

Before the Missouri Department of Natural Resources

In the Matter of:	)	
	)	
PRODUCTION CASTINGS, INC.	)	Order No. 2026-WPCB-2016
	)	
Proceeding under the Missouri Clean Water Law	)	

Abatement Order on Consent

The issuance of this Abatement Order on Consent (AOC) No. 2026-WPCB-2016, by the Missouri Department of Natural Resources (Department), is a formal administrative action by the State of Missouri and is being issued because the PRODUCTION CASTINGS, INC. (Respondent) violated the Missouri Clean Water Law (MCWL). This AOC is issued under the authorities of Sections 644.056, 644.076, and 644.079, Revised Statutes of Missouri (RSMo). Failure to comply with this AOC is, by itself, a violation of Section 644.076.1, RSMo. Litigation may occur without further notice if there is not compliance with the requirements of this AOC. This AOC does not constitute a waiver or a modification of any requirements for the MCWL, or its implementing regulations, all of which remain in full force and effect. Compliance with the terms of this AOC shall not relieve the Respondent of liability for, or preclude the Department from, initiating an administrative or judicial enforcement action to recover civil or administrative penalties for any future violations of the MCWL, or to seek injunctive relief, pursuant to Chapter 644, RSMo.

Findings of Fact

1. The Respondent is a for-profit corporation registered and in good standing with the Missouri Secretary of State.

2. The Respondent owns and operates a metal fabrication facility (facility) subject to No Exposure Certification (NEC) No. MONX00759, which expired April 27, 2025, with no application for Renewal. The facility is located at 1410 West Lark Industrial Drive, Fenton, Jefferson County. Unauthorized discharges flow to a losing tributary to Saline Creek.

3. Saline Creek and its tributaries are waters of the State as the term is defined by Section 644.016(31), RSMo.

4. Oil is a water contaminant as the term is defined by Section 644.016(28), RSMo.

5. On September 2, 2025, Department staff received an environmental concern reporting a large amount of used oil flowing from a drainage pipe into Saline Creek allegedly originating from the facility. Department staff also reported the spill to the U.S. Environmental Protection Agency (EPA).

6. On September 3, 2025, Department staff conducted a concern investigation at 1640 West Sugar Lane in High Ridge. During the investigation, Department staff observed a large puddle of used oil in a stormwater drain leading to Saline Creek. Department staff observed Saline Creek was dry at the time, but there were small amounts of oil in various spots along Saline Creek. EPA staff assessed the oil spill and determined approximately 100 to 150 gallons of oil was impacting Saline Creek and that an EPA-lead cleanup would be warranted to address the oil spill. EPA staff and cleanup contractors began oil recovery and removal then flushed the stormwater drain. A member from Environmental Restoration, LLC contacted Department staff to explain that the oil may be from a leak at the facility, which was located directly next to the stormwater drain.

7. On September 4, 2025, EPA staff received a concern regarding oil that had reappeared near the stormwater drain resulting in a follow-up on site. EPA staff observed the oil

spill and identified the source of the oil as a damaged corrugated pipe coming from the facility. The Respondent confirmed the oil had discharged from the property and signed a Notice of Federal Interest and agreed to hire an environmental cleanup contractor to address the oil spill.

8. On September 8, 2025, Department staff conducted a site inspection at the facility. The purposes of the inspection were to observe the source and cause of the spill as determined by the facility's investigation, to discuss the facility's responses to date, and to determine future actions. Representatives from the facility were present during the inspection and took responsibility for the oil leak. They explained that on September 5, 2025, they had already placed gravel under the facility's foundation and between the plastic liner and concrete containment to prevent further leakage. Department staff observed that a dye trace on the concrete was proposed to locate the origin of this oil discharge. Department staff observed a waste steel dumpster located on the eastern side of the facility that was open and had materials exposed to stormwater, which would disqualify the facility for the NEC. Department staff returned to the stormwater drain at Saline Creek and observed a wattle had been placed in the storm drain to prevent further oil spread. Department staff walked along Saline Creek and observed tree roots covered in oil within the stream and collected a stream sample to analyze. Analyses of the stream sample collected during the inspection showed oil and grease (3.20 mg/L). On October 8, 2025, the Department issued Referral Notice of Violation No. SL250106 to the Respondent based on the violations documented during the September 3, 2025, investigation and September 8, 2025, inspection.

9. On September 17, 2025, Department staff received photos from the Respondent showing the dumpster had been removed and a statement explaining it would not be replaced.

10. On October 28, 2025, the Department received a NEC renewal form from the Respondent. On December 2, 2025, the NEC was reissued.

Statement of Violations

The Respondent has violated the MCWL and its implementing regulations as follows:

11. Caused pollution of Saline Creek, waters of the State, or placed or caused or permitted to be placed a water contaminant, oil, in a location where it is reasonably certain to cause pollution, in violation of Sections 644.051.1(1) and 644.076.1, RSMo;

12. Operated, used, or maintained a point source without a NEC or Missouri State Operating Permit, in violation of Sections 644.051.2 and 644.076.1, RSMo, and 10 CSR 20-6.010(1)(A); and

13. Failed to apply for renewal of the NEC, in violation of Section 644.076.1, RSMo, and 10 CSR 20-6.200(1)(C)1.C.

Agreement

14. The Department and the Respondent desire to amicably resolve all claims that may be brought against the Respondent for violations alleged above in Statement of Violations.

15. The provisions of this AOC shall apply to and be binding upon the parties executing this AOC, their successors, assigns, agents, subsidiaries, affiliates, and lessees, including the officers, agents, servants, corporations, and any persons acting under, through, or for the parties. Any changes in ownership or corporate status, including but not limited to any transfer of assets or real or personal property, shall not affect the responsibilities of the Respondent under this AOC.

16. Sections 644.076.1 and 644.079, RSMo, authorize the imposition of penalties for violations of the MCWL and establish monetary penalties of up to \$10,000 per day per

violation. The penalty contained in this AOC was calculated using the Penalty Assessment Protocol described in 10 CSR 20-3.010.

17. The Respondent, in compromise and satisfaction of the Department's claims relating to the above-referenced violations, is ordered and agrees, without admitting liability or fault, to pay an administrative penalty in the amount of \$12,000. The penalty is reduced to \$9,600 (80 percent of the assessed penalty) based on compliance with the penalty reduction offer condition(s) established in the transmittal letter sent with this AOC and the expectation of the Respondent's full participation in the conference, conciliation, and persuasion process. The payment shall be in the form of a check made payable to "Jefferson County Treasurer, as custodian of the Jefferson County School Fund." The check in the amount of \$9,600 is due and payable upon execution of this AOC by the Respondent. The check and signed copy of the AOC shall be delivered to:

Accounting Program
Department of Natural Resources
P.O. Box 477
Jefferson City, MO 65102-0477

18. In the period of time from the effective date of this AOC until the NEC has been renewed or a new MOR2 permit has been issued, the Respondent is ordered and agrees to operate and maintain the existing facility at all times in compliance with the conditions and requirements of the NEC. All units or components of the existing facility shall be maintained in an operable condition, even if this requires the purchase and installation of new parts or equipment, or repair of the facility.

19. Within 60 days of the effective date of this AOC, the Respondent is ordered and agrees to submit to the Department photographs and a written statement explaining further remediation efforts from the September 2025 oil leak.

20. Within 60 days of the effective date of this AOC, the Respondent is ordered and agrees to develop and submit to the Department for review a mitigation plan that identifies and stops all water contaminant leaks from the facility. Upon the Department's review of the plan, the Respondent is ordered and agrees to implement the mitigation plan.

21. The Respondent is ordered and agrees to comply with the MCWL, Chapter 644, RSMo, and its implementing regulations at all times in the future.

22. This AOC shall terminate 30 days after the administrative penalty has been paid in full and the requirements in Paragraphs 19 and 20 of this AOC are complete.

Submissions

23. All other documentation submitted to the Department for compliance with this AOC shall be submitted within the timeframes specified to cwenf@dnr.mo.gov or:

Alexis Reifsteck
Department of Natural Resources
Water Protection Program
Compliance and Enforcement Section
P.O. Box 176
Jefferson City, MO 65102-0176

Other Provisions

24. Immediately upon becoming aware that a deadline or milestone as set forth in this AOC will not be completed by the required deadline, the Respondent shall notify the Department by telephone or electronic mail: i) identifying the deadline that will not be completed; ii) identifying the reason for failing to meet the deadline; and iii) proposing an extension to the deadline. Within five days of notifying the Department, the Respondent shall submit to the Department, for review and approval, a written request containing the same basic provisions of i, ii, and iii listed above. The Department may grant an extension if it deems appropriate. Failure to submit a written notice to the Department may constitute a waiver of the Respondent's right to

request an extension and may be grounds for the Department to deny the Respondent an extension.

25. Should the Respondent fail to meet the terms of this AOC, including the deadlines set out in Paragraphs above, the Respondent shall be subject to pay stipulated penalties in the following amount:

<u>Days of Violation</u>	<u>Amount of Penalty</u>
1 to 30 days	\$100 per day
31 to 90 days	\$250 per day
91 days and above	\$500 per day

Stipulated penalties will be paid in the form of a check made payable to “Jefferson County Treasurer, as custodian of the Jefferson County School Fund.” Any such stipulated penalty shall be paid within 10 days of demand by the Department and shall be delivered to:

Accounting Program
Department of Natural Resources
P.O. Box 477
Jefferson City, MO 65102-0477

26. Penalty payments under this AOC, including any stipulated penalties, are penalties within the meaning of Section 162(f)(1) of the Internal Revenue Code, 26 U.S.C. § 162(f)(1), and 26 C.F.R. § 1.162-21(a)(3)(i). For purposes of the identification requirement in Section 162(f)(2)(A)(ii) of the Internal Revenue Code, 26 U.S.C. § 162(f)(2)(A)(ii), and 26 C.F.R. § 1.162-21(b)(2)(iii)(A), certain costs incurred by performance of this AOC may qualify as restitution, remediation, or costs required to come into compliance with the law. The Respondent is solely responsible for providing to the Department complete, accurate, and necessary information by the close of any applicable tax year to complete a Form 1098-F. 26 CFR § 1.6050X-1 requires the Department to file a Form 1098-F if it reasonably believes that the sum of the Costs and penalty is \$50,000 or more. The Department will not file a form 1098-F unless the Department is aware or has reason to believe the sum of the Costs and penalty is

\$50,000 or more; it is the Respondent's responsibility to tell the Department if the sum of the Costs and penalty is \$50,000 or more. The Respondent is required by law to give its taxpayer identification number (TIN) to the Department for the Form 1098-F; the Respondent may be penalized by the U.S. Internal Revenue Service if it fails to furnish its TIN pursuant to sections 26 CFR §§ 301.6723, 301.6724(d)(3), and any other applicable law. However, failure to provide the TIN does not trigger penalties under this AOC or state law. The Department shall not be responsible for any incomplete or inaccurate information nor the results of any tax audit. No portion of any penalties paid pursuant to this AOC may be used to reduce any federal or state tax obligations, except as authorized by the Internal Revenue Service.

27. Compliance with this AOC resolves only the specific violations described herein, and this AOC shall not be construed as a waiver or modification for any other requirements of the MCWL and regulations, or any other source of law. Nor does this AOC resolve any future violations of this AOC or any law or regulation. Consistent with 10 CSR 20-3.010(5), this AOC shall not be construed as satisfying any claim by the state or federal government for natural resource damages.

28. Nothing in this AOC forgives the Respondent from future non-compliance with the laws of the State of Missouri, nor requires the Department or State of Missouri to forego pursuing by any legal means for any non-compliance with the laws of the State of Missouri. The terms stated herein constitute the entire and exclusive agreement of the parties. There are no other obligations of the parties, be they express or implied, oral or written, except those expressly set forth herein. The terms of this AOC supersede all previous memoranda of understanding, notes, conversations, and agreements, express or implied. This AOC may not be modified orally.

29. By signing this AOC, all signatories assert that they have read and understood the terms of this AOC, and that they have the authority to sign this AOC on behalf of their respective party.

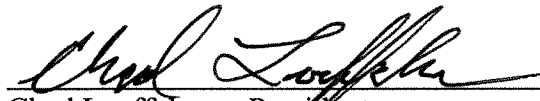
30. The effective date of the AOC shall be the date the Department signs the AOC. The Department shall send a fully executed copy of this AOC to the Respondent for their records.

Notice of Appeal Rights

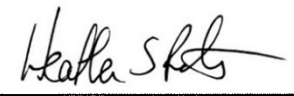
31. By signing this AOC, the Respondent consents to its terms and waives any right to appeal, seek judicial review, or otherwise challenge the terms and conditions of this AOC pursuant to Sections 621.250, 640.010, 640.013, 644.056.3, 644.079.2, Chapter 536 RSMo, 644.145, RSMo, 10 CSR 20-1.020, 10 CSR 20-3.010, 10 CSR 20-6.020(5), the Missouri Constitution, or any other source of law.

Signatory Authority

Agreed to on this 10th day of June, 2026


Chad Loeffelman, President
PRODUCTION CASTINGS, INC.

Agreed to and ordered on this 29th day of June, 2026


DEPARTMENT OF NATURAL RESOURCES
Heather Peters, Director
Water Protection Program

c: Dorothy Franklin, Director, St. Louis Regional Office
Operating Permits Section
General Counsel's Office
Accounting Program
Fiscal Management Section