TCEQ Interoffice Memorandum

To: Mary Smith, General Counsel

Thru: Megan Hamilton, Assistant Deputy Director
Enforcement Division

From: Michael Parrish, Agenda Special Assistant
Enforcement Division

Date: October 5, 2026

Subject: **Supplemental Information**
October 7, 2026, Commission Agenda
Item No. 47 – City of Chico
Docket No. 2025-0502-MWD-E

Enclosed please find the following:

Agreed Order:

- Attachment A: Supplemental Environment Project – At the request of the Respondent, the Project and Estimated Cost Schedule has been changed. This Attachment A is meant to replace the previous Attachment A.

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

cc: Eli Martinez, Interim Public Interest Counsel
Melissa Schmidt, Office of Public Interest Counsel
Gill Valls, Office of General Counsel
Katherine McKenzie, Agenda Coordinator, Litigation Division
Amy Settemeyer, Deputy Director, Enforcement Division
Megan Hamilton, Assistant Deputy Director, Enforcement Division
Michael Parrish, Agenda Special Assistant, Enforcement Division
Melissa Cordell, Special Assistant, Office of Compliance and Enforcement
Jess Robinson, Senior Attorney, Litigation Division
Adena Crider, SEP Program Work Leader, Litigation Division

Attachment A

Docket Number: 2025-0502-MWD-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	City of Chico
Penalty Amount:	$133,687
SEP Offset Amount:	$133,687
Type of SEP:	Compliance
Project Name:	*Facility Improvements*
Location of SEP:	Wise 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 remove, clean, and properly dispose of debris from the following Facility locations: the headworks, reclamation tank, pond lift station, and onsite lift station. Additionally, the contractor will remove the faulty waste-line valve and replace the following equipment: the onsite sludge pump and valves, the pond lift station pumps, and the onsite lift station pumps. Specifically, the SEP Offset Amount shall be used for the materials, supplies, and equipment required to clean and dispose of debris at the above-referenced Facility locations, replace the pumps, and remove the faulty waste-line valve (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 preventing wastewater discharges and improving the quality of effluent released into the environment. Wastewater discharges 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**
Cleaning and Disposal of Debris from Above-Referenced Facility Locations	$35,000
Sludge Pump, Valves, Connections, and Waste-Line Valve Removal	$82,475
Pond and Onsite Lift Station Pumps	$25,000
Total	**$142,475**

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.

TCEQ Interoffice Memorandum

To: Mary Smith, General Counsel

Thru: MH Megan Hamilton, Assistant Deputy Director
Enforcement Division

From: MP Michael Parrish, Agenda Special Assistant
Enforcement Division

Date: September 28, 2026

Subject: **Supplemental Information**
October 7, 2026, Commission Agenda
Item No. 47 – City of Chico
Docket No. 2025-0502-MWD-E

Enclosed please find the following:

Agreed Order:

- Attachment A: Supplemental Environment Project.

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

cc: Eli Martinez, Interim Public Interest Counsel
Melissa Schmidt, Office of Public Interest Counsel
Gill Valls, Office of General Counsel
Katherine McKenzie, Agenda Coordinator, Litigation Division
Amy Settemeyer, Deputy Director, Enforcement Division
Megan Hamilton, Assistant Deputy Director, Enforcement Division
Michael Parrish, Agenda Special Assistant, Enforcement Division
Melissa Cordell, Special Assistant, Office of Compliance and Enforcement

Attachment A

Docket Number: 2025-0502-MWD-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	City of Chico
Penalty Amount:	$133,687
SEP Offset Amount:	$133,687
Type of SEP:	Compliance
Project Name:	*Facility Improvements*
Location of SEP:	Wise 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 drain and clean the reclamation tank and repair the sludge drawdown system at the Facility. Specifically, the SEP Offset Amount shall be used for materials, supplies, and equipment for draining and cleaning the reclamation tank and repairs to sludge drawdown system (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 preventing wastewater discharges and improving the quality of effluent released into the environment. Wastewater discharges 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**
Reclamation Tank Cleaning and Sludge Drawdown System Repairs	$134,000
Total	**$134,000**

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.

Executive Summary – Enforcement Matter – Case No. 58624
City of Chico
RN102833845
Docket No. 2025-0502-MWD-E

Order Type:
Findings Agreed Order
Findings Order Justification:
A violation of a commission issued enforcement order or court order.
Media:
MWD
Small Business:
No
Location(s) Where Violation(s) Occurred:
City of Chico WWTF, 237 Private Road 1453, Chico, Wise 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: August 21, 2026
Comments Received: No

Penalty Information

Total Penalty Assessed: $133,687
Amount Deferred for Expedited Settlement: $0
Total Paid to General Revenue: $0
Total Due to General Revenue: $0
Payment Plan: N/A
Supplemental Environmental Project ("SEP") Conditional Offset: $133,687
Name of SEP: Facility Improvements (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: June 27, 2024
Date(s) of NOE(s): December 16, 2024

Executive Summary – Enforcement Matter – Case No. 58624
City of Chico
RN102833845
Docket No. 2025-0502-MWD-E

Violation Information

1. Did not comply with permitted effluent limitations for ammonia nitrogen, total suspended solids, total residual chlorine, carbonaceous biochemical oxygen demand (5-day), *Escherichia coli*, dissolved oxygen, and flow [30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010023001, Effluent Limitations and Monitoring Requirements Nos. 1, 2, and 6, and Agreed Order Docket No. 2019-1712-MWD-E, Ordering Provision No. 2].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

N/A

Technical Requirements:

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

2. The Order will also require the Respondent to, within 130 days, submit written certification of compliance with the effluent limitations of TPDES Permit No. WQ0010023001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current self-reported discharge monitoring reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations

Contact Information

TCEQ Attorney: N/A
TCEQ Enforcement Coordinator: Kadrienn Woodard, Enforcement Division, Enforcement Backlog Team, MC R-12, (713) 767-3602; Michael Parrish, Enforcement Division, MC R-12, (512) 239-2548
TCEQ SEP Coordinator: Adena Crider, SEP Coordinator, Litigation Division, MC 175, (512) 239-0648
Respondent: R.L. Skip McGuire, Mayor, City of Chico, P.O. Box 37, Chico, Texas 76431-0037
Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW)

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

DATES						
	Assigned	16-Dec-2024				
	PCW	28-Apr-2026	**Screening**	19-Dec-2024	**EPA Due**	

RESPONDENT/FACILITY INFORMATION

Respondent	City of Chico		
Reg. Ent. Ref. No.	RN102833845		
Facility/Site Region	4-Dallas/Fort Worth	**Major/Minor Source**	Minor

CASE INFORMATION

Enf./Case ID No.	58624	**No. of Violations**	2
Docket No.	2025-0502-MWD-E	**Order Type**	Findings
Media Program(s)	Water Quality	**Government/Non-Profit**	Yes
Multi-Media		**Enf. Coordinator**	Kadrienn Woodard
		EC's Team	Enforcement Team BB

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

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) — ***Subtotal 1*** **$86,250**

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History **55.0%** Adjustment — ***Subtotals 2, 3, & 7*** **$47,437**

Notes: Enhancement for ten months of self-reported effluent violations and one NOV with 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*** **$0**

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

Total EB Amounts	$7,801
Estimated Cost of Compliance	$25,000

**Capped at the Total EB $ Amount*

SUM OF SUBTOTALS 1-7 — ***Final Subtotal*** **$133,687**

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

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount **$133,687**

STATUTORY LIMIT ADJUSTMENT — ***Final Assessed Penalty*** **$133,687**

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 **$133,687**

Screening Date	19-Dec-2024	**Docket No.** 2025-0502-MWD-E	**PCW**
Respondent	City of Chico		*Policy Revision 5 (January 28, 2021)*
Case ID No.	58624		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN102833845		
Media	Water Quality		
Enf. Coordinator	Kadrienn Woodard		

Compliance History Worksheet

>> Compliance History *Site* Enhancement (Subtotal 2)

Component	Number of...	Number	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (*number of NOVs meeting criteria*)	11	55%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (*number of orders meeting criteria*)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (*number of judgments or consent decrees meeting criteria*)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (*number of counts*)	0	0%
Emissions	Chronic excessive emissions events (*number of events*)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 *(number of audits for which notices were submitted)*	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (*number of audits for which violations were disclosed*)	0	0%
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 55%

>> 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 ten months of self-reported effluent violations and one NOV with same/similar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 55%

>> Final Compliance History Adjustment

Final Adjustment Percentage ****capped at 100%*** 55%

Screening Date	19-Dec-2024	**Docket No.** 2025-0502-MWD-E	**PCW**
Respondent	City of Chico		*Policy Revision 5 (January 28, 2021)*
Case ID No.	58624		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN102833845		
Media	Water Quality		
Enf. Coordinator	Kadrienn Woodard		

Violation Number	1
Rule Cite(s)	30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010023001, Effluent Limitations and Monitoring Requirements Nos. 1, 2, and 6, and TCEQ Agreed Order Docket No. 2019-1712-MWD-E, Ordering Provision No. 2
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

Release	**Harm** Major	Moderate	Minor
Actual			X
Potential			

Percent 15.0%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes: Biochemical oxygen demand (5-day) and ammonia nitrogen were evaluated to determine whether the discharged amounts of pollutants exceeded protective levels. *Escherichia coli* , dissolved oxygen, total chlorine residual, and total suspended solids were 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: 3 — 184 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	x
annual	
single event	

Violation Base Penalty $11,250

Three seminannual events are recommended for the periods from the effective date of TCEQ Order Docket No. 2019-1712-MWD-E (August 4, 2020) containing August, October, November, and December 2020; January 2021; and September, and October 2022; and August, September, and October 2023; and February, March, April, and May 2024.

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 $11,250

Economic Benefit (EB) for this violation

Estimated EB Amount $7,801

Statutory Limit Test

Violation Final Penalty Total $17,438

This violation Final Assessed Penalty (adjusted for limits) $17,438

Economic Benefit Worksheet

Respondent City of Chico
Case ID No. 58624
Reg. Ent. Reference No. RN102833845
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)	$25,000	4-Aug-2020	30-Oct-2026	6.24	$7,801	n/a	$7,801
Notes for DELAYED costs	Estimated other 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 effective date of the TCEQ Order Docket 2019-1712-MWD-E, and the Final Date is the estimated date of compliance.						
Avoided Costs	ANNUALIZE avoided costs before entering item (except for one-time avoided costs)						
Disposal				0.00	$0	$0	$0
Personnel				0.00	$0	$0	$0
Inspection/Reporting/Sampling				0.00	$0	$0	$0
Supplies/Equipment				0.00	$0	$0	$0
Financial Assurance				0.00	$0	$0	$0
ONE-TIME avoided costs				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Notes for AVOIDED costs							

Approx. Cost of Compliance $25,000

TOTAL $7,801

Screening Date	19-Dec-2024	**Docket No.** 2025-0502-MWD-E	**PCW**
Respondent	City of Chico		*Policy Revision 5 (January 28, 2021)*
Case ID No.	58624		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN102833845		
Media	Water Quality		
Enf. Coordinator	Kadrienn Woodard		

Violation Number 2

Rule Cite(s) 30 Tex. Admin. Code § 305.125(1), Tex. Water Code § 26.121(a)(1), TPDES Permit No. WQ0010023001, Effluent Limitations and Monitoring Requirements Nos. 1, 2, and 6, and TCEQ Agreed Order Docket No. 2019-1712-MWD-E, Ordering Provision No. 2

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

Release	Harm Major	Moderate	Minor
Actual	X		
Potential			

Percent 50.0%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes: Biochemical oxygen demand (5-day) and ammonia nitrogen were evaluated to determine whether the discharged amounts of pollutants exceeded protective levels. *Escherichia coli* , dissolved oxygen, flow, total chlorine residual, and total suspended solids were also considered. 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 $12,500

$12,500

Violation Events

Number of Violation Events 6 — 671 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	x
annual	
single event	

Violation Base Penalty $75,000

Six semiannual events are recommended for the periods after the effective date of TCEQ Order Docket No. 2019-1712-MWD-E (August 4, 2020) containing March, April, May, July, October, November, and December 2021; January, February, March, April, June, November, and December 2022; and January, March, April, May, June, July, August, November, and December 2023.

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 $75,000

Economic Benefit (EB) for this violation

Estimated EB Amount $0

Statutory Limit Test

Violation Final Penalty Total $116,250

This violation Final Assessed Penalty (adjusted for limits) $116,250

Economic Benefit Worksheet

Respondent City of Chico
Case ID No. 58624
Reg. Ent. Reference No. RN102833845
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 Chico TPDES Permit No. WQ0010023001 Case No. 58624 Docket No. 2025-0502-MWD-E								
Effluent Violation Table No. 1								
	Ammonia Nitrogen Daily Avg. Conc.	Ammonia Nitrogen Single Grab Conc.	Ammonia Nitrogen Daily Avg. Loading	TSS Daily Avg. Conc.	TSS Single Grab Conc.	TSS Daily Avg. Loading	Total Residual Chlorine Monthly Max. Conc.	Total Chlorine Residual Monthly Min. Conc.
Monitoring Period	Limit = 5 mg/L	Limit = 15 mg/L	Limit = 6.3 lbs/day	Limit = 20 mg/L	Limit = 65 mg/L	Limit = 25 lbs/day	Limit = 4.0 mg/L	Limit = 1.0 mg/L
August 2020	5.24	c	c	c	c	c	c	c
October 2020	7.22	15.7	8.77	c	c	c	c	c
November 2020	9.41	18.2	8	25.25	c	c	c	c
December 2020	5.45	c	c	c	c	c	c	c
January 2021	7.98	97	c	41.48	97	31.45	c	c
February 2021	10.55	17	9.54	c	c	c	c	c
March 2021	33.54	53	30.99	c	c	c	c	c
April 2021	32.72	38.9	30.364	24.33	c	c	c	c
May 2021	25.95	42	23.16	26.65	c	c	c	c
June 2021	16.23	30.7	10.06	25.58	c	c	c	0.5
July 2021	20.79	44.8	8.81	64.6	226	26.09	c	0.6
August 2021	16.74	27.6	27.93	c	c	32.84	7.8	0.6

September 2021	16.53	27.6	c	c	c	c	c	c
October 2021	38.4	44	52.01	29.5	c	42.11	c	c
November 2021	40.78	53.2	18.02	35.75	c	c	c	c
December 2021	47.85	59.9	10.3	58.9	86	c	c	c
January 2022	43.25	45.8	36.43	97.4	122	95.8	c	c
February 2022	43.05	53.6	46.24	28.6	c	29.6	c	0.05
March 2022	43.76	53.3	26.06	c	c	c	5.8	c
April 2022	32.6	36.2	13.63	c	c	c	4.9	c
May 2022	10.52	20.4	6.71	c	c	c	4.3	c
June 2022	12.23	30.2	c	c	c	c	c	c
July 2022	10.43	18.2	c	c	c	c	5.0	c
August 2022	13.63	25.6	c	c	c	c	c	c
September 2022	14.88	28.5	c	c	c	c	c	c
October 2022	10.69	21.3	c	c	c	c	c	c
November 2022	34.8	47	15.3	c	c	c	c	c
December 2022	28.85	51.2	12.87	c	c	c	c	c
January 2023	29.14	44	15.94	c	c	c	c	c
February 2023	20.42	33.7	16.14	c	c	c	c	c
March 2023	45.08	61.7	31.6	c	c	c	c	c
April 2023	39.72	54.9	32.03	c	c	c	c	c
May 2023	40.68	57.1	21.2	c	c	c	c	c
June 2023	41.9	43.6	13.68	c	c	c	c	c
July 2023	26.32	25	9.9	c	c	c	c	c
August 2023	16.98	22.7	c	c	c	c	c	

September 2023	11.58	22.6	c	c	c	c	4.3	c
October 2023	19.45	30.1	c	c	c	c	c	c
November 2023	27.9	45.6	10	c	c	c	c	c
December 2023	27.3	32.7	11.8	c	c	c	c	c
January 2024	14.1	49.3	c	c	c	c	c	c
February 2024	7.34	21.6	c	34.2	78.6	c	4.3	c
March 2024	19.6	49.4	c	20.6	c	c	c	c
April 2024	21.5	32.9	7.4	c	c	c	c	c
May 2024	13.67	27.8	c	c	c	c	c	0.5

Avg. = average Conc. = concentration Min. = minimum TSS = total suspended solids
Max. = maximum mg/L = milligrams per liter lbs/day = pounds per day

Effluent Violation Table No. 2							
	CBOD (5 -day) Daily Avg. Conc.	CBOD (5-day) Single Grab Conc.	CBOD (5-day) Daily Avg. Loading	*E. coli* Daily Avg. Conc.	*E. coli* Single Grab Conc.	Dissolved Oxygen Monthly Min.	Flow Daily Avg.
Monitoring Period	Limit = 20 mg/L	Limit = 65 mg/L	Limit = 25 lbs/day	Limit = 126 CFU/100 ml	Limit = 399 CFU/100 ml	Limit = 4.0 mg/L	Limit = 0.15 MGD
January 2021	22.5	c	c	215	816	c	c
March 2021	c	c	c	258	980	c	c
April 2021	25.83	c	c	1,645	2,419	c	c
May 2021	31.23	c	29.05	2,419.6	2,419.6	c	0.157
June 2021	25.43	c	c	353.25	1410	c	c
July 2021	84	135	39.23	59,043.4	241,960	2.9	c
August 2021	c	c	32.84	c	c	2.8	c

September 2021	c	c	c	529.2	2420	c	c
October 2021	c	c	c	2,138.75	5794	c	c
November 2021	c	c	c	6,157.5	24,196	c	c
December 2021	36.3	69.3	c	195	2,420	c	c
January 2022	56	133	56.4	c	1,730	2.1	c
February 2022	29.5	c	30.7	c	2,420	3.3	c
March 2022	c	c	c	c	c	3.9	c
June 2022	c	c	c	c	1,550	c	c
December 2022	c	c	c	c	461	c	c
January 2023	c	c	c	c	1,730	c	c
February 2023	c	c	c	244	c	c	c
March 2023	c	c	c	c	548	c	c
August 2023	c	c	c	c	2,420	c	c

CBOD = carbonaceous biochemical oxygen demand (5-day) Avg. = average Conc. = concentration *E. coli* = *Escherichia coli* Min. = minimum mg/L = milligrams per liter lbs/day = pounds per day CFU/100 ml = colony forming units per 100 milliliters MGD = million gallons per day

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

Compliance History Report

Compliance History Report for CN600624639, RN102833845, Rating Year 2025 which includes Compliance History (CH) components from September 1, 2020, through August 31, 2025.

Customer, Respondent, or Owner/Operator: CN600624639, City of Chico **Classification:** SATISFACTORY **Rating:** 5.33

Regulated Entity: RN102833845, CITY OF CHICO **Classification:** SATISFACTORY **Rating:** 5.33

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

CH Group: 08 - Sewage Treatment Facilities

Location: 237 PRIVATE ROAD 1453 IN CHICO, TX 76431-1950, WISE COUNTY

TCEQ Region: REGION 04 - DFW METROPLEX

ID Number(s):

WASTEWATER PERMIT WQ0010023001 **WASTEWATER** AUTHORIZATION R10023001

WASTEWATER EPA ID TX0023787

Compliance History Period: September 01, 2020 to August 31, 2025 **Rating Year:** 2025 **Rating Date:** 09/01/2025

Date Compliance History Report Prepared: April 28, 2026

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: April 28, 2021 to April 28, 2026

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

Name: TCEQ Staff Member **Phone:** (512) 239-1000

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 26, 2023 (1903733)

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: 04/30/2025 (2078757)

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

2 Date: 05/31/2025 (2085852)

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

3 Date: 06/30/2025 (2092958)
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

4 Date: 07/01/2025 (2056096)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 317 317.4(b)(4)
Description: Failure to properly store screenings.
Self Report? NO Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
TX0023787 PERMIT
WQ0010023001 PERMIT
Description: Failure to prevent the unauthorized discharge of wastewater.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 317 317.6(b)(1)(D)
Description: Failure to maintain self-contained breathing apparatus.

5 Date: 07/31/2025 (2099537)
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: 08/31/2025 (2108955)
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: 09/30/2025 (2108956)
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: 10/31/2025 (2118166)
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

9 Date: 11/30/2025 (2125030)
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

10 Date: 12/31/2025 (2131641)
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

11 Date: 01/31/2026 (2139088)
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

F. Environmental audits:

G. Type of environmental management systems (EMSs):
N/A

H. Voluntary on-site compliance assessment dates:
N/A

I. Participation in a voluntary pollution reduction program:
N/A

J. Early compliance:
N/A

Sites Outside of Texas:
N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

IN THE MATTER OF AN	**§**	**BEFORE THE**
ENFORCEMENT ACTION	**§**	
CONCERNING	**§**	**TEXAS COMMISSION ON**
CITY OF CHICO	**§**	
RN102833845	**§**	**ENVIRONMENTAL QUALITY**

AGREED ORDER
DOCKET NO. 2025-0502-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 Chico (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 has 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 at 237 Private Road 1453 in Chico, Wise 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 June 27, 2024, an investigator documented that the Respondent did not comply with permitted effluent limitations, as shown in the effluent violation tables below:

Effluent Violation Table No. 1								
	Ammonia Nitrogen Daily Avg. Conc.	Ammonia Nitrogen Single Grab Conc.	Ammonia Nitrogen Daily Avg. Loading	TSS Daily Avg. Conc.	TSS Single Grab Conc.	TSS Daily Avg. Loading.	Total Residual Chlorine Monthly Max.	Total Chlorine Residual Monthly Min. Conc.
Monitoring Period	Limit = 5 mg/L	Limit = 15 mg/L	Limit = 6.3 lbs/day	Limit = 20 mg/L	Limit = 65 mg/L	Limit = 25 lbs/day	Limit = 4 mg/L	Limit = 1 mg/L
August 2020	5.24	c	c	c	c	c	c	c
October 2020	7.22	15.7	8.77	c	c	c	c	c
November 2020	9.41	18.2	8	25.25	c	c	c	c
December 2020	5.45	c	c	c	c	c	c	c
January 2021	7.98	97	c	41.48	97	31.45	c	c
February 2021	10.55	17	9.54	c	c	c	c	c
March 2021	33.54	53	30.99	c	c	c	c	c
April 2021	33.72	38.9	30.364	24.33	c	c	c	c
May 2021	25.95	42	23.16	26.65	c	c	c	c
June 2021	16.23	30.7	10.06	25.58	c	c	c	0.5
July 2021	20.79	44.8	8.81	64.6	226	26.09	c	0.6
August 2021	16.74	27.6	27.93	c	c	34.84	7.8	0.6
September 2021	16.53	27.6	c	c	c	c	c	c
October 2021	38.4	44	52.01	29.5	c	42.11	c	c
November 2021	40.78	53.2	18.02	35.75	c	c	c	c
December 2021	47.85	59.9	10.3	58.9	86	c	c	c

January 2022	43.25	45.8	36.43	97.4	122	95.8	c	c
February 2022	43.05	53.6	46.24	28.6	c	29.6	c	0.05
March 2022	43.76	53.3	26.06	c	c	c	5.8	c
April 2022	32.6	36.2	13.63	c	c	c	4.9	c
May 2022	10.52	20.4	6.71	c	c	c	4.3	c
June 2022	12.23	30.2	c	c	c	c	c	c
July 2022	10.43	18.2	c	c	c	c	5.0	c
August 2022	13.63	25.6	c	c	c	c	c	c
September 2022	14.88	28.5	c	c	c	c	c	c
October 2022	10.69	21.3	c	c	c	c	c	c
November 2022	34.8	47	15.3	c	c	c	c	c
December 2022	28.85	51.2	12.87	c	c	c	c	c
January 2023	29.14	44	15.94	c	c	c	c	c
February 2023	20.42	33.7	16.14	c	c	c	c	c
March 2023	45.08	61.7	31.6	c	c	c	c	c
April 2023	39.72	54.9	32.03	c	c	c	c	c
May 2023	40.68	57.1	21.2	c	c	c	c	c
June 2023	41.90	43.6	13.68	c	c	c	c	c
July 2023	26.32	25	9.9	c	c	c	c	c
August 2023	16.98	22.7	c	c	c	c	c	
September 2023	11.58	22.6	c	c	c	c	4.3	c
October 2023	19.45	30.1	c	c	c	c	c	c

November 2023	27.90	45.6	10	c	c	c	c	c
December 2023	27.30	32.7	11.8	c	c	c	c	c
January 2024	14.10	49.3	c	c	c	c	c	c
February 2024	7.34	21.6	c	34.2	78.6	c	4.3	c
March 2024	19.60	49.4	c	20.6	c	c	c	c
April 2024	21.50	32.9	7.4	c	c	c	c	c
May 2024	13.67	27.8	c	c	c	c	c	0.5

Avg. = average Conc. = concentration Min. = minimum TSS = total suspended solids
Max. = maximum mg/L = milligrams per liter lbs/day = pounds per day

Effluent Violation Table No. 2							
	CBOD (5 -day) Daily Avg. Conc.	CBOD (5-day) Single Grab Conc.	CBOD (5-day) Daily Avg. Loading	*E. coli* Daily Avg. Conc.	*E. coli* Single Grab Conc.	Dissolved Oxygen Monthly Min.	Flow Daily Avg.
Monitoring Period	Limit = 20 mg/L	Limit = 65 mg/L	Limit = 25 lbs/day	Limit = 126 CFU/100 ml	Limit = 399 CFU/100 ml	Limit = 4.0 mg/L	Limit = 0.15 MGD
January 2021	22.5	c	c	215	816	c	c
March 2021	c	c	c	258	980	c	c
April 2021	25.83	c	c	1,645	2,419	c	c
May 2021	31.23	c	29.05	2,419.6	2,419.6	c	0.157
June 2021	25.43	c	c	353.25	1410	c	c
July 2021	84	135	39.23	59,043.4	241,960	2.9	c
August 2021	c	c	32.84	c	c	2.8	c
September 2021	c	c	c	529.2	2420	c	c
October 2021	c	c	c	2,138.75	5794	c	c
November 2021	c	c	c	6,157.5	24,196	c	c
December 2021	36.3	69.3	c	195	2,420	c	c
January 2022	56	133	56.4	c	1,730	2.1	c
February 2022	29.5	c	30.7	c	2,420	3.3	c
March 2022	c	c	c	c	c	3.9	c
June 2022	c	c	c	c	1,550	c	c
December 2022	c	c	c	c	461	c	c

January 2023	c	c	c	c	1,730	c	c
February 2023	c	c	c	244	c	c	c
March 2023	c	c	c	c	548	c	c
August 2023	c	c	c	c	2,420	c	c

CBOD = carbonaceous biochemical oxygen demand (5-day) Avg. = average Conc. = concentration *E. coli* = *Escherichia coli* Min. = minimum mg/L = milligrams per liter lbs/day = pounds per day CFU/100 ml = colony forming units per 100 milliliters MGD = million gallons per day

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. WATER CODE ch. 26 and the rules of the TCEQ.

2. As evidenced by Finding of Fact No. 2, the Respondent did not comply with permitted effluent limitations, in violation of 30 TEX. ADMIN. CODE § 305.125(1), TEX. WATER CODE § 26.121(a)(1), Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0010023001, Effluent Limitations and Monitoring Requirements Nos. 1, 2, and 6, and Agreed Order Docket No. 2019-1712-MWD-E, Ordering Provision No. 2.

3. 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.

4. An administrative penalty in the amount of $133,687 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, $133,687 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 Chico, Docket No. 2025-0502-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 Conclusion of Law No. 4. The amount of $133,687 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. The Respondent shall, within 130 days after the effective date of this Order, submit written certification of compliance with the effluent limitations of TPDES Permit No. WQ0010023001, including specific corrective actions that were implemented at the Facility to achieve compliance and copies of the most current self-reported discharge monitoring reports, demonstrating at least three consecutive months of compliance with all permitted effluent limitations. The certification shall be signed by the Respondent and shall include the following certification language:

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

The certification shall be submitted to:

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

with a copy to:

Water Section Manager
Dallas/Fort Worth Regional Office
Texas Commission on Environmental Quality
2309 Gravel Drive
Fort Worth, Texas 76118-6951

4. All relief not expressly granted in this Order is denied.

5. 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.

6. 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.

7. 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.

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

9. 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.

10. 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.

11. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission	Date
Kristin Mello-Jurack	08/23/2026
For the Executive Director	Date

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

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

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

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

R.L. Skip McGuire	30 JULY 2026
Signature	Date
R.L. SKIP MCGUIRE	MAYOR, CITY OF CHICO
Name (Printed or typed) Authorized Representative of City of Chico	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.