To: Gray, David[gray.david@epa.gov]
Cc: Idsal, Anne[idsal.anne@epa.gov]; Cheatham-Strickland, Latonia[Cheatham-Strickland.Latonia@epa.gov]
From: Wagner, Kenneth
Sent: Tue 3/6/2018 2:29:26 PM
Subject: Re: Louisiana

Thanks...this is helpful

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On Mar 6, 2018, at 6:55 AM, Gray, David <gray.david@epa.gov> wrote:

Ken,

A few updates for your trip to Louisiana.

David

Sulphur Dioxide Designation, St Bernard Parish, Louisiana

State of Louisiana provided both the modified order and new modeling for sulfur dioxide clean air State Implementation Plan for St. Bernard Parish. This allowed EPA to find the state's submittal complete and prevent highway sanctions from taking effect. EPA intends to propose approval of the attainment demonstration state implementation plan for sulfur dioxide by March 31 for a 30 day comment period; and complete final action by July. We will miss the deadline for filing a Federal Implementation Plan (mid-April) but don't anticipate any litigation since we will have proposed action.

Ozone Designation, Baton Rouge, Louisiana

On February 20, 2018, LDEQ requested up to a one-year extension of the deadline for making the ozone designation for the Baton Rouge area. National ozone designations are currently scheduled for April 30, 2018. LDEQ is asking for additional time for EPA to consider an exceptional event that occurred in September 2017 as part of the designation. The State expects to complete its technical review soon and must provide a 30-day comment period pursuant to state requirements. Parallel to the state's process, EPA is also reviewing the states information in an effort to expedite our decision on the exceptional event request from the state.

Louisiana Regional Haze

EPA took final action on the Louisiana Regional Haze SIP in December 2017. Last week, Sierra Club formally filed petitions for review and reconsideration with the U.S. DC District Court. Sierra Club also filed a motion that our action failed to meet the Consent Decree terms. Entergy may also petition for review. We are currently discussing the next steps in defending against this legal challenge to our approval and we will work closely with LDEQ.

Louisiana Offshore Oil Port (LOOP), LLC, Deepwater Port Complex, Louisiana

LOOP is the only port in the U.S. capable of offloading a wide range of vessels including Ultra Large Crude Carriers (ULCC) and Very Large Crude Carriers (VLCC) down to Medium Range (MR) Tankers. LOOP is a joint venture of Marathon Pipe Line LLC, Valero Terminal and Distribution Company, and Shell Oil Company. LOOP, regulated by both state, EPA and Maritime Administration, is looking to add export capability to its operations and may need new water and air permits. The water discharge permit is issued jointly by the state of Louisiana and Region 6, and the existing permit expired years ago. The Louisiana Department of Environmental Quality and Region 6 have been working with the facility to renew the discharge permit and incorporated whole effluent toxicity (WET) requirements for their brine discharge. LOOP most recently has taken the position that it does not require any federal permits (air or water) for its operations. This issue remains unresolved. Anne and I are hoping to meet with company officials to discuss this soon, and coordinating closely with LDEQ Dr. Brown.

David Gray

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