

#### April 2, 2024

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
<u>Asia.Mcneil-Womack@usdoj.gov</u>
<u>Eescdcopy.enrd@usdoj.gov</u>
<u>Mcelroy.damon@epa.gov</u>

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 2, 2024 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



#### April 2, 2024

Via E-Mail

Edelbrock.Judy@epa.gov

mcelroy.damon@epa.gov

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

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 2, 2024 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

X Unauthorized Disc	harge of Wastewater		_ Reportable Effluen	t Violation	Other	
General Information	on					
Entity Name: San Ant	onio Water System		Tele	ohone: <u>210-233-327</u> 4	<u>1</u>	
X Permittee	•	Subscribe				
TCEQ Region: 13	County: Bexar	_ Permit Numbe	r: <u>10137-033-Steven I</u>	M. Clouse		
Noncompliance Sur	mmary					
Description of Nonco	ompliance (include loc	ation, discharge route	, and estimated volur	ne if an unauthorize	ed discharge): The address of the spill wa	as at
	oximately 166 Gallons					
Case #: 17610 / SR#:	: 5298067 / INSP#: 82	1513 / SRC: Sewer M	ain 5305 5441			
Cause of Noncomplia	ance: Grease					
Duration: Sewer Mar	nhole 5305 / Start 03/2	28/2024 22:17 / End	03/28/2024 23:40 / 1	Hrs 1.38 / Gals 166		
Potential Dangers to	Human Health and Sa	fety or the Environme	nt: No Significant Da	angers		
Action Taken						
	a should be attached or	submitted to TCEO wh	en available.			
_	Yes <u>&gt;</u>			easurements		
<u> </u>	Yes <u>y</u>			ory Samples		
	Yes <u>&gt;</u>			ll, If yes, estimated r	number killed 0	
<u>—</u>		_				
Actions Taken to Miti	gate Adverse Effects: C	leanup Ongoing				
Actions Taken to Co	rrect the Problem and	Prevent Recurrence: 8	8 Inch Sewer Main, I	Jnstopped Main		
<b>Verification Inform</b>	nation					
Information Reported	By: Eric M Viera		<u>LC/TV</u>		SR HEAVY EQUIPMENT OPERATO	<u>)R-</u>
Date Reported 3/28/	/2024		Signature:	Annette Duron,	4/2/24 Director-Ops Support	
TCEQ 0501 (November 5, 2	2002) If the noncompliance is	an unauthorized discharge from	m a wasterwater collection s	ystem, use the permit num	ber of the treatment plant to which the collection syste	em is tied.

X Unauthorized D	ischarge of Wastewat	er	_Rep	ortable Effluen	it Violation	Other	
<b>General Inform</b>	ation						
Entity Name: San	Antonio Water System	1		Tele	phone: <u>210-233-3274</u>		
X Permittee			Subscriber				
TCEQ Region: <u>13</u>	County: Bexa	<u>r</u> P	ermit Number: 1013	37-003-Leon Cr	reek		
Noncompliance	Summary						
					me if an unauthorized dis	charge): The address	s of the spill was at
7415 Nessie Trail	s , Approximately 12	0 Gallons Spi	lled Into Drainage	Channel Leon	Creek Ferg:207 E7		
Case #: 17590 / S	R#: 5296372 / INSP‡	‡: 821521 / SF	RC: Sewer Main 12	62588 126258	9		
Cause of Noncom	pliance: Contractor						
Duration: Sewer M	Manhole 1262582 / S	Start 03/28/202	24 09:50 / End 03	/28/2024 11:50	0 / Hrs 2 / Gals 120		
Potential Dangers	to Human Health an	d Safety or the	e Environment: No	Significant Da	angers		
<b>Action Taken</b>							
Monitoring Data: I	Data should be attache	d or submitted	to TCEQ when ava	ilable.			
_	Yes	<u>X</u>	No	Field M	<b>l</b> easurements		
_	Yes	<u>X</u>	No	Laborat	tory Samples		
_	Yes	<u>X</u>	No	Fish Ki	ill, If yes, estimated numbe	r killed 0	
Actions Taken to M	Mitigate Adverse Effec	ets: Area Clean	ed and Disinfected,	Flushed Area v	with H2O		
Actions Taken to	Correct the Problem	and Prevent F	Recurrence: 8 Inch	Sewer Main, I	Unstopped Main		
<b>Verification Inf</b>	ormation						
Information Repor	ted By: Elliott Desha	_			<u>SI</u>	R FOREPERSON	
Date Reported 3/	/28/2024			Signature:	ad_	on One Court	4/2/24
TCEO 0501 (November	r 5 2002) If the noncomplia	aca ic an unauthori	zad discharga from a was	tarwatar collection (	Annette Duron, Directo		the collection system is tied

X Unauthorized Disc	harge of Wastewater		_Reportable Effluen	t Violation	Other	
General Informati	on					
Entity Name: San Ant	tonio Water System		Tele	phone: 210-233-3274		
X Permittee	·	Subscribe				
TCEQ Region: 13	County: Bexar	Permit Number	:: 10137-008-Salado (	<u>Creek</u>		
Noncompliance Su	mmary					
				ne if an unauthorize	d discharge): The address of	f the spill was at
10305 Perrin Beitel,	Approximately 120 Ga	allons Spilled Into Stro	eet Ferg:172-D7			
Case #: 17651 / SR#	: 5300151 / INSP#: 821	644 / SRC: Sewer Ma	nin 48077 47758			
Cause of Noncomplia	ance: Grease					
Duration: Sewer Mar	nhole 48077 / Start 03/	29/2024 20:50 / End	03/29/2024 21:30 /	Hrs .67 / Gals 120		
Potential Dangers to	Human Health and Saf	ety or the Environmer	nt: No Significant Da	angers		
Action Taken						
	a should be attached or s	ubmitted to TCEO whe	en available			
_	Yes $\underline{X}$			[easurements		
<del>_</del>	Yes X			tory Samples		
_	Yes X			ll, If yes, estimated nu	umber killed ()	
<del>_</del>	<u></u>	110	1 1011 121	11, 11 y es, estimates 11.		
Actions Taken to Miti	gate Adverse Effects: A	rea Cleaned and Disinfo	ected, Flushed Area v	vith H2O		
Actions Taken to Co	orrect the Problem and I	Prevent Recurrence: 8	B Inch Sewer Main, I	Unstopped Main		
Verification Inform	nation					
Information Reported	By: Eric M Viera		<u>LC/TV</u>		SR HEAVY EQUIPMENT	Γ OPERATOR-
Date Reported 3/29	/2024		Signature:	Annette Duron, D	irector-Ops Support	4/2/24
TCEQ 0501 (November 5, 2	2002) If the noncompliance is a	n unauthorized discharge from	n a wasterwater collection s	system, use the permit numb	per of the treatment plant to which the	collection system is tied.

X Unauthorized	Discharge of Wastewa	ter	_ Rep	ortable Effluent	t Violation	Other _	
<mark>General Inforn</mark>	mation						
Entity Name: <u>Sar</u>	n Antonio Water Syster	n		Telep	ohone: <u>210-233-3274</u>		
X Permittee			Subscriber				
TCEQ Region: 12	3 County: Bexa	ar Per	mit Number: <u>1013</u>	37-003-Leon Cr	eek		
Noncompliance	e Summary						
Description of N	Noncompliance (included in Charles Edward	de location, disch	arge route, and e	estimated volun	ne if an unauthorized	d discharge): The address Into River/Creek Unkn	ss of the spill was at
Creek, Ferg:147	-C5	rus Aquiler Cont	nounng Zone Ap	pproximatery 9,	,874 Gallons Spilled	into River/Creek Unkn	own intermittent
Case #: 17630 /	SR#: 5299662 / INSP	#: 821641 / SRC	: Sewer Main 24	953 11867			
Cause of Nonco	mpliance: Debris						
	36 1 1 24052 (9)	. 00/00/0004 1		0/0004.45.00			
Duration: Sewer	Manhole 24953 / Sta	art 03/29/2024 14	1:13 / End 03/29	9/2024 17:30 /	Hrs 3.28 / Gals 98/	/4	
Potential Danger	rs to Human Health ar	nd Safety or the I	Environment: No	Significant Da	ungers		
Action Taken							
Monitoring Data:	: Data should be attache	ed or submitted to	TCEQ when avai	ilable.			
_	Yes	<u>X</u>	No		easurements		
_	Yes	<u>X</u>	No		ory Samples		
_	Yes	<u>X</u>	No	Fish Kil	ll, If yes, estimated nu	imber killed 0	
Actions Taken to	Mitigate Adverse Effe	cts: Cleanun Ong	oing				
retions raken to	intigate Haveise Elle	ets. Cleanup Ong	Jing				
Actions Taken to	o Correct the Problem	and Prevent Red	currence: 8 Inch	Sewer Main, U	Jnstopped Main		
							_
Verification In	nformation						
Information Rend	orted By: Cedric D Ma	rtinez_				SR FIELD UTILITY	COORDINATOR
Information Repo	orted By: <u>Cedric D Mar</u>	rtinez_				SR FIELD UTILITY O	
Information Reported <u>(</u>	•	rtinez		Signature:	ad_		COORDINATOR 4/2/24
	•	rtinez		Signature:	Annette Duron, Dir		

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

# **Preliminary**

## Water Quality Noncompliance Notification

X Unauthorized Disc	harge of Wastewater	_ Reportable E	ffluent Violation	Other	,
General Information	on				
Entity Name: San Ant	onio Water System		Telephone: <u>210-233-327</u>	4	
X Permittee	,	Subscriber		_	
TCEQ Region: <u>13</u>	County: Bexar	Permit Number: <u>10137-033-St</u>	even M. Clouse		
Noncompliance Sur	mmary				
Description of Nonco	ompliance (include location	, discharge route, and estimated	volume if an unauthoriz	ed discharge): The address of the	spill was at
109 St Charles, App	roximately 100 Gallons Sp	illed Into Street Ferg:211-D8, Sp	oill Ongoing – Repairs P	ending	
Case #: 17611 / SR#:	5297094 / INSP#: 821624	/ WO#: 2603683 / SRC: Sewer	Service Line 16173		
Cause of Noncomplia	ance: Structural				
Duration: Sewer Serv	vice Line 16173 / Start 03	28/2024 14:09 / End 04/02/202	4 07:00 / Hrs 112.85 /	Gals 100	
Potential Dangers to	Human Health and Safety	or the Environment: No Signific	ant Dangers		
Action Taken					
	should be attached or subn	itted to TCEQ when available.			
_	Yes <u>X</u>		ield Measurements		
<del>-</del>	Yes <u>X</u>		aboratory Samples		
_	Yes <u>X</u>		ish Kill, If yes, estimated	number killed 0	
_					
Actions Taken to Miti	gate Adverse Effects: Clean	up Ongoing			
		1 0 0			
Actions Taken to Co	rrect the Problem and Prev	ent Recurrence: Ongoing Invest	rigation		
<b>Verification Inform</b>	nation				
	By: Brandon L Gonzalez			EIELD LITH ITV COOPERIA	TOP
mormation Reported	by. <u>Diandon L Gonzaiez</u>		$\bigcap$ $\Gamma$	FIELD UTILITY COORDINA	
Date Reported 3/28/	<u>/2024</u>	Signa	ture: UU—		4/2/24
			Annette Duron, I	Director-Ops Support	

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