

From: [OCE](#)
To: [Rebekah Stanush](#)
Subject: FW: Re: Trinity River Authority of Texas - Additional Information Requested by
Date: Monday, July 6, 2020 3:31:27 PM
Attachments: [TCEQ - Ramiro Garcia.pdf](#)
[image001.png](#)

From: Randy Ammons <randy.ammons@tceq.texas.gov>
Sent: Monday, July 6, 2020 2:57 PM
To: harringtons@trinityra.org
Cc: OCE <OCE@tceq.texas.gov>; David Galindo <david.galindo@tceq.texas.gov>; Erika Crespo <Erika.Crespo@tceq.texas.gov>; Yvonna Miramontes <yvonna.miramontes@tceq.texas.gov>
Subject: Re: Trinity River Authority of Texas - Additional Information Requested by

Good afternoon Ms. Harrington:

This is in response to your email dated June 30, 2020 and attached letter dated June 23, 2020, requesting enforcement discretion. The TCEQ is exercising enforcement discretion on a case by case base for regulated entities due to the COVID-19 pandemic. This correspondence will serve as approval of enforcement discretion as detailed in your letter, except for the two situations mentioned below where additional information is needed:

1. The City of Irving's request for Twin Peaks (pages 27 – 28). The oil and grease exceedance occurred on January 29, 2020;
When did the City of Irving become aware of the noncompliance?
Was Twin Peaks published for SNC as a result of this exceedance?
2. The City of Mansfield's request for AFT Industries (pages 34-35)
When was the sample that detected the exceedance collected?
When did the City of Mansfield become aware of the exceedance? (Resampling should have been conducted within 30 days of the City becoming aware of the exceedance.)
Was AFT Industries published for SNC as a result of this exceedance?

Please let us know if we can be of any additional assistance.

Regards,

Randy J. Ammons, Director

North Central and West Texas Area

Texas Commission on Environmental Quality

From: Susie Harrington <harringtons@trinityra.org>

Sent: Tuesday, June 30, 2020 10:02 AM

To: molina.rudy@epa.gov; David Galindo <david.galindo@tceq.texas.gov>; Erika Crespo <Erika.Crespo@tceq.texas.gov>; Brent Candler <brent.candler@tceq.texas.gov>

Subject: Trinity River Authority of Texas - Additional Information Requested by TCEQ

Attached is the letter and attachments sent to Mr. Ramiro Garcia, Deputy Director of Compliance & Enforcement at TCEQ, regarding additional information requested by TCEQ from the June 3, 2020 conference call and June 12, 2020 email concerning the expected TPDES permit non-compliance of the Central Regional Wastewater System and the Ten Mile Creek Regional Wastewater System.

Susie Harrington

Administrative Assistant

Trinity River Authority of Texas/Northern Region

817-493-5158 / 817-465-0970 (Fax)





Northern Region Office

3110.615/3210.612

June 23, 2020

Mr. Ramiro Garcia
Deputy Director, Office of Compliance and Enforcement
Office of Compliance and Enforcement
Texas Commission on Environmental Quality
12100 Park 35 Circle
Austin, Texas 78711-3087

Re: Trinity River Authority of Texas
Central Regional Wastewater System (TPDES Permit No. WQ0010303001)
Ten Mile Creek Regional Wastewater System (TPDES Permit No. WQ0010984001)
Additional Information Requested by TCEQ from the June 3, 2020 Conference Call,
and June 12, 2020 TCEQ Email

Dear Mr. Garcia:

This letter is in response to the conference call between the Texas Commission on Environmental Quality (TCEQ) and the Trinity River Authority (TRA) on June 3, 2020 and the subsequent response from TCEQ received by TRA via email on June 12, 2020. This conference call was in regard to the TRA letter dated May 1, 2020 regarding, *Expected TPDES Permit Non-Compliance for Approved Pretreatment Program* for the Central Regional Wastewater System (CRWS) and the Ten Mile Creek Regional Wastewater System (TMCRRWS) approved pretreatment programs. The letter requested enforcement discretion for instances where noncompliance is unavoidable due to impacts from the COVID-19 Pandemic and it further identified how TRA would document noncompliance for the approved pretreatment program via a form.

As stated in the letter and discussed in the conference call, the TRA anticipated noncompliance issues with its approved pretreatment programs because of restrictions put in place by National, State and Local authorities due to the COVID-19 pandemic. These restrictions included social distancing, non-essential business closures, reduced staffing and quarantine restrictions at TRA, Contracting Parties (CP's) and Industrial Users (IU's). Please be advised the letter was written at a time of uncertainty in regard to the duration and how far reaching the impact of the pandemic would be on TRA's ability to maintain compliance. As explained in the conference call, the TRA has been able to maintain compliance with most of the *Contributing Industries and Pretreatment Requirement* section of the Texas Pollutant Discharge Elimination System (TPDES) permits for both pretreatment programs; however, certain areas of Program operation were impacted.

P.O. Box 240
Arlington, Texas 76004-0240
(817) 493-5100

During the conference call, the TCEQ requested more detailed information before making a determination on enforcement discretion in regard to the TRA approved pretreatment programs. TCEQ requested such details as a list of activities and/or requirements not accomplished and thorough explanations of how COVID -19 impacts would cause these activities and/or requirements to be unachievable. As explained in the conference call, TRA included in the May 1, 2020 letter a form TRA developed to document any noncompliance that occurred during the pandemic. The TRA and its CP's have documented specific details in regard to the noncompliant occurrences on these forms, which are included in Attachment 1, organized by Jurisdiction. The TRA is requesting enforcement discretion, from the TCEQ, for these specific occurrences at this time. A summary is below.

CRWS Pretreatment Program

1. City of Carrollton

- a. Six SIU inspections were not conducted by the City as outlined in the Approved Pretreatment Program; however, a modified inspection was conducted virtually due to social distancing restriction. TRA requests enforcement discretion from TCEQ in regard to the CRWS TPDES permit that requires independent verification of SIUs compliance through inspection.

2. City of Fort Worth

- a. SIU inspection was not conducted by the City as outlined in the Approved Pretreatment Program; however, a modified inspection was conducted virtually due to social distancing restriction. TRA requests enforcement discretion from TCEQ in regard to the CRWS TPDES permit that requires independent verification of SIUs compliance through inspection.

3. City of Grand Prairie

- a. One occurrence for permit required semi-annual sampling not conducted by the City due to a business closure. TRA requests enforcement discretion from TCEQ in regard to the CRWS TPDES permit that requires independent verification of SIUs compliance through sample activities.

4. City of Irving

- a. One occurrence in which a thirty-day resample could not be collected by the City due to a business closure. TRA requests enforcement discretion from TCEQ in regard to the CRWS TPDES permit that requires independent verification of SIUs compliance through sample activities.

- b. One occurrence in which the City is using enforcement discretion by not publishing one SIU as being in significant noncompliance (SNC) due to compliance data evaluation delays. The City was using the TRA lab, which was operating on reduced staffing due to quarantine and social distancing restrictions associated with TRA lab personnel. Reduced staff at the TRA resulted in delayed data reporting to the City. This delay prevented the City from notifying the SIU of noncompliance in the SNC quarter in a timely manner. With proper notification in the quarter, the SIU and/or City would have had the ability to collect more samples to verify if a SNC designation was warranted. TRA requests enforcement discretion from TCEQ for the following two requirements in the CRWS TPDES permit:
 - i. The permit requires TRA to enforce and obtain remedies for IU noncompliance with applicable pretreatment standards as outlined in the federal requirements and detailed in the approved pretreatment program.
 - ii. The permit requires the TRA to maintain adequate staffing and resources to carry out the elements of the approved pretreatment program.
5. City of Mansfield (Mansfield contracts with TRA to conduct Pretreatment services on their behalf)
- a. One occurrence in which a thirty-day resample could not be collected by TRA due to social distancing restriction. Sample location inside facility. TRA requests enforcement discretion from TCEQ in regard to the CRWS TPDES permit that requires independent verification of SIUs compliance through sample activities.
 - b. One occurrence in which a thirty-day resample was collected late by TRA due to TRA Pretreatment operating on reduced field technician sampling staff due to quarantine and social distancing restrictions associated with the TRA pretreatment personnel. TRA requests enforcement discretion from TCEQ for the following two requirements in the CRWS TPDES permit:
 - i. The permit requires independent verification of SIUs compliance through sample activities.
 - ii. The permit requires the TRA to maintain adequate staffing and resources to carry out the elements of the approved pretreatment program.
 - c. Eight SIU inspections were not conducted by TRA as outlined in the Approved Pretreatment Program; however, a modified inspection was conducted virtually due to social distancing restriction. TRA requests enforcement discretion from TCEQ in regard to the CRWS TPDES permit that requires independent verification of SIUs compliance through inspection.

6. City of Southlake (Southlake contracts with TRA to conduct Pretreatment services on their behalf)
 - a. One SIU inspection was not conducted by TRA as outlined in the Approved Pretreatment Program; however, a modified inspection was conducted virtually due to social distancing restriction. TRA requests enforcement discretion from TCEQ in regard to the CRWS TPDES permit that requires independent verification of SIUs compliance through inspection.

TMCRWS Pretreatment Program

City of DeSoto (DeSoto contracts with TRA to conduct Pretreatment services on their behalf)

- a. One occurrence for permit required quarterly sampling not conducted by the TRA due to a social distancing restriction. Sample location inside facility. TRA requests enforcement discretion from TCEQ in regard to the TMCRWS TPDES permit that requires independent verification of SIUs compliance through sample activities.

City of Lancaster (Lancaster contracts with TRA to conduct Pretreatment services on their behalf)

- b. One occurrence for permit required quarterly sampling not conducted by the TRA due to a social distancing restriction. Sample location inside facility. TRA requests enforcement discretion from TCEQ in regard to the TMCRWS TPDES permit that requires independent verification of SIUs compliance through sample activities.

Finally, the TRA May 1, 2020 enforcement discretion letter requested enforcement discretion associated with the TMCRWS Program modification in regard to Streamlining. In the letter, the TRA identified the TCEQ's extension date of June 30, 2020 as not achievable. TRA followed up with a more detailed explanation in a letter dated May 19, 2020 of how COVID-19 affected TRA's ability to achieve that date. (Attachment 2) As indicated in the June 12, 2020 email from TCEQ, the TRA acknowledges that a final extension request was granted to September 30, 2020 with the expectation that TRA will follow the timeline of activities which demonstrates our commitment to submitting the necessary documents by the due date (Attachment 3). To date, the TRA is on schedule with this timeline.

MR. RAMIRO GARCIA
June 23, 2020
3110.615/3210.612
Page 5

We appreciate the clarification provided in the conference call on June 3, 2020, your consideration of these requests, and the final extension granted for the TMCRWS pretreatment program. Please feel free to contact me at clevelandp@trinityra.org or Jennifer Moore, of my staff at moorej@trinity.org if you should have any questions or concerns.

Sincerely,



JENNIFER I. MOORE
Senior Manager, Operations & Maintenance

CONCURRENCE:



PATRICIA M. CLEVELAND
Executive Manager
Northern Region

PMC/jm

Attachments

- c: Rudy Molina, Pretreatment Coordinator, Region 6, EPA (with attachments)
David Galindo, Director, Water Quality Division, TCEQ (with attachments)
Erika Crespo, Team Leader, Pretreatment Team, TCEQ (with attachments)
Brent Candler, Water Section Manager, Region 4, TCEQ (with attachments)
John K. Bennett, Deputy Executive Manager, Northern Region
Cynthia B. Robinson, Manager, Regulatory Resources, Northern Region
William L. Tatum, Manager, Central Regional Wastewater System
Edmund Mach, Manager, Ten Mile Creek Regional Wastewater System
William B. Cyrus, Manager, Technical Services, Central Regional Wastewater System

Attachment 1

**Documentation of Noncompliance
Due to Pandemic**

City of Carrollton



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Carrollton

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Swiss-American Products, Inc.

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

A full traditional annual inspection, which includes a walkthrough, was not able to be conducted as the industry was not allowing visitors onsite due to their implemented coronavirus measures.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

A partial annual inspection was conducted virtually to review the industry's checklist and records.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Megan Davidson
Contracting Party or TRA Staff Completing Form

6/9/2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Carrollton

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: United Laboratories Manufacturing, LLC.

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

A full traditional annual inspection, which includes a walkthrough, was not able to be conducted as the industry was not allowing visitors onsite due to their implemented coronavirus measures.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

A partial annual inspection was conducted virtually to review the industry's checklist and records.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Megan Davidson

Contracting Party or TRA Staff Completing Form

6/9/2020

Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Carrollton

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Illes Food Ingredients - McKenzie

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

A full traditional annual inspection, which includes a walkthrough, was not able to be conducted as the industry was not allowing visitors onsite due to their implemented coronavirus measures.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

A partial annual inspection was conducted virtually to review the industry's checklist and records.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Megan Davidson
Contracting Party or TRA Staff Completing Form

6/9/2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Carrollton

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: International Paper – Belt Line Road

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

A full traditional annual inspection, which includes a walkthrough and full stormwater inspection, was not able to be conducted as the industry was not allowing visitors onsite due to their implemented coronavirus measures.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

A partial annual inspection was conducted virtually to review the industry's checklist and records, excluding the SWPPP due to the document's size.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Megan Davidson
Contracting Party or TRA Staff Completing Form

6/9/2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Carrollton

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Ralcorp Frozen Bakery Products, Inc.

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

A full traditional annual inspection, which includes a walkthrough and full stormwater inspection, was not able to be conducted as the industry was not allowing visitors onsite due to their implemented coronavirus measures.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

A partial annual inspection was conducted virtually to review the industry's checklist and records, excluding the SWPPP due to the document's size.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input checked="" type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Ralcorp Frozen Bakery Products, Inc. closed for two weeks due to coronavirus amongst employees. The facility reopened prior to the virtual inspection on May 12, 2020.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Megan Davidson
Contracting Party or TRA Staff Completing Form

6/9/2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Carrollton

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: TAKA USA, Inc.

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

A full traditional annual inspection was not able to be conducted due to coronavirus and the facility relocating to Coppell.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The industry checklist was submitted for review for a partial annual inspection to be conducted.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input checked="" type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

The City of Carrollton had difficulty getting the industry to respond to emails regarding operations and the inspection checklist. Once the inspection checklist was received and reviewed, dates and times for an inspection were difficult to arrange due to coronavirus and the facility's move to Coppell.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Megan Davidson
Contracting Party or TRA Staff Completing Form

6/9/2020
Date

City of Fort Worth



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Fort Worth

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: CBI Laboratories, Inc.
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: _____

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

Permit Section B.9 Inspection and entry
City of Fort Worth Pretreatment Drainage
DIVISION 7 COMPLIANCE MONITORING AND ENFORCEMENT
Section 12.5-070 Inspection and sampling

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

No compliance issues

Part 3:

- For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

Permit Section B.9 -Inspection and Entry
 According to City of Fort Worth Environmental Ordinance, Division 7, Sec 12.5 - 670, inspection of a permitted SIU is to be conducted at least once a year.

- Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

Virtual document review conducted on May 19, 2020 with SIU personnel.
 Virtual Inspection using video was conducted on May 22, 2020, following areas were visited: Manufacturing areas including filling and packaging areas, RM and Chemical storage areas, Pretreatment Area, Waste Storage Area, Designated outfall area. All the areas to be visited during an on-site inspection were visible during the virtual visit along with the needed conversation.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input checked="" type="checkbox"/>	Operating on Reduced Staff
3.	<input checked="" type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input checked="" type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Due to the rapidly developing COVID-19 situation, SIU was preferring not to have any visitors in the plant. Please see attached e-mails as supporting documents.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

SIU was contacted on May 12, 2020 and a telephone conference was scheduled for May 19th, 2020 as SIU preferred not to allow any visitors in the plant. Discussed and reviewed information on current on-site processes, current RM and chemical list, SDCP, Pretreatment system, Waste shipments and P2 activities during the teleconference. A video virtual site visit was conducted on May 22nd, 2020 through face-time as SIU was still not allowing any visitors to the facility until further notice. Please see attached e-mails. SIU personnel did an excellent job showing all areas via face-time that would have been visited during an on-site inspection.

City of Fort Worth

6-8-2020

Contracting Party or TRA Staff Completing Form

Date

City of Grand Prairie



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Grand Prairie

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Neos Therapeutics

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

- For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

Semi-annual sampling for for outfall 003.

- Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input checked="" type="checkbox"/>	Closed
2.	<input checked="" type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Liquids manufacturing process associated with Outfall 003 only occurs periodically. Sampling was conducted on March 16, 2020. A sampling error resulted in Acetone and Methylene chloride not be sampled. Liquids manufacturing did not resume before May 31, 2020 resulting in those analytes not be monitored.


 Contracting Party or TRA Staff Completing Form

6/1/2020
 Date

City of Irving



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Irving, Texas

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: Twin Peaks
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: _____

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

The ability to obtain an oil and grease sample within 30 days of a violation.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The City of Irving was unable to collect a follow up sample within 30 days after the City of Irving was notified of an oil and grease violation that occurred at Twin Peaks on January 29, 2020.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input checked="" type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

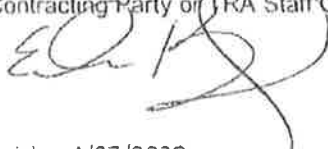
CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

EDWIN KING, ~~Environmental~~ *Environmental* ~~Compliance~~ *Compliance*
Contracting Party or TRA Staff Completing Form



MAY 11, 2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Irving, Texas

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: BP Aero Services I
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: _____

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

Due to reduced staffing associated with Covid-19 Pandemic, the laboratory was slowed with reporting the results for the non-compliant sample for Zinc collected on April 4, 2020. The sample results were not received until June 16, 2020 which was after the end of the pretreatment year. Due to this delay, no additional samples could be taken at the SIU in attempt to avoid SNC.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

A notice of violation has been issued (6/18/2020) and resampling for Zinc will be monitored for the next six months.

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

Unable to collect additional Zinc samples to prevent BP Aero Services I from being SNC due to reduced staffing at the contract lab. The City is using enforcement discretion by not publishing the SIU as SNC for the 2019-2020 pretreatment year.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The City will increase monitoring activities for the next six months at the SIU.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER			CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed	1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff	2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff	3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions	4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response	5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)	6.	<input checked="" type="checkbox"/>	*Other (describe below)

*Other Reasons:

Data analysis slowed due to reduced staffing at the laboratory due to Covid-19

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

EDDIE KING, INDUSTRIAL PRETREATMENT COORDINATOR
Contracting Party or TRA Staff Completing Form

6-19-2020
Date

City of Mansfield



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: AFT Industries, Inc.

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

05-29-2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: AFT Industries, Inc.

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

A resample for a previous non-compliant sample could not be conducted as the sample point is located indoors and federal/state health mandates could not be met.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

Industry will be resampled once all restrictions lifted from all entities involved.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

04-29-2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Best Maid Products, Inc.

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

05-29-2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Dura-Tech Processes, Inc.

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

05-29-2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Dura-Tech Processes, Inc.

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

Delay in obtaining 30-Day resample for previous non-compliance. Resample not collected until 33 days after non-compliance identified. The City of Mansfield contracts with the TRA to conduct services on their behalf. The delay occurred due to the TRA Pretreatment Division operating with reduced staff due to the pandemic.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input checked="" type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

At the time of the non-compliance, industry was already working to fulfil the requirements of an Administrative Order that included the non-compliant pollutant parameter for which the resample was conducted.

Jason Cooper
Contracting Party or TRA Staff Completing Form

04-29-2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Equistar Chemicals, LP

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

- 1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

- 2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

05-29-2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Goodman Food Products Texas, Inc.

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

05-29-2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Honeywell Electronic Chemicals, Inc.

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
 Contracting Party or TRA Staff Completing Form

05-29-2020
 Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: Southwaste Disposal, Inc.

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

05-29-2020
Date



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Mansfield

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: United Site Services, Inc.

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party staff was also restricted by state/federal mandates.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

05-29-2020
Date

City of Southlake



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Southlake

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: MP Espree, LLC

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

The annual inspection could not be conducted at the site.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

The annual inspection was conducted remotely.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Contracting Party offices closed due to direct impact from virus.

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

Jason Cooper
Contracting Party or TRA Staff Completing Form

05-29-2020
Date

City of DeSoto



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of DeSoto

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: ZEP Inc.

Part 2:

1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

2. Has the Contracting Party conducted an enforcement action?

- YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

3. Did the User respond to the Enforcement Action?

- YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

1. For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

Permit-required quarterly sampling at ZEP Inc. by TRA for BOD₅, TSS, O&G, and pH at Outfall 002 cannot be completed by the end of the first quarter (May 2020) because Outfall 001 is indoors. TRA field technicians are not sampling at indoor sample points in order to comply with social distancing requirements.

2. Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

TRA is using ZEP's reportable self-monitoring results from March to meet ZEP's permit-required quarterly sampling.

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

 Maria Rubiano
 Contracting Party or TRA Staff Completing Form

 04/29/2020
 Date

City of Lancaster



**Trinity River Authority Pretreatment Division
Documentation of Anticipated Noncompliance Due to Pandemic**

This document is for the Trinity River Authority of Texas (TRA) staff or TRA Contracting Parties to document areas of the TRA Approved Pretreatment Program that will be in noncompliance due to influence from the Covid-19 Pandemic.

Name of the Contracting Party: City of Lancaster

Part 1:

Who is the entity in noncompliance with the TRA Approved Pretreatment Program? If you select 1, 2, 3, or 4 below, proceed to Part 2. If you select 5, proceed to Part 3.

- 1. Industrial User (IU) Name of IU: _____
- 2. Significant Industrial User (SIU): Name of SIU: _____
- 3. Dental Discharger Name of Dental Discharger: _____
- 4. Other User Name of Other User: _____
- 5. Contracting Party/TRA Name of IU or SIU this relates to: BrassCraft - Lancaster

Part 2:

- 1. For permitted Users, identify the specific permit provision for which the permitted IU is noncompliant. For non-permitted IUs, identify the Ordinance provision for which the non-permitted IU is noncompliant. Mark all applicable reasons in Part 4 in the "User" Table as to why compliance with the permit cannot be maintained due to the Pandemic.

- 2. Has the Contracting Party conducted an enforcement action?

YES NO

If yes, please describe the action:

If No, please mark that reason in Part 4 as it relates to the Pandemic in the "Contracting Party" Table.

- 3. Did the User respond to the Enforcement Action?

YES NO

Regardless of how answered, please mark the reason for noncompliance in Part 4 as it relates to the Pandemic in the "User" Table.

Document further details about enforcement if necessary, here:

Part 3:

- For Contracting Parties, please identify what responsibilities related to the User you are unable to conduct as required in the Approved Pretreatment Program. In Part 4, select all applicable reasons the Contracting Party is not able to conduct oversight activities due to the Pandemic in the "Contracting Party" Table.

Permit-required quarterly sampling at BrassCraft by TRA for Copper, Lead, and Nickel at Outfall 002 cannot be completed by the end of the first quarter (May 2020) because Outfall 002 is indoors. TRA field technicians are not sampling at indoor sample points in order to comply with social distancing requirements.

- Is the Contracting Party conducting any partial or alternate procedures related to oversight activities that differ from the Approved Pretreatment Program requirement?

YES NO

If yes, please describe the action(s):

Part 4:

Please mark in the appropriate column all reasons the User could not meet permit requirements and/or all reasons the Contracting Party could not conduct oversight activities required on the Approved Pretreatment Program.

USER		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Claimed "Act of God" in Response
6.	<input type="checkbox"/>	*Other (describe below)

CONTRACTING PARTY		
1.	<input type="checkbox"/>	Closed
2.	<input type="checkbox"/>	Operating on Reduced Staff
3.	<input type="checkbox"/>	Support Services on Reduced Staff
4.	<input checked="" type="checkbox"/>	Social Distancing Restrictions
5.	<input type="checkbox"/>	Enforcement Evaluation qualified for "Act of God"
6.	<input type="checkbox"/>	*Other (describe below)

*Other Reasons:

Part 5:

If necessary, use this area to further document relevant information regarding the noncompliance situation.

 Maria Rubiano
 Contracting Party or TRA Staff Completing Form

 04/29/2020
 Date

Attachment 2

**TMCRWS Streamlining Document
Submittal Extension**

May 19, 2020

Trinity River Authority of Texas



Northern Region Office

3210.500(P)

May 19, 2020

Mr. David W. Galindo
Director
Water Quality Division (MC145)
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

Re: Trinity River Authority of Texas
Ten Mile Creek Regional Wastewater System
Streamlining Document Submittal Extension

Dear Mr. Galindo:

The Trinity River Authority of Texas (TRA) owns and operates the Ten Mile Creek Regional Wastewater System (TMCRWS) treatment plant, which is a 24 MGD facility located just south of Dallas in Ferris, Texas. The TMCRWS is a multijurisdictional facility that accepts and treats the wastewater from five customer cities (Cities). In addition, these five Cities have contracted with TRA to implement and manage the pretreatment programs within each jurisdiction. The five Cities' pretreatment programs operate under five separate Ordinances and enforcement response plans, which must be reviewed by each City representative and their respective Attorneys prior to any proposed modifications.

The TMCRWS Pretreatment Program's substantial modification for Streamlining was submitted in July, 2014 and is currently under review by the Texas Commission of Environmental Quality (TCEQ). Comments by TCEQ on the program portion (exclusive of the TBLL's) of the submittal were sent to TRA by email in October 2019. Those comments, coupled with the age of the submittal, helped identify additional changes that were needed by TRA. An extension of the original due date was requested and granted, amending the current submittal date for the Streamlining documents to June 30, 2020.

We were making good progress on the modifications when the pandemic began and the momentum was shifted. TRA as well as the Cities have taken this pandemic seriously and significant steps to halt and provide protection against COVID-19 for our staff have been taken. The logistics of coordination with each City representative and their Attorney, as well as TRA staff time, has been significantly challenged. Social distancing, face shields/masks, shelter in place, and telework are now terms used in every day conversations.

P.O. Box 240
Arlington, Texas 76004-0240
(817) 493-5100

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

May 19, 2020

3210.500

Page 2

Due to the current circumstances associated with the COVID-19 pandemic and the subsequent increased strain put on both resources and labor the current submittal date of June 30, 2020 will not be achievable. For this reason, TRA is writing to request a ninety-day extension for the submittal of the Streamlining corrections and clarifications that are currently due on June 30, 2020 to a new requested due date of September 30, 2020.

TRA believes that it will take some time to re-establish the interaction and coordination on this matter in order to focus and gain the momentum needed once restrictions due to the pandemic are relaxed. If granted, this extension will allow TRA and the TMCRWS Customer Cities to regroup and move forward with the Streamlining provision modifications of the TMCRWS Pretreatment Program.

We appreciate your consideration of this request. Please feel free to contact me at clevelandp@trinityra.org or Jennifer Moore, of my staff, at moorej@trinityra.org if you should have any questions or concerns.

Sincerely,



PATRICIA M. CLEVELAND
Executive Manager
Northern Region

PMC/Ima

c: Erika Crespo, Team Leader, Pretreatment Team, TCEQ
Brent Candler, TCEQ Region 4
John K. Bennett, Deputy Executive Manager, Northern Region
Cynthia B. Robinson, Manager, Regulatory Resources, Northern Region
William B. Cyrus, Manager, Technical Services, Central Regional Wastewater System
Jennifer I. Moore, Environmental Services Coordinator, Central Regional Wastewater System
Edmund R. Mach, Manager, Ten Mile Creek Regional Wastewater System

Attachment 3

**TMCRWS Proposed Streamlining
Document Submittal Timeline**

June 03, 2020

6-3-2020

Draft TMCRRS Streamlining Program Modification Completion Timeline

	Activity	Start Date	Complete Date
1.	TRA staff reorientation with documents	6/2/2020	6/3/2020
2.	TRA staff complete preparation for TCEQ clarification meeting	6/3/2020	6/8/2020
3.	TRA staff conduct clarification meeting with TCEQ; Note: Is TCEQ able to meet next week?	6/9/2020	6/12/2020
4.	Contact TMCRRS pretreatment contacts and explain/reorient modification process	6/15/2020	6/19/2020
5.	TRA staff prep regulatory slide for TMCRRS Advisory Meeting	6/15/2020	6/26/2020
6.	TRA staff further update changes to Ordinances	6/15/2020	6/19/2020
7.	TRA staff further update changes to ERP	6/22/2020	6/26/2020
8.	TRA staff further update changes to TBLLS addendum	6/29/2020	7/3/2020
9.	TRA staff further update changes to Admin Plan	7/6/2020	7/10/2020
10.	TRA staff further update changes to Forms based on other document changes	7/13/2020	7/17/2020
11.	TRA staff package together Contracting Party Program documents and submit to pretreatment contact for attorney review.	7/20/2020	7/24/2020
12.	Contracting Party attorney review	7/27/2020	8/21/2020
13.	TRA review of returned documents and negotiations with attorneys	8/24/2020	9/18/2020
14.	Package together Program and submit to TCEQ	9/21/2020	9/29/2020

Jennifer Moore

From: Randy Ammons <randy.ammons@tceq.texas.gov>
Sent: Friday, June 12, 2020 12:12 PM
To: Susie Harrington; Jennifer Moore
Cc: OCE
Subject: Re: Expected TPDES Permit Non-Compliance for Approved Pretreatment Programs - TPDES Permit # WQ0010303001 and # WQ0010984001

Dear Ms. Moore:

Thank you for speaking with us on June 3, 2020, regarding your May 1, 2020, letter in which you requested enforcement discretion on the Texas Pollutant Discharge Elimination System (TPDES) permit requirements for the Trinity River Authority (TRA) Central Regional Wastewater System (CRWS) pretreatment program and the TRA 10 Mile Creek Regional Wastewater System (TMCRWS) pretreatment program. This correspondence is a follow up to our discussion on June 3rd:

1. Based on the conditions of your TPDES Permit Nos. WQ0010303001 and WQ0010984001, TRA is required to modify its approved pretreatment programs for both CRWS and TMCRWS in order to comply with the 2005 streamlining rule provisions in the current 40 CFR Part 403 regulations. The required modification submission for the TRA TMCRWS was received on July 22, 2014. The TCEQ Pretreatment Team sent an NOD letter to TRA on October 18, 2019, with a due date of November 29, 2019, for submitting revisions. TRA requested and was granted three extensions for this submittal until January 31st, March 31st, and June 30th. The TRA is now requesting a fourth extension until September 30, 2020, based on the information provided below:

TMCRWS Streamlining Rule Modification Timeline - submitted 6/3/2020

	Activity	Start Date	Complete Date
1.	TRA staff reorientation with documents	6/2/2020	6/3/2020
2.	TRA staff complete preparation for TCEQ clarification meeting	6/3/2020	6/8/2020
3.	TRA staff conduct clarification meeting with TCEQ;	6/9/2020	6/12/2020
4.	Contact TMCRWS pretreatment contacts and explain/reorient modification process	6/15/2020	6/19/2020
5.	TRA staff prep regulatory slide for TMCRWS Advisory Meeting	6/15/2020	6/26/2020
6.	TRA staff further update changes to Ordinances	6/15/2020	6/19/2020
7.	TRA staff further update changes to ERP	6/22/2020	6/26/2020
8.	TRA staff further update changes to TBLLS addendum	6/29/2020	7/3/2020
9.	TRA staff further update changes to Admin Plan	7/6/2020	7/10/2020
10.	TRA staff further update changes to Forms based on other document changes	7/13/2020	7/17/2020

	Activity	Start Date	Complete Date
11.	TRA staff package together Contracting Party Program documents and submit to pretreatment contact for attorney review.	7/20/2020	7/24/2020
12.	Contracting Party attorney review	7/27/2020	8/21/2020
13.	TRA review of returned documents and negotiations with attorneys	8/24/2020	9/18/2020
14.	Package together Program and submit to TCEQ	9/21/2020	9/29/2020

The TCEQ is granting the final request with the expectation for TRA to follow the dates outlined in the timeline provided above to ensure that the TRA TMCRRS streamlining rule modification revisions are submitted to the TCEQ by no later than September 30, 2020. The TCEQ also expects for TRA to expedite the submission of its streamlining rule modification for the TRA CRWS approved program in advance of the October 15, 2021, deadline included in TPDES Permit No. WQ0010303001, issued on April 15, 2020.

2. Based on the TRA CRWS approved pretreatment program and the conditions in TPDES Permit No. WQ0010303001, TRA has until December 31, 2020 to achieve compliance with its required industrial user survey. The TCEQ is not considering enforcement discretion on requirements that are not past due at this time.
3. Based on the conditions of your TPDES Permit Nos. WQ0010303001 and WQ0010984001, TRA is required to conduct independent verifications of significant industrial user (SIU) compliance through inspection and sampling activities in accordance with the CRWS and TMCRRS approved pretreatment programs. TRA will provide the TCEQ with additional details on the specific SIUs that were not independently verified for compliance through inspections and sampling activities as a result of the COVID-19 pandemic. The TCEQ will determine whether or not enforcement discretion can be granted upon receipt of this additional information.
4. Based on the conditions of your TPDES Permit Nos. WQ0010303001 and WQ0010984001, TRA is required to enforce and obtain remedies for IU noncompliance with applicable pretreatment standards as outlined in the federal requirements and detailed in the CRWS and TMCRRS approved pretreatment programs. TRA will provide the TCEQ with additional details on the specific enforcement actions that were not completed as a result of the COVID-19 pandemic. The TCEQ will determine whether or not enforcement discretion can be granted upon receipt of this additional information.
5. Based on the conditions of your TPDES Permit Nos. WQ0010303001 and WQ0010984001, TRA is required to issue and reissue SIU permits in accordance with the procedures outlined in the CRWS and TMCRRS approved pretreatment programs. TRA stated that it is not aware of any instances in which SIU permits were not issued or reissued as result of the COVID-19 pandemic. Therefore, TRA is no longer requesting enforcement discretion from the TCEQ for this requirement.
6. Based on the conditions of your TPDES Permit Nos. WQ0010303001 and WQ0010984001, TRA is required to evaluate SIUs for potential slug discharges in accordance with the federal regulations and the CRWS and TMCRRS approved pretreatment programs. TRA stated that it is not aware of any instances in which SIUs were not evaluated for potential slug discharges as a result of the COVID-19 pandemic. Therefore, TRA is no longer requesting enforcement discretion from the TCEQ for this requirement.
7. Based on the conditions of your TPDES Permit Nos. WQ0010303001 and WQ0010984001, TRA is required to maintain adequate staffing and resources to carry out the elements of the CRWS and TMCRRS approved pretreatment programs. TRA will provide the TCEQ with additional details on the specific contracting parties

that were unable to perform all of the required functions as a result of the COVID-19 pandemic. The TCEQ will determine whether or not enforcement discretion can be granted upon receipt of this additional information.

8. Based on the conditions of your TPDES Permit Nos. WQ0010303001 and WQ0010984001, TRA is required to conduct influent and effluent sampling at the frequencies outlined in your current TPDES permits. TRA stated that all influent and effluent sampling was completed for the 2019 – 2020 pretreatment year. Therefore, TRA is no longer requesting enforcement discretion from the TCEQ for this requirement.
9. Based on the conditions of your TPDES Permit Nos. WQ0010303001 and WQ0010984001, TRA is required to prepare and submit an annual list of IUs that have been in significant noncompliance (SNC) with applicable pretreatment requirements during the preceding twelve months for both the CRWS and TMCRWS approved pretreatment programs. TRA stated that it is not aware of any instances in which SNC evaluations for any SIUs were not completed as a result of the COVID-19 pandemic. Therefore, TRA is no longer requesting enforcement discretion from the TCEQ for this requirement.
10. Based on the conditions of your TPDES Permit No. WQ0010303001, TRA is required to submit its annual pretreatment report for the CRWS approved program by July 31, 2020. The TCEQ is not considering enforcement discretion on requirements that are not past due at this time.

The TCEQ is committed to working cooperatively and reasonably with the regulated community during the COVID-19 pandemic. The decisions associated this enforcement discretion request will not reflect on any future requests TRA may make with respect to the CRWS and TMCRWS approved pretreatment programs. Each enforcement discretion request is evaluated based on its own merits.

Please let us know if we can be of any additional assistance.

Regards,

Randy J. Ammons, Director
North Central and West Texas Area
Texas Commission on Environmental Quality

From: Susie Harrington
Sent: Friday, May 1, 2020 11:34 AM
To: Ramiro.garcia@tceq.texas.gov; oce@tcea.texas.gov
Cc: Cynthia Robinson <robinsonc@trinityra.org>
Subject: Expected TPDES Permit Non-Compliance for Approved Pretreatment Programs - TPDES Permit # WQ0010303001 and # WQ0010984001

Attached is the Trinity River Authority of Texas transmittal letter and two attachments regarding the expected non-compliance of the two referenced TPDES permits (WQ0010303001 and WQ0010984001) for approved pretreatment programs.

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