



State of Louisiana
Department of Environmental Quality



KATHLEEN BABINEAUX BLANCO
GOVERNOR

February 16, 2004

MIKE D. McDANIEL, Ph.D.
SECRETARY

CERTIFIED MAIL (7002 2030 0002 8911 9013/9020)
RETURN RECEIPT REQUESTED

NEW ORLEANS COLD STORAGE AND WAREHOUSE COMPANY LTD.

c/o Steven E. Hayes
Agent of Service
One Galleria Boulevard, Suite 1100
Metairie, Louisiana 70001

**RE: NOTICE OF CORRECTED VIOLATION
ENFORCEMENT TRACKING NO. RMPE-CV-03-0040
AGENCY INTEREST NO. 30289**

Dear Sir:

On or about August 14, 2003, an inspection of **NEW ORLEANS COLD STORAGE, ALVAR STREET FACILITY**, owned and/or operated by **NEW ORLEANS COLD STORAGE AND WAREHOUSE COMPANY LTD. (RESPONDENT)**, was performed to determine the degree of compliance with the Louisiana Environmental Quality Act (the Act) and the Air Quality Regulations. The facility is located at 3401 Alvar Street in New Orleans, Orleans Parish, Louisiana.

While the Louisiana Department of Environmental Quality (the Department) investigation is not yet complete, the following violations were noted during the course of the inspection:

- A. The Respondent failed to provide a written schedule for resolution of "open" PHA action items, in violation of 40 CFR 68.67(e) and La. R.S. 30:2057(A)(2).
- B. The Respondent failed to provide documentation for employee refresher training, in violation of 40 CFR 68.71(c) and La. R.S. 30:2057(A)(2).
- C. The Respondent failed to provide documentation for mechanical integrity inspections, in violation of 40 CFR 68.73(d)(4) and La. R.S. 30:2057(A)(2).
- D. The Respondent failed to retain the two (2) most recent compliance audits, in violation of 40 CFR 68.79(e) and La. R.S. 30:2057(A)(2).

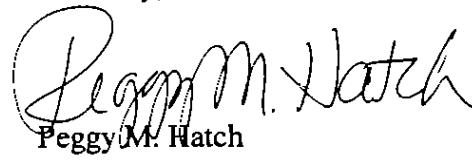
You are hereby notified that the violations described herein could subject you to enforcement procedures under Sections 30:2025, 30:2050.2, and 30:2050.3 of the Environmental Quality Act.

For each violation described herein, the Department reserves the right to seek civil penalties and the right to seek compliance with its rules and regulations in any manner allowed by law, and nothing herein shall be construed to preclude the right to seek such penalties and compliance.

However, based on information available to the Department at this time, the violations have been corrected and no further action directing compliance is contemplated for the violations described herein.

To reduce document handling time, please refer to the **Enforcement Tracking Number** and **Agency Interest Number** on the front of this document on all correspondence in response to this action.

Sincerely,

A handwritten signature in black ink that reads "Peggy M. Hatch". The signature is written in a cursive style with a large initial "P".

Peggy M. Hatch
Administrator
Enforcement Division

PMH/AED

c: New Orleans Cold Storage, Alvar St. Facility
3401 Alvar Street
New Orleans, Louisiana 70126
Attn: Gary Escoffier, President