

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

MILLENNIUM GALVANIZING, LLC

AI # 190478

PROCEEDINGS UNDER THE LOUISIANA  
ENVIRONMENTAL QUALITY ACT  
LA. R.S. 30:2001, ET SEQ.

\* Settlement Tracking No.  
\* SA-MM-22-0064  
\*  
\* Enforcement Tracking No.  
\* MM-CN-20-00090  
\*  
\*  
\*  
\*

SETTLEMENT

The following Settlement is hereby agreed to between Millennium Galvanizing, LLC (“Respondent”) and the Department of Environmental Quality (“DEQ” or “the Department”), under authority granted by the Louisiana Environmental Quality Act, La. R.S. 30:2001, et seq. (“the Act”).

I

Respondent is a limited liability company that owns and/or operates a facility located in Convent, St. James Parish, Louisiana (“the Facility”).

II

On May 8, 2020, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement Tracking No. MM-CN-20-00090 (Exhibit 1).

III

Respondent denies it committed any violations or that it is liable for any fines, forfeitures and/or penalties.

IV

Nonetheless, Respondent, without making any admission of liability under state or federal

statute or regulation, agrees to pay, and the Department agrees to accept, a payment in the amount of TEN THOUSAND FIVE HUNDRED EIGHTY-EIGHT AND 25/100 DOLLARS (\$10,588.25), of which One Thousand Eight Hundred Ninety-Two and 95/100 Dollars (\$1,892.95) represents the Department's enforcement costs, in settlement of the claims set forth in this agreement. The total amount of money expended by Respondent on cash payments to the Department as described above, shall be considered a civil penalty for tax purposes, as required by La. R.S. 30:2050.7(E)(1).

#### V

Respondent further agrees that the Department may consider the inspection report(s), the Consolidated Compliance Order & Notice of Potential Penalty and this Settlement for the purpose of determining compliance history in connection with any future enforcement or permitting action by the Department against Respondent, and in any such action Respondent shall be estopped from objecting to the above-referenced documents being considered as proving the violations alleged herein for the sole purpose of determining Respondent's compliance history.

#### VI

This agreement shall be considered a final order of the Secretary for all purposes, including, but not limited to, enforcement under La. R.S. 30:2025(G)(2), and Respondent hereby waives any right to administrative or judicial review of the terms of this agreement, except such review as may be required for interpretation of this agreement in any action by the Department to enforce this agreement.

#### VII

This settlement is being made in the interest of settling the state's claims and avoiding for both parties the expense and effort involved in litigation or an adjudicatory hearing. In agreeing to the compromise and settlement, the Department considered the factors for issuing civil penalties set

forth in La. R. S. 30:2025(E) of the Act.

## VIII

As required by law, the Department has submitted this Settlement Agreement to the Louisiana Attorney General for approval or rejection. The Attorney General's concurrence is appended to this Settlement Agreement.

## IX

The Respondent has caused a public notice advertisement to be placed in the official journal of the parish governing authority in St. James Parish, Louisiana. The advertisement, in form and wording approved by the Department, announced the availability of this settlement for public view and comment and the opportunity for a public hearing. Respondent has submitted an original proof-of-publication affidavit and an original public notice to the Department and, as of the date this Settlement is executed on behalf of the Department, more than forty-five (45) days have elapsed since publication of the notice.

## X

Payment is to be made within ten (10) days from notice of the Secretary's signature. If payment is not received within that time, this Agreement is voidable at the option of the Department. Payments are to be made by check, payable to the Department of Environmental Quality, and mailed or delivered to the attention of Accountant Administrator, Financial Services Division, Department of Environmental Quality, Post Office Box 4303, Baton Rouge, Louisiana, 70821-4303. Each payment shall be accompanied by a completed Settlement Payment Form (Exhibit A).

## XI

In consideration of the above, any claims for penalties are hereby compromised and settled in accordance with the terms of this Settlement.

## XII

Each undersigned representative of the parties certifies that he or she is fully authorized to execute this Settlement Agreement on behalf of his or her respective party, and to legally bind such party to its terms and conditions.

MILLENNIUM GALVANIZING, LLC

BY: [Signature]  
(Signature)

DONNIE ROBERTS  
(Printed)

TITLE: PRESIDENT

THUS DONE AND SIGNED in duplicate original before me this 1<sup>st</sup> day of Dec., 2022, at 10:00am.

[Signature]  
NOTARY PUBLIC (ID # 65734)



TONYA D. GASPARD  
Notary Public  
Notary ID No. 65734  
Rapides Grant Avoyelles Parish, Louisiana  
My Commission is for Life

(stamped or printed)

LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY  
Chuck Carr Brown, Ph.D., Secretary

BY: [Signature]  
Celena J. Cage, Assistant Secretary  
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 6<sup>th</sup> day of February, 2023, at Baton Rouge, Louisiana.

[Signature]  
NOTARY PUBLIC (ID # 66891)

Jay L. Glorioso  
(stamped or printed)

Approved: [Signature]  
Celena J. Cage, Assistant Secretary

JOHN BEL EDWARDS  
GOVERNOR



CHUCK CARR BROWN, Ph.D.  
SECRETARY

**State of Louisiana**  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF ENVIRONMENTAL COMPLIANCE

MAY 08 2020

CERTIFIED MAIL (7018 0360 0001 5039 1901)  
RETURN RECEIPT REQUESTED

**MILLENNIUM GALVANIZING, LLC**  
c/o Kenneth Ortego  
Agent for Service of Process  
4725 Highway 28 East  
Pineville, LA 71360

**RE: CONSOLIDATED COMPLIANCE ORDER  
& NOTICE OF POTENTIAL PENALTY  
ENFORCEMENT TRACKING NO. MM-CN-20-00090  
AGENCY INTEREST NO. 190478**

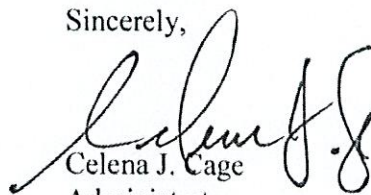
Dear Sir:

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 **MILLENNIUM GALVANIZING, LLC (RESPONDENT)** for the violations described therein.

Compliance is expected within the maximum time period established by each part of the **COMPLIANCE ORDER**. The violations 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 Adrienne Landry at (225) 219-3805.

Sincerely,

  
Celena J. Cage  
Administrator  
Enforcement Division

CJC/ARL/ar1  
Alt ID No. LAR000089409 & 2560-00294  
Attachment



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

<b>IN THE MATTER OF</b>	*	
	*	
<b>MILLENNIUM GALVANIZING, LLC</b>	*	<b>ENFORCEMENT TRACKING NO.</b>
<b>ST. JAMES PARISH</b>	*	
<b>ALT ID NO. LAR000089409 &amp; 2560-00294</b>	*	<b>MM-CN-20-00090</b>
	*	
	*	<b>AGENCY INTEREST NO.</b>
<b>PROCEEDINGS UNDER THE LOUISIANA</b>	*	
<b>ENVIRONMENTAL QUALITY ACT,</b>	*	<b>190478</b>
<b>La. R.S. 30:2001, ET SEQ.</b>	*	

**CONSOLIDATED**  
**COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY**

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **MILLENNIUM GALVANIZING, 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 Millennium Galvanizing, LLC located at 91130 Winnie Road in Convent, St. James Parish, Louisiana. The Respondent is registered as a large quantity generator of hazardous waste and operates under EPA identification number LAR000089409. The Respondent operates under Minor Source Air Permit No. 2560-00294-00 issued on August 4, 2014.

**II.**

On or about September 24, 2019, the Department conducted an inspection at the above referenced facility to determine the degree of compliance with the Act and the Hazardous Waste and Air Quality Regulations. While the investigation by the Department is not yet complete, the following violations were noted during the course of the inspection:

A. The Respondent failed to mark satellite accumulation containers of hazardous waste with the words "Hazardous Waste," or other words that identify the contents of the container, in violation of LAC 33:V.1109.E.4. Specifically, during the course of the inspection, the Department observed the following:

- i. Located in the Production Building was one (1) fifty-five (55) gallon drum, containing hazardous waste solids (D002) from the caustic rinse, and one (1) fifty-five (55) gallon drum, containing waste aerosol cans (D003), which were not labeled with the words hazardous waste or other identifying words. In an email response dated November 18, 2019, a representative of the Respondent submitted a photograph showing the fifty-five (55) gallon drum, containing hazardous waste solids (D002) is appropriately labeled.
- ii. Located in a dumpster adjacent to the QC Building were four (4) unpunctured waste aerosol cans (D003), which were not labeled with the words hazardous waste or other identifying words.
- iii. Located in the Paint Building was one (1) fifty-five (55) gallon drum containing paint waste (D001, D007, D008, D018, F003, F005), which was not labeled with the words hazardous waste or other identifying words. In an email response dated November 18, 2019, a representative of the Respondent submitted a photograph showing the fifty-five (55) gallon drum is appropriately labeled.
- iv. Located in the Paint Building was one (1) five (5) gallon bucket containing paint waste (D001, D007, D008, D018, F003, F005), which was not labeled with the words hazardous waste or other identifying words.
- v. Located in a trash can in the Paint Building was one (1) unpunctured waste aerosol can (D003), which was not labeled with the words hazardous waste or other identifying words. During the course of the inspection, the aerosol can was removed from the trash can to be placed either in an appropriate hazardous waste container or punctured.

In an email response dated November 18, 2019, a representative of the Respondent stated hazardous waste drums at the facility are now labeled.



B. The Respondent failed to keep hazardous waste containers closed during storage, except when necessary to add or remove hazardous waste, as specified in LAC 33:V.2107.A, in violation of LAC 33:V.1109.E.4. Specifically, during the course of the inspection, the Department observed the following:

- i. Located in a dumpster adjacent to the QC Building were four (4) unpunctured waste aerosol cans (D003). The dumpster was observed to be open; therefore, the waste aerosol cans were not being stored in a closed container.
- ii. Located in the Paint Building was one (1) fifty-five (55) gallon drum containing paint waste (D001, D007, D008, D018, F003, F005), which was not properly closed. The drum's lid was not secured with a ring clamp and is therefore, considered to be open. In an email response dated November 18, 2019, a representative of the Respondent submitted a photograph showing the fifty-five (55) gallon drum was properly closed.
- iii. Located in the Paint Building was one (1) five (5) gallon bucket containing paint waste (D001, D007, D008, D018, F003, F005), which was observed to be open.
- iv. Located in the Paint Building was one (1) unpunctured waste aerosol can (D003), which was observed to be in an open trash can; therefore, it was not being stored in a closed container. During the course of the inspection, the aerosol can was removed from the trash can and placed in an appropriate hazardous waste container.
- v. Located in the Production Building was one (1) fifty-five (55) gallon drum containing waste aerosol cans (D003), which was observed to have a broken filter, thereby leaving the puncturing device open.

In an email response dated November 18, 2019, a representative of the Respondent stated all hazardous waste drums are properly closed.

C. The Respondent failed to label or mark clearly universal waste batteries or a container in which the batteries are contained with any one of the following phrases: "Universal Waste—Battery(ies)," or "Waste Battery(ies)," or "Used Battery(ies)," in violation of LAC 33:V.3823.A.1. Specifically, three (3) universal waste batteries in the Maintenance Building were not labeled. In an email response dated November 18,

- 2019, a representative of the Respondent submitted a photograph showing the universal waste batteries are appropriately labeled.
- D. The Respondent failed to create and implement a contingency plan for the facility as specified in LAC 33:V.1513.A.1 and LAC 33:V.4339.A, in violation of LAC 33:V.1109.E.1.e.
  - E. The Respondent failed to develop and retain onsite a waste minimization plan certified by a Louisiana registered professional engineer, as specified in LAC 33:V.2245.J and K, in violation of LAC 33:V.1109.E.1.e.
  - F. The Respondent failed to submit a copy of the annual report to the Office of Environmental Services by March 1 of each year, in violation of LAC 33:V.1111.B.1. Specifically, the Respondent failed to submit Hazardous Waste Annual Reports for 2016 and 2017.
  - G. The Respondent failed to conduct and implement a training program to ensure personnel who handle hazardous waste do so in accordance with regulatory procedure as specified in LAC 33:V.1515.A.1 and LAC 33:V.4319.A, in violation of LAC 33:V.1109.E.1.e. Specifically, at the time of the inspection, the Respondent could not provide hazardous waste training records for any employees. On or about October 18, 2019, a representative of the Respondent provided training records for Robert Tucker, the Environmental, Health, and Safety (EH &S) Manager, showing hazardous waste training was completed on or about October 11, 2019. According to a representative of the Respondent, the only position considered to manage hazardous waste is the EH & S Manager. However, the inspection revealed there are employees other than the EH & S Manager that manage hazardous waste, including but not limited to, employees who manage hazardous waste solids from the caustic rinse and/or paint related waste.
  - H. The Respondent failed to include a Land Disposal Restriction Notification for a hazardous waste manifest, in violation of LAC 33:V.2245.B. Specifically, the following were noted during the September 24, 2019 inspection:
    - i. Hazardous waste manifest 003611389 GBF did not include a Land Disposal Restriction (LDR) Notification for paint waste (D001, D007, D008, D018, F003, F005) to Rineco.

- ii. The facility's LDR Notification for the initial shipment of spent sulfuric acid (D002) to TM Deer Park Services Limited Partnership did not include a manifest number.
- I. The Respondent failed to notify the Office of Environmental Services within seven (7) days when the information submitted in the application for the identification number changed, in violation of LAC 33:V.1105.B. Specifically, the Respondent failed to update the facility's HW-1 form when the site contact person changed. On or about October 24, 2019, the Respondent submitted an updated HW-1 form listing the correct site contact; however, hazardous waste code D001 was not included.
- J. The Respondent failed to maintain best housekeeping practices by allowing containers consisting of materials containing volatile organic compounds (VOCs) to be left open, and the contents of the containers were allowed to evaporate to the atmosphere. Specifically, there was one (1) open 55-gallon drum containing methyl ethyl ketone (MEK) in the paint building at the facility. The paint building is a covered area with three (3) walls, a roof, and one (1) side that is open to the atmosphere. The aforementioned drum was equipped with a metal pump that had a pumping tube in the open bunghole of the drum, which allowed VOCs to evaporate. During the course of the Department's inspection, a representative of the Respondent removed the pump from the drum and closed the drum. Additionally, in the paint building, there was one (1) open 5-gallon metal container of paint thinner and one (1) open 1-gallon paint can of clear coat, which allowed VOCs to evaporate. Each failure to maintain best housekeeping practices by allowing containers consisting of materials containing VOCs to be left open and the contents of the containers allowed to evaporate to the atmosphere is a violation of Specific Requirement 36 of Minor Source Air Permit No. 2560-00294-00, LAC 33:III.2113.A.2, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). In correspondence dated November 18, 2019, the Respondent reported that lids were in place on all flammable containers and a photograph was provided that indicated the 5-gallon metal container had a closed lid.

## 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 Hazardous Waste and Air Quality Regulations, including but not limited to LAC 33:III.2113.A.2.

### II.

To institute procedures, immediately upon receipt of this **COMPLIANCE ORDER**, to ensure all satellite accumulation containers are labeled or clearly marked with the words "Hazardous Waste" or other identifying words in accordance with LAC 33:V.1109.E.4.

### III.

To institute procedures, immediately upon receipt of this **COMPLIANCE ORDER**, to ensure all containers used to store hazardous waste remain closed except when necessary to add or remove waste in accordance with LAC 33:V.2107.A.

### IV.

To develop and submit to the Office of Environmental Compliance, Enforcement Division, within thirty (30) days of receipt of this **COMPLIANCE ORDER**, a site contingency plan, as specified in LAC 33:V.1513. The site contingency plan must meet the content requirements specified in LAC 33:V.1513.B.

### V.

To develop and submit to the Office of Environmental Compliance, Enforcement Division, within thirty (30) days of receipt of this **COMPLIANCE ORDER**, a waste minimization plan, in accordance with LAC 33:V.1109.E.1.e. The waste minimization plan must meet the certification and content requirements specified in LAC 33:V.2245.J and K, respectively. The Respondent shall maintain the certified waste minimization plan onsite and make it available upon request.

### VI.

To submit, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, Hazardous Waste Annual Reports for 2016 and 2017 to the Office of Environmental Services, Waste Permits Division. A copy shall be submitted to Office of Environmental Compliance, Enforcement Division.

VII.

To ensure, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, that all employees responsible for managing and/or that come in contact with hazardous waste have received annual hazardous waste training meeting the requirements specified in LAC 33:V.1515. Documentation of training shall be submitted to the Enforcement Division within fifteen (15) days of completion.

VIII.

To institute procedures, immediately upon receipt of this **COMPLIANCE ORDER**, to ensure that LDR Notifications are included with hazardous waste manifests and all applicable manifests numbers are included on LDR Notifications, in accordance with LAC 33:V.2245.B.

IX.

To submit to the Office of Environmental Services, within seven (7) days after receipt of this **COMPLIANCE ORDER**, an updated HW-1 notification form indicating all applicable hazardous waste codes, in accordance with LAC 33:V.1105.B. A copy shall be submitted to the Enforcement Division.

X.

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 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: Adrienne Landry**  
**Re: Enforcement Tracking No. MM-CN-20-00090**  
**Agency Interest No. 190478**

**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-20-00090**  
**Agency Interest No. 190478**

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 Adrienne Landry at (225) 219-3805 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.

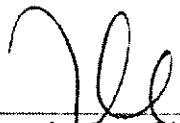
IV.

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 12<sup>th</sup> day of May, 2020.

  
\_\_\_\_\_  
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: Adrienne Landry



LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY OFFICE OF ENVIRONMENTAL COMPLIANCE ENFORCEMENT DIVISION POST OFFICE BOX 4312 BATON ROUGE, LOUISIANA 70821-4312		CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY REQUEST TO CLOSE		
Enforcement Tracking No.	MM-CN-20-00090	Contact Name	Adrienne Landry	
Agency Interest (AI) No.	190478	Contact Phone No.	225-219-3805	
Alternate ID No.	LAR00089409 & 2560-00294			
Respondent:	MILLENNIUM GALVANIZING, LLC	Facility Name:	Millennium Galvanizing, LLC	
	c/o Kenneth Ortego	Physical Location:	91130 Winnie Road	
	Agent for Service of Process	City, State, Zip:	Convent, LA 70723	
	4725 Highway 28 East Pineville, LA 71360	Parish:	St. James	
<b>STATEMENT OF COMPLIANCE</b>				
STATEMENT OF COMPLIANCE		Date Completed	Copy Attached?	
A written report was submitted in accordance with Paragraph X of the "Order" portion of the COMPLIANCE ORDER.				
All necessary documents were submitted to the Department within 7 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph IX 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 Paragraphs IV, V, and VI of the "Order" portion of the COMPLIANCE ORDER.				
All necessary documents were submitted to the Department in accordance with Paragraph VII 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:				
<b>SETTLEMENT OFFER (OPTIONAL)</b>				
<i>(check the applicable option)</i>				
<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-20-00090, 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-20-00090, 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"> <li>• Monetary component = \$ _____</li> <li>• Beneficial Environmental Project (BEP) component (optional)= \$ _____</li> <li>• <b>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.</b></li> </ul>			
<input type="checkbox"/>	The Respondent has reviewed the violations noted in NOTICE OF POTENTIAL PENALTY MM-CN-20-00090 and has attached a justification of its offer and a description of any BEPs if included in settlement offer.			
<b>CERTIFICATION STATEMENT</b>				

*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: Adrienne Landry