Executive Summary – Enforcement Matter – Case No. 64494
City of Georgetown
RN102727799
Docket No. 2023-1100-EAQ-E

Order Type:
1660 Agreed Order
Findings Order Justification:
N/A
Media:
EAQ
Small Business:
No
Location(s) Where Violation(s) Occurred:
San Gabriel River Park, 445 East Morrow Street, Georgetown, Williamson County
Type of Operation:
Recreational park
Other Significant Matters:
Additional Pending Enforcement Actions: No
Past-Due Penalties: No
Past-Due Fees: No
Other: N/A
Interested Third-Parties: None
Texas Register Publication Date: January 30, 2026
Comments Received: No

Penalty Information

Total Penalty Assessed: $52,500
Amount Deferred for Expedited Settlement: $10,500
Total Paid to General Revenue: $0
Total Due to General Revenue: $0
Payment Plan: N/A
Supplemental Environmental Project ("SEP") Conditional Offset: $42,000
Name of SEP: Water Quality Improvements (Compliance)
Compliance History Classifications:
Person/CN - Satisfactory
Site/RN - High
Major Source: Yes
Statutory Limit Adjustment: N/A
Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): N/A
Complaint Information: N/A
Date(s) of Investigation: June 8, 2023
Date(s) of NOE(s): August 4, 2023

Executive Summary – Enforcement Matter – Case No. 64494
City of Georgetown
RN102727799
Docket No. 2023-1100-EAQ-E

Violation Information

1. Failed to obtain approval of a modification to an approved Water Pollution Abatement Plan ("WPAP") prior to commencing a regulated activity over the Edwards Aquifer Recharge Zone. Specifically, the Respondent performed soil disturbing activities, including demolishing the existing partial sedimentation/filtration basin, demolishing an asphalt access drive, and removing trees with heavy equipment [30 TEX. ADMIN. CODE § 213.4(j)].

2. Failed to obtain approval of an Edwards Aquifer WPAP prior to initiating construction activities over the Edwards Aquifer Recharge Zone. Specifically, one 1,500-gallon dyed diesel aboveground storage tank ("AST") was installed without prior approval of an Edwards Aquifer AST System Facility Plan [30 TEX. ADMIN. CODE § 213.4(a)(1)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. By July 17, 2023, removed the AST from the Site; and

b. By August 25, 2023, submitted and obtained approval for a modification of a previously approved WPAP under Edwards Aquifer Protection Plan No. 11003558.

Technical Requirements:

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

Contact Information

TCEQ Attorney: N/A
TCEQ Enforcement Coordinator: Elizabeth Vanderwerken, Enforcement Division, Backlog Team, MC 219, (512) 239-5900; Michael Parrish, Enforcement Division, MC R-12, (512) 239-2548
TCEQ SEP Coordinator: Adena Crider, Litigation Division, MC 175, (512) 239-0648
Respondent: The Honorable Josh Schroeder, Mayor, City of Georgetown, P.O. Box 409, Georgetown, Texas 78627
Kimberly Garrett, Parks & Recreation Director, P.O. Box 409, Georgetown, Texas 78627
Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW)

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

DATES						
	Assigned	7-Aug-2023				
	PCW	8-Jan-2024	**Screening**	14-Aug-2023	**EPA Due**	

RESPONDENT/FACILITY INFORMATION

Respondent	City of Georgetown		
Reg. Ent. Ref. No.	RN102727799		
Facility/Site Region	11-Austin	**Major/Minor Source**	Major

CASE INFORMATION

Enf./Case ID No.	64494	**No. of Violations**	2
Docket No.	2023-1100-EAQ-E	**Order Type**	1660
Media Program(s)	Edwards Aquifer	**Government/Non-Profit**	Yes
Multi-Media		**Enf. Coordinator**	Shane Glantz
		EC's Team	Enforcement Team 1

Admin. Penalty $ Limit **Minimum** $0 **Maximum** $25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) — ***Subtotal 1*** **$60,000**

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History **0.0%** Adjustment — ***Subtotals 2, 3, & 7*** **$0**

Notes: No adjustments for compliance history.

Culpability No **0.0%** Enhancement — ***Subtotal 4*** **$0**

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments — ***Subtotal 5*** **-$7,500**

Economic Benefit **0.0%** Enhancement* — ***Subtotal 6*** **$0**

Total EB Amounts $37
Estimated Cost of Compliance $3,650

**Capped at the Total EB $ Amount*

SUM OF SUBTOTALS 1-7 — ***Final Subtotal*** **$52,500**

OTHER FACTORS AS JUSTICE MAY REQUIRE **0.0%** — ***Adjustment*** **$0**

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount **$52,500**

STATUTORY LIMIT ADJUSTMENT — ***Final Assessed Penalty*** **$52,500**

DEFERRAL **20.0%** Reduction — ***Adjustment*** **-$10,500**

Reduces the Final Assessed Penalty by the indicated percentage.

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY **$42,000**

Screening Date	14-Aug-2023	**Docket No.** 2023-1100-EAQ-E	**PCW**
Respondent	City of Georgetown		*Policy Revision 5 (January 28, 2021)*
Case ID No.	64494		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN102727799		
Media	Edwards Aquifer		
Enf. Coordinator	Shane Glantz		

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 (*number of NOVs meeting criteria*)	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (*number of orders meeting criteria*)	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	0	0%
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 (*number of judgments or consent decrees meeting criteria*)	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 (*number of counts*)	0	0%
Emissions	Chronic excessive emissions events (*number of events*)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 *(number of audits for which notices were submitted)*	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (*number of audits for which violations were disclosed*)	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) 0%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

No adjustments for compliance history.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 0%

>> Final Compliance History Adjustment

Final Adjustment Percentage ****capped at 100%*** 0%

Screening Date	14-Aug-2023	**Docket No.** 2023-1100-EAQ-E	**PCW**
Respondent	City of Georgetown		*Policy Revision 5 (January 28, 2021)*
Case ID No.	64494		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN102727799		
Media	Edwards Aquifer		
Enf. Coordinator	Shane Glantz		

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code § 213.4(j)

Violation Description Failed to obtain approval of a modification to an approved Water Pollution Abatement Plan ("WPAP") prior to commencing a regulated activity over the Edwards Aquifer Recharge Zone. Specifically, the Respondent performed soil disturbing activities, including demolishing the existing partial sedimentation/filtration basin, demolishing an asphalt access drive, and removing trees with heavy equipment without prior approval.

Base Penalty $25,000

>> Environmental, Property and Human Health Matrix

	Harm		
Release	Major	Moderate	Minor
Actual			
Potential			

OR

Percent 0.0%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor
	x		

Percent 20.0%

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

Adjustment $20,000

$5,000

Violation Events

Number of Violation Events: 10 — 67 Number of violation days

daily	
weekly	x
monthly	
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty $50,000

Ten weekly events are recommended from the investigation date (June 8, 2023) to the sccreening date (August 14, 2023).

Good Faith Efforts to Comply

10.0% Reduction $5,000

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		X
N/A		

Notes: The Respondent achieved compliance on August 25, 2023.

Violation Subtotal $45,000

Economic Benefit (EB) for this violation

Estimated EB Amount $34

Statutory Limit Test

Violation Final Penalty Total $45,000

This violation Final Assessed Penalty (adjusted for limits) $45,000

Economic Benefit Worksheet

Respondent City of Georgetown
Case ID No. 64494
Reg. Ent. Reference No. RN102727799
Media Edwards Aquifer
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
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	$3,150	8-Jun-2023	25-Aug-2023	0.21	$34	n/a	$34
Other (as needed)				0.00	$0	n/a	$0
Notes for DELAYED costs	Estimated Permit Costs to prepare, submit, and obtain approval of a modification to an Edwards Aquifer WPAP. The Date Required is the investigation date, and the Final Date is 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	$3,150				TOTAL	$34	

Screening Date	14-Aug-2023	**Docket No.** 2023-1100-EAQ-E	**PCW**
Respondent	City of Georgetown		*Policy Revision 5 (January 28, 2021)*
Case ID No.	64494		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN102727799		
Media	Edwards Aquifer		
Enf. Coordinator	Shane Glantz		

Violation Number 2

Rule Cite(s) 30 Tex. Admin. Code § 213.4(a)(1)

Violation Description Failed to obtain approval of an Edwards Aquifer Protection Plan prior to commencing a regulated activity over the Edwards Aquifer Recharge Zone. Specifically, one 1,500-gallon dyed diesel aboveground storage tank ("AST") was installed without prior approval of an Edwards Aquifer AST System Facility Plan.

Base Penalty $25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm: Major	Moderate	Minor
Actual			
Potential			

Percent 0.0%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor
	x		

Percent 20.0%

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

Adjustment $20,000

$5,000

Violation Events

Number of Violation Events: 2 — 39 Number of violation days

daily	
weekly	
monthly	X
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty $10,000

Two monthly events are recommended from the investigation date (June 8, 2023) to the date of compliance (July 17, 2023).

Good Faith Efforts to Comply

25.0% Reduction $2,500

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	X	
N/A		

Notes: The Respondent achieved compliance on July 17, 2023.

Violation Subtotal $7,500

Economic Benefit (EB) for this violation

Estimated EB Amount $3

Statutory Limit Test

Violation Final Penalty Total $7,500

This violation Final Assessed Penalty (adjusted for limits) $7,500

Economic Benefit Worksheet

Respondent City of Georgetown
Case ID No. 64494
Reg. Ent. Reference No. RN102727799
Media Edwards Aquifer
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
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)	$500	8-Jun-2023	17-Jul-2023	0.11	$3	n/a	$3
Notes for DELAYED costs	Estimated Other cost to remove the AST from the Site. The Date Required is the investigation date, and the Final Date is 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	$500	TOTAL	$3

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

Compliance History Report

Compliance History Report for CN600412043, RN102727799, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator: CN600412043, City of Georgetown **Classification:** SATISFACTORY **Rating:** 7.21

Regulated Entity: RN102727799, SAN GABRIEL RIVER PARK **Classification:** HIGH **Rating:** 0.00

Complexity Points: 1 **Repeat Violator:** NO

CH Group: 14 - Other

Location: 445 East Morrow Street in Georgetown, Williamson County, Texas

TCEQ Region: REGION 11 - AUSTIN

ID Number(s):

EDWARDS AQUIFER PERMIT 11-99111001
EDWARDS AQUIFER PERMIT 11-14011501
EDWARDS AQUIFER PERMIT 11001075
EDWARDS AQUIFER PERMIT 11000402
EDWARDS AQUIFER PERMIT 11001189
EDWARDS AQUIFER PERMIT 11003558
EDWARDS AQUIFER PERMIT 11003740

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

Date Compliance History Report Prepared: January 08, 2024

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: January 08, 2019 to January 08, 2024

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

Name: Shane Glantz **Phone:** (325) 698-6124

Site and Owner/Operator History:

1) Has the site been in existence and/or operation for the full five-year compliance period? YES
2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO

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

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

B. Criminal convictions:
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 NOVs Issued During Component Period 1/8/2019 and 1/8/2024

N/A

Appendix B
All Investigations Conducted During Component Period January 08, 2019 and January 08, 2024

Item 1	August 04, 2023**	(1905042)

* 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	**§**	**BEFORE THE**
ENFORCEMENT ACTION	**§**	
CONCERNING	**§**	**TEXAS COMMISSION ON**
CITY OF GEORGETOWN	**§**	
RN102727799	**§**	**ENVIRONMENTAL QUALITY**

AGREED ORDER
DOCKET NO. 2023-1100-EAQ-E

I. JURISDICTION AND STIPULATIONS

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

1. The Respondent owns and operates a recreational park located at 445 East Morrow Street in Georgetown, Williamson County, Texas (the "Site"). The Site is near or adjacent to water in the state as defined in TEX. WATER CODE § 26.001(5).

2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. WATER CODE ch. 26 and the rules of the TCEQ.

3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.

4. An administrative penalty in the amount of $52,500 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The amount of $10,500 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order and shall be waived only upon full compliance with all the terms and conditions of this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms and conditions contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.

   Pursuant to TEX. WATER CODE § 7.067, $42,000 of the penalty shall be conditionally offset by the Respondent's timely and satisfactory completion of a Supplemental Environmental Project ("SEP") as defined in the attached SEP Agreement ("Attachment A", incorporated herein by reference). The Respondent's obligation to pay the conditionally offset portion of the penalty shall be discharged upon full compliance with all the terms and conditions of this Order, which includes the timely and satisfactory completion of all provisions of the SEP Agreement, as determined by the Executive Director.

5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.

6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Order.

7. This Order represents the complete and fully integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.

8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.

9. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Site:

   a. By July 17, 2023, removed the aboveground storage tank ("AST") from the Site; and

   b. By August 25, 2023, submitted and obtained approval for a modification of a previously approved Water Pollution Abatement Plan ("WPAP") under Edwards Aquifer Protection Plan ("EAPP") No. 11003558.

II. ALLEGATIONS

During an investigation at the Site conducted on June 8, 2023, an investigator documented that the Respondent:

1. Failed to obtain approval of a modification to an approved WPAP prior to commencing a regulated activity over the Edwards Aquifer Recharge Zone, in violation of 30 TEX. ADMIN. CODE § 213.4(j). Specifically, the Respondent performed soil disturbing activities, including demolishing the existing partial sedimentation/filtration basin, demolishing an asphalt access drive, and removing trees with heavy equipment.

2. Failed to obtain approval of an Edwards Aquifer WPAP prior to initiating construction activities over the Edwards Aquifer Recharge Zone, in violation of 30 TEX. ADMIN. CODE § 213.4(a)(1). Specifically, one 1,500-gallon dyed diesel AST was installed without prior approval of an Edwards Aquifer AST System Facility Plan.

III. DENIALS

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

IV. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the Respondent's compliance with all of the requirements set forth in this Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: City of Georgetown, Docket No. 2023-1100-EAQ-E" to:

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

2. The Respondent implemented and completed the SEP as set forth in Section I, Paragraph No. 4. The amount of $42,000 of the assessed penalty is conditionally offset based on the Respondent's implementation and completion of the SEP pursuant to the terms of the SEP Agreement, as defined in Attachment A. Penalty payments for any portion of the SEP deemed by the Executive Director as not complete shall be paid within 30 days after the date the Executive Director demands payment.

3. 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 the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Site 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 the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.

6. This Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.

7. 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.

8. 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
Kristie Mello-Jurach	02/22/2026
For the Executive Director	Date

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

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

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

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

Kimberly Garrett	1/8/2026
Signature	Date
Kimberly Garrett	Parks + Recreation Director
Name (Printed or typed) Authorized Representative of City of Georgetown	Title

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

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

Attachment A

Docket Number: 2023-1100-EAQ-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	City of Georgetown
Penalty Amount:	$42,000
SEP Offset Amount:	$42,000
Type of SEP:	Compliance
Project Name:	*Water Quality Improvements*
Location of SEP:	Williamson County

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

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

1. Project Description

A. Project

Respondent hired a contractor to purchase and install a high flow pretreatment and membrane filtration system ("jellyfish filter system") at the Site. Specifically, the SEP Offset Amount was used for materials, supplies, and equipment for a jellyfish filter system (the "Project"). Respondent hired qualified contractors to perform the Project. The SEP was performed in accordance with all federal, state, and local environmental laws and regulations.

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

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

B. Environmental Benefit

This SEP will provide a discernible environmental benefit by improving water quality and safeguarding the Edward's Aquifer. By effectively removing pollutants such as sediment, debris, oils, and contaminants from stormwater runoff, the filtration system prevents harmful substances from entering the aquifer. The preservation of water quality helps maintain the aquifer's purity and sustainability, crucial for supporting ecosystems and providing clean drinking water to communities. Additionally, membrane filtration reduces the burden on traditional water treatment facilities by treating stormwater at the source, thereby promoting environmental conservation and enhancing overall water resource management.

C. Expenses

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

Expenses

Item	Total
Jellyfish Filter System	$414,000
Total	**$414,000**

2. Records

As of July 16, 2024, Respondent provided TCEQ the following documentation as proof of completion of the proposed SEP:

1. An itemized list of expenditures and total cost of the Project;
2. Copies of invoices or receipts corresponding to the itemized list in paragraph 2.1., above;
3. Copies of cleared checks or payment records corresponding to the itemized list in paragraph 2.1., above;
4. A certified statement of SEP completion and document authentication;
5. Copies of all engineering plans related to work performed pursuant to the Project, if applicable;
6. A detailed map showing the specific location of the project site(s); and
7. Photographs of before and after work being performed during the Project, and of the completed Project.

3. Additional Information and Access

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

4. Failure to Fully Perform

If Respondent does not perform its obligations under this Attachment A, including full expenditure of the SEP Offset Amount and submittal of the required reporting described in Sections 2 and 3 above, the Executive Director ("ED") may require immediate payment of all or part of the SEP Offset Amount as set forth in the attached Agreed Order.

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

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

5. Publicity

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

6. Recognition

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

7. Other SEPs by TCEQ or Other Agencies

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