

Executive Summary – Enforcement Matter – Case No. 61406
Targa Midstream Services LLC
RN100222900
Docket No. 2021-1310-AIR-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Mont Belvieu Complex, 10319 U.S. Highway 146, Mont Belvieu, Chambers County

Type of Operation:

Bulk liquid natural gas storage tank terminal

Other Significant Matters:

Additional Pending Enforcement Actions: Yes, Docket No. 2023-0490-AIR-E

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: July 5, 2024

Comments Received: No

Penalty Information

Total Penalty Assessed: \$480,876

Total Paid to General Revenue: \$240,438

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project (“SEP”) Conditional Offset: \$240,438

Name of SEP: Barbers Hill Independent School District (Third-Party Pre-Approved)

Compliance History Classifications:

Person/CN - Satisfactory

Site/RN - Satisfactory

Major Source: Yes

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: June 9, 2021 through June 28, 2021, June 17, 2021 through July 7, 2021, June 30, 2021 through July 7, 2021, and September 16, 2021 through December 13, 2021

Date(s) of NOE(s): September 17, 2021, September 28, 2021, October 14, 2021, and February 16, 2022

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RN100222900
Docket No. 2021-1310-AIR-E

Violation Information

1. Failed to prevent unauthorized emissions. Specifically, the Respondent released 1,043.74 pounds ("lbs") of volatile organic compounds ("VOC"), 601 lbs of carbon monoxide ("CO"), and 301 lbs of nitrogen oxides ("NOx") from the Flare, Emissions Point Number ("EPN") FLR-5, during an emissions event (Incident No. 359523) that occurred on June 3, 2021 and lasted 23 hours [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review ("NSR") Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. 0615, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 12, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
2. Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 359523 was due by June 4, 2021 at 12:00 a.m., but was not submitted until June 4, 2021 at 12:11 p.m. [30 TEX. ADMIN. CODE §§ 101.201(a)(1)(B) and 122.143(4), FOP No. 0615, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
3. Failed to prevent unauthorized emissions. Specifically, the Respondent released 1,825.98 lbs of VOC, 1,289.2 lbs of CO, and 1,278.38 lbs of NOx from the Flare, EPN FLR-5, during an emissions event (Incident No. 359119) that began on May 25, 2021 and lasted 28 hours and five minutes [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, SC No. 1, FOP No. 0615, GTC and STC No. 12, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
4. Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 359119 was due by May 26, 2021, at 9:55 p.m., but was not submitted until May 26, 2021 at 10:53 p.m. [30 TEX. ADMIN. CODE §§ 101.201(a)(1)(B) and 122.143(4), FOP No. 0615, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
5. Failed to prevent unauthorized emissions. Specifically, the Respondent released 2,704.48 lbs of VOC, 1,374.84 lbs of CO, and 688.67 lbs of NOx from the Main Plant Flare, EPN FLRN-1, during an emissions event (Incident No. 320889) that occurred on September 14, 2019 and lasted 14 hours and 45 minutes [30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 56431, SC No. 1, FOP No. 0612, GTC and STC No. 20, and TEX. HEALTH & SAFETY CODE § 382.085(b)].
6. Failed to comply with the maximum firing rate. Specifically, the Respondent exceeded the maximum firing rate of 87 million British thermal units per hour ("MMBtu/hr") by 0.02 MMBtu/hr to 13.74 MMBtu/hr for 1,388 hours from January 26,

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2020 to November 4, 2020 for the Hot Oil Heater, EPN HTR-1 [30 TEX. ADMIN. CODE §§ 116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 110145, FOP No. O612, GTC and STC No. 20, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

7. Failed to repair leaking equipment that were identified as delay of repair before the end of the next process unit shutdown. Specifically, Tag Nos. 01-108, FG-0963.02, 02-391, and 11-303.02 were placed on delay of repair but continued to leak after the shutdown from September 9, 2020 through September 30, 2020, resulting in approximately 3,993.14 lbs of VOC emissions [30 TEX. ADMIN. CODE §§ 101.20(1), 115.352(2)(A), and 122.143(4), 40 CODE OF FEDERAL REGULATIONS ("CFR") § 60.482-9(a), FOP No. O612, GTC and STC No. 1.A, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

8. Failed to maintain the net heating value of the gas being combusted at 300 British thermal units per standard cubic foot ("Btu/scf") or greater if the flare is steam-assisted or air-assisted. Specifically, the net heating value of the gas being combusted by Flare 6, EPN FLR-6, was less than 300 Btu/scf when the net heating value ranged from 40.85 Btu/scf to 299.84 Btu/scf for 268 hours on 21 days from September 16, 2020 to December 8, 2020 [30 TEX. ADMIN. CODE §§ 101.20(1) and (3), 116.115(c), and 122.143(4), 40 CFR § 60.18(c)(3)(ii), NSR Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, SC No. 8.A, FOP No. O612, GTC and STC No. 12, and TEX. HEALTH & SAFETY CODE § 382.085(b)]

9. Failed to create a final record for a non-reportable emissions event no later than two weeks after the end of an emissions event. Specifically, the Respondent did not create final records for the non-reportable emissions events that occurred on December 7, 2020, December 8, 2020, and December 9, 2020 by December 21, 2020, December 22, 2020, and December 23, 2020, but were created on December 29, 2020 [30 TEX. ADMIN. CODE §§ 101.201(b) and 122.143(4), FOP No. O612, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

10. Failed to report all instances of deviations. Specifically, the deviation report for the July 26, 2020 through January 25, 2021 reporting period did not include the deviation for failing to create the final record for three non-reportable emissions events within two weeks of the end of the event [30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O612, GTC, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. By November 4, 2020, obtained a permit amendment for NSR 5452 to obtain a higher firing rate for the Furnace B stack to eliminate the need for the Hot Oil Heater to compensate for the periods of reduced firing rate and implemented an alarm to trigger

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any time the authorized firing rate for the Hot Oil Heater is exceeded in order to comply with the firing rate for the Hot Oil Heater, EPN HTR-1;

b. On December 29, 2020, created the final records for non-reportable emissions events that occurred on December 7, 2020, December 8, 2020, and December 9, 2020;

c. On May 26, 2021, submitted the initial notification for Incident No. 359119;

d. On June 4, 2021, submitted the initial notification for Incident No. 359523; and

e. On December 16, 2021, submitted a revised deviation report for the July 26, 2020 through January 25, 2021 reporting period that includes the deviation for failing to create the final record for three non-reportable emissions events within two weeks of the end of the event.

Technical Requirements:

1. The Order will require the Respondent to implement and complete a SEP (see SEP Attachment A).
2. The Order will also require the Respondent to:
 - a. Within 30 days:
 - i. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 359523;
 - ii. Implement measures designed to ensure that the initial notifications for reportable emissions events are submitted in a timely manner;
 - iii. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 359119;
 - iv. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 320889; and
 - v. Implement measures designed to maintain the net heating value of the gas being combusted at 300 Btu/scf or greater for Flare 6, EPN FLR-6.
 - b. Within 45 days, submit written certification to demonstrate compliance with a.
 - c. By November 4, 2024 or the next process unit shutdown, whichever occurs earlier, repair or replace Tag Nos. 01-108, FG-0963.02, 02-391, and 11-303.02.
 - d. By November 19, 2024 or 15 days after the next process unit shutdown, whichever occurs earlier, submit written certification to demonstrate compliance with c.

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Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Mackenzie Mehlmann, Enforcement Division, Enforcement Team 2, MC 219, (512) 239-2572; 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: Carl R. Griffith & Associates, Inc., 2901 Turtle Creek Drive, Suite 445, Port Arthur, Texas 77642

Respondent: Ted Keller, Area Manager, Targa Midstream Services LLC, 10319 Highway 146, Mont Belvieu, Texas 77580

Bill Grantham, Vice President of Operations, Targa Midstream Services LLC, 10319 Highway 146, Mont Belvieu, Texas 77580

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	21-Sep-2021			
	PCW	14-May-2024	Screening	28-Sep-2021	EPA Due 15-Aug-2022

RESPONDENT/FACILITY INFORMATION					
Respondent	Targa Midstream Services LLC				
Reg. Ent. Ref. No.	RN100222900				
Facility/Site Region	12-Houston	Major/Minor Source	Major		

CASE INFORMATION					
Enf./Case ID No.	61406	No. of Violations	10		
Docket No.	2021-1310-AIR-E	Order Type	1660		
Media Program(s)	Air	Government/Non-Profit	No		
Multi-Media		Enf. Coordinator	Mackenzie Mehlmann		
		EC's Team	Enforcement Team 2		
Admin. Penalty \$	Limit Minimum	\$0	Maximum	\$25,000	

Penalty Calculation Section

TOTAL BASE PENALTY (Sum of violation base penalties)	Subtotal 1	\$249,000
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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	100.0%	Adjustment	Subtotals 2, 3, & 7	\$249,000
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Notes	Enhancement for one NOV with same/similar violations, six orders containing a denial of liability, and two orders without a denial of liability.			
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Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
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Notes	The Respondent does not meet the culpability criteria.				
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Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$17,124
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts	\$8,415	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$50,000	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$480,876
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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	\$480,876
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$480,876
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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 for orders in which the Respondent has two or more prior administrative penalty orders as set out in Tex. Water Code § 7.105(b)(2), (b)(4), and (b)(6).			
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PAYABLE PENALTY	\$480,876
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Screening Date 28-Sep-2021

Docket No. 2021-1310-AIR-E

PCW

Respondent Targa Midstream Services LLC

Policy Revision 5 (January 28, 2021)

Case ID No. 61406

PCW Revision February 11, 2021

Reg. Ent. Reference No. RN100222900

Media Air

Enf. Coordinator Mackenzie Mehlmann

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

Component	Number of...	Number	Adjust.
NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action (<i>number of NOVs meeting criteria</i>)	1	5%
	Other written NOVs	0	0%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	6	120%
	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	2	50%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>)	0	0%
	Disclosures of violations under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which violations were disclosed</i>)	0	0%
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 175%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for one NOV with same/similar violations, six orders containing a denial of liability, and two orders without a denial of liability.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 175%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 100%

Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW
Respondent	Targa Midstream Services LLC			Policy Revision 5 (January 28, 2021)
Case ID No.	61406			PCW Revision February 11, 2021
Reg. Ent. Reference No.	RN100222900			
Media	Air			
Enf. Coordinator	Mackenzie Mehlmann			
Violation Number	1			
Rule Cite(s)	30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review ("NSR") Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. O615, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 12, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to prevent unauthorized emissions. Specifically, the Respondent released 1,043.74 pounds ("lbs") of volatile organic compounds ("VOC"), 601 lbs of carbon monoxide ("CO"), and 301 lbs of nitrogen oxides ("NOx") from the Flare, Emissions Point Number ("EPN") FLR-5, during an emissions event (Incident No. 359523) that occurred on June 3, 2021 and lasted 23 hours.			
Base Penalty				\$25,000
>> Environmental, Property and Human Health Matrix				
OR	Release	Harm		
		Major	Moderate	Minor
	Actual			x
Potential				
Percent				30.0%
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
Percent				0.0%
Matrix Notes	Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.			
Adjustment				\$17,500
				\$7,500
Violation Events				
Number of Violation Events		1	1	Number of violation days
	daily			
	weekly			
	monthly	x		
	quarterly			
	semiannual			
	annual			
	single event			
Violation Base Penalty				\$7,500
One monthly event is recommended.				
Good Faith Efforts to Comply		0.0%	Reduction	\$0
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer		
Extraordinary				
Ordinary				
N/A	x			
Notes	The Respondent does not meet the good faith criteria for this violation.			
Violation Subtotal				\$7,500
Economic Benefit (EB) for this violation		Statutory Limit Test		
Estimated EB Amount	\$1,792	Violation Final Penalty Total	\$15,000	
This violation Final Assessed Penalty (adjusted for limits)		\$15,000		

Economic Benefit Worksheet

Respondent Targa Midstream Services LLC
Case ID No. 61406
Reg. Ent. Reference No. RN100222900
Media Air
Violation No. 1

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	3-Jun-2021	1-Jan-2025	3.58	\$1,792	n/a	\$1,792
Notes for DELAYED costs	Estimated cost to implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 359523. The Date Required is the date the emissions event occurred and the Final Date is the estimated date of compliance.						

Avoided Costs

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

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

Approx. Cost of Compliance	\$10,000	TOTAL	\$1,792
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Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW
Respondent	Targa Midstream Services LLC			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	61406			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN100222900			
Media	Air			
Enf. Coordinator	Mackenzie Mehlmann			
Violation Number	2			
Rule Cite(s)	30 Tex. Admin. Code §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O615, GTC and STC No. 2.F, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 359523 was due by June 4, 2021 at 12:00 a.m., but was not submitted until June 4, 2021 at 12:11 p.m.			
		Base Penalty	\$25,000	
>> Environmental, Property and Human Health Matrix				
OR	Release	Harm		
		Major Moderate Minor		
	Actual			
Potential				
			Percent	0.0%
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
				x
			Percent	1.0%
Matrix Notes	Less than 30% of the rule requirements were not met.			
		Adjustment	\$24,750	
			\$250	
Violation Events				
	Number of Violation Events	1	Number of violation days	1
	daily			
	weekly			
	monthly			
	quarterly			
	semiannual			
	annual			
	single event	x		
			Violation Base Penalty	\$250
	One single event is recommended.			
Good Faith Efforts to Comply		0.0%	Reduction	\$0
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer		
	Extraordinary			
	Ordinary			
	N/A	x		
	Notes	The Respondent does not meet the good faith criteria for this violation.		
		Violation Subtotal	\$250	
Economic Benefit (EB) for this violation		Statutory Limit Test		
	Estimated EB Amount	\$269	Violation Final Penalty Total	\$500
	This violation Final Assessed Penalty (adjusted for limits)			\$500

Economic Benefit Worksheet

Respondent Case ID No. Reg. Ent. Reference No. Media Violation No. Targa Midstream Services LLC 61406 RN100222900 Air 2

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling	\$1,500	4-Jun-2021	1-Jan-2025	3.58	\$269	n/a	\$269
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$250	4-Jun-2021	4-Jun-2021	0.00	\$0	n/a	\$0
Notes for DELAYED costs	Estimated costs to submit the initial notification for Incident No. 359523 (\$250) and to implement measures designed to ensure that the initial notifications for reportable emissions events are submitted in a timely manner (\$1,500). The Dates Required are the date the initial notification was due and the Final Dates are the date of compliance and the estimated date of compliance.						

Avoided Costs

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

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

Approx. Cost of Compliance	\$1,750	TOTAL	\$269
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Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW
Respondent	Targa Midstream Services LLC	<i>Policy Revision 5 (January 28, 2021)</i>		
Case ID No.	61406	<i>PCW Revision February 11, 2021</i>		
Reg. Ent. Reference No.	RN100222900			
Media	Air			
Enf. Coordinator	Mackenzie Mehlmann			
Violation Number	3			
Rule Cite(s)	30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, SC No. 1, FOP No. O615, GTC and STC No. 12, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to prevent unauthorized emissions. Specifically, the Respondent released 1,825.98 lbs of VOC, 1.289.2 lbs of CO, and 1,278.38 lbs of NOx from the Flare, EPN FLR-5, during an emissions event (Incident No. 359119) that began on May 25, 2021 and lasted 28 hours and five minutes.			
		Base Penalty	\$25,000	
>> Environmental, Property and Human Health Matrix				
OR	Release	Major	Moderate	Minor
	Actual			x
	Potential			
		Percent	30.0%	
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
		Percent	0.0%	
Matrix Notes	Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.			
		Adjustment	\$17,500	
			\$7,500	
Violation Events				
Number of Violation Events		1	2	Number of violation days
	daily			
	weekly			
	monthly	x		
	quarterly			
	semiannual			
	annual			
	single event			
		Violation Base Penalty	\$7,500	
One monthly event is recommended.				
Good Faith Efforts to Comply		0.0%	Reduction	\$0
	Extraordinary	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	
	Ordinary			
	N/A	x		
Notes	The Respondent does not meet the good faith criteria for this violation.			
		Violation Subtotal	\$7,500	
Economic Benefit (EB) for this violation		Statutory Limit Test		
Estimated EB Amount		\$1,804	Violation Final Penalty Total	\$15,000
		This violation Final Assessed Penalty (adjusted for limits)		\$15,000

Economic Benefit Worksheet

Respondent Targa Midstream Services LLC
Case ID No. 61406
Reg. Ent. Reference No. RN100222900
Media Air
Violation No. 3

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	25-May-2021	1-Jan-2025	3.61	\$1,804	n/a	\$1,804
Notes for DELAYED costs	Estimated cost to implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 359119. The Date Required is the date the emissions event began and the Final Date is the estimated date of compliance.						

Avoided Costs

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

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

Approx. Cost of Compliance	\$10,000	TOTAL	\$1,804
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Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW
Respondent	Targa Midstream Services LLC			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	61406			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN100222900			
Media	Air			
Enf. Coordinator	Mackenzie Mehlmann			
Violation Number	4			
Rule Cite(s)	30 Tex. Admin. Code §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O615, GTC and STC No. 2.F, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 359119 was due by May 26, 2021, at 9:55 p.m., but was not submitted until May 26, 2021 at 10:53 p.m.			
		Base Penalty	\$25,000	
>> Environmental, Property and Human Health Matrix				
OR	Release	Harm		
		Major	Moderate	Minor
	Actual			
	Potential			
				Percent 0.0%
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
				x
				Percent 1.0%
Matrix Notes	Less than 30% of the rule requirements were not met.			
		Adjustment	\$24,750	
			\$250	
Violation Events				
	Number of Violation Events	1	Number of violation days	1
	daily			
	weekly			
	monthly			
	quarterly			
	semiannual			
	annual			
	single event	x		
			Violation Base Penalty	\$250
	One single event is recommended.			
Good Faith Efforts to Comply		0.0%	Reduction	\$0
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer		
	Extraordinary			
	Ordinary			
	N/A	x		
Notes	The Respondent does not meet the good faith criteria for this violation.			
		Violation Subtotal	\$250	
Economic Benefit (EB) for this violation		Statutory Limit Test		
	Estimated EB Amount	\$0	Violation Final Penalty Total	\$500
	This violation Final Assessed Penalty (adjusted for limits)			\$500

Economic Benefit Worksheet

Respondent Case ID No. Reg. Ent. Reference No. Media Violation No. Targa Midstream Services LLC 61406 RN100222900 Air 4

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$250	26-May-2021	26-May-2021	0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to submit the initial notification for Incident No. 359119. The Date Required is the date the initial notification was due and the Final Date is the date of compliance.

See Economic Benefit in Violation No. 2 for estimated cost to implement measures designed to ensure that the initial notifications for reportable emissions events are submitted in a timely manner.

Avoided Costs

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

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

Notes for AVOIDED costs

Approx. Cost of Compliance	\$250	TOTAL	\$0
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Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW
Respondent	Targa Midstream Services LLC			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	61406			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN100222900			
Media	Air			
Enf. Coordinator	Mackenzie Mehlmann			
Violation Number	5			
Rule Cite(s)	30 Tex. Admin. Code §§ 116.115(c) and 122.143(4), NSR Permit No. 56431, SC No. 1, FOP No. 0612, GTC and STC No. 20, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to prevent unauthorized emissions. Specifically, the Respondent released 2,704.48 lbs of VOC, 1,374.84 lbs of CO, and 688.67 lbs of NOx from the Main Plant Flare, EPN FLRN-1, during an emissions event (Incident No. 320889) that occurred on September 14, 2019 and lasted 14 hours and 45 minutes.			
	Base Penalty	\$25,000		
>> Environmental, Property and Human Health Matrix				
OR	Release	Harm		
		Major	Moderate	Minor
	Actual			x
	Potential			
	Percent	30.0%		
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
	Percent	0.0%		
Matrix Notes	Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.			
	Adjustment	\$17,500		
		\$7,500		
Violation Events				
	Number of Violation Events	1	1	Number of violation days
	daily			
	weekly			
	monthly	x		
	quarterly			
	semiannual			
	annual			
	single event			
	Violation Base Penalty	\$7,500		
	One monthly event is recommended.			
Good Faith Efforts to Comply		0.0%	Reduction \$0	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer		
	Extraordinary			
	Ordinary			
	N/A	x		
Notes	The Respondent does not meet the good faith criteria for this violation.			
	Violation Subtotal	\$7,500		
Economic Benefit (EB) for this violation		Statutory Limit Test		
	Estimated EB Amount	\$2,652	Violation Final Penalty Total	\$15,000
	This violation Final Assessed Penalty (adjusted for limits)			\$15,000

Economic Benefit Worksheet

Respondent Case ID No. Reg. Ent. Reference No. Media Violation No. Targa Midstream Services LLC 61406 RN100222900 Air 5

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	14-Sep-2019	1-Jan-2025	5.30	\$2,652	n/a	\$2,652
Notes for DELAYED costs	Estimated cost to implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 320889. The Date Required is the date the emissions event occurred and the Final Date is the estimated date of compliance.						

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

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

Approx. Cost of Compliance	\$10,000	TOTAL	\$2,652
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Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW
Respondent	Targa Midstream Services LLC	<i>Policy Revision 5 (January 28, 2021)</i>		
Case ID No.	61406	<i>PCW Revision February 11, 2021</i>		
Reg. Ent. Reference No.	RN100222900			
Media	Air			
Enf. Coordinator	Mackenzie Mehlmann			
Violation Number	6			
Rule Cite(s)	30 Tex. Admin. Code §§ 116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 110145, FOP No. 0612, GTC and STC No. 20, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to comply with the maximum firing rate. Specifically, the Respondent exceeded the maximum firing rate of 87 million British thermal units per hour ("MMBtu/hr") by 0.02 MMBtu/hr to 13.74 MMBtu/hr for 1,388 hours from January 26, 2020 to November 4, 2020 for the Hot Oil Heater, EPN HTR-1.			
Base Penalty				\$25,000
>> Environmental, Property and Human Health Matrix				
OR	Release	Harm		
		Major	Moderate	Minor
	Actual			X
	Potential			
				Percent 30.0%
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
				Percent 0.0%
Matrix Notes	Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.			
Adjustment				\$17,500
				\$7,500
Violation Events				
Number of Violation Events		9	72	Number of violation days
	daily			
	weekly			
	monthly	X		
	quarterly			
	semiannual			
	annual			
	single event			
				Violation Base Penalty \$67,500
Nine monthly events are recommended for the instances of non-compliance that occurred during January through July and October through November 2020.				
Good Faith Efforts to Comply		25.0%	Reduction \$16,875	
		Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	
	Extraordinary			
	Ordinary	X		
	N/A			
Notes	The Respondent completed corrective actions by November 4, 2020, prior to the Notice of Enforcement ("NOE") dated February 16, 2022.			
Violation Subtotal				\$50,625
Economic Benefit (EB) for this violation		Statutory Limit Test		
Estimated EB Amount		\$388	Violation Final Penalty Total \$118,125	
This violation Final Assessed Penalty (adjusted for limits)				\$118,125

Economic Benefit Worksheet

Respondent Targa Midstream Services LLC
Case ID No. 61406
Reg. Ent. Reference No. RN100222900
Media Air
Violation No. 6

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	26-Jan-2020	4-Nov-2020	0.78	\$388	n/a	\$388
Notes for DELAYED costs	Estimated cost to obtain a permit amendment for NSR 5452 to obtain a higher firing rate for the Furnance B stack to eliminate the need for the Hot Oil Heater to compensate for the periods of reduced firing rate and implement an alarm to trigger any time the authorized firing rate for the Hot Oil Heater is exceedd in order to comply with the firing rate for the Hot Oil Heater, EPN HTR-1. The Date Required is the first date of non-compliance and the Final Date is the date of compliance.						

Avoided Costs

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

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

Approx. Cost of Compliance	\$10,000	TOTAL	\$388
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Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW
Respondent	Targa Midstream Services LLC	<i>Policy Revision 5 (January 28, 2021)</i>		
Case ID No.	61406	<i>PCW Revision February 11, 2021</i>		
Reg. Ent. Reference No.	RN100222900			
Media	Air			
Enf. Coordinator	Mackenzie Mehlmann			
Violation Number	7			
Rule Cite(s)	30 Tex. Admin. Code §§ 101.20(1), 115.352(2)(A), and 122.143(4), 40 Code of Federal Regulations ("CFR") § 60.482-9(a), FOP No. 0612, GTC and STC No. 1.A, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to repair leaking equipment that were identified as delay of repair before the end of the next process unit shutdown. Specifically, Tag Nos. 01-108, FG-0963.02, 02-391, and 11-303.02 were placed on delay of repair but continued to leak after the shutdown from September 9, 2020 through September 30, 2020, resulting in approximately 3,993.14 lbs of VOC emissions.			
		Base Penalty	\$25,000	

>> Environmental, Property and Human Health Matrix

OR

	Harm			
Release	Major	Moderate	Minor	
Actual			x	Percent 30.0%
Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
					Percent 0.0%

Matrix Notes

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

Adjustment \$17,500

\$7,500

Violation Events

Number of Violation Events	18	517	Number of violation days
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	daily		Violation Base Penalty \$135,000
	weekly		
	monthly	x	
	quarterly		
	semiannual		
	annual		
	single event		

Eighteen monthly events are recommended from the October 1, 2020 first date of non-compliance to the March 2, 2022 screening date.

Good Faith Efforts to Comply

0.0%

Reduction

\$0

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

Notes

The Respondent does not meet the good faith criteria for this violation.

Violation Subtotal \$135,000

Economic Benefit (EB) for this violation

Statutory Limit Test

Estimated EB Amount	\$425	Violation Final Penalty Total	\$270,000
This violation Final Assessed Penalty (adjusted for limits)		\$270,000	

Economic Benefit Worksheet

Respondent Case ID No. Reg. Ent. Reference No. Media Violation No. Targa Midstream Services LLC 61406 RN100222900 Air 7

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$2,000	1-Oct-2020	1-Jan-2025	4.25	\$425	n/a	\$425
Notes for DELAYED costs	Estimated cost to repair or replace Tag Nos. 01-108, FG-0963.02, 02-391, and 11-303.02 (\$500 x four components). The Date Required is the date the violation began and the Final Date is the estimated date of compliance.						

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

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

Approx. Cost of Compliance	\$2,000	TOTAL	\$425
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Screening Date 28-Sep-2021 Respondent Targa Midstream Services LLC Case ID No. 61406 Reg. Ent. Reference No. RN100222900 Media Air Enf. Coordinator Mackenzie Mehlmann		Docket No. 2021-1310-AIR-E PCW																		
<i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>																				
Violation Number 8 Rule Cite(s) 30 Tex. Admin. Code §§ 101.20(1) and (3), 116.115(c), and 122.143(4), 40 CFR § 60.18(c)(3)(ii), NSR Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, SC No. 8.A, FOP No. 0612, GTC and STC No. 12, and Tex. Health & Safety Code § 382.085(b)		Violation Description Failed to maintain the net heating value of the gas being combusted at 300 British thermal units per standard cubic foot ("Btu/scf") or greater if the flare is steam-assisted or air-assisted. Specifically, the net heating value of the gas being combusted by Flare 6, EPN FLR-6, was less than 300 Btu/scf when the net heating value ranged from 40.85 Btu/scf to 299.84 Btu/scf for 268 hours on 21 days from September 16, 2020 to December 8, 2020.																		
		Base Penalty \$25,000																		
>> Environmental, Property and Human Health Matrix																				
OR	<table border="1"> <tr> <td></td> <td colspan="3">Harm</td> </tr> <tr> <td>Release</td> <td>Major</td> <td>Moderate</td> <td>Minor</td> </tr> <tr> <td>Actual</td> <td></td> <td></td> <td>x</td> </tr> <tr> <td>Potential</td> <td></td> <td></td> <td></td> </tr> </table>				Harm			Release	Major	Moderate	Minor	Actual			x	Potential				Percent 30.0%
		Harm																		
Release	Major	Moderate	Minor																	
Actual			x																	
Potential																				
>> Programmatic Matrix																				
Matrix Notes	<table border="1"> <tr> <td></td> <td>Major</td> <td>Moderate</td> <td>Minor</td> </tr> <tr> <td>Falsification</td> <td></td> <td></td> <td></td> </tr> </table>				Major	Moderate	Minor	Falsification				Percent 0.0%								
		Major	Moderate	Minor																
Falsification																				
Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.																				
			Adjustment \$17,500																	
			\$7,500																	
Violation Events																				
Number of Violation Events 3		21 Number of violation days																		
<table border="1"> <tr><td>daily</td><td></td></tr> <tr><td>weekly</td><td></td></tr> <tr><td>monthly</td><td>x</td></tr> <tr><td>quarterly</td><td></td></tr> <tr><td>semiannual</td><td></td></tr> <tr><td>annual</td><td></td></tr> <tr><td>single event</td><td></td></tr> </table>		daily		weekly		monthly	x	quarterly		semiannual		annual		single event		Violation Base Penalty \$22,500				
daily																				
weekly																				
monthly	x																			
quarterly																				
semiannual																				
annual																				
single event																				
Three monthly events are recommended for the period of non-compliance from September 16, 2020 to December 8, 2020.																				
Good Faith Efforts to Comply		0.0%	Reduction \$0																	
		Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer																		
Extraordinary																				
Ordinary																				
N/A		x																		
Notes		The Respondent does not meet the good faith criteria for this violation.																		
			Violation Subtotal \$22,500																	
Economic Benefit (EB) for this violation		Statutory Limit Test																		
Estimated EB Amount \$1,074		Violation Final Penalty Total \$45,000																		
This violation Final Assessed Penalty (adjusted for limits)			\$45,000																	

Economic Benefit Worksheet

Respondent Case ID No. Reg. Ent. Reference No. Media Violation No. Targa Midstream Services LLC 61406 RN100222900 Air 8

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$5,000	16-Sep-2020	1-Jan-2025	4.30	\$1,074	n/a	\$1,074
Notes for DELAYED costs	Estimated cost to implement measures designed to maintain the net heating value of the gas being combusted at 300 Btu/scf or greater for Flare 6, EPN FLR-6. The Date Required is the initial date of non-compliance and the Final Date is the estimated date of compliance.						

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

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

Approx. Cost of Compliance	\$5,000	TOTAL	\$1,074
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Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW	
Respondent	Targa Midstream Services LLC			<i>Policy Revision 5 (January 28, 2021)</i>	
Case ID No.	61406			<i>PCW Revision February 11, 2021</i>	
Reg. Ent. Reference No.	RN100222900				
Media	Air				
Enf. Coordinator	Mackenzie Mehlmann				
Violation Number	9				
Rule Cite(s)	30 Tex. Admin. Code §§ 101.201(b) and 122.143(4), FOP No. O612, GTC and STC No. 2.F, and Tex. Health & Safety Code § 382.085(b)				
Violation Description	Failed to create a final record for a non-reportable emissions event no later than two weeks after the end of an emissions event. Specifically, the Respondent did not create final records for the non-reportable emissions events that occurred on December 7, 2020, December 8, 2020, and December 9, 2020 by December 21, 2020, December 22, 2020, and December 23, 2020, but were created on December 29, 2020.				
		Base Penalty	\$25,000		
>> Environmental, Property and Human Health Matrix					
OR	Release	Major	Moderate	Minor	
	Actual				Percent 0.0%
	Potential				
>> Programmatic Matrix					
	Falsification	Major	Moderate	Minor	
				x	Percent 1.0%
Matrix Notes	Less than 30% of the rule requirements were not met.				
		Adjustment	\$24,750		
			\$250		
Violation Events					
	Number of Violation Events	3	8	Number of violation days	
	daily				
	weekly				
	monthly				
	quarterly				
	semiannual				
	annual				
	single event		x		
	Three single events are recommended (one for each final record).				
Good Faith Efforts to Comply	25.0%	Reduction		\$187	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer			
	Extraordinary				
	Ordinary	x			
	N/A				
Notes	The Respondent completed corrective actions on December 29, 2020, prior to the NOE dated February 16, 2022.				
	Violation Subtotal	\$563			
Economic Benefit (EB) for this violation			Statutory Limit Test		
	Estimated EB Amount	\$1	Violation Final Penalty Total	\$1,313	
	This violation Final Assessed Penalty (adjusted for limits)			\$1,313	

Economic Benefit Worksheet

Respondent Targa Midstream Services LLC
Case ID No. 61406
Reg. Ent. Reference No. RN100222900
Media Air
Violation No. 9

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$750	21-Dec-2020	29-Dec-2020	0.02	\$1	n/a	\$1

Notes for DELAYED costs

Estimated cost to create the final records for non-reportable emissions events that occurred on December 7, 2020, December 8, 2020, and December 9, 2020 (\$250x 3 final records). The Date Required is the date the first final record was due and the Final Date is the date the final records were submitted.

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 \$750

TOTAL \$1

Screening Date	28-Sep-2021	Docket No.	2021-1310-AIR-E	PCW
Respondent	Targa Midstream Services LLC			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	61406			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN100222900			
Media	Air			
Enf. Coordinator	Mackenzie Mehlmann			
Violation Number	10			
Rule Cite(s)	30 Tex. Admin. Code §§ 122.143(4) and 122.145(2)(A), FOP No. 0612, GTC, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to report all instances of deviations. Specifically, the deviation report for the July 26, 2020 through January 25, 2021 reporting period did not include the deviation for failing to create the final record for three non-reportable emissions events within two weeks of the end of the event.			
		Base Penalty	\$25,000	
>> Environmental, Property and Human Health Matrix				
OR	Release	Harm		
		Major	Moderate	Minor
	Actual			
	Potential			
				Percent 0.0%
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
				x
				Percent 1.0%
Matrix Notes	Less than 30% of the rule requirements were not met.			
		Adjustment	\$24,750	
			\$250	
Violation Events				
	Number of Violation Events	1	401	Number of violation days
	daily			
	weekly			
	monthly			
	quarterly			
	semiannual			
	annual			
	single event		x	
				Violation Base Penalty \$250
	One single event is recommended.			
Good Faith Efforts to Comply	25.0%		Reduction	\$62
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer		
	Extraordinary			
	Ordinary	x		
	N/A			
Notes	The Respondent completed corrective actions on December 16, 2021, prior to the NOE dated February 16, 2022.			
		Violation Subtotal	\$188	
Economic Benefit (EB) for this violation		Statutory Limit Test		
	Estimated EB Amount	\$10	Violation Final Penalty Total	\$438
	This violation Final Assessed Penalty (adjusted for limits)			\$438

Economic Benefit Worksheet

Respondent Targa Midstream Services LLC
Case ID No. 61406
Reg. Ent. Reference No. RN100222900
Media Air
Violation No. 10

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$250	24-Feb-2021	16-Dec-2021	0.81	\$10	n/a	\$10
Notes for DELAYED costs	Estimated cost to submit a revised deviation report for the July 26, 2020 through January 25, 2021 reporting period that includes the deviation for failing to create the final record for three non-reportable emissions events within two weeks of the end of the event. The Date Required is the date the deviation should have been reported 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	\$250	TOTAL	\$10
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The TCEQ is committed to accessibility.

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



Compliance History Report

Compliance History Report for CN601301559, RN100222900, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator: CN601301559, Targa Midstream Services LLC

Classification: SATISFACTORY

Rating: 1.36

Regulated Entity: RN100222900, Mont Belvieu Complex

Classification: SATISFACTORY

Rating: 11.22

Complexity Points: 28

Repeat Violator: NO

CH Group: 03 - Oil and Gas Extraction

Location: 10319 Highway 146, Mont Belvieu, Chambers County, Texas 77580

TCEQ Region: REGION 12 - HOUSTON

ID Number(s):

AIR OPERATING PERMITS ACCOUNT NUMBER CI0022A

AIR OPERATING PERMITS PERMIT 615

AIR NEW SOURCE PERMITS REGISTRATION 12790

AIR NEW SOURCE PERMITS PERMIT 22088

AIR NEW SOURCE PERMITS REGISTRATION 75496

AIR NEW SOURCE PERMITS PERMIT 56431

AIR NEW SOURCE PERMITS EPA PERMIT PSDTX696M1

AIR NEW SOURCE PERMITS REGISTRATION 84814

AIR NEW SOURCE PERMITS REGISTRATION 97147

AIR NEW SOURCE PERMITS REGISTRATION 109750

AIR NEW SOURCE PERMITS REGISTRATION 109040

AIR NEW SOURCE PERMITS REGISTRATION 110145

AIR NEW SOURCE PERMITS REGISTRATION 119145

AIR NEW SOURCE PERMITS EPA PERMIT N214

AIR NEW SOURCE PERMITS REGISTRATION 113495

AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX26

AIR NEW SOURCE PERMITS REGISTRATION 153740

AIR NEW SOURCE PERMITS EPA PERMIT N214M1

AIR NEW SOURCE PERMITS REGISTRATION 152140

AIR NEW SOURCE PERMITS REGISTRATION 153852

AIR NEW SOURCE PERMITS REGISTRATION 162721

AIR NEW SOURCE PERMITS REGISTRATION 168475

AIR NEW SOURCE PERMITS REGISTRATION 164547

AIR NEW SOURCE PERMITS REGISTRATION 161824

AIR NEW SOURCE PERMITS REGISTRATION 164548

AIR NEW SOURCE PERMITS EPA PERMIT PSDTX696M2

AIR NEW SOURCE PERMITS REGISTRATION 143075

AIR NEW SOURCE PERMITS REGISTRATION 147730

AIR NEW SOURCE PERMITS REGISTRATION 151450

AIR NEW SOURCE PERMITS REGISTRATION 157061

AIR NEW SOURCE PERMITS REGISTRATION 156205

AIR NEW SOURCE PERMITS EPA PERMIT N214M2

AIR NEW SOURCE PERMITS REGISTRATION 155495

AIR NEW SOURCE PERMITS REGISTRATION 157060

AIR NEW SOURCE PERMITS REGISTRATION 175793

AIR NEW SOURCE PERMITS REGISTRATION 174633

AIR NEW SOURCE PERMITS REGISTRATION 167750

AIR NEW SOURCE PERMITS REGISTRATION 175795

WASTEWATER PERMIT WQ0005329000

AIR EMISSIONS INVENTORY ACCOUNT NUMBER

AIR OPERATING PERMITS PERMIT 612

AIR NEW SOURCE PERMITS PERMIT 5452

AIR NEW SOURCE PERMITS ACCOUNT NUMBER
CI0022A

AIR NEW SOURCE PERMITS REGISTRATION 141933

AIR NEW SOURCE PERMITS AFS NUM 4807100010

AIR NEW SOURCE PERMITS PERMIT 56435

AIR NEW SOURCE PERMITS REGISTRATION 82049

AIR NEW SOURCE PERMITS REGISTRATION 91519

AIR NEW SOURCE PERMITS PERMIT 101616

AIR NEW SOURCE PERMITS REGISTRATION 139467

AIR NEW SOURCE PERMITS EPA PERMIT PSDTX817

AIR NEW SOURCE PERMITS REGISTRATION 131418

AIR NEW SOURCE PERMITS REGISTRATION 112896

AIR NEW SOURCE PERMITS REGISTRATION 109927

AIR NEW SOURCE PERMITS REGISTRATION 119978

AIR NEW SOURCE PERMITS EPA PERMIT
GHGPSDTX26M1

AIR NEW SOURCE PERMITS REGISTRATION 155185

AIR NEW SOURCE PERMITS REGISTRATION 151160

AIR NEW SOURCE PERMITS REGISTRATION 153705

AIR NEW SOURCE PERMITS REGISTRATION 151159

AIR NEW SOURCE PERMITS REGISTRATION 167190

AIR NEW SOURCE PERMITS REGISTRATION 163816

AIR NEW SOURCE PERMITS REGISTRATION 163817

AIR NEW SOURCE PERMITS REGISTRATION 168476

AIR NEW SOURCE PERMITS REGISTRATION 165164

AIR NEW SOURCE PERMITS REGISTRATION 146066

AIR NEW SOURCE PERMITS REGISTRATION 142523

AIR NEW SOURCE PERMITS REGISTRATION 149385

AIR NEW SOURCE PERMITS REGISTRATION 156824

AIR NEW SOURCE PERMITS REGISTRATION 156148

AIR NEW SOURCE PERMITS REGISTRATION 160740

AIR NEW SOURCE PERMITS REGISTRATION 158817

AIR NEW SOURCE PERMITS REGISTRATION 156206

AIR NEW SOURCE PERMITS REGISTRATION 153008

AIR NEW SOURCE PERMITS EPA PERMIT N310

AIR NEW SOURCE PERMITS REGISTRATION 172297

AIR NEW SOURCE PERMITS REGISTRATION 172295

STORMWATER PERMIT TXR05EL71

WASTEWATER EPA ID TX0002887

AIR EMISSIONS INVENTORY ACCOUNT NUMBER

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

Date Compliance History Report Prepared: April 03, 2024

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: April 03, 2019 to April 03, 2024

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

Name: Mackenzie Mehlmann

Phone: (512) 239-2572

Site and Owner/Operator History:

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

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

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

- 1 Effective Date: 05/23/2019 ADMINORDER 2018-0359-AIR-E (Findings Order-Agreed Order Without Denial)

Classification: Moderate

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

Rqmt Prov: FOP Special Term & Condition (ST&C) 12 OP
 NSR Special Condition (SC) 1 PERMIT

Description: Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§116.115(b)(2)(F) and (c) and 122.143(4), TEX. HEALTH & SAFETY CODE §382.085(b), Federal Operating Permit ("FOP") No. 0615, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 12, and New Source Review ("NSR") Permit No. 22088, Special Conditions ("SC") No. 1.

Classification: Moderate

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

Rqmt Prov: FOP General Terms and Conditions OP

Description: Failed to report all instances of deviations, in violation of 30 TEX. ADMIN. CODE §§122.143(4) and 122.145(2)(A), TEX. HEALTH & SAFETY CODE §382.085(b), and FOP No. 0615, GTC.

Classification: Moderate

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

Rqmt Prov: FOP Special Term & Condition (ST&C) 12 OP
 NSR Special Condition (SC) 1 PERMIT

Description: Failed to comply with the MAERs, in violation of 30 TEX. ADMIN. CODE §§116.115(b)(2)(F) and (c) and 122.143(4), TEX. HEALTH & SAFETY CODE §382.085(b), FOP No. 0615, GTC and STC No. 12, and NSR Permit No. 22088, SC No. 1.

- 2 Effective Date: 11/22/2019 ADMINORDER 2018-1293-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

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

Rqmt Prov: General Terms & Conditions (GT&C) OP
 Special Condition (SC) 1 PERMIT
 Special Terms & Conditions (ST&C) 20 OP

Description: Failed to comply with the maximum allowable emissions rates. Specifically, the Respondent exceeded the nitrogen oxides ("NOx") MAER of 6 tons per year ("tpy") based on a 12-month rolling period and the volatile organic compounds ("VOC") MAER of 25 tpy based on a 12-month rolling period for the 12-month periods ending from January 2017 through January 2018 and the carbon monoxide ("CO") MAER of 20 tpy based on a 12-month

rolling period for the 12-month periods ending from January 2017 through Oct
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: General Terms & Conditions OP
Special Condition No. 6 PERMIT
Special Terms & Conditions No. 20 OP

Description: Failed to comply with the flare gas recovery system ("FGRS") downtime limit. Specifically, the Respondent exceeded the FGRS downtime limit of 438 hours per year based on a rolling 12-month period by 625 hours for the 12-month period ending on January 2018, resulting in flaring of the process waste gas.

3 Effective Date: 11/20/2020 ADMINORDER 2020-0612-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Major

Citation: 30 TAC Chapter 116, SubChapter B 116.110(a)
5C THSC Chapter 382 382.0518(a)
5C THSC Chapter 382 382.085(b)

Description: Failed to obtain authorization prior to constructing or modifying a source of air contaminants. Specifically, the Respondent constructed and conducted dry abrasive cleaning and surface coating activities prior to obtaining the proper authorization.

4 Effective Date: 02/01/2021 ADMINORDER 2020-0401-AIR-E (Findings Order-Agreed Order Without 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 No. 1 PERMIT

Description: Failure to prevent unauthorized emissions to the atmosphere during an emissions event. (Category A12i6)

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: NSR 5452, Special Condition 1 PERMIT
NSR 56431, Special Condition 1 PERMIT

Description: Failure to prevent unauthorized emissions. Specifically, Targa failed to prevent emissions when a power loss led to a flaring event and venting from the T-6 tower (Category A12.i.(6)).

5 Effective Date: 08/24/2021 ADMINORDER 2020-1041-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: FOP 0615 GTC and STC No. 12 OP
Special Condition No. 1 PERMIT

Description: Failure to prevent unauthorized emissions to the atmosphere during an emissions event that was discovered on August 10, 2017, TCEQ/STEERS Incident No. 265126. (Category A12.i.6)

6 Effective Date: 07/07/2022 ADMINORDER 2021-0914-AIR-E (1660 Order-Agreed Order With Denial)

Classification: Moderate

Citation: 30 TAC Chapter 101, SubChapter F 101.201(a)(1)(B)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)

Rqmt Prov: General Terms and Conditions OP
Special Terms and Conditions No. 2.F OP

Description: Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 293834 was due by October 6, 2018 at 8:00 a.m., but was not submitted until October 8, 2018 at 2:45 p.m.

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: General Terms and Conditions OP

Special Condition 1 PERMIT
Special Term and Condition 12 OP

Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 579 pounds of volatile organic compounds as fugitive emissions, during an emissions event (Incident No. 293834) that occurred on October 5, 2018 and lasted two hours and 35 minutes. The emissions event occurred due to a worn ring groove on the lower spool piece of Well No. 13 that caused the spool to lose its packing seal, resulting in the release to the atmosphere.

- 7 Effective Date: 10/04/2022 ADMINORDER 2021-0399-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: GTC and STC No. 7 OP
Special Condition 1 PERMIT
Description: Failure to prevent unauthorized emissions. Specifically, the Respondent released 810.80 pounds ("lbs") of carbon monoxide, 406.14 lbs of nitrogen oxides, and 2,439.86 lbs of volatile organic compounds from the Main Plant Flare, Emissions Point Number FLRN-1, during an emissions event (Incident No. 347267) that occurred on December 8, 2020 and lasted four hours. The emissions event occurred when the Low Ethane Propane Tower T-21 lost the bottom pumps that pull products from the tower and the co
- 8 Effective Date: 01/17/2023 ADMINORDER 2021-1230-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: 615 OP
615 PERMIT
GENERAL TERMS AND CONDITIONS OP
SPECIAL CONDITION 1 PERMIT
SPECIAL CONDITION 12 OP
Description: Failed to prevent unauthorized emissions. Specifically, the Respondent released 1,200 pounds of propylene as fugitive emissions, during an emissions event (Incident No. 284084) that occurred on May 19, 2018 and lasted two minutes. The emissions event occurred when the relief valve on a customer's tank truck relieved to the atmosphere during a loading activity. Since the emissions event was not caused by a sudden unavoidable breakdown of equipment or process beyond the control of the owner

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	April 26, 2019	(1766085)
Item 2	June 05, 2019	(1556415)
Item 3	June 17, 2019	(1575841)
Item 4	July 23, 2019	(1766095)
Item 5	August 20, 2019	(1590778)
Item 6	October 25, 2019	(1766105)
Item 7	January 07, 2020	(1618507)
Item 8	January 16, 2020	(1618596)
Item 9	January 21, 2020	(1622544)
Item 10	January 28, 2020	(1766130)
Item 11	March 26, 2020	(1631432)
Item 12	April 22, 2020	(1645139)
Item 13	April 23, 2020	(1645301)
Item 14	April 27, 2020	(1766076)
Item 15	April 28, 2020	(1637901)
Item 16	May 05, 2020	(1592345)
Item 17	June 12, 2020	(1645772)
Item 18	July 27, 2020	(1766101)
Item 20	September 18, 2020	(1676801)

Item 21	October 21, 2020	(1677835)
Item 22	October 27, 2020	(1684648)
Item 23	October 28, 2020	(1766106)
Item 24	January 11, 2021	(1698580)
Item 25	January 14, 2021	(1698098)
Item 26	January 25, 2021	(1766121)
Item 27	April 08, 2021	(1696637)
Item 28	April 13, 2021	(1684244)
Item 29	April 20, 2021	(1766077)
Item 30	May 10, 2021	(1711551)
Item 31	May 12, 2021	(1683758)
Item 32	July 26, 2021	(1684152)
Item 33	July 29, 2021	(1766092)
Item 34	July 30, 2021	(1711451)
Item 35	September 28, 2021	(1690852)
Item 36	October 13, 2021	(1683668)
Item 37	October 15, 2021	(1690654)
Item 38	October 20, 2021	(1772544)
Item 39	December 03, 2021	(1774954)
Item 40	January 20, 2022	(1790584)
Item 41	February 28, 2022	(1780958)
Item 42	April 19, 2022	(1813320)
Item 43	July 11, 2022	(1817440)
Item 44	July 13, 2022	(1765678)
Item 45	July 14, 2022	(1835020)
Item 46	August 25, 2022	(1823321)
Item 47	September 08, 2022	(1839262)
Item 48	October 17, 2022	(1856157)
Item 49	October 20, 2022	(1852411)
Item 50	November 21, 2022	(1841007)
Item 51	November 29, 2022	(1861224)
Item 52	December 07, 2022	(1847293)
Item 53	December 20, 2022	(1861958)
Item 54	December 21, 2022	(1860471)
Item 55	January 23, 2023	(1875277)
Item 57	February 03, 2023	(1811923)
Item 58	February 13, 2023	(1878937)
Item 59	February 26, 2023	(1880184)
Item 60	March 09, 2023	(1869114)
Item 61	March 23, 2023	(1874690)
Item 62	April 17, 2023	(1898475)
Item 63	July 21, 2023	(1919048)
Item 64	August 18, 2023	(1918814)
Item 65	August 21, 2023	(1918812)
Item 66	August 24, 2023	(1923694)
Item 67	August 31, 2023	(1922821)
Item 68	September 08, 2023	(1855024)
Item 69	September 14, 2023	(1923471)
Item 70	October 24, 2023	(1961415)
Item 71	November 30, 2023	(1929803)
Item 72	December 05, 2023	(1908955)
Item 73	January 16, 2024	(1961418)
Item 74	February 13, 2024	(1964930)
Item 75	February 23, 2024	(1964968)

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

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

1 Date: 11/30/2023 (1925500)
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)
FOP Special Term and Condition 18 OP
NSR Special Condition 16C PERMIT

Description: Failure to collect a weekly TDS sample from Cooling Tower 8 (EPN: FUG-CT-8) (Category C1).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP Special Term and Condition 18 OP
NSR Special Condition 1 PERMIT

Description: Failure to prevent the exceedance of the PM, PM2.5, and the PM10 hourly emission limits for Cooling Tower 9 (EPN: FUG-CT-9) (Category B13).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP Special Term and Condition 18 OP
NSR Special Condition 1 PERMIT

Description: Failure to prevent the exceedance of the PM10 hourly emission limit for Cooling Tower 11 (EPN: FUG-CT-11) (Category B13).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP Special Term and Condition 18 OP
NSR Special Condition 1 PERMIT

Description: Failure to prevent the exceedance of the PM and the PM10 hourly emission limits for Cooling Tower 12 (EPN: FUG-CT-12) (Category B13).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.110(a)(2)(A)
30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter F 116.615(2)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP Special Term and Condition 21 OP

Description: Failure to prevent an exceedance of the NOx hourly emission rate for the Combustion Turbine/Duct Burner (EPN: GT-1) (Category B13).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP Special Term and Condition 18 OP
NSR Special Condition 1 PERMIT

Description: Failure to prevent an exceedance of the VOC hourly emissions rate for Flare 5 (EPN: FLR-5) (Category B13).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(F)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
FOP Special Term and Condition 18 OP
NSR Special Condition 1 PERMIT

Description: Failure to prevent an exceedance of multiple hourly MSS emission limits for the Air Assisted Flare (EPN: FLRN-1) (Category B13).

F. Environmental audits:

N/A

G. Type of environmental management systems (EMSs):

N/A

H. Voluntary on-site compliance assessment dates:

N/A

I. Participation in a voluntary pollution reduction program:

N/A

J. Early compliance:

N/A

Sites Outside of Texas:

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
TARGA MIDSTREAM SERVICES LLC
RN100222900

§ BEFORE THE
§
§ TEXAS COMMISSION ON
§
§ ENVIRONMENTAL QUALITY

AGREED ORDER DOCKET NO. 2021-1310-AIR-E

I. JURISDICTION AND STIPULATIONS

On _____, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Targa Midstream Services LLC (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a bulk liquid natural gas storage tank terminal located at 10319 United States Highway 146 in Mont Belvieu, Chambers County, Texas (the "Site"). The Site consists or consisted of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. HEALTH & SAFETY CODE ch. 382 and the rules of the TCEQ.
3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
4. An administrative penalty in the amount of \$480,876 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$240,438 of the penalty.

Pursuant to TEX. WATER CODE § 7.067, \$240,438 of the penalty shall be conditionally offset by the Respondent's timely and satisfactory completion of a Supplemental Environmental Project ("SEP") as defined in the attached SEP Agreement ("Attachment A", incorporated herein by reference). The Respondent's obligation to pay the conditionally offset portion of the penalty shall be discharged upon full compliance with all the terms and conditions of this Order, which includes the timely and satisfactory completion of all provisions of the SEP Agreement, as determined by the Executive Director.

5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or

required in this action, are waived in the interest of a more timely resolution of the matter.

6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Order.
7. This Order represents the complete and fully integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
9. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Site:
 - a. By November 4, 2020, obtained a permit amendment for New Source Review ("NSR") 5452 to obtain a higher firing rate for the Furnace B stack to eliminate the need for the Hot Oil Heater to compensate for the periods of reduced firing rate and implemented an alarm to trigger any time the authorized firing rate for the Hot Oil Heater is exceeded in order to comply with the firing rate for the Hot Oil Heater, Emissions Point Number ("EPN") HTR-1;
 - b. On December 29, 2020, created the final records for non-reportable emissions events that occurred on December 7, 2020, December 8, 2020, and December 9, 2020;
 - c. On May 26, 2021, submitted the initial notification for Incident No. 359119;
 - d. On June 4, 2021, submitted the initial notification for Incident No. 359523; and
 - e. On December 16, 2021, submitted a revised deviation report for the July 26, 2020 through January 25, 2021 reporting period that includes the deviation for failing to create the final record for three non-reportable emissions events within two weeks of the end of the event.

II. ALLEGATIONS

1. During a record review for the Site conducted from June 17, 2021 through July 7, 2021, an investigator documented that the Respondent:
 - a. Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. 0615, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 12, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 1,043.74 pounds ("lbs") of volatile organic compounds ("VOC"), 601 lbs of carbon monoxide ("CO"), and 301 lbs of nitrogen

oxides ("NOx") from the Flare, EPN FLR-5, during an emissions event (Incident No. 359523) that occurred on June 3, 2021 and lasted 23 hours.

- b. Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event, in violation of 30 TEX. ADMIN. CODE §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O615, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the initial notification for Incident No. 359523 was due by June 4, 2021 at 12:00 a.m., but was not submitted until June 4, 2021 at 12:11 p.m.
2. During a record review for the Site conducted from June 9, 2021 through June 28, 2021, an investigator documented that the Respondent:
 - a. Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, SC No. 1, FOP No. O615, GTC and STC No. 12, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 1,825.98 lbs of VOC, 1.289.2 lbs of CO, and 1,278.38 lbs of NOx from the Flare, EPN FLR-5, during an emissions event (Incident No. 359119) that began on May 25, 2021 and lasted 28 hours and five minutes.
 - b. Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event, in violation of 30 TEX. ADMIN. CODE §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O615, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the initial notification for Incident No. 359119 was due by May 26, 2021, at 9:55 p.m., but was not submitted until May 26, 2021 at 10:53 p.m.
3. During a record review for the Site conducted from June 30, 2021 through July 7, 2021, an investigator documented that the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 56431, SC No. 1, FOP No. O612, GTC and STC No. 20, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 2,704.48 lbs of VOC, 1,374.84 lbs of CO, and 688.67 lbs of NOx from the Main Plant Flare, EPN FLRN-1, during an emissions event (Incident No. 320889) that occurred on September 14, 2019 and lasted 14 hours and 45 minutes.
4. During a record review for the Site conducted from September 16, 2021 through December 31, 2021, an investigator documented that the Respondent
 - a. Failed to comply with the maximum firing rate, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c), 116.615(2), and 122.143(4), Standard Permit Registration No. 110145, FOP No. O612, GTC and STC No. 20, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the maximum firing rate of 87 million British thermal units per hour ("MMBtu/hr") by 0.02 MMBtu/hr to 13.74 MMBtu/hr for 1,388 hours from January 26, 2020 to November 4, 2020 for the Hot Oil Heater, EPN HTR-1.
 - b. Failed to repair leaking equipment that were identified as delay of repair before the end of the next process unit shutdown, in violation of 30 TEX. ADMIN. CODE §§ 101.20(1), 115.352(2)(A), and 122.143(4), 40 CODE OF FEDERAL REGULATIONS ("CFR") § 60.482-9(a), FOP No. O612, GTC and STC No. 1.A, and TEX. HEALTH &

SAFETY CODE § 382.085(b). Specifically, Tag Nos. 01-108, FG-0963.02, 02-391, and 11-303.02 were placed on delay of repair but continued to leak after the shutdown from September 9, 2020 through September 30, 2020, resulting in approximately 3,993.14 lbs of VOC emissions.

- c. Failed to maintain the net heating value of the gas being combusted at 300 British thermal units per standard cubic foot ("Btu/scf") or greater if the flare is steam-assisted or air-assisted, in violation of 30 TEX. ADMIN. CODE §§ 101.20(1) and (3), 116.115(c), and 122.143(4), 40 CFR § 60.18(c)(3)(ii), NSR Permit Nos. 101616, PSDTX696M2, N214M2, and GHGPSDTX26M1, SC No. 8.A, FOP No. O612, GTC and STC No. 12, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the net heating value of the gas being combusted by Flare 6, EPN FLR-6, was less than 300 Btu/scf when the net heating value ranged from 40.85 Btu/scf to 299.84 Btu/scf for 268 hours on 21 days from September 16, 2020 to December 8, 2020.
- d. Failed to create a final record for a non-reportable emissions event no later than two weeks after the end of an emissions event, in violation of 30 TEX. ADMIN. CODE §§ 101.201(b) and 122.143(4), FOP No. O612, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent did not create final records for the non-reportable emissions events that occurred on December 7, 2020, December 8, 2020, and December 9, 2020 by December 21, 2020, December 22, 2020, and December 23, 2020, but were created on December 29, 2020.
- e. Failed to report all instances of deviations, in violation of 30 TEX. ADMIN. CODE §§ 122.143(4) and 122.145(2)(A), FOP No. O612, GTC, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the deviation report for the July 26, 2020 through January 25, 2021 reporting period did not include the deviation for failing to create the final record for three non-reportable emissions events within two weeks of the end of the event.

III. DENIALS

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

IV. ORDERING PROVISIONS

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

1. The Respondent is assessed a penalty as set forth in Section I, Paragraph No. 4. The payment of this penalty and the Respondent's compliance with all of the requirements set forth in this Order resolve only the allegations in Section II. The Commission shall not be constrained in any manner from requiring corrective action or penalties for violations which are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Targa Midstream Services LLC, Docket No. 2021-1310-AIR-E" to:

Financial Administration Division, Revenue Operations Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
12100 Park 35 Circle
Austin, Texas 78753

2. The Respondent shall implement and complete the SEP as set forth in Section I, Paragraph No. 4. The amount of \$240,438 of the assessed penalty is conditionally offset based on the Respondent's implementation and completion of the SEP pursuant to the terms of the SEP Agreement, as defined in Attachment A. Penalty payments for any portion of the SEP deemed by the Executive Director as not complete shall be paid within 30 days after the date the Executive Director demands payment.
3. The Respondent shall undertake the following technical requirements at the Site:
 - a. Within 30 days after the effective date of this Order:
 - i. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 359523;
 - ii. Implement measures designed to ensure that the initial notifications for reportable emissions events are submitted in a timely manner;
 - iii. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 359119;
 - iv. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 320889; and
 - v. Implement measures designed to maintain the net heating value of the gas being combusted at 300 Btu/scf or greater for Flare 6, EPN FLR-6.
 - b. Within 45 days after the effective date of this Order, submit written certification to demonstrate compliance with Ordering Provision No. 3.a., as described in Ordering Provision No. 3.d.
 - c. By November 4, 2024 or the next process unit shutdown, whichever occurs earlier, repair or replace Tag Nos. 01-108, FG-0963.02, 02-391, and 11-303.02.
 - d. By November 19, 2024 or 15 days after the next process unit shutdown, whichever occurs earlier, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 3.c. The certification shall be signed by the Respondent and shall include the following certification language:

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

information, including the possibility of fines and imprisonment for knowing violations."

The certification shall be submitted to:

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

with a copy to:

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

4. All relief not expressly granted in this Order is denied.
5. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Site operations referenced in this Order.
6. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Enforcement Division at the address listed above.
7. This Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
8. This Order may be executed in separate and multiple counterparts, which together shall constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively,

the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.

9. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

SIGNATURE PAGE

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

For the Commission

Date



For the Executive Director

7/8/2024

Date

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

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

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

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



Signature

June 4, 2024

Date

Bill Grantham

Name (Printed or typed)
Authorized Representative of
Targa Midstream Services LLC

Vice President Operations

Title

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

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

Attachment A
Docket Number: 2021-1310-AIR-E
SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	Targa Midstream Services LLC
Payable Penalty Amount:	\$480,876
SEP Offset Amount:	\$240,438
Type of SEP:	Contribution to a Third-Party Administrator SEP
Third-Party Administrator:	Barbers Hill Independent School District
Project Name:	<i>Alternative Fuel School Bus Replacement</i>
Total Project Budget:	\$1,590,000
Location of SEP:	Chambers County

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

1. Project Description

A. Project

The Respondent shall contribute the SEP Offset Amount to the Third-Party Administrator named above. The contribution will be to **Barbers Hill Independent School District** for the *Alternative Fuel School Bus Replacement* program (the “Project”). The Project is to reduce carbon monoxide (“CO”), nitrogen oxides (“NO_x”), particulate matter (“PM”), and volatile organic compounds (“VOCs”) emissions by replacing older school buses with new propane-fueled buses. The Third-Party Administrator is obligated to ensure that each Replacement Bus purchased has an engine that meets 2010 EPA Standards. The Project will be performed in accordance with all federal, state, and local environmental laws and regulations.

The contribution will be used in accordance with the SEP Agreement between the Third-Party Administrator and the TCEQ. All dollars contributed will be used solely for the direct cost of implementing the Project, including but not limited to supplies, materials, and equipment. Any portion of this contribution that is not able to be 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 in an effort 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 that contribute to the formation of ozone and may cause or exacerbate a number of respiratory diseases, including asthma. For example, by replacing a 1989 diesel bus with a new 2010 ultra-low emission model, passengers’ exposures to NO_x may be reduced by 98 percent; VOCs by 93 percent; CO by 83 percent; and PM by 99 percent.

C. Minimum Expenditure

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

2. Performance Schedule

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

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

3. Records and Reporting

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

Texas Commission on Environmental Quality
Enforcement Division
Attention: SEP Coordinator, MC 219
P.O. Box 13087
Austin, Texas 78711-3087
SEPReports@tceq.texas.gov

4. Failure to Fully Perform

If the Respondent does not perform its obligations under this Attachment A, including full expenditure of the SEP Offset Amount and submittal of 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
Office of Legal Services 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.