

Executive Summary – Enforcement Matter – Case No. 62466

Key Largo Utilities LLC

RN101244481

Docket No. 2022-0715-PWS-E

Order Type:

Findings Agreed Order

Findings Order Justification:

Three repeated enforcement actions (or two orders with nuisance violations) over the prior five year period for the same violation(s).

Media:

PWS

Small Business:

Yes

Location(s) Where Violation(s) Occurred:

Key Largo Utilities, located at the intersection of Dolphin Drive and Pompano Drive, Freeport, Brazoria 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: March 1, 2024

Comments Received: No

Penalty Information

Total Penalty Assessed: \$6,075

Total Paid to General Revenue: \$6,075

Total Due to General Revenue: \$0

Payment Plan: N/A

Compliance History Classifications:

Person/CN - N/A

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: May 9, 2022 through May 20, 2022

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

Executive Summary – Enforcement Matter – Case No. 62466

**Key Largo Utilities LLC
RN101244481
Docket No. 2022-0715-PWS-E**

Violation Information

Failed to provide public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to collect lead and copper tap samples and regarding the failure to conduct water quality parameter sampling [30 TEX. ADMIN. CODE § 290.122(c)(2)(A) and (f)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

By June 23, 2023, the Respondent provided public notification and submitted a copy of each public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to collect lead and copper tap samples for the July 1, 2018 through December 31, 2018, January 1, 2019 through June 30, 2019, July 1, 2019 through December 31, 2019, and July 1, 2020 through December 31, 2020 monitoring periods and regarding the failure to conduct water quality parameter sampling for the July 1, 2018 through December 31, 2018, January 1, 2019 through June 30, 2019, July 1, 2019 through December 31, 2019, January 1, 2020 through June 30, 2020, and July 1, 2020 through December 31, 2020 monitoring periods.

Technical Requirements:

N/A

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Ilia Perez-Ramirez, Enforcement Division, Enforcement Team 5, MC R-12, (713) 767-3743; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

Respondent: William Comee, Manager, Key Largo Utilities LLC, 16010 Kempton Park Drive, Spring, Texas 77379

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	23-May-2022			
	PCW	9-Jun-2022	Screening	9-Jun-2022	EPA Due 30-Jun-2022

RESPONDENT/FACILITY INFORMATION					
Respondent	Key Largo Utilities LLC				
Reg. Ent. Ref. No.	RN101244481				
Facility/Site Region	12-Houston	Major/Minor Source		Minor	

CASE INFORMATION					
Enf./Case ID No.	62466	No. of Violations	1		
Docket No.	2022-0715-PWS-E	Order Type	Findings		
Media Program(s)	Public Water Supply	Government/Non-Profit	No		
Multi-Media		Enf. Coordinator	Ilia Perez-Ramirez		
		EC's Team	Enforcement Team 5		
Admin. Penalty \$ Limit Minimum	\$50	Maximum	\$5,000		

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$4,500
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History	45.0%	Adjustment	Subtotals 2, 3, & 7	\$2,025
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Notes

Enhancement for one agreed order containing a denial of liability and one agreed order without a denial of liability.

Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
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Notes

The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$450
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts \$39
Estimated Cost of Compliance \$225

*Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$6,075
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes

Final Penalty Amount	\$6,075
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$6,075
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DEFERRAL	0.0%	Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes

No deferral is recommended for Findings Orders.

PAYABLE PENALTY	\$6,075
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Screening Date

9-Jun-2022

Docket No.

2022-0715-PWS-E

PCW

Respondent

Key Largo Utilities LLC

Case ID No.

62466

Reg. Ent. Reference No.

RN101244481

Media

Public Water Supply

Enf. Coordinator

Ilia Perez-Ramirez

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

Compliance History Worksheet

>> Compliance History 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%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	1	20%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	1	25%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)	0	0%
	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 (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>)	0	0%
	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%
Other	Environmental management systems in place for one year or more	No	0%
	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 Percentage (Subtotal 2)

45%

>> Repeat Violator (Subtotal 3)

N/A

Adjustment Percentage (Subtotal 3)

0%

>> Compliance History Person Classification (Subtotal 7)

N/A

Adjustment Percentage (Subtotal 7)

0%

>> Compliance History Summary

Compliance History Notes

Enhancement for one agreed order containing a denial of liability and one agreed order without a denial of liability.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7)

45%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100%

45%

Screening Date	9-Jun-2022	Docket No.	2022-0715-PWS-E	PCW
Respondent	Key Largo Utilities LLC			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	62466			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101244481			
Media	Public Water Supply			
Enf. Coordinator	Ilia Perez-Ramirez			
Violation Number	1			
Rule Cite(s)	30 Tex. Admin. Code § 290.122(c)(2)(A) and (f)			
Violation Description	Failed to provide public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to collect lead and copper tap samples for the July 1, 2018 through December 31, 2018, January 1, 2019 through June 30, 2019, July 1, 2019 through December 31, 2019 and July 1, 2020 through December 31, 2020 monitoring periods and regarding the failure to conduct water quality parameter sampling for the July 1, 2018 through December 31, 2018, January 1, 2019 through June 30, 2019, July 1, 2019 through December 31, 2019, January 1, 2020 through June 30, 2020, and July 1, 2020 through December 31, 2020 monitoring periods.			
		Base Penalty	\$5,000	
>> Environmental, Property and Human Health Matrix				
OR	Release	Harm		
		Major Moderate Minor		
	Actual			
	Potential			
			Percent	0.0%
>>Programmatic Matrix				
	Falsification	Major Moderate Minor		
		x		
			Percent	10.0%
Matrix Notes	100% of the rule requirements were not met.			
		Adjustment	\$4,500	
			\$500	
Violation Events				
	Number of Violation Events	9	881	Number of violation days
	daily			
	weekly			
	monthly			
	quarterly			
	semiannual			
	annual			
	single event	x		
	Nine single events are recommended, one for each notification.			
Good Faith Efforts to Comply	10.0%		Reduction	\$450
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer		
Extraordinary				
Ordinary		x		
N/A				
Notes	The Respondent achieved compliance on June 23, 2023.			
		Violation Subtotal	\$4,050	
Economic Benefit (EB) for this violation				
Statutory Limit Test				
Estimated EB Amount	\$39	Violation Final Penalty Total	\$6,075	
This violation Final Assessed Penalty (adjusted for limits)				
\$6,075				

Economic Benefit Worksheet

Respondent Case ID No. Reg. Ent. Reference No. Media Violation No.

Key Largo Utilities LLC 62466 RN101244481 Public Water Supply 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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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)	\$225	10-Jan-2020	23-Jun-2023	3.45	\$39	n/a	\$39

Notes for DELAYED costs

The Other (as needed) delayed cost includes the estimated amount to ensure that the delinquent public notifications (\$25 per notification x nine notifications) are provided to persons served by the Facility and a copy of each public notification, accompanied with a signed Certificate of Delivery, is submitted to the Executive Director, calculated from the due date of the earliest public notification to the date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering 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 \$225

TOTAL \$39



Compliance History Report

Compliance History Report for CN605614882, RN101244481, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator: CN605614882, Key Largo Utilities LLC **Classification:** NOT APPLICABLE **Rating:** N/A

Regulated Entity: RN101244481, KEY LARGO UTILITIES **Classification:** NOT APPLICABLE **Rating:** N/A

Complexity Points: N/A **Repeat Violator:** N/A

CH Group: 14 - Other

Location: INTERSECTION OF DOLPHIN DRIVE AND POMPARNO DRIVE NEAR FREEPORT, BRAZORIA COUNTY, TEXAS

TCEQ Region: REGION 12 - HOUSTON

ID Number(s):
PUBLIC WATER SYSTEM/SUPPLY REGISTRATION
0200401

Compliance History Period: September 01, 2018 to August 31, 2023 **Rating Year:** 2023 **Rating Date:** 09/01/2023

Date Compliance History Report Prepared: November 27, 2023

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: November 27, 2018 to November 27, 2023

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.
Name: Ilia Perez-Ramirez **Phone:** (512) 239-2556

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:

- 1 Effective Date: 03/06/2020 ADMINORDER 2019-0542-PWS-E (Findings Order-Agreed Order Without Denial)
- Classification: Moderate
- Citation: 30 TAC Chapter 290, SubChapter F 290.117(e)(2)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(3)
- Description: LCR WQP MR - The system failed to monitor for water quality parameters in accordance with TCEQ rules two times during the 1st 6M2016 monitoring period at entry point location CR 257Q / CR 257N, Brazosport (EP001) and/or the distribution system.
- Classification: Moderate
- Citation: 30 TAC Chapter 290, SubChapter F 290.117(f)(1)(A)(ii)
30 TAC Chapter 290, SubChapter F 290.117(i)(7)
- Description: LCR SCC - The system failed to submit the Study for Corrosion (SCC) in accordance with TCEQ rules 290.117(f) and 290.117(i) after exceeding the lead/copper action level from the end of the reduced monitoring period from 01/01/2015 to 12/31/2015 plus 365 days.
- Classification: Moderate
- Citation: 30 TAC Chapter 290, SubChapter F 290.117(i)(6)
30 TAC Chapter 290, SubChapter F 290.117(j)
- Description: LCR LCN - The system failed to provide a consumer notice of lead tap water monitoring results to persons served at the sites (taps) that were tested during the six-month monitoring period from 01/01/2016 to 06/30/2016.
- Classification: Moderate
- Citation: 30 TAC Chapter 290, SubChapter F 290.117(i)(6)

30 TAC Chapter 290, SubChapter F 290.117(j)

Description: LCR LCN - The system failed to provide a consumer notice of lead tap water monitoring results to persons served at the sites (taps) that were tested during the reduced monitoring period from 01/01/2015 to 12/31/2015.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)
30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description: DLQOR MR 3Q2018 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the third quarter of 2018 within the required timeline.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)
30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description: DLQOR MR 2Q2018 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the second quarter of 2018 within the required timeline.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)
30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description: DLQOR MR 1Q2018 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the first quarter of 2018 within the required timeline.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(A)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Description: LCR RT MR 1st 6M2018 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the routine six-month monitoring period from 01/01/2018 to 06/30/2018 within the required timeline.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(A)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Description: LCR RT MR 2nd 6M2017 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the routine six-month monitoring period from 07/01/2017 to 12/31/2017 within the required timeline.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.117(e)(2)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(3)

Description: LCR WQP MR 1st 6M2018 - The system failed to monitor for water quality parameters in accordance with TCEQ rules two times during the 1st 6M2018 monitoring period at entry point location CR 257Q/CR257N; Brazosport (PBCU001) and the distribution system.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.117(e)(2)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(3)

Description: LCR WQP MR 1st 6M2017 - The system failed to monitor for water quality parameters in accordance with TCEQ rules two times during the 1st 6M2017 monitoring period at entry point location CR 257Q/CR 257N; Brazosport (PBCU001) and the distribution system.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.117(e)(2)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(3)

Description: LCR WQP MR 2nd 6M2016 - The system failed to monitor for water quality parameters in accordance with TCEQ rules two times during the 2nd 6M2016 monitoring period at entry point location CR 257Q/CR 257N; Brazosport (PBCU001) and the distribution system.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.117(i)(6)
30 TAC Chapter 290, SubChapter F 290.117(j)

Description: LCR LCN 1st 6M2017- The system failed to provide a consumer notice of lead tap water monitoring results to persons served at the sites (taps) that were tested during the six-month monitoring period from 01/01/2017 to 06/30/2017.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.117(i)(6)
30 TAC Chapter 290, SubChapter F 290.117(j)

Description: LCR LCN 2nd 6M2016- The system failed to provide a consumer notice of lead tap water monitoring results to persons served at the sites (taps) that were tested during the six-month monitoring period from 07/01/2016 to 12/31/2016.
Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter H 290.271(b)

30 TAC Chapter 290, SubChapter H 290.274(a)

30 TAC Chapter 290, SubChapter H 290.274(c)

Description: CCR 2017 - The system failed to provide the Consumer Confidence Report (CCR) for 2017 to its bill-paying customers and/or the TCEQ by July 1st of the following year.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description: DLQOR MR 4Q2018 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the fourth quarter of 2018 within the required timeline.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(A)

30 TAC Chapter 290, SubChapter F 290.117(h)

30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Description: LCR RT MR 2nd 6M2018 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the routine six-month monitoring period from 07/01/2018 to 12/31/2018 within the required timeline.

2 Effective Date: 06/13/2023 ADMINORDER 2022-1228-UTL-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

Citation: 2B TWC Chapter 13, SubChapter A 13.1394(b)(2)

Description: Failure to submit to the TCEQ for approval an emergency preparedness plan ("EPP") that demonstrates the Facility's ability to provide emergency operations. As of the date of this investigation, System has not submitted EPP for approval. ETT Point Value = 0.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 2 April 22, 2020 (1623664)

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

H. Voluntary on-site compliance assessment dates:

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 11/27/2018 and 11/27/2023

- | | | | |
|---|----------------------------|--------------------------|--|
| 1 | Date: 01/26/2017 (1512363) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: | | |
| | | | 30 TAC Chapter 290, SubChapter F 290.117(e)(2)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(3) |
| | Description: | | LCR WQP MR 2nd 6M2016 - The system failed to monitor for water quality parameters in accordance with TCEQ rules two times during the 2nd 6M2016 monitoring period at entry point location CR 257Q/CR 257N; Brazosport (PBCU001) and the distribution system. |
| 2 | Date: 04/17/2017 (1512363) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: | | |
| | | | 30 TAC Chapter 290, SubChapter F 290.117(i)(6)
30 TAC Chapter 290, SubChapter F 290.117(j) |
| | Description: | | LCR LCN 2nd 6M2016- The system failed to provide a consumer notice of lead tap water monitoring results to persons served at the sites (taps) that were tested during the six-month monitoring period from 07/01/2016 to 12/31/2016. |
| 3 | Date: 08/16/2017 (1512363) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: | | |
| | | | 30 TAC Chapter 290, SubChapter F 290.117(e)(2)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(3) |
| | Description: | | LCR WQP MR 1st 6M2017 - The system failed to monitor for water quality parameters in accordance with TCEQ rules two times during the 1st 6M2017 monitoring period at entry point location CR 257Q/CR 257N; Brazosport (PBCU001) and the distribution system. |
| 4 | Date: 10/19/2017 (1512363) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: | | |
| | | | 30 TAC Chapter 290, SubChapter F 290.117(i)(6)
30 TAC Chapter 290, SubChapter F 290.117(j) |
| | Description: | | LCR LCN 1st 6M2017- The system failed to provide a consumer notice of lead tap water monitoring results to persons served at the sites (taps) that were tested during the six-month monitoring period from 01/01/2017 to 06/30/2017. |
| 5 | Date: 02/08/2018 (1512363) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: | | |
| | | | 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(A)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(1) |
| | Description: | | LCR RT MR 2nd 6M2017 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the routine six-month monitoring period from 07/01/2017 to 12/31/2017 within the required timeline. |
| 6 | Date: 04/04/2018 (1512363) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: | | |
| | | | 30 TAC Chapter 290, SubChapter F 290.109(c)(1)
30 TAC Chapter 290, SubChapter F 290.109(c)(3)

30 TAC Chapter 290, SubChapter F 290.109(g)(14) |

40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.859(a)(1)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.859(b)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(b)(1)
Description: RTCR L1 Violation 08/31/2016 - 09/30/2016 - Failure to complete a Level 1 Assessment or provide an adequate Level 1 Assessment after it was triggered during the monitoring period 08/2016.

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter F 290.109(c)(2)
30 TAC Chapter 290, SubChapter F 290.109(c)(3)
30 TAC Chapter 290, SubChapter F 290.109(g)(14)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.859(a)(2)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.859(b)
40 CFR Chapter 141, SubChapter D, PT 141, SubPT Y 141.860(b)(1)

Description: RTCR L2 Violation 08/11/2017 - 09/10/2017 - Failure to complete a Level 2 Assessment or provide an adequate Level 2 Assessment after it was triggered during the monitoring period 08/2017.

7 Date: 06/25/2018 (1512363)

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)
30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description: DLQOR MR 1Q2018 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the first quarter of 2018 within the required timeline.

8 Date: 10/02/2018 (1512363)

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)
30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description: DLQOR MR 2Q2018 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the second quarter of 2018 within the required timeline.

9 Date: 10/31/2018 (1512363)

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter F 290.117(e)(2)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(3)

Description: LCR WQP MR 1st 6M2018 - The system failed to monitor for water quality parameters in accordance with TCEQ rules two times during the 1st 6M2018 monitoring period at entry point location CR 257Q/CR257N; Brazosport (PBCU001) and the distribution system.

10 Date: 11/06/2018 (1512363)

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter F 290.117(c)(2)(A)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(1)

Description: LCR RT MR 1st 6M2018 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the routine six-month monitoring period from 01/01/2018 to 06/30/2018 within the required timeline.

11 Date: 01/10/2019 (1512363)

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)

30 TAC Chapter 290, SubChapter F 290.110(f)(3)

Description: DLQOR MR 3Q2018 - The system failed to monitor and/or report distribution

- | | | | | | | | |
|----|--------------|---|-----------|--------------|----|-----------------|----------|
| 12 | Date: | 01/18/2019 | (1512363) | Self Report? | NO | Classification: | Moderate |
| | Citation: | 30 TAC Chapter 290, SubChapter H 290.271(b)
30 TAC Chapter 290, SubChapter H 290.274(a)
30 TAC Chapter 290, SubChapter H 290.274(c) | | | | | |
| | Description: | CCR 2017 - The system failed to provide the Consumer Confidence Report (CCR) for 2017 to its bill-paying customers and/or the TCEQ by July 1st of the following year. | | | | | |
| 13 | Date: | 03/08/2019 | (1553989) | Self Report? | NO | Classification: | Moderate |
| | Citation: | 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(A)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(1) | | | | | |
| | Description: | LCR RT MR 2nd 6M2018 - The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the routine six-month monitoring period from 07/01/2018 to 12/31/2018 within the required timeline. | | | | | |
| 14 | Date: | 03/22/2019 | (1553989) | Self Report? | NO | Classification: | Moderate |
| | Citation: | 30 TAC Chapter 290, SubChapter F 290.110(e)(4)(A)
30 TAC Chapter 290, SubChapter F 290.110(f)(3) | | | | | |
| | Description: | DLQOR MR 4Q2018 - The system failed to monitor and/or report distribution disinfectant residuals to the TCEQ for the fourth quarter of 2018 within the required timeline. | | | | | |
| 15 | Date: | 03/25/2020 | (1817175) | Self Report? | NO | 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 RT MR PN 2nd 6M2018 - 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 follow-up distribution lead and copper monitoring and reporting violation for the 6 month monitoring period from 07/01/2018 to 12/31/2018. ETT Point Value = 1; SAMPLES NOT COLLECTED | | | | | |
| 16 | Date: | 06/10/2020 | (1817175) | Self Report? | NO | 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 WQP PN 2nd 6M2018 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 water quality parameter monitoring and reporting violation for the monitoring period from 07/01/2018 to 12/31/2018 at the entry point and the distribution system. ETT Point Value = 1 | | | | | |
| 17 | Date: | 10/09/2020 | (1817175) | Self Report? | NO | 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 RT MR PN 1st 6M2019 - 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 follow-up distribution lead and copper monitoring and reporting violation for the 6 month monitoring period from 01/01/2019 to 06/30/2019. ETT Point Value = 1; SAMPLES NOT COLLECTED

18 Date: 10/20/2020 (1817175)

Self Report? NO

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 WQP PN 1st 6M2019 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 water quality parameter monitoring and reporting violation for the monitoring period from 01/01/2019 to 06/30/2019 at the entry point and the distribution system. ETT Point Value = 1

19 Date: 04/26/2021 (1817175)

Self Report? NO

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 RT MR PN 2nd 6M2019 - 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 follow-up distribution lead and copper monitoring and reporting violation for the 6 month monitoring period from 07/01/2019 to 12/31/2019. ETT Point Value = 1; SAMPLES NOT COLLECTED

Self Report? NO

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 WQP PN 2nd 6M2019 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 water quality parameter monitoring and reporting violation for the monitoring period from 07/01/2019 to 12/31/2019 at the entry point and the distribution system. ETT Point Value = 1

20 Date: 04/30/2021 (1704396)

Self Report? NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.46(n)(2)

Description: Failure to provide an accurate and up-to-date map of the distribution system shall be available so that valves and mains can be easily located during emergencies.

Self Report? NO

Classification: Minor

Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(iv)

Description: Failure to provide records of the dates that dead-end mains were flushed.

Self Report? NO

Classification: Minor

Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(3)

Description: Failure to maintain a record of provide records of monthly operating reports.

Self Report? NO

Classification: Moderate

Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(iii)

Description: Failure to provide the date, location, and nature of water quality, pressure, or outage complaints received by the system and the results of any subsequent complaint investigation

Self Report? NO

Classification: Minor

Citation:

30 TAC Chapter 290, SubChapter D 290.42(m)

Description: Failure to provide each water treatment plant and all appurtenances thereof shall

- | | | | |
|-----|--|--------------------------|--|
| 21 | Date: 11/03/2021 (1817175) | | |
| | Self Report? NO | 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 WQP PN 1st 6M2020 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 water quality parameter monitoring and reporting violation for the monitoring period from 01/01/2020 to 06/30/2020 at the entry point and the distribution system. ETT Point Value = 1 | | |
| 22 | Date: 04/12/2022 (1817175) | | |
| | Self Report? NO | 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 RT MR PN 2nd 6M2020 - 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 follow-up distribution lead and copper monitoring and reporting violation for the 6 month monitoring period from 07/01/2020 to 12/31/2020. ETT Point Value = 1; SAMPLES NOT COLLECTED | | |
| | Self Report? NO | 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 WQP PN 2nd 6M2020 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 water quality parameter monitoring and reporting violation for the monitoring period from 07/01/2020 to 12/31/2020 at the entry point and the distribution system. ETT Point Value = 1 | | |
| 23* | Date: 10/17/2022 (1840586) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: 30 TAC Chapter 290, SubChapter D 290.46(n)(2) | | |
| | Description: Failure to provide an accurate and up-to-date map of the distribution system shall be available so that valves and mains can be easily located during emergencies. | | |
| | Self Report? NO | Classification: Minor | |
| | Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(iv) | | |
| | Description: Failure to provide records of the dates that dead-end mains were flushed. | | |
| | Self Report? NO | Classification: Minor | |
| | Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(3) | | |
| | Description: Failure to maintain a record of provide records of monthly operating reports. | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: 30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(iii) | | |
| | Description: Failure to provide the date, location, and nature of water quality, pressure, or outage complaints received by the system and the results of any subsequent complaint investigation | | |
| | Self Report? NO | Classification: Minor | |
| | Citation: 30 TAC Chapter 290, SubChapter D 290.42(m) | | |
| | Description: Failure to provide each water treatment plant and all appurtenances thereof shall be closed by an intruder-resistant fence. The gates shall be locked during periods of darkness and when the plant is unattended. | | |
| | Self Report? NO | Classification: Minor | |

Citation:	30 TAC Chapter 290, SubChapter F 290.118(b)		
Description:	Failure to meet the Secondary Constituent Level for color.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 290, SubChapter F 290.110(e)(5)		
Description:	Failure to make available the Nitrification Action Plan (NAP).		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 290, SubChapter D 290.46(f)(3)(B)(ix)		
Description:	Failure to make available the free and total chlorine, monochloramine, ammonia, nitrite, and nitrate monitoring results if chloramines are used in the water system.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 290, SubChapter D 290.46(d)(2)(B)		
Description:	Failure to maintain a chloramine residual of 0.5 mg/L (measured as total chlorine) for those systems that distribute chloraminated water.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 290, SubChapter D 290.46(q)(6)(F)		
Description:	Failure to provide a copy of the Boil Water Notice Rescinded to the executive director.		

* NOV's applicable for the Compliance History rating period 9/1/2018 to 8/31/2023

Appendix B

All Investigations Conducted During Component Period November 27, 2018 and November 27, 2023

Item 1	February 26, 2019**	(1512363)
Item 2	April 02, 2019**	(1553989)
Item 3	April 05, 2019**	(1550373)
Item 4	October 29, 2019**	(1598845)
Item 5	February 11, 2020**	(1625604)
Item 6*	April 22, 2020**	(1623664)
Item 7	May 18, 2022**	(1817175)
Item 8	May 20, 2022**	(1817390)
Item 9	September 09, 2022**	(1841513)
Item 10	October 19, 2023	(1923931)

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2018 and 08/31/2023.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
KEY LARGO UTILITIES LLC
RN101244481

§ BEFORE THE
§
§ TEXAS COMMISSION ON
§
§ ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2022-0715-PWS-E

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Key Largo Utilities LLC (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 presented this Order to the Commission.

The Respondent understands that it has certain procedural rights at certain points in the enforcement process, including the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that 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. The duties and responsibilities imposed by this Order are binding upon the Respondent.

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

I. FINDINGS OF FACT

1. The Respondent owns and operates a public water supply located at the intersection of Dolphin Drive and Pompano Drive near Freeport, Brazoria County, Texas (the "Facility"). The Facility provides water for human consumption, has approximately 22 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).
2. During a record review for the Facility conducted on May 9, 2022 through May 20, 2022, an investigator documented that the Respondent did not provide public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to collect lead and copper tap samples for the July 1, 2018 through December 31, 2018, January 1, 2019 through June 30, 2019, July 1, 2019 through December 31, 2019, and July 1, 2020 through December 31, 2020 monitoring periods and regarding the failure to conduct water quality parameter sampling for the July 1, 2018 through December 31, 2018, January 1, 2019 through June 30, 2019, July 1, 2019 through December 31, 2019, January 1, 2020 through June 30, 2020, and July 1, 2020 through December 31, 2020 monitoring periods.

3. The Executive Director recognizes that by June 23, 2023, the Respondent provided public notification and submitted a copy of each public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to collect lead and copper tap samples for the July 1, 2018 through December 31, 2018, January 1, 2019 through June 30, 2019, July 1, 2019 through December 31, 2019, and July 1, 2020 through December 31, 2020 monitoring periods and regarding the failure to conduct water quality parameter sampling for the July 1, 2018 through December 31, 2018, January 1, 2019 through June 30, 2019, July 1, 2019 through December 31, 2019, January 1, 2020 through June 30, 2020, and July 1, 2020 through December 31, 2020 monitoring periods.

II. CONCLUSIONS OF LAW

1. As evidenced by Finding of Fact No. 1, the Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 341. the rules of the TCEQ.
2. As evidenced by Finding of Fact No. 2, the Respondent failed to provide public notification and submit a copy of the public notification, accompanied with a signed Certificate of Delivery, to the Executive Director regarding the failure to collect lead and copper tap samples and regarding the failure to conduct water quality parameter sampling, in violation of 30 TEX. ADMIN. CODE § 290.122(c)(2)(A) and (f).
3. Pursuant to TEX. HEALTH & SAFETY CODE § 341.049(a), the TCEQ has the authority to assess an administrative penalty against the Respondent for violations of state statutes within the TCEQ's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
4. An administrative penalty in the amount of \$6,075 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). The Respondent paid the \$6,075 penalty.

III. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Conclusion of Law No. 4 for violations of state statutes and rules of the TCEQ. The payment of this penalty and the 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 that are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Key Largo Utilities LLC, Docket No. 2022-0715-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. All relief not expressly granted in this Order is denied.
3. 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.
4. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
5. 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 in this Order.
6. 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.
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.
8. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.

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



For the Executive Director

3/22/2024


Date

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

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

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


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



Signature



Date



Name (Printed or typed)
Authorized Representative of
Key Largo Utilities LLC



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.