Media:	
PWS	
Small Business: Yes	
Location(s) Where Violation(s) Occurred: 1225 Osteen Street Trailer 1, Vidor, Orange	County
Type of Operation: public water supply	
Other Significant Matters: Additional Pending Enforcement Actions:	None
Past-Due Penalties:	None
Past-Due Fees:	\$158.37
Other:	None
Interested Third-Parties:	None
Texas Register Publication Date:	May 16, 2025
Comments Received:	None
<u>Pe</u>	enalty Information
Total Penalty Assessed:	\$6,125
Total Paid to General Revenue:	\$0
Total Due to General Revenue:	\$6,125
Compliance History Classifications: Person/CN - N/A Site/RN - N/A	
Major Source:	No
Statutory Limit Adjustment:	None
	January 28, 2021
Applicable Penalty Policy:	
	stigation Information
	stigation Information N/A
Inves	N/A
<u>Inve</u> Complaint Date:	-

EXECUTIVE SUMMARY - ENFORCEMENT MATTER - CASE NO. 62225 Michael Rodriguez dba Oak Acres Mobile Home Park RN102323052 Docket No. 2022-0455-PWS-E

Violation Information

- 1. Failed to provide the results of cyanide and synthetic organic chemical Group 5 ("SOC5") contaminants sampling to the Executive Director for the January 1, 2018 through December 31, 2020 monitoring period [30 Tex. ADMIN. CODE §§ 290.106(e) 290.107(e)].
- 2. Failed to provide the results of metals sampling to the Executive Director for the January 1, 2019 through December 31, 2021 monitoring period [30 Tex. ADMIN. CODE § 290.106(e)].
- 3. Failed to provide the results of nitrate and volatile organic chemical ("VOC") contaminants sampling to the Executive Director for the January 1, 2020 through December 31, 2020 monitoring period [30 TEX. ADMIN. CODE §§ 290.106(e) and 290.107(e)].
- 4. Failed to provide the results of nitrate/nitrite and VOC contaminants sampling to the Executive Director for the January 1, 2021 through December 31, 2021 monitoring period [30 TEX. ADMIN. CODE §§ 290.106(e) and 290.107(e)].
- 5. Failed to pay the annual Public Health Service fees and/or any associated late fees for TCEQ Financial Administration Account No. 91810179 for Fiscal Year 2022 [30 Tex. ADMIN. CODE § 290.51(a)(6) and Tex. WATER CODE § 5.702].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

None

Technical Requirements:

- 1. Within 30 days:
 - a. Ensure that all delinquent drinking water chemical analysis results for cyanide, SOC5 contaminants, metals, nitrate, nitrite, and VOC contaminants sampling are reported to the Executive Director;
 - b. Implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that future drinking water chemical sample results for cyanide, SOC5 contaminants, metals, nitrate, nitrite, and VOC contaminants are released by the Facility's laboratories and timely reported to the Executive Director within the first ten days following the month in which the results are received by the public water system, or the first ten days following the end of the monitoring period, whichever occurs first; and
 - c. Submit payment for all outstanding fees, interest, and penalties for TCEQ Financial Administration Account No. 91810179.
- 2. Within 45 days submit written certification to demonstrate compliance with Technical Requirement Nos. 1.a and 1.b.

	<u>Liligation information</u>
Dates Petitions Filed:	June 23, 2023; August 3, 2023
Dates of Service:	unclaimed; unclaimed
Date Answer Filed:	May 9, 2024
SOAH Referral Date:	August 19, 2024
Hearing Dates:	
Preliminary hearing:	October 24, 2024
Evidentiary hearing:	February 13, 2025

Litigation Information

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 62225 Michael Rodriguez dba Oak Acres Mobile Home Park RN102323052 Docket No. 2022-0455-PWS-E

Contact Information

TCEQ Attorneys:Misty James, Litigation Division, (512) 239-3400Sheldon Wayne, Public Interest Counsel, (512) 239-6363

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

TCEQ Enforcement Coordinator: Emerson Rinewalt, Enforcement Division, (512) 239-1118

TCEQ Regional Contact: Ronald Hebert, Beaumont Regional Office, (409) 898-3838

Respondent Contact: Michael Rodriguez, Michael Rodriguez dba Oak Acres Mobile Home Park, 11706 Ripplewind Drive, Montgomery, Texas 77356

Respondent's Attorney: N/A

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Statement and other	Policy R	Pe evision 5 (January 28	nalty Calcu	ulatior	n Workst	neet (PC		vision February 1	1, 2021
DATES	Assigned PCW		Screening 19-A	Apr-2022	EPA Due	30-Jun-2022]		
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KLSF U			ez dba Oak Acres M	1obile Hom	ne Park				
	g. Ent. Ref. No.	RN102323052							
Facili	ty/Site Region	10-Beaumont			Major/M	linor Source	Minor		
CASE I	NFORMATION								
En	f./Case ID No.				No. c	of Violations			
Mad		2022-0455-PWS			C	Order Type			
Med	Multi-Media	Public Water Sup	אוק		Government Enf.		Ashley Lemke		
							Enforcement 1	eam 8	
Adr	nin. Penalty \$ I	Limit Minimum	\$50 Max	imum	\$5,000				
			Danalta						
			Penalty C			on		n	
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				of liability.					
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	Good Faith En			•			Subtotal S		۶U
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3014	OF SUBIUTA	L3 1-7				F	mai Subtotai		0,125
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STAT		r adjustmen				Final Asse	ssed Penalty	\$	6,125
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N/A Adjustment Percentage (Subtotal 7) 0 Compliance History Summary Enhancement for one NOV with the same/similar violations, one agreed order containing a denial of liability, and two agreed orders without a denial of liability. Image: Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 75 Final Compliance History Adjustment Image: Compliance History Adjustment Image: Compliance History Adjustment Image: Compliance History Adjustment	N/A Adjustment Percentage (Subtotal 7) 0 Compliance History Summary Enhancement for one NOV with the same/similar violations, one agreed order containing a denial of liability, and two agreed orders without a denial of liability. Image: Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 75 Final Compliance History Adjustment Image: Compliance History Adjustment Image: Compliance History Adjustment Image: Compliance History Adjustment		I/A Adjustment Per	rcentage (Sub	ototal 3)			
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Final Compliance History Adjustment	Final Compliance History Adjustment	History	Enhancement for one NOV with the same/similar violations, one agreed order con	taining a denial				
		Final Course!		Subtotals 2,	3, & 7) 7			
	rinai Aujustment Percentage *capped at 100% 75	Final Complian			-+ 100%			

Screening Date 19-Apr-2022 **Docket No.** 2022-0455-PWS-E **Respondent** Michael Rodriguez dba Oak Acres Mobile Home Park

Case ID No. 62225

Reg. Ent. Reference No. RN102323052

Media Public Water Supply

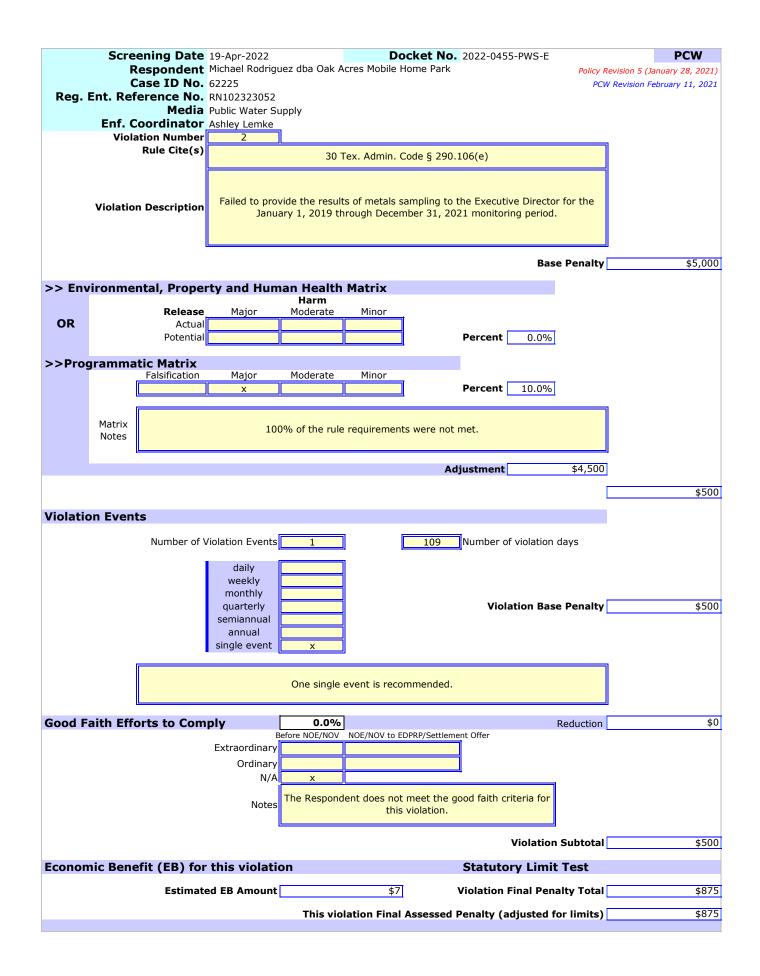
Enf. Coordinator Ashley Lemke

PCW Revision February 11, 2021

PCW

		ening Date		waz dha Qali		cket No. 2022-04	55-PWS-E		 PCW
		ase ID No.	Michael Rodrig 62225	uez dba Oak i	Acres Modile	Home Park			anuary 28, 2021) ebruary 11, 2021
Reg.			RN102323052						
	Enf. C		Public Water S	upply					
		tion Number	Ashley Lemke	1					
		Rule Cite(s)		<u> </u>					
				30 Tex. Admi	in. Code §§ 2	90.106(e) and 290.	107(e)		
	Vieletie	1 Description				and synthetic organ			
	violatio	Description				e Executive Director 1, 2020 monitoring		uary I,	
							Base	Penalty	\$5,000
>> Env	vironme	ntal Drone	rty and Hun	an Health	Matrix				
	vii onnie	iitai, riopei	ity and nun	Harm	Hatin				
OR		Release Actual		Moderate	Minor	1			
ÖK		Potential				Percent	0.0%		
>>Pro	gramma	tic Matrix Falsification	Major	Moderate	Minor				
			x			Percent	: 10.0%		
	Matrix		100	% of the rule	requirement	s were not met.			
	Notes								
						Adjustment	F	\$4,500	
						, ajustinent	-	<i>ų .,ccc</i>	+ 500
								l	\$500
Violati	on Even	ts							
		Number of V	/iolation Events	2	1	474 Number	of violation	days	
						<u> </u>		,	
			daily weekly						
			monthly						
			quarterly			Vio	lation Base	Penalty	\$1,000
			semiannual annual						
			single event	x	j				
			Two single	events are re	commended	(one for each samp	le).		
Good F	aith Effo	orts to Com	ply	0.0%				Reduction	 \$0
			Extraordinary	Before NOE/NOV	NOE/NOV to E	DPRP/Settlement Offer			
			Ordinary						
			N/A						
			Natas	The Respon	ident does no	ot meet the good fail	th criteria		
			Notes			s violation.			
							Violation	Subtotal	\$1,000
Econor	nic Bene	efit (EB) for	this violati	on		Statut	ory Limit	Test	
		Estimate	ed EB Amount		\$28	Violation	Final Pena	lty Total	\$1,750
									\$1,750
						ssessed Penalty (aujusted fo	n iimits)	\$1,750

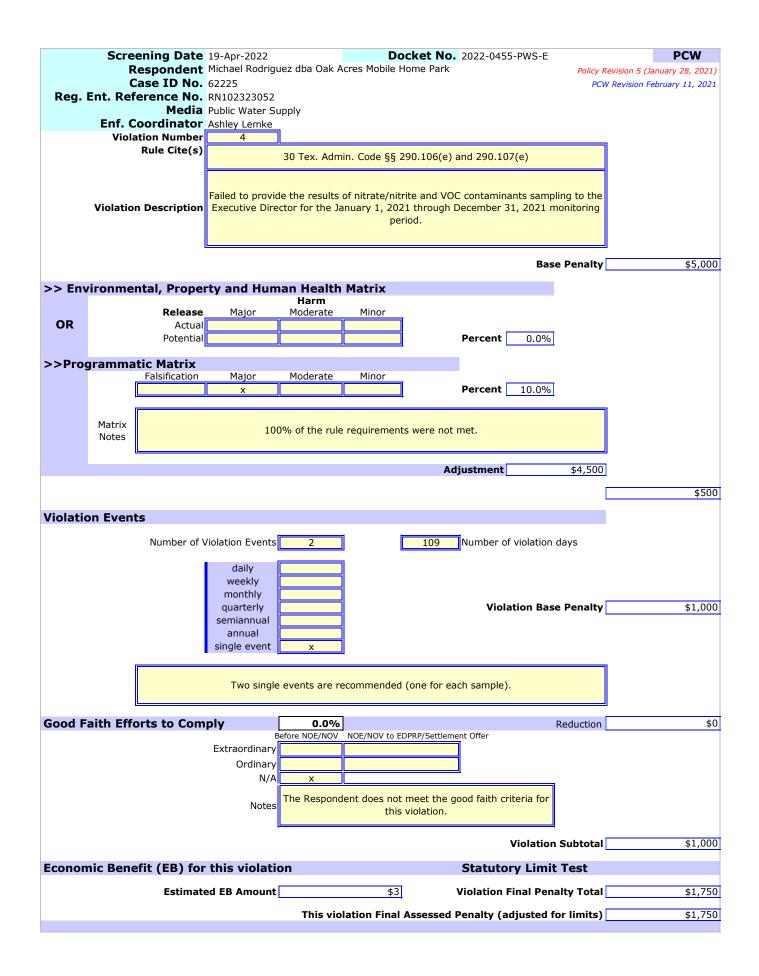
Case ID No. Reg. Ent. Reference No. Media Violation No.	Public Water S					Percent Interest	Years of Depreciation
						5.0	15
		Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	1						
Delayed Costs	; Ir			0.00	+0	+0	+0
Equipment Buildings				0.00	<u>\$0</u> \$0	<u>\$0</u> \$0	\$0
Other (as needed)				0.00	\$0 \$0	\$0	<u>\$0</u> \$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
	\$100	15-Apr-2022	14-Nov-2022	0.58	\$3	n/a	\$3
Training/Sampling							
Remediation/Disposal	<u> </u>			0.00	\$0	n/a	\$0
<u>, , , , , , , , , , , , , , , , , , , </u>					\$0 \$0	n/a n/a	\$0
Remediation/Disposal	\$267 The Training training and/	JO-Jan-2021 (Sampling cost in or oversight to en	14-Nov-2022 cludes the estim sure that future ed to the Execut	0.00 0.00 1.84 nated ar drinkin tive Dire	\$0 \$0 \$25 nount to implemen g water sample re	1.	\$0 \$25 es, guidance, y the Facility's
Remediation/Disposal Permit Costs	\$267 The Training training and/ laboratories The Other (cyanide x or	3/Sampling cost in or oversight to en and timely report as needed) cost in the sample and \$21	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estim L1.57 for SOC5 > Inlated from the co	0.00 0.00 1.84 drinkin cive Dire d date of nated a cone sa late the	\$0 \$0 \$25 nount to implement g water sample re- ctor, calculated fro- of compliance. mount to pay any mple) so that the sampling results	n/a n/a nt process procedur sults are released b	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs	\$267 The Training training and/ laboratories The Other (cyanide x or chemical ana	Jan-2021 (Sampling cost in or oversight to en and timely report as needed) cost in e sample and \$21 lysis results, calcu	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estin 11.57 for SOC5 > Ilated from the d	0.00 0.00 1.84 drinkin cive Dire d date of nated a cone sa late the complia	\$0 \$0 \$25 nount to implement g water sample re- ector, calculated fro- of compliance. mount to pay any imple) so that the sampling results of ance.	n/a n/a nt process procedur sults are released b om the record revie outstanding lab fee lab will release all d were due to the esti	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water mated date of
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	\$267 The Training training and/ laboratories The Other (cyanide x or chemical ana	Jan-2021 (Sampling cost in or oversight to en and timely report as needed) cost in e sample and \$21 lysis results, calcu	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estin 11.57 for SOC5 > Ilated from the d	0.00 0.00 1.84 drinkin drinkin dive Dire d date of nated a cone sa late the complia tering	\$0 \$0 \$25 nount to implement g water sample re- ector, calculated fro- of compliance. mount to pay any ample) so that the sampling results to ance. item (except for	n/a n/a nt process procedur sults are released b om the record revie outstanding lab fee lab will release all d were due to the esti one-time avoided	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water mated date of I costs)
Remediation / Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	\$267 The Training training and/ laboratories The Other (cyanide x or chemical ana	Jan-2021 (Sampling cost in or oversight to en and timely report as needed) cost in e sample and \$21 lysis results, calcu	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estin 11.57 for SOC5 > Ilated from the d	0.00 0.00 1.84 ated ar drinkin tive Dire d date of ated a cone sa late the complia tering 0.00	\$0 \$0 \$25 nount to implement g water sample re- ector, calculated fro- of compliance. mount to pay any imple) so that the sampling results to ance. item (except for \$0	n/a n/a nt process procedur sults are released b om the record revie outstanding lab fee lab will release all d were due to the esti one-time avoidec \$0	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water mated date of I costs) \$0
Remediation / Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	\$267 The Training training and/ laboratories The Other (cyanide x or chemical ana	Jan-2021 (Sampling cost in or oversight to en and timely report as needed) cost in e sample and \$21 lysis results, calcu	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estin 11.57 for SOC5 > Ilated from the d	0.00 0.00 1.84 ated ar drinkin tive Direction d date of ated ar cone satisfies on the compliant tering 0.00 0.00	\$0 \$0 \$25 nount to implement g water sample re- sector, calculated fro- of compliance. mount to pay any imple) so that the sampling results of ance. item (except for \$0 \$0	n/a n/a nt process procedur sults are released b om the record revie outstanding lab fee lab will release all d were due to the esti one-time avoideo \$0 \$0	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water mated date of I costs) \$0 \$0
Remediation / Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	\$267 The Training training and/ laboratories The Other (cyanide x or chemical ana	Jan-2021 (Sampling cost in or oversight to en and timely report as needed) cost in e sample and \$21 lysis results, calcu	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estin 11.57 for SOC5 > Ilated from the d	0.00 0.00 1.84 hated ar drinkin ive Dire d date of hated a c one sa late the complia tering 0.00 0.00 0.00	\$0 \$0 \$25 nount to implement g water sample re- sector, calculated from f compliance. mount to pay any imple) so that the sampling results vance. item (except for \$0 \$0 \$0 \$0 \$0	n/a n/a nt process procedur sults are released b om the record revie outstanding lab fee lab will release all d were due to the esti one-time avoidec \$0 \$0 \$0	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water mated date of 1 costs) \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	\$267 The Training training and/ laboratories The Other (cyanide x or chemical ana	Jan-2021 (Sampling cost in or oversight to en and timely report as needed) cost in e sample and \$21 lysis results, calcu	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estin 11.57 for SOC5 > Ilated from the d	0.00 0.00 1.84 ated ar drinkin ve Dired d date of ated a cone sa cone sa cone sa cone sa tering 0.00 0.00 0.00 0.00	\$0 \$0 \$25 nount to implement g water sample re- ector, calculated from f compliance. mount to pay any imple) so that the sampling results of ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a t process procedur sults are released b om the record revie outstanding lab fee lab will release all d were due to the esti one-time avoidec \$0 \$0 \$0 \$0 \$0	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water mated date of 1 costs) \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Notes for DELAYED costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	\$267 The Training training and/ laboratories The Other (cyanide x or chemical ana	Jan-2021 (Sampling cost in or oversight to en and timely report as needed) cost in e sample and \$21 lysis results, calcu	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estin 11.57 for SOC5 > Ilated from the d	0.00 0.00 1.84 hated ar drinkin ive Dire d date of hated a c one sa late the complia tering 0.00 0.00 0.00	\$0 \$0 \$25 nount to implement g water sample re- sector, calculated from f compliance. mount to pay any imple) so that the sampling results vance. item (except for \$0 \$0 \$0 \$0 \$0	n/a n/a nt process procedur sults are released b om the record revie outstanding lab fee lab will release all d were due to the esti one-time avoidec \$0 \$0 \$0	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water mated date of 1 costs) \$0 \$0 \$0 \$0
Remediation / Disposal Permit Costs Other (as needed) Notes for DELAYED costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	\$267 The Training training and/ laboratories The Other (cyanide x or chemical ana	Jan-2021 (Sampling cost in or oversight to en and timely report as needed) cost in e sample and \$21 lysis results, calcu	14-Nov-2022 Includes the estim sure that future ed to the Execut estimate Includes the estin 11.57 for SOC5 > Ilated from the d	0.00 0.00 1.84 ated ar drinkin ve Dired d date of ated a compliant tering 0.00 0.00 0.00 0.00	\$0 \$0 \$25 nount to implement g water sample re- ector, calculated fro- f compliance. mount to pay any imple) so that the sampling results to ance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a n/a nt process procedur sults are released b om the record revie outstanding lab fees lab will release all d were due to the esti one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$25 es, guidance, y the Facility's w date to the s (\$55.36 for rinking water mated date of I costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0



	E	conomic	Benefit	Woi	rksheet		
Respondent	Michael Rodrig	uez dba Oak Acre	es Mobile Home F	Park			
Case ID No.							
Reg. Ent. Reference No.							
	Public Water S	Supply				Percent Interest	Years of
Violation No.	2						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	<u>\$0</u> \$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs Other (as needed)	\$165	10-Jan-2022	14-Nov-2022	0.00	\$0 \$7	n/a n/a	<u>\$0</u> \$7
other (as needed)	3105	10 Juli 2022	14 1000 2022	0.04	رپ ا	n/a	<u>پ</u> ر
	future drinki	ng water sample i	results are releas	sed by t	the Facility's labora	and/or oversight to atories and timely re	eported to the
	Ex	ecutive Director i	s captured in the	e Econo	mic Benefit Works	heet of Violation No	. 1.
Notes for DELAYED costs							()
						outstanding lab fees	
						mical analysis result	
	T	rom the date the	sampling results	were a	lue to the estimate	d date of compliand	e.
Avoided Costs	ANNU	ALIZE avoided o	osts before en	tering	item (except for	one-time avoided	l 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 Other (as needed)				0.00	\$0 \$0	<u>\$0</u> \$0	\$0 \$0
Other (as needed)				0.00	\$0	<u>\$0</u>	<u>\$0</u>
Notes for AVOIDED costs							
		+					47
Approx. Cost of Compliance		\$165			TOTAL		\$7

	Screening Date		Docket No. 2022-0455-PWS-E	PCW
	Respondent Case ID No.	Michael Rodriguez dba Oak A	cres Mobile Home Park	Policy Revision 5 (January 28, 2021) PCW Revision February 11, 2021
Rea.	Ent. Reference No.			PCW Revision rebitiary 11, 2021
		Public Water Supply		
	Enf. Coordinator	Ashley Lemke		
	Violation Number			
	Rule Cite(s)	30 Tex. Admi	in. Code §§ 290.106(e) and 290.107(e)	
	Violation Description	contaminants sampling to the	ults of nitrate and volatile organic chemical ("Whe Executive Director for the January 1, 2020 onber 31, 2020 monitoring period.	
			Base	Penalty \$5,000
>> Env	vironmental, Prope	rty and Human Health	Matrix	
		Harm		
OR	Release Actual		Minor	
UK	Potential		Percent 0.0%	
>>Pro	grammatic Matrix			
	Falsification	Major Moderate	Minor Research	
		X	Percent 10.0%	
	Matrix	100% of the rule	requirements were not met.	
	Notes			
			Adjustment	\$4,500
				\$500
Violatio	on Events			
	Number of	Violation Events 2	474 Number of violation of	lays
				,
		daily		
		weekly monthly		
		quarterly	Violation Base	Penalty \$1,000
		semiannual		+ <u>-</u> ,
		annual		
		single event <u>x</u>		
		Two single events are re	commended (one for each sample).	
Cood	aith Efforts to Com			Reduction \$0
GOOD F	aith Efforts to Com		NOE/NOV to EDPRP/Settlement Offer	Reduction \$0
		Extraordinary		
		Ordinary		
		N/A x		
		The Respond	ent does not meet the good faith criteria for	
		Notes	this violation.	
			Violation	Subtotal \$1,000
Econor	mic Benefit (EB) for	this violation	Statutory Limit	Test
	Fetimat	ed EB Amount	\$6 Violation Final Pena	lity Total \$1,750
	Louilidu			
		This viol	ation Final Assessed Penalty (adjusted fo	or limits) \$1,750

	E	conomic	Benefit	Woi	rksheet		
		uez dba Oak Acre	es Mobile Home F	Park			
Case ID No. Reg. Ent. Reference No.							
	Public Water S						Years of
Violation No.		appiy				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	\$0 \$0
Land Record Keeping System				0.00	\$0	n/a 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)	\$66	10-Jan-2021	14-Nov-2022	1.84	\$6	n/a	\$6
Notes for DELAYED costs	Ex The Other nitrate x c	(as needed) cost i ne sample and \$	s captured in the includes the estin 56.77 for VOC co ysis results calcu	e Econo mated a ontamin ulated fi	mic Benefit Works amount to pay any ants x one sample	atories and timely re heet of Violation No outstanding lab fee) so that the lab wil ampling results wer	s (\$8.74 for release all
Avoided Costs	ANNU	ALIZE avoided c	osts before en	tering	item (except for	one-time avoided	l 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		<u>J. </u>		0.00	\$0	\$0	\$0
Approx. Cost of Compliance		\$66			TOTAL		\$6



Case ID No. Reg. Ent. Reference No.							
Media Violation No.	Public Water S 4	Supply				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	Tr			a	r		
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 \$0	n/a	<u>\$0</u> \$0
Training/Sampling				0.00	\$0	n/a	<u>\$0</u> \$0
Remediation/Disposal Permit Costs				0.00	\$0	n/a n/a	<u>\$0</u> \$0
Other (as needed)	\$66	10 1 2022	1.1.N. 2022		\$U	II/a	
	The delayed future drinking	ng water sample r	esults are releas	sed by t	he Facilities labora	n/a and/or oversight to atories and timely re heet of Violation No	eported to the
Notes for DELAYED costs	The delayed future drinkin Ex The Other (nitrate/nitrite	d cost to implement ng water sample r recutive Director is (as needed) cost i x one sample and	nt process proce esults are releas s captured in the ncludes the estin I \$56.77 for VOC vsis results, calco	edures, sed by t e Econo mated a C contai ulated f	guidance, training he Facilities labora mic Benefit Works amount to pay any minants x one sam	and/or oversight to atories and timely re	ensure that eported to the . 1. es (\$8.74 for will release al
	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estii l \$56.77 for VOC vsis results, calcu estimate	edures, sed by t e Econo mated a C contai ulated f d date o	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance.	and/or oversight to atories and timely re heet of Violation No outstanding lab fee pple) so that the lab sampling results we	ensure that eported to the . 1. es (\$8.74 for will release all re due to the
Avoided Costs	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estii l \$56.77 for VOC vsis results, calcu estimate	dures, sed by t Econo mated a C conta ulated f d date o	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance.	and/or oversight to atories and timely re heet of Violation No outstanding lab fee pple) so that the lab sampling results wer one-time avoided	ensure that ported to the . 1. es (\$8.74 for will release al re due to the i costs)
Avoided Costs Disposal	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estii l \$56.77 for VOC vsis results, calcu estimate	edures, sed by t e Econo mated a C contai ulated f d date o tering 0.00	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance. item (except for \$0	and/or oversight to atories and timely re heet of Violation No outstanding lab fee pple) so that the lab sampling results we one-time avoidec \$0	ensure that eported to the . 1. es (\$8.74 for will release al re due to the I costs) \$0
Avoided Costs Disposal Personnel	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estii l \$56.77 for VOC vsis results, calcu estimate	edures, sed by t e Econo mated a C contai ulated f d date o tering 0.00	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance.	and/or oversight to atories and timely re heet of Violation No outstanding lab fee pple) so that the lab sampling results we one-time avoideo \$0 \$0	ensure that eported to the . 1. es (\$8.74 for will release al re due to the foosts) \$0 \$0
Avoided Costs Disposal Personnel	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estii l \$56.77 for VOC vsis results, calcu estimate	edures, sed by t e Econo mated a C contai ulated f d date o tering 0.00	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance. item (except for \$0	and/or oversight to atories and timely re heet of Violation No outstanding lab fee pple) so that the lab sampling results we one-time avoidec \$0	ensure that eported to the . 1. es (\$8.74 for will release al re due to the I costs) \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estin I \$56.77 for VOC vsis results, calcu estimate	dures, sed by t e Econo mated a C contar ulated f d date o 0.00 0.00 0.00 0.00	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance. item (except for \$0 \$0 \$0 \$0	and/or oversight to atories and timely re heet of Violation No outstanding lab fee pple) so that the lab sampling results we one-time avoided \$0 \$0 \$0 \$0	ensure that eported to the . 1. es (\$8.74 for will release al re due to the for the so \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estin I \$56.77 for VOC vsis results, calcu estimate	dures, sed by t e Econo mated a C contar ulated f d date o tering 0.00 0.00	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance.	and/or oversight to atories and timely re heet of Violation No outstanding lab fee ple) so that the lab sampling results we one-time avoideo \$0 \$0 \$0	ensure that eported to the . 1. es (\$8.74 for will release all re due to the f costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel nspection/Reporting/Sampling Supplies/Equipment Financial Assurance	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estin I \$56.77 for VOC vsis results, calcu estimate	edures, sed by t e Econo ulated f d date o tering 0.00 0.00 0.00 0.00 0.00	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	and/or oversight to atories and timely re heet of Violation No outstanding lab fee pple) so that the lab sampling results wer one-time avoideo \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ensure that ported to the . 1. es (\$8.74 for will release all re due to the f costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	The delayed future drinkii Ex The Other (nitrate/nitrite drinking wa	d cost to implemen ng water sample r recutive Director is (as needed) cost i x one sample and ter chemical analy	nt process proce esults are releas s captured in the ncludes the estin I \$56.77 for VOC vsis results, calcu estimate	edures, sed by t e Econo mated a C contai ulated f d date o 0.00 0.00 0.00 0.00 0.00 0.00	guidance, training the Facilities labora mic Benefit Works amount to pay any minants x one sam rom the date the s of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	and/or oversight to atories and timely re heet of Violation No outstanding lab fee pple) so that the lab sampling results we one-time avoideo \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	ensure that eported to the . 1. will release all re due to the 1 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	g Date 19-Apr-2022	auge dhe Oeli A	Docket No. 2022-0455-PWS-		PCW
-	ID No. 62225	Juez dba Oak A	cres Mobile Home Park		ision 5 (January 28, 2021) evision February 11, 2021
Reg. Ent. Referen		2			
F =6 O	Media Public Water S				
Ent. Coord Violation	linator Ashley Lemke	٦			
		Admin Code	e § 290.51(a)(6) and Tex. Water Code § 5.	702	
	30 1			.702	
Violation Des			Health Service fees and/or any associated l ration Account No. 91810179 for Fiscal Yea		
	<u>L</u>		В	ase Penalty	\$5,000
>> Environmental,	Property and Hu	man Health			40,000
		Harm			
OR	Release Major Actual	Moderate	Minor		
	Potential		Percent 0.0 ⁰	%	
>>Programmatic M Fals	ification Major	Moderate	Minor		
			Percent 0.0 ⁴	%	
Matrix					
Notes					
			Adjustment	\$5,000	
					\$0
Violation Events					·
Violation Events					
Nu	mber of Violation Event	s	Number of violation	on days	
	daily				
	weekly				
	monthly quarterly		Violation B	ase Penalty	\$0
	semiannual		Violation B		40
	annual				
	single event				
All p	enalties and fees will be	determined by	the Financial Administration Division at the	e next billing	
			cycle.	Ĵ	
Good Faith Efforts	to Comply	0.0%		Reduction	\$0
		Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer		
	Extraordinar	·			
	Ordinar N/A				
	,		ent does not meet the good faith criteria fo)r	
	Note	s	this violation.		
			Violati	on Subtotal	\$0
Economic Benefit (EB) for this violat	ion	Statutory Lin	nit Test	
	Estimated EB Amoun	t	\$0 Violation Final Po	enalty Total	\$0
		This viol	lation Final Assessed Penalty (adjusted	a for limits)	\$0

	F	conomic	Ronofit	Wor	kchoot		
Desarradant				-	KSHEEL		
		uez dba Oak Acre	s Mobile Home	Park			
Case ID No.	62225						
Reg. Ent. Reference No.	RN102323052						
	Public Water S					_	Years of
Violation No.		app.)				Percent Interest	Depreciation
	J						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Notes for DELAYED costs				N/#			
Avoided Costs	ANNU	ALIZE avoided co	osts before er		<u> </u>	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
Financial Assurance ONE-TIME avoided costs				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Other (as needed)				0.00	<u>\$0</u> \$0	\$0	<u>\$0</u> \$0
Other (as needed)		<u> </u>		0.00	\$ U	\$ U	\$ U
Notes for AVOIDED costs				N/A	A		
Approx. Cost of Compliance		\$0			TOTAL		\$0



Compliance History Report

Compliance History Report for CN604302380, RN102323052, Rating Year 2021 which includes Compliance History (CH) components from September 1, 2016, through August 31, 2021.

Customer, Res Owner/Operat	pondent, or CN604302380, Rodriguez, tor:	, Michael Classification: NOT APPLICABLE Rating: N/A
Regulated Enti	ity: RN102323052, OAK ACRES	ES MOBILE HOME Classification: NOT APPLICABLE Rating: N/A
Complexity Poi	ints: N/A	Repeat Violator: N/A
CH Group:	14 - Other	
Location:	1225 OSTEEN STREET, TR	AILER 1 NEAR VIDOR, ORANGE COUNTY, TEXAS
TCEQ Region:	REGION 10 - BEAUMONT	
ID Number(s): PUBLIC WATER	SYSTEM/SUPPLY REGISTRATION 18101	179
Compliance His	story Period: September 01, 2016 t	to August 31, 2021 Rating Year: 2021 Rating Date: 09/01/2021
Date Complian	ce History Report Prepared:	April 18, 2022
Agency Decisio	on Requiring Compliance History:	: Enforcement
Component Pe	riod Selected: April 18, 2017 to A	April 18, 2022
TCEQ Staff Me	mber to Contact for Additional In	nformation Regarding This Compliance History.
Name: As	hley Lemke	Phone: (512) 239-1118
A. Final Order	(Multimedia) for the Site Are rs, court judgments, and consent tive Date: 12/05/2017 AD ssification: Moderate	
Cita Des Clas Cita Des	ation: 30 TAC Chapter 290, SubChapter 30 TAC Chapter 290, SubChapter 5A THSC Chapter 341, SubChapter 5cription: Failure to maintain the disinfect ssification: Minor ation: 30 TAC Chapter 290, SubChapter 30 TAC Chapter 290, SubChapter	er F 290.110(b)(4) oter A 341.0315(c) ction residual above 0.2 mg/L free chlorine throughout distribution. er D 290.46(f)(2)
Clas Cita Des per	ssification: Moderate ation: 30 TAC Chapter 290, SubChapter 30 TAC Chapter 290, SubChapter	er F 290.106(e) ailed to monitor and/or report cyanide levels to the TCEQ for the triennial monitoring

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(4)

30 TAC Chapter 290, SubChapter F 290.107(e)

Description: SOC5 MR 3Y2014 - The system failed to monitor and/or report synthetic organic contaminants (Group SOC5) levels to the TCEQ for the triennial monitoring period from 01/01/2012 to 12/31/2014 within the required timeline. Classification: Moderate

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

30 TAC Chapter 290, SubChapter F 290.122(f)

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

Classification: Moderate

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

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 4Q2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the fourth quarter of 2014.

Classification: Moderate

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

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 2Q2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the second quarter of 2014.

Classification: Moderate

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

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: LCR RD MR PN YR2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a distribution lead and copper reduced monitoring and reporting violation for the annual reduced monitoring period from 01/01/2014 to 12/31/2014.

Classification: Moderate

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

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 1Q2014 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the first quarter of 2014. Classification: Moderate

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

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 4Q2013 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the fourth quarter of 2013.

Classification: Moderate

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

30 TAC Chapter 290, SubChapter F 290.122(f)

Description: DLQOR MR PN 3Q2013 Posting and Reporting Violation - Failure to submit a signed certificate of delivery to the Executive Director certifying that public notice was issued pursuant to 30 Tex. Admin. Code §290.122 during the time period that public notice was required for a disinfectant monitoring and reporting violation during the third quarter of 2013.

Effective Date: 06/20/2018 ADMINORDER 2017-1430-PWS-E (Findings Order-Agreed Order Without Denial)

Classification: Major

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

30 TAC Chapter 290, SubChapter F 290.122(f)

Rqmt Prov: OP 2.a.iii and 2.b.i ORDER

Description: Failure to provide public notification and submit a copy of the public notification to the Executive Director regarding the failure to conduct routine coliform monitoring for the months of April, May, June, July, and September 2013. Failure to comply with Agreed Order Docket No. 2014-0915-PWS-E.

Classification: Major

Citation: 2A TWC Chapter 5, SubChapter A 5.702

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

Rqmt Prov: OP 2.a.v and 2.b.i ORDER

Description: Failure to pay Public Health Service fees and associated late fees for TCEQ Financial Administration Account

Compliance History Report for CN604302380, RN102323052, Rating Year 2021 which includes Compliance History (CH) components from April 18, 2017, through April 18, 2022.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	April 04, 2018	(1479185)
Item 2	February 06, 2020	(1623388)
Item 3	February 10, 2020	(1623395)

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

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

1	Date:	03/24/2022	(1806120)			
	Self Report	? NO			Classification:	Moderate
	Citation:	30 TAC 30 TAC	Chapter 290, Sub Chapter 290, Sub	Chapter D 290.46(f)(Chapter F 290.106(c) Chapter F 290.106(c) Chapter F 290.106(c))(4))(9)	
	Description	for the timeline	triennial monitoring e. ETT Point Value	period from 01/01/	/2019 to 12/31/20	al levels to the TCEQ 21 within the required 07/2020
	Self Report	? NO			Classification:	Moderate
	Citation: Description	30 TAC 30 TAC 30 TAC 30 TAC 30 TAC	Chapter 290, SubC Chapter 290, SubC Chapter 290, SubC Chapter 290, SubC	Chapter D 290.46(f)(Chapter F 290.106(c) Chapter F 290.106(c) Chapter F 290.106(c) Chapter F 290.106(c) Chapter F 290.106(c) stem failed to monit)(6))(7))(9))	itrate and nitrite levels
	·	to the T the req		T Point Value = 5; S		o 12/31/2021 within OT SUBMITTED,
	Self Report	? NO			Classification:	Moderate
	Citation:	30 TAC	Chapter 290, SubC	Chapter D 290.46(f)(Chapter F 290.107(c) Chapter F 290.107(c))(2)	
	Description	contam 12/31/2	inants levels to the 2021 within the req	tem failed to monito TCEQ for the annua uired timeline. ETT BMITTED, SAMPLE C	I monitoring period Point Value = 1;	d from 01/01/2021 to

F. Environmental audits:

N/A

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

N/A

Sites Outside of Texas:

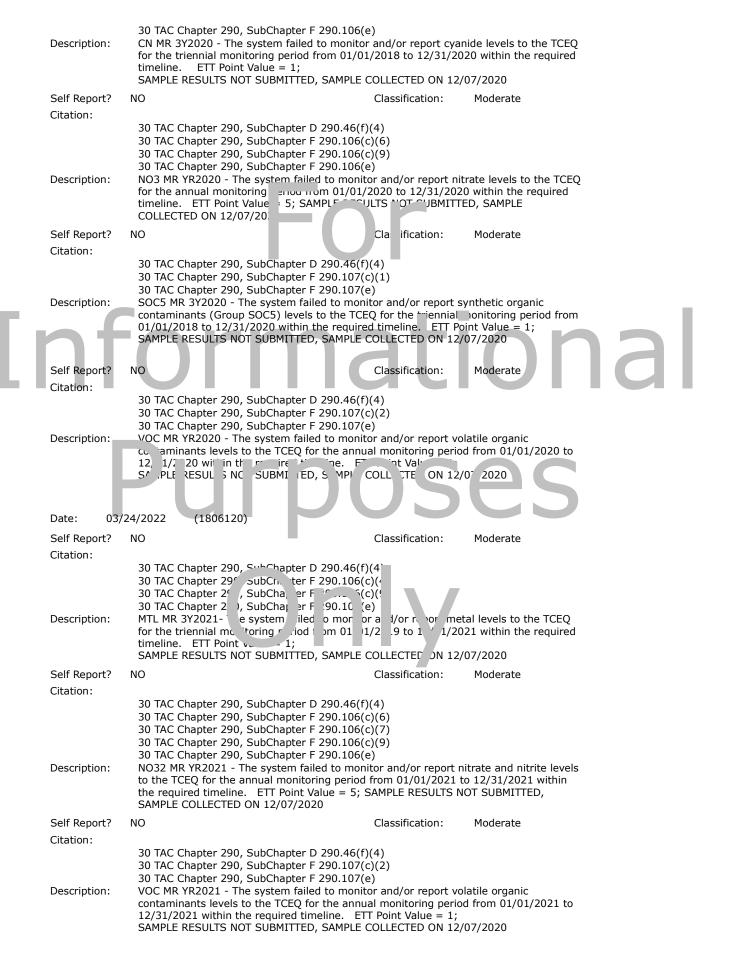
N/A

Component Appendices

Appendix A All NOVs Issued During Component Period 4/18/2017 and 4/18/2022

1	Date: 0	6/28/2017	(1401034)			
	Self Report?	NO			Classification:	Minor
	Citation:					
	Description:		hapter 290, SubChapter the Oak Acres Mobile H Fence.		er system to main	tain the intruder
	Self Report? Citation:	NO	- L		Classification:	Moderate
	Description:	Failure by	napter 290, SubChapter the Oak Acres Mobile H ne discharge pipe of its v	lome Park wat	er system to provi	
	Self Report?	NO			Classification:	Minor
	Citation:		hapter 290, SubChapter	D 290 45(b)(1)(F)(i)	
Τ.	Description		Oak Acres to provide 1.			ell production.
2	Date: 0	3/16/2020	(1633187)		ודר	onal
- 14 A	Self Report? Citation:	NO			Classification:	Minor
	Description:		hapter 290, SubChapter Oak Acres MHP to have			
	Self Report?		Oak Acres Mille to Have	•	Classification:	Minor
	Citation:					
	Description:		hapter 290, SubChapter Oak Acres MHP to adeq			ual tank inspections.
	Self Report?	NO			Classification:	Minor
	Citation:		200 CubCharter	D 200 46(-)(1)	
	Description:		hapter 290, SubChapter Oak Acres MHP to calib			years.
	Self Report?	NO			C ssification:	Minor
	Citation:		anter 200 SubCharter	D 200 46/6/		
	Description:		hapter 290, SubChapter Oak Acres MHP to main			ad end mains are
	Self Report?	NO			Classification:	Minor
	Citation:		hapter 290, SubChapter	D 200 46(m)		
	Description:		Oak Acres MHP to main	• • •	der resistant fence	
	Self Report?	NO			Classification:	Minor
	Citation:		hapter 290, SubChapter	E 200 121(a)		
	Description:	Failure by	Oak Acres MHP to main plant and at a central lo	ntain a copy of		an at each water
	Self Report?	NO			Classification:	Moderate
	Citation:		hapter 290, SubChapter	D 290 45(b)(1)(A)(i)	
	Description:	5A THSC Failure to Specifical	Chapter 250, Subchapter Chapter 341, SubChapter provide a well capacity of y, the Facility had 30 co only 23 gpm of well cap	er A 341.0315 of 1.5 gallons onnections req	(c) per minute ("gpm' uiring a well capaci	ity of 45 gpm.
3*		3/31/2021	(1806120)			
	Self Report?	NO			Classification:	Moderate
	Citation:	30 TAC CI	napter 290, SubChapter napter 290, SubChapter napter 290, SubChapter	F 290.106(c)	(4)	

Compliance History Report for CN604302380, RN102323052, Rating Year 2021 which includes Compliance History (CH) components from April 18, 2017, through April 18, 2022.



* NOVs applicable for the Compliance History rating period 9/1/2016 to 8/31/2021

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Compliance History Report for CN604302380, RN102323052, Rating Year 2021 which includes Compliance History (CH) components from April 18, 2017, through April 18, 2022.

Appendix B All Investigations Conducted During Component Period April 18, 2017 and April 18, 2022

Item 1	May 09, 2017**	(1409464)
Item 2	June 28, 2017**	(1401034)
Item 3*	April 04, 2018**	(1479185)
Item 4	February 18, 2019**	(1540535)
Item 5*	February 06, 2020**	(1623388)
Item 6*	February 10, 2020**	(1623395)
Item 7	March 13, 2020**	(163318
Item 8	December 04, 2020**	(168674
Item 9	October 18, 2021	(176376
Item 10	April 13, 2022	(1806120)
Item 11	April 15, 2022	(1810148)

* re-valuations document of during this investigation * T restig it remarked to the restigation of the rest

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



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IN THE MATTER OF AN ENFORCEMENT ACTION CONCERNING MICHAEL RODRIGUEZ DBA OAK ACRES MOBILE HOME PARK; RN102323052

BEFORE THE

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY

DEFAULT ORDER

DOCKET NO. 2022-0455-PWS-E

On ______, the Texas Commission on Environmental Quality ("Commission" or "TCEQ") considered the Executive Director's Preliminary Report and Petition, filed pursuant to TEX. HEALTH & SAFETY CODE ch. 341, TEX. WATER CODE ch. 5, and the rules of the TCEQ, which requests appropriate relief, including the imposition of an administrative penalty and corrective action of the respondent. The respondent made the subject of this Order is Michael Rodriguez dba Oak Acres Mobile Home Park ("Respondent").

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

FINDINGS OF FACT

- 1. Respondent owns and operates a public water system ("PWS") located at 1225 Osteen Street Trailer 1 in Vidor, Orange County, Texas (the "Facility"). The Facility provides water for human consumption, has approximately 30 service connections, and serves at least 25 people per day for at least 60 days per year. As such, the Facility is a PWS as defined in 30 Tex. ADMIN. CODE § 290.38(71).
- 2. During a record review conducted on April 4, 2022 through April 15, 2022, an investigator documented that Respondent:
 - a. Failed to provide the results of cyanide and synthetic organic chemical Group 5 ("SOC5") contaminants sampling to the Executive Director for the January 1, 2018 through December 31, 2020 monitoring period;
 - b. Failed to provide the results of metals sampling to the Executive Director for the January 1, 2019 through December 31, 2021 monitoring period;
 - c. Failed to provide the results of nitrate and volatile organic chemical ("VOC") contaminants sampling to the Executive Director for the January 1, 2020 through December 31, 2020 monitoring period;
 - d. Failed to provide the results of nitrate/nitrite and VOC contaminants sampling to the Executive Director for the January 1, 2021 through December 31, 2021 monitoring period; and
 - e. Failed to pay the annual Public Health Service fees and/or any associated late fees for TCEQ Financial Administration Account No. 91810179 for Fiscal Year 2022.
- 3. The Executive Director filed the "Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of Michael Rodriguez dba Oak Acres Mobile Home Park" (the "EDPRP") in the TCEQ Chief Clerk's office on August 3, 2023.

- 4. Respondent filed an answer requesting a hearing on May 9, 2024, and the matter was referred to the State Office of Administrative Hearings ("SOAH") on August 19, 2024.
- 5. On November 12, 2024, the Administrative Law Judge ("ALJ") issued Order No. 3, which memorialized the agreement the parties reached during the preliminary hearing to set the evidentiary hearing for February 13, 2025. The SOAH docket clerk mailed a copy of Order No. 3 to Respondent at his last known address via first class mail, postage pre-paid.
- 6. On February 13, 2025, the Administrative Law Judge ("ALJ") convened the evidentiary hearing. Respondent failed to appear, and the Executive Director requested that the ALJ enter a finding that Respondent was served with proper notice of the hearing and the matter be dismissed from the SOAH Docket and remanded to the Executive Director so that a Default Order may be entered by the Commission.
- 7. On February 13, 2025, the ALJ entered a finding that Respondent was served with proper notice of the hearing and remanded the matter to the Executive Director by SOAH Order No. 4 so that TCEQ may dispose of this case on a default basis.

CONCLUSIONS OF LAW

- 1. As evidenced by Finding of Fact No. 1, Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 341, TEX. WATER CODE chs. 5 and 30 and the rules of the TCEQ.
- 2. As evidenced by Finding of Fact No. 2.a., Respondent failed to provide the results of cyanide and SOC5 contaminants sampling to the Executive Director, in violation of 30 Tex. ADMIN. CODE §§ 290.106(e) and 290.107(e).
- 3. As evidenced by Finding of Fact No. 2.b., Respondent failed to provide the results of metals sampling to the Executive Director, in violation of 30 TEX. ADMIN. CODE § 290.106(e).
- 4. As evidenced by Finding of Fact No. 2.c., Respondent failed to provide the results of nitrate and VOC contaminants sampling to the Executive Director, in violation of 30 TEX. ADMIN. CODE §§ 290.106(e) and 290.107(e).
- 5. As evidenced by Finding of Fact No. 2.d., Respondent failed to provide the results of nitrate/nitrite and VOC contaminants sampling to the Executive Director, in violation of 30 TEX. ADMIN. CODE §§ 290.106(e) and 290.107(e).
- 6. As evidenced by Finding of Fact No. 2.e., Respondent failed to pay the annual Public Health Service fees and/or any associated late fees for TCEQ Financial Administration Account No. 91810179, in violation of 30 TEX. ADMIN. CODE § 290.51(a)(6) and TEX. WATER CODE § 5.702.
- 7. As evidenced by Finding of Fact No. 4, Respondent filed an answer requesting a hearing as required by Tex. HEALTH & SAFETY CODE § 341.049 and 30 Tex. ADMIN. CODE § 70.105, and the matter was referred to SOAH pursuant to Tex. HEALTH & SAFETY CODE § 341.049(f), 1 Tex. ADMIN. CODE §§ 155.53(b) and 155.101(d) and 30 Tex. ADMIN. CODE § 70.109.
- 8. As evidenced by Finding of Fact No. 5, Respondent was provided proper notice of the evidentiary hearing in accordance with Tex. Gov'T CODE §§ 2001.051(1) and 2001.052, Tex. HEALTH & SAFETY CODE § 341.049(f), 1 Tex. ADMIN. CODE §§ 155.105(b), 155.401, and 155.501, and 30 Tex. ADMIN. CODE §§ 1.11, 1.12, 39.405, 39.413, 39.423, and 80.6.
- 9. As evidenced by Findings of Fact Nos. 6 and 7, Respondent failed to appear for the evidentiary hearing, and pursuant to Tex. Gov'T CODE § 2001.056(4) and 1 Tex. ADMIN. CODE § 155.501(e), the ALJ dismissed the case from the SOAH docket so that the Commission may enter a Default Order against Respondent and assess the penalty recommended by the Executive Director pursuant to Tex. HEALTH & SAFETY CODE § 341.049 and 30 Tex. ADMIN. CODE § 70.106(b).

- 10. Pursuant to TEX. HEALTH & SAFETY CODE § 341.049(a), the Commission has the authority to assess an administrative penalty against Respondent for violations of state statutes within TCEQ's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
- 11. An administrative penalty in the amount of \$6,125 is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. HEALTH & SAFETY CODE § 341.049(b).
- 12. TEX. WATER CODE §§ 5.102 and 7.002 authorize the Commission to issue orders and make determinations necessary to effectuate the purposes of the statutes within its jurisdiction.

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

- 1. Respondent is assessed an administrative penalty in the amount of \$6,125 for violations of state statutes and rules of the TCEQ. The payment of this penalty and Respondent's compliance with all the requirements set forth in this Order resolve only the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations which are not raised here.
- 2. The penalty assessed by this Order shall be paid within 30 days after the effective date of this Order. All checks submitted to pay the penalty imposed by this Order shall be made out to TCEQ and shall be sent with the notation "Re: Michael Rodriguez dba Oak Acres Mobile Home Park; Docket No. 2022-0455-PWS-E" to:

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

- 3. Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order:
 - i. Ensure that all delinquent drinking water chemical analysis results for cyanide, SOC5 contaminants, metals, nitrate, nitrite, and VOC contaminants sampling are reported to the Executive Director, in accordance with 30 TEX. ADMIN. CODE §§ 290.106 and 290.107;
 - ii. Implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that future drinking water chemical sample results for cyanide, SOC5 contaminants, metals, nitrate, nitrite, and VOC contaminants are released by the Facility's laboratories and timely reported to the Executive Director within the first ten days following the month in which the results are received by the public water system, or the first ten days following the end of the monitoring period, whichever occurs first, in accordance with 30 Tex. ADMIN. CODE §§ 290.106 and 290.107; and
 - iii. Submit payment for all outstanding fees, interest, and penalties for TCEQ
 Financial Administration Account No. 91810179. The payment shall be sent
 with the notation "Michael Rodriguez dba Oak Acres Mobile Home Park.,
 Financial Administration Account No. 91810179" 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 Michael Rodriguez dba Oak Acres Mobile Home Park Docket No. 2022-0455-PWS-E Page 4

Within 45 days after the effective date of this Order, submit written certification to demonstrate compliance with Ordering Provision Nos. 3.a.i and 3.a.ii.
 The certification shall be accompanied by detailed supporting documentation, including photographs, receipts, and/or other records, shall be signed by Respondent, and shall include the following certification language:

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

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

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

and:

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

- 4. All relief not expressly granted in this Order is denied.
- 5. The provisions of this Order shall apply to and be binding upon Respondent. Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
- 6. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by Respondent shall be made in writing to the Executive Director. Extensions are not effective until Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Enforcement Division at the address listed above.
- 7. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to Respondent if the Executive Director determines that Respondent has not complied with one or more of the terms or conditions in this Order.
- 8. 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.
- 9. 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.
- 10. The Chief Clerk shall provide a copy of this fully executed Order to each of the parties. By law, the effective date of this Order shall be the date the Order is final, as provided by 30 TEX. ADMIN. CODE § 70.106(d) and TEX. GOV'T CODE § 2001.144.

Michael Rodriguez dba Oak Acres Mobile Home Park Docket No. 2022-0455-PWS-E Page 5

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



UNSWORN DECLARATION OF MISTY JAMES

"On behalf of the Executive Director of the Texas Commission on Environmental Quality, the 'Executive Director's Preliminary Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of Michael Rodriguez dba Oak Acres Mobile Home Park' (the "EDPRP") was filed in the TCEQ Chief Clerk's office on August 3, 2023.

Respondent filed an answer requesting a hearing on May 9, 2024, and the matter was referred to the State Office of Administrative Hearings ("SOAH") on August 19, 2024. On November 12, 2024, the Administrative Law Judge ("ALJ") issued Order No. 3, which set the evidentiary hearing for February 13, 2025. The SOAH docket clerk mailed a copy of Order No. 3 to Respondent at his last known address via first class mail, postage pre-paid.

Respondent failed to appear at the hearing on February 13, 2025. At that hearing, the Executive Director requested that the ALJ enter a finding that Respondent was served with proper notice of the hearing and the matter be remanded to the Executive Director pursuant to 1 TEX. ADMIN. CODE § 155.501(e), which gives an ALJ the authority to remand the case back to the TCEQ for informal disposition on a default basis in accordance with TEX. GOV'T CODE § 2001.056.

The ALJ remanded the matter to the Executive Director by SOAH Order No. 4, issued on February 13, 2025, so that TCEQ may dispose of this case on a default basis."

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

Executed in	Travis	County,
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State of Texas,

on the <u>14th</u> day of <u>April</u>, 2025

Declarant