

INSPECTION REPORT

Inspection Entry Date/Time	06/25/2024 08:25 AM (CT)		Announced: No	
Inspection Exit Date/Time	06/25/2024 11:00 AM (CT)		Access: Granted	
Regulatory Program	RCRA			
Type of Inspection	Focused Compliance Inspection (FCI)			
Facility or Site Name	Phillips 66 Freeport Terminal			
Facility/Site Identifier	TXD988000204			
Facility/Site Physical Address	Farm to Market 1495 and Levee Road			
City, State, Zip Code	Freeport, TX 77541			
County/Borough	Brazoria County			
Generator Status	Large Quantity Generator (LQG)			
NAICS	424710			
Type of Operation	Phillips 66 Freeport Terminal operates as a terminal for importing/exporting intermediates, liquid petroleum gas (LPG), gasoline blend stocks, and crude oil.			
Geographic Coordinates	28.929166, -95.344166			
Additional Persons Participating in Inspection:				
Name	Title	Organization	Email	Phone
Elizabeth Pham	Inspector	EPA REGION 6	Pham.Elizabeth@epa.gov	(214) 665-8354
Erin Young-Dahl	Inspector	EPA REGION 6	YoungDahl.Erin@epa.gov	(214) 665-3166
Neil Rapp	Contractor	Eastern Research Group (ERG)	Neil.Rapp@erg.com	(480) 450-6517
Lead Inspector:				
Vince Damiano				
	ERG	Vince.Damiano@erg.com	(703) 633-1732	

SECTION I – INTRODUCTION**Site Entry and Purpose of the Inspection**

The Port Freeport and surrounding facilities were selected for inspection based on an Environmental Justice and Regional initiative to evaluate facilities at ports receiving or transporting Resource Conservation and Recovery Act (RCRA)-regulated hazardous wastes, and/or have an International Convention for the Prevention of Pollution from Ships (MARPOL) Annex V Certificate of Adequacy (COA) issued by the U.S. Coast Guard (USCG).

This report is based on information supplied by the facility representatives, inspector observations, port related facilities, and records including photographs taken (see Appendix 1), verbal or written statements made during or after the on-site inspection, and/or materials shown, demonstrated, or submitted to the EPA during or after the on-site inspection. In addition, information gathered prior to or after the inspection from a review of EPA, State, and public records may be included in this report.

Attendees

Title/Organization	Name	Phone	Email	Opening Conf.	Closing Conf.
Lead Inspector/ Contractor/ERG	Vince Damiano	(703) 633-1732	Vince.Damiano@erg.com	Yes	Yes
RCRA Inspector/ Contractor/ERG	Neil Rapp	(480) 450-6517	Neil.Rapp@erg.com	Yes	Yes
Inspector/Enforcement Officer/EPA Region 6	Elizabeth Pham	(214) 665-8354	Pham.Elizabeth@epa.gov	Yes	Yes
Inspector/Enforcement Officer/EPA Region 6	Erin Young-Dahl	(214) 665-3166	YoungDahl.Erin@epa.gov	Yes	Yes

Facility General Description

Tenant/Area	Inspection Date	Process Description	Area of Concern
Phillips 66 Freeport Terminal	06/25/24	Phillips 66 Freeport Terminal (Phillips) operates as a terminal for importing/exporting intermediates, liquid petroleum gas (LPG), gasoline blend stocks, and crude oil. All transfer of materials is through pipeline. The facility maintains a MARPOL COA for Annexes I, II, and V. The facility does not allow any waste transfers across their dock space but have the capability to do so.	No

SECTION II – OBSERVATIONS

Tenant: Phillips 66 Freeport Terminal			
Section: 2.1	Date: 06/25/24, 08:25 AM	Contains AOC: No	Contains CBI: No
Lead Inspector: Vince Damiano	Attendees: Aaron Flores (Compliance Coordinator), Bryan Wagner (Terminal Team Leader), Katie Mareno (Environmental Director), and G.L. Hurta (Environmental Specialist)		
Phillips is located just south of Port Freeport and operates within the same shipping channel. Phillips is not a tenant of Port Freeport. Phillips operates as a terminal for importing and exporting intermediates, liquid petroleum gas (LPG), gasoline blend stocks, and crude oil for their Sweeny Refinery in Old Ocean, TX. All materials are transported via pipelines. Materials may be temporarily stored in one of the facility’s 28 storage tanks ranging in storage capacity from 625,000 - 16,917,910 gallons. From the storage tanks, product is piped to the dock where it can be loaded on to barges and vessels from a loading arm. Phillips maintains a MARPOL COA for Annexes I, II, and V (see Appendix 1) and is registered with EPA as a LQG of hazardous waste (EPA ID TXD988000204). Facility personnel stated they have systems in place to allow third party transporters to remove waste and oil slops from ships at their dock space, but that this has never occurred. Facility representatives explained to the inspection teams the various waste streams generated on site. The majority of waste is non-hazardous, consisting of oily contaminated debris and soil. Tank cleanings typically produce non-hazardous waste but can sometimes produce RCRA-regulated waste. Tank cleanings are sampled by Phillips before disposal to characterize the material. Aviation fuel and aviation fuel screening filters are managed as hazardous waste and stored in Phillips’ central accumulation area (CAA). The inspection team began the visual inspection at 9:45 AM. The inspection team observed Dock #2 and Dock #3. No waste or issues were found in the dock areas. The inspection team next moved to the hazardous waste CAA where five full 55-gallon drums of Aviation gas waste were observed. The drums were properly labeled as hazardous for lead and had an accumulation start date of 5/15/2024. The inspection team also observed a full 30-gallon drum of toxic lead contaminated PPE in a satellite accumulation area. No apparent areas of concern were noted during the visual inspection. Following the visual inspection, a closing conference was conducted at approximately 10:55 AM with Phillips personnel. During the closing conference, the inspection team inquired about non-hazardous Tank 115 scale/rust drums noticed during the visual inspection and asked the facility for a hazardous waste determination. Following the inspection, Phillips provided an email explanation stating they were managing the scale/rust waste as non-hazardous based on generator knowledge; however, since the waste profile with the disposal facility was out of date, Phillips stated that it had been required to sample the waste again prior to disposal (see Appendix 2).			

SECTION III – RECORDS REVIEW

No RCRA-regulated records were reviewed during this focused onsite inspection.

SECTION IV – AREAS OF CONCERN

Not Applicable.

SECTION V – FOLLOW UP

Follow-Up

Any facility follow-up items are as discussed in the observations in Section II. Documents or files provided by the facility were transmitted via email and included responses to AOCs or provision of documents requested.

Communication Log

During and after the inspection, additional information was emailed to EPA including:

1. 06/26/24 Phillips email – Aaron Flores provided a copy of Phillips' MARPOL COA.
2. 06/27/24 Phillips email – Katie Mareno stated the Tank 115 rust/scale is pending analysis.
3. 06/28/24 Phillips email – Katie Mareno provided an explanation as to why the Tank 115 rust/scale is managed as non-hazardous waste based on generator knowledge.

SECTION VI – LIST OF APPENDICES

Appendix 1. Marpol COA

Appendix 2. Phillips Follow-Up Email

APPENDIX 1.
MARPOL COA

Page 1 of 2

[illegible]

DEPARTMENT OF HOMELAND SECURITY
U.S. Coast Guard

OMB No. 1625-0045
Exp. Date: 08/31/2018

**APPLICATION FOR A RECEPTION FACILITY CERTIFICATE OF ADEQUACY FOR OIL
FORM A**

1. PARTICULARS OF TERMINAL OR PORT

A. APPLYING AS: (Check one) ☒ Terminal ☐ Port ☐ COTP Designated Port

B. NUMBER OF TERMINALS TO WHICH THIS APPLICATION APPLIES: One (1)

C. TERMINAL/PORT INFORMATION

(1) NAME OF TERMINAL/PORT: Phillips 66 Freeport Terminal
CR 731 @ FM 1495

(2) ADDRESS OF TERMINAL/PORT: _____

(3) NAME OF TERMINAL/PORT
PERSON-IN-CHARGE: Bryan Wagner

(4) TITLE/POSITION: Terminals Manager

(5) ORGANIZATION: Phillips 66 Company

(6) OFFICE PHONE NUMBER: 979-239-4552

D. **INDIVIDUAL TERMINAL INFORMATION.** If applying as a port, list the information indicated for each terminal in the port. If more space is needed, continue on a separate sheet of paper and attach to the back of the application. The signature of the person in charge of the terminal acknowledges that the terminal agrees and volunteers to being considered as a member of the port, described in section 1, for purposes of these reception facilities. Complete the terminal name, location, etc. below.

(1) NAME OF TERMINAL: _____

(a) ADDRESS OF TERMINAL: _____

(b) NAME/TITLE PERSON-IN-CHARGE: _____

(c) OFFICE PHONE NUMBER:: _____

(d) SIGNATURE OF TERMINAL
PERSON-IN-CHARGE: _____

(2) NAME OF TERMINAL: _____

(a) ADDRESS OF TERMINAL: _____

(b) NAME/TITLE PERSON-IN-CHARGE: _____

(c) OFFICE PHONE NUMBER:: _____

(d) SIGNATURE OF TERMINAL
PERSON-IN-CHARGE: _____

2. PARTICULARS OF RECEPTION FACILITY. Enter information for each reception facility used by the terminal/port. If necessary, continue on a separate sheet and attach to the back of the Application.

A. TYPE OF RECEPTION FACILITY: (Check those that apply)

☐ Fixed ☐ Mobile ☒ Tank Truck ☒ Tank Barge ☐ Other

(Describe Other): _____

(1) NAME OF RECEPTION FACILITY: Intergulf Corporation

(a) ADDRESS: mailing : 428 Highway 146 South La Porte, TX 77571
Physical : 12003 Strang Rd., La Porte, TX 77571

(b) NAME/TITLE PERSON-IN-CHARGE: Joel Hartley / EHS Manager

(c) OFFICE PHONE NUMBER: 281-474-4210

(d) SIGNATURE OF TERMINAL
PERSON-IN-CHARGE: Joel Hartley

3. RECEPTION AND TRANSFER REQUIREMENTS

A. ESTIMATED DAILY CAPACITY OF RECEPTION FACILITY:

1030
(metric tons)

B. ESTIMATED DAILY CAPACITY REQUIREMENT OF THE TERMINAL/PORT:

(metric tons)

C. TYPES OF WASTE THE RECEPTION FACILITY CAN RECEIVE:

Non hazardous waste or recyclable materials

D. SHIP TYPES OR PRINCIPAL TRADES OF SHIPS VISITING TERMINAL(S):

E. OILY BALLAST WASTE TRANSFER RATE (GPM):

~250
(GPM)

F. ALL OTHER OILY RESIDUES AND MIXTURES TRANSFER RATE (GPM):

~200
(GPM)

G. RECEPTION FACILITY CAN RECEIVE ALL THE OILY BALLAST FROM SHIPS VISITING THE TERMINAL OR PORT WITHIN 10 HOURS OF WASTE TRANSFER COMMENCEMENT. Enter either "YES", "NO", OR "N/A".

Yes
(Yes, No, N/A)

(If entering other than "YES" explain): _____

H. RECEPTION FACILITY CAN RECEIVE ALL OTHER OILY RESIDUES AND MIXTURES FROM SHIPS VISITING THE TERMINAL OR PORT WITHIN 4 HOURS OF WASTE TRANSFER COMMENCEMENT. Enter either "YES", "NO", OR "N/A".

Yes
(Yes, No, N/A)

(If entering other than "YES" explain): _____

I. RECEPTION FACILITY FOR OIL WASTE WILL BE PROVIDED WITHIN 24 HOURS OF NOTIFICATION. Enter either "YES", "NO", OR "N/A".

Yes
(Yes, No, N/A)

(If entering other than "YES" explain): _____

J. OILY WASTE WILL BE TRANSFERRED PRIOR TO SHIP LEAVING SHIP REPAIR YARD. Enter "YES", "NO", OR "N/A".

Yes
(Yes, No, N/A)

(If entering other than "YES" explain): _____

CERTIFICATION

I HEREBY CERTIFY THAT THE INFORMATION PROVIDED IN THIS APPLICATION FOR A WASTE RECEPTION FACILITY CERTIFICATE OF ADEQUACY IS COMPLETE, TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

PRINTED OR TYPED NAME OF PERSON IN CHARGE: Bryan Wagner

SIGNATURE OF TERMINAL/PORT
PERSON IN CHARGE: Bryan Wagner

DATE SIGNED: 10/15/2021

RECEPTION FACILITY INFORMATION SHEET

***** THIS PAGE FOR COMPLETION BY U.S. COAST GUARD *****

COAST GUARD COTP COMPLETE THE FOLLOWING INFORMATION AND FORWARD TO
DISTRICT (m) FOR QUARTERLY SUBMISSION TO COMMANDANT (G-FAC-2)

COTP ISSUING CERTIFICATE OF ADEQUACY: _____

NAME OF TERMINAL/PORT: _____

LOCATION OF TERMINAL/PORT (City/State): _____

NAME OF PERSON IN CHARGE: _____

PHONE NUMBER: _____

TYPE OF WASTE THE RECEPTION FACILITY CAN RECEIVE: _____

DAILY CAPACITY OF RECEPTION FACILITY (metric tons): _____

OILY BALLAST WASTE TRANSFER RATE (GPM): _____

ALL OTHER OILY RESIDUES AND MIXTURES TRANSFER RATE (GPM): _____

Privacy Act Statement

Authority: The United States as a party to the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto (MARPOL 73/78) is required by Annex I and the Act to Prevent Pollution from Ships (33 U.S.C. 1901 et. seq.) to issue certificates to reception facilities verifying their adequacy to receive oily waste from ships. Regulations implementing the United States waste reception facility program are in 33 CFR 158 Code of Federal Regulations.

Purpose: Waterfront Facilities are required to be certified to have adequate reception capabilities when receiving Oily mixtures from oceangoing tankers and any other oceangoing ships of 400 gross tons or more.

Routine Uses: The information supplied on the form will be used by and disclosed to Coast Guard personnel. Additionally, the Coast Guard may share the information with law enforcement or other government agencies as necessary to respond to any incidents that may occur as a result of any discharge of Oil pollution, or pursuant to its published Privacy Act system of records notice.

Disclosure: Furnishing this information is voluntary; however, failure to furnish the requested information may delay or prevent the issuance of the Certificate of Adequacy (Form CG-5401).

Burden Statement: The Coast Guard estimates that the average burden for this report is 3 hours. You may submit any comments concerning the accuracy of this burden estimate or any suggestions for reducing the burden to: Commandant (CG-FAC-2), U.S. Coast Guard, 2703 Martin Luther King Jr Ave SE Stop 7501, Washington, DC 20593-7501 or Office of Management and Budget, Paperwork Reduction Project (1625-0045), Washington, DC 20593.

Submit the application to: THE LOCAL CAPTAIN OF THE PORT OFFICE

**APPLICATION FOR A RECEPTION FACILITY CERTIFICATE OF ADEQUACY FOR
NOXIOUS LIQUID SUBSTANCE (NLS) RESIDUES AND MIXTURES CONTAINING NLS RESIDUES
FORM B**

1. PARTICULARS OF TERMINAL OR PORT

A. APPLYING AS: (Check one) ☒ Terminal ☐ Port ☐ COTP Designated Port ☐ Ship Repair Yard

B. NUMBER OF TERMINALS TO WHICH THIS APPLICATION APPLIES: One (1)

C. TERMINAL/PORT INFORMATION

(1) NAME OF TERMINAL/PORT: Phillips 66 freeport Terminal
CR 731 @ FM 1495

(2) ADDRESS OF TERMINAL/PORT: _____

(3) NAME OF TERMINAL/PORT
PERSON-IN-CHARGE: Bryan Wagner

(4) TITLE/POSITION: Terminals Manager

(5) ORGANIZATION: Phillips 66 Company

(6) OFFICE PHONE NUMBER: 979-239-4552

D. **INDIVIDUAL TERMINAL INFORMATION.** If applying as a port, list the information indicated for each terminal in the port. If more space is needed, continue on a separate sheet of paper and attach to the back of the application. The signature of the person in charge of the terminal acknowledges that the terminal agrees and volunteers to being considered as a member of the port, described in section 1, for purposes of these reception facilities. Complete the terminal name, location, etc. below.

(1) NAME OF TERMINAL: _____

(a) ADDRESS OF TERMINAL: _____

(b) NAME/TITLE PERSON-IN-CHARGE: _____

(c) OFFICE PHONE NUMBER:: _____

(d) SIGNATURE OF TERMINAL
PERSON-IN-CHARGE: _____

(2) NAME OF TERMINAL: _____

(a) ADDRESS OF TERMINAL: _____

(b) NAME/TITLE PERSON-IN-CHARGE: _____

(c) OFFICE PHONE NUMBER:: _____

(d) SIGNATURE OF TERMINAL
PERSON-IN-CHARGE: _____

CERTIFICATION

I HEREBY CERTIFY THAT THE INFORMATION PROVIDED IN THIS APPLICATION FOR A WASTE RECEPTION FACILITY CERTIFICATE OF ADEQUACY IS COMPLETE, TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

PRINTED OR TYPED NAME OF PERSON IN CHARGE: Bryan Wagner

SIGNATURE OF TERMINAL/PORT
PERSON IN CHARGE:

Bryan Wagner

DATE SIGNED: 10/15/2021

Privacy Act Statement

Authority: The United States as a party to the International Convention for the Prevention of Pollution from Ships, 1973, as modified by the Protocol of 1978 relating thereto (MARPOL 73/78) is required by Annex II and the Act to Prevent Pollution from Ships (33 U.S.C. 1901 et. seq.) to issue certificates to reception facilities verifying their adequacy to receive Noxious Liquid Substance (NLS) Residues and Mixtures Containing NLS Residues from ships. Regulations implementing the United States waste reception facility program are in 33 CFR 158 Code of Federal Regulations.

Purpose: Waterfront Facilities are required to be certified to have adequate reception capabilities when receiving NLS residue from oceangoing ships.

Routine Uses: The information supplied on the form will be used by and disclosed to Coast Guard personnel. Additionally, the Coast Guard may share the information with law enforcement or other government agencies as necessary to respond to any incidents that may occur as a result of any release of NLS Residues or Mixtures Containing NLS, or pursuant to its published Privacy Act system of records notice.

Disclosure: Furnishing this information is voluntary; however, failure to furnish the requested information may delay or prevent the issuance of the Certificate of Adequacy (Form CG-5401).

Burden Statement: The Coast Guard estimates that the average burden for this report is 3 hours. You may submit any comments concerning the accuracy of this burden estimate or any suggestions for reducing the burden to: Commandant (CG-FAC-2), U.S. Coast Guard, 2703 Martin Luther King Jr Ave SE Stop 7501, Washington, DC 20593-7501 or Office of Management and Budget, Paperwork Reduction Project (1625-0045), Washington, DC 20593.

Submit the application to: THE LOCAL CAPTAIN OF THE PORT OFFICE

U.S. DEPARTMENT OF
HOMELAND SECURITY
U.S. COAST GUARD
CG-5401C (6-04)

Application for a Reception Facility Certificate of Adequacy for Garbage

FORM C

The Act to Prevent Pollution From Ships (33 USC 1901) authorizes the Department of Homeland Security to issue certificates to Terminals and Ports verifying their adequacy to receive operational garbage from ships. Regulations implementing this program are in 33 CFR Code of Federal Regulations Part 158. To continue to receive ships at a port or terminal an applicant must hold a Certificate of Adequacy for Garbage if it receives oceangoing tankers, or any other oceangoing ship of 400 gross tons or more, carrying residues and mixtures containing oil; or if it receives oceangoing ships carrying Noxious Liquid substances. To receive a Certificate of Adequacy for Garbage, application is required on FORM C.

Definitions:

"Terminal": an onshore facility or an offshore structure located in the navigable waters of the United States or subject to the jurisdiction of the United States and used, or intended to be used, as a facility for the transfer or other handling of a harmful substance. The definition of "navigable waters" for the purposes of this section may be found in 33 CFR 2.05-25.

"Port": (1) a group of terminals that combines to act as a unit and be considered a port for purposes of this part; (2) a port authority or other organization that chooses to be considered a port for purposes of this part. For the purposes of Annex V of MARPOL 73/78, Port also means a commercial fishing facility, recreational boating facility and a mineral and oil industry shorebase.

A. Terminal Section:

1. Complete this section if you are applying as a SINGLE TERMINAL.

Name of Terminal

Phillips 66 Freeport Terminal

Street Address

CR 731 and FM 1495

City

State

Zip Code

Freeport

TX

77541

Name of Terminal Person-in-Charge

Bryan Wagner

Phone Number (Enter Area Code) 979-231-4552

After completing this section go to Section C.

2. Check the following boxes if the terminal receives or discharges any of the following cargoes from vessels visiting the terminal:

☒ Oil	☒ Discharge	☒ Receive
☒ Oily wastes	☒ Discharge	☒ Receive
☒ Fuel	☒ Discharge	☒ Receive
☐ Bulk dry cargo	☐ Discharge	☐ Receive
☐ Explosives	☐ Discharge	☐ Receive
☒ Hazardous Substances	☒ Discharge	☒ Receive
☐ Fish	☐ Discharge	☐ Receive
☐ Other	☐ Discharge	☐ Receive

3. Check the following boxes if the terminal handles or services any of the following vessels:

☒ Vessels of Foreign registry	☐ Unmanned Barges
☒ U.S. Vessels on domestic trade	☒ Chemical ships
☒ U.S. Vessels in foreign trade	☐ Container ships
☐ Passenger vessels	☐ Break bulk ships
☐ Vessels servicing the offshore Mineral and Oil industry	☐ Ferry boat ships
	☐ Fishing ships

B. Port Section:

1. Complete this section if you are applying as a PORT.

Name of Terminal

Street Address

City

State

Zip Code

Name of Terminal Person-in-Charge

Phone Number (Enter Area Code)

Number of Terminals which
will be members of this
Port?: _____

The Coast Guard estimates that the average burden hours for this report form is 45 minutes. You may submit any comments concerning the accuracy of this burden estimate or any suggestions for reducing the burden to: Commandant (G-MEP-1), U.S. Coast Guard, Washington, DC 20593-0001 or Office of Management and Budget, Office of Information and Regulatory Affairs, Attn: Desk Officer for DHS/USCG, Old Executive Office Building, Washington, DC 20503.

B. Port Section (continued) Individual terminal data:

Ports are to complete the following entries for each individual terminal which is a member of the port.

2. Name of Terminal Street Address City State Zip Code Name of Terminal Person-in-Charge Phone Number (Enter Area Code) Signature of Person-in-Charge of Terminal (Signature indicates Terminal Acknowledges that terminal agrees and consents to being considered as a member of the port, described in Section B.)	5. Check the following boxes if the terminal receives or discharges any of the following cargoes from vessels visiting the terminal: <table border="0"> <tr> <td>☐ Oil</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Oily wastes</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Fuel</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Bulk dry cargo</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Explosives</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Hazardous Substances</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Fish</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Other</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> </table> 6. Check the following boxes if the terminal handles or services any of the following vessels: <table border="0"> <tr> <td>☐ Vessels of Foreign registry</td> <td>☐ Unmanned Barges</td> </tr> <tr> <td>☐ U.S. Vessels on domestic trade</td> <td>☐ Chemical ships</td> </tr> <tr> <td>☐ U.S. Vessels in foreign trade</td> <td>☐ Container ships</td> </tr> <tr> <td>☐ Passenger vessels</td> <td>☐ Break bulk ships</td> </tr> <tr> <td>☐ Vessels servicing the offshore Mineral and Oil industry</td> <td>☐ Ferry boat ships</td> </tr> <tr> <td></td> <td>☐ Fishing ships</td> </tr> </table>	☐ Oil	☐ Discharge	☐ Receive	☐ Oily wastes	☐ Discharge	☐ Receive	☐ Fuel	☐ Discharge	☐ Receive	☐ Bulk dry cargo	☐ Discharge	☐ Receive	☐ Explosives	☐ Discharge	☐ Receive	☐ Hazardous Substances	☐ Discharge	☐ Receive	☐ Fish	☐ Discharge	☐ Receive	☐ Other	☐ Discharge	☐ Receive	☐ Vessels of Foreign registry	☐ Unmanned Barges	☐ U.S. Vessels on domestic trade	☐ Chemical ships	☐ U.S. Vessels in foreign trade	☐ Container ships	☐ Passenger vessels	☐ Break bulk ships	☐ Vessels servicing the offshore Mineral and Oil industry	☐ Ferry boat ships		☐ Fishing ships
☐ Oil	☐ Discharge	☐ Receive																																			
☐ Oily wastes	☐ Discharge	☐ Receive																																			
☐ Fuel	☐ Discharge	☐ Receive																																			
☐ Bulk dry cargo	☐ Discharge	☐ Receive																																			
☐ Explosives	☐ Discharge	☐ Receive																																			
☐ Hazardous Substances	☐ Discharge	☐ Receive																																			
☐ Fish	☐ Discharge	☐ Receive																																			
☐ Other	☐ Discharge	☐ Receive																																			
☐ Vessels of Foreign registry	☐ Unmanned Barges																																				
☐ U.S. Vessels on domestic trade	☐ Chemical ships																																				
☐ U.S. Vessels in foreign trade	☐ Container ships																																				
☐ Passenger vessels	☐ Break bulk ships																																				
☐ Vessels servicing the offshore Mineral and Oil industry	☐ Ferry boat ships																																				
	☐ Fishing ships																																				
3. Name of Terminal Street Address City State Zip Code Name of Terminal Person-in-Charge Phone Number (Enter Area Code) Signature of Person-in-Charge of Terminal (Signature indicates Terminal Acknowledges that terminal agrees and consents to being considered as a member of the port, described in Section B.)	7. Check the following boxes if the terminal receives or discharges any of the following cargoes from vessels visiting the terminal: <table border="0"> <tr> <td>☐ Oil</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Oily wastes</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Fuel</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Bulk dry cargo</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Explosives</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Hazardous Substances</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Fish</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Other</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> </table> 8. Check the following boxes if the terminal handles or services any of the following vessels: <table border="0"> <tr> <td>☐ Vessels of Foreign registry</td> <td>☐ Unmanned Barges</td> </tr> <tr> <td>☐ U.S. Vessels on domestic trade</td> <td>☐ Chemical ships</td> </tr> <tr> <td>☐ U.S. Vessels in foreign trade</td> <td>☐ Container ships</td> </tr> <tr> <td>☐ Passenger vessels</td> <td>☐ Break bulk ships</td> </tr> <tr> <td>☐ Vessels servicing the offshore Mineral and Oil industry</td> <td>☐ Ferry boat ships</td> </tr> <tr> <td></td> <td>☐ Fishing ships</td> </tr> </table>	☐ Oil	☐ Discharge	☐ Receive	☐ Oily wastes	☐ Discharge	☐ Receive	☐ Fuel	☐ Discharge	☐ Receive	☐ Bulk dry cargo	☐ Discharge	☐ Receive	☐ Explosives	☐ Discharge	☐ Receive	☐ Hazardous Substances	☐ Discharge	☐ Receive	☐ Fish	☐ Discharge	☐ Receive	☐ Other	☐ Discharge	☐ Receive	☐ Vessels of Foreign registry	☐ Unmanned Barges	☐ U.S. Vessels on domestic trade	☐ Chemical ships	☐ U.S. Vessels in foreign trade	☐ Container ships	☐ Passenger vessels	☐ Break bulk ships	☐ Vessels servicing the offshore Mineral and Oil industry	☐ Ferry boat ships		☐ Fishing ships
☐ Oil	☐ Discharge	☐ Receive																																			
☐ Oily wastes	☐ Discharge	☐ Receive																																			
☐ Fuel	☐ Discharge	☐ Receive																																			
☐ Bulk dry cargo	☐ Discharge	☐ Receive																																			
☐ Explosives	☐ Discharge	☐ Receive																																			
☐ Hazardous Substances	☐ Discharge	☐ Receive																																			
☐ Fish	☐ Discharge	☐ Receive																																			
☐ Other	☐ Discharge	☐ Receive																																			
☐ Vessels of Foreign registry	☐ Unmanned Barges																																				
☐ U.S. Vessels on domestic trade	☐ Chemical ships																																				
☐ U.S. Vessels in foreign trade	☐ Container ships																																				
☐ Passenger vessels	☐ Break bulk ships																																				
☐ Vessels servicing the offshore Mineral and Oil industry	☐ Ferry boat ships																																				
	☐ Fishing ships																																				
4. Name of Terminal Street Address City State Zip Code Name of Terminal Person-in-Charge Phone Number (Enter Area Code) Signature of Person-in-Charge of Terminal (Signature indicates Terminal Acknowledges that terminal agrees and consents to being considered as a member of the port, described in Section B.)	9. Check the following boxes if the terminal receives or discharges any of the following cargoes from vessels visiting the terminal: <table border="0"> <tr> <td>☐ Oil</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Oily wastes</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Fuel</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Bulk dry cargo</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Explosives</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Hazardous Substances</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Fish</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> <tr> <td>☐ Other</td> <td>☐ Discharge</td> <td>☐ Receive</td> </tr> </table> 10. Check the following boxes if the terminal handles or services any of the following vessels: <table border="0"> <tr> <td>☐ Vessels of Foreign registry</td> <td>☐ Unmanned Barges</td> </tr> <tr> <td>☐ U.S. Vessels on domestic trade</td> <td>☐ Chemical ships</td> </tr> <tr> <td>☐ U.S. Vessels in foreign trade</td> <td>☐ Container ships</td> </tr> <tr> <td>☐ Passenger vessels</td> <td>☐ Break bulk ships</td> </tr> <tr> <td>☐ Vessels servicing the offshore Mineral and Oil industry</td> <td>☐ Ferry boat ships</td> </tr> <tr> <td></td> <td>☐ Fishing ships</td> </tr> </table>	☐ Oil	☐ Discharge	☐ Receive	☐ Oily wastes	☐ Discharge	☐ Receive	☐ Fuel	☐ Discharge	☐ Receive	☐ Bulk dry cargo	☐ Discharge	☐ Receive	☐ Explosives	☐ Discharge	☐ Receive	☐ Hazardous Substances	☐ Discharge	☐ Receive	☐ Fish	☐ Discharge	☐ Receive	☐ Other	☐ Discharge	☐ Receive	☐ Vessels of Foreign registry	☐ Unmanned Barges	☐ U.S. Vessels on domestic trade	☐ Chemical ships	☐ U.S. Vessels in foreign trade	☐ Container ships	☐ Passenger vessels	☐ Break bulk ships	☐ Vessels servicing the offshore Mineral and Oil industry	☐ Ferry boat ships		☐ Fishing ships
☐ Oil	☐ Discharge	☐ Receive																																			
☐ Oily wastes	☐ Discharge	☐ Receive																																			
☐ Fuel	☐ Discharge	☐ Receive																																			
☐ Bulk dry cargo	☐ Discharge	☐ Receive																																			
☐ Explosives	☐ Discharge	☐ Receive																																			
☐ Hazardous Substances	☐ Discharge	☐ Receive																																			
☐ Fish	☐ Discharge	☐ Receive																																			
☐ Other	☐ Discharge	☐ Receive																																			
☐ Vessels of Foreign registry	☐ Unmanned Barges																																				
☐ U.S. Vessels on domestic trade	☐ Chemical ships																																				
☐ U.S. Vessels in foreign trade	☐ Container ships																																				
☐ Passenger vessels	☐ Break bulk ships																																				
☐ Vessels servicing the offshore Mineral and Oil industry	☐ Ferry boat ships																																				
	☐ Fishing ships																																				

Section C

1. Does the terminal or port receive more than 25 visits from vessels arriving from foreign ports (except Canada), Hawaii or any territories or possessions of the United States?

☒ YES ☐ NO (If the answer is "NO" go to question No. 3)

2. Does the terminal or port have facilities approved by the Administrator, Animal and Plant Health Inspection Service, U.S. Department of Agriculture, for the disposal of garbage from foreign ports (except Canada), Hawaii or any Territories or Possessions of the United States in accordance with Title 9 Code of Federal Regulations Part 94.

☒ YES ☐ NO (If the answer is "NO" you may attach a waiver request in accordance with 33 CFR 158 on a separate attached sheet.)

ACCP, Inc.

Sterilizer (steam sterilization)

Name of APHIS Approved Facility

Type (Incinerator, Sterilizer, Autoclave, etc.)

4034 N. Barnett Way Missouri City

TX

281-499-8164

City

State

Phone Number

3. For those terminal(s)/port(s) requiring the services of an Animal and Plant Health Inspection Service approved facility, would the terminal or port receive all garbage from these ships visiting the terminal/port within 24 hours of vessel after notification of need for such services is given?

☒ YES ☐ NO (If the answer is "NO" you may attach a waiver request in accordance with 33 CFR 158 on a separate attached sheet.)

4. Is the terminal or port able to receive all garbage as defined in 33 CFR 158.120 which the master or person-in-charge of a ship desires to discharge, except:

- (1) large quantities of spoiled or damaged cargoes not normally expected to be discharged by a ship; or
- (2) garbage from ships not having commercial transactions with that terminal or port?

☒ YES ☐ NO (If the answer is "NO" you may attach a waiver request in accordance with 33 CFR 158 on a separate attached sheet.)

The terminal/port person-in-charge identified in the Application shall notify the U.S. Coast Guard Captain of the Port (COTP) in writing 30 days after any of the terminal/port information supplied under 33 CFR 158.165(b)(3) changes.

Civil Penalties. A person who after notice and an opportunity for a hearing, is found:

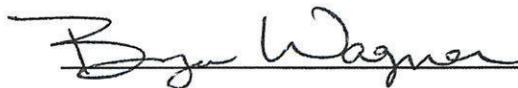
a. to have made a false, fictitious or fraudulent statement or representation in any matter in which a statement or representation is required to be made under the Act to Prevent Pollution from Ships, or the regulations thereunder, shall be liable to the United States for a civil penalty, not to exceed \$5,000 for each statement or representation; or

b. to have violated the Act to Prevent Pollution from Ships, or the regulations issued thereunder, shall be liable to the United States for a civil penalty, not to exceed \$25,000 for each violation.

CERTIFICATION

I hereby certify that the information provided in this application for a waste reception facility certificate of adequacy for reception facilities receiving noxious liquid substance (NLS) residues is complete, true and correct to the best of my knowledge, information, and belief.

Signature of Terminal/Port Person-in-Charge



Printed or Typed Name of Person-in-Charge

Bryan Wagner

Date Signed

10 / 15 / 2021

Mail the application to: THE LOCAL CAPTAIN OF THE PORT OFFICE

Additional Reception Facilities for Forms A, B, & C

In addition to the primary reception facilities listed in Forms A, B, & C and in order to provide as many options for MARPOL services as possible, the attached lists of receiver's will also be provided to marine vessels. If an updated listed of APHIS facilities is provided by CBP/USDA, then the newer list will be provided to marine vessels. In addition, where oily waste and NLS is compatible with the Freeport Terminal's product tanks, Freeport Terminal will also receive MARPOL Oil and NLS residues.



U.S. Customs and Border Protection



LIST OF COMPANIES UNDER COMPLIANCE AGREEMENT WITH CBP/USDA AUTHORIZED TO TRANSPORT AND PROCESS APHIS REGULATED WASTE IN THE HOUSTON/GALVESTON AREA

Cartage Firms Phone

Phone

1. ACCP, Inc.	281-499-8164
2. Best Bet Marine Services	409-943-4300
3. Coastline Carriers, LLC	281-761-9352
4. Core Marine Services	281-941-9754
5. Gamma Waste Services	713-472-6900
6. Gulf Coast Waste	713-822-5923
7. Nature Environmental and Marine Services	281-572-3306
8. Reynolds Dockside Services	409-771-2729
9. Ryan Marine Services	409-763-1269
10. Stericycle	936-441-8950
11. Texana Waste Services	281-538-8481

Launch Services

Phone

1. ACCP Launch Services	281-499-8164
2. Amato Linehandlers	409-945-0551
3. Best Bet Line Handlers	409-962-0924
4. CHS Launch Services	409-763-2060
5. Freeport Launch Services	979-233-8044
6. Hard's Marine Service,	281-452-3171
7. Thomas Marine Services	281-209-2799
8. T&T Offshore	409-621-4500

Approved Facilities for Destruction

Phone

1. ACCP, Inc. - No Pressure Sterilizer	281-499-8164
2. BioMedical Waste Solutions, LLC - Autoclave	877-974-1300
3. Lone Star SRD - Autoclave	713-472-6900
4. Nature Environmental and Marine Services	361-949-9393
5. Stericycle, Inc. (Conroe) - Autoclave	936-441-8950
6. Stericycle, Inc. (Dale) - Autoclave	512-243-0031

Texas Gulf Coast Regulated Garbage Compliance Agreement Holders-Airport and Maritime

Revised 11-01-2015

ACCP Inc.	Cartage	281-352-5612
Core Marine Services	Cartage	281-941-9754
DM Armstrong Inc.	Processor	281-352-5612
Gulf Coast LLC (formerly AmeriWaste)	Cartage	713-822-5923
Gamma Waste Services	Cartage	713-472-6900 or 1-877-38-WASTE
Hard's Marine Service	Launch	713-875-1855
Texana Waste Services	Cartage	713-819-4789
ThinOps Maritime & Aviation	Launch	713-614-7909
Waterside Services, Inc.	Launch	832-576-5379
Amato Linehandlers	Launch	409-682-0238
AET Offshore	Launch	832-615-2040
Best Bet Marine Services	Launch	409-943-4300
CHS Launch Services	Launch	409-763-2060
Lone Star SRD	Processor	713-472-6900
Reynolds Dockside Services	Launch	409-771-2729
Ryan Marine	Launch	409-763-1269
Stericycle-Conroe	Processor and cartage	936-788-1248
T & T Offshore	Launch	409-621-4500
Ellington Airport	Processor	713-847-4210
Chelsea Catering	Processor	281-553-8370
LSG Sky Chef	Processor	281-443-8560
Stericycle Corpus Christi	Cartage	210-648-9592
Freeport Launch Service	Launch	979-233-8044

Associated Marine Services	Launch	409-962-0924
Bio Medical Waste Services	Processor	877-974-1300
Best Bet Marine	Cartage	361-949-9922
Coastline Carriers	Cartage	281-761-9352
Nature Environmental & Marine Services (Formerly Global Environmental)	Cartage And Processor	361-949-9393
Nature Environmental & Marine Services (Formerly Global Environmental)	Cartage	877-770-7952
Marine Waste Services	Cartage	409-926-1777
MaxShip Marine	Cartage	361-944-9992
National Bio Care	Cartage	337-562-0001
Overseas Marine	Cartage	409-626-4357
Triangle Marine Services	Cartage	409-679-4608
Galveston Ship Services	Launch	409-789-8075
Thomas Marine	Launch	713-802-1109

APPENDIX 2.
PHILLIPS FOLLOW-UP EMAIL

RE: Follow-up from EPA Inspection 6/25

Mareno, Katie <Katie.Mareno@p66.com>

Fri 6/28/2024 11:54 AM

To: Neil Rapp <Neil.Rapp@erg.com>; Flores, Aaron A <Aaron.A.Flores@p66.com>; Wagner, Bryan R <Bryan.R.Wagner@p66.com>; Hurta, G L <G.L.Hurta@p66.com>

Cc: Vince Damiano <Vince.Damiano@erg.com>; Young-Dahl, Erin <YoungDahl.Erin@epa.gov>; Pham, Elizabeth <Pham.Elizabeth@epa.gov>

CAUTION: Don't open links or attachments unless you recognize the sender and know they are safe.

Neil,

Yes, based on generator knowledge the waste was classified as non-hazardous. This tank stores a gas oil material, and this is only the scale/rust from the walls of the tank. Therefore, based on historical generator knowledge it is being classified as non-hazardous. However, our profile for this waste type has to be generated using a new sample because we haven't disposed of it recently. That's why we have a sample pending analysis currently.

Thank you,
Katie

From: Neil Rapp <Neil.Rapp@erg.com>

Sent: Thursday, June 27, 2024 7:16 PM

To: Mareno, Katie <Katie.Mareno@p66.com>; Flores, Aaron A <Aaron.A.Flores@p66.com>; Wagner, Bryan R <Bryan.R.Wagner@p66.com>; Hurta, G L <G.L.Hurta@p66.com>

Cc: Vince Damiano <Vince.Damiano@erg.com>; Young-Dahl, Erin <YoungDahl.Erin@epa.gov>; Pham, Elizabeth <Pham.Elizabeth@epa.gov>

Subject: [EXTERNAL]Re: Follow-up from EPA Inspection 6/25

This Message Is From an External Sender

[Report Suspicious](#)

This message came from outside your organization.

Hi Katie,

At the time of the inspection, the drums were labeled with a non-hazardous waste sticker. Would you please let us know how you made the hazardous waste determination for this waste stream?

Regards,
Neil Rapp

Get [Outlook for iOS](#)

From: Mareno, Katie <Katie.Mareno@p66.com>

Sent: Thursday, June 27, 2024 7:33 AM

To: Neil Rapp <Neil.Rapp@erg.com>; Flores, Aaron A <Aaron.A.Flores@p66.com>; Wagner, Bryan R <Bryan.R.Wagner@p66.com>; Hurta, G L <G.L.Hurta@p66.com>

Cc: Vince Damiano <Vince.Damiano@erg.com>; Young-Dahl, Erin <YoungDahl.Erin@epa.gov>; Pham, Elizabeth <Pham.Elizabeth@epa.gov>

Subject: RE: Follow-up from EPA Inspection 6/25

CAUTION: Don't open links or attachments unless you recognize the sender and know they are safe.

Neil,

We have not shipped any of the Tank 115 rust/scale waste yet. The sample has been collected and is pending analytical to create the profile for disposal. Please let us know if you want us to send the profile to you once it is generated.

Thank you,
Katie

From: Neil Rapp <Neil.Rapp@erg.com>

Sent: Tuesday, June 25, 2024 4:13 PM

To: Flores, Aaron A <Aaron.A.Flores@p66.com>; Wagner, Bryan R <Bryan.R.Wagner@p66.com>; Mareno, Katie <Katie.Mareno@p66.com>; Hurta, G L <G.L.Hurta@p66.com>

Cc: Vince Damiano <Vince.Damiano@erg.com>; Young-Dahl, Erin <YoungDahl.Erin@epa.gov>; Pham, Elizabeth <Pham.Elizabeth@epa.gov>

Subject: [EXTERNAL]Follow-up from EPA Inspection 6/25

This Message Is From an External Sender

[Report Suspicious](#)

This message came from outside your organization.

Hello Everyone,

Thank you for your assistance this morning. I am following up with a list of requested items from our inspection today. We would like you to send us:

- A copy of your MARPOL Certificate of Adequacy.
- Waste Profile and Analytical for Tank 115 Scale/Rust

Please send the requested information to me and the persons copied on this email within two weeks. Thanks again for your time and please let us know if you have any questions or concerns.

Regards,



Neil Rapp, P.E.

Senior Engineer

Cell: 480-450-6517

neil.rapp@erg.com