



REGION 6
DALLAS, TX 75270

March 21, 2025

SENT BY ELECTRONIC MAIL

Austin.Taylor@enbridge.com

Austin Taylor
Environmental Manager
Enbridge Ingleside Oil Terminal
1450 Lexington Blvd. Bldg 300
Ingleside, TX 78362

Re: Notice Letter
Resource Conservation and Recovery Act
Enbridge Ingleside Oil Terminal; EPA ID: TX170099915

Dear Mr. Taylor,

Hazardous waste that is improperly managed poses a serious threat to human health and the environment. Through implementation of the authorities in the Resource Conservation and Recovery Act (RCRA), 42 U.S.C. §§ 6901 – 6992k, the United States Environmental Protection Agency (EPA) regulates hazardous waste activities from the “cradle-to-grave.” This includes the generation, transportation, treatment, storage and disposal of hazardous waste.

On March 13, 2024, EPA, Region 6 conducted an inspection of Enbridge Ingleside Oil Terminal (“Enbridge”) facility located in Ingleside, TX. The purpose of the inspection was to determine Enbridge’s compliance with the requirements of RCRA, and the implementing regulations. The information currently available to EPA, collected as a result of the inspection, suggests that Enbridge may be in violation of RCRA.

RCRA Violations

By this letter, EPA is extending Enbridge the opportunity to advise EPA, in person, via a conference call, or in writing, of any further information EPA should consider with respect to

the following potential violations of RCRA and the implementing regulations:¹

Violations:

1. Used Oil Storage – Failure to clearly label containers used to store used oil with the words “Used Oil,” pursuant to 30 Tex. Admin. Code § 324.1, adopting by reference 40 C.F.R. § 279.22(c)(1) (Lab Storage Area).
2. Waste Management – Failure to store universal waste lamps in a container or package that was structurally sound and able to prevent breakage, pursuant to 30 Tex. Admin. Code § 335.261, adopting by reference 40 C.F.R. § 273.13(d)(1) (Waste Building).
3. Labeling/Marking – Failure to label boxes of stored universal waste lamps with the words “Universal Waste – Lamp(s),” or “Waste Lamp(s),” or “Used Lamp(s),” pursuant to 30 Tex. Admin. Code § 335.261, adopting by reference 40 C.F.R. § 273.14(e) (Waste Building)
4. Accumulation Time Limits – Failure to label boxes of universal waste with accumulation date, pursuant to 30 Tex. Admin. Code § 335.261, adopting by reference 40 C.F.R. § 273.15(c). (Waste Building)
5. Used Oil Storage – Failure to clearly label containers used to store used oil with the words “Used Oil,” pursuant to 30 Tex. Admin. Code § 324.1 referencing 40 C.F.R. § 279.22(c)(1). (Waste Building)
6. Used Oil Storage – Failure to properly manage and cleanup used oil released, pursuant to 30 Tex. Admin. Code § 324.1, adopting by reference 40 C.F.R. § 279.22(d)(3). (Waste Building)
7. Hazardous Waste Determination – Failure to make a hazardous waste determination on solid wastes material, pursuant to 30 Tex. Admin. Code § 335.62, [40 C.F.R. § 262.11]. (Waste Building).
8. Containment Systems and Secondary Containment – Failure to comply with secondary containment requirements, pursuant to 30 Tex. Admin. Code § 335.12(a)(7), adopting by reference 40 C.F.R. § 264.175. (Waste Building).

¹ On December 26, 1984, the State of Texas received final authorization for its base Hazardous Waste Management Program (49 Fed. Reg. 48300). Subsequent revisions have been made to the Texas Hazardous Waste Program and authorized by EPA. Except as otherwise provided, all citations found within this Notice Letter are to the “EPA-Approved Texas Statutory and Regulatory Requirements Applicable to the Hazardous Waste Management Program” dated March 2021, incorporated by reference under 40 C.F.R. § 272.2201(c)(1)(i) (86 Fed. Reg. 12834: Texas State-Administered Program: Final Authorization). References and citations to the “EPA-Approved Texas Statutory and Regulatory Requirements Applicable to the Hazardous Waste Management Program” may vary slightly from the State of Texas’s published version. For ease of reference, the corresponding C.F.R. citations will follow in brackets.

Please review the additional information we have provided in the Enclosure.

Opportunity to Confer

This Notice provides you with the opportunity to confer with EPA within **10 business days** of receipt of this Notice, with respect to the above listed alleged violations. We request Enbridge contact Ravi Sharma, Assistant Regional Counsel, at sharma.ravi@epa.gov or (214) 665-6719.

Sincerely,

Jeff Yurk, Manager
Waste and Chemical Enforcement Branch

Enclosure:
Additional Sources of Information

ADDITIONAL SOURCES OF INFORMATION

1. Information on RCRA and hazardous waste regulations

<https://www.epa.gov/rcra/resource-conservation-and-recovery-act-rcra-regulations>

2. RCRA Civil Penalty Policy

<https://www.epa.gov/enforcement/resource-conservation-and-recovery-act-rcra-civil-penalty-policy>

3. Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, 40 C.F.R. Part 22

https://www.epa.gov/sites/production/files/2013-10/documents/final-crop-fr_1.pdf

4. Small Business Fact Sheet

www.epa.gov/compliance/small-business-resources-information-sheet