TCEQ Interoffice Memorandum

То:	Mary Smith, General Counsel
Thru:	Melissa Cordell, Assistant Deputy Director Enforcement Division
From: MP	Michael Parrish, Team Leader Special Functions Team
Date:	August 22, 2024
Subject:	Backup Revision August 28, 2024 Commission Agenda Item No. 52 – Ranger Ready Mix, LLC Docket No. 2021-1597-WQ-E

Enclosed please find the following:

Executive Summary:

• Page 2, Violation Information, Violation 1 – Correct "June 20" to "June 2020."

Please do not hesitate to call Michael Parrish at (512) 239-2548 if you have any questions regarding this matter.

 cc: Garrett Arthur, Public Interest Counsel Melissa Schmidt, Public Interest Counsel Gill Valls, Office of General Counsel Katherine McKenzie, Agenda Coordinator, Litigation Division Amy Settemeyer, Deputy Director, Enforcement Division Melissa Cordell, Assistant Deputy Director, Enforcement Division Rebecca Margain-Nunez, Executive Assistant, Enforcement Division Brett Lanham, Manager, Special Functions and Compliance Monitoring Section, Enforcement Division Katy Montgomery, Team Leader, Water Section, Enforcement Division Harley Hobson, Enforcement Coordinator, Water Section, Enforcement Division

Violation Information

1. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the discharge monitoring reports ("DMRs") for the monthly monitoring periods of June 2020 through February 2021 and April 2021 through June 2021 for Outfall No. 001A and June 2020 through June 2021 for Outfall Nos. 003A, 004A, and 005A were not submitted by the 20th day of the following month [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and Texas Pollutant Discharge Elimination System ("TPDES") General Permit No. TXG111622, Part III, Section A, Permit Requirements No. 1; and Part IV, Standard Permit Conditions No. 7.f].

2. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the annual monitoring period of 2020 for Outfall Nos. 001Y and TX1Y and for the annual monitoring period of 2020 for Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y were not submitted by March 31st of the following year [30 Tex. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111622, Part III, Section A, Permit Requirements No. 2; and Part IV, Standard Permit Conditions No. 7.f].

3. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the monthly monitoring periods of April 2017 through June 2021 for Outfall Nos. 001A and 002A were not submitted by the 20th day of the following month [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111897, Part III, Section A, Permit Requirements No. 1; and Part IV, Standard Permit Conditions No. 7.f].

4. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the annual monitoring periods of 2017 through 2020 for Outfall Nos. 001Y, 002Y, TX1Y, and TX2Y were not submitted by March 31st of the following year [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111897, Part III, Section A, Permit Requirements No. 2; and Part IV, Standard Permit Conditions No. 7.f].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. By February 19, 2023, submitted the DMRs for:

i. Outfall Nos. 001Y and TX1Y for the annual monitoring period of 2020 for Facility No. 1;

ii. Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y for the annual monitoring period of 2020 for Facility No. 1;

Violation Information

1. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the discharge monitoring reports ("DMRs") for the monthly monitoring periods of June 2020 through February 2021 and April 2021 through June 2021 for Outfall No. 001A and June 2020 through June 2021 for Outfall Nos. 003A, 004A, and 005A were not submitted by the 20th day of the following month [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and Texas Pollutant Discharge Elimination System ("TPDES") General Permit No. TXG111622, Part III, Section A, Permit Requirements No. 1; and Part IV, Standard Permit Conditions No. 7.f].

2. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the annual monitoring period of 2020 for Outfall Nos. 001Y and TX1Y and for the annual monitoring period of 2020 for Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y were not submitted by March 31st of the following year [30 Tex. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111622, Part III, Section A, Permit Requirements No. 2; and Part IV, Standard Permit Conditions No. 7.f].

3. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the monthly monitoring periods of April 2017 through June 2021 for Outfall Nos. 001A and 002A were not submitted by the 20th day of the following month [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111897, Part III, Section A, Permit Requirements No. 1; and Part IV, Standard Permit Conditions No. 7.f].

4. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the annual monitoring periods of 2017 through 2020 for Outfall Nos. 001Y, 002Y, TX1Y, and TX2Y were not submitted by March 31st of the following year [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111897, Part III, Section A, Permit Requirements No. 2; and Part IV, Standard Permit Conditions No. 7.f].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. By February 19, 2023, submitted the DMRs for:

i. Outfall Nos. 001Y and TX1Y for the annual monitoring period of 2020 for Facility No. 1;

ii. Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y for the annual monitoring period of 2020 for Facility No. 1;

Order Type: 1660 Agreed Order **Findings Order Justification:** N/A Media: WQ **Small Business:** Yes Location(s) Where Violation(s) Occurred: RRM BP 1, 1201 County Road 107, Hutto, Williamson County ("Facility No. 1") Ranger Readymix, 25999 Ronald Reagan Boulevard, Georgetown, Williamson County ("Facility No. 2") **Type of Operation:** Concrete batch plants **Other Significant Matters:** Additional Pending Enforcement Actions: No Past-Due Penalties: No Other: N/A Interested Third-Parties: None Texas Register Publication Date: December 1, 2023 Comments Received: No

Penalty Information

Total Penalty Assessed: \$22,010 Amount Deferred for Expedited Settlement: \$4,402 Total Paid to General Revenue: \$17,608 Total Due to General Revenue: \$0 Payment Plan: N/A Compliance History Classifications (RN108365560): Person/CN - Satisfactory Site/RN - High Compliance History Classifications (RN109335026): Person/CN - Satisfactory Site/RN - Satisfactory Site/RN - Satisfactory Major Source: No Statutory Limit Adjustment: N/A Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): N/A Complaint Information: N/A Date(s) of Investigation: September 14, 2021 and September 15, 2021 Date(s) of NOE(s): November 17, 2021

Violation Information

1. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the discharge monitoring reports ("DMRs") for the monthly monitoring periods of June 20 through February 2021 and April 2021 through June 2021 for Outfall No. 001A and June 20 through June 2021 for Outfall Nos. 003A, 004A, and 005A were not submitted by the 20th day of the following month [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and Texas Pollutant Discharge Elimination System ("TPDES") General Permit No. TXG111622, Part III, Section A, Permit Requirements No. 1; and Part IV, Standard Permit Conditions No. 7.f].

2. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the annual monitoring period of 2020 for Outfall Nos. 001Y and TX1Y and for the annual monitoring period of 2020 for Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y were not submitted by March 31st of the following year [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111622, Part III, Section A, Permit Requirements No. 2; and Part IV, Standard Permit Conditions No. 7.f].

3. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the monthly monitoring periods of April 2017 through June 2021 for Outfall Nos. 001A and 002A were not submitted by the 20th day of the following month [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111897, Part III, Section A, Permit Requirements No. 1; and Part IV, Standard Permit Conditions No. 7.f].

4. Failed to timely submit monitoring results at intervals specified in the permit. Specifically, the DMRs for the annual monitoring periods of 2017 through 2020 for Outfall Nos. 001Y, 002Y, TX1Y, and TX2Y were not submitted by March 31st of the following year [30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111897, Part III, Section A, Permit Requirements No. 2; and Part IV, Standard Permit Conditions No. 7.f].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. By February 19, 2023, submitted the DMRs for:

i. Outfall Nos. 001Y and TX1Y for the annual monitoring period of 2020 for Facility No. 1;

ii. Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y for the annual monitoring period of 2020 for Facility No. 1;

iii. Outfall Nos. 001Y and TX1Y for the annual monitoring periods of 2017 through 2020 for Facility No. 2; and

iv. Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y for the annual monitoring periods of 2019 and 2020 for Facility No. 2.

b. By February 21, 2023, submitted the DMRs for:

i. Outfall No. 001A for the monthly monitoring periods of June 2020 through February 2021 and April 2021 through June 2021 for Facility No. 1;

ii. Outfall Nos. 003A, 004A, and 005A for the monthly monitoring periods of June 2020 through June 2021 for Facility No. 1; and

iii. Outfall Nos. 001A and 002A for the monthly monitoring periods of April 2017 through June 2021 for Facility No. 2.

Technical Requirements:

N/A

Contact Information

TCEQ Attorney: N/A TCEQ Enforcement Coordinator: Harley Hobson, Enforcement Division, Enforcement Team 1, MC 219, (512) 239-1337; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548 Respondent: Daniel McBride, Member, Ranger Ready Mix, LLC, 40206 Industrial Park Circle, Suite 101, Georgetown, Texas 78626 Respondent's Attorney: N/A

	A CH	Pe	nalty Ca	alculatio	n Workst	neet (PC	NW)		
	×		•						
PRONMENTAL OU	Policy Re	evision 5 (January 28	3, 2021)				PCW Rev	vision February	11, 2021
DATES	Assigned	6-Dec-2021							
	PCW	10-Dec-2021	Screening	8-Dec-2021	EPA Due				
RESPO		TY INFORMATI							
Bog	g. Ent. Ref. No.	Ranger Ready M	ix, LLC (Facilit	y No. 1)					
	ty/Site Region				Major/M	linor Source	Minor		
racin	ty/Site Region	II Austin			hajor/h	mor source	1-IIIIOI		
CASE I	NFORMATION								
En	f./Case ID No.				No. c	of Violations	2		
		2021-1597-WQ-	E			Order Type			
Med	lia Program(s)	Water Quality			Government				
	Multi-Media				Enf.		Harley Hobson		
۸de	nin Bonalty ¢ I	init Minimum	\$0	Maximum	\$25,000	EC's leam	Enforcement 1	eam 1	
Aui	nin. Penalty \$ I		şυ	Maximum	\$25,000				
			Denelt		Lion Conti	-			
			Penalt	y Calcula	tion Section	on			
TOTA	L BASE PENA	LTY (Sum of	violation l	base penal	ies)		Subtotal 1	\$	13,750
ADJUS	SIMENIS (+	/-) TO SUBTO otained by multiplying	JIAL 1 1 the Total Base P	enalty (Subtotal 1) by the indicated r	ercentage			
	Compliance Hi			0.0%	Adjustment		tals 2, 3, & 7		\$0
		Since the reduc	tion for one no					<u> </u>	4 0
	Notes				adjustment pe				
	Notes			al 2) defaults t		licentage			
			(Subtott		0 2010		J		
	Culpability	No		0.0%	Enhancement		Subtotal 4		\$0
	Notes	The Re	spondent does	s not meet the	culpability crite	eria.			
							J		
	Good Faith Eff	ort to Comply T	otal Adjustm	ents			Subtotal 5		\$0
	Good Falth Elle			ento			Subtotal S		ΨU
	Economic Ben		1		Enhancement*		Subtotal 6		\$0
	Estimated	Total EB Amounts Cost of Compliance	\$201 \$1,375	*Capped	l at the Total EB \$ /	Amount			
			<i>\</i> 1,5,5						
SUM (OF SUBTOTA	LS 1-7				E	inal Subtotal	\$	13,750
OTHE	R FACTORS A	AS JUSTICE M	1AY REQUI	RE	0.0%		Adjustment		\$0
Reduces of	or enhances the Final	Subtotal by the indi	cated percentage.	-	-		1		
	Notes								
						Sincl Dem			10 750
						Final Pen	alty Amount	\$	13,750
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SIAR			• 1			Filial ASSE	sseu Penalty	Ψ	13,730
DEFE					20.0%	Reduction	Adjustment	_	\$2,750
		enalty by the indicated	d percentage.		20.070	Reduction	Aujustineilt		,, 50
		., .,]		
	Notes	[Deferral offere	d for expedited	l settlement.				
							-		
PAYA	BLE PENALT	Y						\$	11,000

		Final Adjustment Percenta	age *capped a	at 100%	0%			
>> Fina	al Compliance	Total Compliance History Adjustment Percentage (S History Adjustment			0%			
	Compliance History Notes Since the reduction for one notice of intent to conduct an audit and one disclosure of violations is below zero, the adjustment percentage (Subtotal 2) defaults to zero							
>> Co	mpliance Hist	ory Summary						
	Satisfactory Performer Adjustment Percentage (Subtotal 7)							
>> Co		ory Person Classification (Subtotal 7)			0,0			
Re	No	Adjustment Per	centage (Sub	total 3)	0%			
>> Re	peat Violator	Adjustment Per	centage (Sub	total 2)	0%			
		government environmental requirements	No	0%				
		Participation in a voluntary pollution reduction program Early compliance with, or offer of a product that meets future state or federal	No	0%				
	Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%				
		Environmental management systems in place for one year or more	No	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>)	1	-2%				
	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)	1	-1%				
	Emissions	<i>counts</i>) Chronic excessive emissions events (<i>number of events</i>)	0	0%				
	Convictions	Any criminal convictions of this state or the federal government (number of	0	0%				
	Any adjudicated final court judgments and default judgments, or non-adjudic final court judgments or consent decrees without a denial of liability, of this s or the federal government		0	0%				
	Judgments			0%				
	Orders	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%				
		Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	0	0%				
		Other written NOVs	0	0%				
	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%				

Media Water Quality

Enf. Coordinator Harley Hobson

Compliance History Worksheet >> Compliance History Site Enhancement (Subtotal 2)

Policy Revision 5 (January 28, 2021) PCW Revision February 11, 2021

Adjust.

Number

Docket No. 2021-1597-WQ-E

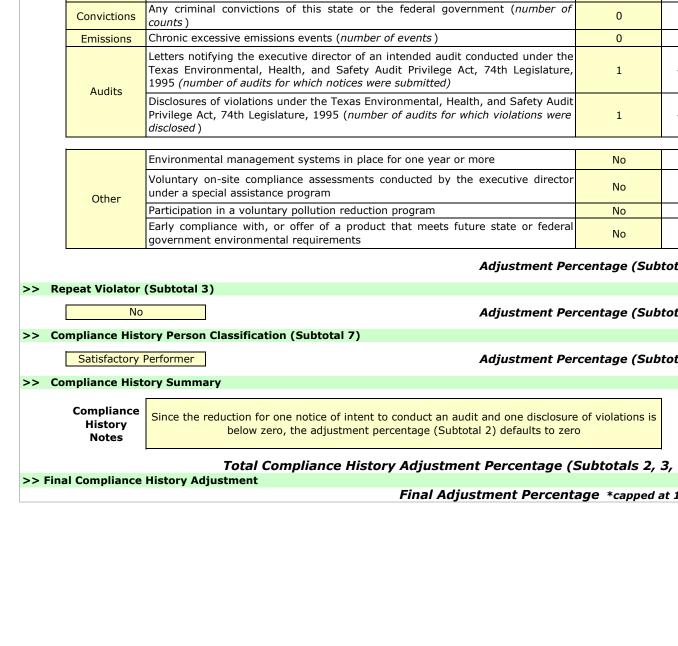
Screening Date 8-Dec-2021 **Respondent** Ranger Ready Mix, LLC (Facility No. 1)

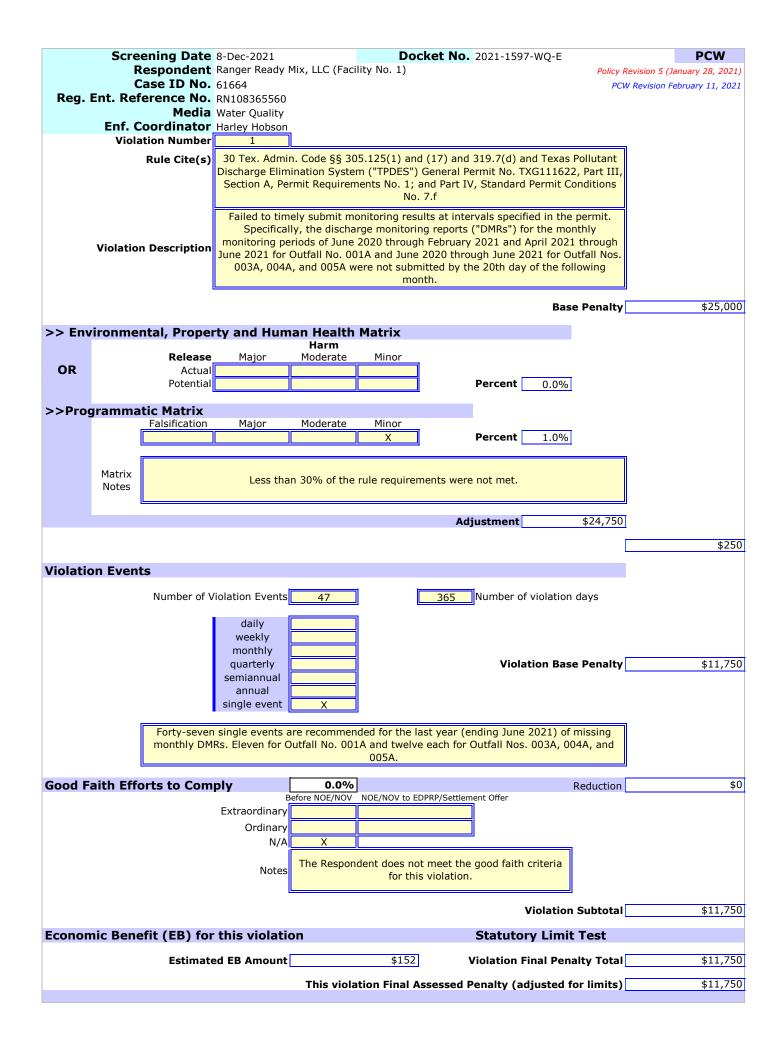
Case ID No. 61664

Reg. Ent. Reference No. RN108365560

Component Number of...

PCW





	E	conomic	Benefit	Wor	·ksheet		
Respondent	Ranger Ready	Mix, LLC (Facility	No. 1)				
Case ID No.	61664						
eg. Ent. Reference No.	RN108365560						
	Water Quality					Percent Interest	Years of Depreciation
						5.0	
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
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
rrannig, camping					+0	·· 1-	
Remediation/Disposal				0.00	\$0	n/a	\$0
				0.00	\$0 \$0	n/a n/a	\$0 \$0
Remediation/Disposal Permit Costs Other (as needed)				0.00 2.59 onths of	\$0 \$152 June 2020 throug		\$0 \$152 nd April 2021
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 onths of ne 2020 l is the I provid	\$0 \$152 June 2020 throug through June 202 DMR due date. The led.	n/a n/a gh February 2021 a 1 for Outfall Nos. 0 e Final Date is the d	\$0 \$152 nd April 2021 03A, 004A, an late DMRs wer
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 onths of ne 2020 l is the I provid	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for	n/a n/a gh February 2021 a 1 for Outfall Nos. 0 e Final Date is the d	\$0 \$152 nd April 2021 03A, 004A, an ate DMRs were d costs)
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 onths of pe 2020 l is the I provid tering 0.00	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for \$0	n/a n/a gh February 2021 a 11 for Outfall Nos. 0 e Final Date is the d one-time avoider \$0	\$0 \$152 nd April 2021 03A, 004A, an late DMRs were d costs) \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 onths of pe 2020 is the I provid tering 0.00	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for \$0 \$0	n/a n/a gh February 2021 a 11 for Outfall Nos. 0 e Final Date is the d one-time avoider \$0 \$0	\$0 \$152 nd April 2021 03A, 004A, an late DMRs were d costs) \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 onths of pe 2020 is the I provid tering 0.00 0.00	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for \$0 \$0 \$0 \$0	n/a n/a h February 2021 a 1 for Outfall Nos. 0 e Final Date is the d one-time avoide \$0 \$0 \$0	\$0 \$152 nd April 2021 03A, 004A, an ate DMRs were d costs) \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 0nths of 2020 1 is the I provid tering 0.00 0.00 0.00	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a ph February 2021 a 11 for Outfall Nos. 0 e Final Date is the d one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 \$152 nd April 2021 03A, 004A, an ate DMRs were d costs) \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 000000000000000000000000000000000000	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a gh February 2021 a 11 for Outfall Nos. 0 e Final Date is the d cone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$152 nd April 2021 03A, 004A, an ate DMRs were d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 onths of pe 2020 is the I provid tering 0.00 0.00 0.00 0.00 0.00	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a gh February 2021 a 1 for Outfall Nos. 0 e Final Date is the d one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$152 nd April 2021 03A, 004A, an ate DMRs were d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 000000000000000000000000000000000000	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a gh February 2021 a 11 for Outfall Nos. 0 e Final Date is the d cone-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$152 nd April 2021 03A, 004A, an ate DMRs were d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated c through June 005A (47 x \$2	ost to submit the 2021 for Outfall N 25 per report). Th	DMRs for the m lo. 001A and Jun ne Date Required	0.00 2.59 onths of pe 2020 is the I provid tering 0.00 0.00 0.00 0.00 0.00	\$0 \$152 June 2020 throug through June 202 DMR due date. The led. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a gh February 2021 a 1 for Outfall Nos. 0 e Final Date is the d one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$152 nd April 2021 03A, 004A, an ate DMRs wer d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

		ening Date				ocket No. 2021-1597-WQ-E			PCW
			Ranger Ready N	Mix, LLC (Facil	ity No. 1)		-		anuary 28, 2021)
Req		ase ID No.	61664 RN108365560				PCV	V Revision Fo	ebruary 11, 2021
Regi			Water Quality						
			Harley Hobson	т					
	Viola	tion Number Rule Cite(s)	2					I	
		Rule Cite(S)				nd (17) and 319.7(d) and TPDES			
			Permit No. TXG		•	A, Permit Requirements No. 2; a Conditions No. 7.f	nd Part IV,		
					-	sults at intervals specified in the nonitoring period of 2020 for Out			
	Violatio	n Description				coring period of 2020 for Outfall I			
			004Y, 005Y	΄, TX3Y, TX4Y,		vere not submitted by March 31s	t of the		
					TOIIOWI	ing year.			
						Bas	e Penalty		\$25,000
		ntol Duono	utur a sa di Liurua		Matrix				
>> EN	vironme	псат, Ргоре	rty and Hum	Harm	ייומנרוא		I		
OR		Release	Major	Moderate	Minor	1			
UK		Actual Potential				Percent 0.0%	1		
			<u>[]</u>				1		
>>Pro	gramma	tic Matrix Falsification	Major	Moderate	Minor				
				Hoderate	X	Percent 1.0%	1		
								т	
	Matrix		Less tha	an 30% of the	rule require	ments were not met.			
	Notes				ruie require				
							¢24.7E0	•	
						Adjustment	\$24,750		
									\$250
Violati	on Even	ts							
		Number of \	/iolation Events	8	r i	365 Number of violation	davs		
					l I T		,-		
			daily weekly						
			monthly						
			quarterly			Violation Bas	e Penalty		\$2,000
			semiannual annual						
			single event	Х					
					<u> </u>			T	
		Eight single	e events are rec	ommended, o	ne for each o	outfall for the last missing annua	I DMRs.		
Good F	Faith Effo	orts to Com	ply	0.0%			Reduction		\$0
			В	efore NOE/NOV	NOE/NOV to E	DPRP/Settlement Offer			
			Extraordinary Ordinary						
			N/A	X					
				The Respond	ent does not	t meet the good faith criteria for			
			Notes	The neopona		violation.			
							IJ		
						Violatio	n Subtotal		\$2,000
Econor	mic Bene	efit (EB) for	this violatio	on		Statutory Limi	t Test		
		Estimate	ed EB Amount		\$49	Violation Final Per	alty Total		\$2,000
				This via	lation Final	Assessed Penalty (adjusted	for limite)		\$2,000
				1115 110		Assessed Penaity (aujusted	isi innits)	I	

	E	conomic	Benefit	Wor	ksheet		
Respondent	Ranger Ready	Mix, LLC (Facility	No. 1)				
Case ID No.	61664						
eg. Ent. Reference No.	RN108365560						
	Water Quality					Percent Interest	Years of Depreciation
	_					5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
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
A H + + + / + + + + + + + + + + + + + + + + + + +							
Other (as needed)			MRs for the annu			n/a 20 for Outfall Nos.	
Other (as needed)	Estimated cost and the annu	t to submit the D ual monitoring pe	MRs for the annuries of the annuries of 2020 for	ual moni Outfall I	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi		001Y and TX1 and TX5Y (8 x
	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	ial moni Outfall I itial DM provic	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi led.)20 for Outfall Nos.)05Y, TX3Y, TX4Y, a	001Y and TX1Y and TX5Y (8 x DMRs were
Notes for DELAYED costs	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	ial moni Outfall I itial DM provic	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi led.	020 for Outfall Nos. 005Y, TX3Y, TX4Y, a nal Date is the date one-time avoided \$0	001Y and TX1Y and TX5Y (8 x DMRs were
Notes for DELAYED costs Avoided Costs	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	ual moni Outfall I itial DM provic tering 0.00	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi led. item (except for \$0 \$0	220 for Outfall Nos. 205Y, TX3Y, TX4Y, a nal Date is the date one-time avoided \$0 \$0	001Y and TX1' and TX5Y (8 x DMRs were 1 costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	ual moni Outfall I itial DM provic tering 0.00 0.00 0.00	toring period of 20 tos. 003Y, 004Y, 0 R due date. The Fi led. item (except for \$0 \$0 \$0 \$0	220 for Outfall Nos. 2005Y, TX3Y, TX4Y, a nal Date is the date one-time avoided \$0 \$0 \$0	001Y and TX1' and TX5Y (8 x DMRs were i costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	Jal moni Outfall I itial DM provic tering 0.00 0.00 0.00	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi led. item (except for \$0 \$0 \$0 \$0 \$0	020 for Outfall Nos. 005Y, TX3Y, TX4Y, a nal Date is the date one-time avoided \$0 \$0 \$0 \$0 \$0	001Y and TX1' and TX5Y (8 x DMRs were 1 costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	Jal moni Outfall I itial DM provic tering 0.00 0.00 0.00 0.00 0.00	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi led. item (except for \$0 \$0 \$0 \$0 \$0 \$0	020 for Outfall Nos. 005Y, TX3Y, TX4Y, a nal Date is the date one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0	001Y and TX1' and TX5Y (8 x DMRs were 1 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	Jal moni Outfall I itial DM provic itering 0.00 0.00 0.00 0.00 0.00	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi led. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	020 for Outfall Nos. 005Y, TX3Y, TX4Y, a nal Date is the date one-time avoideo \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	001Y and TX1' and TX5Y (8 x DMRs were 1 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	Jal moni Outfall I itial DM provic tering 0.00 0.00 0.00 0.00 0.00	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi led. item (except for \$0 \$0 \$0 \$0 \$0 \$0	020 for Outfall Nos. 005Y, TX3Y, TX4Y, a nal Date is the date one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0	001Y and TX1' and TX5Y (8 x DMRs were 1 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cost and the ann \$25 per re	t to submit the D ual monitoring pe port). The Date R	MRs for the annuring of 2020 for the interview of 2020 for the interview of the interview o	Jal moni Outfall I itial DM provic itering 0.00 0.00 0.00 0.00 0.00	toring period of 20 Nos. 003Y, 004Y, 0 R due date. The Fi led. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	020 for Outfall Nos. 005Y, TX3Y, TX4Y, a nal Date is the date one-time avoideo \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	001Y and TX1 and TX5Y (8 x DMRs were 1 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

SCOMMISSING BUILD STREET	Policy Revi	Per ision 5 (January 28, 20	nalty Calcu	latio	n Worksh	neet (PC		vision February 11, 2	2021
DATES		29-Nov-2021 10-Dec-2021	Screening 3-Dec	c-2021	EPA Due				
				<u>L-2021</u>	EFA Due				
RESPO		TY INFORMATIO Ranger Ready Mix	N , LLC (Facility No.	2)					
	g. Ent. Ref. No.	RN109335026		_/			N4:		
Facili	ty/Site Region	11-Austin			Major/M	linor Source	Minor		
	NFORMATION	61664			N	6.)/:			
En	f./Case ID No. Docket No.	<u>61664</u> 2021-1597-WQ-Е			NO. C	of Violations Order Type			
Mec	lia Program(s)	Water Quality			Government	/Non-Profit	No		
	Multi-Media				Enf.		Harley Hobsor Enforcement T		
Adı	nin. Penalty \$ I	Limit Minimum	\$0 Maxin	num	\$25,000				
			Penalty Ca	alcula	tion Section	on			
ΤΟΤΑ	L BASE PENA	LTY (Sum of v	violation base	penal	ties)		Subtotal 1	\$7,0)00
ADJU	STMENTS (+	/-) TO SUBTO	TAL 1						
	Subtotals 2-7 are ob	tained by multiplying t	he Total Base Penalty (
	Compliance Hi			18.0%			tals 2, 3, & 7	\$1,2	260
	Notes		one order containi vo notices of intent	-		Reduction for			
	Culpability	No		0.0%	Enhancement		Subtotal 4		\$0
	Notes	The Res	pondent does not r	neet the	e culpability crite	eria.			
	Good Faith Eff	ort to Comply To	tal Adjustments				Subtotal 5		\$0
	Economic Bene	əfit		0.00%	Enhancement*		Subtotal 6		\$0
		Total EB Amounts	\$833		ed at the Total EB \$ A	Amount	Subtotal		40
	Estimated	Cost of Compliance	\$2,950						
SUM (OF SUBTOTA	LS 1-7				F	inal Subtotal	\$8,2	260
OTHE	R FACTORS A	S JUSTICE M	AY REQUIRE		0.0%		Adjustment		\$0
Reduces of	or enhances the Final	Subtotal by the indica	ted percentage.				-		
	Notes								
						Final Pen	alty Amount	\$8,2	260
STATI	JTORY LIMIT		Т			Final Asse	ssed Penalty	\$8,2	260
DEFE	RAL				20.0%	Reduction	Adjustment	-\$1,6	552
		nalty by the indicated	percentage.					÷ - / -	
	Notes	De	eferral offered for e	expedite	d settlement.				
ΡΑΥΔ	BLE PENALT	1					- 	\$6,6	508
								φ υ /υ	

Screen	Ding Date 3-Dec-2021 Docket No. 2021-1597-WQ-E		PC				
Res	spondent Ranger Ready Mix, LLC (Facility No. 2)	Policy Rev	ision 5 (January 28, 2				
Cas	Se ID No. 61664	PCW R	evision February 11,				
Reg. Ent. Refer	rence No. RN109335026						
	Media Water Quality						
Enf. Coc	ordinator Harley Hobson						
	Compliance History Worksheet						
-	ory Site Enhancement (Subtotal 2)						
Component	Number of	Number	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%				
	Any agreed final enforcement orders containing a denial of liability (<i>number of</i> 1 20% 1 20%						
Orders	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 0 0% any final prohibitory emergency orders issued by the commission						
Judgments and Consent	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</i> 0 0% <i>consent decrees meeting criteria</i>)						
Decrees							
Convictions	any criminal convictions of this state or the federal government (<i>number of</i> 0 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, 2 -2%						
	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%				
	Environmental management systems in place for one year or more	No	0%				
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%				
Other	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 Per	centage (Sul	btotal 2) 18				
Repeat Violator No		centaae (Sul	btotal 3) 09				
	ory Person Classification (Subtotal 7)						
Satisfactory	Performer Adjustment Per	centage (Sul	btotal 7) 09				
Compliance Hist	ory Summary		_				
Compliance History Notes	Enhancement for one order containing a denial of liability. Reduction for two notic conduct an audit.	es of intent to					
> Final Compliance	Total Compliance History Adjustment Percentage (S History Adjustment	Subtotals 2,	3, & 7) 18				
e inplance	Final Adjustment Percent	age *capped	at 100% 18				
		• • • • • • • •					

		ening Date				et No. 2021-1597-WQ-E		PCW	I
		-	Ranger Ready N	Mix, LLC (Facili	ity No. 2)		Policy Re	evision 5 (January 28, 2	2021)
		Case ID No.					PCW	Revision February 11,	2021
Reg.	Ent. Ref		RN109335026						
			Water Quality						
			Harley Hobson	1					
	Viola	ation Number				17) and 210 7(d) and Taura	Dellecterst		
		Rule Cite(s)	Discharge Elim	ination System	m ("TPDES") G	17) and 319.7(d) and Texas eneral Permit No. TXG11189 d Part IV, Standard Permit C .f	7, Part III,		
	Violatio	n Description	Specifically, the	e discharge mo il 2017 through	onitoring repor h June 2021 fo	s at intervals specified in the ts ("DMRs") for the monthly r Outfall Nos. 001A and 002/ of the following month.	monitoring		
	_					Bas	se Penalty	\$25	,000
>> Env	vironme	ntal, Prope	rty and Hum		Matrix				
		Release	Major	Harm Moderate	Minor				
OR		Actual							
		Potential				Percent 0.0%			
>> Prov	aramma	tic Matrix							
~~FI0	grannia	Falsification	Major	Moderate	Minor				
					X	Percent 1.0%			
	Matrix Notes		Less tha	n 30% of the r	rule requireme	nts were not met.			
						Adjustment	\$24,750		
									+
							L		\$250
Violati	on Even	ts							
		Number of V	/iolation Events	24		365 Number of violatior	i days		
			daily						
			weekly						
			monthly			Violation Da		+ <i>c</i>	000
			quarterly semiannual			Violation Bas	se Penalty	\$6	,000
			annual						
			single event	X					
		Twenty-four	single events are			each outfall for the last year	of missing		
				mc	onthly DMRs.				
Good F	aith Eff	orts to Com	nlv	0.0%			Reduction		\$0
00001					NOE/NOV to EDP	RP/Settlement Offer	Reduction		40
			Extraordinary						
			Ordinary						
			N/A	<u> </u>			1		
			Notes	The Respond	dent does not r for this v	neet the good faith criteria violation.			
						Violatio	n Subtotal	\$6	,000
Econor	nic Bene	efit (EB) for	this violatio	on		Statutory Limi	t Test		
					+70F	-	_		000
		Estimate	ed EB Amount		\$735	Violation Final Per		\$7	,080
				This viola	tion Final Ass	sessed Penalty (adjusted	for limits)	\$7	,080

	E	conomic l	Benefit	Woi	rksheet		
Respondent	Ranger Ready	Mix, LLC (Facility	No. 2)				
Case ID No.		/ - (/					
eg. Ent. Reference No.							
		<i>.</i>					Verveef
	Water Quality					Percent Interest	Years of
Violation No.	1						Depreciation
						5.0	1!
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		•					
item bescription							
Delayed Costs							
Delayed Costs Equipment	·	<u></u>		0.00	±0	<u>+0</u>	<u>+0</u>
Buildings		<u></u> _		0.00	<u>\$0</u> \$0	<u>\$0</u> \$0	<u>\$0</u> \$0
Other (as needed)		<u> </u>		0.00	\$0 \$0	\$0	<u>\$0</u> \$0
Engineering/Construction		<u> </u>		0.00	\$0	\$0	<u> </u>
Lingineering/construction		╬─────────────────────────────────────		0.00	\$0	n/a	\$0
Record Keeping System		<u> </u> _		0.00	\$0	n/a	<u> </u>
Training/Sampling				0.00	\$0	n/a	<u>\$0</u>
Remediation/Disposal		i		0.00	\$0	n/a	<u>\$0</u>
Permit Costs		ii-		0.00	\$0	n/a	<u> </u>
Other (as needed)	\$2,550	20-May-2017	21-Feb-2023	5.76	\$735	n/a	\$735
Notes for DELAYED costs	and 002A (10	2 x \$25 per report	•	-	s the initial DMR d provided.	ue date. The Final D	ate is the date
Avoided Costs	ANNU	ALIZE avoided co	osts before en	terina	item (except for	ana tima avaida	
	T			· · · · · · · · · · · · · · · · · · ·		one-time avoided	l costs)
Disposal				0.00	\$0	\$0	l costs) \$0
					\$0 \$0	\$0 \$0	\$0 \$0
Disposal][][0.00	\$0	\$0	\$0
Disposal Personnel				0.00	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Disposal Personnel Reporting/Sampling				$\begin{array}{c} 0.00 \\ 0.00 \\ 0.00 \\ 0.00 \\ 0.00 \end{array}$	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Reporting/Sampling Supplies/Equipment				0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance				$\begin{array}{c} 0.00 \\ 0.00 \\ 0.00 \\ 0.00 \\ 0.00 \end{array}$	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs				0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$ 0

	Scre	ening Date	3-Dec-2021		Do	ocket No.	2021-1597-WQ-E			PCW
		-	Ranger Ready	Mix, LLC (Fac	ility No. 2)			Policy R	Revision 5 (J	anuary 28, 2021)
		Case ID No.						PCV	V Revision F	ebruary 11, 2021
Reg.	Ent. Ref		RN109335026							
	F6 C		Water Quality							
		oordinator	Harley Hobson	ח						
	VIOI	Rule Cite(s)		nin. Code §§ 3	05.125(1) ar	nd (17) and	319.7(d) and TPD	S General]	
			Permit No. T	XG111897, Pa IV, S	rt III, Section tandard Perm	n A, Permit I nit Condition	Requirements No. s No. 7.f	2; and Part		
	Violatio	n Description	Specifically, th	he DMRs for t	he annual mo (1Y, and TX2)	onitoring per	vals specified in th riods of 2017 throu submitted by March	gh 2020 for		
							В	ase Penalty		\$25,000
>> Env	vironme	ntal, Prope	rty and Hun		n Matrix					
		Release	Major	Harm Moderate	Minor					
OR		Actual		Hoderate						
		Potential					Percent 0.0	%		
		tie Metrix								
>>Pro	gramma	tic Matrix Falsification	Major	Moderate	Minor					
					X		Percent 1.0	%		
			·						ה	
	Matrix Notes		Less the	an 30% of the	e rule require	ments were	not met.			
						Ad	justment	\$24,750]	
										\$250
Violatia	on Even	ta								
VIOIALIO	on Even	LS								
		Number of V	Violation Events	4		365	Number of violati	on days		
			de the		- ח					
			daily weekly							
			monthly		1					
			quarterly				Violation B	ase Penalty		\$1,000
			semiannual annual							
			single event	X	1					
									a	
		Four cingle of	ante are recom	mandad ana	for oach outf	all for the la	ast set of missing a	nnual DMDa		
		Four single ev		mended, one			ist set of missing a			
					_				u 	
Good F	aith Eff	orts to Com		0.0%				Reduction		\$0
			Extraordinary	Before NOE/NOV	NOE/NOV to E	DPRP/Settleme	ent Offer 1			
			Ordinary							
			N/A							
			,,,		loot door		and foith with the			
			Notes	The Respond		: meet the g s violation.	ood faith criteria fo			
					- Critis					
							Violati	on Subtotal		\$1,000
							TUIAL	Jubiolai		Ψ±,000

Economic Benefit (EB) for this violation	Statutory Limit Test
Estimated EB Amount	\$98 Violation Final Penalty Total \$1,180
	This violation Final Assessed Penalty (adjusted for limits) \$1,180

	E	conomic	Benefit	Wo	rksheet		
Pesnondent	Ranger Ready	Mix, LLC (Facility	No 2)				
Case ID No.			NO. 2)				
leg. Ent. Reference No.							
	Water Quality					Percent Interest	Years of
Violation No.	2						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Vrc	Interest Saved	Costs Saved	EB Amount
These Description		Date Required	i mai Date	115	Interest Saveu	COSIS Saveu	LD Amount
Item Description							
Delayed Costs				3	-		
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 Other (as needed)	\$400	31-Mar-2018	19-Feb-2023	0.00	<u>\$0</u> \$98	n/a n/a	<u>\$0</u> \$98
Notes for DELAYED costs		02Y, TX1Y, and T	X2Y (18 x \$25	per repo		om 2017 through 2 uired is the initial D ided.	
Avoided Costs	ANNUA	ALIZE avoided co	osts before en	tering	item (except for	one-time avoided	l costs)
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$400			TOTAL		\$9



Compliance History Report

Compliance History Report for CN604385807, RN108365560, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

<i>,</i> .	•	, Ranger Ready Mix, LLC	Classi	fication:	SATISFACTORY	Rating]: 1.81	
or Owner/Opera Regulated Entity		, RRM BP 1	Classi	ification:	HIGH	Rating	0.00	
		,				-		
Complexity Poin	ts: 4		Repea	t Violator:	NO			
CH Group:	10 - Cement a	and Concrete Product Manu	facturing					
Location:	1201 County	Road 107 in Hutto, Williams	son County	y, Texas				
TCEQ Region:	REGION 11 -	AUSTIN						
ID Number(s): WASTEWATER PERMIT TXG111622 PETROLEUM STORAGE TANK REGISTRATION WASTEWATER PERMIT TXG111622 REGISTRATION 87760 Rating Date: 09/01/2023 Compliance History Period: September 01, 2018 to August 31, 2023 Rating Year: 2023 Rating Date: 09/01/2023								
Date Compliance	e History Report Pre	pared: October 09, 202	23					
Agency Decision	Requiring Complian	ce History: Enforcem	ent					
Component Peri	od Selected: Octobe	er 09, 2018 to October 09,	2023					
TCEQ Staff Mem	ber to Contact for A	dditional Information	Regardi	ng This Co	mpliance Histo	r y.		
Name: Harle	y Hobson			Phone: (512) 239-1337			
Site and Owne	r/Operator Histor	<u>v:</u>						
2) Has there been a	1) Has the site been in existence and/or operation for the full five year compliance period?YES2) Has there been a (known) change in ownership/operator of the site during the compliance period?NO							
<u>Components (I</u>	<u>Multimedia) for th</u>	e Site Are Listed in	<u>Section</u>	<u>is A - J</u>				
A. Final Orders, N/A	, court judgments, a	nd consent decrees:						
B. Criminal con	victions:							
	N/A C. Chronic excessive emissions events:							
D. The approva	l dates of investigat	ions (CCEDS Inv. Trac	k. No.):					
Item 1	March 22, 2021	(1733818)	It	em 10	February 08, 2023	}	(1892749)	
Item 2	July 26, 2022	(1837894)	It	em 11	February 17, 2023	3	(1884958)	
Item 3	July 27, 2022	(1837895)	It	em 12	February 21, 2023	3	(1884950)	
	August 08, 2022	(1851589)		em 13	March 02, 2023		(1901339)	
	September 08, 2022	(1859010)		em 14	April 10, 2023		(1908124)	
	October 07, 2022	(1865349)		em 15	May 04, 2023		(1915257)	
	November 04, 2022	(1872238)		em 16	June 07, 2023		(1921907)	
Item 8	December 07, 2022	(1878127)	It	em 17	July 10, 2023		(1928872)	

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

(1884976)

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:

Item 9

Notice of Intent Date:	11/28/2018	(1532951)
Disclosure Date:	02/05/2019	
Viol. Classification:	Major	

January 06, 2023

Citation:	30 TAC Chapter 116, SubChapter B 116.110
	5C THSC Chapter 382 382.0518 5C THSC Chapter 382 382.085
•	Failure to obtain air authorization for site and operations. ication: Major 30 TAC Chapter 116, SubChapter F 116.615(2)
	Failure to update the permit to reflect equipment change. The concrete batch plant currently operating on the site is not the original equipment that was represented in the permit application. ication: Major 30 TAC Chapter 116, SubChapter F 116.615(2)
Description:	Failure to update the permit to reflect current generator in use. A generator engine is on site and was not represented in the permit application. ication: Minor 30 TAC Chapter 116, SubChapter F 116.615(5)
	Failure to submit start-up notification to the appropriate air program regional office upon the start of operation of the Concrete Batch Plant. ication: Minor 30 TAC Chapter 116, SubChapter B 116.115(a)
•	Failure to maintain production records to meet all permit requirements to demonstrate compliance. ication: Minor 30 TAC Chapter 116, SubChapter B 116.115(a)
	Failure to maintain easily accessible records of repair and maintenance of abatement systems along with silo warning device tests. ication: Minor 30 TAC Chapter 116, SubChapter B 116.115(a)
•	Failure to maintain Material Safety Data Sheets for all additives and other chemicals including type of fuels. ication: Minor
	Failure to maintain records of road cleaning, application of road dust control, or road maintenance for dust control records, or stockpile dust suppression of a regular basis ication: Moderate 30 TAC Chapter 116, SubChapter B 116.115(a)
	Failure to conduct quarterly visual emissions observations. ication: Moderate 30 TAC Chapter 281, SubChapter A 281.25(a)
Description:	Failure meet the requirements of the stormwater permit. This includes not developing a stormwater plan, meeting recordkeeping requirements, sampling and failing to submit Discharge Monitoring reports and

G. Type of environmental management systems (EMSs):

- N/A
- H. Voluntary on-site compliance assessment dates: $$\rm N/A$$
- I. Participation in a voluntary pollution reduction program: \$N/A\$
- J. Early compliance:
- N/A
- Sites Outside of Texas:

N/A



Compliance History Report

Compliance History Report for CN604385807, RN109335026, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator:	CN604385807, Ranger Ready Mix, LLC	Classification: SATISFACTO	DRY Rating: 1.81				
Regulated Entity:	RN109335026, RANGER READYMIX	Classification: SATISFACTO	DRY Rating: 1.50				
Complexity Points:	5	Repeat Violator: NO					
CH Group:	10 - Cement and Concrete Product Manuf	acturing					
Location:	25999 Ronald Reagan Boulevard in Georg	jetown, Williamson County, Texas					
TCEQ Region:	REGION 11 - AUSTIN						
ID Number(s): PETROLEUM STORAGE TANK REGISTRATION EDWARDS AQUIFER PERMIT 11001024 REGISTRATION 88669 WATER QUALITY NON PERMITTED ID NUMBER WASTEWATER PERMIT TXG111897							
R11109335026 Compliance History Peri	od: September 01, 2018 to August 31, 20	023 Rating Year: 2023	Rating Date: 09/01/2023				
Date Compliance History	y Report Prepared: October 09, 202	3					
Agency Decision Requiri	ng Compliance History: Enforceme	ent					
Component Period Selected: October 09, 2018 to October 09, 2023							
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.							
Name: Harley Hobson		Phone: (512) 239-13	337				
Site and Owner/Operation	<u>ator History:</u>						
1) Has the site been in existence and/or operation for the full five year compliance period?YES2) Has there been a (known) change in ownership/operator of the site during the compliance period?NO							
Common on the (Multime							

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

A. Final Orders, court judgments, and consent decrees: 1

Effective Date: 10/23/2018 ADMINORDER 2017-1669-EAQ-E (1660 Order-Agreed Order With Denial) Classification: Major

Citation: 30 TAC Chapter 213, SubChapter B 213.23(a)(1)

Description: Failed to obtain approval of an Edwards Aquifer Protection Plan ("EAPP") prior to commencing a regulated activity over the Edwards Aquifer Contributing Zone. Specifically, the Respondent commenced operation of a concrete batch plant and installed four aboveground petroleum storage tanks without approval of a Contributing Zone Plan ("CZP").

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	July 26, 2022	(1837987)	Item 9	February 17, 2023	(1885054)
Item 2	August 08, 2022	(1851660)	Item 10	February 21, 2023	(1885074)
Item 3	September 08, 2022	(1859080)	Item 11	March 02, 2023	(1901408)
Item 4	October 07, 2022	(1865419)	Item 12	April 10, 2023	(1908193)
Item 5	November 04, 2022	(1872308)	Item 13	May 04, 2023	(1915326)
Item 6	December 07, 2022	(1878190)	Item 14	June 07, 2023	(1921976)
Item 7	January 06, 2023	(1885086)	Item 15	July 10, 2023	(1928941)
Item 8	February 08, 2023	(1892819)			

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:

Notice of Intent Date: 11/29/2018 (1532988) No DOV Associated

Notice of Intent Date: 11/29/2018 (1532989)

No DOV Associated

- G. Type of environmental management systems (EMSs): $_{\mbox{N/A}}$
- 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 RANGER READY MIX, LLC RN108365560 AND RN109335026

BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2021-1597-WQ-E

S S S S

§

I. JURISDICTION AND STIPULATIONS

On _______, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Ranger Ready Mix, LLC (the "Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

- 1. The Respondent owns and operates a concrete batch plant located at 1201 County Road 107 in Hutto, Williamson County, Texas ("Facility No. 1") and a concrete batch plant located at 25999 Ronald Reagan Boulevard in Georgetown, Williamson County, Texas ("Facility No. 2"). The Facilities are near or adjacent to water in the state as defined in Tex. WATER CODE § 26.001(5).
- 2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the 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 the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 4. An administrative penalty in the amount of \$22,010 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$17,608 of the penalty and \$4,402 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order. The deferred amount shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms or requirements contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.
- 5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, 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.

- 6. 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 Order.
- 7. 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.
- 8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
- 9. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Facilities:
 - a. By February 19, 2023, submitted the discharge monitoring reports ("DMRs") for:
 - i. Outfall Nos. 001Y and TX1Y for the annual monitoring period of 2020 for Facility No. 1;
 - ii. Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y for the annual monitoring period of 2020 for Facility No. 1;
 - iii. Outfall Nos. 001Y and TX1Y for the annual monitoring periods of 2017 through 2020 for Facility No. 2; and
 - iv. Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y for the annual monitoring periods of 2019 and 2020 for Facility No. 2.
 - b. By February 21, 2023, submitted the DMRs for:
 - Outfall No. 001A for the monthly monitoring periods of June 2020 through February 2021 and April 2021 through June 2021 for Facility No. 1;
 - ii. Outfall Nos. 003A, 004A, and 005A for the monthly monitoring periods of June 2020 through June 2021 for Facility No. 1; and
 - iii. Outfall Nos. 001A and 002A for the monthly monitoring periods of April 2017 through June 2021 for Facility No. 2.

II. ALLEGATIONS

- 1. During a record review for Facility No. 1 conducted on September 14, 2021, an investigator documented that the Respondent:
 - a. Failed to timely submit monitoring results at intervals specified in the permit, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and Texas Pollutant Discharge Elimination System ("TPDES") General Permit No. TXG111622, Part III, Section A, Permit Requirements No. 1; and Part IV, Standard Permit Conditions No. 7.f. Specifically, the DMRs for the monthly monitoring

periods of June 2020 through February 2021 and April 2021 through June 2021 for Outfall No. 001A and June 2020 through June 2021 for Outfall Nos. 003A, 004A, and 005A were not submitted by the 20th day of the following month.

- b. Failed to timely submit monitoring results at intervals specified in the permit, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111622, Part III, Section A, Permit Requirements No. 2; and Part IV, Standard Permit Conditions No. 7.f. Specifically, the DMRs for the annual monitoring period of 2020 for Outfall Nos. 001Y and TX1Y and for the annual monitoring period of 2020 for Outfall Nos. 003Y, 004Y, 005Y, TX3Y, TX4Y, and TX5Y were not submitted by March 31st of the following year.
- 2. During a record review for Facility No. 2 conducted on September 15, 2021, an investigator documented that the Respondent:
 - a. Failed to timely submit monitoring results at intervals specified in the permit, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111897, Part III, Section A, Permit Requirements No. 1; and Part IV, Standard Permit Conditions No. 7.f. Specifically, the DMRs for the monthly monitoring periods of April 2017 through June 2021 for Outfall Nos. 001A and 002A were not submitted by the 20th day of the following month.
 - b. Failed to timely submit monitoring results at intervals specified in the permit, in violation of 30 TEX. ADMIN. CODE §§ 305.125(1) and (17) and 319.7(d) and TPDES General Permit No. TXG111897, Part III, Section A, Permit Requirements No. 2; and Part IV, Standard Permit Conditions No. 7.f. Specifically, the DMRs for the annual monitoring periods of 2017 through 2020 for Outfall Nos. 001Y, 002Y, TX1Y, and TX2Y were not submitted by March 31st of the following year.

III. DENIALS

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

IV. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the 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 action 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: Ranger Ready Mix, LLC, Docket No. 2021-1597-WQ-E" to:

Financial Administration Division, Revenue Operations Section Attention: Cashier's Office, MC 214 Texas Commission on Environmental Quality P.O. Box 13088 Austin, Texas 78711-3088

2. All relief not expressly granted in this Order is denied.

- 3. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the operations at the Facilities referenced in this Order.
- 4. 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 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.
- 5. This 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 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.
- 6. 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.
- 7. 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.

Ranger Ready Mix, LLC DOCKET NO. 2021-1597-WQ-E Page 5

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

For the Executive Director

7/26/2024 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, 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.

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

Signature

Name (Printed or typed) Authorized Representative of Ranger Ready Mix, LLC

Date NADNALPN

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