

**Executive Summary – Enforcement Matter – Case No. 60554**  
**Targa Midstream Services LLC**  
**RN102551785**  
**Docket No. 2021-0412-AIR-E**

**Order Type:**

Findings Agreed Order

**Findings Order Justification:**

Three or more enforcement actions (NOVs, orders, etc.) over the prior five year period for the same violation(s).

**Media:**

AIR

**Small Business:**

No

**Location(s) Where Violation(s) Occurred:**

Waddell Compressor Station, located approximately 2,350 feet west of the Ranch Road 1233 and J-Bar Road intersection, Crane, Crane County

**Type of Operation:**

Natural gas compressor station

**Other Significant Matters:**

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

**Texas Register Publication Date:** March 31, 2023

**Comments Received:** No

***Penalty Information***

**Total Penalty Assessed:** \$6,975

**Total Paid to General Revenue:** \$6,975

**Total Due to General Revenue:** \$0

Payment Plan: N/A

**Compliance History Classifications:**

Person/CN - Satisfactory

Site/RN - Satisfactory

**Major Source:** Yes

**Statutory Limit Adjustment:** N/A

**Applicable Penalty Policy:** January 2021

***Investigation Information***

**Complaint Date(s):** N/A

**Complaint Information:** N/A

**Date(s) of Investigation:** January 28, 2021

**Date(s) of NOE(s):** March 9, 2021

**Executive Summary – Enforcement Matter – Case No. 60554  
Targa Midstream Services LLC  
RN102551785  
Docket No. 2021-0412-AIR-E**

***Violation Information***

1. Failed to submit a final record for a reportable emissions event no later than two weeks after the end of the emissions event [30 TEX. ADMIN. CODE §§ 101.201(c) and 122.143(4), Federal Operating Permit ("FOP") No. O3156, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

2. Failed to prevent unauthorized emissions. Since the Respondent did not comply with the emissions event reporting requirements and 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 §§116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 143741, Air Quality Standard Permit for Oil and Gas Handling and Production Facilities, Special Conditions No. (a)(4), FOP No. O3156, GTC and STC No. 7, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

***Corrective Actions/Technical Requirements***

**Corrective Action(s) Completed:**

The Respondent has implemented the following corrective measures:

- a. On December 12, 2019, submitted the final record for Incident No. 325424;
- b. By March 29, 2021, created and maintained a spreadsheet to track all reportable events in order to ensure that final records for reportable emissions events are submitted in a timely manner; and
- c. By March 29, 2021, installed a new pipeline with improved gas capacity at the gathering system in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 325424.

**Technical Requirements:**

N/A

***Contact Information***

**TCEQ Attorney:** N/A

**TCEQ Enforcement Coordinator:** Johnnie Wu, Enforcement Division, Enforcement Team 2, MC 219, (512) 239-2524; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

**Executive Summary – Enforcement Matter – Case No. 60554**  
**Targa Midstream Services LLC**  
**RN102551785**  
**Docket No. 2021-0412-AIR-E**

**Respondent:** Nicholas Moss, Environmental Specialist, Targa Midstream Services LLC,  
5880 Farm-to-Market Road 1233, Crane, Texas 79731  
Jimmy E. Oxford, Vice President of Operations, Targa Midstream Services LLC, 5880  
Farm-to-Market Road 1233, Crane, Texas 79731  
**Respondent's Attorney:** N/A



# Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

<b>DATES</b>	<b>Assigned</b>	17-Mar-2021			
	<b>PCW</b>	23-Jan-2023	<b>Screening</b>	24-Mar-2021	<b>EPA Due</b>

<b>RESPONDENT/FACILITY INFORMATION</b>					
<b>Respondent</b>	Targa Midstream Services LLC				
<b>Reg. Ent. Ref. No.</b>	RN102551785				
<b>Facility/Site Region</b>	7-Midland	<b>Major/Minor Source</b>	Major		

<b>CASE INFORMATION</b>					
<b>Enf./Case ID No.</b>	60554	<b>No. of Violations</b>	2		
<b>Docket No.</b>	2021-0412-AIR-E	<b>Order Type</b>	Findings		
<b>Media Program(s)</b>	Air	<b>Government/Non-Profit</b>	No		
<b>Multi-Media</b>		<b>Enf. Coordinator</b>	Johnnie Wu		
		<b>EC's Team</b>	Enforcement Team 2		
<b>Admin. Penalty \$</b>	<b>Limit Minimum</b>	\$0	<b>Maximum</b>	\$25,000	

## Penalty Calculation Section

<b>TOTAL BASE PENALTY (Sum of violation base penalties)</b>	<b>Subtotal 1</b>	\$7,750
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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.

<b>Compliance History</b>	0.0%	Adjustment	<b>Subtotals 2, 3, &amp; 7</b>	\$0
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Notes: No adjustments for Compliance History.

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

<b>Good Faith Effort to Comply Total Adjustments</b>	<b>Subtotal 5</b>	-\$775
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<b>Economic Benefit</b>	0.0%	Enhancement*	<b>Subtotal 6</b>	\$0
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Total EB Amounts: \$775  
 Estimated Cost of Compliance: \$11,750  
 \*Capped at the Total EB \$ Amount

<b>SUM OF SUBTOTALS 1-7</b>	<b>Final Subtotal</b>	\$6,975
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<b>OTHER FACTORS AS JUSTICE MAY REQUIRE</b>	0.0%	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes:

<b>Final Penalty Amount</b>	\$6,975
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<b>STATUTORY LIMIT ADJUSTMENT</b>	<b>Final Assessed Penalty</b>	\$6,975
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<b>DEFERRAL</b>	0.0%	Reduction	Adjustment	\$0
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes: No deferral is recommended for Findings Orders.

<b>PAYABLE PENALTY</b>	\$6,975
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Screening Date 24-Mar-2021

Docket No. 2021-0412-AIR-E

PCW

Respondent Targa Midstream Services LLC

Policy Revision 5 (January 28, 2021)

Case ID No. 60554

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN102551785

Media Air

Enf. Coordinator Johnnie Wu

### 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> )	0	0%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability ( <i>number of orders meeting criteria</i> )	0	0%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments 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> )	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 ( <i>number of audits for which violations were disclosed</i> )	0	0%
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 0%

#### >> 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

No adjustments for Compliance History.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 0%

#### >> Final Compliance History Adjustment

Final Adjustment Percentage \*capped at 100% 0%

**Screening Date** 24-Mar-2021 **Docket No.** 2021-0412-AIR-E **PCW**  
**Respondent** Targa Midstream Services LLC *Policy Revision 5 (January 28, 2021)*  
**Case ID No.** 60554 *PCW Revision February 11, 2021*  
**Reg. Ent. Reference No.** RN102551785  
**Media** Air  
**Enf. Coordinator** Johnnie Wu

**Violation Number**

**Rule Cite(s)** 30 Tex. Admin. Code §§ 101.201(c) and 122.143(4), Federal Operating Permit ("FOP") No. O3156, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 2.F, and Tex. Health & Safety Code § 382.085(b)

**Violation Description** Failed to submit a final record for a reportable emissions event no later than two weeks after the end of the emissions event. Specifically, the final record for Incident No. 325424 was due by December 8, 2019, but was not submitted until December 12, 2019.

**Base Penalty**

**>> Environmental, Property and Human Health Matrix**

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

**>> Programmatic Matrix**

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

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

**Adjustment**

**Violation Events**

Number of Violation Events   Number of violation days

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

**Violation Base Penalty**

One single event is recommended.

**Good Faith Efforts to Comply**

Reduction

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

**Notes** The Respondent achieved compliance by March 29, 2021, after the Notice of Enforcement ("NOE") dated March 9, 2021.

**Violation Subtotal**

**Economic Benefit (EB) for this violation**

**Statutory Limit Test**

**Estimated EB Amount**

**Violation Final Penalty Total**

**This violation Final Assessed Penalty (adjusted for limits)**

# Economic Benefit Worksheet

**Respondent** Targa Midstream Services LLC  
**Case ID No.** 60554  
**Reg. Ent. Reference No.** RN102551785  
**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	\$1,500	8-Dec-2019	29-Mar-2021	1.31	\$98	n/a	\$98
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$250	8-Dec-2019	12-Dec-2019	0.01	\$0	n/a	\$0

**Notes for DELAYED costs**

Estimated costs to submit the final record for Incident No. 325424 (\$250) and to create and maintain a spreadsheet to track all reportable events in order to ensure that final records for reportable emissions events are submitted in a timely manner (\$1,500). The Dates Required are the date the final record was due and the Final Dates are the dates of compliance.

### Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

**Notes for AVOIDED costs**

Approx. Cost of Compliance \$1,750

**TOTAL** \$98

**Screening Date** 24-Mar-2021 **Docket No.** 2021-0412-AIR-E **PCW**  
**Respondent** Targa Midstream Services LLC *Policy Revision 5 (January 28, 2021)*  
**Case ID No.** 60554 *PCW Revision February 11, 2021*  
**Reg. Ent. Reference No.** RN102551785  
**Media** Air  
**Enf. Coordinator** Johnnie Wu

**Violation Number** 2  
**Rule Cite(s)** 30 Tex. Admin. Code §§ 116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 143741, Air Quality Standard Permit for Oil and Gas Handling and Production Facilities, Special Conditions No. (a)(4), FOP No. O3156, GTC and STC No. 7, and Tex. Health & Safety Code § 382.085(b)  
**Violation Description** Failed to prevent unauthorized emissions. Specifically, the Respondent released 1,843.08 pounds ("lbs") of volatile organic compounds, 1,443.09 lbs of carbon monoxide, 32.99 lbs of hydrogen sulfide, 722.85 lbs of nitrogen oxides, and 3,038.46 lbs of sulfur dioxide from the Inlet Flare, Emissions Point Number F-2, during an emissions event (Incident No. 325424) that began on November 21, 2019 and lasted 76 hours. The emissions event occurred due to hydrates blocking the discharge dump lines and causing the inlet compression to shut down, resulting in flaring. Since the Respondent did not comply with the emissions event reporting requirements and 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**

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual			X	30.0%
	Potential				

**>> Programmatic Matrix**

Matrix Notes	Falsification	Major	Moderate	Minor	Percent

**Adjustment** \$17,500

\$7,500

**Violation Events**

Number of Violation Events	1	4	Number of violation days
daily			
weekly			
monthly	X		
quarterly			
semiannual			
annual			
single event			

**Violation Base Penalty** \$7,500

One monthly event is recommended.

**Good Faith Efforts to Comply** 10.0% Reduction \$750

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

Notes: The Respondent achieved compliance by March 29, 2021, after the NOE dated March 9, 2021.

**Violation Subtotal** \$6,750

<b>Economic Benefit (EB) for this violation</b>	<b>Statutory Limit Test</b>
Estimated EB Amount \$677	Violation Final Penalty Total \$6,750
<b>This violation Final Assessed Penalty (adjusted for limits)</b> \$6,750	



# Economic Benefit Worksheet

**Respondent** Targa Midstream Services LLC  
**Case ID No.** 60554  
**Reg. Ent. Reference No.** RN102551785  
**Media** Air  
**Violation No.** 2

Percent Interest	Years of Depreciation
5.0	15

Item Description	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
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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)	\$10,000	21-Nov-2019	29-Mar-2021	1.35	\$677	n/a	\$677

**Notes for DELAYED costs**

Estimated cost to install a new pipeline with improved gas capacity at the gathering system in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 325424. The Date Required is the date the emissions event began and the Final Date is the date of compliance.

### Avoided Costs

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

Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0	\$0	\$0
Inspection/Reporting/Sampling				0.00	\$0	\$0	\$0
Supplies/Equipment				0.00	\$0	\$0	\$0
Financial Assurance				0.00	\$0	\$0	\$0
ONE-TIME avoided costs				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0

**Notes for AVOIDED costs**

**Approx. Cost of Compliance**

\$10,000

**TOTAL**

\$677



# Compliance History Report

Compliance History Report for CN601301559, RN102551785, Rating Year 2022 which includes Compliance History (CH) components from September 1, 2017, through August 31, 2022.

**Customer, Respondent, or Owner/Operator:** CN601301559, Targa Midstream Services LLC **Classification:** SATISFACTORY **Rating:** 1.68  
**Regulated Entity:** RN102551785, WADDELL COMPRESSOR STATION **Classification:** SATISFACTORY **Rating:** 0.29  
**Complexity Points:** 8 **Repeat Violator:** NO  
**CH Group:** 03 - Oil and Gas Extraction  
**Location:** approximately 2,350 feet west of the Ranch Road 1233 and J-Bar Road intersection in Crane County, Texas  
**TCEQ Region:** REGION 07 - MIDLAND

**ID Number(s):**

<b>AIR OPERATING PERMITS</b> ACCOUNT NUMBER CY0019H	<b>AIR OPERATING PERMITS</b> PERMIT 4335
<b>AIR NEW SOURCE PERMITS</b> REGISTRATION 14338	<b>AIR NEW SOURCE PERMITS</b> ACCOUNT NUMBER CY0019H
<b>AIR NEW SOURCE PERMITS</b> REGISTRATION 143741	<b>AIR NEW SOURCE PERMITS</b> REGISTRATION 157155
<b>AIR NEW SOURCE PERMITS</b> AFS NUM 4810300005	<b>AIR EMISSIONS INVENTORY</b> ACCOUNT NUMBER CY0019H

**Compliance History Period:** September 01, 2017 to August 31, 2022 **Rating Year:** 2022 **Rating Date:** 09/01/2022

**Date Compliance History Report Prepared:** December 20, 2022

**Agency Decision Requiring Compliance History:** Enforcement

**Component Period Selected:** December 20, 2017 to December 20, 2022

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

**Name:** Johnnie Wu

**Phone:** (512) 239-2524

**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:**

N/A

**B. Criminal convictions:**

N/A

**C. Chronic excessive emissions events:**

N/A

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

Item 1	July 18, 2018	(1504418)
Item 2	July 24, 2018	(1486008)
Item 3	July 27, 2018	(1505003)
Item 4	August 01, 2018	(1481790)
Item 5	October 24, 2018	(1481365)
Item 6	November 12, 2019	(1524282)
Item 7	February 24, 2020	(1630883)
Item 8	March 18, 2020	(1479075)
Item 9	April 17, 2020	(1519011)
Item 10	April 23, 2020	(1645242)
Item 11	May 07, 2020	(1580654)

Item 12	May 20, 2020	(1647032)
Item 13	June 05, 2020	(1646125)
Item 14	June 07, 2020	(1646413)
Item 15	June 11, 2020	(1646541)
Item 16	June 16, 2020	(1610763)
Item 17	June 23, 2020	(1656804)
Item 18	July 06, 2020	(1657754)
Item 19	July 09, 2020	(1658451)
Item 20	July 13, 2020	(1657570)
Item 21	July 29, 2020	(1612464)
Item 22	August 04, 2020	(1666011)
Item 23	August 10, 2020	(1653132)
Item 24	September 30, 2020	(1666423)
Item 25	October 08, 2020	(1678366)
Item 26	October 09, 2020	(1678364)
Item 27	October 13, 2020	(1677849)
Item 28	November 16, 2020	(1690479)
Item 29	November 20, 2020	(1690956)
Item 30	December 03, 2020	(1613021)
Item 31	December 18, 2020	(1684539)
Item 32	December 21, 2020	(1612636)
Item 33	December 22, 2020	(1685123)
Item 34	December 30, 2020	(1692887)
Item 35	February 08, 2021	(1701571)
Item 36	March 30, 2021	(1683980)
Item 37	May 20, 2021	(1711366)
Item 38	May 21, 2021	(1722662)
Item 39	May 28, 2021	(1705466)
Item 40	June 18, 2021	(1735665)
Item 41	July 13, 2021	(1738207)
Item 42	July 14, 2021	(1666139)
Item 43	February 25, 2022	(1794970)

**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.

N/A

**F. Environmental audits:**

N/A

**G. Type of environmental management systems (EMSs):**

N/A

**H. Voluntary on-site compliance assessment dates:**

N/A

**I. Participation in a voluntary pollution reduction program:**

N/A

**J. Early compliance:**

N/A

**Sites Outside of Texas:**

N/A

# TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN  
ENFORCEMENT ACTION  
CONCERNING  
TARGA MIDSTREAM SERVICES LLC  
RN102551785

§  
§  
§  
§  
§

BEFORE THE  
TEXAS COMMISSION ON  
ENVIRONMENTAL QUALITY

## AGREED ORDER DOCKET NO. 2021-0412-AIR-E

On \_\_\_\_\_, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Targa Midstream Services 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 presented this Order to the Commission.

The Respondent understands that it has certain procedural rights at certain points in the enforcement process, including the right to formal notice of violations, notice of an evidentiary hearing, the right to an evidentiary hearing, and a right to appeal. By entering into this Order, the Respondent agrees to waive all notice and procedural rights.

It is further understood and agreed that 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. The duties and responsibilities imposed by this Order are binding upon the Respondent.

The Commission makes the following Findings of Fact and Conclusions of Law:

### I. FINDINGS OF FACT

1. The Respondent owns and operates a natural gas compressor station located approximately 2,350 feet west of the Ranch Road 1233 and J-Bar Road intersection in Crane County, Texas (the "Site"). The Site consists or consisted of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
2. During a record review for the Site conducted on January 28, 2021, an investigator documented that:
  - a. The final record for Incident No. 325424 was due by December 8, 2019, but was not submitted until December 12, 2019.
  - b. The Respondent released 1,843.08 pounds ("lbs") of volatile organic compounds, 1,443.09 lbs of carbon monoxide, 32.99 lbs of hydrogen sulfide, 722.85 lbs of nitrogen oxides, and 3,038.46 lbs of sulfur dioxide from the Inlet Flare, Emissions Point Number F-2, during an emissions event (Incident No. 325424) that began on November 21, 2019 and lasted 76 hours. The emissions event occurred due to hydrates blocking the discharge dump lines and causing the

inlet compression to shut down, resulting in flaring. TCEQ staff determined that the Respondent did not comply with the emissions event reporting requirements and 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.

3. The Executive Director recognizes that the Respondent has implemented the following corrective measures at the Site:
  - a. On December 12, 2019, submitted the final record for Incident No. 325424.
  - b. By March 29, 2021, created and maintained a spreadsheet to track all reportable events in order to ensure that final records for reportable emissions events are submitted in a timely manner.
  - c. By March 29, 2021, installed a new pipeline with improved gas capacity at the gathering system in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 325424.

## II. CONCLUSIONS OF LAW

1. As evidenced by Finding of Fact No. 1, the Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 382 and the rules of the TCEQ.
2. As evidenced by Finding of Fact No. 2.a, the Respondent failed to submit a final record for a reportable emissions event no later than two weeks after the end of the emissions event, in violation of 30 TEX. ADMIN. CODE §§ 101.201(c) and 122.143(4), Federal Operating Permit ("FOP") No. O3156, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b).
3. As evidenced by Finding of Fact No. 2.b, the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 143741, Air Quality Standard Permit for Oil and Gas Handling and Production Facilities, Special Conditions No. (a)(4), FOP No. O3156, GTC and STC No. 7, and TEX. HEALTH & SAFETY CODE § 382.085(b). Since the Respondent did not comply with the emissions event reporting requirements and 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.
4. Pursuant to TEX. WATER CODE § 7.051, the TCEQ has the authority to assess an administrative penalty against the Respondent for violations of state statutes within the TCEQ's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.

5. An administrative penalty in the amount of \$6,975 is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053. The Respondent paid the \$6,975 penalty.

### III. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Conclusion of Law No. 5 for violations of state statutes and rules of the TCEQ. The payment of this penalty and the Respondent's compliance with all the requirements set forth in this Order resolve only the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations that are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Targa Midstream Services LLC, Docket No. 2021-0412-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. All relief not expressly granted in this Order is denied.
3. 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 Site operations referenced in this Order.
4. 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.
5. 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 in this Order.
6. 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.
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

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For the Commission

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Date

  
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For the Executive Director

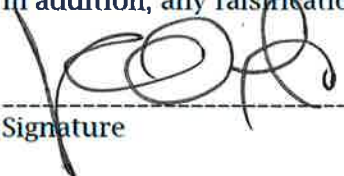
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5/15/2023  
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Date

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.

  
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Signature

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5/3/23  
-----  
Date

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Jimmy E Oxford  
-----  
Name (Printed or typed)  
Authorized Representative of  
Targa Midstream Services LLC

-----  
VP operations  
-----  
Title

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

**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.