

EXECUTIVE SUMMARY - ENFORCEMENT MATTER
DOCKET NO.: 2006-2058-WQ-E **TCEQ ID:** RN103179339 **CASE NO.:** 31822
RESPONDENT NAME: Insteel Wire Products Company

ORDER TYPE:		
<input checked="" type="checkbox"/> 1660 AGREED ORDER	<input type="checkbox"/> FINDINGS AGREED ORDER	<input type="checkbox"/> FINDINGS ORDER FOLLOWING SOAH HEARING
<input type="checkbox"/> FINDINGS DEFAULT ORDER	<input type="checkbox"/> SHUTDOWN ORDER	<input type="checkbox"/> IMMINENT AND SUBSTANTIAL ENDANGERMENT ORDER
<input type="checkbox"/> AMENDED ORDER	<input type="checkbox"/> EMERGENCY ORDER	
CASE TYPE:		
<input type="checkbox"/> AIR	<input type="checkbox"/> MULTI-MEDIA (check all that apply)	<input type="checkbox"/> INDUSTRIAL AND HAZARDOUS WASTE
<input type="checkbox"/> PUBLIC WATER SUPPLY	<input type="checkbox"/> PETROLEUM STORAGE TANKS	<input type="checkbox"/> OCCUPATIONAL CERTIFICATION
<input checked="" type="checkbox"/> WATER QUALITY	<input type="checkbox"/> SEWAGE SLUDGE	<input type="checkbox"/> UNDERGROUND INJECTION CONTROL
<input type="checkbox"/> MUNICIPAL SOLID WASTE	<input type="checkbox"/> RADIOACTIVE WASTE	<input type="checkbox"/> DRY CLEANER REGISTRATION
<p>SITE WHERE VIOLATION(S) OCCURRED: Insteel Wire Products, 500 Klemp Road, Dayton, Liberty County</p> <p>TYPE OF OPERATION: Wire mesh manufacturing</p> <p>SMALL BUSINESS: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>OTHER SIGNIFICANT MATTERS: There are no complaints. There is no record of additional pending enforcement actions regarding this facility location.</p> <p>INTERESTED PARTIES: No one other than the ED and the Respondent has expressed an interest in this matter.</p> <p>COMMENTS RECEIVED: The <i>Texas Register</i> comment period expired on April 23, 2007. No comments were received.</p> <p>CONTACTS AND MAILING LIST: TCEQ Attorney/SEP Coordinator: None TCEQ Enforcement Coordinator: Ms. Dana Shuler, Enforcement Division, Enforcement Team 7, MC 128, (512) 239-2505; Mr. Steven Lopez, Enforcement Division, MC 219, (512) 239-1896 Respondent: Mr. Howard Woltz, President, Insteel Wire Products Company, 1373 Boggs Drive, Mount Airy, North Carolina 27030 Mr. William A. Davis, General Manager, Insteel Wire Products Company, 500 Klemp Road, Dayton, Texas 77536 Respondent's Attorney: Not represented by counsel on this enforcement matter</p>		

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(s) of Complaints Relating to this Case: None</p> <p>Date of Investigation Relating to this Case: September 21, 2006</p> <p>Date of NOE Relating to this Case: November 15, 2006 (NOE)</p> <p>Background Facts: This was a routine investigation. Five violations were documented.</p> <p>WATER</p> <p>1) Failed to conduct annual employee training for 2003, 2004, and 2005 [30 TEX. ADMIN. CODE § 281.25(a)(4) and Texas Pollutant Discharge Elimination System ("TPDES") General Permit No. TXR050000, Part III., Section A.5.(f)].</p> <p>2) Failed to obtain a monitoring exclusion or conduct annual hazardous metals monitoring for 2005 prior to December 31, 2005 [30 TEX. ADMIN. CODE § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.D.1.].</p> <p>3) Failed to conduct periodic inspections once per quarter and to perform quarterly visual monitoring of the stormwater discharge from the fourth quarter of 2004 until the third quarter of 2006 [30 TEX. ADMIN. CODE § 281.25(a)(4) and TPDES General Permit No. TXR050000, Parts III.A.5.(g) and (h)].</p> <p>4) Failed to conduct an annual comprehensive site compliance evaluation for 2005 [30 TEX. ADMIN. CODE § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.A.7.].</p> <p>5) Failed to implement pollution prevention practices to remain compliant with this general permit. Specifically, contaminated soil and a spilled petroleum product were documented and the metal scrap bin had a hole through which contaminated stormwater could impact the surrounding areas [30 TEX. ADMIN. CODE § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.A.5.].</p>	<p>Total Assessed: \$10,400</p> <p>Total Deferred: \$2,080 <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: \$8,320</p> <p>Site Compliance History Classification <input checked="" type="checkbox"/> High <input type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Person Compliance History Classification <input checked="" type="checkbox"/> High <input type="checkbox"/> Average <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 Insteel has implemented the following corrective measures at the Facility:</p> <p>a. On September 23, 2006, Insteel conducted the quarterly visual inspection for the third quarter of 2006;</p> <p>b. On September 23, 2006, Insteel collected samples for the 2006 annual hazardous metal monitoring period;</p> <p>c. On September 29, 2006, Insteel conducted the annual comprehensive site compliance evaluation for 2006;</p> <p>d. On September 29, 2006, Insteel conducted the periodic inspection for the third quarter of 2006;</p> <p>e. On October 24, 2006, Insteel conducted the annual employee training for 2006; and</p> <p>f. On November 28, 2006, Insteel sampled and remediated contaminated areas.</p>



Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002)

PCW Revision November 17, 2006

ICEQ DATES	Assigned	20-Nov-2006		
	PCW	30-Nov-2006	Screening	30-Nov-2006
		EPA Due		

RESPONDENT/FACILITY INFORMATION			
Respondent	Insteel Wire Products Company		
Reg. Ent. Ref. No.	RN103179339		
Facility/Site Region	12-Houston	Major/Minor Source	Minor

CASE INFORMATION			
Enf./Case ID No.	31822	No. of Violations	5
Docket No.	2006-2058-WQ-E	Order Type	1660
Media Program(s)	Water Quality	Enf. Coordinator	Brent Hurta
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)	<i>Subtotal 1</i>	\$13,000
---	-------------------	----------

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	-10% Reduction	<i>Subtotals 2, 3, & 7</i>	-\$1,300
---------------------------	----------------	--------------------------------	----------

Notes: Reduction due to High Performer classification.

Culpability	No	0% Enhancement	<i>Subtotal 4</i>	\$0
--------------------	----	----------------	-------------------	-----

Notes: Respondent does not meet the culpability criteria.

Good Faith Effort to Comply	10% Reduction	<i>Subtotal 5</i>	\$1,300
------------------------------------	---------------	-------------------	---------

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

Notes: Respondent achieved compliance on November 28, 2006.

Total EB Amounts	\$8,764	0% Enhancement*	<i>Subtotal 6</i>	\$0
Approx. Cost of Compliance	\$17,980	*Capped at the Total EB \$ Amount		

SUM OF SUBTOTALS 1-7	<i>Final Subtotal</i>	\$10,400
-----------------------------	-----------------------	----------

OTHER FACTORS AS JUSTICE MAY REQUIRE		<i>Adjustment</i>	\$0
---	--	-------------------	-----

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

Notes:

<i>Final Penalty Amount</i>	\$10,400
-----------------------------	----------

STATUTORY LIMIT ADJUSTMENT	<i>Final Assessed Penalty</i>	\$10,400
-----------------------------------	-------------------------------	----------

DEFERRAL	20% Reduction	<i>Adjustment</i>	-\$2,080
-----------------	---------------	-------------------	----------

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	\$8,320
------------------------	---------

Screening Date 30-Nov-2006

Docket No. 2006-2058-WQ-E

PCW

Respondent Insteel Wire Products Company

Policy Revision 2 (September 2002)

Case ID No. 31822

PCW Revision November 17, 2006

Reg. Ent. Reference No. RN103179339

Media [Statute] Water Quality

Enf. Coordinator Brent Hurta

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 judgments 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 submitted)	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%
<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)

High Performer

Adjustment Percentage (Subtotal 7) -10%

>> Compliance History Summary

Compliance History Notes

Reduction due to High Performer classification.

Total Adjustment Percentage (Subtotals 2, 3, & 7) -10%

Screening Date 30-Nov-2006

Docket No. 2006-2058-WQ-E

PCW

Respondent Insteel Wire Products Company

Policy Revision 2 (September 2002)

Case ID No. 31822

PCW Revision November 17, 2006

Reg. Ent. Reference No. RN103179339

Media [Statute] Water Quality

Enf. Coordinator Brent Hurta

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code § 281.25(a)(4) and Texas Pollutant Discharge Elimination System ("TPDES") General Permit No. TXR050000, Part III., Section A.5.(f)

Violation Description Failed to conduct annual employee training for 2003, 2004, and 2005, as documented during the September 21, 2006 investigation.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				5%
Potential			x	

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
				0%

Matrix Notes

Human health or the environment will or could be exposed to insignificant amounts of pollutants which would not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$9,500

\$500

Violation Events

Number of Violation Events 3 1095 Number of violation days

mark only one with an x	daily	
	monthly	
	quarterly	
	semiannual	
	annual	x
single event		

Violation Base Penalty \$1,500

Three annual events are recommended.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$3,150

Violation Final Penalty Total \$1,200

This violation Final Assessed Penalty (adjusted for limits) \$1,200

Economic Benefit Worksheet

Respondent: Insteel Wire Products Company
Case ID No.: 31822
Reg. Ent. Reference No.: RN103179339
Media: Water Quality
Violation No.: 1

Percent Interest	Years of Depreciation
6.0	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				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.0	\$0	\$0	\$0
Personnel	\$1,000	1-Jan-2003	31-Dec-2005	3.0	\$150	\$3,000	\$3,150
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

Estimated cost to prepare for and conduct required training. Date Required is the first possible date to achieve compliance for the 2003 training requirements.

Approx. Cost of Compliance

\$1,000

TOTAL

\$3,150

Screening Date: 30-Nov-2006

Docket No: 2006-2058-WQ-E

PCW

Respondent: Insteel Wire Products Company

Policy Revision 2 (September 2002)

Case ID No: 31822

PCW Revision November 17, 2006

Reg. Ent. Reference No: RN103179339

Media [Statute]: Water Quality

Enf. Coordinator: Brent Hurta

Violation Number: 2

Rule Cite(s): 30 Tex. Admin. Code § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.D.1.

Violation Description: Failed to obtain a monitoring exclusion or conduct annual hazardous metals monitoring for 2005 prior to December 31, 2005, as documented during a September 21, 2006 investigation.

Base Penalty: \$10,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential	x		

Percent: 25%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent: 0%

Matrix Notes

Human health or the environment will or could be exposed to pollutants which would exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment: \$7,500

\$2,500

Violation Events

Number of Violation Events: 1

365 Number of violation days

mark only one with an x

daily	
monthly	
quarterly	
semiannual	
annual	x
single event	

Violation Base Penalty: \$2,500

One annual event is recommended.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount: \$2,618

Violation Final Penalty Total: \$2,000

This violation Final Assessed Penalty (adjusted for limits): \$2,000

Economic Benefit Worksheet

Respondent: Insteel Wire Products Company
Case ID No.: 31822
Reg. Ent. Reference No.: RN103179339
Media: Water Quality
Violation No.: 2

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
No commas or \$							

Delayed Costs

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

Avoided Costs

ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Disposal				0.0	\$0	\$0	\$0
Personnel				0.0	\$0	\$0	\$0
Inspection/Reporting/Sampling	\$2,500	1-Jan-2005	31-Dec-2005	1.0	\$125	\$2,493	\$2,618
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

Cost is estimate for sampling and analysis for the required metals. Date Required is the first possible date to achieve compliance with the 2005 requirements.

Approx. Cost of Compliance

\$2,500

TOTAL

\$2,618

Screening Date: 30-Nov-2006

Docket No. 2006-2058-WQ-E

PCW

Respondent: Insteel Wire Products Company

Policy Revision 2 (September 2002)

Case ID No. 31822

PCW Revision November 17, 2006

Reg. Ent. Reference No. RN103179339

Media [Statute]: Water Quality

Enf. Coordinator: Brent Hurta

Violation Number: 3

Rule Cite(s): 30 Tex. Admin. Code § 281.25(a)(4) and TPDES General Permit No. TXR050000, Parts III.A.5.(g) and (h)

Violation Description:

Failed to conduct periodic inspections once per quarter and to perform quarterly visual monitoring of the stormwater discharge from the fourth quarter of 2004 until the end of the second quarter of 2006, as documented during the September 21, 2006 investigation.

Base Penalty: \$10,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				10%
Potential		X		

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
				0%

Matrix Notes

Human health or the environment could be exposed to significant amounts of pollutants which would not exceed levels that are protective of human health or environmental receptors.

Adjustment: \$9,000

\$1,000

Violation Events

Number of Violation Events: 7 630 Number of violation days

daily	
monthly	
quarterly	X
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty: \$7,000

Seven quarterly events are recommended from the fourth quarter of 2004 until the end of the second quarter of 2006.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount: \$1,832

Violation Final Penalty Total: \$5,600

This violation Final Assessed Penalty (adjusted for limits): \$5,600

Economic Benefit Worksheet

Respondent: Insteel Wire Products Company
Case ID No.: 31822
Reg. Ent. Reference No.: RN103179339
Media: Water Quality
Violation No.: 3

Percent Interest	Years of Depreciation
5.0	15

Item Description - No commas or \$	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				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

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	\$1,000	1-Oct-2004	30-Jun-2006	1.7	\$87	\$1,745	\$1,832
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

The approximate cost to conduct and document inspections at the facility. Date Required is the first day of the last quarter of 2004. Final Date is the last date of non-compliance.

Approx. Cost of Compliance

\$1,000

TOTAL

\$1,832

Screening Date 30-Nov-2006

Docket No. 2006-2058-WQ-E

PCW

Respondent Insteel Wire Products Company

Policy Revision 2 (September 2002)

Case ID No. 31822

PCW Revision November 17, 2006

Reg. Ent. Reference No. RN103179339

Media [Statute] Water Quality

Enf. Coordinator Brent Hurta

Violation Number 4

Rule Cite(s) 30 Tex. Admin. Code § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.A.7.

Violation Description Failed to conduct an annual comprehensive site compliance evaluation for 2005, as documented during the September 21, 2006 investigation.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential		X	

Percent 10%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0%

Matrix Notes

Human health or the environment could be exposed to significant amounts of pollutants which would not exceed levels that are protective of human health or environmental receptors.

Adjustment \$9,000

\$1,000

Violation Events

Number of Violation Events 1

365 Number of violation days

mark only one with an x

daily	
monthly	
quarterly	
semiannual	
annual	X
single event	

Violation Base Penalty \$1,000

One annual event is recommended.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$1,047

Violation Final Penalty Total \$800

This violation Final Assessed Penalty (adjusted for limits) \$800

Economic Benefit Worksheet

Respondent: Insteel Wire Products Company
Case ID No.: 31822
Reg. Ent. Reference No.: RN103179339
Media: Water Quality
Violation No.: 4

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
<small>No commas or \$</small>							

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				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

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	\$1,000	1-Jan-2005	31-Dec-2005	1.0	\$50	\$997	\$1,047
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

Estimated cost to conduct evaluation. Date required is the first date of 2005 and final date is the last date of non-compliance for 2005.

Approx. Cost of Compliance

\$1,000

TOTAL

\$1,047

Screening Date 30-Nov-2006

Docket No. 2006-2058-WQ-E

PCW

Respondent Insteel Wire Products Company

Policy Revision 2 (September 2002)

Case ID No. 31822

PCW Revision November 17, 2006

Reg. Ent. Reference No. RN103179339

Media [Statute] Water Quality

Enf. Coordinator Brent Hurta

Violation Number 5

Rule Cite(s) 30 Tex. Admin. Code § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.A.5.

Violation Description

Failed to implement pollution prevention practices to remain compliant with this general permit, as documented during the September 21, 2006 investigation. Specifically, contaminated soil and a spilled petroleum product were documented and the metal scrap bin had a hole through which contaminated stormwater could impact the surrounding areas.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			X
Potential			

Percent 10%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0%

Matrix Notes

Human health or the environment has been exposed to insignificant amounts of pollutants which do not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$9,000

\$1,000

Violation Events

Number of Violation Events 1

1 Number of violation days

mark only one with an x	daily	
	monthly	
	quarterly	X
	semiannual	
	annual	
	single event	

Violation Base Penalty \$1,000

One quarterly event is recommended from the investigation date to the compliance date.

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$116

Violation Final Penalty Total \$800

This violation Final Assessed Penalty (adjusted for limits) \$800

Economic Benefit Worksheet

Respondent: Insteel Wire Products Company
Case ID No.: 31822
Reg. Ent. Reference No.: RN103179339
Media: Water Quality
Violation No.: 5

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
<small>No commas or \$</small>							

Delayed Costs

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
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	\$12,480	21-Sep-2006	28-Nov-2006	0.2	\$116	n/a	\$116
Remediation/Disposal				0.0	\$0	n/a	\$0
Permit Costs				0.0	\$0	n/a	\$0
Other (as needed)				0.0	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to employ personnel for preventive maintenance and remediation. 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)

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

\$12,480

TOTAL

\$116

Compliance History

Customer/Respondent/Owner-Operator: CN602387599 Insteel Wire Products Company Classification: HIGH Rating: 0.00
Regulated Entity: RN103179339 INSTEEL WIRE PRODUCTS Classification: HIGH Site Rating: 0.00

ID Number(s): STORMWATER PERMIT TXR05L275
STORMWATER PERMIT TXR05L275

Location: 500 KLEMP RD, DAYTON, TX, 77535 Rating Date: September 01 06 Repeat Violator:
NO

TCEQ Region: REGION 12 - HOUSTON

Date Compliance History Prepared: November 30, 2006

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: November 30, 2001 to November 30, 2006

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

Name: Brent Hurta Phone: 512-239-6589

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 08/08/2003 (148478)
2 11/16/2006 (516063)
- 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

THE UNIVERSITY OF CHICAGO
DIVISION OF THE PHYSICAL SCIENCES
DEPARTMENT OF CHEMISTRY
5780 SOUTH CAMPUS DRIVE
CHICAGO, ILLINOIS 60637

MEMORANDUM FOR THE RECORD
DATE: 10/15/68
SUBJECT: [Illegible]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

[Illegible text]

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
INSTEEL WIRE PRODUCTS
COMPANY
RN103179339

§
§
§
§
§
§

BEFORE THE

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2006-2058-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 Insteel Wire Products Company ("Insteel") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and Insteel appear before the Commission and together stipulate that:

1. Insteel owns and operates a wire mesh manufacturing facility at 500 Klemp Road in Dayton, Liberty County, Texas (the "Facility").
2. Insteel has committed any other act or engaged in any other activity which in itself or in conjunction with any other discharge or activity causes, continues to cause, or will cause pollution of any water in the state under TEX. WATER CODE ch. 26.
3. The Commission and Insteel agree that the Commission has jurisdiction to enter this Agreed Order, and that Insteel is subject to the Commission's jurisdiction.
4. Insteel received notice of the violations alleged in Section II ("Allegations") on November 20, 2006.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by Insteel of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
6. An administrative penalty in the amount of Ten Thousand Four Hundred Dollars (\$10,400) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations").

Insteel has paid Eight Thousand Three Hundred Twenty Dollars (\$8,320) of the administrative penalty and Two Thousand Eighty Dollars (\$2,080) is deferred contingent upon Insteel'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 Insteel fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require Insteel 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 Insteel 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 Insteel has implemented the following corrective measures at the Facility:
 - a. On September 23, 2006, Insteel conducted the quarterly visual inspection for the third quarter of 2006;
 - b. On September 23, 2006, Insteel collected samples for the 2006 annual hazardous metal monitoring period;
 - c. On September 29, 2006, Insteel conducted the annual comprehensive site compliance evaluation for 2006;
 - d. On September 29, 2006, Insteel conducted the periodic inspection for the third quarter of 2006;
 - e. On October 24, 2006, Insteel conducted the annual employee training for 2006; and
 - f. On November 28, 2006, Insteel sampled and remediated contaminated areas.
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 Insteel 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 Facility, Insteel is alleged to have:

The first part of the document discusses the importance of maintaining accurate records. It emphasizes that proper record-keeping is essential for ensuring the integrity and reliability of the data collected. This section also outlines the various methods used to collect and analyze the data, highlighting the challenges faced during the process.

In the second part, the focus is on the results of the study. The data shows a clear trend in the behavior of the system under investigation, which is consistent with the theoretical predictions. The analysis of the results indicates that the proposed model provides a good fit to the experimental data.

The third part of the document discusses the implications of the findings. The results suggest that the proposed model can be used to predict the behavior of the system in various conditions. This has significant implications for the design and optimization of the system, as it allows for a better understanding of its performance under different operating conditions.

Finally, the document concludes with a summary of the key findings and a list of references. The authors express their gratitude to the funding agencies and the colleagues who assisted them during the course of the work. The references cited include several key papers in the field, providing a context for the current study.

APPENDIX A

Additional data and figures are provided in the appendix, including detailed plots of the experimental results and the corresponding theoretical curves.

1. Failed to conduct annual employee training for 2003, 2004, and 2005, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4) and Texas Pollutant Discharge Elimination System ("TPDES") General Permit No. TXR050000, Part III., Section A.5.(f), as documented during an investigation conducted on September 21, 2006.
2. Failed to obtain a monitoring exclusion or conduct annual hazardous metals monitoring for 2005 prior to December 31, 2005, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.D.1., as documented during an investigation conducted on September 21, 2006.
3. Failed to conduct periodic inspections once per quarter and to perform quarterly visual monitoring of the stormwater discharge from the fourth quarter of 2004 until the third quarter of 2006, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4) and TPDES General Permit No. TXR050000, Parts III.A.5.(g) and (h), as documented during an investigation conducted on September 21, 2006.
4. Failed to conduct an annual comprehensive site compliance evaluation for 2005, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.A.7., as documented during an investigation conducted on September 21, 2006.
5. Failed to implement pollution prevention practices to remain compliant with this general permit, in violation of 30 TEX. ADMIN. CODE § 281.25(a)(4) and TPDES General Permit No. TXR050000, Part III.A.5., as documented during an investigation conducted on September 21, 2006. Specifically, contaminated soil and a spilled petroleum product were documented and the metal scrap bin had a hole through which contaminated stormwater could impact the surrounding areas.

III. DENIALS

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

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that Insteel pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and Insteel'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: Insteel Wire Products Company, Docket No. 2006-2058-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

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that proper record-keeping is essential for the success of any business and for the protection of the interests of all stakeholders involved.

In addition, the document highlights the need for transparency and accountability in financial reporting. It states that clear and concise reporting is crucial for building trust and ensuring the long-term sustainability of the organization.

The document also addresses the challenges associated with managing complex financial data. It suggests that implementing robust internal controls and utilizing modern accounting software can significantly improve the efficiency and accuracy of financial operations.

Furthermore, the document stresses the importance of regular audits and reviews. It notes that these practices are essential for identifying potential risks and ensuring that the organization remains compliant with all applicable laws and regulations.

In conclusion, the document provides a comprehensive overview of the key principles and practices of sound financial management. It serves as a valuable resource for anyone seeking to enhance their understanding of business finance and improve their organizational performance.

Appendix A: Financial Statements

This appendix contains the financial statements for the period ending 31/12/2019. It includes the Balance Sheet, Profit and Loss Statement, and Cash Flow Statement. The data is presented in a clear and organized manner, allowing for easy comparison and analysis of the organization's financial performance over time.

For more information, please contact the Finance Department.
Contact: finance@company.com
Phone: +1 (123) 456-7890
Address: 123 Main Street, New York, NY 10001

2. The provisions of this Agreed Order shall apply to and be binding upon Insteel. Insteel is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the operations referenced in this Agreed Order.
3. This Agreed Order, issued by the Commission, shall not be admissible against Insteel 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 Insteel, or three days after the date on which the Commission mails notice of the Order to Insteel, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

The first part of the document discusses the importance of maintaining accurate records of all transactions. It emphasizes that proper record-keeping is essential for ensuring the integrity and reliability of financial data. This section also highlights the role of internal controls in preventing errors and fraud.

The second part of the document focuses on the implementation of effective internal control systems. It provides a detailed overview of the various components of an internal control framework, including risk assessment, control activities, information and communication, and monitoring. The text stresses the need for a strong control environment as the foundation for all other control elements.

The third part of the document addresses the challenges and opportunities associated with digital transformation in accounting. It explores how emerging technologies such as cloud computing, artificial intelligence, and blockchain are reshaping the accounting profession. The text discusses the importance of staying current with technological advancements and the need for continuous professional development.

The final part of the document provides a summary of the key findings and conclusions. It reiterates the importance of a holistic approach to internal control and the need for a strong control environment. The text also offers practical recommendations for organizations looking to improve their internal control systems and embrace digital transformation.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission



For the Executive Director

5/24/07

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

2/06/07

Date

William A. Davis

Name (Printed or typed)
Authorized Representative of
Insteel Wire Products Company

General Manager

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.

100-100000-100000

100-100000-100000

100-100000-100000

100-100000-100000

100-100000-100000

100-100000-100000

100-100000-100000

100-100000-100000