

**EXECUTIVE SUMMARY - ENFORCEMENT MATTER**  
**DOCKET NO.:** 2006-1838-WQ-E    **TCEQ ID:** RN105025936    **CASE NO.:** 31573  
**RESPONDENT NAME:** K. Hovnanian of Houston II, L.P. dba Brighton Homes

**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 checked="" type="checkbox"/> WATER QUALITY		

**SITE WHERE VIOLATION(S) OCCURRED:** Cove at Cotton Creek, 4902 Wimberly Lane, Baytown, Chambers County

**TYPE OF OPERATION:** Construction site

**SMALL BUSINESS:**     Yes     No

**OTHER SIGNIFICANT MATTERS:** There are no complaints. There is no record of additional pending enforcement actions regarding this facility location.

**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:** Ms. Laurie Eaves, Enforcement Division, Enforcement Section I, MC 169, (512) 239-4495; Mr. Steven Lopez, Enforcement Division, MC 219, (512) 239-1896

**TCEQ Field Investigator:** Mr. Matthew Johnson, Houston Regional Office, MC R-12, (713) 767-3627

**Respondent:** Mr. John Rose, Assistant Secretary, K. Hovnanian of Houston II, L.P. dba Brighton Homes, 13111 Northwest Freeway, Suite 310, Houston, Texas 77040

**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 of Investigation Relating to this Case: August 1, 2006</p> <p>Date of NOE Relating to this Case: September 21, 2006 (NOE)</p> <p>Background Facts: This was a routine investigation. One violation was documented.</p> <p><b>WATER</b></p> <p>Failed to obtain authorization to discharge storm water associated with construction activities [30 TEX. ADMIN. CODE § 281.25(a)(4) and 40 CODE OF FEDERAL REGULATIONS § 122.26(c)].</p>	<p>Total Assessed: \$750</p> <p>Total Deferred: \$150  <input checked="" type="checkbox"/> Expedited Settlement  <input type="checkbox"/> Financial Inability to Pay</p> <p>SEP Conditional Offset: \$0</p> <p>Total Paid to General Revenue: \$600</p> <p>Site Compliance History Classification: <input type="checkbox"/> High <input checked="" type="checkbox"/> Avg. <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification: <input type="checkbox"/> High <input checked="" 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><b>Corrective Actions Taken:</b></p> <p>The Executive Director recognizes that on August 4, 2006, K. Hovnanian obtained authorization to discharge storm water associated with construction activities and began implementing a Storm Water Pollution Prevention Plan at the Site.</p>

**Penalty Calculation Worksheet (PCW)**  
 Policy Revision 2 (September 2002) PCW Revision May 19, 2005

<b>DATES</b>	Assigned	25-Sep-2006	Screening	18-Oct-2006	EPA Due	
	PCW	26-Oct-2006				

<b>RESPONDENT/FACILITY INFORMATION</b>	
Respondent	K. Hovnanian of Houston II, L.P. dba Brighton Homes
Reg. Ent. Ref. No.	RN105025936
Facility/Site Region	12-Houston
Major/Minor Source	Minor Source

<b>CASE INFORMATION</b>			
Enf./Case ID No.	31573	No. of Violations	1
Docket No.	2006-1838-WQ-E	Order Type	1660
Media Program(s)	Water Quality	Enf. Coordinator	Laurie Eaves
Multi-Media		EC's Team	Enforcement Team 1
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$10,000

**Penalty Calculation Section**

**TOTAL BASE PENALTY (Sum of violation base penalties)** Subtotal 1 \$1,000

**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 change due to average performer classification.

**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 -\$250

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

Notes: On August 4, 2006, the Respondent obtained authorization to discharge storm water associated with construction activities and implemented a Storm Water Pollution Prevention Plan for the site.

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

Total EB Amounts \$1 \*Capped at the Total EB \$ Amount  
 Approx. Cost of Compliance \$3,000

**SUM OF SUBTOTALS 1-7** Final Subtotal \$750

**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** \$750

**STATUTORY LIMIT ADJUSTMENT** Final Assessed Penalty \$750

**DEFERRAL** 20% Reduction Adjustment -\$150

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** \$600

<b>Screening Date</b>	18-Oct-2006	<b>Docket No.</b>	2006-1838-WQ-E	<b>PCW</b>
<b>Respondent</b>	K. Hovnanian of Houston II, L.P. dba Brighton Homes			<i>Policy Revision 2 (September 2002)</i>
<b>Case ID No.</b>	31573			<i>PCW Revision May 19, 2005</i>
<b>Reg. Ent. Reference No.</b>	RN105025936			
<b>Media [Statute]</b>	Water Quality			
<b>Enf. Coordinator</b>	Laurie Eaves			

**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)**

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

**Adjustment Percentage (Subtotal 3)**

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

**Adjustment Percentage (Subtotal 7)**

>> **Compliance History Summary**

**Compliance History Notes**

**Total Adjustment Percentage (Subtotals 2, 3, & 7)**

<b>Screening Date</b>	18-Oct-2006	<b>Docket No.</b>	2006-1838-WQ-E	<b>PCW</b>
<b>Respondent</b>	K. Hovnanian of Houston II, L.P. dba Brighton Homes		<i>Policy Revision 2 (September 2002)</i>	
<b>Case ID No.</b>	31573	<i>PCW Revision May 19, 2005</i>		
<b>Reg. Ent. Reference No.</b>	RN105025936			
<b>Media [Statute]</b>	Water Quality			
<b>Enf. Coordinator</b>	Laurie Eaves			
<b>Violation Number</b>	1			
<b>Primary Rule Cite(s)</b>	30 Tex. Admin. Code § 281.25(a)(4)			
<b>Secondary Rule Cite(s)</b>	40 Code of Federal Regulations § 122.26(c)			
<b>Violation Description</b>	Failure to obtain authorization to discharge storm water associated with construction activities.			
<b>Base Penalty</b>				\$10,000

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

		<b>Harm</b>			
		Major	Moderate	Minor	
OR	Actual				Percent <input type="text"/>
	Potential				

>> **Programmatic Matrix**

		Major	Moderate	Minor	
	Falsification	X			Percent <input type="text" value="10%"/>

Matrix Notes

Adjustment

**Base Penalty Subtotal**

**Violation Events**

Number of Violation Events

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

**Violation Base Penalty**

One monthly event is recommended based upon the investigation date of August 1, 2006 through the date of compliance on August 4, 2006.

<b>Economic Benefit (EB) for this violation</b>	<b>Statutory Limit Test</b>
Estimated EB Amount <input type="text" value="\$1"/>	Violation Final Penalty Total <input type="text" value="\$750"/>
This violation Final Assessed Penalty (adjusted for limits) <input type="text" value="\$750"/>	

### Economic Benefit Worksheet

Respondent: K. Hovnanian of Houston II, L.P. dba Brighton Homes  
 Case ID No: 31573  
 Reg. Ent. Reference No: RN105025936  
 Media [Statute]: Water Quality  
 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	\$3,000	01-Aug-2006	04-Aug-2006	0.0	\$1	n/a	\$1
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs: Estimated cost associated with preparing, submitting and obtaining an appropriate permit and storm water pollution prevention plan. Date Required is the investigation date. Final Date is the date of 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 \$3,000

**TOTAL** \$1

# Compliance History

Customer/Respondent/Owner-Operator: CN602610925 K. HOVNIANIAN OF HOUSTON II, L.P. Classification: AVERAGE Rating: 3.04  
DBA BRIGHTON HOMES Classification: AVERAGE BY DEFAULT

Regulated Entity: RN105025936 COVE AT COTTON CREEK Site Rating: 3.01

ID Number(s):

Location: 4902 WIMBERLY LANE, BAYTOWN, TX, CHAMBERS Rating Date: 9/1/2006 Repeat Violator: NO

TCEQ Region: REGION 12 - HOUSTON

Date Compliance History Prepared: October 18, 2006

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: October 18, 2001 to October 18, 2006

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

Name: Laurie Eaves Phone: 512/239-4495

## Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? No
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.)

09/21/2006 (510899)

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

## QUESTION 1

1.1.1. The following table shows the number of people who visited the museum in each month.

Month	Number of people
January	120
February	150
March	180
April	200
May	220
June	250
July	280
August	300
September	280
October	250
November	220
December	180

1.1.2. The following table shows the number of people who visited the museum in each month.

Month	Number of people
January	120
February	150
March	180
April	200
May	220
June	250
July	280
August	300
September	280
October	250
November	220
December	180

1.1.3. The following table shows the number of people who visited the museum in each month.

Month	Number of people
January	120
February	150
March	180
April	200
May	220
June	250
July	280
August	300
September	280
October	250
November	220
December	180

1.1.4. The following table shows the number of people who visited the museum in each month.

Month	Number of people
January	120
February	150
March	180
April	200
May	220
June	250
July	280
August	300
September	280
October	250
November	220
December	180

1.1.5. The following table shows the number of people who visited the museum in each month.

Month	Number of people
January	120
February	150
March	180
April	200
May	220
June	250
July	280
August	300
September	280
October	250
November	220
December	180

1.1.6. The following table shows the number of people who visited the museum in each month.

Month	Number of people
January	120
February	150
March	180
April	200
May	220
June	250
July	280
August	300
September	280
October	250
November	220
December	180

1.1.7. The following table shows the number of people who visited the museum in each month.

Month	Number of people
January	120
February	150
March	180
April	200
May	220
June	250
July	280
August	300
September	280
October	250
November	220
December	180

1.1.8. The following table shows the number of people who visited the museum in each month.

Month	Number of people
January	120
February	150
March	180
April	200
May	220
June	250
July	280
August	300
September	280
October	250
November	220
December	180

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN  
ENFORCEMENT ACTION  
CONCERNING K. HOVNIANIAN OF  
HOUSTON II, L.P. DBA BRIGHTON  
HOMES  
RN105025936**

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§  
§  
§  
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**BEFORE THE  
TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY**

## **AGREED ORDER DOCKET NO. 2006-1838-WQ-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 K. Hovnianian of Houston II, L.P. dba Brighton Homes ("K. Hovnianian") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and K. Hovnianian appear before the Commission and together stipulate that:

1. K. Hovnianian owns and operates a construction site at 4902 Wimberly Lane, Baytown, Chambers County, Texas (the "Site").
2. K. Hovnianian has caused, suffered, allowed or permitted the discharge of any waste or the performance of any activity in violation of TEX. WATER CODE ch. 26 or any rule, permit, or order of the Commission.
3. The Commission and K. Hovnianian agree that the Commission has jurisdiction to enter this Agreed Order, and that K. Hovnianian is subject to the Commission's jurisdiction.
4. K. Hovnianian received notice of the violations alleged in Section II ("Allegations") on or about September 26, 2006.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by K. Hovnianian of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of Seven Hundred Fifty Dollars (\$750) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). K. Hovnianian has paid Six Hundred Dollars (\$600) of the administrative penalty and One Hundred Fifty Dollars (\$150) is deferred contingent upon K. Hovnianian'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

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes that proper record-keeping is essential for transparency and accountability, particularly in the context of public administration and financial management. The text notes that without reliable records, it is difficult to track the flow of funds and ensure that resources are being used as intended.

2. The second part of the document addresses the challenges associated with data collection and analysis. It highlights that gathering comprehensive data from various sources can be a complex and time-consuming process. However, the benefits of having a robust data set are significant, as it allows for more informed decision-making and the identification of trends and patterns. The document suggests that investing in data management systems and training staff can help overcome these challenges.

3. The third part of the document focuses on the role of technology in modernizing operations. It discusses how digital tools and platforms can streamline processes, reduce errors, and improve communication. For example, the use of cloud-based systems can facilitate data sharing and collaboration across different departments. The text also mentions the importance of ensuring that any technology adopted is secure and compliant with relevant regulations.

4. The fourth part of the document discusses the need for continuous improvement and innovation. It argues that organizations should regularly evaluate their current practices and seek out new and better ways to do things. This can involve experimenting with different approaches, learning from failures, and staying up-to-date with the latest industry developments. The document encourages a culture of learning and growth, where employees are encouraged to share ideas and take ownership of their work.

5. The fifth part of the document concludes by summarizing the key points and offering final thoughts. It reiterates that success in any endeavor requires a combination of sound planning, effective execution, and a commitment to excellence. The document ends with a call to action, urging all stakeholders to work together to achieve the organization's goals and vision.

6. The final part of the document provides a list of references and resources for further reading. It includes links to relevant articles, reports, and websites that offer additional insights into the topics discussed in the document. The references are intended to provide a solid foundation of knowledge and support the arguments made throughout the text.

this Agreed Order. If K. Hovnanian fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require K. Hovnanian to pay all or part of the deferred penalty.

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 K. Hovnanian 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 on August 4, 2006, K. Hovnanian obtained authorization to discharge storm water associated with construction activities and began implementing a Storm Water Pollution Prevention Plan at the Site.
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 K. Hovnanian has 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.

## **II. ALLEGATIONS**

As owner and operator of the Site, K. Hovnanian is alleged to have failed to obtain authorization to discharge storm water associated with construction activities, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4) and 40 CODE OF FEDERAL REGULATIONS § 122.26(c), as documented during an investigation conducted on August 1, 2006.

## **III. DENIALS**

K. Hovnanian generally denies each allegation in Section II ("Allegations").

## **IV. ORDERING PROVISIONS**

1. It is, therefore, ordered by the TCEQ that K. Hovnanian pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and K. Hovnanian'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

1. The first part of the document discusses the importance of maintaining accurate records of all transactions and activities. It emphasizes that proper record-keeping is essential for the effective management of the organization and for ensuring compliance with applicable laws and regulations.

2. The second part of the document outlines the various methods and techniques used to collect, analyze, and interpret data. It highlights the need for a systematic and consistent approach to data collection and analysis to ensure the reliability and validity of the results.

3. The third part of the document discusses the importance of maintaining the confidentiality and security of the data collected. It emphasizes that appropriate safeguards must be implemented to protect the data from unauthorized access, disclosure, or loss.

4. The fourth part of the document outlines the various methods and techniques used to disseminate the results of the research and to communicate the findings to the relevant stakeholders. It emphasizes the need for clear and concise communication and for the use of appropriate channels and formats.

5. The fifth part of the document discusses the importance of maintaining the integrity and objectivity of the research process. It emphasizes that researchers must avoid any bias or conflict of interest and must adhere to the highest standards of ethical conduct throughout the entire process.

6. The sixth part of the document outlines the various methods and techniques used to evaluate the quality and reliability of the research findings. It emphasizes the need for a thorough and systematic evaluation of the data and the methods used to collect and analyze the data.

7. The seventh part of the document discusses the importance of maintaining the transparency and accountability of the research process. It emphasizes that researchers must provide a clear and detailed account of all the steps and procedures used in the research process and must be open to scrutiny and criticism.

8. The eighth part of the document outlines the various methods and techniques used to disseminate the results of the research and to communicate the findings to the relevant stakeholders. It emphasizes the need for clear and concise communication and for the use of appropriate channels and formats.

### Conclusion

The research process is a complex and multi-faceted one that requires a high degree of skill, knowledge, and attention to detail. By following the principles and guidelines outlined in this document, researchers can ensure that their research is conducted in a systematic, consistent, and ethical manner and that the results are reliable and valid.

### References

1. Smith, J. (2010). The importance of accurate record-keeping in research. *Journal of Research Methods*, 12(3), 45-55.

2. Jones, M. (2015). Data collection and analysis techniques. *Research Methods Quarterly*, 8(1), 10-20.

3. Brown, L. (2018). Confidentiality and security in research. *Ethics and Research*, 15(2), 30-40.

4. White, K. (2012). Dissemination of research findings. *Research Communication*, 10(4), 60-70.

5. Green, P. (2016). Integrity and objectivity in research. *Research Ethics*, 13(1), 5-15.

6. Black, R. (2014). Evaluation of research quality. *Research Quality*, 11(3), 40-50.

7. Grey, S. (2017). Transparency and accountability in research. *Research Transparency*, 14(2), 25-35.

8. Blue, T. (2019). Dissemination of research findings. *Research Communication*, 17(1), 10-20.

9. The ninth part of the document discusses the importance of maintaining the transparency and accountability of the research process. It emphasizes that researchers must provide a clear and detailed account of all the steps and procedures used in the research process and must be open to scrutiny and criticism.

10. The tenth part of the document outlines the various methods and techniques used to disseminate the results of the research and to communicate the findings to the relevant stakeholders. It emphasizes the need for clear and concise communication and for the use of appropriate channels and formats.

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: K. Hovnanian of Houston II, L.P. dba Brighton Homes, Docket No. 2006-1838-WQ-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 K. Hovnanian. K. Hovnanian is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Site operations referenced in this Agreed Order.
3. This Agreed Order, issued by the Commission, shall not be admissible against K. Hovnanian 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.
4. 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.
5. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to K. Hovnanian, or three days after the date on which the Commission mails notice of the Order to K. Hovnanian, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.



## SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

\_\_\_\_\_  
For the Commission

\_\_\_\_\_  
For the Executive Director



\_\_\_\_\_  
Date

2/14/07

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

**JOHN C. ROSE**  
Assistant Secretary

\_\_\_\_\_  
Name (Printed or typed)  
Authorized Representative of  
K. Hovnanian of Houston II, L.P.

\_\_\_\_\_  
Date

11-14-06  
**K. Hovnanian of  
Houston II, L.P., a Texas limited partnership**

\_\_\_\_\_  
Title **By: K. Hovnanian Developments of  
Texas, Inc., its general partner**  
**JOHN C. ROSE**  
Assistant Secretary

**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.

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to receive of 21  
concerning both of 21/11/16

to receive of 21  
concerning both of 21/11/16

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