

Executive Summary – Enforcement Matter – Case No. 64367
Channel Energy Center, LLC
RN100213107
Docket No. 2023-0966-AIR-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Channel Energy Center, 451 Light Company Road, Pasadena, Harris County

Type of Operation:

Power generation facility

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: June 13, 2025

Comments Received: No

Penalty Information

Total Penalty Assessed: \$14,925

Amount Deferred for Expedited Settlement: \$2,985

Total Paid to General Revenue: \$11,940

Total Due to General Revenue: \$0

Payment Plan: N/A

Compliance History Classifications:

Person/CN - Satisfactory

Site/RN - Satisfactory

Major Source: Yes

Statutory Limit Adjustment: N/A

Applicable Penalty Policy: January 2021

Investigation Information

Complaint Date(s): N/A

Complaint Information: N/A

Date(s) of Investigation: February 7, 2022 through June 26, 2023 and November 9, 2022 through December 8, 2022

Date(s) of NOE(s): July 10, 2023 and August 15, 2023

Executive Summary – Enforcement Matter – Case No. 64367
Channel Energy Center, LLC
RN100213107
Docket No. 2023-0966-AIR-E

Violation Information

1. Failed to prevent unauthorized emissions. Specifically, the Respondent released 135.00 pounds ("lbs") of ammonia as fugitive emissions, during an emissions event (Incident No. 373967) that began on February 5, 2022 and lasted 21 hours and six minutes [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review Permit ("NSR") Nos. 42179, PSDTX955M1, and N021M1, Special Conditions ("SC") No. 33, Federal Operating Permit ("FOP") No. O2084, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 8, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

2. Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 373967 was due by February 6, 2022 at 12:33 p.m., but was not submitted until February 7, 2022 at 9:11 a.m. [30 TEX. ADMIN. CODE §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O2084, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

3. Failed to prevent unauthorized emissions. Specifically, the Respondent released 588.00 lbs of ammonia as fugitive emissions, during an emissions event (Incident No. 376525) that began on March 19, 2022 and lasted 24 hours and 49 minutes [30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 42179, PSDTX955M1, and N021M1, SC No. 33, FOP No. O2084, GTC and STC No. 8, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

4. Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 376525 was due by March 20, 2022 at 7:12 a.m., but was not submitted until March 21, 2022 at 3:30 p.m. [30 TEX. ADMIN. CODE §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O2084, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

5. Failed to submit a final record for a reportable emissions event no later than two weeks after the end of the emissions event. Specifically, the final record for Incident No. 376525 was due by April 3, 2022, but was not submitted until May 3, 2022 [30 TEX. ADMIN. CODE §§ 101.201(c) and 122.143(4), FOP No. O2084, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

The Respondent implemented the following corrective measures:

a. On February 7, 2022, submitted the initial notification for Incident No. 373967.

Executive Summary – Enforcement Matter – Case No. 64367
Channel Energy Center, LLC
RN100213107
Docket No. 2023-0966-AIR-E

b. On March 24, 2025, installed pipe covers (socks) on the outlet pipes of all the safety relief valves (“SRV”) in the system, reduced the system pressure being maintained by the regulators that control the supply of ammonia from the storage tanks to the distribution header, and created an alarm to alert the operator if the ammonia supply valve to a unit goes closed during operation in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 373967.

c. On March 21, 2022, submitted the initial notification for Incident No. 376525.

d. On May 3, 2022, submitted the final record for Incident No. 376525.

e. On August 22, 2023, removed the South Ammonia Tank from service, performed test on all SRV, and replaced leaking SRV RV-71A in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 376525.

f. On August 31, 2023, re-trained all affected personnel on the event reporting and documentation requirements, updated the spill/event reporting matrix to include air emissions event reporting requirements for recordable and reportable events, and posted a copy of the reporting matrix in the control room to facilitate a quick reference as to the requirements to report releases in order to ensure that the initial notifications for reportable emissions events are submitted in a timely manner.

Technical Requirements:

N/A

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Yuliya Dunaway, Enforcement Division, Enforcement Team 2, MC R-13, (210) 403-4077; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

Respondent: Edmund Simcik, Jr., Plant Manager, Channel Energy Center, LLC, P.O. Box 1537, Pasadena, Texas 77501

Katherine Piper, Senior Vice President, Channel Energy Center, LLC, P.O. Box 1537, Pasadena, Texas 77501

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	17-Jul-2023	Screening	21-Jul-2023	EPA Due	
	PCW	21-Mar-2025				

RESPONDENT/FACILITY INFORMATION

Respondent	Channel Energy Center, LLC
Reg. Ent. Ref. No.	RN100213107
Facility/Site Region	12-Houston
Major/Minor Source	Major

CASE INFORMATION

Enf./Case ID No.	64367	No. of Violations	5
Docket No.	2023-0966-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Yuliya Dunaway
		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	\$15,750
-------------------------------------------------------------	-------------------	----------

ADJUSTMENTS (+/-) TO SUBTOTAL 1

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

Compliance History	5.0%	Adjustment	Subtotals 2, 3, & 7	\$787
---------------------------	------	-------------------	--------------------------------	-------

Notes	Enhancement due to one NOV with same/similar violations.
--------------	----------------------------------------------------------

Culpability	No	0.0%	Enhancement	Subtotal 4	\$0
--------------------	----	------	--------------------	-------------------	-----

Notes	The Respondent does not meet the culpability criteria.
--------------	--------------------------------------------------------

Good Faith Effort to Comply Total Adjustments	Subtotal 5	-\$1,612
------------------------------------------------------	-------------------	----------

Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
-------------------------	------	---------------------	-------------------	-----

Total EB Amounts	\$2,398	*Capped at the Total EB \$ Amount
Estimated Cost of Compliance	\$22,200	

SUM OF SUBTOTALS 1-7	Final Subtotal	\$14,925
-----------------------------	-----------------------	----------

OTHER FACTORS AS JUSTICE MAY REQUIRE	0.0%	Adjustment	\$0
---------------------------------------------	------	-------------------	-----

Reduces or enhances the Final Subtotal by the indicated percentage.

Notes	
Final Penalty Amount	\$14,925

STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$14,925
-----------------------------------	-------------------------------	----------

DEFERRAL	20.0%	Reduction	Adjustment	-\$2,985
-----------------	-------	------------------	-------------------	----------

Reduces the Final Assessed Penalty by the indicated percentage.

Notes	Deferral offered for expedited settlement.
--------------	--------------------------------------------

PAYABLE PENALTY	\$11,940
------------------------	----------

Screening Date	21-Jul-2023	Docket No.	2023-0966-AIR-E	PCW
Respondent	Channel Energy Center, LLC			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	64367			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN100213107			
Media	Air			
Enf. Coordinator	Yuliya Dunaway			

Compliance History Worksheet

>> Compliance History Site Enhancement (Subtotal 2)

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

Adjustment Percentage (Subtotal 2) 5%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement due to one NOV with same/similar violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 5%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 5%

Screening Date 21-Jul-2023 Respondent Channel Energy Center, LLC Case ID No. 64367 Reg. Ent. Reference No. RN100213107 Media Air Enf. Coordinator Yuliya Dunaway Violation Number 1	Docket No. 2023-0966-AIR-E	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------	----------------------------------------------------------------------------------------------------

Rule Cite(s)	30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review Permit ("NSR") Nos. 42179, PSDTX955M1, and N021M1, Special Conditions ("SC") No. 33, Federal Operating Permit ("FOP") No. O2084, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 8, and Tex. Health & Safety Code § 382.085(b)
Violation Description	Failed to prevent unauthorized emissions. Specifically, the Respondent released 135.00 pounds ("lbs") of ammonia as fugitive emissions, during an emissions event (Incident No. 373967) that began on February 5, 2022 and lasted 21 hours and six minutes.

Base Penalty		\$25,000
---------------------	--	----------

>> Environmental, Property and Human Health Matrix

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

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
					Percent 0.0%

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

Adjustment	\$17,500
-------------------	----------

Violation Events	\$7,500
-------------------------	---------

Number of Violation Events	1		1	Number of violation days
----------------------------	---	--	---	--------------------------

	daily			Violation Base Penalty	\$7,500
	weekly				
	monthly	x			
	quarterly				
	semiannual				
	annual				
	single event				

One monthly event is recommended.

Good Faith Efforts to Comply

	10.0%			Reduction	\$750
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer			
Extraordinary					
Ordinary		x			
N/A					
Notes	The Respondent completed the corrective actions on March 24, 2025, after the Notice of Enforcement ("NOE") dated July 10, 2023.				

Violation Subtotal	\$6,750
---------------------------	---------

Economic Benefit (EB) for this violation

		Statutory Limit Test
Estimated EB Amount	\$1,566	Violation Final Penalty Total
		\$7,125
This violation Final Assessed Penalty (adjusted for limits)		\$7,125

Economic Benefit Worksheet

Respondent Channel Energy Center, LLC
Case ID No. 64367
Reg. Ent. Reference No. RN100213107
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
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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	5-Feb-2022	24-Mar-2025	3.13	\$1,566	n/a	\$1,566

Notes for DELAYED costs

Estimated cost to install pipe covers (socks) on the outlet pipes of all the safety relief valves ("SRV") in the system, reduce the system pressure being maintained by the regulators that control the supply of ammonia from the storage tanks to the distribution header, and create an alarm to alert the operator if the ammonia supply valve to a unit goes closed during operation in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 373967. The Date Required is the date the emissions event began and the Final Date is the date of compliance.

Avoided Costs

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

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

Notes for AVOIDED costs

Approx. Cost of Compliance

\$10,000

TOTAL

\$1,566

Screening Date 21-Jul-2023 Respondent Channel Energy Center, LLC Case ID No. 64367 Reg. Ent. Reference No. RN100213107 Media Air Enf. Coordinator Yuliya Dunaway Violation Number 2 Rule Cite(s) 30 Tex. Admin. Code §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O2084, GTC and STC No. 2.F, and Tex. Health & Safety Code § 382.085(b) Violation Description Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 373967 was due by February 6, 2022 at 12:33 p.m., but was not submitted until February 7, 2022 at 9:11 a.m.	Docket No. 2023-0966-AIR-E	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>																		
Base Penalty		\$25,000																		
>> Environmental, Property and Human Health Matrix																				
OR	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td></td> <th colspan="3">Harm</th> </tr> <tr> <td>Release</td> <td>Major</td> <td>Moderate</td> <td>Minor</td> </tr> <tr> <td>Actual</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Potential</td> <td></td> <td></td> <td></td> </tr> </table>				Harm			Release	Major	Moderate	Minor	Actual				Potential				Percent 0.0%
		Harm																		
	Release	Major	Moderate	Minor																
Actual																				
Potential																				
>> Programmatic Matrix																				
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td></td> <td>Falsification</td> <td>Major</td> <td>Moderate</td> <td>Minor</td> </tr> <tr> <td></td> <td></td> <td></td> <td></td> <td style="text-align: center;">x</td> </tr> </table>				Falsification	Major	Moderate	Minor					x	Percent 1.0%						
	Falsification	Major	Moderate	Minor																
				x																
Matrix Notes	Less than 30% of the rule requirements were not met.																			
Adjustment		\$24,750																		
		\$250																		
Violation Events																				
Number of Violation Events		2 Number of violation days																		
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>daily</td><td></td></tr> <tr><td>weekly</td><td></td></tr> <tr><td>monthly</td><td></td></tr> <tr><td>quarterly</td><td></td></tr> <tr><td>semiannual</td><td></td></tr> <tr><td>annual</td><td></td></tr> <tr><td>single event</td><td style="text-align: center;">x</td></tr> </table>	daily		weekly		monthly		quarterly		semiannual		annual		single event	x	Violation Base Penalty \$250				
daily																				
weekly																				
monthly																				
quarterly																				
semiannual																				
annual																				
single event	x																			
One single event is recommended.																				
Good Faith Efforts to Comply		10.0%	Reduction \$25																	
		Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer																		
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr><td>Extraordinary</td><td></td></tr> <tr><td>Ordinary</td><td style="text-align: center;">x</td></tr> <tr><td>N/A</td><td></td></tr> </table>	Extraordinary		Ordinary	x	N/A														
Extraordinary																				
Ordinary	x																			
N/A																				
Notes	The Respondent completed the corrective actions on August 31, 2023, after the NOE dated July 10, 2023.																			
Violation Subtotal		\$225																		
Economic Benefit (EB) for this violation		Statutory Limit Test																		
Estimated EB Amount		Violation Final Penalty Total																		
\$117		\$238																		
This violation Final Assessed Penalty (adjusted for limits)		\$238																		

Economic Benefit Worksheet

Respondent Channel Energy Center, LLC
Case ID No. 64367
Reg. Ent. Reference No. RN100213107
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
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

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	\$1,500	6-Feb-2022	31-Aug-2023	1.56	\$117	n/a	\$117
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)	\$200	6-Feb-2022	7-Feb-2022	0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated costs to submit the initial notification for Incident No. 373967 (\$250) and to re-train all affected personnel on the event reporting and documentation requirements, update the spill/event reporting matrix to include air emissions event reporting requirements for recordable and reportable events, and post a copy of the reporting matrix in the control room to facilitate a quick reference as to the requirements to report releases in order to ensure that the initial notifications for reportable emissions events are submitted in a timely manner (\$1,500). The Dates Required are the date the first initial notification was due and the Final Dates are the date the first initial notification was submitted and the date of compliance.

Avoided Costs

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

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

Notes for AVOIDED costs

Approx. Cost of Compliance

\$1,700

TOTAL

\$117

Screening Date 21-Jul-2023 Respondent Channel Energy Center, LLC Case ID No. 64367 Reg. Ent. Reference No. RN100213107 Media Air Enf. Coordinator Yuliya Dunaway	Docket No. 2023-0966-AIR-E PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>																
Violation Number 3																	
Rule Cite(s) 30 Tex. Admin. Code §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 42179, PSDTX955M1, and N021M1, SC No. 33, FOP No. O2084, GTC and STC No. 8, and Tex. Health & Safety Code § 382.085(b)																	
Violation Description Failed to prevent unauthorized emissions. Specifically, the Respondent released 588.00 lbs of ammonia as fugitive emissions, during an emissions event (Incident No. 376525) that began on March 19, 2022 and lasted 24 hours and 49 minutes.																	
Base Penalty \$25,000																	
>> Environmental, Property and Human Health Matrix																	
OR	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;"></th> <th style="width: 20%;">Major</th> <th style="width: 20%;">Moderate</th> <th style="width: 20%;">Minor</th> </tr> </thead> <tbody> <tr> <td>Release</td> <td></td> <td></td> <td></td> </tr> <tr> <td>Actual</td> <td></td> <td></td> <td style="text-align: center;">x</td> </tr> <tr> <td>Potential</td> <td></td> <td></td> <td></td> </tr> </tbody> </table>		Major	Moderate	Minor	Release				Actual			x	Potential			
		Major	Moderate	Minor													
	Release																
Actual			x														
Potential																	
Percent 30.0%																	
>> Programmatic Matrix																	
Matrix Notes	<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 15%;">Falsification</th> <th style="width: 20%;">Major</th> <th style="width: 20%;">Moderate</th> <th style="width: 20%;">Minor</th> </tr> </thead> <tbody> <tr> <td></td> <td></td> <td></td> <td></td> </tr> </tbody> </table>	Falsification	Major	Moderate	Minor												
	Falsification	Major	Moderate	Minor													
Percent 0.0%																	
Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.																	
Adjustment \$17,500																	
\$7,500																	
Violation Events																	
Number of Violation Events 1 2 Number of violation days																	
<table border="1" style="width: 100%; border-collapse: collapse;"> <tbody> <tr><td>daily</td><td></td></tr> <tr><td>weekly</td><td></td></tr> <tr><td>monthly</td><td style="text-align: center;">x</td></tr> <tr><td>quarterly</td><td></td></tr> <tr><td>semiannual</td><td></td></tr> <tr><td>annual</td><td></td></tr> <tr><td>single event</td><td></td></tr> </tbody> </table>		daily		weekly		monthly	x	quarterly		semiannual		annual		single event			
daily																	
weekly																	
monthly	x																
quarterly																	
semiannual																	
annual																	
single event																	
Violation Base Penalty \$7,500																	
One monthly event is recommended.																	
Good Faith Efforts to Comply																	
10.0%																	
Before NOE/NOV NOE/NOV to EDPRP/Settlement Offer																	
Extraordinary 																	
Ordinary x																	
N/A 																	
Notes The Respondent completed the corrective actions on August 22, 2023, after the NOE dated August 15, 2023.																	
Violation Subtotal \$6,750																	
Economic Benefit (EB) for this violation																	
Statutory Limit Test																	
Estimated EB Amount \$714	Violation Final Penalty Total \$7,125																
This violation Final Assessed Penalty (adjusted for limits) \$7,125																	

Economic Benefit Worksheet

Respondent Channel Energy Center, LLC
Case ID No. 64367
Reg. Ent. Reference No. RN100213107
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	19-Mar-2022	22-Aug-2023	1.43	\$714	n/a	\$714
Notes for DELAYED costs	Estimated cost to remove the South Ammonia Tank from service, perform test on all SRV, and replace leaking SRV RV-71A in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 376525. The Date Required is the date the emissions event began and the Final Date is the date of compliance.						

Avoided Costs

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

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

Approx. Cost of Compliance

\$10,000

TOTAL

\$714

Screening Date 21-Jul-2023 Respondent Channel Energy Center, LLC Case ID No. 64367 Reg. Ent. Reference No. RN100213107 Media Air Enf. Coordinator Yuliya Dunaway	Docket No. 2023-0966-AIR-E Base Penalty \$25,000	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------	----------------------------------------------------------------------------------------------------

Violation Number	4	Rule Cite(s)	
		30 Tex. Admin. Code §§ 101.201(a)(1)(B) and 122.143(4), FOP No. 02084, GTC and STC No. 2.F, and Tex. Health & Safety Code § 382.085(b)	
Violation Description		Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event. Specifically, the initial notification for Incident No. 376525 was due by March 20, 2022 at 7:12 a.m., but was not submitted until March 21, 2022 at 3:30 p.m.	

>> Environmental, Property and Human Health Matrix

OR		Harm			
	Release	Major	Moderate	Minor	
	Actual				Percent 0.0%
	Potential				

>> Programmatic Matrix

	Falsification	Major	Moderate	Minor	
				x	Percent 1.0%
Matrix Notes	Less than 30% of the rule requirements were not met.				

Adjustment \$24,750

\$250

Violation Events

Number of Violation Events	1	521	Number of violation days
	daily		
	weekly		
	monthly		
	quarterly		
	semiannual		
	annual		
	single event	x	
One single event is recommended.			

Good Faith Efforts to Comply

	10.0%		
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer	
Extraordinary			
Ordinary		x	
N/A			
Notes	The Respondent completed the corrective actions on August 31, 2023, after the NOE dated August 15, 2023.		

Violation Subtotal \$225

Economic Benefit (EB) for this violation

Estimated EB Amount	Statutory Limit Test
\$0	Violation Final Penalty Total \$238
This violation Final Assessed Penalty (adjusted for limits) \$238	

Economic Benefit Worksheet

Respondent Channel Energy Center, LLC
Case ID No. 64367
Reg. Ent. Reference No. RN100213107
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
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$250	20-Mar-2022	21-Mar-2022	0.00	\$0	n/a	\$0

Notes for DELAYED costs

Estimated cost to submit the initial notification for Incident No. 376525. The Date Required is the date the initial notification was due and the Final Date is the date the initial notification was submitted. Record Keeping System delayed costs are addressed with Violation No. 2.

Avoided Costs

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

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

Notes for AVOIDED costs

Approx. Cost of Compliance

\$250

TOTAL

\$0

Screening Date 21-Jul-2023 Respondent Channel Energy Center, LLC Case ID No. 64367 Reg. Ent. Reference No. RN100213107 Media Air Enf. Coordinator Yuliya Dunaway	Docket No. 2023-0966-AIR-E Base Penalty \$25,000	PCW <i>Policy Revision 5 (January 28, 2021)</i> <i>PCW Revision February 11, 2021</i>
---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------	----------------------------------------------------------------------------------------------------

Violation Number	5	Rule Cite(s)	
		30 Tex. Admin. Code §§ 101.201(c) and 122.143(4), FOP No. O2084, GTC and STC No. 2.F, and Tex. Health & Safety Code § 382.085(b)	
Violation Description		Failed to submit a final record for a reportable emissions event no later than two weeks after the end of the emissions event. Specifically, the final record for Incident No. 376525 was due by April 3, 2022, but was not submitted until May 3, 2022.	

>> Environmental, Property and Human Health Matrix

OR	Release	Harm			
		Major	Moderate	Minor	
	Actual	[]	[]	[]	Percent 0.0%
Potential	[]	[]	[]		

>> Programmatic Matrix

Matrix Notes	Falsification	Major	Moderate	Minor	
		[]	[]	[]	Percent 1.0%
		[]	[]	x	
Less than 30% of the rule requirements were not met.					

Adjustment \$24,750

\$250

Violation Events

Number of Violation Events	1	30	Number of violation days
----------------------------	---	----	--------------------------

daily	[]				
weekly	[]				
monthly	[]				
quarterly	[]				
semiannual	[]				
annual	[]				
single event	x				

Violation Base Penalty \$250

One single event is recommended.

Good Faith Efforts to Comply

	25.0%				
	Before NOE/NOV	NOE/NOV to EDPRP/Settlement Offer			
Extraordinary	[]	[]			
Ordinary	x	[]			
N/A	[]	[]			
Notes	The Respondent completed the corrective actions on May 3, 2022, prior to the NOE dated August 15, 2023.				

Violation Subtotal \$188

Economic Benefit (EB) for this violation

Estimated EB Amount	\$1	Statutory Limit Test	
		Violation Final Penalty Total	\$201
		This violation Final Assessed Penalty (adjusted for limits)	\$201

Economic Benefit Worksheet

Respondent Channel Energy Center, LLC
Case ID No. 64367
Reg. Ent. Reference No. RN100213107
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
------------------	-----------	---------------	------------	-----	----------------	-------------	-----------

Delayed Costs

Equipment				0.00	\$0	\$0	\$0
Buildings				0.00	\$0	\$0	\$0
Other (as needed)				0.00	\$0	\$0	\$0
Engineering/Construction				0.00	\$0	\$0	\$0
Land				0.00	\$0	n/a	\$0
Record Keeping System				0.00	\$0	n/a	\$0
Training/Sampling				0.00	\$0	n/a	\$0
Remediation/Disposal				0.00	\$0	n/a	\$0
Permit Costs				0.00	\$0	n/a	\$0
Other (as needed)	\$250	3-Apr-2022	3-May-2022	0.08	\$1	n/a	\$1

Notes for DELAYED costs

Estimated cost to submit the final record for Incident No. 376525 (\$250). The Date Required is the date the final record was due and the Final Date is the date of compliance.

Avoided Costs

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

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

Notes for AVOIDED costs

Approx. Cost of Compliance

\$250

TOTAL

\$1



Compliance History Report

Compliance History Report for CN601549132, RN100213107, Rating Year 2024 which includes Compliance History (CH) components from September 1, 2019, through August 31, 2024.

Customer, Respondent, or Owner/Operator:	CN601549132, Channel Energy Center, LLC	Classification:	SATISFACTORY	Rating:	0.17
Regulated Entity:	RN100213107, CHANNEL ENERGY CENTER	Classification:	SATISFACTORY	Rating:	0.17
Complexity Points:	22	Repeat Violator:	NO		
CH Group:	06 - Electric Power Generation				
Location:	451 Light Company Road in Pasadena, Harris County, Texas				
TCEQ Region:	REGION 12 - HOUSTON				

ID Number(s):

AIR OPERATING PERMITS ACCOUNT NUMBER HX2690V
AIR NEW SOURCE PERMITS PERMIT 42179

AIR NEW SOURCE PERMITS AFS NUM 4820101537
AIR NEW SOURCE PERMITS EPA PERMIT N021
AIR NEW SOURCE PERMITS EPA PERMIT N021M1
AIR NEW SOURCE PERMITS REGISTRATION 163539
AIR NEW SOURCE PERMITS REGISTRATION 156050
AIR EMISSIONS INVENTORY ACCOUNT NUMBER HX2690V
INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE REGISTRATION # (SWR) 86715
TAX RELIEF ID NUMBER 18720
TAX RELIEF ID NUMBER 18708
TAX RELIEF ID NUMBER 18705

AIR OPERATING PERMITS PERMIT 2084
AIR NEW SOURCE PERMITS ACCOUNT NUMBER HX2690V
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX955
AIR NEW SOURCE PERMITS EPA PERMIT PSDTX955M1
AIR NEW SOURCE PERMITS EPA PERMIT GHGPSDTX8
AIR NEW SOURCE PERMITS REGISTRATION 164774
AIR NEW SOURCE PERMITS REGISTRATION 159449
INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXR000042192
TAX RELIEF ID NUMBER 18716
TAX RELIEF ID NUMBER 18724
TAX RELIEF ID NUMBER 18722

Compliance History Period: September 01, 2019 to August 31, 2024 **Rating Year:** 2024 **Rating Date:** 09/01/2024

Date Compliance History Report Prepared: March 21, 2025

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: March 21, 2020 to March 21, 2025

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

Name: Yuliya Dunaway

Phone: (210) 403-4077

Site and Owner/Operator History:

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

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

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

N/A

B. Criminal convictions:

N/A

C. Chronic excessive emissions events:

N/A

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

Item 1	June 11, 2020	(1632607)
Item 2	May 23, 2022	(1796573)

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:	05/23/2024	(1967080)	
	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) Special Condition 2A PERMIT Special Term and Condition 8 OP		
	Description:	Failure to comply with auxiliary boiler (EPN: AUXBOIL2) 0.015 pound per million British thermal units (lb/MMBtu) emission limit for NOx (Category B12)		

F. Environmental audits:

N/A

G. Type of environmental management systems (EMSs):

N/A

H. Voluntary on-site compliance assessment dates:

N/A

I. Participation in a voluntary pollution reduction program:

N/A

J. Early compliance:

N/A

Sites Outside of Texas:

N/A

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
CHANNEL ENERGY CENTER, LLC
RN100213107

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

AGREED ORDER DOCKET NO. 2023-0966-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 Channel Energy Center, LLC (the "Respondent") under the authority of TEX. HEALTH & SAFETY CODE ch. 382 and TEX. WATER CODE ch. 7. The Executive Director of the TCEQ, through the Enforcement Division, and the Respondent together stipulate that:

1. The Respondent owns and operates a power generation facility located at 451 Light Company Road in Pasadena, Harris 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 \$14,925 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$11,940 of the penalty and \$2,985 is deferred contingent upon the Respondent's timely and satisfactory compliance with all the terms of this Order. The deferred amount shall be waived only upon full compliance with all the terms and conditions contained in this Order. If the Respondent fails to timely and satisfactorily comply with any of the terms or requirements contained in this Order, the Executive Director may demand payment of all or part of the deferred penalty amount.
5. The Executive Director and the Respondent agree on a settlement of the matters alleged in this enforcement action, subject to final approval in accordance with 30 TEX. ADMIN. CODE § 70.10(a). Any notice and procedures, which might otherwise be authorized or required in this action, are waived in the interest of a more timely resolution of the matter.

6. The Executive Director may, without further notice or hearing, refer this matter to the Office of the Attorney General of the State of Texas ("OAG") for further enforcement proceedings if the Executive Director determines that the Respondent has not complied with one or more of the terms or conditions in this Order.
7. This Order represents the complete and fully integrated agreement of the parties. The provisions of this Order are deemed severable and, if a court of competent jurisdiction or other appropriate authority deems any provision of this Order unenforceable, the remaining provisions shall be valid and enforceable.
8. This Order shall terminate five years from its effective date or upon compliance with all the terms and conditions set forth in this Order, whichever is later.
9. The Executive Director recognizes that the Respondent implemented the following corrective measures at the Plant:
 - a. On February 7, 2022, submitted the initial notification for Incident No. 373967.
 - b. On March 24, 2025, installed pipe covers (socks) on the outlet pipes of all the safety relief valves ("SRV") in the system, reduced the system pressure being maintained by the regulators that control the supply of ammonia from the storage tanks to the distribution header, and created an alarm to alert the operator if the ammonia supply valve to a unit goes closed during operation in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 373967.
 - c. On March 21, 2022, submitted the initial notification for Incident No. 376525.
 - d. On May 3, 2022, submitted the final record for Incident No. 376525.
 - e. On August 22, 2023, removed the South Ammonia Tank from service, performed test on all SRV, and replaced leaking SRV RV-71A in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 376525.
 - f. On August 31, 2023, re-trained all affected personnel on the event reporting and documentation requirements, updated the spill/event reporting matrix to include air emissions event reporting requirements for recordable and reportable events, and posted a copy of the reporting matrix in the control room to facilitate a quick reference as to the requirements to report releases in order to ensure that the initial notifications for reportable emissions events are submitted in a timely manner.

II. ALLEGATIONS

1. During a record review for the Plant conducted from February 7, 2022 through June 26, 2023, an investigator documented that the Respondent:
 - a. Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), New Source Review Permit ("NSR") Nos. 42179, PSDTX955M1, and N021M1, Special Conditions ("SC") No. 33, Federal Operating Permit ("FOP") No. O2084, General Terms and Conditions ("GTC") and

Special Terms and Conditions ("STC") No. 8, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 135.00 pounds ("lbs") of ammonia as fugitive emissions, during an emissions event (Incident No. 373967) that began on February 5, 2022 and lasted 21 hours and six minutes.

- b. Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event, in violation of 30 TEX. ADMIN. CODE §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O2084, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the initial notification for Incident No. 373967 was due by February 6, 2022 at 12:33 p.m., but was not submitted until February 7, 2022 at 9:11 a.m.
2. During a record review for the Plant conducted from November 9, 2022 through December 8, 2022, an investigator documented that the Respondent:
 - a. Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 101.20(3), 116.115(c), and 122.143(4), NSR Permit Nos. 42179, PSDTX955M1, and N021M1, SC No. 33, FOP No. O2084, GTC and STC No. 8, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 588.00 lbs of ammonia as fugitive emissions, during an emissions event (Incident No. 376525) that began on March 19, 2022 and lasted 24 hours and 49 minutes.
 - b. Failed to submit an initial notification for a reportable emissions event no later than 24 hours after the discovery of an emissions event, in violation of 30 TEX. ADMIN. CODE §§ 101.201(a)(1)(B) and 122.143(4), FOP No. O2084, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the initial notification for Incident No. 376525 was due by March 20, 2022 at 7:12 a.m., but was not submitted until March 21, 2022 at 3:30 p.m.
 - c. Failed to submit a final record for a reportable emissions event no later than two weeks after the end of the emissions event, in violation of 30 TEX. ADMIN. CODE §§ 101.201(c) and 122.143(4), FOP No. O2084, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the final record for Incident No. 376525 was due by April 3, 2022, but was not submitted until May 3, 2022.

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: Channel Energy Center, LLC, Docket No. 2023-0966-AIR-E" to:

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

2. All relief not expressly granted in this Order is denied.
3. The duties and provisions imposed by this Order shall apply to and be binding upon the Respondent. The Respondent is ordered to give notice of this Order to personnel who maintain day-to-day control over the Plant operations referenced in this Order.
4. The Executive Director may grant an extension of any deadline in this Order or in any plan, report, or other document submitted pursuant to this Order, upon a written and substantiated showing of good cause. All requests for extensions by the Respondent shall be made in writing to the Executive Director. Extensions are not effective until the Respondent receives written approval from the Executive Director. The determination of what constitutes good cause rests solely with the Executive Director.
5. 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.
6. 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.
7. 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

Krista Mello-Jurach

For the Executive Director

Date

07/21/2025

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.

Katherine Piper

Signature

Katherine Piper

Name (Printed or typed)
Authorized Representative of
Channel Energy Center, LLC

April 22, 2025

Date

Senior Vice President, General Counsel & Corporate Secretary

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.