Administrative Record Document No. 10
Docket # RCRA --6-2008-0903

TNRCC

Longview Refining Associates, Inc.
Agreed Order
CEI - June 25 to 28, 2001

Texas Natural Resource Conservation Commission
Investigation Report

Longview Refining Associates, Inc. (LRA)
TNRCC ID # 31376, EPA ID # TXD045586187
IHW- CEI Investigation; Conducted June 25 to 28, 2001

INTRODUCTION

From June 25 through 28, 2001, Mr. Tom Erny of the TNRCC Region 5 office conducted an IHW CEI investigation at Longview Refining Associates, Inc. (LRA). The facility is located at 601 Premier Road in Longview, Texas. The investigation was performed in response to a Spill Report phoned in by the facility on June 16, 2001. During the investigation, the investigator was accompanied by the following people at various times during the investigation: Mr. David Wilder, President LRA; Mr. Mike Torres, OSC, EPA; Mr. Mike Brashear, Waste Section Manager, TNRCC; Mr. Randall Hodo, Field Investigator, TNRCC and Rosa Murphy, Field Investigator, TNRCC. The investigation included a visual investigation of the refinery. No records were reviewed during the investigation except for the TNRCC Region 5 files.

EPA OSC

An exit interview was given at the conclusion of the investigation. The exit interview was attended by Mr. David Wilder and Mr. Mike Torres. During the exit interview, it was explained to Mr. Wilder that the materials being stored on the property would be considered wastes since the facility has been out of operation since 1992. The fact that there was an unauthorized discharge from some of the drums being stored in the container storage area was also discussed. In addition, the investigator explained to Mr. Wilder that all of the violations noted during the investigation will be sent to the Attorney Generals Office and included in the ongoing action against LRA.

GENERAL FACILITY AND WASTE PROCESS INFORMATION

LRA is an inactive petroleum refinery. The facility has been inactive since August of 1992. During the investigation, several units were storing materials and wastes. These included tanks, container storage areas, API separators, waste water treatment surface impoundments, and refining process units. None of the units at LRA have been in operation since 1992. According to Mr. Wilder, all of the process units and piping have been mothballed by filling them with diesel fuel.

BACKGROUND

On March 15, 1995, LRA was issued an Agreed Order with both Industrial and Hazardous Waste and Water Quality Ordering Provisions (see attachment). The Agreed Order was the result of multiple violations noted during previous investigations at the facility.

On January 16, 1997, Noel Luper of the TNRCC Region 5 office conducted a CEI investigation at the facility. Two violations were noted during the investigation. The violations were submitted to the TNRCC's Enforcment Division for formal enforcement action. At the time of this investigation, the enforcement action had not been resolved and the case has been referred to the Texas Attorney General's office.

A release of diesel range hydrocarbons occurred between December 1996 and March 1997. The release came from a culvert that ran under the LRA property. The water entering the culvert up stream did not contain any hydrocarbons. It appears that LRA was the most likely source of the release. At the time of the investigation, the exact source of the release still had not been confirmed.

ADDITIONAL INFORMATION

CHRONOLOGY OF EVENTS

06/16/01 - Oil or Hazardous Substance Spill or Discharge Report called in to the TNRCC Region 5 office (attachment). The spill report was taken by Charles Miller. The report was made by Mr. Wilder and indicated that a leak was detected from the Desalting Unit. The leak appeared to be of diesel fuel.

06/25/01 - Tom Erny of the TNRCC Region 5 office performed a CEI investigation at the site, as well as an emergency response investigation. Mr. Mike Brashear and Mr. David Wilder accompanied the investigator. The investigation included a walk through the refinery. Two new releases were observed at the refinery.

The desalting unit was leaking a light phase hydrocarbon (Photo 2). The leak was coming from a pipe located directly underneath the desalting unit. It appeared as if the material had been leaking for a significant amount of time based on visual observations. The investigator collected a sample of the leaking material and from the soil affected by the release. The sample of the material was taken directly from the drippage coming from the pipe. A sample was also collected of the contaminated soils located approximately six feet east of the concrete slab the desalting unit is located on.

The investigator also observed a drum tipped over on its side next to building T-13 (Photo 9). The drum was open topped and contained what appeared to be soil. A sample was collected of this waste material.

The investigator then observed the leaking containers in the Container Storage Area located near tank T-47 (NOR Unit # 1). There were 10 drums of waste located in the container storage area.

Several of the drums were leaking a black oily substance (Photos 7 & 8). This release had been documented in during previous investigations at the site.

A third release was identified from a partially buried underground pipe. The pipe was observed to be bubbling out a small corrosion hole in the pipe (Photo 5).

The investigation conditions at the remaining portions of the refinery appeared to be similar to those observed during previous investigations.

A verbal demand was made of Mr. Wilder by the investigator to immediately take actions to stop the releases at the site. Mr. Wilder indicated that LRA was financially unable to stop the releases.

The investigator contacted Mr. David Barker, Emergency Coordinator, in the TNRCC's Emergency Response Unit to mobilize a state-lead contractor to stop the releases at the facility. A Work Order Request Form for Regional Contractors was submitted to Mr. Barker requesting a state contractor be mobilized to stop the ongoing releases. Mr. Barker called back, after receiving the Work Order Request Form for Regional Contractors and indicated the EPA agreed to take the lead on this emergency response.

The investigator met with Mr. Mike Torres, OSC, EPA, that evening at the site. Mr. Wilder was also present. Mr. Torres also had two representatives of the EPA's START team onsite. The situation was briefly assessed, and it was decided that they would assess the site in the morning.

06/26/01 - The EPA and the START team assessed the site and determined what actions would be needed. It was determined that additional man power and equipment would be need to address the situation at the site.

06/27/01 - The EPA's START Team identified approximately 40 drums of waste at the facility that would have to be classifed. In addition, a frac tank had been ordered to store the contents of the desalting unit. The EPA contractors removed 130 barrels of waste from the desalting unit and placed it into the frac tank. The START Team began performing a hazardous categorization of the drums of waste. TNRCC Investigators Rosa Murphy and Randall Hodo were also present at the site for a short period during the day. The drums that were compatible with the Desalting Unit waste were added to the frac tank. The remaining drums that contained hazardous waste or liquids were secured and some were overpacked.

06-28-01 - The EPA START team had to over-pack one of the remaining drums in Level "A" protective equipment since the material had a pH of less than 1 s.u. In addition, the leaking underground line was patched with a clamp. Several of the drums that were over-packed and/or

contained liquids were placed into the shop building. A makeshift secondary containment was constructed in the building using poly sheathing and landscape timbers to help contain any leaks that the drums might develop. In addition, the soils that were present on top of the Desalting Tank slab were removed and containerized.

08-03-01 - The analytical results from the samples collected on June 25, 2001 are received by the TNRCC Region 5 office (attachment). The results did not show hazardous levels for any constituents. However, very high level of toluene and xylene were present in the samples collected from the leaking desalting unit. The analytical results from the sample collected from the over turned drum of solids, indicated that metals were present in the solids, but not at hazardous levels.

SUMMARY OF ALLEGED VIOLATIONS

1. 30 TEX. ADMIN. CODE §335.2/335.43(a)/40 CFR 270.1(c) - Permit Required

No person may allow the storage, processing, or disposal of a hazardous waste without first having obtained a permit from the TNRCC.

During the physical investigation and subsequent review of the Region 5 files it was determined that tank T-20b (NOR unit #18) was storing liquids. The tank gauge indicated that the tank was full to within 4 feet of the top of the tank. During a previous investigation, Mr. Wilder slightly opened a valve at the bottom of the tank and water with a hydrocarbon odor was observed to discharge. According to the facilities Notice of Registration, the facility notified the TNRCC that a tank contained slop oil emulsions, a listed hazardous waste (K-049), as well as several nonhazardous waste streams.

LRA should either dispose of the waste being stored in the tank or obtain a permit for the storage of hazardous waste.

2. TEX. WATER. CODE 26.121 & 30 TEX. ADMIN. CODE §335.4 - General Prohibitions

"In addition to the requirements of §335.2 of this title (relating to Permit Required), no person may cause, suffer, allow, or permit the collection, handling, storage, processing, or disposal of industrial solid waste or municipal hazardous waste in such a manner so as to cause:

(1) the discharge or imminent threat of discharge of industrial solid waste or municipal hazardous waste into or adjacent to the waters in the state without obtaining specific authorization for such a discharge from the Texas Water Commission;

(2) the creation and maintenance of a nuisance; or

(3) the endangerment of the public health and welfare."

During the investigation, the investigator documented the following unauthorized discharges:

1) The investigator observed the Desalting Unit leaking an oily liquid onto the ground at the facility. Stained soils were on the ground near the leaking Desalting unit (Photo 3).

2) The container storage area located at the east side of the property (NOR Unit # 1), contained 10 drums of waste. Several of the drums were leaking and causing an oily sheen on the water inside the container storage area (photos 7 & 8).

3) A pipe partially buried in the middle portion of the refinery was leaking what appeared to be diesel fuel.

A verbal demand was made to the Mr. Wilder on June 25, 2001, to stop the discharges and clean up the wastes. Mr. Wilder indicated that LRA was financially unable to address the release. On the evening of May 25, 2001, the EPA mobilized their START team to address the releases. By the end of the investigation the discharges had been stopped.

However, there were still stained and contained soils remaining at the site. Therefore, Longview Refining should begin immediate actions to remediate the affected soils at the site.

OTHER ISSUES

The facility had drums and tanks of various materials at locations throughout the facility. Mr. Wilder indicated that all of the materials at the site are usable products, including the K-listed hazardous wastes being stored in tank T-20b. Since the materials have been stored on site since 1992 and the facility is not capable of using or refining any of the material on the site, it would appear that all of the materials on site are wastes as is specified in the speculative accumulation regulations found in 40 CFR 261.2(c)(4). The material on the site should be classified and properly disposed of. In addition, the facility should be required to close several of the waste

water treatment exempt units (API separators and surface impoundments) since the facility has not used them since 1992 under 30 TAC 335.8(a) requirements. The fact that the equipment has not been used since 1992 and that releases are beginning to occur due to corrosion, emphasizes the importance of having all of the wastes at the site be removed and disposed of and all of the units properly closed.

CONCLUSION

The EPA's emergency response actions at the site have stopped the releases that were identified at the site. However, there are still multiple units at the facility that are storing materials and wastes that pose a significant threat to Human Health, Safety and the Environment if they were to have a release. There is still soil contamination at the site that needs to be addressed and the wastes stored at the site, including the wastes generated during the EPA emergency response action, need to be disposed of. The TNRCC Region 5 office will not be sending a letter to the facility since the case is currently being coordinated by the Texas Attorney General's Office. The current point of contact for the facility in the Texas Attorney Generals office is Ms. Flora Fearon. The current point of contact in the TNRCC's enforcement Division is Ms. Susan Johnson.

Signed_____ 8-6-01
Tom Erny — Date
Environmental Investigator
Region 5 / Tyler

Approved Mike Brashear 8-10-01
Mike Brashear — Date
Waste Section Manager
Region 5 / Tyler

Attachments: (in order of final report submittal)

- ✓ Data Entry Form/CMEL
- ___ Enforcement Action Request (EAR)
- ___ Letter to Facility:_____
- Investigation Report
- ___ Summary of Investigation Findings table
- ✓ Maps, Plans, Sketches
- ✓ Photographs
- ___ Container Storage Area Table
- ✓ Tanks Table
- ___ Correspondence from the facility

TEXAS COMMISSION
ON
ENVIRONMENTAL QUALITY

TCEQ

ATTACHMENT #4

Incident # Investigation #	N/A 379072	Facility Name:	Longview Refining Associates	County Name:	Gregg
Investigation Date(s):	04/14, 22 & 25 /2005	TCEQ Investigator:	Dale Vodak, TCEQ Region 5 Tyler		

List of violations - Enforcement Case Information

*Annotations by Dale Vodak
5/2005

Enforcement Case Information
Case # 8459

Regulated Entity Name		Primary SIC	SIC Code	Primary NAICS	NAICS Code
RN101059426	LONGVIEW REFINING	Petroleum Refining	2911	Petroleum Refineries	32411

Customer Name		Party Maintenance Role	Customer Legal Name
CN600617252	LONGVIEW REFINING ASSOCIATES INC	RESPONDENT	Longview Refining Associates, Inc. No Address in CCEDS

Resolution Information

Lead Enf Coordinator :	VANESSA DAVIS		**Lead Attorney:**	BARBARA WATSON	
Resolution Type:	COURTORDER	**Resolution Status:**	EFFECTIVE	**Resolution Order Type:**	BANKRUPTCY
Resolution Version:	INITIAL	**Effective Date:**	04/05/2002	**Resolution Order Method:**	AFTERHE/TR
Expedited Indicator:	N/A	**Findings Catagory:**		**Findings Reason:**	
TCEQ Docket #:		**SOAH Docket #:**		**District Court Docket #:**	
Termination/Closed Date:		**Probation Indicator:**	NO	**Suspension Indicator:**	NO
Revocation Indicator	NO	**AG #:**	99-61379	**AG Case Short Name:**	
Program(s):	IHW		**Addn ID(s):**	TXD045586187, 31376	
Resolution Comments:	AG JUDGEMENT REGARDING BANKRUPTCY				

Penalty Information

Type	*Assessed*	*Deferred*	*Payable*	*Deferral Withdrawn*	*Attorney Fees*	*Court Costs*	*In Kind Amount*
CIVIL	$0.00	$0.00	$0.00	NO	$0.00	$0.00	$0.00
	$0.00	**$0.00**	**$0.00**		**$0.00**	**$0.00**	**$0.00**

No SER Information Entered into CCEDS

Checklist Items Entered into CCEDS

Checklist Name: ATTORNEY GENERAL

Chk Item Desc	*Answer*	*Due Dt*	*Chk Item Comment*
Initial Screening Date	08/31/1998		
Referral to the Attorney General	10/02/1998		
Quality Control Review			
PCW & TRs to Litigation			
Original Petition Filed			

Answer to Petition Filed
Discovery Request Filed by OAG
Response to Discovery Request Filed by Opposing Party
Discovery Request Filed by Opposing Party
Response to Discovery Request Filed by OAG
Proposed Hearing Date
Hearing Date
Proposed Trial Date
Trial Date
Texas Register Publication
Texas Register Comments Closed

Checklist Name: FILE CLOSED

Chk Item Desc	*Answer*	*Due Dt*	*Chk Item Comment*
Compliance with Resolution Letter Mailed			
Litigation File Closed			
Enforcement File Closed	09/10/2004		On the advice of corrective action and Enforcement management this case will be closed. AG action was discontinued due to the owner bankruptcy and property liquidation. Case will be handled by the EPA according to corrective action. Case closed.
Fiscal File Closed For Penalty Payment			

Checklist Name: CASE CONCLUSION DATA

Chk Item Desc	*Answer*	*Due Dt*	*Chk Item Comment*
Use Reduction	NO		
Testing	NO		
Industrial Process Change	NO		
Auditing	YES		
Emissions or Discharge Change	NO		
Monitoring/Sampling	YES		
Storage or Disposal Change	YES		
Recordkeeping	YES		
Site Assessment	NO		
Labeling/Manifesting	YES		
Remediation	NO		
Reporting	YES		
Restoration	NO		
Permit Application	NO		
Removal	NO		
Training	NO		
Provide Site Access	NO		
Public Health Care	NO		
Environmental Compliance Promotion	NO		
Emergency Planning & Preparation	NO		
Pollution Reduction	NO		
Pollution Prevention Process/Procedure Modification	NO		

Pollution Prevention Equipment/Technology Modification	NO
Pollution Prevention Raw Material Substitutions	NO
Pollution Prevention Product Reformulation/Redesign	NO
Pollution Prevention Energy Efficiency/Conservation	NO
Pollution Prevention In-Process Recycling	NO
Pollution Prevention Improved Housekeeping/O&M/Training/Inventory Control	NO
Pollution Prevention Included in SEP?	NO
Human Health Protection	POTENTIAL
Worker Protection	POTENTIAL
Ecosystem Protection	POTENTIAL
Environmental Restoration/Land Use	NO
Increased Public Awareness	YES
Reductions Beyond Compliance	NO
Increased Federal/State/Local Government Knowledge	YES
Estimated Cost of Compliance	25000

No Pollutant Reductions Entered in CCEDS

Violations Entered into CCEDS

Violation Track #: 121372 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.6[G]
40 CFR Chapter 262. SubChapter I. PT 262. SubPT A	262.12[G]

Violation Track #: 121373 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 3 Solid Waste Rules

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.4[G]
TWC Chapter 26	26.121

Violation Track #: 121374 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Generator Other Requirement

Citation Regulation	*CitationDisplay*

30 TAC Chapter 335. SubChapter E 335.112(a)(1)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT B 265.16(a)(1)

Violation Track #: 121375 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(1)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT B	265.16(a)(2) Personnal Training - Director

Violation Track #: 121376 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(1)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT C	265.37(a)(1) - Arrangements w/ Local Authorities

Violation Track #: 121377 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(1)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT C	265.37(a)(4) Arrangements w/ Local Hospitals

Violation Track #: 121378 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(3)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT D	265.51(a) Contingency Plan -

Violation Track #: 121379 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Other Requirement

Citation Regulation	*CitationDisplay*

30 TAC Chapter 335. SubChapter E	335.112(a)(1)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT B	265.13(a)

Violation Track #: 121380 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(1)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT B	265.16(a)(1) — Personnel Training

Violation Track #: 121381 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(1) General Requirements
40 CFR Chapter 265. SubChapter I. PT 265. SubPT B	265.15(d) — Inspection Logs

Violation Track #: 121382 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Generator Manifest Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(4) — Operating Record -
40 CFR Chapter 265. SubChapter I. PT 265. SubPT E	265.73(b)

Violation Track #: 121383 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter C	335.62
40 CFR Chapter 262. SubChapter I. PT 262. SubPT A	262.11[G] — Hazardous Waste Determination

Violation Track #: 121384 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Land Ban Requirement

Citation Regulation	*CitationDisplay*

30 TAC Chapter 335. SubChapter O	335.431(c)[G]
40 CFR Chapter 266. SubChapter I. PT 266. SubPT O	268.7(a)

Violation Track #: 121385 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 3 Solid Waste Rule

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.10(b)(23) - Manifest Certification.

Violation Track #: 121386 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 3 Solid Waste Rule

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.5[G] -- Deed Recordation

Violation Track #: 121387 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 3 Solid Waste Rule

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.13(b) — Recordkeeping and Reporting - Class I HZ out of State.

Violation Track #: 121388 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 3 Solid Waste Rule

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.9(a)[G] - Recordkeeping - Location of Hz. Waste Acc. Areas

Violation Track #: 121389 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Land Ban Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter O	335.431(c)[G]
40 CFR Chapter 266. SubChapter I. PT 266. SubPT O	268.7(a)(2)(ii) -- LDR Wastes not meeting treatment Standard (Notification)

Violation Track #: 121390 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 3 Solid Waste Rule

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335, SubChapter A	335.9(a)(2)[G]

Violation Track #: 121391 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Generator Manifest Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335, SubChapter A	335.13(d)
40 CFR Chapter 262, SubChapter I, PT 262, SubPT D	262.42[G]

Violation Track #: 121392 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Manifest Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335, SubChapter A	335.10(a)(3)
40 CFR Chapter 262, SubChapter I, PT 262, SubPT B	262.20[G]

Violation Track #: 121393 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Transporter Manifest Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335, SubChapter A	335.11(a)[G]
40 CFR Chapter 262, SubChapter I, PT 262, SubPT J	263.20(a)

Violation Track #: 121394 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Generator Manifest Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335, SubChapter A	335.10(d)[G]
40 CFR Chapter 262, SubChapter I, PT 262, SubPT B	262.23(b)

Violation Track #: 121395 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.2(b)
40 CFR Chapter 262. SubChapter I. PT 262. SubPT A	262.12(c)

Violation Track #: 121396 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Treatment Storage Disposal Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter C	335.69(a)(1)[G]
40 CFR Chapter 264. SubChapter I. PT 264. SubPT J	264.191[G] Permit Viol.

Violation Track #: 121397 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Generator Land Ban

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter O	335.431(c)[G]
40 CFR Chapter 268. SubChapter I. PT 268. SubPT C	268.35(a) LDR

Violation Track #: 121398 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Treatment, Storage Disposal Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.2(c)[G]
40 CFR Chapter 270. SubChapter I. PT 270. SubPT A	270.1(c) Permit Required

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Violation Track #: 121399 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 3 Permit Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 305. SubChapter F	305.125(5) Consolidated Permits- maintenance of facilities

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Violation Track #: 121400 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Treatment, Storage, Disposal

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(9)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT J	265.193(a)(4) —

Violation Track #: 121401 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 2 Treatment Storage Disposal Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(9)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT J	265.191[G] — Hz Waste Tanks —

Violation Track #: 121402 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 1 Treatment Storage Disposal Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter E	335.112(a)(9)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT J	265.196[G] (c) — Response to spills & leaks / Disposition of leaking or unfit tanks

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Violation Track #: 121403 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MAJOR **Ref Back to Inv:** NO

Abbr Desc: Class 1 Treatment Storage Disposal Other Requirement

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.2(a)
40 CFR Chapter 270. SubChapter I. PT 270. SubPT A	270.1[G] (c) —

Violation Track #: 121404 **Reg Ent:** RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 **Status:** UNDER RESOLUTION SCHEDULE **EPA Class:** SNC **Class:** MODERATE **Ref Back to Inv:** NO

Abbr Desc: Class 3 Solid Waste Rule

Citation Regulation	*CitationDisplay*
30 TAC Chapter 335. SubChapter A	335.9(a)(1)[G] — Records about location of Hz Waste Accumulation

Violation Track #: 121402 Reg Ent: RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 Status: UNDER RESOLUTION SCHEDULE EPA Class: SNC Class: MODERATE Ref Back to Inv: NO

Abbr Desc: Class 1 Treatment Storage Disposal Other Requirement

Citation Regulation	CitationDisplay
30 TAC Chapter 335. SubChapter E	335.112(a)(9)
40 CFR Chapter 265. SubChapter I. PT 265. SubPT J	265.196[G]

Violation Track #: 121403 Reg Ent: RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 Status: UNDER RESOLUTION SCHEDULE EPA Class: SNC Class: MAJOR Ref Back to Inv: NO

Abbr Desc: Class 1 Treatment Storage Disposal Other Requirement

Citation Regulation	CitationDisplay
30 TAC Chapter 335. SubChapter A	335.2(a)
40 CFR Chapter 270. SubChapter I. PT 270. SubPT A	270.1[G]

Violation Track #: 121404 Reg Ent: RN101059426 LONGVIEW REFINING

Status Dt: 08/29/2003 Status: UNDER RESOLUTION SCHEDULE EPA Class: SNC Class: MODERATE Ref Back to Inv: NO

Abbr Desc: Class 3 Solid Waste Rule

Citation Regulation	CitationDisplay
30 TAC Chapter 335. SubChapter A	335.9(a)(1)[G]

Technical Requirements Entered Into CCEDS

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
1	TECHNICAL REQUIREMENT	A.01	OPEN		NO	NO

Manage all waste materials so as to comply with 30 TAC 335.4 and 26.121 of Texas Water Code.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
2	TECHNICAL REQUIREMENT	A.02	OPEN		NO	NO

Cease storage, processing or disposal of HW at any unauthorized facility and/or units.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
3	TECHNICAL REQUIREMENT	A.03	OPEN		YES	YES

Within 120 days that refining operation operations resume at the facility, LRA shall submit a Verification Sampling Report.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
4	TECHNICAL REQUIREMENT	A.04	OPEN		YES	YES

If VSR documents residual contamination, submit a Site Remediation Report.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
7	TECHNICAL REQUIREMENT	A.07	OPEN		NO	NO

Keep records of all its waste management activities.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
8	TECHNICAL REQUIREMENT	A.08	OPEN		NO	NO

Properly date and label containers of HW.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
9	TECHNICAL REQUIREMENT	A.09	OPEN		YES	NO

Submit copies of HW determinations.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
10	TECHNICAL REQUIREMENT	A.10	OPEN		YES	NO

Develop, implement, and maintain a written inspection plan.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
11	TECHNICAL REQUIREMENT	A.11	OPEN		NO	NO

Properly manifest shipments of Hazardous and Class 1 waste.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
12	TECHNICAL REQUIREMENT	A.12	OPEN		NO	NO

Provide secondary retainment for its HW tanks and maintain on file; submit closure plan for tank T-4 if not put back into service.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
13	TECHNICAL REQUIREMENT	A.13	OPEN		NO	NO

Comply w/personnel training, preparedness and prevention requirements, and Contingency Plan and Emergency Procedures.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
14	TECHNICAL REQUIREMENT	A.14	OPEN		YES	NO

Provide proof of deed recordation for the 3 on-site areas used for disposal of molecular sieve ceramic balls.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
15	TECHNICAL REQUIREMENT	A.15	OPEN		YES	YES

Submit a closure report for the caustic vat.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
16	TECHNICAL REQUIREMENT	B.01	OPEN		YES	YES

Submit and plan to remove solids for WWT facility & stormwater collection basins.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
17	TECHNICAL REQUIREMENT	B.02	OPEN		YES	YES

Prepare and submit an Operation & Maintenance Procedures Manual.

Display Order	Type	Number	Status	Due Date	Required Indicator	Response Required Indicator
18	TECHNICAL REQUIREMENT	C.02	OPEN		YES	YES

If refining operations do not resume at the facility within 365 days from date of issuance of this Order, LRA shall begin closure activities at the facility. Implement OP #3-6.