

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

CHENIERE CREOLE TRAIL PIPELINE, L.P.

AI # 50619

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

* Settlement Tracking No.
* SA-AE-20-0073
*
* Enforcement Tracking Nos.
* AE-CN-17-00086
* AE-CN-17-00086A
*
*
*
*
*

SETTLEMENT

The following Settlement is hereby agreed to between Cheniere Creole Trail Pipeline, L.P. (“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 natural gas transmission facility located in Ragley, Beauregard Parish, Louisiana (“the Facility”).

II

On October 19, 2018, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement No. AE-CN-17-00086 (Exhibit 1).

On April 3, 2019, the Department issued to Respondent an Amended Consolidated Compliance Order & Notice of Potential Penalty, Enforcement No. AE-CN-17-00086A (Exhibit 2).

III

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

IV

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 SEVENTEEN THOUSAND AND NO/100 DOLLARS (\$17,000.00), of which Nine Hundred Fifty-Six and 94/100 Dollars (\$956.94) represents the Department's enforcement costs, in settlement of the claims set forth in this agreement. The total amount of money expended by Respondent on cash payments to the Department as described above, shall be considered a civil penalty for tax purposes, as required by La. R.S. 30:2050.7(E)(1).

V

Respondent further agrees that the Department may consider the permit record(s), the Consolidated Compliance Order & Notice of Potential Penalty, Amended Consolidated Compliance Order and 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.

VI

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.

VII

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.

VIII

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.

IX

The Respondent has caused a public notice advertisement to be placed in the official journal of the parish governing authority in Beauregard 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.

X

Payment is to be made within ten (10) 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).

XI

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

XII

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.

**CHENIERE CREOLE TRAIL PIPELINE,
L.P.**

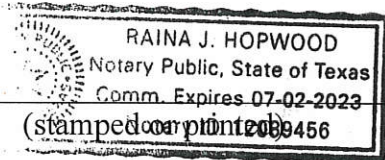
BY: [Signature]
(Signature)

Chris Williams
(Printed)

TITLE: VP Pipeline Operations

THUS DONE AND SIGNED in duplicate original before me this 10th day of February, 20 21, at Houston, TX.

Raina J. Hopwood
NOTARY PUBLIC (ID # 12089456)



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

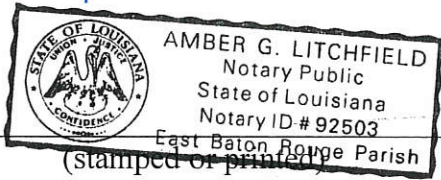
BY: [Signature]

Lourdes Iturralde, Assistant Secretary
Office of Environmental Compliance

THUS DONE AND SIGNED in duplicate original before me this 30th day of April, 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

October 19, 2018

CERTIFIED MAIL (7004 2510 0005 5753 5780)
RETURN RECEIPT REQUESTED

CHENIERE CREOLE TRAIL PIPELINE, L.P.
c/o Corporation Service Company
Agent for Service of Process
501 Louisiana Avenue
Baton Rouge, LA 70802

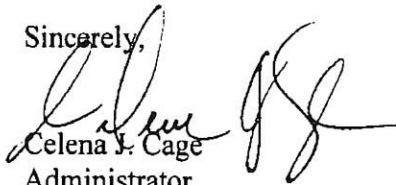
**RE: CONSOLIDATED COMPLIANCE ORDER
& NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. AE-CN-17-00086
AGENCY INTEREST NO. 50619**

Dear Sir/Madam:

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 **CHENIERE CREOLE TRAIL PIPELINE, L.P. (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. 0320-00160
Attachment



c: Cheniere Creole Trail Pipeline, L.P.
Mr. Paul Newman, Manager-Air Quality
700 Milan Street, Suite 1900
Houston, TX 77002

STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

IN THE MATTER OF	*	
	*	
CHENIERE CREOLE TRAIL PIPELINE, L.P.	*	ENFORCEMENT TRACKING NO.
BEAUREGARD PARISH	*	
ALT ID NO. 0320-00160	*	AE-CN-17-00086
	*	
	*	AGENCY INTEREST NO.
PROCEEDINGS UNDER THE LOUISIANA	*	
ENVIRONMENTAL QUALITY ACT,	*	50619
La. R.S. 30:2001, ET SEQ.	*	

CONSOLIDATED
COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY

The following **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is issued to **CHENIERE CREOLE TRAIL PIPELINE, L.P. (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 Gillis Compressor Station (the facility), a natural gas transmission facility, located at 1970 Texas Eastern Road in Ragley, Beauregard Parish, Louisiana. The Facility operates or has operated under the authority of the following Title V Air Permits:

TYPE OF PERMIT	PERMIT NO.	ISSUE DATE	PERMIT EXPIRATION DATE
Title V Permit	0320-00160-V1AA	02/24/2017	10/31/2018
Title V Permit	0320-00160-V1	10/28/2016	10/31/2018
Title V Permit	0320-00160-V0	10/31/2013	10/31/2018
Prevention of Significant Deterioration Permit (PSD)	PSD-LA-762	10/31/2013	02/23/2016 (rescinded)

II.

On or about October 31, 2016, the Department conducted an investigation at the facility to determine the Respondent's degree of compliance with the Act, the Air Quality regulations, and all applicable permits. A subsequent file review was conducted on or about September 25, 2018. While the Department's investigation is not complete, the following violations were noted during the course of the investigation and/or file review:

- A. In 40 CFR Part 60 Subpart KKKK, Notification of Construction dated March 10, 2014, the Respondent reported construction of the affected facilities, gas turbine compressor units GCPLC1-C4 (EQT 0003-0006) commenced on February 10, 2014. The notification was postmarked March 17, 2014. Failure submit the notification no later than 30 days after construction commenced is a violation of 40 CFR 60.7(a)(1), Specific Requirement 24 of Title V Permit No. 0320-00160-V0, and La. R.S. 30:2057(A)(2).
- B. In the Revised 2013 Second Semiannual Monitoring and Deviation Report dated March 23, 2015, the Respondent reported noncompliance with 40 CFR 60 Subpart JJJJ notification requirements. The Initial Notification for Start of Construction dated March 19, 2014, reported the purchase date for Emergency Generators GCGEN1 (EQT 0001) and GCGEN2 (EQT 0002) was August 2, 2013. According to 40 CFR 60.4230(a), the date that construction commences is the date the engine is ordered by the owner or operator. The notification was postmarked March 24, 2014. Failure submit the notification no later than 30 days after construction commenced is a violation of 40 CFR 60.7(a)(1), Specific Requirement 24 of Title V Permit No. 0320-00160-V0, and La. R.S. 30:2057(A)(2).
- C. On or about October 31, 2016, the Department conducted an investigation in response to a notification reported to the Department Single Point of Contact (SPOC) on October 26, 2016 [Agency Interest No. T173761]. The Department received an Unauthorized Discharge Notification Report for the incident dated October 31, 2016. According to the report, the emergency shutdown system was inadvertently activated when personnel pressed the emergency shutdown button. The incident lasted for approximately nine (9) minutes and resulted in the release of approximately 1,040 lbs. of VOCs. The Respondent determined the incident was preventable. Failure to operate control equipment, any device or contrivance, operating procedure or abatement scheme to prevent or reduce air pollution, in the proper manner is a violation of LAC 33:III.905.A and La. R.S. 30:2057(A)(1) and 30:2057(A)(2).
- D. The Respondent reported the following emission exceedances in the 2016 1st Semiannual Monitoring and Deviation Report dated September 20, 2016, and the 2016 2nd Semiannual Monitoring and Deviation Report dated March 31, 2017:

	EMISSION POINT	PERMIT NUMBER	INCIDENT DATE (duration)	POLLUTANTS RELEASED (permit limit)	ACTUAL EMISSION RATE (lb./hr.)	EXCESS EMISSIONS (in lbs.)	REPORTED CAUSE
i.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V0	03/29/2016 (24 hours)	CO (9.58 max lb./hr.)	10.14	13.44	Turbine ran at heat rates higher than those represented in the permit application.
				SO ₂ (1.11 max lb./hr.)	1.13	0.48	
				PM _{10/2.5} (0.51 max lb./hr.)	1.71	0.48	
				Formaldehyde (0.23 max lb./hr.)	0.25	0.48	
ii.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V0	06/18/2016 (48 hours)	CO (9.58 max lb./hr.)	10.02	21.12	Turbine ran at heat rates higher than those represented in the permit application.
				PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.48	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.48	
iii.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V1	12/24/2016 (1 hour)	CO (10.80 max lb./hr.)	22.66	11.86	Turbine ran at heat rates higher than those represented in the permit application.
				SO ₂ (1.25 max/hr.)	2.58	1.33	
				PM _{10/2.5} (0.58 max lb./hr.)	1.22	0.64	
				VOC (0.62 max lb./hr.)	1.31	0.69	
				Formaldehyde (0.26 max lb./hr.)	0.54	0.28	
iv.	EQT 0006 Gas Turbine Driven Compressor Unit D	0320-00160-V1	11/25/2016 (~ 4 hours)	CO (20.41 max lb./hr.)	21.10	2.76	Turbine ran at heat rates higher than those represented in the permit application..
				SO ₂ (2.36 max lb./hr.)	2.40	0.16	
				PM _{10/2.5} (1.09 max lb./hr.)	1.13	0.16	
				VOC (1.17 max lb./hr.)	1.22	0.20	
				Formaldehyde (0.48 max lb./hr.)	0.50	0.08	

Each emission exceedance is a violation of any applicable permit and associated requirement(s) listed above, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). The Respondent submitted a Title V Permit Minor Modification and Renewal Application dated April 11, 2018. The Respondent proposed several changes to the Title V Permit including reconciliation of the maximum fuel firing rates for EQT 0003, EQT 0004, and EQT 0005.

E. In the 2016 2nd Semiannual Monitoring and Deviation Report dated March 31, 2017, the Respondent reported emission exceedances. The Respondent submitted a response to an information request dated August 11, 2017, and a revised response dated August 16, 2017. Based on the information provided by the Respondent, the following emission exceedances occurred during the second half of 2016:

	EMISSION POINT	PERMIT NUMBER	INCIDENT DATE (duration)	POLLUTANTS RELEASED (permit limit)	ACTUAL EMISSION RATE (lb./hr.)	EXCESS EMISSIONS (in lbs.)	REPORTED CAUSED
I.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V0	07/01/2016-07/03/2016 (29 hours)	PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.29	Turbine ran at heat rates higher than those represented in the permit application.
				CO (9.58 max lb./hr.)	9.93	10.15	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.29	
II.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V0	07/09/2016-07/10/2016 (24 hours)	CO (9.58 max lb./hr.)	9.84	6.24	Turbine ran at heat rates higher than those represented in the permit application.
				Formaldehyde (0.23 max lb./hr.)	0.24	0.24	
III.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V0	07/13/2016-07/14/2016 (22 hours)	PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.22	Turbine ran at heat rates higher than those represented in the permit application.
				CO (9.58 max lb./hr.)	9.87	11.10	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.22	
IV.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V0	07/16/2016-07/17/2016 (24 hours)	PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.24	Turbine ran at heat rates higher than those represented in the permit application.
				CO (9.58 max lb./hr.)	9.90	7.68	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.24	
V.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V0	08/31/2016-09/01/2016 (9 hours)	CO (9.58 max lb./hr.)	9.86	2.52	Turbine ran at heat rates higher than those represented in the permit application.
				Formaldehyde (0.23 max lb./hr.)	0.24	0.09	
VI.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V0	09/06/2016-09/07/2016 (24 hours)	CO (9.58 max lb./hr.)	9.84	6.24	Turbine ran at heat rates higher than those represented in the permit application.
				Formaldehyde (0.23 max lb./hr.)	0.24	0.24	
VII.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V0	09/09/2016-09/13/2016 (96 hours)	PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.96	Turbine ran at heat rates higher than those represented in the permit application.
				CO (9.58 max lb./hr.)	9.86	26.88	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.96	
VIII.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V0	09/14/2016-09/15/2016 (24 hours)	CO (9.58 max lb./hr.)	9.87	6.96	Turbine ran at heat rates higher than those represented in the permit application.
				Formaldehyde (0.23 max lb./hr.)	0.24	0.24	
IX.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V0	07/02/2016-07/04/2016 (43 hours)	PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.43	Turbine ran at heat rates higher than those represented in the permit application.
				CO (9.58 max lb./hr.)	9.88	12.90	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.43	

	EMISSION POINT	PERMIT NUMBER	INCIDENT DATE (duration)	POLLUTANTS RELEASED (permit limit)	ACTUAL EMISSION RATE (lb./hr.)	EXCESS EMISSIONS (in lbs.)	REPORTED CAUSED
X.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V0	07/18/2016-07/20/2016 (48 hours)	PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.48	Turbine ran at heat rates higher than those represented in the permit application.
				CO (9.58 max lb./hr.)	10.02	21.12	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.48	
XI.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V0	08/03/2016-08/04/2016 (14 hours)	PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.14	Turbine ran at heat rates higher than those represented in the permit application.
				CO (9.58 max lb./hr.)	9.90	4.48	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.14	
XII.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V0	09/03/2016-09/04/2016 (24 hours)	PM _{10/2.5} (0.51 max lb./hr.)	0.52	0.24	Turbine ran at heat rates higher than those represented in the permit application.
				CO (9.58 max lb./hr.)	9.87	6.96	
				Formaldehyde (0.23 max lb./hr.)	0.24	0.24	

Each emission exceedance is a violation of any applicable permit and associated requirement(s) listed above, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). The Respondent submitted a Title V Permit Minor Modification and Renewal Application dated April 11, 2018. The Respondent proposed several changes to the Title V Permit including reconciliation of the maximum fuel firing rates for EQT 0003, EQT 0004, and EQT 0005.

F. In the 2017 1st Semiannual Monitoring and Deviation Report dated August 22, 2017, the Respondent reported emission exceedances.

	EMISSION POINT	PERMIT NUMBER	INCIDENT DATE (duration)	POLLUTANTS RELEASED (permit limit)	ACTUAL EMISSION RATE (lb./hr.)	EXCESS EMISSIONS (in lbs.)	REPORTED CAUSE
i.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V1	01/16/2017-01/17/2017	NO _x (8.85 max lb./hr.)	Not reported	Not reported	Turbine ran at heat rates higher than those represented in the permit application.
				CO (10.80 max lb./hr.)			
				SO ₂ (1.25 max lb./hr.)			
				PM _{10/2.5} (0.58 max lb./hr.)			
				VOC (0.62 max lb./hr.)			
				Formaldehyde (0.26 max lb./hr.)			
ii.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V1	01/29/2017-01/30/2017 (20 hours)	NO _x (8.85 max lb./hr.)	Not reported	Not reported	Turbine ran at heat rates higher than those represented in the permit application.
				CO (10.80 max lb./hr.)			
				SO ₂ (1.25 max lb./hr.)			
				PM _{10/2.5} (0.58 max lb./hr.)			
				VOC (0.62 max lb./hr.)			
				Formaldehyde (0.26 max lb./hr.)			

	EMISSION POINT	PERMIT NUMBER	INCIDENT DATE (duration)	POLLUTANTS RELEASED (permit limit)	ACTUAL EMISSION RATE (lb./hr.)	EXCESS EMISSIONS (in lbs.)	REPORTED CAUSE
iii.	EQT 0003 Gas Turbine Driven Compressor Unit A	0320-00160-V1	02/01/2017-02/02/2017	NO _x (8.85 max lb./hr.) CO (10.80 max lb./hr.) SO ₂ (1.25 max lb./hr.) PM _{10/2.5} (0.58 max lb./hr.) VOC (0.62 max lb./hr.) Formaldehyde (0.26 max lb./hr.)	Not reported	Not reported	Turbine ran at heat rates higher than those represented in the permit application.
iv.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V1	01/16/2017-01/17/2017	NO _x (8.85 max lb./hr.) CO (10.80 max lb./hr.) SO ₂ (1.25 max lb./hr.) PM _{10/2.5} (0.58 max lb./hr.) VOC (0.62 max lb./hr.) Formaldehyde (0.26 max lb./hr.)	Not reported	Not reported	Turbine ran at heat rates higher than those represented in the permit application.
v.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V1	01/26/2017 (10 hours)	NO _x (8.85 max lb./hr.) CO (10.80 max lb./hr.) SO ₂ (1.25 max lb./hr.) PM _{10/2.5} (0.58 max lb./hr.) VOC (0.62 max lb./hr.) Formaldehyde (0.26 max lb./hr.)	Not reported	Not reported	Turbine ran at heat rates higher than those represented in the permit application.
vi.	EQT 0004 Gas Turbine Driven Compressor Unit B	0320-00160-V1AA	03/01/2017 (6 hours)	NO _x (8.85 max lb./hr.) CO (10.80 max lb./hr.) SO ₂ (1.25 max lb./hr.) PM _{10/2.5} (0.58 max lb./hr.) VOC (0.62 max lb./hr.) Formaldehyde (0.26 max lb./hr.)	Not reported	Not reported	Turbine ran at heat rates higher than those represented in the permit application.

	EMISSION POINT	PERMIT NUMBER	INCIDENT DATE (duration)	POLLUTANTS RELEASED (permit limit)	ACTUAL EMISSION RATE (lb./hr.)	EXCESS EMISSIONS (in lbs.)	REPORTED CAUSE
VII.	EQT 0004 Gas Turbine Driven Compressor Unit C	0320-00160-V1AA	05/24/2017 (2.5 hours)	NO _x (8.85 max lb./hr.)	Not reported	Not reported	Turbine ran at heat rates higher than those represented in the permit application.
			CO (10.80 max lb./hr.)				
			SO ₂ (1.25 max lb./hr.)				
			PM _{10/2.5} (0.58 max lb./hr.)				
			VOC (0.62 max lb./hr.)				
			Formaldehyde (0.26 max lb./hr.)				

Each emission exceedance is a violation of any applicable permit and associated requirement(s) listed above, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2). The Respondent submitted a Title V Permit Minor Modification and Renewal Application dated April 11, 2018. The Respondent proposed several changes to the Title V Permit including reconciliation of the maximum fuel firing rates for EQT 0003, EQT 0004, and EQT 0005.

- G. The Title V Permit Minor Modification and Renewal Application dated April 11, 2018, included previously unpermitted Hazardous Air Pollutants/Toxic Air Pollutants (HAPs/TAPs) emissions from the generators and turbines. The Respondent proposed the following facility-wide emissions:

POLLUTANT	PROPOSED EMISSION LIMIT (in tpy)
Acetaldehyde	0.10
Acrolein	0.014
Benzene	0.04
Ethylbenzene	0.05
Naphthalene	<0.01
PAH	0.004
Propylene Oxide	0.05
Toluene	0.22
Xylene (Mixed Isomers)	0.11

Emitting unpermitted pollutants is a violation of LAC 33:III.501.C.2 and La. R.S. 30:2057(A)(1) and 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 Air Quality Regulations.

II.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, the actual emission rates and excess emissions for the violation cited in Paragraph F 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-17-00086
Agency Interest No. 50619

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-17-00086
Agency Interest No. 50619

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 19th day of October, 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-17-00086	Contact Name	Antoinette Cobb	
Agency Interest (AI) No.	50619	Contact Phone No.	(225) 219-3072	
Alternate ID No.	0320-00160			
Respondent:	Cheniére Creole Trail Pipeline, L.P.	Facility Name:	Gillis Compressor Station	
	c/o Corporation Service Company	Physical Location:	1970 Texas Eastern Road	
	Agent for Service of Process			
	501 Louisiana Avenue	City, State, Zip:	Ragley, LA 70657	
	Baton Rouge, LA 70802	Parish:	Beauregard	
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)				
<i>(check the applicable option)</i>				
<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:I.Subpart1.Chapter7.			
<input type="checkbox"/>	In order to resolve any claim for civil penalties for the violations in NOTICE OF POTENTIAL PENALTY (AE-CN-17-00086), 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-17-00086), 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-17-00086) and has attached a justification of its offer and a description of any BEPs if included in settlement offer.			

CERTIFICATION STATEMENT		
<p><i>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.</i></p>		
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:		
<p>Louisiana Department of Environmental Quality Office of Environmental Compliance Enforcement Division P.O. Box 4312 Baton Rouge, LA 70821 Attn: Antoinette Cobb</p>		

JOHN BEL EDWARDS
GOVERNOR



CHUCK CARR BROWN, PH.D.
SECRETARY

State of Louisiana
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

April 3, 2019

CERTIFIED MAIL (7012 2210 0001 1915 8473)
RETURN RECEIPT REQUESTED

CHENIERE CREOLE TRAIL PIPELINE, L.P.
c/o Corporation Service Company
Agent for Service of Process
501 Louisiana Avenue
Baton Rouge, LA 70802

**RE: AMENDED CONSOLIDATED COMPLIANCE ORDER &
NOTICE OF POTENTIAL PENALTY
ENFORCEMENT TRACKING NO. AE-CN-17-00086A
AGENCY INTEREST NO. 50619**

Dear Sir/Madam:

Pursuant to the Louisiana Environmental Quality Act (La. R.S. 30:2001, et seq.), the attached **AMENDED CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY** is hereby served on **CHENIERE CREOLE TRAIL PIPELINE, L.P. (RESPONDENT)** for the violations described therein.

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

Sincerely,

A handwritten signature in black ink, appearing to read "Celena J. Cage".

Celena J. Cage
Administrator
Enforcement Division

CJC/AFC/afc
Alt ID No. 0320-00160
Attachment



c: Cheniere Creole Trail Pipeline, L.P.
Mr. Paul Newman, Manager-Air Quality
700 Milan Street, Suite 1900
Houston, TX 77002

STATE OF LOUISIANA
DEPARTMENT OF ENVIRONMENTAL QUALITY
OFFICE OF ENVIRONMENTAL COMPLIANCE

IN THE MATTER OF	*	
	*	
CHENIERE CREOLE TRAIL PIPELINE, L.P.	*	ENFORCEMENT TRACKING NO.
BEAUREGARD PARISH	*	
ALT ID NO. 0320-00160	*	AE-CN-17-00086A
	*	
	*	AGENCY INTEREST NO.
	*	
PROCEEDINGS UNDER THE LOUISIANA	*	50619
ENVIRONMENTAL QUALITY ACT,	*	
La. R.S. 30:2001, ET SEQ.	*	

AMENDED CONSOLIDATED COMPLIANCE ORDER &
NOTICE OF POTENTIAL PENALTY

The Louisiana Department of Environmental Quality (the Department) hereby amends the **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY, ENFORCEMENT TRACKING NO. AE-CN-17-00086** issued to **CHENIERE CREOLE TRAIL PIPELINE, L.P. (RESPONDENT)** on October 19, 2018 in the above-captioned matter as follows:

I.

The Department hereby removes Paragraph II.F of the Findings of Fact in its entirety.

II.

The Department incorporates all of the remainder of the original **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY, ENFORCEMENT TRACKING NO. AE-CN-17-00086** and **AGENCY INTEREST NO. 50619** as if reiterated herein.

III.

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

Baton Rouge, Louisiana, this 3rd day of April, 2019.



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
Post Office Box 4312
Baton Rouge, LA 70821-4312
Attention: Antoinette Cobb