

Executive Summary – Enforcement Matter – Case No. 60480
Blanchard Refining Company LLC
RN102535077
Docket No. 2021-0345-AIR-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Blanchard Refining Company Galveston Bay Refinery, 2401 5th Avenue South, Texas City, Galveston County

Type of Operation:

Petroleum refinery

Other Significant Matters:

Additional Pending Enforcement Actions: Yes, Docket No. 2020-1568-AIR-E

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: December 9, 2022

Comments Received: No

Penalty Information

Total Penalty Assessed: \$14,250

Amount Deferred for Expedited Settlement: \$2,850

Total Paid to General Revenue: \$5,700

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project (“SEP”) Conditional Offset: \$5,700

Name of SEP: Texas City 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

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: October 30, 2020 through November 13, 2020

Date(s) of NOE(s): January 28, 2021

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RN102535077
Docket No. 2021-0345-AIR-E

Violation Information

Failed to prevent unauthorized emissions. Specifically, the Respondent released 34,561.14 pounds of volatile organic compounds as fugitive emissions, during an emissions event (Incident No. 344180) that began on October 17, 2020 and lasted 39 hours and seven minutes. The emissions event occurred due to corrosion that caused a tank leg to fail and the stress of the tank roof being lowered tore the leg support from the roof that created a hole on top of the roof and allowed product to be released on top of the roof, resulting in the release to the atmosphere. Since the emissions event was not caused by a sudden unavoidable breakdown of equipment or process beyond the control of the owner or operator and could have been avoided by better design and/or better operational and maintenance practices, the Respondent is precluded from asserting an affirmative defense under 30 TEX. ADMIN. CODE § 101.222 [30 TEX. ADMIN. CODE §§ 101.20(3), 116.715(a), and 122.143(4), Flexible Permit Nos. 47256, PSDTX402M3, N258, and GHGPSDTX166, Special Conditions No. 1, Federal Operating Permit No. O1541, General Terms and Conditions and Special Terms and Conditions No. 28, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

By April 27, 2021, the Respondent replaced the floating roof legs on Tank 104 and implemented preventative maintenance inspection tasks on tanks in similar service to assess the need to replace their floating roof legs in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 344180 at the Plant.

Technical Requirements:

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

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Amanda Diaz, Enforcement Division, Enforcement Team 2, MC R-12, (713) 422-8912; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

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

SEP Third-Party Administrator: Texas City Independent School District, 2901 Turtle Creek Drive, Suite 445, Port Arthur, Texas 77642

Respondent: Kevin Bogard, Vice President, Blanchard Refining Company LLC, 2401 Fifth Avenue South, Texas City, Texas 77590

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 4 (April 2014)

PCW Revision March 26, 2014

DATES	Assigned	2-Feb-2021	Screening	12-Feb-2021	EPA Due	
	PCW	20-Oct-2022				

RESPONDENT/FACILITY INFORMATION	
Respondent	Blanchard Refining Company LLC
Reg. Ent. Ref. No.	RN102535077
Facility/Site Region	12-Houston
Major/Minor Source	Major

CASE INFORMATION			
Enf./Case ID No.	60480	No. of Violations	1
Docket No.	2021-0345-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Amanda Diaz
		EC's Team	Enforcement Team 4
Admin. Penalty \$ Limit Minimum	\$0	Maximum	\$25,000

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$7,500
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	100.0% Adjustment	Subtotals 2, 3, & 7	\$7,500
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Notes: Enhancement for two NOVs with the same or similar violations, six NOVs with dissimilar violations, 11 agreed orders containing a denial of liability, and four agreed orders without a denial of liability. Reduction for 27 Notices of Intent to conduct an audit and seven Disclosures of Violations.

Culpability	No	0.0% Enhancement	Subtotal 4	\$0
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Notes: The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$750
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts: \$2,630
 Estimated Cost of Compliance: \$100,000
 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$14,250
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0% Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

Final Penalty Amount	\$14,250
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$14,250
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DEFERRAL	20.0% Reduction	Adjustment	-\$2,850
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes:

Deferral offered for expedited settlement.

PAYABLE PENALTY	\$11,400
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Screening Date 12-Feb-2021

Docket No. 2021-0345-AIR-E

PCW

Respondent Blanchard Refining Company LLC

Policy Revision 4 (April 2014)

Case ID No. 60480

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN102535077

Media Air

Enf. Coordinator Amanda Diaz

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>)	2	10%
	Other written NOVs	6	12%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	11	220%
	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	4	100%
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>)	27	-27%
	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>)	7	-14%
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) 301%

>> 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 two NOVs with the same or similar violations, six NOVs with dissimilar violations, 11 agreed orders containing a denial of liability, and four agreed orders without a denial of liability. Reduction for 27 Notices of Intent to conduct an audit and seven Disclosures of Violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 301%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 100%

Screening Date 12-Feb-2021

Docket No. 2021-0345-AIR-E

PCW

Respondent Blanchard Refining Company LLC

Policy Revision 4 (April 2014)

Case ID No. 60480

PCW Revision March 26, 2014

Reg. Ent. Reference No. RN102535077

Media Air

Enf. Coordinator Amanda Diaz

Violation Number 1

Rule Cite(s) 30 Tex. Admin. Code §§ 101.20(3), 116.715(a), and 122.143(4), Flexible Permit Nos. 47256, PSDTX402M4, N258, and GHGPSDTX166, Special Conditions No. 1, Federal Operating Permit No. O1541, General Terms and Conditions and Special Terms and Conditions No. 28, and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to prevent unauthorized emissions. Specifically, the Respondent released 34,561.14 pounds of volatile organic compounds as fugitive emissions, during an emissions event (Incident No. 344180) that began on October 17, 2020 and lasted 39 hours and seven minutes. The emissions event occurred due to corrosion that caused a tank leg to fail and the stress of the tank roof being lowered tore the leg support from the roof that created a hole on top of the roof and allowed product to be released on top of the roof, resulting in the release to the atmosphere. Since the emissions event was not caused by a sudden unavoidable breakdown of equipment or process beyond the control of the owner or operator and could have been avoided by better design and/or better operational and maintenance practices, the Respondent is precluded from asserting an affirmative defense under 30 Tex. Admin. Code § 101.222.

Base Penalty \$25,000

>> Environmental, Property and Human Health Matrix

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

>> Programmatic Matrix

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

Matrix Notes

Based on the Air Quality Analysis Audit that was performed on the air dispersion modeling that was submitted by the Respondent, human health or the environment has been exposed to significant amounts of pollutants which did not exceed levels that are protective of human health or environmental receptors as a result of the violation.

Adjustment \$17,500

\$7,500

Violation Events

Number of Violation Events 1 Number of violation days 2

Table with columns: Frequency (daily, weekly, monthly, quarterly, semiannual, annual, single event) and Count (x for monthly).

Violation Base Penalty \$7,500

One monthly event is recommended.

Good Faith Efforts to Comply

10.0% Reduction \$750

Table with columns: Effort (Extraordinary, Ordinary, N/A) and Count (x for Ordinary).

Notes The Respondent completed the corrective actions by April 27, 2021, after the Notice of Enforcement dated January 28, 2021.

Violation Subtotal \$6,750

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount \$2,630

Violation Final Penalty Total \$14,250

This violation Final Assessed Penalty (adjusted for limits) \$14,250

Economic Benefit Worksheet

Respondent Blanchard Refining Company LLC
Case ID No. 60480
Reg. Ent. Reference No. RN102535077
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
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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)	\$100,000	17-Oct-2020	27-Apr-2021	0.53	\$2,630	n/a	\$2,630

Notes for DELAYED costs

Estimated cost to replace the floating roof legs on Tank 104 and implement preventative maintenance inspection tasks on tanks in similar service to assess the need to replace their floating roof legs in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 344180. The Date Required is the date the emissions event began and the Final Date is the compliance date.

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 \$100,000

TOTAL \$2,630



Compliance History Report

Compliance History Report for CN604166868, RN102535077, Rating Year 2020 which includes Compliance History (CH) components from September 1, 2015, through August 31, 2020.

Customer, Respondent, or Owner/Operator:	CN604166868, Blanchard Refining Company LLC	Classification: SATISFACTORY	Rating: 12.66
Regulated Entity:	RN102535077, BLANCHARD REFINING GALVESTON BAY REFINERY	Classification: SATISFACTORY	Rating: 24.69
Complexity Points:	40	Repeat Violator: NO	
CH Group:	02 - Oil and Petroleum Refineries		
Location:	2401 5TH AVENUE SOUTH, TEXAS CITY, GALVESTON COUNTY, TEXAS		
TCEQ Region:	REGION 12 - HOUSTON		

ID Number(s):

- AIR OPERATING PERMITS** ACCOUNT NUMBER GB0004L
- AIR OPERATING PERMITS** PERMIT 3973
- AIR OPERATING PERMITS** ACCOUNT NUMBER GB0055R
- AIR NEW SOURCE PERMITS** PERMIT 2315
- AIR NEW SOURCE PERMITS** REGISTRATION 2608
- AIR NEW SOURCE PERMITS** PERMIT 2938
- AIR NEW SOURCE PERMITS** PERMIT 4714
- AIR NEW SOURCE PERMITS** PERMIT 6600
- AIR NEW SOURCE PERMITS** PERMIT 9606
- AIR NEW SOURCE PERMITS** REGISTRATION 10129
- AIR NEW SOURCE PERMITS** REGISTRATION 10212
- AIR NEW SOURCE PERMITS** REGISTRATION 11173
- AIR NEW SOURCE PERMITS** REGISTRATION 11176
- AIR NEW SOURCE PERMITS** REGISTRATION 15271
- AIR NEW SOURCE PERMITS** PERMIT 19599
- AIR NEW SOURCE PERMITS** PERMIT 46052
- AIR NEW SOURCE PERMITS** REGISTRATION 47696
- AIR NEW SOURCE PERMITS** REGISTRATION 49771
- AIR NEW SOURCE PERMITS** REGISTRATION 51875
- AIR NEW SOURCE PERMITS** REGISTRATION 145795
- AIR NEW SOURCE PERMITS** AFS NUM 4816700001
- AIR NEW SOURCE PERMITS** EPA PERMIT PSDTX402
- AIR NEW SOURCE PERMITS** REGISTRATION 81516
- AIR NEW SOURCE PERMITS** REGISTRATION 84658
- AIR NEW SOURCE PERMITS** REGISTRATION 83759
- AIR NEW SOURCE PERMITS** REGISTRATION 86677
- AIR NEW SOURCE PERMITS** REGISTRATION 83941
- AIR NEW SOURCE PERMITS** REGISTRATION 87883
- AIR NEW SOURCE PERMITS** REGISTRATION 84567
- AIR NEW SOURCE PERMITS** REGISTRATION 85681
- AIR NEW SOURCE PERMITS** REGISTRATION 87825
- AIR NEW SOURCE PERMITS** REGISTRATION 87296
- AIR NEW SOURCE PERMITS** REGISTRATION 92956
- AIR NEW SOURCE PERMITS** REGISTRATION 92587
- AIR NEW SOURCE PERMITS** REGISTRATION 92585
- AIR NEW SOURCE PERMITS** REGISTRATION 93742
- AIR NEW SOURCE PERMITS** REGISTRATION 94345
- AIR NEW SOURCE PERMITS** REGISTRATION 96506
- AIR NEW SOURCE PERMITS** REGISTRATION 95591
- AIR NEW SOURCE PERMITS** REGISTRATION 98466
- AIR NEW SOURCE PERMITS** REGISTRATION 97644

- AIR OPERATING PERMITS** PERMIT 1541
- AIR OPERATING PERMITS** PERMIT 1380
- AIR NEW SOURCE PERMITS** PERMIT 2231
- AIR NEW SOURCE PERMITS** PERMIT 2529
- AIR NEW SOURCE PERMITS** PERMIT 2612
- AIR NEW SOURCE PERMITS** PERMIT 3758
- AIR NEW SOURCE PERMITS** PERMIT 6488
- AIR NEW SOURCE PERMITS** PERMIT 7085
- AIR NEW SOURCE PERMITS** REGISTRATION 10060
- AIR NEW SOURCE PERMITS** REGISTRATION 10156
- AIR NEW SOURCE PERMITS** REGISTRATION 10597
- AIR NEW SOURCE PERMITS** REGISTRATION 11175
- AIR NEW SOURCE PERMITS** REGISTRATION 11787
- AIR NEW SOURCE PERMITS** REGISTRATION 18506
- AIR NEW SOURCE PERMITS** PERMIT 22107
- AIR NEW SOURCE PERMITS** PERMIT 47256
- AIR NEW SOURCE PERMITS** REGISTRATION 47956
- AIR NEW SOURCE PERMITS** ACCOUNT NUMBER GB0004L
- AIR NEW SOURCE PERMITS** EPA PERMIT PSDTX402M4
- AIR NEW SOURCE PERMITS** REGISTRATION 75507
- AIR NEW SOURCE PERMITS** REGISTRATION 54721
- AIR NEW SOURCE PERMITS** REGISTRATION 78120
- AIR NEW SOURCE PERMITS** REGISTRATION 82308
- AIR NEW SOURCE PERMITS** REGISTRATION 85670
- AIR NEW SOURCE PERMITS** REGISTRATION 84454
- AIR NEW SOURCE PERMITS** REGISTRATION 83424
- AIR NEW SOURCE PERMITS** REGISTRATION 87193
- AIR NEW SOURCE PERMITS** REGISTRATION 84396
- AIR NEW SOURCE PERMITS** REGISTRATION 88697
- AIR NEW SOURCE PERMITS** REGISTRATION 88241
- AIR NEW SOURCE PERMITS** REGISTRATION 86558
- AIR NEW SOURCE PERMITS** REGISTRATION 92953
- AIR NEW SOURCE PERMITS** REGISTRATION 92671
- AIR NEW SOURCE PERMITS** REGISTRATION 92273
- AIR NEW SOURCE PERMITS** REGISTRATION 92586
- AIR NEW SOURCE PERMITS** REGISTRATION 93697
- AIR NEW SOURCE PERMITS** REGISTRATION 95036
- AIR NEW SOURCE PERMITS** REGISTRATION 97071
- AIR NEW SOURCE PERMITS** EPA PERMIT PSDTX402M3
- AIR NEW SOURCE PERMITS** REGISTRATION 100681
- AIR NEW SOURCE PERMITS** REGISTRATION 97043

AIR NEW SOURCE PERMITS REGISTRATION 100730
AIR NEW SOURCE PERMITS REGISTRATION 99250
AIR NEW SOURCE PERMITS REGISTRATION 97907
AIR NEW SOURCE PERMITS REGISTRATION 99917
AIR NEW SOURCE PERMITS REGISTRATION 98719
AIR NEW SOURCE PERMITS REGISTRATION 97518
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AIR NEW SOURCE PERMITS REGISTRATION 107970
AIR NEW SOURCE PERMITS REGISTRATION 109661
AIR NEW SOURCE PERMITS REGISTRATION 141185
AIR NEW SOURCE PERMITS REGISTRATION 107838
AIR NEW SOURCE PERMITS REGISTRATION 114767
AIR NEW SOURCE PERMITS REGISTRATION 114954
AIR NEW SOURCE PERMITS REGISTRATION 139469
AIR NEW SOURCE PERMITS REGISTRATION 140391
AIR NEW SOURCE PERMITS REGISTRATION 140381
AIR NEW SOURCE PERMITS REGISTRATION 139780
AIR NEW SOURCE PERMITS REGISTRATION 114957
AIR NEW SOURCE PERMITS REGISTRATION 118213
AIR NEW SOURCE PERMITS REGISTRATION 134247
AIR NEW SOURCE PERMITS REGISTRATION 110915
AIR NEW SOURCE PERMITS REGISTRATION 120373
AIR NEW SOURCE PERMITS REGISTRATION 116240
AIR NEW SOURCE PERMITS REGISTRATION 117319
AIR NEW SOURCE PERMITS REGISTRATION 123536
AIR NEW SOURCE PERMITS REGISTRATION 118077
AIR NEW SOURCE PERMITS REGISTRATION 111626
AIR NEW SOURCE PERMITS REGISTRATION 129712
AIR NEW SOURCE PERMITS REGISTRATION 115881
AIR NEW SOURCE PERMITS REGISTRATION 108602
AIR NEW SOURCE PERMITS REGISTRATION 117025
AIR NEW SOURCE PERMITS REGISTRATION 137357
AIR NEW SOURCE PERMITS REGISTRATION 134793
AIR NEW SOURCE PERMITS REGISTRATION 130379
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AIR NEW SOURCE PERMITS REGISTRATION 151196
AIR NEW SOURCE PERMITS REGISTRATION 154749
AIR NEW SOURCE PERMITS REGISTRATION 164268
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AIR NEW SOURCE PERMITS REGISTRATION 164571
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AIR NEW SOURCE PERMITS REGISTRATION 164573
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AIR NEW SOURCE PERMITS REGISTRATION 154750

AIR NEW SOURCE PERMITS REGISTRATION 98703
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AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX166
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AIR NEW SOURCE PERMITS REGISTRATION 156178
AIR NEW SOURCE PERMITS REGISTRATION 157503

AIR NEW SOURCE PERMITS REGISTRATION 153216
AIR NEW SOURCE PERMITS REGISTRATION 160700
AIR NEW SOURCE PERMITS REGISTRATION 160688
AIR NEW SOURCE PERMITS REGISTRATION 160736
AIR NEW SOURCE PERMITS REGISTRATION 161267
AIR NEW SOURCE PERMITS REGISTRATION 160737
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AIR NEW SOURCE PERMITS REGISTRATION 154882
AIR NEW SOURCE PERMITS REGISTRATION 159419
AIR NEW SOURCE PERMITS REGISTRATION 154380
AIR NEW SOURCE PERMITS REGISTRATION 156213
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AIR NEW SOURCE PERMITS REGISTRATION 156183
AIR NEW SOURCE PERMITS REGISTRATION 160735
AIR NEW SOURCE PERMITS REGISTRATION 71874
AIR NEW SOURCE PERMITS REGISTRATION 1131
AIR NEW SOURCE PERMITS PERMIT 22433
AIR NEW SOURCE PERMITS REGISTRATION 30994
AIR NEW SOURCE PERMITS REGISTRATION 40024
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AIR NEW SOURCE PERMITS REGISTRATION 73969
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AIR NEW SOURCE PERMITS REGISTRATION 120951
AIR NEW SOURCE PERMITS REGISTRATION 139719
AIR NEW SOURCE PERMITS REGISTRATION 121603
AIR NEW SOURCE PERMITS REGISTRATION 106149
AIR NEW SOURCE PERMITS REGISTRATION 131477
AIR NEW SOURCE PERMITS REGISTRATION 109322
AIR NEW SOURCE PERMITS REGISTRATION 123537
AIR NEW SOURCE PERMITS REGISTRATION 143060
AIR NEW SOURCE PERMITS REGISTRATION 146292
TIRES REGISTRATION 2444

UNDERGROUND INJECTION CONTROL PERMIT WDW080
UNDERGROUND INJECTION CONTROL PERMIT WDW128
UNDERGROUND INJECTION CONTROL PERMIT WDW215
WASTEWATER PERMIT 2E0000223
WASTEWATER EPA ID TX0003522
POLLUTION PREVENTION PLANNING ID NUMBER P00032

INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE
 REGISTRATION # (SWR) 30139
TAX RELIEF ID NUMBER 20169
TAX RELIEF ID NUMBER 18712
TAX RELIEF ID NUMBER 18713
TAX RELIEF ID NUMBER 18711

AIR NEW SOURCE PERMITS REGISTRATION 156208
AIR NEW SOURCE PERMITS REGISTRATION 160454
AIR NEW SOURCE PERMITS REGISTRATION 156212
AIR NEW SOURCE PERMITS REGISTRATION 160675
AIR NEW SOURCE PERMITS REGISTRATION 158199
AIR NEW SOURCE PERMITS REGISTRATION 160734
AIR NEW SOURCE PERMITS REGISTRATION 160701
AIR NEW SOURCE PERMITS REGISTRATION 159445
AIR NEW SOURCE PERMITS REGISTRATION 156180
AIR NEW SOURCE PERMITS REGISTRATION 160274
AIR NEW SOURCE PERMITS REGISTRATION 159224
AIR NEW SOURCE PERMITS REGISTRATION 156181
AIR NEW SOURCE PERMITS REGISTRATION 156175
AIR NEW SOURCE PERMITS REGISTRATION 160709
AIR NEW SOURCE PERMITS REGISTRATION 152595
AIR NEW SOURCE PERMITS REGISTRATION 856
AIR NEW SOURCE PERMITS PERMIT 8025
AIR NEW SOURCE PERMITS REGISTRATION 29218
AIR NEW SOURCE PERMITS REGISTRATION 33178
AIR NEW SOURCE PERMITS REGISTRATION 43341
AIR NEW SOURCE PERMITS REGISTRATION 46198
AIR NEW SOURCE PERMITS REGISTRATION 48473
AIR NEW SOURCE PERMITS REGISTRATION 55858
AIR NEW SOURCE PERMITS REGISTRATION 71726
AIR NEW SOURCE PERMITS REGISTRATION 74818
AIR NEW SOURCE PERMITS REGISTRATION 80523
AIR NEW SOURCE PERMITS REGISTRATION 91521
AIR NEW SOURCE PERMITS REGISTRATION 92501
AIR NEW SOURCE PERMITS REGISTRATION 92191
AIR NEW SOURCE PERMITS REGISTRATION 91954
AIR NEW SOURCE PERMITS REGISTRATION 94160
AIR NEW SOURCE PERMITS REGISTRATION 95717
AIR NEW SOURCE PERMITS REGISTRATION 96148
AIR NEW SOURCE PERMITS PERMIT 98954
AIR NEW SOURCE PERMITS REGISTRATION 110938
AIR NEW SOURCE PERMITS REGISTRATION 134143
AIR NEW SOURCE PERMITS REGISTRATION 110933
AIR NEW SOURCE PERMITS REGISTRATION 117689
AIR NEW SOURCE PERMITS REGISTRATION 122004
AIR NEW SOURCE PERMITS REGISTRATION 118613
AIR NEW SOURCE PERMITS REGISTRATION 116250
AIR NEW SOURCE PERMITS REGISTRATION 111018
AIR NEW SOURCE PERMITS REGISTRATION 144097
AIR NEW SOURCE PERMITS REGISTRATION 146083
IHW CORRECTIVE ACTION SOLID WASTE REGISTRATION #
 (SWR) 30139
UNDERGROUND INJECTION CONTROL PERMIT WDW127
UNDERGROUND INJECTION CONTROL PERMIT WDW214
STORMWATER PERMIT TXR05DA53
WASTEWATER PERMIT WQ0000443000
AIR EMISSIONS INVENTORY ACCOUNT NUMBER GB0004L
INDUSTRIAL AND HAZARDOUS WASTE EPA ID
 TXD008080533
TAX RELIEF ID NUMBER 18714

TAX RELIEF ID NUMBER 21246
TAX RELIEF ID NUMBER 18709
TAX RELIEF ID NUMBER 18710

Compliance History Period: September 01, 2015 to August 31, 2020 **Rating Year:** 2020 **Rating Date:** 09/01/2020

Date Compliance History Report Prepared: June 18, 2021

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: June 18, 2016 to June 18, 2021

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

Name: Amanda Diaz

Phone: (713) 422-8912

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: 09/13/2016 ADMINORDER 2015-0668-AIR-E (1660 Order-Agreed Order With Denial)
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: FOP Special Term & Condition 23 OP
NSR Special Condition 61B1 PERMIT
Description: Failure to control degassing until the VOC concentration is less than 10,000 ppm or 10 percent of the LEL. Category B13
Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: FOP Special Term & Condition (ST&C) 22 OP
Description: Failure to maintain benzene concentration below the 1 ppm limit for carbon canisters for water separators. Category B13
Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter C 122.210(a)
5C THSC Chapter 382 382.085(b)
Description: Failure to cite each applicable requirement to ensure compliance with the permit. Category C3
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Condition 1 PERMIT
Description: Failure to demonstrate that Blanchard UU4 met the demonstration criteria for an affirmative defense for unauthorized emissions during an avoidable emissions event. [Subcategory A.12 (I)(6)]

- 2 Effective Date: 02/07/2017 ADMINORDER 2016-0603-AIR-E (1660 Order-Agreed Order With Denial)
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Condition 1 PERMIT
Description: Failure to prevent unauthorized emissions from an emissions event that failed to meet the compliance demonstrations. [Category A12.i.6]

- 3 Effective Date: 06/20/2017 ADMINORDER 2016-1250-AIR-E (1660 Order-Agreed Order With Denial)
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Condition 1 PERMIT
Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an

emissions event. [Category A.12.i.6]

- 4 Effective Date: 05/23/2019 ADMINORDER 2018-0274-AIR-E (1660 Order-Agreed Order With Denial)
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Condition 1 PERMIT
STC No. 23 OP
Description: Failed to prevent unauthorized emissions. Respondent released 3,477 lb of SO₂, 37 lbs of H₂S, 5 lbs of CO, 1 lb of NO_x, and 2 lbs of VOC from EPN 400, during an emissions event (Incident No. 232980) that began on May 10, 2016 and lasted 46 minutes. The emissions event occurred when an operator opened a bypass valve that led to low pressure in the boiler feed water, causing a safety interlock to shut down the Train C Claus Unit and resulting in flaring.
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Condition 1 PERMIT
STC No. 23 OP
Description: Failed to prevent unauthorized emissions. Respondent released 5,858 lbs of SO₂, 2,523 lbs of VOC, 558 lbs of CO, 109 lbs of NO_x, and 62 lbs of H₂S from EPN 501 and as CFHU Fugitives, EPN F-470, during an emissions event (Incident No. 233493) that began on May 18, 2016 and lasted 15 hours and 38 minutes. The emissions event occurred when a tube in the CFHU Heater ruptured due to excessive heat, resulting in flaring.
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Condition 1 PERMIT
STC No. 23 OP
Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 7,844.97 lbs of SO₂, 1,963.51 lbs of VOC, 814.22 lbs of CO, 159.79 lbs of NO_x, and 83.46 lbs of H₂S from Flare 8, EPN 400, during an emissions event (Incident No. 238699) that began on July 14, 2016 and lasted two hours and 14 minutes. The emissions event occurred when the presence of water led to overpressuring of the crude overhead drums, resulting in flaring.
Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.116(b)(1)
5C THSC Chapter 382 382.085(b)
Description: Failed to obtain a permit amendment. Specifically, the Respondent did not accurately represent the total gas flow to the WWTP Thermal Oxidizer, EPN 293, in the permit application for NSR Permit No. 22107 and operated the unit without obtaining a permit amendment.
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: 47256 Special Condition 1 PERMIT
STC No. 23 OP
Description: Failed to prevent unauthorized emissions. Respondent released 1,166 lbs of SO₂ from EPN 384 during an Incident No. 248668 on December 13, 2016 and lasted 1 hr and 10 min. The emissions event occurred when two successive valve failures caused the K-2B Air Blower Turbine to fail, leading to the D Sulfur Train and D Shell Clause Off-gas Treater tripping offline due to low air flow and resulting in a release to the atmosphere.

- 5 Effective Date: 07/01/2019 ADMINORDER 2018-0307-AIR-E (Findings Order-Agreed Order Without Denial)
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: Special Condition 1 PERMIT
Special Terms & Conditions 23 OP
Description: Failed to comply with the permitted hourly MAER.
Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Term & Condition 1H OP

Description: Failed to comply with the minimum O2 content limit.

Classification: Moderate

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

Description: Failed to comply with permit representations for NSR Permit No. 2231.

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT
STC No. 23 OP

Description: Failed to prevent unauthorized emissions. The emissions event was determined to be an excessive emissions event.

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)

Rqmt Prov: Special Condition 9 PERMIT
Special Terms & Conditions 23 OP

Description: Failed to comply with the permitted emissions limit.

Classification: Moderate

Citation: 30 TAC Chapter 117, SubChapter B 117.310(c)(1)(A)
5C THSC Chapter 382 382.085(b)

Description: Failed to maintain CO emissions below 400 ppmv at 3% O2, dry basis.

6 Effective Date: 08/05/2019 ADMINORDER 2016-1354-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 101, SubChapter A 101.4
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: 47256, Special Condition 1 PERMIT
Special Terms and Conditions No. 23 OP

Description: Failed to prevent unauthorized emissions and a nuisance condition. Specifically, Respondent released 5,255 lbs of PM, 115 lbs of CO, and experienced 100% opacity from EPN 93 and released 4,403 lbs of VOC, 3,859 lbs of CO, 1 lb of H2S, 757 lbs of NOx, and 170 lbs of SO2 from EPN 331, during Incident No. 233495 on May 31, 2016 that lasted 243 hours. The emissions event occurred when the ESP was taken offline due to safety concerns during shutdown, resulting in a release and nuisance conditions.

7 Effective Date: 12/18/2019 ADMINORDER 2018-0863-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: 22433 PERMIT
O1380 OP

Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during and emissions event.

Classification: Moderate

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

Rqmt Prov: 47256, Special Condition 1 PERMIT

Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. Category A12(i)(6)

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: 47256, Special Condition 1 PERMIT

Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. [Category A12(i)(6)]

Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: 47256, Special Condition 1 PERMIT

Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. (Category A12(i)(6))

8 Effective Date: 04/02/2020 ADMINORDER 2019-0232-AIR-E (Findings Order-Agreed Order Without Denial)

Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)

30 TAC Chapter 115, SubChapter H 115.783(5)

30 TAC Chapter 116, SubChapter B 116.115(c)

30 TAC Chapter 116, SubChapter G 116.715(a)

30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-6a(a)(1)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.242-6(a)(1)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Condition 10E PERMIT

Special Condition 11E PERMIT

Special Condition 4E PERMIT

Special Condition 51E PERMIT

Special Condition 9E PERMIT

Special Terms & Conditions 1A & 23 OP

Description: Failure to prevent open ended lines (Category C10).

Classification: Major

Citation: 30 TAC Chapter 116, SubChapter B 116.110(a)

30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)

Description: Failure to obtain authorization prior to operation (Category A2.a).

Classification: Moderate

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

30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT

Special Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for COKR-B201 (EPN: 72) (Category B13).

Classification: Moderate

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

30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT

Special Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for UU4-B402A/B/C (EPN: 213) (Category B13).

Classification: Moderate

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

30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Condition 1 PERMIT

Special Terms & Conditions 23 PERMIT

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for AU2-B601 (EPN: 601) (Category B13).

Classification: Moderate

Citation: 30 TAC Chapter 106, SubChapter A 106.6(b)

30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Terms & Conditions 24 OP

Description: Failure to comply with certified Permit-by-rule representations for T280-4002 (EPN: 280-4002) (Category A4 General Critereon 2).

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)

Rqmt Prov: General Terms & Conditions OP

Description: Failure to report all instances of deviation (Category B3).

Classification: Minor

Citation: 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)

Rqmt Prov: Special Terms & Conditions 1A OP

Description: Failure to prevent exceedance of the rolling 24-hour CO ppm concentration on UU4-B401A (EPN: 211) (Category B13).

9 Effective Date: 07/20/2020 ADMINORDER 2020-0026-AIR-E (Findings Order-Agreed Order Without Denial)

Classification: Major

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: 47256, Special Condition 1 PERMIT

O1541 GTC and STC No. 27 OP

SC No. 1 PERMIT

Description: Failure to prevent an excessive emissions event. Category A12(i)(9)

10 Effective Date: 07/20/2020 ADMINORDER 2019-0487-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: FOP O1541 Special Condition No. 28 OP

NSR Permit 47256 Special Condition 1 PERMIT

Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. (Category A12(i)(6))

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: FOP O1541 Special Condition No. 28 OP

NSR 47256, Special Condition 1 PERMIT

Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. Category A12(i)(6))

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(3)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: FOP O1541 Special Condition No. 28 OP

NSR 47256, Special Condition 1 PERMIT

Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. (Category A12(i)(6))

11 Effective Date: 08/27/2020 ADMINORDER 2018-1308-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

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

30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: 47256, 2612,6488 Special Condition 1 PERMIT
FOP O1541 GTC and STC 27 OP

Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. (Category A12(i)(6))

12 Effective Date: 10/27/2020 ADMINORDER 2019-1222-AIR-E (Findings Order-Agreed Order Without Denial)
Classification: Moderate
Citation: 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)
Rqmt Prov: Special Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU3-302BA/B/C (EPN: 162) (Category B13).

13 Effective Date: 11/10/2020 ADMINORDER 2020-0138-AIR-E (1660 Order-Agreed Order With Denial)
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: 22433, Special Condition 1 PERMIT
FOP O1380 GTC and STC No. 21 OP
Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. [Category A12(i)(6)]

See addendum for information regarding federal actions.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	June 20, 2016	(1352105)
Item 2	July 07, 2016	(1275155)
Item 3	July 19, 2016	(1359079)
Item 4	August 05, 2016	(1337283)
Item 5	August 18, 2016	(1365501)
Item 6	August 31, 2016	(1358194)
Item 7	September 15, 2016	(1345356)
Item 8	September 19, 2016	(1375232)
Item 9	September 20, 2016	(1336338)
Item 10	September 22, 2016	(1363112)
Item 11	September 23, 2016	(1358521)
Item 12	September 29, 2016	(1363223)
Item 13	October 17, 2016	(1365168)
Item 14	October 19, 2016	(1363492)
Item 15	November 17, 2016	(1368951)
Item 16	November 29, 2016	(1343965)
Item 17	December 13, 2016	(1363837)
Item 18	December 16, 2016	(1390478)
Item 19	January 02, 2017	(1382436)
Item 20	January 10, 2017	(1383277)
Item 21	January 17, 2017	(1400204)
Item 22	January 20, 2017	(1371353)
Item 23	February 20, 2017	(1403979)
Item 24	February 24, 2017	(1395160)
Item 25	February 28, 2017	(1382064)
Item 26	March 07, 2017	(1389962)

Item 27	March 20, 2017	(1411080)
Item 28	March 21, 2017	(1396280)
Item 29	March 23, 2017	(1184469)
Item 30	March 29, 2017	(1165750)
Item 31	April 20, 2017	(1417577)
Item 32	May 17, 2017	(1425173)
Item 33	June 19, 2017	(1431172)
Item 34	July 10, 2017	(1416584)
Item 35	July 13, 2017	(1424201)
Item 36	July 18, 2017	(1439782)
Item 37	July 24, 2017	(1428835)
Item 38	August 09, 2017	(1416695)
Item 39	August 16, 2017	(1446418)
Item 40	August 22, 2017	(1403861)
Item 41	September 20, 2017	(1453040)
Item 42	September 21, 2017	(1437602)
Item 43	September 25, 2017	(1389229)
Item 44	September 27, 2017	(1439003)
Item 45	October 17, 2017	(1458919)
Item 46	October 20, 2017	(1447355)
Item 47	October 25, 2017	(1435174)
Item 48	October 30, 2017	(1447276)
Item 49	November 17, 2017	(1461399)
Item 50	December 14, 2017	(1449337)
Item 51	December 20, 2017	(1467778)
Item 52	January 19, 2018	(1474482)
Item 53	January 26, 2018	(1465198)
Item 54	February 13, 2018	(1465994)
Item 55	February 19, 2018	(1486709)
Item 56	March 09, 2018	(1461000)
Item 57	March 19, 2018	(1490387)
Item 58	April 06, 2018	(1479021)
Item 59	April 19, 2018	(1493623)
Item 60	April 30, 2018	(1454895)
Item 61	May 01, 2018	(1465012)
Item 62	May 18, 2018	(1500541)
Item 63	May 22, 2018	(1483138)
Item 64	June 19, 2018	(1507658)
Item 65	July 13, 2018	(1498424)
Item 66	July 18, 2018	(1498193)
Item 67	July 20, 2018	(1513975)
Item 68	July 25, 2018	(1498079)
Item 69	July 27, 2018	(1498359)
Item 70	July 30, 2018	(1498041)
Item 71	July 31, 2018	(1505900)
Item 72	August 01, 2018	(1498156)
Item 73	August 07, 2018	(1498138)
Item 74	August 10, 2018	(1499005)
Item 75	August 13, 2018	(1482401)
Item 76	August 17, 2018	(1520037)
Item 77	August 20, 2018	(1484513)
Item 78	September 12, 2018	(1505062)
Item 79	September 13, 2018	(1498136)
Item 80	September 19, 2018	(1527202)
Item 81	September 21, 2018	(1498167)
Item 82	September 24, 2018	(1503810)
Item 83	September 25, 2018	(1517480)
Item 84	October 16, 2018	(1498161)
Item 85	October 18, 2018	(1498141)
Item 86	October 25, 2018	(1498333)

Item 87	October 30, 2018	(1498142)
Item 88	November 16, 2018	(1541395)
Item 89	December 20, 2018	(1533398)
Item 90	January 17, 2019	(1537529)
Item 91	February 01, 2019	(1498191)
Item 92	February 04, 2019	(1540531)
Item 93	February 11, 2019	(1498171)
Item 94	February 12, 2019	(1498135)
Item 95	February 20, 2019	(1559509)
Item 96	February 28, 2019	(1549949)
Item 97	March 01, 2019	(1358178)
Item 98	March 20, 2019	(1551893)
Item 99	April 14, 2019	(1550069)
Item 100	April 15, 2019	(1554545)
Item 101	April 18, 2019	(1571776)
Item 102	April 23, 2019	(1554234)
Item 103	April 24, 2019	(1552960)
Item 104	May 14, 2019	(1554102)
Item 105	May 16, 2019	(1556622)
Item 106	May 20, 2019	(1583161)
Item 107	May 30, 2019	(1555681)
Item 108	June 05, 2019	(1557812)
Item 109	June 19, 2019	(1583162)
Item 110	June 26, 2019	(1555454)
Item 111	July 17, 2019	(1556044)
Item 112	July 18, 2019	(1593089)
Item 113	July 29, 2019	(1579689)
Item 114	August 07, 2019	(1539117)
Item 115	August 19, 2019	(1599435)
Item 116	August 22, 2019	(1590384)
Item 117	September 03, 2019	(1592145)
Item 118	September 18, 2019	(1606340)
Item 119	October 02, 2019	(1598384)
Item 120	November 13, 2019	(1589772)
Item 121	January 10, 2020	(1622664)
Item 122	January 16, 2020	(1611565)
Item 123	January 28, 2020	(1623959)
Item 124	February 14, 2020	(1630301)
Item 125	February 20, 2020	(1640612)
Item 126	February 25, 2020	(1630017)
Item 127	March 18, 2020	(1647132)
Item 128	April 20, 2020	(1653468)
Item 129	April 22, 2020	(1645142)
Item 130	May 04, 2020	(1644775)
Item 131	May 20, 2020	(1660054)
Item 132	June 18, 2020	(1666557)
Item 133	June 23, 2020	(1644495)
Item 134	July 09, 2020	(1646417)
Item 135	July 20, 2020	(1673515)
Item 136	August 04, 2020	(1637241)
Item 137	August 11, 2020	(1670079)
Item 138	August 18, 2020	(1652962)
Item 139	August 19, 2020	(1680289)
Item 140	August 27, 2020	(1653403)
Item 141	September 09, 2020	(1640108)
Item 142	September 17, 2020	(1686860)
Item 143	September 22, 2020	(1672972)
Item 144	September 25, 2020	(1678019)
Item 145	October 06, 2020	(1678875)
Item 146	October 19, 2020	(1652951)

Item 147	October 21, 2020	(1679543)
Item 148	October 22, 2020	(1666359)
Item 149	October 27, 2020	(1652952)
Item 150	November 17, 2020	(1679537)
Item 151	November 19, 2020	(1684178)
Item 152	November 20, 2020	(1691206)
Item 153	November 30, 2020	(1691368)
Item 154	December 10, 2020	(1692516)
Item 155	December 11, 2020	(1692867)
Item 156	December 14, 2020	(1696800)
Item 157	December 18, 2020	(1712311)
Item 158	January 07, 2021	(1684790)
Item 159	January 08, 2021	(1691723)
Item 160	January 20, 2021	(1712312)
Item 161	February 09, 2021	(1701713)
Item 162	February 19, 2021	(1725366)
Item 163	March 11, 2021	(1702739)
Item 164	March 18, 2021	(1725367)
Item 165	March 23, 2021	(1699555)
Item 166	March 26, 2021	(1701389)
Item 167	March 29, 2021	(1706067)
Item 168	March 31, 2021	(1701752)
Item 169	April 20, 2021	(1725368)
Item 170	April 27, 2021	(1575169)
Item 171	April 30, 2021	(1707411)
Item 172	May 27, 2021	(1710697)
Item 173	May 28, 2021	(1709425)
Item 174	June 16, 2021	(1711936)

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: 08/04/2020 (1652826)
- Self Report? NO Classification: Minor
- Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 32A OP
- Description: Failure to conduct a compliance test annually. (Category C1)
- Self Report? NO Classification: Minor
- Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 32A OP
- Description: Failure to conduct a compliance test annually. (Category C1)
- Self Report? NO Classification: Minor
- Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 32A OP
- Description: Failure to conduct a compliance test annually. (Category C1)
- Self Report? NO Classification: Minor
- Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 32A OP
- Description: Failure to conduct a compliance test annually. (Category C1)
- 2 Date: 08/11/2020 (1639840)
- Self Report? NO Classification: Minor
- Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)

30 TAC Chapter 115, SubChapter H 115.783(5)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-6a(a)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition 9(E) PERMIT
 Special Conditions 51(E) & 68(A) PERMIT
 Special Terms & Conditions 1A & 28 OP
 Description: Failure to prevent open ended lines (OELs) (Category C10).
 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 28 OP
 Description: Failure to prevent exceedance of the NOx lb/MMBtu for PS3B-402BE/BF/BG (EPN: 167)
 (Category B12).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1A OP
 Description: Failure to maintain the minimum oxygen content (Category C4).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(e)
 5C THSC Chapter 382 382.085(b)
 Special Condition 7(I)(1) PERMIT
 Special Terms & Conditions 1A & 28 OP
 Description: Failure to maintain the minimum Net Heating Value on TCH-6 (EPN: 530) & TCH-DDU
 (EPN: 396A) (Category C4).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)
 30 TAC Chapter 115, SubChapter D 115.354(11)
 30 TAC Chapter 115, SubChapter D 115.354(2)(C)
 30 TAC Chapter 115, SubChapter H 115.781(b)(3)
 30 TAC Chapter 115, SubChapter H 115.782(d)(2)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(1)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-9(a)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-2a(a)(1)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-7a(a)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(d)(2)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.174(b)(3)(i)
 5C THSC Chapter 382 382.085(b)
 Speical Condition 9(F) PERMIT
 Special Condition 11(F) PERMIT
 Special Condition 15(F) PERMIT
 Special Condition 30(F) PERMIT
 Special Condition 59(F) PERMIT
 Special Condition 6(F) PERMIT
 Special Conditions 11(E) & 12 PERMIT
 Special Conditions 11(F); 12(E); & 12(F) PERMIT
 Special Conditions 57(F) & 58(E)-(F) PERMIT
 Special Terms & Conditions 1A & 28 OP
 Description: Failure to monitor components (Category C7).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 42(B)(2) PERMIT
 Special Term & Condition 28 OP
 Description: Failure to perform a cylinder gas audit (CGA) on the dock thermal oxidizers (EPNs:
 DKTO294-1; -2; and -3) (Category C1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
 30 TAC Chapter 116, SubChapter G 116.715(a)

30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(4)
 40 CFR Chapter 65, SubChapter C, PT 65, SubPT G 65.147(a)(2)
 5C THSC Chapter 382 382.085(b)
 Special Condition 14(C) PERMIT
 Special Terms & Conditions 1A & 28 OP
 Description: Failure to prevent visible emissions from TCH-DDU (EPN: 396A) & TCH-3 (EPN: 321) (Category C4).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 117, SubChapter G 117.8140(b)
 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 quarterly engine testing on P-J16B & TK117APUMP (Category C1).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(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 properly install a HRVOC analyzer on TCH-3 (EPN: 321) (Category B1).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(4)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1A OP
 Description: Failure to perform HRVOC sampling during analyzer downtime on TCH-ULC (EPN: 351A); TCH-AU2 (EPN: 611); and TCH-DDU (EPN: 396A) (Category B1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 43 PERMIT
 Special Term & Condition 28 OP
 Description: Failure to perform stack sampling in the required timeframe on ULC-102B; -103B; and -100B (EPNs: 203; 204; and 201) (Category B1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 45(A) PERMIT
 Special Term & Condition 28 OP
 Description: Failure to perform quarterly ammonia sampling of the SRU acid gas (Category B1).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 9(A) OP
 Description: Failure to submit construction/reconstruction notifications (Category C3).
 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 3 PERMIT
 Special Term & Condition 28 OP
 Description: Failure to prevent exceedance of the firing rate of PS3A-103B (EPN: 55) (Category C4).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.671(c)(2)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1(E) OP
 Description: Failure to perform a retest multipoint on TCH-DDU & TCH-3 (EPNs: 396A & 321) (Category C1).
 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 28 OP

Description: Failure to prevent exceedance of the MAER for PS3B-401BA (EPN: 41) (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 28 OP

Description: Failure to prevent exceedance of the MAER for PS3B-401BB (EPN:42) (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 28 OP

Description: Failure to prevent exceedance of the MAER for COKR-B301 (EPN: 74) (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 28 OP

Description: Failure to prevent exceedance of the MAER for UU4-B404 (EPN: 215) (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 28 OP

Description: Failure to prevent exceedance of the MAER for AU2-B621A/B (EPNs: 171 & 173) (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 28 OP

Description: Failure to prevent exceedance of the MAER for UU4-B401A (EPN: 211) (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 28 OP

Description: Failure to prevent exceedance of the MAER for UU4-B401B (EPN: 212) (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 28 OP

Description: Failure to prevent exceedance of the MAER for UU4-B406 (EPN: 218) (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 28 OP

Description: Failure to prevent exceedance of the MAER for UU4-B402A/B/C (EPN: 213) (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 28 OP

Description: Failure to prevent exceedance of the MAER for PS3B-402BE/F/G (EPN: 43A) (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP

Description: Failure to prevent exceedance of the MAER for UU3-309B (EPN: 165A) (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP

Description: Failure to prevent exceedance of the MAER for UU3-310B/-311B/-312B/313B (EPN: 161A) (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP

Description: Failure to prevent exceedance of the MAER for PS3A-101BA/BB (EPN: 51) (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP

Description: Failure to prevent exceedance of the MAER for PS3A-103B (EPN: 55) (Category B13).
Self Report? NO Classification: Moderate
Citation: 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 Term & Condition 1A OP

Description: Failure to prevent exceedance of the 24-hour CO concentration for UU3-306B (EPN: 167) (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 1A OP

Description: Failure to prevent exceedance of the 24-hour CO concentration for UU3-302BA/B/C (EPN: 162) (Category B13).
Self Report? NO Classification: Minor
Citation: 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 Term & Condition 1A OP

Description: Failure to prevent exceedance of the 24-hour CO concentration for UU4-B401A (EPN: 211) (Category B13).
Self Report? NO Classification: Minor
Citation: 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 Term & Condition 1A OP

Description: Failure to prevent exceedance of the 24-hour CO concentration for UU4 B402A/B/C (EPN: 213) (Category B13).
Self Report? NO Classification: Minor
Citation: 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 Term & Condition 1A OP

Description: Failure to prevent exceedance of the 24-hour CO concentration for RHU-501B/502B (EPN: 484) (Category B13).
Self Report? NO Classification: Minor
Citation: 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)

Description: Special Term & Condition 1A OP
 Failure to prevent exceedance of the 24-hour CO concentration for ULC-104BA/BB (EPN: 205) (Category B13).
 Self Report? NO Classification: Minor
 Citation: 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 Term & Condition 1A OP
 Description: Failure to prevent exceedance of the 24-hour CO concentration for ULC-105BA/BB (EPN: 206) (Category B13).

3 Date: 08/28/2020 (1663778)
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition (SC) 10E PERMIT
 Special Terms & Conditions (ST&C) 1A OP
 Special Terms & Conditions (ST&C) 24 OP
 Description: Failure to prevent Open Ended Lines (OELs) in VOC service. (Category C10)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition (SC) 35 PERMIT
 Special Terms & Conditions (ST&C) 21 OP
 Special Terms & Conditions (ST&C) 24 OP
 Description: Failure to maintain firebox minimum 6-minute average exit temperature above the required limit. (Category B18.g.1)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(e)
 5C THSC Chapter 382 382.085(b)
 Special Condition (SC) 4 PERMIT
 Special Terms & Conditions (ST&C) 1A OP
 Special Terms & Conditions (ST&C) 24 OP
 Description: Failure to operate flare with a net heating value at or above the required limit. (Category B18.g.1)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)
 30 TAC Chapter 115, SubChapter D 115.354(2)
 30 TAC Chapter 115, SubChapter H 115.781(b)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-2a(a)(1)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-7a(a)(2)(i)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP
 Special Terms & Conditions 21 OP
 Description: Failure to conduct monitoring of all components. (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)
 5C THSC Chapter 382 382.085(b)
 Special Condition (SC) 5C PERMIT
 Special Terms & Conditions (ST&C) 1A OP
 Special Terms & Conditions (ST&C) 21 OP
 Description: Failure to prevent visible emissions. (Category C4)
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.166(a)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions (ST&C) 1A OP
 Description: Failure to meet the closed-loop sampling connection system requirements. (Category C4)

4 Date: 10/21/2020 (1677530)

	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Condition 43 PERMIT Special Term and Condition 1A OP Special Term and Condition 32A OP		
	Description:	Failure to conduct a compliance test annually.		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) SPECIAL CONDITION 43 PERMIT SPECIAL TERM AND CONDITION 1A OP SPECIAL TERM AND CONDITION 32A OP		
	Description:	Failure to conduct a compliance test annually.		
5	Date:	10/31/2020 (1712310)		
	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		
6	Date:	01/13/2021 (1699557)		
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 335, SubChapter A 335.6(c)		
	Description:	Failure to update the Notice of Registration (NOR).		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 335, SubChapter A 335.9(a)(2)		
	Description:	Failure to submit a complete and correct Annual Waste Summary (AWS) reports for 2017, 2018, and 2019.		
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 335, SubChapter C 335.69(a)(3) 40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(3)		
	Description:	The facility failed to label hazardous waste tanks.		
7	Date:	02/08/2021 (1575171)		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 327 327.5(c)		
	Description:	Failure to submit written information describing the details of a reportable spill within 30 days of the discovery of the spill.		
8	Date:	03/22/2021 (1699557)		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 335, SubChapter E 335.112(a)(20) 40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1050(c)		
	Description:	Failure to identify Subpart BB applicable equipment such that the equipment is readily distinguished.		

F. Environmental audits:

Notice of Intent Date: 08/12/2016 (1357233)

Disclosure Date: 04/25/2017

Viol. Classification: Minor

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.641

Description: Tank 184 shows a MACT CC G2 status. The contents of the tank is toluene, which is a GI HAP. The tank is >40,000 gal, the vapor pressure can be >0.75 psia (Oct 2016 emission report shows the TVP at 0.77 psia) and the annual average HAP liquid concentration is >4 percent by weight total organic HAP. The potential deficiency is: incorrect MACT CC group status.

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter G 116.721(b)(1)

Description: 20 external floating roof storage tanks had inaccurate floating roof deck fitting representations: TKs 9, 16, 44, 111, 112, 121, 125, 127, 134, 153, 165, 166, 192, 513, 514, 516, 517, 518, 520 and 521

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter G 116.721(b)(2)

Description: 12 internal floating roof storage tanks had inaccurate floating roof deck fitting representations: TKs 14, 15, 18, 22, 81, 115, 129, 143, 163, 164, 184 and 561

Viol. Classification: Minor

Citation: 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.345(a)(1)(i)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.345(b)

Description: Failed to have oil tote containers in the LeakDAS database for inspections for initial and quarterly visual inspection, initial, and annual NDE monitoring.

Viol. Classification: Minor

Citation: 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.343(a)(1)(i)(A)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.345(a)(1)(i)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(a)(1)(i)(A)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(a)(1)(i)

Description: Failed to verify the monitoring of all known BWON components.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.352
30 TAC Chapter 115, SubChapter H 115.780
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.640

Rqmt Prov: PERMIT SC 10.a.

Description: Several components were discovered that were not identified in the LDAR program and are subject to regulatory requirements.

Viol. Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 115, SubChapter H 115.781(b)
30 TAC Chapter 115, SubChapter H 115.781(b)(3)
40 CFR Part 63, Subpart H 63.163
40 CFR Part 63, Subpart H 63.168
40 CFR Part 63, Subpart H 63.174
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)

Rqmt Prov: PERMIT SC 10.e.

Description: Failed to monitor components that were in the database during their scheduled periods.

Viol. Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter H 115.782(b)(1)

Description: Plant had missing or late documentation for repairs or monitoring verification of repairs.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.781(f)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)

Rqmt Prov: PERMIT SC 10.e.

Description: During the field review there were 5-10 OELs identified in voe service.

Viol. Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.354(1)(B)
30 TAC Chapter 115, SubChapter D 115.354(1)(C)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.486(c)(3)
40 CFR Part 63, Subpart H 63.181(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)

Rqmt Prov: PERMIT SC 10.j.

Description: Difficult to Monitor (DTM) and Unsafe to Monitor (UTM) Plans or explanations were missing or not accurately identified.

Notice of Intent Date: 02/27/2017 (1401080)
No DOV Associated

Notice of Intent Date: 08/23/2017 (1438276)
Disclosure Date: 04/30/2018
Viol. Classification: Moderate

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.103a(c)(1)(ii)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.103a(c)(1)(iii)

Description: Failure to conduct a "root cause" analysis of events with flare gas recovery water seal drum breakthroughs and discharges to flare in excess of 5000,000 scfs above baseline.

Viol. Classification: Minor

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(e)(2)(iii)

Description: Failure to maintain Quality Control (QC) program written procedures for flare H2S Continuous Emissions Monitoring Systems (CEMS).

Viol. Classification: Moderate

Citation:

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(e)(1)(iii)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(e)(2)(ii)

Description: Failure to ensure that Flare H2S CEMS meet certain sulfur monitoring requirements for assessing root cause analysis thresholds of affected flares pursuant to NSPS Ja.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(2)(A)(i)

Description: Failure to use calibration gases on flares as required by Performance Specification 9.

Viol. Classification: Moderate

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a

Description: Failure to pass a CGA for the AU2 flare. The AU2 flare failed its quarterly (1Q2017) CGA without subsequently passing a CGA that quarter.

Notice of Intent Date: 09/28/2017 (1448245)

Disclosure Date: 04/30/2018

Viol. Classification: Moderate

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.104a(i)(6)(ii)(C)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(d)(8)

Description: Failure to conduct initial compliance test with a run at 70% or greater for the UU3 313B heater. Initial compliance testing conducted failed to include a run 70% or greater of the rated heat capacity of the heater as required by NSPS Ja.

Viol. Classification: Moderate

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.13

40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.13(a)

Description: Failure to conduct CEMS audits in accordance with timeframes specified in Appendix F.

Viol. Classification: Minor

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.105(a)(12)(ii)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(a)(2)(iii)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(c)(1)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(c)(2)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(c)(3)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(c)(4)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(c)(5)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(d)(1)

Description: Failure to locate Quality Control (QC) program written procedures for Continuous Emissions Monitoring Systems (CEMS). Additionally, records and documentation required by the QC written procedures relating to monthly preventative maintenance for the SRU SO2 CEMS could not be located. Many parts required by SRU SO2 CEMS were out of stock.

Notice of Intent Date: 11/02/2017 (1453587)

No DOV Associated

Notice of Intent Date: 01/25/2018 (1467544)

Disclosure Date: 10/09/2018

Viol. Classification: Moderate

Citation: 30 TAC Chapter 117, SubChapter B 117.340(c)(1)(G)

Description: Failure to install, calibrate, maintain, and operate a continuous emissions monitoring system (CEMS) or predictive emissions monitoring system (PEMS) to monitoring exhaust NOx at the bay Plant alky Heater (EPN: ES20).

Disclosure Date: 03/28/2019

Viol. Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter H 101.359(a)

Description: Failure to include the engine for the Tank 20 Pump (FIN TK20PUMP) in the 2016 and 2017 MECT Annual Compliance Reports.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter H 101.359(a)

Description: Failure to include engine 16B (FIN: J16B) in the 2015 MECT Annual Report.

Disclosure Date: 07/16/2019

Viol. Classification: Moderate

Citation: 30 TAC Chapter 117, SubChapter G 117.8140(a)

Description: Failure to timely complete engine biennial testing or submit < 15,000 hour notification. Affected units include: Bay Plant ICE-4, Bay Plant ICE-5, Bay Plant ICE-6, Bay Plant ICE-7, GBR Engine Tank 117 Pump, GBR Engine Tank 1046 Pump, GBR Engine Tank 4000 Pump, GBR Engine Tank 1053 Pump, Pay Plant ICE-3, GBR Engine 16B, Bay Plant ICE-2. See Disclosure Chart for details.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 117, SubChapter G 117.8140(b)

- Description: Failure to timely perform quarterly operation checks for engines. The affected units include: Bay Plant #4 Water Well Engine; Bay Plant Lift Station 30 Engine, Bay Plant West Plant Air Compressor; Bay Plant ICE-4, South Fire Water Pump Driver; Bay Plant ICE-5, North Fire Water Pump Driver; Bay Plant ICE-6, West Fire Water Pump Driver; Bay Plant ICE-7, East Fire Water Pump Driver.
- Viol. Classification: Minor
Citation: 30 TAC Chapter 117, SubChapter B 117.345(f)(10)
- Description: Failure to maintain accurate engine run time logs. Records of engine hours for operation by month occasionally contain inaccurate data and engine run time records for Bay Plant fire water pumps for a portion of 2016 are unavailable.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(f)(10)
- Description: Failure to timely complete engine biennial test. Biennial stack testing for the Bay Plant Lift Station 30 Pump engine was not conducted during the biennial period.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.340(p)(2)(C)
- Description: Failure to use stack test results to estimate emissions. Emission factors from the December 2016 biennial test were not used to estimate emissions in December for the 2016 MECT Annual Compliance Report for the GBR engines listed in the DOV Chart.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(d)
- Description: Failure to report downtime for CO and /or NH3 CEMS. Chapter 117 CEMS downtime reports submitted for GBR E/W have not included all CO for all heaters. See DOV chart for Heater unit list.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(d)
- Description: Failure to report CEMS downtime for certain sources. CEMS semi-annual downtime reports submitted for Bay Plant have excluded the Boiler (FINs: B-2B and B-2C; common stack EPN ES15) and #5 Topper Heater (FIN: H92; EPN ES8A).
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(d)(3)
- Description: Failure to specify that downtime was reported for Chapter 117. Bay Plant CEMS downtime reports were done for the Consent Decree and NSPS J.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(d)(3)
- Description: Failure to include the nature of system repairs or adjustments for Bay Plant CEMS downtime reports. Bay Plant CEMS downtime reports have not included the nature of system repairs or adjustments.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(b)(1)
30 TAC Chapter 117, SubChapter B 117.345(b)(2)
30 TAC Chapter 117, SubChapter B 117.345(c)
- Description: Failure to submit post-testing and post RATA notifications and failure to copy the local air pollution control agency on reports.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.310(c)(1)(A)
- Description: Failure to comply with CO emission limitations. FCCU3 exceeded 400 ppm CO @ 3% O2 on a 24 hour average during normal operations and no deviation was reported. This occurred while a temporary CEMS was being used.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(b)(1)
30 TAC Chapter 117, SubChapter B 117.345(b)(2)
30 TAC Chapter 117, SubChapter B 117.345(c)
- Description: Failure to identify Chapter 117 as a regulation for which testing or RATA was being done in Pre-test or Pre-RATA notifications and to provide notifications to the local air pollution control agency.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.340(c)(3)(E)(i)
30 TAC Chapter 117, SubChapter B 117.340(c)(3)(E)(ii)
30 TAC Chapter 117, SubChapter B 117.340(c)(3)(E)(iii)
- Description: Failure to use the correct data substitution procedures when the NOx CEMS was off-line for FCCU3. Data substitution methods did not meet the methods specified in 117.340(c)(3)(e)(i)-(iii) for the temporary CEMS used for FCCU3 during portions of 2016 and 2017.
- Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.345(b)
30 TAC Chapter 117, SubChapter B 117.345(c)
30 TAC Chapter 117, SubChapter G 117.8100(a)(1)(B)
30 TAC Chapter 117, SubChapter H 117.9020(2)(A)
- Description: Failure to certify temporary CEMS. The temporary CEMS used for FCCU3 during portions of 2016 and 2017 was not certified.
- Viol. Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter H 101.354(a)
Description: Failure to quantify and report accurate emissions for FCCU3 during certain periods when the temporary CEMS was in use. Emissions for FCCU3 were inaccurately reported from October through December 2016 while a temporary CEMS was being used.
Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.340(a)
Description: Failure to include pilot flows for Bay Plant heaters and boilers in calculation methods.
Viol. Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.340(c)(3)(E)(i)
30 TAC Chapter 117, SubChapter B 117.340(c)(3)(E)(ii)
30 TAC Chapter 117, SubChapter B 117.340(c)(3)(E)(iii)
Description: Failure to comply with the correct data substitution methods. Data substitution methods did not meet the methods specified in 117.340(c)(3)(e)(i)-(iii).
Viol. Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter H 101.359(a)
Description: Failure to report the correct level of activity (LOA) and/or emission factor on the submitted ECT 1 forms for the DOCK TO. Prior to 2017, the ECT-1 form, Dock TO (EPNs 294-1, 294-2, and 294-3) entries on the annual MECT compliance reports listed activity levels in MMBTU/yr and emission factors in lbs/MMBTU.

Notice of Intent Date: 05/24/2019 (1570681)
Disclosure Date: 10/25/2019
Viol. Classification: Moderate
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.13(a)
Description: Failure to conduct a performance audit through the full sample system for Torch 2, 3, 4, 6, 8, AU2 Flare, CFHU Flare, DDU Flare and ULC Flare.

Notice of Intent Date: 06/14/2019 (1578015)
No DOV Associated

Notice of Intent Date: 08/26/2019 (1592159)
No DOV Associated

Notice of Intent Date: 08/29/2019 (1596561)
No DOV Associated

Notice of Intent Date: 09/13/2019 (1598410)
No DOV Associated

Notice of Intent Date: 10/17/2019 (1604563)
No DOV Associated

Notice of Intent Date: 11/01/2019 (1616699)
No DOV Associated

Notice of Intent Date: 02/10/2020 (1631388)
No DOV Associated

Notice of Intent Date: 08/14/2020 (1671552)
No DOV Associated

Notice of Intent Date: 08/14/2020 (1671560)
No DOV Associated

Notice of Intent Date: 08/14/2020 (1672657)
No DOV Associated

Notice of Intent Date: 08/20/2020 (1672743)
No DOV Associated

Notice of Intent Date: 08/20/2020 (1672754)
No DOV Associated

Notice of Intent Date: 09/11/2020 (1702877)
Disclosure Date: 10/27/2020
Viol. Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(4)(iii)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.357(d)(6)

Description: Failure to conduct quarterly visual inspections on junction boxes. Specifically, two junction boxes were inadvertently mistaken as buried under dirt during construction and visual inspections were not completed for 2Q2020.

Viol. Classification: Moderate

Citation: 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(a)(1)(i)(A)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(4)(iii)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.357(d)(6)

Description: Failure to conduct initial Method 21 monitoring and initial and quarterly visual inspections. Specifically, several junction boxes were missing from the inspection database.

Disclosure Date: 01/28/2021

Viol. Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(a)(1)(i)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.357(d)(6)

Description: Failure to include closed vent system components in initial/annual method 21 monitoring. Various closed vent system components were determined to be inadvertently missing from the inspection database.

Viol. Classification: Moderate

Citation: 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(4)(i)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.357(d)(6)

Description: Failure to include all drains in initial and quarterly visual inspections. Specifically, drains was determined to be inadvertently missing from the inspection database.

Disclosure Date: 04/28/2021

Viol. Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)(4)(i)

40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.357(d)(6)

Description: Failure to conduct initial and quarterly visual inspections for drains. Several drain was determined to be inadvertently missing or marked as out of service in inspection database.

Notice of Intent Date: 09/23/2020 (1678435)

No DOV Associated

Notice of Intent Date: 09/30/2020 (1678797)

No DOV Associated

Notice of Intent Date: 10/09/2020 (1680110)

No DOV Associated

Notice of Intent Date: 11/11/2020 (1691726)

Disclosure Date: 04/29/2021

Viol. Classification: Moderate

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1572(c)(1)

Description: Failure to inspect and calibrate temperature monitors pursuant to the requirements of 40 CFR 63 Subpart UUU, Table 41.

Notice of Intent Date: 11/17/2020 (1691065)

No DOV Associated

Notice of Intent Date: 01/27/2021 (1702660)

No DOV Associated

Notice of Intent Date: 04/29/2021 (1724251)

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 NOVs Issued During Component Period 6/18/2016 and 6/18/2021

1	Date: 08/30/2016 (1275825)	
	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Condition 32 PERMIT Special Terms & Conditions 23 OP	
	Description: Failure to prevent delta P from falling below the established limit (Category C4).	
	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 No. 1 PERMIT Special Terms & Conditions 23 OP	
	Description: Failure to maintain the Maximum Allowable Emission Rate (MAER) limit for Heater B-201 (EPN: 71) (Category B13).	
	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEEE 63.2343(b)(1)(i) 5C THSC Chapter 382 382.085(b) Special Terms & Conditions 1A OP	
	Description: Failure to submit the Notice of Compliance Status (Category C3).	
	Self Report? NO	Classification: Minor
	Citation: 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 117, SubChapter B 117.345(b)(1) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.8(d) 5C THSC Chapter 382 382.085(b) Special Conditions 39A & 42E PERMIT Special Terms & Conditions 1A, 9, & 23 OP	
	Description: Failure to submit prior notification before performing stack testing (Category B3).	
	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 Terms & Conditions 23 OP	
	Description: Failure to maintain the Maximum Allowable Emission Rate (MAER) limit for Alk3-F1001 (Isostripper Reboiler Furnace (F-1001)) (EPN: 521) (Category B13).	
	Self Report? NO	Classification: Minor
	Citation: 30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 116, SubChapter G 116.715(a) 30 TAC Chapter 117, SubChapter B 117.345(c)(1) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Condition 39E PERMIT Special Condition 9E PERMIT Special Terms & Conditions 1A & 23 OP	
	Description: Failure to submit results within 60 days of completion of stack testing (Category B3).	
	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 106, SubChapter K 106.261(a)(7) 30 TAC Chapter 116, SubChapter B 116.110(a)(4) 30 TAC Chapter 122, SubChapter B 122.143(4) 5C THSC Chapter 382 382.085(b) Special Terms & Conditions 23 OP	
	Description: Failure to submit a PI-7 prior to modification of tank T280-181 (Category B9).	
	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 63, SubChapter C, PT 63, SubPT CC 63.654(c)(4)(i) 5C THSC Chapter 382 382.085(b) Special Condition 6 PERMIT Special Terms & Conditions 1A & 23 OP	
	Description: Failure to collect sample from Cooling Tower UU4 (Category C1).	
	Self Report? NO	Classification: Moderate
	Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)	

30 TAC Chapter 115, SubChapter D 115.354(2)(C)
 30 TAC Chapter 115, SubChapter H 115.781(b)
 30 TAC Chapter 115, SubChapter H 115.781(b)(3)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(1)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-7a(a)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(b)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.174(b)(3)(i)
 5C THSC Chapter 382 382.085(b)
 Special Condition 4F PERMIT
 Special Condition 9F PERMIT
 Special Conditions 11E & 11F PERMIT
 Special Conditions 51E & 51F PERMIT
 Special Conditions 6E & 6F PERMIT
 Special Conditions 9E & 9F PERMIT
 Special Terms & Conditions 1A & 23 OP
 Description: Failure to monitor components (Category C7).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 67(B)(1) PERMIT
 Special Terms & Conditions 23 OP
 Description: Failure to document the TO temperature every six minutes (Category C3).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(3)(ii)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(6)(ii)
 5C THSC Chapter 382 382.085(b)
 Special Condition 14A PERMIT
 Special Terms & Conditions 1A & 23 OP
 Description: Failure to maintain the flare net heating value (Category C4).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 14C PERMIT
 Special Terms & Conditions 1A & 23 OP
 Description: Failure to prevent visible emissions from the flare (Category C4).
 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 4 PERMIT
 Special Terms & Conditions 23 OP
 Description: Failure to maintain and operate the alkalinity monitor that measures the caustic scrubbing solution (Category C1).
 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 12(B)(1) PERMIT
 Special Terms & Conditions 23 OP
 Description: Failure to have the bypass meter after the bypass valve (Category C1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 14(D) PERMIT
 Special Terms & Conditions 23 OP
 Description: Failure to install a flow meter (Category B1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter B 115.114(a)(2)(A)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.113b(b)(6)(i)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP

Description: Failure prevent bringing a tank into service before repairs are completed (Category C1).

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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the MAER for PS3B-401BA (EPN: 41) (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the MAER for PS3B-401BB (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the MAER for AU2-B601 (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 16(C) PERMIT
Special Terms & Conditions 23 OP

Description: Failure to perform annual flow meter calibration (Category B1).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 115, SubChapter H 115.789(5)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-6a(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 4E PERMIT
Special Condition 51E PERMIT
Special Condition 9E PERMIT
Special Terms & Conditions 1A & 23 OP

Description: Failure to prevent open ended lines (Category C10).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(3)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions 10A OP

Description: Failure to submit start-up notification in the required time (Category C3).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(f)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(5)
Special Condition 14B PERMIT
Special Terms & Conditions 1A & 23 OP

Description: Failure to continuously monitor the presence of a pilot flame (Category C1).

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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the MAER for AU2-B621A/B (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

Description: Special Terms & Conditions 23 OP
 Failure to prevent exceedance of the MAER for UU4-B402A/B/C (EPN: 213) (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 Terms & Conditions 23 OP
 Description: Failure to prevent exceedance of the MAER for UU4-B401A (EPN: 211) (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 Terms & Conditions 23 OP
 Description: Failure to prevent exceedance of the MAER for PS3A-103B (EPN: 55) (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 Terms & Conditions 23 OP
 Description: Failure to prevent exceedance of the MAER for UU4-B401B (EPN: 212) (Category B13).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 14D PERMIT
 Special Terms & Conditions 23 OP
 Description: Failure to perform semi-annual grab sample on TCH-SWS (Category C1).
 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 (Category B3).
 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 45A PERMIT
 Special Terms & Conditions 23 OP
 Description: Failure to perform quarterly ammonia sampling (Category B1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 112, SubChapter A 112.7(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Periodic Monitoring Summary OP
 Special Terms & Conditions 1A OP
 Description: Failure to prevent exceedance of the MAER for SRU-F8CD (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 Terms & Conditions 23 OP
 Description: Failure to prevent exceedance of the MAER for UU4-B406 (Category B13).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter B 115.112(e)(2)(B)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(b)(8)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP
 Description: Failure to complete tank repairs in the required timeframe (Category C1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 117, SubChapter B 117.310(f)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)

Special Terms & Conditions 1A OP
 Description: Failure to prevent operation of engines during restricted hours (Category C4).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(4)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP
 Description: Failure to take sample within 10 hours of flare on-line analyzer downtime (Category C1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT ZZZZ 63.6630(a)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT ZZZZ 63.6630(b)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP
 Description: Failure to determine CO reduction and pressure drop across the catalyst bed & inlet temperature & develop and implement a Continuous Parameter Monitoring System (CPMS) (Category B3).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT ZZZZ 63.6650(b)(4)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP
 Description: Failure to submit semi-annual 40 CFR 63, Subpart ZZZZ reports (Category B3).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 39 PERMIT
 Special Terms & Conditions 23 OP
 Description: Failure to perform stack test in the prescribed location (Category B1).

2 Date: 08/30/2016 (1335024)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 PERMIT
 Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. [Category B13]

3 Date: 08/30/2016 (1300022)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 5C THSC Chapter 382 382.085(b)
 SC-1 PERMIT
 Description: Failure to prevent unauthorized emissions resulting from an emissions event. [Category B13]

4 Date: 10/17/2016 (1324433)
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 117, SubChapter B 117.345(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Conditions 39(E) PERMIT
 Special Term and Conditions (1)(A) OP
 Description: Failure to submit the Relative Accuracy Test Audit (RATA) report by the report submittal deadline. Category C3.

5 Date: 12/31/2016 (1397095)
 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

6 Date: 02/01/2017 (1362634)
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)

Special Terms & Conditions 3B OP
 Description: Failure to prevent visible emissions (Category C4).
 Self Report? NO Classification: Minor
 Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEEE 63.2382(d)(1)
 5C THSC Chapter 382 382.085(b)
 Description: Failure to submit Notice of Compliance Status (NOCS) (Category C3).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 117, SubChapter B 117.345(c)(1)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP
 Description: RATA results not submitted within 60 days (Category C3).

7 Date: 03/10/2017 (1395716)
 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 prevent exceedance of the maximum tank throughput representations (Tank T280-533) (Category B19(g)(1)).
 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 prevent exceedance of the maximum tank throughput representations (T280-1041) (Category B19(g)(1)).
 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 prevent exceedance of the maximum tank throughput representation for T280-185 (Category B19(g)(1)).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1H OP
 Description: Failure to maintain the minimum oxygen content for DDU-101B (EPN: 202) (Category B19(g)(1)).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1H OP
 Description: Failure to maintain the minimum oxygen content for PS3B-401BA (EPN: 41) (Category B19(g)(1)).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1H OP
 Description: Failure to maintain the minimum oxygen content for PS3A-102BA (EPN: 53) (Category B19(g)(1)).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1H OP
 Description: Failure to maintain the minimum oxygen content for UU3-302BA (EPN: 162) (Category B19(g)(1)).
 Self Report? NO Classification: Moderate
 Citation: 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 Terms & Conditions 1A OP
 Description: Failure to prevent exceedance of the rolling 24-hour CO ppm concentration for UU4-B401A (EPN: 211) (Category B19(g)(1)).
 Self Report? NO Classification: Moderate
 Citation: 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 Terms & Conditions 1A OP
 Description: Failure to prevent exceedance of the rolling 24-hour CO ppm concentration for AU2-B621A/B (EPNs: 171 & 173)(Category B19(g)(1)).

	Self Report?	NO	Classification:	Moderate
	Citation:	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 Terms & Conditions 1A OP		
	Description:	Failure to prevent exceedance of the rolling 24-hour CO ppm concentration for ULC-104BA/BB (EPN: 205) (Category B19(g)(1)).		
	Self Report?	NO	Classification:	Moderate
	Citation:	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 Terms & Conditions 1A OP		
	Description:	Failure to prevent exceedance of the rolling 24-hour CO ppm concentration for UU3 306B (EPN: 167) (Category B19(g)(1)).		
8	Date:	05/15/2017 (1222985)		
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 116, SubChapter G 116.715(a) 47256, Special Condition 1 PERMIT 5C THSC Chapter 382 382.085(b)		
	Description:	Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event.		
9	Date:	06/13/2017 (1357056)		
	Self Report?	NO	Classification:	Moderate
	Citation:	47256, Special Condition 1 PERMIT 30 TAC Chapter 116, SubChapter G 116.715(a) 5C THSC Chapter 382 382.085(b)		
	Description:	Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event.		
10	Date:	07/31/2017 (1443470)		
	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		
11	Date:	08/31/2017 (1450097)		
	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		
12	Date:	09/29/2017 (1378273)		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 115, SubChapter B 115.114(a)(4) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.113b(b)(1)(i) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT WW 63.1063(c)(2)(ii) 5C THSC Chapter 382 382.085(b) Special Terms & Conditions 1A & 4 OP		
	Description:	Failure to perform tank inspections in the required timeframes (Category C1).		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 117, SubChapter G 117.8130(3) 5C THSC Chapter 382 382.085(b) Special Terms & Conditions 37 OP		
	Description:	Failure to determine ammonia slip (Category C1).		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 116, SubChapter B 116.116(b)(1) 5C THSC Chapter 382 382.085(b)		
	Description:	Failed to obtain a permit amendment. Specifically, the Respondent did not accurately represent the total gas flow to the WWTP Thermal Oxidizer, EPN 293, in the permit application for NSR Permit No. 22107 and operated the unit without obtaining a permit amendment.		
	Self Report?	NO	Classification:	Minor
	Citation:	30 TAC Chapter 115, SubChapter D 115.354(11) 30 TAC Chapter 115, SubChapter D 115.354(2)(B) 30 TAC Chapter 115, SubChapter D 115.354(2)(C) 30 TAC Chapter 115, SubChapter H 115.781(b)(3) 30 TAC Chapter 115, SubChapter H 115.781(b)(8)		

30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-2(a)(1)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(1)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-7a(a)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(b)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.174(b)
 5C THSC Chapter 382 382.085(b)
 Special Condition 4F PERMIT
 Special Condition 9F PERMIT
 Special Conditions 11E & 11F PERMIT
 Special Conditions 51E & 51F PERMIT
 Special Conditions 6E & 6F PERMIT
 Special Conditions 9E & 9F PERMIT
 Special Terms & Conditions 1A & 23 OP
 Description: Failure to monitor components (Category C7).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(f)(2)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(5)
 5C THSC Chapter 382 382.085(b)
 Special Condition 14B PERMIT
 Special Terms & Conditions 1A & 23 OP
 Description: Failure to continuously monitor the presence of a pilot flame (Category C1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(4)
 40 CFR Chapter 65, SubChapter C, PT 65, SubPT G 65.147(a)(2)
 5C THSC Chapter 382 382.085(b)
 Special Condition 14C PERMIT
 Special Condition 7C PERMIT
 Special Terms & Conditions 1A & 23 OP
 Description: Failure to prevent visible emissions from the flares (Category C4).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 61(B)(1) PERMIT
 Special Terms & Condition 23 OP
 Description: Failure to control degassing until the VOC concentration is less than 10,000 ppm or 10 percent of the LEL (Category B13).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(4)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP
 Description: Failure to take sample within 10 hours of flare on-line analyzer downtime (Category B1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 32 PERMIT
 Special Terms & Conditions 23 OP
 Description: Failure to maintain the liquid to gas ratio on FCCU3 (EPN: 34) (Category C4).
 Self Report? NO Classification: Moderate
 Citation: 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 Terms & Conditions 1A OP
 Description: Failure to prevent exceedance of the rolling 24-hour CO ppm concentration (Category B13).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)

Special Condition 27 PERMIT
Special Condition 5 PERMIT
Special Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the hourly CO ppm concentration (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.654(c)(4)(i)
5C THSC Chapter 382 382.085(b)
Special Condition 3 PERMIT
Special Condition 46 PERMIT
Special Terms & Conditions 1A & 23 OP
Description: Failure to collect monthly cooling tower samples (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 4 PERMIT
Special Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the maximum daily firing rate for UU4-B401B (EPN: 212) (Category C4).
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 5 PERMIT
Special Condition 8 PERMIT
Special Condition 9 PERMIT
Special Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the NOx lb/MMBtu limit (Category B13).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter H 115.725(a)(1)(C)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions 1A OP
Description: Failure to maintain the minimum oxygen content (Category C4).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Kb 60.113b(b)(5)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT WW 63.1066(b)(1)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions 1A OP
Description: Failure to submit tank inspection notifications (Category B3).
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(c)(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(1)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions 23 OP
Description: Failure to submit the start of construction notification (Category B3).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(1)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions 3A OP
Description: Failure to prevent visible emissions from FCCU1 (Category C4).
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 Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for COKR-B301 (EPN: 74) (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for PS3A-101BA/BB (EPN: 51) (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for NDU1-80 (EPN: 80) (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for PS3A-103B (EPN: 55) (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for UU4-B401B (EPN: 212) (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for UU4-B405 (EPN: 216).
 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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for PS3A-102BA/BB (EPN: 53) (Category B13).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 1 PERMIT
 Special Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for TCH-DDU (EPN: 396A) (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for UU4-404B (EPN: 215) (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 Terms & Conditions 23 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for UU3-305B (EPN: 165) (Category B13).

13 Date: 09/30/2017 (1455916)
 Self Report? YES Classification: Moderate
 Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
 30 TAC Chapter 305, SubChapter F 305.125(1)
 Description: Failure to meet the limit for one or more permit parameter

Date: 07/25/2018 (1481854)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.103(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1565(a)(1)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions (ST&C) 1A OP

Description: Failure to maintain Carbon Monoxide (CO) emissions below the required limit.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.104(a)(1)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions (ST&C) 1A OP

Description: Failure to maintain the hydrogen sulfide (H2S) concentration in fuel gas below the required limit.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition (SC) 35 PERMIT
Special Term & Condition (ST&C) 21 & 24 OP

Description: Failure to maintain one-hour exhaust oxygen (O2) concentrations above the required limit.

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition (SC) 10E PERMIT
Special Terms & Conditions (ST&C) 24 OP
Special Terms & Conditions (ST&C) 1A OP

Description: Failure to prevent Open Ended Lines (OELs) in VOC service.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition (SC) 35 PERMIT
Special Terms & Conditions (ST&C) 21 OP
Special Terms & Conditions (ST&C) 24 OP

Description: Failure to maintain firebox minimum 6-minute average exit temperature above the required limit.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 5B PERMIT
Special Terms and Conditions (ST&C) 1A OP
Special Terms and Conditions (ST&C) 24 OP

Description: Failure to operate flare with a continuously lit pilot light.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(3)(ii)
5C THSC Chapter 382 382.085(b)
Special Condition 5A PERMIT
Special Terms and Conditions (ST&C) 1A OP
Special Terms and Conditions (ST&C) 24 OP

Description: Failure to operate flare with a net heating value at or above the required limit.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT WW 63.1066(b)(1)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions (ST&C) 1A OP

Description: Failure to provide notification of tank inspection.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition (SC) 25C PERMIT
Special Terms & Conditions (ST&C) 21 OP
Special Terms & Conditions (ST&C) 24 OP
Description: Failure to maintain natural draft operation within the required limits.
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.354(d)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions (ST&C) 1A OP
Description: Failure to monitor the carbon canister system.
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.105a(b)(1)
5C THSC Chapter 382 382.085(b)
Special Terms & Conditions (ST&C) 1A OP
Description: Failure to maintain recirculation pressure at or above the required level.
Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(g)
5C THSC Chapter 382 382.085(b)
Description: Failure to repair closed vent system leak within the required timeline.

15 Date: 08/15/2018 (1482229)
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 117, SubChapter G 117.8140(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to conduct quarterly engine emissions test [Category B1]
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)(C)
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(c)(1)(i)
5C THSC Chapter 382 382.085(b)
FOP Special Term & Condition 16 OP
NSR Special Condition 15F PERMIT
Description: Failure to identify and conduct quarterly monitoring on 361 valves in VOC service [Category B1]

16 Date: 08/20/2018 (1395495)
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
47256 Special Condition 1 PERMIT
5C THSC Chapter 382 382.085(b)
Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. (Category B13)

17 Date: 08/28/2018 (1478367)
Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
47256, Special Condition PERMIT
5C THSC Chapter 382 382.085(b)
Description: Failure to meet the demonstration criteria for an affirmative defense for unauthorized emissions during an emissions event. (Category B13)

18 Date: 09/30/2018 (1533560)
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

19 Date: 12/12/2018 (1505652)
Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.13(c)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 39E PERMIT
Special Term & Condition 31A OP
Special Term & Condition 9E OP
Description: Failure to submit final stack test reports within 60 days after sampling is completed.
(Category C3)

20 Date: 12/12/2018 (1498368)
Self Report? YES 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)
SC 6 PERMIT
STC 1 OP
STC 28 OP
STC 9 OP
Description: Failure to conduct a Relative Accuracy Test Audit (RATA) at least once every four
calendar quarters. (C1)

21 Date: 12/31/2018 (1559511)
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

22 Date: 02/08/2019 (1545109)
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 Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for
UU4-B401A (EPN: 211) (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 Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for
ALK3-F1001 (EPN: 521) (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 Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for
PS3B-401BA (EPN: 41) (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 Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for
PS3B-401BB (EPN: 42) (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 Terms & Conditions 23 OP
Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) for
UU4-B406 (EPN: 218) (Category B13).

23 Date: 07/18/2019 (1555252)

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
NSR 2315, Special Conditions 9(A) PERMIT
Description: Failure to submit notification of testing by the required deadline.(Category B3, Minor)

24 Date: 08/21/2019 (1459034)
Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 115, SubChapter H 115.783(5)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-6a(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 51E PERMIT
Special Condition 9E PERMIT
Special Terms & Conditions 1A & 28 OP
Description: Failure to prevent open ended lines (Category C10).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 9 PERMIT
Special Term & Condition 28 OP

Description: Failure to prevent exceedance of the NOx lb/MMBtu limit (Category B13).

Self Report? NO Classification: Moderate

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

Description: Failure to maintain the minimum oxygen content (Category C4).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 46 PERMIT
Special Terms & Conditions 1A & 28 OP

Description: Failure to collect monthly cooling tower samples (Category C1).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(3)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(6)(ii)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP

Description: Failure to maintain the minimum net heating value on TCH-ULC (EPN: 351A) (Category C4).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 115, SubChapter H 115.781(b)(3)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-7a(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.174(b)(3)(i)
5C THSC Chapter 382 382.085(b)
Special Condition 17G PERMIT
Special Condition 4F PERMIT
Special Condition 9F PERMIT
Special Conditions 11E & 12 PERMIT
Special Conditions 6E & 6F PERMIT
Special Conditions 51F & 52E PERMIT
Special Terms & Conditions 1A & 28 OP

Description: Failure to monitor components (Category C7).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)
 Special Condition 31E PERMIT
 Special Term & Condition 28 OP
 Description: Failure to prevent exceedance of the SO2 ppm for FCCU3 (EPN: 34A) (Category B13).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.107a(a)(2)(ii)
 5C THSC Chapter 382 382.085(b)
 Special Term & Condition 1A OP
 Description: Failure to perform a cylinder gas audit (CGA) on CRPII Flare (TCH-RHU) (EPN: 501)
 (Category C1).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter B 115.112(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 prevent exceedance of the maximum exemption vapor pressure for Tank 4000
 (EPN: 280-4000) (Category B19(g)(1)).
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 14C PERMIT
 Special Terms & Conditions 1A & 28 OP
 Description: Failure to prevent visible emissions from TCH-ULC (EPN: 351A) (Category C4).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 115, SubChapter H 115.764(a)(2)
 5C THSC Chapter 382 382.085(b)
 Description: Failure to take a cooling tower sample within 24-hours of analyzer downtime (Category
 C1).
 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 13F PERMIT
 Special Term & Condition 28 OP
 Description: Failure to conduct weekly TDS sampling of the NDU Cooling Tower (EPN: 419)
 (Category C1).
 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 14 PERMIT
 Special Term & Condition 28 OP
 Description: Failure to maintain the minimum temperature on the Dock 54 TO (EPN: 1300)
 (Category C4).
 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 18 PERMIT
 Special Term & Condition 28 OP
 Description: Failure to maintain the minimum vacuum on the Dock 54 TO (EPN: 1300) (Category
 C4).
 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 28 OP
 Description: Failure to prevent exceedance of the MAER for COKR-B301 (EPN: 74) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for PS3B-402BE/F/G (EPN: 43A) (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 28 OP
Description: Failure to prevent exceedance of the MAER for PS3B-401BA (EPN: 41) (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 28 OP
Description: Failure to prevent exceedance of the MAER for PS3B-401BB (EPN:42) (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 28 OP
Description: Failure to prevent exceedance of the MAER for COKR-B201 (EPN:72) (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 28 OP
Description: Failure to prevent exceedance of the MAER for UU4-B402A/B/C (EPN: 213) (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 28 OP
Description: Failure to prevent exceedance of the MAER for UU4-B406 (EPN: 218) (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 28 OP
Description: Failure to prevent exceedance of the MAER for NDU1-80 (EPN: 80) (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 28 OP
Description: Failure to prevent exceedance of the MAER for UU4-B404 (EPN: 215) (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 28 OP
Description: Failure to prevent exceedance of the MAER for AU2-B601 (EPN: 601) (Category B13).

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP
Description: Failure to prevent exceedance of the MAER for UU3-309B (EPN: 165A) (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 28 OP
Description: Failure to prevent exceedance of the MAER for UU4-B401B (EPN: 212) (Category B13).

Self Report? NO Classification: Moderate
Citation: 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 Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU4 B402A/B/C (EPN: 213) (Category B13).

Self Report? NO Classification: Moderate
Citation: 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 Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU3-301BA/B/C/D (EPN: 161) (Category B13).

Self Report? NO Classification: Moderate
Citation: 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 Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU3-306B (EPN: 167) (Category B13).

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 117, SubChapter B 117.310(c)(1)(A)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU4-B406 (EPN: 218) (Category B13).

Self Report? NO Classification: Moderate
Citation: 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 Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for AU2-B601 (EPN: 601) (Category B13).

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 27 PERMIT
Special Term & Condition 28 OP
Description: Failure to prevent exceedance of the 1-hour CO concentration for FCU3-FUGIT (EPN: 34A) (Category B13).

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 (Category B3).

25* Date: 09/30/2019 (1613186)
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

26* Date: 10/31/2019 (1619000)
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

27* Date: 11/14/2019 (1597059)

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP Special Term and Condition 1A OP
Description: Failure to submit the Relative Accuracy Test Audit (RATA) report by the report submittal
deadline. (Category C3)

28* Date: 11/30/2019 (1626352)
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

29* Date: 12/31/2019 (1633993)
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

30* Date: 02/25/2020 (1603435)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.658(g)
5C THSC Chapter 382 382.085(b)
ST&C 23 OP
Description: Failure to complete initial corrective actions for benzene exceedence within 45 days

31* Date: 03/11/2020 (1629775)
Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.658(h)
5C THSC Chapter 382 382.085(b)
FOP, Special Terms & Conditions 23 OP
Description: Failure to submit the corrective action plan to the Administrator within 60 days of the
determination that no initial corrective action could be identified. (Category B3)

32* Date: 08/04/2020 (1652826)
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 32A OP
Description: Failure to conduct a compliance test annually. (Category C1)
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 32A OP
Description: Failure to conduct a compliance test annually. (Category C1)
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 32A OP
Description: Failure to conduct a compliance test annually. (Category C1)
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 1A OP
Special Term and Condition 32A OP
Description: Failure to conduct a compliance test annually. (Category C1)

33* Date: 08/11/2020 (1639840)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 115, SubChapter H 115.783(5)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-6a(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 9(E) PERMIT
Special Conditions 51(E) & 68(A) PERMIT
Special Terms & Conditions 1A & 28 OP

Description: Failure to prevent open ended lines (OELs) (Category C10).

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 28 OP

Description: Failure to prevent exceedance of the NOx lb/MMBtu for PS3B-402BE/BF/BG (EPN: 167) (Category B12).

Self Report? NO Classification: Minor

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

Description: Failure to maintain the minimum oxygen content (Category C4).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(e)
5C THSC Chapter 382 382.085(b)
Special Condition 7(1)(1) PERMIT
Special Terms & Conditions 1A & 28 OP

Description: Failure to maintain the minimum Net Heating Value on TCH-6 (EPN: 530) & TCH-DDU (EPN: 396A) (Category C4).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)
30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 115, SubChapter D 115.354(2)(C)
30 TAC Chapter 115, SubChapter H 115.781(b)(3)
30 TAC Chapter 115, SubChapter H 115.782(d)(2)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-9(a)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-2a(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-7a(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(d)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.174(b)(3)(i)
5C THSC Chapter 382 382.085(b)
Speical Condition 9(F) PERMIT
Special Condition 11(F) PERMIT
Special Condition 15(F) PERMIT
Special Condition 30(F) PERMIT
Special Condition 59(F) PERMIT
Special Condition 6(F) PERMIT
Special Conditions 11(E) & 12 PERMIT
Special Conditions 11(F); 12(E); & 12(F) PERMIT
Special Conditions 57(F) & 58(E)-(F) PERMIT
Special Terms & Conditions 1A & 28 OP

Description: Failure to monitor components (Category C7).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 42(B)(2) PERMIT
Special Term & Condition 28 OP

Description: Failure to perform a cylinder gas audit (CGA) on the dock thermal oxidizers (EPNs: DKTO294-1; -2; and -3) (Category C1).

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(4)
40 CFR Chapter 65, SubChapter C, PT 65, SubPT G 65.147(a)(2)
5C THSC Chapter 382 382.085(b)
Special Condition 14(C) PERMIT
Special Terms & Conditions 1A & 28 OP
Description: Failure to prevent visible emissions from TCH-DDU (EPN: 396A) & TCH-3 (EPN: 321) (Category C4).

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 117, SubChapter G 117.8140(b)
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 quarterly engine testing on P-J16B & TK117APUMP (Category C1).

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(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 properly install a HRVOC analyzer on TCH-3 (EPN: 321) (Category B1).

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 115, SubChapter H 115.725(d)(4)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1A OP
Description: Failure to perform HRVOC sampling during analyzer downtime on TCH-ULC (EPN: 351A); TCH-AU2 (EPN: 611); and TCH-DDU (EPN: 396A) (Category B1).

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 43 PERMIT
Special Term & Condition 28 OP
Description: Failure to perform stack sampling in the required timeframe on ULC-102B; -103B; and -100B (EPNs: 203; 204; and 201) (Category B1).

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 45(A) PERMIT
Special Term & Condition 28 OP
Description: Failure to perform quarterly ammonia sampling of the SRU acid gas (Category B1).

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(1)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 9(A) OP
Description: Failure to submit construction/reconstruction notifications (Category C3).

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 3 PERMIT
Special Term & Condition 28 OP
Description: Failure to prevent exceedance of the firing rate of PS3A-103B (EPN: 55) (Category C4).

Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.671(c)(2)
5C THSC Chapter 382 382.085(b)
Special Term & Condition 1(E) OP
Description: Failure to perform a retest multipoint on TCH-DDU & TCH-3 (EPNs: 396A & 321) (Category C1).

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 28 OP
 Description: Failure to prevent exceedance of the MAER for PS3B-401BA (EPN: 41) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for PS3B-401BB (EPN:42) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for COKR-B301 (EPN: 74) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for UU4-B404 (EPN: 215) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for AU2-B621A/B (EPNs: 171 & 173) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for UU4-B401A (EPN: 211) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for UU4-B401B (EPN: 212) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for UU4-B406 (EPN: 218) (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 28 OP
 Description: Failure to prevent exceedance of the MAER for UU4-B402A/B/C (EPN: 213) (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 28 OP
Description: Failure to prevent exceedance of the MAER for PS3B-402BE/F/G (EPN: 43A) (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP
Description: Failure to prevent exceedance of the MAER for UU3-309B (EPN: 165A) (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP
Description: Failure to prevent exceedance of the MAER for UU3-310B/-311B/-312B/313B (EPN: 161A) (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP
Description: Failure to prevent exceedance of the MAER for PS3A-101BA/BB (EPN: 51) (Category B13).
Self Report? NO Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Term & Condition 28 OP
Description: Failure to prevent exceedance of the MAER for PS3A-103B (EPN: 55) (Category B13).
Self Report? NO Classification: Moderate
Citation: 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 Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU3-306B (EPN: 167) (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 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU3-302BA/B/C (EPN: 162) (Category B13).
Self Report? NO Classification: Minor
Citation: 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 Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU4-B401A (EPN: 211) (Category B13).
Self Report? NO Classification: Minor
Citation: 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 Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for UU4 B402A/B/C (EPN: 213) (Category B13).
Self Report? NO Classification: Minor
Citation: 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 Term & Condition 1A OP
Description: Failure to prevent exceedance of the 24-hour CO concentration for RHU-501B/502B (EPN: 484) (Category B13).
Self Report? NO Classification: Minor

Citation: 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 Term & Condition 1A OP

Description: Failure to prevent exceedance of the 24-hour CO concentration for ULC-104BA/BB (EPN: 205) (Category B13).

Self Report? NO Classification: Minor

Citation: 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 Term & Condition 1A OP

Description: Failure to prevent exceedance of the 24-hour CO concentration for ULC-105BA/BB (EPN: 206) (Category B13).

34* Date: 08/28/2020 (1663778)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition (SC) 10E PERMIT
 Special Terms & Conditions (ST&C) 1A OP
 Special Terms & Conditions (ST&C) 24 OP

Description: Failure to prevent Open Ended Lines (OELs) in VOC service. (Category C10)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition (SC) 35 PERMIT
 Special Terms & Conditions (ST&C) 21 OP
 Special Terms & Conditions (ST&C) 24 OP

Description: Failure to maintain firebox minimum 6-minute average exit temperature above the required limit. (Category B18.g.1)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(e)
 5C THSC Chapter 382 382.085(b)
 Special Condition (SC) 4 PERMIT
 Special Terms & Conditions (ST&C) 1A OP
 Special Terms & Conditions (ST&C) 24 OP

Description: Failure to operate flare with a net heating value at or above the required limit. (Category B18.g.1)

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)
 30 TAC Chapter 115, SubChapter D 115.354(2)
 30 TAC Chapter 115, SubChapter H 115.781(b)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-2a(a)(1)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-7a(a)(2)(i)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions 1A OP
 Special Terms & Conditions 21 OP

Description: Failure to conduct monitoring of all components. (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)
 5C THSC Chapter 382 382.085(b)
 Special Condition (SC) 5C PERMIT
 Special Terms & Conditions (ST&C) 1A OP
 Special Terms & Conditions (ST&C) 21 OP

Description: Failure to prevent visible emissions. (Category C4)

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.166(a)
 5C THSC Chapter 382 382.085(b)
 Special Terms & Conditions (ST&C) 1A OP

Description: Failure to meet the closed-loop sampling connection system requirements. (Category C4)

- 35 Date: 10/21/2020 (1677530)
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 43 PERMIT
 Special Term and Condition 1A OP
 Special Term and Condition 32A OP
 Description: Failure to conduct a compliance test annually.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter G 116.715(a)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 SPECIAL CONDITION 43 PERMIT
 SPECIAL TERM AND CONDITION 1A OP
 SPECIAL TERM AND CONDITION 32A OP
 Description: Failure to conduct a compliance test annually.
- 36 Date: 10/31/2020 (1712310)
 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
- 37 Date: 01/13/2021 (1699557)
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 335, SubChapter A 335.6(c)
 Description: Failure to update the Notice of Registration (NOR).
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 335, SubChapter A 335.9(a)(2)
 Description: Failure to submit a complete and correct Annual Waste Summary (AWS) reports for 2017, 2018, and 2019.
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 335, SubChapter C 335.69(a)(3)
 40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(3)
 Description: The facility failed to label hazardous waste tanks.
- 38 Date: 02/08/2021 (1575171)
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 327 327.5(c)
 Description: Failure to submit written information describing the details of a reportable spill within 30 days of the discovery of the spill.
- 39 Date: 03/22/2021 (1699557)
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 335, SubChapter E 335.112(a)(20)
 40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1050(c)
 Description: Failure to identify Subpart BB applicable equipment such that the equipment is readily distinguished.

* NOVs applicable for the Compliance History rating period 9/1/2015 to 8/31/2020

Appendix B**All Investigations Conducted During Component Period June 18, 2016 and June 18, 2021**

Item 1*	June 20, 2016**	(1352105)
Item 2	June 24, 2016**	(1306889)
Item 3*	July 07, 2016**	(1275155)
Item 4*	July 19, 2016**	(1359079)
Item 5	July 22, 2016**	(1337955)
Item 6*	August 05, 2016**	(1337283)
Item 7*	August 18, 2016**	(1365501)
Item 8	August 25, 2016**	(1335013)
Item 9	August 29, 2016**	(1336089)
Item 10	August 30, 2016**	(1275825)
Item 11	August 31, 2016**	(1336082)
Item 12*	September 15, 2016**	(1345356)
Item 13*	September 19, 2016**	(1375232)
Item 14*	September 20, 2016**	(1336338)
Item 15*	September 22, 2016**	(1363112)
Item 16*	September 23, 2016**	(1358521)
Item 17*	September 29, 2016**	(1363223)
Item 18	October 07, 2016**	(1330162)
Item 19	October 14, 2016**	(1324433)
Item 20*	October 17, 2016**	(1365168)
Item 21*	October 19, 2016**	(1363492)
Item 22	October 20, 2016**	(1287404)
Item 23*	November 17, 2016**	(1368951)
Item 24*	November 29, 2016**	(1343965)
Item 25*	December 13, 2016**	(1363837)
Item 26*	December 16, 2016**	(1390478)
Item 27*	January 02, 2017**	(1382436)
Item 28*	January 10, 2017**	(1383277)
Item 29	January 17, 2017**	(1397095)
Item 30*	January 20, 2017**	(1371353)
Item 31	February 01, 2017**	(1352041)
Item 32*	February 20, 2017**	(1403979)
Item 33*	February 24, 2017**	(1395160)
Item 34	February 28, 2017**	(1145845)
Item 35*	March 07, 2017**	(1389962)
Item 36	March 10, 2017**	(1395716)
Item 37	March 20, 2017**	(1358955)
Item 38*	March 21, 2017**	(1396280)
Item 39*	March 23, 2017**	(1184469)
Item 40*	March 29, 2017**	(1165750)

Item 41	April 17, 2017**	(1401873)
Item 42*	April 20, 2017**	(1417577)
Item 43	May 15, 2017**	(1222985)
Item 44*	May 17, 2017**	(1425173)
Item 45	June 13, 2017**	(1357056)
Item 46*	June 19, 2017**	(1431172)
Item 47*	July 10, 2017**	(1416584)
Item 48*	July 13, 2017**	(1424201)
Item 49*	July 18, 2017**	(1439782)
Item 50*	July 24, 2017**	(1428835)
Item 51*	August 09, 2017**	(1416695)
Item 52	August 16, 2017**	(1443470)
Item 53*	August 22, 2017**	(1403861)
Item 54	September 20, 2017**	(1450097)
Item 55*	September 21, 2017**	(1437602)
Item 56*	September 25, 2017**	(1389229)
Item 57*	September 27, 2017**	(1439003)
Item 58	September 29, 2017**	(1378273)
Item 59	October 17, 2017**	(1455916)
Item 60*	October 20, 2017**	(1447355)
Item 61*	October 25, 2017**	(1435174)
Item 62*	October 30, 2017**	(1447276)
Item 63*	November 17, 2017**	(1461399)
Item 64	November 29, 2017**	(1368831)
Item 65*	December 14, 2017**	(1449337)
Item 66*	December 20, 2017**	(1467778)
Item 67	January 09, 2018**	(1455481)
Item 68*	January 19, 2018**	(1474482)
Item 69*	January 26, 2018**	(1465198)
Item 70*	February 13, 2018**	(1465994)
Item 71*	February 19, 2018**	(1486709)
Item 72*	March 09, 2018**	(1461000)
Item 73*	March 19, 2018**	(1490387)
Item 74	March 26, 2018**	(1341973)
Item 75*	April 06, 2018**	(1479021)
Item 76*	April 19, 2018**	(1493623)
Item 77	April 27, 2018**	(1395485)
Item 78*	April 30, 2018**	(1454895)
Item 79*	May 01, 2018**	(1465012)
Item 80	May 03, 2018**	(1439428)
Item 81*	May 18, 2018**	(1500541)
Item 82*	May 22, 2018**	(1483138)

Item 83	June 11, 2018**	(1479339)
Item 84*	June 19, 2018**	(1507658)
Item 85	June 27, 2018**	(1428724)
Item 86*	July 13, 2018**	(1498424)
Item 87*	July 18, 2018**	(1498193)
Item 88*	July 20, 2018**	(1513975)
Item 89*	July 25, 2018**	(1498079)
Item 90	July 27, 2018**	(1481854)
Item 91*	July 30, 2018**	(1498041)
Item 92*	July 31, 2018**	(1505900)
Item 93*	August 01, 2018**	(1498156)
Item 94*	August 07, 2018**	(1498138)
Item 95	August 09, 2018**	(1482229)
Item 96*	August 10, 2018**	(1499005)
Item 97*	August 13, 2018**	(1482401)
Item 98*	August 17, 2018**	(1520037)
Item 99	August 20, 2018**	(1395495)
Item 100	August 28, 2018**	(1478367)
Item 101	August 29, 2018**	(1478362)
Item 102*	September 12, 2018**	(1505062)
Item 103*	September 13, 2018**	(1498136)
Item 104*	September 19, 2018**	(1527202)
Item 105*	September 21, 2018**	(1498167)
Item 106*	September 24, 2018**	(1503810)
Item 107*	September 25, 2018**	(1517480)
Item 108*	October 16, 2018**	(1498161)
Item 109*	October 18, 2018**	(1498141)
Item 110	October 19, 2018**	(1357053)
Item 111*	October 25, 2018**	(1498333)
Item 112*	October 30, 2018**	(1498142)
Item 113*	November 16, 2018**	(1541395)
Item 114*	December 20, 2018**	(1533398)
Item 115	January 09, 2019**	(1498368)
Item 116*	January 17, 2019**	(1537529)
Item 117*	February 01, 2019**	(1498191)
Item 118*	February 04, 2019**	(1540531)
Item 119*	February 11, 2019**	(1498171)
Item 120*	February 12, 2019**	(1498135)
Item 121*	February 20, 2019**	(1559509)
Item 122*	February 28, 2019**	(1549949)
Item 123*	March 01, 2019**	(1358178)
Item 124	March 15, 2019**	(1471140)

Item 125*	March 20, 2019**	(1551893)
Item 126*	April 14, 2019**	(1550069)
Item 127*	April 15, 2019**	(1554545)
Item 128*	April 18, 2019**	(1571776)
Item 129*	April 23, 2019**	(1554234)
Item 130*	April 24, 2019**	(1552960)
Item 131*	May 14, 2019**	(1554102)
Item 132*	May 16, 2019**	(1556622)
Item 133*	May 20, 2019**	(1583161)
Item 134*	May 30, 2019**	(1555681)
Item 135*	June 05, 2019**	(1557812)
Item 136*	June 19, 2019**	(1583162)
Item 137*	June 26, 2019**	(1555454)
Item 138	July 09, 2019**	(1551126)
Item 139*	July 17, 2019**	(1556044)
Item 140	July 18, 2019**	(1555252)
Item 141*	July 29, 2019**	(1579689)
Item 142*	August 07, 2019**	(1539117)
Item 143*	August 19, 2019**	(1599435)
Item 144	August 21, 2019**	(1459034)
Item 145*	August 22, 2019**	(1590384)
Item 146*	September 03, 2019**	(1592145)
Item 147*	September 18, 2019**	(1606340)
Item 148*	October 02, 2019**	(1598384)
Item 149	October 18, 2019**	(1613186)
Item 150*	November 13, 2019**	(1589772)
Item 151	November 15, 2019**	(1597059)
Item 152	November 18, 2019**	(1619000)
Item 153	December 12, 2019**	(1483167)
Item 154	December 19, 2019**	(1626352)
Item 155*	January 10, 2020**	(1622664)
Item 156*	January 16, 2020**	(1611565)
Item 157	January 17, 2020**	(1633993)
Item 158*	January 28, 2020**	(1623959)
Item 159*	February 14, 2020**	(1630301)
Item 160*	February 20, 2020**	(1640612)
Item 161	February 25, 2020**	(1603435)
Item 162	March 11, 2020**	(1629775)
Item 163*	March 18, 2020**	(1647132)
Item 164*	April 20, 2020**	(1653468)
Item 165*	April 22, 2020**	(1645142)
Item 166*	May 04, 2020**	(1644775)

Item 167*	May 20, 2020**	(1660054)
Item 168	May 28, 2020**	(1613069)
Item 169	June 12, 2020**	(1624304)
Item 170*	June 18, 2020**	(1666557)
Item 171*	June 23, 2020**	(1644495)
Item 172*	July 09, 2020**	(1646417)
Item 173*	July 20, 2020**	(1673515)
Item 174*	August 04, 2020**	(1637241)
Item 175	August 10, 2020**	(1639840)
Item 176*	August 11, 2020**	(1670079)
Item 177*	August 18, 2020**	(1652962)
Item 178*	August 19, 2020**	(1680289)
Item 179*	August 27, 2020**	(1653403)
Item 180	August 28, 2020**	(1663778)
Item 181*	September 09, 2020	(1640108)
Item 182*	September 17, 2020	(1686860)
Item 183*	September 22, 2020	(1672972)
Item 184*	September 25, 2020	(1678019)
Item 185*	October 06, 2020	(1678875)
Item 186*	October 19, 2020	(1652951)
Item 187	October 21, 2020	(1677530)
Item 188*	October 22, 2020	(1666359)
Item 189*	October 27, 2020	(1652952)
Item 190	November 13, 2020	(1664881)
Item 191*	November 17, 2020	(1679537)
Item 192*	November 19, 2020	(1684178)
Item 193*	November 20, 2020	(1691206)
Item 194*	November 30, 2020	(1691368)
Item 195*	December 10, 2020	(1692516)
Item 196	December 11, 2020	(1673091)
Item 197*	December 14, 2020	(1696800)
Item 198*	December 18, 2020	(1712311)
Item 199*	January 07, 2021	(1684790)
Item 200*	January 08, 2021	(1691723)
Item 201*	January 20, 2021	(1712312)
Item 202	January 27, 2021	(1699502)
Item 203	January 28, 2021	(1699562)
Item 204	February 05, 2021	(1575171)
Item 205*	February 09, 2021	(1701713)
Item 206*	February 19, 2021	(1725366)
Item 207*	March 11, 2021	(1702739)
Item 208*	March 18, 2021	(1725367)

Item 209	March 22, 2021	(1699557)
Item 210*	March 23, 2021	(1699555)
Item 211	March 25, 2021	(1702294)
Item 212*	March 26, 2021	(1701389)
Item 213*	March 29, 2021	(1706067)
Item 214*	March 31, 2021	(1701752)
Item 215	April 06, 2021	(1706022)
Item 216	April 16, 2021	(1703230)
Item 217*	April 20, 2021	(1725368)
Item 218	April 23, 2021	(1706408)
Item 219*	April 27, 2021	(1575169)
Item 220*	April 30, 2021	(1707411)
Item 221*	May 27, 2021	(1710697)
Item 222*	May 28, 2021	(1709425)
Item 223*	June 16, 2021	(1711936)

* No violations documented during this investigation

**Investigation applicable for the Compliance History Rating period between 09/01/2015 and 08/31/2020.

Addendum to Compliance History Federal Enforcement Actions

Reg Entity Name: **BLANCHARD REFINING COMPANY LLC**

Reg Entity Add: 2401 5TH AVE S

Reg Entity City: TEXAS CITY

Reg Entity No: **RN102535077**

EPA Case No: **06-2017-3354**

Order Issue Date (yyyymmdd): 20170516

Case Result: Final Order With Penalty

Statute: CAA

Sect of Statute: 112R

Classification: Minor

Program: National Emission Stand **Citation:**

Violation Type:

Cite Sect:

Cite Part:

Enforcement Action: Administrative Penalty Order With or Without Inj

Reg Entity Name: **BLANCHARD REFINING GALVESTON BAY**

Reg Entity Add: 2401 5TH AVE S

Reg Entity City: TEXAS CITY

Reg Entity No: **RN102535077**

EPA Case No: **06-2018-3357**

Order Issue Date (yyyymmdd): 20180926

Case Result: Final Order No Penalty

Statute: CAA

Sect of Statute: 112[R][1]

Classification: Minor

Program: Risk Management Progra **Citation:**

Violation Type:

Cite Sect:

Cite Part:

Enforcement Action: Administrative Compliance Orders

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
BLANCHARD REFINING COMPANY
LLC
RN102535077

§
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§
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§
§

BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2021-0345-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 Blanchard Refining Company LLC (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a petroleum refinery located at 2401 Fifth Avenue South in Texas City, Galveston 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 \$14,250 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$5,700 of the penalty and \$2,850 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, \$5,700 of the penalty shall be conditionally offset by the Respondent's timely and satisfactory completion of a Supplemental Environmental Project ("SEP") as defined in the attached SEP Agreement ("Attachment A", incorporated herein by reference). The Respondent's obligation to pay the conditionally offset portion of the penalty shall be discharged upon full compliance with all the terms

and conditions of this Order, which includes the timely and satisfactory completion of all provisions of the SEP Agreement, as determined by the Executive Director.

5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.
6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Order.
7. This Order represents the complete and fully-integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
9. The Executive Director recognizes that by April 27, 2021, the Respondent replaced the floating roof legs on Tank 104 and implemented preventative maintenance inspection tasks on tanks in similar service to assess the need to replace their floating roof legs in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 344180 at the Plant.

II. ALLEGATIONS

During a record review for the Plant conducted on from October 30, 2020 through November 13, 2020, an investigator documented that the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.715(a), and 122.143(4), Flexible Permit Nos. 47256, PSDTX402M3, N258, and GHGPSDTX166, Special Conditions No. 1, Federal Operating Permit No. O1541, General Terms and Conditions and Special Terms and Conditions No. 28, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 34,561.14 pounds of volatile organic compounds as fugitive emissions, during an emissions event (Incident No. 344180) that began on October 17, 2020 and lasted 39 hours and seven minutes. The emissions event occurred due to corrosion that caused a tank leg to fail and the stress of the tank roof being lowered tore the leg support from the roof that created a hole on top of the roof and allowed product to be released on top of the roof, resulting in the release to the atmosphere. Since the emissions event was not caused by a sudden unavoidable breakdown of equipment or process beyond the control of the owner or operator and could have been avoided by better design and/or better operational and maintenance practices, the Respondent is precluded from asserting an affirmative defense under 30 TEX. ADMIN. CODE § 101.222.

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: Blanchard Refining Company LLC, Docket No. 2021-0345-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 \$5,700 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. All relief not expressly granted in this Order is denied.
4. 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.
5. If the Respondent fails to comply with any of the Ordering Provisions in this Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondent's failure to comply is not a violation of this Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.
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.

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



2/27/2023

For the Executive Director

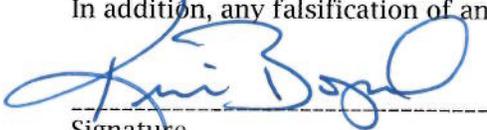
Date

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

Date

2/2/23

Kevin Bogard

Vice President

Name (Printed or typed)
Authorized Representative of
Blanchard Refining Company LLC

Title

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

Approved as to Form
Randy Bordes

Instructions: Send the original, signed Order with penalty payment to the Financial Administration Division, Revenue Operations Section at the address in Ordering Provision 1 of this Order.

Attachment A
Docket Number: 2021-0345-AIR-E
SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	Blanchard Refining Company LLC
Payable Penalty Amount:	\$11,400
SEP Offset Amount:	\$5,700
Type of SEP:	Contribution to a Third-Party Pre-Approved SEP
Third-Party Administrator:	Texas City Independent School District
Project Name:	<i>TCISD Alternative Fuel School Bus Program</i>
Location of SEP:	Texas Air Quality Control Region 216: Houston-Galveston

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

1. Project Description

a. Project

The Respondent shall contribute the SEP Offset Amount to the Third-Party Administrator named above. The contribution will be to the **Texas City Independent School District** for the *TCISD Alternative Fuel School Bus Program* project. The contribution will be used in accordance with the SEP between the Third-Party Administrator and the TCEQ (the “Project”). Specifically, the SEP Offset Amount will be used to purchase lower-emission propane fueled school buses that are model year 2010 or newer (“Replacement Bus(es)”) to replace buses currently in the fleet that are model year 2006 or older (“Older Bus(es)”). The Older Buses will then be decommissioned, thus permanently removing them from the roads. The SEP Offset Amount shall only be used for the purchase of a base model propane fueled Replacement Bus. The Third-Party Administrator shall own and operate each Replacement Bus for at least five years following the date of purchase.

The Third-Party Administrator shall give preference to replacing the oldest, most polluting buses within its fleet. Only Older Buses that are currently in regular use, driven on a regular route on a weekly basis for at least the past two years are eligible for replacement.

The Third-Party Administrator shall ensure that each Replacement Bus purchased has an engine that meets the Environmental Protection Agency’s 2010 emissions standards. Additionally, all Older Buses that are replaced shall be fully decommissioned as required in the SEP Vehicle Disposition Form. All funds received for the scrap value of the Older Bus shall be deposited into the SEP Account and become part of the SEP. The SEP will be done in accordance with all federal, state, and local environmental laws and regulations.

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

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

b. Environmental Benefit

The Project will directly benefit air quality in Third-Party Administrator's region by reducing harmful exhaust emissions from older school buses by replacing them with lower-emission propane buses. Older school bus engines emit greater amounts of harmful pollutants such as nitrous oxides, particulate matter, volatile organic compounds, and carbon monoxide than newer, lower-emission buses. These pollutants contribute to the formation of ground level ozone which damages vegetation and ecosystems and may cause or exacerbate a number of respiratory diseases, including asthma, especially in children.

c. Minimum Expenditure

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

2. Performance Schedule

Within 30 days after the effective date of this Agreed Order, the Respondent must contribute the SEP Offset Amount to the Third-Party Administrator. The Respondent shall make the check payable to **Texas City Independent School District SEP** and shall mail the contribution with a copy of the Agreed Order to:

Texas City Independent School District SEP
Attention: John Johnson, Consultant
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 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

4. Failure to Fully Perform

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

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

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

5. Publicity

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

6. Recognition

The Respondent may not seek recognition for this contribution in any other state or federal regulatory program.

7. Other SEPs by TCEQ or Other Agencies

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