



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

REGION 6

1201 ELM STREET, SUITE 500
DALLAS, TEXAS 75270-2102

September 23, 2021

TRANSMITTED VIA EMAIL

Mr. Jeffrey W. Gifford
Vice President HSSE
Manta Ray Gathering Company, LLC
919 Milam, Suite 2100
Houston, TX 77002
jeff.gifford@genlp.com

Re: Administrative Order, Docket Number: CWA-06-2021-1737
NPDES Permit: GMG290159

Dear Mr. Gifford:

Enclosed is an Administrative Order (AO) issued by the United States Environmental Protection Agency, Region 6 (EPA) to Manta Ray Gathering Company, LLC for violations of the Clean Water Act, 33 U.S.C. §§ 1251-1387. This AO requires Manta Ray Gathering Company, LLC to comply with the provisions set forth in the attached AO for violations identified during a review of effluent and non-receipt Discharge Monitoring Reports from January 1, 2018, to March 31, 2021. Other violations were also identified during a Bureau of Safety and Environmental Enforcement (BSEE) inspection conducted on March 29, 2021 (ID No. 207365535) that was submitted to EPA. EPA requests that you immediately confirm receipt of this e-mail and the attached AO by a response e-mail to angove.sharon@epa.gov.

This AO does not assess a monetary penalty; however, it does require compliance with applicable federal regulations. The first compliance deadline is within thirty days of receipt of this AO. EPA is committed to ensuring compliance with the requirements of the National Pollutant Discharge Elimination System (NPDES) program, and my staff will assist you in any way possible. Please reference AO Docket Number CWA-06-2021-1737 and NPDES Permit Number GMG290159 in your response.

The EPA acknowledges that the COVID-19 pandemic may impact your business and operations. If this is the case, please contact us regarding any specific issues you need to discuss. If you need additional time to respond to this AO or if you have any questions relating to this AO, please contact Ms. Sharon Angove, of my staff, at (214) 665-6472.

Sincerely,

Digitally signed by CHERYL SEAGER
DN: c=US, o=U.S. Government, ou=Environmental
Protection Agency, cn=CHERYL SEAGER,
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Date: 2021.09.23 15:51:29 -05'00'

Cheryl T. Seager, Director
Enforcement and
Compliance Assurance Division

cc: T.J. Broussard, Regional Environmental Officer
t.j.broussard@bsee.gov



U.S. ENVIRONMENTAL PROTECTION AGENCY - REGION 6
FINDINGS OF VIOLATION AND COMPLIANCE ORDER

In the Matter of: Manta Ray Gathering Company, LLC
Docket No.: CWA-06-2021-1737 NPDES No.: GMG290159

STATUTORY AUTHORITY

The following findings are made, and Order issued, under the authority vested in the Administrator of the United States Environmental Protection Agency (EPA) by Section 309(a) of the Clean Water Act (the Act), 33 U.S.C. § 1319(a). The Administrator of EPA delegated the authority to issue this Order to the Regional Administrator of EPA Region 6, who further delegated this authority to the Director of the Enforcement and Compliance Assurance Division.

FINDINGS

1. Manta Ray Gathering Company, LLC (Respondent) is a "person," as that term is defined at Section 502(5) of the Act, 33 U.S.C. § 1362(5), and 40 C.F.R. § 122.2.
2. At all times relevant to this Order, Respondent owned or operated offshore oil and gas production and/or exploration facilities located in the Central and Western Portions of the Gulf of Mexico in the Outer Continental Shelf (facilities), and is, therefore, an "owner or operator" within the meaning of 40 C.F.R. § 122.2. The mailing address for Respondent is 919 Milam, Suite 2100, Houston, TX 77002.
3. At all relevant times, the facilities are considered "point sources" of "discharges" of "pollutants" to the receiving waters of the Gulf of Mexico, which is considered a "water of the United States" within the meaning of Section 502(12) and (14) of the Act, 33 U.S.C. § 1362(12), (14), and 40 C.F.R. § 122.2.
4. Because Respondent owns or operates facilities that act as point sources of discharges of pollutants to a water of the United States, Respondent and the facilities are subject to the Act and the National Pollutant Discharge Elimination System (NPDES) program.
5. Under Section 301 of the Act, 33 U.S.C. § 1311, it is unlawful for any person to discharge any pollutant from a point source to waters of the United States, except with the authorization of, and in compliance with, an NPDES permit issued pursuant to Section 402 of the Act, 33 U.S.C. § 1342.
6. Section 402(a) of the Act, 33 U.S.C. § 1342(a), provides that the Administrator of EPA may issue permits under the NPDES program for the discharge of pollutants from point sources to waters of the United States. Any such discharge is subject to specific terms and conditions prescribed in the applicable permit.
7. Pursuant to Section 402(a) of the Act, 33 U.S.C. § 1342(a), EPA issued the "Final NPDES General Permit for New and Existing Sources and New Dischargers in the Offshore Subcategory of the Oil and Gas Extraction Category for the Western Portion of the Outer Continental Shelf of the Gulf of Mexico" (GMG290000) (permit), which was reissued and took effect in its current form on October 1, 2017, 77 Fed. Reg. 61605. The permit authorizes discharges from new sources, existing sources, and new dischargers in the Offshore Subcategory of the Oil and Gas Extraction Point Source Category (40 C.F.R. Part 435, Subpart A) by operators of lease blocks located in Federal Waters of the Central and Western Portions of the Gulf of Mexico. The permit does not authorize discharges from facilities located in, or discharging to, the territorial seas of Louisiana or Texas or from facilities defined as "coastal," "onshore," or "stripper" (40 C.F.R. Part 435, Subparts C, D, and E). The permit does, however, authorize the discharge of produced water to the Central and Western portions of Federal Waters of the Gulf of Mexico from wells located in lease blocks, and is available on the Internet at https://www.epa.gov/sites/production/files/2017-09/documents/2017_final_gp_for_fr_091817.pdf
8. Part I.B of the permit places certain limitations on the quality and quantity of effluent discharges by Respondent. Effluent limitations, prohibitions, and monitoring requirements are listed in Table 1 of Appendix F.
9. Part I of the permit requires Respondent to sample and test its effluent and monitor compliance with permit conditions according to specific procedures in order to determine the facilities' compliance or noncompliance with the permit and applicable regulations. Part II.D of the permit requires Respondent to file with EPA certified Discharge Monitoring Reports (DMRs) of the results of monitoring and Noncompliance Reports when appropriate.

10. A DMR file review was conducted by EPA for the monitoring period of January 1, 2018, to March 31, 2021. The file review included an inspection report by the Bureau of Safety and Environmental Enforcement (BSEE) conducted on March 29, 2021 (ID No. 207365535). Violations from the inspection report can be seen at Attachment C, which is incorporated herein by reference. The certified DMRs filed by Respondent with EPA show discharges of pollutants from the facilities that exceed the permitted effluent limitations as specified in Part I.B.1. through 12. of the permit.

11. Permit violations included multiple exceedances of the effluent limitations of deck drainage established in Part I.B of the permit, such as free oil. The DMRs showed multiple violations that are specified in Attachment A, which is incorporated herein by reference, for permitted features (0002 and 0012).

12. Part II.D.4 of the permit was violated in that Respondent had multiple non-receipt violations. The violations identified include: reporting an incorrect No Discharge Indicator (NODI) code "A" "General Permit Exemption" for produced water toxicity to EPA following the II.C.7.b quarterly monitoring periods. The DMR non-receipt violations are specified in Attachment B, which is incorporated by reference, for permitted feature (0014). Respondent must submit all missing DMRs sample analysis and limit sets to meet the requirements outlined in Paragraph 14 of this Order.

13. Each instance in which Respondent discharged pollutants to waters of the United States in amounts exceeding the effluent limitations contained in the permit, as well as non-receipt DMRs, is a violation of the permit and Section 301 of the Act, 33 U.S.C. § 1311.

SECTION 309(a)(3) COMPLIANCE ORDER

14. Based on the foregoing Findings and pursuant to the authority of Section 309(a)(3) of the Act, EPA hereby orders Respondent to take the following action:

A. Within thirty (30) days of the effective date of this Order, Respondent shall take such steps as necessary to comply with the effluent limitation provisions of the permit.

B. Within thirty (30) days of the effective date of this Order, Respondent must certify compliance with the terms and conditions of the permit for violations in Attachments A, B & C.

C. Within thirty (30) days of the effective date of this Order, Respondent shall provide EPA with a list of all mechanical, management and operational deficiencies and a narrative describing the specific actions taken to correct all cited violations.

D. In the event Respondent believes complete correction of the violations cited herein is not possible within thirty (30) days of the effective date of this Order, Respondent shall submit a comprehensive written plan for the mitigation of the cited violations within the shortest possible time. Such plan shall describe in detail the specific corrective actions to be taken and why such actions are sufficient to correct the violations. The plan shall include a detailed schedule for the mitigation of the violations within the shortest possible time, as well as measures to prevent these similar violations from reoccurring. Any approved compliance schedule will be incorporated and reissued in a future administrative order.

E. If you have questions or comment on this matter, please contact Ms. Sharon Angove of my staff, at (214) 665-6472.

F. Any information or correspondence submitted by Respondent to EPA under this Order shall be addressed or emailed to the following:

Ms. Sharon Angove
Water Enforcement Branch (ECDWE)
EPA, Region 6
1201 Elm Street, Suite 500
Dallas, TX 75270
angove.sharon@epa.gov

GENERAL PROVISIONS

Respondent may seek federal judicial review of the Order pursuant to Chapter 7 of the Administrative Procedure Act, 5 U.S.C. §§ 701–706, which states the scope of such review.

Issuance of this Section 309(a)(3) Compliance Order shall not be deemed an election by EPA to forego any administrative or judicial, civil or criminal action to seek penalties, fines, or any other relief appropriate under the Act for the violations cited herein, or other violations that become known. EPA reserves the right to seek any remedy available under the law that it deems appropriate. Failure to comply with this Section 309(a)(3) Compliance Order or the Act can result in further administrative action, or a civil judicial action initiated by the United States Department of Justice.

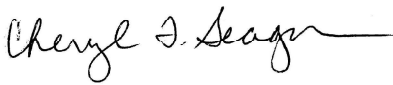
This Order does not constitute a waiver or modification of the terms or conditions of Respondent's NPDES permit which remain in full force and effect.

Compliance with the terms and conditions of this Order does not relieve Respondent of its obligations to comply with any applicable federal, state, or local law or regulation.

The effective date of this Order is the date it is received by Respondent.

September 23, 2021

Date



Digitally signed by CHERYL SEAGER
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Protection Agency, cn=CHERYL SEAGER,
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Cheryl T. Seager, Director
Enforcement and
Compliance Assurance Division

ATTACHMENT A

NPDES ID(s): GMG290159
State: GM
Major/Minor Indicator: Minor
Violation Date: 01/01/2018 - 03/31/2021
Violation Type(s): Effluent Violation

Environmental Protection Agency
Integrated Compliance Information System (ICIS)
Effluent Violations Report
GMG290159

Created Date: 09/15/2010
Refresh Date: 08/12/2021
Report Version 1.5, Modified: 1/4/2017

Permittee Name:	MANTA RAY GATHERING CO, L.L.C.	Primary SIC Code:	1311	Permit Issued:	10/01/2017
Permittee Address:	919 Milam, Ste. 2100 HOUSTON, TX 77002	Primary SIC Desc:	Crude Petroleum And Natural Gas	Permit Effective:	10/01/2017
Major/Minor Indicator:	Minor	Primary NAICS Code:		Permit Expired:	09/30/2022
Compliance Track. Status:	On	Primary NAICS Desc:		Permit Status:	Effective
DMR Non Receipt Flag:	On	Cognizant Official:	TERRY L. HURLBURT, SR-VP-OPS		
RNC Tracking Flag:	On	Cognizant Offcl. Ph.:	713-381-6595		
		Receiving Body:	GULF OF MEXICO		

Facility Information

Facility Name:	MANTA RAY GATHERING CO, L.L.C.	County:	Harris	FRS ID:	110011276001
Facility Location:	919 MILAM, STE. 2100 HOUSTON, TX 77002	Region:	06	Federal Facility Ownership:	
		State-Region:		Type of Ownership:	

ICIS Effluent Violations

Violation Code	Monitoring Period End Date	Monitoring Period	Limit Set	Lease Area/Block	Parameter	Mon. Loc.	Value Type/ Stat. Base	Reported Value/Units	Limit Value/ Units
E90	12/31/2019	From 10/01/2019 to 12/31/2019	0012-DD	West Cameron-167	82597 - Deck drainage, free oil	1	C3 QTRTOTAL	1 d	<= d
E90	06/30/2018	From 04/01/2018 to 06/30/2018	0002-DD	Ship Shoal, South Addition-332	82597 - Deck drainage, free oil	1	C3 QTRTOTAL	1 d	<= d

ATTACHMENT B

NPDES ID(s): GMG290159
State: GM
Major/Minor Indicator: Minor
Violation Date: 01/01/2018 - 03/31/2021
Violation Type(s): DMR Non-Receipt Violation

Environmental Protection Agency
Integrated Compliance Information System (ICIS)
DMR Non-Receipt Violations Report
GMG290159

Created Date: 09/15/2010
Refresh Date: 08/12/2021
Report Version 1.5, Modified: 1/4/2017

Permittee Name:	MANTA RAY GATHERING CO, L.L.C.	Primary SIC Code:	1311	Permit Issued:	10/01/2017
Permittee Address:	919 Milam, Ste. 2100 HOUSTON, TX 77002	Primary SIC Desc:	Crude Petroleum And Natural Gas	Permit Effective:	10/01/2017
Major/Minor Indicator:	Minor	Primary NAICS Code:		Permit Expired:	09/30/2022
Compliance Track. Status:	On	Primary NAICS Desc:		Permit Status:	Effective
DMR Non Receipt Flag:	On	Cognizant Official:	TERRY L. HURLBURT, SR-VP-OPS		
RNC Tracking Flag:	On	Cognizant Offcl. Ph.:	713-381-6595		
		Receiving Body:	GULF OF MEXICO		

Facility Information

Facility Name:	MANTA RAY GATHERING CO, L.L.C.	County:	Harris	FRS ID:	110011276001
Facility Location:	919 MILAM, STE. 2100 HOUSTON, TX 77002	Region:	06	Federal Facility Ownership:	
		State-Region:		Type of Ownership:	

ICIS Whole DMR and/or Individual Limit Set Non-Receipt Violations

Violation Code	Monitoring Period End Date	Monitoring Period	Limit Set	Lease Area/Block	Parameter	Mon. Loc.	DMR Value	NODI Code	DMR Due Date	DMR Submission Date	DMR Late Flag
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	51712 - Whole Effluent Toxicity [WET] - M. beryllina	1	Q2	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	51713 - Whole Effluent Toxicity [WET] - M. bahia	1	Q2	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	51726 - Critical Dilution	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TGP3E - Pass/Fail Static Renewal 7 Day Chronic Americamysis bahia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TGP6B - Pass/Fail Statre 7Day Chronic Menidia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TLP3E - Low Flow Pass/Fail Survival Test Static Renewal 7 Day Chronic Americamysis bahia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TLP6B - Low Flow Pass/Fail Survival Test Static Renewal 7 Day Chronic Menidia menidia	1	C3	**E**	02/28/2021	02/08/2021	

ATTACHMENT B

NPDES ID(s): GMG290159
State: GM
Major/Minor Indicator: Minor
Violation Date: 01/01/2018 - 03/31/2021
Violation Type(s): DMR Non-Receipt Violation

Environmental Protection Agency
Integrated Compliance Information System (ICIS)
DMR Non-Receipt Violations Report
GMG290159

Created Date: 09/15/2010
Refresh Date: 08/12/2021
Report Version 1.5, Modified: 1/4/2017

ICIS Whole DMR and/or Individual Limit Set Non-Receipt Violations

Violation Code	Monitoring Period End Date	Monitoring Period	Limit Set	Lease Area/Block	Parameter	Mon. Loc.	DMR Value	NODI Code	DMR Due Date	DMR Submission Date	DMR Late Flag
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TOP3E - NOEC Lethal Static Renewal 7 Day Chronic Americamysis bahia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TOP6B - NOEC Lethal Static Renewal 7 Day Chronic Menidia menidia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TPP3E - NOEC Sub-Lethal Static Renewal 7 Day Chronic Americamysis bahia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TPP6B - NOEC Sub-Lethal Static Renewal 7 Day Chronic Menidia menidia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TQP3E - Coef Of Var Statre 7Day Chronic Mysid. Bahia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TQP6B - Coef Of Var Static Renewal 7Day Chronic Menidia menidia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TXP3E - LOEC Lethal Survival Static Renewal 7 Day Chronic Americamysis bahia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TXP6B - LOEC Lethal Survival Static Renewal 7 Day Chronic Menidia menidia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TYP3E - LOEC Sub-Lethal Reproduction Static Renewal 7 Day Chronic Americamysis bahia	1	C3	**E**	02/28/2021	02/08/2021	
D80	12/31/2020	From 10/01/2020 to 12/31/2020	0014-PR	East Cameron, South Addition-373	TYP6B - LOEC Sub-Lethal Reproduction Static Renewal 7 Day Chronic Menidia menidia	1	C3	**E**	02/28/2021	02/08/2021	

DMR Non-Receipt Violations: Asterisks around a NODI Code (e.g. **X**) indicate the NODI code will not automatically resolve RNC.
Schedule Violations: Schedule Type P - Permit, A - Administrative, J - Judicial

NPDES ID(s): GMG290159
State: GM
Major/Minor Indicator: Minor
Time Frame of Non-compliance:
01/01/2018 - 12/31/2020

Created Date:08/23/2021

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Non-compliance from BSEE Inspection Report

BSEE ID Number	Inspection Date	PF/Limit Set	Lease Area/Block	Description of violations	Violation Date(s)	Permit Requirement	Reported Value or Other
207365535	03/29/2021	0002 - DD	Ship Shoal 332	One day free oil discharge on quarter two 2018 DMR	2nd quarter 2018	0 # Days	# Days - 1
207365535	03/29/2021	0002 - WW	Ship Shoal 332	Tier 3 Nipple on flange; deck to sump	05/21/2018	NRC Report #1212793	1 Gallon