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Texas Commission on Environmental Quality

Protecting Texas by Reducing and Preventing Pollution

April 24, 2024

Delivered Via Certified Mail DWQ/NOV/02/1025

BORDEN COUNTY
SHANE WALKER, COUNTY JUDGE
117 E WASSON RD
GAIL, TX 79738-4005

SUBJECT: Notice of Violation: FLUORIDE MCL, AVERAGE
30 TAC §290.106(f) - MCL Based on Running Annual Average (RAA)
BORDEN COUNTY WATER SYSTEM - PWS ID NO. TX0170010
BORDEN County, TX

This letter contains important information about compliance requirements for your public water system.

Attention: Public Water System Owner / Manager / Operator

The Texas Commission on Environmental Quality (TCEQ) has determined that **BORDEN COUNTY WATER SYSTEM** has violated the maximum contaminant level (MCL) for fluoride in the water supplied to its customers. This violation occurred during quarter two 2024. Title 30 Texas Administrative Code (30 TAC) §290.106 describes how we determined that this violation occurred.

The MCL for fluoride is 4.0 milligrams per liter (mg/L) based on a running annual average (RAA). From the data contained in the attached report, we determined a compliance value for fluoride in quarter two 2024 of 5.4 mg/L for EP001.

Your public water system is required to issue public notification to your customers about the MCL violation as soon as possible, but no later than 90 days after the date the violation was identified in accordance with 30 TAC §290.122. You are required to repeat the notice every three months for as long as the violation persists. You should use the same method that you used for the initial notice.

The TCEQ recommends that the public water system provide a copy of the Public Notice(s) to local and state officials, such as Mayors, City Council Members, County Commissioners, Judges, and/or State Representatives, that are located in or that represent the affected area(s) served by the system.

The public notice must use the enclosed mandatory language for every notice, and include a brief statement about how you plan to address the problem as described in 30 TAC §290.122(d). This statement must describe what actions the water system is taking to correct the violation and when the water system expects to return to compliance. Please send a copy of the public notification and a signed Certificate of Delivery for Public Notice to this office within 10 days after it has been delivered. Mail to:

Drinking Water Inventory and Protection Team
TCEQ Public Drinking Water (MC-155)
P.O. Box 13087
Austin TX 78711-3087

Please note that enforcement actions resulting from noncompliance may result in fines for each violation.

P.O. Box 13087 · Austin, Texas 78711-3087 · 512-239-1000 · www.tceq.texas.gov

How is our customer service? www.tceq.texas.gov/goto/customersurvey

printed on recycled paper

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To view your public water system information, including the status of your violation(s), and public notice requirements, visit Texas Drinking Water Watch at:
<<http://dww2.tceq.texas.gov/DWW/>>

If you have not already done so, we encourage you to seek assistance. One form of assistance we can offer is through the TCEQ Directed Assistance Contract that is designed to offer free assistance to public water supplies in financial, managerial and technical areas. Please call the financial, managerial, and technical (FMT) assistance program at (512) 239-4691 and ask for a referral for "MCL violation directed assistance." If you would prefer, you can contact a member of the Drinking Water Quality Team at PWSCHEM@tceq.texas.gov to assist you with this referral.

If you have questions regarding this **MCL violation**, please contact:

Drinking Water Standards Section, Drinking Water Quality Team
Phone: (512) 239-4691
Email: PWSChem@tceq.texas.gov

If you have questions regarding **public notice requirements**, please contact:

Kristine Krieg, Public Notice Compliance Coordinator
Phone: 512-239-5723
Fax: (512) 239-3666
Email: PWSPN@tceq.texas.gov

Sincerely,



Laura Higgins, Section Manager
Drinking Water Standards Section
Water Supply Division
Texas Commission on Environmental Quality

LH/av
Enclosures
cc: TCEQ Region 7

MACIE JUSTICE, OPERATOR PO BOX 156 GAIL, TX 79738-0156

**Violation Sample Results Report:
BORDEN COUNTY WATER SYSTEM PWS ID: TX0170010**

EP001

Violation ID Number	Monitoring Period	Violation Description	Analyte Description	Calculated Compliance Value
960007215	2Q2024	MCL, AVERAGE	FLUORIDE	5.4 mg/L

Results for Quarter 2 of 2024: FLUORIDE

Sample ID:Q2415496002 04/03/2024 TRT-TAP W SIDE OF COURTHOUSE 5.46 mg/L

Results for Quarter 1 of 2024: FLUORIDE

Sample ID:Q2400499004 01/04/2024 TRT-TAP W SIDE OF COURTHOUSE 5.28 mg/L

Results for Quarter 4 of 2023: FLUORIDE

Sample ID:Q2342691002 10/04/2023 TRT-TAP W SIDE OF COURTHOUSE 5.48 mg/L

Results for Quarter 3 of 2023: FLUORIDE

Sample ID:Q2326072002 07/05/2023 TRT-TAP W SIDE OF COURTHOUSE 5.19 mg/L

