

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 59359
Canyon Lake Estates Water Supply Corporation
RN101220309
Docket No. 2022-0970-PWS-E

Order Type:

Findings Agreed Order

Findings Order Justification:

Indifference to legal duty based on violation of a previous order.

Media:

PWS

Small Business:

Yes

Location Where Violations Occurred:

1403 Fuller Drive, Canyon Lake, Comal County

Type of Operation:

public water system (“PWS”)

Other Significant Matters:

Additional Pending Enforcement Actions:	None
Past-Due Penalties:	\$7,900
Past-Due Fees:	None
Other:	None
Interested Third Parties:	None

Texas Register Publication Date: November 28, 2025

Comments Received: None

Penalty Information

Total Penalty Assessed: \$69,762

Total Paid to General Revenue: \$142

Total Due to General Revenue: \$69,620

Payment Plan: 11 monthly payments of \$100,
followed by 24 payments of \$2,855 each

Compliance History Classifications:

Person/CN - N/A
Site/RN - N/A

Major Source: No

Statutory Limit Adjustment: None

Applicable Penalty Policy: January 28, 2021

Investigation Information

Complaint Date: N/A

Dates of Investigation: May 9, 2022; March 26, 2023

Date of NOV: N/A

Dates of NOEs: July 22, 2022; March 17, 2023

Violation Information

1. Failed to provide an accurate and up-to-date map of the distribution system so that valves and mains can easily be located during emergencies [30 TEX. ADMIN. CODE § 290.46(n)(2) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.i].
2. Failed to ensure that the electrical wiring is securely installed in compliance with a local or national electrical code [30 TEX. ADMIN. CODE § 290.46(v) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.ii].
3. Failed to ensure additional protection in the form of an air gap or a backflow prevention assembly (“BPA”) was provided at all residences or establishments where an actual or potential contamination hazard exists 30 TEX. ADMIN. CODE § 290.47(f) [30 TEX. ADMIN. CODE § 290.44(h)(1)(A) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.iii].
4. Failed to inspect the Facility's two ground storage tanks (“GSTs”) annually [30 TEX. ADMIN. CODE § 290.46(m)(1)(A) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.iv].
5. Failed to calibrate the Facility's well meter at least once every three years [30 TEX. ADMIN. CODE § 290.46(s)(1) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.v].
6. Failed to provide all of the Facility's GSTs with a liquid level indicator [30 TEX. ADMIN. CODE § 290.43(c)(4) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.c.i].
7. Failed to maintain the Facility's two GSTs in strict accordance with current American Water Works Association (“AWWA”) standards with an overflow pipe that terminates downward with a gravity-hinged and weighted cover tightly fitted with no gap over 1/16 inch [30 TEX. ADMIN. CODE § 290.43(c)(3) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.c.ii].
8. Failed to maintain at the public water system accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned [30 TEX. ADMIN. CODE § 290.46(n)(1) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.i].
9. Failed to ensure that wellheads and pump bases are sealed by a gasket or sealing compound and properly vented with a well casing vent that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located so as to minimize the drawing of contaminants into the well [30 TEX. ADMIN. CODE § 290.41(c)(3)(K) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.ii].
10. Failed to ensure that clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage [30 TEX. ADMIN. CODE § 290.43(c)(6) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.iii].
11. Failed to obtain a sanitary control easement covering land within 150 feet of the Facility's well [30 TEX. ADMIN. CODE § 290.41(c)(1)(F) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.iv].
12. Failed to provide a pressure tank capacity of 20 gallons per connection [TEX. HEALTH & SAFETY CODE § 341.0315(c), 30 TEX. ADMIN. CODE § 290.45(b)(1)(B)(iv), and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.g.i].
13. Failed to provide two or more service pumps having a total capacity of 2.0 gallons per minute (“gpm”) per connection [TEX. HEALTH & SAFETY CODE § 341.0315(c), 30 TEX. ADMIN. CODE § 290.45(b)(1)(B)(iii), and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.g.ii].
14. Failed to flush the dead-end mains at monthly intervals [30 TEX. ADMIN. CODE § 290.46(l)].

15. Failed to collect routine distribution coliform samples at a customer's premise, dedicated sampling station, or other designated compliance sampling location at active service connections which are representative of water quality throughout the distribution system [30 TEX. ADMIN. CODE § 290.109(d)(1)(A)].
16. Failed to mail or directly deliver one copy of the Consumer Confidence Report (“CCR”) to each bill paying customer by July 1 for each year, and failed to submit to the TCEQ by July 1 for each year a copy of the annual CCR certification that the CCR has been distributed to the customers of the Facility and that the information in the CCR is correct and consistent with compliance monitoring data for the calendar years 2020 and 2021 [30 TEX. ADMIN. CODE §§ 290.271(b) and 290.274(a) and (c)].
17. Failed to conduct water quality parameter sampling at each of the Facility's entry points and the required distribution sample sites, have the samples analyzed, and report the results to the Executive Director for the July 1, 2021, through December 31, 2021, monitoring period [30 TEX. ADMIN. CODE § 290.117(e)(2), (h), and (i)(3)].
18. Failed to collect lead and copper tap samples at the required five sample sites, have the samples analyzed, and report the results to the Executive Director for the January 1, 2022, through December 31, 2022, monitoring period [30 TEX. ADMIN. CODE § 290.117(c)(2)(B), (h), and (i)(1)].
19. Failed to complete corrective action or be in compliance with an approved corrective action plan and schedule within 120 days of receiving notification from a laboratory of a fecal indicator positive raw groundwater source sample on November 2, 2020 [30 TEX. ADMIN. CODE § 290.116(b)(2)].
20. Failed to collect and report the results of nitrate, synthetic organic chemical (“SOC”) contaminants Group 5, volatile organic chemical (“VOC”) contaminants, and Stage 2 Disinfection Byproducts (“DBP2”) sampling to the Executive Director for the January 1, 2022, through December 31, 2022, monitoring period [30 TEX. ADMIN. CODE §§ 290.106(c) and (e), 290.107(c) and (e), and 290.115(c) and (e)].
21. Failed to collect and report the results of cyanide, metals and minerals, and SOC contaminants (Methods 504, 515, and 531) sampling to the Executive Director for the January 1, 2020, through December 31, 2022, monitoring period [30 TEX. ADMIN. CODE §§ 290.106(c) and (e) and 290.107(c) and (e)].

Corrective Actions/Technical Requirements

Corrective Actions Completed:

1. By April 28, 2023, prepared and mailed or directly delivered the 2021 CCR to the customers of the Facility and to TCEQ.
2. By June 19, 2023, collected and analyzed the required lead and copper samples.
3. By July 10, 2023:
 - a. Conducted water quality parameter sampling and reported the results to the Executive Director; and
 - b. Implemented corrective action procedures after receiving notification from a laboratory of a fecal indicator positive raw groundwater source sample.
4. By July 14, 2023, collected and analyzed the chemical analysis samples for nitrate, SOC contaminants Group 5, VOC contaminants, DBP2, cyanide, metals, minerals, and SOC contaminants.

Technical Requirements:

1. Within 30 days:
 - a. Make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies;
 - b. Secure the electrical wiring in compliance with a local or national code for the electrical wiring at the Facility's well;
 - c. Ensure that a proper BPA or air gap is provided at the locations where an actual or potential contamination hazard exists, including but not limited to the water line used for raw water flushing and bulk water refills;
 - d. Conduct an inspection of the Facility's two GSTs;
 - e. Calibrate the Facility's well meter;
 - f. Begin flushing all dead-end mains at monthly intervals or more often as needed if water quality complaints are received from water customers or if disinfectant residuals fall below acceptable levels; and
 - g. Collect routine distribution coliform samples at a customer's premise, dedicated sampling station, or other designated compliance sampling location at active service connections that are representative of water quality throughout the Facility's distribution system.
2. Within 45 days submit written certification to demonstrate compliance with Technical Requirement Nos. 1.a. through 1.e. and 1.g.
3. Within 60 days:
 - a. Provide a liquid level indicator for each of the Facility's two GSTs; and
 - b. Provide an overflow pipe that terminates downward with a gravity hinged and weighted cover that fits tightly with no gap over 1/16 inch, in accordance with AWWA standards, for each of the Facility's two GSTs.
4. Within 75 days submit written certification to demonstrate compliance with Technical Requirement Nos. 3.a. and 3.b.
5. Within 90 days:
 - a. Compile and maintain accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank;
 - b. Provide the Facility's well with a well casing vent that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located to minimize the drawing of contaminants into the well;
 - c. Ensure clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage, including repairing the leaks in the Facility's two GSTs; and
 - d. Obtain a sanitary control easement that covers the land within 150 feet of the Facility's well or obtain Commission approval of an exception to the easement requirement.
6. Within 105 days submit written certification to demonstrate compliance with Technical Requirement Nos. 5.a. through 5.d.
7. Within 135 days submit written certification to demonstrate compliance with Technical Requirement No. 1.f.
8. Within 180 days:
 - a. Provide a pressure tank capacity of at least 20 gallons per connection; and
 - b. Provide two or more service pumps having a total capacity of at least 2.0 gpm per connection.

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 59359
Canyon Lake Estates Water Supply Corporation
RN101220309
Docket No. 2022-0970-PWS-E

9. Within 195 days submit written certification to demonstrate compliance with Technical Requirement Nos. 8.a. and 8.b.

Litigation Information

Date Petition Filed: July 24, 2024
Date of Service: July 27, 2024
Settlement Date: October 27, 2025

Contact Information

TCEQ Attorneys: William Hogan, Litigation Division, (512) 239-3400
Sheldon Wayne, Public Interest Counsel, (512) 239-6363
TCEQ Litigation Agenda Coordinator: Katherine McKenzie, Litigation Division, (512) 239-2575
TCEQ Enforcement Coordinator: Miles Wehner, Enforcement Division, (512) 239-2813
TCEQ Regional Contact: Joy Thurston-Cook, San Antonio Regional Office, (210) 490-3096
Respondent Contact: Peter C. Hill, President, Canyon Lake Estates Water Supply Corporation, P.O. Box
3194 Canyon Lake, Texas 78133
Respondent's Attorney: N/A

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Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	25-Jul-2022	Screening	3-Aug-2022	EPA Due	
	PCW	10-Aug-2022				

RESPONDENT/FACILITY INFORMATION	
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Reg. Ent. Ref. No.	RN101220309
Facility/Site Region	13-San Antonio
Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	59359	No. of Violations	15
Docket No.	2022-0970-PWS-E	Order Type	Findings
Media Program(s)	Public Water Supply	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Miles Wehner
		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	\$47,300
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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	25.0%	Adjustment	Subtotals 2, 3, & 7	\$11,825
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Notes	Enhancement for one default order.
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Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
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Notes	The Respondent does not meet the culpability criteria.
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Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$0
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$3,325	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$14,061	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$59,125
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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	
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Final Penalty Amount	\$59,125
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$59,125
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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.
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PAYABLE PENALTY	\$59,125
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Screening Date	3-Aug-2022	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)		Policy Revision 5 (January 28, 2021)	
Case ID No.	59359	PCW Revision February 11, 2021		
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

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>)	0	0%
	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) 25%

>> **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 default order.
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Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 25%

>> **Final Compliance History Adjustment**

Final Adjustment Percentage *capped at 100% 25%

Screening Date 3-Aug-2022	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 290.46(n)(2) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.i

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

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
	Potential	<input type="text"/>	<input type="text"/>		<input type="text"/>
				Percent <input type="text" value="0.0%"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	x	<input type="text"/>	<input type="text"/>	
					Percent <input type="text" value="10.0%"/>

Matrix Notes 100% of the rule requirements were not met.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	x
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Ten monthly events are recommended, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021, to the date of screening, August 3, 2022.

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	x	<input type="text"/>

Notes The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 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)	\$180	27-Oct-2021	1-Nov-2024	3.02	\$27	n/a	\$27

Notes for DELAYED costs

The delayed cost includes the estimated amount to make available an accurate and up-to-date distribution system map so that valves and mains can easily be located during emergencies, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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

\$180

TOTAL

\$27

Screening Date 3-Aug-2022	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 290.46(v) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.ii

Violation Description Failed to ensure that the electrical wiring is securely installed in compliance with a local or national electrical code. Specifically, the electrical wiring at the Facility's well was not securely installed in conduit.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="15.0%"/>
	Potential	<input type="text" value="x"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes

Failure to ensure all electrical wiring is installed in compliance with a local or national code could cause equipment malfunctions resulting in low pressure or outages which could expose persons served by the Facility to contaminants which would exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text" value="x"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Ten monthly events are recommended, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021, to the date of screening, August 3, 2022.

Good Faith Efforts to Comply

Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input type="text" value="x"/>	<input type="text"/>

Notes: The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 2

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)	\$200	27-Oct-2021	1-Nov-2024	3.02	\$2	\$40	\$42
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

The delayed cost includes the estimated amount to secure all electrical wiring at the Facility's well in compliance with a local or national code, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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

\$200

TOTAL

\$42

Screening Date	3-Aug-2022	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 290.44(h)(1)(A) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.iii

Violation Description

Failed to ensure additional protection in the form of an air gap or a backflow prevention assembly ("BPA") was provided at all residences or establishments where an actual or potential contamination hazard exists, as identified in 30 Tex. Admin. Code § 290.47(f). Specifically, a water line used for raw water flushing and bulk water refills was attached to the well with no additional protection.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="15.0%"/>
	Potential	<input type="text" value="x"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes

Failure to have additional protections may allow backflow and siphonage to occur resulting in persons served by the Facility being exposed to contaminants which would exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text" value="x"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Ten monthly events are recommended, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021, to the date of screening, August 3, 2022.

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input type="text" value="x"/>	<input type="text"/>

Notes The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 3

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	\$500	27-Oct-2021	1-Nov-2024	3.02	\$5	\$101	\$106
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

The delayed cost includes the estimated amount to ensure additional protection is provided in the form of an air gap or by installing a BPA at the Facility's well, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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

\$500

TOTAL

\$106

Screening Date 3-Aug-2022	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="5.0%"/>
Potential	<input type="text"/>	x	<input type="text"/>	

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	x
single event	<input type="text"/>

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDRP/ Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	x	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 4

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$82	27-Oct-2021	1-Nov-2024	3.02	\$12	n/a	\$12

Notes for DELAYED costs

The delayed cost includes the estimated amount to conduct annual GST inspections (\$41 per tank x two tanks), calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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)	\$82	27-Oct-2021	3-Aug-2022	0.77	\$3	\$82	\$85

Notes for AVOIDED costs

The avoided cost includes the estimated amount to conduct annual GST inspections (\$41 per tank x two tanks), calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the date of screening.

Approx. Cost of Compliance

\$164

TOTAL

\$97

Screening Date	3-Aug-2022	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="5.0%"/>
Potential	<input type="text"/>	x	<input type="text"/>		

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0.0%"/>
Matrix Notes	Failure to have the well meter properly calibrated could result in inaccurate water usage and production data which could expose persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.				
					Adjustment <input type="text" value="\$4,750"/>

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>	Violation Base Penalty <input type="text" value="\$1,000"/>
weekly	<input type="text"/>	
monthly	<input type="text"/>	
quarterly	x	
semiannual	<input type="text"/>	
annual	<input type="text"/>	
single event	<input type="text"/>	

Four quarterly events are recommended, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021 to the date of screening, August 3, 2022.

Good Faith Efforts to Comply Reduction

		Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>	<input type="text"/>
N/A	x	<input type="text"/>	<input type="text"/>
Notes	The Respondent does not meet the good faith criteria for this violation.		
	Violation Subtotal <input type="text" value="\$1,000"/>		

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 5

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$31	27-Oct-2021	1-Nov-2024	3.02	\$5	n/a	\$5

Notes for DELAYED costs

The delayed cost includes the estimated amount to properly calibrate the Facility's well meter (\$31 per meter), calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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)	\$31	27-Oct-2021	3-Aug-2022	0.77	\$1	\$31	\$32

Notes for AVOIDED costs

The avoided cost includes the estimated amount to properly calibrate the Facility's well meter (\$31 per meter), calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the date of screening.

Approx. Cost of Compliance

\$62

TOTAL

\$37

Screening Date	3-Aug-2022	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			
Violation Number	6			
Rule Cite(s)	30 Tex. Admin. Code § 290.43(c)(4) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.c.i			
Violation Description	Failed to provide all of the Facility's GSTs with a liquid level indicator.			
		Base Penalty	\$5,000	

>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual				Percent 3.0%
Potential			x		

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent 0.0%

Matrix Notes: Failure to provide a liquid level indicator may not allow the operator to make necessary adjustments for production and usage calculations which could expose persons served by the Facility to an insignificant amount of contaminants which would not exceed levels protective of human health.

Adjustment \$4,850

\$150

Violation Events

Number of Violation Events: 1 280 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$150

One single event is recommended.

Good Faith Efforts to Comply **0.0%** Reduction \$0

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	

Notes: The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal \$150

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$87 **Violation Final Penalty Total** \$188

This violation Final Assessed Penalty (adjusted for limits) \$188

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 6

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment	\$400	27-Oct-2021	1-Dec-2024	3.10	\$4	\$83	\$87
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

The delayed cost includes the estimated amount to provide a liquid level indicator for each of the Facility's GSTs (\$200 per liquid level indicator x two GSTs), calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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

\$400

TOTAL

\$87

Screening Date	3-Aug-2022	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 290.43(c)(3) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.c.ii

Violation Description

Failed to maintain the Facility's two GSTs in strict accordance with current American Water Works Association ("AWWA") standards with an overflow pipe that terminates downward with a gravity-hinged and weighted cover tightly fitted with no gap over 1/16 inch. Specifically, the overflow covers were not adequately weighted.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="5.0%"/>
	Potential	<input type="text"/>	<input checked="" type="text" value="x"/>	<input type="text"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes

Failure to provide the GSTs with an overflow pipe with a tightly fitting cover could allow a significant amount of contaminants to enter the water supply which would not exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input checked="" type="text" value="x"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Eight quarterly events are recommended (four for each GST), calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021, to the date of screening, August 3, 2022.

Good Faith Efforts to Comply

Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input checked="" type="text" value="x"/>	<input type="text"/>

Notes

The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount

Violation Final Penalty Total

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 7

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$1,000	27-Oct-2021	1-Dec-2024	3.10	\$10	\$207	\$217
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

The delayed cost includes the estimated amount to provide an overflow pipe cover that terminates downward with a gravity-hinged and weighted cover that fits tightly with no gap over 1/16 inch in accordance with AWWA standards for each of the Facility's GSTs (\$500 per cover x two GSTs), calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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

\$1,000

TOTAL

\$217

Screening Date	3-Aug-2022	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

OR			Harm			
		Major	Moderate	Minor		
	Release	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent	<input type="text" value="0.0%"/>
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>		
	Potential	<input type="text"/>	<input type="text"/>	<input type="text"/>		

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input checked="" type="text" value="x"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="10.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input checked="" type="text" value="x"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input checked="" type="text" value="x"/>	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 8

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$180	27-Oct-2021	31-Dec-2024	3.18	\$29	n/a	\$29

Notes for DELAYED costs
 The delayed cost includes the estimated amount to compile and maintain at the public water system accurate and up-to-date detailed as-built plans or record drawings for each treatment plant, pump station, and storage tank, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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	\$180	TOTAL	\$29
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Screening Date	3-Aug-2022	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 290.41(c)(3)(K) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.ii

Violation Description
 Failed to ensure that wellheads and pump bases are sealed by a gasket or sealing compound and properly vented with a well casing vent that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located so as to minimize the drawing of contaminants into the well. Specifically, no well casing vent was provided for the Facility's well.

Base Penalty

>> **Environmental, Property and Human Health Matrix**

OR	Harm			Percent <input type="text" value="5.0%"/>	
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
	Potential	<input type="text"/>	x		<input type="text"/>

>> **Programmatic Matrix**

Falsification	Major	Moderate	Minor	Percent <input type="text" value="0.0%"/>
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	

Matrix Notes Failure to provide a well casing vent could expose persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	x
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Four quarterly events are recommended, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021, to the date of screening, August 3, 2022.

Good Faith Efforts to Comply

Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	x	<input type="text"/>

Notes The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount

Violation Final Penalty Total

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 9

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	\$150	27-Oct-2021	31-Dec-2024	3.18	\$2	\$32	\$34
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
 The delayed cost includes the estimated amount to provide the Facility's well with a well casing vent that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located so as to minimize the drawing of contaminants into the well, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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 \$150

TOTAL \$34

Screening Date 3-Aug-2022	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 290.43(c)(6) and TCEQ Default Order Docket No. 2020-0697 PWS-E, Ordering Provision No. 3.e.iii

Violation Description

Failed to ensure that clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage. Specifically, the Facility's two GSTs were leaking from cracks in the sidewalls.

Base Penalty

>> Environmental, Property and Human Health Matrix

		Harm			
		Major	Moderate	Minor	
OR	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="5.0%"/>
	Potential	<input type="text"/>	x	<input type="text"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0.0%"/>

Matrix Notes

Failure to ensure that clearwells, potable water storage tanks, and associated appurtenances are thoroughly tight against leakage could expose persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	x
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Eight quarterly events are recommended (four for each GST), calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021, to the date of screening, August 3, 2022.

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	x	<input type="text"/>

Notes

The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 10

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$1,000	27-Oct-2021	31-Dec-2024	3.18	\$11	\$212	\$223
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

The delayed cost includes the estimated amount to repair the leaks in the Facility's two GSTs, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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

\$1,000

TOTAL

\$223

Screening Date	3-Aug-2022	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 1)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 290.41(c)(1)(F) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.iv

Violation Description Failed to obtain a sanitary control easement covering land within 150 feet of the Facility's well.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Harm			Percent <input type="text" value="3.0%"/>	
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
	Potential	<input type="text"/>	<input type="text"/>		<input checked="" type="text" value="x"/>

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent <input type="text" value="0.0%"/>
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	

Matrix Notes Failure to have sanitary control easements could expose persons served by the Facility to an insignificant amount of contaminants which would not exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input checked="" type="text" value="x"/>

Violation Base Penalty

One single event is recommended.

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input checked="" type="text" value="x"/>	<input type="text"/>

Notes The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 11

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$25	27-Oct-2021	31-Dec-2024	3.18	\$4	n/a	\$4

Notes for DELAYED costs

The delayed cost includes the estimated amount to obtain and record a sanitary control easement covering the land within 150 feet of the Facility's well, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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 \$25

TOTAL \$4

Screening Date 3-Aug-2022	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s)
 30 Tex. Admin. Code § 290.45(b)(1)(B)(iv), Tex. Health & Safety Code § 341.0315(c), and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.g.i

Violation Description
 Failed to provide a pressure tank capacity of 20 gallons per connection. Specifically, the Facility had 25 connections requiring a pressure tank capacity of 500 gallons. However, no pressure tank capacity was provided, indicating a 100% deficiency.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR			Harm			
	Release	Major	Moderate	Minor		
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>		
	Potential	<input type="text" value="x"/>	<input type="text"/>	<input type="text"/>	Percent	<input type="text" value="15.0%"/>

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor		
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent	<input type="text" value="0.0%"/>

Matrix Notes
 Failure to provide adequate pressure tank capacity could result in water outages and low pressure events which could expose persons served by the Facility to contaminants which would exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text" value="x"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Ten monthly events are recommended, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021, to the date of screening, August 3, 2022.

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input type="text" value="x"/>	<input type="text"/>

Notes
 The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 12

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment	\$5,000	27-Oct-2021	31-Mar-2025	3.43	\$57	\$1,142	\$1,199
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

The delayed cost includes the estimated amount to provide a pressure tank capacity of at least 20 gallons per connection, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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

\$5,000

TOTAL

\$1,199

Screening Date 3-Aug-2022	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 290.45(b)(1)(B)(iii) and Tex. Health & Safety Code § 341.0315(c), and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.g.ii

Violation Description Failed to provide two or more service pumps having a total capacity of 2.0 gallons per minute ("gpm") per connection. Specifically, the Facility had 25 connections requiring a service pump capacity of 50 gpm. However, no service pump capacity was provided, indicating a 100% deficiency.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="15.0%"/>
	Potential	<input type="text" value="x"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes Failure to provide adequate service pump capacity could result in water outages and low pressure events which could expose persons served by the Facility to contaminants which would exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text" value="x"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Ten monthly events are recommended, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E, October 27, 2021, to the date of screening, August 3, 2022.

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input type="text" value="x"/>	<input type="text"/>

Notes The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 13

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment	\$5,000	27-Oct-2021	31-Mar-2025	3.43	\$57	\$1,142	\$1,199
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

The delayed cost includes the estimated amount to provide two or more service pumps having a total capacity of at least 2.0 gpm per connection, calculated from the effective date of TCEQ Default Order Docket No. 2020-0697-PWS-E to the estimated 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

\$5,000

TOTAL

\$1,199

Screening Date 3-Aug-2022	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
Potential	<input type="text"/>	x	<input type="text"/>	Percent <input type="text" value="5.0%"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	x
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	x	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 14

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$100	9-May-2022	1-Nov-2024	2.48	\$12	n/a	\$12

Notes for DELAYED costs

The delayed cost includes the estimated amount to initiate a monthly flushing program, calculated from the investigation date to the estimated 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 \$100

TOTAL \$12

Screening Date 3-Aug-2022	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
Potential	<input type="text"/>	x	<input type="text"/>	Percent <input type="text" value="5.0%"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	x
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	x	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 1)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 15

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$100	9-May-2022	1-Nov-2024	2.48	\$12	n/a	\$12
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

The delayed cost includes the estimated amount to collect bacteriological samples at representative locations according to the sample siting plan, calculated from the date of the investigation to the estimated 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

	\$100
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TOTAL

	\$12
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Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	15-May-2023	Screening	28-Jul-2023	EPA Due	31-Mar-2023
	PCW	1-Feb-2024				

RESPONDENT/FACILITY INFORMATION	
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 2)
Reg. Ent. Ref. No.	RN101220309
Facility/Site Region	13-San Antonio
Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	59359	No. of Violations	2
Docket No.	2022-0970-PWS-E	Order Type	Findings
Media Program(s)	Public Water Supply	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Miles Wehner
		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	\$6,000
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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	25.0%	Adjustment	Subtotals 2, 3, & 7	\$1,500
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Notes	Enhancement for one default order.
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Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
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Notes	The Respondent does not meet the culpability criteria.
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Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$600
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$33	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$1,230	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$6,900
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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	
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Final Penalty Amount	\$6,900
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$6,900
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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.
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PAYABLE PENALTY	\$6,900
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Screening Date	28-Jul-2023	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 2)		Policy Revision 5 (January 28, 2021)	
Case ID No.	59359	PCW Revision February 11, 2021		
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

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>)	0	0%
	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) 25%

>> **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 default order.
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Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 25%

>> **Final Compliance History Adjustment**

Final Adjustment Percentage *capped at 100% 25%

Screening Date 28-Jul-2023	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 2)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s) 30 Tex. Admin. Code §§ 290.106(c) and (e), 290.107(c) and (e), and 290.115(c) and (e)

Violation Description Failed to collect and report the results of nitrate, synthetic organic chemical ("SOC") contaminants Group 5, volatile organic chemical ("VOC") contaminants, and Stage 2 Disinfection Byproducts ("DBP2") sampling to the Executive Director for the January 1, 2022 through December 31, 2022 monitoring period.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
Potential	x	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="15.0%"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent <input type="text" value="0.0%"/>
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	

Matrix Notes Failure to collect and report nitrate, SOC contaminants Group 5, VOC contaminants, and DBP2 sampling could expose persons served by the Facility to undetected contaminants which would exceed levels protective of human health.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	x

Violation Base Penalty

Four single events are recommended (one for each missed sample).

Good Faith Efforts to Comply

Reduction

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	x
N/A	<input type="text"/>	<input type="text"/>

Notes The Respondent achieved compliance on July 14, 2023.

Violation Subtotal

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount

Violation Final Penalty Total

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 2)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 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	\$384	31-Dec-2022	14-Jul-2023	0.53	\$10	n/a	\$10
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

The avoided cost includes the estimated amount to collect and have analyzed the chemical analysis samples (\$8.74 for nitrate, \$211.57 for SOC contaminants Group 5, \$56.77 for VOC contaminants, and \$106.96 for DBP2 sampling), calculated from the last date in which sampling was required 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

\$384

TOTAL

\$10

Screening Date 28-Jul-2023	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 2)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="15.0%"/>
Potential	<input type="text" value="x"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text" value="x"/>

Violation Base Penalty

Good Faith Efforts to Comply

Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text" value="x"/>
N/A	<input type="text"/>	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount

Violation Final Penalty Total

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 2)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 2

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	\$846	31-Dec-2022	14-Jul-2023	0.53	\$23	n/a	\$23
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

The avoided cost includes the estimated amount to collect and have analyzed the chemical analysis samples (\$116.83 for cyanide, \$164.96 for metals, \$105.32 for minerals, and \$459.31 for SOC contaminants (Methods 504, 515, and 531)), calculated from the last date in which sampling was required 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

\$846

TOTAL

\$23



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	20-Mar-2023	Screening	28-Jul-2023	EPA Due	31-Mar-2022
	PCW	30-Jan-2024				

RESPONDENT/FACILITY INFORMATION	
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 3)
Reg. Ent. Ref. No.	RN101220309
Facility/Site Region	13-San Antonio
Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	59359	No. of Violations	4
Docket No.	2022-0970-PWS-E	Order Type	Findings
Media Program(s)	Public Water Supply	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Miles Wehner
		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	\$3,250
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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	25.0%	Adjustment	Subtotals 2, 3, & 7	\$812
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Notes	Enhancement for one default order.
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Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
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Notes	The Respondent does not meet the culpability criteria.
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Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$325
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$154	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$956	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$3,737
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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	
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Final Penalty Amount	\$3,737
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$3,737
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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.
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PAYABLE PENALTY	\$3,737
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Screening Date	28-Jul-2023	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 3)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

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>)	0	0%
	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) 25%

>> 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 default order.
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Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 25%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 25%

Screening Date 28-Jul-2023	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 3)		<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No. 59359		<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Harm				
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input type="text"/>		<input type="text"/>
Potential	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0.0%"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	x	<input type="text"/>	<input type="text"/>	
					Percent <input type="text" value="10.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	x

Violation Base Penalty

Good Faith Efforts to Comply Reduction

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	x
N/A	<input type="text"/>	

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 3)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 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)	\$63	1-Jul-2022	28-Apr-2023	0.82	\$3	n/a	\$3

Notes for DELAYED costs

The delayed cost includes the estimated amount to prepare and mail or directly deliver the 2021 CCR to the customers of the Facility and to the TCEQ [(((\$0.50 x 25 connections) + \$50) x one year], calculated from the due date of the most recent CCR 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	\$63	1-Jul-2021	28-Jul-2023	2.07	\$6	\$63	\$69
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

The avoided cost includes the estimated amount to prepare and mail or directly deliver the 2020 CCR to the customers of the Facility and to the TCEQ [(((\$0.50 x 25 connections) + \$50) x one year], calculated from the the due date of the 2020 CCR to the date of screening.

Approx. Cost of Compliance

\$126

TOTAL

\$72

Screening Date 28-Jul-2023	Docket No. 2022-0970-PWS-E	PCW
Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 3)	<i>Policy Revision 5 (January 28, 2021)</i>	
Case ID No. 59359	<i>PCW Revision February 11, 2021</i>	
Reg. Ent. Reference No. RN101220309		
Media Public Water Supply		
Enf. Coordinator Miles Wehner		

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

		Harm			
		Major	Moderate	Minor	
OR	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="15.0%"/>
	Potential	x	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

		Major	Moderate	Minor	
	Falsification	<input type="text"/>	<input type="text"/>	<input type="text"/>	Percent <input type="text" value="0.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	x

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDRP/ Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	x
N/A	<input type="text"/>	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 3)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 2

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	\$80	31-Dec-2021	10-Jul-2023	1.52	\$6	n/a	\$6
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

The delayed cost includes the estimated amount to collect all required water quality parameter samples [\$20 per sample x two missed samples x (one entry point + one distribution sample site) x one monitoring period], calculated from the last day of the monitoring period of non-compliance 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

\$80

TOTAL

\$6

Screening Date	28-Jul-2023	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 3)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			

Violation Number

Rule Cite(s)

Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="15.0%"/>
	Potential	<input type="text" value="x"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text" value="x"/>

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text" value="x"/>
N/A	<input type="text"/>	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 3)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 3

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	\$150	30-Sep-2022	19-Jun-2023	0.72	\$5	n/a	\$5
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	The delayed cost includes the estimated amount to collect and have analyzed the required lead and copper samples (\$30 per sample x five samples x one monitoring period), calculated from the last date in which sampling was required 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 \$150

TOTAL \$5

Screening Date	28-Jul-2023	Docket No.	2022-0970-PWS-E	PCW
Respondent	Canyon Lake Estates Water Supply Corporation (PCW No. 3)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	59359			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101220309			
Media	Public Water Supply			
Enf. Coordinator	Miles Wehner			
Violation Number	4			
Rule Cite(s)	30 Tex. Admin. Code § 290.116(b)(2)			
Violation Description	Failed to complete corrective action or be in compliance with an approved corrective action plan and schedule within 120 days of receiving notification from a laboratory of a fecal indicator positive raw groundwater source sample on November 2, 2020.			
		Base Penalty	\$5,000	

>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual				Percent 15.0%
Potential	x				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
					Percent 0.0%

Matrix Notes: Failure to complete corrective action or be in compliance with an approved corrective action plan following notification of a fecal indicator positive raw groundwater source sample could result in persons served by the Facility being exposed to contaminants which would exceed levels protective of human health.

Adjustment \$4,250

\$750

Violation Events

Number of Violation Events: 1 860 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$750

One single event is recommended.

Good Faith Efforts to Comply 10.0% Reduction \$75

	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary		
Ordinary		x
N/A		

Notes: The Respondent achieved compliance on July 10, 2023.

Violation Subtotal \$675

Economic Benefit (EB) for this violation Statutory Limit Test

Estimated EB Amount \$71 **Violation Final Penalty Total** \$863

This violation Final Assessed Penalty (adjusted for limits) \$863

Economic Benefit Worksheet

Respondent Canyon Lake Estates Water Supply Corporation (PCW No. 3)
Case ID No. 59359
Reg. Ent. Reference No. RN101220309
Media Public Water Supply
Violation No. 4

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)	\$600	2-Mar-2021	10-Jul-2023	2.36	\$71	n/a	\$71

Notes for DELAYED costs

The delayed cost includes the estimated amount necessary to implement corrective action procedures or be in compliance with a corrective action plan, calculated from the due date 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

\$600

TOTAL

\$71



Compliance History Report

Compliance History Report for CN600661896, RN101220309, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator: CN600661896, Canyon Lake Estates Water Supply Corporation **Classification:** NOT APPLICABLE **Rating:** N/A

Regulated Entity: RN101220309, CANYON LAKE ESTATES WATER SUPPLY **Classification:** NOT APPLICABLE **Rating:** N/A

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

CH Group: 14 - Other

Location: 1403 FULLER DRIVE CANYON LAKE, COMAL COUNTY, TEXAS

TCEQ Region: REGION 13 - SAN ANTONIO

ID Number(s):
PUBLIC WATER SYSTEM/SUPPLY REGISTRATION
0460017

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

Date Compliance History Report Prepared: April 09, 2024

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: April 09, 2019 to April 09, 2024

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.
Name: Miles Wehner **Phone:** (512) 239-2813

Site and Owner/Operator History:

- 1) Has the site been in existence and/or operation for the full five-year compliance period? NO
- 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: 10/27/2021 ADMINORDER 2020-0697-PWS-E (Findings Order-Default)
Classification: Minor
Citation: 30 TAC Chapter 290, SubChapter D 290.46(n)(1)
Description: Failure to maintain at the public water system accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned.
Classification: Minor
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 so that valves and mains can easily be located during emergencies.
Classification: Minor
Citation: 30 TAC Chapter 290, SubChapter D 290.41(c)(3)(K)
Description: Failure to ensure that wellheads and pump bases are sealed by a gasket or sealing compound and properly vented with a well casing vent that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located so as to minimize the drawing of contaminants into the well. Specifically, no well casing vent was provided for the Facility's well.
Classification: Minor
Citation: 30 TAC Chapter 290, SubChapter D 290.46(v)
Description: Failure to ensure that the electrical wiring is securely installed in compliance with a local or national electrical code. Specifically, the electrical wiring at the Facility's well was not securely installed in conduit.
Classification: Minor
Citation: 30 TAC Chapter 290, SubChapter D 290.43(c)(4)

Description: Failure to provide each of the Facility's two ground storage tanks ("GSTs") with a liquid level indicator.

Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.43(c)(3)

Description: Failure to maintain the Facility's two GSTs in strict accordance with current American Water Works Association ("AWWA") standards with an overflow pipe that terminates downward with a gravity-hinged and weighted cover tightly fitted with no gap over 1/16 inch. Specifically, the overflow covers were not adequately weighted.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.44(h)(1)(A)

Description: Failure to ensure additional protection was provided at all residences or establishments where an actual or potential contamination hazard exists in the form of an air gap or a backflow prevention assembly ("BPA") as identified in 30 Tex. Admin. Code § 290.47(f). Specifically, a water line used for raw water flushing and bulk water refills was attached to the well with no additional protection.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.43(c)(6)

Description: Failure to ensure that clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage. Specifically, each of the Facility's two GSTs were leaking from cracks in the sidewalls.

Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.46(m)(1)(A)

Description: Failure to inspect the Facility's two GSTs annually.

Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.46(s)(1)

Description: Failure to calibrate the Facility's well meter at least once every three years.

Classification: Moderate

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

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

Description: Failure to provide a pressure tank capacity of 20 gallons per connection. Specifically, the Facility had 20 connections requiring a pressure tank capacity of 400 gallons. However, no pressure tank capacity was provided, indicating a 100% deficiency.

Classification: Moderate

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

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

Description: Failure to provide two or more service pumps having a total capacity of 2.0 gallons per minute ("gpm") per connection. Specifically, the Facility had 20 connections requiring a service pump capacity of 40 gpm. However, no service pump capacity was provided, indicating a 100% deficiency.

Classification: Minor

Citation: 30 TAC Chapter 290, SubChapter D 290.41(c)(1)(F)

Description: Failure to obtain sanitary control easements that cover the land within 150 feet of the Facility's well.

Classification: Moderate

Citation: 30 TAC Chapter 290, SubChapter D 290.39(m)

Description: Failure to provide written notification to the Commission of the reactivation of an existing public water supply system immediately upon meeting the definition of a public water system as defined in 30 Tex. Admin. Code § 290.38. Specifically, the Facility was previously inactivated as a public water system on August 5, 2010.

Classification: Minor

Citation: 2A TWC Chapter 5, SubChapter A 5.702

30 TAC Chapter 291, SubChapter D 291.76

Description: Failed to pay regulatory assessment fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity No. 12592 for the calendar year 2019.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

N/A

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

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

N/A

F. Environmental audits:

N/A

G. Type of environmental management systems (EMSs):

N/A

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 NOV's Issued During Component Period 4/9/2019 and 4/9/2024

- 1 Date: 08/05/2021 (1867027)
Self Report? NO Classification: Moderate
Citation:
Description: 30 TAC Chapter 290, SubChapter F 290.116(b)(2)
GWR Corrective Action Violation 11/2020 – Failure to complete the corrective action or be in compliance with an approved corrective action plan and schedule within 120 days of receiving notification from a laboratory of a fecal indicator positive source sample. ETT Point Value = 5
- 2 Date: 08/05/2021 (1897882)
Self Report? NO Classification: Moderate
Citation:
Description: 30 TAC Chapter 290, SubChapter F 290.116(b)(2)
GWR Corrective Action Violation 11/2020 – Failure to complete the corrective action or be in compliance with an approved corrective action plan and schedule within 120 days of receiving notification from a laboratory of a fecal indicator positive source sample. ETT Point Value = 5
- 3 Date: 09/30/2021 (1867027)
Self Report? NO Classification: Moderate
Citation:
Description: 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)
CCR 2020 - The system failed to provide the Consumer Confidence Report (CCR) for 2020 to its bill-paying customers and/or the TCEQ by July 1st of the following year. ETT Point Value = 1
- 4 Date: 03/03/2022 (1867027)
Self Report? NO Classification: Moderate
Citation:
Description: 30 TAC Chapter 290, SubChapter F 290.117(e)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(3)
LCR WQP MR 2nd 6M2021 - The system failed to monitor for water quality parameters in accordance with TCEQ rules two times during the 2nd 6M2021 monitoring period at entry point location 1403 Fuller Dr, Canyon Lake (PBCU001) and the distribution system. ETT Point Value = 1 Normal Monitoring
- 5* Date: 12/29/2022 (1867027)
Self Report? NO Classification: Moderate
Citation:
Description: 30 TAC Chapter 290, SubChapter F 290.117(c)(2)(B)
30 TAC Chapter 290, SubChapter F 290.117(h)
30 TAC Chapter 290, SubChapter F 290.117(i)(1)
LCR RD MR YR2022 – The system failed to monitor and/or report distribution lead and copper levels to the TCEQ for the annual reduced monitoring period from 01/01/2022 to 12/31/2022 within the required timeline. ETT Point Value = 1;
Lead and Copper samples collected on a reduced monitoring schedule must be collected during the months of June to September. The end date of this period is September 30th and data is due to the TCEQ 10 days following the sampling period; SAMPLES NOT COLLECTED
- 6* Date: 01/25/2023 (1867027)

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 2021 - The system failed to provide the Consumer Confidence Report (CCR) for 2021 to its bill-paying customers and/or the TCEQ by July 1st of the following year. ETT Point Value = 1

7*

Date: 03/21/2023 (1897882)

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.115(e)
30 TAC Chapter 290, SubChapter F 290.115(f)(2)
30 TAC Chapter 290, SubChapter F 290.115(f)(4)
Description: DBP2 MR YR2022 - This system failed to monitor and/or report disinfectant byproduct levels in its distribution system to the TCEQ for the annual monitoring period from 01/01/2022 to 12/31/2022. ETT Point Value = 1; SAMPLE NOT COLLECTED

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(9)
30 TAC Chapter 290, SubChapter F 290.106(e)
Description: MTL/MIN MR 3Y2022 - The system failed to monitor and/or report metal/mineral levels to the TCEQ for the triennial monitoring period from 01/01/2020 to 12/31/2022 within the required timeline. ETT Point Value = 1; SAMPLE NOT COLLECTED

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(9)
30 TAC Chapter 290, SubChapter F 290.106(e)
Description: CN MR 3Y2022 - The system failed to monitor and/or report cyanide levels to the TCEQ for the triennial monitoring period from 01/01/2020 to 12/31/2022 within the required timeline. ETT Point Value = 1; SAMPLE NOT COLLECTED

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.106(c)(6)
30 TAC Chapter 290, SubChapter F 290.106(c)(9)
30 TAC Chapter 290, SubChapter F 290.106(e)
Description: NO3 MR YR2022 - The system failed to monitor and/or report nitrate levels to the TCEQ for the annual monitoring period from 01/01/2022 to 12/31/2022 within the required timeline. ETT Point Value = 5; SAMPLE NOT COLLECTED

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.107(c)(1)
30 TAC Chapter 290, SubChapter F 290.107(e)
Description: SOC 504, 515, 531 MR 3Y2022 - The system failed to monitor and/or report synthetic organic contaminants (method 504, 515, and 531) levels to the TCEQ for the triennial monitoring period from 01/01/2020 to 12/31/2022 within the required timeline. ETT Point Value = 1; SAMPLE NOT COLLECTED

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.107(c)(1)
30 TAC Chapter 290, SubChapter F 290.107(e)
Description: SOC5 MR YR2022 - The system failed to monitor and/or report synthetic organic contaminants (Group SOC5) levels to the TCEQ for the annual monitoring period from 01/01/2022 to 12/31/2022 within the required
timeline. ETT Point Value = 1; SAMPLE NOT COLLECTED

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)(4)
30 TAC Chapter 290, SubChapter F 290.107(c)(2)
30 TAC Chapter 290, SubChapter F 290.107(e)
Description: VOC MR YR2022 - The system failed to monitor and/or report volatile organic contaminants levels to the TCEQ for the annual monitoring period from 01/01/2022 to 12/31/2022 within the required timeline. ETT Point Value = 1; SAMPLE NOT COLLECTED

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

Appendix B

All Investigations Conducted During Component Period April 09, 2019 and April 09, 2024

Item 1	August 27, 2019**	(1578535)
Item 2	February 04, 2020**	(1610093)
Item 3	May 13, 2020**	(1640555)
Item 4	July 21, 2022**	(1817789)
Item 5	January 27, 2023**	(1873260)
Item 6	March 15, 2023**	(1867027)
Item 7	March 17, 2023**	(1886480)
Item 8	May 10, 2023**	(1897882)
Item 9	May 12, 2023**	(1898219)

* 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
CANYON LAKE ESTATES WATER
SUPPLY CORPORATION;
RN101220309**

§
§
§
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§

**BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY**

AGREED ORDER

DOCKET NO. 2022-0970-PWS-E

On _____, the Texas Commission on Environmental Quality (“Commission” or “TCEQ”) considered this agreement of the parties, resolving an enforcement action regarding Canyon Lake Estates Water Supply Corporation (“Respondent”) under the authority of TEX. HEALTH & SAFETY CODE ch. 341. The Executive Director of the TCEQ, represented by the Litigation Division, and Respondent presented this Order to the Commission.

Respondent understands that it has certain procedural rights at certain points in the enforcement process, including the right to formal notice of violations, to request an evidentiary hearing, receive notice of an evidentiary hearing, and a right to appeal. By entering into this Order, Respondent agrees to waive all notice and procedural rights which might otherwise be authorized or required in this action.

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 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 1403 Fuller Drive in Canyon Lake, Comal County, Texas (the “Facility”). The Facility provides water for human consumption, has approximately 25 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.
2. During an investigation conducted on May 9, 2022, an investigator documented that Respondent:
 - a. Failed to provide an accurate and up-to-date map of the distribution system so that valves and mains can easily be located during emergencies;
 - b. Failed to ensure that the electrical wiring is securely installed in compliance with a local or national electrical code. Specifically, the electrical wiring at the Facility’s well was not securely installed in conduit;
 - c. Failed to ensure additional protection in the form of an air gap or a backflow prevention assembly (“BPA”) was provided at all residences or establishments where an actual or potential contamination hazard exists, as identified in 30 TEX. ADMIN. CODE § 290.47(f). Specifically, a water line used for raw water flushing and bulk water refills was attached to the well with no additional protection;
 - d. Failed to inspect the Facility’s two ground storage tanks (“GSTs”) annually;
 - e. Failed to calibrate the Facility’s well meter at least once every three years;

- f. Failed to provide all of the Facility's GSTs with a liquid level indicator;
- g. Failed to maintain the Facility's two GSTs in strict accordance with current American Water Works Association ("AWWA") standards with an overflow pipe that terminates downward with a gravity-hinged and weighted cover tightly fitted with no gap over 1/16 inch. Specifically, the overflow covers were not adequately weighted;
- h. Failed to maintain at the PWS accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned;
- i. Failed to ensure that wellheads and pump bases are sealed by a gasket or sealing compound and properly vented with a well casing vent that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located so as to minimize the drawing of contaminants into the well. Specifically, no well casing vent was provided for the Facility's well;
- j. Failed to ensure that clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage. Specifically, the Facility's two GSTs were leaking from cracks in the sidewalls;
- k. Failed to obtain a sanitary control easement covering land within 150 feet of the Facility's well;
- l. Failed to provide a pressure tank capacity of 20 gallons per connection. Specifically, the Facility had 25 connections requiring a pressure tank capacity of 500 gallons; however, no pressure tank capacity was provided, indicating a 100% deficiency;
- m. Failed to provide two or more service pumps having a total capacity of 2.0 gallons per minute ("gpm") per connection. Specifically, the Facility had 25 connections requiring a service pump capacity of 50 gpm. However, no service pump capacity was provided, indicating a 100% deficiency;
- n. Failed to flush the dead-end mains at monthly intervals;
- o. Failed to collect routine distribution coliform samples at a customer's premise, dedicated sampling station, or other designated compliance sampling location at active service connections which are representative of water quality throughout the distribution system. Specifically, the water system was not rotating sample sites according to the sample siting plan;
- p. Failed to mail or directly deliver one copy of the Consumer Confidence Report ("CCR") to each bill paying customer by July 1 for each year, and failed to submit to the TCEQ by July 1 for each year a copy of the annual CCR certification that the CCR has been distributed to the customers of the Facility and that the information in the CCR is correct and consistent with compliance monitoring data for the calendar years 2020 and 2021;
- q. Failed to conduct water quality parameter sampling at each of the Facility's entry points and the required distribution sample sites, have the samples analyzed, and report the results to the Executive Director for the July 1, 2021 through December 31, 2021 monitoring period;
- r. Failed to collect lead and copper tap samples at the required five sample sites, have the samples analyzed, and report the results to the Executive Director for the January 1, 2022 through December 31, 2022 monitoring period;

- s. Failed to complete corrective action or be in compliance with an approved corrective action plan and schedule within 120 days of receiving notification from a laboratory of a fecal indicator positive raw groundwater source sample on November 2, 2020;
 - t. Failed to collect and report the results of nitrate, synthetic organic chemical ("SOC") contaminants Group 5, volatile organic chemical ("VOC") contaminants, and Stage 2 Disinfection Byproducts ("DBP2") sampling to the Executive Director for the January 1, 2022 through December 31, 2022 monitoring period; and
 - u. Failed to collect and report the results of cyanide, metals and minerals, and SOC contaminants (Methods 504, 515, and 531) sampling to the Executive Director for the January 1, 2020 through December 31, 2022 monitoring period.
3. The Executive Director recognizes that Respondent:
- a. By April 28, 2023, prepared and mailed or directly delivered the 2021 CCR to the customers of the Facility and to TCEQ (Conclusion of Law No. 17).
 - b. By June 19, 2023, collected and analyzed the required lead and copper samples (Conclusion of Law No. 19).
 - c. By July 10, 2023:
 - i. Conducted water quality parameter sampling and reported the results to the Executive Director (Conclusion of Law No. 18); and
 - ii. Implemented corrective action procedures after receiving notification from a laboratory of a fecal indicator positive raw groundwater source sample (Conclusion of Law No. 20).
 - d. By July 14, 2023, collected and analyzed the chemical analysis samples for nitrate, SOC contaminants Group 5, VOC contaminants, DBP2, cyanide, metals, minerals, and SOC contaminants (Methods 504, 515, and 531) (Conclusions of Law Nos. 21 and 22).

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 and the rules of the TCEQ.
- 2. As evidenced by Finding of Fact No. 2.a., Respondent failed to provide an accurate and up-to-date map of the distribution system so that valves and mains can easily be located during emergencies, in violation of 30 TEX. ADMIN. CODE § 290.46(n)(2) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.i.
- 3. As evidenced by Finding of Fact No. 2.b., Respondent failed to ensure that the electrical wiring is securely installed in compliance with a local or national electrical code, in violation of 30 TEX. ADMIN. CODE § 290.46(v) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.ii.
- 4. As evidenced by Finding of Fact No. 2.c., Respondent failed to ensure additional protection in the form of an air gap or a BPA was provided at all residences or establishments where an actual or potential contamination hazard exists, as identified in 30 TEX. ADMIN. CODE § 290.47(f), in violation of 30 TEX. ADMIN. CODE § 290.44(h)(1)(A) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.iii.
- 5. As evidenced by Finding of Fact No. 2.d., Respondent failed to inspect the Facility's two GSTs annually, in violation of 30 TEX. ADMIN. CODE § 290.46(m)(1)(A) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.iv.

6. As evidenced by Finding of Fact No. 2.e., Respondent failed to calibrate the Facility's well meter at least once every three years, in violation of 30 TEX. ADMIN. CODE § 290.46(s)(1) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.a.v.
7. As evidenced by Finding of Fact No. 2.f., Respondent failed to provide all of the Facility's GSTs with a liquid level indicator, in violation of 30 TEX. ADMIN. CODE § 290.43(c)(4) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.c.i.
8. As evidenced by Finding of Fact No. 2.g., Respondent failed to maintain the Facility's two GSTs in strict accordance with current AWWA standards with an overflow pipe that terminates downward with a gravity-hinged and weighted cover tightly fitted with no gap over 1/16 inch, in violation of 30 TEX. ADMIN. CODE § 290.43(c)(3) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.c.ii.
9. As evidenced by Finding of Fact No. 2.h., Respondent failed to maintain at the PWS accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank until the Facility is decommissioned, in violation of 30 TEX. ADMIN. CODE § 290.46(n)(1) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.i.
10. As evidenced by Finding of Fact No. 2.i., Respondent failed to ensure that wellheads and pump bases are sealed by a gasket or sealing compound and properly vented with a well casing vent that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located so as to minimize the drawing of contaminants into the well, in violation of 30 TEX. ADMIN. CODE § 290.41(c)(3)(K) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.ii.
11. As evidenced by Finding of Fact No. 2.j., Respondent failed to ensure that clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage, in violation of 30 TEX. ADMIN. CODE § 290.43(c)(6) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.iii.
12. As evidenced by Finding of Fact No. 2.k., Respondent failed to obtain a sanitary control easement covering land within 150 feet of the Facility's well, in violation of 30 TEX. ADMIN. CODE § 290.41(c)(1)(F) and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.e.iv.
13. As evidenced by Finding of Fact No. 2.l., Respondent failed to provide a pressure tank capacity of 20 gallons per connection, in violation of TEX. HEALTH & SAFETY CODE § 341.0315(c), 30 TEX. ADMIN. CODE § 290.45(b)(1)(B)(iv), and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.g.i.
14. As evidenced by Finding of Fact No. 2.m., Respondent failed to provide two or more service pumps having a total capacity of 2.0 gpm per connection, in violation of TEX. HEALTH & SAFETY CODE § 341.0315(c), 30 TEX. ADMIN. CODE § 290.45(b)(1)(B)(iii), and TCEQ Default Order Docket No. 2020-0697-PWS-E, Ordering Provision No. 3.g.ii.
15. As evidenced by Finding of Fact No. 2.n., Respondent failed to flush the dead-end mains at monthly intervals, in violation of 30 TEX. ADMIN. CODE § 290.46(l).
16. As evidenced by Finding of Fact No. 2.o., Respondent failed to collect routine distribution coliform samples at a customer's premise, dedicated sampling station, or other designated compliance sampling location at active service connections which are representative of water quality throughout the distribution system, in violation of 30 TEX. ADMIN. CODE § 290.109(d)(1)(A).
17. As evidenced by Finding of Fact No. 2.p., Respondent failed to mail or directly deliver one copy of the CCR to each bill paying customer by July 1 for each year, and failed to submit

- to the TCEQ by July 1 for each year a copy of the annual CCR certification that the CCR has been distributed to the customers of the Facility and that the information in the CCR is correct and consistent with compliance monitoring data for the calendar years 2020 and 2021, in violation of 30 TEX. ADMIN. CODE §§ 290.271(b) and 290.274(a) and (c).
18. As evidenced by Finding of Fact No. 2.q., Respondent failed to conduct water quality parameter sampling at each of the Facility's entry points and the required distribution sample sites, have the samples analyzed, and report the results to the Executive Director for the July 1, 2021 through December 31, 2021 monitoring period, in violation of 30 TEX. ADMIN. CODE § 290.117(e)(2), (h), and (i)(3).
 19. As evidenced by Finding of Fact No. 2.r., Respondent failed to collect lead and copper tap samples at the required five sample sites, have the samples analyzed, and report the results to the Executive Director for the January 1, 2022 through December 31, 2022 monitoring period, in violation of 30 TEX. ADMIN. CODE § 290.117(c)(2)(B), (h), and (i)(1).
 20. As evidenced by Finding of Fact No. 2.s., Respondent failed to complete corrective action or be in compliance with an approved corrective action plan and schedule within 120 days of receiving notification from a laboratory of a fecal indicator positive raw groundwater source sample on November 2, 2020, in violation of 30 TEX. ADMIN. CODE § 290.116(b)(2).
 21. As evidenced by Finding of Fact No. 2.t., Respondent failed to collect and report the results of nitrate, SOC contaminants Group 5, VOC contaminants, and DBP2 sampling to the Executive Director for the January 1, 2022 through December 31, 2022 monitoring period, in violation of 30 TEX. ADMIN. CODE §§ 290.106(c) and (e), 290.107(c) and (e), and 290.115(c) and (e).
 22. As evidenced by Finding of Fact No. 2.u., Respondent failed to collect and report the results of cyanide, metals and minerals, and SOC contaminants (Methods 504, 515, and 531) sampling to the Executive Director for the January 1, 2020 through December 31, 2022 monitoring period, in violation of 30 TEX. ADMIN. CODE §§ 290.106(c) and (e) and 290.107(c) and (e).
 23. Pursuant to TEX. HEALTH & SAFETY CODE § 341.049(a), TCEQ 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.
 24. An administrative penalty in the amount of \$69,762 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). Respondent paid \$142 of the penalty. The Revenue Operations Section of TCEQ's Financial Administration Division reviewed financial documentation submitted by Respondent and determined that Respondent is able to pay the remaining amount of \$69,620 through a payment plan, which Respondent shall complete with 35 monthly payments. The first eleven monthly payments shall be in the amount of \$100 each, and the following 24 monthly payments shall be in the amount of \$2,855 each. The first monthly payment shall be paid within 30 days after the effective date of this Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until the penalty is paid in full. If Respondent fails to timely and satisfactorily comply with the payment requirements of this Order, including the payment schedule, the Executive Director may, at her option, accelerate the maturity of the remaining installments, in which event the unpaid balance shall become immediately due and payable without demand or notice. In addition, Respondent's failure to meet the payment schedule of this Order and/or the acceleration of any remaining balance constitutes the failure by Respondent to timely and satisfactorily comply with all the terms of this Order.

ORDERING PROVISIONS

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

1. Respondent is assessed an administrative penalty as set forth in Conclusion of Law No. 24 for violations of state statutes and rules of the TCEQ. The payment of this penalty and Respondent's compliance with all 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. Penalty payments shall be made payable to TCEQ and shall be sent with the notation "Re: Canyon Lake Estates Water Supply Corporation, Docket No. 2022-0970-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

2. Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order:
 - i. Make available an accurate and up-to-date map of the distribution system so that valves and mains can be easily located during emergencies, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusion of Law No. 2);
 - ii. Secure the electrical wiring in compliance with a local or national code for the electrical wiring at the Facility's well, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusion of Law No. 3);
 - iii. Ensure that a proper BPA or air gap is provided at the locations where an actual or potential contamination hazard exists, including but not limited to the water line used for raw water flushing and bulk water refills, in accordance with 30 TEX. ADMIN. CODE 290.44 (Conclusion of Law No. 4);
 - iv. Conduct an inspection of the Facility's two GSTs, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusion of Law No. 5);
 - v. Calibrate the Facility's well meter, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusion of Law No. 6);
 - vi. Begin flushing all dead-end mains at monthly intervals or more often as needed if water quality complaints are received from water customers or if disinfectant residuals fall below acceptable levels, in accordance with 30 TEX. ADMIN. CODE § 290.46. This provision will be satisfied upon three months of consecutive compliant monthly flushing (Conclusion of Law No. 15); and
 - vii. Collect routine distribution coliform samples at a customer's premise dedicated sampling station, or other designated compliance sampling location at active service connections that are representative of water quality throughout the Facility's distribution system, in accordance with 30 TEX. ADMIN. CODE § 290.109 (Conclusion of Law No. 16).
 - b. Within 45 days after the effective date of this Order, submit written certification in accordance with Ordering Provision No. 2.j. to demonstrate compliance with Ordering Provision Nos. 2.a.i. through 2.a.v. and 2.a.vii.
 - c. Within 60 days after the effective date of this Order:

- i. Provide a liquid level indicator for each of the Facility's two GSTs, in accordance with 30 TEX. ADMIN. CODE § 290.43 (Conclusion of Law No. 7); and
 - ii. Provide an overflow pipe that terminates downward with a gravity hinged and weighted cover that fits tightly with no gap over 1/16 inch, in accordance with AWWA standards, for each of the Facility's two GSTs, in accordance with 30 TEX. ADMIN. CODE § 290.43 (Conclusion of Law No. 8).
- d. Within 75 days after the effective date of this Order, submit written certification in accordance with Ordering Provision No. 2.j. to demonstrate compliance with Ordering Provision Nos. 2.c.i. and 2.c.ii.
- e. Within 90 days after the effective date of this Order:
 - i. Compile and maintain accurate and up-to-date detailed as-built plans or record drawings and specifications for each treatment plant, pump station, and storage tank, in accordance with 30 TEX. ADMIN. CODE § 290.46 (Conclusion of Law No. 9);
 - ii. Provide the Facility's well with a well casing vent that is covered with a 16-mesh or finer corrosion-resistant screen, facing downward, elevated, and located to minimize the drawing of contaminants into the well, in accordance with 30 TEX. ADMIN. CODE § 290.41 (Conclusion of Law No. 10);
 - iii. Ensure clearwells and potable water storage tanks, including associated appurtenances such as valves, pipes, and fittings, are thoroughly tight against leakage, including repairing the leaks in the Facility's two GSTs, in accordance with 30 TEX. ADMIN. CODE § 290.43 (Conclusion of Law No. 11); and
 - iv. Obtain a sanitary control easement that covers the land within 150 feet of the Facility's well, in accordance with 30 TEX. ADMIN. CODE § 290.41, or obtain Commission approval of an exception to the easement requirement, pursuant to 30 TEX. ADMIN. CODE § 290.39(l) (Conclusion of Law No. 12). Any exception request shall be submitted to:

Technical Review and Oversight Team
Water Supply Division, MC 159
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087
- f. Within 105 days after the effective date of this Order, submit written certification in accordance with Ordering Provision No. 2.j. to demonstrate compliance with Ordering Provisions Nos. 2.e.i. through 2.e.iv.
- g. Within 135 days after the effective date of this Order, submit written certification in accordance with Ordering Provision No. 2.j. to demonstrate compliance with Ordering Provision No. 2.a.vi.
- h. Within 180 days after the effective date of this Order:
 - i. Provide a pressure tank capacity of at least 20 gallons per connection, in accordance with 30 TEX. ADMIN. CODE § 290.45 (Conclusion of Law No. 13); and
 - ii. Provide two or more service pumps having a total capacity of at least 2.0 gpm per connection, in accordance with 30 TEX. ADMIN. CODE § 290.45 (Conclusion of Law No. 14).

- i. Within 195 days after the effective date of this Order, submit written certification in accordance with Ordering Provision No. 2.j. to demonstrate compliance with Ordering Provision Nos. 2.h.i. and 2.h.ii.
- j. The certifications required by these Ordering Provisions shall be accompanied by detailed supporting documentation including photographs, receipts, and/or other records, shall be signed by Respondent, and shall include the following certification language:

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

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

3. All relief not expressly granted in this Order is denied.
4. The duties and provisions imposed by 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.
5. 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.
6. This Order, issued by the Commission, shall not be admissible against Respondent in a civil proceeding, unless the proceeding is brought by the Office of the Attorney General of the State of Texas (“OAG”) to: (1) enforce the terms of this Order, or (2) pursue violations of a statute within TCEQ’s jurisdiction, or of a rule adopted or an order or permit issued by TCEQ under such a statute. The Executive Director may, without further notice or hearing, refer this matter to the OAG for further enforcement proceedings if the Executive Director determines that Respondent has not complied with one or more of the terms or conditions in this Order.
7. The provisions of this Order are deemed severable, and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.

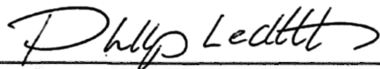
8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
9. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this 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.
10. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date



For the Executive Director

December 15, 2025


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 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;
- Referral of this case to the Attorney General's office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

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



Signature - Peter C. Hill, President
Canyon Lake Estates Water Supply Corporation
P.O. Box 3194
Canyon Lake, Texas 78133

10/27/25

Date

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