



Commonwealth of Virginia

VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY

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David L. Bulova
Secretary of Natural and Historic Resources

Michael S. Rolband, PE, PWD, PWS Emeritus
Director

VIRGINIA DEPARTMENT OF ENVIRONMENTAL QUALITY
ENFORCEMENT ACTION - ORDER BY CONSENT
ISSUED TO
SEPPIC, INC.
FOR
SEPPIC'S HENRICO MANUFACTURING FACILITY
Registration No. 52564

SECTION A: Purpose

This is a Consent Order issued under the authority of Va. Code §§ 10.1-1309 and -1316, between the Virginia Department of Environmental Quality and Seppic, Inc. regarding the Seppic, Inc.'s Henrico Manufacturing Facility for the purpose of resolving certain violations of the Virginia Air Pollution Control Law, and the applicable permit and regulations.

SECTION B: Definitions

Unless the context clearly indicates otherwise, the terms in this Consent Order have the meaning assigned to them in Va. Code §10.1-1300 *et seq.* and the Regulations for the Control and Abatement of Air Pollution (Regulations) at 9VAC5-10 *et seq.*

SECTION C: Findings of Fact and Conclusions of Law

1. Seppic, Inc. (Seppic) is a business entity authorized to do business in Virginia and references to Seppic include its affiliates, partners, and subsidiaries. Seppic is a "person" within the meaning of Va. Code § 10.1-1300.
2. Seppic owns and operates a chemical manufacturing facility located at 6201 Engineered Wood Way, Sandston, Virginia (The Facility). The Facility is subject to mNSR Permit (Permit) dated April 28, 2022.
3. On May 29, 2026 DEQ staff received a report from Seppic regarding VOC emissions and conducted a Records Review (Partial Compliance Evaluation/PCE) of the same.

4. As a result of that PCE it was calculated that Seppic emitted 7.5 tons of VOCs for the year as against a permit limit of 1.4 tons per year. Seppic also disclosed that machinery at the facility had a potential to emit 0.00495 lb/hr of TLV-TWA (a Toxic Air Pollutant) when regulatory exemptions from permitting for such a pollutant were a potential to emit lower than 0.00198 lb/hr. This was discovered by Seppic when three small batch tests were conducted at the facility to test the potential utilization of a new chemical into the manufacturing process. These tests were part of a broader facility-wide environmental audit that Seppic was conducting of this Facility. Seppic engaged a third-party consultant to conduct this audit and review the processes undertaken at the Facility to ensure that any changes which had occurred since the initial permitting had not altered the Facility's obligations under either the existing Permit or the air pollution control regulations. It was this audit which generated the report that Seppic voluntarily disclosed to DEQ.
5. On June 25, 2026 DEQ issued NOV APRO003542-001 for excess VOC emissions and the unpermitted nature the TLV-TWA potential emissions.
6. On July 7, 2026 DEQ met with representatives from Seppic to discuss the Notice of Violation.
7. Permit Condition 10 states:

Throughput - The throughput emissions of VOC from the wet scrubber (WS) shall not exceed 1.4 tons/yr, calculated monthly as the sum of each consecutive 12-month period. Compliance for the consecutive 12-month period shall be demonstrated monthly by adding the total for the most recently completed calendar month to the individual monthly totals for the preceding 11 months. (9VAC5-80-1180)

8. Permit Condition 12 states:

Process Emission Limits - Emissions from the operation of the chemical production plant, as exhausted through the wet scrubber (WS), shall not exceed the limits specified below:

<i>Volatile Organic Compounds</i>	<i>0.3 lbs/hr</i>	<i>1.4 tons/yr</i>
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These emissions are derived from the estimated overall emission contribution from operating limits. Exceedance of the operating limits may be considered credible evidence of the exceedance of emission limits. Compliance with these emission limits may be determined as stated in Conditions 1, 3, 5, 6, 8, and 10. (9 VAC 5-80-1180)

9. 9VAC5-60-200(C)(1)(c) states:

For toxic pollutants with only a TLV-TWA®, the following exemption formulas apply, provided the potential to emit does not exceed 22.8 pounds per hour or 100 tons per year:

*Exempt Emission Rate (pounds per hour) = TLV-TWA® (mg/m³) x 0.066 Exempt
Emission Rate (tons per year) = TLV-TWA® (mg/m³) x 0.145*

10. Based on the documentation provided by Seppic and reviewed by the Department, the Department concludes that Seppic has violated Permit Conditions 10 and 12 of the Permit as well as 9VAC5-60-200(C)(1)(c) as described in paragraphs C(3) through C(8), above.
11. In order for Seppic to complete its return to compliance, DEQ staff and representatives of Seppic have agreed to the Schedule of Compliance, which is incorporated as Appendix A of this Consent Order (Order).

SECTION D: Agreement and Order

Accordingly, by virtue of the authority granted it in Va. Code §§ 10.1-1309 and -1316, the Department orders Seppic, and Seppic agrees to perform the actions described in Appendix A of this Order.

SECTION E: Administrative Provisions

1. The Department may modify, rewrite, or amend this Order with the consent of Seppic for good cause shown by Seppic, or on its own motion pursuant to the Administrative Process Act, Va. Code § 2.2-4000 *et seq.*, after notice and opportunity to be heard.
2. This Order addresses and resolves only those violations specifically identified in Section C of this Order and in NOV No. APRO003542-001 dated June 25, 2026. This Order shall not preclude the Department or the Director from taking any action authorized by law, including but not limited to: (1) taking any action authorized by law regarding any additional, subsequent, or subsequently discovered violations; (2) seeking subsequent remediation of the facility; or (3) taking subsequent action to enforce the Order.
3. For purposes of this Order and subsequent actions with respect to this Order only, Seppic admits the jurisdictional allegations, and agrees not to contest, but neither admits nor denies the findings of fact, and conclusions of law in this Order.
4. Seppic consents to venue in the Circuit Court of the City of Richmond for any civil action taken to enforce the terms of this Order.
5. Seppic declares it has received fair and due process under the Administrative Process Act and the Virginia Air Pollution Control Law and it waives the right to any hearing or other administrative proceeding authorized or required by law or regulation, and to any judicial review of any issue of fact or law contained herein. Nothing herein shall be construed as a waiver of the right to any administrative proceeding for, or to judicial review of, any action taken by the Department to modify, rewrite, amend, or enforce this Order.
6. Failure by Seppic to comply with any of the terms of this Order shall constitute a violation of an order of the Department. Nothing herein shall waive the initiation of appropriate enforcement actions or the issuance of additional orders as appropriate by the Department or the Director as a result of such violations. Nothing herein shall affect appropriate enforcement actions by any other federal, state, or local regulatory authority.

7. If any provision of this Order is found to be unenforceable for any reason, the remainder of the Order shall remain in full force and effect.
8. Seppic shall be responsible for failure to comply with any of the terms and conditions of this Order unless compliance is made impossible by earthquake, flood, other acts of God, war, strike, or such other unforeseeable circumstances beyond its control and not due to a lack of good faith or diligence on its part. Seppic shall demonstrate that such circumstances were beyond its control and not due to a lack of good faith or diligence on its part. Seppic shall notify the DEQ Enforcement Director verbally within 24 hours and in writing within three business days when circumstances are anticipated to occur, are occurring, or have occurred that may delay compliance or cause noncompliance with any requirement of the Order. Such notice shall set forth:
 - a. the reasons for the delay or noncompliance;
 - b. the projected duration of any such delay or noncompliance;
 - c. the measures taken and to be taken to prevent or minimize such delay or noncompliance; and
 - d. the timetable by which such measures will be implemented and the date full compliance will be achieved.

Failure to so notify the Enforcement Director verbally within 24 hours and in writing within three business days, of learning of any condition above, which the parties intend to assert will result in the impossibility of compliance, shall constitute a waiver of any claim to inability to comply with a requirement of this Order.
9. This Order is binding on the parties hereto and any successors in interest, designees and assigns, jointly and severally.
10. This Order shall become effective upon execution by both the Director or his designee and Seppic. Nevertheless, Seppic agrees to be bound by any compliance date which precedes the effective date of this Order.
11. This Order shall continue in effect until:
 - a. The Director or his designee terminates the Order after Seppic has completed all of the requirements of the Order;
 - b. Seppic petition the Director or his designee to terminate the Order after it has completed all of the requirements of the Order and the Director or his designee approves the termination of the Order; or

- c. the Director or the Department terminates the Order in his or its sole discretion upon 30 days' written notice to Seppic.

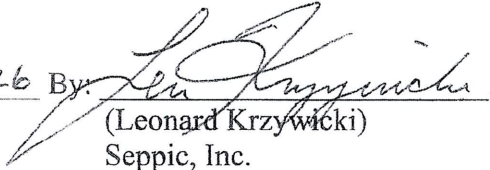
Termination of this Order, or any obligation imposed in this Order, shall not operate to relieve Seppic from its obligation to comply with any statute, regulation, permit condition, other order, certificate, certification, standard, or requirement otherwise applicable.

12. Any plans, reports, schedules or specifications attached hereto or submitted by Seppic and approved by the Department pursuant to this Order are incorporated into this Order. Any non-compliance with such approved documents shall be considered a violation of this Order.
13. The undersigned representatives of Seppic certify that they are a responsible official or officer authorized to enter into the terms and conditions of this Order and to execute and legally bind Seppic to this document. Any documents to be submitted pursuant to this Order shall also be submitted by a responsible official of Seppic.
14. This Order constitutes the entire agreement and understanding of the parties concerning settlement of the violations identified in Section C of this Order, and there are no representations, warranties, covenants, terms or conditions agreed upon between the parties other than those expressed in this Order.
15. By its signature below, Seppic voluntarily agrees to the issuance of this Order.

And it is so ORDERED this _____ day of _____, 2026.

Kristen Sadtler, Director, Division of Enforcement
Department of Environmental Quality

Seppic, Inc. voluntarily agrees to the issuance of this Order.

Date: 07/15/2026 By:  Director of Manufacturing
(Leonard Krzywicki) (Title)
Seppic, Inc.

Appendix A

Schedule of Compliance

1. Within 60 days of the effective date of this Order, Seppic shall submit to DEQ's Piedmont Regional Office Air Permitting Office a completed application & fee for a revised/amended permit that accurately reflects operating conditions at the facility.
2. Seppic shall respond to all DEQ requests for information within ten (10) business days of their receipt unless a longer response period is allowed by DEQ in writing.
3. In accordance with 9 VAC 5-20-230(A), in all documents or reports submitted to DEQ pursuant to this Consent Order, Seppic, shall by its officers, sign and certify under penalty of law that the information contained in such document or report is true, accurate, and not misleading by signing the following statement:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering and evaluating the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."
4. Unless otherwise specified in this Order, Seppic shall submit all requirements of Appendix A of this Order to:

Gary Wooldridge
Air Enforcement Coordinator
Department of Environmental Quality
1111 East Main Street, Richmond, Virginia 23219
804-584-6716
gary.wooldridge@deq.virginia.gov