

### November 3, 2015

U.S. Environmental Protection Agency, Region VI Chief, Water Enforcement Branch (6EN-W) Compliance Assurance and Enforcement Division 1445 Ross Avenue Dallas, TX 75202-2733

Via U.S. Certified Mail RRR# 7014 3490 0002 0783 3700

U.S. Environmental Protection Agency, Region VI Attn: Ms. Judy Edelbrock (6EN-W) Environmental Protection Specialist Enforcement Branch 1445 Ross Avenue Dallas, TX 75202-2733 Via U.S. Certified Mail RRR# 7014 3490 0002 0783 3700

Re: DOJ Case No. [90-5-1-1-09215]

Consent Decree

Date of Entry: October 15, 2013

CA No. 5:13-cv-00666-DAE, United States of America and State of Texas v. San Antonio Water System, in the United States District Court for the Western District of Texas, San Antonio Division

#### Dear Sir/Madam:

Section 12 b. of the above-referenced Consent Decree requires that within 90 days after Lodging the San Antonio Water System shall provide a copy of any five-day report submitted under its TPDES permits to the United States Environmental Protection Agency at the same time the report is submitted to the Texas Commission on Environmental Quality. Copies of five-day reports submitted to TCEQ on November 3, 2015 are attached and are provided in compliance with Consent Decree requirements.

I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering such information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

Sincerely

Jeffrey J. Haby, P.E. Vice President

Production & Treatment

Enc. as stated



### November 3, 2015

U.S. Department of Justice Environmental Enforcement Section Environment and Natural Resources Division P.O. Box 7611

Via U.S. Certified Mail RRR# 7014 3490 0002 0783 3717

Washington, D.C. 20044-7611

Re: DOJ Case No. [90-5-1-1-09215]

Consent Decree

Date of Entry: October 15, 2013

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Sincerely,

Jeffrey 1. Haby, P.F.

Vice President

**Production & Treatment** 

Enc. as stated

| X Unauthorized Discharge of Wastewater Reportable Effluent Violation Other  |              |                |                      |                  |                      |                                     |  |
|---|--------------|----------------|----------------------|------------------|----------------------|-------------------------------------|--|
| General Inforn  | nation       |                |                      |                  |                      |                                     |  |
| Entity Name:  | San Antor    | nio Water Sy   | /stem                | eses itorescript | Telephone:           | 210-233                             | 3-3274   |
| X Permitte  |              |                | 10030055             | Subscrib         | er                   |                                     |  |
| TCEQ Region:  | 13           | County:        | Bexar                | Permit Nu        | ımber                | 10137-033-Dos                       | Rios   |
| Noncomplianc  | e Summary    | /              |                      |                  |                      |                                     | 3  |
|   | lischarge):_ | The address    | of the spill         | was at 101       |                      | mated volume if a<br>e (FERG 211C4) |  |
| SR#: 1077031  | ; INSPT#: :  | 384983; WC     | #: ; Sewer           | Main 45816       | 3 13438              |                                     |  |
| Cause of Nonc   | ompliance:   | Grease         |                      |                  |                      |                                     |  |
|   |              |                |                      |                  |                      |                                     |  |
| Duration:   | Start        | 10/3<br>(Date) | 30/2015 19<br>(T     | :34<br>ime)      | End _                | 10/30/2015<br>(Date)                | 5 20:35<br>(Time)  |
|   | Or expec     | ted to be Co   | rrected              |                  |                      | !                                   |  |
|   |              |                |                      |                  | ,                    | ate)                                |  |
| Potential Dang  | ers to Hum   | an Health ar   | nd Safety or         | the Enviro       | nment: No S          | ignificant Danger                   | S  |
|   |              |                |                      |                  |                      |                                     |  |
| Actions Taken   |              |                | ,                    |                  |                      |                                     |  |
| Monitoring Data   | a: Data sho  | uld be attac   | hed or subr          | nitted to TC     | EQ when av           | ailable.                            |  |
|   | ye.          | s <u> </u>     | no                   | Field M          | easurements          |                                     |  |
|   | yes          | 3 <u>X</u>     | no                   | Laborat          | ory Samples          |                                     |  |
| NAME OF THE PARTY | yes          | <u> X</u>      | no                   | Fish Kil         | l, If yes, estimate  | ed number killed                    |  |
| Actions Taken with H2O  | to Mitigate  | Adverse Effe   | ects: <u>Spill (</u> | Contained, A     | Area Cleanec         | I and Disinfected,                  | Flushed Area   |
|   |              |                |                      |                  |                      |                                     |  |
| Actions Taken   | to Correct t | he Problem     | and Prever           | nt Recurren      | ce: <u>10 Inch S</u> | Sewer Main, Uns                     | topped Main,   |
|   |              |                |                      |                  |                      |                                     |  |
| Verification Info   |              |                |                      |                  |                      |                                     |  |
| Information Re  | ported By _  | Je             | esus A Men<br>(Name) | dez              | /                    | LC/TV III<br>(Title                 | )  |
| Date Reported   | 10           | )/30/2015      | Si                   | gnature:         | TEMMY                | xl)                                 | Market State of the State of th |
| TOTO 0004 /N  | mbor 5 2002) | If the noncom  | nlianco ic an i      | upouthorized a   | discharge from a     | wastowator collection               | n evetom uco   |

TCEQ 0501 (November 5, 2002) If the noncompliance is an unauthorized discharge from a wastewater collection system, use the permit number of the treatment plant to which the collection system is tied.

TCEQ Region 13 Phone: 490-3096

| X Unautho  | orized Disc   | narge of Wa                     | astewater                        | Re   | portable Efflu               | uent Violation                      | Other   |
|--|---------------|---------------------------------|----------------------------------|--|------------------------------|-------------------------------------|---|
| General Inform                                   | nation        |                                 |                                  |  |                              |                                     |   |
| Entity Name:                                     | San Antoi     | nio Water S                     | ystem                            | GOOD CONTRACTOR OF SOME CONTRACT | Telephone:                   | 210-23                              | 3-3274  |
| X Permitte                                       |               |                                 | Sexua                            | Subscrib   | er                           |                                     |   |
| TCEQ Region:                                     | 13            | County:                         | Bexar                            | Permit Nu  | mber'                        | 10137-033-Dos                       | s Rios  |
| Noncompliance                                    | Summary       | /                               |                                  |  |                              |                                     | C. T. T. C. |
| Description of Nunauthorized di<br>Approximately | scharge):_    | rne address                     | of the spi                       | ll was at San  | oute, and esti<br>Bernardo S | mated volume if a<br>00851 (FERG 22 | an<br>9D1)                                      |
| SR#: 1076082;                                    | INSPT#:;      | WO#: ; Sew                      | er Main 48                       | 35429 35951  |                              |                                     |   |
| Cause of Nonco                                   | mpliance:     | _1/1                            |                                  |  |                              |                                     |   |
| Duration:  | Start         | 10/<br>(Date)                   | /30/2015 7<br>(                  | :18<br>Time)   | End _                        | 10/30/2015<br>(Date)                | 5 10:00<br>(Time)                               |
|  | Or expect     | ed to be Co                     | rrected                          |  | (Da                          |                                     |   |
|  | rs to Huma    |                                 | d Safety o                       |  | •                            | gnificant Dangers                   | 3   |
| Actions Taken                                    |               |                                 |                                  | ,  |                              |                                     |   |
| Monitoring Data:                                 | Data shou     | ***                             | ned or subi                      |  | EQ when ava                  | ilable.                             |   |
|  | yes           |                                 |                                  |  | ry Samples                   |                                     |   |
|  | yes           | X                               | no                               | Fish Kill,   | If yes, estimated            | d number killed                     |   |
| Actions Taken to                                 | Mitigate A    | dverse Effe                     | cts: <u>Dilut</u>                | ed By Heavy  | Rainwater                    |                                     |   |
| Actions Taken to                                 | Correct the   | e Problem a                     | and Prever                       | nt Recurrenc   | e: <u>12 Inch S</u> e        | ewer Main, Moni                     | itored Area                                     |
| Verification Inform                              | nation        |                                 | ,                                |  |                              |                                     |   |
| nformation Repo                                  | rted By       | Jι                              | uan Ramiro<br>(Name)             | əz   | /                            | Manager-LC/                         | ΓV  |
| Date Reported                                    | 10/3          | 30/2015                         | Sig                              | gnature: _7  | 87 MEG                       | 0                                   |   |
| CEQ 0501 (Novemb                                 | er 5, 2002) l | f the noncompi<br>he permit num | liance is an υ<br>ber of the tre | inauthorized dis   | charge from a w              | vastewater collection               | system, use                                     |

TCEQ Region 13 Fax: 545-4329

TCEQ Region 13 Phone: 490-3096

| X Unautho                                      | orized Dischar        | rge of Wastew          | ater               | Reportab                        | le Effluer   | it Violation                   | Other .         |
|--|-----------------------|------------------------|--------------------|---------------------------------|--|--------------------------------|-----------------|
| General Inform                                 | nation                |                        |                    |                                 |  |                                |                 |
| Entity Name:                                   | San Antonio           | Water System           |                    | Telep                           | hone:  | 210-233                        | 3-3274          |
| X Permitte                                     |                       |                        | POUROSESSEL        | Subscriber                      |  |                                |                 |
| TCEQ Region:                                   |                       | County: Bex            | ar Pe              | ermit Number_                   | 10   | 137-003-Leon                   | Creek           |
| Noncompliance                                  |                       |                        |                    |                                 |  |                                |                 |
| Description of I unauthorized di Approximately | ischarge): <u>The</u> | <u>e address of th</u> | <u>e spill wa</u>  | s at 7410 Pain                  | nd estima<br>ter Way (   | ted volume if a<br>FERG 188E4) | n               |
| SR#: 1078321                                   | ; INSPT#: 385         | 5188; WO#: ; S         | ewer Mai           | n 33478 79969                   | 9  |                                |                 |
| Cause of Nonc                                  | ompliance: _[         | Debris                 |                    |                                 |  |                                |                 |
|  |                       |                        |                    |                                 |  |                                |                 |
| Duration:                                      | Start _               | 11/02/20<br>(Date)     | 15 14:11<br>(Time) |                                 | nd   | 11/02/2015<br>(Date)           | 15:21<br>(Time) |
|  | Or expected           | to be Correcte         | ed                 |                                 |  |                                |                 |
|  |                       |                        |                    |                                 | (Date)   |                                |                 |
| Potential Dange                                | ers to Human          | Health and Sa          | fety or the        | Environment:                    | No Sign  | ificant Dangers                | <u> </u>        |
|  |                       |                        |                    |                                 |  |                                |                 |
| Actions Taken                                  |                       |                        |                    |                                 |  |                                |                 |
| Monitoring Data                                | : Data should         | be attached o          | r submitte         | d to TCEQ wh                    | en availa  | ble.                           |                 |
| <b>Delice</b>                                  | yes                   | X                      | no                 | Field Measurem                  | ents   |                                |                 |
| -  | yes                   | X                      | no                 | Laboratory Samp                 | oles   |                                |                 |
|  | yes                   | X                      | no                 | Fish Kill, If yes, e            | estimated n  | umber killed                   |                 |
| Actions Taken to<br>with H2O                   | o Mitigate Adv        | verse Effects:         | Spill Cont         | ained, Area Cl                  | eaned an   | d Disinfected,                 | Flushed Area    |
|  |                       |                        | ****               |                                 | The state of the s |                                |                 |
| Actions Taken to                               | Correct the           | Problem and F          | revent Re          | ecurrence: 8 Ir                 | nch Sewe   | r Main, Unsto                  | pped Main,      |
|  |                       |                        |                    |                                 |  |                                |                 |
| Verification Info                              | mation                |                        |                    |                                 |  |                                |                 |
| Information Rep                                | orted By              | Charles I              |                    | n /                             |  | LC/TV Operato<br>(Title)       |                 |
| Date Reported _                                | 11/2/                 | 2015                   | _ Signat           | ure: <u>ZX/</u>                 | yjel   |                                |                 |
| TCEQ 0501 (Novem                               | ber 5, 2002) If the   | ne noncompliance       | is an unaut        | ν <i>J</i><br>horized discharge | from a was   | stewater collection            | system use      |

TCEQ 0501 (November 5, 2002) If the noncompliance is an unauthorized discharge from a wastewater collection system, use the permit number of the treatment plant to which the collection system is tied.

TCEQ Region 13 Phone: 490-3096

| X Unauthorized Discharge of Wastewater Reportable Effluent Violation Other  |
|---|
| General Information   |
| Entity Name: San Antonio Water System Telephone: 210-233-3274   |
| X Permitte Subscriber   |
| TCEQ Region: 13 County: Bexar Permit Number 10137-003-Leon Creek  |
| Noncompliance Summary   |
| Description of Noncompliance (include location, discharge route, and estimated volume if an unauthorized discharge): The address of the spill was at I H 10 West 23500 (FERG 128A5)  Approximately 67200 gallons spilled into Creek Bed - Comingled with rainwater Spilled into Leon Creek due to flood conditions from excessive rain event. MHs 79942 and 506230.  SR#: 1077900; INSPT#: ; WO#: ; Sewer Main 79942 961843 |
| Cause of Noncompliance: _I/I  |
| Duration:         Start         10/30/2015 10:00 (Time)         End (Date)         10/30/2015 15:00 (Date)           Or expected to be Corrected         (Date)         (Date)  |
| Potential Dangers to Human Health and Safety or the Environment: No Significant Dangers No Sensitive Features Within 1/2 Mile Of The Spill. Notified Businesses And 1 Homeowner With Groundwaer Wells Within 1/2 Miles.  Actions Taken  |
| Monitoring Data: Data should be attached or submitted to TCEQ when available.   |
| yes X no Field Measurements  yes X no Laboratory Samples  yes X no Fish Kill, If yes, estimated number killed   |
| Actions Taken to Mitigate Adverse Effects: The area will be cleaned and disinfected after the flood water recede.   |
| Actions Taken to Correct the Problem and Prevent Recurrence: 24 Inch Sewer Main,  |
| Verification Information  |
| Information Reported By  Juan Ramirez / Manager - Service Center (Name) (Title)   |
| Date Reported   |

TCEQ 0501 (November 5, 2002) If the noncompliance is an unauthorized discharge from a wastewater collection system, use the permit number of the treatment plant to which the collection system is tied.

TCEQ Region 13 Phone: 490-3096

| WANGED CONTROL         | iorized Discha        | arge of wastew   | ater              | Reportable                             | Effluent Vi  | olation  | Other          |
|------------------------|-----------------------|--|-------------------|--|--|--|----------------|
| General Infor          | mation                |  |                   |  |  |  |                |
| Entity Name:           | San Antonio           | Water System   | ]                 | Telepho                                | ne:  | 210-233-3  | 274            |
| X Permitte             |                       |  | "DICTORNICATION   | Subscriber                             |  |  |                |
| TCEQ Region            | 13                    | County: Bex  | kar F             | Permit Number                          | 1013   | 37-033-Dos R   | lios           |
| Noncompliand           | e Summary             |  |                   |  |  |  |                |
| unauthorized of        | discharge): <u>Th</u> | ce (include loca<br>le address of the<br>rainage Culvert | e spill wa        | charge route, and<br>as at 1003 Nw 26t | estimated<br>th St (FER  | volume if an<br>G 209E6) App   | proximately    |
| SR#: 1077352           | ; INSPT#: 38          | 5175; WO#: ; S   | Sewer Ma          | ain 87468 96648                        |  |  |                |
| Cause of None          |                       |  |                   |  |  | and the second s | -              |
|                        |                       |  |                   |  |  |  |                |
| Duration:              | Start _               | 11/01/20<br>(Date)                                       | 15 14:43<br>(Time | B End                                  | The second secon | 11/01/2015 2<br>ate)   | 0:45<br>(Time) |
|                        | Or expected           | d to be Correcto   | ed _              | 1                                      |  |  |                |
|                        |                       |  |                   |  | (Date)   |  |                |
| Potential Dang         | ers to Human          | Health and Sa  | fety or th        | e Environment: N                       | lo Significa   | ant Dangers  |                |
|                        |                       |  |                   |  | ***************************************  | ,  |                |
| Actions Taken          |                       |  |                   |  |  |  |                |
| Monitoring Data        | a: Data should        | he attached o  | r eubmitt         | ed to TCEQ wher                        | a cuallable  |  |                |
| Morntoning Date        | yes                   | v  |                   | Field Measurement                      |  |  |                |
|                        | yes                   |  | no<br>no          | Laboratory Sample                      |  |  |                |
| RAMINATE AND STREET    | yes                   | XX   | no                | Fish Kill, If yes, esti                |  | ar killad  |                |
| Actions Taken with H2O | <del></del>           |  |                   | ntained, Area Clea                     |  |  | ushed Area     |
| Actions Taken          | to Correct the        | Problem and F  | Prevent R         | Recurrence: 15 In                      | ch Sewer N   | Main, Unstop   | ped Main,      |
| Verification Info      | rmation               |  |                   |  |  |  |                |
| Information Rep        | oorted By             | Richard<br>(Nan  | d Santos<br>ne)   | 1                                      |  | LC/TV III<br>(Title)   |                |
| Date Reported          | 11/1                  | /2015  | _ Signa           | ature: 74/19                           | pep  | W-198 (A)  |                |
| TCEO 0501 (Nover       | mber 5 2002\ If i     | the noncompliance  | le on una         | thorized discharge fu                  |  |  | -1             |

TCEQ 0501 (November 5, 2002) If the noncompliance is an unauthorized discharge from a wastewater collection system, use the permit number of the treatment plant to which the collection system is tied.

TCEQ Region 13 Phone: 490-3096

| X Unauth                      | orized Disc   | harge of Wa                     | astewater                       | proposionom.                           | Reportable                          | Effluent                                | Violation                               | Other                              |
|-------------------------------|---------------|---------------------------------|---------------------------------|--|-------------------------------------|---|---|------------------------------------|
| General Inform                | nation        |                                 |                                 |  |                                     |   |   |                                    |
| Entity Name:                  | San Anton     | nio Water S                     | ystem                           | SSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSSS | Telepho                             | ne:                                     | 210-23                                  | 33-3274                            |
| X Permitte                    |               | ,                               | 45.PG                           | Subs                                   | criber                              | 40000000                                | 300005000000000000000000000000000000000 | 2544204404040445055446444805500400 |
| TCEQ Region:                  | 13            | County:                         | Bexar                           | Permit                                 | Number                              | 101                                     | 137-003-Lec                             | n Creek                            |
| Noncomplianc                  | e Summary     | 1                               |                                 |  |                                     |   |   |                                    |
| Description of unauthorized d | ischarge):_   | The address                     | s of the spi                    | ll was at I                            | _oop 410 Nv                         | v 07300                                 | ed volume if<br>(FERG 207               | an<br>F4)                          |
| SR#: 1077203;                 | INSPT#:;      | WO#: ; Sev                      | ver Main 4                      | 56619 53                               | 7954                                |   |   |                                    |
| Cause of Nonc                 | ompliance:    |                                 |                                 |  |                                     |   |   | No.                                |
|                               |               |                                 |                                 |  |                                     |   |   |                                    |
| Duration:                     | Start         | 10<br>(Date)                    | /31/2015 9<br>(                 | :49<br>Time)                           | _ End                               | d                                       | 11/01/20<br>(Date)                      | 15 0:35<br>(Time)                  |
|                               | Or expec      | ted to be Co                    | rrected                         |  |                                     | (D-4-)                                  |   |                                    |
| DetectolD                     | ( 11          |                                 | 10.5.                           |  |                                     | (Date)                                  |   |                                    |
| Potential Dange               | ers to Huma   | an Health ar                    | nd Safety c                     | or the Env                             | ironment: <u>N</u>                  | lo Signif                               | icant Dange                             | rs                                 |
|                               |               |                                 |                                 |  |                                     |   |   |                                    |
| Actions Taken                 |               |                                 |                                 |  |                                     |   |   | •                                  |
| Monitoring Data               | : Data sho    | uld be attac                    | hed or sub                      | mitted to                              | TCEQ when                           | ı availab                               | ole.                                    |                                    |
|                               | yes           | , <u> </u>                      | ( no                            | Field                                  | d Measurement                       | ts                                      |   |                                    |
| N-Mariana -                   | yes           | X                               | no                              | Labo                                   | ratory Sample:                      | S                                       |   |                                    |
| Military                      | yes           | X                               | no                              | Fish                                   | Kill, If yes, esti                  | mated nu                                | mber killed                             |                                    |
| Actions Taken t               | o Mitigate A  | Adverse Effe                    | ects: Dilut                     | ed by He                               | avy Rainwat                         | er                                      |   |                                    |
|                               |               |                                 |                                 |  |                                     | *************************************** |   |                                    |
| Actions Taken t               | o Correct th  | ne Problem                      | and Preve                       | nt Recurr                              | ence: <u>66 In</u>                  | ch Sewe                                 | er Main, Mo                             | onitored Area                      |
| Verification Info             | rmation       |                                 |                                 | - Continue proposition                 |                                     |   |   |                                    |
| Information Rep               | orted By _    | R                               | ichard Sar<br>(Name)            | itos                                   | /                                   |   | LC/TV II                                |                                    |
| Date Reported _               | 10/           | 31/2015                         | Si                              | gnature:                               | THIMA                               | el                                      |   |                                    |
| TCEQ 0501 (Noven              | nber 5, 2002) | If the noncom<br>the permit nur | pliance is an<br>mber of the tr | unauthorize<br>eatment pla             | ed discharge fro<br>nt to which the | m a wast<br>collection                  | ewater collection                       | on system, use                     |

TCEQ Region 13 Fax: 545-4329

TCEQ Region 13 Phone: 490-3096