u> \$0
Other (as needed) Engineering/Construction				0.00	\$0 \$0	\$0	<u>\$0</u> \$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$500	13-Jul-2016	20-Apr-2022	5.77	\$144	n/a	\$144
Training/Sampling	\$250	13-Jul-2016	20-Apr-2022	5.77	\$72	n/a	\$72
Remediation/Disposal	<u>\$230</u>	13-Jui-2010	20-Api-2022	0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	<u>\$0</u> \$0
			Date Required is	s the or	iginal investigation	ecords are readily and date and the Final	
Notes for DELAYED costs	period of t Estimated Tra fill out operato	hree years. The I ining/Sampling co or logs which cont	Date Required is estimate ost to develop a cain sample loca	the or d date nd impl tion, da	iginal investigation of compliance. ement procedures ate of sample/anal	-	Date is the oyee training to f who collected
Notes for DELAYED costs	period of t Estimated Tra fill out operato the sample ar	hree years. The I ining/Sampling co or logs which cont nd who made the	Date Required is estimate ost to develop a ain sample loca measurement i	the or d date nd impl tion, da n accor	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit	a date and the Final and conduct employses, and identity o	Date is the oyee training to f who collected Date Required
Notes for DELAYED costs Avoided Costs	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor the Fina	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim	a date and the Final and conduct employses, and identity o requirements. The	Date is the oyee training to of who collected Date Required iance.
Avoided Costs Disposal	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor the Fina tering 0.00	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim item (except for \$0	and conduct employses, and identity of requirements. The nated date of comploy one-time avoide	Date is the oyee training to if who collected Date Required iance. d costs) \$0
Avoided Costs Disposal Personnel	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor the Fina tering 0.00	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim item (except for \$0 \$0	and conduct employses, and identity of requirements. The nated date of comploy of comploy and the solution of	Date is the oyee training to f who collected Date Required iance. d costs) \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor tering 0.00 0.00 0.00	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim item (except for \$0 \$0 \$0	and conduct employses, and identity of requirements. The nated date of complex one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	Date is the oyee training to f who collected Date Required iance. d costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor tering 0.00 0.00 0.00 0.00	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim item (except for \$0 \$0 \$0 \$0 \$0	and conduct employses, and identity of requirements. The nated date of complex solution of the	Date is the oyee training to f who collected Date Required iance. d costs) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor the Fina 0.00 0.00 0.00 0.00 0.00	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and conduct employses, and identity of requirements. The nated date of complex solution of the	Date is the oyee training to of who collected Date Required iance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor the Fina 0.00 0.00 0.00 0.00 0.00 0.00	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and conduct employses, and identity or requirements. The nated date of comploy one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date is the oyee training to f who collected Date Required iance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor the Fina 0.00 0.00 0.00 0.00 0.00	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and conduct employses, and identity of requirements. The nated date of complex solution of the	Date is the oyee training to of who collected Date Required iance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	period of t Estimated Tra fill out operato the sample ar is the	hree years. The I ining/Sampling co or logs which cont nd who made the e original investig	Date Required is estimate ost to develop a cain sample loca measurement i ation date and t	the or d date nd impl tion, da n accor the Fina 0.00 0.00 0.00 0.00 0.00 0.00	iginal investigation of compliance. ement procedures ate of sample/anal dance with permit al Date is the estim item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and conduct employses, and identity or requirements. The nated date of comploy one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date is the oyee training to of who collected Date Required iance. d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Scre	ening Date	14-May-2021		Docl	ket No. 2021-0640-MW	D-E	PCW
	R	espondent	City of Danbury	У			Policy R	Revision 5 (January 28, 2021)
	C	ase ID No.	60762				PCV	V Revision February 11, 2021
Reg.	Ent. Ref	erence No.	RN101920676					
		Media	Water Quality					
	Enf. C	oordinator	Harley Hobson	_				
	Viola	tion Number						a
		Rule Cite(s)), 319.6, and TPDES Perm		
			WQ0	010158001, 1	Monitoring and	Reporting Requirements N	lo. 1	
	Violatio	n Description		plicates, and s	pikes. Specifica	Irements through the use lly, total chlorine residual a month instead of daily.		
							Base Penalty	\$25,000
>> Env	vironme	ntal, Prope	rty and Hun	nan Health	n Matrix			
		<u> </u>	NA	Harm				
OR		Release Actual		Moderate	Minor			
UN		Potential			X	Percent 3.	0%	
>>Pro	gramma	tic Matrix						
		Falsification	Major	Moderate	Minor	Devee when a	00/	
						Percent 0.	0%	
	Matrix Notes			that are prote		d to insignificant amounts health or environmental n.		
						Adjustment	\$24 250	
						Adjustment	\$24,250	
						Adjustment	\$24,250	
Violati	on Event	ts				Adjustment	\$24,250	
Violati	on Event	ts				Adjustment	\$24,250	
Violati	on Event		√iolation Events	1]	Adjustment 28 Number of viola		
Violati	on Event			1				
Violati	on Event		daily	1]			
Violati	on Event							
Violati	on Event		daily weekly monthly quarterly			28 Number of viola		\$750
Violati	on Event		daily weekly monthly quarterly semiannual			28 Number of viola	tion days	\$750
Violati	on Event		daily weekly monthly quarterly semiannual annual	1		28 Number of viola	tion days	\$750
Violati	on Event		daily weekly monthly quarterly semiannual	1		28 Number of viola	tion days	\$750
Violati	on Event		daily weekly monthly quarterly semiannual annual			28 Number of viola Violation	tion days	\$750
Violati	on Event		daily weekly monthly quarterly semiannual annual		event is recomr	28 Number of viola Violation	tion days	\$750
Violati	on Event		daily weekly monthly quarterly semiannual annual		event is recomr	28 Number of viola Violation	tion days	\$750
			daily weekly monthly quarterly semiannual annual single event	One single]	28 Number of viola Violation	tion days	\$750 \$750
		Number of N	daily weekly monthly quarterly semiannual annual single event	One single]	28 Number of viola Violation	tion days Base Penalty	\$750 \$750
		Number of N	daily weekly monthly quarterly semiannual annual single event	One single]	28 Number of viola Violation	tion days Base Penalty	\$750 \$750
		Number of N	daily weekly monthly quarterly semiannual annual single event	One single]	28 Number of viola Violation	tion days Base Penalty	\$750 \$750
		Number of N	daily weekly monthly quarterly semiannual annual single event	One single	NOE/NOV to EDP	28 Number of viola Violation nended.	tion days Base Penalty Reduction	\$750 \$750
		Number of N	daily weekly monthly quarterly semiannual annual single event	One single	NOE/NOV to EDPP	28 Number of viola Violation mended.	tion days Base Penalty Reduction	\$750 \$750
		Number of N	daily weekly monthly quarterly semiannual annual single event	One single	NOE/NOV to EDPP	28 Number of viola Violation nended.	tion days Base Penalty Reduction	\$750 \$750
		Number of N	daily weekly monthly quarterly semiannual annual single event	One single	NOE/NOV to EDPP	28 Number of viola Violation mended.	tion days Base Penalty Reduction for	\$750 \$750
Good F	aith Effo	Number of N	daily weekly monthly quarterly semiannual annual single event	One single	NOE/NOV to EDPP	28 Number of viola Violation mended.	tion days Base Penalty Reduction for tion Subtotal	\$750 \$750

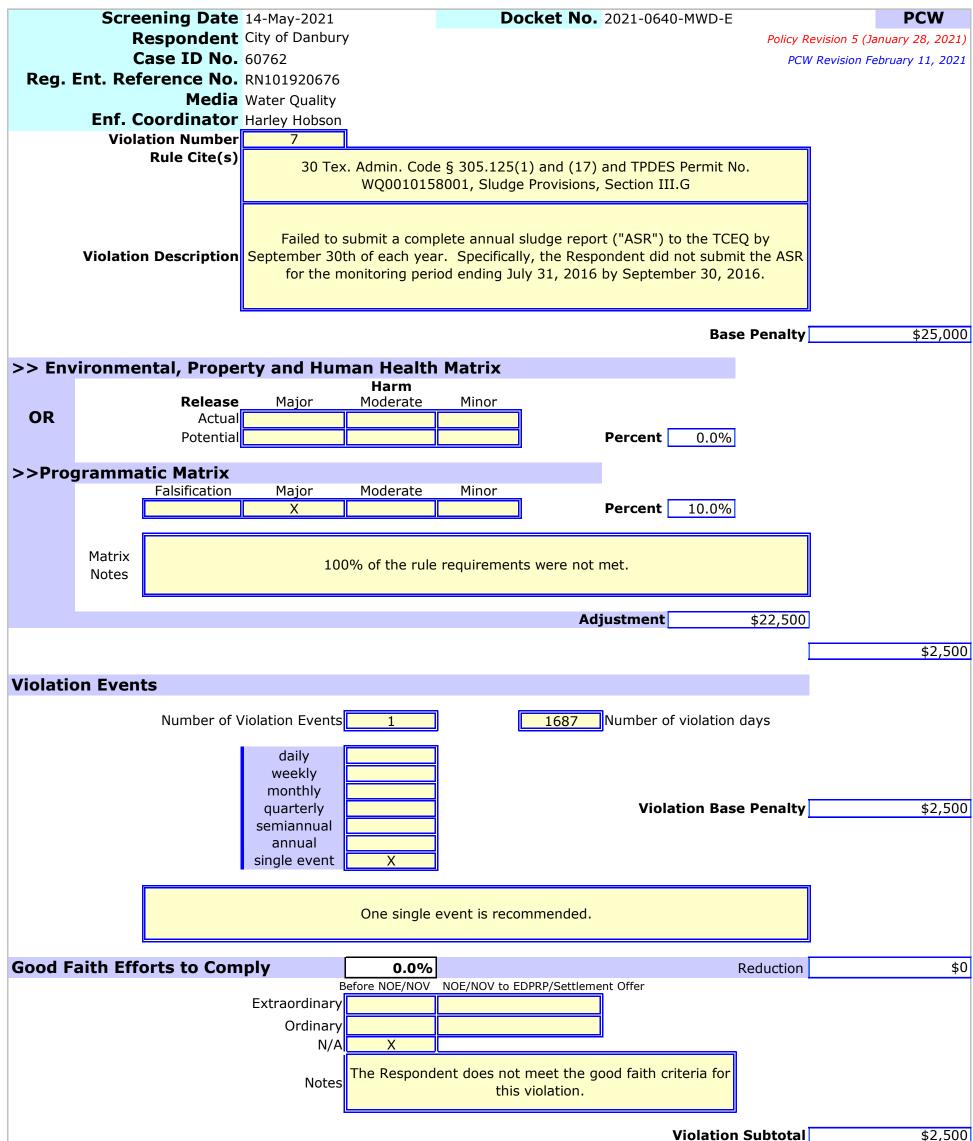
Economic Benefit (EB) for this violatio	Statutory Linit Test
Estimated EB Amount	\$72 Violation Final Penalty Total \$848
	This violation Final Assessed Penalty (adjusted for limits) \$848

	E	conomic	Benefit	Wo	rksheet		
Respondent	City of Danbur	-v					
Case ID No.		/					
leg. Ent. Reference No.							
							Verse of
	Water Quality					Percent Interest	Years of
Violation No.	, 5						Depreciatio
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Item Description	1						
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)		i i		0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$250	13-Jul-2016	20-Apr-2022	5.77	\$72	n/a	\$72
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	analyze star	ndards for chlorine	e residual on a	100/1	aia Tha Data Dag		yee training t
		date and	the Final Date	is the e	estimated date of	•	investigation
Avoided Costs	ANNUA	date and	the Final Date	is the e	estimated date of item (except for	compliance.	investigation d costs)
Disposal	ANNUA	date and	the Final Date	is the e tering 0.00	estimated date of or item (except for \$0	compliance.	investigation d costs) \$0
Disposal Personnel		date and	the Final Date	is the e tering 0.00 0.00	item (except for \$0 \$0	compliance.	investigation d costs) \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling		date and	the Final Date	is the e tering 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0	compliance.	investigation d costs) \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	ANNU#	date and	the Final Date	is the e tering 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	compliance.	investigation d costs) \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance		date and	the Final Date	is the e tering 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	compliance.	investigation d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	ANNUA	date and	the Final Date	is the e tering 0.00 0.00 0.00 0.00 0.00 0.00	item (except for \$0	compliance.	investigation d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	ANNU/	date and	the Final Date	is the e tering 0.00 0.00 0.00 0.00 0.00	item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	compliance.	investigation d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	ANNU/	date and	the Final Date	is the e tering 0.00 0.00 0.00 0.00 0.00 0.00	item (except for \$0	compliance.	investigation d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Scre	ening Date	14-May-2021		Do	ocket No. 2021-0640-	-MWD-E	_	PCW
		-	City of Danbury	y	_			Revision 5 (Jan	uary 28, 2021)
		Case ID No.					PC	W Revision Feb	ruary 11, 2021
Reg. I	Ent. Ref	erence No.	RN101920676						
		Media	Water Quality						
	Enf. C	oordinator	Harley Hobson	_					
	Viola	ation Number						-	
		Rule Cite(s)	30 Tex. Admin	. Code § 305. Op	125(1) and (erational Re	5) and TPDES Permit No quirements No. 1	. WQ0010158001	,	
	Violatio	n Description	disposal are	properly opera	ated and ma	its systems of collection, intained. Specifically, all idge higher than its conta	the drying beds		
							Base Penalty	/	\$25,000
							_		
>> Env	/ironme	ntal, Prope	rty and Hun	nan Health Harm	Matrix				
		Release	Major	Moderate	Minor				
OR		Actual							
		Potential	Х			Percent	15.0%		
>>Prog	gramma	tic Matrix Falsification	Major	Moderate	Minor				
			Мајог	Moderate	MINU	Percent	0.0%		
			/					_	
	Matrix Notes				•	al receptors as a result o Adjustment			
									\$3,750
Violatio	on Even	ts							
		Number of \	/iolation Events	1]	28 Number of v	violation days		
			daily weekly monthly quarterly	X		Violat	ion Base Penalty	/	\$3,750
		I	semiannual annual single event					-	
		One mont	hly event is rec		rom the Reco date (May 1	ord Review date (April 16 4, 2021).	5, 2021) to the		
Good F	aith Eff	orts to Com		0.0%			Reductior		\$0
			Extraordinary		NOE/NOV to E	DPRP/Settlement Offer			
			Ordinary N/A						
			Notes	The Respond		meet the good faith crit violation.	eria for		
						v	iolation Subtota		\$3.750

Economic Benefit (EB) for this violation	Statutory Limit Test	
Estimated EB Amount	\$814 Violation Final Penalty Total	\$4,238
	This violation Final Assessed Penalty (adjusted for limits)	\$4,238

	E	conomic	Benefit	Wo	rksheet		
Respondent	City of Danbur	Ŷ					
Case ID No.		/					
eg. Ent. Reference No.							
							Veeree
	Water Quality					Percent Interest	Years of
Violation No.	6						Depreciation
						5.0	1
	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)	±2,000	12 10 2016	E Max 2022	0.00	\$0	\$0	\$0
Engineering/Construction	\$2,000	13-Jul-2016	5-May-2022	5.81	\$39	\$775	\$814
Land		<u> </u>		0.00	\$0 \$0	n/a	<u>\$0</u> \$0
Record Keeping System Training/Sampling				0.00	\$0	n/a	<u>\$0</u> \$0
Remediation/Disposal				0.00	\$0	n/a n/a	<u>\$0</u> \$0
Permit Costs				0.00	\$0	n/a	<u> </u>
Other (as needed)				0.00	\$0	n/a	<u> </u>
Notes for DELAYED costs	drying beds.	The Date Required	-	l investi of comp	-	e Final Date is the e	estimated date
Avoided Costs	ANNUA	LIZE avoided co	osts before er	nterina	item (except for		
Disposal						one-time avoide	d costs)
Disposal				0.00	\$0	\$0	d costs) \$0
Personnel					\$0 \$0	\$0 \$0	\$0 \$0
Personnel				0.00 0.00 0.00	\$0 \$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0
Personnel				0.00	\$0 \$0 \$0 \$0 \$0	\$0 \$0	\$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling				0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/Equipment				0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$ 0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$ 0
Personnel inspection/Reporting/Sampling Supplies/Equipment Financial Assurance				0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs				0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$ 0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$ 0



Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount	\$14 Violation Final Penalty Total \$2,825
	This violation Final Assessed Penalty (adjusted for limits) \$2,825

	Ec	conomic	Benefit	Wo	rksheet		
Respondent	City of Danbur	-y					
Case ID No.							
eg. Ent. Reference No.							
-	Water Quality						Years of
						Percent Interest	
Violation No.	/						Depreciatio
						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	\$50	30-Sep-2016	20-Apr-2022	5.56	\$14	n/a	\$14
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Notes for DELAYED costs Avoided Costs		due date a	and the final dat	te is the	e estimated date o	016. The Date Request f compliance.	
				0.00	\$0		
Disposal Personnel				0.00	\$0	<u>\$0</u> \$0	\$0 \$0
nspection/Reporting/Sampling		<u> </u>		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	<u>\$0</u>	\$0
Notes for AVOIDED costs		<u> </u>					



Compliance History Report

Compliance History Report for CN600688006, RN101920676, Rating Year 2020 which includes Compliance History (CH) components from September 1, 2015, through August 31, 2020.

or Owner / Operator: Regulate Entity: NI 101920676, CTY OF DANBURY Classification: SATISFACTOR Rating: 0.92 Complexity Points: 8 Region: NO = 1 = 1 = 1 = 1 = 1 = 1 = 1 = 1 = 1 =		stomer, Respo		CN600688006,	City of Danbury	Clas	sification:	SATISFACTOR	Rating	g: 0.92
Complexity Points: 8 Repeat Violator: NO CH Group: 08 - Sewage Treatment Facilities Location: 1600 Avenue L in the City of Danbury, Brazoria County, Texas TCEQ Region: REGION 12 - HOUSTON D Number(s): WASTEWATER PERMIT WQ0010158001 WASTEWATER PERMIT WQ0010158001 Compliance History Period: September 01, 2015 to August 31, 2020 Rating Year: 2020 Rating Date: Optimize History Report Prepared: June 07, 2021 Agency Decision Requiring Compliance History: Enforcement Component Period Selected: June 07, 2016 Dane 07, 2021 CEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Name: Name: 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 NA 1 As final Orders, court judgments, and consent decrees: NA NA						Clas	sification		Datin	n. 0.02
CH Group: 08 - Sewage Treatment Facilities Location: 1600 Avenue L in the City of Danbury, Brazoria County, Texas TCEQ Region: REGION 12 - HOUSTON D Number(s): WASTEWATER PERMIT WQ0010158001 WASTEWATER EPA ID TX0056707 WASTEWATER PERMIT WQ0010158001 WASTEWATER EPA ID TX0056707 Compliance History Period: September 01, 2015 to August 31, 2020 Rating Year: 2020 Rating Date: 09/01/2020 Date Compliance History Report Prepared: June 07, 2021 June 07, 2016 to June 07, 2021 June 07, 2016 to June 07, 2021 TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Phone: (512) 239-1337 Site and Owner/Operator History: VES No A September 3, 2016 Group: VES A Final Orders, court judgments, and consent decrees: NA No S Criminal convictions: No Se	Rei	guiated Entity	•	KN101920070,	CITT OF DANBORT	Clas	Sincation.	SATISFACTOR		9 0.92
Location: ReGION Lo Hub Cliv of Danbury, Brazoria County, Texas TCEQ Region: REGION 12 - HOUSTON DNUMber(5): WASTEWATER PERMIT WQ0010158001 Compliance History Report Prepared: June 07, 2021 Compliance History Report Prepared: June 07, 2021 Compliance History Report Prepared: June 07, 2021 Component Period Selected: June 07, 2021 to Lougust 31, 2020 Rating Year: 20	Со	nplexity Point	ts:	8		Repe	at Violator:	NO		
TCEQ Region: REGION 12 - HOUSTON ID Number(s): WASTEWATER REGION 12 - HOUSTON WASTEWATER RERNIT WQ0010158001 WASTEWATER REPA ID TX0056707 WASTEWATER LICENSING LICENSE WQ0010158001 Rating Year: 2020 Rating Date: 09/01/2020 Date Compliance History Report Prepared: June 07, 2021 Rating Year: 2020 Rating Date: 09/01/2020 Date Compliance History Report Prepared: June 07, 2021 Component Period Selected: June 07, 2016 to June 07, 2020 CEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Name: (512) 239-1337 Site and Owner/Operator History: 1) Has the site been in existence and/or operation for the full five year compliance period? YES YES 2) Has stree been a (known) rhange in ownership/operator of the site during the compliance period? YES YES 2) Has there been a (known) rhange in ownership/operator of the site during the compliance period? YES YES 2) Has there been a (known) rhange in ownership/operator. NA YES YES C. Chronic excessive emissions events: N/A YA YES YES YES N/A June 27, 2016 (1352862) Item 19 Octher 18, 2018 (153413) Item 1	СН	Group:		08 - Sewage Tr	eatment Facilities					
D Number(s): WASTEWATER PERNIT WQ0010158001 WASTEWATER PERNIT WQ0010158001 Compliance History Period: September 01, 2015 to August 31, 2020 Rating Year: 2020 Rating Date: 09/01/2020 Date Compliance History Report Prepared: June 07, 2021 Agency Decision Requiring Compliance History: Enforcement Component Period Selected: June 07, 2016 to June 07, 2021 TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Name: Harley Hobson Phone: (512) 239-1337 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 Convictions: N/A C. Chronic excessive emissions events: N/A D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 1 June 27, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 2 July 22, 2016 (135983) Item 20 December 10, 2018 (1542148) Item 3 August 22, 2016 (135983) Item 21 January 03, 2019 (1545174) Item 4 September 13, 2016 (1372952) Item 21 January 03, 2019 (1545174) Item 5 October 24, 2016 (1379143) Item 23 March 06, 2019 (1551774) Item 6 January 24, 2017 (1391221) Item 24 March 18, 2019 (1561773) Item 7 April 6, 2017 (141828) Item 23 March 06, 2019 (1551774) Item 6 January 24, 2017 (1391221) Item 24 March 18, 2019 (1561773) Item 7 April 6, 2017 (1418330) Item 26 May 06, 2019 (1572514) Item 8 April 19, 2017 (1418330) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157244) Item 11 October 13, 2017 (1458061) Item 29 August 15, 2019 (1584644) Item 11 October 13, 2017 (1458061) Item 29 August 15, 2	Loc	ation:		1600 Avenue L	in the City of Danbury, Br	azoria C	ounty, Texas			
D Number(s): WASTEWATER PERNIT WQ0010158001 WASTEWATER PERNIT WQ0010158001 Compliance History Period: September 01, 2015 to August 31, 2020 Rating Year: 2020 Rating Date: 09/01/2020 Date Compliance History Report Prepared: June 07, 2021 Agency Decision Requiring Compliance History: Enforcement Component Period Selected: June 07, 2016 to June 07, 2021 TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Name: Harley Hobson Phone: (512) 239-1337 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 Convictions: N/A C. Chronic excessive emissions events: N/A D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 1 June 27, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 2 July 22, 2016 (135983) Item 20 December 10, 2018 (1542148) Item 3 August 22, 2016 (135983) Item 21 January 03, 2019 (1545174) Item 4 September 13, 2016 (1372952) Item 21 January 03, 2019 (1545174) Item 5 October 24, 2016 (1379143) Item 23 March 06, 2019 (1551774) Item 6 January 24, 2017 (1391221) Item 24 March 18, 2019 (1561773) Item 7 April 6, 2017 (141828) Item 23 March 06, 2019 (1551774) Item 6 January 24, 2017 (1391221) Item 24 March 18, 2019 (1561773) Item 7 April 6, 2017 (1418330) Item 26 May 06, 2019 (1572514) Item 8 April 19, 2017 (1418330) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157254) Item 10 June 21, 2017 (141830) Item 26 May 06, 2019 (157244) Item 11 October 13, 2017 (1458061) Item 29 August 15, 2019 (1584644) Item 11 October 13, 2017 (1458061) Item 29 August 15, 2	тсі	EQ Region:		REGION 12 - H	OUSTON					
Date Compliance History Report Prepared: June 07, 2021 Agency Decision Requiring Compliance History: Enforcement Component Period Selected: June 07, 2016 to June 07, 2021 TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Phone: (512) 239-1337 Site and Owner/Operator History: Phone: YES YES 2) Has the site been in existence and/or oparation for the full five year compliance period? YES YES 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO YES 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO YES 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO YES 3) As there been a (known) change in ownership/operator of the site during the compliance period? NO YES 4. Final Orders, court judgments, and consent decrees: N/A N/A YES 5. Criminal convictions: N/A YE YES YES 1. June 27, 2016 (1359862) Item 19 October 18, 2018 (1542148) <tr< th=""><th>WA</th><th>STEWATER PER</th><th>-</th><th></th><th></th><th>TEWAT</th><th>ER EPA ID TX(</th><th>0056707</th><th></th><th></th></tr<>	WA	STEWATER PER	-			TEWAT	ER EPA ID TX(0056707		
Agency Decision Requiring Compliance History: Enforcement Component Period Selected: June 07, 2016 to June 07, 2021 TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Name: Name: Harley Hobson Phone: (512) 239-1337 Site and Owner/Operator History: Phone: (512) 239-1337 Site and Owner/Operator Operation for the full five year compliance period? YES 2) Has there been is existence and/or operation for the full five year compliance period? NO Components (Multimedia) for the Site Are Listed in Sections A - J NO A. Final Orders, court judgments, and consent decrees: N/A R/A N/A C. Chronic excessive emissions events: N/A N/A V D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 1 Item 1 June 27, 2016 (1352862) Item 10 December 10, 2018 (154218) Item 3 August 22, 2016 (1366275) Item 12 January 03, 2019 (1545172) Item 4 September 13, 2016 (1372952) Item 22 February 04, 2019 (1561772) Item 6 January 24, 2017 (13912	Со	mpliance Histo	ory Perio	od: September	01, 2015 to August 31, 2	020	Rating Year	: 2020	Rating Date:	09/01/2020
Component Period Selected: June 07, 2016 to June 07, 2021 TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Name: Harley Hobson Phone: (512) 239-1337 Site and Owner / Operator History: YES 1) Has the site been in existence and/or operation for the full five year compliance period? YES YES 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO Components (Multimedia) for the Site Are Listed in Sections A - J A. Final Orders, court judgments, and consent decrees: N/A NA B. Criminal convictions: N/A NA D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 1 June 27, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 2 July 22, 2016 (1352862) Item 21 January 03, 2019 (1545917) Item 3 August 22, 2016 (1352862) Item 21 January 03, 2019 (1545172) Item 4 September 13, 2016 (1372952) Item 21 January 03	Dat	te Compliance	e History	Report Prep	ared: June 07, 2021					
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History. Name: Harley Hobson Phone: (512) 239-1337 Site and Owner/Operator History: YES 1) Has the site been in existence and/or operation for the full five year compliance period? YES 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO Components (Multimedia) for the Site Are Listed in Sections A - J A. Final Orders, court judgments, and consent decrees: N/A N/A B. Criminal convictions: N/A N/A D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 2 July 22, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 3 August 22, 2016 (136275) Item 21 January 03, 2019 (1545177) Item 4 September 13, 2016 (1372452) Item 23 March 06, 2019 (1561773) Item 5 October 24, 2017 (1418230) Item 25 May 06, 2019 (1551774) Item 5 April 19, 2017 (1418330) Item	Ag	ency Decision	Requiri	ng Compliano	ce History: Enforceme	ent				
Name: Harley Hobson Phone: (512) 239-1337 Site and Owner/Operator History: 1) Has the site been in existence and/or operation for the full five year compliance period? YES 1) Has the site been a (known) change in ownership/operator of the site during the 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: NA B. Criminal convictions: N/A B. Criminal convictions: N/A C. Chronic excessive emissions events: N/A D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 1 Item 2 July 22, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 3 August 22, 2016 (1366275) Item 21 January 03, 2019 (15459177) Item 4 September 13, 2016 (1372452) Item 24 March 06, 2019 (1561773) Item 5 October 24, 2017 (141828) Item 25 May 06, 2019 (1551773) Item 6	Со	mponent Perio	od Selec	ted: June 07	, 2016 to June 07, 2021					
Site and Owner/Operator History: YES 1) Has the site been in existence and/or operation for the full five year compliance period? YES 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO Components (Multimedia) for the Site Are Listed in Sections A - J A. Final Orders, court judgments, and consent decrees: N/A N/A Chronic excessive emissions events: N/A N/A Cothonic excessive emissions events: N/A No Cothonic excessive emissions events: N/A Item 19 October 18, 2018 (1534313) Item 2 July 22, 2016 (1352862) Item 19 October 18, 2018 (154349) Item 3 August 22, 2016 (1366275) Item 20 December 10, 2018 (1545917) Item 4 September 13, 2016 (1379143) Item 23 March 06, 2019 (1561773) Item 7 April 06, 2017 (1411828) Item 25 May 06, 2019 (155173) Item 7 April 06, 2017 (141828) Item 27 July 22, 2019 (1584640) Item 8 <th>TC</th> <th>EQ Staff Meml</th> <th>ber to Co</th> <th>ontact for Ad</th> <th>ditional Information</th> <th>Regare</th> <th>ding This Co</th> <th>mpliance H</th> <th>istory.</th> <th></th>	TC	EQ Staff Meml	ber to Co	ontact for Ad	ditional Information	Regare	ding This Co	mpliance H	istory.	
1) Has the site been in existence and/or operation for the full five year compliance period? YES 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO Components (Multimedia) for the Site Are Listed in Sections A - J A. Final Orders, court judgments, and consent decrees: N/A B. Criminal convictions: N/A C. Chronic excessive emissions events: N/A D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 1 June 27, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 2 July 22, 2016 (1359834) Item 20 December 10, 2018 (1542148) Item 3 August 22, 2016 (136275) Item 21 January 03, 2019 (1545917) Item 4 September 13, 2016 (1372952) Item 22 February 04, 2019 (1561774) Item 5 October 24, 2016 (1379133) Item 23 March 06, 2019 (1561773) Item 6 January 24, 2017 (1391221) Item 24 March 18, 2019 (1561773) Item 7 April 05, 2017 (141828) Item 25 May 06, 2019 (157214) Item 8 April 19, 2017 (1418300) Item 26 May 28, 2019 (1584640) Item 9 May 22, 2017 (1425926) Item 27 July 01, 2019 (1584640) Item 10 June 21, 2017 (141830) Item 26 May 28, 2019 (1584640) Item 10 June 21, 2017 (1431970) Item 28 July 22, 2019 (1593860) Item 11 October 13, 2017 (1431970) Item 24 May 06, 2019 (1593859) Item 12 February 08, 2018 (1475238) Item 20 August 15, 2019 (1593859) Item 11 October 13, 2017 (1450816) Item 29 August 15, 2019 (1593859) Item 12 February 08, 2018 (1475238) Item 31 November 20, 2019 (1593859) Item 13 February 21, 2018 (147438) Item 31 November 20, 2019 (169742) Item 14 May 01, 2018 (147438) Item 31 November 20, 2019 (1634740) Item 15 May 19, 2018 (1476438) Item 31 November 20, 2019 (1634740) Item 14 May 01, 2018 (1476438) Item 31 November 20, 2019 (1634740) Item 15 May 19, 2018 (1476438) Item 33 Anaury 21, 2020 (1644748) Item 16 June 19, 2018 (1501311) Item 35 April 15, 2020 (1647462) Item 17 September 10, 2018 (150787) Item 35 April 15, 2020 (1647462)			-				Phone: (512) 239-1337	7	
2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO Components (Multimedia) for the Site Are Listed in Sections A - J A. Final Orders, court judgments, and consent decrees: N/A B. Criminal convictions: N/A B. Criminal convictions: N/A CE Chronic excessive emissions events: N/A D. The approval dates of investigation: (CCEDS Inv. Track. No.): Item 1 June 27, 2016 (1352862) Item 19 October 18, 2018 (154313) Item 2 July 22, 2016 (1366275) Item 21 January 03, 2019 (1545917) Item 4 September 13, 2016 (137952) Item 22 February 04, 2019 (1561774) Item 5 October 24, 2016 (1379143) Item 24 March 18, 2019 (1561772) Item 6 January 24, 2017 (141828) Item 25 May 06, 2019 (1572514) Item 7 April 06, 2017 (1418330) Item 24 March 18, 2019 (1584640) Item 7 April 05, 2017 <	<u>Sit</u>	e and Owner	r/Opera	ator History	<u>:</u>					
N/A B. Criminal convictions: N/A C. Chronic excessive emissions events: N/A D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 1 June 27, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 2 July 22, 2016 (1359834) Item 20 December 10, 2018 (1542148) Item 3 August 22, 2016 (1366275) Item 21 January 03, 2019 (1545917) Item 4 September 13, 2016 (137943) Item 23 March 06, 2019 (1561772) Item 6 January 24, 2017 (1391221) Item 24 March 18, 2019 (1561773) Item 7 April 06, 2017 (1411828) Item 25 May 06, 2019 (1572514) Item 8 April 19, 2017 (141830) Item 27 July 01, 2019 (1584640) Item 10 June 21, 2017 (1431970) Item 28 July 22, 2019 (1593860) Item 11 October 13, 2017 (1450816) Item 29 August 15, 2019 (1593859) Item 12 February 08, 2018 (1475238) Item 30	2) H	las there been a	(known) c	hange in owners	ship/operator of the site d	uring th	e compliance p		-	
N/A Sector Secto	Α.		court ju	ıdgments, an	d consent decrees:					
Chronic excessive emissions events: N/A D. The approval dates of investigations (CCEDS Inv. Track. No.): Item 1 June 27, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 2 July 22, 2016 (1359834) Item 20 December 10, 2018 (1542148) Item 3 August 22, 2016 (136275) Item 21 January 03, 2019 (1545917) Item 4 September 13, 2016 (1372952) Item 22 February 04, 2019 (1561774) Item 5 October 24, 2016 (1379143) Item 23 March 06, 2019 (1561772) Item 6 January 24, 2017 (1391221) Item 24 March 18, 2019 (1551774) Item 7 April 06, 2017 (1411828) Item 25 May 06, 2019 (1552514) Item 8 April 19, 2017 (141830) Item 27 July 01, 2019 (1584641) Item 10 June 21, 2017 (1431970) Item 28 July 22, 2019 (1593859) Item 11 October 13, 2017 (1450816) Ite	в.		victions:							
D. The approv-I dates of investigations (CCEDS Inv. Track. No.): Item 1 June 27, 2016 (1352862) Item 19 October 18, 2018 (1534313) Item 2 July 22, 2016 (1359834) Item 20 December 10, 2018 (1542148) Item 3 August 22, 2016 (1366275) Item 21 January 03, 2019 (1561774) Item 4 September 13, 2016 (1372952) Item 22 February 04, 2019 (1561772) Item 5 October 24, 2017 (1391221) Item 23 March 06, 2019 (1561773) Item 7 April 06, 2017 (1411828) Item 25 May 06, 2019 (1572514) Item 8 April 19, 2017 (1418330) Item 27 July 01, 2019 (1584640) Item 9 May 22, 2017 (1425926) Item 27 July 01, 2019 (1584641) Item 10 June 21, 2017 (1431970) Item 28 July 22, 2019 (1593860) Item 11 October 13, 2017 (145816) Item 30 August 15, 2019 (150184) Item 11 October 13	C.	Chronic exce	ssive en	nissions even	ts:					
Item 1June 27, 2016(1352862)Item 19October 18, 2018(1534313)Item 2July 22, 2016(1359834)Item 20December 10, 2018(1542148)Item 3August 22, 2016(1366275)Item 21January 03, 2019(1545917)Item 4September 13, 2016(1372952)Item 22February 04, 2019(1561774)Item 5October 24, 2016(1379143)Item 23March 06, 2019(1561772)Item 6January 24, 2017(1391221)Item 24March 18, 2019(1561773)Item 7April 06, 2017(1411828)Item 25May 06, 2019(1572514)Item 8April 19, 2017(1441830)Item 27July 01, 2019(1584640)Item 9May 22, 2017(1425926)Item 27July 01, 2019(1593860)Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593860)Item 11October 13, 2017(145926)Item 30August 15, 2019(1593860)Item 12February 08, 2018(1475238)Item 30August 21, 2019(1593860)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1501311)Item 33February 20, 2020(1641348)Item 15May 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 16June 19, 2018(1520787)Item 35April 15, 2020(1654216)	~	•		6 :			_			
Item 2July 22, 2016(1359834)Item 20December 10, 2018(1542148)Item 3August 22, 2016(1366275)Item 21January 03, 2019(1545917)Item 4September 13, 2016(1372952)Item 22February 04, 2019(1561774)Item 5October 24, 2016(1379143)Item 23March 06, 2019(1561772)Item 6January 24, 2017(1391221)Item 24March 18, 2019(1561773)Item 7April 06, 2017(1411828)Item 25May 06, 2019(1572514)Item 8April 19, 2017(1418330)Item 26May 28, 2019(1584640)Item 9May 22, 2017(1425926)Item 27July 01, 2019(1593860)Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593859)Item 11October 13, 2017(1450816)Item 29August 15, 2019(1600184)Item 12February 08, 2018(1475238)Item 30August 21, 2019(160184)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1501311)Item 33February 20, 2020(1641348)Item 15May 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 16June 19, 2018(1520787)Item 35April 15, 2020(1654216)	υ.			-	-	-		October 19	0010	(1524212)
Item 3August 22, 2016(1366275)Item 21January 03, 2019(1545917)Item 4September 13, 2016(1372952)Item 22February 04, 2019(1561774)Item 5October 24, 2016(1379143)Item 23March 06, 2019(1561772)Item 6January 24, 2017(1391221)Item 24March 18, 2019(1561773)Item 7April 06, 2017(1411828)Item 25May 06, 2019(1572514)Item 8April 19, 2017(1418330)Item 26May 28, 2019(1584640)Item 9May 22, 2017(1425926)Item 27July 01, 2019(1593860)Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593859)Item 12February 08, 2018(1475238)Item 30August 15, 2019(1600184)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(150787)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)					()					()
Item 4September 13, 2016(1372952)Item 22February 04, 2019(1561774)Item 5October 24, 2016(1379143)Item 23March 06, 2019(1561772)Item 6January 24, 2017(1391221)Item 24March 18, 2019(1561773)Item 7April 06, 2017(1411828)Item 25May 06, 2019(1572514)Item 8April 19, 2017(1418330)Item 26May 28, 2019(1584640)Item 9May 22, 2017(1425926)Item 27July 01, 2019(1593860)Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593859)Item 11October 13, 2017(1450816)Item 29August 15, 2019(1600184)Item 12February 08, 2018(1475238)Item 30August 21, 2019(160184)Item 13February 21, 2018(1494360)Item 32January 21, 2020(1634740)Item 14May 01, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(150787)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1527060)Item 35April 15, 2020(1654216)					`				-	. ,
Item 5October 24, 2016(1379143)Item 23March 06, 2019(1561772)Item 6January 24, 2017(1391221)Item 24March 18, 2019(1561773)Item 7April 06, 2017(1411828)Item 25May 06, 2019(1572514)Item 8April 19, 2017(1418330)Item 26May 28, 2019(1584640)Item 9May 22, 2017(1425926)Item 27July 01, 2019(1593860)Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593859)Item 11October 13, 2017(1450816)Item 29August 15, 2019(1593859)Item 12February 08, 2018(1475238)Item 30August 21, 2019(1600184)Item 13February 21, 2018(1494360)Item 31November 20, 2019(1634740)Item 14May 01, 2018(1501311)Item 33February 21, 2020(1641348)Item 15May 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)		Item 4	September	r 13, 2016	(1372952)		Item 22			. ,
Item 7April 06, 2017(1411828)Item 25May 06, 2019(1572514)Item 8April 19, 2017(1418330)Item 26May 28, 2019(1584640)Item 9May 22, 2017(1425926)Item 27July 01, 2019(1584641)Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593860)Item 11October 13, 2017(1450816)Item 29August 15, 2019(1593859)Item 12February 08, 2018(1475238)Item 30August 21, 2019(1600184)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1501311)Item 32January 21, 2020(1634740)Item 15May 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 17September 10, 2018(152787)Item 35April 15, 2020(1654216)		Item 5 0	October 24	4, 2016	(1379143)			March 06, 20	19	
Item 8April 19, 2017(1418330)Item 26May 28, 2019(1584640)Item 9May 22, 2017(1425926)Item 27July 01, 2019(1584641)Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593860)Item 11October 13, 2017(1450816)Item 29August 15, 2019(1593859)Item 12February 08, 2018(1475238)Item 30August 21, 2019(1600184)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1494360)Item 32January 21, 2020(1634740)Item 15May 19, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)		Item 6	January 24	4, 2017	(1391221)		Item 24	March 18, 20	19	(1561773)
Item 9May 22, 2017(1425926)Item 27July 01, 2019(1584641)Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593860)Item 11October 13, 2017(1450816)Item 29August 15, 2019(1593859)Item 12February 08, 2018(1475238)Item 30August 21, 2019(1600184)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1494360)Item 32January 21, 2020(1634740)Item 15May 19, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)							Item 25	May 06, 2019)	(1572514)
Item 10June 21, 2017(1431970)Item 28July 22, 2019(1593860)Item 11October 13, 2017(1450816)Item 29August 15, 2019(1593859)Item 12February 08, 2018(1475238)Item 30August 21, 2019(1600184)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1494360)Item 32January 21, 2020(1634740)Item 15May 19, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(1520787)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)					• •		Item 26	May 28, 2019)	(1584640)
Item 11October 13, 2017(1450816)Item 29August 15, 2019(1593859)Item 12February 08, 2018(1475238)Item 30August 21, 2019(1600184)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1494360)Item 32January 21, 2020(1634740)Item 15May 19, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)										. ,
Item 12February 08, 2018(1475238)Item 30August 21, 2019(1600184)Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1494360)Item 32January 21, 2020(1634740)Item 15May 19, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)										
Item 13February 21, 2018(1487438)Item 31November 20, 2019(1619742)Item 14May 01, 2018(1494360)Item 32January 21, 2020(1634740)Item 15May 19, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)										
Item 14May 01, 2018(1494360)Item 32January 21, 2020(1615742)Item 15May 19, 2018(1501311)Item 33February 20, 2020(1641348)Item 16June 19, 2018(1508402)Item 34March 19, 2020(1647862)Item 17September 10, 2018(1520787)Item 35April 15, 2020(1654216)					. ,					
Item 15 May 19, 2018 (1501311) Item 33 February 20, 2020 (1641348) Item 16 June 19, 2018 (1508402) Item 34 March 19, 2020 (1647862) Item 17 September 10, 2018 (1520787) Item 35 April 15, 2020 (1654216)										
Item 16 June 19, 2018 (1508402) Item 34 March 19, 2020 (1647862) Item 17 September 10, 2018 (1520787) Item 35 April 15, 2020 (1654216)										
Item 17 September 10, 2018 (1520787) Item 35 April 15, 2020 (1654216) Item 18 Castember 14, 2018 (1527060) Item 35 April 15, 2020 (1654216)										
Item 10 Contember 14 2010 (1527066)										
								June 19, 2020		(1667313)

Item 37	July 20, 2020	(1674264)	Item 40	October 19, 2020	(1693950)
Item 38	August 20, 2020	(1681031)	Item 41	November 20, 2020	(1714515)
Item 39	September 20, 2020	(1687607)	Item 42	May 10, 2021	(1727581)

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

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

1	Date: 11/	03/2020 (1669812)		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 317 317.4(a)(8)		
	Description:	Failed to test the reduced-pressure principa (RPBA) annually.	al backflow preven	ition assembly
	Self Report? Citation:	NO TPDES Permit WQ0010158001 PERMIT	Classification:	Moderate
	Description:	Failed to maintain the structural integrity of	f the wastewater t	treatment plant.
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 305, SubChapter F 305.12 TPDES Permit WQ0010158001 PERMIT	5(1)	
	Description:	Failed to calibrate the flow meter at least an		
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 305, SubChapter F 305.12 30 TAC Chapter 319, SubChapter A 319.7(c TPDES Permit WQ0010158001 PERMIT	d)	
	Description:	Failed to provide monitoring results at the i		
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 319, SubChapter A 319.7(a 30 TAC Chapter 319, SubChapter A 319.7(a TPDES Permit WQ0010158001 PERMIT		
	Description:	Failed to make all monitoring and reporting	records readily a	vailable to TCEQ
	Colf Doport?	personnel.	Classification:	Madarata
	Self Report? Citation:	NO 30 TAC Chapter 319, SubChapter A 319.6	Classification:	Moderate
	Citation	30 TAC Chapter 319, SubChapter A 319.9(c	d)	
	Description:	Failed to assure the quality of all measurem		use of blanks,
		standards, duplicates, and spikes.		
	Self Report? Citation:	NO	Classification:	Moderate
	Citation.	30 TAC Chapter 305, SubChapter F 305.12! TPDES Permit WQ0010158001 PERMIT	5(5)	
	Description:	At the time of the investigation, all of the d of the drying beds surpassed the height of i 08/01/2015 through 07/31/2016 annual sluthe TCEQ.	its containment w	alls. In addition, the
2	Date: 11/	30/2020 (1714516)		
Z	Self Report?	YES	Classification:	Moderate
	Citation:	2D TWC Chapter 26, SubChapter A 26.121(Hoderate
		30 TAC Chapter 305, SubChapter F 305.12		
	Description:	Failure to meet the limit for one or more pe	ermit parameter	
3	Date: 12/	31/2020 (1727582)		
5	Self Report?	YES	Classification:	Moderate
	Citation:	2D TWC Chapter 26, SubChapter A 26.121(
		30 TAC Chapter 305, SubChapter F 305.12		
	Description:	Failure to meet the limit for one or more pe	ermit parameter	
4	Date: 01/	31/2021 (1727579)		
	Self Report?	YES	Classification:	Moderate
	Citation:	2D TWC Chapter 26, SubChapter A 26.121(
		30 TAC Chapter 305, SubChapter F 305.12		
	Description:	Failure to meet the limit for one or more pe	ermit parameter	
5	Date: 02/	28/2021 (1727580)		
	Self Report?	YES	Classification:	Moderate
	Citation:	2D TWC Chapter 26, SubChapter A 26.121(
	D	30 TAC Chapter 305, SubChapter F 305.12		
	Description:	Failure to meet the limit for one or more pe	ermit parameter	

F. Environmental audits:

N/A

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

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



§

§ §

§

§

IN THE MATTER OF AN ENFORCEMENT ACTION CONCERNING CITY OF DANBURY RN101920676

BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2021-0640-MWD-E

I. JURISDICTION AND STIPULATIONS

On ______, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding the City of Danbury (the "Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

- 1. The Respondent owns and operates a wastewater treatment facility located at 1600 Avenue L in Danbury, Brazoria County, Texas (the "Facility"). The Facility is near or adjacent to water in the state as defined in TEX. WATER CODE § 26.001(5).
- 2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. WATER CODE ch. 26 and the rules of the TCEQ.
- 3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 4. An administrative penalty in the amount of \$19,448 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The amount of \$3,889 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order and shall be waived only upon full compliance with all the terms and conditions of this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms and conditions contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.

Pursuant to TEX. WATER CODE § 7.067, \$15,559 of the penalty shall be conditionally offset by the Respondent's timely and satisfactory completion of a Supplemental Environmental Project ("SEP") as defined in the attached SEP Agreement ("Attachment A", incorporated herein by reference). The Respondent's obligation to pay the conditionally offset portion of the penalty shall be discharged upon full compliance with all the terms and conditions of this Order, which includes the timely and satisfactory completion of all provisions of the SEP Agreement, as determined by the Executive Director.

- 5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
- 6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Order.
- 7. This Order represents the complete and fully-integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
- 8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
- 9. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Facility:
 - a. Submitted the discharge monitoring reports ("DMRs") for the months of October, November, and December 2020 and January, February, and March 2021 by May 10, 2021.
 - b. Calibrated the flow measuring device by June 7, 2021.

II. ALLEGATIONS

During a record review conducted on April 16, 2021, an investigator documented that the Respondent:

- Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010158001, Operational Requirements No. 1. Specifically, clarifier number 1 was rusted and had five holes in the clarifier launder and return sludge trough.
- 2. Failed to have automatic flow measuring devices accurately calibrated by a trained person at plant start-up and thereafter not less often than annually, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and TPDES Permit No. WQ0010158001, Monitoring and Reporting Requirements No. 5. Specifically, the flow meter was last calibrated on April 9, 2015.

- 3. Failed to timely submit monitoring results at intervals specified in the permit, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d), and TPDES Permit No. WQ0010158001, Monitoring and Reporting Requirements No. 1. Specifically, monthly DMRs for October through December 2020, and January through March 2021 were not submitted by the 20th day of the following month.
- 4. Failed to maintain monitoring and reporting records at the Facility and make them readily available for review by a TCEQ representative for a period of three years, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (11)(B) and 319.7(a) and (c) and TPDES Permit No. WQ0010158001, Monitoring and Reporting Requirements No. 3. Specifically, the chain of custody forms, the laboratory reports, and the quality assurance/quality control records were not maintained at the Facility and were not available for review for the following parameters: carbonaceous biochemical oxygen demand (5-day), total suspended solids, ammonia nitrogen, *Escherichia coli*, pH, and dissolved oxygen ("DO"). Additionally, the operator logs for pH and DO did not contain the location, the date analyses were performed, and the identity of the person who collected the sample or made the measurement.
- 5. Failed to assure the quality of all measurements through the use of blanks, standards, duplicates, and spikes, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1), 319.6, and TPDES Permit No. WQ0010158001, Monitoring and Reporting Requirements No. 1. Specifically, total chlorine residual quality control was being conducted once a month instead of daily.
- 6. Failed to ensure the Facility and all of its systems of collection, treatment, and disposal are properly operated and maintained, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (5) and TPDES Permit No. WQ0010158001, Operational Requirements No. 1. Specifically, all the drying beds were full and one drying bed had sludge higher than its containment walls.
- 7. Failed to submit a complete annual sludge report ("ASR") to the TCEQ by September 30th of each year, in violation of 30 TEX. ADMIN. CODE § 305.125(1) and (17) and TPDES Permit No. WQ0010158001, Sludge Provisions, Section III.G. Specifically, the Respondent did not submit the ASR for the monitoring period ending July 31, 2016 by September 30, 2016.

III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the Respondent's compliance with all of the requirements set forth in this Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Penalty payments shall be made payable to "TCEQ"

City of Danbury DOCKET NO. 2021-0640-MWD-E Page 4

and shall be sent with the notation "Re: City of Danbury, Docket No. 2021-0640-MWD-E" to:

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

- 2. The Respondent shall implement and complete an SEP as set forth in Section I, Paragraph No. 4. The amount of \$15,559 of the assessed penalty is conditionally offset based on the Respondent's implementation and completion of the SEP pursuant to the terms of the SEP Agreement, as defined in Attachment A. Penalty payments for any portion of the SEP deemed by the Executive Director as not complete shall be paid within 30 days after the date the Executive Director demands payment.
- 3. The Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order:
 - i. Develop and implement procedures and conduct employee training to:
 - (a) Fill out operator logs which contain sample location, date of sample/analyses, and identity of who collected the sample and who made the measurement in accordance with permit requirements.
 - (b) Analyze standards for chlorine residual on a 10% basis; for every one to ten samples analyzed per day, one laboratory control sample shall be conducted.
 - ii. Ensure that monitoring/reporting records are readily available for a period of three years.
 - iii. Submit the ASR for the monitoring period ending July 31, 2016.
 - b. Within 45 days after the effective date of this Order, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 3.a.i through 3.a.iii, in accordance with Ordering Provision No. 3.d.
 - c. Within 60 days days after the effective date of this Order:
 - i. Repair or replace the rusted sections of clarifier number 1 and the areas of the clarifier launder and return sludge trough which contain holes.
 - ii. Remove and properly dispose of the sludge from all sludge drying beds.
 - d. Within 75 days after the effective date of this Order, submit written certification, and include detailed supporting documentation including photographs, receipts,

City of Danbury DOCKET NO. 2021-0640-MWD-E Page 5

> and/or other records to demonstrate compliance with Ordering Provision Nos. 3.c.i and 3.c.ii. The certification shall be signed by the 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 fines and imprisonment for knowing violations."

The certification shall be submitted to:

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

with a copy to:

Water Section Manager Houston Regional Office Texas Commission on Environmental Quality 5425 Polk Street, Suite H Houston, Texas 77023-1452

- 4. All relief not expressly granted in this Order is denied.
- 5. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The 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. If the 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, the Respondent's failure to comply is not a violation of this Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
- 7. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Order Compliance Team at the address listed above.

- 8. This Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- This Order may be executed in separate and multiple counterparts, which together shall 9. constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
- 10. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

City of Danbury DOCKET NO. 2021-0640-MWD-E Page 7

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

For the Executive Director

7/5/2022 Date

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

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

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

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

Date June 4, Mayor Title Signature Powell Suzanne Name (Printed or typed)

Name (Printed or typed) Authorized Representative of City of Danbury

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

Attachment A

Docket Number: 2021-0640-MWD-E SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	City of Danbury
Payable Penalty Amount:	\$15,559
SEP Offset Amount:	\$15,559
Type of SEP:	Contribution to a Third-Party Administrator SEP
Third-Party Administrator:	Brazoria County
Project Name:	On-Site Wastewater Facilities Assistance
Location of SEP:	Brazoria County

The Texas Commission on Environmental Quality ("TCEQ") agrees to offset the administrative penalty amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project ("SEP"). The offset is equal to the SEP Offset Amount set forth above and is conditioned upon completion of the project in accordance with the terms of this Attachment A.

1. Project Description

a. Project

The Respondent shall contribute the SEP Offset Amount to the Third-Party Administrator named above. The contribution will be to the **Brazoria County** for the *On-Site Wastewater Facilities Assistance* Project. The contribution will be used in accordance with the Supplemental Environmental Project between the Third-Party Administrator and the TCEQ (the "Project"). Specifically, the SEP Offset Amount will be used to provide assistance to low-income homeowners in replacing their malfunctioning or failing onsite wastewater treatment systems in Brazoria County. The Third-Party Administrator shall identify property owners for potential replacement of their malfunctioning wastewater treatment system. Each candidate shall complete an application, including standard income documentation, to determine their eligibility. The Third-Party Administrator shall review applications for eligibility for assistance at the Third-Party Administrator's expense.

After a candidate's low-income income status is verified, the Third-Party Administrator shall seek bids from local onsite wastewater treatment system installers to design and install an appropriate onsite wastewater treatment system for the particular property and soil conditions. The Third-Party Administrator shall determine which kind of system is appropriate for installation at each qualified site based on factors including the size of the property and the soil composition. The Third-Party Administrator shall also determine whether a system should be repaired rather than replaced.

City of Danbury Docket No. 2021-0640-MWD-E Agreed Order - Attachment A

The Third-Party Administrator shall select a qualified bidder for the installation. The installer shall submit an application including all standard wastewater treatment system installation requirements that shall be reviewed by the Third-Party Administrator. Upon approval of the application, the system shall be installed by the selected contract company. After the system installation is completed by the contract company and approved by The Third-Party Administrator, payment shall be made by the Third-Party Administrator to the selected company using the SEP Offset Amount.

The Third-Party Administrator shall ensure that all repairs, replacements, and installations are performed in compliance with local, state, and federal rules relating to onsite wastewater treatment systems. The Third-Party Administrator shall ensure that only properly licensed contractors are utilized for repair of existing onsite wastewater treatment systems and installation of new onsite wastewater treatment systems. The SEP will be done in accordance with all federal, state, and local environmental laws and regulations.

All dollars contributed will be used solely for the direct cost of implementing the Project, including, but not limited to supplies, materials, and equipment. Any portion of this contribution that is not able to be spent on the specifically identified SEP may, at the discretion of the Executive Director ("ED"), be applied to another pre-approved SEP.

The Respondent's signature affixed to this Agreed Order certifies that the Respondent has no prior commitment to make this contribution and that it is being contributed solely to settle this enforcement action. The Respondent shall not profit from this SEP.

b. Environmental Benefit

This SEP will provide a benefit to the environment by preventing the release of sewage into the environment and by protecting human health. Raw sewage can carry bacteria, viruses, protozoa (parasitic organisms), helminthes (intestinal worms), and bioaerosols (inhalable molds and fungi). People can be exposed through sewage in drinking water sources, direct contact from water in lawns or streets, and inhalation and skin absorption.

Sewage overflows also cause damage to the environment. Sewage overflows may reach rivers, lakes, streams, or aquifer systems. In addition to potential spread of disease, sewage in the environment contributes excess nutrients, metals, and toxic pollutants that contaminate water quality, cause algae blooms, and kill fish and other organisms in aquatic habitats.

Each failing septic system that is replaced will improve the water quality in waterways and watersheds by removing raw sewage and high levels of bacteria, viruses, and protozoa. Removal of sewage as a point source of pollution will also protect ground, surface, and drinking water from contamination. This Project has the potential to not only improve the water quality in the Brazos River Basin, Christmas Bay, Galveston Bayou, Chocolate Bayou, Bastrop Bayou, and the San Bernard River Basin, but will also City of Danbury Docket No. 2021-0640-MWD-E Agreed Order - Attachment A

improve the public health for a sector of the population that is least able to afford health care. Diseases that result from sewage contaminated water range from mild gastroenteritis (causing stomach cramps and diarrhea) to life threatening ailments such as cholera, dysentery, infectious hepatitis, and severe gastroenteritis.

c. Minimum Expenditure

The Respondent shall contribute at least the SEP Offset Amount to the Third-Party Administrator and comply with all other provisions of this SEP.

2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, the Respondent must contribute the SEP Offset Amount to the Third-Party Administrator. The Respondent shall make the check payable to **Brazoria County SEP** and shall mail the contribution with a copy of the Agreed Order to:

Director Brazoria County 111 East Locust, Building A-29, Suite 270 Angleton, Texas 77515

3. Records and Reporting

Concurrent with the payment of the SEP Offset Amount, the Respondent shall provide the Enforcement SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP Offset Amount to the Third-Party Administrator. The Respondent shall mail a copy of the check and transmittal letter to:

> Texas Commission on Environmental Quality Enforcement Division Attention: SEP Coordinator, MC 219 P.O. Box 13087 Austin, Texas 78711-3087

4. Failure to Fully Perform

If the Respondent does not perform its obligations under this Attachment A, including full expenditure of the SEP Offset Amount and submittal of the required reporting described in Sections 2 and 3 above, the ED may require immediate payment of all or part of the SEP Offset Amount.

In the event the ED determines that the Respondent failed to fully implement and complete the Project, the Respondent shall remit payment for all or a portion of the SEP Offset Amount, as determined by the ED, and as set forth in the attached Agreed Order. After receiving notice of failure to complete the SEP, the Respondent shall include the docket number of the attached Agreed Order and a note that the enclosed payment is for the reimbursement of a SEP; shall make the check payable to "Texas Commission on Environmental Quality;" and shall mail it to:

City of Danbury Docket No. 2021-0640-MWD-E Agreed Order - Attachment A

> Texas Commission on Environmental Quality Litigation Division Attention: SEP Coordinator, MC 175 P.O. Box 13087 Austin, Texas 78711-3087

5. Publicity

Any public statements concerning this SEP and/or project, made by or on behalf of the Respondent must include a clear statement that **the project was performed as part of the settlement of an enforcement action brought by the TCEQ**. Such statements include advertising, public relations, and press releases.

6. Recognition

The Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

7. Other SEPs by TCEQ or Other Agencies

The SEP Offset Amount identified in this Attachment A and in the attached Agreed Order has not been, and shall not be, included as a SEP for the Respondent under any other Agreed Order negotiated with the TCEQ or any other agency of the state or federal government.