

From: [Jonathan Walling](#)
To: [REDACTED]
Cc: [OCE](#)
Subject: Enforcement Discretion Request- Hempel
Date: Monday, July 27, 2020 5:21:56 PM
Attachments: [image001.png](#)
Importance: High

Good afternoon, Mr. Pliodzinkas:

The TCEQ has evaluated your request. Based on the information below and subsequent information provided on July 24, 2020, the TCEQ will exercise enforcement discretion for the missed 2nd quarter LDAR monitoring, as required by Special Condition 15 (F) of Hempel's New Source Review Permit 35396.

This enforcement discretion will be in effect until September 30, 2020. The required activities should be completed as soon as practicable, as conditions allow, by this date. Should an extension beyond this be needed, please submit a new request for consideration.

It is approved by the TCEQ that this monitoring will cover 2nd and 3rd quarter requirements if completed by September 30, 2020. Hempel is encouraged to develop strategies to safely implement LDAR monitoring in the event challenges relating to COVID-19 continue to persist.

Fourth quarter monitoring must be completed by December 31, 2020.

Regulated entities must maintain records adequate to document activities related to the noncompliance under enforcement discretion, including details of the regulated entity's best efforts to comply.

Regards,

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

From: Al Pliodzinkas <[REDACTED]>
Sent: Thursday, July 23, 2020 8:54 PM
To: OCE <OCE@tceq.texas.gov>
Cc: Ramiro Garcia <ramiro.garcia@tceq.texas.gov>
Subject: enforcement discretion requests
Importance: High

Re: Permit Number: 35396; Regulated Entity Number: RN102321890; Customer Reference Number: CN603112509

Director, Office of Air:

Dear Director,

Due to the COVID-19 issues our facility has had had issues with getting all compliance monitoring as required by our operating permit performed in a timely manner.

Specifically we need to request to have a variance from Special Condition 15 (F) in our air permit

- Re: Piping, Valves, Connectors, Pumps, Agitators and Compressors, in contact with VOC - Intensive Directed Maintenance – 28MID
 - 15. (F). Accessible valves shall be monitored by leak-checking for fugitive emissions at least quarterly using an approved gas analyzer with a directed maintenance program.

Quarterly fugitive monitoring is conducted by a 3rd party contractor.

Therefore, in order to keep employees as safe as possible the company has a NO VISITOR / Contractor Policy in place for the duration of the pandemic.

Please do not hesitate to contact me regarding this matter.

Please note: we missed seeing the guidance regarding this matter and sent e-mail request to wrong address / addressee.

Al Pliodzinkas
Environmental Specialist



Hempel (USA) Inc.

600 Conroe Park North Dr.
Conroe
77303
United States

Tel: +1 9365236000
Dir: +19365236002
Cell: +1 9365247724

hempel.com