

MDEStat Meeting

January 24, 2008



Definition

A violator is in **Significant Non-Compliance (SNC)** if the violation(s) meets any of the following criteria:

- exceeds SNC thresholds established by a corresponding federal program;
- has caused actual, or has the potential to cause adverse impact to public health or the environment;
- represents willful, chronic or recalcitrant behavior;
- substantially deviates from the terms of a permit, order, settlement agreement, or from statutory or regulatory requirements; or
- is not corrected within 60 days following the issuance of a Notice of Violation, Site Complaint or Inspection Report by the Department.

Table 1: Penalties for Failure to Comply with UST Lead Detection Requirements

Year	Average Penalty
1995	\$1,000
2000	\$5,000
2005	\$5,400

Table 2: 4-411.2 (Mandatory) Notifications Through 1/16/08

	Site	Date	County
1	Keymar Citgo	10/18/05	Carroll
2	6/10 Gas Mart	10/18/05	Frederick
3	Wally's Citgo	10/18/05	Baltimore
4	SHA Churchville	1/13/06	Harford
5	Stark Farm	1/13/06	Harford
6	Royal Farm, Street	1/27/06	Harford
7	Exxon, Jacksonville	2/21/06	Baltimore
8	Royal Farm, Westminster	2/24/06	Carroll
9	Fork Citgo	4/12/06	Baltimore
10	Parkton Landfill	5/5/06	Baltimore
11	Valley Wine Shop	8/10/06	Baltimore
12	High's, Manchester	8/14/06	Carroll
13	Meller's Food Mart	9/1/06	Harford
14	Jefferson BP/Amoco	9/27/06	Frederick
15	Green Valley Citgo	4/5/07	Frederick
16	Jarrettsville Citgo	4/11/07	Harford
17	Frederick Gas Mart	7/2/07	Frederick
18	Charlie's Service Station (Randallstown)	7/2/07	Baltimore
19	Brantwood Sunoco	8/22/07	Cecil

Table 3: Voluntary Notifications Through 1/16/08

County	Number of Open HRGUA Cases	Number of Sites Identified for Notification	Number of Letter Mailed
Baltimore	22	7	359
Carroll	26	6	296
Cecil	TBD; completion targeted for 4/30/08		
Frederick	17	12	614
Harford	42	19	number TBD; letters are going out this week

Table 4: Lead Poisoning Prevention Enforcement Summary

	FY07	FY08 Q1
No. of affected properties registered	119,512	122,841
No. of sites inspected	1,955 by MDE 25,548 by 3 rd - party inspectors 27,503 total	800 (by MDE?)
coverage rate	23%	0.07 (MDE only?)
Number of sites inspected with significant violations	483	141
No. of enforcement actions excluding compliance assistance	596	226
Amount of penalties obtained	\$690,916	\$166,119

Table 5: WAS Vacancies

	12/18/07	1/15/08
Total positions vacant	28	30
Vacancies with exceptions approved by DBM	14	12
Positions vacant more than 4 months	21	21
Positions vacant more than 6 months	12	14

WAS Vacancies more than 1 month old as of 1/18/08 (Con't)

Program/ Division	Vacancy Date	Classification/ Grade/	Except- ions to OB	Excep. To DBM	Excep. Apprvd by DBM	MS 22 to OHR	MS 22 Apprvd by OHR	Interv. Quests to OHR	Interview Questions Recvd & Approved by OFP	Announ- cement Posted/ Closed	Notes
Lead/Lead Surveillance	08/01/06	Admin. Spec. II/11	08/08/07	08/22/07	09/06/07	09/21/07	10/05/07	??		P12/05/07 C12/26/07	1/17/08 *
Lead/Lead Enforcement	10/11/06	Environmental Program Mgr. 1/19	08/07/07	08/22/07	09/06/07	12/17/07	12/17/07	??			11/15/07 * 1/17/08*
Attorneys	01/02/07	Paralegal II/12	12/12/07			??		?? Funding			** 1/17/08*
Recycling/ Recycling	01/16/07	Natrual Resour. Planner III/15	07/29/07	08/22/07	09/06/07	04/02/07	04/12/07	09/14/07 Funidng	R 10/02/07 A 10/03/07	NA	**
Attorneys	01/16/07	Asst. Attorney General VI/22	06/04/07	06/26/07	07/18/07	??		??			Recruitment reassigned to AG Office 1/17/08*
Solid Waste	02/20/07	OS I/8	07/26/07	08/22/07	09/06/07	08/08/07	10/02/07	11/14/07	R 11/16/07 A 11/16/07	P10/22/07 C11/13/07	Candidate Hired, start 2/6/08
Recycling/ Ops	03/05/07	Admin. Specialist II/11	03/06/07	DNR	05/09/07	??		??			**** 1/17/08*
Solid Waste/ Construct.	04/24/07	PH Engineer III/17	08/08/07	08/22/07	09/06/07	6/12/07	7/11/07	10/13/07	R 10/15/07 A 10/16/07	P11/30/07 C12/28/07	Interviewing on 1/25/08
Solid Waste	5/09/07	OS I/8	06/20/07	07/21/07	07/30/07	08/01/07 resub. 01/14/08	08/21/07 approved 01/14/08	11/28/07	R 11/28/07 A 11/29/07	NA	*** changed class OS I trainee 1/18/08 Interviews being scheduled
Land Rest/ CHS	06/25/07	Geologist Lead/18	08/28/07	08/22/07	09/06/07	09/13/07	10/01/07	12/03/07	R ??	P10/29/07 C11/16/07	
Lead/Lead Enforcement	07/04/07	Environmental Comp. Spec. IV/ 16	08/08/07	08/22/07	09/06/07	07/25/07	07/27/07	12/03/07	R 12/04/07 A 12/05/07	P01/09/08 C02/04/08	
Oil Control/ Remediation	07/17/07	Geologist III/16	08/02/07	09/25/07	10/16/07	08/06/07	08/24/07	?? Funding			** 1/17/08*

* HRC Requested MS 22, exception or interview questions from Administration on this date and has not received.

** Holding for Funding reasons by the administration/Office of Budget

*** Either candidate declined or going through 2nd round of interview

**** Mary Sue Baker assisting with MS 22 writing

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Program/ Division	Vacancy Date	Classification/ Grade/	Excep- tions to OB	Excep. To DBM	Excep. Apprvd by DBM	MS 22 to OHR	MS 22 Apprvd by OHR	Interv. Quests to OHR	Interview Questions Recvd & Approved by OFP	Announ- cement Posted/ Closed	Notes
Oil Control/ Remediation	07/20/07	Geologist III/16	12/13/07			12/10/07	12/18/07	??			1/17/08*
Hazardous Waste/Regs.	07/20/07	Environmental Spec. I/12	10/31/07			11/28/07	12/18/07	?? Funding			** 1/17/08*
Recycling/ Recycling	08/10/07	Natural Resource Planner III/15	10/30/07			??		?? Funding			** 12/10/07* 12/19/07* 1/17/08*
Recycling/ Recycling	08/15/07	Administrative Aide/11	10/30/07			11/15/07	1/16/08	EDC 1/23/08			1/17/08*
Hazardous Waste/ Enforcement	08/28/07	Geologist III/18	10/31/07			12/12/07	12/18/07	?? Funding			** 1/17/08*
Land Rest/ CHS	08/28/07	Geologist III/16	10/31/07			11/16/07	11/19/07	??			1/17/08*
Oil Control/ Compliance	09/07/07	Environmental Compliance Specialist III/15	10/30/07			11/27/07	11/29/07	??			1/17/08*
Solid Waste Des. & Cert	09/18/07	PH Engineer III/17	10/30/07			11/08/07	11/19/07	11/8/07	R??		
Recycling/ Operations	10/1/07	Administrator II/17	10/30/07			EDC 1/25/08		EDC 2/22/08			****
Land Rest/ CHS	10/23/07	Geologist I/14	10/31/07			11/16/07	11/19/07	??			1/17/08*
Land Restoration/ VCP	11/01/07	Environmental Program Mgr. I/ 19	12/11/07			12/21/07	12/21/07	EDC 2/22/08			12/6/07 * 1/17/08*
Lead/Lead Enforcement	11/20/07	Environmental Compliance IV/16	12/13/07			12/10/07	12/18/07	EDC 2/17/08			1/17/08*

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Hazardous Waste/ Enforcement	11/30/07	PH Engineer II/17	EDC 1/23/08			1/3/08		1/17/08			11/28/07 *
Oil Control/ Compliance	11/30/07	Environmental Compliance Specialist II/15	12/13/07			12/6/07	12/18/07	EDC 2/17/08			1/17/08*

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WAS Vacancies that have an exception approved by DBM

Program/Division	Vacancy Date	Classification/Grade/	Exceptions to OB	Excep. To DBM	Excep. Apprvd by DBM	MS 22 to OHR	MS 22 Apprvd by OHR	Interv. Quests to OHR	Interview Questions Recvd & Approved by OFP	Annoucement Posted/ Closed	Notes
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Lead/Lead Enforcement	10/11/06	Environmental Program Mgr. 1/19	08/07/07	08/22/07	09/06/07	12/17/07	12/17/07	??			11/15/07 * 1/17/08*
Attorneys	01/16/07	Asst. Attorney General VI/22	06/04/07	06/26/07	07/18/07	??		??			Recruitment reassigned to AG Office 1/17/08*
Solid Waste	02/20/07	OS I/8	07/26/07	08/22/07	09/06/07	08/08/07	10/02/07	11/14/07	R 11/16/07 A 11/16/07	P10/22/07 C11/13/07	candidate hired, start 2/6/08
Recycling/ Ops	03/05/07	Admin. Specialist II/11	03/06/07	DNR	05/09/07	??		??			**** 1/17/08*
Solid Waste/ Construct.	04/24/07	PH Engineer III/17	08/08/07	08/22/07	09/06/07	6/12/07	7/11/07	10/13/07	R 10/15/07 A 10/16/07	P11/30/07 C12/28/07	Interviewing on 1/25/08
Solid Waste	5/09/07	OS I/8	06/20/07	07/21/07	07/30/07	08/01/07 resub. 01/14/08	08/21/07 approved 01/14/08	11/28/07	R 11/28/07 A 11/29/07	NA	*** 1/18/08 Interviews being scheduled
Land Rest/ CHS	06/25/07	Geologist Lead/18	08/28/07	08/22/07	09/06/07	09/13/07	10/01/07	12/03/07	R ??	P10/29/07 C11/16/07	1/18 HRC doesn't know status
Lead/Lead Enforcement	07/04/07	Environmental Comp. Spec. IV/ 16	08/08/07	08/22/07	09/06/07	07/25/07	07/27/07	12/03/07	R 12/04/07 A 12/05/07	P01/09/08 C02/04/08	

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