

Executive Summary - Enforcement Matter - Case No. 65738

City of Stamford

RN101920189

Docket No. 2024-0515-MWD-E

Order Type:

Findings Agreed Order

Findings Order Justification:

People or environmental receptors have been exposed to pollutants which exceed levels that are protective.

Media:

MWD

Small Business:

No

Location(s) Where Violation(s) Occurred:

City of Stamford WWTF, located approximately 8,400 feet Northeast of the intersection of the Fort Worth and Denver Railroad and State Highway 6 and adjacent to Stink Creek, Stamford, Jones County

Type of Operation:

Wastewater treatment facility

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Past-Due Fees: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: March 13, 2026

Comments Received: No

Penalty Information

Total Penalty Assessed: \$13,000

Total Paid to General Revenue: \$0

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project ("SEP") Conditional Offset: \$13,000

Name of SEP: Aerator Replacement (Compliance)

Compliance History Classifications:

Person/CN - Satisfactory

Site/RN - Satisfactory

Major Source: No

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: January 31, 2024

Date(s) of NOE(s): March 5, 2024

Executive Summary - Enforcement Matter - Case No. 65738

City of Stamford

RN101920189

Docket No. 2024-0515-MWD-E

Violation Information

Failed to comply with permitted effluent limitations for *Escherichia coli* and ammonia nitrogen [30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010472002, Effluent Limitations and Monitoring Requirements No. 1].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

By February 29, 2024, the Respondent implemented corrective measures at the Facility and achieved compliance with permitted effluent limitations in TPDES Permit No. WQ0010472002.

Technical Requirements:

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

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Derek Osborn, Enforcement Division, Enforcement Backlog Team, MC 177, (512) 239-0453; Michael Parrish, Enforcement Division, MC R-12, (512) 239-2548

TCEQ SEP Coordinator: Adena Crider, Litigation Division, MC 175, (512) 239-0648

Respondent: The Honorable James Decker, Mayor, City of Stamford, P.O. Box 191, Stamford, Texas 79553-0191

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	18-Mar-2024	Screening	19-Mar-2024	EPA Due	
	PCW	28-Apr-2025				

RESPONDENT/FACILITY INFORMATION	
Respondent	City of Stamford
Reg. Ent. Ref. No.	RN101920189
Facility/Site Region	3-Abilene
Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	65738	No. of Violations	2
Docket No.	2024-0515-MWD-E	Order Type	Findings
Media Program(s)	Water Quality	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Kolby Farren
		EC's Team	Enforcement Team 1
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$16,250
-------------------------------------------------------------	-------------------	----------

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	\$812
---------------------------	-----------------	--------------------------------	-------

Notes	Enhancement for one NOV with the same/similar violations.
--------------	-----------------------------------------------------------

Culpability	No	0.0% Enhancement	Subtotal 4	\$0
--------------------	----	------------------	-------------------	-----

Notes	The Respondent does not meet the culpability criteria.
--------------	--------------------------------------------------------

Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$4,062
------------------------------------------------------	-------------------	----------

Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
-------------------------	-------------------	-------------------	-----

Total EB Amounts	\$499	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$20,000	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$13,000
-----------------------------	-----------------------	----------

OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
---------------------------------------------	------	-------------------	-----

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes	
--------------	--

Final Penalty Amount	\$13,000
-----------------------------	----------

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$13,000
-----------------------------------	-------------------------------	----------

DEFERRAL	0.0%	Reduction	Adjustment	\$0
-----------------	------	-----------	-------------------	-----

Reduces the Final Assessed Penalty by the indicated percentage.

Notes	No deferral is recommended for Findings Orders.
--------------	-------------------------------------------------

PAYABLE PENALTY	\$13,000
------------------------	----------

Screening Date 19-Mar-2024

Docket No. 2024-0515-MWD-E

PCW

Respondent City of Stamford

Policy Revision 5 (January 28, 2021)

Case ID No. 65738

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN101920189

Media Water Quality

Enf. Coordinator Kolby Farren

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 the 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 19-Mar-2024	Docket No. 2024-0515-MWD-E	PCW
Respondent City of Stamford		Policy Revision 5 (January 28, 2021)
Case ID No. 65738		PCW Revision February 11, 2021
Reg. Ent. Reference No. RN101920189		
Media Water Quality		
Enf. Coordinator Kolby Farren		

Violation Number

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010472002, Effluent Limitations and Monitoring Requirements No. 1

Violation Description Failed to comply with permitted effluent limitations, as shown in the attached effluent violation table.

Base Penalty

>> Environmental, Property and Human Health Matrix

		Harm			
		Major	Moderate	Minor	
OR	Actual	x			Percent <input style="width: 50px;" type="text" value="50.0%"/>
	Potential				

>> Programmatic Matrix

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

Matrix Notes A simplified model was used to evaluate ammonia nitrogen to determine whether the discharged amounts of pollutants exceeded protective levels. Human health or the environment has been exposed to pollutants which exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	
weekly	
monthly	x
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty

One monthly event is recommended for the month of October 2023.

Good Faith Efforts to Comply

25.0%

Reduction

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

Notes The Respondent achieved compliance on February 29, 2024.

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 City of Stamford
Case ID No. 65738
Reg. Ent. Reference No. RN101920189
Media Water Quality
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$20,000	31-Aug-2023	29-Feb-2024	0.50	\$499	n/a	\$499

Notes for DELAYED costs

Estimated delayed cost to determine the cause of noncompliance, make the necessary repairs/adjustments to the Facility, and achieve compliance with the permitted effluent limitations. The Date Required is the end date of the first month of noncompliance, and the Final Date is the date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$20,000

TOTAL

\$499

Screening Date	19-Mar-2024	Docket No.	2024-0515-MWD-E	PCW
Respondent	City of Stamford			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	65738			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101920189			
Media	Water Quality			
Enf. Coordinator	Kolby Farren			
Violation Number	2			
Rule Cite(s)	30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), and TPDES Permit No. WQ0010472002, Effluent Limitations and Monitoring Requirements No. 1			
Violation Description	Failed to comply with permitted effluent limitations, as shown in the attached effluent violation table.			
		Base Penalty	\$25,000	

>> Environmental, Property and Human Health Matrix

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

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent 0.0%

Matrix Notes
 A simplified model was used to evaluate ammonia nitrogen to determine whether the discharged amounts of pollutants exceeded protective levels. *Escherichia coli* was also considered. Human health or the environment has been exposed to insignificant amounts of pollutants that do not 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 61 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

Violation Base Penalty \$3,750

One quarterly event is recommended for the quarter containing the months of August and September 2023.

Good Faith Efforts to Comply 25.0% Reduction \$937

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

Notes
 The Respondent achieved compliance on February 29, 2024.

Violation Subtotal \$2,813

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

Estimated EB Amount \$0 **Violation Final Penalty Total** \$3,001

This violation Final Assessed Penalty (adjusted for limits) \$3,001

Economic Benefit Worksheet

Respondent City of Stamford
Case ID No. 65738
Reg. Ent. Reference No. RN101920189
Media Water Quality
Violation No. 2

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

See Economic Benefit Worksheet for Violation No. 1.

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 \$0

TOTAL \$0

City of Stamford
Docket No. 2024-0515-MWD-E
TPDES Permit No. WQ0010472002
Case No. 65738

Effluent Violation Table

	<i>Escherichia coli</i> Daily Average Concentration	<i>Escherichia coli</i> Daily Max Concentration	Ammonia Nitrogen Daily Average Concentration	Ammonia Nitrogen Daily Max Concentration	Ammonia Nitrogen Daily Loading Concentration
Monitoring Period	Limit = 126 CFU/100 mL	Limit = 399 CFU/100 mL	Limit = 3 mg/L	Limit = 10 mg/L	Limit = 14 lbs/day
August 2023	c	c	5.24	14.5	c
September 2023	423	435	15.3	22.8	14.7
October 2023	c	c	27.25	32.3	29.98

CFU/100 mL = colony-forming units per 100 milliliters

mg/L = milligrams per liter

lbs/day = pounds per day Max = maximum

c = compliant



Compliance History Report

Compliance History Report for CN600633861, RN101920189, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator: CN600633861, City of Stamford **Classification:** SATISFACTORY **Rating:** 0.61

Regulated Entity: RN101920189, CITY OF STAMFORD **Classification:** SATISFACTORY **Rating:** 2.29

Complexity Points: 8 **Repeat Violator:** NO

CH Group: 08 - Sewage Treatment Facilities

Location: approximately 8,400 feet northeast of the intersection of the Fort Worth and Denver Railroad and State Highway 6 and adjacent to Stink Creek, Jones County, Texas

TCEQ Region: REGION 03 - ABILENE

ID Number(s):

WASTEWATER PERMIT WQ0010472002

WASTEWATER EPA ID TX0025411

TIRES REGISTRATION 12206

Compliance History Period: September 01, 2019 to August 31, 2024 **Rating Year:** 2024 **Rating Date:** 09/01/2024

Date Compliance History Report Prepared: April 25, 2025

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: April 25, 2020 to April 25, 2025

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

Name: Kolby Farren

Phone: (512) 239-2098

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.):

Item 1	May 06, 2020	(1660407)	Item 16	July 16, 2021	(1752010)
Item 2	June 08, 2020	(1666920)	Item 17	August 11, 2021	(1757466)
Item 3	July 09, 2020	(1673870)	Item 18	September 14, 2021	(1766570)
Item 4	August 06, 2020	(1680649)	Item 19	October 18, 2021	(1777136)
Item 5	September 08, 2020	(1687218)	Item 20	November 19, 2021	(1783928)
Item 7	October 13, 2020	(1693559)	Item 21	December 16, 2021	(1790958)
Item 8	November 09, 2020	(1713372)	Item 22	January 13, 2022	(1798747)
Item 9	December 04, 2020	(1713373)	Item 23	February 14, 2022	(1806623)
Item 10	January 11, 2021	(1713374)	Item 24	March 16, 2022	(1813688)
Item 11	February 12, 2021	(1726431)	Item 25	April 13, 2022	(1820260)
Item 12	March 11, 2021	(1726432)	Item 26	May 17, 2022	(1829100)
Item 13	April 09, 2021	(1726433)	Item 27	June 10, 2022	(1835391)
Item 14	May 20, 2021	(1740521)	Item 28	July 15, 2022	(1842595)
Item 15	June 10, 2021	(1740522)			

4 Date: 08/31/2023 (1939481)
Self Report? YES Classification: Moderate
Citation:
2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

5* Date: 09/30/2023 (1946329)
Self Report? YES Classification: Moderate
Citation:
2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

6* Date: 10/31/2023 (1952018)
Self Report? YES Classification: Moderate
Citation:
2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

7* Date: 11/30/2023 (1961787)
Self Report? YES Classification: Moderate
Citation:
2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

8* Date: 01/03/2024 (1938303)
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 305, SubChapter F 305.125(5)
WQ0010472002 PERMIT
Description: Failure to properly maintain oxidation ditch rotors.
Self Report? NO Classification: Moderate
Citation:
TWC Chapter 26 26.121
WQ0010472002 PERMIT
Description: Failure to prevent an unauthorized discharge of sewage from the collection system into or adjacent to waters of the State.
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 305, SubChapter F 305.125
WQ0010472002 PERMIT
Description: Failure to have an operable alarm at the Bunkley and the New Hope lift stations.
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 217, SubChapter C 217.63(a)
Description: Failure to install legible ownership signs on lift station fences.

9* Date: 07/12/2024 (1996239)
Self Report? NO Classification: Moderate
Citation:
TWC Chapter 26 26.121
Description: Failure to prevent the unauthorized discharge of wastewater into or adjacent to waters of the State.

* NOVs applicable for the Compliance History rating period 9/1/2019 to 8/31/2024

Appendix B
All Investigations Conducted During Component Period April 25, 2020 and April 25, 2025

Item 1*	May 06, 2020**	(1660407)	Item 34*	November 14, 2022**	(1869796)
Item 2*	June 08, 2020**	(1666920)	Item 35*	December 08, 2022**	(1875645)
Item 3*	July 09, 2020**	(1673870)	Item 36*	January 13, 2023**	(1882466)
Item 4*	August 06, 2020**	(1680649)	Item 37*	February 18, 2023**	(1890279)
Item 5*	September 08, 2020**	(1687218)	Item 38*	March 10, 2023**	(1898842)
Item 6*	October 13, 2020**	(1693559)	Item 39*	April 11, 2023**	(1905631)
Item 7*	November 09, 2020**	(1713372)	Item 40*	May 15, 2023**	(1912809)
Item 8*	December 04, 2020**	(1713373)	Item 41*	June 09, 2023**	(1919416)
Item 9	January 08, 2021**	(1692838)	Item 42*	July 14, 2023**	(1926382)
Item 10*	January 11, 2021**	(1713374)	Item 43*	August 10, 2023**	(1933340)
Item 11*	February 12, 2021**	(1726431)	Item 44	August 15, 2023**	(1903838)
Item 12*	March 11, 2021**	(1726432)	Item 45	September 19, 2023**	(1939481)
Item 13	March 15, 2021**	(1705349)	Item 46	October 19, 2023**	(1946329)
Item 14*	April 09, 2021**	(1726433)	Item 47	November 16, 2023**	(1952018)
Item 15*	May 20, 2021**	(1740521)	Item 48	December 19, 2023**	(1961787)
Item 16*	June 10, 2021**	(1740522)	Item 49	January 03, 2024**	(1938303)
Item 17*	July 16, 2021**	(1752010)	Item 50*	January 09, 2024**	(1968381)
Item 18*	August 11, 2021**	(1757466)	Item 51*	February 13, 2024**	(1977440)
Item 19	September 09, 2021**	(1761898)	Item 52	March 14, 2024**	(1957309)
Item 20*	September 14, 2021**	(1766570)	Item 53*	March 15, 2024**	(1984007)
Item 21*	October 18, 2021**	(1777136)	Item 54*	April 18, 2024**	(1990537)
Item 22*	November 19, 2021**	(1783928)	Item 55*	May 17, 2024**	(1996993)
Item 23*	December 16, 2021**	(1790958)	Item 56*	June 11, 2024**	(2003948)
Item 24*	January 13, 2022**	(1798747)	Item 57*	July 17, 2024**	(2011504)
Item 25*	February 14, 2022**	(1806623)	Item 58*	August 14, 2024**	(2017099)
Item 26*	March 16, 2022**	(1813688)	Item 59*	September 19, 2024	(2024120)
Item 27*	April 13, 2022**	(1820260)	Item 60*	October 11, 2024	(2030242)
Item 28*	May 17, 2022**	(1829100)	Item 61*	November 15, 2024	(2036568)
Item 29*	June 10, 2022**	(1835391)	Item 62*	December 13, 2024	(2042912)
Item 30*	July 15, 2022**	(1842595)	Item 63	January 08, 2025	(2035037)
Item 31*	August 15, 2022**	(1848725)	Item 64*	January 10, 2025	(2049500)
Item 32*	September 16, 2022**	(1856525)	Item 65*	February 12, 2025	(2057070)
Item 33*	October 14, 2022**	(1862883)			

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2019 and 08/31/2024.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
CITY OF STAMFORD
RN101920189

§
§
§
§
§

BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

AGREED ORDER
DOCKET NO. 2024-0515-MWD-E

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

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

It is further understood and agreed that this Order represents the complete and fully integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Order are binding upon the Respondent.

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

I. FINDINGS OF FACT

1. The Respondent owns and operates a wastewater treatment facility located approximately 8,400 feet northeast of the intersection of the Fort Worth and Denver Railroad and State Highway 6 and adjacent to Stink Creek in Stamford, Jones County, Texas (the "Facility"). The Facility is near or adjacent to water in the state as defined in TEX. WATER CODE § 26.001(5).
2. During a record review for the Facility conducted on January 31, 2024, an investigator documented that the Respondent did not comply with permitted effluent limitations, as shown in the effluent violation table below:

Effluent Violation Table					
	<i>Escherichia coli</i> Daily Average Concentration	<i>Escherichia coli</i> Daily Max Concentration	Ammonia Nitrogen Daily Average Concentration	Ammonia Nitrogen Daily Max Concentration	Ammonia Nitrogen Daily Loading Concentration
Monitoring Period	Limit = 126 CFU/100 mL	Limit = 399 CFU/100 mL	Limit = 3 mg/L	Limit = 10 mg/L	Limit = 14 lbs/day
August 2023	c	c	5.24	14.5	c
September 2023	423	435	15.3	22.8	14.7
October 2023	c	c	27.25	32.3	29.98

CFU/100 mL = colony-forming units per 100 milliliters mg/L = milligrams per liter
lbs/day = pounds per day Max = maximum c = compliant

- The Executive Director recognizes that by February 29, 2024, the Respondent implemented corrective measures at the Facility and achieved compliance with permitted effluent limitations in Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010472002.

II. CONCLUSIONS OF LAW

- As evidenced by Finding of Fact No. 1, the Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. WATER CODE ch. 26 and the rules of the TCEQ.
- As evidenced by Finding of Fact No. 2, the Respondent failed to comply with permitted effluent limitations, in violation of 30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), and TPDES Permit No. WQ0010472002, Effluent Limitations and Monitoring Requirements No. 1.
- Pursuant to TEX. WATER CODE § 7.051, the TCEQ has the authority to assess an administrative penalty against the Respondent for violations of state statutes within the TCEQ's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
- An administrative penalty in the amount of \$13,000 is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053. Pursuant to TEX. WATER CODE § 7.067, \$13,000 of the penalty shall be conditionally offset by the Respondent's timely and satisfactory completion of a Supplemental Environmental Project ("SEP") as defined in the attached SEP Agreement ("Attachment A" - incorporated herein by reference). The Respondent's obligation to pay the conditionally offset portion of the penalty shall be discharged upon full compliance with all the terms and conditions of this Order, which includes the timely and satisfactory completion of all provisions of the SEP Agreement, as determined by the Executive Director.

III. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Conclusion of Law No. 4 for violations of state statutes and rules of the TCEQ. The payment of this penalty and the Respondent's compliance with all the requirements set forth in this Order resolve only the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations that are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: City of Stamford, Docket No. 2024-0515-MWD-E" to:

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

2. The Respondent shall implement and complete the SEP as set forth in Section I, Paragraph No. 3. The amount of \$13,000 of the assessed penalty is conditionally offset based on the Respondent's implementation and completion of the SEP pursuant to the terms of the SEP Agreement, as defined in Attachment A. Penalty payments for any portion of the SEP deemed by the Executive Director as not complete shall be paid within 30 days after the date the Executive Director demands payment.
3. All relief not expressly granted in this Order is denied.
4. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the 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.
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 in this Order.
7. 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.
8. 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.

9. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
10. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Kristi Melo-Jurack

For the Executive Director

Date

03/29/2026

Date

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

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

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

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



Signature

James M Decker

Name (Printed or typed)
Authorized Representative of
City of Stamford

3/28/26

Date

Mayor

Title

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

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

Attachment A

Docket Number: 2024-0515-MWD-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	City of Stamford
Penalty Amount:	\$13,000
SEP Offset Amount:	\$13,000
Type of SEP:	Compliance
Project Name:	<i>Aerator Replacement</i>
Location of SEP:	Jones County

The Texas Commission on Environmental Quality (“the Commission” or “TCEQ”) agrees to offset the administrative Penalty Amount assessed in this Agreed Order in exchange for Respondent’s performance of a Supplemental Environmental Project (“SEP”). The SEP Offset Amount is set forth above and such offset is conditioned upon completion of the project in accordance with the terms of this Attachment A.

Respondent is a Local Government that qualifies under Texas Water Code § 7.067 to apply the SEP Offset Amount set forth above to correct violations at its wastewater treatment facility (the “Facility”) which are described in this Agreed Order. This Agreed Order cites violations at Respondent’s Facility.

1. Project Description

A. Project

Respondent shall hire a contractor to purchase and install a replacement aerator at the Facility. Specifically, the SEP Offset Amount shall be used for materials, supplies, and equipment for an aerator (the “Project”). Respondent shall solicit bids from qualified contractors to perform the Project. Any advertisement or invitation for bids, including publication, related to the SEP must include the enforcement statement as stated below in Section 6, Publicity. The SEP will be performed in accordance with all federal, state, and local environmental laws and regulations, including permits that may be required prior to commencement of the SEP. The Commission’s approval and issuance of this Agreed Order shall not itself be construed to authorize any activity for which Respondent is required by statute or rule to obtain authorization from the Commission.

Respondent shall use the SEP Offset Amount only for the direct cost of implementing the Project, including supplies, materials, and equipment rentals, as listed below in Subsection C. Minimum Expenditure, Estimated Cost Schedule. No portion of the SEP Offset Amount shall be spent on administrative costs, including operating costs, reporting expenses, handling of expenses, project coordination, liability, or equipment breakdowns.

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

B. Environmental Benefit

This SEP will provide a discernible environmental benefit by improving the quality of wastewater effluent being released into the environment. Inadequately treated effluent can carry bacteria, viruses, protozoa (parasitic organisms), helminths (intestinal worms), and bioaerosols (inhalable molds and fungi). The diseases they may cause range in severity from mild gastroenteritis to life-threatening ailments such as cholera, dysentery, infectious hepatitis,

and severe gastroenteritis. Additional risks include occurrences of low dissolved oxygen, fish kills, algal bloom, and bacterial contamination in waterways.

C. Minimum Expenditure

Respondent shall spend at least the SEP Offset Amount to complete the project described above in Section 1.A and comply with all other provisions of this SEP. Respondent understands that it may cost more than the SEP Offset Amount to complete the Project. Costs in excess of the SEP Offset Amount shall not be grounds to relieve Respondent of its obligations to perform this SEP.

Estimated Cost Schedule

Item	Total
Floating Brush Rotor Aerator	\$46,473
Aerator Installation	\$6,015
Total	\$52,488

2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, Respondent shall begin implementation of the SEP. Respondent shall have completed the SEP in its entirety within 130 days after the effective date of this Agreed Order.

Executive Director (“ED”) staff may grant an extension to any deadline for Respondent’s performance of the SEP described herein, upon a written and substantiated showing of good cause. All requests for extensions must be made by Respondent and shall be made in writing to ED staff. Extensions are not effective until Respondent receives written approval from ED staff. The determination of what constitutes good cause rests solely with ED staff. Extension requests shall be sent to the SEP Coordinator by first class mail or electronic mail, at:

Texas Commission on Environmental Quality
Litigation Division
Attention: SEP Coordinator, MC 175
P.O. Box 13087
Austin, Texas 78711-3087
Email: sepreports@tceq.texas.gov

3. Records and Reporting

A. Progress Report

Within 30 days after the effective date of this Agreed Order, Respondent shall submit a Notice of Commencement to TCEQ describing actions performed to date to implement the Project. Within 90 days after the effective date of this Agreed Order, Respondent shall submit a report detailing the progress made and all actions completed on the Project during the previous 60-day period and setting forth a schedule for achieving completion of the Project within the 130-day timeframe set forth above in Section 2, Performance Schedule.

Reporting Schedule

Days from Effective Order Date	Information Required
30	Notice of Commencement describing actions taken to begin project
90	Actions completed during the previous 60-day period
130	Notice of SEP completion

B. Final Report

Within 130 days after the effective date of the Agreed Order, or within 30 days after completion of the SEP, whichever is earlier, Respondent shall submit a Final Report to TCEQ, which shall include the following:

1. An itemized list of expenditures and total cost of the Project;
2. Copies of invoices or receipts corresponding to the itemized list in paragraph 3.B.1., above;
3. Copies of cleared checks or payment records corresponding to the itemized list in paragraph 3.B.1., above;
4. Copies of proof of advertisement of invitation for bids, if applicable;
5. A certified statement of SEP completion and document authentication;
6. A detailed map showing the specific location of the project site(s);
7. Dated photographs of the purchased materials and supplies; before and after work being performed during the Project; and of the completed Project; and
8. Any additional information Respondent believes will, or that is requested by TCEQ to demonstrate compliance with this Attachment A.

C. Submittals

Respondent shall submit all SEP reports and any additional information as requested to the SEP Coordinator at the address provided above.

4. Additional Information and Access

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

5. Failure to Fully Perform

If Respondent does not perform its obligations under this Attachment A, including full expenditure of the SEP Offset Amount and submittal of the required reporting described above in Sections 2 through 4, the ED may require immediate payment of all or part of the SEP Offset Amount as set forth in the attached Agreed Order.

In the event the ED determines that Respondent failed to fully implement and complete the Project, Respondent shall remit payment for all or a portion of the SEP Offset Amount, as determined by the ED, and as set forth in the attached Agreed Order. After receiving notice of failure to complete the SEP, Respondent shall include the docket number of the attached Agreed Order and a note that the enclosed payment is for reimbursement of a SEP, shall make

the check payable to “Texas Commission on Environmental Quality,” and shall mail it to the SEP Coordinator at the address provided above.

6. Publicity

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

7. Recognition

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

8. Other SEPs by TCEQ or Other Agencies

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