

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 65098
S.R.R. INVESTMENTS, INC.
RN101488880
Docket No. 2023-1725-PST-E

Order Type:
Default Order

Media:
PST

Small Business:
Yes

Location Where Violations Occurred:
13912 Farm to Market Road 812, Del Valle, Travis County

Type of Operation:
a temporarily out-of-service underground storage tank ("UST") system

Other Significant Matters:
Additional Pending Enforcement Actions: None
Past-Due Penalties: None
Past-Due Fees: None
Other: None
Interested Third Parties: None

Texas Register Publication Date: March 27, 2026

Comments Received: None

Penalty Information

Total Penalty Assessed: \$6,565
Total Paid to General Revenue: \$0
Total Due to General Revenue: \$6,565

Compliance History Classifications:
Person/CN - Satisfactory
Site/RN - Satisfactory

Major Source: No

Statutory Limit Adjustment: None

Applicable Penalty Policy: January 28, 2021

Investigation Information

Complaint Date: N/A
Date of Investigation: November 14, 2023
Date of NOV: August 28, 2023
Date of NOE: November 21, 2023

**S.R.R. INVESTMENTS, INC.
RN101488880
Docket No. 2023-1725-PST-E**

Violation Information

1. Failed to provide continuous corrosion protection for the temporarily out-of-service underground storage system (“UST”) system [TEX WATER CODE §26.3475(d) and 30 TEX ADMIN CODE §§ 334.49(c)(2)(C), 334.49(c)(4)(C), and 334.54(b)(3)].
2. Failed to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs [30 TEX ADMIN CODE § 37.815(a) and (b)].
3. Failed to designate, train, and certify at least one named individual for each class of operator - Class A, Class B, and Class C - for the Facility [30 TEX ADMIN CODE § 334.602(a)].

Corrective Actions/Technical Requirements

Corrective Actions Completed:

None

Technical Requirements:

1. The Facility's UST fuel delivery certificate is revoked immediately. Respondent may submit an application for a new delivery certificate only after Respondent has complied with all of the requirements of this Order.
2. Immediately cease accepting fuel at the Facility until such time as a valid delivery certificate is obtained from the TCEQ.
3. Within 10 days send the Facility's UST fuel delivery certificate to TCEQ.
4. Upon obtaining a new fuel delivery certificate, post the fuel delivery certificate in a location at the Facility where the delivery certificate is clearly visible at all times.
5. Within 15 days submit written certification to demonstrate compliance with Technical Requirement No. 4.
6. Prior to receiving deliveries of gasoline and resuming retail sales of gasoline, Respondent shall:
 - a. Begin conducting inspections of the corrosion protection system rectifier at least once every 60 days;
 - b. Conduct the required triennial testing of the corrosion protection system;
 - c. Designate, train and certify one named individual as a Class A and Class B operator for the facility; and
 - d. Obtain financial assurance for the USTs at the Facility.
7. Within 45 days submit written certification to demonstrate compliance with Technical Requirement No. 6.

Litigation Information

Date Petitions Filed: April 23, 2025

Dates of Service: April 25, 2025

Date Answer Filed: N/A

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 65098
S.R.R. INVESTMENTS, INC.
RN101488880
Docket No. 2023-1725-PST-E

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Contact Information

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

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

TCEQ Enforcement Coordinator: Amy Lane, Enforcement Division, (512) 239-2614

TCEQ Regional Contact: Elijah Gandee, Austin Regional Office, (512) 339-2929

Respondent Contact: Mubarak Dhuka, Secretary/Treasurer, S.R.R. INVESTMENTS, INC., 13912 Farm to
Market Road 812, Del Valle, Texas 78617

Respondent's Attorney: N/A

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Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	27-Nov-2023	Screening	8-Dec-2023	EPA Due	
	PCW	10-Jan-2025				

RESPONDENT/FACILITY INFORMATION	
Respondent	S.R.R. INVESTMENTS, INC.
Reg. Ent. Ref. No.	RN101488880
Facility/Site Region	11-Austin
Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	65098	No. of Violations	2
Docket No.	2023-1725-PST-E	Order Type	1660
Media Program(s)	Petroleum Storage Tank	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Amy Lane
		EC's Team	Enforcement Team 3
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$5,000
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	5.0% Adjustment	Subtotals 2, 3, & 7	\$250
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Notes	Enhancement for one NOV with same/similar violations.
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Culpability	No	0.0% Enhancement	Subtotal 4	\$0
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Notes	The Respondent does not meet the culpability criteria.
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Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$0
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$1,484	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$3,932	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$5,250
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OTHER FACTORS AS JUSTICE MAY REQUIRE	25.0%	Adjustment	\$1,315
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes	Enhancement to capture the avoided costs of compliance associated with Violation No. 1.
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Final Penalty Amount	\$6,565
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$6,565
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DEFERRAL	0.0%	Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes	Deferral not offered for non-expedited settlement.
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PAYABLE PENALTY	\$6,565
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Screening Date 8-Dec-2023

Docket No. 2023-1725-PST-E

PCW

Respondent S.R.R. INVESTMENTS, INC.

Policy Revision 5 (January 28, 2021)

Case ID No. 65098

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN101488880

Media Petroleum Storage Tank

Enf. Coordinator Amy Lane

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>)	1	5%
	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) 5%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for one NOV with same/similar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 5%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 5%

Screening Date 8-Dec-2023 **Docket No.** 2023-1725-PST-E **PCW**
Respondent S.R.R. INVESTMENTS, INC. *Policy Revision 5 (January 28, 2021)*
Case ID No. 65098 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN101488880
Media Petroleum Storage Tank
Enf. Coordinator Amy Lane

Violation Number 1
Rule Cite(s) 30 Tex. Admin. Code §§ 334.54(b)(3) and 334.49(c)(2)(C) and (c)(4)(C), 37.815(a) and (b), and Tex. Water Code § 26.3475(d)
Violation Description Failed to provide continuous corrosion protection for the temporarily out-of-service underground storage tank ("UST") system. Specifically, the Respondent was not performing the 60-day inspections of the corrosion protection system and failed to test the corrosion protection system at least once every three years. Also, failed to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				15.0%
Potential	x			

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
				0.0%

Matrix Notes Human health or the environment will or could be exposed to pollutants that would exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 1 Number of violation days 24

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty \$3,750

One quarterly event is recommended from the November 14, 2023 record review date to the December 8, 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 \$3,750

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

Estimated EB Amount \$1,479 **Violation Final Penalty Total** \$4,924

This violation Final Assessed Penalty (adjusted for limits) \$4,924

Economic Benefit Worksheet

Respondent S.R.R. INVESTMENTS, INC.
Case ID No. 65098
Reg. Ent. Reference No. RN101488880
Media Petroleum Storage Tank
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Other (as needed)	\$1,980	8-Aug-2023	22-Sep-2024	1.13	\$111	n/a	\$111
Other (as needed)	\$100	15-Sep-2019	22-Sep-2024	5.02	\$25	n/a	\$25
Other (as needed)	\$500	8-Aug-2023	22-Sep-2024	1.13	\$28	n/a	\$28

Notes for DELAYED costs

Estimated delayed cost to provide financial assurance for three petroleum USTs (\$1980, \$660 per UST), to conduct inspections of the corrosion protection system rectifier at least once every 60 days (\$100), and to conduct the triennial testing of the corrosion protection system at the Facility (\$500) The Dates Required are the initial investigation dates and the Final Dates are the estimated dates 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	\$1,980	8-Aug-2023	8-Dec-2023	0.33	\$22	\$662	\$684
ONE-TIME avoided costs	\$500	8-Aug-2023	8-Dec-2023	0.33	\$8	\$500	\$508
Other (as needed)	\$100	15-Aug-2019	8-Dec-2023	4.32	\$23	\$100	\$123

Notes for AVOIDED costs

Estimated avoided cost to provide financial assurance for three petroleum USTs (\$1,980, \$660 per UST), to conduct the triennial testing of the corrosion protection system at the Facility (\$500), and to conduct inspections of the corrosion protection system rectifier at least once every 60 days (\$100). The Dates Required are the initial investigation dates and the Final Dates are the screening date.

Approx. Cost of Compliance

\$3,842

TOTAL

\$1,479

Screening Date 8-Dec-2023 **Docket No.** 2023-1725-PST-E **PCW**
Respondent S.R.R. INVESTMENTS, INC. *Policy Revision 5 (January 28, 2021)*
Case ID No. 65098 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN101488880
Media Petroleum Storage Tank
Enf. Coordinator Amy Lane

Violation Number
Rule Cite(s)
Violation Description

Base Penalty

>> Environmental, Property and Human Health Matrix

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

>> Programmatic Matrix

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

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

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

Violation Base Penalty

Good Faith Efforts to Comply Reduction

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

Notes

Violation Subtotal

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

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent S.R.R. INVESTMENTS, INC.
Case ID No. 65098
Reg. Ent. Reference No. RN101488880
Media Petroleum Storage Tank
Violation No. 2

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$90	8-Aug-2023	22-Sep-2024	1.13	\$5	n/a	\$5
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0
Notes for DELAYED costs	Estimated delayed cost to designate, train, and certify one named individual as a Class A and Class B operator for the Facility. The Date Required is the initial investigation date and the Final Date is 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 \$90

TOTAL \$5



Compliance History Report

Compliance History Report for CN602556367, RN101488880, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator:	CN602556367, S.R.R. Investments, Inc.	Classification:	SATISFACTORY	Rating:	1.40
Regulated Entity:	RN101488880, ELROY COUNTRY CORNER	Classification:	SATISFACTORY	Rating:	1.40
Complexity Points:	5	Repeat Violator:	NO		
CH Group:	01 - Gas Stations with convenience Stores and other Gas Stations				
Location:	13912 Farm to Market Road 812, Del Valle, Travis County, Texas 78617-5406				
TCEQ Region:	REGION 11 - AUSTIN				
ID Number(s):	PETROLEUM STORAGE TANK REGISTRATION REGISTRATION 54978				
Compliance History Period:	September 01, 2018 to August 31, 2023	Rating Year:	2023	Rating Date:	09/01/2023
Date Compliance History Report Prepared:	May 29, 2024				
Agency Decision Requiring Compliance History:	Enforcement				
Component Period Selected:	May 29, 2019 to May 29, 2024				
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.					
Name:	Amy Lane			Phone:	(512) 239-2614

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.

1	Date:	08/28/2023	(1917753)		
	Self Report?	NO		Classification:	Minor
	Citation:	30 TAC Chapter 334, SubChapter C 334.49(c)(2)(C) 30 TAC Chapter 334, SubChapter C 334.54(b)(3)			
	Description:	Failure to inspect the impressed current cathodic protection (CP) system at least once every 60 days to ensure that the rectifier and other system components are operating properly.			

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 334, SubChapter C 334.54(e)(5)
Description: Failure to have financial assurance for tanks temporarily removed from service.

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 334, SubChapter C 334.49(c)(4)(C)
30 TAC Chapter 334, SubChapter C 334.54(b)(3)
Description: Failure to test the cathodic protection system for operability and adequacy of protection at least once every three years.

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 334, SubChapter N 334.602(a)
Description: Failure to have at least one trained Class A/B Operator.

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
S.R.R. INVESTMENTS, INC.;
RN101488880

§
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§
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§

BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

DEFAULT ORDER DOCKET NO. 2023-1725-PST-E

On _____, the Texas Commission on Environmental Quality (“Commission” or “TCEQ”) considered the Executive Director’s First Amended Report and Petition, filed pursuant to TEX. WATER CODE chs. 7 and 26 and the rules of the TCEQ, which requests appropriate relief, including the imposition of an administrative penalty, corrective action of the respondent, and revocation of the facility’s fuel delivery certificate. The respondent made the subject of this Order is S.R.R. INVESTMENTS, INC. (“Respondent”).

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

FINDINGS OF FACT

1. Respondent owns and operates, as defined in 30 TEX. ADMIN. CODE § 334.2, a temporarily out-of-service underground storage tank (“UST”) system located at 13912 Farm to Market Road 812 in Del Valle, Travis County, Texas (Facility ID No. 54978) (the “Facility”). The UST system at the Facility is not exempt or excluded from regulation under the Texas Water Code or the rules of the Commission and contains or contained are regulated petroleum substance as defined in the rules of the TCEQ.
2. During an investigation conducted on November 14, 2023, an investigator documented that Respondent:
 - a. Failed to provide continuous corrosion protection for the temporarily out-of-service UST system. Specifically, Respondent was not performing the 60-day inspections of the corrosion protection system and failed to test the corrosion protection system at least once every three years;
 - b. Failed to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs; and
 - c. Failed to designate, train, and certify at least one named individual for each class of operator-Class A, Class B, and Class C-for the Facility. Specifically, Respondent had not designated, trained, and certified an individual as Class A and Class B operator for the temporarily out-of-service Facility.
3. The Executive Director filed the “Executive Director’s First Amended Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order S.R.R. INVESTMENTS, INC.” (the “EDFARP”) in the TCEQ Chief Clerk’s office on April 23, 2025.
4. By letter dated April 23, 2025, sent to Respondent’s last known address via certified mail, return receipt requested, postage prepaid, the Executive Director served Respondent with notice of the EDFARP. According to USPS.com “Track & Confirm” delivery confirmation records, Respondent received notice of the EDFARP on April 25, 2025.

5. More than 20 days have elapsed since Respondent received notice of the EDFARP. Respondent failed to file an answer and failed to request a hearing.

CONCLUSIONS OF LAW

1. As evidenced by Finding of Fact No. 1, Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. WATER CODE ch. 26 and the rules of the TCEQ.
2. As evidenced by Finding of Fact No. 2.a., Respondent failed to provide continuous corrosion protection for the temporarily out-of-service UST system, in violation of TEX. WATER CODE §26.3475(d) and 30 TEX. ADMIN. CODE §§ 334.49(c)(2)(C), 334.49(c)(4)(C), and 334.54(b)(3).
3. As evidenced by Finding of Fact No. 2.b., Respondent failed to demonstrate acceptable financial assurance for taking corrective action and for compensating third parties for bodily injury and property damage caused by accidental releases arising from the operation of petroleum USTs, in violation of 30 TEX. ADMIN. CODE § 37.815(a) and (b).
4. As evidenced by Finding of Fact No. 2.c., Respondent failed to designate, train, and certify at least one named individual for each class of operator - Class A, Class B, and Class C - for the Facility, in violation of 30 TEX. ADMIN. CODE § 334.602(a).
5. As evidenced by Findings of Fact Nos. 3 and 4, the Executive Director timely served Respondent with proper notice of the EDFARP, as required by TEX. WATER CODE § 7.055 and 30 TEX. ADMIN. CODE § 70.104(b)(1).
6. As evidenced by Finding of Fact No. 5, Respondent failed to file a timely answer as required by TEX. WATER CODE § 7.056 and 30 TEX. ADMIN. CODE § 70.105. Pursuant to TEX. WATER CODE § 7.057 and 30 TEX. ADMIN. CODE § 70.106, the Commission may enter a Default Order against Respondent and assess the penalty recommended by the Executive Director.
7. Pursuant to TEX. WATER CODE § 7.051, the Commission has the authority to assess an administrative penalty against Respondent for violations of state statutes within TCEQ's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
8. An administrative penalty in the amount of \$6,565 is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053.
9. TEX. WATER CODE §§ 5.102 and 7.002 authorize the Commission to issue orders and make determinations necessary to effectuate the purposes of the statutes within its jurisdiction.
10. Pursuant to 30 TEX. ADMIN. CODE § 334.8(c)(6), the Commission has authority to revoke the Facility's UST fuel delivery certificate if the Commission finds that good cause exists.
11. Good cause for revocation of the Facility's UST fuel delivery certificate exists as justified by Findings of Fact Nos. 2 and 4 through 5, and Conclusions of Law Nos. 2 through 6.

ORDERING PROVISIONS

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

1. Respondent is assessed an administrative penalty in the amount of \$6,565 for violations of state statutes and rules of the TCEQ. The payment of this penalty and Respondent's compliance with all the requirements set forth in this Order resolve only the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations which are not raised here.
2. The penalty assessed by this Order shall be paid within 30 days after the effective date of this Order. All checks submitted to pay the penalty imposed by this Order shall be made out to TCEQ and shall be sent with the notation "Re: S.R.R. INVESTMENTS, INC.; Docket No. 2023-1725-PST-E" to:

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

3. The Facility's UST fuel delivery certificate is revoked immediately upon the effective date of this Order. Respondent may submit an application for a new fuel delivery certificate only after Respondent has complied with all of the requirements of this Order, including payment of the administrative penalty in full.
4. Immediately upon the effective date of this Order, Respondent shall cease accepting fuel at the Facility until such time as a valid delivery certificate is obtained from the TCEQ in accordance with 30 TEX. ADMIN. CODE §§ 334.7 and 334.8.
5. Within 10 days after the effective date of this Order, Respondent shall send the Facility's UST fuel delivery certificate to:

Petroleum Storage Tank Registration Team, MC 138
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

6. Within 15 days after the effective date of this Order, Respondent shall submit written certification in accordance with Ordering Provision No. 7.d. to demonstrate compliance with Ordering Provision Nos. 4 and 5.
7. Respondent shall undertake the following technical requirements:
 - a. Upon obtaining a new fuel delivery certificate, post the fuel delivery certificate in a location at the Facility where the delivery certificate is clearly visible at all times, in accordance with 30 TEX ADMIN CODE § 334.8(c)(5)(A)(iii).
 - b. Within 15 days after obtaining a new fuel delivery certificate pursuant to Ordering Provision No. 4, submit written certification in accordance with Ordering Provision No. 7.d. to demonstrate compliance with Ordering Provision No. 7.a.
 - c. Prior to receiving deliveries of gasoline and resuming retail sales of gasoline, Respondent shall:
 - i. Begin conducting inspections of the corrosion protection system rectifier at least once every 60 days, in accordance with 30 TEX ADMIN CODE § 334.49;
 - ii. Conduct the required triennial testing of the corrosion protection system, in accordance with 30 TEX ADMIN CODE § 334.49;
 - iii. Designate, train and certify one named individual as a Class A and Class B operator for the facility, in accordance with 30 TEX ADMIN CODE § 334.602:
and
 - iv. Obtain financial assurance for the UST's at the Facility, in accordance with 30 TEX ADMIN CODE § 37.815.
 - d. Within 45 days after the effective date of this Order, submit written certification to demonstrate compliance with Ordering Provision No. 7.c. The certification shall be accompanied by detailed supporting documentation, including photographs, receipts, and/or other records, shall be signed by Respondent, and shall include the following certification language:

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

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

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

and:

Waste Section Manager Austin Regional
Office
Texas Commission on Environmental
Quality
P.O. Box 13087
Austin, Texas 78711-3087

8. All relief not expressly granted in this Order is denied.
9. The provisions of this Order shall apply to and be binding upon Respondent. Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
10. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by Respondent shall be made in writing to the Executive Director. Extensions are not effective until Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Enforcement Division at the address listed above.
11. If Respondent fails to comply with any of the Ordering Provisions in this Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Respondent's failure to comply is not a violation of this Order. Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Respondent shall notify the Executive Director within seven days after Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
12. The Executive Director may refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings without notice to Respondent if the Executive Director determines that Respondent has not complied with one or more of the terms or conditions in this Order.
13. 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.
14. 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.
15. The Chief Clerk shall provide a copy of this fully executed Order to each of the parties. By law, the effective date of this Order shall be the date the Order is final, as provided by 30 TEX. ADMIN. CODE § 70.106(d) and TEX. GOV'T CODE § 2001.144.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



UNSWORN DECLARATION OF MARILYN A. NORROD

“On behalf of the Executive Director of the Texas Commission on Environmental Quality, the ‘Executive Director’s First Amended Report and Petition Recommending that the Texas Commission on Environmental Quality Enter an Enforcement Order Assessing an Administrative Penalty Against and Requiring Certain Actions of S.R.R. INVESTMENTS, INC.’ (the “EDFARP”) was filed in the TCEQ Chief Clerk’s office on April 23, 2025.

The EDFARP was mailed to Respondent’s last known address on April 23, 2025, via certified mail, return receipt requested, postage prepaid. According to USPS.com “Track & Confirm” delivery confirmation records, Respondent received notice of the EDFARP on April 25, 2025.

More than 20 days have elapsed since Respondent received notice of the EDFARP. Respondent failed to file an answer and failed to request a hearing.”

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

Executed in Travis County, State of Texas,
on the 4th day of March, 2026

A handwritten signature in cursive script, appearing to read "Marilyn A. Norrod".

Declarant