



TEXAS

Retail Environmental Enforcement Summary January 1, 2017 - June 30, 2017



The Texas Commission on Environmental Quality (TCEQ) enforces the state's environmental laws



7 Enforcement actions were issued to retailers

The types of retail stores facing enforcement.



Gas Station

1



Gas Station with Convenience Store

6



\$38,547

Total fines issued to retailers

82% ↓

Enforcement action decrease in 2017

Enforcement by county

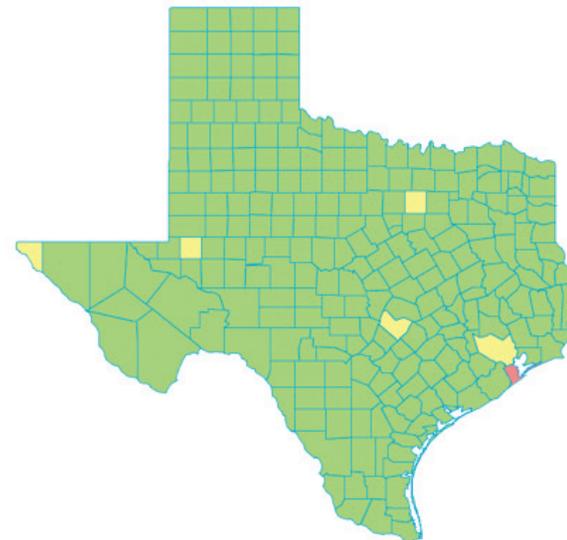
[Click here](#) for interactive map.

Violations

■ ≤ 0

■ ≤ 1

■ > 1



HIGHLIGHTS

Between January 1, 2017 and June 30, 2017, 7 enforcement actions filed by the Texas Commission on Environmental Quality (TCEQ) were issued to retail establishments. This was a drastic decrease from the 38 enforcement actions issued from July 1, 2016 to December 31, 2016.

Though there was a decrease in the number of enforcement actions issued in 2017, the type of retail entities receiving such actions did not vary drastically. Retailers that received an enforcement action throughout the two six-month time periods consisted mainly of gas stations and gas stations and convenience stores. Also, similar to 2016 enforcement actions, retailers mainly received enforcement actions for underground storage tank (UST) regulation noncompliance.

Fines ranged from \$2,114 to \$8,750 from January 1, 2017 and June 30, 2017 while fines issued between July 1, 2016 and December 31, 2016 ranged from \$599 to \$110,976.

Texas does not make inspections reports publicly available.



TEXAS

Retail Environmental Enforcement Summary January 1, 2017 - June 30, 2017



ENFORCEMENT DETAIL

Enforcement Area	Store type	Enforcement Type	Enforcement Summary	County	Fine (\$) and actions to comply
Solid waste. Violations covered a gas station and convenience store. Violations included failure to legally dump a gas and water mixture.					
Solid waste	Gas station and convenience store	Court order	Failure to: <ul style="list-style-type: none"> Legally dump a gas and water mixture 	Travis	\$5,000 fine.
Underground storage tank (UST). Violations covered a gas station and gas stations and convenience stores. Violations included failure to: provide corrosion protection for the UST system, maintain and have available the UST Operators Training Certificate, and monitor USTs for releases at least once every month.					
UST	Gas station	Administrative order	Failure to: <ul style="list-style-type: none"> Maintain and have available the UST Operators Training Certificate Bring the UST system into timely compliance and permanently remove the UST system from service Cap, plug, lock, or otherwise secure all fill risers, Stage I vapor recovery risers, pumps, and manways 	El Paso	\$8,750 fine.
	Gas station and convenience store	Administrative order	Failure to: <ul style="list-style-type: none"> Have each pressurized line tested or monitored for release 	Harris	\$2,114 fine. In addition, the retailer was required to: <ul style="list-style-type: none"> Conduct an annual line leak detector and piping tightness test
	Gas station and convenience store	Administrative order	Failure to: <ul style="list-style-type: none"> Provide notification 24 to 72 hours before starting decommissioning activities 	Galveston	\$6,956 fine.
	Gas station and convenience store	Administrative order	Failure to: <ul style="list-style-type: none"> Provide corrosion protection for the UST system Monitor USTs for releases at least once every month Maintain copies of all required records pertaining to a UST system and have the copies available 	Tarrant	\$5,400 fine.



TEXAS

Retail Environmental Enforcement Summary

January 1, 2017 - June 30, 2017



Enforcement Area	Store type	Enforcement Type	Enforcement Summary	County	Fine (\$) and actions to comply
	Gas station and convenience store	Administrative order	Failure to: <ul style="list-style-type: none"> • Properly temporarily remove a UST system from service • Maintain all piping, pumps, manways, tank access points, and ancillary equipment in a capped, plugged, locked, and otherwise secured manner • Monitor a UST system for releases 	Galveston	\$4,786 fine.
	Gas station and convenience store	Administrative order	Failure to: <ul style="list-style-type: none"> • Renew a previously issued UST delivery certificate by submitting a properly completed UST registration and self-certification form 	Ector	\$5,541 fine. In addition, the retailer was required to: <ul style="list-style-type: none"> • Prepare and submit a UST registration and self-certification form • Obtain a valid, current TCEQ delivery certificate

¹ See Glossary for details



TEXAS

Retail Environmental Enforcement Summary

January 1, 2017 - June 30, 2017



GLOSSARY

Administrative Order — a document issued by the TCEQ that enforces or directs an entity to comply with any provisions, whether of statutes, rules, regulations, permits, licenses, or orders.

Court Order — an order administered by an Administrative Law Judge at the State Office of Administrative Hearings.

Retail — stores that sell goods or services to customers, typically in small quantities, for consumption or use. Retail stores can include: automotive parts and new/used tire sales, convenience stores, gas stations, distribution centers, dry cleaners, pharmacies, rental stores, sports/hunting goods stores, and variety stores.

Documents concerning state enforcement actions on retail entities are obtained by contacting the state's environmental regulatory agency directly by email and by phone, submitting Freedom of Information Act (FOIA) requests, or using online document databases. The search is refined using retail-specific criteria, such as titles and address locations of the entities, Standard Industrial Classification (SIC) or North American Industry Classification System (NAICS) codes and descriptions. Enforcement actions involving non-retailers are excluded from the data analysis and summaries.

Retail-specific state enforcement documents and data are analyzed to determine trends including: the most frequent violations, what the most common media types violations are (such as air, petroleum contamination, waste, or water), and where the retailers who were issued enforcement actions are located. Data is collected, and trends are analyzed on a biannual basis.