## Executive Summary – Enforcement Matter – Case No. 62191 Shell Pipeline Company LP RN102555406 Docket No. 2022-0419-AIR-E

**Order Type: Findings Agreed Order Findings Order Justification:** Unauthorized emissions which are excessive emissions events. Media: AIR **Small Business:** No Location(s) Where Violation(s) Occurred: Mont Belvieu Ethylene & Propylene Dehydrator Facility, 10030 Farm-to-Market Road 1942, Mont Belvieu, Chambers County **Type of Operation:** Ethylene and propylene dehydrator facility **Other Significant Matters:** Additional Pending Enforcement Actions: No Past-Due Penalties: No Other: N/A Interested Third-Parties: None Texas Register Publication Date: August 19, 2022 Comments Received: No

## **Penalty Information**

Total Penalty Assessed: \$12,500 Total Paid to General Revenue: \$12,500 Total Due to General Revenue: \$0 Payment Plan: N/A Compliance History Classifications: Person/CN - Satisfactory Site/RN - Unclassified Major Source: No 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: December 16, 2021 through February 7, 2022 Date(s) of NOE(s): April 1, 2022

#### **Violation Information**

Failed to prevent unauthorized emissions. The emissions event was determined to be an excessive emissions event [30 Tex. ADMIN. CODE § 116.115(c), New Source Review Permit No. 6856, Special Conditions No. 1, and Tex. HEALTH & SAFETY CODE § 382.085(b)].

## Corrective Actions/Technical Requirements

## **Corrective Action(s) Completed:**

N/A

## **Technical Requirements:**

The Order will require the Respondent to:

a. Within 30 days, submit a corrective action plan ("CAP") in accordance with the TCEQ letter dated April 1, 2022 to address the excessive emissions event that occurred on December 6, 2021 (Incident No. 371007);

b. Respond completely and adequately, as determined by the Executive Director, to all written requests for information concerning the CAP submittal in connection with the December 6, 2021 excessive emissions event within 15 days after the date of such requests, or by any other deadline specified in writing;

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

d. Upon Executive Director approval of the CAP, implement the CAP in accordance with the approved schedule; and

e. Within 15 days after the completion of the CAP implementation, submit written certification to demonstrate compliance with d.

## **Contact Information**

TCEQ Attorney: N/A TCEQ Enforcement Coordinator: Johnnie Wu, Enforcement Division, Enforcement Team 2, MC 219, (512) 239-2524; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548 Respondent: Matt Lyle, Facility Manager, Shell Pipeline Company LP, 404 Jefferson Road, Pasadena, Texas 77506 Respondent's Attorney: N/A

S COMMISSION	Penalty Calculation Worksheet (PCW) Policy Revision 5 (January 28, 2021) PCW Revision February 11, 2021								
DATES	Assigned	4-Apr-2022							
	PCW	5-May-2022	Screening	8-Apr-2022	EPA Due				
DECDO		TV INCODMATI							
RESPO	NDENI/FACILI Respondent	TY INFORMATION Shell Pipeline Co							1
Rec	g. Ent. Ref. No.		Inpany Lr						
	ty/Site Region				Major/M	linor Source	Minor		1
	NFORMATION f./Case ID No.	62101			No. a	of Violations	1		1
EII		2022-0419-AIR-I	=		NO. 0	Order Type			
Med	lia Program(s)		-		Government				
	Multi-Media				Enf.	Coordinator	Toni Red		
		-		_		EC's Team	Enforcement T	Feam 4	
Adr	nin. Penalty \$ I	imit Minimum	\$0	Maximum	\$25,000				
			Dava						
				•	tion Section	on			
TOTA	L BASE PENA	LTY (Sum of	violatior	n base penal	ties)		Subtotal 1	4	\$12,500
	STMENTS (+		TAL 1						
ADJU:		/-) TO SUBTO otained by multiplying		e Penalty (Subtotal :	L) by the indicated p	ercentage.			
	<b>Compliance Hi</b>			0.0%	Adjustment		tals 2, 3, & 7		\$0
	Notes		No adjustm	ent for Complia	nce History.				
	Culpability	No		0.0%	Enhancement		Subtotal 4		\$0
	Notes	The Res	spondent do	es not meet the	e culpability crite	eria.			
							]		
	Good Faith Eff	ort to Comply To	otal Adjust	ments			Subtotal 5		\$0
	Economic Ben	efit		0.0%	Enhancement*		Subtotal 6		\$0
		Total EB Amounts	\$536		d at the Total EB \$ /	Amount			
	Estimated	Cost of Compliance	\$10,000						
SUM (	OF SUBTOTA	IS 1-7				F	inal Subtotal		12,500
								¥	,
		<b>AS JUSTICE M</b>			0.0%		Adjustment		\$0
Reduces of	or enhances the Final	Subtotal by the indic	ated percentag	je.			1		
	Netes								
	Notes								
						Final Per	alty Amount	9	\$12,500
									<u>//000</u>
STATI	JTORY LIMI	ADJUSTMEN	IT			Final Asse	ssed Penalty	\$	\$12,500
DEFER					0.0%	Reduction	Adjustment		\$0
Reduces t	he Final Assessed Pe	nalty by the indicated	percentage.				1		
	Notes	No d	eferral is re	commended for	Findings Orders	5.			
ΡΑΥΑ	BLE PENALT	(					<u>.</u>	9	\$12,500
								· ٦	,

Reg	Cas J. Ent. Refer	PCW R	evision February 11, 20.					
Media Air Enf. Coordinator Toni Red								
Compliance History Worksheet								
>> Co		ory Site Enhancement (Subtotal 2)						
	Component	Number of	Number	Adjust.				
	NOVs	Written notices of violation ("NOVs") with same or similar violations as those in the current enforcement action ( <i>number of NOVs meeting criteria</i> )	0	0%				
		Other written NOVs	0	0%				
		Any agreed final enforcement orders containing a denial of liability ( <i>number of orders meeting criteria</i> )	0	0%				
	Orders	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission		0%				
	Judgments	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%				
	and Consent Decrees	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%				
	Convictions	Any criminal convictions of this state or the federal government ( <i>number of counts</i> )	0	0%				
	Emissions	Chronic excessive emissions events (number of events)	0	0%				
		Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (number of audits for which notices were submitted)	0	0%				
	Audits	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%				
		Environmental management systems in place for one year or more	No	0%				
	Other	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%				
	ounci	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 Per	rcentage (Sul	btotal 2) 0%				
>> Re	epeat 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							
Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 0%								
>> Final Compliance History Adjustment Final Adjustment Percentage *capped at 100% 0%								

**Docket No.** 2022-0419-AIR-E

Screening Date 8-Apr-2022

Respondent Shell Pipeline Company LP

Policy Revision 5 (January 28, 2021)

		ening Date		<b>Docket No.</b> 2022-0419-AIR-E	PCW		
			Shell Pipeline Company LP	Pc	licy Revision 5 (January 28, 2021)		
_		ase ID No.			PCW Revision February 11, 2021		
Reg.	Ent. Ref		RN102555406				
	Enf C	Media					
		Coordinator					
	VIUIC						
		Rule Cite(s)		5.115(c), New Source Review Permit No. 6856, Spec and Tex. Health & Safety Code § 382.085(b)	ial		
	Violatio	n Description	57,900.00 pounds of ethy (Incident No. 371007) that and 37 minutes. The emiss drain line for Vessel 104 wa to close the valve, but debr release to the atmosphe	ized emissions. Specifically, the Respondent releas lene as fugitive emissions, during an emissions even coccurred on December 6, 2021 and lasted four hou sions event occurred when a valve at the bottom of as opened to remove debris and an attempt was mar- ris was blocking the valve from closing, resulting in tere. The emissions event was determined to be an excessive emissions event.	nt urs the ide		
				Base Pena	alty \$25,000		
>> Env	/ironme	ntal, Prope	rty and Human Health	Matrix			
			Harm				
0.0		Release	Major Moderate	Minor			
OR		Actual Potential		Percent 50.0%			
		Fotential		Percent 50.0%			
>>Prog	gramma	tic Matrix					
		Falsification	Major Moderate	Minor			
				<b>Percent</b> 0.0%			
	Matrix			bmitted by the Respondent, human health or the ants which exceed levels that are protective of huma	n		
	Notes	environment		receptors as a result of this violation.	111		
				Adjustment \$12,	500		
					±12 500		
					\$12,500		
Violatio	on Even	ts					
		Number of \	/iolation Events <u>1</u>	<u>1</u> Number of violation days			
			daily x	7			
			daily <u>x</u> weekly				
			monthly				
			quarterly	Violation Base Pena	alty \$12,500		
			semiannual				
			annual				
			single event				
One daily event is recommended.							
0							
<b>G000</b> F		orts to Com	ply 0.0% Before NOE/NOV		tion \$0		
			Extraordinary				
			Ordinary				
			N/A x				
			The Respor	ndent does not meet the good faith criteria			
			Notes	for this violation.			
				Violation Subto	stal \$12,500		
Econon	nic Bene	efit (EB) for	this violation	Statutory Limit Test			
		Estimate	ed EB Amount	\$536 Violation Final Penalty To	stal \$12,500		
			This sist	ation Final Accord Denalty (adjusted for limit	(tc) (t12 500		
			I NIS VIOI	ation Final Assessed Penalty (adjusted for limi	i <b>ts)</b> \$12,500		

Economic Benefit Worksheet							
Respondent	Shell Pipeline	Company LP					
Case ID No.	62191						
Reg. Ent. Reference No.	RN102555406						
Media							Years of
Violation No.						Percent Interest	Depreciation
						5.0	15
	Item Cost	Date Required	Final Date	Yrs	Interest Saved	Costs Saved	EB Amount
Them Description		Date Required	Final Date	115	Interest Saveu	COSIS Saveu	LB Amount
Item Description							
Delayed Costs	r			0.00	\$0	±0	¢0
Equipment Buildings				0.00	\$0 \$0	<u>\$0</u> \$0	<u>\$0</u> \$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	6-Dec-2021	1-Jan-2023	1.07	\$536	n/a	\$536
	Estimated co	st to implement a	n approved corr	ective a	ction plan to addre	ess the excessive er	missions event
Notes for DELAYED costs						ed is the date the e	
					e estimated date of		
		··				<u> </u>	
Avoided Costs	ANNU	ALIZE avoided c	osts before en	-		one-time avoided	-
Disposal				0.00	\$0	\$0	\$0
Personnel				0.00	\$0 \$0	\$0 \$0	\$0 \$0
Inspection/Reporting/Sampling Supplies/Equipment				0.00	\$0	\$0 \$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		\$536
Approx. cost of compliance		\$10,000			TOTAL	L	90C¢

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# Compliance History Report

Compliance History Report for CN600123996, RN102555406, Rating Year 2021 which includes Compliance History (CH) components from September 1, 2016, through August 31, 2021.

Customer, Respondent, or Owner/Operator:	CN600123996, Shell Pipeline Company LF	P Classification: SATISFACTORY	<b>Rating:</b> 0.13				
Regulated Entity:	RN102555406, MONT BELVIEU ETHYLENE & PROPYLENE DEHYDRATOR FACILITY	<b>Classification:</b> UNCLASSIFIED	Rating:				
<b>Complexity Points:</b>	7	Repeat Violator: NO					
CH Group:	13 - Pipeline Transportation of Natural Ga	s, Refined Petroleum, and All Other F	Products				
Location:	10030 Farm-to-Market Road 1942 in Mont Belvieu, Chambers County, Texas						
TCEQ Region:	Region: REGION 12 - HOUSTON						
ID Number(s):AIR NEW SOURCE PERMITS PERMIT 6856AIR NEW SOURCE PERMITS PERMIT 7119AIR NEW SOURCE PERMITS ACCOUNT NUMBER CI0028LAIR NEW SOURCE PERMITS AFS NUM 4807100035AIR EMISSIONS INVENTORY ACCOUNT NUMBER CI0028LAIR NEW SOURCE PERMITS AFS NUM 4807100035							
Compliance History Period: September 01, 2016 to August 31, 2021 Rating Year: 2021 Rating Date: 09/01/2021							
Date Compliance History Report Prepared: April 08, 2022							
Agency Decision Requiring Compliance History: Enforcement							
Component Period Selected: April 08, 2017 to April 08, 2022							
TCEQ Staff Member to Contact for Additional Information Regarding This Compliance History.							
Name: Toni Red         Phone: (512) 239-1704							
Site and Owner/Operator History:							

1) Has the site been in existence and/or operation for the full five year compliance period?YES2) 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:  $_{\mbox{N/A}}$
- **B. Criminal convictions:** N/A
- C. Chronic excessive emissions events: \$N/A\$
- D. The approval dates of investigations (CCEDS Inv. Track. No.):  $$\rm N/A$$
- E. Written notices of violations (NOV) (CCEDS Inv. Track. No.):

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

#### F. Environmental audits:

N/A

- G. Type of environmental management systems (EMSs):  $_{\mbox{N/A}}$
- H. Voluntary on-site compliance assessment dates:  $$N\!/\!A$$
- I. Participation in a voluntary pollution reduction program: \$N/A\$
- J. Early compliance:

N/A

Sites Outside of Texas:

N/A

## **Component Appendices**

## Appendix A All NOVs Issued During Component Period 4/8/2017 and 4/8/2022

#### N/A Appendix B All Investigations Conducted During Component Period April 08, 2017 and April 08, 2022

Item 1 April 01, 2022 (1781570)

\* No violations documented during this investigation

\*\*Investigation applicable for the Compliance History Rating period between 09/01/2016 and 08/31/2021.

## TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



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IN THE MATTER OF AN ENFORCEMENT ACTION CONCERNING SHELL PIPELINE COMPANY LP RN102555406 BEFORE THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY

#### AGREED ORDER DOCKET NO. 2022-0419-AIR-E

On \_\_\_\_\_\_, the Texas Commission on Environmental Quality ("the Commission" or "TCEQ") considered this agreement of the parties, resolving an enforcement action regarding Shell Pipeline Company LP (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent presented this Order to the Commission.

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

It is further understood and agreed that this Order represents the complete and fully-integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable. The duties and responsibilities imposed by this Order are binding upon the Respondent.

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

## I. FINDINGS OF FACT

- 1. The Respondent owns and operates an ethylene and propylene dehydrator facility located at 10030 Farm-to-Market Road 1942 in Mont Belvieu, Chambers County, Texas (the "Plant"). The Plant consists or consisted of one or more sources as defined in Tex. HEALTH & SAFETY CODE § 382.003(12).
- 2. During a record review conducted from December 16, 2021 through February 7, 2022, an investigator documented that the Respondent released 57,900.00 pounds of ethylene as fugitive emissions, during an emissions event (Incident No. 371007) that occurred on December 6, 2021 and lasted four hours and 37 minutes. The emissions event occurred when a valve at the bottom of the drain line for Vessel 104 was opened to remove debris and an attempt was made to close the valve, but debris was blocking the valve from closing, resulting in the release to the atmosphere. TCEQ staff determined that the emissions event was an excessive emissions event.

### **II. CONCLUSIONS OF LAW**

- 1. As evidenced by Finding of Fact No. 1, the Respondent is subject to the jurisdiction of the TCEQ pursuant to TEX. HEALTH & SAFETY CODE ch. 382 and the rules of the TCEQ.
- 2. As evidenced by Finding of Fact No. 2, the Respondent failed to prevent unauthorized emissions, in violation of 30 Tex. ADMIN. CODE § 116.115(c), New Source Review Permit No. 6856, Special Conditions No. 1, and Tex. HEALTH & SAFETY CODE § 382.085(b). The emissions event was determined to be an excessive emissions event.
- 3. Pursuant to TEX. WATER CODE § 7.051, the TCEQ has the authority to assess an administrative penalty against the Respondent for violations of state statutes within the TCEQ's jurisdiction, for violations of rules adopted under such statutes, or for violations of orders or permits issued under such statutes.
- 4. An administrative penalty in the amount of \$12,500 is justified by the facts recited in this Order, and considered in light of the factors set forth in TEX. WATER CODE § 7.053. The Respondent paid the \$12,500 penalty.

## **III. ORDERING PROVISIONS**

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

1. The Respondent is assessed a penalty as set forth in Conclusion of Law No. 4 for violations of state statutes and rules of the TCEQ. The payment of this penalty and the Respondent's compliance with all the requirements set forth in this Order resolve only the matters set forth by this Order in this action. The Commission shall not be constrained in any manner from requiring corrective actions or penalties for violations that are not raised here. Penalty payments shall be made payable to "TCEQ" and shall be sent with the notation "Re: Shell Pipeline Company LP, Docket No. 2022-0419-AIR-E" to:

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

- 2. The Respondent shall undertake the following technical requirements:
  - a. Within 30 days after the effective date of this Order, submit a corrective action plan ("CAP") in accordance with the TCEQ letter dated April 1, 2022 to address the excessive emissions event that occurred on December 6, 2021 (Incident No. 371007).
  - b. Respond completely and adequately, as determined by the Executive Director, to all written requests for information concerning the CAP submittal in connection with the December 6, 2021 excessive emissions event within 15 days after the date of such requests, or by any other deadline specified in writing.

- c. Within 45 days after the effective date of this Order, submit written certification, as described in Ordering Provision No. 2.e, to demonstrate compliance with Ordering Provision No. 2.a.
- d. Upon Executive Director approval of the CAP, implement the CAP in accordance with the approved schedule.
- e. Within 15 days after the completion of the CAP implementation, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate compliance with Ordering Provision No. 2.d. 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:

Order Compliance Team 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

- 3. All relief not expressly granted in this Order is denied.
- 4. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Plant operations referenced in this Order.
- 5. If the Respondent fails to comply with any of the Ordering Provisions in this Order within the prescribed schedules, and that failure is caused solely by an act of God, war, strike, riot, or other catastrophe, the Respondent's failure to comply is not a violation of this Order. The Respondent shall have the burden of establishing to the Executive Director's satisfaction that such an event has occurred. The Respondent shall notify the

Executive Director within seven days after the Respondent becomes aware of a delaying event and shall take all reasonable measures to mitigate and minimize any delay.

- 6. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director. Extension requests shall be sent to the Order Compliance Team at the address listed above.
- 7. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms in this Order.
- 8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
- 9. This Order, issued by the Commission, shall not be admissible against the Respondent in a civil proceeding, unless the proceeding is brought by the OAG to: (1) enforce the terms of this Order; or (2) pursue violations of a statute within the Commission's jurisdiction, or of a rule adopted or an order or permit issued by the Commission under such a statute.
- This Order may be executed in separate and multiple counterparts, which together shall 10. constitute a single instrument. Any page of this Order may be copied, scanned, digitized, converted to electronic portable document format ("pdf"), or otherwise reproduced and may be transmitted by digital or electronic transmission, including but not limited to facsimile transmission and electronic mail. Any signature affixed to this Order shall constitute an original signature for all purposes and may be used, filed, substituted, or issued for any purpose for which an original signature could be used. The term "signature" shall include manual signatures and true and accurate reproductions of manual signatures created, executed, endorsed, adopted, or authorized by the person or persons to whom the signatures are attributable. Signatures may be copied or reproduced digitally, electronically, by photocopying, engraving, imprinting, lithographing, electronic mail, facsimile transmission, stamping, or any other means or process which the Executive Director deems acceptable. In this paragraph exclusively, the terms: electronic transmission, owner, person, writing, and written, shall have the meanings assigned to them under TEX. BUS. ORG. CODE § 1.002.
- 11. The effective date of this Order is the date it is signed by the Commission. A copy of this fully executed Order shall be provided to each of the parties.

#### SIGNATURE PAGE

#### TEXAS COMMISSION ON ENVIRONMENTAL OUALITY

For the Commission

Date

For the Executive Director

12/5/2022 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

Name (Printed or typed) Authorized Representative of Shell Pipeline Company LP

July 18, 2022 ate acility Manager

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