

TCEQ Interoffice Memorandum

To: Mary Smith, General Counsel

Thru: *MBC* Melissa Cordell, Assistant Deputy Director
Enforcement Division

From: *MP* Michael Parrish, Agenda Special Assistant
Enforcement Division

Date: August 13, 2025

Subject: Backup Revision
August 20, 2025 Commission Agenda
Item No. 13 – Ira Water Supply Corporation
Docket No. 2024-1490-PWS-E

Enclosed please find the following:

Executive Summary

- Page 1, Penalty Information – Changed deferral language from “Amount Deferred for Expedited Settlement” to “**Amount Deferred for Disinfection Byproducts for Eligible Systems**”

Please do not hesitate to call Michael Parrish at (512) 239-2548 if you have any questions regarding this matter.

cc: Garrett Arthur, Public Interest Counsel
Melissa Schmidt, Public Interest Counsel
Gill Valls, Office of General Counsel
Katherine McKenzie, Agenda Coordinator, Litigation Division
Amy Settemeyer, Deputy Director, Enforcement Division
Melissa Cordell, Assistant Deputy Director, Enforcement Division
Megan Hamilton, Manager, Drinking Water Section, Enforcement Division
Steven Hall, Team Leader, Drinking Water Section Enforcement Division
Rachel Frey, Enforcement Coordinator, Drinking Water Section, Enforcement Division

Executive Summary – Enforcement Matter – Case No. 66739
Ira Water Supply Corporation
RN101453991
Docket No. 2024-1490-PWS-E

Order Type:

Findings Agreed Order

Findings Order Justification:

Three repeated enforcement actions (or two orders with nuisance violations) over the prior five year period for the same violation(s).

Media:

PWS

Small Business:

Yes

Location(s) Where Violation(s) Occurred:

IRA WSC, located at 5264 West Farm-to-Market Road 1606, Ira, Scurry County

Type of Operation:

Public water supply

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: Yes

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: May 9, 2025

Comments Received: No

Penalty Information

Total Penalty Assessed: \$2,350

Amount Deferred for Disinfection Byproducts for Eligible Systems: \$1,250

Total Paid to General Revenue: \$1,100

Total Due to General Revenue: \$0

Payment Plan: N/A

Compliance History Classifications:

Person/CN - High

Site/RN - N/A

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: July 29, 2024 through August 30, 2024

Date(s) of NOE(s): August 30, 2024

Violation Information

1. Failed to comply with the maximum contaminant level ("MCL") of 0.080 milligrams per liter for total trihalomethanes ("TTHM") based on the locational running annual

Executive Summary – Enforcement Matter – Case No. 66739
Ira Water Supply Corporation
RN101453991
Docket No. 2024-1490-PWS-E

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Type of Operation:

Public water supply

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: Yes

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: May 9, 2025

Comments Received: No

Penalty Information

Total Penalty Assessed: \$2,350

Amount Deferred for Disinfection Byproducts for Eligible Systems: \$1,250

Total Paid to General Revenue: \$1,100

Total Due to General Revenue: \$0

Payment Plan: N/A

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Person/CN - High

Site/RN - N/A

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: July 29, 2024 through August 30, 2024

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Type of Operation:

Public water supply

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: Yes

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: May 9, 2025

Comments Received: No

Penalty Information

Total Penalty Assessed: \$2,350

Amount Deferred for Expedited Settlement: \$1,250

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Total Due to General Revenue: \$0

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Site/RN - N/A

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: July 29, 2024 through August 30, 2024

Date(s) of NOE(s): August 30, 2024

Violation Information

1. Failed to comply with the maximum contaminant level ("MCL") of 0.080 milligrams per liter for total trihalomethanes ("TTHM") based on the locational running annual

Executive Summary – Enforcement Matter – Case No. 66739
Ira Water Supply Corporation
RN101453991
Docket No. 2024-1490-PWS-E

average [30 TEX. ADMIN. CODE § 290.115(f)(1) and TEX. HEALTH & SAFETY CODE § 341.0315(c)].

2. Failed to conduct an operation evaluation and submit a written operation evaluation report to the Executive Director within 90 days after being notified of the analytical results that caused an exceedance of the operational evaluation level for TTHM for Stage 2 Disinfection Byproducts at Site 1 [30 TEX. ADMIN. CODE § 290.115(e)(2)].

3. Failed to pay regulatory assessment fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity No. 11012 [30 TEX. ADMIN. CODE § 291.76 and TEX. WATER CODE § 5.702].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

By October 24, 2024, the Respondent returned to compliance with the MCL for TTHM based on a locational running annual average at the Facility.

Technical Requirements:

The Order will require the Respondent to:

a. Within 30 days:

i. Conduct an operation evaluation and submit an operation evaluation report to the Executive Director; and

ii. Submit payment for all outstanding regulatory assessment fees for the TCEQ Public Utility Account concerning Certificate of Convenience and Necessity No. 11012 for calendar years 2021 through 2024.

b. Within 45 days, submit written certification to demonstrate compliance with a.i.

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Rachel Frey, Enforcement Division, Enforcement Team 4, MC 219, (512) 239-4330; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

Respondent: Trey Patrick, President, Ira Water Supply Corporation, 6330 West Farm-to-Market Road 1606, Ira, Texas 79527-2002

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	5-Sep-2024	PCW	11-Sep-2024	Screening	5-Sep-2024	EPA Due	30-Sep-2024
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RESPONDENT/FACILITY INFORMATION

Respondent	Ira Water Supply Corporation (PCW No. 1 of 2)		
Reg. Ent. Ref. No.	RN101453991		
Facility/Site Region	3-Abilene	Major/Minor Source	Minor

CASE INFORMATION

Enf./Case ID No.	66739	No. of Violations	1
Docket No.	2024-1490-PWS-E	Order Type	Findings
Media Program(s)	Public Water Supply	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Rachel Frey
		EC's Team	Enforcement Team 4
Admin. Penalty \$ Limit Minimum	\$50	Maximum	\$5,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$1,250
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	10.0%	Adjustment	Subtotals 2, 3, & 7	\$125
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Notes	Enhancement for four NOVs with the same/similar violations. Reduction for High Performer classification.			
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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	-\$125
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$1,588	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$40,000	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$1,250
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes	

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$1,250
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DEFERRAL	100.0%	Reduction	Adjustment	-\$1,250
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes	The Executive Director recommends a conditional deferral for disinfection byproducts.		
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PAYABLE PENALTY	\$0
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Screening Date	5-Sep-2024	Docket No.	2024-1490-PWS-E	PCW
Respondent	Ira Water Supply Corporation (PCW No. 1 of 2)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	66739			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101453991			
Media	Public Water Supply			
Enf. Coordinator	Rachel Frey			

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>)	4	20%
	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) 20%

>> Repeat Violator (Subtotal 3)

N/A Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

High Performer Adjustment Percentage (Subtotal 7) -10%

>> Compliance History Summary

Compliance History Notes	Enhancement for four NOVs with the same/similar violations. Reduction for High Performer classification.
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Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 10%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 10%

Screening Date	5-Sep-2024	Docket No.	2024-1490-PWS-E	PCW
Respondent	Ira Water Supply Corporation (PCW No. 1 of 2)			Policy Revision 5 (January 28, 2021)
Case ID No.	66739			PCW Revision February 11, 2021
Reg. Ent. Reference No.	RN101453991			
Media	Public Water Supply			
Enf. Coordinator	Rachel Frey			
Violation Number	1			
Rule Cite(s)	30 Tex. Admin. Code § 290.115(f)(1) and Tex. Health & Safety Code § 341.0315(c)			
Violation Description	Failed to comply with the maximum contaminant level ("MCL") of 0.080 milligrams per liter ("mg/L") for total trihalomethanes ("TTHM"), based on the locational running annual average. Specifically, the locational running annual average concentrations of TTHM for Stage 2 Disinfection Byproducts ("DBP2") at Site 1 were 0.086 mg/L for the first quarter of 2024, 0.087 mg/L for the second quarter of 2024, and 0.114 mg/L for the third quarter of 2024.			
	Base Penalty	\$5,000		
>> Environmental, Property and Human Health Matrix				
OR	Release	Major	Moderate	Minor
	Actual		x	
	Potential			
	Percent	25.0%		
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
	Percent	0.0%		
Matrix Notes	Exceeding the MCL for TTHM caused persons served by the Facility to be exposed to a significant amount of contaminants which did not exceed levels protective of human health.			
	Adjustment	\$3,750		
		\$1,250		
Violation Events				
	Number of Violation Events	1	273	Number of violation days
	daily			
	weekly			
	monthly			
	quarterly			
	semiannual			
	annual	x		
	single event			
	Violation Base Penalty	\$1,250		
	One annual event is recommended.			
Good Faith Efforts to Comply	10.0%	Reduction		\$125
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer		
	Extraordinary			
	Ordinary		x	
	N/A			
	Notes	The Respondent achieved compliance on October 24, 2024.		
	Violation Subtotal	\$1,125		
Economic Benefit (EB) for this violation				
Statutory Limit Test				
Estimated EB Amount	\$1,588	Violation Final Penalty Total	\$1,250	
This violation Final Assessed Penalty (adjusted for limits)				\$1,250

Economic Benefit Worksheet

Respondent Ira Water Supply Corporation (PCW No. 1 of 2)
Case ID No. 66739
Reg. Ent. Reference No. RN101453991
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)	\$40,000	31-Mar-2024	24-Oct-2024	0.57	\$76	\$1,512	\$1,588
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 other (as needed) cost includes the estimated cost to investigate, identify, and implement the necessary corrective actions to return to compliance with the MCL for TTHM, calculated from the last day of the first quarter of compliance to the date of compliance.						

Avoided Costs

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

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

Approx. Cost of Compliance	\$40,000	TOTAL	\$1,588
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Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	5-Sep-2024	PCW	12-Sep-2024	Screening	5-Sep-2024	EPA Due	30-Sep-2024
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RESPONDENT/FACILITY INFORMATION

Respondent	Ira Water Supply Corporation (PCW No. 2 of 2)		
Reg. Ent. Ref. No.	RN101453991		
Facility/Site Region	3-Abilene	Major/Minor Source	Minor

CASE INFORMATION

Enf./Case ID No.	66739	No. of Violations	2
Docket No.	2024-1490-PWS-E	Order Type	Findings
Media Program(s)	Public Water Supply	Government/Non-Profit	Yes
Multi-Media		Enf. Coordinator	Rachel Frey
		EC's Team	Enforcement Team 4
Admin. Penalty \$ Limit Minimum	\$50	Maximum	\$5,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$1,000
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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	10.0%	Adjustment	Subtotals 2, 3, & 7	\$100
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Notes	Enhancement for four NOVs with the same/similar violations. Reduction for High Performer classification.			
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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	\$47	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$90	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$1,100
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes	

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$1,100
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DEFERRAL	0.0%	Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes	No deferral is recommended for Findings Orders.		
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PAYABLE PENALTY	\$1,100
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Screening Date	5-Sep-2024	Docket No.	2024-1490-PWS-E	PCW
Respondent	Ira Water Supply Corporation (PCW No. 2 of 2)			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	66739			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN101453991			
Media	Public Water Supply			
Enf. Coordinator	Rachel Frey			

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>)	4	20%
	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) 20%

>> Repeat Violator (Subtotal 3)

N/A Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

High Performer Adjustment Percentage (Subtotal 7) -10%

>> Compliance History Summary

Compliance History Notes	Enhancement for four NOVs with the same/similar violations. Reduction for High Performer classification.
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Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 10%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 10%

Screening Date

Respondent

Case ID No.

Reg. Ent. Reference No.

Media

Enf. Coordinator

5-Sep-2024

Ira Water Supply Corporation (PCW No. 2 of 2)

66739

RN101453991

Public Water Supply

Rachel Frey

Docket No.

2024-1490-PWS-E

PCW

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

Violation Number

1

Rule Cite(s)

30 Tex. Admin. Code § 290.115(e)(2)

Violation Description

Failed to conduct an operation evaluation and submit a written operation evaluation report to the Executive Director within 90 days after being notified of the analytical results that caused an exceedance of the operational evaluation level ("OEL") for total trihalomethanes ("TTHM") for Stage 2 Disinfection Byproducts ("DBP2") at Site 1 during the first and second quarters of 2024.

Base Penalty

\$5,000

>> Environmental, Property and Human Health Matrix

OR

Release

Major

Moderate

Minor

Actual

Potential

Harm

Percent

0.0%

>>Programmatic Matrix

Falsification

Major

Moderate

Minor

x

Percent

10.0%

Matrix Notes

100% of the rule requirements were not met.

Adjustment

\$4,500

\$500

Violation Events

Number of Violation Events

2

181

Number of violation days

daily

weekly

monthly

quarterly

semiannual

annual

single event

x

Violation Base Penalty

\$1,000

Two single events are recommended, one for each quarter with an exceedance.

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

\$1,000

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount

\$47

Violation Final Penalty Total

\$1,100

This violation Final Assessed Penalty (adjusted for limits)

\$1,100

Economic Benefit Worksheet

Respondent Ira Water Supply Corporation (PCW No. 2 of 2)
Case ID No. 66739
Reg. Ent. Reference No. RN101453991
Media Public Water Supply
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$45	30-Oct-2024	7-Oct-2025	0.94	\$2	n/a	\$2
Notes for DELAYED costs The delayed cost includes the estimated amount to conduct an operation evaluation and submit an operation evaluation report to the Executive Director, calculated from the due date of the most recent operation evaluation report 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)	\$45	31-Jul-2024	5-Sep-2024	0.10	\$0	\$45	\$45
Notes for AVOIDED costs The other (as needed) avoided cost includes the estimated amount to conduct an operation evaluation and submit an operation evaluation to report to the Executive Director for the first quarter of 2024, calculated from the due date of the operation evaluation report to the date of screening.							

Approx. Cost of Compliance \$90

TOTAL \$47

Screening Date	5-Sep-2024	Docket No.	2024-1490-PWS-E	PCW
Respondent	Ira Water Supply Corporation (PCW No. 2 of 2)			Policy Revision 5 (January 28, 2021)
Case ID No.	66739			PCW Revision February 11, 2021
Reg. Ent. Reference No.	RN101453991			
Media	Public Water Supply			
Enf. Coordinator	Rachel Frey			
Violation Number	2			
Rule Cite(s)	30 Tex. Admin. Code § 291.76 and Tex. Water Code § 5.702			
Violation Description	Failed to pay regulatory assessment fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity No. 11012 for calendar years 2021 through 2024.			
		Base Penalty	\$5,000	

>> Environmental, Property and Human Health Matrix

OR		Harm				
	Release	Major	Moderate	Minor		
	Actual					
	Potential					
					Percent	0.0%

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor		
					Percent	0.0%
Matrix Notes						
					Adjustment	\$5,000

	\$0
--	-----

Violation Events

Number of Violation Events		Number of violation days		
<div style="display: flex; align-items: center;"> <div style="border: 1px solid black; padding: 2px; margin-right: 5px;">daily</div> <div style="border: 1px solid black; width: 60px; height: 15px;"></div> </div> <div style="display: flex; align-items: center;"> <div style="border: 1px solid black; padding: 2px; margin-right: 5px;">weekly</div> <div style="border: 1px solid black; width: 60px; height: 15px;"></div> </div> <div style="display: flex; align-items: center;"> <div style="border: 1px solid black; padding: 2px; margin-right: 5px;">monthly</div> <div style="border: 1px solid black; width: 60px; height: 15px;"></div> </div> <div style="display: flex; align-items: center;"> <div style="border: 1px solid black; padding: 2px; margin-right: 5px;">quarterly</div> <div style="border: 1px solid black; width: 60px; height: 15px;"></div> </div> <div style="display: flex; align-items: center;"> <div style="border: 1px solid black; padding: 2px; margin-right: 5px;">semiannual</div> <div style="border: 1px solid black; width: 60px; height: 15px;"></div> </div> <div style="display: flex; align-items: center;"> <div style="border: 1px solid black; padding: 2px; margin-right: 5px;">annual</div> <div style="border: 1px solid black; width: 60px; height: 15px;"></div> </div> <div style="display: flex; align-items: center;"> <div style="border: 1px solid black; padding: 2px; margin-right: 5px;">single event</div> <div style="border: 1px solid black; width: 60px; height: 15px;"></div> </div>				
		Violation Base Penalty	\$0	

All penalties and interest will be determined by Financial Administration Division at the next billing cycle.

Good Faith Efforts to Comply

	0.0%			
	Before NOE/NOV	NOE/NOV to EDP RP/Settlement Offer		
Extraordinary				
Ordinary				
N/A	x			
Notes	The Respondent does not meet the good faith criteria for this violation.			
		Violation Subtotal	\$0	

Economic Benefit (EB) for this violation

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

Economic Benefit Worksheet

Respondent Ira Water Supply Corporation (PCW No. 2 of 2)
Case ID No. 66739
Reg. Ent. Reference No. RN101453991
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
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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	N/A						

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	N/A						

Approx. Cost of Compliance \$0

TOTAL \$0



Compliance History Report

Compliance History Report for CN600666929, RN101453991, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator:	CN600666929, Ira Water Supply Corporation	Classification:	HIGH	Rating:	0.00
Regulated Entity:	RN101453991, IRA WSC	Classification:	NOT APPLICABLE	Rating:	N/A
Complexity Points:	N/A	Repeat Violator:	N/A		
CH Group:	14 - Other				
Location:	5264 WEST FARM-TO-MARKET 1606 IN IRA, SCURRY COUNTY, TEXAS				
TCEQ Region:	REGION 03 - ABILENE				
ID Number(s):	PUBLIC WATER SYSTEM/SUPPLY REGISTRATION				
	2080004				
Compliance History Period:	September 01, 2019 to August 31, 2024	Rating Year:	2024	Rating Date:	09/01/2024
Date Compliance History Report Prepared:	February 20, 2025				
Agency Decision Requiring Compliance History:	Enforcement				
Component Period Selected:	February 20, 2020 to February 20, 2025				
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.					
Name:	Rachel Frey	Phone:	(512) 239-4330		

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: | 04/24/2024 | (2003221) | |
| | Self Report? | NO | | Classification: Moderate |
| | Citation: | 30 TAC Chapter 290, SubChapter F 290.115(f)(1) | | |
| | Description: | TTHM LRAA MCL 2Q2024 – During the 2nd quarter of 2024 the system violated the maximum contaminant level for trihalomethanes with a LRAA of 0.087 mg/L at 11051 Calley Rd, IRA (DBP2-01). ETT Point Value = 5 | | |

Component Appendices

Appendix A

All NOV's Issued During Component Period 2/20/2020 and 2/20/2025

1	Date: 04/08/2022 (1706887)		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter D 290.46(f)(2)		
	30 TAC Chapter 290, SubChapter D 290.46(f)(3)		
	30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)		
	30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(iv)		
	30 TAC Chapter 290, SubChapter D 290.46(l)		
	Description: Failure to maintain records noting all dead-end mains are being flushed monthly.		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter D 290.46(f)(2)		
	30 TAC Chapter 290, SubChapter D 290.46(f)(3)		
	30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)		
	30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(ii)		
	30 TAC Chapter 290, SubChapter D 290.46(f)(3)(A)(ii)(II)		
	Description: Failure to maintain records.		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter D 290.46(z)		
	30 TAC Chapter 290, SubChapter D 290.46(z)(1)		
	30 TAC Chapter 290, SubChapter D 290.46(z)(2)		
	30 TAC Chapter 290, SubChapter D 290.46(z)(3)		
	30 TAC Chapter 290, SubChapter D 290.46(z)(4)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)(A)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)(B)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)(B)(i)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)(B)(ii)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)(B)(iii)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)(D)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)(D)(i)		
	30 TAC Chapter 290, SubChapter F 290.110(c)(5)(D)(ii)		
	Description: Failure to create a system-specific nitrification action plan (NAP) and to conduct the required monitoring for nitrification.		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter D 290.46(s)(2)(C)		
	30 TAC Chapter 290, SubChapter D 290.46(s)(2)(C)(i)		
	30 TAC Chapter 290, SubChapter F 290.110(d)(1)		
	Description: Failure to provide manual disinfectant residual analyzer verification records that indicate the accuracy of the colorimeter is verified at least once every 90 days.		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 290, SubChapter F 290.121(a)		
	30 TAC Chapter 290, SubChapter F 290.121(b)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(1)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(1)(A)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(1)(C)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(1)(C)(i)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(1)(C)(ii)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(1)(C)(iii)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(2)(A)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(2)(B)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(3)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(4)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(5)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(6)		
	30 TAC Chapter 290, SubChapter F 290.121(b)(8)		
	30 TAC Chapter 290, SubChapter F 290.121(d)(2)		
	Description: Failure to have a complete and up-to-date chemical and microbiological		

monitoring plan.

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter D 290.46(n)(2)

Description: Failure to maintain an accurate and up-to-date distribution system map.

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter F 290.109(d)(6)

Description: Failure to develop and submit a Revised Total Coliform Rule (RTCR) Sample Siting Plan (SSP).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter D 290.46(i)

Description: Failure to have a service agreement that reflects the change in lead requirements in pipes and pipe fittings from 8% to 0.25%.

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter D 290.46(j)

Description: Failure to complete customer service inspections at locations where potential contamination hazards may be present.

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter D 290.46(f)
30 TAC Chapter 290, SubChapter D 290.46(f)(2)
30 TAC Chapter 290, SubChapter D 290.46(f)(3)(B)
30 TAC Chapter 290, SubChapter D 290.46(f)(3)(B)(iii)
30 TAC Chapter 290, SubChapter F 290.110(c)(4)(B)

Description: Failure to maintain disinfectant residual records noting the system is monitoring daily as required.

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter D 290.42(l)

Description: Failure to have an up-to-date plant operations manual.

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 288, SubChapter B 288.20
30 TAC Chapter 288, SubChapter B 288.20(a)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(A)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(B)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(C)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(D)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(E)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(E)(i)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(E)(ii)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(E)(iii)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(E)(iv)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(F)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(F)(i)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(F)(ii)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(G)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(G)(i)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(G)(ii)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(H)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(I)
30 TAC Chapter 288, SubChapter B 288.20(a)(1)(J)
30 TAC Chapter 288, SubChapter B 288.20(a)(2)
30 TAC Chapter 288, SubChapter B 288.20(a)(3)
30 TAC Chapter 288, SubChapter B 288.20(b)
30 TAC Chapter 288, SubChapter B 288.20(c)

Description: Failure to have an administratively complete drought contingency plan (DCP).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 290, SubChapter D 290.45(f)(4)
30 TAC Chapter 290, SubChapter D 290.45(f)(5)

Description: Failure to meet production capacity requirements.

Self Report? NO Classification: Moderate
 Citation:
 Description: 30 TAC Chapter 290, SubChapter F 290.115(f)(1)
 TTHM LRAA MCL 1Q2024 – During the 1st quarter of 2024 the system violated the maximum contaminant level for trihalomethanes with a LRAA of 0.086 mg/L at 11051 Calley Rd, IRA (DBP2-01). ETT Point Value = 5

3* Date: 04/24/2024 (2003221)
 Self Report? NO Classification: Moderate
 Citation:
 Description: 30 TAC Chapter 290, SubChapter F 290.115(f)(1)
 TTHM LRAA MCL 2Q2024 – During the 2nd quarter of 2024 the system violated the maximum contaminant level for trihalomethanes with a LRAA of 0.087 mg/L at 11051 Calley Rd, IRA (DBP2-01). ETT Point Value = 5

4* Date: 07/25/2024 (2003221)
 Self Report? NO Classification: Moderate
 Citation:
 Description: 30 TAC Chapter 290, SubChapter F 290.115(e)(2)
 30 TAC Chapter 290, SubChapter F 290.115(f)(5)
 DBP2 TTHM OEL Reporting 1Q2024 - This system failed to submit the Operational Evaluation Report (OEL) after exceeding the operational evaluation level for trihalomethanes at 11051 Calley Rd, IRA (DBP2-01) within the required timeline. ETT Point Value = 1

5* Date: 07/31/2024 (2003221)
 Self Report? NO Classification: Moderate
 Citation:
 Description: 30 TAC Chapter 290, SubChapter F 290.115(f)(1)
 TTHM LRAA MCL 3Q2024 – During the 3rd quarter of 2024 the system violated the maximum contaminant level for trihalomethanes with a LRAA of 0.114 mg/L at 11051 Calley Rd, IRA (DBP2-01). ETT Point Value = 5

6* Date: 08/12/2024 (2003221)
 Self Report? NO Classification: Moderate
 Citation:
 Description: 30 TAC Chapter 290, SubChapter F 290.115(e)(2)
 30 TAC Chapter 290, SubChapter F 290.115(f)(5)
 DBP2 TTHM OEL Reporting 2Q2024 - This system failed to submit the Operational Evaluation Report (OEL) after exceeding the operational evaluation level for trihalomethanes at 11051 Calley Rd, IRA (DBP2-01) within the required timeline. ETT Point Value = 1

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

Appendix B All Investigations Conducted During Component Period February 20, 2020 and February 20, 2025

Item 1	April 08, 2022**	(1706887)
Item 2	August 29, 2024**	(2003221)
Item 3	August 30, 2024**	(2009287)

* 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
IRA WATER SUPPLY CORPORATION
RN101453991

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

AGREED ORDER DOCKET NO. 2024-1490-PWS-E

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Ira Water Supply Corporation (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 341 and TEX. WATER CODE ch. 5. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent, presented this Order to the Commission.

The Respondent understands that they have 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 public water supply located at 5264 West Farm-to-Market Road 1606 in Ira, Scurry County, Texas (the "Facility"). The Facility provides water for human consumption, has approximately 289 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. During a record review for the Facility conducted on July 29, 2024 through August 30, 2024, an investigator documented that:
 - a. The locational running annual average concentrations of total trihalomethanes ("TTHM") for Stage 2 Disinfection Byproducts ("DBP2") at Site 1 were 0.086 milligrams per liter ("mg/L") for the first quarter of 2024, 0.087 mg/L for the second quarter of 2024, and 0.114 mg/L for the third quarter of 2024; and
 - b. The Respondent did not conduct an operation evaluation and submit a written operation evaluation report to the Executive Director within 90 days after being notified of the analytical results that caused an exceedance of the operational

evaluation level ("OEL") for TTHM for DBP2 at Site 1 during the first and second quarters of 2024.

3. During a record review conducted on September 5, 2024, an investigator documented that the Respondent did not pay regulatory assessment fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity No. 11012 for calendar years 2021 through 2024.
4. The Executive Director recognizes that by October 24, 2024, the Respondent returned to compliance with the maximum contaminant level ("MCL") for TTHM based on a locational running annual average at the Facility.

II. CONCLUSIONS OF LAW

1. As evidenced by Finding of Fact No. 1, the Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 341, TEX. WATER CODE ch. 5, and the rules of the TCEQ.
2. As evidenced by Finding of Fact No. 2.a, the Respondent failed to comply with the MCL of 0.080 mg/L for TTHM, based on the locational running annual average, in violation of 30 TEX. ADMIN. CODE § 290.115(f)(1) and TEX. HEALTH & SAFETY CODE § 341.0315(c).
3. As evidenced by Finding of Fact No. 2.b, the Respondent failed to conduct an operation evaluation and submit a written operation evaluation report to the Executive Director within 90 days after being notified of the analytical results that caused an exceedance of the OEL for TTHM for DBP2 at Site 1, in violation of 30 TEX. ADMIN. CODE § 290.115(e)(2).
4. As evidenced by Finding of Fact No. 3, the Respondent failed to pay regulatory assessment fees for the TCEQ Public Utility Account regarding Certificate of Convenience and Necessity No. 11012, in violation of 30 TEX. ADMIN. CODE § 291.76 and TEX. WATER CODE § 5.702.
5. Pursuant to TEX. HEALTH & SAFETY CODE § 341.049(a), 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.
6. An administrative penalty in the amount of \$2,350 is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. HEALTH & SAFETY CODE § 341.049(b). The Respondent paid \$1,100 of the penalty. The TCEQ has determined that Conclusion of Law No. 2 of this Order qualifies for 100% deferral. Therefore, the remaining amount of \$1,250 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order and shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondent fails to timely and satisfactorily comply with any requirement contained in this Order, the Executive Director may demand payment of all or part of the conditionally deferred penalty.

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. 6 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: Ira Water Supply Corporation, Docket No. 2024-1490-PWS-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 undertake the following technical requirements:

- a. Within 30 days after the effective date of this Order:

- i. Conduct an operation evaluation and submit an operation evaluation report to the Executive Director, in accordance with 30 TEX. ADMIN. CODE § 290.115. The operation evaluation report shall be submitted to:

Drinking Water Standards Section
Water Supply Division, MC 155 (Attn: DBP)
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

- ii. Submit payment for all outstanding regulatory assessment fees for the TCEQ Public Utility Account concerning Certificate of Convenience and Necessity No. 11012 for calendar years 2021 through 2024. The payment, along with the associated Revenue and Regulatory Assessment Reports, shall be sent to the address listed in Ordering Provision No. 1.

- b. Within 45 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 No. 2.a.i. 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:

Drinking Water Special Functions Section Manager
Water Supply Division, MC 155
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711

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. 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



For the Executive Director

Date

07/16/2025

Date

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

I also understand that failure to comply with the Ordering Provisions, 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

6-13-25

Date

Trey Patrick

Name (Printed or typed)
Authorized Representative of
Ira Water Supply Corporation

President

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.