Message

**From**: Cohen, Jacqueline [jackie.cohen@mail.house.gov]
**Sent**: 3/22/2019 3:15:22 PM
**To**: Gray, David [gray.david@epa.gov]; Rodrick, Christian [rodrick.christian@epa.gov]
**CC**: Chancellor, Erin [chancellor.erin@epa.gov]; Ringel, Aaron [ringel.aaron@epa.gov]
**Subject**: RE: Deer Park Fire

A follow up on this and a couple of questions on monitoring.

On this – has there been a follow up inspection since the 2015 settlement? If so, were the deficiencies remedied? I am most interested in the noted deficiency in prevention (for obvious reasons).

On monitoring – Has it been confirmed that the elevated levels of benzene at the Shell Deer Park facility were related to the ITC fire? Is air monitoring being done for ammonium perfluorooctanoate (APFO)? Is water monitoring looking at short chain PFAS or just PFOA and PFOS?

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**From:** Gray, David <gray.david@epa.gov>
**Sent:** Wednesday, March 20, 2019 5:10 PM
**To:** Cohen, Jacqueline <jackie.cohen@mail.house.gov>; Rodrick, Christian <rodrick.christian@epa.gov>
**Cc:** Chancellor, Erin <chancellor.erin@epa.gov>; Ringel, Aaron <ringel.aaron@epa.gov>
**Subject:** RE: Deer Park Fire

Attached is the 2014 inspection report and the 2015 Expedited Settlement document that resulted.

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**From:** Cohen, Jacqueline <jackie.cohen@mail.house.gov>
**Sent:** Wednesday, March 20, 2019 10:27 AM
**To:** Gray, David <gray.david@epa.gov>; Rodrick, Christian <rodrick.christian@epa.gov>
**Cc:** Chancellor, Erin <chancellor.erin@epa.gov>; Ringel, Aaron <ringel.aaron@epa.gov>
**Subject:** RE: Deer Park Fire

Last follow up – I have seen reporting that EPA fined ITC $3,300 for RMP violations in 2015. Can you provide us with the NOV and any other documents related to that enforcement action?

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**From:** Gray, David <gray.david@epa.gov>
**Sent:** Tuesday, March 19, 2019 5:09 PM
**To:** Cohen, Jacqueline <jackie.cohen@mail.house.gov>; Rodrick, Christian <rodrick.christian@epa.gov>
**Cc:** Chancellor, Erin <chancellor.erin@epa.gov>; Ringel, Aaron <ringel.aaron@epa.gov>
**Subject:** RE: Deer Park Fire

Jacqueline,
Good talking with you earlier. Here is the follow up information that you requested during the call with Christian and me. You have been added to our daily Congressional Update list regarding this incident.
David

David Gray
Deputy Regional Administrator
EPA Region 6 (Arkansas, Louisiana, New Mexico, Oklahoma and Texas)

**General including EPA Air Monitoring**

The U.S. Environmental Protection Agency (EPA) and Texas Commission on Environmental Quality (TCEQ) are working with Unified Command in response to a fire at the Intercontinental Terminals Corporation (ITC) Deer Park facility near Houston, TX. The Unified Command consists of EPA, TCEQ, U.S. Coast Guard (USCG), Harris County Pollution Control Services (HCPCS) and ITC. Emergency responders continue to use foam to control and prevent spreading of the fire. EPA has conducted, and continues to conduct, air monitoring with the Airborne Spectral Photometric Environmental Collection Technology aircraft (ASPECT) and has not measured any significant detections in the vicinity and downwind of the incident.

**RMP**

The RMP Amendments rule became effective September 21, 2018. However, most of the major provisions of the rule have compliance dates in 2021 or 2022. RMP facilities are not required to submit updated risk management plans reflecting changes associated with the Amendments until March 14, 2022. ITC Deer Park is an RMP-regulated facility, which last updated its RMP in March, 2018.

**Fire Foam**
Emergency responders are using foam to control the fire and prevent the fire from spreading to the remaining tanks within the contained area. We have checked on the type of foam being deployed and attached are the Chemical Data Sheets.

**Texas Air Monitor (Information provided by TCEQ)**
The TCEQ ambient monitoring station at Houston Deer Park (CAMS 35) experienced operational issues with the AutoGC sampler, indicated by quality control failures on March 11. Therefore, data were invalidated back to the previous passing daily QC check which was March 10. Only the AutoGC was affected; other samplers at this monitoring station continued to operate normally.

The TCEQ contractor performed the repair March 13-16. Following this repair, the contractor must run a 1-point QC check, followed by a multi-point check typically completed within a few days. The instrument passed the 1-point QC check at 8:00 am on Saturday, March 16. The instrument resumed ambient data collection at 11:00 am on Saturday, March 16, the day before the fire. The instrument continued to collect ambient data throughout the day on Sunday, March 17 and into Monday, March 18 until 5:00 am. The contractor began the multi-point check at 6:00 am on Monday, March 18, this QC check is required in the days following a repair. The multi-point check was completed and ambient data collection has resumed as of 1:00 pm, Monday, March 18. The ambient data collected from Saturday, March 16 through early Monday, March 18 have undergone preliminary review and are within required quality standards. The valid ambient AutoGC data collection resumed at 1:00 pm CST and data appears ambient and consistent with normal trends.

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**From:** Cohen, Jacqueline <jackie.cohen@mail.house.gov>
**Sent:** Tuesday, March 19, 2019 3:04 PM
**To:** Rodrick, Christian <rodrick.christian@epa.gov>
**Cc:** Gray, David <gray.david@epa.gov>; Chancellor, Erin <chancellor.erin@epa.gov>; Ringel, Aaron <ringel.aaron@epa.gov>
**Subject:** RE: Deer Park Fire

That would be great. I am free for the next hour. My direct is 226-9063.

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**From:** Rodrick, Christian <rodrick.christian@epa.gov>
**Sent:** Tuesday, March 19, 2019 3:53 PM
**To:** Cohen, Jacqueline <jackie.cohen@mail.house.gov>
**Cc:** Gray, David <gray.david@epa.gov>; Chancellor, Erin <chancellor.erin@epa.gov>; Ringel, Aaron

<ringel.aaron@epa.gov>
**Subject:** Deer Park Fire

Jackie,

I understand you reached out to Matt regarding the Deer Park fire. Do you have any time for a call this afternoon with myself and David and Erin from our Regional office to discuss?

Thanks,

**Christian Rodrick**
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