

Executive Summary – Enforcement Matter – Case No. 60758
Eastman Chemical Company
RN100219815
Docket No. 2021-0648-AIR-E

Order Type:

Findings Agreed Order

Findings Order Justification:

Unauthorized emissions which are excessive emissions events.

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Eastman Chemical Texas Operations, 300 Kodak Boulevard, Longview, Harrison County

Type of Operation:

Industrial organic chemical manufacturing plant

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: May 6, 2022

Comments Received: No

Penalty Information

Total Penalty Assessed: \$281,250

Total Paid to General Revenue: \$140,625

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project (“SEP”) Conditional Offset: \$140,625

Name of SEP: Texas Congress of Parents and Teachers dba Texas PTA (Third-Party Pre-Approved)

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: February 11, 2021

Date(s) of NOE(s): April 29, 2021

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Eastman Chemical Company
RN100219815
Docket No. 2021-0648-AIR-E

Violation Information

1. Failed to prevent unauthorized emissions. The emissions event was determined to be an excessive emissions event [30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), New Source Review ("NSR") Permit No. 6777, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. O1977, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") Nos. 14 (effective April 2020) and 15 (effective February 2016), and TEX. HEALTH & SAFETY CODE § 382.085(b)].
2. Failed to prevent unauthorized emissions. The emissions event was determined to be an excessive emissions event [30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 21832, SC No. 1, FOP No. O1977, GTC and STC Nos. 14 (effective April 2020) and 15 (effective February 2016), 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. In order to address the excessive emissions event and to prevent the recurrence of emissions events due to the same or similar causes as the excessive emissions event that began on December 1, 2018:
 - i. By November 10, 2020, adjusted the nitrogen regulator to stop the emissions from the tank due to the gasket leak;
 - ii. By December 3, 2020, obtained and installed the correct gasket under the conservation vent/relief hatch assembly;
 - iii. By December 4, 2020, updated the specification sheet for the tank's conservation vent/relief hatch assembly; and
 - iv. By January 25, 2021, created new tank level data historian trends, configured the new tank level data historian trends to facilitate a quick scan, and began examining the new tank level data historian trends during the Operation's morning meetings.
- b. In order to address the excessive emissions event and to prevent the recurrence of emissions events due to the same or similar causes as the excessive emissions event that began on January 21, 2020 (Incident No. 345782):
 - i. By July 28, 2020, removed ethyl acetate from the tank;

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Eastman Chemical Company
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- ii. By August 17, 2020, replaced the conservation vent/relief hatch assembly; and
- iii. By January 25, 2021, created new tank level data historian trends, configured the new tank level data historian trends to facilitate a quick scan, and began examining the new tank level data historian trends during the Operation’s morning meetings.

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: Yuliya Dunaway, Enforcement Division, Enforcement Team 2, MC R-13, (210) 403-4077; 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 PTA, 408 West 11th Street, Austin, Texas 78701

Respondent: Andrew M. Coggins, Vice-President and General Manager of Texas Operations, Eastman Chemical Company, P.O. Box 7444, Longview, Texas 75607-7444

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	3-May-2021			
	PCW	14-Feb-2022	Screening	11-May-2021	EPA Due 26-Oct-2021

RESPONDENT/FACILITY INFORMATION	
Respondent	Eastman Chemical Company
Reg. Ent. Ref. No.	RN100219815
Facility/Site Region	5-Tyler
Major/Minor Source	Major

CASE INFORMATION			
Enf./Case ID No.	60758	No. of Violations	2
Docket No.	2021-0648-AIR-E	Order Type	Findings
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Yuliya Dunaway
		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	\$375,000
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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	0.0% Adjustment	Subtotals 2, 3, & 7	\$0
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Notes: Since the enhancement for four NOV's with same/similar violations, four NOV's with dissimilar violations, and one order containing a denial of liability and the reduction for 28 notices of intent and 16 disclosures of violations is below zero, the Adjustment Percentage (Subtotal 2) defaults to zero.

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	-\$93,750
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Economic Benefit	0.0% Enhancement*	Subtotal 6	\$0
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Total EB Amounts: \$3,177
 Estimated Cost of Compliance: \$40,000
 *Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$281,250
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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	\$281,250
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$281,250
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DEFERRAL	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.

PAYABLE PENALTY	\$281,250
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Screening Date 11-May-2021

Docket No. 2021-0648-AIR-E

PCW

Respondent Eastman Chemical Company

Policy Revision 5 (January 28, 2021)

Case ID No. 60758

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN100219815

Media Air

Enf. Coordinator Yuliya Dunaway

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>)	4	20%
	Other written NOVs	4	8%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	1	20%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	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>)	28	-28%
	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>)	16	-32%
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

Since the enhancement for four NOVs with same/similar violations, four NOVs with dissimilar violations, and one order containing a denial of liability and the reduction for 28 notices of intent and 16 disclosures of violations is below zero, the Adjustment Percentage (Subtotal 2) defaults to zero.

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

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 0%

Screening Date	11-May-2021	Docket No.	2021-0648-AIR-E	PCW
Respondent	Eastman Chemical Company			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	60758			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN100219815			
Media	Air			
Enf. Coordinator	Yuliya Dunaway			

Violation Number

Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(c) and 122.143(4), New Source Review ("NSR") Permit No. 6777, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. O1977, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") Nos. 14 (effective April 2020) and 15 (effective February 2016), and Tex. Health & Safety Code § 382.085(b)

Violation Description Failed to prevent unauthorized emissions. Specifically, the Respondent released 161,332.09 pounds ("lbs") of volatile organic compounds ("VOC") as fugitive emissions, during an emissions event that began on December 1, 2018 and lasted 14,458 hours and 15 minutes. The emissions event occurred due to a crack in the body of the cast iron conservation vent/relief hatch on Tank 36T-210 that caused a leak, resulting in the release to the atmosphere. The emissions event was determined to be an excessive emissions event.

Base Penalty

>> Environmental, Property and Human Health Matrix

OR	Harm			Percent <input type="text" value="50.0%"/>	
	Release	Major	Moderate		Minor
	Actual	<input type="text"/>	<input checked="" type="text" value="x"/>		<input type="text"/>
	Potential	<input type="text"/>	<input type="text"/>	<input type="text"/>	

>> Programmatic Matrix

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

Matrix Notes

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

Adjustment

Violation Events

Number of Violation Events Number of violation days

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

Violation Base Penalty

Good Faith Efforts to Comply

Reduction

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

Notes

Violation Subtotal

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount

Violation Final Penalty Total

This violation Final Assessed Penalty (adjusted for limits)

Economic Benefit Worksheet

Respondent Eastman Chemical Company
Case ID No. 60758
Reg. Ent. Reference No. RN100219815
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	\$5
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)	\$20,000	1-Dec-2018	25-Jan-2021	2.15	\$2,153	n/a	\$2,153

Notes for DELAYED costs

Estimated cost to adjust the nitrogen regulator to stop the emissions from the tank due to the gasket leak, obtain and install the correct gasket under the conservation vent/relief hatch assembly, update the specification sheet for the tank's conservation vent/relief hatch assembly, create new tank level data historian trends, configure the new tank level data historian trends to facilitate a quick scan, and begin examining the new tank level data historian trends during the Operation's morning meetings in order to address the excessive emissions event and to prevent the recurrence of emissions events due to the same or similar causes as the excessive emissions event that began on December 1, 2018. 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 \$20,000

TOTAL \$2,158

Screening Date 11-May-2021 **Docket No.** 2021-0648-AIR-E **PCW**
Respondent Eastman Chemical Company *Policy Revision 5 (January 28, 2021)*
Case ID No. 60758 *PCW Revision February 11, 2021*
Reg. Ent. Reference No. RN100219815
Media Air
Enf. Coordinator Yuliya Dunaway

Violation Number 2
Rule Cite(s) 30 Tex. Admin. Code §§ 116.115(c) and 122.143(4), NSR Permit No. 21832, SC No. 1, FOP No. O1977, GTC and STC Nos. 14 (effective April 2020) and 15 (effective February 2016), and Tex. Health & Safety Code § 382.085(b)
Violation Description Failed to prevent unauthorized emissions. Specifically, the Respondent released 40,294.29 lbs of VOC as fugitive emissions, during an emissions event (Incident No. 345782) that began on January 21, 2020 and lasted 7,069 hours and 49 minutes. The emissions event occurred due to a gasket failure on a tank manway vent that caused a leak, resulting in the release to the atmosphere. The emissions event was determined to be an excessive emissions event.

Base Penalty \$25,000

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

OR	Release	Harm			Percent
		Major	Moderate	Minor	
	Actual		x		50.0%
	Potential				

>> **Programmatic Matrix**

Falsification	Major	Moderate	Minor	Percent
				0.0%

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

Adjustment \$12,500

Violation Events \$12,500

Number of Violation Events 10 295 Number of violation days

daily	
weekly	
monthly	x
quarterly	
semiannual	
annual	
single event	

Violation Base Penalty \$125,000

Ten monthly events are recommended.

Good Faith Efforts to Comply 25.0% Reduction \$31,250

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

Notes The Respondent completed the corrective actions by January 25, 2021, prior to the NOE dated April 29, 2021.

Violation Subtotal \$93,750

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

Estimated EB Amount \$1,019 **Violation Final Penalty Total** \$93,750

This violation Final Assessed Penalty (adjusted for limits) \$93,750

Economic Benefit Worksheet

Respondent Eastman Chemical Company
Case ID No. 60758
Reg. Ent. Reference No. RN100219815
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	\$5
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)	\$20,000	21-Jan-2020	25-Jan-2021	1.01	\$1,014	n/a	\$1,014

Notes for DELAYED costs

Estimated cost to remove ethyl acetate from the tank, replace the conservation vent/relief hatch assembly, create new tank level data historian trends, configure the new tank level data historian trends to facilitate a quick scan, and begin examining the new tank level data historian trends during the Operation's morning meetings in order to address the excessive emissions event and to prevent the recurrence of emissions events due to the same or similar causes as the excessive emissions event that began on January 21, 2020 (Incident No. 345782). 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 \$20,000

TOTAL \$1,019

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Compliance History Report

Compliance History Report for CN601214406, RN100219815, Rating Year 2020 which includes Compliance History (CH) components from September 1, 2015, through August 31, 2020.

Customer, Respondent, or Owner/Operator:	CN601214406, Eastman Chemical Company	Classification:	SATISFACTORY	Rating:	1.40
Regulated Entity:	RN100219815, EASTMAN CHEMICAL TEXAS OPERATIONS	Classification:	SATISFACTORY	Rating:	1.40
Complexity Points:	53	Repeat Violator:	NO		
CH Group:	05 - Chemical Manufacturing				
Location:	300 KODAK BLVD, LONGVIEW, HARRISON COUNTY, TX				
TCEQ Region:	REGION 05 - TYLER				

ID Number(s):

AIR OPERATING PERMITS ACCOUNT NUMBER HH0042M
AIR OPERATING PERMITS PERMIT 1968
AIR OPERATING PERMITS PERMIT 1971
AIR OPERATING PERMITS PERMIT 1973
AIR OPERATING PERMITS PERMIT 1975
AIR OPERATING PERMITS PERMIT 1977
AIR OPERATING PERMITS PERMIT 1979
AIR OPERATING PERMITS PERMIT 1982

AIR NEW SOURCE PERMITS PERMIT 681
AIR NEW SOURCE PERMITS PERMIT 1105
AIR NEW SOURCE PERMITS REGISTRATION 2102
AIR NEW SOURCE PERMITS PERMIT 6419
AIR NEW SOURCE PERMITS PERMIT 6777
AIR NEW SOURCE PERMITS REGISTRATION 7023
AIR NEW SOURCE PERMITS REGISTRATION 7752
AIR NEW SOURCE PERMITS PERMIT 9167
AIR NEW SOURCE PERMITS PERMIT 9552
AIR NEW SOURCE PERMITS REGISTRATION 11243
AIR NEW SOURCE PERMITS REGISTRATION 13510
AIR NEW SOURCE PERMITS REGISTRATION 14137
AIR NEW SOURCE PERMITS REGISTRATION 15392
AIR NEW SOURCE PERMITS REGISTRATION 15691
AIR NEW SOURCE PERMITS REGISTRATION 16022
AIR NEW SOURCE PERMITS PERMIT 17578
AIR NEW SOURCE PERMITS PERMIT 17833
AIR NEW SOURCE PERMITS PERMIT 20489
AIR NEW SOURCE PERMITS PERMIT 21832
AIR NEW SOURCE PERMITS PERMIT 27941
AIR NEW SOURCE PERMITS REGISTRATION 27086
AIR NEW SOURCE PERMITS REGISTRATION 28548
AIR NEW SOURCE PERMITS REGISTRATION 29676
AIR NEW SOURCE PERMITS REGISTRATION 33574
AIR NEW SOURCE PERMITS REGISTRATION 35597
AIR NEW SOURCE PERMITS REGISTRATION 37878
AIR NEW SOURCE PERMITS REGISTRATION 39472
AIR NEW SOURCE PERMITS REGISTRATION 40744
AIR NEW SOURCE PERMITS REGISTRATION 42273
AIR NEW SOURCE PERMITS PERMIT 48588
AIR NEW SOURCE PERMITS PERMIT 48590
AIR NEW SOURCE PERMITS PERMIT 48615

AIR OPERATING PERMITS PERMIT 1436
AIR OPERATING PERMITS PERMIT 1970
AIR OPERATING PERMITS PERMIT 1972
AIR OPERATING PERMITS PERMIT 1974
AIR OPERATING PERMITS PERMIT 1976
AIR OPERATING PERMITS PERMIT 1978
AIR OPERATING PERMITS PERMIT 1981
PUBLIC WATER SYSTEM/SUPPLY REGISTRATION 1020092
AIR NEW SOURCE PERMITS PERMIT 908
AIR NEW SOURCE PERMITS PERMIT 1329
AIR NEW SOURCE PERMITS PERMIT 5283
AIR NEW SOURCE PERMITS REGISTRATION 6772
AIR NEW SOURCE PERMITS REGISTRATION 7022
AIR NEW SOURCE PERMITS REGISTRATION 7416
AIR NEW SOURCE PERMITS PERMIT 8539
AIR NEW SOURCE PERMITS PERMIT 9301
AIR NEW SOURCE PERMITS PERMIT 9631
AIR NEW SOURCE PERMITS REGISTRATION 12367
AIR NEW SOURCE PERMITS REGISTRATION 13743
AIR NEW SOURCE PERMITS REGISTRATION 14953
AIR NEW SOURCE PERMITS REGISTRATION 15535
AIR NEW SOURCE PERMITS REGISTRATION 15724
AIR NEW SOURCE PERMITS REGISTRATION 16485
AIR NEW SOURCE PERMITS PERMIT 17579
AIR NEW SOURCE PERMITS PERMIT 18528
AIR NEW SOURCE PERMITS PERMIT 20567
AIR NEW SOURCE PERMITS REGISTRATION 24461
AIR NEW SOURCE PERMITS REGISTRATION 26307
AIR NEW SOURCE PERMITS REGISTRATION 26973
AIR NEW SOURCE PERMITS PERMIT 30130
AIR NEW SOURCE PERMITS REGISTRATION 30643
AIR NEW SOURCE PERMITS REGISTRATION 35254
AIR NEW SOURCE PERMITS REGISTRATION 37813
AIR NEW SOURCE PERMITS REGISTRATION 38305
AIR NEW SOURCE PERMITS REGISTRATION 39774
AIR NEW SOURCE PERMITS REGISTRATION 41365
AIR NEW SOURCE PERMITS REGISTRATION 45164
AIR NEW SOURCE PERMITS PERMIT 48589
AIR NEW SOURCE PERMITS PERMIT 48591
AIR NEW SOURCE PERMITS PERMIT 48617

AIR NEW SOURCE PERMITS PERMIT 48758
AIR NEW SOURCE PERMITS PERMIT 49363
AIR NEW SOURCE PERMITS REGISTRATION 50167
AIR NEW SOURCE PERMITS REGISTRATION 50321
AIR NEW SOURCE PERMITS REGISTRATION 93166
AIR NEW SOURCE PERMITS REGISTRATION 55267
AIR NEW SOURCE PERMITS REGISTRATION 70117
AIR NEW SOURCE PERMITS REGISTRATION 70477
AIR NEW SOURCE PERMITS PERMIT 48761
AIR NEW SOURCE PERMITS REGISTRATION 70379
AIR NEW SOURCE PERMITS REGISTRATION 71012
AIR NEW SOURCE PERMITS REGISTRATION 71332
AIR NEW SOURCE PERMITS REGISTRATION 72364
AIR NEW SOURCE PERMITS REGISTRATION 56589
AIR NEW SOURCE PERMITS REGISTRATION 56558
AIR NEW SOURCE PERMITS REGISTRATION 56540
AIR NEW SOURCE PERMITS REGISTRATION 72295
AIR NEW SOURCE PERMITS REGISTRATION 74118
AIR NEW SOURCE PERMITS REGISTRATION 74685
AIR NEW SOURCE PERMITS REGISTRATION 75102
AIR NEW SOURCE PERMITS REGISTRATION 77203
AIR NEW SOURCE PERMITS REGISTRATION 78495
AIR NEW SOURCE PERMITS REGISTRATION 78568
AIR NEW SOURCE PERMITS REGISTRATION 78576
AIR NEW SOURCE PERMITS REGISTRATION 78487
AIR NEW SOURCE PERMITS REGISTRATION 78880
AIR NEW SOURCE PERMITS REGISTRATION 79788
AIR NEW SOURCE PERMITS REGISTRATION 81824
AIR NEW SOURCE PERMITS REGISTRATION 82127
AIR NEW SOURCE PERMITS REGISTRATION 82646
AIR NEW SOURCE PERMITS REGISTRATION 82471
AIR NEW SOURCE PERMITS REGISTRATION 84072
AIR NEW SOURCE PERMITS REGISTRATION 87404
AIR NEW SOURCE PERMITS REGISTRATION 87673
AIR NEW SOURCE PERMITS PERMIT 92682
AIR NEW SOURCE PERMITS REGISTRATION 93983
AIR NEW SOURCE PERMITS REGISTRATION 94362
AIR NEW SOURCE PERMITS REGISTRATION 95974
AIR NEW SOURCE PERMITS REGISTRATION 104465
AIR NEW SOURCE PERMITS REGISTRATION 102041
AIR NEW SOURCE PERMITS REGISTRATION 105045
AIR NEW SOURCE PERMITS REGISTRATION 104911
AIR NEW SOURCE PERMITS REGISTRATION 108149
AIR NEW SOURCE PERMITS REGISTRATION 145039
AIR NEW SOURCE PERMITS REGISTRATION 140089
AIR NEW SOURCE PERMITS REGISTRATION 139471
AIR NEW SOURCE PERMITS REGISTRATION 139184
AIR NEW SOURCE PERMITS REGISTRATION 139577
AIR NEW SOURCE PERMITS REGISTRATION 139785
AIR NEW SOURCE PERMITS REGISTRATION 134670
AIR NEW SOURCE PERMITS REGISTRATION 141191
AIR NEW SOURCE PERMITS REGISTRATION 124730
AIR NEW SOURCE PERMITS REGISTRATION 131402
AIR NEW SOURCE PERMITS REGISTRATION 139285
AIR NEW SOURCE PERMITS REGISTRATION 131511
AIR NEW SOURCE PERMITS REGISTRATION 125571
AIR NEW SOURCE PERMITS REGISTRATION 137771
AIR NEW SOURCE PERMITS REGISTRATION 125598

AIR NEW SOURCE PERMITS PERMIT 48655
AIR NEW SOURCE PERMITS REGISTRATION 49793
AIR NEW SOURCE PERMITS REGISTRATION 50110
AIR NEW SOURCE PERMITS ACCOUNT NUMBER HH0042M
AIR NEW SOURCE PERMITS REGISTRATION 55268
AIR NEW SOURCE PERMITS REGISTRATION 75700
AIR NEW SOURCE PERMITS AFS NUM 4820300019
AIR NEW SOURCE PERMITS PERMIT 48626
AIR NEW SOURCE PERMITS PERMIT 52985
AIR NEW SOURCE PERMITS REGISTRATION 56590
AIR NEW SOURCE PERMITS REGISTRATION 71013
AIR NEW SOURCE PERMITS REGISTRATION 53918
AIR NEW SOURCE PERMITS REGISTRATION 56239
AIR NEW SOURCE PERMITS REGISTRATION 56575
AIR NEW SOURCE PERMITS REGISTRATION 56555
AIR NEW SOURCE PERMITS REGISTRATION 72608
AIR NEW SOURCE PERMITS REGISTRATION 50374
AIR NEW SOURCE PERMITS REGISTRATION 74094
AIR NEW SOURCE PERMITS REGISTRATION 74643
AIR NEW SOURCE PERMITS REGISTRATION 74812
AIR NEW SOURCE PERMITS REGISTRATION 88579
AIR NEW SOURCE PERMITS REGISTRATION 78603
AIR NEW SOURCE PERMITS REGISTRATION 78517
AIR NEW SOURCE PERMITS PERMIT 78809
AIR NEW SOURCE PERMITS REGISTRATION 78938
AIR NEW SOURCE PERMITS REGISTRATION 79775
AIR NEW SOURCE PERMITS REGISTRATION 80984
AIR NEW SOURCE PERMITS REGISTRATION 82080
AIR NEW SOURCE PERMITS REGISTRATION 83225
AIR NEW SOURCE PERMITS REGISTRATION 83679
AIR NEW SOURCE PERMITS PERMIT 84724
AIR NEW SOURCE PERMITS REGISTRATION 88035
AIR NEW SOURCE PERMITS REGISTRATION 90729
AIR NEW SOURCE PERMITS REGISTRATION 91851
AIR NEW SOURCE PERMITS REGISTRATION 91850
AIR NEW SOURCE PERMITS REGISTRATION 93933
AIR NEW SOURCE PERMITS REGISTRATION 94602
AIR NEW SOURCE PERMITS REGISTRATION 95513
AIR NEW SOURCE PERMITS REGISTRATION 103070
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX332M3
AIR NEW SOURCE PERMITS REGISTRATION 105356
AIR NEW SOURCE PERMITS REGISTRATION 105091
AIR NEW SOURCE PERMITS REGISTRATION 142433
AIR NEW SOURCE PERMITS REGISTRATION 114614
AIR NEW SOURCE PERMITS REGISTRATION 129973
AIR NEW SOURCE PERMITS REGISTRATION 139792
AIR NEW SOURCE PERMITS REGISTRATION 140734
AIR NEW SOURCE PERMITS REGISTRATION 118375
AIR NEW SOURCE PERMITS REGISTRATION 111193
AIR NEW SOURCE PERMITS REGISTRATION 139279
AIR NEW SOURCE PERMITS REGISTRATION 111190
AIR NEW SOURCE PERMITS REGISTRATION 134661
AIR NEW SOURCE PERMITS REGISTRATION 120631
AIR NEW SOURCE PERMITS REGISTRATION 139257
AIR NEW SOURCE PERMITS REGISTRATION 119769
AIR NEW SOURCE PERMITS REGISTRATION 123685
AIR NEW SOURCE PERMITS REGISTRATION 118623
AIR NEW SOURCE PERMITS REGISTRATION 122762

AIR NEW SOURCE PERMITS REGISTRATION 121905
AIR NEW SOURCE PERMITS REGISTRATION 120553
AIR NEW SOURCE PERMITS REGISTRATION 151922
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX476
AIR NEW SOURCE PERMITS REGISTRATION 163366
AIR NEW SOURCE PERMITS REGISTRATION 162216
AIR NEW SOURCE PERMITS REGISTRATION 164631
AIR NEW SOURCE PERMITS REGISTRATION 164620
AIR NEW SOURCE PERMITS REGISTRATION 163169
AIR NEW SOURCE PERMITS REGISTRATION 165028
AIR NEW SOURCE PERMITS REGISTRATION 146695
AIR NEW SOURCE PERMITS REGISTRATION 143645
AIR NEW SOURCE PERMITS REGISTRATION 147495
AIR NEW SOURCE PERMITS REGISTRATION 148153
AIR NEW SOURCE PERMITS REGISTRATION 146917
AIR NEW SOURCE PERMITS REGISTRATION 147116
AIR NEW SOURCE PERMITS REGISTRATION 143081
AIR NEW SOURCE PERMITS REGISTRATION 150563
AIR NEW SOURCE PERMITS REGISTRATION 157215
AIR NEW SOURCE PERMITS REGISTRATION 158546
AIR NEW SOURCE PERMITS REGISTRATION 159233
AIR NEW SOURCE PERMITS REGISTRATION 156700
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX332M2
AIR NEW SOURCE PERMITS REGISTRATION 161111
AIR NEW SOURCE PERMITS REGISTRATION 156128
AIR NEW SOURCE PERMITS REGISTRATION 161886
AIR NEW SOURCE PERMITS REGISTRATION 152239
AIR NEW SOURCE PERMITS REGISTRATION 156599
AIR NEW SOURCE PERMITS REGISTRATION 152418
AIR NEW SOURCE PERMITS REGISTRATION 158350
USED OIL REGISTRATION A85413
IHW CORRECTIVE ACTION SOLID WASTE REGISTRATION # (SWR) 30137
WASTEWATER PERMIT WQ0000471000
AIR EMISSIONS INVENTORY ACCOUNT NUMBER HH0042M
INDUSTRIAL AND HAZARDOUS WASTE PERMIT 50043
INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE REGISTRATION # (SWR) 30137
TAX RELIEF ID NUMBER 20148
TAX RELIEF ID NUMBER 18158
TAX RELIEF ID NUMBER 20761
TAX RELIEF ID NUMBER 20768
TAX RELIEF ID NUMBER 22506

AIR NEW SOURCE PERMITS REGISTRATION 131356
AIR NEW SOURCE PERMITS REGISTRATION 134213
AIR NEW SOURCE PERMITS REGISTRATION 152156
AIR NEW SOURCE PERMITS REGISTRATION 165319
AIR NEW SOURCE PERMITS REGISTRATION 163575
AIR NEW SOURCE PERMITS REGISTRATION 162417
AIR NEW SOURCE PERMITS REGISTRATION 164108
AIR NEW SOURCE PERMITS REGISTRATION 165894
AIR NEW SOURCE PERMITS REGISTRATION 163600
AIR NEW SOURCE PERMITS REGISTRATION 165902
AIR NEW SOURCE PERMITS REGISTRATION 142049
AIR NEW SOURCE PERMITS REGISTRATION 146707
AIR NEW SOURCE PERMITS REGISTRATION 148716
AIR NEW SOURCE PERMITS PERMIT AMOC29
AIR NEW SOURCE PERMITS REGISTRATION 142739
AIR NEW SOURCE PERMITS REGISTRATION 148833
AIR NEW SOURCE PERMITS REGISTRATION 144345
AIR NEW SOURCE PERMITS REGISTRATION 158320
AIR NEW SOURCE PERMITS REGISTRATION 155128
AIR NEW SOURCE PERMITS REGISTRATION 160674
AIR NEW SOURCE PERMITS REGISTRATION 160455
AIR NEW SOURCE PERMITS REGISTRATION 161121
AIR NEW SOURCE PERMITS REGISTRATION 153596
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX185M1
AIR NEW SOURCE PERMITS REGISTRATION 161900
AIR NEW SOURCE PERMITS REGISTRATION 157759
AIR NEW SOURCE PERMITS REGISTRATION 162405
AIR NEW SOURCE PERMITS REGISTRATION 154698
AIR NEW SOURCE PERMITS REGISTRATION 157444
AIR NEW SOURCE PERMITS REGISTRATION 157315
USED OIL EPA ID TXD007330202
STORMWATER PERMIT TXR05W961
WASTEWATER EPA ID TX0000949
POLLUTION PREVENTION PLANNING ID NUMBER P00684
INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXD007330202
TAX RELIEF ID NUMBER 20145
TAX RELIEF ID NUMBER 16741
TAX RELIEF ID NUMBER 19576
TAX RELIEF ID NUMBER 20783
TAX RELIEF ID NUMBER 20787
TAX RELIEF ID NUMBER 22505

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

Date Compliance History Report Prepared: July 19, 2021

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: July 19, 2016 to July 19, 2021

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

Name: Yuliya Dunaway

Phone: (210) 403-4077

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: 07/20/2020 ADMINORDER 2019-1295-AIR-E (1660 Order-Agreed Order With Denial)

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 8D PERMIT
Special Terms and Conditions 14 OP

Description: Failed to maintain the ratio of volume of natural gas to volume of waste gas for the flare. Specifically, the ratio of the volume of natural gas to the volume of waste gas was not maintained at 1 to 3.65 for the B-43 Tank Farm Flare, EPN 027FL1, for three hours on August 21, 2018 and two hours on October 24, 2018.

Classification: Major

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 1/14/16 PERMIT
Special Condition 1 2/5/16 PERMIT
Special Condition 1 3/10/14 PERMIT
Special Condition 1 9/6/11 PERMIT
Special Terms and Conditions 14 3/14/13 OP
Special Terms and Conditions 14 6/23/15 OP

Description: Failed to comply with the MAERs. The Respondent exceeded the NOx MAER of 0.01 ton per year ("tpy") based on a 12-month rolling period, the CO MAER of 0.12 tpy based on a 12-month rolling period, and the SO2 MAER of 0.01 tpy based on a 12-month rolling period for the 12-month periods ending from May 2013 through June of 2018 for the B-43 Tank Farm Flare, EPN 027FL1, resulting in the unauthorized release of 1.51 tons of NOx, 12.53 tons of CO, and 0.06 ton of SO2.

Classification: Moderate

Citation: 30 TAC Chapter 106, SubChapter K 106.261(a)(7)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: Special Terms and Conditions 15 OP

Description: Failed to submit a Form PI-7 by March 31 of the following year summarizing all uses of this permit by rule in the previous calendar year.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	August 12, 2016	(1365460)
Item 2	August 16, 2016	(1350767)
Item 3	August 22, 2016	(1355540)
Item 4	September 06, 2016	(1358357)
Item 5	September 12, 2016	(1358488)
Item 6	September 16, 2016	(1372163)
Item 7	October 17, 2016	(1378341)
Item 8	October 18, 2016	(1365076)
Item 9	October 20, 2016	(1368976)
Item 10	November 03, 2016	(1369078)
Item 11	November 09, 2016	(1370810)
Item 12	November 17, 2016	(1384302)
Item 13	November 22, 2016	(1371193)
Item 14	November 30, 2016	(1343396)
Item 15	December 13, 2016	(1390439)
Item 16	January 02, 2017	(1383178)
Item 17	January 03, 2017	(1383197)
Item 18	January 04, 2017	(1383349)

Item 19	January 05, 2017	(1383151)
Item 20	February 03, 2017	(1383858)
Item 21	February 07, 2017	(1390112)
Item 22	February 27, 2017	(1395707)
Item 23	March 17, 2017	(1411041)
Item 24	March 23, 2017	(1400939)
Item 25	March 30, 2017	(1400841)
Item 26	April 10, 2017	(1057147)
Item 27	April 13, 2017	(1403817)
Item 28	April 21, 2017	(1407755)
Item 29	May 12, 2017	(1425136)
Item 30	June 07, 2017	(1417373)
Item 31	June 13, 2017	(1431124)
Item 32	June 27, 2017	(1422024)
Item 33	July 18, 2017	(1439741)
Item 34	August 18, 2017	(1443426)
Item 35	August 22, 2017	(1430354)
Item 36	August 28, 2017	(1429863)
Item 37	August 30, 2017	(1436393)
Item 38	September 25, 2017	(1438663)
Item 39	September 27, 2017	(1438617)
Item 40	October 16, 2017	(1455876)
Item 41	November 14, 2017	(1461360)
Item 42	November 15, 2017	(1447989)
Item 43	December 12, 2017	(1467739)
Item 44	January 12, 2018	(1464538)
Item 45	January 17, 2018	(1474444)
Item 46	February 02, 2018	(1464621)
Item 47	February 06, 2018	(1466166)
Item 48	February 09, 2018	(1466954)
Item 49	February 14, 2018	(1467422)
Item 50	February 16, 2018	(1486670)
Item 51	February 21, 2018	(1471338)
Item 52	February 27, 2018	(1473030)
Item 53	February 28, 2018	(1472847)
Item 54	March 16, 2018	(1490348)
Item 55	March 20, 2018	(1473893)
Item 56	April 12, 2018	(1480244)
Item 57	April 20, 2018	(1493584)
Item 58	May 16, 2018	(1513935)
Item 59	May 24, 2018	(1485524)
Item 60	June 15, 2018	(1507618)
Item 61	June 20, 2018	(1496772)
Item 62	July 12, 2018	(1499675)
Item 63	July 30, 2018	(1505268)
Item 64	August 13, 2018	(1484883)
Item 65	August 17, 2018	(1519996)
Item 66	August 21, 2018	(1507332)
Item 67	August 29, 2018	(1512686)
Item 68	August 30, 2018	(1512702)
Item 69	August 31, 2018	(1512986)
Item 70	September 17, 2018	(1527163)
Item 71	September 18, 2018	(1513575)
Item 72	September 25, 2018	(1517516)
Item 73	October 10, 2018	(1533521)
Item 74	October 23, 2018	(1524206)
Item 75	October 30, 2018	(1519438)
Item 76	October 31, 2018	(1525157)
Item 77	November 08, 2018	(1525983)
Item 78	November 16, 2018	(1541356)
Item 79	November 20, 2018	(1526772)

Item 80	November 29, 2018	(1531586)
Item 81	December 19, 2018	(1545140)
Item 82	January 15, 2019	(1559394)
Item 83	January 17, 2019	(1538277)
Item 84	January 24, 2019	(1524209)
Item 85	January 30, 2019	(1540658)
Item 86	January 31, 2019	(1541016)
Item 87	February 04, 2019	(1540755)
Item 88	February 15, 2019	(1548415)
Item 89	February 19, 2019	(1559392)
Item 90	February 21, 2019	(1408351)
Item 91	March 11, 2019	(1551611)
Item 92	March 14, 2019	(1559393)
Item 93	March 19, 2019	(1549804)
Item 94	April 10, 2019	(1554773)
Item 95	April 15, 2019	(1571737)
Item 96	May 13, 2019	(1558222)
Item 97	May 17, 2019	(1583073)
Item 98	June 07, 2019	(1558860)
Item 99	June 17, 2019	(1571641)
Item 100	July 02, 2019	(1577909)
Item 101	July 17, 2019	(1593048)
Item 102	August 20, 2019	(1599392)
Item 103	August 27, 2019	(1591143)
Item 104	September 10, 2019	(1592312)
Item 105	September 11, 2019	(1592862)
Item 106	September 13, 2019	(1606300)
Item 107	September 17, 2019	(1592526)
Item 108	October 07, 2019	(1597981)
Item 109	October 14, 2019	(1602867)
Item 110	October 16, 2019	(1613147)
Item 111	October 30, 2019	(1598496)
Item 112	October 31, 2019	(1605009)
Item 113	November 15, 2019	(1618959)
Item 114	November 19, 2019	(1610177)
Item 115	November 22, 2019	(1611093)
Item 116	December 17, 2019	(1626312)
Item 117	January 08, 2020	(1617078)
Item 118	January 16, 2020	(1633953)
Item 119	January 21, 2020	(1623427)
Item 120	February 06, 2020	(1622503)
Item 121	February 18, 2020	(1640572)
Item 122	February 28, 2020	(1630028)
Item 123	March 16, 2020	(1647092)
Item 124	March 24, 2020	(1638762)
Item 125	March 31, 2020	(1638120)
Item 126	April 15, 2020	(1633234)
Item 127	April 17, 2020	(1644797)
Item 128	April 30, 2020	(1645672)
Item 129	May 13, 2020	(1646911)
Item 130	May 18, 2020	(1650610)
Item 131	May 19, 2020	(1660014)
Item 132	June 05, 2020	(1652367)
Item 133	June 12, 2020	(1651579)
Item 134	June 18, 2020	(1666517)
Item 135	June 25, 2020	(1652026)
Item 136	July 15, 2020	(1673475)
Item 137	July 22, 2020	(1664304)
Item 138	August 13, 2020	(1664124)
Item 139	August 18, 2020	(1680249)
Item 140	August 25, 2020	(1610202)

Description: Failure to meet the 300 BTU/scf for the B-25 flare.
 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(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Terms and Conditions 1A OP

Description: Failure to conduct required sampling to satisfy conditions of 40 CFR 63 subpart FF.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT NNN 60.665(l)
 5C THSC Chapter 382 382.085(b)
 Special Terms and Conditions 1A OP

Description: Failure to include all required information in a report required by 40 CFR 60 subpart NNN.

3 Date: 09/30/2020 (1693165)
 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

4 Date: 10/23/2020 (1683857)
 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 6E PERMIT
 Special Terms and Conditions 12 OP
 Description: Failure to cap open ended lines in VOC service.

5 Date: 10/31/2020 (1712191)
 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: 03/02/2021 (1700861)
 Self Report? NO Classification: Moderate
 Citation: 40 CFR Chapter 265, SubChapter I, PT 265, SubPT J 265.193
 Description: Failure to properly maintain secondary containment for hazardous waste tank systems ancillary equipment.
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 335, SubChapter A 335.4
 Description: Failure to properly dispose of waste pallets and railroad ties.

7 Date: 03/31/2021 (1725248)
 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

8 Date: 07/14/2021 (1722217)
 Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 113, SubChapter C 113.560
 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 UU 63.1033(b)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1103(e)(3)
 5C THSC Chapter 382 382.085(b)
 STC 1(A) PERMIT
 STC 15 PERMIT
 Description: Failure to equip nine (9) open-ended lines with a cap, blind flange, plug, or second valve.
 Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(4)

Description: STC 1(A) PERMIT
 Failure to limit visible emissions from the HCC- 3 plant flare for less than five minutes in a two-hour period.

Self Report? NO Classification: Minor
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 30 TAC Chapter 122, SubChapter B 122.145(1)(C)
 5C THSC Chapter 382 382.085(b)
 STC 1(A) PERMIT
 STC 15 PERMIT

Description: Failure to submit the semiannual NSPS NNN report within 30 days after the end of the reporting period.

Self Report? NO Classification: Moderate
 Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(4)
 5C THSC Chapter 382 382.085(b)
 STC 1(A) PERMIT
 STC 15 PERMIT
 STC 6C PERMIT

Description: Failure to limit visible emissions from the B-25 flare for less than five minutes in a two-hour period.

F. Environmental audits:

Notice of Intent Date: 06/01/2016 (1337558)
 Disclosure Date: 11/21/2016
 Viol. Classification: Moderate
 Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.152(b)

Description: Failed to update the Notification of Compliance Status in the semi-annual HONG G report to include the two additional Part 63, Subpart G (HON) Group 2 wastewater streams, OX005WW1 and OX005WW2, in the Propionaldehyde CMPI.

Notice of Intent Date: 12/13/2016 (1382425)
 Disclosure Date: 02/23/2017
 Viol. Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT Special Condition No. 4
 PERMIT Special Condition No. 6

Description: Failed to ensure that the apparatus used to monitor cooling tower VOC emissions fully meets the requirements of TCEQ test protocol Appendix P.

Disclosure Date: 07/11/2017
 Viol. Classification: Minor
 Citation: 30 TAC Chapter 101, SubChapter A 101.10
 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT Special Condition No. 1

Description: Failed to correctly report emissions in the 2011 Air Emissions Inventory. Specifically, emissions were reported under EPN 037T504, but the authorization is under 105T504 in the permit's MAERT.

Viol. Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT Special Condition No. 1

Description: Failed to properly permit carbon monoxide emissions (CO) on NSR Permit No. 1329. Specifically, CO was inadvertently omitted from the MAERT for EPNs 037T621, 037T621A, and 037T621B. CO was represented in the 2006 renewal and PBR Registration No. 87018 and was also listed in the 2016 permit renewal application submitted on November 18, 2016.

Viol. Classification: Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT Special Condition 1

Description: Failed to limit CO, NOx, SO2, and VOC emissions from EPNs 141FL1 and 104FL1 to the amounts established in the permit due to a malfunction in the natural gas flow meter. The malfunction resulted in the natural gas flow meter incorrectly indicating the flow rate of natural gas to the EPNs and the excess emissions.

Notice of Intent Date: 02/27/2017 (1396899)
 No DOV Associated

Notice of Intent Date: 04/05/2017 (1407199)

Disclosure Date: 05/25/2017

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT SC 13.D.
OP STC 15

Description: Failed to maintain records of the results of monthly audio, visual, and/or olfactory inspections of the capture system for the Bldg. 42 flare (EPN 217FL1) used for maintenance on pipelines on the west side of the plant site, in order to verify there are no leaking components.

Disclosure Date: 08/07/2017

Viol. Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(f)(4)

Rqmt Prov: PERMIT Special Condition 6.D.
OP Special Terms and Conditions 15

Description: Failed to determine and record the actual exit velocity for flares EPNs 116FL1H and 116FL2H every 15 minutes, as required by 40 CFR § 60.18(f)(4).

Notice of Intent Date: 06/20/2017 (1422673)

Disclosure Date: 05/25/2018

Viol. Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1057(a)
40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1057(c)(1)
40 CFR Chapter 265, SubChapter I, PT 265, SubPT BB 265.1064(b)(1)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.242-7(a)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.242-7(c)(1)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.246(e)(1)
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 61.349(f)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.148(b)(1)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.148(b)(1)(ii)

Rqmt Prov: OP Special Terms and Conditions No. 1.A.
OP Special Terms and Conditions No. 5.A.

Description: Failed to identify, document, and monitor two valves and 26 closed vent system components (10 valves and 16 connectors), as discovered during the reconciliation process following the retagging of Railcar Waste Collection Facility.

Notice of Intent Date: 06/22/2017 (1422748)

Disclosure Date: 11/01/2017

Viol. Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT Special Conditions No. 10.D.2.

Description: Failed to use hard-piped or bolted connections, and/or dry lock design hard piping loading arms for all pressurized loading operations.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT Special Condition No. 8.B.

Description: Failed to ensure that uninsulated tank exterior surfaces exposed to the sun shall be white, unpainted stainless steel, or unpainted aluminum (Listed Tank Nos. 034T504, 034T505A, 034T505B, 034T506, 034T520, 035T504, 115T604, 115T606, 115T608, and 115T609). Specifically, these tanks are painted gray.

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT Special Condition No. 17.C.

Description: Failed to sample and analyze in-stack concentration of acetaldehyde from the off-gas absorbers (EPNs 034D202 and 035D202) at least twice during each 12-hour shift. Specifically, Eastman was monitoring once per day.

Notice of Intent Date: 03/12/2018 (1478872)

Disclosure Date: 10/18/2018

Viol. Classification: Moderate

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

30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(a)(2)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(c)(1)(i)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(h)(3)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.483-2(b)(3)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.486(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.486(e)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.486(f)(2)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.487a(c)(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.148(b)(1)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.148(b)(1)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(d)(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(i)(3)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.174(b)(3)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.181(b)(1)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.181(b)(7)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.182

Rqmt Prov: PERMIT SC 6.D.
PERMIT SC 6.F.
PERMIT SC 6.K.
PERMIT SC 7
OP STC 1.A.
OP STC 15

Description: During the reconciliation process following a retag of the Propionic Acid Process Unit, Eastman discovered that 23 valves, five difficult to monitor valves, and 77 connectors were not previously identified, documented, and monitored as part of a required State or Federal LDAR program, and have not previously been identified or monitored as required by the Special Conditions in NSR Permit No. 27941.

Notice of Intent Date: 10/25/2018 (1525197)
Disclosure Date: 02/22/2019
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT Special Conditions No. 1

Description: Failed to limit hourly volatile organic compounds ("VOC") emissions for Emissions Point Number 016D17RW to the limits outlined in the Maximum Allowable Emissions Rate Table ("MAERT"). Specifically, a review of operating data flows and wastewater VOC analysis indicated a higher than normal discharge of VOCs in the wastewater to the process sewer from the D-17 salts concentrator column overflow, resulting in VOC exceedances. on six occasions.

Notice of Intent Date: 01/11/2019 (1539083)
No DOV Associated

Notice of Intent Date: 03/25/2019 (1553939)
Disclosure Date: 07/17/2019
Viol. Classification: Minor
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT Special Condition Nos. 24.H and 24.I

Description: Failed to repair a leaking component as soon as practicable, but no later than 15 days after the leak is found and failed to maintain complete records of repairs. Specifically, a leaking valve in NPG process unit was discovered on 11/16/18 and the initial repair attempt did not eliminate the leak and a second repair attempt was successfully performed, but the date of the repair is unknown. It was entered as 12/10/18 when the valve was confirmed to no longer be leaking.

Disclosure Date: 09/25/2019
Viol. Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: PERMIT Special Condition No. 12.E
OP STC No. 10

Description: Failed to have submerged fill pipes for storage tanks TK-23, TK-51, TK-141, TK-306, and TK-319 as

required by a new Special Condition 12.E on the NPG permit that was renewed on 11/14/2018.

Notice of Intent Date: 04/11/2019 (1555695)

Disclosure Date: 11/19/2019

Viol. Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 116, SubChapter B 116.115(c)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(7)(i)

Rqmt Prov: PERMIT Special Conditions No. 9.B

Description: Failed to design and operate steam-assisted and nonassisted flares with an exit velocity less than 18.3 m/sec (60 ft/sec). Specifically, one of the two burners on the B-43 Tank Farm Flare (EPN 027FL, FOP O1982, Oxo Aledhydes Area) was plugged, therefore all waste and assist gas flow was going through the one unplugged burner resulting in velocities exceeding the 60 ft/sec requirement on July 10 (8-10am), July 17 (8-9am), July 19 (8-9am), July 21 (7-8am), and July 27 (8-9am).

Notice of Intent Date: 04/15/2019 (1556285)

Disclosure Date: 05/08/2019

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT Special Condition No. 1
OP Special Terms and Conditions No. 13

Description: Failed to limit NOx, CO, PM, VOC, and SO2 emissions to the rates outlined in the Maximum Allowable Emissions Rates Table for a total of 54 hours on various dates between the second quarter of 2015 and the second quarter of 2017.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: OP Special Terms and Conditions 3.A.iv.3

Description: Failed to maintain records for the quarterly emission observations for stationary vents on a total of 34 occasions in the Eastotac Operating Area between the third quarter of 2016 and the first quarter of 2019.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: OP Special Terms and Conditions 3.B.iii.2.

Description: Failed to maintain records of quarterly visible emission observations for buildings or other structures on 193 occasions in the Eastotac Operating Area between the third quarter of 2016 and the first quarter of 2019.

Disclosure Date: 09/25/2019

Viol. Classification: Minor

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
Rqmt Prov: OP STC 3.C(iii)(2)

Description: Failed to maintain records for the quarterly visual emission observations for other sources (for 13 total instances) in the Eastotac Operating Area from Q3 2016 to Q1 2019.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT Special Conditions No. 8.H
PERMIT Special Conditions No. 8.I

Description: Failed to correctly identify a visible leak on a heavy liquid pump seal and failed to make a first repair attempt within five days. Additionally, failed to make a final repair within 15 days.

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT Special Condition No. 8.I
OP STC No. 1.A
OP STC No. 13

Description: Failed to continually isolate one component on delay of repair (DOR) status after several unsuccessful repair attempts causing a deviation of the requirement to repair a leaking component within 15 days.

Disclosure Date: 03/26/2020

Viol. Classification: Minor

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT Special Condition No. 8.E

Description: Failed to prevent open-ended lines on six closed-loop sample points.

Notice of Intent Date: 04/16/2019 (1556287)

Disclosure Date: 11/20/2019

Viol. Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1022(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(iii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(iv)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(e)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1027(b)(3)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1038(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.983(b)(1)(i)(A)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.983(b)(1)(i)(B)

Rqmt Prov: PERMIT SC No. 11.D
PERMIT SC No. 11.F
PERMIT SC No. 11.K
OP STC No. 1.A
OP STC No. 15

Description: Failed to identify, document, and monitor 291 valves (218, 40, and 51 subject to 40 CFR, Part 63, Subpart UU, 40 CFR Part 63, Subpart SS, and NSR special conditions, respectively), 80 difficult to monitor valves (39, 18, and 38 40 CFR, Part 63, Subpart UU, 40 CFR Part 63, Subpart SS, and NSR special conditions, respectively), and 1,239 connectors (908 and 331 subject to 40 CFR Part 63, Subpart UU and 40 CFR Part 63, Subpart SS, respectively) as part of a required State or Federal LDAR program.

Viol. Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1022(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(iii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(iv)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1027(b)(3)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1038(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.983(b)(1)(i)(A)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.983(b)(1)(i)(B)

Rqmt Prov: PERMIT SC No. 11.F
OP STC No. 1.A
OP STC No. 15

Description: Failed to monitor or monitor in all required monitoring periods seven valves and seven connectors subject to 40 CFR, Part 63, Subpart UU; one instrument and one relief device associated with HCC-3 closed vent system subject to 40 CFR Part 63, Subpart SS, and eight valves subject to NSR permit special conditions from 2014 through 2019 primarily from incorrect component regulatory information in the fugitive software database.

Viol. Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1022(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(iii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(iv)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(e)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1027(b)(3)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1038(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.983(b)(1)(i)(A)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.983(b)(1)(i)(B)

Rqmt Prov: PERMIT SC No. 11.D
PERMIT SC No. 11.F
PERMIT SC No. 11.K
OP STC No. 1.A
OP STC No. 15

Description: Failed to identify, document, and monitor 829 valves (337, 233, and 307 as part of 40 CFR Part 63,

Subpart UU, Subpart SS, and NSR special conditions, respectively), 92 difficult to monitor valves (29, 30, and 44 as part of 40 CFR Part 63, Subpart UU, Subpart SS, and NSR special conditions, respectively), 2,138 connectors (1,062 and 1,076 as part of 40 CFR Part 63, Subpart UU and Subpart SS, respectively), and three instruments as part of a required State or Federal LDAR program.

Viol. Classification: Minor

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1022(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(iii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1025(b)(3)(iv)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1027(b)(3)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1038(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.983(b)(1)(i)(A)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.983(b)(1)(i)(B)

Rqmt Prov: PERMIT SC No. 11.D
PERMIT SC No. 11.F
PERMIT SC No. 11.K
OP STC No. 1.A
OP STC No. 15

Description: Failed to monitor or monitor in all required monitoring periods 62 valves and 47 connectors subject to 40 CFR, Part 63, Subpart UU; one relief device associated with HCC-3 closed vent system subject to 40 CFR Part 63, Subpart SS, and seven valves and 14 difficult to monitor valves subject to NSR permit special conditions from 2014 through 2019 primarily from incorrect component regulatory information in the fugitive software database.

Notice of Intent Date: 05/07/2019 (1558763)

Disclosure Date: 09/25/2019

Viol. Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1022(a)

Rqmt Prov: OP STC No. 1.A

Description: Failed to include identification of the locations of all sampling connections systems subject to Subpart UU in the HCC-4 Plant record, as required in 40 CFR 63.1022(a).

Notice of Intent Date: 06/13/2019 (1575966)

No DOV Associated

Notice of Intent Date: 06/17/2019 (1576849)

Disclosure Date: 02/27/2020

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT General Conditions No. 7
PERMIT Special Conditions No. 3

Description: Failed to maintain records of the condition of vessels loaded.

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT SC 7.B
PERMIT SC 7.D

Description: Failed to maintain a minimum of 95% of the liquid temperature data for condenser vents E-102 and E-107 from 8/10/18 16:45 until 8/21/18 09:00, 10/11/18 21:00 until 10/12/18 03:30, and 10/21/18 21:45 until 10/22/18 21:00.

Viol. Classification: Minor

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

Rqmt Prov: PERMIT SC 5.C

Description: Failed to maintain records for the required weekly conductivity/Total Dissolved Solids (TDS) measurements for the EOEG-1 cooling tower.

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT SC 1

Description: Failed to adequately represent all emissions. Specifically, ethylene emissions were not fully permitted for one process vent and the associated fugitive sources in EOEG-2 and fugitive sources in EOEG-1 resulting in MAER exceedances in EOEG-2 for EPNs 03T595 and F037FG1 and in EOEG-1 for EPN F036FG1 resulting in emissions exceedances from 2014-2018 of 6.05 tons for EPN 037T595, 8.08 tons for EPN F037FG1, and

2.16 tons for EPN F036FG1.

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT SC 1

Description: Failed to maintain the analyzer flow rate below the permitted rate resulting in an exceedance of the MAER for EPN 036GA1 from 2014-2018 of 27.56 tons.

Notice of Intent Date: 07/08/2019 (1579151)

Disclosure Date: 02/12/2020

Viol. Classification: Moderate

Citation: 30 TAC Chapter 106, SubChapter A 106.8(c)

30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT Special Conditions No. 1

Description: Failed to maintain documentation of a previously authorized unregistered PBR. Specifically, CO emissions associated with the Partial Oxidation Unit "blowdown" vents were previously authorized by an unregistered PBR, were requested to be incorporated by consolidation into NSR Permit No. 1105 on a permit renewal submitted August 13, 2015, however, the vents were mistakenly not included in the authorized MAERT issued April 5, 2016.

Viol. Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)

30 TAC Chapter 116, SubChapter B 116.115(c)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT NNN 60.665(l)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(1)

40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(3)

Rqmt Prov: PERMIT Special Conditions No. 3

Description: Failed to submit notifications of 40 CFR Part 60, Subpart NNN applicability for several distillation columns that were modified since the rules were promulgated: 13D-4, 13D-15, 13D-22, 13D-11, 13D-12, 14D-58, 14D-57, and 13D-31.

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT Special Conditions No. 14.G

Description: Failed to maintain records of throughput in 40TK-113 and 43TK-421 with the permit as required.

Viol. Classification: Major

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

Description: Failed to appropriately authorize H2S emissions. Specifically, PBR No. 157215 to authorize DMS addition to tenant company natural gas did not appropriately authorize H2S emissions associated with the Eastman Partial Oxidation Unit (EPOU) "blowdown" vents as recycled streams between the two sites allow for increased concentrations of H2S in the in the EPOU as well as H2S which is emitted through the "blowdown" vents.

Viol. Classification: Minor

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

Rqmt Prov: PERMIT Special Conditions No. 1

Description: Failed to have accurate tank hourly emissions calculations. Specifically, mistakes were found in the following tank hourly emission calculations: 43TK-33, 43TK-35, 43TK-153, 43TK-154, and 43TK-421 which were last changed during a permit renewal submitted on August 13, 2015 (43TK-421 was changed in a more recent amendment project).

Notice of Intent Date: 07/18/2019 (1580534)

Disclosure Date: 01/28/2020

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT Special Conditions No. 1

Description: Failed to limit acetaldehyde emissions at Acetaldehyde Plant 1 (9/17/19, 08:00-09:00; 0.57 lbs/hr and 10/28/19, 13:00-14:00; 0.80 lbs/hr) and at Plant 2 (2/19/19, 22:00-23:00; 0.58 lbs/hr; 2/21/19, 06:00-10:00; 1.21 lbs/hr; 3/10/19, 16:00-17:00; 0.49 lbs/hr and 5/9/19, 01:00-02:00; 0.52 lbs/hr).

Notice of Intent Date: 10/25/2019 (1605389)

Disclosure Date: 02/27/2020

Viol. Classification: Moderate

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

Rqmt Prov: PERMIT General Conditions No. 7

Description: Failed to maintain continuous monitoring records of the temporary flare pilot light on 18 instances. Specifically, a temporary flare was used in the Oxo Aldehydes area to complete maintenance work on the permanent flares in the area and continuous monitoring records were not maintained to document a pilot light: 7:15-7:45 on 9/9, 9/16, 9/17; 7:30-7:45 on 9/7 and 9/22; 17:30-17:45 on 9/28; 19:15-19:45 on 9/28, 10/1, 10/2; 19:30-19:45 on 9/19, 10/4, and 10/5; and 13:00-13:15 on 10/6.

Notice of Intent Date: 10/15/2020 (1684232)
No DOV Associated

Notice of Intent Date: 10/22/2020 (1684758)
No DOV Associated

Notice of Intent Date: 11/23/2020 (1692091)
No DOV Associated

Notice of Intent Date: 12/10/2020 (1696911)
No DOV Associated

Notice of Intent Date: 12/14/2020 (1697010)
No DOV Associated

Notice of Intent Date: 12/15/2020 (1697013)
No DOV Associated

Notice of Intent Date: 04/12/2021 (1708723)
No DOV Associated

Notice of Intent Date: 05/06/2021 (1711583)
No DOV Associated

Notice of Intent Date: 06/03/2021 (1724912)
No DOV Associated

Notice of Intent Date: 07/02/2021 (1738530)
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

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT NNN 60.665(a)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT RRR 60.705(a)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP
Description: Failure to include all applicable information in required reports.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter C 122.217(a)(2)
5C THSC Chapter 382 382.085(b)
Description: Failure to obtain a minor permit revision before starting operation.
Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
General Terms and Conditions OP
Special Condition 10E PERMIT
Special Condition 4E PERMIT
Special Condition 6E PERMIT
Special Terms and Conditions 10 OP
Description: Failure to maintain records of all AVO investigations.
Classification: Moderate

Self Report? NO For Informational Purposes Only

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)
General Terms and Conditions OP
Special Condition 13 PERMIT
Special Condition 5D PERMIT
Special Terms and Conditions 10 OP
Description: Failure to monitor flow on the NPG Plant Flare.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-8(c)(2)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 6H PERMIT
Special Terms and Conditions 10 OP
Description: Failure to make first attempt at a repair within 5 days of discovery of a leak.
Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-8(c)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.486(c)(2)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 6J PERMIT
Special Terms and Conditions 10 OP
Description: Failure to properly record the repair of a leak.

4 Date: 08/19/2016 (1355391)
Classification: Minor

Self Report? NO For Informational Purposes Only

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 FFFF 63.2480(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1033(b)(1)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 8E PERMIT
Special Terms and Conditions 13 OP
Description: Failure to cap open ended lines in VOC service.

5 Date: 08/26/2016 (1355959)

Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.130
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)
General Terms and Conditions OP
Special Terms and Conditions 1A OP
Description: Failure to cap open ended lines in VOC service.

6 Date: 08/26/2016 (1356250)

Classification: Moderate

Self Report? NO For Informational Purposes Only
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)
General Terms and Conditions OP
Special Condition 4A PERMIT
Special Terms and Conditions 8 OP
Description: Failure to maintain the NOx the limit of 0.04 lb/MMBtu for Boiler 15.

Classification: Moderate

Self Report? NO For Informational Purposes Only
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)
General Terms and Conditions OP
Special Condition 19(A)(3)(b) PERMIT
Special Terms and Conditions 8 OP
Description: Failure to provide written notification within 15 days following a RATA.

Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 3B PERMIT
Special Terms and Conditions 8 OP
Description: Failure to properly calibrate a flare ignitor temperature monitor per the manufacture's recommendations.

Classification: Moderate

Self Report? NO For Informational Purposes Only
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)
General Terms and Conditions OP
Special Condition 5 PERMIT
Special Terms and Conditions 8 OP
Description: Failure to maintain the 100 ppm limit for the CO CEMS.

Classification: Moderate

Self Report? NO For Informational Purposes Only
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)
General Terms and Conditions OP
Special Condition 1 PERMIT
Special Terms and Conditions 8 OP
Description: Failure to maintain the 30.99 lb/hr limit for CO.

Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 24G PERMIT
Special Terms and Conditions 8 OP
Description: Failure to maintain records of NH3 emissions sampling and calculations pursuant to Special Condition No. 21.

- 7 Date: 08/30/2016 (1357176) Classification: Moderate
- Self Report? NO For Informational Purposes Only
- Citation: 30 TAC Chapter 122, SubChapter C 122.217(a)(2)
5C THSC Chapter 382 382.085(b)
- Description: Failure to submit a minor permit revision. Classification: Minor
- Self Report? NO For Informational Purposes Only
- Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(3)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT NNN 60.665(l)
5C THSC Chapter 382 382.085(b)
- Description: Failure to include all applicable information in the appropriate federal report.
- 8 Date: 08/30/2016 (1356989) Classification: Minor
- Self Report? NO For Informational Purposes Only
- Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 113, SubChapter C 113.560
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 UU 63.1033(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1103(e)(3)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 15E PERMIT
Special Terms and Conditions 14 OP
Special Terms and Conditions 1F OP
- Description: Failure to cap all open ended lines in VOC service. Classification: Minor
- Self Report? NO For Informational Purposes Only
- Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT RRR 60.705(l)(1)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT RRR 60.705(l)(3)
5C THSC Chapter 382 382.085(b)
- Description: Failure to include all applicable information in a 40 CFR 60 Subpart RRR report. Classification: Moderate
- Self Report? NO For Informational Purposes Only
- Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Terms and Conditions 2F OP
- Description: Failure to produce a final report within 14 days of the end of a recordable event.
- 9 Date: 08/30/2016 (1356726) Classification: Moderate
- Self Report? NO For Informational Purposes Only
- 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)
General Terms and Conditions OP
Special Condition 8B PERMIT
Special Terms and Conditions 16 OP
- Description: Failure to maintain records on Storage Tank 633T3 and 633T7. Classification: Minor
- Self Report? NO For Informational Purposes Only
- Citation: 30 TAC Chapter 113, SubChapter C 113.620
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1211(b)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP
- Description: Failure to maintain flow records of the RKI LA-1 Burner. Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.520
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 UU 63.1033(b)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 5A PERMIT
Special Terms and Conditions 16 OP
Special Terms and Conditions 1E OP
Description: Failure to equip open ended lines with a cap, blind flange plug, or second valve on one line in VOC service.
Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1024(a)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP
Description: Failure to make the initial attempt at repair within 5 days of discovery of a leaker.
Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT M 61.154(e)(1)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP
Description: Failure to maintain proper records of a potential asbestos disposal.

10 Date: 01/31/2017 (1403937) Classification: Moderate

Self Report? YES For Informational Purposes Only
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: 04/10/2017 (1396073) Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Terms and Conditions 1A OP
Description: Failure to cap open ended lines in VOC service.
Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.130
40 CFR Chapter 63, SubChapter C, PT 63, SubPT G 63.120(a)(2)(i)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 13D PERMIT
Special Terms and Conditions 12 OP

Description: Failure to conduct required annual floating roof inspection.

12 Date: 06/16/2017 (1416776) Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 40 CFR Part 63, Subpart H 63.167
5C THSC Chapter 382 382.085(b)
Special Condition 10E PERMIT
Special Terms and Conditions 14 OP
Description: Failure to cap all open ended lines in VOC service.
Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.620
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.6(e)(3)(viii)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1206(c)(2)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1211(a)
5C THSC Chapter 382 382.085(b)

Description: Failure to submit all required information in a 40 CFR 63 subpart EEE report.

13 Date: 07/14/2017 (1422696) Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 113, SubChapter C 113.560
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 UU 63.1033(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1103(e)(3)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 15E PERMIT
Special Terms and Conditions 14 OP
Special Terms and Conditions 1F OP

Description: Failure to cap all open ended lines in VOC service.

14 Date: 08/25/2017 (1428517) Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT NNN 60.665(l)
5C THSC Chapter 382 382.085(b)

Description: Failure to include all applicable information in the appropriate federal report.
Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.130
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.169(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.169(c)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.169(c)(2)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to repair a leaking pump in the required time frame.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 4 PERMIT
Special Terms and Conditions 13 OP

Description: Failure to properly conduct cooling tower VOC monitoring on EPN 036U1.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 6 OP
Special Terms and Conditions 13 OP

Description: Failure to properly conduct cooling tower VOC monitoring on EPN037U501.
Classification: Moderate

Self Report? NO For Informational Purposes Only

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
Special Condition 6D PERMIT
Special Terms and Conditions 13 OP

Description: Failure to conduct the internal floating roof visual inspection.

15 Date: 08/25/2017 (1435610) Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 40 CFR Chapter 61, SubChapter C, PT 61, SubPT I 61.112(a)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.247(b)

Description: 5C THSC Chapter 382 382.085(b)
Failure to submit a periodic report required by 40 CFR 61 subpart J in a timely manner.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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 12C PERMIT
Special Terms and Conditions 14 OP

Description: Failure to conduct two floating roof inspections within the required time frame.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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 2A PERMIT
Special Terms and Conditions 14 OP

Description: Failure to comply with the throughput limits for Tank 36T-204.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.880
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEEE 63.2386(b)(2)(ii)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to submit a periodic report required by 40 CFR 63 subpart EEEE in a timely manner.

16 Date: 08/28/2017 (1435752)

Classification: Minor

Self Report? NO

For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 10E PERMIT
Special Terms and Conditions 10 OP

Description: Failure to cap open ended lines in VOC service.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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 5c PERMIT
Special Terms and Conditions OP

Description: Failure to stay under the maximum feed rate on Tank T-75.

17 Date: 08/29/2017 (1435891)

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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 4A PERMIT
Special Terms and Conditions 8 OP

Description: Failure to maintain the NOx the limit of 0.01 lb/MMBtu for Boiler 15.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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 Terms and Conditions 8 OP

Description: Failure to maintain the 100 ppm limit for the CO CEMS.

18 Date: 08/30/2017 (1436027)

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 113, SubChapter C 113.890
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 FFFF 63.2480(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1033(b)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 8E PERMIT
Special Terms and Conditions 13 OP

Description: Failure to cap open ended lines in VOC service.

19 Date: 08/31/2017 (1436328)

Classification: Minor

Self Report? YES For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 6E PERMIT
Special Terms and Conditions 14 OP

Description: Failure to equip open ended lines with a cap, blind flange plug, or second valve on one line in VOC service.

Classification: Moderate

Self Report? YES For Informational Purposes Only

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 8B PERMIT
Special Terms and Conditions 14 OP

Description: Failure to maintain the CatOx inlet temperature.

20 Date: 08/31/2017 (1436150)

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.620
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(c)(4)(ii)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to update the Digital Control System before disposing of drums.

Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.620
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(c)(4)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(j)(1)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(m)(3)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(n)(2)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(o)(3)(iv)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to meet the Operating Parameter Limits on the Rotary Kiln Incinerator.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.620
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(j)(1)(ii)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to meet the Operating Parameter Limits on the Fluid Bed Incinerator.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 40 CFR Chapter 61, SubChapter C, PT 61, SubPT J 61.112(a)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT V 61.247(b)
5C THSC Chapter 382 382.085(b)

Description: Failure to submit a 40 CFR 61 subpart J report in a timely manner.
Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.620
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(c)(4)(ii)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to properly update the hazardous waste software.

21 Date: 08/31/2017 (1450057) Classification: Moderate

Self Report? YES For Informational Purposes Only

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: 08/31/2017 (1436239) Classification: Moderate

Self Report? YES For Informational Purposes Only

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 5E PERMIT
Special Terms and Conditions 10 OP

Description: Failure to equip open ended lines with a cap, blind flange plug, or second valve on one line in VOC service.

Classification: Moderate

Self Report? YES For Informational Purposes Only

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 2A PERMIT
Special Terms and Conditions 10 OP

Description: Failure to meet the 200 BTU/SCF minimum limit for flare PP054FL2.

Classification: Minor

Self Report? YES For Informational Purposes Only

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT DDD 60.565(k)(2)
5C THSC Chapter 382 382.085(b)

Description: Failure to properly report 40 CFR 60 subpart DDD deviations.

23 Date: 10/03/2017 (1434839) Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 281, SubChapter A 281.25(a)(4)
TXR050000/Part III/Section A/3b PERMIT

Description: Failure to include in the Storm Water Pollution Prevention Plan the previously noted soil borrow area, formerly known as Mount Ronnie.

24 Date: 01/05/2018 (1460807) Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.130
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 11E PERMIT
Special Terms and Conditions 14 OP

Description: Failure to equip open ended lines with a cap, blind flange plug, or second valve on one line in VOC service.

25 Date: 05/22/2018 (1482913) Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(8)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Terms and Conditions 3C OP
Description: Failure to conduct visible emissions observations on a portable fire extinguisher system.

26

Date: 08/24/2018 (1505301) Classification: Moderate

Self Report? NO For Informational Purposes Only

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 and Conditions 9 OP
Description: Failure to meet the NOx CO and VOC emission limits on a flare EPN 030FL1.
Classification: Moderate

Self Report? NO For Informational Purposes Only

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)
General Condition 1 PERMIT
Special Terms and Conditions 9 OP
Description: Failure to maintain the operation rates as represented in the permit application for flare EPN 030FL1.
Classification: Moderate

Self Report? NO For Informational Purposes Only

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 3B PERMIT
Special Terms and Conditions 9 OP
Description: Failure to calibrate the flare temperature sensor per manufactures representations.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 3(A)(iv)(1) OP
Description: Failure to conduct opacity test for fire water pump engines in the 4th quarter of 2016.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT
Special Condition 5B PERMIT
Special Terms and Conditions 8 OP
Description: Failure to meet CO emissions limits during a startup event.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)(A)
30 TAC Chapter 122, SubChapter B 122.146(5)(D)
5C THSC Chapter 382 382.085(b)
Description: Failure to report all instances of a deviation and accurately certify a compliance period.

27

Date: 08/28/2018 (1512093) Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(b)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(a)(2)(iii)

Description: 5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP
Failure to keep the flare pilot lit at all times.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.620
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(j)(1)(ii)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to meet the Operating Parameter Limits on the Rotary Kiln Incinerator.
Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.620
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(c)(4)(ii)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to properly update the hazardous waste software.
Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1033(b)(1)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP

Description: Failure to cap all open-ended line in VOC service.
Classification: Moderate

Self Report? NO For Informational Purposes Only

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 2 PERMIT
Special Terms and Conditions 16 OP

Description: Failure to properly sample incoming waste water.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: [X](D)(1) PERMIT
5C THSC Chapter 382 382.085(b)

Description: Failure to maintain the total heat input to the RKI under 60 MMBTU/hr.
Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)(A)
30 TAC Chapter 122, SubChapter B 122.146(5)(D)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP

Description: Failure to report all instances of a deviation and accurately certify a compliance period.

28 Date: 08/29/2018 (1512318)
Classification: Moderate

Self Report? NO For Informational Purposes Only

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 8D PERMIT
Special Terms and Conditions 14 OP

Description: Failure to maintain the natural gas to waste gas ratio for flare EPN 027FL1.
Classification: Moderate

Self Report? NO For Informational Purposes Only

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 and Conditions 14 OP

Description: Failure to meet the rolling tons per year emissions limits for NOx, CO, and SO2 for EPN 052FL1.

29 Date: 08/29/2018 (1512308) Classification: Minor

Self Report? NO For Informational Purposes Only

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 10E PERMIT
Special Terms and Conditions 10 OP

Description: Failure to cap open ended lines in VOC service. Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 111, SubChapter B 111.201
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 2F OP

Description: Failure to create a final report for a recordable event within 14 days of the end of the event.

Classification: Moderate

Self Report? NO For Informational Purposes Only

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 5A PERMIT
Special Terms and Conditions 10 OP

Description: Failure to have a fully submerged fill line on tank 40TK-132.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.7(a)(3)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT FFFF 63.2520(e)(10)(ii)(C)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 4A OP

Description: Failure to make proper federal notifications for a process change.

30 Date: 08/30/2018 (1512330) Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 113, SubChapter C 113.560
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 UU 63.1033(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1103(e)(3)
5C THSC Chapter 382 382.085(b)
Special Condition 15E PERMIT
Special Terms and Conditions 14 OP
Special Terms and Conditions 1F OP

Description: Failure to cap all open ended lines in VOC service.

31 Date: 08/30/2018 (1512322) Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.890
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 FFFF 63.2480(a)
5C THSC Chapter 382 382.085(b)
Special Condition 8E PERMIT
Special Terms and Conditions 13 OP

Description: Failure to cap open ended lines in VOC service.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)
30 TAC Chapter 122, SubChapter B 122.143(4)

5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 2F OP

Description: Failure to create a final report for a recordable event within 14 days of the end of the event.

32 Date: 08/31/2018 (1512385) Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.130
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)

Description: Failure to cap all open-ended lines in VOC service.

33 Date: 08/31/2018 (1512436) Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 6E PERMIT
Special Terms and Conditions OP

Description: Failure to equip open ended lines with a cap, blind flange plug, or second valve on one line in VOC service.

34 Date: 08/31/2018 (1512511) Classification: Minor

Self Report? NO For Informational Purposes Only

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 H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 5E PERMIT
Special Terms and Conditions 12 OP

Description: Failure to equip open ended lines with a cap, blind flange plug, or second valve on one line in VOC service.

35 Date: 02/27/2019 (1549374) Classification: Minor

Self Report? NO For Informational Purposes Only

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 5E PERMIT
Special Terms and Conditions 10 OP

Description: Failure to equip open ended lines with a cap, blind flange plug, or second valve on one line in VOC service.

36 Date: 02/27/2019 (1539748) Classification: Moderate

Self Report? NO For Informational Purposes Only

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 and Conditions 15 OP

Description: Failure to prevent unauthorized emissions.

Classification: Moderate

Self Report? NO For Informational Purposes Only

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

Description: Failure to report all instances of a deviation.

- 37 Date: 02/28/2019 (1550301) Classification: Minor
 Self Report? NO For Informational Purposes Only
 Citation: 30 TAC Chapter 335, SubChapter C 335.69(a)(4)(A)
 30 TAC Chapter 335, SubChapter E 335.112(a)(1)
 40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(4)
 40 CFR Chapter 265, SubChapter I, PT 265, SubPT B 265.16(b)
 Description: Failure to ensure new employees are trained in RCRA requirements within six months of employment.
 Classification: Minor
- 37 Date: 02/28/2019 (1550301) Classification: Minor
 Self Report? NO For Informational Purposes Only
 Citation: 30 TAC Chapter 335, SubChapter C 335.69(a)(1)(B)
 30 TAC Chapter 335, SubChapter E 335.112(a)(9)
 30 TAC Chapter 335, SubChapter F 335.152(a)(8)
 40 CFR Chapter 262, SubChapter I, PT 262, SubPT C 262.34(a)(1)(ii)
 40 CFR Chapter 264, SubChapter I, PT 264, SubPT J 264.193
 40 CFR Chapter 265, SubChapter I, PT 265, SubPT J 265.193
 Description: Failure to properly maintain the impermeable interior coating of the secondary containment.
 Classification: Minor
- 38 Date: 04/02/2019 (1551683) Classification: Minor
 Self Report? NO For Informational Purposes Only
 Citation: 30 TAC Chapter 113, SubChapter C 113.520
 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 UU 63.1033(b)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition 10E PERMIT
 Special Terms and Conditions 15 OP
 Description: Failure to cap all open-ended lines in VOC service.
 Classification: Moderate
- 38 Date: 04/02/2019 (1551683) Classification: Moderate
 Self Report? NO For Informational Purposes Only
 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 6D PERMIT
 Special Terms and Conditions 15 OP
 Description: Failure to monitor the flow for the B-25 spare flare.
 Classification: Moderate
- 39 Date: 05/09/2019 (1555934) Classification: Minor
 Self Report? NO For Informational Purposes Only
 Citation: 30 TAC Chapter 113, SubChapter C 113.130
 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 H 63.167(a)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition 9F PERMIT
 Special Terms and Conditions 13 OP
 Description: Failure to cap all open-ended lines in VOC service.
 Classification: Moderate
- 39 Date: 05/09/2019 (1555934) Classification: Moderate
 Self Report? NO For Informational Purposes Only
 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 8 PERMIT
 Special Terms and Conditions 13 OP
 Description: Failure to take daily hot well readings.
 Classification: Moderate
- 40 Date: 05/22/2019 (1557485) Classification: Minor
 Self Report? NO For Informational Purposes Only
 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 3E PERMIT
Special Terms and Conditions 14 OP

Description: Failure to cap all open ended lines in VOC service.

41 Date: 05/31/2019 (1559142)

Classification: Minor

Self Report? NO For Informational Purposes Only

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 UU 63.1033(b)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 8E PERMIT
Special Terms and Conditions 13 OP

Description: Failure to cap open ended lines in VOC service.

Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.345(a)(2)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 6A OP

Description: Failure to fully close a container subject to 40 CFR 61 Subpart FF.

42 Date: 07/08/2019 (1575372)

Classification: Minor

Self Report? NO For Informational Purposes Only

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 5E PERMIT
Special Terms and Conditions 12 OP

Description: Failure to cap open ended lines in VOC service.

43 Date: 08/23/2019 (1582458)

Classification: Moderate

Self Report? NO For Informational Purposes Only

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 and Conditions 14 OP

Description: Failure to meet the rolling tons per year emissions limits for VOCs for EPN 048T204.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.130
30 TAC Chapter 113, SubChapter C 113.890
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 FFFF 63.2480(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 10E PERMIT
Special Condition 9E PERMIT
Special Terms and Conditions 14 OP

Description: Failure to cap all open-ended lines in VOC service.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 2(F) OP

Description: Failure to create a final report within 14 days of the end of an event.

44 Date: 08/28/2019 (1590678)

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 113, SubChapter C 113.560
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.146(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1033(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1103(e)(3)
5C THSC Chapter 382 382.085(b)
Special Condition 15 E PERMIT
Special Terms Conditions 14 OP

Description: Failure to cap all open ended lines in VOC service.

45 Date: 08/29/2019 (1590453)

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.130
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 Terms and Conditions 14 OP

Description: Failure to equip open ended lines with a cap, blind flange plug, or second valve on one line in VOC service.

46 Date: 08/30/2019 (1591561)

Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 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 Terms and Conditions 1A OP

Description: Failure to keep the flare pilot lit at all times.

Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 106, SubChapter T 106.454(3)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 16 OP

Description: Failure to keep the lid closed on the parts washer when not in use.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: Provision X.G.1. PERMIT
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 19 OP

Description: Failure to cap all open-ended lines in VOC service.

47 Date: 08/30/2019 (1591370)

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.890
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 VVa 60.482-6a(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT FFFF 63.2480(a)
5C THSC Chapter 382 382.085(b)
Special Condition 10E PERMIT
Special Condition 6E PERMIT
Special Terms and Conditions 10 OP

Description: Failure to cap open ended lines in VOC service.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 2F OP

Description: Failure to create a final report for a recordable event within 14 days of the end of the event.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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 5A PERMIT
Special Terms and Conditions 10 OP

Description: Failure to meet the 200 BTU/scf requirements for flare PROBUOH/PROPROH.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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

Description: Failure to report all instances of a deviation.

48

Date: 08/30/2019 (1591152)

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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 Terms and Conditions 9 OP

Description: Failure to meet the 500 ppm limit for CO during startup on Boiler 15.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

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 and Conditions 3(A)(iv)(1) OP

Description: Failure to conduct an opacity test for a fire water pump engine in the 4th quarter of 2017.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Db 60.48b(e)
5C THSC Chapter 382 382.085(b)
Special Condition 19 PERMIT
Special Condition 21D PERMIT
Special Terms and Conditions 9 OP

Description: Failure to use a certified NOx monitor on the Boiler 15 stack.

Classification: Moderate

Self Report? NO

For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Db 60.49b(r)(2)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP

Description: Failure to monitor the Sulfur content in fuels for Boiler 15.

Classification: Minor

Self Report? NO

For Informational Purposes Only

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 19(A)(3)(b) PERMIT
Special Terms and Conditions 9 OP

Description: Failure to make notification within 15 days of a completed RATA.

Classification: Minor

Self Report? NO

For Informational Purposes Only

Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT D 60.45(h)(1)(iii)

5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP
Description: Failure to maintain records of opacity observations.

49* Date: 04/01/2020 (1639300) Classification: Moderate

Self Report? NO For Informational Purposes Only
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 8(D)(1) PERMIT
Special Terms and Conditions 12 OP
Description: Failure to maintain the 1 to 3.65 natural gas to waste gas ratio.

50* Date: 05/21/2020 (1646185) Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.100
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.6(e)
5C THSC Chapter 382 382.085(b)
Special Terms and Condition 1E OP
Description: Failure to meet the 100 ppm limit for CO corrected to 11% O2 during startup.
Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.620
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1209(c)(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP
Description: Failure to properly monitor the waste streams going to the RKI.
Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 101, SubChapter F 101.201(b)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 2F PERMIT
Description: Failure to make a final record of a recordable event within 14 days of the end of the event.
Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.100
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(5)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP
Description: Failure to keep the flare pilot lit at all times.
Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.620
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT EEE 63.1206(c)(3)(vii)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP
Description: Failure to conduct monthly shutoff testing on FBI waste feeds.

51* Date: 06/25/2020 (1653065) Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 113, SubChapter C 113.890
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 FFFF 63.2480(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1033(b)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 5E PERMIT
Special Condition 8E PERMIT

Description: Special Terms and Conditions 13 OP
Special Terms and Conditions 1E OP
Failure to cap open ended lines in VOC service.
Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.500
40 CFR Chapter 63, SubChapter C, PT 63, SubPT SS 63.998(a)(1)(ii)
5C THSC Chapter 382 382.085(b)

Description: Failure to maintain records for the flare pilot being lit on a temporary flare.

52* Date: 07/14/2020 (1622478)
Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: STC 14 OP
30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 113, SubChapter C 113.560
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 UU 63.1033(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1103(e)(3)
5C THSC Chapter 382 382.085(b)
STC 1(A) OP
STC 15E OP

Description: Failure to equip six open-ended lines and valves with a cap, blind flange, plug, or second valve.

Classification: Moderate

Self Report? NO For Informational Purposes Only

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 9 OP
STC 13 OP
STC 14 OP

Description: Failure to perform a measurement for NOx concentration from boiler Unit OL225B1A and OL225B1B with a portable analyzer at least once during the month of August 2019.

Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
STC 14 OP
STC 3 OP
STC 6C OP

Description: Failure to operate flares with no visible emissions except periods not to exceed a total of five minutes during any two consecutive hours.

Classification: Moderate

Self Report? NO For Informational Purposes Only

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)
STC 14 OP
STC 27B(2) OP

Description: Failure to perform corrective actions when the daily zero and span checks were more than two times the amount specified in the applicable Performance Specification for the CEMS on the pyrolysis furnace (Title V Unit ID OL229R100) analyzer.

Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
STC 14 OP
STC 27F OP

Description: Failure to generate Quality-assured (or valid) data for the time the pyrolysis furnace (Title V Unit ID OL229R100) was operating during the 12-month rolling period from January 1, 2019 through December 31, 2019.

- 53* Date: 07/14/2020 (1622482) Classification: Minor
- Self Report? NO For Informational Purposes Only
- Citation: 30 TAC Chapter 113, SubChapter C 113.890
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT FFFF 63.2480(a)
5C THSC Chapter 382 382.085(b)
Special Condition 24E OP
Special Condition 6E OP
STC 1(A) OP
STC 10 OP
- Description: Failure to equip five open-ended lines with a cap, blind flange, plug, or second valve.
- 54* Date: 07/14/2020 (1622485) Classification: Minor
- Self Report? NO For Informational Purposes Only
- Citation: 30 TAC Chapter 113, SubChapter C 113.130

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 H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
SC 11E PERMIT
STC 14 OP
- Description: Failure to equip seven open-ended lines with a cap, blind flange, plug, or second valve.
- 55* Date: 07/14/2020 (1622508) Classification: Minor
- Self Report? NO For Informational Purposes Only
- Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6(a)(1)
5C THSC Chapter 382 382.085(b)
STC 14 OP
STC 15E OP
STC 3E OP
- Description: Failure to equip eleven open-ended lines with a cap, blind flange, plug, or second valve.
- Classification: Moderate
- Self Report? NO For Informational Purposes Only
- 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)
STC 14 OP
STC 9C OP
- Description: Failure to conduct stack sampling of the Propionic Acid CatOx Unit (EPN 016CU2) within 60 days of catalyst replacement.
- 56* Date: 08/31/2020 (1671517) Classification: Minor
- Self Report? NO For Informational Purposes Only
- Citation: 30 TAC Chapter 113, SubChapter C 113.130
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 H 63.167(a)(1)
5C THSC Chapter 382 382.085(b)
Special Condition 6E PERMIT
Special Terms and Conditions 13 OP
Special Terms and Conditions 1E OP
- Description: Failure to cap all open-ended lines in VOC service.
- 57* Date: 08/31/2020 (1671516) Classification: Moderate

Self Report? NO For Informational Purposes Only
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 6D PERMIT
Special Terms and Conditions 15 OP
Description: Failure to monitor the flow for the B-25 spare flare.
Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.520
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UU 63.1033(b)(1)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1E OP
Description: Failure to cap all open-ended lines in VOC service.
Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 122, SubChapter B 122.145(2)(A)
30 TAC Chapter 122, SubChapter B 122.146
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Terms and Conditions 19 OP
Description: Failure to report all instances of a deviation and accurately certify a compliance period.
Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 113, SubChapter C 113.100
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(3)(ii)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(6)(ii)
5C THSC Chapter 382 382.085(b)
Special Condition 6(a) PERMIT
Special Terms and Conditions 15 OP
Description: Failure to meet the 300 BTU/scf for the B-25 flare.
Classification: Moderate

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.354(a)(1)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP
Description: Failure to conduct required sampling to satisfy conditions of 40 CFR 63 subpart FF.
Classification: Minor

Self Report? NO For Informational Purposes Only
Citation: 30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT NNN 60.665(l)
5C THSC Chapter 382 382.085(b)
Special Terms and Conditions 1A OP
Description: Failure to include all required information in a report required by 40 CFR 60 subpart NNN.

58 Date: 09/30/2020 (1693165)
Classification: Moderate

Self Report? YES For Informational Purposes Only
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

59 Date: 10/23/2020 (1683857)
Classification: Minor

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

Special Condition 6E PERMIT
Special Terms and Conditions 12 OP

Description: Failure to cap open ended lines in VOC service.

60 Date: 10/31/2020 (1712191) Classification: Moderate

Self Report? YES For Informational Purposes Only

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

61 Date: 03/02/2021 (1700861) Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 40 CFR Chapter 265, SubChapter I, PT 265, SubPT J 265.193

Description: Failure to properly maintain secondary containment for hazardous waste tank systems ancillary equipment.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 335, SubChapter A 335.4

Description: Failure to properly dispose of waste pallets and railroad ties.

62 Date: 03/31/2021 (1725248) Classification: Moderate

Self Report? YES For Informational Purposes Only

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

63 Date: 07/14/2021 (1722217) Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 113, SubChapter C 113.560
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 UU 63.1033(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT YY 63.1103(e)(3)
5C THSC Chapter 382 382.085(b)
STC 1(A) PERMIT
STC 15 PERMIT

Description: Failure to equip nine (9) open-ended lines with a cap, blind flange, plug, or second valve.

Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(4)
STC 1(A) PERMIT

Description: Failure to limit visible emissions from the HCC- 3 plant flare for less than five minutes in a two-hour period.

Classification: Minor

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.145(1)(C)
5C THSC Chapter 382 382.085(b)
STC 1(A) PERMIT
STC 15 PERMIT

Description: Failure to submit the semiannual NSPS NNN report within 30 days after the end of the reporting period.

Classification: Moderate

Self Report? NO For Informational Purposes Only

Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)

30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT A 63.11(b)(4)
5C THSC Chapter 382 382.085(b)
STC 1(A) PERMIT
STC 15 PERMIT
STC 6C PERMIT

Description: Failure to limit visible emissions from the B-25 flare for less than five minutes in a two-hour period.

64 Date: 07/21/2021 (1722159) Classification: Moderate

Self Report? NO For Informational Purposes Only

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)
STC 3A PERMIT

Description: Failure to maintain visible emissions under 20% opacity during catalyst change out of HR-403.

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

Appendix B

All Investigations Conducted During Component Period July 19, 2016 and July 19, 2021

Item 1	August 04, 2016**	(1345488) For Informational Purposes Only
Item 2*	August 12, 2016**	(1365460) For Informational Purposes Only
Item 3*	August 16, 2016**	(1350767) For Informational Purposes Only
Item 4	August 18, 2016**	(1355391) For Informational Purposes Only
Item 5*	August 22, 2016**	(1355540) For Informational Purposes Only
Item 6	August 25, 2016**	(1355959) For Informational Purposes Only
Item 7	August 29, 2016**	(1357176) For Informational Purposes Only
Item 8	August 30, 2016**	(1356726) For Informational Purposes Only
Item 9*	September 06, 2016**	(1358357) For Informational Purposes Only
Item 10*	September 12, 2016**	(1358488) For Informational Purposes Only
Item 11*	September 16, 2016**	(1372163) For Informational Purposes Only
Item 12*	October 17, 2016**	(1378341) For Informational Purposes Only
Item 13*	October 18, 2016**	(1365076) For Informational Purposes Only
		(1368976)

Item 14* October 20, 2016** For Informational Purposes Only
(1369078)

Item 15* November 03, 2016** For Informational Purposes Only
(1370810)

Item 16* November 09, 2016** For Informational Purposes Only
(1384302)

Item 17* November 17, 2016** For Informational Purposes Only
(1371193)

Item 18* November 22, 2016** For Informational Purposes Only
(1343396)

Item 19* November 30, 2016** For Informational Purposes Only
(1390439)

Item 20* December 13, 2016** For Informational Purposes Only
(1383178)

Item 21* January 02, 2017** For Informational Purposes Only
(1383197)

Item 22* January 03, 2017** For Informational Purposes Only
(1383349)

Item 23* January 04, 2017** For Informational Purposes Only
(1383151)

Item 24* January 05, 2017** For Informational Purposes Only
(1383858)

Item 25* February 03, 2017** For Informational Purposes Only
(1390112)

Item 26* February 07, 2017** For Informational Purposes Only
(1403937)

Item 27 February 18, 2017** For Informational Purposes Only
(1395707)

Item 28* February 27, 2017** For Informational Purposes Only
(1411041)

Item 29* March 17, 2017** For Informational Purposes Only
(1400939)

Item 30* March 23, 2017** For Informational Purposes Only
(1400841)

Item 31* March 30, 2017** For Informational Purposes Only
(1057147)

Item 32* April 10, 2017** For Informational Purposes Only
(1403817)

Item 33* April 13, 2017** For Informational Purposes Only
(1268646)

Item 34 April 17, 2017** For Informational Purposes Only
(1407755)

Item 35* April 21, 2017** For Informational Purposes Only

Item 36*	May 12, 2017**	(1425136) For Informational Purposes Only
Item 37	May 18, 2017**	(1410474) For Informational Purposes Only
Item 38*	June 07, 2017**	(1417373) For Informational Purposes Only
Item 39*	June 13, 2017**	(1431124) For Informational Purposes Only
Item 40	June 15, 2017**	(1416776) For Informational Purposes Only
Item 41*	June 27, 2017**	(1422024) For Informational Purposes Only
Item 42	July 14, 2017**	(1422696) For Informational Purposes Only
Item 43*	July 18, 2017**	(1439741) For Informational Purposes Only
Item 44*	August 18, 2017**	(1443426) For Informational Purposes Only
Item 45*	August 22, 2017**	(1430354) For Informational Purposes Only
Item 46	August 24, 2017**	(1435610) For Informational Purposes Only
Item 47	August 28, 2017**	(1428517) For Informational Purposes Only
Item 48	August 29, 2017**	(1436027) For Informational Purposes Only
Item 49	August 30, 2017**	(1436150) For Informational Purposes Only
Item 50	September 19, 2017**	(1450057) For Informational Purposes Only
Item 51*	September 25, 2017**	(1438663) For Informational Purposes Only
Item 52*	September 27, 2017**	(1438617) For Informational Purposes Only
Item 53	September 29, 2017**	(1434839) For Informational Purposes Only
Item 54*	October 16, 2017**	(1455876) For Informational Purposes Only
Item 55*	November 14, 2017**	(1461360) For Informational Purposes Only
Item 56*	November 15, 2017**	(1447989) For Informational Purposes Only

		(1467739)
Item 57*	December 12, 2017**	For Informational Purposes Only
		(1460807)
Item 58	January 05, 2018**	For Informational Purposes Only
		(1464538)
Item 59*	January 12, 2018**	For Informational Purposes Only
		(1474444)
Item 60*	January 17, 2018**	For Informational Purposes Only
		(1464621)
Item 61*	February 02, 2018**	For Informational Purposes Only
		(1466166)
Item 62*	February 06, 2018**	For Informational Purposes Only
		(1466954)
Item 63*	February 09, 2018**	For Informational Purposes Only
		(1467422)
Item 64*	February 14, 2018**	For Informational Purposes Only
		(1486670)
Item 65*	February 16, 2018**	For Informational Purposes Only
		(1471338)
Item 66*	February 21, 2018**	For Informational Purposes Only
		(1473030)
Item 67*	February 27, 2018**	For Informational Purposes Only
		(1472847)
Item 68*	February 28, 2018**	For Informational Purposes Only
		(1490348)
Item 69*	March 16, 2018**	For Informational Purposes Only
		(1473893)
Item 70*	March 20, 2018**	For Informational Purposes Only
		(1480244)
Item 71*	April 12, 2018**	For Informational Purposes Only
		(1493584)
Item 72*	April 20, 2018**	For Informational Purposes Only
		(1513935)
Item 73*	May 16, 2018**	For Informational Purposes Only
		(1482913)
Item 74	May 22, 2018**	For Informational Purposes Only
		(1485524)
Item 75*	May 24, 2018**	For Informational Purposes Only
		(1507618)
Item 76*	June 15, 2018**	For Informational Purposes Only
		(1496772)
Item 77*	June 20, 2018**	For Informational Purposes Only
		(1499675)

Item 78*	July 12, 2018**	For Informational Purposes Only (1505268)
Item 79*	July 30, 2018**	For Informational Purposes Only (1484883)
Item 80*	August 13, 2018**	For Informational Purposes Only (1519996)
Item 81*	August 17, 2018**	For Informational Purposes Only (1507332)
Item 82*	August 21, 2018**	For Informational Purposes Only (1505301)
Item 83	August 23, 2018**	For Informational Purposes Only (1512093)
Item 84	August 28, 2018**	For Informational Purposes Only (1512322)
Item 85	August 29, 2018**	For Informational Purposes Only (1512385)
Item 86	August 30, 2018**	For Informational Purposes Only (1512511)
Item 87	August 31, 2018**	For Informational Purposes Only (1527163)
Item 88*	September 17, 2018**	For Informational Purposes Only (1513575)
Item 89*	September 18, 2018**	For Informational Purposes Only (1517516)
Item 90*	September 25, 2018**	For Informational Purposes Only (1533521)
Item 91*	October 10, 2018**	For Informational Purposes Only (1524206)
Item 92*	October 23, 2018**	For Informational Purposes Only (1519438)
Item 93*	October 30, 2018**	For Informational Purposes Only (1525157)
Item 94*	October 31, 2018**	For Informational Purposes Only (1525983)
Item 95*	November 08, 2018**	For Informational Purposes Only (1541356)
Item 96*	November 16, 2018**	For Informational Purposes Only (1526772)
Item 97*	November 20, 2018**	For Informational Purposes Only (1531586)
Item 98*	November 29, 2018**	For Informational Purposes Only (1545140)

Item 99*	December 19, 2018**	For Informational Purposes Only (1559394)
Item 100*	January 15, 2019**	For Informational Purposes Only (1538277)
Item 101*	January 17, 2019**	For Informational Purposes Only (1524209)
Item 102*	January 24, 2019**	For Informational Purposes Only (1540658)
Item 103*	January 30, 2019**	For Informational Purposes Only (1541016)
Item 104*	January 31, 2019**	For Informational Purposes Only (1540755)
Item 105*	February 04, 2019**	For Informational Purposes Only (1548415)
Item 106*	February 15, 2019**	For Informational Purposes Only (1559392)
Item 107*	February 19, 2019**	For Informational Purposes Only (1408351)
Item 108*	February 21, 2019**	For Informational Purposes Only (1539748)
Item 109	February 25, 2019**	For Informational Purposes Only (1549374)
Item 110	February 26, 2019**	For Informational Purposes Only (1550301)
Item 111	February 27, 2019**	For Informational Purposes Only (1551611)
Item 112*	March 11, 2019**	For Informational Purposes Only (1559393)
Item 113*	March 14, 2019**	For Informational Purposes Only (1549804)
Item 114*	March 19, 2019**	For Informational Purposes Only (1551683)
Item 115	March 28, 2019**	For Informational Purposes Only (1554773)
Item 116*	April 10, 2019**	For Informational Purposes Only (1571737)
Item 117*	April 15, 2019**	For Informational Purposes Only (1555934)
Item 118	May 08, 2019**	For Informational Purposes Only (1558222)
Item 119*	May 13, 2019**	For Informational Purposes Only (1583073)
Item 120*	May 17, 2019**	For Informational Purposes Only

Item 121	May 21, 2019**	(1557485) For Informational Purposes Only
Item 122	May 22, 2019**	(1569659) For Informational Purposes Only
Item 123	May 31, 2019**	(1559142) For Informational Purposes Only
Item 124*	June 07, 2019**	(1558860) For Informational Purposes Only
Item 125*	June 17, 2019**	(1571641) For Informational Purposes Only
Item 126*	July 02, 2019**	(1577909) For Informational Purposes Only
Item 127	July 08, 2019**	(1575372) For Informational Purposes Only
Item 128*	July 17, 2019**	(1593048) For Informational Purposes Only
Item 129*	August 20, 2019**	(1599392) For Informational Purposes Only
Item 130	August 23, 2019**	(1582458) For Informational Purposes Only
Item 131	August 27, 2019**	(1590453) For Informational Purposes Only
Item 132	August 28, 2019**	(1591370) For Informational Purposes Only
Item 133*	September 10, 2019**	(1592312) For Informational Purposes Only
Item 134*	September 11, 2019**	(1592862) For Informational Purposes Only
Item 135*	September 13, 2019**	(1606300) For Informational Purposes Only
Item 136*	September 17, 2019**	(1592526) For Informational Purposes Only
Item 137*	October 07, 2019**	(1597981) For Informational Purposes Only
Item 138*	October 14, 2019**	(1602867) For Informational Purposes Only
Item 139*	October 16, 2019**	(1613147) For Informational Purposes Only
Item 140*	October 30, 2019**	(1598496) For Informational Purposes Only
Item 141*	October 31, 2019**	(1605009) For Informational Purposes Only

		(1618959)
Item 142*	November 15, 2019**	For Informational Purposes Only
		(1610177)
Item 143*	November 19, 2019**	For Informational Purposes Only
		(1611093)
Item 144*	November 22, 2019**	For Informational Purposes Only
		(1626312)
Item 145*	December 17, 2019**	For Informational Purposes Only
		(1617078)
Item 146*	January 08, 2020**	For Informational Purposes Only
		(1633953)
Item 147*	January 16, 2020**	For Informational Purposes Only
		(1623427)
Item 148*	January 21, 2020**	For Informational Purposes Only
		(1622503)
Item 149*	February 06, 2020**	For Informational Purposes Only
		(1640572)
Item 150*	February 18, 2020**	For Informational Purposes Only
		(1630028)
Item 151*	February 28, 2020**	For Informational Purposes Only
		(1647092)
Item 152*	March 16, 2020**	For Informational Purposes Only
		(1638762)
Item 153*	March 24, 2020**	For Informational Purposes Only
		(1638120)
Item 154*	March 31, 2020**	For Informational Purposes Only
		(1639300)
Item 155	April 01, 2020**	For Informational Purposes Only
		(1633234)
Item 156*	April 15, 2020**	For Informational Purposes Only
		(1644797)
Item 157*	April 17, 2020**	For Informational Purposes Only
		(1645672)
Item 158*	April 30, 2020**	For Informational Purposes Only
		(1646911)
Item 159*	May 13, 2020**	For Informational Purposes Only
		(1650610)
Item 160*	May 18, 2020**	For Informational Purposes Only
		(1660014)
Item 161*	May 19, 2020**	For Informational Purposes Only
		(1646185)
Item 162	May 21, 2020**	For Informational Purposes Only
		(1652367)

Item 163*	June 05, 2020**	For Informational Purposes Only (1651579)
Item 164*	June 12, 2020**	For Informational Purposes Only (1666517)
Item 165*	June 18, 2020**	For Informational Purposes Only (1652026)
Item 166*	June 25, 2020**	For Informational Purposes Only (1622478)
Item 167	July 14, 2020**	For Informational Purposes Only (1673475)
Item 168*	July 15, 2020**	For Informational Purposes Only (1658098)
Item 169	July 22, 2020**	For Informational Purposes Only (1664124)
Item 170*	August 13, 2020**	For Informational Purposes Only (1680249)
Item 171*	August 18, 2020**	For Informational Purposes Only (1610202)
Item 172*	August 25, 2020**	For Informational Purposes Only (1671516)
Item 173	August 31, 2020**	For Informational Purposes Only (1672631)
Item 174*	September 04, 2020	For Informational Purposes Only (1686820)
Item 175*	September 16, 2020	For Informational Purposes Only (1679741)
Item 176*	October 12, 2020	For Informational Purposes Only (1678152)
Item 177	October 15, 2020	For Informational Purposes Only (1693165)
Item 178	October 16, 2020	For Informational Purposes Only (1683857)
Item 179	October 23, 2020	For Informational Purposes Only (1684667)
Item 180*	October 28, 2020	For Informational Purposes Only (1712191)
Item 181	November 17, 2020	For Informational Purposes Only (1691827)
Item 182*	November 30, 2020	For Informational Purposes Only (1693138)
Item 183*	December 08, 2020	For Informational Purposes Only (1712192)

Item 184*	December 17, 2020	For Informational Purposes Only (1699381)
Item 185*	January 15, 2021	For Informational Purposes Only (1700585)
Item 186*	January 29, 2021	For Informational Purposes Only (1725246)
Item 187*	February 16, 2021	For Informational Purposes Only (1703269)
Item 188*	February 25, 2021	For Informational Purposes Only (1700861)
Item 189	February 26, 2021	For Informational Purposes Only (1725247)
Item 190*	March 18, 2021	For Informational Purposes Only (1707744)
Item 191*	April 05, 2021	For Informational Purposes Only (1725248)
Item 192	April 19, 2021	For Informational Purposes Only (1709921)
Item 193*	April 21, 2021	For Informational Purposes Only (1702620)
Item 194	April 29, 2021	For Informational Purposes Only (1709460)
Item 195*	May 07, 2021	For Informational Purposes Only (1707436)
Item 196*	May 12, 2021	For Informational Purposes Only (1706771)
Item 197*	May 20, 2021	For Informational Purposes Only (1723662)
Item 198*	June 09, 2021	For Informational Purposes Only (1722159)
Item 199	July 14, 2021	For Informational Purposes Only

* No violations documented during this investigation

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

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



**IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
EASTMAN CHEMICAL COMPANY
RN100219815**

**§
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§
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§**

**BEFORE THE
TEXAS COMMISSION ON
ENVIRONMENTAL QUALITY**

AGREED ORDER DOCKET NO. 2021-0648-AIR-E

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Eastman Chemical Company (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 an industrial organic chemical manufacturing plant located at 300 Kodak Boulevard in Longview, Harrison 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. During a record review conducted on February 11, 2021, an investigator documented that the Respondent released 161,332.09 pounds ("lbs") of volatile organic compounds ("VOC") as fugitive emissions, during an emissions event that began on December 1, 2018 and lasted 14,458 hours and 15 minutes. The emissions event occurred due to a crack in the body of the cast iron conservation vent/relief hatch on Tank 36T-210 that caused a leak, resulting in the release to the atmosphere. TCEQ staff determined that the emissions event was an excessive emissions event.
3. During a record review conducted on February 11, 2021, an investigator documented that the Respondent released 40,294.29 lbs of VOC as fugitive emissions, during an

emissions event (Incident No. 345782) that began on January 21, 2020 and lasted 7,069 hours and 49 minutes. The emissions event occurred due to a gasket failure on a tank manway vent that caused a leak, resulting in the release to the atmosphere. TCEQ staff determined that the emissions event was an excessive emissions event.

4. The Executive Director recognizes that the Respondent has implemented the following corrective measures at the Plant:
 - a. In order to address the excessive emissions event and to prevent the recurrence of emissions events due to the same or similar causes as the excessive emissions event that began on December 1, 2018:
 - i. By November 10, 2020, adjusted the nitrogen regulator to stop the emissions from the tank due to the gasket leak;
 - ii. By December 3, 2020, obtained and installed the correct gasket under the conservation vent/relief hatch assembly;
 - iii. By December 4, 2020, updated the specification sheet for the tank's conservation vent/relief hatch assembly; and
 - iv. By January 25, 2021, created new tank level data historian trends, configured the new tank level data historian trends to facilitate a quick scan, and began examining the new tank level data historian trends during the Operation's morning meetings.
 - b. In order to address the excessive emissions event and to prevent the recurrence of emissions events due to the same or similar causes as the excessive emissions event that began on January 21, 2020 (Incident No. 345782):
 - i. By July 28, 2020, removed ethyl acetate from the tank;
 - ii. By August 17, 2020, replaced the conservation vent/relief hatch assembly; and
 - iii. By January 25, 2021, created new tank level data historian trends, configured the new tank level data historian trends to facilitate a quick scan, and began examining the new tank level data historian trends during the Operation's morning meetings.

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, the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), New Source

Review ("NSR") Permit No. 6777, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. O1977, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") Nos. 14 (effective April 2020) and 15 (effective February 2016), and TEX. HEALTH & SAFETY CODE § 382.085(b). The emissions event was determined to be an excessive emissions event.

3. As evidenced by Finding of Fact No. 3, the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 21832, SC No. 1, FOP No. O1977, GTC and STC Nos. 14 (effective April 2020) and 15 (effective February 2016), and TEX. HEALTH & SAFETY CODE § 382.085(b). The emissions event was determined to be an excessive emissions event.
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 \$281,250 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 \$140,625 of the penalty. Pursuant to TEX. WATER CODE § 7.067, \$140,625 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.

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: Eastman Chemical Company, Docket No. 2021-0648-AIR-E" to:

Financial Administration Division, Revenue Operations Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088

2. The Respondent shall implement and complete an SEP as set forth in Section II, Conclusion of Law No. 5. The amount of \$140,625 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. 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.
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. 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.

10. 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.
11. 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



9/14/2022

For the Executive Director

Date

I, the undersigned, have read and understand the attached Order. I am authorized to agree to the attached Order, and I do agree to the terms and conditions specified therein. I further acknowledge that the TCEQ, in accepting payment for the penalty amount, is materially relying on such representation.

I also understand that failure to comply with the Ordering Provisions, if any, in this Order and/or failure to timely pay the penalty amount, may result in:

- A negative impact on compliance history;
- Greater scrutiny of any permit applications submitted;
- Referral of this case to the Attorney General's Office for contempt, injunctive relief, additional penalties, and/or attorney fees, or to a collection agency;
- Increased penalties in any future enforcement actions;
- Automatic referral to the Attorney General's Office of any future enforcement actions; and
- TCEQ seeking other relief as authorized by law.

In addition, any falsification of any compliance documents may result in criminal prosecution.

Signature

August 22, 2022
Date

ANDREW COGGINS
Name (Printed or typed)
Authorized Representative of
Eastman Chemical Company

Vice President
Title

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

Attachment A
Docket Number: 2021-0648-AIR-E
SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	Eastman Chemical Company
Payable Penalty Amount:	\$281,250
SEP Offset Amount:	\$140,625
Type of SEP:	Contribution to a Third-Party Pre-Approved SEP
Third-Party Administrator:	Texas Congress of Parents and Teachers dba Texas PTA
Project Name:	<i>Texas PTA Clean School Bus Replacement Program</i>
Location of SEP:	Texas Air Quality Control Region 022: Shreveport-Texarkana-Tyler; preference for Harrison County

The Texas Commission on Environmental Quality (“TCEQ”) agrees to offset a portion of the administrative penalty amount assessed in this Agreed Order for the Respondent to contribute to a Supplemental Environmental Project (“SEP”). The SEP Offset Amount is set forth above and such offset 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 Congress of Parents and Teachers dba Texas PTA** for the *Texas PTA Clean School Bus Replacement Program*. The contribution will be used in accordance with the SEP between the Third-Party Administrator and the TCEQ (the “Project”). Specifically, the contribution will be used to reduce nitrogen oxides, volatile organic compounds, carbon monoxide, and particulate matter emissions by replacing older diesel buses with newer buses that meet more stringent emission standards. The Third-Party Administrator shall use the SEP Offset Amount for up to 100% of the purchase price of a model year 2010 or newer bus to replace a diesel school bus that is model year 2002 or older. 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 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 it 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 in any manner from this SEP.

b. Environmental Benefit

This SEP will directly benefit air quality by reducing harmful exhaust emissions which contribute to the formation of ozone and may cause or exacerbate many respiratory diseases, including asthma. In addition, by encouraging less school bus idling, this SEP contributes to public awareness of environmental matters.

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 Congress of Parents and Teachers SEP** and shall mail the contribution with a copy of the Agreed Order to:

Texas PTA
408 West 11th Street
Austin, Texas 78701

3. Records and Reporting

Concurrent with the payment of the SEP Offset Amount, the Respondent shall provide the Enforcement Division SEP Coordinator with a copy of the check and transmittal letter indicating full payment of the SEP Offset Amount due 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 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 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.