

Exhibit A

STW IGP_TXR15BH80_C 20150113_Final Report
Texas Commission on Environmental Quality
Investigation Report

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Customer: Triple P.G. Sand Development, L. L. C.
Customer Number: CN604086991

Regulated Entity Name: TRIPLE PG SAND DEVELOPMENT

Regulated Entity Number: RN106418817

Investigation # 1222233

Incident Numbers

207921

Investigator: KELLEY KARTYE

Site Classification MULTISECTOR GENERAL
PERMIT FOR INDUSTRIAL
WW

Conducted: 01/13/2015 -- 01/13/2015

SIC Code: 1442

Program(s): STORMWATER

Investigation Type: Compliance Investigation

Location:

Additional ID(s): TXR05BH80

Address: 1025 HUENI ROAD,
PORTER, TX , 77365

Local Unit: REGION 12 - HOUSTON

Activity Type(s): SWMSGPRC - SW MSGP Recon
SWCMPL - SW Complaint

Principal(s):

Role	Name
RESPONDENT	TRIPLE PG SAND DEVELOPMENT L L C

Contact(s):

Role	Title	Name	Phone
Participated in Investigation	SUPERVISOR	MR RANDY TAYLOR	Work (469) 867-3612
Regulated Entity Contact	MANAGER	MR VIKRAM VIJAYAKUMAR	Work (469) 867-3612
Participated in Investigation	MANAGER	MR VIKRAM VIJAYAKUMAR	Work (469) 867-3612
Regulated Entity Mail Contact	MANAGER	MR VIKRAM VIJAYAKUMAR	Work (469) 867-3612

Other Staff Member(s):

Role	Name
Investigator	STACEY CARR
Supervisor	ELIZABETH SEARS
QA Reviewer	MICHELLE RUCKSTUHL

RECEIVED

FEB 13 2015

TCEQ
CENTRAL FILE ROOM

Associated Check List

<u>Checklist Name</u>	<u>Unit Name</u>
WQ COMPLAINT INVESTIGATION	Comp
STORMWATER MSGP RECONNAISSANCE INVESTIGATION	Recon

Investigation Comments:**INTRODUCTION**

A Stormwater Reconnaissance investigation was conducted on January 13, 2015 at the Triple PG Sand Development to determine compliance with applicable water quality regulations. The investigation was conducted as the result of a complaint; therefore, no notification of the investigation was given. An exit interview, explaining the results of the investigation, was conducted on January 13, 2015 with Mr. Randy Taylor, Supervisor with Triple PG Sand Development. Mr. Taylor also received a copy of the TCEQ Exit Interview Form. A Notice of Violation (NOV) letter was issued to acknowledge compliance.

GENERAL FACILITY AND PROCESS INFORMATION

On December 29, 2014 the TCEQ received a complaint alleging that a sand pit was discharging very silty water into Lake Houston. Triple PG Sand Development was identified as the closest sand mining operation to the alleged discharge point. The mining operation lies in both Montgomery and Harris Counties and is located at 1025 Hueni Rd. near the City of Porter.

A site investigation was conducted on January 13, 2015. Mr. Taylor confirmed that the site regularly discharges to Caney Creek via a spillway located on the large recycled water pond. Mr. Taylor stated that, based on the water level in the large recycled water pond and the recent heavy rain, water was flowing over the spillway. The spillway was not accessible due to the instability of the sand from the recent heavy rain; therefore, the discharge was not observed by the investigator.

The site contains several active sand pits, a sand processing plant, and two recycled water ponds. The sand is dry mined from the active pits and trucked to the processing plant. Water is pumped from the large recycled water pond to use in the sorting process. The process water flows through a long ditch and into a small recycled water pond. The water then flows through a pipe back into the large recycled water pond. The large recycled water pond has a spillway located along the east side. During times of heavy rain the recycled water ponds levels become quite high. When the water reaches the level of the spillway it flows unencumbered over the spillway and into Caney Creek.

The receiving stream is Caney Creek, Segment no. 1010 of the San Jacinto River Basin. The facility may have been discharging at the time of the investigation. However, due to hazardous conditions samples were not collected.

BACKGROUND

A stormwater reconnaissance investigation, CCEDS No. 1015274, was conducted from April 10 through June 13, 2012. One resolved violation for failure to obtain coverage under the Multi-Sector General Permit (MSGP) was issued. An Aggregate Production Operation (APO) on-site survey was conducted on July 15, 2014. One resolved violation for failure to obtain an APO registration was issued.

ADDITIONAL INFORMATION

Triple PG Sand Development has one permit and one authorization with the TCEQ. The site's MSGP no. is TXR05BH80. The site's APO registration no. is AP0000963.

During the site visit, Mr. Randy Taylor was informed that the water being discharged off site was considered process water and could not be discharged under the site's MSGP. In order to discharge process water, the site must have an individual permit. The exit interview noted that the site was discharging without proper authorization.

Mr. Vikram Vijayakumar, Manager of Triple PG Sand Development arrived after the formal exit interview. The issues noted at the site were again discussed with him. Mr. Vijayakumar stated that they would bring in dirt and block the water from flowing over the spillway. Photographic documentation was submitted on January 18, 2015 showing that the spillway had been blocked.

ALLEGED VIOLATION(S) NOTED AND RESOLVED

Track Number: 559612

Resolution Status Date: 2/2/2015

Violation Start Date: Unknown

Violation End Date: 1/18/2015

2D TWC Chapter 26.121(a)(1)

Alleged Violation:

Investigation: 1222233

Comment Date: 02/02/2015

Failed to prevent the unauthorized discharge of process water. Triple PG Sand Development operates a sand mining operation that uses water to sort sand. Once the water has been used in the sand sorting process it becomes process water. The site's process water was flowing over a spillway and into Caney Creek. Process water may not be discharged to waters of the state without a permit.

Recommended Corrective Action: Submit documentation that the unauthorized discharge has ceased.

Resolution: According to documentation submitted on January 18, 2015, the permittee stopped the unauthorized discharge by blocking off the spillway.

Signed

[Signature]
Environmental Investigator

Date

1-26-15

Signed

[Signature]
Supervisor

Date

2-4-15

Attachments: (in order of final report submittal)

Enforcement Action Request (EAR)

Maps, Plans, Sketches

Letter to Facility (specify type): RES

Photographs

Investigation Report

Correspondence from the facility

Sample Analysis Results

Other (specify):

Manifests

Notice of Registration

Summary of Investigation Findings

TRIPLE PG SAND DEVELOPMENT
1025 HUENI ROAD
PORTER, MONTGOMERY COUNTY, TX 77365

Investigation #
1222233
Investigation Date: 01/13/2015

Additional ID(s): TXR05BH80

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