Order Type:

1660 Agreed Order

Findings Order Justification:

N/A **Media:** PWS

Small Business:

No

Location(s) Where Violation(s) Occurred:

City of Aspermont PWS, 411 South Broadway, Aspermont, Stonewall County

Type of Operation: Public water supply

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: February 9, 2024

Comments Received: No

Penalty Information

Total Penalty Assessed: \$12,980

Amount Deferred for Expedited Settlement: \$2,596

Total Paid to General Revenue: \$0 **Total Due to General Revenue:** \$0

Payment Plan: N/A

Supplemental Environmental Project ("SEP") Conditional Offset: \$10,384

Name of SEP: PWS Improvements (Compliance)

Compliance History Classifications:

Person/CN - Satisfactory

Site/RN - N/A

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: December 9, 2021

Date(s) of NOE(s): January 20, 2022

Page 1 of 6

Violation Information

- 1. Failed to create a nitrification action plan for all systems distributing chloraminated water [30 Tex. Admin. Code § 290.46(z)].
- 2. Failed to maintain water works operations and maintenance records and make them readily available for review by the Executive Director upon request. Specifically, the records of the amount of liquid ammonium sulfate ("LAS") used each day at the Rule and Aspermont Pump Stations were not maintained on-site for review [30 Tex. ADMIN. CODE § 290.46(f)(3)(A)(i)(II)].
- 3. Failed to flush all dead-end mains at monthly intervals. Specifically, only three of approximately 28 dead-end mains were being flushed monthly [30 Tex. Admin. Code § 290.46(l)].
- 4. Failed to complete a Customer Service Inspection ("CSI") certificate prior to providing continuous service to new construction or any existing service when the water purveyor has reason to believe cross-connections or other potential contamination hazards exist, or after any material improvements corrections, or additions to the private water distribution facilities. Specifically, no CSIs were conducted at Gibson Healthcare Center, Aspermont Elementary, Middle, and High Schools, and the Rain Tree RV Park [30 Tex. Addin. Code § 290.46(j)].
- 5. Failed to have all backflow prevention assemblies ("BPAs") tested upon installation and on an annual basis by a recognized BPA tester and certified that they are operating within specifications. Specifically, BPAs at the following locations had not been tested within the last year: Dairy Queen, Stonewall Memorial Hospital, the bulk water filling station on Tower Lane, Burger Barn, Moore Quality Car Care, Twice the Ice, Allsup's Convenience Store, and Hickman's Restaurant [30 Tex. Admin. Code § 290.44(h)(4)].
- 6. Failed to monitor the disinfectant residual at representative locations throughout the distribution system at least once per day. Specifically, the disinfectant residual monitoring was being conducted five to six days out of each month at the entry point [30 Tex. Admin. Code § 290.110(c)(4)(C)].
- 7. Failed to conduct chloramine effectiveness sampling to ensure that monochloramine is the prevailing chloramine species and that nitrification is controlled [30 Tex. ADMIN. CODE § 290.110(c)(5)].
- 8. Failed to calibrate the Facility's four well meters at least once every three years [30 Tex. Admin. Code § 290.46(s)(1)].
- 9. Failed to verify the accuracy of the manual disinfectant residual analyzer at least once every 90 days using chlorine solutions of known concentrations [30 Tex. ADMIN. CODE § 290.46(s)(2)(C)(i)].

- 10. Failed to verify the accuracy of the analyzer used to determine the effectiveness of chloramination at least once every 90 days [30 Tex. ADMIN. CODE § 290.46(s)(2)(D)].
- 11. Failed to ensure that all potable water storage tanks and pressure maintenance facilities are installed in a lockable building that is designed to prevent intruder access or enclosed by an intruder-resistant fence with lockable gates. Specifically, the Aspermont Pump Station building was not kept locked and no key or lock was available for the pump building [30 Tex. ADMIN. CODE § 290.43(e)].
- 12. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, the barbed wire on the fence at the elevated storage tank ("EST") was loose and in need of repair, the screen in the overflow of the EST had significant rust providing an obstruction for the flow of water, and the screen in the overflow at the West Aspermont ground storage tank ("GST") needed to be replaced [30 Tex. ADMIN. CODE § 290.46(m)].
- 13. Failed to maintain at the public water system accurate and up-to-date detailed asbuilt plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommission, in violation of 30 Tex. ADMIN. CODE § 290.46(n)(1).
- 14. Failed to provide a well blow-off line that terminates in a downward direction and at a point which will not be submerged by flood waters. Specifically, the blow-off lines for Well B and Well D did not terminate in a downward direction [30 Tex. ADMIN. CODE § 290.41(c)(3)(L)].
- 15. Failed to seal the wellhead by a gasket or sealing compound and provide a well casing vent that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well. Specifically, Well D used a filter on the well casing vent instead of 16-mesh or finer corrosion-resistant screen [30 Tex. Admin. Code § 290.41(c)(3)(K)].
- 16. Failed to ensure that all openings to the atmosphere are covered with a 16-mesh or finer corrosion-resistant screening material or an acceptable equivalent. Specifically, the blow-off lines on Well B and Well D did not have 16-mesh or finer corrosion-resistant screening material [30 Tex. Admin. Code § 290.41(c)(3)(Q)].
- 17. Failed to protect all well units with an intruder-resistant fence with a lockable gate or enclose the well in a locked and ventilated well house to exclude possible contamination or damage to the facilities by trespassers. Specifically, the well houses for Well A and Well C were not kept locked or provided with a lock [30 Tex. ADMIN. CODE § 290.41(c)(3)(O)].

- 18. Failed to maintain the Facility's storage tanks in strict accordance with current American Water Works Association standards with an overflow pipe that terminates downward with a gravity-hinged and weighted cover tightly fitted with no gap over 1/16 inch. Specifically, the gap between the covers on the overflows of the East Aspermont GST and West Aspermont GST was greater than 1/16 inch [30 Tex. ADMIN. CODE § 290.43(c)(3)].
- 19. Failed to provide adequate ventilation which includes high level and floor level screened vents for all enclosures in which chlorine gas is being stored or fed. Specifically, the floor level vent was closed for the gas chlorine room at the East Aspermont GST facility [30 Tex. Admin. Code § 290.42(e)(4)(C)].
- 20. Failed to maintain all water treatment units, storage and pressure maintenance facilities, distribution system lines, and related appurtenances in a watertight condition and free of excessive solids. Specifically, there was a leak on the purchase waterline going into the GST at the Rule Pump Station [30 Tex. ADMIN. CODE § 290.46(m)(4)].
- 21. Failed to design the Aspermont LAS day tank facility and the containment for the LAS day tank at the Rule pump station to ensure a reliable supply of chemicals to the feeders, minimize the possibility and impact of accidental spills, and facilitate good housekeeping [30 Tex. ADMIN. CODE § 290.42(f)(1)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

- a. By March 21, 2022, provided a lock for the Aspermont Pump Station building;
- b. By March 21, 2022, repaired the loose barbed wire on the fence at the EST and removed the screens in the overflow of the EST and West Aspermont GST;
- c. By March 21, 2022, provided locks for the well houses of Wells A and C;
- d. By March 21, 2022, provided an overflow pipe at the East and West Aspermont GSTs that fits tightly with no gap over 1/16 inch in accordance with American Water Works Association standards;
- e. By March 21, 2022, opened the floor level vent for the gas chlorine room at the East Aspermont GST;
- f. By March 21, 2022, repaired the leak on the purchase waterline going into the GST at the Rule Pump Station;

- g. By April 1, 2022, addressed the design of the Aspermont LAS day tank facility and the containment for the LAS day tank at the Rule pump station to ensure a reliable supply of chemicals to the feeders, minimize the possibility and impact of accidental spills, and facilitate good housekeeping and cleaned the spillage of LAS on the LAS pump and on the floor at the LAS day tank room;
- h. By April 12, 2022, began monitoring the disinfectant residual at representative locations throughout the distribution system at least once per day;
- i. By April 25, 2022, calibrated the Facility's four well meters;
- j. By May 2, 2022, provided Wells B and D each with a blow-off line that terminates in a downward direction and at a point which will not be submerged by flood waters;
- k. By May 2, 2022, provided Well D with a well casing vent that is covered with 16-mesh or finer corrosion-resistant screen;
- l. By May 2, 2022, covered Wells B and D blow-off lines with a 16-mesh or finer corrosion-resistant screening material or an acceptable equivalent;
- m. By May 9, 2022, provided documentation that BPAs at Dairy Queen, Stonewall Memorial Hospital, the bulk water filling station on Tower Lane, Burger Barn, Moore Quality Car Care, Twice the Ice, Allsup's Convenience Store, and Hickman's Restaurant had been tested:
- n. By August 22, 2022, provided documentation that CSIs were conducted at Gibson Healthcare Center, Aspermont Elementary, Middle, and High Schools, and the Rain Tree RV Park;
- o. By May 16, 2023, began flushing all dead-end mains at monthly intervals;
- p. By May 16, 2023, verified the accuracy of the manual disinfectant analyzer using chlorine solutions of known concentrations;
- q. By May 16, 2023, verified the accuracy of the analyzer used to determine the effectiveness of chloramination;
- r. By May 24, 2023, provided records of the amount of LAS used each day at the Rule and Aspermont Pump Stations; and
- s. By May 30, 2023, began maintaining accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank.

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. Create a nitrification action plan; and
- ii. Begin collecting all required chloramine effectiveness samples to ensure that monochloramine is the prevailing chloramine species and that nitrification is controlled. This provision will be satisfied upon six consecutive months of compliant monitoring.
- b. Within 45 days, submit written certification to demonstrate compliance with a.i.
- c. Within 225 days, submit written certification to demonstrate compliance with a.ii.

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Epifanio Villarreal, Enforcement Division,

Enforcement Team 4, MC R-14, (361) 881-6991; Michael Parrish, Enforcement Division,

MC 219, (512) 239-2548

TCEQ SEP Coordinator: Adena Crider, SEP Coordinator, Litigation Division, MC 175,

(512) 239-0648

Respondent: The Honorable Steven Ellis, Mayor, City of Aspermont, P.O. Box 277,

Aspermont, Texas 79502

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned						_		
	PCW	25-Jan-2022	Screening	24-Jan-2022	EPA Due				
-									
RESPO		TY INFORMATI							
	Respondent	City of Aspermo	nt (PCW No.	1 of 2)					
_	J. Ent. Ref. No.								
Facili	ty/Site Region	3-Abilene			Major/I	Minor Source	Minor		
	NFORMATION								
En	f./Case ID No.				No.	of Violations	_		
		2022-0122-PWS			_	Order Type			
Med		Public Water Sup	oply			t/Non-Profit			
	Multi-Media				Enf.		Epifanio Villari		
				7 i		EC's Team	Enforcement 1	eam 4	
Adr	nin. Penalty \$ I	_imit Minimum	\$50	Maximum	\$5,000				
			Penal	ty Calcula	tion Secti	ion			
TOTAL	L DACE DENIA	LTV /Cum of		•			01111	<u></u>	4 1 5 0
IOIA	L BASE PENA	LTY (Sum of	violation	base penai	ties)		Subtotal 1	\$1	L4,150
ADILIO	STMENTS / ±	/_\ TO CUPT	OTAL 1						
ADJU	Subtotals 2-7 are of	/-) TO SUBTO Detained by multiplying	OTAL I	Penalty (Subtotal	1) by the indicated	nercentage			
	Compliance Hi		g the rotal base	0.0%	Adjustment		tals 2, 3, & 7		\$0
	Compilative III	July 1		0.0 /0	Aujustillelit	Subto]	I <u> </u>	- 40
	Notes		No adjustm	ent for complia	nce history				
	Notes		no adjustin	che for compilar	nee motory.				
							ı		
	Culpability	No		0.0%	Enhancement		Subtotal 4		\$0
								-	
	Notes	The Re	spondent do	es not meet the	culpability crit	eria.			
				_					
	Good Faith Eff	ort to Comply T	otal Adjusti	ments			Subtotal 5		1,270
	Economic Ben	ofit		0.00%	Enhancement*		Subtotal 6		\$0
	LCOHOIIIC Bein	Total EB Amounts	\$491		d at the Total EB \$	S Amount	Subtotal		- 40
	Estimated	Cost of Compliance			a at the rotal 22 y	7.11.10 41.10			
		•		_					
SUM (OF SUBTOTAL	LS 1-7				F	inal Subtotal	\$1	12,880
OTHE	R FACTORS A	AS JUSTICE N	1AY REOU	TRE	0.0%		Adjustment		\$0
		Subtotal by the indi			0.0 70		najasiment	1	
	Notes								
						Final Per	alty Amount	\$1	12,880
								Ψ-	
STATI	ITORY I TMT	T ADJUSTMEI	uT .			Final Asse	ssed Penalty	\$1	12,880
JIAI	JIOKI LIMI	ADJUSTNE	4.1			i iliai Asse	sseu Penaity	Ψ-	.2,000
DEFER	DDAI				20.0%	Reduction	Adiustrasst		2,576
		enalty by the indicate	d nercentage		20.0%	Reduction	Adjustment		,2,3/0
NEUULES I	ine i iliai Assesseu Pe	maily by the mulcate	u percentage.				1		
	Notos		Deferral offer	ed for expedite	d sattlement				
	Notes		Jeierrai onei	ed for expedite	a settierrent.				
							J		
DAVA	DIE DENAIT								0.304
PAYA	BLE PENALT							\$1	10,304

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

Respondent City of Aspermont (PCW No. 1 of 2)

Case ID No. 61830

Reg. Ent. Reference No. RN101403764

Media Public Water Supply

Enf. Coordinator Epifanio Villarreal

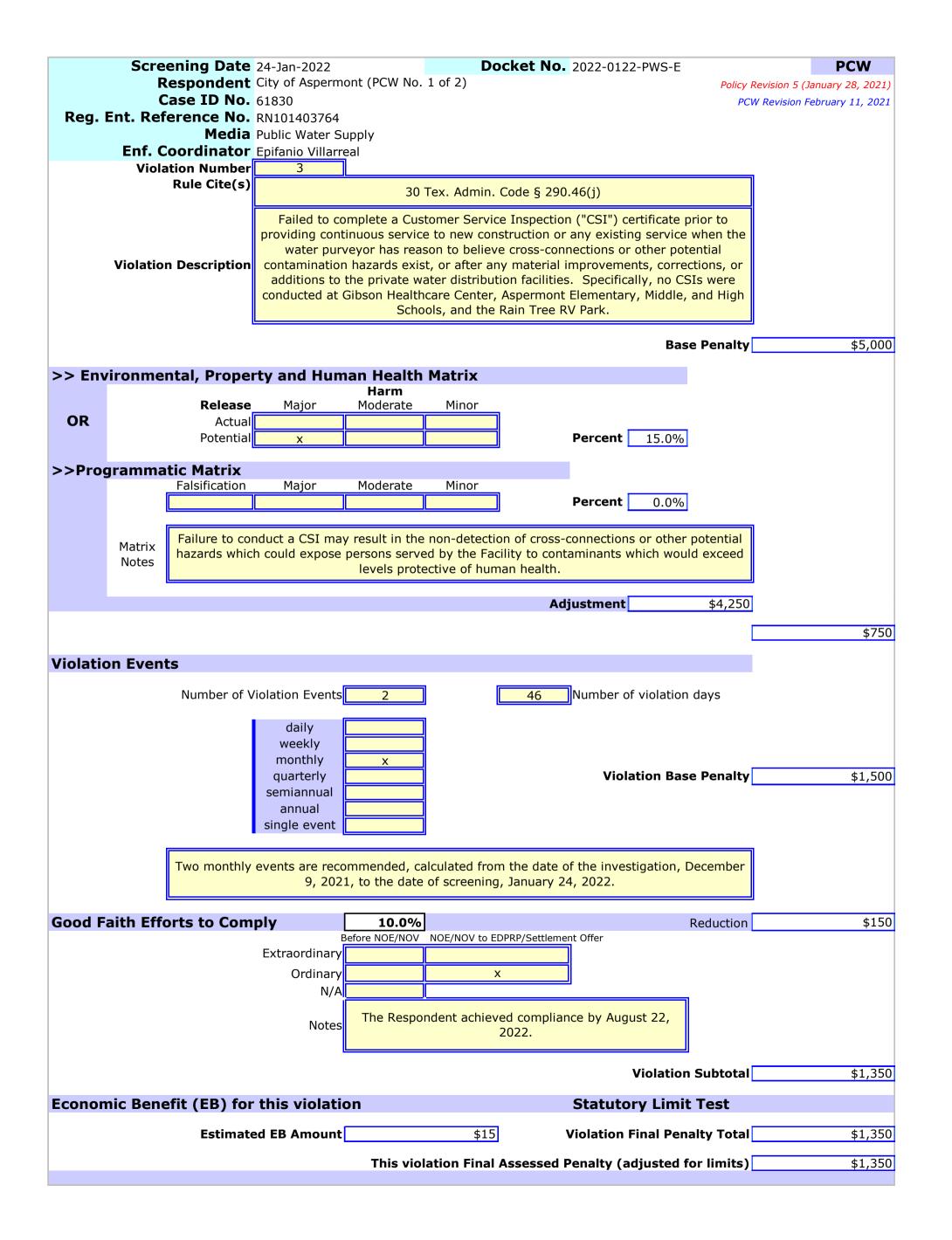
Co	mpliance Hist	Compliance History Worksheet ory Site Enhancement (Subtotal 2)		
	Component	Number of	Number	Adjust.
	NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	0	0%
		Other written NOVs	0	0%
		Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%
	Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
	Judgments and Consent	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgments or consent decrees meeting criteria)	0	0%
	Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
	Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
	Emissions	Chronic excessive emissions events (number of events)	0	0%
	Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	0	0%
	Addits	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
		In		
		Environmental management systems in place for one year or more	No	0%
	Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
		Participation in a voluntary pollution reduction program	No	0%
		Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%
		Adjustment Perd	centage (Su	btotal 2) 0
Re	peat Violator	(Subtotal 3)		
	N/A	Adjustment Perd	centage (Sul	btotal 3) 🔃 0
Co	mpliance Hist	ory Person Classification (Subtotal 7)		
	Satisfactory	Performer Adjustment Pero	entage (Sul	btotal 7) 🔃 0
Co	mpliance Hist	ory Summary		
	Compliance History Notes	No adjustment for compliance history.		
		Total Compliance History Adjustment Percentage (S	Subtotals 2,	3, & 7) 0
	al Compliance	History Adjustment		

	Screening Date	24-Jan-2022	Docket No. 2022-0122-PWS-E	PCW
	Respondent	City of Aspermont (PCW No	. 1 of 2)	Policy Revision 5 (January 28, 2021)
	Case ID No.	61830		PCW Revision February 11, 2021
Reg.	Ent. Reference No.	RN101403764		
	Media	Public Water Supply		
	Enf. Coordinator	Epifanio Villarreal		
	Violation Number	1		
	Rule Cite(s)			
	,	30 Tex. A	Admin. Code § 290.46(f)(3)(A)(i)(II)	
			works operations and maintenance records and	
			for review by the Executive Director upon reque	
	Violation Description		f the amount of liquid ammonium sulfate ("LAS" Aspermont Pump Stations were not maintained o	
		each day at the Rule and A	for review.	711-Site
			Page F	Penalty \$5,000
			base P	*## \$5,000
>> Env	vironmental, Prope	rty and Human Health	n Matrix	
		Harm		
	Release		Minor	
OR	Actual			
	Potential		Percent 0.0%	
> > D#0	avammatic Matrix			
>>Pro	grammatic Matrix Falsification	Major Moderate	Minor	
	Taisineación	Hajor Hoderate	X Percent 1.0%	
		l l	X 1 01 00110 11.0 70	
	Matrix	Less than 30% of the	e rule requirements were not met.	
	Notes		Trans requirements were more met.	
			Adjustment	\$4,950
				\$50
Violatio	on Events			
Violatio	on Events			
	Number of V	/iolation Events 1	46 Number of violation da	ys
		daily		
		weekly		
		monthly		
		quarterly	Violation Base P	Penalty \$50
		semiannual		
		annual		
		single event x		
		One single	event is recommended.	
		_		
Good F	aith Efforts to Com			duction \$0
			NOE/NOV to EDPRP/Settlement Offer	
		Extraordinary		
		Ordinary		
		N/A x		
		The Respon	ndent does not meet the good faith criteria	
		Notes	for this violation.	
			Violation Su	ubtotal \$50
			Violation 30	φ30
Econor	nic Benefit (EB) for	this violation	Statutory Limit T	est
	F _1 1	nd ED Amount	de Malatias Final Bandi	v Total
	Estimate	ed EB Amount	\$6 Violation Final Penalt	y Total \$50
		This viol	ation Final Assessed Penalty (adjusted for	limits) \$50

	E	conomic	Benefit	Wor	ksheet		
Respondent	City of Asperm	nont (PCW No. 1 c	of 2)				
Case ID No.		(,				
Reg. Ent. Reference No.							
							Varue of
	Public Water S	supply				Percent Interest	Years of
Violation No.	1						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
Item Description							
Delayed Costs		1			+ 2	+0	+0
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land	\$45	10-Dec-2020	24-May-2023	0.00 2.45	\$0 \$6	n/a	\$0
Record Keeping System	\$45	10-Dec-2020	24-May-2023	0.00	\$0 \$0	n/a n/a	\$6 \$0
Training/Sampling Remediation/Disposal				0.00	\$0 \$0	n/a	\$0
Permit Costs				0.00	\$0 \$0	n/a	\$0
Other (as needed)				0.00	\$0 \$0	n/a	\$0
, ,	The delayed	t cost includes the	estimated amo			tem operation and i	
Notes for DELAYED costs						uest by the Executi	
	calculated fro	om the date of the	investigation in	itially d	ocumenting the vi	olation to the date of	of compliance.
Avoided Costs	ANNU	ALIZE avoided c	osts before en	tering	item (except for	one-time avoided	costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
•							
Approx. Cost of Compliance		\$45			TOTAL		\$6
		4 15					4~

	Screenin	ng Date	24-Jan-2022		Docl	cet No. 2022-0122-PWS-E		PCW
	Resp	ondent	City of Asperm	ont (PCW No.	1 of 2)		Policy Revision 5 (Ja	nuary 28, 2021)
	Case	ID No.	61830				PCW Revision Fe	bruary 11, 2021
Reg.	Ent. Referer	nce No.	RN101403764					
		Media	Public Water Su	upply				
	Enf. Coord	dinator	Epifanio Villarre	eal				
	Violation		2					
	Rule	e Cite(s)		30	Tex. Admin. Co	de § 290.46(I)		
						2 (,		
			Failed to flush	all dead-end	mains at month	nly intervals. Specifically, only t	hree of	
	Violation Des	scription				s were being flushed monthly.		
				,		-		
						Page	Donalty	¢5,000
						base	Penalty	\$5,000
>> Env	vironmental	, Proper	ty and Hum	an Health	Matrix			
				Harm				
OB		Release	Major	Moderate	Minor			
OR		Actual				Porcent F 00/		
		Potential		Х		Percent 5.0%		
>>Pro	grammatic N	Matrix						
////		sification	Major	Moderate	Minor			
						Percent 0.0%		
	Faile	ure to flus	h dead-end ma	ins at monthly	y intervals coul	d expose persons served by the	Facility	
	Matrix					ot exceed levels protective of hu		
	Notes				health.			
						Adjustment	\$4,750	
								\$250
								Ψ230
Violation	on Events							
	Nu	ımber of V	iolation Events	1		46 Number of violation d	ays	
			daily		1			
			daily weekly					
			monthly					
			quarterly	X		Violation Base	Penalty	\$250
			semiannual	A				7_00
			annual					
			single event					
	One	guarterly	event is recom	mended, calc	ulated from the	date of the investigation, Dece	mber 9,	
		,		•		nuary 24, 2022.		
Good F	aith Efforts	to Com	ply	0.0%		Re	eduction	\$0
						RP/Settlement Offer		·
			Extraordinary					
			Ordinary					
			N/A	Х				
				The Personal	ent does not m	eet the good faith critoria for		
			Notes	The Respond		eet the good faith criteria for plation.		
					CIIIO VII			
						Violation S	ubtotal	\$250
						violation S	นมเบเสเ	⊅∠ 3U
Econor	mic Benefit ((EB) for	this violation	on		Statutory Limit 1	est	
		Estimate	ed EB Amount		\$12	Violation Final Penals	v Total	\$250
			/Juiit					
				This viol	lation Final As	sessed Penalty (adjusted for	limits)	\$250

	E	conomic	Benefit	Wor	ksheet		
Respondent	City of Asperm	nont (PCW No. 1 o	of 2)				
Case ID No.			,				
Reg. Ent. Reference No.							
	Public Water S						Years of
		ouppry				Percent Interest	Depreciation
Violation No.	2						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
<u> </u>							
Delayed Costs				_			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal Permit Costs				0.00	\$0 #0	n/a	\$0 \$0
Other (as needed)	\$100	10-Dec-2020	16-May-2023	0.00 2.43	\$0 \$12	n/a n/a	\$12
Notes for DELAYED costs	The delayed co	ost includes the e e of the investiga	stimated amour	nt to init cumentir	iate a monthly flus	shing program, calc the date of complia	ulated from the nce.
Avoided Costs	ANNU	ALIZE avoided c	osts before er		item (except for	one-time avoided	costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance ONE-TIME avoided costs				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Other (as needed)				0.00	\$0 \$0	\$0 \$0	\$0
Other (as needed)				0.00	3 0	ΦU	\$ 0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$100			TOTAL		\$12



	E	conomic	Benefit	Wor	ksheet		
		nont (PCW No. 1 o	of 2)				
Case ID No.							
Reg. Ent. Reference No.							
Media Violation No.	Public Water S	Supply				Percent Interest	Years of Depreciation
Violation No.	3					F 0	
	o .					5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Delayed Costs Equipment		1		0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal Permit Costs				0.00	\$0 #0	n/a	\$0 \$0
Other (as needed)	\$180	10-Dec-2020	22-Aug-2022	0.00 1.70	\$0 \$15	n/a n/a	\$15
other (as needed)	\$100	10-Dec-2020	22-Aug-2022	1.70	\$15	Ti/ a	\$15
Notes for DELAYED costs	are comple when the wat after any r calculated fro	ted prior to provio ter purveyor has in material improven om the date of the	ding continuous reason to believe nents, correction in investigation in	water so that cr ns, or ac nitially d	ervice to new cons ross-connections o Iditions to the priv locumenting the vi	SI program so that outroit of the second sec	sting service zards exist, or on facilities, of compliance.
Avoided Costs	ANNU	ALIZE avoided o	osts before en			one-time avoided	
Disposal				0.00	\$0	\$0 #0	\$0
Personnel Inspection/Reporting/Sampling				0.00	\$0 \$0	\$0 \$0	<u>\$0</u> \$0
Supplies/Equipment				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Financial Assurance				0.00	\$0	\$0 \$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs		4100			TOTAL		415
Approx. Cost of Compliance		\$180			TOTAL		\$15

Sci	reening Date	24-Jan-2022		Dock	et No. 2022-0122-PWS-E		PCW
	Respondent	City of Asperm	nont (PCW No.	1 of 2)		Policy Revision 5 (Ja	anuary 28, 2021)
	Case ID No.	61830				PCW Revision Fo	ebruary 11, 2021
Reg. Ent. R	eference No.	RN101403764					
	Media	Public Water S	Supply				
Enf.	Coordinator	Epifanio Villarr	<u>e</u> al				
Vie	olation Number	4					
	Rule Cite(s)		30 T	ex Admin Code	§ 290.44(h)(4)		
			30 1	oxi / tariiiii Coac	3 2 3 6 1 1 (1.)(1)		
			•		nblies ("BPAs") tested upon ins		
					SPA tester and certified that the		
Violat	ion Description		•	•	BPAs at the following locations een, Stonewall Memorial Hospit		
					Burger Barn, Moore Quality Car	The state of the s	
			•	•	tore, and Hickman's Restauran		
					Raco	Penalty	¢5 000
					base	renally	\$5,000
>> Environm	nental, Prope	rty and Hun	nan Health	Matrix			
	·	-	Harm				
0.5	Release		Moderate	Minor			
OR	Actual						
	Potential	X			Percent 15.0%		
.							
>>Programn	Falsification	Major	Moderate	Minor			
	FaiSilication	Major	Moderate	MILIOI	Percent 0.0%		
					Percent 0.0%		
	Failure to to	ot DDAs on on	anual basis w	auld not oncure	the device is encueting properly	, which	
Matrix					the device is operating properly o the water mains which could		
Notes				_	ald exceed levels protective of h	· ·	
Notes	persons ser	ved by the racii	ncy to contain	health.	and exceed levels protective or i	Tarriarr	
				. rodrem			
					A divetus out	\$4,250	
					Adiustment	JT, ZJU	
					Adjustment	φ τ ,230	
					Adjustment	ψ4,230	\$750
Wielstien Fre					Adjustment	¥ 1 ,230	\$750
Violation Eve	ents				Adjustment	ψ 1 ,230	\$750
Violation Eve		Violation Events	2				\$750
Violation Eve		Violation Events	2		Adjustment 46 Number of violation de		\$750
Violation Eve			2				\$750
Violation Eve		Violation Events daily weekly	2				\$750
Violation Eve		daily	2 X				\$750
Violation Eve		daily weekly				ays	\$750 \$1,500
Violation Eve		daily weekly monthly			Number of violation d	ays	·
Violation Eve		daily weekly monthly quarterly			Number of violation d	ays	·
Violation Eve		daily weekly monthly quarterly semiannual			Number of violation d	ays	·
Violation Eve		daily weekly monthly quarterly semiannual annual			Number of violation d	ays	·
Violation Eve	Number of \	daily weekly monthly quarterly semiannual annual single event	X	alculated from th	Number of violation d	ays Penalty	·
Violation Eve	Number of \	daily weekly monthly quarterly semiannual annual single event	x		Number of violation de Violation de Violation Base	ays Penalty	·
Violation Eve	Number of \	daily weekly monthly quarterly semiannual annual single event	x		Number of violation do Violation Base The date of the investigation, De	ays Penalty	·
	Number of N	daily weekly monthly quarterly semiannual annual single event	x x commended, can 21, to the date	of screening, Ja	Violation Base ne date of the investigation, De Inuary 24, 2022.	ays Penalty cember	·
Violation Eve	Number of N	daily weekly monthly quarterly semiannual annual single event	x x commended, call, to the date	of screening, Ja	Violation Base de date of the investigation, De Inuary 24, 2022.	ays Penalty	\$1,500
	Number of N	daily weekly monthly quarterly semiannual annual single event	x commended, ca 21, to the date 10.0% Before NOE/NOV	of screening, Ja	Violation Base de date of the investigation, De Inuary 24, 2022.	ays Penalty cember	\$1,500
	Number of N	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202	x commended, ca 21, to the date 10.0% Before NOE/NOV	of screening, Ja	Violation Base de date of the investigation, De Inuary 24, 2022.	ays Penalty cember	\$1,500
	Number of N	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202	x commended, ca 21, to the date 10.0% Before NOE/NOV	of screening, Ja	Violation Base de date of the investigation, De Inuary 24, 2022.	ays Penalty cember	\$1,500
	Number of N	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202	x commended, ca 21, to the date 10.0% Before NOE/NOV	of screening, Ja	Violation Base de date of the investigation, De Inuary 24, 2022.	ays Penalty cember	\$1,500
	Number of N	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202 ply Extraordinary Ordinary N/A	x commended, ca 21, to the date 10.0% Before NOE/NOV	of screening, Ja NOE/NOV to EDPR X	Violation Base De date of the investigation, De Inuary 24, 2022. Rep/Settlement Offer	ays Penalty cember	\$1,500
	Number of N	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202	x commended, ca 21, to the date 10.0% Before NOE/NOV	of screening, Ja NOE/NOV to EDPR X	Violation Base de date of the investigation, De Inuary 24, 2022.	ays Penalty cember	\$1,500
	Number of N	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202 ply Extraordinary Ordinary N/A	x commended, ca 21, to the date 10.0% Before NOE/NOV	of screening, Ja NOE/NOV to EDPR X	Violation Base De date of the investigation, De Inuary 24, 2022. Rep/Settlement Offer	ays Penalty cember	\$1,500
	Number of N	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202 ply Extraordinary Ordinary N/A	x commended, ca 21, to the date 10.0% Before NOE/NOV	of screening, Ja NOE/NOV to EDPR X	Violation Base De date of the investigation, De Inuary 24, 2022. Rep/Settlement Offer	ays Penalty cember eduction	\$1,500
Good Faith E	Two monthly fforts to Com	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202 ply Extraordinary Ordinary N/A Notes	x commended, ca 21, to the date 10.0% Before NOE/NOV The Respon	of screening, Ja NOE/NOV to EDPR X	Violation Base The date of the investigation, Delanuary 24, 2022. Proposition Proposition on May 9, 2022. Violation S	Penalty cember eduction	\$1,500 \$150
	Two monthly fforts to Com	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202 ply Extraordinary Ordinary N/A Notes	x commended, ca 21, to the date 10.0% Before NOE/NOV The Respon	NOE/NOV to EDPR	Violation Base De date of the investigation, De Inuary 24, 2022. Rep/Settlement Offer Compliance on May 9, 2022.	Penalty cember eduction	\$1,500 \$150
Good Faith E	Two monthly fforts to Com nefit (EB) for	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202 ply Extraordinary Ordinary N/A Notes	x commended, ca 21, to the date 10.0% Before NOE/NOV The Respon	NOE/NOV to EDPR	Violation Base The date of the investigation, Delanuary 24, 2022. Proposition Proposition on May 9, 2022. Violation S	Penalty cember eduction Fest	\$1,500 \$150 \$1,350
Good Faith E	Two monthly fforts to Com nefit (EB) for	daily weekly monthly quarterly semiannual annual single event events are rec 9, 202 ply Extraordinary Ordinary N/A Notes	x commended, ca 21, to the date 10.0% Before NOE/NOV The Respon	of screening, January NOE/NOV to EDPR x dent achieved comparing the street of the st	Violation Base The date of the investigation, Designary 24, 2022. P/Settlement Offer Compliance on May 9, 2022. Violation S Statutory Limit	Penalty cember eduction Fest ty Total	\$1,500 \$150

	E	conomic	Benefit	Wor	ksheet		
Respondent	City of Asperm	nont (PCW No. 1 o	f 2)				
Case ID No.		•	•				
Reg. Ent. Reference No.							
	Public Water S						Years of
Violation No.		, арр. у				Percent Interest	Depreciation
Violation No.	•					5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Itom Doscription	Item Cost	Date Required	i iliai Date	113	Interest Saveu	Costs Saveu	LD Alliount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs	\$248	10-Dec-2020	9-May-2022	0.00 1.41	\$0 \$17	n/a n/a	\$0 \$17
Other (as needed)	\$240	<u>ji 10 Dec 2020 ji</u>	7 May 2022	<u>, 1.71</u>	Ψ1 /	11/ a	Ψ17
Notes for DELAYED costs						(\$31 x eight location on to the date of con	
Avoided Costs	ANNU	ALIZE avoided c	osts before en	tering	item (except for	one-time avoided	costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0 #0	\$0 \$0	\$0 \$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED as to							
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$248			TOTAL		\$17
P. P	J	4 = 10				l	Ψ

		ening Date				ocket No. 2022-0	122-PW3-L		PCW
	R	Respondent	City of Aspern	nont (PCW No.	1 of 2)			Policy F	Revision 5 (January 28, 2021)
		Case ID No.	61830					PCV	W Revision February 11, 2021
Reg.	Ent. Ref	erence No.	RN101403764						
		Media	Public Water S	Supply					
	Enf. C	Coordinator	Epifanio Villar	<u>re</u> al					
	Viola	ation Number	5						
		Rule Cite(s)		30 Tav	Admin Cod	le § 290.110(c)(4)(~)		
				30 Tex	Admin. Coc	ie g 250.110(c)(+)(t	-)		
						ual at representative		_	
	Violatio	n Description				day. Specifically, to six days out of each			
			monitoring v	was being con		oint.	ii iiioiitii at	the entry	
					P.	Sirie.			
							Bas	e Penalty	\$5,000
> F		ntal Dyana			Matrix				
>> Env	vironme	ntal, Prope	rty and Hur	nan Heaith Harm	Matrix				
		Release	Major	Moderate	Minor				
OR		Actual	, <u>,</u>			1			
		Potential		Х		Percer	nt 5.0%		
								•	
>>Pro	gramma	tic Matrix							
		Falsification	Major	Moderate	Minor				
						Percer	o.0%		
									1
	Matrix				•	tative locations thro	_		
	Notes	'	•		•	ved by the Facility t	-	nt amount	
	140003	of	contaminants v	which would no	ot exceed lev	els protective of hu	man health.		
							_		
						Adjustme	nt	\$4,750	
						Adjustme	nt	\$4,750	\$250
						Adjustme	nt	\$4,750	\$250
Violatio	on Even	ts				Adjustme	nt	\$4,750	\$250
Violatio	on Even	ts				Adjustme	nt	\$4,750 [\$250
Violatio	on Even		/iolation Events	5 1			nt r of violatior	[\$250
Violatio	on Even		/iolation Events	S 1				[\$250
Violatio	on Even		daily	5 1				[\$250
Violatio	on Even		daily weekly	S 1				[\$250
Violatio	on Even		daily weekly monthly	5 1		46 Numbe	r of violatior	ı days	·
Violatio	on Even		daily weekly monthly quarterly	5 1 X		46 Numbe		ı days	·
Violatio	on Even		daily weekly monthly quarterly semiannual			46 Numbe	r of violatior	ı days	·
Violatio	on Even		daily weekly monthly quarterly semiannual annual	X		46 Numbe	r of violatior	ı days	·
Violatio	on Even		daily weekly monthly quarterly semiannual	X		46 Numbe	r of violatior	ı days	·
Violatio	on Even		daily weekly monthly quarterly semiannual annual	X		46 Numbe	r of violatior	ı days	·
Violatio	on Even	Number of \	daily weekly monthly quarterly semiannual annual single event	X	culated from	46 Numbe	r of violatior	days Se Penalty	·
Violatio	on Even	Number of \	daily weekly monthly quarterly semiannual annual single event	x x mmended, calc		46 Numbe	r of violatior	days Se Penalty	·
Violatio	on Even	Number of \	daily weekly monthly quarterly semiannual annual single event	x x mmended, calc		46 Numbe	r of violatior	days Se Penalty	·
		Number of N	daily weekly monthly quarterly semiannual annual single event	x x mmended, calc	of screening,	46 Numbe	r of violatior	days Se Penalty	·
		Number of \	daily weekly monthly quarterly semiannual annual single event	mmended, calc	of screening,	46 Numbe	r of violatior	ecember 9,	\$250
		Number of N	daily weekly monthly quarterly semiannual annual single event	x mmended, calc I, to the date of 10.0% Before NOE/NOV	of screening,	46 Number	r of violatior	ecember 9,	\$250
		Number of N	daily weekly monthly quarterly semiannual annual single event	x mmended, calc I, to the date of 10.0% Before NOE/NOV	of screening,	46 Number	r of violatior	ecember 9,	\$250
		Number of N	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary	x mmended, calc L, to the date of 10.0% Before NOE/NOV	of screening,	the date of the inversal January 24, 2022.	r of violatior	ecember 9,	\$250
		Number of N	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary	x mmended, calc L, to the date of 10.0% Before NOE/NOV	of screening,	the date of the inversal January 24, 2022.	r of violatior	ecember 9,	\$250
		Number of N	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary	x mmended, calc L, to the date of 10.0% Before NOE/NOV	NOE/NOV to E	the date of the inversal January 24, 2022.	r of violation	ecember 9,	\$250
		Number of N	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary	x mmended, calc L, to the date of 10.0% Before NOE/NOV	NOE/NOV to E	the date of the inversariant January 24, 2022.	r of violation	ecember 9,	\$250
		Number of N	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary	x mmended, calc L, to the date of 10.0% Before NOE/NOV	NOE/NOV to E	the date of the inversariant January 24, 2022.	r of violation	ecember 9,	\$250
		Number of N	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary	x mmended, calc L, to the date of 10.0% Before NOE/NOV	NOE/NOV to E	the date of the inversariant January 24, 2022.	r of violation iolation Bases stigation, De	ecember 9,	\$250
Good F	aith Eff	One quarterly	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary N/A	mmended, calcondate of the control o	NOE/NOV to E	the date of the inverse January 24, 2022. DPRP/Settlement Offer	r of violation iolation Bas stigation, De il 12, 2022.	cember 9, Reduction	\$250
Good F	aith Eff	One quarterly orts to Com	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary N/A Notes	x mmended, calco L, to the date of 10.0% Before NOE/NOV The Respond The Respond	NOE/NOV to E	the date of the inversal January 24, 2022. DPRP/Settlement Offer Compliance on Aprel Statu	r of violation iolation Bas stigation, De Violation tory Limi	cember 9, Reduction Subtotal	\$250
Good F	aith Eff	One quarterly orts to Com	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary N/A	x mmended, calco L, to the date of 10.0% Before NOE/NOV The Respond The Respond	NOE/NOV to E	the date of the inversal January 24, 2022. DPRP/Settlement Offer Compliance on Aprel Statu	r of violation iolation Bas stigation, De il 12, 2022.	cember 9, Reduction Subtotal	\$250
Good F	aith Eff	One quarterly orts to Com	daily weekly monthly quarterly semiannual annual single event event is recor 2021 ply Extraordinary Ordinary N/A Notes	x mmended, calc t, to the date of 10.0% Before NOE/NOV The Respond ion	NOE/NOV to E	the date of the inversal January 24, 2022. DPRP/Settlement Offer Compliance on Aprel Statu	r of violation iolation Base stigation, Des violation tory Limiton Final Pen	cember 9, Reduction Subtotal Test	\$250 \$25 \$225

	E	conomic	Renefit	Wor	rksneet		
Respondent	City of Asperm	nont (PCW No. 1 c	of 2)				
Case ID No.		`	,				
Reg. Ent. Reference No.							
							Years of
	Public Water S	suppry				Percent Interest	
Violation No.	5						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Other (as needed)				0.00	\$0 \$0	\$0 \$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10	10-Dec-2020	12-Apr-2022	1.34	\$1	n/a	\$1
	The delayer	d cost includes the	e estimated am	ount to r	monitor the disinfe	ectant residual at re	nresentative
Notes for DELAYED costs	,					alculated from the	•
Notes for DELATED Costs	1000010113	•	•		violation to the day		adde of the
			inclarity documen	iting the	violation to the di	ate or compliance.	
Avoided Costs	ANNU	ALIZE avoided c	osts before er	tering	item (except for	one-time avoided	costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$10			TOTAL		\$1
•							

	Screening Date	24-Jan-2022	Docket No. 2022-0122-PWS-E	PCW
	Respondent	City of Aspermont (PCW No.	. 1 of 2)	Policy Revision 5 (January 28, 2021)
	Case ID No.	61830		PCW Revision February 11, 2021
Reg.	Ent. Reference No.	RN101403764		
	Media	Public Water Supply		
	Enf. Coordinator	Epifanio Villarreal		
	Violation Number	6		
	Rule Cite(s)	30 Te	ex. Admin. Code § 290.110(c)(5)	
			3 (-),(-)	
			nloramine effectiveness sampling to ensure that	
	Violation Description	monochloramine is the p	prevailing chloramine species and that nitrificati	on is
			controlled.	
			Base	Penalty \$5,000
>> Env	vironmental. Prope	erty and Human Health	Matrix	
,		Harm		
	Release		Minor	
OR	Actua		-	
	Potentia	1	X Percent 3.0%	
>> Dro	grammatic Matrix			
>>P10	grammatic Matrix Falsification	Major Moderate	Minor	
	Taisincation	Major	Percent 0.0%	
		<u> </u>	0.070	
	Failure to con	adust chloramino offostivonos	ss sampling could lead to nitrification in the dist	ribution
			served by the Facility to an insignificant amoun	
			t exceed levels protective of human health.	
			Adjustment	\$4,850
				\$150
Violati	on Events			
Violati	OII EVEIRS			
	Number of	Violation Events 1	46 Number of violation d	avs
			10 10 10 10 10 10 10 10 10 10 10 10 10 1	
		daily	1	
		weekly		
		monthly		
		quarterly	Violation Base	Penalty \$150
		semiannual		
		annual		
		single event x		
		One single	quant is recommended	
		One single	event is recommended.	
Good F	Faith Efforts to Com			eduction \$0
Good F	Faith Efforts to Con	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	eduction \$0
Good F	Faith Efforts to Com			eduction \$0
Good F	Faith Efforts to Com	Before NOE/NOV		eduction \$0
Good F	Faith Efforts to Com	Before NOE/NOV Extraordinary		eduction \$0
Good F	Faith Efforts to Com	Before NOE/NOV Extraordinary Ordinary N/A x	NOE/NOV to EDPRP/Settlement Offer	eduction \$0
Good F	Faith Efforts to Com	Before NOE/NOV Extraordinary Ordinary N/A x		eduction \$0
Good F	Faith Efforts to Com	Before NOE/NOV Extraordinary Ordinary N/A x	NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for	eduction \$0
Good F	Faith Efforts to Com	Before NOE/NOV Extraordinary Ordinary N/A x	NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation.	
		Before NOE/NOV Extraordinary Ordinary N/A x Notes The Respond	NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation. Violation S	Subtotal \$150
	Faith Efforts to Com	Before NOE/NOV Extraordinary Ordinary N/A x Notes The Respond	NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation.	Subtotal \$150
	mic Benefit (EB) fo	Before NOE/NOV Extraordinary Ordinary N/A x Notes The Respond	NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation. Violation S	Subtotal \$150
	mic Benefit (EB) fo	Before NOE/NOV Extraordinary Ordinary N/A x Notes The Respondent This violation The Respondent	NOE/NOV to EDPRP/Settlement Offer dent does not meet the good faith criteria for this violation. Violation S Statutory Limit	Subtotal \$150 Fest ty Total \$150

		conomic	Benefit	Wor	ksheet		
Respondent Case ID No. Reg. Ent. Reference No.	City of Asperm 61830	ont (PCW No. 1 o					
	Public Water S					Percent Interest	Years of Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
 Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$100	10-Dec-2020	1-Dec-2023	2.98	\$15	n/a	\$15
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
		11					
Other (as needed)	The delayed co	ost includes the e	stimated amour	0.00	\$0	n/a	\$0
Notes for DELAYED costs	monochlorami date of t	ne is the prevailir he investigation i	ng chloramine sp nitially documen	nt to col pecies a pecies the	lect chloramine effind that nitrification to the e	fectiveness samples n is controlled, calc estimated date of co	\$0 to ensure that ulated from the mpliance.
Notes for DELAYED costs Avoided Costs	monochlorami date of t	ne is the prevailir he investigation i	ng chloramine sp nitially documen	nt to col pecies a pecies a pecies tering	lect chloramine effind that nitrification violation to the elitem (except for	fectiveness samples n is controlled, calco estimated date of co one-time avoided	\$0 to ensure that ulated from the mpliance.
Notes for DELAYED costs	monochlorami date of t	ne is the prevailir he investigation i	ng chloramine sp nitially documen	t to col pecies a ting the tering	lect chloramine effort that nitrification is violation to the elitem (except for \$0	fectiveness samples n is controlled, calco estimated date of co one-time avoided \$0	to ensure that ulated from the mpliance.
Notes for DELAYED costs Avoided Costs Disposal Personnel	monochlorami date of t	ne is the prevailir he investigation i	ng chloramine sp nitially documen	et to col pecies a ting the tering 0.00 0.00	lect chloramine effort that nitrification is violation to the electric item (except for \$0	fectiveness samples n is controlled, calco estimated date of co one-time avoided \$0 \$0	to ensure that ulated from the mpliance. I costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	monochlorami date of t	ne is the prevailir he investigation i	ng chloramine sp nitially documen	t to colpecies a ting the tering 0.00 0.00 0.00	lect chloramine efford that nitrification violation to the electric state of the electri	fectiveness samples n is controlled, calculations estimated date of co one-time avoided \$0 \$0 \$0 \$0	to ensure that ulated from the mpliance. I costs) \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	monochlorami date of t	ne is the prevailir he investigation i	ng chloramine sp nitially documen	et to col pecies a ting the tering 0.00 0.00	lect chloramine effort that nitrification is violation to the electric item (except for \$0	fectiveness samples n is controlled, calco estimated date of co one-time avoided \$0 \$0	to ensure that ulated from the mpliance. I costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	monochlorami date of t	ne is the prevailir he investigation i	ng chloramine sp nitially documen	t to coloecies a ting the tering 0.00 0.00 0.00 0.00	lect chloramine effort that nitrification is violation to the electric item (except for \$0 \$0 \$0 \$0 \$0 \$0	fectiveness samples n is controlled, calcustimated date of co one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	to ensure that ulated from the mpliance. I costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	monochlorami date of t	ne is the prevailir he investigation in ALIZE avoided c	ng chloramine sp nitially documen osts before en	t to coloecies a ting the coloecies a ting the coloecies a coloeci	lect chloramine effort that nitrification with the extent of the extent for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	fectiveness samples n is controlled, calco stimated date of co one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0	to ensure that ulated from the mpliance. I costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$
Avoided Costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	monochlorami date of t ANNU \$100 The avoided comonochlorami	ne is the prevailir he investigation in ALIZE avoided control in a con	ng chloramine sp nitially documen osts before en 24-Jan-2022 stimated amour ng chloramine sp	t to colopecies a ching the tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00 0.	lect chloramine efford that nitrification is violation to the except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	fectiveness samples n is controlled, calco stimated date of co one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$100	\$0 to ensure that ulated from the mpliance. costs \$0 \$0 \$0 \$0 \$0 \$106 \$0 to ensure that ulated from the

	Screening Date	24-Jan-2022	Docket No. 2022-0122-PWS-E	PCW
	Respondent	City of Aspermont (PCW No	o. 1 of 2)	Policy Revision 5 (January 28, 2021)
	Case ID No.	61830		PCW Revision February 11, 2021
Reg. I	Ent. Reference No.	RN101403764		
	Media	Public Water Supply		
	Enf. Coordinator			
	Violation Number	. 7		
	Rule Cite(s)	30 -	Tex. Admin. Code § 290.46(s)(1)	
			3 ==(-)(-)	
	Violation Description	Failed to calibrate the Fac	cility's four well meters at least once every three	years.
			Base	Penalty \$5,000
>> Env	vironmental, Prope	rty and Human Healtl	h Matrix	
		Harm		
0.0	Release		Minor	
OR	Actual		• • • • • • • • • • • • • • • • • • • •	
	Potential	X	Percent 5.0%	
>>Proc	grammatic Matrix			
/////	Falsification	Major Moderate	Minor	
			Percent 0.0%	
		1		
	Failure to cali	ibrate the Facility's well met	ers could result in inaccurate or unavailable wate	er usage
	Matrix and product		ns served by the Facility being exposed to a sign	
			uld not exceed levels protective of human health	
			Adjustment	\$4,750
			<u> </u>	
				\$250
Violatio	on Events			
	Number of \	Violation Events 4	46 Number of violation da	ays
		daily		
		weekly		
		monthly	Violation Base	Danales
		quarterlysemiannual	Violation Base	Penalty \$1,000
		annual		
		single event x		
	<u></u>		=	
		Four single events are re	ecommended, one for each well meter.	
Good F	aith Efforts to Com	10.0%	De	eduction \$100
			/ NOE/NOV to EDPRP/Settlement Offer	\$100
		Extraordinary		
		Ordinary	X	
		N/A		
		Notes The Respor	dent achieved compliance on April 25, 2022.	
			Violation S	ubtotal \$900
E00	nie Dewelit (FD) (u bhia violation		
conon	nic Benefit (EB) for	this violation	Statutory Limit T	est
	Estimat	ed EB Amount	\$9 Violation Final Penalt	ty Total \$900
		This!	plation Final Assessed Bonalty (adjusted for	limits
		i nis vid	olation Final Assessed Penalty (adjusted for	s900 s900 s

Economic Benefit Worksheet									
		nont (PCW No. 1 o	f 2)						
Case ID No.	61830								
Reg. Ent. Reference No.	RN101403764								
Media	Public Water 9	Supply				D	Years of		
Violation No.		,				Percent Interest	Depreciation		
						5.0	15		
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount		
Item Description		•							
Delayed Costs									
Equipment				0.00	\$0	\$0	\$0		
Buildings				0.00	\$0	\$0	\$0		
Other (as needed)				0.00	\$0	\$0	\$0		
Engineering/Construction				0.00	\$0	\$0	\$0		
Land				0.00	\$0	n/a	\$0		
Record Keeping System				0.00	\$0	n/a	\$0		
Training/Sampling				0.00	\$0	n/a	\$0		
Remediation/Disposal Permit Costs				0.00	\$0	n/a	\$0		
Other (as needed)	\$124	10-Dec-2020	25-Apr-2022	0.00 1.37	\$0 \$9	n/a n/a	\$0 \$9		
Notes for DELAYED costs	well meter	x four well meters	s), calculated fr violation to	om the the dat	date of the investi e of compliance.	ne Facility's well me gation initially docu	menting the		
Avoided Costs	ANNU	ALIZE avoided c	osts before en		item (except for	one-time avoided	costs)		
Disposal				0.00	\$0	\$0	\$0		
Personnel				0.00	\$0	\$0	\$0		
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0		
Supplies/Equipment				0.00	\$0	\$0	\$0		
Financial Assurance				0.00	\$0	\$0	\$0		
ONE-TIME avoided costs				0.00	\$0	\$0	\$0		
Other (as needed) Notes for AVOIDED costs		JI II		0.00	\$0	\$0	\$0		
Approx. Cost of Compliance		\$124			TOTAL		\$9		

	Scre	ening Date	24-Jan-2022	Docket No. 2022-0122-PWS-E	PCW
	R	espondent	City of Aspermont (PCW N	o. 1 of 2)	Policy Revision 5 (January 28, 2021)
		Case ID No.	61830		PCW Revision February 11, 2021
Reg.	Ent. Ref	erence No.	RN101403764		
		Media	Public Water Supply		
			Epifanio Villarreal		
	Viola	ation Number	8		
		Rule Cite(s)	30 Te	x. Admin. Code § 290.46(s)(2)(C)(i)	
				,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
			Failed to verify the accur	acy of the manual disinfectant residual analyzer at	loast
	Violatio	n Description		using chlorine solutions of known concentrations.	least
			0		
				Base Pe	enalty \$5,000
>> Fn	vironme	ntal. Prone	rty and Human Healt	h Matrix	
			Harm		
		Release	Major Moderate	Minor	
OR		Actual			
		Potential	Х	Percent 5.0%	
>>Pro	gramma	tic Matrix	Major	Minor	
		Falsification	Major Moderate		
				Percent 0.0%	
	Matrix		•	ual disinfectant residual analyzer could result in the	
	Notes			and potentially expose persons served by the Fac	· ·
	110100	a significant a	amount of contaminants wh	ich would not exceed levels protective of human h	ealth.
				Adjustment	4,750
					10-0
					\$250
Violati	on Even	te			
Violati	OII EVEII				
		Number of \	/iolation Events 1	46 Number of violation day	s
			daily		
			weekly		
			monthly		
			quarterly	Violation Base Pe	enalty \$250
			semiannual		
			annual		
			single event x		
			One sina	e event is recommended.	
			3		
Good F	aith Eff	orts to Com			uction \$0
				V NOE/NOV to EDPRP/Settlement Offer	
			Extraordinary		
			Ordinary		
			N/A x		
			The Respo	ndent does not meet the good faith criteria for	
			Notes	this violation.	
I					
				Violation Su	etotal ¢250
				Violation Su	ototal \$250
Econoi	mic Bene	efit (EB) for	this violation	Violation Su Statutory Limit Te	
Econoi	mic Bene	()		Statutory Limit Te	st
Econoi	mic Bene	()	this violation		st
Econoi	mic Bene	()	ed EB Amount	Statutory Limit Te	st Total \$250

	E	conomic	Benefit	Wor	ksheet		
Respondent	City of Asperm	nont (PCW No. 1 c	of 2)				
Case ID No.			-,				
Reg. Ent. Reference No.							V
	Public Water S	supply				Percent Interest	Years of
Violation No.	8						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
rem Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0 \$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$5	10-Dec-2020	16-May-2023	2.43	\$1	n/a	\$1
Notes for DELAYED costs	residual analy from the	yzer at least once e date of the inve	every 90 days stigation initiall	using ch y docum	lorine solutions of enting the violatio	ccuracy of the manu known concentration on to the date of con	ons, calculated opliance.
Avoided Costs	ANNU	ALIZE avoided c	osts before er	tering	item (except for	one-time avoided	costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$5			TOTAL		\$1

	Scre	ening Date	24-Jan-2022	Docket No. 2022-0122-PWS-E	PCW
	R	espondent	City of Aspermont (PCW No	. 1 of 2)	Policy Revision 5 (January 28, 2021)
	C	ase ID No.	61830		PCW Revision February 11, 2021
Reg.	Ent. Ref	erence No.	RN101403764		
		Media	Public Water Supply		
	Enf. C	oordinator	Epifanio Villarreal		
	Viola	ition Number			
		Rule Cite(s)	30 Te	x. Admin. Code § 290.46(s)(2)(D)	
			30.10	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
	Violatio	n Description	-	y of the analyzer used to determine the effective nination at least once every 90 days.	eness of
					Penalty \$5,000
>> Env	vironme	ntal, Prope	rty and Human Health	n Matrix	
		D 11	Harm Madayata	Minar	
OR		Release		Minor	
UK		Actual Potential		Percent 5.0%	
		Fotelitidi	X	Feicent 5.0%	
>>Pro	gramma	tic Matrix			
77110	gramma	Falsification	Major Moderate	Minor	
				Percent 0.0%	
			1		
		Failure	to verify the accuracy of the	e analyzer used to determine the effectiveness of	of
	Matrix			ection of ineffective chloramination and could ex	
	Notes	persons serv		icant amount of contaminants which would not	exceed
			levels prot	tective of human health.	
				Adjustment	\$4,750
					\$250
					\$230
Violati	on Event	ts			
		Number of V	/iolation Events 1	46 Number of violation d	ays
			daily		
			weekly		
			monthly	Waladay Baa	B 10
			quarterly	Violation Base	Penalty \$250
			semiannual annual	_	
				-	
			single event X	<u> </u>	
			One single	event is recommended.	
Good F	aith Effo	orts to Com			eduction \$0
				NOE/NOV to EDPRP/Settlement Offer	
			Extraordinary		
			Ordinary		
			N/A x	<u> </u>	
			The Respond	dent does not meet the good faith criteria for	
			Notes	this violation.	
				V!=1=1: C	Subtotal
				Violation S	
Econor	nic Bene	efit (EB) for	this violation	Statutory Limit	Test .
		Estimate	ed EB Amount	\$1 Violation Final Penal	ty Total \$250
1					
			This of	olation Final Assessed Penalty (adjusted for	'limits) \$250

	E	conomic	Benefit	Wor	'ksheet		
Respondent	City of Asperm	nont (PCW No. 1 c	of 2)				
Case ID No.		(·· _,				
Reg. Ent. Reference No.							V
	Public Water S	ouppiy				Percent Interest	Years of
Violation No.	9						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Item Description							
5. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.							
Delayed Costs		1					1.0
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction Land				0.00	\$0 \$0	\$0 n/a	\$0 \$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0 \$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0 \$0	n/a	\$0
Other (as needed)	\$5	10-Dec-2020	16-May-2023		\$1	n/a	\$1
,			•				
						accuracy of the ana	
Notes for DELAYED costs	determine the					s, calculated from t	the date of the
		investigation ir	nitially document	ing the	violation to the da	ate of compliance.	
A!-	ABIBILL	ALTZE avaided a	acta bafava an	to wins or	itam (avaant fau		costs)
Avoided Costs	ANNU	ALIZE avoided C	osts before en			one-time avoided	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0 #0	\$0
Inspection/Reporting/Sampling				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Supplies/Equipment Financial Assurance				0.00	\$0 \$0	\$0 \$0	\$0 \$0
ONE-TIME avoided costs				0.00	\$0	\$0 \$0	\$0 \$0
Other (as needed)				0.00	\$0	\$0 \$0	\$0
ouner (as necaea)		JLI		0.00	μ ψυ	40 1	Ψ0
Notes for AVOIDED costs							
ı							
Approx. Cost of Compliance		\$5			TOTAL		\$1
		<u> </u>					

		ening Date				cket No. 2022-0122-F	WS-E	PCW
	R	espondent	City of Aspermo	nt (PCW No.	1 of 2)		Policy R	Revision 5 (January 28, 2021)
	C	ase ID No.	61830				PCV	V Revision February 11, 2021
Reg.	Ent. Ref	erence No.	RN101403764					
			Public Water Su	nnly				
	Fnf C		Epifanio Villarre	,				
		tion Number		ai				
	Viola							
		Rule Cite(s)		30 7	Tex. Admin. C	ode § 290.43(e)		
			Failed to ensu	re that all po	otable water st	orage tanks and pressu	re maintenance	
				•		ing that is designed to p		
	Violatio	n Description				t fence with lockable ga		
				•		not kept locked and no		
				•	_	pump building.	interpretation in the second	
						Family 2 amount 9		
							Base Penalty	\$5,000
>> En	vironme	ntal, Prope	rty and Huma	an Health	Matrix			
		-	_	Harm				
		Release	Major	Moderate	Minor			
OR		Actual						
		Potential		Х		Percent	5.0%	
							5.15	
>> Dro	aramma	tic Matrix						
	gramma	Falsification	Major	Moderate	Minor			
		Taisincacion	Major	Moderate	MITIOI	Percent	0.00/	
						Percent	0.0%	
	Matrix	Failure to l	havo a lock on th	ao numa stati	ion could over	see persons sorred by th	o Encility to a	
	Matrix				•	ose persons served by the	· · · · · · · · · · · · · · · · · · ·	
	Notes	significant a	mount of contam	linants which	i would not ex	ceed levels protective o	r numan neaith.	
						A divistment	¢4.7E0	
						Adjustment	\$4,750	
								#2F0
								\$250
\/:-I-L:		. _						
Violati	on Event	ts						
					i (=			
		Number of \	/iolation Events	1		46 Number of v	iolation days	
			_					
			daily					
			weekly					
			monthly					
			quarterly	V		Violati	on Base Penalty	\$250
			· · · · · · · · · · · · · · · · · · ·	X		Violatio	on base Penaity	\$230
			semiannual					
			annual					
			single event					
					<u> </u>			
		One quarterly				e date of the investigat	on, December 9,	
			2021,	to the date o	of screening, J	anuary 24, 2022.		
Good	iaith Eff	orte to Com	nlv F	10.0%			Dodyski sa	\$25
good r	aitii ETT	orts to Com				DDD/Cottlement Offer	Reduction	\$25
				efore NOE/NOV	NOE/NOV TO EDI	PRP/Settlement Offer		
			Extraordinary					
			Ordinary		X			
			N/A					
			14,7,4		,,			
			8. .	The Respo	ndent achieve	ed compliance on March	21,	
			Notes			022.		
			L					
			<u>-</u>					
						Vi	olation Subtotal	\$225
Econoi	mic Bene	efit (EB) for	this violatio	n		Statutory	Limit Test	
Econoi	mic Bene	· · ·		n		-		
Econoi	mic Bene	· · ·	this violatio	n	\$10	-	Limit Test al Penalty Total	\$225
Econoi	mic Bene	· · ·				Violation Fin	al Penalty Total	
Econoi	mic Bene	· · ·				-	al Penalty Total	

	E	conomic	Benefit	Wor	rksheet					
Respondent	City of Asperm	nont (PCW No. 1 o	of 2)							
Case ID No.			,							
Reg. Ent. Reference No.										
	Public Water S						Years of			
		ouppry				Percent Interest	Depreciation			
Violation No.	10									
						5.0	15			
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount			
Item Description										
Delayed Costs				_						
Equipment				0.00	\$0	\$0	\$0			
Buildings				0.00	\$0	\$0	\$0			
Other (as needed)				0.00	\$0	\$0	\$0			
Engineering/Construction				0.00	\$0	\$0	\$0			
Land				0.00	\$0	n/a	\$0			
Record Keeping System				0.00	\$0	n/a	\$0			
Training/Sampling				0.00	\$0	n/a	\$0			
Remediation/Disposal Permit Costs				0.00	\$0	n/a	<u>\$0</u> \$0			
Other (as needed)	\$150	10-Dec-2020	21-Mar-2022	0.00 1.28	\$0 \$10	n/a n/a	\$10			
Notes for DELAYED costs	The delayed o	ost includes the e e of the investiga	estimated amou tion initially dod	nt to pro cumentir	ovide locks for the ng the violation to	pump station, calcu the date of complia	llated from the nce.			
Avoided Costs	ANNU	ALIZE avoided c	<u>osts before er</u>		item (except for	one-time avoided				
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 ONE-TIME avoided costs				0.00	\$0 \$0	\$0 \$0	\$0 \$0			
Other (as needed)				0.00	\$0 \$0	\$0 \$0	\$0			
Other (as needed)				0.00	<u> </u>	ΦU	\$0			
Notes for AVOIDED costs										
Approx. Cost of Compliance		\$150			TOTAL		\$10			

	Screening Date	24-Jan-2022	Docket No. 2022-0122-PWS-E	PCW
	Respondent	City of Aspermont (PCV	V No. 1 of 2)	licy Revision 5 (January 28, 2021)
	Case ID No.	61830		PCW Revision February 11, 2021
Reg.	Ent. Reference No.			
		Public Water Supply		
	Enf. Coordinator			
	Violation Number			
	Rule Cite(s)		30 Tex. Admin. Code § 290.46(m)	
		Failed to initiate ma	ntanance and hauselyconing numetices to engue the good	
			ntenance and housekeeping practices to ensure the good and general appearance of the system's facilities and	
		_	y, the barbed wire on the fence at the elevated storage ta	ink
	Violation Description	("EST") was loose and	in need of repair, the screen in the overflow of the EST h	ad
		-	g an obstruction for the flow of water, and the screen in t	<mark>:he</mark>
		overflow at the We	st Aspermont ground storage tank ("GST") needed to be	
			replaced.	
			Base Pena	lty \$5,000
			buse rena	ψ3,000
>> En	vironmental, Prope	rty and Human He	alth Matrix	
		Hari		
OR	Release	Major Moder	ate Minor	
OK	Actual Potential	X	Percent 5.0%	
	roteittai	X	Fercent 5.0%	
>>Pro	grammatic Matrix			
	Falsification	Major Moder	ate Minor	
			Percent 0.0%	
	Matrix Failure to 1	naintain the good worki	ng condition and general appearance of the Facility could	
	Notes expose pers		y to a significant amount of contaminants which would no	ot
	110000	exceed le	vels protective of human health.	
			Adjustment \$4,7	(50)
				\$250
				, = = =
Violati	on Events			
	N	,	No. 1. C. 1. I.	
	Number of N	/iolation Events 2	46 Number of violation days	
		daily		
		weekly		
		monthly quarterly x	Violation Base Pena	lty \$500
		monthly	Violation Base Pena	lty \$500
		monthly quarterly x	Violation Base Pena	lty \$500
		monthly quarterly x semiannual	Violation Base Pena	lty \$500
		monthly quarterly semiannual annual	Violation Base Pena	Ity
	Two quarterly	monthly quarterly semiannual annual single event	Violation Base Pena ed (one event per location), calculated from the date of t	
		monthly quarterly x semiannual annual single event		
		monthly quarterly x semiannual annual single event	ed (one event per location), calculated from the date of t	
Good F		monthly quarterly semiannual annual single event vevents are recommendestigation, December 9,	ed (one event per location), calculated from the date of t	he
Good F	inve	monthly quarterly semiannual annual single event events are recommend estigation, December 9, apply Before NOE	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022.	he
Good F	inve	monthly quarterly semiannual annual single event estigation, December 9,	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reducti	he
Good F	inve	monthly quarterly semiannual annual single event events are recommend estigation, December 9, apply Before NOE	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reducti	he
Good F	inve	monthly quarterly semiannual annual single event estigation, December 9, apply Extraordinary	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. .0% Reducti /NOV NOE/NOV to EDPRP/Settlement Offer	he
Good F	inve	monthly quarterly semiannual annual single event vevents are recommendestigation, December 9, ply Extraordinary Ordinary N/A The I	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reduction Note Note Note in the date of t 2021, to the date of screening, January 24, 2022. Reduction Note Note in the date of t 2021, to the date of t 2021, to the date of screening, January 24, 2022.	he
Good F	inve	monthly quarterly semiannual annual single event vevents are recommendestigation, December 9, ply Extraordinary Ordinary N/A	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. .0% Reducti /NOV NOE/NOV to EDPRP/Settlement Offer	he
Good F	inve	monthly quarterly semiannual annual single event vevents are recommendestigation, December 9, ply Extraordinary Ordinary N/A The I	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reduction Not Noe/Nov to EDPRP/Settlement Offer X Respondent achieved compliance by March 21,	he
Good F	inve	monthly quarterly semiannual annual single event vevents are recommendestigation, December 9, ply Extraordinary Ordinary N/A The I	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reduction Noe/Nov to EDPRP/Settlement Offer X Respondent achieved compliance by March 21, 2022.	he \$50
Good F	inve	monthly quarterly semiannual annual single event vevents are recommendestigation, December 9, ply Extraordinary Ordinary N/A The I	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reduction Not Noe/Nov to EDPRP/Settlement Offer X Respondent achieved compliance by March 21,	he \$50
	inve	monthly quarterly semiannual annual single event vevents are recommendestigation, December 9, ply Before NOE Extraordinary Ordinary N/A Notes The I	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reduction Noe/Nov to EDPRP/Settlement Offer X Respondent achieved compliance by March 21, 2022.	he \$50
	raith Efforts to Com	monthly quarterly semiannual annual single event vevents are recommend estigation, December 9, ply formula Cordinary Ordinary N/A Notes The I	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reduction NOE/NOV to EDPRP/Settlement Offer Respondent achieved compliance by March 21, 2022. Violation Subtomatical Statutory Limit Test	he \$50
	raith Efforts to Com	monthly quarterly semiannual annual single event vevents are recommendestigation, December 9, ply Before NOE Extraordinary Ordinary N/A Notes The I	ed (one event per location), calculated from the date of t 2021, to the date of screening, January 24, 2022. Reduction Noe Noe/Nov to EDPRP/Settlement Offer x Respondent achieved compliance by March 21, 2022. Violation Subto	he \$50 tal \$450

Economic Benefit Worksheet									
Respondent	City of Asperm	nont (PCW No. 1 o	f 2)						
Case ID No.	61830								
Reg. Ent. Reference No.	RN101403764								
	Public Water S						Years of		
Violation No.						Percent Interest	Depreciation		
						5.0	15		
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount		
Item Description									
reem bescription									
Delayed Costs				_					
Équipment				0.00	\$0	\$0	\$0		
Buildings				0.00	\$0	\$0	\$0		
Other (as needed)	\$750	10-Dec-2020	21-Mar-2022	1.28	\$3	\$64	\$67		
Engineering/Construction				0.00	\$0	\$0	\$0		
Land				0.00	\$0	n/a	\$0		
Record Keeping System				0.00	\$0	n/a	\$0		
Training/Sampling				0.00	\$0	n/a	\$0		
Remediation/Disposal				0.00	\$0	n/a	\$0		
Permit Costs Other (as needed)				0.00	\$0 \$0	n/a n/a	\$0 \$0		
Notes for DELAYED costs	at the EST, t	the screen in the o	overflow of the E	ST, and	air or replace the d the screen in the initally documenti	the loose barbed wi e overflow at the we ng the violation to t	re on the fence st Aspermont		
Avoided Costs	ANNU	ALIZE avoided c	osts before en	tering	item (except for	one-time avoided	costs)		
Disposal				0.00	\$0	\$0	\$0		
Personnel				0.00	\$0	\$0	\$0		
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0		
Supplies/Equipment				0.00	\$0	\$0	\$0		
Financial Assurance				0.00	\$0	\$0	\$0		
ONE-TIME avoided costs				0.00	\$0	\$0	\$0		
Other (as needed)				0.00	\$0	\$0	\$0		
Notes for AVOIDED costs									
Approx. Cost of Compliance		\$750			TOTAL		\$67		

	Scree	ening Date	24-Jan-2022		Docke	t No. 2022-0122-PWS-E		PCW
	R	espondent	City of Aspermon	nt (PCW No.	1 of 2)		Policy Re	evision 5 (January 28, 2021)
	C	ase ID No.	61830				PCW	Revision February 11, 2021
Reg.	Ent. Refe	erence No.	RN101403764					
		Media	Public Water Sup	ply				
	Enf. Co	oordinator	Epifanio Villarrea	ıl				
	Viola	tion Number						
		Rule Cite(s)		30 Te	x. Admin. Code §	§ 290.46(n)(1)		
						accurate and up-to-date det		
	Violation	Description	-			ions for each treatment plant	, pump	
			Station	i, and storag	je tank until the i	Facility is decommissioned.		
						D = = =	D U	* F 000
						Base	Penalty	\$5,000
>> Env	vironmer	ital, Prope	rty and Huma	n Health	Matrix			
			-	Harm				
0.0		Release	Major	Moderate	Minor			
OR		Actual				Barrage 0.004		
		Potential				Percent 0.0%		
>> Dro	arammat	tic Matrix						
//F10	gramma	Falsification	Major	Moderate	Minor			
			X			Percent 10.0%		
	<u> </u>							
	Matrix Notes		100%	6 of the rule	requirements we	re not met.		
	Notes							
						Adjustment	\$4,500	
								\$500
							_	φοσο
Violatio	on Event	S						
		No construction of N	(; - - t - - - - - - -	4		No contract of circle time of	1	
		Number of v	iolation Events	1		Number of violation of	iays	
			daily					
			weekly					
			monthly					
			quarterly			Violation Base	Penalty	\$500
			semiannual				_	
			annual					
			single event	Х				
				One single	event is recomme	anad		
				One single	event is recommi	eried.		
	L							
Good F	aith Effo	rts to Com	ply	0.0%		R	eduction	\$0
				ore NOE/NOV	NOE/NOV to EDPRP/S	Settlement Offer		
			Extraordinary					
			Ordinary					
			N/A	Х				
				he Responde	ent does not mee	t the good faith criteria for		
			Notes		this viola			
						Violation S	Subtotal	\$500
							_	4000
Econon	nic Bene	fit (EB) for	this violation	n		Statutory Limit	Test	
		Estimate	ed EB Amount		\$22	Violation Final Pena	Ity Total	\$500
							_	
				This viola	ation Final Asse	ssed Penalty (adjusted fo	r limits)	\$500

Economic Benefit Worksheet							
Respondent	City of Asperm	nont (PCW No. 1 c	of 2)				
Case ID No.		•	•				
Reg. Ent. Reference No.							
	Public Water S						Years of
Violation No.		опры				Percent Interest	Depreciation
Violation No.	12					[-
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
·							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$180	10-Dec-2020	30-May-2023	2.47	\$22	n/a	\$22
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
						c water system accu ch treatment plant,	
Notes for DELAYED costs		•	-			documenting the vi-	
	and Storage	tarik, calculated i			npliance.	documenting the vi	olation to the
	ABIBILI	ALTZE avaidad a			<u> </u>	ana tima avaldad	L co cto
Avoided Costs	ANNU	ALIZE avoided c	osts before en			one-time avoided	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0 #0	\$0 #0	\$0 #0
Inspection/Reporting/Sampling Supplies/Equipment				0.00	\$0 \$0	\$0 \$0	<u>\$0</u> \$0
Financial Assurance				0.00	\$0 \$0	\$0 \$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0 \$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
				0.00	ΨΟ	ΨΟ	30
Notes for AVOIDED costs							
l							
A		+100					+22
Approx. Cost of Compliance		\$180			TOTAL		\$22

	Screenin	ıg Date	24-Jan-2022		Docket No. 2022-0122-PWS-E		PCW
	Resp	ondent	City of Aspermont (PCW No.	1 of 2)		Policy R	evision 5 (January 28, 2021)
	Case	ID No.	61830			PCW	Revision February 11, 2021
Reg.	Ent. Referer						
			Public Water Supply				
			Epifanio Villarreal				
	Violation						
	Rule	e Cite(s)	30 Te:	x. Admin. C	Code § 290.41(c)(3)(L)		
	Violation Des	scription	at a point which will not be	submerged	hat terminates in a downward dired by flood waters. Specifically, the ot terminate in a downward directi	e blow-off	
					Bas	e Penalty	\$5,000
>> En	vironmental,	, Prope	rty and Human Health	Matrix			
		Release	Harm Major Moderate	Minor			
OR		Actual		1411101			
		Potential		Х	Percent 3.0%		
			,				
>>Pro	grammatic N						
	Fals	sification	Major Moderate	Minor	-		
					Percent 0.0%		
	_					C 11	
					n a downward direction may allow hts to the drinking water supply wh		
	Notes	Judetion C			e of human health.	iicii woulu	
			1100 07,0000 10101	o p. o co o c	or mannan modran		
					Adjustment	\$4,850	
							= -
						L	\$150
Violati	on Events						
Violati	Oli Evelits						
	Nu	ımber of \	/iolation Events 2]	46 Number of violation	days	
				-			
			daily				
			weekly				
			monthly		Violeties Bac	o Donaltu	±200
			quarterlysemiannual		Violation Base	e Penaity	\$300
			annual				
			single event x				
				4			
			Two single events are	recommer	nded, one for each well.		
Good F	Faith Efforts	to Com	ply 10.0%			Reduction	\$30
	3.0.1 2110103	30111			EDPRP/Settlement Offer	caacaan	420
			Extraordinary				
			Ordinary		Х		
			N/A				
			Notes The Respor	ident achiev	ved compliance on May 2, 2022.		
					Violation	Subtotal	\$270
Econor	mic Renefit <i>(</i>	(ER) for	this violation		Statutory Limit	_	1
_ 551101	Donone (_	
		Estimate	ed EB Amount	\$	9 Violation Final Pena	alty Total	\$270
			This vio	lation Fina	al Assessed Penalty (adjusted f	or limits)	\$270
			11113 410		(aujusted i		Ψ2/0

Economic Benefit Worksheet							
Respondent	City of Aspermont (PCW No. 1 of 2)						
Case ID No.	61830						
Reg. Ent. Reference No.	RN101403764						
Media	Public Water 9	Supply				Percent Interest	Years of
Violation No.	13					Percent Interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
Teem Desemperen							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$100	10-Dec-2020	2-May-2022	1.39	\$0	\$9	\$9
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs Other (as needed)				0.00	\$0 \$0	n/a n/a	\$0 \$0
Notes for DELAYED costs	The delayed cost includes the estimated amount to install a well blow-off line that terminates in a downward direction (\$50 per blow-off line x two wells), calculated from the date of the investigation initially documenting the violation to the date of compliance.						
Avoided Costs	ANNU	ALIZE avoided c	osts before en			one-time avoided	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed) Notes for AVOIDED costs		JL I		0.00	\$0	\$0	\$0
Approx. Cost of Compliance		\$100			TOTAL		\$9

	Scree	ning Date	24-Jan-2022	Docket No. 2022-0122-PWS-E	PCW
		•	City of Aspermont (PCW No.	1 of 2)	Policy Revision 5 (January 28, 2021)
		ase ID No.			PCW Revision February 11, 2021
Reg.	Ent. Refe		RN101403764		
			Public Water Supply		
			Epifanio Villarreal		
		tion Number			
		Rule Cite(s)	30 Te>	c. Admin. Code § 290.41(c)(3)(K)	
				by a gasket or sealing compound and provide	
	Violation	Description		with 16-mesh or finer corrosion-resistant screer ocated so as to minimize the drawing of contam	
				Well D used a filter on the well casing vent inst	
			16-mesh	or finer corrosion-resistant screen.	
				Base	Penalty \$5,000
>> Env	vironmen	ital. Prope	rty and Human Health	Matrix	
, , <u>_</u>			Harm		
00		Release		Minor	
OR		Actual		Payrant 2004	
		Potential		x Percent 3.0%	
>>Pro	grammat	ic Matrix			
77110	gramma	Falsification	Major Moderate	Minor	
				Percent 0.0%	
	Matrix	Failure to p	roperly seal the well casing v	vent with 16-mesh or finer corrosion-resistant s	creen
	Notes	could expos		lity to an insignificant amount of contaminants	which
	110103		would not exceed le	vels protective of human health.	
				Adjustment	\$4,850
				Aujustinent	\$4,630
					\$150
Violati	on Event	_			
Violati	on Event	5			
		Number of V	/iolation Events 1	46 Number of violation da	ays
			daily		
			weekly		
			monthly	Walatian Bass	B
			quarterly semiannual	Violation Base	Penalty \$150
			annual		
			single event x		
	_		,	9	
			One single	event is recommended.	
	L				
Good F	Faith Effo	rts to Com	ply 10.0%	Re	eduction \$15
			Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	
			Extraordinary		
			Ordinary	X	
			N/A		
			T. 5	dant achieved assertion	
			Notes The Respon	dent achieved compliance on May 2, 2022.	
				Violation S	ubtotal \$135
Econoi	mic Bene	fit (EB) for	this violation	Statutory Limit T	est
				,	
			ad ED Amount	do Malatian Final Barrat	mr Tatal
			ed EB Amount	\$9 Violation Final Penalt	ty Total \$135
				\$9 Violation Final Penalt	

	E	conomic	Benefit	Wor	rksheet			
Respondent City of Aspermont (PCW No. 1 of 2)								
• • • • • • • • • • • • • • • • • • •	se ID No. 61830							
Reg. Ent. Reference No.							V	
	Public Water S	Supply				Percent Interest	Years of	
Violation No.	14						Depreciation	
						5.0	15	
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount	
Item Description								
rem Description								
Delayed Costs								
Equipment		11 11		0.00	\$0	\$0	\$0	
Buildings				0.00	\$0 \$0	\$0 \$0	\$0	
Other (as needed)	\$100	10-Dec-2020	2-May-2022	1.39	\$0 \$0	\$9	\$9	
Engineering/Construction	\$100	10-Dec-2020	2-11dy-2022	0.00	\$0	\$0 \$0	\$0	
Land				0.00	\$0	n/a	\$0	
Record Keeping System				0.00	\$0	n/a	\$0	
Training/Sampling				0.00	\$0	n/a	\$0	
Remediation/Disposal				0.00	\$0	n/a	\$0	
Permit Costs				0.00	\$0	n/a	\$0	
Other (as needed)				0.00	\$0	n/a	\$0	
Notes for DELAYED costs	Notes for DELAYED costs The delayed cost includes the estimated amount to properly seal the well casing vent at Well D with 16-mesh or finer corrosion-resistant screen, calculated from the date of the investigation initially documenting the violation to the date of compliance.							
Avoided Costs	ANNU	ALIZE avoided c	osts before er	ntering	item (except for	one-time avoided	costs)	
Disposal				0.00	\$0	\$0	\$0	
Personnel				0.00	\$0	\$0	\$0	
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0	
Supplies/Equipment				0.00	\$0	\$0	\$0	
Financial Assurance				0.00	\$0	\$0	\$0	
ONE-TIME avoided costs				0.00	\$0	\$0	\$0	
Other (as needed)				0.00	\$0	\$0	\$0	
Notes for AVOIDED costs								
Approx. Cost of Compliance		\$100			TOTAL		\$9	

	Scre	ening Date	24-Jan-2022		Docket N	0. 2022-0122-PWS-E		PCW
	R	espondent	City of Aspermont (PCW No. 1 of 2))		Policy Re	evision 5 (January 28, 2021)
		ase ID No.					PCW	Revision February 11, 2021
Reg.	Ent. Ref		RN101403764					
			Public Water Supply	<i>'</i>				
			Epifanio Villarreal					
	Viola	tion Number	15					
		Rule Cite(s)		30 Tex. Admi	n. Code § 290.	41(c)(3)(Q)		
			Failed to ensure th	at all openings	to the atmosph	ere are covered with a	16-mesh	
	Violetie	- December	or finer corrosio			or an acceptable equiv		
	violatioi	n Description	Specifically, the blo	ow-off lines on V	Vell B and Well	D did not have 16-mes	sh or finer	
				corrosion-res	sistant screenin	g material.		
						Rac	e Penalty	\$5,000
						Das	e remarcy_	\$3,000
>> En	vironme	ntal, Prope	rty and Human	Health Matr	ix			
		Dalasas		larm				
OR		Release Actual	Major Mo	oderate Min	or			
OK		Potential				Percent 5.0%		
		rotentiai		X		7.0%		
>>Pro	aramma	tic Matrix						
	9	Falsification	Major Mo	derate Min	or			
						Percent 0.0%		
		Failure to pro	nerly screen the one	nings of the air-	release device	s with 16-mesh or finer	corrosion-	
	Matrix	•		•		result in the introduct		
	Notes					els protective of huma		
						Adjustment	\$4,750	
					•	.ujuotinent	ψ 177 3 0	
								\$250
	_							
Violati	on Event	is .						
		Number of \	iolation Events	2	46	Number of violation	dave	
		Number of V	Tolation Events	2	40	Number of violation	uays	
			daily					
			weekly					
			monthly					
			quarterly	X		Violation Bas	e Penalty	\$500
			semiannual				_	
			annual					
			single event					
		Two guart	erly events are recor	mmended, one f	or each well, c	alculated from the date	of the	
		·	•			ning, January 24, 2022.		
Good F	aith Effo	orts to Com	ply	10.0%			Reduction	\$50
					OV to EDPRP/Settle			7 - 0
			Extraordinary					
			Ordinary		X			
			N/A					
					chieved complia			
			Notes The	e Respondent ac	meved compile	ance on May 2, 2022.		
			Notes The	e Respondent ac	ineved compile	ance on May 2, 2022.		
			Notes The	e Respondent ac	ineved compile			
			Notes The	e Respondent ac	ineved complic		Subtotal	\$450
Econor	mic Bene	efit (EB) for		e Respondent ac	ineved complia	Violation	_	\$450
Econoi	mic Bene		this violation	e Respondent ac		Violation Statutory Limit	: Test	
Econoi	mic Bene			e Respondent ac	\$9	Violation	: Test	\$450 \$450
Econoi	mic Bene		this violation		\$9	Violation Statutory Limit	: Test alty Total	

	E	conomic	Benefit	Wor	'ksheet		
Respondent	City of Aspern	nont (PCW No. 1 o	f 2)				
Case ID No.		(, , , , , , , , , , , , , , , , , , ,	/				
Reg. Ent. Reference No.							
							Varue of
	Public Water S	supply				Percent Interest	Years of
Violation No.	15						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
200 2 000							
Delayed Costs							
Equipment		1		0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$100	10-Dec-2020	2-May-2022	1.39	\$0	\$9	\$9
Engineering/Construction	4100	10 000 2020	L Hay Lock	0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
						penings of the air-r	
Notes for DELAYED costs				_		ptable equivalent (\$	
Notes for DELATED Costs	two wells), o	calculated from the	e date of the inv	/estigati	on initially docume	enting the violation	to the date of
				complia	ance.		
Avoided Costs	ANNU	ALIZE avoided c	osts before er	terina	item (except for	one-time avoided	costs)
Disposal	7			0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
ı							
Approx. Cost of Compliance		\$100			TOTAL		\$9
Approx. Cost of Compilance		\$100			IOIAL	l	ÞЭ

		_	24-Jan-2022			.022-0122-PWS-E		PCW
	R	espondent	City of Asperme	ont (PCW No. 1 of	[:] 2)		Policy Rev	rision 5 (January 28, 2021)
	C	ase ID No.	61830				PCW F	Revision February 11, 2021
Reg.	Ent. Ref	erence No.	RN101403764					
			Public Water Su					
	Enf. C	oordinator	Epifanio Villarre	eal				
	Viola	tion Number	16					
		Rule Cite(s)		30 Tev Ac	min. Code § 290.41(c))(3)(0)		
				30 TEX. AC	mm. code 3 230.41(c)	(3)(0)		
			-		ith an intruder-resistar		_	
	Violatio	n Description			d and ventilated well h	-		
					he facilities by trespass C were not kept locked	-		
			Houses for	Well A and Well C	were not kept locked	or provided with a	TOCK.	
						Bas	e Penalty	\$5,000
							-	
>> Env	vironme	ntal, Prope	rty and Hum	ian Health Ma	trix			
				Harm				
00		Release		Moderate I	Minor			
OR		Actual				15.00/		
		Potential	X			Percent 15.0%		
>> Dro	aramma	tic Matrix						
//P10	yı alılılla	Falsification	Major	Moderate I	Minor			
		Taisincación	Hajoi	Hoderate		Percent 0.0%		
						0.0 70		
	Matrix	Failure to pr			sons served by the Fac	-	ts which	
	Notes		woul	d exceed levels p	rotective of human hea	alth.		
					Adju	stment	\$4,250	
					_			
								\$750
Violeti.	on Eveni	-						
violatio	on Event	is .						
		Number of \	/iolation Events	2	46 N	lumber of violation	davs	
		ramber of t	Totation Events		40	tarriber or violation	aays	
			daily					
			weekly					
			monthly	Х				
			quarterly			Violation Bas	e Penalty	\$1,500
			semiannual					
			annual					
			cinale event					
			single event					
			single event					
		Two monthly		mmended, calcul	ated from the date of t	the investigation. F	ecember	
		Two monthly	events are reco		ated from the date of terreening, January 24,		ecember	
		Two monthly	events are reco				ecember	
Good 5	aith Effe	·	events are reco 9, 202	1, to the date of s		2022.		¢150
Good F	aith Effo	Two monthly orts to Com	events are reco 9, 2023	1, to the date of s	creening, January 24,	2022.	Pecember Reduction	\$150
Good F	aith Effo	·	events are reco 9, 202:	1, to the date of s 10.0% Before NOE/NOV NOE		2022.		\$150
Good F	aith Effo	·	events are reco 9, 202: ply Extraordinary	1, to the date of s 10.0% Before NOE/NOV NOE	E/NOV to EDPRP/Settlement	2022.		\$150
Good F	aith Effo	·	events are reco 9, 202: ply Extraordinary Ordinary	10.0% Before NOE/NOV NOE	creening, January 24,	2022.		\$150
Good F	aith Effo	·	events are reco 9, 202: ply Extraordinary	10.0% Before NOE/NOV NOE	E/NOV to EDPRP/Settlement	2022. Offer		\$150
Good F	aith Effo	·	events are reco 9, 202: ply Extraordinary Ordinary N/A	10.0% Before NOE/NOV NOE	E/NOV to EDPRP/Settlement X nt achieved compliance	2022. Offer		\$150
Good F	aith Effo	·	events are reco 9, 202: ply Extraordinary Ordinary	10.0% Before NOE/NOV NOE	E/NOV to EDPRP/Settlement	2022. Offer		\$150
Good F	aith Effo	·	events are reco 9, 202: ply Extraordinary Ordinary N/A	10.0% Before NOE/NOV NOE	E/NOV to EDPRP/Settlement X nt achieved compliance	2022. Offer		\$150
Good F	aith Effo	·	events are reco 9, 202: ply Extraordinary Ordinary N/A	10.0% Before NOE/NOV NOE	E/NOV to EDPRP/Settlement X nt achieved compliance	Offer ce on March 21,		\$150 \$1,350
		orts to Com	events are reco 9, 202: ply Extraordinary Ordinary N/A Notes	10.0% Before NOE/NOV NOE The Responde	creening, January 24, E/NOV to EDPRP/Settlement X nt achieved compliance 2022.	2022. Offer e on March 21, Violation	Reduction	·
		orts to Com	events are reco 9, 202: ply Extraordinary Ordinary N/A	10.0% Before NOE/NOV NOE The Responde	creening, January 24, E/NOV to EDPRP/Settlement X nt achieved compliance 2022.	Offer ce on March 21,	Reduction	
		efit (EB) for	events are reco 9, 202: ply Extraordinary Ordinary N/A Notes	10.0% Before NOE/NOV NOE The Responde	nt achieved compliance 2022.	2022. Offer e on March 21, Violation	Reduction Subtotal Test	
		efit (EB) for	events are reco 9, 202: ply Extraordinary Ordinary N/A Notes	10.0% Before NOE/NOV NOE The Responde	nt achieved compliance 2022.	2022. Offer Se on March 21, Violation Statutory Limit olation Final Pena	Subtotal Test	\$1,350

	E	conomic	Benefit	Wor	'ksheet		
Respondent	City of Asperm	nont (PCW No. 1 o	f 2)				
Case ID No.		(,				
Reg. Ent. Reference No.							
							Years of
	Public Water S	supply				Percent Interest	
Violation No.	16						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
Item Desemption							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$200	10-Dec-2020	21-Mar-2022	1.28	\$1	\$17	\$18
Engineering/Construction	4200	10 000 2020	LI HAI LOLL	0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
	The delaye	d cost includes the	e estimated am	ount to	provide locks for t	he well houses at W	ells A and C
Notes for DELAYED costs	(\$100 per wel	I x two wells), cale	culated from the	e date o	f the investigation	initially documenting	ng the violation
			to the	date of	compliance.		
A'	ANINIII	ALTZE avaidad a	anta bafawa aw	toulog	itom (overation	ana tima avaida	L costs)
Avoided Costs	ANNU	ALIZE avoided C	osts before en			one-time avoided	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0 \$0	\$0	\$0
Supplies/Equipment Financial Assurance				0.00	\$0 \$0	\$0 \$0	\$0 \$0
ONE-TIME avoided costs				0.00	\$0 \$0	\$0 \$0	\$0
Other (as needed)				0.00	\$0 \$0	\$0 \$0	\$0
Other (as needed)		<u> </u>		0.00	<u> </u>	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$200			TOTAL		\$18
•		7 - 0 0					7 - 0

	Scre	ening Date	24-Jan-2022	Docket No.	2022-0122-PWS-E	PCW
	R	espondent	City of Aspermont (PCW N	o. 1 of 2)	Poli	cy Revision 5 (January 28, 2021)
	C	ase ID No.	61830			PCW Revision February 11, 2021
Reg.	Ent. Ref	erence No.	RN101403764			
		Media	Public Water Supply			
	Enf. C	oordinator	Epifanio Villarreal			
	Viola	tion Number				
		Rule Cite(s)	30	Tex. Admin. Code § 290.43	3(c)(3)	
					- (-)(-)	
			Failed to maintain the F	acility's storage tanks in st	rict accordance with current	
			American Water Works As	sociation ("AWWA") standa	rds with an overflow pipe th	<mark>at</mark>
	Violatio	n Description			ghted cover tightly fitted wit	
					n the covers on the overflow	
			of the East Aspermont GS	or and west Aspermont GS	Γ was greater than 1/16 inch	<u>' </u>
					Base Penal	\$5,000
>> Env	vironme	ntal, Prope	rty and Human Healt	:h Matrix		
			Harm			
		Release		. Minor		
OR		Actual				
		Potential	X		Percent 5.0%	
>> Dro	aramma	tic Matrix				
>>Pro	gramma	tic Matrix Falsification	Major Moderate	Minor		
		Taisificación	Thajor Productate		Percent 0.0%	
					0.070	
		Failure to	provide the GSTs with an o	overflow nine with a tightly	fitting cover could allow a	
	Matrix				ich would not exceed levels	
	Notes	J		ctive of human health.		
				Adj	ustment \$4,7	50
						#2F0
						\$250
Violatio	on Event	te				
Violativ	on Even					
		Number of \	Violation Events 2	46	Number of violation days	
					ŕ	
			daily			
			weekly			
			monthly			
			quarterly x		Violation Base Penal	ty \$500
			semiannual			
			annual			
			single event			
						-
		· ·	erly events are recommend			
		inve	estigation, December 9, 202	21, to the date of screening	, January 24, 2022.	
Good F	aith Effo	orts to Com			Reduction	on \$50
				NOE/NOV to EDPRP/Settlemen	t Offer	
			Extraordinary			
			Ordinary	X		
			N/A			
			The Res	pondent achieved complian	ce on March 21,	
			Notes	2022.	,	
					Violation Subtot	al \$450
Econor	nic Bene	efit (EB) for	r this violation		Statutory Limit Test	, , , , , , , , , , , , , , , , , , ,
			LIIIS VIOIALIOII			
		· · ·			-	
		· · ·	ed EB Amount		iolation Final Penalty Tot	al \$450
		· · ·	ed EB Amount	\$45 V	-	

Economic Benefit Worksheet									
Respondent	City of Asperm	nont (PCW No. 1 o							
Case ID No.	61830	1830							
Reg. Ent. Reference No.	RN101403764								
	Public Water S						Years of		
Violation No.		7				Percent Interest	Depreciation		
						5.0	15		
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount		
Item Description									
Delayed Costs				_					
Equipment				0.00	\$0	\$0	\$0		
Buildings				0.00	\$0	\$0	\$0		
Other (as needed)	\$500	10-Dec-2020	21-Mar-2022	1.28	\$2	\$43	\$45		
Engineering/Construction				0.00	\$0	\$0	\$0		
Land				0.00	\$0	n/a	\$0		
Record Keeping System				0.00	\$0	n/a	\$0		
Training/Sampling				0.00	\$0	n/a	\$0		
Remediation/Disposal				0.00	\$0	n/a	\$0		
Permit Costs Other (as needed)				0.00	\$0 \$0	n/a n/a	\$0 \$0		
Notes for DELAYED costs				nount t	o provide an overf	low pipe at the East e with AWWA stand	and West		
Notes for DELATED COSES	tank x two to	anks), calculated f			restigation initially npliance.	documenting the vi	olation to the		
Avoided Costs	ANNU	ALIZE avoided c	osts before en	tering	item (except for	one-time avoided	costs)		
Disposal				0.00	\$0	\$0	\$0		
Personnel				0.00	\$0	\$0	\$0		
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0		
Supplies/Equipment				0.00	\$0	\$0	\$0		
Financial Assurance				0.00	\$0	\$0	\$0		
ONE-TIME avoided costs				0.00	\$0	\$0	\$0		
Other (as needed)				0.00	\$0	\$0	\$0		
Notes for AVOIDED costs									
Approx. Cost of Compliance		\$500			TOTAL		\$45		

		ening Date				ocket No. 2022-012	22-PWS-E	PCW
	R	espondent	City of Aspermo	ont (PCW No.	1 of 2)		Polic	ry Revision 5 (January 28, 2021)
	C	ase ID No.	61830				1	PCW Revision February 11, 2021
Reg.	Ent. Ref	erence No.	RN101403764					
		Media	Public Water Su	pply				
	Enf. C	oordinator	Epifanio Villarre	al				
		tion Number						
		Rule Cite(s)		20 Tay	Admin Ca	da 5 200 42(a)(4)(C)		
				30 Tex	. Admin. Co	ode § 290.42(e)(4)(C)		
						n which includes high le		
	Violatio	n Description				which chlorine gas is be		
			Specifically, th	ne floor level		osed for the gas chlori	ne room at the East	
					Aspermon	t GST facility.		
							Base Penalt	\$5,000
							base renait	\$3,000
>> Env	/ironme	ntal, Prope	rty and Hum	an Health	Matrix			
		,	•	Harm				
		Release	Major	Moderate	Minor	_		
OR		Actual						
		Potential	X			Percent	15.0%	
>>Prog	gramma	tic Matrix	Maiau	Madausta	M:			
		Falsification	Major	Moderate	Minor	7 P	0.004	
						Percent	0.0%	
								¬
	Matrix	Failure to p	rovide adequate	ventilation co	ould expose	employees to contam	inants which would	
	Notes	·	ex	ceed levels p	rotective of	f human health.		
						A discolus and		·0
						Adjustment	\$4,25	00
								\$750
								Ψ7.55
Violatio	on Event	ts						
			_					
		Number of $ackslash$	/iolation Events	2		46 Number	of violation days	
					· 			
			daily					
			weekly					
			monthly	X				
			quarterly			Vio	lation Base Penalt	sy \$1,500
			semiannual					
			annual					
			single event					
	1							_
		Two monthly	events are recor	mmended, ca	Iculated fro	m the date of the inve	stigation, Decembe	r
		,				g, January 24, 2022.		
Good F	aith Eff	orts to Com	nly	10.0%			Reductio	n \$150
Coou I	artii Elit				NOE/NOV to	EDPRP/Settlement Offer	Reductio	Ψ130
			Extraordinary	=,	,	, , , , , , , , , , , , , , , , , , , ,		
			Ordinary			X		
			N/A			^		
			IN/ AI					
			Notes	The Respo	ndent achie	eved compliance by Ma	rch 21,	
			140162			2022.		
			L					
			L				Violation Subtot	\$1,350
								\$1,350
Econon	mic Bene	efit (EB) for	this violatio	on .		Statuto	Violation Subtot	\$1,350
Econon	nic Bene		this violatio	on	\$9			
Econon	nic Bene		_		·		ory Limit Test Final Penalty Tota	al \$1,350

	E	conomic	Benefit	Wor	ksneet		
Respondent	City of Asperm	nont (PCW No. 1 o	f 2)				
Case ID No.		•	,				
Reg. Ent. Reference No.							
							Years of
	Public Water S	supply				Percent Interest	
Violation No.	18						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
Item Description							
Doloved Coate							
Delayed Costs Equipment		1		0.00	\$0	40	# 0
Equipment Buildings				0.00		\$0 #0	\$0 #0
Other (as needed)	\$100	10-Dec-2020	21-Mar-2022	1.28	<u>\$0</u> \$0	\$0 \$9	<u>\$0</u> \$9
Engineering/Construction	\$100	10-Dec-2020	21-Mai-2022	0.00	\$0 \$0	\$9 \$0	\$9 \$0
Land				0.00	\$0 \$0	n/a	\$0
Record Keeping System				0.00	\$0 \$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
						or level screened ve	
Notes for DELAYED costs	chlorine roo					date of the investiga	ation initially
		docu	ımenting the vic	lation t	o the date of comp	oliance.	
Avoided Costs	ANNII	ALTZE avoided c	osts before en	toring	item (except for	one-time avoided	costs)
Disposal	ANNO	ALIZE avoided C	osts before en	0.00	\$0	\$0	\$0
Personnel				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Inspection/Reporting/Sampling				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Supplies/Equipment				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
					·		
Notes for AVOIDED costs							
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$100			TOTAL		\$9
Approx. cost or compliance		\$100			IOIAL		φ϶

	Scree	ning Date	24-Jan-2022		Doc	ket No. 2022-0122-PW	S-E	PCW
	Re	spondent	City of Aspermont	(PCW No. 1	of 2)		Policy I	Revision 5 (January 28, 2021)
	Ca	se ID No.	61830				PCI	W Revision February 11, 2021
Reg. E	Ent. Refe	rence No.	RN101403764					
		Media	Public Water Supp	oly				
			Epifanio Villarreal					
		ion Number						
	F	Rule Cite(s)		30 Tex.	. Admin. Cod	e § 290.46(m)(4)		
			Failed to mainta	in all water	treatment un	its, storage and pressure	maintenance	
			facilities distrib			related appurtenances in		
	Violation	Description	•	•	•	Specifically, there was a	_	
			purchase	e waterline g	oing into the	GST at the Rule Pump St	ation.	
							Base Penalty	\$5,000
_	_				_			43/000
>> Env	rironment	tal, Prope	rty and Human	າ Health M Harm	datrix			
		Release	Major M	Moderate	Minor			
OR		Actual						
		Potential		Х		Percent 5	.0%	
_								
>>Prog	grammati		N4		N 4*			
	F	Falsification	Major M	Moderate	Minor	Downerst 0	00/	
	L					Percent 0	0.0%	
		e.u.				U CCT:	1919 1.1	
	Matrix					the GST in watertight con nount of contaminants wh		
	Notes	expose perso	-	•	otective of hu		iicii wodia iiot	
	L		- CAGO	. Са тетеле рте				
						Adjustment	\$4,750	
								¢250
								\$250
Violatio	on Events							
		Number of V	/iolation Events	1		46 Number of viol	ation days	
			daily					
			weekly					
			monthly quarterly	V		Violation	Base Penalty	\$250
			semiannual	X		Violation	Dase Penaity	\$230
			annual					
			single event					
		'						
	(One quarterly	event is recomme	nded calcul	ated from the	e date of the investigation	n December 9	
		one quarterry				nuary 24, 2022.	i, becember 3,	
			, , , ,		3,			
Good Fa	aith Effor	ts to Com	ply	10.0%			Reduction	\$25
233410					NOE/NOV to EDP	RP/Settlement Offer		7-0
			Extraordinary					
			Ordinary		Х			
			N/A					
				The Posnon	dent achieve	d compliance on March 21	1	
				The Respond		o compliance on March 21	L ,	
			Notes		71	122.		
			Notes		20	JZZ.		
			Notes		20		ation Subtotal	\$ 225
			Notes		20	Viol	ation Subtotal	\$225
Econom	nic Benef	it (EB) for	Notes this violation		20			\$225
Econom	nic Benef		Notes		\$45	Viol	imit Test	
Econom	nic Benef		this violation		\$45	Viol: Statutory L	imit Test Penalty Total	\$225

	E	conomic	Benefit	Wor	ksheet				
Respondent	ent City of Aspermont (PCW No. 1 of 2)								
Case ID No.		•	•						
Reg. Ent. Reference No.		L							
	Public Water S						Years of		
Violation No.		Supply				Percent Interest	Depreciation		
violation No.	19					1			
						5.0	15		
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount		
Item Description									
Delayed Costs				_					
Équipment				0.00	\$0	\$0	\$0		
Buildings				0.00	\$0	\$0	\$0		
Other (as needed)	\$500	10-Dec-2020	21-Mar-2022	1.28	\$2	\$43	\$45		
Engineering/Construction				0.00	\$0	\$0	\$0		
Land				0.00	\$0	n/a	\$0		
Record Keeping System				0.00	\$0	n/a	\$0		
Training/Sampling				0.00	\$0	n/a	\$0		
Remediation/Disposal				0.00	\$0	n/a	\$0		
Permit Costs				0.00	\$0	n/a	\$0		
Other (as needed)				0.00	\$0	n/a	\$0		
	The delayed of	cost includes the e	stimated amoui	nt to rep	air the leak in the	purchase waterline	going into the		
Notes for DELAYED costs	GST at the	Rule Pump Statio	n, calculated fr	om the o	date of the investig	gation initially docu	menting the		
			violation to	the dat	e of compliance.				
Assaidad Caata	ANNU	ALTZE avoided a	acta hafara ar	toring	itam (aveant for	one-time avoided	L costs)		
Avoided Costs Disposal	ANNO	ALIZE avoided C	osts before en			·			
Personnel				0.00	\$0 \$0	\$0 \$0	<u>\$0</u> \$0		
Inspection/Reporting/Sampling				0.00	\$0 \$0	\$0 \$0	\$0 \$0		
Supplies/Equipment				0.00	\$0 \$0	\$0 \$0	\$0 \$0		
Financial Assurance				0.00	\$0 \$0	\$0 \$0	\$0		
ONE-TIME avoided costs				0.00	\$0	\$0	\$0		
Other (as needed)				0.00	\$0	\$0	\$0		
,		<u>'</u>		0.00			4 0		
Notes for AVOIDED costs									
		\$500			TOTAL		\$45		
Approx. Cost of Compliance									

	Screen	ing Date	24-Jan-2022	Docket	No. 2022-0122-PWS-E	PCW
		•	City of Aspermont (PCV	/ No. 1 of 2)		Policy Revision 5 (January 28, 2021)
_		se ID No.				PCW Revision February 11, 2021
Reg.	Ent. Refer		RN101403764			
	Enf Cod		Public Water Supply			
		on Number	Epifanio Villarreal			
		ule Cite(s)				
		uic citc(s)		30 Tex. Admin. Code §	290.42(f)(1)	
	Violation [Description	LAS day tank at the Ru	ale pump station to ens	facility and the containment fure a reliable supply of chemiact of accidental spills, and faceping.	icals to
					Base P	Penalty \$5,000
>> En	vironment	al, Prope	rty and Human He	alth Matrix		
		.	Harr			
OR		Release Actual	Major Moder	ate Minor		
OK		Potential	X		Percent 15.0%	
		rocericiai	^		15.070	
>>Pro	grammatio	c Matrix				
		alsification	Major Moder	ate Minor		
					Percent 0.0%	
	Matrix Notes	Failure to n	ninimize the possibility a contaminants which wo	•	l spills could expose employed ctive of human health.	es to
					A -11	±4.250
					Adjustment	\$4,250
						\$750
Violati	on Events					
		Nivesbay of V	(inlation Events 1		Number of violation de	
		Number of v	iolation Events 4	4	Number of violation da	iys
			daily weekly monthly quarterly semiannual annual single event		Violation Base F	Penalty \$3,000
	F				lity), calculated from the date reening, January 24, 2022.	of the
Good F	aith Effort	ts to Com	ply 10	.0%	Rec	duction \$300
			Before NOE	/NOV NOE/NOV to EDPRP/S		
			Extraordinary			
			Ordinary	Х		
			N/A			
			Notes The Re	spondent achieved com	opliance on April 1, 2022.	
					Violation Su	ubtotal \$2,700
Econoi	mic Benefi	t (EB) for	this violation		Statutory Limit T	est
		Estimate	ed EB Amount	\$65	Violation Final Penalt	y Total \$2,700
			This	violation Final Asse	ssed Penalty (adjusted for	limits) \$2,700
						Ψ=/, σσ

	E	conomic	Benefit	Wor	ksheet				
Respondent	City of Asperm	ont (PCW No. 1 c	of 2)						
Case ID No.	61830	1830							
Reg. Ent. Reference No.	RN101403764								
	Public Water S	upply				Percent Interest	Years of		
Violation No.	20					,	Depreciation		
						5.0	15		
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount		
Item Description									
Delayed Costs									
Equipment				0.00	\$0	\$0	\$0		
Buildings				0.00	\$0	\$0	\$0		
Other (as needed)				0.00	<u>\$0</u>	\$0 #0	\$0		
Engineering/Construction Land				0.00	\$0 \$0	\$0 n/a	\$0 \$0		
Record Keeping System				0.00	\$0 \$0	n/a	\$0		
Training/Sampling				0.00	\$0 \$0	n/a	\$0		
Remediation/Disposal	\$1,000	10-Dec-2020	1-Apr-2022	1.31	\$65	n/a	\$65		
Permit Costs	4 = 7 = 0			0.00	\$0	n/a	\$0		
Other (as needed)				0.00	\$0	n/a	\$0		
Notes for DELAYED costs	Aspermont ensure a re spills, and fac the LAS day t	LAS day tank faci liable supply of cl cilitate good house ank room, calcula	lity and the cont hemicals to the ekeeping and cle ated from the da the d	tainmen feeders, ean the te of th ate of c	t for the LAS day to minimize the possibility on the contraction in the contraction in the compliance.	nt to address the de cank at the Rule pur sibility and impact of the LAS pump and cially documenting t	on the floor at the violation to		
Avoided Costs	ANNU	ALIZE avoided c	osts before en			one-time avoided			
Disposal				0.00	\$0	\$0	\$0		
Personnel				0.00	\$0	\$0	\$0		
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0		
Supplies/Equipment Financial Assurance				0.00	<u>\$0</u> \$0	\$0 \$0	\$0 \$0		
ONE-TIME avoided costs				0.00	\$0 \$0	\$0 \$0	\$0		
Other (as needed)				0.00	\$0 \$0	\$0 \$0	\$0		
Notes for AVOIDED costs					4 0	¥ÿ	7		
Approx. Cost of Compliance		\$1,000			TOTAL		\$65		



Penalty Calculation Worksheet (PCW) Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	24-Jan-2022			_		_	
	PCW	24-Jan-2022	Screening	24-Jan-2022	EPA Due			
				•	•			-
RESPONDENT/FACILITY INFORMATION								
	-	City of Aspermo		2 of 2)				
Rec	g. Ent. Ref. No.		110 (1 011 1101					
	ty/Site Region				Major/N	linor Source	Minor	
I aciii	ty/ Site Region	3 Abliche			i-lajoi / i	illor Source	1 IIIIOI	
CASE I	NFORMATION							
	= = = = = = = = = = = = = = = = = = = =	61020			No	of Violations	1	
En	f./Case ID No.		_		NO.			
		2022-0122-PWS				Order Type		
Med	lia Program(s)		pply			t/Non-Profit		
	Multi-Media				Enf.	Coordinator	Epifanio Villarr	eal
						EC's Team	Enforcement T	eam 4
Adr	min. Penalty \$ I	Limit Minimum	\$50	Maximum	\$1,000			
			•		,			
			Donali	try Calauda	tion Costi	20		
			Penan	ty Calcula	uon Secu	OH		
ΤΩΤΔ	L BASE PENA	LTY (Sum of	violation	hase nenal	ties)		Subtotal 1	\$100
IOIA	L DASE I LIVA	Lii (Saiii Gi	Violation	buse penui	lies)		Subtotal 1	4100
VDIII	STMFNTS (+	/_) TO SUBT	OTAL 1					
ADJU.	STMENTS (+ Subtotals 2-7 are of	ntained by multiplying	T the Total Base	Penalty (Subtotal	1) by the indicated	nercentage		
	Compliance Hi		g the Total base	0.0%			tals 2, 3, & 7	\$0
	Compliance in	Story		0.0%	Adjustment	Subto	l <i>ais 2, 3,</i> & 7 [şυ
	.		NI					
	Notes		ivo adjustm	ent for complia	nce history.			
]	
	Culpability	No		0.00/	E.I		Cubtotal A	#0
	Culpability	No		0.0%	Enhancement		Subtotal 4	\$0
	Notes	The Re	spondent doe	es not meet the	culpability crit	eria.		
							_	
Good Faith Effort to Comply Total Adjustments Subtotal 5				\$0				
							_	
							_	
	Economic Bend	efit		0.0%	Enhancement*		Subtotal 6	\$0
		Total EB Amounts	\$54	*Cappe	d at the Total EB \$	Amount		
	Estimated	Cost of Compliance	\$180	<u> </u>				
							_	
SUM (OF SUBTOTAL	LS 1-7				F	inal Subtotal	\$100
							_	
OTHE	R FACTORS A	S HISTICE N	ANY DECIL	TDF	0.0%		Adjustment	\$0
	or enhances the Fina				0.0 70		Aujustinent	ΨΟ
Reduces	or crinarices the rina	Subtotal by the inal	catea percentag	<u>. </u>			1	
	Notes							
							_	
						Final Pen	alty Amount	\$100
							_	
STATI	UTORY LIMIT	Γ AD JUSTMFI	NT			Final Asse	ssed Penalty	\$100
51711	JIOKI EIIII	71250511121	• •			Tillal Asse	ssea renaity	7-00
DEEE:	DDAI				20.00	B. L		430
DEFE					20.0%	Reduction	Adjustment	-\$20
Reduces 1	the Final Assessed Pe	enalty by the indicate	d percentage.				1	
	Notes		Deferral offer	ed for expedite	d settlement.			
	ļ						4	
DAVA	BLE PENALT	/						\$80
PATA	DLE PENALI							300

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

Respondent City of Aspermont (PCW No. 2 of 2)

Case ID No. 61830

Reg. Ent. Reference No. RN101403764

Media Public Water Supply

Enf. Coordinator Epifanio Villarreal

			Compliance History Worksheet			
>>	Co	mpliance Histo Component	ory <i>Site</i> Enhancement (Subtotal 2) Number of	Number	Adjust.	
		NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	0	0%	
			Other written NOVs	0	0%	
			Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	0	0%	
		Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%	
		Judgments and Consent	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgments or consent decrees meeting criteria)	0	0%	
		Decrees	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%	
		Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%	
		Emissions	Chronic excessive emissions events (number of events)	0	0%	
		Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	0	0%	
		Addits	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%	
			<u></u>			
			Environmental management systems in place for one year or more	No	0%	
		Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%	
			Participation in a voluntary pollution reduction program	No	0%	
			Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%	
			Adjustment Perc	centage (Sub	total 2) 0%	
>>	Re	peat Violator ((Subtotal 3)			
		N/A	Adjustment Per	centage (Sub	total 3) 0%	\exists
>>	Co	mpliance Histo	ory Person Classification (Subtotal 7)			
	Ì	Satisfactory	Performer Adjustment Pero	centage (Sub	total 7) 0%	\exists
>>	Co	mpliance Histo	ory Summary			
		Compliance History Notes	No adjustment for compliance history.			
>>	Fina	l Compliance	Total Compliance History Adjustment Percentage (S	Subtotals 2,	3, & 7) 0%	
	Final Adjustment Percentage *capped at 100% 0%					

		24-Jan-2022			■ 2022-0122-PWS-E		PCW
	Respondent	City of Aspermo	ont (PCW No.	2 of 2)		Policy Re	vision 5 (January 28, 2021)
	Case ID No.	61830				PCW .	Revision February 11, 2021
Reg.	Ent. Reference No.	RN101403764					
	Media	Public Water Su	upply				
	Enf. Coordinator	Epifanio Villarre	eal				
	Violation Number	1					
	Rule Cite(s)						
	ituio cito(o)		30 T	Tex. Admin. Code § 29	0.46(z)		
		Failed to	o create a nitr	ification action plan fo	r all systems distributing	1	
	Violation Description	i anca co	create a mici	chloraminated wate			
				omoranimacoa maco	•		
					Base I	Penalty	\$1,000
>> En	vironmental, Prope	rty and Hum		Matrix			
	Release	e Major	Harm Moderate	Minor			
OR	Actua		Moderate	MINO			
	Potentia				Percent 0.0%		
	, occuran				0.070		
>>Pro	grammatic Matrix						
	Falsification	Major	Moderate	Minor			
		Х			Percent 10.0%		
	Matrix	100	% of the rule	requirements were no	t met.		
	Notes						
				A	djustment	\$900	
							\$100
\/:-I-+:							
violati	on Events						
	Number of '	Violation Events	1	46	Number of violation da	avs	
	Number of	Violation Events	Τ		Trainber of violation at	1,4,5	
		dailv					
		daily weekly					
		weekly					
		weekly monthly			Violation Base I	Penalty	\$100
		weekly			Violation Base I	Penalty	\$100
		weekly monthly quarterly			Violation Base I	Penalty	\$100
		weekly monthly quarterly semiannual			Violation Base I	Penalty	\$100
		weekly monthly quarterly semiannual annual	X		Violation Base I	Penalty	\$100
		weekly monthly quarterly semiannual annual				Penalty	\$100
		weekly monthly quarterly semiannual annual		event is recommended		Penalty	\$100
		weekly monthly quarterly semiannual annual		event is recommended		Penalty	\$100
	nith Efforts to Com	weekly monthly quarterly semiannual annual single event	One single e				
Good F	Faith Efforts to Com	weekly monthly quarterly semiannual annual single event	One single e		Re	Penalty duction	\$100 \$0
Good F	Faith Efforts to Con	weekly monthly quarterly semiannual annual single event	One single e		Re		
Good F	aith Efforts to Com	weekly monthly quarterly semiannual annual single event	One single e 0.0% Before NOE/NOV		Re		
Good F	aith Efforts to Con	weekly monthly quarterly semiannual annual single event apply Extraordinary Ordinary	One single e		Re		
Good F	Faith Efforts to Com	weekly monthly quarterly semiannual annual single event	One single e 0.0% Before NOE/NOV		Re		
Good F	aith Efforts to Com	weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A	One single e	NOE/NOV to EDPRP/Settler	Rement Offer		
Good F	Faith Efforts to Con	weekly monthly quarterly semiannual annual single event apply Extraordinary Ordinary	One single e		Rement Offer good faith criteria		
Good F	Faith Efforts to Com	weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A	One single e	NOE/NOV to EDPRP/Settler	Rement Offer good faith criteria		
Good F	aith Efforts to Con	weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A	One single e	NOE/NOV to EDPRP/Settler	Rement Offer e good faith criteria	duction	\$0
Good F	Faith Efforts to Com	weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A	One single e	NOE/NOV to EDPRP/Settler	Rement Offer good faith criteria	duction	
		weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A Notes	One single e	NOE/NOV to EDPRP/Settler	e good faith criteria	duction	\$0
	mic Benefit (EB) fo	weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A Notes	One single e	NOE/NOV to EDPRP/Settler dent does not meet th for this violation	e good faith criterian. Violation S Statutory Limit T	duction ubtotal	\$100
	mic Benefit (EB) fo	weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A Notes	One single e	NOE/NOV to EDPRP/Settler	e good faith criteria	duction ubtotal	\$100
	mic Benefit (EB) fo	weekly monthly quarterly semiannual annual single event Extraordinary Ordinary N/A Notes	One single e	NOE/NOV to EDPRP/Settler dent does not meet th for this violation \$54	e good faith criterian. Violation S Statutory Limit T	duction est	\$100 \$100

	E	conomic	Benefit	Wor	ksheet		
Respondent	City of Asperm	nont (PCW No. 2 o	f 2)				
	Case ID No. 61830						
Reg. Ent. Reference No.							
	Public Water S						Years of
		oupply				Percent Interest	Depreciation
Violation No.	1						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
,							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$180	15-Dec-2017	1-Dec-2023	5.96	\$54	n/a	\$54
Notes for DELAYED costs	date of t	he investigation ir	nitially documer	iting the	violation to the e	action plan, calculations action plan, calculations actions are set of columns.	mpliance.
Avoided Costs	ANNU	ALIZE avoided c	osts before en	tering	item (except for	one-time avoided	costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$180			TOTAL		\$54
Approxi cost of compilance		\$100			IOIAL		φJŦ

The TCEQ is committed to accessibility. To request a more accessible version of this report, please contact the TCEQ Help Desk at (512) 239-4357.



Compliance History Report

Compliance History Report for CN600737423, RN101403764, Rating Year 2022 which includes Compliance History (CH) components from September 1, 2017, through August 31, 2022.

Customer, Respondent, or CN600737423, City of Aspermont

Classification: SATISFACTORY

Rating: 3.00

Owner/Operator: Regulated Entity:

RN101403764, CITY OF ASPERMONT

Classification: NOT APPLICABLE

Rating: N/A

Complexity Points:

N/A

Repeat Violator: N/A

14 - Other

CH Group: Location:

LOCATED AT 411 SOUTH BROADWAY, ASPERMONT, STONEWALL COUNTY, TEXAS

TCEQ Region:

REGION 03 - ABILENE

ID Number(s):

PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 2170001

Compliance History Period:

September 01, 2017 to August 31, 2022

Rating Year: 2022

Rating Date: 09/01/2022

Date Compliance History Report Prepared:

April 13, 2023

Agency Decision Requiring Compliance History:

Enforcement

Component Period Selected:

April 13, 2018 to April 13, 2023

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.

Name: EPIFANIO VILLARREAL

Phone: (361) 881-6991

Site and Owner/Operator History:

1) Has the site been in existence and/or operation for the full five year compliance period?

YES

2) Has there been a (known) change in ownership/operator of the site during the compliance period?

NO

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

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

N/A

B. Criminal convictions:

C. Chronic excessive emissions events:

N/A

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

N/A

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

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

N/A

F. Environmental audits:

N/A

G. Type of environmental management systems (EMSs):

N/A

	N/A
I.	Participation in a voluntary pollution reduction program: $\ensuremath{N/A}$
J.	Early compliance: N/A
Sit	res Outside of Texas: N/A

H. Voluntary on-site compliance assessment dates:

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	TEXAS COMMISSION ON
CITY OF ASPERMONT	§	
RN101403764	§	ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2022-0122-PWS-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 Ci	ty of Aspermont (the "Respondent") under the authority of TEX. HEALTH
& SAFETY CODE ch. 341.	The Executive Director of the TCEQ, through the Enforcement Division,
and the Respondent to	gether stipulate that:

- 1. The Respondent owns and operates a public water supply located at 411 South Broadway in Aspermont, Stonewall County, Texas (the "Facility"). The Facility provides water for human consumption, has approximately 786 service connections, and serves at least 25 people per day for at least 60 days per year. As such, the Facility is a public water system as defined in 30 Tex. ADMIN. Code § 290.38(71).
- The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to Tex. Water Code § 7.002 and Tex. Health & Safety Code § 341.049, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to Tex. Water Code § 5.013 and Tex. Health & Safety Code § 341.031 because it alleges violations of Tex. Health & Safety Code ch. 341 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 \$12,980 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The amount of \$2,596 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, \$10,384 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. By March 21, 2022, provided a lock for the Aspermont Pump Station building;
 - b. By March 21, 2022, repaired the loose barbed wire on the fence at the elevated storage tank ("EST") and removed the screens in the overflow of the EST and West Aspermont ground storage tank ("GST");
 - c. By March 21, 2022, provided locks for the well houses of Wells A and C;
 - d. By March 21, 2022, provided an overflow pipe at the East and West Aspermont GSTs that fits tightly with no gap over 1/16 inch in accordance with American Water Works Association ("AWWA") standards;
 - e. By March 21, 2022, opened the floor level vent for the gas chlorine room at the East Aspermont GST;
 - f. By March 21, 2022, repaired the leak on the purchase waterline going into the GST at the Rule Pump Station;

- g. By April 1, 2022, addressed the design of the Aspermont liquid ammonium sulfate ("LAS") day tank facility and the containment for the LAS day tank at the Rule pump station to ensure a reliable supply of chemicals to the feeders, minimize the possibility and impact of accidental spills, and facilitate good housekeeping and cleaned the spillage of LAS on the LAS pump and on the floor at the LAS day tank room;
- h. By April 12, 2022, began monitoring the disinfectant residual at representative locations throughout the distribution system at least once per day;
- i. By April 25, 2022, calibrated the Facility's four well meters;
- j. By May 2, 2022, provided Wells B and D each with a blow-off line that terminates in a downward direction and at a point which will not be submerged by flood waters;
- k. By May 2, 2022, provided Well D with a well casing vent that is covered with 16-mesh or finer corrosion-resistant screen;
- l. By May 2, 2022, covered Wells B and D blow-off lines with a 16-mesh or finer corrosion-resistant screening material or an acceptable equivalent;
- m. By May 9, 2022, provided documentation that backflow prevention assemblies ("BPAs") at Dairy Queen, Stonewall Memorial Hospital, the bulk water filling station on Tower Lane, Burger Barn, Moore Quality Car Care, Twice the Ice, Allsup's Convenience Store, and Hickman's Restaurant had been tested;
- n. By August 22, 2022, provided documentation that Customer Service Inspections ("CSIs") were conducted at Gibson Healthcare Center, Aspermont Elementary, Middle, and High Schools, and the Rain Tree RV Park;
- o. By May 16, 2023, began flushing all dead-end mains at monthly intervals;
- p. By May 16, 2023, verified the accuracy of the manual disinfectant analyzer using chlorine solutions of known concentrations;
- q. By May 16, 2023, verified the accuracy of the analyzer used to determine the effectiveness of chloramination;
- r. By May 24, 2023, provided records of the amount of LAS used each day at the Rule and Aspermont Pump Stations; and
- s. By May 30, 2023, began maintaining accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank.

II. ALLEGATIONS

During an investigation at the Facility conducted on December 9, 2021, an investigator documented that the Respondent:

- 1. Failed to create a nitrification action plan for all systems distributing chloraminated water, in violation of 30 Tex. ADMIN. CODE § 290.46(z).
- 2. Failed to maintain water works operations and maintenance records and make them readily available for review by the Executive Director upon request, in violation of 30 Tex. Admin. Code § 290.46(f)(3)(A)(i)(II). Specifically, the records of the amount of LAS used each day at the Rule and Aspermont Pump Stations were not maintained onsite for review.
- 3. Failed to flush all dead-end mains at monthly intervals, in violation of 30 Tex. ADMIN. CODE § 290.46(l). Specifically, only three of approximately 28 dead-end mains were being flushed monthly.
- 4. Failed to complete a CSI certificate prior to providing continuous service to new construction or any existing service when the water purveyor has reason to believe cross-connections or other potential contamination hazards exist, or after any material improvements corrections, or additions to the private water distribution facilities, in violation of 30 Tex. Admin. Code § 290.46(j). Specifically, no CSIs were conducted at Gibson Healthcare Center, Aspermont Elementary, Middle, and High Schools, and the Rain Tree RV Park.
- 5. Failed to have all BPAs tested upon installation and on an annual basis by a recognized BPA tester and certified that they are operating within specifications, in violation of 30 TEX. ADMIN. CODE § 290.44(h)(4). Specifically, BPAs at the following locations had not been tested within the last year: Dairy Queen, Stonewall Memorial Hospital, the bulk water filling station on Tower Lane, Burger Barn, Moore Quality Car Care, Twice the Ice, Allsup's Convenience Store, and Hickman's Restaurant.
- 6. Failed to monitor the disinfectant residual at representative locations throughout the distribution system at least once per day, in violation of 30 Tex. Admin. Code § 290.110(c)(4)(C). Specifically, the disinfectant residual monitoring was being conducted five to six days out of each month at the entry point.
- 7. Failed to conduct chloramine effectiveness sampling to ensure that monochloramine is the prevailing chloramine species and that nitrification is controlled, in violation of 30 Tex. ADMIN. CODE § 290.110(c)(5).
- 8. Failed to calibrate the Facility's four well meters at least once every three years, in violation of 30 Tex. Admin. Code § 290.46(s)(1).
- 9. Failed to verify the accuracy of the manual disinfectant residual analyzer at least once every 90 days using chlorine solutions of known concentrations, in violation of 30 TEX. ADMIN. CODE § 290.46(s)(2)(C)(i).
- Failed to verify the accuracy of the analyzer used to determine the effectiveness of chloramination at least once every 90 days, in violation of 30 TEX. ADMIN. CODE § 290.46(s)(2)(D).
- 11. Failed to ensure that all potable water storage tanks and pressure maintenance facilities are installed in a lockable building that is designed to prevent intruder access or enclosed

- by an intruder-resistant fence with lockable gates, in violation of 30 TEX. ADMIN. CODE § 290.43(e). Specifically, the Aspermont Pump Station building was not kept locked and no key or lock was available for the pump building.
- 12. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, in violation of 30 Tex. ADMIN. Code § 290.46(m). Specifically, the barbed wire on the fence at the EST was loose and in need of repair, the screen in the overflow of the EST had significant rust providing an obstruction for the flow of water, and the screen in the overflow at the West Aspermont GST needed to be replaced.
- Failed to maintain at the public water system accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommission, in violation of 30 Tex. ADMIN. CODE § 290.46(n)(1).
- Failed to provide a well blow-off line that terminates in a downward direction and at a point which will not be submerged by flood waters, in violation of 30 TEX. ADMIN. CODE § 290.41(c)(3)(L). Specifically, the blow-off lines for Well B and Well D did not terminate in a downward direction.
- 15. Failed to seal the wellhead by a gasket or sealing compound and provide a well casing vent that is covered with 16-mesh or finer corrosion-resistant screen, facing downward, elevated and located so as to minimize the drawing of contaminants into the well, in violation of 30 Tex. Admin. Code § 290.41(c)(3)(K). Specifically, Well D used a filter on the well casing vent instead of 16-mesh or finer corrosion-resistant screen.
- 16. Failed to ensure that all openings to the atmosphere are covered with a 16-mesh or finer corrosion-resistant screening material or an acceptable equivalent, in violation of 30 Tex. Admin. Code § 290.41(c)(3)(Q). Specifically, the blow-off lines on Well B and Well D did not have 16-mesh or finer corrosion-resistant screening material.
- Failed to protect all well units with an intruder-resistant fence with a lockable gate or enclose the well in a locked and ventilated well house to exclude possible contamination or damage to the facilities by trespassers, in violation of 30 Tex. Admin. Code § 290.41(c)(3)(O). Specifically, the well houses for Well A and Well C were not kept locked or provided with a lock.
- 18. Failed to maintain the Facility's storage tanks in strict accordance with current AWWA standards with an overflow pipe that terminates downward with a gravity-hinged and weighted cover tightly fitted with no gap over 1/16 inch, in violation of 30 Tex. ADMIN. CODE § 290.43(c)(3). Specifically, the gap between the covers on the overflows of the East Aspermont GST and West Aspermont GST was greater than 1/16 inch.
- 19. Failed to provide adequate ventilation which includes high level and floor level screened vents for all enclosures in which chlorine gas is being stored or fed, in violation of 30 Tex. Admin. Code § 290.42(e)(4)(C). Specifically, the floor level vent was closed for the gas chlorine room at the East Aspermont GST facility.

- 20. Failed to maintain all water treatment units, storage and pressure maintenance facilities, distribution system lines, and related appurtenances in a watertight condition and free of excessive solids, in violation of 30 Tex. ADMIN. CODE § 290.46(m)(4). Specifically, there was a leak on the purchase waterline going into the GST at the Rule Pump Station.
- 21. Failed to design the Aspermont LAS day tank facility and the containment for the LAS day tank at the Rule pump station to ensure a reliable supply of chemicals to the feeders, minimize the possibility and impact of accidental spills, and facilitate good housekeeping, in violation of 30 TEX. ADMIN. CODE § 290.42(f)(1).

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" and shall be sent with the notation "Re: City of Aspermont, Docket No. 2022-0122-PWS-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 the SEP as set forth in Section I, Paragraph No. 4. The amount of \$10,384 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. Create a nitrification action plan, in accordance with 30 Tex. ADMIN. CODE § 290.46; and
 - ii. Begin collecting all required chloramine effectiveness samples to ensure that monochloramine is the prevailing chloramine species and that nitrification is controlled, in accordance with 30 Tex. Admin. Code

§ 290.110. This provision will be satisfied upon six consecutive months of compliant monitoring.

- b. Within 45 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 3.c below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 3.a.i.
- c. Within 225 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 No. 3.a.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:

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

with a copy to:

Water Section Manager Abilene Regional Office Texas Commission on Environmental Quality 1977 Industrial Boulevard Abilene, Texas 79602-7833

- 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. 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

City of Aspermont DOCKET NO. 2022-0122-PWS-E Page 8

- of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Enforcement Division at the address listed above.
- 7. 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 8. constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
- 9. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	Date
	2/22/2024
For the Executive Director	Date
I, the undersigned, have read and understand the the attached Order, and I do agree to the terms at acknowledge that the TCEQ, in accepting payment on such representation.	nd conditions specified therein. I further
I also understand that failure to comply with the and/or failure to timely pay the penalty amount, i	Ordering Provisions, if any, in this Order may result in:
 A negative impact on compliance history; Greater scrutiny of any permit applications Referral of this case to the Attorney General additional penalties, and/or attorney fees, o Increased penalties in any future enforceme Automatic referral to the Attorney General's TCEQ seeking other relief as authorized by l In addition, any falsification of any compliance do 	's Office for contempt, injunctive relief, r to a collection agency; ent actions; office of any future enforcement actions; and aw. becaments may result in criminal prosecution.
Signature	1-10-29
Name (Printed or typed) Authorized Representative of City of Aspermont	Date Mangor Title
☐ If mailing address has changed, please check	this box and provide the new address below:

Instructions: Send the original, signed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Ordering Provision 1 of this Order.

Attachment A

Docket Number: 2022-0122-PWS-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	City of Aspermont
Penalty Amount:	\$10,384
SEP Offset Amount:	\$10,384
Type of SEP:	Compliance
Project Name:	PWS Improvements
Location of SEP:	Stonewall County

The Texas Commission on Environmental Quality ("the Commission" or "TCEQ") agrees to offset the administrative Penalty Amount assessed in this Agreed Order in exchange for Respondent's performance of a Supplemental Environmental Project ("SEP").

Respondent is a Local Government that qualifies under Texas Water Code § 7.067 to apply the SEP Offset Amount set forth above to correct violations at its public water supply facility (the "Facility") which are described in this Agreed Order.

1. Project Description

A. Project

Respondent hired a contractor to purchase and install a two-piece flanged meter, a motor with Goulds pump, and a signal radio system at the Facility. Specifically, the SEP Offset Amount was used for materials, supplies, and equipment for a two-piece flanged meter, 50 HP motor with Goulds pump, and upgrades and repairs to the signal radio system for the pump and chemical feed system (the "Project"). Respondent hired qualified contractors to perform the Project. The SEP was performed in accordance with all federal, state, and local environmental laws and regulations.

Respondent used the SEP Offset Amount only for the direct cost of implementing the Project, including supplies, materials, and equipment rentals, as listed below in Subsection C. Expenses. No portion of the SEP Offset Amount was spent on administrative costs, including operating costs, reporting expenses, handling of expenses, project coordination, liability, or equipment breakdowns.

Respondent's signature affixed to the attached Agreed Order certifies that Respondent had no prior commitment to perform this Project and that the SEP was performed solely as part of the terms of settlement in this enforcement action.

B. Environmental Benefit

This SEP will ensure that safe drinking water is continued to be provided. Safe, reliable drinking water is necessary for human health and household sanitation. Untreated water may harbor bacteria, viruses, protozoa (parasitic organisms), helminths (intestinal worms), and bioaerosols (inhalable molds and fungi). The diseases they may cause range in severity from mild gastroenteritis to life-threatening ailments such as cholera, dysentery, infectious hepatitis, and severe gastroenteritis. Safe water is also necessary in the home for bathing, flushing toilets, washing hands, and cooking.

C. Expenses

Respondent spent at least the SEP Offset Amount to complete the project described in Section 1.A, above, and complied with all other provisions of this SEP. Respondent understood that it may have costs more than the SEP Offset Amount to complete the Project.

Expenses

Item	Total
Two-Piece Flanged Meter	\$2,278.23
50 HP Motor with Goulds Pump	\$6,452.52
Signal Radio Repairs and Upgrades	\$3,829.04
Total	\$12,559.79

2. Records

As of August 22, 2023, Respondent provided TCEQ the following documentation as proof of completion of the proposed SEP:

- 1. An itemized list of expenditures and total cost of the Project;
- 2. Copies of invoices or receipts corresponding to the itemized list in paragraph 2.1., above;
- 3. Copies of cleared checks or payment records corresponding to the itemized list in paragraph 2.1., above;
- 4. A certified statement of SEP completion and document authentication;
- 5. A detailed map showing the specific location of the project site(s); and
- 6. Dated photographs of the purchased materials and supplies; before and after work being performed during the Project; and of the completed Project.

3. Additional Information and Access

Respondent shall provide additional information as requested by TCEQ staff and shall allow immediate (i.e., within 24 hours) access to all records related to the SEP Offset Amount. Respondent shall also allow representatives of TCEQ access to the site of any work being financed in whole or in part by the SEP Offset Amount. This provision shall survive the termination of this Agreed Order.

4. Failure to Fully Perform

If 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 Executive Director ("ED") may require immediate payment of all or part of the SEP Offset Amount as set forth in the attached Agreed Order.

In the event the ED determines that Respondent failed to fully implement and complete the Project, 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, Respondent shall include the docket number of the attached Agreed Order and a note that the enclosed payment is for reimbursement of a SEP, shall make the check payable to "Texas Commission on Environmental Quality," and shall mail it to the SEP Coordinator at the address provided below:

Texas Commission on Environmental Quality Litigation Division Attention: SEP Coordinator, MC 175 P.O. Box 13087 Austin, Texas 78711-3087 City of Aspermont Docket No. 2022-0122-PWS-E Attachment A

5. Publicity

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

6. Recognition

Respondent may not seek recognition for this project 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 Respondent under any other Agreed Order negotiated with TCEQ or any other agency of the state or federal government.