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## Recordkeeping/Air Enforcement: Arkansas Department of Environmental Quality and Jacksonville, Arkansas Silk Screening/Fabrication Facility Enter Into Consent Administrative Order to Address Alleged Violations

### Arkansas Environmental, Energy, and Water Law Blog

12/18/2015

The Arkansas Department of Environmental Quality ("ADEQ") and Hiwassee Manufacturing Company, Inc. ("HMC") entered into a November 25<sup>th</sup> Consent Administrative Order ("CAO") addressing alleged air violations. See LIS No. 15-140.

The CAO states that HMC operates a silk screening and sheet metal fabrication facility in Jacksonville, Arkansas pursuant to an air permit.

ADEQ personnel are stated to have conducted a compliance inspection of the facility on January 27<sup>th</sup> and allegedly determined that records reviewed indicated HMC failed to record the amount of each Volatile Organic Compound ("VOC") containing:

... material used, the corresponding density, the VOC content for the material, and the monthly emissions for each material used at the facility during the recording period of January 2014 through December 2014.

The alleged failures are stated to constitute violations of the facility's air permit.

The CAO also provides that records reviewed during the inspection indicated (paraphrasing):

- HMC failed to demonstrate whether any miscellaneous coating used at the facility met the 2.0 lb/gallon limit of Diethylene Glycol Monobutyl Ether, CAS #112-34-5, during the recording period ...
- HMC failed to record the ACGIH Threshold Limit Values ("TLV") as listed on current Material Safety Data Sheet forms, or in the mostly recently published ACGIH handbook of TLV and Biological Exposure Indices for each HAP-containing material used at the facility during the recording period ...
- HMC failed to record the monthly HAP emission, the amount of each HAP-containing material used during the month, and the corresponding HAP content for each HAP in that material during the recording period ... (including the failure to record individual monthly records to support the 12-month rolling totals).

- HMC failed to maintain records to demonstrate that the degree of accuracy of the calculations used to determine emissions is sufficient to prove that the major source thresholds have not been exceeded during the recording period ...

HMC neither admits nor denies the factual and legal allegations and agrees to a civil penalty of \$900.00 if the CAO is signed and returned to ADEQ by December 5<sup>th</sup>.

The CAO also provides that HMC shall submit monthly records to demonstrate compliance with specific conditions 5, 6, 8, 9, 10 and 11 of the air permit to ADEQ.

[Click here to download a copy of the CAO.](#)