

**From:** [Jonathan Walling](#)  
**To:** [Haley, Nicole](#)  
**Cc:** [Kennebeck, David](#); [OCE](#)  
**Subject:** RATA Extension Request COVID-19- Magellan Corpus Christi  
**Date:** Wednesday, July 1, 2020 11:22:24 AM  
**Attachments:** [20200625 RATA Extension Request COVID-19.pdf](#)  
[image001.png](#)

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Good morning, Ms. Haley:

The permit for Magellan Processing- Corpus Christi Splitting Facility states that the [REDACTED] Continuous Emissions Monitoring Systems (CEMS) Relative Accuracy Test Audit (RATA) for its process heaters (EPN: H-1A & H-1B) be conducted every three years. This test was due June 13, 2020, based on the anniversary of the last test conducted on June 13, 2017. While the TCEQ's preference is that the test be conducted by this date, conducting it within the quarter in which the anniversary date falls is generally acceptable.

Based on the information you have provided, conversations began in February 2020 to conduct the test in June 2020. The test was scheduled to be conducted on June 25, 2020, but could not be conducted due to a process upset at the facility. The test is now scheduled for the week of September 14, 2020, based on the test company's availability.

The TCEQ will exercise enforcement discretion which will be valid until September 18, 2020. The test should be conducted as soon as practicable before this date. If the test is unable to be completed due to COVID-19 challenges, a new request for enforcement discretion will need to be submitted for consideration.

Please note that any subsequent requests for enforcement discretion related to this activity must be submitted prior to September 18, 2020, the expiration of this approval.

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

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**From:** Haley, Nicole <[REDACTED]>  
**Sent:** Friday, June 26, 2020 1:47 PM  
**To:** Ramiro Garcia <[ramiro.garcia@tceq.texas.gov](mailto:ramiro.garcia@tceq.texas.gov)>; OCE <[OCE@tceq.texas.gov](mailto:OCE@tceq.texas.gov)>  
**Cc:** Kennebeck, David <[REDACTED]>  
**Subject:** RATA Extension Request COVID-19

Good Afternoon,

Attached please find a request for enforcement discretion to extend the test deadline for the required [REDACTED] Continuous Emissions Monitoring Systems (CEMS) Relative Accuracy Test Audit (RATA) for our process heaters (EPN: H-1A & H-1B) at our Corpus Christi Splitter facility. If you need additional information or have any questions please contact me. Hope you have a good day.

Thank you,

*Nicole Haley*

Environmental Air Specialist

[REDACTED]

Office: (361)903-1151

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1802 Poth Lane  
Corpus Christi, TX 78407  
(361) 903-1101

June 25, 2020

*Via email:*

[Ramiro.Garcia@tceq.texas.gov](mailto:Ramiro.Garcia@tceq.texas.gov)

[OCE@tceq.texas.gov](mailto:OCE@tceq.texas.gov)

**RE: Enforcement Discretion Request – Extension of Testing Deadline for Heaters Relative Accuracy Test Audits (RATAs) for [REDACTED] for Process Heaters (EPNs: H-1A & H-1B)**

**Magellan Processing, L.P. (Magellan) – Corpus Christi Splitter  
CN604541797; RN102536836; Air Permit 118270; Affected Permit: O-3882;**

Magellan Processing, L.P. is requesting enforcement discretion to extend the test deadline for the required [REDACTED] Continuous Emissions Monitoring Systems (CEMS) Relative Accuracy Test Audit (RATA) for our process heaters (EPN: H-1A & H-1B) at our Corpus Christi Splitter facility. This is required once every three years. The last RATAs were conducted June 13, 2017. This a state requirement only, there is no federal applicability. The tests will be completed as soon as possible, but no later than October 31, 2020.

Testing was scheduled on June 25, 2020. Prior to commencement, the heaters experienced unexpected and unavoidable malfunctions and the tests were cancelled. Due to the COVID-19 backlog of scheduled testing, the test company had to leave for other commitments. The Splitter Process is scheduled for a turnaround beginning August 10, 2020 and the units will not be in operation until the beginning of July. The test has tentatively been rescheduled for the week of September 14, 2020. At this time there is concern of achieving the necessary rates. [REDACTED] due to the lack of feedstock availability, attributable to the COVID-19 pandemic, process rates have been reduced. For these reasons we are requesting enforcement discretion to extend the RATA deadline until October 31, 2020.

Citation of rule/permit provision for which enforcement discretion is requested:  
New Source Review Permit: 118720 [REDACTED] and Title V Permit: O-3882.

If you have any questions or concerns regarding this request, please contact me at (361) 206-9956 or via email at [REDACTED]

Thank you,

Nicole Haley

Environmental Air Specialist