

EXECUTIVE SUMMARY – ENFORCEMENT MATTER – CASE NO. 51176
KRZ Texas Enterprise Inc. dba County Line Trading Post
RN105487599
Docket No. 2015-1305-PST-E

Order Type:

Agreed Order

Media:

PST

Small Business:

Yes

Location(s) Where Violation(s) Occurred:

5777 United States Highway 380, Caddo Mills, Hunt County

Type of Operation:

convenience store with retail sales of gasoline

Other Significant Matters:

Additional Pending Enforcement Actions:	None
Past-Due Penalties:	None
Past-Due Fees:	None
Other:	None
Interested Third-Parties:	None

Texas Register Publication Date: July 29, 2016

Comments Received: None

Penalty Information

Total Penalty Assessed: \$14,859

Total Paid to General Revenue: \$439

Total Due to General Revenue: \$14,420

Payment Plan: 35 payments of \$412 each

Compliance History Classifications:

Person/CN –High
Site/RN – High

Major Source: No

Statutory Limit Adjustment: None

Applicable Penalty Policy: April 2014

Investigation Information

Complaint Date(s): June 10, 2015
Complaint Information: Alleged a diesel fuel spill that migrated onto a nearby parking lot. No fuel spill was observed by the investigator during the investigation.

Date(s) of Investigation: June 23, 2015

Date(s) of NOV(s): N/A

Date(s) of NOE(s): August 24, 2015

Violation Information

1. Failed to monitor the UST system for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring), failed to provide release detection for the pressurized piping associated with the UST system by failing to conduct the annual piping tightness and line leak detector tests, and failed to assure that a monthly analysis report is received from the Statistical Inventory Reconciliation (“SIR”) vendor in no more than 15 calendar days following the last day of the calendar month for which the analysis is performed [TEX. WATER CODE §§ 26.3475(a) and (c)(1) and 30 TEX. ADMIN. CODE §§ 334.50(b)(1)(A), (b)(2), (b)(2)(A)(i)(III), and (d)(9)(A)(iii)].
2. Failed to inspect all sumps, manways, overspill containers, or catchment basins associated with the UST system at least once every 60 days to assure that their sides, bottoms, and any penetration points are maintained liquid tight [30 TEX. ADMIN. CODE § 334.42(i)].
3. Failed to securely anchor the emergency shutoff valves at the base of the dispensers [30 TEX. ADMIN. CODE § 334.45(c)(3)(A)].
4. Failed to equip the spill containment device with a liquid-tight lid or cover [TEX. WATER CODE § 26.3475(c)(2) and 30 TEX. ADMIN. CODE §§ 334.51(b)(2)(B)(ii)].
5. Failed to provide corrosion protection to all underground metal components of a UST system which is designed or used to convey, contain, or store regulated substances [TEX. WATER CODE § 26.3475(d) and 30 TEX. ADMIN. CODE § 334.49(b)(2)].
6. Failed to designate, train, and certify at least one individual for each class of operator – Class A, Class B, and Class C – for the Facility [30 TEX. ADMIN. CODE § 334.602(a)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

None

Technical Requirements:

1. Within 30 days:
 - a. Implement a release detection method for the UST system at the Facility;
 - b. Conduct the annual piping tightness and line leak detector tests;
 - c. Develop and implement procedures to receive monthly SIR analysis reports from the vendor in no more than 15 calendar days following the last day of the calendar month for which the analysis is performed;
 - d. Clean the spill buckets and begin conducting bimonthly inspection of all sumps, manways, overspill containers or catchment basins associated with the UST system;
 - e. Properly anchor the shear valves at the base of dispenser numbers 9 through 16;
 - f. Replace the spill bucket lids for the regular unleaded and super unleaded compartments;

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RN105487599
Docket No. 2015-1305-PST-E

- g. Remove water from the sumps, repair and test the corrosion protection system, and ensure that all underground components of the UST system are electrically isolated from the corrosive elements of the surrounding soil, backfill, groundwater or any other water; and
 - h. Designate, train, and certify at least one named individual for each class of operator for the Facility.
2. Within 45 days, submit written certification to demonstrate compliance.

Litigation Information

Date Petition(s) Filed: February 3, 2016
Date Answer(s) Filed: February 25, 2016
SOAH Referral Date: April 11, 2016
Hearing Date(s):
 Preliminary hearing: May 19, 2016 (waived)
 Evidentiary hearing: September 9, 2016 (scheduled)
Settlement Date: June 15, 2016

Contact Information

TCEQ Attorneys: David A. Terry, Litigation Division, (512) 239-3400
 Lena Roberts, Litigation Division, (512) 239-3400
 Rudy Calderon, Public Interest Counsel, (512) 239-6363
TCEQ Enforcement Coordinator: Holly Kneisley, Enforcement Division, (817) 588-5856
TCEQ Regional Contact: Sam Barrett, Dallas/Fort Worth Regional Office, (817) 588-5800
Respondent Contact: Khalid Mahmood, President, KRZ Texas Enterprise Inc., 4910 Monterey Drive, Frisco, Texas 75034
Respondent's Attorney: Daniel B. Jones, Law Offices of Daniel B. Jones, 555 Republic Drive, Suite 111, Plano, Texas 75074

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Penalty Calculation Worksheet (PCW)

Policy Revision 4 (April 2014)

PCW Revision March 26, 2014

TCEQ

DATES	Assigned	24-Aug-2015		
	PCW	14-Dec-2015	Screening	26-Aug-2015
			EPA Due	

RESPONDENT/FACILITY INFORMATION	
Respondent	KRZ Texas Enterprise Inc. dba County Line Trading Post
Reg. Ent. Ref. No.	RN105487599
Facility/Site Region	4-Dallas/Fort Worth
Major/Minor Source	Minor

CASE INFORMATION		No. of Violations	6
Enf./Case ID No.	51176	Order Type	1660
Docket No.	2015-1305-PST-E	Government/Non-Profit	No
Media Program(s)	Petroleum Storage Tank	Enf. Coordinator	Holly Kneisley
Multi-Media		EC's Team	Enforcement Team 6
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$16,250
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	-10.0% Adjustment	Subtotals 2, 3, & 7	-\$1,625
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Notes: Adjustment for high performer classification.

Culpability	No	0.0% Enhancement	Subtotal 4	\$0
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Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$0
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts: \$542
 Estimated Cost of Compliance: \$4,186
 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$14,625
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OTHER FACTORS AS JUSTICE MAY REQUIRE	1.6%	Adjustment	\$234
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes: Recommended enhancement to capture the avoided cost of compliance associated with violation nos. 1 and 2.

Final Penalty Amount	\$14,859
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$14,859
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DEFERRAL	0.0% Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage. (Enter number only; e.g. 20 for 20% reduction.)

Notes: Deferral not offered for non-expedited settlement.

PAYABLE PENALTY	\$14,859
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Screening Date 26-Aug-2015

Docket No. 2015-1305-PST-E

PCW

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post

Policy Revision 4 (April 2014)

Case ID No. 51176

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN105487599

Media [Statute] Petroleum Storage Tank

Enf. Coordinator Holly Kneisley

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

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

Adjustment Percentage (Subtotal 2) 0%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

High Performer

Adjustment Percentage (Subtotal 7) -10%

>> Compliance History Summary

Compliance History Notes

Adjustment for high performer classification.

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

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% -10%

Screening Date 26-Aug-2015

Docket No. 2015-1305-PST-E

PCW

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post

Policy Revision 4 (April 2014)

Case ID No. 51176

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN105487599

Media [Statute] Petroleum Storage Tank

Enf. Coordinator Holly Kneisley

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code § 334.50(b)(1)(A), (b)(2), (b)(2)(A)(i)(III), and (d)(9)(A)(iii) and Tex. Water Code § 26.3475(a) and (c)(1)

Violation Description Failed to monitor the underground storage tanks ("USTs") for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring). Failed to provide release detection for the pressurized piping associated with the UST system by failing to test the line leak detectors at least once per year for performance and operational reliability. Also, failed to take appropriate steps to assure that a monthly analysis report is received from the Statistical Inventory Reconciliation ("SIR") vendor in no more than 15 calendar days following the last day of the calendar month for which the analysis is performed.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				15.0%
	Potential	x			

>> Programmatic Matrix

OR	Falsification	Harm			Percent
		Major	Moderate	Minor	
					0.0%

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 \$21,250

\$3,750

Violation Events

Number of Violation Events 1 64 Number of violation days

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

Violation Base Penalty \$3,750

One quarterly event is recommended based on documentation of the violation during the June 23, 2015 investigation to the August 26, 2015 screening date.

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/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 \$3,750

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$186

Violation Final Penalty Total \$3,429

This violation Final Assessed Penalty (adjusted for limits) \$3,429

Economic Benefit Worksheet

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post
Case ID No. 51176
Reg. Ent. Reference No. RN105487599
Media Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Cost **Date Required** **Final Date** **Yrs** **Interest Saved** **Onetime Costs** **EB Amount**
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				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)	\$1,500	23-Jun-2015	26-Mar-2016	0.76	\$57	n/a	\$57

Notes for DELAYED costs Estimated cost to provide release detection, including developing and implementing procedures to receive monthly analysis reports from the SIR vendor in a timely manner, for the UST at the Facility. The date required is the investigation date, and the final date is the estimated date of 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)	\$118	23-Jun-2014	23-Jun-2015	1.92	\$11	\$118	\$129

Notes for AVOIDED costs Estimated avoided cost to conduct the annual line leak detector and piping tightness tests. The date required is one year prior to the investigation date, and the final date is the investigation date.

Approx. Cost of Compliance \$1,618 **TOTAL** \$186

Screening Date 26-Aug-2015

Docket No. 2015-1305-PST-E

PCW

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post

Policy Revision 4 (April 2014)

Case ID No. 51176

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN105487599

Media [Statute] Petroleum Storage Tank

Enf. Coordinator Holly Kneisley

Violation Number 2

Rule Cite(s)

30 Tex. Admin. Code § 334.42(i)

Violation Description

Failed to inspect all sumps, manways, overspill containers or catchment basins associated with a UST system at least once every 60 days to assure that their sides, bottoms, and any penetration points are maintained liquid tight. Specifically, the spill buckets contained dirt and mud.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential		x	

Percent 5.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

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

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

64 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty \$1,250

One quarterly event is recommended based on documentation of the violation during the June 23, 2015 investigation to the August 26, 2015 screening date.

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/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 \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$109

Violation Final Penalty Total \$1,143

This violation Final Assessed Penalty (adjusted for limits) \$1,143

Economic Benefit Worksheet

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post
Case ID No. 51176
Reg. Ent. Reference No. RN105487599
Media Violation No. Petroleum Storage Tank
 2

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$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)	\$100	23-Jun-2015	26-Mar-2016	0.76	\$4	n/a	\$4

Notes for DELAYED costs
 Estimated delayed cost to conduct bimonthly inspections of the sumps, manways, and overfill containers or catchment basins. The date required is the investigation date, and the final date is the estimated date of 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]	\$100	24-Apr-2015	23-Jun-2015	1.08	\$5	\$100	\$105
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 Estimated avoided cost to conduct bimonthly inspections of the sumps, manways, and overfill containers or catchment basins. The date required is 60 days before the investigation date, and the final date is the investigation date.

Approx. Cost of Compliance \$200

TOTAL \$109

Screening Date 26-Aug-2015

Docket No. 2015-1305-PST-E

PCW

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post

Policy Revision 4 (April 2014)

Case ID No. 51176

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN105487599

Media [Statute] Petroleum Storage Tank

Enf. Coordinator Holly Kneisley

Violation Number 3

Rule Cite(s)

30 Tex. Admin. Code § 334.45(c)(3)(A)

Violation Description

Failed to securely anchor the emergency shutoff valves at the base of the dispensers. Specifically, shear valves under dispenser numbers 9 through 16 were not properly anchored.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential		x	

Percent 5.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

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

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

64 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty \$1,250

One quarterly event is recommended based on documentation of the violation during the June 23, 2015 investigation to the August 26, 2015 screening date.

Good Faith Efforts to Comply

0.0%

Reduction \$0

Before NOE/NOV NOE/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 \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$5

Violation Final Penalty Total \$1,143

This violation Final Assessed Penalty (adjusted for limits) \$1,143

Economic Benefit Worksheet

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post
Case ID No. 51176
Reg. Ent. Reference No. RN105487599
Media Violation No. Petroleum Storage Tank
 3

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment	\$100	23-Jun-2015	26-Mar-2016	0.76	\$0	\$5	\$5
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 Estimated cost to properly anchor the emergency shutoff valves at the base of the dispensers. The date required is the investigation date, and the final date is the estimated date of 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

Approx. Cost of Compliance \$100

TOTAL \$5

Screening Date 26-Aug-2015

Docket No. 2015-1305-PST-E

PCW

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post

Policy Revision 4 (April 2014)

Case ID No. 51176

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN105487599

Media [Statute] Petroleum Storage Tank

Enf. Coordinator Holly Kneisley

Violation Number 4

Rule Cite(s) 30 Tex. Admin. Code § 334.51(b)(2)(B)(ii) and Tex. Water Code § 26.3475(c)(2)

Violation Description

Failed to equip the spill containment device with a liquid-tight lid or cover. Specifically, the spill buckets for the regular unleaded and the super unleaded compartments did not have liquid-tight lids.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential		x	

Percent 5.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

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

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

64 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty \$1,250

One quarterly event is recommended based on documentation of the violation during the June 23, 2015 investigation to the August 26, 2015 screening date.

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/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 \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$27

Violation Final Penalty Total \$1,143

This violation Final Assessed Penalty (adjusted for limits) \$1,143

Economic Benefit Worksheet

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post
Case ID No. 51176
Reg. Ent. Reference No. RN105487599
Media Violation No. 4
Media Petroleum Storage Tank

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
Equipment	\$500	23-Jun-2015	26-Mar-2016	0.76	\$1	\$25	\$27
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

Estimated cost of replacing the spill bucket lids for the regular unleaded and super unleaded tanks. The date required is the investigation date, and the final date is the estimated 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				0.00	\$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

\$500

TOTAL

\$27

Screening Date 26-Aug-2015

Docket No. 2015-1305-PST-E

PCW

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post

Policy Revision 4 (April 2014)

Case ID No. 51176

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN105487599

Media [Statute] Petroleum Storage Tank

Enf. Coordinator Holly Kneisley

Violation Number 5

Rule Cite(s)

30 Tex. Admin. Code § 334.49(b)(2) and Tex. Water Code § 26.3475(d)

Violation Description

Failed to provide corrosion protection to all underground metal components of a UST system which is designed or used to convey, contain, or store regulated substances. Specifically, the containment sumps for the submersible turbine pumps contained water and all flex connectors were in direct contact with groundwater and soil.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential	x		

Percent 15.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

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 \$21,250

\$3,750

Violation Events

Number of Violation Events 1

64 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

mark only one with an x

Violation Base Penalty \$3,750

One quarterly event is recommended based on documentation of the violation during the June 23, 2015 investigation to the August 26, 2015 screening date.

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/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 \$3,750

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$80

Violation Final Penalty Total \$3,429

This violation Final Assessed Penalty (adjusted for limits) \$3,429

Economic Benefit Worksheet

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post
Case ID No. 51176
Reg. Ent. Reference No. RN105487599
Media Violation No. 5
Media Petroleum Storage Tank

Percent Interest	Years of Depreciation
5.0	15

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

Delayed Costs

Equipment	\$1,500	23-Jun-2015	26-Mar-2016	0.76	\$4	\$76	\$80
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

Estimated cost to remove water from the sumps and repair and test the corrosion protection system. The date required is the investigation date, and the final date is the estimated date of 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

Approx. Cost of Compliance

\$1,500

TOTAL

\$80

Screening Date 26-Aug-2015

Docket No. 2015-1305-PST-E

PCW

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post

Policy Revision 4 (April 2014)

Case ID No. 51176

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN105487599

Media [Statute] Petroleum Storage Tank

Enf. Coordinator Holly Kneisley

Violation Number 6

Rule Cite(s)

30 Tex. Admin. Code § 334.602(a)

Violation Description

Failed to designate, train, and certify at least one individual for each class of operator - Class A, Class B, and Class C - for the Facility.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm		
	Major	Moderate	Minor
Actual			
Potential		x	

Percent 5.0%

>> Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0.0%

Matrix Notes

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

Adjustment \$23,750

\$1,250

Violation Events

Number of Violation Events 1

64 Number of violation days

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

Violation Base Penalty \$1,250

One quarterly event is recommended based on documentation of the violation during the June 23, 2015 investigation to the August 26, 2015 screening date.

Good Faith Efforts to Comply

0.0%

Reduction \$0

	Before NOE/NOV	NOE/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 \$1,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$6

Violation Final Penalty Total \$1,143

This violation Final Assessed Penalty (adjusted for limits) \$1,143

Economic Benefit Worksheet

Respondent KRZ Texas Enterprise Inc. dba County Line Trading Post
Case ID No. 51176
Reg. Ent. Reference No. RN105487599
Media Violation No. Petroleum Storage Tank
 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	\$150	23-Jun-2015	26-Mar-2016	0.76	\$6	n/a	\$6
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 cost to obtain the required operator training. The date required is the investigation date, and the final date is the estimated date of 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

Approx. Cost of Compliance

\$150

TOTAL

\$6

The TCEQ is committed to accessibility.

To request a more accessible version of this report, please contact the TCEQ Help Desk at (512) 239-4357.



Compliance History Report

PUBLISHED Compliance History Report for CN603556143, RN105487599, Rating Year 2014 which includes Compliance History (CH) components from September 1, 2009, through August 31, 2014.

Customer, Respondent, or Owner/Operator: CN603556143, KRZ Texas Enterprise Inc. **Classification:** HIGH **Rating:** 0.00

Regulated Entity: RN105487599, County Line Trading Post **Classification:** HIGH **Rating:** 0.00

Complexity Points: 2 **Repeat Violator:** NO

CH Group: 14 - Other

Location: 5777 US HIGHWAY 380 CADDO MILLS, TX 75135-5574, HUNT COUNTY

TCEQ Region: REGION 04 - DFW METROPLEX

ID Number(s): **PETROLEUM STORAGE TANK REGISTRATION REGISTRATION 78867**

Compliance History Period: September 01, 2009 to August 31, 2014 **Rating Year:** 2014 **Rating Date:** 09/01/2014

Date Compliance History Report Prepared: August 28, 2015

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: August 28, 2010 to August 28, 2015

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.

Name: Holly Kneisley

Phone: (817) 588-5856

Site and Owner/Operator History:

- 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? NO
- 3) If YES for #2, who is the current owner/operator? N/A
- 4) If YES for #2, who was/were the prior owner(s)/operator(s)? N/A
- 5) If YES, when did the change(s) in owner or operator occur? N/A

Components (Multimedia) for the Site Are Listed in Sections A - J

A. Final Orders, court judgments, and consent decrees:

N/A

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	February 27, 2011	(892845)
Item 2	August 06, 2013	(1103287)

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

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

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
KRZ TEXAS ENTERPRISE INC. DBA
COUNTY LINE TRADING POST;
RN105487599**

§
§
§
§
§
§

**BEFORE THE

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY**

AGREED ORDER

DOCKET NO. 2015-1305-PST-E

I. JURISDICTION AND STIPULATIONS

On _____, the Texas Commission on Environmental Quality ("Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding KRZ Texas Enterprise Inc. dba County Line Trading Post ("Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, represented by the Litigation Division, and Respondent together stipulate that:

1. Respondent owns and operates, as defined in 30 TEX. ADMIN. CODE § 334.2(73) and (70), an underground storage tank ("UST") system and a convenience store with retail sales of gasoline located at 5777 United States Highway 380 in Caddo Mills, Hunt County, Texas (Facility ID No. 78867) (the "Facility"). The USTs at the Facility are not exempt or excluded from regulation under the Texas Water Code or the rules of the Commission, and contain or contained a regulated petroleum substance as defined in the rules of the TCEQ.
2. The Executive Director and Respondent agree that TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. WATER CODE ch. 26 and the rules of the TCEQ.
3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
4. An administrative penalty in the amount of fourteen thousand eight hundred fifty-nine dollars (\$14,859.00) is assessed by the Commission in settlement of the violations alleged in Section II. Respondent paid four hundred thirty-nine dollars (\$439.00) of the penalty. The remaining amount of fourteen thousand four hundred twenty dollars (\$14,420.00) shall be paid in thirty-five (35) monthly payments of four hundred twelve dollars (\$412.00) each. The first monthly payment shall be paid within 30 days after the effective date of this Order. The subsequent payments shall each be paid not later than 30 days following the due date of the previous payment until the penalty is paid in full. If Respondent fails to timely and satisfactorily comply with the payment requirements of this Order, including the payment schedule, the Executive Director may accelerate the maturity of the remaining installments, in which event the unpaid balance shall become immediately due and payable without demand or notice. In addition, Respondent's failure to meet the payment schedule of this Order and/or the acceleration of any remaining balance constitutes the failure

by Respondent to timely and satisfactorily comply with all the terms of this Order. The Executive Director and Respondent agree on a settlement of the matters addressed in this Order, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). 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.

5. 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 Respondent has not complied with one or more of the terms or conditions contained in this Order.
6. This Order represents the complete and fully-integrated agreement of the parties. The provisions of this Order are deemed severable, and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
7. This Order shall terminate five years from its effective date or upon full compliance with all the terms and conditions set forth in this Order, whichever is later.

II. ALLEGATIONS

1. During an investigation conducted on June 23, 2015, an investigator documented that Respondent:
 - a. Failed to monitor the UST system for releases at a frequency of at least once every month (not to exceed 35 days between each monitoring), failed to provide release detection for the pressurized piping associated with the UST system by failing to conduct the annual piping tightness and line leak detector tests, and failed to assure that a monthly analysis report is received from the Statistical Inventory Reconciliation ("SIR") vendor in no more than 15 calendar days following the last day of the calendar month for which the analysis is performed, in violation of TEX. WATER CODE §§ 26.3475(a) and (c)(1) and 30 TEX. ADMIN. CODE §§ 334.50(b)(1)(A), (b)(2), (b)(2)(A)(i)(III), and (d)(9)(A)(iii);
 - b. Failed to inspect all sumps, manways, overspill containers, or catchment basins associated with the UST system at least once every 60 days to assure that their sides, bottoms, and any penetration points are maintained liquid tight, in violation of 30 TEX. ADMIN. CODE § 334.42(i). Specifically, the spill buckets contained dirt and mud;
 - c. Failed to securely anchor the emergency shutoff valves at the base of the dispensers, in violation of 30 TEX. ADMIN. CODE § 334.45(c)(3)(A). Specifically, shear valves under dispenser numbers 9 through 16 were not properly anchored;
 - d. Failed to equip the spill containment device with a liquid-tight lid or cover, in violation of TEX. WATER CODE § 26.3475(c)(2) and 30 TEX. ADMIN. CODE §§ 334.51(b)(2)(B)(ii). Specifically, the spill buckets for the regular unleaded and super unleaded compartments did not have liquid-tight lids;
 - e. Failed to provide corrosion protection to all underground metal components of a UST system which is designed or used to convey, contain, or store regulated substances, in violation of TEX. WATER CODE § 26.3475(d) and 30 TEX. ADMIN. CODE § 334.49(b)(2). Specifically, the containment sumps for the submersible turbine pumps contained water and all flex connectors were in direct contact

with groundwater and soil; and

- f. Failed to designate, train, and certify at least once individual for each class of operator – Class A, Class B, and Class C – for the Facility, in violation of 30 TEX. ADMIN. CODE § 334.602(a).

III. DENIALS

Respondent generally denies each Allegation in Section II.

IV. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. Respondent is assessed an administrative penalty as set forth in Section I, Paragraph 4. The payment of this penalty and Respondent's compliance with all of the requirements set forth in this Order resolve only the Allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations, which are not raised here. Penalty payments shall be made payable to TCEQ and shall be sent with the notation "Re: KRZ Texas Enterprise Inc. dba County Line Trading Post, Docket No. 2015-1305-PST-E" to:

Financial Administration Division, Revenue Operations Section
Texas Commission on Environmental Quality
Attention: Cashier's Office, MC 214
P.O. Box 13088
Austin, Texas 78711-3088
2. Respondent shall undertake the following technical requirements:
 - a. Within 30 days after the effective date of this Order:
 - i. Implement a release detection method for the UST system at the Facility, in accordance with 30 TEX. ADMIN. CODE § 334.50;
 - ii. Conduct the annual piping tightness and line leak detector tests, in accordance with 30 TEX. ADMIN. CODE § 334.50;
 - iii. Develop and implement procedures to receive monthly SIR analysis reports from the vendor in no more than 15 calendar days following the last day of the calendar month for which the analysis is performed, in accordance with 30 TEX. ADMIN. CODE § 334.50;
 - iv. Clean the spill buckets and begin conducting bimonthly inspection of all sumps, manways, overspill containers or catchment basins associated with the UST system, in accordance with 30 TEX. ADMIN. CODE § 334.42;
 - v. Properly anchor the shear valves at the base of dispenser numbers 9 through 16, in accordance with 30 TEX. ADMIN. CODE § 334.45;
 - vi. Replace the spill bucket lids for the regular unleaded and super unleaded compartments, in accordance with 30 TEX. ADMIN. CODE § 334.51;
 - vii. Remove water from the sumps, repair and test the corrosion protection system, and ensure that all underground components of the UST system are electrically isolated from the corrosive elements of the surrounding soil, backfill, groundwater or any other water, in accordance with 30 TEX. ADMIN. CODE § 334.49; and

- viii. Designate, train, and certify at least one named individual for each class of operator for the Facility, in accordance with 30 TEX. ADMIN. CODE § 334.602.
- b. Within 45 days after the effective date of this Order, submit written certification to demonstrate compliance with Ordering Provisions Nos. 2.a. through 2.a.viii. The certification shall be accompanied by detailed supporting documentation, including photographs, receipts, and/or other records, shall be signed by Respondent, and shall include the following certification language:

“I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.”

The written certification and supporting documentation necessary to demonstrate compliance with these Ordering Provisions shall be sent to:

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

and:

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

- 3. All relief not expressly granted in this Order is denied.
- 4. The duties and provisions imposed by this Order shall apply to and be binding upon Respondent. Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Facility operations referenced in this Order.
- 5. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by Respondent shall be made in writing to the Executive Director. Extensions are not effective until Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Order Compliance Team at the address listed above.
- 6. If Respondent fails to comply with any of the Ordering Provisions in this Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, Respondent's failure to comply is not a violation of this Order. Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. Respondent shall notify the Executive Director within seven days after Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.

7. This Order, issued by the Commission, shall not be admissible against Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order, or (2) pursue violations of a statute within TCEQ's jurisdiction or of a rule adopted or an order or permit issued by the TCEQ under such a statute.
8. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
9. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

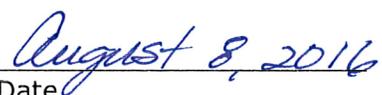
TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date



For the Executive Director



Date

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, 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 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;
- 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, I understand that any falsification of any compliance documents may result in criminal prosecution.



Signature - Khalid Mahmood, President
KRZ Texas Enterprise Inc.
4910 Monterey Drive
Frisco, Texas 75034



Date

If mailing address has changed, please check this box and provide the new address below:
