

EXECUTIVE SUMMARY - ENFORCEMENT MATTER
DOCKET NO.: 2010-0824-AIR-E **TCEQ ID:** RN100777648 **CASE NO.:** 39730
RESPONDENT NAME: Uni-Graphics Printing, Ltd dba The Printing Bureau

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 checked="" 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 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: The Printing Bureau, 4545 Cambridge Road, Fort Worth, Tarrant County</p> <p>TYPE OF OPERATION: Commercial printing plant</p> <p>SMALL BUSINESS: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p> <p>OTHER SIGNIFICANT MATTERS: A complaint was received on February 17, 2010, alleging excessive smoke emanating from the oxidizer stack. There is no record of additional pending enforcement actions regarding this facility location.</p> <p>INTERESTED PARTIES: A complaint was received, but the complainant has not expressed a desire to protest this action or to speak at Agenda.</p> <p>COMMENTS RECEIVED: The <i>Texas Register</i> comment period expired on October 18, 2010. No comments were received.</p> <p>CONTACTS AND MAILING LIST: TCEQ Attorney/SEP Coordinator: None TCEQ Enforcement Coordinator: Mr. James Nolan, Enforcement Division, Enforcement Team 4, MC 149, (512) 239-6634; Ms. Laurie Eaves, Enforcement Division, MC 219, (512) 239-4495 Respondent: Ms. Stephanie Giotes, General Counsel, Uni-Graphics Printing, Ltd, 1130 Avenue H East, Arlington, Texas 76011 Mr. Shawn Petersen, CEO, Uni-Graphics Printing, Ltd, 1130 Avenue H East, Arlington, Texas 76011 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 checked="" type="checkbox"/> Complaint <input type="checkbox"/> Routine <input type="checkbox"/> Enforcement Follow-up <input type="checkbox"/> Records Review</p> <p>Date(s) of Complaints Relating to this Case: February 17, 2010</p> <p>Date of Investigation Relating to this Case: February 22, 2010</p> <p>Date of NOV/NOE Relating to this Case: April 21, 2010 (NOE)</p> <p>Background Facts: This was a complaint investigation.</p> <p>AIR</p> <p>1) Failed to ensure that all waste inks, solvents, and cleanup rags/towels were stored in closed containers. Specifically, a container of waste solvent, a container of waste inks, and a container of cleanup rags were open to the air [New Source Review ("NSR") Permit No. 47553, Special Conditions ("SC") 5.B., 26.A., and 26.C., 30 TEX. ADMIN. CODE §§ 116.115(c) and 115.442(a)(1)(F)(ii), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p> <p>2) Failed to ensure that oxidizers were in proper operation at all times during the operation of printing presses. Specifically, emissions from the full web press, facility identification number ("FIN") Press 3, were required to be abated by the catalytic oxidizer, but that oxidizer was shut down on December 17, 2008, and emissions from Press 3, including visible emissions observed during the investigation, continued unabated until February 22, 2010, when Press 3 was shut down. In addition, emissions from the half web press, FIN Press 1, were required to be abated by the thermal oxidizer, but on September 23, 2008, that oxidizer was shut off and emissions from Press 1 were improperly diverted to the catalytic oxidizer until December 17, 2008, when the catalytic oxidizer was shut down, and since then, emissions from</p>	<p>Total Assessed: \$22,245</p> <p>Total Deferred: \$4,449 <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: \$17,796</p> <p>Person Compliance History Classification <input type="checkbox"/> High <input type="checkbox"/> Average <input type="checkbox"/> Poor</p> <p>Site Compliance History Classification <input type="checkbox"/> High <input type="checkbox"/> Average <input checked="" 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 the Respondent has implemented the following corrective measures at the Plant:</p> <p>a. On March 3, 2010, hired an environmental consultant on an ongoing basis, in order to ensure:</p> <p>i. Timely sampling of the catalyst bed from the catalytic oxidizer and all of the add-on control systems are conducted;</p> <p>ii. Timely submittal of proposed sampling methods for TCEQ approval;</p> <p>iii. Pre-test meeting scheduling at least 45 days in advance of sampling; and</p> <p>iv. Timely submittal of sampling reports.</p> <p>b. By March 19, 2010, established and began maintaining a record system to track HAP emissions; and</p> <p>c. On April 14, 2010, completed training designed to ensure that all waste inks, solvents, and cleanup rags/towels are properly handled and stored.</p> <p>Ordering Provisions:</p> <p>The Order will require the Respondent to:</p> <p>a. Within 30 days after the effective date of this Agreed Order, either:</p> <p>i. Complete repairs, replacements, and/or adjustments to the catalytic oxidizer (EPN EP-3) and/or the thermal oxidizer (EPN EP-1) designed to comply with the requirements of NSR Permit No. 47553, SC 3, 6, 9, 18, and 24.A.; or in the alternative</p> <p>ii. Submit an administratively complete request to amend NSR Permit No. 47553, in order to allow for alternative requirements related to one or both of the oxidizers' operations.</p> <p>b. In the event the Respondent elects to</p>

<p>Press 1 have gone unabated. Furthermore, the catalytic oxidizer, when tested on December 5, 2008, was found to have a destruction efficiency of 60.66%, while the requirement is 95% [NSR Permit No. 47553, SC 3, 6, 9, 18, and 24.A., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p> <p>3) Failed to ensure that a representative core bed sample was removed from the catalytic oxidizer and submitted to a laboratory for catalyst activity testing by December 1 of each year. Specifically, no samples were submitted to a laboratory for catalyst activity testing for the year 2009 [NSR Permit No. 47553, SC 23, 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p> <p>4) Failed to conduct a timely stack test of the catalytic oxidizer. Specifically, the catalytic oxidizer was installed in January 2008, and one-time, initial stack test was due within 180 days of that installation (by July 29, 2008), but did not occur until December 5, 2008 [NSR Permit No. 47553, SC 24, 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p> <p>5) Failed to timely submit proposed stack sampling methods. Specifically, the Respondent was required to submit proposed stack sampling methods for the catalytic oxidizer within 30 days after it reached normal operating conditions in May 2008, but those methods were not submitted until September 5, 2008 [NSR Permit No. 47553, SC 24.C.1., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p> <p>6) Failed to schedule a pretest meeting with the TCEQ Regional Office at least 45 days in advance of the catalytic oxidizer stack sampling. Specifically, for the December 5, 2008 catalytic oxidizer stack sampling, the Respondent failed to schedule a pretest meeting [NSR Permit No. 47553, SC 24.C.2., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p> <p>7) Failed to prepare and distribute the stack sampling report to the TCEQ within 30 days after the completion of sampling. The catalytic oxidizer stack</p>		<p>submit a request to amend NSR Permit No. 47553, respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the amendment request within 30 days after the date of such requests, or by any other deadline specified in writing;</p> <p>c. Within 45 days after the effective date of this Agreed Order, submit written certification and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision a.i. or a.ii.; and</p> <p>d. Within 180 days after the effective date of this Agreed Order, in the event the Respondent elects to submit a request to amend NSR Permit No. 47553, submit written certification that either authorization to construct and operate the Plant's catalytic oxidizer and/or thermal oxidizer has been obtained or that construction/operation has ceased until such time that appropriate authorization is obtained.</p>
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<p>sampling was performed on December 5, 2008, making the sampling report due by January 4, 2009, but the report was not submitted until February 2, 2009 [NSR Permit No. 47553, SC 24.C.4., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p> <p>8) Failed to maintain a monthly record of individual and total hazardous air pollutant ("HAP") emissions in tons per year for the previous rolling 12 months [NSR Permit No. 47553, SC 25.D., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b)].</p>		
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Additional ID No(s): TA4116R



Penalty Calculation Worksheet (PCW)

TCEQ

DATES	Assigned	26-Apr-2010	Screening	14-May-2010	EPA Due	
	PCW	24-Jun-2010				

RESPONDENT/FACILITY INFORMATION

Respondent	Uni-Graphics Printing, Ltd dba The Printing Bureau		
Reg. Ent. Ref. No.	RN100777648		
Facility/Site Region	4-Dallas/Fort Worth	Major/Minor Source	Minor

CASE INFORMATION

Enf./Case ID No.	39730	No. of Violations	8
Docket No.	2010-0824-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	James Nolan
		EC's Team	Enforcement Team 4
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$10,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) Subtotal 1

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History Enhancement Subtotals 2, 3, & 7

Notes

Culpability Enhancement Subtotal 4

Notes

Good Faith Effort to Comply Total Adjustments Subtotal 5

Economic Benefit Enhancement* Subtotal 6

Total EB Amounts	\$6,348
Approx. Cost of Compliance	\$33,000

*Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7 Final Subtotal

OTHER FACTORS AS JUSTICE MAY REQUIRE Adjustment

Reduces or enhances the Final Subtotal by the Indicated percentage.

Notes

Final Penalty Amount

STATUTORY LIMIT ADJUSTMENT Final Assessed Penalty

DEFERRAL Reduction Adjustment

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

Notes

PAYABLE PENALTY

Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN100777648

Media [Statute] Air

Enf. Coordinator James Nolan

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)	1	20%
	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%

Please Enter Yes or No

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) 20%

>> 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

The penalty was enhanced by one 1660-style agreed order.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 20%

Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN10077648

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 1

Rule Cite(s)

New Source Review ("NSR") Permit No. 47553, Special Conditions ("SC") 5.B., 26.A, and 26.C., 30 Tex. Admin. Code §§ 116.115(c) and 115.442(a)(1)(F)(II), and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to ensure that all waste inks, solvents, and cleanup rags/towels were stored in closed containers, as documented during an investigation conducted on February 22, 2010. Specifically, a container of waste solvent, a container of waste inks, and a container of cleanup rags were open to the air.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

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 were exposed to insignificant amounts of pollutants not exceeding levels protective of human health or environmental receptors as a result of this violation.

Adjustment \$9,000

\$1,000

Violation Events

Number of Violation Events 1

Number of violation days 1

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

mark only one with an x

Violation Base Penalty \$1,000

One single event is recommended, based on the date of the investigation.

Good Faith Efforts to Comply

25.0% Reduction Before NOV NOV to EDPRP/Settlement Offer

\$250

Extraordinary		
Ordinary	x	
N/A		(mark with x)

Notes

The Respondent completed corrective actions by April 14, 2010, and the NOE is dated April 21, 2010.

Violation Subtotal \$750

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$14

Violation Final Penalty Total \$1,098

This violation Final Assessed Penalty (adjusted for limits) \$1,098

Economic Benefit Worksheet

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau
Case ID No. 39730
Reg. Ent. Reference No. RN100777648
Media Air
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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No commas or \$

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$2,000	22-Feb-2010	14-Apr-2010	0.14	\$14	n/a	\$14
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated costs to provide for increased waste handling training. The Date Required is the date of the investigation, and the Final Date is the date the additional training was provided.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$2,000

TOTAL

\$14

Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN10077648

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 2

Rule Cite(s) NSR Permit No. 47563, SC 3, 6, 9, 18, and 24.A., 30 Tex. Admin. Code § 116.115(c), and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to ensure that oxidizers were in proper operation at all times during the operation of printing presses, as documented during an investigation conducted on February 22, 2010. Specifically, emissions from the full web press, facility identification number ("FIN") Press 3, were required to be abated by the catalytic oxidizer, but that oxidizer was shut down on December 17, 2008, and emissions from Press 3, including visible emissions observed during the investigation, continued unabated until February 22, 2010, when Press 3 was shut down. In addition, emissions from the half web press, FIN Press 1, were required to be abated by the thermal oxidizer, but on September 23, 2008, that oxidizer was shut off and emissions from Press 1 were improperly diverted to the catalytic oxidizer until December 17, 2008, when the catalytic oxidizer was shut down, and since then, emissions from Press 1 have gone unabated. Furthermore, the catalytic oxidizer, when tested on December 5, 2008, was found to have a destruction efficiency of 60.66%, while the requirement is 95%.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual			x	10%
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
				0%

Matrix Notes

Human health or the environment were exposed to insignificant amounts of pollutants not exceeding levels protective of human health or environmental receptors as a result of this violation.

Adjustment \$9,000

\$1,000

Violation Events

Number of Violation Events	12	596	Number of violation days
mark only one with an x	daily		
	weekly		
	monthly		
	quarterly	x	
	semiannual		
	annual		
	single event		

Violation Base Penalty \$12,000

Twelve quarterly events are recommended: Five for the catalytic oxidizer from December 17, 2008 (date emissions from Press 3 unabated) to February 22, 2010 (the date Press 3 was shut down), and seven for the thermal oxidizer from September 23, 2008 (date emissions from Press 1 improperly routed to EPN EP-3) to May 14, 2010 (the enforcement screening date).

Good Faith Efforts to Comply

	0.0%	Reduction	\$0
	Before NOV	NOV to EDPRP/Settlement Offer	
Extraordinary			
Ordinary			
N/A	x	(mark with x)	
Notes	The Respondent does not meet the good faith criteria for this violation.		

Violation Subtotal \$12,000

Economic Benefit (EB) for this violation

Estimated EB Amount \$2,473

Statutory Limit Test

Violation Final Penalty Total \$16,645

This violation Final Assessed Penalty (adjusted for limits) \$16,645

Economic Benefit Worksheet

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau
Case ID No. 39730
Reg. Ent. Reference No. RN100777648
Media Air
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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction	\$10,000	23-Sep-2008	1-May-2011	2.60	\$87	\$1,735	\$1,822
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs	\$5,000	23-Sep-2008	1-May-2011	2.60	\$651	n/a	\$651
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated costs to adjust oxidizer operations (\$10,000), and/or amend the permit to provide for alternative methods of control (\$5,000). The Date Required is the date the thermal oxidizer was shut down, and the Final Date is the date the Respondent is expected to return to compliance.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2009

Reg. Ent. Reference No. RN100777648

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 3

Rule Cite(s) NSR Permit No. 47553, SC 23, 30 Tex. Admin. Code § 116.115(c), and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to ensure that a representative core bed sample was removed from the catalytic oxidizer and submitted to a laboratory for catalyst activity testing by December 1 of each year, as documented during an investigation conducted on February 22, 2010. Specifically, no samples were submitted to a laboratory for catalyst activity testing for the year 2009.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				5%
Potential			x	

>> Programmatic Matrix

Falsification	Harm			Percent
	Major	Moderate	Minor	
				0%

Matrix Notes: Failure to sample, and potentially adjust, the oxidizer could result in human health or the environment being exposed to insignificant amounts of pollutants not exceeding levels protective of human health or environmental receptors as a result of this violation.

Adjustment \$9,500

\$500

Violation Events

Number of Violation Events 1 Number of violation days 365

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

Violation Base Penalty \$500

One single event is recommended, based on the one sampling failure.

Good Faith Efforts to Comply

25.0% Reduction \$125

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

Notes: The Respondent completed corrective actions by March 3, 2010, and the NOE is dated April 21, 2010.

Violation Subtotal \$375

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$1,837

Violation Final Penalty Total \$549

This violation Final Assessed Penalty (adjusted for limits) \$549

Economic Benefit Worksheet

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau
Case ID No. 39730
Reg. Ent. Reference No. RN100777648
Media Air
Violation No. 3

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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No commas or \$

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$10,000	30-Jun-2008	3-Mar-2010	1.67	\$837	n/a	\$837
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs: Estimated costs to hire a specialized consultant to oversee compliance with environmental requirements, including timely sampling and report submittal. The Date Required is the due date of the sample in Violation 5, and the Final Date is the date an environmental consultant was hired on an ongoing basis.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]	\$1,000	31-Dec-2009	31-Dec-2009	0.00	\$0	\$1,000	\$1,000
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs: Estimated costs to sample, submit, and report results. The Date Required and the Final Date are the last day of the year for which the annual sampling was required.

Approx. Cost of Compliance	\$11,000	TOTAL	\$1,837
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Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN10077648

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 4

Rule Cite(s) NSR Permit No. 47553, SC 24, 30 Tex. Admin. Code § 116.115(c), and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to timely conduct a stack test of the catalytic oxidizer, as documented during an investigation conducted on February 22, 2010. Specifically, the catalytic oxidizer was installed in January 2008, and one-time, initial stack test was due within 180 days of that installation (by July 29, 2008), but did not occur until December 5, 2008.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential			X

Percent 5%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0%

Matrix Notes

Failure to sample, and potentially adjust, the oxidizer could result in human health or the environment being exposed to insignificant amounts of pollutants not exceeding levels protective of human health or environmental receptors as a result of this violation.

Adjustment \$9,500

\$500

Violation Events

Number of Violation Events 1

130 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	X

mark only one with an x

Violation Base Penalty \$600

One single event is recommended, based on the one late test.

Good Faith Efforts to Comply

25.0% Reduction

\$125

Before NOV NOV to EOPRP/Settlement Offer

Extraordinary	
Ordinary	X
N/A	(mark with x)

Notes

The Respondent completed corrective actions by March 3, 2010, and the NOE is dated April 21, 2010.

Violation Subtotal \$375

Economic Benefit (EB) for this violation

Estimated EB Amount \$18

Statutory Limit Test

Violation Final Penalty Total \$549

This violation Final Assessed Penalty (adjusted for limits) \$549

Economic Benefit Worksheet

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau
Case ID No. 39730
Reg. Ent. Reference No. RN10077648
Media Air
Violation No. 4

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$1,000	29-Jul-2008	5-Dec-2008	0.35	\$18	n/a	\$18
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated costs to sample the oxidizer (\$1,000). The Date Required is the due date of the sampling, and the Final Date is the date the sampling was conducted. Estimated costs to ensure future timely sampling is included in Violation 3.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$1,000

TOTAL

\$18

Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN10077648

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 5

Rule Cite(s) NSR Permit No. 47553, SC 24.C.1., 30 Tex. Admin. Code § 116.115(c), and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to timely submit proposed stack sampling methods, as documented during an investigation conducted on February 22, 2010. Specifically, the Respondent was required to submit proposed stack sampling methods for the catalytic oxidizer within 30 days after it reached normal operating conditions in May 2008, but those methods were not submitted until September 5, 2008.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				0%
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
	X			10%

Matrix Notes

The Respondent failed to comply with 100% of the requirement.

Adjustment \$9,000

\$1,000

Violation Events

	1	67	Number of violation days
mark only one with an x	daily		
	weekly		
	monthly		
	quarterly		
	semiannual		
	annual		
	single event	X	

Violation Base Penalty \$1,000

One single event is recommended, based on the one late submittal.

Good Faith Efforts to Comply

	25.0% Reduction	\$250
	Before NOV	NOV to EDRP/Settlement Offer
Extraordinary		
Ordinary	X	
N/A		(mark with x)

Notes The Respondent completed corrective actions by March 3, 2010, and the NOE is dated April 21, 2010.

Violation Subtotal \$750

Economic Benefit (EB) for this violation

Estimated EB Amount \$0

Statutory Limit Test

Violation Final Penalty Total \$1,098

This violation Final Assessed Penalty (adjusted for limits) \$1,098

Economic Benefit Worksheet

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau
Case ID No. 39730
Reg. Ent. Reference No. RN100777648
Media Air
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
------------------	-----------	---------------	------------	-----	----------------	---------------	-----------

No commas or \$

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Delayed economic benefits for this violation are included in Violation 3.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$0

TOTAL

\$0

Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN10077648

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 6

Rule Cite(s) NSR Permit No. 47553, SC 24.C.2., 30 Tex. Admin. Code § 116.115(c), and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to schedule a pretest meeting with the TCEQ Regional Office at least 45 days in advance of the catalytic oxidizer stack sampling, as documented during an investigation conducted on February 22, 2010. Specifically, for the December 5, 2008 catalytic oxidizer stack sampling, the Respondent failed to schedule a pretest meeting; however, they provided a corrective action plan on March 3, 2010.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				0%
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
	x			10%

Matrix Notes

The Respondent failed to comply with 100% of the provision.

Adjustment \$9,000

\$1,000

Violation Events

	1	1	Number of violation days
mark only one with an x	daily		
	weekly		
	monthly		
	quarterly		
	semiannual		
	annual		
single event	x		

Violation Base Penalty \$1,000

One single event is recommended, based on the one scheduling failure.

Good Faith Efforts to Comply

	25.0%	Reduction	\$250
	Before NOV	NOV to EDPRP/Settlement Offer	
Extraordinary			
Ordinary	x		
N/A		(mark with x)	

Notes: The Respondent completed corrective actions by March 3, 2010, and the NOE is dated April 21, 2010.

Violation Subtotal \$750

Economic Benefit (EB) for this violation

Estimated EB Amount \$2,000

Statutory Limit Test

Violation Final Penalty Total \$1,098

This violation Final Assessed Penalty (adjusted for limits) \$1,098

Economic Benefit Worksheet

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau
Case ID No. 39730
Reg. Ent. Reference No. RN10077648
Media Air
Violation No. 6

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Delayed economic benefits for this violation are included in Violation 3.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]	\$2,000	21-Oct-2008	21-Oct-2008	0.00	\$0	\$2,000	\$2,000
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Estimated costs to prepare for and conduct a pretest meeting. The Date Required and the Final Date is 45 days prior to the test that occurred on December 5, 2008.

Approx. Cost of Compliance

\$2,000

TOTAL

\$2,000

Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN10077648

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 7

Rule Cite(s) NSR Permit No. 47553, SC 24.C.4., 30 Tex. Admin. Code § 116.116(c), and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to prepare and distribute the stack sampling report to the TCEQ within 30 days after the completion of sampling, as documented during an investigation conducted on February 22, 2010. The catalytic oxidizer stack sampling was performed on December 5, 2008, making the sampling report due by January 4, 2009, but the report was not submitted until February 2, 2009.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual				0%
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
	x			10%

Matrix Notes

The Respondent failed to comply with 100% of the requirement.

Adjustment \$9,000

\$1,000

Violation Events

Number of Violation Events 1 Number of violation days 29

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

mark only one with an x

Violation Base Penalty \$1,000

One single event is recommended, based on the one late report.

Good Faith Efforts to Comply

25.0% Reduction \$250

Before NOV NOV to EDRP/Settlement Offer

Extraordinary	
Ordinary	x
N/A	(mark with x)

Notes

The Respondent completed corrective actions by March 3, 2010, and the NOE is dated April 21, 2010.

Violation Subtotal \$750

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$0

Violation Final Penalty Total \$1,098

This violation Final Assessed Penalty (adjusted for limits) \$1,088

Economic Benefit Worksheet

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau
Case ID No. 39730
Reg. Ent. Reference No. RN10077648
Media Air
Violation No. 7

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

The economic benefits for this violation are included in Violation 3.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs

Approx. Cost of Compliance

\$0

TOTAL

\$0

Screening Date 14-May-2010

Docket No. 2010-0824-AIR-E

PCW

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau

Policy Revision 2 (September 2002)

Case ID No. 39730

PCW Revision October 30, 2009

Reg. Ent. Reference No. RN10077648

Media [Statute] Air

Enf. Coordinator James Nolan

Violation Number 8

Rule Cite(s) NSR Permit No. 47553, SC 25.D., 30 Tex. Admin. Code § 116.115(c), and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to maintain a monthly record of individual and total hazardous air pollutant ("HAP") emissions in tons per year for the previous rolling 12 months, as documented during an investigation conducted on February 22, 2010.

Base Penalty \$10,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
Actual					0%
Potential					

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
			x	1%

Matrix Notes

The Respondent failed to comply with less than 30% of the record keeping requirements.

Adjustment \$9,900

\$100

Violation Events

Number of Violation Events 1 25 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

mark only one with an x

Violation Base Penalty \$100

One single event is recommended, based on the one set of records not being kept.

Good Faith Efforts to Comply

	25.0% Reduction	
	Before NOV	NOV to EOPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		(mark with x)

Notes

The Respondent completed corrective actions by March 19, 2010, and the NOE is dated April 21, 2010.

Violation Subtotal \$75

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$7

Violation Final Penalty Total \$110

This violation Final Assessed Penalty (adjusted for limits) \$110

Economic Benefit Worksheet

Respondent Uni-Graphics Printing, Ltd dba The Printing Bureau
Case ID No. 39730
Reg. Ent. Reference No. RN10077648
Media Air
Violation No. 8

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	\$2,000	22-Feb-2010	19-Mar-2010	0.07	\$7	n/a	\$7
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs: Estimated costs to establish and maintain a record keeping system to track HAP emissions. The Date Required is the date of the Investigation, and the Final Date is the date the Respondent provided compliance documentation.

Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/equipment				0.00	\$0	\$0	\$0
Financial Assurance [2]				0.00	\$0	\$0	\$0
ONE-TIME avoided costs [3]				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs:

Approx. Cost of Compliance

\$2,000

TOTAL

\$7

Compliance History Report

Customer/Respondent/Owner-Operator: CN603642695 UNI-GRAPHICS PRINTING, LTD Classification: Rating:
Regulated Entity: RN100777648 THE PRINTING BUREAU Classification: POOR Site Rating: 270.00
ID Number(s): STORMWATER PERMIT TXR052029
AIR NEW SOURCE PERMITS PERMIT 47553
AIR NEW SOURCE PERMITS ACCOUNT NUMBER TA4116R
Location: 4545 CAMBRIDGE RD, FORT WORTH, TX, 76155
TCEQ Region: REGION 04 - DFW METROPLEX
Date Compliance History Prepared: May 12, 2010
Agency Decision Requiring Compliance History: Enforcement
Compliance Period: May 12, 2005 to May 12, 2010
TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History
Name: Terry Murphy Phone: (512) 239-5025

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/operator of the site during the compliance period? Yes
3. If Yes, who is the current owner/operator? Uni-Graphics Printing Ltd
4. If Yes, who was/were the prior owner(s)/operator(s)? The Imaging Bureau, Inc.
5. When did the change(s) in owner or operator occur? Feb. 1, 2010
- 6.

Components (Multimedia) for the Site :

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

Effective Date: 03/12/2009 ADMINORDER 2008-1024-AIR-E

Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382.085(b)

Rqmt Prov: Permit Condition #11 PERMIT
Special Condition #15 PERMIT
Special Condition #2 PERMIT

Description: Failure to post required information to physically identify all equipment that has a potential of emitting air pollutants. Operating instructions were not established and posted such that they are available for all thermal and catalytic oxidizer operators.

Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter E 115.442(1)(F)(ii)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382.085(b)

Rqmt Prov: Special Condition #26.A. PERMIT
Special Condition #5.B. PERMIT
Special Condition #26.C. PERMIT

Description: Failure to use cleaning solutions with VOC content less than 70% and incorporate a proper towel handling program. Sponges, clothes, or towels that have been used for cleaning were not being stored in closed containers. Waste inks and solvents were not being stored in closed containers.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382.085(b)

Rqmt Prov: Special Condition #9 PERMIT

Description: Failure to cease operation of the heatset press and dryer if the thermal oxidizer is not operating properly.

Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter E 115.446(1)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382.085(b)

Rqmt Prov: Special Condition #10 PERMIT
Special Condition #20 PERMIT

Description: Failed to equip the catalytic oxidizer with a continuous temperature recorder and calibrate the thermal oxidizer continuous temperature recorder

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382.085(b)

Rqmt Prov: Special Condition #12 PERMIT
Special Condition #13 PERMIT
Special Condition #18 PERMIT
Special Condition #22 PERMIT

Description: Failure to perform required inspections. Monthly visual inspections of the thermal oxidizer were not being performed. The temperature of the thermal oxidizer was not being verified twice per eight hour shift. Audio, visual, and olfactory inspections of the catalytic oxidizer were not being performed. Monthly external inspections of the catalytic oxidizer, including the burner system assembly and the fuel supply lines, were not being performed.

Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter E 115.446(7)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382.085(b)

Rqmt Prov: Special Condition #25.C PERMIT
Special Condition #25.D, PERMIT
Special Condition #25.I, PERMIT

Description: Failure to maintain complete records. Thermal oxidizer efficiency data and calculations of rolling 12 month emissions totals for VOCs and HAPs were not found in the records

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382.085

Rqmt Prov: Special Condition #24(C)(1) PERMIT

Description: Failure to submit proposed sampling methods to the State within 30 days of reaching normal operating conditions of the printing press, dryer, and the catalytic oxidizer.

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. (CEEDS Inv. Track. No.)

N/A

E. Written notices of violations (NOV). (CEEDS 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
ENFORCEMENT ACTION
CONCERNING
UNI-GRAPHICS PRINTING, LTD
DBA THE PRINTING BUREAU
RN100777648

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BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

AGREED ORDER
DOCKET NO. 2010-0824-AIR-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 Uni-Graphics Printing, Ltd dba The Printing Bureau ("the Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent appear before the Commission and together stipulate that:

1. The Respondent owns and operates a commercial printing plant at 4545 Cambridge Road in Fort Worth, Tarrant County, Texas (the "Plant").
2. The Plant consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
3. The Commission and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.
4. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about April 26, 2010.
5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.

6. An administrative penalty in the amount of Twenty-Two Thousand Two Hundred Forty-Five Dollars (\$22,245) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Seventeen Thousand Seven Hundred Ninety-Six Dollars (\$17,796) of the administrative penalty and Four Thousand Four Hundred Forty-Nine Dollars (\$4,449) is deferred contingent upon the Respondent'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 the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent 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 the Respondent 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 the Respondent has implemented the following corrective measures at the Plant:
 - a. On March 3, 2010, hired an environmental consultant on an ongoing basis, in order to ensure:
 - i. Timely sampling of the catalyst bed from the catalytic oxidizer and all of the add-on control systems are conducted;
 - ii. Timely submittal of proposed sampling methods for TCEQ approval;
 - iii. Pre-test meeting scheduling at least 45 days in advance of sampling; and
 - iv. Timely submittal of sampling reports.
 - b. By March 19, 2010, established and began maintaining a record system to track hazardous air pollutant ("HAP") emissions; and
 - c. On April 14, 2010, completed training designed to ensure that all waste inks, solvents, and cleanup rags/towels are properly handled and stored.
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 the Respondent 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 Plant, the Respondent is alleged to have:

1. Failed to ensure that all waste inks, solvents, and cleanup rags/towels were stored in closed containers, in violation of New Source Review ("NSR") Permit No. 47553, Special Conditions ("SC") 5.B., 26.A., and 26.C., 30 TEX. ADMIN. CODE §§ 116.115(c) and 115.442(a)(1)(F)(ii), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on February 22, 2010. Specifically, a container of waste solvent, a container of waste inks, and a container of cleanup rags were open to the air.
2. Failed to ensure that oxidizers were in proper operation at all times during the operation of printing presses, in violation of NSR Permit No. 47553, SC 3, 6, 9, 18, and 24.A., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on February 22, 2010. Specifically, emissions from the full web press, facility identification number ("FIN") Press 3, were required to be abated by the catalytic oxidizer, but that oxidizer was shut down on December 17, 2008, and emissions from Press 3, including visible emissions observed during the investigation, continued unabated until February 22, 2010, when Press 3 was shut down. In addition, emissions from the half web press, FIN Press 1, were required to be abated by the thermal oxidizer, but on September 23, 2008, that oxidizer was shut off and emissions from Press 1 were improperly diverted to the catalytic oxidizer until December 17, 2008, when the catalytic oxidizer was shut down, and since then, emissions from Press 1 have gone unabated. Furthermore, the catalytic oxidizer, when tested on December 5, 2008, was found to have a destruction efficiency of 60.66%, while the requirement is 95%.
3. Failed to ensure that a representative core bed sample was removed from the catalytic oxidizer and submitted to a laboratory for catalyst activity testing by December 1 of each year, in violation of NSR Permit No. 47553, SC 23, 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on February 22, 2010. Specifically, no samples were submitted to a laboratory for catalyst activity testing for the year 2009.
4. Failed to conduct a timely stack test of the catalytic oxidizer, in violation of NSR Permit No. 47553, SC 24, 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on February 22, 2010. Specifically, the catalytic oxidizer was installed in January 2008, and one-time, initial stack test was due within 180 days of that installation (by July 29, 2008), but did not occur until December 5, 2008.
5. Failed to timely submit proposed stack sampling methods, in violation of NSR Permit No. 47553, SC 24.C.1., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on February 22, 2010. Specifically, the Respondent was required to submit proposed stack sampling methods for the catalytic oxidizer within 30 days after it reached normal operating conditions in May 2008, but those methods were not submitted until September 5, 2008.
6. Failed to schedule a pretest meeting with the TCEQ Regional Office at least 45 days in advance of the catalytic oxidizer stack sampling, in violation of NSR Permit No. 47553, SC 24.C.2., 30

TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on February 22, 2010. Specifically, for the December 5, 2008 catalytic oxidizer stack sampling, the Respondent failed to schedule a pretest meeting.

7. Failed to prepare and distribute the stack sampling report to the TCEQ within 30 days after the completion of sampling, in violation of NSR Permit No. 47553, SC 24.C.4., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on February 22, 2010. The catalytic oxidizer stack sampling was performed on December 5, 2008, making the sampling report due by January 4, 2009, but the report was not submitted until February 2, 2009.
8. Failed to maintain a monthly record of individual and total HAP emissions in tons per year for the previous rolling 12 months, in violation of NSR Permit No. 47553, SC 25.D., 30 TEX. ADMIN. CODE § 116.115(c), and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted on February 22, 2010.

III. DENIALS

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

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the Respondent'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: Uni-Graphics Printing, Ltd dba The Printing Bureau, Docket No. 2010-0824-AIR-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. It is further ordered that the Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Agreed Order, either:
 - i. Complete repairs, replacements, and/or adjustments to the catalytic oxidizer (EPN EP-3) and/or the thermal oxidizer (EPN EP-1) designed to comply with the requirements of NSR Permit No. 47553, SC 3, 6, 9, 18, and 24.A.; or in the alternative
 - ii. Submit an administratively complete request to amend NSR Permit No. 47553, in order to allow for alternative requirements related to one or both of the oxidizers' operations.

- b. In the event the Respondent elects to submit a request to amend NSR Permit No. 47553, respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the amendment request within 30 days after the date of such requests, or by any other deadline specified in writing;
- c. Within 45 days after the effective date of this Agreed Order, submit written certification as described in Ordering Provision No. 2.e., and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.a.i. or 2.a.ii.;
- d. Within 180 days after the effective date of this Agreed Order, in the event the Respondent elects to submit a request to amend NSR Permit No. 47553, submit written certification that either authorization to construct and operate the Plant's catalytic oxidizer and/or thermal oxidizer has been obtained or that construction/operation has ceased until such time that appropriate authorization is obtained; and
- e. The certifications required by Ordering Provision Nos. 2.c. and 2.d. shall be notarized by a State of Texas Notary Public and include the following certification language:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certifications shall be submitted to:

Order Compliance Team
Enforcement Division, MC 149A
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

with a copy to:

Air Section, Manager
Dallas/Fort Worth Regional Office
Texas Commission on Environmental Quality
2309 Gravel Drive
Fort Worth, Texas 76118-6951

- 3. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Plant operations referenced in this Agreed Order.
- 4. If the Respondent fails 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

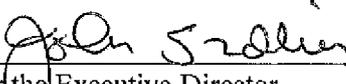
other catastrophe, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.

5. 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 the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
6. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent 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.
7. This Agreed Order may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreed Order may be transmitted by facsimile transmission to the other parties, which shall constitute an original signature for all purposes under this Agreed Order.
8. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the Respondent, or three days after the date on which the Commission mails notice of the Order to the Respondent, 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

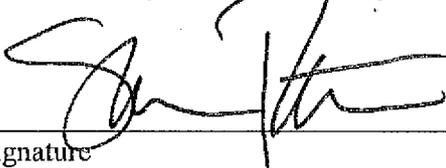
Date 9/23/2010

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

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- 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;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

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



Signature

Date 8/18/2010

Shawn Petersen

Name (Printed or typed)
Authorized Representative of
Uni-Graphics Printing, Ltd dba The Printing Bureau

Title CEO

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.

