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Document Control Sheet

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Record Series Name:	OCE / Air Compliance
Record Series:	AIR CP
Primary ID:	110114022
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Date:	12/17/2019 12:00AM
Title:	Investigation
Tertiary ID	1617306

AIR CP\_110114022\_CP\_20191217\_INVESTIGATION\_1617306  
**Texas Commission on Environmental Quality**  
**Investigation Report**

The TCEQ is committed to accessibility. If you need assistance in accessing this document, please contact oce@tceq.texas.gov

**Customer: Blue Star Recycling, LLC**  
**Customer Number: CN605347897**

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**Regulated Entity Name: BLUE STAR RECYCLING**

**Regulated Entity Number: RN110114022**

**Investigation #** 1617306

**Investigator:** ALAN ADAMS

**Conducted:** 12/17/2019 -- 12/17/2019

**Program(s):** AIR QUALITY NON PERMITTED

**Investigation Type:** Compliance Invest File Review

**Additional ID(s):**

**Address:** 9515 S CENTRAL EXPY,  
DALLAS, TX, 75241

**Local Unit:** CITY OF DALLAS LOCAL PROGRAM

**Activity Type(s):** AIRFIIH - AIR AIRFIIH - INHOUSE  
FOLLOW UP INV  
AIRFIOS - AIR AIRFIOS - ONSITE  
FOLLOW UP INV

**Principal(s):**

**Role**

RESPONDENT

**Name**

BLUE STAR RECYCLING LLC

**Contact(s):**

**Role**

REGULATED  
ENTITY MAIL  
CONTACT

**Title**

OWNER

**Name**

Chris Ganter

**Phone**

Phone (214) 680-1720  
Cell (972) 984-5220

**Other Staff Member(s):**

**Role**

Supervisor

**Name**

JOSEPH VU

**Associated Check List**

**Checklist Name**

AIR COMPLAINT INVESTIGATION

**Unit Name**

facility

**Investigation Comments:**

INTRODUCTION:

On 12/17/2019, an in-house and onsite follow up investigation was conducted to resolve outstanding violations (Tracking #718754 and #718917) issued during a compliance investigation (Inv #11570663), conducted on 03/19/2019, of Blue Star Recycling, located at 9515 S. Central Expy Dallas, TX 75241 by Alan Adams investigator for the Dallas Local Program. The purpose of this investigation was to determine if the facility had met all of the requirements to resolve the outstanding violations. The mail contact for this investigation will be the owner, Mr.

**BLUE STAR RECYCLING - DALLAS**

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Chris Ganter.

**Daily Narrative:**

During the compliance investigation on 03/19/19, the facility was issued the following violations: 1) Tracking #718754: 30 TAC 106.261 and 106.262: Failure to obtain a Permit by Rule (PBR) Registration from the TCEQ. 2) Tracking #718917: 30 TAC 101.4: Failure to keep asphalt-laden dust from leaving their property and causing a nuisance to other citizens.

On 12/17/2019, Alan Adams performed an in-house file review and TCEQ Central Registry review, and confirmed that on 01/25/2019, the facility successfully forfeited the taxable entity's charter, certificate and registration with the Secretary of State( Attachment 1). Also on 12/17/2019 Alan Adams went to the facility to confirm that no dust was leaving the site. No dust was observed leaving the site. Also observed was that all the grinded asphalt material, which was the cause of the nuisance, had been removed from the site. The facility was not in operation and no one was on site. The facility's action resolves the violation since the facility is no longer considered a regulated entity.

**Exit Interview:**

On 12/17/2019, Mr. Ganter was contacted by phone, however the phone has been disconnected. A follow-up compliance letter will be mailed to the facility.

**GENERAL FACILITY AND PROCESS INFORMATION:**

**Process Description:**

The entity no longer exist.

**BACKGROUND:**

The RE compliance history rating for Blue Star Recycling (RN110114022) is classified Satisfactory with a 1.00 rating. The customer classification for Blue Star Recycling LLC.(CN605347897) is classified Satisfactory with a 0.63 rating.

Agreed Orders, Court Orders, and other Compliance Agreements: None in the last 5 years

Complaints: Two Complaints for dust (CCEDS Inv. 1537501) and (CCEDS Inv. 1551524)

**Prior Enforcement Issues:**

1) 03/19/2019: Inv (1570663) Tracking #718754 - 30 TAC 106.261 and 106.262: Failure to obtain a Permit by Rule (PBR) Registration from the TCEQ. Tracking #718917 - 30 TAC 101.4: Failure to keep asphalt-laden dust from leaving their property and causing a nuisance to other citizens. Resolved on 12/17/2019, Inv (1617306).

**ADDITIONAL INFORMATION:**

Conclusions, Recommendations and Current Enforcement Actions:

The facility will receive a follow-up compliance letter in the mail.

**Additional Issues:**

None

**Attachments:**

Forfeiture of Certificate/Charter with Secretary of State

**ALLEGED VIOLATION(S) NOTED AND RESOLVED**

**Track Number:** 718754

**Resolution Status Date:** 12/17/2019

**Violation Start Date:** 3/19/2019

**Violation End Date:** 12/17/2019

**30 TAC Chapter 106.261**  
**30 TAC Chapter 106.262**

**Alleged Violation:**

**Investigation:** 1570663

**Comment Date:** 06/27/2019

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Failure to obtain a Permit by Rule (PBR) Registration from the TCEQ. 30 TAC Chapter 106.261, .262. The facility had until 03/31/2019 to register for emitting a material that could potentially have an impact on air quality (less than 6 lbs. of cellulose fiber per hour). At the time of the investigation, Blue Star Recycling had not registered with the state.

**Investigation: 1617306**

Comment Date: 12/17/2019

Failure to obtain a Permit by Rule (PBR) Registration from the TCEQ.

**Recommended Corrective Action:** Register with the state.

**Resolution:** Entity forfeited existence with the Secretary of State. The facility was not in operation.

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**Track Number:** 718917

**Resolution Status Date:** 12/17/2019

**Violation Start Date:** 3/19/2019

**Violation End Date:** 12/17/2019

**30 TAC Chapter 101.4**

**Alleged Violation:**

**Investigation: 1570663**

Comment Date: 06/28/2019

30 TAC 101.4 General Air Quality Rules-Nuisance Failure to keep asphalt-laden dust from leaving their property and causing a nuisance to other citizens from the impact of the asphalt-laden dust.

**Investigation: 1617306**

Comment Date: 12/17/2019

Failure to keep asphalt-laden dust from leaving their property and causing a nuisance to other citizens.

**Recommended Corrective Action:** Facility needs to find a way to not let dust leave their property.

**Resolution:** The entity forfeited existence with the Secretary of State. The facility was not in operation and the grinded asphalt material had been removed from the site.

Signed



Environmental Investigator

Date 12-19-19

Signed



Supervisor

Date 12/19/19

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**Attachments: (in order of final report submittal)**

\_\_\_ Enforcement Action Request (EAR)

\_\_\_ Letter to Facility (specify type) : \_\_\_\_\_

\_\_\_ Investigation Report

\_\_\_ Sample Analysis Results

\_\_\_ Manifests

\_\_\_ Notice of Registration

\_\_\_ Maps, Plans, Sketches

\_\_\_ Photographs

\_\_\_ Correspondence from the facility

\_\_\_ Other (specify) : \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

Attachment 1

RN 110114022 CN 605347897

Blue Star Recycling LLC.

Conducted 12/17/2019

Pages 2



**Forfeiture pursuant to Section 171.309 of the Texas Tax Code  
of  
Blue Star Recycling, LLC**

File Number : 802596779

Certificate / Charter forfeited : January 25, 2019

The Secretary of State finds that:

1. The Secretary has received certification from the Comptroller of Public Accounts under Section 171.302 of the Texas Tax Code indicating that there are grounds for the forfeiture of the taxable entity's charter, certificate or registration; and
2. The Comptroller of Public Accounts has determined that the taxable entity has not revived its forfeited privileges within 120 days after the date that the privileges were forfeited.

Therefore, pursuant to Section 171.309 of the Texas Tax Code, the Secretary of State hereby forfeits the charter, certificate or registration of the taxable entity as of the date noted above and records this notice of forfeiture in the permanent files and records of the entity.







A handwritten signature in black ink, appearing to read "David Whitley".

David Whitley  
Secretary of State

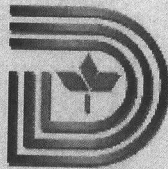
**TEXAS SECRETARY of STATE**  
**RUTH R. HUGHS****BUSINESS ORGANIZATIONS INQUIRY - VIEW ENTITY**

**Filing Number:** 802596779  
**Original Date of Filing:** December 6, 2016  
**Formation Date:** N/A  
**Tax ID:** 32062232627  
**Duration:** Perpetual  
**Entity Type:** Domestic Limited Liability Company (LLC)  
**Entity Status:** Forfeited existence  
**FEIN:**  
**Name:** Blue Star Recycling, LLC  
**Address:** 10015 REARWIN LN  
Mckinney, TX 75071-6557 USA

<u>REGISTERED AGENT</u>		<u>FILING HISTORY</u>	<u>NAMES</u>	<u>MANAGEMENT</u>	<u>ASSUMED NAMES</u>	<u>ASSOCIATED ENTITIES</u>	
<u>View Image</u>	<u>Document Number</u>	<u>Filing Type</u>	<u>Filing Date</u>	<u>Effective Date</u>	<u>Eff. Cond</u>	<u>Page Count</u>	
	702962800003	Certificate of Formation	December 6, 2016	December 6, 2016	No	2	
	758344900002	Certificate of Amendment	August 22, 2017	August 22, 2017	No	4	
	758076130003	Change of Registered Agent/Office	August 22, 2017	August 22, 2017	No	2	
	864077528826	Tax Forfeiture	January 25, 2019	January 25, 2019	No	1	

[Order](#)[Return to Search](#)**Instructions:**

- To place an order for additional information about a filing press the 'Order' button.



CITY OF DALLAS

December 19, 2019

Blue Star Recycling LLC  
Attn: Mr. Chris Ganter  
9515 S. Central Expy  
Dallas, TX 75241

Re: Follow-up Compliance and NOV Resolved  
Blue Star Recycling LLC  
9515 S. Central Expy  
Dallas, TX 75241  
TCEQ ID #: RN110114022 CN605347897

Dear Mr. Ganter:

On December 17, 2019 Mr. Alan Adams of the City of Dallas Air Quality Compliance Program conducted an onsite follow up investigation (AIRFIIH) to resolve outstanding violations (Tracking #718754 and #718917) issued during a complaint compliance investigation (Inv #11570663), which was conducted on 03/19/2019. Additionally, no further complaints have been received to date, 12/17/2019, since the issuance of this NOV at the above referenced facility. It appears that all areas of noncompliance have been adequately addressed.

The City of Dallas appreciates your assistance in this matter and your compliance efforts to ensure protection of the State's Environment. If you have any questions regarding these matters please contact Mr. Adams at 214-671-5234.

Sincerely,

Joseph Vu MS, P.G., Interim Manager  
Air Quality Compliance Program  
Office of Environmental Quality and Sustainability