Executive Summary – Enforcement Matter – Case No. 41446
BP Products North America Inc.
RN102535077
Docket No. 2011-0615-IWD-E

Order Type:
1660 Agreed Order
Findings Order Justification:
N/A
Media:
IWD
Small Business:
No
Location(s) Where Violation(s) Occurred:
BP Products North America, 2401 Fifth Avenue South, between 21st and 25th Streets, Texas City, Galveston County
Type of Operation:
Petroleum refinery with an associated wastewater treatment facility
Other Significant Matters:
Additional Pending Enforcement Actions: No
Past-Due Penalties: No
Other: N/A
Interested Third-Parties: None
Texas Register Publication Date: August 12, 2011
Comments Received: No

Penalty Information

Total Penalty Assessed: $15,225
Amount Deferred for Expedited Settlement: $3,045
Amount Deferred for Financial Inability to Pay: $0
Total Paid to General Revenue: $12,180
Total Due to General Revenue: $0
Payment Plan: N/A
SEP Conditional Offset: $0
Name of SEP: N/A
Compliance History Classifications:
Person/CN - Average
Site/RN - Average
Major Source: Yes
Statutory Limit Adjustment: N/A
Applicable Penalty Policy: September 2002

Executive Summary – Enforcement Matter – Case No. 41446
BP Products North America Inc.
RN102535077
Docket No. 2011-0615-IWD-E

Investigation Information

Complaint Date(s): N/A
Complaint Information: N/A
Date(s) of Investigation: March 11, 2011
Date(s) of NOE(s): March 25, 2011

Violation Information

Failed to comply with the permitted effluent limits for total residual chlorine. Specifically, the total residual chlorine monthly maximum exceeded the permit limit of 0.1 milligrams per liter ("mg/L") for the months of October 2010 (0.22 mg/L), November 2010 (0.11 mg/L), and December 2010 (0.24 mg/L) [TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and Texas Pollutant Discharge Elimination System Permit No. WQ0000443000, Effluent Limitations and Monitoring Requirements No. 1, Outfall No. 007].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Executive Director recognizes that by January 31, 2011, the Respondent has implemented the following corrective measures at the Facility:

a. Updated operational procedures and trained personnel to ensure that cooling tower blowdown will be sampled for the required parameters, and treated if necessary to ensure compliance with permitted effluent limits, prior to being discharged; and

b. Returned to compliance with all permitted effluent limits.

Technical Requirements:

N/A

Litigation Information

Date Petition(s) Filed: N/A
Date Answer(s) Filed: N/A
SOAH Referral Date: N/A
Hearing Date(s): N/A
Settlement Date: N/A

Contact Information

TCEQ Attorney: N/A
TCEQ Enforcement Coordinator: Lanae Foard, Enforcement Division, Enforcement Team 1, MC 169, (512) 239-2554; Debra Barber, Enforcement Division, MC 219, (512) 239-0412.
TCEQ SEP Coordinator: N/A
Respondent: Eric E. Bluth, HSSE and Technical Manager, BP Products North America Inc., P.O. Box 401, Texas City, Texas 77592
Respondent's Attorney: N/A

Penalty Calculation Worksheet (PCW)

Policy Revision 2 (September 2002) *PCW Revision October 30, 2008*

TCEQ

DATES					
Assigned	4-Apr-2011				
PCW	12-May-2011	Screening	8-Apr-2011	EPA Due	5-Jun-2011

RESPONDENT/FACILITY INFORMATION

Respondent	BP Products North America Inc.		
Reg. Ent. Ref. No.	RN102535077		
Facility/Site Region	12-Houston	Major/Minor Source	Major

CASE INFORMATION

Enf./Case ID No.	41446	No. of Violations	1
Docket No.	2011-0615-IWD-E	Order Type	1660
Media Program(s)	Water Quality	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Lanae Foard
		EC's Team	Enforcement Team 1

Admin. Penalty $ Limit Minimum $0 Maximum $10,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) *Subtotal 1* $2,500

ADJUSTMENTS (+/-) TO SUBTOTAL 1

Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.

Compliance History 534.0% Enhancement *Subtotals 2, 3, & 7* $13,350

Notes: Enhancement for one NOV with same/similar violations, 18 months of self-reported effluent violations, 57 NOVs with dissimilar violations, 10 orders without denial, two orders with denial, one criminal conviction, and repeat violator status; and a reduction for 32 Notices of Intent and four Disclosures of Violations.

Culpability No 0.0% Enhancement *Subtotal 4* $0

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments *Subtotal 5* $625

Economic Benefit 0.0% Enhancement* *Subtotal 6* $0

Total EB Amounts $6
Approx. Cost of Compliance $500

**Capped at the Total EB $ Amount*

SUM OF SUBTOTALS 1-7 *Final Subtotal* $15,225

OTHER FACTORS AS JUSTICE MAY REQUIRE 0.0% *Adjustment* $0

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount $15,225

STATUTORY LIMIT ADJUSTMENT *Final Assessed Penalty* $15,225

DEFERRAL 20.0% Reduction *Adjustment* -$3,045

Reduces the Final Assessed Penalty by the indicted percentage. *(Enter number only; e.g. 20 for 20% reduction.)*

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY $12,180

Screening Date 8-Apr-2011 **Docket No.** 2011-0615-IWD-E **PCW**

Respondent BP Products North America Inc.

Policy Revision 2 (September 2002)

Case ID No. 41446

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN102535077

Media [Statute] Water Quality

Enf. Coordinator Lanae Foard

Compliance History Worksheet

>> Compliance History *Site* Enhancement (Subtotal 2)

Component	Number of...	*Enter Number Here*	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (*number of NOVs meeting criteria*)	19	95%
	Other written NOVs	57	114%
Orders	Any agreed final enforcement orders containing a denial of liability (*number of orders meeting criteria*)	2	40%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	10	250%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (*number of judgements or consent decrees meeting criteria*)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (*number of counts*)	1	50%
Emissions	Chronic excessive emissions events (*number of events*)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 *(number of audits for which notices were submitted)*	32	-32%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (*number of audits for which violations were disclosed*)	4	-8%

		Please Enter Yes or No	
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 509%

>> Repeat Violator (Subtotal 3)

Yes

Adjustment Percentage (Subtotal 3) 25%

>> Compliance History Person Classification (Subtotal 7)

Average Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for one NOV with same/similar violations, 18 months of self-reported effluent violations, 57 NOVs with dissimilar violations, 10 orders without denial, two orders with denial, one criminal conviction, and repeat violator status; and a reduction for 32 Notices of Intent and four Disclosures of Violations.

Total Adjustment Percentage (Subtotals 2, 3, & 7) 534%

Screening Date 8-Apr-2011 **Docket No.** 2011-0615-IWD-E **PCW**

Respondent BP Products North America Inc.

Policy Revision 2 (September 2002)

Case ID No. 41446

PCW Revision October 30, 2008

Reg. Ent. Reference No. RN102535077

Media [Statute] Water Quality

Enf. Coordinator Lanae Foard

Violation Number 1

Rule Cite(s) Tex. Water Code § 26.121(a)(1), 30 Tex. Admin. Code § 305.125(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0000443000, Effluent Limitations and Monitoring Requirements No. 1, Outfall No. 007

Violation Description Failed to comply with the permitted effluent limit for total residual chlorine, as documented during a record review conducted on March 11, 2011. Specifically, the total residual chlorine monthly maximum exceeded the permit limit of 0.1 milligrams per liter ("mg/L") for the months of October 2010 (0.22 mg/L), November 2010 (0.11 mg/L), and December 2010 (0.24 mg/L).

Base Penalty $10,000

>> Environmental, Property and Human Health Matrix

OR

Release	Harm: Major	Moderate	Minor
Actual			x
Potential			

Percent 25%

>>Programmatic Matrix

Falsification	Major	Moderate	Minor

Percent 0%

Matrix Notes: Human health or the environment has been exposed to insignificant amounts of pollutants which do not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment $7,500

$2,500

Violation Events

Number of Violation Events 1 | 92 Number of violation days

mark only one with an x

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty $2,500

One quarterly event is recommended.

Good Faith Efforts to Comply

25.0% Reduction $625

	Before NOV	NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		(mark with x)

Notes: The Respondent achieved compliance by January 31, 2011.

Violation Subtotal $1,875

Economic Benefit (EB) for this violation

Estimated EB Amount $6

Statutory Limit Test

Violation Final Penalty Total $15,225

This violation Final Assessed Penalty (adjusted for limits) $15,225

Economic Benefit Worksheet

Respondent BP Products North America Inc.
Case ID No. 41446
Reg. Ent. Reference No. RN102535077
Media Water Quality
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Onetime Costs	EB Amount
	No commas or $						
Delayed Costs							
Equipment				0.00	$0	$0	$0
Buildings				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0
Engineering/construction				0.00	$0	$0	$0
Land				0.00	$0	n/a	$0
Record Keeping System				0.00	$0	n/a	$0
Training/Sampling	$500	31-Oct-2010	31-Jan-2011	0.25	$6	n/a	$6
Remediation/Disposal				0.00	$0	n/a	$0
Permit Costs				0.00	$0	n/a	$0
Other (as needed)				0.00	$0	n/a	$0

Notes for DELAYED costs: Estimated cost to update operational procedures and train personnel to ensure that cooling tower blowdown will be sampled for the required parameters, and treated if necessary to ensure compliance with permitted effluent limits, prior to being discharged. Date required is the initial date of noncompliance. Final date is the date of compliance.

Avoided Costs — ANNUALIZE [1] avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	$0	$0	$0
Personnel				0.00	$0	$0	$0
Inspection/Reporting/Sampling				0.00	$0	$0	$0
Supplies/equipment				0.00	$0	$0	$0
Financial Assurance [2]				0.00	$0	$0	$0
ONE-TIME avoided costs [3]				0.00	$0	$0	$0
Other (as needed)				0.00	$0	$0	$0

Notes for AVOIDED costs:

Approx. Cost of Compliance $500

TOTAL $6

Compliance History

Customer/Respondent/Owner-Operator:	CN600866800	BP Products North America Inc.	Classification: AVERAGE	Rating: 5.67
Regulated Entity:	RN102535077	BP PRODUCTS NORTH AMERICA	Classification: AVERAGE	Site Rating: 9.97

ID Number(s):	POLLUTION PREVENTION PLANNING	ID NUMBER	P00032
	INDUSTRIAL AND HAZARDOUS WASTE	EPA ID	TXD008080533
	INDUSTRIAL AND HAZARDOUS WASTE	SOLID WASTE REGISTRATION # (SWR)	30139
	INDUSTRIAL AND HAZARDOUS WASTE	PERMIT	50255
	AIR NEW SOURCE PERMITS	REGISTRATION	93742
	AIR NEW SOURCE PERMITS	REGISTRATION	93574
	AIR NEW SOURCE PERMITS	REGISTRATION	93697
	AIR NEW SOURCE PERMITS	REGISTRATION	93532
	AIR NEW SOURCE PERMITS	REGISTRATION	94424
	AIR NEW SOURCE PERMITS	REGISTRATION	94729
	AIR NEW SOURCE PERMITS	REGISTRATION	92956
	AIR NEW SOURCE PERMITS	REGISTRATION	92671
	AIR NEW SOURCE PERMITS	REGISTRATION	92587
	AIR NEW SOURCE PERMITS	REGISTRATION	92273
	AIR NEW SOURCE PERMITS	REGISTRATION	92585
	AIR NEW SOURCE PERMITS	REGISTRATION	92586
	AIR NEW SOURCE PERMITS	REGISTRATION	92692
	AIR NEW SOURCE PERMITS	PERMIT	1940
	AIR NEW SOURCE PERMITS	PERMIT	2231
	AIR NEW SOURCE PERMITS	PERMIT	2315
	AIR NEW SOURCE PERMITS	PERMIT	2529
	AIR NEW SOURCE PERMITS	PERMIT	2608
	AIR NEW SOURCE PERMITS	PERMIT	2612
	AIR NEW SOURCE PERMITS	PERMIT	2938
	AIR NEW SOURCE PERMITS	PERMIT	3758
	AIR NEW SOURCE PERMITS	PERMIT	4714
	AIR NEW SOURCE PERMITS	PERMIT	6488
	AIR NEW SOURCE PERMITS	PERMIT	6592
	AIR NEW SOURCE PERMITS	PERMIT	6600
	AIR NEW SOURCE PERMITS	PERMIT	7085
	AIR NEW SOURCE PERMITS	PERMIT	9606
	AIR NEW SOURCE PERMITS	REGISTRATION	10060
	AIR NEW SOURCE PERMITS	REGISTRATION	10129

AIR NEW SOURCE PERMITS	REGISTRATION	10156
AIR NEW SOURCE PERMITS	REGISTRATION	10212
AIR NEW SOURCE PERMITS	REGISTRATION	10597
AIR NEW SOURCE PERMITS	REGISTRATION	11173
AIR NEW SOURCE PERMITS	REGISTRATION	11175
AIR NEW SOURCE PERMITS	REGISTRATION	11176
AIR NEW SOURCE PERMITS	REGISTRATION	11787
AIR NEW SOURCE PERMITS	REGISTRATION	15271
AIR NEW SOURCE PERMITS	PERMIT	18506
AIR NEW SOURCE PERMITS	PERMIT	19599
AIR NEW SOURCE PERMITS	PERMIT	22107
AIR NEW SOURCE PERMITS	REGISTRATION	24608
AIR NEW SOURCE PERMITS	PERMIT	46052
AIR NEW SOURCE PERMITS	REGISTRATION	46725
AIR NEW SOURCE PERMITS	PERMIT	47256
AIR NEW SOURCE PERMITS	REGISTRATION	47696
AIR NEW SOURCE PERMITS	REGISTRATION	47956
AIR NEW SOURCE PERMITS	REGISTRATION	47954
AIR NEW SOURCE PERMITS	REGISTRATION	48412
AIR NEW SOURCE PERMITS	REGISTRATION	49771
AIR NEW SOURCE PERMITS	ACCOUNT NUMBER	GB0004L
AIR NEW SOURCE PERMITS	REGISTRATION	51875
AIR NEW SOURCE PERMITS	REGISTRATION	75507
AIR NEW SOURCE PERMITS	AFS NUM	4816700001
AIR NEW SOURCE PERMITS	REGISTRATION	56657
AIR NEW SOURCE PERMITS	REGISTRATION	71839
AIR NEW SOURCE PERMITS	REGISTRATION	54721
AIR NEW SOURCE PERMITS	REGISTRATION	87463
AIR NEW SOURCE PERMITS	EPA ID	PSDTX402
AIR NEW SOURCE PERMITS	REGISTRATION	76550
AIR NEW SOURCE PERMITS	REGISTRATION	78120
AIR NEW SOURCE PERMITS	REGISTRATION	81516
AIR NEW SOURCE PERMITS	REGISTRATION	81757
AIR NEW SOURCE PERMITS	REGISTRATION	82308
AIR NEW SOURCE PERMITS	REGISTRATION	94345
AIR NEW SOURCE PERMITS	REGISTRATION	87193
AIR NEW SOURCE PERMITS	REGISTRATION	87883
AIR NEW SOURCE PERMITS	REGISTRATION	84396

AIR NEW SOURCE PERMITS	REGISTRATION	84567
AIR NEW SOURCE PERMITS	REGISTRATION	88697
AIR NEW SOURCE PERMITS	REGISTRATION	85681
AIR NEW SOURCE PERMITS	REGISTRATION	88241
AIR NEW SOURCE PERMITS	REGISTRATION	91246
AIR NEW SOURCE PERMITS	REGISTRATION	95036
AIR NEW SOURCE PERMITS	REGISTRATION	89982
AIR NEW SOURCE PERMITS	REGISTRATION	87825
AIR NEW SOURCE PERMITS	REGISTRATION	86558
AIR NEW SOURCE PERMITS	REGISTRATION	95591
AIR NEW SOURCE PERMITS	REGISTRATION	84658
AIR NEW SOURCE PERMITS	REGISTRATION	85670
AIR NEW SOURCE PERMITS	REGISTRATION	83759
AIR NEW SOURCE PERMITS	REGISTRATION	84454
AIR NEW SOURCE PERMITS	REGISTRATION	86677
AIR NEW SOURCE PERMITS	REGISTRATION	83422
AIR NEW SOURCE PERMITS	REGISTRATION	87823
AIR NEW SOURCE PERMITS	REGISTRATION	83424
AIR NEW SOURCE PERMITS	REGISTRATION	83941
AIR NEW SOURCE PERMITS	REGISTRATION	91253
AIR NEW SOURCE PERMITS	REGISTRATION	87296
AIR NEW SOURCE PERMITS	REGISTRATION	92953
UNDERGROUND INJECTION CONTROL	PERMIT	WDW080
UNDERGROUND INJECTION CONTROL	PERMIT	WDW127
UNDERGROUND INJECTION CONTROL	PERMIT	WDW128
UNDERGROUND INJECTION CONTROL	PERMIT	WDW214
UNDERGROUND INJECTION CONTROL	PERMIT	WDW215
WASTE WATER GENERAL PERMIT	PERMIT	TXG670029
AIR OPERATING PERMITS	PERMIT	2657
AIR OPERATING PERMITS	ACCOUNT NUMBER	GB0004L
AIR OPERATING PERMITS	PERMIT	1541
AIR OPERATING PERMITS	PERMIT	2328
WASTEWATER	PERMIT	WQ0000443000
WASTEWATER	EPA ID	TX0003522
IHW CORRECTIVE ACTION	SOLID WASTE REGISTRATION # (SWR)	30139
AIR EMISSIONS INVENTORY	ACCOUNT NUMBER	GB0004L

Location: 2401 FIFTH AVENUE SOUTH BETWEEN 21ST AND 25TH STREETS, TEXAS CITY, GALVESTON COUNTY, TEXAS

TCEQ Region: REGION 12 - HOUSTON

Date Compliance History Prepared: May 13, 2011

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: May 13, 2006 to May 13, 2011

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History

Name: Lanae Foard Phone: (512) 239-2554

Site Compliance History Components

1. Has the site been in existence and/or operation for the full five year compliance period? Yes
2. Has there been a (known) change in ownership/operator of the site during the compliance period? Yes
3. If Yes, who is the current owner/operator?

	OWNOPR	BP Products North America Inc
	OWNOPR	BP Amoco Texas City Business Unit
	OWNOPR	BP Pipelines (North America) Inc.

4. If Yes, who was/were the prior owner(s)/operator(s)? OPR BP Amoco Chemical Company
5. When did the change(s) in owner or operator occur? 06/19/2007 OPR BP Amoco Chemical Company
6. Rating Date: 9/1/2010 Repeat Violator: YES

Components (Multimedia) for the Site :

A. Final Enforcement Orders, court judgments, and consent decrees of the State of Texas and the federal government.

Effective Date: 06/15/2006 ADMINORDER 2005-0224-AIR-E

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: TCEQ Air Permit #8810, SC1 PERMIT
Description: Failed to comply with permitted emissions limits for Flare 381, SRU Incinerator Stack 384, and Flare 383.

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: General Conditions F and G PERMIT
No.18707, Special Condition #1 PERMIT
Description: Failed to comply with permitted emission limits for the Fluid Catalytic Cracking Unit (EPN 334).

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: General Conditions F and G PERMIT
TCEQ Air Permit No.18707, SC #1 PERMIT
Description: Failed to comply with permitted emission limits for the Fluid Catalytic Cracking Unit (EPN 321).

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: 20982 Special Condition 1 PERMIT
General Condition G PERMIT
Description: Failed to comply with permitted emission limits for the Coker Resid De-Asphalting Unit and Cooling Tower (EPN 412).

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: General Conditions F and G and SC 1 PERMIT

Description: Failed to comply with permitted emission limits for Flare # 3 (EPN F-200) in the Ultracracker Unit.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 111, SubChapter A 111.111(a)(1)(C)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: 8810 Special Condition 1 PERMIT
General Conditions F and G PERMIT

Description: Failed to comply with permitted emission limits for the SRU (EPN 384).

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 111, SubChapter A 111.111(a)(1)(C)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: 8810 Special Condition 1 PERMIT

General Conditions F and G PERMIT

Description: Failed to comply with permitted emission limits for the SRU (EPN 384).

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 111, SubChapter A 111.111(a)(1)(C)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: 8810 Special Condition 1 PERMIT
General Conditions F and G PERMIT

Description: Failed to comply with permitted emission limits for the SRU (EPN 384).

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 111, SubChapter A 111.111(a)(1)(C)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: 8810 Special Condition 1 PERMIT
General Conditions F and G PERMIT

Description: Failed to comply with permitted emission limits for the SRU (EPN 384).

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Air Permit No. 8810, SC #1, PERMIT
General Conditions F and G PERMIT

Description: Failed to comply with permitted emission limits for the RHU 200 Reactor Train (EPN 501).

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: 2612 Special Condition #1 PERMIT
General Condition F PERMIT

Description: Failed to comply with permitted emission limits for the Aromatics Recovery Unit 2 (EPN 611).

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: General Conditions F and G PERMIT
No. 8810 Special Condition #1, PERMIT

Description: Failed to comply with permitted emission limits for the RHU 200 Reactor Train (EPN 501).

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: General Conditions F and G PERMIT
No. 8810 Special Condition #1, PERMIT

Description: Failed to comply with permitted emission limits for the RHU 200 Reactor Train (EPN 501).

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: General Conditions F and G PERMIT

Description: Failed to comply with permitted emission limits for the 400 Reactor Train (EPN 501].

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
30 TAC Chapter 101, SubChapter F 101.201(a)(2)(G)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: BP Products failed to notify the TCEQ within 24 hours of an emissions event.

Classification: Major
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: General Conditions F and G PERMIT
TCEQ Air Permit No. 8810, SC No. 1 PERMIT

Description: Failed to comply with permitted emission limits for the RHU 300 Reactor Train (EPN 501).

Classification: Major
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: General Conditions F and G PERMIT
Special Condition No. 1 PERMIT

Description: Failed to comply with permitted emission limits for the Ultracracker Flare (EPN 351) and the Ultraformer Unit (EPN F-160).

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: TCEQ Permit No. 8810, SC #1 PERMIT

Description: Failed to comply with permitted emissions limits for the CFH/RHU Flare.

Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.211(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to timely submit the final notification for a shutdown event.

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: No. 8810 and PSD-TX-402M2, S.C. No. 1 PERMIT

Description: Failed to comply with permitted emissions limits for the CFH/RHU Flare.

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: No. 8810, Special Condition No. 1 PERMIT

Description: Failed to comply with permitted emissions limits for the CPR II Flare.

Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
30 TAC Chapter 101, SubChapter F 101.201(b)(8)

5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to submit a complete emissions event report for an emissions event that occurred on September 25, 2004.

Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(8)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to properly report an emissions event that occurred on February 8, 2003.

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: No. 8810, Special Provision No. 1 PERMIT

Description: Failed to comply with permitted emissions limits for the CRP II Flare.

Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.142(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Compliance Plan and Schedule OP

Description: Failed to perform an applicability determination and compliance review.

Classification: Major
Citation: 30 TAC Chapter 122, SubChapter B 122.142(a)
30 TAC Chapter 122, SubChapter B 122.143(4)

5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Compliance Plan and Schedule OP

Description: Failure to install monitoring equipment or obtain an alternate means of compliance.

Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)(A)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: General Terms and Conditions OP

Description: Failed to submit a complete semiannual deviation report.

Effective Date: 07/22/2006 ADMINORDER 2005-1027-AIR-E

Classification: Moderate
Citation: 5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to prevent the emission of unauthorized air contaminants during Incident No. 20972.

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: No. 8810, Special Condition No. 1 PERMIT

Description: Failed to maintain emission rates of sulfur dioxide (SO2) and nitrogen oxides (NOx) below the Maximum Allowable Emission Rates (MAER; 0.2 pounds per hour (lbs/hr) for SO2, 0.8 lbs/hr for NOx) during Incident No. 48135.

Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to determine if an emissions event was reportable, and failed to submit the initial emissions event report, within 24 hours after discovery (Incident No. 48847).

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: No. 8810, Special Condition No. 1 PERMIT

Description: Failed to maintain emission rates of SO2 below the Maximum Allowable Emission Rates (MAER; 0.2 lbs/hr) during Incident No. 48847.

Effective Date: 08/28/2006 ADMINORDER 2006-0196-AIR-E

Classification: Moderate
Citation: 5C THC Chapter 382, SubChapter A 382.085(b)

Description: Allowed unauthorized emissions.

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: No. 47256, Special Condition No. 1 PERMIT

Description: Failed to comply with permitted emissions limits.

Classification: Major
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: NSR Permit #47256, SC #1 PA
Special Condition 15 PERMIT

Description: Failed to comply with permitted emissions limits

Classification: Major
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: NSR Permit #47256, Special Condition #1 PA
Special Condition 15 PERMIT

Description: Failed to comply with permitted emissions limits.

Effective Date: 09/21/2006 ADMINORDER 2006-0262-AIR-E

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: 8810 & PSD-TX-402M2, Special Condition 1 PERMIT

Description: Failed to comply with permitted emissions limits.

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter B 116.116(b)(1)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: 19599, Special Condition No. 1 PERMIT

Description: Failed to comply with permitted emissions representations.

Effective Date: 09/21/2006 ADMINORDER 2006-0310-AIR-E

Classification: Moderate
Citation: 5C THC Chapter 382, SubChapter A 382.085(a)

Description: BP Products allowed unauthorized emissions

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: Flexible Permit #47256, SC#1 PERMIT

Description: BP Products failed to comply with permitted emissions limits

Effective Date: 10/19/2006 ADMINORDER 2006-0400-AIR-E

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: TCEQ Air Permit No. 6488, SC2 PERMIT

Description: failed to comply with permitted emissions limits. Specifically, the emissions limit for VOCs is 1.5 lbs/hr, and beginning September 8, 2003, the cooling tower (EPN 422) emitted 69,063 pounds of VOCs over a 702 hour period.

Effective Date: 11/18/2006 ADMINORDER 2006-0557-AIR-E

Classification: Moderate
Citation: 5C THC Chapter 382, SubChapter A 382.085(a)

Description: Failed to control unauthorized emissions during an excessive emissions event which began on September 9, 2004 in the Power Station No. 2 Unit.

Effective Date: 12/02/2006 ADMINORDER 2006-0099-AIR-E

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.110(a)
5C THC Chapter 382, SubChapter A 382.0518(a)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Allowed unauthorized emissions.

Effective Date: 05/11/2007 ADMINORDER 2005-1839-AIR-E

Classification: Moderate
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(A)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)
Rqmt Prov: Spec. Cond No. 1 PERMIT
Spec. Cond. No. 1 PERMIT

Description: Failed to prevent the unauthorized release of air contaminants into the atmosphere, and failed to maintain opacity at 30% averaged over a six-minute period.

Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 115, SubChapter D 115.352(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to equip an open-ended line with a cap, blind flange, plug, or a second valve.

Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.116(a)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to prevent the unauthorized release of air contaminants into the atmosphere.

Effective Date: 07/09/2009 ADMINORDER 2007-1919-IHW-E

Classification: Major
Citation: 30 TAC Chapter 335, SubChapter A 335.2(b)
30 TAC Chapter 335, SubChapter O 335.431(c)(1)
40 CFR Chapter 268, SubChapter I, PT 268, SubPT A 268.9(c)
40 CFR Chapter 268, SubChapter I, PT 268, SubPT D 268.40(e)
Rqmt Prov: II.A.7. PERMIT

Description: Failure to prevent the land disposal of characteristically hazardous waste not meeting applicable treatment standards at two unauthorized facilities.

Classification: Moderate
Citation: 30 TAC Chapter 335, SubChapter O 335.431(c)(1)

40 CFR Chapter 268, SubChapter I, PT 268, SubPT A 268.7(a)(2)
Rqmt Prov: II.A.7. PERMIT

Description: Failure to provide land disposal restriction notices to the land treatment facility and landfill along with the initial shipments of hazardous amine reclaimer bottoms to those facilities.

Classification: Moderate
Citation: 30 TAC Chapter 335, SubChapter A 335.6(c)
Rqmt Prov: II.C.1.h. PERMIT

Description: Failure to maintain an up-to-date Notice of Registration.

Classification: Moderate
Citation: 30 TAC Chapter 335, SubChapter A 335.9(a)(2)
Rqmt Prov: II.C.1.h. PERMIT

Description: Failure to report the amount of hazardous amine reclaimer bottoms generated in Calendar Years 2004 and 2006.

Classification: Moderate
Citation: 30 TAC Chapter 335, SubChapter A 335.10(c)
40 CFR Chapter 262, SubChapter I, PT 262, SubPT B 262.20(a)(1)
Rqmt Prov: II.C.1.h. PERMIT

Description: Failure to correctly complete uniform hazardous waste manifests for nine shipments of hazardous waste to Gulf West Landfill Texas.

Classification: Moderate
Citation: 30 TAC Chapter 335, SubChapter C 335.62
30 TAC Chapter 335, SubChapter R 335.504
40 CFR Chapter 262, SubChapter I, PT 262, SubPT A 262.11

Description: Failure to make a complete and correct hazardous waste determination for amine reclaimer bottoms.

Effective Date: 07/20/2009 ADMINORDER 2008-1398-IHW-E

Classification: Major
Citation: 30 TAC Chapter 335, SubChapter A 335.2(b)

Description: The facility failed to prevent an unauthorized shipment of hazardous waste stream 9022603H, EPA Code F038, stored in a vacuum box VB 1029, to the nonhazardous waste facility, Coastal Plains Landfill, Alvin, Texas.

Effective Date: 05/08/2011 ADMINORDER 2010-1527-IWD-E

Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: Eff. Lim. and Mon. Req. No. 1 PERMIT

Description: failed to prevent the unauthorized discharge of a nonpermitted wastewater source through Outfall 005 and failed to comply with permitted effluent limits

Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: Effluent Lim. and Mon. Req. No. 1 PERMIT

Description: failed to comply with permitted effluent limits for Outfall Nos. 001, 005 and 006

Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
Rqmt Prov: Permit Conditions No. 2.g PERMIT

Description: Failure to prevent the unauthorized discharge of industrial waste into or adjacent to water in the state. During an investigation conducted on March 17, 2010, and March 24, 2010, TCEQ staff documented that on January 27, 2010, a leak in the biosludge pipeline discharged approximately 750 gallons of nonhazardous biosludge into Borrow Ditch.

B. Any criminal convictions of the state of Texas and the federal government.

Conviction Date: 3/12/2009 12:00:00AM Type of Action: COURTORDER

Classification: Major
Rqmt Prov:
Citation: 42 USC Chapter 85 Subchapter I 85.7413(c)(1)

Description: The charges where based on the catastrophic explosion that occurred on March 23, 2005 at the Texas City refinery, which resulted in the death of fifteen contract workers and injuries of over 170 others. BP admitted from 1999 up until the morning of March 23, 2005, several procedures required by the Clean Air Act for ensuring the mechanical integrity and a safe startup had either not been established or were being ignored.

C. Chronic excessive emissions events.

N/A

D. The approval dates of investigations. (CCEDS Inv. Track. No.)

1 05/18/2006 (264757)

2 05/18/2006 (264800)

3 08/15/2006 (281937)

4 05/05/2006 (345041)

5 05/17/2006 (400694)

6 02/22/2007 (431850)

7 02/14/2007 (434925)

8	07/07/2006	(437544)
9	01/31/2007	(457489)
10	05/12/2006	(463181)
11	05/12/2006	(463184)
12	05/12/2006	(463185)
13	08/25/2006	(463821)
14	06/28/2006	(464246)
15	07/07/2006	(464259)
16	05/31/2006	(464272)
17	05/16/2006	(465072)
18	05/16/2006	(465202)
19	05/16/2006	(465220)
20	07/07/2006	(467173)
21	07/18/2006	(467291)
22	06/22/2007	(467312)
23	05/31/2006	(480291)
24	06/16/2006	(480900)
25	07/19/2006	(480929)
26	09/01/2006	(481204)
27	06/15/2006	(481429)
28	06/30/2006	(481539)
29	08/18/2006	(482275)
30	07/27/2006	(483807)
31	07/20/2006	(486378)
32	07/20/2006	(486387)
33	07/20/2006	(486394)
34	08/25/2006	(488981)
35	08/31/2006	(497518)
36	08/31/2006	(497522)
37	08/31/2006	(497527)

38 05/15/2006 (498015)

39 06/19/2006 (498016)

40 02/09/2007 (509890)

41 09/05/2006 (509936)

42 08/27/2006 (510161)

43 02/22/2007 (512189)

44 02/22/2007 (512275)

45 09/25/2006 (512306)

46 02/22/2007 (512341)

47 02/22/2007 (512368)

48 07/12/2007 (512520)

49 09/28/2006 (512567)

50 02/22/2007 (512649)

51 01/31/2007 (513272)

52 12/08/2006 (517101)

53 11/15/2006 (517680)

54 11/21/2006 (518972)

55 11/21/2006 (518980)

56 11/21/2006 (518985)

57 08/21/2006 (520031)

58 09/15/2006 (520032)

59 09/21/2006 (530965)

60 01/05/2007 (531855)

61 08/27/2007 (532445)

62 12/19/2006 (532956)

63 01/16/2007 (534109)

64 01/26/2007 (534737)

65 03/15/2007 (535022)

66 06/22/2007 (539374)

67 03/28/2007 (540156)

68	03/12/2007	(540407)
69	03/12/2007	(540416)
70	03/12/2007	(540503)
71	04/16/2007	(542550)
72	05/03/2007	(542590)
73	04/10/2007	(542873)
74	03/29/2007	(542920)
75	04/12/2007	(543042)
76	04/25/2007	(543054)
77	04/25/2007	(543058)
78	08/29/2007	(543546)
79	10/24/2006	(544278)
80	11/21/2006	(544279)
81	12/19/2006	(544280)
82	01/22/2007	(544281)
83	04/04/2007	(555509)
84	04/30/2007	(555878)
85	04/20/2007	(556064)
86	05/30/2007	(556477)
87	06/26/2007	(558937)
88	05/14/2007	(559594)
89	05/31/2007	(560748)
90	05/31/2007	(560801)
91	05/31/2007	(561276)
92	08/22/2007	(561466)
93	06/27/2007	(561521)
94	10/03/2007	(564678)
95	10/03/2007	(564748)
96	07/27/2007	(565839)
97	10/19/2007	(566489)

98	10/19/2007	(566868)
99	08/06/2007	(568015)
100	08/27/2007	(568067)
101	10/05/2007	(568241)
102	08/14/2007	(571495)
103	09/07/2007	(573536)
104	09/14/2007	(573872)
105	10/05/2007	(574185)
106	05/07/2007	(574930)
107	03/19/2007	(574931)
108	04/16/2007	(574932)
109	05/18/2007	(574933)
110	06/20/2007	(574934)
111	04/12/2007	(574935)
112	11/15/2007	(593887)
113	10/25/2007	(594097)
114	11/16/2007	(594283)
115	10/23/2007	(595678)
116	10/11/2007	(595853)
117	10/16/2007	(596020)
118	10/24/2007	(596361)
119	10/24/2007	(597474)
120	11/16/2007	(598008)
121	11/01/2007	(599071)
122	11/01/2007	(599075)
123	11/01/2007	(599076)
124	11/06/2007	(599895)
125	11/06/2007	(599985)
126	11/19/2007	(600420)
127	11/14/2007	(600505)

128	01/18/2008	(601145)
129	08/21/2007	(601492)
130	09/20/2007	(601493)
131	11/19/2007	(608773)
132	11/30/2007	(608834)
133	12/07/2007	(609280)
134	01/04/2008	(609291)
135	01/23/2008	(609396)
136	01/25/2008	(609655)
137	04/24/2008	(610067)
138	12/20/2007	(610597)
139	08/30/2008	(610610)
140	01/04/2008	(610827)
141	01/24/2008	(612090)
142	06/04/2008	(612170)
143	02/11/2008	(612306)
144	01/28/2008	(612767)
145	12/21/2007	(612894)
146	01/23/2008	(612932)
147	01/03/2008	(612953)
148	01/03/2008	(613255)
149	05/07/2009	(613715)
150	01/23/2008	(613789)
151	01/23/2008	(613792)
152	01/25/2008	(615812)
153	03/13/2008	(616996)
154	02/14/2008	(616998)
155	02/15/2008	(617082)
156	10/23/2007	(619401)
157	11/19/2007	(619402)

158	12/17/2007	(619403)
159	01/17/2008	(619404)
160	04/04/2008	(636235)
161	04/04/2008	(636332)
162	03/04/2008	(636480)
163	08/29/2008	(636755)
164	11/19/2008	(640220)
165	04/29/2008	(640424)
166	04/29/2008	(640429)
167	04/29/2008	(640435)
168	05/16/2008	(641377)
169	06/18/2008	(646534)
170	07/17/2008	(646655)
171	06/04/2008	(653423)
172	05/21/2008	(654255)
173	06/19/2008	(670897)
174	05/20/2008	(671335)
175	06/27/2008	(671461)
176	02/20/2008	(671906)
177	03/15/2008	(671907)
178	04/15/2008	(671908)
179	04/15/2008	(671909)
180	09/12/2006	(680415)
181	07/02/2008	(680463)
182	08/27/2008	(681483)
183	06/20/2008	(682345)
184	07/02/2008	(683124)
185	07/17/2008	(683313)
186	07/25/2008	(683807)
187	02/26/2009	(684626)

188 07/10/2008 (684674)

189 10/31/2008 (684689)

190 12/05/2008 (684893)

191 07/17/2008 (684942)

192 07/11/2008 (685538)

193 07/23/2008 (685661)

194 07/16/2008 (686166)

195 07/18/2008 (686361)

196 07/25/2008 (686908)

197 08/11/2008 (687364)

198 11/21/2008 (687722)

199 08/19/2008 (688028)

200 11/03/2008 (688276)

201 08/26/2008 (688278)

202 12/16/2008 (689079)

203 12/16/2008 (689305)

204 12/16/2008 (689327)

205 05/12/2008 (689828)

206 06/19/2008 (689829)

207 10/03/2008 (700091)

208 11/03/2008 (700256)

209 11/07/2008 (700788)

210 08/26/2008 (700873)

211 03/16/2009 (700942)

212 11/03/2008 (701072)

213 01/16/2009 (702015)

214 02/03/2009 (702626)

215 10/14/2008 (703860)

216 10/14/2008 (703862)

217 10/14/2008 (703863)

218 11/17/2008 (704101)

219 11/21/2008 (706756)

220 12/12/2008 (707738)

221 12/05/2008 (708111)

222 12/18/2008 (708373)

223 07/23/2010 (708695)

224 07/23/2010 (708933)

225 12/19/2008 (709251)

226 02/23/2010 (709403)

227 12/19/2008 (709511)

228 02/23/2010 (709636)

229 02/23/2010 (709703)

230 02/18/2009 (709757)

231 12/22/2008 (710020)

232 08/13/2008 (710588)

233 09/19/2008 (710589)

234 10/15/2008 (710590)

235 10/15/2008 (710591)

236 01/21/2009 (721233)

237 01/06/2009 (721738)

238 01/23/2009 (723203)

239 02/27/2009 (723791)

240 01/30/2009 (723946)

241 02/27/2009 (724140)

242 02/27/2009 (724141)

243 01/30/2009 (724408)

244 01/28/2009 (724615)

245 02/11/2009 (725022)

246 02/19/2009 (725121)

247 03/12/2009 (725243)

248 04/29/2008 (725873)

249 02/24/2009 (726203)

250 02/24/2009 (726206)

251 02/24/2009 (726207)

252 03/05/2009 (726767)

253 03/20/2009 (726945)

254 02/20/2009 (727119)

255 11/14/2008 (727383)

256 04/15/2009 (736930)

257 04/14/2009 (737526)

258 03/18/2009 (737936)

259 04/17/2009 (738140)

260 04/02/2009 (738251)

261 05/08/2009 (738259)

262 04/15/2009 (738357)

263 03/24/2009 (738758)

264 05/05/2009 (738971)

265 07/03/2009 (739150)

266 05/05/2009 (739961)

267 05/08/2009 (740305)

268 05/08/2009 (741081)

269 04/14/2009 (741104)

270 06/01/2009 (741112)

271 04/21/2009 (741207)

272 05/05/2009 (741209)

273 04/14/2009 (741243)

274 04/21/2009 (741316)

275 04/17/2009 (741327)

276 05/05/2009 (741423)

277 04/08/2009 (741515)

278 05/08/2009 (741981)

279	09/17/2009	(742407)
280	05/05/2009	(742643)
281	05/05/2009	(742760)
282	06/18/2009	(742853)
283	05/18/2009	(742895)
284	05/18/2009	(742900)
285	05/18/2009	(742907)
286	09/16/2009	(743533)
287	05/14/2009	(743562)
288	06/26/2009	(743877)
289	05/08/2009	(744730)
290	06/01/2009	(746349)
291	06/08/2009	(747736)
292	08/06/2009	(748478)
293	07/01/2009	(748999)
294	06/18/2009	(749421)
295	06/18/2009	(749466)
296	06/18/2009	(749491)
297	02/19/2009	(750120)
298	03/18/2009	(750121)
299	04/20/2009	(750122)
300	04/20/2009	(750123)
301	12/18/2008	(750124)
302	12/02/2009	(759633)
303	07/24/2009	(759714)
304	07/17/2009	(761711)
305	07/24/2009	(761766)
306	07/20/2009	(762272)
307	08/17/2009	(762557)
308	08/07/2009	(762640)

309	07/20/2009	(762648)
310	12/04/2009	(763685)
311	07/27/2009	(763751)
312	09/23/2009	(764894)
313	01/22/2010	(764897)
314	12/04/2009	(765324)
315	12/22/2009	(765581)
316	10/25/2007	(766008)
317	10/14/2009	(766930)
318	10/15/2009	(767921)
319	05/20/2009	(768261)
320	10/23/2009	(774941)
321	11/16/2009	(775114)
322	01/13/2010	(776415)
323	10/05/2009	(776496)
324	09/28/2009	(777119)
325	02/24/2009	(777393)
326	02/16/2009	(777401)
327	10/14/2009	(777800)
328	10/02/2009	(778079)
329	10/26/2009	(779071)
330	11/05/2009	(779383)
331	11/18/2009	(780596)
332	11/18/2009	(780912)
333	01/08/2010	(781500)
334	02/03/2010	(783399)
335	12/16/2009	(784455)
336	12/11/2009	(784532)
337	02/03/2010	(784615)
338	04/23/2010	(785320)

339 03/25/2010 (786768)

340 01/19/2010 (786935)

341 02/08/2010 (788206)

342 02/05/2010 (788221)

343 03/01/2010 (789943)

344 08/06/2010 (790164)

345 02/25/2010 (790571)

346 04/07/2010 (791599)

347 04/07/2010 (791609)

348 04/07/2010 (791617)

349 04/07/2010 (791635)

350 04/07/2010 (791638)

351 04/07/2010 (791643)

352 03/15/2010 (792053)

353 03/19/2010 (794214)

354 04/15/2010 (794549)

355 03/25/2010 (794999)

356 05/11/2010 (795150)

357 03/23/2010 (795387)

358 03/23/2010 (795414)

359 04/15/2010 (795715)

360 04/13/2010 (795731)

361 04/22/2010 (795783)

362 04/22/2010 (795813)

363 04/12/2010 (795849)

364 04/16/2010 (796533)

365 04/16/2010 (797555)

366 10/11/2010 (797859)

367 10/11/2010 (797871)

368 04/16/2010 (798742)

369 04/27/2010 (799437)

370 04/29/2010 (799484)

371 04/27/2010 (799540)

372 05/19/2010 (799544)

373 06/30/2010 (800143)

374 06/30/2010 (800145)

375 06/30/2010 (800146)

376 04/30/2010 (800923)

377 07/02/2010 (801675)

378 06/22/2010 (801865)

379 05/12/2010 (802071)

380 05/18/2010 (802190)

381 06/02/2010 (802241)

382 05/19/2010 (802452)

383 07/06/2010 (802659)

384 06/08/2010 (802689)

385 02/19/2010 (804319)

386 10/13/2009 (804320)

387 08/20/2009 (804321)

388 09/18/2009 (804322)

389 10/20/2009 (804323)

390 11/19/2009 (804324)

391 12/18/2009 (804325)

392 01/20/2010 (804326)

393 07/02/2010 (824711)

394 07/09/2010 (824714)

395 06/30/2010 (824965)

396 06/11/2010 (825312)

397 07/09/2010 (825992)

398 09/01/2010 (827055)

399	09/01/2010	(827166)
400	09/01/2010	(827181)
401	06/30/2010	(828027)
402	07/09/2010	(829457)
403	08/20/2010	(830265)
404	09/08/2010	(830406)
405	03/17/2010	(830754)
406	04/20/2010	(830755)
407	05/20/2010	(830756)
408	08/17/2010	(841043)
409	07/16/2010	(841421)
410	10/11/2010	(842595)
411	08/30/2010	(844232)
412	08/30/2010	(844247)
413	08/30/2010	(844251)
414	09/01/2010	(844449)
415	10/11/2010	(846082)
416	06/17/2010	(846226)
417	09/17/2010	(848718)
418	09/01/2010	(848819)
419	09/17/2010	(848855)
420	09/28/2010	(848857)
421	08/18/2010	(849412)
422	10/25/2010	(849746)
423	09/28/2010	(849834)
424	12/03/2010	(857421)
425	10/13/2010	(858236)
426	07/20/2010	(860823)
427	07/22/2010	(863274)
428	10/25/2010	(864605)

429 11/23/2010 (865136)

430 08/20/2010 (866786)

431 08/23/2010 (869770)

432 10/11/2010 (870261)

433 12/07/2010 (871650)

434 12/07/2010 (873010)

435 09/17/2010 (873860)

436 02/16/2011 (878081)

437 02/15/2011 (878085)

438 12/08/2010 (879803)

439 01/12/2011 (880355)

440 01/10/2011 (880576)

441 02/01/2011 (881010)

442 11/10/2010 (881462)

443 10/25/2010 (884234)

444 11/19/2010 (887992)

445 10/04/2010 (890603)

446 02/10/2011 (890880)

447 02/10/2011 (890888)

448 02/10/2011 (890890)

449 03/16/2011 (894249)

450 02/16/2011 (895635)

451 12/14/2010 (896191)

452 12/15/2010 (898988)

453 03/24/2011 (900765)

454 01/20/2011 (904855)

455 04/05/2011 (905271)

456 03/28/2011 (905669)

457 03/24/2011 (906279)

458 02/22/2011 (911802)

E. Written notices of violations (NOV). (CCEDS Inv. Track. No.)

Date: 06/16/2006 (510161) CN600866800
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 305, SubChapter F 305.121
Self-reporting Requirements PERMIT
Description: Using unapproved self-generated Discharge Monitoring Report (DMR) forms to report monitoring results.

Date: 06/28/2006 (464246)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter D 382.085(b)
No. 47256, Special Condition No. 1 PERMIT
Description: BP failed to prevent a malfunction of pressure relief valve (RV811M).

Date: 07/07/2006 (467173) CN600866800
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.223(a)(1)
5C THC Chapter 382, SubChapter D 382.085(b)
Description: BP failed to submit a CAP in a timely manner.

Date: 07/07/2006 (464259)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
47256 Special Condition 48 PERMIT
5C THC Chapter 382, SubChapter D 382.085(b)
Description: BP failed to conduct an extended dry out procedure in the B-302 furnace before starting up the unit.

Date: 08/29/2006 (463821)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter D 382.085(b)
No. 47256, Special Condition No. 1 PERMIT
Description: BP failed to prevent a release from pressure relief valve (RV828).

Date: 09/21/2006 (530965) CN600866800
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
30 TAC Chapter 305, SubChapter F 305.125(17)
Description: NON-RPT VIOS FOR MONIT PER OR PIPE

Date: 03/28/2007 (540156)
Self Report? NO Classification: Moderate
Citation: 2612, Special Condition No. 1 PERMIT
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter D 382.085(b)
Description: BP failed to meet the affirmative defense for the emissions event.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(f)
Description: BP failed to provide requested information by the deadline.
Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)
Description: BP failed to identify the authorization number of the standard permit governing the facilities involved in the emissions event.

Date: 03/30/2007 (542920) CN600866800
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(f)

Description: BP Products North America Texas City failed to provide an analysis of the probable causes of emissions event No. 82575 in a timely manner.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter D 382.085(b)
No. 47256, Special Condition No. 1 PERMIT

Description: BP Products North America Texas City failed to prevent a pipeline leak at Tank Storage No. 105.

Date: 04/20/2007 (556064) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter F 101.201(f)

Description: BP Products North America Texas City failed to provide an analysis of the probable causes of Incident No. 85818 by March 12, 2007.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
47256 SC 1 PERMIT
5C THC Chapter 382, SubChapter D 382.085(b)

Description: BP Products North America Texas City failed to prevent a heat exchanger leak.

Date: 04/30/2007 (574933) CN600866800

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date: 05/31/2007 (574934) CN600866800

Self Report? YES Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)
TWC Chapter 26 26.121(a)

Description: Failure to meet the limit for one or more permit parameter

Date: 05/31/2007 (556477)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(E)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter D 382.085(b)
No. 47256, Special Condition No. 38 PERMIT

Description: BP Products North America Texas City failed to prevent a circuit breaker trip causing a temporary shutdown in the Fluid Catalyst Cracking Unit No. 3 , electrostatic precipitator (ESP).

Date: 06/06/2007 (556814) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.4

Description: Release of catalyst adversely affecting human health and property

Date: 08/29/2007 (543546) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)(A)
5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failure to include a deviation on the deviation report within its certification period.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 117, SubChapter B 117.213(c)(1)(G)
30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.147(a)(1)
5C THC Chapter 382, SubChapter D 382.085(b)
FOP O-02328 Special Condition 16 OP
FOP O-02328 Special Condition 1A OP
NSR 47256 Special Condition 63 PERMIT
NSR 47256 Special Condition 63C PERMIT

Description: Failure to install NOx CEMS on thermal oxidizers.
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.132(e)(2)(A)
5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failure to include the applicable requirements for CEMS on thermal oxidizer in Title V O-02328.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Part 60, Subpart VV 60.482-6
5C THC Chapter 382, SubChapter D 382.085(b)
FOP O-02328 Special Condition 16 OP
FOP O-02328 Special Condition 1A OP
NSR 47256 Special Condition 17E PERMIT

Description: Failure to close open-ended lines containing VOCs. (Category C10)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.132(e)(2)(A)
5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failure to include NESHAP subpart FF requirements for dock sumps in Title V Permit O-02328.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.132(e)(2)(A)
5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failure to include NSPS subpart J requirements in Title V Permit O-02328.

Date: 08/31/2007 (601493) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 09/30/2007 (619401) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 10/23/2007 (596361)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter D 382.085(b)
No. 2231, Special Condition No. 1 PERMIT

Description: BP failed to prevent a corrosion leak in line 166 of Tank 30 which resulted in the release of 18 pounds (lbs.) of un authorized air contaminants to the atmosphere.

Date: 10/24/2007 (597474) CN600866800
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THC Chapter 382, SubChapter D 382.085(b)
No. 47256, Special Condition #1 PERMIT

Description: BP failed to prevent non condensable vapors from collecting in the overhead space of the F-630 reflux drum causing a release in Aromatics Unit No.2, at Flare No.2.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)

Description: BP failed to submit the initial notification within 24 hours after the discovery of the emissions event.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(1)(H)

Description: BP failed to include the authorization number or permit in the final notification submitted to the TCEQ.

Date: 10/31/2007 (619402) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 12/31/2007 (619404) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 01/31/2008 (671906) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 02/15/2008 (617082) CN600866800
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Air Flexible Permit #47256, SC#1 PA
Description: failed to prevent a leak on a tubing connection to the process piping.

Date: 02/29/2008 (671907) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 03/13/2008 (616996)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
TCEQ Air Permit No. 2231, SC #1 PERMIT
Description: BP failed to prevent a transfer line leak due to overpressuring.

Date: 03/31/2008 (671908) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 05/19/2008 (654255)
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.223(a)(1)
Description: BP Products failed to submit a CAP in a timely manner.

Date: 05/30/2008 (612170)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715
5C THSC Chapter 382 382.085(b)
No. 47256, Special Condition No. 1 PERMIT
Description: BP failed to prevent a trip of the J-425 compressor.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
Description: BP failed to submit the initial notification within 24 hours of discovery.

Date: 06/02/2008 (641430)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.4

Description: Violation of 30 TAC 101.4, which states that no person shall discharge from any source whatsoever one or more air contaminants or combinations thereof, in such concentration and of such duration as are or may tend to be injurious to or to adversely affect human health or welfare, animal life, vegetation, or property, or as to interfere with the normal use and enjoyment of animal life, vegetation, or property.

Date: 06/25/2008 (654767) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.4

Description: This constitutes a violation of 30 TAC 101.4, which states that no person shall discharge from any source whatsoever one or more air contaminants or combinations thereof, in such concentration and of such duration as are or may tend to be injurious to or to adversely affect human health or welfare, animal life, vegetation, or property, or as to interfere with the normal use and enjoyment of animal life, vegetation, or property.

Date: 06/27/2008 (671461) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(E)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)

No. 47256, Special Condition No. 38 PERMIT

Description: BP Products North America Texas City failed to prevent a malfunction of an air blower vent valve in the FCCU No. 1, electrostatic precipitator, resulting in an opacity of 86.30 percent (%) for a duration of 12 minutes.

Date: 07/02/2008 (683124)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(E)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
No. 47256, Special Condition No. 38 PERMIT

Description: BP failed to prevent a malfunction of the electrostatic precipitator in the FCCU No. 1, resulting in an opacity of 68 percent (%) for a duration of 2 hours.

Date: 07/17/2008 (684942) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(E)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
No. 47256, Special Condition No. 38 PERMIT

Description: BP failed to prevent a power glitch in the electrostatic precipitator of FCCU No. 1.

Date: 07/17/2008 (686166) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to maintain compliance with the Outfall 001 permit limits for fecal coliform.

Self Report? NO Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
2D TWC Chapter 26, SubChapter A 26.121(a)(1)
2D TWC Chapter 26, SubChapter A 26.121(a)(3)
2D TWC Chapter 26, SubChapter A 26.121(b)
2D TWC Chapter 26, SubChapter A 26.121(c)
2D TWC Chapter 26, SubChapter A 26.121(d)
2D TWC Chapter 26, SubChapter A 26.121(e)
30 TAC Chapter 305, SubChapter F 305.125(4)
30 TAC Chapter 305, SubChapter F 305.125(5)
TWC Chapter 26 26.121

TWC Chapter 26 26.121(a)(2)

Description: Failure to prevent the unauthorized discharge of partially treated wastewater.

Date: 08/19/2008 (688028)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition 2 PERMIT

Description: BP representatives failed to prevent tube erosion and leaks in the Overhead Fin Fan (C405-4-North).

Date: 08/26/2008 (688278)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
47256, Special Condition 1 PERMIT
5C THSC Chapter 382 382.085(b)

Description: Failure to ensure proper performance of the exchanger bundle prior to its replacement and use.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
5C THSC Chapter 382 382.085(b)

Description: Failure to submit the initial notification within 24 hours of the start of the incident.

Date: 08/27/2008 (681483) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(2)
5C THSC Chapter 382 382.085(b)
FOP, Special Condition 1A OP

Description: Failure to conduct weekly audio, visual and olfactory (AVO) inspections.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 117, SubChapter B 117.345(f)(10)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

FOP Special Condition 14A OP
FOP Special Condition 1A OP

Description: Failure to use a run-time meter to record the stationary diesel engines' operating time.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
5C THSC Chapter 382 382.085(b)
FOP Special Condition 1A OP
NSR Special Condition 17E PERMIT

Description: Failure to equip open-ended lines (OELs) with a cap, plug, flange or second valve.

Date: 09/02/2008 (610610) CN600866800

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)(A)
5C THSC Chapter 382 382.085(b)
FOP O-01541, General Terms & Conditions OP

Description: Failure to include seven SSM events in the deviation reports.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 115, SubChapter H 115.783(5)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)

FOP O-01541, Special Term & Condition 23 OP
FOP O-01541, Special Term & Conditon 1A OP
Permit 19599, Special Condition 8E PERMIT
Permit 2231, Special Condition 6E PERMIT
Permit 47256, Special Condition 17E PERMIT
Permit 6488, Special Condition 1E PERMIT
Permit 9606, Special Condition 10E PERMIT

Description: Failure to cap 81 open-ended valves/lines.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 23 OP
FOP O-01541, Special Term & Conditon 1A OP
Permit 47256, Special Condition 14 PERMIT

Description: Failure to operate Torch #1 (ID TCH-1) and the Alky 3 flare (EPN 530) without visible emissions.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(2)(C)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541 Special Term & Condition 23 OP
FOP O-01541, Special Term & Condition 1A OP
Permit 47256, Special Condition 64A PERMIT

Description: Failure to continuously monitor for opacity on FCCU3 (ID FCU3) on May 3 and May 4,2007.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter B 115.142(1)(G)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(2)(i)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 3D PERMIT

Description: Failure to maintain sealed covers on sewer junction boxes.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.354(f)(1)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256 Special Condition 3D PERMIT

Description: Failure to perform monthly bypass-valve inspections for 15 carbon canisters.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(a)(2)(i)(C)
5C THSC Chapter 382 382.085(b)
FOP O-01541 Special Term & Condition 23 OP
FOP O-01541, Special Term & Condition 1A OP
Permit 22107, Special Condition 5 PERMIT

Description: Failure to operate the thermal oxidizer (EPN 293) with a temperature of 1400 degrees.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.347(b)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP

Permit 47256, Special Condition 3D PERMIT

Description: Failure to perform quarterly visual inspections for the integrity of seals and gaskets on refinery oil/water separators.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter B 115.142(1)(G)
30 TAC Chapter 116, SubChapter G 116.715(a)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 3D PERMIT

Description: Failure to operate the W01 & PS3B oil/water separators with closed hatches and vapor tight seals.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.354(d)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 3D PERMIT

Description: Failure to perform routine carbon canister monitoring for three carbon canisters during the month of September 2007.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(4)(iv)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 3D PERMIT

Description: Failure to perform two quarterly visual inspections on exposed sewer lines that manage benzene-contaminated waste.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(4)(iii)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 3D PERMIT

Description: Failure to perform 11 quarterly AVO inspections of manways/hatches on FCCU1, DDU, Alkylation 3, FCCU3, & UU3.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.343(c)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 3D PERMIT

Description: Failure to perform five quarterly visual inspections of tanks in benzene contaminated wastewater service.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(f)(2)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 14B PERMIT

Description: Failure to perform pilot flame continuous monitoring for Torch RHU and Torch #5 due to weather related issues.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

FOP O-01541, Special Term & Condition 1A OP

Description: Failure to perform 22 daily visual flare observations for the 108-FA flare, Torch 5, and CFHU flare.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter H 115.722(d)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(5)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Cond. 1H(i) OP
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 14B PERMIT

Description: Failure to maintain the pilot flame on thermal oxidizer (EPN 293), Torch 1 (TCH-1), and Torch 5 (TCH-5).

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter H 115.722(d)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(3)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(6)(ii)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Cond. 1H(i) OP
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 14A PERMIT

Description: Failure to maintain the net heating value of 300 Btu/scf on Torch 3 & 6, CFHU flare, 108-FA flare, & ULC flare.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Part 60, Subpart A 60.18(c)(4)(i)
40 CFR Part 63, Subpart A 63.11(b)(7)(i)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541. Special Term & Condition 23 OP
Permit 47256, Special Condition 14A PERMIT

Description: Failure to operate the CFHU flare within the maximum exit velocity of 60 feet/second.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 31A PERMIT

Description: Failure to perform AVO inspections of equipment, on the SRU, CFHU, and RHU once per shift.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-10(f)(1)(ii)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP

Description: Failure to perform the annual visual inspection of the ARU closed vent system.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter H 115.781(c)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(2)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP

Description: Failure to perform weekly AVO inspections of pumps seals across the refinery.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter D 115.354(3)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

FOP O-01541, Special Term & Condition 1A OP

Description: Failure to perform 16 weekly AVO inspections of flanges on process units across the refinery.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter D 115.354(2)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(c)(1)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 17F PERMIT

Description: Failure to perform Method 21 monitoring to 34 LDAR Components (ID REF-FUG) across the refinery.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Condition 23 OP
FOP O-01541, Special Term & Condition 1A OP
Permit 47256, Special Condition 18I PERMIT

Description: Failure to make a first attempt of repair to six leaking components and one pump (ID REF-FUG) within 5/15 days.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter B 115.114(a)(2)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(8)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 5D PERMIT

Description: Failure to repair gaps in seals on floating roof storage tanks 184, 1052, 1054, & 1046 within 45 calendar days.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter B 115.112(a)(2)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Part 63, Subpart G 63.119(c)(2)(vii)
40 CFR Part 63, Subpart G 63.119(c)(2)(xi)
5C THSC Chapter 382 382.085(b)

FOP O-01541, Special Term & Condition 1A OP

Description: Failure to operate storage tanks in VOC service with the gauge/sampling hatches in the closed position.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter B 115.112(a)(2)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP

Description: Failure to operate floating roof storage tanks with automatic bleeder vents or rim vents in the closed position.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter B 115.112(d)(2)(H)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.119(c)(3)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP

Description: Tank 187 Unauthorized tank landing on July 16, 2007.

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 23 OP
Permit 9606, Special Condition 4 PERMIT

Description: Failure to continuously monitoring of the alkalinity of the caustic scrubber on Alky

3.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1H OP

Description: Failure to operate numerous heater/furnaces within O2 ranges pursuant to 30 TAC Subchapter H, Division 1.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter H 115.722(d)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1H OP

Description: Failure to operate three flares, Torches 2, 3, & 6 at or above the minimum net heating value of 300 Btu/scf.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
O-01541 Special Term & Condition 1H OP

Description: Failure to perform manual sampling when the HRVOC analyzers for Torches 2, 4, 6, and 108-FA were not operating.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1H OP

Description: Failure to operate eight furnaces at a sufficient firing rate to consume oxygen for the control of HRVOC's from furnaces.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 23 OP
Permit 6488, Special Condition 2 PERMIT

Description: Failure to operate the B-401A, B-405, and RDU B-401B furnace within the permitted emissions limits for CO on June 14, 2007.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 23 OP

Permit 19599, Special Condition 1 PERMIT

Description: Exceedances permitted CO limits on Pipestill furnaces 101-BA & BB, 103-BB, and 102-BA & BB furnaces.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 23 OP
Permit 47256, Special Condition 35 PERMIT

Description: Failure to operate the FCCU3 Regeneration System within the permitted emissions limits for CO.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT F 63.103(c)(2)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP

Description: Failure to maintain required records relating to two SSM events that occurred to the AU2 process unit.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.104(a)(1)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
Permit 47256, Special Condition 47 PERMIT

Description: Failure to limit the amount of H2S in the refinery fuel gas system.
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter B 115.112(a)(2)(C)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Part 63, Subpart G 63.119(c)(2)(iv)
5C THSC Chapter 382 382.085(b)
FOP O-01541, Special Term & Condition 1A OP
Description: Operating Tank 93 with an open rim vent during normal operation.

Date: 09/30/2008 (710590) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 11/03/2008 (701072)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
47256, Special Condition 1, PERMIT
5C THSC Chapter 382 382.085(b)
Description: Failure to prevent unauthorized emissions.

Date: 11/03/2008 (688276)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
5C THSC Chapter 382 382.085(b)
Description: Failure to submit the initial notification within 24 hours of the start of the incident.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
47256, Special Condition 1 PERMIT
5C THSC Chapter 382 382.085(b)
Description: Failure to follow proper operational practices while placing D Sulfur Train in service.

Date: 11/07/2008 (700788)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(a)
5C THSC Chapter 382 382.085(b)
Special Condition No. 38 PERMIT
Description: Failure to prevent the tripping of the Electrostatic Precipitator (ESP) that resulted in excess opacity.

Date: 11/21/2008 (706756) CN600866800
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)

S.C 1 PERMIT
Description: Failure to meet the affirmative defense for Incident #111204 regarding the Sulfur Recovery Unit.

Date: 12/05/2008 (684893) CN600866800
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.223(a)(2)
5C THSC Chapter 382 382.085(b)
Description: Failure to implement the CAP in accordance with the approved schedule, specifically, the RE failed to install a flow meter by October 2007.

Date: 12/12/2008 (707738) CN600866800
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)

Special Condition 38 PERMIT

Description: Failure to prevent excessive opacity.

Date: 12/15/2008 (689327) CN600866800

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 117, SubChapter B 117.345(c)
30 TAC Chapter 117, SubChapter H 117.9020(2)(C)(i)

Description: Failed to conduct stack test by the required deadline. Failed to submit report in the required timeframe.

Date: 12/18/2008 (709251)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.223(a)(1)
5C THSC Chapter 382 382.085(b)

Description: BP Products failed to submit the CAP in a timely manner.

Date: 12/31/2008 (710591) CN600866800

Self Report? YES Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 01/30/2009 (723946)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
Special Condition No. 38 PERMIT

Description: BP failed to maintain the charge rate to the north riser and the lower slide valve of the Electrostatic Precipitator (ESP), resulting in an opacity of 57%.

Date: 02/26/2009 (684626)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
No. 47256, Special Condition No. 1 PERMIT

Description: BP failed to maintain the level transmitters, level controllers and motor operated valves, resulting a release of 5 pounds (lbs.) of butane, 235 lbs. of carbon monoxide, 9 lbs. of hexane, 9 lbs. of hydrogen sulfide, 2 lbs. of isobutane, 46 lbs. of nitrogen oxide, 5 lbs. of propane, and 793 lbs. of sulfur dioxide.

Date: 03/12/2009 (726767)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
No. 47256, Special Condition No. 1 PERMIT

Description: BP failed to prevent a surge of process gas from the T-2 tower on the utilities Power 2 Unit, triggering an upset of the SRU.

Date: 03/12/2009 (725243)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
No. 47256, Special Condition No. 1 PERMIT

Description: BP failed to prevent the malfunction of a relief valve on tank 135, resulting in release of 1,701 lbs. of unauthorized volatile organic compounds.

Date: 03/20/2009 (726945)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.223(a)(1)

5C THSC Chapter 382 382.085(b)

Description: BP Products failed to submit an Initial CAP in a timely manner.

Date: 04/02/2009 (738251)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
Flexible Permit No. 47256, SC #1 PERMIT
Description: BP failed to prevent a small flare flow increase from the FCCU3 process line to Flare 3 due to a bad spring on a relief valve.

Date: 04/17/2009 (741327)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
Description: BP failed to prevent a spill valve from opening prematurely.

Date: 05/14/2009 (743562)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
Description: Failure to prevent unauthorized emissions; specifically, BP failed to prevent a tube leak in the 512C1A cooling exchanger.

Date: 05/31/2009 (804320) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 06/30/2009 (750123) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 08/07/2009 (762640)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
Description: BP failed to prevent a high liquid level in the KO pot.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
Description: BP failed to submit the initial notification within the 24 hours after discovery of the event.

Date: 08/17/2009 (762557)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256. SC #1 PERMIT
Description: BP failed to prevent a spike in the reactor pressure.

Date: 09/04/2009 (749791) CN600866800
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter F 115.541(a)(1)(B)
5C THSC Chapter 382 382.085(b)
Description: Failure to demonstrate a 90% DRE for the tank degassing activities associated with Tank 30 and Tank 1044.

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter F 115.542(a)(6)
30 TAC Chapter 115, SubChapter F 115.546(1)(D)
5C THSC Chapter 382 382.085(b)
Description: Failure to monitor the VOC concentration in tanks 30 and 1044 every 12 hours until 5 consecutive readings are less than 34,000 ppmvd or 50% LEL after tank degassing operations cease.

Date: 10/23/2009 (774941)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)

5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
Description: BP failed to prevent a shut down in the south riser system.

Date: 11/05/2009 (779383)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
Description: BP failed to prevent a compressor failure which resulted in the releasing of unauthorized emissions to the atmosphere.

Date: 11/18/2009 (780596)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
Description: BP failed to prevent two gas turbines/duct burners from tripping due to a plugged filter.

Date: 11/30/2009 (804325) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 02/05/2010 (788221)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
TCEQ Flexible Permit No. 47256, SC #38 PERMIT
Description: BP failed to prevent a build-up of dirt and debris inside the electrical box, resulting in the shut down of the FCCU 1 J-4 Lift Blower.

Date: 02/26/2010 (790571)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
TCEQ Flexible Permit No. 47256, SC #38 PERMIT
Description: BP failed to prevent an upset in the FCCU 1 due to a loss of differential pressure on the standpipe aeration.

Date: 02/28/2010 (830754) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 04/09/2010 (792366)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.4
5C THSC Chapter 382 382.085(b)

Description: Failure to comply with 30 TAC 101.4. BP Products North America created a "nuisance" condition by a release of catalyst fines.

Date: 04/16/2010 (797555)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
TCEQ Flexible Permit No. 47256, SC #1 PERMIT
TCEQ Flexible Permit No. 47256, SC #38 PERMIT

Description: BP failed to prevent corrosion of a rack arm assembly caused by extended exposure to water.

Date: 06/08/2010 (802689) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(a)
Special Condition 1 PERMIT

Description: Failed to prevent unauthorized emissions which resulted from the FCCU 1 from a

tripping.

Date: 10/31/2010 (887992) CN600866800

Self Report? YES Classification: Moderate

Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to meet the limit for one or more permit parameter

Date: 11/23/2010 (865136) CN600866800

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.112(d)(2)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.646(f)(1)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP

Description: Failure to ensure that the gauge hatch/sample well covers were closed at all times. (Category B18 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.114(a)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.113b(b)(1)(ii)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT W 61.272(b)(1)(iii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(1)(iii)
5C THSC Chapter 382 382.085(b)
SC 2D and 2E PERMIT
SC 3A PERMIT
SC 5D PERMIT
SC 7C PERMIT
ST&C 23 OP

Description: Failure to ensure that the required annual storage tank seal gap measurements were conducted by the required due date. (Category B1 violation)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.116(a)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(8)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP

Description: Failure to conduct tank seal repairs within 45 days. (Category C4 violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter B 115.114(a)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP

Description: Failure to ensure that the required semiannual storage tank visual inspections of secondary seals were conducted by the required due date. (Category C1 violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter B 115.112(a)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.119(a)(2)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP

Description: Failure to meet the emission control requirements for tank T280-12. (Category B18 violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter B 115.112(d)(2)(G)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP

Description: Failure to maintain slotted guide poles to floating roof tanks as required. (Category B 18 violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.347(a)(1)(i)(B)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(a)(1)(iii)
5C THSC Chapter 382 382.085(b)
ST&C 1A OP

Description: Failure to maintain the hatches in a closed position on oily water separator

RHU-SEP1 closed on July 12, 2009 and at RHU-SEP2 on July 17, 2009. (Category B18 violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
SC 39C PERMIT
ST&C 23 OP

Description: BP exceeded the allowable 365-day rolling average limit of 30 ppmvd NOx concentration at FCCU3 from March 22, 2009 through May 15, 2009 when the actual average NOx concentration was 30.592 ppmvd. (Category B18 violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
ST&C 23 OP

Description: Failure to maintain the daily sulfur recovery efficiency at train C above the required 99.8% from January 11, 2009 through January 19, 2009. (Category B18 violation)

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 3A OP

Description: Failure to prevent visible emissions during start-up of Heater PS3A-101BA/BB on February 11, 2009. (Category C3 violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.340(c)(1)(G)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP

Description: Failure to operate the NOx analyzer on Coker Heater B-301 (EPN: 74) at least 95% of the time from January 1, 2008 through December 31, 2008. (Category B18 violation)

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 117, SubChapter D 117.2045(c)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP

Description: BP failed to maintain run-time records on three stationary diesel engines from April 1, 2009 through May 30, 2009, and one stationary diesel engine from January 1, 2009 through March 31, 2009. (Violation Category C4)

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 117, SubChapter B 117.310(c)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP

Description: BP failed to prevent an exceedence of the 400 ppmvd CO limit on the following units: Heater ULC-104BA/BB (EPN 205) for 330 hours from January 1, 2009 through July 1, 2009; Heater UU4-B401B (EPN 212) for 1 hour on March 19, 2009; Heater AU2-B621A (EPN 171) for 48 hours from August 28, 2009 through September 30, 2009; and Heater AU2-B621B (EPN 173) for 37 hours from August 28, 2009 through September 19, 2009. (Category B18 violation)

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 117, SubChapter B 117.310(c)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP

Description: BP exceeded the 10 ppmv ammonia limit on Heater PS3B-401BA (EPN: 41) for 144 hours, Heater PS3B-401BB (EPN: 42) for 144 hours, and Heater PS3B-402BE/BF/BG (EPN: 43A) for 1,790 hours. (Violation Category B18)

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 9 PERMIT
Special Terms and Conditions 23 OP

Description: BP exceeded the NOx performance standard of 0.06 lb/MMBtu on Heater

AU2-B621A and AU2-B621B (EPN: 171 and 173) for 11 hours on August 29, 2009 for Heater AU2-B621A, and 1 hour on August 29, 2009 for Heater AU2-B621B. (violation Category B18)

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Condition 2 PERMIT
Special Terms and Conditions 23 OP

Description: BP failed to prevent NOx emissions from exceeding the MAERT during the period of October 1, 2008 through September 30, 2009 on Heater PS3B-401BC (EPN 44) for 405 hours, Heater PS3A-102BA/BB (EPN 53) for 153 hours, Heater PS3A-103B (EPN 55) for 29 hour, Heater UU4-B401B for 1 hour, and Heater UU4-B402ABC for 128 hours. (Violation Category B18)

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 115, SubChapter D 115.354(3)
30 TAC Chapter 115, SubChapter H 115.781(c)(1)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
Special Condition 17E PERMIT
Special Condition 4A PERMIT
Special Term and Condition 1A OP
Special Term and Condition 23 OP
Special Term and Condition 26A OP

Description: BP failed to conduct audio, visual, and olfactory inspections for components in highly reactive VOC (HRVOC) service [Category B18 violation]

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
Special Condition 10E PERMIT
Special Condition 17E PERMIT
Special Condition 1E PERMIT
Special Condition 4A PERMIT
Special Condition 5 PERMIT
Special Condition 8E PERMIT
Special Condition 9 PERMIT
Special Term and Condition 1A OP
Special Term and Condition 23 OP
Special Term and Condition 26A OP

Description: BP failed to properly plug or cap open-ended lines (OELs) [Category C10 violation]

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 115, SubChapter D 115.354(2)(B)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
Special Condition 17G PERMIT
Special Condition 4A PERMIT
Special term and Condition 1A OP
Special term and Condition 23 OP
Special Term and Condition 26A OP

Description: BP failed to conduct required monitoring of pumps [Category B18 violation]

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Special Term and Condition 1A OP

Description: BP failed to conduct initial monitoring of connectors within 30 days of their installation [Category C1 violation]

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(2)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
Special Condition 17F PERMIT
Special Condition 4A PERMIT
Special Term and Condition 1A OP
Special Term and Condition 23 OP
Special Term and Condition 26A OP

Description: BP failed to conduct initial monitoring of valves within 30 days of their installation [Category B18 violation]

Self Report? NO Classification: Minor

Citation:
30 TAC Chapter 115, SubChapter D 115.354(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP

Description: BP failed to monitor a relief valve within 24 hours of it venting to the atmosphere [Category C1 violation]

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 31A PERMIT
Special Term and Condition 23 OP
Special Term and Condition 26A OP

Description: BP failed to conduct audio, visual, and olfactory leak inspections once per shift in the following units: DDU, ULC, FCCU3, and SRU. (Violation Category B18)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.722(d)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(f)(6)
40 CFR Part 63, Subpart A 63.11(b)(7)(i)
5C THSC Chapter 382 382.085(b)

Description: Failure to meet the exit velocity requirements at flares. (Category B18)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Description: Failure to make a daily notation in the flare log that the flare was observed. (Category C3)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.104(a)(2)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1568(a)(1)
5C THSC Chapter 382 382.085(b)
STC 1A OP

Description: Failure to comply with SO2 concentration limits. (Category B18)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(3)
5C THSC Chapter 382 382.085(b)
STC 1A OP

Description: Failure to operate flares with a flame present. (Category B18)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
SC 26 PERMIT
STC 23 OP

Description: Failure to meet SRU temperature requirements. (Category B18)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(3)
5C THSC Chapter 382 382.085(b)

Description: Failure to operate HRVOC analyzers 95% of the time on flares. (Category B18)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 117, SubChapter B 117.340(c)(1)(H)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 59A PERMIT
Special Terms and Conditions 1A OP

Description: Failure to operate the FCCU1 (EPN 93) NOx analyzer at least 95% of the time for the time period of January 1, 2008 through December 31, 2008. (Violation Category B18)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.105(a)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 59A PERMIT
Special Terms and Conditions 1A OP

Description: BP failed to operate the FCCU1 (EPN 93) NOx analyzer at least 95% of the time for the time period of January 1, 2008 through December 31, 2008. (Violation Category B18)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.105(a)(3)
5C THSC Chapter 382 382.085(b)
Special Conditions 59A PERMIT
Special Terms and Conditions 1A OP

Description: BP failed to operate the FCCU1 (EPN 93) CO analyzer at least 95% of the time for

the time period of January 1, 2008 through December 31, 2008. (Violation Category B18)

Date: 11/30/2010 (896191) CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 12/31/2010 CN600866800
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1)
Description: Failure to meet the limit for one or more permit parameter

Date: 01/21/2011 (880047) CN600866800
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter F 101.201(f)
5C THSC Chapter 382 382.085(b)
Description: Failure to submit a technical evaluation of an emissions event within 60 days of the request.

Date: 03/25/2011 (906279)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
SPECIAL CONDITION 1 PERMIT
Description: Failure to prevent unauthorized emissions by failing to prevent a leaking valve in the Coker Unit which resulted in flaring from Flare #2. This is a category B14 violation.

F. Environmental audits.

Notice of Intent Date: 07/06/2006 (679898)
No DOV Associated

Notice of Intent Date: 10/06/2006 (531596)
Disclosure Date: 10/09/2007
Viol. Classification: Moderate
Citation: 30 TAC Chapter 113, SubChapter C 113.340
Rqmt Prov: PERMIT NSR Permit 19559
Description: Failure to monitor PS3A crude lines that may be considered to be in light liquid service were not monitored in accordance with 40 CFR Part 60, Subparts A and VV.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)
30 TAC Chapter 122, SubChapter B 122.146
Description: Failure to include violations associated with disclosures presented in items 1 and 3 of the October 09, 2007 disclosure letter in the Title V deviation report or the compliance certification for the applicable time period.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter H 115.782(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: PERMIT O-01541
Description: Failure to submit the report required by 30 TAC 115.786(c) for non-repairable HRVOC components fot the semi-annual periods taht relate to the July 31, 2005, January 31, 2006 and July 31, 2006 report dates.

Notice of Intent Date: 01/08/2007 (543500)
Disclosure Date: 02/15/2007
Viol. Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

Description: Failure to report accurate sampling results in several Discharge Monitoring Reports.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: PERMIT TPDES 00443

Description: Failure to use all dissolved oxygen measurements to determine and report the daily average and maximum values in DMRS.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: PERMIT TPDES 00443

Description: Failure to perform zinc analyses at the Method Analytical Limit (MAL) as low as required by permit.

Disclosure Date: 01/09/2008

Viol. Classification: Moderate

Citation: 40 CFR Chapter 136, SubChapter D, PT 136 136.3(e)

30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: PERMIT TPDES 00443

Description: Failure to initiate refinery outfall 001 biomonitoring analysis within 36-hours of the collection time of the final composite sample.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

30 TAC Chapter 319, SubChapter A 319.6

30 TAC Chapter 319, SubChapter A 319.9(c)

Rqmt Prov: IHWPERMTCP TPDES 0443

Description: Failure to collect and analyze duplicate dissolved oxygen samples each day a sample was collected.

Viol. Classification: Minor

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

30 TAC Chapter 319, SubChapter A 319.6

30 TAC Chapter 319, SubChapter A 319.9(c)

Rqmt Prov: PERMIT TPDES 00443

Description: Failure to maintain records of the date/time of sampling and analysis and thename of the person performing the analysis for pH samples at Refinery Outfall 001.

Viol. Classification: Minor

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: PERMIT TPDES 00443

Description: Failure to maintain documentation to demonstrate that the receiving water was unacceptable for bimonitoring testing and that synthetic dilution water was an acceptable alternative.

Notice of Intent Date: 01/08/2007 (543522)

No DOV Associated

Notice of Intent Date: 01/15/2007 (543479)

No DOV Associated

Notice of Intent Date: 01/15/2007 (543483)

No DOV Associated

Notice of Intent Date: 02/27/2007 (554846)

No DOV Associated

Notice of Intent Date: 05/14/2007 (563478)

No DOV Associated

Notice of Intent Date: 05/23/2007 (563481)

No DOV Associated

Notice of Intent Date: 05/23/2007 (563537)

No DOV Associated

Notice of Intent Date: 05/23/2007 (563568)

No DOV Associated

Notice of Intent Date: 05/23/2007 (563575)

No DOV Associated

Notice of Intent Date: 05/23/2007 (563584)

No DOV Associated

Notice of Intent Date: 05/23/2007 (563639)

No DOV Associated

Notice of Intent Date: 05/23/2007 (563643)

No DOV Associated

Notice of Intent Date: 05/25/2007 (563649)

No DOV Associated

Notice of Intent Date: 06/08/2007 (565946)

No DOV Associated

Notice of Intent Date: 06/04/2007(571646)

No DOV Associated

Notice of Intent Date: 08/08/2007 (593445)

No DOV Associated

Notice of Intent Date: 09/10/2007 (596466)
Disclosure Date: 09/11/2008
Viol. Classification: Moderate
Citation: 30 TAC Chapter 205, SubChapter A 205.2

Description: Failure to sign and/or implement a Storm Water Pollution and Prevention Plan at the Mowtown/Merville area until 10/01/2007, five months after the actual time required by the TPDES permit.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 205, SubChapter A 205.2(a)(5)(A)

Description: Failure to maintain records of inspections of controls in disturbed areas and associated maintenance controls during construction of the Employee Services Building (ESB).

Notice of Intent Date: 09/11/2007 (596501)

No DOV Associated

Notice of Intent Date: 09/25/2007 (618188)

No DOV Associated

Notice of Intent Date: 10/05/2007 (618157)
Disclosure Date: 04/29/2008
Viol. Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 113, SubChapter C 113.100
30 TAC Chapter 113, SubChapter C 113.300
30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 116, SubChapter G 116.715(a)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT BB 61.305(a)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT BB 61.305(a)(5)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.567(f)
40 CFR Part 63, Subpart CC 63.654(i)(2)

Rqmt Prov: PERMIT Federal Operating Permit O-2328
PERMIT Flexible Permit 47256

Description: Failure to maintain records. Specifically, BP is unable to locate quarterly and annual reports for the Part 61 Subpart BB and Part 63 Subpart Y marine loading regulatory programs for the period 2004-2007. In addition, BP is unable to locate recent stack performance test reports for the Refinery Marine Dock thermal oxidizers.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter H 115.764(a)(6)
30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: PERMIT Federal Operating Permit O-1541

Description: Failure to perform sampling when the VOC continuous monitoring system at the FCCU 3 cooling tower was out of order for periods of 24 hours or more on the following dates: March 12, June 14, June 19 and June

20, 2007.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 113, SubChapter C 113.300
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT BB 61.305(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.562(e)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.567(f)
Rqmt Prov: PERMIT Federal Operating Permit O-02328

Description: Failure to submit an engineering report which describes the vent system used to vent each affected vent stream to a control device. In addition, the Operations and Maintenance Plan for the refinery docks did not include "procedures (preventive maintenance) to be followed to ensure that pollution control equipment functions properly and vaiances of the control equipment and monitoring equipment are minimal".

Viol. Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 113, SubChapter C 113.300
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.564(e)
Rqmt Prov: PERMIT Federal Operating Permit O-02328

Description: Failure to verify the accuracy of the temperature monitor of the marine loading thermal oxidizers on an annual basis with a reference temperature monitor or an independent temperature measurement device dedicated for this purpose. Instead, the output of the temperature indicator was checked annually with a reference voltmeter.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter C 115.222

Description: The temporary gasoline tank at the refinery garage did not comply with certain vapor balance system control requirements as specified in 30 TAC 115.222.

Viol. Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter C 115.226(1)
30 TAC Chapter 115, SubChapter C 115.244(3)
30 TAC Chapter 115, SubChapter C 115.246(3)
30 TAC Chapter 115, SubChapter C 115.246(6)
30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: PERMIT Federal Operating Permit O-01541

Description: Failure to maintain records for the daily, monthly and annual inspections of the temporary gasoline tank. Records of fuel delivery to the tank did not include the truck vapor tightness certificatin number and date. Maintenance records of the Stage II vapor control equipment were not located onsite, but were kept by the equipment vendor.

Viol. Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: PERMIT Federal Operating Permit O-01541
PERMIT Flexible Permit 47256
PERMIT NSR Permit 20850

Description: Failure to follow appropriate sampling method. The PRS3 (EPN 416) cooling tower HRVOC vertical sampling point was on the bottom of the horizontal return line, as opposed tothe top of the horizontal section as suggested by Section 5 of the Appendix P sampling method. The Alky3 debutanizer cooling tower sample point was on the bottom of the horizontal return line, as opposed to on the top of the horizontal section, as suggested by Section 5 of the Appendix P sampling method.

Notice of Intent Date: 10/05/2007 (618172)

No DOV Associated

Notice of Intent Date: 10/05/2007 (775276)

No DOV Associated

Notice of Intent Date: 02/11/2008 (639339)

No DOV Associated

Notice of Intent Date: 02/11/2008 (639343)
No DOV Associated

Notice of Intent Date: 02/11/2008 (639356)

No DOV Associated

Notice of Intent Date: 02/13/2008 (639357)
No DOV Associated

Notice of Intent Date: 03/12/2008 (646267)

No DOV Associated

Notice of Intent Date: 03/20/2008 (654986)

No DOV Associated

Notice of Intent Date: 03/02/2010 (798036)

No DOV Associated

G. Type of environmental management systems (EMSs).

N/A

H. Voluntary on-site compliance assessment dates.

N/A

I. Participation in a voluntary pollution reduction program.

N/A

J. Early compliance.

N/A

Sites Outside of Texas

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

IN THE MATTER OF AN	**§**	**BEFORE THE**
ENFORCEMENT ACTION	**§**	
CONCERNING	**§**	**TEXAS COMMISSION ON**
BP PRODUCTS NORTH	**§**	
AMERICA INC.	**§**	
RN102535077	**§**	**ENVIRONMENTAL QUALITY**

AGREED ORDER
DOCKET NO. 2011-0615-IWD-E

I. JURISDICTION AND STIPULATIONS

At its _____ agenda, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding BP Products North America Inc. ("the Respondent") under the authority of TEX. WATER CODE chs. 7 and 26. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent appear before the Commission and together stipulate that:

1. The Respondent owns and operates a petroleum refinery with an associated wastewater treatment facility located at 2401 Fifth Avenue South, between 21st and 25th Streets in Texas City, Galveston County, Texas (the "Facility").

2. The Respondent has discharged industrial waste into or adjacent to any water in the state under TEX. WATER CODE ch. 26.

3. The Commission and the Respondent agree that the Commission has jurisdiction to enter this Agreed Order, and that the Respondent is subject to the Commission's jurisdiction.

4. The Respondent received notice of the violations alleged in Section II ("Allegations") on or about March 30, 2011.

5. The occurrence of any violation is in dispute and the entry of this Agreed Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.

6. An administrative penalty in the amount of Fifteen Thousand Two Hundred Twenty-Five Dollars ($15,225) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Twelve Thousand One Hundred Eighty Dollars ($12,180) of the administrative penalty and Three Thousand Forty-Five Dollars ($3,045) is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Agreed Order. The deferred amount will be waived upon full compliance with the terms of this Agreed Order. If the Respondent fails to timely and satisfactorily comply with all requirements of this Agreed Order, the Executive Director may require the Respondent to pay all or part of the deferred penalty.

7. Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.

8. The Executive Director of the TCEQ and the Respondent have agreed on a settlement of the matters alleged in this enforcement action, subject to the approval of the Commission.

9. The Executive Director recognizes that by January 31, 2011, the Respondent has implemented the following corrective measures at the Facility:

   a. Updated operational procedures and trained personnel to ensure that cooling tower blowdown will be sampled for the required parameters, and treated if necessary to ensure compliance with permitted effluent limits, prior to being discharged; and

   b. Returned to compliance with all permitted effluent limits.

10. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Agreed Order.

11. This Agreed Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Agreed Order, whichever is later.

12. The provisions of this Agreed Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Agreed Order unenforceable, the remaining provisions shall be valid and enforceable.

II. ALLEGATIONS

As owner and operator of the Facility, the Respondent is alleged to have failed to comply with the permitted effluent limit for total residual chlorine, in violation of TEX. WATER CODE § 26.121(a)(1), 30 TEX. ADMIN. CODE § 305.125(1), and Texas Pollutant Discharge Elimination System ("TPDES") Permit No. WQ0000443000, Effluent Limitations and Monitoring Requirements No. 1, Outfall No. 007, as documented during a record review conducted on March 11, 2011. Specifically, the total residual chlorine monthly maximum exceeded the permit limit of 0.1 milligrams per liter ("mg/L") for the months of October 2010 (0.22 mg/L), November 2010 (0.11 mg/L), and December 2010 (0.24 mg/L).

III. DENIALS

The Respondent generally denies each allegation in Section II ("Allegations").

IV. ORDERING PROVISIONS

1. It is, therefore, ordered by the TCEQ that the Respondent pay an administrative penalty as set forth in Section I, Paragraph 6 above. The payment of this administrative penalty and the Respondent's compliance with all the terms and conditions set forth in this Agreed Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Administrative penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: BP Products North America Inc., Docket No. 2011-0615-IWD-E" to:

   Financial Administration Division, Revenues Section
   Attention: Cashier's Office, MC 214
   Texas Commission on Environmental Quality
   P.O. Box 13088
   Austin, Texas 78711-3088

2. The provisions of this Agreed Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of the Agreed Order to personnel who maintain day-to-day control over the Facility operations referenced in this Agreed Order.

3. This Agreed Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Agreed Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.

4. This Agreed Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Agreed Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Agreed Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms "electronic transmission", "owner", "person", "writing", and "written" shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.

5. Under 30 TEX. ADMIN. CODE § 70.10(b), the effective date is the date of hand-delivery of the Order to the Respondent, or three days after the date on which the Commission mails notice of the Order to the Respondent, whichever is earlier. The Chief Clerk shall provide a copy of this Agreed Order to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

_____
For the Commission

_____ 9/22/11
For the Executive Director Date

I, the undersigned, have read and understand the attached Agreed Order. I am authorized to agree to the attached Agreed Order on behalf of the entity indicated below my signature, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

_____ 6-28-2011
Signature FOR KC Date

ERIC E. BLUM _____
Name (Printed or typed) Title
Authorized Representative of
BP Products North America Inc.

Instructions: Send the original, signed Agreed Order with penalty payment to the Financial Administration Division, Revenues Section at the address in Section IV, Paragraph 1 of this Agreed Order.