

Executive Summary - Enforcement Matter - Case No. 59649
ONEOK Hydrocarbon, L.P.
RN106123714
Docket No. 2020-1090-AIR-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Mont Belvieu NGL Fractionation and Storage Complex, 1802 North Loop 207, Mont Belvieu, Chambers County

Type of Operation:

Natural gas liquids fractionation plant

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Past-Due Fees: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: February 27, 2026

Comments Received: No

Penalty Information

Total Penalty Assessed: \$76,007

Amount Deferred for Expedited Settlement: \$15,201

Total Paid to General Revenue: \$30,403

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project ("SEP") Conditional Offset: \$30,403

Name of SEP: Barbers Hill Independent School District (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 and January 2021

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: February 15, 2020 through July 7, 2020, September 8, 2020, and September 15, 2021 through September 30, 2021

Executive Summary – Enforcement Matter – Case No. 59649
ONEOK Hydrocarbon, L.P.
RN106123714
Docket No. 2020-1090-AIR-E

Date(s) of NOE(s): July 24, 2020, September 10, 2020, and October 4, 2021

Violation Information

1. Failed to collect and analyze weekly sulfur samples for each vent gas stream routed to a process heater for combustion. Specifically, the Respondent did not collect and analyze weekly sulfur samples for each vent gas stream routed to a process heater for combustion for 10 weeks from March 12, 2017 through December 3, 2017 [30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), New Source Review ("NSR") Permit No. 106921, Special Conditions ("SC") No. 7.A.1., Federal Operating Permit ("FOP") No. O3645, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
2. Failed to comply with the maximum emissions rate ("MER"). Specifically, the Respondent exceeded the nitrogen oxides ("NOx") MER of 1.27 pounds per hour ("lbs/hr") by a range from 0.01 lb/hr to 0.50 lb/hr for a total of three hours on January 9, 2017 and January 10, 2017, exceeded the ammonia MER of 0.08 lb/hr by 0.01 lb/hr for a total of three hours on January 9, 2017, and exceeded the carbon monoxide ("CO") MER of 4.76 lbs/hr by 0.46 lb/hr for one hour on October 23, 2017 and by 0.24 lb/hr for one hour on October 24, 2017 for the Hot Oil Heater 1, Emissions Point Number ("EPN") H-01, resulting in approximately 0.62 pound ("lb") of unauthorized NOx emissions, 0.03 lb of unauthorized ammonia emissions, and 0.70 lb of unauthorized CO emissions [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 95807, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
3. Failed to comply with the MER. Specifically, the Respondent exceeded the NOx MER of 1.27 lbs/hr by a range from 0.01 lb/hr to 1.73 lbs/hr for a total of 19 hours on four days from February 7, 2017 to February 9, 2017 and on December 14, 2017 and exceeded the ammonia MER of 0.08 lb/hr by a range from 0.01 lb/hr to 0.26 lb/hr for a total of 32 hours on four days from February 7, 2017 to December 24, 2017 for the Hot Oil Heater 3, EPN H-03, resulting in 5.20 lbs of unauthorized NOx emissions and 2.22 lbs unauthorized ammonia emissions [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 95807, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
4. Failed to comply with the maximum allowable emissions rate ("MAER"). Specifically, the Respondent exceeded the NOx MAER of 1.54 lbs/hr by 0.15 lb/hr and 0.16 lb/hr for a total of two hours on May 20, 2017 for the Hot Oil Heater 4, EPN H-04, resulting in 0.31 lb of unauthorized NOx emissions [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
5. Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 1.54 lbs/hr by 0.51 lb/hr for one hour on May 26, 2017 and exceeded the CO MAER of 5.76 lbs/hr by 5.32 lbs/hr for one hour on September 25, 2017 for the Hot Oil

Executive Summary – Enforcement Matter – Case No. 59649
ONEOK Hydrocarbon, L.P.
RN106123714
Docket No. 2020-1090-AIR-E

Heater 5, EPN H-05, resulting in 0.51 lb of unauthorized NOx emissions and 5.32 lbs of unauthorized CO emissions [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

6. Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 1.54 lbs/hr by a range from 0.21 lb/hr to 3.11 lbs/hr for a total of five hours on three days from March 3, 2017 to September 27, 2017 and exceeded the CO MAER of 5.76 lbs/hr by a range from 0.96 lb/hr to 13.49 lbs/hr for a total of three hours on three days from May 21, 2017 to September 15, 2017 for the Hot Oil Heater 6, EPN H-06, resulting in 4.59 lbs of unauthorized NOx emissions and 16.68 lbs of unauthorized CO emissions [30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

7. Failed to comply with the emissions limit and concentration limits. Specifically, the Respondent exceeded the NOx emissions limit of 0.01 pound per one million British thermal units ("lb/MMBtu") by 0.01 lb/MMBtu for one hour on September 15, 2017, exceeded the CO concentration limit of 400 parts per million by volume dry ("ppmvd") corrected to three percent oxygen ("3% O2") by a range from 23 ppm to 573 ppm for a total of three hours from May 26, 2017 to September 15, 2017 during a planned startup, exceeded the CO concentration limit of 50 ppmvd corrected to 3% O2 by 150 ppmvd at 3% O2 for one hour on September 25, 2017, and exceeded the NH3 concentration limit of 10 ppmvd corrected to 3% O2 by a range from 1.0 ppmvd to 2.0 ppmvd for a total of three hours on March 6, 2017 during normal operations for the Hot Oil Heater 5, EPN H-05 [30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 106921, SC Nos. 6.E. and 28.B.(1)(a), FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

8. Failed to comply with the emissions limit and concentration limits. Specifically, the Respondent exceeded the NOx emissions limit of 0.01 lb/MMBtu by a range from 0.01 lb/MMBtu to 0.03 lb/MMBtu for a total of four hours on three days from March 3, 2017 to September 27, 2017, exceeded the CO concentration limit of 400 ppmvd corrected to 3% O2 by 103 ppmvd for one hour on June 19, 2017 during a planned startup, and exceeded the CO concentration limit of 50 ppmvd corrected to 3% O2 by a 170 ppmvd for one hour on May 21, 2017 and by 8.0 ppmvd for one hour on September 15, 2017 during normal operations for the Hot Oil Heater 6, EPN H-06 [30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 106921, SC Nos. 6.E. and 28.B.(1)(a), FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

9. Failed to comply with standard permit representations. Specifically, the Respondent exceeded the annual throughput limit of 63,468 gallons per year for the 12-month periods ending from January 2017 through December 2017 for Tank 410 [30 TEX. ADMIN. CODE §§ 116.615(2) and 122.143(4), Standard Permit Registration No. 95807, FOP No. O3645, GTC & STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Executive Summary – Enforcement Matter – Case No. 59649
ONEOK Hydrocarbon, L.P.
RN106123714
Docket No. 2020-1090-AIR-E

10. Failed to report all instances of deviations. Specifically, the Respondent submitted an amended deviation report on January 25, 2018 for the January 1, 2017 through June 30, 2017 reporting period to report 15 deviations, but the deviation report for the July 1, 2017 through December 31, 2017 reporting period did not include the deviation for failing to report all instances of deviations in the deviation report for the January 1, 2017 through June 30, 2017 reporting period [30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O3645, GTC, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

11. Failed to report all instances of deviations. Specifically, the deviation report for the January 1, 2019 through June 30, 2019 reporting period did not include the deviations for failing to maintain the records for the engine operations, failing to maintain the records for the exit velocity for the flare, failing to maintain the records for the net heating values for the flare, and failing to monitor the new fugitive components [30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O3645, GTC, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

12. Failed to report all instances of deviations. Specifically, the deviation report for the July 1, 2019 through December 31, 2019 reporting period did not include the deviations for failing to maintain the records for the engine operations, failing to maintain the records for the exit velocity for the flare, failing to maintain the records for the net heating values for the flare, failing to monitor the flare pilot communications, failing to conduct weekly validation of the flare, failing to update the highly reactive volatile organic compound monitoring plan, and failing to disclose a non-reportable emissions event [30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O3645, GTC, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

13. Failed to report all instances of deviations. Specifically, the deviation report for the January 1, 2020 through June 30, 2020 reporting period did not include the deviations for failing to re-monitor the audio, visual, and olfactory components; failing to maintain the records for the engine operations, and failing to comply with the requirements for open-ended lines [30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O3645, 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 May 21, 2017, stabilized the heater during startup in order to comply with the NOx hourly MAER for Hot Oil Heater 4, EPN H-04;

b. By September 25, 2017, stabilized Hot Oil Heater 5, restarted the heaters, installed a new fuel gas regulator, and checked the operational conditions in order to comply with the NOx emissions limit, CO concentration limits, and ammonia concentration limit for Hot Oil Heater 5, EPN H-05;

Executive Summary – Enforcement Matter – Case No. 59649
ONEOK Hydrocarbon, L.P.
RN106123714
Docket No. 2020-1090-AIR-E

c. By September 27, 2017, stabilized Hot Oil Heater 6, followed the standard operating procedures, installed a new fuel regulator, and checked the operational conditions in order to comply with the NO_x emissions limit and CO concentration limits for Hot Oil Heater 6, EPN H-06;

d. By October 2, 2017, stabilized Hot Oil Heater 5, restarted the heaters, installed a new fuel gas regulator, and checked the operational conditions in order to comply with the NO_x and CO hourly MAERs for Hot Oil Heater 5, EPN H-05;

e. By October 24, 2017, checked the operational conditions, reduced the feed to Hot Oil Heater 1, took the ammonia skid out of manual mode, and added an operating target set point in order to comply with the NO_x, ammonia, and CO hourly MERs for Hot Oil Heater, EPN H-01;

f. By October 24, 2017, stabilized Hot Oil Heater 6, followed the standard operating procedure, installed a new fuel regulator, and checked the operational conditions in order to comply with the NO_x and CO hourly MAERs for Hot Oil Heater 6, EPN H-06;

g. By December 24, 2017, adjusted the ammonia injection rate set point, switched Hot Oil Heater 3 into automatic mode, stabilized Hot Oil Heater 3, installed a new fuel gas regulator, and reloaded the Programmable Logic Controller ("PLC") program in order to comply with the NO_x and ammonia hourly MERs for Hot Oil Heater 3, EPN H-03;

h. On November 8, 2018, obtained a revision for Standard Permit Registration No. 95807 to increase the annual throughput limit for Tank 410;

i. On January 29, 2021, submit the deviation report for the July 1, 2020 through December 31, 2021 reporting period to report the deviations for failing to maintain the records for the engine operations; failing to maintain the records for the exit velocity for the flare; failing to maintain the records for the net heating values for the flare; failing to monitor the new fugitive components; failing to monitor the flare pilot communications; failing to conduct weekly validation of the flare; failing to update the highly reactive volatile organic compound monitoring plan; failing to disclose a non-reportable emissions event; failing to re-monitor the audio, visual, and olfactory components; and failing to comply with the requirements for open-ended lines; and

j. By February 29, 2024, implemented a new sampling procedure that utilizes foil sample bags in order to ensure that the weekly sulfur samples are collected and analyzed for each vent gas stream routed to a process heater for combustion.

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:

Executive Summary - Enforcement Matter - Case No. 59649
ONEOK Hydrocarbon, L.P.
RN106123714
Docket No. 2020-1090-AIR-E

a. Within 30 days:

i. Submit a revised deviation report for the July 1, 2017 through December 31, 2017 reporting period to report the deviation for failing to report all instances of deviations in the deviation report for the January 1, 2017 through June 30, 2017 reporting period; and

ii. Implement measures and/or procedures to designed to ensure that all instances of deviations are reported in a timely manner.

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

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Raven Daigle, Enforcement Division, Enforcement Backlog Team, MC R-12, (713) 767-3634; Michael Parrish, Enforcement Division, MC R-12, (512) 239-2548

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

SEP Third-Party Administrator: Carl R. Griffith & Associates, Inc., 2901 Turtle Creek Drive, Suite 445, Port Arthur, Texas 77642

Respondent: Brian Shatwell, Director, ONEOK Hydrocarbon, L.P., P.O. Box 1780, Mont Belvieu, Texas 77580

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 4 (April 2014)

PCW Revision March 26, 2014

DATES	Assigned	4-Aug-2020	Screening	7-Aug-2020	EPA Due	
	PCW	3-Oct-2025				

RESPONDENT/FACILITY INFORMATION	
Respondent	ONEOK Hydrocarbon, L.P.
Reg. Ent. Ref. No.	RN106123714 (PCW No. 1 of 2)
Facility/Site Region	12-Houston
Major/Minor Source	Major

CASE INFORMATION			
Enf./Case ID No.	59649	No. of Violations	10
Docket No.	2020-1090-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Mackenzie Mehlmann
		EC's Team	Enforcement Team 2
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$59,750
---	-------------------	-----------------

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	48.0% Adjustment	Subtotals 2, 3, & 7	\$28,680
---------------------------	-------------------------	--------------------------------	-----------------

Notes: Enhancement for one NOV with same/similar violations, one order containing a denial of liability, and one order without a denial of liability. Reduction for two Notices of Intent to conduct an audit.

Culpability	No	0.0% Enhancement	Subtotal 4	\$0
--------------------	----	-------------------------	-------------------	------------

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$13,822
--	-------------------	------------------

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

Total EB Amounts: \$6,463
 Estimated Cost of Compliance: #NAME?
 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$74,608
-----------------------------	-----------------------	-----------------

OTHER FACTORS AS JUSTICE MAY REQUIRE	0.4% Adjustment	\$289
---	------------------------	--------------

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes: Recommended enhancement to capture the avoided cost of compliance associated with Violation No. 1.

Final Penalty Amount	\$74,897
-----------------------------	-----------------

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$74,897
-----------------------------------	-------------------------------	-----------------

DEFERRAL	20.0% Reduction Adjustment	-\$14,979
-----------------	-----------------------------------	------------------

Reduces the Final Assessed Penalty by the indicated percentage.

Notes: Deferral offered for expedited settlement.

PAYABLE PENALTY	\$59,918
------------------------	-----------------

Screening Date 7-Aug-2020**Docket No.** 2020-1090-AIR-E**PCW****Respondent** ONEOK Hydrocarbon, L.P.

Policy Revision 4 (April 2014)

Case ID No. 59649

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)**Media** Air**Enf. Coordinator** Mackenzie Mehlmann**Compliance History Worksheet****>> Compliance History Site Enhancement (Subtotal 2)**

Component	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>)	1	5%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	1	20%
	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	1	25%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>)	2	-2%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 48%**>> Repeat Violator (Subtotal 3)**

No

Adjustment Percentage (Subtotal 3) 0%**>> Compliance History Person Classification (Subtotal 7)**

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%**>> Compliance History Summary****Compliance History Notes**

Enhancement for one NOV with same/similar violations, one order containing a denial of liability, and one order without a denial of liability. Reduction for two Notices of Intent to conduct an audit.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 48%**>> Final Compliance History Adjustment****Final Adjustment Percentage *capped at 100%** 48%

Screening Date 7-Aug-2020

Docket No. 2020-1090-AIR-E

PCW

Respondent ONEOK Hydrocarbon, L.P.

Policy Revision 4 (April 2014)

Case ID No. 59649

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)

Media Air

Enf. Coordinator Mackenzie Mehlmann

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(c) and 122.143(4), New Source Review ("NSR") Permit No. 106921, Special Conditions ("SC") No. 7.A.1., Federal Operating Permit ("FOP") No. O3645, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to collect and analyze weekly sulfur samples for each vent gas stream routed to a process heater for combustion. Specifically, the Respondent did not collect and analyze weekly sulfur samples for each vent gas stream routed to a process heater for combustion for 10 weeks from March 12, 2017 through December 3, 2017.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				7.0%
	Potential			x	

>> Programmatic Matrix

Matrix Notes	Falsification				Percent
	Major	Moderate	Minor		
					0.0%

Human health or the environment will or could be exposed to insignificant amounts of pollutants that would not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$23,250

\$1,750

Violation Events

Number of Violation Events 4 10 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty \$7,000

Four single events are recommended (one event for each missed sampled).

Good Faith Efforts to Comply

10.0%

Reduction \$700

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary		x
N/A		

Notes The Respondent completed the corrective measures by February 29, 2024, after the Notice of Enforcement ("NOE") dated July 24, 2020.

Violation Subtotal \$6,300

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$812

Violation Final Penalty Total \$9,697

This violation Final Assessed Penalty (adjusted for limits) \$9,697

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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	\$1,500	12-Mar-2017	29-Feb-2024	6.97	\$523	n/a	\$523
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs
 Estimated cost to implement a new sampling procedure that utilizes foil sample bags in order to ensure that the weekly sulfur samples are collected and analyzed for each vent gas stream routed to a process heater for combustion. The Date Required is the first day the weekly sulfur sample should have been collected and the Final Date is the estimated date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs	\$254	3-Dec-2017	7-Aug-2020	2.68	\$35	\$254	\$289
Other (as needed)				0.00	\$0	\$0	\$0

Notes for AVOIDED costs
 Estimated avoided cost to collect and analyze weekly sulfur samples for each vent gas stream routed to a process heater for combustion (\$25/weekly sample plus \$4 interest). The Date Required is last day the weekly sample should have been collected and the Final Date is the screening date for Inv. No. 1659531.

Approx. Cost of Compliance	\$1,754	TOTAL	\$812
----------------------------	---------	--------------	-------

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

*Policy Revision 4 (April 2014)
 PCW Revision March 26, 2014*

Violation Number 2

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 95807, FOP No. O3645, GTC and STC No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description
 Failed to comply with the maximum emissions rate ("MER"). Specifically, the Respondent exceeded the nitrogen oxides ("NOx") MER of 1.27 pounds per hour ("lbs/hr") by a range from 0.01 lb/hr to 0.50 lb/hr for a total of three hours on January 9, 2017 and January 10, 2017, exceeded the ammonia ("NH3") MER of 0.08 lb/hr by 0.01 lb/hr for a total of three hours on January 9, 2017, and exceeded the carbon monoxide ("CO") MER of 4.76 lbs/hr by 0.46 lb/hr for one hour on October 23, 2017 and by 0.24 lb/hr for one hour on October 24, 2017 for the Hot Oil Heater 1, Emissions Point Number ("EPN") H-01, resulting in approximately 0.62 pound ("lb") of unauthorized NOx emissions, 0.03 lb of unauthorized NH3 emissions, and 0.70 lb of unauthorized CO emissions.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			X	15.0%
	Potential				

>> Programmatic Matrix

Matrix Notes	Falsification			Percent
	Major	Moderate	Minor	
				0.0%

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 1 4 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	X
single event	

Violation Base Penalty \$3,750

One annual event is recommended for the instances of non-compliance that occurred from January 9, 2017 to January 10, 2017 and from October 23, 2017 to October 24, 2017.

Good Faith Efforts to Comply

25.0%

Reduction \$937

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary		
Ordinary	X	
N/A		

Notes The Respondent completed the corrective measures by October 24, 2017, prior to the NOE dated July 24, 2020.

Violation Subtotal \$2,813

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$986

Violation Final Penalty Total \$4,631

This violation Final Assessed Penalty (adjusted for limits) \$4,631

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 2

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$25,000	9-Jan-2017	24-Oct-2017	0.79	\$986	n/a	\$986

Notes for DELAYED costs

Estimated cost to check the operational conditions, reduce the feed to Hot Oil Heater 1, take the NH3 skid out of manual mode, and add an operating target set point in order to comply with the NOx, NH3, and CO hourly MERs for Hot Oil Heater 1, EPN H-01. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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 \$25,000

TOTAL \$986

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

*Policy Revision 4 (April 2014)
 PCW Revision March 26, 2014*

Violation Number 3

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 95807, FOP No. O3645, GTC and STC No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to comply with the MER. Specifically, the Respondent exceeded the NOx MER of 1.27 lbs/hr by a range from 0.01 lb/hr to 1.73 lbs/hr for a total of 19 hours on four days from February 7, 2017 to February 9, 2017 and on December 14, 2017 and exceeded the NH3 MER of 0.08 lb/hr by a range from 0.01 lb/hr to 0.26 lb/hr for a total of 32 hours on four days from February 7, 2017 to December 24, 2017 for the Hot Oil Heater 3, EPN H-03, resulting in 5.20 lbs of unauthorized NOx emissions and 2.22 lbs unauthorized NH3 emissions.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			x	15.0%
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
					0.0%

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 1 6 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	x
single event	

Violation Base Penalty \$3,750

One annual event is recommended for the instances of non-compliance that occurred from February 7, 2017 to March 13, 2017 and from December 14, 2017 to December 24, 2017.

Good Faith Efforts to Comply

25.0% Reduction \$937

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary	x	
N/A		

Notes The Respondent completed the corrective measures by December 24, 2017, prior to the NOE dated July 24, 2020.

Violation Subtotal \$2,813

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$1,096 **Violation Final Penalty Total** \$4,631

This violation Final Assessed Penalty (adjusted for limits) \$4,631

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 3

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$25,000	7-Feb-2017	24-Dec-2017	0.88	\$1,096	n/a	\$1,096

Notes for DELAYED costs

Estimated cost to adjust the NH3 injection rate set point, switch Hot Oil Heater 3 into automatic mode, stabilize Hot Oil Heater 3, install a new fuel gas regulator, and reload the Programmable Logic Controller ("PLC") program in order to comply with the NOx and NH3 hourly MERs for Hot Oil Heater 3, EPN H-03. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$25,000

TOTAL

\$1,096

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

*Policy Revision 4 (April 2014)
 PCW Revision March 26, 2014*

Violation Number 4

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to comply with the maximum allowable emissions rate ("MAER"). Specifically, the Respondent exceeded the NOx MAER of 1.54 lbs/hr by 0.15 lb/hr and 0.16 lb/hr for a total of two hours on May 20, 2017 for the Hot Oil Heater 4, EPN H-04, resulting in 0.31 lb of unauthorized NOx emissions.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			x	15.0%
	Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
				0.0%

Matrix Notes

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 1 1 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	x
single event	

Violation Base Penalty \$3,750

One annual event is recommended for the instance of non-compliance that occurred on May 20, 2017.

Good Faith Efforts to Comply

25.0%

Reduction \$937

Before NOE/NOV NOE/NOV to EDRP/Settlement Offer

Extraordinary		
Ordinary	x	
N/A		

Notes The Respondent completed the corrective measures by May 21, 2017, prior to the NOE dated July 24, 2020.

Violation Subtotal \$2,813

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$1

Violation Final Penalty Total \$4,631

This violation Final Assessed Penalty (adjusted for limits) \$4,631

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 4

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$10,000	20-May-2017	21-May-2017	0.00	\$1	n/a	\$1

Notes for DELAYED costs

Estimated cost to stabilize the heater during startup in order to comply with the NOx hourly MAER for Hot Oil Heater 4, EPN H-04. The Date Required is the date of non-compliance and the Final Date is the estimated date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$10,000

TOTAL

\$1

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

*Policy Revision 4 (April 2014)
 PCW Revision March 26, 2014*

Violation Number 5

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 1.54 lbs/hr by 0.51 lb/hr for one hour on May 26, 2017 and exceeded the CO MAER of 5.76 lbs/hr by 5.32 lbs/hr for one hour on September 25, 2017 for the Hot Oil Heater 5, EPN H-05, resulting in 0.51 lb of unauthorized NOx emissions and 5.32 lbs of unauthorized CO emissions.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			x	15.0%
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
					0.0%

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 1 2 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	x
single event	

Violation Base Penalty \$3,750

One annual event is recommended for the instances of non-compliance that occurred on May 26, 2017 and on September 25, 2017.

Good Faith Efforts to Comply

25.0%

Reduction \$937

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary	
Ordinary	x
N/A	

Notes The Respondent completed the corrective measures by October 2, 2017, prior to the NOE dated July 24, 2020.

Violation Subtotal \$2,813

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$177

Violation Final Penalty Total \$4,631

This violation Final Assessed Penalty (adjusted for limits) \$4,631

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 5

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$10,000	26-May-2017	2-Oct-2017	0.35	\$177	n/a	\$177

Notes for DELAYED costs

Estimated cost to stabilize Hot Oil Heater 5, restart the heaters, install a new fuel gas regulator, and check the operational conditions in order to comply with the NOx and CO hourly MAERs for Hot Oil Heater 5, EPN H-05. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$10,000

TOTAL

\$177

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

*Policy Revision 4 (April 2014)
 PCW Revision March 26, 2014*

Violation Number 6

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to comply with the MAERs. Specifically, the Respondent exceeded the NOx MAER of 1.54 lbs/hr by a range from 0.21 lb/hr to 3.11 lbs/hr for a total of five hours on three days from March 3, 2017 to September 27, 2017 and exceeded the CO MAER of 5.76 lbs/hr by a range from 0.96 lb/hr to 13.49 lbs/hr for a total of three hours on three days from May 21, 2017 to September 15, 2017 for the Hot Oil Heater 6, EPN H-06, resulting in 4.59 lbs of unauthorized NOx emissions and 16.68 lbs of unauthorized CO emissions.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			x	15.0%
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
					0.0%

Matrix Notes

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 1 5 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	x
single event	

Violation Base Penalty \$3,750

One annual event is recommended for the instances of non-compliance that occurred from March 3, 2017 to September 27, 2017.

Good Faith Efforts to Comply

25.0%

Reduction \$937

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary	
Ordinary	x
N/A	

Notes

The Respondent completed the corrective measures by October 24, 2017, prior to the NOE dated July 24, 2020.

Violation Subtotal \$2,813

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$805

Violation Final Penalty Total \$4,631

This violation Final Assessed Penalty (adjusted for limits) \$4,631

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 6

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$25,000	3-Mar-2017	24-Oct-2017	0.64	\$805	n/a	\$805

Notes for DELAYED costs

Estimated cost to stabilize Hot Oil Heater 6, follow the standard operating procedure, install a new fuel regulator, and check the operational conditions in order to comply with the NOx and CO hourly MAERs for Hot Oil Heater 6, EPN H-06. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$25,000

TOTAL

\$805

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

Policy Revision 4 (April 2014)
PCW Revision March 26, 2014

Violation Number

Rule Cite(s)

30 Tex. Admin. Code §§ 116.115(c) and 122.143(4), NSR Permit No. 106921, SC Nos. 6.E. and 28.B.(1)(a), FOP No. O3645, GTC and STC No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to comply with the emissions limit and concentration limits. Specifically, the Respondent exceeded the NOx emissions limit of 0.01 pound per one million British thermal units ("lb/MMBtu") by 0.01 lb/MMBtu for one hour on September 15, 2017, exceeded the CO concentration limit of 400 parts per million by volume dry ("ppmvd") corrected to three percent oxygen ("3% O2") by a range from 23 ppm to 573 ppm for a total of three hours from May 26, 2017 to September 15, 2017 during a planned startup, exceeded the CO concentration limit of 50 ppmvd corrected to 3% O2 by 150 ppmvd at 3% O2 for one hour on September 25, 2017, and exceeded the NH3 concentration limit of 10 ppmvd corrected to 3% O2 by a range from 1.0 ppmvd to 2.0 ppmvd for a total of three hours on March 6, 2017 during normal operations for the Hot Oil Heater 5, EPN H-05.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input checked="" type="checkbox"/>	<input type="text" value="15.0%"/>
	Potential	<input type="text"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>

Matrix Notes

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

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input checked="" type="checkbox"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text"/>

Violation Base Penalty

Two quarterly events are recommended for the instances of non-compliance that occurred from March 6, 2017 to May 26, 2017 and from August 21, 2017 to September 25, 2017.

Good Faith Efforts to Comply

Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input checked="" type="checkbox"/>	<input type="text"/>
N/A	<input type="text"/>	<input type="text"/>

Notes

The Respondent completed the corrective measures by September 25, 2017, prior to the NOE dated July 24, 2020.

Violation Subtotal

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount

Violation Final Penalty Total

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 7

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$25,000	6-Mar-2017	25-Sep-2017	0.56	\$695	n/a	\$695

Notes for DELAYED costs

Estimated cost to stabilize Hot Oil Heater 5, restart the heaters, install a new fuel gas regulator, and check the operational conditions in order to comply with the NOx emissions limit, CO concentration limits, and NH3 concentration limit for Hot Oil Heater 5, EPN H-05. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$25,000

TOTAL

\$695

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

*Policy Revision 4 (April 2014)
 PCW Revision March 26, 2014*

Violation Number 8

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(c) and 122.143(4), NSR Permit No. 106921, SC Nos. 6.E. and 28.B.(1)(a), FOP No. O3645, GTC and STC No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description

Failed to comply with the emissions limit and concentration limits. Specifically, the Respondent exceeded the NOx emissions limit of 0.01 lb/MMBtu by a range from 0.01 lb/MMBtu to 0.03 lb/MMBtu for a total of four hours on three days from March 3, 2017 to September 27, 2017, exceeded the CO concentration limit of 400 ppmvd corrected to 3% O2 by 103 ppmvd for one hour on June 19, 2017 during a planned startup, and exceeded the CO concentration limit of 50 ppmvd corrected to 3% O2 by a 170 ppmvd for one hour on May 21, 2017 and by 8.0 ppmvd for one hour on September 15, 2017 during normal operations for the Hot Oil Heater 6, EPN H-06.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

Release	Harm			Percent
	Major	Moderate	Minor	
Actual			x	15.0%
Potential				

>> Programmatic Matrix

Falsification	Major	Moderate	Minor	Percent
				0.0%

Matrix Notes

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 3 6 Number of violation days

daily	
weekly	
monthly	
quarterly	x
semiannual	
annual	
single event	

Violation Base Penalty \$11,250

Three quarterly events are recommended for the instances of non-compliance that occurred from March 3, 2017 to September 27, 2017.

Good Faith Efforts to Comply

25.0%

Reduction \$2,812

Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer

Extraordinary	
Ordinary	x
N/A	

Notes The Respondent completed the corrective measures by September 27, 2017, prior to the NOE dated July 24, 2020.

Violation Subtotal \$8,438

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$712

Violation Final Penalty Total \$13,892

This violation Final Assessed Penalty (adjusted for limits) \$13,892

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 8

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$25,000	3-Mar-2017	27-Sep-2017	0.57	\$712	n/a	\$712

Notes for DELAYED costs

Estimated cost to stabilize Hot Oil Heater 6, follow the standard operating procedures, install a new fuel regulator, and check the operational conditions in order to comply with the NOx emissions limit and CO concentration limits for Hot Oil Heater 6, EPN H-06. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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 \$25,000

TOTAL \$712

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

*Policy Revision 4 (April 2014)
 PCW Revision March 26, 2014*

Violation Number 9

Rule Cite(s) 30 Tex. Admin. Code §§ 116.615(2) and 122.143(4), Standard Permit Registration No. 95807, FOP No. O3645, GTC & STC No. 11, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to comply with standard permit representations. Specifically, the Respondent exceeded the annual throughput limit of 63,468 gallons per year for the 12-month periods ending from January 2017 through December 2017 for Tank 410.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			X	15.0%
	Potential				

>> Programmatic Matrix

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

Adjustment \$21,250

\$3,750

Violation Events

Number of Violation Events 4 365 Number of violation days

daily	
weekly	
monthly	
quarterly	X
semiannual	
annual	
single event	

Violation Base Penalty \$15,000

Four quarterly events are recommended for the period of non-compliance from January 1, 2017 through December 31, 2017.

Good Faith Efforts to Comply

25.0%

Reduction \$3,750

Before NOE/NOV NOE/NOV to EDRP/Settlement Offer

Extraordinary	
Ordinary	X
N/A	

Notes The Respondent completed the corrective measures on November 8, 2018, prior to the NOE dated September 10, 2020.

Violation Subtotal \$11,250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$464

Violation Final Penalty Total \$18,521

This violation Final Assessed Penalty (adjusted for limits) \$18,521

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 9

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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	\$5,000	1-Jan-2017	9-Nov-2018	1.85	\$464	n/a	\$464
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to obtain a revision for Standard Permit Registration No. 95807 to increase the annual throughput limit for Tank 410. The Date Required is the first date of non-compliance and the Final Date is the estimated date of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$5,000

TOTAL

\$464

Screening Date 7-Aug-2020
Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Enf. Coordinator Mackenzie Mehlmann

Docket No. 2020-1090-AIR-E

PCW

Policy Revision 4 (April 2014)
PCW Revision March 26, 2014

Violation Number 10

Rule Cite(s) 30 Tex. Admin. Code §§ 122.143(4) and 122.145(2)(A), FOP No. O3645, GTC, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to report all instances of deviations. Specifically, the Respondent submitted an amended deviation report on January 25, 2018 for the January 1, 2017 through June 30, 2017 reporting period to report 15 deviations, but the deviation report for the July 1, 2017 through December 31, 2017 reporting period did not include the deviation for failing to report all instances of deviations in the deviation report for the January 1, 2017 through June 30, 2017 reporting period.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
		Actual			
Potential					

>> Programmatic Matrix

Matrix Notes	Falsification	Major	Moderate	Minor	Percent
				x	

Less than 30% of the rule requirements were not met.

Adjustment \$24,750

\$250

Violation Events

Number of Violation Events 1 962 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$250

One single event is recommended.

Good Faith Efforts to Comply

0.0% Reduction \$0

	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 \$250

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$715

Violation Final Penalty Total \$371

This violation Final Assessed Penalty (adjusted for limits) \$371

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P.
Case ID No. 59649
Reg. Ent. Reference No. RN106123714 (PCW No. 1 of 2)
Media Air
Violation No. 10

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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	\$1,500	30-Jan-2018	1-Apr-2026	8.17	\$613	n/a	\$613
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$250	30-Jan-2018	1-Apr-2026	8.17	\$102	n/a	\$102

Notes for DELAYED costs

Estimated cost to submit a revised deviation report for the July 1, 2017 through December 31, 2017 reporting period to report the deviation for failing to report all instances of deviations in the deviation report for the January 1, 2017 through June 30, 2017 reporting period (\$250) and to implement measures designed to ensure that all instances of deviations are reported in a timely manner (\$1,500). The Dates Required is the date the deviation report was due and the Final Dates are the estimated dates of compliance.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$1,750

TOTAL

\$715



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	11-Oct-2021	Screening	20-Oct-2021	EPA Due	
	PCW	8-Apr-2024				

RESPONDENT/FACILITY INFORMATION	
Respondent	ONEOK Hydrocarbon, L.P. (PCW No. 2 of 2)
Reg. Ent. Ref. No.	RN106123714
Facility/Site Region	12-Houston
Major/Minor Source	Major

CASE INFORMATION			
Enf./Case ID No.	59649	No. of Violations	3
Docket No.	2020-1090-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Mackenzie Mehlmann
		EC's Team	Enforcement Team 2
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$750
---	-------------------	--------------

ADJUSTMENTS (+/-) TO SUBTOTAL 1	
Subtotals 2-7 are obtained by multiplying the Total Base Penalty (Subtotal 1) by the indicated percentage.	

Compliance History	48.0% Adjustment	Subtotals 2, 3, & 7	\$360
---------------------------	-------------------------	--------------------------------	--------------

Notes: Enhancement for one NOV with same/similar violations, one order containing a denial of liability, and one order without a denial of liability. Reduction for two Notices of Intent to conduct an audit.

Culpability	No	0.0% Enhancement	Subtotal 4	\$0
--------------------	----	-------------------------	-------------------	------------

Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$0
--	-------------------	------------

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

Total EB Amounts: \$19
 Estimated Cost of Compliance: #NAME?
 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$1,110
-----------------------------	-----------------------	----------------

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

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount	\$1,110
-----------------------------	----------------

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$1,110
-----------------------------------	-------------------------------	----------------

DEFERRAL	20.0% Reduction	Adjustment	-\$222
-----------------	------------------------	-------------------	---------------

Reduces the Final Assessed Penalty by the indicated percentage.

Notes:

Deferral offered for expedited settlement.

PAYABLE PENALTY	\$888
------------------------	--------------

Screening Date 20-Oct-2021

Docket No. 2020-1090-AIR-E

PCW

Respondent ONEOK Hydrocarbon, L.P. (PCW No. 2 of 2)

Policy Revision 5 (January 28, 2021)

Case ID No. 59649

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN106123714

Media Air

Enf. Coordinator Mackenzie Mehlmann

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	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>)	1	5%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	1	20%
	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	1	25%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>)	2	-2%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 48%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for one NOV with same/similar violations, one order containing a denial of liability, and one order without a denial of liability. Reduction for two Notices of Intent to conduct an audit.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 48%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 48%

Screening Date 20-Oct-2021 **Docket No.** 2020-1090-AIR-E **PCW**
Respondent ONEOK Hydrocarbon, L.P. (PCW No. 2 of 2) *Policy Revision 5 (January 28, 2021)*
Case ID No. 59649 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN106123714
Media Air
Enf. Coordinator Mackenzie Mehlmann

Violation Number

Rule Cite(s) 30 Tex. Admin. Code §§ 122.143(4) and 122.145(2)(A), Federal Operating Permit ("FOP") No. O3645, General Terms and Conditions ("GTC"), and Tex. Health & Safety Code § 382.085(b)

Violation Description
 Failed to report all instances of deviations. Specifically, the deviation report for the January 1, 2019 through June 30, 2019 reporting period did not include the deviations for failing to maintain the records for the engine operations, failing to maintain the records for the exit velocity for the flare, failing to maintain the records for the net heating values for the flare, and failing to monitor the new fugitive components.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>
	Potential	<input type="text"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="x"/>	<input type="text" value="1.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text" value="x"/>

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input type="text" value="x"/>	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P. (PCW No. 2 of 2)
Case ID No. 59649
Reg. Ent. Reference No. RN106123714
Media Air
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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)	\$250	30-Jul-2019	29-Jan-2021	1.50	\$19	n/a	\$19

Notes for DELAYED costs

Estimated cost to submit the deviation report for the July 1, 2020 through December 31, 2021 reporting period to report the deviations for failing to maintain the records for the engine operations; failing to maintain the records for the exit velocity for the flare; failing to maintain the records for the net heating values for the flare; failing to monitor the new fugitive components; failing to monitor the flare pilot communications; failing to conduct weekly validation of the flare; failing to update the highly reactive volatile organic compound monitoring plan; failing to disclose a non-reportable emissions event; failing to monitor the audio, visual, and olfactory components; and failing to comply with the requirements for open-ended lines. The Date Required is the date the first deviation report was due and the Final Date is the date of compliance.

See the Economic Benefit in Violation No. 10 of PCW No. 1 of 2 for implementing measures designed to ensure that all instances of deviations are reported in a timely manner.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$250

TOTAL

\$19

Screening Date 20-Oct-2021 **Docket No.** 2020-1090-AIR-E **PCW**
Respondent ONEOK Hydrocarbon, L.P. (PCW No. 2 of 2) *Policy Revision 5 (January 28, 2021)*
Case ID No. 59649 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN106123714
Media Air
Enf. Coordinator Mackenzie Mehlmann

Violation Number

Rule Cite(s) 30 Tex. Admin. Code §§ 122.143(4) and 122.145(2)(A), FOP No. O3645, GTC, and Tex. Health & Safety Code § 382.085(b)

Violation Description
 Failed to report all instances of deviations. Specifically, the deviation report for the July 1, 2019 through December 31, 2019 reporting period did not include the deviations for failing to maintain the records for the engine operations, failing to maintain the records for the exit velocity for the flare, failing to maintain the records for the net heating values for the flare, failing to monitor the flare pilot communications, failing to conduct weekly validation of the flare, failing to update the highly reactive volatile organic compound monitoring plan, and failing to disclose a non-reportable emissions event.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="0.0%"/>
	Potential	<input type="text"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text" value="x"/>	<input type="text" value="1.0%"/>

Matrix Notes

Adjustment

Violation Events

Number of Violation Events Number of violation days

daily	<input type="text"/>
weekly	<input type="text"/>
monthly	<input type="text"/>
quarterly	<input type="text"/>
semiannual	<input type="text"/>
annual	<input type="text"/>
single event	<input type="text" value="x"/>

Violation Base Penalty

Good Faith Efforts to Comply Reduction

	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary	<input type="text"/>	<input type="text"/>
Ordinary	<input type="text"/>	<input type="text"/>
N/A	<input type="text" value="x"/>	<input type="text"/>

Notes

Violation Subtotal

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount **Violation Final Penalty Total**

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P. (PCW No. 2 of 2)
Case ID No. 59649
Reg. Ent. Reference No. RN106123714
Media Air
Violation No. 2

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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

See the Economic Benefit in Violation No. 1 of PCW No. 2 of 2.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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 \$0

TOTAL \$0

Screening Date 20-Oct-2021 **Docket No.** 2020-1090-AIR-E **PCW**
Respondent ONEOK Hydrocarbon, L.P. (PCW No. 2 of 2) *Policy Revision 5 (January 28, 2021)*
Case ID No. 59649 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN106123714
Media Air
Enf. Coordinator Mackenzie Mehlmann

Violation Number 3

Rule Cite(s) 30 Tex. Admin. Code §§ 122.143(4) and 122.145(2)(A), FOP No. O3645, GTC, and Tex. Health & Safety Code § 382.085(b)

Violation Description
 Failed to report all instances of deviations. Specifically, the deviation report for the January 1, 2020 through June 30, 2020 reporting period did not include the deviations for failing to re-monitor the audio, visual, and olfactory components; failing to maintain the records for the engine operations, and failing to comply with the requirements for open-ended lines.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual				0.0%
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	Percent
				x	1.0%

Matrix Notes
 Less than 30% of the rule requirements were not met.

Adjustment \$24,750

\$250

Violation Events

Number of Violation Events 1 183 Number of violation days

daily	
weekly	
monthly	
quarterly	
semiannual	
annual	
single event	x

Violation Base Penalty \$250

One single event is recommended.

Good Faith Efforts to Comply 0.0% Reduction \$0

	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 \$250

Economic Benefit (EB) for this violation **Statutory Limit Test**

Estimated EB Amount \$0 **Violation Final Penalty Total** \$370

This violation Final Assessed Penalty (adjusted for limits) \$370

Economic Benefit Worksheet

Respondent ONEOK Hydrocarbon, L.P. (PCW No. 2 of 2)
Case ID No. 59649
Reg. Ent. Reference No. RN106123714
Media Air
Violation No. 3

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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

See the Economic Benefit in Violation No. 1 of PCW No. 2 of 2.

Avoided Costs

ANNUALIZE avoided costs before entering item (except for one-time avoided costs)

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				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

\$0

TOTAL

\$0

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

Compliance History Report for CN603674086, RN106123714, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator: CN603674086, ONEOK Hydrocarbon, L.P. **Classification:** SATISFACTORY **Rating:** 7.43

Regulated Entity: RN106123714, MONT BELVIEU NGL FRACTIONATION AND STORAGE COMPLEX **Classification:** SATISFACTORY **Rating:** 7.43

Complexity Points: 18 **Repeat Violator:** NO

CH Group: 03 - Oil and Gas Extraction

Location: 1802 NORTH LOOP 207, MONT BELVIEU, CHAMBERS COUNTY, TEXAS

TCEQ Region: REGION 12 - HOUSTON

ID Number(s):

AIR OPERATING PERMITS ACCOUNT NUMBER CI0017Q

AIR OPERATING PERMITS ACCOUNT NUMBER CIA021U

AIR NEW SOURCE PERMITS ACCOUNT NUMBER CI0017Q

AIR NEW SOURCE PERMITS AFS NUM 4807100047

AIR NEW SOURCE PERMITS EPA PERMIT GHGSPDXTX18

AIR NEW SOURCE PERMITS PERMIT 106921

AIR NEW SOURCE PERMITS EPA PERMIT N270

AIR NEW SOURCE PERMITS REGISTRATION 157283

AIR NEW SOURCE PERMITS REGISTRATION 160672

AIR NEW SOURCE PERMITS REGISTRATION 155706

AIR NEW SOURCE PERMITS REGISTRATION 175167

AIR NEW SOURCE PERMITS REGISTRATION 175895

AIR NEW SOURCE PERMITS REGISTRATION 175894

AIR NEW SOURCE PERMITS AFS NUM 4807100134

PETROLEUM STORAGE TANK REGISTRATION

REGISTRATION 84576

WASTEWATER EPA ID TX0140091

AIR EMISSIONS INVENTORY ACCOUNT NUMBER

CIA021U

INDUSTRIAL AND HAZARDOUS WASTE OTS REQUEST

43213

AIR OPERATING PERMITS PERMIT 3645

AIR OPERATING PERMITS PERMIT 3645

AIR NEW SOURCE PERMITS REGISTRATION 146182

AIR NEW SOURCE PERMITS PERMIT 79861

AIR NEW SOURCE PERMITS ACCOUNT NUMBER CIA021U

AIR NEW SOURCE PERMITS REGISTRATION 151112

AIR NEW SOURCE PERMITS REGISTRATION 164498

AIR NEW SOURCE PERMITS REGISTRATION 156225

AIR NEW SOURCE PERMITS REGISTRATION 156583

AIR NEW SOURCE PERMITS REGISTRATION 152728

AIR NEW SOURCE PERMITS REGISTRATION 172338

AIR NEW SOURCE PERMITS REGISTRATION 172336

AIR NEW SOURCE PERMITS REGISTRATION 168390

PETROLEUM STORAGE TANK REGISTRATION

REGISTRATION 84624

WASTEWATER PERMIT WQ0005377000

AIR EMISSIONS INVENTORY ACCOUNT NUMBER

CI0017Q

POLLUTION PREVENTION PLANNING ID NUMBER

P11107

INDUSTRIAL AND HAZARDOUS WASTE EPA ID

TXP490356250

Compliance History Period: September 01, 2018 to August 31, 2023 **Rating Year:** 2023 **Rating Date:** 09/01/2023

Date Compliance History Report Prepared: April 07, 2024

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: April 07, 2019 to April 07, 2024

TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.

Name: Mackenzie Mehlmann

Phone: (512) 239-2572

Site and Owner/Operator History:

- 1) Has the site been in existence and/or operation for the full five year compliance period? YES
- 2) Has there been a (known) change in ownership/operator of the site during the compliance period? NO

Components (Multimedia) for the Site Are Listed in Sections A - J

A. Final Orders, court judgments, and consent decrees:

- 1 Effective Date: 10/01/2019 ADMINORDER 2018-0849-AIR-E (1660 Order-Agreed Order With Denial)
Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Term & Condition 14B OP
standard Permit REG
Description: Failed to comply with all representations with regard to construction plans, operating procedures, and maximum emission rates in any registration for a standard permit, in violation of 30 TEX. ADMIN. CODE §§116.615(2) and 122.143(4), TEX. HEALTH & SAFETY CODE §382.085(b), Federal Operating Permit ("FOP") No. O3645, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 14B, and Standard Permit Registration No. 95807. Specifically, the Respondent represented a fire
Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Term & Condition 14B OP
Standard Permit REG
Description: Failed to comply with all representations with regard to construction plans, operating procedures, and maximum emission rates in any registration for a standard permit, in violation of 30 TEX. ADMIN. CODE §§116.615(2) and 122.143(4), TEX. HEALTH & SAFETY CODE §382.085(b), FOP No. O3645, GTC and STC No. 14B, and Standard Permit Registration No. 95807. Specifically, the Respondent represented a firing rate of 127 MMBtu/hr for Hot Oil Heater 3, EPN H-03, in the registration for Standard Permit
- 2 Effective Date: 08/22/2023 ADMINORDER 2021-0463-AIR-E (Findings Order-Agreed Order Without Denial)
Classification: Major
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Conditions 1 PERMIT
Special Terms and Conditions No. 23 OP
Description: Failure to prevent unauthorized emissions to the atmosphere during an emissions event that was discovered on October 7, 2020, TCEQ/STEERS Incident No. 343593.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	April 23, 2019	(1786151)
Item 2	June 05, 2019	(1558042)
Item 3	July 10, 2019	(1786171)
Item 4	August 06, 2019	(1581088)
Item 5	September 09, 2019	(1579021)
Item 6	October 09, 2019	(1552847)
Item 7	October 18, 2019	(1786181)
Item 8	November 04, 2019	(1604889)
Item 9	January 21, 2020	(1786196)
Item 10	April 19, 2020	(1639110)
Item 11	April 22, 2020	(1786152)
Item 12	June 16, 2020	(1633688)
Item 13	July 14, 2020	(1786167)
Item 14	October 20, 2020	(1786182)
Item 15	January 11, 2021	(1786197)
Item 16	January 26, 2021	(1786215)
Item 17	March 31, 2021	(1696694)
Item 18	April 12, 2021	(1696695)

Item 19	April 15, 2021	(1786208)
Item 20	April 27, 2021	(1786153)
Item 21	June 17, 2021	(1640436)
Item 22	July 07, 2021	(1786211)
Item 23	July 27, 2021	(1786168)
Item 24	August 26, 2021	(1646394)
Item 25	August 31, 2021	(1756631)
Item 26	October 20, 2021	(1786183)
Item 27	November 29, 2021	(1646168)
Item 28	January 26, 2022	(1793140)
Item 29	March 29, 2022	(1783453)
Item 31	April 28, 2022	(1796420)
Item 32	May 10, 2022	(1810710)
Item 33	July 28, 2022	(1837610)
Item 34	October 28, 2022	(1858724)
Item 35	January 20, 2023	(1877834)
Item 36	February 15, 2023	(1869341)
Item 37	February 22, 2023	(1874293)
Item 38	March 31, 2023	(1881542)
Item 39	April 20, 2023	(1907829)
Item 40	April 25, 2023	(1901034)
Item 41	May 19, 2023	(1914964)
Item 42	June 16, 2023	(1921596)
Item 43	July 14, 2023	(1928573)
Item 44	August 18, 2023	(1895517)
Item 45	August 19, 2023	(1935490)
Item 46	September 14, 2023	(1925973)
Item 47	September 19, 2023	(1941736)
Item 48	October 19, 2023	(1948493)
Item 49	November 20, 2023	(1954164)
Item 50	December 20, 2023	(1963972)
Item 51	January 18, 2024	(1949843)
Item 52	January 19, 2024	(1970536)
Item 53	February 09, 2024	(1942822)

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: 08/24/2023 (1903525)
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(2)(i)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1(A) OP
Description: Failure to conduct initial monitoring of fugitive components (Category C7).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(f)(6)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1(A) OP
Description: Failure to maintain records demonstrating reason for operation of engines
(Category B3).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Db 60.49b(r)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 7(A) PERMIT
Special Terms & Conditions 1A & 14 OP
Description: Failure to conduct weekly sulfur sampling (Category B1).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(b)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1(A) OP

Description: Failure to submit notifications following RATAs (Category B3).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 106, SubChapter K 106.263(g)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 14 OP

Description: Failure to maintain records of MSS activities (Category B3).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 3(A)(iv)(1) OP

Description: Failure to conduct quarterly visible emission observations of the Diesel
Firewater Pump (EPN: FP1) (Category B1).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT JJJJ 60.4243(a)(1)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1(A) OP

Description: Failure to conduct monthly engine testing of EPN: ENG-01 (Category B1).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate
(MAER) for Hot Oil Heater H-5500 (EPN: H-5500) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater
H-5501 (EPN: H-5501) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate
(MAER) for Hot Oil Heater H-5502 (EPN: H-5502) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater
H-5502 (EPN: H-5502) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater
H-7500 (EPN: H-7500) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate
(MAER) for Hot Oil Heater H-7501 (EPN: H-7501) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater H-7501 (EPN: H-7501) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Hot Oil Heater H-7502 (EPN: H-7502) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater H-7502 (EPN: H-7502) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Hot Oil Heater H-41500 (EPN: H-41500) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 117, SubChapter B 117.310(c)(1)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Conditions 6(E) and 6(F) OP
Special Terms & Conditions 1(A) & 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater H-41500 (EPN: H-41500) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Hot Oil Heater H-41501 (EPN: H-41501) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater H-41501 (EPN: H-41501) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Flare (EPN: FL-5600) (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)
5C THSC Chapter 382 382.085(b)
General Terms & Conditions OP

Description: Failure to report all instances of deviation for the period of July 1, 2021 through December 31, 2021 (Category B3).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)
5C THSC Chapter 382 382.085(b)
General Terms & Conditions OP

Description: Failure to report all instances of deviation for the period of January 1, 2022 through June 30, 2022 (Category B3).

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)
5C THSC Chapter 382 382.085(b)
General Terms & Conditions OP
Description: Failure to report all instances of deviation for the period of July 1, 2022
through December 31, 2022 (Category B3).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 2(F) OP
Description: Failure to maintain all information in the final record for non-reportable
emissions events (Category B3).

F. Environmental audits:

Notice of Intent Date: 07/15/2021 (1750814)
No DOV Associated

Notice of Intent Date: 11/20/2023 (1944625)
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

Component Appendices

Appendix A

All NOV's Issued During Component Period 4/7/2019 and 4/7/2024

1	Date: 04/30/2019 (1786166)		
	Self Report? YES	Classification: Moderate	
	Citation:		
	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
	Description: Failure to meet the limit for one or more permit parameter		
2	Date: 01/17/2020 (1551709)		
	Self Report? NO	Classification: Minor	
	Citation:		
	30 TAC Chapter 122, SubChapter B 122.143(4) 30 TAC Chapter 122, SubChapter B 122.144(1) 5C THSC Chapter 382 382.085(b) General Terms & Conditions OP		
	Description: Failure to maintain documentation of daily audio, visual, and olfactory inspections (Category B3).		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 116, SubChapter F 116.615(2) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Term & Condition 11 OP		
	Description: Failure to prevent exceedance of the firing rate representation for Hot Oil Heater 1 (EPN: H-01) (Category B12).		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 116, SubChapter F 116.615(2) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Term & Condition 11 OP		
	Description: Failure to prevent exceedance of the firing rate representation for Hot Oil Heater 2 (EPN: H-02) (Category B12).		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 115, SubChapter H 115.722(d)(1) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(3)(ii) 5C THSC Chapter 382 382.085(b) Special Term & Condition 1A OP		
	Description: Failure to maintain the net heating value of the flare (EPN: FLARE) (Category B17).		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 117, SubChapter B 117.345(f)(6) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Term & Condition 1A OP		
	Description: Failure to maintain records of engine runtime (Category B3).		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT ZZZZ 63.6640(a) 5C THSC Chapter 382 382.085(b) Special Term & Condition 1A OP		
	Description: Failure to conduct engine maintenance (Category B1).		
	Self Report? NO	Classification: Moderate	
	Citation:		
	30 TAC Chapter 115, SubChapter H 115.725(g)(2)(C) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Term & Condition 1A OP		

Description: Failure to update the HRVOC monitoring plan (Category B3).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter H 115.725(g)(2)(B)(i)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to properly install and operate a flow meter (Category B1).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 115, SubChapter H 115.786(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to submit the semi-annual HRVOC delay of repair report (Category B3).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Conditions 6(C) & 14(E) PERMIT
Special Term & Condition 11 OP

Description: Failure to prevent high sulfur in the fuel system (Category B17).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)(ii)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to perform daily flare visible emission observations (Category B1).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 14(D) PERMIT
Special Term & Condition 11 OP

Description: Failure to perform annual calibration (Category B1).
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)
NSR 79861 Special Condition 6(D)(2) PERMIT
Special Term & Condition 11 OP

Description: Failure to maintain LEL below 10% before opening to atmosphere (Category B1).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the MAER for Heater H-02 (EPN: H-02).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the MAER for FL-01 (EPN: FL-01) (Category B12).

3

Date: 02/29/2020 (1786158)
Self Report? YES Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
Page 8

Description: 30 TAC Chapter 305, SubChapter F 305.125(1)
Failure to meet the limit for one or more permit parameter

4

Date: 07/24/2020 (1659531)

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the concentrations for Heater H-02 (EPN: H-02) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the MAER for Heater H-01 (EPN: H-01) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the MAER for Heater H-03 (EPN: H-03) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the MAER for Heater H-04 (EPN: H-04) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the MAER for Heater H-05 (EPN: H-05) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the MAER for Heater H-06 (EPN: H-06) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the concentrations for Heater H-01 (EPN: H-01) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 11 OP
Description: Failure to prevent exceedance of the concentrations for Heater H-03 (EPN: H-03) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the concentrations for Heater H-05 (EPN: H-05) (Category B12).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 11 OP

Description: Failure to prevent exceedance of the concentrations for Heater H-06 (EPN: H-06) (Category B12).

5 Date: 08/31/2020 (1631815)

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 115, SubChapter H 115.726(d)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.144(1)
5C THSC Chapter 382 382.085(b)
General Terms & Conditions OP
Special Term & Condition 1A OP

Description: Failure to prevent loss of data (Category B18(g)(1)).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 17(D)(4) PERMIT
Special Term & Condition 14 OP

Description: Failure to re-establish cooling tower (EPN: CT-04) correlation (Category B1).

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)
NSR 79861 Special Condition 5 PERMIT
Special Condition 24 PERMIT
Special Term & Condition 14 OP

Description: Failure to calculate MSS emissions on a monthly basis (Category B3).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT JJJJ 60.4243(a)(1)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to maintain documentation of engine maintenance (Category B3).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum firing rate for H-01/H-5500 (EPN: H-01) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP
Description: Failure to prevent exceedance of the maximum firing rate for H-02/H-5501 (EPN: H-02) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 101, SubChapter F 101.201(b)
5C THSC Chapter 382 382.085(b)
Description: Failure to include all information required for a non-reportable emissions event (Category B3).

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 14 OP
Description: Failure to perform TDS & conductivity sampling for EPN: CT-01 & CT-04 (Category B1).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.13(d)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 22(B)(2) PERMIT
Special Term & Condition 14 OP
Description: Failure to perform daily CEMS calibration on EPN: H-5502 (Category B1).

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the MAER for Heater H-01/H-5500 (EPN: H-01/H-5500) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the MAER for Heater H-02/H-5501 (EPN: H-02/H-5501) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the MAER for Heater H-03/H-5502 (EPN: H-03/H-5502) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the MAER for Heater H-04/H-7500 (EPN: H-04/H-7500) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the MAER for Heater H-05 (EPN: H-05/H-7501) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the MAER for Heater H-06/H-7502 (EPN: H-06/H-7502) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Conditions 6(E) & 28(B)(1)(b) PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the concentrations for Heater H-01/H-5500 (EPN: H-01/H-5500) (Category B13).

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Conditions 6(E) & 28(B)(1)(b) PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the concentrations for Heater H-02/H-5501 (EPN: H-02/H-5501) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Conditions 6(E) & 28(B)(1)(b) PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the concentrations for Heater H-03/H-5502 (EPN: H-03/H-5502) (Category B13).

Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Conditions 6(E) & 28(B)(1)(b) PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the concentrations for Heater H-04/H-7500 (EPN: H-04/H-7500) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Conditions 6(E) & 28(B)(1)(b) PERMIT
Special Term & Condition 14 OP
Description: Failure to prevent exceedance of the concentrations for Heater H-05/H-7501 (EPN: H-05/H-7501) (Category B13).

Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Special Conditions 6(E) & 28(B)(1)(b) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentrations for Heater H-06/H-7502 (EPN: H-06/H-7502) (Category B13).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 14 OP

Description: Failure to perform quarterly visible emission observations on the Diesel Fire Water Pump (EPN: FP-1) (Category B1).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter H 115.764(d)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1A OP

Description: Failure to perform weekly VOC testing of the Cooling Towers (EPNs: CT-5601 & CT-7601) (Category B1).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the MAER for FL-01/FL-5600 (EPN: FL-01/FL-5600) (Category B13).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
NSR 79861 Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the MAER for Facility Process Flare MSS Emissions (EPN: Flare-MSS) (Category B13).

Self Report? NO Classification: Moderate

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

Description: Failure to report all instances of deviation (January 1, 2018 to June 30, 2018) (Category B3).

Self Report? NO Classification: Minor

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

Description: Failure to report all instances of deviation (January 1, 2019 to June 30, 2019) (Category B3).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.116(a)(1)
5C THSC Chapter 382 382.085(b)

Description: Failure to comply with permit representations (Category B3).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter H 115.764(a)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to perform annual calibration on the cooling tower flow monitors for EPN: CT-01 & CT-04 (Category B1).

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

7 Date: 10/04/2021 (1672555)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 14 OP
Special Term & Condition 1A OP
Description: Failure to prevent visible emissions from Flare (Unit ID: FLARE). (CATEGORY B13 Violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6E PERMIT
Special Term & Condition 14 OP
Description: Failure to maintain emission limits for Heater (Unit ID: H-5500). (CATEGORY B13 Violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6E PERMIT
Special Term & Condition 14 OP
Description: Failure to maintain emission limits for Heater (Unit ID: H-7502). (CATEGORY B13 Violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6E PERMIT
Special Term & Condition 14 OP
Description: Failure to maintain emission limits Heater (Unit ID: H-7501). (CATEGORY B13 Violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6E PERMIT
Special Term & Condition 14 OP
Description: Failure to maintain emission limits for Heater (Unit ID: H-41500). (CATEGORY B13 Violation)

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 22F PERMIT
Special Term & Condition 14 OP
Description: Failure to maintain rolling 12-month downtime below 5 percent for NH3 continuous emissions monitoring system (CEMS) for Heater (Unit ID: H-5502). (CATEGORY B1 Violation)

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6E PERMIT

Special Term & Condition 14 OP

Description: Failure to maintain emission limits for Heater (Unit ID: H-41501). (CATEGORY B13 Violation)

8 Date: 01/31/2022 (1815890)

Self Report? YES Classification: Moderate

Citation:

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

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

9 Date: 08/19/2022 (1818106)

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Condition 28B(1)(b) PERMIT
Special Condition 6E PERMIT
Special Term and Condition 14 OP

Description: Failure to prevent the exceedance of multiple concentration limits for Hot Oil Heater 7501 (EPN: H-7501) (Category B13).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Condition 6E PERMIT
Special Term and Condition 14 OP

Description: Failure to prevent the exceedance of multiple concentration limits for Hot Oil Heater 7502 (EPN: H-7502) (Category B13).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Condition 6E PERMIT
Special Term and Condition 14 OP

Description: Failure to prevent the exceedance of multiple emission limits for the Flare (EPN: FL-5600) (Category B13).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 14C PERMIT
Special Term and Condition 14 OP
Special Term and Condition 1A OP

Description: Failure to prevent visible emissions from the Flare (EPN: FL-5600) (Category B18g.(1)).

Self Report? NO Classification: Minor

Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 3A.(iv)(1) OP

Description: Failure to conduct quarterly VE monitoring for the Control Room/Flare Blower Emergency Generator (EPN: ENG01) (Category B1).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 115, SubChapter H 115.764(a)(1)
30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP

Description: Failure to conduct the annual flow monitor calibration for the Cooling Tower (EPN: CT-5601) (Category B1).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 14D PERMIT
Special Term and Condition 14 OP
Special Term and Condition 1A OP

Description: Failure to conduct the annual flow monitor calibration for the Flare (EPN: FL-5600) (Category B1).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 22(f) PERMIT
Special Term and Condition 14 OP

Description: Failure to prevent an exceedance of the CEMS downtime maximum limit for the Hot Oil Heater (EPN: H-41501) (Category A12i.(6)).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(2)(i)
5C THSC Chapter 382 382.085(b)
Special Condition 19E PERMIT
Special Term and Condition 14 OP
Special Term and Condition 1A OP

Description: Failure to remonitor components after being placed back in service for Equipment Fugitives (EPNs: FUG01 and FUG03) (Category B18g.(1)).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term and Condition 14 OP

Description: Failure to prevent the exceedance of multiple hourly emission limits for Hot Oil Heater 41500 (EPN: H-41500) (Category B13).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term and Condition 14 OP

Description: Failure to prevent the exceedance of multiple hourly emission limits for Hot Oil Heater 41501 (EPN: H-41501) (Category B13).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term and Condition 14 OP

Description: Failure to prevent the exceedance of the CO hourly emission limit for Hot Oil Heater 7500 (EPN: H-7500) (Category B13).

Self Report? NO Classification: Moderate

Citation:

30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Special Condition 1 PERMIT
Special Term and Condition 14 OP
Description: Failure to prevent the exceedance of multiple hourly emission limits for Hot Oil Heater 7501 (EPN: H-7501) (Category B13).
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term and Condition 14 OP
Description: Failure to prevent the exceedance of multiple hourly emission limits for Hot Oil Heater 5500 (EPN: H-5500) (Category B13).
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term and Condition 14 OP
Description: Failure to prevent the exceedance of multiple hourly emission limits for Hot Oil Heater 5502 (EPN: H-5502) (Category B13).
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term and Condition 14 OP
Description: Failure to prevent the exceedance of CO hourly emission limit for Hot Oil Heater 5501 (EPN: H-5501) (Category B13).

10*

Date: 08/24/2023 (1903525)
Self Report? NO Classification: Minor
Citation:
30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(2)(i)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1(A) OP
Description: Failure to conduct initial monitoring of fugitive components (Category C7).
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 117, SubChapter B 117.345(f)(6)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1(A) OP
Description: Failure to maintain records demonstrating reason for operation of engines (Category B3).
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Db 60.49b(r)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 7(A) PERMIT
Special Terms & Conditions 1A & 14 OP
Description: Failure to conduct weekly sulfur sampling (Category B1).
Self Report? NO Classification: Moderate
Citation:
30 TAC Chapter 117, SubChapter B 117.345(b)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1(A) OP
Description: Failure to submit notifications following RATAs (Category B3).
Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 106, SubChapter K 106.263(g)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 14 OP
 Description: Failure to maintain records of MSS activities (Category B3).
 Self Report? NO Classification: Moderate
 Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 3(A)(iv)(1) OP
 Description: Failure to conduct quarterly visible emission observations of the Diesel
 Firewater Pump (EPN: FP1) (Category B1).
 Self Report? NO Classification: Minor
 Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT JJJJ 60.4243(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1(A) OP
 Description: Failure to conduct monthly engine testing of EPN: ENG-01 (Category B1).
 Self Report? NO Classification: Moderate
 Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 PERMIT
 Special Term & Condition 14 OP
 Description: Failure to prevent exceedance of the maximum allowable emission rate
 (MAER) for Hot Oil Heater H-5500 (EPN: H-5500) (Category B13).
 Self Report? NO Classification: Moderate
 Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 6(E) PERMIT
 Special Term & Condition 14 OP
 Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater
 H-5501 (EPN: H-5501) (Category B13).
 Self Report? NO Classification: Moderate
 Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 PERMIT
 Special Term & Condition 14 OP
 Description: Failure to prevent exceedance of the maximum allowable emission rate
 (MAER) for Hot Oil Heater H-5502 (EPN: H-5502) (Category B13).
 Self Report? NO Classification: Moderate
 Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 6(E) PERMIT
 Special Term & Condition 14 OP
 Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater
 H-5502 (EPN: H-5502) (Category B13).
 Self Report? NO Classification: Moderate
 Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 6(E) PERMIT
 Special Term & Condition 14 OP
 Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater
 H-7500 (EPN: H-7500) (Category B13).
 Self Report? NO Classification: Moderate
 Citation:

30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 PERMIT
 Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Hot Oil Heater H-7501 (EPN: H-7501) (Category B13).

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater H-7501 (EPN: H-7501) (Category B13).

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Hot Oil Heater H-7502 (EPN: H-7502) (Category B13).

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater H-7502 (EPN: H-7502) (Category B13).

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Hot Oil Heater H-41500 (EPN: H-41500) (Category B13).

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 117, SubChapter B 117.310(c)(1)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Conditions 6(E) and 6(F) OP
Special Terms & Conditions 1(A) & 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater H-41500 (EPN: H-41500) (Category B13).

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Hot Oil Heater H-41501 (EPN: H-41501) (Category B13).

Self Report? NO Classification: Moderate

Citation:
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6(E) PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the concentration limits for Hot Oil Heater H-41501 (EPN: H-41501) (Category B13).

Self Report? NO Classification: Moderate

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

5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 14 OP

Description: Failure to prevent exceedance of the maximum allowable emission rate (MAER) for Flare (EPN: FL-5600) (Category B13).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)
5C THSC Chapter 382 382.085(b)
General Terms & Conditions OP

Description: Failure to report all instances of deviation for the period of July 1, 2021 through December 31, 2021 (Category B3).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)
5C THSC Chapter 382 382.085(b)
General Terms & Conditions OP

Description: Failure to report all instances of deviation for the period of January 1, 2022 through June 30, 2022 (Category B3).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(2)
5C THSC Chapter 382 382.085(b)
General Terms & Conditions OP

Description: Failure to report all instances of deviation for the period of July 1, 2022 through December 31, 2022 (Category B3).

Self Report? NO Classification: Moderate
Citation:

30 TAC Chapter 101, SubChapter F 101.201(b)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 2(F) OP

Description: Failure to maintain all information in the final record for non-reportable emissions events (Category B3).

* NOVs applicable for the Compliance History rating period 9/1/2018 to 8/31/2023

Appendix B
All Investigations Conducted During Component Period April 07, 2019 and April 07, 2024

Item 1*	April 23, 2019**	(1786151)
Item 2*	June 05, 2019**	(1558042)
Item 3	July 10, 2019**	(1786166)
Item 4*	August 06, 2019**	(1581088)
Item 5*	September 09, 2019**	(1579021)
Item 6*	October 09, 2019**	(1552847)
Item 7*	October 18, 2019**	(1786181)
Item 8*	November 04, 2019**	(1604889)
Item 9	January 17, 2020**	(1551709)
Item 10*	January 21, 2020**	(1786196)
Item 11*	April 19, 2020**	(1639110)
Item 12*	April 22, 2020**	(1786152)
Item 13*	June 16, 2020**	(1633688)
Item 14*	July 14, 2020**	(1786167)
Item 15	August 31, 2020**	(1631815)
Item 16	October 13, 2020**	(1677637)
Item 17*	October 20, 2020**	(1786182)
Item 18*	January 11, 2021**	(1786197)

Item 19	January 26, 2021**	(1786214)
Item 20	March 26, 2021**	(1696794)
Item 21*	March 31, 2021**	(1696694)
Item 22*	April 12, 2021**	(1696695)
Item 23*	April 15, 2021**	(1786208)
Item 24*	April 27, 2021**	(1786153)
Item 25*	June 17, 2021**	(1640436)
Item 26*	July 07, 2021**	(1786211)
Item 27*	July 27, 2021**	(1786168)
Item 28*	August 26, 2021**	(1646394)
Item 29*	August 31, 2021**	(1756631)
Item 30	October 04, 2021**	(1672555)
Item 31*	October 20, 2021**	(1786183)
Item 32*	November 29, 2021**	(1646168)
Item 33*	January 26, 2022**	(1793140)
Item 34*	March 29, 2022**	(1783453)
Item 35*	April 12, 2022**	(1796995)
Item 36*	April 28, 2022**	(1796420)
Item 37*	May 10, 2022**	(1810710)
Item 38*	July 28, 2022**	(1837610)
Item 39	August 19, 2022**	(1818106)
Item 40*	October 28, 2022**	(1858724)
Item 41*	January 20, 2023**	(1877834)
Item 42*	February 15, 2023**	(1869341)
Item 43*	February 22, 2023**	(1874293)
Item 44*	March 31, 2023**	(1881542)
Item 45*	April 20, 2023**	(1907829)
Item 46*	April 25, 2023**	(1901034)
Item 47*	May 19, 2023**	(1914964)
Item 48*	June 16, 2023**	(1921596)
Item 49*	July 14, 2023**	(1928573)
Item 50*	August 18, 2023**	(1895517)
Item 51*	August 19, 2023**	(1935490)
Item 52	August 24, 2023**	(1903525)
Item 53*	September 14, 2023	(1925973)
Item 54*	September 19, 2023	(1941736)
Item 55	October 12, 2023	(1931427)
Item 56*	October 19, 2023	(1948493)
Item 57*	November 20, 2023	(1954164)
Item 58*	December 20, 2023	(1963972)
Item 59*	January 18, 2024	(1949843)
Item 60*	January 19, 2024	(1970536)
Item 61*	February 09, 2024	(1942822)

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2018 and 08/31/2023.

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
ONEOK HYDROCARBON, L.P.
RN106123714¹

§
§
§
§
§

BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2020-1090-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 ONEOK Hydrocarbon, L.P. (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 natural gas liquids fractionation plant located at 1802 North Loop 207 in Mont Belvieu, Chambers 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 \$76,007 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$30,403 of the penalty and \$15,201 of the penalty is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order and shall be waived only upon full compliance with all the terms and conditions of this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms and conditions 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, \$30,403 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.

¹ RN106123714 changed to RN100222207 from the time of violation to settlement.

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 May 21, 2017, stabilized the heater during startup in order to comply with the nitrogen oxides ("NOx") hourly maximum allowable emissions rate ("MAER") for Hot Oil Heater 4, Emissions Point Number ("EPN") H-04;
 - b. By September 25, 2017, stabilized Hot Oil Heater 5, restarted the heaters, installed a new fuel gas regulator, and checked the operational conditions in order to comply with the NOx emissions limit, carbon monoxide ("CO") concentration limits, and ammonia ("NH3") concentration limit for Hot Oil Heater 5, EPN H-05;
 - c. By September 27, 2017, stabilized Hot Oil Heater 6, followed the standard operating procedures, installed a new fuel regulator, and checked the operational conditions in order to comply with the NOx emissions limit and CO concentration limits for Hot Oil Heater 6, EPN H-06;
 - d. By October 2, 2017, stabilized Hot Oil Heater 5, restarted the heaters, installed a new fuel gas regulator, and checked the operational conditions in order to comply with the NOx and CO hourly MAERs for Hot Oil Heater 5, EPN H-05;
 - e. By October 24, 2017, checked the operational conditions, reduced the feed to Hot Oil Heater 1, took the NH3 skid out of manual mode, and added an operating target set point in order to comply with the NOx, NH3, and CO hourly maximum emissions rates ("MERS") for Hot Oil Heater, EPN H-01;
 - f. By October 24, 2017, stabilized Hot Oil Heater 6, followed the standard operating procedure, installed a new fuel regulator, and checked the operational conditions in order to comply with the NOx and CO hourly MAERs for Hot Oil Heater 6, EPN H-06;

- g. By December 24, 2017, adjusted the NH₃ injection rate set point, switched Hot Oil Heater 3 into automatic mode, stabilized Hot Oil Heater 3, installed a new fuel gas regulator, and reloaded the Programmable Logic Controller ("PLC") program in order to comply with the NO_x and NH₃ hourly MERs for Hot Oil Heater 3, EPN H-03;
- h. On November 8, 2018, obtained a revision for Standard Permit Registration No. 95807 to increase the annual throughput limit for Tank 410;
- i. On January 29, 2021, submit the deviation report for the July 1, 2020 through December 31, 2021 reporting period to report the deviations for failing to maintain the records for the engine operations; failing to maintain the records for the exit velocity for the flare; failing to maintain the records for the net heating values for the flare; failing to monitor the new fugitive components; failing to monitor the flare pilot communications; failing to conduct weekly validation of the flare; failing to update the highly reactive volatile organic compound monitoring plan; failing to disclose a non-reportable emissions event; failing to re-monitor the audio, visual, and olfactory components; and failing to comply with the requirements for open-ended lines; and
- j. By February 29, 2024, implemented a new sampling procedure that utilizes foil sample bags in order to ensure that the weekly sulfur samples are collected and analyzed for each vent gas stream routed to a process heater for combustion.

II. ALLEGATIONS

- 1. During a record review for the Plant conducted on from February 15, 2020 through July 7, 2020, an investigator documented that the Respondent:
 - a. Failed to collect and analyze weekly sulfur samples for each vent gas stream routed to a process heater for combustion, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), New Source Review ("NSR") Permit No. 106921, Special Conditions ("SC") No. 7.A.1., Federal Operating Permit ("FOP") No. O3645, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent did not collect and analyze weekly sulfur samples for each vent gas stream routed to a process heater for combustion for 10 weeks from March 12, 2017 through December 3, 2017.
 - b. Failed to comply with the MER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 95807, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NO_x MER of 1.27 pounds per hour ("lbs/hr") by a range from 0.01 lb/hr to 0.50 lb/hr for a total of three hours on January 9, 2017 and January 10, 2017, exceeded the NH₃ MER of 0.08 lb/hr by 0.01 lb/hr for a total of three hours on January 9, 2017, and exceeded the CO MER of 4.76 lbs/hr by 0.46 lb/hr for one hour on October 23, 2017 and by 0.24 lb/hr for one hour on October 24, 2017 for the Hot Oil Heater 1, EPN H-01, resulting in approximately 0.62 pound ("lb") of unauthorized NO_x emissions, 0.03 lb of unauthorized NH₃ emissions, and 0.70 lb of unauthorized CO emissions.

- c. Failed to comply with the MER, in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F), 116.615(2), and 122.143(4), Standard Permit Registration No. 95807, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NO_x MER of 1.27 lbs/hr by a range from 0.01 lb/hr to 1.73 lbs/hr for a total of 19 hours on four days from February 7, 2017 to February 9, 2017 and on December 14, 2017 and exceeded the NH₃ MER of 0.08 lb/hr by a range from 0.01 lb/hr to 0.26 lb/hr for a total of 32 hours on four days from February 7, 2017 to December 24, 2017 for the Hot Oil Heater 3, EPN H-03, resulting in 5.20 lbs of unauthorized NO_x emissions and 2.22 lbs unauthorized NH₃ emissions.
- d. Failed to comply with the maximum allowable emissions rate ("MAER"), in violation of 30 TEX. ADMIN. CODE §§ 116.115(b)(2)(F) and (c) and 122.143(4), NSR Permit No. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NO_x MAER of 1.54 lbs/hr by 0.15 lb/hr and 0.16 lb/hr for a total of two hours on May 20, 2017 for the Hot Oil Heater 4, EPN H-04, resulting in 0.31 lb of unauthorized NO_x emissions.
- e. 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. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NO_x MAER of 1.54 lbs/hr by 0.51 lb/hr for one hour on May 26, 2017 and exceeded the CO MAER of 5.76 lbs/hr by 5.32 lbs/hr for one hour on September 25, 2017 for the Hot Oil Heater 5, EPN H-05, resulting in 0.51 lb of unauthorized NO_x emissions and 5.32 lbs of unauthorized CO emissions.
- f. 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. 106921, SC No. 1, FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NO_x MAER of 1.54 lbs/hr by a range from 0.21 lb/hr to 3.11 lbs/hr for a total of five hours on three days from March 3, 2017 to September 27, 2017 and exceeded the CO MAER of 5.76 lbs/hr by a range from 0.96 lb/hr to 13.49 lbs/hr for a total of three hours on three days from May 21, 2017 to September 15, 2017 for the Hot Oil Heater 6, EPN H-06, resulting in 4.59 lbs of unauthorized NO_x emissions and 16.68 lbs of unauthorized CO emissions.
- g. Failed to comply with the emissions limit and concentration limits, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 106921, SC Nos. 6.E. and 28.B.(1)(a), FOP No. O3645, GTC and STC No. 11, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the NO_x emissions limit of 0.01 pound per one million British thermal units ("lb/MMBtu") by 0.01 lb/MMBtu for one hour on September 15, 2017, exceeded the CO concentration limit of 400 parts per million by volume dry ("ppmvd") corrected to three percent oxygen ("3% O₂") by a range from 23 ppm to 573 ppm for a total of three hours from May 26, 2017 to September 15, 2017 during a planned startup, exceeded the CO concentration limit of 50 ppmvd corrected to 3% O₂ by 150 ppmvd at 3% O₂ for one hour on September 25, 2017, and exceeded the NH₃ concentration limit of 10 ppmvd corrected to 3% O₂ by a range from 1.0 ppmvd

heating values for the flare, failing to monitor the flare pilot communications, failing to conduct weekly validation of the flare, failing to update the highly reactive volatile organic compound monitoring plan, and failing to disclose a non-reportable emissions event.

- c. Failed to report all instances of deviations, in violation of 30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O3645, GTC, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the deviation report for the January 1, 2020 through June 30, 2020 reporting period did not include the deviations for failing to re-monitor the audio, visual, and olfactory components; failing to maintain the records for the engine operations, and failing to comply with the requirements for open-ended lines.

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: ONEOK Hydrocarbon, L.P., Docket No. 2020-1090-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 the SEP as set forth in Section I, Paragraph No. 4. The amount of \$30,403 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 at the Plant:
 - a. Within 30 days after the effective date of this Order:
 - i. Submit a revised deviation report for the July 1, 2017 through December 31, 2017 reporting period to report the deviation for failing to report all instances of deviations in the deviation report for the January 1, 2017 through June 30, 2017 reporting period; and

- ii. Implement measures and/or procedures to ensure that all instances of deviations are reported in a timely manner.
- b. Within 45 days after the effective date of this Order, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 3.a. 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:

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

with a copy to:

Air Section Manager
Houston Regional Office
Texas Commission on Environmental Quality
5425 Polk Street, Suite H
Houston, Texas 77023-1452

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. 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 Enforcement Division at the address listed above.
7. 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.

8. This Order may be executed in separate and multiple counterparts, which together shall 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.
9. 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

Krista Mello-Jurack

03/29/2026

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 OAG 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 OAG 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]

Signature

4/23/2026

Date

Suzanne Sandekur

Name (Printed or typed)
Authorized Representative of
ONEOK Hydrocarbon, L.P.

DIRECTOR of OPERATIONS

Title

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

Attachment A
Docket Number: 2020-1090-AIR-E
SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	ONEOK Hydrocarbon, L.P.
Payable Penalty Amount:	\$61,806
SEP Offset Amount:	\$30,403
Type of SEP:	Contribution to a Third-Party Administrator SEP
Third-Party Administrator:	Barbers Hill Independent School District
Project Name:	<i>Energy Efficiency Building Upgrade/Retrofit Project</i>
Total Project Budget:	\$1,151,928
Location of SEP:	Chambers County

The Texas Commission on Environmental Quality (“TCEQ”) agrees to offset a portion of the administrative penalty amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project (“SEP”). The offset is equal to the SEP 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 **Barbers Hill Independent School District** for the *Energy Efficiency Building Upgrade/Retrofit Project* (the “Project”). The Project is to pay a contractor to install and monitor sub-meters. The contractor's work will include installing revenue grade electric sub-meters in the line feed of certain facilities; installing revenue grade current transformers; incorporating all engineering, software, and graphics to accomplish effective monitoring of the status of this equipment; and a one-year warranty including parts and labor for the new sub-meters. In addition to sub-metering, the contractor will monitor, calibrate, and repair existing meters and complete energy efficiency upgrades and/or retrofits based on needs identified in energy audits. The Project will be performed in accordance with all federal, state, and local environmental laws and regulations. The contribution will be used in accordance with the SEP Agreement between the Third-Party Administrator and the TCEQ.

All dollars contributed will be used solely for the direct cost of 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. Respondent shall not profit from this SEP.

B. Environmental Benefit

The Project will result in reduced energy consumption by school district buildings and will contribute to the overall reduction of greenhouse gases. The sub-metering is expected to reduce energy consumption up to eight percent. The Project will reduce fuel and electricity usage for heating and cooling and day-to-day operations. These reductions will reduce emission of particulate matter, volatile organic carbon compounds, nitrogen oxides, and other pollutants associated with the combustion of fuel and generation of electricity. It will also contribute to a reduction in peak loads on the State electric power grid.

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 **Barbers Hill ISD SEP** and shall mail the contribution with a copy of the Agreed Order to:

John Johnson, Consultant
Carl R. Griffith & Associates, Inc.
2901 Turtle Creek Drive, Suite 445
Port Arthur, Texas 77642

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 or email 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
SEPReports@tceq.texas.gov

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

ONEOK Hydrocarbon, L.P.
Docket No. 2020-1090-AIR-E
Agreed Order - Attachment A

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.