

Jon Niermann, *Chairman*
Emily Lindley, *Commissioner*
Toby Baker, *Executive Director*



TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

Protecting Texas by Reducing and Preventing Pollution

August 2, 2019

Mr. William Fajardo
Excel Car Wash, Inc.
4101 North Street
Nacogdoches, Texas 79565

Re: Request for Drinking Water Survey - Immediate Response Requested
2601 North Street, Nacogdoches, Nacogdoches County; TCEQ Facility ID No. T-3531;
Customer No. CN600250211; Regulated Entity No. RN110816196

Dear Mr. Fajardo:

The *Affected Property Assessment Report (APAR)*, dated June 28, 2019, was received by the Texas Commission on Environmental Quality (TCEQ) on July 12, 2019. The information submitted indicates that concentrations in groundwater exceed residential health-based standards for ingestion. In order to comply with the requirements of Section 26.408(b) of the Texas Water Code, the TCEQ must notify all owners of private drinking water wells that may be affected by this groundwater contamination.

The TCEQ requests that you immediately conduct a drinking water survey in accordance with the enclosed TCEQ guidance document *Preparation of a Drinking Water Survey Report (RG-428)*. Please note that the Remediation Division requires that the applicable groundwater conservation district be contacted to obtain information they may have on private drinking water wells within the search area. Information pertaining to the location of the well, well construction details, the well owner and users and other pertinent information provided by the groundwater conservation district must be included in a *Drinking Water Survey Report*. Additionally, the report must document how and when the information was obtained.

Within seven days of receipt of this letter, please provide a written response that you intend to comply with the above request. Your response must be submitted to the TCEQ by mail, e-mail to robert.anderson@tceq.texas.gov or fax at (512) 239-4940 and must indicate the date that you will provide the TCEQ with the above-referenced information within 30 days of the date of this letter.

Please submit on paper copy and one electronic copy (on USB or disc) of the survey results as a *Drinking Water Survey Report* along with a completed "Drinking Water Survey Report Transmittal Form" to the TCEQ at the letterhead address using mail code number MC-127. *Preparation of a Drinking Water Survey Report (RG-428)* can be found at https://www.tceq.texas.gov/remediation/twc26_408.html. An additional copy of the materials should be submitted in electronic format to the local TCEQ Region Office. The information in the reference block should be included in all submittals. Note that the electronic and hard copies should be identical, complete copies. A Correspondence ID Form (TCEQ Form 20428) must accompany each document submitted to the Remediation Division, and should be affixed to the front of your submittal. The Correspondence ID Form helps ensure that your documents are identified correctly and are routed to the applicable program for a timely response.

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If we do not receive written acknowledgment that you will perform the survey or we do not receive the Drinking Water Survey Report by the dates requested in this letter, the TCEQ will use a state contractor to conduct the survey and may seek to recover from you the costs of performing the survey.

Please call me at (512) 239-4940 or contact me by fax or e-mail if you have any questions regarding this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Robert Anderson", is written over the word "Sincerely,".

Robert Anderson, Project Manager
VCP-CA Section
Remediation Division
Texas Commission on Environmental Quality

RA/bk

cc: Ms. Michelle K. Transier, Geologist, Hydrex Environmental, 1120 N.W. Stallings Drive,
Nacogdoches, TX 75964

Ms. Marilyn Gates, Waste Section Manager, TCEQ Region 10 Office, Beaumont