

Jon Niermann, *Chairman*  
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Toby Baker, *Executive Director*



## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

*Protecting Texas by Reducing and Preventing Pollution*

May 14, 2020

Mr. Ronald Morosky  
(Via email)  
Copano Enterprises LLC  
201 Isabella Street  
Pittsburgh, PA 15212-5858

Re: TCEQ Approval of *Class 3 Groundwater Demonstration Report*, dated April 24, 2020  
Copano Enterprises LLC, dba CE Ranch LLC Copano Site (Beds 1-4), Aransas and San Patricio County, Texas;  
9019 Settlement Agreement effective May 21, 2108; TCEQ SWR No. 30097; EPA ID No. TXD008129983; Customer No. CN605550557; Regulated Entity No. RN104914312

Dear Mr. Morosky:

The Texas Commission on Environmental Quality (TCEQ) has reviewed the above referenced report prepared by representatives of Copano Enterprises LLC, dba CE Ranch LLC (Copano Enterprises LLC) for the Copano Site. TCEQ letter dated June 10, 2019 previously directed Copano Enterprises LLC to submit an Affected Property Assessment Report (APAR) for the Copano Site in response to the approval of the *Revised Preliminary Groundwater Assessment Report* and *Revised Drinking Water Survey Report*.

The groundwater monitoring network at the Copano Site currently consists of 34 permanent monitoring wells. Twenty-five of the wells are completed in the uppermost water-bearing unit (Zone A) and nine wells are completed in the next lower water-bearing unit (Zone B). The April 24, 2020 Class 3 Groundwater Demonstration Report documents the monitoring and sampling of the 34 wells over a period of five consecutive sampling events. Total Dissolved Solids (TDS) groundwater sample results from monitor wells installed in Zone A and B had an average concentrations of 34,204 mg/L, and 40,218 mg/L, respectively. Based on our review, the groundwater resource classification evaluation performed by Copano Enterprises LLC for the Copano Site documents the uppermost GWBUs at the Copano Site (Zones A and B) meet the criteria for a Class 3 groundwater resource, as defined by TRRP Rule §350.52(3), and the evaluation is also consistent with RG-366/TRRP-8. *Please ensure the April 24, 2020 groundwater resource classification information is incorporated into the pending Affected Property Assessment Report (APAR) for the Copano Site as required by 30 TAC §350.52.*

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Please be aware that it is the continuing obligation of persons associated with a site to ensure that municipal hazardous waste and industrial solid waste are managed in a manner which does not cause the discharge or imminent threat of discharge of waste into or adjacent to waters in the state, a nuisance, or the endangerment of the public health and welfare as required by 30 TAC §335.4.

Questions concerning this letter should be directed to me at (512) 239-6542. When responding by mail, please submit an electronic copy of all corrective action program-related materials to the TCEQ Remediation Division at [corract@tceq.texas.gov](mailto:corract@tceq.texas.gov) until further notice. An additional copy should be submitted in electronic format to the local TCEQ Region Office. The information in the reference block should be included in all submittals. A Correspondence ID Form (TCEQ Form 20428) must accompany each document submitted to the Remediation Division and should be included with 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. Questions concerning this letter should be directed to me via email at [Eleanor.Wehner@tceq.texas.gov](mailto:Eleanor.Wehner@tceq.texas.gov).

Sincerely,



Eleanor T. Wehner, P. G.  
Sr. Project Manager  
VCP-CA Section  
Remediation Division  
Texas Commission on Environmental Quality

ETW/etw

cc: Mr. Matt Wickham, Golder Associates Inc., via email  
Mr. Tim Purdue, Waste Section Manager, TCEQ Region 14 Office, Corpus Christi, via email