

STATE OF LOUISIANA

DEPARTMENT OF ENVIRONMENTAL QUALITY

IN THE MATTER OF:

TRIMAC TRANSPORTATION INC.

AI # 26272

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

\* Settlement Tracking No.  
\* SA-AE-22-0038  
\*  
\* Enforcement Tracking Nos.  
\* AE-CN-13-00123  
\* AE-CN-13-00123A  
\*  
\*  
\*  
\*

SETTLEMENT

The following Settlement is hereby agreed to between Trimac Transportation Inc., formerly known as Trimac Transportation South Inc., (“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 corporation that owns and/or operates a tank truck cleaning facility located in Geismar, Ascension Parish, Louisiana (“the Facility”).

II

On April 29, 2013, the Department issued to Respondent a Consolidated Compliance Order & Notice of Potential Penalty, Enforcement Tracking No. AE-CN-13-00123 (Exhibit 1).

On July 6, 2015, the Department issued to Respondent an Amended Consolidated Compliance Order & Notice of Potential Penalty, Enforcement Tracking No. AE-CN-13-00123A (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 THIRTY-FIVE THOUSAND AND NO/100 DOLLARS (\$35,000.00), of which Two Thousand Eight and 44/100 Dollars (\$2,008.44) 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, Amended Consolidated Compliance Order & Notice of Potential 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 Ascension 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.

TRIMAC TRANSPORTATION INC.

BY: \_\_\_\_\_

*[Handwritten Signature]*

(Signature)

Grant K. D. Borbridge, Q.C.

(Printed)

TITLE: VP LEGAL & CORPORATE SECRETARY

THIS DONE AND SIGNED in duplicate original before me this 26<sup>th</sup> day of August, 20 22, at Calgary, Alberta, Canada.

*[Handwritten Signature]*

NOTARY PUBLIC (ID # 17057)

in and for the Province of Alberta

PUI C. HONG  
BARRISTER AND SOLICITOR

(stamped or printed)

LOUISIANA DEPARTMENT OF ENVIRONMENTAL QUALITY

Chuck Carr Brown, Ph.D., Secretary

BY: \_\_\_\_\_

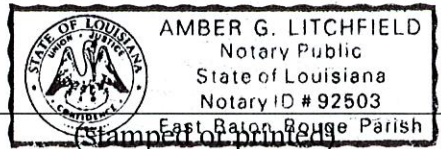
*[Handwritten Signature]*

Celena J. Cage, Assistant Secretary  
Office of Environmental Compliance

THIS DONE AND SIGNED in duplicate original before me this 14<sup>th</sup> day of November, 20 20, at Baton Rouge, Louisiana.

*[Handwritten Signature]*

NOTARY PUBLIC (ID # 92503)



(stamped or printed)

Approved: \_\_\_\_\_

*[Handwritten Signature]*  
Celena J. Cage, Assistant Secretary



**BOBBY JINDAL**  
GOVERNOR

**PEGGY M. HATCH**  
SECRETARY

**State of Louisiana**  
**DEPARTMENT OF ENVIRONMENTAL QUALITY**  
**OFFICE OF ENVIRONMENTAL COMPLIANCE**

April 29, 2013

CERTIFIED MAIL (7004 2510 0005 5767 3468)  
RETURN RECEIPT REQUESTED

**TRIMAC TRANSPORTATION SOUTH INC.**  
c/o C T Corporation System  
Agent for Service of Process  
5615 Corporate Blvd., Ste. 400B  
Baton Rouge, LA 70808

**RE: CONSOLIDATED COMPLIANCE ORDER  
& NOTICE OF POTENTIAL PENALTY  
ENFORCEMENT TRACKING NO. AE-CN-13-00123  
AGENCY INTEREST NO. 26272**

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 **TRIMAC TRANSPORTATION SOUTH, INC. (RESPONDENT)** for the violations described therein.

Compliance is expected within the maximum time period established by each part of the **COMPLIANCE ORDER**. The violations 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 Kenzie Bozeman at (225) 219-3748.

Sincerely,

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

Celena J. Cage  
Administrator  
Enforcement Division

CJC/KEB/keb  
Alt ID No. 0180-00188  
Attachment



c: Trimac Transportation South, Inc.  
Tom Connard  
VP, U.S. Chemical Division  
15600 JFK Boulevard  
Houston, TX 77032

STATE OF LOUISIANA  
DEPARTMENT OF ENVIRONMENTAL QUALITY

OFFICE OF ENVIRONMENTAL COMPLIANCE

|                                  |   |                          |
|----------------------------------|---|--------------------------|
| IN THE MATTER OF                 | * |                          |
|                                  | * |                          |
| TRIMAC TRANSPORTATION SOUTH INC. | * | ENFORCEMENT TRACKING NO. |
| ASCENSION PARISH                 | * |                          |
| ALT ID NO. 0180-00188            | * | AE-CN-13-00123           |
|                                  | * |                          |
|                                  | * | AGENCY INTEREST NO.      |
| PROCEEDINGS UNDER THE LOUISIANA  | * |                          |
| ENVIRONMENTAL QUALITY ACT,       | * | 26272                    |
| 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 **TRIMAC TRANSPORTATION SOUTH INC. (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 Geismar Terminal (facility), a tank truck cleaning facility located at 35072 Louisiana Highway 30 in Geismar, Ascension Parish, Louisiana. The facility currently operates under Air Permit No. 0180-00188-03 issued on March 2, 2011.

II.

On or about February 14, 2013, a file review of the Respondent's facility was conducted to determine the degree of compliance with the Act and the Air Quality Regulations.

While the Department's investigation is not yet complete, the following violations were noted during the course of the file review:

- A. On or about June 24, 2004, the Department received a permit application from the Respondent dated June 22, 2004. According to the application, the Respondent proposed to add the following emission sources to the facility's emissions inventory:



| Emission Source ID | Description                     |
|--------------------|---------------------------------|
| EQT0007            | 4-1 Wastewater Treatment System |
| EQT0008            | 4-2 MEA Storage Tank 1          |
| EQT0009            | 4-3 MEA Storage Tank 2          |
| EQT0010            | 4-3 MEA Storage Tank 3          |

In a letter dated February 6, 2013, the Respondent stated that the above emissions sources were constructed as part of the original facility, and were installed on September 6, 1994. Each event of the Respondent's failure to submit a timely and complete permit application prior to construction, reconstruction, or modification is a violation of LAC 33:III.501.C.1 and La. R.S. 30:2057(A)(2).

- B. The Respondent operated the following unpermitted emission sources:

| Emission Source ID | Description                     |
|--------------------|---------------------------------|
| EQT0007            | 4-1 Wastewater Treatment System |
| EQT0008            | 4-2 MEA Storage Tank 1          |
| EQT0009            | 4-3 MEA Storage Tank 2          |
| EQT0010            | 4-3 MEA Storage Tank 3          |

In a letter dated February 6, 2013, the Respondent stated that operation of each of the above emission sources commenced at the facility on February 1, 1995. On or about November 2, 2009, the Department issued Air Permit No. 0180-00188-02, which included the above emission sources. Each event of the Respondent's failure to obtain approval from the Department prior to operation of each of the unpermitted emission sources is a violation of LAC 33:III.501.C.2, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- C. In a letter dated February 6, 2013, the Respondent reported the following emissions exceedances during the 2007 and 2008 calendar years:

| 2007                 |                     |                            |
|----------------------|---------------------|----------------------------|
| TAP                  | Permit Limit (tons) | Estimated Emissions (tons) |
| Butyl Alcohol        | 0.05                | 0.0684                     |
| Hexane               | 0.12                | 0.2735                     |
| Methanol             | 0.24                | 1.0356                     |
| Methyl Methacrylate  | 0.04                | 0.1544                     |
| Styrene Monomer      | 0.02                | 0.0260                     |
| Toluene Diisocyanate | 0.002               | 0.0060                     |
| Xylene               | 0.01                | 0.2499                     |

| 2008                  |                     |                            |
|-----------------------|---------------------|----------------------------|
| TAP                   | Permit Limit (tons) | Estimated Emissions (tons) |
| Allyl Chloride        | 0.79                | 1.0861                     |
| Butyl Alcohol         | 0.05                | 0.0961                     |
| Formaldehyde Solution | 0.001               | 0.0098                     |
| Hexane                | 0.12                | 0.1367                     |
| Hydrochloric Acid     | 0.12                | 0.6919                     |
| Methanol              | 0.24                | 0.9585                     |
| Methyl Methacrylate   | 0.04                | 0.1764                     |
| Toluene Diisocyanate  | 0.002               | 0.0040                     |
| Xylene                | 0.01                | 0.1842                     |

Each event of a permit exceedance of each pollutant is a violation of Air Permit No. 0180-00188-01, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- D. The facility exceeded the maximum operating rate of 500 trucks per month for Emission Point No. 94-1 (Tank Truck Wash Rack) during the period encompassing January 1, 2008, through November 2, 2009. In a letter dated February 6, 2013, the Respondent reported the following exceedances:

| Month         | Total Trucks Cleaned |
|---------------|----------------------|
| January 2008  | 654                  |
| February 2008 | 625                  |
| March 2008    | 710                  |

| Month          | Total Trucks Cleaned |
|----------------|----------------------|
| April 2008     | 713                  |
| May 2008       | 693                  |
| June 2008      | 631                  |
| July 2008      | 700                  |
| August 2008    | 681                  |
| September 2008 | 587                  |
| October 2008   | 731                  |
| March 2009     | 525                  |
| April 2009     | 511                  |
| May 2009       | 566                  |
| June 2009      | 501                  |
| July 2009      | 525                  |
| August 2009    | 688                  |
| October 2009   | 552                  |

Each event of the Respondent's failure to maintain truck cleaning operations at or below the maximum permitted operation rate for Emission Point No. 94-1 is a violation of Air Permit No. 0180-00188-01, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- E. The facility exceeded the permitted limit of 120 tank trucks per week for internal cleaning of tank trucks during the period encompassing January 1, 2008, through November 2, 2009. In a letter dated February 6, 2013, the Respondent reported the following exceedances:

| Week                  | Total Trucks Cleaned |
|-----------------------|----------------------|
| 1/6/2008 - 1/12/2008  | 132                  |
| 1/13/2008 - 1/19/2008 | 162                  |
| 1/20/2008 - 1/26/2008 | 156                  |
| 1/27/2008 - 2/2/2008  | 166                  |
| 2/3/2008 - 2/9/2008   | 138                  |
| 2/10/2008 - 2/16/2008 | 149                  |
| 2/17/2008 - 2/23/2008 | 163                  |
| 2/24/2008 - 3/1/2008  | 151                  |
| 3/2/2008 - 3/8/2008   | 145                  |
| 3/9/2008 - 3/15/2008  | 156                  |
| 3/16/2008 - 3/22/2008 | 158                  |
| 3/23/2008 - 3/29/2008 | 190                  |
| 3/30/2008 - 4/5/2008  | 156                  |
| 4/6/2008 - 4/12/2008  | 186                  |
| 4/13/2008 - 4/19/2008 | 159                  |

| Week                    | Total Trucks Cleaned |
|-------------------------|----------------------|
| 4/20/2008 - 4/26/2008   | 161                  |
| 4/27/2008 - 5/3/2008    | 159                  |
| 5/4/2008 - 5/10/2008    | 154                  |
| 5/11/2008 - 5/17/2008   | 147                  |
| 5/18/2008 - 5/24/2008   | 160                  |
| 5/25/2008 - 5/31/2008   | 162                  |
| 6/1/2008 - 6/7/2008     | 147                  |
| 6/8/2008 - 6/14/2008    | 157                  |
| 6/15/2008 - 6/21/2008   | 155                  |
| 6/22/2008 - 6/28/2008   | 138                  |
| 6/29/2008 - 7/5/2008    | 143                  |
| 7/6/2008 - 7/12/2008    | 142                  |
| 7/13/2008 - 7/19/2008   | 177                  |
| 7/20/2008 - 7/26/2008   | 154                  |
| 7/27/2008 - 8/2/2008    | 167                  |
| 8/3/2008 - 8/9/2008     | 143                  |
| 8/10/2008 - 8/16/2008   | 155                  |
| 8/17/2008 - 8/23/2008   | 173                  |
| 8/24/2008 - 8/30/2008   | 151                  |
| 9/14/2008 - 9/20/2008   | 182                  |
| 9/21/2008 - 9/27/2008   | 234                  |
| 9/28/2008 - 10/4/2008   | 193                  |
| 10/5/2008 - 10/11/2008  | 191                  |
| 10/12/2008 - 10/18/2008 | 164                  |
| 10/19/2008 - 10/25/2008 | 164                  |
| 1/25/2009 - 1/31/2009   | 128                  |
| 2/8/2009 - 2/14/2009    | 126                  |
| 2/15/2009 - 2/21/2009   | 124                  |
| 3/8/2009 - 3/14/2009    | 128                  |
| 4/12/2009 - 4/18/2009   | 126                  |
| 4/19/2009 - 4/25/2009   | 121                  |
| 4/26/2009 - 5/2/2009    | 131                  |
| 5/10/2009 - 5/16/2009   | 142                  |
| 5/17/2009 - 5/23/2009   | 146                  |
| 5/31/2009 - 6/6/2009    | 125                  |
| 6/7/2009 - 6/13/2009    | 147                  |
| 7/12/2009 - 7/18/2009   | 127                  |
| 7/26/2009 - 8/1/2009    | 121                  |
| 8/2/2009 - 8/8/2009     | 154                  |
| 8/9/2009 - 8/15/2009    | 151                  |

| Week                    | Total Trucks Cleaned |
|-------------------------|----------------------|
| 8/16/2009 - 8/22/2009   | 163                  |
| 8/23/2009 - 8/29/2009   | 165                  |
| 8/30/2009 - 9/5/2009    | 150                  |
| 9/6/2009 - 9/12/2009    | 135                  |
| 10/18/2009 - 10/24/2009 | 138                  |
| 10/25/2009 - 10/31/2009 | 134                  |

Each event of the Respondent's failure to maintain internal truck cleaning operations at or below the permitted limit is a violation of Specific Condition No. 4 of Air Permit No. 0180-00188-01, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- F. According to Specific Condition No. 8 of Air Permit No. 0180-00188-01, the Respondent shall limit cleaning operations of tank trucks containing toxic air pollutants (TAP) to only the chemical compounds listed in Attachment 1 of Air Permit No. 0180-00188-01 (attachment) or obtain a permit variance and/or permit modification prior to cleaning tank trucks containing TAPs not listed in the attachment during the period encompassing January 1, 2008, to November 2, 2009. In a letter dated February 6, 2013, the Respondent reported that tanker trucks were cleaned in 2008 and 2009 which contained the following unauthorized TAPs:

| 2008 TAPs                      |
|--------------------------------|
| Acrylic Acid                   |
| Chloroform                     |
| Diethylene Glycol              |
| Diethanoloamine                |
| Dimethyl Sulfate               |
| Dioxane (1, 4-)                |
| Ethylbenzene                   |
| Glycol Ethers                  |
| Hydrogen Sulfide               |
| Methyl Tert Butyl Ether (MTBE) |
| Methylene Chloride             |
| Nitric Acid                    |
| Tetrachloroethylene            |
| Propylene Oxide                |
| Sulfuric Acid                  |

| 2009 TAPs           |
|---------------------|
| Acrylic Acid        |
| Chloroform          |
| Diethylene Glycol   |
| Dichlorobenzene     |
| Diethanolamine      |
| Epichlorhydrin      |
| Glycol Ethers       |
| Methylene Chloride  |
| Nitric Acid         |
| Propylene Oxide     |
| Sulfuric Acid       |
| Tetrachloroethylene |

Each event of the Respondent's failure to limit cleaning operations of tank trucks in accordance with Specific Condition No. 8 of Air Permit No. 0180-00188-01 is a violation of Specific Condition No. 8 of Air Permit No. 0180-00188-01, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- G. In a letter dated February 6, 2013, the Respondent reported the following unpermitted emissions during the 2008 and 2009 calendar year:

| 2008                           |                                  |        |
|--------------------------------|----------------------------------|--------|
| TAP                            | Estimated Annual Total Emissions |        |
|                                | Pounds (lbs)                     | Tons   |
| Acrylic Acid                   | 19.25                            | 0.0096 |
| Chloroform                     | 234.56                           | 0.1173 |
| Diethylene Glycol              | 163.31                           | 0.0817 |
| Diethanolamine                 | 0.06                             | 0.0000 |
| Dimethyl Sulfate               | 1.18                             | 0.0006 |
| Dioxan (1, 4-)                 | 18.75                            | 0.0094 |
| Ethylbenzene                   | 5.62                             | 0.0028 |
| Glycol Ethers                  | 11.30                            | 0.0056 |
| Hydrogen Sulfide               | 13.93                            | 0.0070 |
| Methyl Tert Butyl Ether (MTBE) | 102.86                           | 0.0514 |
| Methylene Chloride             | 332.97                           | 0.1665 |
| Nitric Acid                    | 0.88                             | 0.0004 |
| Tetrachloroethylene            | 53.05                            | 0.0265 |
| Propylene Oxide                | 1787.34                          | 0.8937 |

| 2008          |                                  |        |
|---------------|----------------------------------|--------|
| TAP           | Estimated Annual Total Emissions |        |
|               | Pounds (lbs)                     | Tons   |
| Sulfuric Acid | 0.12                             | 0.0001 |

| 2009                |                                  |        |
|---------------------|----------------------------------|--------|
| TAP                 | Estimated Annual Total Emissions |        |
|                     | Pounds (lbs)                     | Tons   |
| Acrylic Acid        | 19.25                            | 0.0096 |
| Chloroform          | 117.56                           | 0.0588 |
| Diethylene Glycol   | 113.26                           | 0.0566 |
| Dichlorobenzene     | 3.48                             | 0.0017 |
| Diethanolamine      | 0.10                             | 0.0000 |
| Epichlorhydrin      | 46.02                            | 0.0230 |
| Glycol Ethers       | 5.45                             | 0.0027 |
| Methylene Chloride  | 1498.36                          | 0.7492 |
| Nitric Acid         | 1.77                             | 0.0009 |
| Propylene Oxide     | 1042.62                          | 0.5213 |
| Sulfuric Acid       | 0.31                             | 0.0002 |
| Tetrachloroethylene | 265.50                           | 0.1328 |

Each event of emissions of each unpermitted pollutant is a violation of LAC 33:III.501.C.2, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- H. The facility exceeded the permitted limit of 122 tank trucks per week for internal cleaning of tank trucks during the period encompassing November 2, 2009, through March 2, 2011. In a letter dated February 6, 2013, the Respondent reported the following exceedances:

| 2009                    |                      |
|-------------------------|----------------------|
| Week                    | Total Trucks Cleaned |
| 11/1/2009 - 11/7/2009   | 148                  |
| 11/8/2009 - 11/14/2009  | 159                  |
| 11/15/2009 - 11/21/2009 | 132                  |
| 11/29/2009 - 12/5/2009  | 132                  |

| 2010                  |                      |
|-----------------------|----------------------|
| Week                  | Total Trucks Cleaned |
| 1/10/2010 - 1/16/2010 | 141                  |
| 1/17/2010 - 1/23/2010 | 168                  |
| 1/24/2010 - 1/30/2010 | 185                  |
| 1/31/2010 - 2/6/2010  | 151                  |

| 2010                    |                      |
|-------------------------|----------------------|
| Week                    | Total Trucks Cleaned |
| 2/7/2010 - 2/13/2010    | 159                  |
| 2/14/2010 - 2/20/2010   | 157                  |
| 2/21/2010 - 2/27/2010   | 178                  |
| 2/28/2010 - 3/6/2010    | 188                  |
| 3/7/2010 - 3/13/2010    | 167                  |
| 3/14/2010 - 3/20/2010   | 167                  |
| 3/21/2010 - 3/27/2010   | 164                  |
| 3/28/2010 - 4/3/2010    | 176                  |
| 4/4/2010 - 4/10/2010    | 152                  |
| 4/11/2010 - 4/17/2010   | 140                  |
| 4/18/2010 - 4/24/2010   | 162                  |
| 4/25/2010 - 5/1/2010    | 146                  |
| 5/2/2010 - 5/8/2010     | 164                  |
| 5/9/2010 - 5/15/2010    | 162                  |
| 5/16/2010 - 5/22/2010   | 193                  |
| 5/30/2010 - 6/5/2010    | 168                  |
| 6/6/2010 - 6/12/2010    | 125                  |
| 6/13/2010 - 6/19/2010   | 170                  |
| 6/20/2010 - 6/26/2010   | 163                  |
| 6/27/2010 - 7/3/2010    | 156                  |
| 7/4/2010 - 7/10/2010    | 152                  |
| 7/11/2010 - 7/17/2010   | 143                  |
| 7/18/2010 - 7/24/2010   | 158                  |
| 7/25/2010 - 7/31/2010   | 175                  |
| 8/1/2010 - 8/7/2010     | 158                  |
| 8/8/2010 - 8/14/2010    | 154                  |
| 8/22/2010 - 8/28/2010   | 129                  |
| 9/5/2010 - 9/11/2010    | 144                  |
| 9/12/2010 - 9/18/2010   | 151                  |
| 9/19/2010 - 9/25/2010   | 144                  |
| 10/3/2010 - 10/9/2010   | 170                  |
| 10/31/2010 - 11/6/2010  | 135                  |
| 11/7/2010 - 11/13/2010  | 130                  |
| 11/14/2010 - 11/20/2010 | 128                  |
| 12/5/2010 - 12/11/2010  | 140                  |



| 2011                  |                      |
|-----------------------|----------------------|
| Week                  | Total Trucks Cleaned |
| 1/9/2011 - 1/15/2011  | 263                  |
| 1/16/2011 - 1/22/2011 | 233                  |
| 1/23/2011 - 1/29/2011 | 251                  |
| 1/30/2011 - 2/5/2011  | 242                  |
| 2/6/2011 - 2/12/2011  | 234                  |
| 2/13/2011 - 2/19/2011 | 229                  |
| 2/20/2011 - 2/26/2011 | 231                  |
| 2/27/2011 - 3/5/2011  | 246                  |

Each event of the Respondent's failure to maintain internal truck cleaning operations at or below the permitted limit is a violation of Specific Requirement No. 1 of Air Permit No. 0180-00188-02, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- I. In a letter dated February 6, 2013, the Respondent reported the following emissions exceedances during the period encompassing November 2, 2009, to March 2, 2011:

| VOC<br>(Permit Limit: 32.79 tpy) |                               |
|----------------------------------|-------------------------------|
| 12 Consecutive Month Period      | Estimated Emissions<br>(tons) |
| December 2008 - November 2009    | 38.67                         |
| January 2009 - Decemeber 2009    | 38.29                         |
| February 2009 - January 2010     | 38.04                         |
| March 2009 - February 2010       | 37.79                         |
| April 2009 - March 2010          | 37.54                         |
| May 2009 - April 2010            | 37.29                         |
| June 2009 - May 2010             | 37.04                         |
| July 2009 - June 2010            | 36.79                         |
| August 2009 - July 2010          | 36.54                         |
| September 2009 - August 2010     | 36.29                         |
| October 2009 - September 2010    | 36.04                         |

| <b>VOC</b><br><b>(Permit Limit: 32.79 tpy)</b> |                                   |
|--|-----------------------------------|
| <b>12 Consecutive Month Period</b>             | <b>Estimated Emissions (tons)</b> |
| November 2009 - October 2010                   | 35.79                             |
| December 2009 - November 2010                  | 35.54                             |
| January 2010 - December 2010                   | 35.29                             |
| February 2010 - January 2011                   | 35.15                             |
| March 2010 - February 2011                     | 35.01                             |
| April 2010 - March 2011                        | 34.87                             |

| <b>TAP</b><br><b>(Permit Limit: 7.045 tpy)</b> |                                   |
|--|-----------------------------------|
| <b>12 Consecutive Month Period</b>             | <b>Estimated Emissions (tons)</b> |
| September 2009 - August 2010                   | 7.19                              |
| October 2009 - September 2010                  | 7.38                              |
| November 2009 - October 2010                   | 7.56                              |
| December 2009 - November 2010                  | 7.75                              |
| January 2010 - December 2010                   | 7.94                              |
| February 2010 - January 2011                   | 7.96                              |
| March 2010 - February 2011                     | 7.99                              |
| April 2010 - March 2011                        | 8.02                              |

Each event of a permit exceedance of each pollutant is a violation of Air Permit No. 0180-00188-02, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- J. On or about January 25, 2011, the Department received a permit modification application dated January 24, 2011. According to the application, the Respondent proposed to add 10-1 Drum Loading (Emission Source ID EQT0011) to the facility's emissions inventory. In a letter dated February 6, 2013, the Respondent stated that drum loading operations commenced on February 1, 1995. On March 2, 2011, the Department issued Air Permit No. 0180-00188-03, which included 10-1 Drum Loading in the facility's emissions inventory. The Respondent's failure to obtain approval from the Department prior to reconstruction, modification, or operation is a violation of LAC 33:III.501.C.2, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).
- K. The Respondent exceeded the 0.96 tons per year permit limit for Volatile Organic Compounds (VOC) during the 2012 calendar year. In a letter dated February 6, 2013, the Respondent reported that the facility emitted 27.7 tons of VOC during the 2012 calendar year. This is a violation of Air Permit No. 0180-00188-03, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).
- L. The Respondent exceeded the 0.96 tons per year permit limit for Toxic Air Pollutants (TAP) during the 2011 and 2012 calendar years. In a letter dated February 6, 2013, the Respondent reported the following annual TAP emissions:

| Year | Estimated Emissions<br>(tons) |
|------|-------------------------------|
| 2011 | 10.8                          |
| 2012 | 9.3                           |

Each event of an exceedance of a permit limit is a violation of Air Permit No. 0180-00188-03, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

III.

In a letter dated December 6, 2012, the Respondent requested authorization to operate the facility under interim air emissions limits.

**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 and Air Permit No. 0180-00188-03.

## II.

To protect air quality, the Respondent is required to comply with the following:

- A. If the Respondent chooses to emit any air contaminant in the State of Louisiana from its Geismar Facility (Agency Interest No. 26272), the following interim limitation shall apply:

| Pollutant                             | Emissions (tpy) |
|---------------------------------------|-----------------|
| Volatile Organic Compounds (VOC)      | 81.968          |
| Toxic Air Pollutants (TAP)            | 12.401          |
| Acrylic Acid                          | 0.026           |
| Allyl Chloride                        | 2.008           |
| Ammonia                               | <0.01           |
| Aniline                               | <0.01           |
| Butyl Alcohol                         | 0.149           |
| Carbon Tetrachloride                  | 0.223           |
| Chlorobenzene                         | <0.01           |
| Chloroform                            | 0.165           |
| Di (2-ethylhexyl) Phthalate (DEHP)    | <0.01           |
| Dichloromethane (Methylene Chloride)  | 0.030           |
| Dichlorobenzene                       | <0.01           |
| Diethylene Glycol                     | 0.151           |
| Diethanolamine                        | <0.01           |
| Dinitrotoluene                        | <0.01           |
| Epichlorohydrin                       | 0.041           |
| Ethyl Acrylate                        | 0.298           |
| Ethylene Glycol                       | <0.01           |
| Formaldehyde                          | 0.028           |
| Glycol Ethers                         | 0.025           |
| Hexane                                | 0.161           |
| Hydrochloric Acid                     | 2.001           |
| Methylene Diphenyl Diisocyanate (MDI) | <0.001          |
| Methanol (Methyl Alcohol)             | 1.748           |
| Methyl Ethyl Ketone (MEK)             | 0.652           |

| Pollutant                     | Emissions<br>(tpy) |
|-------------------------------|--------------------|
| Methyl Isobutyl Ketone (MIBK) | 0.061              |
| Methyl Methacrylate Monomer   | 0.896              |
| Naphthalene                   | <0.01              |
| Nitric Acid                   | <0.01              |
| Propylene Oxide               | 1.418              |
| Styrene                       | 0.407              |
| Sulfuric Acid                 | <0.01              |
| Tetrachloroethylene           | <0.01              |
| Toluene                       | 0.111              |
| Toluene Diisocyanate          | <0.01              |
| Trichloroethane               | <0.01              |
| Triethylamine                 | 0.842              |
| Vinyl Acetate                 | 0.687              |
| Xylene                        | 0.272              |

- B. The interim limitations shall remain in effect until an Air Permit Modification is issued or until the Respondent is otherwise notified by the Department. The Respondent shall at all times properly operate and maintain all facilities and systems of control (and related appurtenances) which are installed or used by the Respondent to achieve compliance with the conditions of these interim limitations. All other emission limitations, monitoring requirements, and permit conditions of Air Permit No. 0180-00188-03 shall remain in effect and enforceable.
- C. If the Respondent does not choose to emit any air contaminant in the State of Louisiana from its Geismar Facility (Agency Interest No. 26272) the Respondent shall, within thirty (30) days after receipt of the **COMPLIANCE ORDER**, provide written documentation to the Department that no activities exist at the Respondent's facility resulting in any unauthorized discharges to the air.

III.

To submit to the Enforcement Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, the total number of trucks cleaned for each week during the 2012 calendar year, and for each week during the period encompassing January 1, 2013, through March 31, 2013. The Respondent shall also submit the annual emissions for each pollutant released during the 2012 calendar year.

IV.

To submit to the Air Permits Division, within thirty (30) days after receipt of this **COMPLIANCE ORDER**, an appropriate permit modification application if such an application has not yet been submitted to date. In addition, the Respondent shall submit a copy of the application's cover letter to the Enforcement Division.

V.

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 violations 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: Kenzie Bozeman  
Re: Enforcement Tracking No. AE-CN-13-00123  
Agency Interest No. 26272

**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-13-00123**  
**Agency Interest No. 26272**

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 Department's Rules of Procedure. 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 Kenzie Bozeman at (225) 219-3748 within ten (10) days of receipt of this **NOTICE OF POTENTIAL PENALTY**.

III.

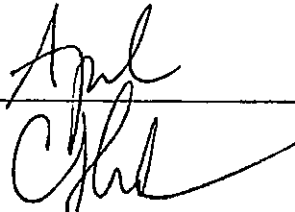
The Department is required by La. R.S. 30:2025(E)(3)(a) to consider the gross revenues of the Respondent and the monetary benefits of noncompliance to determine whether a penalty will be assessed and the amount of such penalty. Please forward the Respondent's most current annual gross revenue statement 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.



IV.

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

Baton Rouge, Louisiana, this 24 day of April, 2013.

  
\_\_\_\_\_  
Cheryl Sonnier Nolan  
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: Kenzie Bozeman



**BOBBY JINDAL**  
GOVERNOR

**PEGGY M. HATCH**  
SECRETARY

**State of Louisiana**  
DEPARTMENT OF ENVIRONMENTAL QUALITY  
OFFICE OF ENVIRONMENTAL COMPLIANCE

July 6, 2015

CERTIFIED MAIL (7004 2510 0006 3853 0307)  
RETURN RECEIPT REQUESTED

**TRIMAC TRANSPORTATION INC.**  
c/o C T Corporation System  
Agent for Service of Process  
5615 Corporate Boulevard, Suite 400B  
Baton Rouge, LA 70808

**RE: AMENDED CONSOLIDATED COMPLIANCE ORDER &  
NOTICE OF POTENTIAL PENALTY  
ENFORCEMENT TRACKING NO. AE-CN-13-00123A  
AGENCY INTEREST NO. 26272**

Dear Sir:

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 **TRIMAC TRANSPORTATION, INC. (RESPONDENT)** for the violations described therein.

Any questions concerning this action should be directed to Pascal Ojong at (225) 219-4468.

Sincerely,

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

Celeria J. Cage  
Administrator  
Enforcement Division

CJC/PON/pon  
Alt ID No. 0180-00188  
Attachment



c: Trimac Transportation, Inc.  
c/o Tom Connard  
VP, U.S. Chemical Division  
15600 JFK Boulevard  
Houston, TX 77032

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

|   |   |                                 |
|---|---|---------------------------------|
| <b>IN THE MATTER OF</b>   | * |                                 |
|   | * |                                 |
| <b>TRIMAC TRANSPORTATION INC.<br/>ASCENSION PARISH<br/>ALT ID NO. 0180-00188</b>                    | * | <b>ENFORCEMENT TRACKING NO.</b> |
|   | * |                                 |
|   | * | <b>AE-CN-13-00123A</b>          |
|   | * |                                 |
| <b>PROCEEDINGS UNDER THE LOUISIANA<br/>ENVIRONMENTAL QUALITY ACT,<br/>La. R.S. 30:2001, ET SEQ.</b> | * | <b>AGENCY INTEREST NO.</b>      |
|   | * |                                 |
|   | * | <b>26272</b>                    |
|   | * |                                 |

**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-13-00123** issued to **TRIMAC TRANSPORTATION INC. (RESPONDENT)** on April 29, 2013, in the above-captioned matter as follows:

I.

The Department hereby amends paragraphs II.C, II.D, II.E, II.G, II.H and II.K and removes paragraph II.I and II.L of the Findings of Fact to read as follows:

“II.

- C. In correspondence dated February 6, 2013, and July 12, 2013, the Respondent reported 7 TAP emissions exceedances during the 2007 and 2008 calendar years:

| TAP                         | Year | Permit limit<br>(tons) | Adjusted<br>emissions (tons) |
|-----------------------------|------|------------------------|------------------------------|
| Hexane                      | 2007 | 0.12                   | 0.1354                       |
| Methanol                    | 2007 | 0.24                   | 0.4652                       |
| Methyl Methacrylate Monomer | 2007 | 0.04                   | 0.0611                       |
| Allyl Chloride              | 2008 | 0.79                   | 1.2412                       |
| Formaldehyde Solution       | 2008 | 0.001                  | 0.0112                       |
| Methanol                    | 2008 | 0.24                   | 0.3861                       |
| Methyl Methacrylate Monomer | 2008 | 0.04                   | 0.0625                       |

Each event of a permit exceedance of each pollutant is a violation of Air Permit No. 0180-00188-01, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- D. The facility exceeded the maximum operating rate of 500 trucks per month for Emission Point No. 94-1 (Tank Truck Wash Rack) during the period encompassing January 1, 2008, through November 2, 2009. In correspondence dated June 12, 2013, the Respondent reported the following exceedances:

| Month       | Total Trucks Cleaned |
|-------------|----------------------|
| August 2009 | 515                  |

Each event of the Respondent's failure to maintain truck cleaning operations at or below the maximum permitted operation rate for Emission Point No. 94-1 is a violation of Air Permit No. 0180-00188-01, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- E. The facility exceeded the permitted limit of 120 tank trucks per week for internal cleaning of tank trucks during the period encompassing January 1, 2008, through November 2, 2009. In correspondence dated June 12, 2013, the Respondent reported the following exceedances:

| Week                  | Total Trucks Cleaned |
|-----------------------|----------------------|
| 3/23/2008 – 3/29/2008 | 128                  |
| 9/21/2008 – 9/27/2008 | 126                  |
| 8/2/2009 – 8/8/2009   | 127                  |
| 8/23/2009 – 8/29/2009 | 131                  |

Each event of the Respondent's failure to maintain internal truck cleaning operations at or below the permitted limit is a violation of Specific Condition No. 4 of Air Permit No. 0180-00188-01, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- G. In correspondence dated July 12, 2013, the Respondent reported the following unpermitted emissions during the 2008 and 2009 calendar year:

| 2008                           |                                  |        |
|--------------------------------|----------------------------------|--------|
| TAP                            | Estimated Annual Total Emissions |        |
|                                | Pounds (lbs)                     | Tons   |
| Acrylic Acid                   | 19.25                            | 0.0096 |
| Chloroform                     | 173.22                           | 0.0866 |
| Diethylene Glycol              | 0.15                             | 0.0001 |
| Diethanolamine                 | 0.01                             | 0.0000 |
| Dimethyl Sulfate               | 1.18                             | 0.0006 |
| Dioxan (1, 4-)                 | 12.73                            | 0.0064 |
| Ethylbenzene                   | 4.00                             | 0.0020 |
| Glycol Ethers                  | 11.30                            | 0.0056 |
| Hydrogen Sulfide               | 13.93                            | 0.0070 |
| Methyl Tert Butyl Ether (MTBE) | 88.32                            | 0.0442 |
| Methylene Chloride             | 268.72                           | 0.1344 |
| Nitric Acid                    | 0.88                             | 0.0004 |
| Tetrachloroethylene            | 36.13                            | 0.0181 |
| Propylene Oxide                | 1375.77                          | 0.6879 |
| Sulfuric Acid                  | 0.12                             | 0.0001 |

| 2009                |                                  |        |
|---------------------|----------------------------------|--------|
| TAP                 | Estimated Annual Total Emissions |        |
|                     | Pounds (lbs)                     | Tons   |
| Acrylic Acid        | 19.25                            | 0.0096 |
| Chloroform          | 117.56                           | 0.0588 |
| Diethylene Glycol   | 113.26                           | 0.0566 |
| Dichlorobenzene     | 3.48                             | 0.0017 |
| Diethanolamine      | 0.10                             | 0.0000 |
| Epichlorhydrin      | 29.72                            | 0.0149 |
| Glycol Ethers       | 5.45                             | 0.0027 |
| Methylene Chloride  | 1498.36                          | 0.7492 |
| Nitric Acid         | 1.77                             | 0.0009 |
| Propylene Oxide     | 1042.62                          | 0.5213 |
| Sulfuric Acid       | 0.31                             | 0.0002 |
| Tetrachloroethylene | 265.50                           | 0.1328 |

Each event of emissions of each unpermitted pollutant is a violation of LAC 33:III.501.C.2, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- H. The facility exceeded the permitted limit of 122 tank trucks per week for internal cleaning of tank trucks during the period encompassing November 2, 2009, through March 2, 2011. In correspondence dated June 12, 2013, the Respondent reported the following exceedances:

| 2010                  |                      |
|-----------------------|----------------------|
| Week                  | Total Trucks Cleaned |
| 1/10/2010 - 1/16/2010 | 123                  |
| 2/21/2010 - 2/27/2010 | 123                  |

| 2011                  |                      |
|-----------------------|----------------------|
| Week                  | Total Trucks Cleaned |
| 1/2/2011 - 1/8/2011   | 179                  |
| 1/9/2011 - 1/15/2011  | 165                  |
| 1/16/2011 - 1/22/2011 | 161                  |
| 1/23/2011 - 1/29/2011 | 161                  |
| 1/30/2011 - 2/5/2011  | 155                  |
| 2/6/2011 - 2/12/2011  | 149                  |
| 2/13/2011 - 2/19/2011 | 147                  |
| 2/20/2011 - 2/26/2011 | 165                  |
| 2/27/2011 - 3/5/2011  | 167                  |

Each event of the Respondent's failure to maintain internal truck cleaning operations at or below the permitted limit is a violation of Specific Requirement No. 1 of Air Permit No. 0180-00188-02, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

- K. The Respondent exceeded the 5.37 tons per year permit limit for Volatile Organic Compounds (VOC) during the 2012 calendar year. In correspondence dated July 12, 2013, the Respondent reported that the facility emitted 21.6523 tons of VOC during the 2012 calendar year. This is a violation of Air Permit No. 0180-00188-03, LAC 33:III.501.C.4, La. R.S. 30:2057(A)(1) and 30:2057(A)(2).

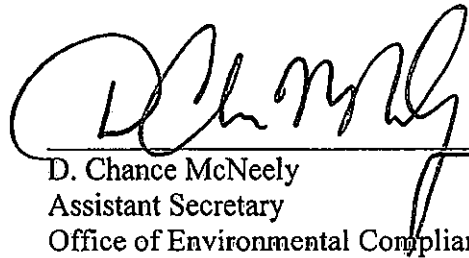
II.

The Department incorporates all of the remainder of the original **CONSOLIDATED COMPLIANCE ORDER & NOTICE OF POTENTIAL PENALTY, ENFORCEMENT TRACKING NO. AE-CN-13-00123** and **AGENCY INTEREST NO. 26272** as if reiterated herein.

III.

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

Baton Rouge, Louisiana, this 6 day of July, 2015.

  
\_\_\_\_\_  
D. Chance McNeely  
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: Pascal Ojong