Executive Summary – Enforcement Matter – Case No. 69040
Seyr Odessa LLC
RN111134318
Docket No. 2026-0221-PWS-E

Order Type:
Findings Agreed Order
Findings Order Justification:
People or environmental receptors have been exposed to pollutants which exceed levels that are protective.
Media:
PWS
Small Business:
Yes
Location(s) Where Violation(s) Occurred:
Family Dollar Andrews HWY, 6723 Andrews Highway near Odessa, Ector County
Type of Operation:
Public water supply
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: June 19, 2026
Comments Received: No

Penalty Information

Total Penalty Assessed: $3,595
Total Paid to General Revenue: $3,595
Total Due to General Revenue: $0
Payment Plan: N/A
Compliance History Classifications:
Person/CN - N/A
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: January 19, 2026 through February 6, 2026
Date(s) of NOE(s): February 6, 2026

Violation Information

1. Failed to comply with the acute maximum contaminant level ("MCL") of 10 milligrams per liter for nitrate [30 TEX. ADMIN. CODE § 290.106(f)(2) and TEX. HEALTH & SAFETY CODE § 341.031(a)].

2. Failed to collect and report the results of routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) at the required sampling sites to the Executive Director ("ED") [30 TEX. ADMIN. CODE § 290.109(d)(2)(F), (f), and (g)(4)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

N/A

Technical Requirements:

The Order will require the Respondent to:

a. Within 30 days:

i. Implement improvements to the Facility's process procedures, guidance, training and/or oversight to ensure that future routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) are collected by the Facility's personnel, analyzed, and the results reported to the ED within the first ten days following the month in which the result is received by the Facility, or the first ten days following the end of the required monitoring period, whichever is first; and

ii. Collect the required number of total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) samples, have the samples analyzed, and report the results to the ED within the first ten days following the month in which the results are received by the Facility, or the first ten days following the end of the required monitoring period, whichever is first. This provision will be satisfied upon the timely delivery of all total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) sampling results to the ED for one compliant monthly monitoring period.

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

c. Within 75 days, submit written certification to demonstrate compliance with a.ii.

d. Within 90 days, begin complying with the acute MCL for nitrate. This provision will be satisfied upon two quarters of compliant monitoring and reporting.

e. Within 285 days, submit written certification to demonstrate compliance with d.

Executive Summary – Enforcement Matter – Case No. 69040
Seyr Odessa LLC
RN111134318
Docket No. 2026-0221-PWS-E

Contact Information

TCEQ Attorney: N/A
TCEQ Enforcement Coordinator: Tessa Bond, Enforcement Division, Enforcement Team 4, MC 225, (512) 239-1269; Michael Parrish, Enforcement Division, MC R-12, (512) 239-2548
Respondent: Marc Seymour, Managing Member, Seyr Odessa LLC, 3471 Main Highway, Apartment 622, Miami, Florida 33133-5930
Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW)

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

DATES						
Assigned	9-Feb-2026					
PCW	26-Feb-2026	**Screening**	9-Feb-2026	**EPA Due**	31-Mar-2026	

RESPONDENT/FACILITY INFORMATION			
Respondent	Seyr Odessa LLC		
Reg. Ent. Ref. No.	RN111134318		
Facility/Site Region	7-Midland	**Major/Minor Source**	Minor

CASE INFORMATION			
Enf./Case ID No.	69040	**No. of Violations**	2
Docket No.	2026-0221-PWS-E	**Order Type**	Findings
Media Program(s)	Public Water Supply	**Government/Non-Profit**	No
Multi-Media		**Enf. Coordinator**	Tessa Bond
		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*** **$3,250**

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*** **$325**

Notes: Enhancement for two NOVs with the same/similar violations.

Culpability No **0.0%** Enhancement — ***Subtotal 4*** **$0**

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments — ***Subtotal 5*** **$0**

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

Total EB Amounts $5,317
Estimated Cost of Compliance $40,120

**Capped at the Total EB $ Amount*

SUM OF SUBTOTALS 1-7 — ***Final Subtotal*** **$3,575**

OTHER FACTORS AS JUSTICE MAY REQUIRE **0.6%** — ***Adjustment*** **$20**

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes: Enhancement to capture the avoided costs of compliance for Violation No. 2.

Final Penalty Amount **$3,595**

STATUTORY LIMIT ADJUSTMENT — ***Final Assessed Penalty*** **$3,595**

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 **$3,595**

Screening Date	9-Feb-2026	**Docket No.** 2026-0221-PWS-E	**PCW**
Respondent	Seyr Odessa LLC		*Policy Revision 5 (January 28, 2021)*
Case ID No.	69040		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN111134318		
Media	Public Water Supply		
Enf. Coordinator	Tessa Bond		

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*)	2	10%
	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) 10%

>> Repeat Violator (Subtotal 3)

N/A ***Adjustment Percentage (Subtotal 3)*** 0%

>> Compliance History Person Classification (Subtotal 7)

N/A ***Adjustment Percentage (Subtotal 7)*** 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for two NOVs with the same/similar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 10%

>> Final Compliance History Adjustment

Final Adjustment Percentage ****capped at 100%*** 10%

Screening Date	9-Feb-2026	**Docket No.** 2026-0221-PWS-E	**PCW**
Respondent	Seyr Odessa LLC		*Policy Revision 5 (January 28, 2021)*
Case ID No.	69040		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN111134318		
Media	Public Water Supply		
Enf. Coordinator	Tessa Bond		

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code § 290.106(f)(2) and Tex. Health & Safety Code § 341.031(a)

Violation Description Failed to comply with the acute maximum contaminant level ("MCL") of 10 milligrams per liter ("mg/L") for nitrate. Specifically, the average concentration of the original and the confirmation sample for nitrate was 22 mg/L for the fourth quarter of 2025.

Base Penalty $5,000

>> 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: Exceeding the acute MCL for nitrate caused the persons served by the Facility to be exposed to contaminants which exceed levels protective of human health.

Adjustment $2,500

$2,500

Violation Events

Number of Violation Events: 1 — 91 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty $2,500

One quarterly event is recommended.

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 $2,500

Economic Benefit (EB) for this violation

Estimated EB Amount $5,293

Statutory Limit Test

Violation Final Penalty Total $2,765

This violation Final Assessed Penalty (adjusted for limits) $2,765

Economic Benefit Worksheet

Respondent Seyr Odessa LLC
Case ID No. 69040
Reg. Ent. Reference No. RN111134318
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
Delayed Costs							
Equipment				0.00	$0	$0	$0
Buildings				0.00	$0	$0	$0
Other (as needed)	$40,000	31-Dec-2025	21-Nov-2027	1.89	$252	$5,041	$5,293
Engineering/Construction				0.00	$0	$0	$0
Land				0.00	$0	n/a	$0
Record Keeping System				0.00	$0	n/a	$0
Training/Sampling				0.00	$0	n/a	$0
Remediation/Disposal				0.00	$0	n/a	$0
Permit Costs				0.00	$0	n/a	$0
Other (as needed)				0.00	$0	n/a	$0
Notes for DELAYED costs	The delayed cost includes the estimated amount to investigate, identify, and implement the necessary corrective actions to return to compliance with the acute MCL for nitrate, calculated from the last day of the noncompliant monitoring period to the estimated date of compliance.						
Avoided Costs	**ANNUALIZE avoided costs before entering item (except for one-time avoided costs)**						
Disposal				0.00	$0	$0	$0
Personnel				0.00	$0	$0	$0
Inspection/Reporting/Sampling				0.00	$0	$0	$0
Supplies/Equipment				0.00	$0	$0	$0
Financial Assurance				0.00	$0	$0	$0
ONE-TIME avoided costs				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Notes for AVOIDED costs							
Approx. Cost of Compliance	$40,000				TOTAL	$5,293	

Screening Date	9-Feb-2026	**Docket No.** 2026-0221-PWS-E	**PCW**
Respondent	Seyr Odessa LLC		*Policy Revision 5 (January 28, 2021)*
Case ID No.	69040		*PCW Revision February 11, 2021*
Reg. Ent. Reference No.	RN111134318		
Media	Public Water Supply		
Enf. Coordinator	Tessa Bond		

Violation Number 2

Rule Cite(s) 30 Tex. Admin. Code § 290.109(d)(2)(F), (f), and (g)(4)

Violation Description Failed to collect and report the results of routine monitoring samples for total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) at the required sampling sites to the Executive Director for the November 2025 monitoring period.

Base Penalty $5,000

>> Environmental, Property and Human Health Matrix

OR	**Release**	**Harm** Major	Moderate	Minor
	Actual			
	Potential	x		

Percent 15.0%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes: Failure to collect and report routine monitoring sampling for total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) could expose persons served by the Facility to undetected contaminants which would exceed levels protective of human health.

Adjustment $4,250

$750

Violation Events

Number of Violation Events 1 — 29 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty $750

One single event is recommended.

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 $750

Economic Benefit (EB) for this violation

Estimated EB Amount $24

Statutory Limit Test

Violation Final Penalty Total $830

This violation Final Assessed Penalty (adjusted for limits) $830

Economic Benefit Worksheet

Respondent Seyr Odessa LLC
Case ID No. 69040
Reg. Ent. Reference No. RN111134318
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	$100	19-Jan-2026	22-Oct-2026	0.76	$4	n/a	$4
Remediation/Disposal				0.00	$0	n/a	$0
Permit Costs				0.00	$0	n/a	$0
Other (as needed)				0.00	$0	n/a	$0
Notes for DELAYED costs	The delayed cost includes the estimated amount to implement improvements to the Facility's process procedures, guidance, training, and/or oversight to ensure that future routine monitoring samples for total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) are collected by the Facility's personnel, analyzed, and the results reported to the Executive Director, calculated from the date of the record review 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	$20	19-Jan-2026	9-Feb-2026	0.06	$0	$20	$20
Other (as needed)				0.00	$0	$0	$0
Notes for AVOIDED costs	The avoided cost includes the estimated amount to collect and have analyzed the required total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) samples ($20 per sample x one required sample x one monitoring period), calculated from the date of the record review to the screening date.						

Approx. Cost of Compliance $120

TOTAL $24

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 CN606422269, RN111134318, Rating Year 2025 which includes Compliance History (CH) components from September 1, 2020, through August 31, 2025.

Customer, Respondent, or Owner/Operator: CN606422269, Seyr Odessa LLC **Classification:** NOT APPLICABLE **Rating:** N/A

Regulated Entity: RN111134318, FAMILY DOLLAR ANDREWS HWY **Classification:** NOT APPLICABLE **Rating:** N/A

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

CH Group: 14 - Other

Location: 6723 ANDREWS HIGHWAY NEAR ODESSA, ECTOR COUNTY, TEXAS

TCEQ Region: REGION 07 - MIDLAND

ID Number(s):
PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 0680245

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

Date Compliance History Report Prepared: April 15, 2026

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: April 15, 2021 to April 15, 2026

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

Name: Tessa Bond **Phone:** (512) 239-1269

Site and Owner/Operator History:

1) Has the site been in existence and/or operation for the full five-year compliance period? NO
2) Has there been a (known) change in ownership/operator of the site during the compliance period? YES
3) Who is the current owner/operator? Seyr Odessa LLC OWNER since 2/9/2021
4) Who was/were the prior owner(s)/operator(s)? Via Real Estate, LLC, OWNER, 11/17/2020 to 2/8/2021

Components (Multimedia) for the Site Are Listed in Sections A - J

A. Final Orders, court judgments, and consent decrees:
N/A

B. Criminal convictions:
N/A

C. Chronic excessive emissions events:
N/A

D. The approval dates of investigations (CCEDS Inv. Track. No.):

Item 1	May 06, 2022	(1796958)
Item 2	November 30, 2022	(1847546)
Item 3	February 24, 2023	(1847604)
Item 4	February 22, 2024	(1960630)
Item 5	September 23, 2024	(2003419)
Item 6	July 22, 2025	(2077349)
Item 7	March 26, 2026	(2130785)

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: 12/22/2025 (2123859)
Self Report? NO Classification: Major
Citation: 30 TAC Chapter 290, SubChapter F 290.106(f)(2)
Description: NO3 AMCL 4Q2025 - PWS exceeded the MCL of 10 mg/L for NO3 (as nitrogen) with a sample result of 22.2 mg/L collected on 12/11/2025 and a confirmation sample result of 21.3 mg/L collected on 12/17/2025. ETT Point Value = 10

2 Date: 01/13/2026 (2123859)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 290, SubChapter F 290.109(d)(2)(F)
30 TAC Chapter 290, SubChapter F 290.109(f)
30 TAC Chapter 290, SubChapter F 290.109(g)(4)
Description: RTCR Routine MR Violation 11/2025 - Failure to collect and/or submit all routine monitoring sample(s) within the required timeline. ETT Point Value = 1

F. Environmental audits:
N/A

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

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

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

J. Early compliance:
N/A

Sites Outside of Texas:
N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

IN THE MATTER OF AN	**§**	**BEFORE THE**
ENFORCEMENT ACTION	**§**	
CONCERNING	**§**	**TEXAS COMMISSION ON**
SEYR ODESSA LLC	**§**	
RN111134318	**§**	**ENVIRONMENTAL QUALITY**

AGREED ORDER
DOCKET NO. 2026-0221-PWS-E

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Seyr Odessa LLC (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 341. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent 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 public water supply located at 6723 Andrews Highway near Odessa, Ector County, Texas (the "Facility"). The Facility provides water for human consumption, has one service connection, 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 January 19, 2026 through February 6, 2026, an investigator documented that:

   a. The average concentration of the original and the confirmation sample for nitrate was 22 milligrams per liter ("mg/L") for the fourth quarter of 2025; and

   b. The results of routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) at the required sampling sites were not collected and provided to the Executive Director for the November 2025 monitoring period.

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 and the rules of the TCEQ.

2. As evidenced by Finding of Fact No. 2.a, the Respondent failed to comply with the acute maximum contaminant level ("MCL") of 10 mg/L for nitrate, in violation of 30 TEX. ADMIN. CODE § 290.106(f)(2) and TEX. HEALTH & SAFETY CODE § 341.031(a).

3. As evidenced by Finding of Fact No. 2.b, the Respondent failed to collect and report the results of routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) at the required sampling sites to the Executive Director, in violation of 30 TEX. ADMIN. CODE § 290.109(d)(2)(F), (f), and (g)(4).

4. 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.

5. An administrative penalty in the amount of $3,595 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 the $3,595 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. 5 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: Seyr Odessa LLC, Docket No. 2026-0221-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. Implement improvements to the Facility's process procedures, guidance, training and/or oversight to ensure that future routine monitoring samples for total coliform, fecal coliform, *Escherichia coli* (or other approved fecal indicator) are collected by the Facility's personnel,

analyzed, and the results reported to the Executive Director within the first ten days following the month in which the result is received by the Facility, or the first ten days following the end of the required monitoring period, whichever is first, in accordance 30 TEX. ADMIN. CODE § 290.109; and

ii. Collect the required number of total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) samples, have the samples analyzed, and report the results to the Executive Director within the first ten days following the month in which the results are received by the Facility, or the first ten days following the end of the required monitoring period, whichever is first, in accordance with 30 TEX. ADMIN. CODE § 290.109. This provision will be satisfied upon the timely delivery of all total coliform, fecal coliform, Escherichia coli (or other approved fecal indicator) sampling results to the Executive Director for one compliant monthly monitoring period. The sampling results shall be submitted by mail or electronic mail:

Water Supply Division, RTCR, MC-155
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087
Email: TCRDATA@tceq.texas.gov

b. Within 45 days after the effective date of this Order, submit written certification in accordance with Ordering Provision No. 2.e below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.a.i.

c. Within 75 days after the effective date of this Order, submit written certification in accordance with Ordering Provision No. 2.e below, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.a.ii.

d. Within 90 days after the effective date of this Order, begin complying with the acute MCL for nitrate, in accordance with 30 TEX. ADMIN. CODE § 290.106. This provision will be satisfied upon two quarters of compliant monitoring and reporting.

e. Within 285 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.d. 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 78711-3087

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	Date
Kristie Mello-Jurack	07/03/2026
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.

Marc Seyr	5/26/26
Signature	Date
Marc Seymar	MANAGING MEMBER
Name (Printed or typed) Authorized Representative of Seyr Odessa LLC	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.