

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

SHELL CHEMICAL LP

AI # 4384

PROCEEDINGS UNDER THE LOUISIANA
ENVIRONMENTAL QUALITY ACT
LA. R.S. 30:2001, ET SEQ.

* Settlement Tracking No.
* SA-AE-20-0038
*
* Enforcement Tracking No.
* AE-CN-13-01157
*
*
* Docket No. 2019-14549-DEQ
*

SETTLEMENT

The following Settlement is hereby agreed to between Shell Chemical LP (“Respondent”) and the Department of Environmental Quality (“DEQ” or “the Department”), under authority granted by the Louisiana Environmental Quality Act, La. R.S. 30:2001, et seq. (“the Act”).

I

Respondent is a partnership that owns and/or operates a facility located in Norco, St. Charles Parish, Louisiana (“the Facility”).

II

On September 14, 2018, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement No. AE-CN-13-01157 (Exhibit 1).

In addition to the violations cited in the Consolidated Compliance Order and Notice of Potential Penalty, this settlement also resolves deviations reported in the following reports: 1) 2014 First Semiannual 40 CFR 60 Subpart DDDD Report (dated July 28, 2014), 2) 2014 Second Semiannual 40 CFR Part 60 Subpart DDDD Report (dated January 27, 2015), 3) 2015 First Semiannual 40 CFR Part 60 Subpart DDDD Report (dated July 23, 2015), 4) 2015 Second Semiannual 40 CFR Part 60 Subpart DDDD Report (dated January 28, 2016), 5) 2016 First

Semiannual 40 CFR Part 60 Subpart DDDD Report (dated July 27, 2016) and 6) Part 70 Permit 1st Semi-Annual Compliance Certification (dated September 25, 2018).

III

In response to the Consolidated Compliance Order & Notice of Potential Penalty, Respondent made a timely request for a hearing.

IV

Respondent denies it committed any violations or that it is liable for any fines, forfeitures and/or penalties.

V

Nonetheless, Respondent, without making any admission of liability under state or federal statute or regulation, agrees to pay, and the Department agrees to accept, a payment in the amount of TEN THOUSAND AND NO/100 DOLLARS (\$10,000.00), of which One Thousand Seven Hundred Seventy-Two and 35/100 Dollars (\$1,772.35) represents the Department's enforcement costs, in settlement of the claims set forth in this agreement.

VI

Respondent, in addition to the penalty amount specified in Paragraph V above and as part of this Settlement, agrees to expend the amount of THIRTY THOUSAND AND NO/100 DOLLARS (\$30,000.00) to implement and/or perform the following beneficial environmental project:

- A. Within thirty (30) days after this Settlement Agreement is finalized, the Respondent shall make a cash payment to the St. Charles Parish Homeland Security and Emergency Preparedness Department in the amount of \$30,000.00 to assist in establishing a drone detection system. The Respondent shall submit proof of

payment to the Department within thirty (30) days after the funds are deposited.

- B. If Respondent does not spend the amount of \$30,000.00, then it shall propose additional projects for the Department's approval or pay to the Department in an amount equal to the difference between the amount of money agreed to be spent and the amount of money actually spent.
- C. The total amount of money expended by Respondent on cash payments to the Department and on a beneficial environmental project, as described above, shall be considered a civil penalty for tax purposes, as required by La. R.S. 30: 2050.7(E)(1).

VII

Respondent further agrees that the Department may consider the inspection report(s), permit record(s), the Consolidated Compliance Order & Notice of Potential Penalty and this Settlement for the purpose of determining compliance history in connection with any future enforcement or permitting action by the Department against Respondent, and in any such action Respondent shall be estopped from objecting to the above-referenced documents being considered as proving the violations alleged herein for the sole purpose of determining Respondent's compliance history.

VIII

This agreement shall be considered a final order of the Secretary for all purposes, including, but not limited to, enforcement under La. R.S. 30:2025(G)(2), and Respondent hereby waives any right to administrative or judicial review of the terms of this agreement, except such review as may be required for interpretation of this agreement in any action by the Department to enforce this agreement.

IX

This settlement is being made in the interest of settling the state's claims and avoiding for both parties the expense and effort involved in litigation or an adjudicatory hearing. In agreeing to the compromise and settlement, the Department considered the factors for issuing civil penalties set forth in La. R. S. 30:2025(E) of the Act and the rules relating to beneficial environmental projects set forth in LAC 33:I.Chapter 25.

X

As required by law, the Department has submitted this Settlement Agreement to the Louisiana Attorney General for approval or rejection. The Attorney General's concurrence is appended to this Settlement Agreement.

XI

The Respondent has caused a public notice advertisement to be placed in the official journal of the parish governing authority in St. Charles Parish, Louisiana. The advertisement, in form and wording approved by the Department, announced the availability of this settlement for public view and comment and the opportunity for a public hearing. Respondent has submitted an original proof-of-publication affidavit and an original public notice to the Department and, as of the date this Settlement is executed on behalf of the Department, more than forty-five (45) days have elapsed since publication of the notice.

XII

Payment is to be made within thirty (30) days from notice of the Secretary's signature. If payment is not received within that time, this Agreement is voidable at the option of the Department. Payments are to be made by check, payable to the Department of Environmental Quality, and mailed or delivered to the attention of Accountant Administrator, Financial Services

Division, Department of Environmental Quality, Post Office Box 4303, Baton Rouge, Louisiana, 70821-4303. Each payment shall be accompanied by a completed Settlement Payment Form (Exhibit A).

XIII

In consideration of the above, any claims for penalties are hereby compromised and settled in accordance with the terms of this Settlement.

XIV

Each undersigned representative of the parties certifies that he or she is fully authorized to execute this Settlement Agreement on behalf of his or her respective party, and to legally bind such party to its terms and conditions.

SHELL CHEMICAL LP

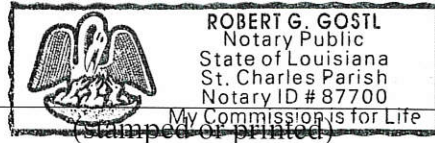
BY: Tammy Little
(Signature)

Tammy Little
(Printed)

TITLE: General Manager

THUS DONE AND SIGNED in duplicate original before me this 30 day of JUNE, 20 21, at NORCO, LA.

Robert G. Gostl
NOTARY PUBLIC (ID # 87700)



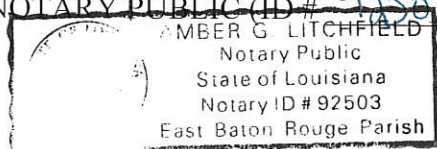
LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
Chuck Carr Brown, Ph.D., Secretary

BY: [Signature]

Lourdes Iturralde, Assistant Secretary
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 30th day of December, 20 21, at Baton Rouge, Louisiana.

[Signature]
NOTARY PUBLIC (ID # 92503)



Approved: [Signature]

Lourdes Iturralde, Assistant Secretary

JOHN BEL EDWARDS
GOVERNOR



CHUCK CARR BROWN, Ph.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

September 14, 2018

CERTIFIED MAIL (7012 2210 0001 1915 8336)
RETURN RECEIPT REQUESTED

SHELL CHEMICAL LP
c/o C T Corporation System
Agent for Service of Process
3867 Plaza Tower Drive
Baton Rouge, LA 70816

**RE: CONSOLIDATED COMPLIANCE ORDER
& NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. AE-CN-13-01157
AGENCY INTEREST NO. 4384**

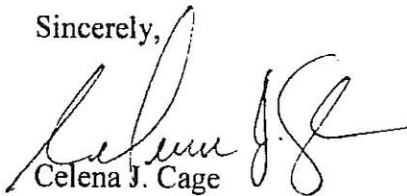
Dear Sir:

Pursuant to the Louisiana Environmental Quality Act (La. R.S. 30:2001, et seq.), the attached **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is hereby served on **SHELL CHEMICAL LP (RESPONDENT)** for the violation(s) described therein.

Compliance is expected within the maximum time period established by each part of the **COMPLIANCE ORDER**. The violation(s) cited in the **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** could result in the issuance of a civil penalty or other appropriate legal actions.

Any questions concerning this action should be directed to Antoinette Cobb at (225) 219-3072 or via email at antoinette.cobb@la.gov.

Sincerely,


Celena J. Cage
Administrator
Enforcement Division

CJC/AFC/afc
Alt ID No. 2520-00008
Attachment



c: Shell Chemical LP
c/o Mr. Brett Woltjen, General Manager
15536 River Road
Norco, LA 70079

**STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE**

IN THE MATTER OF

**SHELL CHEMICAL LP
ST. CHARLES PARISH
ALT ID NO. 2520-00008**

**PROCEEDINGS UNDER THE LOUISIANA
ENVIRONMENTAL QUALITY ACT,
La. R.S. 30:2001, ET SEQ.**

*
*
* **ENFORCEMENT TRACKING NO.**
*
* **AE-CN-13-01157**
*
* **AGENCY INTEREST NO.**
*
* **4384**
*

**CONSOLIDATED
COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY**

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **SHELL CHEMICAL LP (RESPONDENT)** by the Louisiana Department of Environmental Quality (the Department), under the authority granted by the Louisiana Environmental Quality Act (the Act), La. R.S. 30:2001, et seq., and particularly by La. R.S. 30:2025(C), 30:2050.2 and 30:2050.3(B).

FINDINGS OF FACT

I.

The Respondent owns and/or operates the Norco Chemical Plant – West Site (facility) which consists of the T Unit and limited equipment in the M Unit/West Site Shipping Area. The facility is located at 16122 River Road in Norco, St. Charles Parish, Louisiana. The facility operates or has operated under the authority of the following Title V Permits:

UNIT	PERMIT	ISSUE DATE	PERMIT EFFECTIVE END/ EXPIRATION DATE
Facility	2389-V3	06/16/2017	06/16/2022
	2389-V2	11/05/2012	11/05/2017

II.

On or about September 18-20, 2013, the Department conducted a compliance audit for the Chemical Accident Prevention Provisions (CAPP) set forth in 40 CFR Part 68 at the facility. The audit was conducted to determine the Respondent's degree of compliance with the Act, the Air Quality Regulations, and all applicable permits. While the Department's investigation is not complete, the following violations were noted during the course of the audit:

- A. The Respondent failed to annually certify operating procedures are current and accurate. The procedures had not been annually certified since January 2012. This is a violation of 40-CFR 68.69(c), which language has been incorporated by reference as Louisiana regulation LAC 33:III.5901.A, Specific Requirement 72 of Title V Permit No. 2889-V2, and La. R.S. 30:2057(A)(2). The inspector noted this violation was corrected in the field.
- B. The Respondent failed to conduct inspections at a frequency consistent with good engineering practices. Specifically, the inspector noted the process was very limited as it consisted of pipe to storage, two storage spheres, and pipe to a loading dock. However, the Respondent's policy required monthly vibration data to be collected. The two barge loading transfer pumps had no vibration data and it was not being collected because the pumps were not included in the work order system. This is violation of 40 CFR 68.73(d)(3), which language has been incorporated by reference as Louisiana regulation LAC 33:III.5901.A, Specific Requirement 72 of Title V Permit No. 2899-V2, and La. R.S. 30:2057(A)(2). The pumps were entered into the work order system prior to the inspection conclusion.
- C. The Respondent's Management of Change (MOC) procedures required that Piping & Instrumentation diagram (P&IDs) be updated prior to closing a MOC. The removal of deadlegs MOC was closed without this occurring. This is a violation of 40 CFR 68.75(a), which language has been incorporated by reference as Louisiana regulation LAC 33:III.5901.A, Specific Requirement 72 of Title V Permit No. 2899-V2, and La. R.S. 30:2057(A)(2). The inspector noted this issue was corrected in the field.

III.

On or about July 17, 2018, the Department conducted a file review to determine the Respondent's degree of compliance with the Act, the Air Quality Regulations, all applicable permits, and reports encompassing the January 1, 2013-December 31, 2016 reporting period. While the review is not complete, the Department noted the following violations during the course of the file review:

- A. In the 2013 Annual Compliance Certification dated March 26, 2014, the Respondent reported the annual and semiannual report for the Biosolids Incinerator (EQT 0002) were not submitted during 2013. It was the Respondent's understanding that

40 CFR Part 60, Subpart DDDD-Emission Guidelines for Commercial and Industrial Solid Waste Incineration (CISWI). Units was vacated by the DC Circuit Court of Appeals on June 8, 2007. On June 8, 2007, the CISWI definitions rule was vacated and remanded; however, the 2000 CISWI rule remained in effect. Each failure to submit the semiannual and annual reports is a violation of 40 CFR 60.2750.

- B. In the 2013 Annual Compliance Certification dated March 26, 2014, the Respondent reported 300 components were not monitored during the fourth quarter because they were inadvertently reclassified in the fugitive emission monitoring database as heavy liquid and thus they were not scheduled to be monitored. Each failure to meet fugitive emission requirements is a violation of Specific Requirements 31 and 32 of Title V Permit No. 2889-V2, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2).
- C. In the 2014 2nd Semiannual Monitoring Report dated March 26, 2015, the Respondent reported the 2010-2012 annual visual inspection records for T-T251 IFR Tank (EQT 0009) could not be located. Each failure to maintain the required records is a violation of Specific Requirement 2 of Title V Permit No. 2889-V2, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2). The violations were reported as revisions/additions to previous Title V Certification Reports.
- D. In the 2014 Annual Compliance Certification dated March 26, 2015, the Respondent reported the records for the 2014 annual visual inspection or the ten-year internal inspection for T-T251 IFR Tank (EQT0009) could not be located. Each failure to maintain the required records is a violation of Specific Requirement 2 of Title V Permit No. 2889-V2, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2).
- E. In the 2014 Annual Compliance Certification dated March 26, 2015, the 2015 1st Semiannual Monitoring Report dated September 28, 2015, and the 2015 2nd Semiannual Monitoring Report dated March 30, 2016, the Respondent reported the diesel particulate filter monitor documentation for the Biotreater Effluent Backup Pump Diesel Engine (EQT 0032) could not be located. The documentation would verify the monitor is in place and back pressure is being monitored. Each failure to meet the requirements of 40 CFR 60 Subpart IIII is a violation of Specific Requirement 28 of Title V Permit No. 2889-V2, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2).
- F. In the 2015 2nd Semiannual Monitoring Report dated March 30, 2016, the Respondent reported the 2015 annual visual inspection record for T-T251 IFR Tank (EQT 0009) could not be located. Failure to maintain the required record is a violation of Specific Requirement 2 of Title V Permit No. 2889-V2, LAC 33:III.501.C.4, and La. R.S. 30:2057(A)(2).

COMPLIANCE ORDER

Based on the foregoing, the Respondent is **hereby ordered**:

I.

To take, immediately upon receipt of this **COMPLIANCE ORDER**, any and all steps necessary to meet and maintain compliance with the Act, Air Quality Regulations, and all applicable permits.

II.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a written report that provides the duration for the violations cited in Paragraph III.E of the **FINDINGS OF FACT** portion of this action.

III.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, a written report that includes a detailed description of the circumstances surrounding the cited violation(s) and actions taken or to be taken to achieve compliance with the Order Portion of this **COMPLIANCE ORDER**. This report and all other reports or information required to be submitted to the Enforcement Division by this **COMPLIANCE ORDER** shall be submitted to:

Office of Environmental Compliance
Post Office Box 4312
Baton Rouge, Louisiana 70821-4312
Attn: Antoinette Cobb
Re: Enforcement Tracking No. AE-CN-13-01157
Agency Interest No. 4384

THE RESPONDENT SHALL FURTHER BE ON NOTICE THAT:

I.

The Respondent has a right to an adjudicatory hearing on a disputed issue of material fact or of law arising from this **COMPLIANCE ORDER**. This right may be exercised by filing a written request with the Secretary no later than thirty (30) days after receipt of this **COMPLIANCE ORDER**.

II.

The request for an adjudicatory hearing shall specify the provisions of the **COMPLIANCE ORDER** on which the hearing is requested and shall briefly describe the basis for the request. This request should reference the Enforcement Tracking Number and Agency Interest Number, which are located in the upper right-hand corner of the first page of this document and should be directed to the following:

Department of Environmental Quality
Office of the Secretary
Post Office Box 4302
Baton Rouge, Louisiana 70821-4302
Attn: Hearings Clerk, Legal Division
Re: Enforcement Tracking No. AE-CN-13-01157
Agency Interest No. 4384

III.

Upon the Respondent's timely filing a request for a hearing, a hearing on the disputed issue of material fact or of law regarding this **COMPLIANCE ORDER** may be scheduled by the Secretary of the Department. The hearing shall be governed by the Act, the Administrative Procedure Act (La. R.S. 49:950, et seq.), and the Division of Administrative Law (DAL) Procedural Rules. The Department may amend or supplement this **COMPLIANCE ORDER** prior to the hearing, after providing sufficient notice and an opportunity for the preparation of a defense for the hearing.

IV.

This **COMPLIANCE ORDER** shall become a final enforcement action unless the request for hearing is timely filed. Failure to timely request a hearing constitutes a waiver of the Respondent's right to a hearing on a disputed issue of material fact or of law under Section 2050.4 of the Act for the violation(s) described herein.

V.

The Respondent's failure to request a hearing or to file an appeal or the Respondent's withdrawal of a request for hearing on this **COMPLIANCE ORDER** shall not preclude the Respondent from contesting the findings of facts in any subsequent penalty action addressing the same violation(s), although the Respondent is estopped from objecting to this **COMPLIANCE ORDER** becoming a permanent part of its compliance history.

VI.

Civil penalties of not more than twenty-seven thousand five hundred dollars (\$27,500) for each day of violation for the violation(s) described herein may be assessed. For violations which occurred on August 15, 2004, or after, civil penalties of not more than thirty-two thousand five hundred dollars (\$32,500) may be assessed for each day of violation. The Respondent's failure or refusal to comply with this **COMPLIANCE ORDER** and the provisions herein will subject the Respondent to possible enforcement procedures under La. R.S. 30:2025, which could result in the assessment of a civil penalty in

an amount of not more than fifty thousand dollars (\$50,000) for each day of continued violation or noncompliance.

VII.

For each violation described herein, the Department reserves the right to seek civil penalties in any manner allowed by law, and nothing herein shall be construed to preclude the right to seek such penalties.

NOTICE OF POTENTIAL PENALTY

I.

Pursuant to La. R.S. 30:2050.3(B), you are hereby notified that the issuance of a penalty assessment is being considered for the violation(s) described herein. Written comments may be filed regarding the violation(s) and the contemplated penalty. If you elect to submit comments, it is requested that they be submitted within ten (10) days of receipt of this notice.

II.

Prior to the issuance of additional appropriate enforcement action(s), you may request a meeting with the Department to present any mitigating circumstances concerning the violation(s). If you would like to have such a meeting, please contact Antoinette Cobb at (225) 219-3072 within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**.

III.

The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement along with a statement of the monetary benefits of noncompliance for the cited violation(s) to the above named contact person within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**. Include with your statement of monetary benefits the method(s) you utilized to arrive at the sum. If you assert that no monetary benefits have been gained, you are to fully justify that statement. If the Respondent chooses not to submit the requested most current annual gross revenues statement within ten (10) days, it will be viewed by the Department as an admission that the Respondent has the ability to pay the statutory maximum penalty as outlined in La. R.S. 30:2025.

IV.


The Department assesses civil penalties based on LAC 33:I.Subpart1.Chapter7. To expedite closure of this **NOTICE OF POTENTIAL PENALTY** portion, the Respondent may offer a settlement amount to resolve any claim for civil penalties for the violation(s) described herein. The Respondent may

offer a settlement amount, but the Department is under no obligation to enter into settlement negotiations. The decision to proceed with a settlement is at the discretion of the Department. The settlement offer amount may be entered on the attached "**CONSOLIDATED COMPLIANCE ORDER AND NOTICE OF POTENTIAL PENALTY REQUEST TO CLOSE**" form. The Respondent must include a justification of the offer. **DO NOT** submit payment of the offer amount with the form. The Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.

V.

This **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is effective upon receipt.

Baton Rouge, Louisiana, this 14th day of September, 2018.



Lourdes Iturralde
Assistant Secretary
Office of Environmental Compliance

Copies of a request for a hearing and/or related correspondence should be sent to:

Louisiana Department of Environmental Quality
Office of Environmental Compliance
Enforcement Division
P.O. Box 4312
Baton Rouge, LA 70821-4312
Attention: Antoinette Cobb

LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY
 OFFICE OF ENVIRONMENTAL COMPLIANCE
 ENFORCEMENT DIVISION CONSOLIDATED COMPLIANCE ORDER &
 POST OFFICE BOX 4312 NOTICE OF POTENTIAL PENALTY
 BATON ROUGE, LOUISIANA 70821-4312 REQUEST TO CLOSE



Enforcement Tracking No.	AE-CN-13-01157	Contact Name	Antoinette Cobb
Agency Interest (AI) No.	4384	Contact Phone No.	(225) 219-3072
Alternate ID No.	2520-00008		
Respondent:	Shell Chemical LP	Facility Name:	Norco Chemical Plant – West Site
	c/o C T Corporation System	Physical Location:	16122 River Road
	Agent for Service of Process		
	3867 Plaza Tower Drive	City, State, Zip:	Norco, LA 70079
	Baton Rouge, LA 70816	Parish:	St. Charles

STATEMENT OF COMPLIANCE

STATEMENT OF COMPLIANCE	Date Completed	Copy Attached?
A written report was submitted in accordance with Paragraph III of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 30 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) II of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 45 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.		
All necessary documents were submitted to the Department within 90 days of receipt of the COMPLIANCE ORDER in accordance with Paragraph(s) ? of the "Order" portion of the COMPLIANCE ORDER.		
All items in the "Findings of Fact" portion of the COMPLIANCE ORDER were addressed and the facility is being operated to meet and maintain the requirements of the "Order" portion of the COMPLIANCE ORDER. Final compliance was achieved as of:		

SETTLEMENT OFFER (OPTIONAL)

(check the applicable option)

<input type="checkbox"/>	The Respondent is not interested in entering into settlement negotiations with the Department with the understanding that the Department has the right to assess civil penalties based on LAC 33:11.Subpart1.Chapter7.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (AE-CN-13-01157), the Respondent is interested in entering into settlement negotiations with the Department and would like to set up a meeting to discuss settlement procedures.
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (AE-CN-13-01157), the Respondent is interested in entering into settlement negotiations with the Department and offers to pay \$ _____ which shall include LDEQ enforcement costs and any monetary benefit of non-compliance. <ul style="list-style-type: none"> • Monetary component = \$ _____ • Beneficial Environmental Project (BEP) component (optional)= \$ _____ • DO NOT SUBMIT PAYMENT OF THE OFFER WITH THIS FORM- the Department will review the settlement offer and notify the Respondent as to whether the offer is or is not accepted.
<input type="checkbox"/>	The Respondent has reviewed the violations noted in NOTICE OF POTENTIAL PENALTY (AE-CN-13-01157) and has attached a justification of its offer and a description of any BEPs if included in settlement offer.

CERTIFICATION STATEMENT

I certify, under provisions in Louisiana and United States law that provide criminal penalties for false statements, that based on information and belief formed after reasonable inquiry, the statements and information attached and the compliance statement above, are true, accurate, and complete. I also certify that I do not owe outstanding fees or penalties to the Department for this facility or any other facility I own or operate. I further certify that I am either the Respondent or an authorized representative of the Respondent.

Respondent's Signature	Respondent's Printed Name	Respondent's Title
Respondent's Physical Address	Respondent's Phone #	Date

MAIL COMPLETED DOCUMENT TO THE ADDRESS BELOW:

Louisiana Department of Environmental Quality
 Office of Environmental Compliance
 Enforcement Division
 P.O. Box 4312
 Baton Rouge, LA 70821
 Attn: Antoinette Cobb

JOHN BEL EDWARDS
GOVERNOR



CHUCK CARR BROWN, PH.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

May 5, 2022

CERTIFIED MAIL (7019 1120 0000 2352 1848)
RETURN RECEIPT REQUESTED

Shell Chemical LP
Ms. Tammy Little, General Manager Norco Manufacturing Complex
P.O. Box 10
Norco, LA 70079

RE: **SHELL CHEMICAL LP-NORCO CHEMICAL PLANT-WEST SITE**
Settlement Agreement, Settlement Tracking No. SA-AE-20-0038
Beneficial Environmental Project (BEP)-Change of Project
Agency Interest (AI) No. 4384

Dear Ms. Little:

On or about December 30, 2021, the Louisiana Department of Environmental Quality (the Department) and Shell Chemical LP (Respondent) finalized Settlement Agreement, Settlement Tracking No. SA-AE-20-0038 (Settlement) for the Norco Chemical Plant-West Site (AI No. 4384). As part of the Settlement, the Respondent agreed to implement and/or perform a BEP for the St. Charles Parish Homeland Security and Emergency Preparedness Department (SCP EOC). The Respondent agreed to make a payment in the amount of \$30,000 to assist in establishing a drone detection system. The BEP requirements are outlined in Paragraph VI of the Settlement.

The Department received the Respondent's written request dated March 30, 2022, to revise the project. The change is based on SCP EOC's request to use the payment for the Weather Stem weather station to expand the system with additional stations. The weather station will provide meteorological data that can be utilized by St. Charles Parish. In correspondence dated April 28, 2022, SPC EOC provided additional documentation for the Weather Stem weather station project.

Based on the information provided by both the Respondent and SCP EOC, the Department approves the BEP change.

If you should have any questions regarding this matter, please contact Antoinette Cobb at (225) 219-3072 or via email at Antoinette.cobb@la.gov.

Sincerely,

A handwritten signature in blue ink that reads "Celena J. Cage". The signature is fluid and cursive, with the first name "Celena" and the last name "Cage" clearly legible.

Celena Cage

Assistant Secretary

Office of Environmental Compliance

CJC/AFC/afc
Alt ID No. 2520-00008

c: St. Charles Parish Homeland Security and Emergency Preparedness Department
c/o Mr. Joe Ganote, Director
P.O. 302
Hanhville, LA 70057