

Executive Summary – Enforcement Matter – Case No. 43535
ExxonMobil Oil Corporation
RN102450756
Docket No. 2012-0384-AIR-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

ExxonMobil Beaumont Refinery, 1795 Burt Street, Beaumont, Jefferson County

Type of Operation:

Petroleum refinery

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: June 29, 2012

Comments Received: No

Penalty Information

Total Penalty Assessed: \$13,125

Amount Deferred for Expedited Settlement: \$2,625

Amount Deferred for Financial Inability to Pay: \$0

Total Paid to General Revenue: \$5,250

Total Due to General Revenue: \$0

Payment Plan: N/A

SEP Conditional Offset: \$5,250

Name of SEP: Southeast Texas Regional Planning Commission

Compliance History Classifications:

Person/CN - Average

Site/RN - Average

Major Source: Yes

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: September 2011

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ExxonMobil Oil Corporation
RN102450756
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Investigation Information

Complaint Date(s): N/A
Complaint Information: N/A
Date(s) of Investigation: January 4, 2012
Date(s) of NOE(s): January 24, 2012

Violation Information

Corrective Actions/Technical Requirements

Failed to prevent unauthorized emissions. Specifically, the Respondent released 1,647.80 pounds ("lbs") of volatile organic compounds, 3,686.37 lbs of carbon monoxide, 440.96 lbs of nitrogen oxides, 6,230.99 lbs of sulfur dioxide, 71.52 lbs of hydrogen sulfide, and 73.94 lbs of particulate matter during an avoidable emissions event (Incident No. 161307) that began on November 2, 2011 and lasted for 24 hours and eight minutes. The event was the result of a power failure caused by a current transformer that was not properly installed. Since the emissions event could have been avoided by better operational practices, the Respondent is precluded from asserting the affirmative defense under 30 TEX. ADMIN. CODE § 101.222 [30 TEX. ADMIN. CODE §§ 116.715(a) and 122.143(4), TEX. HEALTH & SAFETY CODE § 382.085(b), Permit No. 49138, Special Conditions No. 1, Federal Operating Permit ("FOP") No. O1870, Special Terms & Conditions ("STC") No. 13, FOP No. O1871, STC No. 7, and FOP No. O2044, STC No. 11].

Corrective Action(s) Completed:

On November 4, 2011, the Respondent isolated the affected electrical circuit from the transformer to prevent recurrence of emissions events due to same or similar causes as Incident No. 161307.

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

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Docket No. 2012-0384-AIR-E

TCEQ Enforcement Coordinator: Amancio R. Gutierrez, Enforcement Division, Enforcement Team 5, MC 149, (512) 239-3921; Debra Barber, Enforcement Division, MC 219, (512) 239-0412.

TCEQ SEP Coordinator: Stuart Beckley, SEP Coordinator, Enforcement Division, MC 219, (512) 239-3565

Respondent: Gerald S. Frey, Beaumont Refinery Manager, ExxonMobil Oil Corporation, 1795 Burt St, Beaumont, Texas 77701

Sheryl Brocato, Environmental Advisor, ExxonMobil Oil Corporation, 1795 Burt St, Beaumont, Texas 77701

Respondent's Attorney: N/A

Attachment A
Docket Number: 2012-0384-AIR-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent: ExxonMobil Oil Corporation

Payable Penalty Amount: Ten Thousand Five Hundred Dollars (\$10,500)

SEP Amount: Five Thousand Two Hundred Fifty Dollars (\$5,250)

Type of SEP: Pre-approved

Third-Party Recipient: Southeast Texas Regional Planning Commission
- Southeast Texas Regional Air Monitoring
Network Ambient Air Monitoring Station

Location of SEP: Jefferson County

The Texas Commission on Environmental Quality ("TCEQ") agrees to offset a portion of the administrative penalty amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project ("SEP"). The offset is equal to the SEP amount set forth above and is conditioned upon completion of the project in accordance with the terms of this Attachment A.

1. Project Description

A. Project

The Respondent shall contribute the SEP offset amount to the Third-Party Recipient named above. The contribution will be to the **Southeast Texas Regional Planning Commission** to be used for the *Meteorological and Air Monitoring Network* as set forth in an agreement between the Third-Party Recipient and the TCEQ. Specifically, the contribution will be used to operate, maintain, and potentially expand the existing Southeast Texas Regional Air Monitoring Network which includes nine monitoring stations currently at the following locations:

1. Beaumont CAM#2
2. Cove School CAM #C695
3. Mauriceville CAM#642
4. Port Arthur (Motiva) Industrial Site CAM #C628
5. Port Arthur Memorial High School campus CAM #C689
6. Port Neches CAM #136
7. Sabine Pass CAM #C640

ExxonMobil Oil Corporation
Agreed Order – Attachment A

8. Southeast Texas Regional Airport CAM #C643
9. West Orange CAM #C9

The pollutants currently monitored at each station are identified in Table 1.1 of the agreement between the Third-Party Recipient and the TCEQ. Additional parameters or monitoring sites may, contingent upon available funding and approval of TCEQ, be added. Operation and maintenance of the ambient air monitoring stations includes canister sampling and gas chromatographs. Ancillary equipment includes sample conditioning systems, meteorological towers, climate controlled equipment shelters, a remote communications system, and electronic data logging capability. Ambient monitoring protocols have been and will continue to conform to applicable TCEQ or U.S. Environmental Protection Agency guidelines.

A TCEQ-approved Quality Assurance Project Plan containing all applicable EPA QA-R5 elements shall be maintained. Analysis of all data collected from these sites will comply with Standard Operating Procedures for the analysis and measurement of Volatile Organic Compounds in Ambient Air. The laboratory data generated by this project will be from a TCEQ accredited laboratory in compliance with state laws and rules regarding use of certified or accredited testing laboratories. For example, the Third-Party Recipient must comply with 30 Texas Administrative Code, Chapter 25, Subchapter A, relating to Environmental Testing Laboratory Accreditation and Certification, as amended.

The SEP Offset Amount will be used to purchase equipment (such as automated canister samplers), hardware, software, and licenses to enable the monitoring, and for the cost of operating, maintaining, and periodically upgrading or adding to these air monitoring stations along with ancillary equipment approved by TCEQ. The data will be validated and sent to TCEQ's Leading Environmental Analysis and Display ("LEADS") system. All costs associated with the collection, transfer, and formatting of these data to be compatible with the LEADS system is the responsibility of the Third-Party Recipient. No portion of the SEP Offset Amount will be used for administrative costs or salaries of the Third-Party Recipient. The Third-Party Recipient may use contractors to perform the monitoring project, subject to special conditions concerning costs.

The project will be administered in accordance with federal, state, and local environmental laws and regulations. The Respondent certifies that there is no prior commitment to make this contribution and that it is being performed solely in an effort to settle this enforcement action.

B. Environmental Benefit

Particulate matter, sulfides, nitrogen oxides, volatile organic carbon compounds, and ambient air conditions are measured at the stations and the data are made accessible to

ExxonMobil Oil Corporation
Agreed Order – Attachment A

TCEQ and the public. Sites may also provide continuous assessment of benzene, 1, 3-butadiene and styrene. This monitoring was not previously covered by existing ambient air monitoring systems. The data is shared with the Texas Commission on Environmental Quality, industry, and the public at http://www.tceq.state.tx.us/cgi-bin/compliance/monops/site_info.pl.

Continued monitoring in this area of the community will help better understand air quality pollutants and will enable better identification of emission sources. The data will focus on specific chemicals that may raise air quality concerns.

C. Minimum Expenditure

The Respondent shall contribute at least the SEP Offset Amount to the Third-Party Recipient and comply with all other provisions of this SEP.

2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, the Respondent must contribute the SEP amount to the Third-Party Recipient. The Respondent shall mail the contribution, with a copy of the Agreed Order, to:

Southeast Texas Regional Planning Commission
Bob Dickinson, Director Transportation & Environmental Resources
Attention: SEP
2210 Eastex Freeway
Beaumont, Texas 77703

3. Records and Reporting

Concurrent with the payment of the SEP amount, the Respondent shall provide the TCEQ SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP amount to the Third-Party Recipient. The Respondent shall mail a copy of the check and transmittal letter to:

Enforcement Division
Attention: SEP Coordinator, MC 219
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

4. Failure to Fully Perform

If the Respondent does not perform its obligations under this SEP in any way, including

ExxonMobil Oil Corporation
Agreed Order - Attachment A

full payment of the SEP amount and submittal of the required reporting described in Section 3 above, the Executive Director may require immediate payment of all or part of the SEP amount.

The check for any amount due shall be made out to "Texas Commission on Environmental Quality" and mailed to:

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

The Respondent shall also mail a copy of the check to the Enforcement Division SEP Coordinator at the address in Section 3 above.

5. Publicity

Any public statements concerning this SEP made by or on behalf of the Respondent must include a clear statement that the project was performed as part of the settlement of an enforcement action brought by the TCEQ. Such statements include advertising, public relations, and press releases.

6. Clean Texas Program

The Respondent shall not include this SEP in any application made to TCEQ under the "Clean Texas" (or any successor) program(s). Similarly, the Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

7. Other SEPs by TCEQ or Other Agencies

The SEP identified in this Agreed Order has not been, and shall not be, included as an SEP for the Respondent under any other Agreed Order negotiated with the TCEQ or any other agency of the state or federal government.

Penalty Calculation Worksheet (PCW)
 Policy Revision 3 (September 2011) PCW Revision August 3, 2011

DATES	Assigned	30-Jan-2012	Screening	7-Feb-2012	EPA Due	
	PCW	7-Feb-2012				

RESPONDENT/FACILITY INFORMATION	
Respondent	ExxonMobil Oil Corporation
Reg. Ent. Ref. No.	RN102450756
Facility/Site Region	10-Beaumont Major/Minor Source Major

CASE INFORMATION			
Enf./Case ID No.	43535	No. of Violations	1
Docket No.	2012-0384-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Amancio R. Gutierrez
		EC's Team	Enforcement Team 5
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties) **Subtotal 1** \$7,500

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History 100.0% Enhancement **Subtotals 2, 3, & 7** \$7,500

Notes: Enhancement for 23 NOVs with same/similar violations, 16 NOVs with dissimilar violations, 12 orders with denial of liability, and six orders without denial of liability. Reduction for two notices of intent to conduct an audit and two 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** \$1,875

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

Total EB Amounts \$0
 Approx. Cost of Compliance \$500
*Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7 **Final Subtotal** \$13,125

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

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount \$13,125

STATUTORY LIMIT ADJUSTMENT **Final Assessed Penalty** \$13,125

DEFERRAL 20.0% Reduction **Adjustment** -\$2,625

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 **\$10,500**

Screening Date 7-Feb-2012

Docket No. 2012-0384-AIR-E

PCW

Respondent ExxonMobil Oil Corporation

Policy Revision 3 (September 2011)

Case ID No. 43535

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN102450756

Media [Statute] Air

Enf. Coordinator Amancio R. Gutierrez

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 (<i>number of NOVs meeting criteria</i>)	23	115%
	Other written NOVs	16	32%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	12	240%
	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	6	150%
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 (<i>number of judgements or consent decrees meeting criteria</i>)	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 (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	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 (<i>number of audits for which notices were submitted</i>)	2	-2%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	2	-4%
<i>Please Enter Yes or No</i>			
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) 531%

>> **Repeat Violator (Subtotal 3)**

No

Adjustment Percentage (Subtotal 3) 0%

>> **Compliance History Person Classification (Subtotal 7)**

Average Performer

Adjustment Percentage (Subtotal 7) 0%

>> **Compliance History Summary**

Compliance History Notes

Enhancement for 23 NOVs with same/similar violations, 16 NOVs with dissimilar violations, 12 orders with denial of liability, and six orders without denial of liability. Reduction for two notices of intent to conduct an audit and two disclosures of violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 531%

>> **Final Compliance History Adjustment**

Final Adjustment Percentage *capped at 100% 100%

Screening Date 7-Feb-2012

Docket No. 2012-0384-AIR-E

PCW

Respondent ExxonMobil Oil Corporation

Policy Revision 3 (September 2011)

Case ID No. 43535

PCW Revision August 3, 2011

Reg. Ent. Reference No. RN102450756

Media [Statute] Air

Enf. Coordinator Amancio R. Gutierrez

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 116.715(a) and 122.143(4), Tex. Health & Safety Code § 382.085(b), Permit No. 49138, Special Conditions No. 1, Federal Operating Permit ("FOP") No. O1870, Special Terms & Conditions ("STC") No. 13, FOP No. O1871, STC No. 7, and FOP No. O2044, STC No. 11

Violation Description Failed to prevent unauthorized emissions, as documented during a record review conducted January 4, 2012. Specifically, the Respondent released 1,647.80 pounds ("lbs") of volatile organic compounds, 3,686.37 lbs of carbon monoxide, 440.96 lbs of nitrogen oxides, 6,230.99 lbs of sulfur dioxide, 71.52 lbs of hydrogen sulfide, and 73.94 lbs of particulate matter during an avoidable emissions event (Incident No. 161307) that began on November 2, 2011 and lasted for 24 hours and eight minutes. The event was the result of a power failure caused by a current transformer that was not properly installed. Since the emissions event could have been avoided by better operational practices, the Respondent is precluded from asserting the affirmative defense under 30 Tex. Admin. Code § 101.222.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

Table with columns: Release (Actual, Potential), Harm (Major, Moderate, Minor), and Percent (30.0%). Includes 'OR' label.

>> Programmatic Matrix

Table with columns: Falsification, Major, Moderate, Minor, and Percent (0.0%).

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

Adjustment \$17,500

\$7,500

Violation Events

Number of Violation Events 1 Number of violation days 2

Table for frequency: daily, weekly, monthly (marked with x), quarterly, semiannual, annual, single event.

Violation Base Penalty \$7,500

One monthly event is recommended.

Good Faith Efforts to Comply

25.0% Reduction \$1,875

Table for Good Faith Efforts: Extraordinary, Ordinary (marked with x), N/A (mark with x).

Notes The Respondent completed corrective measures on November 4, 2011, before the January 24, 2012 NOE.

Violation Subtotal \$5,625

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$0 Violation Final Penalty Total \$13,125

This violation Final Assessed Penalty (adjusted for limits) \$13,125

Economic Benefit Worksheet

Respondent ExxonMobil Oil Corporation
Case ID No. 43535
Req. Ent. Reference No. RN102450756
Media Air
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	\$500	2-Nov-2011	4-Nov-2011	0.01	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
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 expense to permanently isolate the affected electrical circuit from the transformer to prevent recurrence of emissions events due to same or similar causes as Incident No. 161307. The Date Required is the date of the emissions event. The Final Date is the date that corrective measures were completed.

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

\$0

Compliance History Report

Customer/Respondent/Owner-Operator:	CN600920748 ExxonMobil Oil Corporation	Classification: AVERAGE	Rating: 3.91
Regulated Entity:	RN102450756 EXXONMOBIL BEAUMONT REFINERY	Classification: AVERAGE	Site Rating: 13.15
ID Number(s):	INDUSTRIAL AND HAZARDOUS WASTE PERMIT		50139
	INDUSTRIAL AND HAZARDOUS WASTE EPA ID		TXD990797714
	INDUSTRIAL AND HAZARDOUS WASTE (SWR) SOLID WASTE REGISTRATION #		30587
	AIR NEW SOURCE PERMITS REGISTRATION		93383
	AIR NEW SOURCE PERMITS REGISTRATION		93721
	AIR NEW SOURCE PERMITS REGISTRATION		93629
	AIR NEW SOURCE PERMITS REGISTRATION		94048
	AIR NEW SOURCE PERMITS REGISTRATION		93639
	AIR NEW SOURCE PERMITS REGISTRATION		93623
	AIR NEW SOURCE PERMITS REGISTRATION		93761
	AIR NEW SOURCE PERMITS REGISTRATION		93474
	AIR NEW SOURCE PERMITS REGISTRATION		93764
	AIR NEW SOURCE PERMITS REGISTRATION		93578
	AIR NEW SOURCE PERMITS REGISTRATION		93964
	AIR NEW SOURCE PERMITS REGISTRATION		94027
	AIR NEW SOURCE PERMITS REGISTRATION		93475
	AIR NEW SOURCE PERMITS REGISTRATION		93762
	AIR NEW SOURCE PERMITS REGISTRATION		93477
	AIR NEW SOURCE PERMITS REGISTRATION		93570
	AIR NEW SOURCE PERMITS REGISTRATION		93767
	AIR NEW SOURCE PERMITS REGISTRATION		93478
	AIR NEW SOURCE PERMITS REGISTRATION		94804
	AIR NEW SOURCE PERMITS REGISTRATION		94612
	AIR NEW SOURCE PERMITS REGISTRATION		94425
	AIR NEW SOURCE PERMITS REGISTRATION		94564
	AIR NEW SOURCE PERMITS REGISTRATION		94341
	AIR NEW SOURCE PERMITS REGISTRATION		92674
	AIR NEW SOURCE PERMITS REGISTRATION		93188
	AIR NEW SOURCE PERMITS REGISTRATION		93142
	AIR NEW SOURCE PERMITS REGISTRATION		92299
	AIR NEW SOURCE PERMITS REGISTRATION		92106

AIR NEW SOURCE PERMITS	REGISTRATION	92539
AIR NEW SOURCE PERMITS	REGISTRATION	92401
AIR NEW SOURCE PERMITS	REGISTRATION	93199
AIR NEW SOURCE PERMITS	REGISTRATION	92399
AIR NEW SOURCE PERMITS	REGISTRATION	91602
AIR NEW SOURCE PERMITS	REGISTRATION	93090
AIR NEW SOURCE PERMITS	REGISTRATION	93179
AIR NEW SOURCE PERMITS	PERMIT	7208
AIR NEW SOURCE PERMITS	REGISTRATION	10291
AIR NEW SOURCE PERMITS	REGISTRATION	11306
AIR NEW SOURCE PERMITS	REGISTRATION	12139
AIR NEW SOURCE PERMITS	REGISTRATION	12817
AIR NEW SOURCE PERMITS	REGISTRATION	13120
AIR NEW SOURCE PERMITS	REGISTRATION	15261
AIR NEW SOURCE PERMITS	REGISTRATION	22999
AIR NEW SOURCE PERMITS	REGISTRATION	24159
AIR NEW SOURCE PERMITS	REGISTRATION	26121
AIR NEW SOURCE PERMITS	REGISTRATION	27000
AIR NEW SOURCE PERMITS	REGISTRATION	26860
AIR NEW SOURCE PERMITS	REGISTRATION	27539
AIR NEW SOURCE PERMITS	REGISTRATION	26859
AIR NEW SOURCE PERMITS	REGISTRATION	30543
AIR NEW SOURCE PERMITS	REGISTRATION	31227
AIR NEW SOURCE PERMITS	REGISTRATION	33642
AIR NEW SOURCE PERMITS	REGISTRATION	33907
AIR NEW SOURCE PERMITS	REGISTRATION	34543
AIR NEW SOURCE PERMITS	REGISTRATION	34963
AIR NEW SOURCE PERMITS	REGISTRATION	37234
AIR NEW SOURCE PERMITS	REGISTRATION	40837
AIR NEW SOURCE PERMITS	REGISTRATION	42051
AIR NEW SOURCE PERMITS	REGISTRATION	42730
AIR NEW SOURCE PERMITS	REGISTRATION	42852
AIR NEW SOURCE PERMITS	REGISTRATION	42951
AIR NEW SOURCE PERMITS	REGISTRATION	43132
AIR NEW SOURCE PERMITS	REGISTRATION	43433

AIR NEW SOURCE PERMITS	REGISTRATION	43675
AIR NEW SOURCE PERMITS	REGISTRATION	44038
AIR NEW SOURCE PERMITS	REGISTRATION	47175
AIR NEW SOURCE PERMITS	PERMIT	49138
AIR NEW SOURCE PERMITS	ACCOUNT NUMBER	JE00671
AIR NEW SOURCE PERMITS	AFS NUM	4824500018
AIR NEW SOURCE PERMITS	REGISTRATION	90127
AIR NEW SOURCE PERMITS	EPA ID	PSDTX932
AIR NEW SOURCE PERMITS	EPA ID	PSDTX768
AIR NEW SOURCE PERMITS	EPA ID	PSDTX768M1
AIR NEW SOURCE PERMITS	EPA ID	PSDTX992
AIR NEW SOURCE PERMITS	REGISTRATION	54487
AIR NEW SOURCE PERMITS	REGISTRATION	72569
AIR NEW SOURCE PERMITS	REGISTRATION	56428
AIR NEW SOURCE PERMITS	REGISTRATION	74552
AIR NEW SOURCE PERMITS	REGISTRATION	75172
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AIR NEW SOURCE PERMITS	EPA ID	PSDTX799
AIR NEW SOURCE PERMITS	EPA ID	PSDTX802
AIR NEW SOURCE PERMITS	REGISTRATION	92941
AIR NEW SOURCE PERMITS	REGISTRATION	78516
AIR NEW SOURCE PERMITS	REGISTRATION	79641
AIR NEW SOURCE PERMITS	EPA ID	PSDTX992M1
AIR NEW SOURCE PERMITS	REGISTRATION	94562
AIR NEW SOURCE PERMITS	REGISTRATION	94731
AIR NEW SOURCE PERMITS	REGISTRATION	94797
AIR NEW SOURCE PERMITS	REGISTRATION	94162
AIR NEW SOURCE PERMITS	REGISTRATION	94294
AIR NEW SOURCE PERMITS	REGISTRATION	94161
AIR NEW SOURCE PERMITS	REGISTRATION	94268
AIR NEW SOURCE PERMITS	REGISTRATION	94279
AIR NEW SOURCE PERMITS	REGISTRATION	94354
AIR NEW SOURCE PERMITS	REGISTRATION	94417
AIR NEW SOURCE PERMITS	REGISTRATION	90470
AIR NEW SOURCE PERMITS	REGISTRATION	90733

AIR NEW SOURCE PERMITS	REGISTRATION	91409
AIR NEW SOURCE PERMITS	REGISTRATION	89878
AIR NEW SOURCE PERMITS	REGISTRATION	90859
AIR NEW SOURCE PERMITS	REGISTRATION	89318
AIR NEW SOURCE PERMITS	REGISTRATION	87985
AIR NEW SOURCE PERMITS	REGISTRATION	85988
AIR NEW SOURCE PERMITS	REGISTRATION	90462
AIR NEW SOURCE PERMITS	REGISTRATION	90917
AIR NEW SOURCE PERMITS	REGISTRATION	91236
AIR NEW SOURCE PERMITS	REGISTRATION	87903
AIR NEW SOURCE PERMITS	REGISTRATION	89728
AIR NEW SOURCE PERMITS	REGISTRATION	90328
AIR NEW SOURCE PERMITS	REGISTRATION	88089
AIR NEW SOURCE PERMITS	REGISTRATION	91148
AIR NEW SOURCE PERMITS	REGISTRATION	87414
AIR NEW SOURCE PERMITS	REGISTRATION	88127
AIR NEW SOURCE PERMITS	REGISTRATION	95575
AIR NEW SOURCE PERMITS	REGISTRATION	95642
AIR NEW SOURCE PERMITS	REGISTRATION	95832
AIR NEW SOURCE PERMITS	REGISTRATION	95993
AIR NEW SOURCE PERMITS	REGISTRATION	96019
AIR NEW SOURCE PERMITS	REGISTRATION	95866
AIR NEW SOURCE PERMITS	REGISTRATION	95647
AIR NEW SOURCE PERMITS	REGISTRATION	86452
AIR NEW SOURCE PERMITS	REGISTRATION	85876
AIR NEW SOURCE PERMITS	REGISTRATION	85990
AIR NEW SOURCE PERMITS	REGISTRATION	87029
AIR NEW SOURCE PERMITS	REGISTRATION	88261
AIR NEW SOURCE PERMITS	REGISTRATION	87499
AIR NEW SOURCE PERMITS	REGISTRATION	90845
AIR NEW SOURCE PERMITS	REGISTRATION	100219
AIR NEW SOURCE PERMITS	REGISTRATION	98893
AIR NEW SOURCE PERMITS	REGISTRATION	99652
AIR NEW SOURCE PERMITS	REGISTRATION	99038

AIR NEW SOURCE PERMITS	REGISTRATION	100673
AIR NEW SOURCE PERMITS	REGISTRATION	97833
AIR NEW SOURCE PERMITS	REGISTRATION	99913
AIR NEW SOURCE PERMITS	REGISTRATION	100526
AIR NEW SOURCE PERMITS	REGISTRATION	101141
AIR NEW SOURCE PERMITS	REGISTRATION	96630
AIR NEW SOURCE PERMITS	REGISTRATION	98064
AIR NEW SOURCE PERMITS	REGISTRATION	100527
AIR NEW SOURCE PERMITS	REGISTRATION	98524
AIR NEW SOURCE PERMITS	REGISTRATION	87735
AIR NEW SOURCE PERMITS	REGISTRATION	89812
AIR NEW SOURCE PERMITS	REGISTRATION	87500
AIR NEW SOURCE PERMITS	REGISTRATION	91227
AIR NEW SOURCE PERMITS	REGISTRATION	92224
AIR NEW SOURCE PERMITS	REGISTRATION	88020
AIR NEW SOURCE PERMITS	REGISTRATION	92943
AIR NEW SOURCE PERMITS	REGISTRATION	91496
AIR NEW SOURCE PERMITS	REGISTRATION	92851
AIR NEW SOURCE PERMITS	REGISTRATION	91853
AIR NEW SOURCE PERMITS	REGISTRATION	86449
AIR NEW SOURCE PERMITS	REGISTRATION	98418
AIR NEW SOURCE PERMITS	REGISTRATION	97520
AIR NEW SOURCE PERMITS	REGISTRATION	99039
AIR NEW SOURCE PERMITS	REGISTRATION	98792
AIR NEW SOURCE PERMITS	REGISTRATION	96587
AIR NEW SOURCE PERMITS	REGISTRATION	97110
AIR NEW SOURCE PERMITS	REGISTRATION	100731
AIR NEW SOURCE PERMITS	REGISTRATION	99410
WASTEWATER	PERMIT	WQ0003426000
WASTEWATER	EPA ID	TX0118737
AIR OPERATING PERMITS	PERMIT	1999
AIR OPERATING PERMITS	PERMIT	1356
AIR OPERATING PERMITS	PERMIT	1871
AIR OPERATING PERMITS	PERMIT	2037

AIR OPERATING PERMITS	ACCOUNT NUMBER	JE00671
AIR OPERATING PERMITS	PERMIT	1870
AIR OPERATING PERMITS	PERMIT	1998
AIR OPERATING PERMITS	PERMIT	2000
AIR OPERATING PERMITS	PERMIT	2036
AIR OPERATING PERMITS	PERMIT	2039
AIR OPERATING PERMITS	PERMIT	2040
AIR OPERATING PERMITS	PERMIT	2041
AIR OPERATING PERMITS	PERMIT	2042
AIR OPERATING PERMITS	PERMIT	2043
AIR OPERATING PERMITS	PERMIT	2044
AIR OPERATING PERMITS	PERMIT	2045
AIR OPERATING PERMITS	PERMIT	2046
AIR OPERATING PERMITS	PERMIT	2047
AIR OPERATING PERMITS	PERMIT	2048
AIR OPERATING PERMITS	PERMIT	2049
AIR OPERATING PERMITS	ACCOUNT NUMBER	JE00671
AIR OPERATING PERMITS	PERMIT	1356
AIR OPERATING PERMITS	PERMIT	1870
AIR OPERATING PERMITS	PERMIT	1871
AIR OPERATING PERMITS	PERMIT	1998
AIR OPERATING PERMITS	PERMIT	1999
AIR OPERATING PERMITS	PERMIT	2000
AIR OPERATING PERMITS	PERMIT	2036
AIR OPERATING PERMITS	PERMIT	2037
AIR OPERATING PERMITS	PERMIT	2039
AIR OPERATING PERMITS	PERMIT	2040
AIR OPERATING PERMITS	PERMIT	2041
AIR OPERATING PERMITS	PERMIT	2042
AIR OPERATING PERMITS	PERMIT	2043
AIR OPERATING PERMITS	PERMIT	2044
AIR OPERATING PERMITS	PERMIT	2046
AIR OPERATING PERMITS	PERMIT	2047
AIR OPERATING PERMITS	PERMIT	2048

AIR OPERATING PERMITS	PERMIT	2049
PETROLEUM STORAGE TANK REGISTRATION	REGISTRATION	12825
STORMWATER	PERMIT	TXR05K942
IHW CORRECTIVE ACTION (SWR)	SOLID WASTE REGISTRATION #	30587
POLLUTION PREVENTION PLANNING	ID NUMBER	P00441
AIR EMISSIONS INVENTORY	ACCOUNT NUMBER	JE00671

Location: 1795 BURT ST, BEAUMONT, TX, 77701

TCEQ Region: REGION 10 - BEAUMONT

Date Compliance History Prepared: January 31, 2012

Agency Decision Requiring Compliance History: Enforcement

Compliance Period: January 31, 2007 to January 31, 2012

TCEQ Staff Member to Contact for Additional Information Regarding this Compliance History
Name: Amancio R. Gutierrez Phone: (512) 239-3921

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? NO
3. If YES, who is the current owner/operator? N/A
4. If YES, who was/were the prior owner(s)/operator(s)? N/A
5. If YES, when did the change(s) in owner or operator occur? N/A
6. Rating Date: 9/1/2011 Repeat Violator: NO

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: 05/25/2007 ADMINORDER 2006-1704-AIR-E
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter D 382.085(b)
Rqmt Prov: 47358 PERMIT
Description: Failure to limit the Volatile Organic Compounds (VOC) emissions from the Ketone 1 Unit to the authorized limit found in Permit 47358.
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter D 382.085(b)
Rqmt Prov: 49125 PERMIT
Description: Failure to limit the Volatile Organic Compounds (VOC) emissions from Tank 2121 to the authorized limit found in Permit 49125.
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter D 382.085(b)
Rqmt Prov: 49125 PERMIT
Description: Failure to limit the Volatile Organic Compounds (VOC) emissions from Tank 2177 to the authorized limit found in Permit 49125.

Effective Date: 10/25/2007 ADMINORDER 2007-0210-AIR-E
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
5C THC Chapter 382, SubChapter D 382.085(b)
Description: Failed to notify the commission of a reportable emission event no later than 24 hours after

the discovery of the 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 D 382.085(b)

Rqmt Prov: 1202 PERMIT
18277 PERMIT
19566, PSD-TX-768M1, and PSD-TX-932 PERMIT
49134 PERMIT
49151 PERMIT

Description: Failed to properly operate emission control equipment during normal operations, which resulted in an emission of sulfur dioxide ("SO2") above the maximum allowable emission rate.

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 D 382.085(b)

Rqmt Prov: Permit By Rule (Standard Exemption 69) PERMIT

Description: Emitted unauthorized emissions of hydrogen sulfide ("H2S").

Classification: Major

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

Rqmt Prov: Permit By Rule (Standard Exemption 69) PERMIT

Description: Emitted unauthorized emissions of volatile organic carbons ("VOCs").

Effective Date: 11/19/2007 ADMINORDER 2005-1906-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failure to comply with an emissions limitation.

Effective Date: 01/12/2008 ADMINORDER 2007-0729-IWD-E

Classification: Moderate

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

Rqmt Prov: Effluent Limits PERMIT

Description: Failure to comply with permit effluent limits as documented by a TCEQ record review of self-reported data.

Classification: Moderate

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

Rqmt Prov: Self-reporting Requirements PERMIT

Description: Failure to submit monitoring results at the intervals specified in the permit as documented by a TCEQ record review.

Effective Date: 02/18/2008 ADMINORDER 2007-0812-AIR-E

Classification: Moderate

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

Rqmt Prov: SC 1 PERMIT

Description: Failed to comply with permitted emission limits. Specifically, vacuum tower off gas was rerouted to the B-2 and B-3 vacuum heaters for combustion due to the shutdown of a transfer piping line from April 11 through May 16, 2007, resulting in a total emissions release of 219,430 pounds of sulfur dioxide ("SO2") over a period of 839 hours and 43 minutes, or approximately 261 pounds per hour. The permitted hourly limit for SO2 is 2.48 pounds per hour.

Effective Date: 05/22/2008 ADMINORDER 2007-1658-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter M 116.1520(c)
5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failed to submit a completed Best Available Retrofit Technology ("BART") analysis by April 30, 2007.

Effective Date: 06/05/2008 ADMINORDER 2007-1547-AIR-E

Classification: Moderate

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

Rqmt Prov: 49138 PERMIT

Description: Failed to maintain the annual 12 month rolling average limit for Volatile Organic Compound ("VOC") emissions for the CHD-1 flare, in violation of 30 TEX. ADMIN. CODE § 116.115(c), New Source

Review Permit No. 49138 Special Condition 1, and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted April 27, 2007. Specifically, the CHD-1 flare exceeded its permitted limit of 17.98 tons per year ("tpy") during January 2006 and February 2006 with rolling averages o

Classification: Moderate

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

Rqmt Prov: NSR Permit 49138 PERMIT

Description: Failed to maintain the annual 12 month rolling average limit for VOC emissions for the Low Pressure ("LP") flare, in violation of 30 TEX. ADMIN. CODE § 116.115(c), New Source Review Permit No. 49138 Special Condition 1, and TEX. HEALTH & SAFETY CODE § 382.085(b), as documented during an investigation conducted April 27, 2007. Specifically, the LP flare exceeded the permitted limit of 13.13 tpy in March 2006 with a rolling average of 37.85 tpy.

Classification: Moderate

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

Rqmt Prov: 49138 PERMIT

Description: Failed to maintain the annual 12 month rolling average limit for VOC emissions for the High Pressure ("HP") flare. Specifically, the HP flare exceeded the permitted limit of 15.1 tpy in March 2006 with a rolling average of 17.7 tpy.

Effective Date: 06/19/2008 ADMINORDER 2007-1606-AIR-E
Classification: Major
Citation: 30 TAC Chapter 101, SubChapter A 101.4
5C THSC Chapter 382, SubChapter A 382.085(b)
Description: Failure to prevent a nuisance condition.

Effective Date: 02/08/2009 ADMINORDER 2008-0821-AIR-E
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)
Rqmt Prov: 49151 PERMIT
O-02041 OP
Description: Failure to limit emissions from Crude Unit A to the authorized limit found in Permit 49151.

Effective Date: 03/12/2009 ADMINORDER 2008-1230-AIR-E
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)
Rqmt Prov: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
O-02048 OP
Description: Failure to maintain an emission rate below the allowable emission limits.

Effective Date: 08/23/2009 ADMINORDER 2008-0153-AIR-E
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382, SubChapter D 382.085(b)
Rqmt Prov: 19566/PSD-TX-768M1/PSD-TX-49 PERMIT
46534 PERMIT
Description: Failed to prevent unauthorized emissions from the Coker Flare (EPN 60FLR_004) and the Fluid Catalytic Cracking Unit Scrubber (EPN 06STK_00) during an emissions event that began on January 12, 2007 and lasted 31 hours, releasing 45.55 tons of SO₂, 3,490 lbs of VOC, 307 lbs of NO_x, 990 lbs of H₂S, and 2,219 lbs of CO from the Coker Flare and 26.29 tons of CO from the Fluid Catalytic Cracking Unit Scrubber.
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382, SubChapter D 382.085(b)
Rqmt Prov: 19566/PSD-TX-768M1/PSD-TX-49 PERMIT
Description: Failed to prevent unauthorized emissions from the Coker Flare (EPN 60FLR_004) during an emissions event that began on May 6, 2007 and lasted 34 hours and 15 minutes, releasing 83.127 tons of SO₂, 7,873 lbs of VOC, 906 lbs of NO_x, 1,806 lbs of H₂S, and 6,544 lbs of CO.
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382, SubChapter D 382.085(b)
Rqmt Prov: 49146 PERMIT
Description: Failed to prevent unauthorized emissions from the Effluent Water Treatment System (EPN 47FUG_001) and Tank 594 (EPN 49 TIF_0594) during an emissions event that began on April 27, 2007

and lasted 27 hours and 30 minutes, releasing 48.4 lbs of benzene, a VOC, from the Effluent Water Treatment System and 633.66 lbs of VOC were released from Tank 594.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: 19566 PERMIT
O-01871 OP

Description: Failed to prevent unauthorized emissions from the Coker Flare, EPN 60FLR_004, in the Coker Unit during an emissions event (Incident No. 95371) that occurred on August 2, 2007 and lasted three hours and 50 minutes, releasing 13,796.40 lbs of SO₂, 419.20 lbs of CO, 149.90 lbs of H₂S, 57.70 lbs of NO_x, and 644 lbs of VOC.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter D 382.085(b)

Rqmt Prov: 19566 PERMIT
O-01871 OP

Description: Failed to prevent unauthorized emissions from the Coker Flare, EPN 60FLR_004, in the Coker Unit during an emissions event (Incident No. 95960) that occurred on August 14, 2007 and lasted 12 hours and 41 minutes, releasing 33,632.20 lbs of SO₂, 1,062.60 lbs of CO, 365.50 lbs of H₂S, 147.10 lbs of NO_x, and 1,548.35 lbs of VOC.

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)

Rqmt Prov: 19566 PERMIT
O-01871 OP

Description: Failed to prevent unauthorized emissions from the Coker Flare, EPN 60FLR_004, during an emissions event that began on September 18, 2007 and lasted for 72 hours and 34 minutes, releasing 79,666 lbs of SO₂, 3,750 lbs of VOC, 2,438 lbs of CO, and 865 lbs of H₂S.

Effective Date: 10/04/2009

ADMINORDER 2009-0568-AIR-E

Classification: Moderate

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

Rqmt Prov: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
O-02039 OP

Description: Failure to maintain an emission rate below the allowable emission limits.

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)

Rqmt Prov: 49138 PERMIT
O-01870 OP

Description: Failure to limit emissions from the CHD-1 Flare to the authorized limit found in Permit 49138.

Effective Date: 10/18/2009

ADMINORDER 2009-0153-AIR-E

Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(2)(F)
30 TAC Chapter 101, SubChapter F 101.201(a)(2)(G)
30 TAC Chapter 101, SubChapter F 101.201(b)(7)
30 TAC Chapter 101, SubChapter F 101.201(b)(9)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to properly report on a September 28, 2003 shut down requiring two reports and seven other reports on emissions events beginning on September 4, 2003 through December 22, 2003.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.110(a)(1)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to prevent unauthorized emissions during an emissions event in the Gas Plant 5 East (GP5E) Unit Debutanizer Tower that began on October 8, 2003 and lasted 2 hours 51 minutes, releasing 162,511.4 lbs of butane, 165,029.5 lbs of n-isobutane, and 89.62 lbs of NO_x. Since the emissions event was not properly reported, ExxonMobil failed to meet the demonstrations for an affirmative defense in 30 Tex. Admin. Code § 101.222.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.110(a)(1)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to prevent unauthorized emissions during an emissions event in the Catalyst HydroDesulfurization - 1 Flare that began on September 23, 2003 and lasted 2 hours 23 minutes, releasing 1,113,30 lbs of H₂S. Since this emissions event was not properly reported, ExxonMobil failed to meet the demonstrations for an affirmative defense in 30 Tex. Admin. Code § 101.222.

Classification: Minor

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

Description: Failed to properly report within 24 hrs of an emissions event at the FCC Unit discovered on 11/11/2003 at 19:10, but not reported to the TCEQ until 11/14/2003 at 21:01; and an emissions event at the FGR Unit discovered on 02/11/2004 at 09:10, but not reported until 02/12/2004 at 14:24. ExxonMobil also failed to submit a copy of the final report to the TCEQ no later than within two weeks after the end of the emissions event at the FCC Unit which ended on 11/11/2003 at 13:27.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.116(a)(1)
5C THC Chapter 382, SubChapter A 382.085(b)

Rqmt Prov: 18425 PERMIT

Description: Failed to prevent unauthorized emissions from the FGR Unit that began on February 11, 2004 at 09:10 hours and lasted till 16:40 hours (7 hours 30 minutes) releasing 28.18 lbs of H2S. Since the emissions event was avoidable, ExxonMobil failed to meet the demonstrations for an affirmative defense in 30 Tex. Admin. Code § 101.222.

Classification: Moderate

Citation: 30 TAC Chapter 112, SubChapter A 112.3(c)
5C THC Chapter 382, SubChapter A 382.085(b)

Description: Failed to prevent unauthorized emissions during an emissions event at the Sulfur Plant 3 that began on March 9, 2004 and lasted 1 hour and 23 minutes, releasing 50.00 lbs of CO, 516.47 lbs of H2S, 6.95 lbs of NOx, 49,374.20 lbs of SO2, and 19.98 lbs of VOC. In addition, results from a TCEQ air dispersion modeling audit showed the maximum predicted SO2 ground level concentration was 0.61 ppmv during the emissions event; therefore the 30-minute average SO2 net ground level concentration standard

Classification: Moderate

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

Rqmt Prov: O-02044 OP

Permit 46534/PSD-TX-992 PERMIT

Description: Failed to prevent unauthorized emissions. Specifically, ExxonMobil released 171,709.43 lbs of unauthorized carbon monoxide and 1,551.28 lbs of unauthorized ammonia from the Carbon Monoxide Boiler Unit during an avoidable emissions event that began May 10, 2008 and lasted seven hours and 18 minutes. The root cause of the event was the boiler water feed level dropping below a safe level, causing the unit to automatically shut down. Since this emissions event could have been avoided by better oper

Effective Date: 06/04/2010

ADMINORDER 2009-1194-IWD-E

Classification: Minor

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

Rqmt Prov: Effluent Limits PERMIT

Description: Failure to comply with permit effluent limits as documented by a TCEQ record review of self-reported data.

Classification: Moderate

Citation: 30 TAC Chapter 305, SubChapter F 305.125(17)

Rqmt Prov: 24-hour Acute Biomonitoring Requirements PERMIT

Description: Failure to timely submit effluent monitoring results at the intervals specified in the permit as documented by a TCEQ record review.

Effective Date: 10/15/2010

ADMINORDER 2010-0586-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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)

Rqmt Prov: FOP O-02048, General Terms and Condition OP

FOP O-02048, Special Condition 11 OP

NSR Permit 19566, Special Condition 1 PERMIT

Description: Failure to maintain emission rates below the allowable emission limits.

Effective Date: 11/15/2010

ADMINORDER 2010-0258-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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)

Rqmt Prov: FOP O-01998 General Terms and Conditions OP

FOP O-01998 Special Condition 15 OP

NSR Permit 19566, Special Condition 1 PERMIT

Description: Failed to maintain an emission rate below the allowable limit for CO from the Crude B Vacuum Heater [Emission Point Number ("EPN") 05STK_002], and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the permitted rolling CO emission limit of 8.20 tpy during the January 1, 2007 through December 31, 2007 period by 15.26 tpy and during the January 1, 2008 through December 31, 2008 period by 12.92 tpy.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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)

Rqmt Prov: FOP O-02041, General Terms and Condition OP
FOP O-02041, Special Condition 13 OP
NSR Permit 49151, Special Condition 1 PERMIT

Description: Failed to maintain emission rates below the allowable limits for CO and sulfur dioxide ("SO2") from the Atmospheric Heater B1-A (EPN 36STK_002). Specifically, the Respondent exceeded the permitted CO emission limit of 18.72 lbs/hr on February 29, 2008, May 13, 2008, May 16, 2008, and June 11, 2008 with a total exceedance of 68.02 lbs. In addition, the permitted SO2 emission limit of 6.60 lbs/hr was exceeded on February 2, 2008, February 3, 2008, and March 2, 2008 with a total exceedance of 5.80 lbs.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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)

Rqmt Prov: FOP O-02041, General Terms and Condition OP
FOP O-02041, Special Condition 13 OP
NSR Permit 49151, Special Condition 1 PERMIT

Description: Failed to maintain emission rates below the allowable limits for CO and SO2 from the Atmospheric Heater B1-B (EPN 36STK_004). Specifically, the Respondent exceeded the permitted CO emission limit of 18.72 lbs/hr on August 10, 2008 and January 18, 2009 with a total exceedance of 10.46 lbs. In addition, the permitted SO2 emission limit of 6.60 lbs/hr was exceeded on February 2, 2008 and February 3, 2008 with a total exceedance of 10.50 lbs.

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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)

Rqmt Prov: FOP O-02041, General Terms and Condition OP
FOP O-02041, Special Condition 13 OP
NSR Permit 49151, Special Condition 1 PERMIT

Description: Failed to maintain emission rates below the allowable limits for SO2 from the Vacuum Heater B-2 (EPN 36STK_006). Specifically, the Respondent exceeded the permitted SO2 emission limit of 2.48 lbs/hr on February 2, 2008, February 3, 2008, and March 2, 2008 with a total exceedance of 6.36 lbs.

Classification: Moderate

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

Rqmt Prov: FOP O-02045 General Terms and Conditions OP
FOP O-02045 Special Condition No. 13 OP
NSR Permit 49145, Special Condition 1 PERMIT

Description: Failed to comply with permitted emission limits. Specifically, during an emissions event (Incident No. 129619) that began on September 18, 2009, the Respondent failed to prevent a back-flow between the No. 1 Deethanizer Tower and No. 2 Deethanizer Tower, causing the unauthorized release of 7,957.50 lbs of propane, 21.20 lbs of ethylene, 63.50 lbs of propylene, 2,105 lbs of isobutane, 1,535.50 lbs of butane, 42.3 lbs of butene, 217.80 lbs of pentane, and 490.20 lbs of isopentane from the No. 1 De

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt Prov: General Terms and Conditions OP
NSR 49151 SC 1 OP
Special Terms and Conditions No. 13 OP

Description: Failed to maintain emission rates below the allowable limits for SO2 from the Vacuum Heater B-3 (EPN 36STK_007), as documented during an investigation conducted on November 20, 2009. Specifically, the Respondent exceeded the permitted SO2 emission limit of 2.48 lbs/hr on February 2, 2008 and March 2, 2008 with a total exceedance of 2.34 lbs.

Effective Date: 03/19/2011

ADMINORDER 2010-1114-AIR-E

Classification: Moderate

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

Rqmt Prov: FOP O-02036 General Terms and Conditions OP
FOP O-02036, Special Condition 2F OP

Description: Failed to report an emissions event within 24 hours after the discovery. RE had an

emissions event on January 9, 2010 that was not reported until January 11, 2010.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.102(a)(1)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: NSR PERMIT 49138, Special Condition 13 PERMIT
NSR Permit 49138, Special Condition 16 PERMIT
NSR Permit 49138, Special Condition 17 PERMIT
NSR Permit 49138, Special Condition 18 PERMIT
Spec. Cond. 13, 16, 17, 18 PERMIT

Description: Failed to maintain emission levels below 1.0 lb of PM per 1,000 lbs of coke burned.

Classification: Moderate

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

Rqmt Prov: FOP O-02036, General Terms and Condition OP
FOP O-02036, Special Condition 11 OP
NSR Permit 49138, Special Condition 1 PERMIT
Special Condition 1 PERMIT

Description: Failed to prevent unauthorized emissions.

Effective Date: 10/02/2011

ADMINORDER 2011-0374-AIR-E

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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)

Rqmt Prov: PSD-TX-768M1 PERMIT
PSD-TX-932 PERMIT
Special Condition 1 PERMIT
Special Condition 14 OP

Description: Failure to maintain emission rates below the allowable emission limits. EIC A8(c)(2)(A)(ii)

MOD 2D

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

C. Chronic excessive emissions events.
N/A

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

- 1 04/21/2007 (401393)
- 2 02/13/2007 (483611)
- 3 08/31/2007 (483835)
- 4 04/21/2007 (497645)
- 5 11/07/2007 (508947)
- 6 11/07/2007 (512385)
- 7 02/01/2007 (517030)
- 8 02/14/2007 (534587)
- 9 02/01/2007 (538035)
- 10 02/28/2007 (538222)
- 11 02/26/2007 (538573)
- 12 03/01/2007 (538654)

13 02/27/2007 (538681)
14 04/23/2007 (553970)
15 03/21/2007 (553990)
16 08/30/2007 (554099)
17 08/28/2007 (557812)
18 06/14/2007 (558039)
19 05/11/2007 (559959)
20 06/26/2007 (561757)
21 05/25/2007 (561932)
22 06/01/2007 (562352)
23 07/25/2007 (562752)
24 09/14/2007 (563130)
25 08/28/2007 (563149)
26 07/25/2007 (563491)
27 07/24/2007 (564244)
28 08/14/2007 (565531)
29 07/25/2007 (565599)
30 08/23/2007 (565800)
31 07/03/2007 (566239)
32 10/08/2007 (571920)
33 10/05/2007 (572014)
34 10/08/2007 (572040)
35 10/08/2007 (572051)
36 10/11/2007 (572058)
37 10/03/2007 (573096)
38 08/31/2007 (573644)
39 10/15/2007 (574177)
40 02/22/2007 (589095)
41 03/23/2007 (589096)
42 04/16/2007 (589097)
43 05/18/2007 (589098)
44 06/25/2007 (589099)
45 02/22/2007 (589100)

46 12/17/2007 (594318)
47 11/20/2007 (595467)
48 11/27/2007 (596296)
49 12/17/2007 (601083)
50 12/17/2007 (601087)
51 08/20/2007 (605719)
52 09/21/2007 (605720)
53 01/14/2008 (610848)
54 12/28/2007 (610948)
55 12/28/2007 (613083)
56 03/03/2008 (613306)
57 02/28/2008 (613307)
58 01/17/2008 (613632)
59 03/06/2008 (614501)
60 02/29/2008 (614701)

61 03/10/2008 (617338)
62 02/29/2008 (617754)
63 10/23/2007 (631302)
64 11/19/2007 (631303)
65 12/13/2007 (631304)
66 10/23/2007 (631305)
67 03/14/2008 (639150)
68 04/23/2008 (639997)
69 04/22/2008 (640288)
70 05/12/2008 (640530)
71 06/02/2008 (641290)
72 04/28/2008 (641898)
73 04/25/2008 (653577)
74 06/11/2008 (654705)
75 06/18/2008 (670745)
76 06/18/2008 (670786)
77 06/18/2008 (670813)

78 06/19/2008 (671251)
79 06/18/2008 (671590)
80 02/25/2008 (677292)
81 02/25/2008 (677293)
82 07/11/2008 (682224)
83 06/06/2008 (682314)
84 06/17/2008 (683447)
85 08/02/2008 (684254)
86 08/25/2008 (685007)
87 08/25/2008 (685012)
88 07/10/2008 (685796)
89 10/02/2008 (688787)
90 10/07/2008 (689613)
91 03/20/2008 (695967)
92 04/21/2008 (695968)
93 05/20/2008 (695969)
94 08/27/2008 (700540)
95 10/08/2008 (700569)
96 11/18/2008 (701943)
97 01/15/2009 (708625)
98 01/27/2009 (709901)
99 06/24/2008 (717575)
100 08/22/2008 (717576)
101 02/05/2009 (721835)
102 02/23/2009 (725237)
103 03/11/2009 (726626)
104 08/31/2008 (732903)
105 10/29/2008 (732904)
106 09/30/2008 (732905)
107 11/24/2008 (732906)
108 12/22/2008 (732907)
109 03/31/2009 (736428)
110 03/03/2009 (736939)

111 03/27/2009 (739156)
112 03/27/2009 (739409)
113 04/06/2009 (741350)
114 07/17/2009 (743021)
115 05/14/2009 (744597)
116 05/14/2009 (744739)
117 07/30/2009 (746072)
118 07/02/2009 (746339)
119 07/16/2009 (747896)
120 08/12/2009 (748428)
121 08/13/2009 (748526)
122 02/17/2009 (756127)
123 01/26/2009 (756128)
124 07/23/2009 (759123)
125 07/23/2009 (759128)

126 08/28/2009 (760750)
127 08/17/2009 (761629)
128 10/01/2009 (764862)
129 08/31/2009 (765941)
130 09/03/2009 (766203)
131 03/06/2009 (773109)
132 04/16/2009 (773110)
133 05/22/2009 (773111)
134 05/18/2009 (773112)
135 05/18/2009 (773113)
136 10/19/2009 (776515)
137 10/28/2009 (777385)
138 09/28/2009 (777659)
139 11/08/2009 (777673)
140 10/29/2009 (777718)
141 11/11/2009 (778662)
142 11/11/2009 (778668)

143 10/23/2009 (780020)
144 11/03/2009 (780848)
145 11/03/2009 (780872)
146 12/23/2009 (782616)
147 01/13/2010 (783323)
148 01/06/2010 (784179)
149 02/02/2010 (785231)
150 12/18/2009 (785626)
151 02/22/2010 (788850)
152 02/23/2010 (789570)
153 01/26/2010 (789633)
154 02/24/2010 (789976)
155 03/17/2010 (790388)
156 03/15/2010 (792080)
157 03/22/2010 (792703)
158 06/14/2010 (795153)
159 04/14/2010 (795287)
160 04/26/2010 (796278)
161 04/26/2010 (796283)
162 04/26/2010 (796289)
163 05/26/2010 (798629)
164 05/27/2010 (798916)
165 05/21/2010 (799713)
166 05/19/2010 (800571)
167 05/27/2010 (800580)
168 05/27/2010 (800741)
169 05/07/2010 (800781)
170 05/26/2010 (802347)
171 02/19/2010 (819504)
172 06/24/2009 (819505)
173 07/22/2009 (819506)
174 08/20/2009 (819507)
175 09/08/2009 (819508)

176	10/22/2009	(819509)
177	11/23/2009	(819510)
178	12/22/2009	(819511)
179	12/22/2009	(819512)
180	06/22/2010	(824891)
181	07/21/2010	(827714)
182	04/14/2010	(836078)
183	05/20/2010	(836079)
184	08/25/2010	(841929)
185	10/18/2010	(842428)
186	08/15/2010	(843986)
187	08/05/2010	(844640)
188	08/11/2010	(844771)
189	06/21/2010	(847869)
190	08/26/2010	(849478)
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191	11/02/2010	(860752)
192	07/12/2010	(862277)
193	08/18/2010	(868888)
194	08/17/2010	(868889)
195	10/29/2010	(872164)
196	11/15/2010	(872170)
197	11/10/2010	(873621)
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198	09/02/2010	(875747)
199	11/16/2010	(877768)
200	02/10/2011	(878797)
201	06/13/2011	(880219)
202	10/12/2010	(883318)
203	01/03/2011	(886717)
204	02/10/2011	(887328)
205	02/28/2011	(887885)
206	11/12/2010	(889719)
207	02/10/2011	(891601)

208 03/17/2011 (893018)
209 04/26/2011 (894214)
210 02/12/2011 (894965)
211 12/15/2010 (898089)
212 12/31/2010 (903989)
213 04/27/2011 (907221)
214 04/26/2011 (907669)
215 04/15/2011 (907888)
216 02/22/2011 (910870)
217 06/10/2011 (912391)
218 06/10/2011 (912718)
219 04/18/2011 (912915)
220 04/18/2011 (912996)
221 04/27/2011 (913196)
222 06/10/2011 (913443)
223 06/17/2011 (913922)
224 06/10/2011 (914031)
225 06/05/2011 (914199)
226 03/06/2011 (918136)
227 06/10/2011 (924166)
228 06/10/2011 (924182)
229 06/10/2011 (924356)
230 04/07/2011 (930462)
231 06/28/2011 (933481)
232 06/28/2011 (933643)
233 08/16/2011 (936712)
234 03/31/2011 (939845)
235 07/25/2011 (940908)
236 08/11/2011 (944157)
237 01/26/2012 (944985)
238 06/30/2011 (947258)
239 08/28/2011 (948634)
240 07/19/2011 (954516)

241 10/07/2011 (957505)
 242 10/07/2011 (958003)
 243 10/12/2011 (958107)
 244 08/15/2011 (961099)
 245 11/30/2011 (964138)
 246 11/28/2011 (964268)
 247 11/29/2011 (964303)
 248 09/08/2011 (967185)
 249 11/30/2011 (969907)
 250 12/15/2011 (970134)
 251 12/09/2011 (970433)
 252 10/13/2011 (973154)
 253 01/20/2012 (975676)
 254 01/24/2012 (976975)
 255 11/28/2011 (979292)

256 01/25/2012 (982065)
 257 01/17/2012 (986122)

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

Date: 02/28/2007 (589096) CN600920748
 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: 03/01/2007 (538222) CN600920748
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
 30 TAC Chapter 113, SubChapter C 113.340
 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)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-01356 OP
 Description: Failure to operate without a cap, blind flange, plug, or a second valve installed on equipment in VOC service.

Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
 30 TAC Chapter 113, SubChapter C 113.340
 30 TAC Chapter 115, SubChapter D 115.352(2)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(2)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-01999 OP
 Description: Failure to make the first attempt of repair within five days for one valve located in Unit ID 47FUG#001.

Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
 30 TAC Chapter 113, SubChapter C 113.340

30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-01999 OP

Description: Failure to operate three sample systems with a closed-purged, closed-loop, or closed-vent system located in Unit ID 47FUG#001.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-01999 OP

Description: Failure to monitor nineteen valves in Volatile Organic Compound (VOC) service located in Unit ID 67FUG#002 and fifteen valves in VOC service located in Unit ID 67FUG#001.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter B 115.114(a)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(1)(iii)
5C THC Chapter 382, SubChapter D 382.085(b)
O-01999 OP

Description: Failure to conduct the annual gap measurement on the secondary seal for tank 47SMP#4136.

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)
O-01999 OP

Description: Failure to report deviations in the appropriate deviation report and in a timely manner.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter B 115.114(a)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.113b(a)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(a)(2)(i)
5C THC Chapter 382, SubChapter D 382.085(b)
O-01999 OP

Description: Failure to conduct the annual visual primary seal inspection for tanks 47TIF#1313, 47TIF#1312, 47TIF#4001, 47TIF#0411, 47TIF#0412 and 47TIF#0413.

Date: 08/29/2007 (557812) CN600920748

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter B 115.112(a)(1)
30 TAC Chapter 116, SubChapter B 116.115(c)
49125 PERMIT
5C THC Chapter 382, SubChapter D 382.085(b)

Description: Failure to vent Volatile Organic Compounds (VOC) from Tank 2121 (Unit ID 50TFX#2121) to the flare.

Date: 08/30/2007 (554099) CN600920748

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.354(2)(A)
30 TAC Chapter 115, SubChapter D 115.354(2)(B)
30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 115, SubChapter D 115.354(2)(D)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-4(a)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-01870 OP
O-02036 OP

Description: Failure to monitor a pressure relief valve (PRV) in Volatile Organic Compound (VOC) service located in Unit ID 32FUG#001 and four hundred components in VOC service located in Unit ID 61FUG#001.

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 A 60.18(c)(3)(ii)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(6)(ii)
 49138 PERMIT
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-01871 OP
 Description: Failure to maintain a minimum of 300 British thermal units per standard cubic feet (Btu/scf) net heating value for the waste gas sent to the flares.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
 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)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-01871 OP
 O-02039 OP
 O-02040 OP
 Description: Failure to operate with a cap, blind flange, plug, or a second valve installed on equipment in VOC service.

Self Report? NO Classification: Minor

Citation: 19566/PSD-TX-768M1 and PSD-TX932 PERMIT
 30 TAC Chapter 101, SubChapter A 101.20(1)
 30 TAC Chapter 101, SubChapter A 101.20(3)
 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 QQQ 60.692-2(a)(3)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-02036 OP
 Description: Failure to conduct nine weekly inspections for inactive drains located in Unit ID 61SEW#001.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-02036 OP
 O-02040 OP
 Description: Failure to operate one sample system, located in Unit ID 61FUG#001, and four sample systems, located in 39FUG#001, with a closed-purged, closed-loop, or closed-vent system.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Part 60, Subpart QQQ 60.698(b)(1)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-02036 OP
 Description: Failure to certify the New Source Performance Standards (NSPS), Subpart QQQ inspection in the semiannual report.

Self Report? NO Classification: Minor

Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
 30 TAC Chapter 101, SubChapter A 101.20(3)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-02039 OP
 Description: Failure to maintain a retaining wall around the coke stockpile located in Unit ID 04FUG#003.

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 60.482-4(d)(2)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-02040 OP
 Description: Failure to replace seven rupture disks located in Unit ID 42FUG#001 within five days following a release.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.654(f)
 5C THC Chapter 382, SubChapter D 382.085(b)
 O-02040 OP
 Description: Failure to provide notification of the addition of Group 1 emission points in the Notification of Compliance Status Report within 60 days following the end of the 6-month period.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.312(a)(2)(C)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02040 OP

Description: Failure to control emissions to an efficiency of at least 90 % for two hotwells located in Unit ID 41FUG#001.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(1)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02040 OP

Description: Failure to repair nine components, located in Unit ID's 37FUG#001 and 42FUG#001, within 15 days after discovery of a leak.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)(C)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02036 OP
O-02040 OP

Description: Failure to submit the deviation reports for OP O-02036 and O-02040 within 30 days after the end of the reporting period.

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)
O-01871 OP

Description: Failure to report three violations as deviations that were documented during an on-site compliance investigation (Investigation No. 456876) conducted on February 2 through 15, 2006.

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 A 60.18(e)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(3)
49138 PERMIT
5C THC Chapter 382, SubChapter D 382.085(b)
O-01871 OP

Description: Failure to operate the plant flares with a flame present at all times.

Self Report? NO Classification: Moderate

Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter D 382.085(b)
O-01870 OP

Description: Failure to operate the stack burner/thermal oxidizer (Unit ID 32STK#001) at greater than 3% O2 in the SRU Stack on October 11, 2006.

Date: 08/30/2007 (563149) CN600920748
Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
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)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02042 OP
O-02047 OP

Description: Failure to operate with a cap, blind flange, plug, or a second valve installed on equipment in VOC service. C10 cannot be picked.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(1)
30 TAC Chapter 115, SubChapter D 115.352(1)(A)
30 TAC Chapter 115, SubChapter D 115.352(1)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02042 OP
O-02043 OP
O-02046 OP
O-02047 OP

Description: Failure to repair the following components within 15 days after a leak is found.
C10 cannot be picked.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.354(2)
30 TAC Chapter 115, SubChapter D 115.354(2)(A)
30 TAC Chapter 115, SubChapter D 115.354(2)(B)
30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 115, SubChapter D 115.354(2)(D)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02042 OP
O-02043 OP
O-02044 OP

Description: Failure to monitor components in VOC service. C10 cannot be picked.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT QQQ 60.692-1(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02042 OP

Description: Failure to modify the Platinum Reformer (PtR) 3 sewer system located in Unit ID 27SEW#001 to comply with requirements found in 40 CFR Part 60, Subpart QQQ.

Self Report? NO Classification: Moderate

Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(3)
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 QQQ 60.692-2(a)(2)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT QQQ 60.692-2(a)(3)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02043 OP

Description: Failure to document a weekly inspection for inactive drains and two monthly inspections for active drains located in the following Unit ID 20SEW#001.

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)
O-02043 OP
O-02044 OP

Description: Failure to include deviations for missing NSPS QQQ inspections for January and February, 2006 within the semiannual deviation report (SDR) submitted in April, 2006 and failure to include a deviation for the January 26, 2006 Fluidized Catalytic Cracker Wet Gas Scrubber (FCCWGS) Carbon Monoxide (CO) exceedance within the SDR submitted in March, 2006.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)(C)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02042 OP

Description: Failure to submit the deviation report for OP O-02042 within 30 days after the end of the reporting period.

Date: 09/30/2007 (631302) CN600920748

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: 12/18/2007 (594318) CN600920748

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(1)(A)
30 TAC Chapter 115, SubChapter D 115.352(1)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02037 OP
O-02041 OP
O-02048 OP

Description: Failure to repair the following components within 15 days after a leak is found for

the following operating permits and Unit Identifications (IDs): O-02037 - five components located in Unit IDs 52FUG#001, 53FUG#001, and 54FUG#001; O-02041 - five components located in Unit ID 36FUG#001; and O-02048 - twenty components located in Unit ID 49FUG#001.

- Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 113, SubChapter C 113.340
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)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02037 OP
O-02048 OP
O-02049 OP
Description: Failure to operate without a cap, blind flange, plug, or a second valve installed on equipment in VOC service for the following operating permits and Unit IDs:
O-02042 - seventy-nine sample systems located in Unit IDs 52FUG#001, 53FUG#001, and 54FUG#001; O-02048 - one open ended line located in Unit ID 49FUG#001; and O-02049 - two missing bull plugs located in Unit ID 50FUG#001.
- Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02037 OP
Description: Failure to operate three sample systems, located in Unit IDs 52FUG#001, 53FUG#001, and 54FUG#001, with a closed-purged, closed-loop, or closed-vent system.
- Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
56617 PERMIT
5C THC Chapter 382, SubChapter D 382.085(b)
O-02037 OP
Description: Failure to operate the Wharf Loading Operations, Unit ID 53LBS#001, below the permitted loading limit of 4054 barrels per hour for gasoline components on twenty- three days between January 3, 2006 and December 7, 2006.
- Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.354(2)(A)
30 TAC Chapter 115, SubChapter D 115.354(2)(B)
30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 115, SubChapter D 115.354(2)(D)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02041 OP
Description: Failure to monitor two hundred, eleven components in VOC service that are located in Unit ID 36FUG#001.
- Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 113, SubChapter C 113.340
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 CC 63.646(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.119(a)(1)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02048 OP
O-02049 OP
Description: Failure to maintain the true vapor pressure (TVP) at less than 11.0 pounds per square inch atmosphere (psia) for Tank 718 (Unit ID 49TEF#0718), Tank 1352 (Unit ID 49TEF#1352), Tank 1366 (Unit ID 49TEF#1366), and Tank 782 (Unit ID 49TIF#0782).
- Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.110(a)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THC Chapter 382, SubChapter D 382.085(b)
O-02048 OP
Description: Failure to submit a PI-7 prior to construction of Tank 5015 (Unit ID 49TEF#5015).
- Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
5C THC Chapter 382, SubChapter D 382.085(b)

Description: O-02049 OP
Failure to make the first attempt of repair within five days for three components located in Unit ID 50FUG#001.

Date: 02/29/2008 (613307) CN600920748
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 THSC Chapter 382 382.085(b)
O-01356 OP
O-01999 OP

Description: Failure to include deviations within the Federal Operating Permit.
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
O-01999 OP

Description: Failure to repair one component within 15 days after a leak is found for FOP O-01999 and located in Unit ID 67FUG#001.

Date: 06/02/2008 (641290) CN600920748
Self Report? NO Classification: Moderate

Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(3)
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)
O-01870 OP

Description: Failure to operate the stack burner/thermal oxidizer (Unit ID 32STK#001) at greater than 3% O2 in the SRU Stack on the following dates; January 12, 2007, July 17, 2007, and August 7, 2007.

Self Report? NO Classification: Moderate

Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(3)
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)
O-01870 OP

Description: Failure to limit the in-stack concentration of SO2 from the thermal oxidizer (Unit ID 32STK#001) to less than 250 ppmv on the following dates; April 28, 2007 and May 7, 2007.

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 A 60.18(e)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(3)
49138 PERMIT
5C THSC Chapter 382 382.085(b)
O-01871 OP

Description: Failure to operate the plant flares with a flame present at all times.

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 A 60.18(c)(3)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(6)(ii)
49138 PERMIT
5C THSC Chapter 382 382.085(b)
O-01871 OP

Description: Failure to maintain a minimum of 300 British thermal units per standard cubic feet (Btu/scf) net heating value for the waste gas sent to the flares.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
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)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
O-01871 OP

Description: Failure to operate without a cap, blind flange, plug, or a second valve installed on equipment in VOC service for one component located in Unit ID 04BLW#004 and one component located in Unit ID 60BLW#003.

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)
30 TAC Chapter 122, SubChapter B 122.145(2)(B)
5C THSC Chapter 382 382.085(b)
O-01871 OP
Description: Failure to include two deviations within the Federal Operating Permit (FOP)
O-01871 semiannual deviation report (SDR) submitted in May 31, 2007.

Self Report? NO Classification: Moderate
Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(3)
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)
O-02036 OP
Description: Failure to conduct the second and third quarter, 2007, cylinder gas audit for
CEMS located in Cogeneration Turbine 1, Unit 41 (Unit ID: 61STK_001) and the
second quarter, 2007, cylinder gas audit for CEMS located in Cogeneration
Turbine 3, Unit 43 (Unit ID: 61STK_003).

Self Report? NO Classification: Moderate
Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(3)
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)
O-02036 OP
Description: Failure to maintain the concentration limit of NOx and NH3 for Cogeneration
Turbine 3, Unit 43 (Unit ID 61STK_003) on October 12, 2007.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT QQQ 60.692-2(a)(3)
5C THSC Chapter 382 382.085(b)
O-02039 OP
Description: Failure to conduct one weekly inspection from December 10 through 17, 2006,
for inactive drains located in Unit ID 04SEW#001.

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 61.343(c)
5C THSC Chapter 382 382.085(b)
O-02039 OP
Description: Failure to conduct the first quarter, 2007 tank inspection for Tanks 4026, 4028,
and 4029.

Self Report? NO Classification: Minor
Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(3)
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)
O-02039 OP
Description: Failure to maintain a retaining wall around the coke stockpile located in Unit ID
04FUG#003.

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-3(g)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
O-02039 OP
Description: Failure to make the first attempt of repair within five days for a compressor
located in Unit ID 04FUG#001.

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
40 CFR Part 60, Subpart VV 60.482-3(g)(1)
5C THSC Chapter 382 382.085(b)
O-02039 OP
Description: Failure to repair the following components within 15 days after a leak is found for
a compressor located in Unit ID 04FUG#001.

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: 07/14/2008 (682224) CN600920748
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.219(d)
30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)
O-02042 OP
Description: Failure to report Nitrogen Oxides (NOx) pounds per Million British thermal unit (lb/MMBtu) 30 day average exceedances from the PtR3 Heater in the NOx Reasonably Available Control Technology (RACT) Semiannual Report.

Self Report? NO Classification: Moderate
Citation: 18277 PERMIT

19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 101, SubChapter A 101.20(3)
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 60.104(a)(1)
5C THSC Chapter 382 382.085(b)
O-02042 OP
O-02043 OP
Description: Failure to limit the concentration of Hydrogen Sulfide (H2S) from the North Fuel Gas Drum to 150 ppm.

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
O-02043 OP

Description: Failure to monitor a flange, located in Unit ID 20FUG#001, after final repair within 15 days of discovery of a leak.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
O-02043 OP
O-02046 OP
O-02047 OP

Description: Failure to operate sample systems with a closed-purged, closed-loop, or closed-vent system for the following operating permits and Unit ID's: O-02043 - sample system located in 20FUG#001, O-02046 - sample systems located in 02FUG#001, 08FUG#001, and 09FUG#001, and O-02047 - sample systems located in several operating units in 25FUG#001.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT QQQ 60.698(c)
5C THSC Chapter 382 382.085(b)
O-02043 OP

Description: Failure to report wastewater system inspection findings in the semiannual report as required by 40 CFR Part 60, Subpart QQQ.

Self Report? NO Classification: Minor
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)
O-02043 OP
O-02046 OP
O-02047 OP

Description: Failure to operate without a cap, blind flange, plug, or a second valve installed on equipment in VOC service for the following operating permits and Unit ID's: O-02043 - one bullplug found missing in Unit ID 19FUG#001, O-02046 - two bullplugs found missing in Unit ID 02FUG#001, and O-02047 - one bullplug found missing in Unit ID 25FUG#001.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)
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 VV 60.482-7(a)
46534 PERMIT
5C THSC Chapter 382 382.085(b)

O-02044 OP
Description: Failure to monitor Carbon Monoxide (CO), Nitrogen Oxides (Nox), and Sulfur Dioxide (SO2) pound per hour emissions at Unit ID 06STK_003.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter D 115.354(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Part 60, Subpart VV 60.482-4(b)(1)
5C THSC Chapter 382 382.085(b)
O-02044 OP
Description: Failure to monitor a relief valve, located in Unit ID 06FUG#001 and discovered venting to the atmosphere.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter B 115.121(a)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-10(m)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.643(a)(1)
5C THSC Chapter 382 382.085(b)
O-02046 OP
Description: Failure to control vent gas streams located in the following Unit ID's; 02BLW#007, 03BLW#007, 08BLW#007, 09BLW#007, 10BLW#007, 11BLW#007, 12BLW#007, 08VNT_001, 10VNT_001, 11TVV_001, and 12TVV_001.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
49148 PERMIT
5C THSC Chapter 382 382.085(b)
O-02047 OP
Description: Failure to conduct a stack test on the pre-treater charge heater, Unit ID 25HTR#001, within 180 days of installation of low NOx burners.
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)
30 TAC Chapter 122, SubChapter B 122.145(2)(B)
5C THSC Chapter 382 382.085(b)
O-02047 OP
Description: Failure to include a deviation within the Federal Operating Permit (FOP) O-02047 semiannual deviation report (SDR) submitted on October 1, 2007. The deviation was documented in the second six month SDR submitted on March 31, 2008. The original deviation, documented in violation track number 337432, was for not conducting a stack test on the pre-treater charge heater within 180 days of installation of low NOx burners.

Date: 07/31/2008 (717576) CN600920748
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: 08/31/2008 (732904) CN600920748
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: 10/31/2008 (732906) CN600920748
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: 11/18/2008 (701943) CN600920748
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
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 QQQ 60.692-2(a)(2)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT QQQ 60.692-2(a)(3)
5C THSC Chapter 382 382.085(b)
O-02042 OP
O-02043 OP
Permit 19566/PSD-TX-768M1 PERMIT

Description: Failure to conduct seven weekly inspections and seven monthly inspections as documented in the 40 CFR Part 60, Subpart QQQ semiannual report and certification for the period of January 1, 2008 through June 30, 2008,

Date: 11/30/2008 (732907) CN600920748
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: 12/31/2008 (756128) CN600920748
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: 01/27/2009 (709901) CN600920748
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
56617 PERMIT
5C THSC Chapter 382 382.085(b)
O-02037 OP
Description: Failure to operate the Loading and Unloading Operations, Unit ID 52LBA#001, below the permitted loading limit of 1700 barrels per hour for caustic on August 1, 2007.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 106, SubChapter K 106.261(a)(7)(B)
30 TAC Chapter 116, SubChapter B 116.110(a)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
O-01999 OP

O-02037 OP
O-02048 OP
Description: Failure to submit a PI-7 for the Marine Vapor Flare, Unit ID 60FLR#009, multiple sources in the North Tanks operating area, and fugitive component additions found in Unit ID 57FUG#001.

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(c)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
O-02041 OP

Description: Failure to make the first attempt of repair within five days for one pump located in Unit ID 36FUG#001.

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.105(a)(4)
5C THSC Chapter 382 382.085(b)
O-02041 OP

Description: Failure to monitor Hydrogen Sulfide concentrations for Crude Unit A B2 and B3 Heaters, Unit ID's 36HTR#006 and 36HTR#007.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 113, SubChapter C 113.340
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 AA 63.646(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.119(a)(1)
5C THSC Chapter 382 382.085(b)
O-02048 OP

Description: Failure to maintain the true vapor pressure (TVP) at less than 11.0 pounds per square inch atmosphere (psia) for Tank 1365 (Unit ID 49TEF#1365) and Tank 1366 (Unit ID 49TEF#1366) from July 8 through July 12, 2007.

Self Report? NO Classification: Moderate
Citation: 19566, PSD-TX-768M1, PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 101, SubChapter A 101.20(2)
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 Kb 60.113b(b)(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.115b(b)(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(8)
5C THSC Chapter 382 382.085(b)
O-02048 OP
Description: Failure to comply with reporting and maintenance procedures for Tank 1378, Unit ID 49TEF#1378.

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)
O-02048 OP

Description: Failure to operate without a cap, blind flange, plug, or a second valve installed on equipment in VOC service. Two bull plugs were discovered missing in Unit ID 9FUG#001.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.112b(a)(2)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.351(a)(2)
5C THSC Chapter 382 382.085(b)
O-02049 OP

Description: Failure to maintain the side gauge hatch on Tank 2224, Unit ID 50TEF#2224, in a closed position during normal operations.

Self Report? NO Classification: Moderate

Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 101, SubChapter A 101.20(3)
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 60.104(a)(1)
5C THSC Chapter 382 382.085(b)
O-01998 OP

Description: Failure to limit the concentration of Hydrogen Sulfide (H2S) from the North Fuel Gas Drum to 150 ppm.

Date: 01/31/2009 (756127) CN600920748

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: 03/12/2009 (726626) CN600920748

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
O-01356 OP

Description: Failure to make the first attempt of repair within five days for a valve located in Unit ID 15FUG#001.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(2)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-9(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
O-01356 OP

Description: Failure to repair a valve placed on delay of repair, located in Unit ID 15FUG#001, before the end of the next process turnaround.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
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 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)
49138 PERMIT
5C THSC Chapter 382 382.085(b)
O-01871 OP

Description: Failure to operate without a cap, blind flange, plug, or a second valve installed on equipment in VOC service. Three bull plugs were discovered missing in Unit ID 15FUG#001 and one bull plug was discovered missing in Unit ID 60FUG#002.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 106, SubChapter U 106.478(7)
30 TAC Chapter 116, SubChapter B 116.110(a)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
O-01999 OP

Description: Failure to submit a PI-7 prior to construction of Tank 4184, Unit ID 47TFX#4184.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 115, SubChapter D 115.354(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-9(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
40 CFR Part 60, Subpart VV 60.482-4(b)(1)
5C THSC Chapter 382 382.085(b)
O-01999 OP

Description: Failure to monitor a relief valve within 24 hours of lifting, failed to make a first repair attempt within five days, and failed to make a final repair or place on delay of repair (DOR) within fifteen days of lifting. The relief valve is located in Unit ID 57FUG#001.

Self Report? NO Classification: Moderate

Citation: 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
30 TAC Chapter 101, SubChapter A 101.20(3)
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)
O-01870 OP

Description: Failure to operate the stack burner/thermal oxidizer, Unit ID 32STK#001, at greater than 3% O₂ in the SRU Stack and limit the in-stack concentration of SO₂ from the thermal oxidizer to less than 250 ppmv on May 28, 2008.

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 A 60.18(e)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(3)
49138 PERMIT
5C THSC Chapter 382 382.085(b)
O-01871 OP

Description: Failure to operate the Number 7 plant flare, Unit ID 60FLR#007, with a flame present at all times for the following dates; 11/22/2007, 11/26/2007, 12/07/2007, 12/11/2007, 01/07/2008, 01/18/2008, and 01/29/2008.

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 A 60.18(c)(3)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(6)(ii)
49138 PERMIT
5C THSC Chapter 382 382.085(b)
O-01871 OP

Description: Failure to maintain a minimum of 300 British thermal units per standard cubic feet (Btu/scf) net heating value for the waste gas sent to the CHD-2 flare, Unit ID 60FLR#002, for the following dates; 06/09/2008 and 07/07/2008.

Date: 05/31/2009 (819505) CN600920748

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: 07/30/2009 (746072) CN600920748

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 101, SubChapter A 101.20(3)
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 60.104(a)(1)
5C THSC Chapter 382 382.085(b)
O-02036 OP
O-02042 OP
Permit 18277 PERMIT

Description: Permit 19566/PSD-TX-768M1 and PSD-TX-932 PERMIT
Failure to limit the concentration of Hydrogen Sulfide (H2S) from the North and South Fuel Gas Drums to 150 ppm.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
O-02036 OP

Description: Failure to conduct an orifice plate visual inspection on flowmeters associated with Cogeneration Units 41, 42, and 43 (Unit ID's 61TRB#'s 001, 002, and 003) and failure to conduct a transducer accuracy assessment for flowmeters associated with Cogen Unit 41 (Unit ID 61TRB#001).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 106, SubChapter K 106.262(a)(3)
30 TAC Chapter 116, SubChapter B 116.110(a)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
O-02044 OP

Description: Failure to submit a PI-7 within the required time-frame for fugitive component additions found in Unit ID 06FUG#001.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 117, SubChapter B 117.140(d)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.13(d)(1)
5C THSC Chapter 382 382.085(b)
O-02042 OP

Description: Failure to comply with the company written procedure which requires ExxonMobil to use certified protocol gases for daily calibration drift assessments. During the on-site investigation on June 11, 2009, this investigator documented a Carbon Monoxide (CO) certified protocol calibration gas that had expired on May 15, 2009.

Date: 08/17/2009 (761629)

CN600920748

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
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 60.104(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 12 OP
Special Condition 13 OP
Special Condition 14 OP
Special Condition 2 PERMIT
Special Condition 5 PERMIT
Special Condition 7 PERMIT
Special Condition 8 PERMIT

Description: Failure to limit the concentration of Hydrogen Sulfide (H2S) from the North and South Fuel Gas Drum to 150 ppm.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
Special Condition 1A OP

Description: Failure to make the first attempt of repair within five days for a connector located in Unit ID 04FUG#001.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.352(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(d)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)
Special Condition 1A OP

Description: Failure to repair a connector, located in Unit ID 04FUG#001, and a valve, located in Unit ID 42FUG#001, within 15 days after a leak is found.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 115, SubChapter D 115.354(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
5C THSC Chapter 382 382.085(b)

Description: Special Condition 1A OP
Failure to monitor one valve in VOC service, located in Unit ID 04FUG#001, and two valves in VOC service, located in Unit ID's 39FUG#001 and 42FUG#001.
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.112b(a)(2)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.351(a)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 1A OP
Description: Failure to maintain the side gauge hatch on Tank 1332, Unit ID 19TEF#1332, in a closed position during normal operations.

Date: 09/30/2009 (819509) CN600920748
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: 10/20/2009 (776515) CN600920748
Self Report? NO Classification: Moderate
Citation: PC No. 2(g), Pg. 7 PERMIT
Description: Failure to contain domestic sewage resulting in an unauthorized discharge.
Self Report? NO Classification: Moderate
Citation: EL&MR, No. 1, Pg. 2 PERMIT
Description: Failure to discharge effluent in compliance with permitted effluent limitations for pH, phenolic compounds and oil & grease.
Self Report? NO Classification: Minor
Citation: EL&MR No. 3, Pg. 2 PERMIT
Description: Failure to discharge effluent in compliance with permitted effluent limitations (Sheen).

Date: 10/31/2009 (819510) CN600920748
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: 01/06/2010 (784179) CN600920748
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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-02036, General Terms and Condition OP
FOP O-02036, Special Condition 11 OP
NSR Permit 19566, Special Condition 1 PERMIT
Description: Failure to maintain emission rates below the allowable emission limits. EIC B,13 MOD 2,D

Date: 01/13/2010 (783323) CN600920748
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)
FOP O-01998, General Terms and Condition OP
FOP O-01998, Special Condition 14 OP
NSR Permit 19566, Special Condition 7A PERMIT
Description: Failure to maintain the H2S content of the fuel gas to 150 parts per million averaged over a one hour period for the North Fuel Gas Drum. EIC B,19 MOD 2,D

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 THSC Chapter 382 382.085(b)
FOP O-01998, General Terms and Condition OP
FOP O-02037, General Terms and Condition OP
Description: Failure to report a deviation on a semi-annual deviation reports. EIC B,3 MOD 2,G

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.146(1)
30 TAC Chapter 122, SubChapter B 122.146(5)(D)
5C THSC Chapter 382 382.085(b)
FOP O-01998, General Terms and Condition OP
FOP O-02037, General Terms and Condition OP
Description: Failure to accurately certify an Annual Compliance Certification. EIC B,3 MOD 2,G

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.300
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Part 63, Subpart Y 63.567(i)
5C THSC Chapter 382 382.085(b)
FOP O-02037, General Terms and Condition OP
FOP O-02037, Special Condition 12 OP
FOP O-02037, Special Condition 1D OP
FOP O-02037, Special Condition 9G OP
NSR Permit 56617, Special Condition 3 PERMIT
NSR Permit 56617, Special Condition 5B2 PERMIT
Description: Failure to maintain records of the vapor tightness certification for marine vessels loaded at the ExxonMobil Beaumont Refinery. EIC B,3 MOD 2,G

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
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 60.104(a)(1)
5C THSC Chapter 382 382.085(b)
FOP O-02041, General Terms and Condition OP
FOP O-02041, Special Condition 13 OP
NSR Permit 49151, Special Condition 11 PERMIT
Description: Failure to maintain the H2S content of the fuel gas to 159 ppm for a three hour rolling average for the South Fuel Gas Drum. EIC B,19b1 MOD 2,D

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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-02048, General Terms and Condition OP
FOP O-02048, Special Condition 11 OP
NSR Permit 49146, Special Condition 1 PERMIT
Description: Failure to maintain emission rates below the allowable emission limits. EIC B,19g1 MOD 2,D

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
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 Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(2)
5C THSC Chapter 382 382.085(b)
FOP O-02049, General Terms and Condition OP
FOP O-02049, Special Condition 11 OP
NSR Permit 49125, Special Condition 7E PERMIT
Description: Failure to equip an open-ended valve with a cap, blind plug, or a second valve. EIC C,10 MOD 2,D

Self Report? NO Classification: Moderate

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)
FOP O-02049, General Terms and Condition OP
FOP O-02049, Special Condition 1A OP
Description: Failure to monitor a Pressure Relief Valve (PRV) within 24 hours of release. EIC B19g1 MOD 2,D

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 115, SubChapter D 115.352(2)
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 VV 60.482-7(d)(1)
5C THSC Chapter 382 382.085(b)
FOP O-02049, General Terms and Condition OP
FOP O-02049, Special Condition 1A OP
FOP O-02049, Special Condition 1F OP
NSR Permit 49125, Special Condition 7I PERMIT
Description: Failure to repair a leaking valve within 15 days after the discovery of the leak. EIC C,10 MOD 2,D

Self Report? NO Classification: Moderate

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)
FOP O-02049, General Terms and Condition OP
FOP O-02049, Special Condition 12 OP
NSR Permit 49125, Special Condition 4 PERMIT
Description: Failure to prevent Tank 2233 from venting to the atmosphere. EIC B,14 MOD 2,D

Date: 02/03/2010 (785231) CN600920748
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
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 A 60.15(d)
5C THSC Chapter 382 382.085(b)
FOP O-02048, General Terms and Condition OP
FOP O-02048, Special Condition 11 OP
FOP O-02049, General Terms and Condition OP
FOP O-02049, Special Condition 12 OP
NSR Permit 19566, Special Condition 9A PERMIT
NSR Permit 7760, Special Condition 2 PERMIT
Description: Failure to provide notice 60 days prior to the construction of a replacement. EIC B,3 MOD 2,B

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
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 A 60.7(a)(1)
5C THSC Chapter 382 382.085(b)
FOP O-02048, General Terms and Condition OP
FOP O-02048, Special Condition 11 OP
FOP O-02049, General Terms and Condition OP
FOP O-02049, Special Condition 12 OP
NSR Permit 19566, Special Condition 9A PERMIT

Description: Failure to provide written notification 30 days after the commencement of construction. EIC B,3 MOD 2,B

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 113, SubChapter C 113.100
30 TAC Chapter 113, SubChapter C 113.340
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.9(b)(5)
5C THSC Chapter 382 382.085(b)
FOP O-02048, General Terms and Condition OP
FOP O-02048, Special Condition 11 OP
FOP O-02048, Special Condition 8 OP
FOP O-02048, Special Condition 9B OP
FOP O-02049, General Terms and Condition OP
FOP O-02049, Special Condition 10B OP
FOP O-02049, Special Condition 12 OP
FOP O-02049, Special Condition 9 OP
NSR Permit 19566, Special Condition 11 PERMIT
NSR Permit 7760, Special Condition 3 PERMIT

Description: Failure to provide written notification within 15 days of the intent of construction or reconstruction. EIC B,3 MOD 2,B

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
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 Kb 60.113b(a)(5)
5C THSC Chapter 382 382.085(b)
FOP O-02048, General Terms and Condition OP
FOP O-02048, Special Condition 11 OP
NSR Permit 19566, Special Condition 9A PERMIT

Description: Failure to provide written notification 30 days prior to the refill of Tank 1165. EIC B,3 MOD 2,B

Date: 02/24/2010 (789570) CN600920748
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)

FOP O-01870, General Terms and Condition OP
 FOP O-01870, Special Condition 13 OP
 NSR Permit 19566, Special Condition 23 PERMIT
 Description: Failure to route emissions from the sulfur pit to the stack burner or the Sulfur Recovery Unit (SRU) Reaction Furnace. EIC B,18 MOD 2,G
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
 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 60.104(a)(2)(i)
 5C THSC Chapter 382 382.085(b)
 FOP O-01870, General Terms and Condition OP
 FOP O-01870, Special Condition 13 OP
 NSR Permit 19566, Special Condition 22 PERMIT
 NSR Permit 19566, Special Condition 9A PERMIT
 Description: Failure to maintain the in-stack concentration of SO2 from the thermal oxidizer below 250 ppm. EIC B,18 MOD 2,G
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 113, SubChapter C 113.780
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT UUU 63.1569(a)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1572(c)(1)
 5C THSC Chapter 382 382.085(b)
 FOP O-01870, General Terms and Condition OP
 FOP O-01870, Special Condition 1D OP
 Description: Failure to monitor the bypass vents of the SRU. EIC B,18 MOD 2,G
 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)
 FOP O-01870, General Terms and Condition OP
 FOP O-01870, Special Condition 13 OP
 NSR Permit 19566, Special Condition 30 PERMIT
 NSR Permit 19566, Special Condition 32 PERMIT
 Description: Failure to maintain the minimum O2 concentration and firebox temperature for the thermal oxidizer. EIC B,18 MOD 2,G
 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)
 FOP O-01870, General Terms and Condition OP
 NSR Permit 1870, Special Condition 13 OP
 NSR Permit 19566, Special Condition 23 PERMIT
 Description: Failure to maintain CAS sampling and monitoring records during sulfur truck loading. EIC B,3 MOD 2,B
 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)
 FOP O-01870, General Terms and Condition OP
 FOP O-01870, Special Condition 13 OP
 NSR Permit 19566, Special Condition 23A PERMIT
 Description: Failure to perform CAS sampling during sulfur truck loading. EIC B,1 MOD 2,A
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
 30 TAC Chapter 113, SubChapter C 113.100
 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 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-01871, General Terms and Condition OP
 FOP O-01871, Special Condition 1A OP
 FOP O-01871, Special Condition 7 OP
 NSR Permit 49138, Special Condition 15A PERMIT
 Description: Failure to operate the CHD-1 Flare, CHD-2 Flare, the FCC Flare, and the High-Pressure Flare with a net heating value greater than 300 British Thermal Units per standard cubic foot (BTU/scf). EIC B,18 EIC 2,G
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
 30 TAC Chapter 113, SubChapter C 113.340
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
 5C THSC Chapter 382 382.085(b)
 FOP O-01871, General Terms and Condition OP

Description: FOP O-01871, Special Condition 1A OP
Failure to obtain samples from the CHD-1 Flare using a closed vent system. EIC B,18 MOD 2,G

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
30 TAC Chapter 113, SubChapter C 113.100
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 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-01871, General Terms and Condition OP
FOP O-01871, Special Condition 1A OP
FOP O-01871, Special Condition 7 OP
NSR Permit 49138, Special Condition 15B PERMIT

Description: Failure to operate flare CHD-1 with a flame present at all times. EIC B,18 MOD 2,G

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 106, SubChapter U 106.478(7)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-01999, General Terms and Condition OP
FOP O-01999, Special Condition 14 OP

Description: Failure to submit a PI-7 form prior to the construction of Tank 4184. EIC B,9 MOD 2,C

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)
FOP O-01999, General Terms and Condition OP
FOP O-01999, Special Condition 15 OP
NSR Permit 56259, Special Condition 5 PERMIT

Description: Failure to maintain the H2S content of the fuel gas for the North and South Fuel Gas Drum below 150 parts per million (ppm). EIC B,18 MOD 2,G

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter C 115.244(1)
30 TAC Chapter 115, SubChapter C 115.246(6)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-02000, General Terms and Condition OP
FOP O-02000, Special Condition, 8C(vi) OP

Description: Failure to inspect the motor vehicle fueling station Stage II emissions control system daily and to maintain records. EIC B,1 MOD 2,C

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter C 115.242(3)(K)
30 TAC Chapter 115, SubChapter C 115.242(5)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP O-02000, General Terms and Condition OP
FOP O-02000, Special Condition 8(C)(ii) OP

Description: Failure to maintain the Stage II vapor recovery system in proper operating condition. EIC B,18 MOD 2,G

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 THSC Chapter 382 382.085(b)
FOP O-02000, General Terms and Condition OP

Description: Failure to report a deviation on a semi-annual deviation report. EIC B,3 MOD 2,G

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.146(1)
30 TAC Chapter 122, SubChapter B 122.146(5)(D)
5C THSC Chapter 382 382.085(b)
FOP O-02000, General Terms and Condition OP

Description: Failure to accurately certify an Annual Compliance Certification. EIC B,3 MOD 2,G

Date: 05/28/2010 (798916)

CN600920748

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)
FOP O-02036, General Terms and Condition OP
FOP O-02036, Special Condition 11 OP
FOP O-02042, General Terms and Condition OP

Description: FOP O-02042, Special Condition 16 OP
NSR Permit 19566, Special Condition 8A PERMIT
Failure to maintain the content of the fuel gas for the North and South Fuel Gas
Drum below 150 ppmv of H2S. EIC B,13 MOD 2,D

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)
FOP O-02036, General Terms and Condition OP
FOP O-02036, Special Condition 11 OP
NSR Permit 19566, Special Condition 41 PERMIT

Description: Failure to maintain the NOx emission rate below 7.3 ppmvd for Train 42. EIC B,13
MOD 2,D

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)
FOP O-02036, General Terms and Condition OP
FOP O-02036, Special Condition 11 OP
NSR Permit 49138, Special Condition 29 PERMIT

Description: Failure to maintain the NH3 limit for CTG 41 below 9.5 ppmvd. EIC B,13 MOD 2,D

Date: 07/22/2010 (827714) CN600920748

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 Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(2)
FOP O-02040, General Terms and Condition OP
FOP O-0240, Special Condition 12 OP
NSR Permit 49138, Special Condition 13 PERMIT
NSR Permit 49138, Special Condition 59E PERMIT

Description: Failure to maintain a sealing device on an open-ended. EIC C,10 MIN 3,A

Date: 08/25/2010 (841929) CN600920748

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 335, SubChapter A 335.6(c)

Description: Failure to update the NOR.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 335, SubChapter C 335.69(a)(1)(A)
30 TAC Chapter 335, SubChapter E 335.112(a)(8)
40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(1)(i)
40 CFR Chapter 265, SubChapter I, PT 265, SubPT I 265.173(b)

Description: Failure to maintain container storage areas.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 335, SubChapter C 335.69(a)(2)
40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(2)

Description: Failure to label containers with the accumulation start dates.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 335, SubChapter A 335.4(1)

Description: Failure to properly store class 1, nonhazardous waste (Demister pads and used
floor dry).

Date: 02/10/2011 (887328) CN600920748

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 60.104(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 11 PERMIT
Special Condition 13 OP
Special Condition 15 OP
Special Condition 1A OP
Special Condition 8(A) PERMIT
Special Condition 9(B) PERMIT

Description: Failure to maintain the Hydrogen Sulfide (H2S) content of the fuel gas below the
permitted limit. EIC B19(g)(1) MOD 2D

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)
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 1A OP

Special Condition 59(H) PERMIT
 Special Condition 59(I) PERMIT
 Description: Failure to make the first attempt of repair within 5 days and a final repair within 15 days for a leaking Pump (P-8681) located in Unit ID 04FUG_001. EIC C10 MOD 2D
 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 THSC Chapter 382 382.085(b)
 General Terms and Conditions OP

Description: Failure to report deviations on a semi-annual deviation report. EIC B3 MOD 2G
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 30 TAC Chapter 122, SubChapter B 122.146(1)
 30 TAC Chapter 122, SubChapter B 122.146(5)(D)
 5C THSC Chapter 382 382.085(b)
 General Terms and Conditions OP

Description: Failure to accurately certify an Annual Compliance Certification. EIC B3 MOD 2G
 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 A 60.15(d)
 5C THSC Chapter 382 382.085(b)
 Special Condition 11 OP
 Special Condition 11 PERMIT
 Special Condition 12 OP
 Special Condition 2 PERMIT

Description: Failure to submit the required notification 60 days prior to the start of the reconstruction. EIC B9 MOD 2B
 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 A 60.7(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition 11 OP
 Special Condition 11 PERMIT
 Special Condition 12 OP
 Special Condition 2 PERMIT

Description: Failure to notify the Administrator no later than 30 days after the commencement of construction of an affected facility. EIC B9 MOD 2B
 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 Kb 60.113b(b)(6)(ii)
 5C THSC Chapter 382 382.085(b)
 Special Condition 11 OP
 Special Condition 11 PERMIT

Description: Failure to notify the Administrator in writing at least 30 days prior to the filling or refilling of each storage vessel. EIC B3 MOD 2B
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter C 122.217(a)(2)
 5C THSC Chapter 382 382.085(b)

Description: Failure to submit a Title V minor revision prior to the operation of tank 1165 (48TEF#1165). EIC C3 MIN 3C
 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 63, SubChapter C, PT 63, SubPT AA 63.646(f)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition 11 OP
 Special Condition 14 PERMIT

Description: Failure to close a gauge hatch on an external floating roof. EIC C10 MOD 2D
 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 11 OP
 Special Condition 82(B)(1) PERMIT

Description: Failure to achieve 10,000 parts per million (ppm) or 10 percent Lower Explosive Limit (LEL) when degassing a tank. EIC B19(g)(1) MOD 2D
 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 A 60.7(a)(3)
 5C THSC Chapter 382 382.085(b)
 Special Condition 12 OP
 Special Condition 13 PERMIT

Description: Failure to submit notification to the Administrator within 15 days of startup. EIC B3 MOD 2B

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 106, SubChapter K 106.261(a)(7)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 11 OP
Special Condition 12 OP
Special Condition 14 OP

Description: Failure to submit required documentation to the administrator. EIC B3 MOD 2B

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.119(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 1A OP

Description: Failure to maintain the true vapor pressure below 11.0 pounds per square inch absolute (psia). EIC B19(g)(1) MOD 2(G)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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 13 OP

Description: Failure to maintain emission rates below the allowable emission limits. EIC B19 MOD 2D

Date: 02/10/2011 (891601)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter C 115.246(6)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 8(C)(vi) OP

Description: Failure to maintain records. EIC C3 MIN 3(C)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter C 115.242(3)(K)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 8(C)(ii) OP

Description: Failure to maintain records. EIC C3 MIN 3(C)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.352(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(c)
5C THSC Chapter 382 382.085(b)
Special Condition 1(A) OP

Description: Failure to repair or remove leaking equipment from service within 15 days of discovery. EIC C10 MOD 2(D)

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 16 OP
Special Condition 5 PERMIT
Special Condition 7(B) PERMIT

Description: Failure to maintain the Hydrogen Sulfide (H2S) content of the fuel gas below the permitted limit. EIC B19(g)(1) MOD 2D

Date: 04/26/2011 (894214) CN600920748

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(14)
5C THSC Chapter 382 382.085(b)
Special Condition 13 OP
Special Condition 41(A) PERMIT

Description: Failure to operate the Sulfur Recovery Unit (SRU) 2 pit, Unit ID 31PIT#002, with no visible emissions on February 1, 2010.

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 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)
Special Condition 15A PERMIT

Description: Special Condition 7 OP
Failure to maintain a minimum of 300 British thermal units per standard cubic feet (Btu/scf) net heating value for the waste gas sent to the CHD-2 flare, Unit ID 60FLR#002, for the following dates; October 13 and 19, 2009, February 15 and 23, 2010.

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 A 60.18(e)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(3)
5C THSC Chapter 382 382.085(b)
Special Condition 15B PERMIT
Special Condition 7 OP

Description: Failure to operate the plant flare Number 10, Unit ID 60FLR#010, with a flame present at all times.

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 61.343(a)(1)(i)(A)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(a)(1)(i)
5C THSC Chapter 382 382.085(b)
Special Condition 1A OP

Description: Failure to conduct annual monitoring of three tanks, Unit ID's 04TFX#4026, 04TFX#4028, and 04FX#4029.

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)
30 TAC Chapter 122, SubChapter B 122.146(5)
5C THSC Chapter 382 382.085(b)
General Terms and Condition OP

Description: Failure to report deviations on a semi-annual deviation report and accurately certify a Permit Compliance Certification.

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 60.104(a)(1)
5C THSC Chapter 382 382.085(b)

Description: Special Condition 12 OP
Special Condition 13 OP
Special Condition 2 PERMIT
Special Condition 7 PERMIT
Special Condition 9 PERMIT
Failure to limit the concentration of Hydrogen Sulfide (H2S) from the North and South Fuel Gas Drum for the following permits, dates, units, and limits.

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 12 OP
Special Condition 13 PERMIT

Description: Failure to maintain the permitted firing duty at the Furfural 2 BA1/BA2 Furnace, Unit ID 39STK#001, to below 61 MMBth/hr.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
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 12 OP
Special Condition 13 OP

Description: Failure to maintain emission rates below the allowable emission limits.

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 12 OP
Special Condition 15E PERMIT

Description: Failure to maintain the Marine Flare (Unit ID 60FLR#009) stack temperature at the minimum set temperature of 1300 degrees F.

Date: 06/21/2011 (913922)

CN600920748

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 11 OP
Special Condition 15 OP

Description: Special Condition 5 PERMIT
Special Condition 9(B) PERMIT
Failure to maintain the Hydrogen Sulfide (H2S) content of the fuel gas below the permitted limit. EIC B19(g)(1) MOD 2D
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 11 OP
Special Condition 15 OP
Special Condition 29 PERMIT
Special Condition 3(A) PERMIT
Special Condition 4(C) PERMIT
Special Condition 6 PERMIT

Description: Failure to keep the concentrations of Nitrogen Oxides (NOx) and Ammonia (NH3) below the permitted limit. EIC B19 MOD 2D
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 106, SubChapter K 106.261(a)(7)(A)
30 TAC Chapter 106, SubChapter K 106.261(a)(7)(B)
30 TAC Chapter 106, SubChapter K 106.262(3)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 11 OP
Special Condition 15 OP

Description: Failure to submit required documentation to the administrator. EIC B3 MOD 2B
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 THSC Chapter 382 382.085(b)
General Terms and Conditions OP

Description: Failure to report deviations on a semi-annual deviation report. EIC B3 MOD 2G
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.146(1)
30 TAC Chapter 122, SubChapter B 122.146(5)(D)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP

Description: Failure to accurately certify an Annual Compliance Certification. EIC B3 MOD 2G
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1A OP

Description: Failure to monitor components in gaseous service. EIC B19(g)(9) MOD 3(A)

Date: 07/26/2011 (940908) CN600920748
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 106, SubChapter K 106.261(a)(7)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 14 OP

Description: Failure to submit required documentation to the administrator. EIC B3 MOD 2B
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 14 OP
Special Condition 9(B) PERMIT

Description: Failure to maintain the Hydrogen Sulfide (H2S) content of the fuel gas below the permitted limit. EIC B19(g)(1) MOD 2D

Date: 12/16/2011 (970134) CN600920748
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)(C)
5C THSC Chapter 382 382.085(b)
General terms and Conditions OP

Description: Failure to submit semi-annual deviation reports for Federal Operating Permit (FOP) -O-02043; FOP-O-02044; FOP-O-02046; and, FOP-O-02047; for period of August 1, 2010, through January 31, 2011, in a timely manner.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)
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 THSC Chapter 382 382.085(b)
 Special Condition 14 OP
 Special Condition 59(F) PERMIT
 Description: Failure to conduct fugitive monitoring on 44 valves in the Hydrocracker (HDC) Unit during the 2nd and 3rd quarters of 2010.
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(2)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 OP

Description: Failure to monitor valves within 30 days of installation.
 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 60.104(a)
 5C THSC Chapter 382 382.085(b)
 Special Condition 11 OP
 Special Condition 14 OP
 Special Condition 9(B) PERMIT

Description: Failure to maintain refinery fuel gas to no more than 162 ppmv of H2S as permitted by Special Condition 9(B) of Permit 49138.
 Self Report? NO Classification: Moderate
 Citation: Special Condition 20 PERMIT
 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 11 OP

Description: Failure to maintain the wet gas scrubber liquid to gas ratio above 87.7 gallons per standard cubic feet (gal/kscf) as required to be maintained per the last stack test.
 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 THSC Chapter 382 382.085(b)
 Special Condition 11 OP
 Special Condition 59(E) PERMIT

Description: Failure to equip open-ended lines with an appropriate sized cap, blind flange, plug, or a second valve to seal the line.
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(A)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 General Condition 3 PERMIT
 Special Condition 11 OP

Description: Failure to submit notification within 15 days of start of construction for the FCCU light slop to main column project.
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 117, SubChapter G 117.8100(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.13(d)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 OP

Description: Failure to conduct daily high span calibrations for approximately 40 days on the Continuous Emissions Monitoring System (CEMS) on Isom Pretreater Charge Heater (Unit ID: 25HTR#001).
 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 14 OP

Description: Failure to maintain NOx emissions at 11.76 pounds per hour (lbs/hr) as permitted by SC 1 of Permit 49138.
 Self Report? NO Classification: Moderate
 Citation: Special Condition 16 PERMIT
 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 11 OP

Description: Failure to maintain CO emissions at 500 ppmvd as permitted by SC 16 of Permit 49138.
 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)

30 TAC Chapter 122, SubChapter B 122.146(1)
30 TAC Chapter 122, SubChapter B 122.146(5)(D)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP

Description: Failure to report deviations in a timely manner and accurately certify the Permit Compliance Certification.

F. Environmental audits.

Notice of Intent Date: 06/10/2008 (766059)

Disclosure Date: 06/15/2009

Viol. Classification: Moderate

Citation: 30 TAC Chapter 106, SubChapter K 106.261(a)(7)

Description: Failure to include some Management of Changes in the appropriate annual registration for the years 2002-2006.

Notice of Intent Date: 07/06/2009 (762209)

Disclosure Date: 01/04/2010

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.110

Description: Failure to obtain authorization for a portable diesel powered engine utilized to supplement Coker Unit Compressed Air Supply.

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.110

Description: Failure to obtain authorization for a portable diesel powered water pump utilized to transfer collected storm water from the old inlet canal following the landfall of Hurricane Ike.

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.110

Description: Failure to obtain authorization for a portable diesel powered water pump utilized to temporarily replace No. 1 Lift Station Electrical Pumps damaged during the landfall of Hurricane Ike.

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.110

Description: Failure to obtain authorization for a portable diesel powered water pump utilized to replace permanent pumps at the 55 Pump Station.

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.110

Description: Failure to obtain authorization for four portable air compressors used to provide compressed air to the Refinery's Instrument Air System.

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
ENFORCEMENT ACTION
CONCERNING
EXXONMOBIL OIL
CORPORATION
RN102450756**

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**BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY**

**AGREED ORDER
DOCKET NO. 2012-0384-AIR-E**

I. JURISDICTION AND STIPULATIONS

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding ExxonMobil Oil Corporation ("the Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a petroleum refinery at 1795 Burt Street in Beaumont, Jefferson County, Texas (the "Plant").
2. The Plant consists of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
3. The Executive Director 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 January 29, 2012.
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 Thirteen Thousand One Hundred Twenty-Five Dollars (\$13,125) is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent has paid Five Thousand Two

Hundred Fifty Dollars (\$5,250) of the administrative penalty and Two Thousand Six Hundred Twenty-Five Dollars (\$2,625) 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. Five Thousand Two Hundred Fifty Dollars (\$5,250) shall be conditionally offset by the Respondent's completion of a Supplemental Environmental Project ("SEP").

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 agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a).
9. The Executive Director recognizes that on November 4, 2011, the Respondent isolated the affected electrical circuit from the transformer to prevent recurrence of emissions events due to same or similar causes as Incident No. 161307.
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 Plant, the Respondent is alleged to have failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.715(a) and 122.143(4), TEX. HEALTH & SAFETY CODE § 382.085(b), Permit No. 49138, Special Conditions No. 1, Federal Operating Permit ("FOP") No. 01870, Special Terms & Conditions ("STC") No. 13, FOP No. 01871, STC No. 7, and FOP No. 02044, STC No. 11, as documented during a record review conducted on January 4, 2012. Specifically, the Respondent released 1,647.80 pounds ("lbs") of volatile organic compounds, 3,686.37 lbs of carbon monoxide, 440.96 lbs of nitrogen oxides, 6,230.99 lbs of sulfur dioxide, 71.52 lbs of hydrogen sulfide, and 73.94 lbs of particulate matter during an avoidable emissions event (Incident No. 161307) that began on November 2, 2011 and lasted for 24 hours and eight minutes. The event was the result of a power failure caused by a current transformer that was not properly installed. Since the emissions event could have been avoided by better operational practices, the Respondent is precluded from asserting the affirmative defense under 30 TEX. ADMIN. CODE § 101.222.

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: ExxonMobil Oil Corporation, Docket No. 2012-0384-AIR-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 Respondent shall implement and complete a SEP in accordance with TEX. WATER CODE § 7.067. As set forth in Section I, Paragraph 6 above, Five Thousand Two Hundred Fifty Dollars (\$5,250) of the assessed administrative penalty shall be offset with the condition that the Respondent implement the SEP defined in Attachment A, incorporated herein by reference. The Respondent's obligation to pay the conditionally offset portion of the administrative penalty assessed shall be discharged upon final completion of all provisions of the SEP agreement.
3. 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 Plant operations referenced in this Agreed Order.
4. If the Respondent fails to comply with any of the Ordering Provisions in this Agreed Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondent's failure to comply is not a violation of this Agreed Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
5. The Executive Director may grant an extension of any deadline in this Agreed Order or in any plan, report, or other document submitted pursuant to this Agreed Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.

6. 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.
7. 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.
8. 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.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Ram Davis Jr.
For the Executive Director

8/23/12
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.

Gerald S. Frey
Signature

April 12, 2012
Date

Gerald S. Frey
Name (Printed or typed)
Authorized Representative of
ExxonMobil Oil Corporation

Beaumont Refinery Mgr.
Title

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.

Attachment A
Docket Number: 2012-0384-AIR-E

SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent: ExxonMobil Oil Corporation

Payable Penalty Amount: Ten Thousand Five Hundred Dollars (\$10,500)

SEP Amount: Five Thousand Two Hundred Fifty Dollars (\$5,250)

Type of SEP: Pre-approved

Third-Party Recipient: Southeast Texas Regional Planning Commission
- Southeast Texas Regional Air Monitoring
Network Ambient Air Monitoring Station

Location of SEP: Jefferson County

The Texas Commission on Environmental Quality ("TCEQ") agrees to offset a portion of the administrative penalty amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project ("SEP"). The offset is equal to the SEP amount set forth above and is conditioned upon completion of the project in accordance with the terms of this Attachment A.

1. Project Description

A. Project

The Respondent shall contribute the SEP offset amount to the Third-Party Recipient named above. The contribution will be to the **Southeast Texas Regional Planning Commission** to be used for the *Meteorological and Air Monitoring Network* as set forth in an agreement between the Third-Party Recipient and the TCEQ. Specifically, the contribution will be used to operate, maintain, and potentially expand the existing Southeast Texas Regional Air Monitoring Network which includes nine monitoring stations currently at the following locations:

1. Beaumont CAM#2
2. Cove School CAM #C695
3. Mauriceville CAM#642
4. Port Arthur (Motiva) Industrial Site CAM #C628
5. Port Arthur Memorial High School campus CAM #C689
6. Port Neches CAM #136
7. Sabine Pass CAM #C640

ExxonMobil Oil Corporation
Agreed Order - Attachment A

8. Southeast Texas Regional Airport CAM #C643
9. West Orange CAM #C9

The pollutants currently monitored at each station are identified in Table 1.1 of the agreement between the Third-Party Recipient and the TCEQ. Additional parameters or monitoring sites may, contingent upon available funding and approval of TCEQ, be added. Operation and maintenance of the ambient air monitoring stations includes canister sampling and gas chromatographs. Ancillary equipment includes sample conditioning systems, meteorological towers, climate controlled equipment shelters, a remote communications system, and electronic data logging capability. Ambient monitoring protocols have been and will continue to conform to applicable TCEQ or U.S. Environmental Protection Agency guidelines.

A TCEQ-approved Quality Assurance Project Plan containing all applicable EPA QA-R5 elements shall be maintained. Analysis of all data collected from these sites will comply with Standard Operating Procedures for the analysis and measurement of Volatile Organic Compounds in Ambient Air. The laboratory data generated by this project will be from a TCEQ accredited laboratory in compliance with state laws and rules regarding use of certified or accredited testing laboratories. For example, the Third-Party Recipient must comply with 30 Texas Administrative Code, Chapter 25, Subchapter A, relating to Environmental Testing Laboratory Accreditation and Certification, as amended.

The SEP Offset Amount will be used to purchase equipment (such as automated canister samplers), hardware, software, and licenses to enable the monitoring, and for the cost of operating, maintaining, and periodically upgrading or adding to these air monitoring stations along with ancillary equipment approved by TCEQ. The data will be validated and sent to TCEQ's Leading Environmental Analysis and Display ("LEADS") system. All costs associated with the collection, transfer, and formatting of these data to be compatible with the LEADS system is the responsibility of the Third-Party Recipient. No portion of the SEP Offset Amount will be used for administrative costs or salaries of the Third-Party Recipient. The Third-Party Recipient may use contractors to perform the monitoring project, subject to special conditions concerning costs.

The project will be administered in accordance with federal, state, and local environmental laws and regulations. The Respondent certifies that there is no prior commitment to make this contribution and that it is being performed solely in an effort to settle this enforcement action.

B. Environmental Benefit

Particulate matter, sulfides, nitrogen oxides, volatile organic carbon compounds, and ambient air conditions are measured at the stations and the data are made accessible to

ExxonMobil Oil Corporation
Agreed Order – Attachment A

TCEQ and the public. Sites may also provide continuous assessment of benzene, 1, 3-butadiene and styrene. This monitoring was not previously covered by existing ambient air monitoring systems. The data is shared with the Texas Commission on Environmental Quality, industry, and the public at http://www.tceq.state.tx.us/cgi-bin/compliance/monops/site_info.pl.

Continued monitoring in this area of the community will help better understand air quality pollutants and will enable better identification of emission sources. The data will focus on specific chemicals that may raise air quality concerns.

C. Minimum Expenditure

The Respondent shall contribute at least the SEP Offset Amount to the Third-Party Recipient and comply with all other provisions of this SEP.

2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, the Respondent must contribute the SEP amount to the Third-Party Recipient. The Respondent shall mail the contribution, with a copy of the Agreed Order, to:

Southeast Texas Regional Planning Commission
Bob Dickinson, Director Transportation & Environmental Resources
Attention: SEP
2210 Eastex Freeway
Beaumont, Texas 77703

3. Records and Reporting

Concurrent with the payment of the SEP amount, the Respondent shall provide the TCEQ SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP amount to the Third-Party Recipient. The Respondent shall mail a copy of the check and transmittal letter to:

Enforcement Division
Attention: SEP Coordinator, MC 219
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

4. Failure to Fully Perform

If the Respondent does not perform its obligations under this SEP in any way, including

ExxonMobil Oil Corporation
Agreed Order – Attachment A

full payment of the SEP amount and submittal of the required reporting described in Section 3 above, the Executive Director may require immediate payment of all or part of the SEP amount.

The check for any amount due shall be made out to "Texas Commission on Environmental Quality" and mailed to:

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

The Respondent shall also mail a copy of the check to the Enforcement Division SEP Coordinator at the address in Section 3 above.

5. Publicity

Any public statements concerning this SEP made by or on behalf of the Respondent must include a clear statement that the project was performed as part of the settlement of an enforcement action brought by the TCEQ. Such statements include advertising, public relations, and press releases.

6. Clean Texas Program

The Respondent shall not include this SEP in any application made to TCEQ under the "Clean Texas" (or any successor) program(s). Similarly, the Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

7. Other SEPs by TCEQ or Other Agencies

The SEP identified in this Agreed Order has not been, and shall not be, included as an SEP for the Respondent under any other Agreed Order negotiated with the TCEQ or any other agency of the state or federal government.