

**From:** [Jonathan Walling](#)  
**To:** [Kevin Hendricks](#)  
**Cc:** [Randy Robichaux](#); [OCE](#)  
**Subject:** Denbury Request for Enforcement Discretion - Conroe Gas Plant  
**Date:** Monday, March 23, 2020 4:13:50 PM

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Good afternoon, Mr. Hendricks

Your request for enforcement discretion, as presented, relating to routine field monitoring requirements of 40 CFR 60 Subpart OOOOa in Section 60.5400a is approved with the following qualifications:

- Enforcement Discretion is limited to the Texas Commission on Environmental Quality. It does not limit EPA's ability enforce federal regulations;
- This enforcement discretion will be in effect until June 30, 2020. Should an extension beyond this be needed, please re-submit your request; and
- 30 TAC 70.7 relating to Force Majeure is not being evaluated as part of this enforcement discretion approval.

Regards,

Jonathan Walling, Area Director  
Coastal & East Texas Area  
Texas Commission on Environmental Quality

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**From:** Kevin Hendricks <[REDACTED]>  
**Sent:** Monday, March 23, 2020 10:13 AM  
**To:** OCE <[OCE@tceq.texas.gov](mailto:OCE@tceq.texas.gov)>; Ramiro Garcia <[ramiro.garcia@tceq.texas.gov](mailto:ramiro.garcia@tceq.texas.gov)>  
**Cc:** Randy Robichaux <[REDACTED]>  
**Subject:** Denbury Request for Enforcement Discretion - Conroe Gas Plant

Mr. Garcia,

A request for enforcement discretion associated with the onset of COVID-19 (coronavirus) and the Governor's Proclamation of a state of disaster in Texas is attached.

During this period Denbury is requesting enforcement discretion, the facility will still maintain records adequate to document activities related to this request.

Thank you,

**Kevin Hendricks, Environmental Engineering Technical Lead**  
Denbury Resources, Inc., 5320 Legacy Drive, Plano, Texas 75024  
O: 972-673-2529, M: 214-790-2084, [REDACTED]



*communication shall satisfy the requirements for a writing or constitute a contract or electronic signature.*



March 23, 2020

TCEQ Houston Region 12  
Attn: Air Section  
5425 Polk Avenue, Suite H  
Houston, TX 77023-1452

RE: **40 CFR Part 60 Subpart OOOOa  
Request for Enforcement Discretion due to COVID-19  
Conroe Gas Processing Plant – RN100211622  
Permit Number – PBR 143469  
Denbury Onshore, LLC – CN602946782**

Denbury Onshore, LLC (Denbury) respectfully submits this request for enforcement discretion regarding Leak Detection and Repair (LDAR) monitoring at the referenced Denbury operated facility in Montgomery County. The facility is subject to the LDAR requirements of 40 CFR 60 Subpart OOOOa for onshore natural gas processing facilities and follows the appropriate monthly monitoring schedule mandated by this regulation. Denbury would like to request authorization to suspend monthly LDAR monitoring until August 2020.

Denbury is only requesting enforcement discretion for the routine field monitoring requirement of 40 CFR 60 Subpart OOOOa found in 60.5400a. Denbury will continue to inspect for fugitive emission leaks at the facility utilizing audio, visual, & olfactory (AVO) monitoring during day-to-day operation. Denbury will continue to perform repairs in accordance with the remaining requirements of 40 CFR 60 Subpart OOOOa, and air permit requirements of 30 TAC 106.4.

Due to the current pandemic involving COVID-19 (coronavirus), in accordance with infectious disease control guidelines, Denbury has implemented a policy to minimize field work and personnel contact to prevent potential spread of this virus through social distancing. This Denbury health and safety worker protection policy will not allow Denbury to complete the referenced LDAR monitoring on a monthly basis until the risks associated with the current pandemic have been reduced.

It should also be noted that Denbury is claiming Force Majeure on this request as allowed under 30 TAC 70.7. This discontinuation of monthly monitoring will not cause danger to human health or safety, or the environment.

<b>Owner/Operator Name and Address</b>	Denbury Onshore, LLC, 5320 Legacy Drive, Plano, TX 75024
<b>Address of Affected Sources</b>	12770 Koalstad Rd., Conroe, Montgomery County, TX, 77302

If you have any questions regarding this notification, please contact me at [REDACTED] or via phone (972) 673-2529.

Sincerely,

Kevin Hendricks  
Environmental Engineering Technical Lead  
Denbury Onshore, LLC

xc: TCEQ-Air Permits Division – Mail Code 163, 12100 Park 35 Circle, Building F, Room 126, Austin, TX 78753