

EXECUTIVE SUMMARY - ENFORCEMENT MATTER

DOCKET NO.: 2006-1027-DCL-E **TCEQ ID:** RN104085543, RN104094404, RN104085568, RN104085709, RN104980115 and RN104094453

CASE NO.: 30299

RESPONDENT NAME: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners

ORDER TYPE:

<input checked="" type="checkbox"/> 1660 AGREED ORDER	<input type="checkbox"/> FINDINGS AGREED ORDER	<input type="checkbox"/> AMENDED ORDER	<input type="checkbox"/> IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
<input type="checkbox"/> SHUTDOWN ORDER	<input type="checkbox"/> FINDINGS DEFAULT ORDER	<input type="checkbox"/> EMERGENCY ORDER	

CASE TYPE:

<input type="checkbox"/> AGRICULTURE	<input type="checkbox"/> AIR	<input type="checkbox"/> INDUSTRIAL AND HAZARDOUS WASTE	<input type="checkbox"/> MUNICIPAL SOLID WASTE
<input type="checkbox"/> OCCUPATIONAL CERTIFICATION	<input type="checkbox"/> PETROLEUM STORAGE TANKS	<input type="checkbox"/> PUBLIC WATER SUPPLY	<input type="checkbox"/> RADIOACTIVE WASTE
<input type="checkbox"/> MULTI-MEDIA (check all that apply)	<input type="checkbox"/> SEWAGE SLUDGE	<input type="checkbox"/> UNDERGROUND INJECTION CONTROL	<input type="checkbox"/> USED OIL
<input type="checkbox"/> USED OIL FILTER	<input type="checkbox"/> WATER QUALITY	<input checked="" type="checkbox"/> DRY CLEANER REGISTRATION	

SITE WHERE VIOLATION(S) OCCURRED: 1.50 Cleaners, 1904 East Griffin Parkway, Suite B; 1928 North Conway Avenue, Suite E in Mission; 1005 West Nolana Street; 200 North McColl Road, Suite A in McAllen; 3800 West Expressway 83, Suite C in Palmview and 2524 West Freedy Gonzalez Drive in Edinburg, Hidalgo County, Texas (the "Facilities").

TYPE OF OPERATION: Drycleaning drop stations

SMALL BUSINESS: Yes No

OTHER SIGNIFICANT MATTERS: There are no complaints. There is no record of additional pending enforcement actions regarding these facility locations.

INTERESTED PARTIES: No one other than the ED and the Respondent has expressed an interest in this matter.

COMMENTS RECEIVED: The *Texas Register* comment period expired on January 29, 2007. No comments were received.

CONTACTS AND MAILING LIST:

TCEQ Attorney/SEP Coordinator: None

TCEQ Enforcement Coordinator: Mr. Rajesh Acharya, Enforcement Division, Enforcement Section IV, MC 128, (512) 239-0577; Mr. Steven Lopez, Enforcement Division, MC 219, (512) 239-1896

TCEQ Field Investigator: Mr. Errasmo Yarrito, Harlingen Regional Office, MC R-15, (956) 430-6046

Respondents: Mr. Felipe Avila, Mr. Samuel Avila, and Ms. Sandra Tamez, Partners/Owners, 1.50 Cleaners, 2003 North 10th Street A, McAllen, Texas 78501

Respondent's Attorney: Not represented by counsel on this enforcement matter

VIOLATION SUMMARY CHART:

VIOLATION INFORMATION	PENALTY CONSIDERATIONS	CORRECTIVE ACTIONS TAKEN/REQUIRED
<p>Type of Investigation: <input type="checkbox"/> Complaint <input checked="" type="checkbox"/> Routine <input type="checkbox"/> Enforcement Follow-up <input type="checkbox"/> Records Review</p> <p>Date of Complaint Relating to this Case: None</p> <p>Date(s) of Investigation(s) Relating to this Case: June 5, 6, 7 and 8, 2006</p> <p>Dates of NOEs Relating to this Case: July 12, 2006 and July 21, 2006 (NOE)</p> <p>Background Facts: These were routine investigations. Two violations were documented.</p> <p>WASTE</p> <p>1) Failed to renew the facility's registration by completing and submitting the required registration form to the TCEQ for the facility located at 1005 West Nolana Street in McAllen [30 TEX. ADMIN. CODE § 337.11(e) and TEX. HEALTH & SAFETY CODE § 374.102].</p> <p>2) Failed to complete and submit the required registration form to the TCEQ for the remainder Facilities [30 TEX. ADMIN. CODE § 337.10(a) and TEX. HEALTH & SAFETY CODE § 374.102].</p>	<p>Total Assessed: \$5,334</p> <p>Total Deferred: \$1,068 <input checked="" type="checkbox"/> Expedited Settlement <input type="checkbox"/> Financial Inability to Pay</p> <p>SEP Conditional Offset: \$0</p> <p>Total Paid (Due) to General Revenue: \$241 (remaining \$4,025 due in 23 monthly payments of \$175 each)</p> <p>ALL FACILITIES Site Compliance History Classification: <input type="checkbox"/> High <input type="checkbox"/> Avg. <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification: <input type="checkbox"/> High <input type="checkbox"/> Avg. <input type="checkbox"/> Poor</p> <p>Major Source: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>Applicable Penalty Policy: September 2002</p>	<p>Corrective Actions Taken:</p> <p>The Executive Director recognizes that Messrs. Avila & Ms. Tamez submitted completed registration forms to the TCEQ for the Facilities on June 27, 2006.</p>



Policy Revision 2 (September 2002)

Penalty Calculation Worksheet (PCW)

PCW Revision May 19, 2005

DATES	Assigned	17-Jul-2006	Screening	19-Jul-2006	EPA Due	
	PCW	17-Aug-2006				

RESPONDENT/FACILITY INFORMATION	
Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1:50 Cleaners
Reg. Ent. Ref. No.	RN104094404
Facility/Site Region	15-Harlingen
Major/Minor Source	Minor Source

CASE INFORMATION			
Enf./Case ID No.	30299	No. of Violations	1
Docket No.	2006-1027-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Rajesh Acharya
Multi-Media		EC's Team	Enforcement Team 7
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1 \$1,185

ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History 0% Enhancement Subtotals 2, 3, & 7 \$0

Notes: No adjustment for compliance history.

Culpability No 0% Enhancement Subtotal 4 \$0

Notes: The respondent does not meet the culpability criteria.

Good Faith Effort to Comply 25% Reduction Subtotal 5 -\$296

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	X	
N/A		(mark with a small x)

Notes: The respondent came into compliance on June 27, 2006.

Economic Benefit 0% Enhancement* Subtotal 6 \$0

Total EB Amounts	\$10	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7 Final Subtotal \$889

OTHER FACTORS AS JUSTICE MAY REQUIRE Adjustment \$0

Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes:

Final Penalty Amount \$889

STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty \$889

DEFERRAL 20% Reduction Adjustment -\$178

Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY \$711

Screening Date	19-Jul-2006	Docket No.	2006-1027-DCL-E	PCW
Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners			Version 2 (September 2002)
Case ID No.	30299			PCW Revision May 19, 2005
Reg. Ent. Reference No.	RN104094404			
Media [Statute]	Drycleaner			
Enf. Coordinator	Rajesh Acharya			

Compliance History Worksheet

>> **Compliance History Site Enhancement (Subtotal 2)**

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgements or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were</i>	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
<i>Please Enter Yes or No</i>			
Other	Environmental management systems in place for one year or more	no	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	no	0%
	Participation in a voluntary pollution reduction program	no	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	no	0%

Adjustment Percentage (Subtotal 2) 0%

>> **Repeat Violator (Subtotal 3)**

No **Adjustment Percentage (Subtotal 3)** 0%

>> **Compliance History Person Classification (Subtotal 7)**

N/A **Adjustment Percentage (Subtotal 7)** 0%

>> **Compliance History Summary**

Compliance History Notes No adjustment for compliance history.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 0%

Screening Date 19-Jul-2006 **Docket No.** 2006-1027-DCL-E **PCW**

Respondent Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners *Revision 2 (September 2002)*

Case ID No. 30299 *PCW Revision May 19, 2005*

Reg. Ent. Reference No. RN104094404

Media [Statute] Drycleaner

Enf. Coordinator Rajesh Acharya

Violation Number 1

Primary Rule Cite(s) 30 Tex. Admin. Code § 337.10(a)

Secondary Rule Cite(s) Tex. Health & Safety Code § 374.102

Violation Description The respondent failed to complete and submit the required registration form to the TCEQ for a dry cleaning and/or drop station facility.

Base Penalty \$50

>> **Environmental, Property and Human Health Matrix**

		Harm			Percent
Release		Major	Moderate	Minor	
OR	Actual				
	Potential				

>> **Programmatic Matrix**

		Falsification	Major	Moderate	Minor	Percent
			X			

Matrix Notes 100% of the rule requirement was not met.

Adjustment -\$45

Base Penalty Subtotal \$5

Violation Events

Number of Violation Events 237

<i>mark only one use a small x</i>	daily	X
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	

Violation Base Penalty \$1,185

Two hundred thirty-seven daily events are recommended from the September 1, 2005 deadline to the April 26, 2006 deadline established by the TCEQ letter dated March 24, 2006.

Economic Benefit (EB) for this violation		Statutory Limit Test	
Estimated EB Amount	\$10	Violation Final Penalty Total	\$889
This violation Final Assessed Penalty (adjusted for limits)			\$889

Economic Benefit Worksheet

Respondent: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
 Case ID No: 30299
 Reg. Ent. Reference No: RN104094404
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs	\$250	01-Sep-2005	27-Jun-2006	0.8	\$10	n/a	\$10
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: The estimated cost to register a dry cleaning or drop station facility annually. The date required is the date that the completed registration form was due and the final date is the date the respondent came into compliance.

Avoided Costs							
ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)							
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

TOTAL

Compliance History

Customer/Respondent/Owner-Operator: CN603150251 AVILA, FELIPE Classification: Rating:
Regulated Entity: RN104094404 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 1904 E GRIFFIN PKWY STE B, MISSION, TX, 78572
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006

Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? Yes
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA &
SANDRA E TAMEZ
4. If Yes, who was/were the prior owner(s)? American Dryclean, Inc.
5. When did the change(s) in ownership occur? 7/11/2005

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/10/2006 (482049)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Compliance History

Customer/Respondent/Owner-Operator: CN603150277 TAMEZ, SANDRA E Classification: Rating:
Regulated Entity: RN104094404 1.50 CLEANERS Classification: Site Rating:

ID Number(s):

Location: 1904 E GRIFFIN PKWY STE B, MISSION, TX, 78572

TCEQ Region: REGION 15 - HARLINGEN

Date Compliance History Prepared: July 24, 2006

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? Yes
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA
& SANDRA E TAMEZ
4. If Yes, who was/were the prior owner(s)? American Dryclean, Inc.
5. When did the change(s) in ownership occur? 7/11/2005

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
- B. Any criminal convictions of the state of Texas and the federal government.
N/A
- C. Chronic excessive emissions events.
N/A
- D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/10/2006 (482049)
N/A
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
- F. Environmental audits.
N/A
- G. Type of environmental management systems (EMSs).
N/A
- H. Voluntary on-site compliance assessment dates.
N/A
- I. Participation in a voluntary pollution reduction program.
N/A
- J. Early compliance.
N/A

Sites Outside of Texas

N/A

Compliance History

Customer/Respondent/Owner-Operator: CN602523029 Samuel Avila Classification: Rating:
Regulated Entity: RN104094404 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 1904 E GRIFFIN PKWY STE B, MISSION, TX, 78572
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? Yes
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA
& SANDRA E TAMEZ
4. If Yes, who was/were the prior owner(s)? American Dryclean, Inc.
5. When did the change(s) in ownership occur? 7/11/2005

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/10/2006 (482049)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A



Policy Revision 2 (September 2002)

Penalty Calculation Worksheet (PCW)

PCW Revision May 19, 2005

TCEQ

DATES	Assigned	17-Jul-2006	Screening	18-Jul-2006	EPA Due	
	PCW	09-Aug-2006				

RESPONDENT/FACILITY INFORMATION

Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners		
Reg. Ent. Ref. No.	RN104085543		
Facility/Site Region	15-Harlingen	Major/Minor Source	Minor Source

CASE INFORMATION

Enf./Case ID No.	30299	No. of Violations	1
Docket No.	2006-1027-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Rajesh Acharya
Multi-Media		EC's Team	Enforcement Team 7
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1 \$1,185

ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History 0% Enhancement Subtotals 2, 3, & 7 \$0

Notes: No adjustment for compliance history.

Culpability No 0% Enhancement Subtotal 4 \$0

Notes: The respondent does not meet the culpability criteria.

Good Faith Effort to Comply 25% Reduction Subtotal 5 -\$296

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	X	
N/A		(mark with a small x)

Notes: The respondent came into compliance on June 27, 2006.

Economic Benefit 0% Enhancement* Subtotal 6 \$0

Total EB Amounts	\$10	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7 Final Subtotal \$889

OTHER FACTORS AS JUSTICE MAY REQUIRE Adjustment \$0

Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes:

Final Penalty Amount \$889

STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty \$889

DEFERRAL 20% Reduction Adjustment -\$178

Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY \$711

Screening Date	18-Jul-2006	Docket No.	2006-1027-DCL-E	PCW
Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners			Version 2 (September 2002)
Case ID No.	30299			PCW Revision May 19, 2005
Reg. Ent. Reference No.	RN104085543			
Media [Statute]	Drycleaner			
Enf. Coordinator	Rajesh Acharya			

Compliance History Worksheet

>> Compliance History *Site Enhancement* (Subtotal 2)

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgements or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were</i>	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
Other	Environmental management systems in place for one year or more	no	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	no	0%
	Participation in a voluntary pollution reduction program	no	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	no	0%

Please Enter Yes or No

Adjustment Percentage (Subtotal 2) 0%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History *Person Classification* (Subtotal 7)

N/A

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

No adjustment for compliance history.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 0%

Cleaners_RN104085543_PCW.wb3
Screening Date 18-Jul-2006 **Docket No.** 2006-1027-DCL-E **PCW**
Respondent Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners *ision 2 (September 2002)*
Case ID No. 30299 *PCW Revision May 19, 2005*
Reg. Ent. Reference No. RN104085543
Media [Statute] Drycleaner
Enf. Coordinator Rajesh Acharya
Violation Number 1
Primary Rule Cite(s) 30 Tex. Admin. Code § 337.10(a)
Secondary Rule Cite(s) Tex. Health & Safety Code § 374.102
Violation Description The respondent failed to complete and submit the required registration form to the TCEQ for a dry cleaning and/or drop station facility.
Base Penalty \$50

>> **Environmental, Property and Human Health Matrix**

		Harm				
Release		Major	Moderate	Minor		
OR	Actual				Percent	
	Potential					

>> **Programmatic Matrix**

		Falsification	Major	Moderate	Minor		
			X			Percent	10%

Matrix Notes 100% of the rule requirement was not met.
Adjustment -\$45
Base Penalty Subtotal \$5

Violation Events

Number of Violation Events 237

mark only one use a small x	daily	X
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	

Violation Base Penalty \$1,185

Two hundred thirty-seven daily events are recommended from the September 1, 2005 deadline to the April 26, 2006 deadline established by the TCEQ letter dated March 24, 2006.

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount \$10	Violation Final Penalty Total \$889
This violation Final Assessed Penalty (adjusted for limits) \$889	

Cleaners RN104085543 PCW wps
Economic Benefit Worksheet

Respondent: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
 Case ID No: 30299
 Reg. Ent. Reference No: RN104085543
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs	\$250	01-Sep-2005	27-Jun-2006	0.8	\$10	n/a	\$10
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: The estimated cost to register a dry cleaning or drop station facility annually. The date required is the date that the completed registration form was due and the final date is the date the respondent came into compliance.

Avoided Costs							
ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)							
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs:

Approx. Cost of Compliance **\$250** **TOTAL \$10**

Compliance History

Customer/Respondent/Owner-Operator: CN602523029 Samuel Avila Classification: Rating:
Regulated Entity: RN104085543 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 1928 N CONWAY AVE STE E, MISSION, TX, 78572
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

- | | |
|--|-----|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | N/A |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
- B. Any criminal convictions of the state of Texas and the federal government.
N/A
- C. Chronic excessive emissions events.
N/A
- D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/10/2006. (482056)
N/A
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
- F. Environmental audits.
N/A
- G. Type of environmental management systems (EMSs).
N/A
- H. Voluntary on-site compliance assessment dates.
N/A
- I. Participation in a voluntary pollution reduction program.
N/A
- J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Compliance History

Customer/Respondent/Owner-Operator: CN603150251 AVILA, FELIPE Classification: Rating:
Regulated Entity: RN104085543 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 1928 N CONWAY AVE STE E, MISSION, TX, 78572
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? No
3. If Yes, who is the current owner? N/A
4. If Yes, who was/were the prior owner(s)? N/A
5. When did the change(s) in ownership occur? N/A

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/10/2006 (482056)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Compliance History

Customer/Respondent/Owner-Operator: CN603150277 TAMEZ, SANDRA E Classification: Rating:
Regulated Entity: RN104085543 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 1928 N CONWAY AVE STE E, MISSION, TX, 78572
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? No
3. If Yes, who is the current owner? N/A
4. If Yes, who was/were the prior owner(s)? N/A
5. When did the change(s) in ownership occur? N/A

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

N/A

- B. Any criminal convictions of the state of Texas and the federal government.

N/A

- C. Chronic excessive emissions events.

N/A

- D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1 07/10/2006 (482056)

- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

- F. Environmental audits.

N/A

- G. Type of environmental management systems (EMSs).

N/A

- H. Voluntary on-site compliance assessment dates.

N/A

- I. Participation in a voluntary pollution reduction program.

N/A

- J. Early compliance.

N/A

Sites Outside of Texas

N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision May 19, 2005

DATES	Assigned	24-Jul-2006	Screening	02-Aug-2006	EPA Due	
	PCW	09-Aug-2006				

RESPONDENT/FACILITY INFORMATION	
Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
Reg. Ent. Ref. No.	RN104085709
Facility/Site Region	15- Harlingen
Major/Minor Source	Minor Source

CASE INFORMATION			
Enf./Case ID No.	30299	No. of Violations	1
Docket No.	2006-1027-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Rajesh Acharya
Multi-Media		EC's Team	Enforcement Team 7
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$1,185
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History	0% Enhancement	Subtotals 2, 3, & 7	\$0
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Notes: No adjustment due to compliance history.

Culpability	No	0% Enhancement	Subtotal 4	\$0
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Notes: The respondent does not meet the culpability criteria.

Good Faith Effort to Comply	25% Reduction	Subtotal 5	-\$296
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	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	X	
N/A		(mark with a small x)

Notes: The respondent came into compliance on June 27, 2006.

Economic Benefit	0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$10	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$889
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OTHER FACTORS AS JUSTICE MAY REQUIRE	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes:

Final Penalty Amount	\$889
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$889
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DEFERRAL	20% Reduction	Adjustment	-\$178
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Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY	\$711
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Screening Date	02-Aug-2006	Docket No.	2006-1027-DCL-E	PCW
Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners			ision 2 (September 2002)
Case ID No.	30299			PCW Revision May 19, 2005
Reg. Ent. Reference No.	RN104085709			
Media [Statute]	Drycleaner			
Enf. Coordinator	Rajesh Acharya			

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (number of NOVs meeting criteria)	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (number of judgements or consent decrees meeting criteria)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (number of counts)	0	0%
Emissions	Chronic excessive emissions events (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were disclosed)	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which violations were disclosed)	0	0%
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 0%

>> Repeat Violator (Subtotal 3)

No	Adjustment Percentage (Subtotal 3) 0%
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>> Compliance History Person Classification (Subtotal 7)

N/A	Adjustment Percentage (Subtotal 7) 0%
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>> Compliance History Summary

Compliance History Notes	No adjustment due to compliance history.
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Total Adjustment Percentage (Subtotals 2, 3, & 7) 0%

Cleaners_RN104085709_PCW.gpw
Screening Date 02-Aug-2006 **Docket No.** 2006-1027-DCL-E **PCW**
Respondent Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners *ision 2 (September 2002)*
Case ID No. 30299 *PCW Revision May 19, 2005*
Reg. Ent. Reference No. RN104085709
Media [Statute] Drycleaner
Enf. Coordinator Rajesh Acharya
Violation Number 1
Primary Rule Cite(s) 30 Tex. Admin. Code § 337.10(a)
Secondary Rule Cite(s) Tex. Health & Safety Code § 374.102
Violation Description The respondent failed to complete and submit the required registration form to the TCEQ for a dry cleaning and/or drop station facility.
Base Penalty \$50

>> **Environmental, Property and Human Health Matrix**

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				
Potential				

>> **Programmatic Matrix**

Falsification	Major	Moderate	Minor	Percent
	X			10%

Matrix Notes: 100% of the rule requirement was not met.
Adjustment -\$45
Base Penalty Subtotal \$5

Violation Events
Number of Violation Events 237

daily	X
monthly	
quarterly	
semiannual	
annual	
single event	

mark only one use a small x
Violation Base Penalty \$1,185
 Two hundred thirty-seven daily events are recommended from the September 1, 2005 deadline to the April 26, 2006 deadline established by the TCEQ letter dated March 24, 2006.

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount \$10	Violation Final Penalty Total \$889
This violation Final Assessed Penalty (adjusted for limits) \$889	

Economic Benefit Worksheet

Respondent: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
 Case ID No. 30299
 Reg. Ent. Reference No. RN104085709
 Media [Statute] Drycleaner
 Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs	\$250	01-Sep-2005	27-Jun-2006	0.8	\$10	n/a	\$10
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: The estimated cost to register a dry cleaning or drop station facility annually. The date required is the date that the completed registration form was due and final date is the date the respondent came into compliance.

Avoided Costs							
ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)							
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs:

Approx. Cost of Compliance **\$250** TOTAL **\$10**

Compliance History

Customer/Respondent/Owner-Operator: CN602523029 Samuel Avila Classification: Rating:
Regulated Entity: RN104085709 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 200 N MCCOLL RD STE A, MCALLEN, TX, 78501
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

- | | |
|--|-----|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | N/A |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
- B. Any criminal convictions of the state of Texas and the federal government.
N/A
- C. Chronic excessive emissions events.
N/A
- D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/20/2006 (481075)
N/A
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
- F. Environmental audits.
N/A
- G. Type of environmental management systems (EMSs).
N/A
- H. Voluntary on-site compliance assessment dates.
N/A
- I. Participation in a voluntary pollution reduction program.
N/A
- J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Compliance History

Customer/Respondent/Owner-Operator: CN603150251 AVILA, FELIPE Classification: Rating:
Regulated Entity: RN104085709 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 200 N MCCOLL RD STE A, MCALLEN, TX, 78501
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

- | | |
|--|-----|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | N/A |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
- B. Any criminal convictions of the state of Texas and the federal government.
N/A
- C. Chronic excessive emissions events.
N/A
- D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/20/2006 (481075)
N/A
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
- F. Environmental audits.
N/A
- G. Type of environmental management systems (EMSs).
N/A
- H. Voluntary on-site compliance assessment dates.
N/A
- I. Participation in a voluntary pollution reduction program.
N/A
- J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Compliance History

Customer/Respondent/Owner-Operator: CN603150277 TAMEZ, SANDRA E Classification: Rating:
Regulated Entity: RN104085709 1.50 CLEANERS Classification: Site Rating:

ID Number(s):

Location: 200 N MCCOLL RD STE A, MCALLEN, TX, 78501

TCEQ Region: REGION 15 - HARLINGEN

Date Compliance History Prepared: July 24, 2006

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

- | | |
|--|-----|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | N/A |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

Components (Multimedia) for the Site :

A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

N/A

B. Any criminal convictions of the state of Texas and the federal government.

N/A

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1 07/20/2006 (481075)

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

F. Environmental audits.

N/A

G. Type of environmental management systems (EMSs).

N/A

H. Voluntary on-site compliance assessment dates.

N/A

I. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

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Policy Revision 2 (September 2002)

Penalty Calculation Worksheet (PCW)

PCW Revision May 19, 2005

DATES	Assigned	24-Jul-2006	Screening	02-Aug-2006	EPA Due	
	PCW	09-Aug-2006				

RESPONDENT/FACILITY INFORMATION	
Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
Reg. Ent. Ref. No.	RN104980115
Facility/Site Region	15- Harlingen
Major/Minor Source	Minor Source

CASE INFORMATION			
Enf./Case ID No.	30299	No. of Violations	1
Docket No.	2006-1027-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Rajesh Acharya
Multi-Media		EC's Team	Enforcement Team 7
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$1,185
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History	0% Enhancement	Subtotals 2, 3, & 7	\$0
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Notes: No adjustment due to compliance history.

Culpability	No	0% Enhancement	Subtotal 4	\$0
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Notes: The respondent came into compliance on June 27, 2006.

Good Faith Effort to Comply	25% Reduction	Subtotal 5	-\$296
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	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	X	
N/A		(mark with a small x)

Notes: The respondent came into compliance on June 27, 2006.

Economic Benefit	0% Enhancement*	Subtotal 6	\$0
-------------------------	-----------------	------------	-----

Total EB Amounts	\$10	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$889
-----------------------------	----------------	-------

OTHER FACTORS AS JUSTICE MAY REQUIRE	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes:

Final Penalty Amount	\$889
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$889
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DEFERRAL	20% Reduction	Adjustment	-\$178
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Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY		\$711
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Screening Date: 02-Aug-2006

Cleaners_RN104980115_PCW.gpw

Docket No.: 2006-1027-DCL-E

PCW

Respondent Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners

Version 2 (September 2002)

Case ID No. 30299

PCW Revision May 19, 2005

Reg. Ent. Reference No. RN104980115

Media [Statute] Drycleaner

Enf. Coordinator Rajesh Acharya

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgements or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were</i>	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
Other	<i>Please Enter Yes or No</i>		
	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 0%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

N/A

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

No adjustment due to compliance history.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 0%

Cleaners_RN104980115_PCW.gpw
Screening Date 02-Aug-2006 **Docket No.** 2006-1027-DCL-E **PCW**
Respondent Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners *ision 2 (September 2002)*
Case ID No. 30299 *PCW Revision May 19, 2005*
Reg. Ent. Reference No. RN104980115
Media [Statute] Drycleaner
Enf. Coordinator Rajesh Acharya
Violation Number 1
Primary Rule Cite(s) 30 Tex. Admin. Code § 337.10(a)
Secondary Rule Cite(s) Tex. Health & Safety Code § 374.102
Violation Description The respondent failed to complete and submit the required registration form to the TCEQ for a dry cleaning and/or drop station facility.
Base Penalty \$50

>> **Environmental, Property and Human Health Matrix**
Harm

Release	Major	Moderate	Minor
Actual			
Potential			

Percent

>> **Programmatic Matrix**

Falsification	Major	Moderate	Minor
	X		

Percent 10%
Matrix Notes 100% of the rule requirement was not met.
Adjustment -\$45

Base Penalty Subtotal \$5

Violation Events

Number of Violation Events 237

<i>daily</i>	X
<i>monthly</i>	
<i>quarterly</i>	
<i>semiannual</i>	
<i>annual</i>	
<i>single event</i>	

mark only one use a small x

Violation Base Penalty \$1,185

Two hundred thirty-seven daily events are recommended from the September 1, 2005 deadline to the April 26, 2006 deadline established by the TCEQ letter dated March 24, 2006.

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount \$10	Violation Final Penalty Total \$889
This violation Final Assessed Penalty (adjusted for limits) \$889	

Cleaners RN104980115 PCW.gpw
Economic Benefit Worksheet

Respondent: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
 Case ID No: 30299
 Reg. Ent. Reference No: RN104980115
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Economic Benefit	
						Onetime Costs	EB Amount
Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs	\$250	01-Sep-2005	27-Jun-2006	0.8	\$10	n/a	\$10
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: The estimated cost to register a dry cleaning or drop station facility annually. The date required is the date that the completed registration form was due and final date is the date the respondent came into compliance.

Avoided Costs		ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)					
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance **\$250** TOTAL **\$10**

Compliance History

Customer/Respondent/Owner-Operator: CN603150277 TAMEZ, SANDRA E Classification: Rating:
Regulated Entity: RN104980115 1.50 CLEANERS Classification: Site Rating:
INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXR000072520
GENERATION
ID Number(s):
Location: 3800 W EXPRESSWAY 83 STE C, PALMVIEW, TX, 78572
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? No
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA
& SANDRA E TAMEZ
4. If Yes, who was/were the prior owner(s)? N/A
5. When did the change(s) in ownership occur? N/A

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/21/2006 (481079)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Compliance History

Customer/Respondent/Owner-Operator: CN602523029 Samuel Avila Classification: Rating:
Regulated Entity: RN104980115 1.50 CLEANERS Classification: Site Rating:
INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXR000072520
GENERATION
ID Number(s):
Location: 3800 W EXPRESSWAY 83 STE C, PALMVIEW, TX, 78572
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? No
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA &
SANDRA E TAMEZ
4. If Yes, who was/were the prior owner(s)? N/A
5. When did the change(s) in ownership occur? N/A

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/21/2006 (481079)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Introduction

The purpose of this document is to provide a comprehensive overview of the project's objectives, scope, and the methodology used to achieve the desired outcomes. This document is intended for the project team and stakeholders, providing a clear understanding of the project's goals and the steps required to complete it.

The project is designed to address the current challenges faced by the organization and to implement a solution that will improve efficiency and reduce costs. The project team has conducted extensive research and analysis to identify the most effective approach to solving the problem.

The project will be implemented in a phased manner, starting with the initial planning and design phase. This phase will involve the development of a detailed project plan, the identification of resources, and the establishment of a communication framework. The second phase will focus on the implementation of the solution, followed by a final evaluation phase to assess the project's impact and identify areas for improvement.

The project team is committed to ensuring that the project is completed on time and within budget. We will maintain regular communication with all stakeholders and provide regular updates on the project's progress. We believe that this project will have a significant positive impact on the organization and its operations.

The project team consists of experienced professionals with a proven track record in project management and implementation. We have the necessary resources and expertise to successfully complete the project. We are confident that the project will meet all the requirements and deliver the expected results.

The project will be managed using a structured approach, with clear roles and responsibilities assigned to each team member. We will use a variety of tools and techniques to ensure the project is completed efficiently and effectively. We will also conduct regular risk assessments to identify and mitigate any potential risks to the project.

The project team is committed to transparency and accountability. We will provide regular reports on the project's progress and any issues that arise. We will also ensure that all project activities are documented and that all team members are held accountable for their actions. We believe that this approach will ensure the project is completed successfully.

The project team is excited to begin the implementation phase and to see the project through to completion. We are confident that the project will have a significant positive impact on the organization and its operations. We will continue to work hard to ensure that the project is completed on time and within budget.

The project team is committed to providing excellent customer service and to ensuring that all customer needs are met. We will continue to work hard to improve our services and to provide the highest quality of care to our customers. We believe that this project will help us achieve our goals and to provide the best possible service to our customers.

The project team is committed to ongoing learning and improvement. We will continue to evaluate the project's progress and to identify areas for improvement. We will also seek feedback from our customers and stakeholders to ensure that we are meeting their needs and expectations. We believe that this approach will help us to provide the best possible service to our customers.

Compliance History

Customer/Respondent/Owner-Operator: CN603150251 AVILA, FELIPE Classification: Rating:
Regulated Entity: RN104980115 1.50 CLEANERS Classification: Site Rating:
INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXR000072520
GENERATION
ID Number(s):
Location: 3800 W EXPRESSWAY 83 STE C, PALMVIEW, TX, 78572
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? No
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA &
SANDRA E TAMEZ
4. if Yes, who was/were the prior owner(s)? N/A
5. When did the change(s) in ownership occur? N/A

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/21/2006 (481079)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision May 19, 2005

DATES	Assigned	22-Aug-2006		
	PCW	23-Aug-2006	Screening	23-Aug-2006
			EPA Due	

RESPONDENT/FACILITY INFORMATION	
Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
Reg. Ent. Ref. No.	RN104094453
Facility/Site Region	15-Harlingen
Major/Minor Source	Minor Source

CASE INFORMATION			
Enf./Case ID No.	30299	No. of Violations	1
Docket No.	2006-1027-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Rajesh Acharya
Multi-Media		EC's Team	Enforcement Team 7
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$1,185
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History	0% Enhancement	Subtotals 2, 3, & 7	\$0
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Notes: No adjustment for compliance history.

Culpability	No	0% Enhancement	Subtotal 4	\$0
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Notes: The respondent does not meet the culpability criteria.

Good Faith Effort to Comply	25% Reduction	Subtotal 5	-\$296
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	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		<i>(mark with a small x)</i>

Notes: The respondent came into compliance on June 27, 2006.

Economic Benefit	0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$10	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$889
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OTHER FACTORS AS JUSTICE MAY REQUIRE	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes:

Final Penalty Amount	\$889
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$889
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DEFERRAL	20% Reduction	Adjustment	-\$178
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Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY	\$711
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Cleaners_RN104094453_PCW.gpw
Screening Date: 23-Aug-2006 **Docket No.:** 2006-1027-DCL-E **PCW**
Respondent: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners *ision 2 (September 2002)*
Case ID No.: 30299 *PCW Revision May 19, 2005*
Reg. Ent. Reference No.: RN104094453
Media [Statute]: Drycleaner
Enf. Coordinator: Rajesh Acharya

Compliance History Worksheet

>> **Compliance History Site Enhancement (Subtotal 2)**

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action <i>(number of NOVs meeting criteria)</i>	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability <i>(number of orders meeting criteria)</i>	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government <i>(number of judgements or consent decrees meeting criteria)</i>	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government <i>(number of counts)</i>	0	0%
Emissions	Chronic excessive emissions events <i>(number of events)</i>	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 <i>(number of audits for which notices were disclosed)</i>	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 <i>(number of audits for which violations were disclosed)</i>	0	0%
Other	Environmental management systems in place for one year or more	no	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	no	0%
	Participation in a voluntary pollution reduction program	no	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	no	0%

Adjustment Percentage (Subtotal 2) 0%

>> **Repeat Violator (Subtotal 3)**

No **Adjustment Percentage (Subtotal 3)** 0%

>> **Compliance History Person Classification (Subtotal 7)**

N/A **Adjustment Percentage (Subtotal 7)** 0%

>> **Compliance History Summary**

Compliance History Notes No adjustment for compliance history.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 0%

Screening Date 23-Aug-2006

Cleaners_RN104084453_PCW.gpw

Docket No. 2006-1027-DCL-E

PCW

Respondent Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners

ision 2 (September 2002)

Case ID No. 30299

PCW Revision May 19, 2005

Reg. Ent. Reference No. RN104094453

Media [Statute] Drycleaner

Enf. Coordinator Rajesh Acharya

Violation Number 1

Primary Rule Cite(s) 30 Tex. Admin. Code § 337.10(a)

Secondary Rule Cite(s) Tex. Health & Safety Code § 374.102

Violation Description The respondent failed to complete and submit the required registration form to the TCEQ for a dry cleaning and/or drop station facility.

Base Penalty \$50

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
	X			10%

Matrix Notes 100% of the rule requirement was not met.

Adjustment -\$45

Base Penalty Subtotal \$5

Violation Events

Number of Violation Events 237

daily	X
monthly	
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$1,185

Two hundred thirty-seven daily events are recommended from the September 1, 2005 deadline to the April 26, 2006 deadline established by the TCEQ letter dated March 24, 2006.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$10

Violation Final Penalty Total \$889

This violation Final Assessed Penalty (adjusted for limits) \$889

Economic Benefit Worksheet

Respondent: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
 Case ID No: 30299
 Reg. Ent. Reference No: RN104094453
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs	\$250	01-Sep-2005	27-Jun-2006	0.8	\$10	n/a	\$10
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: The estimated cost to register a dry cleaning or drop station facility annually. The date required is the date that the completed registration form was due and the final date is the date the respondent came into compliance.

Avoided Costs							
ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)							
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs:

Approx. Cost of Compliance **\$250** TOTAL **\$10**

Compliance History

Customer/Respondent/Owner-Operator: CN603150277 TAMEZ, SANDRA E Classification: Rating:
Regulated Entity: RN104094453 1.50 CLEANERS Classification: Site Rating:

ID Number(s):

Location: 2524 W FREDDY GONZALEZ DR, EDINBURG, TX, 78539

TCEQ Region: REGION 15 - HARLINGEN

Date Compliance History Prepared: July 24, 2006

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? Yes
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA
& SANDRA E TAMEZ
4. If Yes, who was/were the prior owner(s)? American Dryclean, Inc.
5. When did the change(s) in ownership occur? 7/11/2005

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Compliance History

Customer/Respondent/Owner-Operator: CN602523029 Samuel Avila Classification: Rating:
Regulated Entity: RN104094453 1.50 CLEANERS Classification: Site Rating:

ID Number(s):

Location: 2524 W FREDDY GONZALEZ DR, EDINBURG, TX, 78539

TCEQ Region: REGION 15 - HARLINGEN

Date Compliance History Prepared: July 24, 2006

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? Yes
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA
& SANDRA E TAMEZ
4. If Yes, who was/were the prior owner(s)? American Dryclean, Inc.
5. When did the change(s) in ownership occur? 7/11/2005

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A

Compliance History

Customer/Respondent/Owner-Operator: CN603150251 AVILA, FELIPE Classification: Rating:
Regulated Entity: RN104094453 1.50 CLEANERS Classification: Site Rating:

ID Number(s):

Location: 2524 W FREDDY GONZALEZ DR, EDINBURG, TX, 78539

TCEQ Region: REGION 15 - HARLINGEN

Date Compliance History Prepared: July 24, 2006

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? Yes
3. If Yes, who is the current owner? Samuel Avila
FELIPE AVILA, SAMUEL AVILA & SANDRA E TAMEZ
4. If Yes, who was/were the prior owner(s)? American Dryclean, Inc.
5. When did the change(s) in ownership occur? 7/11/2005

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
N/A
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSs).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A



Policy Revision 2 (September 2002)

Penalty Calculation Worksheet (PCW)

PCW Revision May 19, 2005

DATES	Assigned	24-Jul-2006	Screening	02-Aug-2006	EPA Due	
	PCW	09-Aug-2006				

RESPONDENT/FACILITY INFORMATION	
Respondent	Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
Reg. Ent. Ref. No.	RN104085568
Facility/Site Region	15- Harlingen
Major/Minor Source	Minor Source

CASE INFORMATION			
Enf./Case ID No.	30299	No. of Violations	1
Docket No.	2006-1027-DCL-E	Order Type	1660
Media Program(s)	Drycleaner	Enf. Coordinator	Rajesh Acharya
Multi-Media		EC's Team	Enforcement Team 7
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$50

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1 **\$1,185**

ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History 0% Enhancement Subtotals 2, 3, & 7 **\$0**

Notes: No adjustment due to compliance history.

Culpability No 0% Enhancement Subtotal 4 **\$0**

Notes: The respondent does not meet the culpability criteria.

Good Faith Effort to Comply 25% Reduction Subtotal 5 **\$296**

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	X	
N/A		(mark with a small x)

Notes: The respondent came into compliance on June 27, 2006.

Economic Benefit 0% Enhancement* Subtotal 6 **\$0**

Total EB Amounts	\$10	*Capped at the Total EB \$ Amount
Approx. Cost of Compliance	\$250	

SUM OF SUBTOTALS 1-7 Final Subtotal **\$889**

OTHER FACTORS AS JUSTICE MAY REQUIRE Adjustment **\$0**

Reduces or enhances the Final Subtotal by the indicated percentage. (Enter number only; e.g. -30 for -30%.)

Notes:

Final Penalty Amount **\$889**

STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty **\$889**

DEFERRAL 20% Reduction Adjustment **-\$178**

Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY **\$711**

Cleaners_RN104085568_PCW.gpw
Screening Date 02-Aug-2006 **Docket No.** 2006-1027-DCL-E **PCW**
Respondent Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners *ision 2 (September 2002)*
Case ID No. 30299 *PCW Revision May 19, 2005*
Reg. Ent. Reference No. RN104085568
Media [Statute] Drycleaner
Enf. Coordinator Rajesh Acharya

Compliance History Worksheet

>> **Compliance History Site Enhancement (Subtotal 2)**

Component	Number of...	Enter Number Here	Adjust.
NOVs	Written NOVs with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgements or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were</i>	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
Other	<i>Please Enter Yes or No</i>		
	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 0%

>> **Repeat Violator (Subtotal 3)**

No **Adjustment Percentage (Subtotal 3)** 0%

>> **Compliance History Person Classification (Subtotal 7)**

N/A **Adjustment Percentage (Subtotal 7)** 0%

>> **Compliance History Summary**

Compliance History Notes No adjustment due to compliance history.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 0%

Screening Date 02-Aug-2006

Cleaners_RN104085568_PCW.gpw

Docket No. 2006-1027-DCL-E

PCW

Respondent Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners

Revision 2 (September 2002)

Case ID No. 30299

PCW Revision May 19, 2005

Reg. Ent. Reference No. RN104085568

Media [Statute] Drycleaner

Enf. Coordinator Rajesh Acharya

Violation Number

1

Primary Rule Cite(s)

30 Tex. Admin. Code § 337.11(e)

Secondary Rule Cite(s)

Tex. Health & Safety Code § 374.102

Violation Description

The respondent failed to renew the facility's registration by completing and submitting the required registration form to the TCEQ for a dry cleaning and/or drop station Facility.

Base Penalty \$50

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
	X			10%

Matrix Notes: 100% of the rule requirement was not met.

Adjustment -\$45

Base Penalty Subtotal \$5

Violation Events

Number of Violation Events 237

mark only one use a small x	daily	X
	monthly	
	quarterly	
	semiannual	
	annual	
	single event	

Violation Base Penalty \$1,185

Two hundred thirty-seven daily events are recommended from the September 1, 2005 deadline to the April 26, 2006 deadline established by the TCEQ letter dated March 24, 2006.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$10

Violation Final Penalty Total \$889

This violation Final Assessed Penalty (adjusted for limits) \$889

Economic Benefit Worksheet

Respondent: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
 Case ID No: 30299
 Reg. Ent. Reference No: RN104085568
 Media [Statute]: Drycleaner
 Violation No: 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
------------------	-----------	---------------	------------	-----	----------------	---------------	-----------

Delayed Costs							
Equipment				0.0	\$0	\$0	\$0
Buildings				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0
Engineering/construction				0.0	\$0	\$0	\$0
Land				0.0	\$0	n/a	\$0
Record Keeping System				0.0	\$0	n/a	\$0
Training/Sampling				0.0	\$0	n/a	\$0
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs	\$250	01-Sep-2005	27-Jun-2006	0.8	\$10	n/a	\$10
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: The estimated cost to register a dry cleaning or drop station facility annually. The date required is the date that the completed registration form was due and final date is the date the respondent came into compliance.

Avoided Costs							
ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)							
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.0	\$0	\$0	\$0
Supplies/equipment				0.0	\$0	\$0	\$0
Financial Assurance [2]				0.0	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.0	\$0	\$0	\$0
Other (as needed)				0.0	\$0	\$0	\$0

Notes for AVOIDED costs:

Approx. Cost of Compliance **\$250** **TOTAL \$10**

Compliance History

Customer/Respondent/Owner-Operator: CN602523029 Samuel Avila Classification: Rating:
Regulated Entity: RN104085568 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 1005 West NOLANA ST, MCALLEN, TX, 78504
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

- | | |
|--|------------|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | <u>N/A</u> |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
- B. Any criminal convictions of the state of Texas and the federal government.
N/A
- C. Chronic excessive emissions events.
N/A
- D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/21/2006 (481069)
N/A
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
- F. Environmental audits.
N/A
- G. Type of environmental management systems (EMSs).
N/A
- H. Voluntary on-site compliance assessment dates.
N/A
- I. Participation in a voluntary pollution reduction program.
N/A
- J. Early compliance.
N/A
- Sites Outside of Texas
N/A

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Compliance History

Customer/Respondent/Owner-Operator: CN603150277 TAMEZ, SANDRA E Classification: Rating:
Regulated Entity: RN104085568 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 1005 NOLANA ST, MCALLEN, TX, 78504

TCEQ Region: REGION 15 - HARLINGEN

Date Compliance History Prepared: July 24, 2006

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership of the site during the compliance period? No
3. If Yes, who is the current owner? N/A
4. If Yes, who was/were the prior owner(s)? N/A
5. When did the change(s) in ownership occur? N/A

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.

N/A

- B. Any criminal convictions of the state of Texas and the federal government.

N/A

- C. Chronic excessive emissions events.

N/A

- D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1 07/21/2006 (481069)

- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

- F. Environmental audits.

N/A

- G. Type of environmental management systems (EMSs).

N/A

- H. Voluntary on-site compliance assessment dates.

N/A

- I. Participation in a voluntary pollution reduction program.

N/A

- J. Early compliance.

N/A

Sites Outside of Texas

N/A

Mathematical Analysis

The first part of the course deals with the theory of functions of a real variable. It covers the properties of continuous functions, the Riemann integral, and the differentiation of functions.

The second part of the course deals with the theory of functions of a complex variable. It covers the properties of analytic functions, the Cauchy integral, and the residue theorem.

The third part of the course deals with the theory of differential equations. It covers the theory of ordinary differential equations and the theory of partial differential equations.

The fourth part of the course deals with the theory of Fourier series and integrals. It covers the convergence of Fourier series and the theory of Fourier integrals.

Mathematical Analysis II

The first part of the course deals with the theory of functions of a real variable. It covers the properties of continuous functions, the Riemann integral, and the differentiation of functions.

The second part of the course deals with the theory of functions of a complex variable. It covers the properties of analytic functions, the Cauchy integral, and the residue theorem.

The third part of the course deals with the theory of differential equations. It covers the theory of ordinary differential equations and the theory of partial differential equations.

The fourth part of the course deals with the theory of Fourier series and integrals. It covers the convergence of Fourier series and the theory of Fourier integrals.

The fifth part of the course deals with the theory of asymptotic expansions. It covers the theory of asymptotic series and the method of steepest descent.

The sixth part of the course deals with the theory of special functions. It covers the theory of Bessel functions, Legendre polynomials, and hypergeometric functions.

The seventh part of the course deals with the theory of integral transforms. It covers the theory of Laplace transforms, Fourier transforms, and Mellin transforms.

The eighth part of the course deals with the theory of differential geometry. It covers the theory of curves and surfaces, and the theory of Riemannian manifolds.

The ninth part of the course deals with the theory of variational calculus. It covers the theory of the calculus of variations and the theory of optimal control.

The tenth part of the course deals with the theory of numerical analysis. It covers the theory of numerical methods for solving differential equations and the theory of numerical optimization.

The eleventh part of the course deals with the theory of probability and statistics. It covers the theory of random variables, the theory of probability distributions, and the theory of statistical inference.

The twelfth part of the course deals with the theory of stochastic processes. It covers the theory of Markov chains, the theory of Brownian motion, and the theory of stochastic differential equations.

The thirteenth part of the course deals with the theory of quantum mechanics. It covers the theory of wave functions, the theory of operators, and the theory of quantum entanglement.

Compliance History

Customer/Respondent/Owner-Operator: CN603150251 AVILA, FELIPE Classification: Rating:
Regulated Entity: RN104085568 1.50 CLEANERS Classification: Site Rating:

ID Number(s):
Location: 1005 NOLANA ST, MCALLEN, TX, 78504
TCEQ Region: REGION 15 - HARLINGEN
Date Compliance History Prepared: July 24, 2006
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: July 24, 2001 to July 24, 2006

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239-0577

Site Compliance History Components

- | | |
|--|-----|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | No |
| 3. If Yes, who is the current owner? | N/A |
| 4. If Yes, who was/were the prior owner(s)? | N/A |
| 5. When did the change(s) in ownership occur? | N/A |

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
- B. Any criminal convictions of the state of Texas and the federal government.
N/A
- C. Chronic excessive emissions events.
N/A
- D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/21/2006 (481069)
N/A
- E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
- F. Environmental audits.
N/A
- G. Type of environmental management systems (EMSs).
N/A
- H. Voluntary on-site compliance assessment dates.
N/A
- I. Participation in a voluntary pollution reduction program.
N/A
- J. Early compliance.
N/A
- Sites Outside of Texas
N/A

EXERCISES

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Compliance History

Customer/Respondent/Owner-Operator:	CN602966905 FELIPE AVILA, SAMUEL AVILA & SANDRA E TAMEZ	Classification:	Rating:
Regulated Entity:	RN104085568 1.50 CLEANERS	Classification:	Site Rating:
ID Number(s):	INDUSTRIAL AND HAZARDOUS WASTE GENERATION	EPA ID	TXR000072512
Location:	1005 W NOLANA ST, MCALLEN, TX, 78504		
TCEQ Region:	REGION 15 - HARLINGEN		
Date Compliance History Prepared:	July 28, 2006		
Agency Decision Requiring Compliance History:	Enforcement		
Compliance Period:	July 28, 2001 to July 28, 2006		

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Rajesh Acharya Phone: (512) 239 0577

Site Compliance History Components

- | | |
|--|---|
| 1. Has the site been in existence and/or operation for the full five year compliance period? | Yes |
| 2. Has there been a (known) change in ownership of the site during the compliance period? | Yes |
| 3. If Yes, who is the current owner? | FELIPE AVILA, SAMUEL AVILA & SANDRA E TAMEZ |
| 4. If Yes, who was/were the prior owner(s)? | Avila Samuel |
| 5. When did the change(s) in ownership occur? | 07/11/2005 |

Components (Multimedia) for the Site :

- A. Final Enforcement Orders, court judgements, and consent decrees of the state of Texas and the federal government.
N/A
 - B. Any criminal convictions of the state of Texas and the federal government.
N/A
 - C. Chronic excessive emissions events.
N/A
 - D. The approval dates of investigations. (CCEDS Inv. Track. No.)
1 07/21/2006 (481069)
 - E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)
N/A
 - F. Environmental audits.
N/A
 - G. Type of environmental management systems (EMSS).
N/A
 - H. Voluntary on-site compliance assessment dates.
N/A
 - I. Participation in a voluntary pollution reduction program.
N/A
 - J. Early compliance.
N/A
- Sites Outside of Texas
N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN	§	BEFORE THE
ENFORCEMENT ACTION	§	
CONCERNING	§	
FELIPE AVILA, SAMUEL AVILA,	§	TEXAS COMMISSION ON
AND SANDRA E. TAMEZ DBA 1.50	§	
CLEANERS	§	
RN104085543, RN104094404,	§	
RN104085568, RN104085709,	§	
RN104980115 & RN104094453	§	ENVIRONMENTAL QUALITY

**AGREED ORDER
DOCKET NO. 2006-1027-DCL-E**

I. JURISDICTION AND STIPULATIONS

At its _____ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners ("Messrs. Avila & Ms. Tamez") under the authority of TEX. HEALTH & SAFETY CODE ch. 374 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and Messrs. Avila & Ms. Tamez appear before the Commission and together stipulate that:

1. Messrs. Avila & Ms. Tamez own and operate six dry cleaning drop stations at the following locations: 1904 East Griffin Parkway, Suite B, 1928 North Conway Avenue, Suite E in Mission, 1005 West Nolana Street, 200 North McColl Road, Suite A in McAllen, 3800 West Expressway 83 Suite C in Palmview and 2524 West Freedy Gonzalez Drive in Edinburg, Hidalgo County, Texas (the "Facilities").
2. The TCEQ has general authority to regulate the Facilities pursuant to TEX. HEALTH & SAFETY CODE § 374.051.
3. The Commission and Messrs. Avila & Ms. Tamez agree that the Commission has jurisdiction to enter this Agreed Order, and that Messrs. Avila & Ms. Tamez are subject to the Commission's jurisdiction.
4. Messrs. Avila & Ms. Tamez received notice of the violations alleged in Section II ("Allegations") on or about July 17, 2006 and July 26, 2006.

5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Messrs. Avila & Ms. Tamez of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of Five Thousand Three Hundred Thirty-Four Dollars (\$5,334) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). Messrs. Avila & Ms. Tamez have paid Two Hundred Forty-One (\$241) of the administrative penalty and One Thousand Sixty-Eight Dollars (\$1,068) is deferred contingent upon Messrs. Avila & Ms. Tamez's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If Messrs. Avila & Ms. Tamez fail to timely and satisfactorily comply with all requirements of this Agreed Order, including the payment schedule, the Executive Director may require Messrs. Avila & Ms. Tamez to pay all or part of the deferred penalty.

The remaining amount of Four Thousand Twenty-Five Dollars (\$4,025) of the administrative penalty shall be payable in 23 monthly payments of One Hundred Seventy-Five Dollars (\$175) each. The next monthly payment shall be paid within 30 days after the effective date of this Agreed Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until paid in full. If Messrs. Avila & Ms. Tamez fail to timely and satisfactorily comply with the payment requirements of this Agreed Order, the Executive Director may, at the Executive Director's option, accelerate the maturity of the remaining installments, in which event the unpaid balance shall become immediately due and payable without demand or notice. In addition, the failure of Messrs. Avila & Ms. Tamez to meet the payment schedule of this Agreed Order constitutes the failure by Messrs. Avila & Ms. Tamez to timely and satisfactorily comply with all the terms of this Agreed Order.

7. Any notice and procedures which might otherwise be authorized or required in this action are waived in the interest of a more timely resolution of the matter.
8. The Executive Director of the TCEQ and Messrs. Avila & Ms. Tamez have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.
9. The Executive Director recognizes that Messrs. Avila & Ms. Tamez submitted completed registration forms to the TCEQ for the Facilities on June 27, 2006.
10. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that Messrs. Avila & Ms. Tamez have not complied with one or more of the terms or conditions in this Agreed Order.
11. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.
12. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes that this is crucial for ensuring transparency and accountability in the organization's operations.

2. The second part of the document outlines the various methods and tools used to collect and analyze data. It highlights the need for consistent and reliable data collection processes to support effective decision-making.

3. The third part of the document focuses on the role of technology in data management and analysis. It discusses how modern software solutions can streamline data collection, storage, and reporting, thereby improving efficiency and accuracy.

4. The fourth part of the document addresses the challenges associated with data management, such as data quality, security, and privacy. It provides strategies to mitigate these risks and ensure that data is used responsibly and ethically.

5. The fifth part of the document concludes by summarizing the key findings and recommendations. It stresses the importance of ongoing monitoring and evaluation to ensure that data management practices remain effective and aligned with the organization's goals.

6. The sixth part of the document provides a detailed overview of the data collection process, including the identification of data sources, the design of data collection instruments, and the implementation of data collection procedures.

7. The seventh part of the document discusses the various methods used for data analysis, such as descriptive statistics, inferential statistics, and regression analysis. It explains how these methods can be used to interpret the data and draw meaningful conclusions.

8. The eighth part of the document focuses on the importance of data visualization in presenting the results of data analysis. It discusses various visualization techniques, such as bar charts, line graphs, and pie charts, and their effectiveness in communicating complex data.

9. The ninth part of the document addresses the ethical considerations surrounding data management and analysis. It discusses the need for transparency, informed consent, and data protection to ensure that the organization's practices are ethical and compliant with relevant regulations.

10. The tenth part of the document provides a final summary and concludes the report. It reiterates the key findings and recommendations and expresses the hope that the information provided will be useful to the organization's management and stakeholders.

11. The eleventh part of the document discusses the future directions of data management and analysis. It highlights emerging trends, such as the use of artificial intelligence and big data, and the need for continuous learning and innovation in the field.

12. The twelfth part of the document provides a detailed overview of the data analysis process, including the selection of appropriate statistical methods, the interpretation of results, and the communication of findings to the relevant stakeholders.

13. The thirteenth part of the document focuses on the importance of data security and privacy in the context of data management and analysis. It discusses various security measures, such as encryption and access control, and the need for a robust data protection policy.

14. The fourteenth part of the document concludes the report by summarizing the key findings and recommendations. It emphasizes the need for a holistic approach to data management and analysis, one that takes into account all aspects of the data lifecycle, from collection to analysis and reporting.

II. ALLEGATIONS

As owner and operator of the Facilities, Messrs. Avila & Ms. Tamez are alleged to have:

1. Failed to renew the facility's registration by completing and submitting the required registration form to the TCEQ for the facility located at 1005 West Nolana Street in McAllen, in violation of 30 TEX. ADMIN. CODE § 337.11(e) and TEX. HEALTH & SAFETY CODE § 374.102, as documented during an investigation conducted on June 5, 2006 and June 6, 2006.
2. Failed to complete and submit the required registration form to the TCEQ for the remainder Facilities, in violation of 30 TEX. ADMIN. CODE § 337.10(a) and TEX. HEALTH & SAFETY CODE § 374.102, as documented during an investigations conducted on June 5, 2006, June 7, 2006 and June 8, 2006.

III. DENIALS

Messrs. Avila & Ms. Tamez generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that Messrs. Avila & Ms. Tamez pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and Messrs. Avila's & Ms. Tamez's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners, Docket No. 2006-1027-DCL-E " to:

Financial Administration Division, Revenues Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088

2. The provisions of this Agreed Order shall apply to and be binding upon Messrs. Avila & Ms. Tamez. Messrs. Avila & Ms. Tamez are ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facilities' operations referenced in this Agreed Order.
3. If Messrs. Avila & Ms. Tamez fail to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Messrs. Avila & Ms. Tamez's failure to comply is not a violation of this

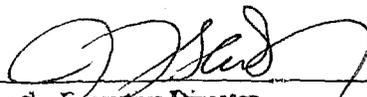
- Agreed Order. Messrs. Avila & Ms. Tamez shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Messrs. Avila & Ms. Tamez shall notify the Executive Director within seven days after Messrs. Avila & Ms. Tamez become aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
4. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by Messrs. Avila & Ms. Tamez shall be made in writing to the Executive Director. Extensions are not effective until Messrs. Avila & Ms. Tamez receive written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
 5. This Agreed Order, issued by the Commission, shall not be admissible against Messrs. Avila & Ms. Tamez in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
 6. This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes.
 7. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to Messrs. Avila & Ms. Tamez, or three days after the date on which the Commission mails notice of the Order to Messrs. Avila & Ms. Tamez, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
Docket No. 2006-1027-DCL-E
Page 5

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission


For the Executive Director

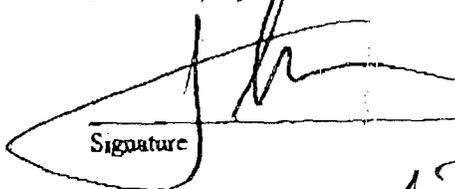
2/16/07
Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity, if any, indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that my failure to comply with the Ordering Provisions, if any, in this order and/or my failure to timely pay the penalty amount, may result in:

- A negative impact on my compliance history;
- Greater scrutiny of any permit applications submitted by me;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions against me;
- Automatic referral to the Attorney General's Office of any future enforcement actions against me; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.


Signature

11-27-2006
Date

Felipe Avila
Name (Printed or typed)
Authorized Representative of
Felipe Avila dba 1.50 Cleaners

Partner
Title

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.

Handwritten text at the top of the page, possibly a header or title.

Handwritten text in the upper middle section.

Handwritten text in the middle section.

Handwritten signature or initials on the left side.

Handwritten signature or initials on the right side.

First paragraph of handwritten text.

Second paragraph of handwritten text.

Third paragraph of handwritten text.

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Handwritten text at the bottom right.

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Felipe Avila, Samuel Avila, and Sandra E. Tamez dba 1.50 Cleaners
Docket No. 2006-1027-DCL-E
Page 7

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

For the Executive Director

11/27/06

Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity, if any, indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

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- Increased penalties in any future enforcement actions against me;
- Automatic referral to the Attorney General's Office of any future enforcement actions against me; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

Sandra Tamez

Signature

11-27-06

Date

Sandra Tamez

Name (Printed or typed)
Authorized Representative of
Sandra E. Tamez dba 1.50 Cleaners

patron

Title

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.

1. The first part of the document is a list of names and addresses of the members of the committee.

2. The second part of the document is a list of names and addresses of the members of the committee.

3. The third part of the document is a list of names and addresses of the members of the committee.

4. The fourth part of the document is a list of names and addresses of the members of the committee.

5. The fifth part of the document is a list of names and addresses of the members of the committee.

6. The sixth part of the document is a list of names and addresses of the members of the committee.

7. The seventh part of the document is a list of names and addresses of the members of the committee.

8. The eighth part of the document is a list of names and addresses of the members of the committee.

9. The ninth part of the document is a list of names and addresses of the members of the committee.

10. The tenth part of the document is a list of names and addresses of the members of the committee.

11. The eleventh part of the document is a list of names and addresses of the members of the committee.

12. The twelfth part of the document is a list of names and addresses of the members of the committee.

13. The thirteenth part of the document is a list of names and addresses of the members of the committee.

14. The fourteenth part of the document is a list of names and addresses of the members of the committee.

15. The fifteenth part of the document is a list of names and addresses of the members of the committee.