



JOHN BEL EDWARDS
GOVERNOR

CHUCK CARR BROWN, PH.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

November 13, 2018

CERTIFIED MAIL (7004 1160 0001 9956 5796)
RETURN RECEIPT REQUESTED

CLEAN HARBORS COLFAX, LLC
c/o C T Corporation System
Agent for Service of Process
3867 Plaza Tower Drive
Baton Rouge, LA 70816

**RE: CONSOLIDATED COMPLIANCE ORDER
& NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. MM-CN-18-00649
AGENCY INTEREST NO. 32096**

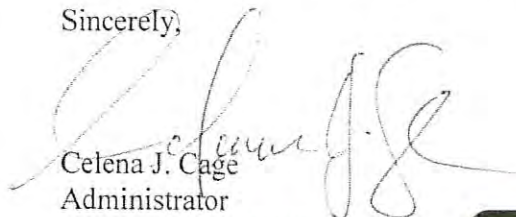
Dear Sir:

Pursuant to the Louisiana Environmental Quality Act (La. R.S. 30:2001, et seq.), the attached **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is hereby served on **CLEAN HARBORS COLFAX, LLC (RESPONDENT)** for the violation(s) described therein.

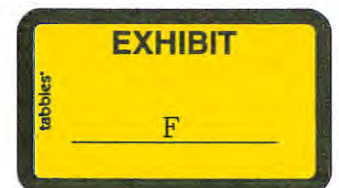
Compliance is expected within the maximum time period established by each part of the **COMPLIANCE ORDER**. The violation(s) cited in the **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** could result in the issuance of a civil penalty or other appropriate legal actions.

Any questions concerning this action should be directed to Craig Easley at (225) 219-3801.

Sincerely,


Celena J. Cage
Administrator
Enforcement Division

CJC/kce
Alt ID No. LAD981055791



STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

IN THE MATTER OF	*	
	*	
CLEAN HARBORS COLFAX, LLC	*	ENFORCEMENT TRACKING NO.
GRANT PARISH	*	
ALT ID NO. LAD981055791	*	MM-CN-18-00649
	*	
	*	AGENCY INTEREST NO.
PROCEEDINGS UNDER THE LOUISIANA	*	
ENVIRONMENTAL QUALITY ACT,	*	32096
La. R.S. 30:2001, ET SEQ.	*	

CONSOLIDATED
COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **CLEAN HARBORS COLFAX, LLC (RESPONDENT)** by the Louisiana Department of Environmental Quality (the Department), under the authority granted by the Louisiana Environmental Quality Act (the Act), La. R.S. 30:2001, et seq., and particularly by La. R.S. 30:2025(C), 30:2050.2 and 30:2050.3(B).

FINDINGS OF FACT

I.

The Respondent owns and/or operates the Colfax facility (the facility), a hazardous waste treatment facility, located at 3763 Louisiana Highway 471 in Colfax, Grant Parish, Louisiana. The Respondent owns and/or operates an explosive and reactive waste treatment facility known to the Department as Clean Harbors Colfax, LLC located at 3763 Highway 471, Colfax, Rapides Parish, Louisiana. The facility is a permitted hazardous waste storage, treatment, and disposal (TSD) facility that thermally treats reactive and explosive wastes and operates under EPA Identification Number LAD981055791. The Department issued the Respondent a Hazardous Waste TSD Operating Permit No. LAD981055791-OP-RN-1 with an effective date of October 26, 2007, and an expiration date of October 26, 2017. The Respondent submitted a permit application for the renewal of its Hazardous Waste TSD Operating Permit on or about April 27, 2017. The application was determined by the Department to be

administratively complete on May 26, 2017; therefore, Hazardous Waste TSD Operating Permit No. LAD981055791-OP-RN-1 has been deemed administratively continued by the Department.

II.

The facility is located on approximately a 730-acre site. The Respondent's hazardous waste thermal treatment operations are conducted in an area designated as the "Thermal Treatment Area". The Thermal Treatment Area is approximately forty-three (43) acres and located near the center of the facility. The permitted Thermal Treatment Area is composed of twenty (20) curbed concrete treatment pads set upon a 700' x 130' reinforced concrete slab. The treatment pads are each equipped with an interchangeable burner assembly composed of an open steel tray or a steel-lined concrete burn chamber.

III.

On or about May 15, 2018, the Department conducted a compliance evaluation inspection (CEI) of the Respondent's facility to determine compliance with the Louisiana Solid and Hazardous Waste Regulations. While the Department's investigation is not yet complete, the Department's inspections revealed the following violations:

- A. The Respondent failed to determine if a generated waste was a hazardous waste, in violation of LAC 33:V.1103. Specifically, during the inspection, the Department observed one (1) 55-gallon container storing spent, unpunctured aerosol cans labelled with the words "Empty Aerosol Cans." Based upon statements provided by Respondent representatives during the inspection, it was revealed that the Respondent failed to determine whether these spent, unpunctured aerosol cans were a hazardous waste.
- B. The Respondent failed to properly remedy any deterioration or malfunction of equipment or structure(s) (e.g., burn trays, thermal treatment pad, etc.) associated with the hazardous waste-permitted Thermal Treatment Area, in violation of Hazardous Waste TSD Operating Permit Condition V.D.1.c.iii and iv; LAC 33:V.309.A; and LAC 33:V.1509.C. Specifically, during the Department's inspection of the Thermal Treatment Area, the Department observed the following deteriorations within the Thermal Treatment Area: 1) several cracks and gaps in the concrete curbing/containment; and 2) deterioration/damage (including cracks, gaps, and missing structural components) to treatment pads designated as Nos. 6, 8, 11, 12, 13, and 14. Conditions V.D.1.c.iii and iv of the Respondent's Hazardous Waste TSD Operating Permit stipulates that all defects, deteriorations, and/or malfunctions of the Thermal Treatment Area before additional treatment occurs within those impacted treatment pads.

- C. The Respondent failed to record the date and nature of repairs associated with the hazardous waste-permitted Thermal Treatment Area, in violation of Hazardous Waste TSD Operating Permit Condition V.D.1.c.vi; LAC 33:V.309.A; and LAC 33:V.1509.D. Specifically, during the inspection, the Department reviewed Thermal Treatment Area inspection records for calendar year 2018. Neither paper nor electronic inspection records associated with the Thermal Treatment Area documented specific damages/deteriorations to the unit, dates or repairs, or dates that specific components of the unit were placed back into service.
- D. The Respondent failed to store hazardous waste in a container or containers meeting the requirements of LAC 33:V.Chapter 21, in violation of LAC 33.V.1109.E.1.a.i. Specifically, during the inspection, the Department observed a pile of broken concrete on the southwest corner of the Thermal Treatment Area. A Respondent representative stated that the waste concrete was generated as a result of repairs to the Thermal Treatment Area and was awaiting deposit into one (1) of the hazardous waste roll-off containers storing listed hazardous waste (K044).
- E. The Respondent failed to label or clearly mark waste batteries or a container storing waste batteries with the words "Universal Waste Battery(ies)," Waste Battery(ies)," or "Used Battery(ies)," in violation of LAC 33:V.3823.A.1. Specifically, during the inspection, the Department observed three (3) spent batteries removed from operational equipment stored in a tray that were not labelled as required.
- F. The Respondent stored solid waste on-site for greater than one (1) year without Department approval, in violation of LAC 33:VII.315.B. Specifically, during the inspection, the Department observed thirty-three (33) 55-gallon capacity drums of non-hazardous wastewater that were dated "12-15-2016." According to statements provided by Respondent representatives during the inspection, the containers of non-hazardous wastewater were generated as a result of groundwater sampling activities in late 2016 and had been stored on-site since that time.

COMPLIANCE ORDER

Based on the foregoing, the Respondent is **hereby ordered**:

I.

To institute, immediately upon receipt of this **COMPLIANCE ORDER**, procedures to ensure that proper hazardous waste determinations are performed for all of the Respondent's generated solid/hazardous wastes.

II.

To institute, immediately upon receipt of this **COMPLIANCE ORDER**, procedures to ensure deteriorations or malfunctions of the Respondent's permitted hazardous waste units are remedied in a timely manner, in accordance with LAC 33:V.1509.C.

III.

To institute, immediately upon receipt of this **COMPLIANCE ORDER**, procedures to record the date and nature of repairs associated with the Respondent's permitted hazardous waste units, in accordance with LAC 33:V.1509.D.

IV.

The Respondent shall immediately, upon receipt of this **COMPLIANCE ORDER**, institute procedures ensuring that hazardous waste are properly contained and/or stored.

V.

To label or mark clearly, immediately upon receipt of this **COMPLIANCE ORDER**, all universal waste batteries or containers in which the batteries are contained with any one (1) of the following phrases: "Universal Waste—Battery(ies)," or "Waste Battery(ies)," or "Used Battery(ies)," in accordance with LAC 33:V.3823.A.1.

VI.

To properly dispose, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, the solid waste (described in Findings of Fact Paragraph III.F) at an authorized treatment/disposal facility. Additionally, the Respondent shall prepare, obtain, and submit to the Office of Environmental Compliance, Enforcement Division documents verifying proper disposal of those solid wastes within five (5) days of the completion of waste treatment/disposal activities.

VII.

To take, immediately upon receipt of this **COMPLIANCE ORDER**, any and all steps necessary to meet and maintain compliance with the Louisiana Hazardous Waste and Solid Waste Regulations.

VIII.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a written report that includes a detailed description of the circumstances surrounding the cited violations and actions taken or to be taken to achieve compliance with the Order Portion of this **COMPLIANCE ORDER**. This report and any and all other reports or information relative to this **COMPLIANCE ORDER**, shall be submitted to:

Office of Environmental Compliance
Post Office Box 4312
Baton Rouge, Louisiana 70821-4312
Attn: Craig Easley
Re: Enforcement Tracking No. MM-CN-18-00649
Agency Interest No. 32096

THE RESPONDENT SHALL FURTHER BE ON NOTICE THAT:

I.

The Respondent has a right to an adjudicatory hearing on a disputed issue of material fact or of law arising from this **COMPLIANCE ORDER**. This right may be exercised by filing a written request with the Secretary no later than thirty (30) days after receipt of this **COMPLIANCE ORDER**.

II.

The request for an adjudicatory hearing shall specify the provisions of the **COMPLIANCE ORDER** on which the hearing is requested and shall briefly describe the basis for the request. This request should reference the Enforcement Tracking Number and Agency Interest Number, which are located in the upper right-hand corner of the first page of this document and should be directed to the following:

Department of Environmental Quality
Office of the Secretary
Post Office Box 4302
Baton Rouge, Louisiana 70821-4302
Attn: Hearings Clerk, Legal Division
Re: Enforcement Tracking No. MM-CN-18-00649
Agency Interest No. 32096

III.

Upon the Respondent's timely filing a request for a hearing, a hearing on the disputed issue of material fact or of law regarding this **COMPLIANCE ORDER** may be scheduled by the Secretary of the Department. The hearing shall be governed by the Act, the Administrative Procedure Act (La. R.S. 49:950, et seq.), and the Department's Rules of Procedure. The Department may amend or supplement this **COMPLIANCE ORDER** prior to the hearing, after providing sufficient notice and an opportunity for the preparation of a defense for the hearing.

IV.

This **COMPLIANCE ORDER** shall become a final enforcement action unless the request for hearing is timely filed. Failure to timely request a hearing constitutes a waiver of the Respondent's right to a hearing on a disputed issue of material fact or of law under Section 2050.4 of the Act for the violation(s) described herein.

V.

The Respondent's failure to request a hearing or to file an appeal or the Respondent's withdrawal of a request for hearing on this **COMPLIANCE ORDER** shall not preclude the Respondent from contesting the findings of facts in any subsequent penalty action addressing the same violation(s), although the Respondent is estopped from objecting to this **COMPLIANCE ORDER** becoming a permanent part of its compliance history.

VI.

Civil penalties of not more than twenty-seven thousand five hundred dollars (\$27,500) for each day of violation for the violation(s) described herein may be assessed. For violations which occurred on August 15, 2004, or after, civil penalties of not more than thirty-two thousand five hundred dollars (\$32,500) may be assessed for each day of violation. The Respondent's failure or refusal to comply with this **COMPLIANCE ORDER** and the provisions herein will subject the Respondent to possible enforcement procedures under La. R.S. 30:2025, which could result in the assessment of a civil penalty in an amount of not more than fifty thousand dollars (\$50,000) for each day of continued violation or noncompliance.

VII.

For each violation described herein, the Department reserves the right to seek civil penalties in any manner allowed by law, and nothing herein shall be construed to preclude the right to seek such penalties.

NOTICE OF POTENTIAL PENALTY

I.

Pursuant to La. R.S. 30:2050.3(B), you are hereby notified that the issuance of a penalty assessment is being considered for the violation(s) described herein. Written comments may be filed regarding the violation(s) and the contemplated penalty. If you elect to submit comments, it is requested that they be submitted within ten (10) days of receipt of this notice.

II.

Prior to the issuance of additional appropriate enforcement action(s), you may request a meeting with the Department to present any mitigating circumstances concerning the violation(s). If you would like to have such a meeting, please contact Craig Easley at (225) 219-3801 within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**.

III.

The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement along with a statement of the monetary benefits of noncompliance for the cited violation(s) to the above named contact person within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**. Include with your statement of monetary benefits the method(s) you utilized to arrive at the sum. If you assert that no monetary benefits have been gained, you are to fully justify that statement. If the Respondent chooses not to submit the requested most current annual gross revenues statement within ten (10) days, it will be viewed by the Department as an admission that the Respondent has the ability to pay the statutory maximum penalty as outlined in La. R.S. 30:2025.

IV.

The Department assesses civil penalties based on LAC 33:I.Subpart1.Chapter7. To expedite closure of this **NOTICE OF POTENTIAL PENALTY** portion, the Respondent may offer a settlement amount to resolve any claim for civil penalties for the violation(s) described herein. The Respondent may offer a settlement amount, but the Department is under no obligation to enter into settlement negotiations. The decision to proceed with a settlement is at the discretion of the Department. The settlement offer amount may be entered on the attached "**CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY REQUEST TO CLOSE**" form. The Respondent must include a

justification of the offer. **DO NOT** submit payment of the offer amount with the form. The Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.

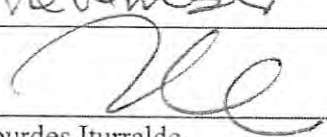
V.

The **NOTICE OF POTENTIAL PENALTY** will not be closed if the Respondent owes outstanding fees to the Department. Please contact the Financial Services Division at 225-219-3865 or via email at _DEQ-WWWFinancialServices@la.gov to determine if you owe outstanding fees.

VI.

This **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is effective upon receipt.

Baton Rouge, Louisiana, this 13th day of November, 2018.



Lourdes Iturralde
Assistant Secretary
Office of Environmental Compliance

Copies of a request for a hearing and/or related correspondence should be sent to:

Louisiana Department of Environmental Quality
Office of Environmental Compliance
Enforcement Division
P.O. Box 4312
Baton Rouge, LA 70821-4312
Attention: Craig Easley

LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
 OFFICE OF ENVIRONMENTAL COMPLIANCE
 ENFORCEMENT DIVISION CONSOLIDATED COMPLIANCE ORDER &
 POST OFFICE BOX 4312 NOTICE OF POTENTIAL PENALTY
 BATON ROUGE, LOUISIANA 70821-4312 REQUEST TO CLOSE



Enforcement Tracking No.	MM-CN-18-00649	Contact Name	Craig Easley
Agency Interest (AI) No.	32096	Contact Phone No.	225-219-3801
Alternate ID No(s).	LAD981055791		
Respondent:	Clean Harbors Colfax, LLC	Facility Name:	Clean Harbors Colfax, LLC
	c/o C T Corporation System	Physical Location:	3763 Highway 471
	Agent for Service of Process		
	3867 Plaza Tower Drive	City, State, Zip:	Colfax, LA 71417
Baton Rouge, LA 70816	Parish:	Grant	

STATEMENT OF COMPLIANCE

STATEMENT OF COMPLIANCE	Date Completed	Copy Attached?
A written report was submitted in accordance with Paragraph II of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 30 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 45 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 90 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.		
All items in the "Findings of Fact" portion of the COMPLIANCE ORDER were addressed and the facility is being operated to meet and maintain the requirements of the "Order" portion of the COMPLIANCE ORDER. Final compliance was achieved as of:		

SETTLEMENT OFFER (OPTIONAL)

(check the applicable option)

<input type="checkbox"/>	The Respondent is not interested in entering into settlement negotiations with the Department with the understanding that the Department has the right to assess civil penalties based on LAC 33:I.Subpart1.Chapter7.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY («Tracking_»), the Respondent is interested in entering into settlement negotiations with the Department and would like to set up a meeting to discuss settlement procedures.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY («Tracking_»), the Respondent is interested in entering into settlement negotiations with the Department and offers to pay \$ _____ which shall include LDEQ enforcement costs and any monetary benefit of non-compliance. <ul style="list-style-type: none"> • Monetary component = \$ _____ • Beneficial Environmental Project (BEP) component (optional)= \$ _____ • DO NOT SUBMIT PAYMENT OF THE OFFER WITH THIS FORM- the Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.
<input type="checkbox"/>	The Respondent has reviewed the violations noted in NOTICE OF POTENTIAL PENALTY («Tracking_») and has attached a justification of its offer and a description of any BEPs if included in settlement offer.

CERTIFICATION STATEMENT		
<p><i>I certify, under provisions in Louisiana and United States law that provide criminal penalties for false statements, that based on information and belief formed after reasonable inquiry, the statements and information attached and the compliance statement above, are true, accurate, and complete. I also certify that I do not owe outstanding fees or penalties to the Department for this facility or any other facility I own or operate. I further certify that I am either the Respondent or an authorized representative of the Respondent.</i></p>		
Respondent's Signature	Respondent's Printed Name	Respondent's Title
Respondent's Physical Address	Respondent's Phone #	Date
MAIL COMPLETED DOCUMENT TO THE ADDRESS BELOW:		
Louisiana Department of Environmental Quality Office of Environmental Compliance Enforcement Division P.O. Box 4312 Baton Rouge, LA 70821 Attn: Craig Easley		

JOHN BEL EDWARDS
GOVERNOR



CHUCK CARR BROWN, PH.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

May 10, 2019

CERTIFIED MAIL (7012 2210 0001 1915 8534)
RETURN RECEIPT REQUESTED

CLEAN HARBORS COLFAX, LLC

c/o C T Corporation System
Agent for Service of Process
3867 Plaza Tower Drive
Baton Rouge, Louisiana 70816

**RE: NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. AE-PP-19-00156
AGENCY INTEREST NO. 32096**

Dear Sir:

During the timeframe of August 2017 through March 6, 2019, the Louisiana Department of Environmental Quality (the Department), conducted the investigations noted in Table 1 of the **COLFAX FACILITY** (the Facility), a hazardous waste treatment facility, owned and/or operated by **CLEAN HARBORS COLFAX, LLC (RESPONDENT)**, to determine the degree of compliance with the Louisiana Environmental Quality Act (the Act) and the Air Quality Regulations. The facility is located at 3763 Louisiana Highway 471 in Colfax, Grant Parish, Louisiana. The facility, a RCRA Subpart X facility, is a flexible open burning detonation operation that thermally treats energetic materials (RCRA reactive wastes). The facility currently operates under the authority of Minor Source Air Permit No. 1120-00010-04AA issued on October 10, 2014.

Table 1

	INVESTIGATION DATE(S) [EDMS DOCUMENT ID]	DEPARTMENT INCIDENT NUMBERS
I.	August 22, 2017 [11034909]	T179610, T179622, T179625, T179649, T179652, T179659, T179669, and T179733
II.	September 9, 2017, September 12, 2017, September 14, 2017, and September 15, 2017 [11034911]	T180006, T180007, T180009, T180010, T180011, T180055, T180097, T180101, T180103, and T180127
III.	September 22, 2017 [11041920]	T180158 and T180178



Clean Harbors Colfax, LLC

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	INVESTIGATION DATE(S) [EDMS DOCUMENT ID]	DEPARTMENT INCIDENT NUMBERS
IV.	February 12, 2018, March 19, 2018, March 22, 2018, and April 2, 2018 [11105186]	T182412, T182436, T182463, T182481, T182486, T182488, T182497, T182505, T182533, T182562, T182660, T182758, T182789, T182988, T183325, T183311, T183430, T183510, T183503, T183527, T183694, T183708, T183757, T183793, and T183857
V.	April 23, 2018 [11104554]	T183907, T183920, T183919, T184038, T184048, T184062, T184138, and T184223
VI.	May 4, 2018 [11197168]	T184264, T184291, T184327, and T184454
VII.	June 4, 2018 [11197164]	T184426, T184510, T184568, T184587, T184644, T184653, T184680, T184807, T184822, T184823, T184890, T184929, T184937, T184958, and T185005
VIII.	June 25, 2018 [11208995]	T185125, T185152, T185166, T185203, T185209, T185231, T185286, T185302, T185307, T185344, and T185404
IX.	July 11, 2018 [11238392]	T185484, T185508, T185510, T185566, T185615, T185616, T185623, T185638, and T185656
X.	July 30, 2018 [11341840]	T185700, T185755, T185853, T185931, T185931, T185964, T185971, and T186000
XI.	August 13, 2018 [11341842]	T186023, T186061, T186076, T186108, T186173, T186208, T186209, T186236, T186279, and T186288
XII.	September 10, 2018 [11341840]	T186384, T186411, T186474, T186517, T186552, T186624, T186643, T186652, T186742, T186749, T186782, and T186824
XIII.	September 27, 2018 [11380063]	T186879, T187011, T187019, T187023, T187025, T187076, T187210, T187210, T187300, and T187307
XIV.	October 24, 2018 [11451185]	T187297, T187344, T187460, T187461, T187462, T187493, T187581, T187677, T187855, and T187856
XV.	December 13, 2018 [11453021]	T187514, T187859, T187981, T188019, T188076, T188134, T188143, T188446, T188553, and T188597
XVI.	January 8, 2019 [11517245]	T188575, T188703, T188921, T188736, T189033, and T189073
XVII.	January 25, 2019 [11516448]	T188982, T189076, T189090, T189109, T189120, and T189122
XVIII.	February 1, 2019 [11649872]	T189144, T189162, T189166, T189175, and T189221
XIX.	February 11, 2019 [11649874]	T189362, T189367, T189400, T189401, T189459, and T189466
XX.	February 18, 2019 [11649922]	T1859512, T189533, T189538, and T189565
XXI.	February 28, 2019 [11651018]	T189682, T189694, T189741, T189775, and T189789
XXII.	March 6, 2019 [11649870]	T189831, T189833, T189929, and T189931

The table below contains specific information regarding the inspectors' reviews of the facility's treatment logs and burn times that exceeded the five (5) minute burn/detonation permit limit:

Clean Harbors Colfax, LLC

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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
I.	August 21, 2017	5 minutes	20-180 minutes
II.	August 22, 2017	5 minutes	20-60 minutes
III.	August 23, 2017	5 minutes	20-90 minutes
IV.	August 25, 2017	5 minutes	20-120 minutes
V.	September 8, 2017	5 minutes	20-40 minutes
VI.	September 9, 2017	5 minutes	20-60 minutes
VII.	September 11, 2017	5 minutes	20 40 minutes
VIII.	September 12, 2017	5 minutes	20-30 minutes
IX.	September 13, 2017	5 minutes	20-45 minutes
X.	September 14, 2017	5 minutes	20-90 minutes
XI.	September 15, 2017	5 minutes	20-45 minutes
XII.	September 15, 2017	5 minutes	20-45 minutes
XIII.	September 18, 2017	5 minutes	20-60 minutes
XIV.	January 23, 2018	5 minutes	20-120 minutes
XV.	January 24, 2018	5 minutes	20-30 minutes
XVI.	January 25, 2018	5 minutes	20-30 minutes
XVII.	January 26, 2018	5 minutes	20-30 minutes
XVIII.	January 29, 2018	5 minutes	20-60 minutes
XIX.	January 30, 2018	5 minutes	20-45 minutes
XX.	February 3, 2018	5 minutes	20-30 minutes
XXI.	February 8, 2018	5 minutes	20-35 minutes
XXII.	February 9, 2018	5 minutes	20-60 minutes

Clean Harbors Colfax, LLC

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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
XXIII.	February 17, 2018	5 minutes	10-20 minutes
XXIV.	March 2, 2018	5 minutes	20-45 minutes
XXV.	March 5, 2018	5 minutes	10-45 minutes
XXVI.	March 12, 2018	5 minutes	25-30 minutes
XXVII.	March 13, 2018	5 minutes	20-50 minutes
XXVIII.	March 14, 2018	5 minutes	20-50 minutes
XXIX.	March 21, 2018	5 minutes	20 minutes*
XXX.	March 22, 2018	5 minutes	25-50 minutes
XXXI.	March 26, 2018	5 minutes	30-50 minutes
XXXII.	March 27, 2018	5 minutes	25-45 minutes
XXXIII.	March 29, 2018	5 minutes	15 minutes
XXXIV.	March 30, 2018	5 minutes	20-50 minutes
XXXV.	March 28, 2018	5 minutes	10-30 minutes
XXXVI.	April 2, 2018	5 minutes	10-40 minutes
XXXVII.	April 3, 2018	5 minutes	20-50 minutes
XXXVIII.	April 9, 2018	5 minutes	20-50 minutes
XXXIX.	April 10, 2018	5 minutes	20-50 minutes
XL.	April 11, 2018	5 minutes	20-30 minutes
XLI.	April 16, 2018	5 minutes	20-45 minutes
XLII.	April 18, 2018	5 minutes	20-50 minutes
XLIII.	April 18, 2018	5 minutes	20-30 minutes
XLIV.	April 20, 2018	5 minutes	15-20 minutes

Clean Harbors Colfax, LLC
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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
XLV.	April 23, 2018	5 minutes	20-40 minutes
XLVI.	April 27, 2018	5 minutes	20-50 minutes
XLVII.	April 28, 2018	5 minutes	15-30 minutes
XLVIII.	May 2, 2018	5 minutes	20-40 minutes
XLIX.	May 4, 2018	5 minutes	20-50 minutes
L.	May 7, 2018	5 minutes	20-40 minutes
LI.	May 9, 2018	5 minutes	20-50 minutes
LII.	May 10, 2018	5 minutes	20-50 minutes
LIII.	May 14, 2018	5 minutes	10-50 minutes
LIV.	May 15, 2018	5 minutes	20-50 minutes
LV.	May 16, 2018	5 minutes	15-35 minutes
LVI.	May 17, 2018	5 minutes	20-25 minutes
LVII.	May 22, 2018	5 minutes	20-50 minutes
LVIII.	May 23, 2018	5 minutes	20-50 minutes
LIX.	May 24, 2018	5 minutes	20-50 minutes
LX.	May 29, 2018	5 minutes	20-50 minutes
LXI.	June 4, 2018	5 minutes	20-50 minutes
LXII.	June 5, 2018	5 minutes	20-30 minutes
LXIII.	June 6, 2018	5 minutes	20-40 minutes
LXIV.	June 8, 2018	5 minutes	20-45 minutes
LXV.	June 9, 2018	5 minutes	20-30 minutes
LXVII.	June 11, 2018	5 minutes	20-35 minutes

Clean Harbors Colfax, LLC
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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
LXVIII.	June 12, 2018	5 minutes	20-30 minutes
LXVIX.	June 15, 2018	5 minutes	15-35 minutes
LXX.	June 18, 2018	5 minutes	20-30 minutes
LXXI.	June 19, 2018	5 minutes	20-40 minutes
LXXII.	June 20, 2018	5 minutes	20-45 minutes
LXXIII.	June 26, 2018	5 minutes	20-40 minutes
LXXIV.	June 27, 2018	5 minutes	20-35 minutes
LXXV.	June 28, 2018	5 minutes	20-45 minutes
LXXVI.	June 29, 2018	5 minutes	20-45 minutes
LXXVII.	July 2, 2018	5 minutes	20-40 minutes
LXXVIII.	July 3, 2018	5 minutes	20-35 minutes
LXXVIX.	July 5, 2018	5 minutes	20-40 minutes
LXXX.	July 6, 2018	5 minutes	20-50 minutes
LXXXI.	July 10, 2018	5 minutes	15-40 minutes
LXXXII.	July 11, 2018	5 minutes	20-45 minutes
LXXXIII.	July 12, 2018	5 minutes	20-50 minutes
LXXXIV.	July 17, 2018	5 minutes	20-40 minutes
LXXXV.	July 20, 2018	5 minutes	20-50 minutes
LXXXVI.	July 21, 2018	5 minutes	20-40 minutes
LXXXVII.	July 24, 2018	5 minutes	10-40 minutes
LXXXVIII.	July 25, 2018	5 minutes	20-50 minutes
LXXXIX.	July 26, 2018	5 minutes	20-45 minutes

Clean Harbors Colfax, LLC
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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
XC.	July 27, 2018	5 minutes	20-45 minutes
XCI.	July 30, 2018	5 minutes	20-40 minutes
XCII.	August 1, 2018	5 minutes	20-50 minutes
XCIII.	August 2, 2018	5 minutes	20-50 minutes
XCIV.	August 3, 2018	5 minutes	10-40 minutes
XCV.	August 6, 2018	5 minutes	20-40 minutes
XCVI.	August 7, 2018	5 minutes	20-50 minutes
XCVII.	August 8, 2018	5 minutes	20-30 minutes
XCVIII.	August 13, 2018	5 minutes	20-40 minutes
XCIX.	August 15, 2018	5 minutes	20-40 minutes
C.	August 17, 2018	5 minutes	25-30 minutes
CI.	August 18, 2018	5 minutes	25-40 minutes
CII.	August 20, 2018	5 minutes	20-30 minutes
CIII.	August 21, 2018	5 minutes	25-45 minutes
CIV.	August 23, 2018	5 minutes	20-60 minutes
CV.	August 24, 2018	5 minutes	25-50 minutes
CVI.	August 25, 2018	5 minutes	30 minutes*
CVII.	August 30, 2018	5 minutes	20-40 minutes
CVIII.	August 31, 2018	5 minutes	20-50 minutes
CIX.	September 5, 2018	5 minutes	15-45 minutes
CX.	September 6, 2018	5 minutes	10-30 minutes
CXI.	September 7, 2018	5 minutes	10-30 minutes

Clean Harbors Colfax, LLC

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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
CXII.	September 11, 2018	5 minutes	20-35 minutes
CXIII.	September 12, 2018	5 minutes	20-40 minutes
CXIV.	September 13, 2018	5 minutes	10-40 minutes
CXV.	September 14, 2018	5 minutes	20-40 minutes
CXVI.	September 17, 2018	5 minutes	20-40 minutes
CXVII.	September 18, 2018	5 minutes	30-40 minutes
CXVIII.	September 21, 2018	5 minutes	15-40 minutes
CXIX.	September 24, 2018	5 minutes	20-40 minutes
CXX.	September 20, 2018	5 minutes	20-40 minutes
CXXI.	September 25, 2018	5 minutes	20-40 minutes
CXXII.	October 1, 2018	5 minutes	20-45 minutes
CXXIII.	October 2, 2018	5 minutes	20-40 minutes
CXXIV.	October 3, 2018	5 minutes	20-50 minutes
CXXV.	October 18, 2018	5 minutes	20-40 minutes
CXXVI.	October 19, 2018	5 minutes	30-50 minutes
CXXVII.	October 23, 2018	5 minutes	20-30 minutes
CXXVIII.	October 24, 2018	5 minutes	20-25 minutes
CXXIX.	October 11, 2018	5 minutes	15-40 minutes
CXXX.	October 29, 2018	5 minutes	30 minutes*
CXXXI.	November 2, 2018	5 minutes	20-30 minutes
CXXXII.	November 6, 2018	5 minutes	10-40 minutes
CXXXIII.	November 21, 2018	5 minutes	20-40 minutes

Clean Harbors Colfax, LLC

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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
CXXXIV.	November 26, 2018	5 minutes	20-45 minutes
CXXXV.	November 27, 2018	5 minutes	20-50 minutes
CXXXVI.	November 30, 2018	5 minutes	20-40 minutes
CXXXVII.	December 3, 2018	5 minutes	15-45 minutes
CXXXVIII.	December 5, 2018	5 minutes	20-50 minutes
CXXXIX.	December 14, 2018	5 minutes	15-50 minutes
CXL.	December 17, 2018	5 minutes	20-45 minutes
CXLI.	December 18, 2018	5 minutes	20-40 minutes
CXLII.	December 21, 2018	5 minutes	30-50 minutes
CXLIII.	December 28, 2018	5 minutes	30-50 minutes
CXLIV.	January 5, 2019	5 minutes	20-60 minutes
CXLV.	January 8, 2019	5 minutes	20-40 minutes
CXLVI.	January 9, 2019	5 minutes	15-50 minutes
CXLVII.	January 10, 2019	5 minutes	20-40 minutes
CXLVIII.	January 11, 2019	5 minutes	20-50 minutes
CXLIX.	January 14, 2019	5 minutes	20-45 minutes
CL.	January 15, 2019	5 minutes	20-50 minutes
CLI.	January 21, 2019	5 minutes	20-50 minutes
CLII.	January 24, 2019	5 minutes	20-50 minutes
CLIII.	January 25, 2019	5 minutes	20-50 minutes
CLIV.	January 26, 2019	5 minutes	10-80 minutes
CLV.	January 27, 2019	5 minutes	15-50 minutes

Clean Harbors Colfax, LLC
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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
CLVI.	January 28, 2019	5 minutes	15-50 minutes
CLVII.	January 30, 2019	5 minutes	20-50 minutes
CLVIII.	January 31, 2019	5 minutes	20-50 minutes
CLVIX.	February 1, 2019	5 minutes	20-50 minutes
CLX.	February 5, 2019	5 minutes	20-40 minutes
CLXI.	February 7, 2019	5 minutes	25 minutes*
CLXII.	February 9, 2019	5 minutes	30-45 minutes
CLXIII.	February 11, 2019	5 minutes	20-45 minutes
LXIV.	February 12, 2019	5 minutes	30 minutes*
CLXV.	February 13, 2019	5 minutes	20-45 minutes
CLXVI.	February 15, 2019	5 minutes	15-45 minutes
CLXVII.	February 18, 2019	5 minutes	20-50 minutes
CLXVIII.	February 20, 2019	5 minutes	20-45 minutes
CLXVIX.	February 21, 2019	5 minutes	20-50 minutes
CLXX.	February 24, 2019	5 minutes	20-50 minutes
CLXXI.	February 25, 2019	5 minutes	20-50 minutes
CLXXII.	February 26, 2019	5 minutes	20-45 minutes
CLXXIII.	February 28, 2019	5 minutes	20-45 minutes
CLXXIV.	March 4, 2019	5 minutes	20-40 minutes

* Multiple burn exceedances noted

Each failure to comply with the five (5) minute burn/detonation permit limit is a violation of Specific Requirement 2.5 of Minor Source Permit No. 1120-00010-04AA, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2).

Clean Harbors Colfax, LLC
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Pursuant to La. R.S. 30:2050.3(B), you are hereby notified that the issuance of a penalty assessment is being considered for the violation(s) described herein. Written comments may be filed regarding the violation(s) and the contemplated penalty. If you elect to submit comments, it is requested that they be submitted within ten (10) days of receipt of this notice.

Prior to the issuance of any additional appropriate enforcement action, you may request a meeting with the Department to present any mitigating circumstances concerning the violation(s). If you would like to have such a meeting, please contact Antoinette Cobb at (225) 219-3072 within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**.

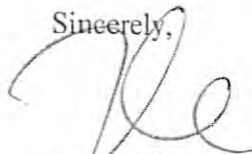
The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance in order to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement along with a statement of the monetary benefits of noncompliance for the cited violations to the above named contact person within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**. Include with your statement of monetary benefits the method(s) you utilized to arrive at the sum. If you assert that no monetary benefits have been gained, you are to fully justify this statement. If the Respondent chooses not to submit the requested most current annual gross revenues statement within ten (10) days, it will be viewed by the Department as an admission that the Respondent has the ability to pay the statutory maximum penalty as outlined in La. R.S. 30:2025.

For each violation described herein, the Department reserves the right to seek civil penalties and the right to seek compliance with its rules and regulations in any manner allowed by law, and nothing herein shall be construed to preclude the right to seek such penalties and compliance.

The Department assesses civil penalties based on LAC 33:I.Subpart1.Chapter 7. To expedite closure of this **NOTICE OF POTENTIAL PENALTY**, the Respondent may offer a settlement amount to resolve any claim for civil penalties for the violation(s) described herein. The Respondent may offer a settlement amount, but the Department is under no obligation to enter into settlement negotiations. The decision to proceed with a settlement is at the discretion of the Department. The settlement offer amount may be entered on the attached "**NOTICE OF POTENTIAL PENALTY REQUEST TO SETTLE**" form. The Respondent must include a justification of the offer. **DO NOT** submit payment of the offer amount with the form. The Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.

To reduce document handling, please refer to the Enforcement Tracking Number and Agency Interest Number on the front of this document on all correspondence in response to this action.

Sincerely,



Lourdes Iturralde
Assistant Secretary
Office of Environmental Compliance

Clean Harbors Colfax, LLC

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LI/AFC/afc

Alt ID No. 1120-00010

c: Clean Harbor Colfax, LLC

c/o Mr. Paul Andrews, Senior Compliance Manager

3763 Louisiana Highway 471

Colfax, Louisiana 71417

LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
 OFFICE OF ENVIRONMENTAL COMPLIANCE
 ENFORCEMENT DIVISION
 POST OFFICE BOX 4312
 BATON ROUGE, LOUISIANA 70821-4312

NOTICE OF POTENTIAL PENALTY
 REQUEST TO SETTLE (OPTIONAL)



Enforcement Tracking No.	AE-PP-19-00156	Contact Name	Antoinette Cobb
Agency Interest (AI) No.	32096	Contact Phone No.	(225) 219-3072
Alternate ID No.	1120-00010		
Respondent:	Clean Harbors Colfax, LLC	Facility Name:	Colfax Facility
	c/o C T Corporation System	Physical Location:	3763 Louisiana Highway 471
	Agent for Service of Process	City, State, Zip:	Colfax, Louisiana 71417
	3867 Plaza Tower Drive	Parish:	Grant
	Baton Rouge, LA 70816		

SETTLEMENT OFFER (OPTIONAL)

(check the applicable option)

The Respondent is not interested in entering into settlement negotiations with the Department with the understanding that the Department has the right to assess civil penalties based on LAC 33:1.Subpart1.Chapter7.

In order to resolve any claim for civil penalties for the violations in **NOTICE OF POTENTIAL PENALTY (AE-PP-19-00156)**, the Respondent is interested in entering into settlement negotiations with the Department and would like to set up a meeting to discuss settlement procedures.

In order to resolve any claim for civil penalties for the violations in **NOTICE OF POTENTIAL PENALTY (AE-PP-19-00156)**, the Respondent is interested in entering into settlement negotiations with the Department and offers to pay \$ _____ which shall include LDEQ enforcement costs and any monetary benefit of non-compliance.

- Monetary component = \$ _____
- Beneficial Environmental Project (BEP) component (optional)= \$ _____
- *DO NOT SUBMIT PAYMENT OF THE OFFER WITH THIS FORM- the Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.*

The Respondent has reviewed the violations noted in **NOTICE OF POTENTIAL PENALTY (AE-PP-19-00156)** and has attached a justification of its offer and a description of any BEPs if included in settlement offer.

CERTIFICATION STATEMENT

I certify, under provisions in Louisiana and United States law that provide criminal penalties for false statements, that based on information and belief formed after reasonable inquiry, the statements and information attached and the compliance statement above, are true, accurate, and complete. I also certify that I do not owe outstanding fees or penalties to the Department for this facility or any other facility I own or operate. I further certify that I am either the Respondent or an authorized representative of the Respondent.

Respondent's Signature	Respondent's Printed Name	Respondent's Title
Respondent's Physical Address	Respondent's Phone #	Date

MAIL COMPLETED DOCUMENT TO THE ADDRESS BELOW:

Louisiana Department of Environmental Quality
 Office of Environmental Compliance
 Enforcement Division
 P.O. Box 4312
 Baton Rouge, LA 70821
 Attn: Antoinette Cobb

JOHN BEL EDWARDS
GOVERNOR



CHUCK CARR BROWN, Ph.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

September 10, 2019

CERTIFIED MAIL (7012 2210 0001 1915 8657)
RETURN RECEIPT REQUESTED

CLEAN HARBORS COLFAX, LLC
c/o C T Corporation System
Agent for Service of Process
3867 Plaza Tower Drive
Baton Rouge, Louisiana 70816

**RE: NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. AE-PP-19-00675
AGENCY INTEREST NO. 32096**

Dear Sir/Madam:

The Louisiana Department of Environmental Quality (the Department) conducted the investigations noted in Table 1 of the **COLFAX FACILITY** (the Facility), a hazardous waste treatment facility, owned and/or operated by **CLEAN HARBORS COLFAX, LLC (RESPONDENT)**, to determine the degree of compliance with the Louisiana Environmental Quality Act (the Act) and the Air Quality Regulations. The facility is located at 3763 Louisiana Highway 471 in Colfax, Grant Parish, Louisiana. The facility, a Resource Conservation and Recovery Act (RCRA) Subpart X-regulated facility, is a flexible open burning detonation operation that thermally treats energetic materials (RCRA reactive wastes). The facility previously operated under the authority of Minor Source Air Permit No. 1120-00010-04AA issued on October 10, 2014. The facility currently operates under the authority of Minor Source Air Permit No. 1120-00010-05 issued on July 8, 2019.

Table 1

	INVESTIGATION DATE(S) [EDMS DOCUMENT ID]	DEPARTMENT INCIDENT NUMBERS
I.	February 17, 2017 [10695002]	T175976
II.	March 25, 2019 [11736482]	T189950, T189962, and T189985
III.	March 25, 2019 [11682008]	T190069, T190072, T190118, T190126, and T190137
IV.	March 25, 2019 [11736452]	T190147, T190162, T190176, and T190221



Clean Harbors Colfax, LLC
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	INVESTIGATION DATE(S) [EDMS DOCUMENT ID]	DEPARTMENT INCIDENT NUMBERS
V.	April 5, 2019 [11682533]	T190255, T190300, T190316, T190318, T190344, and T190361
VI.	April 22, 2019 [11736476]	T190389, T190437, T190503, T190536, and T190549
VII.	May 2, 2019 [11779487]	T190636, T190644, and T190698
VIII.	May 10, 2019 [11779449]	T190754, T190766, T190808, T190810, and T190938
IX.	May 29, 2019 [11779489]	T190994, T191023, T191116, T191150, T191174, and T191226
X.	June 11, 2019 [11779443]	T191306, T191433, and T191505
XI.	June 21, 2019 [11790748]	T191628, T191755, T191740, T191756, and T191806
XII.	June 24, 2019 [11779399]	T191516, T191527, T191957, and T191598
XIII.	July 12, 2019 [11845659]	T191828, T191876, T191939, T192004, T192015, T192037, T192067, T192103, T192106, T192145, and T192166

The table below contains specific information regarding the inspectors' reviews of the facility's treatment logs and noted burn times that exceeded the five (5) minute burn/detonation permit limit:

	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
I.	February 16, 2017	5 minutes	20-30 minutes
II.	March 1, 2019	5 minutes	20-45 minutes
III.	March 5, 2019	5 minutes	20-50 minutes
IV.	March 6, 2019	5 minutes	20-40 minutes
V.	March 11, 2019	5 minutes	20-45 minutes
VI.	March 12, 2019	5 minutes	15-50 minutes
VII.	March 14, 2019	5 minutes	25-50 minutes
VIII.	March 15, 2019	5 minutes	20-50 minutes
IX.	March 16, 2019	5 minutes	20-50 minutes

Clean Harbors Colfax, LLC
 AE-PP-19-00675
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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
X.	March 18, 2019	5 minutes	20-40 minutes
XI.	March 19, 2019	5 minutes	20-40 minutes
XII.	March 20, 2019	5 minutes	20-40 minutes
XIII.	March 21, 2019	5 minutes	1-35 minutes
XIV.	March 23, 2019	5 minutes	30-40 minutes
XV.	March 25, 2019	5 minutes	20-40 minutes
XVI.	March 26, 2019	5 minutes	30-40 minutes
XVII.	March 27, 2019	5 minutes	20-40 minutes
XVIII.	March 28, 2019	5 minutes	20-45 minutes
XIX.	March 29, 2019	5 minutes	25-45 minutes
XX.	April 1, 2019	5 minutes	20-45 minutes
XXI.	April 2, 2019	5 minutes	15-45 minutes
XXII.	April 5, 2019	5 minutes	20-50 minutes
XXIII.	April 9, 2019	5 minutes	20-50 minutes
XXIV.	April 10, 2019	5 minutes	10-45 minutes
XXV.	April 15, 2019	5 minutes	10-45 minutes
XXVI.	April 16, 2019	5 minutes	20-50 minutes
XXVII.	April 20, 2019	5 minutes	20-50 minutes
XXVIII.	April 23, 2019	5 minutes	20-50 minutes
XXIX.	April 24, 2019	5 minutes	20-45 minutes
XXX.	April 25, 2019	5 minutes	10-50 minutes
XXXI.	April 26, 2019	5 minutes	10-50 minutes

Clean Harbors Colfax, LLC
 AE-PP-19-00675
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	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
XXXII.	May 3, 2019	5 minutes	25-40 minutes
XXXIII.	May 6, 2019	5 minutes	20-45 minutes
XXXIV.	May 7, 2019	5 minutes	25-50 minutes
XXXV.	May 13, 2019	5 minutes	20-45 minutes
XXXVI.	May 14, 2019	5 minutes	10-30 minutes
XXXVII.	May 15, 2019	5 minutes	20-30 minutes
XXXVIII.	May 16, 2019	5 minutes	10-35 minutes
XXXIX.	May 20, 2019	5 minutes	20-40 minutes
XL.	May 29, 2019	5 minutes	15-50 minutes
XLI.	May 31, 2019	5 minutes	15-50 minutes
XLII.	June 3, 2019	5 minutes	20-50 minutes
XLIII.	June 4, 2019	5 minutes	10-50 minutes
XLIV.	June 7, 2019	5 minutes	15-50 minutes
XLV.	June 8, 2019	5 minutes	15-50 minutes
XLVI.	June 10, 2019	5 minutes	15-50 minutes
XLVII.	June 11, 2019	5 minutes	15-20 minutes
XLVIII.	June 12, 2019	5 minutes	20-50 minutes
XLIX.	June 13, 2019	5 minutes	20-30 minutes
L.	June 14, 2019	5 minutes	20-30 minutes
LI.	June 19, 2019	5 minutes	10-40 minutes
LII.	June 20, 2019	5 minutes	30-40 minutes
LIII.	June 26, 2019	5 minutes	20-50 minutes

Clean Harbors Colfax, LLC
 AE-PP-19-00675
 Page 5

	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
LIV.	June 28, 2019	5 minutes	45 minutes
LV.	July 2, 2019	5 minutes	20-35 minutes
LVI.	July 5, 2019	5 minutes	20-50 minutes

Each failure to comply with the five (5) minute burn/detonation permit limit is a violation of Specific Requirement 2.5 of Minor Source Permit No. 1120-00010-04AA, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2).

Pursuant to La. R.S. 30:2050.3(B), you are hereby notified that the issuance of a penalty assessment is being considered for the violation(s) described herein. Written comments may be filed regarding the violation(s) and the contemplated penalty. If you elect to submit comments, it is requested that they be submitted within ten (10) days of receipt of this notice.

Prior to the issuance of any additional appropriate enforcement action, you may request a meeting with the Department to present any mitigating circumstances concerning the violation(s). If you would like to have such a meeting, please contact Antoinette Cobb at (225) 219-3072 within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**.

The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance in order to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement along with a statement of the monetary benefits of noncompliance for the cited violations to the above named contact person within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**. Include with your statement of monetary benefits the method(s) you utilized to arrive at the sum. If you assert that no monetary benefits have been gained, you are to fully justify this statement. If the Respondent chooses not to submit the requested most current annual gross revenues statement within ten (10) days, it will be viewed by the Department as an admission that the Respondent has the ability to pay the statutory maximum penalty as outlined in La. R.S. 30:2025.

For each violation described herein, the Department reserves the right to seek civil penalties and the right to seek compliance with its rules and regulations in any manner allowed by law, and nothing herein shall be construed to preclude the right to seek such penalties and compliance.

The Department assesses civil penalties based on LAC 33:I.Subpart1.Chapter 7. To expedite closure of this **NOTICE OF POTENTIAL PENALTY**, the Respondent may offer a settlement amount to resolve any claim for civil penalties for the violation(s) described herein. The Respondent may offer a settlement amount, but the Department is under no obligation to enter into settlement negotiations. The decision to proceed with a settlement is at the discretion of the Department. The settlement offer amount may be entered on the attached "**NOTICE OF POTENTIAL PENALTY REQUEST TO SETTLE**" form. The Respondent must include a justification of the offer. **DO NOT** submit payment of the offer

Clean Harbors Colfax, LLC
AE-PP-19-00675
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amount with the form. The Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.

To reduce document handling, please refer to the Enforcement Tracking Number and Agency Interest Number on the front of this document on all correspondence in response to this action.

Sincerely,



Lourdes Iturralde
Assistant Secretary
Office of Environmental Compliance

LI/AFC/afc
Alt ID No. 1120-00010

c: Clean Harbor Colfax, LLC
c/o Mr. Paul Andrews, Senior Compliance Manager
3763 Louisiana Highway 471
Colfax, Louisiana 71417

**LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE
ENFORCEMENT DIVISION
POST OFFICE BOX 4312
BATON ROUGE, LOUISIANA 70821-4312**

**NOTICE OF POTENTIAL PENALTY
REQUEST TO SETTLE (OPTIONAL)**



Enforcement Tracking No.	AE-PP-19-00675	Contact Name	Antoinette Cobb
Agency Interest (AI) No.	32096	Contact Phone No.	(225) 219-3072
Alternate ID No.	1120-00010		
Respondent:	Clean Harbors Colfax, LLC	Facility Name:	Colfax Facility
	c/o C T Corporation System	Physical Location:	3763 Louisiana Highway 471
	Agent for Service of Process		
	3867 Plaza Tower Drive	City, State, Zip:	Colfax, Louisiana 71417
Baton Rouge, LA 70816	Parish:	Grant	

SETTLEMENT OFFER (OPTIONAL)

(check the applicable option)

_____	The Respondent is not interested in entering into settlement negotiations with the Department with the understanding that the Department has the right to assess civil penalties based on LAC 33:1.Subpart1.Chapter7.
_____	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (AE-PP-19-00675) , the Respondent is interested in entering into settlement negotiations with the Department and would like to set up a meeting to discuss settlement procedures.
_____	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (AE-PP-19-00675) , the Respondent is interested in entering into settlement negotiations with the Department and offers to pay \$ _____ which shall include LDEQ enforcement costs and any monetary benefit of non-compliance. <ul style="list-style-type: none"> • Monetary component = \$ _____ • Beneficial Environmental Project (BEP) component (optional)= \$ _____ • DO NOT SUBMIT PAYMENT OF THE OFFER WITH THIS FORM- the Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.
_____	The Respondent has reviewed the violations noted in NOTICE OF POTENTIAL PENALTY (AE-PP-19-00675) and has attached a justification of its offer and a description of any BEPs if included in settlement offer.

CERTIFICATION STATEMENT

I certify, under provisions in Louisiana and United States law that provide criminal penalties for false statements, that based on information and belief formed after reasonable inquiry, the statements and information attached and the compliance statement above, are true, accurate, and complete. I also certify that I do not owe outstanding fees or penalties to the Department for this facility or any other facility I own or operate. I further certify that I am either the Respondent or an authorized representative of the Respondent.

Respondent's Signature	Respondent's Printed Name	Respondent's Title
Respondent's Physical Address	Respondent's Phone #	Date

MAIL COMPLETED DOCUMENT TO THE ADDRESS BELOW:

Louisiana Department of Environmental Quality
Office of Environmental Compliance
Enforcement Division
P.O. Box 4312
Baton Rouge, LA 70821
Attn: Antoinette Cobb



JOHN BEL EDWARDS
GOVERNOR

CHUCK CARR BROWN, PH.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

December 27, 2019

CERTIFIED MAIL (7018 3090 0002 0373 5558)
RETURN RECEIPT REQUESTED

CLEAN HARBORS COLFAX, LLC
c/o C T Corporation System
Agent for Service of Process
3867 Plaza Tower Drive
Baton Rouge, Louisiana 70816

**RE: CONSOLIDATED COMPLIANCE ORDER
& NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. MM-CN-19-01210
AGENCY INTEREST NO. 32096**

Dear Sir/Madam:

Pursuant to the Louisiana Environmental Quality Act (La. R.S. 30:2001, et seq.), the attached **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is hereby served on **CLEAN HARBORS COLFAX, LLC (RESPONDENT) (RESPONDENT)** for the violation(s) described therein.

Compliance is expected within the maximum time period established by each part of the **COMPLIANCE ORDER**. The violation(s) cited in the **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** could result in the issuance of a civil penalty or other appropriate legal actions.

Any questions concerning this action should be directed to Antoinette Cobb at (225) 219-3072.

Sincerely,

Cefena J. Cage
Administrator
Enforcement Division

CJC/afc/wrs
Alt ID Nos. 1120-00010 & LA0101931
Attachment



c: Clean Harbor Colfax, LLC
c/o Mr. Paul Andrews, Senior Compliance Manager
3763 Louisiana Highway 471
Colfax, Louisiana 71417

**STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE**

IN THE MATTER OF	*	
	*	
CLEAN HARBORS COLFAX, LLC	*	ENFORCEMENT TRACKING NO.
GRANT PARISH	*	
ALT ID NOS. 1120-00010 & LA0101931	*	MM-CN-19-01210
	*	
	*	AGENCY INTEREST NO.
PROCEEDINGS UNDER THE LOUISIANA	*	
ENVIRONMENTAL QUALITY ACT,	*	32096
La. R.S. 30:2001, ET SEQ.	*	

CONSOLIDATED
COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **CLEAN HARBORS COLFAX, LLC (RESPONDENT)** by the Louisiana Department of Environmental Quality (the Department), under the authority granted by the Louisiana Environmental Quality Act (the Act), La. R.S. 30:2001, et seq., and particularly by La. R.S. 30:2025(C), 30:2050.2 and 30:2050.3(B).

FINDINGS OF FACT

I.

The Respondent owns and/or operates the Colfax Facility (facility), a hazardous waste treatment facility, located at 3763 Louisiana Highway 471 in Colfax, Grant Parish, Louisiana. The facility, a Resource Conservation and Recovery Act (RCRA) Subpart X-regulated facility, is a flexible open burning decontamination operation that thermally treats energetic materials (RCRA reactive wastes). The facility previously operated under the authority of Minor Source Air Permit No. 1120-00010-05, issued on July 8, 2019. The facility currently operates under the authority of administratively amended Minor Source Air Permit No. 1120-00010-05AA issued on September 13, 2019. The Respondent is authorized to discharge treated contact storm water runoff from a burn pad and treated sanitary wastewater into an unnamed ditch, thence into Summerfield Branch, thence into Bayou Grappe, thence into the Red River, all waters of the state, under the terms and conditions of Louisiana Pollutant Discharge Elimination System

(LPDES) Permit No. LA0101931, issued to the Respondent on May 1, 2019, with an effective date of May 1, 2019, and an expiration date of April 30, 2024.

II.

The Department conducted investigations at the facility as noted in Table 1. A subsequent file review was conducted on or about December 11, 2019. The investigations and file review were conducted to determine the Respondent's degree of compliance with the Louisiana Environmental Quality Act (the Act), the Air Quality Regulations, and all applicable permits. While the investigation by the Department is not yet complete, the following violations were noted during the course of the investigations and/or file review:

Table 1

	INVESTIGATION DATE(S) [EDMS DOCUMENT ID]	DEPARTMENT INCIDENT NUMBERS
i.	July 29, 2019 [11868248]	T192450
ii.	August 9, 2019 [11868166]	T192412, T192550, T192552, T192536, T192612, and T192624
iii.	September 20, 2019 [11978071]	T193127, T193138, T193150, T193178, T193211, T193245, T193268, T193282, and T19330
iv.	October 30, 2019 [11977931]	T193932

A. The table below contains specific information regarding the inspectors' reviews of the facility's treatment logs and noted burn times that exceeded the five (5) minute burn/detonation permit limit:

	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
i.	July 24, 2019	5 minutes	4-15 minutes
ii.	July 26, 2019	5 minutes	15 minutes
iii.	July 31, 2019	5 minutes	5-15 minutes
iv.	August 1, 2019	5 minutes	5-15 minutes
v.	September 5, 2019	5 minutes	3-15 minutes
vi.	September 6, 2019	5 minutes	5-15 minutes

	BURN LOG DATE	PERMITTED BURN TIME	RECORDED BURN TIMES
vii.	September 9, 2019	5 minutes	2-15 minutes
viii.	September 10, 2019	5 minutes	3-15 minutes
ix.	September 12, 2019	5 minutes	5-15 minutes

Each failure to comply with the five (5) minute burn/detonation permit limit is a violation of Specific Requirement 3.7 of Minor Source Permit No. 1120-00010-05 OR Specific Requirement 3.7 of Minor Source Permit No. 1120-00010-05AA, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2).

- B. The Respondent failed to comply with a permitted operating parameter. Specifically, the Respondent operated more than ten (10) pans simultaneously during an hour. On August 29, 2019 at 1:58 PM, Tray Nos. 1 through 4 and 6 through 9 were used for burns/detonations. Tray Nos. 11 through 20 were used for burns/detonations at 2:00 PM. A total of 18 pans were used for burns/detonations during an hour. Failure to comply with the ten (10) pans maximum limit is a violation of Specific Requirement 3.10 of Minor Source Permit No. 1120-00010-05, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2).

III.

An inspection conducted by the Department on or about September 12, 2019, revealed that the Respondent failed to implement an adequate Storm Water Pollution Prevention Plan (SWP3). Specifically, the SWP3 for the facility was revised in July 2019; however, the plan did not include a discussion of the new treatment system for outfall 001. Additionally, the SWP3 site map was not updated to include the new treatment system for outfall 001. The failure to implement an adequate SWP3 is in violation of LPDES permit No. LA0101931 (Part II, Section G.4.b & c and Part III, Section A.2), La. R.S. 30:2076(A)(3) and LAC 33:IX.2701.A.

COMPLIANCE ORDER

Based on the foregoing, the Respondent is **hereby ordered**:

I.

To take, immediately upon receipt of this **COMPLIANCE ORDER**, any and all steps necessary to meet and maintain compliance with the Air Quality Regulations and the applicable permit.

II.

To take, immediately upon receipt of this **COMPLIANCE ORDER**, any and all steps necessary to meet and maintain compliance with the Water Quality Regulations and LPDES permit No. LA0101931. This shall include, **but not be limited to**; updating the current SWP3 to include the new treatment system for outfall 001.

III.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a written report that includes a detailed description of the circumstances surrounding the cited violation(s) and actions taken or to be taken to achieve compliance with the Order. Portion of this **COMPLIANCE ORDER**. This report and all other reports or information required to be submitted to the Enforcement Division by this **COMPLIANCE ORDER** shall be submitted to:

Office of Environmental Compliance
Post Office Box 4312
Baton Rouge, Louisiana 70821-4312
Attn: Antoinette Cobb
Re: Enforcement Tracking No. MM-CN-19-01210
Agency Interest No. 32096

THE RESPONDENT SHALL FURTHER BE ON NOTICE THAT:

I.

The Respondent has a right to an adjudicatory hearing on a disputed issue of material fact or of law arising from this **COMPLIANCE ORDER**. This right may be exercised by filing a written request with the Secretary no later than thirty (30) days after receipt of this **COMPLIANCE ORDER**.

II.

The request for an adjudicatory hearing shall specify the provisions of the **COMPLIANCE ORDER** on which the hearing is requested and shall briefly describe the basis for the request. This request should reference the Enforcement Tracking Number and Agency Interest Number, which are located in the upper right-hand corner of the first page of this document and should be directed to the following:

Department of Environmental Quality
Office of the Secretary
Post Office Box 4302
Baton Rouge, Louisiana 70821-4302
Attn: Hearings Clerk, Legal Division
Re: Enforcement Tracking No. MM-CN-19-01210
Agency Interest No. 32096

III.

Upon the Respondent's timely filing a request for a hearing, a hearing on the disputed issue of material fact or of law regarding this **COMPLIANCE ORDER** may be scheduled by the Secretary of the Department. The hearing shall be governed by the Act, the Administrative Procedure Act (La. R.S. 49:950, et seq.), and the Division of Administrative Law (DAL) Procedural Rules. The Department may amend or supplement this **COMPLIANCE ORDER** prior to the hearing, after providing sufficient notice and an opportunity for the preparation of a defense for the hearing.

IV.

This **COMPLIANCE ORDER** shall become a final enforcement action unless the request for hearing is timely filed. Failure to timely request a hearing constitutes a waiver of the Respondent's right to a hearing on a disputed issue of material fact or of law under Section 2050.4 of the Act for the violation(s) described herein.

V.

The Respondent's failure to request a hearing or to file an appeal or the Respondent's withdrawal of a request for hearing on this **COMPLIANCE ORDER** shall not preclude the Respondent from contesting the findings of facts in any subsequent penalty action addressing the same violation(s), although the Respondent is estopped from objecting to this **COMPLIANCE ORDER** becoming a permanent part of its compliance history.

VI.

Civil penalties of not more than twenty-seven thousand five hundred dollars (\$27,500) for each day of violation for the violation(s) described herein may be assessed. For violations which occurred on August 15, 2004, or after, civil penalties of not more than thirty-two thousand five hundred dollars (\$32,500) may be assessed for each day of violation. The Respondent's failure or refusal to comply with this **COMPLIANCE ORDER** and the provisions herein will subject the Respondent to possible enforcement procedures under La. R.S. 30:2025, which could result in the assessment of a civil penalty in

an amount of not more than fifty thousand dollars (\$50,000) for each day of continued violation or noncompliance.

VII.

For each violation described herein, the Department reserves the right to seek civil penalties in any manner allowed by law, and nothing herein shall be construed to preclude the right to seek such penalties.

NOTICE OF POTENTIAL PENALTY

I.

Pursuant to La. R.S. 30:2050.3(B), you are hereby notified that the issuance of a penalty assessment is being considered for the violation(s) described herein. Written comments may be filed regarding the violation(s) and the contemplated penalty. If you elect to submit comments, it is requested that they be submitted within ten (10) days of receipt of this notice.

II.

Prior to the issuance of additional appropriate enforcement action(s), you may request a meeting with the Department to present any mitigating circumstances concerning the violation(s). If you would like to have such a meeting, please contact Antoinette Cobb at (225) 219-3072 within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**.

III.

The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement along with a statement of the monetary benefits of noncompliance for the cited violation(s) to the above named contact person within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**. Include with your statement of monetary benefits the method(s) you utilized to arrive at the sum. If you assert that no monetary benefits have been gained, you are to fully justify that statement. If the Respondent chooses not to submit the requested most current annual gross revenues statement within ten (10) days, it will be viewed by the Department as an admission that the Respondent has the ability to pay the statutory maximum penalty as outlined in La. R.S. 30:2025.

IV.

The Department assesses civil penalties based on LAC 33:I.Subpart1.Chapter7. To expedite closure of this **NOTICE OF POTENTIAL PENALTY** portion, the Respondent may offer a settlement amount to resolve any claim for civil penalties for the violation(s) described herein. The Respondent may

offer a settlement amount, but the Department is under no obligation to enter into settlement negotiations. The decision to proceed with a settlement is at the discretion of the Department. The settlement offer amount may be entered on the attached "**CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY REQUEST TO CLOSE**" form. The Respondent must include a justification of the offer. **DO NOT** submit payment of the offer amount with the form. The Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.

V.

This **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is effective upon receipt.

Baton Rouge, Louisiana, this 29th day of December, 2019.



Lourdes Iturralde
Assistant Secretary
Office of Environmental Compliance

Copies of a request for a hearing and/or related correspondence should be sent to:

Louisiana Department of Environmental Quality
Office of Environmental Compliance
Enforcement Division
P.O. Box 4312
Baton Rouge, LA 70821-4312
Attention: Antoinette Cobb



LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
 OFFICE OF ENVIRONMENTAL COMPLIANCE
 ENFORCEMENT DIVISION CONSOLIDATED COMPLIANCE ORDER &
 POST OFFICE BOX 4312 NOTICE OF POTENTIAL PENALTY
 BATON ROUGE, LOUISIANA 70821-4312 REQUEST TO CLOSE

Enforcement Tracking No.	MM-CN-19-01210	Contact Name	Antoinette Cobb
Agency Interest (AI) No.	32096	Contact Phone No.	(225) 219-3072
Alternate ID Nos.	1120-00010 & LA0101931		
Respondent:	Clean Harbors Colfax, LLC	Facility Name:	Colfax Facility
	c/o C T Corporation System	Physical Location:	3763 Louisiana Highway 471
	Agent for Service of Process		
	3867 Plaza Tower Drive	City, State, Zip:	Colfax, Louisiana 71417
	Baton Rouge, LA 70816	Parish:	Grant

STATEMENT OF COMPLIANCE

STATEMENT OF COMPLIANCE	Date Completed	Copy Attached?
A written report was submitted in accordance with Paragraph III of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 30 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 45 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 90 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.		
All items in the "Findings of Fact" portion of the COMPLIANCE ORDER were addressed and the facility is being operated to meet and maintain the requirements of the "Order" portion of the COMPLIANCE ORDER. Final compliance was achieved as of:		

SETTLEMENT OFFER (OPTIONAL)

(check the applicable option)

<input type="checkbox"/>	The Respondent is not interested in entering into settlement negotiations with the Department with the understanding that the Department has the right to assess civil penalties based on LAC 33:1.Subpart1.Chapter7.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (MM-CN-19-01210), the Respondent is interested in entering into settlement negotiations with the Department and would like to set up a meeting to discuss settlement procedures.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (MM-CN-19-01210), the Respondent is interested in entering into settlement negotiations with the Department and offers to pay \$ _____ which shall include LDEQ enforcement costs and any monetary benefit of non-compliance. <ul style="list-style-type: none"> • Monetary component = \$ _____ • Beneficial Environmental Project (BEP) component (optional)= \$ _____ • DO NOT SUEMIT PAYMENT OF THE OFFER WITH THIS FORM- the Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.
<input type="checkbox"/>	The Respondent has reviewed the violations noted in NOTICE OF POTENTIAL PENALTY (MM-CN-19-01210) and has attached a justification of its offer and a description of any BEPs if included in settlement offer.

CERTIFICATION STATEMENT

I certify, under provisions in Louisiana and United States law that provide criminal penalties for false statements, that based on information and belief formed after reasonable inquiry, the statements and information attached and the compliance statement above, are true, accurate, and complete. I also certify that I do not owe outstanding fees or penalties to the Department for this facility or any other facility I own or operate. I further certify that I am either the Respondent or an authorized representative of the Respondent.

Respondent's Signature	Respondent's Printed Name	Respondent's Title
Respondent's Physical Address	Respondent's Phone #	Date

MAIL COMPLETED DOCUMENT TO THE ADDRESS BELOW:

Louisiana Department of Environmental Quality
 Office of Environmental Compliance
 Enforcement Division
 P.O. Box 4312
 Baton Rouge, LA 70821
 Attn: Antoinette Cobb