

**Air Compliance and Enforcement Section  
Calendar Year Enforcement Action Update**

**KDHE enforcement actions result in \$35,750 in penalties 3<sup>rd</sup> Quarter of 2009**

<b>Enforcement actions related to the air quality program have been issued to the following Kansas facilities during the 3<sup>rd</sup> Quarter of 2009</b>	
<b>Gateway Ethanol, LLC</b>	
KDHE Consent Agreement and Final Order of the Secretary Issued July 13, 2009	<b><i>\$2,000 civil penalty</i></b>
<b>Bluestem Pipeline, LLC (Trim Booster Station)</b>	
KDHE Consent Agreement and Final Order of the Secretary Issued August 5, 2009	<b><i>\$2,000 civil penalty</i></b>
<b>Bluestem Pipeline , LLC (North Bear Station)</b>	
KDHE Consent Agreement and Final Order of the Secretary Issued August 5, 2009	<b><i>\$2,000 civil penalty</i></b>
<b>Valmont</b>	
KDHE Consent Agreement and Final Order of the Secretary Issued August 5, 2009	<b><i>\$5,000 civil penalty</i></b>
<b>Palmer Manufacturing and Tank, Inc</b>	
KDHE Consent Agreement and Final Order of the Secretary Issued August 21, 2009	<b><i>\$15,750 civil penalty</i></b> <b><i>\$47,335 SEP</i></b>
<b>Bonanza Bioenergy</b>	
KDHE Consent Agreement and Final Order of the Secretary Issued September 14, 2009	<b><i>\$5,000 civil penalty</i></b>
<b>Arkalon Ethanol</b>	
KDHE Consent Agreement and Final Order of the Secretary Issued September 14, 2009	<b><i>\$4,000 civil penalty</i></b>

An enforcement action typically requires a facility to pay penalties and/or conduct activities to return to compliance with the law. The enforcement action may be issued by the EPA, KDHE, or jointly by KDHE and EPA.

SEP – Supplemental Environmental Projects - As part of a settlement, an alleged violator may voluntarily agree to undertake an environmentally beneficial project related to the violation in exchange for mitigation of the penalty to be paid. An example of a SEP would be a school bus diesel retrofit project.

Note: This Enforcement Action page is updated quarterly listing enforcement actions issued during the previous calendar quarter.

For questions contact Russ Brichacek, Compliance and Enforcement Unit Supervisor – 785- 296-1544