FIELD CITATION ON THE August 17, 2011 COMMISSIONER'S AGENDA

August 17, 2011 Agenda	Mailing Address
Item # 2011-0680-WQ-E RN106094360 FC #11011	Mr. Michael Emmons Emmons Construction Management, LC 1300 West Stan Schlueter Loop Killeen, Texas 76549-7641
Item # 2011-0681-WQ-E RN104257209 FC #11413	Mr. Jack Huebner Rose City Sand Corporation P.O. Box 1836 Vidor, Texas 77670
Item # 2011-0753-WQ-E RN106078371 FC #11313	Mr. William Bannister Clarity Homes, Ltd. 3605 El Campo Avenue Fort Worth, Texas 76107-4510
Item # 2011-0795-WOC-E RN106115538 FC #11438	Larry Williams City of Anson 2031 Avenue G Anson, Texas 79501
Item # 2011-0789-WOC-E RN105644298 FC #11311	Melvin Wilson Individual Care of Texas 1655 Private Road 2530 Quinlan, Texas 75474-5459
Item # 2011-0826-WOC-E RN103682639 FC #11437	Beatrice Hernandez 2031 Avenue G Anson, Texas 79501

Texas Commission on Environmental Quality

INTEROFFICE MEMORANDUM

To: Office of General Counsel **Date:** June 1, 2011

From: Enforcement Division

Subject: Field Citation Compliance Certification
Melvin Wilson
Docket No. 2011-0789-WOC-E, RN105644298

Regarding the enforcement action listed above, the penalties have been paid and corrective actions have been verified complete by the Field Operations Division.

If there are any questions, please contact Laurie Eaves at 239-4495.

Att- Melissa Keller

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY (TCEQ)
FIELD CITATION

Field Citation No. 11311

REGION 04

Investigation Date: 03/15/2011 Time: 11:34 ☒ AM ☐ PM Docket No.: 2011-0789-WOC-E

Investigator Name: Carol Moulton Investigator Signature: Carol Moulton Investigation No.: 906263

Responsible Party (RP): Melvin Wilson	CN No. 603420837
Regulated Entity: Melvin E Wilson	RN No. 105644293
Physical Address: 1655 FR 2580, Quinlan County: Hunt	Additional ID No.

An investigation was conducted at the regulated entity named above. The following violation(s), with a checked box and assessed penalty, are alleged against the responsible party named above:

ALLEGED VIOLATION	Rules Cited TEX. ADMIN. CODE (TAC)	ASSESSED PENALTY MAJOR		MINOR	
Failure, by an installer, to ensure that an authorization to construct has been issued prior to beginning construction of an On-site Sewage Facility (OSSF)	30 TAC §285.61(4)			☐	$ 175
Purchasing the dry cleaning solvent perchloroethylene with a non-perchloroethylene registration	30 TAC §337.4 (f)			☐	$ 875
Distributing or selling dry cleaning solvent perchloroethylene without proper registration	30 TAC §337.12(a)(1)			☐	$ 875
Failure to obtain a valid, current Dry Cleaning Facility Registration	30 TAC §337.10(a)(1) or 30 TAC §337.11(e)			☐	$ 100 (≤ 30 days overdue)
				☐	# days ___ x $4 = $___
Impounding, diverting, or using state water without a required permit	Tex. Water Code §11.081 Tex. Water Code §11.121	☐	$ 875	☐	$ 350
Failure to obtain a Construction General Permit (stormwater)	30 TAC §281.25(a)(4)	☐	$ ___	☐	$ 700
Failure to obtain a Multi-Sector General Permit (stormwater)	30 TAC §281.25(a)(4)	☐	$ ___	☐	$ 700
Failure to obtain a required occupational license (Program: Wastewater)	30 TAC §30.5 (a)			☒	$ 210

Investigator Comments: (including corrective action)
Operator has taken the test, but did not pass. Owner is a licensed operator. Test was taken November 2008.

TOTAL ASSESSED PENALTY: $ 210

IF YOU CHOOSE TO SETTLE the alleged violation(s) within 30 days from the investigation date noted above, please submit this form with the Authorized Representative's original signature AND check or money order for the total assessed penalty to the address below. Please include the Field Citation No. on your payment method.

Financial Administration Division, MC 214, Texas Commission on Environmental Quality, PO Box 13088, Austin, Texas 78711-3088

Certification of completed corrective action for each alleged violation must be submitted to the TCEQ region address circled on the back of this form within 45 days from the investigation date. Your signature below and penalty payment within 30 days from the investigation date indicates that you will correct the alleged violation(s). Failure to provide documentation of completed corrective action within 45 days may result in additional penalties.

The RP named above generally denies the alleged violation(s) with an assessed penalty above. Payment of the penalty is made only in the interest of settlement.

As an Authorized Representative, I understand that by signing this citation and agreeing to pay the administrative penalty, I waive certain procedural rights, including the right to formal notice of violation(s) alleged in this citation, notice of an evidentiary hearing, the right to an evidentiary hearing, and the right to appeal.

Melvin Wilson — Authorized Representative Signature
Melvin W. Ison — Printed Name
Maintence Supervisor — Title
4/29/2011 — Date

FOR COMMISSION USE ONLY

Commission Signature — Date

IF YOU CHOOSE TO CONTEST the alleged violation(s) in this citation, notify the investigator named above. The alleged violation(s) above will be referred to the TCEQ's Enforcement Division. Please be aware this Field Citation total assessed penalty amount will no longer be available.

FAILURE TO RESPOND TO THIS CITATION: If you fail to pay the assessed penalty, the TCEQ Enforcement Division will pursue further enforcement action including assessment of increased administrative penalties. Financial inability to pay the penalty does not excuse failure to respond to and correct the alleged violation(s).

This agreement may be executed in multiple counterparts, which together shall constitute a single original instrument. Any executed signature page to this Agreement