

Executive Summary – Enforcement Matter – Case No. 66038
Huntsman Petrochemical LLC
RN100219740
Docket No. 2024-0821-AIR-E

Order Type:

1660 Agreed Order

Findings Order Justification:

N/A

Media:

AIR

Small Business:

No

Location(s) Where Violation(s) Occurred:

Huntsman Petrochemical Conroe Plant, 5451 Jefferson Chemical Road, Conroe,
Montgomery County

Type of Operation:

Chemical manufacturing plant

Other Significant Matters:

Additional Pending Enforcement Actions: No

Past-Due Penalties: No

Other: N/A

Interested Third-Parties: None

Texas Register Publication Date: August 23, 2024

Comments Received: No

Penalty Information

Total Penalty Assessed: \$10,800

Amount Deferred for Expedited Settlement: \$2,160

Total Paid to General Revenue: \$8,640

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: May 10, 2024

Date(s) of NOE(s): May 10, 2024

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Docket No. 2024-0821-AIR-E

Violation Information

Failed to prevent unauthorized emissions. Specifically, the Respondent released 32.25 pounds of ethylene oxide as fugitive emissions, during an emissions event (Incident No. 410227) that occurred on September 21, 2023 and lasted 12 minutes [30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), New Source Review Permit No. 4788, Special Conditions No. 1, Federal Operating Permit No. O1384, General Terms and Conditions and Special Terms and Conditions No. 20, and TEX. HEALTH & SAFETY CODE § 382.085(b)].

Corrective Actions/Technical Requirements

Corrective Action(s) Completed:

By May 6, 2024, the Respondent held a meeting to perform a risk ranking scenario for a leak in the Ethylene Oxide supply manifold at the D Kettles Unit, implemented more robust operator training on the Management of Change/Pre-Startup Safety Review requirements, held monthly safety meetings and discussed examples of changes that require Management of Change, implemented the revised Management of Change guidance document, and notified the affected personnel of the changes to the Management of Change guidance document in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 410227.

Technical Requirements:

N/A

Contact Information

TCEQ Attorney: N/A

TCEQ Enforcement Coordinator: Johnnie Wu, Enforcement Division, Enforcement Team 2, MC 219, (512) 239-2524; Michael Parrish, Enforcement Division, MC 219, (512) 239-2548

Respondent: Jose Ignacio Garcia de Albizu, Plant Director, Huntsman Petrochemical LLC, 5451 Jefferson Chemical Road, Conroe, Texas 77301

Respondent's Attorney: N/A



Penalty Calculation Worksheet (PCW)

Policy Revision 5 (January 28, 2021)

PCW Revision February 11, 2021

DATES	Assigned	15-May-2024	Screening	15-May-2024	EPA Due	
	PCW	13-Jul-2024				

RESPONDENT/FACILITY INFORMATION

Respondent	Huntsman Petrochemical LLC
Reg. Ent. Ref. No.	RN100219740
Facility/Site Region	12-Houston
Major/Minor Source	Major

CASE INFORMATION

Enf./Case ID No.	66038	No. of Violations	1
Docket No.	2024-0821-AIR-E	Order Type	1660
Media Program(s)	Air	Government/Non-Profit	No
Multi-Media		Enf. Coordinator	Johnnie Wu
		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	\$7,500
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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	69.0%	Adjustment	Subtotals 2, 3, & 7	\$5,175
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Notes: Enhancement for two NOVs with same/similar violations, two NOVs with dissimilar violations, and three orders containing a denial of liability. Reduction for three notices of intent to conduct an audit and one disclosure of violations.

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	-\$1,875
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Economic Benefit	0.0%	Enhancement*	Subtotal 6	\$0
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Total EB Amounts \$156
Estimated Cost of Compliance \$5,000
*Capped at the Total EB \$ Amount

SUM OF SUBTOTALS 1-7	Final Subtotal	\$10,800
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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	\$10,800
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STATUTORY LIMIT ADJUSTMENT	Final Assessed Penalty	\$10,800
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DEFERRAL	20.0%	Reduction	Adjustment	-\$2,160
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Reduces the Final Assessed Penalty by the indicated percentage.

Notes:

Deferral offered for expedited settlement.

PAYABLE PENALTY	\$8,640
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Screening Date	15-May-2024	Docket No.	2024-0821-AIR-E	PCW
Respondent	Huntsman Petrochemical LLC			<i>Policy Revision 5 (January 28, 2021)</i>
Case ID No.	66038			<i>PCW Revision February 11, 2021</i>
Reg. Ent. Reference No.	RN100219740			
Media	Air			
Enf. Coordinator	Johnnie Wu			

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>)	2	10%
	Other written NOVs	2	4%
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>)	3	-3%
	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>)	1	-2%
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) 69%

>> Repeat Violator (Subtotal 3)

No

Adjustment Percentage (Subtotal 3) 0%

>> Compliance History Person Classification (Subtotal 7)

Satisfactory Performer

Adjustment Percentage (Subtotal 7) 0%

>> Compliance History Summary

Compliance History Notes

Enhancement for two NOVs with same/similar violations, two NOVs with dissimilar violations, and three orders containing a denial of liability. Reduction for three notices of intent to conduct an audit and one disclosure of violations.

Total Compliance History Adjustment Percentage (Subtotals 2, 3, & 7) 69%

>> Final Compliance History Adjustment

Final Adjustment Percentage *capped at 100% 69%

Screening Date	15-May-2024	Docket No.	2024-0821-AIR-E	PCW
Respondent	Huntsman Petrochemical LLC			Policy Revision 5 (January 28, 2021)
Case ID No.	66038			PCW Revision February 11, 2021
Reg. Ent. Reference No.	RN100219740			
Media	Air			
Enf. Coordinator	Johnnie Wu			
Violation Number	1			
Rule Cite(s)	30 Tex. Admin. Code §§ 116.115(c) and 122.143(4), New Source Review Permit No. 4788, Special Conditions No. 1, Federal Operating Permit No. O1384, General Terms and Conditions and Special Terms and Conditions No. 20, and Tex. Health & Safety Code § 382.085(b)			
Violation Description	Failed to prevent unauthorized emissions. Specifically, the Respondent released 32.25 pounds of ethylene oxide as fugitive emissions, during an emissions event (Incident No. 410227) that occurred on September 21, 2023 and lasted 12 minutes.			
		Base Penalty	\$25,000	
>> Environmental, Property and Human Health Matrix				
OR	Release	Harm		
		Major Moderate Minor		
	Actual Potential			x
			Percent	30.0%
>>Programmatic Matrix				
	Falsification	Major	Moderate	Minor
			Percent	0.0%
Matrix Notes	Human health or the environment has been exposed to insignificant amounts of pollutants that do not exceed levels that are protective of human health or environmental receptors as a result of the violation.			
		Adjustment	\$17,500	
			\$7,500	
Violation Events				
	Number of Violation Events	1	Number of violation days	1
	daily			
	weekly			
	monthly	x		
	quarterly			
	semiannual			
	annual			
	single event			
		Violation Base Penalty \$7,500		
	One monthly event is recommended.			
Good Faith Efforts to Comply				
		25.0%	Reduction	\$1,875
	Extraordinary			
	Ordinary	x		
	N/A			
	Notes	The Respondent completed the corrective measures by May 6, 2024, prior to the Notice of Enforcement dated May 10, 2024.		
		Violation Subtotal	\$5,625	
Economic Benefit (EB) for this violation				
	Estimated EB Amount	\$156	Violation Final Penalty Total	\$10,800
	This violation Final Assessed Penalty (adjusted for limits)			\$10,800

Economic Benefit Worksheet

Respondent Huntsman Petrochemical LLC
Case ID No. 66038
Reg. Ent. Reference No. RN100219740
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)	\$5,000	21-Sep-2023	6-May-2024	0.62	\$156	n/a	\$156

Notes for DELAYED costs

Estimated cost to hold a meeting to perform a risk ranking scenario for a leak in the Ethylene Oxide supply manifold at the D Kettles Unit, implement more robust operator training on the Management of Change/Pre-Startup Safety Review requirements, hold monthly safety meetings and discuss examples of changes that require Management of Change, implement the revised Management of Change guidance document, and notify the affected personnel of the changes to the Management of Change guidance document in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 410227. The Date Required is the date the emissions event occurred 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

\$5,000

TOTAL

\$156



Compliance History Report

Compliance History Report for CN603603093, RN100219740, Rating Year 2023 which includes Compliance History (CH) components from September 1, 2018, through August 31, 2023.

Customer, Respondent, or Owner/Operator: CN603603093, Huntsman Petrochemical LLC **Classification:** SATISFACTORY **Rating:** 8.16

Regulated Entity: RN100219740, HUNTSMAN PETROCHEMICAL CONROE PLANT **Classification:** SATISFACTORY **Rating:** 7.84

Complexity Points: 28 **Repeat Violator:** NO

CH Group: 05 - Chemical Manufacturing

Location: 5451 Jefferson Chemical Road, Conroe, Montgomery County, Texas 77301-6837

TCEQ Region: REGION 12 - HOUSTON

ID Number(s):

AIR OPERATING PERMITS ACCOUNT NUMBER MQ0012Q

AIR NEW SOURCE PERMITS ACCOUNT NUMBER MQ0012Q

AIR NEW SOURCE PERMITS PERMIT 20123

AIR NEW SOURCE PERMITS REGISTRATION 170646

AIR NEW SOURCE PERMITS REGISTRATION 168826

AIR NEW SOURCE PERMITS REGISTRATION 167850

AIR NEW SOURCE PERMITS REGISTRATION 168229

AIR NEW SOURCE PERMITS REGISTRATION 167516

AIR NEW SOURCE PERMITS REGISTRATION 166075

AIR NEW SOURCE PERMITS REGISTRATION 169691

AIR NEW SOURCE PERMITS REGISTRATION 169858

AIR NEW SOURCE PERMITS REGISTRATION 165748

AIR NEW SOURCE PERMITS REGISTRATION 166336

AIR NEW SOURCE PERMITS REGISTRATION 169645

AIR NEW SOURCE PERMITS REGISTRATION 170930

AIR NEW SOURCE PERMITS REGISTRATION 166598

AIR NEW SOURCE PERMITS REGISTRATION 154695

AIR NEW SOURCE PERMITS REGISTRATION 162465

AIR NEW SOURCE PERMITS REGISTRATION 160658

AIR NEW SOURCE PERMITS REGISTRATION 156134

AIR NEW SOURCE PERMITS REGISTRATION 170197

AIR NEW SOURCE PERMITS REGISTRATION 170587

AIR NEW SOURCE PERMITS REGISTRATION 176025

AIR NEW SOURCE PERMITS REGISTRATION 172268

STORMWATER PERMIT TXR05FC17

WASTEWATER EPA ID TX0005592

POLLUTION PREVENTION PLANNING ID NUMBER P00680

INDUSTRIAL AND HAZARDOUS WASTE SOLID WASTE REGISTRATION # (SWR) 30094

TAX RELIEF ID NUMBER 16157

AIR OPERATING PERMITS PERMIT 1384

AIR NEW SOURCE PERMITS PERMIT 4788

AIR NEW SOURCE PERMITS PERMIT 42682

AIR NEW SOURCE PERMITS REGISTRATION 170859

AIR NEW SOURCE PERMITS AFS NUM 4833900005

AIR NEW SOURCE PERMITS REGISTRATION 166329

AIR NEW SOURCE PERMITS REGISTRATION 165816

AIR NEW SOURCE PERMITS REGISTRATION 168228

AIR NEW SOURCE PERMITS REGISTRATION 169485

AIR NEW SOURCE PERMITS REGISTRATION 163050

AIR NEW SOURCE PERMITS REGISTRATION 163806

AIR NEW SOURCE PERMITS REGISTRATION 166769

AIR NEW SOURCE PERMITS REGISTRATION 169890

AIR NEW SOURCE PERMITS REGISTRATION 171302

AIR NEW SOURCE PERMITS REGISTRATION 162983

AIR NEW SOURCE PERMITS REGISTRATION 161247

AIR NEW SOURCE PERMITS REGISTRATION 155478

AIR NEW SOURCE PERMITS REGISTRATION 158313

AIR NEW SOURCE PERMITS REGISTRATION 157035

AIR NEW SOURCE PERMITS REGISTRATION 170142

AIR NEW SOURCE PERMITS REGISTRATION 173689

AIR NEW SOURCE PERMITS REGISTRATION 173690

AIR NEW SOURCE PERMITS REGISTRATION 173688

IHW CORRECTIVE ACTION SOLID WASTE

REGISTRATION # (SWR) 30094

WASTEWATER PERMIT WQ0000584000

AIR EMISSIONS INVENTORY ACCOUNT NUMBER MQ0012Q

INDUSTRIAL AND HAZARDOUS WASTE EPA ID TXD008076853

INDUSTRIAL AND HAZARDOUS WASTE PERMIT 50227

TAX RELIEF ID NUMBER 16156

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

Date Compliance History Report Prepared: May 13, 2024

Agency Decision Requiring Compliance History: Enforcement

Component Period Selected: May 13, 2019 to May 13, 2024

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

Name: Johnnie Wu

Phone: (512) 239-2524

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: 01/21/2020 ADMINORDER 2019-0365-IWD-E (1660 Order-Agreed Order With Denial)
Classification: Moderate
Citation: 2D TWC Chapter 26, SubChapter A 26.121(a)(1)
30 TAC Chapter 305, SubChapter F 305.125(1)
Rqmt Prov: Eff Lim & Mon Req No. 1 Outfall No. 001 PERMIT
Description: Failure to comply with permit effluent limits as documented by a TCEQ record review of self-reported data.
- 2 Effective Date: 12/21/2021 ADMINORDER 2020-1593-AIR-E (1660 Order-Agreed Order With Denial)
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: 4788 PERMIT
Description: Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), New Source Review ("NSR") Permit No. 4788, Special Conditions ("SC") No. 1, Federal Operating Permit ("FOP") No. O1384, General Terms and Conditions ("GTC") and Special Terms and Conditions ("STC") No. 16, and TEX. HEALTH & SAFETY CODE §382.085(b). Specifically, the Respondent released 36.50 pounds ("lbs") of ethylene oxide as fugitive emissions, during an emissions event (Incident No. 294131 was due by October 25, 2018, but was not submitted until November 9, 2018.
Classification: Moderate
Citation: 30 TAC Chapter 101, SubChapter F 101.201(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Description: 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. O1384, GTC and STC No. 2.F, and TEX. HEALTH & SAFETY CODE §382.085(b). Specifically, the final record for Incident No. 294131 was due by October 25, 2018, but was not submitted until November 9, 2018.
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: 4788 PERMIT
Description: Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 4788, SC No. 1, FOP No. O1384, GTC and STC No. 16, and TEX. HEALTH & SAFETY CODE §382.085(b). Specifically, the Respondent released 150 lbs of ammonia as fugitive emissions, during an emissions event (Incident No. 320177) that occurred on September 3, 2019 and lasted seven hours. The emissions event occurred due to a pinhole leak on the Ammonia Tower bottom level tap,
Classification: Moderate
Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
5C THSC Chapter 382 382.085(b)
Rqmt Prov: 4788 PERMIT
Description: Failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), NSR Permit No. 4788, SC No. 1, FOP No. O1384, GTC and STC No. 16, and TEX. HEALTH & SAFETY CODE §382.085(b). Specifically, the Respondent released 500 lbs of 3-methoxypropylamine as fugitive emissions, during an emissions event (Incident No. 294131) that occurred on October 11, 2018 and lasted five hours. The emissions event occurred due to a gasket failure on the manway while materi

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	June 20, 2019	(1583236)
Item 2	August 20, 2019	(1599472)
Item 3	August 28, 2019	(1582943)
Item 4	December 18, 2019	(1626389)
Item 5	January 20, 2020	(1634030)
Item 6	February 18, 2020	(1640649)
Item 7	February 19, 2020	(1630846)
Item 8	March 13, 2020	(1647169)
Item 9	April 15, 2020	(1653505)
Item 10	May 12, 2020	(1660091)
Item 11	May 26, 2020	(1646644)
Item 12	June 11, 2020	(1666596)
Item 13	July 13, 2020	(1673553)
Item 14	August 19, 2020	(1680328)
Item 15	August 20, 2020	(1633854)
Item 16	September 30, 2020	(1672811)
Item 17	October 12, 2020	(1693244)
Item 18	November 13, 2020	(1712422)
Item 19	November 19, 2020	(1686050)
Item 20	December 18, 2020	(1712423)
Item 21	January 18, 2021	(1712424)
Item 22	February 17, 2021	(1725477)
Item 23	March 19, 2021	(1725478)
Item 24	April 19, 2021	(1725479)
Item 25	May 19, 2021	(1740048)
Item 26	June 17, 2021	(1747570)
Item 27	July 13, 2021	(1751693)
Item 28	August 17, 2021	(1757157)
Item 29	August 25, 2021	(1672559)
Item 30	October 19, 2021	(1776640)
Item 31	December 14, 2021	(1790633)
Item 32	January 18, 2022	(1798428)
Item 33	February 14, 2022	(1806303)
Item 34	February 17, 2022	(1794747)
Item 35	March 17, 2022	(1813368)
Item 36	April 14, 2022	(1803263)
Item 37	April 20, 2022	(1819940)
Item 38	May 18, 2022	(1828780)
Item 39	June 13, 2022	(1835070)
Item 40	July 20, 2022	(1812789)
Item 41	August 15, 2022	(1848410)
Item 42	October 10, 2022	(1862564)
Item 43	November 15, 2022	(1869479)
Item 44	December 13, 2022	(1875326)
Item 45	February 16, 2023	(1889965)
Item 46	February 28, 2023	(1874600)
Item 47	March 22, 2023	(1894404)
Item 48	April 17, 2023	(1842080)
Item 49	May 18, 2023	(1912496)
Item 50	May 23, 2023	(1896907)
Item 51	May 26, 2023	(1888979)
Item 52	June 15, 2023	(1919096)
Item 53	July 19, 2023	(1926061)
Item 54	August 15, 2023	(1933026)
Item 55	September 18, 2023	(1939160)
Item 56	October 16, 2023	(1946012)
Item 57	November 09, 2023	(1879767)
Item 58	December 14, 2023	(1961466)
Item 59	January 17, 2024	(1968061)
Item 60	February 21, 2024	(1972048)
Item 61	March 14, 2024	(1983690)

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: 05/17/2023 (1880177)
- Self Report? NO Classification: Minor
- Citation: 30 TAC Chapter 115, SubChapter D 115.352(2)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.163(c)(1)
 40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(f)(1)
 5C THSC Chapter 382 382.085(b)
 Special Condition 11I PERMIT
 Special Condition 21I PERMIT
 Special Condition 5J PERMIT
 Special Term and Condition 17 OP
 Special Term and Condition 1A OP
- Description: Failure to repair leak within the required time frame for tag numbers
 66895-000 and 70070-000 (Category C4).
- Self Report? NO Classification: Moderate
- Citation: 30 TAC Chapter 117, SubChapter B 117.310(f)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Term and Condition 1A OP
- Description: Failure to operate engine (EPN: PF92) for testing or maintenance after the
 hours of 6 AM to noon (Category C4).
- Self Report? NO Classification: Moderate
- Citation: 30 TAC Chapter 117, SubChapter B 117.310(f)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Term and Condition 1A OP
- Description: Failure to operate engine (EPN: PF41) for testing or maintenance after the
 hours of 6 AM to noon (Category C4).
- 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 for the reporting period of
 September 1, 2021 through February 28, 2022 (Category B3).
- 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 for the reporting period of March
 1, 2022 through August 31, 2022 (Category B3).
- 2 Date: 10/31/2023 (1951704)
- 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
- 3 Date: 01/04/2024 (1938760)
- 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)
 5C THSC Chapter 382 382.085(b)
 Special Condition 5F PERMIT
 Special Term and Condition 17 OP
 Special Term and Condition 1A OP
- Description: Failure to prevent an open-ended line (OEL) on Tag Number: 68436-000
 (Category C10).
- Self Report? NO Classification: Minor
- Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 5C THSC Chapter 382 382.085(b)
 Special Condition 38 PERMIT

Special Term and Condition 17 OP

Description: Failure to maintain temperature for Caustic Scrubbers (EPNs: FD42 and FG32) within permitted limits (Category C4).

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 EEE 63.1209(b)(2)(i)
5C THSC Chapter 382 382.085(b)
Special Condition 6 PERMIT
Special Term and Condition 17 OP
Special Term and Condition 1A OP

Description: Failure to conduct the annual thermocouple calibrations for Incinerator (EPN: RF-70) (Category B1).

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 1 PERMIT
Special Term and Condition 17 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) pounds per hour limit for carbon monoxide (CO) from the Flare (EPN: RF60) (Category B13).

Self Report? NO Classification: Minor

Citation: 5C THSC Chapter 382 382.085(b)
Special Term and Condition 3(A)(iv)(1) OP

Description: Failure to conduct quarterly visible emission observations for Thermal Oxidizer (EPN: RA85) (Category C1).

Self Report? NO Classification: Moderate

Citation: Special Condition 6 PERMIT
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 EEE 63.1206(c)(6)
5C THSC Chapter 382 382.085(b)
Special Term and Condition 17 OP
Special Term and Condition 1A OP

Description: Failure to conduct annual recertification training for personnel operating the Incinerator (EPN: RF-70) (Category B17).

Self Report? NO Classification: Minor

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

Description: Failure to complete a final record for one non-reportable emissions event within 14 days (Category B3).

Self Report? NO Classification: Minor

Citation: Special Condition 39 PERMIT
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 Term and Condition 17 OP

Description: Failure to conduct the weekly Total Dissolved Solids (TDS)sampling for Cooling Towers (EPN: UC678 and UF349) (Category C1).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.354(11)
30 TAC Chapter 116, SubChapter B 116.115(c)
30 TAC Chapter 122, SubChapter B 122.143(4)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.163(b)(1)
40 CFR Chapter 63, SubChapter C, PT 63, SubPT H 63.168(d)(1)(i)
5C THSC Chapter 382 382.085(b)
Special Condition 5E PERMIT
Special Term and Condition 17 OP
Special Term and Condition 1A OP

Description: Failure to conduct monthly monitoring for fugitive components for Fugitive Units (EPNs: DKETT-PPP, BCAREA-VHP, GKETT-VHP, SAU-MON, TKFARM-HON, TKFARM-MON, TKFARM-VHP, and UNLOAD-HON) (Category C1).

Self Report? NO Classification: Minor

Citation: 30 TAC Chapter 115, SubChapter D 115.354(2)
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 5G PERMIT
Special Condition 5H PERMIT
Special Term and Condition 17 OP
Special Term and Condition 1A OP

Description: Failure to conduct quarterly monitoring for fugitive components for Fugitive Units (EPNs: DKETT-PPP, AAU-L-HON, TKFARM-HON, AAU-MON, BCAREA-MON, JAUII-MON, SAU-MON, TKFARM-MON, UNLOAD-MON, AAU-VHP, DKETT-VHP, BCAREA-VHP, JAUI-VHP, JAUIII-VHP, SAU-VHP, TKFARM-VHP, and UNLOAD-VHP) (Category C1).

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 5D OP
Special Term and Condition 17 OP

Description: Failure to conduct annual monitoring for fugitive components for Fugitive Units (EPNs: DKETT-PPP, GKETT-PPP, AAU-L-HON, TKFARM-HON, CARB1-HON, BCAREA-MON, SAU-MON, TKFARM-MON, AAU-VHP, DKETT-VHP, GKETT-VHP, BCAREA-VHP, JAUI-VHP, SAU-VHP, CARB2-VHP, RAIL-VHP) (Category B1).

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 1 PERMIT
Special Term and Condition 17 OP

Description: Failure to prevent exceedance of the Maximum Allowable Emission Rate (MAER) pounds per hour limit for volatile organic compounds (VOCs) from the Caustic Scrubber (EPN: FE42) (Category B13).

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 9C PERMIT
Special Term and Condition 17 OP

Description: Failure to prevent exceedance of parts per million hourly limit for carbon monoxide (CO) from the Incinerator (EPN: RF70) (Category B13).

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 for the reporting period of March 1, 2019 through August 31, 2019 (Category B3).

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 for the reporting period of September 1, 2019 through February 28, 2020 (Category B3).

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 for the reporting period of March 1, 2020 through August 31, 2020 (Category B3).

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 for the reporting period of September 1, 2020 through February 28, 2021 (Category B3).

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 for the reporting period of March 1, 2021 through August 31, 2021 (Category B3).

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 for the reporting period of September 1, 2021 through February 28, 2022 (Category B3)
 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 for the reporting period of March 1, 2022 through August 31, 2022 (Category B3).

4 Date: 01/31/2024 (1977125)
 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

F. Environmental audits:

Notice of Intent Date: 04/13/2021 (1710245)
 No DOV Associated

Notice of Intent Date: 03/08/2022 (1802346)
 Disclosure Date: 05/23/2022

Viol. Minor
 Citation: 30 TAC Chapter 106, SubChapter A 106.8(c)
 30 TAC Chapter 122, SubChapter B 122.143(4)
 Rqmt Prov: OP STC 18

Description: Failed to retain records required by 30 Tex. Admin. Code § 106.8, including such documentation as a copy of the rule in effect at the time of the authorization, sufficient information to demonstrate compliance, and records of air contaminants emitted.

Viol. Moderate
 Citation: 30 TAC Chapter 101, SubChapter A 101.20(1)
 30 TAC Chapter 116, SubChapter B 116.115(c)
 40 CFR Chapter 60, SubChapter C, PT 60, SubPT Db 60.49b(d)
 Rqmt Prov: PERMIT SC 17
 PERMIT SC 40, 44

Description: Failed to maintain certain records at the Facility to demonstrate compliance with rolling 12-month totals.

Viol. Moderate
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT SC 49

Description: Failed to document daily records for vacuum trucks as per NSR Permit No. 4788, Special Conditions No. 49.C(1)-(4).

Viol. Moderate
 Classification:
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT SC 18

Description: Failed to complete R-F-70 incinerator baghouse (D-F-30A/B/C) annual inspections.

Viol. Moderate
 Classification:
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT SC 5

Description: Failed to comply with the MAER. Specifically, the CO MMBTU and lb/hr MAER limits on H-F-3 numerous occasions in 2020-2022 and possibly prior.

Viol. Moderate
 Classification:
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT SC 5

Description: Failed to comply with NOx MAER on H-F-2 at various dates in 2020-2021 and possibly prior.

Viol. Minor
 Classification:
 Citation: 30 TAC Chapter 116, SubChapter B 116.115(c)
 Rqmt Prov: PERMIT SC 33D

Description: Failed to calibrate R-A-22 low pressure header flow and R-F-60 total flow to flare tip in 2020 per the annual schedule.

Viol. Minor
 Classification:
 Citation: 30 TAC Chapter 115, SubChapter B 115.126(4)

30 TAC Chapter 122, SubChapter B 122.143(4)

Rqmt Prov: OP SOB

Description: Failed to demonstrate compliance with the exemption from control (<100 lb VOC/continuous 24 hour period) for the LB008 process vent.

Viol. Moderate

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT PPP 63.1429(c)

Description: Failed to secure the F-B-70 bypass valves with a car-seal or a lock-and-key type configuration and perform the visual monthly inspections associated with them.

Viol. Minor

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT F 63.107(a)

Description: Failed to identify LB008 as a process vent associated with an air oxidation reactor, distillation unit, or reactor.

Viol. Moderate

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT F 63.100(b)

Description: Failed to notify an emission point was added to an existing chemical manufacturing process.

Viol. Moderate

Classification:

Citation: 40 CFR Chapter 63, SubChapter C, PT 63, SubPT FFFF 63.2520(e)(10)

Description: Failed to notify that an emission point was added to an existing miscellaneous organic chemical manufacturing process unit.

Viol. Moderate

Classification:

Citation: 30 TAC Chapter 305, SubChapter F 305.125(1)

Rqmt Prov: PERMIT MSGP Table 2

Description: Failed to ensure analytical reporting limits for hazardous metals achieved the Minimum Analytical Levels for numerous metal concentrations in stormwater samples.

Viol. Moderate

Classification:

Citation: 30 TAC Chapter 101, SubChapter A 101.20(2)

40 CFR Chapter 63, SubChapter C, PT 63, SubPT PPP 63.1420(g)(4)

Description: Failed to submit the required notification after an emission point was added to an existing polyether polyol manufacturing process unit.

Viol. Minor

Classification:

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

30 TAC Chapter 116, SubChapter B 116.116

Rqmt Prov: PERMIT GC 1

Description: Failed to meet permit conditions because the color of several tanks do not match the color used to calculate the associated permit limits.

Notice of Intent Date: 07/06/2023 (1918214)

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: HUNTSMAN CONROE PLANT

Reg Entity Add: 5451 JEFFERSON CHEMICAL RD

Reg Entity City: CONROE

Reg Entity No: RN100219740

Reg Entity Name: HUNTSMAN PETROCHEMICAL CONROE

Reg Entity Add: 5451 JEffluent Limit Violations,Not Otherwise Specifi

Reg Entity City: CONROE

Reg Entity No: RN100219740

EPA Case No: 06-2022-3307

Order Issue Date (yyyymmdd): 20211013

Case Result: Final Order With Penalty

Statute: CAA

Sect of Statute: 112[R][7]

Classification: Minor

Program: Risk Management Progra

Citation:

Violation Type: Safety training

Cite Sect:

Cite Part:

Enforcement Action: Administrative Penalty Order With or Without Inj

TEXAS COMMISSION ON ENVIRONMENTAL QUALITY



IN THE MATTER OF AN
ENFORCEMENT ACTION
CONCERNING
HUNTSMAN PETROCHEMICAL LLC
RN100219740

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

AGREED ORDER DOCKET NO. 2024-0821-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 Huntsman Petrochemical 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 chemical manufacturing plant located at 5451 Jefferson Chemical Road in Conroe, Montgomery 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 \$10,800 is assessed by the Commission in settlement of the violations alleged in Section II ("Allegations"). The Respondent paid \$8,640 of the penalty and \$2,160 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 by May 6, 2024, the Respondent held a meeting to perform a risk ranking scenario for a leak in the Ethylene Oxide supply manifold at the D Kettles Unit, implemented more robust operator training on the Management of Change/Pre-Startup Safety Review requirements, held monthly safety meetings and discussed examples of changes that require Management of Change, implemented the revised Management of Change guidance document, and notified the affected personnel of the changes to the Management of Change guidance document in order to prevent the recurrence of emissions events due to the same or similar causes as Incident No. 410227.

II. ALLEGATIONS

During a record review for the Plant conducted on May 10, 2024, an investigator documented that the Respondent failed to prevent unauthorized emissions, in violation of 30 TEX. ADMIN. CODE §§ 116.115(c) and 122.143(4), New Source Review Permit No. 4788, Special Conditions No. 1, Federal Operating Permit No. O1384, General Terms and Conditions and Special Terms and Conditions No. 20, and TEX. HEALTH & SAFETY CODE § 382.085(b). Specifically, the Respondent released 32.25 pounds of ethylene oxide as fugitive emissions, during an emissions event (Incident No. 410227) that occurred on September 21, 2023 and lasted 12 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: Huntsman Petrochemical LLC, Docket No. 2024-0821-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

Date



For the Executive Director

9/3/2024

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

8/2/2024

Date

JOSE IGNACIO GARCIA DE ALBIZU

PLANT DIRECTOR

Title

Name (Printed or typed)
Authorized Representative of
Huntsman Petrochemical LLC

☐ 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.