List of Federal Agency Permits and Authorizations for the Louisiana Offshore Oil Port

Permit or Authorization Name/ Number	**Authorizing Legislation for the Permit/Authorization**	**Date of Issuance**	**Start Date**	**Expiration Date**	**Current Status and Pending/ Recent Permitting Actions** **(please also identify any permits/authorizations that may be, or are, required, but have not been issued for LOOP's onshore or offshore operations)**
USEPA NPDES Permit #LA0049492 POC: lawrence.rob@epa.gov	33 U.S.C 1251 et seq. & La. R. S. 30:2001 et seq.	09/12/2008	10/01/2008	09/30/2013	Permit is administratively continued and a new permit is being developed. The forthcoming permit will include two requirements. 1.) A benthic study roughly based on previous monitoring to evaluate the impact of the brine diffuser (outfall 004). 2.) An ionic imbalance study to determine the impact of a potential ionic imbalance on WET tests regarding outfall 004. • Additional information has been requested on multiple outfalls including 029 and 030.
No Federally Issued CAA Permit Has Been Issued for LOOP POC: lawrence.rob@epa.gov	• Deepwater Port Act (DWP), 33 U.S.C. § 1518; • Title 1 and Title of the Clean Air Act	No Federally Issued CAA Permit Has Been Issued for LOOP	No Federally Issued CAA Permit Has Been Issued for LOOP	No Federally Issued CAA Permit Has Been Issued for LOOP	• LDEQ has issued Permit numbers 1560-00027-V2 and PSD-LA-796(M-1) for LOOP's onshore activities. • To-date, EPA has not received a permit application for air emissions associated with the proposed modifications at the existing offshore LOOP facility. For DWP port projects located offshore, seaward of state waters, EPA issues air permits based on the CAA and the air regulations that would otherwise be applicable in the nearest adjacent

					coastal state, as long as the state or local requirements are applicable and not inconsistent with federal law and the DWP.
NOAA ESA Consultation We have no record of previous formal consultation or incidental take permitting for this facility. POC: michael.tucker@noaa.gov	Endangered Species Act (ESA)				Any Federal agency that issues a permit or other authorization for an activity that may affect ESA-listed marine species is required to consult with NMFS under Section 7 of the ESA. If there is no Federal nexus to an action that is likely to result in take of ESA listed species, then the State or private entity implementing the action is required to attain an incidental take permit as per Section 10 of the ESA.
Dept. of Interior, Bureau of Safety and Environmental Enforcement (BSEE) No permit information POC: jarvis.abbott@bsee.gov	N/A	N/A	N/A	N/A	BSEE disagrees with LOOP's assertion in Annex B of their provided EIA that the DOI has jurisdiction over the port's OCS air pollutant emissions sources. We believe their counsel's argument that they are under OCSLA authority simply due to the geographic location of their Grand Isle Area, Block 59 facility (Complex ID No. 80050-1), export trunks (Segment Nos. 12772 and 12773), and gathering lines (Segment Nos. 12769, 12770, and 12771) is incorrect; especially since all six components are DOT infrastructure. The handful of citations their counsel selectively pulled from 30CFR550; Subpart C are also out of place considering that projected emissions (only from OCS

					exploration/development/production operations) are reported to BOEM under an Exploration Plan (EP), Development and Production Plan (DPP), or Development Operations Coordination Document (DOCD), which can only be submitted by or on behalf of an operator holding a lease, ROW, or RUE; none of which are required for deepwater port operations outside of Department of the Interior direct oversight. **Additional Information:** The following summary statement was also provided regarding BSEE's current authority over LOOP: *"Ultimately, in order for LOOP LLC to be under OCSLA requirements, their operations would need to consist of exploration, development, and production of oil, gas, sulphur, and other mineral resources and/or renewable energy activities. LOOP LLC would also need to possess a lease, Right-of-Way (ROW), or Right-of-Use-and-Easement (RUE) or be qualified as a "Designated Operator" to carry out such actions on the OCS - of course, none of which applies considering that they are permitted as a deepwater port operation."*