

**Executive Summary – Enforcement Matter – Case No. 65071**  
**Pritchett Water Supply Corporation**  
**RN101224608**  
**Docket No. 2023-1663-PWS-E**

**Order Type:**

1660 Agreed Order

**Findings Order Justification:**

N/A

**Media:**

PWS

**Small Business:**

No

**Location(s) Where Violation(s) Occurred:**

Pritchett WSC, located on State Highway 155 southwest of Gilmer, Gilmer, Upshur County

**Type of Operation:**

Public water supply

**Other Significant Matters:**

Additional Pending Enforcement Actions: Yes, Docket No. 2023-0943-PWS-E

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: The complainant has expressed an interest in the matter but does not wish to attend Agenda.

**Texas Register Publication Date:** August 9, 2024

**Comments Received:** No

***Penalty Information***

**Total Penalty Assessed:** \$29,901

**Amount Deferred for Expedited Settlement:** \$5,980

**Total Paid to General Revenue:** \$23,921

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

Payment Plan: N/A

**Compliance History Classifications:**

Person/CN - N/A

Site/RN - N/A

**Major Source:** Yes

**Statutory Limit Adjustment:** N/A

**Applicable Penalty Policy:** January 2021

***Investigation Information***

**Complaint Date(s):** August 29, 2023

**Complaint Information:** Alleged facility was not flushing all dead ends, not completing customer service inspections, and allowing an unlicensed/unauthorized individual to perform process control duties.

**Date(s) of Investigation:** September 12, 2023 through September 13, 2023

**Date(s) of NOE(s):** November 9, 2023

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**Docket No. 2023-1663-PWS-E**

***Violation Information***

1. Failed to provide a well capacity of 0.6 gallons per minute ("gpm") per connection. Specifically, Plant 21 had 118 connections requiring a well capacity of 71 gpm. However, only 48 gpm of well capacity were provided, indicating a 32% deficiency. Plant 15 had 158 connections requiring a well capacity of 95 gpm. However, only 83 gpm of well capacity were provided, indicating a 12% deficiency. Plant 2 had 99 connections requiring a well capacity of 59 gpm. However, only 44 gpm of well capacity were provided, indicating a 26% deficiency. Plant 10 had 121 connections requiring a well capacity of 73 gpm. However, only 52 gpm of well capacity were provided, indicating a 28% deficiency [30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(i) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].
2. Failed to provide a pressure tank capacity of 20 gallons per connection. Specifically, Plant 1B had 348 connections requiring a pressure tank capacity of 6,960 gallons. However, only 3,000 gallons were provided, indicating a 57% deficiency [30 TEX. ADMIN. CODE § 290.45(b)(1)(D)(iv) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].
3. Failed to provide a total storage capacity of 200 gallons per connection. Specifically, Plant 2 had 99 connections requiring a storage capacity of 19,800 gallons. However, only 15,000 gallons of storage capacity were provided, indicating a 24% deficiency [30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(ii) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].
4. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system facilities and equipment. Specifically, the device used to determine the air-water-volume in the pressure tanks at Plants 10, 1B, 8, 5 and 17 were dirty and hard to read [30 TEX. ADMIN. CODE § 290.46(m)].
5. Failed to provide all Facility wells with a concrete sealing block that extends a minimum of three feet from the well casing in all directions, with a minimum thickness of six inches and sloped to drain away at not less than 0.25 inches per foot. Specifically, the sealing block on Well No. 21 had a crack [30 TEX. ADMIN. CODE § 290.41(c)(3)(J)].
6. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, some of the paint on the well head was flaking and corroded on Well No. 22 [30 TEX. ADMIN. CODE § 290.46(m)].
7. Failed to ensure that all potable water storage tanks and pressure maintenance facilities are installed in a lockable building that is designed to prevent intruder access or enclosed by an intruder-resistant fence with lockable gates. Specifically, the gate on

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the fence surrounding Plant 1B was leaning out and had a large gap between the two gates [30 TEX. ADMIN. CODE § 290.43(e)].

8. Failed to inspect the interior of the Facility's pressure tank at least once every five years. Specifically, the pressure tanks at Plants 4, 5, 6, 8, 10, and 14 had not been inspected in the past five years [30 TEX. ADMIN. CODE § 290.46(m)(1)(B)].

9. Failed to use a water works operator who holds an applicable, valid license issued by the Executive Director. Specifically, an individual with a Class "D" Water Treatment License that had not been renewed had been performing process control duties since June 2, 2023 [30 TEX. ADMIN. CODE § 290.46(e) and TEX. HEALTH & SAFETY CODE § 341.033(a)].

10. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, the paint on the pressure tank at Plant 5 was failing [30 TEX. ADMIN. CODE § 290.46(m)].

11. Failed to ensure that all clearwells, ground storage tanks ("GSTs"), standpipes, and elevated storage tanks are painted, disinfected, and maintained in strict accordance with current American Water Works Association ("AWWA") standards. Specifically, the coating on the roof hatch on the GST at Plant 8 was corroded, causing rust to run down the side of the GST [30 TEX. ADMIN. CODE § 290.43(c)(8)].

12. Failed to provide two or more service pumps having a total capacity of 2.0 gpm per connection. Specifically, Plant 17 had 223 connections requiring a service pump capacity of 446 gpm. However, only 300 gpm of service pump capacity were provided, indicating a 33% deficiency [30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(iii) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].

13. Failed to provide a well capacity of 0.6 gpm per connection. Specifically, Plant 17 had 223 connections requiring a well capacity of 134 gpm. However, only 100 gpm of well capacity were provided, indicating a 25% deficiency [30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(i) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].

14. Failed to provide a well capacity of 0.6 gpm per connection. Specifically, Plant 5 had 70 connections requiring a well capacity of 42 gpm. However, only 40 gpm of well capacity were provided, indicating a 5% deficiency [30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(i) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].

15. Failed to flush all dead-end mains at monthly intervals. Specifically, the Respondent had not been flushing all dead-end mains monthly and had not been flushing dead-end mains created by valves to separate pressure planes [30 TEX. ADMIN. CODE § 290.46(l)].

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16. Failed to complete a Customer Service Inspection ("CSI") certificate prior to providing continuous water service to new construction or any existing service when the water purveyor has reason to believe a cross-connection or other potential contamination hazard exists. Specifically, the Respondent had not completed CSIs for all 158 new connections [30 TEX. ADMIN. CODE § 290.46(j)].

***Corrective Actions/Technical Requirements***

**Corrective Action(s) Completed:**

The Respondent implemented the following corrective measures:

- a. By September 22, 2023, began using a water works operator who holds an applicable, valid license issued by the Executive Director;
- b. By September 26, 2023, repainted the corroded well head on Well No. 22; and
- c. By September 26, 2023, repaired the fence surrounding Plant 1B.

**Technical Requirements:**

The Order will require the Respondent to:

- a. Within 30 days:
  - i. Initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, including repairing or replacing the device used to determine air-water volume on the pressure tank at Plants 10, 1B, 8, 5, and 17;
  - ii. Conduct an inspection of the interior of the Facility's pressure tanks at Plants 4, 5, 6, 8, 10, and 14;
  - iii. Initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, including repairing the paint on the pressure tank at Plant 5;
  - iv. 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. This provision will be satisfied upon three months of consecutive compliant monthly flushing; and
  - v. Conduct a CSI at all locations where cross-connections or potential contamination hazards may exist, including but not limited to the 158 new connections.
- b. Within 45 days, submit written certification to demonstrate compliance with a.

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- c. Within 60 days, repair or replace the exterior coating on the roof hatch on the GST at Plant 8 to meet current AWWA standards.
- d. Within 75 days, submit written certification to demonstrate compliance with c.
- e. Within 90 days:
  - i. Repair the crack in the concrete sealing block at Well No. 21; and
  - ii. Implement a CSI program to ensure all service connections are properly inspected.
- f. Within 105 days, submit written certification to demonstrate compliance with e.
- g. Within 135 days, submit written certification to demonstrate compliance with a.iv.
- h. Within 180 days:
  - i. Provide a well capacity of at least 0.6 gpm per connection at Plant 21, 15, 2 and 10;
  - ii. Provide a pressure tank capacity of at least 20 gallons per connection at Plant 1B;
  - iii. Provide a total storage capacity of at least 200 gallons per connection at Plant 2;
  - iv. Provide two or more service pumps having a total capacity of at least 2.0 gpm per connection at Plant 17;
  - v. Provide a well capacity of at least 0.6 gpm per connection for Plant 17; and
  - vi. Provide a well capacity of at least 0.6 gpm per connection at Plant 5.
- i. Within 195 days, submit written certification to demonstrate compliance with h.

***Contact Information***

**TCEQ Attorney:** N/A

**TCEQ Enforcement Coordinator:** Savannah Jackson, Enforcement Division, Enforcement Team 4, MC 219, (512) 239-4306; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

**Respondent:** Josh Marrs, President, Pritchett Water Supply Corporation, 3670 State Highway 155 South, Gilmer, Texas 75645-8063

**Respondent's Attorney:** N/A



# Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

<b>DATES</b>	<b>Assigned</b>	13-Nov-2023	<b>Screening</b>	29-Nov-2023	<b>EPA Due</b>	
	<b>PCW</b>	11-Dec-2023				

## RESPONDENT/FACILITY INFORMATION

<b>Respondent</b>	Pritchett Water Supply Corporation
<b>Reg. Ent. Ref. No.</b>	RN101224608
<b>Facility/Site Region</b>	5-Tyler
<b>Major/Minor Source</b>	Major

## CASE INFORMATION

<b>Enf./Case ID No.</b>	65071	<b>No. of Violations</b>	16
<b>Docket No.</b>	2023-1663-PWS-E	<b>Order Type</b>	1660
<b>Media Program(s)</b>	Public Water Supply	<b>Government/Non-Profit</b>	Yes
<b>Multi-Media</b>		<b>Enf. Coordinator</b>	Christiana McCrimmon
		<b>EC's Team</b>	Enforcement Team 4
<b>Admin. Penalty \$ Limit Minimum</b>	\$50	<b>Maximum</b>	\$5,000

## Penalty Calculation Section

<b>TOTAL BASE PENALTY (Sum of violation base penalties)</b>	<b>Subtotal 1</b>	\$30,550
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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.

<b>Compliance History</b>	<b>0.0%</b>	<b>Adjustment</b>	<b>Subtotals 2, 3, &amp; 7</b>	\$0
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<b>Notes</b>	No adjustment for compliance history.
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<b>Culpability</b>	No	<b>0.0%</b>	<b>Enhancement</b>	<b>Subtotal 4</b>	\$0
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<b>Notes</b>	The Respondent does not meet the culpability criteria.
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<b>Good Faith Effort to Comply Total Adjustments</b>	<b>Subtotal 5</b>	-\$649
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<b>Economic Benefit</b>	<b>0.0%</b>	<b>Enhancement*</b>	<b>Subtotal 6</b>	\$0
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Total EB Amounts	\$12,677	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$51,292	

<b>SUM OF SUBTOTALS 1-7</b>	<b>Final Subtotal</b>	\$29,901
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<b>OTHER FACTORS AS JUSTICE MAY REQUIRE</b>	<b>0.0%</b>	<b>Adjustment</b>	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

<b>Notes</b>	
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<b>Final Penalty Amount</b>	\$29,901
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<b>STATUTORY LIMIT ADJUSTMENT</b>	<b>Final Assessed Penalty</b>	\$29,901
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<b>DEFERRAL</b>	<b>20.0%</b>	<b>Reduction</b>	<b>Adjustment</b>	-\$5,980
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Reduces the Final Assessed Penalty by the indicated percentage.

<b>Notes</b>	Deferral offered for expedited settlement.
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<b>PAYABLE PENALTY</b>	\$23,921
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<b>Screening Date</b>	29-Nov-2023	<b>Docket No.</b>	2023-1663-PWS-E	<b>PCW</b>
<b>Respondent</b>	Pritchett Water Supply Corporation			<i>Policy Revision 5 (January 28, 2021)</i>
<b>Case ID No.</b>	65071			<i>PCW Revision February 11, 2021</i>
<b>Reg. Ent. Reference No.</b>	RN101224608			
<b>Media</b>	Public Water Supply			
<b>Enf. Coordinator</b>	Christiana McCrimmon			

## 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	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 ( <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)** 0%

### >> 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**

No adjustment 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		29-Nov-2023		Docket No.		2023-1663-PWS-E		PCW		
Respondent		Pritchett Water Supply Corporation								
Case ID No.		65071								
Reg. Ent. Reference No.		RN101224608								
Media		Public Water Supply								
Enf. Coordinator		Christiana McCrimmon								
Violation Number		1								
Rule Cite(s)		30 Tex. Admin. Code § 290.45(b)(1)(C)(i) and Tex. Health & Safety Code § 341.0315(c)								
Violation Description		Failed to provide a well capacity of 0.6 gallons per minute ("gpm") per connection. Specifically, Plant 21 had 118 connections requiring a well capacity of 71 gpm. However, only 48 gpm of well capacity were provided, indicating a 32% deficiency. Plant 15 had 158 connections requiring a well capacity of 95 gpm. However, only 83 gpm of well capacity were provided, indicating a 12% deficiency. Plant 2 had 99 connections requiring a well capacity of 59 gpm. However, only 44 gpm of well capacity were provided, indicating a 26% deficiency. Plant 10 had 121 connections requiring a well capacity of 73 gpm. However, only 52 gpm of well capacity were provided, indicating a 28% deficiency.								
Base Penalty								\$5,000		
>> Environmental, Property and Human Health Matrix										
OR		Harm								
		Release	Major	Moderate	Minor					
		Actual								
		Potential		x		Percent	15.0%			
>>Programmatic Matrix										
		Falsification	Major	Moderate	Minor					
						Percent	0.0%			
Matrix Notes		Failure to provide adequate well capacity could expose persons served by the Facility to a significant amount of contaminants that would not exceed levels that are protective of human health.								
Adjustment								\$4,250		
								\$750		
Violation Events										
Number of Violation Events		4		78		Number of violation days				
		daily								
		weekly								
		monthly								
		quarterly	x							
		semiannual								
		annual								
		single event								
		Four quarterly events are recommended (one event per well x four wells), calculated from the September 12, 2023 investigation date to the November 29, 2023 screening date.								
Good Faith Efforts to Comply				0.0%		Reduction		\$0		
		Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer								
		Extraordinary								
		Ordinary								
		N/A	x							
Notes		The Respondent does not meet the good faith criteria for this violation.								
Violation Subtotal								\$3,000		
Economic Benefit (EB) for this violation										
Estimated EB Amount		\$6,532		Violation Final Penalty Total		\$3,000				
This violation Final Assessed Penalty (adjusted for limits)								\$3,000		



# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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	\$20,000	10-Sep-2020	10-May-2025	4.67	\$311	\$6,221	\$6,532
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 well capacity of at least 0.6 gpm per connection at Plant 21, 15, 2, and 10 (\$5,000 per well x four wells), calculated from the date of the investigation initially documenting the violation 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**

\$20,000

**TOTAL**

\$6,532

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	2	
<b>Rule Cite(s)</b>		30 Tex. Admin. Code § 290.45(b)(1)(D)(iv) and Tex. Health & Safety Code § 341.0315(c)
<b>Violation Description</b>	Failed to provide a pressure tank capacity of 20 gallons per connection. Specifically, Plant 1B had 348 connections requiring a pressure tank capacity of 6,960 gallons. However, only 3,000 gallons were provided, indicating a 57% deficiency.	

<b>Base Penalty</b>	\$5,000
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**>> Environmental, Property and Human Health Matrix**

<b>OR</b>	<b>Release</b>	<b>Harm</b>			<b>Percent</b>
		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"/>	

**>> Programmatic Matrix**

<b>Matrix Notes</b>	Falsification	Major	Moderate	Minor	<b>Percent</b>
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	

Failure to provide adequate pressure tank capacity could result in low pressure throughout the distribution system exposing persons served by the Facility to contaminants which would exceed levels protective of human health.

<b>Adjustment</b>	\$3,500
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<b>Adjustment</b>	\$1,500
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**Violation Events**

Number of Violation Events	3	78	Number of violation days
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daily	<input type="text"/>	<b>Violation Base Penalty</b>	\$4,500
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"/>		

Three monthly events are recommended, calculated from the date of the investigation, September 12, 2023, to the date of the screening, November 29, 2023.

**Good Faith Efforts to Comply**

<b>0.0%</b>	<b>Reduction</b>
Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>
Ordinary	<input type="text"/>
N/A	<input type="text" value="x"/>
Notes	<div style="border: 1px solid black; padding: 5px;">           The Respondent does not meet the good faith criteria for this violation.         </div>

<b>Violation Subtotal</b>	\$4,500
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**Economic Benefit (EB) for this violation**

<b>Estimated EB Amount</b>	\$653	<b>Statutory Limit Test</b>
<b>Violation Final Penalty Total</b>		\$4,500
<b>This violation Final Assessed Penalty (adjusted for limits)</b>		\$4,500

# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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	\$2,000	10-Sep-2020	10-May-2025	4.67	\$31	\$622	\$653
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 at Plant 1B, calculated from the date of the investigation initially documenting the violation 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**

\$2,000

**TOTAL**

\$653

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
<b>Violation Number</b> <span style="border: 1px solid black; padding: 2px;">3</span>		
<b>Rule Cite(s)</b> <span style="border: 1px solid black; padding: 2px;">30 Tex. Admin. Code § 290.45(b)(1)(C)(ii) and Tex. Health &amp; Safety Code § 341.0315(c)</span>		
<b>Violation Description</b> <span style="border: 1px solid black; padding: 5px;">Failed to provide a total storage capacity of 200 gallons per connection. Specifically, Plant 2 had 99 connections requiring a storage capacity of 19,800 gallons. However, only 15,000 gallons of storage capacity were provided, indicating a 24% deficiency.</span>		
<b>Base Penalty</b>		\$5,000

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

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual				<b>Percent</b> <span style="border: 1px solid black; padding: 2px;">15.0%</span>
	Potential		x		

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
					<b>Percent</b> <span style="border: 1px solid black; padding: 2px;">0.0%</span>

Matrix Notes: Failure to provide adequate storage capacity would expose persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.

**Adjustment** \$4,250

\$750

**Violation Events**

Number of Violation Events <span style="border: 1px solid black; padding: 2px;">1</span>	<span style="border: 1px solid black; padding: 2px;">78</span>	Number of violation days
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daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

**Violation Base Penalty** \$750

One quarterly event is recommended, calculated from the date of the investigation, September 12, 2023, to the date of the screening, November 29, 2023.

**Good Faith Efforts to Comply**

	<span style="border: 1px solid black; padding: 2px;">0.0%</span>	Reduction <span style="border: 1px solid black; padding: 2px;">\$0</span>
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	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	

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

**Violation Subtotal** \$750

**Economic Benefit (EB) for this violation**

<b>Estimated EB Amount</b> <span style="border: 1px solid black; padding: 2px;">\$3,371</span>	<b>Statutory Limit Test</b>
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<b>Violation Final Penalty Total</b>	\$750
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**This violation Final Assessed Penalty (adjusted for limits)** \$750

# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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	\$10,320	10-Sep-2020	10-May-2025	4.67	\$161	\$3,210	\$3,371
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 total storage capacity of at least 200 gallons per connection (\$2.15 x 4,800 gallons) at Plant 2, calculated from the date of the investigation initially documenting the violation 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

\$10,320

### TOTAL

\$3,371

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	4		
<b>Rule Cite(s)</b>	30 Tex. Admin. Code § 290.46(m)		
<b>Violation Description</b>	Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system facilities and equipment. Specifically, the device used to determine the air-water-volume in the pressure tanks at Plants 10, 1B, 8, 5 and 17 were dirty and hard to read.		

<b>Base Penalty</b>	\$5,000
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**>> Environmental, Property and Human Health Matrix**

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual				
	Potential			x	<b>Percent</b> 7.0%

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
					<b>Percent</b> 0.0%

Matrix Notes	Failure to maintain the good working condition and general appearance of the Facility could expose customers of the Facility to an insignificant amount of contaminants which would not exceed levels protective of human health.
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<b>Adjustment</b>	\$4,650
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	\$350
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**Violation Events**

Number of Violation Events	5	78	Number of violation days
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	daily		weekly		monthly		quarterly		semiannual		annual		single event	x	
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<b>Violation Base Penalty</b>	\$1,750
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Five single events are recommended (one for each device).	
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**Good Faith Efforts to Comply**

	0.0%	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	
Notes	The Respondent does not meet the good faith criteria for this violation.	

<b>Violation Subtotal</b>	\$1,750
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**Economic Benefit (EB) for this violation**

**Statutory Limit Test**

<b>Estimated EB Amount</b>	\$31	<b>Violation Final Penalty Total</b>	\$1,750
<b>This violation Final Assessed Penalty (adjusted for limits)</b>			\$1,750

# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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)	\$500	12-Sep-2023	11-Dec-2024	1.25	\$31	n/a	\$31

**Notes for DELAYED costs**

The delayed cost includes the estimated amount to repair or replace the device used to determine the air-water-volume in the pressure tanks at Plants 10, 1B, 8, 5 and 17, 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**

\$500

**TOTAL**

\$31

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E  <div style="border: 1px solid black; padding: 2px;"> <b>Base Penalty</b> \$5,000       </div>	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	5	<b>Rule Cite(s)</b>	
		30 Tex. Admin. Code § 290.41(c)(3)(J)	
<b>Violation Description</b>	Failed to provide all Facility wells with a concrete sealing block that extends a minimum of three feet from the well casing in all directions, with a minimum thickness of six inches and sloped to drain away at not less than 0.25 inches per foot. Specifically, the sealing block on Well No. 21 had a crack.		

**Base Penalty** \$5,000

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

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<b>Percent</b> <span style="border: 1px solid black; padding: 2px 20px;">15.0%</span>
	Potential	<span style="border: 1px solid black; padding: 2px 20px;"></span>	x	<span style="border: 1px solid black; padding: 2px 20px;"></span>	

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<b>Percent</b> <span style="border: 1px solid black; padding: 2px 20px;">0.0%</span>
<b>Matrix Notes</b>	Failure to provide the well with a sealing block that is not cracked could result in persons served by the Facility being exposed to a significant amount of contaminants which would not exceed levels protective of human health.				

**Adjustment** \$4,250

\$750

**Violation Events**

Number of Violation Events	<span style="border: 1px solid black; padding: 2px 20px;">1</span>	<span style="border: 1px solid black; padding: 2px 20px;">78</span>	Number of violation days
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	daily			
	weekly	<span style="border: 1px solid black; padding: 2px 20px;"></span>		
	monthly	<span style="border: 1px solid black; padding: 2px 20px;"></span>		
	quarterly	x		<b>Violation Base Penalty</b> <span style="border: 1px solid black; padding: 2px 20px;">\$750</span>
	semiannual	<span style="border: 1px solid black; padding: 2px 20px;"></span>		
	annual	<span style="border: 1px solid black; padding: 2px 20px;"></span>		
	single event	<span style="border: 1px solid black; padding: 2px 20px;"></span>		

One quarterly event is recommended, calculated from the date of the investigation, September 12, 2023, to the date of the screening, November 29, 2023.

**Good Faith Efforts to Comply**

	<b>0.0%</b>	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<span style="border: 1px solid black; padding: 2px 20px;"></span>
Ordinary	<span style="border: 1px solid black; padding: 2px 20px;"></span>	<span style="border: 1px solid black; padding: 2px 20px;"></span>
N/A	x	<span style="border: 1px solid black; padding: 2px 20px;"></span>
<b>Notes</b>	The Respondent does not meet the good faith criteria for this violation.	

**Violation Subtotal** \$750

**Economic Benefit (EB) for this violation**

	<b>Statutory Limit Test</b>
<b>Estimated EB Amount</b> <span style="border: 1px solid black; padding: 2px 20px;">\$25</span>	<b>Violation Final Penalty Total</b> <span style="border: 1px solid black; padding: 2px 20px;">\$750</span>
<b>This violation Final Assessed Penalty (adjusted for limits)</b> <span style="border: 1px solid black; padding: 2px 20px;">\$750</span>	



# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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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	\$250	12-Sep-2023	9-Feb-2025	1.41	\$1	\$24	\$25
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 crack in the sealing block at Well No. 21, 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**

\$250

**TOTAL**

\$25

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E  <b>Base Penalty</b> \$5,000	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	6	
<b>Rule Cite(s)</b>	30 Tex. Admin. Code § 290.46(m)	
<b>Violation Description</b>	Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, some of the paint on the well head was flaking and corroded on Well No. 22.	

**Base Penalty** \$5,000

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

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual				
	Potential			x	<b>Percent</b> 7.0%

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
					<b>Percent</b> 0.0%

Matrix Notes	Failure to maintain the good working condition and general appearance of the Facility could expose persons served by the Facility to insignificant amounts of contaminants which would not exceed levels protective of human health.
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**Adjustment** \$4,650

\$350

**Violation Events**

Number of Violation Events	1	14	Number of violation days
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	daily	
	weekly	
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	x

**Violation Base Penalty** \$350

One single event is recommended.

**Good Faith Efforts to Comply**

	<b>25.0%</b>	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		
Notes	The Respondent achieved compliance on September 26, 2023.	

**Violation Subtotal** \$263

**Economic Benefit (EB) for this violation**

	<b>Statutory Limit Test</b>
<b>Estimated EB Amount</b> \$0	<b>Violation Final Penalty Total</b> \$263
<b>This violation Final Assessed Penalty (adjusted for limits)</b> \$263	

# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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## Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$150	12-Sep-2023	26-Sep-2023	0.04	\$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 repair the flaking and corroded paint on the the well head on Well No. 22, calculated from the date of the investigation 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**

\$0

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E  <b>Base Penalty</b> \$5,000	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	7	<b>Rule Cite(s)</b>	30 Tex. Admin. Code § 290.43(e)
<b>Violation Description</b>	Failed to ensure that all potable water storage tanks and pressure maintenance facilities are installed in a lockable building that is designed to prevent intruder access or enclosed by an intruder-resistant fence with lockable gates. Specifically, the gate on the fence surrounding Plant 1B was leaning out and had a large gap between the two gates.		

**Base Penalty**

\$5,000

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

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual				<b>Percent</b> <div style="border: 1px solid black; padding: 2px 10px;">15.0%</div>
	Potential		x		

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
					<b>Percent</b> <div style="border: 1px solid black; padding: 2px 10px;">0.0%</div>

Matrix Notes	Failure to provide an intruder-resistant fence could result in contamination of the facilities by trespassers, thus exposing persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.
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**Adjustment**

\$4,250

\$750

**Violation Events**

Number of Violation Events	1	14	Number of violation days
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	daily		<b>Violation Base Penalty</b> <div style="border: 1px solid black; padding: 2px 10px;">\$750</div>
	weekly		
	monthly		
	quarterly	x	
	semiannual		
	annual		
	single event		

One quarterly event is recommended, calculated from the date of the investigation, September 12, 2023, to the date of compliance, September 26, 2023.

**Good Faith Efforts to Comply**

	<b>25.0%</b>	
	Before NOE/NOV	NOE/NOV to EDRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		
Notes	The Respondent achieved compliance on September 26, 2023.	

**Violation Subtotal**

\$563

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

Estimated EB Amount	\$1	Violation Final Penalty Total	\$563
<b>This violation Final Assessed Penalty (adjusted for limits)</b>			\$563

# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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## Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$200	12-Sep-2023	26-Sep-2023	0.04	\$0	\$1	\$1
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 fence surrounding Plant 1B, calculated from the date of the investigation 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

\$200

TOTAL

\$1

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	8		
<b>Rule Cite(s)</b>	30 Tex. Admin. Code § 290.46(m)(1)(B)		
<b>Violation Description</b>	Failed to inspect the interior of the Facility's pressure tank at least once every five years. Specifically, the pressure tanks at Plants 4, 5, 6, 8, 10 and 14 had not been inspected in the past five years.		

<b>Base Penalty</b>	\$5,000
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**>> Environmental, Property and Human Health Matrix**

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	
	Potential	x	<input type="text"/>	<input type="text"/>	<b>Percent</b> <input type="text" value="30.0%"/>

**>> Programmatic Matrix**

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

Matrix Notes	Failure to inspect the pressure tank could result in non-detection of defects resulting in a loss of tank integrity and could expose persons served by the Facility to contaminants which would exceed levels protective of human health.
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<b>Adjustment</b>	\$3,500
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	\$1,500
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**Violation Events**

Number of Violation Events	6	78	Number of violation days
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	daily	<input type="text"/>		<b>Violation Base Penalty</b>	\$9,000
	weekly	<input type="text"/>			
	monthly	<input type="text"/>			
	quarterly	<input type="text"/>			
	semiannual	<input type="text"/>			
	annual	<input type="text"/>			
	single event	x			

Six single events recommended (one for each pressure tank).
---

**Good Faith Efforts to Comply**

	<b>0.0%</b>	
	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.	

<b>Violation Subtotal</b>	\$9,000
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**Economic Benefit (EB) for this violation**

<b>Estimated EB Amount</b>	\$264	<b>Statutory Limit Test</b>
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<b>Violation Final Penalty Total</b>	\$9,000
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<b>This violation Final Assessed Penalty (adjusted for limits)</b>	\$9,000
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# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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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)	\$246	12-Sep-2023	11-Dec-2024	1.25	\$15	n/a	\$15

### Notes for DELAYED costs

The delayed cost includes the estimated amount to inspect the interior surface of the pressure tank (\$41 per tank x six pressure tanks), 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	\$246	12-Sep-2023	29-Nov-2023	0.21	\$3	\$246	\$249
Other (as needed)				0.00	\$0	\$0	\$0

### Notes for AVOIDED costs

The avoided cost includes the estimated amount to inspect the interior of the pressure tank (\$41 per tank x six pressure tanks), calculated from the date of the investigation to the date of the screening.

### Approx. Cost of Compliance

\$492

### TOTAL

\$264

<b>Screening Date</b>	29-Nov-2023	<b>Docket No.</b>	2023-1663-PWS-E	<b>PCW</b>
<b>Respondent</b>	Pritchett Water Supply Corporation	Policy Revision 5 (January 28, 2021) PCW Revision February 11, 2021		
<b>Case ID No.</b>	65071			
<b>Reg. Ent. Reference No.</b>	RN101224608			
<b>Media</b>	Public Water Supply			
<b>Enf. Coordinator</b>	Christiana McCrimmon			
<b>Violation Number</b>	9			
<b>Rule Cite(s)</b>	30 Tex. Admin. Code § 290.46(e) and Tex. Health & Safety Code § 341.033(a)			
<b>Violation Description</b>	Failed to use a water works operator who holds an applicable, valid license issued by the Executive Director. Specifically, an individual with a Class "D" Water Treatment License that had not been renewed had been performing process control duties since June 2, 2023.			
		<b>Base Penalty</b>	\$5,000	

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

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual				
	Potential		x		<b>Percent</b> 15.0%

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
					<b>Percent</b> 0.0%

Matrix Notes: Failure to use a licensed water works operator could expose persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.

**Adjustment** \$4,250

\$750

**Violation Events**

Number of Violation Events	2	112	Number of violation days
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	daily					
	weekly					
	monthly					
	quarterly	x				
	semiannual					
	annual					
	single event					

Two quarterly events are recommended, calculated from the date that process control duties were being performed, June 2, 2023, to the date of compliance, September 22, 2023.

**Violation Base Penalty** \$1,500

**Good Faith Efforts to Comply** Reduction

	<b>25.0%</b>	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		
Notes	The Respondent achieved compliance on September 22, 2023.	

**Violation Subtotal** \$1,125

<b>Economic Benefit (EB) for this violation</b>	<b>Statutory Limit Test</b>
Estimated EB Amount \$2	Violation Final Penalty Total \$1,125
<b>This violation Final Assessed Penalty (adjusted for limits)</b> \$1,125	



# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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				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	2-Jun-2023	22-Sep-2023	0.31	\$2	n/a	\$2

**Notes for DELAYED costs**

The delayed cost includes the estimated amount to use a water works operator who holds an applicable, valid license issued by the Executive Director, calculated from the date that process control duties were being performed 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**

\$100

**TOTAL**

\$2

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	10
<b>Rule Cite(s)</b>	30 Tex. Admin. Code § 290.46(m)
<b>Violation Description</b>	Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment. Specifically, the paint on the pressure tank at Plant 5 was failing.

<b>Base Penalty</b>	\$5,000
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**>> Environmental, Property and Human Health Matrix**

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	
	Potential	<input type="text"/>	<input type="text"/>	x	<b>Percent</b> <input style="width: 50px;" type="text" value="7.0%"/>

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<b>Percent</b> <input style="width: 50px;" type="text" value="0.0%"/>

Matrix Notes	Failure to maintain the good working condition and general appearance of the Facility could expose persons served by the Facility to insignificant amounts of contaminants which would not exceed levels protective of human health.
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<b>Adjustment</b>	\$4,650
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	\$350
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**Violation Events**

Number of Violation Events	1	78	Number of violation days
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	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	<b>Violation Base Penalty</b> <input style="width: 100px;" type="text" value="\$350"/>			

One single event is recommended.
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**Good Faith Efforts to Comply**

<b>0.0%</b>	<b>Reduction</b>	\$0
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	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.		

<b>Violation Subtotal</b>	\$350
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**Economic Benefit (EB) for this violation**

<b>Estimated EB Amount</b>	\$44	<b>Statutory Limit Test</b>
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<b>Violation Final Penalty Total</b>	\$350
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<b>This violation Final Assessed Penalty (adjusted for limits)</b>	\$350
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# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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## Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$500	12-Sep-2023	11-Dec-2024	1.25	\$2	\$42	\$44
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 paint on the pressure tank at Plant 5, 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

\$500

**TOTAL**

\$44

<b>Screening Date</b>	29-Nov-2023	<b>Docket No.</b>	2023-1663-PWS-E	<b>PCW</b>
<b>Respondent</b>	Pritchett Water Supply Corporation			<i>Policy Revision 5 (January 28, 2021)</i>
<b>Case ID No.</b>	65071			<i>PCW Revision February 11, 2021</i>
<b>Reg. Ent. Reference No.</b>	RN101224608			
<b>Media</b>	Public Water Supply			
<b>Enf. Coordinator</b>	Christiana McCrimmon			
<b>Violation Number</b>	11			
<b>Rule Cite(s)</b>	30 Tex. Admin. Code § 290.43(c)(8)			
<b>Violation Description</b>	Failed to ensure that all clearwells, ground storage tanks ("GSTs"), standpipes, and elevated storage tanks are painted, disinfected, and maintained in strict accordance with current American Water Works Association ("AWWA") standards. Specifically, the coating on the roof hatch on the GST at Plant 8 was corroded, causing rust to run down the side of the GST.			
		<b>Base Penalty</b>	\$5,000	

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

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual				
	Potential		x		<b>Percent</b> 15.0%

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
					<b>Percent</b> 0.0%

**Matrix Notes**  
 Failure to ensure that the GST is properly painted and maintained could expose persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.

**Adjustment** \$4,250

\$750

**Violation Events**

Number of Violation Events	1	78	Number of violation days
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	daily		weekly		monthly		quarterly	x		semiannual		annual		single event	
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**Violation Base Penalty** \$750

One quarterly event is recommended, calculated from the date of the investigation, September 12, 2023, to the date of screening, November 29, 2023.

**Good Faith Efforts to Comply**

	0.0%		
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	
Extraordinary			
Ordinary			
N/A	x		
Notes	The Respondent does not meet the good faith criteria for this violation.		

**Violation Subtotal** \$750

<b>Economic Benefit (EB) for this violation</b>	<b>Statutory Limit Test</b>
<b>Estimated EB Amount</b> \$93	<b>Violation Final Penalty Total</b> \$750
<b>This violation Final Assessed Penalty (adjusted for limits)</b> \$750	

# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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## Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	\$1,000	12-Sep-2023	10-Jan-2025	1.33	\$4	\$89	\$93
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 or replace the exterior coating on the roof hatch on the GST at Plant 8 to meet current AWWA standards, 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

\$1,000

**TOTAL**

\$93

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	12	
<b>Rule Cite(s)</b>	30 Tex. Admin. Code § 290.45(b)(1)(C)(iii) and Tex. Health & Safety Code § 341.0315(c)	
<b>Violation Description</b>	Failed to provide two or more service pumps having a total capacity of 2.0 gpm per connection. Specifically, Plant 17 had 223 connections requiring a service pump capacity of 446 gpm. However, only 300 gpm of service pump capacity were provided, indicating a 33% deficiency.	

<b>Base Penalty</b>	\$5,000
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**>> Environmental, Property and Human Health Matrix**

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual				
	Potential		x		<b>Percent</b> 15.0%

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
					<b>Percent</b> 0.0%

Matrix Notes	Failure to provide adequate service pump capacity could result in water outages and low pressure problems, exposing persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.
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<b>Adjustment</b>	\$4,250
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	\$750
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**Violation Events**

Number of Violation Events	1	78	Number of violation days
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	daily	weekly	monthly	quarterly	semiannual	annual	single event	
				x				<b>Violation Base Penalty</b> \$750

One quarterly event is recommended, calculated from the date of the investigation, September 12, 2023, to the date of the screening, November 29, 2023.
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**Good Faith Efforts to Comply**

<b>0.0%</b>	<b>Reduction</b> \$0
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	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.		

<b>Violation Subtotal</b>	\$750
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**Economic Benefit (EB) for this violation**

<b>Estimated EB Amount</b>	\$581
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**Statutory Limit Test**

<b>Violation Final Penalty Total</b>	\$750
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<b>This violation Final Assessed Penalty (adjusted for limits)</b>	\$750
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# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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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	\$5,000	12-Sep-2023	10-May-2025	1.66	\$28	\$553	\$581
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 with a total capacity of at least 2.0 gpm per connection at Plant 17, 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

\$5,000

**TOTAL**

\$581

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E  <b>Policy Revision 5 (January 28, 2021)</b> <b>PCW Revision February 11, 2021</b>	<b>PCW</b>
<b>Violation Number</b> <input type="text" value="13"/>		
<b>Rule Cite(s)</b> <input type="text" value="30 Tex. Admin. Code § 290.45(b)(1)(C)(i) and Tex. Health &amp; Safety Code § 341.0315(c)"/>		
<b>Violation Description</b> <input type="text" value="Failed to provide a well capacity of 0.6 gpm per connection. Specifically, Plant 17 had 223 connections requiring a well capacity of 134 gpm. However, only 100 gpm of well capacity were provided, indicating a 25% deficiency."/>		
<b>Base Penalty</b>		<input type="text" value="\$5,000"/>
<b>&gt;&gt; Environmental, Property and Human Health Matrix</b>		
<b>OR</b>	<b>Release</b>	<b>Harm</b>
	Major      Moderate      Minor	
	Actual <input type="text"/> Potential <input type="text" value="x"/>	<b>Percent</b> <input type="text" value="15.0%"/>
<b>&gt;&gt; Programmatic Matrix</b>		
	Falsification      Major      Moderate      Minor	
	<input type="text"/> <input type="text"/> <input type="text"/> <input type="text"/>	<b>Percent</b> <input type="text" value="0.0%"/>
<b>Matrix Notes</b>	<input type="text" value="Failure to provide adequate well capacity could expose persons served by the Facility to a significant amount of contaminants that would not exceed levels that are protective of human health."/>	
<b>Adjustment</b>		<input type="text" value="\$4,250"/>
		<input type="text" value="\$750"/>
<b>Violation Events</b>		
<b>Number of Violation Events</b> <input type="text" value="1"/>		<b>Number of violation days</b> <input type="text" value="78"/>
	<div style="border: 1px solid black; padding: 2px;">           daily <input type="text"/>            weekly <input type="text"/>            monthly <input type="text"/>            quarterly <input type="text" value="x"/>            semiannual <input type="text"/>            annual <input type="text"/>            single event <input type="text"/> </div>	<b>Violation Base Penalty</b> <input type="text" value="\$750"/>
<input type="text" value="One quarterly event is recommended, calculated from the date of the investigation, September 12, 2023, to the date of the screening, November 29, 2023."/>		
<b>Good Faith Efforts to Comply</b>		<b>Reduction</b> <input type="text" value="\$0"/>
<div style="display: flex; justify-content: space-between;"> <span>Before NOE/NOV</span> <span>NOE/NOV to EDRP/Settlement Offer</span> </div> Extraordinary <input type="text"/> <input type="text"/> Ordinary <input type="text"/> <input type="text"/> N/A <input type="text" value="x"/> <input type="text"/>		
<b>Notes</b> <input type="text" value="The Respondent does not meet the good faith criteria for this violation."/>		
<b>Violation Subtotal</b>		<input type="text" value="\$750"/>
<b>Economic Benefit (EB) for this violation</b>		
<b>Estimated EB Amount</b>		<input type="text" value="\$581"/>
<b>Violation Final Penalty Total</b>		<input type="text" value="\$750"/>
<b>This violation Final Assessed Penalty (adjusted for limits)</b>		<input type="text" value="\$750"/>



# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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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	\$5,000	12-Sep-2023	10-May-2025	1.66	\$28	\$553	\$581
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 well capacity of at least 0.6 gpm per connection at Plant 17, 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

\$5,000

**TOTAL**

\$581

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E  <b>Policy Revision 5 (January 28, 2021)</b> <b>PCW Revision February 11, 2021</b>	<b>PCW</b>
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<b>Violation Number</b>	14		<b>Rule Cite(s)</b>	
			30 Tex. Admin. Code § 290.45(b)(1)(C)(i) and Tex. Health & Safety Code § 341.0315(c)	
<b>Violation Description</b>	Failed to provide a well capacity of 0.6 gpm per connection. Specifically, Plant 5 had 70 connections requiring a well capacity of 42 gpm. However, only 40 gpm of well capacity were provided, indicating a 5% deficiency.			

<b>Base Penalty</b>	\$5,000
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**>> Environmental, Property and Human Health Matrix**

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	
	Potential	<input type="text"/>	<input type="text"/>	x	<b>Percent</b> <input type="text" value="7.0%"/>

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<b>Percent</b> <input type="text" value="0.0%"/>
<b>Matrix Notes</b>	Failure to provide adequate well capacity could expose persons served by the Facility to an insignificant amount of contaminants that would not exceed levels that are protective of human health.				

<b>Adjustment</b>	\$4,650
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	\$350
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**Violation Events**

Number of Violation Events	1		78	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		<b>Violation Base Penalty</b> <input type="text" value="\$350"/>

One single event is recommended.	
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**Good Faith Efforts to Comply**

	0.0%			<b>Reduction</b> <input type="text" value="\$0"/>
	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.			

<b>Violation Subtotal</b>	\$350
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**Economic Benefit (EB) for this violation**

<b>Estimated EB Amount</b>	\$291		<b>Violation Final Penalty Total</b> <input type="text" value="\$350"/>
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<b>This violation Final Assessed Penalty (adjusted for limits)</b>	\$350
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# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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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	\$2,500	12-Sep-2023	10-May-2025	1.66	\$14	\$277	\$291
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 well capacity of at least 0.6 gpm per connection at Plant 5, 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

\$2,500

**TOTAL**

\$291

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E  <b>Base Penalty</b> \$5,000	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	15	<b>Rule Cite(s)</b>	
		30 Tex. Admin. Code § 290.46(I)	
<b>Violation Description</b>	Failed to flush all dead-end mains at monthly intervals. Specifically, the Respondent had not been flushing all dead-end mains monthly and had not been flushing dead-end mains created by valves to separate pressure planes.		

**Base Penalty** \$5,000

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

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
	Potential	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	x	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<b>Percent</b> <span style="border: 1px solid black; padding: 2px 20px;">15.0%</span>

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<b>Percent</b> <span style="border: 1px solid black; padding: 2px 20px;">0.0%</span>

Matrix Notes	Failure to flush all dead-end mains at monthly intervals could expose persons served by the Facility to a significant amount of contaminants which would not exceed levels protective of human health.
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**Adjustment** \$4,250

\$750

**Violation Events**

Number of Violation Events	<span style="border: 1px solid black; padding: 2px 20px;">1</span>		<span style="border: 1px solid black; padding: 2px 20px;">78</span>	Number of violation days	
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	daily	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
	weekly	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
	monthly	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
	quarterly	x	
	semiannual	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
	annual	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
	single event	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	

**Violation Base Penalty** \$750

One quarterly event is recommended, calculated from the date of the investigation, September 12, 2023, to the date of screening, November 29, 2023.

**Good Faith Efforts to Comply**

	<b>0.0%</b>		
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	
Extraordinary	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
Ordinary	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
N/A	x	<span style="border: 1px solid black; display: inline-block; width: 40px; height: 15px;"></span>	
Notes	The Respondent does not meet the good faith criteria for this violation.		

**Violation Subtotal** \$750

**Economic Benefit (EB) for this violation**

<b>Estimated EB Amount</b> <span style="border: 1px solid black; padding: 2px 20px;">\$8</span>	<b>Violation Final Penalty Total</b> <span style="border: 1px solid black; padding: 2px 20px;">\$750</span>
<b>This violation Final Assessed Penalty (adjusted for limits)</b> <span style="border: 1px solid black; padding: 2px 20px;">\$750</span>	

**Statutory Limit Test**

# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**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
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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)	\$100	12-Sep-2023	26-Mar-2025	1.54	\$8	n/a	\$8

Notes for DELAYED costs

The delayed cost includes the estimated amount to initiate a monthly flushing program, calculated from the date of the investiagtion 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

\$8

<b>Screening Date</b> 29-Nov-2023 <b>Respondent</b> Pritchett Water Supply Corporation <b>Case ID No.</b> 65071 <b>Reg. Ent. Reference No.</b> RN101224608 <b>Media</b> Public Water Supply <b>Enf. Coordinator</b> Christiana McCrimmon	<b>Docket No.</b> 2023-1663-PWS-E	<b>PCW</b> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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<b>Violation Number</b>	16	
<b>Rule Cite(s)</b>		30 Tex. Admin. Code § 290.46(j)
<b>Violation Description</b>	Failed to complete a Customer Service Inspection ("CSI") certificate prior to providing continuous water service to new construction or any existing service when the water purveyor has reason to believe a cross-connection or other potential contamination hazard exists. Specifically, the Respondent had not completed CSIs for all 158 new connections.	

<b>Base Penalty</b>	\$5,000
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**>> Environmental, Property and Human Health Matrix**

<b>OR</b>		<b>Harm</b>			
	<b>Release</b>	Major	Moderate	Minor	
	Actual				
	Potential	x			<b>Percent</b> 30.0%

**>> Programmatic Matrix**

	Falsification	Major	Moderate	Minor	
					<b>Percent</b> 0.0%

Matrix Notes	Failure to conduct CSIs may result in persons served by the Facility being exposed to contaminants which would exceed levels protective of human health.
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<b>Adjustment</b>	\$3,500
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	\$1,500
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**Violation Events**

Number of Violation Events	3	78	Number of violation days
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	daily						
	weekly						
	monthly	x					
	quarterly						
	semiannual						
	annual						
	single event						

<b>Violation Base Penalty</b>	\$4,500
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Three monthly events are recommended, calculated from the date of the investigation, September 12, 2023, to the date of screening, November 29, 2023.	
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**Good Faith Efforts to Comply**

	0.0%	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	
Notes	The Respondent does not meet the good faith criteria for this violation.	

<b>Violation Subtotal</b>	\$4,500
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**Economic Benefit (EB) for this violation**

**Statutory Limit Test**

<b>Estimated EB Amount</b>	\$200	<b>Violation Final Penalty Total</b>	\$4,500
<b>This violation Final Assessed Penalty (adjusted for limits)</b>		\$4,500	

# Economic Benefit Worksheet

**Respondent** Pritchett Water Supply Corporation  
**Case ID No.** 65071  
**Reg. Ent. Reference No.** RN101224608  
**Media** Public Water Supply  
**Violation No.** 16

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	\$3,000	12-Sep-2023	11-Dec-2024	1.25	\$187	n/a	\$187
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	12-Sep-2023	9-Feb-2025	1.41	\$13	n/a	\$13

### Notes for DELAYED costs

The Record Keeping delayed cost includes the estimated amount to conduct CSIs at all 158 new locations where cross-connections or potential contamination hazards may exist, calculated from the date of the investigation to the estimated date of compliance.

The Other (as needed) delayed cost includes the estimated amount to implement a CSI program to ensure that all service connections are properly inspected, 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

\$3,180

**TOTAL**

\$200



# Compliance History Report

Compliance History Report for CN600665442, RN101224608, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

**Customer, Respondent, or Owner/Operator:** CN600665442, Pritchett Water Supply Corporation  
**Classification:** NOT APPLICABLE **Rating:** N/A

**Regulated Entity:** RN101224608, PRITCHETT WSC  
**Classification:** NOT APPLICABLE **Rating:** N/A

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

**CH Group:** 14 - Other

**Location:** LOCATED ON STATE HIGHWAY 155 SOUTHWEST OF GILMER IN UPSHUR COUNTY, TEXAS

**TCEQ Region:** REGION 05 - TYLER

**ID Number(s):**  
**PUBLIC WATER SYSTEM/SUPPLY REGISTRATION** 2300012  
**WATER LICENSING LICENSE** 2300012

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

**Date Compliance History Report Prepared:** May 28, 2024

**Agency Decision Requiring Compliance History:** Enforcement

**Component Period Selected:** May 28, 2019 to May 28, 2024

**TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.**  
**Name:** Christiana McCrimmon **Phone:** (512) 239-2811

## 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

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN  
ENFORCEMENT ACTION  
CONCERNING  
PRITCHETT WATER SUPPLY  
CORPORATION  
RN101224608

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

## AGREED ORDER DOCKET NO. 2023-1663-PWS-E

### I. JURISDICTION AND STIPULATIONS

On \_\_\_\_\_, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Pritchett Water Supply Corporation (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 341. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a public water supply located on State Highway 155 Southwest of Gilmer, Upshur County, Texas (the "Facility"). The Facility provides water for human consumption, has approximately 3,363 service connections, and serves at least 25 people per day for at least 60 days per year. As such, the Facility is a public water system as defined in 30 TEX. ADMIN. CODE § 290.38(73).
2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE § 7.002 and TEX. HEALTH & SAFETY CODE § 341.049, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 and TEX. HEALTH & SAFETY CODE § 341.031 because it alleges violations of TEX. HEALTH & SAFETY CODE ch. 341 and the rules of the TCEQ.
3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
4. An administrative penalty in the amount of \$29,901 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$23,921 of the penalty and \$5,980 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order. The deferred amount shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms or requirements contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.
5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § § 70.10(a). Any notice and procedures, which might otherwise be authorized or

required in this action, are waived in the interest of a more timely resolution of the matter.

6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Order.
7. This Order represents the complete and fully integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
9. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Facility:
  - a. By September 22, 2023, began using a water works operator who holds an applicable, valid license issued by the Executive Director;
  - b. By September 26, 2023, repainted the corroded well head on Well No. 22; and
  - c. By September 26, 2023, repaired the fence surrounding Plant 1B.

## II. ALLEGATIONS

During an investigation at the Facility conducted on September 12, 2023 through September 13, 2023, an investigator documented that the Respondent:

1. Failed to provide a well capacity of 0.6 gallons per minute ("gpm") per connection, in violation of 30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(i) and TEX. HEALTH & SAFETY CODE § 341.0315(c). Specifically, Plant 21 had 118 connections requiring a well capacity of 71 gpm. However, only 48 gpm of well capacity were provided, indicating a 32% deficiency. Plant 15 had 158 connections requiring a well capacity of 95 gpm. However, only 83 gpm of well capacity were provided, indicating a 12% deficiency. Plant 2 had 99 connections requiring a well capacity of 59 gpm. However, only 44 gpm of well capacity were provided, indicating a 26% deficiency. Plant 10 had 121 connections requiring a well capacity of 73 gpm. However, only 52 gpm of well capacity were provided, indicating a 28% deficiency.
2. Failed to provide a pressure tank capacity of 20 gallons per connection, in violation of 30 TEX. ADMIN. CODE § 290.45(b)(1)(D)(iv) and TEX. HEALTH & SAFETY CODE § 341.0315(c). Specifically, Plant 1B had 348 connections requiring a pressure tank capacity of 6,960 gallons. However, only 3,000 gallons were provided, indicating a 57% deficiency.
3. Failed to provide a total storage capacity of 200 gallons per connection, in violation of 30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(ii) and TEX. HEALTH & SAFETY CODE § 341.0315(c). Specifically, Plant 2 had 99 connections requiring a storage capacity of 19,800 gallons. However, only 15,000 gallons of storage capacity were provided, indicating a 24% deficiency.

4. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system facilities and equipment, in violation of 30 TEX. ADMIN. CODE § 290.46(m). Specifically, the device used to determine the air-water-volume in the pressure tanks at Plants 10, 1B, 8, 5 and 17 were dirty and hard to read.
5. Failed to provide all Facility wells with a concrete sealing block that extends a minimum of three feet from the well casing in all directions, with a minimum thickness of six inches and sloped to drain away at not less than 0.25 inches per foot, in violation of 30 TEX. ADMIN. CODE § 290.41(c)(3)(J). Specifically, the sealing block on Well No. 21 had a crack.
6. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, in violation of 30 TEX. ADMIN. CODE § 290.46(m). Specifically, some of the paint on the well head was flaking and corroded on Well No. 22.
7. Failed to ensure that all potable water storage tanks and pressure maintenance facilities are installed in a lockable building that is designed to prevent intruder access or enclosed by an intruder-resistant fence with lockable gates, in violation of 30 TEX. ADMIN. CODE § 290.43(e). Specifically, the gate on the fence surrounding Plant 1B was leaning out and had a large gap between the two gates.
8. Failed to inspect the interior of the Facility's pressure tank at least once every five years, in violation of 30 TEX. ADMIN. CODE § 290.46(m)(1)(B). Specifically, the pressure tanks at Plants 4, 5, 6, 8, 10, and 14 had not been inspected in the past five years.
9. Failed to use a water works operator who holds an applicable, valid license issued by the Executive Director, in violation of 30 TEX. ADMIN. CODE § 290.46(e) and TEX. HEALTH & SAFETY CODE § 341.033(a). Specifically, an individual with a Class "D" Water Treatment License that had not been renewed had been performing process control duties since June 2, 2023.
10. Failed to initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, in violation of 30 TEX. ADMIN. CODE § 290.46(m). Specifically, the paint on the pressure tank at Plant 5 was failing.
11. Failed to ensure that all clearwells, ground storage tanks ("GSTs"), standpipes, and elevated storage tanks are painted, disinfected, and maintained in strict accordance with current American Water Works Association ("AWWA") standards, in violation of 30 TEX. ADMIN. CODE § 290.43(c)(8). Specifically, the coating on the roof hatch on the GST at Plant 8 was corroded, causing rust to run down the side of the GST.
12. Failed to provide two or more service pumps having a total capacity of 2.0 gpm per connection, in violation of 30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(iii) and TEX. HEALTH & SAFETY CODE § 341.0315(c). Specifically, Plant 17 had 223 connections requiring a service pump capacity of 446 gpm. However, only 300 gpm of service pump capacity were provided, indicating a 33% deficiency.
13. Failed to provide a well capacity of 0.6 gpm per connection, in violation of 30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(i) and TEX. HEALTH & SAFETY CODE § 341.0315(c).

Specifically, Plant 17 had 223 connections requiring a well capacity of 134 gpm. However, only 100 gpm of well capacity were provided, indicating a 25% deficiency.

14. Failed to provide a well capacity of 0.6 gpm per connection, in violation of 30 TEX. ADMIN. CODE § 290.45(b)(1)(C)(i) and TEX. HEALTH & SAFETY CODE § 341.0315(c). Specifically, Plant 5 had 70 connections requiring a well capacity of 42 gpm. However, only 40 gpm of well capacity were provided, indicating a 5% deficiency.
15. Failed to flush all dead-end mains at monthly intervals, in violation of 30 TEX. ADMIN. CODE § 290.46(l). Specifically, the Respondent had not been flushing all dead-end mains monthly and had not been flushing dead-end mains created by valves to separate pressure planes.
16. Failed to complete a Customer Service Inspection ("CSI") certificate prior to providing continuous water service to new construction or any existing service when the water purveyor has reason to believe a cross-connection or other potential contamination hazard exists, in violation of 30 TEX. ADMIN. CODE § 290.46(j). Specifically, the Respondent had not completed CSIs for all 158 new connections.

### **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: Pritchett Water Supply Corporation, Docket No. 2023-1663-PWS-E" to:

Financial Administration Division, Revenue Operations Section  
Attention: Cashier's Office, MC 214  
Texas Commission on Environmental Quality  
12100 Park 35 Circle  
Austin, Texas 78753

2. The Respondent shall undertake the following technical requirements:
  - a. Within 30 days after the effective date of this Order:
    - i. Initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, including repairing or replacing the device used to determine air-water volume on the pressure tank at Plants 10, 1B, 8, 5, and 17, in accordance with 30 TEX. ADMIN. CODE § 290.46;

- ii. Conduct an inspection of the interior of the Facility's pressure tanks at Plants 4, 5, 6, 8, 10, and 14, in accordance with 30 TEX. ADMIN. CODE § 290.46;
  - iii. Initiate maintenance and housekeeping practices to ensure the good working condition and general appearance of the system's facilities and equipment, including repairing the paint on the pressure tank at Plant 5, in accordance with 30 TEX. ADMIN. CODE § 290.46;
  - iv. 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; and
  - v. Conduct a CSI at all locations where cross-connections or potential contamination hazards may exist, including but not limited to the 158 new connections, in accordance with 30 TEX. ADMIN. CODE § 290.46.
- b. Within 45 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 2.i below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.a.i through 2.a.iii and 2.a.v.
- c. Within 60 days after the effective date of this Order, repair or replace the exterior coating on the roof hatch on the GST at Plant 8 to meet current AWWA standards, in accordance with 30 TEX. ADMIN. CODE § 290.43.
- d. Within 75 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 2.i below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.c.
- e. Within 90 days after the effective date of this Order:
  - i. Repair the crack in the concrete sealing block at Well No. 21, in accordance with 30 TEX. ADMIN. CODE § 290.41; and
  - ii. Implement a CSI program to ensure all service connections are properly inspected, in accordance with 30 TEX. ADMIN. CODE § 290.46.
- f. Within 105 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 2.i below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.e.i and 2.e.ii.
- g. Within 135 days after the effective date of this Order, submit written certification as described in Ordering Provision No. 2.i below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.a.iv.

- h. Within 180 days after the effective date of this Order:
  - i. Provide a well capacity of at least 0.6 gpm per connection at Plant 21, 15, 2 and 10, in accordance with 30 TEX. ADMIN. CODE § 290.45;
  - ii. Provide a pressure tank capacity of at least 20 gallons per connection at Plant 1B, in accordance with 30 TEX. ADMIN. CODE § 290.45;
  - iii. Provide a total storage capacity of at least 200 gallons per connection at Plant 2, in accordance with 30 TEX. ADMIN. CODE § 290.45;
  - iv. Provide two or more service pumps having a total capacity of at least 2.0 gpm per connection at Plant 17, in accordance with 30 TEX. ADMIN. CODE § 290.45;
  - v. Provide a well capacity of at least 0.6 gpm per connection for Plant 17, in accordance with 30 TEX. ADMIN. CODE § 290.45; and
  - vi. Provide a well capacity of at least 0.6 gpm per connection at Plant 5, in accordance with 30 TEX. ADMIN. CODE § 290.45.
- i. Within 195 days after the effective date of this Order, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision Nos. 2.h.i through 2.h.vi. The certification shall be signed by the Respondent and shall include the following certification language:

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

The certification shall be submitted to:

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

with a copy to:

Water Section Manager  
Tyler Regional Office  
Texas Commission on Environmental Quality  
2916 Teague Drive  
Tyler, Texas 75701-3734

- 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 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 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. 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 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.

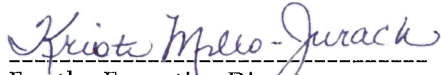


SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

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For the Commission

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Date



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06/16/2025

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For the Executive Director

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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.

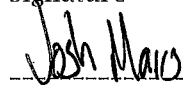
In addition, any falsification of any compliance documents may result in criminal prosecution.



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Signature

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6-2-25

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Date



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Name (Printed or typed)

-----  
President PWSC

-----  
Title

-----  
Authorized Representative of  
Pritchett Water Supply Corporation

☐ 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.