

From: [Jonathan Walling](#)
To: [REDACTED]
Cc: [OCE](#)
Subject: Enforcement Discretion *Please reply immediately*_ WM Rice University
Date: Tuesday, November 10, 2020 5:40:52 PM
Attachments: [untitled](#)
[image001.png](#)
[Enforcement Discretion letter.pdf](#)

Good afternoon, Tanvi Desai:

The TCEQ has evaluated your request. The TCEQ will exercise enforcement discretion for the compliance certification that was submitted approximately 12 days late due to challenges presented by the COVID-19 pandemic.

Please maintain a copy of this correspondence with your records.

Regards,

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

From: [REDACTED] <[REDACTED]>
Sent: Monday, November 9, 2020 2:41 PM
To: Ramiro Garcia <ramiro.garcia@tceq.texas.gov>; OCE <OCE@tceq.texas.gov>
Cc: Travis Lee <Travis.Lee@tceq.texas.gov>
Subject: RE: Enforcement Discretion *Please reply immediately*

Hello,

In response to the below email from Travis Lee, I am sending you request letter for enforcement discretion, please find attached.

Feel free to contact me if you have any question.

Regards,
Tanvi Desai
Project Manager



Corporate Office: 6001 Savoy Dr., Ste. 110
Houston, Texas 77036
832.291.3473
Project Offices Nationwide



**City of Houston
SBE, MBE, DBE & WBE**

----- Original Message -----

Subject: Enforcement Discretion *Please reply immediately*

From: "Travis Lee" <Travis.Lee@tceq.texas.gov>

Date: 11/9/20 10:17 am

To: "██████████" <██████████>

Hi Tanvi,

I was informed to forward the following information to you. Please e-mail the associated emails below regarding your deviation. Let them know what you told me regarding you PCC for the compliance period of March 1, 2019 through February 28, 2020. Your PCC would have been due March 29, 2020, however was submitted on April 10, 2020. The citation that you will reference for this deviation is 30 TAC 122.146(2).

With the onset of COVID-19 (coronavirus) and the Governor's Proclamation of a state of disaster in Texas, the TCEQ is aware that regulated entities may be experiencing an impact from a reduced workforce necessary to maintain normal operations at some facilities.

All regulated entities are encouraged to take all available actions necessary to ensure compliance with environmental regulations and permit requirements to protect the health and safety of Texans and the environment. However, in the instance that noncompliance is unavoidable directly due to impact from the coronavirus, an email box has been established by TCEQ to accept requests for potential enforcement discretion. Regulated entities should email both OCE@tceq.texas.gov and Ramiro.Garcia@tceq.texas.gov with specific information related to enforcement discretion requests. The OCE email box is monitored daily by multiple TCEQ staff who will ensure the requests are expeditiously addressed. The TCEQ's goal is to provide a response to the regulated entity's request within 24 to 48 hours.

The email should at a minimum include the following:

- ***Concise statement supporting request for enforcement discretion***
- ***Anticipated duration of need for enforcement discretion***
- ***Citation of rule / permit provision for which enforcement discretion is requested***

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.

Any questions regarding this guidance should be directed to the OCE email box and a response will be provided.

Let me know when you complete this.

Thanks,



Travis M. Lee
Environmental Investigator
Air Section • Office of Compliance and Enforcement
Region 12 • Houston Regional Office
5425 Polk Ave • Suite H • Houston TX 77023
Phone: **713-767-3747** • Fax: **713-767-3761**



November 19, 2020

Request for Enforcement Discretion

OCE@tceq.texas.gov and Ramiro.Garcia@tceq.texas.gov

Re: Notice of Violation for PCC

William Marsh Rice University

1700 Rice Boulevard, Houston, Harris county, Texas

Regulated Entity Number: 100245968

FOP: 1806

Dear Officer

RSB Environmental (RSB) is responding on behalf of William Marsh Rice University to address the violation issued by Texas Commission on Environmental Quality (TCEQ) Houston Region Office on July 29, 2019.

On September 11, 2020, TCEQ Houston Regional Office requested documentation from March 1, 2019 through February 28, 2020 as part of the audit for William Marshal Rice University facility located at 1700 Rice Boulevard, Houston, Harris County, Texas. As a result of this investigation, violations of 30 TAC 122.146(2) were determined. Please see the below explanation with corrective actions implemented to address this violation.

Violation Resolution:

Compliance Due Date: 03/29/2020

30 TAC 122.146(2)

Failure to submit PCC for the compliance period of March 1, 2019 through February 28, 2020. PCC would have been due March 29, 2020. Due to, COVID-19 outbreak during that period, we were able to submit on April 10, 2020.

Please consider the request for enforcement discretion

If you have any questions or require any additional documents/information, please feel free to reach out to me at (832)-291-3473.

Kind Regards,

Tanvi Desai

Tanvi Desai

Project Manager

RSB Environmental