

From: [Jonathan Walling](#)
To: [REDACTED]
Cc: [OCE](#)
Subject: Waiver Request_ GT Logistics
Date: Tuesday, August 18, 2020 8:51:37 AM
Attachments: [GT VCU Waiver Request.docx](#)

Good morning, Mr. Lavergne:

Your request for enforcement discretion, as presented, relating to vapor combustion unit stack testing, as required by Special Condition 20 of New Source Review Permit 141339 and 40 CFR Part 60, at GT Logistic's GT OmniPort Marine Dock in Port Arthur (Jefferson County) 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; and
- This enforcement discretion will be in effect until September 30, 2020. The required test(s) should be conducted as soon as practicable before this date, as conditions allow. Should an extension beyond this be needed, please submit a new request for consideration.

Regulated entities must maintain records adequate to document activities related to any 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: Gerald Lavergne <[REDACTED]>
Sent: Friday, August 14, 2020 3:15 PM
To: Pratima Singh <Pratima.Singh@tceq.texas.gov>; Ricardo Javier Olarte Oviedo <[REDACTED]> OCE <OCE@tceq.texas.gov>
Subject: Waiver Request

Good Afternoon,

Please see the document that I have attached in reference to GT Logistics / Howard Energy Partners and our waiver request for our initial VCU stack testing. If you have any questions or concerns, please feel free to reach out to me. Thanks in advance for your time and consideration in the matter. Enjoy the weekend.

Regards,

Gerald Lavergne

Howard Midstream Energy Partners, LLC Confidentiality Notice

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16211 La Cantera Pkwy, Ste 202
San Antonio, Texas 78256
(210) 298-2222

August 14, 2020

TCEQ Region 10 Office
3870 Eastex Fwy
Beaumont, Texas 77703-1830

Re: MACT Y Notification
GT Logistics, LLC (CN 605381490)
GT OmniPort Marine Dock (RN 102509676)
Permit Number: 141339
Jefferson County, Port Arthur

Good Afternoon,

My name is Gerald Lavergne and I am with GT Logistics / Howard Energy Partners and I am writing to you today on behalf of our company to request a waiver request for our facility's initial VCU stack testing.

On June 4th, 2020 we had a 3rd party contractor (Enrud) submit a test plan on our behalf to conduct our initial VCU stack testing. Unfortunately, due to the unforeseen circumstances revolving around the Covid-19 pandemic, we had several obstacles in which prevented us from making our expected progress in completing the initial VCU stack testing. At our facility we had several key personnel that are directly involved in the coordination and scheduling of the VCU stack testing test positive for the virus. Due to the key personnel such as EHS, Operations, Management, and I&E all being affected, we were forced to ensure the safety of all employees affected and nonaffected were our top priority. This caused significant delays in our scheduling and working process to ensure we stayed in compliance with TCEQ regulations for our initial VCU stack testing.

After having our personnel back in the office and working diligently to get back on track and complete our initial VCU stack testing, we are asking that TCEQ grant us this waiver request so we can accomplish both the initial VCU stack testing for completion and also to remain in compliance with all regulations. I have spoken with Pratima and she informed me that there will be a tele-conference scheduled to discuss the test plan that we have submitted, and we will go forth from there. Due to the Covid-19 pandemic and the current test plan we have submitted, we have yet to receive any invitation to conduct this tele-conference meeting. I also informed Pratima that our company has decided after careful thought and consideration that we are no longer wanting to use Enrud to conduct our stack testing and we would like to use John Zinc instead. In our initial test plan proposal, there was discussions on Enrud using method 18 for the testing and John Zinc would like to use method 19. It is my understanding that therefore the tele-conference will be scheduled prior to the initial testing. We just want to remain transparent throughout this process with all involved parties.



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The TCEQ Air Permit # that is involved 141339 (LDVCU) and our Regulated Entity # is RN102509676. Our goal is to have the test plan submitted next with as we work directly with John Zinc to complete this process. Once we have the test plan and tele-conference with TCEQ and confirmation from both parties that the plan is good, we will immediately begin trying to schedule with our customer, John Zinc, and within ourselves to have a vessel on dock to conduct the initial VCU stack testing. As the Owner/Operator of our facility, we do not own the product and therefore must schedule directly with our customer on their premises of having a capable ship on dock to complete the initial stack testing. Tentatively, we may be able to complete this testing the last week of September or the first full week of October of 2020.

If you have any questions or concerns, please feel free to contact me on my cellphone at 409-719-7468 or via e-mail at [REDACTED]. Thank you for your help in resolving this issue and we look forward to your response. Have a great weekend.

Respectfully,

Gerald Lavergne
EHS/PSM Coordinator