



April 27, 2023

U.S. Environmental Protection Agency, Region VI  
Attn: Ms. Judy Edelbrock (R6-ECDWA)  
Water Enforcement Branch  
U.S. EPA Region 6  
1201 Elm Street, Suite 500  
Dallas, TX 75270-2102

Via E-Mail  
[Edelbrock.Judy@epa.gov](mailto:Edelbrock.Judy@epa.gov)  
[mcelroy.damon@epa.gov](mailto:mcelroy.damon@epa.gov)

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 April 27, 2023 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,

A handwritten signature in black ink, appearing to read "Jeffrey J. Haby", is written over a light blue circular stamp.

Jeffrey J. Haby, P.E.  
Vice President  
Production & Treatment  
Enc. as stated



April 27, 2023

U.S. Department of Justice  
Environmental Enforcement Section  
Environment and Natural Resources Division  
P.O. Box 7611  
Washington, D.C. 20044-7611

Via E-mail  
[Asia.Mcneil-Womack@usdoj.gov](mailto:Asia.Mcneil-Womack@usdoj.gov)  
[Eescdcopy.enrd@usdoj.gov](mailto:Eescdcopy.enrd@usdoj.gov)  
[Mcelroy.damon@epa.gov](mailto:Mcelroy.damon@epa.gov)

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Sincerely,

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Jeffrey J. Haby, P.E.  
Vice President  
Production & Treatment  
Enc. as stated

Water Quality Noncompliance Notification

Unauthorized Discharge of Wastewater

Reportable Effluent Violation

Other \_\_\_\_\_

**General Information**

Entity Name: San Antonio Water System

Telephone: 210-233-3274

Permittee

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 3141 Culebra Rd, Approximately 2,610 Gallons Spilled Into Storm Drain Ferg:209-C4

Case #: 15090 / SR#: 4723714 / INSP#: 776907 / SRC: Sewer Main 16420 16419

Cause of Noncompliance: Grease

Duration: Sewer Manhole 16420 / Start 04/23/2023 18:18 / End 04/24/2023 03:00 / Hrs 8.7 / Gals 2610

Potential Dangers to Human Health and Safety or the Environment: No Significant Dangers

**Action Taken**

Monitoring Data: Data should be attached or submitted to TCEQ when available.

<u>    </u>	Yes	<input checked="" type="checkbox"/>	No	Field Measurements
<u>    </u>	Yes	<input checked="" type="checkbox"/>	No	Laboratory Samples
<u>    </u>	Yes	<input checked="" type="checkbox"/>	No	Fish Kill, If yes, estimated number killed 0

Actions Taken to Mitigate Adverse Effects: Area Cleaned and Disinfected, Flushed Area with H2O

Actions Taken to Correct the Problem and Prevent Recurrence: 24 Inch Sewer Main, Unstopped Main

**Verification Information**

Information Reported By: Eric M Viera

LC/TV

SR HEAVY EQUIPMENT OPERATOR-

Date Reported 4/23/2023

Signature:

*Eric M Viera* / *VICE PRES PRODUCTION*  
*JEFF HARDY*

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.

Water Quality Noncompliance Notification

Unauthorized Discharge of Wastewater

Reportable Effluent Violation

Other \_\_\_\_\_

**General Information**

Entity Name: San Antonio Water System

Telephone: 210-233-3274

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 100 Ligustrum Dr E, Approximately 100 Gallons Spilled Into Storm Drain Ferg:209-C2

Case #: 15092 / SR#: 4727170 / INSP#: 776963 / SRC: Sewer Main 35688 35411

Cause of Noncompliance: Grease

Duration: Sewer Manhole 35689 / Start 04/25/2023 12:55 / End 04/25/2023 13:15 / Hrs .33 / Gals 100

Potential Dangers to Human Health and Safety or the Environment: No Significant Dangers

**Action Taken**

Monitoring Data: Data should be attached or submitted to TCEQ when available.

<u>  </u>	Yes	<input checked="" type="checkbox"/>	No	Field Measurements
<u>  </u>	Yes	<input checked="" type="checkbox"/>	No	Laboratory Samples
<u>  </u>	Yes	<input checked="" type="checkbox"/>	No	Fish Kill, If yes, estimated number killed 0

Actions Taken to Mitigate Adverse Effects: Cleanup Ongoing

Actions Taken to Correct the Problem and Prevent Recurrence: 8 Inch Sewer Main, Unstopped Main

**Verification Information**

Information Reported By: Cedric D Martinez

Date Reported 4/25/2023

Signature:

*[Handwritten Signature]*  
**FIELD UTILITY COORDINATOR**  
**JEFF HAN**  
**VICE PRES**  
**PLD**  
**TLJ**

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.

Water Quality Noncompliance Notification

Unauthorized Discharge of Wastewater       Reportable Effluent Violation      Other \_\_\_\_\_

General Information

Entity Name: San Antonio Water System      Telephone: 210-233-3274  
 Permitte      Subscriber  
TCEQ Region: 13      County: Bexar      Permit Number: 10137-033-Steven M. Clouse

Noncompliance Summary

Description of Noncompliance (include location, discharge route, and estimated volume if an unauthorized discharge): The address of the spill was at 134 Boudet , Approximately 2,804 Gallons Spilled Into Storm Drain Ferg:231-F2

Case #: 15093 / SR#: 4728649 / SRC: Sewer Main 29285 28914

Cause of Noncompliance: Debris

Duration: Sewer Manhole 29285 / Start 04/26/2023 09:00 / End 04/26/2023 10:40 / Hrs 1.67 / Gals 2804

Potential Dangers to Human Health and Safety or the Environment: No Significant Dangers

Action Taken


Monitoring Data: Data should be attached or submitted to TCEQ when available.

<input checked="" type="checkbox"/>	Yes		No	Field Measurements
<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	Laboratory Samples
<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	Fish Kill, If yes, estimated number killed 0

Actions Taken to Mitigate Adverse Effects: Cleanup Ongoing

Actions Taken to Correct the Problem and Prevent Recurrence: 8 Inch Sewer Main, Unstopped Main

Verification Information

Information Reported By: Jonathan S Butler      HEAVY EQUIPMENT OPERATOR-LC/TV  
Date Reported 4/26/2023      Signature:       4/27/23  
Annette Duron, Director-Ops Support

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.

Water Quality Noncompliance Notification

Unauthorized Discharge of Wastewater

Reportable Effluent Violation

Other \_\_\_\_\_

**General Information**

Entity Name: San Antonio Water System

Telephone: 210-233-3274

Permitte

Subscriber

TCEQ Region: 13

County: Bexar

Permit Number: 10137-033-Steven M. Clouse

**Noncompliance Summary**

Description of Noncompliance (include location, discharge route, and estimated volume if an unauthorized discharge): The address of the spill was at 302 Cordelia , Approximately 299 Gallons Spilled Into Storm Drain , Ferg: 209-E7

Case #: 15107 / SR#: 4723672 / SRC: Sewer Main 20694 19889

Cause of Noncompliance: Rain Event

Duration: Sewer Manhole 20694 / Start 04/23/2023 14:29 / End 04/23/2023 15:30 / Hrs 1.02 / Gals 299

Potential Dangers to Human Health and Safety or the Environment: No Significant Dangers

**Action Taken**

Monitoring Data: Data should be attached or submitted to TCEQ when available.

<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	Field Measurements
<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	Laboratory Samples
<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	Fish Kill, If yes, estimated number killed 0

Actions Taken to Mitigate Adverse Effects: Area Cleaned and Disinfected, Diluted By Heavy Rainwater

Actions Taken to Correct the Problem and Prevent Recurrence: 8 Inch Sewer Main, , Monitored Area

**Verification Information**

Information Reported By: Sergio I Gomez

Date Reported 4/23/2023

Signature:

*[Handwritten Signature]*

EQUIPMENT OPERATOR-IC/TV  
 JEFF KATHN  
 VICE PRESIDENT

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.

Water Quality Noncompliance Notification

Unauthorized Discharge of Wastewater

Reportable Effluent Violation

Other \_\_\_\_\_

General Information

Entity Name: San Antonio Water System

Telephone: 210-233-3274

Permittee

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 1551 Bandera Rd, Approximately 112 Gallons Spilled Into Storm Drain Ferg:209-B2

Case #: 15091 / SR#: 4725985 / INSP#: 776952 / SRC: Sewer Main 538832 538833

Cause of Noncompliance: Grease

Duration: Sewer Manhole 1014665 / Start 04/24/2023 22:34 / End 04/24/2023 23:30 / Hrs .93 / Gals 112

Potential Dangers to Human Health and Safety or the Environment: No Significant Dangers

Action Taken

Monitoring Data: Data should be attached or submitted to TCEQ when available.

<input checked="" type="checkbox"/>	Yes		No	Field Measurements
<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	Laboratory Samples
<input type="checkbox"/>	Yes	<input checked="" type="checkbox"/>	No	Fish Kill, If yes, estimated number killed 0

Actions Taken to Mitigate Adverse Effects: Area Cleaned and Disinfected, Flushed Area with H2O

Actions Taken to Correct the Problem and Prevent Recurrence: 8 Inch Sewer Main, Unstopped Main

Verification Information

Information Reported By: Eric M Viera

LC/TV

SR HEAVY EQUIPMENT OPERATOR-

Date Reported 4/24/2023

Signature:

*Jeff Hardy* / *JEFF HARDY*  
*VICE PRES PRODUCTION*

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.