Order Type: 1660 Agreed Order **Findings Order Justification:** N/A Media: AIR Small Business: No Location(s) Where Violation(s) Occurred: EF90 Corpus Christi Facility, 7209 Up River Road, Corpus Cristi, Nueces County **Type of Operation:** Petroleum refinery **Other Significant Matters:** Additional Pending Enforcement Actions: Yes, Docket No. 2019-1363-AIR-E Past-Due Penalties: No Other: N/A Interested Third-Parties: None Texas Register Publication Date: September 20, 2019 Comments Received: No

Penalty Information

Total Penalty Assessed: \$759,521 Amount Deferred for Expedited Settlement: \$151,904 Total Paid to General Revenue: \$303,809 Total Due to General Revenue: \$0 Payment Plan: N/A Supplemental Environmental Project ("SEP") Conditional Offset: \$308,808 Name of SEP: Texas Association of Resource Conservation & Development Areas, Inc. (Third-Party Pre-Approved) Compliance History Classifications: Person/CN - Satisfactory Site/RN - Satisfactory Major Source: Yes

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: April 2014

Investigation Information

Complaint Date(s): N/A Complaint Information: N/A Date(s) of Investigation: May 1, 2018 through August 29, 2018 Date(s) of NOE(s): August 31, 2018

Violation Information

1. Failed to obtain a Federal Operating Permit ("FOP"). Specifically, the Respondent began operating the Plant that exceeded the major source threshold for volatile organic compounds ("VOC") on September 22, 2015, prior to obtaining FOP No. O3869 on October 5, 2016 [30 TEX. ADMIN. CODE § 122.121 and TEX. HEALTH & SAFETY CODE §§ 382.054 and 382.085(b)].

2. Failed to comply with the prevention of significant deterioration ("PSD") requirements. Specifically, the Respondent constructed a new major source in an attainment area, prior to obtaining a PSD permit [30 TEX. ADMIN. CODE § 116.160(a), 40 CODE OF FEDERAL REGULATIONS ("CFR") § 52.21(a)(2)(iii), and TEX. HEALTH & SAFETY CODE § 382.085(b)].

3. Failed to comply with the maximum allowable emissions rate ("MAER"). Specifically, the Respondent exceeded the VOC MAER of 0.25 ton per year ("tpy") based on a 12month rolling period for the 12-month periods ending from September 2016 through October 2017 for the Cooling Tower, Emissions Point Number ("EPN") CT1, resulting in 0.26 ton of unauthorized VOC [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), New Source Review ("NSR") Permit No. 109923, General Conditions ("GC") Nos. 8 and 14 and Special Conditions ("SC") No. 1, FOP No. 03869, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

4. Failed to comply with the MAER. Specifically, the Respondent exceeded the VOC MAER of less than 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from September 2016 through October 2017 for the Wastewater Carbon Canisters, EPN WWCC, resulting in 0.13 ton of unauthorized VOC [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

5. Failed to comply with the MAER. Specifically, the Respondent exceeded the VOC MAER of 2.95 tpy based on a 12-month rolling period for the 12-month periods ending from February 2017 through October 2017 for Wastewater, EPN WW, resulting in 12.93 tons of unauthorized VOC [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

6. Failed to comply with the MAER. Specifically, the Respondent exceeded the sulfur dioxide ("SO2") MAER of 0.52 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through May 2017 for Boiler #1, EPN BOILER1, resulting in 0.02 ton of unauthorized SO2 [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and

(c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

7. Failed to comply with the MAERs. Specifically, the Respondent exceeded the nitrogen oxides ("NOx") MAER of 3.50 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through December 2016 and the SO2 MAER of 3.47 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through August 2017 for Heater #1, EPN HEATER1, resulting in 0.29 ton of unauthorized NOx and 1.26 tons of unauthorized SO2 [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

8. Failed to comply with the MAERs. Specifically, the Respondent exceeded the SO2 MAER of 3.47 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through August 2017 and the NOx MAER of 3.50 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through December 2016 for Heater #2, EPN HEATER2, resulting in 1.29 tons of unauthorized SO2 and 0.33 ton of unauthorized NOx [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

9. Failed to comply with the MAER. Specifically, the Respondent exceeded the VOC MAER of 19.28 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 for Fugitives, EPN FUG, resulting in 5.86 tons of unauthorized VOC [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

10. Failed to comply with the MAERs. Specifically, the Respondent exceeded the VOC MAER of 0.02 tpy and the carbon monoxide ("CO") MAER of 0.10 tpy based on 12month rolling periods for the 12-month periods ending from October 2016 through October 2017 for the Liquified Petroleum Gas ("LPG") Flare, EPN FLARE1, resulting in 1.05 tons of unauthorized VOC and 0.90 ton of unauthorized CO [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

11. Failed to comply with the MAERs. Specifically, the Respondent exceeded the CO MAER of 0.79 tpy and the SO2 MAER of 0.08 tpy based on 12-month rolling periods for the 12-month periods ending from October 2016 through October 2017 for the Flare, EPN FLARE, resulting in 2.67 tons of unauthorized CO and 2.58 tons of unauthorized SO2 [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No.

109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

12. Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 0.23 tpy, the SO2 MAER of 0.03 tpy, and the particulate matter ("PM"), the PM equal to or less than 10 microns in diameter ("PM10"), and the PM equal to or less than 2.5 microns in diameter ("PM2.5") MAERs of less than 0.01 tpy based on 12-month rolling periods for the 12-month periods ending from October 2016 through July 2017 and the CO MAER of 1.01 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through July 2017 and the CO MAER of 1.01 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through February 2017 for Maintenance, Startup, and Shutdown Combustion, EPN MSS-TEMP, resulting in 0.01 ton of unauthorized NOx, 0.03 ton of unauthorized SO2, 0.01 ton of unauthorized PM, PM10, and PM2.5, and 0.66 ton of unauthorized CO [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

13. Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 and the CO MAER of 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from June 2017 through October 2017 for the Control Building Emergency Generator, EPN EMRGEN2b, resulting in 0.07 ton of unauthorized NOx and 0.01 ton of unauthorized CO [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

14. Failed to comply with the MAER. Specifically, the Respondent exceeded the NOx MAER of 0.09 tpy based on a 12-month rolling period for the 12-month periods ending from December 2016 through October 2017 for Back-Up Generator, EPN EMRGEN3a, resulting in 0.20 ton of unauthorized NOx [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

15. Failed to comply with the MAER. Specifically, the Respondent exceeded the NOx MAER of 0.09 tpy based on a 12-month rolling period for the 12-month periods ending from December 2016 through October 2017 for Back-Up Generator, EPN EMRGEN3b, resulting in 0.02 ton of unauthorized NOx [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

16. Failed to comply with the MAER. Specifically, the Respondent exceeded the NOx MAER of 0.09 tpy based on a 12-month rolling period for the 12-month periods ending from December 2016 through October 2017 for Back-Up Generator, EPN EMRGEN3c, resulting in 0.04 ton of unauthorized NOx [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and

(c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and Tex. HEALTH & SAFETY CODE § 382.085(b)].

17. Failed to comply with the MAER. Specifically, the Respondent exceeded the NOx MAER of 0.11 tpy based on a 12-month rolling period for the 12-month periods ending from April 2017 through October 2017 for the Splitter Emergency Engine, EPN EMRGEN4, resulting in 0.03 ton of unauthorized NOx [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

18. Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 0.08 tpy and the CO MAER of 0.03 tpy based on 12-month rolling periods for the 12-month periods ending from October 2016 through October 2017 for Firewater Pump, EPN FWP2, resulting in 0.07 ton of unauthorized NOx and 0.01 ton of unauthorized CO [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

19. Failed to comply with the MAER. Specifically, the Respondent exceeded the NOx MAER of 0.08 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 for Firewater Pump, EPN FWP3, resulting in 2.52 tons of unauthorized NOx [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

20. Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 0.03 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 and the CO MAER of 0.01 tpy based on a 12-month period for the 12-month periods ending from December 2016 through July 2017 for Firewater Pump, EPN FWP4, resulting in 0.03 ton of unauthorized NOx and 0.01 ton of unauthorized CO [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

21. Failed to operate the flare with no visible emissions except for periods not to exceed a total of five minutes during any two consecutive hours as ensured by the use of steam assist to the flare. Specifically, the LPG Flare is an emergency flare that was operated from November 10, 2015 through December 24, 2015, April 21, 2016 through May 30, 2017, and March 3, 2018 through May 9, 2018 without being steam-assisted and was designed to smoke [30 TEX. ADMIN. CODE §§ 101.20(1), 116.115(b) and (c), and 122.143(4), 40 CFR § 60.18(c)(1), NSR Permit No. 109923, GC Nos. 1 and 14 and SC Nos. 3.A and 15.C, FOP No. O3869, GTC and STC Nos. 1 and 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

22. Failed to comply with the representations with regard to construction plans and operation procedures in a permit application. Specifically, the Respondent represented in the application for NSR Permit No. 109923 that Heater #1 and Heater #2 would be equipped with selective catalytic reduction ("SCR") systems to reduce NOx emissions, but the SCR systems did not become operational until February 29, 2016 for Heater #1 and March 1, 2016 for Heater #2 [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(G), 116.116(a)(1), and 122.143(4), NSR Permit No. 109923, GC Nos. 1 and 9, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

23. Failed to include a high-high level alarm for the fill level of the aqueous ammonia ("NH3") storage tanks. Specifically, the aqueous NH3 storage tanks were equipped with a high level alarm but the high-high level alarm was disabled from December 2017 through May 2018 [30 TEX. ADMIN. CODE §§ 116.115(b)(2) and (c) and 122.143(4), NSR Permit No. 109923, GC No. 14 and SC No. 13, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

24. Failed to comply with the total VOC loading limit. Specifically, the Respondent exceeded the 2.4 pounds per hour ("lbs/hr") total VOC loading limit for the desalter wastewater stream on 38 occasions during the October 5, 2016 through April 4, 2017 reporting period and on 17 occasions during the April 5, 2017 through October 4, 2017 reporting period [30 TEX. ADMIN. CODE §§ 116.115(b)(2) and (c) and 122.143(4), NSR Permit No. 109923, GC No. 14 and SC No. 26, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

25. Failed to prevent the loss of valid data from a continuous emissions monitoring system ("CEMS") due to periods of monitor break down, out-of-control operations, repair, maintenance, or calibration that exceeds 5.0 percent ("%") of the time (in minutes) that the heater operated over the previous rolling 12-month period. Specifically, the CEMS downtime exceeded 5.0% of the operational time (in minutes) for the NH3 CEMS for EPN HEATER1 for the 12-month periods ending from February 2017 through July 2017 and on October 2017; for the CO CEMS for EPN HEATER2 for the 12-month periods ending from December 2016 through October 2017; and for the NH3, NOx, and oxygen ("O2") CEMS for EPN HEATER2 for the 12-month periods ending from December 2016 through October 2017; and for the NH3, NOx, and oxygen ("O2") CEMS for EPN HEATER2 for the 12-month periods ending from December 2016 through October 2017; and for the NH3, NOx, and oxygen ("O2") CEMS for EPN HEATER2 for the 12-month periods ending from December 2016 through October 2017; and for the NH3, NOx, and oxygen ("O2") CEMS for EPN HEATER2 for the 12-month periods ending from October 2017 [30 TEX. ADMIN. CODE §§ 116.115(b)(2) and (c) and 122.143(4), NSR Permit No. 109923, GC No. 14 and SC No. 14.G, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

26. Failed to submit a 40 CFR Part 60 Subpart QQQ certification within 60 days after startup. Specifically, the certification required by 40 CFR Part 60 Subpart QQQ was due by November 21, 2015, but was not submitted until January 30, 2018 [30 TEX. ADMIN. CODE §§ 101.20(1), 116.115(b)(2)(H) and (c), and 122.143(4), 40 CFR § 60.698(b)(1), NSR Permit No. 109923, GC No. 10 and SC No. 3.G, FOP No. O3869, GTC and STC Nos. 8 and 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

27. Failed to comply with the VOC breakthrough definition and failed to calibrate the instrument measuring the VOC concentration. Specifically, the Respondent exceeded the breakthrough definition of the highest measured VOC concentration at or above 100 parts per million by volume ("ppmv") above background by 400 ppmv from October 5, 2016 through May 1, 2017, resulting in the waste gas flow not being switched to the second canister when the condition of breakthrough of VOC from the initial saturation canister occurred. Also, the Respondent did not calibrate the instrument measuring the VOC concentration within 24 hours of use from June 7, 2017 through June 28, 2017 [30 TEX. ADMIN. CODE §§ 101.20(1), 116.115(b)(2) and (c), and 122.143(4), 40 CFR § 60.695(a) and (a)(3)(ii), NSR Permit No. 109923, GC No. 14 and SC Nos. 3.G, 32.(A)(i), and 39.A(4), FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

28. Failed to immediately direct process wastewater to a covered system. Specifically, the process wastewater from the V101, V013, and V105 water boots in the 100 and 200 splitter units was routed to the catch basins under the unit, to a grate-covered trench, and then into the sewer [30 TEX. ADMIN. CODE §§ 101.20(1), 116.115(b)(2) and (c), and 122.143(4), 40 CFR § 60.692-2(c)(1), NSR Permit No. 109923, GC No. 14 and SC Nos. 3.G and 24, FOP No. O3869, GTC and STC Nos. 1 and 13, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

29. Failed to report all instances of deviations. Specifically, the deviation report for the October 5, 2016 through April 4, 2017 reporting period did not include the deviations for failing to comply with the VOC annual MAER for EPN WW, the SO2 annual MAERs for EPNs BOILER1 and HEATER2, the NOx annual MAERs for EPNs HEATER1, HEATER2, and EMRGEN4, the total VOC loading limit for the desalter wastewater stream, and the VOC breakthrough definition, failing to prevent the loss of valid data from a CEMS, failing to submit a 40 CFR Part 60 Subpart QQQ certification, and failing to immediately direct process wastewater to a covered system; and the deviation report for the April 5, 2017 through October 4, 2017 reporting period did not include the deviations for failing to comply with the VOC annual MAER for EPN WWCC, the NOx annual MAERs for EPNs HEATER1, HEATER2, and EMRGEN4, and the total VOC loading limit for the desalter wastewater stream [30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O3869, GTC, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. By March 1, 2016, equipped Heater #1 and Heater #2 with SCR systems as represented in the application for NSR Permit No. 109923;

b. By May 31, 2016, submitted an amendment application for NSR Permit No. 109923 to obtain a PSD permit for the Plant, to increase the VOC annual MAER for EPN WW, to authorize the installation of a new air-assisted flare, to include the revised piping component count in order to comply with the VOC annual MAER for Fugitives, EPN FUG, and to increase the total VOC loading limit for the desalter wastewater stream;

c. By October 5, 2016, obtained FOP No. O3869 to authorize the emission units at the Plant;

d. On November 3, 2017, submitted the deviation report for the April 5, 2017 through October 4, 2017 reporting period to report the deviations for failing to prevent the loss of valid data from a CEMS, to comply with the VOC breakthrough definition, and to immediately direct wastewater to a covered system;

e. On January 30, 2018, submitted the 40 CFR Part 60 Subpart QQQ certification;

f. By May 31, 2018, reenabled the high-high level alarms for the aqueous NH3 storage tanks; and

g. By May 31, 2018, directed all process wastewater to a covered system with no visible gaps or cracks in joints, seals, or other emission interfaces.

Technical Requirements:

1. The Order will require the Respondent to implement and complete a SEP (see SEP Attachment A).

2. The Order will also require the Respondent to:

a. Respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the permit amendment application within 30 days after the date of such requests, or by any other deadline specified in writing;

b. Within 30 days:

i. Implement measures and/or procedures designed to comply with the VOC annual MAER for EPN CT1;

ii. Implement measures and/or procedures designed to comply with the VOC annual MAER for EPN WWCC;

iii. Implement measures and/or procedures designed to comply with the SO2 annual MAER for EPN BOILER1;

iv. Implement measures and/or procedures designed to comply with the NOx and SO2 annual MAERs for EPN HEATER1;

v. Implement measures and/or procedures designed to comply with the SO2 and NOx annual MAERs for EPN HEATER2;

vi. Implement measures and/or procedures designed to comply with the VOC and CO annual MAERs for EPN FLARE1;

vii. Implement measures and/or procedures designed to comply with the CO and SO2 annual MAERs for EPN FLARE;

viii. Implement measures and/or procedures designed to comply with the NOx, SO2, CO, PM, PM10, and PM2.5 MAERs for EPN MSS-TEMP;

ix. Implement measures and/or procedures designed to comply with the NOx and CO annual MAERs for EPN EMRGEN2b;

x. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN EMRGEN3a;

xi. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN EMRGEN3b;

xii. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN EMRGEN3c;

xiii. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN EMRGEN4;

xiv. Implement measures and/or procedures designed to comply with the NOx and CO annual MAERs for EPN FWP2;

xv. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN FWP3;

xvi. Implement measures and/or procedures designed to comply with the NOx and CO annual MAERs for EPN FWP4;

xvii. Implement measures and/or procedures designed to ensure that the valid data from the CEMS for EPNs HEATER1 and HEATER2 is prevented from being lost due to periods of monitor breakdown, out-of-control operations, repair, maintenance, or calibration that exceeds 5.0% of the time (in minutes) that the heater operated over the previous rolling 12-month period;

xviii. Implement measures and/or procedures designed to comply with the VOC breakthrough definition in order to ensure that the waste gas flow is switched to the second canister when the condition of breakthrough of VOC from the initial saturation canister occurs;

xix. Submit a revised deviation report for the October 5, 2016 through April 4, 2017 reporting period to report the deviations for failing to comply with the VOC annual MAER for EPN WW, the SO2 annual MAERs for EPNs BOILER1 and HEATER2, the NOx annual MAERs for EPNs HEATER1, HEATER2, and EMRGEN4, and the total VOC loading limit for the desalter wastewater stream;

xx. Submit a revised deviation report for the April 5, 2017 through October 4, 2017 reporting period to report the deviations for failing to comply with the VOC annual MAER for EPN WWCC, the NOx annual MAERs for EPNs HEATER1, HEATER2, and EMRGEN4, and the total VOC loading limit for the desalter wastewater stream; and

xxi. Implement measures and/or procedures designed to ensure that the instrument measuring the VOC concentration is calibrated within 24 hours of use.

c. Within 45 days, submit written certification to demonstrate compliance with b.

d. Within 180 days, submit written certification that either the amendment for NSR Permit No. 109923 has been obtained or that operation has ceased until such time that appropriate authorization is obtained to demonstrate compliance.

Contact Information

TCEQ Attorney: N/A
TCEQ Enforcement Coordinator: Richard Garza, Enforcement Division, Enforcement Team 4, MC 219, (512) 239-2697; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548
TCEQ SEP Coordinator: Stuart Beckley, SEP Coordinator, Enforcement Division, MC 219, (512) 239-3565
Respondent: Kevin D. Burke, Senior Director, Buckeye Texas Processing LLC, 7209
Up River Road, Corpus Christi, Texas 78409
Respondent's Attorney: N/A

Policy Revision 4 (A	Penalty Ca	alculation	n Worksh	eet (PC	The second s	sion March 26, 2014
TCEQ DATES Assigned PCW		12-Sep-2018	EPA Due]	
RESPONDENT/FACILI Respondent Reg. Ent. Ref. No. Facility/Site Region	Buckeye Texas Processing LLC RN106620438		Major/M	inor Source	Major	
CASE INFORMATION Enf./Case ID No. Docket No. Media Program(s) Multi-Media Admin. Penalty \$	2018-1310-AIR-E Air	Maximum [Government	Coordinator	1660	n 4
TOTAL BASE PENA	Penalt LTY (Sum of violation b	• · · · · · · · · · · · · · · · · · · ·	ion Sectio	on	Subtotal 1	\$495,250
ADJUSTMENTS (+ Subtotals 2-7 are of Compliance Hi	Enhancement for two NOVs with dissimilar violations, and Reduction for three notices	49.0% with same/simi two agreed ord	Adjustment lar violations, t lers with a denis onduct an audit	Subto hree NOVs al of liability.	tals 2, 3, & 7	\$242,672
Culpability Notes	No The Respondent does	0.0%	Enhancement culpability crite	ria.	Subtotal 4	\$0
Good Faith Eff	ort to Comply Total Adjustm	ents			Subtotal 5	-\$13,061
Economic Ben Estimated	efit Total EB Amounts \$34,660 Cost of Compliance \$190,210		nhancement* at the Total EB \$ A	mount	Subtotal 6	\$34,660
SUM OF SUBTOTA	LS 1-7			F	inal Subtotal	\$759,521
	Subtotal by the indicated percentage.	RE	0.0%		Adjustment	\$0
Notes	_					
				Final Pen	alty Amount	\$759,521
STATUTORY LIMIT	ADJUSTMENT	10.1		Final Asse:	ssed Penalty	\$759,521
DEFERRAL Reduces the Final Assessed Pe	nalty by the indicated percentage.		20.0%	Reduction	Adjustment	-\$151,904
Notes	Deferral offered	d for expedited	settlement.			
PAYABLE PENALTY	(\$607,617

Media Air

Enf. Coordinator Richard Garza

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

omponent	Number of	Number	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>)	2	10%
	Other written NOVs	3	6%
	Any agreed final enforcement orders containing a denial of liability (number of orders meeting criteria)	2	40%
Orders	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	0	0%
Judgments	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)	0	0%
and Consent Decrees	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 (number of events)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	3	-3%
Addits	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%
	Environmental management systems in place for one year or more	No	0%
Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
ound	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%

>> Repeat Violator (Subtotal 3)

_	-
	No

Adjustment Percentage (Subtotal 3) 0%

0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7)

>> Compliance History Summary

Compliance History Notes Enhancement for two NOVs with same/similar violations, three NOVs with dissimilar violations, and two agreed orders with a denial of liability. Reduction for three notices of intent to conduct an audit and two disclosures of violations.

Total Compliance Histo	ry Adjustment Percentage	(Subtotals 2, 3, & 7)	49%
>> Final Compliance History Adjustment			

Final Adjustment Percentage *capped at 100% 49%

ision 4 (April 2014) ion March 26, 2014	No. 56723 PCW Revision	Respondent Case ID No.	
	edia Alr	eg. Ent. Reference No. Media	Reg.
		Enf. Coordinator Violation Number	
	Set(s) 30 Tex. Admin. Code § 122.121 and Tex. Health & Safety Code §§ 382.054 and 382.085(b)	Rule Cite(s)	
	Failed to obtain a federal operating permit ("FOP"). Specifically, the Respondent began operating the Plant that exceeded the major source threshold for volatile organic compounds ("VOC") on September 22, 2015, prior to obtaining FOP No. O3869 on October 5, 2016.	Violation Description	
\$25,000	Base Penalty		
	operty and Human Health Matrix Harm	Environmental, Proper	>> En
	ease Major Moderate Minor	Release Actual	OR
		Potential	0.
		Programmatic Matrix	>>Pro
	tion Major Moderate Minor x Percent 15.0%	Falsification	
	100% of the rule requirement was not met.	Matrix Notes	
	Adjustment \$21,250	ing a start to be a start of the start of th	
\$3,750			HE SCHOLD
\$3,750		ation Events	Vieleti
		ation events	violati
	r of Violation Events 1 379 Number of violation days	5)	
		Number of V	
	dally	Number of V	
¢2 750	weekly	Number of V	
\$3,750	weekly	Number of V	
\$3,750	weekly	Number of V	
\$3,750	weekly	Number of V	
\$3,750	weekly	Number of V	
	weekly wonthly quarterly weekly semiannual weekly annual weekly single event x One single event is recommended.		
\$3,750	weekly wonthly quarterly weekly semiannual weekly annual weekly single event x One single event is recommended.	Number of V	Good F
	weekly monthly quarterly semiannual annual single event Violation Base Penalty Semiannual annual single event Violation Base Penalty One single event is recommended. Reduction Comply 25.0% Before NOE/NOV Reduction Extraordinary NOE/NOV to EDPRP/Settlement Offer		Good F
	weekly monthly quarterly semiannual annual single event Violation Base Penalty Semiannual annual single event One single event is recommended. One single event is recommended. Reduction Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer		Good F
	weekly wonthly quarterly wonthly guarterly wonthly semiannual wonthly annual wonthly single event x One single event is recommended. Reduction Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary wonther Ordinary x		Good F
	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event x One single event is recommended. Reduction Extraordinary NOE/NOV to EDPRP/Settlement Offer Extraordinary NA The Respondent achieved compliance on October 5, 2016, before the Notice of Enforcement ("NOE") dated		Good F
\$937	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event x One single event is recommended. Reduction Comply 25.0% Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary NA N/A The Respondent achieved compliance on October 5, 2016, before the Notice of Enforcement ("NOE") dated August 31, 2018. Violation Subtotal		
\$937	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event x One single event is recommended. Reduction Comply 25.0% Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary X Ordinary X N/A The Respondent achieved compliance on October 5, 2016, before the Notice of Enforcement ("NOE") dated August 31, 2018. Violation Subtotal	d Faith Efforts to Comp	

	E	conomic	Benefit	Wo	rksheet		
Respondent							
Case ID No.	56723						
Reg. Ent. Reference No.							
							Very of
Media						Percent Interest	Years of
Violation No.	1						Depreciation
						5.0	15
	Ttem Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
These Description	rtein cost	bute Required	Tinal Date	113	Anterest Suveu	costs suved	LD Amount
Item Description							
Delayed Costs						10	10
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
The second s	and the second se	Contractor of the local division of the loca					
Permit Costs	\$5,000	22-Sep-2015	5-Oct-2016	1.04	\$260	n/a	\$260
	\$5,000	22-Sep-2015	5-Oct-2016				
Permit Costs Other (as needed) Notes for DELAYED costs	Estimated co	st to obtain FOP N date operat	o. O3869 to au ions began and	1.04 0.00 thorize the Fin	\$260 \$0 the emission units al Date is the date	n/a n/a at the Plant. Date I of compliance.	\$260 \$0 Required is the
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated co	st to obtain FOP N date operat	o. O3869 to au ions began and	1.04 0.00 thorize the Fin	\$260 \$0 the emission units al Date is the date item (except for	n/a n/a at the Plant. Date I of compliance.	\$260 \$0 Required is the d costs)
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated co	st to obtain FOP N date operat	o. O3869 to au ions began and	1.04 0.00 thorize the Fin tering 0.00	\$260 \$0 the emission units al Date is the date item (except for \$0	n/a n/a at the Plant. Date I of compliance. • one-time avoide \$0	\$260 \$0 Required is the d costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co:	st to obtain FOP N date operat	o. O3869 to au ions began and	1.04 0.00 thorize the Fin tering 0.00 0.00	\$260 \$0 the emission units al Date is the date item (except for \$0 \$0	n/a n/a at the Plant. Date I of compliance. r one-time avoide \$0 \$0	\$260 \$0 Required is the d costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated co:	st to obtain FOP N date operat	o. O3869 to au ions began and	1.04 0.00 thorize the Fin 0.00 0.00 0.00	\$260 \$0 the emission units al Date is the date item (except for \$0 \$0 \$0 \$0	n/a n/a at the Plant. Date I of compliance. one-time avoide \$0 \$0 \$0	\$260 \$0 Required is the d costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated co:	st to obtain FOP N date operati	o. O3869 to au ions began and	1.04 0.00 thorize the Fin 0.00 0.00 0.00 0.00	\$260 \$0 the emission units al Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a at the Plant. Date I of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	\$260 \$0 Required is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co:	st to obtain FOP N date operati	o. O3869 to au ions began and	1.04 0.00 thorize the Fin 0.00 0.00 0.00 0.00 0.00	\$260 \$0 the emission units al Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a at the Plant. Date I of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$260 \$0 Required is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co:	st to obtain FOP N date operati	o. O3869 to au ions began and	1.04 0.00 thorize the Fin 0.00 0.00 0.00 0.00 0.00 0.00	\$260 \$0 the emission units al Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a at the Plant. Date I of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$260 \$0 Required is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co:	st to obtain FOP N date operati	o. O3869 to au ions began and	1.04 0.00 thorize the Fin 0.00 0.00 0.00 0.00 0.00	\$260 \$0 the emission units al Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a at the Plant. Date I of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$260 \$0 Required is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co:	st to obtain FOP N date operati	o. O3869 to au ions began and	1.04 0.00 thorize the Fin 0.00 0.00 0.00 0.00 0.00 0.00	\$260 \$0 the emission units al Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a at the Plant. Date I of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$260 \$0 Required is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Case ID No. 5 eference No. F	Buckeye Texas Processing LLC 56723 RN106620438	Docket No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
	Media A Coordinator F Diation Number			
	Rule Cite(s)		.60(a), 40 Code of Federal Regulations ("CFR Tex. Health & Safety Code § 382.085(b)	") §
Violat	ion Description	requirements. Specifically, the	prevention of significant deterioration ("PSD" Respondent constructed a new major source a, prior to obtaining a PSD permit.	
	_		Base P	enalty \$25,000
>> Environm		y and Human Health Ma Harm		
OR	Release Actual Potential	Major Moderate	Minor Percent 0.0%	
>>Programm	atic Matrix Falsification	Major Moderate	Minor	
		x	Percent 15.0%	
Matrix Notes		100% of the rule re	quirement was not met.	
	s an ow here with	lione with construction of the	Adjustment \$	21,250
				\$3,750
Violation Even	nts			
	Number of Vio	olation Events 36	1086 Number of violation day	15
		daily weekly monthly		
		quarterly semiannual annual single event	Violation Base P	enalty\$135,000
	Thirty-six month		m the September 22, 2015 non-compliance o , 2018 screening date.	date to
Good Faith Ef	forts to Comp		Rec	luction \$0
		Extraordinary Ordinary		
]	
		Notes The Respondent	does not meet the good faith criteria for this violation.	
			Violation Su	btotal \$135,000
Economic Ben	efit (EB) for t	his violation	Statutory Limit Te	est
	Estimated	EB Amount	\$18,236 Violation Final Penalty	Total \$202,305
		This violatio	on Final Assessed Penalty (adjusted for I	imits) \$202,305

가슴 가슴 가슴 것 않는 것 같아. 가슴			Denenic		rksneet		
Respondent	Buckeye Texas	s Processing LLC					
Case ID No.							
Reg. Ent. Reference No.							
Contraction and an end of the contraction of the second second second second second second second second second							
Media						Percent Interest	Years of
Violation No.	2					gana da serie da ser Este serie	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
rtem Description							
Delayed Costs							
Equipment	1	ir ir		0.00	\$0	\$0	\$0
Buildings		1		0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs	\$75,000	22-Sep-2015	1-Aug-2020	4.86	\$18,236	n/a	\$18,236
Other (as needed)			A LIVE LVLV	0.00	\$0	n/a	\$0
Notes for DELAYED costs						sisted nare, to includ	a the reviced
		he total VOC load	ing limit for the	desalt	er wastewater stre	R for Fugitives, EPN am. Date Required i	
	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt Date	er wastewater stre is the estimated da	am. Date Required i ate of compliance.	FUG, and to s the date
Avoided Costs	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt Date	er wastewater stre is the estimated da item (except for	am. Date Required i ate of compliance. • one-time avoided	FUG, and to s the date
Disposal	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt Date tering	er wastewater stre is the estimated da item (except for \$0	am. Date Required i ate of compliance. one-time avoided \$0	FUG, and to s the date I costs) \$0
Disposal Personnel	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt Date tering 0.00 0.00	er wastewater stre is the estimated da item (except for \$0 \$0	am. Date Required i ate of compliance. one-time avoided \$0 \$0	FUG, and to s the date I costs) \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt d Date tering 0.00 0.00 0.00	er wastewater stre is the estimated da item (except for \$0 \$0 \$0	am. Date Required i ate of compliance. one-time avoidec \$0 \$0 \$0	FUG, and to s the date I costs) \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt d Date tering 0.00 0.00 0.00 0.00	er wastewater stre is the estimated da item (except for \$0 \$0 \$0 \$0 \$0	am. Date Required i ate of compliance. one-time avoided \$0 \$0 \$0 \$0 \$0	FUG, and to s the date f costs) \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt d Date tering 0.00 0.00 0.00 0.00 0.00	er wastewater stre is the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0	am. Date Required i ate of compliance. one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	FUG, and to s the date I costs) \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt Date 0.00 0.00 0.00 0.00 0.00 0.00 0.00	er wastewater stre is the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	am. Date Required i ate of compliance. one-time avoideo \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	FUG, and to s the date (costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt d Date tering 0.00 0.00 0.00 0.00 0.00	er wastewater stre is the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0	am. Date Required i ate of compliance. one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	FUG, and to s the date I costs) \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	increase t	he total VOC load operations beg	ing limit for the an and the Fina	desalt Date 0.00 0.00 0.00 0.00 0.00 0.00 0.00	er wastewater stre is the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	am. Date Required i ate of compliance. one-time avoideo \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	FUG, and to s the date (costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

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Scr	eening Date Respondent Case ID No.	Buckeye Texas Pr	ocessing LLC	Docket	No. 2018-1310-AIR-E	Policy Revision 4 PCW Revision Mar	
Reg. Ent. Re	eference No. Media	RN106620438				FCW REVISION Mar	LII 20, 2014
	Coordinator	Richard Garza					
		30 Tex. Admin. 0 109923, General 1, FOP No. 038	Conditions ("GC" 59, General Term) Nos. 8 and 1 s and Condition	(c) and 122.143(4), NSR Per 4 and Special Conditions ("S ons ("GTC") and Special Terr h & Safety Code § 382.085()	SC") No. ns and	
Violati	on Description	MAER of 0.25 to month periods e	n per year ("tpy" nding from Septe) based on a : mber 2016 th	the Respondent exceeded the Respondent exceeded the second for the	he 12-	
					Base	Penalty	\$25,000
>> Environme	ental, Propei	ty and Huma	h Health Mati Harm	rix			
OR	Release Actual Potential	and the second se	Moderate Mi	nor x	Percent 15.0%		
>>Programm	atic Matrix						
	Falsification	Major	Moderate Mi	nor	Percent 0.0%		
Matrix Notes				aith or enviro	ficant amounts of pollutants nmental receptors as a resu		
					Adjustment	\$21,250	\$3,750
Violation Ever	nts					in the second	40,700
		iolation Events	3	42	6 Number of violation da	vs	
		daily daily monthly		<u>L'anna anna anna anna anna anna anna ann</u>			
		quarterly semiannual annual single event	x		Violation Base F	Penalty	\$11,250
	Three semiar		commended for t nber 1, 2016 thro		non-compliance that occurred 31, 2017.	d from	
Good Faith Eff	forts to Com		0.0% re NOE/NOV NOE/N	OV to EDPRP/Set		duction	\$0
		N/A	x e Respondent do	es not meet t this violatic	he good faith criteria for		
					Violation S	ubtotal	\$11,250
Economic Ben	efit (EB) for	this violation			Statutory Limit T		
		d EB Amount		\$855	Violation Final Penalt		\$17,918
			This violation	Final Assess	ed Penalty (adjusted for	limits)	\$17,918

		conomic	Denenic		INSIICCL		
Respondent	Buckeye Texas	s Processing LLC					
Case ID No.							
Reg. Ent. Reference No.							
Media							Years of
						Percent Interest	
Violation No.	3						Depreciation
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs	P	v		1			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System	Automation and and and and and and			0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
	No. of Concession, Name						
Permit Costs				0.00	\$0	n/a	\$0
				3.42 proced	\$855 dures designed to d	n/a omply with the VOC	\$855 annual MAER
Permit Costs	Estimated cos	st to implement m	neasures and/or I is the first date	3.42 proced	\$855 dures designed to o n-compliance and t	n/a	\$855 annual MAER
Permit Costs Other (as needed)	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procec of nor of comp	\$855 dures designed to o n-compliance and t pliance.	n/a omply with the VOC	\$855 annual MAER estimated dat
Permit Costs Other (as needed) Notes for DELAYED costs	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procect of nor of comp tering 0.00	\$855 dures designed to o -compliance and t ollance. item (except for \$0	n/a comply with the VOC he Final Date is the r one-time avoided \$0	\$855 annual MAER estimated dat i costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procect of nor of comp tering	\$855 dures designed to o compliance and t bilance. item (except for \$0 \$0	n/a comply with the VOC he Final Date is the r one-time avoided \$0 \$0	\$855 annual MAER estimated dat i costs)
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel nspection/Reporting/Sampling	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procec of nor of comp tering 0.00 0.00 0.00	\$855 dures designed to of compliance and t lilance. item (except for \$0 \$0 \$0	n/a comply with the VOC he Final Date is the r one-time avoided \$0 \$0 \$0	\$855 annual MAER estimated dat f costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procect of comp tering 0.00 0.00 0.00 0.00	\$855 dures designed to on- compliance and t bilance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC he Final Date is the r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	\$855 annual MAER estimated dat 1 costs) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel (nspection/Reporting/Sampling	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procect of nor of comp tering 0.00 0.00 0.00 0.00 0.00	\$855 dures designed to of compliance and t lilance. item (except for \$0 \$0 \$0	n/a comply with the VOC he Final Date is the r one-time avoided \$0 \$0 \$0	\$855 annual MAEF estimated dat f costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procece of nor of comp 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$855 dures designed to on- compliance and to liance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC he Final Date is the r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	\$855 annual MAER estimated dat (costs) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Disposal Personnel Supplies/Equipment Financial Assurance	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procect of nor of comp tering 0.00 0.00 0.00 0.00 0.00	\$855 dures designed to on- compliance and t bilance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC he Final Date is the r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$855 annual MAEF estimated dat f costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos for EPN CT1. T	st to implement m The Date Required	neasures and/or I is the first date	3.42 procece of nor of comp 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$855 dures designed to on- compliance and to liance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC he Final Date is the r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$855 annual MAEF estimated dat i costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	11.7.1	Buckeye Texas	Processing LLC		t No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014)
	Case ID No. ference No. Media	RN106620438				PCW Revision March 26, 2014
	Coordinator lation Number	Richard Garza				
	Rule Cite(s)		s. 8 and 14 and		l (c) and 122.143(4), NSR Pern No. 03869, GTC and STC No. 1 Je § 382.085(b)	
Violati	on Description	MAER of less t periods endin	than 0.01 tpy t g from Septem	based on a 12-mo ber 2016 throug	the Respondent exceeded the onth rolling period for the 12-m h October 2017 for the Wastew n 0.13 ton of unauthorized VOC	nonth vater
					Base P	enalty \$25,000
>> Environme	ental, Proper Release	ty and Hum a Major	an Health N Harm Moderate	Minor		
OR	Actual Potential		Moderate	x	Percent 15.0%	
>>Programma	atic Matrix Falsification	Major	Moderate	Minor	500±8	
					Percent 0.0%	
Matrix Notes			ective of huma		nificant amounts of pollutants the ronmental receptors as a result	
					Adjustment \$	21,250
						\$3,750
Violation Even	nts					
	Number of V	iolation Events	3	4	26 Number of violation day	5
		daily				
		monthly				
		quarterly semiannual annual single event	×		Violation Base P	enalty \$11,250
	Three semiar	inual events are		for the period of through October	non-compliance that occurred	from
Cool Folk Ff						
Good Faith Eff	orts to com	Be	0.0% fore NOE/NOV N	OE/NOV to EDPRP/S		uction \$0
		Extraordinary Ordinary				
		N/A	×			
		Notes	The Responder	t does not meet this violat	the good faith criteria for ion.	
		De.			Violation Su	btotal \$11,250
Economic Ben	efit (EB) for	this violatio	n		Statutory Limit Te	est
	Estimate	d EB Amount		\$855	Violation Final Penalty	Total \$17,918
			This viola	tion Final Asses	ssed Penalty (adjusted for li	imits) \$17,918

	E	conomic	Benefit	Wo	rksheet		
Respondent		s Processing LLC					
Case ID No.		2					
Reg. Ent. Reference No.							
Media						en montes and the second	Years of
Violation No.						Percent Interest	Depreciation
violation No.	4					12/22	100
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs		17 million - State			_		
Equipment		ו		0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	No. of Concession, Name			0.00	\$0	n/a	\$0
Remediation/Disposal			the second s	0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$5,000	1-Sep-2016	1-Feb-2020	3.42	\$855	n/a	\$855
Notes for DELAYED costs	for EPN WWC	C. The Date Requ	ired is the first dat	date of e of cor	non-compliance a mpliance.	comply with the VOC nd the Final Date is	the estimated
Avoided Costs	ANNU	ALIZE avoided co	osts before er			one-time avoide	
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling		-	Carrow Harrison	0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0 \$0
Financial Assurance				0.00	\$0	\$0 \$0	\$0
ONE-TIME avoided costs		{		0.00	\$0 \$0	\$0	\$0
Other (as needed)		الــــــــــــــــــــــــــــــــــــ		0.00			
		1000-1000 Feb (100-10-00)				an sum man an a	\$0
Notes for AVOIDED costs							\$0

	Case ID No. ference No.	Buckeye Texas Proce 56723 RN106620438	ssing LLC	Docket	No. 2018-1310-AIR-E	Policy Revision PCW Revision M	
	Media Coordinator	Richard Garza					
VIO	lation Number	5 30 Tex. Admin. Code 109923, GC Nos. 8 a	e §§ 116.115(b nd 14 and SC f Tex. Health &	No. 1, FOP No	c) and 122.143(4), NSR Per . O3869, GTC and STC No. § 382.085(b)	mit No. 13, and	
Violatio	on Description	MAER of 2.95 tpy l ending from Febr	ith the MAER. S based on a 12- uary 2017 thro	Specifically, th month rolling ough October	e Respondent exceeded the period for the 12-month period 2017 for Wastewater, EPN uthorized VOC.	eriods	
	100				Base	Penalty	\$25,000
>> Environme	ental, Proper Release Actual	Major Mod	lealth Matri arm lerate Min x				
	Potential				Percent 30.0%		
>>Programma	atic Matrix Falsification	Major Mod	lerate Min	or	Percent 0.0%		
		ar the environment	has been even	sod to cionific	ant amounts of pollutants t	bat do	
Matrix Notes				alth or enviror	imental receptors as a resu		
	References and the second				Adjustment	\$17,500	
							\$7,500
Violation Even	its						
	Number of V	iolation Events	3	273	Number of violation da	iys	
		daily					
		monthly quarterly semiannual annual single event	x		Violation Base	Penalty	\$22,500
	Three quarter	ly events events are	recommended ary 1, 2017 thr		d of non-compliance that oc 31, 2017.	curred	
Good Faith Eff	orts to Comp	Before No. Extraordinary	0.0% OE/NOV NOE/NO	DV to EDPRP/Set		duction	\$0
		Ordinary N/A	×				
			~	es not meet th this violatio	ne good faith criteria for n.		
					Violation S	ubtotal	\$22,500
Economic Bene	efit (EB) for	this violation			Statutory Limit T	'est	
	Estimate	d EB Amount		\$0]	Violation Final Penalt	ty Total	\$34,680
		т	his violation I	Final Assess	ed Penalty (adjusted for	limits)	\$34,680

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeye Texa	s Processing LLC					
Case ID No.							
Reg. Ent. Reference No.	RN106620438						
Media						terre and experiments and the even	Years of
Violation No.						Percent Interest	Depreciation
violation No.	5					0.001	ana ana ana ana ana ang ang ang ang ang
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs				-			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System		the summer of the summer was a summer of		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	ANNU	ALTZE pyoided of			t for Violation No.	2. • one-time avoided	(coste)
Avoided Costs Disposal	ANNO		usts before en	0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling	and the second second second			0.00	\$0	\$0	\$0
Supplies/Equipment	The second se			0.00	\$0	\$0	\$0
Financial Assurance	ALTER DESCRIPTION	Contraction of the local division of the loc		0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
		n			A. X.		
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$0			TOTAL		\$0

		Buckeye Texas Processi		Docket No. 20	018-1310-AIR-E		PCW on 4 (April 2014)
Reg. Ent. Re	Case ID No. ference No. Media	RN106620438				PCW Revision	March 26, 2014
	Coordinator lation Number	Richard Garza				i.	
	Rule Cite(s)	109923, GC Nos. 8 and	14 and SC No.		9, GTC and STC No.		
Violatio	on Description	month periods ending	of 0.52 tpy bas from October	sed on a 12-mont	h rolling period for t y 2017 for Boiler #1	he 12-	
					Base	Penalty	\$25,000
>> Environme	ental, Prope Release	ty and Human Hea Harn Major Modera	n				
OR	Actual Potential		×	P	ercent 15.0%		
>>Programma	atic Matrix Falsification	Major Modera	ate Minor				
				P	ercent 0.0%		
Matrix Notes		or the environment has vels that are protective of		or environmenta			
		Canal and the South State		Adjus	tment	\$21,250	
							\$3,750
Violation Even	its de la com						
	Number of \	/iolation Events		243 Nu	umber of violation da	ays	
		daily weekly					
		monthly quarterly			Violation Base	Penalty	\$7,500
		semiannual x annual single event					
	Two semian	nual events are recomme October 1		eriod of non-comp n May 31, 2017.	pliance that occurred	i from	
Good Faith Eff	orts to Com	ply 0. Before NOE/		EDPRP/Settlement (eduction	\$0
		Extraordinary Ordinary					
]			
		Notes The Res		ot meet the good his violation.	l faith criteria for		
					Violation S	ubtotal	\$7,500
Economic Bene	efit (EB) for	this violation		S	tatutory Limit 1	ſest	
	Estimate	ed EB Amount	\$83	Vio	lation Final Penal	ty Total	\$12,330
		This	violation Fin	al Assessed Per	alty (adjusted for	limits)	\$12,330

		conomic	penent	VV O	rksneet		
Respondent	Buckeye Texas	s Processing LLC					
Case ID No.							
Reg. Ent. Reference No.							
Media							Years of
Violation No.						Percent Interest	Depreciation
Violation No.	6					2221	
						5.0	1.
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Deleved Cente							
Delayed Costs Equipment	[1		0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)	Total I control to a control to			0.00	\$0	\$0	\$0
Engineering/Construction		¦¦		0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
realized and a show and a show and		And in case of the local division of the loc	and the second sec				
Permit Costs				0.00	\$0	n/a	\$0
Permit Costs Other (as needed)						n/a n/a comply with the SO2	
	Estimated cos	st to implement m	easures and/or uired is the firs	3.34 procect t date c	\$834 lures designed to a	n/a	\$834 annual MAER
Other (as needed)	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 procec t date c te of co	\$834 lures designed to o f non-compliance mpliance.	n/a n/a comply with the SO2	\$834 annual MAER the estimated
Other (as needed) Notes for DELAYED costs	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 procect t date co te of co tering 0.00	\$834 lures designed to o f non-compliance mpliance. item (except for \$0	n/a comply with the SO2 and the Final Date is r one-time avoided \$0	\$834 annual MAER the estimated costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 procect t date c te of con tering 0.00 0.00	\$834 dures designed to o of non-compliance mpliance. item (except for \$0 \$0	n/a comply with the SO2 and the Final Date is r one-time avoided \$0 \$0	\$834 annual MAER the estimated costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 proced t date c e of con tering 0.00 0.00 0.00	\$834 dures designed to of fon-compliance mpliance. item (except for \$0 \$0 \$0 \$0	n/a comply with the SO2 and the Final Date is cone-time avoided \$0 \$0 \$0	\$834 annual MAER the estimated (costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 proced t date c e of con tering 0.00 0.00 0.00 0.00	\$834 dures designed to of fon-compliance mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the SO2 and the Final Date is r one-time avoided \$0 \$0 \$0 \$0 \$0	\$834 annual MAER the estimated toosts) \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 proced t date c e of con tering 0.00 0.00 0.00 0.00 0.00	\$834 dures designed to of fon-compliance mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the SO2 and the Final Date is r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 annual MAER the estimate toosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 procect t date c t of con tering 0.00 0.00 0.00 0.00 0.00 0.00	\$834 dures designed to of f non-compliance mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the SO2 and the Final Date is r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 annual MAER the estimated acosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 proced t date c e of con tering 0.00 0.00 0.00 0.00 0.00	\$834 dures designed to of fon-compliance mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the SO2 and the Final Date is r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 annual MAER the estimated toosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos for EPN BOILE	st to implement m R1. The Date Req	easures and/or uired is the firs dat	3.34 procect t date c t of con tering 0.00 0.00 0.00 0.00 0.00 0.00	\$834 dures designed to of f non-compliance mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the SO2 and the Final Date is r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 annual MAER the estimate a costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	1	eening Date Respondent Case ID No.	Buckeye Texas Pro	cessing LLC	Docke	et No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014, DCW Paulaine March 26, 2014
Reg. I		ference No. Media	RN106620438				PCW Revision March 26, 2014
	Enf. (Coordinator					
	Viol	ation Number	the second se	and the second second			
		Rule Cite(s)		and 14 and 9	SC No. 1, FOP	d (c) and 122.143(4), NSR Perm No. O3869, GTC and STC No. 1 de § 382.085(b)	
	Violatic	on Description	nitrogen oxides (the 12-month per SO2 MAER of 3.47 ending from Oct	"NOx") MAER lods ending fr tpy based on cober 2016 thr	of 3.50 tpy ba om October 2 a 12-month r ough August	ally, the Respondent exceeded the ased on a 12-month rolling perio 016 through December 2016 an olling period for the 12-month p 2017 for Heater #1, EPN HEATE and 1.26 tons of unauthorized So	d for d the eriods R1,
						Base Pe	enalty \$25,000
>> Env	ironme		ty and Human	Harm			
OR		Release Actual	and the second	oderate	Minor		
OK		Potential			<u>^</u>	Percent 15.0%	
		tie Metuix	and a more than the star	Faren and a Kinner	time to prove extents	vestional	
>>Prog	ramma	Falsification	Major M	oderate	Minor		
				l.		Percent 0.0%	
	Matrix Notes	1 State 2000 Phillippin 000 State 1 Mc		ive of human		nificant amounts of pollutants th ronmental receptors as a result	
		L					
						Adjustment \$2	21,250
							\$3,750
Violatio	n Even	ts					
Tionatio							
		Number of V	/iolation Events	4	3	Number of violation days	5
		1	daily				
			weekly				
			quarterly	x		Violation Base Pe	enalty \$15,000
			semiannual annual single event				
		Four quarte			the period of r ough August	non-compliance that occurred from 31, 2017.	om
Good Fa	ith Eff	orts to Com		0.0% NOE/NOV NOE	NOV to EDPRP/S		uction \$0
			Extraordinary				
			Ordinary N/A				
				X			
			1.14		1 10 1		
			1.14		does not meel this viola	t the good faith criteria for tion.	
			Th			CALCULATE THE SECOND SECONDO SECOND SECONDO SECOND SECONDO SECONDO SECONDO SECOND SECOND SECONDO SECONDO SE	ototal \$15,000
Econom	ic Bene	efit (EB) for	Th			tion.	
Econom	ic Bene		Notes			tion. Violation Sul	st

	E	conomic	Benefit	Wo	rksheet		
Respondent		s Processing LLC			· · · · · · · · · · · · · · · · · · ·		
Case ID No.		o riocconig cee					
Reg. Ent. Reference No.		6					
		n en				1	Manual of
Media						Percent Interest	Years of
Violation No.	7						Depreciation
						5.0	and the second sec
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs		_		0.00	\$0	n/a	\$0
Permit Costs Other (as needed)	\$5.000 Estimated	1-Oct-2016	1-Feb-2020 measures and,	3.34	\$834	n/a n/a o comply with the N	\$834
Other (as needed) Notes for DELAYED costs	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	or proc quired is nated da	\$834 edures designed t s the first date of r ite of compliance.	n/a o comply with the N non-compliance and	\$834 Ox and SO2 the Final Date
Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da	\$834 edures designed t s the first date of r ite of compliance. item (except for	n/a o comply with the N non-compliance and r one-time avoide	\$834 Ox and SO2 the Final Date d costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da ntering 0.00	\$834 edures designed t s the first date of r ite of compliance. item (except for \$0	n/a o comply with the N non-compliance and r one-time avoide \$0	\$834 Ox and SO2 the Final Date d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da ntering 0.00 0.00	\$834 edures designed t s the first date of r ite of compliance. item (except for \$0 \$0	n/a o comply with the N non-compliance and r one-time avoide \$0 \$0	\$834 Ox and SO2 the Final Date d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da tering 0.00 0.00 0.00	\$834 edures designed t s the first date of r ite of compliance. item (except for \$0 \$0 \$0	n/a o comply with the N non-compliance and r one-time avoide \$0 \$0 \$0	\$834 Ox and SO2 the Final Date d costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da tering 0.00 0.00 0.00	\$834 edures designed t s the first date of r ite of compliance. item (except for \$0 \$0 \$0 \$0 \$0	n/a o comply with the N non-compliance and r one-time avoide \$0 \$0 \$0 \$0 \$0	\$834 Ox and SO2 the Final Date d costs) \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da tering 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of r ite of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the N non-compliance and r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 Ox and SO2 the Final Date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da tering 0.00 0.00 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of r ite of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the N non-compliance and r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 Ox and SO2 the Final Date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da tering 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of r ite of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the N non-compliance and r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 Ox and SO2 the Final Date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 1. The Date Re is the estim	3.34 /or proc quired is nated da tering 0.00 0.00 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of r ite of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the N non-compliance and r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 Ox and SO2 the Final Date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent Case ID No.	Buckeye Texas Processing LLC	Docket No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
	eference No. Media	RN106620438		PCW Revision March 26, 2014
	Coordinator lation Number	Richard Garza		
	Rule Cite(s)	109923, GC Nos. 8 and 14 and 5	5(b)(2)(F) and (c) and 122.143(4), NSR Perm SC No. 1, FOP No. O3869, GTC and STC No. 1 h & Safety Code § 382.085(b)	
Violati	on Description	MAER of 3.47 tpy based on a ending from October 2016 three based on a 12-month rolling per 2016 through December 2016 fr	Rs. Specifically, the Respondent exceeded the 12-month rolling period for the 12-month per ough August 2017 and the NOx MAER of 3.50 riod for the 12-month periods ending from Oc or Heater #2, EPN HEATER2, resulting in 1.29 D2 and 0.33 ton of unauthorized NOx.	iods) tpy :tober
	an a		Base Po	enalty \$25,000
>> Environme	1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 - 1997 -	rty and Human Health Ma Harm		
OR	Release Actual Potential		Minor x Percent15.0%	
>>Programma	atic Matrix		15 galaxies and	
	Falsification	Major Moderate I	Minor Percent 0.0%	
Matrix Notes		vels that are protective of human	posed to insignificant amounts of pollutants th health or environmental receptors as a result plation.	
			Adjustment \$2	\$3,750
Violation Even	nts			
	Number of V	/iolation Events 4	334 Number of violation day.	s
	1	daily		
		monthly quarterly semiannual	Violation Base Pe	enalty \$15,000
		annual		
	Four quarte		the period of non-compliance that occurred fr ough August 31, 2017.	om
Good Faith Eff	orts to Com		Red	uction \$0
		Extraordinary Ordinary		
		N/A x		
		Notes The Respondent	does not meet the good faith criteria for this violation.	
			Violation Sul	btotal \$15,000
Economic Ben	efit (EB) for	this violation	Statutory Limit Te	est
	Estimate	ed EB Amount	\$834 Violation Final Penalty	Total \$23,505
		This violatic	on Final Assessed Penalty (adjusted for li	imits) \$23,505

	8-m	conomic	Denenit	WV O	IKSHEEL		
Respondent	Buckeye Texa	s Processing LLC					
Case ID No.							
Reg. Ent. Reference No.							
Media							Years of
						Percent Interest	Depreciation
Violation No.	8					122406.0	
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs)[][0.00	\$0	n/a	\$0
				3.34 /or proc	\$834 edures designed t	n/a o comply with the So	\$834 D2 and NOx
Permit Costs	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or proc quired i nated da	\$834 edures designed t s the first date of r ate of compliance.	n/a o comply with the Se non-compliance and	\$834 D2 and NOx the Final Date
Permit Costs Other (as needed)	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or proc quired i nated da	\$834 edures designed t s the first date of r ate of compliance. item (except for	n/a o comply with the So non-compliance and r one-time avoided	\$834 D2 and NOx the Final Date i costs)
Permit Costs Other (as needed) Notes for DELAYED costs	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or proc quired i nated da tering 0.00	\$834 redures designed to s the first date of r ate of compliance. item (except for \$0	n/a o comply with the So non-compliance and r one-time avoided \$0	\$834 D2 and NOx the Final Date i costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or proc quired i nated da tering 0.00 0.00	\$834 edures designed t s the first date of r ate of compliance. item (except for \$0 \$0	n/a o comply with the Sc non-compliance and r one-time avoided \$0 \$0	\$834 D2 and NOx the Final Date costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or prod quired i nated da tering 0.00 0.00 0.00	\$834 edures designed t s the first date of <i>i</i> ate of compliance. item (except for \$0 \$0 \$0 \$0	n/a o comply with the So non-compliance and r one-time avoideo \$0 \$0 \$0	\$834 D2 and NOx the Final Date (costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or proc quired i nated da 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of <i>i</i> ate of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the So non-compliance and r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0	\$834 D2 and NOx the Final Date f costs) \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or prod quired la ated da 0.00 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of r ate of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the So non-compliance and r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 D2 and NOx the Final Date f costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or proc quired i aated da 0.00 0.00 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of r ate of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the So non-compliance and r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 D2 and NOx the Final Date f costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or prod quired la ated da 0.00 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of r ate of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the So non-compliance and r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 D2 and NOx the Final Date f costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated annual MAER	cost to implement s for EPN HEATER	measures and, 2. The Date Re is the estim	3.34 /or proc quired i aated da 0.00 0.00 0.00 0.00 0.00 0.00	\$834 edures designed t s the first date of r ate of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a o comply with the So non-compliance and r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 D2 and NOx the Final Date i costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent Case ID No.	Buckeye Texa	s Processing LLC		et No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Reg. Ent. Re	eference No. Media	RN106620438 Air				
	Coordinator		٦			
	Rule Cite(s)	30 Tex. Admi	los. 8 and 14 and	SC No. 1, FOP	d (c) and 122.143(4), NSR Pern No. 03869, GTC and STC No. 1 de § 382.085(b)	
Violati	on Description	MAER of 19.	.28 tpy based on ctober 2016 three	a 12-month rol	, the Respondent exceeded the ling period for the 12-month per 17 for Fugitives, EPN FUG, resu orized VOC.	riods
					Base P	enalty \$25,000
>> Environme	ental, Prope	rty and Hun	nan Health N Harm	latrix		
	Release	Major	Moderate	Minor		
OR	Actual Potential			×	Percent 15.0%	
>>Programm	atic Matrix					
34.34	Falsification	Major	Moderate	Minor	Percent 0.0%	
		n			and a second	
Matrix Notes			otective of huma		nificant amounts of pollutants th ronmental receptors as a result	
			ia la		Adjustment \$2	21,250
						\$3,750
Violation Ever	nts					
		/iolation Events	5		395 Number of violation day	S
		daily weekly				
		monthly quarterly	×		Violation Base Pe	enalty \$18,750
		semiannual annual single event				
	Five quarte		recommended fo ctober 1, 2016 t		non-compliance that occurred fro 31, 2017.	om
Good Faith Eff	orts to Com	ply	0.0%		Red	uction \$0
		ا Extraordinary		OE/NOV to EDPRP/S	Settlement Offer	
		Ordinary				
		N/A Notes		nt does not mee this viola	t the good faith criteria for	
						619 750
Economic De-	ofit (ED) for	this vislat!			Violation Sul	
Economic Ben			N.		Statutory Limit Te	
	Estimate	ed EB Amount	Newson Contract	\$0	Violation Final Penalty	
			This viola	tion Final Asse	essed Penalty (adjusted for li	mits) \$29,093

Buckeye Texa: 56723 RN106620438 Air	Processing LLC					
56723 RN106620438	2					
RN106620438						
						Years of
					Percent Interest	Depreciation
9						
					5.0	1
Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
			0.00	\$0	\$0	\$0
			0.00			\$0
			0.00	\$0	\$0	\$0
		Contraction of the state	0.00	\$0	\$0	\$0
			0.00	\$0	n/a	\$0
			0.00	\$0	n/a	\$0
			0.00	\$0	n/a	\$0
			0.00	\$0	n/a	\$0
			0.00	\$0	n/a	\$0
			0.00	\$0	n/a	\$0
ANNUA	LIZE avoided co	osts before er				
	-					\$0 \$0
		and the second sec				\$0
						\$0
						\$0
						\$0
						\$0
	ц <u> </u>		0.00		**	20
	¢0			TOTAL		\$
		Item Cost Date Required	ANNUALIZE avoided costs before er		0.00 \$0 0.00 \$0	0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 \$0 0.00 \$0 n/a See Economic Benefit for Violation No. 2.

	Case ID No.	Buckeye Texas P 56723	rocessing LLC	Docket	No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014, PCW Revision March 26, 2014
Enf	Media Coordinator	2,222				
	lation Number					
	Rule Cite(s)	Do rea. numin	. 8 and 14 and SC		c) and 122.143(4), NSR Pe . 03869, GTC and STC No. § 382.085(b)	
Violatio	on Description	MAER of 0.02 tp month rolling pe October 2017 fo	by and the carbon priods for the 12-r or the Liquified Pe	monoxide ("Co nonth periods troleum Gas ("	he Respondent exceeded th D") MAER of 0.10 tpy based ending from October 2016 t LPG") Flare, EPN FLARE1, ro 90 ton of unauthorized CO.	on 12- hrough esulting
					Base	Penalty \$25,000
>> Environme			Harm			
OR	Release Actual	Major	and the second se	inor x		
	Potential	the second se		<u>^</u>	Percent 15.0%	
>>Programma	Falsification	Major	Moderate M	inor	题	
	L				Percent 0.0%	
Matrix Notes			ective of human he		icant amounts of pollutants nmental receptors as a resu	
				This is a state of the	Adjustment	\$21,250
						\$3,750
Violation Even	ts					
		/iolation Events	5	395	Number of violation da	avs
		daily				
		weekly				
		monthly quarterly semiannual	×		Violation Base	Penalty \$18,750
		annual single event				
	Five quarte		commended for th ober 1, 2016 throu		n-compliance that occurred ., 2017.	from
Good Faith Eff	orts to Com		0.0%		Re	eduction \$0
		Bef Extraordinary	ore NOE/NOV NOE/M	OV to EDPRP/Set	tlement Offer	
		Ordinary				
		NA	×			
		Notes	he Respondent de	bes not meet ti this violatio	ne good faith criteria for n.	
					Violation S	ubtotal \$18,750
Economic Bene	efit (EB) for	this violation	ı		Statutory Limit 1	est
	Estimate	ed EB Amount		\$834	Violation Final Penal	ty Total \$29,093
			This violation	Final Assess	ed Penalty (adjusted for	limits) \$29,093

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeye Texa	s Processing LLC					
Case ID No.	56723						
Reg. Ent. Reference No.							
Media						and the second second	Years of
Violation No.						Percent Interest	Depreciation
violation No.	10						1
						5.0	
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs	_			4			
Equipment				0.00	\$0	\$0	\$0
Buildings)[]		0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs		Contraction of the local data	and the state of t	0.00	\$0	n/a	\$0
Other (as needed)	\$5.000	1-Oct-2016	1-Feb-2020	3.34	\$834	n/a	\$834
	Il Estimated cos	t to implement me		nrocedi			and CO annua
Notes for DELAYED costs	MAERs fo		e Date Required estimate	d is the d date	date of non-compl of compliance.	iance and the Final	Date is the
Notes for DELAYED costs	MAERs fo	r EPN FLARE1. The	e Date Required estimate	d is the d date tering	date of non-compl of compliance. item (except for	iance and the Final	Date is the
Avoided Costs Disposal	MAERs fo	r EPN FLARE1. The	e Date Required estimate	d is the d date tering 0.00	date of non-compl of compliance. item (except for \$0	iance and the Final one-time avoide \$0	Date is the d costs) \$0
Avoided Costs Disposal Personnel	MAERs fo	r EPN FLARE1. The	e Date Required estimate	tis the date date	date of non-compl of compliance. item (except for \$0 \$0	iance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date is the d costs) \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	MAERs fo	r EPN FLARE1. The	e Date Required estimate	tering 0.00 0.00 0.00	date of non-compl of compliance. item (except for \$0 \$0 \$0	iance and the Final one-time avoide \$0 \$0 \$0 \$0	Date is the d costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	MAERs fo	r EPN FLARE1. The	e Date Required estimate	tering 0.00 0.00 0.00 0.00 0.00	date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0	iance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0	Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	MAERs fo	r EPN FLARE1. The	e Date Required estimate	tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00	date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	iance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	MAERs fo	r EPN FLARE1. The	e Date Required estimate	tis the d date 0.00 0.00 0.00 0.00 0.00 0.00 0.00	date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	iance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	MAERs fo	r EPN FLARE1. The	e Date Required estimate	tering 0.00 0.00 0.00 0.00 0.00 0.00 0.00	date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	iance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	MAERs fo	r EPN FLARE1. The	e Date Required estimate	tis the d date 0.00 0.00 0.00 0.00 0.00 0.00 0.00	date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	iance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0

sion March 26, 201	Docket No. 2018-1310-AIR-E Policy R PCW Rei	12-Sep-2018 Buckeye Texas Processing LLC 56723	
			Reg. Ent. Reference No. Media
		Richard Garza	Enf. Coordinator
	(2)(F) and (c) and 122.143(4), NSR Permit No.	have been statistic as a second se	Violation Number Rule Cite(s)
	o. 1, FOP No. O3869, GTC and STC No. 13, and Safety Code § 382.085(b)	109923, GC Nos. 8 and 14 and 9	
	Specifically, the Respondent exceeded the CO R of 0.08 tpy based on 12-month rolling periods of October 2016 through October 2017 for the 57 tons of unauthorized CO and 2.58 tons of uthorized SO2.	MAER of 0.79 tpy and the SO2 M for the 12-month periods endin	Violation Description
\$25,00	Base Penalty		
	<	Harm	>> Environmental, Prope Release
			OR Actual
	Percent 15.0%		Potential
	Percent 0.0%	Major Moderate	>>Programmatic Matrix Falsification
		,	
	ed to insignificant amounts of pollutants that do th or environmental receptors as a result of the on.		
	Adjustment \$21,250		
\$3.75			
\$3,75			Violation Events
\$3,75	395 Number of violation days	lolation Events 5	/iolation Events Number of ¹
\$3,75			
\$3,75		daily	
\$3,75		daily weekly monthly quarterly	
	395 Number of violation days	daily weekly monthly	
	395 Number of violation days	daily weekly monthly quarterly semiannual	
	395 Number of violation days Violation Base Penalty	daily weekly monthly quarterly semiannual annual single event	Number of '
	395 Number of violation days Violation Base Penalty	daily weekly monthly quarterly semiannual annual single event rly events are recommended for to October 1, 2016 thr	Number of '
\$18,75	395 Number of violation days Violation Base Penalty	daily weekly monthly quarterly semiannual annual single event rly events are recommended for to October 1, 2016 thr Dly 0.0% Before NOE/NOV NOE	Number of t
\$18,75	395 Number of violation days Violation Base Penalty period of non-compliance that occurred from n October 31, 2017. Reduction	daily weekly monthly quarterly semiannual annual single event rly events are recommended for to October 1, 2016 thr	Number of t
\$18,75	395 Number of violation days Violation Base Penalty period of non-compliance that occurred from n October 31, 2017. Reduction to EDPRP/Settlement Offer	daily weekly monthly quarterly semiannual annual single event rly events are recommended for to October 1, 2016 thr October 1, 2016 thr Diy 0.0% Before NOE/NOV NOE Extraordinary Ordinary N/A x	Number of t
\$18,75	395 Number of violation days Violation Base Penalty period of non-compliance that occurred from n October 31, 2017. Reduction	daily weekly monthly quarterly semiannual annual single event rly events are recommended for to October 1, 2016 thr October 1, 2016 thr Diy 0.0% Before NOE/NOV NOE Extraordinary Ordinary N/A x	Number of t
\$18,75	395 Number of violation days Violation Base Penalty period of non-compliance that occurred from October 31, 2017. Reduction to EDPRP/Settlement Offer in not meet the good faith criteria for	daily weekly monthly quarterly semiannual annual single event rly events are recommended for 1 October 1, 2016 thr October 1, 2016 thr Dly 0.0% Before NOE/NOV NOE Extraordinary Ordinary N/A x The Respondent	Number of t
\$18,75	395 Number of violation days Violation Base Penalty period of non-compliance that occurred from n October 31, 2017. Reduction to EDPRP/Settlement Offer inot meet the good faith criteria for this violation.	daily weekly monthly quarterly semiannual annual single event rly events are recommended for 1 October 1, 2016 thr October 1, 2016 thr Dly 0.0% Before NOE/NOV NOE Extraordinary Ordinary N/A x Notes The Respondent	Number of t
\$18,75	395 Number of violation days Violation Base Penalty period of non-compliance that occurred from Cotober 31, 2017. Reduction to EDPRP/Settlement Offer inot meet the good faith criteria for this violation. Violation Subtotal	daily weekly monthly quarterly semiannual annual single event rly events are recommended for 1 October 1, 2016 thr October 1, 2016 thr Dly 0.0% Before NOE/NOV NOE Extraordinary Ordinary N/A x Notes The Respondent	Number of Five quarters Good Faith Efforts to Com

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeye Texa	s Processing LLC		00000000000			
Case ID No.	56723						
Reg. Ent. Reference No.	CONTROL WATER A CONTRACT OF THE						
Media						F	Years of
						Percent Interest	Depreciation
Violation No.	11						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	30	II/d	20
Remediation/Disposal Permit Costs				0.00	\$0	n/a	\$0
	\$5.000	1-Oct-2016	1-Feb-2020	0.00	\$0 \$834	n/a n/a	\$0 \$834
Permit Costs	Estimated cos	t to implement me	easures and/or ate Required is	0.00 3.34 procedu	\$0 \$834 ures designed to co	n/a	\$0 \$834 and SO2 annua
Permit Costs Other (as needed)	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs ed date	\$0 \$834 ures designed to co it date of non-com of compliance. item (except for	n/a n/a omply with the CO a pliance and the Fina r one-time avoide	\$0 \$834 Ind SO2 annual Il Date is the
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs ed date tering 0.00	\$0 \$834 ures designed to co it date of non-com of compliance. item (except for \$0	n/a n/a omply with the CO a pliance and the Fina r one-time avoide \$0	\$0 \$834 Ind SO2 annual Il Date is the d costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs ed date tering 0.00 0.00	\$0 \$834 ures designed to co it date of non-com of compliance. item (except for \$0 \$0	n/a n/a omply with the CO a pliance and the Fina r one-time avoide \$0 \$0	\$0 \$834 and SO2 annual al Date is the d costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs ed date tering 0.00 0.00 0.00	\$0 \$834 ures designed to cc t date of non-com of compliance. item (except for \$0 \$0 \$0 \$0	n/a n/a omply with the CO a pliance and the Fina r one-time avoide \$0 \$0 \$0	\$0 \$834 and SO2 annual al Date is the d costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs ed date tering 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to co t date of non-com of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the CO a pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and SO2 annual al Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs d date 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to co it date of non-com of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the CO a pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and SO2 annual al Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs d date ttering 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to co it date of non-com of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the CO a pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and SO2 annual Il Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs d date 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to co it date of non-com of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the CO a pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and SO2 annual al Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos MAERs for	t to implement me EPN FLARE. The D	easures and/or ate Required is estimate	0.00 3.34 procedu the firs d date ttering 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to co it date of non-com of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the CO a pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and SO2 annua Il Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

PCW vision 4 (April 2014)	Buckeye Texas Processing LLC Policy Rd		
sion March 26, 2014		Case ID N Ent. Reference N	Reg.
		Mee Enf. Coordinat	
	12 30 Tex. Admin. Code §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No.	N Rule Cite	
	109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and Tex. Health & Safety Code § 382.085(b)		
	Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 0.23 tpy, the SO2 MAER of 0.03 tpy, and the particulate matter ("PM"), the PM equal to or less than 10 microns in diameter ("PM10"), and the PM equal to or less than 2.5 microns in diameter ("PM2.5") MAERs of less than 0.01 tpy based on 12-month rolling periods for the 12-month periods ending from October 2016 through July 2017 and the CO MAER of 1.01 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through February 2017 for Maintenance, Startup, and Shutdown Combustion, EPN MSS-TEMP, resulting in 0.01 ton of unauthorized NOx, 0.03 ton of unauthorized SO2, 0.01 ton of unauthorized PM, PM10, and PM2.5, and 0.66 ton of unauthorized CO.	Violation Descript	
\$25,000	Base Penalty	ante da maiore a sere	
	ty and Human Health Matrix Harm	172	>> En\
	Major Moderate Minor	Relea	OR
	Percent 15.0%	Poter	
		rammatic Matri	>>Prog
	Major Moderate Minor Percent 0.0%	Falsificati	
	or the environment has been exposed to insignificant amounts of pollutants that do els that are protective of human health or environmental receptors as a result of the violation.	Marriy	
	Adjustment \$21,250		
\$3,750			
		n Events	Violatio
	iolation Events 2 303 Number of violation days	Number	
	daily		
	weekly		
\$7,500	quarterly Violation Base Penalty semiannual x		
	annualsingle event		
	nual events are recommended for the period of non-compliance that occurred from October 1, 2016 through July 31, 2017.	Two sem	
\$0	Dly 0.0% Reduction	ith Efforts to Co	Good F
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer		
	Ordinary		
	Notes The Respondent does not meet the good faith criteria for this violation.		
\$7,500	Violation Subtotal		
ALC: NO.	this violation Statutory Limit Test	ic Benefit (EB) f	Econom
\$12,330	d EB Amount \$834 Violation Final Penalty Total	Estim	
\$12,330	This violation Final Assessed Penalty (adjusted for limits)		
- Committee Comm			

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeye Texa	s Processing LLC					
Case ID No.	56723						
Reg. Ent. Reference No.							
Media							Years of
Violation No.						Percent Interest	Depreciation
violation No.	12						
						5.0	
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				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)	\$5,000	1-Oct-2016	1-Feb-2020	3.34	\$834	n/a	\$834
	Estimated cos	t to implement m	easures and/or	proced	ures designed to c	omply with the NOX	, SO2, CO, PM,
Notes for DELAYED costs	PM10, and PM	and t	s for EPN MSS- he Final Date is	TEMP. T the est	The Date Required imated date of cor	is the first date of n npliance.	on-compliance
Avoided Costs	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est	The Date Required imated date of cor item (except for	is the first date of n npliance. • one-time avoide	on-compliance
Avoided Costs Disposal	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est tering 0.00	The Date Required imated date of cor item (except for \$0	is the first date of n npliance. • one-time avoide \$0	on-compliance d costs) \$0
Avoided Costs Disposal Personnel	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est tering 0.00 0.00	The Date Required imated date of cor item (except for \$0 \$0	is the first date of m npliance. r one-time avoider \$0 \$0	on-compliance d costs) \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est 0.00 0.00 0.00	The Date Required imated date of cor item (except for \$0 \$0 \$0	is the first date of m npliance. one-time avoide \$0 \$0 \$0	on-compliance d costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est 0.00 0.00 0.00 0.00	The Date Required imated date of cor item (except for \$0 \$0 \$0 \$0 \$0	is the first date of m npliance. one-time avoide \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est 0.00 0.00 0.00 0.00 0.00 0.00	The Date Required imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	is the first date of m npliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	on-compliance d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est 0.00 0.00 0.00 0.00 0.00 0.00 0.00	The Date Required imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	is the first date of m npliance. * one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0	on-compliance d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est 0.00 0.00 0.00 0.00 0.00 0.00	The Date Required imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	is the first date of m npliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	on-compliance d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	PM10, and PM	12.5 annual MAER and t	s for EPN MSS- he Final Date is	TEMP. T the est 0.00 0.00 0.00 0.00 0.00 0.00 0.00	The Date Required imated date of cor item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	is the first date of m npliance. * one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0	on-compliance d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

PCW Revision 4 (April 2014)		Respondent	
evision March 26, 2014		Case ID No. eg. Ent. Reference No. Media	Reg.
	nator_Richard Garza		
	Cite(s) 30 Tex. Admin. Code §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and Tex. Health & Safety Code § 382.085(b)	Rule Cite(s)	
	Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 and the CO MAER of 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from June 2017 through October 2017 for the Control Building Emergency Generator, EPN EMRGEN2b, resulting in 0.07 ton of unauthorized NOx and 0.01 ton of unauthorized CO.	Violation Description	
\$25,000	Base Penalty		
	Property and Human Health Matrix Harm elease Major Moderate Minor	Environmental, Prope Release	>> Env
	Actual x	R Actual Potential	OR
		Programmatic Matrix	>>Pro
	cation Major Moderate Minor Percent 0.0%	Falsification	
	n health or the environment has been exposed to insignificant amounts of pollutants that do	Human healt	
	ceed levels that are protective of human health or environmental receptors as a result of the violation.		
	Adjustment \$21,250		
\$3,750			
		ation Events	Violatio
	ber of Violation Events 3 395 Number of violation days	Number of 1	
	daily		
	weekly		
\$11,250	quarterly Violation Base Penalty semiannual x annual single event		
	semiannual events are recommended for the period of non-compliance that occurred from October 1, 2016 through October 31, 2017.	Three semia	
\$0		d Faith Efforts to Com	Good F
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary		
	Ordinary N/A x		
	Notes The Respondent does not meet the good faith criteria for this violation.		
\$11,250	Violation Subtotal		
	3) for this violation Statutory Limit Test	nomic Benefit (EB) for	Econon
\$17,918	stimated EB Amount \$834 Violation Final Penalty Total	Estimat	
\$17,918	This violation Final Assessed Penalty (adjusted for limits)		

All and the second s		conomic	Denenic		i Koneee		
Respondent	Buckeye Texas	s Processing LLC					
Case ID No.		r recooning 200					
Reg. Ent. Reference No.							
						·····	
Media						Percent Interest	Years of
Violation No.	13						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Permit Costs Other (as needed)	\$5,000 Estimated cos	1-Oct-2016 t to implement me	1-Feb-2020 easures and/or	3.34	\$834	n/a n/a omply with the NOx	\$834
	Estimated cos	t to implement me	easures and/or Date Required	3.34 proced is the	\$834 ures designed to co	n/a	\$834 and CO annua
Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 proced is the ed date tering	\$834 ures designed to co first date of non-co of compliance. item (except for	n/a omply with the NOx ompliance and the Fi r one-time avoided	\$834 and CO annua nal Date is the I costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 proced is the ed date tering 0.00	\$834 ures designed to co first date of non-co of compliance. item (except for \$0	n/a omply with the NOx ompliance and the Fi one-time avoided \$0	\$834 and CO annua nal Date is the d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 proced is the ed date tering 0.00 0.00	\$834 ures designed to cd first date of non-cd of compliance. item (except for \$0 \$0	n/a omply with the NOx ompliance and the Fi r one-time avoided \$0 \$0	\$834 and CO annua nal Date is the toosts) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 procedules the set of date set of the s	\$834 ures designed to cd first date of non-cd of compliance. item (except for \$0 \$0 \$0 \$0	n/a omply with the NOx ompliance and the Fi one-time avoided \$0 \$0 \$0	\$834 and CO annua nal Date is the d costs) \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 procedules the set of date tering 0.00 0.00 0.00 0.00	\$834 ures designed to co first date of non-co of compliance. item (except for \$0 \$0 \$0 \$0 \$0	n/a omply with the NOx ompliance and the Fi r one-time avoidee \$0 \$0 \$0 \$0 \$0	\$834 and CO annua nal Date is the 1 costs) \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 proced is the d date tering 0.00 0.00 0.00 0.00 0.00	\$834 ures designed to co first date of non-co of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a omply with the NOx ompliance and the Fi r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 and CO annua nal Date is the toosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 procedules the set of the se	\$834 ures designed to co first date of non-co of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a omply with the NOx ompliance and the Fi r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 and CO annual nal Date is the f costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 proced is the d date tering 0.00 0.00 0.00 0.00 0.00	\$834 ures designed to co first date of non-co of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a omply with the NOx ompliance and the Fi r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 and CO annua nal Date is the toosts) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos MAERs for EPI	t to implement me N EMRGEN2b. The	easures and/or Date Required estimate	3.34 procedules the set of the se	\$834 ures designed to co first date of non-co of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a omply with the NOx ompliance and the Fi r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$834 and CO annua nal Date is the 1 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent Case ID No.	Buckeye Texas Processing LL		No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Reg. Ent. Re	eference No. Media				
	Coordinator	Richard Garza			
VIO	lation Number Rule Cite(s)	30 Tex. Admin. Code §§ 116		(c) and 122.143(4), NSR Perr o. O3869, GTC and STC No. 1	
			ealth & Safety Code		
Violatio	on Description	MAER of 0.09 tpy based o ending from December 20	n a 12-month rollin 16 through October	the Respondent exceeded the g period for the 12-month per 2017 for Back-Up Generator, of unauthorized NOx.	iods
				Base P	enalty \$25,000
>> Environme	ental, Proper	rty and Human Health _{Harm}	Matrix		
OR	Release Actual	Major Moderate	Minor		
	Potential			Percent 15.0%	
>>Programma	Atic Matrix Falsification	Major Moderate	Minor		
				Percent 0.0%	
Matrix		n or the environment has beer			
Notes	not exceed lev	vels that are protective of hum	an health or enviro violation.	nmental receptors as a result	of the
		Marco Balantis al Julaine	Lenge an Indian	Adjustment \$	21,250
				,	\$3,750
Violation Even	ts				
		/iolation Events 2	33	4Number of violation day	s
	1	dally weekly			
		monthly		Malatian Para P	47.500
		quarteriy semiannual x annual		Violation Base P	enalty\$7,500
		single event			
	Two semiani	nual events are recommended December 1, 201	l for the period of n 6 through October :		from
Good Faith Eff	orts to Com	the second s			uction \$0
		Before NOE/NOV Extraordinary	NOE/NOV to EDPRP/Se	ttlement Offer	
		Ordinary N/A x			
			ent does not meet t this violatio	he good faith criteria for on.	
		L		Violation Su	btotal \$7,500
Economic Bene	efit (EB) for	this violation		Statutory Limit Te	5
		ed EB Amount	\$792	Violation Final Penalty	215 St. Distance of the second states
		This viol	ation Final Assess	sed Penalty (adjusted for I	imits) \$12,330

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeye Texas	s Processing LLC					
Case ID No.	56723	an a					
Reg. Ent. Reference No.	and the second						
Media							Years of
Violation No.						Percent Interest	Depreciation
violation No.	14					2018	i na mouver na presente de 655
						5.0	THE R. LEWIS CO., NAME AND ADDRESS OF TAXABLE PARTY.
<u>57</u> <u>12</u> (3) 32	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Record Hadres (R) and a little				0.00	\$0	n/a	\$0
Remediation/Disposal	the second se			0.00		170	40
Remediation/Disposal Permit Costs		ji		0.00	\$0	n/a	\$0
	\$5,000 Estimated co:	1-Dec-2016 st to implement m	1-Feb-2020 neasures and/or	0.00	\$0 \$792	n/a n/a	\$0 \$792
Permit Costs	Estimated co	st to implement m	easures and/or te Required is t	0.00 3.17 procec	\$0 \$792 ures designed to c	n/a	\$0 \$792 annual MAER
Permit Costs Other (as needed)	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 the first ed date	\$0 \$792 lures designed to of date of non-compl of compliance. item (except for	n/a n/a comply with the NO liance and the Final one-time avoide	\$0 \$792 annual MAER Date is the d costs)
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 r procec the first ed date tering 0.00	\$0 \$792 lures designed to c date of non-compl of compliance. item (except for \$0	n/a n/a comply with the NO» liance and the Final one-time avoide \$0	\$0 \$792 annual MAER Date is the d costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 r procec the first ed date tering 0.00 0.00	\$0 \$792 lures designed to c date of non-compl of compliance. item (except for \$0 \$0	n/a n/a comply with the NOx liance and the Final cone-time avoider \$0 \$0	\$0 \$792 (annual MAER Date is the d costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 r procec the first ed date tering 0.00 0.00 0.00	\$0 \$792 ures designed to o date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0	n/a n/a comply with the NOx liance and the Final cone-time avoide \$0 \$0 \$0 \$0	\$0 \$792 annual MAER Date is the d costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Disposal Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 r procection the first od date tering 0.00 0.00 0.00 0.00	\$0 \$792 lures designed to of date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOx liance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$792 annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 r procec the first d date 0.00 0.00 0.00 0.00 0.00	\$0 \$792 lures designed to of date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOx liance and the Final cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$792 annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 procection the first d date tering 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$792 lures designed to c date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NO> liance and the Final cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$792 (annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 r procec the first d date 0.00 0.00 0.00 0.00 0.00	\$0 \$792 lures designed to of date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOx liance and the Final cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$792 annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co for EPN EI	st to implement m MRGEN3a. The Da	easures and/or te Required is t estimate	0.00 3.17 procection the first d date tering 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$792 lures designed to c date of non-compl of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NO> liance and the Final cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$792 (annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	reening Date Respondent Case ID No. eference No.	Buckeye Texas Processing LLC 56723	Docket No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Enf.	Media Coordinator			
Vi	olation Number Rule Cite(s)	30 Tex. Admin. Code §§ 116. 109923, GC Nos. 8 and 14 an	.115(b)(2)(F) and (c) and 122.143(4), NSR Perm Id SC No. 1, FOP No. O3869, GTC and STC No. 1 alth & Safety Code § 382.085(b)	
Violat	ion Description	MAER of 0.09 tpy based on ending from December 201	AER. Specifically, the Respondent exceeded the a 12-month rolling period for the 12-month period 6 through October 2017 for Back-Up Generator, sulting in 0.02 ton of unauthorized NOx.	ods
			Base P	enalty \$25,000
>> Environm	ental, Proper	r ty and Human Health I Harm _{Major} Moderate	Matrix Minor	
OR	Actual Potential		x Percent 15.0%	
>>Programm	Falsification	Major Moderate	Minor	
			Percent 0.0%	
Matrix Notes	not exceed lev	vels that are protective of huma	exposed to insignificant amounts of pollutants the an health or environmental receptors as a result violation.	
			Adjustment \$2	21,250]
				\$3,750
Violation Eve	10770	Violation Events 2	334 Number of violation day	5
		daily weekly monthly		
		quarterly semiannual annual single event	Violation Base Po	enalty\$7,500
	Two semian		for the period of non-compliance that occurred f 5 through October 31, 2017.	rom
Good Faith Ef	forts to Com		Red NOE/NOV to EDPRP/Settlement Offer	uction \$0
		N/A × Notes The Responde	nt does not meet the good faith criteria for this violation.	
			Violation Su	stotal \$7,500
Economic Ben	nefit (EB) for	this violation	Statutory Limit Te	st
	Estimate	ed EB Amount	\$792 Violation Final Penalty	Total \$12,330
		This viola	ation Final Assessed Penalty (adjusted for li	mits) \$12,330

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeve Texa	s Processing LLC					
Case ID No.							
Reg. Ent. Reference No.	 Set State of the set of the set						
		6					Years of
Media						Percent Interest	
Violation No.	15						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description		- la -					
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				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)	\$5.000 Estimated co	1-Dec-2016	1-Feb-2020	3.17	\$792	n/a	\$792
Other (as needed) Notes for DELAYED costs	Estimated co	st to implement m	neasures and/o ite Required is t	3.17 r procec the first	\$792 dures designed to d		\$792 x annual MAER
	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procec the first ed date ntering	\$792 dures designed to o date of non-comp of compliance. item (except for	n/a comply with the NOx liance and the Final r one-time avoide	\$792 x annual MAER Date is the d costs)
Notes for DELAYED costs Avoided Costs Disposal	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procec the first ed date tering 0.00	\$792 dures designed to o date of non-comp of compliance. item (except for \$0	n/a comply with the NOx liance and the Final one-time avoide \$0	\$792 x annual MAER Date is the d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procection the first ad date tering 0.00 0.00	\$792 dures designed to o date of non-comp of compliance. item (except for \$0 \$0	n/a comply with the NO2 liance and the Final one-time avoide \$0 \$0	\$792 x annual MAER Date is the d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procection the first d date tering 0.00 0.00 0.00	\$792 dures designed to o date of non-comp of compliance. item (except for \$0 \$0 \$0 \$0	n/a comply with the NO: liance and the Final one-time avoide \$0 \$0 \$0	\$792 x annual MAER Date is the d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procection the first d date tering 0.00 0.00 0.00 0.00	\$792 dures designed to of date of non-comp of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the NO liance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0	\$792 x annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procection the first d date tering 0.00 0.00 0.00 0.00 0.00	\$792 dures designed to of date of non-comp of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the NOx liance and the Final r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$792 x annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procect the first ed date 1 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$792 dures designed to c date of non-comp of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the NOx liance and the Final r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$792 x annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procection the first d date tering 0.00 0.00 0.00 0.00 0.00	\$792 dures designed to of date of non-comp of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the NOx liance and the Final r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$792 x annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co for EPN EI	st to implement m MRGEN3b. The Da	neasures and/o te Required is t estimate	3.17 r procect the first ed date 1 0.00 0.00 0.00 0.00 0.00 0.00 0.00	\$792 dures designed to c date of non-comp of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the NOx liance and the Final r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$792 x annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent Case ID No. eference No.	Buckeye Texas Processing 56723	10/22/2	: No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
i constante estatoria data	Media	Air			
	Coordinator	Richard Garza 16			
	Rule Cite(s)	109923, GC Nos. 8 and 14		(c) and 122.143(4), NSR Per No. 03869, GTC and STC No. e § 382.085(b)	
Violati	ion Description	MAER of 0.09 tpy based ending from December 2	l on a 12-month rollin 2016 through October	the Respondent exceeded the g period for the 12-month pe r 2017 for Back-Up Generator of unauthorized NOx.	riods
	197			Base I	Penalty \$25,000
>> Environm	ental, Proper	ty and Human Healt _{Harm}	h Matrix		
	Release	Major Moderate	Minor		
OR	Actual Potential		×	Percent 15.0%	
>>Programm	atic Matrix	MARKER REPORT			
	Falsification	Major Moderate	Minor	Percent 0.0%	
	().				
Matrix Notes				ificant amounts of pollutants onmental receptors as a resul	
	TESCENNE ERS.V.		an serve an even all the server and	Adjustment	21,250
					\$3,750
Violation Ever	te state a state				
VIOIATION EVE		iolation Events 2	3:	34Number of violation da	γs
	1	daily			
		weekly monthly			5 9897 .
		quarterly semiannual x		Violation Base F	Penalty \$7,500
		annual single event			
	Two semiann		ded for the period of r 016 through October	non-compliance that occurred 31, 2017.	from
Good Faith Ef	forts to Comp	oly 0.0%	/0	Re	duction \$0
		Before NOE/NO	V NOE/NOV to EDPRP/Se		
		Ordinary			
		N/A X	1		
		Notes The Respon	ndent does not meet this violati	the good faith criteria for ion.	
		<u>l</u>		Violation S	ubtotal \$7,500
Economic Ben	efit (EB) for	this violation		Statutory Limit T	est
	Estimate	d EB Amount	\$792	Violation Final Penalt	y Total \$12,330
		This v	iolation Final Asses	sed Penalty (adjusted for	limits) \$12,330

	line (conomic	Denenit	440	INSHEEL		
Respondent	Buckeve Texas	s Processing LLC					
Case ID No.		in the second grand					
Reg. Ent. Reference No.							
						na la companya da companya	Years of
Media						Percent Interest	Depreciation
Violation No.	16						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
rtem beschption	<i>f</i> :						
Delayed Costs	2						
Equipment	ſ	ir ir		0.00	\$0	\$0	\$0
Buildings	-			0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				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)	\$5,000	1-Dec-2016	1-Feb-2020	3.17	\$792	n/a	\$792
Notes for DELAYED costs			te Required is t	he first		comply with the NOx liance and the Final	
Avoided Costs							
	ANNUA	LIZE avoided co	osts before en	tering	item (except for	one-time avoided	d costs)
Disposal	ANNUA	LIZE avoided co	osts before en	tering	item (except for \$0	one-time avoided	d costs) \$0
	ANNU/	LIZE avoided co	osts before en				
Disposal	ANNU/	LIZE avoided co	osts before en	0.00	\$0	\$0	\$0
Disposal Personnel	ANNU/	LIZE avoided co	osts before en	0.00	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling		ALIZE avoided co	osts before en	0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment		ALIZE avoided c	osts before en	0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance		ALIZE avoided c	osts before en	0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs		ALIZE avoided c	osts before en	0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0

evision 4 (April 2014) ision March 26, 2014	ent Buckeye Texas Processing LLC Policy Rev. No. 56723 PCW Revisi No. RN106620438	Screening Date 12-Se Respondent Bucke Case ID No. 56723 Ent. Reference No. RN106 Media Air	
	tor Richard Garza	Enf. Coordinator Richar	
	(5) 30 Tex. Admin. Code §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and Tex. Health & Safety Code § 382.085(b)		
	tion Failed to comply with the MAER. Specifically, the Respondent exceeded the NOx MAER of 0.11 tpy based on a 12-month rolling period for the 12-month periods ending from April 2017 through October 2017 for the Splitter Emergency Engine, EPN EMRGEN4, resulting in 0.03 ton of unauthorized NOx.	Violation Description MAI	Viol
\$25,000	Base Penalty		
	perty and Human Health Matrix _{Harm}	ironmental, Property an	>> Environ
	ase Major Moderate Minor		0.0
		Actual Potential	OR
		rammatic Matrix	>>Program
	on Major Moderate Minor	and the second	I logram
	Percent 0.0%		
	ealth or the environment has been exposed to insignificant amounts of pollutants that do d levels that are protective of human health or environmental receptors as a result of the violation.		
	Adjustment \$21,250		
\$3,750			
40/100		n Evente	Violation Ev
	of Violation Events 2 213 Number of violation days		violation ev
	daily		
	monthly	mo	
\$7,500	quarterly Violation Base Penalty semiannual x annual	semia	
	single event	single	
	niannual events are recommended for the period of non-compliance that occurred from April 1, 2017 through October 31, 2017.	Two semiannual ev	
		L	
\$0	omply 0.0% Reduction	hith Efforts to Comply	Good Faith
\$0	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer		Good Faith I
\$0		Extrac	Good Faith I
\$0	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary	Extrac	Good Faith
\$0	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary Ordinary	Extrac	Good Faith
\$0 \$7,500	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary Ordinary N/A x Notes The Respondent does not meet the good faith criteria for	Extrac	Good Faith
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary Ordinary N/A x Notes The Respondent does not meet the good faith criteria for this violation. Violation Subtotal	Extrac	
	Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary Ordinary N/A x Notes The Respondent does not meet the good faith criteria for this violation. Violation Subtotal	Extrac C ic Benefit (EB) for this v	

ž.

	E	conomic	Benefit	Wo	rksheet		
Respondent		and the second second second second second second					
Case ID No.	56723						
Reg. Ent. Reference No.	RN106620438						
Media						and a second	Years of
Violation No.						Percent Interest	Depreciation
violation No.	17						1
						5.0	and the second s
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal		1		0.00	\$0	n/a	\$0
Remediation/Disposal							
Permit Costs				0.00	\$0	n/a	\$0
	\$5.000 Estimated co	1-Apr-2017 st to implement m	1-Feb-2020 easures and/or	0.00	\$0 \$710		\$0 \$710
Permit Costs	Estimated co	st to implement m	easures and/or e Required is ti	0.00 2.84 procec	\$0 \$710 lures designed to d	n/a n/a	\$0 \$710 < annual MAER
Permit Costs Other (as needed)	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 r procec ne first ed date	\$0 \$710 lures designed to o date of non-compli of compliance.	n/a n/a comply with the NO	\$0 \$710 < annual MAER Date is the
Permit Costs Other (as needed) Notes for DELAYED costs	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 r procec ne first ed date ntering 0.00	\$0 \$710 lures designed to o date of non-compli of compliance. item (except for \$0	n/a n/a comply with the NOx iance and the Final one-time avoide \$0	\$0 \$710 < annual MAER Date is the d costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 r procection ed date tering 0.00 0.00	\$0 \$710 lures designed to o date of non-compli of compliance. item (except for \$0 \$0	n/a n/a comply with the NOx iance and the Final r one-time avoide \$0 \$0	\$0 \$710 < annual MAER Date is the d costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 r procection ed date tering 0.00 0.00 0.00	\$0 \$710 lures designed to o date of non-compli of compliance. item (except for \$0 \$0 \$0 \$0	n/a n/a comply with the NOx iance and the Final one-time avoide \$0 \$0 \$0	\$0 \$710 (annual MAER Date is the d costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 r procect ed date tering 0.00 0.00 0.00 0.00	\$0 \$710 lures designed to o date of non-compli of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NO iance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$710 (annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 proceed of first of date tering 0.00 0.00 0.00 0.00	\$0 \$710 lures designed to o date of non-compli of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOs lance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$710 < annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 proceed date itering 0.00 0.00 0.00 0.00 0.00	\$0 \$710 lures designed to of date of non-compli- of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOx lance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$710 < annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 proceed of first of date tering 0.00 0.00 0.00 0.00	\$0 \$710 lures designed to o date of non-compli of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOs lance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$710 < annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co for EPN E	st to implement m MRGEN4. The Dat	easures and/or e Required Is ti estimate	0.00 2.84 proceed date itering 0.00 0.00 0.00 0.00 0.00	\$0 \$710 lures designed to of date of non-compli- of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOx lance and the Final one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$710 (annual MAER Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Case ID No.	Buckeye Texas Processing LL 56723		No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
ennes m er steestavnistes. T	Media	Air			
	Coordinator ation Number				
	Rule Cite(s)	109923, GC Nos. 8 and 14 a	.115(b)(2)(F) and (nd SC No. 1, FOP No ealth & Safety Code	. 03869, GTC and STC No. 1	nit No. 13, and
Violatio	on Description	MAER of 0.08 tpy and the C	O MAER of 0.03 tpy ending from October	r 2016 through October 201 of unauthorized NOx and 0.	eriods 7 for
				Base P	Penalty \$25,000
>> Environme		rty and Human Health _{Harm}	Matrix		
OR	Release Actual	Major Moderate	Minor		
	Potential			Percent 15.0%	
>>Programma	Falsification	Major Moderate	Minor	RC	
				Percent 0.0%	
Matrix Notes		n or the environment has beer vels that are protective of hum			
				Adjustment \$	21,250
					\$3,750
Violation Even					
	Number of V	/iolation Events 3	395	Number of violation day	/S
		daily weekly			
		monthly		Violation Base P	enalty \$11,250
		semiannual x annual single event			
	Three semiar	nnual events are recommende October 1, 2016	d for the period of n through October 31		l from
Good Faith Effe	orts to Com				duction \$0
		Before NOE/NOV Extraordinary	NOE/NOV to EDPRP/Set	tlement Offer	
		Ordinary N/A x			
			ent does not meet th this violatio	ne good faith criteria for n.	
		ĮL.		Violation Su	ibtotal \$11,250
Economic Bene	efit (EB) for	this violation		Statutory Limit To	est
	Estimate	ed EB Amount	\$834	Violation Final Penalty	/ Total \$17,918
		This viol	ation Final Assess	ed Penalty (adjusted for	limits) \$17,918

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeye Texa	s Processing LLC					
Case ID No.	56723						
Reg. Ent. Reference No.	RN106620438	1					
Media						and the state of the state of the	Years of
Violation No.	5 N. (1991)					Percent Interest	Depreciation
violation No.	10						
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs	I	_	_		A		
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs			Software states and so	0.00	\$0	n/a	\$0
Other (as needed)	\$5,000	1-Oct-2016	1-Feb-2020	3.34	\$834	n/a	\$834
Notes for DELAYED costs	MAERs for	EPN FWP2. The Da	ate Required is estimate	the firs	t date of non-comp of compliance.	omply with the NOx pliance and the Fina	
Avoided Costs Disposal	ANNO		Jata Delore el	Contraction of the local division of the loc	and the second se	and the second	d costs)
Disposal						¢0	
Personnel		-	- teating and a second	0.00	\$0	\$0	\$0
Personnel Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0 \$0
Inspection/Reporting/Sampling				0.00	\$0 \$0	\$0 \$0	\$0 \$0 \$0
Inspection/Reporting/Sampling Supplies/Equipment				0.00 0.00 0.00	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Inspection/Reporting/Sampling				0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0
Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance				0.00 0.00 0.00	\$0 \$0 \$0	\$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0
Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs				0.00 0.00 0.00 0.00 0.00	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent Case ID No. eference No.	Buckeye Texas 56723 RN106620438	s Processing LLC		t No. 2018-1310-AIR-E	PC Policy Revision 4 (April 2 PCW Revision March 26,	
Enf	Media Coordinator						
*/ Sites (1)	lation Number	19	1				
	Rule Cite(s)	a so rem manni	os. 8 and 14 an		d (c) and 122.143(4), NSR Perr No. 03869, GTC and STC No. 1 de § 382.085(b)		
Violati	on Description	MAER of 0.0	08 tpy based on October 2016 th	a 12-month rolli rough October 2	the Respondent exceeded the ng period for the 12-month per 2017 for Firewater Pump, EPN F nauthorized NOx.	iods	
					Base P	enalty \$25	5,000
>> Environme	ental, Prope	rty and Hum		latrix			
	Release	Major	Harm Moderate	Minor			
OR	Actual Potential	0		×	Percent 15.0%		
			<u> </u> _				
>>Programm	Atic Matrix Falsification	Major	Moderate	Minor			
					Percent 0.0%		
	Human health	or the environ	ment has been	exposed to insid	nificant amounts of pollutants t	hat do	
Matrix Notes			otective of huma		ronmental receptors as a result		
		en dissistante	-0.00	DOCTOR DO	Adjustment \$	21,250	
					·····		750
						\$3,	,750
Violation Ever	nts						
	Number of V	Violation Events	3	3	95 Number of violation day	s	
		daily					
		weekly					
		monthly quarterly			Violation Base P	enalty \$11,	,250
		semiannual	×				
		annual single event					
	ſ						
	Three semiar			for the period of hrough October	f non-compliance that occurred	from	
			20101	ni ougin october			
Good Faith Eff	forts to Com		0.0%			luction	\$0
		Extraordinary	Before NOE/NOV N	OE/NOV to EDPRP/S	Settlement Offer		
		Ordinary					
		N/A	X]		
		Notes	The Responder	nt does not meet this violat	the good faith criteria for tion.		
					Violation Su	btotal \$11,	,250
Economic Ben	efit (EB) for	this violatio	on		Statutory Limit Te	est	
	Estimate	ed EB Amount		\$834	Violation Final Penalty	Total \$17,	,918
			This viola	tion Final Asse	ssed Penalty (adjusted for I	imits) \$17,	,918
					A DESCRIPTION OF CREATE IN CASE OF STREET		-

	E	conomic	Benefit	Wo	rksheet		
Respondent Case ID No.	Buckeye Texas						
Reg. Ent. Reference No.							
Media						-	Years of
Violation No.						Percent Interest	Depreciation
violation no.	10					5.0	. 15
	Ttem Cost	Date Required	Final Date	Vrs	Interest Saved	Costs Saved	EB Amount
Item Description		Date Required	That Date		interest suveu	costs survey	
Delayed Costs				1			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0 \$0	\$0 \$0
Engineering/Construction				0.00	\$0 \$0		\$0
Land				0.00	\$0	n/a n/a	\$0
Record Keeping System			WILL BOARD	0.00	\$0	n/a	\$0
Training/Sampling			the second of the local design of the local de	0.00	\$0	n/a	\$0
Remediation/Disposal							
Remediation/Disposal Permit Costs Other (as needed)	\$5.000 Estimated co	1-Oct-2016	1-Feb-2020 neasures and/or	0.00	\$0 \$834	n/a n/a	\$0 \$834
Permit Costs Other (as needed) Notes for DELAYED costs	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r procec date of te of co	\$0 \$834 dures designed to o non-compliance ar mpliance.	n/a n/a comply with the NO nd the Final Date is	\$0 \$834 c annual MAER the estimated
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r proceed date of te of con	\$0 \$834 dures designed to o non-compliance ar mpliance. item (except for	n/a n/a comply with the NO nd the Final Date is cone-time avoide	\$0 \$834 annual MAER the estimated d costs)
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r procec date of te of co tering 0.00	\$0 \$834 dures designed to o non-compliance ar mpliance. item (except for \$0	n/a n/a comply with the NO> nd the Final Date is r one-time avoide \$0	\$0 \$834 (annual MAER the estimated d costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r proceed date of te of co ntering 0.00 0.00	\$0 \$834 dures designed to o non-compliance ar mpliance. item (except for \$0 \$0	n/a n/a comply with the NOx nd the Final Date is r one-time avoider \$0 \$0	\$0 \$834 (annual MAER the estimated d costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r proceed date of te of contering 0.00 0.00 0.00	\$0 \$834 dures designed to o non-compliance ar mpliance. item (except for \$0 \$0 \$0 \$0	n/a n/a comply with the NOx nd the Final Date is one-time avoide \$0 \$0 \$0 \$0	\$0 <u>\$834</u> (annual MAER the estimated d costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r proceed date of te of con tering 0.00 0.00 0.00 0.00	\$0 \$834 dures designed to of non-compliance ar mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOx nd the Final Date is one-time avoide \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 (annual MAER the estimated d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r proceed date of co te of co 0.00 0.00 0.00 0.00	\$0 \$834 dures designed to o non-compliance ar mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOx nd the Final Date is cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 (annual MAER the estimated d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r proceed date of te of co 1tering 0.00 0.00 0.00 0.00 0.00	\$0 \$834 dures designed to o non-compliance ar mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NO> nd the Final Date is cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 (annual MAER the estimated d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r proceed date of co te of co 0.00 0.00 0.00 0.00	\$0 \$834 dures designed to o non-compliance ar mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NOx nd the Final Date is cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 (annual MAER the estimated d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated co for EPN FWP	st to implement m 3. The Date Requ	neasures and/or ired is the first dat	0.00 3.34 r proceed date of te of co 1tering 0.00 0.00 0.00 0.00 0.00	\$0 \$834 dures designed to o non-compliance ar mpliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a comply with the NO> nd the Final Date is cone-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 (annual MAER the estimated d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent	Buckeye Texas	Processing LLC	Docket N	0. 2018-1310-AIR-E	PC Policy Revision 4 (April 20	
	Case ID No. eference No.					PCW Revision March 26, 2	2014
	Media	Air					
	Coordinator	CONTRACTOR OF THE OWNER OF THE OWNER OF THE OWNER OF THE OWNER.	a				
Vio	lation Number Rule Cite(s)	and the second se	Code 55 116 115	(b)(2)(E) and (c)	and 122.143(4), NSR Pe	rmit No	
			os. 8 and 14 and SO		O3869, GTC and STC No.		
Violati	on Description	MAER of 0.0 ending from based on a 12	3 tpy based on a 1 October 2016 thro -month period for t	2-month rolling p ugh October 201 he 12-month per ater Pump, EPN F	e Respondent exceeded th eriod for the 12-month p 7 and the CO MAER of 0.1 iods ending from Decemb WP4, resulting in 0.03 tor unauthorized CO.	eriods 01 tpy per 2016	
					Base	Penalty \$25,	,000
>> Environme	ental, Proper	ty and Hum	an Health Mat	rix			
	Release	Major		linor			
OR	Actual			×	Barcant 15.0%		
	Potential				Percent 15.0%		
>>Programm				國國國自由加			
	Falsification	Major	Moderate M	linor	Percent 0.0%		
	L						
Matrix Notes	not exceed lev	vels that are pro		ation.	Adjustment	\$21,250	
							,750
Violation Ever	nts						
riolation area		lolation Events		395	Number of violation da		
	Number of V	noiation Events	3	295	Number of violation d	ays	
		daily					
		weekly monthly					
		quarterly			Violation Base	Penalty \$11,3	,250
		semiannual	×				
		annual single event					
	1						
	Three semiar		e recommended for ctober 1, 2016 thro		n-compliance that occurre 2017.	ed from	
Good Faith Eff	forts to Com	ply	0.0%		R	eduction	\$C
			efore NOE/NOV NOE/	NOV to EDPRP/Settle	ment Offer		
		Extraordinary Ordinary			_		
		N/A	x				
		Notes	The Respondent d	oes not meet the this violation.	good faith criteria for		
					Violation S	Subtotal \$11,3	250
Economic Ben	efit (EB) for	this violatio	on		Statutory Limit	Гest	
	Estimate	ed EB Amount		\$834	Violation Final Penal	ty Total \$17,9	918
			This violation	n Final Assesse	d Penalty (adjusted for	limits) \$17,9	918
						A DECK PROVIDENT OF A DECK PROVIDA DECK	

	and a second sec	conomic	Denenic	WW U	INSHEEL		
Respondent	Buckeye Texas	s Processing LLC					
Case ID No.	100000000000000000000000000000000000000						
Reg. Ent. Reference No.							
Media							Years of
control on the second	1.					Percent Interest	Depreciation
Violation No.	20					825.181	and the second
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment		1		0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
				0.00	\$0	n/a	\$0
Remediation/Disposal							
Remediation/Disposal Permit Costs				0.00	\$0	n/a	\$0
그 가지 않는 것은 것이 가지 않는 것이 같이 가지 않는 것이 같이 가지 않는 것이 같이 가지 않는 것이 같이 있다.	\$5,000 Estimated cos	1-Oct-2016 t to implement me	1-Feb-2020 easures and/or	0.00	\$0 \$834		\$0 \$834
Permit Costs	Estimated cos	t to implement me	easures and/or ate Required is	0.00 3.34 proced the firs	\$0 \$834 ures designed to co	n/a n/a	\$0 \$834 and CO annua
Permit Costs Other (as needed)	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs	\$0 \$834 ures designed to co t date of non-comp of compliance.	n/a n/a omply with the NOx	\$0 \$834 and CO annua I Date is the
Permit Costs Other (as needed) Notes for DELAYED costs	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs ed date tering 0.00	\$0 \$834 ures designed to co t date of non-comp of compliance. item (except for \$0	n/a n/a omply with the NOx pliance and the Fina r one-time avoide \$0	\$0 \$834 and CO annua I Date is the d costs) \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs ed date tering 0.00 0.00	\$0 \$834 ures designed to cr t date of non-com of compliance. item (except for \$0 \$0	n/a n/a omply with the NOx pliance and the Fina r one-time avoider \$0 \$0	\$0 \$834 and CO annua I Date is the d costs) \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs ed date tering 0.00 0.00 0.00	\$0 \$834 ures designed to c t date of non-com of compliance. item (except for \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the NOx pliance and the Fina one-time avoider \$0 \$0 \$0	\$0 \$834 and CO annua I Date is the d costs) \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs ed date tering 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to co t date of non-comp of compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the NOx pliance and the Fina one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 \$834 and CO annua I Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs d date 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to co t date of non-compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the NOx pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and CO annua I Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs d date 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to cr t date of non-compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the NOx pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and CO annua I Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs d date 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to co t date of non-compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the NOx pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and CO annua I Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs d date 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to cr t date of non-compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the NOx pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and CO annua I Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated cos MAERs for	t to implement me EPN FWP4. The Di	easures and/or ate Required is estimate	0.00 3.34 proced the firs d date 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$834 ures designed to cr t date of non-compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a omply with the NOx pliance and the Fina r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$834 and CO annua I Date is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent Case ID No.	Buckeye Texas Processing L		2018-1310-AIR-E	PCW Policy Revision 4 (April 2014)
	ference No. Media	RN106620438			PCW Revision March 26, 2014
	Coordinator	Richard Garza			
Vio	lation Number Rule Cite(s)	30 Tex. Admin. Code §§ 10 60.18(c)(1), NSR Permit No	o. 109923, GC Nos. 1 and		5.C,
Violati	on Description	steam assist to the flare. S operated from November through May 30, 2017, a	with no visible emissions e ing any two consecutive h pecifically, the LPG Flare 10, 2015 through Decem	ours as ensured by the use is an emergency flare that ber 24, 2015, April 21, 20 h May 9, 2018 without bein	of vas 6
				Base Pen	alty \$25,000
>> Environme	ental, Proper	ty and Human Health Harm	n Matrix		
	Release	Major Moderate	Minor		
OR	Actual Potential		X	Percent 15.0%	
>>Programma	atic Matrix			1	
>>Programma	Falsification	Major Moderate	Minor		
				Percent 0.0%	
Matrix Notes		n or the environment has bee vels that are protective of hu			
			Ad	justment \$21	250
					\$3,750
Violation Even	its				
	Number of V	/iolation Events 7	1086	Number of violation days	
		daily weekly monthly			
		quarterly x semiannual annual single event		Violation Base Pen	alty \$26,250
		erly events are recommende mber 24, 2015, from April 2. thro			
Good Faith Eff	orts to Com	Before NOE/NOV		ent Offer	tion \$0
		Extraordinary Ordinary			
		N/A x		J	
		Notes The Respon	dent does not meet the g this violation.	ood faith criteria for	
				Violation Subt	otal \$26,250
Economic Ben	efit (EB) for	this violation		Statutory Limit Tes	THE REAL PROPERTY
	Estimate	ed EB Amount	\$0	Violation Final Penalty T	stal \$40,268
NACES IN MANY SERVICES.		This vio	plation Final Assessed I	Penalty (adjusted for lim	its) \$40,268

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeve Texa	s Processing LLC					
Case ID No.	122202000000000000000000000000000000000						
Reg. Ent. Reference No.							
Media							Years of
						Percent Interest	Depreciation
Violation No.	21						a na sa na sa
						5.0	and the second sec
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs				-			
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				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					t for Violation No. 3		d costo)
Avoided Costs	ANNU	ALIZE avoided co	osts before el	The state of the s	A NAME OF TAXABLE PARTY OF TAXABLE PARTY.	one-time avoide	
Disposal				0.00	\$0	\$0	\$0
Personnel			and the second	0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0 \$0
Supplies/Equipment				0.00	\$0	\$0	
Financial Assurance ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0 \$0	\$0 \$0	\$0 \$0
other (as needed)		JLIL		0.00	<u>.</u>	<u> </u>	
Notes for AVOIDED costs							

	eening Date Respondent Case ID No.	Buckeye Texas Processing LL		lo. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
	eference No. Media	RN106620438			Few Revision Fisher 20, 2014
	Coordinator				
	Rule Cite(s)	Permit No. 109923, GC No:		3869, GTC and STC No. 1	
Violati	on Description	represented in the applica Heater #2 would be equipper reduce NOx emissions, but	a permit application tion for NSR Permit I d with selective cata it the SCR systems d	Specifically, the Respond No. 109923 that Heater #	ent 1 and stems to 1 until
				Base	Penalty \$25,000
>> Environme	2. 2.	rty and Human Health Harm			
OR	Release Actual	The second se	Minor x		
	Potential			Percent 15.0%	
>>Programm			i las incluies de		
	Falsification	Major Moderate	Minor	Percent 0.0%	
Matrix Notes		n or the environment has beer vels that are protective of hum			
				Adjustment	\$21,250
					\$3,750
Violation Ever	its				
	Number of V	Violation Events 4	161	Number of violation d	ays
		daily			
		weekly monthly			
		quarterly x		Violation Base	Penalty \$15,000
		semiannual annual single event			
	Four quart	terly events are recommended	two for each EPN f	rom the start of operation	5.00
		September 22, 2015 to the			3.01
Good Faith Eff	forts to Com		NOE/NOV to EDPRP/Settl		eduction \$3,750
		Extraordinary			
		Ordinary x N/A			
		Notes The Respond	ent achieved complia re the NOE dated Aug	nce by March 1, 2016, pust 31, 2018.	
				Violation S	Subtotal \$11,250
Economic Ben	efit (EB) for	this violation		Statutory Limit	
		ed EB Amount	\$309	Violation Final Penal	
			- A	d Penalty (adjusted for	
		THIS VIOL	anon i mai Assesse	a renarcy (aujusteu foi	\$15,755

			Benefit				
Respondent	Buckeye Texas	s Processing LLC					
Case ID No.							
Reg. Ent. Reference No.							
Media						a na na anna anna an anna an Anna anna	Years of
						Percent Interest	Depreciation
Violation No.	22					8588	
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment	\$10,000	22-Sep-2015	1-Mar-2016	0.44	\$15	\$294	\$309
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Descention (Discover)				0.00	\$0	n/a	\$0
Remediation/Disposal							
Permit Costs				0.00	\$0	n/a	\$0
	Estimated co	st to equip Heater	#1 and Heater	0.00	\$0 \$0		\$0
Permit Costs			te Required is	0.00 0.00	\$0 \$0 th SCR systems as e the operations be	n/a n/a	\$0 application for
Permit Costs Other (as needed) Notes for DELAYED costs	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 withe dat of comp	\$0 \$0 th SCR systems as e the operations be bliance.	n/a n/a represented in the egan and the Final D	\$0 application for Date is the date
Permit Costs Other (as needed)	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 withe dat of comp	\$0 \$0 th SCR systems as e the operations be bliance.	n/a n/a represented in the	\$0 application for Date is the date
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 withe dat of comp tering	\$0 \$0 th SCR systems as e the operations be bliance. item (except for	n/a n/a represented in the egan and the Final D r one-time avoided	\$0 application for Date is the date d costs)
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 withe dat of comp tering 0.00	\$0 \$0 th SCR systems as e the operations be bliance. item (except for \$0	n/a n/a represented in the egan and the Final D r one-time avoided \$0	\$0 application for Date is the date d costs) \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 withe dat of comp tering 0.00 0.00 0.00	\$0 \$0 th SCR systems as e the operations boliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a represented in the egan and the Final D r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0	\$0 application for Date is the date d costs) \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 will the dat of comp 0.00 0.00 0.00 0.00 0.00	\$0 \$0 th SCR systems as e the operations be liance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a represented in the egan and the Final D r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 application for Date is the date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 wilt the dat of comp 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 th SCR systems as e the operations be bliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a represented in the egan and the Final D r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 application for Date is the date \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 will the dat of comp 0.00 0.00 0.00 0.00 0.00	\$0 \$0 th SCR systems as e the operations be liance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a represented in the egan and the Final D r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 application for Date is the date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	NSR Permit No	o. 109923. The Da	ite Required is	0.00 0.00 r #2 wilt the dat of comp 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 th SCR systems as e the operations be bliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a represented in the egan and the Final D r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 application for Date is the date d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	Case ID No. eference No.	Buckeye Texas Processing LLC 56723 RN106620438	Docket No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
Enf.	Media Coordinator			
Vio	lation Number Rule Cite(s)		15(b)(2) and (a) and 122 142(4) NCD Dermi	t Na
		109923, GC No. 14 and SC No.	15(b)(2) and (c) and 122.143(4), NSR Permi 13, FOP No. 03869, GTC and STC No. 13, an & Safety Code § 382.085(b)	
Violati	on Description	("NH3") storage tanks. Specifica with a high level alarm but the	vel alarm for the fill level of the aqueous amn ally, the aqueous NH3 storage tanks were equ high-high level alarm was disabled from Dece 17 through May 2018.	lipped
			Base P	enalty\$25,000
>> Environme	ental, Prope Release	rty and Human Health Ma Harm Maior Moderate	l trix Minor	
OR	Actual			
	Potential	<u> </u>	x Percent 7.0%	
>>Programm	Falsification	Major Moderate	Minor	
			Percent 0.0%	
Matrix Notes		ot exceed levels that are protectiv	d be exposed to insignificant amounts of pollu e of human health or environmental receptor the violation.	
			Adjustment \$	23,250
				\$1,750
Violation Ever	nts			
		Violation Events	181 Number of violation day	s
		daily weekly		
		monthly quarterly semiannual	Violation Base P	enalty \$3,500
		annual single event x		
		Two single events are reco	ommended, one for each tank.	
Good Faith Eff	forts to Com	ply 25.0%	Red	luction \$875
			E/NOV to EDPRP/Settlement Offer	
		Ordinary x		
			achieved compliance by May 31, 2018, he NOE dated August 31, 2018.	
			Violation Su	btotal \$2,625
Economic Ben	efit (EB) for	this violation	Statutory Limit Te	
	5 - 36	ed EB Amount	\$35 Violation Final Penalty	
		This violation	on Final Assessed Penalty (adjusted for I	imits) \$5,495

		conomic	Denenic	AA O	INSHEEL		
Respondent	Buckeye Texas	Processing LLC					
Case ID No.	56723						
Reg. Ent. Reference No.							
Media						La contrata de la	Years of
Violation No.						Percent Interest	Depreciation
violation No.	23					12 225	
						5.0	1!
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
0 0 0 AC 0							
Delayed Costs							
Equipment	\$1,000	1-Dec-2017	31-May-2018	0.50	\$2	\$33	\$35
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
			the second se	0.00	1.0	contraction in such as a subscription of the subscription of the subscription of the	+0
Remediation/Disposal				0.00	\$0	n/a	\$0
				0.00	\$0 \$0	n/a n/a	\$0 \$0
Remediation/Disposal Permit Costs Other (as needed)	Estimated cost	to reenable the	nigh-high level a	0.00 0.00	\$0 \$0	n/a n/a	\$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs		date the viol	ation began and	0.00 0.00 alarms the Fil	\$0 \$0 for the aqueous Ni hal Date is the date	n/a n/a H3 tanks. The Date e of compliance.	\$0 \$0 Required is the
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs		date the viol	ation began and	0.00 0.00 alarms the Fin	\$0 \$0 for the aqueous Ni hal Date is the date item (except for	n/a n/a H3 tanks. The Date e of compliance. r one-time avoided	\$0 \$0 Required is the I costs)
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal		date the viol	ation began and	0.00 0.00 alarms the Fin tering 0.00	\$0 \$0 for the aqueous Ni hal Date is the date item (except for \$0	n/a n/a H3 tanks. The Date e of compliance. r one-time avoide c \$0	\$0 \$0 Required is the I costs) \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel		date the viol	ation began and	0.00 0.00 alarms the Fin tering 0.00 0.00	\$0 \$0 for the aqueous Ni nal Date is the date item (except for \$0 \$0	n/a n/a H3 tanks. The Date e of compliance. r one-time avoided \$0 \$0	\$0 \$0 Required is the I costs) \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling		date the viol	ation began and	0.00 0.00 alarms the Fin tering 0.00 0.00 0.00	\$0 \$0 for the aqueous Ni nal Date is the data item (except for \$0 \$0 \$0 \$0	n/a n/a H3 tanks. The Date e of compliance. r one-time avoided \$0 \$0 \$0	\$0 \$0 Required is the I costs) \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel		date the viol	ation began and	0.00 0.00 alarms the Fin 0.00 0.00 0.00 0.00	\$0 \$0 for the aqueous Ni hal Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a H3 tanks. The Date e of compliance. r one-time avoided \$0 \$0 \$0 \$0 \$0	\$0 \$0 Required is the I costs) \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment		date the viol	ation began and	0.00 0.00 alarms the Fin 0.00 0.00 0.00 0.00 0.00	\$0 \$0 for the aqueous Ni hal Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a H3 tanks. The Date e of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 Required is the I costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance		date the viol	ation began and	0.00 0.00 alarms the Fin 0.00 0.00 0.00 0.00	\$0 \$0 for the aqueous Ni hal Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a H3 tanks. The Date e of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 Required is the I costs) \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs		date the viol	ation began and	0.00 0.00 alarms the Fin 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 for the aqueous Ni hal Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a H3 tanks. The Date e of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 Required is the 1 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Remediation/Disposal Permit Costs Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs		date the viol	ation began and	0.00 0.00 alarms the Fin 0.00 0.00 0.00 0.00 0.00 0.00	\$0 \$0 for the aqueous Ni hal Date is the date item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a n/a H3 tanks. The Date e of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 \$0 Required is the 1 costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

		Buckeye Texas Processing LLC	Docket No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014)
	Case ID No. eference No. Media	RN106620438		PCW Revision March 26, 2014
	Coordinator	Richard Garza		
	Rule Cite(s)	109923, GC No. 14 and SC No	.115(b)(2) and (c) and 122.143(4), NSR Perr b. 26, FOP No. O3869, GTC and STC No. 13, a b & Safety Code § 382.085(b)	
Violati	on Description	exceeded the 2.4 pounds per h wastewater stream on 38 oc 2017 reporting period and on 1	otal VOC loading limit. Specifically, the Respon hour ("lbs/hr") total VOC loading limit for the casions during the October 5, 2016 through / 17 occasions during the April 5, 2017 through , 2017 reporting period.	desalter April 4,
			Base	Penalty \$25,000
>> Environme	ental, Propei Release	r ty and Human Health M Harm Major Moderate	latrix Minor	
OR	Actual Potential		x Percent 15.0%	
>>Programma	atic Matrix Falsification	Major Moderate	Minor	
			Percent 0.0%	
Matrix Notes		vels that are protective of human	exposed to insignificant amounts of pollutants n health or environmental receptors as a resu violation.	
			Adjustment	\$21,250
				\$3,750
Violation Even				
	Number of V	/iolation Events 4	364 Number of violation d	ауѕ
		monthly quarterly semiannual annual	Violation Base	Penalty \$15,000
	Four quarter	승규는 이 전쟁에서 가지 않는 것 같아요. 것이 가지 않는 것이 가지 않는 것 같아요. 이 가지 않는 것 같아요. 이 것 같아요.	the instances of non-compliance that occurre	d from
		October 5, 201	l6 to October 4, 2017.	
Good Faith Eff	orts to Com		OE/NOV to EDPRP/Settlement Offer	eduction \$0
		N/A x	t does not meet the good faith criteria for this violation.	
			Violation S	ubtotal \$15,000
Economic Ben	efit (EB) for	this violation	Statutory Limit	ſest
	Estimate	ed EB Amount	\$0 Violation Final Penal	ty Total \$23,505
		This violat	tion Final Assessed Penalty (adjusted for	limits) \$23,505

		conomic	Benefit	Wo	rksheet		
Respondent	Buckeye Texas	s Processing LLC					
Case ID No.	56723						
Reg. Ent. Reference No.							
Media						200000000000000000000000000000000000000	Years of
Violation No.						Percent Interest	Depreciation
violation no.						5.0	
						The second	and the second sec
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings)		0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				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)	Contraction of the second			0.00	\$0	n/a	±0
other (as needed)		JJ.		<u>JC 0.00</u>		1 1/2	\$0
Notes for DELAYED costs	ANNUL	N TTE sucidod a		: Benefi	t for Violation No.	2.	
Notes for DELAYED costs	ANNU	ALIZE avoided co		: Benefi	t for Violation No.	2. r one-time avoide	d costs)
Notes for DELAYED costs Avoided Costs Disposal	ANNU	ALIZE avoided c		Benefi	t for Violation No. item (except for \$0	2. r one-time avoide \$0	d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	ANNU/	ALIZE avoided c		Benefit tering 0.00 0.00	t for Violation No. item (except for \$0 \$0	2. r one-time avoider \$0 \$0	d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	ANNU/	ALIZE avoided co		Benefi 0.00 0.00 0.00	t for Violation No. item (except for \$0 \$0 \$0 \$0	2. r one-time avoider \$0 \$0 \$0	d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	ANNU/	ALIZE avoided co		Benefit 0.00 0.00 0.00 0.00	t for Violation No. item (except for \$0 \$0 \$0 \$0 \$0 \$0	2. r one-time avoide \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	ANNU/	ALIZE avoided co		Benefit 0.00 0.00 0.00 0.00 0.00	t for Violation No. item (except for \$0 \$0 \$0 \$0 \$0 \$0	2. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	ANNU/	ALIZE avoided co		Benefit 0.00 0.00 0.00 0.00 0.00 0.00	t for Violation No. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	2. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	ANNU/	ALIZE avoided co		Benefit 0.00 0.00 0.00 0.00 0.00	t for Violation No. item (except for \$0 \$0 \$0 \$0 \$0 \$0	2. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	ANNU/	ALIZE avoided c		Benefit 0.00 0.00 0.00 0.00 0.00 0.00	t for Violation No. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	2. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent Case ID No.	Buckeye Texas	Processing LLC	Doc	ket No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
	eference No. Media	RN106620438				Per Revision Horen 20, 2014
Enf.	Coordinator					
	lation Number		1			
	Rule Cite(s)	30 Tex. Adm	in. Code §§ 116.	115(b)(2) a	nd (c) and 122.143(4), NSR Permit	No.
		109923, GC			P No. 03869, GTC and STC No. 13, Code § 382.085(b)	and
Violati	on Description	system ("CEM repair, maint minutes) th Specificali minutes) for th February 201 HEATER2 for 2017; and for	IS") due to period enance, or calibra hat the heater op y, the CEMS dow he NH3 CEMS for 7 through July 20 the 12-month per the NH3, NOX, and	ds of monito ation that ex erated over ntime excee EPN HEATEI 017 and on e priods ending and oxygen ('	om a continuous emissions monitor r break down, out-of-control operat ceeds 5.0 percent ("%") of the tim the previous rolling 12-month perio ded 5.0% of the operational time (R1 for the 12-month periods ending October 2017; for the CO CEMS for g from December 2016 through Oct 'O2") CEMS for EPN HEATER2 for th er 2016 through October 2017.	cions, e (in pd. in g from EPN ober
					Base Pe	enalty \$25,000
>> Environme	ental, Prope	rty and Hum	an Health M	atrix		
	Release	Major	Harm	Minor		
OR	Actual	the second se	Moderate	Minor		
	Potential		×		Percent 15.0%	
	, orenered					
>>Programma	atic Matrix					
	Falsification	Major	Moderate	Minor	-	
		l			Percent 0.0%	
	[- 11 - 1
Matrix					I to significant amounts of pollutant th or environmental receptors as a	
Notes	Would not exc		그 아내는 것 같은 것 같은 것을 많은 것 같아요. 것 것 것 않는 것 같아.	e violation.	and environmental receptors as a	result
					Adjustment \$2	1,250
						40.750
						\$3,750
Violation Even	nts					
	Number of V	violation Events	8		395 Number of violation days	
		l de la l	()			
		daily weekly				
	1	monthly				
		quarterly	×		Violation Base Pe	nalty \$30,000
-		semiannual				
		annual				
		single event				
	li					
					s of non-compliance that occurred	
	October 1,	2016 through O			ers for HEATER1 and five quarters	for
	L			ATER2).		
Good Faith Eff	orts to Com		0.0%		Redu RP/Settlement Offer	sction \$0
		Extraordinary				
		Ordinary				
		N/A	×			
		Notes	The Respondent		leet the good faith criteria for	
				chis Vi	olation.	
					2000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 - 1000 -	31 ST 29
					Violation Sub	5
Economic Ben	efit (EB) for	this violatio	on		Statutory Limit Te	st
	Estimate	ed EB Amount		\$834	Violation Final Penalty	Total \$45,855
			This violati	ion Final As	ssessed Penalty (adjusted for li	mits) \$45,855

	E	conomic	Benefit	Wo	rksheet		
Respondent		s Processing LLC					
Case ID No.		e needeening mee					
Reg. Ent. Reference No.							
이 방법 등록 이 방법이 가지? 것은 것은 것은 것을 가지 않는 것을 가지? 것 같아. 것 ?							Years of
Media						Percent Interest	
Violation No.	. 25						Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs	_						
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				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)	\$5.000	1-Oct-2016	1-Feb-2020	3.34	\$834	n/a	\$834
	Estimated to:	st to implement m	leasures anu/or		ures designed to e		
Notes for DELAYED costs	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or ca olling 1 Date is	libration that exce 2-month period. T 5 the estimated da	e to periods of monit eds 5.0% of the time he Date Required is te of compliance.	or breakdown, e (in minutes) the date the
Avoided Costs	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or ca olling 1 Date is tering	libration that exce 2-month period. T 5 the estimated da item (except for	to periods of monit eds 5.0% of the time he Date Required is te of compliance.	or breakdown, e (in minutes) the date the d costs)
Avoided Costs Disposal	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or ca olling 1 Date is tering 0.00	libration that exce 2-month period. T 5 the estimated da item (except for \$0	e to periods of monit eds 5.0% of the time he Date Required is te of compliance. r one-time avoided \$0	or breakdown, e (in minutes) the date the d costs) \$0
Avoided Costs Disposal Personnel	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or ca olling 1 Date is tering 0.00 0.00	libration that exce 2-month period. T 5 the estimated da item (except for \$0 \$0	e to periods of monit eds 5.0% of the tim he Date Required is te of compliance. r one-time avoided \$0 \$0	or breakdown, e (in minutes) the date the d costs) \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or ca olling 1 Date is tering 0.00 0.00 0.00	libration that exce 2-month period. T the estimated da item (except for \$0 \$0 \$0	e to periods of monit eds 5.0% of the time he Date Required is te of compliance. r one-time avoided \$0 \$0 \$0	or breakdown, e (in minutes) the date the d costs) \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or ca olling 1 Date is tering 0.00 0.00 0.00 0.00	libration that exce 2-month period. T the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0	e to periods of monit eds 5.0% of the time he Date Required is te of compliance. r one-time avoided \$0 \$0 \$0 \$0 \$0	or breakdown, e (in minutes) the date the d costs) \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or cal olling 1 Date is tering 0.00 0.00 0.00 0.00 0.00	libration that exce 2-month period. T s the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e to periods of monit eds 5.0% of the time he Date Required is te of compliance. r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or breakdown, e (in minutes) the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or ca olling 1 Date is 0.00 0.00 0.00 0.00 0.00 0.00	libration that exce 2-month period. T is the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e to periods of monit eds 5.0% of the time he Date Required is te of compliance. r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or breakdown, e (in minutes) the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or cal olling 1 Date is tering 0.00 0.00 0.00 0.00 0.00	libration that exce 2-month period. T s the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e to periods of monit eds 5.0% of the time he Date Required is te of compliance. r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or breakdown, e (in minutes) the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	CEMS for EPM out-of-contro that the he	Is HEATER1 and H of operations, repa ater operated ove violation bega	EATER2 is prev air, maintenance r the previous r an and the Final	ented f e, or ca olling 1 Date is 0.00 0.00 0.00 0.00 0.00 0.00	libration that exce 2-month period. T is the estimated da item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	e to periods of monit eds 5.0% of the time he Date Required is te of compliance. r one-time avoided \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	or breakdown, e (in minutes) the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

ion March 26, 2014		Respondent
	Media Air	Media
	ordinator Richard Garza	Enf. Coordinator Violation Number
		Rule Cite(s)
	Failed to submit a 40 CFR Part 60 Subpart QQQ certification within 60 days after startup. Specifically, the certification required by 40 CFR Part 60 Subpart QQQ was due by November 21, 2015, but was not submitted until January 30, 2018.	Violation Description
\$25,000	Base Penalty	
	al, Property and Human Health Matrix	>> Environmental, Prope
	Harm Release Major Moderate Minor	
	Actual Potential Percent 0.0%	
	Matrix	>>Programmatic Matrix
	alsification Major Moderate Minor	Falsification
	X Percent 15.0%	
	100% of the rule requirement was not met.	Matrix Notes
\$3,750	Adjustment \$21,250	
\$3,730		
		Violation Events
	Number of Violation Events 1 801 Number of violation days	201 N N N N N N N N N N N N N N N N N N N
		Number of
	daily weekly	Number of
\$3.750	monthly	Number of
\$3,750	weekly monthly quarterly Violation Base Penalty semiannual	Number of
\$3,750	weekly monthly quarterly Violation Base Penalty	Number of
\$3,750	weekly monthly quarterly Violation Base Penalty semiannual annual	Number of
\$3,750	weekly monthly quarterly Violation Base Penalty semiannual annual	Number of
	weekly monthly quarterly semiannual annual single event Violation Base Penalty one single event x	
\$3,750	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event x One single event is recommended. Sto Comply S to Comply 25.0% Before NOE/NOV Reduction	Number of Y
	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event x One single event is recommended. Reduction s to Comply 25.0% Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary	
	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event x One single event is recommended. Reduction s to Comply 25.0% Before NOE/NOV to EDPRP/Settlement Offer Extraordinary N/A	
	weekly monthly quarterly semiannual annual single event Violation Base Penalty Semiannual annual single event Violation Base Penalty One single event x One single event is recommended. Reduction S to Comply 25.0% Before NOE/NOV to EDPRP/Settlement Offer Extraordinary Ordinary X	
	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event x One single event is recommended. Reduction s to Comply 25.0% Before NOE/NOV to EDPRP/Settlement Offer Extraordinary Reduction Ordinary x N/A The Respondent completed the corrective action on January 30, 2018, prior to the NOE dated August 31,	
\$937	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event is recommended. One single event is recommended. s to Comply 25.0% Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary	
\$937	weekly monthly quarterly semiannual annual single event Violation Base Penalty One single event is recommended. One single event is recommended. s to Comply 25.0% Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer Extraordinary	Good Faith Efforts to Com

	E	conomic	Benefit	Wo	rksheet		
Respondent	Buckeye Texa	s Processing LLC					
Case ID No.	56723	2					
Reg. Ent. Reference No.	이 전 것은 것을 수 있는 것 같아요. 한 것 같아요. 것 같아요.						
		U).					Years of
Media						Percent Interest	Depreciation
Violation No.	26						Depreciation
						5.0	and the first of the second
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment		1		0.00	\$0	\$0	\$0
Buildings			We la constant a support	0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				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)	\$250	21-Nov-2015	30-lan-2018	2,19	\$27	n/a	\$27
Notes for DELAYED costs	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I) Subpa Final Da	art QQQ certificatio ate is the date of co	n. Date Required is ompliance.	the date the
Notes for DELAYED costs	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I) Subpa Final Da tering	art QQQ certificatio ate is the date of co item (except for	n. Date Required is ompliance.	the date the
Notes for DELAYED costs Avoided Costs Disposal	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I) Subpa Final Da Itering	art QQQ certificatio ate is the date of co item (except for \$0	n. Date Required is ompliance. r one-time avoide \$0	the date the d costs) \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I) Subpa Final Da tering 0.00 0.00	art QQQ certificatio ate is the date of co item (except for \$0 \$0	n. Date Required is ompliance. r one-time avoide \$0 \$0	the date the d costs) \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I) Subpa Final Da tering 0.00 0.00	art QQQ certificatio ate is the date of co item (except for \$0 \$0 \$0	n. Date Required is ompliance. r one-time avoide \$0 \$0 \$0	the date the d costs) \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I) Subpa Final Da 0.00 0.00 0.00 0.00	art QQQ certificatio ate is the date of co item (except for \$0 \$0 \$0 \$0 \$0	n. Date Required is ompliance. r one-time avoide \$0 \$0 \$0 \$0	the date the d costs) \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I	5 Subpa Final Da 0.00 0.00 0.00 0.00 0.00	art QQQ certificatio ate is the date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n. Date Required is ompliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0	the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I) Subpa Final Da 0.00 0.00 0.00 0.00 0.00 0.00	art QQQ certificatio ate is the date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n. Date Required is ompliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I	5 Subpa Final Da 0.00 0.00 0.00 0.00 0.00	art QQQ certificatio ate is the date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n. Date Required is ompliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0	the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0
Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated o	cost to submit the certific	e 40 CFR Part 60 ation was due. I) Subpa Final Da 0.00 0.00 0.00 0.00 0.00 0.00	art QQQ certificatio ate is the date of co item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n. Date Required is ompliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

		eening Date Respondent Case ID No.	Buckeye Texas	Processing LLC		et No. 2018-1310-AIR-E		PCW slon 4 (April 2014) on March 26, 2014
Reg.	Ent. Re	ference No. Media	RN106620438 Air					
		Coordinator	strated when a way, and the second strategies when the second strategies and	า				
	10	lation Number Rule Cite(s)	30 Tex. Admin § 60.695(a	a)(3)(ii), NSR P	ermit No. 10992	(b)(2) and (c), and 122.143(4), 23, GC No. 14 and SC Nos. 3.G a 13, and Tex. Health & Safety Co (b)	ind	
	Violatio	on Description	exceeded the b or above 100 p from Octobe	preakthrough d parts per million er 5, 2016 throu ed to the second	efinition of the h n by volume ("p ugh May 1, 2013 d canister when	definition. Specifically, the Responsion nighest measured VOC concentration pmv") above background by 400 7, resulting in the waste gas flow the condition of breakthrough of a canister occurred.	ation at ppmv not	
						Base P	enalty	\$25,000
>> En	vironme	ental, Prope	rty and Hum	an Health I Harm	Matrix			
OR		Release Actual	1 million 1	Moderate	Minor			
UK		Potential			×	Percent 15.0%		
>>Pro	gramma	atic Matrix						
		Falsification	Major	Moderate	Minor	Percent 0.0%		
		L		II				
	Matrix Notes					gnificant amounts of pollutants t vironmental receptors as a result Adjustment \$		
						, ajustinant		\$3,750
Violati	on Even	ts						
		Number of	violation Events	3		208 Number of violation day	15	
			daily					
			weekly monthly					
			quarterly semiannual	×		Violation Base P	enalty	\$11,250
			annual single event					
		Three quar	terly events are		for the period o 16 through May	of noncompliance that occurred f 1, 2017.	rom	
Good F	aith Eff	orts to Com		0.0%			luction	\$0
			Extraordinary	Sefore NOE/NOV	NOE/NOV to EDPRP			
			Ordinary					
			N/A					
			Notes	The Responde	nt does not me this viol	et the good faith criteria for ation.		
			L			Violation Su	btotal	\$11,250
Econor	nic Ben	efit (EB) for	this violatio	on		Statutory Limit Te	est	
		Estimat	ed EB Amount		\$249	Violation Final Penalty	Total	\$17,918
Contractional				This viol	ation Final Ass	essed Penalty (adjusted for I	imits)	\$17,918

	1924 - U.S	conomic	Benefit	Wo	rksheet		
Respondent		s Processing LLC					
Case ID No.							
Reg. Ent. Reference No.							
Media	Air					Percent Interest	Years of
Violation No.	27					r ci cent antei est	Depreciation
						5.0	1
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description	atem cost	Bate Required	That bate		Anter est surea	costs surcu	no runo ane
item Description							
Delayed Costs							
Equipment	<u></u>	11 11		0.00	\$0	\$0	\$0
Buildings			the second second	0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$1,500	5-Oct-2016	1-Feb-2020	3.33	\$249	n/a	\$249
Remediation/Disposal				0.00	\$0	n/a	\$0
				and the second land lines			
Permit Costs	-			0.00	\$0	n/a	\$0
Permit Costs Other (as needed)				0.00 proced	\$0 ures designed to c	n/a omply with the VOC	\$0 breakthrough
Other (as needed) Notes for DELAYED costs	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is uration Date is	\$0 lures designed to c s switched to the s canister occurs. Th s the estimated dat	n/a omply with the VOC econd canister when e Date Required is to te of compliance.	\$0 C breakthrough In the condition the date the
Other (as needed) Notes for DELAYED costs Avoided Costs	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is uration of Date is tering	\$0 ures designed to c s switched to the s canister occurs. Th s the estimated dat item (except for	n/a comply with the VOC econd canister when e Date Required is to te of compliance. r one-time avoided	\$0 C breakthrough In the condition the date the d costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is uration of Date is tering 0.00	\$0 Jures designed to c s switched to the s canister occurs. Th s the estimated dat item (except for \$0	n/a comply with the VOC econd canister when e Date Required is to te of compliance. one-time avoide \$0	\$0 C breakthrough In the condition the date the d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is uration of Date is tering 0.00 0.00	\$0 ures designed to c s switched to the s canister occurs. Th s the estimated dal item (except for \$0 \$0	n/a comply with the VOC econd canister when e Date Required is to te of compliance. r one-time avoider \$0 \$0	\$0 C breakthrough In the condition the date the d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is uration (Date is ntering 0.00 0.00 0.00	\$0 Jures designed to c s switched to the s canister occurs. Th s the estimated dal item (except for \$0 \$0 \$0 \$0	n/a comply with the VOC econd canister when e Date Required is to te of compliance. one-time avoide \$0 \$0 \$0	\$0 C breakthrough n the condition the date the d costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is uration (Date is tering 0.00 0.00 0.00 0.00	\$0 Jures designed to c s switched to the s canister occurs. Th s the estimated dat item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC econd canister when e Date Required is to te of compliance. rone-time avoider \$0 \$0 \$0 \$0 \$0 \$0	\$0 C breakthrough In the condition the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is nation of Date is tering 0.00 0.00 0.00 0.00 0.00	\$0 Jures designed to c s switched to the s canister occurs. Th s the estimated dat item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC econd canister when e Date Required is to te of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 C breakthrough in the condition the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is uration of Date is tering 0.00 0.00 0.00 0.00 0.00	\$0 Jures designed to c s switched to the s canister occurs. Th s the estimated dat item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC econd canister when e Date Required is to te of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 C breakthrough in the condition the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is nation of Date is tering 0.00 0.00 0.00 0.00 0.00	\$0 Jures designed to c s switched to the s canister occurs. Th s the estimated dat item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC econd canister when e Date Required is to te of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 C breakthrough in the condition the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	definition in o of breakth	order to ensure the rough of VOC from violation bega	at the waste ga n the initial satu in and the Final	0.00 proced s flow is uration of Date is tering 0.00 0.00 0.00 0.00 0.00	\$0 Jures designed to c s switched to the s canister occurs. Th s the estimated dat item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a comply with the VOC econd canister when e Date Required is to te of compliance. r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 C breakthrough the condition the date the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

R	espondent ase ID No.	56723	s Processing LL			PCW Policy Revision 4 (April 2014) CW Revision March 26, 2014
Enf. C	Media oordinator	Air Richard Garza				
	tion Number	28	7			
	Rule Cite(s)	§ 60.692-2(c))(1), NSR Permi	t No. 109923,	5(b)(2) and (c), and 122.143(4), 40 GC No. 14 and SC Nos. 3.G and 24, 1 3, and Tex. Health & Safety Code § 5(b)	CFR FOP
Violation	Description	the process w	astewater from inits was routed	the V101, V01	water to a covered system. Specifical 3, and V105 water boots in the 100 asins under the unit, to a grate-cove nto the sewer.	and
					Base Pena	alty \$25,000
>> Environmen	tal, Prope	rty and Hun	nan Health _{Harm}	Matrix		
OR	Release Actual	Contraction of the second s	Moderate	Minor ×		
	Potential	the second s	j j		Percent 15.0%	
>>Programmat	ic Matrix					
	Falsification	Major	Moderate	Minor	Percent 0.0%	
		<i>n</i>				
Matrix Notes					significant amounts of pollutants that wironmental receptors as a result of	
	संदर्भवता भाव	deren vinem	n depair tierede	an an an an an a	Adjustment \$21,	250
						\$3,750
Violation Events	. Ek terster Ver					
violation Events	Anter of stars					
	Number of V	Violation Events	; <u>7</u>		603 Number of violation days	
		daily weekly				
		monthly				
		quarterly semiannual annual single event	×		Violation Base Pena	alty\$26,250
ſ	Seven quarte	rly events are r		or the period of 1ay 31, 2018.	f non-compliance from October 5, 20	16
(h						
⊑ Good Faith Effo	rts to Com		25.0%		Reduct	 ion\$6,562
Good Faith Effo	rts to Com		Before NOE/NOV	NOE/NOV to EDPR	P/Settlement Offer	ion \$6,562
⊑ Good Faith Effo	ts to Com	ا Extraordinary Ordinary	Before NOE/NOV	NOE/NOV to EDPR] ion\$6,562
⊑ Good Faith Effo	rts to Com	l Extraordinary	Before NOE/NOV	ent achieved co		 ion\$6,562
⊑ Good Faith Effo	rts to Com	Extraordinary Ordinary N/A	Before NOE/NOV	ent achieved co	P/Settlement Offer	
⊑ Good Faith Effo		Extraordinary Ordinary N/A Notes	The Respond	ent achieved co	P/Settlement Offer pompliance by May 31, 2018, ed August 31, 2018.	stal \$19,688
	it (EB) for	Extraordinary Ordinary N/A Notes	On	ent achieved co	P/Settlement Offer ompliance by May 31, 2018, ed August 31, 2018. Violation Subto	otal \$19,688

		conomic	Benefit	VV O	rksneet		
Respondent	Buckeye Texas	Processing LLC					
Case ID No.							
Reg. Ent. Reference No.							
Media						and the second	Years of
Violation No.						Percent Interest	Depreciation
violation No.	20					5.0	
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment	\$10,000	5-Oct-2016	31-May-2018	1.65	\$55	\$1,101	\$1,156
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Permit Costs Other (as needed)				0.00	\$0	n/a	\$0
Other (as needed) Notes for DELAYED costs	seals, or othe	r emission interfa	ces. The Date R the d	to a co equired ate of d	\$0 wered system with I is the date the vie compliance.	n/a no visible gaps or o olation began and tl	\$0 cracks in joints, ne Final Date is
Other (as needed)	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of o tering	\$0 wered system with I is the date the vie compliance. item (except for	n/a no visible gaps or o olation began and th r one-time avoide	\$0 cracks in joints, ne Final Date is d costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of o tering 0.00	\$0 Wered system with I is the date the vio compliance. item (except for \$0	n/a no visible gaps or o olation began and th one-time avoide \$0	\$0 cracks in joints, ne Final Date is d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of c tering 0.00 0.00	\$0 overed system with I is the date the vie compliance. item (except for \$0 \$0	n/a no visible gaps or o olation began and th r one-time avoide \$0 \$0	\$0 cracks in joints, ne Final Date is d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of c tering 0.00 0.00 0.00	\$0 wered system with i is the date the vie compliance. item (except for \$0 \$0 \$0	n/a no visible gaps or o olation began and th one-time avoide \$0 \$0 \$0	\$0 cracks in joints, ne Final Date is d costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of c tering 0.00 0.00 0.00 0.00	\$0 wered system with I is the date the vie compliance. item (except for \$0 \$0 \$0 \$0 \$0	n/a no visible gaps or o olation began and th r one-time avoide \$0 \$0 \$0 \$0 \$0	\$0 cracks in joints, ne Final Date is d costs) \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of c tering 0.00 0.00 0.00 0.00 0.00	\$0 wered system with t is the date the vie- compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a no visible gaps or of olation began and th r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 cracks in joints, ne Final Date is d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of c tering 0.00 0.00 0.00 0.00 0.00 0.00	\$0 vered system with I is the date the vie compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a no visible gaps or o olation began and th r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 cracks in joints, ne Final Date is d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of c tering 0.00 0.00 0.00 0.00 0.00	\$0 wered system with t is the date the vie- compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a no visible gaps or of olation began and th r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 cracks in joints, ne Final Date is d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	seals, or othe	r emission interfa	ces. The Date R the d	0.00 to a co equired ate of c tering 0.00 0.00 0.00 0.00 0.00 0.00	\$0 vered system with I is the date the vie compliance. item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a no visible gaps or o olation began and th r one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$0 cracks in joints, ne Final Date is d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0

	eening Date Respondent Case ID No.	Buckeye Texas Pr	ocessing LLC	Docket No	• 2018-1310-AIR-E		PCW on 4 (April 2014) March 26, 2014
Reg. Ent. Re	ference No. Media	RN106620438 Air				PCW Revision	Marcii 20, 2014
	Coordinator lation Number	and determined and and and an other and the second state of the se					
	Rule Cite(s)			4) and 122.145(2 Safety Code § 3	2)(A), FOP No. O3869, G 82.085(b)	FC, and	
Violati	on Description	October 5, 2 deviations for fa annual MAERs f HEATER1, HEA' wastewater streau of valid data certification, ar system; and th reporting period annual MAER for	016 through April illing to comply wi or EPNS BOILER1 TER2, and EMRGE m, and the VOC bi from a CEMS, falli nd failing to immed e deviation report idid not include th EPN WWCC, the N	4, 2017 reportin th the VOC annu and HEATER2, th N4, the total VO reakthrough defi ng to submit a 4 diately direct pro for the April 5, 2 he deviations for IOX annual MAEF	ally, the deviation report g period did not include t al MAER for EPN WW, the e NOx annual MAERs for C loading limit for the de- nition, failing to prevent 0 CFR Part 60 Subpart Q cess wastewater to a cov 2017 through October 4, failing to comply with the s for EPNs HEATER1, HE he desalter wastewater s	the e SO2 · EPNs salter the loss QQ vered 2017 e VOC ATER2,	
		and the second second			Base I	Penalty	\$25,000
>> Environme	ental, Propei	ty and Humar	Health Matri Harm	IX			
OR	Release	the second s	Moderate Min	lor			
OR	Actual Potential				Percent 0.0%		
>>Programma	and the second		Station Selection of	arraita an is an			
	Falsification	Major I	Moderate Min	310-511 - 55 C	-		
	L		×		Percent 1.0%		
Matrix Notes		Less than	30% of the rule r	equirement was	not met.		
and the second s				A	djustment	\$24,750	
							\$250
Violation Even	its						
		/iolation Events	2	123	Number of violation da	ys	
		daily weekly monthly quarterly semiannual annual			Violation Base I	Penalty	\$500
		single event	x				
		Two single events	are recommended	I (one for each in	complete report).		
Good Faith Eff	orts to Com		0.0%		Re	duction	\$0
and see the set of the		Befor Extraordinary	e NOE/NOV NOE/NO	OV to EDPRP/Settlem	ent Offer		
		Ordinary					
		N/A	×				
		Notes Th	e Respondent doe	es not meet the g this violation.	good faith criteria for		
		(100-12			Violation S	ubtotal	\$500
Economic Ben	efit (EB) for	this violation			Statutory Limit T	est	
	Estimate	d EB Amount		\$75	Violation Final Penalt	y Total	\$1,900
			This violation	Final Assessed	Penalty (adjusted for	limits)	\$1,900
			ins violation	Assessed	. church (aujusted for		\$1,500

	E	conomic	Benefit	Wo	rksheet		
Respondent Case ID No. Reg. Ent. Reference No.	56723	Processing LLC					
Media Violation No.	Air					Percent Interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land Record Keeping System				0.00	\$0 \$0	n/a n/a	\$0 \$0
Training/Sampling	nonconcernation and	ACCELERATION AND ADDRESS		0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Other (as needed)	\$500	4-May-2017	1-Feb-2020	2.75	\$69	n/a	\$69
Other (as needed)	\$250	4-May-2017	3-Nov-2017	0.50	\$6	n/a	\$6
Notes for DELAYED costs	a revised de deviations fo BOILER1 and I VOC loading I the April 5, 2 with the VO EMRGEN4, an are the date I 2017 throug	viation report for r failing to comply HEATER2, the NC imit for the desail 2017 through Oct C annual MAER f d the total VOC k che first report w gh October 4, 201	the October 5, y with the VOC x annual MAER ter wastewater ober 4, 2017 re or EPN WWCC, pading limit for as due and the 17 reporting pe	2016 t annual s for EP stream porting the NO: the des Final Da riod was	hrough April 4, 20 MAER for EPN WW 'Ns HEATER1, HEA' (\$250); and to su period to report th x annual MAERs fo alter wastewater s ates are the date the s submitted and th	covered system (\$2 17 reporting period , the SO2 annual MA TER2, and EMRGENA bmit a revised devia ne deviations for fail r EPNS HEATER1, HE tream (\$250). The I he deviation report f e estimated date of	to report the AERS for EPNS 4, and the total tition report for ing to comply EATER2, and Dates Required for the April 5, compliance.
Avoided Costs	ANNUA	LIZE avoided c	osts before er	tering	item (except for \$0	one-time avoide	d costs) \$0
Disposal Personnel			an and a star	0.00	\$0	\$0 \$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Notes for AVOIDED costs							
Approx. Cost of Compliance		\$750			TOTAL		\$75

	reening Date Respondent Case ID No. eference No.	Buckeye Texa 56723 RN106620438		Dock	et No. 2018-1310-AIR-E	PCW Policy Revision 4 (April 2014) PCW Revision March 26, 2014
	Media Coordinator	Richard Garza				
Vid	olation Number Rule Cite(s)	30 Tex. Admir § 60.695(a)	, NSR Permit No	. 109923, GC N	(b)(2) and (c), and 122.143(4), No. 14 and SC Nos. 3.G and 32.(ex. Health & Safety Code § 382.	(i),
Violat	ion Description	Responden	t did not calibrat	e the instrume	the VOC concentration. Specificant for the VOC concentration of the VOC concentration of the VOC concentration of the VOC through June 28, 2017.	
					Base F	Penalty \$25,000
>> Environm	ental, Prope Release	r ty and Hun Major	nan Health M Harm Moderate	Minor		
OR	Actual Potential) x		Percent 15.0%	
>>Programm	atic Matrix Falsification	Major	Moderate	Minor		
					Percent 0.0%	
Matrix Notes	would not exc		are protective o		o significant amounts of pollutar or environmental receptors as	
					Adjustment	21,250
						\$3,750
Violation Eve		認用記書「以思				
	Number of V	/iolation Events daily weekly			21 Number of violation da	γs
		monthly quarterly semiannual annual single event	x		Violation Base F	Penalty \$3,750
	One quarterly	event is recom		period of non- e 28, 2017.	compliance from June 7, 2017 th	hrough
Good Faith Ef	forts to Com	l Extraordinary		OE/NOV to EDPRP	/Settlement Offer	duction \$0
		Ordinary N/A		e contraction de la c		
		Notes	The Responder	nt does not me this viol	et the good faith criteria for ation.	
					Violation St	ibtotal \$3,750
Economic Ben	efit (EB) for	this violati	on		Statutory Limit T	est
	Estimate	d EB Amount		\$343	Violation Final Penalty	y Total \$6,743
			This viola	tion Final Ass	essed Penalty (adjusted for	limits) \$6,743

	E	conomic	Benefit	Wo	rksheet		
Respondent		s Processing LLC					
Case ID No.	- 103380010203						
Reg. Ent. Reference No.							
Media							Years of
						Percent Interest	Depreciation
Violation No.	30					10000	
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Item Description							
Delayed Costs							
Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	2/2	40
				0.00	50	n/a	\$0
Other (as needed)	\$1.500 Estimated	1-May-2018	1-Feb-2020	1.76	\$132	n/a	\$132
Other (as needed) Notes for DELAYED costs	Estimateo measuri	d cost to impleme ng the VOC conce investigation d	nt measures an entration is calib ate and the Fin	1.76 d/or pro prated w al Date	\$132 ocedures designed vithin 24 hours of u is the estimated d	n/a to ensure that the use. The Date Requi ate of compliance.	\$132 instrument red is the
Other (as needed) Notes for DELAYED costs Avoided Costs	Estimateo measuri	d cost to impleme ng the VOC conce investigation d	nt measures an entration is calib ate and the Fin	1.76 d/or pro orated w al Date ntering	\$132 bocedures designed vithin 24 hours of t is the estimated d item (except for	n/a to ensure that the use. The Date Requi ate of compliance. • one-time avoide	\$132 instrument red is the d costs)
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal	Estimateo measuri	d cost to impleme ng the VOC conce investigation d	nt measures an entration is calib ate and the Fin	1.76 d/or pro prated w al Date ntering 0.00	\$132 ocedures designed vithin 24 hours of u is the estimated d item (except for \$0	n/a to ensure that the use. The Date Requi ate of compliance. one-time avoide \$0	\$132 instrument red is the d costs) \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel	Estimateo measuri	d cost to impleme ng the VOC conce investigation d	nt measures an entration is calib ate and the Fin	1.76 ad/or pro prated w al Date ntering 0.00 0.00	\$132 bocedures designed vithin 24 hours of u is the estimated d item (except for \$0 \$0	n/a to ensure that the use. The Date Requi ate of compliance. one-time avoide \$0 \$0	\$132 instrument red is the d costs) \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling	Estimateo measuri	d cost to impleme ng the VOC conce investigation d	nt measures an entration is calib ate and the Fin	1.76 d/or pro prated w al Date tering 0.00 0.00 0.00	\$132 bocedures designed vithin 24 hours of u is the estimated d item (except for \$0 \$0 \$0 \$0	n/a to ensure that the use. The Date Requi ate of compliance. one-time avoide \$0 \$0 \$0	\$132 instrument red is the d costs) \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment	Estimateo measuri	d cost to impleme ng the VOC conce investigation d	nt measures an entration is calib ate and the Fin	1.76 d/or pro prated w al Date tering 0.00 0.00 0.00 0.00	\$132 bocedures designed vithin 24 hours of u is the estimated d item (except for \$0 \$0 \$0 \$0 \$0 \$0	n/a to ensure that the use. The Date Requi ate of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0	\$132 instrument red is the d costs) \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimateo measuri	d cost to impleme ng the VOC conce investigation d	nt measures an entration is calib ate and the Fin	1.76 d/or pro prated w al Date tering 0.00 0.00 0.00 0.00 0.00	\$132 bocedures designed vithin 24 hours of t is the estimated d item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a to ensure that the use. The Date Requi ate of compliance. r one-time avoider \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$132 instrument red is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated measuri	d cost to impleme ng the VOC conce investigation d ALIZE avoided c	nt measures an entration is calit late and the Fin osts before er	1.76 d/or pro prated w al Date tering 0.00 0.00 0.00 0.00 0.00 0.00	\$132 becedures designed vithin 24 hours of t is the estimated d item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a to ensure that the use. The Date Requi ate of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$132 instrument red is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance	Estimated measuri ANNU/	d cost to impleme ng the VOC conce investigation d ALIZE avoided c	nt measures an entration is calib ate and the Fin osts before er 27-Jun-2017	1.76 d/or pro orated w al Date 10.00 0.00 0.00 0.00 0.00 0.00 0.00	\$132 bocedures designed vithin 24 hours of u is the estimated d item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a to ensure that the use. The Date Requi ate of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$132 instrument red is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$1211
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs	Estimated measuri ANNU/ \$210 Estimated avo	d cost to impleme ng the VOC conce investigation d ALIZE avoided c ALIZE avoided c ALIZE avoided c ALIZE avoided c ALIZE avoided cost to callb	nt measures an entration is calib late and the Fin costs before en 27-Jun-2017 rate the Instrum Required is the	1.76 d/or proprieted wall al Date ntering 0.00	\$132 bocedures designed vithin 24 hours of u is the estimated d item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a to ensure that the use. The Date Requi ate of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$132 instrument red is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$211 calibration x 21
Other (as needed) Notes for DELAYED costs Avoided Costs Disposal Personnel Inspection/Reporting/Sampling Supplies/Equipment Financial Assurance ONE-TIME avoided costs Other (as needed)	Estimated measuri ANNU/ \$210 Estimated avo	d cost to impleme ng the VOC conce investigation d ALIZE avoided c ALIZE avoided c ALIZE avoided c ALIZE avoided c ALIZE avoided cost to callb	nt measures an entration is calib late and the Fin costs before en 27-Jun-2017 rate the Instrum Required is the	1.76 d/or proprieted wall al Date ntering 0.00	\$132 bocedures designed vithin 24 hours of t is the estimated d item (except for \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	n/a to ensure that the use. The Date Requi ate of compliance. one-time avoide \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0	\$132 instrument red is the d costs) \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$0 \$211 calibration x 21

The TCEQ is committed to accessibility. To request a more accessible version of this report, please contact the TCEQ Help Desk at (512) 239-4357.



Compliance History Report

Owner/Operator:	r CN604275107, Buckeye Texas Proces	classification. s	ATISFACTORT	Rating	. 0.17	
Regulated Entity:	RN106620438, EF90 CORPUS CHRIST FACILITY	Classification: S	Classification: SATISFACTORY Rating: 6.17			
Complexity Points:	25	Repeat Violator:	NO			
CH Group:	02 - Oil and Petroleum Refineries					
Location:	7209 UP RIVER RD CORPUS CHRIST	I, TX 78409-2817, NUECES (COUNTY		_	
TCEQ Region:	REGION 14 - CORPUS CHRISTI					
ID Number(s): IHW CORRECTIVE ACTION SC (SWR) 95725 INDUSTRIAL AND HAZARDOO TXR000084023 WASTEWATER PERMIT WQ000 AIR NEW SOURCE PERMITS F AIR OPERATING PERMITS PE POLLUTION PREVENTION PLL	JS WASTE EPA ID 5024000 REGISTRATION 146052 REGISTRATION 138745 PA PERMIT PSDTX1502 REGISTRATION 118059 REGISTRATION 151918 REGISTRATION 148941 REGISTRATION 151233 REGISTRATION 144101 NFS NUM 4835501688 RMIT 3869 ANNING ID NUMBER P09880	INDUSTRIAL AND HAZARD REGISTRATION # (SWR) 957 STORMWATER PERMIT TXR(WASTEWATER EPA ID TX01 AIR NEW SOURCE PERMIT AIR OPERATING PERMITS TAX RELIEF ID NUMBER 207	25 05CG66 34694 S REGISTRATION S PERMIT 109923 S EPA PERMIT GHO S REGISTRATION S REGISTRATION S REGISTRATION S REGISTRATION S REGISTRATION RY ACCOUNT NUMBE 207	147839 GPSDTX159 137801 150387 148939 149370 155810 IBER NEA029C		
TAX RELIEF ID NUMBER 20708 TAX RELIEF ID NUMBER 20706 TAX RELIEF ID NUMBER 20704		TAX RELIEF ID NUMBER 207 TAX RELIEF ID NUMBER 207				
Compliance History Period	: September 01, 2013 to August 3	1, 2018 Rating Year:	2018 Ra	ting Date:	09/01/2018	
Date Compliance History F	Report Prepared: April 15, 20	019	· · · · · · · · · · · · · · · · · · ·			
Agency Decision Requiring	Compliance History: Enfo	rcement				
Component Period Selecte	d: April 15, 2014 to April 15, 20	19				
TCEQ Staff Member to Con	tact for Additional Information	n Regarding This Compli	ance History.			
Name: Richard Garza		Phone: (5	512) 239-2697			
			_			
Site and Owner/Operat	or History:					
	and/or operation for the full five year nge in ownership/operator of the site		YES			
<u>Components (Multimed</u>	ia) for the Site Are Listed in	Sections A - J				
1 Effective Date: 03/ Classification: Mo		10.000 C	Order-Agreed Orde	er With Denial)	

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.

See addendum for information regarding federal actions.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

<u>.</u>			
	Item 1	November 07, 2014	(1234265)
	Item 2	December 03, 2014	(1234259)
	Item 3	March 02, 2015	(1244595)
	Item 4	May 22, 2015	(1257931)
	Item 5	June 05, 2015	(1264675)
	Item 6	June 09, 2015	(1264674)
	Item 7	July 17, 2015	(1279316)
	Item 8	August 18, 2015	(1254408)
	Item 9	August 26, 2015	(1285511)
	Item 10	September 18, 2015	(1292608)
	Item 11	January 25, 2016	(1311202)
	Item 12	February 18, 2016	(1317987)
	Item 13	February 29, 2016	(1317988)
	Item 14	March 16, 2016	(1327326)
	Item 15	April 22, 2016	(1334118)
	Item 16	July 28, 2016	(1337721)
	Item 17	December 21, 2016	(1370871)
	Item 18	June 29, 2017	(1416602)
	Item 19	July 10, 2017	(1410844)
	Item 20	March 05, 2018	(1449906)
	Item 21	April 03, 2018	(1464566)
	Item 22	April 06, 2018	(1438338)
	Item 23	April 25, 2018	(1481971)
	Item 24	May 08, 2018	(1502950)
	Item 25	June 11, 2018	(1510042)
	Item 26	August 14, 2018	(1522406)
	Item 27	September 13, 2018	(1529623)
	Item 28	October 15, 2018	(1518259)
	Item 29	October 17, 2018	(1535910)
	Item 30	November 29, 2018	(1530848)
	Item 31	January 25, 2019	(1538925)
	Item 32	February 05, 2019	(1425023)

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

A notice of violation represents a written allegation of a violation of a specific regulatory requirement from the commission to a regulated entity. A notice of violation is not a final enforcement action, nor proof that a violation has actually occurred.

1	Date: 06/30/2018	(1516363)			
	Self Report? YES		Classification:	Moderate	
		Chapter 26, SubChapter A 26. Chapter 305, SubChapter F 305			
	Description: Failure	to meet the limit for one or more	e permit parameter		
2	Date: 08/31/2018	(1481634)			
	Self Report? NO		Classification:	Moderate	
	30 TAC	RMIT			

Description:	Failure to burn in any fuel gas combustion dev hydrogen sulfide (H2S) in excess of 80 ppmv o basis.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b 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, Sub 5C THSC Chapter 382 382.085(b) GC 10 PERMIT GC 14 PERMIT SC 3C PERMIT SC 8 PERMIT STC 13 OP)(2)(H)))	
Description:	Failure to burn in any fuel gas combustion dev H2S in excess of 60 ppmv determined daily on average basis.		
Self Report?	NO	Classification:	Moderate
Citation: Description:	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) GC 14 PERMIT SC 10 PERMIT STC 13 OP Failure to comply with the NOx emission limit of)	
Description.	thermal units (lb/MMBtu) determined on a 1-h HEATER2.		
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) GC 14 PERMIT SC 10 PERMIT STC 13 OP		
Description:	Failure to comply with the NOx emission limit on 12-month average basis at EPNs HEATER1 and		letermined on a rolling
Self Report?	NO	Classification:	Moderate
Citation: Description:	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) GC 14 PERMIT SC 10 PERMIT STC 13 OP Failure to comply with the carbon monoxide (C volume, dry basis (ppmvd) at 3% oxygen (O2)) O) limit of 50 parts	
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) GC 14 PERMIT SC 10 PERMIT STC 13 OP		
Description:	Failure to comply with the ammonia (NH3) limi (ppmv) determined on a 1-hour average basis.		llion by volume
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) GC 14 PERMIT SC 20 PERMIT STC 13 OP		
Description:	Failure to comply with the authorized maximum rates.	n barrel per hour (b	bl/hr) tank fill/drain
Self Report?	NO		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) GC 14 PERMIT STC 13 OP STC 21B PERMIT		
Description:	Failure to use an explosimeter to measure the I	ower explosive limi	t (LEL) of the
	CNEDADZE10Z DN106620428 Dating Voar 2018	Art in the second	Participation (CIII) and and a

Self Report? Citation: Description:	vapor space above the internal floating roofs of tanks on a semiannual basis. NO Classification: Moderate 30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H) 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) 5C THSC Chapter 382 382.085(b) GC 10 PERMIT SC 3G PERMIT STC 13 OP STC 8 OP Failure to perform monthly visual or physical inspections for each drain in active service.
25 322 0 000 000 000 0000 25 3222 000	
Self Report? Citation:	NO Classification: Minor 30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H) 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(b)(2) 5C THSC Chapter 382 382.085(b) GC 10 PERMIT SC 3G PERMIT STC 13 OP STC 8 OP
Description:	Failure to keep junction box covers in place at all times.
Self Report? Citation:	NO Classification: Moderate 30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H) 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(b)(3) 5C THSC Chapter 382 382.085(b) GC 10 PERMIT SC 3G PERMIT STC 13 OP STC 8 OP
Description:	Failure to perform semiannual visual inspections of junction boxes. Specifically, Buckeye failed to perform semiannual visual inspections of junction boxes to ensure that the cover is in place and to ensure that the cover has a tight seal around the edge as required by 40 CFR Part 60, Subpart QQQ during the second semiannual period of 2016 and the first semiannual period of 2017. Refer to Deviation Item No. 640 of the DR1 and Deviation Item No. 543 of the DR2.
Self Report?	NO Classification: Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H) 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(c)(2) 5C THSC Chapter 382 382.085(b) GC 10 PERMIT SC 3G PERMIT STC 13 OP STC 8 OP
Description:	Failure to perform semiannual visual inspections of each portion of unburied sewer line.
Self Report? Citation:	NO Classification: Moderate 30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H) 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) GC 10 PERMIT STC 13 OP STC 3G PERMIT STC 8 OP
Description:	Failure to perform semiannual inspections of the openings for each oil-water separator tank, slop oil tank, storage vessel, or other auxiliary equipment.
Self Report?	NO Classification: Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)

		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, Sub 5C THSC Chapter 382 382.085(b) GC 10 PERMIT STC 1 OP STC 13 OP)	.)(v)
	Description:	STC 3C PERMIT Failure to install an instrument or instruments recording the concentration of total reduced su to the sulfur monitoring requirements of 40 CF	Ilfur in gas dischar	ged to a flare subject
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b 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, Sub 5C THSC Chapter 382 382.085(b) GC 10 PERMIT SC 3C PERMIT STC 1 OP STC 13 OP)))(iv)
	Description:	Failure to perform quarterly visual inspections (CPMS) measuring flow rate of gas discharged Subpart Ja.		
	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, Sub 40 CFR Chapter 60, SubChapter C, PT 60, Sub 5C THSC Chapter 382 382.085(b) GC 14 PERMIT SC 3C PERMIT SC 7 PERMIT STC 1 OP STC 13 OP)) PT A 60.13(d)(1)	
	Description:	Failure to perform daily calibration drift (CD) ch		uel gas CEMS according
	Self Report?	to the requirements of 40 CFR Part 60, Append NO	lix F. Classification:	Moderate
	Citation:	30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b) 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, SubF 5C THSC Chapter 382 382.085(b) GC 10 PERMIT SC 14 PERMIT SC 3C PERMIT STC 13 OP)(2)(H)	2004.0 K
	Description:	Failure to develop and implement a quality con	trol (QC) program	for the continuous
	Self Report?	emissions monitoring systems (CEMS). NO	Classification:	Moderate
	Citation:	30 TAC Chapter 101, SubChapter A 101.20(1) 30 TAC Chapter 116, SubChapter B 116.115(b) 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, SubF 5C THSC Chapter 382 382.085(b) GC 10 PERMIT SC 3G PERMIT STC 13 OP STC 8 OP	u(2)(H)	
	Description:	Failure to immediately replace existing carbon v		when carbon
	Self Report?	breakthrough is indicated at the carbon caniste NO	r. 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) GC 14 PERMIT SC 12 PERMIT STC 13 OP		
00	Description:	Failure to locate the aqueous ammonia (NH3) s traffic.	Et. A an ann an	
	Internet Descut for	Chicolandena Dallacenaldo Datie - Veas - 2010	which includes Ca	mplianco History (['H') compone

	Colf Depert2	NO	Classification	Madausta
	Self Report? Citation:	NO 30 TAC Chapter 116, SubChapter B 116.115(c	Classification:	Moderate
	citation.	30 TAC Chapter 113, SubChapter B 112.113(4 5C THSC Chapter 122, SubChapter B 122.143(4 5C THSC Chapter 382 382.085(b) GC 14 PERMIT SC 14C PERMIT		
	Description:	STC 13 OP Failure to reduce the gas fuel usage for each b fuel flow meter to an hourly average flow rate	oiler and each heat	er monitored by the
	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) GC 14 PERMIT SC 14D PERMIT STC 13 OP		
	Description:	Failure to reduce the CEMs pollutant concentra concentrations and determine and record mon rolling 12-months.	tion data to at leas thly the flow weight	t 1-hour average ted average for each
	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) GC 14 PERMIT SC 14F PERMIT STC 13 OP)	
	Description:	Failure to notify the TCEQ Regional Office at le Accuracy Test Audit (RATA).	ast 30 days prior to	any required Relative
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 111, SubChapter A 111.111(a 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) GC 14 PERMIT STC 1 OP STC 13 OP STC 3 OP)	
	Description:	Failure to perform daily visible emission observ		
	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) GC 14 PERMIT SC 18C PERMIT STC 13 OP		
	Description: Self Report?	Failure to maintain records of audio, visual, an NO	d olfactory (AVO) ir Classification:	nspections. 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) GC 14 PERMIT SC 19 PERMIT STC 13 OP)	-
	Description:	Failure to conduct monthly monitoring for vola cooling tower (EPN CT1) with an air stripping s TCEQ Sampling Procedures Manual, Appendix I or an approved equivalent sampling method (E	ystem meeting the (dated January 20	requirements of the 003 or a later edition)
	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) GC 14 PERMIT SC 19D PERMIT STC 13 OP)	
	Description:	Failure to sample the cooling tower water (EPN dissolved solids (TDS).	CT1) at least once	per week for total
	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) GC 14 PERMIT SC 22B PERMIT		
e F	listory Report for	r CN604275107, RN106620438, Rating Year 2018	3 which includes Co	mpliance History (CH) component

	STC 13 OP		
Description:	STC 13 OP Failure to perform quarterly sampling to dete relationship at the tanks subject to such mor		essure-temperature
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(30 TAC Chapter 122, SubChapter B 122.143(5C THSC Chapter 382 382.085(b) GC 14 PERMIT SC 26 PERMIT STC 13 OP		
Description:	Failure to conduct monthly sampling of the do organic compounds (VOC) by methods confor Protection Agency (EPA) Method 25D.		
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 101, SubChapter A 101.20(1 30 TAC Chapter 116, SubChapter B 116.115(30 TAC Chapter 122, SubChapter B 122.143(40 CFR Chapter 60, SubChapter C, PT 60, Su 5C THSC Chapter 382 382.085(b) GC 14 PERMIT SC 24 PERMIT	c) 4))(3)(ii)
	SC 39A(2) PERMIT SC 3G PERMIT STC 1 OP STC 13 OP		
Description:	Failure to vent fixed roof storage tanks storin the requirements of Special Condition 39(A).		2 2
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(30 TAC Chapter 122, SubChapter B 122.143(5C THSC Chapter 382 382.085(b) GC 14 PERMIT SC 15D PERMIT STC 13 OP		
Description:	Failure to maintain records of the average ho the vent stream flow to the flares.	urly values of the flo	ow and Btu content of
Self Report?	NO	Classification:	Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(30 TAC Chapter 116, SubChapter B 116.115(30 TAC Chapter 122, SubChapter B 122.143(5C THSC Chapter 382 382.085(b) GC 7 PERMIT SC 19 PERMIT SC 43 PERMIT STC 13 OP	c) 4)	
Description: Self Report?	Failure to maintain monthly emission records NO	Classification:	g tower). Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(30 TAC Chapter 116, SubChapter B 116.115(30 TAC Chapter 122, SubChapter B 122.143(5C THSC Chapter 382 382.085(b) GC 7 PERMIT SC 26 PERMIT SC 43 PERMIT STC 13 OP	c)	
Description: Self Report?	Failure to maintain monthly emission records NO	for EPN WW (waste Classification:	water). Moderate
Citation:	30 TAC Chapter 116, SubChapter B 116.115(
	30 TAC Chapter 116, SubChapter B 116.115(30 TAC Chapter 122, SubChapter B 122.143(5C THSC Chapter 382 382.085(b) GC 7 PERMIT SC 29 PERMIT SC 35 PERMIT SC 43 PERMIT SC 12 OP		
Description:	STC 13 OP Failure to maintain monthly emission records shutdown (MSS) activities.	for planned mainter	nance, startup, and
Date: 10/	31/2018 (1543785)		
Self Report?	YES	Classification:	Moderate

3

	Cit	ation:		Chapter 26, Su Chapter 305, Su						
	De	scription:		o meet the limit			parameter			8
	4 Da	te: 11/	30/2018	(1547481)						
	Se	If Report?	YES				Classification:	Moderate		
	Cit	ation:		Chapter 26, Su						
	De	scription:		Chapter 305, Su to meet the limit			parameter			
	5 Da	te: 01/	30/2019	(1530707)						
	Se	If Report?	NO				Classification:	Moderate		
		ation: scription:	30 TAC 30 TAC 30 TAC 30 TAC 40 CFR 5C THS6 GC 9 PE SC 3(A) STC 1 C STC 13 STC 2(F Failure t	PERMIT P OP I) OP	bChapter B bChapter B bChapter B bChapter C, F 82.085(b)	116.115(b) 116.115(b) 116.115(c) 122.143(4) PT 60, SubP	T A 60.18(d)	t equipment prope	≥rly	
F.	Environmen	tal audits:								
0.0		Intent Date	: 01/1	8/2017 (1389)	297)					
	Disclo	sure Date:	07/25	2017						
		assification:								
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		on: Failure assification:		a complete and	correct Annu	ial Waste Si	ummary on or be	fore March 1, 201	ι/.	
	Citation			260, SubChapte	er I, PT 260,	SubPT B 26	0.10			
	Descriptio	on: Failure	to designa	te separate was	te managem	ent units. A	single registered	d waste managem	nent unit was beir	ng used
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	Descriptio					ninations on	all industrial sol	id wastes.		
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		respons	se service.		uste conting	ency rian e			ang entergeney	
	Citation	ssification:		262, SubChapte	PT 262	SubPT E 26	2.52(d)			
	Descriptio			12 5				esses and office p	phone number for	the
		Emerge	ency Coord					*************		
		assification:				CULDT C 26	2 24(2)(4)			
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	Descriptio			Contraction in the second s			Waste". Unlabele	d totes of hazardo	ous waste were	
			ed in WMU	5, 002, 003, 005					anna ann an Anna an Ann	
				5107. RN10662	1438, Rating	Year 2018	which includes C	ompliance History	(CH) component	ts from AL

Citation: 40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(2) 30 TAC Chapter 335, SubChapter C 335.69(a)(2) Failure to mark hazardous waste containers with the accumulation start date. Labels on totes containing hazardous Description: waste observed in WMU's, 002, 003, 004, 005, 006 were not properly dated. Viol. Classification: Minor Citation: 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 265.174 30 TAC Chapter 335, SubChapter E 335.112(a)(8) 30 TAC Chapter 335, SubChapter C 335.69(a)(1)(A) Failure to maintain records of weekly container hazardous waste inspections for the period of December 2016 to Description: April 2017. Viol. Classification: Moderate Citation: 40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(4) 40 CFR Chapter 265, SubChapter I, PT 265, SubPT B 265.16(a) 30 TAC Chapter 335, SubChapter E 335.112(a)(1) 30 TAC Chapter 335, SubChapter C 335.69(a)(4) Failure to ensure that staff is trained to respond to emergencies. The hazardous waste training program does not Description: include minimum elements to ensure that facility personnel are able to respond effectively to emergencies. Viol. Classification: Minor Citation: 40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(4) 40 CFR Chapter 265, SubChapter I, PT 265, SubPT B 265.16(b) 30 TAC Chapter 335, SubChapter E 335.112(a)(1) 30 TAC Chapter 335, SubChapter C 335.69(a)(4)(A) Failure to maintain hazardous waste training records. Hazardous waste training records are not sufficient to Description: demonstrate that initial personnel training has been conducted. Viol. Classification: Moderate Citation: 30 TAC Chapter 319, SubChapter A 319.1 Description: Failure to submit a timely Discharge Monitoring Report (DMR). Some DMRs were submitted late. Viol. Classification: Minor 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: Description: Failure to notify TCEQ within 5 working days of pollutant exceedances in excess of 40%. Outfall 201 oil & grease daily maximum was more than 40% above the TPDES permit limit in November 2016, but no written notification was made to TCEQ within 5 working days. Viol. Classification: Moderate Citation: 30 TAC Chapter 319, SubChapter A 319.1 Failure to conduct quarterly Whole Effluent Toxicity testing. Quarterly Whole Effluent Toxicity testing was not Description: conducted for Outfalls 001 and 002. Viol. Classification: Minor Citation: 30 TAC Chapter 319, SubChapter A 319.7(c) Description: Failure to calibrate equipment annually. Flow meters at Outfalls 201 and 301 were not calibrated annually. Viol. Classification: Moderate 30 TAC Chapter 319, SubChapter A 319.5(a) Citation: Failure to properly configure composite samplers to collect wastewater samples. The wastewater composite sampler Description: at Outfall 001 is not configured to collect flow weighted samples. Viol. Classification: Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: Description: Failure to implement employee training program for stormwater pollution prevention. Employee stormwater pollution prevention training and education programs have not been implemented. Notice of Intent Date: 09/19/2017 (1438850) Disclosure Date: 11/02/2017 Viol. Classification: Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 319, SubChapter A 319.4 Description: Failure to collect composite sample for Outfall 101. Viol. Classification: Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 319, SubChapter A 319.4 Description: Failure to correctly collect biomonitoring samples for Outfall 001. Viol. Classification: Moderate 30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 319, SubChapter A 319.5(b) Description: Failure to collect required samples for Outfall 101 and 004. Viol. Classification: Moderate

30 TAC Chapter 305, SubChapter F 305.125(1) Citation: 30 TAC Chapter 319, SubChapter A 319.5(a) Description: Failure to monitor pH at correct location for Outfall 001. Viol. Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to submit accurate DMRs. Several DMRs contain errors. Viol. Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 319, SubChapter A 319.1 Description: Failure to report exceedances by 40% or more within 5 working days (Outfalls 001 and 301). Viol. Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) 30 TAC Chapter 319, SubChapter A 319.11(a) Description: Failure of lab detection limit to meet MAL (minimum analytical level) requirements for phenolic compounds. 12/01/2017 Disclosure Date: Viol. Classification: Minor Citation: 30 TAC Chapter 319, SubChapter A 319.11 Description: Failure to record continuous flow measurements of outfalls 001 and 101. Disclosure Date: 02/05/2018 Viol. Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to submit DMR reports on time. Due to uncertainty about outfall 001 and 101 flow data, the November 2017 DMR's for these 2 outfalls were submitted late. Viol. Classification: Moderate Citation: 30 TAC Chapter 305, SubChapter F 305.125(1) Description: Failure to maintain TSS below permit limits. The filters for boiler blowdown and cooling tower blowdown were bypassed resulting in exceeding the TSS limits for outfalls 201 and 301 on December 7, 2017. Notice of Intent Date: 12/19/2018 (1537495) No DOV Associated

- G. Type of environmental management systems (EMSs): N/A
- H. Voluntary on-site compliance assessment dates: N/A
- I. Participation in a voluntary pollution reduction program: N/A
- J. Early compliance: N/A

Sites Outside of Texas:

N/A

Addendum to Compliance History Federal Enforcement Actions

Reg Entity Nan	ne: BUC	KEYE TE	XAS F	PROCESSING, LLC COR
Reg Entity Add:	7209 UP RIVER RD			
Reg Entity City:	CORPUS CHRISTI			Reg Entity No: RN106620438
EPA Case No: 06	-2017-4809	Order Issi	ue Date (yyyymmdd): 20171205
Case Result: Final	Order With Penalty	Statute:	CWA	Sect of Statute: 311J
Classification: Mode	erate	Program:	FRP	Citation:
Violation Type: Oil S	Spill Violation Under A/OPA	Cite Sect:		Cite Part:
Enforcement Action	1: Administrative Penalt	y Order With or	Without Inj	

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



§

IN THE MATTER OF AN ENFORCEMENT ACTION CONCERNING BUCKEYE TEXAS PROCESSING LLC RN106620438 **BEFORE THE**

TEXAS COMMISSION ON

ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2018-1310-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 Buckeye Texas Processing LLC (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 located at 7209 Up River Road in Corpus Cristi, Nueces County, Texas (the "Plant"). The Plant consists or consisted of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
- 2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. HEALTH & SAFETY CODE ch. 382 and the rules of the TCEQ.
- 3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
- 4. An administrative penalty in the amount of \$759,521 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$303,809 of the penalty and \$151,904 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order. The deferred amount shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms or requirements contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.

Pursuant to TEX. WATER CODE § 7.067, \$303,808 of the penalty shall be conditionally offset by the Respondent's timely and satisfactory completion of a Supplemental Environmental Project ("SEP") as defined in the attached SEP Agreement ("Attachment

A", incorporated herein by reference). The Respondent's obligation to pay the conditionally offset portion of the penalty shall be discharged upon full compliance with all the terms and conditions of this Order, which includes the timely and satisfactory completion of all provisions of the SEP Agreement, as determined by the Executive Director.

- 5. The Executive Director 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). 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.
- 6. 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 Order.
- 7. This Order represents the complete and fully-integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
- 8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
- 9. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Plant:
 - a. By March 1, 2016, equipped Heater #1 and Heater #2 with selective catalytic reduction ("SCR") systems as represented in the application for New Source Review ("NSR") Permit No. 109923;
 - b. By May 31, 2016, submitted an amendment application for NSR Permit No. 109923 to obtain a prevention of significant deterioration ("PSD") permit for the Plant, to increase the volatile organic compounds ("VOC") annual maximum allowable emissions rate ("MAER") for Emissions Point Number ("EPN") WW, to authorize the installation of a new air-assisted flare, to include the revised piping component count in order to comply with the VOC annual MAER for Fugitives, EPN FUG, and to increase the total VOC loading limit for the desalter wastewater stream;
 - c. By October 5, 2016, obtained Federal Operating Permit ("FOP") No. 03869 to authorize the emission units at the Plant;
 - d. On November 3, 2017, submitted the deviation report for the April 5, 2017 through October 4, 2017 reporting period to report the deviations for failing to prevent the loss of valid data from a continuous emissions monitoring system ("CEMS"), to comply with the VOC breakthrough definition, and to immediately direct wastewater to a covered system;

- e. On January 30, 2018, submitted the 40 CODE OF FEDERAL REGULATIONS ("CFR") Part 60 Subpart QQQ certification;
- f. By May 31, 2018, reenabled the high-high level alarms for the aqueous ammonia ("NH3") storage tanks; and
- g. By May 31, 2018, directed all process wastewater to a covered system with no visible gaps or cracks in joints, seals, or other emission interfaces.

II. ALLEGATIONS

During an investigation conducted on May 1, 2018 through August 29, 2018, an investigator documented that the Respondent:

- 1. Failed to obtain a FOP, in violation of 30 TEX. ADMIN. CODE § 122.121 and TEX. HEALTH & SAFETY CODE §§ 382.054 and 382.085(b). Specifically, the Respondent began operating the Plant that exceeded the major source threshold for VOC on September 22, 2015, prior to obtaining FOP No. 03869 on October 5, 2016.
- 2. Failed to comply with the PSD requirements, in violation of 30 TEX. ADMIN. CODE § 116.160(a), 40 CFR § 52.21(a)(2)(iii), and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent constructed a new major source in an attainment area, prior to obtaining a PSD permit.
- 3. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, General Conditions ("GC") Nos. 8 and 14 and Special Conditions ("SC") No. 1, FOP No. 03869, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the VOC MAER of 0.25 ton per year ("tpy") based on a 12-month rolling period for the 12-month periods ending from September 2016 through October 2017 for the Cooling Tower, EPN CT1, resulting in 0.26 ton of unauthorized VOC.
- 4. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the VOC MAER of less than 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from September 2016 through October 2017 for the Wastewater Carbon Canisters, EPN WWCC, resulting in 0.13 ton of unauthorized VOC.
- 5. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the VOC MAER of 2.95 tpy based on a 12-month rolling period for the 12-month periods ending from February 2017 through October 2017 for Wastewater, EPN WW, resulting in 12.93 tons of unauthorized VOC.
- 6. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP

No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the sulfur dioxide ("SO2") MAER of 0.52 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through May 2017 for Boiler #1, EPN BOILER1, resulting in 0.02 ton of unauthorized SO2.

- 7. Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the nitrogen oxides ("NOX") MAER of 3.50 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through December 2016 and the SO2 MAER of 3.47 tpy based on a 12month rolling period for the 12-month periods ending from October 2016 through August 2017 for Heater #1, EPN HEATER1, resulting in 0.29 ton of unauthorized NOx and 1.26 tons of unauthorized SO2.
- 8. Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the SO2 MAER of 3.47 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through August 2017 and the NOx MAER of 3.50 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through December 2016 for Heater #2, EPN HEATER2, resulting in 1.29 tons of unauthorized SO2 and 0.33 ton of unauthorized NOx.
- 9. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the VOC MAER of 19.28 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 for Fugitives, EPN FUG, resulting in 5.86 tons of unauthorized VOC.
- 10. Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the VOC MAER of 0.02 tpy and the carbon monoxide ("CO") MAER of 0.10 tpy based on 12-month rolling periods for the 12month periods ending from October 2016 through October 2017 for the Liquified Petroleum Gas ("LPG") Flare, EPN FLARE1, resulting in 1.05 tons of unauthorized VOC and 0.90 ton of unauthorized CO.
- 11. Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the CO MAER of 0.79 tpy and the SO2 MAER of 0.08 tpy based on 12-month rolling periods for the 12-month periods ending from October 2016 through October 2017 for the Flare, EPN FLARE, resulting in 2.67 tons of unauthorized CO and 2.58 tons of unauthorized SO2.

- 12. Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.23 tpy, the SO2 MAER of 0.03 tpy, and the particulate matter ("PM"), the PM equal to or less than 10 microns in diameter ("PM10"), and the PM equal to or less than 2.5 microns in diameter ("PM2.5") MAERs of less than 0.01 tpy based on 12-month rolling periods for the 12month periods ending from October 2016 through July 2017 and the CO MAER of 1.01 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through February 2017 for Maintenance, Startup, and Shutdown Combustion, EPN MSS-TEMP, resulting in 0.01 ton of unauthorized NOx, 0.03 ton of unauthorized SO2, 0.01 ton of unauthorized PM, PM10, and PM2.5, and 0.66 ton of unauthorized CO.
- 13. Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 and the CO MAER of 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from June 2017 through October 2017 for the Control Building Emergency Generator, EPN EMRGEN2b, resulting in 0.07 ton of unauthorized NOx and 0.01 ton of unauthorized CO.
- 14. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.09 tpy based on a 12-month rolling period for the 12-month periods ending from December 2016 through October 2017 for Back-Up Generator, EPN EMRGEN3a, resulting in 0.20 ton of unauthorized NOx.
- 15. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.09 tpy based on a 12-month rolling period for the 12-month periods ending from December 2016 through October 2017 for Back-Up Generator, EPN EMRGEN3b, resulting in 0.02 ton of unauthorized NOx.
- 16. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.09 tpy based on a 12-month rolling period for the 12-month periods ending from December 2016 through October 2017 for Back-Up Generator, EPN EMRGEN3c, resulting in 0.04 ton of unauthorized NOx.
- 17. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP

No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.11 tpy based on a 12-month rolling period for the 12-month periods ending from April 2017 through October 2017 for the Splitter Emergency Engine, EPN EMRGEN4, resulting in 0.03 ton of unauthorized NOx.

- 18. Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.08 tpy and the CO MAER of 0.03 tpy based on 12-month rolling periods for the 12-month periods ending from October 2016 through October 2017 for Firewater Pump, EPN FWP2, resulting in 0.07 ton of unauthorized NOx and 0.01 ton of unauthorized CO.
- 19. Failed to comply with the MAER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.08 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 for Firewater Pump, EPN FWP3, resulting in 2.52 tons of unauthorized NOx.
- 20. Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 109923, GC Nos. 8 and 14 and SC No. 1, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NOx MAER of 0.03 tpy based on a 12-month rolling period for the 12-month periods ending from October 2016 through October 2017 and the CO MAER of 0.01 tpy based on a 12-month period for the 12-month periods ending from December 2016 through July 2017 for Firewater Pump, EPN FWP4, resulting in 0.03 ton of unauthorized NOx and 0.01 ton of unauthorized CO.
- 21. Failed to operate the flare with no visible emissions except for periods not to exceed a total of five minutes during any two consecutive hours as ensured by the use of steam assist to the flare, in violation of 30 TEX. ADMIN. CODE §§ 101.20(1), 116.115(b) and (c), and 122.143(4), 40 CFR § 60.18(c)(1), NSR Permit No. 109923, GC Nos. 1 and 14 and SC Nos. 3.A and 15.C, FOP No. O3869, GTC and STC Nos. 1 and 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the LPG Flare is an emergency flare that was operated from November 10, 2015 through December 24, 2015, April 21, 2016 through May 30, 2017, and March 3, 2018 through May 9, 2018 without being steam-assisted and was designed to smoke.
- 22. Failed to comply with the representations with regard to construction plans and operation procedures in a permit application, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(G), 116.116(a)(1), and 122.143(4), NSR Permit No. 109923, GC Nos. 1 and 9, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent represented in the application for NSR Permit No. 109923 that Heater #1 and Heater #2 would be equipped with SCR systems to reduce NOx emissions, but the SCR systems did not become operational until February 29, 2016 for Heater #1 and March 1, 2016 for Heater #2.

- 23. Failed to include a high-high level alarm for the fill level of the aqueous NH3 storage tanks, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2) and (c) and 122.143(4), NSR Permit No. 109923, GC No. 14 and SC No. 13, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the aqueous NH3 storage tanks were equipped with a high level alarm but the high-high level alarm was disabled from December 2017 through May 2018.
- 24. Failed to comply with the total VOC loading limit, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2) and (c) and 122.143(4), NSR Permit No. 109923, GC No. 14 and SC No. 26, FOP No. 03869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the 2.4 pounds per hour ("lbs/hr") total VOC loading limit for the desalter wastewater stream on 38 occasions during the October 5, 2016 through April 4, 2017 reporting period and on 17 occasions during the April 5, 2017 through October 4, 2017 reporting period.
- 25. Failed to prevent the loss of valid data from a CEMS due to periods of monitor break down, out-of-control operations, repair, maintenance, or calibration that exceeds 5.0 percent ("%") of the time (in minutes) that the heater operated over the previous rolling 12-month period, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2) and (c) and 122.143(4), NSR Permit No. 109923, GC No. 14 and SC No. 14.G, FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the CEMS downtime exceeded 5.0% of the operational time (in minutes) for the NH3 CEMS for EPN HEATER1 for the 12-month periods ending from February 2017 through July 2017 and on October 2017; for the CO CEMS for EPN HEATER2 for the 12-month periods ending from December 2016 through October 2017; and for the NH3, NOx, and oxygen ("O2") CEMS for EPN HEATER2 for the 12-month periods ending from October 2016 through October 2017.
- 26. Failed to submit a 40 CFR Part 60 Subpart QQQ certification within 60 days after startup, in violation of 30 TEX. ADMIN. CODE §§ 101.20(1), 116.115(b)(2)(H) and (c), and 122.143(4), 40 CFR § 60.698(b)(1), NSR Permit No. 109923, GC No. 10 and SC No. 3.G, FOP No. O3869, GTC and STC Nos. 8 and 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the certification required by 40 CFR Part 60 Subpart QQQ was due by November 21, 2015, but was not submitted until January 30, 2018.
- 27. Failed to comply with the VOC breakthrough definition and failed to calibrate the instrument measuring the VOC concentration, in violation of 30 TEX. ADMIN. CODE §§ 101.20(1), 116.115(b)(2) and (c), and 122.143(4), 40 CFR § 60.695(a) and (a)(3)(ii), NSR Permit No. 109923, GC No. 14 and SC Nos. 3.G, 32.(A)(i), and 39.A(4), FOP No. O3869, GTC and STC No. 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the breakthrough definition of the highest measured VOC concentration at or above 100 parts per million by volume ("ppmv") above background by 400 ppmv from October 5, 2016 through May 1, 2017, resulting in the waste gas flow not being switched to the second canister when the condition of breakthrough of VOC from the initial saturation canister occurred. Also, the Respondent did not calibrate the instrument measuring the VOC concentration within 24 hours of use from June 7, 2017 through June 28, 2017.

- 28. Failed to immediately direct process wastewater to a covered system, in violation of 30 TEX. ADMIN. CODE §§ 101.20(1), 116.115(b)(2) and (c), and 122.143(4), 40 CFR § 60.692-2(c)(1), NSR Permit No. 109923, GC No. 14 and SC Nos. 3.G and 24, FOP No. 03869, GTC and STC Nos. 1 and 13, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the process wastewater from the V101, V013, and V105 water boots in the 100 and 200 splitter units was routed to the catch basins under the unit, to a grate-covered trench, and then into the sewer.
- 29. Failed to report all instances of deviations, in violation of 30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O3869, GTC, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the deviation report for the October 5, 2016 through April 4, 2017 reporting period did not include the deviations for failing to comply with the VOC annual MAER for EPN WW, the SO2 annual MAERs for EPNs BOILER1 and HEATER2, the NOx annual MAERs for EPNs HEATER1, HEATER2, and EMRGEN4, the total VOC loading limit for the desalter wastewater stream, and the VOC breakthrough definition, failing to prevent the loss of valid data from a CEMS, failing to submit a 40 CFR Part 60 Subpart QQQ certification, and failing to immediately direct process wastewater to a covered system; and the deviation report for the April 5, 2017 through October 4, 2017 reporting period did not include the deviations for failing to comply with the VOC annual MAER for EPN WWCC, the NOx annual MAERs for EPNs HEATER1, HEATER2, and EMRGEN4, and the total VOC loading limit for the desalter wastewater stream.

III. DENIALS

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

IV. ORDERING PROVISIONS

NOW, THEREFORE, THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY ORDERS that:

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the Respondent's compliance with all of the requirements set forth in this 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. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Buckeye Texas Processing LLC, Docket No. 2018-1310-AIR-E" to:

Financial Administration Division, Revenue Operations 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 an SEP as set forth in Section I, Paragraph No. 4. The amount of \$303,808 of the assessed penalty is conditionally offset based on the Respondent's implementation and completion of the SEP pursuant to the terms of the SEP Agreement, as defined in Attachment A. Penalty payments for any portion of the SEP deemed by the Executive Director as not complete shall be paid within 30 days after the date the Executive Director demands payment.

- 3. The Respondent shall undertake the following technical requirements:
 - a. Respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the permit amendment application within 30 days after the date of such requests, or by any other deadline specified in writing;
 - b. Within 30 days after the effective date of this Order:
 - i. Implement measures and/or procedures designed to comply with the VOC annual MAER for EPN CT1;
 - ii. Implement measures and/or procedures designed to comply with the VOC annual MAER for EPN WWCC;
 - iii. Implement measures and/or procedures designed to comply with the SO2 annual MAER for EPN BOILER1;
 - iv. Implement measures and/or procedures designed to comply with the NOx and SO2 annual MAERs for EPN HEATER1;
 - v. Implement measures and/or procedures designed to comply with the SO2 and NOx annual MAERs for EPN HEATER2;
 - vi. Implement measures and/or procedures designed to comply with the VOC and CO annual MAERs for EPN FLARE1;
 - vii. Implement measures and/or procedures designed to comply with the CO and SO2 annual MAERs for EPN FLARE;
 - viii. Implement measures and/or procedures designed to comply with the NOx, SO2, CO, PM, PM10, and PM2.5 MAERs for EPN MSS-TEMP;
 - ix. Implement measures and/or procedures designed to comply with the NOx and CO annual MAERs for EPN EMRGEN2b;
 - x. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN EMRGEN3a;
 - xi. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN EMRGEN3b;
 - xii. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN EMRGEN3c;
 - xiii. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN EMRGEN4;

- xiv. Implement measures and/or procedures designed to comply with the NOx and CO annual MAERs for EPN FWP2;
- xv. Implement measures and/or procedures designed to comply with the NOx annual MAER for EPN FWP3;
- xvi. Implement measures and/or procedures designed to comply with the NOx and CO annual MAERs for EPN FWP4;
- xvii. Implement measures and/or procedures designed to ensure that the valid data from the CEMS for EPNs HEATER1 and HEATER2 is prevented from being lost due to periods of monitor breakdown, out-of-control operations, repair, maintenance, or calibration that exceeds 5.0% of the time (in minutes) that the heater operated over the previous rolling 12-month period;
- xviii. Implement measures and/or procedures designed to comply with the VOC breakthrough definition in order to ensure that the waste gas flow is switched to the second canister when the condition of breakthrough of VOC from the initial saturation canister occurs;
- xix. Submit a revised deviation report for the October 5, 2016 through April 4, 2017 reporting period to report the deviations for failing to comply with the VOC annual MAER for EPN WW, the SO2 annual MAERs for EPNs BOILER1 and HEATER2, the NOx annual MAERs for EPNs HEATER1, HEATER2, and EMRGEN4, and the total VOC loading limit for the desalter wastewater stream;
- xx. Submit a revised deviation report for the April 5, 2017 through October 4, 2017 reporting period to report the deviations for failing to comply with the VOC annual MAER for EPN WWCC, the NOx annual MAERs for EPNs HEATER1, HEATER2, and EMRGEN4, and the total VOC loading limit for the desalter wastewater stream; and
- xxi. Implement measures and/or procedures designed to ensure that the instrument measuring the VOC concentration is calibrated within 24 hours of use.
- c. Within 45 days after the effective date of this Order, submit written certification to demonstrate compliance with Ordering Provision No. 3.b, as described in Ordering Provision No. 3.d; and
- d. Within 180 days after the effective date of this Order, submit written certification that either the amendment for NSR Permit No. 109923 has been obtained or that operation has ceased until such time that appropriate authorization is obtained and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance. The certification shall be signed by the Respondent and shall include the following certification language:

> "I certify under penalty of law that I have personally examined and am familiar with the information submitted and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

Order Compliance Team Enforcement Division, MC 149A Texas Commission on Environmental Quality P.O. Box 13087 Austin, Texas 78711-3087

with a copy to:

Air Section Manager Corpus Christi Regional Office Texas Commission on Environmental Quality 6300 Ocean Drive, Suite 1200 Corpus Christi, Texas 78412-5839

- 4. All relief not expressly granted in this Order is denied.
- 5. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Plant operations referenced in this Order.
- 6. If the Respondent fails to comply with any of the Ordering Provisions in this 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 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.
- 7. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this 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. Extension requests shall be sent to the Order Compliance Team at the address listed above.
- 8. This 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 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.

- This Order may be executed in separate and multiple counterparts, which together shall 9. constitute a single instrument. Any page of this 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 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.
- 10. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date

For the Executive Director

Date

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, 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.

Signature

Name (Printed or typed) Authorized Representative of **Buckeye Texas Processing LLC**

1/2/2020 Date Sr Director - GH South Texas Title

□ If mailing address has changed, please check this box and provide the new address below:

Attachment A

Docket Number: 2018-1310-AIR-E SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	Buckeye Texas Processing LLC
Payable Penalty Amount:	\$607,617
SEP Offset Amount:	\$303,808
Type of SEP:	Contribution to a Third-Party Administrator SEP
Third-Party Administrator:	Texas Association of Resource Conservation & Development Areas, Inc.
Project Name:	Public Water System Assistance Project
Location of SEP:	Nueces County - Nueces River Basin, Gulf Coast Aquifer

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 Offset 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 Administrator named above. The contribution will be to the **Texas Association of Resource Conservation and Development Areas, Inc. (RC&D)** for the *Public Water System Assistance* project. The contribution will be used in accordance with the Supplemental Environmental Project between the Third-Party Administrator and the TCEQ (the "Project"). Specifically, the SEP Offset Amount will be used to repair or replace failing public water systems (PWSs) throughout Texas. The Third-Party Administrator shall coordinate with local governments, public and private entities, water supply corporations, and non-profit organizations to expend SEP Funds to repair or replace failing PWSs. The SEP will be done in accordance with all federal, state, and local environmental laws and regulations.

All dollars contributed will be used solely for the direct cost of implementing the Project, including, but not limited to supplies, materials, and equipment. Any portion of this contribution that is not spent on the specifically identified SEP may, at the discretion of the Executive Director ("ED"), be applied to another pre-approved SEP.

The Respondent's signature affixed to this Agreed Order certifies that the Respondent has no prior commitment to make this contribution and that it is being contributed solely to settle this enforcement action. The Respondent shall not profit from this SEP.

Buckeye Texas Processing LLC Agreed Order - Attachment A

b. Environmental Benefit

Safe, reliable drinking water is needed for human health and household sanitation. PWSs that are noncompliant with TCEQ drinking water rules run the risk of failing to provide continuous water to consumers or providing untreated water to consumers. Untreated water may harbor bacteria, viruses, protozoa (parasitic organisms), helminthes (intestinal worms), and bioaerosols (inhalable molds and fungi). Consuming untreated water can cause disease ranging in severity from mild gastroenteritis to lifethreatening ailments. Continuous and properly treated water is vital for household sanitation including, bathing, brushing teeth, cooking, washing, and flushing toilets.

c. Minimum Expenditure

The Respondent shall contribute at least the SEP Offset Amount to the Third-Party Administrator 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 Offset Amount to the Third-Party Administrator. The Respondent shall make the check payable to **Texas Association RC&D** and shall mail the contribution with a copy of the Agreed Order to:

Texas Association of RC&D Attention: Executive Director P.O. Box 2533 Victoria, Texas 77902

3. Records and Reporting

Concurrent with the payment of the SEP Offset Amount, the Respondent shall provide the Enforcement SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP Offset Amount to the Third-Party Administrator. The Respondent shall mail a copy of the check and transmittal letter to:

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

Buckeye Texas Processing LLC Agreed Order - Attachment A

4. Failure to Fully Perform

If the Respondent does not perform its obligations under this Attachment A, including full expenditure of the SEP Offset Amount and submittal of the required reporting described in Sections 2 and 3 above, the ED may require immediate payment of all or part of the SEP Offset Amount.

In the event the ED determines that the Respondent failed to fully implement and complete the Project, the Respondent shall remit payment for all or a portion of the SEP Offset Amount, as determined by the ED, and as set forth in the attached Agreed Order. After receiving notice of failure to complete the SEP, the Respondent shall include the docket number of the attached Agreed Order and a note that the enclosed payment is for the reimbursement of a SEP, shall make the check payable to "Texas Commission on Environmental Quality," and shall mail it to:

> Texas Commission on Environmental Quality Litigation Division Attention: SEP Coordinator, MC 175 P.O. Box 13087 Austin, Texas 78711-3087

5. Publicity

Any public statements concerning this SEP and/or project, 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. Recognition

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 Offset Amount identified in this Attachment A and in the attached Agreed Order has not been, and shall not be, included as a SEP for the Respondent under any other Agreed Order negotiated with the TCEQ or any other agency of the state or federal government.