

Executive Summary – Enforcement Matter – Case No. 63097
The Premcor Refining Group Inc.
RN102584026
Docket No. 2022-1354-AIR-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Valero Port Arthur Refinery, 1801 South Gulfway Drive, Port Arthur, Jefferson County

Type of Operation:

Petroleum refinery

Other Significant Matters:

Additional Pending Enforcement Actions: Yes, Docket Nos. 2024-0434-AIR-E, 2024-0289-AIR-E, and 2021-1634-AIR-E

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: May 10, 2024

Comments Received: No

Penalty Information

Total Penalty Assessed: \$137,250

Amount Deferred for Expedited Settlement: \$27,450

Total Paid to General Revenue: \$54,900

Total Due to General Revenue: \$0

Payment Plan: N/A

Supplemental Environmental Project (“SEP”) Conditional Offset: \$54,900

Name of SEP: Southeast Texas Regional Planning Commission (Third-Party Pre-Approved)

Compliance History Classifications:

Person/CN - High

Site/RN - High

Major Source: Yes

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): January 31, 2023

Complaint Information: Alleged that the concrete sulfur pits of the Respondent were venting unauthorized hydrogen sulfide emissions to the atmosphere due to excess steam.

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Date(s) of Investigation: August 2, 2022, on August 10, 2022, from October 20, 2022 through December 7, 2022, from February 13, 2023 through February 28, 2023, and on May 2, 2023

Date(s) of NOE(s): September 26, 2022, December 7, 2022, June 17, 2023, and July 21, 2023

Violation Information

1. Failed to prevent unauthorized emissions. Specifically, the Respondent released 80.33 pounds ("lbs") of hydrogen sulfide ("H₂S") and 7,394.29 lbs of sulfur dioxide ("SO₂") from Flare 103B, Emissions Point Number ("EPN") E-103-FLARE; 1.63 lbs of H₂S and 144.35 lbs of SO₂ from Flare 19, EPN E-19-FLARE; and 6.73 lbs of H₂S and 334.94 lbs of SO₂ from Flare 22, EPN E-22-FLARE, during an emissions event (Incident No. 383579) that occurred on July 17, 2022 and lasted five hours and 24 minutes [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review ("NSR") Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. O1498, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

2. Failed to prevent unauthorized emissions. Specifically, the Respondent released 155.51 lbs of H₂S, 12,935.29 lbs of SO₂, and 512.66 lbs of volatile organic compounds ("VOC") from Flare 23, EPN E-23-FLARE, during an emissions event (Incident No. 384291) that occurred on July 27, 2022 and lasted six hours [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

3. Failed to prevent unauthorized emissions. Specifically, the Respondent released 105.80 lbs of H₂S, 9,637.12 lbs of SO₂, and 548.34 lbs of VOC from Flare 23, EPN E-23-FLARE, and 200.32 lbs of carbon monoxide ("CO"), 34.18 lbs of nitrogen oxides ("NO_x"), and 273.09 lbs of VOC from Flare 26, EPN E-26-FLARE, during an emissions event (Incident No. 388812) that occurred on October 9, 2022 and lasted eight hours and 45 minutes [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

4. Failed to comply with the representations with regard to construction plans and operation procedures in a permit application. Specifically, the Respondent did not represent any H₂S emissions to be emitted from the concrete sulfur pit in the application for NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, but TCEQ staff detected 10.00 parts per million ("ppm") of H₂S, 20.00 ppm of H₂S, and 27.00 ppm of H₂S near the concrete sulfur pit on February 13, 2023 and the Respondent's H₂S monitors detected 39.70 ppm of H₂S at 0027 hours, 378.70 ppm of H₂S at 0028 hours, 255.40 ppm of H₂S at 0029 hours, 500.00 ppm of H₂S at 0030 hours, 1.50 ppm of H₂S at 0031 hours, and 38.90 ppm of H₂S at 0100 hours on

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January 1, 2023 and 25.50 ppm of H₂S on January 23, 2023 [30 TEX. ADMIN. CODE §§ 101.20(1) and (3), 116.116(a)(1), and 122.143(4), 40 CODE OF FEDERAL REGULATIONS ("CFR") § 60.102a(f)(3), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, General Conditions No. 1, FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

5. Failed to degas liquid sulfur to an H₂S content of 100 ppm by weight ("ppmw") or less prior to loading into tank trucks. Specifically, prior to loading into the tank trucks, the Respondent degassed the liquid sulfur to an H₂S content that exceeded 100 ppmw by a range from 62.50 ppmw to 262.50 ppmw on six instances from January 13, 2022 to December 14, 2022 for Sulfur Recovery Unit ("SRU") 543, by a range from 12.50 ppmw to 87.50 ppmw on four instances from February 8, 2022 to January 18, 2023 for SRU 545, and by 25.00 ppmw on February 8, 2022 and 6.25 ppmw on August 11, 2022 for SRU 546 [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 29.A., FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

6. Failed to comply with the maximum allowable emissions rate ("MAER"). Specifically, the Respondent exceeded the H₂S MAER of 0.36 pound per hour ("lb/hr") by a range from 0.009 lb/hr to 0.117 lb/hr on 13 instances from March 29, 2022 to September 26, 2022 for the South Plant Sulfur Truck Loading, EPN E-03-SRK, resulting in 2.465 lbs of unauthorized H₂S emissions [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

7. Failed to prevent unauthorized emissions. Specifically, the Respondent released 85.88 lbs of H₂S and 7,900.70 lbs of SO₂ from Flare 23, EPN E-23-FLARE, and 3.44 lbs of CO, 3.76 lbs of H₂S, 4.93 lbs of NO_x, and 355.48 lbs of SO₂ from Flare 26, EPN E-26-FLARE, during an emissions event (Incident No. 399238) that occurred on April 19, 2023 and lasted nine hours and 47 minutes [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

N/A

Technical Requirements:

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

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2. The Order will also require the Respondent to:

a. Within 30 days:

i. Implement measures designed to prevent the recurrence of emissions event due to the same or similar causes as Incident No. 383579;

ii. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 384291;

iii. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 388812;

iv. Implement measures to prevent H₂S emissions from the concrete sulfur pit and/or submit an administrative complete amendment application for NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2 to authorize H₂S emissions from the concrete sulfur pit[

v. Implement measures designed to ensure that the liquid sulfur from SRU 543, SRU 545, and SRU 546 is degassed to an H₂S content of 100 ppmw or less prior to loading into tank trucks;

vi. Implement measures designed to comply with the H₂S hourly MAER for South Plant Sulfur Truck Loading, EPN E-03-SRK; and

vii. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 399238.

b. If a permit amendment application has been submitted, respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the amendment application for NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2 by any deadline specified in writing.

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

d. If a permit amendment application has been submitted, within 180 days, submit written certification to demonstrate that the amendment for NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2 has been obtained or operations have ceased until authorization is obtained.

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Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Desmond Martin, Enforcement Division, Enforcement Team 2, MC 219, (512) 239-2814; 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: Southeast Texas Regional Planning Commission, 2210 Eastex Freeway, Beaumont, Texas 77703

Respondent: Mark Skobel, Vice President and General Manager, The Premcor Refining Group Inc., P.O. Box 909, Port Arthur, Texas 77641

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	26-Sep-2022	Screening	30-Sep-2022	EPA Due	
	PCW	20-Mar-2024				

RESPONDENT/FACILITY INFORMATION

Respondent	The Premcor Refining Group Inc.				
Reg. Ent. Ref. No.	RN102584026				
Facility/Site Region	10-Beaumont	Major/Minor Source	Major		

CASE INFORMATION

Enf./Case ID No.	63097	No. of Violations	7
Docket No.	2022-1354-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Desmond Martin
		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	\$152,500
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ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	-10.0%	Adjustment	Subtotals 2, 3, & 7	-\$15,250
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Notes

Since the enhancement for three NOV's with same or similar violations, four NOV's with dissimilar violations, and three agreed orders containing a denial of liability and the reduction for 253 Notices of Intent to conduct an audit and 31 Disclosures of Violations are below zero, the Adjustment Percentage (Subtotal 2) defaults to zero. Reduction for High Performer Classification.

Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
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Notes

The Respondent does not meet the culpability criteria.

Good Faith Effort to Comply Total Adjustments	Subtotal 5	\$0
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts \$6,853
Estimated Cost of Compliance #NAME? **Capped at the Total EB \$ Amount*

SUM OF SUBTOTALS 1-7	Final Subtotal	\$137,250
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OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
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Reduces or enhances the Final Subtotal by the indicated percentage.

Notes

Final Penalty Amount	\$137,250
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$137,250
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DEFERRAL	20.0%	Reduction	Adjustment	-\$27,450
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes

Deferral offered for expedited settlement.

PAYABLE PENALTY	\$109,800
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Screening Date	30-Sep-2022	Docket No.	2022-1354-AIR-E	PCW
Respondent	The Premcor Refining Group Inc.			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	63097			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN102584026			
Media	Air			
Enf. Coordinator	Desmond Martin			

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>)	3	15%
	Other written NOVs	4	8%
Orders	Any agreed final enforcement orders containing a denial of liability (<i>number of orders meeting criteria</i>)	3	60%
	Any adjudicated final enforcement orders, agreed final enforcement orders without a denial of liability, or default orders of this state or the federal government, or any final prohibitory emergency orders issued by the commission	0	0%
Judgments and Consent Decrees	Any non-adjudicated final court judgments or consent decrees containing a denial of liability of this state or the federal government (<i>number of judgments or consent decrees meeting criteria</i>)	0	0%
	Any adjudicated final court judgments and default judgments, or non-adjudicated final court judgments or consent decrees without a denial of liability, of this state or the federal government	0	0%
Convictions	Any criminal convictions of this state or the federal government (<i>number of counts</i>)	0	0%
Emissions	Chronic excessive emissions events (<i>number of events</i>)	0	0%
Audits	Letters notifying the executive director of an intended audit conducted under the Texas Environmental, Health, and Safety Audit Privilege Act, 74th Legislature, 1995 (<i>number of audits for which notices were submitted</i>)	253	-253%
	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>)	31	-62%
Other	Environmental management systems in place for one year or more	No	0%
	Voluntary on-site compliance assessments conducted by the executive director under a special assistance program	No	0%
	Participation in a voluntary pollution reduction program	No	0%
	Early compliance with, or offer of a product that meets future state or federal government environmental requirements	No	0%

Adjustment Percentage (Subtotal 2) 0%

>> Repeat Violator (Subtotal 3)

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Adjustment Percentage (Subtotal 7) -10%

>> Compliance History Summary

Compliance History Notes

Since the enhancement for three NOVs with same or similar violations, four NOVs with dissimilar violations, and three agreed orders containing a denial of liability and the reduction for 253 Notices of Intent to conduct an audit and 31 Disclosures of Violations are below zero, the Adjustment Percentage (Subtotal 2) defaults to zero. Reduction for High Performer Classification.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) -10%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% -10%

Screening Date	30-Sep-2022	Docket No.	2022-1354-AIR-E	PCW
Respondent	The Premcor Refining Group Inc.	Policy Revision 5 (January 28, 2021)		
Case ID No.	63097	PCW Revision February 11, 2021		
Reg. Ent. Reference No.	RN102584026			
Media	Air			
Enf. Coordinator	Desmond Martin			
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. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. 01498, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 25, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to prevent unauthorized emissions. Specifically, the Respondent released 80.33 pounds ("lbs") of hydrogen sulfide ("H2S") and 7,394.29 lbs of sulfur dioxide ("SO2") from Flare 103B, Emissions Point Number ("EPN") E-103-FLARE; 1.63 lbs of H2S and 144.35 lbs of SO2 from Flare 19, EPN E-19-FLARE; and 6.73 lbs of H2S and 334.94 lbs of SO2 from Flare 22, EPN E-22-FLARE, during an emissions event (Incident No. 383579) that occurred on July 17, 2022 and lasted five hours and 24 minutes.			
		Base Penalty	\$25,000	
>> Environmental, Property and Human Health Matrix				
OR	Harm			
	Release	Major	Moderate	Minor
	Actual	<input type="text"/>	<input type="text"/>	<input checked="" type="text"/>
	Potential	<input type="text"/>	<input type="text"/>	<input type="text"/>
		Percent	30.0%	
>> Programmatic Matrix				
	Falsification	Major	Moderate	Minor
	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>
		Percent	0.0%	
Matrix Notes	Human health or the environment has been exposed to insignificant amounts of pollutants which did not exceed levels that are protective of human health or environmental receptors as a result of this violation.			
		Adjustment	\$17,500	
		\$7,500		
Violation Events				
Number of Violation Events		1	Number of violation days	
		1		
	daily	<input type="text"/>		
	weekly	<input type="text"/>		
	monthly	<input checked="" type="text"/>		
	quarterly	<input type="text"/>		
	semiannual	<input type="text"/>		
	annual	<input type="text"/>		
	single event	<input type="text"/>		
		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	<input type="text"/>		
	Ordinary	<input type="text"/>		
	N/A	<input checked="" type="text"/>		
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	\$1,232	Violation Final Penalty Total	\$6,750	
		This violation Final Assessed Penalty (adjusted for limits)	\$6,750	

Economic Benefit Worksheet

Respondent The Premcor Refining Group Inc.
Case ID No. 63097
Reg. Ent. Reference No. RN102584026
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	17-Jul-2022	1-Jan-2025	2.46	\$1,232	n/a	\$1,232

Notes for DELAYED costs

Estimated cost to implement measures designed to prevent the recurrence of emissions event due to the same or similar causes as Incident No. 383579. 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

\$1,232

Screening Date	30-Sep-2022	Docket No.	2022-1354-AIR-E	PCW
Respondent	The Premcor Refining Group Inc.	Policy Revision 5 (January 28, 2021) PCW Revision February 11, 2021		
Case ID No.	63097			
Reg. Ent. Reference No.	RN102584026			
Media	Air			
Enf. Coordinator	Desmond Martin			
Violation Number	2			
Rule Cite(s)	30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to prevent unauthorized emissions. Specifically, the Respondent released 155.51 lbs of H2S, 12,935.29 lbs of SO2, and 512.66 lbs of volatile organic compounds ("VOC") from Flare 23, EPN E-23-FLARE, during an emissions event (Incident No. 384291) that occurred on July 27, 2022 and lasted six hours.			
		Base Penalty	\$25,000	

>> Environmental, Property and Human Health Matrix

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

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
					Percent 0.0%

Matrix Notes Human health or the environment has been exposed to significant amounts of pollutants which did not exceed levels that are protective of human health or environmental receptors as a result of this violation.

Adjustment \$12,500

\$12,500

Violation Events

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

Violation Base Penalty \$12,500

One weekly event is recommended.

Good Faith Efforts to Comply

	0.0%			
		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 \$12,500

Economic Benefit (EB) for this violation

Estimated EB Amount	Statutory Limit Test
\$1,218	Violation Final Penalty Total \$11,250
This violation Final Assessed Penalty (adjusted for limits) \$11,250	

Economic Benefit Worksheet

Respondent The Premcor Refining Group Inc.
Case ID No. 63097
Reg. Ent. Reference No. RN102584026
Media Air
Violation No. 2

Percent Interest	Years of Depreciation
5.0	15

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

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$10,000	27-Jul-2022	1-Jan-2025	2.44	\$1,218	n/a	\$1,218

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. 384291. 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

\$1,218

Screening Date	30-Sep-2022	Docket No.	2022-1354-AIR-E	PCW
Respondent	The Premcor Refining Group Inc.	Policy Revision 5 (January 28, 2021) PCW Revision February 11, 2021		
Case ID No.	63097			
Reg. Ent. Reference No.	RN102584026			
Media	Air			
Enf. Coordinator	Desmond Martin			
Violation Number	3			
Rule Cite(s)	30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to prevent unauthorized emissions. Specifically, the Respondent released 105.80 lbs of H2S, 9,637.12 lbs of SO2, and 548.34 lbs of VOC from Flare 23, EPN E-23-FLARE, and 200.32 lbs of carbon monoxide ("CO"), 34.18 lbs of nitrogen oxides ("NOx"), and 273.09 lbs of VOC from Flare 26, EPN E-26-FLARE, during an emissions event (Incident No. 388812) that occurred on October 9, 2022 and lasted eight hours and 45 minutes.			
		Base Penalty	\$25,000	

>> Environmental, Property and Human Health Matrix

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

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor		
					Percent	0.0%

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

Adjustment \$12,500

\$12,500

Violation Events

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

Violation Base Penalty \$12,500

One weekly event is recommended.

Good Faith Efforts to Comply

	0.0%	
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer
Extraordinary		
Ordinary		
N/A	x	

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

Reduction \$0

Violation Subtotal \$12,500

Economic Benefit (EB) for this violation

Estimated EB Amount	\$1,116	Statutory Limit Test	
		Violation Final Penalty Total	\$11,250
		This violation Final Assessed Penalty (adjusted for limits)	\$11,250

Economic Benefit Worksheet

Respondent The Premcor Refining Group Inc.
Case ID No. 63097
Reg. Ent. Reference No. RN102584026
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
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	9-Oct-2022	1-Jan-2025	2.23	\$1,116	n/a	\$1,116
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. 388812. 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		\$1,116	

Screening Date	30-Sep-2022	Docket No.	2022-1354-AIR-E	PCW	
Respondent	The Premcor Refining Group Inc.	Policy Revision 5 (January 28, 2021)			
Case ID No.	63097	PCW Revision February 11, 2021			
Reg. Ent. Reference No.	RN102584026				
Media	Air				
Enf. Coordinator	Desmond Martin				
Violation Number	4				
Rule Cite(s)	30 Tex. Admin. Code §§ 101.20(1) and (3), 116.116(a)(1), and 122.143(4), 40 Code of Federal Regulations ("CFR") § 60.102a(f)(3), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, General Conditions No. 1, FOP No. O1498, GTC and STC No. 25, and Tex. Health & Safety Code § 382.085(b)				
Violation Description	<p>Failed to comply with the representations with regard to construction plans and operation procedures in a permit application. Specifically, the Respondent did not represent any H2S emissions to be emitted from the concrete sulfur pit in the application for NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, but TCEQ staff detected 10.00 parts per million ("ppm") of H2S, 20.00 ppm of H2S, and 27.00 ppm of H2S near the concrete sulfur pit on February 13, 2023 and the Respondent's H2S monitors detected 39.70 ppm of H2S at 0027 hours, 378.70 ppm of H2S at 0028 hours, 255.40 ppm of H2S at 0029 hours, 500.00 ppm of H2S at 0030 hours, 1.50 ppm of H2S at 0031 hours, and 38.90 ppm of H2S at 0100 hours on January 1, 2023 and 25.50 ppm of H2S on January 23, 2023.</p>				
		Base Penalty	\$25,000		
>> Environmental, Property and Human Health Matrix					
OR	Harm				
	Major	Moderate	Minor		
	Actual	Potential	Percent		
	x		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 which do not exceed levels that are protective of human health or environmental receptors as a result of this violation.				
		Adjustment	\$17,500		
			\$7,500		
Violation Events					
Number of Violation Events		2	3	Number of violation days	
	daily				
	weekly				
	monthly	x			
	quarterly				
	semiannual				
	annual				
	single event				
		Violation Base Penalty		\$15,000	
		Two monthly events are recommended for the instances of non-compliance that occurred from January 1, 2023 to February 13, 2023.			
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		\$15,000	
Economic Benefit (EB) for this violation			Statutory Limit Test		
Estimated EB Amount		\$1,001	Violation Final Penalty Total		\$13,500
		This violation Final Assessed Penalty (adjusted for limits)		\$13,500	

Economic Benefit Worksheet

Respondent The Premcor Refining Group Inc.
Case ID No. 63097
Reg. Ent. Reference No. RN102584026
Media Air
Violation No. 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)	\$10,000	1-Jan-2023	1-Jan-2025	2.00	\$1,001	n/a	\$1,001

Notes for DELAYED costs

Estimated cost to implement measures to prevent H2S emissions from the concrete sulfur pit. The Date Required is the first 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

\$10,000

TOTAL

\$1,001

Screening Date 30-Sep-2022 Respondent The Premcor Refining Group Inc. Case ID No. 63097 Reg. Ent. Reference No. RN102584026 Media Air Enf. Coordinator Desmond Martin	Docket No. 2022-1354-AIR-E <div style="border: 1px solid black; padding: 2px;"> Violation Number 5 </div>	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>				
<div style="display: flex; justify-content: space-between;"> <div style="width: 25%;"> Rule Cite(s) </div> <div style="width: 70%; border: 1px solid black; padding: 5px;"> 30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 29.A., FOP No. 01498, GTC and STC No. 25, and Tex. Health & Safety Code § 382.085(b) </div> </div>						
<div style="display: flex; justify-content: space-between;"> <div style="width: 25%;"> Violation Description </div> <div style="width: 70%; border: 1px solid black; padding: 5px;"> Failed to degas liquid sulfur to an H2S content of 100 ppm by weight ("ppmw") or less prior to loading into tank trucks. Specifically, prior to loading into the tank trucks, the Respondent degassed the liquid sulfur to an H2S content that exceeded 100 ppmw by a range from 62.50 ppmw to 262.50 ppmw on six instances from January 13, 2022 to December 14, 2022 for Sulfur Recovery Unit ("SRU") 543, by a range from 12.50 ppmw to 87.50 ppmw on four instances from February 8, 2022 to January 18, 2023 for SRU 545, and by 25.00 ppmw on February 8, 2022 and 6.25 ppmw on August 11, 2022 for SRU 546. </div> </div>						
Base Penalty		<div style="border: 1px solid black; padding: 2px;">\$25,000</div>				
>> Environmental, Property and Human Health Matrix						
OR	Release Actual Potential	Harm Major Moderate Minor	<div style="border: 1px solid black; padding: 2px;">x</div>	Percent	<div style="border: 1px solid black; padding: 2px;">30.0%</div>	
>> Programmatic Matrix						
Falsification		Major	Moderate	Minor	Percent	
<div style="border: 1px solid black; padding: 2px;"></div>		<div style="border: 1px solid black; padding: 2px;"></div>	<div style="border: 1px solid black; padding: 2px;"></div>	<div style="border: 1px solid black; padding: 2px;"></div>	<div style="border: 1px solid black; padding: 2px;">0.0%</div>	
Matrix Notes		Human health or the environment has been exposed to insignificant amounts of pollutants which did not exceed levels that are protective of human health or environmental receptors as a result of this violation.				
Adjustment					<div style="border: 1px solid black; padding: 2px;">\$17,500</div>	
					<div style="border: 1px solid black; padding: 2px;">\$7,500</div>	
Violation Events						
Number of Violation Events		<div style="border: 1px solid black; padding: 2px;">12</div>	<div style="border: 1px solid black; padding: 2px;">11</div> Number of violation days			
<div style="display: flex; flex-direction: column; gap: 5px;"> <div>daily</div> <div>weekly</div> <div>monthly</div> <div>quarterly</div> <div>semiannual</div> <div>annual</div> <div>single event</div> </div>		<div style="border: 1px solid black; padding: 2px;">x</div>			Violation Base Penalty	
					<div style="border: 1px solid black; padding: 2px;">\$90,000</div>	
Twelve monthly events are recommended (six events for SRU 543, four events for SRU 545, and two events for SRU 546).						
Good Faith Efforts to Comply		<div style="border: 1px solid black; padding: 2px;">0.0%</div>	Reduction			
		Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer				
Extraordinary		<div style="border: 1px solid black; padding: 2px;"></div>				
Ordinary		<div style="border: 1px solid black; padding: 2px;"></div>				
N/A		<div style="border: 1px solid black; padding: 2px;">x</div>				
Notes		The Respondent does not meet the good faith criteria for this violation.				
Violation Subtotal					<div style="border: 1px solid black; padding: 2px;">\$90,000</div>	
Economic Benefit (EB) for this violation			Statutory Limit Test			
Estimated EB Amount		<div style="border: 1px solid black; padding: 2px;">\$742</div>	Violation Final Penalty Total		<div style="border: 1px solid black; padding: 2px;">\$81,000</div>	
This violation Final Assessed Penalty (adjusted for limits)					<div style="border: 1px solid black; padding: 2px;">\$81,000</div>	

Economic Benefit Worksheet

Respondent The Premcor Refining Group Inc.
Case ID No. 63097
Reg. Ent. Reference No. RN102584026
Media Air
Violation No. 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	\$5,000	13-Jan-2022	1-Jan-2025	2.97	\$742	n/a	\$742
Other (as needed)				0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to implement measures designed to ensure that the liquid sulfur from SRU 543, SRU 545, and SRU 546 is degassed to an H2S content of 100 ppmw or less prior to loading into tank trucks. The Date Required is the first 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

\$742

Screening Date 30-Sep-2022 Respondent The Premcor Refining Group Inc. Case ID No. 63097 Reg. Ent. Reference No. RN102584026 Media Air Enf. Coordinator Desmond Martin	Docket No. 2022-1354-AIR-E <div style="text-align: right;"> <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i> </div>	PCW	
Violation Number 6			
Rule Cite(s) <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> 30 Tex. Admin. Code §§ 101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. 01498, GTC and STC No. 25, and Tex. Health & Safety Code § 382.085(b) </div>			
Violation Description <div style="border: 1px solid black; padding: 5px; margin-top: 5px;"> Failed to comply with the maximum allowable emissions rate ("MAER"). Specifically, the Respondent exceeded the H2S MAER of 0.36 pound per hour ("lb/hr") by a range from 0.009 lb/hr to 0.117 lb/hr on 13 instances from March 29, 2022 to September 26, 2022 for the South Plant Sulfur Truck Loading, EPN E-03-SRK, resulting in 2.465 lbs of unauthorized H2S emissions. </div>			
Base Penalty		\$25,000	
>> Environmental, Property and Human Health Matrix			
OR	Release	Harm	
		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 which did not exceed levels that are protective of human health or environmental receptors as a result of this violation.		
Adjustment		\$17,500	
		\$7,500	
Violation Events			
Number of Violation Events		1 13 Number of violation days	
	<div style="border: 1px solid black; padding: 2px; display: inline-block;"> daily weekly monthly quarterly semiannual annual single event </div>	<div style="border: 1px solid black; padding: 2px; display: inline-block;"> x </div>	
Violation Base Penalty		\$7,500	
One annual event is recommended for the instances of non-compliance that occurred from March 29, 2022 to September 26, 2022.			
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	\$691	Violation Final Penalty Total \$6,750	
This violation Final Assessed Penalty (adjusted for limits)		\$6,750	

Economic Benefit Worksheet

Respondent The Premcor Refining Group Inc.
Case ID No. 63097
Reg. Ent. Reference No. RN102584026
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)	\$5,000	29-Mar-2022	1-Jan-2025	2.76	\$691	n/a	\$691

Notes for DELAYED costs

Estimated cost to implement measures designed to comply with the H2S hourly MAER for South Plant Sulfur Truck Loading, EPN E-03-SRK. The Date Required is the first 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

\$691

Screening Date 30-Sep-2022 Respondent The Premcor Refining Group Inc. Case ID No. 63097 Reg. Ent. Reference No. RN102584026 Media Air Enf. Coordinator Desmond Martin	Docket No. 2022-1354-AIR-E Base Penalty \$25,000	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
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Violation Number	7	Rule Cite(s)	
		30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and Tex. Health & Safety Code § 382.085(b)	
Violation Description		Failed to prevent unauthorized emissions. Specifically, the Respondent released 85.88 lbs of H2S and 7,900.70 lbs of SO2 from Flare 23, EPN E-23-FLARE, and 3.44 lbs of CO, 3.76 lbs of H2S, 4.93 lbs of NOx, and 355.48 lbs of SO2 from Flare 26, EPN E-26-FLARE, during an emissions event (Incident No. 399238) that occurred on April 19, 2023 and lasted nine hours and 47 minutes.	

Base Penalty

\$25,000

>> Environmental, Property and Human Health Matrix

OR		Release	Harm		
			Major Moderate Minor		
	Actual	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px; text-align: center;">x</div>	Percent <div style="border: 1px solid black; padding: 2px 10px;">30.0%</div>
	Potential	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	Percent <div style="border: 1px solid black; padding: 2px 10px;">0.0%</div>

Matrix Notes	Human health or the environment has been exposed to insignificant amounts of pollutants which did not exceed levels that are protective of human health or environmental receptors as a result of this violation.
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Adjustment

\$17,500

\$7,500

Violation Events

Number of Violation Events	<div style="border: 1px solid black; padding: 2px 10px;">1</div>		<div style="border: 1px solid black; padding: 2px 10px;">1</div>	Number of violation days
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	daily	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	Violation Base Penalty <div style="border: 1px solid black; padding: 2px 10px;">\$7,500</div>
	weekly	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	
	monthly	<div style="border: 1px solid black; width: 50px; height: 15px; text-align: center;">x</div>	
	quarterly	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	
	semiannual	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	
	annual	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	
	single event	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	

One monthly event is recommended.

Good Faith Efforts to Comply

	<div style="border: 1px solid black; padding: 2px 10px;">0.0%</div>		
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	Reduction <div style="border: 1px solid black; padding: 2px 10px;">\$0</div>
Extraordinary	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	
Ordinary	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	
N/A	<div style="border: 1px solid black; width: 50px; height: 15px; text-align: center;">x</div>	<div style="border: 1px solid black; width: 50px; height: 15px;"></div>	
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 <div style="border: 1px solid black; padding: 2px 10px;">\$853</div>	Violation Final Penalty Total <div style="border: 1px solid black; padding: 2px 10px;">\$6,750</div>
This violation Final Assessed Penalty (adjusted for limits) <div style="border: 1px solid black; padding: 2px 10px;">\$6,750</div>	

Economic Benefit Worksheet

Respondent The Premcor Refining Group Inc.
Case ID No. 63097
Reg. Ent. Reference No. RN102584026
Media Air
Violation No. 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)	\$10,000	19-Apr-2023	1-Jan-2025	1.71	\$853	n/a	\$853

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. 399238. 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

\$853

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Compliance History Report

Compliance History Report for CN601420748, RN102584026, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator:	CN601420748, The Premcor Refining Group Inc.	Classification: HIGH	Rating: 0.00
Regulated Entity:	RN102584026, VALERO PORT ARTHUR REFINERY	Classification: HIGH	Rating: 0.00
Complexity Points:	45	Repeat Violator: NO	
CH Group:	02 - Oil and Petroleum Refineries		
Location:	1801 South Gulfway Drive, Port Arthur, Jefferson County, Texas		
TCEQ Region:	REGION 10 - BEAUMONT		

ID Number(s):

AIR OPERATING PERMITS PERMIT 3423
AIR OPERATING PERMITS ACCOUNT NUMBER JE0042B
AIR OPERATING PERMITS PERMIT 2227
AIR OPERATING PERMITS PERMIT 2229
AIR NEW SOURCE PERMITS PERMIT 6825A
AIR NEW SOURCE PERMITS ACCOUNT NUMBER JE0042B
AIR NEW SOURCE PERMITS AFS NUM 4824500004
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX49M1
AIR NEW SOURCE PERMITS REGISTRATION 112591
AIR NEW SOURCE PERMITS PERMIT AMOC123
AIR NEW SOURCE PERMITS REGISTRATION 161890
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX167
AIR NEW SOURCE PERMITS REGISTRATION 159332
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX49M2
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX167M1
AIR NEW SOURCE PERMITS PERMIT 158399
AIR NEW SOURCE PERMITS REGISTRATION 156162
AIR NEW SOURCE PERMITS REGISTRATION 174427
AIR NEW SOURCE PERMITS REGISTRATION 174426
AIR NEW SOURCE PERMITS REGISTRATION 172262
AIR NEW SOURCE PERMITS REGISTRATION 175101

WASTEWATER EPA ID TX0005991
AIR EMISSIONS INVENTORY ACCOUNT NUMBER JE0042B
INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXD008090409
INDUSTRIAL AND HAZARDOUS WASTE PERMIT 50350
TAX RELIEF ID NUMBER 16122
TAX RELIEF ID NUMBER 17258
TAX RELIEF ID NUMBER 25805

AIR OPERATING PERMITS PERMIT 3992
AIR OPERATING PERMITS PERMIT 1498
AIR OPERATING PERMITS PERMIT 2228
AIR NEW SOURCE PERMITS REGISTRATION 17038
AIR NEW SOURCE PERMITS REGISTRATION 13635A
AIR NEW SOURCE PERMITS REGISTRATION 166295
AIR NEW SOURCE PERMITS EPA PERMIT N65
AIR NEW SOURCE PERMITS REGISTRATION 139815
AIR NEW SOURCE PERMITS PERMIT AMOC54
AIR NEW SOURCE PERMITS REGISTRATION 166565
AIR NEW SOURCE PERMITS REGISTRATION 167168
AIR NEW SOURCE PERMITS PERMIT AMOC42
AIR NEW SOURCE PERMITS REGISTRATION 159451
AIR NEW SOURCE PERMITS REGISTRATION 158672
AIR NEW SOURCE PERMITS REGISTRATION 160937
AIR NEW SOURCE PERMITS REGISTRATION 162009
AIR NEW SOURCE PERMITS PERMIT AMOC127
AIR NEW SOURCE PERMITS REGISTRATION 173749
AIR NEW SOURCE PERMITS REGISTRATION 171554
AIR NEW SOURCE PERMITS REGISTRATION 171934
IHW CORRECTIVE ACTION SOLID WASTE REGISTRATION # (SWR) 30004
WASTEWATER PERMIT WQ0000309000
POLLUTION PREVENTION PLANNING ID NUMBER P00987
INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE REGISTRATION # (SWR) 30004
TAX RELIEF ID NUMBER 24508
TAX RELIEF ID NUMBER 17257
TAX RELIEF ID NUMBER 25807

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

Date Compliance History Report Prepared: February 09, 2024

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: February 09, 2019 to February 09, 2024

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

Name: Desmond Martin

Phone: (512) 239-2814

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: 02/16/2021 | ADMINORDER 2020-0107-IWD-E (1660 Order-Agreed Order With Denial) |
| | Classification: Major | |
| | Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1) | |
| | 30 TAC Chapter 305, SubChapter F 305.125(1) | |
| | Rqmt Prov: Effluent Limits PERMIT | |
| | Description: Failed to comply with permitted effluent limitations. | |
| 2 | Effective Date: 06/17/2022 | ADMINORDER 2021-0982-AIR-E (1660 Order-Agreed Order With Denial) |
| | Classification: Moderate | |
| | Citation: 30 TAC Chapter 101, SubChapter A 101.20(3) | |
| | 30 TAC Chapter 116, SubChapter B 116.115(c) | |
| | 30 TAC Chapter 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 Condition 19 OP | |
| | Description: Failure to maintain an emission rate below the allowable emission limits. | |

See addendum for information regarding federal actions.

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	February 14, 2019	(1559642)
Item 2	March 05, 2019	(1548829)
Item 3	March 19, 2019	(1559643)
Item 4	April 12, 2019	(1549300)
Item 5	April 18, 2019	(1571820)
Item 6	May 20, 2019	(1583249)
Item 7	June 20, 2019	(1571283)
Item 8	July 23, 2019	(1580340)
Item 9	August 15, 2019	(1582560)
Item 10	August 20, 2019	(1541225)
Item 11	August 26, 2019	(1589786)
Item 12	September 13, 2019	(1596574)
Item 13	October 08, 2019	(1597043)
Item 14	November 19, 2019	(1606128)
Item 15	November 20, 2019	(1610178)
Item 16	November 21, 2019	(1610780)
Item 17	December 20, 2019	(1626396)
Item 18	January 20, 2020	(1634037)
Item 19	February 14, 2020	(1630047)
Item 20	February 18, 2020	(1640656)
Item 21	February 27, 2020	(1630525)
Item 22	March 20, 2020	(1647176)
Item 23	April 20, 2020	(1653512)
Item 24	April 30, 2020	(1644251)
Item 25	May 17, 2020	(1660098)
Item 26	May 20, 2020	(1646150)

Item 27	May 29, 2020	(1646047)
Item 28	June 04, 2020	(1651799)
Item 29	June 19, 2020	(1666603)
Item 30	July 17, 2020	(1673560)
Item 31	July 28, 2020	(1664502)
Item 33	August 20, 2020	(1680335)
Item 34	September 18, 2020	(1672802)
Item 35	September 23, 2020	(1665010)
Item 36	October 20, 2020	(1673016)
Item 37	October 21, 2020	(1678600)
Item 39	November 19, 2020	(1712443)
Item 40	December 16, 2020	(1691215)
Item 41	January 19, 2021	(1712445)
Item 42	January 20, 2021	(1699043)
Item 43	February 11, 2021	(1725498)
Item 44	February 12, 2021	(1700435)
Item 45	February 24, 2021	(1703309)
Item 46	March 12, 2021	(1704054)
Item 47	April 20, 2021	(1709171)
Item 48	May 03, 2021	(1706406)
Item 49	May 12, 2021	(1707730)
Item 50	May 18, 2021	(1740055)
Item 51	June 07, 2021	(1725122)
Item 52	July 20, 2021	(1751700)
Item 53	August 17, 2021	(1754999)
Item 54	August 19, 2021	(1757164)
Item 55	September 15, 2021	(1766244)
Item 56	September 23, 2021	(1703499)
Item 57	October 12, 2021	(1764196)
Item 58	October 15, 2021	(1776707)
Item 59	November 16, 2021	(1783616)
Item 60	November 28, 2021	(1772396)
Item 61	December 01, 2021	(1774262)
Item 62	December 16, 2021	(1790642)
Item 63	January 13, 2022	(1798436)
Item 64	January 27, 2022	(1744986)
Item 65	February 11, 2022	(1806310)
Item 66	February 16, 2022	(1790433)
Item 67	April 19, 2022	(1819948)
Item 68	May 18, 2022	(1811430)
Item 69	May 20, 2022	(1812011)
Item 70	June 06, 2022	(1818963)
Item 71	June 17, 2022	(1835079)
Item 72	July 20, 2022	(1842284)
Item 73	July 26, 2022	(1832853)
Item 74	August 19, 2022	(1839083)
Item 75	October 11, 2022	(1862572)
Item 76	October 17, 2022	(1847577)
Item 77	October 18, 2022	(1806095)
Item 78	October 20, 2022	(1805478)
Item 79	November 17, 2022	(1869486)
Item 81	November 22, 2022	(1860646)
Item 82	December 19, 2022	(1875335)
Item 83	January 18, 2023	(1882156)
Item 84	January 23, 2023	(1868913)
Item 85	January 24, 2023	(1868690)
Item 86	February 06, 2023	(1874366)
Item 87	February 13, 2023	(1874741)
Item 88	February 16, 2023	(1889972)
Item 89	March 10, 2023	(1898531)

Item 90	April 18, 2023	(1905319)
Item 91	April 24, 2023	(1860760)
Item 92	June 15, 2023	(1902340)
Item 93	June 20, 2023	(1919105)
Item 94	July 13, 2023	(1926069)
Item 95	August 09, 2023	(1918265)
Item 96	August 15, 2023	(1933033)
Item 97	August 28, 2023	(1918676)
Item 98	September 18, 2023	(1939169)
Item 99	October 02, 2023	(1930483)
Item 100	October 30, 2023	(1932802)
Item 101	February 01, 2024	(1924977)

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: 04/30/2023 (1912503) | | |
| | Self Report? YES | Classification: Moderate | |
| | Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)
30 TAC Chapter 305, SubChapter F 305.125(1) | | |
| | Description: Failure to meet the limit for one or more permit parameter | | |
| 2 | Date: 07/28/2023 (1902589) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
5C THSC Chapter 382 382.085(b)
Special Condition 1 PERMIT | | |
| | Description: Failure to prevent unauthorized emissions to the atmosphere during an emissions event that was discovered on April 6, 2023, TCEQ STEERS Incident No. 398551. | | |
| 3 | Date: 08/21/2023 (1917104) | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.102a(b)(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1565(a)(1)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 3A PERMIT
Special Condition 5B PERMIT | | |
| | Description: Failure to maintain the concentration limit for CO (500 parts per million volume, dry basis) from WGS | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: 30 TAC Chapter 111, SubChapter A 111.111(a)(4)(A)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(1)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 6D PERMIT | | |
| | Description: Failure to operate the flare with no visible emissions except for periods not to exceed a total of five minutes in any two consecutive hours. | | |
| | Self Report? NO | Classification: Moderate | |
| | Citation: 30 TAC Chapter 115, SubChapter D 115.352(4)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)
40 CFR Part 60, Subpart VV 60.482-6
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 5C PERMIT
Special Condition 60E PERMIT | | |
| | Description: Failure to operate without a cap, blind flange, plug, or a second valve | | |

installed on equipment in Volatile Organic Compound (VOC) service.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 35B PERMIT

Description: Failure to maintain the hourly Ammonia concentration of 10 ppmvd from the HCU 943 heater.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 34C PERMIT
Special Condition 35B PERMIT

Description: Failure to maintain the hourly lbs/MMBtu of NOx from the HCU heaters.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT A 60.18(c)(3)(ii)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 6B PERMIT

Description: Failure to operate the Flare below the required 300 Btu/scf.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 51 PERMIT

Description: Failure to prevent visible coke emissions into the atmosphere.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
30 TAC Chapter 122, SubChapter B 122.144(1)(G)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special 32A PERMIT
Special Condition 25 OP

Description: Failure to generate quality assured data when waste gas is being fed to the Tail Gas Incinerator (TGI).

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 28B PERMIT

Description: Failure to continuously monitor the sponge oil level in Tank-88.

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 23D PERMIT
Special Condition 25 OP

Description: Failure to conduct weekly Total Dissolved Solids (TDS) sampling for cooling tower 432

Self Report? NO Classification: Moderate

Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 28D PERMIT

Description: Failure to maintain the minimum sour water 3-day retention time.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.657(a)(1)(i)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 41E PERMIT
Description: Failure to depressure each coke drum to a coke drum vessel pressure average of 2 psig or less determined on a rolling 60-event average.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.102a(f)(1)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1568(a)(1)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 5B PERMIT
Description: Failure to maintain the SO2 concentration on SRU-543.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.102a(f)(1)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1568(a)(1)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 32 PERMIT
Special Condition 3A PERMIT
Special Condition 5B PERMIT
Description: Failure to maintain the the SO2 and H2S concentrations from the SRU-544 TGI stack gas.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.102a(f)(1)(i)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1568(a)(1)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 32 PERMIT
Special Condition 3A PERMIT
Special Condition 5B PERMIT
Description: Failure to maintain SO2 and H2S concentrations from SRU-546 incinerator stack gas.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 94C-4 PERMIT
Description: Failure to change the carbon canister within 24 hours.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 35C PERMIT
Description: Failure to maintain the hourly CO concentration of 100 ppm.

Self Report? NO Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.563(b)(4)(ii)
5C THSC Chapter 382 382.085(b)
General Terms and Conditions OP
Special Condition 25 OP
Special Condition 5D PERMIT
Description: Failure to maintain the minimum stack tested temperature from the vapor combustor unit (VCU) MC24/25.

	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 30 TAC Chapter 122, SubChapter B 122.143(4) 40 CFR Chapter 63, SubChapter C, PT 63, SubPT Y 63.563(a)(4)(iv) 5C THSC Chapter 382 382.085(b) General Terms and Conditions OP Special Condition 16B PERMIT Special Condition 25 OP		
	Description:	Failure to maintain the six-minute average pressure and the 15-minute average pressure while loading an inland barge.		
	Self Report?	NO	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) General Terms and Conditions OP		
	Description:	Failure to report all instances of deviations.		
	Self Report?	NO	Classification:	Moderate
	Citation:	30 TAC Chapter 122, SubChapter B 122.143(4) 30 TAC Chapter 122, SubChapter B 122.165(a)(8) 5C THSC Chapter 382 382.085(b) General Terms and Conditions OP		
	Description:	Failure to correctly certify the semiannual deviation report covering the compliance period of January 1, 2022,- June 30, 2022.		
4	Date:	09/30/2023 (1946020)		
	Self Report?	YES	Classification:	Moderate
	Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
	Description:	Failure to meet the limit for one or more permit parameter		
5	Date:	10/31/2023 (1951712)		
	Self Report?	YES	Classification:	Moderate
	Citation:	2D TWC Chapter 26, SubChapter A 26.121(a) 30 TAC Chapter 305, SubChapter F 305.125(1)		
	Description:	Failure to meet the limit for one or more permit parameter		
6	Date:	01/09/2024 (1932021)		
	Self Report?	NO	Classification:	Major
	Citation:	30 TAC Chapter 116, SubChapter B 116.115(c) 5C THSC Chapter 382 382.085(b) 6825A PERMIT		
	Description:	Failure to prevent unauthorized emissions to the atmosphere during an emissions event that was discovered on August 6, 2023, TCEQ/STEERS Incident No. 407707.		
7	Date:	01/12/2024 (1949664)		
	Self Report?	NO	Classification:	Major
	Citation:	40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(h) General Terms and Conditions OP Special Condition 23 OP Special Condition 5A PERMIT		
	Description:	Failure to submit the 3rd quarter 2023 benzene fenceline report within 45 days following September 30.		

F. Environmental audits:

Notice of Intent Date: 02/14/2019 (1549012)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549849)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549851)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549853)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549854)

No DOV Associated

Notice of Intent Date: 02/21/2019 (1549960)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549962)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549963)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549964)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549966)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549967)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549968)
No DOV Associated

Notice of Intent Date: 02/21/2019 (1549969)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551578)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551579)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551580)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551581)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551583)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551593)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551594)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551595)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551596)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551597)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551598)
No DOV Associated

Notice of Intent Date: 03/07/2019 (1551599)
No DOV Associated

Notice of Intent Date: 03/21/2019 (1552724)
No DOV Associated

Notice of Intent Date: 03/21/2019 (1552725)

Disclosure Date: 06/19/2019

Viol. Minor

Classification:

Citation: 30 TAC Chapter 122, SubChapter B 122.144

Description: Records of monthly monitoring activities were not readily available on March 28, 2019, to document inspections showing that the degreaser covers were closed when not in use at GRP- WASH1 and GRP-WASH2.

Notice of Intent Date: 03/28/2019 (1553587)

No DOV Associated

Notice of Intent Date: 04/18/2019 (1556172)

No DOV Associated

Notice of Intent Date: 04/18/2019 (1556173)

No DOV Associated

Notice of Intent Date: 04/18/2019 (1556174)

Disclosure Date: 10/18/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.106a(a)(6)(i)(E)

Description: Based on the records available for review, it appears that not all required flare flow meter biennial recalibrations were completed during the review period. The last OSI flowmeter recalibration appears to have been performed in 2015; therefore, the 2017 calibrations were likely missed.

Notice of Intent Date: 04/18/2019 (1556177)

Disclosure Date: 10/18/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.104(a)(2)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1568(a)(1)

Description: Field observation indicates sulfur pit vapors are potentially not continuously controlled.

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT J 60.108(a)

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

Description: Based on records available for review, it appears that not all instances of analyzer issues were reported as analyzer downtime/maintenance in the semi-annual report CEMS performance summary.

Notice of Intent Date: 04/18/2019 (1556180)

Disclosure Date: 10/18/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Ja 60.108a(b)

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

Description: A startup notification for the Merichem Flare was not submitted within 15 days of startup.

Notice of Intent Date: 04/18/2019 (1556182)

No DOV Associated

Notice of Intent Date: 04/18/2019 (1556189)

Disclosure Date: 10/18/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1569(c)(1)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1576(d)

Description: The semi-annual deviation report misidentified valve HV-2682 as a control bypass for SRU 546. The actual valve was 2806. For compliance purposes, the correct valve (2806) is the one which properly had been reviewed and is now currently being reviewed. The semi-annual report and OMMP need to be updated.

Notice of Intent Date: 04/18/2019 (1556191)

Disclosure Date: 10/18/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1572(c)(1)
Description: Records were not readily available for the MACT UUU CPMS annual calibration checks for the FCC, CO2, O2, and CO monitors.

Notice of Intent Date: 04/18/2019 (1556197)
Disclosure Date: 10/18/2019
Viol. Minor
Classification:
Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT UUU 63.1572(c)(1)
Description: Records were not readily available for the MACT UUU CPMS annual calibration checks for the CRU temperature sensors.

Notice of Intent Date: 04/25/2019 (1557017)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557018)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557020)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557021)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557024)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557028)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557029)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557030)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557031)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557032)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557034)
No DOV Associated

Notice of Intent Date: 04/25/2019 (1557035)
No DOV Associated

Notice of Intent Date: 05/02/2019 (1557769)
No DOV Associated

Notice of Intent Date: 05/09/2019 (1558709)
No DOV Associated

Notice of Intent Date: 05/09/2019 (1558710)
No DOV Associated

Notice of Intent Date: 05/09/2019 (1558712)
No DOV Associated

Notice of Intent Date: 05/09/2019 (1558713)
No DOV Associated

Notice of Intent Date: 05/09/2019 (1558716)
Disclosure Date: 09/19/2019
Viol. Minor

Classification:
Citation: 30 TAC Chapter 115, SubChapter D 115.354
30 TAC Chapter 115, SubChapter D 115.357

Description: Discovered valves in VOC service that were incorrectly designated as Temporarily Out of Service (TOS). Valves were intermittently submerged under rain water and not consistently monitored quarterly.

Notice of Intent Date: 05/09/2019 (1558719)
Disclosure Date: 09/19/2019
Viol. Minor

Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.482-7a
40 CFR Chapter 60, SubChapter C, PT 60, SubPT GGGa 60.592a(a)

Description: Discovered valves in VOC service that were incorrectly designated as Temporarily Out of Service (TOS). Valves were intermittently submerged under rain water and not consistently monitored quarterly.

Notice of Intent Date: 05/09/2019 (1558720)
Disclosure Date: 09/19/2019
Viol. Minor

Classification:
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT SC 50F
PERMIT SC No. 50F

Description: Discovered valves in VOC service that were incorrectly designated as Temporarily Out of Service (TOS). Valves were intermittently submerged under rain water and not consistently monitored quarterly.

Notice of Intent Date: 05/09/2019 (1558721)
Disclosure Date: 09/19/2019
Viol. Minor

Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT GGG 60.590(a)(3)

Description: Discovered valves in VOC service that were incorrectly designated as Temporarily Out of Service (TOS). Valves were intermittently submerged under rain water and not consistently monitored quarterly.

Notice of Intent Date: 05/16/2019 (1569202)
Disclosure Date: 09/19/2019
Viol. Minor

Classification:
Citation: 5B THSC Chapter 361, SubChapter A 361.343(a)(1)
5B THSC Chapter 361, SubChapter A 361.343(c)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.347(a)(1)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.347(b)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.347(c)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.349(c)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.355(i)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.356(f)(1)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.356(f)(2)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.356(f)(3)

Description: At the Oily Residuals Recycling Facility {ORRF}, some of the ORRF vessels such as the centrifuge and the DAF may not have been controlled adequately. Additionally, some of the control devices may not have adequate performance demonstration documentation.

Viol. Minor

Classification:
Citation: 40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.346(b)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.356(b)(4)
40 CFR Chapter 61, SubChapter C, PT 61, SubPT FF 61.356(b)(5)

Description: Drain system components, specifically junction boxes or lift stations, had leaks.

Notice of Intent Date: 05/30/2019 (1571025)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571027)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571031)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571032)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571034)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571037)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571038)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571040)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571041)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571042)
No DOV Associated

Notice of Intent Date: 05/30/2019 (1571044)
No DOV Associated

Notice of Intent Date: 06/13/2019 (1575944)
No DOV Associated

Notice of Intent Date: 06/13/2019 (1575945)
No DOV Associated

Notice of Intent Date: 06/13/2019 (1575949)
No DOV Associated

Notice of Intent Date: 06/13/2019 (1575950)
No DOV Associated

Notice of Intent Date: 06/13/2019 (1575951)
No DOV Associated

Notice of Intent Date: 06/13/2019 (1575952)
No DOV Associated

Notice of Intent Date: 06/13/2019 (1575953)
Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(g)(9)(iv)

Description: MACT CC periodic reports for 2015-2018 did not include the total strippable hydrocarbon concentration measured during re-monitoring to verify repair as required by 40 CFR 63.6655(g)(9)(iv) for instances when leaks were detected through cooling tower monitoring.

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(g)(9)

Description: Cooling Towers 101 and 136A each had a record of a leak in May 2018 that triggered a timely repair, but was not included on the MACT CC periodic report dated July 30, 2018.

Notice of Intent Date: 06/13/2019 (1575954)
Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(f)

Description: Notification of compliance status report was not submitted by May 25th, 2019 (150 days after the

maintenance vent compliance date, December 26, 2018).

Notice of Intent Date: 06/13/2019 (1575955)

Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(f)

Description: Notification of compliance status report was not submitted by May 25th, 2019 (150 days after the maintenance vent compliance date, December 26, 2018).

Notice of Intent Date: 06/13/2019 (1575956)

Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(f)

Description: Notification of compliance status report was not submitted by May 25th, 2019 (150 days after the maintenance vent compliance date, December 26, 2018).

Notice of Intent Date: 06/13/2019 (1575957)

Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(f)

Description: Notification of compliance status report was not submitted by May 25th, 2019 (150 days after the maintenance vent compliance date, December 26, 2018).

Notice of Intent Date: 06/13/2019 (1575958)

Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(f)

Description: Notification of compliance status report was not submitted by May 25th, 2019 (150 days after the maintenance vent compliance date, December 26, 2018).

Notice of Intent Date: 06/13/2019 (1575959)

Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.655(f)

Description: Notification of compliance status report was not submitted by May 25th, 2019 (150 days after the maintenance vent compliance date, December 26, 2018).

Notice of Intent Date: 06/13/2019 (1575974)

No DOV Associated

Notice of Intent Date: 06/13/2019 (1575975)

No DOV Associated

Notice of Intent Date: 06/13/2019 (1575977)

No DOV Associated

Notice of Intent Date: 06/13/2019 (1575978)

Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.670(h)

Description: Documentation of past 2-hr VE determinations for Flare 5 was not identified during audit.

Notice of Intent Date: 06/14/2019 (1576024)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576025)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576029)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576031)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576036)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576039)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576043)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576044)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576045)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576046)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576106)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576108)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576110)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576111)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576115)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576120)
Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 Light Liquid Sample Station (in liquid service).

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 Isobutane Recycle Sample Station (in Vapor service).

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 Deethanizer OVHD Sample Station (in Vapor service).

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 BB Sample Station (in Vapor service).

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling

requirements at some locations in Unit 433 Isobutane Charge Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 Propane Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 Dethanizer Bottoms Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 Reactor Charge to R201 Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 Reactor Effluent from R201 Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 KOH Treater Effluent Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 Butane KOH Treater Effluent Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 E6 A/B Butane Lead Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 V22/V23 Butane Lead Sample Station (in Vapor service).

Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 433 V15 A/B Propane Lead Sample Station (in Vapor service).

Notice of Intent Date: 06/14/2019 (1576123)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576128)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576132)
No DOV Associated

Notice of Intent Date: 06/14/2019 (1576133)

Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 6341, including the Isobutane Sample Station (in Vapor service).

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 6341, including the Gas Oil Grade Bottoms Sample Station (in Vapor service).

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT CC 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 6341, including the Deisobutanizer Charge Sample Station (in Vapor service).

Notice of Intent Date: 06/14/2019 (1576134)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576137)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576138)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576139)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576140)

No DOV Associated

Notice of Intent Date: 06/14/2019 (1576141)

No DOV Associated

Notice of Intent Date: 06/20/2019 (1576619)

Disclosure Date: 01/06/2020

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 10A

PERMIT SC 10B

PERMIT SC 18

Description: Records were not readily available to indicate continuous monitoring of the bulk liquid temperature of the liquid stored in the tank authorized for marine loading and records of the annual calibration checks of the temperature monitor were not available.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 18

PERMIT SC 9F

Description: Records were not readily available to document that the true vapor pressure of any liquid stored at this facility in an atmospheric tank did not exceed 11.0 PSIA.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)

Description: Maximum marine loading rates for materials less than and greater than 0.5 PSIA are not available for all products.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)

Description: Records were not readily available to indicate a vacuum of at least 1.5 inches of water was regularly maintained by the vacuum-assist vapor collection system during negative pressure loading of inland barges with a vapor pressure of greater than 0.5 PSIA; evidence suggests during certain loading activities the pressure limitation of -1.5 inches of water has been outside the permit limit; and records were not available for annual calibration checks of the pressure monitors.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 17B

Description: Records were not readily available to demonstrate compliance with 17.B. It states "The pressure at the vapor collection connection of an inerted marine vessel must be maintained such that the pressure in a vessels' cargo tanks do not go below 0.2 PSIG or exceed 80% of the lowest setting of any vessel's PRV." The pressure shall be recorded and continuously monitored; and evidence suggests that during certain loading activities of inerted marine vessels the pressure limitation has been outside the

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 56A
PERMIT SC 56B

Description: Records were not readily available to document that AVOs were conducted for H2S and NH3 twice per shift and that actions were taken to repair the AVO leaks, if needed.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 2B
PERMIT SC 2E

Description: Records were not readily available to indicate each tank truck receiving liquid sulfur from each storage pit being loaded with liquid sulfur was tested for H2S monthly.

Viol. Moderate

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)

Rqmt Prov: PERMIT SC 1

Description: It appears cooling tower 316 is over the annual VOC TPY 12-month rolling average as required in the MAERT.

Notice of Intent Date: 07/02/2019 (1578518)

Disclosure Date: 12/12/2019

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)

Description: Valero discovered that sampling connection systems did not fully 40 CFR Subpart CC comply with closed-loop sampling requirements at some locations in Unit 1344, including the V4 Platformer Gas Separator Sample Station (in Vapor service).

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 1344, including the Butane Sample Station (in Vapor service).

Viol. Minor

Classification:

Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)

Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 1344, including the Net Hydrogen Offgas Sample Station (in

Vapor service).
Viol. Minor
Classification:
Citation: 40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-5(a)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT AA 63.648(a)
Description: Valero discovered that sampling connection systems did not fully comply with closed-loop sampling requirements at some locations in Unit 1344, including the Depropanizer OVHD Sample Station (in Vapor service).

Notice of Intent Date: 08/15/2019 (1590360)
Disclosure Date: 11/12/2019
Viol. Moderate
Classification:
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT SC 1
Description: Crude storage tank (TK 106) was over the voe TPY 12-month rolling average limit from August 2018 until January 2019.

Viol. Minor
Classification:
Citation: 30 TAC Chapter 116, SubChapter B 116.115(b)(2)(H)
30 TAC Chapter 116, SubChapter B 116.115(c)
Rqmt Prov: PERMIT SC 1
Description: Crude storage tank (TK 111) was over the VOC TPY 12-month rolling average limit in July 2019.

Notice of Intent Date: 01/30/2020 (1625220)
No DOV Associated

Notice of Intent Date: 01/30/2020 (1625223)
Disclosure Date: 08/18/2020
Viol. Minor
Classification:
Citation: 30 TAC Chapter 117, SubChapter B 117.145(d)
Description: The H-101 bypass stacks did not have performance reports or summary reports submitted in the semiannual reports provided.

Notice of Intent Date: 01/30/2020 (1625224)
No DOV Associated

Notice of Intent Date: 02/07/2020 (1629612)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631822)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631826)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631833)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631834)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631837)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631839)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631841)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631846)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631847)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631849)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631853)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631855)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631861)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631865)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631866)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631869)
No DOV Associated

Notice of Intent Date: 02/13/2020 (1631870)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631878)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631879)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631880)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631881)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631882)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631883)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631884)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631886)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631888)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631891)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631892)
No DOV Associated

Notice of Intent Date: 02/20/2020 (1631893)
No DOV Associated

Notice of Intent Date: 02/27/2020 (1632434)
No DOV Associated

Notice of Intent Date: 02/27/2020 (1632435)
No DOV Associated

Notice of Intent Date: 02/27/2020 (1632436)
No DOV Associated

Notice of Intent Date: 03/05/2020 (1633740)
No DOV Associated

Notice of Intent Date: 03/05/2020 (1633743)
No DOV Associated

Notice of Intent Date: 03/05/2020 (1633748)
No DOV Associated

Notice of Intent Date: 03/10/2020 (1637635)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637682)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637685)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637688)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637690)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637691)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637693)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637694)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637696)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637697)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637699)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637700)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637702)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637703)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637704)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637705)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637707)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637708)
No DOV Associated

Notice of Intent Date: 03/12/2020 (1637710)
No DOV Associated

Notice of Intent Date: 03/26/2020 (1639372)
No DOV Associated

Notice of Intent Date: 03/26/2020 (1639391)
No DOV Associated

Notice of Intent Date: 03/26/2020 (1639392)
No DOV Associated

Notice of Intent Date: 03/26/2020 (1639393)
No DOV Associated

Notice of Intent Date: 03/26/2020 (1639397)
No DOV Associated

Notice of Intent Date: 03/26/2020 (1639401)
No DOV Associated

Notice of Intent Date: 03/26/2020 (1639403)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644418)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644419)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644422)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644426)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644428)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644431)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644432)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644434)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644435)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644436)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644441)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644442)
No DOV Associated

Notice of Intent Date: 04/09/2020 (1644444)

No DOV Associated

Notice of Intent Date: 04/30/2020 (1646013)
No DOV Associated

Notice of Intent Date: 04/30/2020 (1646014)
No DOV Associated

Notice of Intent Date: 04/30/2020 (1646015)
No DOV Associated

Notice of Intent Date: 04/30/2020 (1646016)
No DOV Associated

Notice of Intent Date: 04/30/2020 (1646017)
No DOV Associated

Notice of Intent Date: 04/30/2020 (1646018)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646800)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646801)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646802)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646804)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646805)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646806)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646807)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646808)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646809)
No DOV Associated

Notice of Intent Date: 05/07/2020 (1646810)
No DOV Associated

Notice of Intent Date: 05/14/2020 (1650469)
No DOV Associated

Notice of Intent Date: 05/21/2020 (1651459)
No DOV Associated

Notice of Intent Date: 05/21/2020 (1708548)
No DOV Associated

Notice of Intent Date: 06/19/2020 (1658357)
Disclosure Date: 09/04/2020

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: The particulate emissions with a size less than 2.5 microns (PM2.5) from the FCCU Wet Gas Scrubber

(WGS) were underreported. The PM2.5 factor was incorrectly calculated in the workbook "Pages from Nov 8, 2017 Valero PAR (FCCU-1241 WGS) Performance Test Report.xlsx" found in the folder for the 2017 Emission Inventory information. The calculated front-half contribution to the total PM2.5 emission factor was incorrectly divided by 100.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: Particulate matter (PM/PM10/PM2.5) from the coker steam vents (EPN CSV843) were not reported. The particulate matter emissions were added to NSR permit 6825a in an amendment that was issued in September 2018 but inadvertently not included in the emissions inventory.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: During review of the tank roof fitting information the following issues were discovered: 1) The fitting factors for slotted guidepoles were entered into ValAir; however, the number of slotted guidepoles for each tank is zero; and 2) The number of access hatches, legs, and vacuum breakers are entered into ValAir; however, the fitting factors are not entered. These errors result in an under-reporting of emissions. This concerns TK0078 New", "TK0088 New", "TK2588 new", & "TK2590 New".

Notice of Intent Date: 06/19/2020 (1658358)

Disclosure Date: 09/04/2020

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: Emissions were underreported for heater 146-H10I due to incorrect fuel flow data being used in the emission calculations.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: Emissions for heaters 241-B10IAB and 242-8201AB were underreported because fuel data used in the emission calculations was in the incorrect units which caused the error.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: The particulate emissions with a size less than 2.5 microns (PM2.5) from the FCCU Wet Gas Scrubber (WGS) were underreported. The PM2.5 factor was incorrectly calculated in the workbook "Pages from Nov 8, 2017 Valero PAR (FCCU-1241 WGS) Performance Test Report.xlsx" found in the folder for the 2017 Emission Inventory information. The calculated front-half contribution to the total PM2.5 emission factor was incorrectly divided by 100

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: Particulate matter (PM/PM10/PM2.5) from the coker steam vents (EPN CSV843) were not reported. The particulate matter emissions were added to NSR permit 6825a in an amendment that was issued in September 2018; however, it was inadvertently not included in the emissions inventory.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: Emissions were underreported from tanks "TK0078 New", "TK0088 New", "TK2588 new", and "TK2590 New". During review of the tank roof fitting information the following issues were discovered: 1) The fitting factors for slotted guidepoles were entered into ValAir; however, the number of slotted guidepoles for each tank is zero; and 2) The number of access hatches, legs, and vacuum breakers are entered into ValAir; however, the fitting factors are not entered.

Notice of Intent Date: 06/19/2020 (1658359)

Disclosure Date: 09/04/2020

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: The particulate emissions with a size less than 2.5 microns (PM2.5) from the FCCU Wet Gas Scrubber (WGS) were underreported. The PM2.5 factor was incorrectly calculated in the workbook "Pages from Nov 8, 2017 Valero PAR (FCCU-1241 WGS) Performance Test Report.xlsx" found in the folder for the 2017 Emission Inventory information. The calculated front-half contribution to the total PM2.5 emission factor was incorrectly divided by 100.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10

Description: Hexane emissions were inadvertently not reported for Flare 103. The emission calculations do calculate hexane emissions from the flare.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.10
Description: Particulate matter (PM/PM10/PM2.5) from the coker steam vents (EPN CSV843) were inadvertently not reported. The particulate matter emissions were added to NSR permit 6825a in an amendment that was issued in September 2018.
Viol. Minor
Classification:
Citation: 30 TAC Chapter 101, SubChapter A 101.10
Description: The emissions were underreported from tanks "TK0078 New", "TK0088 New", "TK2588 new", and "TK2590 New". During review of the tank roof fitting information the following issues were discovered:
1) The fitting factors for slotted guidepoles were entered into ValAir; however, the number of slotted guidepoles for each tank is zero; and 2) The number of access hatches, legs, and vacuum breakers are entered into ValAir; however, the fitting factors are not entered.
Viol. Minor
Classification:
Citation: 30 TAC Chapter 101, SubChapter A 101.10
Description: Tanks TK1790 and TK1791 were added to ValAir and emissions were calculated for 2019. However, the calculated emissions were inadvertently not included in the emission inventory submittal to the TCEQ.
Viol. Minor
Classification:
Citation: 30 TAC Chapter 101, SubChapter A 101.10
Description: Several engines were added to ValAir and emissions were reported in the 2019 emission inventory. However, PM2.5 emissions were not reported. All particulate emissions from an engine are considered to be less than PM2.5; therefore, the PM2.5 emissions will equal the PM10 emissions that were reported.

Notice of Intent Date: 07/16/2020 (1665765)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665768)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665770)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665772)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665773)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665775)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665776)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665778)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665780)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665781)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665783)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665784)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665785)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665786)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665787)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665788)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665789)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665790)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665791)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665792)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665793)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665794)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665795)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665796)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665797)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665798)
No DOV Associated

Notice of Intent Date: 07/16/2020 (1665799)
No DOV Associated

Notice of Intent Date: 08/24/2020 (1671653)
No DOV Associated

Notice of Intent Date: 08/24/2020 (1671654)
No DOV Associated

Notice of Intent Date: 09/01/2020 (1672645)

Disclosure Date: 01/21/2021

Viol. Minor

Classification:

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

Rqmt Prov: PERMIT SC 60

Description: The database review identified 1614 connectors in Unit F-1747 that were missing quarterly monitoring events after 1/1/2016.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)(C)

30 TAC Chapter 116, SubChapter B 116.110

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-7(c)(1)(i)

Rqmt Prov: PERMIT SC 58.F.

Description: Twelve (12) components in heavy liquid service according to the LeakDas database were identified in the field as being in light liquid service in the HCU 943.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.110

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VV 60.482-6

40 CFR Chapter 60, SubChapter C, PT 60, SubPT VVa 60.486a(g)

Description: A total of six (6) OELs were discovered within the refinery at the Reformer 1344 (1), Delayed Coking Unit (2), Tank Farm (2) and the FCCU (1).

Notice of Intent Date: 06/04/2021 (1725216)
No DOV Associated

Notice of Intent Date: 07/30/2021 (1749827)
Disclosure Date: 01/20/2022

Viol. Minor

Classification:

Citation: 30 TAC Chapter 116, SubChapter B 116.110

Description: Failure to timely submit a notification for emissions associated with testing propane for moisture.

Notice of Intent Date: 08/11/2022 (1838746)
No DOV Associated

Notice of Intent Date: 08/31/2022 (1840933)
No DOV Associated

Notice of Intent Date: 09/09/2022 (1848080)
No DOV Associated

Notice of Intent Date: 10/10/2022 (1848322)
No DOV Associated

Notice of Intent Date: 04/28/2023 (1904601)
No DOV Associated

G. Type of environmental management systems (EMSs):

N/A

H. Voluntary on-site compliance assessment dates:

N/A

I. Participation in a voluntary pollution reduction program:

N/A

J. Early compliance:

N/A

Sites Outside of Texas:

N/A

Addendum to Compliance History Federal Enforcement Actions

Reg Entity Name: PORT ARTHUR REFINERY

Reg Entity Add: 1801 SOUTH GULFWAY DR

Reg Entity City: CITY OF PORT ARTHUR

Reg Entity No: RN102584026

EPA Case No: 06-2020-1761

Order Issue Date (yyyymmdd): 20210608

Case Result:

Statute: CWA

Sect of Statute: 301/402

Classification: Minor

Program: NPDES - Base Program

Citation:

Violation Type: Effluent Limit Violations, Not
Otherwise Specified

Cite Sect:

Cite Part:

Enforcement Action: Administrative Compliance Orders

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
THE PREMCOR REFINING GROUP INC.
RN102584026

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

AGREED ORDER DOCKET NO. 2022-1354-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 The Premcor Refining Group Inc. (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a petroleum refinery located at 1801 South Gulfway Drive in Port Arthur, Jefferson County, Texas (the "Plant"). The Plant consists or consisted of one or more sources as defined in TEX. HEALTH & SAFETY CODE § 382.003(12).
2. The Executive Director and the Respondent agree that the TCEQ has jurisdiction to enter this Order pursuant to TEX. WATER CODE §§ 7.002, 7.051, and 7.073, and that the Respondent is subject to TCEQ's jurisdiction. The TCEQ has jurisdiction in this matter pursuant to TEX. WATER CODE § 5.013 because it alleges violations of TEX. HEALTH & SAFETY CODE ch. 382 and the rules of the TCEQ.
3. The occurrence of any violation is in dispute and the entry of this Order shall not constitute an admission by the Respondent of any violation alleged in Section II ("Allegations"), nor of any statute or rule.
4. An administrative penalty in the amount of \$137,250 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$54,900 of the penalty and \$27,450 of the penalty is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order and shall be waived only upon full compliance with all the terms and conditions of this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms and conditions contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.

Pursuant to TEX. WATER CODE § 7.067, \$54,900 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.

II. ALLEGATIONS

1. During a record review for the Plant conducted on August 2, 2022, an investigator documented that the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review ("NSR") Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. 01498, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 80.33 pounds ("lbs") of hydrogen sulfide ("H₂S") and 7,394.29 lbs of sulfur dioxide ("SO₂") from Flare 103B, Emissions Point Number ("EPN") E-103-FLARE; 1.63 lbs of H₂S and 144.35 lbs of SO₂ from Flare 19, EPN E-19-FLARE; and 6.73 lbs of H₂S and 334.94 lbs of SO₂ from Flare 22, EPN E-22-FLARE, during an emissions event (Incident No. 383579) that occurred on July 17, 2022 and lasted five hours and 24 minutes.
2. During a record review for the Plant conducted on August 10, 2022, an investigator documented that the Respondent 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. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. 01498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 155.51 lbs of H₂S, 12,935.29 lbs of SO₂, and 512.66 lbs of volatile organic compounds ("VOC") from Flare 23, EPN E-23-FLARE, during an emissions event (Incident No. 384291) that occurred on July 27, 2022 and lasted six hours.
3. During a record review for the Plant conducted from October 20, 2022 through December 7, 2022, an investigator documented that the Respondent 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. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. 01498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 105.80 lbs of H₂S, 9,637.12 lbs of SO₂, and 548.34 lbs of VOC from Flare 23, EPN E-23-FLARE, and 200.32 lbs of carbon monoxide ("CO"), 34.18 lbs of nitrogen oxides ("NO_x"), and 273.09 lbs of VOC from Flare 26, EPN E-26-

FLARE, during an emissions event (Incident No. 388812) that occurred on October 9, 2022 and lasted eight hours and 45 minutes.

4. During an investigation at the Plant conducted from February 13, 2023 through February 28, 2023, an investigator documented that the Respondent:
 - a. Failed to comply with the representations with regard to construction plans and operation procedures in a permit application, in violation of 30 TEX. ADMIN. CODE §§ 101.20(1) and (3), 116.116(a)(1), and 122.143(4), 40 CODE OF FEDERAL REGULATIONS ("CFR") § 60.102a(f)(3), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, General Conditions No. 1, FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent did not represent any H₂S emissions to be emitted from the concrete sulfur pit in the application for NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, but TCEQ staff detected 10.00 parts per million ("ppm") of H₂S, 20.00 ppm of H₂S, and 27.00 ppm of H₂S near the concrete sulfur pit on February 13, 2023 and the Respondent's H₂S monitors detected 39.70 ppm of H₂S at 0027 hours, 378.70 ppm of H₂S at 0028 hours, 255.40 ppm of H₂S at 0029 hours, 500.00 ppm of H₂S at 0030 hours, 1.50 ppm of H₂S at 0031 hours, and 38.90 ppm of H₂S at 0100 hours on January 1, 2023 and 25.50 ppm of H₂S on January 23, 2023.
 - b. Failed to degas liquid sulfur to an H₂S content of 100 ppm by weight ("ppmw") or less prior to loading into tank trucks, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 29.A., FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, prior to loading into the tank trucks, the Respondent degassed the liquid sulfur to an H₂S content that exceeded 100 ppmw by a range from 62.50 ppmw to 262.50 ppmw on six instances from January 13, 2022 to December 14, 2022 for Sulfur Recovery Unit ("SRU") 543, by a range from 12.50 ppmw to 87.50 ppmw on four instances from February 8, 2022 to January 18, 2023 for SRU 545, and by 25.00 ppmw on February 8, 2022 and 6.25 ppmw on August 11, 2022 for SRU 546.
 - c. Failed to comply with the maximum allowable emissions rate ("MAER"), in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(b)(2)(F) and (c), and 122.143(4), NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent exceeded the H₂S MAER of 0.36 pound per hour ("lb/hr") by a range from 0.009 lb/hr to 0.117 lb/hr on 13 instances from March 29, 2022 to September 26, 2022 for the South Plant Sulfur Truck Loading, EPN E-03-SRK, resulting in 2.465 lbs of unauthorized H₂S emissions.
5. During a record review for the Plant conducted on May 2, 2023, an investigator documented that the Respondent 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. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2, SC No. 1, FOP No. O1498, GTC and STC No. 25, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 85.88 lbs of H₂S and 7,900.70 lbs of SO₂ from Flare 23, EPN E-23-FLARE, and 3.44 lbs of CO, 3.76 lbs of H₂S, 4.93 lbs of NO_x, and 355.48 lbs of SO₂ from Flare 26, EPN E-26-FLARE,

during an emissions event (Incident No. 399238) that occurred on April 19, 2023 and lasted nine hours and 47 minutes.

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: The Premcor Refining Group Inc., Docket No. 2022-1354-AIR-E" to:

Financial Administration Division, Revenue Operations Section
Attention: Cashier's Office, MC 214
Texas Commission on Environmental Quality
P.O. Box 13088
Austin, Texas 78711-3088
2. The Respondent shall implement and complete the SEP as set forth in Section I, Paragraph No. 4. The amount of \$54,900 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 Plant:
 - a. Within 30 days after the effective date of this Order:
 - i. Implement measures designed to prevent the recurrence of emissions event due to the same or similar causes as Incident No. 383579;
 - ii. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 384291;
 - iii. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 388812;
 - iv. Implement measures to prevent H2S emissions from the concrete sulfur pit and/or submit an administrative complete amendment application for NSR Permit Nos. 6825A, GHGPSCTX167M1, N65, and PSDTX49M2 to authorize H2S emissions from the concrete sulfur pit, in accordance with 30 TEX. ADMIN. CODE § 116.111, to:

Air Permits Division, MC 163
Texas Commission on Environmental Quality
P.O. Box 13087
Austin, Texas 78711-3087

- v. Implement measures designed to ensure that the liquid sulfur from SRU 543, SRU 545, and SRU 546 is degassed to an H₂S content of 100 ppmw or less prior to loading into tank trucks;
 - vi. Implement measures designed to comply with the H₂S hourly MAER for South Plant Sulfur Truck Loading, EPN E-03-SRK; and
 - vii. Implement measures designed to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 399238.
- b. If a permit amendment application has been submitted, respond completely and adequately, as determined by the TCEQ, to all requests for information concerning the amendment application for NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2 by any deadline specified in writing.
 - c. Within 45 days after the effective date of this Order, submit written certification, as described in Ordering Provision No. 3.d., to demonstrate compliance with Ordering Provision No. 3.a.
 - d. If a permit amendment application has been submitted, within 180 days after the effective date of this Order, submit written certification, and include detailed supporting documentation including photographs, receipts, and/or other records to demonstrate that the amendment for NSR Permit Nos. 6825A, GHGPSDTX167M1, N65, and PSDTX49M2 has been obtained or operations have ceased until authorization is obtained. 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
Beaumont Regional Office
Texas Commission on Environmental Quality
3870 Eastex Freeway
Beaumont, Texas 77703-1830

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 Plant 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

5/28/2024

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

4-9-2024

Date

MAX F. SKOBEL

Name (Printed or typed)
Authorized Representative of
The Premcor Refining Group Inc.

V.P. & General Mgr. No Port author

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: 2022-1354-AIR-E
SUPPLEMENTAL ENVIRONMENTAL PROJECT

Respondent:	The Premcor Refining Group Inc.
Payable Penalty Amount:	\$109,800
SEP Offset Amount:	\$54,900
Type of SEP:	Contribution to a Third-Party Pre-Approved SEP
Third-Party Administrator:	Southeast Texas Regional Planning Commission
Project Name:	<i>Southeast Texas Regional Air Monitoring Network</i>
Total Project Budget:	\$1,500,000
Location of SEP:	Jefferson and Orange Counties

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 **Southeast Texas Regional Planning Commission**, as a Third-Party Administrator, for the *Southeast Texas Regional Air Monitoring Network* project (the “Project”). This Project involves air quality monitoring throughout Jefferson and Orange Counties, and specifically the Beaumont and Port Arthur area. The Third-Party Administrator operates nine air monitors in this area.

The Third-Party Administrator shall use the SEP Offset Amount to pay a contractor for monthly operation and maintenance of the sites, acquisition of all data from the monitors, processing and validating all data, monthly reporting of data, and performance of Quality Assurance Audits on all hardware systems. The air monitors will operate on a continuous basis, 24 hours per day, 365 days per year. The Third-Party Administrator shall ensure that the data is validated and sent to TCEQ’s Leading Environmental Analysis and Display System (“LEADS”) in a format acceptable to TCEQ. The Project will be done in accordance with all federal, state, and local environmental laws and regulations. The contribution will be used in accordance with the Supplemental Environmental Project between the Third-Party Administrator and the TCEQ.

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

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

B. Environmental Benefit

The Project will provide environmental benefits to the Beaumont and Port Arthur area by providing measurements of concentrations of certain air pollutants and an evaluation of those air pollutants. Continued air monitoring in this area will help with better understanding air quality pollutants and will enable better identification of emissions sources. The data will focus

on specific chemicals that may raise air quality concerns. The information obtained from this network will provide the area's community with more knowledge of the types and quantities of pollutants emitted from the industries in this area. In addition, data obtained from the monitoring sites and made available to the public may be used by TCEQ and EPA.

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 Southeast Texas Regional Planning Commission SEP and shall mail the contribution with a copy of the Agreed Order to:

Southeast Texas Regional Planning Commission
Attention: Director
Transportation & Environmental Resources
2210 Eastex Freeway
Beaumont, Texas 77703

3. Records and Reporting

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

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

4. Failure to Fully Perform

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

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

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

5. Publicity

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

6. Recognition

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

7. Other SEPs by TCEQ or Other Agencies

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